CHOEF PECETVED FOR FLING

IN RE: PETITION FOR ADMIN. VARIANCE

NEC Shetland Hills Drive, 40' E

c/l Martingale Road

8th Election District

4th Councilmanic District

to accompany the Petition for Variance.

(104 Shetland Hills Drive)

J. Thomas & Mary Ruth Bisset Petitioners

*

BEFORE THE

* DEPUTY ZONING COMMISSIONER

* OF BALTIMORE COUNTY

CASE NO. 00-261-A

FINDINGS OF FACT AND CONCLUSIONS OF LAW

This matter comes before the Deputy Zoning Commissioner as an administrative variance filed by J. Thomas & Mary Ruth Bisset, property owners, for that property known as 104 Shetland Hills Drive in the Lutherville area of Baltimore County. The Petitioners herein seek a variance from Section 1B02.3.C.1 of the Baltimore County Zoning Regulations (B.C.Z.R), to permit a 25 ft. rear yard setback in lieu of the required 30 ft., in a D.R.3.5 zone, for an addition. The subject property and requested relief are more particularly described on Petitioners' Exhibit No. 1, the plat

The Petitioners having filed a Petition for Administrative 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 Deputy Zoning Commissioner for Baltimore County this /// day of January, 2000, that a variance Section 1B02.3.C.1 of the Baltimore County Zoning Regulations (B.C.Z.R), to permit a 25 ft. rear yard setback in lieu of the required 30 ft., in a D.R.3.5 zone, for an addition, be and is hereby GRANTED, subject, however, to the following restriction which is a condition precedent to the relief granted herein:

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 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.

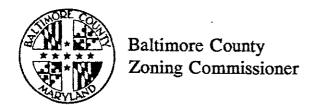
TIMOTHY M. KOTROCC

DEPUTY ZONING COMMISSIONER

FOR BALTIMORE COUNTY

TMK:raj





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

Fax: 410-887-3468

January 14, 2000

Mr. & Mrs. J. Thomas Bisset 104 Shetland Hills Drive Lutherville, Maryland 21093

Re: Petition for Administrative Variance

Case No. 00-261-A

Property: 104 Shetland Hills Drive

Dear Mr. & Mrs. Bisset:

Enclosed please find the decision rendered in the above-captioned case. The Petition for Administrative Variance has been granted in accordance with the enclosed 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 from the date of the Order to the Department of Permits and Development Management. If you require additional information concerning filing an appeal, please feel free to contact our appeals clerk at 410-887-3391.

Very truly yours,

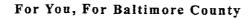
Timothy M. Kotroco

Deputy Zoning Commissioner

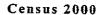
TMK:raj Enclosure















REV 9/15/98

Petition for Administrative Variance

to the Zoning Commissioner of Baltimore County

for the property located at 104 Shetland Hills Drive
which is presently zoned DR 3.5

This Petition shall be filed with the Department of Permits and 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) 1BOZ. 3C.1 (CHOR) TO PENDULT A SETTEMAL YEAR SETTEMAL WILLIAM SETTEMAL WILLIAM

of the zoning regulations of Baltimore County, to the zoning law of Baltimore County, for the reasons indicated on the back of this petition form.

Property is to be posted and advertised as prescribed by the zoning regulations. I, or we, agree to pay expenses of above Variance, advertising, posting, etc. and further agree to and are to be bounded by the zoning regulations and restrictions of Baltimore County adopted pursuant to the zoning law for Baltimore County.

			I/We do solemnly declare and aff perjury, that I/we are the legal ow is the subject of this Petition.	irm, under the ner(s) of the	he penalties of e property which
Contract Purchaser/	/Lessee:		Legal Owner(s):		
Name - Type or Print	<u> </u>		Mr. J. Thomas B	isset	
same - 13be of Light			1. Thomas 1	hint	
Signature			Signature	0 22 227	
N.1.1			Mrs. Mary Ruth	<u>Bisset</u>	
Address		Telephone No.	Name - Type or Print May Ruth &	Bisset	
City	State	Zip Code	Signafure ()		H-410/825-8416
Attorney For Petitio	ne <u>r:</u>		104 Shetland Hi	lls Dr	
-			Address		Telephone No.
			Lutherville, MD		21093
Name - Type or Print			City	State	Zip Code
			Representative to be Con	tacted:	
Signature			SEE ATSON	E-	
Company			Name		
Address		Telephone No.	Address		Talantana Na
		releptione No.	Address		Telephone No.
ity	State	Zip Code	City	State	Zip Code
Public Hearing having be	en formally demande	d and/or found to be	required, it is ordered by the Zoning Co	mmissioner (of Baltimore County,
his day of eguations of Baltimore Coun	inat ity and that the property	the subject matter of the be reposted.	his petition be set for a public hearing, adve	amseo, as re	quired by the zoning
C C		-			
a de la companya de l			7		
		\triangle	Zoning Commissioner of Ba	alumore Cour	ity O
CASE NO TO	1 - (- (Rev	iewed By Dat	e 12-	11-44
2021	JULIA			<u> </u>	

