TO THE ZONING COMMISSIONER OF BALTIMORE COUNTY

The undersigned, legal owner(s) of the property situate in Baltimore County and which is lescribed in the description and plat attached hereto and made a part hereof, hereby petition for a Variance from Section 400\_1 To Permit/A. Swimming Pool To Be Located In ..... Side and Front Yard, Instead Of The Regired Rear Yard

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

There Is A Concrete Driveway An A Garage In The Rear

Of The House.

2) It Would Also Be To Close To The Other People's

3) It Would Also Block The Entrance To The Rear Exit Of Our House.

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.

Zoning Commissio. 21 of Baltimore County

Legal Owner(s): Milton E Ferguson (Type or Print Name) Milton E. Ferguson Carol L Ferguson 256-5734 9955 Belair Rd. Address Kingsville Md. 21087 City and State Name, address and phone number of legal owner, contract purchaser or representative to be contacted Attorney's Telephone No.: ORDERED By The Zoning Commissioner of Baltimore County, this \_\_\_\_\_ lst \_\_\_\_ day of \_\_\_\_\_\_\_, 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 nearing be had before the Zoning Commissioner of Baltimore County in Room 106, County Office Building in Towson, Baltimore

County, on the \_\_\_\_ 5th \_\_\_ day of \_\_ August

BALTIMORE COUNTY DEPARTMENT OF PUBLIC WORKS TOWSON, MARYLAND 21204

HARRY L PISTEL P. E.

June 15, 1982

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

> Re: Item #242 (1981-1982) Property Owner: Milton E. & Carol L. Perguson 675' S/W from Miller Rd. 55' S/E from centerline of Belair Rd.

Acres: 61/98.59 x 90/90 District: 11th

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.

# Highways:

Belair Road (U.S. 1) is a State Road; therefore, all improvements, intersections, entrances and drainage requirements as they affect the road come under the jurisdiction of the Maryland State Highway Administration. Any utility construction within the State Road right-of-way will be subject to the strudards, specifications and approval of the State in addition to those of Baltimore County.

# Sediment Control:

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

# Storm Drains:

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.

RE: PETITION FOR VARIANCE Beginning 55' 5E of the

BEFORE THE ZONING COMMISSIONER

Centerline of Belair Rd., 575' SW of Miller Rd., 11th District

OF BALTIMORE COUNTY

MILTON E. FERGUSON, et ux, : Case No. 83-27-A

### ORDER TO ENTEP 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 therefor, and of the passage of any preliminary or final Order in connection therewith.

Max Zimmerman Peter Max Zimmerman Deputy People's Counsel

John W. Hessian, III People's Counsel for Baltimore County Rm. 223, Court House Towson, Maryland 21204 494-2138

I HEREBY CERTIFY that on this 15th day of July, 1982, a copy of the foregoing Order was mailed to Mr. and Mrs. Milton E. Ferguson, 9955 Belair Road, Kingsville, Maryland 21087, Petitioners.

Item #24 (1981-1982) Property Owner: Milton E. & Car . Ferguson June 15, 1982

# Water and Sanitary Sewer:

Public water supply and sanitary sewerage are not available to merve this property, which is utilizing private onsite facilities.

This property is within the Baltimore County Metropolitan District and the Urban-Bural Demarcation Line. Baltimore County Water and Sewerage Plans W and S-17B, as amended, indicate "Planned Service" in 11 o 30 years.

Bureau of Public Services

ROBERT A. MORTON, P.E., Chief

RAM: EAM: FWR: SS

cc: Jack Wimbley

Q-SE Key Sheet 46 NE 31 Pos. Sheet NE 12 H Topo 63 Tax Map

FETITION AND SITE PLAN FVALUATION COMMENTS

BALTIMORE COUNTY ZONING PLANS ADVISORY COMMITTEE

July 27, 1982

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

Mr. & Mrs. Milton E. Perguson 9955 Belair Road Chairman Kingsville, Maryland 21087

Engineering Department of Traffic Engineering State Spade Commissi Fire Prevention

Bureau of

Health Department Project Planning Building Department Board of Education Zoning Administration Industrial

RE: Case #83-27-A Item No. 242 Petitioner-Milton E. Ferguson, et ux

Variance Petition

Dear Mr. & Mrs. Ferguson:

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 netition. 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 enclosed filing certificate and a hearing scheduled accordingly.

