Setback of 26.0 Pt, instead of/34.5 Pt. of the Zoning Regulations of Baltimore County, to the Zoning Law of Baltimore County; for the following reasons: (indicate hardship or practical difficulty) Due to house location any addition on side of house projects past front setback line. Property is to be posted and advertised as prescribed by Zoning Regulations. I, or we, agree to pay expenses of above Variance advertising, posting, etc., upon filing of this petition, and further agree to and are to be bound by the zoning regulations and restrictions of Baltimore County adopted pursuant to the Zoning Law For Baltimore County. I/We do solemnly declare and affirm, under the penalties of perjury, that I/we are the legal owner(s) of the property which is the subject of this Petition. Contract Purchaser: Legal Owner(s): Herbert S.W. Basler (Type or Print Name) Gry Y. Basler (Type or Print Name) 28 Millgate Road 356-351d Owings Mills Maryland tract purchaser or representative to be contacted derbert S.W. Basler City and State Attorney's Telephone No.: 28 Millgate Road Owings Mills, Maryland 21117 ORDERED By The Zoning Commissioner of Baltimore County, this \_\_\_\_\_ 21st \_\_\_\_ day of September 19 82, that the subject matter of this petition be advertised, as required by the Zoning Law of Baltimore County, in two newspapers of general circulation throughout 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 \_\_\_\_\_ 23rd \_\_\_\_ day of \_November \_\_\_\_ 19 82 at 9:30 o'clock

PETITION FOR ZONING V. RIANCE 93-16-A

The undersigned, legal owner(s) of the property situate in Baltimore County and which is described in the description and plat attached hereto and made a part hereof, hereby petition for a regulations minimum

Variance from Section 1B02. 3B (III C. 2) 19'5 / to permit a front yard

TO THE ZONING COMMISSIONER OF BALTIMORE COUNTY:

RE: PETITION FOR VARIANCE BEFORE THE ZONING COMMISSIONER NE corner of Wengate & Millgate Roads, 4th District OF BALTIMORE COUNTY HERBERT S. W. BASLER, et ux. 11:11:1: ORDER TO ENTER APPEARANCE 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 therefor, and of the passage of any preliminary or final Order in connection therewith. leter May Zummerwan Peter Max Zimmerman John W. Hessian, III

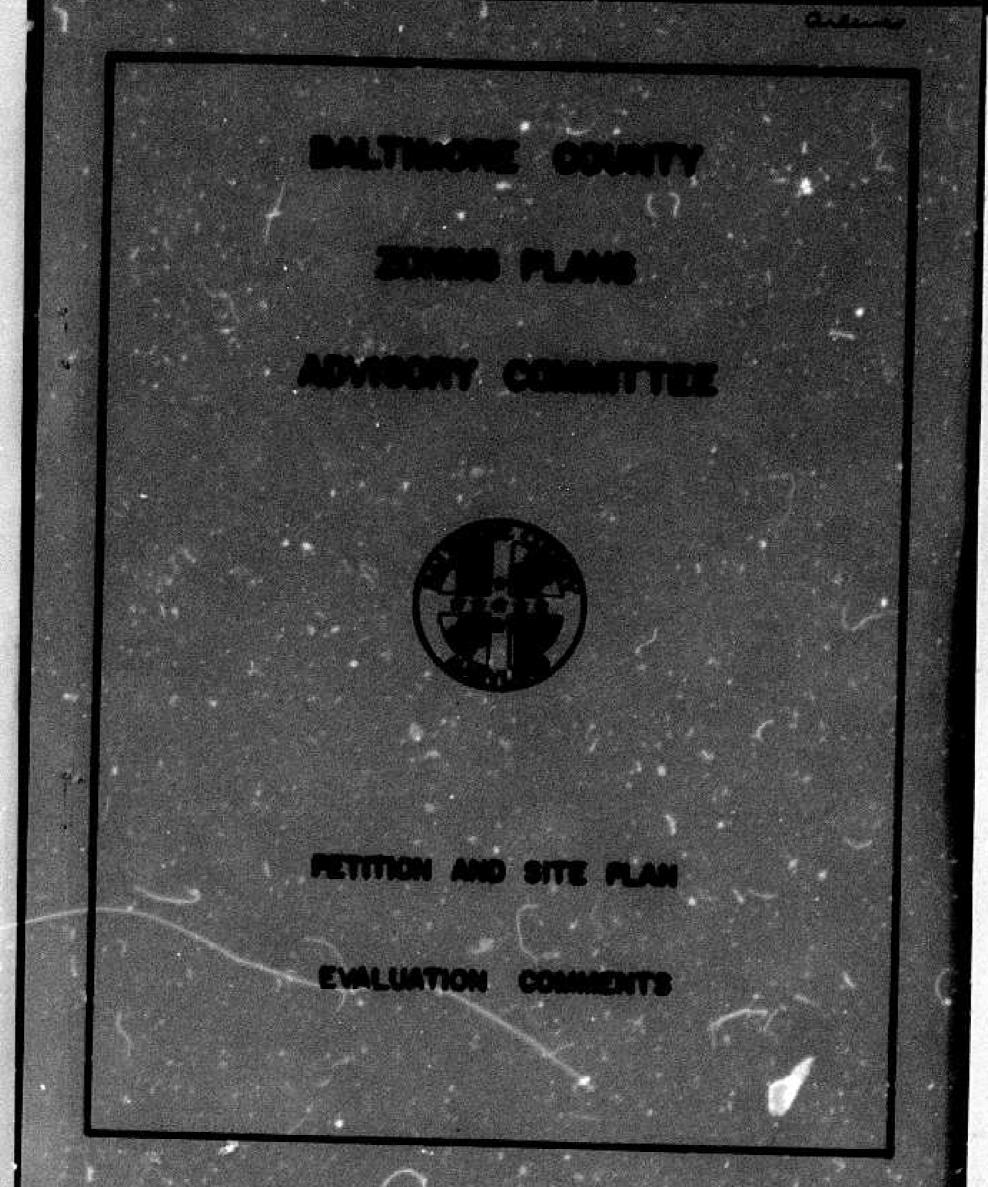
I HEREBY CERTIFY that on this 4th day of November, 1982, a copy of the foregoing Order was mailed to Mr. and Mrs. Herbert S. W. Basler, 28 Millgate Road, Owings Mills, Maryland 21117, Petitioners.

