TO THE ZONING COMMISSIONER OF BALTIMORE COUNTY:

I, or we, Ronald M. a Joan L. Rupp legal owner of the property situate in Baltimore County and which is described in the description and plat attached hereto and made a part hereof,

(existing garage) to be located 7" from the side property line, in lieu of the

required 21'.

of the Zoning Regulations of Baltimore County, to the Zoning Law of Baltimore County; for the following reasons: (indicate hardship or practical difficulty)

we applied for a permit showing a 2.6" setback - due to an error in the placement of the block on the footingthe garage was erected only 2° from the line Therafore, we respectfully apply for the above mentioned Variance.

I if the overhang of the roof and rainspout is included the distance

from the line is 7 3/8")

Property is to be posted and advertised as prescribed by Zoning Regulations.

Yor we, agree to pay expenses of above Variance advertising, posting, etc., upon filing of this on, and further agree to and are to be bound by the zoning regulations and restrictions of pre County adopted pursuant to the Zoning Law For Baltimore County.

Jones J. Charfel Legal Owner 385-5931 Contract purchaser Address 5853 Houley Ord Co white Much, md 21162 Protestant's Attorney Petitioner's Attorney

ORDERED By The Zoning Commissioner of Baltimore County, this _____15th _____day

required by the Zoning Law of Baltimore County, in two newspapers of general circulation through out Baltimore County, that property be posted, and that the public hearing be had before the Zoning Commissioner of Baltimore County in Room 106, County Office Building in Towson, Baltimore

County, on the 18th day of December __A __M.

197 9, at 9:45 o'clock

Petitioners - Ronald M. Rupp, et ux

BALTIMORE COUNTY ZONING PLANS ADVISORY COMMITTEE

December 5, 1979

RE: Item No. 72

Variance Petition

COUNTY OFFICE BLDG. 111 W. Chesspeake Ave. Turpin, Maryland 21204

Mr. & Mrs. Ronald M. Rupp 5853 Loreley Beach Road Nicholas B. Commodar White Marsh, Maryland 21162

Chairman MEMBERS

Bureau of Engineering Department of Traffic Engineering State Boads Commission

Bucesu of Fire Prevention Realth Department Project Planning

Industrial

Development

Dear Mr. & Mrs. Rupp:

Building Department Board of Education

Soming Administration

The Zoning Plans Advisory Committee has reviewed the plans submitted with the above referenced petition. The following comments are not intended to indicate the appropriateness of the zoning action requested, but to assure that all parties are made aware of plans or problems with regard to the development plans that may have a bearing on this case. The Director of Planning may file a written report with the Zoning Commissioner with recommendations as to the suitability of the requested zoning.

This Variance Petition is required in order to legalize the metback of your existing garage. It is my understanding that a permit was issued, and the garage was inaccurately located. A similar request has been processed for the property immediately adjacent to yours, and this hearing will be heard following yours.

At this time all comments from the members of the Committee are not available. However, it was verbally indicated that they had no

This petition is accepted for filing on the date of the enclosed filing certificate. Notice of the hearing date and time, which will be held not less than 30 nor more than 90 days after the date on the filing certificate, will be forwarded to you in the near future.

Very truly yours,

NICHOLAS B. COMMODARI Zoning Plans Advisory Committee

NBC:s enclosure RE: PETITION FOR VARIANCE S/S of Loreley Beach Rd., 5225' S and W of Allender Rd., 11th District :

. BEFORE THE ZONING COMMISSIONER

OF BALTIMORE COUNTY

RONALD M. RUPP, et ux, Petitioners : Case No. 80-127-A

ORDER TO ENTER APPEARANCE

1111111

Mr. Commissioner:

Pursuant to the authority contained in Section 524. 1 of the Baltimore County Charter, I hereby enter my appearance in this proceeding. You are requested to notify me of any hearing date or dates which may be now or hereafter designated therefore, and of the passage of any preliminary or final Order in connection therewith.

