

The Potitioners herein request a variance from Sections 1802.5.
Cil and 301.1 to permit a side attreet estanck of 13 feet in lies of the required IB-75 feet for an existing open projection (deck), in accordance with Potitioner's Sobbibl 1.

The Putitioners having filed a Petition for Besidential Variance and the subject property having been posted and there being no requests for public hearing, a decision shall be rendered based upon the documentation presented.

The Petitioners have filed the supporting effidevite as required

by Section 28-127 (b)(1) of the Smitzers Gauty Code. Samed upon the information smalladie, there is no evidence in the file to indicate that the requested variances small adversally affect the health, safety or passers all waifare of the public and should therefore be granted. In the opinion of the Zering Commissioner, the information, pictures, and efficients maintitud provide sufficient facts that comply with the requirements of Sections 107.1 and 500.14 of the B.C.E.E. Furthermore, strict compliance with the B.C.E.E. would remain in practical difficulty and/or operaments.

This property is located within the Chesqueake Bay Critical Areas

Department of Environmental Protection and Resource Management upon completion of their findings.

Pursuant to the poeting of the property and the provisions of both the Baltimore County Code and the B.C.Z.K. having been me, and for the reasons set forth above, the relief requested should be granted.

THEREFOR, 1 36 OCCEMED by the Zoning Commissioner for Baltimore County this and the property of August, 1991 that the Politics for Residential Variance from Bectimor 1802.1. C.1 and 301.1 to permit a side street set-back of 15 feet in lies of the required 80.75 test for an existing open projection (deck), in accordance with Politicser's Enhibit 1, we and in hereby CRAMTED, subject, however, to the following restrictions:

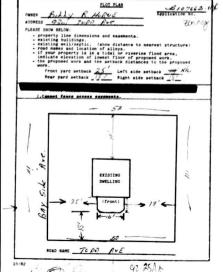
The Petitioners are hereby made aware that proceeding at this time is at their own risk until such time as the 30-day appelate process from this Order has expired. If, for whatever reason, this Order is reversed, the Fetitioners could be required to return, and be responsible for returning, said property to its original condition.

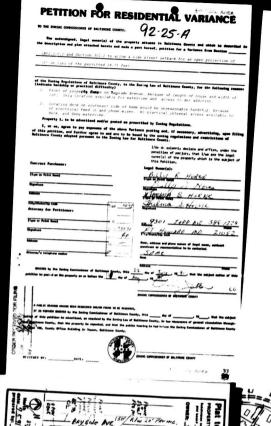
The relief granted herein is limited to the entering open deck. At no time shall the deck be enclosed.

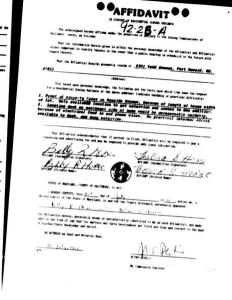
 Upon request and reasonable notice, Petitioners shall permit a representative of the Zoning Enforcement Division to make an inspection of the subject property to insure compliance with this Order.

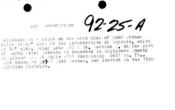
 Compliance with the Department of Environmental Protection and Resource Management recommendations to be submitted upon completion of their review of this matter.

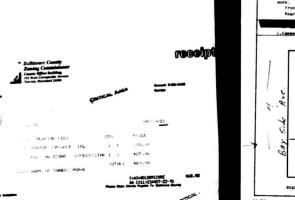


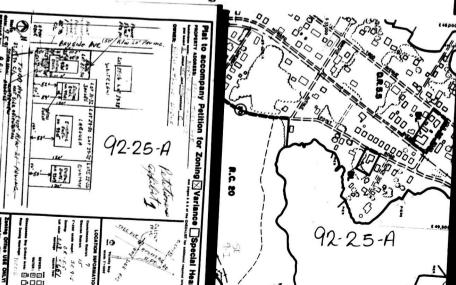












111 West Chesapeake Avenue Towson, MD 21204

887. 5354

August 28, 1991

Mr. & Mrs. Billy R. Horne 9301 Todd Avenue Fort Howard, Maryland 21052 DE: PETITION FOR RESIDENTIAL VARIANCE

PETITION FOR RESIDENTIAL VARIANCE SE/Corner Bayside and Todd Avenues (930) Todd Avenue) 15th Election District - 7th Councilmanic District Sily R. Horne, et ux - Petitioners Case No. 92-75-A

Enclosed please find a copy of the decision rendered in the above-captioned matter. The Petition for Residential Variance has been granted in accordance with the attached Order.

in the event any party finds the decision rendered is unfavor-able, any party may file an appeal to the County Roard of Appeals within thirty (30 days of the date of this Order, For further information on filing an appeal, please content Ms. Charlotte Radeliffs at 887-3391.

