ONDER PROSENED FOR FILING

IN RE: PETITION FOR ADMIN. VARIANCE

E/S of Longfield Drive, 1,050' N

centerline of Belair Road

9th Election District

4th Councilmanic District

(104 Green Ridge Road)

Mark & Wilma Hagan

Petitioners

BEFORE THE

DEPUTY ZONING COMMISSIONER

OF BALTIMORE COUNTY

CASE NO. 01-046-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, Mark and Wilma Hagan. The variance request is for property located at 104 Green Ridge Road, in the Lutherville area of Baltimore The variance request is from Section 1B02.3.C.1 of the Baltimore County Zoning Regulations (B.C.Z.R.), to permit a 7 ft. side yard setback in lieu of the required 10 ft. in order to enclose an existing covered wood porch for a sunroom. 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 5th day of September, 2000, that a variance from Section 1B02.3.C.1 of the Baltimore County Zoning Regulations (B.C.Z.R.), to permit a 7 ft. side yard setback in lieu of the required 10 ft. in order to enclose an existing covered wood porch for a sunroom, 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

46. "I

Fax: 410-887-3468

September 5, 2000

Mr. & Mrs. J. Mark Hagan 104 Green Ridge Road Lutherville, Maryland 21093

Re: Petition for Administrative Variance

Case No. 01-046-A

Property: 104 Green Ridge Road

Dear Mr. & Mrs. Hagan:

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

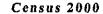
TMK:raj Enclosure















REU 9/15/98

Petition for Administrative Variance

to the Zoning Commissioner of Baltimore County

for the property located at WH GREEN KIDSE RD which is presently zoned ROS. \$

I/We do solemnly declare and affirm, under the penalties of

This Petition shall be filed with the Department of Permits and Development Management. The undersigned, legal owner(s) of the property situate in Baltimore County and which is described in the description and plat attached hereto and made a part hereof, hereby petition for a Variance from Section(s)

1802.3 C.1 to permit a 7-ft side setback in lieu of 10ft

of the zoning regulations of Baltimore County, to the zoning law of Baltimore County, for the reasons indicated on the back of this petition form.

Property is to be posted and advertised as prescribed by the zoning regulations.

I, or we, agree to pay expenses of above Variance, advertising, posting, etc. and further agree to and are to be bounded by the zoning regulations and restrictions of Baltimore County adopted pursuant to the zoning law for Baltimore County.

			perjury, that I/we are is the subject of this	the legal owner(s) of the Petition.	e property which
Contract Purchase	r/Lessee:		<u>Legal Owner(s):</u>		
			J. MAR	K HAGAO	
Name - Type or Print			Name Type or Print	4	
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City	State	Zip Code	Signature	7/	D.
Attorney For Petitic	oner:		104 GRE	EN KIDGE ,	K-P 410-337-2
			Address Vocio BOL	MD	Telephone No. 21093
Name - Type or Print			City	State	Zip Code
		****	Representative	to be Contacted:	
Attack No.			Dave	1	
empany 3			Name		***************************************
Address 3		Telephone No.	Address		Telephone No.
ing ()	State	Zip Code	City	State	Zip Code
Public Hearing having b	een formally deman	ded and/or found to be	required, it is ordered by t	he Zoning Commissioner o	of Baltimore County,
hisday of egulations of Baltimore Cou	77	ist the sliblect matter of th	nis petition be set for a public	hearing, advertised, as red	quired by the zoning
			Zoning Comm	nissioner of Baltimore Coun	ty
	1 - a (((A	_		, /	
CASE NO <i>O/</i>	-046-A	Rev	iewed By 2277	Date	31/02

Estimated Posting Date _____8/13/9~

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 City That based upon personal knowledge, the following are the facts upon which I/we base the request for an Administrative Variance at the above address (indicate hardship or practical difficulty): We wish to enclose the existing covered wood porch for a sunroom, which requires the installation of framing walls and windows. Most of our neighbors have done likewise and we have provided some photos for your review. We appreciate your approval of our request for a zoning variance to the side yard minimum requirement. Thank you. That the Affiant(s) acknowledge(s) that if a formal demand is filed, Affiant(s) will be required to pay a reposting and advertising fee and may be required to provide additional information. Signatul STATE OF MARYLAND, COUNTY OF BALTIMORE, to with 2000 before me, a Notary Public of the State of Maryland, in and for the County aforesaid, personally appeared the Affiant(s) herein, personally known or satisfactorily identified to me as such Affiant(s), and made oath in due form of law that the matters and facts hereinabove set forth are true and correct to the best of his/her/their knowledge and belief. AS WITNESS my hand and Notarial Seal Date lotáry Public JAMES PATRICK HAGAN ommission Expires