Estimated Posting Date

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.

and the training and the country that a pro-	abile ricarrig is scriedule	sa in the fathie Willing	sgaru iriereto.
That the Affiant(s) does/do presently reside at	104 Shetlan	d Hills Drive	<u> </u>
	Lutherville	MD	21093
	City	State	Zip Code
That based upon personal knowledge, the follow Variance at the above address (indicate hardship	wing are the facts upon p or practical difficulty):	which I/we base the	request for an Administrative
The property in discussion is a of the development have a greater length to adhering to the BCZR setbacks. The tope I acquired the property as it now needs, which results in a practical difficult expand, which will relieve me from this that the conflict arises. However the additional with the setback rule. On any of the other configurations. It is my feeling that a religious first arise of the ordinance will be satisfied.	width ratio. This allows the ography of the lot also dict wexists, and has outgrown alty. With the floor plan as burden. This is on the NW ition's distance to the rear r lots in the area this would axation of the setback rule not be threatened, neighbor	hem to easily expand the tates as to where this prits present size to account now stands there is of corner of the property, setback will only mining the dots be a problem due will give me relief from	neir structure while still oposed addition goes. mmodate my only one place to , and it is here mally conflict to the lot n this burden.
That the Affiant(s) acknowledge(s) that if a for advertising fee and may be required to provide a Signature J. Thomas Bisset Name-Type or Print	dditional information. Signature	Mary Ruth	Bisset
STATE OF MARYLAND, COUNTY OF BALTIM	ODE to with		
		1000	
I HEREBY CERTIFY, this 30th day of Nove of Maryland, in and for the County aforesaid, per	ember sonally appeared	1999 , before me	, a Notary Public of the State
J. Thomas Bisset	Mary Ruth B	isset	
the Affiant(s) herein, personally known or satisfalaw that the matters and facts hereinabove set for	actorily identified to me	as such Affiant(s), a	nd made oath in due form of their knowledge and belief.
AS WITNESS my hand and Notarial Seal			
•		A. I	Du
November 30, 1999		The J.	Me
Date	Notary Public	Peter J.	Allen
	My Commission	Expires	The state of the s
R8V 09115198		MY CC	MARSON SPEES

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	_ 104 Shetland Hi	ills Drive	
•	Address		
	Lutherville, MI)	21093
	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 property in discussion is a corner lot that is much wider than it is long. The majority of the other lots in the development have a greater length to width ratio. This allows them to easily expand their structure while still adhering to the BCZR setbacks. The topography of the lot also dictates as to where this proposed addition goes.

I acquired the property as it now exists, and has outgrown its present size to accommodate my needs, which results in a practical difficulty. With the floor plan as it now stands there is only one place to expand, which will relieve me from this burden. This is on the NW corner of the property, and it is here that the conflict arises. However the addition's distance to the rear setback will only minimally conflict with the setback rule. On any of the other lots in the area this would not be a problem due to the lot configurations. It is my feeling that a relaxation of the setback rule will give me relief from this burden. Granting this variance public safety will not be threatened, neighbors' rights will not be infringed upon, and the intent of the ordinance will be satisfied.