J. Robot Him

oc: Chesapeake Bay Critical Areas Commission Tawes State Office Building, D-4, Annapolis, Md. 21404

File

BALTIMORE COUNTY, MARYLAND INTER-OFFICE CORRESPONDENCE

DATE: August 16, 1991 Arnold Jablon, Director Zoning Administration and Development Management

Pat Keller, Deputy Director Office of Planning and Zoning

Walker Property. Item No. 305
Parsons Property. Ltem No. 9
Donovan Property. Ltem No. 9
Donovan Property. Ltem No. 9
Parson No. 9
Parson Property. Ltem No. 19
Real Real Property. Ltem No. 19
Real Real Property. Ltem No. 27
Fealkner Property. Ltem No. 17
Fealkner Property. Ltem No. 17
Real Real Property. Ltem No. 18
Limit Property. Ltem No. 18
Copyland Property. Ltem No. 19
Copyland Property. Ltem No. 10
Limit No. 10 SUBJECT:

In reference to the Petitioners' requests, staff offers no

If there should be any further questions or if this office can provide additional information, please contact Jeffrey Long in the Office of Planning at 887-3211.

NUMEROUS . ITM/ZAC1

Reald 8/2/91

111 West Chesapeake avenue Towson, MD 21204

BALTIMORE COUNTY, MARYLAND INTEROFFICE CORRESFONDENCE

TO: Arnold Jablon, Director DATE: August 70, 1991 Zoning Administration and Development Manas ment

FROM: Robert W. Bowling, F.E. Zoning Advisory Committee Mosting for August 6, 1991

9275 A 8/2

The Developers Engineering Division has reviewed the subject zoning items and we have no comments for Items 25, 28, 32, 33, 34, 36, 39, 40, 42, 43 and 44.

For Item 483 (Case No. 91 494-A), the previous For Items 35 and 37, revised County Review Group

Robert W. Bridg / DAK BOREST W. BOMLING. 1 E , Chief Developers Engineering Division

SWB: e

Plans are required.

Baltimore Courty Government Fire Department

(401) 887 4500

AUGUST 6, 1991

J. Robert Maines

Toning Commissioner Office of Planning and Zoning Baltimore County Office Building Towson, MD 21204

700 East Joppa Road Suite 901 Towson MD 21204 5500

RE: Property Owner. BILLY P. HOPHE 19301 TODD AVENUE Location.

Item fo.:

\*33 Zoning Agenda: AUCUST 6, 1991

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 Frevention Bureau has no comments at this time.

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JE/KEK

Baltimore County Government Office of Zoning Administration and Development Management Office of Planning & Zening 

August 19, 1991

007 1151

1590.9.

9/10/91

DATE: September 5, 1991

RE: Item No. 33, Case No. 92-25-A Petitioner: Billy R. Horne, et us Petition for Residential Variance

JED: iw

Mr. & Mrs. Billy R. Horne 9301 Todd Avenue Ft. Howard, MD 21052

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 problems stirt report to the development plans that may have a bearing on this case. Director of Plansing may fine a written report with the Zoning Commissioner with recommendations as to the suitability of the requested zoning.

England are all comments submitted from the morbers of the Committee Sociosed are all comments submitted from the mester of the Committee at this time that offer or request information on your petition. If formed them to you obtained, and comment that is not informative will be placed in the hearing file. This petition was excepted 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 MINIARSKI. IF YOU HAVE ANY QUESTIONS REGARDING THIS, PLEASE CONTACT HER AT 887-3391.

BALTIMORE COUNTY, MARYLAND

TO: Mr. Lawrence E. Schmidt Zoning Commissioner

SITE LOCATION

APPLICANT PROPOSAL

FROM: J. James Dieter, Director

SUBJECT: Petition for Zoning Variance - Item 33

APPLICANT'S NAME Mr. and Mrs. William Horme

GOALS OF THE CHESAPEAKE BAY CRITICAL AREA PROGRAM

Horme Property Chesapeake Bay Critical Area Findings

The subject property is located at 9301 Todd Avenue. The site is within the Chesapeake Bay Critical Area and is classified as a Limited Development Area (LDA).

