IN RE: PETITION FOR ADMIN. VARIANCE

SE/S Burmont Road, 880' NE

Liberty Road

2nd Election District

2nd Councilmanic District

(3627 Burmont Avenue)

Ronnie Allen Petitioner BEFORE THE

DEPUTY ZONING COMMISSIONER

\* OF BALTIMORE COUNTY

CASE NO. 01-128-A

### FINDINGS OF FACT AND CONCLUSIONS OF LAW

This matter comes before this Deputy Zoning Commissioner as a Petition for Administrative Variance filed by the legal owner of the subject property, Ronnie Allen. The variance request is for property located at 3627 Burmont Avenue in the Randallstown area of Baltimore County. The Petitioner herein seeks a variance from Section 400.3 of the Baltimore County Zoning Regulations (B.C.Z.R.), to permit an accessory structure (detached garage) with a height of 19 ft. in lieu of the maximum required 15 ft. The subject property and requested relief are more particularly described on Petitioner's Exhibit No. 1, the plat to accompany the Petition for Administrative Variance.

The Petitioner having filed a Petition for Administrative Variance and the subject property having been posted, and there being no request for a public hearing, a decision shall be rendered based upon the documentation presented.

The Petitioner has filed the supporting affidavits as required by Section 26-127 (b)(1) of the Baltimore County Code. Based upon the information available, there is no evidence in the file to indicate that the requested variance would adversely affect the health, safety or general welfare of the public and should therefore be granted. In the opinion of the Deputy Zoning Commissioner, the information, photographs, and affidavits submitted provide sufficient facts that comply with the requirements of Section 307.1 of the B.C.Z.R. Furthermore, strict compliance with the B.C.Z.R. would result in practical difficulty and/or unreasonable hardship upon the Petitioner.

Pursuant to the posting of the property and the provisions of both the Baltimore County Code and the Baltimore County Zoning Regulations, and for the reasons given above, the requested variance should be granted.

THEREFORE, IT IS ORDERED by the Deputy Zoning Commissioner for Baltimore County this May of October, 2000, that a variance from Section 400.3 of the Baltimore County Zoning Regulations (B.C.Z.R.), to permit an accessory structure (detached garage) with a height of 19 ft. in lieu of the maximum required 15 ft., be and is hereby GRANTED, subject, however, to the following restriction which is a condition precedent to the relief granted herein:

1) The Petitioner may apply for his building permit and be granted same upon receipt of this Order; however, Petitioner is hereby made aware that proceeding at this time is at his own risk until such time as the 30 day appellate process from this Order has expired. If, for whatever reason, this Order is reversed, the Petitioner would be required to return, and be responsible for returning, said property to its original condition.

TIMOTHY M. KOTROCO

DEPUTY ZONING COMMISSIONER

FOR BALTIMORE COUNTY

TMK:raj

ONDER PROFINED FOR FLING
UND ALREAD



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

Fax: 410-887-3468

October 18, 2000

Mr. Ronnie Allen 3627 Burmont Avenue Randallstown, Maryland 21133

> Re: Petition for Administrative Variance Case No. 01-128-A

> > Property: 3627 Burmont Avenue

Dear Mr. Allen:

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,

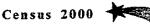
Timothy M. Kotroco

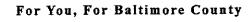
**Deputy Zoning Commissioner** 

Muthy Hotroco

TMK:raj Enclosure









Census 2000





### Petition for Administrative Variance

### to the Zoning Commissioner of Baltimore County

for the property located at 3627 Burmout Ave which is presently zoned DR-5.5

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) 400, 3 To allow an accessory structure (detached garage) with a height of 19 ft, in lieu of the maximum allowed is the 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 declare and affirm, under the penalties of perjury, that I/we are the legal owner(s) of the property which is the subject of this Petition. Contract Purchaser/Lessee: Name - Type or Print Signature Attorney For Petitioner: Name - Type or Print Representative to be Contacted: Signature Company Name Telephone No. Address Telephone No. Address Zip Code State Zip Code City State A Public Hearing having been formally demanded and/or found to be required, it is ordered by the Zoning Commissioner of Baltimore County, that the subject matter of this petition be set for a public hearing, advertised, as required by the zoning s of Baltimore County and that the property be reposted. Zoning Commissioner of Baltimore County

