IN RE: PETITION FOR SPECIAL EXCEPTION

NW/S St. Thomas Lane, 420' NE

centerline of Reisterstown Road

4th Election District

2nd Councilmanic District

(6 Saint Thomas Lane)

BEFORE THE

DEPUTY ZONING COMMISSIONER

OF BALTIMORE COUNTY

CASE NO. 01-212-X

Kimberly Dawn Phillips (Simonetti)

Petitioner

* * * * * * * * * * *

FINDINGS OF FACT AND CONCLUSIONS OF LAW

This matter comes before this Deputy Zoning Commissioner as a Petition for Special Exception filed by the legal owner of the subject property, Kimberly Dawn Phillips (Simonetti). The special exception request is to approve an office or studio of an artist or other professional persons pursuant to Section 1B01.C.12 of the Baltimore County Zoning Regulations (B.C.Z.R.).

Appearing at the hearing on behalf of the special exception request were Kimberly Phillips Simonetti and her husband. The Petitioner was represented by Leslie Pittler, attorney at law. There were no protestants or other persons in attendance.

Testimony and evidence indicated that the property, which is the subject of this special exception request, consists of a 26,937 sq. ft., more or less, zoned DR 3.5. The subject property is improved with an existing two-story brick and frame dwelling, wherein Mr. and Mrs. Simonetti currently reside. The property was purchased by the Petitioner and extensive renovations were made to the dwelling. Mrs. Simonetti purposely purchased the property with the intent of constructing an artist's studio within the subject structure. Mrs. Simonetti is a professional portrait artist and has a studio within her home. She has operated from this location since 1991 and has operated since that time without any objections from any surrounding neighbor.

1 June 1975 Constitution

The testimony and evidence offered at the hearing clearly demonstrated that the business operated by the Petitioner on the subject property falls within the provisions of Section 1B01.C.12 of the B.C.Z.R. Mrs. Simonetti does not utilize more than 25% of the total floor area of her house for her studio, nor does she employ any other persons in her portraiture business. Not only does Mrs. Simonetti satisfy the definition of being an artist, but she also falls in the category of a professional person, given the number of degrees, awards and high level of skill that she possesses in her chosen field. Mrs. Simonetti testified that she teaches her method of portraiture all over the country. Her business is conducted by appointment only and there are no members of the general public visiting her home for business purposes. Accordingly, I find that the use by the Petitioner is that of an artist and, therefore, is permitted by special exception on this particular property.

It is clear that the B.C.Z.R. permits the use proposed in a DR 3.5 zone by special exception. It is equally clear that the proposed use would not be detrimental to the primary uses in the vicinity. Therefore, it must be determined if the conditions as delineated in Section 502.1 are satisfied.

The Petitioner had the burden of adducing testimony and evidence which would show that the proposed use met the prescribed standards and requirements set forth in Section 502.1 of the B.C.Z.R. The Petitioner has shown that the proposed use would be conducted without real detriment to the neighborhood and would not adversely affect the public interest. The facts and circumstances do not show that the proposed use at this particular location would have any adverse impact above and beyond that inherently associated with such a special exception use, irrespective of its location within the zone. Schultz v. Pritts, 432 A.2d 1319 (1981).

The proposed use will not be detrimental to the health, safety, or general welfare of the locality, nor tend to create congestion in roads, streets, or alleys therein, nor be inconsistent with the purposes of the property's zoning classification, nor in any other way be inconsistent with the spirit and intent of the B.C.Z.R.

After reviewing all of the testimony and evidence presented, it appears that the special exception should be granted.

THEREFORE, IT IS ORDERED this <u>/7</u> day of January, 2001, by this Deputy Zoning Commissioner, that the Petitioners' Special Exception Request from Section 1B01.C.12 of the Baltimore County Zoning Regulations (B.C.Z.R.), to approve an office or studio of an artist or other professional persons, be and is hereby GRANTED.

IT IS FURTHER ORDERED that any appeal of this decision must be made within thirty (30) days of the date of this Order.

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

January 17, 2000

Leslie M. Pittler, Esquire 29 W. Susquehanna Avenue, Suite 610 Towson, Maryland 21204

Re: Petition for Special Exception

Case No. 01-212-X

Property: 6 Saint Thomas Lane

Dear Mr. Pittler:

Enclosed please find the decision rendered in the above-captioned case. The Request for Special Exception has been approved 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 Office 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

builty lotros

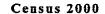
TMK:raj Enclosure

c: Ms. Kimberly D. Phillips-Simonetti 6 Saint Thomas Lane Owings Mills, Maryland 21117













Petition for Special Exception

to the Zoning Commissioner of Baltimore County

6 Saunt Thomas Lane

for the j	property located at Owing 5 M, //s Me
made a part hereof, hereby petition for a Special Excepti	which is presently zoned D. K. 3. ermits and Development Management. The undersigned which is described in the description and plat attached here ion under the Zoning Regulations of Baltimore County, to the second secon
Office or studios of	artisty or other
professional gersons	" under BCZR .
Section 1801 C12	Uses permitted by Specia
Exception in all I	D. R. Zones
Bill # 105-1982	
Property is to be posted and advertised as prescribed by th I, or we, agree to pay expenses of above Special Exception, advanting regulations and restrictions of Baltimore County adopted	Vertising posting sto and further agree to and are to be hounded
2011ing regulations and restrictions of battimore 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:	Legal Owner(s):
Name - Type or Print	Name - Type or Print
Signature	Finherly Wawn Thellips
	Signature
Totalione No.	Name - Type or Print
City State Zip Code Attorney For Petitioner:	6 St. Thomas Lane
Leslie H. Pittler	Owings Mills Hd.
Name - Type or Print	City C
Signature	Representative to be Contacted:
Company At St. 610	Name Name A. 416
Addiess Telepitone No. 21204	Address Telephone N
City State Zip Code	City State Zip Co
3	OFFICE USE ONLY
	ESTIMATED LENGTH OF HEARING
3 No. 01-712-×	

JOHN C. MELLEMA, SR. INC. 5409 EAST DRIVE BALTIMORE, MARYLAND 21227 SEPTEMBER 29, 2000

ZONING DESCRIPTION # 6 ST. THOMAS LANE

HORTHEAST

Beginning for the same at a point on the Northwest side of St. Thomas Lane 420 feet more or less from the centerline of Reisterstown Road, thence binding on the Northwest side of St. Thomas Lane Northeasterly 100 feet more or less, thence leaving the Northwest side of St. Thomas Lane and running Northwesterly for a distance of 266.7 feet more or less thence Southwesterly for a distance of 100 feet more or less, thence Southeasterly 272.00 more or less to the place of beginning containing 29, 937 square feet more or less.

