ORIDER RECEIVED FOR FILING
Date

9y 76. Amazz

IN RE: PETITION FOR ADMIN. VARIANCE

S/S Black Rock Road, 0' W centerline of Falls Road 5th Election District 3rd Councilmanic District (2711 Black Road)

Brien J. Naylor Petitioner BEFORE THE

* DEPUTY ZONING COMMISSIONER

* OF BALTIMORE COUNTY

* CASE NO. 00-504-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, Brien J. Naylor. The variance request is for property located at 2711 Black Road in the Reisterstown area of Baltimore County. The Petitioner herein seeks a variance from Section 400.1 of the Baltimore County Zoning Regulations (B.C.Z.R.) to permit an accessory structure (garage/stable) to be located in the front yard in lieu of the required rear yard. 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 Petitioner.

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 July, 2000, that a variance from Section 400.1 of the Baltimore County Zoning Regulations (B.C.Z.R.) to permit an accessory structure (garage/stable) to be located in the front yard in lieu of the required rear yard, be and is hereby GRANTED, subject, however, to the following restriction which is a condition precedent to the relief granted herein:

1) The Petitioner may apply for her building permit and be granted same upon receipt of this Order; however, Petitioner is hereby made aware that proceeding at this time is at her 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.

TIMOTHY M. KOTROCO

DEPUTY ZONING COMMISSIONER

FOR BALTIMORE COUNTY

TMK:raj

OPIDER RECEIVED FOR FILING
Date 7/5/00
By A. Canadon



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

Fax: 410-887-3468

July 5, 2000

Ms. Brien J. Navlor 2711 Black Rock Road Reisterstown, Maryland 21136

Re: Petition for Administrative Variance

Case No. 00-504-A

Property: 2711 Black Rock Road

Dear Ms. Naylor:

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, butfy Kotroco

Timothy M. Kotroco

Deputy Zoning Commissioner

TMK:raj Enclosure



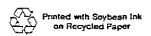
















Petition for Administrative Variance

to the Zoning Commissioner of Baltimore County

f	or the property l			CK KU
		which is presently	zonedR	<u> </u>
This Petition shall be filed with the Depa owner(s) of the property situate in Baltimore made a part hereof, hereby petition for a Var structure (garase/stable) of the required rear	county and which iance from Section	is described in the description (s) 400. I to percent	tion and plat atta	ched hereto and
of the zoning regulations of Baltimore County of this petition form.	y, to the zoning law	of Baltimore County, for the	ne reasons indica	ated on the back
Property is to be posted and advertised as p. I, or we, agree to pay expenses of above Variance regulations and restrictions of Baltimore County a	e, advertisina, posti	ng, etc. and further agree to a	nd are to be boun ounty.	ded by the zoning
		I/We do solemnly declare a perjury, that I/we are the le- is the subject of this Petitio	gal owner(s) of the	ne penalties of property which
Contract Purchaser/Lessee:		<u>Legal Owner(s):</u>		
Name - Type or Print		Name - Type or Print	NAYLOR	
Signature		Signature		
Address	Telephone No.	Name - Type or Print		
City State	Zip Code	Signature	(41)	0)472-1316 Hu
Attorney For Petitioner:		2711 BLACK ROCK Address	_	3) 277 - 2161 wk Telephone No.
Name - Type or Print		PERSTORSTOWN	MD State	21136 Zip Code
		Representative to be		Zip Code
Signature		ABOVE	00/120/04/	
Zempan V	. -	Name		
Address 2	elephone No.	Address		Telephone No.
CI State	Zip Code	City	State	Zip Code
Public Pearing having been formally demanded a	and/or found to be re subject matter of this reposted.	quired, it is ordered by the Zon petition be set for a public hearin	ing Commissioner og, advertised, as red	f Baltimore County, quired by the zoning
		-		
Z X II		Zoning Commissione	er of Baltimore Coun	
ASTNO	Review	ved By Bh	Date	5/30/
21 265198	Estim	ated Posting Date <u>6/11</u>	20	

