87-74-A #481		N/S of Philadelphia Rd., 900' E of Mayflower Rd. (8916 Philadelphia Rd.) 14th Elec. Dist.
7/21/86	:	Variance - filing fee \$35.00 - Mirko Kopajtic, et ux
7/21/86		Hearing set for 9/8/86, at 9:30 a.m.
9/8/86	:	Advertising and Posting - \$58.65
9/10/86		Ordered by the Zoning Commissioner that the Petition for Zoning Variance to permit a side yard setback of 12' in lieu of the required 35' is GRANTED with conditions.

Pursuant 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/wouldxnex result in practical difficulty and unreasonable hardship upon the Petitioners and the granting of the variance requested with/will not adversely affect the health, safety, and general welfare of the community, the variance should /shouldxnox be granted.

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.

Zoning Commissioner of Baltimore County

AJ/srl

cc: Mr. & Mrs. Mirko Kopajtic

People's Counsel

PETITION FOR ZONING VARIA	NCE			
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 hereto and made a part hereof, hereby petition for a Variance from Section 1 BO1-2.C.2.a to permit a sideyard of 12' in lieu of the required

of the Zoning Regulations of Baltimore County, to the Zoning Law of Baltimore County; for the following reasons: (indicate hardship or practical difficulty) Baltimore County Zoning Office approved a sideyard for Lot #1 of 12' during the preliminary plan submission of the minor subdivision which was processed as being correct up to the final plat check print at which time a perimeter setback of 35' was requested. The 35' sideyard setback on Lot #1 causes a hardship to the Contract Purchaser since he has sold his bouse and is presently living with a relative againsting recordation of the final plat house and is presently living with a relative awaiting recordation of the final plat so he can build his house on Lot #1. Moving Lot #1 side lot lines would restrict the building envelope size due to sower and water easements on both sides of Lot #1.

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):	
Frank Czyechowicz (Type or Print Name)	Mirko_Kopajtic	MAP NE-56
Frank Lyssechawig Signature	In intel Vapy her	·21 E-D- 14
10 OLD MAPLE COURT	Anna Kopajtic (Type or Print Name)	DATE 11-3-97
City and State	Signature	1000
Attorney for Petitioner:	9016 Dhi::-1-1 1: 5	E 38,700
(Type or Print Name)	8916 Philadelphia Road Address	N -16,675 Phone No.
Signature	Baltimore, Maryland 212 City and State	37
Address	Name, address and phone number of itract purchaser or representative to	egal owner, con-
City and State	Lloyd E. Lipin	
Attorney's Telephone No.:	2810 College View Drive	676-9326
RDERED By The Zoning Commissioner of I	Address	Phone No.
. 11.9	subject matter of this petition be in two newspapers of general circul	advertised, as

coning Commissioner of Baltimore County.

Mirko Kopajtic, et w N/S of Philadelphia I Mayflower Rd. (8916 I Rd. 14th I

Rd., 900' E of Philadelphia
Elec. Dist.

The second secon

September

CERTIFICATE OF POSTING

ZONING DEPARTMENT OF BALTIMORE COUNTY 87-74-A Towson, Maryland

District 14th	Date of Posting 7/25/84
Posted for: Voliance	
Petitioner: Mirto Kopaitia, et us	
Location of property: NIS Phil. Rd., 200	El Mor Flower Rd.
8916 Phil. Rd.	
Location of Signs: Facing Phil Rdy appro	1. 20' Fr. Rusdway on
1-01-017	
Remarks:	
Posted by Signature	Date of return: 8/1/86
Signature Number of Signs:	MICROFILMED

ZONING DESCRIPTION

Beginning at the southwest corner of the property on the north side of Philadelphia Road (Maryland Route 7) and upproximately 900' east of the intersection of Mayflower Road and Philadelphia Road, thence running the following courses and distances:

N390	11'	55"	W	446.8
N670	261	13''	E	249.0
S370	10'	26"	E	81.7
N450	41'	40"	E	4.7
S440	18'	20"	E	50.0
S450	41'	40''	W	100.0
S440	18'	20"	E	220.3

S450 59' 35" W 166.51' to the place of beginning, containing 1.76 acres more or less.

Also known as 8916 Philadelphia Road in the 14 Election District. Block 2274 Folio 142.

OFFICE COPY

PETITION FOR ZONING VARIANCE

14th Election District

Case No. 87-74-A

North Side of Philadelphia Road, 900 feet East of Mayflower

Road (8916 Philadelphia Road) DATE AND TIME: Monday, September 8, 1986, at 9:30 a.m.