REV 09/15/98

Affidavit in Support of Administrative Variance

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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	104	KOAD				
,	Address	SON	MD	21093		
	City		State	Zip Code		
That based upon personal knowledge, the folio Variance at the above address (indicate hardshi	wing are the failing or practical of	acts upon which lifficulty):	₩we base the requ	est for an Administrative		
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installation of framing walls and	windows. 1	Most of our n	eighbors have done	e likewise		
and we have provided some phot	os for your re	eview. We app	preciate your appro	val of our		
request for a zoning variance to tl	he side vard n	ninimum requir	ement. Thank you			
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V. MARK HAGAN		(e),	LMA ETA	16AU		
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STATE OF MARYLAND, COUNTY OF BALTIM	VIORE, to wit:					
HEREBY CERTIFY, this 3/ day of J	UL		<u>⊘</u> , before me, a N	lotary Public of the State		
of Maryland, in and for the County aforesaid, pe	グドル	/				
the Affiant(s) herein, personally known or satis	factorily identif	ied to me as st	ga— ach Affiant(s), and m			
law that the matters and facts hereinabove set f	forth are true a	nd correct to the	JAMES PATRICK HAG	inchicalge and belief.		
AS WITNESS my hand and Notarial Seal	•	_ ∮	Notary Public Hartord County			
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Date / /	Nota	ry Public /		/ 1		

My Commission Expires

REV 09/15/98



CASE NO. 61-646-A

REU 9/15/98

Petition for Administrative Variance

to the Zoning Commissioner of Baltimore County

for the property located at	104	GREET	KIDGE	KI
which	ı is presei	ntly zoned	DR5.5	

Zoning Commissioner of Baltimore County

This Petition shall be filed with the Department of Permits and Development Management. The undersigned, legal owner(s) of the property situate in Baltimore County and which is described in the description and plat attached hereto and made a part hereof, hereby petition for a Variance from Section(s)

1BOZ. 3. C. 1 to permit a 7-ft side setback in lieu of 10 ft.

of the zoning regulations of Baltimore County, to the zoning law of Baltimore County, for the reasons indicated on the back of this petition form.

Property is to be posted and advertised as prescribed by the zoning regulations.

I, or we, agree to pay expenses of above Variance, advertising, posting, etc. and further agree to and are to be bounded by the zoning regulations and restrictions of Baltimore County adopted pursuant to the zoning law for Baltimore County.

					I/We do solemnly de perjury, that I/we are is the subject of this	eclare and affirm, under e the legal owner(s) of t s Petition.	the penalties of he property which
Contract	Purchaser	/Lessee:			Legal Owner(s)	· . /	SAN
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Vame - Туре	or Print				City Representative	State to be Contacted:	Zip Code
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Company.					Name		· · · · · · · · · · · · · · · · · · ·
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City	0	S	tate	Zip Code	City	State	Zip Code
nis day	aring having be of Baltimore Cour		· in	at the subject matter of t	required, it is ordered by his petition be set for a publi	the Zoning Commissioner ic hearing, advertised, as r	of Baltimore County, equired by the zoning

Estimated Posting Date

Zoning Description

Zoning description for 104 Green Ridge Road.

Beginning at a point on the center line of Green Ridge Road, 30 foot wide right of way, at the distance of 1421 feet, more or less, from the center line of York Road, thence leaving said place of beginning and running and binding on the centerline of Green Ridge Road the following two courses and distances, (1) N 74 Degress 56 minutes E 33.67 feet and N 73 Degrees 25 minutes E 24.84 feet, and thence leaving the centerline of Green Ridge Road the three following courses and ditances, (3) N 15 degrees 04 minutes W 325.00 and (4) S 74 Degrees 56 minutes W 58.50' and thence (5) S15 Degrees 04 minutes E 325.00' to the place of beginning. This lot is recorded among the Land Records of Baltimore County in Liber 12757 Folio 170, and contains 0.436 acres, more or less. Also known as No. 104 Green Ridge Road and is located in the 7 th Election District, 4 th Councilmanic District.

046

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01-046-17

CASHIER'S VALIDATION

Fax:4103244100

CER CATE OF POSTING

Aug 25 2000 21:01

Petitioner/Developer:

ADMIN.