Peter Max Zimmerman Deputy People's Counsel

John W. Hessian, III People's Counsel for Baltimore County County Office Building Towson, Maryland 21204 494-2188

I HEREBY CERTIFY that on this 28th day of November, 1979, a copy of the foregoing Order was mailed to Mr. and Mr., Ronald M., Rupp, 5853 Loreley Beach Road, White Marsh, Maryland 21162, Petitioners.

John W. Hessian, III

BALTIMORE COUNTY ZONING PLANS

ADVISORY COMMITTEE



No. & Res. Penalé II. Rep. 5053 Lennier Beach Bend Walte Beach, Respired 21162

BALTIMORE COUNTY OFFICE OF PLANNING & ZONING

County Office Building 111 W. Chesapeake Avenue Towson, Maryland 21204

Your Petition has been received and accepted for filing this

WILLIAM E. HAMMOND Zoning Commissioner

Petitioner Bonald R. Dap, of un

Chairman, Zoning Plans **Advisory Committee**

PETITION AND SITE PLAN

EVALUATION COMMENTS

BALTIMORE COUNTY DEPARTMENT OF PUBLIC WORK TOWSON MARYLAND 21204

December 3, 1979

.. William E. Hammond Zoning Commissoner County Office Building Towson, Maryland 21204

> Rn: Item #72 (1979-1980) Property Owner: Ronald M. & Joan L. Rupp S/S Loreley Beach Rd. 5225' S & W of Allender Rd. Existing Zoning: RC Proposed Zoning: Variance to permit an accessory structure (garage) to be located 2' from the side property line in lieu of the required 2.5'. Acres: 0.302 District: 11th

32 & 33 NE 40 Pos. Shts.

NE 9 J Topo 73 Tox Map

Dear Mr. Hammond:

The following comments are furnished in regard to the plat submitted to this office for review by the Zoning Advisory Committee in connection with the subject item.

The comments which were supplied for this property in conjunction with the Zoning Advisory Committee review of this property for Item 38 (1975-1976), 76-81A, are referred to for your consideration.

Development of this property through stripping, grading and stabilization could result in a sediment pollution problem, damaging private and public holdings downstream of the preperty. A grading permit is, therefore, necessary for all grading, including the stripping of top soil.

The Petitioner must provide necessary drainage facilities (temporary or permanent) to prevent creating any nuisances or damages to adjacent properties, especially by the concentration of surface waters. Correction of any problem which may result, due to improper grading or improper installation of drainage facilities, would be the full responsibility of the Petitioner.

This property, which is utilizing private onsite water supply and sewerage disposal facilities is within the Baltimore County Metropolitan District and beyond the Urban-Rural Demarcation Line; and in an area designated "Planned Service in 11 to 30 years" on Baltimore County Water and Sewerage Plans W-17B and S-17B, as amended, respectively.

This office has no further comment in regard to the plan submitted in connection with this Item #72 (1979-1980).

> Very truly yours, ELLSWORTH N. DIVER, P.E. Chief, Bureau of Engineering

END: FAM: FWR: SS cc: J. Wimbley, J. Somers

Baltimore County, Maryland Department Of Unblir Works

COUNTY OFFICE BUILDING TOWSON, MARYLAND 21204

Bureau of Engine-ring ELLSWORTH N DIVER P. E. CHIEF

September 19, 1975

Mr. S. Eric DiNemna Zoning Commissioner County Office Building Towson, Maryland 21204

> Re: Item #38 (1975-1976) Property Owner: Ronald and Joan Rupp S/S of Lorely Beach Rd., 1,299' 3" W. of the intersection of Lorely Reach Rd. and Lorely Beach Rd. Existing Zoning: R.D.P. Proposed Zonings Variance from Sec. 1400.38.3 to permit side yard setbecks of 10' 6" instead of the required 50'. District: 11th

Dear Mr. DiNoma:

The following comments are furnished in regard to the plat submitted to this office for review by the Zoning Advisory Committee in connection with the subject item.

Generals

The mibmitted plan must be revised to more correctly indicate the existing and proposed improvements on this site and the relationship of the improvements on adjacent lote thereto.