Affidavit in Support of Administrative Variance

The undersigned hereby affirms under the penalties of periury to the Zoning Commissioner of Baltimore County, as

follows: That the information herein given is competent to testify thereto in the event that a p	within the persona	al knowledge o	the Affiant(s)	and that Affiar d thereto.	it(s) is/are
That the Affiant(s) does/do presently reside at	2711	BLACK R	ock en		
``	Variess			2.21	
	KETSTE	RSTUWN	MD	21136	7in Code
That based upon personal knowledge, the follo Variance at the above address (indicate hardshi	wing are the facts ip or practical diffic	upon which I/w culty):	e base the req	uest for an Adn	ninistrative
On this property, according to directly behind my existing home. M and there is a very steep, wooded hill once an existing structure on the other than the control of the c	fy home sits on the large of the program of the program a garage/stable.	ne very northwo my house to the perty as can be Because of the	est corner of t e property line seen by the a flood zone th	he property, e. There was erial photo. tat effects my	
That the Affiant(s) acknowledge(s) that if a for advertising fee and may be required to provide a Signature Bries. J. Waylar	additional informati	iled, Affiant(s) v on. Signature	will be required	d to pay a repo	osting and
Name - Type or Print	 -	Name - Type or Prin	t		
STATE OF MARYLAND, COUNTY OF BALTIN I HEREBY CERTIFY, this day of of Maryland, in and for the County aforesaid, pe	•		, before me, a	Notary Public o	f the State
the Affiant(s) herein, personally known or satisf law that the matters and facts hereinabove set for	factorily identified orth are true and c	to me as such a	Affiant(s), and st of his/her/the	made oath in d ir knowledge an	ue form of d belief.
AS WITNESS my hand and Notarial Seal 5 - 26 - 00 Date	Notary P		Sh		
Date	•	UDIIC mission Evoiros	4-2.	2000	

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 competent to testify thereto in the event that a p	within the personal knowledge of the Affiant(s) and that Affiant(s) is/are ublic hearing is scheduled in the future with regard thereto.
That the Affiant(s) does/do presently reside at	2711 BLACK ROCK RD.
	RETSTERSTOWN MD 21136 City State Zip Code
That based upon personal knowledge, the followariance at the above address (indicate hardship)	wing are the facts upon which I/we base the request for an Administrative
and there is a very steep, wooded he once an existing structure on the of This is where we would like to build	to the RC2 zoning, the only place I am permitted to build is My home sits on the very northwest corner of the property, ill directly behind my house to the property line. There was her side of the property as can be seen by the aerial photo. d a garage/stable. Because of the flood zone that effects my side of the property or the other. We can't improve on our
That the Affiant(s) acknowledge(s) that if a for advertising fee and may be required to provide a Signature Signature Name - Type or Print	ormal demand is filed, Affiant(s) will be required to pay a reposting and additional information. Signature Name - Type or Print
STATE OF MARYLAND, COUNTY OF BALTIN	
i HEREBY CERTIFY, this 26 day of Λ of Maryland, in and for the County aforesaid, pe	Nay 2000, before me, a Notary Public of the State rsonally appeared
the Affiant(s) herein, personally known or satisfiaw that the matters and facts hereinabove set for	factorily identified to me as such Affiant(s), and made oath in due form of orth are true and correct to the best of his/her/their knowledge and belief.
AS WITNESS my hand and Notarial Seal	SMSA
Date	Notary Public My Commission Expires 4-2-2002

REU 09/15/98



Petition for Administrative Variance

to the Zoning Commissioner of Baltimore County

THE PART OF THE PA	
for the prop	erty located at 2711 BLACK ROCK RD
	which is presently zoned <u>PC2</u>
made a part hereof, hereby petition for a Variance from S	
of the required rear yard.	- located in the front yord in live
of the zoning regulations of Baltimore County, to the zonion of this petition form.	ng law of Baltimore County, for the reasons indicated on the back
Property is to be posted and advertised as prescribed by I, or we, agree to pay expenses of above Variance, advertising regulations and restrictions of Baltimore County adopted pursua	. 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:	Legal Owner(s):
Name - Type or Print	Name - Type or Print
Signature	Signature
Address Telephone No.	Name - Type or Print
City State Zip Code	Signature (416) 472-(316 1
Attorney For Petitioner:	Address Telephone No.
Name - Type or Print	City State Zip Code
Signature	Representative to be Contacted:
Сотрапу	AGDUC Name
Address Telephone No.	Address Telephone No.
City State Zip Code	City State Zip Code
A Public Hearing having been formally demanded and/or found to his day of, that the subject matter egulations of Baltimore County and that the property be reposted.	be required, it is ordered by the Zoning Commissioner of Baltimore County, of this petition be set for a public hearing, advertised, as required by the zoning
	Zoning Commissioner of Baltimore County
CASE NO 00-504-A	Reviewed By BR Date 5/30/00
	Estimated Postino Data 6/4/00