PUBLIC HEARING: Room 106, County Office Building, 111 W. Chesapeake Avenue,

Towson, Maryland

LOCATION:

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

Petition for Zoning Variance to permit a side yard setback of

12 feet in lieu of the required 35 feet

Being the property of <u>Mirko Kopajtic, et ux</u>, as shown on plat plan filed with the Zoning Office.

In the event that this Petition(s) 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

RE: PETITION FOR VARIANCE

: BEFORE THE ZONING COMMISSIONER

N/S of Philadelphia Rd., 900' E of Mayflower Rd. (8916 Philadelphia Rd.), 14th Dist.

OF BALTIMORE COUNTY

MIRKO KOPAJTIC, et ux, Case No. 87-74-A

Petitioners

:::::: 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.

> Phyllis Cole Friedman People's Counsel for Baltimore County

Peter Max Zimmerman Deputy People's Counsel Room 223, Court House Towson, Maryland 21204 494-2188

I HERFBY CERTIFY that on this 8th day of August, 1986, a copy of the foregoing Entry of Appearance was mailed to Mr. & Mrs. Mirko Kopajtic, 8916 Philadelphia Rd., Baltimore, MD 21237, Petitioners; Mr. Frank Czyechowicz, 10 Old Maple Ct., Baltimore, MD 21221, Contract Purchaser; and Mr. Lloyd E. Lipin, 2810 College View Dr., Churchville, MD 21028, who requested notification.

Peter Max Zumenian

JEAN M. H. JUNG

DEPUTY ZONING COMMISSIONER

e County, Maryland, and remit

ding, Towson, Maryland

BALTIMORE COUNTY OFFICE OF PLANNING & ZONING TOWSON, MARYLAND 21204

ARNOLD JABLON ZONING COMMISSIONER

September 3, 1986

Mr. Lloyd E. Lipin 2810 College View Drive Churchville, Maryland 21028

> RE: PETITION FOR ZONING VARIANCE N/S of Philadelphia Rd., 900' E of Mayflower Rd. (8916 Philadelphia Rd.) 14th Election District Mirko Kopajtic - Petitioner Case No. 87-74-A

Dear Mr. Lipin:

This is to advise you that \$58.65 is due for advertising and posting of the above property. This fee must be paid before 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 if.

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

RECEIVED FROM -S SPIT SPERMENT OF VALIDATION OR SIGNATURE OF CASHIER CONTROL OF THE PERSON OF THE P Mr. Lloyd E. Lipin 2810 College View Drive Churchville, Maryland 21028

July 25, 1986

NOTICE OF HEARING

RE: PETITION FOR ZONING VARIANCE N/S of Philadelphia Rd., 900' E of Mayflower Rd. (8916 Philadelphia Rd.) 14th Election District Mirko Kopajtic - Petitioner Case No. 87-74-A

TIME:	9:30 a.m.
DATE:	Monday, September 8, 1986
PLACE: Room	106, County Office Building, 111 West Chesapeake

Avenue, Towson, Maryland

BALTIMORE COUN OFFICE OF FINANCE MISCELLANEOUS	- REVENUE DIVISION	No. 33367
. ,/.	ACCOUNT	
DATE		30,000
RECEIVED /	· · · · · · · · · · · · · · · · · · ·	
		1
FOR:	1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1	
	VALIDATION OR SIGNATUR	RE OF CASHIER

DALTIMORE COUNTY, MARYLAND

INTER-OFFICE CORRESPONDENCE

Arnold Jablon TOZoning_Commissioner	Date_ August 21, 1986
Norman E. Gerber, AICP, Director FROM Office of Planning and Zoning	

SUBJECT__Zoning_Petitions_No__87-74-A, 87-75-A, 87-76-A, 87-77-A, 87-81-A, 87-82-A, 87-83-A, 87-84-A, 87-87-A, 87-83-A, 87-106-A, 87-107-A, 87-108-A, 87-111-A, 87-112-A, 87-113-A and 87-114-A

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

NEG:JGH:slm

CPS-008

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

Your petition has been received and accepted for filing this 21st day of July , 19 86

> Zoning Commissioner James E. Dyer

Mirko Ropajtic, et ux Received by: Petitioner Petitioner'

Chairman, Zoning Plans Advisory Committee

CERTIFICATE OF PUBLICATION

PETITION FOR
ZONING VARIANCE
14th Election District
2 Case No. 87-74-A LOCATION: North side of Philadel rhis kond 000 feet East of May flower Road (8916 Philadelphia Road)
DATP AND TIME Monday, Sep tember 8, 1986, at 9:30 a.m.
PUBLIC HEARING: Room 106 PUBLIC HEARING: Room 106,
County Office Building, 111 W.
Chesapeake Avenue, Towson,
Maryland
The Zoning Commisioner of Baltimore County, by autority of the Zoning
Act and Regulations of Baltimore
County, will hold a public hearing:
Petition for Zoning Variance to permit a side yard setback of 12 feet in lieu
of the required 35 feet
Being the property of Mirko Kopajtic, et ux, as shown on plat plan filed
with the Zozing Office. with the Zoring Office.
In the event that this Petition(s) is granted, a building permit may be issued within the thicty (30) day appear period. The Zoning Commissioner will, however, entertain any request for a stay of the issuance of said permi during this period for good caus shown. Such request must be receive in writing by the date of the hearing s By Order Of ARNOLD JABLON

8/174 Aug. 21.

