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ata //30/00

IN RE: PETITION FOR ADMIN, VARIANCE

E/S Willoughby Road, 0 ft. from Intersection S/S Avondale

14th Election District

6th Councilmanic District (3300 Willoughby Road)

Brian and Colleen Robinson Petitioners

BEFORE THE

* DEPUTY ZONING COMMISSIONER

* OF BALTIMORE COUNTY

CASE NO. 01-189-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, Brian and Colleen Robinson, Petitioners. The variance request is for property located at 3300 Willoughby Road in the Parkville 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 a detached accessory structure (garage) to be located in the third of the lot closest to the side street in lieu of the required farthest removed third. 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 <u>30</u> day of November, 2000, that a variance from Section 400.1 of the Baltimore County Zoning Regulations (B.C.Z.R.), to permit a detached accessory structure (garage) to be located in the third of the lot closest to the side street in lieu of the required farthest removed third, 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

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Date

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ZONING COMM.

TRANSMISSION OK

TX/RX NO. 0281 CONNECTION TEL. 2824

CONNECTION ID

START TIME

12/01 14:25 01'01

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PAGES 2
RESULT OK

Copy of Order #01-189-A

Japen to Reisinger
12/1/00



REV 9/15/98

Petition for Administrative Variance

to the Zoning Commissioner of Baltimore County

for the property located at 3300 which is present	WILLO	uahby	ROAD
which is presen	ntly zoned	DRS.S	2

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)

TO PERMIT A DETACHED ACCESSORY BUILDING (GARAGE)
TO BE LOCATED IN THE THIRD OF THE LOT CLOSEST TO
THE SIDE STREET IN LIEU OF THE REQUIRED FARTHEST
REMOVED THIRD

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 ar	re the legal owner(s) of the	e property which
	Legal Owner(s	<u>):</u>	
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	Address	9,	Telephone No.
	PARKUILLS		21234
	City	State	Zip Code
	Representative	to be Contacted:	•
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Telephone No.	Address	· · · · · // 3 / / // // / / / / / / / /	Telephone No.
Zip Code	City	State	Zip Code
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	Zoning Com	missioner of Raltimore Count	24
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Estimated Posting Date 11/12/00

Affidavit in Support of Administrative Variance

The undersigned hereby affirms under the penalties of perjury to the Zoning Commissioner of Baltimore County, as follows: That the information herein given is within the personal knowledge of the Affiant(s) and that Affiant(s) is/are competent to testify thereto in the event that a public hearing is scheduled in the future with regard thereto.

That the Affiant(s) does/do presently reside at	3300	willow	ighby "	RQ.	
Add	Parkwill	le	MD	21234	
That based upon personal knowledge, the following Variance at the above address (indicate hardship or	are the facts upractical difficu	upon which I ilty):	/we base the re	equest for an Adı	Zip Code ministrative
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STATE OF MARYLAND, COUNTY OF BALTIMORE	•			,	
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REV 09/15/98

Affidavit in Support of Administrative Variance

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That the Affiant(s) does/do presently reside at	<u>33∞ (</u>	willough	by RE	a mereto.
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the Affiant(s) herein, personally known or satisfiaw that the matters and facts hereinabove set for	factorily identified orth are true and	to me as such correct to the b	n Affiant(s), and rest of his/her/thei	nade oath in due form o r knowledge and belief.
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REV 09/15/98



Petition for Administrative Variance

to the Zoning Commissioner of Baltimore County

for the property located at 3300 Willoughby RD, which is presently zoned 525.5

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)

TO PERMIT A DETACHED ACCESSORY BUILDING (GARAGE)
TO BE LOCATED IN THE THIRD OF THE LOT CLOSEST TO
THE SIDE STREET IN LIEU OF THE REQUIRED FARTHEST
REMOVED THIRD.

