ORDER RECEIVED FOR FILING

IN RE: PETITION FOR ADMIN. VARIANCE

SW/S Scherer Avenue, NW of the

c/l of Harford Road (2909 Scherer Avenue) 9th Election District 6th Councilmanic District

Petitioners

Arthur P. Hedderick, Jr., et ux

BEFORE THE

DEPUTY ZONING COMMISSIONER

OF BALTIMORE COUNTY

Case No. 97-106-A

FINDINGS OF FACT AND CONCLUSIONS OF LAW

This matter comes before the Deputy Zoning Commissioner as a Petition for Administrative Variance for that property known as 2909 Scherer Avenue, located in the vicinity of Harford Road in Parkville. Petition was filed by the owners of the property, Arthur P. Hedderick, Jr., and his wife, Catherine Hedderick. The Petitioners seek relief from Sections 1802.3.B and 301.1.A of the Baltimore County Zoning Regulations (B.C.Z.R.) to permit a front setback of 16'9" in lieu of the minimum required 20.5' for a proposed open porch. The subject property and relief sought are more particularly described on the site plan submitted which was accepted and marked into evidence as Petitioner's Exhibit 1.

The Petitioners have filed the supporting affidavits as required by Section 26-127 (b)(1) of the Baltimore County Code. The property has been duly posted and there being no requests for public hearing, a decision shall be rendered based upon the documentation presented. Based upon information available, there is no evidence in the file to indicate that the requested variances would adversely affect the health, safety or general welfare of the public and should therefore be granted. In the opinion of the Deputy Zoning Commissioner, the information, pictures, and affidavits submitted provide sufficient facts that comply with the requirements of Section 307.1 of the B.C.Z.R. Furthermore, strict compliance

with the B.C.Z.R. would result in practical difficulty and/or unreasonable hardship upon the Petitioners.

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

THEREFORE, IT IS ORDERED by the Deputy Zoning Commissioner for Baltimore County this ______ day of October, 1996 that the Petition for Administrative Variance seeking relief from Sections 1802.3.B and 301.1.A of the Baltimore County Zoning Regulations (B.C.Z.R.) to permit a front setback of 16'9" in lieu of the minimum required 20.5' for a proposed open porch, in accordance with Petitioner's Exhibit 1, be and is hereby GRANTED, subject to the following restrictions:

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

TMK:bjs





Baltimore County Zoning Commissioner Office of Planning and Zoning

Suite 112, Courthouse 400 Washington Avenue Towson, Maryland 21204 (410) 887-4386

October 5, 1996

Mr. & Mrs. Arthur P. Hedderick, Jr. 2909 Scherer Avenue Baltimore, Maryland 21234

RE: PETITION FOR ADMINISTRATIVE VARIANCE
SW/S Scherer Avenue, NW of the c/l of Harford Road
(2909 Scherer Avenue)
9th Election District - 6th Councilmanic District
Arthur P. Hedderick, Jr., et ux - Petitioners
Case No. 97-106-A

Dear Mr. & Mrs. Hedderick:

Enclosed please find a copy of the decision rendered in the above-captioned matter. The Petition for Administrative Variance 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 Permits and Development Management Office at 887-3391.

Very truly yours,

TIMOTHY M. KOTROCO

Deputy Zoning Commissioner

for Baltimore County

TMK:bjs

Proplate & Lorante

cc: People's Counsel

File

MICROFILMED



OHUEH KECEIVED FOR FILING

Petition for Administrative Variance

	to the Zoning Commissioner of Baltimore County
	· · · · · · · · · · · · · · · · · · ·
MARYLAND	for the property located at 2909 SCHERER AVE
	which is presently zoned $D.R.5.5$
The undersig	shall be filed with the Office of Zoning Administration & Development Management. gned, 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(s) 1802.3.8 & 301.1A: BCZR, TO
PERMIT A FRONT PORCH WITH A SETBACK OF 16 9" IN CIEY
Of The REDUIZED 20.5.

of the Zoning Regulations of Baltimore County, to the Zoning Law of Baltimore County; for the following reasons: (indicate hardship or practical difficulty)

SEE REVERSE

A Public Hearing having been requested and/or found to be required, it is ordeted by the Loning Commissioner of Baltimore County, this

circulation throughout Baltimore County, and that the property be reposted

ESTIMATED POSTING DATE:

JCM DATE: 9-4-96

NG DATE: 9-24-96

that the subject matter of this petition be set for a public hearing, advertised, as required by the Loning Regulations of Baltimore County, in two newspapers of general

Printed with Soybean Ink on Recycled Paper

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.

			legal owner(s) of the property which is the subject of this Petition
Contract Purchaser/Lessee			Legal Owner(s)
(Type or Print Name)		·····	ARTHUR P. HEDDERICK JR (Type of Print Name) Arthur B. Weddanul A
Signature			Signature
Address			CAtherine, Hedderick
			Catherino Healderik
City	State	Zipcode	Signature (410) (661-9068
Attorney for Petitioner			2909 SCHERER AVE
(Type or Print Name)			Address Phone No ((1) (1/0) BALTINORE MO. 2/234 882- City State Zipcode 9,350
Signature			Name, Address and phone number of representative to be contacted
Address	Phone	No.	ARTHUR HEDDERICK JR. SAME
City	State	Zipcode	Address Phone No

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

Affidavit in support of Administrative Variance

The undersigned hereby affirms under the penalties of perjury to the Zoning Commissioner of Baltimore County, as follows:

That the information herein given is within the personal knowledge of the Affiant(s) and that Affiant(s) is/are competent to testify thereto in the event that a public hearing is scheduled in the future with regard thereto.

That the Affiant(s) does/do presently reside at

Z3/A	LTIM	ORE,	110·	21234	
That based upon personal knowledge, the following are t Variance at the above address: (indicate hardship or practical dif		ich I/we base the	request for at		
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MASON BRY BROWN US That Affiant(s) acknowledge(s) that if a protest is filed,	edintly	No clo	e ey	isting.	De Fee
may be required to provide additional information. Solonature) ARTHUR R. HEDDESTONE (type or print name)		(type or print name	une (dadvertising tera to prope Deololes deology to	
STATE OF MARYLAND, COUNTY OF BALTIMORE, I HEREBY CERTIFY, this 27 day of	iowii: Jungus+	10 9 6 hefo	ra ma a Note	ary Public of the S	tata
of Maryland, in and for the County aforesaid, personally and the County aforesaid, personally and the County aforesaid, personally and the County aforesaid.		W Su	aller	ily rubile of line's	
the Affiants(s) herein, personally known or satisfactorily that the matters and facts hereinabove set forth are true a	identified to me a and correct to the	s such Affianut(s) best of his/her/th	and made o eir knowledg	ath in due form of e and belief.	law
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	My Commiss	on Expires:	Jec. 1,	1999	
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CZETTIFICATE OF POSTING ZONING DEPARTMENT OF BALTIMORE COUNTY

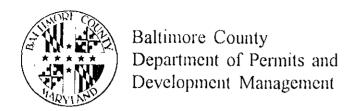
Towner, Maryland

Posted for: Petitioner: Location of property: 2909 Scheuer Bori Location of Signs: Prant Werd Remarks: Posted by M. County Posted by Date of return: Stumber of Signs:	District		Date of Postin	9-13-96
Location of property: 2909 Schener Buri Location of Signs: Prant Ward Remarks: Posted by M. Canada Date of return: Number of Signs: 28 = 7		-		
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Post by: 9/13/96		Post by: 9/19	5/96	
ADMINISTRATIVE VARIANCES CLOSING DATESEPTEMBER 30, 1996				
MICHOLI VIII	TALL CAGE NUMBER - C			
CASE NUMBER: 97-10 A (Item 105) 2909 Scherer Avenue		•		
SW/S Scherer Avenue, 280'+/- NW of c/l Harford Road 9th Election District - 6th Councilmanic	SW/S Scherer A	venue, $280'+/-$ NW of c/l Ha	rford Road	

Administrative Variance to permit a front porch with a setback of 16 feet, 9 inches in lieu of the required 20.5 feet.

