DER PROENTED FOR FILING

IN RE: PETITION FOR ADMIN. VARIANCE

E/S Golf Course Road, 298' S

of Hopkins Lane

3rd Election District

3rd Councilmanic District

(301 Golf Course Road)

Julia B. & Herbert A. May, III

Petitioners

**BEFORE THE** 

DEPUTY ZONING COMMISSIONER

OF BALTIMORE COUNTY

CASE NO. 00-376-A

### FINDINGS OF FACT AND CONCLUSIONS OF LAW

This matter comes before the Deputy Zoning Commissioner as an Administrative Variance filed by Julia and Herbert May, property owners, for that property known as 301 Golf Course Road in the Owings Mills area of Baltimore County. The Petitioners herein seek a variance from Section 1A01.3.B.3 of the Baltimore County Zoning Regulations (B.C.Z.R), to permit a rear yard setback of 22 ft. in lieu of the required 35 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 nformation, 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 13th day of April, 2000, that a variance from Section 1A01.3.B.3 of the Baltimore County Zoning Regulations (B.C.Z.R), to permit a rear yard setback of 22 ft. in lieu of the required 35 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! KOTROCO

**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

April 13, 2000

Mr. & Mrs. Herbert A. May, III 301 Golf Course Road Owings Mills, Maryland 21117

Re: Petition for Administrative Variance

Case No. 00-376-A

Property: 301 Golf Course Road

Dear Mr. & Mrs. May:

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, lustry lutroces

Timothy M. Kotroco

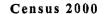
Deputy Zoning Commissioner

TMK:raj Enclosure













REV 9/15/98

# Petition for Administrative Variance

## to the Zoning Commissioner of Baltimore County

3-26-00

RYLAND	_			
	for the proper	ty located at 30   Golf Cours		
		which is presently zon	red <u>RC - :</u>	2
This Petition shall be filed with the Deproyner(s) of the property situate in Baltimore made a part hereof, hereby petition for a Value of the Permit A REARY ARD	e County and wh	rich is described in the description :	and niat attac	hed hereto and
Den A PENDLADA		- (1	DC CK,	, ,
PERMIT A REARYARD	SETBACK	OF 2217. FOR A	IN ADD	ITTON
IN LIEU OF THE RE	quired 3	35H.		
of the zoning regulations of Baltimore Coun	ity, to the zoning	law of Baltimore County, for the re	asons indica	ted on the back
Property is to be posted and advertised as I, or we, agree to pay expenses of above Variar regulations and restrictions of Baltimore County	nce, advertisina, p	osting, etc. and further agree to and a	re to be bound y.	led by the zoning
		I/We do solemnly declare and a perjury, that I/we are the legal o is the subject of this Petition.	ffirm, under the wner(s) of the	e penalties of property which
Contract Purchaser/Lessee:			IM.	
Name - Type or Print		Name Type or Print	Man	1
Signature	<del> </del>	Signature		4
Address	Telephone No.	Name Type or Print	MANAR	
	resoptions res.	X SAAMS		
City State	Zip Code	Signature		<del></del>
Attorney For Petitioner:		301 Golf Course Road Address		7) 581-0914 Telephone No.
Name - Type or Print		Owings Mills, MD 211	7 State	Zip Code
· · · · · · · · · · · · · · · · · · ·		Representative to be Co	ntacted:	
Signature				
Company		Cinnie (Julia) May Name		
3		301 Golf Course Roa	d (410)82	8-7805 (work
Andress.	Telephone No.	Address	MT	Telephone No.
State	Zip Code	Owings Mills, City	MD State	2   1   17 Zip Code
				· · · · · · · · · · · · · · · · · · ·
A Rustic Hearing having been formally demanded his \( \) day of that the equiations of Baltimore County and that the property	كبر مستنمست للمستماريس سيا	e required, it is ordered by the Zoning C this petition be set for a public hearing, ad	Commissioner of vertised, as requ	f Baltimore County, uired by the zoning
5 J 244		Zoning Commissioner of	Baltimore County	y
CASE NO. 00-376A			_	15-00

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.