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 and is the subject of this	eclare and affirm, under the the legal owner(s) of the Petition.	ne penalties of e property which
Contract Purcha	ser/Lessee:		Legal Owner(s)	<u>:</u>	
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Attorney For Per	titioner:			Moughby Ra	(410) 663-
			Address Kulls	7	Telephone No.
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Signature			Representative	to be Contacted:	
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City	State	Zip Code	City	State	Zip Code
A Public Hearing having his day of egulations of Baltimore in the second s	ng been formally demand tha County and that the propert	ed and/or found to be t the subject matter of t y be reposted.	required, it is ordered by nis petition be set for a public	the Zoning Commissioner o c hearing, advertised, as req	f Baltimore County, ûired by the zoning
•			Zoning Comr	nissioner of Baltimore Count	À
CASE NO	<u>01-189-1</u>	Rev	iewed By (TM	Date 11/3/	00
2 8 V 9 15 98		Esti	mated Posting Date	11/12/00	

ZONING DESCRIPTION

ZONING DESCRIPTION for 3300 willoughby ROAD
BEGINNING At A POINT ON the EAST SIDE OF
Willoughby ROAD which is 30 FEEL wise that
intersects with Anomale from the north which
is 30 FEEL wise. Being Lot numbers 466 AND
467 Section B in the subdivision of Anomale
Recorded in Ballimore County Plat Book #7
FAlio # 62 Containing 8,680 Square Feet.
Known As 3300 Willoughby ROAD, AND located
in the 14th Election District. 6th Councilman
District.

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BALTIMORE COUNTY, MARY ND OFFICE OF BUDGET & FINANCE MISCELLANEOUS RECEIPT	THE COUNTY OF THE PORT OF THE
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RECEIVED FROM:	Februar 1985 INS INS INS INS INS INS INSTERNATION SOLD IN INSTRUMENT IN
FOR:	01-189-A
DISTRIBUTION WHITE - CASHIER PINK - AGENCY YELLOW - CUSTOMER	CASHIER'S VALIDATION

CERTIFICATE OF POSTING

RE: CASE # 01-189-A
PETITIONER/DEVELOPER
(Brian Robinson)
DATE OF Closing
(11-27-00)

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

3300 Willoughy Road Baltimore , M	laryland 21234
THE SIGN(S) WERE POSTED ON	11-10-00
	(MONTH, DAY,YEAR)
	SINCERELY,
	Okom Delstilioloo (SIGNATURE OF SIGN POSTER & DATE)
	THOMAS P. OGLE SR
	325 NICHOLSON ROAD
	BALTIMORE, MARYLAND 21221
	410-687-8405

PICTURE MISSING

(TELEPHONE NUMBER)

DEPARTMENT F 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: 01-189-A
Petitioner: BRIAN & COLLEEN ROBINSON
Address or Location: 3300 WILLOUGHBY ROAD
PLEASE FORWARD ADVERTISING BILL TO:
Name: BRIAN & COLLEEN ROBINSON
Address: 3300 WiLL oughby Rd.
Ba 1 to. MD. 21234
Telephone Number: 4/0-663-064/

Revised 2/20/98 - SCJ

-16:

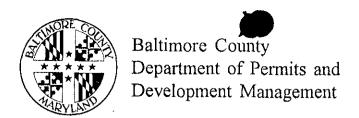
ADMINISTRATIVE VARIANCE INFORMATION SHEET AND DATES

Case Number 99-139 -A Address 3300 WILLOUGHBY RD
Contact Person: LIOYD MOXLEY Phone Number: 410-887-3391 Planner, Please Print Your Name
Filing Date: 11/3/00 Posting Date: 11/12/00 Closing Date: 11/27/00
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. DEADLINE: 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.
3. 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 \$ 189 -A Address 3300 WILLOUGHBY RD
Petitioner's Name ROBILISOH Telephone 410 663 0641
Posting Date: 11/12/00 Closing Date: 11/27/00
Wording for Sign: To Permit A DETACHED ACCESSORY BUILDING (GARAGE)
TO BE LOCATED IN THE THIRD OF THE LOT CLOSEST TO THE
SIDE STREET IN LIEU OF THE REQUIRED FARTHEST
REMOVED THIRD

POSTING INFO

MAUE RECEIVED

WCR - Revised 7/2/98



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

November 27, 2000

Colleen & Brian Robinson 3300 Willoughby Road Parkville, MD 21234

Dear Mr. Mrs. Robinson:

RE: Case Number: 01-189-A, 3300 Willoughby Road

The above referenced petition was accepted for processing by the Bureau of Zoning Review, Department of Permits and Development Management (PDM) on November 3, 2000.

