Data 10/3/00
Data 10/3/00
Data 10/3/00

IN RE: PETITION FOR ADMIN. VARIANCE N/S Butler Road, 1 mile S/W

centerline of Falls Road 5th Election District

3rd Councilmanic District

(2750 Butler Road)

Geary and Shelley Stonesifer

Petitioners

BEFORE THE

* DEPUTY ZONING COMMISSIONER

* OF BALTIMORE COUNTY

* CASE NO. 01-115-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, Geary and Shelley Stonesifer. The variance request is for property located at 2750 Butler Road in the Glyndon area of Baltimore County. The Petitioners herein seek a variance from Section 400.1 of the Baltimore County Zoning Regulations (B.C.Z.R.), to permit an accessory structure to be located in the side yard in lieu of the required rear yard. 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 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 3 day of October, 2000, that a variance from Section 400.1 of the Baltimore County Zoning Regulations (B.C.Z.R.), to permit an accessory structure to be located in the side 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 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.

ТІМОТНУ М. КОТРОСО

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

October 3, 2000

Mr. & Mrs. Geary L. Stonesifer, III 2750 Butler Road Glyndon, Maryland 21071

Re: Petition for Administrative Variance

Case No. 01-115-A

Property: 2750 Butler Road

Dear Mr. & Mrs. Stonesifer:

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,

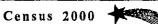
Timothy M. Kotroco

Deputy Zoning Commissioner

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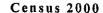
TMK:raj Enclosure













fidavit 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	2750 Butle	er Road		
	Glyndon	MI)	21071
•	City	Ste	ale	Zip Code
That based upon personal knowledge, the follo Variance at the above address (indicate hardsh	ip or practical o	aimiculty):		
We are requesting approval for the without the provision of an attach site plan displays the current and	ment to the	e main residence.	garage in our si . The accompany	de yard ing
The location of our garage was det visibility from our neighbors and location, additionally, prevented on the eastern side of our rear yeattachment from the garage to the an entry door at the attachment location and that an attachment is	from location the destructed as dispension since the galaxy cation, and leve the galaxy cate of the galaxy category cate of the galaxy cate of the galaxy category categor	ions in the vallection of existing layed on the site de of our existing in turn, eliminated is located in	ey below. This g old growth tre e plan., Providi ng residence rec nates the use of	ees ing an quires Tone
	•			
i.				
That the Affiant(s) acknowledge(s) that if a fe advertising fee and may be required to provide Signature Signature Name - Type/or Print	additional infor	Signature SHELLEY Name - Type or Print	D le	,
STATE OF MARYLAND, COUNTY OF BALTI	MORE, to wit:			
I HEREBY CERTIFY, this 30 day of Acord of Maryland, in and for the County aforesaid, per	<i>igus+</i> ersonally appe		before me, a Notary	Public of the State
the Affiant(s) herein, personally known or satisfaw that the matters and facts hereinabove set	Shelley	Stonesifer	ffiant(s), and made of his/her/their know	oath in due form or rledge and belief.
AS WITNESS my hand and Notarial Seal				
August 30, 2000	Not	Sheresa & Fary Public	lated	<u>;</u>
- 1		Commission Expires _	THERESA J	LAFOND
mae agirigg	···· <i>y</i>	•	NOTARY PUBLIC STA My Commission Expires	



Petition for Administrative Variance

to the Zoning Commissioner of Baltimore County

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for	the property loc	ated at 2750 Bu	tler Road, Gl	yndon, MD 21071.
engle of the second	· -	which is pres	ently zoned	RC-2_
This Petition shall be filed with the Departs owner(s) of the property situate in Baltimore C made a part hereof, hereby petition for a Varia	ment of Permits ar ounty and which is nce from Section(s)		Management. The escription and plat	
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•		,	•	
of the zoning regulations of Baltimore County, of this petition form.	to the zoning law of	Baltimore County,	for the reasons in	ndicated on the back
Property is to be posted and advertised as pred l, or we, agree to pay expenses of above Variance, regulations and restrictions of Baltimore County add	advertising, posting, opted pursuant to the	etc. and further agre zoning law for Baltin We do solemnly dec	nore County. clare and affirm, und	
Contract Purchaser/Lessee:	į:	s the subject of this F egal Owner(s):	Petition.	n the property which
Name - Type or Print		Geary L. Stor	lesifer, III	
Signature Address Tel		lgpature Shelley Stone ame - Type or Print	sifer	
Dity State	Zip Code S	shelly.	Stonesigo	2
Attorney For Petitioner:	į žili obije 3	ignature 2750 Butler F		w)(410) 895-295 h)(410) 602-193
morney for rendoner.	Ā	ddress	toau (Telephone No.
lame - Type or Print		Glyndon	MD	
mario - Type of Frinc	_	ity	State	
ignature		representative t	o be Contacted	.
ompany		Peter W. Ratcl ame	iffe	· · · · · · · · · · · · · · · · · · ·
ddress Tele		10404 Stevenso	n Road	410-484-7010 Telephone No.
ity State		Stevenson tv	MD State	
	*	•	State	Zip Code
Public Hearing having been formally demanded and is that the suggestions of Baltimore County and that the property be re	lifor found to be require abject matter of this petition posted.	ed, It is ordered by the ion be set for a public ;	e Zoning Commission hearing, advertised, a	ner of Baltimore County, s required by the zoning
	,	7221 0		1
CASE NO. 01-115-17	- 1	A parties	issioner of Baltimore C	•
CASE NO. $01-115-17$	Reviewed	By JCM	Date	9-8-00
991) Q 5 Q	Catina ata	d Danklin Naka		

