ORDER PRECEIVED FOR FILING Date 7/18/60

IN RE: PETITION FOR ADMIN. VARIANCE

N/S Bay Front Road, 195.29' E centerline of Ellen Avenue
15th Election District
7th Councilmanic District
(7420 Bay Front Road)

John and Anna Fisher Petitioners

BEFORE THE

DEPUTY ZONING COMMISSIONER

OF BALTIMORE COUNTY

CASE NO. 00-519-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 owners of the subject property, John and Anna Fisher. The variance request is for property located at 7420 Bay Front Road in the Lodge Forest area of Baltimore County. The Petitioners herein seek a variance from Section 400.3 of the Baltimore County Zoning Regulations (B.C.Z.R.) to permit an accessory structure (garage) with a height of 20 ft. in lieu of the required 15 ft. The subject property and requested relief are more particularly described on Petitioners' Exhibit No. 1, the plat to accompany the Petition for Administrative 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

ORDER FRENCIVED FOR FILING Days

1/2/60

By 7/3/60

Py 7/3/60

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 Aday of July, 2000, that a variance from Section 400.3 of the Baltimore County Zoning Regulations (B.C.Z.R.) to permit an accessory structure (garage) with a height of 20 ft. in lieu of the required 15 ft., be and is hereby GRANTED, subject, however, to the following restrictions which are conditions 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.
- The Petitioners shall submit elevation drawings to the Office of Planning for their review and approval prior to the issuance of any building permits.
- 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.

TIMOTHY M. KOTROCC

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

July 12, 2000

Mr. & Mrs. John C. Fisher 7420 Bay Front Road Baltimore, Maryland 21219

Re: Petition for Administrative Variance

Case No. 00-519-A

Property: 7420 Bay Front Road

Dear Mr. & Mrs. Fisher:

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

Sunthy Hotroco

TMK:raj Enclosure



Petition for Administrative Variance

to the Zoning Commissioner of Baltimore County

MARYLAND			in. 3	_ 00
	for the property	located at74		
		which is pre	sently zoned	80 DR 5.5
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400.3 to permit an a miles of 15 ft.	iccessory stra	uture (garage)	height of a	20 A
of the zoning regulations of Baltimore Co of this petition form.	unty, to the zoning la	w of Baltimore County	η , for the reasons in	idicated on the back
Property is to be posted and advertised a l, or we, agree to pay expenses of above Var regulations and restrictions of Baltimore Cour	iance, advertising, pos	ting, etc. and further agr	ee to and are to be b more County.	ounded by the zoning
		I/We do solemnly de perjury, that I/we are is the subject of this	eclare and affirm, und e the legal owner(s) o Petition.	er the penalties of if the property which
Contract Purchaser/Lessee: NA		<u>Legal Owner(s)</u>		į.
Name - Type or Print		Name - Type or Prim	hn C. Fis	her
Signature		Signature An		her
Address	Telephone No.	Name - Type or Print	na M Fr	i Re
City State	Zip Code	Signature	Front Rd.	411-1122-1112
Attorney For Petitioner:		Address		Telephone No.
Name - Type or Print		City City	State	213-(9 Zip Code
Signature ;		<u>Representative</u>	to be Contacted	<u>t:</u>
Simpany		John C. F.	isher	10477-4437
Ridress 6	T-In-hana Na	above		10-955-6880
5	Telephone No.	Address		Telephone No.
State	Zip Code	City	State	Zip Code
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CASE NO. 00-519-4	Revi	nated Posting Date	Date _6/	15/07
E 915198	Estir	mated Posting Date	6/18/00	

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.

That the Affiant(s) does/do presently reside at

REU 09/15/98

Bay Front Road

	Address Baltimor	re Maryland State	21219.
	City	State	Zip Code
That based upon personal knowledge, the follo Variance at the above address (indicate hardshi strict compliance with be of my property for: i) stapersonal cars and one nepairs on my boat and c	ZR requirement	uts would previous	eat the USC
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That the Affiant(s) acknowledge(s) that if a for advertising fee and may be required to provide a	rmal demand is filed, Aff additional information.	iant(s) will be required to p	pay a reposting and
Signature John Chilon	Signature	Anna M. Fr	Re .
John C. Fisher -		Anna. M.F	sher
Name - Type or Print	Name - Ty	pe or Print	
STATE OF MARYLAND, COUNTY OF BALTIN			
of Maryland, in and for the County aforesaid, pe	rsonally appeared	2000, before me, a Notar	y Public of the State
the Affiant(s) herein, personally known or satisfiaw that the matters and facts hereinabove set for	factorily identified to me asorth are true and correct to	s such Affiant(s), and made the best of his/her/their known	oath in due form of wledge and belief.
AS WITNESS my hand and Notarial Seal	Anot	Texase	
Date	Notary Public My Commission	Expires 8-1-2000	

