IN RE: PETITION FOR ADMIN. VARIANCE

N/S Venetian Road, 340' S

of Liberty Road

2nd Election District

2nd Councilmanic District

(2522 Venetian Road)

Theaster M. Dickens (Scruggs)

Petitioners

BEFORE THE

* DEPUTY ZONING COMMISSIONER

* OF BALTIMORE COUNTY

CASE NO. 01-290-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, Theaster M. Dickens (Scruggs). The variance request is for property located at 2522 Venetian Road in the Lochearn area of Baltimore County. The Petitioner herein seeks a variance from Section 1B02.3.C.1 of the Baltimore County Zoning Regulations (B.C.Z.R.), to permit a side building setback of 6 ft. for an existing dwelling and proposed addition in lieu of the required 10 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

42361 (Memure 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 23' day of February, 2001, that a variance from Section 1B02.3.C.1 of the B.C.Z.R., to permit a side building setback of 6 ft. for an existing dwelling and proposed addition in lieu of the required 10 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 her building permit and be granted same upon receipt of this Order; however, Petitioner is hereby made aware that proceeding at this time is at her 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





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

Fax: 410-887-3468

February 23, 2001

Ms. Theaster M. Dickens (Scruggs) 2522 Venetian Road Baltimore, Maryland 21244

Re: Petition for Administrative Variance

Case No. 01-290-A

Property: 2522 Venetian Road

Dear Ms. Dickens-Scruggs:

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, Sunthy llotroes

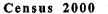
Timothy M. Kotroco

Deputy Zoning Commissioner

TMK:raj Enclosure

c: Scott Payne 4905 Manor Road Ellicott City, MD 21042







For You, For Baltimore County



Census 2000





Petition for Administrative Variance

to the Zoning Commissioner of Baltimore County

for the property located at	2522 Venetran RS
which	h 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) / BO2.3.C./ BCZR

To Permit a side building setBack of a for existing ownering and proposed addition in hew of the required is

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:	Legal Owner(s):
Name - Type or Print Signature	THEASTER M. DICKENS (Scruggs) Name Type or Print Sheaster M. Dukens (Scruggs) Signature
Address Telephone No.	Name - Type or Print
City State Zip Code	Signature
Attorney For Petitioner:	2522 Venetian Ro 410-298-2064 Address Telephone No.
Name - Type or Print	GALT, MD Z/744 City State Zip Code
Signature —	Representative to be Contacted:
Addrese Telephone No.	Scott Payme Name 4905 MANNE RD 410-720-0176 Address Telephone No.
R A	EUICOTT CITY MV 410-720-6176
State Zip Code	City State Zip Code
A Rublic Hearing having been formally demanded and/or found to this day of that the subject matter regulations of Baltimore County and that the property be reposted.	be required, it is ordered by the Zoning Commissioner of Baltimore County, of this petition be set for a public hearing, advertised, as required by the zoning Zoning Commissioner of Baltimore County
CASE NO. 01-290-4	eviewed By JF Date 1-22-01
andre, also lan	stimated Posting Date 2-4-01

LOCH EARN

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.

Balt-

That the Affiant(s) does/do presently reside at

3522 Venetian RD Address

21244

•	Спу	· • •	State	Zip Code
That based upon personal knowledge, the Variance at the above address (indicate har	following are the fac dship or practical dif	ts upon which I/we	e base the request fo	r an Administrative
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Signature	rugge)	Ola- at		
	•	Signature		
Theaster M. Dickens (Scr	uaass)			
Name - Type or Print	00	Name - Type or Print		
STATE OF MARYLAND, COUNTY OF BAL				
HEREBY CERTIFY, this 29+ day of of Maryland, in and for the County aforesaid	DECEMBER	2000	before me, a Notary	Public of the State
of Maryland, in and for the County aforesaid	, personally appeare	d	,	
THEASTER M. NICKENS				
THE ASTER M. NICKENS the Affiant(s) herein, personally known or s law that the matters and facts hereinshove of	atisfactorily identified	d to me as such A	ffiant(s), and made o	ath in due form of
law that the matters and facts hereinabove s	et forth are true and	correct to the best	t of his/her/their knowl	edge and belief.
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Affidavit in Support of Administrative Variance

