IN RE:

PETITION FOR ADMIN. VARIANCE

NE/S Bletzer Road, 639.63' SE

of Glenhurst Road (8326 Bletzer Road) 15th Election District 7th Councilmanic District

Clifford K. Line, et ux

Petitioners

\* BEFORE THE

ZONING COMMISSIONER

OF BALTIMORE COUNTY

\* Case No. 98-221-A

\*

\* \* \* \* \* \* \* \* \* \*

#### FINDINGS OF FACT AND CONCLUSIONS OF LAW

This matter comes before the Zoning Commissioner for consideration of a Petition for Administrative Variance filed by the owners of the subject property Clifford K. and Theresa D. Line, through their attorney, Randolph N. Blair, Esquire. 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 4.5 feet in lieu of the minimum required 10 feet for a proposed 2.5' x 11' addition. The subject property and relief sought are more particularly described on the site plan submitted which was accepted and marked 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 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.

ORDER RECKIVED FOR FILING
Date
By

ORDER RECEIVED FOR FILING
Date
By.

Furthermore, strict compliance with the B.C.Z.R. would result in practical difficulty and/or unreasonable hardship upon the Petitioners.

This property is located within the Chesapeake Bay Critical Areas and as such, is subject to compliance with any recommendations made by the Department of Environmental Protection and Resource Management (DEPRM), pursuant to Section 500.14 of the Baltimore County Zoning Regulations (B.C.Z.R.), to minimize any effects the proposed development might have on the Bay and its tributaries. As of the date of this Order, DEPRM had not completed its review of this project. Therefore, the relief granted herein shall be conditioned upon Petitioner's compliance with any recommendations made by DEPRM upon completion of their review.

Pursuant to the posting of the property and the provisions of both the Baltimore County Code and the B.C.Z.R. having been met, and for the reasons set forth above, the relief requested should be granted.

THEREFORE, IT IS ORDERED by the Zoning Commissioner for Baltimore County this \_\_\_\_\_\_ day of January, 1998 that the Petition for Administrative Variance seeking relief from Section 1802.3.C.1 of the Baltimore County Zoning Regulations (B.C.Z.R.) to permit a side yard setback of 4.5 feet in lieu of the minimum required 10 feet for a proposed 2.5' x 11' addition, in accordance with Petitioner's Exhibit 1, be and is hereby GRANTED, subject, however, to the following restrictions:

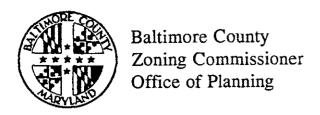
- 1) The Petitioners may apply for their building permit and be granted same upon receipt of this Order; however, Petitioners are hereby made aware that proceeding at this time is at their own risk until the 30-day appeal period from the date of this Order has expired. If an appeal is filed and this Order is reversed, the relief granted herein shall be rescinded.
- 2) Compliance with any recommendations made by DEPRM upon completion of their review of this project.

3) When applying for a building permit, the site plan filed must reference this case and set forth and address the restrictions of this Order.

LAWRENCE E. SCHMIDT Zoning Commissioner for Baltimore County

LES:bjs

ONDER RECEIVE FILING Date By



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

January 12, 1998

Randolph N. Blair, Esquire 6912 Holabird Avenue Baltimore, Maryland 21222

RE: PETITION FOR ADMINISTRATIVE VARIANCE
NE/S Bletzer Road, 630.63' SE of Glenhurst Road
(8326 Bletzer Road)
15th Election District - 7th Councilmanic District
Clifford K. Line, et ux - Petitioners
Case No. 98-221-A

Dear Mr. Blair:

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,

LAWRENCE E. SCHMIDT Zoning Commissioner for Baltimore County

LES:bjs

cc: Mr. & Mrs. Clifford K. Line 8326 Bletzer Road, Baltimore, Md. 21222

Chesapeake Bay Critical Areas Commission
45 Calvert Street, 2nd Floor, Annapolis, Md. 21401

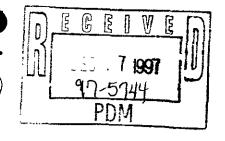
DEPRM; People's Counsel; Case File

### RANDOLPH N. BLAIR, P.A.

6912 HOLABIRD AVENUE

DUNDALK, MARYLAND 21222





TELEPHONE (410) 285-6000 FAX NO. (410) 285-4977

RANDOLPH N. BLAIR, SR. RANDOLPH N. BLAIR, JR.

December 15, 1997

Baltimore County Department of Zoning Department of Permits and Development Processing County Office Building 111 West Chesapeake Ave. Towson, MD 21202

RE:

Subj:

Petition for Administrative Variance

My Clients:

Clifford and Theresa Line

Property:

8326 Bletzer Road

Case No.:

98-221-A

Dear Sir/Madam:

I represent Mr. and Mrs. Line in their Petition for an Administrative Variance with regard to the above property. My clients are attempting to obtain a variance on the side setback of their property in order to expand and update their kitchen. The neighbors who will be affected by the setback do not object to the variance. For you review, I have enclosed a letter from the neighbors expressing their support for the variance.

