OPDER RECEIVED FOR PRING Doss <u>ABORRO</u>O IN RE: PETITION FOR ADMIN. VARIANCE

E/S of Oak Drive, 210' S of Centerline Magruder Avenue

1st Election District

1st Councilmanic District

(105 Oak Drive)

Charles M. Blanch, Jr. & Lisa M. Blanch Petitioners . ._____

* DEPUTY ZONING COMMISSIONER

* OF BALTIMORE COUNTY

* CASE NO. 00-352-A

BEFORE THE

FINDINGS OF FACT AND CONCLUSIONS OF LAW

This matter comes before the Deputy Zoning Commissioner as an Administrative Variance filed by Charles and Lisa Blanch, property owners, for that property known as 105 Oak Drive in the Catonsville 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 side yard setback of 12 ft. in lieu of the required 15 ft. for an addition. The subject property and requested relief are more particularly described on Petitioners' Exhibit No. 1, the plat to accompany the Petition for Variance.

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 30th day of March, 2000, that a variance from Section 1B02.3.C.1 of the Baltimore County Zoning Regulations (B.C.Z.R), to permit a side yard setback of 12 ft. in lieu of the required 15 ft. 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

March 30, 2000

Mr. & Mrs. Charles M. Blanch, Jr. 105 Oak Drive Catonsville, Maryland 21228

Re: Petition for Administrative Variance

Case No. 00-352-A Property: 105 Oak Drive

Dear Mr. & Mrs. Blanch:

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,

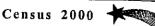
Timothy M. Kotroco

Deputy Zoning Commissioner

luth lotroro

TMK:raj Enclosure















PICO CUANTO MASO

REU 9/15/98

Petition for Administrative Variance

to the Zoning Commissioner of Baltimore County

RYLAND		8		Jounty
	for the pro	operty located at	5 Oak Dri	<i>ب</i> و
		which is present	ly zoned D.R.	2
made a part hereof, hereby peti	tion for a Variance from	Permits and Development Mand which is described in the de	ription and plat attacl fo □ p.r.m.i	hed hereto and
of the zoning regulations of Balt of this petition form.	imore County, to the zo	ning law of Baltìmore County, for	the reasons indicate	ed on the back
Property is to be posted and adv , or we, agree to pay expenses of regulations and restrictions of Baltin	above Variance, advertisii	y the zoning regulations. ng, posting, etc. and further agree to suant to the zoning law for Baltimore	o and are to be bounds County.	ed by the zoning
		I/We do solemnly declare perjury, that I/we are the is the subject of this Petit	legal owner(s) of the p	penalties of property which
Contract Purchaser/Lessee	<u>):</u>	Legal Owner(s):		
Name - Type or Print		Mr. Charles M. f Name Type or Print	Slanch, Jr.	
Signature		signature Mrs. Lisa M. B	blanch	
ddress	Telephone No	Name Type or Print)	
ity	State Zip Code	e Signature	<u>~ 41</u>	0.694-3622
Attorney For Petitioner:		105 Oak Driv	:	0-788-2249
		Cetonsville	MD	Telephone No. 21228
ame - Type or Print		City	State	Zip Code
ignature		Representative to b	e Contacted:	
igricular 5		Sec 1	₩7)E.	
ompany		Name		
ddrigas	Telephone No.	Address		Telephone No.
ily 8	State Zip Code	016		
	·		State	Zip Code
(Public Hearing having been formal la day of, gulations of Baltimore County and that	that the subject matt	to be required, it is ordered by the Z er of this petition be set for a public hear Zoning Commissio	oning Commissioner of E ring, advertised, as requi	Baltimore County, red by the zoning
CASE NO. 60 - 3	52-A	Reviewed By BR	Date 2/1	8/00
22 9 115 198		Estimated Posting Date	3/15/20	/
my -, -m, - v		Danie		

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.