Notary Public

My Commission Expires

NAY COMMISSION ENTRES AUGUST 1 2003

Date



Petition for Administrative Variance

to the Zoning Commissioner of Baltimore County

for the property located at 104 Shetland Hills Drive

for the pr	operty located at 101 bliedland H113 B11Ve
	which is presently zoned DR 3.5
owner(s) of the property situate in Baltimore County at made a part hereof, hereby petition for a Variance from	Fermits and Development Management. The undersigned, legal nd which is described in the description and plat attached hereto and in Section(s) 1BOZ.3 C. I (CHPATI) GROWITK WILLIAM THE REQUIRED 30FT. Law
of the zoning regulations of Baltimore County, to the z of this petition form	coning law of Baltimore County, for the reasons indicated on the back
Property is to be posted and advertised as prescribed I, or we, agree to pay expenses of above Variance, advertis regulations and restrictions of Baltimore County adopted put	sing, posting, etc. and further agree to and are to be bounded by the zoning
	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:	<u>Legal Owner(s):</u>
Name - Type or Print Signature	Mr. J. Thomas Bisset Name-Type or Print 1. Shmas Assit
Address Telephone	
City State Zip Co	ode Signature H- 410/825-841
Attorney For Petitioner:	104 Shetland Hills Dr. W- 410/247-410 Address Telephone No.
Name - Type or Print	Lutherville, MD 21093 City State Zip Code
Signature	Representative to be Contacted:
Company	Name Name
Address Telephone N	No. Address Telephone No.
Crty State Zip Co	ode City State Zip Code
A Public Hearing having been formally demanded and/or four this day of that the subject m regulations of Baltimore County and that the property be reposted.	nd to be required, it is ordered by the Zoning Commissioner of Baltimore County, atter of this petition be set for a public hearing, advertised, as required by the zoning
00 201	Zoning Commissioner of Baltimore County

	Zoning Commissioner of Baltimore County		
		1700	
CASE NEW MARKET AND COMMENT	Reviewed By	Date 2 1	
REU 915198	Estimated Posting Date	12.26.99.	

Zoning description for 104 Shetland Hills Drive.

Beginning at a point on the north side of Shetland Hills Dr. which is 50 feet wide at a distance of 40 feet east of the centerline of Martingale Rd. which is 50 feet wide. Being lot # 1, Block G, Section # 2, in the subdivision of Shetland hills as recorded in Baltimore County Plat Book # 23, Folio # 7, containing 14705.1-sq. ft.. Also known as 104 Shetland Hills Dr., and located in the 8th Election district, 4th Councilmanic District.

CERTIFICATE OF POSTING

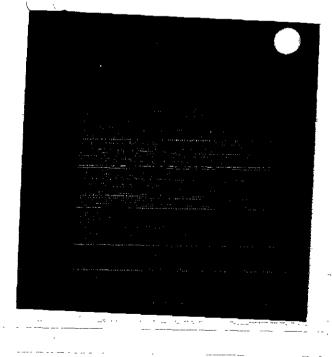
RE: CASE #00-261-A
PETITIONER/DEVELOPER
[Tom Bisset]
DATE OF Closing
[Jan 10, 2000]

Baltimore County Department of Permits and Development Management County Office Building, Room 111 111 West Chesapeake Ave. Towson, Maryland 21204

ATTENTION: MS. GWENDOLYN STEPHENS

LADIES AND GENTLEMEN:

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 104 Shetland Hills Drive Baltimore, Maryland 21093—



Sincerely,
(Signature of Sign Poster & Date)
Thomas P. Ogle, Sr
325 Nicholson Road
Baltimore, Maryland 21221
[410]-687-8405 (Telephone Number)

BALTIMORE COUNTY, MARYLAND OFFICE OF BUDGET & FINANCE No. 076673 MISCELLANEOUS RECEIPT	PAID REISIPT PAOCES: ATUAL TURE 12/20/1990 12/17/1999 15:21:47
DATE 17.17.99 ACCOUNT R.COLGLOC	REG MANS CHRYLLER PIMES PEW DRAWER: T Dept 5 528 ZOWENG VERTICIENTION
AMOUNT \$ 50 C.C.	Receipt # 109346 093 OR #9. 076073 Recet Tot 50.00
RECEIVED COM BISSON	.00 CF 50,00 CA 10,00-CS Saltimore County, Waryland
FOR:	CARCATERN D. COLLAGES STATES OF
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DISTRIBUTION WHITE CASHIER PINK - AGENCY YELLOW - CUSTOMER	CASHIER'S VALIDATION

ender den group

DEPARTMENT OF PERMITS AND DEVELOPMENT MANAGEMENT ZONING REVIEW

ADVERTISING REQUIREMENTS AND PROCEDURES FOR ZONING HEARINGS

The <u>Baltimore County Zoning Regulations</u> (BCZR) 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 the petitioner) and placement of a notice in a newspaper of general circulation in the County, both at least fifteen (15) days before the hearing.

