IN RE:

PETITION FOR ADMIN. VARIANCE

SE/Corner Tallulah Avenue and

Thayer Terrace

(6615 Tallulah Avenue)
2nd Election District
2nd Councilmanic District

Wilbert Weaver, et ux

Petitioners

* BEFORE THE

* DEPUTY ZONING COMMISSIONER

* OF BALTIMORE COUNTY

* Case No. 98-169-A

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* * * * * * * * * *

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 owners of the subject property, Wilbert and Mable Weaver. The Petitioners seek relief from Section 1802.3.C.1 of the Baltimore County Zoning Regulations (B.C.Z.R.) to permit a side yard setback of 21 feet in lieu of the required 25 feet for a proposed 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.

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.

Fursuant 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 <u>36th</u> day of November, 1997 that the Petition for Administrative Variance seek relief from Section 1802.3.C.1 of the Baltimore County Zoning Regulations (B.C.Z.R.) to permit a side yard setback of 21 feet in lieu of the required 25 feet for a proposed addition, 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 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.

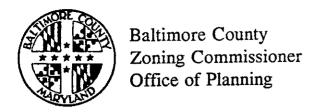
TIMOTHY M. KOTROCC

Deputy Zoning Commissioner

for Baltimore County

TMK:bjs

ORDER RECUELLE METERING Sate



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

November 26, 1997

Mr. & Mrs. Wilbert Weaver 6615 Tallulah Avenue Baltimore, Maryland 21207

RE: PETITION FOR ADMINISTRATIVE VARIANCE
SE/Corner Tallulah Avenue and Thayer Terrace
(6615 Tallulah Avenue)
2nd Election District - 2nd Councilmanic District
Wilbert Weaver, et ux - Petitioners
Case No. 98-169-A

Dear Mr. & Mrs. Weaver:

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,
buthy llotroco

TIMOTHY M. KOTROCO

Deputy Zoning Commissioner

for Baltimore County

TMK:bjs

cc: People's Counsel

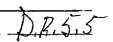
File

Petition for Administrative Variance

to the Zoning Commissioner of Baltimore County

for the property located at

66/5 TA //u/Alt BVA
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 hereto and made a part hereof, hereby petition for a Variance from Section(s) 1B02.3.C.1

To allow an addition with a side yard setback of 21 feet in leiu of the required 25 feet.

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

It is a corner lot and we do not have a 25' Setbuk ne have & SEE REVENCE SIDE

Property is to be posted and advertised as prescribed by Zoning Regulations.

REVIEWED BY: JRF DATE: 10/27/97

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 solembly 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)
			Mr. Wilbert Weaver (Type or Print Name) Wilbert Weaver Signature
(Type or ^o rint Name)			(Type or Print Name)
			Welbert Wenner
Signature			Signature
			Signature Mrs. Mable Weaver (Type or Print Name)
Address			(Type or Print Name)
			Mable L. Weaver
City	State	Zipcode	Signature
Attorney for Petitroner			6615 Tallitah are 410-298-318
(Type or Print Name)			Address Phone No
			Baltimore Mp 21207
Signature			Name, Address and phone number of representative to be contacted
Tributed Property Pro			Mrs mable breaver
Address	Phone	No	Mrs Mable breaver 66 15 TA // AH Am (410) 27306/0
City	State	Zipcode	Address Phone No.
A Public Hearing having bee	en requested and/or foun	d to be required, it is ordi	ered by the Zoning Commissioner of Baltimore County, thisday of
circulation throughout Bathr	more County, and that the	e property be reposted	
			Zoning Commissioner of Baltimore County

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 with regard thereto.

That the Affiant(s) does/do presently reside at 6615 TALLULAH AVA

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) MOYM- 16 No longer ABLE to TAKEARN OF ther Salk Thera fore would more Space in Home Proposed Appitoon For Closurs. Therefore her For Regulsting A 2 VAriance for This ANDITION. 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. STATE OF MARYLAND, COUNTY OF BALTIMORE, to y day of Uchber before me, a Notary Public of the State I HEREBY CERTIFY, this the Affiants(s) herein, personally known or satisfactorily identified to meas 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 kpowledge and belief. AS WITNESS my hand and Notarial Seal.

