ORDER RECEIVED FOR FILING
Date
Sy

IN RE: PETITION FOR ADMIN. VARIANCE

W/S Brompton Road, 200' N of the

c/l of Longhill Road

(6713 Brompton Road) 2nd Election District

2nd Councilmanic District

Patricia V. Butler

Petitioner

* BEFORE THE

DEPUTY ZONING COMMISSIONER

OF BALTIMORE COUNTY

Case No. 98-27-A

* * * * * * * * * * *

FINDINGS OF FACT AND CONCLUSIONS OF LAW

This matter comes before the Deputy Zoning Commissioner for consideration of a Petition for Administrative Variance filed by the owner of the subject property, Patricia V. Butler. The Petitioner seeks relief from Section 1802.3.C.1 of the Baltimore County Zoning Regulations (B.C.Z.R.) to permit a rear yard setback of 21 feet in lieu of the required 25 feet for a proposed 10' x 11' addition. 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.

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 the 30-day appeal period from the date of this Order has expired. If an appeal is filed and this Order is reversed, the relief granted herein shall be rescinded.

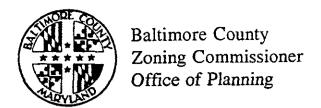
TIMOTHY M. KOTROCO

Deputy Zoning Commissioner

for Baltimore County

TMK:bis

DAIO HANDER WAS BEING



Suite 405, County Courts Bldg. 401 Bosley Avenue Towson, Maryland 21204 410-887-4386

August 26, 1997

Ms. Patricia V. Butler 6713 Brompton Road Baltimore, Maryland 21207

RE: PETITION FOR ADMINISTRATIVE VARIANCE
W/S Brompton Road, 200' N of the c/l of Longhill Road
(6713 Brompton Road)
2nd Election District - 2nd Councilmanic District
Patricia V. Butler - Petitioner
Case No. 98-27-A

Dear Ms. Butler:

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: People's Counsel

jile

Petition for Administrative Variance

to the Zoning Commissioner of Baltimore County

for the property located at

The undersigned, legal owne hereto and made a part hereof	hereby petition for a	a Variance from !	Section(s) / E o	2 2 1 1 8	190 TO SCO.
A REARYARD	SETBACK	of 21	FOR A	SUNFOOM	IN LIEM OF
of the Zoning Regulations of B practical difficulty)	-			y; for the following reas	

adjacent properties. Will only add appeal and character to Existing property

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

	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 THE PIN Name THE	(Type or Print Name)
City State Zipcode Altorney for Petitioner (Type or Print Name)	Signature 6713 Brompton Rd (410)281-1360 Address Phone No
Signature	Ratimate MO 21207 City State Zipcode Name, Address and phone number of representative to be contacted
Address Phone No	Name Sulphw-spreng Rd (410) 243-5991
City State Zipcode	Address Pho ne No

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

Zoning Commissioner of Baltimore County

ESTIMATED POSTING DATE:

M DATE 7-24-9



Printed with Soybean Ink 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 w	• 1 // /
That the Affiant(s) does/do presently reside at 6	rompton Rd
Battemore	M 2 12 67 State Zip Code
That based upon personal knowledge, the following are the facts upon white Variance at the above address: (indicate hardship or practical difficulty)	ch I/we base the request for an Administrative
Bueldena a son room or	thes property
Droper ties, well only add	stroct dayaren
to Execting property	Afficiación de la companya de la com
That Affiant(s) acknowledge(s) that if a protest is filed, Affiant(s) will be may be required to provide additional information.	required to pay a reposting and advertising fee and
isignal to GIA (1) Riffler	(signature)
type of print name	(type or print name)
STATE OF MARYLAND, COUNTY OF BALTIMORE, to wit:	210
of Maryland, in and for the County aforesaid, personally appeared	. 19 97, before me, a Notary Public of the State
Patricia V. Butler	
the Affiants(s) herein, personally known or satisfactorily identified to me a that the matters and facts hereinabove set forth are true and correct to the	is such Affiantt(s), and made oath in due form of law best of his/her/their knowledge and belief.
AS WITNESS my hand and Notanal Seal	JC,
7/16/97 NOTARY PT	Suun d. Enrig
	- Emiron al las

