

PETITION FOR ZONING VARIANCE CRITICAL AREA TO THE ZONING COMMISSIONER OF BALTIMORE COUNTY: 90-75-A

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 100-1 To permit an accessory building in the front and side yards in lieu of the required rear yard.

We are unable to install a pool in our back yard due to lack of space. The pool does not create a treat to the neighbor. The pool will be properly fenced and landscaped according to regulations.

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: (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):
CALVIN J. BIVENS SR.
(Type or Print Name)
Signature _____
Address _____
City and State _____
Name, address and phone number of legal owner, contract purchaser or representative to be contacted _____
Address _____
City and State _____
Attorney's Telephone No.: _____

ORDERED By The Zoning Commissioner of Baltimore County, this 14 day of June 1989, 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 Commission of Baltimore County in Room 100, County Office Building in Towson, Baltimore County, on the 17th day of Sept 1989, at 9:30 o'clock P.M.

ESTIMATED LENGTH OF HEARING 1/2 HR. (over)
AVAILABLE FOR HEARING MON/TUES/WED. - NEXT TWO MONTHS
ALL OTHER DATE 6/15/89
REVIEWED BY: JWK

UPPER RECEIVED FOR FILING
Date 6/15/89
By J. Robert Haines

CRITICAL AREA #531

CRITICAL AREA

CRITICAL AREA

CRITICAL AREA

CRITICAL AREA

CRITICAL AREA

CRITICAL AREA

CRITICAL AREA

CRITICAL AREA

CRITICAL AREA

CRITICAL AREA

CRITICAL AREA

CRITICAL AREA

CRITICAL AREA

CRITICAL AREA

CRITICAL AREA

CRITICAL AREA

CRITICAL AREA

CRITICAL AREA

CRITICAL AREA

CRITICAL AREA

CRITICAL AREA

CRITICAL AREA
Item #531

ZONING DESCRIPTION

Beginning on the east side of Baybriar Road, 50 feet wide, at the distance of 621.51 feet northeast of the centerline of Sollers Point Road, Lot 29, Book 13, Folio 22. Also being known as 3157 Baybriar Road in the 12th Election District.

CERTIFICATE OF POSTING
ZONING DEPARTMENT OF BALTIMORE COUNTY
Towson, Maryland

District: 12-24 Date of Posting: 8/20/89

Posted for: Notices

Petitioner: Calvin J. Bivens Sr.

Location of Property: 3157 Baybriar Rd., 621.51' NE of Sollers Pt. Rd.

Location of Sign: 3157 Baybriar Rd., across E. Fr. road, on property of P. H. Bivens

Remarks: _____

Posted by: M. H. Bivens Date of return: 9/25/89

Number of Signs: 1

CRITICAL AREA

CRITICAL AREA

CRITICAL AREA

CRITICAL AREA

CRITICAL AREA

CRITICAL AREA

CRITICAL AREA

CRITICAL AREA

CRITICAL AREA

CRITICAL AREA

CRITICAL AREA

CRITICAL AREA

CRITICAL AREA

CRITICAL AREA

CRITICAL AREA

CRITICAL AREA

CRITICAL AREA

CRITICAL AREA

CRITICAL AREA

CRITICAL AREA

CRITICAL AREA

CRITICAL AREA

CRITICAL AREA

CRITICAL AREA

CRITICAL AREA

CRITICAL AREA

Baltimore County
Zoning Commission
Office of Planning & Zoning
Towson, Maryland 21204
(410) 887-3355

J. Robert Haines
Zoning Commissioner

DATE 8-17-89

Pr. & Mrs. Calvin J. Bivens, Sr.
3157 Baybriar Road
Baltimore, Maryland 21222

Re: Petition for Zoning Variance
CASE NUMBER: 90-75-A
E/S Baybriar Road, 621.51' NE of centerline of Sollers Point Rd.
3157 Baybriar Road
12th Election District - 7th Councilmanic
Petitioner(s): Calvin Bivens, et ux
HEARING SCHEDULED: THURSDAY, SEPTEMBER 7, 1989 at 9:30 a.m.