Being those two parcels of land described in a deed dated January 29, 1999 conveyed by E. Neil Tabor to Kimberly D. Phillips and recorded among the land records of Baltimore County, Maryland in librer 8391 folio 472.



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No. 7480	ACCOUNT (200 ((150	300.00	SLIE MA. FITTLE R	212-17	YYOMED
BALTIMORE COUNTY, MARYLAN OFFICE OF BUDGET & FINANCE MISCELLANEOUS RECEIPT	DATE 1 /20/00 ACCOUNT	AMOUNT \$	RECEIVED ((() () () () () () () () (FÓR:	DISTRIBUTION PHINK - AGENCY VELLOW, CLISTOMER

NOTICE OF ZONING HEARING

The Zoning Commissioner of Baltimore County, by authority of the Zoning Act and Regulations of Baltimore County will hold a public hearing in Towson.

Maryland on the property identified herein as follows:

Case:#01-212-X
6 Saint Thomas Lane
NW/S St. Thomas Lane,
420 NE of centerline Reisterstown Road
4th Election District
2nd Councilmant: District
Legal Owner(s): Kimbethy D.
Phillips
Special Exception: for an
office or studio of an artist,
Hearing: Wednesday,
January 10, 2001 at 9:80
a.m. in Room 467, County
Courts Building, 401 Bos-

LAWRENCE E. SCHMIDT
Zoning Commissioner for
Baltimore County
NOTES: (1). Hearings are
Handicapped Accessible for
special accommodations
Please Contact the Zoning
Commissioner's Office at
(410) 887-4386.
(2) For information concerning the File and/or
Hearing, Contact the Zoning
Review Office at (410) 8873391.
12/149 Dec. 21 C440584

CERTIFICATE OF PUBLICATION

TOWSON, MD,		2	21		_,20 <u>00</u>
THIS IS TO CERTIFY, that t	he anı	nexe	d adv	ertise	ement was
published in THE JEFFERSONIAN,	a weel	kly n	ewspa	per p	ublished in
Towson, Baltimore County, Md., once	in each	of_			_successive
weeks, the first publication appearing	on	lô	1/21	-	, 20 <u>00 </u>
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THE STATE OF THE S	E JEE	FEI	RSO	NIAN	١,
J. 0	UU	W	n A	1	
LEC	SAL A	\DV	ERTI	SING	ì

CERTIFICATE OF POSTING

RE: Case No.: 01-212-X

Petitioner/Developer: PHLLIPS, ETAL

C/o L. PITLEL, ESQ.

OFF. 410-8234455

Date of Hearing/Closing: 1/10/0/

FAX-

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 #6 ST. THOMAS LA.

The sign(s) were posted on

(Month, Day, Year)



___ #- 1/10/01

Sincerety (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)

RE: PETITION FOR SPECIAL EXCEPTION 6 St. Thomas Lane, NW/S St. Thomas Ln, 420' NE of c/l Reisterstown Rd 4th Election District, 2nd Councilmanic

Legal Owner: Kimberley Dawn Phillips Petitioner(s)

- BEFORE THE
- * ZONING COMMISSIONER
- * FOR
- * BALTIMORE COUNTY
- * Case No. 01-212-X

* * * * * * * * * * *

ENTRY OF APPEARANCE

Please enter the appearance of the People's Counsel in the above-captioned matter. Notice should be sent of any hearing dates or other proceedings in this matter and of the passage of any preliminary or final Order.

All parties should copy People's Counsel on all correspondence sent/ documentation filed in the case.

PETER MAX ZIMMERMAN

People's Counsel for Baltimore County

Peter May Tinneman

CAROLE S. DEMILIO

Deputy People's Counsel

Old Courthouse, Room 47

400 Washington Avenue

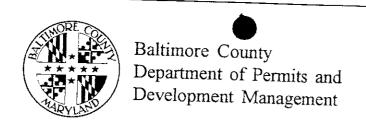
Towson, MD 21204

(410) 887-2188

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on this 7th day of December, 2000 a copy of the foregoing Entry of Appearance was mailed to Leslie M. Pittler, Esq., 29 W. Susquehanna Avenue, Suite 610, Towson, MD 21204, attorney for Petitioner(s).

Peter Mar Timmeiman ETER MAX ZIMMERMAN



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

Fax: 410-887-5708

December 1, 2000

NOTICE OF ZONING HEARING

The Zoning Commissioner of Baltimore County, by authority of the Zoning Act and Regulations of Baltimore County, will hold a public hearing in Towson, Maryland on the property identified herein as follows:

CASE NUMBER: 01-212-X 6 Saint Thomas Lane NW/S St. Thomas Lane, 420' NE of centerline Reisterstown Road 4th Election District – 2nd Councilmanic District Legal Owner: Kimberly D. Phillips

Special Exception for an office or studio of an artist.

HEARING: Wednesday, January 10, 2001 at 9:00 a.m. in Room 407, County Courts

Building, 401 Bosley Avenue

Arnold Jablon Director

C: Leslie M. Pittler, 29 W. Susquehanna Ave., Ste 610, Towson 21204 Kimberly D. Phillips, 6 St. Thomas Lane, Owings Mills 21117 Code Enforcement Officer Wood Code Enforcement Officer Rowe

NOTES: (1) THE PETITIONER MUST HAVE THE ZONING NOTICE SIGN POSTED BY AN APPROVED POSTER ON THE PROPERTY BY FRIDAY, DECEMBER 22, 2000.

(2) HEARINGS ARE HANDICAPPED ACCESSIBLE; FOR SPECIAL ACCOMMODATIONS PLEASE CALL THE ZONING COMMISSIONER'S OFFICE AT 410-887-4386.

(3) FOR INFORMATION CONCERNING THE FILE AND/OR HEARING, CONTACT THE ZONING REVIEW OFFICE AT 410-887-3391.

