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IN RE: PETITION FOR ADMIN. VARIANCE

S/S Jody Knoll Road, 135' W of the c/l of Northmont (7905 Jody Knoll Road) 2nd Election District

2nd Election District
2nd Councilmanic District

William Hill Petitioner * BEFORE THE

* DEPUTY ZONING COMMISSIONER

OF BALTIMORE COUNTY

* Case No. 97-459-A

*

* * * * * * * * * * *

FINDINGS OF FACT AND CONCLUSIONS OF LAW

This matter comes before the Deputy Zoning Commissioner for consideration of a Petition for Administrative Variance for that property known as 7905 Jody Knoll Road, located in the vicinity of Rolling Road in Hebbville. The Petition was filed by the owner of the property, William Hill. The Petitioner seeks relief from Section 1801.2.C.2.b of the Baltimore County Zoning Regulations (B.C.Z.R.)(1971 Regulations) and Section V.B.6.a of the Comprehensive Manual of Development Policies (C.M.D.P.) to permit a window to property line setback of 8 feet in lieu of the required 15 feet for a proposed porch enclosure. 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 subject property having been posted and there being no requests for a public hearing, a decision shall be rendered based upon the documentation contained within the case file. 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 surrounding community 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 20 day of 1997 that the Petition for Administrative Variance seeking relief from Section 1B01.2.C.2.b of the Baltimore County Zoning Regulations (B.C.Z.R.)(1971 Regulations) and Section V.B.6.a of the Comprehensive Manual of Development Policies (C.M.D.P.) to permit a window to property line setback of 8 feet in lieu of the required 15 feet for a proposed porch enclosure, in accordance with Petitioner's Exhibit 1, be and is hereby GRANTED, subject, however, to the following restrictions:

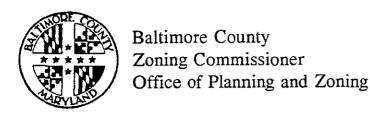
1) The Petitioners may apply for their building permit and be granted same upon receipt of this Order; however, Petitioners are hereby made aware that proceeding at this time is at their own risk until such time as the 30-day appellate process from this Order has expired. If, for whatever reason, this Order is reversed, the relief granted herein shall be rescinded.

TIMOTHY M. KOTROCO

Deputy Zoning Commissioner

for Baltimore County

TMK:bjs



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

May 20, 1997

Mr. William Hill 7905 Jody Knoll Road Baltimore, Maryland 21244

RE: PETITION FOR ADMINISTRATIVE VARIANCE
S/S Jody Knoll Road, 135' W of the c/l of Northmont
(7905 Jody Knoll Road)
2nd Election District - 2nd Councilmanic District
William Hill - Petitioner
Case No. 97-459-A

Dear Mr. Hill:

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

cc: Mr. R. L. Tice, Patio Enclosures, Inc. 224 8th Avenue, N.W., Glen Burnie, Md. 21061

People's Counsel

File



Petition for Administrative Variance

97-459-A to the Zoning Commissioner of Baltimore County

for the property located at 7905 Jody Knoll Road

which is presently zoned

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

DR.5.5

This Petition shall be filed with the Office of Zoning Administration. The undersigned, legal owner(s) of the property situate in Baltimore of hereto and made a part hereof, hereby petition for a Variance from Section 1.	County and which is described in the description and plat attached
hereto and made a part neteol, fleteby pedition for a variance nom con	monday 1 1001' 5' C' 5' O C 11 11 Led 21 octoo
V. B. G. a (OID CMDP) to Allow	A window to property live
a distance of 8' in lieu of	the Required 15:

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 SIDE

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.

ontract Purchaser/Lessee	Legal Owner(s)* - · · · -
Type or Print Name)	(Type or Print(Name)
ignature	Signature
Address	(Type or Print Name)
City State Zipcode	Signature ,
Patio Enclosures, Inc.	7905 Jody Kno11 Road 655-1786 Phone No
(Type or Print Name)	Baltimore, Md. 21244 City State Zipcode
R. L. TICE, AGENT 224 8th Ave., N.W. 760-1919	Name. Address and phone number of representative to be contacted Patio Enclosures, Inc.
Address Phone No	Name 224 8th Ave., N.W. 760-1919
Glen Burnie, Md. 21061	

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

ESTIMATED POSTING DATE:

circulation throughout 8aitimore County, and that the property be reposted.



