## FINDINGS OF FACT AND CONCLUSIONS OF LAW

This matter comes before the Zoning Commissioner as an administrative variance filed by Herbert Katzenberg, and Gloria Katzenberg, his wife, for that property known as 7902 Seven Mile Lane in the Dumbarton subdivision of Baltimore County. The Petitioner/property owners herein seek a variance from Section 1802.3.C.1 of the Baltimore County Zoning Regulations (B.C.Z.R.) to allow a minimum 15 ft. building setback, in lieu of the required 40 ft. rear yard depth for an existing nonconforming condition; and a variance to allow a minimum 18 ft. building setback, in lieu of the required 40 ft. front yard depth, as more particularly described on Petitioners' Exhibit No. 1, the plat to accompany the Petition.

Petitioners having filed a Petition for Residential Variance and the subject property having been posted, and there being no request for a public hearing, a decision shall be rendered based upon the documentation

The Betitioners have filed the supporting affidavits as required by Section 26-127 (b)(1) of the Baltimore County Code. Based upon the information available, there is no evidence in the file to indicate that the requested variance would adversely affect the health, safety or general welfare of the public and should therefore be granted. In the o, inion of

submitted provide sufficient facts that comply with the requirements of

Pursuant to the posting of the property and the provisions of both the Baltimore County Code and the Baltimore County : oning Regulations, and for the reasons given above, the requested variance should be granted.

THEREFORE, IT IS ORDERED by the Zoning Commissioner for Baltimore County this 8 day of April, 1994 that the Petition for a Zoning Variance from Section 1802.3.C.1 of the Baltimore County Zoning Regulations (B.C.Z.R.) to allow a minimum 15 ft. building setback, in lieu of the required 40 ft. rear yard depth for an existing nonconforming condition; and a variance to allow a minimum 18 ft, building setback, in lieu of the required 40 ft. front yard depth, all in accordance with Petitioners' Exhibit No. 1, be and is hereby GRANTED, subject, however, to the following restriction which are conditions precedent to the relief granted here-

The Petitioners are hereby made aware that proceeding at this time is at their own risk until such time as the 30 day 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

LARRENCE E. SCHOLDT

Section 307.1 of the B.C.Z.R. Purthermore, strict compliance with the B.C.Z.R. would result in practical difficulty and/or unreasonable hardship

Suite 113 Courthouse 400 Washington Avenu Towson, MD 21204

(410) 887-4386

RE: Petition for Administrative Zoning Variance Case No. 94-353-A Property: 7902 Seven Mile Lane Herbert M. Katzenberg, et ux, Petitionerx

Enclosed please find the decision rendered in the above captioned case. The Petition for an Administrative Variance has been granted, in accordance with the attached Order.

Baltimore County Government Zoning Commissioner Office of Planning and Zoning

(T)

In the event the decision rendered is unfavorable to any party, please be advised that any party may file an appeal within thirty (30) days of the date of the order to the county Board of Appeals. If you require additional information concerning filling an appeal, please feel free to contact our Appeals Clerk at 80-7391.

Terini & Selato Lawrence E. Schnidt Zoning Commissioner

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Mr. and Mrs. Herbert M. Katzenberg 7902 Seven Hile Lane Pikesville, Maryland 21208

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Baltimore County Zoning Administration & Development Management 111 West Chempula Private Travens, Maryland 21204	PGGelpt 94-353-A
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020- 1542	— # 35.or
	1/ 85.01-
Please Make Checks	03A03#0187HICHR0 #35.00 #8: C009*50AH03-11-94
Custor Victorias	



Petition for Administrative Variance to the Zoning Commissioner of Baltimore County for the property located at 7902 Seven Mile Lane

The Position shall be filled with the Office of Zening Administration in Development Impagement.

The indexequent layer immediately improper shares in Editional County and which is described in the overall not in the county of the County of

Practical difficulty due to the existing topography and architectural orientation of the existing structure.

Property is to be posted and advertised as prescribed by Zoning Regulations.

1, or we, agree to pay expenses of above Variance advertising, noting, etc. upon filing of this petition, and further agree to and are to be bound by the repoint regulations and sections of Relations Course advertised to the Zoning and to Baltimore Course advertised to the Zoning and to Baltimore Course.

Baltimore	HD.	21202	7115 Ambassador Road	(410) 944-364	
300 East Lombard Street (410)528-5650		D.S. Theler and Associates, Inc.			
-	-		Name Address and prove number of representation	To the Cartagnet	
8m /	4.0 -		Pikesville M	21208	
Jane E. Sheeh	an, Esquire	3	7902 Seven Mile Lane	(N) (410) 685-256 (H) (410) 484-618	
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_			Gloria B. Katzenberg		
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to subject motion of the polition be set by a public hearing, advantued, or

mm - 343

(410) 887-3353

Process with Employee Inc.