TO: PATUXENT PUBLISHING COMPANY Thursday, December 21, 2000 Issue – Jeffersonian

Please forward billing to: Leslie M. Pittler

29 W. Susquehanna Avenue Towson, MD 21204 410 823-4455

NOTICE OF ZONING HEARING

The Zoning Commissioner of Baltimore County, by authority of the Zoning Act and Regulations of Baltimore County, will hold a public hearing in Towson, Maryland on the property identified herein as follows:

CASE NUMBER: 01-212-X

6 Saint Thomas Lane

HEARING:

NW/S St. Thomas Lane, 420' NE of centerline Reisterstown Road

4th Election District – 2nd Councilmanic District

Legal Owner: Kimberly D. Phillips

Special Exception for an office or studio of an artist.

Wednesday, January 10, 2001 at 9:00 a.m. in Room 407, County Courts Building, 401 Boslev Avenue

602

awrence E. Schmidt

LAWRENCE E. SCHMIDT ZONING COMMISSIONER FOR BALTIMORE COUNTY

NOTES: (1) HEARINGS ARE HANDICAPPED ACCESSIBLE; FOR SPECIAL ACCOMODATIONS, PLEASE CONTACT THE ZONING COMMISSIONER'S OFFICE AT 410-887-4386.

(2) FOR INFORMATION CONCERNING THE FILE AND/OR HEARING, CONTACT THE ZONING REVIEW OFFICE AT 410-887-3391.

DEPARTMENT F PERMITS AND DEVELOPENT MANAGEMENT ZONING REVIEW

ADVERTISING REQUIREMENTS AND PROCEDURES FOR ZONING HEARINGS

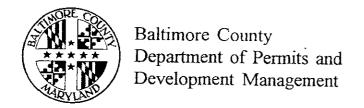
The <u>Baltimore County Zoning Regulations</u> (BCZR) require that notice be given to the general public/neighboring property owners relative to property which is the subject of an upcoming zoning hearing. For those petitions which require a public hearing, this notice is accomplished by posting a sign 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: KMBERLY DAWH PHILLIPS
Address or Location: 6 SAINT TUOM AS CANE
PLEASE FORWARD ADVERTISING BILL TO:
Name: LESCIE M. PITTLER
Address: 29 W. SUSQUEHALINA AVE
TOWSON MO 21204
Teiephone Number: (410) 873-4455

Revised 2/20/98 - SCJ



Permits and Licenses
County Office Building
111 West Chesapeake Avenue
Towson, Maryland 21204
(410) 887-3900

Fax: (410) 887-2824

January 8, 2001

Kimberly D. Phillips 6 St. Thomas Lane Owings Mills, MD 21117

Dear Ms. Phillips:

RE: Case Number: 01-212-X, 6 St. Thomas Lane

The above referenced petition was accepted for processing by the Bureau of Zoning Review, Department of Permits and Development Management (PDM) on November 20, 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, Fr

W. Carl Richards, Jr. らうて Supervisor, Zoning Review

WCR: gdz

Enclosures

c: Leslie M. Pittler, 29 W. Susquehanna Ave., Ste 610, Towson 21204 Harvey A. Epstein, Margolis, Pritzker & Epstein, P.A. Suite 100, 405 E. Joppa Road Towson 21286 James H. Thompson, Code Inspections & Enforcement Supervisor Jeffrey N. Pritzker, Margolis, Pritzker & Epstein, P.A., Suite 100, 405 E. Joppa Road, Towson 21286 People's Counsel

BALTIMORE COUNTY, MARYLAND

INTEROFFICE CORRESPONDENCE

TO: Arnold Jablon, Director

Arnold Jablon, Director DATE: December 12, 2000 Department of Permits & Development Mgmt.

FROM: \) Robert W. Bowling, Supervisor

Bureau of Development Plans Review

SUBJECT: Zoning Advisory Committee Meeting

For December 11, 2000

Item Nos. 211, 212, 215, 216, 218, 219,

220, and 221

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

RWB:HJO:jrb

cc: File

Sin-

BALTIMORE COUNTY, MARYLAND

INTER-OFFICE CORRESPONDENCE

TO:

Arnold Jablon, Director

DATE: December 11, 2000

Department of Permits and Development Management

FROM:

Arnold F. 'Pat' Keller, III

Director, Office of Planning

18

SUBJECT: Zoning Advisory Petition(s): Case(s) 01-212

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:

Section Chief: (

AFK/JL:MAC

BALTIMORE COUNTY, MARYLAND DEPARTMENT OF ENVIRONMENTAL PROTECTION & RESOURCE MANAGEMENT

TO:	Arnold Jablon
FROM:	R. Bruce Seeley Mis
DATE:	December 11, 2000
SUBJECT:	Zoning Item #212 6 Saint Thomas Lane
Zonii	ng Advisory Committee Meeting of December 4, 2000
	Department of Environmental Protection and Resource Management has no nents on the above-referenced zoning item.
an ex	Department of Environmental Protection and Resource Management requests tension for the review of the above-referenced zoning item to determine the to which environmental regulations apply to the site.
	Department of Environmental Protection and Resource Management offers ollowing comments on the above-referenced zoning item:
<u>X</u>	If streams or wetlands occur on or within 200 feet of the property, the development of the property may need to comply with the Regulations for the Protection of Water Quality, Streams, Wetlands and Floodplains (Sections 14-331 through 14-350 of the Baltimore County Code).
	Development of this property must comply with the Forest Conservation Regulations (Section 14-401 through 14-422 of the Baltimore County Code).
<u>- · · · · · · · · · · · · · · · · · · ·</u>	Development of this property must comply with the Chesapeake Bay Critical Area Regulations (Sections 26-436 through 26-461, and other Sections, of the Baltimore County Code).

Reviewer: Betty Kelley Date: December 8, 2000



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

Date: 12-1-00

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

RE: B

Baltimore County

Item No. Z/Z

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 (Igredlein@sha.state.md vs).

Very truly yours.

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

1. J. Dred be

My telephone number is __

Maryland Relay Service for Impaired Hearing or Speech 1-800-735-2258 Statewide Toll Free

BALTIMORE COUNTY, MARYLAND Interoffice Memorandum

DATE: November 21, 2000

TO: W. Carl Richards, Jr.

Supervisor, Zoning Review

FROM: James H. Thompson

Supervisor, Code Enforcement

SUBJECT: Zoning Case Number 01-212-X

6 St. Thomas Lane

Petitioner: Kimberly Phillips Simonetti

Please be advised that the referenced hearing is subject to an active violation case, 00-2581.

When this matter is scheduled for a hearing, you will not have to formally notify the complainant in our case because that party is anonymous.