If I can provide any additional information, please do not hesitate to contact me. Thank you for your anticipated cooperation in this matter.

Very truly yours,

Randoloh N. Blair.



## Petition for Administrative Variance

### to the Zoning Commissioner of Baltimore County

for the property located at

8326 Bletzer Rd. Baltimore, MD 21222

which is presently zoned DR 5.5

We do solemnly declare and affirm, under the penalties of penuty, that i/we are the

Zaning Commissioner of Baltimore County

ITEM#: 221

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) 1302.3.C./

TO ALLOW AN APPITION WITH A SIDE YARD SETBACK OF 4.5' IN LIEU OF THE MINIMUM REQUIRED 10'.

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

(SEE ATTACHED AFFIDAVIT)

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

	legal owner(s) of the property which is the subject of this Petition
Contract Purchaser/Lessee	Legal Owner(s)
	MRS. THERESA D. LINE
(Type or Print Name)	(Type or Print Name)
	Mrs. Theresa D. June
Signature	Signature
	MR. CLIFFORD K. LIHE
Address	(Type of Print Name)
	Mr. Califord L. Sine
City State Zipcode	Signature
Attorney for Petitioner	Carl Dictara Di
Randolph N. Blair	8326 BLETZERRS. 410-471-3324 Address Phone No
(Type or Print Name)	Address Phone No
1/20	BALTIMORE MD. 2/222
Signature	City State Zipcode  Name, Address and phone number of representative to be contacted
Signature	Totalic, House and Shall hamber or opposite the second of
6912 Holabird Ave. (410) 285-6000	RANDOLPH N. BLASE, JP.
6912 Holabird Ave. (410) 285-6000	Name
Baltimore, MD 21222	6912 HOLABIRD AUE. (46) 285-6000 Address Phone No
Gity State Zipcode	
	BALTEMORE MD ZIZZZ
A Public Heanna having been requested and/or found to be required, it is or	dered by the Zaning Commissioner of Baltimore County, thisday of19
that the subject matter of this petition be set for a public hearing, advertised	t, as required by the Zaning Regulations of Battimore County, in two newspapers of general
circulation throughout Baltimore County, and that the property be reposted.	

Printed with Soybean

ORDER RECEIVED FOR FILING
Date

ESTIMATED POSTING DATE:

## in support of dministrative 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 acicinass Zio Code City 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) 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) (signature) (type or print name) (type or print name) STATE OF MARYLAND, COUNTY OF BALTIMORE, to wit: , before me, a Notary Public of the State day of 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 Affianti(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

My Commission Expires:

B-221-A

date

# Affidavit in support of Affidavit 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 8326 Bletzer Road
address
Baltimore, MD 21222
City State Zip Code  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)
My wife and I are retired and plan to expand our kitchen through the
addition to the room measuring 30" by 11'. This addition/expansion
of this kitchen will enable to us modernize the kitchen and move
around in the kitchen without as much difficulty Currently, we
are experiencing diffculty in using the kitchen due to its present
small configuration.
· · ·
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.  Therefor D. Line (type or print name)  STATE OF MARYLAND, COUNTY OF BALTIMORE, to wit:  1 HEREBY CERTIFY, this 5th day of leave the County aforesaid, personally appeared  Therefor L. Line (type or print name)  the Affiants(s) herein, personally known or satisfactorily identified to me as such Affiants(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.  12-5-97  Cate  Down Lebet  NOTARY PUBLIC
My Commission Expires: 6-24-00

ORDER RECEIVED FOR FILING
Date
By

# Zoning Description - 8326 Bletzer Road ICO CLIFFORD AND THERESA LINE

#### ZONING DESCRIPTION FOR 8326 BLETZER ROAD, BALTIMORE, MARYLAND 21222

Beginning at a point on the Northeast side of Bletzer Road, which is 40 feet wide, at the distance of six hundred thirty and sixty-three one-hundreths (630.63) feet southeasterly from the intersection (if extented northeasterly) of the northeast side of Glenhurst Road, which is 40 feet wide.

As recorded in Deed Liber 4013, Folio098. Containing 13,200 square feet. Also known as 8326 Bletzer Road and located in the 15th Election District and the 7th Councilmanic District.