March 23, 1994

111 West Chesapeake Avenue Towson, MD 21204

MAN 3/ 11/44

MANO PORTING DATE 3/20/94

20

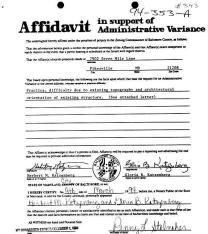
RE: Case No. 94-353-A, Item No. 343
Petitioner: Herbert M. Katzenberg, et ux.
Petition for Administrative Variance

The Zoning Flace Advisory Committee (IAC) has reviewed the plans minimal reviewed property of the Committee of the Committee

Enclosed are all comments submitted thus far from the members of ZAC that offer or request information on your patition. If additional comments are received from other members of ZAC, 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 March 11, 1994, and a hearing was scheduled accordingly.

The following comments are related only to the filing of future south the petitions and are aimed at expediting the petition filing process with the office.

The director of Zoning Administration and Development Management has instituted a system whereby seasoned zoning attorneys who are a system of the zoning requisitions and petitions filing requirements can file their petitions with this office without the necessity of a preliationary review by zoning personnel.



94-353-A March 8, 1994 DESCRIPTION TO ACCOMPANY VARIANCE REQUEST

Election District: 3 Councilmanic District: 2

Beginning for the same at a point on the west rightof-way line of Seven Mile Lane, 200 feet, more or less, north from the centerline of Midfield Road; thence, leaving the right-of-way of Seven Mile Lane, South 6403'02" West 179.49 feet to a point; thence, North 35045'30" East 93.08 feet to a point; thence, North 54014'10" East 194.71 feet to a point on the west right-of-way line of Seven Mile Lane; thence, South 27032'51" East 124.96 feet to the point

Containing 20,272 square feet of land, more or less; or 0.47 acres of land, more or less.

This Description is taken from and is intended to comply with a "Plat to Accompany Petition for Zoning Variance" for 7902 Seven Mile Lane prepared by D.S. Thaler & Associates, Inc. dated March 8, 1994.

Ms. Charlotte Minton

Room 109 111 W. Chesapeake Avenue

Dang Mr. Minton:

Zoning Administration and Development Management County Office Building

Towson, Maryland 21204

O James Lighthize Hal Kassoff

Re: Baltimore County Item No.: .

Very truly yours.

Division

and wall

John Contestabile, Chief

Engineering Access Permits

This office has reviewed the referenced item and we have no objection to

Please contact Bob Small at 410-333-1350 if you have any questions.

Thank you for the opportunity to review this item.

pproval as it does not access a State roadway and is not effected by any State Highway

BALTINORE COUNTY, MARYLAND

Arnold Jahlon Director Zoning Administration and

94-353-A Petitions from Zoning Advisory Committee

The Office of Planning and Zoning has no comments on the following petition(s):

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 887-3480.

pv / 11 - lw

ZAC. 327/PZONE/ZAC1

Maryland Relay Service for Impared Hearing or Speech 1-800-735-2258 Statewide Toll Free

Mailing Address: P.O. Box 717 - Baltimore, MD 21203-9717
Street Address: 707 North Calvert Street - Baltimore, Maryland 21202

D.S. THALER & ASSOCIATES, INC.

THE AMBANADOR ROAD + BALTIMORE, MARYLAND 21244 (412) 944 FNGR + (412) 944 345\* + FAN (412) 944 364 March 8, 1994

Baltimore County, Maryland Office of Zoning Administration and Development Management 111 West Chesapeake Avenue Towson, Maryland 21204

ATTN: Arnold Jablon, Esquire

RE: Residence of Mr. & Mrs. Herbert H. Katzenberg 7902 Seven Mile Lane Pikesville, Maryland 21208 Petition for Administrative Variance

Dear Mr. Jablon:

This letter is to accompany and amplify the reasons for a request for Variance(s) from certain setback requirements of the Zoning Regulations. These requested Variances are intended to accomplish two (2) goals:

- 1. Legitimize certain existing non-conforming setbacks.
- 2. Permit an addition to the existing house.

The Plat of Dumbarton, of which this property is lot No. 14 of Section I, was recorded in County Plat Book No. 7, on page 151 in 1924. Apparently, the lots in this area were subsequently sold in the late 1940s and early 1950s, which is when the subject house was hail?

As evidenced by the plan and photographs enclosed, the house was custom designed and sited on the lot in a cocked position, so that the front actually faces toward the house on Lot No. 15, next door (7900 Seven Mile Lane).