> Two. Deserver itt John W. Hessian, III

People's Counsel for Baltimore County

Rm. 223, Court House

Towson, Maryland 21204



BALTIMORE COUNTY ZONING PLANS ADVISORY COMMITTEE

November 16, 1982

COUNTY OFFICE SLDG. 111 W. Chesapeake Ave. Towson, Maryland 21204

Bureau of Engineering

Department of Traffic Engineering State Souds Commissio Bureau of Fire Prevention

Realth Department Project Planning Building Department board of Education Zoning Administration

Development

Mr. & Mrs. Herbert S. W. Basler 28 Millgate Road Owings Mills, Maryland 21117

> RE: Item No. 48 - Case No. 83-16-A Petitioner - Herbert S.W. Basler, et ux Variance Petition

Dear Mr. & Mrs. Basler:

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.

Enclosed are all comments submitted from the members of the Committee at this time that offer or request information on your petition. If similar comments from the remaining members are received, I will forward them to you. Otherwise, any comment that is not informative will be placed in the hearing file. This petition was accepted for filing on the date of the aclosed filing certificate and a hearing scheduled accordingly.

Very truly yours,

Kicholas S. Commadan NICHOLAS B. COMMODARI Chairman Zoning Plans Advisory Committee

NBC:bsc

Enclosures

cc: Bacharach & Bacharach 1601 South Road Baltimore, Maryland 21209

BALTIMORE COUNTY DEPARTMENT OF PUBLIC WORKS TOWSON, MARYLAND 21204

HARRY J. P'STEL P. E. DIRECTOR

\_A.M.

RECEIVED FOR

October 19, 1992

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

> Re: Item #48 (1982-1983) Property Owner: Herbert S. W. & Mary V. Barler N/E corner Wengate Rd. and Millgate Rd. Acres: 123.81/119.81 X 84.71/116.85 District: 4th

Zoning Commissioner of Baltimore County.

Dear Mr. Harmond:

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

General:

"altimore County highway and utility improvements exist and are not directly involveo.

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 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 office has no further comment in regard to the plan submitted for Zoning Advisory Committee review in connection with this Item 48 (1982-1983).

Bureau of Public Services

RAM: EAM: FWR: 55

T-NW Vey Sheet 46 NW 33 Pos. Sheet NW 12 I Topo 58 Tax Map

BALTIMORE COUNTY, MARYLAND

INTER-OFFICE CORRESPONDENCE

William E. Hammond, Zoning Commissioner TO Office of Planning and Zoning

October 26, 1982

FROM Ian J. Forrest Zoning Variance Items

Deputy People's Counsel

The Baltimore County Department of Health has reviewed the following zoning variance items, and has no specific comments

Item #22 - Simon B. & Esther P. Weiner

Item #42 - James R. & Copile Myrick

Item # . Joseph H. Seipp, D.D.S.

Item (43) - Herbert S.W. & Mary V. Basler

Item #49 - Donald Ellis Item #50 - Wayne Sullivan

Item #52 - Quality House, Inc.