#221

98-221-A

8326 Blotzer Rd. I	FROM: 8326 Blotzer Rd. Item # 221 O1 Vocionas Taken by 1 JEF

#### CERTIFICATE OF POSTING

RE: Case No.: 98-221-A

Petitioner/Developer:
(Clifford Line)
Date of Hearing/Closing:
(Jan. 5, 1998)

Baltimore County Department of Permits and Development Management County Office Building, Room 111 111 West Chesapeake Avenue Towson, Maryland 21264

Attention: Ms. Gwendolyn Stephens

Ladies and Gentleman:

This letter is to certify under the penalties of perjury that the necessary sig	gn(s) required by
law were posted conspicuously on the property located at	
8326 Bletzer Road Baltimore, Maryland 212/9	
The sign(s) were posted on Dec. 19, 1997(Month, Day, Year)	

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Sincerely,

(Signature of Sign Poster & Date)

Thomas P. Ogle, Sr.

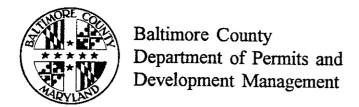
325 Nicholson Road

Baltimore, Maryland 21221

(410)-687-8405

(Telephone Number)

98-221-A



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

December 18, 1997

#### **ABOUT YOUR ADMINISTRATIVE VARIANCE**

CASE NUMBER: 98-221-A
8326 Bletzer Road
NE/S Bletzer Road, 630' +/- NE/S Glenhurst Road
15th Election District - 7th Councilmanic District
Legal Owner: Theresa D. Line & Clifford K. Line
Post by Date: December 21, 1997
Closing Date: January 5, 1998

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/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.
- 4. 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.

Amold Jablon Director

c: Randolph N. Blair, Esquire Theeresa & Clifford Line



TWITH IT

CLOSING DATES.

Request for Zoning: Administrative Variance

Date to be Posted: Anytime before but no later than \_\_\* 12-21-97

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

## **ZONING** NOTICE

# ADMINISTRATIVE VARIANCE

Case No.: 98-221-A

Administrative Variance - To allow an addition with a side yard setback of 4.5' in lieu of the minimum required 10!

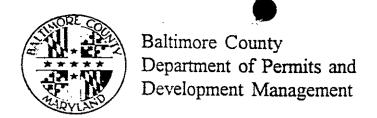
### **PUBLIC HEARING?**

PURSUANT TO SECTION 26-127(b) (1), BALTIMORE COUNTY CODE . 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 1-5-98

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 Avenua 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.: 221
Petitioner: Clifford and Theresa Line
Location: 8326 Bletzer Rd. Baltimore, MD 21222
PLEASE FORWARD ADVERTISING BILL TO:
NAME: Randolph N. Blar, Jr., Esq.
ADDRESS 6912 Holabird Ave. Baltimore, MD 21222
PHONE NUMBER: (410) 285-6000

98-22 (RA sed 09/24/96)

AJ:ggs

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

January 6, 1998

Randolph N. Blair, Esquire 6912 Holabird Avenue Baltimore, MD 21222

> RE: Item No.: 221

> > Case No.: 98-221-A

Petitioner: Clifford Line, et ux

Dear Mr. Blair:

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 December 8, 1997.

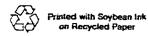
Any comments submitted thus far from the members of ZAC that offer or request information on your petition are attached. These comments are not intended to indicate the appropriateness of the zoning action requested, but to assure that all parties (zoning commissioner, attorney, petitioner, etc.) are 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).

and Richardy JC W. Carl Richards, Jr.

Zoning Supervisor

WCR/re Attachment(s)



#### Baltimore County Government Fire Department



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

(410) 887-4500

December 26. 1997

Arnold Jablon, 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 December 22, 1997

Item No.: See Below Zoning Agenda:

Gentlemen:

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

8. The Fire Marshal's Office has no comments at this time, IN REFERENCE TO THE FOLLOWING ITEM NUMBERS:

203( 221) 221, 223, 224, 226, 227, and 228

REVIEWEP: LT. ROBERT P. SAUERWALD Fire Marshal Office. PHONE 887-4881, MS-1102F

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

RE: Baltimore County 17 19 57

Item No. 221

JRF.

Dear Ms. Eubanks:

This office has reviewed the referenced item and we have no objection to approval as it does not access a State roadway and is not affected by any State Highway Administration projects.

Please contact Larry Gredlein at 410-545-5606 if you have any questions.

Thank you for the opportunity to review this item.

Very truly yours,

1. J. Dredle: 10 Ronald Burns, Chief

**Engineering Access Permits** 

Division

LG

### BALTIMORE COUNTY, MARYLAND

### INTER-OFFICE CORRESPONDENCE

TO: Arnold Jablon, Director

DATE: December 22, 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 221, 222, 223, 224, 227, and 228

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.