My Commission Expires

NOTARY

4811392

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 66/5 TALLULA HAUA.

address.
Polyipone MB 2/20)
City Same
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)
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Cara of Gersell There for a read mora Spain.
in Home to Alcomodorn Her, Not Enryh
Room in Proposed Addition for Closurs. Therefore
in Home to Accommodate Her, Not Enryla Room: N Proposed Addition for Closurs. Therefore he Ara Suguesting A 2 Variance For this
ADDINOUN
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. The lacitle we had added. The lacitle we had added. The lacitle we had added.
(signature) West Weaver (type or print name) Mrs Mash heaver (signature)
STATE OF MARYLAND, COUNTY OF BALTIMORE, to wit: I HEREBY CERTIFY, this
Mable + Wilbut Wlave
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 NOTARY PUBLIC NOTARY PUBLIC
My Commission Expires:
TESTA TESTA
NOTARVIC

Petition for Administrative Variance

to the Zoning Commissioner of Baltimore County

for the property located at 66/5 TA/IV/AH AUN 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 1B02.3.C.1 hereto and made a part hereof, hereby petition for a Variance from Section(s)

To allow an addition with a side yard setback of 21 feet in leiu of the required 25 feet.

	ions of Baltimore County, to the Zoning Law of Baltimore County; for the following reasons: (indicate hardship or	
practical difficulty)	Itisa corner lot and we do not have a	
	25' set back ne have 31'. See Therese Sus	K

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 penalities or perjury that i/we are legal owner(s) of the property which is the subject of this Petition
Contract Purchaser/Lessee			Legal Owner(s)
			My Wilbert Weaver
(Type or Print Name)			(Type or Print Name)
			Willest Weaver
Signature			Signature
			Mrs mable Wiever
Address			(Type or Print Name)
		,	Walle Z. Weaver
City	State	Zipcode	Signature
Attorney for Petitioner			6615 Tallulahane 410-298-3
(Type or Print Name)			6615 Tallulah au 910-298-3 Address Phone No
			Bultimone MO 2120
			Cffy State Zipcode
Signature	•		Name, Address and phone number of representative to be contacted
			Mrs maslu huguer
Address	Phone No		Mrs maslu huavur 6615 TallulaH Aun (410) 273-6
	<u> </u>		6615 TAIIVIAH AUN(410) 273-6
City	State	Zipcode	Address Phone No

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





Printed with Soybean Ink on Recycled Paper



Zoning Description For __ 6615 Tallulah ave.

Beginning at a point on the South west Side of Nort South east or west.

6615 Tallulah at which is 407 wide ATA DISTANCOF 20FT

Centerline of the nearest improved intersecting street

Which is 407t wide.

In the Subdivion of Theyer Terr

As recorded in Baltimore County Plat Book "13" Folio "134,"

Containing 8-4-34 also known as 6615 Tallulah ave.

and Located in the 2nd Election District.

#169

DISTRIBUTION WHITE - CASHIER PINK - AGENCY YELLOW - CUSTOMER	FROM: OIG Variance Taken by: JEF	AMOUNT \$ 50.00	ACCOUNT R-001-615-000	BALTIMORE COUNTY, MARYI D No. 044339 MISCELLANEOUS RECEIPT
CASHIER'S VALIDATION		Referet # 029018 CR NO. 044539 50.00 CREEK Baltimare County, Harvions	S MISUELLANDER DAY RETERPT S MISUELLANDER DAY RETERPT OF THE PROPERTY OF THE	MILETAL SALVES OF THE SALVES O

CERTIFICATE OF POSTING

RE: Case No.: 98-169-A
Petitioner/Developer:
(Mabel Weaver)
Date of Hearing/Closing:
(Nov. 24, 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 sign(s) required by		
law were posted conspicuously on the property located at		
The sign(s) were posted onNov. 8, 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)

Request for Zoning: Administrative Variance

Date to be Posted: Anytime before but no later than $\frac{11-9-97}{}$

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

ZONING NOTICE

ADMINISTRATIVE VARIANCE

Case No.: 98-169-A

Administrative Variance - To allow an addition with a sideyard setback of 21 A. in how of the required 25 A.

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

11-24-97

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 Avenus 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.