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competent to testify thereto in the event that a p	ublic fleating is so	meduled in the lutui	re with regard thei	eto.	
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	City	Sta		zip Code	
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That the Affiant(s) acknowledge(s) that if a fo	rmal demand is	filed, Affiant(s) will	be required to p	ay a reposting and	
advertising fee and may be required to provide	additional informat	ion.			
Theaster M. Dickens Scrus	raal)				
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STATE OF MARYLAND, COUNTY OF BALTIN	*				
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	rsonally appeared				
THEASTER M. DICKEYS	(As was as a self-Age			
the Affiant(s) herein, personally known or satisf law that the matters and facts hereinabove set for	actorily identified orth are true and c	to me as such Ama correct to the best o	ant(s), and made f his/her/their knov	oath in due form of viedge and belief.	
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REV 9|15|98 🔪

Petition for Administrative Variance

to the Zoning Commissioner of Baltimore County

for the property located at 2522 Venetian RD	
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) 1602.7. C.I BCZR

To permit a side building setBack of 6' for existing dwelling and proposed addition in lieu of the required 10!

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 do perjury, that I/we ard is the subject of this	e the legal owne	, under th r(s) of the	e penalties of property which
Contract Purchas	er/Lessee:		Legal Owner(s)	Ŀ		
Name - Type or Print	**************************************		THEASTER Name/-Type or Print	M. DICKEN	15 (Sc	ruggs)
Signature		The Manager and Artistan State of State	Signature	L. JUNKLANG	v COC	ruggs
Address		Telephone No.	Name - Type or Print			·
City	State	Zip Code	Signature			· · · · · · · · · · · · · · · · · · ·
Attorney For Peti	tioner:		Address ·	tian RB	40	298-2064 Telephone No.
Name - Type or Print			BACT City	no	State	2/244 Zip Code
Signature	*************************************	***************************************	Representative	to be Contac	cted:	
Company		,	Scott Page			
Address		Telephone No.	Address	100 RD	410	720-0(76) Telephone No.
Dity : 1997	State	Zip Code	Ellicott City 1	msl s	tate	Zip Code
A Public Hearing having his day of egulations of Baltimore Co			required, it is ordered by is petition be set for a public	the Zoning Comm c hearing, advertis	issioner of ed, as requ	Baltimore County, ired by the zoning
	- -		Zoning Comr	nissioner of Baltim	ore County	
CASE NO CA	しっクのハー人		1 ~ 1 22	_	1-22	1

Estimated Posting Date

ZONING DESCRIPTION FOR 3522 Venetin Rd
BEGINNING AT A POINT ON THE NORTH SIDE OF
VENETION RD WHICH IS 50' R/W
WIDE AT THE DISTANCE OFOF THE CENTERLINE OF THE NEAREST IMPROVED INTERSECTING STREET (Berty RI)
WHICH IS 60 WIDE. BEING LOT# 5 BLOCK — SECTION# —
IN THE SUBDIVISION OF Parsons Pl. AS RECORDED IN BALTIMORE
COUNTY PLAT BOOK#, FOLIO#
CONTAINING 7900 S.F. ALSO KNOWN AS 3522 Venetian DO
AND LOCATED IN THE 2 ELECTION DISTRICT, 2 COUNCILMANIC DISTR.

290 #

01-290-A

BALTIMORE COUN OFFICE OF BUDGET & MISCELLANEOUS I	FINANCE	No.		7.17°1 15.04
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DISTRIBUTION	AGENCY YELLOW - CUSTOMER			90-A

- -

ADMIN. RE: Case No. 01-290-A

Petitioner/Developer SCRUBBS, ETAL

Date of Hearing/Closing

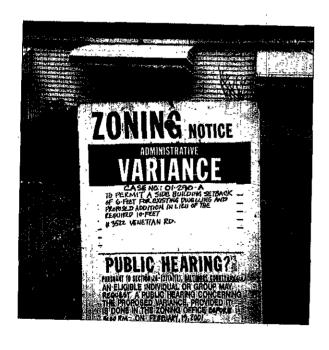
Baltimore County Department of Permits and Development Management County Office Building, Room 111 111 West Chesapeake Avenue Towson, MD 21204

Attention: Ms. Gwendolyn Stephens

Ladies and Gentlemen.

This letter is to certify under the penalties of perjury that the necessary sign(s) required by law were posted conspicuously on the property located at \$3522 VENETIAN RD.

The sign(s) were posted on



Sincerely,

Signature of Sign Poster and Date)

PATRICK M. O'KEEFE (Printed Name)

523 PENNY LANE

(Address)

HUNT VALLEY, MD. 21030 (City, State, Zip Code)

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

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.