My Commission Expires: 9/1/98

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 know testify thereto in the event that a public hearing is scheduled in	wiedge of the Affiant(s) and that Affiant(s) is/are competent to in the future with regard thereto.
That the Affiant(s) does/do presently reside at _671	3 Brompton Rd
address	010 8/7
130 14 C	emose MD 21207 State Zip Code
	the base the request for an Administrative
That based upon personal knowledge, the following are the f Variance at the above address: (indicate hardship or practical difficulty	acts upon which live base the request for all Administrative
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	er obstruct adjacent
	1
properties, Well only	add appeal and Character
to Existing Property:	
)	
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The Afficiation color outledge (c) that if a protest is filed. Affi	iant(s) will be required to pay a reposting and advertising fee and
may be required to provide additional information.	DE CO
Alathing M Kully &	
Maymu U. Mano	★★ (signature)
TIPHOLIA 11 CHUHIEC 1	
type drannt name	(type or print name)
STATE OF MARYLAND, COUNTY OF BALTIMORE, to	
1 HEREBY CERTIFY, this 16th day of July	. 19 47 . before me, a Notary Public of the State
of Maryland, in and for the County aforesaid, personally app	
Patricia V. Butler	
the Affiants(s) herein, personally known or satisfactorily idea that the matters and facts hereinabove set forth are true and	ntified to me as such Affiantt(s), and made oath in due form of law correct to the best of his/her/their knowledge and belief.
AS WITNESS my hand and Notarial Seal	
7/16/97	NOTARY PUBLIC
date	NOTARY PUBLIC
	My Commission Expires: 9/1/98

Petition for Administrative Variance

to the Zoning Commissioner of Baltimore County

for the property located at 67/3 Brompton

which is presently zoned 0 K5,3
This Petition shall be filed with the Office of Zoning Administration & Development Management. The undersigned, legal owner(s) of the property situate in Baltimore County and which is described in the description and plat attached hereto and made a part hereof, hereby petition for a Variance from Section(s) 1802.3.C./, BCZP, TO PERMIT
A REAR MARD SETBALL OF 21 FOR A SUNFORM IN LIEN OF
THE REQUIRED 25:
of the Zoning Regulations of Baltimore County, to the Zoning Law of Baltimore County, for the following reasons: (Indicate hardship or practical difficulty)
son room well not desturb at obstruct Adjacent properties. Well only add appeal and Character to Existing property.
and Character to Existing property.
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
We do solemnly declare and aftirm under the penalties of perjury that, we are the legal owner(s) of the property which is the subject of this Petition
Compact Purchaser/Lessee Legal Dwner(s) Duly Regulation of the compact of the
DATEIGIA V. BUTLEY

(Type or Print Name) State Zipcode Attorney for Petitioner Brompton Rd (410)-281-1360 (Type or Print Name) Signature Address Phone No Zipcode City State

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

Zoning Commissioner of Baltimore County



REVIEWED BY: 9 CM DATE 7-24-9
ESTIMATED POSTING DATE: 8-3-97



Printed with Soybean link on Recycled Paper

98-24-A

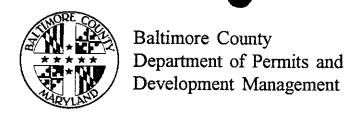
Zoning description for 6713 Brompton Road beginning at a point on the west side of Brompton Road which is 40 feet wide at the distance of 200 feet North of the centerline of the nearest improved intersecting street, Longhill Road, which is 40 feet wide. Being Lot # / Block, section Description of as recorded in Baltimore County, Plat Book # / Folio # 130 containing 7373 square feet. Also known as 6713 Brompton Road and located in the Election District Councilman District.

Butler

27

TRIBUTION WHITE - CASHIER PINK - AGENCY YELLOW - CUSTOMER	BALTIMORE COUNTY, MARYLAND FICE OF BUDGET & FINANCE FICE OF BUDGET & FINANCE MISCELLANEOUS RECEIPT 98.27 DATE DATE PROM: AMOUNT \$ 50.00 AMOUNT \$ 50.00 FOR: On 13 8 20 10 FOR:	
CASHIER'S VALIDATION	AMOUNT SO. 25 Sear of the Regulation County, Harvishold County, Harvis	
CASHIER'S VALIDATION	TIME 15:47:29 1M DRAMER 50.00 CHER MALY FORD	

CERTIFICATE OF POSTING



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

August 6,1997

ABOUT YOUR ADMINISTRATIVE VARIANCE

CASE NUMBER: 98-27-A
6713 Brompton Road
W/S Brompton Road, 200' N of centerline Longhill Road
2nd Election District - 2nd Councilmanic District
Legal Owner(s): Patricia V. Butler
Post by Date: 8/3/97
Closing Date: 8/18/97

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 COMPLETE. THE FILE MUST THROUGH FINAL GO REVIEW. ORDERS ARE NOT FOR DISTRIBUTION VIA PICK-UP. WHEN READY, THE ORDER WILL BE FORWARDED TO YOU VIA FIRST CLASS MAIL.

Arnold Jablon Director

cc: Patricia V. Butler

3

CLOSING DATES.