Legal Owner(s): Arthur P. Hedderick, Jr. and Catherine Hedderick

BALTIMORE COUN' FICE OF FINANCE ISCELLANEOUS C	TY, MARYLAND REVENUE DIVISION	Da. 024765 97-105
DATE 7. 4		001-6150
	HEDDERICK	2001-6150 2909 Schern Flor
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DIS JION WHITE CASHIER PINK - AGENCY	VALIDATION OR SIGNATURE O YELLOW-CUSTOMER	



Development Processing County Office Building 111 West Chesapeake Avenue Towson, Maryland 21204

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.

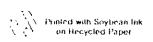
This office will ensure that the legal requirements for posting and advertising are satisfied. However, the petitioner is responsible for the costs associated with these requirements.

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.: 105 Petitioner: ARTHUR HEDDERICK JR
Location: 2909 Scherer Ave.
PLEASE FORWARD ADVERTISING BILL TO:
NAME: ARTHUR P. HEDDERICK JR
ADDRESS: 2909 SCNERER AVE. BALTIMOLE
MARY 4200 21234
MARY LAND 21234 PHONE NUMBER: (410) 661-9068





Baltimore County Department of Permits and Development Management

Development Processing County Office Building 111 West Chesapeake Avenue Towson, Maryland 21204

September 11, 1996

NOTICE OF CASE NUMBER ASSIGNMENT

Re:

CASE NUMBER: 97-106-A (Item 105)

2909 Scherer Avenue

SW/S Scherer Avenue, 280'+/- NW of c/l Harford Road

9th Election District - 6th Councilmanic

Legal Owner(s): Arthur P. Hedderick, Jr. and Catherine Hedderick

Please be advised that your Petition for Administrative Zoning Variance has been assigned the above case number. Contact made with this office regarding the status of this case should reference the case number and be directed to 887-3391. This notice also serves as a refresher regarding the administrative process.

- 1) Your property will be posted on or before September 15, 1996. The closing date (September 30, 1996) is the deadline for a neighbor to file a formal request for a public hearing. After the closing date, the file will be reviewed by the Zoning or Deputy Zoning Commissioner. They may (a) grant the requested relief, (b) deny the requested relief, or (c) demand that the matter be set in for a public hearing. You will receive written notification as to whether or not your petition has been granted, denied, or will go to public hearing.
- 2) In cases requiring public hearing (whether due to a neighbor's formal request or by Order of the Commissioner), the property will be reposted and notice of the hearing will appear in a Baltimore County newspaper. Charges related to the reposting and newspaper advertising are payable by the petitioner(s).
- 3) 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 COMPLETE. THE FILE MUST GO THROUGH FINAL REVIEW. ORDERS ARE NOT AVAILABLE FOR DISTRIBUTION VIA PICK-UP. WHEN READY, THE ORDER WILL BE FORWARDED TO YOU VIA FIRST CLASS MAIL.

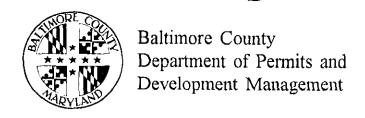
Arnold Jablon Director

cc: Arthur and Catherine Hedderick, Jr.

MICROFILMED

14 COPIES

Plat to accompany Petition for Zoning Nariance	Special Hearing
SCHERER AVE	see pages 5 & 6 of the CHECKLIST for additional required information
Iot# 1/ section	JOPPA RO
THUR + CAT	And Sand
OPEN	
PROPOSEU LO XO XO 1	The state of the s
	A CONTRACTOR OF THE PROPERTY O
	Vicinity Map
	LOCATION INFORMATION
1. SO.02	Election District, 09
12 62 16	1'=200' scale map#: NE 9-E
WABELLE ON 10, 12	1
2" 6" British Collins Well	acreage square feet
EXECUTE STATES	SEWER: N
167 or 1	Chesapeake Bay Critical Area:
() 280'70 & OF 21'5" [Sign FRONT] 30'6" SETH 25'	Prior Zoning Hearings: NovE
North L. COHERER AVE.	Zoning Office USE ONLY!
date: 92 446 A.P. W. Scale of Drawing: 1'= 50	105



Development Processing County Office Building 111 West Chesapeake Avenue Towson, Maryland 21204

September 23, 1996

Mr. and Mrs. Arthur P. Hedderick, Jr. 2909 Scherer Avenue Baltimore, MD 21234

RE: Item No.: 105

Case No.: 97-106-A

Petitioner: Arthur Hedderick, et ux

Dear Mr. and Mrs. Hedderick:

The Zoning Advisory Committee (ZAC), which consists of representatives from Baltimore County approval agencies, has reviewed the plans submitted with the above referenced petition, which was accepted for processing by Permits and Development Management (PDM), Zoning Review, on September 4, 1996.

Any comments submitted thus far from the members of ZAC that offer or request information on your petition are attached. These comments are not intended to indicate the appropriateness of the zoning action requested, but to assure that all parties (zoning commissioner, attorney, petitioner, etc.) are made aware of plans or problems with regard to the proposed improvements that may have a bearing on this case. Only those comments that are informative will be forwarded to you; those that are not informative will be placed in the permanent case file.

If you need further information or have any questions regarding these comments, please do not hesitate to contact the commenting agency or Roslyn Eubanks in the zoning office (887-3391).

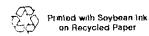
Sincerely,

W. Carl Richards, Jr.

Zoning Supervisor

Attachment(s)

WCR/re





David L. Winstead Secretary Parker F. Williams Administrator

Ms. Roslyn Eubanks Baltimore County Office of Permits and Development Management County Office Building, Room 109 Towson, Maryland 21204

PARE: Baltimore County Item No. 105 (TCM)

Dear Ms. Eubanks:

This office has reviewed the referenced item and we have no objection to approval as it does not access a State roadway and is not affected by any State Highway Administration projects.

Please contact Bob Smail at 410-545-5581 if you have any questions.

Thank you for the opportunity to review this item.

Very truly yours, Balo Small

Ronald Burns, Chief Engineering Access Permits

BS/es

ì

My telephone number is .

MICROIN NET

Baltimore County Government Fire Department



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

DATE: 09/19/96

Arnold Jablon
Director
Zoning Administration and
Development Management
Baltimore County Office Building
Towson, MD 21204
MAIL STOP-1105

RE: Property Owner: SEE BELOW

Location: DISTRIBUTION MEETING OF SEPT. 16, 1996.

Item No.: SEE BELOW

Zoning Agenda:

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.

8. The Fire Marshal's Office has no comments at this time.
IN REFERENCE TO THE FOLLOWING ITEM NUMBERS: 104, 105, 106, 107, 108 & 109.

William The Bear

REVIEWER: LT. ROBERT P. SAUERWALD

Fire Marshal Office, PHONE 887-4881, MS-1102F



BALTIMORE COUNTY, MARYLAND

INTER-OFFICE CORRESPONDENCE

DATE:

September 19, 1996

TO:

Arnold Jablon, Director

Permits and Development

Management

FROM:

Pat Keller, Director

Planning Office

SUBJECT:

Petitions from Zoning Advisory Committee

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

Item Nos. 104 105, 106, 107, and 108

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 887-3495.

Prepared by:

Division Chief:

PK/JL

BALTIMORE COUNTY PERSONNEL RULES AND REGULATIONS

RULE 21 VACATIONS

REGULATION 21.01

After the successful completion of the probationary period, or after three (3) months of continuous service in the case of entrance level deputy sheriff or correctional officer, all permanent County Classified Service employees shall be entitled to a paid vacation earned in accordance with the following schedule:

YEAL	RS' SERVICE	PAID VACATION
6th 11th	through 5th through 10th through 15th and over	12 workdays per year 15 workdays per year 20 workdays per year 25 workdays per year

(Bill No. 17, 1990)

Subject to the express provisions of memoranda of understanding in effect at the time between Classified Service employees and the Administration, vacation earned may be accrued in accordance with the following schedule.