	That the Affiant(s) does/do presently reside at $\frac{301}{\text{Address}}$	Golf Couse Road	
		nga Milla MD 23117	Zip Code
	<b>4</b>	e the facts upon which I/we base the request for an Admini	,
	the existing driveway location. The additi	curb cuts to the existing driveway on while at the same time creating a more re desirable to build the addition close to ion will be approximately '15' from the proper tween the neighboring house on this side. The style of the addition is in keeping. An unsightly existing storage shed that	'ty
		and in the district of will be required to pay a repost	ting and
	That the Affiant(s) acknowledge(s) that it a formal de advertising fee and may be required to provide additions	emand is filed, Affiant(s) will be required to pay a repost real information.	ing and
Х	x Junia ). May	× tell	
	Signature  JULA B. MAY  Name - Type or Print	Signature  A. MAYER  Name - Type or Print	
		· · · · · · · · · · · · · · · · · · ·	
	STATE OF MARYLAND, COUNTY OF BALTIMORE, to		
	I HEREBY CERTIFY, this day of MARCH of Maryland, in and for the County aforesaid, personally	y appeared	
	the Affiant(s) herein, personally known or satisfactorily	y identified to me as such Affiant(s), and made oath in due e true and correct to the best of his/her/their knowledge and	form of belief.
	AS WITNESS my hand and Notarial Seal		
	Date 3-9-00 O.TABACKINE	Notary Public	<del></del>
	Date	My Commission Expires 3-4-02	

REV 09|15|98

### ZONING DESCRIPTION FOR 301 GOLF COURSE ROAD

Beginning at a point on the east side of Golf Course Road which is 30 foot wide. As recorded in Deed Liber 8804, Folio 635. Starting at the southwest corner of the property, North 15 degrees 03 minutes 38 seconds east 298.74 feet to South 75 degrees 33 minutes 18 seconds east 98.52 feet to South 27 degrees 44 minutes 47 seconds east 203.90 feet to south 15 degrees 25 minutes west 183.82 feet to north 66 degrees 49 minutes 51 seconds west 238.31 feet to the place of beginning. Also known as 301 Golf Course Road and located in the 3<sup>rd</sup> Election District, 3<sup>rd</sup> Councilmanic District.

316

OFFICE OF BUDGET & FINANCE MISCELLANEOUS RECEIPT	No. 078963	
DATE 3-13-00 ACCOL	UNT	The book which was the proper was a construction of the constructi
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FOR:	$\wedge$	0.376-A



301 Golf Course Road

#### **CERTIFICATE OF POSTING**

RE: CASE # 00-376-A
PETITIONER/DEVELOPER
(Herbert May)
DATE OF Closing
( 4-10-00)

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 SIGNS(S) REQUIRED BY LAW WERE POSTED CONSPICUOUSLY ON THE PROPERTY LOCATED AT

301 Golf Course Road Baltimore, Maryland 21117		
THE SIGN(S) WERE POSTED ON	3-24-00	
	(MONTH, DAY, YEAR)	
	SINCERELY,	
	(SIGNATURE OF SIGN POSTER & DATE)	
	THOMAS P. OGLE SR	
	325 NICHOLSON ROAD	
	BALTIMORE, MARYLAND 21221	
	410-687-8405	

(TELEPHONE NUMBER)

