ONDER RECEIVED FOR FILING
Date
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An Third M

IN RE: PETITION FOR ZONING VARIANCE *

S/S Oakside Circle, 150 ft. +/-

N of Windsor Boulevard * ZONING COMMISSIONER

BEFORE THE

2103 Oakside Circle

2nd Election District * OF BALTIMORE COUNTY

1st Councilmanic District

Viola A. Scott, et al * Case No. 97-318-A

Petitioners

* * * * * * * * * *

FINDINGS OF FACT AND CONCLUSIONS OF LAW

This matter comes before the Zoning Commissioner on a Petition for Variance for the property located at 2103 Oakside Circle in the Windsor Mill Manor subdivision of western Baltimore County. The Petition is filed by Viola A. Scott and and Vanessa S. Bradley, property owners. The Petitioners seek variance relief from Section 504.2 of the Baltimore County Zoning Regulations (BCZR) and Section V.B.9 of the CMDP, and Section 400.1.d of the Zoning Commissioner's Policy Manual, to permit a shed within 7 ft. of the rear property line on a double frontage lot in lieu of the required 25 ft. The subject property and requested relief are more particularly shown on the plat to accompany the Petition for Variance, marked as Petitioners' Exhibit No. 1.

Appearing at the public hearing held for this case were Viola A. Scott and Vanessa S. Bradley, property owners/Petitioners. There were no Protestants or other interested persons present.

Testimony and evidence presented was that the subject property is .2527 acres in area, zoned D.R.5.5. Ms. Scott and Ms. Bradley are mother and daughter and have owned the subject property for approximately 2 years. The property is improved with an existing two story dwelling and occupied by Ms. Scott and Ms. Bradley. The lot, itself, is unique in that same has frontage on two streets. Vehicular access and the orientation of the house is towards Oakside Circle, a small residential street within the Windsor Mill Manor subdivision. However, the rear property line abuts

Miles Court Here

Windsor Boulevard. There is no vehicular access from Windsor Boulevard.

The Petitioners indicated that they erected a storage shed on the subject site in October of 1996. The shed is approximately 10 x 12 ft. in dimension and is 10 ft. high. The shed is located in the rear property, and maintains a 7 ft. setback from the rear property line. The shed is used to house the lawn mower, similar equipment, and household items. The Petitioners have indicated that their neighbors have no objection to the shed's location, and that a 25 ft. setback cannot be adequately maintained due to the size and configuration of the property

Based upon the uncontradicted testimony and evidence offered, I am persuaded to grant the Petition for Variance. The uniqueness of this lot is found in its double frontage on public roads. In my judgment, the location of the existing shed is the most preferred location. I am persuaded that the Petitioners have satisfied the requirements of Section 307 of the BCZR and that the variance relief should be granted.

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

THEREFORE, IT IS ORDERED by the Zoning Commissioner for Baltimore County this 26 day of March, 1997 that a variance from Section 504.2 of the Baltimore County Zoning Regulations (BCZR) and Section V.B.9 of the CMDP, and Section 400.1.d of the Zoning Commissioner's Policy Manual, to permit a shed within 7 ft. of the rear property line on a double frontage lot, in lieu of the required 25 ft., be and is hereby GRANTED, subject, however, to the following restriction:

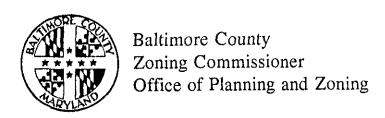
1. The Petitioners are hereby made aware that proceeding at this time is at their own risk until such time as the 30 day appellate process from this Order has expired. If, for whatever reason, this Order is reversed, the Petitioners would be required to return, and be responsible

for returning, said property to its original condition.

LAWRENCE E. SCHMIDT

Zoning Commissioner for Baltimore County

LES/mmn



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

March 25, 1997

Ms. Viola A. Scott Ms. Vanessa S. Bradley 2103 Oakside Circle Baltimore, Maryland 21207

RE: Case No. 97-318-A

Petition for Zoning Variance Property: 2103 Oakside Circle

Dear Ms. Scott and Ms. Bradley:

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

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 filing an appeal, please feel free to contact our Appeals Clerk at 887-3391.

Very truly yours,

Lawrence E. Schmidt Zoning Commissioner

LES:mmn att.

Electric Control of the Control of t

tion for Variance

to the Zoning Commissioner of Baltimore County

for the property located at

9	7		31	8		A
---	---	--	----	---	--	---

This Petition shall be filed with the Department of Permits & Development Management The undersigned, legal owner(s) of the property situate in Baltimore County and which is described in the description and plat attached

the undersigned, legal owner(s) of the property situate in pallimeter country and which is described in the description and property situate in pallimeter country and which is described in the description and property hereto and made a part hereof, hereby petition for a Variance from Section(s) 504.2; BCZR, V.B.9; CMDP, AND 400, I.d. 20PM (PG-4-11) TO PERMIT A SAED WITHIN 7's f The REAR PROPERTY LINE ON A DOUBLE FRONTAGE GOT IN LIEU of

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

The shed is setting on a concrete slab and is to large to move, and the weather conditions would not allow us to do so at this time

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.

