TO THE ZONING COMMISSIONER OF BALTIMORE COUNTY The undersigned, legal owner(s) of the property situate in Saltimore County and which is described in the description and plat attached hereto and made a part hereof, hereby petition for a Variance from Section 400.1 - To permit an accessory structure to be located in the

86-255-A

I/We do solemnly declare and affirm,

side yard in lieu of the required rear yard, and 400.3 to be 30 feet high in lieu of the required 15 feet.

of the Zoning Regulations of Baitimore County, to the Zoning Law of Baltimore County; for the following reasons: (indicate hardship or practical difficulty) 1. Site survey indicated present ?-cation of the dish as the only suitable

site for reasonable reception. 2. Topography would not allow placement in the rear yard. 3. Added height of dish needed for reception.

Property is to be posted and advertised as prescribed by Zon'ng 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.

under the penalties of perjury, that I/we are the legal owner(s) of the property which is the subject of this Petition. Legal Owner(s): Contract Parchaser: Anthony Joseph DiPiecro (Type or Print Name) -Lattery-(Type or Print Name) City and State Attorney for Petitioner: 665-1462 3010 California Avenue Phone No. (Type or Print Name) Saltimore, MD 21234 City and State Name, address and phone number of legal owner, contract purchaser or representative to be contacted City and State Attorney's Telophone No.:

ORDERED By The Zoning Commissioner of Baltimore County, this ____13th_____ day on the _____17th_____ day of __December_____, 19.85., at _10:30 o'clock

Zoning Commissioner of Bakimore County.

五名

S N

DALTIMORE COUNTY OFFICE OF PLANNING / ZONING TOWSON, MARYLAND 21204

ARNOLD JABLON ZONING COMMISSIONER

December 18, 1985

JEAN M. H. JUNG DEPUTY ZONING COMMISSIONER

Mr. Anthony J. DiPietro 3010 California Avenue Baltimore, Maryland 21237

> BE: PETITION FOR VARIANCE N/S of California Avenue, 430' E of Harford Road (3010 California Avenue) -14th Election District Anthony J. DiPietro, Petitioner Case No. 86-255-A

Dear Mr. DiPietro:

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

> Very truly yours, Jean MN Jung Deputy Zoning Commissioner

JMHJ:bg Attachments

cc: People's Counsel

DESCRIPTION FOR VARIANCE

Beginning at a point on the northeast side of California Avenue (40' wide) 430 feet southeast of Harford Road and known as Lots 175, 176 and part of 174 as shown on the plat of "California Grove" which is recorded in the Land Records of Baltimore County in Liber 5, Folio 81.

Also known as 3010 California Avenue.

BEFORE THE IN RE: PETITION FOR VARIANCE N/S of California Avenue, DEPUTY ZONING COMMISSIONER 430' E of Harford Road (3010 California Avenue) -OF BALTIMORE COUNTY 14th Election District Case No. 86-255-A Anthony J. DiPietro,

Petitioner

The Petitioner herein requests a variance to permit an accessory structure (satellite dish) to be located in the side yard in lieu of the required rear yard and 30 feet high in lieu of the required 15 feet.

.

Testimony by the Petitioner indicated that prior to installation of the dish 14 months ago, he made inquiries of the County as to whether a rermit was required and came to the conclusion that it was to be treated as an antenna requiring no permit. One satellite dish company evaluated the site and indicated that it was impossible to locate a dish so as to have reception; another company indicated that reception would be possible only if a 10 foot dish were installed on a 30 foot pole (Petitioner's Exhibit 2). The Petitioner installed a 10 foot diameter black mesh dish on a 30 foot pole anchored by a set of brackets to the house and by guy wires, one to the roof and two to the ground, as shown on the plan submitted, marked Petitioner's Exhibit 1.

pearing that strict compliance with the Baltimore County Zoning Regulations (BCIR) would result in practical difficulty and unreasonable hardship upon the Pet Boner, and the granting of the variance requested would not adversely affec the health, safety, and general welfare of the community, and, therefore, the fariance should be granted. IS ORDERED by the Deputy Zoning Commissioner of Baltimore

After due consideration of the testimony and evidence presented, and it ap-

day of December, 1985, that the herein Petition for Variance to permit an accessory structure (satellite dish) to be located in the

PETITION FOR VARIANCE

14th Election District

(3010 California Avenue)

Avenue, Towson, Maryland

Regulations of Baltimore County, will hold a public hearing:

30 feet high in lieu of the required 15 feet.

