

IN RE: PETITION FOR ZONING VARIANCE
 SW/S 8th Street, 133' NW of
 the c/l of Cuckold Point Road
 15th Election District
 7th Councilmanic District
 Joseph Rutkowski, et ux
 Petitioners

BEFORE THE
 ZONING COMMISSIONER
 OF BALTIMORE COUNTY
 Case No. 89-419-A

ORDER OF DISMISSAL

The Petitioners herein request a variance to permit a lot width of 50 feet in lieu of the minimum width required of 55 feet in accordance with Petitioner's Exhibit 1.

WHEREAS a hearing was held on April 26, 1989 to review the subject request; and,

WHEREAS, none of the Petitioners appeared in support of the variance requested;

IT IS ORDERED by the Zoning Commissioner for Baltimore County this 28th day of May, 1989 that the above-referenced Petition for Zoning Variance be and is hereby DISMISSED without prejudice.

J. Robert Haines
 J. ROBERT HAINES
 Zoning Commissioner for
 Baltimore County

JRH:bjs
 cc: Mr. and Mrs. Joseph Rutkowski
 8137 Murray Point Road, Baltimore, Md. 21222
 Mr. Gerald Ruth
 8812 Hinton Avenue, Baltimore, Md. 21219
 People's Counsel
 File

CITE: 158
 DEPT: 158
 BY: *J. Robert Haines*

PETITION

TO THE ZONING COMMISSIONER
 OF BALTIMORE COUNTY
 I, the undersigned, do hereby petition you for a variance from the provisions of the Zoning Ordinance of Baltimore County, Maryland, Chapter 21-101, Section 21-101.01, which requires a minimum lot width of 55 feet, to permit a lot width of 50 feet for the property described below:

Address: _____
 City and State: _____
 Amount of Variance: _____

Property is to be posted and advertised as required by the Zoning Ordinance of Baltimore County, Maryland, Chapter 21-101, Section 21-101.02.

I, or we, agree to pay expenses of advertising and posting as required by the Zoning Ordinance of Baltimore County, Maryland, Chapter 21-101, Section 21-101.02, and further agree to and accept the conditions of the Zoning Ordinance of Baltimore County adopted pursuant to the Zoning Law of Baltimore County, Maryland, Chapter 21-101, Section 21-101.01.

Contract Purchaser: _____
 Name: Gerald Ruth
 Type of Print Name: _____
 Signature: _____
 Address: 8812 Hinton Ave.
 City and State: Balto., Md. 477-1304

Attorney for Petitioner: _____
 Name: _____
 Type of Print Name: _____
 Signature: _____
 Address: _____
 City and State: _____
 Attorney's Telephone No.: _____

ORDERED By The Zoning Commissioner of Baltimore County, this 28th day of March, 1989, that the subject matter of this petition be granted as required by the Zoning Law of Baltimore County, in two newspapers of general circulation published out Baltimore County, that property be posted, and that the public hearing be held in the Zoning Commissioner of Baltimore County in Room 106, County Office Building, 200 West Baltimore Street, Baltimore, Maryland, on the 26th day of April, 1989, at 2:00 P.M.

CITE: 158
 DEPT: 158
 BY: *J. Robert Haines*

Baltimore County
 Zoning Commissioner
 Office of Planning & Zoning
 Towson, Maryland 21284
 484-3333
 J. Robert Haines
 Zoning Commissioner

Date: 4-8-89



Mr. & Mrs. Joseph Rutkowski
 8137 Murray Point Road
 Baltimore, MD 21222

Re: Petition for Zoning Variance
 CASE NUMBER: 89-419-A
 SW/S of 8th Street, 133' NW of the c/l of Cuckold Point Road, Lot #128
 15th Election District - 7th Councilmanic
 Legal Descr(s): Joseph Rutkowski, et ux
 Contract Purchaser: Gerald Ruth
 HEARING SCHEDULED: WEDNESDAY, APRIL 26, 1989 at 2:00 p.m.

Dear Mr. & Mrs. Rutkowski:

Please be advised that \$98.40 is due for advertising and posting of the above-referenced property. All fees must be paid prior to the hearing. Do not remove the sign and post set(s) from the property from the time it is posted by this office until the day of the hearing itself.

