PETITION FOR ADMIN. VARIANCE IN RE:

E/S Anglohill Rd., 109 ft. N

of c/l of Saxonhill Drive 10603 Anglohill Road

8th Election District

3rd Councilmanic District

Robert T. Franz, et ux

Petitioners

BEFORE THE

DEPUTY ZONING COMMISSIONER

OF BALTIMORE COUNTY

Case No. 98-80-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 the subject property, known as 10603 Anglohill Road, located in the Cockeysville section of Baltimore County. The Petition was filed by the owners of the property, Robert T. Franz and Rose M. Franz, his wife, through the administrative variance process. The Petitioners seek relief from Sections 1802.3.B and 301 of the Baltimore County Zoning Regulations (B.C.Z.R.) to permit a 3 ft. side yard setback in lieu of 7.5 ft., for a screened-in The subject property and relief sought are more particularly porch. described on the site plan submitted which was accepted and marked into evidence as Petitioner's Exhibit 1.

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 Deputy 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 23 day of September, 1997 that the Petition for a Zoning Variance from Sections 1802.3.B and 301 of the Baltimore County Zoning Regulations (B.C.Z.R.) to permit a 3 ft. side yard setback in lieu of 7.5 ft., for a screened-in porch, in a D.R.3.5 zone, 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.

TMK:mmn

TIMOTHY M. KOTROCO

Deputy Zoning Commissioner for Baltimore County



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

September 23, 1997

Mr. and Mrs. Robert T. Franz 10603 Anglohill Road Cockeysville, Maryland 21030

RE: PETITION FOR ADMINISTRATIVE VARIANCE

Property: 10603 Anglohill Road

Case No. 98-80-A

Dear Mr. and Mrs. Franz:

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 Zoning Administration and Development Management office at 887-3391.

Very truly yours,

TIMOTHY M. KOTROCO

Deputy Zoning Commissioner

for Baltimore County

TMK:mmn

encl.

Petition for Administrative Variance

to the Zoning Commissioner of Baltimore County

for the property located at

10603 Anglohill RD. Cockeysuite 20030 which is presently zoned D.R. 3.5

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)

11302.3.13. + 301 to permit a 3 ft. sile yard in lice of 7.5 ft.

of the Zoning Regulations of Baltimore County, to the Zoning Le practical difficulty) The South side of my how to locate the room. The topograph to locate the room on that side (D) on the North side of the house which have an exterior doorway through	aw of Baltimore County; for the following reasons: (indicate hardship or are is the only feasible area within which on the North side is such that it is impossible crainage Swale) Further more there are bedrooms hower no extensive closers. The South side does the Kathe.
Property is to be posted and advertised as prescr	
	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). Robert T. FRANZ
(Type or Print Name)	(Type or Print Name)
Signature	Rose M. Franz
Address City State Zipcode	Signature Signature
City State Zipcode Attorney for Petitioner	10603 AnglohiLRD. 667-649
(Turn or Print Name)	Address Phone No

Name, Address and phone number of representative to be contacted

SAMM

Address Phone No Name

City State Zipcode Address Phone No

Zoning Commissioner of Baltimore County



Signature

HEWED BY: DATE:

ESTIMATED POSTING DATE:

8/28/97



Printed with Soybean link on Recycled Paper ITEM #: 80

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 gives 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 10603 Anglohill RD That based upon personal knowledge, the following are the facts upon which I/we base the request for an Administrative Variance at the above address: (indicate hardship or practical difficulty) reasons stated as reverse side. In addition rughbors rut to me have so Objection 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. (signature) (type or print nar STATE OF MARYLAND, COUNTY OF BALTIMORE, to wit: 7, before me, a Notary Public of the State day of UMOMO I HEREBY CERTIFY, this of Maryland, in and for the County aforesaid, personally appeared the Affiants(s) herein, personally known or satisfactorily identified to me as such Affiantt(s), and made oath in due form of law that the matters and facts hereinabove set forth are true and correct to the best of his/her/their knowledge and belief AS WITNESS my hand and Notarial Seal. Jugust 1, 1997 My Commission Expires: Oune 7, 2000

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 10603 Aniquoh, LL RD. cockeysville mo. That based upon personal knowledge, the following are the facts upon which I/we base the request for an Administrative Variance at the above address: (indicate hardship or practical difficulty) easons stated on reverse side. In addition, reighbors next to me have no objection (See letter 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.