Being the protectty of Anthony J. DiPietro the plat filed with the Zoning Office.

hearing set above or made at the hearing.

The Zoning Commissioner of Baltimore County, by authority of the Zoning Act and

Tuesday, December 17, 1985 at 10:30 a.m.

Petition for Variance from Section 400.1 - To permit an accessory structure to

be located in the side yard in lieu of the required rear yard, and 400.3 to be

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, enter-

tain any request for a stay of the issuance of said permit during this period for

BY ORDER OF ARNOLD JABLON

ZONING COMMISSIONER

OF SALTIMORE COUNTY

good cause shown. Such request must be received in writing by the date of the

LOCATION:

DATE AND THE

PUBLIC HEAR ME

Northside of California Avenue, 430 feet East of Harford Road

as shown on

Room 106, County Office Building, 111 West Chesapeake

side yard in lieu of the required rear yard and to be 30 feet high in lieu of the required 15 feet, in accordance with the plan submitted and filed herein, marked Petitioner's Exhibit 1, is hereby GRANTED, from and after the date of this Order, subject, however, to the following restrictions:

> An engineer or a representative of the Baltimore County Department of Permits and Licenses shall inspect the dish and submit a statement for the file, within sixty (60) days from the date of this Order, that the dish installation is structurally safe.

2. A permit shall be obtained from the Baltimore County Department of Permits and Licenses if deemed necessary by that Department.

5

RE: PETITION FOR VARIANCES N/S California Ave., 430'

E of Harrord Rd. (3010 California Ave.), 14th District

: Case No. 86-255-A

1111111 ENTRY OF APPEARANCE

Please enter the appearance of the People's Counsel in the abovecaptioned 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.

> Phyllis Cole Friedman People's Counsel for Baltimore County

: BEFORE THE ZONING COMMISSIONED

OF CALITIMORE COUNTY

Rm. 223, Court House Towson, MD 21204 494-2188

I HEREBY CERTIFY that on this 22nd day of November, 1985, a copy of the foregoing Entry of Appearance was mailed to Anthony Joseph DiPietro, 3010 California Ave., Baltimore, MO 21234, Petitioner.

146

ANTHONY J. DIPIETRO, Petitioner

Peter Max Zimmerman Deputy People's Counsel

Peter Max Zimmerman

Furzuant to the advertisement, posting of property, and public hearing on the Petition and it appearing that strict compliance with the Baltimore County Zoning Regulations would/would not result in practical difficulty and unreasonable hardship upon the Petitioner(s) and the granting of the variance(s) requested will/will not adversely affect the health, safety, and general welfare of the community, the variance(s) should /should not be granted.

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

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

ARNOLD JADLON ZONING COMMISSIONER

JEAN M. H. JUNG DEPUTY ZONING COMMISSIONER

December 11, 1985

Mr. Anthony J. DiPietro 3010 California Avenue Baltimore, Maryland 21234

RE: Petition for Variance N/S California AVe., 430' E of Harford Rd. (3010 California Ave.) 14th Election District Anthony J. DiPietro - Petitioner Case No. 86-255-A

Dear Mr. DiPietro:

This is to advise you that \$ 50.59 is due for advertising and posting of the above property. This fee must be paid telere an Order is issued.

THIS FEE MUST BE PAID AND THE ZONING SIGN AND POST RETURNED ON THE DAY OF THE HEARING OR THE ORDER SHALL NOT BE ISSUED.

Do not remove sign from property from the time it is placed by this office until the day of the hearing is the

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

No. 012454 e County, Maryland, and remit ding, Towson, Maryland

AMOUNT \$ 5009 B 535######5059## 217#F VALIDATION OR SIGNATURE OF CALHIER

LOCATION: Northside of California Avenue, 430 (see East of Harford Road (3019 California Avenue)
DATE AND TIME Tuesdey, December v7, 1985 at 10:50 a.m.
PUBLIC HEARING Room 106, County Office Building, 111 W. Chetapeake Avenue, Toward, Maryland 100 1 — To permit an accessory struc-ture to be located in the side yard in lies of the exquired year yard, and 400 3 to be 30 feet high in lieu of the required 15 Being the property of Anthony DiPietro is theren on the plat filed with Zening Office.

