Date of Grant Plans

IN RE: PETITION FOR RESIDENTIAL \* BEFORE THE

ZONING VARIANCE

SE side of York Manor Road, \* ZONING COMMISSIONER

1900 ft. +/- SW of c/l Sagewood Rd

2811 York Manor Road \* OF BALTIMORE COUNTY

10th Election District

3rd Councilmanic District \* Case No. 98-340-A

T. Kent R. Groff, et ux

Petitioners

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

#### FINDINGS OF FACT AND CONCLUSIONS OF LAW

This matter comes before the Zoning Commissioner as an administrative variance filed by T. Kent R. Groff and Nancy M. Groff, his wife, property owners, for that property known as 2811 York Manor Road in the Phoenix section of northern Baltimore County. The Petitioners/property owners herein seek a variance from Section 1A03.4.B.2 of the Baltimore County Zoning Regulations (BCZR) to allow a side yard setback of 30 ft. in lieu of the required 50 ft. for an addition, in an R.C.4 zone. The property and relief sought are more particularly described on Petitioners' Exhibit No. 1, the plat to accompany the Petition.

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

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

Section 307.1 of the B.C.Z.R. Furthermore, strict compliance with the B.C.Z.R. would result in practical difficulty and/or unreasonable hardship upon the Petitioners.

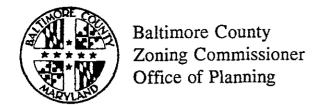
Pursuant to the posting of the property and the provisions of both the Baltimore County Code and the Baltimore County Zoning Regulations, and for the reasons given above, the requested variance should be granted.

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.

LES:mmn

MORE CERCIFICATION FOR EN

LAWRENCE E. SCHMIDT Zoning Commissioner for Baltimore County



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

April 15, 1998

Mr. and Mrs. T. Kent R. Groff 2811 York Manor Road Phoenix, Maryland 21131

RE: Petition for Administrative Variance

Case No. 98-340-A

Property: 2811 York Manor Road

Dear Mr. and Mrs. Groff:

Enclosed please find the decision rendered in the above captioned case. The Petition for Administrative Variance has been granted, with restriction. in accordance with the attached Order.

In the event the decision rendered is unfavorable to any party, please be advised that any party may file an appeal within thirty (30) days of the date of the Order to the County Board of Appeals. If you require additional information concerning filing an appeal, please feel free to contact our Appeals Clerk at 887-3391.

Very truly yours,

Lawrence E. Schmidt Zoning Commissioner

LES:mmn encl.

### Petition for Administrative Variance

#### to the Zoning Commissioner of Baltimore County

for the property located at 2811 Uock Manor Rd. Phoenix Md. 21131 which is presently zoned R14

This Petition shall be filed with the Dept. of Permit's & 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)

Section 1A03.4B2 (BCZR) to permit a side yard of 301 in-lieu of the required 50 feet.

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

- to build an addition to a personal residence (expanding family room and diving room areas).

There is not enough Room on the Reas of the house add the proposed addliner.

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

Property is to be posted and advertised as prescribed by Zorling 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.

		VWe 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.
ontract Purchaser/Lessee:		Legal Owner(s):
		Nancy M. Groff
upe or Print Name)		(Type or Print Name)  Dancy M. Juff
ignature .		Signature /
<u>.                                  </u>		T. Kent R. Groff
ddress		(Type or Print Name)  T. Lent 72 Caroll
Dity Stat	te Zipcode	Signature
ittorney for Patitioner:		(410) 547-4705 wk 2811 York Manor Road 410-785-6577 hm.
Type or Print Name		Address Phone No.
,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,	1	Phoenix MD 21131_
icnature		City State Zipcode Name, Address and phone number of representative to be contacted.
A STATE OF THE STA	-	Very (PEF
Address	Phone No.	Kent GROFF Name 2811 YORK MANOR Rd 410 35-65-77 1
		2811 CORKMANOR KU 410 700-65 77 1
City	ate Zipcode	. Address
A Fubilic Hearing having been requested that the subject matter at this petition be circulation. throughout Battimore County,	set for a public hearing, advertises	rdered by the Zaning Commissioner of Baltimore County, thisday of19 d, as required by the Zaning Regulations of Baltimore County, in two newspapers of general



REVIEWED BY:  $\frac{|SR|}{|SR|}$  DATE  $\frac{3||S||qS}{|SIMATED POSTING DATE <math>\frac{3|2q}{|SS|}$ 



