87-86-A #1	S/S of Tennessee Ave., 225' E of the c/l of Brian St. 13th Elec. Dist.
7/21/86	Variance - filing fee \$35.00 - Stewart P. Jung, Sr., et ux
7/21/86	Hearing set for 9/9/86, at 10:30 a.m.
9/8/86	Advertising and Posting - \$59.00
9/11/86	Ordered by the Zoning Commissioner that the Petition for Zoning Variances to permit two lot widths of 50' in lieu of the required 55' by combining Lots 11, 12, and one-half of 13 to form one lot and by combining Lots 14, 15 and the remaining one-half of Lot 13 to form the other lot is GRANTED with conditions.
10/7/86	Appeal filed by Appellant, People's Counsel for Baltimore County, to County Board of Appeals — no filing fee
10/10/86	Notice of Dismissal filed by People's Counsel for Baltimore County.
10/21/86	Ordered by the County Board of Appeals that the appeal is DISMISSED based upon the $10/10/86$ request for People's Counsel for Baltimore County.

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/would xnot result in practical difficulty and unreasonable hardship upon the Petitioner(s) and the granting of the variance(s) requested xwild/will not adversely affect the health, safety, and general welfare of the community, the variance(s) should / SNOULK XNOT be granted.

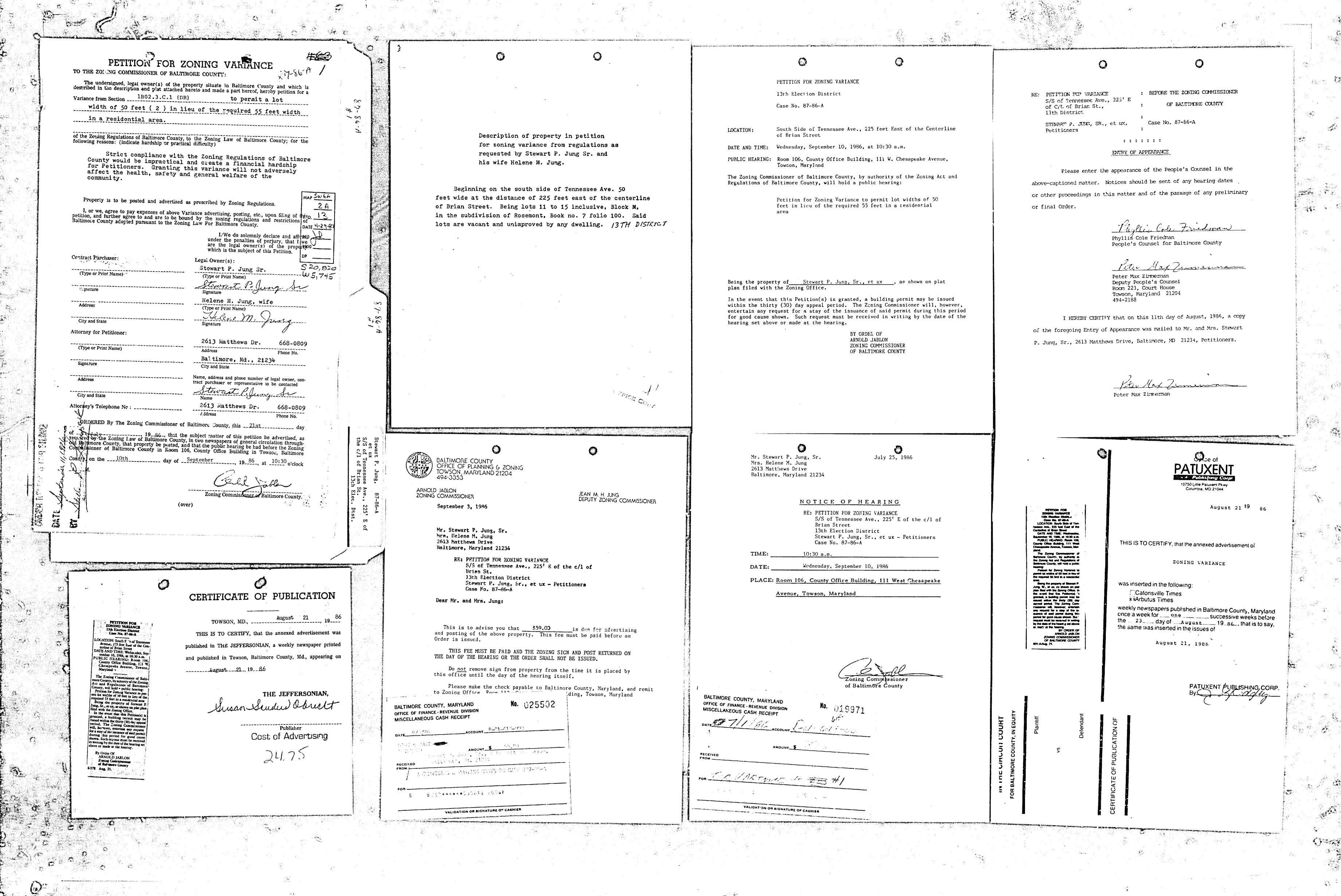
1. The Petitioners may apply for their building permit and be granted same upon receipt of this Order; however, Petitioners are hereby made aware that proceeding at this time is at their own risk until such time as the applicable appellate process from this Order has expired. If, for whatever reason, 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. Stewart P. Jung, Sr.