In the event that this Persion is granted, a building permit may be second within the thorn (No; day appeal

atay of the innuncy of said permit during this period for good cause shows. Such request must be received in writing by the date of the hearing set above or marks.

By Order Of ARNOLD JABLON,

Zoning Commissioner of Baltimore County

"DUPLICATE" CERTIFICATE OF PUBLICATION

November THIS IS TO CERTIFY, that the annexed advertisement was published in THP JEFFERSONIAN, a weekly newspaper printed and published in Towson, Baltimore County, Md., appearing on November 28 November 28 85

THE JEFFERSONIAN.

Publisher Cost of Advertising

LOCATION: Northside of California Avenue, 436 fee: East of Harford road (3016 (California Avenue)
DATE & TIME: Tuesday, December 17, 1986 at 10:30 a.m.
PUBLIC HEARING: Room 106,
County Office Building, 111 West
Chesapeake Avenue, Towson,
Maryland. Maryland.

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

Petition for Variance to from Section 400.1 — To permit an accessory structure to be located in the side yard in lieu of the required rear yard, and 400.3 to be 30 feet high in lieu of the required 15 feet.

Reine the preparty of Anthony J. **Qe Times**

This is to Certify, That the annexed Reg L 8406 3 was inserted in Ge Times, a newspaper printed and published in Baltimore County, once in each

ZONING DEPARTMENT OF BALTIMORE COUNTY \$6-255- A Towns, Maryland

Posted for: Wariance	Date of Posting
Petitioner: Anthony I	Le tro
Location of property: N/5 Cal in	ormin //r., H70' E/HorFord Rd
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Remarks:	
Posted by	Date of return: 11/29/85
fumber of Signe:	

CERTIFICATE OF POSTING

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November 1985

Mr. Anthony J. DiPietro 3010 California Avenue Baltimore, Maryland 21234

NOTICE OF HEARING

Re: Petition for Variance N/S California Ave., 430' E of Harford Rd. (3010 California Ave. 14th Election District Anthony J. DiPietro - Petitioner Case No. 86-255-A

TIME: 10:30 a.m. DATE: Tuesday, December 17, 1985

PLACE: Room 106, County Office Building, 111 West Chesapeake

Avenue, Towson, Maryland

BALTIMORE COUNTY, MARYLAND
OFFICE OF FINANCE - REVENUE DIVISION
MISCELLANEOUS CASH RECEIPT No. 012753 Ata for ite 186 Deplates B 029*******3500:0 3158F VALIDATION OR SISNATURE OF CASHIER

PITITIONER'S

We, the residents of California Everge are aware of the 3 presence of a satellite dish mounted on a pole on the North East side of California Avenue, 430 feet South East of Harford Road. We would like it to be known that we do not object to its placement and height in the side yard of 3010 California Avenue.

We, the following, listed below, are petitioning by signature in favor of the necessary variance for satellite dish installation in question. Please recognize these signatures as being in agreement for the needed variance as we cannot personally attend the necessary hearing(s).

1.	marin Smith 3 mx Califfre	665-3644 12-15-5
2.	anna Cornett 3008 Calif are.	665-3644 12-15-85
з.	Inguil Shanslan	661-800912-15-8
ø.	June Stand 3611 Colica on	661-8009-12/15/1
	Dan Daniels 3012 Call are	
	ariels 3012 California	_882-5217 12-15-8
7.	Borborn Morley and	661-4533 12-15-8
8.	Ganl White	64d - 9533 12/15/8
9.	Jean Chry 3000 Cely.	668-3932 14/5/85
	Baul D Mari 11	668-3932
	ge is I is	

12. Patricia & Hanlan 3007 Calif 668-8132 12/15/85 1. fl dulan 2007 Californio are 668 - 813211/18/85 14. M. Kuthaniski 3005 California Que (165-3488 12/1965

11. Kenge W. Fitch 3007 12 Calif. 661-4042 1419 85 15. C. Anthon 3005 CALIFER 165-7412 12-16-85

We, the residents of California Avenue, are aware of the presence of a satellite dish mounted on a pole on the North East side of California Avenue, 430 feet South East of Harford Road. We would like it to be known that we do not object to its placement and height in the side yard of 3010 California Avenue.