The second of th

Attorney

August 21 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 21 ____, 19 __86

THE JEFFERSONIAN,

Susan Sendus Obrect

Cost of Advertising 7200

Publisher

J. WAYATANG 5,501

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

AUGUST 19, 1986

Dear Mr. Jablon:

Re: Zaning Advisory Meeting of JULY 8,1986 Item : 481
Proserty Owner: MIRKO KOPATTIC etal LOCALION: WS PHILADELPHIA RD. 900 E. OF MAYFLOWER RD

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 concent. 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; therefore it is defined as a subdivision. The plan must show the entire tract. ()A record diat 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 soils is prohibited. ()Construction in or alteration of the floodolain is prohibited under the provisions of Section 22-93 of the Development ()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: Must comply with daltimore County Landscape Manual. The property is located in a deficient service area as defined by Bill 173-79. No building parmit 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 "O" level intersection as defined by Bill 172-79, and as conditions change traiffic capacity may become none limited. The lastic Services Areas

tre re-evaluated inmully by the County Council.

()Additional comments:

Eugene A. Bober Chief, Current Planning and Development

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

cc: James Hoswell

BALTIMORE COUNTY ZONING PLANS ADVISORY COMMITTEE

August 1, 1986

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

000

Chairman

MEMBERS

Department of Traffic Engineering

Roreau of Fire Prevention

State Roads Commission

Health Department

Project Plan. Ag

Building Department

Board of Education

Industrial

Zoning Administration

Bureau of

Mr. Mirko Kopajtic 8916 Philadelphia Road Baltimore, Maryland 21237

RE: Item No. 481 - Case No. 87-74-A Petitioner: Mirko Kopajiic, et ux Petition for Zoning Variance

Dear Mr. Kopajtic:

The Zoning Plans Advisory Committee has reviewed the plans submitted with the above-referenced retition. 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 Zoning Plans Advisory Committee

JED:kkb Enclosures

cc: Lloyd Lipin 2810 College View Drive Churchville, Maryland 21028 July 22, 1986

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

Dear Mr. Jablon:

The Department of Traffic Engineering has no comments for items number 476, 477, 478, 479, 480, 481 and 482.

Very truly yours,

Michael S. Flanigan Traffic Engineer Associate II

MSF:lt

GALTIMORE COUNTY FIRE DEPARTMENT TOWSON MARYLAND 21204-2586 494-450Ù

PAUL H. REINCKE CHIEF

July 17, 1986

Mr. Arnold Jablon Zoning Commissioner Office of Planning and Zoning Baltimore County Office Building Towson Maryland 21204

Mirko Kopajtic, et ux RE: Property Owner:

N/S Philadelphia Rd., 900 ft. E Mayflower Rd.

Item No.:

Location:

Zoning Agenda: Meeting of July 8, 1986

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 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.

(imes) 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, Fire Prevention Bureau

REVIEWER: Planning Group Approved: Special Inspection Division

/mb



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

July 30, 1986

TED ZALESKI, JR. DIRECTOR

Mr. Arnold Jablon, Zoning Commissioner Office of Planning and Zoning Towson, Maryland 21204 Comments on Item # 481 Zoning Advisory Committee Meeting are as follows:

Mirko Kopajtic, et ux N/S Philadelphia Road, 900 feet E Mayflower Road Locations Districts

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

Residential: Two sets of construction drawings are required to file a permit application. The seal of a registered in Maryland Architect or Engineer is/is not required on plans and technical data. D. Commercial: Three sets of construction drawings scaled and signed by a registered in Maryland Architect or Engineer shall be required to file with a permit application. Reproduced scale are not acceptable.

E. All Use Groups except R-4 Single Family Detached Dwellings require a minimum of 1 hour fire rating for exterior walls closer than 6'-0 to an interior lot line. R-4 Use 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. See Table 401, Section 1407, Section 1406.2 and Table 1402. No openings are permitted in an exterior wall within 3'-0 of an interior lot line.

F. The structure does not appear to comply with Table 505 for parmissable 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 401 and 505 and have your Architect/Engineer contact this department.