Printed with Soybean Ink on Recycled Paper

Zoning Commissioner of Baltimore County

Affidavit in support of 97-459-A 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	7905 Jody Knol	1 Road	
	Baltimore, Md.		
_	City	State	Zip Code
That based upon personal knowledge, the follow Variance at the above address: (indicate hardship or particular states and states are states and states are states as a second states are states and states are states are states are states are states as a second states are state	practical difficulty)		
1. This area lends itself	to the utilizati	on of existing fac	ilities and land
without interruption or	major alteration	ns to the presen	t floor plan patterns.
2. Insulate and reduce hear	ting bills.		
3. Reduce outside noise.	· · · · · · · · · · · · · · · · · · ·		
4. A place to sit out and n	ot be concerned	with the weather,	bugs; mosquitoes
flys, etc.	1	,	
5. Improve appearance of	house.		
	•		
That Affiant(s) acknowledge(s) that if a protes may be required to provide additional information of the county of BALT. I HEREBY CERTIFY, this day of of Maryland are and for the County aloresaid, publication of the Affiants(s) herein, personally known or satisfiant the matters and facts hereinabove set forth AS WITNESS my hand and Notarial Seal.	CIMORE, to wait: crsonally appeared	(signature) (type or print name) 19 1, before me, a Nota such Affianti(s), and made of hest of his/her/their knowledges	ary Public of the State

Affidavit in support of 97-459-A Administrative Variance

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

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_	Baltimore, Md.		To Code
	City	State	Zip Code
That based upon personal knowledge, the follow Variance at the above address: (indicate hardship or p	practical difficulty)		
1. This area lends itself	to the utilizati	m of existing	facilities and land
			sent floor plan patterns.
2. Insulate and reduce hea	ting bills.		
Reduce outside noise.			
4. A place to sit out and n	ot be concerned	with the weath	er, bugs; mosquitoes
flys, etc.	,		
5. Improve appearance of	house.		
That Affiant(s) acknowledge(s) that if a protes may be required to provide additional information (signature) William Hill (type or print name)	si is filed, Affiant(s) will be	(signature) (type or print name)	g and advertising fee and
STATE OF MARYLAND, COUNTY OF BALT 1 HEREBY CERTIFY. this day of of Maryland, in and tor the County aforeship, p	Laur.	_, 19 <u>97</u> , before me, a	Notary Public of the State
the Affiants(s) herein, personally known or satisfact that the matters and facts hereinabove set forth AS WITNESS my hand and Notarial Seal.	NOTARY P	as such Affiantt(s), and me best of his/her/their know	ade oath in duc form of law wiedge and belief.
, -	My Columb		l

Petition for Administrative Variance

77-459 - A to the Zoning Commissioner of Baltimore County

for the property located at	7905 Jody Knoll Road
-	which is presently zonedDR_5_5_
This Petition shall be filed with the Office of Zoning Administration The undersigned, legal owner(s) of the property situate in Baltimor hereto and made a part hereof, hereby petition for a Variance from SUB, 6. a. (old CHDP) to Allow a distance of Bissississississississississississississ	Section(s) 1201 7 1 (1071 0000)
	2 3
of the Zoning Regulations of Baltimore County, to the Zoning Law o practical difficulty)	f Baltimore County; for the following reasons: (indicate hardship or
* SEE REVERSE SIDE	
Property is to be posted and advertised as prescribe I, or we, agree to pay expenses of above Variance advertising, posted be bound by the zoning regulations and restrictions of Baltimore Co.	sting, etc., upon filing of this petition, and further agree to and are to
·	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 Petition
Contract Purchaser/Lessee	Legal Owner(s):
(Type or Print Name) Signature	(Type or Print Name) X Signature
Address	(Type or Print Name)
City State Zipcode	Signature
Patic Enclosures, Inc. (Type or Print Name)	7905 Jody Kno11 Road 655-1786 Address Phone No
Signature R. L. TICE, AGENT	Baltimore, Md. 21244 City State Zipcode Name, Address and phone number of representative to be contacted
224 8th Ave., N.W. 760-1919 Address Phone No	Patio Enclosures, Inc.
Glen Burnie, Md. 21061 City State Zipcode	224 8th Ave., N.W. 760-1919 Address Phone No Glen Burnie, Md. 21061
A Public Hearing having been requested and/or found to be required, it is ordere	