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 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				
That the Affiant(s) does/do presently reside at	7420 Address	Bay	Front Road Maryland State	
	Balt	more	Maryland	21219.
	•			•
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John C. Fisher Name - Type or Print		Name - Type		15h-er
STATE OF MARYLAND, COUNTY OF BALTING And day of John Maryland, in and for the County aforesaid, pe	UNE		2000_, before me, a Notary	Public of the State
the Affiant(s) herein, personally known or satis law that the matters and facts hereinabove set f	Anifactorily identifie	na M. ed to me as s	TISHER such Affiant(s), and made he best of his/her/their know	oath in due form of vledge and belief.
AS WITNESS my hand and Notarial Seal	h	And of	Poma	
Date	Notary	Public	Han	
	Mv Co	ommission Ex	pires $8.1.3000$	

REV 09/15/98



Petition for Administrative Variance

to the Zoning Commissioner of Baltimore County

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		which	is presently	y zonéd _.	<u>Dr</u>	25.5
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made a part hereof, hereby petition for a Variance 460.3 to perm, tan accessor in lieu of 15 ft.	g		per reign		2011	,
of the zoning regulations of Baltimore County, to the of this petition form.	ne zoning law	of Baltimore	County, for the	he reasor	ns indicate	ed on the back
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	<u> </u>		John	<u>C : F</u>	-ish	er_
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Attorney For Petitioner:		Address	20 Ba	1	ont K	Telephone No.
Name - Type or Print		Ba Iti	more	Mary	land State	21219 Zip Code
		•	tative to be			_p
Signature		John	~ _	che	<u></u>	
Company		Name	<i>V</i>	some	410 47	7-4437 6880
Address Telephor	ne No.	Address	<u>u</u>	1011- 1		Telephone No.
City State Zip	p Code	City		s	state	Zip Code
A Public Hearing having been formally demanded and/or this day of that the subject the property be reposted.	rt matter of this no	uired, it is ord etition be set fo	ered by the Zon	ning Comming, advertise	ssioner of B	altimore County, ed by the zoning
		Zoni	ng Commissione	er of Baltim	ore County	
CASE NO. <u>00-519-A</u>	Reviewa		n=(MCREENE COMPTENSION		<u> </u>
DCa: Oitsiov	- Cabi	Lad Dankina	Note 6	118/0		

Zoning Description

ZONING DESCRIPTION FOR 7420 Bay Front Road 21219.

Beginning at a point on the north side of

Bay Front Road which is 30 feet

wide at the distance of 195.29 feet east of the

centerline of the nearest improved intersecting street Ellen Avenue

which is 75 feet wide. In the subdivision of Richard Poist Property

as recorded in Deed Liber # 9798, Folio # 593, lot # 3

containing 14,646 square feet. Also known as 7420 Bay Front Road

and located in the 15th Election District, 7th councilmanic District.

519

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BALTIMORE COUNTY, MARYLAND OFFICE OF BUDGET & FINANCE MISCELLANEOUS RECEIPT	ATE 6/5/0=	A Company of the state of the s	RECEIVED TO LO FOR LINE	FOR 510- Res Vac	***************************************	<u>DISTRIBUTION</u> WHITE - CASHIER PINK - AGENCY

CERTIFICATE OF POSTING

RE: CASE #00-519-A
PETITIONER/DEVELOPER
(John Fisher)
DATE OF Closing
(7-3-00)

