IN RE: PETITION FOR ADMIN. VARIANCE S/S Golf Course Road West, 1450' +/- E of Garrison Forest Road 4th Election District 3rd Councilmanic District (3127 Golf Course Road West)

Karen L. and R. Todd Ruppert Petitioners

BEFORE THE

DEPUTY ZONING COMMISSIONER

* OF BALTIMORE COUNTY

* CASE NO. 01-304-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, Karen and Todd Ruppert. The variance request is for property located at 3127 Golf Course Road West in the Owings Mills area of Baltimore County. The Petitioners herein seek a variance from Section 400.1 of the Baltimore County Zoning Regulations (B.C.Z.R.), to permit an accessory building (garage) in the front and side yards in lieu of the required rear yard; to permit an accessory building (pool house) in the side yard in lieu of the required rear yard; and to permit an accessory structure (pool) in the side yard in lieu of the required rear yard. The subject property and requested relief are more particularly described on Petitioners' Exhibit No. 1, the plat to accompany the Petition for Administrative Variance.

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

The Petitioners have filed the supporting affidavits as required by Section 26-127 (b)(1) of the Baltimore County Code. Based upon the information available, there is no evidence in the file to indicate that the requested variance would adversely affect the health, safety or general welfare of the public and should therefore be granted. In the opinion of the Deputy Zoning Commissioner, the information, photographs, and affidavits submitted provide sufficient facts that comply with the

CHOLING CONTRACTOR

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 20th day of February 2001, that a variance from Section 400.1 of the B.C.Z.R., to permit an accessory building (garage) in the front and side yards in lieu of the required rear yard; to permit an accessory building (pool house) in the side yard in lieu of the required rear yard; and to permit an accessory structure (pool) in the side yard in lieu of the required rear yard, be and is hereby GRANTED, subject, however, to the following restriction which is a condition precedent to the relief granted herein:

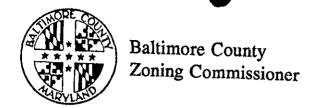
1. The Petitioners may apply for their building permit and be granted same upon receipt of this Order; however, Petitioners are hereby made aware that proceeding at this time is at their own risk until such time as the 30 day appellate process from this Order has expired. If, for whatever reason, this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

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 21, 2001

Mr. & Mrs. R. Todd Ruppert 3127 Golf Course Road West Owings Mills, Maryland 21117

Re: Petition for Administrative Variance

Case No. 01-304-A

Property: 3127 Golf Course Road West

Dear Mr. & Mrs. Ruppert:

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

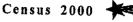
Deputy Zoning Commissioner

buthy lotroco

TMK:raj Enclosure

c: Mr. Patrick Jarosinski 7800 Overbrook Road Baltimore, MD 21204







For You, For Baltimore County







Petition for Administrative Variance

to the Zoning Commissioner of Baltimore County

3127 Golf Course Road West	
for the property located at Owings Mills, Maryland 21117	
which is presently zoned	

I/We do solemnly declare and affirm, under the penalties of

Zoning Commissioner of Baltimore County

This Petition shall be filed with the Department of Permits and Development Management. The undersigned, legal made a part hereof, hereby petition for a Variance from Section(s) 400.1 (BC2R) to permit an accessory building (garage) in the front and side yards in lieu of the required rear yard; and to permit an accessory building (pool house) in the side yard the lieu of the required rear yard; and to permit an accessory building (pool house) in the side yard the lieu of the required rear yard; and to permit an accessory structure (pool) in the side yard in lieu owner(s) of the property situate in Baltimore County and which is described in the description and plat attached hereto and of the required rear yard.

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.