Printed with Saybean Ink on Recycles Paper TEM #: 340

3-340-A

# 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 28/1 (10/k Mono Rd.
Phoenix Md. 21131 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)
The small addition (12 ft.) requested will enhance
De small addition (12 ft.) requested will enhance our property value by making inside living space
1) I THE TOUCH.
2 Our neighbors on the side of this small addition
do not have any problems with us adding this space
do not have any problems with us adding this space  3) This addition has no impact on water or sewer systems.
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, in and for the County aforesaid, personally appeared    State of Maryland, in and for the County aforesaid, personally appeared    State of Maryland, in and for the County aforesaid, personally appeared    State of Maryland, in and for the County aforesaid, personally appeared    State of Maryland, in and for the County aforesaid, personally appeared    State of Maryland, in and for the County aforesaid, personally appeared    State 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.  2/26/98  Sarah E. Kuller
date NOTARY PUBLIC
My Commission Expires:  SARAH E. KELLER  NOTARY PUBLIC STATE OF MARYLAND  My Commission Expires June 2, 1998

# 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 2811 Uork Monor Rd.
That the Affiant(s) does/do presently reside at 2811 (100 k Month Rd.  Phoenix Md. 21131  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)
The small addition (12 ft.) requested will enhance
our property value by making inside living space
a little larger.
2) Our neighbors on the side of this small addition
do not have any problems with us adding this space.
do not have any problems with us adding this space.  3) This addition has no impact on water or sewer systems.
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.    Start of Maryland, County of Baltimore, to wit:    1998   Defore me, a Notary Public of the State
I HEREBY CERTIFY, this 26 day of 3 lywary . 1998, before me, a Notary Public of the State of Maryland, in and for the County aforesaid, personally appeared 0
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.  2/26/98  Sorah & Keller  NOTARY PUBLIC
My Commission Expires:  SARAH E. KELLER  NOTARY PUBLIC STATE OF MARYLAND  My Commission Expires June 2, 1998

4-038-00

### Petition for Administrative Variance

### to the Zoning Commissioner of Baltimore County

for the property located at 2811 Mork Manor Rd. Phoenix Md. 21131 which is presently zoned RC4

This Petition shall be filed with the Dept. of Permits & 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)

Section 1203.482 (BCZR) to permit a side yard of 39' in-lien of the required 50 feet.

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

- to build an addition to a personal residence (expanding family room and diving room areas).

- there is not enough Room to the Room of t

Property is to be posted and advertised as prescribed by Zoring 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 aff legal owner(s) of the property which	firm, under the penalties ch is the subject of this F	of perjury, that I/we are elition.	e the
Contract Purchaser/Lessee:			Legal Owner(s):			
			Nancy M. Groff	:		
(Type or Print Name)			Jana S	n. Dro	4	
Signature .			Signetue	/	/	
			T. Kent R. Gro	off		
Address	*****		(Type or Print Name)	7264	//	
*			1. hend.	/ <u> </u>		
City	State	Zipcode	Signature	V 0	547-4705	wlc.
Attorney for Petitioner:			2811 York Mano	or Road 410	785-6577	hm.
(Type or Print Name)			Address		Phone No.	
		ŀ	Phoenix	MD	21131	
Signature			City Name, Address and phone numb	State per of representative to I	Zipcode ne contacted.	
			16pt 6	ROFF		
Address	Phone No	<u> </u>	Name 2811 LOCK MORA	e Rd (410)	85-657	7 hm
City	State	Zipcode	. Address		Phone No.	_
A Bublic Marring having been	requested and/or found	to be required, it is ordi	red by the Zoning Commissioner of Bo	allimare County, this _	day of	19
that the subject matter of this p	petition be set for a public	hearing, advertised.	as required by the Zoning Regulations (	of Baltimore County, in	two newspapers of	general

Printed with Sovbean Inte

Zoning Commissioner of Baltimore County

ITEM #: 340



REVIEWED BY: BR DATE 3/18/98

ESTIMATED POSTING DATE: 3/29/98

## EXAMPLE 3 Zoning Description

3 COPIES

<u>Three</u> copies of the zoning description of your property are required. This is a sample to help you with the description - DO NOT USE THIS FORM FOR "FILL-IN THE BLANK". Type or print the description on 8-1/2" x 11" paper. COPIES OF DEEDS CANNOT BE USED FOR THE DESCRIPTION. The zoning description must be in the following form:

ZONING DESCRIPTION FOR 2811 YORK MANOR Rd. (address)
Beginning at a point on the South East side of (north, south, east or west)
name of street on which property fronts) which is 50 (number of feet of right-of-way width)
(number of feet of right-of-way width)
wide at the distance of 1900 South West of the (number of feet) (north, south, east or west)
centerline of the nearest improved intersecting street
which iswide. *Being Lot #/6_, (number of feet of right-of-way width)
Liber: 6037, Folic # 391 in the subdivision of Pheasant Hill Estates (name of subdivision)
as recorded in Baltimore County Plat Book # <u>NF</u> <u>20</u> , Folio # <u>3</u> <b>9</b> /
containing 1.2567 ACT. Also known as 2811 YORK MANGE R.J. (square feet or acres) (property address)
and located in the 10_Election District, 6_ Councilmanic District.