A Public Hearing having been requested and/or found to be required, it is ordered by the Zoning Commissioner of Baltimore County, this ______day or ________it had the subject matter of this petition be set for a public hearing, advertised, as required by the Zoning Regulations of Baltimore County, in two newspapers of general circulation throughout Baltimore County, and that the property be reposted.

Zoning Commissioner of Baltimore County

REVIEWED BY: CAM DATE: 18 APR 97
ESTIMATED POSTING DATE: 27 APR 97



Printed with Soybean Ink on Recycled Paper ITEM #: 459

2001ing DISCRIPTION 7905 Jody MNOIL RO

Beginning AT A point OA the South 5, de
of Jody Wholl RD which is 50' wide

AT the distance of 135' west of the

Centerline of the NEAREST improved intersecting

STREET NORTH MONT which is 50' wide.

Being hot 6 Block - Section -IN the Subdivision of Windson GARDENS

AS RECORDED IN BALTIMORE COUNTY PIAT

BOOK EHN HE AS FOLIS 26

CONTRINING CS81 SQ AT Also KNOWN AS

7905 Jody KNOII RD AND hocated

IN the R Election DISTRICT - Z

COUNCIL MANIC DISTRICT:

BALTIMORE COUNTY, MARYLAND OFFICE OF BUDGET & FINANCE MISCELLANEOUS RECEIPT 03597	
DATE 18 AQUIT R-001-6150	Dept 5 513 ZONING (FRIFICATION CO. NO. 035979 \$50.00 OK P-A-1-B
RECEIVED Pato Enclosures For WM HILL	_ Office Of Budget & Finance
FOR: 1905 Toch Knoll Rage	-
DISTRIBUTION WHITE - CASHIER PINK - AGENCY YELLOW - CUSTOMER	CASHIER'S VALIDATION

CERTIFICATE OPOSTING

RE: Case No.: 97-459-A Petitioner/Developer: MR. 4'MRS WILLIAM HILL YO PATIO ENCLOSURES Date of Hearing/Closing: MAY 12, 1997 Baltimore County Department of Permits and Development Management County Office Building, Room 111 111 West Chesapeake Avenue Towson, MD 21204 Attention: Ms. Gwendolyn Stephens 1 1997 MAY Ladies and Gentlemen: **PDM** This letter is to certify under the penalties of perjury that the necessary sign(s) required by law were posted conspicuously on the property located at _____ 7905 JODY KNOLL RD The sign(s) were posted on Sincerely, -(Signature of Sign Poster and Date) (Printed Name) 904 DELLWOOD DR (Address) -ALLSTON, MOZIOTT (City, State, Zip Code) (410) 879-317Z (Telephone Number) 7905 JODY KNOLL ROAD POSTED 4/26/97

Request for Zoning: Administrative Variance

Date to be Posted: Anytime before but no later than 4 *27997.

Format for Sign Printing, Black Letters on a White Background:

	ZONING NOTICE	
Ĭ		
	ADMINISTRATIVE VARIANCE	
	Case No.: <u>97-459-</u> A	
To ALLOW a Setback	A Window to Pro	the Regulard

PUBLIC HEARING?