> Very truly yours, NICEOLAS B. COMMODARI

> > Chairman Zoning Plans Advosory Committee

MBC:mch

Enclosures



M. S. Caltridge

June 4, 1982

Mr. William Hammond Zoning Commissioner County Office Bldg. Towson, Md. 21204

Attantion: Mr. N. Commodari

Re: ZAC Meeting of 6-1-82 ITEM: #242. Property Owner: Milton E. & Carol L. Ferguson Location: 675' S/W from Miller Road 55' S/E from centerline of Belair Road Route 1-N Existing Zoning: D.R. 3.5 Proposed Zoning: Variance to permit an accessory structure (swimming pool) to be located in the side and front yard in lieu of the required rear yard. Acres: 61/98.59 X 90/90 District: 11th

Dear Mr. Hammond:

On review of the site plan, the State Mighway Administration finds the plan generally acceptable.

However, it is requested the plan be revised to show a proposed 80' Right of Way (40' from centerline) prior to a hearing date.

Very truly yours, Chanle Ca Charles Lee, Chief Purgau of Engineering Access Permits

By: George Wittman

CL:GW:maw Attachment

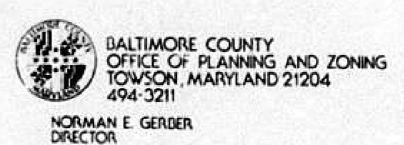
cc: Mr. J. Wimbley

My telephone number is (301) 659-1350 Teletype writer for Impaired Hearing or Speech 383-7555 Baltimore Metro — 565-0451 D.C. Metro — 1-800-492-5082 Statewide Toll Free P.O. Box 717 / 707 North Calvert St., Battimore, Maryland 21203 - 0717

Pens celu - SS = To & Oceane Re -00 00 2

Therefore, IT IS ORDERED by the Zoning Commissioner of Paltimore County, this 72 \_\_\_\_\_, 19 82 \_\_\_\_, that the herein Petition for Variance(s) to permit an accessory structure (swimming pool) to be located in the side and front yards in lieu of the permitted rear yard, in accordance with the site plan filed herein, is hereby GRANTED, from and after the date of this Order, subject, however, to the following restrictions:

- 1. Compliance with the comments submitted by the Maryland Department of Transporation, dated June 4, 1982.
- 2. Approval of the aforementioned site plan by the Maryland Department of Transportation, the Department of Public Works, and the Office of Planning and Zoning.



une 20, 1982

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

Dear Mr. Hammond:

Comments on Item #242, Zoning Advisory Committee Meeting, June 1, 1982 , are as follows:

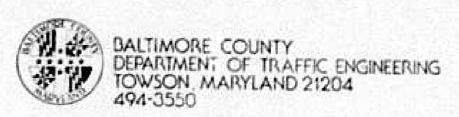
Property Owner: Milton E & Carol L. Ferguson Location: 675' S/W from Miller Road 55' S/E from centerline of Belair Road Acres: 61/98.59 X 90/90 District: 11th

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 petition meets the requirements of the Division of Current Planning and Development.

Very truly yours,

John L. Wimbley Planner III Current Planning & Development



STEPHEN E COLLINS DIRECTOR

June 9, 1992

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

RE: ZAC - April 20, 1982

Dear Mr. Hammond:

The Department of Traffic Engineering has no comment concerning items #237 through item #245.

C. Richard Moore

Assistant Traffic Engineer

CRM/GMJ/rlj

BALTIMORE COUNTY
FIRE DEPARTMENT
TOWSON, MARYLAND 21204
825-7310

PAUL H. REINCKE CHIEF

June 14, 1982

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

Attention: Nick Commodari, Chairman Zoning Plans Advisory Committee

RE: Property Owner: Milton E. and Carol L. Ferguson

Location: 675' S/W from Miller Road 55' S/W from centerline of Belair Road

Item No.: 242

Zoning Agenda: Meeting of June 1, 1982

Centlemen:

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 for the referenced property are required and shall be located at intervals 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 end 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 beginning of operation.
- ( ) 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", 19.6 Edition prior to occupancy.
- ( ) 6. Site plans are approved, as drawn.
- (X) 7. The Fire Prevention Bureau has no comments, at this time.

