IN RE: PETITION FOR ADMIN. VARIANCE

N/S Gaylawn Drive, 600' E centerline Smith Avenue 13th Election District 1st Councilmanic District (2116 Gaylawn Drive)

Todd Allen Dean Petitioner

BEFORE THE

DEPUTY ZONING COMMISSIONER

OF BALTIMORE COUNTY

CASE NO. 00-273-A

FINDINGS OF FACT AND CONCLUSIONS OF LAW

This matter comes before this Deputy Zoning Commissioner as a Petition for Administrative Variance filed by the legal owner of the subject property, Todd Allen Dean. The variance request is for property located at 2116 Gaylawn Drive in the Lansdowne area of Baltimore County. The Petitioner herein seeks a variance from Sections 101 and 400 of the Baltimore County Zoning Regulations (B.C.Z.R.) to permit an accessory structure (garage) with a larger building footprint than the dwelling. The subject property and requested relief are more particularly described on Petitioner's Exhibit No. 1, the plat to accompany the Petition for Administrative Variance.

The Petitioner 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 Petitioner has 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.

STATES FOR FLING

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 Petitioner may apply for his building permit and be granted same upon receipt of this Order; however, Petitioner is hereby made aware that proceeding at this time is at his 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 Petitioner would be required to return, and be responsible for returning, said property to its original condition.
- 2) The Petitioner or subsequent owners shall not allow or cause the garage to be converted to a second dwelling unit and/or apartment. The structure shall contain no living or sleeping quarters, and no kitchen or bathroom facilities. In addition, the accessory structure should not be used for commercial purposes.
- 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.

ГІМОТНҮ М. КОТРОСО

DEPUTY ZONING COMMISSIONER

FOR BALTIMORE COUNTY

TMK:rai



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

Fax: 410-887-3468

February 4, 2000

Mr. Todd Allen Dean 2116 Gaylawn Drive Lansdowne, Maryland 21227

Re: Petition for Administrative Variance

Case No. 00-273-A

Property: 2116 Gaylawn Drive

Dear Mr. Dean:

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, buthy 16traco

Timothy M. Kotroco

Deputy Zoning Commissioner

TMK:raj Enclosure













REV 9/15/98

Petition for Administrative Variance

to the Zoning Commissioner of Baltimore County

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5		which is presently zoned
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large building footpoint	than the	son structure (garage) with a
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his petition form.		aw of Baltimore County, for the reasons indicated on the back
perty is to be posted and advertised as we, agree to pay expenses of above Varia ulations and restrictions of Baltimore Count	ance, advertising, po-	sting, 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.
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ress	Telephone No.	Name - Type or Print
State	Zip Code	Signature
orney For Petitioner:		2116 GAG/MUN Dl. H. 410-536-5
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e - Tipe or Print		City State Zip Code
		Representative to be Contacted:
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ess	Telephone No.	Address Telephone No.
State	Zip Code	City State Zip Code
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lations of Baltimore County and that the property		
lations of Baltimore County and that the property		Zoning Commissioner of Baltimore County

Estimated Posting Date 1/14/00

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.

competent to testify thereto in the event that a p	ublic hearing is so	cheduled in the ful	ure with regard	thereto.	s) is/aic
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the elements	•				
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advertising fee and may be required to provide a	addiionai informa	on.			
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Todd Allen Dea	a~		-		
the Affiant(s) herein, personally known or satisf law that the matters and facts hereinabove set for	factorily identified orth are true and or	to me as such A correct to the best	ffiant(s), and ma of his/her/their l	ade oath in due knowledge and	form of belief.
AS WITNESS my hand and Notarial Seal					
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1 3 300 0 Date	Notary F	Public/			
	My Con	prission Expires	No Commission Ex	pires January 1, 2)0 <u>2</u>

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.

competent to testify thereto in the event that a pro-	ublic hearing is scheduled in	the future with regard th	ereto.
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i HEREBY CERTIFY, this 3 day of 5 day o	rsonally appeared	೨೦_, before me, a Not	ary Public of the State
Todd Allen De	~~~		
the Affiant(s) herein, personally known or satisfiaw that the matters and facts hereinabove set for	actorily identified to me as s orth are true and correct to the	such Affiant(s), and made e best of his/her/their kn	le oath in due form of nowledge and belief.
AS WITNESS my hand and Notarial Seal		、	
1/3/2000		King	
Date	Notary Public		