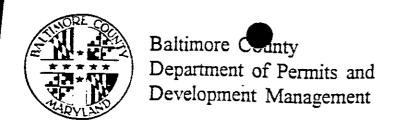
PURSUANT TO SECTION 26-127(b) (1), <u>BALTIMORE COUNTY CODE</u>, AN ELIGIBLE INDIVIDUAL OR GROUP MAY REQUEST A PUBLIC HEARING CONCERNING THE PROPOSED VARIANCE, PROVIDED THE REQUEST IS RECEIVED IN THE ZONING REVIEW BUREAU BEFORE 5:00 P.M. ON

* 12 May 1997

ADDITIONAL INFORMATION IS AVAILABLE AT THE DEPARTMENT OF
PERMITS AND DEVELOPMENT MANAGEMENT, COUNTY OFFICE BUILDING,
111 WEST CHESAPEAKE AVE., TOWSON, MD 21204, (410) 887-3391

DO NOT REMOVE THIS SIGN AND POST UNTIL AFTER ABOVE DATE UNDER PENALTY OF LAW

HANDICAPPED ACCESSIBLE



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 (responsibility of which, lies with the petitioner/applicant) 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 advertising are satisfied. However, the petitioner is responsible for the costs associated with this requirement.

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.: A50	
Petitioner: 1/1/1, W/1/1	Am
Location: 7905 Jody	KNODI RD
PLEASE FORWARD ADVERTISING BILL TO:	_
NAME: PATTO ENclosure	s INC.
ADDRESS: 224 8th Ave N	(u)
Glen BORNIE	MD 21061
PHONE NUMBER: 760 - 191	<u> </u>

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

April 25, 1997

ABOUT YOUR ADMINISTRATIVE VARIANCE

CASE NUMBER: 97-459-A
7905 Judy Knoll Road
S/S Judy Knoll Road, 135' W of Northmont
2nd Election District - 2nd Councilmanic
Legal Owner(s): William Hill
Post by Date: 04/27/97
Closing Date: 05/12/97

Contact made with this office regarding the status of this case should reference the case number and be directed to 887-3391. This notice serves as a refresher regarding the administrative process.

- 1) The Zoning Notice sign must be visible on the property under petition on or before the "Post by Date" noted above. It should remain there until after the closing date.
- 2) The "Closing Date" noted above, is the deadline for a neighbor to file a formal request for a public hearing.
- 3) After the closing date, the file will be reviewed by the Zoning or Deputy Zoning Commissioner. He/She may (a) grant the requested relief, (b) deny the requested relief, or (c) Order that the matter be set in for a public hearing. You will receive written notification (typically within 7 to 10 days) as to whether or not your petition has been granted, denied, or will go to public hearing.
- 4) In cases that must go to a public hearing (whether due to a neighbor's formal request or by Order of the Commissioner), notification of same will be forwarded to you. The sign on the property must be changed giving notice of the hearing's date, time and location. As when the sign was originally posted, certification of this change and a photograph of the altered sign, must be forwarded to this office.

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

Arnold Jablon Director

cc: William Hill

Patio Enclosures, Inc.



rinted with Soybean Ink on Recycled Paper

BALTIMORE COUNTY, MARYLAND

DEPARTMENT OF ENVIRONMENTAL PROTECTION AND RESOURCE MANAGEMENT INTER-OFFICE CORRESPONDENCE

T0:

PDM

DATE:

FROM:

R. Bruce Seeley.

Permits and Development Review

SUBJECT: Zoning Advisory Committee 28,97
Meeting Date: Cpr/ 28,97

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

Item #'s:

443

445

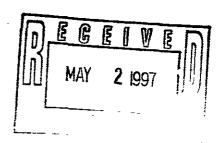
448

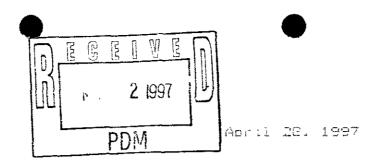
451

452

RBS:sp

BRUCE2/DEPRM/TXTSBP





Arnold Jablon. Director
foring Administration and Development Management
Beltimore Tourty Office Building
Touson, MD 21204
MAIL STOP-1:05

RE: Property Owner: SEE BELOW

Location: DISTRIBUTION MEETING OF April 26. 1957

item No.: BEE BELOW Zoning Agenda:

Santiewer:

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.

