IN RE:

PETITION FOR SPECIAL HEARING

N/S Paper Mill Road, 1700' W of

the c/l of Old York Road (2838 Paper Mill Road) 10th Election District 3rd Councilmanic District

Robert J. Verderamo Petitioner * BEFORE THE

* DEPUTY ZONING COMMISSIONER

OF BALTIMORE COUNTY

* Case No. 95-154-SPH

FINDINGS OF FACT AND CONCLUSIONS OF LAW

This matter comes before the Deputy Zoning Commissioner as a Petition for Special Hearing for that property known as 2838 Paper Mill Road, located in the vicinity of Jacksonville in northern Baltimore County. The Petition was filed by the owner of the property, Robert J. Verderamo, seeking approval of the construction of a dwelling that straddles the R.C.4 and R.C.2 zoning line, pursuant to Zoning Policy Manual, Page 1A-3.1 and Section 1A00.5.b.1.a of the Baltimore County Zoning Regulations (B.C.Z.R.), and to permit the septic reserve area to be located in a zone other than that which the principle dwelling is located, pursuant to Section 102.2 of the B.C.Z.R. The subject property and relief sought are more particularly described on the site plan submitted and marked into evidence as Petitioner's Exhibit 1.

Appearing at the public hearing on behalf of the Petition were Robert J. Verderamo, property owner, and Bruce E. Doak, Registered Property Line Surveyor. There were no Protestants present.

Testimony and evidence offered revealed that the subject property is an unimproved parcel of land consisting of a gross area of 1.80 acres, more or less, of which 1.02 acres are zoned R.C.2 and the remaining 0.78 acres are zoned R.C.4. The Petitioner is desirous of developing the property with a two-story single family dwelling in accordance with Petition-



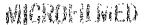
to kylsky

er's Exhibit 1. However, due to the location of the septic reserve area and water well, and the fact that the zoning line virtually runs through the center of the property, the proposed dwelling must be located in such a manner that it will straddle the zoning line. Furthermore, inasmuch as a greater portion of the proposed dwelling will be located on R.C.2 zoned land and the septic reserve area is located on the R.C.4 zoned land, the special hearing relief is necessary in order to proceed as proposed.

After due consideration of the testimony and evidence presented, it is clear that practical difficulty or unreasonable hardship would result if the relief requested in the special hearing were not granted. It has been established that the requirements from which the Petitioner seeks relief would unduly restrict the use of the land due to the special conditions unique to this particular parcel. In addition, the relief requested will not be detrimental to the public health, safety, and general welfare.

Pursuant to the advertisement, posting of the property, and public hearing on this Petition held, and for the reasons given above, the special hearing should be granted.

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



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TMK:bjs

however, 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 relief granted herein shall be rescinded.

TIMOTHY M. KOTROCO

Deputy Zoning Commissioner

for Baltimore County

- 3-

Baltimore County Government Zoning Commissioner Office of Planning and Zoning



Suite 112 Courthouse 400 Washington Avenue Towson, MD 21204

(410) 887-4386

December 13, 1994

Mr. Robert J. Verderamo 9826 Magledt Road Parkville, Maryland 21234

RE: PETITION FOR SPECIAL HEARING

N/S Paper Mill Road, 1700' W of the c/l of Old York Road

(2838 Paper Mill Road)

10th Election District - 3rd Councilmanic District

Robert J. Verderamo - Petitioner

Case No. 95-154-SPH

Dear Mr. Verderamo:

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

In the event any party finds the decision rendered is unfavorable, any party may file an appeal to the County Board of Appeals within thirty (30) days of the date of this Order. For further information on filing an appeal, please contact the Zoning Administration and Development Management office at 887-3391.

Very truly yours,

TIMOTHY M. KOTROCO

Deputy Zoning Commissioner

for Baltimore County

TMK:bjs

cc: Mr. Bruce E. Doak, Gerhold, Cross & Etzel
320 E. Towsontown Blvd., Suite 100, Towson, Md. 21286

People's Counsel

File



Petition for Special Hearing to the Zoning Commissioner of Baltimore County

for the property located at

2838 Paper Mill Road

which is presently zoned & RC4

I/We do solemnly declare and affirm, under the penalties of perjury, that I/we are the

This Petition shall be filed with the Office of Zoning Administration & Development Management.