Dear Mr. & Mrs. Bivens:

Please be advised that \$ 104.40 is due for advertising and posting of the above captioned property.

THIS FEE MUST BE PAID AND THE ZONING SIGN & POST SET(S) RETURNED ON THE DAY OF THE HEARING OR THE ORDER SHALL NOT ISSUE. DO NOT REMOVE THE SIGN & POST SET(S) FROM THE PROPERTY UNTIL THE DAY OF THE HEARING.

Please make your check payable to Baltimore County, Maryland. Bring the check and the sign & post set(s) to the Zoning Office, County Office Building, 111 W. Chesapeake Avenue, Room 113, Towson, Maryland fifteen (15) minutes before your hearing is scheduled to begin.

Be advised that should you fail to return the sign & post set(s), there will be an additional \$50.00 added to the above amount for each such set.

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

DATE 9/7/89 ACCOUNT R01-615000 inc

AMOUNT \$ 104.40

RECEIVED Calvin Bivens

FOR: P. H. Bivens 90-75-A

B 8010000104400 2074F

VALIDATION OR SIGNATURE OF CASHIER

CRITICAL AREA

CRITICAL AREA

CRITICAL AREA

CRITICAL AREA

CRITICAL AREA

CRITICAL AREA

CRITICAL AREA

CRITICAL AREA

CRITICAL AREA

CRITICAL AREA

CRITICAL AREA

CRITICAL AREA

CRITICAL AREA

CRITICAL AREA

CRITICAL AREA

CRITICAL AREA

CRITICAL AREA

CRITICAL AREA

CRITICAL AREA

CRITICAL AREA

CRITICAL AREA

CRITICAL AREA

CRITICAL AREA

CRITICAL AREA

CRITICAL AREA

CRITICAL AREA

Baltimore County
Zoning Commission
Office of Planning & Zoning
Towson, Maryland 21204
(410) 887-3355

J. Robert Haines
Zoning Commissioner

DATE 8-17-89

Pr. & Mrs. Calvin J. Bivens, Sr.
3157 Baybriar Road
Baltimore, Maryland 21222

Re: Petition for Zoning Variance
CASE NUMBER: 90-75-A
E/S Baybriar Road, 621.51' NE of centerline of Sollers Point Rd.
3157 Baybriar Road
12th Election District - 7th Councilmanic
Petitioner(s): Calvin Bivens, et ux
HEARING SCHEDULED: THURSDAY, SEPTEMBER 7, 1989 at 9:30 a.m.

Dear Mr. & Mrs. Bivens:

Please be advised that \$ 104.40 is due for advertising and posting of the above captioned property.

THIS FEE MUST BE PAID AND THE ZONING SIGN & POST SET(S) RETURNED ON THE DAY OF THE HEARING OR THE ORDER SHALL NOT ISSUE. DO NOT REMOVE THE SIGN & POST SET(S) FROM THE PROPERTY UNTIL THE DAY OF THE HEARING.

Please make your check payable to Baltimore County, Maryland. Bring the check and the sign & post set(s) to the Zoning Office, County Office Building, 111 W. Chesapeake Avenue, Room 113, Towson, Maryland fifteen (15) minutes before your hearing is scheduled to begin.

Be advised that should you fail to return the sign & post set(s), there will be an additional \$50.00 added to the above amount for each such set.

