IN RE: PETITION FOR VARIANCE W/S Putnam Road, 1272.05' S centerline of Monumental Road 13th Election District 1st Councilmanic District (2044 Putnam Road)

> Keith and Diane Muha **Petitioners**

- **BEFORE THE**
- DEPUTY ZONING COMMISSIONER
- OF BALTIMORE COUNTY
- CASE NO. 00-541-A

FINDINGS OF FACT AND CONCLUSIONS OF LAW

This matter comes before this Deputy Zoning Commissioner as a Petition for Variance filed by the legal owners of the subject property, Keith and Diane Muha. The variance request is for property located at 2044 Putnam Road, in the western area of Baltimore County. The variance request is from Section 1B02.3.C of the Baltimore County Zoning Regulations (B.C.Z.R.), to permit an addition with an 8 ft side yard setback in lieu of the minimum required 15 ft. and a sum of the side yards of 16 ft. in lieu of the required 40 ft. 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 13th day of July, 2000, that a variance from Section 1B02.3.C of the Baltimore County Zoning Regulations (B.C.Z.R.), to permit an addition with an 8 ft. side yard setback in lieu of the minimum required 15 ft. and a sum of the side yards of 16 ft. in lieu of the required 40 ft., 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

July 13, 2000

Mr. & Mrs. Keith Muha 2044 Putnam Road Baltimore, Maryland 21227

Re: Petition for Administrative Variance

Case No. 00-541-A

Property: 2044 Putnam Road

Dear Mr. & Mrs. Muha:

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

Muther llotroco

TMK:raj Enclosure



Petition for Administrative Variance

to the Zoning Commissioner of Baltimore County

for the property located at 2044 PUTNAM RD

	which is presently zoned 122 when App
owner(s) of the property situate in Baltimore County and wh	nits and Development Management. The undersigned, legal ich is described in the description and plat attached hereto and tion(s) 1802, 3 C. (CHART) To permit A horres in lieur of the Required 15 FT & 40
of this petition form.	zoning regulations
ELAND COMMENTS THE CONTRACT OF THE CONTRACT OF THE	f/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.
Name - Type or Print Signature	KEITH E. MOHA Name - Type or Print Keith E. ML
Address Telephone No. City State Zip Code	Signature DIANE L. MUHA Name - Type or Print Signature VIC -
Attorney For Petitioner: Name - Type or Print	2044 PUTN AM Ro 247-7644 Address Telephone No. BALTO Mo. 212-27 City State Zip Code
Signature	Representative to be Contacted;
Company Address City State Zip Code	SAME:
Address Telephone No.	Address Telephone No.
City State Zip Code	City State Zip Code
this today of that the subject matter of that the subject matter of that the subject matter of that the property be reposted.	e required, it is ordered by the Zoning Commissioner of Baltimore County, this petition be set for a public hearing, advertised, as required by the zoning Zoning Commissioner of Baltimore County
	viewed By <u>04+</u> Date <u>06-16-00</u> timated Posting Date <u>06-25-00</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.

That the Affiant(s) does/do presently reside at	2044	PUTNAM I	રે૦	
	Address BALTO City	M _s	<u> </u>	21227 Zin Code
That based upon personal knowledge, the follo Variance at the above address (indicate hardsh	wing are the fact	s upon which I/we b		for an Administrative
we would like to cha	ange the	side set be	ck from	10' to 8',
to allow the dining of	con to	become a	pass thro	ugh room.
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family room addite	on The la	yout of the	room's cau	ses apractica
difficulty in that the tamily his means the diving room now	room acce	es must be t	Mroughth luan to he	a anny room
his means the along room low	-location o	f the house	on the lot	means this
he proposed family room. The is the only location for the of my growing family necess	family ?	oon additi	in . The g	roming need
of my growing samily necess	istate a l	arger livin	y space.	
That the Affiant(s) acknowledge(s) that if a for advertising fee and may be required to provide			be required to	pay a reposting and
Signature Land		Signature	mus	
Name - Type or Print		Name - Type or Print	L. Mu	44
Name - Type or Print		Name - Type or Print		
STATE OF MARYLAND, COUNTY OF BALTII	VIORE, to wit:			
i HEREBY CERTIFY, this 15-th day of of Maryland, in and for the County aforesaid, pe	June Sonally appeare	, <u>2000</u> , b	efore me, a Nota	ry Public of the State
Keith E. Muha and Dian	e L. Mai	ha		
the Affiant(s) herein, personally known or satis law that the matters and facts hereinabove set t	stactorily identified forth are true and	correct to the best o	ant(s), and made f his/her/their kno	e oath in due form of owledge and belief.
AS WITNESS my hand and Notarial Seal		<i>1</i> `		
Jine 15, 2000	31	velige Tell	3	
Date O	Notary	Public nmission Expires	april 1	2002
	wy cor	инизмин Ехриез <u>—</u>		

