ORDER IN SECTION ORIONS

By

IN RE: PETITION FOR RESIDENTIAL

ZONING VARIANCE

S/S Beaverbank Circle, 239 ft.

+/- from c/l Cromwell Bridge Rd.

905 Beaverbank Circle 9th Election District

4th Councilmanic District

Andrew E. Ryan, et ux

Petitioners

* BEFORE THE

ZONING COMMISSIONER

OF BALTIMORE COUNTY

* Case No. 97-463-A

*

* * * * * * * * * *

FINDINGS OF FACT AND CONCLUSIONS OF LAW

This matter comes before the Zoning Commissioner as an administrative variance filed by Andrew E. Ryan and Nancy C. Ryan, his wife, for that property known as 905 Beaverbank Circle in the Cromwell Valley subdivision of Baltimore County. The Petitioners/property owners herein seek a variance from Section 1802.3.B of the Baltimore County Zoning Regulations (BCZR) to allow a side yard setback of 11 ft. and combined sum of side yards of 21 ft., in lieu of the required 15 ft. and 25 ft., respectively, for an addition. The property and relief sought are more particularly described on Petitioners' Exhibit No. 1, the plat to accompany the Petition.

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

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

THEREFORE, IT IS ORDERED by the Zoning Commissioner for Baltimore County this 2 day of May 1997 that the Petition for a Zoning Variance from Section 1802.3.B of the Baltimore County Zoning Regulations (BCZR) to allow a side yard setback of 11 ft. and a combined sum of side yards of 21 ft., in lieu of the required 15 ft. and 25 ft., respectively, for an addition, 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



Petition for Administrative Variance

to the Zoning Commissioner of Baltimore County

for the property located at

905 Beaverbank Circle which is presently zoned

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 The undersigned, legal owner(s) of the property situate in Baltimore County and which is described in the description and plat attacked hereto and made a part hereof, hereby petition for a Variance from Section(s) 1802, 3,8; 8C2R, TO PERMIT AND COMBINED SUM OF SIDE
1825 OF ZIFT. IN LIEW OF THE REDUINED 15FT. AND 25FT. FOR AND ADDITION & OF THE REDUINED 15FT. AND of the Zoning Regulations of Baltimore County, to the Zoning Law of Baltimore County; for the following reasons: (indicate hardship or

The irregular shape of our property makes it virtually impossible to construct a practical and attractive attached garage addition. The severe property angle on the west side of our home would cause us to build a triangular shaped garage or none at all, unless a four (4) foot variance

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 filling 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.

		\$	I/We do solemnly declare and affirm, under the penalties of perjuit legal owner(s) of the property which is the subject of this Petition.	y that I'we are the
Contract Purchaser/Lessee			Legai Owner(s)	
			Andrew E. Ryan	
(Type or Pont Name)			(Type or Frint Name) Andrew & Roan	
Signature			Signature Nancy C. Ryan	
Address			(Type or Print Name)	. yau
City	State	Zipcode	Signature	
Attorney for Petitioner			905 Bassachark Circle 410 592	1000
(Type or Print Name)			905 Beaverbank Circle 410-583	ne No
			Towson MD	21286
Signature		-	City State Name, Address and phone number of representative to be contact	Zipcoae sed
•			Andrew E. Ryan	
Address	Phone No		Name	
у в				<u> 33-1899</u>
City .	State	Zipcode	Address	ie No.

A Public Hearing having been requested and/or found to be required, it is ordered by the Zoning Commissioner of Baltimare County, this that 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

Zanina Commissioner of Baltimore County



ESTIMATED POSTING DATE



on Recycled Paper

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	905 Beaver	bank Circle	
	acidiress		
	Towson	MD	21286
	City	State	Zip Code
That based upon personal knowledge, the folio Variance at the above address: (indicate hardship or	owing are the facts u r practical difficulty)	pon which I/we base the request f	or an Administrative
Our desire to build an attack is hampered by the unique naving a severe angle on lesigned a structure that wouth east tip of our homewhich causes a 14' set back. Our designed plan is to contain a 16'8" front, projection step in 48" to the take end of the garage.	shape of the west s will meet e comes wit on the west onstruct an ecting south east and co	our property. It ide from north to the 10' set back r hin 11' of the east side. attractive brick of 17'8" to meet the ontinue south an account of the east side.	is pie-shaped, south. We have equirement. The st property line and frame garage to 10' set back, dditional 12' to
four (4) foot variance is	required f	or us to build a pra	actical, attrac-
That Affiant(s) acknowledge(s) that if a prote may be required to provide additional information of the following segments of the segments of	Lion.	(signature) Nancy C. R (type or print name)	c.Ryan
the Affigures(s) herein personally known or sat	i <u>April</u> persopally appeared and Maisfactorily identifies	Oncy C. Tyon to me as such Affiants(s), and m	ade oath in due form of law
AS WITNESS my hand and Notarial Seal.	h are true and corre	Commission Expires: 8/10/	Wedge and belief. OTTERNO PUBLIC WOTARY

