PETITION FOR ZONING VARIANCE TO THE ZONING COMMISSIONER OF BALTIMORE COUNTY: The undersigned, legal owner(s) of the property situate in Baltimore County and which is described in the description and plat attached hereio and made a part hereof, hereby petition for a Variance from Section 103.3(1A00.3B.3) to permit a sideyard setback of 40' in lieu of the required 50'. of the Zoning Regulations of Baltimore County, to the Zoning Law of Baltimore County; for the following reasons: (indicate hardship or practical difficulty) . Reasonable addition as planned can not bit 2. Additional spore needed for growing family Addition what be located away from existing well by code, thus necessitating location shown. I, or we, agree to pay expenses of above Variance advertising, posting, etc., upon filing of the 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. Contract Purchaser: BEVERLY S. SAGAL (Type or Print Name) FILING 6 HOUNDS HOLLOW CT 685 7400 DUINGS WILLS, MD 21717 CEIVED Name, address and phone number of legal owner, con-DATE Attorney's Telephone No.: ______ -----ORDERED By The Zoning Commissioner of Baltimore County, this ______7th_____ day of <u>August</u>, 19_84, 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 _____day of ___September____, 19_84_, at 10:00_ o'clock _<u>A.</u>_M. BALTIMORE COUNTY ZONING PLANS ADVISORY COMMITTEE August 30, 1984 Mr. & Mrs. Stuart L. Sagal COUNTY OFFICE BLDG. 6 Hounds Hollow Court Towson, Maryland 21204 Owings Mills, Maryland 21117 Nicholas B. Commodari Chairman RE: Item No. 370 - Case No. 85-63-A Petitioner - Stuart L. Sagal, et ux Variance Petition MEMBERS Bureau of Dear Mr. & Mrs. Sagal: Engineering 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. Department of State Roads Commissi Bureau of Fire Prevention Realth Department Project Planning Building Department Board of Education 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 enclosed filing certificate and a hearing scheduled accordingly Zoning Administration Industrial Develorment hearing scheduled accordingly. Very truly yours, Richolas B Connodate, NICHOLAS B. COMMODARI Zoning Plans Advisory Committee NBC:bsc Enclosures

> cc: Hudkins Associates, Inc. 200 East Joppa Road

Towson, Maryland 21204

which may result, due to improper grading or improper installation of drainage facilities, would be the full responsibility of the Petitioner.

W/S Hounds Hollow Ct., 420' W of Hunting Tweed OF BALTIMORE COUNTY Dr. (6 Hounds Hollow Ct.) STUART L. SAGAL, et ux, ENTRY OF APPEARANCE Please enter the appearance of the People's Counsel in the above-captioned matter. Notices should be sent of any hearing dates or other proceedings in this matter and of the passage of any preliminary or final Order. People's Counsel for Baltimore County Peter Max Zimmerman Deputy People's Counsel Rm. 223, Court House Towson, MD 21204 I HEREBY CERTIFY that on this 20th day of August, 1984, a copy of the foregoing Entry of Appearance was mailed to Mr. and Mrs. Stuart L. Sagal, 6 Hounds Hollow Court, Owings Mills, MD 21117 Petitioners. BALTIMORE COUNTY
DEPARTMENT OF PUBLIC WORKS July 23, 1984

BALTIMOTAL DEPARTMENT OF PUBLIC WOLLD TOWSON, MARYLAND 21204 HARRY J. PISTEL, P. E. DIRECTOR Mr. Arnold Jablon Zoning Commissioner County Office Building Towson, Maryland 21204 Re: Item #370 (1983-1984) Property Owner: Stuart L. Sagal, et ux W/S Hounds Hollow Ct. 420' W. of Hunting Tweed Drive Acres: 48.85/329.29 X 295.45/331.14 District: 4th Dear Mr. Jablon: 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 General: As no public facilities are involved, this office has no comment. The Petitioner must provide necessary drainage facilities (temporary or

permanent) to prevent creating any nuisances or damages to adjacent properties,

Development of this property through stripping, grading and stabilization could result in a sediment pollution problem, damaging private and public holdings down-

SILBERT S. BENSON, P.E., Asst. Chief

stream of the property. A grading permit is, therefore, necessary for all grading,

especially by the concentration of surface waters. Correction of any problem

including the stripping of top soil.