Special Inspection Division

Planning Group Hotel Approved Pire Prevention Bureau

IK /mb/ cm

FILING

FOR

RECEIVED

ORDER

BALTIMORE COUNTY
DEPARTMENT OF PERMITS & LICENSES
TOWSON, MARYLAND 21234
494-3900 TED ZALFSKI JR. Mr. William E. Bommond, Zoning Countamioner

June 16, 1982

Office of Planning and Zoning County Office Building Towson, Maryland 2120b

Dear Mr. Hammond; Comments on Item # 242 Zoning Advisory Committee Meeting Jume 1, 1982

are as follows: Milton E. & Carol L. Perguson 675' S/W from Miller Road 55' S/E from centerline of Pelair Road Existing Zonings Proposed Fonings

61/98.59 X 90/90

The items checked below are applicable:

Section/s \_\_\_\_\_

- X A. All structure shall conform to the Baltimore County Building Code 1981/ Council Bill 4-52
- and other applicable Codes. X B. A building/ permit shall be required before beginning construction. Residential: Three sets of construction drawings are required to file a permit
  application. Architect/Engineer seal is/is not required.
- D. Cormercial: Three sets of construction drawings with a Maryland Registered Archives of Engineer shall be required to file a permit application.
- E. In wood frame construction an exterior wall erected within 6'0 of an adjacent lot line shall be of one hour fire resistive construction, no comings permitted within 3'-0 of lot lines. A firewall is required if construction is on the lot line, See Table 101, line 2, Section 1107 and Table 1102.
- F. Requested variance conflicts with the Baltimore County Building Code,
- G. A change of occupancy shall be applied for, along with an alteration permit application, and three required sets of drawings indicating how the structure will meet the Gode requirements for the proposed change. Drawings may requi-
- H. Before this office can comment on the above structure, please have the owner, the he services of a Registered in Maryland Architect or Engineer certify to this office, that, the structure for which a proposed change in use is proposed can comply with the height area requirements of Table 505 and the required construction classification of Table ill.
- X I. Comments Pool area shall be enclosed by a fence not less than 4'-0 high with self latching gates to make the pool inaccessible to small children. (Section 627.9) no overhead wires, permit in good area. Contact Electrical Division if necessary.

NOTE: These commence reflect only on the information provided by the drawings submitted to the office of Planning and Toning and are not intended to be construed as the full extent of any permit. If desired additional information may be obtained by visiting hoom #122 (Plans Review) at 111 West Chemapeake Ave., Townon.

Chauler S. Burnham, Chief



Robert Y. Dubel, Superintendent

Torroon, Maryland - 21294

Date: May 27, 1982

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

Z.A.C. Meeting of: June 1, 1982

RE: Item No: 237, 238, 239, 240, 241, 242, 243, 244, 245 Property Owner: Location: Present Zoning: Proposed Zoning:

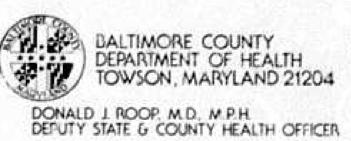
District: No. Acres:

Dear Mr. Hammond:

All of the above have no bearing on student population.

Very truly yours Wm. Nick Petrovich, Assistant Department of Planning

WNP/ p



August 10, 1982

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

Dear Mr. Hammond.

Comments on Item #242, Zoning Advisory Committee Meeting of June 1, 1982, are as follows:

> Milton E. & Carol L. Ferguson Property Owner: 675' S/W from Miller Road 55' S/E from center-Location:

line of Belair Road Fristing Zoning: Proposed Zoning:

Variance to permit an accessory structure (swimming pool) to be located in the side and

Acres: District:

front yard in lieu of the required rear yard. 61/98.59 X 90/90

The existing dwelling is presently served by a dug well and septic system.

The septic system is failing, discharging sewage to the ground surface. Soil evaluation tests have been conducted; the results of those tests indicating soil conditions to be unsuitable for use in subsurface sewage disposal. Thus, the only possible method of correction would be extension of metropolitan sewer which is not available at present.

The dug well is in poor condition, possibly receiving surface water contamination and should not be used as a source of potable water. It is recommended to the owner that a source of potable water be obtained by drilling a new well.

Very truly yours

The location of the pool does not interfere with the location of the well or septic system.

> ian J. Forrest, Director BUREAU OF ENVIRONMENTAL SERVICES

IJF/als

cc: Milton E. Ferguson.

BALTIMCRE COUNTY, MARYLAND

INTER-OFFICE CORRESPONDENCE

William E. Hammond TO.... Zoning Commissioner Date July 20, 1982 Norr - E. Gerber, Director

FROM Office Planning and Zoning SUBJECT Zoning Petition No. 83-27-A Milton E. Ferguson, et us

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

Director of Planning and Zoning

NEG:JGHale

cc: Shirle, Hess Arlene January

#### PETITION FOR VARIANCE

11th Election District

ZONING:

Petition for Variance

LOCATION:

Beginning 55 ft. Southeast of the centerline of Belair Road, 675 ft. Southwest of Miller Road

DATE & TIME:

Thursday, August 5, 1982 at 9:30 A. M.