The applicant is proposing to build an open wooden deck. The applicant has requested a variance from section 1802.3.C.i and 301.1 of the fallience County forming Segulations to permit "a side street seback for an open projection of 13 feet in lieu of the permitted 18.75 feet."

In accordance with the Chesapeake Bay Critical Area Program, all project approvals shall be based on a finding which assures that proposed projects are consistent with the following goals of the Critical Area Law:

"Minimize adverse impacts on water quality that result from pollutants that are discharged from structures or conveyances or that have runoff from surrounding lands; 2. Conserve fish, wildlife and plant habitat; and

Establish land use policies for development in the Chesapeake Bay Critical Area which accommodate growth and also address the fact that even if poliution is controlled, the number, novement, and activities of persons in that area can create address en'ironmental impacts." < CORM 1415,10,00 MR 1415,10,00 MR. 1415,10,00 M

DEPARTMENT OF ENVIRONMENTAL PROTECTION AND RESOURCE PROGRESSIVE

INTER-OFFICE CORRESPONDENCE

Baltimore County Government Office of Zoning Administration and Development Management Office of Planning & Zoning

P

Your petition has been received and accepted for filling this

Petitioner: Billy R. Horne, et ux Petitioner's Attorney:

22th day of July, 1991.

111 West Chesapeake Avenue Towson, MD 21204

DUREAU OF TRAFFIC ENGINEERING DEPARTMENT OF PUBLIC MORKS BALTIMORE COUNTY, MARYLAND

DATE: September 11, 1991

Mr. Arnold Jablon, Director Office of Zoning Administration and Development Management Rahee J. Famili

SUBJECT: Z.A.C. Comments

12-25-A

Z.A.C. MEETING DATE: August 6, 1991

This office has no comments for item numbers 25, 28, 32, 33, 34, 35,

RJF/1ud



house and the me form (us) field Assume Fi mount, Maryland 20067

No. CRES MUMBER: NV-25-6 LICENTEN: NV: Section and Tools Recommer NUCL Tools Revenue COPY

Dear Petitiomer(s)

Please to advand that your fection for bintaintrative Josing Variance has been emerged the above case names by contact made with this office about extension the case number. This letter also serves so a refresher reporting the absoluterative process.

It was property will be posted on the own Appart III, 1991. The cleaning date is Appart III, 1991. The cleaning date — the desiration for a neighbor to file a formal respons to a public bearing. Offer the cleaning date, the file will be revenued by the finance of beginning formationer. But the time, an include will be recorded by the property of the file of the file will be the file of the property of the file of the file

7) in more reguling point hearing inheter due to a mighter's formal report or by Order of the Tomosacher), the property will be reported and notice of the hearing will oppose in two local semapagers. Thospse mixed to the reporting and observating arm peopule by the potitioner(s).

 Finder be advised the possess return the sign and post to this office. They may be returned after the commandate. Failure to return the sign and post will result to a \$50.00 charge.

PLANS UNCONTANT THAT ON THE DATE AFTER THE POSTING PERIOD, THE PROCESS IS NOT COMPLETE. THE FILE MUST GO THROUGH FINAL SEVERA AND PROCESSING WAS THE ORDER IS READY IT WILL BY POSMACED TO YOU VIA FIRST CLASS MAIL ORDERS ARE NOT AVAILABLE FOR SUPPLIESTED AND STORY OF THE PROCESSING AND STORY OF THE PROCESSING AND STORY AVAILABLE FOR SUPPLIESTED AND STORY OF THE PROCESSING AND STORY AVAILABLE FOR SUPPLIESTED.

year truly yours.

5 G Stopbons (NCL) 887-5391

CONTENENT OF PASTERS COUNTY 97.75 #

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Parent of Selfer. Beacher.

Parent of Selfer. Selfer.

Parent of Maddala.

Parent of Maddala.

ASE NUMBER 92-25-1

## PETITIONER'S EXHIBIT# 2







SCALE LOCATION

1° • 200' ±

FORT HOWARD

PHOTOGRAPHY JANUARY 1986 SHEET
SE.

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