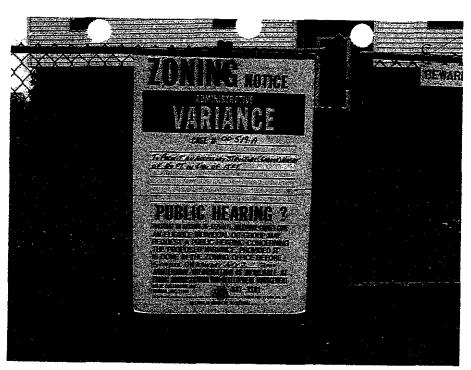
BALTIMORE COUNTY DEPARTMENT OF PERMITS AND DEVELOPMENT MANAGEMENT COUNTY OFFICE BUILDING, ROOM 111 111 WEST CHESAPEAKE AVE. TOWSON, MARYLAND 21204

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

7420 Bay Front Road Baltimore, Ma	aryland 21219
THE SIGN(S) WERE POSTED ON	6-16-00
	(MONTH, DAY,YEAR)
	SINCERELY,
	(SIGNATURE OF SIGN POSTER & DATE)
	THOMAS P. OGLE SR
	325 NICHOLSON ROAD
	BALTIMORE, MARYLAND 21221
	410-687-8405
	(TELEPHONE NUMBER)



Posted at 7420 Bay Front Drive

BALTIMORE COUNTY DEPARTMENT OF PERMITS AND DEVELOPMENT MANAGEMENT ZONING REVIEW

ADMINISTRATIVE VARIANCE INFORMATION SHEET AND DATES

			7				0 0
Case N	Number 00-	519	_A	Addres	s 7420	Bay Front	Koal
Contac	ct Person: _	Mitchell	J Kcl	(man		Phone Number	er: 410-887-3391
Filing	Date: <u>6/</u>	1/2000	Po	osting Date	: 6/18/2001	Closing l	Date: 7/3/or
Any co	ontact made h the contac	e with this o	ffice regard nner) using	ding the sta the case nu	atus of the a	dministrative va	riance should be
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	a formal re	guest for a	public hear	ring. Pleas	e understand	it or owner withing that even if the closing date.	n 1,000 feet to file nere is no formal
	commission order that to two cally wi	er. He may: the matter b thin 7 to 10 c	: (a) grant e set in fo lays of the	the reques or a public closing date	ted relief; (b) hearing. Yo e) as to wheth	deny the reque u will receive v	or deputy zoning ested relief; or (c) written notification has been granted, class mail.
	(whether di commission changed give	ue to a neigner), notification	hbor's form on will be the hearin	nal request forwarded g date, time	or by order to you. The and location	of the zoning e sign on the p . As when the s	o a public hearing or deputy zoning property must be sign was originally at be forwarded to
			(1	Detach Along Dot	ted Line)		
Petitio	oner: This I	Part of the Fo	orm is for t	the Sign Po	ster Only		
		USE THE			ARIANCE SIG		
Case I	Number 00-	519	-A A	ddress <u>74</u>	120 Bay	Front Roal	
Petitio	ner's Name	John	Fisher			Telephone (4)	(0) 477 - 4437
Postir	ng Date:	6/18/200			Closing Date	=: 7/3/21	1
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0+	£ 20 ft.	in 11	er of	15 fs.	<u></u>		
							
	<u></u>						

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.

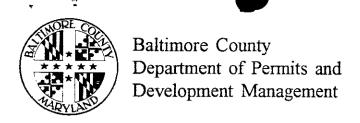
Zoning Review will ensure that the legal requirements for advertising are satisfied. However, the petitioner is responsible for the costs associated with these requirements. The newspaper will bill the person listed below for the advertising. This advertising is due upon receipt and should be remitted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

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

•
For Newspaper Advertising:
Item Number or Case Number: † 00-519-A Petitioner:
Address or Location: 7420 Bay Front Road Baltimore M.C. 21219
PLEASE FORWARD ADVERTISING BILL TO: Name:
Address: 7420 Bay Front Road Baltimore MD. 21219
Telephone Number: 4/0-477-4437.