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

DATE 9/7/89 ACCOUNT R01-615000 inc

AMOUNT \$ 104.40

RECEIVED Calvin Bivens

FOR: P. H. Bivens 90-75-A

B 8010000104400 2074F

VALIDATION OR SIGNATURE OF CASHIER

CRITICAL AREA

CRITICAL AREA

CRITICAL AREA

CRITICAL AREA

CRITICAL AREA

CRITICAL AREA

CRITICAL AREA

CRITICAL AREA

CRITICAL AREA

CRITICAL AREA

CRITICAL AREA

CRITICAL AREA

CRITICAL AREA

CRITICAL AREA

CRITICAL AREA

CRITICAL AREA

CRITICAL AREA

CRITICAL AREA

CRITICAL AREA

CRITICAL AREA

CRITICAL AREA

CRITICAL AREA

CRITICAL AREA

CRITICAL AREA

CRITICAL AREA

CRITICAL AREA

OFFICE OF Dundalk Eagle

4 N. Center Place
P.O. Box 8936
Dundalk, Md. 21222

August 10, 1989

THIS IS TO CERTIFY, that the annexed advertisement of Robert Haines in the matter of Zoning Hrgs. - Case 90-75-A - P.O. #15156 - Reg. #M31081 - 80 lines & 340 words was inserted in The Dundalk Eagle a weekly newspaper published in Baltimore County, Maryland, once a week for one week before the 11th day of August 1989; that is to say, the same was inserted in the issues of August 10, 1989