Zoning Review will ensure that the legal requirements for advertising are satisfied. However, the petitioner is responsible for the costs associated with these requirements. The newspaper will bill the person listed below for the advertising. This advertising is due upon receipt and should be remitted directly to the newspaper.

OPINIONS MAY NOT BE ISSUED UNTIL ALL ADVERTISING COSTS ARE PAID.

For Novens	per Advertising:
	•
Item Number	or Case Number: OO - RGI-A
Petitioner: _	JOHN T. SISSET
Address or L	ocation: 104 Shetland Hills Armie Lutherville Md. 21093
	TAKARRA ARVERTISING RILL TO:
•	RWARD ADVERTISING BILL TO:
Name:	John T. Brscit
Address:	104 Shetland Hills Drive
	Luthernelle, M. d. 21093
Telephone N	umber: 410-825-8416 (Home) 3/10-247-4100 (unh)

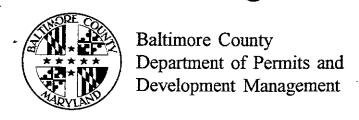
Revised 2/20/98 - SCJ

00-261. A

BALTIMORE COUNTY DEPARTMENT OF PERMITS AND DEVELOPMENT MANAGEMENT ZONING REVIEW

ADMINISTRATIVE VARIANCE INFORMATION SHEET AND DATES

		- The state of the	
Case Number 00- ZG(-4	Address	F SHETLAND HUE DA.	
Contact Person: State Planner, Ple	2 A LCCANDEN. ase Print Your Name	Phone Number: 410-887-3391	
-		2699 Closing Date: 1-10-2000	
through the contact person (planne	i) using the case number.		
reverse side of this form) a reposting must be done only	nd the petitioner is responsibly by one of the sign posters of the sign posters of the zoning appropriately costs.	n posters on the approved list (on the ble for all printing/posting costs. Any on the approved list and the petitioner ag notice sign must be visible on the ould remain there through the closing	
a formal request for a public request for a public hearing.	the process is not complete		
commissioner. He may: (order that the matter be s (typically within 7 to 10 day denied, or will go to public h	a) grant the requested relien- set in for a public hearing. s of the closing date) as to w hearing. The order will be ma	ved by the zoning or deputy zoning (b) deny the requested relief; or (c) You will receive written notification nether the petition has been granted, iled to you by First Class mail.	
4. POSSIBLE PUBLIC HEAR (whether due to a neighb commissioner), notification	ING AND REPOSTING: In coor's formal request or by or will be forwarded to you.	ases that must go to a public hearing or deputy zoning. The sign on the property must be ation. As when the sign was originally the altered sign must be forwarded to	
•	(Detach Along Dotted Line)	es ,	
Petitioner: This Part of the Form is for the Sign Poster Only			
	DMINISTRATIVE VARIANCE	SIGN FORMAT	
Case Number 00- 26 -A			
Petitioner's Name Ma. Tom	Bisset.	Telephone 2: 410 - 247 - 4100	
Posting Date: 12-26-99	Closing	Date: 10-200	
	A REAR YARD SO	- URDER OF 25FT. IN	
LIEW OF 30: FT.	LNG DR 35 TO	NE.	
	and the state of t		
	-	-	
		© -2 G (·) WCR - Revised 7/28/99	



Development Processing County Office Building 111 West Chesapeake Avenue Towson, Maryland 21204 pdmlandaca@co.ba.md.us

January 10, 2000

Mr. & Mrs. Thomas and Mary Bisset 104 Shetland Hill Drive Lutherville MD 21093

Dear Mr. & Mrs. Bisset:

RE: Case Number 00-261-A, 104 Shetland Hills Drive

The above referenced petition was accepted for processing by the Bureau of Zoning Review, Department of Permits and Development Management (PDM) on December 17, 1999.

The Zoning Advisory Committee (ZAC), which consists of representatives from several Baltimore County approval agencies, has reviewed the plans that were submitted with your petition. All comments submitted thus far from the members of the ZAC are attached. These comments are not intended to indicate the appropriateness of the zoning action requested, but to ensure 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. All comments will be placed in the permanent case file.

If you need further information or have any questions, please do not hesitate to contact the commenting agency.

Sincerely.

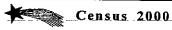
W. Carl Richards, Jr.