JHT:scj

Interoffice Memorandum

DATE:

11/27/00

TO:

File

FROM:

Lloyd T. Moxley

SUBJECT:

Case No. 01-212-X

At the time of filing for the Petition for the Special Exception the attorney for the applicant discussed the following;

- The advanced educational degree held by the applicant.
- The membership in arts organizations held by the applicant.
- The fact that the work produced by the applicant is found in art galleries and is recognized and collected statewide.

Based upon these facts I felt that the applicant's status as an artist working in the photographic medium was established and therefore a Special Hearing was not required.



DATE:

November 28, 2000

TO:

W. Carl Richards, Jr.

Zoning Review Supervisor

FROM:

Rick Wisnom, Chief

Division of Code Inspections & Enforcement

SUBJECT:

Item No.: 212

Legal Owner/Petitioner: Kimberly Dawn Phillips

Contract Purchaser: N/A

Property Address: 6 Saint Thomas Lane

Location Description: NW/S St. Thomas Lane, 420' NE of centerline Reisterstown Rd.

VIOLATION INFORMATION:

Case No.: 00-2581

Defendants: Kimberly Simonetti-Phillips

Please be advised that the aforementioned petition is the subject of an active violation case.

In addition, please find attached a duplicate copy of the following pertinent documents relative to the violation case, for review by the Zoning Commissioner's Office:

- Complaint letter
- Complaint Intake Form/Code Enforcement Officer's report and notes
- State Tax Assessment printout
- Photograph
- Code Violation Notice
- Reprint from "Reflections" Magazine dated October 1997
- Letter from Harvey Epstein, Esquire dated June 7, 2000
- Letter from Leslie Pittler, Esquire dated June 15, 2000
- Letter from James Thompson dated June 16, 2000
- Letter from Leslie Pittler, Esquire dated July 11, 2000
- ◆ Letter from Jeffrey Pritzker, Esquire dated July 17, 2000
- Letter from Leslie Pittler, Esquire dated August 15, 2000
- Memo from James Thompson dated November 21, 2000

After the public hearing is held, please send a copy of the Zoning Commissioner's order to Helene Kehring in Room 113 in order that the appropriate action may be taken relative to the violation case.

RSW/scj

C: Code Enforcement Officer Rowe

Zoning Board

5/2/10 97-41/40; Stored P. HR

To Whom it May Concern:

Several months ago, we at Sandalwood Apartments on Reisterstown Road, adjacent to 6 Saint Thomas Lane, which was built half home and half commercial business, expressed our concern as to why this individual was permitted to violate zoning laws. Despite the fact that we are renting our homes, we are not permitted to have a business in our place of residence, which is directly across the street from 6 Saint Thomas Lane.

Attached you will find proof that this person continues to blatantly run her photography business from her personal residence, knowing that it was zoned residential. We at Sandalwood Apartments wish to gain the approval of the Zoning Board of Baltimore County to operate commercial businesses in our homes, as does Kimberly Studios, 6 Saint Thomas Lane, Owings Mills, MD 21117.

Many of us at Sandalwood feel that this may be a racial issue, in that certain people, such as the owner of Kimberly Studios, who happens to be white, may be afforded certain exceptions to the zoning regulations because of her race. We will remain vigilant to determine if Kimberly Studios is permitted to continue to violate zoning laws. If so, we will have no further recourse but to request that the NAACP conduct an investigation into this matter.

Sincerely yours,

Residents of Sandalwood Apartments

00-2581

Case Entry/Update CHANGE Format . . . : CASREC File . . . : PDLV0001 Dt Rec: 5042000 Intake: Dt Rec: 5042000 Intake: Act: Case #: 00-2581 Inspector: ROWE, H Inspection Group: ENF Inspection Area: 10 Address: 6 ST THOMAS LN Apt #: Zip: 21117 Problem Descript.: BUSINESS FROM RESIDENTIAL HOME; Date of Reinspection: 7172000 Date Closed: 08012000 Delete Code (X): X Insp./Hear. Notes: NO VIOLATION, H JACOBSON V 01: V 02: V 03: V 04: v 06: V 05: V 08: V 07: V 10: V 09: F3=Exit F5=Refresh F6=Select format F10=Entry F9=Insert F11=Change This is incorrect! RA1001F

DATE: 05/25/2000 ASSESSMENT TAXPAYER SERVICE

TIME: 10:33:17

PROPERTY NO. DIST GROUP CLASS OCC. HIST

04 13 085200 04 1-1 04-00 H NO
SIMONETTI-PHILLIPS KIMBERLY D DESC-1. IMPSNWS ST THOMAS LA DEL LOAD DATE D 04/25/00

DESC-2.. 400 E REISTERSTOWN RD PREMISE. 00006 ST THOMAS 6 ST THOMAS LA

LA 0000-0000

					00000-0000
			17-0000 FORMER OWNER		
	FCV		TRANSFER DATA-		PROPERTY ID
	PRIOR	PROPOSED	NUMBER	30844	LOT
LAND:	42,350	42,350	DATE01	/30/90	BLOCK
			PURCHASE PRICE		SECTION
TOTL:	246,860	254,270	GROUND RENT	0	PLAT
PREF:	0	0	DEED REF LIBR 0839	L	BOOK 0000
CURT:			DEED REF FOLIO 47:		FOLIO 0000
DATE:	07/94	05/97	YEAR BUILT 26		MAP 0067
			NEW CONSTR YR		GRID 0004
TAX	ABLE BASIS				PARCEL 0178
	99,730	LOT WIDTH		SB	
97/98	98,740	LOT DEPTH	00	WB	
96/97	97,030	LAND AREA	13416.000 S	SS	
ENTER-	-INQUIRY1	PA1-PRINT P	F4-MENU PF5-QUIT	WD	



