

88-141-A
#524

E/S Pent Angel Way, 279.6' S of Penn Ave.
(9313 Pent Angel Way)

11th E.D.

9/21/87

Variance - filing fee \$35.00 - Eric B. Uebersax, et ux

9/21/87

Hearing set for 10/27/87, 9:00 a.m., before Mrs. Nastarowicz

10-27-87

Advertising and Posting - \$75.44

10-29-87

Ordered by the Deputy Zoning Commissioner that the Petition for Variance to permit a rear yard setback of 21.5' in lieu of the required 26.25' for an open projection and to amend the First Ammended Development Plan of Jasper Property, to allow construction outside of the building envelope is GRANTED.

1988-141-A

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 ~~XXXXXX~~ result in practical difficulty and unreasonable hardship upon the Petitioner(s) and the granting of the variance(s) requested ~~XXXX~~ will not adversely affect the health, safety, and general welfare of the community, the variance(s) should ~~XXXXXX~~ be granted.

Therefore, IT IS ORDERED by the Zoning Commissioner of Baltimore County, this 29th day of October, 19⁸⁷, that the herein Petition for Variance(s) to permit a rear yard setback of 21.5 feet in lieu of the required 26.25 feet for an open projection (deck) and to amend the First Amended Final Development Plan of "Jasper Property", Lot 29, to allow construction outside of the building envelope, in accordance with Petitioner's Exhibit 1, be and is hereby GRANTED, subject to the following restriction:

- 1) The Petitioners may apply for their building permit and be granted same upon receipt of this Order; however, the 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.

AMN:bjs


ANN M. NASTAROWICZ
Deputy Zoning Commissioner
of Baltimore County

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 1801.2.C.6 (V.B.5.a.1). 301.1 to permit a rear yard setback of 21.5 feet in lieu of the required 26.25 feet for an open projection (deck) and to amend the First Amended Final Development Plan of "Jasper Property", Lot 29, to allow construction outside of the building envelope.

Current zoning restrictions make it impossible to construct a deck of sufficient size and shape to meet our needs.

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. N-38,770 E-41,810

Contract Purchaser: _____
(Type or Print Name)

Signature: _____
(Type or Print Name)

Address: _____
(Type or Print Name)

City and State: _____
(Type or Print Name)

Attorney for Petitioner: _____
(Type or Print Name)

Address: _____
(Type or Print Name)

City and State: _____
(Type or Print Name)

Name, address and phone number of legal owner, contract purchaser or representative to be contacted

Name: _____
Address: _____
City and State: _____
Phone No.: _____

Attorney's Telephone No.: _____
City and State: _____
Phone No.: _____

ORDERED By The Zoning Commissioner of Baltimore County, this _____ day of _____, 1987.

September 19, 87, 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 held before the Zoning Commissioner of Baltimore County in Room 106, County Office Building in Towson, Baltimore County on the _____ day of _____, 1987, at _____ o'clock.

County on the _____ day of _____, 1987, at _____ o'clock.

By _____
Zoning Commissioner of Baltimore County

ESTIMATED LENGTH OF HEARING (1/2HR.) *1HR. (over)
AVAILABLE FOR HEARING
MON/TUES/THURS - NEXT TWO MONTHS
ALL OTHER DATE 6/1/87

REVIEWED BY: CKR DATE 6/1/87

Print of WED

October 29, 1987

Mr. & Mrs. Eric B. Uebersax
9313 Pent Angel Way
Baltimore, Maryland 21236

RE: Petition for Zoning Variance
E/S Pent Angel Way, 279.6' S of Penn Avenue
11th Election District, 5th Councilmanic District
Case No. 88-141-A

Dear Mr. & Mrs. Uebersax:

Enclosed please find the decision rendered in the above-referenced case. Your Petition for Zoning Variance has been granted subject to the restriction noted in the attached order.

If you have any questions concerning this matter, please do not hesitate to contact this office.

Very truly yours,

ANN M. NASTAROWICZ
Deputy Zoning Commissioner
of Baltimore County

AMN:bjs
Enclosures

cc: People's Counsel

File

Beginning on the east side of Pent Angel Way 279.6 feet south of the right of way of Penn Avenue
E/S Pent Angel Way, 279.6' S of Penn Avenue
11th Election District
Case No. 88-141-A

88-141-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 _____, 1987.

21st day of September, 1987.

Petitioner: Eric B. Uebersax, et ux
Petitioner's Attorney: _____

Received by: J. Robert Haines
Chairman, Zoning Plans Advisory Committee

Being the property of Eric B. Uebersax, 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.

J. ROBERT HAINES
ZONING COMMISSIONER
OF BALTIMORE COUNTY

Re: Property Owner: Eric B. Uebersax, et ux
Location: E/S Pent Angel Way, 279.6' S. Penna. Avenue
Item No.: 524 Zoning Agenda: Meeting of 6/23/87

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.