\*If your property is not recorded by Plat Book and Folio Number, then DO NOT attempt to use the Lot, Block and Subdivision description as shown, instead state: "As recorded in Deed Liber \_\_\_, Folio \_\_" and include the measurements and directions (metes and bounds only) here and on the plat in the correct location.

Typical metes and bounds: N.87 12' 13" E. 321.1 ft., S.18 27' 03" E.87.2 ft., S.62 19' 00" W. 318 ft., and N.08 15' 22" W. 80 ft. to the place of beginning.

98-340-A

-13-

OFFICE O	ORE COUNTY, MA' OF BUDGET & FINANCE LANEOUS RECEIPT	.AND	No.	151736	CAID RECEIPT PROCESS OCTUBE 1196
DATE	3/18/98	ACCOUNT	POUL-6150		3/18/19/8 3/18/19/8 10:23:59 RET VERT CASHIER CLIN CAE DESIGN S MISTELLANEUS CASH RECEIFY
		AMOUNT \$.	50,00		Reteint N 042555 3: CR NO. 051736 50.00 CASH
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FOR:	010 Akan	inistrat.	Le Verieura		.340-1
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DISTRIBUTION	<del>-</del>	YELLOW - CU	Ttuin	F 98-340	CASHIER'S VALIDATION



### CERTIFICATE OF P

ADOIW, - X

Case No.: 98-340-A

Petitioner/Developer: GloFF, ETAL RE Case No.: \_\_\_

Date of Hearing Closing: YOBRUNO R.

Baltimore County Department of Permits and Development Management County Office Building, Room 111 111 West Chesapeake Avenue Towson, MD 21204

Attention, Ms. Gwendolyn Stephens

Ladies and Gentlemen.

This letter is to certify under the pen were posted conspicuously on the p	nalties of perjury that the necessary sign(s	) required by law
were posted conspicuously on the p	Topon, io	
	3/28/98	
The sign(s) were posted on	Month, Day, Year)	



Signature of Sign Poster and Date

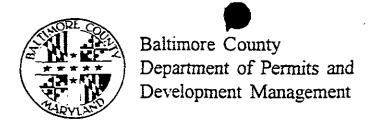
PATRICK M. O'KEEFE (Printed Name)

523 PENNY LANE (Address)

HUNT VALLEY, MD. 21030
(City, State, Zip Code)
410-666-5366; CELL-410-905-8571
(Telephone Number)

### **ADMINISTRATIVE VARIANCE INFORMATION SHEET AND DATES**

Case Number 98- 340 -A Addr	ress 2811 York Manor Rd.
Contact Person: Bruno Rudait;s Planner, Please Print Your Name	
Filing Date: 3/18/98 Posting Da	te: 3/24/98 Closing Date: 4/13/98
Any contact made with this office regarding the sthrough the contact person (planner) using the case	status of the administrative variance should be number.
reverse side of this form) and the petitioner reposting must be done only by one of the sign is again responsible for all associated costs.	ne of the sign posters on the approved list (on the is responsible for all printing/posting costs. Any gn posters on the approved list and the petitioner. The zoning notice sign must be visible on the above. It should remain there through the closing
a formal request for a public hearing. Plea request for a public hearing, the process is no	for an occupant or owner within 1,000 feet to file ase understand that even if there is no formal tomplete on the closing date.
commissioner. He may: (a) grant the reque order that the matter be set in for a public	Il be reviewed by the zoning or deputy zoning ested relief; (b) deny the requested relief; or (c) hearing. You will receive written notification ate) as to whether the petition has been granted, will be mailed to you by First Class mail.
(whether due to a neighbor's formal request commissioner), notification will be forwarded changed giving notice of the hearing date, time posted, certification of this change and a photo this office.	TING: In cases that must go to a public hearing st or by order of the zoning or deputy zoning d to you. The sign on the property must be ne and location. As when the sign was originally tograph of the altered sign must be forwarded to
(Detach Along D	otted Line)
Petitioner: This Part of the Form is for the Sign P	
USE THE ADMINISTRATIVE V	ARIANCE SIGN FORMAT
Case Number 98- 340 -A Address	2811 York Manor Rd.
Posting Date: 3/29/93	Closing Date: <u>4/13/98</u>
Wording for Sign: <u>To Permit a side yarl</u>	
the required 50'.	
-	