Zoning Description

ZONING DESCRIPTION FOR 2044 Putnam	Road ,
Beginning at a point on the <u>West</u> side of	
Putnam Road which is 40 feet.	
wide at a distance of 1272.05 feet south of the	
centerline of the nearest improved intersecting street	Monumental Road
which is 40 feet wide. Being Lot #52.	
Blocksection #in the subdivision of _	Monumental Park ,
As recorded in Baltimore County Plat Book #	, Folio # <u>128</u> ,
containing 8700 square feet. Also known as 2	2044 Putnam Road,
and located in the 13th Election District, 1st	Councilmanic District.
-	4 ° 1

OFFICE OF BUDGET & FINANCE
MISCELLANEOUS RECEIPT

DATE

AMOUNT

RECEIVED
FROM:

DISTRIBUTION

YELLOW - CUSTOMER

BALTIMORE COUNTY, MARYLAND

PINK - AGENCY

WHITE - CASHIER

CC 541 A

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CASHIER'S VALIDATION

NING NOTICE

ADMINISTRATIVE

CASE # 00-541-A

TO PERMIT A BFT. SIDE YARD AND IN LIEU OF THE REQUIRED 15 FT AND 40 FT. INA DR. 2. ZONE

AN ELICIBLE INDIVIDUAL OR GROUP MAY REQUEST A PUBLIC HEARING CONCERNING THE PROPOSED VARIANCE PROVIDED IT IS DONE IN THE ZONING OFFICE BEFORE 4:30 pm. ON JULY 10 2000 ABBITIONAL INFORMATION IS AVAILABLE AT

EVELOPMENT

M. 100. 21204

TEL. 887-33**91**

THE REPORT OF THE PARTY OF THE 76 (3.2) (3.7) (3.7)



CERTIFICATE OF POSTING

cert.doc

RE: Ca	se No.: <u>00-541-A</u>
Per	titioner/Developer:
KE	EITH & DIANA MUHA
Da	te of Hearing/Closing: JULY 10, 2000
Baltimore County Department of Permits and Development Management County Office Building, Room 111 111 West Chesapeake Avenue Towson, MD 21204	
Attention: Ms. Gwendolyn Stephens	
Ladies and Gentlemen:	- -
This letter is to certify under the penalties of perjury that were posted conspicuously on the property located at# ZOGA PUTN	
The sign(s) were posted on JUNE 23, (Month, I	7000 Day, Year)
C74 37	(Signature of Sign Poster and Date) (Signature of Sign Poster and Date) (Printed Name) (Printed Name) (Address) (Actimone, Mp. 2127) (City, State, Zip Code) (10) 247-4263
9/96	(Telephone Number)

ZUNING REVIEW

ADMINISTRATION VARIANCE INFORMATION HEET AND DATES

Case I	Number 00-	541	-A	Address	2044	Parkon	Auc
Conta	ct Person: _	SO 74 N Planner,	RAGA Please Print Your	ANDER	Pho	one Number: 4	10-887-3391
Filing	Date: _O(6-16-00			3-25.00	Closing Date	07.1000
Any c	ontact made h the contac	with this off t person (plan	ice regardin ner) using th	g the status ne case numb	of the administer.	strative variand	e should be
1.	reverse side reposting m	e of this form) ust be done of ponsible for a	and the pe nly by one c Ill associated	titioner is res of the sign poo d costs. The	ponsible for all sters on the ap zoning notice	on the approve printing/posting proved list and sign must be vain there throug	the petitioner visible on the
2.	a formal re	guest for a p	ublic hearin	g. Please u	n occupant or o inderstand that iplete on the clo	wner within 1,0 even if there osing date.	00 feet to file is no formal
3.	commission order that the commission order than the commission order that the commission order than the commission or the commission of the commission or the commission of the commission or the commission or the commission or the commission of the commission or the commission or the commission or the commission of the commission or the commission of the commission of the commission or the commission of the commission o	er. He may: the matter be thin 7 to 10 da	(a) grant the set in for avs of the cl	ne requested a public hea osing date) a	relief; (b) deny iring. You will s to whether th	ne zoning or d	n notification been granted,
4.	(whether di	ue to a neight er), notification ving notice of t	ibor's forma on will be fo the hearing	il request or orwarded to date time an	by order of tr you. The sig d location. As	t must go to a page to a p	erty must be was originally
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Petitio	oner's Name	KELTHS	DLANA	MUHA	Tele	phone	
Posti	ng Date:(96-25-0	<u> </u>	Clo	sing Date:	07-10-0	5
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						WCB.	- Revised 7/28/99