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16	Spaine H Report 3002 Califronia Que 665-1 419
17	Draine Ho Re peni 3002 Califrania Que 665-1 419
18	Jeanne thebrouk - 3003 California av. 165
19 `	Marcia P Borner 301x California aue 6108-2557 12/10/85

20 Palnice Dregory 3017 Collowing done 605-0093 12/16/85
21 Derise Elegory 3017 Collowin Are 665-0093 12/16/85
22 Palenting Georff 3021 " " 665-6898

23 Buchar of Silver & 3100/2 CALIDENA AUG 668-0016 12/10/85 24 Jerry Lynch 3114 California ave. 668-2353 12/16/85

5 Donall & Keller 3117 CALFORDING 12/6/5

26 Marie C. Keller 3117 California Dre. 665-2499 14146 21 Willie: P. Town 3015 Celifornia Ave 668-2889 12/16/25

28 Reservoire Liberto 3100/2 Califore 668-0016 12/10/85

BALTIMORE COUNTY, MARYLAND

INTER-OFFICE CORRESPONDENCE

TO. James E. Dyer	DateOctober 16, 1985
FROM James H. Thompson	
Item No. 146 SUBJECT Anthony Joseph DiPietro-Petitioner	

When the above refenced petition is scheduled for a hearing, please

Louis Sopel 3009 California Avenue Baltimore, Maryland 21234

At present, this location is the subject of an active violation case no. C-85-615.

JHT:eoh

BALTIMORE COUNTY, MARYLAND

INTER-OFFICE CORRESPONDENCE

Arnold Jablon TO Zoning Commissioner

November 26, 1985

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

SUBJECT Zoning Petition No. 86-255-A

BALTIMORE COUNTY FIRE DEPARTMENT TOWSON, MARYLAND 21204-2586

PAUL H KEINCKE

Mr. Arnold Jablon Zoning Commissioner

Office of Planning and Zoning

Towson, Maryland 21204

Itam No.:

Gentlemen:

Baltimore County Office Building

Attention: Nick Commodari, Chairman

RE: Property Owner: Anthony Joseph DiPietro

Department of Public Works.

to occupancy.

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

Special Inspection Division

() 3. The vehicle dead end condition shown at

Zoning Plans Advisory Committee

NE side of California Avenue, 430' SE of Harford Road

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

() 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

Fire Prevention Code prior to occupancy or beginning of operation.

Association Standard No. 101 "Life Safety Code", 1976 edition prior

comply with all applicable requirements of the National Fire Protection

to be corrected or incorporated into the final plans for the property.

() 2. A second means of vehicle access is required for the site.

EXCEEDS the maximum allowed by the Fire Department.

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

() 4. The site shall be made to comply with all applicable parts of the

(X) 5. The buildings and structures existing or proposed on the site shall

This office is not supportive of the 30 foot height proposed by the petitioner. Further, the file contains no information as to the diageter of the proposed dish.

November 20, 1985

Zoning Agenda: Meeting of October 29, 1985

Fire Prevention Bureau

NEG: JGH:slm

BALTIMORE COUNTY ZONING PLANS ADVISORY COMMITTEE

December 2, 1985

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

Mr. Anthony J. DiPietro 3010 California Avenue

Baltimore, Maryland 21234

PE: Item No. 146 - Case No. 86-255-A Petitioner - Anthony J. DiPietro Variance Petition

Bureau of Engineering Department of Traffic Engineering State Roads Commission

Sureau of Fire Prevention Health Department Project Planning Building Department Board of Education Zoning Administration

Industrial

Development

Dear Mr. DiPietro:

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 enclosed filing certificate and a hearing scheduled accordingly.

Very truly yours.

JAMES E. DYER Chairman

Zoning Plans Advisory Committee

JED:nr

Enclosures

OFFICE OF PLANNING AND ZOWNG

Mr. Arnold Jablon Zaning Commissioner County Office Building Towson, Maryland 21201

NOVEMBER 25, 1985

Re: Zoning Advisory Meeting of OCTOBER 29, 1985 Property Owner: ANTHONY JOSE ON DIRETRO Location: NE/S OF CALI FORMID AUG. 430'

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 was held and the minutes will be forward by the Bureau of Public Jervices.