REGULATION 21.02

BALTIMORE COUNTY, MARYLAND

DEPARTMENT OF ENVIRONMENTAL PROTECTION AND RESOURCE MANAGEMENT

INTER-OFFICE CORRESPONDENCE

T0:

PDM

DATE: 9/13/SC

FROM:

R. Bruce Seeley Permits and Development Review

DEPRM

SUBJECT:

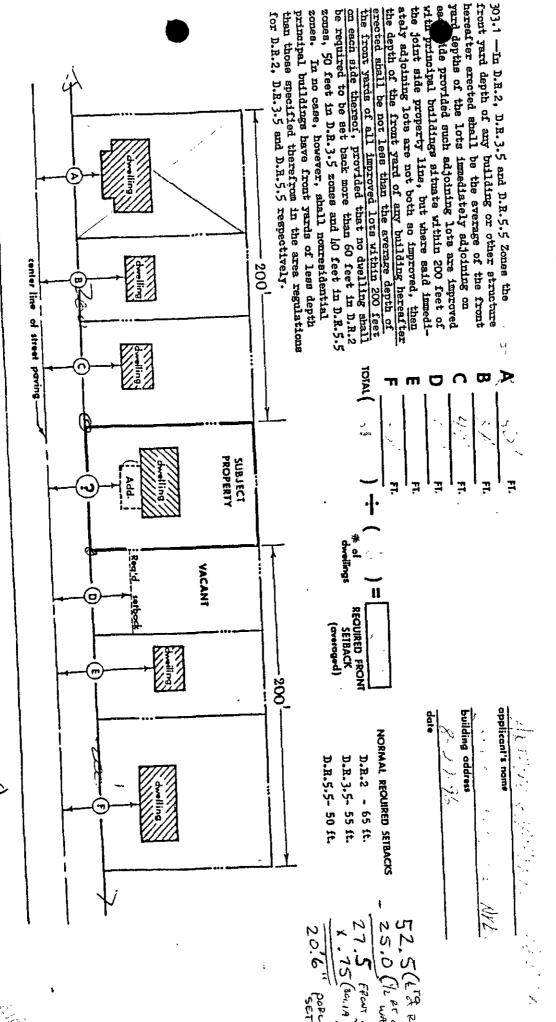
Zoning Advisory Committee Meeting Date:

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

RBS:sp

BRUCE2/DEPRM/TXTSBP

SITE PLAN TO BE USED IN DETERMINING FRONT YARD DEPTHS IN RESIDENCE ZONES WHEN THE INVENIATE ADJOINING LOTS ARE NOT IMPROVED Reference - Section 303.1 Baltimore County Zoning Regulations



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ΑL TIMORE COUNTY, MARYLA

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EFFECTIVE APRIL 1, 1992

MINIMUM FEE FOR ELECTRICAL PERMITS IS \$17.00

MVESTIGATION FEE

PERMIT EXPIRATION

A permit shall expire one year from the date it was issued unless it is extended, in which case it can only be extended for one additional year. The maximum duration of an electrical permit is two years.

For each additional 25 outlets or fraction thereof . \$ 3.00 Il switches, receptacles, and lights to be counted as outlets: 50 outlets . . . \$17.00 1 to 50 fixtures . . . \$17.00 For each additional 25 fixtures or fraction thereof . .\$3.00

ROUGH WIRING

FIXTURES

g

COMPLETED INSTALLATIONS, where wiring and fixtures are installed and can be inspected on one visit, apply rough wiring schedule based on total number of outlets.

FEES - NEW RESIDENCE - FLAT RATE - INCLUDES ALL APPLIANCES & SERVICE

FEES - NEW APARCMENTS - INCLUDES ALL APPLIANCES - SERVICE

to 5 - Use Rough Wiring & Fixture Schedules, Service Additional or more - \$17.00 per apartment, Service Additional

ADDITIONAL

oppliances such as electric ranges, range tops, ovens, air bonditioners, water heaters, disposals, dishwashers, dryers, water pumps, electric heating units, etc., installed in dwelling occupancies: a charge of \$5.00 will be made for the first unit 20 KW or less, and \$2.00 for each additional unit or outlets. ADDITIONS & REMODELING - Use Rough Wiring and Fixture Schedules.

motors, motors, generators, commercial heaters, transformers, capacitors, welders and similar devices: INDUSTRIAL AND COMMERCIAL EQUIPMENT - such as air conditioners, Secondary Fee

Where above motor fees exceed \$75.00 and inspections can be completed within 90 days of filing application, apply 50% of the above fees for the amount over \$75.00.

NEW SERVICE - RELOCATION OR CHANGE IN SERVICE

\$17.00 \$25.00 \$43.00

MODULAR HOMES OR PREFABRICATED STRUCTURES

Must bear a sticker of approval from the U.S. federal government, the state, a national testing facility, or other recognized inspection bureau. When this sticker is in evidence, a flat rate of \$43.00 will be charged.

TRANSFORMERS, VAULIS - OUTDOOR ENCLOSURES OUTDOOR SUB-STATIONS

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\$28.00	\$21.00	.\$19.00

NOTE: Above applied to each bank of transformers.

SWIMMING POOLS

schedule \$17-00

REINSPECTION OR REINTRODUCTION OF CURRENT

Charge is in relation to amount of supervision, covering classification to apply used. \$43.00

ADDITIONAL INSPECTIONS

ELECTRIC SIGNS

gas tube sign to be computed by adding charge Electric discharge sign lighting systems, charge

for each class

ELEVATOR INSTALLATIONS

has been commenced without authorization of such permit, a special investigation shall be made before a permit may be issued for such work. In addition to the regular permit fee, an investigation fee of \$43.00 shall be collected. Whenever any work for which a permit is required under this code

Special Services below: Where Inspection is not on a one-time basis, see

SPECIAL SERVICES

Special services (such as annual inspections, hospital operating floors, motion picture equipment, mobile homes, etc.) and/or conditions not provided for in the schedule shall be charged for on the basis of time required. Minimum fee \$17.00

Temporaries and inspections requested after

Issuance of duplicate certificate . . . \$ 3.00

PRE-PURCHASE AND USE POSTCARD PERMITS (\$17.00) FOR SIMPLE, ONE-ITEM INSPECTIONS.

To Whom IT MAY Concern, I Kenneth J. Weininger of 2907 Scherer Avenue, Baltimore, MD. 21234 Lot # 70 In the subdivision of Ronheigh Heights understand that Arthur + Catherine Hedderick JR., of 2909 Scherer Ave, Baltimore, MD. 21234 Lot # 71, Also in the same subdivision, and our next door neighbors, have filed a petition for administrative. UARiance with the office of zoning lat the Department of Permits and Development Management. To allow a front porch Replacement which will extend the foundation, from the front of the house no more than 62", and get no closer than 6"1" to the property line. This will increase the porch depth from the house at the foundation by 16". I will not

Take action to oppose or protest the request for the Variation.