VVOIX = NOVIGED 1/20/53

00-541-1

DEPARTMENT OF PERMITS AND DEVELOPMENT MANAGEMENT ZONING REVIEW

ADVERTISING REQUIREMENTS AND PROCEDURES FOR ZONING HEARINGS

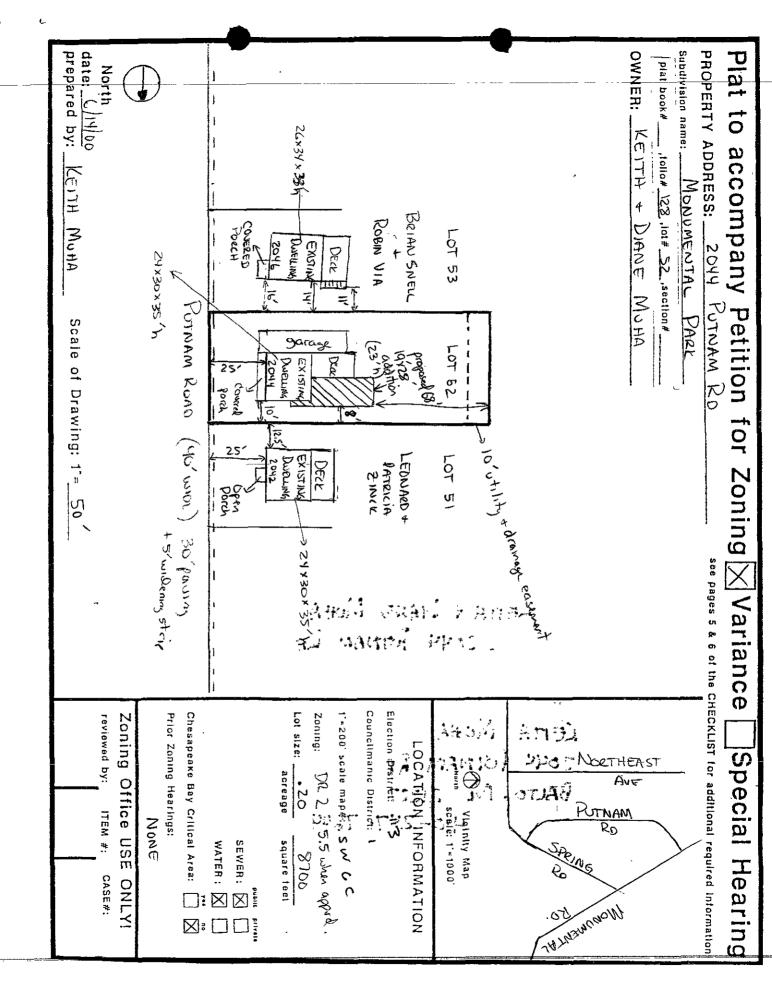
The <u>Baltimore County Zoning Regulations</u> (BCZR) require that notice be given to the general public/neighboring property owners relative to property which is the subject of an upcoming zoning hearing. For those petitions which require a public hearing, this notice is accomplished by posting a sign 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.

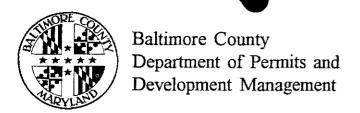
Zoning Review will ensure that the legal requirements for advertising are satisfied. However, the petitioner is responsible for the costs associated with these requirements. The newspaper will bill the person listed below for the advertising. This advertising is due upon receipt and should be remitted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

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

For Newspaper Advertising:
Item Number or Case Number: Petitioner: **ETTH + DIANG MUNIA**
Address or Location: 2014 RINAM Do
Address of Location
PLEASE FORWARD ADVERTISING BILL TO:
Name: KEITH MOHA
Address: 2044 PUTNAM RD
BALTO. NO. 21227
Telephone Number:410-247-7644

Revised 2/20/98 - SCJ





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

July 7, 2000

Mr. Keith Muha 2044 Putnam Road Baltimore MD 21227

Dear Mr. Muha:

RE: Case Number 00-541-A, 2044 Putnam Road

The above referenced petition was accepted for processing by the Bureau of Zoning Review, Department of Permits and Development Management (PDM) on 6/16/00.

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

BALTIMORE COUNTY, MARYLAND

INTEROFFICE CORRESPONDENCE

TO:

Arnold Jablon, Director

Department of Permits & Development Mgmt.

