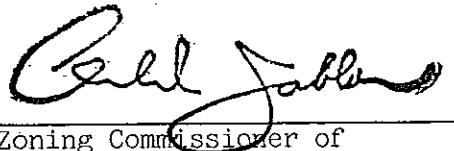


87-86-A	<u>S/S of Tennessee Ave., 225' E of the c/l of Brian St.</u>	13th Elec. Dist.
#1		
7/21/86	Variance - filing fee \$35.00 - Stewart P. Jung, Sr., et ux	
7/21/86	Hearing set for 9/9/86, at 10:30 a.m.	
9/8/86	Advertising and Posting - \$59.00	
9/11/86	Ordered by the Zoning Commissioner that the 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 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 11th day of September, 1986, that the Petition for Zoning Variances to permit two lot widths of 50 feet in lieu of the required 55 feet 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 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.



Zoning Commissioner of
Baltimore County

AJ/srl

cc: Mr. & Mrs. Stewart P. Jung, Sr.

People's Counsel

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 hereto and made a part hereof, hereby petition for a Variance from Section 1B02.3.C.1 (DR) to permit a lot width of 50 feet (2) in lieu of the required 55 feet width in a residential area.

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

Strict compliance with the Zoning Regulations of Baltimore County would be impractical and create a financial hardship for Petitioners. Granting this variance will not adversely affect the health, safety and general welfare of the community.

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 that I/we are the legal owner(s) of the property which is the subject of this Petition.

Contract Purchaser:
(Type or Print Name)
Signature
Address
City and State
Attorney for Petitioner:
(Type or Print Name)
Signature
Address
City and State
Attorney's Telephone No.:

Legal Owner(s):
(Type or Print Name)
Signature
Address
City and State
Name, address and phone number of legal owner, contract purchaser or representative to be contacted
Name
City and State
Address
City and State
Name
Address
City and State
Name
Address
City and State

MAP SW 6A
2A
13
DATE 4-29-87
OP

\$20,820
W5,745

ORDERED By The Zoning Commissioner of Baltimore County, this 21st day of August, 1986, 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 10th day of September, 1986, at 10:30 o'clock.

Carl J. Jolson
Zoning Commissioner of Baltimore County.

(over)

CERTIFICATE OF PUBLICATION

TOWSON, MD., August 21, 1986

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, 1986

THE JEFFERSONIAN,

Susan S. S. S. S.

Publisher
Cost of Advertising

24.75

PETITION FOR ZONING VARIANCE
13th Election District
Case No. 87-86-A
LOCATION: South Side of Tennessee Ave., 225' E of the Centerline of Brian Street
DATE AND TIME: Wednesday, September 10, 1986, at 10:30 a.m.
PUBLIC HEARING: 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 on the petition for zoning variance to permit lot widths of 50 feet in lieu of the required 55 feet in a residential area, on the 10th day of September, 1986, at 10:30 a.m. in Room 106, County Office Building, 111 West Chesapeake Avenue, Towson, Maryland.
In the event that the Petitioner is granted a hearing, a hearing permit may be issued within the thirty (30) day 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
9/17/86 Aug. 21.

Description of property in petition for zoning variance from regulations as requested by Stewart P. Jung Sr. and his wife Helene M. Jung.

Beginning on the south side of Tennessee Ave. 50 feet wide at the distance of 225 feet east of the centerline of Brian Street. Being lots 11 to 15 inclusive, Block M, in the subdivision of Rosemont, Book no. 7 folio 100. Said lots are vacant and unimproved by any dwelling. 13TH DISTRICT

PETITION FOR ZONING VARIANCE

13th Election District
Case No. 87-86-A

LOCATION: South Side of Tennessee Ave., 225 feet East of the Centerline of Brian Street
DATE AND TIME: Wednesday, September 10, 1986, at 10:30 a.m.
PUBLIC HEARING: 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 Zoning Variance to permit lot widths of 50 feet in lieu of the required 55 feet in a residential area

Being the property of Stewart P. Jung, Sr., et ux, 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

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

July 25, 1986

NOTICE OF HEARING

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

TIME: 10:30 a.m.
DATE: Wednesday, September 10, 1986
PLACE: Room 106, County Office Building, 111 West Chesapeake Avenue, Towson, Maryland

Carl J. Jolson
Zoning Commissioner of Baltimore County

BALTIMORE COUNTY, MARYLAND
OFFICE OF FINANCE - REVENUE DIVISION
MISCELLANEOUS CASH RECEIPT
No. 019971
DATE 7/1/86 ACCOUNT 101-1000
AMOUNT \$ 100.00
RECEIVED FROM
FOR
VALIDATION OR SIGNATURE OF CASHIER

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

ARNOLD JABLON
ZONING COMMISSIONER
September 3, 1986

JEAN M. H. JUNG
DEPUTY ZONING COMMISSIONER

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

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

Dear Mr. and Mrs. Jung:

This is to advise you that \$59.00 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 itself.