ZONING DESCRIPTION FOR 2711 BLACK ROCK RD

Beginning at a point on the south side of Black Rock Rd which is 80 feet wide at the distance of 0 feet west of the centerline of the nearest improved intersecting street Falls Rd. which is 80 feet wide. Being lot #1, in the subdivision of Lands of Era Cooper as recorded in Baltimmore County Plat Book #57, Folio #68, containing 3.872 acre. Also known as 2711 Black Rock Rd. and located in the 5th Election District, 3rd Councilman District.

3.8 2.8 3.8 ESS ZIMING OF REPORTED Intringre County, Maryland ţ. DASHTER LUIL LIM 5/30/2000 123052 CASHIER'S VALIDATION 50,00 R REG MOOS CHADIN DIRACT S ESS 2 RECOLD F II ESS 2 CR NO. ORTHIS 的條件 1987.4 No. 081413 minus and all ACCOUNT 16001 6/5 0 00 00 Mr. michely YELLOW . CUSTOMER AMOUNT \$ BALTIMORE COUNTY, MARYLAND . . . 000 OFFICE OF BUDGET & FINANCE MISCELLANEOUS RECEIPT PINK - AGENCY ٠ چ 20102 - A-DISTRIBUTION WHITE - CASHIER RECEIVED FROM: FOR 9-ja-700

CERTIFICATE OF POSTING

À

ADMIN.

	RE: Case No: 00-504-A
	Petitioner/Developer NAYLOR, ETAL
	Date of Hearing/Closing: 6/26/00
County Office Building, Room 111 111 West Chesapeake Avenue Towson, MD 21204 Attention: Ms. Gwendolyn Stephens	Post-It™ brand fax transmittal memo 7671 # of pages > To From Co. Dept. Phone # Fax # Fax # Fax #
This letter is to certify under the penalties of perj	jury that the necessary sign(s) required by law ed at #2711 BLACK ROCK RD
The sign(s) were posted on(N	Month, Day, Year All Mal Holox
	(Signature of Sign Poster and Date) PATRICK M. O'KEEFE
	(Printed Name) 523 PENNY LANE (Address) HUNT VALLEY, MD. 21030 (City, State, Zip Code)
P-6/10/10 00-504-2 Waylor #2711 Black Rock Rd. #6/26/0	7-666:5366 ; CELL: 410-905-8571 (Telephone Number)

ZONING REVIEW ADMINISTRATIVE VARIANCE INFORMATION SHEET AND DATES

Case Number 00- 504 -A Address 2711 Black Rock Rd.			
Contact Person: Rudaitis Phone Number: 410-887-3391 Planner, Please Print Your Name			
Filing Date: $\frac{5/35/55}{}$ Posting Date: $\frac{6/4/55}{}$ Closing Date: $\frac{6/26/55}{}$			
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- 504 -A Address 27/1 Black Rock Rd.			
Petitioner's Name Brich Naylor Telephone 40-472-1316 has			
Posting Date: $\frac{\sqrt{U/\delta^2}}{\sqrt{\sqrt{\delta^2}}}$ Closing Date: $\frac{\sqrt{26/\delta^2}}{\sqrt{\sqrt{\delta^2}}}$			
Wording for Sign: To Permit an accessory structure (garage (stable) to be			
Wording for Sign: To Permit an accessory structure (garage / stable) to be located in the front yord in lien of the required tear yard.			