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That the Affiant(s) does/do presently reside at	105 Oak Driv Address	<u>'</u>	
	Catensuille	MD	21228
	0.1.7	State	Zip Code
That based upon personal knowledge, the followariance at the above address (indicate hardsh	wing are the facts upor ip or practical difficulty):	which I/we base the reque	st for an Administrative
Internal design and dimensions C7 insufficient for any practical far	nily use.		
Existing internal dwelling structure and I full bath which is insufficie	re contains only : nt for current fo	3 bedrooms(11'x 15', 1 unily size (Z adults	1'x 15', 7'x 11')", 4 children).
Position of large, mature oak trees addition to the current dwelling or would adversely change the proper	(B'diameter) on nywhere else but tys and neighbor	the property prohib the proposed location hood's character and i	oits placing an Removing the trees environment.
Placing an addition onywhere b style and uniqueness of the ex	ut the proposed isting's	location would sever external structure.	rely impact the
That the Affiant(s) acknowledge(s) that if a for advertising fee and may be required to provide to the second seco	additional information.	Affiant(s) will be required to usa M. Blure	
Signature	-		
Mr. Charles M. Blanch, Jr. Name - Type or Print	Mys Name	Lisa M. Blanch Type or Print	<u> </u>
STATE OF MARYLAND, COUNTY OF BALTIM	~	20.00	
of Maryland, in and for the County aforesaid, pe	anuom rsonally appeared and Lisa m	_, <u>3000_</u> , before me, a No 1 . <i>Blanch</i>	otary Public of the State
the Affiant(s) herein, personally known or satis law that the matters and facts hereinabove set f	factorily identified to me orth are true and correc	as such Affiant(s), and ma t to the best of his/her/their l	ade oath in due form of knowledge and belief.
AS WITNESS my hand and Notarial Seal			EEA CER
1/12/00	Kimli	Dhe G Cosso	to NOTARY O
Date	Notary Public	Kimberlee A.Cel	
	My Commissi	on Expires	ECOL

2)

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	105 Oak Drive		
		Catensuille City	mD	21228
			State	Zip Code
	That based upon personal knowledge, the follow Variance at the above address (indicate hardshi	ip or practical difficulty):		
0	Internal design and dimensions (insufficient for any practical f	7'x 17') of existr family use.	ing one level source	com structure is
2)	Existing internal dwelling structure and I full bath which is insuffici	- contains only 3 cent for current fo	bedrooms (11'x 15', unity size (2 adul	Its, 4 children)
3)	losition of large, moture oak trees addition to the correct dwelling trees would adversely change the	(B' diameter) or anywhere else b property's and never	n the property pro but the proposed lo shborhood's Charact	shibits placing an action. Removing the her and environment
)	Placing an addition anywhere but the uniqueness of the existing dwell	he proposed location ling's external sto	would severely roctore.	mpact the style and
	That the Affiant(s) acknowledge(s) that if a fo advertising fee and may be required to provide a	ormal demand is filed, A additional information.	ffiant(s) will be required	to pay a reposting and
	Signature . Signature	Signature	sa M. Blan	nch
	Mr. Charles M. Blanch, Jr. Name-Type or Print	M _{CS} , Name - 1	Lisa M. Blanch Type or Print	
	STATE OF MARYLAND, COUNTY OF BALTIN	NORE, to wit:	——————————————————————————————————————	
	of Maryland, in and for the County aforesaid, per	huary rsonally appeared	<u>2000</u> , before me, a	Notary Public of the State
,	the Affiant(s) herein, personally known or satisfiaw that the matters and facts hereinabove set for	LISA M. Blo factorily identified to me orth are true and correct	れから as such Affiant(s), and i to the best of his/her/the	made oath in due form of ir knowledge മുറ്റ് pelief.
	AS WITNESS my hand and Notarial Seal		2 0	NOTARY PUBLIC
	Date 1/13/00		u G. Cerrat Cimberlee A.C.	errotoccount
		My Commission	n Expires	1104 Marian
	REV 09/15/98			



Petition for Administrative Variance

to the Zoning Commissioner of Baltimore County

ARYLAN					_		
	for the pro	perty located					
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This Petition shall be filed with the Downer(s) of the property situate in Baltin made a part hereof, hereby petition for a	nore County and	i wnich is desc	ribed in tr	ie description	on and pla	it attached .	hereto and
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yard setback of 12	Ct. in	lieu of	the	require	ed is	ft.	
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of the zoning regulations of Baltimore Co of this petition form.	ounty, to the zor	ning law of Balt	imore Coi	unty, for the	reasons	indicated o	n the back
Property is to be posted and advertised a I, or we, agree to pay expenses of above Va regulations and restrictions of Baltimore Cou	riance advertisin	a nostina etc.	and further	agree to an Baltimore Co	d are to be unty.	bounded by	the zoning
		perjur	v. that i/we	y declare an are the legathis Petition.	al owner(s)	nder the pena of the prope	alties of erty which
Contract Purchaser/Lessee:		<u>Lega</u>	al Owner	· ·	,		
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Address	Telephone No.	Name	- Type or Pr	<u> </u>	anch	<u> </u>	····
City State	Zip Code	Signati	ure	dank		410 - 694-	. 3625
Attorney For Petitioner:		105	5 Oak	Drive			9-2249 e
		Addres	ensvill-	o	041		lephone No.
Name - Type or Print		- City	en 20100		M State		ZIZZS Zip Code
Bignature		Repr	esentati	ve to be (<u>Contacte</u>	<u>d:</u>	
Company		Name		·			
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Dity State	Zip Code	City			State	<u> </u>	Zip Code
A Public Hearing having been formally demands day of the egulations of Baltimore County and that the prope	ded and/or found at the subject matterty be reposted.	to be required, it of this petition b	ls ordered e set for a p	by the Zonin ublic hearing,	g Commission advertised,	oner of Baltim as required by	ore County, y the zoning
,		.	Zoning C	ommissioner	of Baltimore	County	
CASE NO. 00-352-A		Reviewed By	131		Date	2/38/0	٥٥
220 9115198	· 	Reviewed By Estimated Po	sting Da	te	3/12/00		