People's Counsel



BEFORE IN THE MATTER OF STEWART P. JUNG, SR., ET UX COUNTY BOARD OF APPEALS RE: PETITION FOR VARIANCE S/S OF TENNESSEE AVENUE, 225' E OF C/L OF BRIAN STREET 13th DISTRICT BALTIMORE COUNTY CASE NO. 87-86-A ORDER OF DISMISSAL Petition of Stewart P. Jung, Sr., et ux for variance from \$1B02.3.C.1 (DR) of the Baltimore County Zoning Regulations (BCZR) to permit a lot width of 50 feet (2) in lieu of the required 55 feet width in a residential area, south side of Tennessee Avenue, 225 feet east of the center line of Brian Street, in the 13th election district of Baltimore County. WHEREAS, the Board of Appeals is in receipt of a Notice of Dismissal of Appeal filed October 10, 1986 (a copy of which is attached hereto and made a part hereof) from People's Counsel for Baltimore County, Appellant in the above entitled matter; and WHEREAS, the said Appellant requests that the appeal filed on its behalf be dismissed and withdrawn as of October 10, 1986, IT IS HEREBY ORDERED this 21st day of October, 1986, that said appeal be and the same is DISMISSED. COUNTY BOARD OF APPEALS OF BALTIMORE COUNTY Keath S. Franz Harry E. Bucklister & 87-86-A CERTIFICATE OF POSTING ZOWING DEPARTMENT OF BALTIMORE COUNTY Date of Posting Cetalin 27, 1986 Daie of return: Monenthen 7 1986 Number of Signs: 87-86-A CERTIFICATE OF POSTING ZONING DEPARTMENT OF BALTIMORE COUNTY Location of Signs: 5/5 of Leanessee are approp 240 E of the c/2

Number of Signe:

: BEFORE THE COUNTY BOARD OF APPEALS RE: PETITION FOR VARIANCE S/S of Tennessee Ave., 225' E OF BALTIMORE COUNTY of C/L of Brian St., 13th District Case No. 87-86-A STEWART P. JUNG, SR., et ux, Petitioners :::::: NOTICE OF DISMISSAL Please dismiss the above-entitled case, because it is no longer in the public interest to pursue this appeal. Phyllis Cole Friedman Phyllis Cole Friedman People's Counsel for Baltimore County Pater Ma Zimme mon Peter Max Zimmerman Deputy People's Counsel Room 223, Court House Towson, Maryland 21204 494-2188 I HEREBY CERTIFY that on this 10th day of October, 1986, a copy of the foregoing Notice of Dismissal was delivered to the Administrative Secretary, County Board of Appeals, Room 200, Court House, Towson, MD 21204; and a copy mailed to Mr. and Mrs. Stewart P. Jung, Sr., 2613 Matthews Drive, Baltimore, MD 21234. To Dan Hy Temmorum