Kenneth Weininger B-30-96 DATE

To Whom It May Concern,

I Annabelle Hutson of 29/1 Scherer Avenue, Baltimore, M.D. 21234 Lot # 7/A In the subdivision of RonLeigh Heights understand that. Arthor + Catherine Hedderick JR., of 2909 Scherer Ave, Baltimore, M.D. 21234 hot #71, Also in the same subdivision, and our next door neighbors, have filed A petition for administrative variance with the office of zoning at the Department of Permits and Deuelopment Management. To allow a Front porch replacement which will extend the foundation, from the Front of the house no more than 62", and get no closer than 16'11" to the Property line. This will increase. The porch depth from the house at the foundation by 16". I will not

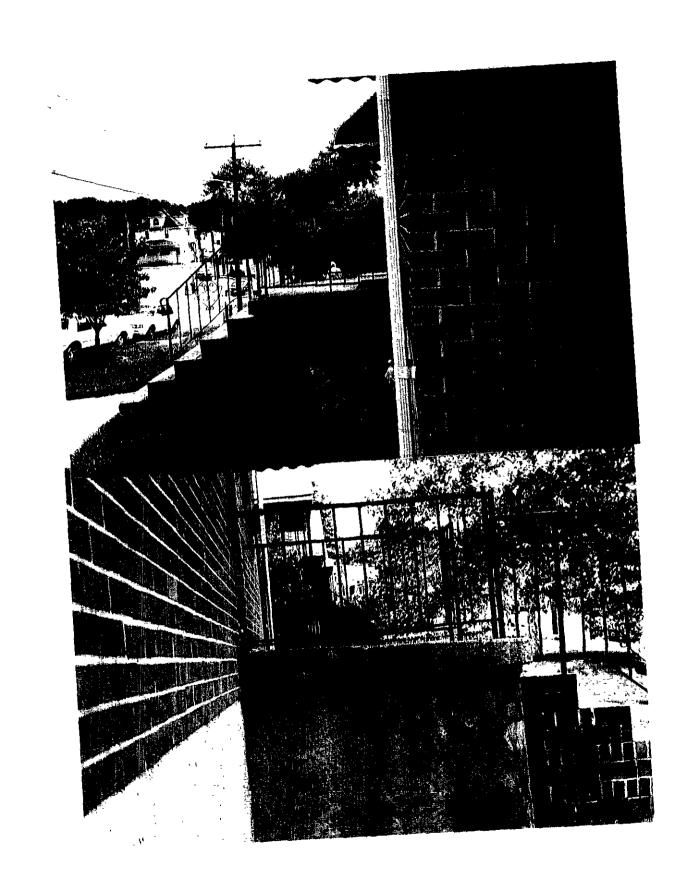
TAKE action to oppose or protest the request for the variation.

annabelle Hetters

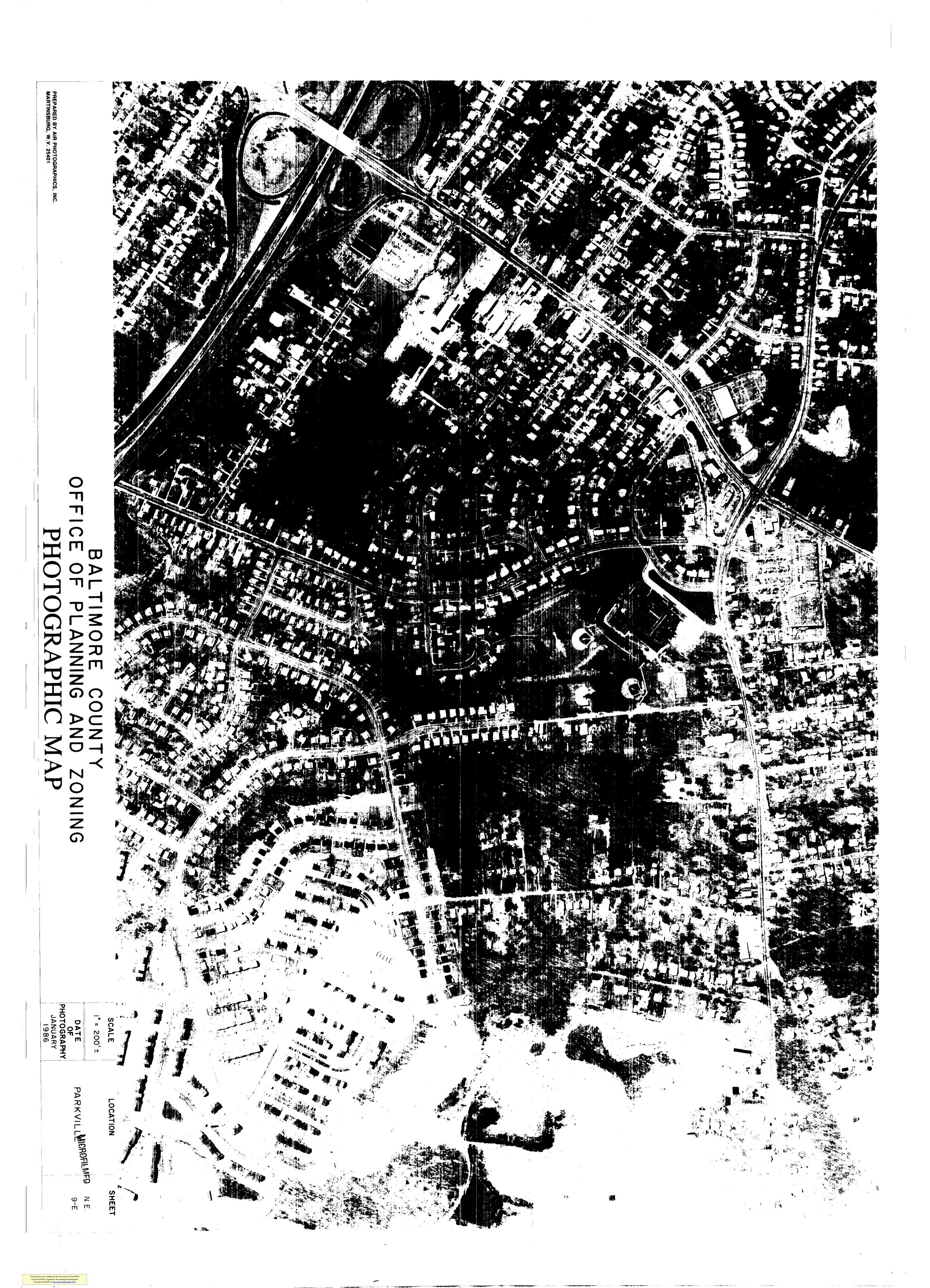
Sept 2, 1996 OHTE photographs Case 97-106-A