The unique siting of the house was apparently a response to rather sharp topographic relief. The property runs downhill from one side of the lot to the other. By turning the house sideways, the architect was able to work more effectively with the existing topography.

CIVIL ENCINEERS SAITS PLANNERS SURVEYORS S LANDSCAPE ARCHITECTS

THERE OFFICE CORRESPONDENCE

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

Item Nos. 327, 334, 337, 339, 340, 343 and 346.

· #345

Mr. and Mrs. J. Leo Levy 7900 Seven Mile Lane Pikesville, Maryland 21208

February 24, 1994

Mr. and Mrs. Herbert M. Katzenberg 7902 Seven Mile Lane Pikesville, Maryland 21208

Zoning Commissioner of Baltimore County 400 Washington Avenue, Room 113 Towson, Maryland 21204

Office of Zoning Administration and Development Management County Office Building 111 W. Chesapeake Avenue, Room 109 and

To Whomever Else It May Concern

Re: Residential Addition 7902 Seven Mile Lane Filing Appointment Scheduled for March 11, 1994

Dear Mr. and Mrs. Katzenberg and/or Madame or Sir:

This letter will confirs that we are the owners and read that the confirmation of the

Baltimore County Government 700 East Joppu Poud Suite 901 Towson, MD 21286-5500

#343

(410) 887-4500

DATE: 03/22/94

44-353-A

RE: Property Owners SEE BELDY LOCATION: SEE BELOW

Item No. + SEE BELDY

Gentlaman

Pursuant to your request, the referenced property has been sur-eved by this Sureau and the comments below are applicable and required to be generated or incorporated into the final plans for the property.

The Fire Frevention Dureau has no contracts at this tare. IN REFERENCE TO THE FOLLOWING TIPE NUMBERS:334, 238, 239, 340, 341, 342, 345 AUD 345 AUD 345.

REVIEWER: LT. ROBERT P. SAUERWALD Fire Provention, Ph/NE 887-4881, MS-1102F

The Dumbarton Development Company, Incorporated c/o David I. Bavar

Baltimore, MD 21208

I and other members of the architectural review committee of the Dumbarton Development Company, Incorporated have exviewed the revaining dated october 25, 1973 and the sites survey dated recovery the company of the committee of the committee of the committee of the second of the committee of the committee of the committee of the Dumbarton Development Company, Incorporated. Consequently, you are authorized to proceed with the construction.

Very truly yours,

Saved I. Bowar ( David I. Bavar Chairman

Architecture Review Committee

December 20, 1993

RE: Proposed Additions to 7902 Seven Mile Lane Baltimore County Maryland

Mr. Herbert Katzenberg 7902 Seven Mile Lane Baltimore, MD 21208

Dear Mr. Katzenberg:

cc: Dr. Stanley Brull

.11 West Chesapeake Avenue Fowson, MD 21204

CASE MUMBER: 94-353-2 (Item 343) 7902 Serms Mile Lane 7902 Seven Rile Lane N/S Seven Rile Lane, 200' W of c/l Ridfield Road And Election District - 2nd Councileanic

Please by defined that your fettition for Abbinistrative Evening Variance has been assigned the above case makes: Centest made with this office reportion the network of this case aboutle reference the case content and indirected to 250-701; This notice case more as orientate reporting the abbinistrative process.

Baltimore County Gov Office of Zoning Admi

NOTICE OF CASE MUNICIPAL ASSISSMENT

(410) 887,3353

1) Two property will be parted on or before forch Xr, 1994. The clusing date (kpril 6, 1994) is the desilities for a neighbor to file a formal repost for a public houring. After the clustop date, the file will be revised by the beinging or being handles of constancer. They are to present excepted resilie, (b) deep report of the control of the constance of the control of the constance resilies, or lead to the constance related, or the constance related, or the constance of the constance with the constance of the constance of

2) In cases requiring public hearing (electher due to a neighbor's formal request or by Order of the Commissioner), the property will be reported and notice of the bearing will appear in a baltimore County resupport. Chapter related to the recention and newmater Arctition are nearable by the multi-location.

Please be advised that you must return the sign and post to this office. They may be returned after the closing date. Failure to return the sign and post will result in a \$60.00 charge.

PLEASE UNDERSTAND THAT ON THE DATE AFTER THE POSTING PERIOD, THE PROCESS IS NOT CONFLETE. THE FILE MUST GO THROUGH FINAL REVIEM. ORDERS ARE MOT AVAILABLE FOR DISTRIBUTION VIA PICK-UP. MICH READY, THE ORDER MILL BE FORMARDED TO YOU VIA FIRST CLASS MAIL.



Jane E. Sheehan, Esq. D. S. Theler and Associates