Request for Zoning: Admistrative Variance



Date to be Posted: Anytime before but no later than *8-3-97

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

ZONING NOTICE

ADMINISTRATIVE VARIANCE

Case No.: 98-27-A

A VARIANCE TO PERMIT A SUNPOOM WITH A REARYARD SETBACK OF 21ft. IN CIEN OF THE REQUIRED 25'.

PUBLIC HEARING?

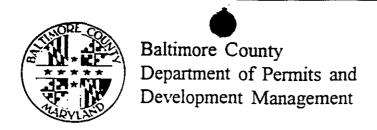
PURSUANT TO SECTION 26-127(b) (1), <u>BALTIMORE COUNTY CODE</u>. AN ELIGIBLE INDIVIDUAL OR GROUP MAY REQUEST A PUBLIC HEARING CONCERNING THE PROPOSED VARIANCE, PROVIDED THE REQUEST IS RECEIVED IN THE ZONING REVIEW BUREAU BEFORE 5:00 P.M. ON

8-18-97

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 Avent 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.

ĀR	RNOLD JABLON, DIRECTOR
For newspaper advertising:	
Item No.: 37	
Petitioner: Patricia Butlet	
Location: 67/3 Brompton Ro	
PLEASE FORWARD ADVERTISING BILL TO:	
NAME: Appleby systems anc.	
ADDRESS: 1585 SUPPLUT Sprena Ro	1 Baltanove MO
21227	
PHONE NUMBER: 410 242-5970	
AJ:ggs	

Printed with Soybean link

(Revised 09/24/96)

49 00.

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

DATE: 10/07/95

Armold Japlin, 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 August 4, 1967

Itam No.: SEE BELOV Zoning Agenda:

Ger lement

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

E. The Fine Minchause Islance has no commense et ance a me, or second second or has second to the language second second or the second of the

010, 011, 021, 015, 025, 028, 027, 028, 029 080, 031, and 038

REVIEWERS 117 POSERT F BAUERWALD Time Meximal Chilasol PHONG 887-4981, MELICORE THE File

INTER-OFFICE CORRESPONDENCE

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

DATE: August 12, 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):

Item Nos. 20, 22, 26, 27, 28, 29, 33, 38, 39, 40 and 41

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: John M. Korg Division Chief: Cangl-Kerns

AFK/JL

DEPARTMENT OF ENVIRONMENTAL PROTECTION AND RESOURCE MANAGEMENT

INTER-OFFICE CORRESPONDENCE

TO:

MC9

FROM:

R. Bruce Seeley . R. B. / 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:

20

RBS:sp

BRUCE2/DEPRM/TXTSBP

INTEROFFICE CORRESPONDENCE

TO:

Arnold Jablon, Director

Date: August 11, 1997

Department of Permits & Development

Management

FROM

Robert W. Bowling, Chief

Development Plans Review Division

SUBJECT:

Zoning Advisory Committee Meeting

for August 11, 1997

Item Nos. 020, 021, 022, 023, 025, 026 027, 028, 029, 030, & 033

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

RWB:HJO:jrb

cc: 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

Baltimore County 8 · 7 · 5 7 RE:

Item No.

OZ7 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,

Ronald Burns, Chief

Engineering Access Permits

f. f todh

Division

LG

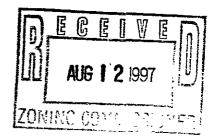
INTER-OFFICE CORRESPONDENCE

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DATE: August 12, 1997

FROM: Arnold F. "Pat" Keller, III, Director Office of Planning

SUBJECT: Zoning Advisory Petitions



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Item Nos. 20, 22, 26, 27, 28, 29, 33, 38, 39, 40 and 41

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: Cary C. Kerns

AFK/JL

DATE:

July 24, 1997

TO:

Hearing Officer

FROM:

Joseph C. Merrey Planner i

Zoning Review, PDM

SUBJECT:

Item #27

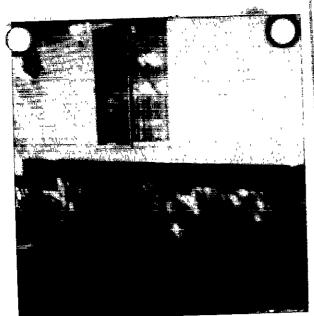
67133 Brompton Road

Applicant was advised that plan did not contain all checklist information and was not drawn to scale in all locations.

Also "hardship and practical difficulty" statement was "brief".