(signature) (type or print name STATE OF MARYLAND, COUNTY OF BALTIMORE, to wit

of Maryland, in and for the County aforesaid, personally appeared 19 97, before me, a Notary Public of the State

the Affiants(s) herein, personally known or satisfactorily identified to me as such Affiantt(s), and made oath-in-due form of law that the matters and facts hereinabove set forth are true and correct to the best of his/her/their knowledge and belief

AS WITNESS my hand and Notarial Seal

august 1, 1997

My Commission Expires. June 7,2000

ESTIMATED POSTING DATE:

Petition for Administrative Variance

to the Zoning Commissioner of Baltimore County

for the property located at 10603 Anglohill RD. Cockers ville 21030 which is presently zoned 12 R 3.5

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)

1B623.B + 301 to permit a 3ft sile yard in lieu of 7.5 ft

of the Zoning Regulation oractical difficulty) The ocake this roll ocake the roc	ns of Baltimore Count L SOUTH SIDE DOM: The to DOM: ON that	y, to the Zoning Law of my had socraphy of	of Baltimore County; for the USE 15 the One of the North Stringer School	he following reasons: (indicate hardship or by feas, bli area within w side is such that it is imp Furthermore, there are bell duois. The South side do
he porth side	of the nous	e which has	the Kitchen.	acors, The south state as
Property is to be p	posted and adver	tised as prescrib	ned by Zoning Regula	ations. this petition, and further agree to and are to to the Zoning Law for Baltimore County
				and affirm, under the penalties of perjury, that ifwe are the erty which is the subject of this Petition
Contract Purchaser Lessee			Legal Owner(s) Robert	T. FRANZ
(Type or Print Name)			(Type or Print Name)	V.Ry
Signature			Signature	M-Frank
Address			(Type or Print Napre)	e M. Franz
City Aftorney for Petitioner	State	Zipcode	Signature V	marker 11 RD. 667-6419
Type or Print Name)			Address COLKE VEVI	ise MO- 21030
Signature			City Name, Address and phone	State Zipcode e number of representative to be contacted
Address	Phone	No	$\frac{3}{N_{Ame}}$	<u>e</u>
City	State	Zipcode	Address	Phone No
A Public Heating having be	en requested and/or found	d to be required, it is orde lic hearing , advertised, o	red by the Zoning Commissione as required by the Zoning Regula	er of Bailimore County, this day of 10 ations of Bailimore County, in two newspapers of general

PROPERTY DESCRIPTION

20 wing Description For 10603 Anglobic RD.

Beginning AT A DOINT ON THE EAST SIDE OF

Anglohic PD which is 30 Feet wide AT The DISTANCE

OF 109 Feet North of the Centerline of the NEALEST

IMPROVED INTERSECTING STREET SAYONLIC DR. which is

30 Feet wide. Being Lot # 50, Block J, Section III

IN THE SUBDIVISION OF SPRINGARLE AS RECORDED IN

BALTIMORE CONTY PLAT BOOK # 33, FOLIO # 8,

CONTAINING 9311 Sq. FRET. Also KNOWN AS 10603 Anglobic

RD AND LOCATED IN THE 8th Election DISTRICT,

3 ED COUNCILMANIN DISTRICT.

VIRIBUTION WHITE - CASHIER DATE 8/87 FROM: Franz Robert WISCELLANEOUS RECEIPT BALTIMORE COUNTY, MARYLAND FICE OF BUDGET & FINANCE Man: 1/2 PINK - AGENCY ACCOUNT 01-615 AMOUNT \$ 50 YELLOW - CUSTOMER \$ 50.00 10603 Anglohill RI 043336 Will goo, Adding consisted CASHIER'S VALIDATION ---32

CERTIFICATE OF POSTING

RE: Case No.: 98-80-A

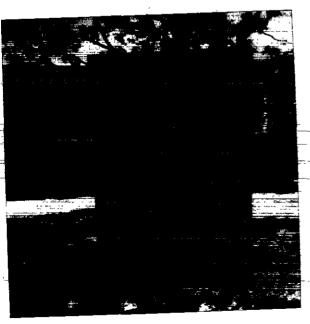
Petitioner/Developer: (Robert T. Franz) Date of Hearing/Closing: (Sept.22, 1997)

Baltimore County Department of Permits and Development Management County Office Building, Room 111 111 West Chesapeake Avenue Towson, Maryland 21284

Attention: Ms. Gwendolyn Stephens

Ladies and Gentleman:

This letter is to certify under the penalties of perjury that the necessary si	gn(s) required by law
were posted conspicuously on the property located at	
10603 Anglohill Road Cockeysville Maryland 21030	
The sign(s) were posted onSept 5, 1997(Month, Day, Year)	



Sincerely,

(Signature of Sign Poster & Date)

Thomas P. Ogle, Sr.