ZONING DESCRIPTION 2750 Butler Road Glyndon, MD 21071

Zoning description for: 2750 Butler Road Glyndon, MD 21071

Beginning at a point on the North side of Butler Road. Which is +/- 60 feet wide at a distance of one mile South West of the centerline of the nearest improved intersecting street. Falls Road; which is +/- 60 feet wide. Being lot #1, group 81, map 32, grid 18, parcel 25 as recorded in Baltimore County Plat Book. Also known as 2750 Butler Road and located in the fifth election district.

OFFICE OF BUDGET & FINA MISCELLANEOUS REC		No.	0689	PAREN ATHE THE
DATE 9-9-00	ACCOUNT	Poul-6	150	ELLIZADO STALZATO 14:25T EL ASTE CHANGER DIVE DNO DESARRE ELLIZADO STALZANDO CARRESTERATION
	AMOUNT \$	50,00		Hedelot # 1-2500 UN MA 164899 Recot lot 59.
RECEIVED G. SENE	sifer -		- 2750 BUTLEY	Government of the contract of
(016) No	LUAR.			MI 115
				101-112-

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TIFICATE OF POSTING

ADMIN.

RE: Case No. 01-115-A

Petitioner/Developer: STONESIFER, ETAL

40 RATCLIFFE

Date of Hearing/Closing.

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 the necessary sign(s) required by law were posted conspicuously on the property located at _ The sign(s) were posted on

PATRICK M. O'KEEFE

(Printed Name)

PENNY LANE 523

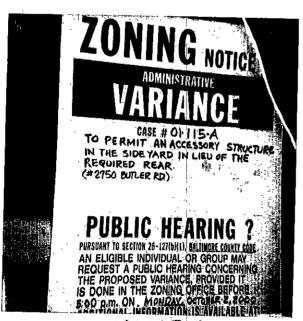
(Address)

HUNT VALLEY, MD. 21030

(City, State, Zip Code)

410-666:5366 ; CELL-410.905-8571

(Telephone Number)



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 Newspar	oer Advertising:					
	or Case Number: _ Mr - Mres Cap		115	ER JIL		-
Address or Lo	ocation: <u>2750</u>	BUTLER	ROAD	GLYNDON,	Mp 210	- <u>'</u> 7/
	RWARD ADVERTIS	ING BILL TO:				
Name: Address:	<u> </u>	SAM	R			-
Telephone Nu	ımber: <u>410-</u>	602-1939				-

Revised 2/20/98 - SCJ

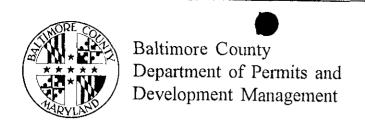
Plat to	acco	mpany	Petition	for	Zonin						1
PROPERTY	ADDRESS	·				see pag	es 5 & 6 of the C	HECKLIST for	additional requ	ulred Informatio	on .
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date: prepared by	•		Scale of Dra	wing:	1"=						

BALTIMORE COUNTY DEPARTMENT OF PERMITS AND DEVELOPMENT MANAGEMENT
ZONING REVIEW

ADMINISTRATIVE VARIANCE INFORMATION SHEET AND DATES

Case Number 01- 115 -A Address 2750 Bur Less Rai.
Contact Person: Planner, Please Print Your Name Phone Number: 410-887-3391
Filing Date: 900 9.8 Posting Date: 9.17 Closing Date: 10.2
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 petitione 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. <u>DEADLINE</u> : 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 01- 115 -A Address 2750 Bu-Lee 20.
Petitioner's Name GRARY STONESIFER Telephone (410) 895 - 295
Posting Date: Closing Date: Closing Date:
Wording for Sign: To Permit AN ACLESSORY STRUCTURE IN
The SIDEYARD IN LIEW of THE REQUIRED REAR.
6

BALTIMORE COUNTY DEPARTMENT OF PERMITS AND DEVELOPMENT MANAGEMENT



Director's Office County Office Building 111 West Chesapeake Avenue Towson, Maryland 21204 410-887-3353

Fax: 410-887-5708

October 2, 2000

Shelley & Geary Stonesifer, III 2750 Butler Road Glyndon, MD 21071

Dear Mr. & Mrs. Stonesifer, III:

RE: Case Number: 01-115-A, 2750 Butler Road

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

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. W. Carl Richards, Jr.