JCM:scj

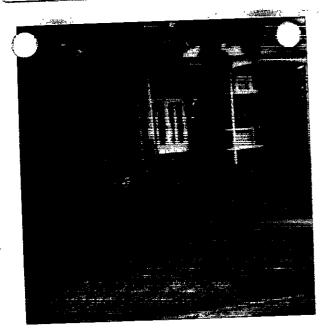
North date: 7-24-97 prepared by: Greg S. Bekhes Scale of Drawing: 1"= 40"	Adjacenty Profesty Profesty In 150' Profesty EXISTING DWELLING FRONT 88' Excompton Rd	Plat to accompany Petition for Zoning Veroperty Address: 67/3 Brown Rd Zoning Veroperty Roll Plat books 31/12/101101/2017 Resident God Rolling Rolling Connections Control Roll Plat books 31/12/101101/2017 Resident God Rolling Connections Control Rolling
Zoning Office USE reviewed by: ITEM #:	Chasapeake Bay Critical Area: Chasapeake Bay Critical Area: Chasapeake Bay Critical Area: Chasapeake Bay Critical Area: Prior Zoning Hearings: None	ariance Special Hearing
ONLY!	NFORMATION SEWER: SEWER	Special Hearing



Butter



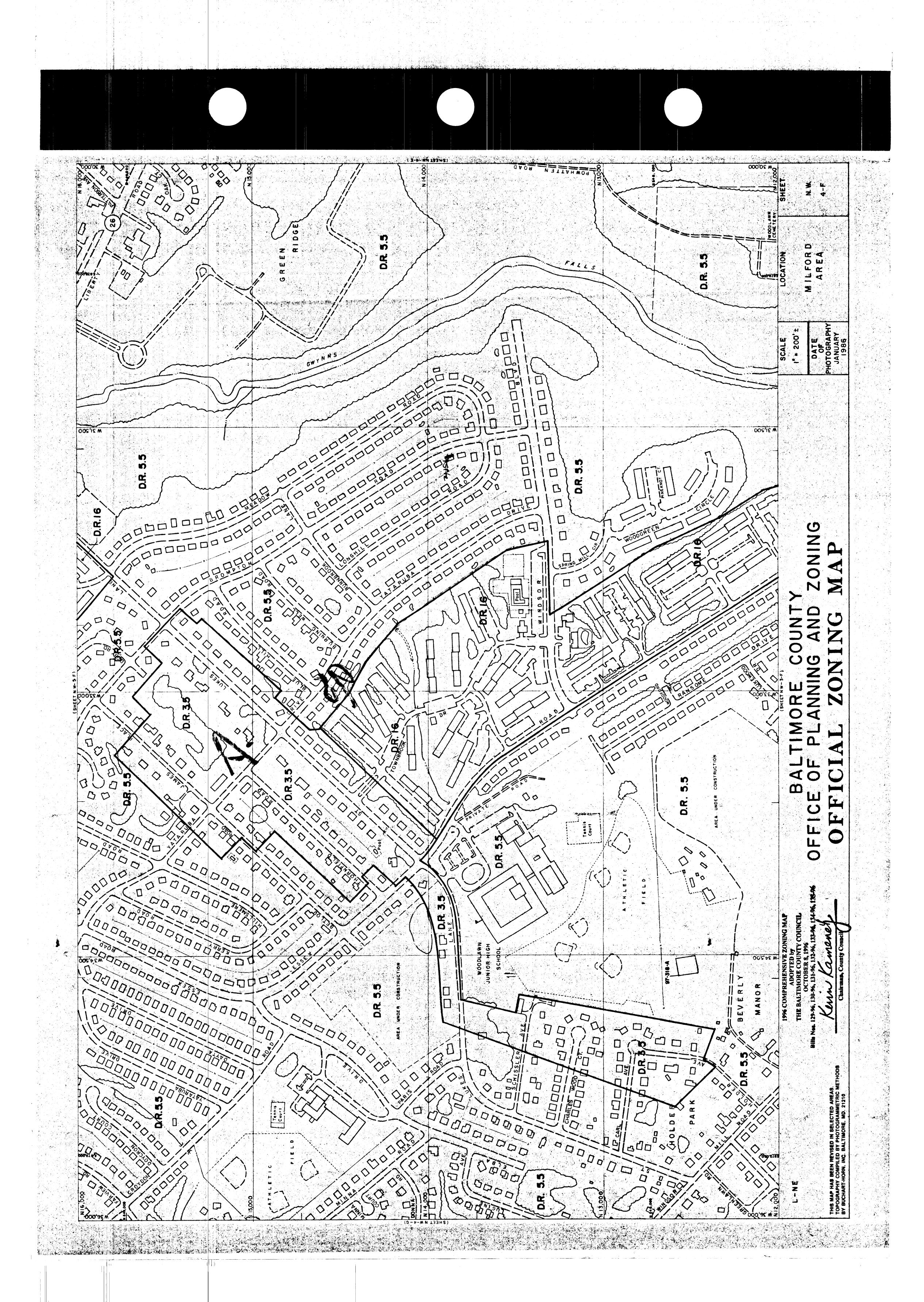
Right 27



From 27



Lest



ZONING OFF