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 Special Hearing under Section 500.7 of the Zoning Regulations of Baltimore County, to determine whether or not the Zoning Commissioner should approve

- 1.... the construction of a dwelling that straddles the R.C.4 and R.C. 2 zoning line. Zoning Policy Manual page 1A-3.1; Section 1A.00.5.b.1.a
- 2.....a septic reserve area located in a zone other than that which the principle dwelling is located B.C.Z.R. Section 102.2

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

I, or we, agree to pay expenses of above Special Hearing 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.

			legal owner(s) of the property which is the subject of this Petiti	on.
Contract Purchaser/Lessee			Legal Owner(s):	
			Robert J. Verderamo	
(Type or Print Name)			(Type or Print Name)	<u> </u>
Signature			Signature Signature	~
Gigilature			Signature	
Address			(Type or Print Name)	1944 1774-1774-1774 1944 1
City	State	Zipcode	Signature	
			9826 Magledt Road	882-2237
Attorney for Petitioner.			Address	Phone No.
			Parkville, Maryland	21234
(Type or Print Name)			City State Name, Address and phone number of representative to be co	Zipcode ntacted.
Signature			Gerhold, Cross & Etzel	
			Name 320 E. Towsontown Blvd.	823-4470
Address	Phone No.			Phone No.
City	State	Zipçode	OFFICE USE ONLY	
City	State	zipçode	ESTIMATED LENGTH OF HEARING	
		Adminis	unavailable for Hearing	
ı	4		the following dates	Next Two Months
e Aloborh	AATT			0-20-94
😘 MICROFIL	"INICh"	F. 39	DATE DATE	

GORDON T. LANGDON DENNIS M. MILLER
EDWARD F, DEIACO-LOHR
BRUGE E. DOAK

GERHOLD, CROSS & ETZEL

Registered Professional Land Surveyors

SUITE 100 320 EAST TOWSONTOWN BOULEVARD TOWSON, MARYLAND 21286-5318

> 410-823-4470 FAX 410-823-4473

15-154-SPH

MERITUS

PAUL G. DOLLENBERG FRED H. DOLLENBERG CARL L. GERHOLD PHILIP K. CROSS OF COUNSEL

JOHN F. ETZEL WILLIAM G. ULRICH

October 14, 1994

Zoning Description for 2838 Paper Mill Road

All that piece or parcel of land situate, lying and being in the Tenth Election District of Baltimore County, State of Maryland and described as follows to wit:

Beginning at a point on the north side of Paper Mill Road at a distance of 1700 feet, more or less, from the centerline of Old York Road as recorded in Deed Liber S.M. No. 8911 folio 395, thence leaving Paper Mill Road and running for the following seven courses and distances, viz: North 43 degrees 00 minutes West 35.21 feet, thence North 3 degrees 12 minutes 41 seconds West 99.65 feet, thence North 20 degrees 17 minutes 32 seconds East 108.50 feet, thence North 72 degrees 7 minutes 11 seconds East 184.21 feet, thence North 3 degrees 12 minutes 41 seconds West 245.00 feet, thence North 88 degrees 00 minutes West 247.50 feet and South 3 degrees 12 minutes 41 seconds East 536.00 feet to a point on or near the north side of Paper Mill Road, thence binding in the bed of Paper Mill Road South 88 degrees 00 minutes 00 seconds East 47.73 feet to the place of beginning.

Containing 1.80 acres of land, more or less.

152



CERTIFICATE OF POSTING ZONING DEPARTMENT OF BALTIMORE COUNTY 95-154-57H Tower, Maryland

District 10th	Date of Posting /1/4/94
Posted for: Special Hearing	***************************************
Petitioner: Robert J. Verderano	
Location of property: 2838 Paper Mill Rd.	N/5
Location of Signs: Facing roadway, at en	trong to proposed driveway
leading to proporty	
Remarks:	
Posted by Marketure	Date of return: 11/10/99
Number of Signs:	
	A Committee of the Comm

MCTS OF TRANSPORT OF TRANSPORT

Case Number:
96-154-SPH (Item 152)
2838 Paper Mill Road,
N/S Paper Mill Road,
1700'
+ / W of c/l Old York Road
Oth Election District
3rd Councilmanio
Patrioher(s):
Flobert J. Verderamo
HEARING: TUESDAY
NOVEMBER 22, 1994 at
3:00 p.m. in Rm, 118, Old
Counthouse.