Affidavit in support of Administrative Variance

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That the Affiant(s) does/do present	dyreside at 905 Beaverb	ank Circle	
	address		
	Towson	MD	21286
	City	State	Zip Code
That based upon personal knowledgariance at the above address: (indicate)	ge, the following are the facts upo to hardship or practical difficulty)	n which I/we base the request	for an Administrative
r desire to build a	an attached garage	on the west side	of our residence
hampered by the	unique shape of o	ur property. I	t is pie-shaped
ving a severe ang	e on the west sid	e from north to	south. We have
esigned a structure			
outh east tip of ou nich causes a 14' se			ist property iim
ur designed plan is			and frame carac
ith a 16'8" front,	projecting south	17'8" to meet t	he 10' set back
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he end of the gare			
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four (4) foot varia	nce is required for	us to build a pr	actical attrac-
ve and usable garage			
nay be required to provide addition Andrew E. Ryan Type or print name)	un Ernan	(signsture) Nancy C. (type or print name)	Ryan
STATE OF MARYLAND, COUNT	Y OF BALTIMORE, to wit:	0.0	
I HEREBY CERTIFY, this //	to day of Moule	, 19 <u>9</u> /, before me,	a Notary Public of the State
of Maryland, in and for the County	aforesaid, personally appeared	10 00	
Indien E 16	uan and 1	ancy C My	an
he Affiants(s) herein, personally ki hat the matters and facts hereinabe	nown or satisfactorily identified to ove set forth are true and correct	o me as such Affiantt(s), and to the best of his/her/their kno	nade oath in due form of law owiedge and belief.
AS WITNESS my hand and Notar	ial Seal.		4
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Petition for Administrative Variance

to the Zoning Commissioner of Baltimore County

for the property located at

905 Beaverbank Circle

which is presently zoned

DR 3.5

This Detation shall be filed with the	Office of Zoning Administra	ation & Development Management.
This Pennion Shan be med with oic	Office of Forming Marining	ution a perciopinon menegeniem

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 Variance from Section(s) | B 0 2 3 B 6 BC 2R TO FERMIT A SIDEYARD SETBACK OF 11 FT AND COMBINED SUM OF SIDEYARDS OF 21 FT IN LIEU OF THE REQUIRED 15 FT AND 25 FT FOR

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

The irregular shape of our property makes it virtually impossible to construct a practical and attractive attached garage addition. The severe property angle on the west side of our home would cause us to build a triangular shaped garage or none at all, unless a four (4) foot variance is granted.

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

		ŧ	I/We do solemnty 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			Legai Owner(s)
			Andrew E. Ryan
(Type or Print Name)			(Type or Print Namer) (Aviliens & Ryan
Signature			Nancy C. Ryan
Address			(Type or Print Name)
City	State	Zipcode	Signature
Attorney for Petitioner			905 Beaverbank Circle 410-583-1899
(Type or Pnnt Name)			Address Phone No
			Towson MD 21286 City State Zipcode
Signature			Name, Address and phone number of representative to be contacted
·			Andrew E. Ryan
Address	Phone No		Name
			905 Beaverbank Circle 410-583-1899
City	State	Zipcode	. Address Phone No.
. en.			

Zoning Commissioner of Battimore County



REVIEWED BY: 9 DATE 4-91



Printed with Soybean Ink on Recycled Paper ITEM #: 462

ZONING DESCRIPTION FOR 905 Beaverbank Circle

Beginning at a point on the South side of Beaverbank Circle which is 50 feet wide at the distance of 239.31 feet Northeast corner of the centerline of the nearest improved intersecting street, Cromwell Bridge Road, which is 60 feet wide.

Being Lot #3, Block C, Section South II in the subdivision of Cromwell Valley as recorded in Baltimore County Plat Book #24, Folio #5, containing 10,092 square feet.

Also known as 905 Beaverbank Circle and located in the 9th Election District, 10th Council-manic District.