## BALTIMORE COUNTY DEPARTMENT OF PERMITS AND DEVELOPMENT MANAGEMENT ZONING REVIEW

## ADMINISTRATIVE VARIANCE INFORMATION SHEET AND DATES

		, ,				,				
Case N	lumber 00-	376		Ad	dress	<u> 30î</u>	Golf	GURS	€	<del>Po</del> .
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_	Date: <u>3</u>						Clos			
throug	ontact made h the contact	person (pi	anner) us	sing the ca	se numbe	er.				
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2.	<b>DEADLINE:</b> a formal request for a	uest for a public hea	n public it aring, the	nearing. I process is	not com	plete on	the closing	date.	13 110	ioiiiiai
3.	ORDER: A commissione order that the (typically with denied, or w	er. He ma he matter hin 7 to 10 ill go to pu	iy: (a) g be set i days of blic heari	rant the rein for a puthe closing ing. The or	iquested iblic hear g date) as rder will b	relief, (b ring. Yo s to whel se mailed	ther the pet to you by	eive writte ition has b First Class	n notificeen grant.	fication ranted,
4.	POSSIBLE (whether du commissione changed giv posted, certithis office.	e to a neer), notific	eighbor's ation will	tormal red be forwa	rded to	py order you. The Location	r of the 20 ne sign on n As whei	the prop	erty m was or	riginally
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		USE TH	IE ADMI	NISTRATI	/E VARI/		GN FORM			
Case	Number 00-	376	] -A	Address	30	<u> </u>	GOLF	GURSE	<u>- 125</u>	<u> </u>
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TING	PROCEOUR	LE Cove	-250 c	N TH .	AppLica	ANT:	35			

# 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.

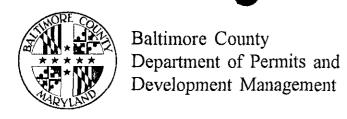
### OPINIONS MAY NOT BE ISSUED UNTIL ALL ADVERTISING COSTS ARE PAID.

For Newspaper Advertising:						
Item Numbe	er or Case Number:376					
Petitioner:	HERBERT MAI					
Address or	Address or Location: 301 GoLf Covese Ro.					
PLEASE FO	PLEASE FORWARD ADVERTISING BILL TO:					
Name:	Herbert A. May 3rd					
Address:	301 Golf Course Road					
	Owings Mills, Maryland 21117					
Telephone I	Number: (410) 581-0914					

Revised 2/20/98 - SCJ

00-376-A-16-

Plat to accompany Petition for Zon	ing Variance Special Hearing
PROPERTY ADDRESS:	see pages 5 & 6 of the CHECKLIST for additional required information
plat book#,tolio#,iot#,section#	
OWNER:	
	,
•	Vicinity Map  North scale: 1'=1000'
	LOCATION INFORMATION  Election District:
	Councilmanic District:
	1°=200' scale map#: Zoning:
-	Lot size:acreage square feet
	SEWER: WATER:
•	Chesapeake Bay Critical Area:
	Zoning Office USE ONLY!
North  date:  prepared by: Scale of Drawing: 1"=	reviewed by: ITEM #: CASE#:
prepared by: Scale of Drawing: 1 =	



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

April 10, 2000

Ms Cinnie Julia May 301 Golf Course Road Owings Mills MD 21117

Dear Ms May:

RE: Case Number 00-376-A, 301 Golf Course Road

The above referenced petition was accepted for processing by the Bureau of Zoning Review, Department of Permits and Development Management (PDM) on March 15, 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













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

March 30, 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 27, 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:

371, 372, 374, 375, (376) 377, 378, AND 379

REVIEWER: LIEUTENANT HERB TAYLOR, Fire Marshal's Office

PHONE 887-4881, MS-1102F

cc: File



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

March 30, 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

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371, 372, 374, 375, 376 377, 378, AND 379

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

cc: File

# BALTIMORE COUNTY, MARYLAND DEPARTMENT OF ENVIRONMENTAL PROTECTION & RESOURCE MANAGEMENT

TO:

Arnold Jablon

FROM:

R. Bruce Seeley My

DATE:

April 10, 2000

SUBJECT:

**Zoning Petitions** 

Zoning Advisory Committee Meeting of March 27, 2000

DEPRM has no comments for the following zoning petitions:

Item #	Address		
370	103 Riverton Road		
372	1 Woods Court		
374	323 N. Beaumont Road		
375	5701 & 5709 Trumps Mill Road		
376	301 Golf Course Road		
378	2 Forest Drive		
379	1603 Dennis Avenue		
380	10324 S. Dolfield Road		
334	8741-8771 Mylander Lane		

HION

# BALTIMORE COUNTY, MARYLAND

### INTER-OFFICE CORRESPONDENCE

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

Date: March 24, 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): 371, 374, 376, 378, and 379

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: 3.27.00

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

RE:

**Baltimore County** 

Item No.