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

ARNOLD JABLON
ZONING COMMISSIONER

JEAN M. H. JUNG DEPUTY ZONING COMMISSIONER

October 20, 1986

Mr. Stewart P. Jung, Sr. Mrs. Helene M. Jung 2613 Matthews Drive Baltimore, Maryland 21234

RE: PETITION FOR ZONING VARIANCE
S/S of Tennessee Avenue, 225' E of the c/1 of
Brian Street
13th Election District
Stewart P. Jung, Sr., et ux - Petitioners
Case No. 87-86-A

Dear Mr. and Mrs. Jung:

Please be advised that on October 7, 1986, an appeal was filed by the People's Counsel for Baltimore County, from my decision which was rendered in this case on September 11, 1986.

You will be notified of the date and time of the appeal hearing when it is scheduled by the County Board of Appeals (494-3180).

Sincerely,

Canold Jablon

ARNOLD JABLON

Zoning Commissioner

AJ:med

cc: Phyllis Cole Friedman, Esquire
People's Counsel for Baltimore County
Peter Max Zimmerman, Esquire
Deputy People's Counsel

County Board of Appeals of Waltimore County
Room 200 Court House
Totuson, Maryland 21204
(301) 494-3180

October 21, 1986

Phyllis Cole Friedman, Esquire People's Counsel for Baltimore County Room 223, Courthouse Towson, MD 21204

> RE: Case No. 87-86-A Stewart P. Jung, Sr., et ux

Dear Ms. Friedman:

Enclosed is a copy of the Order of Dismissal of petition passed by the County Board of Appeals today in the above-entitled

Sincerely,

Kathi C. Weidenhammer
Administrative Secretary

Encl.

cc: Peter Max Zimmerman, Esquire
Mr. & Mrs. Stewart P. Jung, Sr.
Norman E. Gerber
James Hoswell
Arnold Jablon
Jean M. H. Jung
James E. Dyer
Margaret E. du Bois

Petitioners

S/S of Tennessee Ave., 225' E of the c/1 of Brian Street 13th Election District Stewart P. Jung, Sr., et ux - Petitioners Case No. 87-86-A DATE APPEAL FILED: October 7, 1986 Petition/Order of Zoning Commissioner Description of Property Certificate of Posting Certificates of Publication Zoning Advisory Committee Comments Comments from the Director of Planning Entry of Appearance Notice of Appeal filed October 7, 1986 from People's Counsel for Baltimore County Appeal Notification Letter Petitioner's Exhibit 1 - Plat for Zoning Variance Appellant Phyllis Cole Friedman, Esquire People's Counsel for Baltimore Peter Max Zimmerman, Esquire Deputy People's Counsel Room 223, Court House Towson, Maryland 21204 494-2188 Appellees/Petitioners Stewart P. Jung, Sr. Helene M. Jung 2613 Matthews Drive Baltimore, Maryland 21234 668-0809 Request Notification Norman E. Gerber James Hoswell Arnold Jablon Jean M. H. Jung James E. Dyer Margaret E. du Bois, Appeals Clerk, Zoning Office

PETITION FOR ZONING VARIANCE

RE: PETITION FOR VARIANCE
S/S of Tennessee Ave., 225' E
of C/L of Brian St.,
13th District
STEWART P. JUNG, SR., et ux,

Case No. 87-86-A

NOTICE OF APPEAL

; : : : : : :