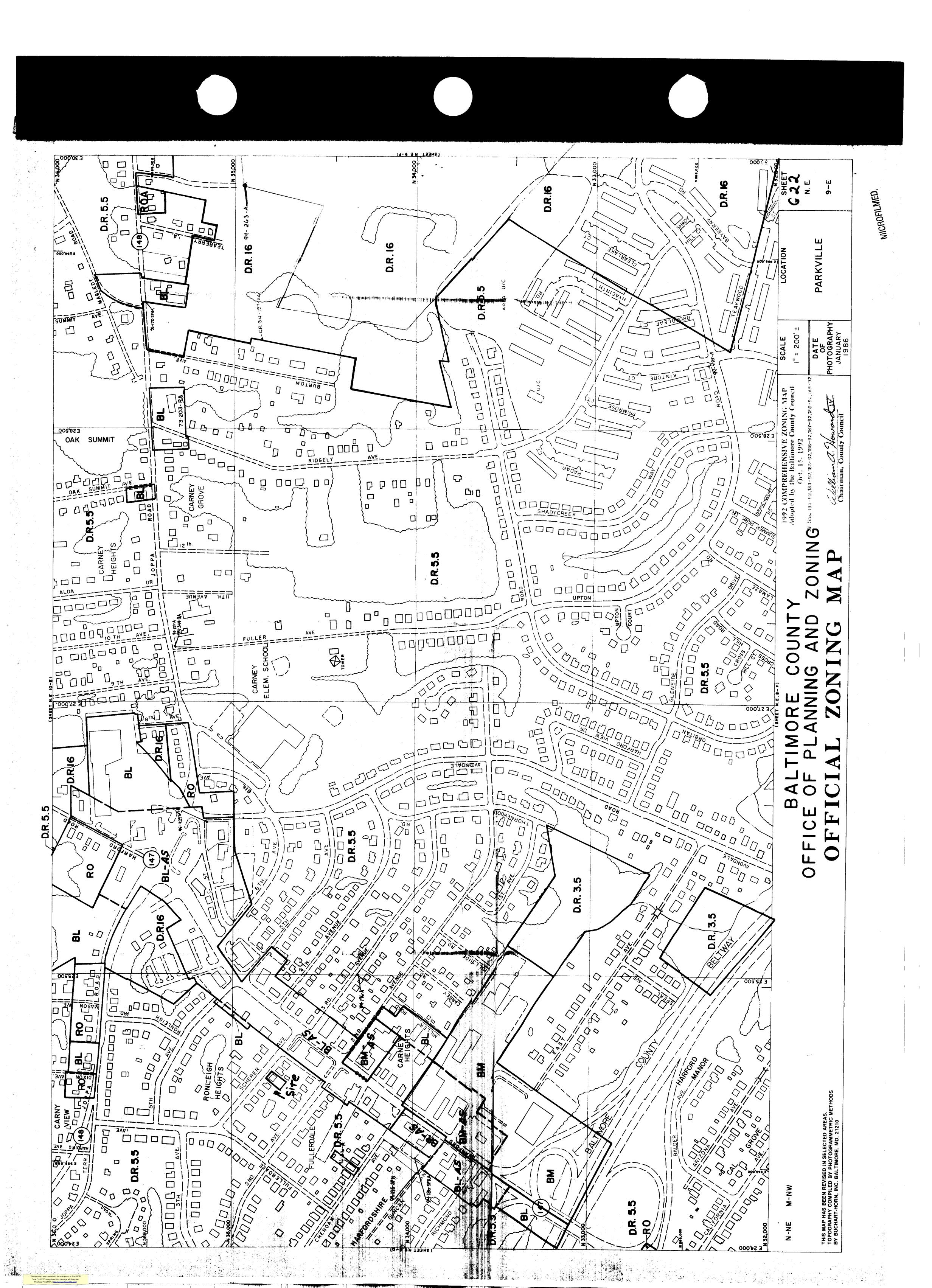












* DEPUTY ZONING COMMISSIONER

* OF BALTIMORE COUNTY

* Case No. 97-106-A

This matter comes before the Deputy Zoning Commissioner as a Petition for Administrative Variance for that property known as 2909 Scherer Avenue, located in the vicinity of Harford Road in Parkville. The Petition was filed by the owners of the property, Arthur P. Hedderick, Jr., and his wife, Catherine Hedderick. The Petitioners seek relief from Sections 1802.3.B and 301.1.A of the Baltimore County Zoning Regulations (B.C.Z.R.) to permit a front setback of 16'9" in lieu of the minimum required 20.5' for a proposed open porch. The subject property and relief sought are more particularly described on the site plan submitted which was accepted and marked into evidence as Petitioner's Exhibit 1

The Petitioners have filed the supporting affidavits as required by Section 26-127 (b)(1) of the Baltimore County Code. The property has been duly posted and there being no requests for public hearing, a decision shall be rendered based upon the documentation presented. Based upon the information available, there is no evidence in the file to indicate that the requested variances would adversely affect the health, safety or general welfare of the public and should therefore be granted. In the opinion of the Deputy Zoning Commissioner, the information, pictures, and affidavits submitted provide sufficient facts that comply with the requirements of Section 307.1 of the B.C.Z.R. Furthermore, strict compliance

with the B.C.Z.R. would result in practical difficulty and/or unreasonable hardship upon the Petitioners.

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

THEREFORE, IT IS ORDERED by the Deputy Zoning Commissioner for Baltimore County this 5 day of October, 1996 that the Petition for Administrative Variance seeking relief from Sections 1802.3.8 and 301.1.A of the Baltimore County Zoning Regulations (B.C.Z.R.) to permit a front setback of 16'9" in lieu of the minimum required 20.5' for a proposed open porch, in accordance with Petitioner's Exhibit 1, be and is hereby GRANTED, subject to the following restrictions:

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

TMK:bjs

for Baltimore County

Office of Planning and Zoning

Suite 112, Courthouse

(410) 887-4386

400 Washington Avenue

Towson, Maryland 21204

Mr. & Mrs. Arthur P. Hedderick, Jr. 2909 Scherer Avenue Baltimore, Maryland 21234

RE: PETITION FOR ADMINISTRATIVE VARIANCE SW/S Scherer Avenue, NW of the c/l of Harford Road (2909 Scherer Avenue) 9th Election District - 6th Councilmanic District Arthur P. Hedderick, Jr., et ux - Petitioners Case No. 97-106-A

Dear Mr. & Mrs. Hedderick:

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

October 5, 1996

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 Permits and Development Management Office at 887-3391.

> Very truly yours, TIMOTHY M. KOTROCO Deputy Zoning Commissioner for Baltimore County

TMK:bjs

cc: People's Counsel



Petition for Administrative Variance

to the Zoning Commissioner of Baltimore County

This Petition shall be filed with the Office of Zoning Administration & Development Management. The undersigned, lega! owner(s) of the property situate in Baltimore County and which is described in the description and plat attached The undersigned, legal owner(s) or the property should in Section(s) 1802.3.8 \(\xi\) 3 01.1A; 8022.70 PERMIT A FRONT PORCH WITH A SETBACK of 16 9" ct The REDLIZED 20.5". of the Zoning Regulations of Baltimore County, to the Zoning Law of Baltimore County; for the following reasons: (indicate hardship or

SEE REVERSE

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.

			Legal Owner(s)
(Type or Print Name)			AKIHUK P. HEUVEKLEK)
			1. thin 3 World I do
Signature			Signature
Address			<u>CAtherine</u> Hedderick
Address			(Type or Print Name)
City	State	Zipcode	Signature Healderick_
Attorney for Petitioner		,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,	(410)661-
(Type or Print Name)			2909 SCHEKER AVE
,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,			Rate Town 7 177
Signature			City State Zipcode
oignature			Name, Address and phone number of representative to be contacted
			ARTHUR HEDDERICK JR.
Address	Phone	No.	Name SAME
City	State	Zipcode	Address Phone No
Dublin Unning Day			
			red by the Zoning Commissioner of Baltimore County, this day of
circulation throughout Baltimore	e County, and that the	property be reposted	

Affidavit in support of Administrative Variance

The undersigned hereby affirms under the penalties of perjury to the Zoning Commissioner of Baltimore County, as follows: That the information herein given is within the personal knowledge of the Affiant(s) and that Affiant(s) is/are competent to testify thereto in the event that a public hearing is scheduled in the future with regard thereto. That the Affiant(s) does/do presently reside at 2909 Schenen Goenve

hast winter elegraded the Existing masonary structure. The house is built into the Back Set by is much as a feet. Existing porch is 18 feet & inches from property hime. I want to replace Existing masonary parch with a masonary porch. It would be unnessary to remove exitising footer if I could place new footer Imediative outside Existing, New masonary foundation woold be no closer then libfact by 9 feet to property line.

That Affiant(s) acknowledge(s) that if a protest is filed, Affiant(s) will be required to pay a reposting and advertising fee and may be required to provide additional information. Julyur P. Helderich, Jr & Colherine Hedderick

My Commission Expires...

Stephen C. Baker

Notary Public

ZONING DUSCKIPTION FOR 2909 SCHERER AVE. (ADDERESS)

BEGINNING AT A POINT ON THE SOUTHWART STOE OF (NORTH, STOTHERM, MES)

NAME OF STREET ON WAR OF TEAR STORES (NUMBER OF YELT OF RUGALLOF WAY WITH)

WEDL AT THE SISTANCE OF 280' MORIE VEG OF THE (NUMBER ST-1667) (STATE STATE (1807, 465)

LENT LEVEL IS THE MERKEST IMPROVED INTERSECTE OF STREET HIRERORD.

WHICH IS 60' WIDE. BEING OF # 71 (NUMBER OF FELT OF RIGHT OF WAY WIDTH)

BLOCK __ SECTION = _ IN THE SUBDIVE STOND OF RONLEIGH HELPIS (NAME OF SUBOLIZEDON)

AS RECORDED IN THE BALTEMORE COUNTY PLAT BOOK = 27 FOLO 64

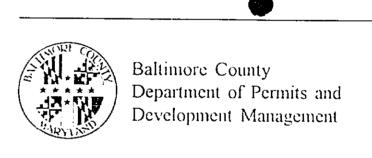
CONTAINING 6450 \$ + ALSO KNOWN AS 2909 SCHLENE AVE. (PROPERTY ADDRESS)

AND LOCATED IN THE 9TH ELECTION DESTRICT 6 TH COUNT LINAUTE DESTRICT.