GSB:EAM:ROP:ss

BALTIMORE COUNTY ZONING PLANS ADVISORY COMMITTEE



PETITION AND SITE PLAN

EVALUATION COMMENTS

BALTIMORE COUNTY, MARYLAND

INTER-OFFICE CORRESPONDENCE Arnold Jablon

Norman E. Gerber, Director FROM Office of Planning and Zoning

Zoning Commissioner

SUBJECT Zoning Petition Nos. 85-63-A and 85-66-A

There are no comprehensive planning factors requiring comment on these petitions.

Norman E. Gerben, Director Office of Planning and Zoning

August 24, 1984

NEG/JGH/sf

DALTIMORE COUNTY
OFFICE OF PLANNING AND ZONING
TOWSON, MARYLAND 21204 NORMAN E. GERBER DIRECTOR

> Mr. Arnold Jablon Zoning Commissioner County Office Building Towson, Maryland 21204

7-16-84

Re: Zoning Advisory Meeting of 7-10-84 Item \$ 370 Property Owner: Stuart L. Sugal, et un Location: WIS Hounds Holling Ro. will Hunting Tweed Drive

Dear Mr. Jablon:

The Division of Current Planning and Development has reviewed the subject petition and offers the following comments. The items checked below are

(X)There are no site planning factors requiring comment.
()A County Review Group Meeting is required.

()A County Review Group Meeting is required.
()A County Review Group meeting was held and the minutes will be forward by the Bureau of Public Services.
()This site is part of a larger tract; therfore it is defined as a subdivision. The plan must show the entire tract.
()A record plat will be required and must be recorded prior to issuance of a building permit.

The access is not satisfactory.

The circulation on this site is not satisfactory. [] The circulation on this site is not satisfactory.
() The parking arrangement is not satisfactory.
) Parking calculations must be shown on the plan.
) This property contains soils which are defined as wetlands, and development on these soils is prohibited.
) Construction in or alteration of the floodplain is prohibited under the provisions of Section 22-98 of the Development
Regulations. Regulations. Development of this site may constitute a potential conflict with the Baltimore County Master Plan.

)The amended Development Plan was approved by the Planning Board)Landscaping should be provided on this site and shown on the plan.
)The property is located in a deficient service area as defined by
Bill 178-79. No building permit may be issued until a Reserve Capacity Use Certificate has been issued. The deficient service

The property is located in a traffic area controlled by a "D" level intersection as defined by Bill 178-79, and as conditions change traffic capacity may become more limited. The Basic Services Areas are re-evaluated annually by the County Council.)Additional comments:

> Eujene G Bolis Eugene A. Bober Chief, Current Planning and Development

BALTIMORE COUNTY
DEPARTMENT OF TRAFFIC ENGINEERING
TOWSON, MARYLAND 21204
494-3550

STEPHEN E. COLLINS DIRECTOR

July 10, 1984

Mr. Arnold Jablon Zoning Commissioner County Office Building Towson, Maryland 21204

> Item No. 364, 365, 366, 367, 369, 370, 1, and 3 ZAC-Meeting of July 10, 1984 Property Owner: Location: Existing Zonings

District:

Proposed Zoning:

Dear Mr. Jublon:

The Department of Traffic Engineering has no comments for item numbers 364, 365, 366, 367, 369, 370 1, and 3.

MSF/com

BALTIMORE COUNTY FIRE DEPARTMENT TOWSON, MARYLAND 21204-2586 494-4500 July 18, 1984 PAUL H. REINCKE Mr. Arnold Jablon Zoning Commissioner
Office of Planning and Zoning
Baltimore County Office Building
Towson, MD 21204 Attention: Nick Commodari, Chairman Zoning Plans Advisory Committee RE: Property Owner: Stuart L. Sagal, et ux Location: W/S Hounds Hollow Court 420' W. of Hunting Tweed Drive Zoning Agenda: Meeting of 7/10/84 Item No.: 370 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 for the referenced property are required and shall be located at intervals or _____ feet along an approved road i. accordance with Baltimore County Standards as published by the __feet along an approved road in 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. $(\chi$) 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. Special Inspection Division

Therefore, IT IS ORDERED by the Zoning Commissioner of Baltimore County, this ______ day of September, 1984, that the Petition for Variance to permit a side yard setback of 40 feet instead of the requirewd 50 feet be and is hereby GRANTED, from and after the date of this Order, subject to the following: 1. The Petitioners may apply for their building permit and be granted same upon receipt of this Order; however, Petitioners are hereby made aware that proceeding at this time is at their own risk until such time as the applicable appellate process from this Order has expired. If, for whatever reason, this Order is reversed, the Petitioners would be required to return, and be responsible for returning, said property to its original condition.