The File Aprehal's Office has no comments at this time.
IN PEFERENCE TO THE FOLLOWING ITEM NUMBERS:

443, 444, 445, 146, 447, 448, 449, 450, 451, 452, 457, 456. 459, 460, and 461

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

BALTIMORE COUNTY, MARYLAND

INTEROFFICE CORRESPONDENCE

TO:

Arnold Jablon, Director

Date: May 5, 1997

Department of Permits & Development

Management

Anobert W. Bowling, Chief Development Plans Review Division

SUBJECT: Zoning Advisory Committee Meeting

for May 5, 1997

Item Nos. 443, 444, 445, 446, 447, 448, 451, 455, 457, 458, 459

and 460

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

RWB:HJO:cab

cc: File

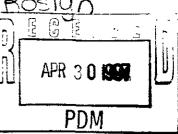
ZONE505.NOC

BALTIMORE COUNTY, MARYLAND

INTER-OFFICE CORRESPONDENCE



DATE: April 25, 1997



TO: Arnold Jablon, Director Department of Permits

and Development Management

FROM: Arnold F. "Pat" Keller, III, Director

Office of Planning

SUBJECT: Zoning Advisory Petitions

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

Sary L. Klins

Item Nos. 447, 451, 455, 457, 459, 460, and 461

If there should be any 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

AFK/JL



David L Winstead Secretary Parker F. Williams Administrator

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

RE: Baltimore County 4.25. 97 Item No.

CAM

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.

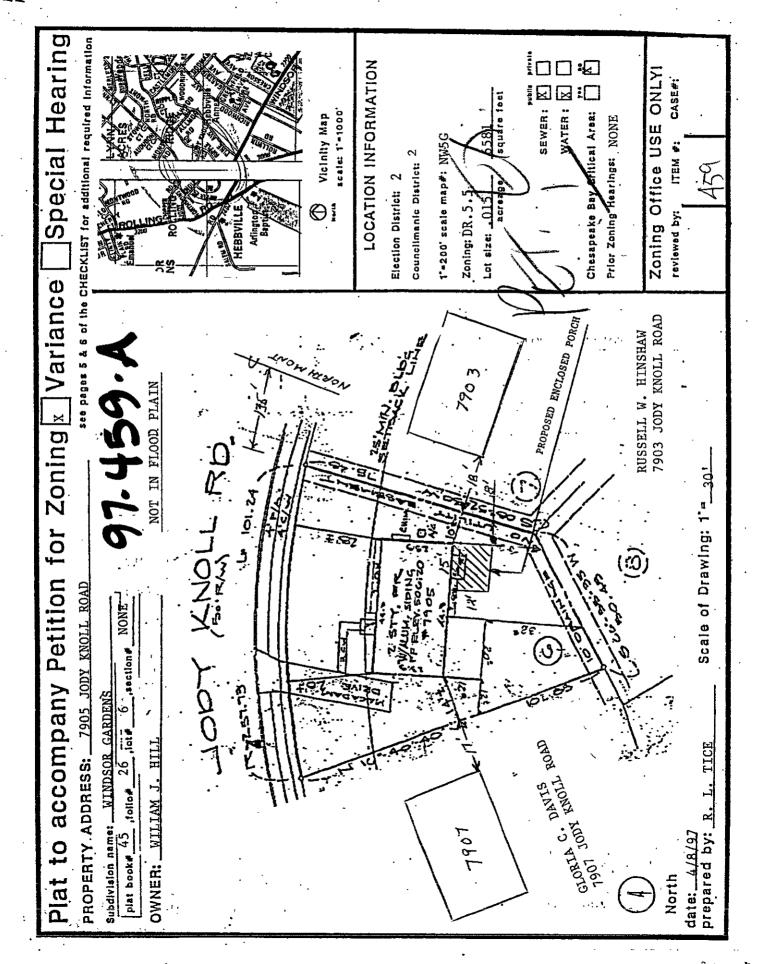
Very truly yours,

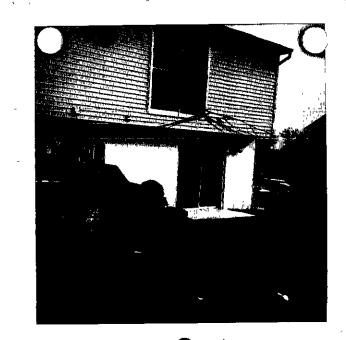
1. J. Bredh

Engineering Access Permits

Division

LG





97-459-A