DEPARTMENT OF PERMITS AND DEVELOPMENT MANAGEMENT ZONING REVIEW

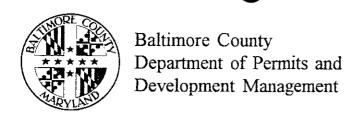
ADVERTISING REQUIREMENTS AND PROCEDURES FOR ZONING HEARINGS

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 Number or Case Number:			
Petitioner: BRIEN J. NAYLOR			
Address or Location: 2711 BLACK ROCK RD.			
PLEASE FORWARD ADVERTISING BILL TO:			
Name: BLIEN J. NAYWR			
Address: 2711 BLACK ROCK RI).			
REKTERSTOWN MD .21136			
Telephone Number: (4/0) 472-1316			



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

June 27, 2000

Mr. Brien Navlor 2711 Black Rock Road Reisterstown MD 21136

Dear Mr. Naylor:

RE: Case Number 00-504-A . 2711 Black Rock Road

The above referenced petition was accepted for processing by the Bureau of Zoning Review. Department of Permits and Development Management (PDM) on 6/11/00.

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

U. Card Richards

Zoning Review

WCR:rsi

Enclosures









BALTIMORE COUNTY, MARYLAND

INTEROFFICE CORRESPONDENCE

TO:

Arnold Jablon, Director

Department of Permits & Development Mgmt.

DATE: July 14, 2000

FROM:

Robert W. Bowling, Supervisor Bureau of Development Plans Review

SUBJECT:

Zoning Advisory Committee Meeting

For June 19, 2000

Item Nos. 503, 504, 505, 508, 511, 514,

and 515

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

June 16, 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 June 12, 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:

503, 504, 508, 510, 511, and 515

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

cc: File



BALTIMORE COUNTY, MARYLAND DEPARTMENT OF ENVIRONMENTAL PROTECTION & RESOURCE MANAGEMENT

Arnold Jablon

TO:

FROM:	DM: R. Bruce Seeley		
DATE:	July 17, 2000		
SUBJECT:	Zoning Item #504 2711 Black Rock Road		
Zoning	g Advisory Committee Meeting of June 12, 2000		
	epartment of Environmental Protection and Resource Management offers lowing comments on the above-referenced zoning item:		
X	Development of the property must comply with the Regulations for the Protection of Water Quality, Streams, Wetlands and Floodplains (Sections 14-331 through 14-350 of the Baltimore County Code).		
	Development of this property must comply with the Forest Conservation Regulations (Section 14-401 through 14-422 of the Baltimore County Code).		
	Development of this property must comply with the Chesapeake Bay Critical Area Regulations (Sections 26-436 through 26-461, and other Sections, of the Baltimore County Code).		
<u>X</u>	Show the location of the access to the proposed garage and stable—is it across the buffer?		
X	Agricultural Preservation: The request for the stable cannot be supported without further information indicating the amount of pasture, number of horses, and soil and water conservation practices. The property is small and, as indicated by the petitioner, has significant constraints.		

Reviewer: Wally Lippincott
Reviewer: Dave Lykens
Date: July 10, 2000
Date: July 14, 2000

BALTIMORE COUNTY, MARYLAND

INTER-OFFICE CORRESPONDENCE

TO: Arnold Jablon, Director

DATE: June 14, 2000

Department of Permits and Development Management

FROM: Arnold F. 'Pat' Keller, III

Director, Office of Planning

SUBJECT: Zoning Advisory Petition(s): Case 504, 511, 512 & 513

The Office of Planning has reviewed the above referenced case and has no comments to offer.

For any further questions or additional information concerning the matters stated herein, please contact Mark A. Cunningham in the Office of Planning at 410-887-3480.

Prepared by:

ï

Section Chief:

AFK/JL MAC



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

Date: 6 12.00

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

RE: Baltimore County

Item No. 504 BR

Dear. Ms. Jackson:

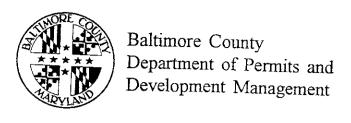
This office has reviewed the referenced item and we have no objection to approval as it does not access a State roadway and is not affected by any State Highway Administration projects.