Zoning Supervisor Zoning Review

WCR:ggs

Enclosures

C:



Printed with Soybean Ink

on Recycled Paper







BALTIMORE COUNTY, MARYLAND

INTEROFFICE CORRESPONDENCE

TO:

Arnold Jablon, Director

Date: January 6, 2000

Department of Permits & Development

Management

FROM:

Robert W. Bowling, Supervisor

Bureau of Development Plans Review

SUBJECT: Zoning Advisory Committee Meeting

for January 3, 2000

Item Nos. 245, 246, 247, 248, 249, 250, 251, 252, 253, 254, 255, 256,

257; 259, and (261)

The Bureau of Development Plans Review has reviewed the subject zoning items, and we have no comments.

RWB:HJO:jrb

cc: File

AV 1/10

BALTIMORE COUNTY, MARYLAND

INTER-OFFICE CORRESPONDENCE

JAN / (

Date: January 10, 2000

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

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

Office of Planning

SUBJECT: Zoning Advisory Petitions

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

Item No(s): 253, 254, 261, and 262

If there should be any questions or this office can provide additional information, please contact Jeffrey Long in the Office of Planning at 410-887-3480.

Section Chief:

AFK/JL



Parris N. Glendening Governor John D. Porcari Secretary Parker F. Williams Administrator

Date: 1.5.00

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

RE: Baltimore County

Item No. 26/

JRA

RECEIVED JAN 0 6 2000

Dear. Ms Stephens:

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.

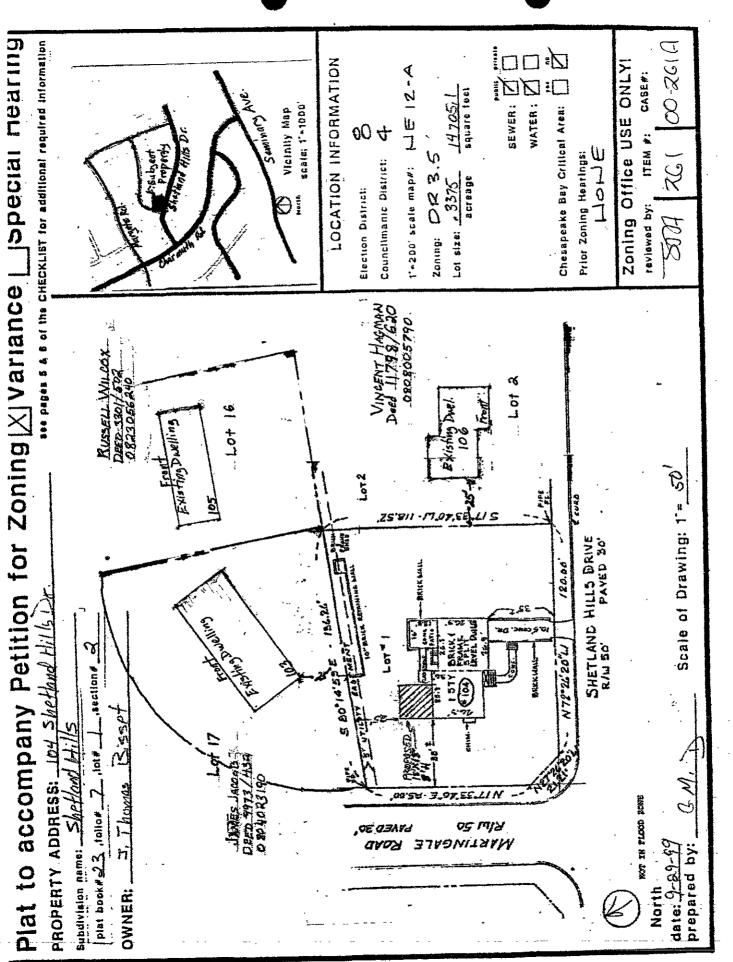
Should you have any questions regarding this matter, please contact Larry Gredlein at +10-545-5606 or by E-mail at (lgredlein@sha.state.md.us).