Kimbel Publication, Inc.
per Publisher.
By K.C. Orlan

CERTIFICATE OF PUBLICATION

TOWSON, MD., August 10, 1989

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 10, 1989

THE JEFFERSONIAN,
S. Z. Orlan
Publisher

P.O. 15155
reg. #151082
ca 90-75-A
price \$ 39.40

CRITICAL AREA

CRITICAL AREA

CRITICAL AREA

CRITICAL AREA

CRITICAL AREA

CRITICAL AREA

CRITICAL AREA

CRITICAL AREA

CRITICAL AREA

CRITICAL AREA

CRITICAL AREA

CRITICAL AREA

CRITICAL AREA

CRITICAL AREA

CRITICAL AREA

CRITICAL AREA

CRITICAL AREA

CRITICAL AREA

CRITICAL AREA

CRITICAL AREA

CRITICAL AREA

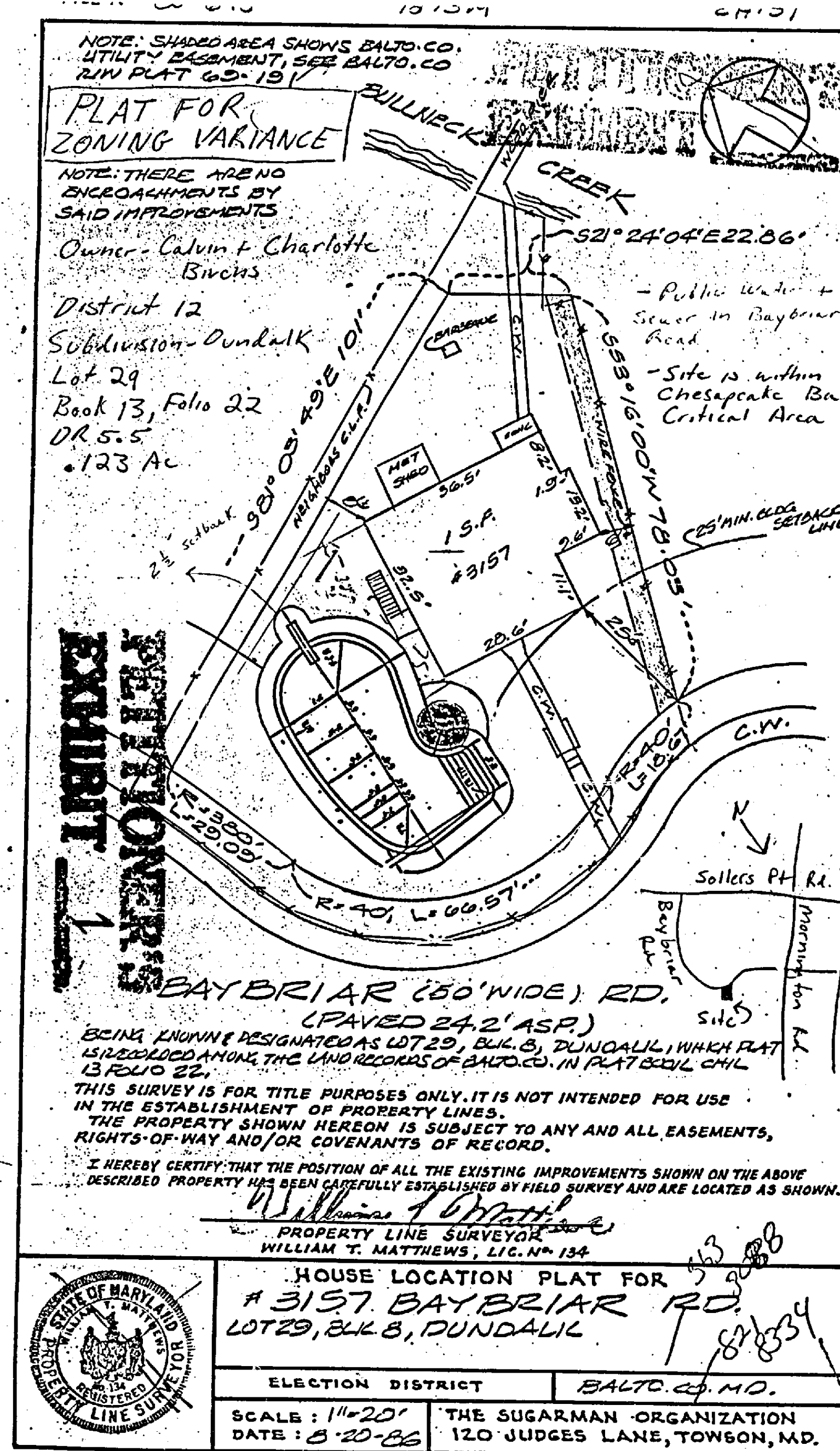
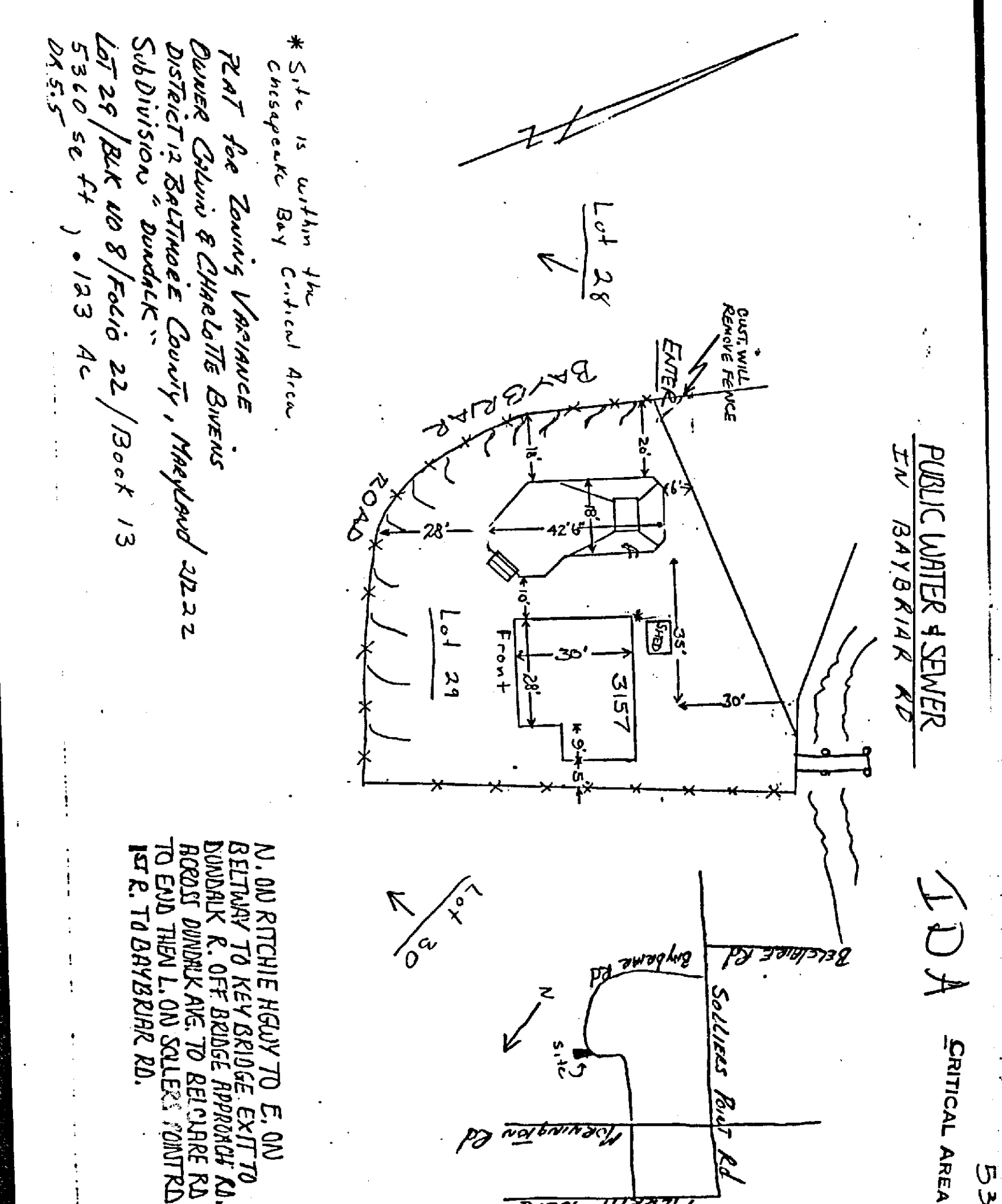
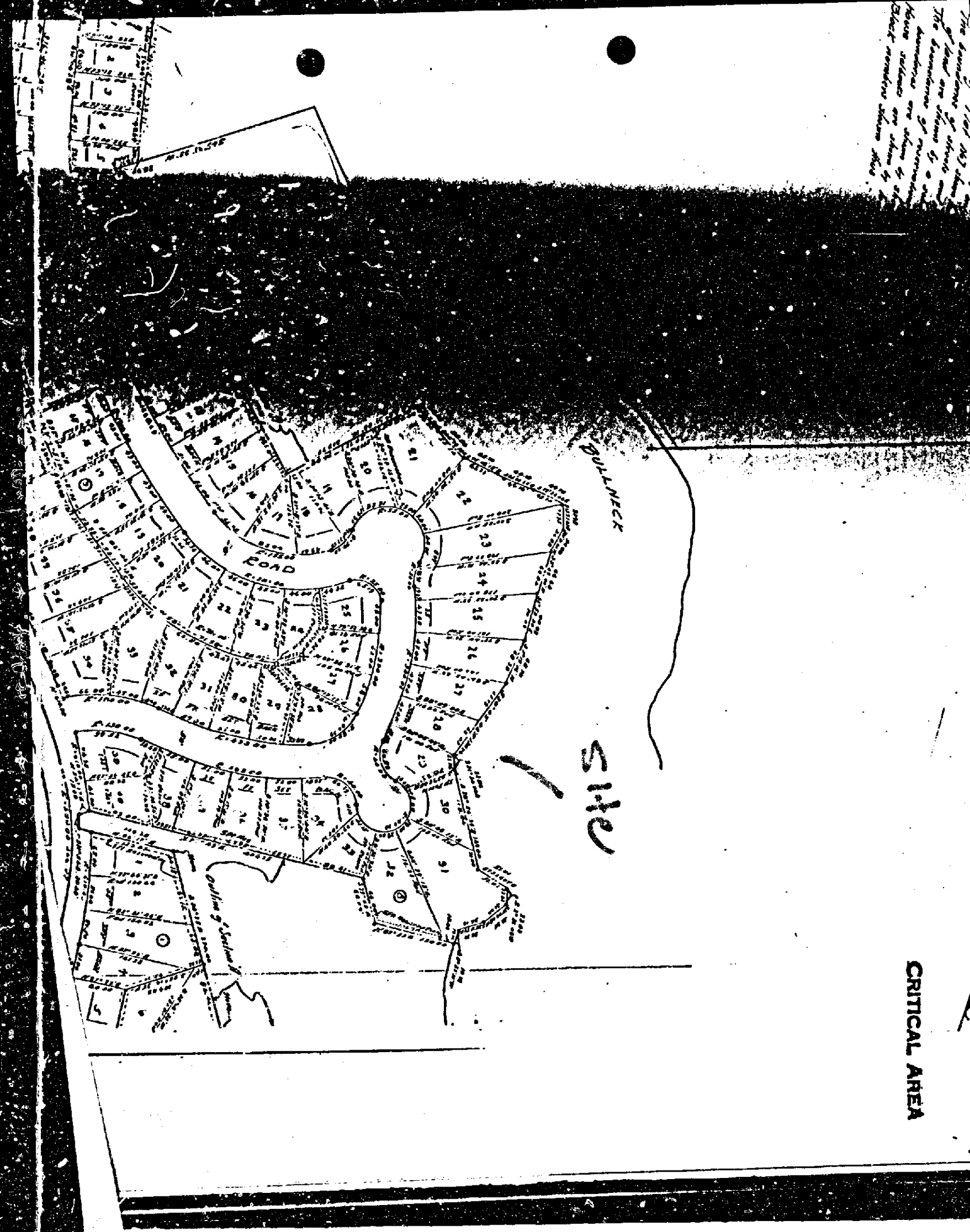
CRITICAL AREA