CZRTIFICATE OF POSTING

Petitioner:	2909	Scheen	2 iAn-1	<u> </u>	
Location of property					
Location of Signs	Frank	VER			
			<u> </u>		
Remarks:	· Cunda	/////////////////////////////////////	Data of return:		
Number of Signat	Stefature		THE OF LESSING		

2909 Scherer Avenue SW/S Scherer Avenue, 280'+/- NW of c/l Harford Road 9th Election District - 6th Councilmanic Legal Owner(s): Arthur P. Hedderick, Jr. and Catherine Hedderick Administrative Variance to permit a front porch with a setback of 16



Development Processing County Office Building 111 West Chesapeake Avenue Towson, Maryland 21204

ZONING PEARING 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

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
ANNOLD BABLON, DIRECTOR
For newspaper advertising:
Ttem No.: 105 Petitioner: ARTTUR HEDNERICK JR
Location: 2909 Scheree ALE.
PLEASE FORWARD ADVERTISING BILL TO:
NAME: ARTHUR P. HEDDERICK JR
ADDRESS: 2909 SCNERGR AVE. BATEMOLE.
MACY LAND 21234 PHONE NUMBER: (410) 661-9068
PHONE NUMBER: (410) 661-9068

Printed with Soybean Ink.

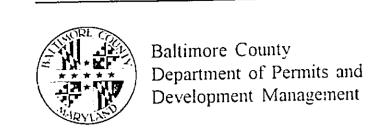
the Affiants(s) herein, personally known or satisfactorily identified to me as such Affiantt(s), and made oath in due form of law

That based upon personal knowledge, the following are the facts upon which I/we base the request for an Administrative

AS WITNESS my hand and Notarial Seal.

Jugust 27th, 1996

12



Development Processing County Office Building 111 West Chesapeake Avenue Towson, Maryland 21204

NOTICE OF CASE NUMBER ASSIGNMENT

CASE NUMBER: 97-106-A (Item 105) SW/S Scherer Avenue, 280'+/- NW of c/l Harford Road 9th Election District - 6th Councilmanic Legal Owner(s): Arthur P. Hedderick, Jr. and Catherine Hedderick

Please be advised that your Petition for Administrative Zoning Variance has been assigned the above case number. Contact made with this office regarding the status of this case should reference the case number and be directed to 887-3391. This notice also serves as a refresher regarding the administrative process.

1) Your property will be posted on or before September 15, 1996. The closing date (September 30, 1996) is the deadline for a neighbor to file a formal request for a public hearing. After the closing date, the file will be reviewed by the Zoning or Deputy Zoning Commissioner. They may (a) grant the requested relief, (b) deny the requested relief, or (c) demand that the matter be set in for a public hearing. You will receive written notification as to whether or not your petition has been granted, denied, or will go to public hearing.

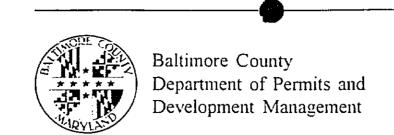
Commissioner), the property will be reposted and notice of the hearing will appear in a Baltimore County newspaper. Charges related to the reposting and newspaper advertising are payable by the petitioner(s). 3) Please be advised that you must return the sign and post to this office. They may be returned after the closing date. Failure to return the sign and post will result in a \$60.00 charge.

In cases requiring public hearing (whether due to a neighbor's formal request or by Order of the

PLEASE UNDERSTAND THAT ON THE DATE AFTER THE POSTING PERIOD, THE PROCESS IS NOT COMPLETE. THE FILE MUST GO THROUGH FINAL REVIEW. ORDERS ARE NOT AVAILABLE FOR DISTRIBUTION VIA PICK-UP. WHEN READY, THE ORDER WILL BE FORWARDED TO YOU VIA FIRST CLASS MAIL.

cc: Arthur and Catherine Hedderick, Jr

- Printed with Soybean tok



Development Processing County Office Building 111 West Chesapeake Avenue Towson, Maryland 21204

Mr. and Mrs. Arthur P. Hedderick, Jr. 2909 Scherer Avenue Baltimore, MD 21234

> RE: Item No.: 105 Case No.: 97-106-A Petitioner: Arthur Hedderick, et ux

Dear Mr. and Mrs. Hedderick:

The Zoning Advisory Committee (ZAC), which consists of representatives from Baltimore County approval agencies, has reviewed the plans submitted with the above referenced petition, which was accepted for processing by Permits and Development Management (PDM), Zoning Review, on September 4, 1996.

September 23, 1996

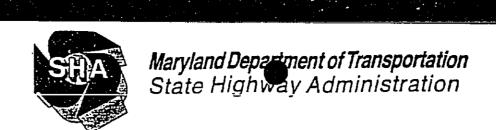
Any comments submitted thus far from the members of ZAC that offer or request information on your petition are attached. These comments are not intended to indicate the appropriateness of the zoning action requested, but to assure that all parties (zoning commissioner, attorney, petitioner, etc.) are made aware of plans or problems with regard to the proposed improvements that may have a bearing on this case. Only those comments that are informative will be forwarded to you; those that are not informative will be placed in the permanent case file.

If you need further information or have any questions regarding these comments, please do not hesitate to contact the commenting agency or Roslyn Eubanks in the zoning office (887-3391).

Zoning Supervisor

Attachment(s)

Printed with Soybean Ink on Recycled Paper



RE: Baltimore County

David L. Winstead

Parker F. Williams

9-18-96

Dear Ms. Eubanks:

BS/es

Ms. Roslyn Eubanks

Baltimore County Office of

Towson, Maryland 21204

Permits and Development Management

County Office Building, Room 109

This office has reviewed the referenced item and we have no objection to approval as it does not access a State roadway and is not affected by any State Highway Administration projects.

Please contact Bob Small at 410-545-5581 if you have any questions.

Thank you for the opportunity to review this item.

My telephone number is _____ Maryland Relay Service for Impaired Hearing or Speech 1-800-735-2258 Statewide Toll Free Mailing Address: P.O. Box 717 • Baltimore, MD 21203-0717 Street Address: 707 North Calvert Street • Baltimore, Maryland 21202 Baltimore County Government

700 East Joppa Road Towson, MD 21286-5500

Office of the Fire Marshal

DATE: 09/19/96

Arnold Jablon Director Zoning Administration and Development Management Baltimore County Office Building Towson, MD 21204 MAIL STOP-1105

RE: Property Owner: SEE BELOW

Location: DISTRIBUTION MEETING OF SEPT. 16, 1996.

Item No.: SEE BELOW

Zoning Agenda:

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.

8. The Fire Marshal's Office has no comments at this time. IN REFERENCE TO THE FOLLOWING ITEM NUMBERS: 104,105,106,107,108 & 109.

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

To Whom It May Concern,

I Annabe)) e Hutson of 2911 Scherer Avenue, Baltimire, MD. 21234 Lot # 7/A In the subdivision of Ronkeigh Heights understand that. ARthor + Catherine Hedderick JR., of 2909 Scherer Ave. Baltimore, M.D. 21234 hot # 71, Also in the same subdivision, and our next door neighbors, have filed a petition for administrative variance with the office of zoning

Front porch Replacement which will the foundation, from the front of the house no more than 6'2", and get no closer than 16'11" to the Property line. This will increase The porch depth from the house at

at the Department of Permits and Deu-

elopment Management. To allow a

BALTIMORE COUNTY, MARYLAND INTER-OFFICE CORRESPONDENCE

Arnold Jablon, Director Permits and Development

DATE: September 19, 1996

Pat Keller, Director Planning Office

SUBJECT: Petitions from Zoning Advisory Committee

The Office of Planning 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 887-3495.