- 3 -

P. 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 Code requirements for the proposed change. Drawings may require H. Before this office can comment on the above structure, please have the owner, thru the 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 401. HOTE: These comments reflect only on the information provided by the drawings submitted to the office of Planning and Zoning and are not intended to be construed as the full extent of any permit. If desired, additional information may be obtained by visiting Room #122 (Plans Review) at 111 Vest Chesapeake Ave., 21204 Very truly yours, Charles E. Burnham, Chief August 13, 1984 Mr. & Mrs. Stuart L. Sagal 6 Hounds Hollow Court Owings Mills, Maryland 21117 NOTICE OF HEARING Re: Petition for Variance
W/S Hounds Hollow Ct., 420 W of Hunting Tweed Dr. (6 Hourds Hollow Ct.)
Stuart L. Sagal, et ux - Petitioners
Case No. 85-63-A TIME: 10:00 A.M. DATE: Monday, September 10, 1984 PLACE: Room 106, County Office Building, 111 West Chesapeake Avenue, Towson, Maryland Zoning Compassioner of Baltimore County

No. 131979

VARIANCE

C 150*****3500to 5024x

BALTIMORE COUNTY, MARYLAND

OFFICE OF FINANCE - REVENUE DIVISION MISCELLANEOUS CASH RECEIPT

BALTIMORE COUNTY
DEPARTMENT OF PERMITS & LICENSES

Stuart L. Sagal, et ux

W.S. Hounds Hollow Crt

(A.) All structure shall conform to the Baltimore County Building Code 1981/

application. Architect/Engineer seal is/is not required.

Section 1407 and Table 1402.

 $48.85/329.29 \times 295.45/331.14$

C. Residentials Three sets of construction drawings are required to file a permit

. An exterior wall erected within 6'0 of an adjacent lot line shall be of one hour

fire resistive construction, no openings permitted within 3'-0 of lot lines. A firewall is required if construction is on the lot line, See Table 401, line 2,

D. Commercial: Three sets of construction drawings with a Maryland Registered Architect or Engineer shall be required to file a permit application.

Variance to permit side yard setback of 40' in lieu of 50'

TOWSON, MARYLAND 21204

TED ZALESKI, JR.

DA

IN RE: PETITION ZONING VARIANCE BEFORE THE W/S of Hounds Hollow Court, ZONING COMMISSIONER 420' W of Hunting Tweed Drive * (6 Hounds Hollow Court) - 4th OF BALTIMORE COUNTY Election District Case No. 85-63-A Stuart L. Sagal, et ux, Petitioners * FINDINGS OF FACT AND CONCLUSIONS OF LAW The Petitioners herein request a variance to permit a side yard setback of 40 feet instead of the required 50 feet in order to construct a garage on the side of their home, as more fully described on Petitioners' Exhibit 1. The Petitioner, Stuart L. Sagal, appeared and testified. There were no Protestants. Testimony indicated that the property, zoned R.C.5, is triangularly shaped with the existing dwelling located at an angle in the middle of the triangle. The Petitioners propose to construct a two-car garage attached to their home by a canopy approximately 11 feet in length. The 24' x 28' garage would be constructed at an angle to the home and would have a setback of 40 feet at its closest projection to the northeastern property line. This setback would increase to about 45 feet from the rear of the garage to the front. An existing √ 143-foot-long driveway would serve the garage. The garage could not be constructed elsewhere on the lot due to its shape, the existence of the septic system in the front and the well in the rear, and the ded to relocate the existing driveway. The garage could be physically ataches to the house, thereby negating the need for a variance; however, the seconda means of access to the home is by a door leading to the kitchen, which is located on the side of the house to which the garage is proposed. A window also exists which the Fire Department would require to be enclosed if the garage were actually attached.