RE: Case No.: _

HAGAN, ETAL

Date of Hearing Closing 0/28/0 C

Baltimore County Department of Permits and Davelopment 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 the necessary sign(s) required by law were posted conspicuously on the property located at # 104-GEENEIDGE PIX

The sign(s) were posted on

8/10/00 (Month/Day, Year)

Sincerely,

Sincerely,

Orall (Signature of Sign Poster and Date)

Sincerely,

(Signature of Sign Poster and Date)

PATRICK M. O'KEEFE (Printed Name)

523 PENNY LANE

(Address)

HUNT VALLEY, MD. 21030

(City, State, Zip Code)

410-666:5366 ; CELL-410-905-8571 (Telephone Number)

PURSUANT TO SECURE AT THE CONTROL OF GROUP MAY AN ELIGIBLE INDIVIDUAL OR GROUP MAY REQUEST A PUBLIC HEARING CONCENING THE PROPOSED VARIANCE, PROVIDED IT IS DONE IN THE ZONNO OFFICE BEFORE 500 D.M. ON ACAUST 25, 2000 O.M. ON ACAUST 25, 2000 O.M. ON THE PURSUANT MARGENERY TONING ADMINISTRATION AMERICAL WART MARGENERY TONING ADMINISTRATION AMERICAL WART MARGENERY TELL BET-3391 MALLEY IS THE PERSON TO SERVICE THE

BALTIMORE COUNTY DEPARTMENT OF PERMITS AND DEVELOPMENT MANAGEMENT ZONING REVIEW

ADMINISTRATIVE VARIANCE INFORMATION SHEET AND DATES

Case	Number 01-	046	-A	Address _	104	Green R	idge 1	QS.
Conta	ct Person: _	Joff Panne	C / O w , Please Print Your i	Name		Phone Nu	mber: 410	0-887-3391
Filing	Date: <u>7/3</u>	1/01	_ Post	ing Date:	8/13/00	Closi	ng Date:	8/28/00
Any o	contact made gh the contac	e with this of t person (plar	fice regarding nner) using the	g the status e case numb	of the accer.	dministrative	variance	should be
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2.	a formal red	quest for a p	date is the depution described in the de	ı. Please ι	ınderstand	that even	if there is) feet to file no formal
3.	commission order that to (typically with	er. He may: he matter be hin 7 to 10 d	ing date, the (a) grant the set in for a ays of the close hearing. The	e requested ı public hea sing date) a	relief; (b) aring. You s to wheth	deny the re will receiver the petition	quested r e written on has bed	elief; or (c) notification en granted.
4.	(whether du commission changed giv	ie to a neigh er), notification ing notice of	RING AND Rabor's formal on will be for the hearing days change and	request or warded to ate, time an	by order you. The d location.	of the zonir sign on th As when th	ng or dep le propert le sign wa	uty zoning y must be is originally
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Petitio	oner: This P	art of the Fo	rm is for the	Sign Poste	r Only			
			ADMINISTRA					, -
Case Number 01-046 -A Address 104 Green Rily RI. Petitioner's Name Mark Hagon Telephone 4/0-337-2242 Resting Date: 8/3/67 Closing Date: 8/28/67								
Petitioner's Name Mark Hagan Telephone 4/0 - 337-2242								
Posting Date: 8/13/07 Closing Date: 8/28/07								
Posting Date: 8/13/or Closing Date: 8/28/or Nording for Sign: To Permit a 7-ft side yard sctback								
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DEPARTMENT OF PERMITS AND DEVELOPMENT MANAGEMENT ZONING REVIEW

ADVERTISING REQUIREMENTS AND PROCEDURES FOR ZONING HEARINGS

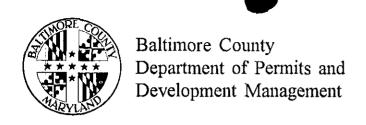
The <u>Baltimore County Zoning Regulations</u> (BCZR) require that notice be given to the general public/neighboring property owners relative to property which is the subject of an upcoming zoning hearing. For those petitions which require a public hearing, this notice is accomplished by posting a sign 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: 01-046-A
Petitioner: Mark Hagay
Petitioner: Mark Hagan Address or Location: 104 Green Rilg Rl
PLEASE FORWARD ADVERTISING BILL TO: Name:
Name:
Address: 104 Green Rilge Rd.
Touson, MD 2/09.3
Telephone Number: 410 - 337 - 2242
Towsin, MD 2/09.3 Telephone Number: 410-337-2242

Revised 2/20/98 - SCJ



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

August 25, 2000

J. Mark & Wilma Hagan 104 Green Ridge Road Towson, MD 21093

Dear Mr. & Mrs. Hagan:

RE: Case Number: 01-046-A, 104 Green Ridge Road

The above referenced petition was accepted for processing by the Bureau of Zoning Review, Department of Permits and Development Management (PDM) on August 13, 2000.