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 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 sails is prohibited. Construction in or alteration of the floodplain is prohibited under the provisions of Section 22-98 of the Development 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 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 173-79, and as conditions change traffic capacity may become more limited. The Basic Services Areas are re-evaluated annually by the County Council. lagditional comments:

cc: James Hoseel

Eugene A. Bober Chief, Carrent Planning and Development

DEPARTMENT OF TRAFFIC EING...

TOWSON, MARYLAND 21204

494-3550 BALTIMORE COUNTY DEPARTMENT OF TRAFFIC ENGINEERING

STEPHEN E. COLLINS DIRECTOR

November 15, 1985

Mr. Arnold Jablon Zoning Commissioner County Office Building

Towson, Maryland 21204 Item No.

-ZAC- Neeting of October 29, 1985

Property Owner: Location: Existing Zoning: Proposed Zoning:

Acres: D! :rict:

Dear Mr. Jablon:

The department of Traffic Engineering has no comments for items numbered 141, 142, 143, 144, 145, (146,) 149, and 150.

MSF/bld

Traffic Engineer Associate IJ

BALTIMORE COUNTY
DEPARTMENT OF PERMITS & LICENSES
TOWSON, MARYLAND 21204
494-3610

December 5. 1985

TED ZALESKI, JR.

Mr. Arnold Jablon, Joning Commissioner Ciffice of Flanning and Joning Coveen, Maryland 2130L

Davis Mr. Jablons

Comments on Item # 146 Foring Advisory Committee Meeting are as follows: Anthony Joseph DiPietro

N/E Side of California Avenue, 130 feet SE of Herford Road

ATTLICABLE TIDE ARE CONCLEDE

All simustures shall conform to the Baltimore County Building Code as adopted by Council Bill #17-85.
The Maryland Code for the Handicapped and Aged (A.E.S.I. #117-1 - 1980) and other applicable Codes and Standards. (3) A building and other miscellaneous permits shall be required before the start of any construction.

Desidential: Two sets of construction drawings are required to file a permit application. The seal of a required in Paryland Architect or Engineer DEEX not required on plans and technical data.

Maybe

Interrial: Three sets of construction operings sealed and signed by a registered in Maryland Architect
or Engineer shall be required to fills within permit application. Reprovided seals are not acceptable.

2. All Tee Groups except R-L Single Family Detached Evellings require a minimum of 1 hour fire rating for exterior walls closer than 6'-0 to an interior lot line. R-L Tee Groups require a one hour wall if closer than 3'-0 to an interior lot line. Any wall built on an interior lot line shall require a fire or party wall fee Cube Lil, Rection 1107, Section 1106.2 and Table 1102. So openings are permitted in an exterior well within 3'-0 of an interior lot line.

7. The structure does not appear to comply with Table 505 for permissable height/area. Reply to the requested variance by this office cannot be considered until the necessary data pertaining to height/area and construction type is provided. See Table 101 and 505 and have your Architect/Engineer contact this department.

5. The requested variance appears to conflict with Section(*) ______, of the Daltimore County Building Code.

E. When filling for a required Change of Dae/Occupancy Permit, an alteration permit application shall also be filed along with three sets of acceptable construction plans indicating how the existing structure in Engineer seals are usually required. The change of Dae Groups are from Dae to Tae to Tae . See Section 31% of the building Code.

The proposed project appears to be located in a Flood Flain, Tidal/Niverine. Please see the attached very of lection (14,0 of the Building Code as adopted by Bill #17-89. Tits plans shall show the correct elevations above sea level for the lot and the finish floor levels including basement.

Comments Contact Mr. Edward Bauer of this department for structural check of design against wind load. Phone - 494-3987

E. These abbreviated comments reflect only on the information provides by the drawings submitted to the Office of Flanning and Zoning and are not intended to be construct as the full extent of any permits of descret the Applicant may obtain additional information by winiting Acon 177 of the County Office Sulfring at 111 v. They peaks Avenue, Towson, Haryland M.DOL.

37: C. E. Surrolan, Chief Building Flant hevier

D 115 C O

BALTIMORE COUNTY OFFICE OF PLANNING & ZONING

Your petition has been received and accepted for filing this 13th day of Bovenber , 1985.

Petitionar Anthony J. DiPletro

Petitioner's

Attorney

County Office Building

111 W. Chesapeake Avenue Towson, Maryland 21204