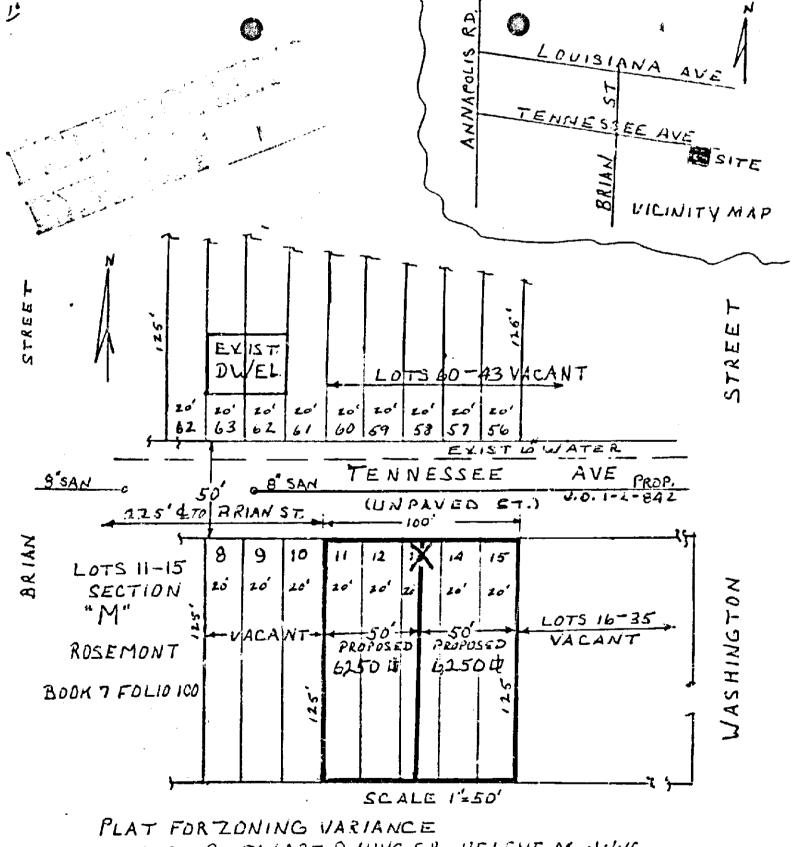
Please note an appeal from your decision in the above-captioned matter under date of September II, 1986, to the County Board of Appeals and forward all papers in connection therewith to the Board for hearing.

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 HEREBY CERTIFY that on this 6th day of October, 1986, a copy of the foregoing Notice of Appeal was mailed to Mr. and Mrs. Stewart P. Jung, Sr., 2613 Matthews Drive, Baltimore, MD 21234.

Phyllis Cole Friedman



PLAT FOR ZONING VARIANCE
DWNER - STEWART PJUNGSR. HELENE M. JUNG
DISTRICT 13 ZONED D.R. 5.5
EXISTING & PROPOSED UTILITIES

0 87-86-1

JUN 26 1987

STEPHEN E. COLLINS DIRECTOR

August 14, 1986

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

Dear Mr. Jablon:

The Department of Traffic Emgineering has no comments for items number (1,) 2, 4, 5, 6, 7, 8, 9, 10, 11, 12, and 13.

Very truly yours,

? (Lev Cross of Michael S. Flanigan Traffic Engineer Associate II

MSF:1t

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TOWSON, MARYLAND 21204

BALTIMORE COUNTY
DEPARTMENT OF PERMITS & LICENSES

July 30, 1986

TED ZALESKI, JR. DIRECTOR

Mr. Arnold Jablon, Lining Commissioner office of Flanning and Zoning Towson, Maryland 21204 Dear Mr. Jablon: Comments on Item # 1 Zoning Advisory Committee Meeting are as follows:

494-3610

Property Owner: Stewart P. Jung, Sr., et ux S/S Tennessee Avenue, 225 Feet E of c/l Brian Avenue Districti

APPLICABLE ITEMS ARE CIRCLED: All semuctures 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) A building and other miscellansous permits shall be required before the start of any construction.

C. 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: of required on plans and technical data. D. Commercial: Three sets of construction drawings sealed and signed by a registered in Maryland Architect or Engineer shall be required to file with a permit application. Reproduced seals 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 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 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 Uss/Occupancy 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 to Mixed Uses . See Section 312 of the Building Code.