463

BALTIMORE COUNTY, -FICE OF FINANCE - RE	EVENUE DIVISION SH RECEIPT	1-463	59
MOOLET TO THE TOTAL OF THE TOTA	-97_ACCOUNT_		
DATE OF THE PARTY	AMOUNT	30,00	
PRECEIVED SEE	L KyAN		
EROM E	(010)		
FOR			
		SNATURE OF CASHIER	Ican

CERTIFICATE OF POSTING

DALLES IND.

	DIVIN, VAR
	RE: Case No.: 97-463-A
	Petitioner/Developer: PYAN, ETAL
	±
	Date of Hearing/Closing: 5/19/97
altimore County Department of armits and Development Management ounty Office Building, Room 111 1 West Chesapeake Avenue owson, MD 21204	•
ttention: Ms. Gwendolyn Stephens	,
mention. 1415. Gwendolyn Stephens	
adies and Gentlemen:	•
The sign(s) were posted on <u>FXD</u>	5/3-/97 (Month, Day, Year)
•	
· · · ·	Sincerely,
	Sincerely, (Signature of Sign Poster and Date)
	Satull Wolf 5/
	(Signature of Sign Poster and Date)
	(Signature of Sign Poster and Date) Patrick M. O'Keefe
	(Signature of Sign Poster and Date) Patrick M. O'Keefe (Printed Name) 523 Penny Lane (Address)
	(Signature of Sign Poster and Date) Patrick M. O'Keefe (Printed Name) 523 Penny Lane
	(Signature of Sign Poster and Date) Patrick M. O'Keefe (Printed Name) 523 Penny Lane (Address)

(Telephone Number)

BEAVERBANK

Exhibit A

*PLANNERS FILL IN THE TOSTING AN CLOSING DATES.

and Administration 17.

Request for Zoning: Administrative Variance

Date to be Posted: Anytime before but no later than ___* 5- 4- 9

REGUIRED

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

	ZONING NOTICE	
	ADMINISTRATIVE VARIANCE	
	Case No.: 97-463-A	
of 11 fr. 1		^

PUBLIC HEARING?

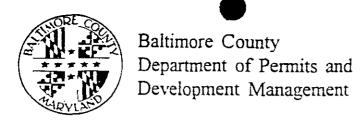
PURSUANT TO SECTION 26-127(b) (1), <u>BALTIMORE COUNTY CODE</u>. AN ELIGIBLE INDIVIDUAL OR GROUP MAY REQUEST A PUBLIC HEARING CONCERNING THE PROPOSED VARIANCE, PROVIDED THE REQUEST IS RECEIVED IN THE ZONING REVIEW BUREAU BEFORE 5:00 P.M. ON

5-19-97

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

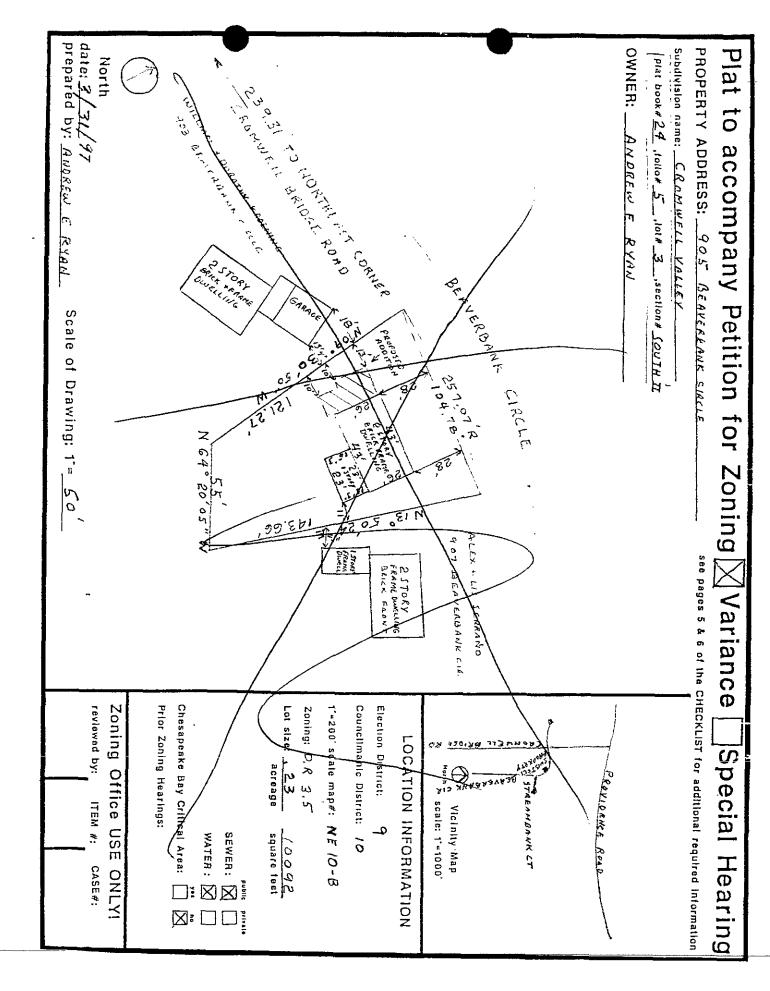
Baltimore County zoning regulations require that notice be given to the general public/neighboring property owners relative to property which is the subject of an upcoming zoning hearing. For those petitions which require a public hearing, this notice is accomplished by posting a sign on the property (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.: 463			
Petitioner: ANDREW E. RYAN			
Location: 905 BEAVERBANK CIRCLE			
PLEASE FORWARD ADVERTISING BILL TO:			
NAME: ANDREW E RYAN	·		
ADDRESS: 905 BEAVERBANK CIRCLE			
TOWSON, MD 21286			
PHONE NUMBER: 410 - 583 - 1899			
AJ:ggs		(Revi	.sed 09/24/96)