Revised 2/20/98 - SCJ

	prepared by: Scale of Drawing: 1'=
Zoning Office USE ONLY! reviewed by: ITEM #: CASE#:	North
SEWER: CO	
Lot size: acreage square tect	
1"=200" scale map#:	
Election District: Councilmanic District:	
LOCATION INFORMATION	
Vicinity Map Scale: 1'=1000'	
	OWNER: ,tollo#,tot#,section#
The state of the s	
iance Special Hearing	Plat to accompany Petition for Zoning Variance



Development Processing County Office Building 111 West Chesapeake Avenue Towson, Maryland 21204

July 5, 2000

Mr. John Fisher 7420 Bay Front Road Baltimore MD 21219

Dear Mr. Fisher:

RE: Case Number 00-519-A, 7420 Bay Front Road

The above referenced petition was accepted for processing by the Bureau of Zoning Review, Department of Permits and Development Management (PDM) on 6/8/00.

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 Zoning Review

WCR:rsj

Enclosures

BALTIMORE COUNTY, MARYLAND

INTEROFFICE CORRESPONDENCE

DATE: July 17, 2000

TO:

Arnold Jablon, Director

Department of Permits & Development Mgmt.

FROM:

Robert W. Bowling, Supervisor Bureau of Development Plans Review

SUBJECT:

Zoning Advisory Committee Meeting

For July 3, 2000

Item Nos. 516, 517, 518, 519, 520, 521, 522, 523, 524, 526, 527, 528, 529, 530, 531, 532, 534, 535, 536, 537, 538, 540, 541, and 543

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 29, 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 26, 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:

516, 517, 518, 529, 522, 524, 525, 526, 527, 528, 529, 530, 531, 533, 535, 536, 537, 538, 539, 540, 541, 543,

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

cc: File



AN 1/3

BALTIMORE COUNTY, MARYLAND DEPARTMENT OF ENVIRONMENTAL PROTECTION & RESOURCE MANAGEMENT

TO:

Arnold Jablon

R. Bruce Seeley RBS/Ac FROM: DATE: June 30, 2000 SUBJECT: Zoning Item 7420 Bay Front Road Zoning Advisory Committee Meeting of June 26, 2000 The Department of Environmental Protection and Resource Management has no comments on the above-referenced zoning item. The Department of Environmental Protection and Resource Management requests an extension for the review of the above-referenced zoning item to determine the extent to which environmental regulations apply to the site. X The Department of Environmental Protection and Resource Management offers the following comments on the above-referenced zoning item: 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). X 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).

Reviewer: <u>Stephen Armiger</u> Date: <u>June 30, 2000</u>

PV 19/3

DATE: June 28, 2000

BALTIMORE COUNTY, MARYLAND

INTER-OFFICE CORRESPONDENCE

TO:

Arnold Jablon, Director

Department of Permits and Development Management

FROM:

Arnold F. 'Pat' Keller, III

Director, Office of Planning

SUBJECT:

7420 Bay Front Rd.

INFORMATION:

Item Number:

519

Petitioner:

John C. Fisher

Zoning:

DR 5.5

Requested Action:

Variance

SUMMARY OF RECOMMENDATIONS:

The Office of Planning does not oppose the requested variance. However, elevation drawings should be submitted to this office for review and approval prior to the issuance of any building permits.

Prepared by: Q

Section Chief:

AFK:MAC



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

Date: 6.24.00

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

RE:

Baltimore County

Item No. 519

MJK

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.vs).