Highwayst

Loreley Beach Road, an existing public road, is proposed to be improved in the future on a 60-foot right-of-way. Highway improvements are not required at this time. Highway right-of-way widening, based upon the centerline of the existing right-of-way, including any necessary revertible easements for slopes, will be required in connection with any grading or building permit application. The submitted plan should be revised to indicate the proposed highway right-of-way widening.

Sediment Control:

Development of this property through stripping, grading and stabilization could result in a sediment pollution problem, damaging private and public holdings downstream of the property. A g wing permit is, therefore, necessary for all grading, including the stripping of top soil.

Storm Drains:

The Petitioner must provide necessary drainage facilities (temporary or parmame. 1) to prevent creating any muisances or demages to adjacent properties, especially by the concentration of surface waters. Correction of any problem which may result, due to improper grading or improper installation of drainage facilities, would be the full responsibility of the Petitioner.

aport \$38 (1975-1976) Property Owner: Roneld and Joen Rupp September 19, 1975

Water and Sanitary Sewers

Public water supply end semitery sewerage are not available to serve this property which is utilizing private oneite facilities.

Yery truly yours,

ELLSWORTH N. DIVER, P.Z. Chief, Bureau of Engineering

PHD:EAM: TWR: 80

out John Somers

MM-NW Key Sheet 32 ME bl. Pos. Sheet NE 39-J Topo 73 Tax Kap

Pursuant to the advertisement, posting of property, and public hearing on the Petition and it appearing that by re son of the following finding of facts that strict compliance with the Baltimore County Zoning Regulations would result in practical difficulty and unreasonable hardship upon the Petitioner(s), the Variance(s) should be had; and it further appears that the granting of the Variance requested will not adversely affect the health, safety, and general welfare of the community; and, therefore,

IT IS ORDERED by the Zoning Commissioner of Baltimore County, this ______ day of ______ January ___ . 19_80, that the herein Petition for Variance to permit completion of construction of an accessory structure, an existing block garage, located seven inches (7") from the site property line in lieu of the required one-half feet (21') should be and the same is GRANTED, from and after the date of this Order, subject to the approval of a site plan by the Department of Public Works and the Office of Planning and Zoning.

> Zoning Commissioner of Baltimore County

Pursuant to the advertisement, posting of property, and public hearing on the Petition and it appearing that by reason of failure to show practical difficulty and/or unreasonable hardship, the Variance(s) should not be granted.

IT IS ORDERED by the Zoning Commissioner of Baltimore County, this _____ day of _____, 19___, that the herein Petition for the Variance(s) to permit

> -----Zoning Commissioner of Baltimore County



BALTIMORE COUNTY
OFFICE OF PLANNING & ZONIN
TOWSON, MARYLAND 21204 BALTIMORE COUNTY OFFICE OF PLANNING & ZONING

JOHN D SEYFFERT DIRECTOR

December 5, 1979

Mr. William Hammond, Zoning Commissioner Zoning Advisory Committee Office of Planning and Zaning Baltimore County Office Building Towson, Maryland 21204

Dear Mr. Hammond:

Comments on Item #72, Zoning Advisory Committee Meeting, October 2, 1979, are as follows:

Property Owner: Ronald M and Joan L. Rupp Location: S/S Loreley Beach Road 5225' S & W. of Allender Road Existing Zoning: RC-2 Proposed Zoning: Variance to permit an accessory structure (garage) to be located 2' from the side property line in lieu of the required 2.5' Acres: 0.302 District: 11th

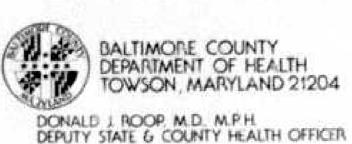
This office has reviewed the subject petition and offers the following comments. These comments are not intended to indicate the appropriateness of the zoning in question, but are to assure that all parties are made aware of plans or problems with regard to development plans that may have a bearing on this petition.

This plan has been reviewed and there are no site-planning factors requiring comment.