BALTIMORE COUNTY
OFFICE OF PLANNING & ZONING
TOWSON, MARYLAND 21204 ARNOLD JABLON ZONING COMMISSIONER

September 7, 1984

Mr. and Mrs. Stuart L. Sagal 6 Hounds Hollow Court Owings Mills, Maryland 21117

RE: Petition for Variance
W/S Hounds Hollow Ct., 420' W of Hunting Tweed Drive
(6 Hounds Hollow Court) Stuart L. Sagal, et ux - Petitioner Case No. 85-63-A (Item #370)

Dear Mr. and Mrs. Sagal:

This is to advise you that \$51.33 is due for advertising and posting of the above property.

This fee must be paid and our zoning sign and post returned on the day of the hearing before an Order is issued. Do not remove sign until day of hearing.

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

Sincerely, BALTIMORE COUNTY, MARYLAND OFFICE OF FINANCE - REVENUE DIVISION OLDJABLON MISCELLANEOUS CASH RECEIPT ng Commissioner C 028*****51331& \$104F

The Petitioners seek relief from Section 103.3 (1A003.B.3), pursuant to

Section 307, Baltimore County Zoning Regulations (BCZR). An area variance may be granted where strict application of the zoning regulation would cause practical difficulty to the petitioner and his property. McLean v. Soley, 270 Md. 208 (1973). To prove practical difficulty for an area variance, the petitioner must meet the following:

- whether strict compliance with requirement would unreasonably prevent the use of the property for a permitted purpose or render conformance unnecessarily burdensome;
- 2. whether the grant would do substantial injustice to applicant as well as other property owners in the district or whether a lesser relaxation than that applied for would give substantial relief; and
- whether relief can be granted in such fashion that the spirit of the ordinance will be observed and public safety and welfare secured.

Anderson v. Bd. of Appeals, Town of Chesapeake Beach, 22 Md. App. 28 (1974).

It is clear from the testimony that if the variance were granted, such use as proposed would not be contrary to the spirit of the BCZR and would not result in substantial detriment to the public good.

After due consideration of the testimony and evidence presented, it is clear that a practical difficulty or unreasonable hardship would result if the Vinstant variance were not granted. It has been established that the requirethe Potitioners seek relief from here would unduly restrict the use of the Twe to the special conditions unique to this particular parcel. In addi-

tion the variance requested will not be detrimental to the public health, safety, and general welfare. Jursuant to the advertisement, posting of the property, and public hearing

on this Petition held, and for the reasons given above, the variance requested should be granted.

- 2 -

ORDER

DATE

ZONING DESCRIPTION

Located on the west side of Hounds Hollow Court 420' west of Hunting Tweed Drive and known as lot #126 as shown on Plat of Valley Hills which is recorded in land records of Baltimore County in Liber 39, Folio 87. Also known as #6 Hounds Hollow Court.

cc: Mr. Stuart L. Sagal

People's Counsel

PETITION FOR VARIANCE 4th Election District

ZONING:

Petition for Variance

LOCATION:

DATE & TIME:

West side Hounds Hollow Court, 420 ft. West of Hunting Tweed Drive (6 Hounds Hollow Court)

PUBLIC HEARING:

Monday, September 10, 1984 at 10:00 A.M. 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 side yard setback of 40 ft. in lieu of the required 50 ft.

Being the property of Stuart L. Sagal, et ux, as shown on plat plan filed with the Zoning Department.

In the event that this Petition is granted, a building permit may be issued within the thirty (30) day appeal period. The Zoning Commissioner will, however, entertain any request for a stay of the issuance of said permit during this period for good cause shown. Such request must be received in writing by the date of the hearing set above or made at the hearing.

> BY ORDER OF ARNOLD JABLON ZONING COMMISSIONER OF BALTIMORE COUNTY

LANDMARK COMMUNITY NEWSPAPERS OF MARYLAND, INC.

PETITION FOR VARIANCE

ZONING: 1 LOCATION:

DATE & TIME:

P. Marie . T.

0

Election District Petition for Variance West side Hounds Hollow Court, 420 ft. West o Hunting Tweed Drive (6 Hounds Hollow Court) Monday, September 10, 1934 at 10:00 A.M. Room 106, County Office Building, 111 W. Chesa-

PUBLIC HEARING: peake 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 side yard setback of 40 ft. in lieu of the required 50 ft.