DATE: July 17, 2000

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, 519, 522, 524, 525, 526, 527, 528, 529, 530, 531, 533, 535, 536, 537, 538, 539, 540, 543,

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

cc: File



15

BALTIMORE COUNTY, MARYLAND DEPARTMENT OF ENVIRONMENTAL PROTECTION & RESOURCE MANAGEMENT

TO:

Arnold Jablon

FROM:

R. Bruce Seeley

DATE:

August 15, 2000

SUBJECT:

Zoning Petitions

Zoning Advisory Committee Meeting of June 26, 2000

DEPRM has no comments for the following zoning petitions:

Item #	Address
516	209 Church Road
518	6 Stanson Court
526	122 Allegheny Avenue
527	7931 Ellenham Avenue
529	3700 Green Oak Court
530	3 Lancashire Court
532	1026-1028 York Road
533	Burmont Avenue
534	4001 Southwestern Boulevard
535	615 Glenrock Road
536	9737 Matzon Road
537	203 Sandhill Road
540	9419 Oak White Road
541	2044 Putnam Road
542	585 Frederick Road
543	110 Woodholme Avenue
<u> </u>	<u> </u>

Completed 7-12-00

PN.

BALTIMORE COUNTY, MARYLAND

INTER-OFFICE CORRESPONDENCE

TO:

Arnold Jablon, Director

Department of Permits and Development Management

.

DATE: July 10, 2000

FROM:

Arnold F. 'Pat' Keller, III

Director, Office of Planning

SUBJECT:

Zoning Advisory Petition(s): Case(s) 516, 517, 518, 520, 522, 527, 528,

530, 541, 545, 549 and 550.

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:

Section Chief

AFK/JL: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. 541

JZA

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,

l. f. Doll Kenneth A. McDonald Jr., Chief Engineering Access Permits Division

7/6/10 00-541-A

To: John Alexander

FROM KETTH MUHA

DATE 7/5/00

RE: Variance of Zoning Application

Enclosed are letters syned by my 5 nearest neighbors. Two each direction on the same side of the street. And one across the street

Thanks, Keith Muha 2044 Putnam Ro Halethorpe Md 21227 I <u>Terrie Shaw</u> would not object to granting a zoning variance for <u>Keith</u> <u>Muha</u> of 2044 Putnam Rd. to build an addition 8 feet from the north property line as opposed to 10 feet as the house now sits from the property line.

Terrie Shaw

2071 Putnam Rd.

Balto, Md. 21227

(neighbor straight across street)

I **Rob Haberkorn** would not object to granting a zoning variance for **Keith Muha** of 2044 Putnam Rd. to build an addition 8 feet from the north property line as opposed to 10 feet as the house now sits from the property line.

Rob Haberkorn

 $2048\ Putnam\ Rd.$

Balto, Md. 21227

(neighbor 2 houses up on side of proposed addition)

I <u>Leonard Zinck</u> would not object to granting a zoning variance for <u>Keith Muha</u> of 2044 Putnam Rd. to build an addition 8 feet from the north property line as opposed to 10 feet as the house now sits from the property line.

Leonard Zinck

2042 Putnam Rd.

Balto, Md. 21227

(neighbor on side of proposed addition)

I <u>Brian Snell</u> would not object to granting a zoning variance for <u>Keith</u> <u>Muha</u> of 2044 Putnam Rd. to build an addition 8 feet from the north property line as opposed to 10 feet as the house now sits from the property line.

Brian Snell

2046 Putnam Rd.

Balto, Md. 21227

(neighbor on side opposite proposed addition)

I <u>Mark Foor</u> would not object to granting a zoning variance for <u>Keith</u> <u>Muha</u> of 2044 Putnam Rd. to build an addition 8 feet from the north property line as opposed to 10 feet as the house now sits from the property line.

Mark Foor

2040 Putnam Rd.

Balto, Md. 21227

(neighbor 2 houses down on side of proposed addition)