CRITICAL AREA

CRITICAL AREA

CRITICAL AREA

CRITICAL AREA



PETITIONER'S EXHIBIT 2

TO THE NEIGHBORS OF CALVIN JAMES & CHARLOTTE BIVENS:

WE ARE TRYING TO SECURE A PERMIT TO INSTALL A 43' X 18' POOL IN OUR YARD WHICH WILL RUN FROM THE SIDE OF THE HOUSE ACROSS OUR FRONT LAWN. ALSO IT IS REQUIRED THAT WE HAVE A SIX FOOT PRIVACY FENCE PUT AROUND THE POOL. BALTIMORE COUNTY HAS INFORMED US THAT WE CANNOT PUT THE POOL ON OUR SIDE OR FRONT YARD THEREFORE WE ARE APPLYING FOR A VARIANCE TO THIS LAW. IN AN EFFORT TO PROVE THAT THERE WILL BE NO HARDSHIP ON THE NEIGHBORHOOD IF SAME IS INSTALLED I AM REQUESTING YOU TO SIGN BELOW SO THAT I MAY PRESENT THIS WHEN I GO TO COURT.

NAME	ADDRESS
George Hoffman	3167 Baybriar Rd.
Dan Randall	3148 Baybriar Rd.
Markus Honan	3165 Baybriar Rd.
Carol Randle	3155 Baybriar Rd.
Christopher A. Mijon	3155 BAYBRIAR RD.
Ethel A. Bobo	3161 Baybriar Rd.
E.F. York	3171 Baybriar Rd.

PETITIONER'S EXHIBIT 2

TO THE NEIGHBORS OF CALVIN JAMES & CHARLOTTE BIVENS:

WE ARE TRYING TO SECURE A PERMIT TO INSTALL A 43' X 18' POOL IN OUR YARD WHICH WILL RUN FROM THE SIDE OF THE HOUSE ACROSS OUR FRONT LAWN. ALSO IT IS REQUIRED THAT WE HAVE A SIX FOOT PRIVACY FENCE PUT AROUND THE POOL. BALTIMORE COUNTY HAS INFORMED US THAT WE CANNOT PUT THE POOL ON OUR SIDE OR FRONT YARD THEREFORE WE ARE APPLYING FOR A VARIANCE TO THIS LAW. IN AN EFFORT TO PROVE THAT THERE WILL BE NO HARDSHIP ON THE NEIGHBORHOOD IF SAME IS INSTALLED I AM REQUESTING YOU TO SIGN BELOW SO THAT I MAY PRESENT THIS WHEN I GO TO COURT.