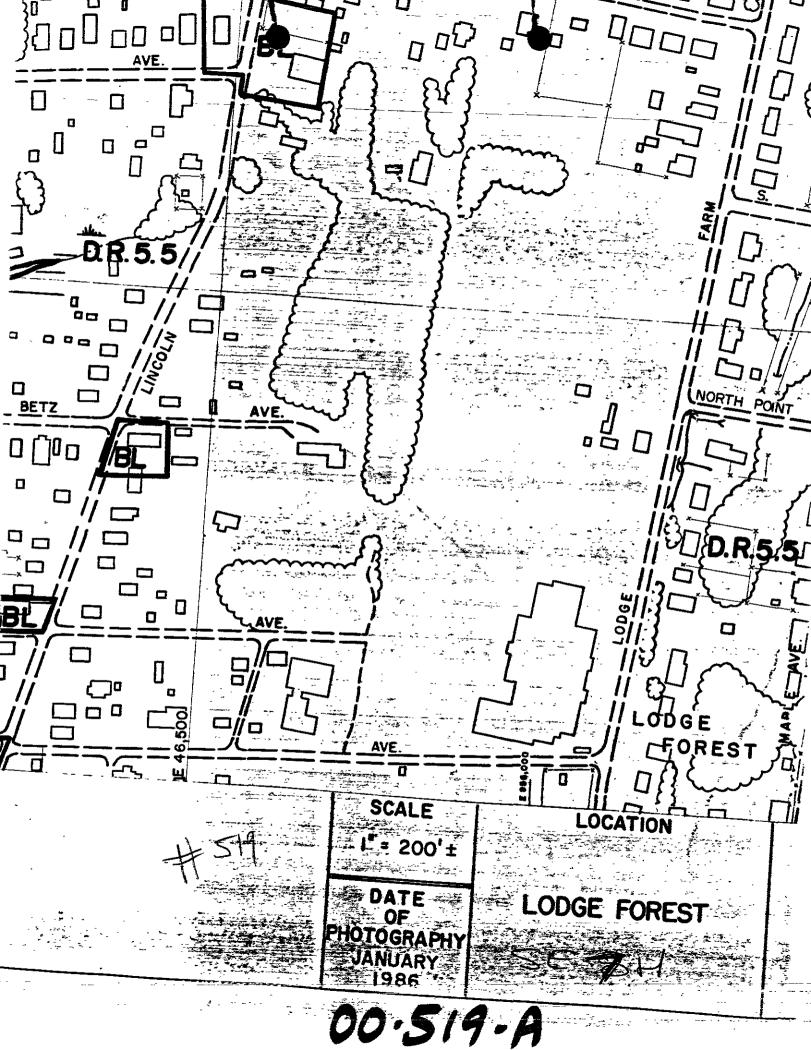
Very truly yours,

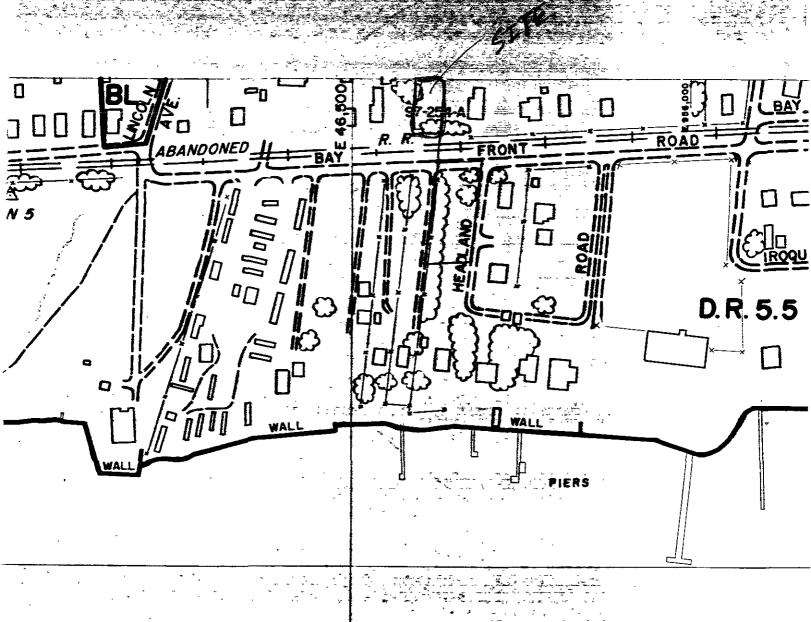
1. f. Dredle

for

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

00.519.A





00.519-A SE8H





519

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LOX et ELLEN AVE

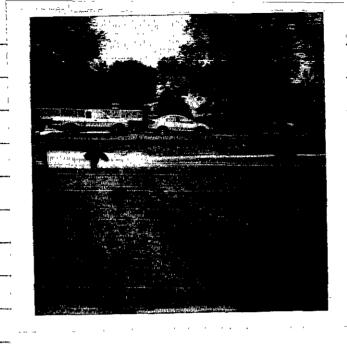
00.519-A

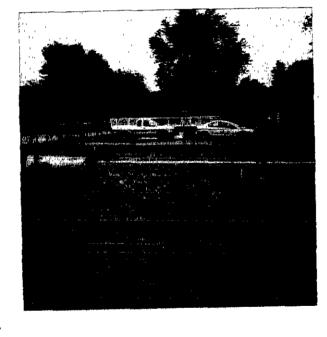




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00.519-A





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00.519-A



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