Special Healing: to approve the construction of a owelling that straddles the R.C.-4 and R.C.-2 zoning line; and to approve a septic reserve area located in a zone offer than that which the principal dwelling is located.

LAWRENCE E SCHMIDT Zoning Commissioner for Baltimore Count NOTES: (1) Hearings are Hand capped accessible for specia accommodations Please Cal 887-3353

(2) For Information concerning the File and or Hearing/ Please Call 887-3381.

CERTIFICATE OF PUBLICATION

TOWSON, MD.,	Trans	У	1994
10W30W, MD.,	- / · · · · · · ·		10

THIS IS TO CERTIFY, that the annexed advertisement was published in THE JEFFERSONIAN, a weekly newspaper published in Towson, Baltimore County, Md., once in each of $\frac{1}{2}$ successive weeks, the first publication appearing on $\frac{3}{2}$, 19 $\frac{94}{2}$.

THE JEFFERSONIAN,

a. Henrilson

Publisher

MHCHALLE E BARTE



Rollinare County Zoning Administration & Development Management 111 West Chesepeake Avenue Towson, Maryland 21204

Date 10-20-94

152

198991 95-154-5PH Account: R-001-6150

VERDERAMO

SP. HRG

2838 PARLA MILL

MCROFLWED

03A03#0004MICHRC \$85.00 BA C002:16PM10-20-94 Please Make Checks Payable To: Baltimore County

Baltimore County Government Office of Zoning Administration and Development Management



111 West Chesapeake Avenue Towson, MD 21204

(410) 887-3353

ZONING HEARING ADVERTISING AND POSTING REQUIREMENTS & PROCEDURES

Baltimore County Zoning Regulations require that notice be given to the general public/neighboring property owners relative to property which is the subject of an upcoming zoning hearing. For those petitions which require a public hearing, this notice is accomplished by posting a sign on the property and placement of a notice in at least one newspaper of general circulation in the County.

This office will ensure that the legal requirements for posting and advertising are satisfied. However, the petitioner is responsible for the costs associated with these requirements.

PAYMENT WILL BE MADE AS FOLLOWS:

- 1) Posting fees will be accessed and paid to this office at the time of filing.
- 2) Billing for legal advertising, due upon receipt, will come from and should be remitted directly to the newspaper. NON-PAYMENT OF ADVERTISING FEES WILL STAY ISSUANCE OF ZONING ORDER.

ARNOLD JABLON, DIRECTOR

For newspaper advertising:					
Item No.: 152					
Petitioner: POBERT VERDERAMO					
Location: 9826 MGLEDT PO. PARLICLE, Md. 21234					
PLEASE FORWARD ADVERTISING BILL TO:					
NAME: Robert J. Verderamo					
ADDRESS: 9826 Magled+ Road					
Parkville, MD Z1234					
PHONE NUMBER: 410 - 822 882 - 2237					

AJ:ggs

MICROFILMED

(Revised 04/09/93)



TO: PUTUXENT PUBLISHING COMPANY
November 3, 1994 Issue - Jeffersonian

Please foward billing to:

Robert K. Verderamo 9826 Magledt Road Parkville, Maryland 21234 882-2237

NOTICE OF HEARING

The Zoning Commissioner of Baltimore County, by authority of the Zoning Act and Regulations of Baltimore
County, will hold a public hearing on the property identified herein in
Room 106 of the County Office Building, 111 W. Chesapeake Avenue in Towson, Maryland 21204

Room 118, Old Courthouse, 400 Washington Avenue, Towson, Maryland 21204 as follows:

CASE NUMBER: 95-154-SPH (Item 152)

2838 Paper Mill Road

N/S Paper Mill Road, 1700'+/- W of c/l Old York Road

10th Election District - 3rd Councilmanic

Petitioner(s): Robert J. Verderamo

HEARING: TUESDAY, NOVEMBER 22, 1994 at 3:00 p.m. in Roo, 118, Old Courthouse.