My Commission Expires My Commission Expires January 1, 2002



280 9/15/98

Petition for Administrative Variance

to the Zoning Commissioner of Baltimore County

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		for the propert	ty located at 2116	GAGIAWA	DRIVE
			which is prese	ntly zoned	R5.5
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of the zoning regulation of this petition form.	ns of Baltimore Cou	nty, to the zoning	law of Baltimore County, f	or the reasons indic	cated on the back
Property is to be posted I, or we, agree to pay expregulations and restriction	penses of above Varia	ance, advertising, po	zoning regulations. sting, etc. and further agree to the zoning law for Baltimo	to and are to be bou ore County.	nded by the zoning
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Signature			Signature		
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<u> Attorney For Petitio</u>	oner:		Address Address	wn SKo MD.	<u>H- 4/0-536-53</u> Telephone No. 2/227
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Signature			Representative to	···	
Company			Name	<u></u>	
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CASE NO. <u>60-</u>	273-A	Rev	iewed By <u>MJK</u>	Date _ 1/3	100
280 9/15/98		Esti	imated Posting Date	1/14/00	

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116 Completion DRIVE Zoning Description for Beginning AT A Point Grylmun Drive which is 3/2 beet whe AT the distance of 600' feet EAST OF the conventine of the nearnest improved intersecting Street 5m th Avenue which is 272 feet wide, * Deing Lot # 9 Block " Section # 1 in the Subdivision of Gny/Aran. is recorded in BAltimore county SlAT Book folio # 6/8 Jon taing 6,875 50 ft. Also Know is zilo cayland Dh. UE And oct-ted in the 13th Election District 15T Councilmanic

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273

PATD RECEIPT FOR ACTION FOR	CAGILLER INFORMATION CARD	∄ s	balthore County, Harriand		CASHIER'S VALIDATION
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BALTIMORE COUNTY, MARYLAI OFFICE OF BUDGET & FINANCE MISCELLANEOUS RECEIPT	DATE 1/3/(**	Carried on the second	RECEIVED ((TOP: 0/0, (20)	DISTRIBUTION WHITE - CASHIER PINK - AGENCY

CERTIFICATE OF POSTING

RE: CASE #00-273-A
PETITIONER/DEVELOPER
(Todd Allen Dean)
DATE OF Closing
(Jan 31, 2000)

Baltimore County Department of Permits and Development Management County Office Building, Room 111 111 West Chesapeake Ave. Towson, Maryland 21204 Puc 1/24

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 2116 Gaylawn Drive Baltimore, Maryland 21227______

The sign(s) were posted on_____ 1-14-00 ______
[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]

ADMINISTRATIVE VARIANCE INFORMATION SHEET AND DATES

Case Number 00-273 -A Address 2116 Gaylawn Drivi
Contact Person: Mitch Kullman Phone Number: 410-887-3391 Planner, Please Print Your Name
Filing Date: 1/3/07 Posting Date: 1/14/05 Closing Date: 1/31/00
Any contact made with this office regarding the status of the administrative variance should be through the contact person (planner) using the case number.
1. POSTING/COST: The petitioner must use one of the sign posters on the approved list (on the reverse side of this form) and the petitioner is responsible for all printing/posting costs. Any reposting must be done only by one of the sign posters on the approved list and the petitioner is again responsible for all associated costs. The zoning notice sign must be visible on the property on or before the posting date noted above. It should remain there through the closing date.
2. DEADLINE: The closing date is the deadline for an occupant or owner within 1,000 feet to file a formal request for a public hearing. Please understand that even if there is no formal request for a public hearing, the process is not complete on the closing date.
ORDER: After the closing date, the file will be reviewed by the zoning or deputy zoning commissioner. He 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 of the closing date) as to whether the petition has been granted, denied, or will go to public hearing. The order will be mailed to you by First Class mail.
4. POSSIBLE PUBLIC HEARING AND REPOSTING: In cases that must go to a public hearing (whether due to a neighbor's formal request or by order of the zoning or deputy zoning commissioner), notification 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.
(Detach Along Dotted Line)
Petitioner: This Part of the Form is for the Sign Poster Only
USE THE ADMINISTRATIVE VARIANCE SIGN FORMAT
Case Number 00-273 -A Address 2/16 Gay lawn Drid Petitioner's Name Todd Allon Down Telephone 410-536-5312
Petitioner's Name Todd Allan Dan Telephone 410-536-5312
Posting Date: 1/14/00 Closing Date: 1/3//00
Wording for Sign: To Permit an accessory structure (garage) a.th a larger building footprint than the duckling
a larger building footprint than the ducting