ZONING DESCRIPTION FOR 105 Oak Drive Beginning at a point on the East side of Oak Drive which is 40 feet wide at a distance of 210 feet South of the centerline of the nearest improved intersecting street Magruder Aug. which is 50 feet wide. Being Lot# 3, Block --- , Section # J in the subdivision of Summit Park as recorder in Baltimore County Plat Book # 5, Folio # 71, containing 12,080 Sq. Ft. Also known as 105 Oak Drive

and located in the 1 Election District, 1 Councilmanic District.

	OF BUDGET & FINANCE LLANEOUS RECEIPT	No. 0767	M
DATE	$\frac{2}{3}$ /38/60 ACCOUNT	001 6150	17/2 Mr6 No Troph
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R'S VALIDATION

00.352.A

CERTIFICATE OF POSTING

RE: CASE #00-352-A
PETITIONER/DEVELOPER
(Charles Blanch)
DATE OF Closing
(Mar. 27, 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:



Sincerely, Ohom Of 3/10/00
(Signature of Sign Poster & Date)
Thomas P. Ogle, Sr
325 Nicholson Road
Baltimore, Maryland 21221
(410)-687-8405 (Telephone Number)

ZONING REVIEW

ADMINISTRATIVE VARIANCE INFORMATION SHEET AND DATES

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2.	a formal re request for	quest for a a public hear	ng, the p	he deadline fo aring. Pleas rocess is not c	omplete o	n the c	closing da	ite.	10 110	1011114
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DEPARTMENT F 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:
	Item Number or Case Number: 00-350-A
ч	Petitioner: Charles M. Blanch Jr.
ζ	Address or Location: 105 Oak Drive Catonsville, MD 21228
	PLEASE FORWARD ADVERTISING BILL TO:
!	Name: Charles M. Blanch, Jr.
,	Address: 105 Oak Drive
	Catonsville MD 21228
	Telephone Number: 410-788-2249

We, Charles and Roxanne Christianson, of 107 Oak Drive, Catonsville, Maryland 21228, affirm our agreement with the proposed 18' x 23', two-story with basement addition to be built on the south side of 105 Oak Drive, Catonsville, Maryland 21228.

kb. 21, 2000 Date



Baltimore County
Department of Permits and
Development Management

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

March 24, 2000

Mr & Mrs Charles Blanch 105 Oak Drive Catonsville MD 21228

Dear Mr & Mrs Blanch:

RE: Case Number 00-352-A, 105 Oak Drive

The above referenced petition was accepted for processing by the Bureau of Zoning Review, Department of Permits and Development Management (PDM) on February 28, 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

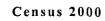


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on Recycled Paper











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

March 21, 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: SEE BELOW

Location: DISTRIBUTION MEETING OF MARCH 5, 2000

Item No.: See Below

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.

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

348, 349, 351, 352

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

cc: File

BAUTIMORE COUNTY, MAKNAJAND DEPARTMENT OF ENVIRONMENTAL PROMECTIONS RESIDURGE (MANY COMIENT

TO:

Arnold Jablon

FROM:

R. Bruce Seeley Mh9

DATE:

March 8, 2000

SUBJECT:

Zoning Petitions

Zoning Advisory Committee Meeting of March 5, 2000

DEPRM has no comments for the following zoning petitions:

Item #	Address
348	143 Back River Neck Road
350	Stonegate at Patapsco Johnnycake Road/Old Stone Road
351	328 Dixie Drive
(352)	105 Oak Drive

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BALTIMORE COUNTY, MARYLAND

INTER-OFFICE CORRESPONDENCE

MAR - 7

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

Date: March 7, 2000

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): 352

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:

3.6.00

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

RE:

Baltimore County

Item No. 35る

BR

RECEIVED MAR 0 7 2000

Dear. Ms. Jackson:

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 Greatein 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

1. J. Doelle

-15

Bet. 8.#1











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