Being the property of Stuart L. Sagal, et ux, as shown on plat plan filed with the Zoning Department. In the event that this Petition is granted, a building permit may be issued within the thirty (30) day appeal period. The Zoning Commissioner will, however, entertain any request for a stay of the issuance of said permit during this period for good cause shown. Such request must be received in writing by the date of the hearing set above or made at the hearing.

ARNOLD JABLON ZONING COMMISSIONER OF BALTIMORE COUNTY

restminster, Md., Aug. 2319...8.4....

FY that the annexed Balto Co., and e...().....successive weeks/days previous . of...August...., 19...8. inty Times, a daily newspaper published in Westminster, Carroll County, Maryland. bil Herald, a weekly newspaper published in Eldersburg, Carroll County, Maryland. Times, a weekly newspaper published Reisterstown, Baltimore County, Maryland.

ITY NEWSPAPERS OF MARYLAND, INC.

Per Y. D. Baker

8563-A

PETITION FOR VARIANCE
4th Ricction District ONING: Petition for Variand LOCATION: West side Hounds Hellow Court, 420 ft West of Hunting Tweed Drive (& Hounds Hollow Court) DATE & TIME: Monday, Sep-tember 10, 1984 at 10:09 A.M. PUBLIC HEARING: Room 106, County Office Building, 111 W. Chesapeake Avenue, Towson, Maryland The Zoning Commissioner Baltimore County, by authority of the Zon'ng Act and Regulations of Baltimore County, will hote a public hearing:

Petition for Variance to per mit a side yard setback of 4 https://www.net.com/ with newver, entertain any request for a stay of the issu-ance of said permit during this period for good cause shown, Such request must be received in writing by the date of the hearing set above or made at the hearing.

By Order Of ARNOLD JABLON, Zoning Commissioner of Baltimore County

Aug. 22

CERTIFICATE OF PUBLICATION

TOWSON, MD., August 23, 1984 THIS IS TO CERTIFY, that the annexed advertisement was published in THE JEFFERSONIAN, a weekly newspaper printed and published in Towson, Baltimore County, Md., appearing on August 23, 19 84

THE JEFFERSONIAN,

Publisher

Cost of Advertising

18.50' 1572°45'48" 101 134 WALNUT AVE IONER'S __vicinity_map_) Litera existing byeing proposed garage addition LOT 127 ___LOT 133 BRICK CHIMNEY -Z'OVERHA LO DRAINAGE & LOT126 + SEPTIC AREA PLAT ONE SECT. 2 0 VALLEY HILLS EHK. JR 39/87 N59 · 22'10"E PLOT PLA # GHOUND & HOLLOW CT. #370 4TH ELECTION DISTRICT PLAT FOR ZONING VARIANCE HUDKINS ASSOCIATES, INC. BALTIMORE COUNTY, MARYLAND. 200 EAST JOPPA ROAD OWNER: Stuart - Beverly Sagel MAY 31, 1984. - PUT 1 SECT 2 - YALLEY HILLS" ROOM 101, SHELL BUILDING TOWSON, MARYLAND 21204 SEXETING DWELLING #6369

CERTIFICATE OF POSTING ZONING DEPARTMENT OF BALTIMORE COUNTY

0

	COUNTY
	Towsen, Maryland 85-63-A
District 4.44	•
Posted for: arraine	Date of Posting 8-17-54
Petitioner: Stuart J. Sa.	sel et us
Location of property: N/5 of Hou	ande Tfollow Court, 420' W of LE Thurshe Hollow Court. La Hollow Court, in front of # 6
Hunting Tweel Prine.	16 Though Hollow Pour
Location of Signs: W/S of Hound	a Hollow Court in front of 41
Arunda Tralleyo Court	
Remarks:	**************************************
Posted by A.J. Anata Signature	Date of return: 8 - 24 - 84
Number of Signs:	

85-63-A

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 day of August, 1984.

Zoning Commissioner

Petitioner Stuart L. Sagal, et ux Received by Micholas B. Commodari Attorney

Chairman, Zoning Plans Advisory Committee