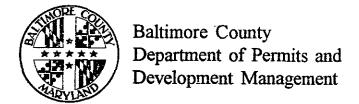
NON-PAYMENT OF ADVERTISING FEES WILL STAY ISSUANCE OF ZONING ORDER.

	ARNOLD JABLON, DIRECTOR
	For newspaper advertising:
	Item No.: 169
~	Petitioner: Wilbert & Mable L. Weaver
~	Location: 16615 Tallulah ave.
	PLEASE FORWARD ADVERTISING BILL TO:
	NAME: Wilbert + Mable Li Weaver
	ADDRESS: 6615 Tallulah ave.
	Baltimore Maryland 21207
·	PHONE NUMBER: 4/0- 298-3/8/

Printed with Soybean Ink

AJ:ggs

(Revised 09/24/96)



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

November 3, 1997

<u>ABOUT YOUR ADMINISTRATIVE VARIANCE</u>

CASE NUMBER: 98-169-A 6615 Tallulah Avenue SEC Tallulah Avenue & Thayer Terrace 2nd Election District - 2nd Councilmanic District Legal Owner: Wilbert Weaver & Mable Weaver Post by Date: 11/9/97

Closing Date: 11/24/97

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.

- 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.
- The "Closing Date" noted above is the deadline for a neighbor to file a formal request for a public hearing.
- 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 a public hearing.
- In cases that must go to a public hearing (whether due to a neighbor's formal request or by order the Commissioner), notification of same will be forwarded to you. The sign on the property must be changed giving notice of the hearing 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.

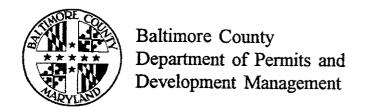
PLEASE UNDERSTAND THAT ON THE CLOSING DATE, THE PROCESS IS NOT COMPLETE. THE FILE MUST GO THROUGH FINAL REVIEW. ORDERS ARE NOT AVAILABLE FOR DISTRIBUTION VIA PICK-UP. WHEN READY, THE ORDER WILL BE FORWARDED TO YOU VIA FIRST CLASS MAIL.

Arnold Jablon Director

c: Wilbert & Mable Weaver



Printed with Soybean Ink on Recycled Paper



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

November 19, 1997

Mr. and Mrs. Wilbert Weaver 6615 Tallulah Avenue Baltimore, MD 21207

RE: Item No.: 169

Case No.: 98-169-A

Petitioner: Wilbert Weaver, et ux

Dear Mr. and Mrs. Weaver:

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 October 27, 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.

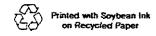
If you need further information or have any questions regarding these comments, please do not hesitate to contact the commenting agency or Roslyn Eubanks in the zoning office (410-887-3391).

Sincerely,

W. Carl Richards, Jr.

Zoning Supervisor

WCR/re
Attachment(s)





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 1/1/41 Item No. 1/9

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.

RE:

Thank you for the opportunity to review this item.

Very truly yours,

PV Ronald Burns, Chief

Engineering Access Permits

Division

LG

BALTIMORE COUNTY, MARYLAND

DEPARTMENT OF ENVIRONMENTAL PROTECTION AND RESOURCE MANAGEMENT

INTER-OFFICE CORRESPONDENCE

TO:

POM

FROM:

R. Bruce Seeley . RJS/PD.
Permits and Development Review

DEPRM

SUBJECT: Zoning Advisory Committee Meeting Date: 200./0

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

DATE: November 5, 1997

Dept. of Permits & 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 petition (s):

Item Nos. 164, 165, 166, 169, 170, 174, and 176

If there should be any questions or if this office can provide additional information, please contact Jeffrey Long in the Office of Planning at 410-887-3495.

Prepared by: Jeffry W. Long

Division Chief: Ody L. Klens

AFK/JL

BALTIMORE COUNTY, MARYLAND

INTEROFFICE CORRESPONDENCE

TO:

Arnold Jablon, Director

Date: November 14, 1997

Department of Permits & Development

Management

FROM:

Robert W. Bowling, Chief Bureau of Developer's Plans Review

SUBJECT

Zoning Advisory Committee Meeting

for November 17, 1997

Item Nos 169, 170, 171, 172, 174, and 176

The Bureau of Developer's Plans Review has reviewed the subject zoning item, and we have no comments.