BALTIMORE COUNTY, MARYLAND

DEPARTMENT OF ENVIRONMENTAL PROTECTION AND RESOURCE MANAGEMENT INTER-OFFICE CORRESPONDENCE

DATE: 9/18/9C

R. Bruce Seeley Permits and Development Review

SUBJECT: Zoning Advisory Committee Meeting Date: Sup./C

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

WHEN THE IMMEDIATE ADJOINING LOTS ARE NOT IMPROVED Reference - Section 303.1 Baltimore County Zoning Regulations 303.1 -In D.R.2, D.R.3.5 and D.R.5.5 Zones the front yard depth of any building or other structure hereafter erected shall be the average of the front de provided such adjoining lots are improved cipal buildings situate within 200 feet of the joint side property line, but where said immedi-52.5(LT3 RA) ately adjoining lots are not both so improved, then 25.0 (12 WAY) NORMAL REQUIRED SETBACKS 27.5 FROM ALG D.R.2 - 65 ft. x .75 (34.1A) D.R.3.5- 55 ft. D.R.5.5- 50 ft. than those specified therefrom in the area regulations for D.R.2, D.R.3.5 and D.R.5.5 respectively. PROPERTY VACANT dwelling dwelling

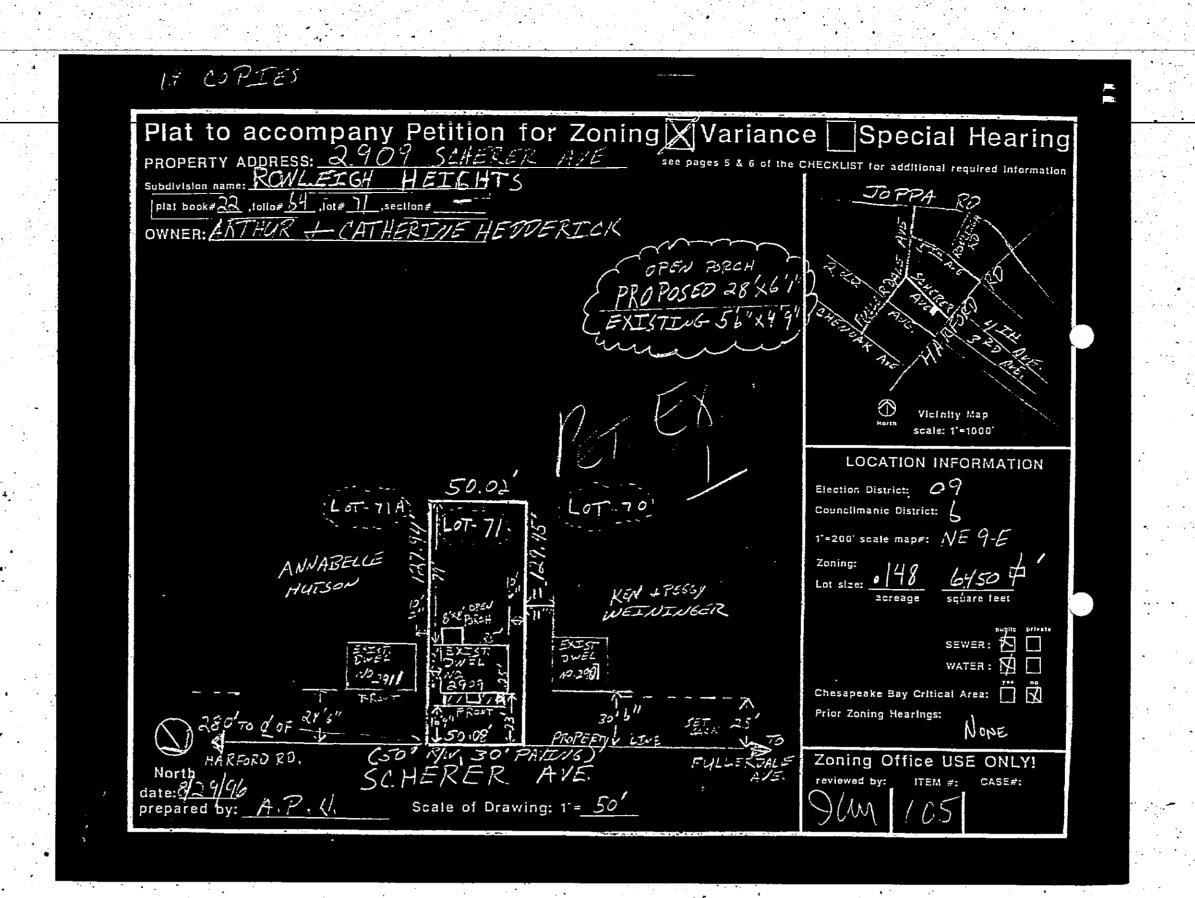
SITE PLAN TO BE USED IN DETERMINING FRONT YARD DEPTHS IN RESIDENCE ZONES

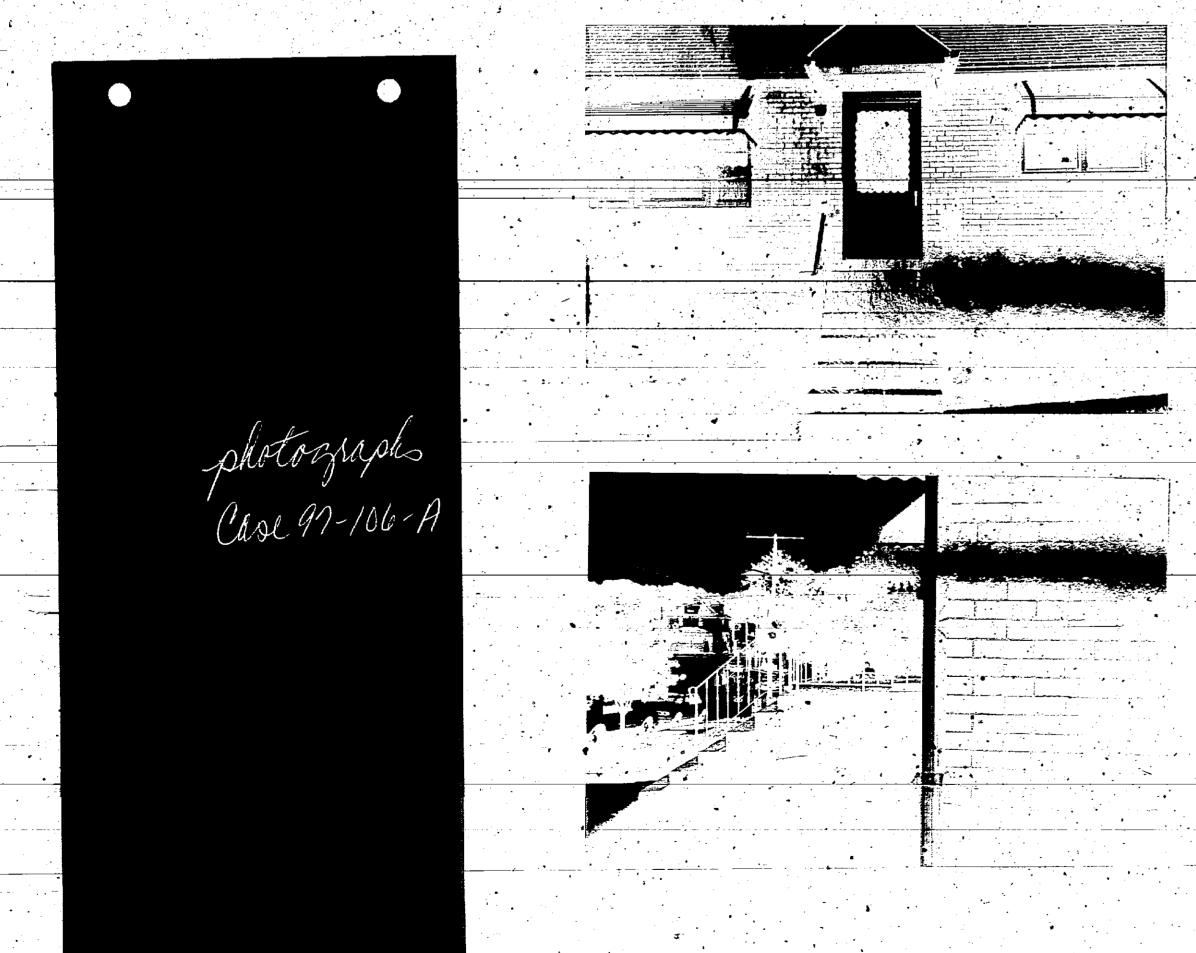
the foundation by 16". I will not

TAKE action to oppose or protest The request for the UARIAtion.