Very truly yours,

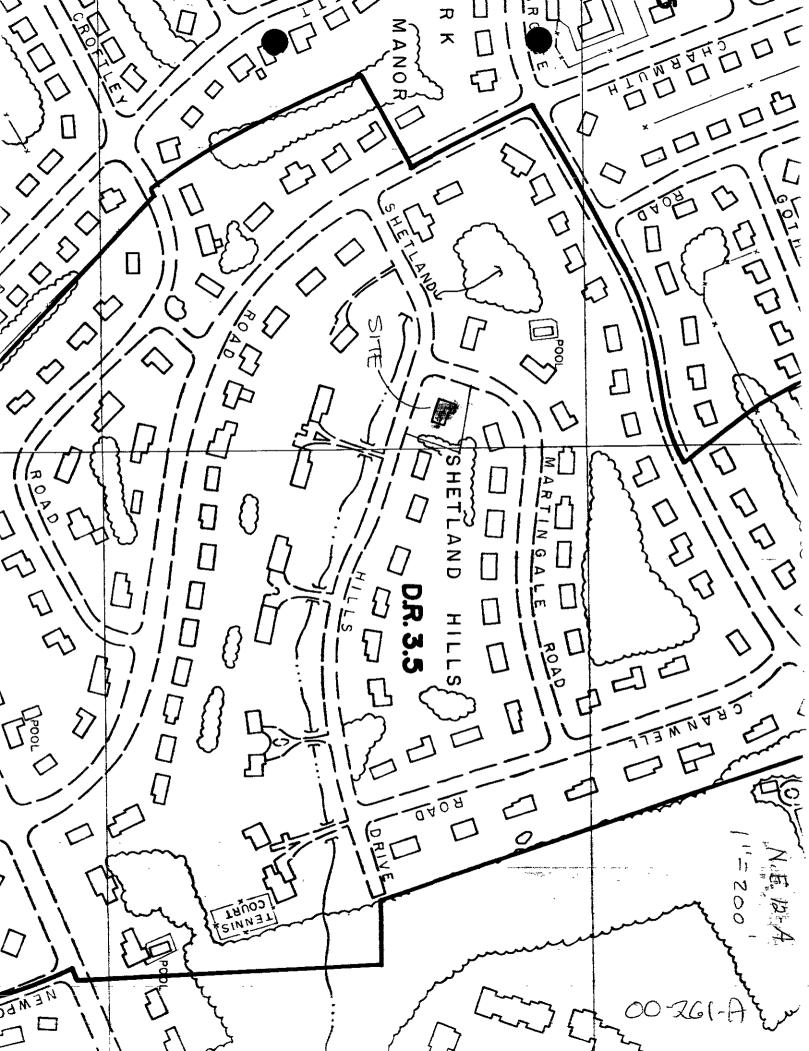
f. f. Doll

10

Kenneth A. McDonald Jr., Chief Engineering Access Permits Division



PETEX.#1







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

December 30, 1999

Department of Permits and
Development Management (PDM)
County Office Building, Room 111
Mail Stop #1105
111 West Chesapeake Avenue
Towson, Maryland 21204

ATTENTION: Gwen Stephens

RE: Property Owner: KOINONIA PTNP./GRAMERCY BED AND BREAKF.

Location: DISTRIBUTION MEETING OF December 13, 1999

Item No.: 181

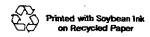
Dear Ms. Stephens:

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.

- 5. The buildings and structures existing or proposed on the site shall comply with all applicable requirements of the National Fire Protection Association Standard No. 101 "Life Safety Code", 1994 edition prior to occupancy.
- 11. IF THE BUILDING PERMITS FOR THIS DEVELOPMENT ARE ISSUED AFTER JUNE 30, 1998; THE DEVELOPER SHALL PROVIDE A RURAL WATER SUPPLY FOR FIRE FIGHTING PURPOSES, OR INSTALL SPRINKLER SYSTEMS COMPLYING WITH NFPA 13D IN ALL HOUSES. AS PER FIRE DEPARTMENT REQUIREMENTS, IN ACCORDANCE WITH BALTIMORE COUNTY FIRE PREVENTION CODE; SECTION F-517.12.

REVIEWER: LIEUTENANT HERB TAYLOR, Fire Marshal's Office PHONE 887-4881, MS-1102F

cc: File



00-261-1







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

December 30, 1999

Department of Permits and
Development Management (PDM)
County Office Building, Room 111
Mail Stop #1105
111 West Chesapeake Avenue
Towson, Maryland 21204

ATTENTION: Gwen Stephens

RE: Property Owner: KOINONIA PTNP./GRAMERCY BED AND BREAKF.

Location: DISTRIBUTION MEETING OF December 13, 1999

Item No.: 181

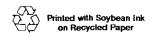
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REVIEWER: LIEUTENANT HERB TAYLOR, Fire Marshal's Office PHONE 887-4881, MS-1102F

cc: File





9

GREENRIDGE