Contract Direct		I/We do solemnly declare and affirm, under the penalties of perjury, that I/we are the legal owner(s) of the property which is the subject of this Petrijon.
Contract Purchaser/Lessee:		Legal Owner(s):
(Type or Print Name)		(Type or Pring Name)
Signature		Signature Contraction
Address		(Type of Print Name) (Type of Print Name)
City Attorney, for Petitioner:	State Zipcode	Signature S. Enangley
(Type or Print Name)		2103 Dakside Cir. 5979623
Signature		City State Zipcode Name, Address and phone number of representative to be contacted.
Address	Phone No.	Name VIOLA SCOTT
City	State Zipcode	Address Phone No.
•		ESTIMATED LENGTH OF HEARING unevallable for Hearing
y '		the following dates Next Two Months
Printed with Soybean Ink on Recycled Paper		ALLOTHER
Revised 9/5/95	•	REVIEWED BY: DATE 1-30-97
	Micro	FILMED 3/8

97-318- A

3 COPIES

Three copies of the zoning description of your property are required. This is a sample to help you with the description - DO NOT USE THIS FORM FOR "FILL-IN THE BLANK". Type or print the description on 8-1/2" x 11" paper. COPIES OF DEEDS CANNOT BE USED FOR THE DESCRIPTION. The zoning description must be in the following form:

ZONING DESCRIPTION FOR 2103 Oakside Circle (address)
Beginning at a point on the
name of street on which property fronts) which is
wide at the distance of 150 (north, south, east or west) of the
centerline of the nearest improved intersecting street Windson Blvd. (name of street)
which is
Block, Section # in the subdivision of <u>WiNdSop Mill Manor</u> (name of subdivision)
as recorded in Baltimore County Plat Book # 68, Folio # 44
containing <u>0.257 PC.</u> Also known as <u>2103 Oakerde Circ.</u> (square feet or acres) (property address)
and located in the <u>2Nd</u> . Election District, <u>151</u> . Councilmanic District.

*If your property is not recorded by Plat Book and Folio Number, then DO NOT attempt to use the Lot, Block and Subdivision description as shown, instead state: "As recorded in Deed Liber__, Folio__" and include the measurements and directions (metes and bounds only) here and on the plat in the correct location.

Typical metes and bounds: N.87 12' 13" E. 321.1 ft., S.18 27' 03" E.87.2 ft., S.62 19' 00" W. 318 ft., and N.08 15' 22" W. 80 ft. to the place of beginning.

318

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NOTICE OF HEARING

The Zoning Commissioner of Baltimore County; by authority of the Zoning Act and Regulations of Baltimore County, will hold a public rearing in Towson, Mary/and on the property identified herein as follows

S/S Cakside Circle, 150* +/N of Windsor Boulevard
2nd Election District
1st Councilmanic
Legal Owner(s):
Viola A. Scott and Case: #97-318-A (Item 318) 2103 Oakside Circle Vanessa S. Bradley

Variance: to permit a shed within 7 feet of the rear property line on a double frontage for in lieu of the required 25 Hearing: Wednesday, March 12, 1997 at 10:00 a.m. in Pam. 106, County Office

NOTES: (1) Hearings are Handicapped Accessible, for special accommodations Please Call 887-3353. LAWRENCE E SCHMIDT Zorung Commissioner for Baltimore County

(2) For information concerning the File and/or Hearing. Please Call 887-3391:

2/196 Feb. 13 C119553

CERTIFICATE OF PUBLICATION

TOWSON, MD.,	
2/13	

published in THE JEFFERSONIAN, a weekly newspaper published weeks, the first publication appearing on _ in Towson, Baltimore County, Md., once in each of ____ successive THIS IS TO CERTIFY, that the annexed advertisement was

THE JEFFERSONIAN,

LEGAL AD. - TOWSON

	BALTIMORE COUNTY, MARYLAND FFICE OF FINANCE - REVENUE DIVISION MISCELLANEOUS CASH RECEIPT
i _	DATE 4-22 1-30-77 ROOF 6130
•	DOLA SCOTT AMOUNT \$ 50 CAPSING G
•	UNR. (OIC)
	034/180147NTCHRC \$50.00 84 0023412PNO1-30-97

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:

- 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.: 3/8 Petitioner: VIOLA SCOTT
Location: 203 OAKSIDE CIR.
PLEASE FORWARD ADVERTISING BILL TO:
NAME: VIDLA SCOTT & Vanessa Bradley
ADDRESS: 2103 Oakside Circle
Baltimore, md. 21201
PHONE NUMBER: (410) 597-9625
MICROFILMED