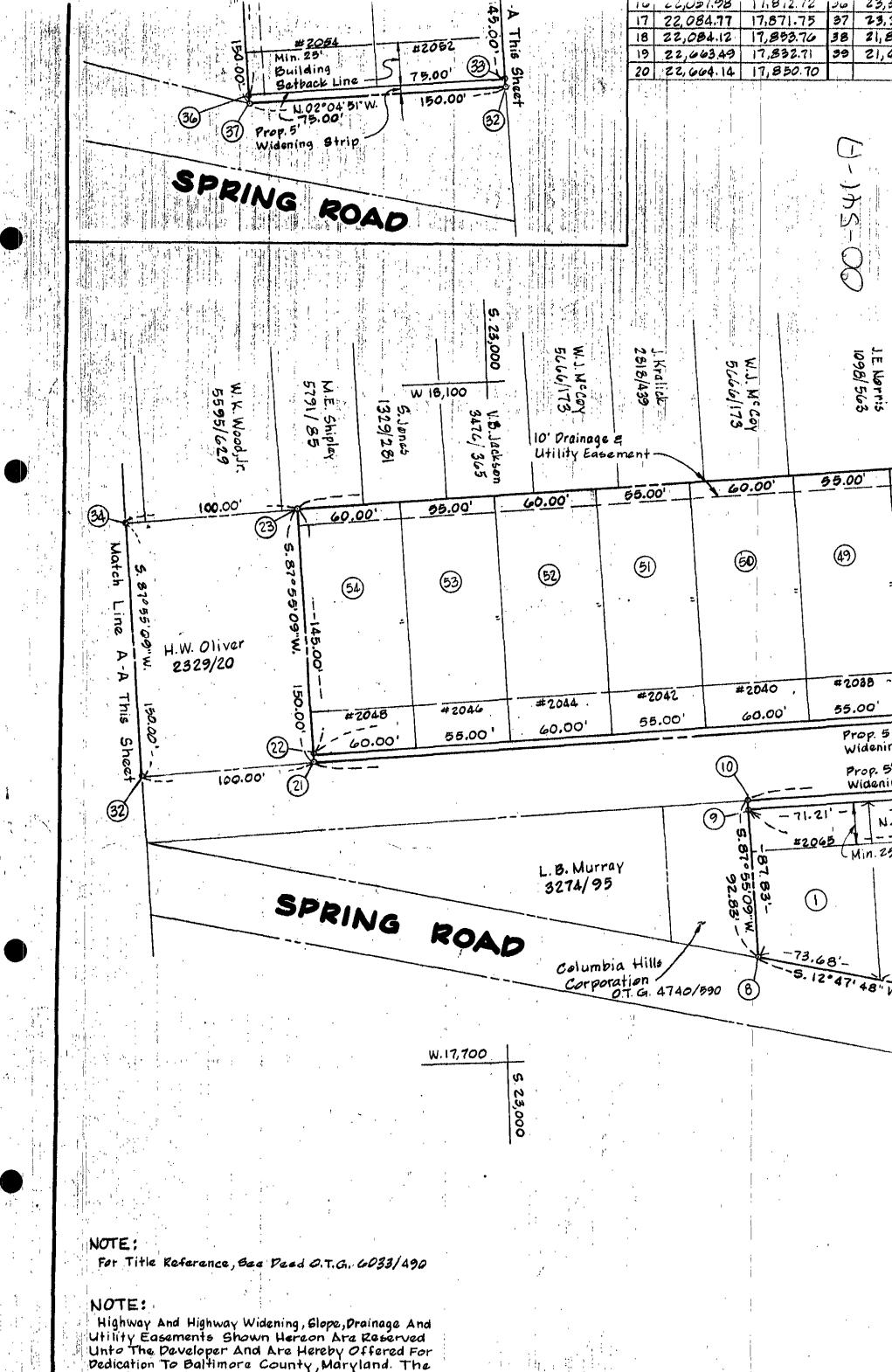
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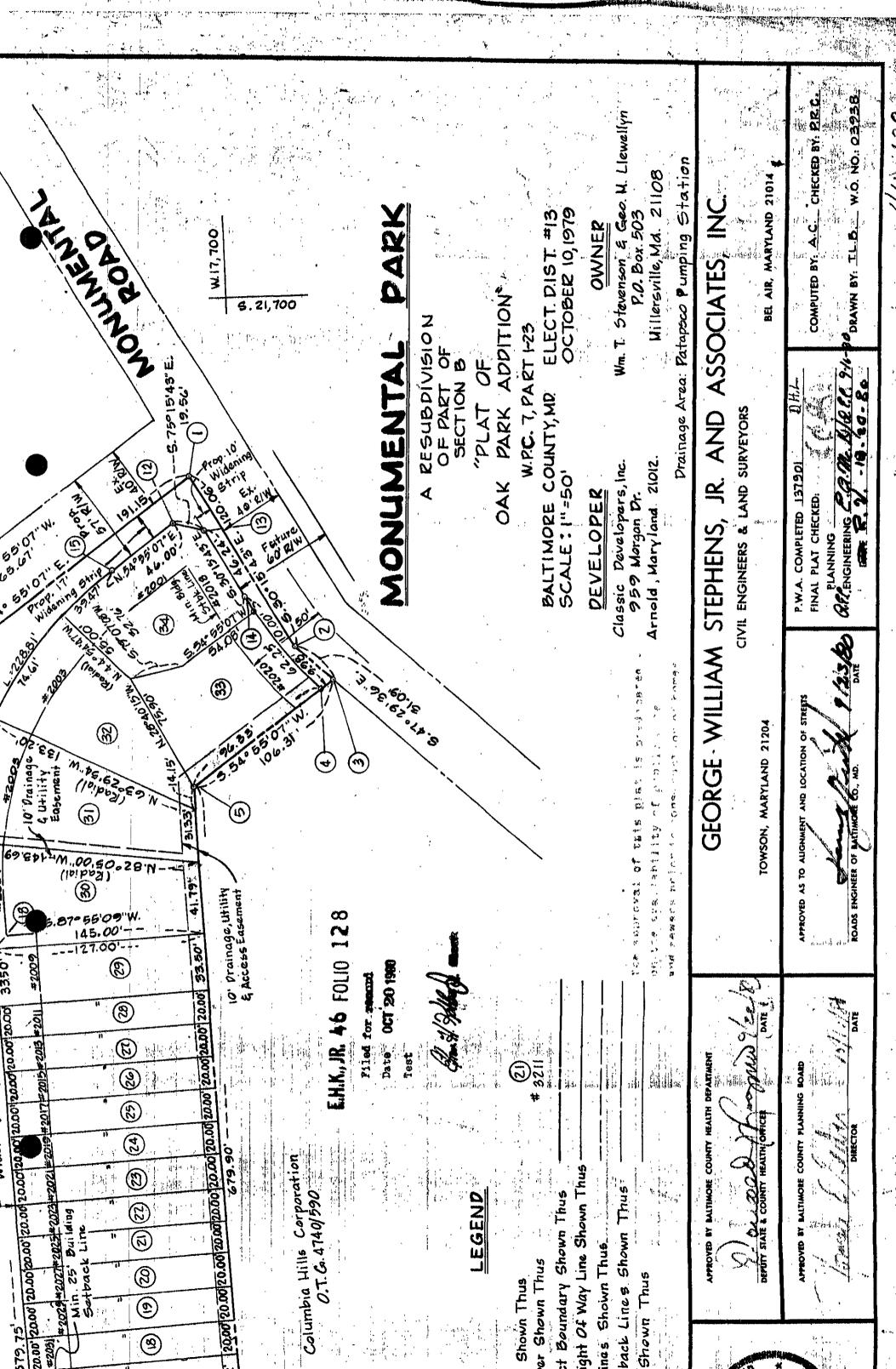