# 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

That the Affiant(s) does/do presently reside at 3607 Burnest WE
Address Saudall Stown MD 21133 City State Zip Code
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):
THE BERSON I AM NERD OF A VARIANCE
15 Stanag For My 27 Boot, 1956 CHEVY Custom BElain, 1955 IROC 1987 CHEVY Van.
BELain, 1995 IROC 1987 CHENY VAN,
THESSE VEHICLE PARKED IN SIDE WOULD IMPROVE
MY PROPERTY look and overy over ground ME.
My property look, and overy one around ME. Boot And Trailer will be stoned inside 19400
Garage.
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 previous information.  Signature  Signature  Signature  Signature
Name - Type or Print  Name - Type or Print
STATE OF MARYLAND, COUNTY OF BALTIMORE, to wit:
I HEREBY CERTIFY, this 18 day of September, 2000, before me, a Notary Public of the State of Maryland, in and for the County aforesaid, personally appeared
Ronnie Allen
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
9-18-2000 De De De
Date  Notary Public  My Commission Expires Oct 1, 2002
R20 09115198

# 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
---------------------	-----------	-----------	--------	----

SQ7 BURMONTAK Address Barodall Stown MD 2/133 City State Zip Code

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):

The Brason Iam in pred of a Volgancia is Storage For my 27 Boot, 1956 CHRVY Custom BR/air, 1985 IROL, 1987 CHRVY Van,

Throse VRHICE Parked INSIDE Would improve My Property lock, and EVRNY ONE GROUND ME,

Boat and Trailer will be stored inside 19 Foot

Character.

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.

Signature

Signature

RONNIE ALEN

PHBLIC

Name - Type or Print

Name - Type or Print

Name - Type or Print

STATE OF MARYLAND, COUNTY OF BALTIMORE, to wit:

I HEREBY CERTIFY, this 18 day of September , 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

9-18-2000

Date

REU 09/15/98



Notary Public

My Commission Expire

Oct 1,2002



## Petition for Administrative Variance

### to the Zoning Commissioner of Baltimore County

for the property located at	3627	Burn	rost Are	
			DR-5-5	

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) 400.3

To allow an accessory structure (detached garage) to be with a height of 19 pt. in her of the maximum accowed 15 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.

perjury, that I/we are the legal owner(s) of the property which is the subject of this Petition. Contract Purchaser/Lessee: egal Owner(s): Type or Print Name - Type or Print Signature **Attorney For Petitioner:** Name - Type or Print Representative to be Contacted: Signature Company Address Telephone No. City State Zip Code A Public Hearing having been formally demanded and/or found to be required, it is ordered by the Zoning Commissioner of Baltimore County, that the subject matter of this petition be set for a public hearing, advertised, as required by the zoning day of regulations of Baltimore County and that the property be reposted.

Zoning Commissioner of Baltimore County Reviewed By Date Estimated Posting Date

REV 9115198

# Zoning Description 3627 BURMONT AVE.

Beginning at a point on the southeast side of Burmont Rd. at a point 880' NE of Liberty Rd, thence running southeast 152,35' thence south west 67.83' thence southeast 168.17! thence north east 153.49 ft thence 163.43 northwest thence southwest 155.59 ft, thence northwest 140.12 ft to 2 pt thence 23.44 ft, to the point of beginning (southwest). Contain -ing. 6511 acreand located in the 2nd Election District of Baltimore County,

trad

		-	y - 1			21-1-15-15-16-16-16-16-16-16-16-16-16-16-16-16-16-
DISTRIBUTION WHITE - CASHER		RECEIVED FROM:	,	DATE	BALTIMORE COUNTY, MARYLANT OFFICE OF BUDGET & FINANCE MISCELLANEOUS RECEIPT	
YIER			•	9-14-00	BALTIMORE COUNTY, MAP OFFICE OF BUDGET & FINANCE MISCELLANEOUS RECEIPT	•
PINK	2 3627 Berenner Sugar			1-6	COUN DGET & EOUS	
INK - AGENCY	7 6			3	ITY, M	
YEL	2		AMC	A <sub>CC</sub>	IARYL PT	
YELLOW - CUSTOMER		- 6	AMOUNT \$	ACCOUNT	ANT	,
STOMER	16		M	and the second		•
		<b>~</b> pon =	- 0,	5	62	
		<b></b>	000 Cm	P.	e No.	
		<b>~</b>			, <u>,</u> ,	
				0	26858	
	The state of the s				UI (A)	
			- R 80	<u> </u>		1
C	2			7 7 9/1/2000 1		4 1 4 4 4 4 4 4 4 4 4 4 4 4 4 4 4 4 4 4
CASHIER				36.5 26.5 26.5 26.5 26.5 26.5 26.5 26.5 2		
HIER'S VALIDATION	128-A	30 CX 100.		2000 9/10/2000 15:50:1/5 CHARLER LUIL LUI JAMER		
IDATIO	90	Property (Section 1)	7. T.		-	で、一人は、一日の一日の一日の一日の一日の一日の一日の一日の一日の日の日の日の日の日の日の
** <b>Z</b>		100.00 Cr 100.00 Cr		言語が	<b>1</b>	
5-		٠ ۶				J <sub>2</sub>