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

The state and the second secon

K. 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 desired the applicant may obtain additional information by visiting Room 122 of the County Office Building at 111 W. Thesapeake Avenue, Towson, Maryland 21204. Marles E. Sternation

WITHOUTH BY: C. E. Burnham, Chief Building Plans Review

FIRE DEPARTMENT TOWSON, MARYLAND 21204-2586 494-450Ó

PAUL H. REINCKE CHIEF

July 17, 1986

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

Stewart P. Jung, Sr., et ux RE: Property Owner:

S/S Tennessee Ave., 225 ft. E of centerline Brian Ave. Location: Item No.: Zoning Agenda: Meeting of July 15, 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.

($^{
m X}$) 1. Fire hydrants for the referenced property are required and shall be located at intervals or 750 feet along an approved road in accordance with Baltimore County Standards as published by the Department of Public Works. Fire flow test is required.

() 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, at this time.

Special Inspection Division

Fire Prevention Bureau

BALTIMORE COUNTY, MARYLAND

INTER-OFFICE CORRESPONDENCE

Arnold Jablon TO Zoning Commissioner Date___August 21, 1986

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

SUBJECT Zoning Petition No. 87-86-A

This office cannot support the granting of the requested variance. There are vacant lots on each side of this property, and the home across the street appears to have an 80' wide lot.

NEG: JGH: sim

CPS-008

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101 Cal market (101) Lenna देवीयाँ हैं। इस्टर्स

Mr. Armold Jazion County Office Building Towson, Maryland 21201

AUGUST 19, 1986

Ser Conting Advisory Meeting of July 15, 1986

Property Owner: STEWART P. Jung, Se. The Division or Lurrent Diagnory and Cavelorment has reviewed the subject applicable.

The Division or Lurrent Diagnory and Cavelorment has reviewed the subject applicable.

The Division of Lurrent Diagnory and Cavelorment has reviewed the subject applicable. S/S TENNESSEE AVE, 225 E etal

There are no site planning factors requiring content.

A County Review aroup Meeting is requiring content.

County Review aroup meeting is requiring content.

formard by the Stream of Louis Services.

This site is part of a larger tract; therefore it is defined as a substitution. The plan most 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 satisfictory.

The parking on inits site is not as 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. ()Parking calculations must be shown on the plan.
()Into property contains soils which are defined as wetlands, and development on these soils is prohibited.
()Construction in or alteration of the fluodollain is prohibited under the provisions of Section 22-93 of the Development under the provisions of Section 22-93 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 Soard

Indicational comments

Europe at group

Const. Current Stanning and Coretopment

MICROFILMED

est dates tosaell

BALTIMORE COUNTY ZONING PLANS ADVISORY COMMITTEE

August 1, 1986

Mr. Stewart P. Jung, Sr. 2613 Matthews Drive Baltimore, Maryland 21234

RE: Item No. 1 - Case No. 87-86-A Petitioner: Stewart P. Jung, Sr., et ux Petition for Zoning Variance Dear Mr. Jung: Traific Engineering

JED:kkb

Enclosures

COUNTY OFFICE BLDG.

Chairman

MEMBERS

Bureau of

Bureau of

Industrial

Development

Engineering

Department of

Fire Prevention

Health Department

Project Planning

Building Department

Board of Education

Zoning Administration

State Roals Commission

111 W. Chesapeake Ave. Towson, Maryland 21204

000

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

Zening Plans Advisory Committee

MICROFILMED

87-86-A

87-86-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 213t day of July , 1986.

Zoning Commissioner

0

13th District

S/s of Tennessee Ave., 225' E of c/l of Brian St.

STEWART P. JUNG, SR., ET UX

MICROFILMED,

Petitioner Stewart F. Jund, et ux Received by: James E. Dyer Petitioner's Chairman, Zoning Plans Attorney

Advisory Committee