BALTIMORE COUNTY DEPARTMENT OF PERMITS AND DEVELOPMENT MANAGEMENT ZONING REVIEW

APPROVED SIGN POSTERS

Stacy Gardner Shannon-Baum Signs, Inc. 105 Competitive Goals Drive Eldersburg, MD 21784	Telephone: Toll Free: Fax:	410-781-4000 800-368-2295 410-781-4673
Richard Hoffman 904 Dellwood Drive Fallston, MD 21047	Telephone:	410-879-3122
Garland E. Moore 3225 Ryerson Circle Baltimore, MD 21227	Telephone: Mobile:	410-242-4263 410-382-4470
Tom Ogle 325 Nicholson Road Baltimore, MD 21221	Telephone: Mobile: Fax:	410-687-8405 410-262-8163 410-687-4381
Patrick M. O'Keefe, Sr. 523 Penny Lane Hunt Valley, MD 21030	Telephone: Cell: Fax:	410-666-5366 410-905-8571 410-628-2574 410-882-2469
Linda M. Jones Daft-McCune-Walker, Inc. 200 East Pennsylvania Avenue Towson, MD 21286	Telephone: Fax:	410-296-3333 410-296-4705
Staff Sergeant Robert A. Black 1508 Leslie Road Dundalk, MD 21222	Telephone: Cell: Pager: Work:	410-282-7940 410-499-7940 410-373-9662 410-288-3284

THE PETITIONER MUST USE ONE OF THE SIGN POSTERS ON THIS APPROVAL LIST. ANY REPOSTING MUST ALSO BE DONE BY ONE OF THESE APPROVED POSTERS. IF YOU WISH TO SELECT A POSTER NOT SHOWN ON THE LIST ABOVE, PRIOR APPROVAL BY THE DEPARTMENT OF PERMITS AND DEVELOPMENT MANAGEMENT/ZONING REVIEW IS REQUIRED.

THIS DEPARTMENT IS NOT ASSOCIATED WITH ANY OF THE ABOVE POSTERS, NOR DO WE RECOMMEND ANY SPECIFIC ONE. WE DO SUGGEST THAT YOU CONTACT A NUMBER OF THEM TO COMPARE PRICES SINCE THEIR CHARGES MAY VARY.

WCR - Revised 11/17/99

DEPARTMENT OF PERMITS AND DEVELOPMENT MANAGEMENT ZONING REVIEW

ADVERTISING REQUIREMENTS AND PROCEDURES FOR ZONING HEARINGS

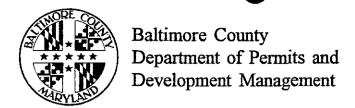
The <u>Baltimore County Zoning Regulations</u> (BCZR) require that notice be given to the general public/neighboring property owners relative to property which is the subject of an upcoming zoning hearing. For those petitions which require a public hearing, this notice is accomplished by posting a sign 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 Newspaper Advertising:
Petitioner: Todd Allen Denn
Address or Location: 2116 G-Aglawa M.
PLEASE FORWARD ADVERTISING BILL TO: Name: Jodd Allen Dem.
Address: 2116 674/Awn DR-
Lorsdonne Md. 21227.
Telephone Number: 4/0 - 536-53/2

Revised 2/20/98 - SCJ



Director's Office County Office Building 111 West Chesapeake Avenue Towson, Maryland 21204 410-887-3353

Fax: 410-887-5708

February 1, 2000

Mr. Todd Allen Dean 2116 Gaylawn Drive Lansdowne MD 21227

Dear Mr. Dean:

RE: Case Number 00-273-A, 2116 Gaylawn Drive

The above referenced petition was accepted for processing by the Bureau of Zoning Review, Department of Permits and Development Management (PDM) on January 3, 2000.

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

BALTIMORE COUNTY, MARYLAND

INTEROFFICE CORRESPONDENCE

TO:

Arnold Jablon, Director

Date: January 21, 2000

Department of Permits & Development

Management

RECEIVED JAN 2 7 2000

FROM:

Robert W. Bowling, Supervisor Bureau of Development Plans Review

SUBJECT:

Zoning Advisory Committee Meeting

for January 24, 2000

Item Nos. 273 274, 276, 277, 279, 280, 281, 282, 283, 284, and 285

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

RWB:HJO:jrb

cc: File



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

February 15, 2000

RECEIVED FEB 2 5 2000

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: GOODWILL INDUSTRIES OF THE CHES., INC. - 277

Location: DISTRIBUTION MEETING OF JANUARY 18, 2000

Item No.: 277

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.