Supervisor, Zoning Review

WCR: gdz

Enclosures

C: Peter W. Ratcliffe, 10404 Stevenson Road, Stevenson 21153 People's Counsel

BALTIMORE COUNTY, MARYLAND

INTEROFFICE CORRESPONDENCE

TO:

Arnold Jablon, Director Department of Permits & Development Management

DATE: October 10, 2000

FROM:\\

Robert W. Bowling, Supervisor Bureau of Development Plans Review

SUBJECT:

Zoning Advisory Committee Meeting for September 25, 2000
Item Nos. 106, 107, 108, 109, 110

Item Nos. 106, 107, 108, 109, 110, 111 (409 Main Street), 112, 113, 115

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

September 19, 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 September 18, 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:

106, 107, 108, 109, 110, 112, 113, and 115

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 Mh5

DATE:

October 3, 2000

SUBJECT:

Zoning Petitions

Zoning Advisory Committee Meeting of September 18, 2000

DEPRM has no comments for the following zoning petitions:

Item #	Address
106	51 Honeycomb Road
107	9801 Richlyn Drive
108	1112 Westwicke Lane
109	4520 East Joppa Road
110	20 Glenwood Avenue
111	409 Main Street
112	12207 Falls Road
113	4715 Ruby Avenue
115	2750 Butler Road

BALTIMORE COUNTY, MARYLAND

INTER-OFFICE CORRESPONDENCE

TO:

Arnold Jablon, Director

DATE: September 25, 2000

Department of Permits and' Development Management

FROM:

Arnold F. 'Pat' Keller, III

Director, Office of Planning

SUBJECT: Zoning Advisory Petition(s): Case(s) 01-108, 01-111, & 01-115

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

4)



Maryland Department of Transportation State Highway Administration

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

Date: 9.18.00

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

RE: Baltimore County

Item No. 115 JCM

Dear Ms. Jackson:

We have reviewed the referenced item and have no objection to approval, as a field inspection reveals that the existing entrance(s) on to MD/US 128 are acceptable to the State Highway Administration (SHA) and this development is not affected by any SHA 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,

J. J. Smille

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

OWNER INFORMATION

DISTRICT: 05 ACCT NO: 2200026002

USE: RESIDENTIAL

OWNER NAME: STONESIFER GEARY LEE, 3RD

STONESIFER SHELLY BOWEN

MAILING ADDRESS: 2750 BUTLER RD

GLYNDON

MD 21071

PRINCIPAL

RESIDENCE

YES

TRANSFERRED

FROM: COOKS HOUSE LLC

DATE: 06/11/1996 PRICE: \$425,000

DEED REFERENCE: 1) /11634/ 193

2)

TAX EXEMPT: NO

* NONE *

SPECIAL TAX RECAPTURE

PRESS: <F1> LOCATION INFO <F2> VALUE INFO

<F6> SELECT NEXT PROPERTY

M.D.A.T. REAL PROPERTY SYSTEM BALTIMORE COUNTY

09/07/2000

LOCATION INFORMATION

DISTRICT: 05 ACCT NO: 2200026002 NAME: STONESIFER GEARY LEE, 3RD

PREMISE ADDRESS 2750 BUTLER RD

ZONING

USE: RESIDENTIAL

LEGAL DESCRIPTION 4.387 AC PARCEL 2

2750 BUTLER RD NSR

GODS ACRES FARM

MAP GRID PARCEL SUBDIV SECT BLOCK LOT GROUP

32 18 25

1 81

PLAT NO :

SPECIAL TAX AREAS -

PLAT REF: 70/

PRIMARY STRUCTURE DATA PROPERTY LAND AREA YEAR BUILT ENCLOSED AREA 1821 1,821 SF

4.39 AC

COUNTY USE

04

PRESS: <F1> OWNER INFO <F2> VALUE INFO

<F6> SELECT NEXT PROPERTY

NOTE TO FILE:

Re: HISTORIC DISTRICT

THE SUBJECT HOUSE IS NEW CONSTRUCTION ON A VACANT LOT THAT HAS ALPEADY RECEIVED BUILDING PERMITS FOR THE DWELLING SHOWN ON THE PLANS. THE UARIANCE IS NOT FOR ADDITIONAL CONSTRUCTION BUT

FOR THE REMOVAL OF THE DEPICTED BREEZEWAY, which ONLED REMOVED,

CREATES AN ALLESSORY STRUCTURE IN
THE SIDE YARD SITUATION. CONSEQUENTLY,
NO HISTORIC STRUCTURE FOR IS BEING

IMPACTED.

A.C. We