·	Scale of Drawing: 1'=	prepared by:
reviewed by: ITEM #: CASE#:		North
Zoning Office USE ONLY!		
Chesapeake Bay Critical Area:	•	
SEWER:		
i*=200' scale map#: Zoning: Lot size:		•
Election District: Councilmanic District:		
LOCATION INFORMATION		
Westh VicInity Map		
-		
		OWNER:
,	,lot#,section#	Subdivision name:
pages 5 & 6 of the CHECKLIST for additional required information	see	RTY.
e Special Hearing	accompany Petition for Zoning Variance	Plat to accon

CERTIFICATE OPPOSTING

RE: Case No.: 97-318-A

Petitioner/Developer: VIOLA SCOTT, ETAL

Date of Hearing/Closing: 3/12/97

Baltimore County Department of Permits and Development Management County Office Building, Room 111 111 West Chesapeake Avenue Towson, MD 21204

Attention: Ms. Gwendolyn Stephens

Ladies and Gentlemen:

This letter is to certify under the penaltic were posted conspicuously on the prope	es of perjury that the necessary significated at #2103 OA	n(s) required by law KSIDE DRIVE
The sign(s) were posted on	2/16/97 (Month Day, Year)	·

Sincerely,

ZONING NOTICE	
Case # 197-3/8-A	
A PUBLIC HEARING WILL BE HELD THE ZONING COMMISSIONER IN TOWSON , MD.	HY
PLACE INCH 104 COUNTY OFFICE BUILDING TIME & DATE MED MARCH 12,1997 AT 10:000 VARIANCE TO PERMIT A SHED WITHIN T FEET OF THE DUBLE FRONTAGE LOT IN LIEU OF THE REGUIRED 28 PEET STIFFTHERE OURSED 28 PEET EIGS CHAPPE CIE. 4	44

97-318-A C/O VIOLA SCOTT, ETAL # 2103 OAKSIDE DR. Fature of Sign Poster and Date)

Patrick M. O'Keefe

(Printed Name)

523 Penny Lane

(Address)

Hunt Valley, MD 21030

(City, State, Zip Code)

(Telephone Number)

M

Request for Zoning: Variance, Special Exception, or Special Hearing				
Date to be Posted: Anytime before but no later than				
Format for Sign Printing, Black Letters on White Background:				
ZONING NOTICE Case No.: 97-318-A				
A PUBLIC HEARING WILL BE HELD BY THE ZONING COMMISSIONER IN TOWSON, MD				
PLACE:				
DATE AND TIME:				
REQUEST: To PERMIT A SHED WITHIN 7' OF THE				
REAR PROPERTY LINE ON A DOUBLE FRONTAGE				
LOT IN LIEU of The REDUIRED 25'.				
·				
POSTPONEMENTS DUE TO WEATHER OR OTHER CONDITIONS ARE SOMETIMES NECESSARY. TO CONFIRM HEARING CALL 887-3391.				
DO NOT REMOVE THIS SIGN AND POST UNTIL DAY OF HEARING UNDER PENALTY OF LAW				
HANDICAPPED ACCESSIBLE				
9/06				

9/96 post.4.doc TO: PUTUXENT PUBLISHING COMPANY 2/13/97 Issue - Jeffersonian

Please foward billing to:

Viola Scott and Vanessa Bradley 2103 Oakside Circle Baltimore, MD 21207 597=9625

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 in Towson, Maryland on the property identified herein as follows:

CASE NUMBER: 97-318-A (Item 318)

2103 Oakside Circle

S/S Oakside Circle, 150'+/- N of Windsor Boulevard

2nd Election District - 1st Councilmanic

Legal Owner(s): Viola A. Scott and Vanessa S. Bradley

Variance to permit a shed within 7 feet of the rear property line on a double frontage lot in lieu of the required 25 feet.

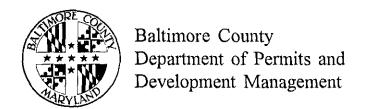
HEARING: WEDNESDAY, MARCH 12, 1997 at 10:00 a.m. in Room 106, County Office Building.

LAWRENCE E. SCHMIDT ZONING COMMISSIONER FOR BALTIMORE COUNTY

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

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

Part of the second



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

February 7, 1997

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 in Towson, Maryland on the property identified herein as follows:

CASE NUMBER: 97-318-A (Item 318)

2103 Oakside Circle

S/S Oakside Circle, 150'+/- N of Windsor Boulevard

2nd Election District - 1st Councilmanic

Legal Owner(s): Viola A. Scott and Vanessa S. Bradley

Variance to permit a shed within 7 feet of the rear property line on a double frontage lot in lieu of the required 25 feet.