RWB:HJO:jrb

cc: File

Oct 10, 1997

Mr. & Mrs. Wilbert Weaver 6615 Tallulah Avenue Baltimore, Maryland 21207

To: our Neighbors
We are applying for a zoning permit for (2ft) Variance on our
property, the ten (10ft) allowed is not enough to accommdate our
need, WE are asking for your support in this matter by signing the
attached petition, We realize that the final decision is up to the
zoning commission but we would like the support of our Neighborhood.

Thank you in advance

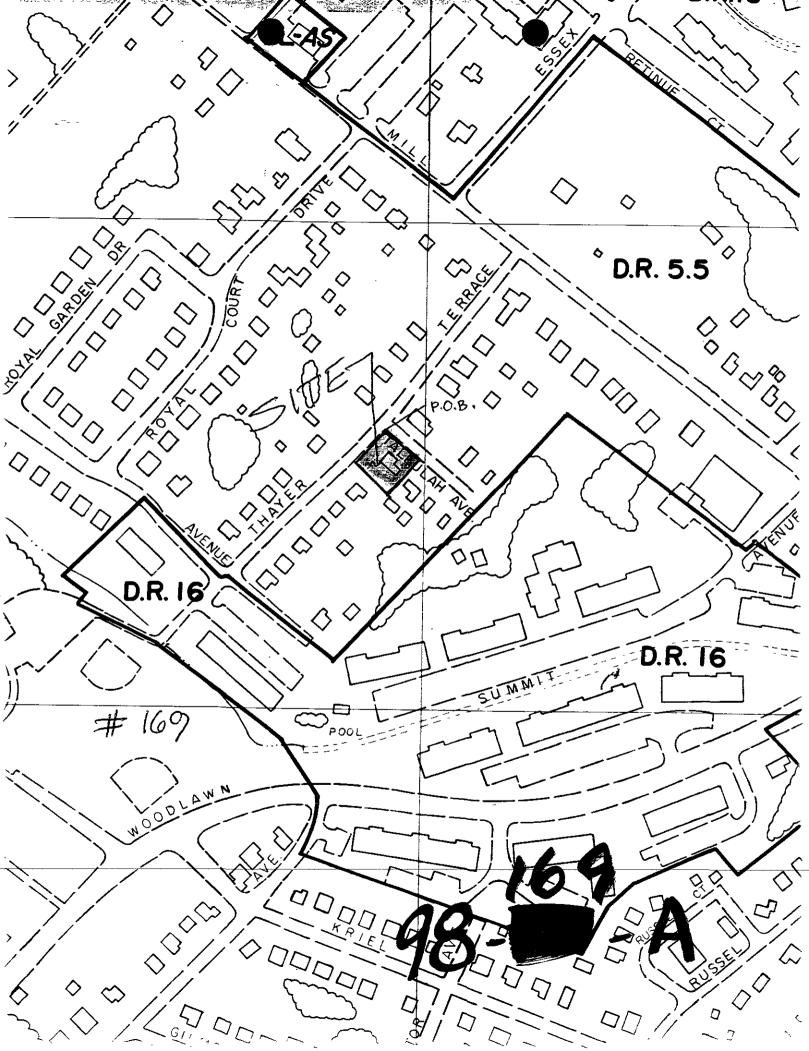
your Neighbor
Wilbert Cleaver

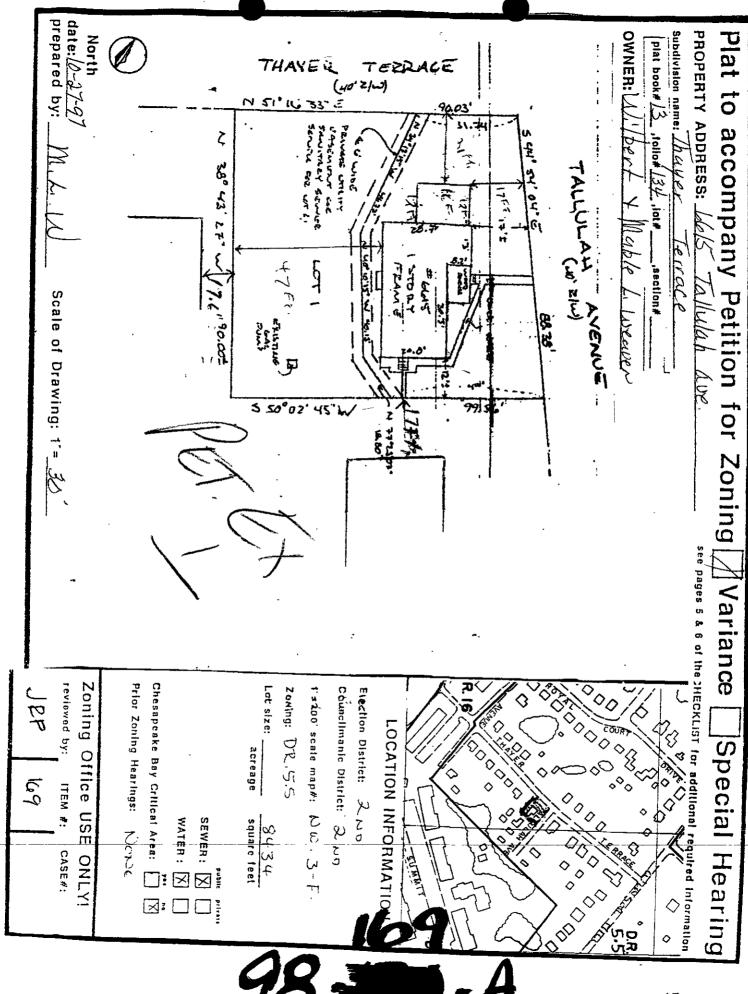
Mr. and Mrs. Wilbert Weaver

169

Robert Lloyd Thomas W Cook 1910 Thouse Teen 6608 TAllwhat Are Baltimore md (298-3610) 21207 BAH inon md 21207 4105978060 Shelly Wersten 6011 Tallulah Ave. Kobest