#### **CERTIFICATE OF POSTING**

RE: CASE # 01-128-A
PETITIONER/DEVELOPER
(Ronnie Allen)
DATE OF Closing
(10-16-00)

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

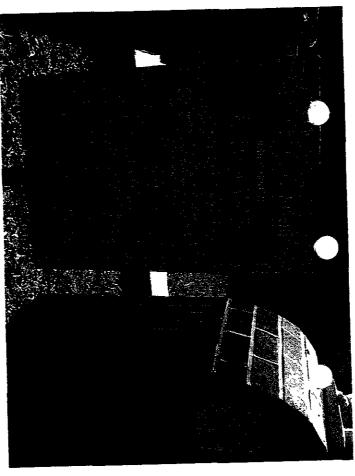
ATTENTION: MS. GWENDOLYN STEPHENS

**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

3627 Burmont Ave. Baltimore, Mary	rland 21133
THE SIGN(S) WERE POSTED ON	9-29-00
	(MONTH, DAY,YEAR)
	SINCERELY,
	(SIGNATURE OF SIGN POSTER & DATE)
	THOMAS P. OGLE SR
	325 NICHOLSON ROAD
	BALTIMORE, MARYLAND 21221
	410-687-8405

(TELEPHONE NUMBER)



3627 Burmont Ave.

## 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: Rennee Allen	
Address or Location: 3627 Burnont Ave, Randallstone, P.	<u>1d</u> ,
PLEASE FORWARD ADVERTISING BILL TO:	
Name:	
Address: Same	_
Telephone Number: (410 655-849/ 02 (410) 662-0300	_

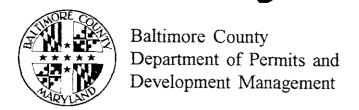
Revised 2/20/98 - SCJ

ZONING REVIEW

### **ADMINISTRATIVE VARIANCE INFORMATION SHEET AND DATES**

Case Number 01- 128 -A Address 3627 BURMONT AVE-
Contact Person: Phone Number: 410-887-3391
Filing Date: 9-18-00 Posting Date: 10-1-00 Closing Date: 16-14-00
Any contact made with this office regarding the status of the administrative variance should be through the contact person (planner) using the case number.
1. POSTING/COST: The petitioner must use one of the sign posters on the approved list (on the reverse side of this form) and the petitioner is responsible for all printing/posting costs. Any reposting must be done only by one of the sign posters on the approved list and the petitioner is again responsible for all associated costs. The zoning notice sign must be visible on the property on or before the posting date noted above. It should remain there through the closing date.
2. <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.
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- 128 -A Address 3627 BurmonT 4-e'
Petitioner's Name Ronnie Allen Telephone 410 655-8491
Posting Date: 10-1-00 Closing Date: 10-16-00
Nording for Sign: To Permit an accessory Structure (detacked
Nording for Sign: To Permit an accessory Structure (detached  Garage) with a beight of 19 ft. in lieu of the maximum  permitted 15 ft.
ΟΙ_17 Ρ_Δ WCR - Revised 6/28/00

BALTIMORE COUNTY DEPARTMENT OF PERMITS AND DEVELOPMENT MANAGEMENT



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

October 16, 2000

Ronnie Allen 3627 Burmont Avenue Randallstown, MD 21133

Dear Mr. Allen:

RE: Case Number: 01-128-A, 3627 Burmont Avenue

The above referenced petition was accepted for processing by the Bureau of Zoning Review, Department of Permits and Development Management (PDM) on September 18, 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.