Code Enforcement: 410-887-3351 Extension 29 Building Inspe n: 410-887-3953

Plumbing Inspection: 410-887-3620

Electrical Inspection: 410-887-3960

BALTIMORE COUNTY UNIFORM CODE VIOLATION NOTICE

VIOLATION(S) OF TITLE 3, 7, 18, 24, OR 2	
BALTIMORE COUNTY CODE, ZONING, OF CODES, REGULATIONS, AND POLICIES A	
INDICATED BELOW:	Case No.:
Election District Permit	No
Name (s) KIMBERLY S	IMONETAT PAZUETS
Address 6 5T THOMAS	LA OWENSS MELLS ZIM
Location of Violation (if different than addres	ss)
	Vehicle ID:
DID UNLAWFULLY VIOLATE TH	E FOLLOWING BALTIMORE COUNTY LAWS.
County Code:	Zoning Regulations:
§§	§§ 101, 102.1, 1BOI.1A
§§	§§
Building Code (BOCA):	Livability Code (18-66):
§§	§§
§§	§§
Investment Property Act (7-66):	Electrical Code (NEC):
§§	§§
Plumbing Code (NSPC):	Dwelling (CABO):
§§	\$ §
Other: §§	
COMMENTS	OR OTHER VIOLATIONS:
(1) cease operation	TON OF A BUSINESS
EVOM A RESTO	lest the Home without
A 50- +11 0400	The state of the s
+ recent energy	JUN
YOU ARE HEREBY ORDERED TO CO	ORRECT THESE VIOLATION(S) ON OR BEFORE
THE REVERSE SIDE OF THIS VIOLATION	Y WILL RESULT IN THE PENALTIES DESCRIBED ON
DATE ISSUED: 5/25/00	INSPECTOR: Kowe
STOP	WORK NOTICE

PURSUANT TO INSPECTION AND IDENTIFICATION OF THE FOREGOING VIOLATIONS, YOU SHALL CEASE ALL WORK UNTIL THE VIOLATIONS ARE CORRECTED AND/OR PROPER PERMITS OBTAINED. WORK CAN RESUME WITH THE APPROVAL OF THE DIVISION OF CODE INSPECTIONS AND ENCORCRENT

COMPETITION RESULTS AND STANDINGS

MPPA SEPTEMBER PRINT COMPETITION RESULTS

WEDDING	<u>PORTRAIT</u>	ILLUSTRATIVE	COMMERCIAL	WEDDING ALBUM
Best of Show Nizam Mohammed	Best of Show: Kim Phillips (Non-Master)	Best of Show: Warren Kahle	Best of Show: Warren Kahle	Best of Show: Shlomo Cohen
1st Place: Nizam Mohammed	Lisa Radomsky (Master)	1st Place: Joe Campanellie	1st Place: Prospero Zevallos	1st Place: Shlomo Cohen
2nd Place: Warren Kahle	1st Place: Lisa Radomsky	2nd Place: Ron Coss	2nd Place: Warren Kahle	2nd Place: Anthony Marill
3rd Place: Robert Nicholson	2nd Place: Joe Campanellie	3rd Place: Eric Smith	3rd Place: Prospero Zevallos	3rd Place: Richard Dalcin
:	3rd Place: Kim Phillips			
	Lisa Radomsky			



MPPA PRINT COMP. POINT TOTALS THRU SEPT. '97

WEDDING	PORTRAIT	ILLUSTRATIVE	COMMERCIAL	WEDDING ALBUM
Ed Buxton25	Kimberley Phillips 40	Joe Campanellie 34	Ron Coss 33	Shlomo Cohen 30
Nizam Mohammed 14	Joe Campanellie 25	Steve Harrell 17	Prospero Zevallos 12	Richard Dalcin 15
Susan Levi 10	Eric Smith18	Robert Nicholson 14	Warren Kahle7	Robert Isacson 6
Richard Dalcin7	Lisa Radomsky 17	Warren Kahle7	Sharon Lewis4	Robert Mehr4
Sharon Lewis 7	Robert Nicholson 7	Sharon Lewis 6	Steve Harrell 3	Anthony Marril 4
Les Henig6	Steve Harrell 4	Ron Coss 6	Lew Vendetti 3	Robin Levin3
Anthony Marill 5	Shlomo Cohen3	Richard Dalcin 4	Ed Buxton2	Kimberley Phillips 2
Shlomo Cohen3	Bob Grichubin3	Nizam Mohammed 4	Nizam Mohammed 2	
Fred Silber2	Linh Nguyen 1	Fred Silber2	e e	
Robert Nicholson 2		Gil Jackson2		
Webster Wright 2		Eric Smith2		
Victor Stekoll2		Victor Stekholl 1	P	
Ray Sander1		David Kuhn 1		
Barbara Brown1		Tim Slater 1		

STUDIO PROFILE

KIMBERLY STUDIO

By Ron Coss, Editor

"WHERE PORTRAIT PHOTOGRAPHY BECOMES PORTRAIT ART"

his month's Studio Profile feature's one of Maryland's premiere portrait photographers - Kimberly Phillips. At this writing Kimberly is one merit from receiving her Master of Photography degree from Professional Photographers of America.



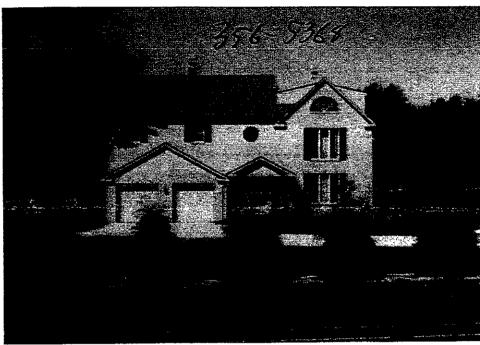
Kimberly Phillips Photograph by Robert Issacson

Kimberly's passion for photography began in high school, and it was then that she knew it would become her life work. While continuing her study in photography at the University

of Maryland, she apprenticed with master photographers, Monte Zucker and Tom Krieger. Kimberly opted for her own business, so in 1984 she created Kimberly Studio, and began working out of her family home. She quickly gained recognition as one of Baltimore's most demanded photographers. Her success allowed her to meet her initial goal when, in 1990, she purchased a circa 1912 home in Owings Mills, Maryland. After extensive renovations, in 1991 she moved into her custom built home/studio.

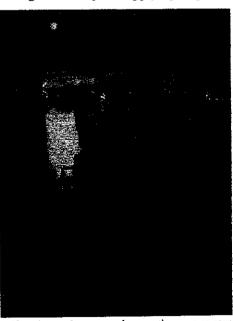
"I couldn't imagine doing anything else!" proclaims Kimberly. "I love to photograph the innocence of childhood and capture that moment forever. My goal with each session is to create one magnificent portrait, and image that will be held onto, a classic portrait that could have come from yesteryear... a piece that will become the focal point in any room in which it is featured."