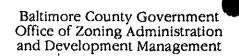
Special Hearing to approve the construction of a dwelling that straddles the R.C.-4 and R.C.-2 zoning line; and to approve a septic reserve area located in a zone other than that which the principal dwelling is located.

LAWRENCE E. SCHMIDT ZONING COMMISSIONER FOR BALTIMORE COUNTY

NOTES: (1) HEARINGS ARE HANDICAPPED ACCESSIBLE; FOR SPECIAL ACCOMMODATIONS PLEASE CALL 887-3353.

(2) FOR INFORMATION CONCERING THE FILE AND/OR HEARING, PLEASE CALL 887-3391.







111 West Chesapeake Avenue Towson, MD 21204

OCTOBER 28, 1994

(410) 887-3353

NOTICE OF HEARING

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County, will hold a public hearing on the property identified herein in
Room 106 of the County Office Building, 111 W. Chesapeake Avenue in Towson, Maryland 21204

OI

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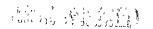
Arnold Jablon Director

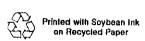
DILCOLOL

cc: Robert K. Verderamo

NOTES: (1) ZONING SIGN & POST MUST BE RETURNED TO RM. 104, 111 W. CHESAPEAKE AVENUE ON THE HEARING DATE.

- (2) HEARINGS ARE HANDICAPPED ACCESSIBLE; FOR SPECIAL ACCOMMODATIONS PLEASE CALL 887-3353.
- (3) FOR INFORMATION CONCERING THE FILE AND/OR HEARING, CONTACT THIS OFFICE AT 887-3391.







111 West Chesapeake Avenue Towson, MD 21204

(410) 887-3353

NOV. 1 7 1994

Robert J. Verderamo 9826 Magledt Road Parkville, Maryland 21234

> RE: Case No. 95-154 SPH, Item No. 152 Petitioner: Robert J. Verderamo

Dear Mr. Verderamo:

The Zoning Advisory Committee (ZAC) has reviewed the plans submitted with the above-referenced petition, which was accepted for filing on October 20, 1994 and scheduled for a hearing accordingly. Any attached comments from a reviewing agency are not intended to indicate the appropriateness of the zoning action requested, but to assure that all parties, i.e., zoning commissioner, attorney and/or the petitioner, are made aware of plans or problems with regard to the proposed improvements that may have a bearing on this case.

Any comments submitted thus far from the members of ZAC that offer or request information on your petition Only those comments that are informative will be forwarded to you; those that are not informative are attached. will be placed in the hearing file.

The following is related only to the filing of future zoning petitions and are aimed at expediting the petition filing process with this office:

- The director of the Office of Zoning Administration and Development Management has instituted a system whereby zoning attorneys who feel that they are capable of filing petitions that comply with all aspects of the zoning regulations and petitions' filing requirements can file their petitions with this office without the necessity of a preliminary review by zoning personnel.
- Anyone using this system should be fully aware that they are responsible for the accuracy and completeness of any such petition. All petitions filed in this manner will be reviewed and commented on by zoning personnel prior to the hearing. In the event that the petition has not been filed correctly, there is the possibility that another hearing will be required or the zoning commissioner will deny the petition due to errors or incompleteness.
- 3. Those individuals who make appointments to file petitions on a regular basis and fail to keep the appointment without a 72-hour notice will be required to submit the appropriate filing fee at the time future appointments are made. Failure to keep these appointments without proper advance notice, i.e., 72 hours, will result in the forfeiture loss of the filing fee.

If you have any questions concerning the enclosed comments, please feel free to contact Joyce Watson in the zoning office at 887-3391 or the commenting agency.

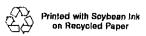
A State of the sta

W. Carl Richards, Jr.

W. Corl Richard St.

Zoning Supervisor

WCR/jnw Enclosure(s)



BALTIMORE COUNTY, MARY LAND

DEPARTMENT OF ENVIRONMENTAL PROTECTION AND RESOURCE MANAGEMENT

INTER-OFFICE CORRESPONDENCE

T0:

ZADM

FROM:

DEPRM

Development Coordination

SUBJECT:

Zoning Advisory Committee

Agenda: 10/24/94

The Department of Environmental Protection & Resource Management has no comments for the following Zoning Advisory Committee Items:

Item #'s: 150 (WITHDRAWN)

LS:sp

LETTY2/DEPRM/TXTSBP

MICROFILMED

BALTIMORE COUNTY, MARYLAND INTEROFFICE CORRESPONDENCE

TO: Arnold Jablon, Director DATE: Nov. 7, 1994 Zoning Administration and Development Management

FROM Robert W. Bowling, P.E., Chief Developers Engineering Section

RE: Zoning Advisory Committee Meeting for Nov. 7, 1994 Item No. 152

The Developers Engineering Section has reviewed the subject zoning item. If approval is given for construction, Section 26-266, Panhandle Driveways, of the County Development Regulations govern this site.