Very truly yours,

John L. Wimbley

Planner III Current Planning and Development



November 26, 1979

Mr. William E. Hammond, Zoning Commissioner Office of Planning and Zoning County Office Building Towson, Maryland 21204

Dear Mr. Hammond:

Acres: District.

Comments on Item #72, Zoning Advisory Committee Meeting of October 2, 1979, are as follows:

> Property Owner: Ronald M. & Joan L. Rupp Existing Zoning: R.C. 2

S/S Loreley Beach Rd. 5225' S & W of Allender Rd. Proposed Zoning: Variance to permit an accessory structure (garage)

to be located 2' from the side property line in lieu of the required 2.5'

0.302 11th

The existing dwelling is presently served by a water well and sewage disposal system, both of which appear to be functioning properly. The garage will not interfere with the location of either the well or sawage disposal system; therefore, no health hazards are anticipated.

IJF/JRP/fth#

BALTIMORE COUNTY, MARYLAND

INTER-OFFICE CORRESPONDENCE

TO William B. Hannond and Zoning Fire Frevention Bureau

SUBJECT Zoning Advisory Committee Meeting of October 2, 1979

Attention: Nick Commodari. Chairman Zoning Plans Advisory Committee

Property Owner: John E. Brown Location: NE/C Back River Neck Rd. & Brown's Rd. ITEM # 65

No Comments

Date_October 8, 1979

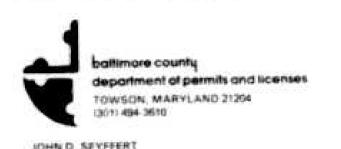
Property Owner: Armand J. & Helen M. Gold ITEM # 68 Location: E/S Scotts Hills Dr. 100' N Smoke Tree Rd. No Comments

Property Owner: The A.S. Abell Company Location: 648.78' W York Rd. 542.27' N Schwartz Ave. No Comments

> Property Owner: Bonald M. & Joan L. Arts Location: S/S Loreley Beach Rd. 52 - -

Allender Rd.

No Comments



October 25, 1979

Mr. William E. Hammond, Zoning Commissioner Office of Planning and Zoning County Office Building Towson, Maryland 21204

DIRECTOR

Comments on Item # 72 Zoning Advisory Committee Meeting, October 2, 1979 are as follows:

Property Owner: Ronald M & Joan I Rupp Location: S/S Loreley Beach Road 5225' S & W of Allender Road Proposed Zoning: Variance to permit an accessory structure (garage) to be located 2' from the side property line in liew of the required 2.5'.

11 th District:

The items checked below are applicable:

I A. Structure shall conform to Baltimore County Building Code (B.O.C.A.) 1970 Edition and the 1971 Supplement,

and other applicable codes.

- X B. A building permit shall be required before construction can begin.
- C. Additional _____Permits shall be required.
- D. Building shall be upgraded to new use requires alteration permit.
- E. Three sets of construction drawings will be required to file an application for a building permit.

F. Three sets of construction drawings with a registered Maryland

an application for a building permit. G. Wood frame walls are not permitted within 3'0" of a property line. Contact Building Department if distance is between 3'0" and 6'0"

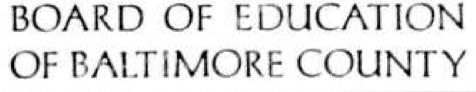
Architect or Engineer's original seal will be required to file

- H. Requested setback variance conflicts with the Baltimore County
- huilding Code. See Section _____ No Comment.
- Existing masonry garage walls appear to comply with the

Building Code requirements. NOTE: These comments reflect only on the information provided by the drawing submitted to the office of Planning and Zoning and are not to be construed as the full extent of any permit.

Plans Beview

Very truly yours, Charles E. Burnham, Chief



TOWSON, MARYLAND - 21204

Date: September 25, 1979

Mr. S. Eric DiNenna Zoning Commissioner Baltimore County Office Building Towson, Maryland 21204

Z.A.C. Meeting of: October 2, 1979

RE: Item No: 29, 65, 66, 67, 68, 69, 70, 71, 72 Property Owner: Location: Present Zoning: Proposed Zoning:

District: No. Acres:

Dear Mr. DiNenna:

All of the above have no adverse effect on student population.