NAME	ADDRESS
<i>Oliver Haines</i>	3146 BAYBRIAR RD.
<i>Pat Keller</i>	3144 BAYBRIAR RD.
<i>Pat Keller</i>	3151 BAYBRIAR RD.
<i>Pat Keller</i>	3153 BAYBRIAR RD.
<i>August Wagner</i>	3163 Baybriar Rd.
<i>Margaret Randall</i>	317 Baybriar Rd.

BALTIMORE COUNTY, MARYLAND INTER-OFFICE CORRESPONDENCE

TO: J. Robert Haines
Zoning Commissioner

DATE: August 16, 1989

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

SUBJECT: Calvin and Charlotte Bivens, Item 531
Zoning Petition No. 90-75A

The petitioners request a variance to permit an accessory building in the front and side yards.

The Office of Planning and Zoning has no comment on the above request.

PK/JL/se

AUG 17 1989

Baltimore County
Department of Public Works
Bureau of Traffic Engineering
County Office Building
Towson, Maryland 21204
(301) 887-3554

July 24, 1989

Mr. J. Robert Haines
Zoning Commissioner
County Office Building
Towson, MD 21204

RECEIVED
AUG 3 1989

ZONING OFFICE

Dear Mr. Haines:

The Bureau of Traffic Engineering has no comments for items number 493, 511, 513, 516, 517, 519, 520, 521, 522, 524, 528, 529, 530, 531, 532, and 533.

Very truly yours,

Michael S. Flanagan
Michael S. Flanagan
Traffic Engineer Associate II

MSF/lab

Baltimore County
Fire Department
800 York Road
Towson, Maryland 21204-2586
(301) 887-4500

Paul H. Reinke
Chief

JUNE 14, 1989

J. Robert Haines
Zoning Commissioner
Office of Planning and Zoning
Baltimore County Office Building
Towson, MD 21204

Dennis F. Rasmussen
County Executive

RE: Property Owner: CALVIN J. BIVENS, SR.

Location: E/S OF BAYBRIAR ROAD, 621.51' NE OF
CENTERLINE OF SOLLERS POINT ROAD

Item No.: 531 Zoning Agenda: JUNE 13, 1989

Gentlemen:

Pursuant to your request, the referenced property has been surveyed by this Bureau and the comments below are applicable and required to be corrected or incorporated into the final plans for the property.

7. The Fire Prevention Bureau has no comments at this time.

REVIEWER: *Pat Keller* 6-15-89 Noted and Approved *Paul H. Reinke*
Planning Group Fire Prevention Bureau
Special Inspection Division

JK/KER

JUN 16 1989

BALTIMORE COUNTY, MARYLAND INTER-OFFICE CORRESPONDENCE

TO: Zoning Advisory Committee DATE: June 22, 1989

FROM: Robert W. Bowling, P.E.

RE: Zoning Advisory Committee Meeting
for June 13, 1989

The Developers Engineering Division has reviewed the subject zoning items and we have no comments for items 493, 514, 517, 520, 521, 522, 524, 528, 529, 531, and 532.

For Item 511, the minimum parhandle width for one lot is 20 feet, not 10 feet as shown on the plan.

For items 513, 516 and 533 the previous County Review Group Comments still apply.

For item 519, all lots must have in-fee frontage to a public road.

For item 530, comments are attached

Robert W. Bowling
ROBERT W. BOWLING, P.E., Chief
Developers Engineering Division

RWB:s

Encl.

BALTIMORE COUNTY, MARYLAND INTER-OFFICE CORRESPONDENCE

TO: J. Robert Haines
Zoning Commissioner

DATE: July 31, 1989

FROM: David C. Flowers

SUBJECT: Zoning Hearing - Item 531

The Chesapeake Bay Critical Area Program requests an extension for the review of the Petition for a Zoning Variance for Mr. and Mrs. Calvin J. Bivens Sr. Additional information is necessary to complete a Critical Area Findings for this property. For further information contact Ms. Nancy Sanford at 887-3980.

David C. Flowers
David C. Flowers, Coordinator
Chesapeake Bay Critical Area Program

DCF:NSS:ju

CC: Janice Outen
Gwen Stephens

RECEIVED
AUG 2 1989

ZONING OFFICE