Paper Mill Road is a State Road; therefore, all improvements, entrances, drainage requirements and construction in the State right-of-way are subject to the standards, specifications and approval of the Maryland State Highway Administration, in addition to those of Baltimore County.

RWB:sw

BALTIMORE COUNTY, MARYLAND

INTER-OFFICE CORRESPONDENCE

TO:

Arnold Jablon, Director

DATE: 11/2/94

Zoning Administration and Development Management

FROM:

Pat Keller, Director

Office of Planning and Zoning

SUBJECT:

Petitions from Zoning Advisory Committee

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

Item Nos. 143, 144, 149, 150, 151, and 152

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.

Prepared by:

Division Chief:

PK/JL

MIRMAN SHIP

Baltimore County Government Fire Department



700 East Joppa Road Towson, MD 21286-5500 Office of the Fire Marshal (410) 887-4880

DATE: 11/02/94

Armold Jablon
Director
Zoning Administration and
Davelopment Management
Baltimore County Office Building
Towson MD 21204
MAIL STOP-1105

RE: Property Owner: SEE BELOW

LCCATION: DISTRIBUTION MEETING OF OCT. 31, 1994

Item No.: SEE BELOW

Zoning Agendar

Centlement

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.

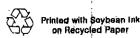
8. The Fire Marshal's Office has no comments at this time,
IN REFERENCE TO THE FOLLOWING ITEM NUMBERS: 148,144,146,147,148,
149,151 AND 152.

RECEIVED NOV 4 1994

ZADM

REVIEWER: LT. ROBERT P. SAUERWALD Fire Marshal Office, PHONE 887-4881, MS-1102F

cc: File



WINDER WED



O. James Lighthizer Secretary Hal Kassoff Administrator

November 9, 1994

Ms. Julie Winiarski
Zoning Administration and
Development Management
County Office Building
Room 109
111 W. Chesapeake Avenue
Towson, Maryland 21204

Re: Baltimore County

MD 145

Verderamo Property 2838 Paper Mill Road

Special Hearing Item #\$152 (JCM) Mile Post 4.73

Dear Ms. Winiarski:

This office has reviewed the plan for the referenced item and offer the following:

A review of the State Highway Administration's (SHA) current and long range planning documents reveals that MD 145 is not identified for future roadway improvements in this area.

Therefore, we have no objection to approval for the referenced special hearing request, subject to constructing a minimum 15' wide residential entrance at the requested location indicated on the plan.

Entrance construction shall be subject to the terms and conditions of a residential access permit to be issued by Mr. Gary Ewers, Resident Maintenance Engineer. Mr. Ewers can be reached at 410-574-4511.

In the interim, if you have any questions, please contact Bob Small of this office at 410-333-1350. Thank you for the opportunity to review this plan.

Very truly yours,

Ronald Burns, Chief

Engineering Access Permits

Division

BS/es

cc: Mr. Gary Ewers

MICKOFILMED

My telephone number is 410-333-1350 (Fax# 333-1041)

RE: PETITION FOR SPECIAL HEARING * 2838 Paper Mill Road, N/S Paper Mill Rd., 1700'+/~ W of c/l Old York Rd. * 10th Election Dist., 3rd Councilmanic

Robert J. Verderamo Petitioners BEFORE THE

ZONING COMMISSIONER

OF BALTIMORE COUNTY

CASE NO. 95-154-SPH

* * * * * * * * * *

ENTRY OF APPEARANCE

Please enter the appearance of the People's Counsel in the abovecaptioned matter. Notice should be sent of any hearing dates or other proceedings in this matter and of the passage of any preliminary or final Order.