Very truly yours, lich Teliones W. Nick Petrovich,

JOSEPH N. MCGOWAN. PHERIDANT T. BAYAND WILLIAMS, JR. VICE-PRESIDENT MARCUS M. BOTSARIS

WMP/bp

THOMAS H. BOYER MRS. LORRAINE F. CHIRCUS HOGER B. HATDEN

ALVIN LORECE

ROBERT Y. DUBEL, SUPERINTENDENT

Field Representative

MRS. MILTON R. SMITH, JR. RICHARD W. TRACET, D.V.M.

CEBITTI

September 21, 1979

Mr. Joseph Nolan Baltimore County Department of Permits & Licenses Towson, Maryland 21204

RE: B-79-836-11 5853 Loreley Beach Rd. PN 14714 HR

Dear Mr. instant

Per our telephone conversation of 9/20/79, my husband and I are submitting, in writing, our desire to finish our garage pending the outcome of the Variance we have applied for on this 21st day of Sept. 1979. The Variance has been filed with the understanding that the garage will be approved (without the 5% between the buildings) when and if the Variance is granted to us.

My bushand and I fully realize that Baltimore County will not be responsible for any cost that may be incurred if the Variance is not granted and that we will have to pay the full cost should the garage (or any part of it) have to be moved.

We would also like to request a framing inspection at thiscime. Once the framing has been approved, we will resume our work on the garage.

I have also given the Zoning Department a copy of this letter for their records.

Sincerely,

Joan L. Rupp

January 7, 1979

Mr. & Mrs. Ronald M. Rupp 5853 Loreley Beach Road White Marsh, Maryland 21162

> RE: Petition for Variance S/S of Loreley Beach Road, 5225' S and W of Allender Road - 11th District Ronald M. Rupp, et ux -Petitioners NC. 80-127-A (Item No. 72)

Dear Mr. & Mrs. Rupp:

I have this date passed my Order in the above referenced matter in accordance with the attached.

Very truly yours,

WILLIAM E. HAMMOND Zoning Commissioner

WEH/ort

Attachments

cc: John W. Hessian, III, Esquire People's Counsel

BALTIMORE COUNTY, MARYLAND

INTER-OFFICE CORRESPONDENCE

Mr. W. E. Hammond TO Zoning Commissioner John D. Seyffert, Director Office of Planning and Zoning

Date December 6, 1979

SUBJECT Petition No. 80-127-A - Item 72

Petition for Variance for an accessory structure South side of Lorely Beach Road, 5225 feet south and west of Allender Road Petitioner - Ronald M. Rupp, et ux

11th District

HEARING: Tuesday, December 18, 1979 (9:45 A.M.)

There are no comprehensive planning factors requiring comment on this petition.

CERTIFICATE OF POSTING

PETITION MAPPING PROGRESS SHEET

Revised Plans:

WING DEPARTMENT OF BALTIMORE COUNTY

Office of Planning and Zoning

● 80-107 9

Tracing

JDS:JGH:dme

1 2200

FUNCTION

Descriptions checked and

Petition number added to

Denied

outline plotted on map

outline

Granted by

Reviewed by:

ZC, BA, CC, CA

September 28, 1979

William E. Hammond, Zoning Commissioner County Office Building 111 W. Chesapeake Avenue Towson, Maryland 21204

RE: Variance hearing Item #72

Dear Mr. Hammond:

In regard to the above referenced matter, my husband and I are asking for a quick haring on our garage setbacks.

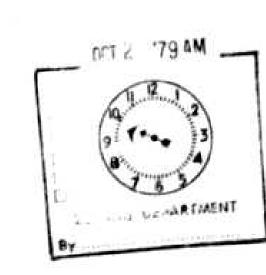
Our reasons are as listed:

- 1) the contents for the new garage are out in the weather. and since winter is not far away; we would like to finish the garage completely so that nothing will be
- 2) the garage floor has to be poured and we don't want to have it poured until we know whether or not we will have to move the one wall.