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

Very truly yours.

f. f. Gradh

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



Code Inspections and Enforcement County Office Building 111 West Chesapeake Avenue Towson, Maryland 21204 pdmenforce@co.ba.md.us pdminspect@co.ba.md.us

February 22, 2001

Jack Dillon, Executive Director The Valleys Planning Council, Inc. 207 Courtland Avenue Towson, MD 21204

Dear Mr. Dillon:

RE: Case Number 01-0745, 2711 Black Rock Road (SWC Falls/Blackrock Roads)

In response to the Planning Council's letter of February 7, 2001, I had Inspector Len Wasilewski investigate the referenced property. He determined that on October 23, 2000, building permit number B-432081 (enclosed) had been issued to the property owner, Brien J. Naylor, to construct a detached 48-foot by 28-foot garage on the side of their property. Further review indicated that an administrative variance (case number 00-504-A) had been granted by Deputy Zoning Commissioner Timothy M. Kotroco on July 5, 2000 to permit an accessory structure (garage/stable) in the front yard in lieu of the required rear yard. I have enclosed a copy of that decision for your review.

Now, as to a possible home appliance repair from this R.C.2 zoned land, no evidence existed to support this claim. Finally, issues may exist relative to development within the floodplain; however, the party who can best address those concerns would be R. Bruce Seeley of the Department of Environmental Protection and Resource

As always, if additional questions remain, please contact me at 410-887-8094.

Sincerely,

James H. Thompson Code Inspections and **Enforcement Supervisor**

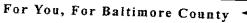
710~

JHT:sci

c: Zoning Case 00-504-A









Application Number

		
OWNER		

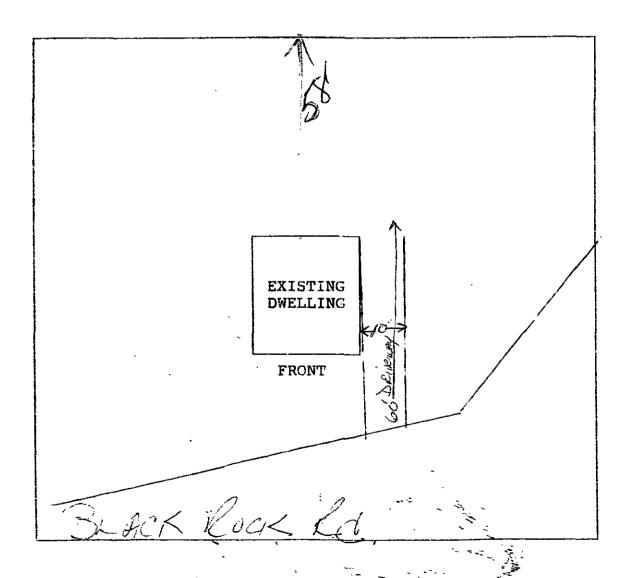
PLEASE SHOW BELOW:

ADDRESS

- Property line dimensions and easements;
- Existing buildings;
 Existing well/septic; (show distance to nearest structure)
 Road names and location of alleys;
- If your property is in a tidal or riverine flood area indicate elevation of lowest floor of proposed work.
- The proposed work and the setback distances to the proposed work.