(*) 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 comment at this time.

REVIEWED BY: C. J. O'Neil, 6/1/87 Noted and Approved: John F. O'Neil
Planning Group Fire Prevention Bureau
Special Inspection Division

5/31

RECEIVED
OCT 26 1987
ZONING OFFICE

NEG:KAK:dm

cc: Ms. Shirley M. Hess, Legal Assistant, People's Counsel
File

Norman E. Gerber, AICP
Director

There are no comprehensive planning factors requiring comment on the above numbered petitions.

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PETITION FOR ZONING VARIANCE

11th Election District - 5th Councilmanic District

Case No. 88-141-A

LOCATION: East Side of Pent Angel Way, 279.6 feet South of Penn Avenue (9313 Pent Angel Way)

DATE AND TIME: Tuesday, October 27, 1987, at 9:00 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 a rear yard setback of 21.5 feet in lieu of the required 26.25 feet for an open projection (deck) and to amend the First Amended Final Development Plan of "Jasper Property", Lot 29, to permit construction outside of the building envelope

Being the property of Eric B. Uebersax, 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.

J. ROBERT HAINES
ZONING COMMISSIONER
OF BALTIMORE COUNTY

Baltimore County
Fire Department
Towson, Maryland 21204-2586
484-4500

Paul H. Peincke
Chief

June 19, 1987

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

Re: Property Owner: Eric B. Uebersax, et ux

Location: E/S Pent Angel Way, 279.6' S. Penna. Avenue

Item No.: 524 Zoning Agenda: Meeting of 6/23/87

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.

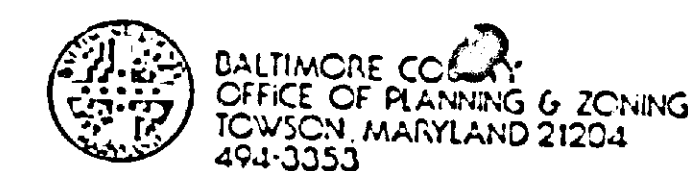
(*) 5. The buildings and structures existing or proposed on the site shall comply with all applicable requirements of the National Fire Protection Association Standard No. 101 "Life Safety Code," 1976 edition prior to occupancy.

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

() 7. The Fire Prevention Bureau has no comment at this time.

REVIEWED BY: C. J. O'Neil, 6/1/87 Noted and Approved: John F. O'Neil
Planning Group Fire Prevention Bureau
Special Inspection Division

5/31



J. ROBERT HAINES
ZONING COMMISSIONER

October 21, 1987

Mr. Eric B. Uebersax
Mrs. Kathleen P. Uebersax
9313 Pent Angel Way
Baltimore, Maryland 21236

Re: PETITION FOR ZONING VARIANCE
E/S Pent Angel Way, 279.6' S of Penn Ave.
(9313 Pent Angel Way)
11th Election District - 5th Councilmanic District
Eric B. Uebersax, et ux - Petitioner
Case No. 88-141-A

Dear Mr. and Mrs. Uebersax:

This is to advise you that \$75.44 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 113, County Office Building, Towson, Maryland 21204, before the hearing.

Sincerely,
J. Robert Haines
J. ROBERT HAINES
Zoning Commissioner

JRH:md

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

No. 37960

DATE 10/27/87 ACCOUNT 9-11-615-000

SIGN & POST RETURNED AMOUNT \$ 75.44
Mr. Eric B. Uebersax, 9313 Pent Angel Way, P.O. Box 21236

RECEIVED FROM: ADVERTISING & POSTING COSTS re CASE #88-141-A

FOR: 8 000*****7544 9272F

VALIDATION OR SIGNATURE OF CASHIER

Mr. Eric B. Uebersax
Mrs. Kathleen P. Uebersax
9313 Pent Angel Way
Baltimore, Maryland 21236

September 22, 1987

NOTICE OF HEARING

RE: PETITION FOR ZONING VARIANCE
E/S Pent Angel Way, 279.6' S of Penn Ave.
(9313 Pent Angel Way)
11th Election District - 5th Councilmanic District
Eric B. Uebersax, et ux - Petitioners
Case No. 88-141-A

TIME: 9:00 a.m.

DATE: Tuesday, October 27, 1987

PLACE: Room 106, County Office Building, 111 West Chesapeake Avenue, Towson, Maryland

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

No. 37613

DATE 6/1/87 ACCOUNT 01-613

AMOUNT \$ 35.00

RECEIVED FROM: Eric B. Uebersax

FOR: Filing Fee re Variance 17th 524

8 000*****3500 8112F

VALIDATION OR SIGNATURE OF CASHIER