Since the variance in question is only a matter of six inches, we would sincerely appreciate anything you can do to help us resolve this matter as quickly as possible.

Thanking you in sdvance,

Mr. & Mrs. Ronald M. Rupp 5853 Loreley Beach Ross White Mersh, Md. 21162



DESCRIPTION OF VARIANCE

Beginning on the South side of Lorely Beach Foad at a distance of 5,225 feet from the intersection of Loreley Beach Road & Allender Road. Being Lot#27 as shown on Plat of Loreley Beach recorded in the land records of Baltimore County in Plat Book 10 Folio 8. Also known as 5853 Loreley Beach Road.

Submitted by:

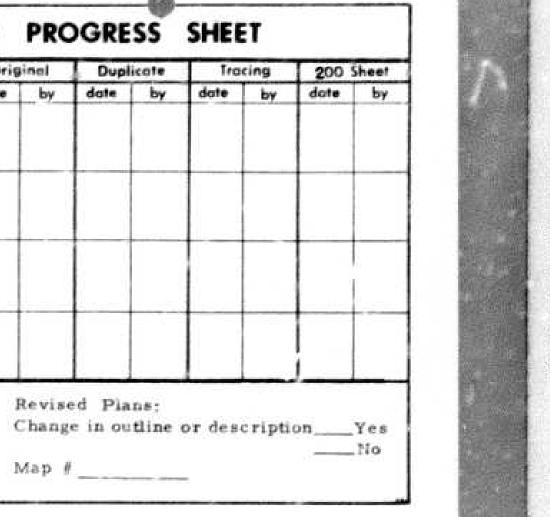
Ronald M. & Joan L. Eupp 5853 Loreley Beach Rd. White Marsh, Md. 21162

BALTIMORE COUNTY OFFICE OF PLANNING & ZONING

County Office Building 111 W. Chesapeake Avenue Towson, Maryland 21204

Your Petition has been received this 2/

William E. Hammond, Zoning Commissioner



83199 8556 8556	1820 4525 NA	ron Advertising and Posting of Case No. 80-127-A		DATE December 19, 1979 ACCOUNT 01-662	BALTIMORE COUNTY, MARYLAND OFFICE OF FINANCE - REVENUE DIVISION MISCELLANEOUS CASH RECEIPT	Section 1	VALUDATION OR SIGNATURE TO AGMIRB	String Fee for Tariance	324	0	DATE September 21, 1979 ACCOUNT 01-662	BALTIMORE COUNTY, MARYLAND OFFICE OF FINANCE REVENUE DE IN MISCELLANEOUS CASH RECEIPT
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LONDING Petition for Variance By Order Of WILLIAM E. HAMMOND.

						_			
		T	owson,	MD.,	Nov	ember	29		1979
5	IS	то	CERTIF	Y, tha	the	-nnex	ed ac	ivertisemer	nt was

published in THE JEFFERSONIAN, a weekly newspaper printed and published in Towson, Baltimore County, Md., maraxin park day of __ December_ appearing on the ___29tb _____day of __November _____

9	THE	1EFFE	REONIA	W.
pp p		77 7	7	0
With	and	140	res	1

Cost of Advertisement, \$

CERTIFICATE OF PUBLICATION

OFFICE OF Dundalk Eagle

38 N. Dundalk Ave. Dundalk, Md. 21222

Nov. 30,

PETITION FOR
VARIANCE
11th District

THIS IS TO CERTIFY, that the annexed advertisement of Zoning Commissioner of Balto County William E. Hammond, per Sondra Jones

The Dundalk Eagle a weekly newswas inserted in paper published in Baltimore County, Maryland, once was the domxmxmxmxmxmxmxmxmxmxmxmxmxmxmxmxmxmxmbefore the

1979 , hat is to say, 30thday of November, the same was inserted in the issues of

November November 29, 1979

Kimbel Publication, Inc.