ABOUT YOUR ADMINISTRATIVE VARIANCE

Case Number: 97-463-A 905 Beaverbank Circle

S/S Beaverbank Circle, 239' +/- from centerline (NE) Cromwell Bridge Road

Legal Owner(s): Andrew E. & Nancy C. Ryan

Post by Date: May 12, 1997 4, 1997

Closing Date: May 27, 1997 19,1997

Contact made with this office regarding the status of this case should reference the case number and be directed to 410-887-3391. This notice serves as a refresher regarding the administrative process.

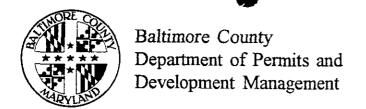
- 1. The zoning notice sign must be visible on the property under petition on or before the "Post by Date" noted above. It should remain there until after the closing date.
- 2. The "Closing Date" noted above is the deadline for a neighbor to file a formal request for a public hearing.
- 3. After the closing date, the file will be reviewed by the Zoning or Deputy Zoning Commissioner. He 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 with 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 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 Jabton, Director

June my

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

May 16, 1997

Mr. and Mrs. Andrew Ryan 905 Beaverbank Circle Towson, MD 21286

RE: Item No.: 463

Case No.: 97-463-A

Petitioner: Andrew Ryan, et ux

Dear Mr. and Mrs. Ryan:

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 April 21, 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.

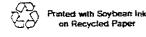
If you need further information or have any questions regarding these comments, please do not hesitate to contact the commenting agency or Roslyn Eubanks in the zoning office (410-887-3391).

Sincerely,

W. Carl Richards, Jr.

Zoning Supervisor

WCR/re
Attachment(s)



·E

BALTIMORE COUNTY, MARYLAND

INTER-OFFICE CORRESPONDENCE

TO: Arnold Jablon, Director
Department of Permits
and Development Management

DATE: May 7, 1997

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):

Earn L. Kern

Item No. 445, 463, 473, 474, 476, 477, 482, 484, 487

If there should be any questions or if this office can provide additional information, please contact Jeffrey Long in the Office of Planning at (401) 887-3495

Prepared by:

Division Chief:

AFK/JL

BALTIMORE COUNTY, MARYLAND

DEPARTMENT OF ENVIRONMENTAL PROTECTION AND RESOURCE MANAGEMENT

INTER-OFFICE CORRESPONDENCE

TO:

PDM

FROM:

R. Bruce Seeley & DS/GP Permits and Development Review

DEPRM

SUBJECT: Zoning Advisory Committee

Meeting Date: Mu

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

Item #'s: 463	486
464	481
471 472	482
473	483
474	485
475	487
476	
478	

RBS:sp

BRUCE2/DEPRM/TXTSBP

Baltimore County Government Fire Department



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

(410) 887-4500

May 8, 1997

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

RE: Property Owner: SEE BELOW

Location: DISTRIBUTION MEETING OF May 5, 1997

Item No.: SEE BELGW Zoning Agenda:

Gertlemen:

Pursuant to your request, the referenced property has been surveyed by this Bureau and the comments delow are applicable and required to be corrected or incorporated into the final plans for the property.