374

JCM

Dear. Ms. Jackson:

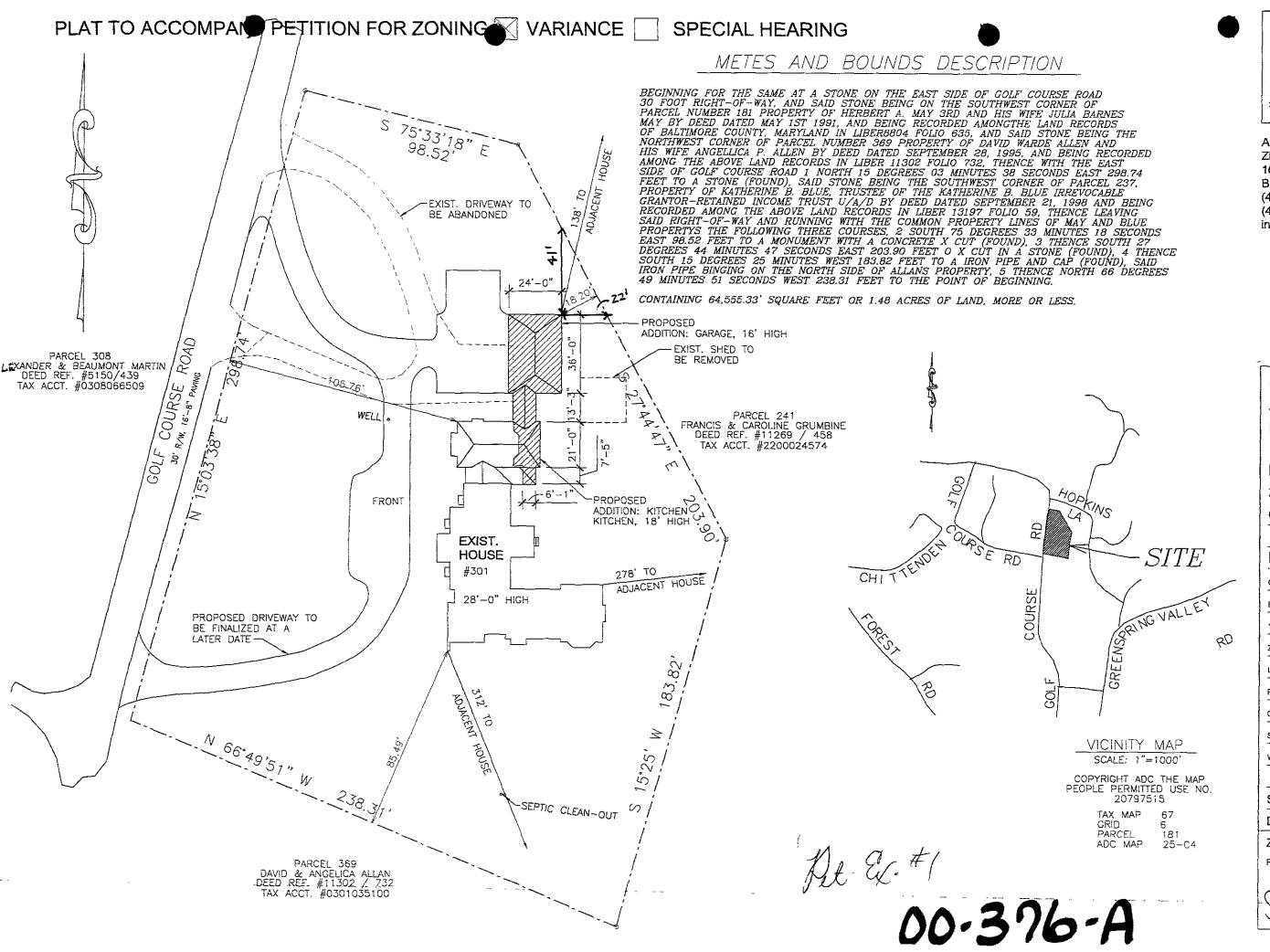
This office has reviewed the referenced item and we have no objection to approval as it does not access a State roadway and is not affected by any State Highway Administration projects.