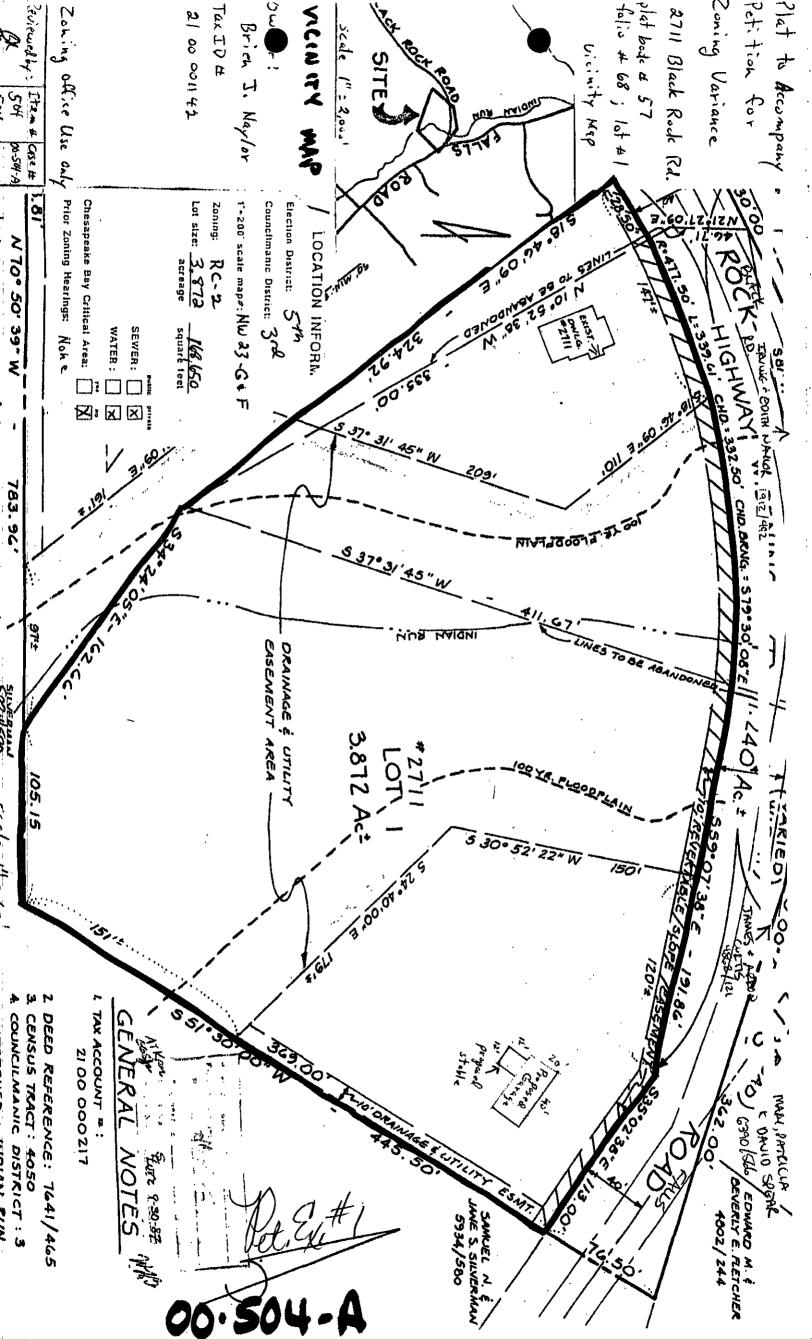
Front Setback	Left Setback
Poar Sethack	Pight Sethack

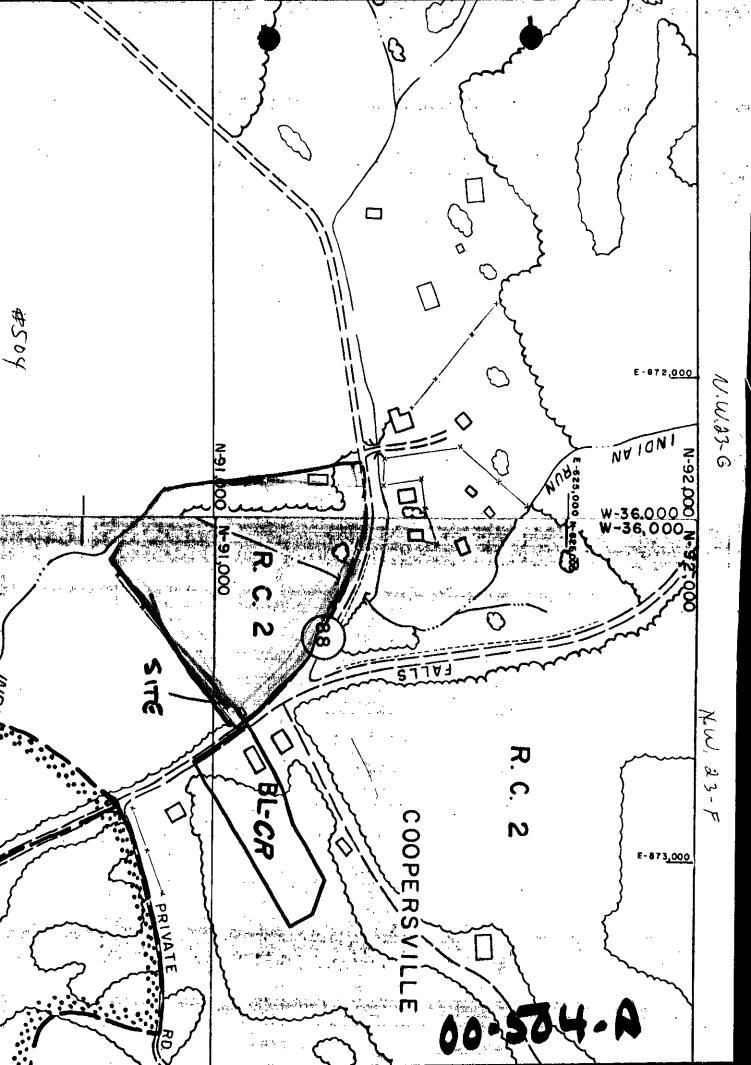
NOTE: Cannot fence access easement.