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

Please make your check payable to Baltimore County, Maryland and bring it along with the sign(s) and post(s) to the Zoning Office, County Office Building, 200 West Baltimore Street, Baltimore, Maryland, before _____

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

No. _____

DATE: 7 MAY 89 ACCOUNT: 12-01-01-0000

AMOUNT: \$ _____

RECEIVED FROM: JOSEPH RUTKOWSKI

FOR: DEPARTMENT OF PLANNING & ZONING

Baltimore County
 Zoning Commissioner
 Office of Planning & Zoning
 Towson, Maryland 21284
 484-3333
 J. Robert Haines
 Zoning Commissioner

NOTICE OF HEARING

The Zoning Commissioner of Baltimore County, Maryland, Chapter 21-101, Section 21-101.01, and Regulations of Baltimore County, Chapter 21-101, Section 21-101.02, has identified herein its Board of Zoning Appeals, Room 106, County Office Building, 200 West Baltimore Street, Baltimore, Maryland, on the _____ day of _____, 19____, at _____ P.M.

Petition for Zoning Variance
 CASE NUMBER: _____
 SW/S of 8th Street, 133' NW of the c/l of Cuckold Point Road, Lot #128
 15th Election District - 7th Councilmanic
 Legal Descr(s): Joseph Rutkowski, et ux
 Contract Purchaser: Gerald Ruth
 HEARING SCHEDULED: _____

Witness my hand and the seal of Baltimore County, Maryland, this _____ day of _____, 19____.

J. Robert Haines
 Zoning Commissioner

89-419-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
10th day of March, 1989.

J. Robert Haines
J. ROBERT HAINES
ZONING COMMISSIONER

Petitioner: Joseph Rutkowski, et ux
Petitioner's
Attorney: _____

Received by: James E. Dyer
Chairman, Zoning Plans
Advisory Committee

- COUNTY OFFICE BLDG.
111 W. Chesapeake Ave.
Towson, Maryland 21204
- 000
- MEMBERS
- Bureau of Engineering
- Department of Traffic Engineering
- State Roads Commission
- Bureau of Fire Prevention
- Health Department
- Project Planning
- Building Department
- Board of Education
- Zoning Administration
- Industrial Development

BALTIMORE COUNTY ZONING PLANS ADVISORY COMMITTEE

April 5, 1989

Mr. Gerald Ruth
8812 Hinton Avenue
Baltimore, MD 21219

RE: Item No. 279, Case No. 89-419-A
Petitioner: Joseph Rutkowski, et ux
Petition for Zoning Variance

Dear Mr. Ruth:

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. 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.

IT WOULD BE APPRECIATED IF YOU WOULD RETURN YOUR WRITTEN COMMENTS TO MY OFFICE, ATTENTION JULIE WINIARSKI. IF YOU HAVE ANY QUESTIONS REGARDING THIS, PLEASE CONTACT HER AT 887-3391.

Very truly yours,

James E. Dyer
JAMES E. DYER
Chairman
Zoning Plans Advisory Committee

JED:jw

Enclosures

Baltimore County
Fire Department
Towson, Maryland 21204-2586
494-4500

Paul H. Reincke
Chief

J. Robert Haines, Zoning Commissioner
Office of Planning & Zoning
Baltimore County Office Building
Towson, Maryland 21204

Re: Property Owner: Joseph Rutkowski

Location: SW/S of 8th Street

Item No.: 279

Zoning Agenda: 03/14/89



Dennis F. Rasmussen
County Executive

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.
- (X) 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.

REVIEWER: *[Signature]* 3-10-89
Planning Group
Special Inspection Division

NOTED &
APPROVED: *[Signature]*
Fire Prevention Bureau

/jl

BALTIMORE COUNTY, MARYLAND
INTER-OFFICE CORRESPONDENCE

TO: J. Robert Haines
Zoning Commissioner

DATE: April 21, 1989

FROM: Pat Keller, Deputy Director
Office of Planning and Zoning

SUBJECT: ZONING ADVISORY COMMITTEE COMMENTS

Case No. 89-419-A
Item No. 279

Re: Joseph Rutkowski, et ux

The Petitioner request a variance to permit lot width of 50 feet in lieu of the required 55 feet. In reference to this request, staff offers the following comment:

A variance to lot width was already granted for this lot in Case No. 87-125-A.

A:42689.txt pg.1