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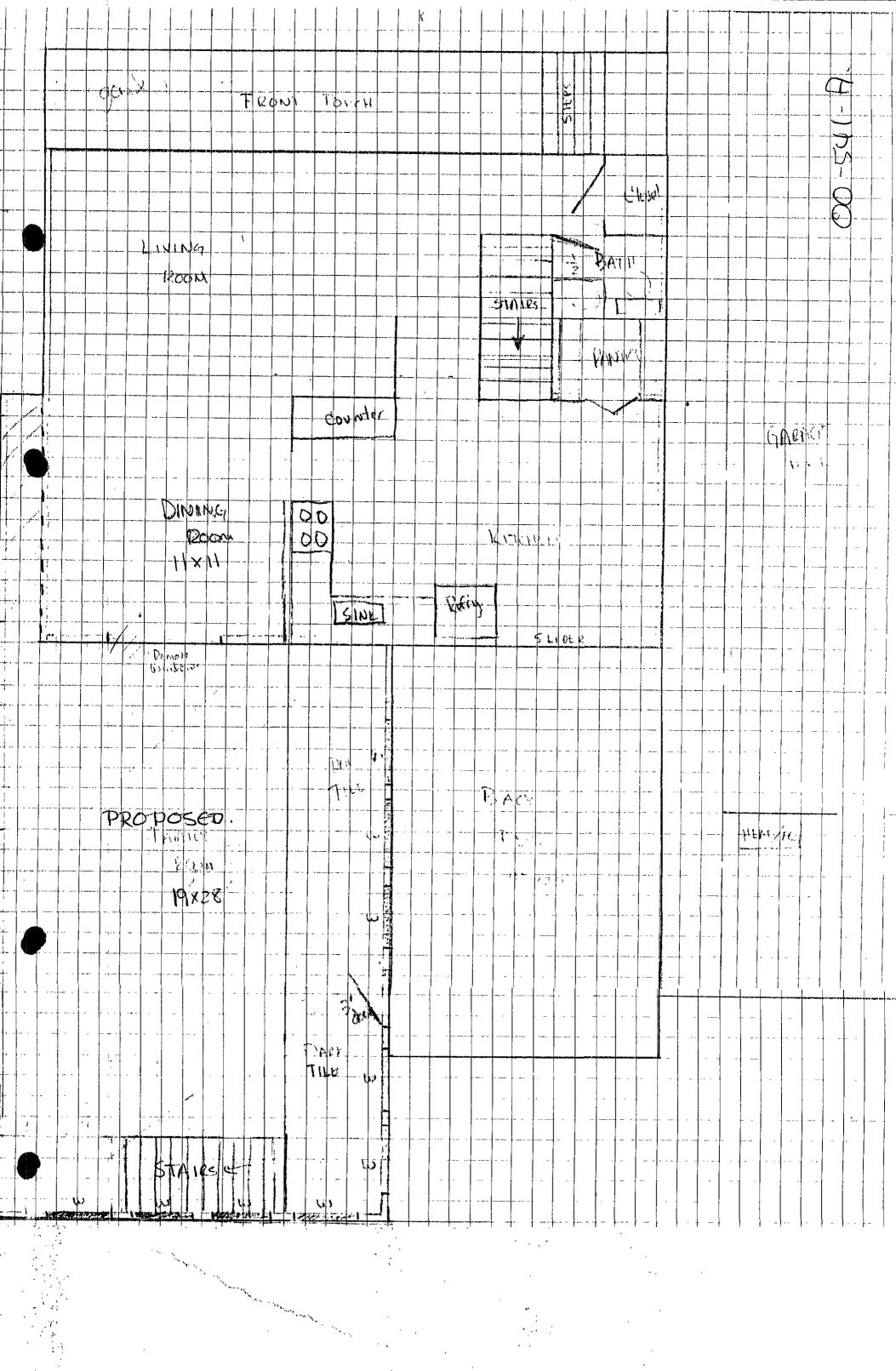
DEPT OF PERMITS AND DEVELOPMENT MANAGEMENT