Item #55 - Roy & Margaret Bolyard

- Farl R. & Janice C. Jackson, Jr.

Item #58 - Paul Goodman

tem #59 - Dorothy Haines

Item #60 - Margaret Emala, et al Item #61 - Primo & Elisa A. China

Item #63 - Chrysler Overseas Capital Corp.

Item #64 - Daniel A. & Janice B. Agostino

Item #67 - Francis W. & Victoria A. Rippel

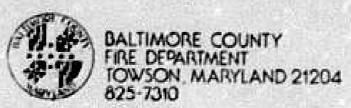
Item #78 - D. C. & Elizabeth Poling Item #70 - Sarah & Martin Lazarus, L.P.T.

Item #71 - Roscoe Vandevander

Item #72 - Jean G. Young, et al Item #73 - Helmut G. & Phoresa C. Paul

Ian J. Ferrest, Director BUREAU OF ENVIRONMENTAL SERVICES

IJF/fth



PAUL H REINCKE CHIEF

September 29, 1952

Mr. William Hammond Coning Commissioner Office of Planning and Zoning Baltimore County Office Building Towson, Haryland 21204

Attention: Nick Commodari, Chairman

Zonin lans Advisory Committee

PE: Property Owner: A rbert S.W. and Mary V. Basler

Location: NE/Cor. Wengate Road and Millgate Road

Item No.: 48

Zoning Agenda: Meeting of September 21, 1982

Gentlemen:

Pursuant to your request, the referenced property has been surveyed by this Bureau and the comments below marked with an "X" are applicable and required to be corrected or incorporated into the final plans for the property.

( ) 1. Fire hydrants fr. he referenced property are required and shall be located at interve s or \_\_\_\_\_feet along an approved road in accordance with Baltimore County Standards as published by the Department of Public Works.

( ) 2. A second means of vehicle access is required for the site. ( ) 3. The vehicle dead and condition shown at

EXCEEDS the maximum allowed by the Fire Department.

( ) 4. The site shall be made to comply with all applicable parts of the Fire Prevention Code prior to occupancy or regirning of operation.

(X ) 5. The buildings and structures existing or proposed on the site shall comply with all applicable requirements of the National Fire Protection Association Standard No. 101 "Life Safety Code", 1976 Edition prior to occupancy.

( ) 6. Site plans are approved, as drawn.

( ) 7. The Fire Prevention Bureau has no comments, at this time.

Planning Group Special Inspection Division

JK /ml/ cm

BALTIMORE COUNTY PUBLIC "CHOOLS

Robert Y. Dubel, Superintendent

Towson, Maryland - 21204

Date: Setpember 15, 1982

Mr. William E. Hammond Zoning Commissioner Baltimore County Office Building 1111 West Chesaprake Avenue Towson, Maryland 21204

Z.A.C. Meeting of: September 21, 1982

RE: Item No: 47, (48) 49, 50, 51, 52 Property Owner: Location: Present Zoning: Proposed Zoning:

> District: No. Acres:

Dear Mr. Hammond:

WNP/bp

All of the above have no bearing on student population.

Very tiuly yours, Wm. Nick Petrovich, A sistant

Department of Planning

front yard setback of 26 feet in lieu of the required 34.5 feet, for the expressed purpose of increasing the habitable space of the existing dwelling and providing a two-car garage, all in accordance with the site plan filed herein and marked Petitioners' Exhibit I, is hereby GRANTED, from and after the date of this Order, subject, however, to the approval of said site plan by the Department of Public Works and the Office of Planning and Zoning.

Therefore, IT IS ORDERED by the Zoning Commissioner of Baltimore County, this 30th

DALTIMORE COUNTY
OFFICE OF PLANNING & ZONING
TOWSON, MARYLAND 21204

WILLIAM E HAMMOND ZONING COMMISSIONER

November 30, 1982

Mr. & Mrs. Herbert S.W. Basier 28 Millgate Road Owings Mills, Maryland 21117

> RE: Petition for Variance NE/corner of Wengate and Millgate Roads - 4th Election District Herbert S.W. Basier, et ux -Petitioners NO. 83-16-A (Item No. 48)

Dear Mr. & Mrs. Basler:

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

WILLIAM E. HAMMOND **Zoning Commissioner** 

WEH/srl Attachments

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

## BALTIMORE COUNTY, MARYLAND

INTER-OFFICE CORRESPONDENCE

William E. Hammond TO Zoning Commissioner Norman E. Gerber

November 15, 1982

PROM Director of Planning and Zoning

Zoning Petition No. 83-16-A "Revbert's. W. Baster. et ub

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

Director of Planning and Zoning

NEG: JGH: dme

#### 20MING DESCRIPTION

Seginning at the North East corner of Wengate Road and Miligate Read being Lot #12, Block E, Section 3, Tollgate, recorded in Plat Book No. G.L.B. 20, Folio 23. Also known as 39 Millgate Road.