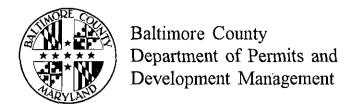
For Newspaper Advertising:
Item Number or Case Number: 290 01-290-A
Petitioner: Theaster (Serugas) Dickens
Address or Location: 3522 Venetian Rd Ralt ml. 21244
PLEASE FORWARD ADVERTISING BILL TO:
Name: Scott Payne, additions Etc.
Address: 4905 Manor Lane
Ellicott City MD. 21042
Telephone Number: 410-720-0176

Revised 2/20/98 - SCJ

Plat to accompany PROPERTY ADDRESS:	Petition for		——————————————————————————————————————	Special Hearing
Subdivision name:	tion#			
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	,			LOCATION INFORMATION section District:
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ADMINISTRATIVE VARIANCE INFORMATION SHEET AND DATES

Case Number 01-	290 -A	Address	3522 V	ENETIAN	RD.
Contact Person: 🗻	Jun R. Ferno Planner, Please	Print Your Name		Phone Number:	410-887-3391
Filing Date: _ /-	22-01	Posting Date:	2-4-01	Closing Dat	te: <u>2-19-0</u>
Any contact made through the contact	with this office ret person (planner)	egarding the state using the case nur	us of the adr mber.	ninistrative varia	nce should be
reverse side reposting mi is again res	OST: The petition of this form) and ust be done only be ponsible for all assor before the po	the petitioner is re y one of the sign p sociated costs. T	esponsible for posters on the he zoning no	all printing/posti approved list and lice sign must be	ng costs. Any d the petitioner visible on the
a formal red	The closing date quest for a public public hearing, th	hearing Please	understand	that even if there	,000 feet to file e is no formal
commissione order that t (typically wit	fter the closing da er. He may: (a) on the matter be set hin 7 to 10 days on till go to public hea	grant the requeste in for a public he f the closing date)	ed relief; (b) c earing. You as to whethe	leny the requeste will receive writh r the petition has	ed relief; or (c) ten notification been granted
(whether du commissione changed giv	PUBLIC HEARING le to a neighbor's er), notification wi ing notice of the he ification of this cha	s formal request of il be forwarded t earing date, time a	or by order c o you. The and location.	f the zoning or sign on the pro As when the sigr	deputy zoning perty must be was originally
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Petitioner: This P	art of the Form is	for the Sign Pos	ter Only		**************************************
	USE THE ADM	INISTRATIVE VAF	RIANCE SIGN	FORMAT	
Case Number 01-	290 -A	Address <u>35</u>	22 VENE	TIAN DD.	
Petitioner's Name	Theaster S	cruggs	T	elephone <u>410</u>	-298-2064
Posting Date:	2-4-01	C	losing Date:	2-19-0) (
Wording for Sign:	To Permit a s	ide building	g_sætbao	K of 6' for	
existing du the require	velling and	proposed	addition	in lieu of	



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

February 16, 2001

Theaster M Dickens (Scruggs) 2522 Venetian Road Baltimore MD 21244

Dear Ms. Dickens:

RE: Case Number: 01-290-A, 2522 Venetian Road

The above referenced petition was accepted for processing by the Bureau of Zoning Review, Department of Permits and Development Management (PDM) on January 22, 2001.

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.

しりて Supervisor, Zoning Review

W. Carl Richards, Jr.

WCR: gdz

Enclosures

C: Scott Payne, 4905 Manor Road, Ellicott City 21042 People's Counsel

BALTIMORE COUNTY, MARYLAND

INTEROFFICE CORRESPONDENCE

TO:

Arnold Jablon, Director

DATE: March 6, 2001

Department of Permits & Development Mgmt.

FROM:

Robert W. Bowling, Supervisor
Bureau of Development Plans Review

SUBJECT:

Zoning Advisory Committee Meeting

For February 12, 2001

Item Nos. 288, 289, 290, 291, 293, 295, 297, 298, 299, 300, 301, 302, 303, 304,

and 308

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

RWB:HJO:jrb

cc: File

ZAC-2-12-2001-NO COMMENT ITEMS-362001.doc



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

February 8, 2001

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 February 5, 2001

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:

290, 291, 292, 293, 294, 295, 297, 298, 299, 300, 302, 303, 304, and 308

REVIEWER: LIEUTENANT JIM MEZICK, 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 My

DATE:

March 19, 2001

SUBJECT:

Zoning Petitions

Zoning Advisory Committee Meeting of February 5, 2001

DEPRM has no comments for the following zoning petitions:

Item #	Address
288	10260 York Road
289	10240 York Road
290	2522 Venetian Road
291	5126 Edmondson Avenue
293	998 Rohe Farm Lane
295	Gwynnbrook Property
296	1909 Halethorpe Avenue
297	2707-2709 Rolling Road
298	326 Stone Castle Avenue
299	2127 York Road
300	2127 York Road
301	3916 Old North Point Road
302	7605 Curving Lane
303	703 Main Street
308	104 McCormick Avenue

2/19

BALTIMORE COUNTY, MARYLAND

INTER-OFFICE CORRESPONDENCE

TO:

Arnold Jablon, Director

Department of Permits and Development Management

DATE: February 21, 2001

FROM:

Arnold F. 'Pat' Keller, III

Director, Office of Planning

List &

SUBJECT:

Zoning Advisory Petition(s): Case(s) 01-290

The Office of Planning has reviewed the above referenced case(s) and has no comments to offer. For 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



Maryland Department of Transportation State Highway Administration

Parris N Glendening Governor

John D. Porcari Secretary

Parker F Williams Administrator

Date: 2.7.01

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

RE: Baltimore County

Item No. 290

JRF

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,

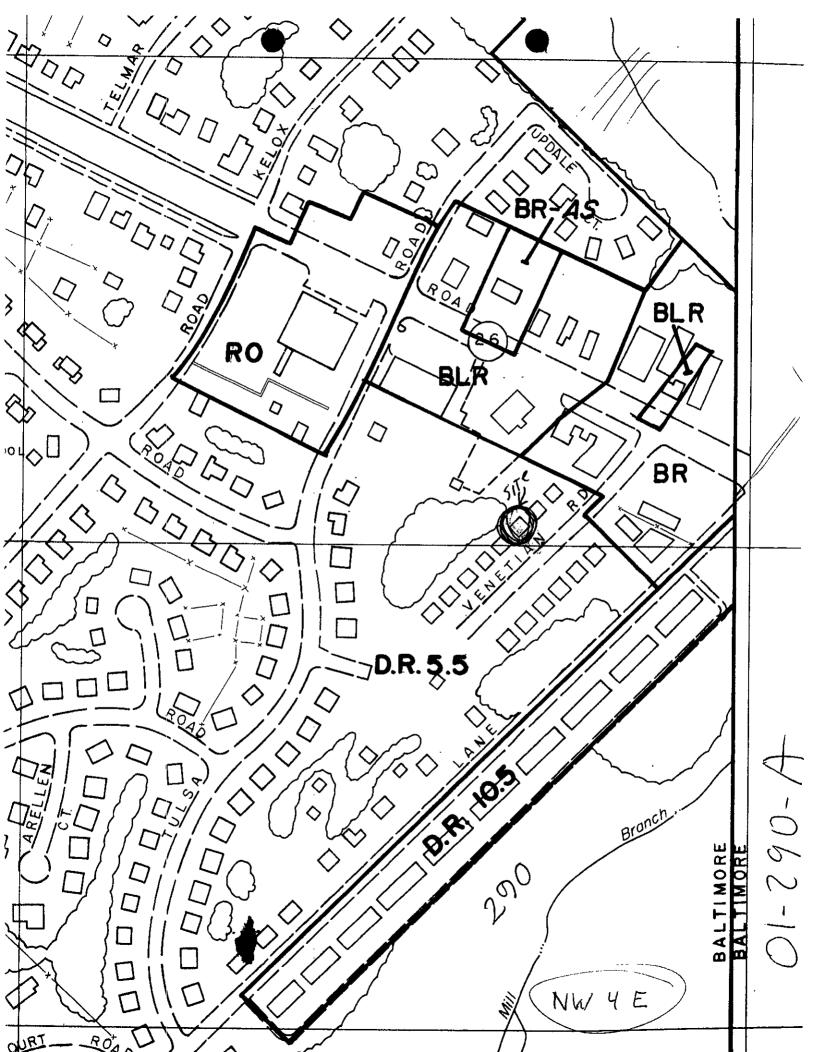
L. J. Doelle

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

FEB 2 7 2001

OFFICION AFTERNATIONS
CRESCOVERS MARKET AND CRESCOVERS MARKET MARKET FROM

-290-A 722.8.4







01-290-A





01-290-A

BALTIMORE COUNTY
OFFICE OF PLANNING AND ZONING
PHOTOGRAPHIC MAP

х. У. Н.

CHEARN