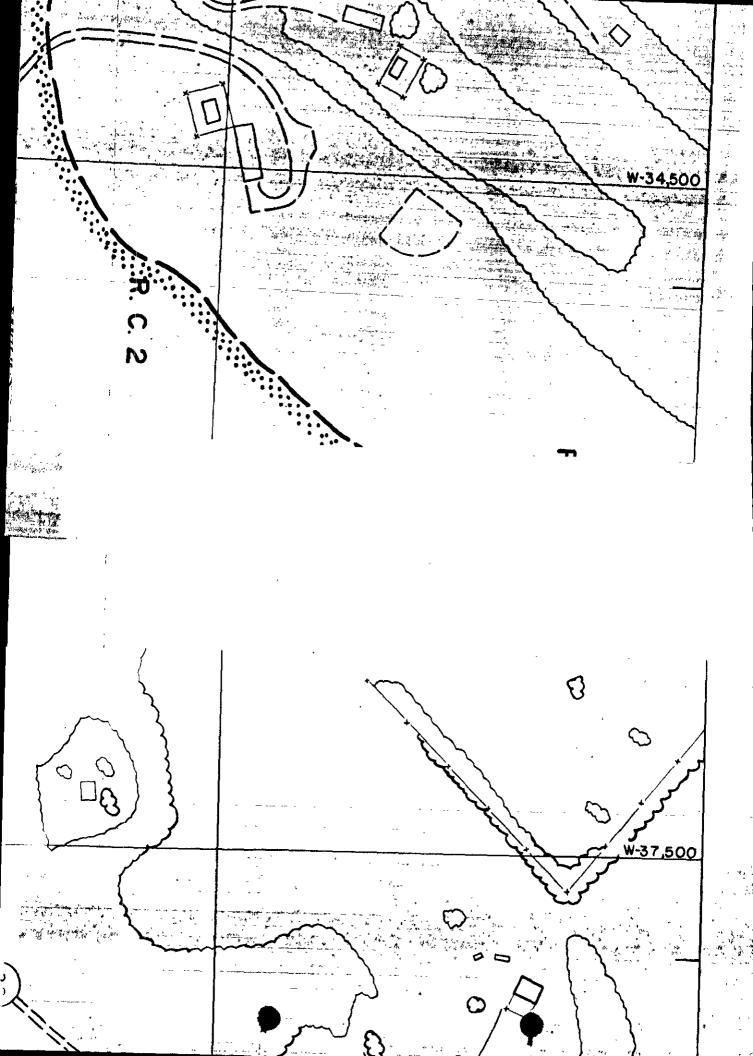


ROAD NAME

83N SHAWAN Rd. -> FAILS Rd. -> BLACK ROCK FI HOUSE ON 1884 SHAWAN Rd. -> FAILS Rd. -> BLACK ROCK FI HOUSE ON 1884 SARCE 1120 1440











OFFICE OF PLANNING AND ZONING PHOTOGRAPHIC MAP

COOPERSVILLE

IT ITI N. ¥