Kimberly's work focuses on the aspects of classical portraiture. Her distinctively unique style blends an expertise in photography with an artistic vision that gives her portraits a "renaissance" feel. "I like to combine classic posing and lighting techniques of great artists such as



A northeast exposure and large windows provide plenty of daylight in the studio shown in this view on the right side of the house.

Mary Cassatt and Rembrandt," she states. Her portraiture is even further enhanced through a technique of applying oil paints



A Victorian setting graces the reception area as seen from the studio.

to the surface of the photographic portrait. The result is an alternative to the formal oil portrait that combines the unique artistry of oil portraiture, but allows a realistic interpretation of the subject through the use of the photograph.

Kimberly's goal is to reveal the magic behind her subject's image and personality. Her first step in creating a portrait is a customized consultation, a time for Kimberly to get to know her client and to design the perfect portrait. In her spacious studio, Kimberly displays the various backgrounds she has had painted specifically for her portraiture. "My style decidedly spans from the Renaissance through the Victorian periods of portraiture," says Kimberly, "I work with my clients to get the feel they want." Kimberly has been careful to create background choices that will blend with any room decor. "It is important for people to be able to imagine the portraiture hanging in their home." In addition to backgrounds, there are props— a variety of wicker and Victorian chairs, small tufted footstools, antique-looking bicycles and toys. Everything has been chosen with an eye to creating a certain atmosphere.

Acknowledging that working with children can be challenging, Kimberly sets aside one to two hours for each session in her studio, which is located in her home. "The home environment is important to me," she says, "because I feel that it relaxes the children." Viewing the final images together, Kimberly and her clients select the perfect piece and finish, including the option of hand-oil over canvas.

Since 1993, Kimberly has received awards as one of Maryland's top portrait photographers. She has twice been awarded the Maryland Association's Kelly Pierce Memorial Award for Best Portrait of a Child. For 1996 she was awarded Portrait Photographer of the Year. In 1997 she received the Court of Honor Award and

Meyer Rivkind Portrait of the Year Award both recognizing outstanding artistic ability in portraiture. Kimberly was also awarded the distinguished Fuji Masterpiece Award recognizing artistic portraiture around the world.

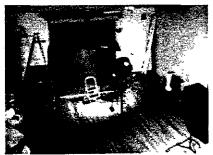
Kimberly serves on the MPPA Board of Directors and is Advertising Director for The Maryland Professional Photographers Reflections Magazine. She can be reached at Kimberly Studios, Owings Mills, 410-356-1330.



This young lady is captured in a combination photograph and oil-over technique by Kimberly.



The portrait of two young women was commissioned for display over the fireplace of the client's home and was delivered in a 35" x 35" format.



WHAT THE ARTIST SHOOTS WITH

The primary camera system in use at Kimberly Studio is a Hasselblad 500cm fitted with shades and filters from Lindal, Don Blair and others including custom filters by Kimberly. When she has use of 35mm equipment, she relies on her trusty Nikon FM or 8008S. Her large format system is a Sinar F2-4x5.

To light her sets, Kimberly has chosen White Lightnings, usually in a four-head configuration. A large Balcar umbrella provides just the right amount of fill-light and she measures it all using her Minora IV meter. Kimberly uses H&H Color Lab for printing and processing

OCTOBER MEETING:

ENHANCING YOUR CREATIVE VISION

ARTISTRY IN PORTRAITURE

aryland Professional Photogra phers Association proudly an nounces it's Fall education workshop featuring the portrait techniques of Lizbeth Guerrina, M.Ph.,Cr.,F/ASP.

GUERRINA became a professional photographer in 1973. She earned her Masters Degree from PP of A in 1981. This was followed in 1985 with the PP of A Craftsman Degree and in 1988 she was awarded a Fellowship with the American Society of Photographers.

GUERRINA instructs classes at the Winona School of Professional Photography, The West Coast School and she has given lectures and workshops throughout the United States and abroad. Many of her photographs are a part of the Permanent Loan Collection of the PP of A and displayed at

SPONSORED BY FUJI

the International Hall of Fame.

GUERRINA'S work has been exhibited at Epcot. She received the Fuji Masterpiece Award in 1995 and again in 1996 in both Portrait and Illustrative categories. She is a member and past-President of the Hudson Valley Chapter of the Photographers Society of New York.

GUERRINA works out of her studio in Poughkeepsie, N.Y. When she is not out presenting workshops and seminars, she and her partner, Pauline Taricco, combine their imaginative talents to create artistry in portraiture.

M.P.P.A. invites you to join with fellow professionals to experience and learn the creative techniques Lizbeth will be teaching in this workshop. Contact Karen Tignall at 410-667-0740 for registration information.



Note: Our Fuji rep., Harry Markel, gave away Fuji NHG 11 800 film at the September meeting. Members are reminded to bring their best shot taken on this film to the Oct. 15 meeting (8x10 or bigger). Best picture chosen will receive \$200.00 worth of FUJI PRO film of your choice

REGISTRATION

The Seminar will be held on October 15, 10am until 5:30pm at the Wyndham Gardens Hotel, 173 Jennifer Road, Annapolis, MD. Call Wyndham Gardens Hotel (410) 266-3131 for directions.

Make Checks Payable to:

MPPA

10860 Sandringham Road Cockeysville, MD 21030

REGISTRATION FORM Maryland Professional Photographers Association Presents: Lizbeth Guerrina, October 15th, 1997					
Name: Studio: Address:					
Phone: Amount Paid:	Check Number:	Date:			

LAW OFFICES

Margolis, Pritzker & Epstein, P.A.

6 6% 8

SUITE 100

405 EAST JOPPA ROAD TOWSON, MARYLAND 21286

HARVEY A. EPSTEIN

June 7, 2000

TELEPHONE (410) 823-2222 TELEGOPIER (410) 337-0098

Code Inspection and Enforcement County Office Building 111 W. Chesapeake Avenue Towson, Maryland 21202 Attention: Inspector Rowe

Re:

Violation Notice No: 119173

Case Number:

00-2581

6 St Thomas Lane Owings Mills, Maryland

Dear Inspector Rowe:

Please be advised that I represent Ms. Kimberly Phillips, owner of 6 St. Thomas Lane. Be advised that it is our intention to promptly file for a special exception/special hearings to allow the alleged non conforming to code activity to be permitted as a professional persons office less than 25% of primary residence.

I would appreciate the deferral of any action until such time as the request for special exception/special hearings is resolved.