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

#### ZONING HEARING ADVERTISING AND POSTING REQUIREMENTS & PROCEDURES

Baltimore County zoning regulations require that notice be given to the general public/neighboring property owners relative to property which is the subject of an upcoming zoning hearing. For those petitions which require a public hearing, this notice is accomplished by posting a sign on the property (responsibility of which, lies with the petitioner/applicant) and placement of a notice in at least one newspaper of general circulation in the County.

This office will ensure that the legal requirements for advertising are satisfied. However, the petitioner is responsible for the costs associated with this requirement.

Billing for legal advertising, due upon receipt, will come from and should be remitted directly to the newspaper.

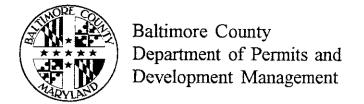
NON-PAYMENT OF ADVERTISING FEES WILL STAY ISSUANCE OF ZONING ORDER.

ARNOLD JABLON, DIRECTOR
For newspaper advertising:
Item No.: 340
Petitioner: Kent GRoFF
Location: 2811 YORK MANOR Rd. Pheonix and 21131
PLEASE FORWARD ADVERTISING BILL TO:
NAME: 28-11 & KENT GROFF
ADDRESS: 2811 YORK MANOR Rd
Pheonix md 21131
PHONE NUMBER: (410) 185-6577

AJ:ggs

(Revised 09/24/96)





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

April 8, 1998

T. Kent R. and Nancy M. Groff 2811 York Manor Road Phoenix, MD 21131

RE:

Item No.: 340

Case No.: 98-340-A

Petitioner: Mr. & Mrs. Groff Location: 2811 York Manor Road

Dear Mr. & Mrs. Groff:

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 March 18, 1998.

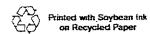
Any comments submitted thus far from the members of ZAC that offer or request information on your petition are attached. These comments are not intended to indicate the appropriateness of the zoning action requested, but to assure that all parties (zoning commissioner, attorney, petitioner, etc.) are 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 Gwendolyn Stephens in the zoning office (410-887-3391).

W. Carl Richards, Jr.

Zoning Supervisor

WCR:ggs Attachment(s)



# BALTIMORE COUNTY, MARYLAND

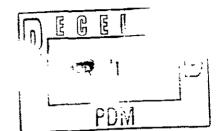
### INTER-OFFICE CORRESPONDENCE

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

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

Office of Planning

SUBJECT: Zoning Advisory Petitions



**DATE**: March 26, 1998

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

Item No. 337, 339, 340, 341, 343, 344, 345, and 346

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.

Sary Lems

Prepared by

Division Chief

AFK/JL



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 3/25/98 BR Item No. 340

Duck Guatt

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

m Smit

Engineering Access Permits

Division

LG

## ALTIMORE COUNTY, WARYLAND

# DEPARTMENT OF ENVIRONMENTAL PROTECTION AND RESOURCE MANAGEMENT

### INTER-OFFICE CORRESPONDENCE

TQ:

PDM

DATE: april 7.98

FROM:

R. Bruce Seeley.

Permits and Development Review

DEPRM

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

#### INTEROFFICE CORRESPONDENCE

TO:

Arnold Jablon, Director

Date: April 8, 1998

Department of Permits & Development

Management

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

SUBJECT: Zoning Advisory Committee Meeting

for April 6, 1998 Item Nos. 339, 340, 341, 342, 343, 344, 345, and 346

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

RWB:HJO:jrb

cc: File

SEWER: WATER: Chesapeake Bay Crilical Area: Prior Zoning Hearings: Zoning Office USE Creviowed by: ITEM #: CA	Chop so aggs ar conditional designations of aggregations of ag	of inversely therein. Information may be for the accuracy of each information of a post	North Speed and Speed at a speed
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# 340



Rear Elevation #340

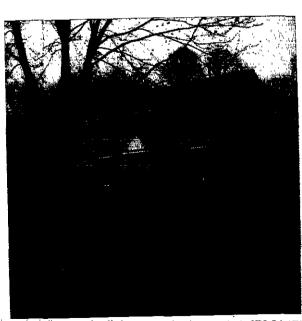


FF 340



FRONT

#340



18-340-A