The Zoning Advisory Committee (ZAC), which consists of representatives from several approval agencies, has reviewed the plans that were submitted with your petition. As of this date, we have not received any comments from any of these agencies. You may verify any possible comments by contacting the agency directly at the numbers listed below:

Development Plans Review (Traffic)	410-887-3751
Fire Department	410-887-4880
State Highway Administration	410-545-5600
Office of Planning & Community Conservation	410-887-3480
Department of Environmental Protection	
and Resource Management (DEPRM)	410-887-5859
Recreation and Parks	410-887-3824
Maryland Office of Planning - Chesapeake	
Bay Critical Area (CBCA)	410-767-4489
Department of Natural Resources - Floodplain	410-631-3914

If you need further information or have any questions, please do not hesitate to contact Zoning Review at 410-887-3391.

Very truly yours,

W. Carl Richards, Jr.

Supervisor, Zoning Review

W. Carl Richard, Ir,

WCR:gdz

Enclosures

C: People's Counsel

BALTIMORE COUNTY, MARYLAND

INTEROFFICE CORRESPONDENCE

TO:

Arnold Jablon, Director

DATE: November 29, 2000

Department of Permits & Development Mgmt.

FROM:

Robert W. Bowling, Supervisor Bureau of Development Plans Review

SUBJECT:

Zoning Advisory Committee Meeting

For November 27, 2000

Item Nos. 178 (5113 Old Court Road), 180, 181, 182, 183, 184, 185, 186, 187, 188, 189, 191, 192, 193, 194, 195, 196, 198, 199, 201,

and 202

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

November 27, 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 November 20, 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:

179, 180, 182, 183, 184, 185, 186, 187, 188, 189, 190, 192, 193, 194, 195, 196, 197, 198, 200, 201, 202, and 203

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 KIRBS

DATE:

December 1, 2000

SUBJECT:

Zoning Petitions

Zoning Advisory Committee Meeting of November 20, 2000

DEPRM has no comments for the following zoning petitions (page 1 of 2):

Item #	Address
178	5113 Old Court Road
181	4 St. Thomas Lane
182	1912 Wilson Lane
184	1214 Blue Mount Road
185	10911 Reisterstown Road
186	7 Henderson Hill Court
187	11504 Hannibal Road
188	7419 Beech Avenue
189	3300 Willoughby Road
191	6823 Old Pimlico Road
192	3900 Beckleysville Road
194	2315 Benson Mill Road
195	Security Blvd. & Rolling Road
196	1250 Sulphur Spring Road
<u></u>	

AV

BALTIMORE COUNTY, MARYLAND

INTER-OFFICE CORRESPONDENCE

29

DATE: November 29, 2000

TO:

Arnold Jablon, Director

Department of Permits and Development Management

FROM:

Arnold F. 'Pat' Keller, III

Director, Office of Planning

SUBJECT: Zoning Advisory Petition(s): Case(s) 01-189

The Office of Planning has reviewed the above referenced case(s) 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: Malen

Section Chief:

AFK/JL:MAC



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

Date: //. 27.00

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

RE:

Baltimore County

Item No. 189 (LTM)

Dear. Ms. Jackson:

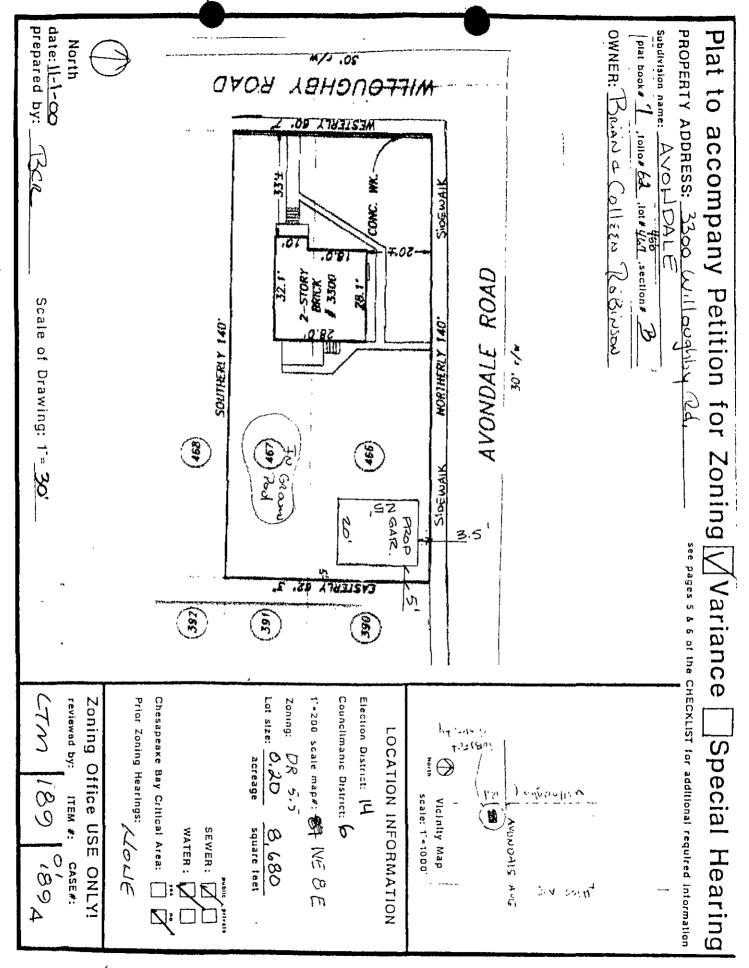
This office has reviewed the referenced item and we have no objection to approval as it does not access a State roadway and is not affected by any State Highway Administration projects.

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,

P. J. Doelle

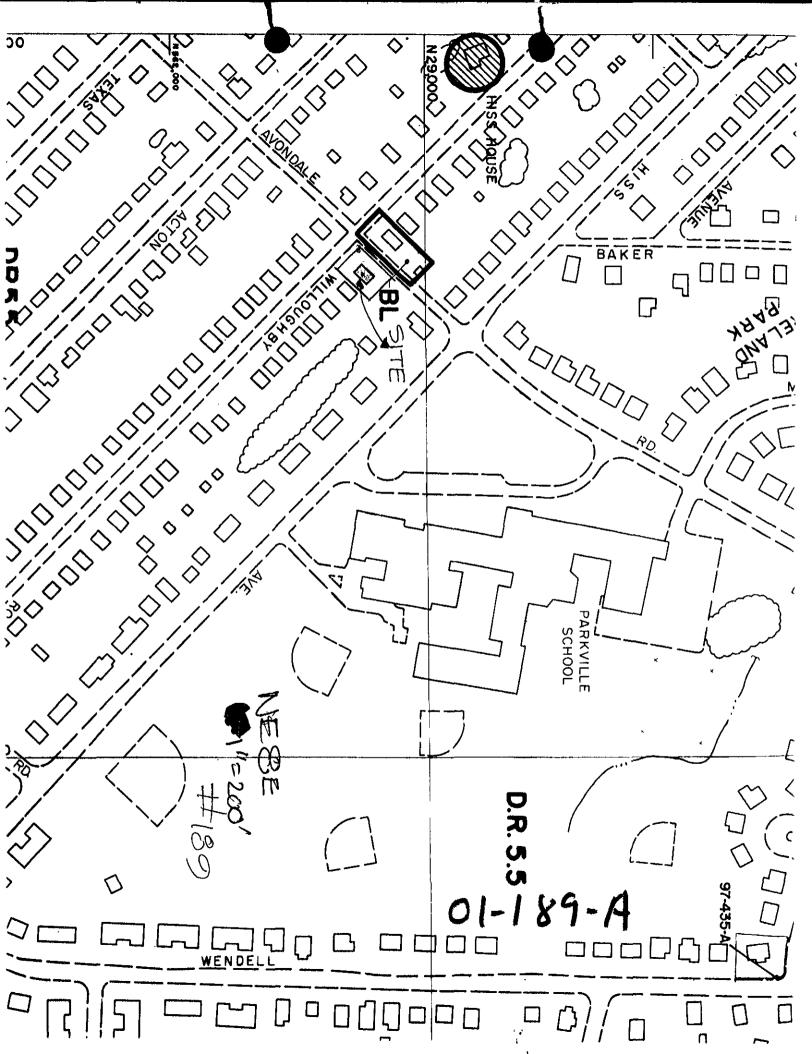
Kenneth A. McDonald Jr., Chiet Engineering Access Permits Division