PUBLIC HEARING:

Room 106, County Office Building, 1:1 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 an accessory structure (swimming pool) to be located in side and front yards, instead of the required rear yard

The Zoning Regulation to be excepted as follows: Section 400.1 - location of accessory structure

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

Being the property of Milton E. Ferguson, et ux, as shown on plat plan filed with the Zoning Department.

Hearing Date: Thursday, August 5, 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

> > July 6, 1982

Mr. & Mrs. Milton E. Ferguson 9955 Belair Road Kingeville, Maryand 21087

NOTICE OF HEARING

Re: Begin. 55' SE of the centerline of Belair Rd., 675' SW of Miller Rd. Milton E. Ferguson, et ux - Petitioners Petition for Variance Case #83-27-A

TIME: 9:30 A. M.

DATE: T'ursday, August 5, 1982

PLACE: ROOM 106 COUNTY OFFICE BUILDING, 111 W. CHESAPEAKE AVENUE,

TOWSON, MARYTAND

ETMORE COUNTY M. 107908 BALTIMORE COUNTY, MARYLAND OFFICE OF FINANCE - RE/ENUE DIVISION MISCELLANEOUS CASH L'CEIPT DATE 5 21-82 ACCOUNT 01-662

Freguser

1685 1 32 W 21

VALIDATION OR SIGNATURE OF CASHIER

25.000

ZONING DESCRIPTION

Beginning 55 feet Southeasterly of the centerline of Belair Road along the N.17°36' W line in this parcel. Said point in the centerline of Belair Road being 675'+ S.W. from Miller Road. Thence the four following courses and distances: (1) S.55°57'W.98.59' (2) S.41°49' E.90.00' (3) N.53°16'E.61' (4) N.17°36'W.90' to the place of beginning.

Also known as 9955 Belair Road.

# CERTIFICATE OF PUBLICATION

TOWSON, MD., July 15 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., xxxxxixxxxxx we one time... xxxxxxxxxxxxxxx before the .....5th...... August . 1982 , the \*\*\* publication appearing on the \_15th \_\_\_\_\_ day of \_\_\_\_\_July\_\_\_\_

THE JEFFERSONIAN,

Cost of Advertisement, \$.....

BALTIMORE COUNTY OFFICE OF PLANNING & ZONING TOWSON MARYLAND 21204

WILLIAM E HAMMOND ZONING COMMISSIONER

July 29, 1982

Mr. & Mrs. Milton E. Ferguson 9955 Belair Road Kingsville, Maryland 21087

> Re: Petition for Variance Begin. 55' SE of the centerline of Belair Rd., 675' SW of Miller Rd. Milton E. Ferguson, et ux - Petitioners Case #83-27-A Item #242

Dear Mr. & Mrs. Fergason:

This is to advise you that \_\_\$50.99 \_\_ 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,

WILLIAM E. HAMMOND Zoning Commissioner

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

No. 108934

DATE 8/5/82 \_\_\_\_\_\$50.99

RECEIVED Milton E. Ferguson, et ux Advertising & Posting Case #83-27-A

6 021 --- - 5098tb 8058A

VALIDATION OR SIGNATURE OF CASHIER

**Ge Times** 

This is to Certify, That the annexed

was inserted in Oje Times, a newspaper print

BALTIMORE COUNTY
OFFICE OF PLANNING & ZONING
TOWSON, MARYLAND 21204
494-3353

WILLIAM E HAMMOND ZONING COMMISSIONER

September 7, 1982

Mr. & Mrs. Milton E. Ferguson 9955 Belair Road Kingsville, Maryland 21087

> RE: Petition for Variance Begin. 55' SE of the center line of Belair Rd., 675' SW of Miller Rd. - 11th Election District Milton E. Ferguson, et ux - Petitioners

NO. 83-27-A (Item No. 242)

Dear Mr. & Mrs. Ferguson:

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

Very truly yours,

Deputy Zoning Commissioner

JMHJ/mc

Attachments

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

1179/415			m 1 - 1 - 1
District	, ,,	Date of Posting.	7/4/82
Posted for: Allegy	or Varian	<u> </u>	
Petitioner:	E. Tenegres	m. K. part	1000 11
675' Su' 9	1 Miller	M.	G. 1. 8. 2000. 1. 18. 2
Location of Signs: fracing	Melsin	1d:	
Remarks:			2/15
Posted bySignature	Coleman	Date of return:	(A.3
Number of Signe: /			