Thank you for your cooperation. If you have any questions please call me at you convenience.

Very truly yours,

Harvey A. Epsteir

HAE/sar

cc: Ms. Kimberly S. Phillips

ATTORNEY-AT-LAW

FACSIMILE (410) 583-2437

SUITE 610 29 WEST SUSQUEHANNA AVENUE TOWSON, MARYLAND 21204 (410) 823-4455

June 15, 2000

Mr. James H. Thompson Supervisor, Bureau of Code Enforcement Department of Permits & Development Management 111 W. Chesapeake Avenue Towson, Maryland 21204

Re: Violation Notice 119173

Issued 5/25/00 Inspector: Rowe

Address: 6 St. Thomas Lane

Owings Mills 2117

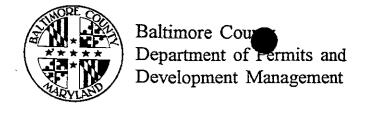
Dear Mr. Thompson:

Pursuant to our meeting this morning, this is to advise you that I will be Counsel of Record in the above-captioned case. In addition I am in the process of gathering the pertinent information that we will need for the filing of a Special Exception under Section 1B01(12) and Section 502 of the Baltimore County Zoning Regulations.

Thank you for your cooperation and assistance in this matter and I will certainly keep your office informed once we are ready to file the appropriate petition.

Very truly yours

Leslie M. Pittler



Enforcement
County Office Building
111 West Chesapeake Avenue
Towson, Maryland 21204
pdmenforce@co.ba.md.us
pdminspect@co.ba.md.us

June 16, 2000

Leslie M. Pittler, Esquire 29 West Susquehanna Avenue, Suite 610 Towson, Maryland 21204

RE: Case No. 00-2581, 6 St. Thomas Lane

Dear Mr. Pittler:

Per our conversation of June 15, 2000, the Bureau of Code Enforcement will withhold further action in this case pending the filing of a public hearing for a petition for Special Exception and possibly a Petition for Special Hearing. We will require that by July 17, 2000, you establish, with Zoning Review (410-887-3391), a petition filing date. The enforcement division will work with both you and your client as each of you have expressed a sincere desire to present your case before the zoning commissioner, in a timely, rather than delayed fashion. As always, if additional questions remain, please contact this office at 410-887-3352.

Sincerely,

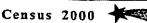
James H. Thompson Code Inspections and

Enforcement Supervisor

JHT/mc

cc: Inspector Hunter Rowe





For You, For Baltimore County



Census 2000



ATTORNEY-AT-LAW

FACSIMILE (410) 583-2437

SUITE 610 29 WEST SUSQUEHANNA AVENUE TOWSON, MARYLAND 21204 (410) 823-4455

July 11, 2000

Mr. James H. Thompson Bureau of Code Enforcement Department of Permits and Development Management Baltimore County Office Building 111 W. Chesapeake Avenue Towson, Maryland 21204

> Re: Violation Notice 119173 6 Saint Thomas Lane Owings Mills, Maryland 21117

Dear Mr. Thompson:

Please note for your files that I will not be participating in the above-cationed case.

Very truly yours

Leslie M. Pittler

cc: Harvey Epstein, Esquire Jeffrey Pritzger, Esquire SUITE 100

405 EAST JOPPA ROAD TOWSON, MARYLAND 21286

JEFFREY N. PRITZKER

TELEPHONE (410) 823-2222 TELEGOPIER (410) 337-0098

July 17, 2000

Mr. James H. Thompson Supervisor, Bureau of Code Enforcement Department of Permits & Development Management 111 W. Chesapeake Avenue Towson, Maryland 21204

Re: Violation Notice 119173

Issued: 5/25/00 Inspector: Rowe

Address: 6 St. Thomas Lane

Owings Mills, MD 21117

Dear Mr. Thompson:

Originally this office was representing Kimberly Phillips-Simonetti in the above matter and we sought the assistance of Leslie M. Pittler, Esquire, who entered his appearance. Unfortunately, because of some confusion in the matter Leslie Pittler has withdrawn his appearance. I have been scheduled to leave for vacation and am leaving tomorrow morning at 6:00 a.m. and will not return until July 31, 2000. I ask your forbearance in this matter until that time. Either myself, Mr. Pittler or another attorney will immediately thereafter get involved in this case, and actively pursue the application process.

I sincerely regret any inconvenience caused, and I thank you for any consideration which you are able to show Ms. Phillips-Simonetti.

Kind regards.

√e**p∕ t**ruly yours,

effrey N. Pritzker

JNP/cm

LESLIE M. PITTLEP

ATTORNEY-AT-LAW

SUITE 610 29 WEST SUSQUEHANNA AVENUE TOWSON, MARYLAND 21204 (410) 823-4455 FACSIMILE (410) 583-2437

August 15, 2000

Mr. James H. Thompson Bureau of Code Enforcement Department of Permits and Development Management Baltimore County Office Building 111 W. Chesapeake Avenue Towson, Maryland 21204

00 - 2581

Re: Violation Notice 119173 6 Saint Thomas Lane Owings Mills, Maryland 21117

Dear Mr. Thompson:

Please note for your files that I, along with Harvey Epstein, will be representing Kimberly Phillips in the above-captioned matter. The person preparing the site plan to accompany the Special Exception Petition is John Mellema with offices at 5409 East Drive. I spoke with Mr. Mellema this morning as to the status of his preparing the plan and was advised that he should have the plan to me no later than the end of this week or Monday of next week. I advised him that I would like to file the Special Exception no later than August 23 or 24th.

I will be back to you no later than Monday August 21 to advise you of when we should be filing the petition.

Thank you for your patience in this matter.

Very truly yours,

Leslie M. Pittler

DATE:

November 21, 2000

TO:

W. Carl Richards, Jr.

Supervisor, Zoning Review

FROM:

James H. Thompson Supervisor, Code Enforcement

SUBJECT:

Zoning Case Number 01-212-X 6 St. Thomas Lane

Petitioner Kimberly Phillips Simonetti

Please be advised that the referenced hearing is subject to an active violation case, 00-2581.

When this matter is scheduled for a hearing, you will not have to formally notify the complainant in our case because that party is anonymous.