THE FIRE MARSHAL'S OFFICE HAS NO COMMENTS AT THIS TIME REGARDING THE FOLLOWING ITEM NUMBERS:

(273) 274, 276, 278, 279, 280, 281, 282, 283, 284, AND 285

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

cc: File

ALL NERGERS AND A

FEB 2 5 2000

AN 1/31

BALTIMORE COUNTY, MARYLAND

JAN 2 4

Date: January 24, 2000

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

ITEM NO. 273

The Office of Planning supports the applicant's request subject to the following conditions: The petitioners or subsequent owners shall not allow or cause the accessory structure to be converted to a second dwelling unit and/or apartment. The structure shall contain no living or sleeping quarters, and no kitchen or bathroom facilities. In addition, the accessory structure should not be used for commercial purposes.

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: Jeffry W Kar

AFK/JL



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

Date: /.12.00

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

RE: Baltimore County

Item No. 273 MJ

RECEIVED JAN 1 4 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 410-545-5606 or by E-mail at (lgredlein@sha.state.md.us).

Very truly yours,

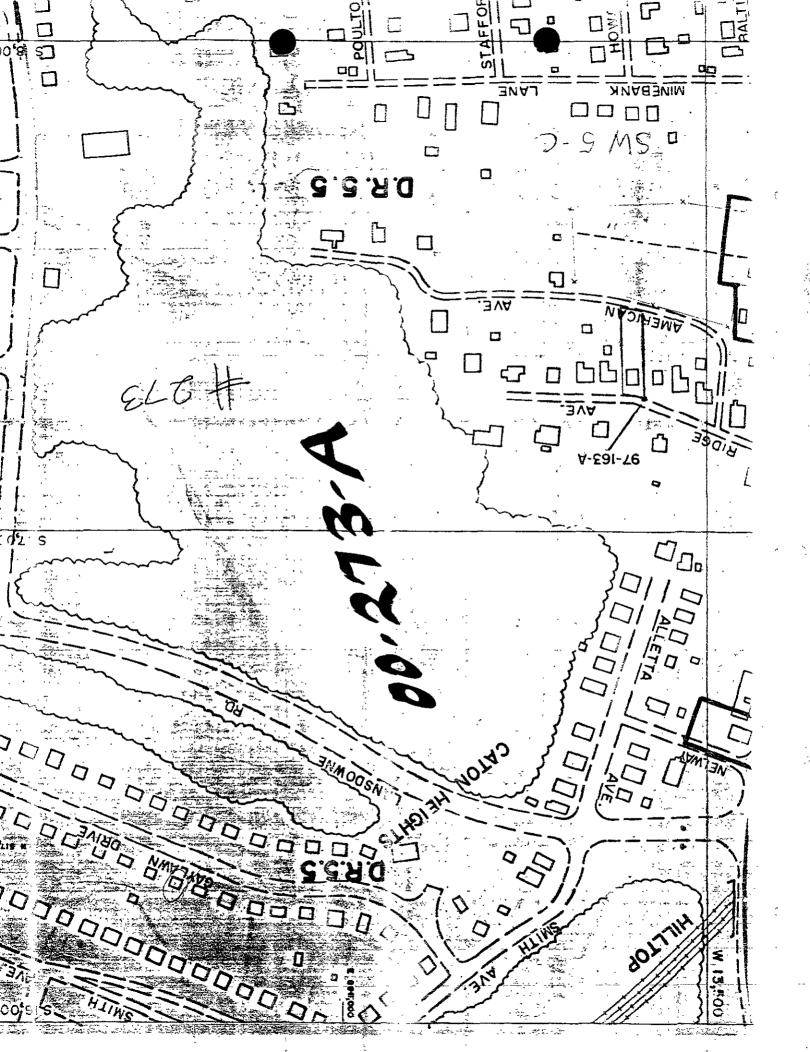
Kenneth A. McDonald Jr., Chief Engineering Access Permits Division

J. J. Drelle

My telephone number is _____

Property Address: 2116 GAYLAWA DRIVE ubdivision NAME: GAYAMON 14T BOOK # 19 Folio # 48 10+# 9 Section # 1. 0-273-A owner : Todd Allen Dem Location Infor SMITH AVE Conneilmente District 1 Cleation District 13 1"= 200' SCALE MAP 2117 Zoning DR. 5.5 LOT SIZE: 0.16 ACRUAGE WATER DO Chesapeake BAY Prior HLARINGS - NONE PROPOSITY APP-24440 GAYLAWA DO LATSUDENCE Rd. VICINITY MAP Scille 1"= 1000' 2116 247 OFFICE USE ONLY 200100 LASC men Received

to accompany Petition for 200ing [X] VARIANCE [Special HEARing



#273 Ŋ