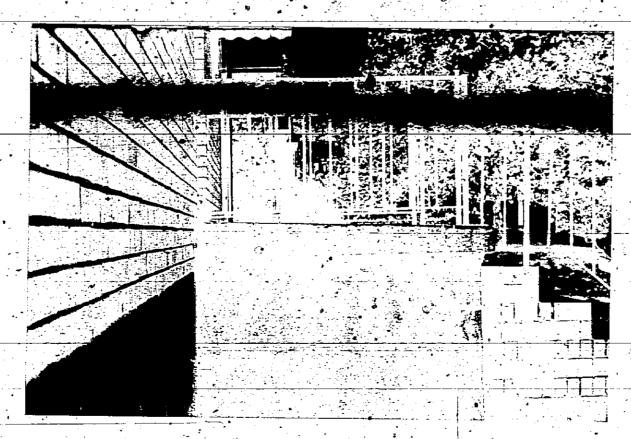
Annabelle Hectaux

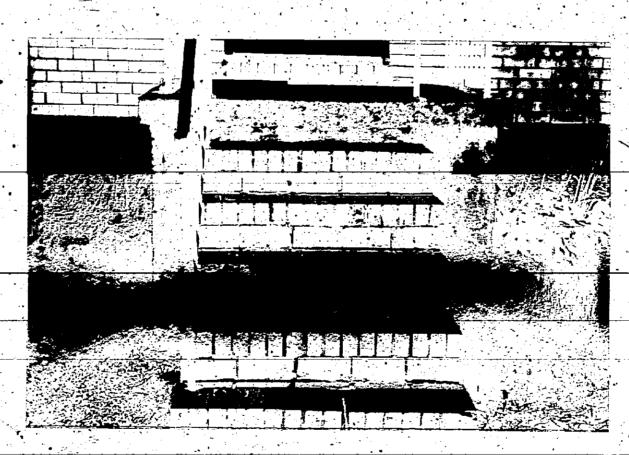
To Whom It MAY Concern, T Kenneth J. Weininger of 2907 Scherer Avenue, Baltimore, MD. 21234 Lot # 70 In the subdivision of Ronheigh Heights understand that Arthur + Catherine Hedderick JR., of 2909 Scherer Ave, Baltimore, MD. 21234 Lot # 71, Also in the same subdivision, and our next door neighbors, have filed a petition for administrative. variance with the office of zoning lat the Department of Permits and Development Management. To allow a front porch Replacement which will extend the foundation from the front of the house no more than b'a", and get no closer than 6'11" to the property line. This will increase the porch depth from the house at the foundation by 16". I will not

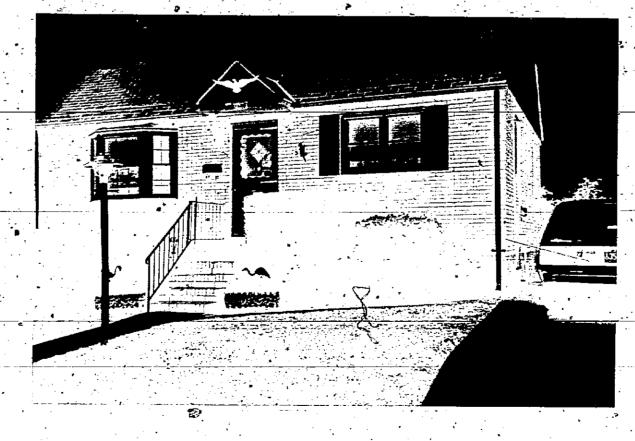












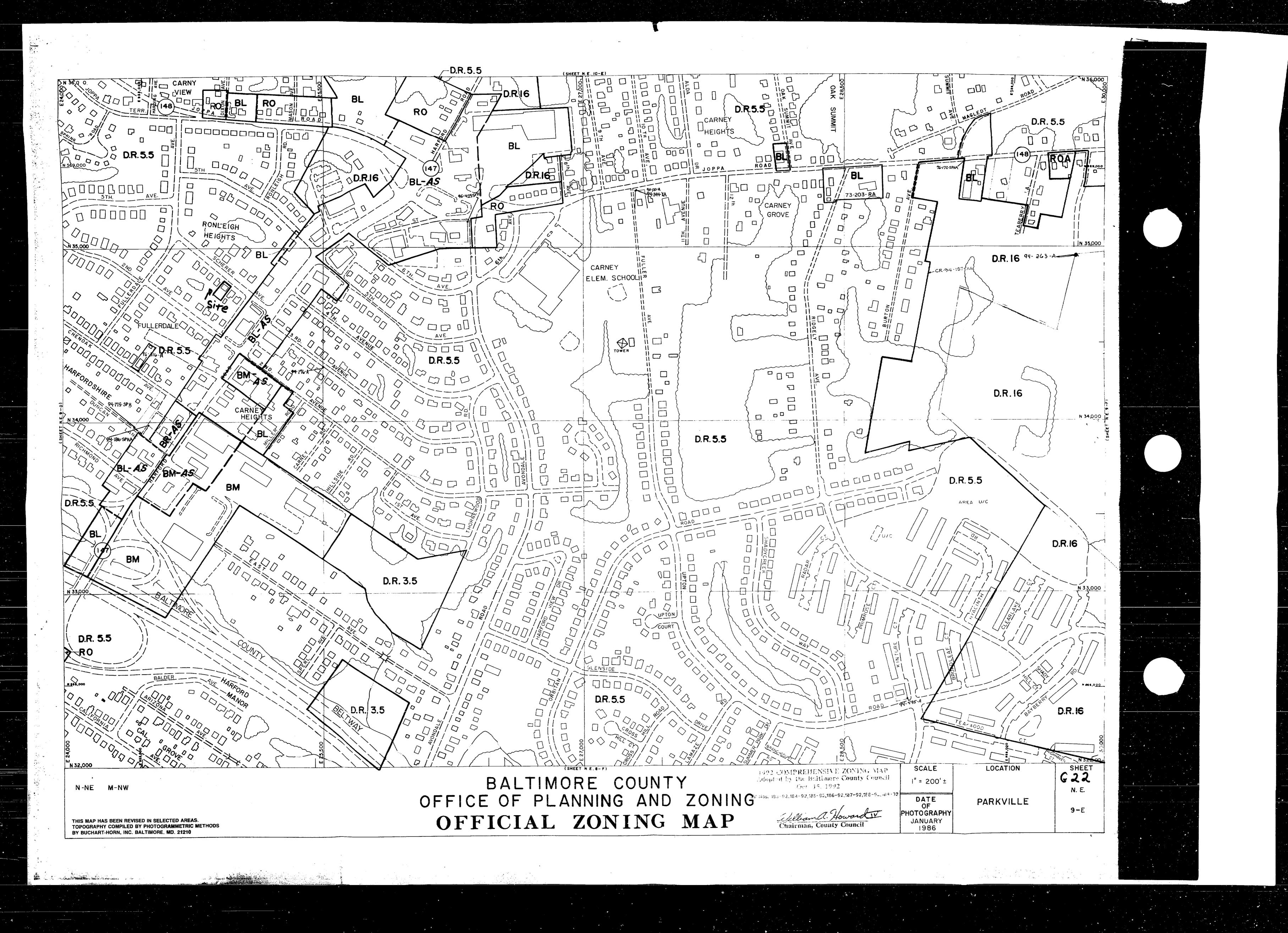














OFFICE OF PLANNING AND ZONING PHOTOGRAPHIC MAP

PREPARED BY AIR PHOTOGRAPHICS, INC. MARTINSBURG, W.V. 25401

SCALE LOCATION SHEET

I" = 200' ±

DATE PARKVILLE 9-E

OF
PHOTOGRAPHY

JANUARY
1986