JHT:sci



DATE:

November 29, 2000

TO:

W. Carl Richards, Jr.

Zoning Review Supervisor

FROM:

Rick Wisnom, Chief

Division of Code Inspections & Enforcement

SUBJECT:

Item No.: 212 (01-212-X)

Legal Owner/Petitioner: Kimberly Dawn Phillips

Contract Purchaser: N/A

Property Address: 6 Saint Thomas Lane

Location Description: NW/S St. Thomas Lane, 420' NE of centerline Reisterstown Rd.

VIOLATION INFORMATION:

Case No.: 97-4140

Defendants: Kimberly Simonetti-Phillips

Please be advised that the aforementioned petition is the subject of a closed violation case.

In addition, please find attached a duplicate copy of the following pertinent documents relative to the violation case, for review by the Zoning Commissioner's Office:

Complaint Intake Form/Code Enforcement Officer's report and notes

NOTE: As this is a closed case over 3 years old, we no longer have the complete file.

After the public hearing is held, please send a copy of the Zoning Commissioner's order to Helene Kehring in Room 113 in order that the appropriate action may be taken relative to the violation case.

RSW/scj

C: Code Enforcement Officer Wood

Case Entry/Update Format : CASREC	Mode : CHANGE File : PDLV0001
Dt Rec: 2241997 Intake: Act: Insp: WOOD, K Insp Grp: ENF Insp Area: Address: 6 ST THOMAS LN Problem Descript.: BUS/FROM HOUSE. CLOSE CASE	10 Tax Acct: Apt #: Zip: 21117
Complainant Name (Last): (Firs Complainant Addr:	t):
	Zip:
Complainant Phone (H): (W): Date of Reinspection: 2251997 Date Closed: _	

F3=Exit F9=Insert

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F5=Refresh F10=Entry F6=Select format F11=Change



KELLIE PIERCE MEMORIAL AWARD

BEST PORTRAIT
OF A CHILD



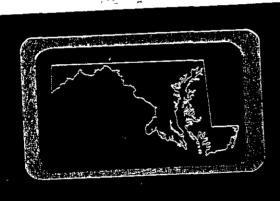
PORTRAIT
PHOTOGRAPHER
OF THE YEAR
KIM PHILLIPS





PORTRAIT
PHOTOGRAPHER
OF THE YEAR
KIM PHILLIPS





MARYLAND PROFESSIONAL
PHOTOGRAPHERS ASSOCIATION

KIMBERLY PHILLIPS

PORTRAIT PHOTOGRAPHER OF THE YEAR

MASTER CATEGORY



MARYLAND PROFESSIONAL PEOTOGRAPHERS ASSOCIATION

KIMBERLY PHILLIPS

Portrait Protographer of the Year ist Ruxxer Up
1999



COURT OF HONOR

PORTRAIT



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BEST IN SHOW

PORTRAIT

Zoning Commissioner Baltimore County 401 Bosley Avenue Towson, MD 21204

Mrs. Virginia Dobbs 8 St. Thomas Lane Owings Mills, MD 21117 Cotito

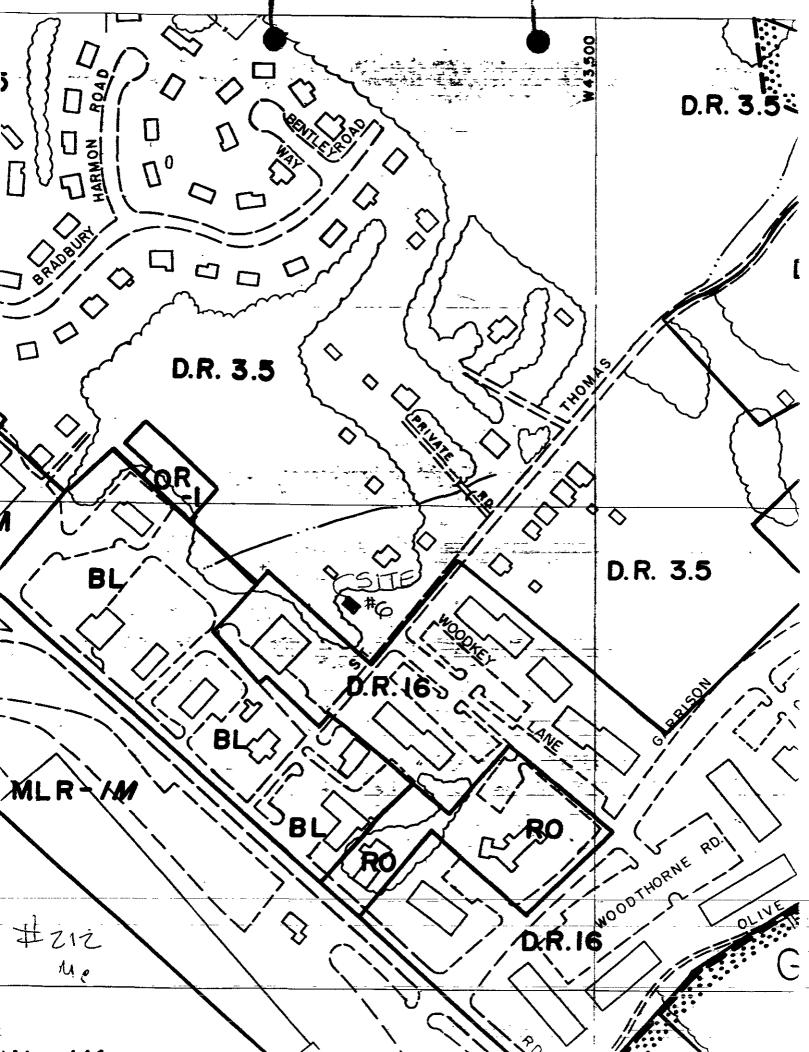
Dear Mr. Commissioner:

I am writing to you in reference to Case Number 01-212-X. I live immediately adjacent to 6 St. Thomas Lane and wish to advise you that I foresee no problems with parking, traffic, or any adversity or detriment to our neighborhood in any manner, shape or form by having my neighbor have her professional photography studio in her home at 6 St. Thomas Lane. The house, to the best of my knowledge, is primarily a residence and over the last several years I have not noticed any detriment to our street because of any persons coming to this house for any purpose whatsoever.

I have no objection to the current owner having her photography studio in the house. I understand that her work is of superb quality.

Sincerely,

Virginia Dobbs



Baltimore County Zoning Commissioner Office of Planning
Suite 405, County Courts Bldg.
401 Bosley Avenue
Towson, Maryland 21204

PhotoPight

A 01-212+

Printed with Soybean Ink