325 Nicholson Road

Baltimore, Maryland 21221

(410)-687-8405

(Telephone Number)

98-80-A

Exhibit A *PLANNERS FILL IN THE POSITING AND

CLOSING DATES.

Request for Zoning: Administrative Variance

Date to be Posted: Anytime before but no later than * ?/-

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

Ihm # 80

ZONING NOTICE

ADMINISTRATIVE VARIANCE

Case No.: 98-80-A

Vaciance to permit a 3 ft. side yard in her of 7.5ft

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

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

PRODING DUIDO.

Request for Zoning: Admittrative Variance

Date to be Posted: Anytime before but no later than * 7/7/97

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

Ihm # 80

ZONING NOTICE

ADMINISTRATIVE VARIANCE

Case No.: 98-80-A

Variance to permit a 3 ft. side yard in her of 7.5ft

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

9/22/97

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



Baltimore County Department of Permits and Development Management

Development Processing
County Office Building
111 West Chesapeake Avenu
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.

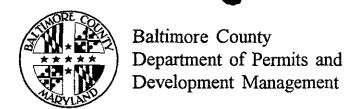
NON-PAYMENT OF ADVERTISING FEES WILL STAY ISSUANCE OF ZONING ORDER.

Ī	ARNOLD	JABLON,	DIRECTOR
For newspaper advertising:			
Item No.: 80			
Petitioner: Robert Franz			
Location: 10603 Anglo hill Rd.		·····	
PLEASE FORWARD ADVERTISING BILL TO:			
ADDRESS: 10603 Anglob.11 Rd.			
_ (ockeysv.1k, MD 21030			
PHONE NUMBER: 410-667-6419		_	
AJ:ggs			

Printed with Soybean Ink

(Revised 09/24/96)

	prepared by: Scale of Drawing: 1"=
reviewed by: ITEM #: CASE#:	North
SEWER: PILLING SEWER:	
Zoning. Lot size: acreage square feet	
LOCATION INFORMATION Election District Councilmanic District.	
Vicinity Map	
	plat book#,folio#,section# OWNER:
riance Special Hearing	Plat to accompany Petition for Zoning Variance



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

September 22, 1997

Mr. and Mrs. Robert Franz 10603 Anglohill Road Cockeysville, MD 21030

RE: Item No.: 80

Case No.: 98-80-A

Petitioner: Robert Franz, et ux

Dear Mr. and Mrs. Franz:

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 August 28, 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.

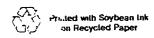
If you need further information or have any questions regarding these comments, please do not hesitate to contact the commenting agency or Roslyn Eubanks in the zoning office (410-887-3391).

Sincerely

de and is

W. Carl Richards, Jr. Zoning Supervisor

WCR/re Attachment(s)



DEPARTMENT OF ENVIRONMENTAL PROTECTION AND RESOURCE MANAGEMENT

INTER-OFFICE CORRESPONDENCE

TO:

MC9

FROM:

R. Bruce Seeley RTS/PP 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:

RBS:sp

BRUCE2/DEPRM/TXTSBP

BALTIMORE COUNTY, MARYLAND



INTER-OFFICE CORRESPONDENCE

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

DATE: September 4, 1997

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

Office of Planning

SUBJECT: Zoning Advisory Petitions

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

Item Nos. 79 and 80

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.

Dary L. Kenn

Prepared by:

Division Chiefz

AFK/JL



David L. Winstead Secretary

Parker F. Williams Administrator

9-8-97

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

RE: Baltimore County

Item No. 080 (MJ)

Dear Ms. Eubanks:

We have reviewed the referenced item and we have no objection to approval, as the proposed development is not located on a State roadway and there are no impacts to any SHA facilities.

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

LG

My telephone number is ...