W. Carl Richards, Jr. らりて Supervisor, Zoning Review

WCR: gdz

**Enclosures** 

C: People's Counsel

#### BALTIMORE COUNTY, MARYLAND

#### INTEROFFICE CORRESPONDENCE

TO:

Arnold Jablon, Director

DATE: October 10, 2000

Department of Permits & Development Management

FROM:

Robert W. Bowling, Supervisor

Bureau of Development Plans Review

SUBJECT:

Zoning Advisory Committee Meeting

for October 10, 2000

Item Nos. 114, 127, 128, 130, 131,

132, 134, and 135

The Bureau of Development Plans Review has reviewed the subject zoning items, and we have no comments.

RWB:HJO:jrb

cc: File



700 East Joppa Road Towson, Maryland 21286-5500 410-887-4500

October 3, 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

Property Owner: SEE BELOW

Location: DISTRIBUTION MEETING OF OCTOBER 2, 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, 8. IN REFERENCE TO THE FOLLOWING ITEM NUMBERS:

114, 127, 128, 129, 130, 131, 133, AND 135

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

DATE:

October 16, 2000

SUBJECT:

Zoning Petitions

Zoning Advisory Committee Meeting of October 2, 2000

DEPRM has no comments for the following zoning petitions:

Item #	Address	
1/47	3308 Kyle Court	
128	3627 Burmont Avenue	
131	19601 Middletown Road	
134	Bare Hills	



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

Date: 10.2.00

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

RE:

**Baltimore County** 

Item No. 128

115

Dear. Ms. Jackson:

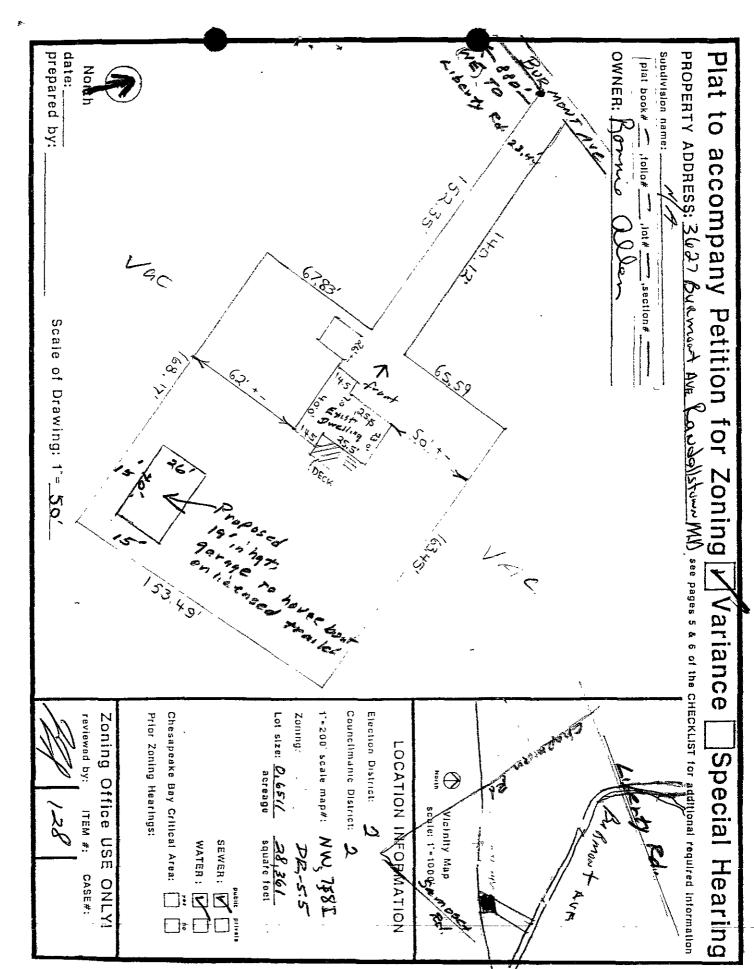
This office has reviewed the referenced item and we have no objection to approval as it does not access a State roadway and is not affected by any State Highway Administration projects.