PETER MAX ZIMMERMAN

People's Counsel for Baltimore County

Peter Max Tiraneiman

usle S. Demilio

CAROLE S. DEMILIO
Deputy People's Counsel

Room 47, Courthouse 400 Washington Avenue

Towson, MD 21204 (410) 887-2188

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on this ______day of November, 1994, a copy of the foregoing Entry of Appearance was mailed to Gerhold, Cross & Etzel, 320 E. Towsontown Blvd., Baltimore, MD 21286, representative for Petitioners.

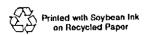
PETER MAX ZIMMERMAN

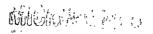
Peter Max Timmerman

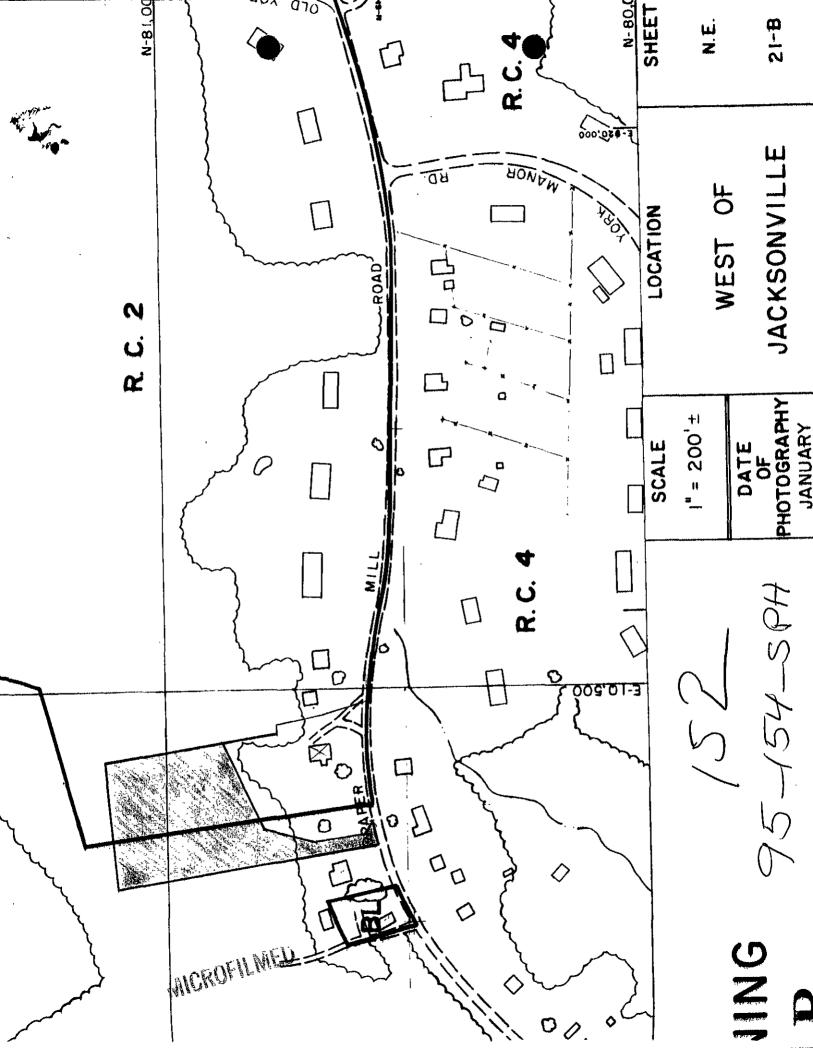
PLEASE PRINT CLEARLY

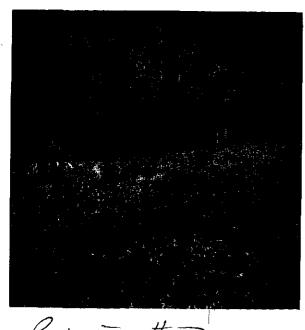
PETITIONER(S) SIGN-IN SHEET

NAME	ADDRESS		
Robert J. Venderamo	9826 MAGLEDT RD. BALTO. MQ 210		
BRUCE E. DOAK. GERHOLO, CROSS & ETZEL	320 E. TOWSON TOWN BUNG TOWSON, Mo. 21286		
	·		











Pet Ex#3





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Item # 152





C



Item# 152