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

September 9, 1997

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

RE: Property Owner: Dennis Florian and Kathy Florian 070 Robert T. Franz and Rose M. Franz 080

Location: DISTRIBUTION MEETING OF SEPTEMBER 8. 1997

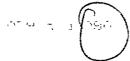
Item No. . 075 AND 05:

Zoning Agendar

Egnt Galer:

Turstant to jour request, the retarented probably has been surveyed by this surveyed and the comments has a spiciable and equives to be to rested on interpersion list the ring of the property.

The Fire Marchalia Office has no comments as the cume. Inthe Partechine of the State of Tolling 1977.



75 JULE 15 LOW TOUR TOP GAMERIALS TO TOUR HARMAN CONTES PHONE BET HOLD SHOWN AND USE

d7-4940

Josephy owner should that there is were at with the charged by rousine

Harry ,

August 15, 1997

Zoning Commissioner for Baltimore County

To whom it may concern:

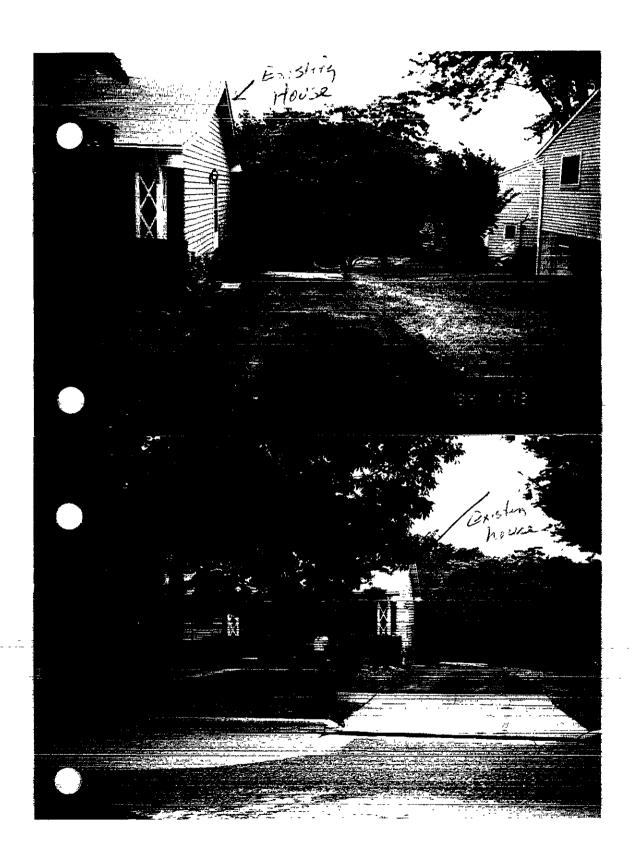
As owners of the property at 10601 Anglohill Road, Cockeysville, Maryland 21030, we do not object to Robert T. Franz obtaining a zoning variance for his property at 10603 Anglohill Road in order to construct a screened-in-porch that will be adjacent to our residence. Our understanding is that the porch will extend approximately ten feet out from the Franz residence and will still be an acceptable distance from our residence.