3. The Fire Maranal's Office has no comments at this time. IN PEFERENCE TO THE FOLLOWING ITEM HUMBERS:

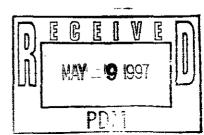
(463,)471, 473, 474, 475, 476, 477, 478, 479, 480, 482,

482, 484. and 437.

REVIEWER: LT. POREST P. SQUERWALD

Fire Marshal Office: PHOME 367-4881. MS-1102F

co: File







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 5.6.97 Item No. 463

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,

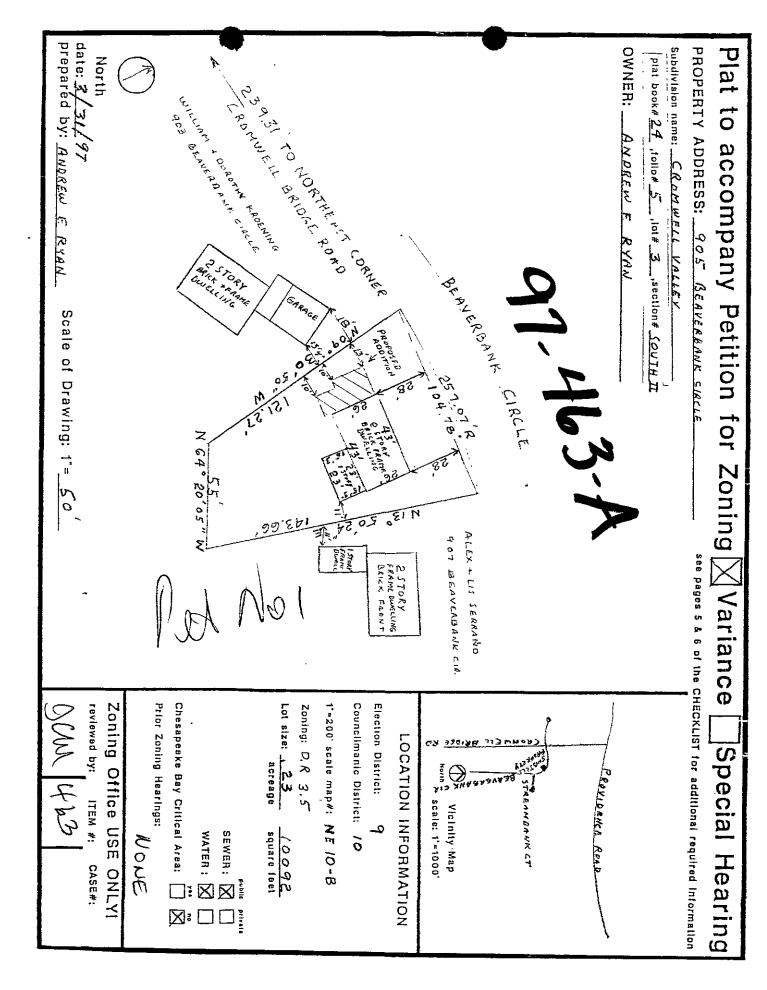
Ar Ronald Burns, Chief

I. f. strelle

Engineering Access Permits

Division

LG





Baltimore County Department of Permits and Development Management

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.

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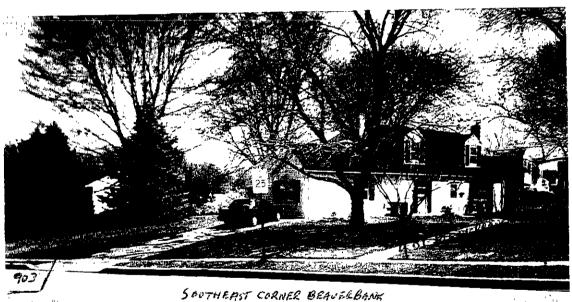
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	ARNOLD	JABLON,	DIRECTOR .
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Item No.:			
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Location: 905 BEAVERGANK CIRCLE	· · · · · ·		
PLEASE FORWARD ADVERTISING BILL TO:			
NAME: ANDREW E RYAN			
ADDRESS: 905 BEAVERBANK CIRCLE		,	
TOWSON, MD 21286		 	
PHONE NUMBER: 410 - 583 - 1899			
AJ:ggs			
•		(Rev	ised 09/24/96)

97-463



CROMWELL BRIDGE RD.



BEAVER BANK CIRCLE