Jan Do Calto, MD 21207 264 Cavie magnie 6610 Tallulah Cene Batto Md 21207 2000 Those Terror Bilt Med 21207 265 5 339 Dane Bart ap P famul 6613 TAILUIAN Ave 2002 Though Tenare Baltimore, MD 21207 Balterine margine 21207 Good Tallulak 21207 Saltimore, MD 21307 Mayraad Vender Dirick Smerson Joseph B. Mile X. 2005 THAYER ERRAY 1911 Thoser Jerrace Baltimone MD 21207 Mr & Mrs Norman declan III 1912 Thayer Torrace Balto, Md. 212VI 98-169-A

MA







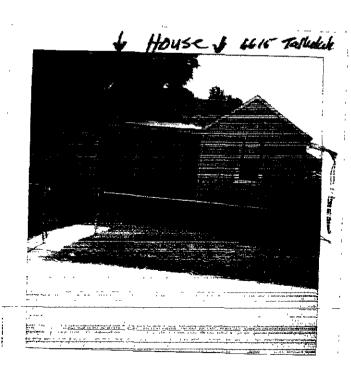
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A Cross-the Street

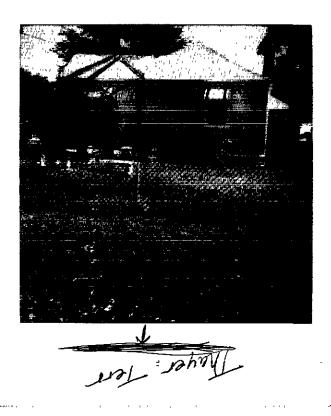


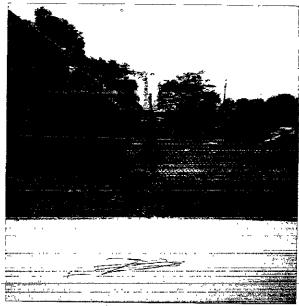
6615 Tallulah ave



98-169-A

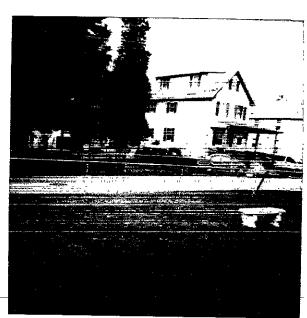






Tallulah ave #

Lew of Sweet House From France



LOOKING ACROSSIGET