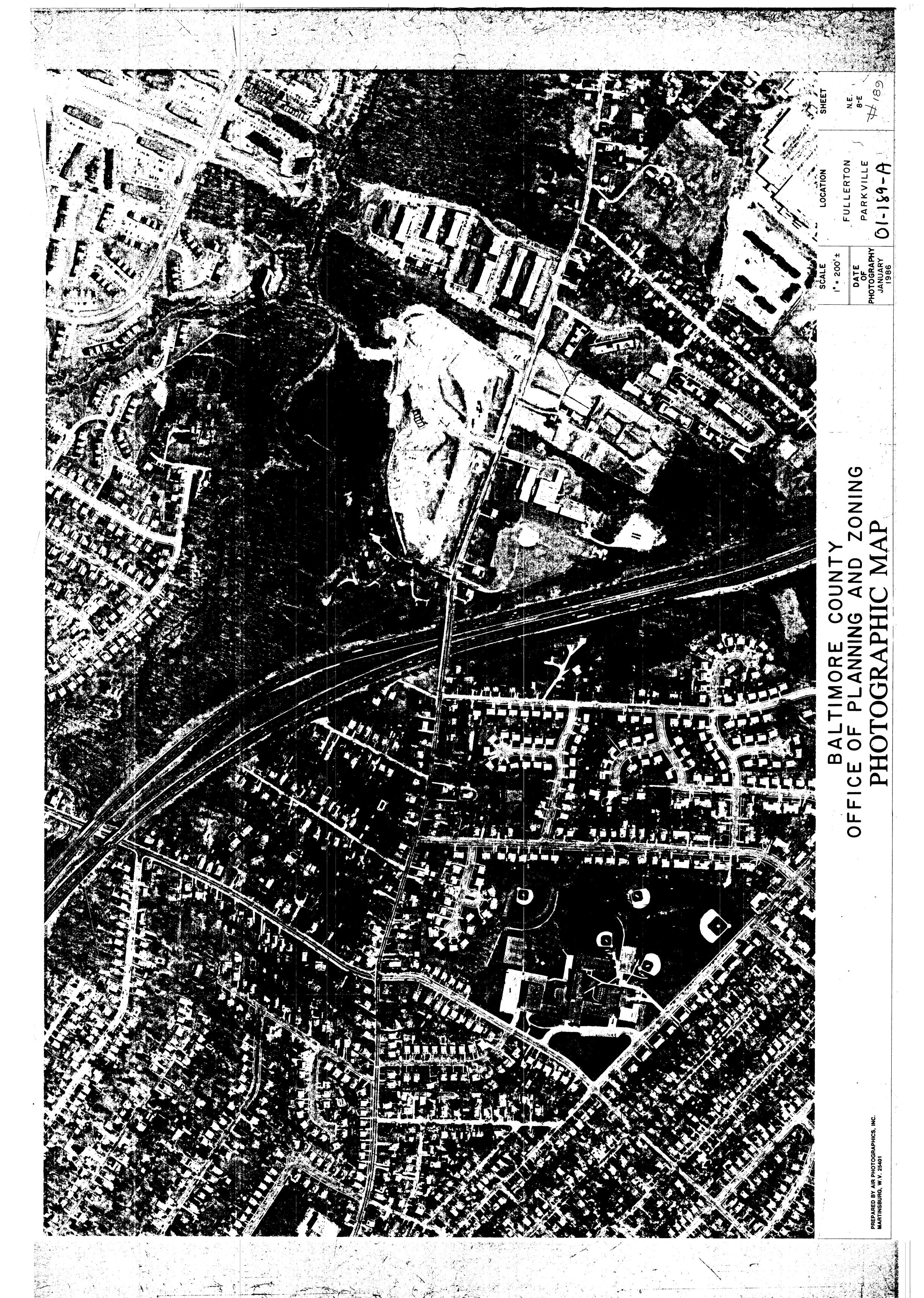
Del. E. #

01-189-19

-15-









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

Fax: 410-887-3468

November 30, 2000

Mr. & Mrs. Brian Robinson 3300 Willoughby Road Parkville, Maryland 21234

Re: Petition for Administrative Variance

Case No. 01-189-A

Property: 3300 Willoughby Road

Dear Mr. & Mrs. Robinson:

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

Suntly Hotroco

TMK:raj Enclosure