Sincerely,

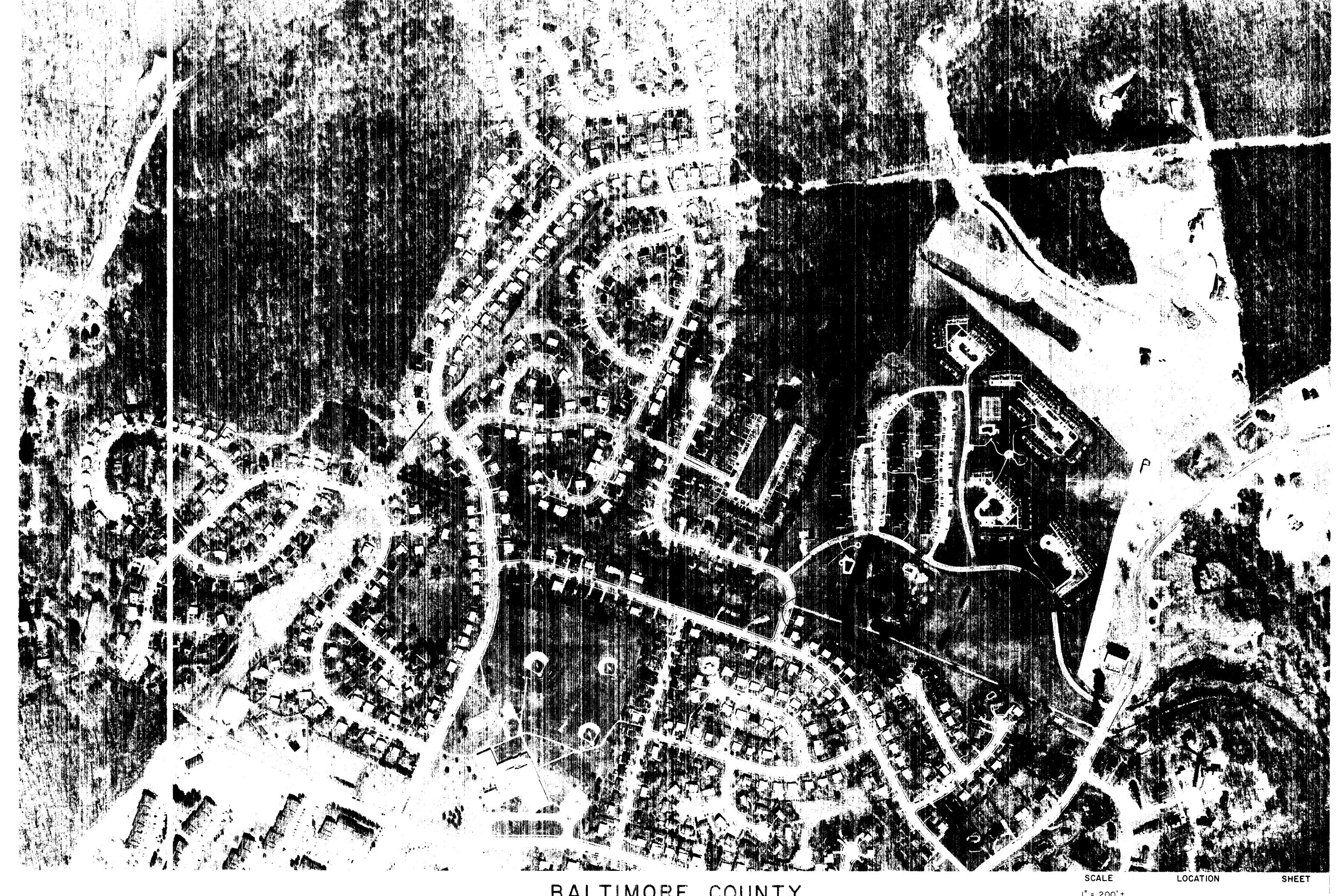
John G. Staab

Constance A. Staab

& HOLDEFER, INC SURVEYORS AND CIVIL ENGINEERS 8013 BELAIR ROAD / BALTIMORE, MD. 21236 (301) 668-1501 (301) 228-3350 539 POPLAR STREET / CAMBRIDGE, MD. 21613 111 JOHN STREET / WESTMINSTER, MD. 21167 (301) 848-1790 11 S. WASHINGTON STREET / EASTON, MD. 21601 (301) 822-5433
Plat showing property known as \$10603 Anglohill Road. Also known as Lot 50, Block J. as shown on PLAT 10 (REVISED), A PART OF SECTION III, SPRINGDALE, which Plat is recorded among the Land Records of Baltimore County in Plat Book 33, Folio 8. 30 MINEY OUILD'S ROBERT T. FRANZ Cockeysville, mol. 21030 P AN GLEORING TO EMAC CURP " STORY BRICH FRIME SATATORIVE, 10603 FAROUR ADON CRAINAGE OF UT Anglobill RD. och 10001 " M 31 SETBACK 5 100 28 58 ROPOSED REPIRED 92115 SQ.FT. AREA OF LOT := 5 75° 00 #80 LOCATION INFO : . COUNCILMANN DISTRAT: 3 I hereby certify that I have surveyed the property shown hereon for the purpose of locating the improvements only, and the improvements are located as shown. Exact property corner have not been established or set We assume no responsibility or liability for any rights-of-way or easements recorded or unrecorded, not appearing on the record plat and/or mentioned in the title deed referred to hereon. . ELECTION DISTRICT: 08 20NING D.R. 3.5 selver yes 14; WATER: YES, Ches. BAY CRITICAL AND NO Signed this... day of. PRIOR HEARINGS: NO SCALE 20 H. = 1 inch 78209







BALTIMORE COUNTY OFFICE OF PLANNING AND ZONING PHOTOGRAPHIC MAP

I" = 200' ±

DATE OF PHOTOGRAPHY

RESERVOIR AREA

LOCH RAVEN