Should you have any questions regarding this matter, please contact Larry Gredlein at 410-545-5606 or by E-mail at (lgredlein@sha.state.md.us).

Very truly yours,

100

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



### ZIGER/SNEAD

Architects
Ziger / Snead LLP
1006 Morton Street
Baltimore, Maryland 21201
(410) 576-9131
(410) 576-9159 fax
info@zigersnead.com

OWNER: JULIA B. MAY & HERBERT A. MAY III

PROPERTY ADDRESS: 301 GOLF COURSE RD. OWINGS MILLS, MD 21117

l	LOCATION	INFORMAT	ION
- 1			

COUNCILMANIC DISTRICT: 3

ELECTION DISTRICT: 3

1" = 200' MAP: NW-11G

ZONING: RC-2

LOT SIZE: 1.48 ACRES 64,555.33 S.F.

PRIOR ZONING HEARINGS. NONE

CHESAPEAKE BAY CRITICAL AREA: ☐ YES ☒ NO

SEWER: PUBLIC PRIVATE

WATER: PUBLIC PRIVATE

SCALE: 1" = 40'

DATE: MARCH 15, 2000

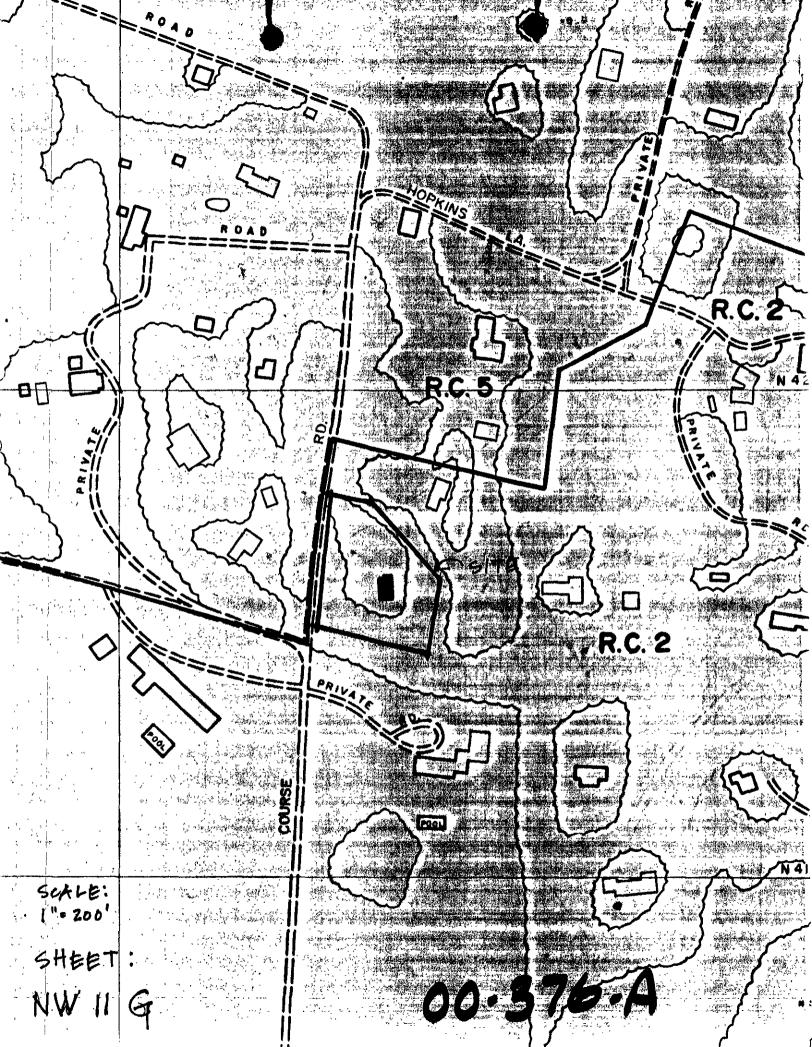
ZONING OFFICE USE ONLY

REVIEWED BY: | ITEM #:

276

326

CASE #



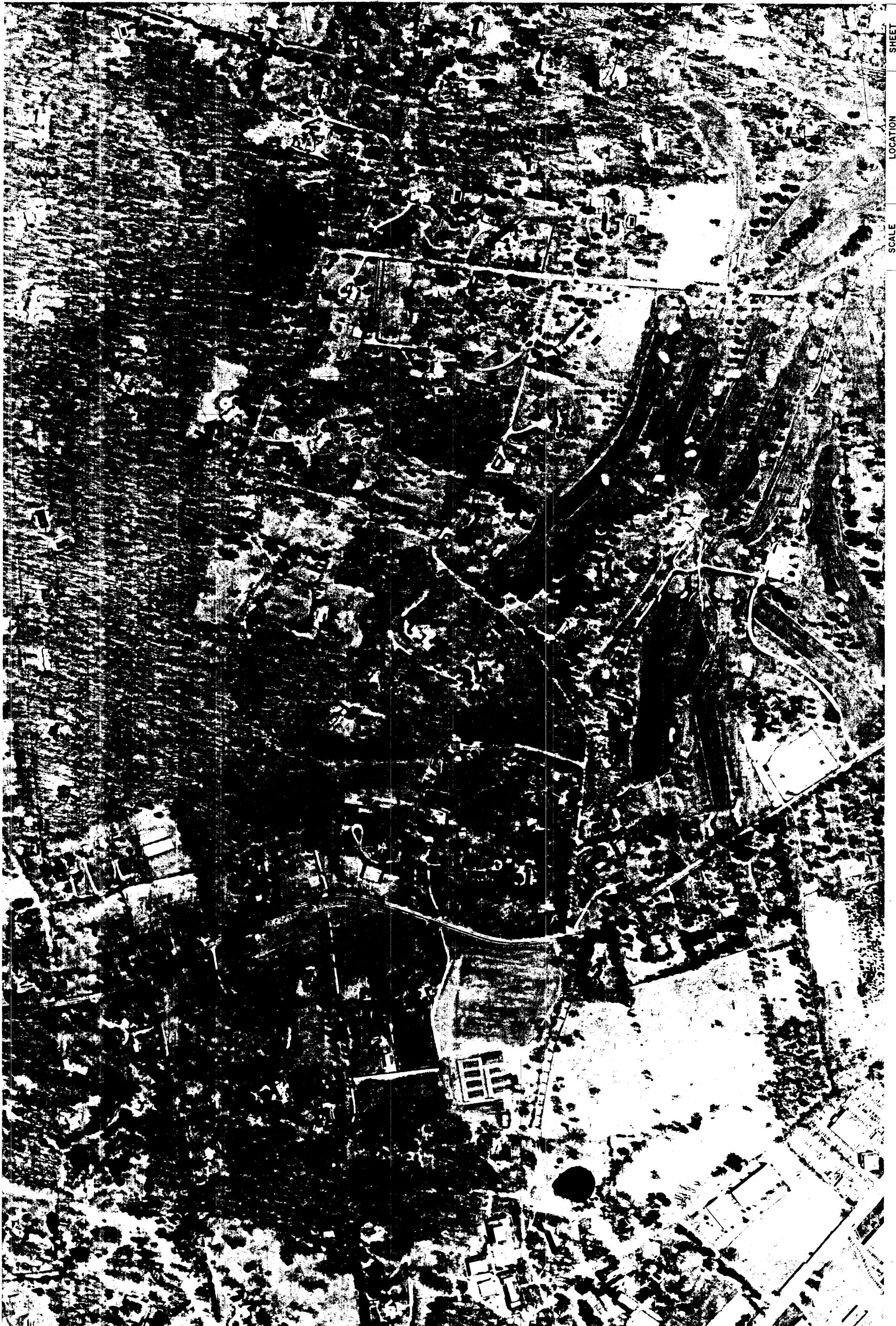




00·376-A



00-376-



OFFICE OF PLANNING AND ZONING PHOTOGRAPHIC MAP

00.316.<sub>N</sub>

PREPARED BY AIR PHOTOGRAPHICS, IN MARTINSBURG, W.V. 25401