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

Very truly yours,

P. J. Gredle

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



01-128-A

At QL.#1

## DEPARTMENT OF PERMITS AND DEVELOPMENT MANAGEMENT ZONING REVIEW

#### ADVERTISING REQUIREMENTS AND PROCEDURES FOR ZONING HEARINGS

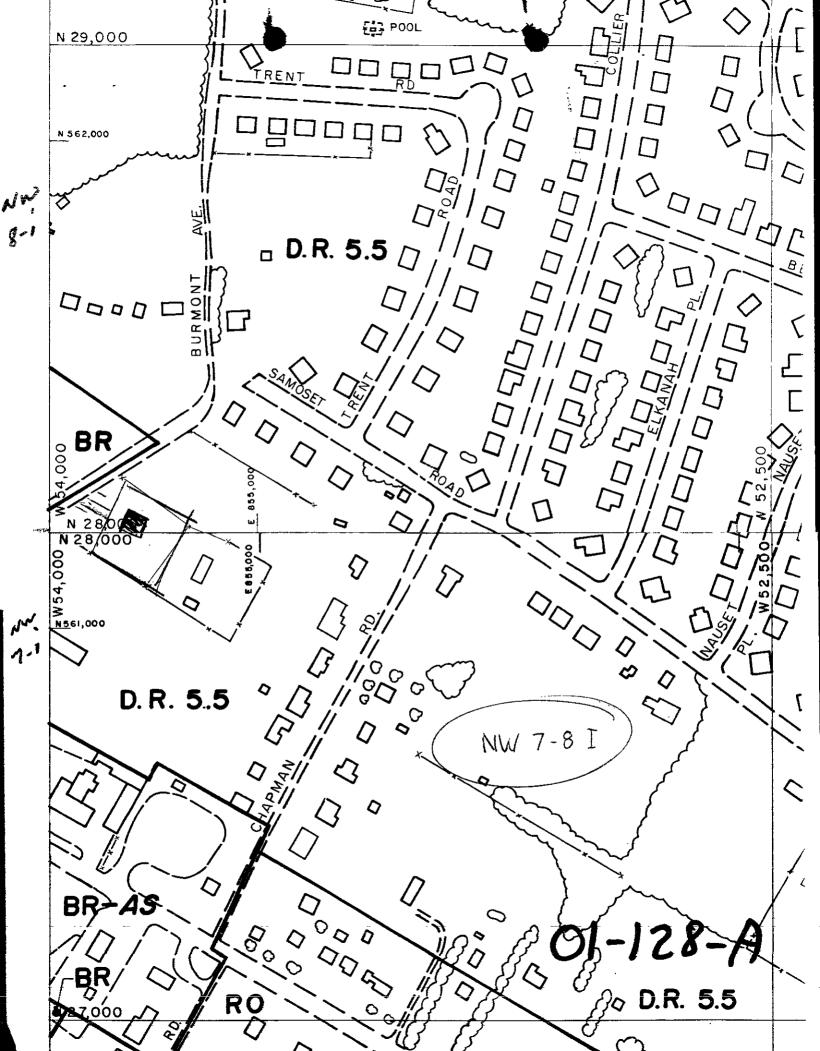
The <u>Baltimore County Zoning Regulations</u> (BCZR) require that notice be given to the general public/neighboring property owners relative to property which is the subject of an upcoming zoning hearing. For those petitions which require a public hearing, this notice is accomplished by posting a sign 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:	
Address or Location:	·
PLEASE FORWARD ADVERTISING BILL TO:	
Name: Kannke allen	
Address: 3627 Bukmont AVR	
Randolletown MI)	21133
Telephone Number: 410 - 655 - 849/	WORL 410-662-0300

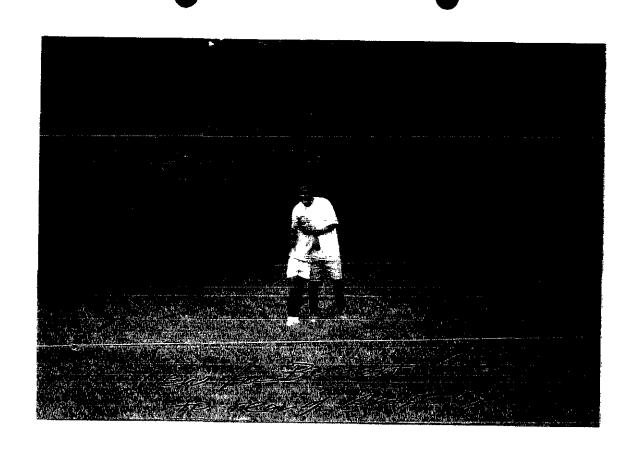
Revised 2/20/98 - SCJ







01-128-A





PARED BY AIR PHOTOGRAPHICS, INC. TINSBURG, W.V. 25401