# CERTIFICATE OF PUBLICATION

TOWSON, MD., ..... Bovember-4----, 19. 82. THIS IS TO CERTIFY, that the annexed advertisement was published in THE JEFFERSONIAN, a weekly newspaper printed and published in Towson, Baltimore County, Md., And State County day A ..... November , 19 82 , the west publication

THE JEFFERSONIAN.

Cost of Advertisement, \$\_\_\_\_\_

### PETITION FOR VARIANCE

4th Election District

ZONING:

LOCATION:

RECEIVED FOR FILING

Petition for Variance

Northeast corner of Wengate and Millgate Roads

DATE & TIME:

Tuesday, November 23, 1982 at 9:30 A.M.

PUBLIC HEARING:

TATEL TOO VINCE LIGHT WAS TO

Room 106, County Office Building, 111 W. Chesapeake Avenue, Towson, Maryland

The Zoning Commissioner of Baltimore County, by authority of the Zoning Act and Regulations of Baltimore County, will hold a public hearing:

> Petition for Variance to permit a minimum front yard setback of 26 ft. instead of the required 34.5 ft.

The Zoning Regulation to be excepted as follows: Section 1B02. 3B (III C. 2) - minimum front yard setback in a D.R. 3.5 zone

All that parcel of land in the Fourth District of Baltimore County

Being the property of Herbert S. W. Basler, et ux, as shown on plat plan filed with the Zoning Department.

Hearing Date: Tuesday, November 23, 1982 at 9:30 A. M. Public Hearing: Room 106, County Office Building, 111 W. Chesapeake Avenue, Towson, Maryland

> BY ORDER OF WILLIAM E. HAMMOND ZONING COMMISSIONER OF BALTIMORE COUNTY

# CERTIFICATE OF POSTIMA 83-16-A

Date of Posting 11-5-82 Posted for ... Yarrance

Petitioner: / Herbert S. W. Broken et ux.
Location of property: N.E. / Corner of Mangate + Millyote Rela.

Location of Signs North east Corner of Wengete & millet pla

Mr. & Mrs. Revbert S. W. Besler 28-Miligate Acad Gringe Mills, Md. 21117

BALTIMORE COUNTY OFFICE OF PLANNING & ZONING County Office Building

111 W. Chesapeake Avenue Towson, Maryland 21204

Your Petitics has been received and accepted for filing this 2100

WILLIAM E. HAMMOND Zoning Commissioner

Petitioner Morbort S. W. Bosler, ot un Petitioner's Attorney

Reviewed by: Nicholas B. Commodari Chairman, Zoning Plans Advisory Committee

October 28, 1982

Mr. & Mrs. Herbert S. W. Basine 28 Miligate Road Owings Mills, Maryland 21117

> NOTICE OF HEARING Re: Petition for Variance ME/corner of Wengate & Milligate Roads Gase #83-16-A Rem #48

TIME: 9:30 A.M. DATE: Tuesday, November 23, 1982

PLACE: Room 106, County Office Building, 111 West

Chesapeake Avenue, Towson, Maryland

ZONING COMMISSIONER OF BALTIMORE COUNTY

BALTIMORE COUNTY, MARYLAND OFFICE OF FINANCE - REVENUE DIVISION
MISCELLANEOUS CASH RECEIPT M. 107986

> Hobart + Hay Bolo 6 058 \*\*\*\*\*\* 350010 5318A

> > VALIDATION OR SPINATURE OF CASHIER

28 Millgate Road Owings Mills, Maryland 21117 Re: Petition for Variance

NE/cor er Wengate & Miligate Rds. Case #83-16-A Item #48

Dear Mr. and Mrs. Baster:

Mr. & Mrs. Herbert S. W. Baeler

WILLIAM E HAMMOND ZOMANI CON MISSIONER

This is to advise you that \$43.50 is due for advertising and posting of the above property.

Please make the check payable to Baltimore County, Maryland, and remit to Arlene January, Zoning Office, Room 113, County Office Building, Towson, Maryland 21204, before the hearing.

Very truly yours,

November 16, 1982

WILLIAM E. HAMMOND Zoning Commissioner

m. 113004

BALTIMORE COUNTY, MARYLAND OFFICE OF FINANCE - REVENUE DIVISION MISCELLANEOUS CASH RECEIPT

ACCOUNT. R-01-615-000 DATE 11-22-82

AMOUNT \$ 43.50 PROM. Herbert S. W. Barler

on adoletising + Posting Case # 83-16-4 8 B2400000435210 5228A

VALIDATION OR SIGNATURE OF CASHIER