North date: (2)19 00 prepared by: (6)711 Mossa Scale of Drawing: 1°= 50	OWNER: KE ITH & DIRING WORLD W	ompany Petition for Zoning \ Varss: באין רטדאאא אנו see pages : א איזאר אייי איזאר איזיאר איזיאר איזיאר איזיאר איזיאר אייי איי איייי אייי א
Zoning Office USE ONLY! TOUGH SHI CASE#: ONLY! ONLY!	Election District. 1 Councilmance District.	(CXTIR)
	Det Ex.#1	-15-

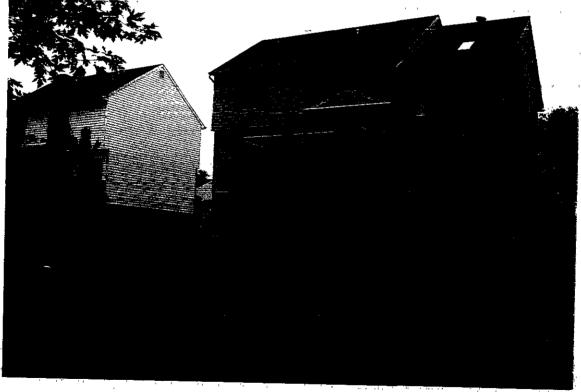


Daveloper, His Personal Representatives And Assigns, Shall Convey Said Areas By Deed To Baltimore County Maryland At No Cost.







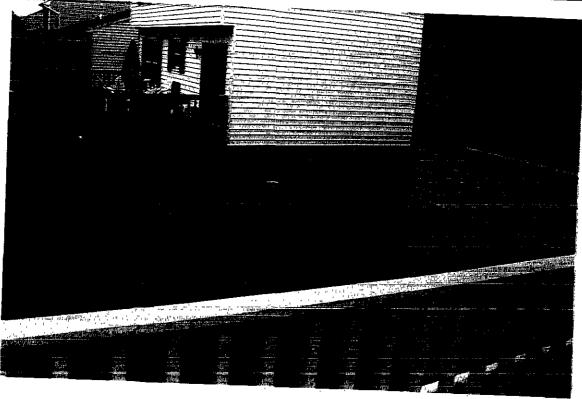


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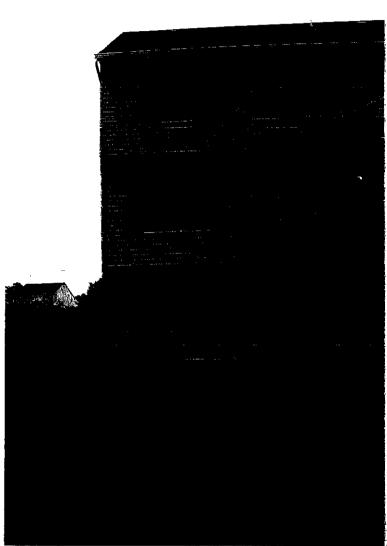