G. The requested variance appears to conflict with Section(s) ______, of the Baltimore

H. When filing for a required Change of Use/Cocupancy Permit, an alteration permit application shall also be filed along with three sets of acceptable construction plans indicating how the existing structure is to be altered in order to comply with the Code requirements for the new use. Maryland Architectural or Engineer seals are usually required. The change of Use Groups are from Use to Use . See Section 312 of the Building Code.

I. The proposed project appears to be located in a Flood Plain, Tidal/Rivarine. Please see the attached copy of Section 516.0 of the Building Code as adopted by Bill #17-85. Site plans shall show the correct elevations above sea level for the lot and the finish floor levels including basement.

K. These abbreviated comments reflect only on the information provided by the drawings submitted to the Office h. These abbreviated 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 serined the applicant may obtain additional information by visiting Room 122 of the County Office Building at 111 b. Chesapeake Avenue, Towson, Maryland 21204. BY: C. E. Burnham, Chief

1/27/85

J. Comments:

Maryland Department of Transportation State Highway Administration

Mr. A. Jablon

Zoning Commissioner

County Office Building

Towson, Maryland 21204

William K. Hellmann Secretary Hal Kassoff Administrator

July 14, 1986

RE: Paltimore County Item #481 Property Owner: Mirke Kopajtie, et ux Location; N/S Philadelphia Road (Route 7) 900' E. Mayflower Road Existing: ZoningD.R. 3.5 Proposed Zoning: Var. to permit a side yard of 12' in lieu of the required 35' Acres: 1.76

District: 14th

Dear Mr. Jablon:

PARTIES OF THE PARTY OF THE PAR On review of the submittal for variance of 12' to the side yard of the Kopajtic property, the State Highway Administration finds the plan generally acceptable.

Very truly yours,

Charle Keep de Charles Lee, Chief

Bureau of Engr. Access Permits by: George Wittman

cc: J. Ogle

CL-GW;es

My telephone number is 301-659-1350 Teletypewriter for Impaired Hearing or Speech 383-7555 Baltimore Metro — 565-0451 D.C. Metro — 1-800-492-5062 Statewide Toll Free P.O. Box 717 / 707 North Calvert St., Baltimore, Maryland 21203 - 0717

William K. Hellmann

Secretary Hai Kassoff

July 14, 1986

The control of the second of the second

Re: Calvert County Mr. James H. Dowell, Chief Inspections and Permits Home Health Line Division Maryland Route 765 Calvert County Department

of Public Works Courthouse Annex Prince Frederick, Maryland 20678

Maryland Department of Transportation

Dear Mr. Dowell:

We have received and reviewed the site plan for the Home Health Line and offer the following comments.

1. Asphalt paving to continue to the end of curb and gutter within the entrance.

2. Curb and gutter is to extend to the northern property line.

3. A commercial Entrance Permit is required from this office.

If you have any questions concerning this matter, please advise.

> Very truly yours, Charlester in

Charles Lee, Chief Bureau of Engr. Access Permits by: Frank Coxon

CL-FC:es

cc: F. Jaklitsch

My telephone number is 301-659-1350 Teletypewriter for Impaired Hearing or Speech 383-7555 Baltimore Metro — 565-0451 D.C. Metro — 1 800-492-5062 Statewide Toll Free P.O. Box 717 / 707 North Calvert St., Baltimore, Maryland 21203 - 0717

Item 481
Nec'd 6/27/86

87 48 W

7/1/SE TO ID

June 24, 1986

Mr. Arnold Jablon Zoning Commissioner Baltimore County Office Building 111 West Chesapeake Avenue Room 109 Towson, Maryland 21204

Subject: Zoning Variance Kopajtic

Subdivision

Dear Mr. Jablon:

In reference to the subject variance, we are requesting that the hearing date be set as quickly as possible for the following reasons:

- 1. The Contract Purchaser for Lot #1 has sold his house and is presently living with a relative.
- 2. The Contract Purchaser is patiently awaiting recordation of the Kopajtic Subdivision so that he may obtain a building permit for his new home on Lot #1.
- 3. This change for the right sideyard of Lot #1 from twelve (12) feet to thirty-five (35) feet would restrict the building envelope such that the Contract Purchaser would not be able to build his home on the lot due to a sewer and water easement on the left side of Lot #1.

Therefore, the longer it takes to record the subdivision, the more the hardship will be for everyone involved in this situation.

Thank you for your kind consideration in this matter.

Very truly yours,

Lloyd E. Lipin, President

Lipin Engineering & Development

Poyd E. Lipin, Pres.

Corporation

cc: Mi Kopajtic (Owner), day

F. Czyechowicz (Contract Purchaser)