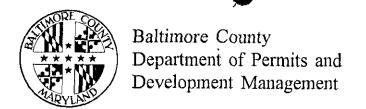
HEARING: WEDNESDAY, MARCH 12, 1997 at 10:00 a.m. in Room 106, County Office Building.

Arnold Jablon Director

cc: Viola A. Scott and Vanessa S. Bradley

NOTES: (1) YOU MUST HAVE THE ZONING NOTICE SIGN POSTED ON THE PROPERTY BY FEBRUARY 25, 1997.

- (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.



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

March 4, 1997

Ms. Viola Scott and Ms. Vanessa Bradley 2103 Oakside Circle Baltimore, MD 21207

RE: Item No.: 318

Case No.: 97-318-A

Petitioner: Viola Scott, et al

Dear Ms. Scott and Ms. Bradley:

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 January 30, 1997.

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.

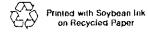
If you need further information or have any questions regarding these comments, please do not hesitate to contact the commenting agency or Roslyn Eubanks in the zoning office (887-3391).

Sincerely,

W. Carl Richards, Jr.

Zoning Supervisor

WCR/re Attachment(s)



Baltimore County Government Fire Department



700 East Joppa Road Suite 901 Towson, MD 21286-5500

(410) 887-4500

DATE: 02/14/97

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

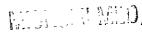
RE: Property Owner: SEE BELOW Location: DISTRIBUTION MEETING OF FEB. 10, 1997.

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 EDLLOWING ITEM NUMBERS: 311,312, 313,314,315,317 AND 318)





Printed on Recycled Paper

REVIEWER: LT. ROBERT P. SAUERWALD

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

BALTIMORE COUNTY, MARYLAND

INTER-OFFICE CORRESPONDENCE

DATE: February 10, 1997

TO:

Arnold Jablon, Director

Permits and Development

Management

FROM:

Pat Keller, Director

Office of Planning

SUBJECT:

Petitions from Zoning Advisory Committee

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

301, 312, 314, 315, 317 and 318 Item Nos.

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: African W. Long

Division Chief: Cary L. Klema

PK/JL

BALTIMORE COUNTY, MARYLAND

INTEROFFICE CORRESPONDENCE

TO:

Arnold Jablon, Director

Date: February 18, 1997

Department of Permits & Development

Management

FROM:

Robert W. Bowling, Chief Development Plans Review Division

SUBJECT:

Zoning Advisory Committee Meeting

for February 18, 1997

Item Nos. 298 (Rev.), 312, 315, 317 \$ 318

The Development Plans Review Division has reviewed the subject zoning item, and we have no comments.

RWB:HJO:cab

cc: File

ZONE49

BALTIMORE COUNTY, MARYLAND

DEPARTMENT OF ENVIRONMENTAL PROTECTION AND RESOURCE MANAGEMENT

INTER-OFFICE CORRESPONDENCE

TO:

PDM

FROM:

R. Bruce Seeley ROSIGO 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:

Item #'s: 3/3

RBS:sp

BRUCE2/DEPRM/TXTSBP



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

RE: Baltimore County 2.7.97 Item No. 318 (JCM)

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 Larry Gredlein at 410-545-5606 if you have any questions.

Thank you for the opportunity to review this item.

Very truly yours,

for Ronald Burns, Chief

Engineering Access Permits

Division

LG



#311 --- JCM

1. Wording on the sign form is incorrect.

#312 --- RT

1. Notary section is incomplete.

#313 --- JCM

- 1. Wording on the sign form is incorrect.
- 2. Need title of person signing for contract purchaser.
- Name of person signing for legal owner is illegible. 3.
- Need telephone number for legal owner. 4.

#316 --- JRA

1. Need authorization for attorney to sign for legal owners.

#317 --- JLL

- 1. No review information on bottom of petition form.
- 2. No zoning indicated on folder.

#318 --- JCM

1. No zoning indicated on petition form.

RE: PETITION FOR VARIANCE	*	BEFORE THE
2103 Oakside Circle, S/S Oakside Circle,		
150'+/- N of Windsor Boulevard	*	ZONING COMMISSIONER
2nd Election District, 1st Councilmanic		
	*	OF BALTIMORE COUNTY
Viola A. Scott and Vanessa S. Bradley		
Petitioners	*	CASE NO. 97-318-A
at at the the the		

ENTRY OF APPEARANCE

Please enter the appearance of the People's Counsel in the above-captioned 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

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 13 day of March, 1997, a copy of the foregoing Entry of Appearance was mailed to Viola A. Scott and Vanessa S. Bradley, 2103 Oakside Avenue, Baltimore, MD 21207, Petitioners.

Peter Mayo Zimmainan
PETER MAX ZIMMERMAN