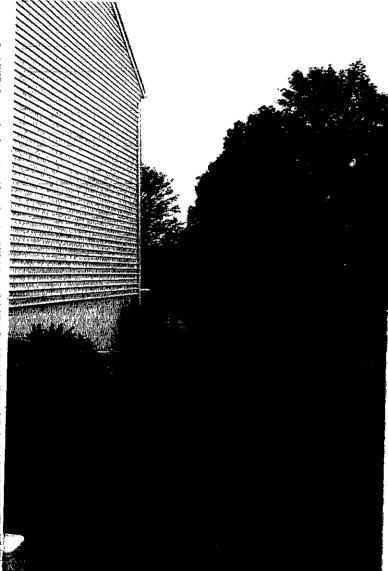
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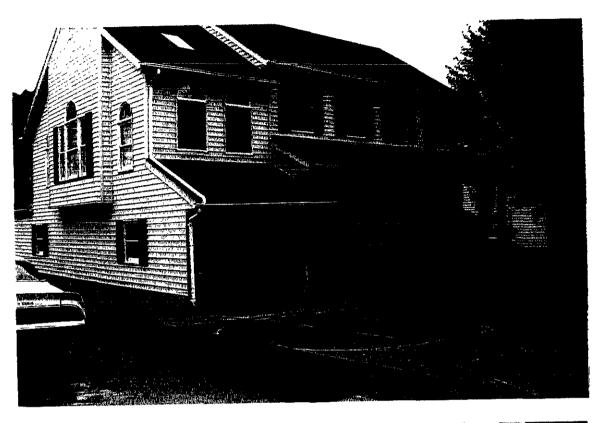


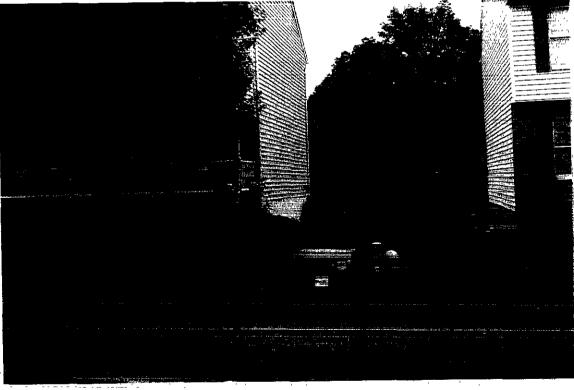


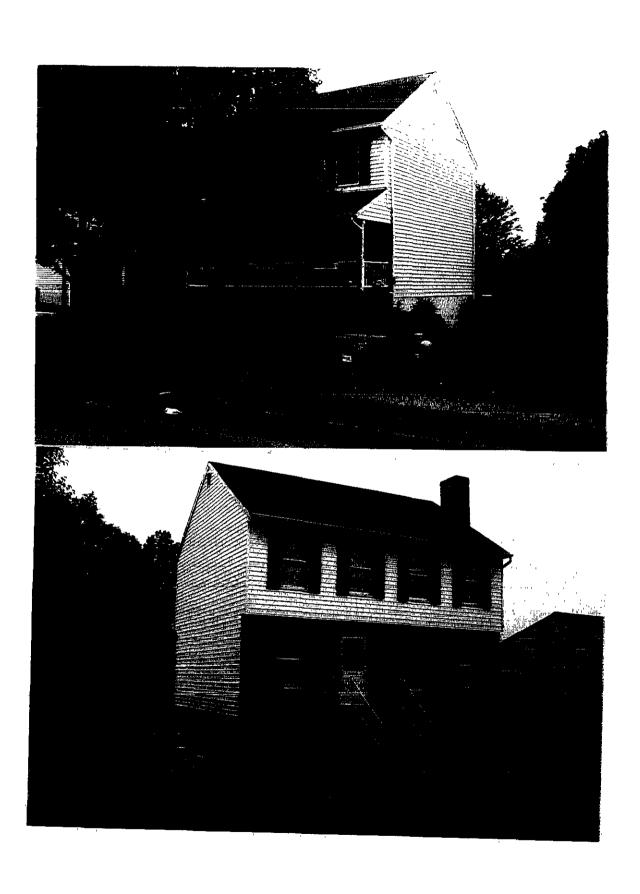
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00-541-A