The Zoning Advisory Committee (ZAC), which consists of representatives from several 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.

Very truly yours,

W. Carl Richards, Jr.

Supervisor, Zoning Review

W. Carl Richards, Jr.

WCR: gdz

Enclosures

C: People's Counsel

BALTIMORE COUNTY, MARYLAND

INTEROFFICE CORRESPONDENCE

TO:

Arnold Jablon, Director

DATE: August 30, 2000

Department of Permits & Development Mgmt.

FROM:

Robert W. Bowling, Supervisor Bureau of Development Plans Review

SUBJECT:

Zoning Advisory Committee Meeting

For August 21, 2000

Item Nos. 046, 049, 052, 054, 055,

and 056

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

August 22, 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 AUGUST 14, 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.

THE FIRE MARSHAL'S OFFICE HAS NO COMMENTS AT THIS TIME REGARDING THE FOLLOWING ITEM #'S.

046, 048, 049, 050, 052, 053, 055, 056

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 MRBS

DATE:

September 11, 2000

SUBJECT:

Zoning Petitions

Zoning Advisory Committee Meeting of August 14, 2000

DEPRM has no comments for the following zoning petitions:

Item #	Address
. 046	104 Glen Ridge Road
047	19807 York Road
050	34 Dovefield Road
051	200 Detroit Avenue
052	326 South Wind Road
053	4467 Spring Avenue
056	435 Main Street
550 Revised	Phillips Purchase



BALTIMORE COUNTY, MARYLAND

INTER-OFFICE CORRESPONDENCE

TO:

Arnold Jablon, Director

DATE: August 23, 2000

Department of Permits and' Development Management

FROM:

Arnold F. 'Pat' Keller, III

Director, Office of Planning

SUBJECT:

Zoning Advisory Petition(s): Case(s) 01-037, 01-046, & 01-052

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

Alls 2 3



Maryland Department of Transportation State Highway Administration

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

Date: 8.16.00

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

RE: **Baltimore County**

Item No. 046 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.rnd.us).

Very truly yours,

P.J. Godle

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

Hagan

2419 Boston Street Baltimore, Maryland 21224



August 15, 2000

Zoning Commissioner
Baltimore County
111 W. Chesapeake Avenue
Room 111
Towson, Maryland 21204

Re: Administrative Variance #01-046-A Filed July 31, 2000 104 Greenridge Road Lutherville, MD. 21093

Dear Sir/Madam,

This is to advise that I inadvertenly misspelled the road name on the variance plat submitted on July 31, 2000. This error was brought to my attention today and I called Jeff Perlow of your office, and he suggested that I send this letter to formally advise you of the mistake. All other documents filed therewith, including the location map on the variance plat have the correctly spelled road name.

I trust this does not cause any inconvienience to you or your staff.

Thank you.

Carroll Hagan

copy: Administrative Hearing File.

Jeff Perlow

Hagan

Mrs/w

2419 Boston Street Baltimore, Maryland 21224

August 15, 2000

Zoning Commissioner
Baltimore County
111 W. Chesapeake Avenue
Room 111
Towson, Maryland 21204

Re: Administrative Variance #01-046-A Filed July 31, 2000 104 Greenridge Road Lutherville, MD. 21093

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I trust this does not cause any inconvienience to you or your staff.

i pank you

Carroll Hagan

copy: Administrative Hearing File.

Jeff Perlow

To: File

FROM: Jeff Perlow, Planner I

RE: Incorrect Street Name on Site Plan for Variance (Hearing # 01-046-A)

Per Conversation with Mark Hagen regarding the Tsite plan for this variance, the plan incorrectly stated the street name as "Glen Ridge Road" instead of the correct name of "Green Ridge Road". I advised Mr. Hagen to send in a letter addressed to Zoning Commissioner / File stating the above inadvertant error as soon as possible, so that the Zoning Commissioner will be aware of incorrect street name prior to his review of variance. Mr. Hagen indicated that he would send in letter as soon as possible.