Caryl. Kerns

Prepared by:

Division Chief:

AFK/JL

TO:

Baltimore County Department of Zoning

FROM:

Stephen Witkowski

Lorraine P. Witkowski

RE:

Proposed Addition at 8326 Bletzer Rd., Baltimore Maryland 21222

#### Dear Sir/Madam:

We are the neighbors of Mr. and Mrs. Clifford Line who reside at 8326 Bletzer Rd. in Baltimore, Maryland. We are aware of their plan to expand their kitchen with an addition that will be 30" x 11' extending from the side of their house toward the property line that divides our properties. If permitted, this addition will decrease the distance between the property line and their house to 4'6". The current distance is 7 feet. We understand that this will result in their home being closer to our property line, and our home, than is generally permitted under the Baltimore County Zoning Regulations. However, we have no objection to the proposed addition and support their plan.

Hopefully, this letter will assist you in reaching a favorable decision in this case. If we can provide any additional information that will be of assistance, please let us know.

Yours truly,

Stephen Witkowski

Lorraine P. Witkowski

# BALTIMORE COUNTY: MARYLAND DEPARTMENT OF ENVIRONMENTAL PROTECTION & RESOURCE MANAGEMENT INTER-OFFICE CORRESPONDENCE

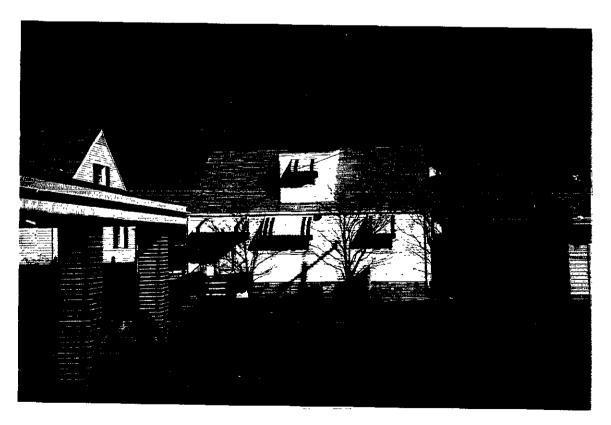
DATE: January 12, 1998

Го:	Arno	old L. Jablor	ı				
From:	R. B	ruce Seeley	(RDS)99				
Subject:		ing Item	#221				
	<u>The</u> i	resa Line, 8	326 Bletzer Road	I			
	Zoni	ing Advisory	Committee Mee	ting of Decem	ber 22, 1997	7	
			Environmental Pi above-referenced		Resource Ma	anagement	t has no
<del>-</del>	extensi	on for the re	Environmental Preview of the above al regulations app	e-referenced :			
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BS:sp

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JR# 221	RNB JR. Scale of Drawing: 1'= 50	date: 124 47	7 .
Zoning Office USE ONLY!	BLETZER RD (40' R/W)		
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Zoning: DR 5.5  Lot size: 30   3,200  Lot size: acreage square feet	Z647		
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pages 5 & 6 of the CHECKLIST for additional required information	BLETZER KD. 800	PROPERTY ADDRESS: 8326	
e Special Hearing	accompany Petition for Zoning X Variance	Plati to ac	

Lacington Appetent



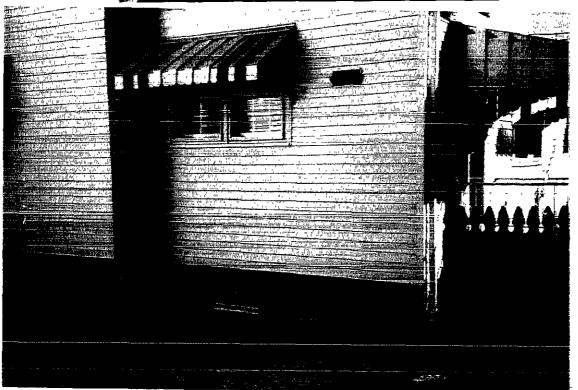
98-221.A



SIDE YARD LOCATION

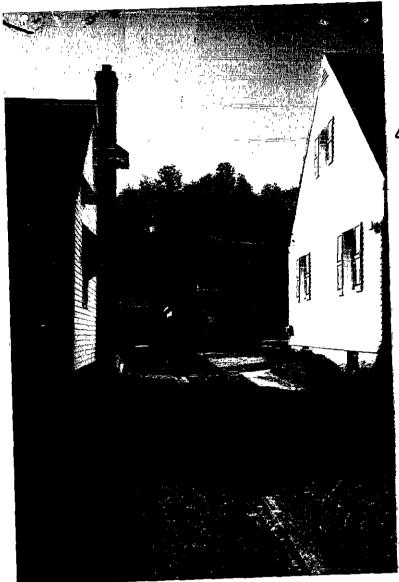
PROPOSED LOCATION

OF ADDITION



YARD PROPOSED LOCATION OF ADDETEON

98-221-A



COCKISON ADDETECT



GDE YMOO ADD E TSON Proposed

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