Please make the check payable to Baltimore County, Maryland, and remit to Zoning Office, Room 112, County Office Building, Towson, Maryland

BALTIMORE COUNTY, MARYLAND
OFFICE OF FINANCE - REVENUE DIVISION
MISCELLANEOUS CASH RECEIPT
No. 025532
DATE 8/1/86 ACCOUNT 101-1000
AMOUNT \$ 59.00
RECEIVED FROM
FOR
VALIDATION OR SIGNATURE OF CASHIER

RE: PETITION FOR VARIANCE : BEFORE THE ZONING COMMISSIONER
S/S of Tennessee Ave., 225' E : OF BALTIMORE COUNTY
of C/T of Brian St., :
13th District :
STEWART P. JUNG, SR., et ux, : Case No. 87-86-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
Phyllis Cole Friedman
People's Counsel for Baltimore County

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

I HEREBY CERTIFY that on this 11th day of August, 1986, a copy of the foregoing Entry of Appearance was mailed to Mr. and Mrs. Stewart P. Jung, Sr., 2613 Matthews Drive, Baltimore, MD 21234, Petitioners.

Peter Max Zimmerman
Peter Max Zimmerman

Case of
PATUXENT
Publishing Corp.
10750 Little Patuxent Pkwy
Columbia, MD 21044

August 21 19 86

THIS IS TO CERTIFY, that the annexed advertisement of

ZONING VARIANCE

was inserted in the following:

Calonsville Times
Arbutus Times

weekly newspapers published in Baltimore County, Maryland once a week for one successive weeks before the 23 day of August, 1986, that is to say, the same was inserted in the issues of

August 21, 1986

PATUXENT PUBLISHING CORP.
By *[Signature]*

IN THE CIRCUIT COURT
FOR BALTIMORE COUNTY, IN EQUITY

Plaintiff

VS.

Defendant

CERTIFICATE OF PUBLICATION OF

IN THE MATTER OF :
STEWART P. JUNG, SR., ET UX :
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 §1802.3.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

William T. Hackett
William T. Hackett, Chairman

Keith S. Franz
Keith S. Franz

Harry E. Buchheister, Jr.
Harry E. Buchheister, Jr.

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, :
Petitioners :
Case No. 87-86-A

NOTICE OF DISMISSAL

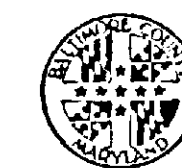
Please dismiss the above-entitled case, because it is no longer in the public interest to pursue this appeal.

Phyllis Cole Friedman
Phyllis Cole Friedman
People's Counsel for Baltimore County

Peter Max Zimmerman
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.

Peter Max Zimmerman
Peter Max Zimmerman



County Board of Appeals of Baltimore County

Room 200 Court House
Towson, Maryland 21204
(301) 494-2180

October 21, 1986

Phyllis Cole Friedman, Esquire
People's Counsel for Baltimore County
Room 223, Court House
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 case.

Sincerely,

Kathi C. Weidenhamer
Kathi C. Weidenhamer
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

PETITION FOR ZONING VARIANCE
S/S of Tennessee Ave., 225' E of the c/l of
Brian Street
13th Election District
Stewart P. Jung, Sr., et ux - Petitioners
Case No. 87-86-A
DATE APPEAL FILED: October 7, 1986

1. Petition/Order of Zoning Commissioner
2. Description of Property
3. Certificate of Posting
4. Certificates of Publication
5. Zoning Advisory Committee Comments
6. Comments from the Director of Planning
7. Entry of Appearance
8. Notice of Appeal filed October 7, 1986 from People's Counsel for Baltimore County
9. Appeal Notification Letter
10. Petitioner's Exhibit 1 - Plat for Zoning Variance

Phyllis Cole Friedman, Esquire
People's Counsel for Baltimore County
Peter Max Zimmerman, Esquire
Deputy People's Counsel
Room 223, Court House
Towson, Maryland 21204
494-2188

Appellant

Stewart P. Jung, Sr.
Helene M. Jung
2613 Matthews Drive
Baltimore, Maryland 21234
668-0809

Appellees/Petitioners

Norman E. Gerber
James Hoswell
Arnold Jablon
Jean M. H. Jung
James E. Dyer
Margaret E. du Bois, Appeals Clerk, Zoning Office

Request Notification

" "
" "
" "
" "

CERTIFICATE OF POSTING ZONING DEPARTMENT OF BALTIMORE COUNTY Towson, Maryland

District: 13th Date of Posting: October 27, 1986
Posted for: Appeal
Petitioner: Stewart P. Jung, Sr., et ux
Location of property: S/S of Tennessee Ave., 225' E of the c/l of Brian St.
Location of Signs: S/S of Tennessee Ave. approx. 225' E of the c/l of Brian St.
Remarks:
Posted by: L. J. Arata
Number of Signs: 1

CERTIFICATE OF POSTING ZONING DEPARTMENT OF BALTIMORE COUNTY Towson, Maryland

District: 13th Date of Posting: August 14, 1986
Posted for: Variance
Petitioner: Stewart P. Jung, Sr., et ux
Location of property: S/S of Tennessee Ave., 225' E of the c/l of Brian St.
Location of Signs: S/S of Tennessee Ave. approx. 225' E of the c/l of Brian St.
Remarks:
Posted by: L. J. Arata
Number of Signs: 1



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/l 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,

Arnold 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

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, :
Petitioners :
Case No. 87-86-A

NOTICE OF APPEAL

Please note an appeal from your decision in the above-captioned matter under date of September 11, 1986, to the County Board of Appeals and forward all papers in connection therewith to the Board for hearing.

Phyllis Cole Friedman
Phyllis Cole Friedman
People's Counsel for Baltimore County

Peter Max Zimmerman
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
Phyllis Cole Friedman

RECEIVED
OCT 7 1986
ZONING OFFICE