Contract Purchase	er/Lessee:		Legal Owner(s):		
			R. Todd Ruppert		
Name - Type or Print			Name - Type or Print	\supset	~ -
Signature			Signature	7 COOC .	
•			Karen L. Rupper	t	
Address		Telephone No	Name - Type or Print	1-1) -	
City	State	Zip Code	Signature	. Type	£
•		z.ip code	-)	7 1	0 262 0
Attorney For Petitioner:			3127 Golf Course	Road West 41	0 363 2 Telephone
			Owings Mills	Maryland	211
Name - Type or Print			City	State	Zip C
Signature			Representative to I	be Contacted;	
Signature			Patrick Jarosins	alei	
Company	*		Name	5 <u>V.T.</u>	
18			7800 Overbrook	Road 41	0 823 64
Address		Telephone No.	Address		Telephone I
ł V		Zip Code	Baltimore Cutv	Maryland State	212(Zip Co
	State			State	

01-304-A

REV 9/15/98

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	3127 Golf Course Address	Road West	
	Owings Mills	Maryland	21117
That based upon personal knowledge, the followariance at the above address (indicate hardship)	wing are the facts upon ip or practical difficulty):	State which I/we base the reques	Zip Code t for an Administrative
We wish to build a detached 3 car ga to build a detached pool house and a like the architecture of the two str caused the roofs of both structures code.	an in ground pool tructures to blend w	to the rear of our how with the existing hou	use. We would se. This has
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We also want to maintain design cont have garages to the front. We are a location of the garage will be shiel	also a fair distand	ce from the road, and	of the homes the proposed
That the Affiant(s) acknowledge(s) that if a for advertising fee and may be required to provide a Signature R. Todd Ruppert Name - Type or Print	additional information. Signatur Kare	aren S. F	pay a reposting and
STATE OF MARYLAND, COUNTY OF BALTIM I HEREBY CERTIFY, this 25th day of Jam of Maryland, in and for the County aforesaid, pe the Affiant(s) herein, personally known or satisfiate that the matters and facts hereinabove set for	uarv rsonally appeared Lack Karen factorily identified to me	as such Affiant(s), and mad to the best of his/her/their kr	- de oath in due form o
AS WITNESS my hand and Notarial Seal	Notary Public	J C- Day	-
	My Commissio	n Expires	1002

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.

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	Owings Mills City	Maryland State	21117 Zip Code
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We also want to maintain design cont have garages to the front. We are a location of the garage will be shield	also a fair distanc	ce from the road, and	of the homes the proposed
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Signature	Signalure		77
R. Todd Ruppert Name - Type or Print		en L. Ruppert Type or Print	
STATE OF MARYLAND, COUNTY OF BALTIM		2001	
of Maryland, in and for the County aforesaid, pe	rsonally appeared	before me, a Not	ary Public of the State
the Affiant(s) herein, personally known or satis law that the matters and facts hereinabove set f	factorily identified to me	as such Affiant(s), and mad to the best of his/her/their kr	de oath in due form of nowledge and belief.
AS WITNESS my hand and Notarial Seal			
Date anuary 25, 2001	Notary Public /	1 C- 10ay	
O O	My Commission	n Expires	1002



Petition for Administrative Variance

to the Zoning Commissioner of Baltimore County

is the subject of this Petition.

that the subject matter of this petition be set for a public hearing, advertised, as required by the zoning

Estimated Posting Date

Zoning Commissioner of Baltimore County

31.3	27 Golf Course Road West
for the property located at Ow	ings Mills, Maryland 21117
which is	presently zonedRC2

I/We do solemnly declare and affirm, under the penalties of perjury, that I/we are the legal owner(s) of the property which

This Petition shall be filed with the Department of Permits and Development Management. The undersigned, legal owner(s) of the property situate in Baltimore County and which is described in the description and plat attached hereto and made a part hereof, hereby petition for a Variance from Section(s) 400.1 (BC 2R) to permit an accessory building (garage) in the front and side yards in lieu of the required rear yard; to permit an accessory building (pool house) in the Side yard in lieu of the required rear yard; and to permit an accessory Structure (pool) in the side yard in lieu of the required rear yard; and to permit an accessory Structure (pool) in the side yard in lieu of the required rear yard.

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.

Contract Purchaser/Le	ssee:		Legal Owner(s):		
			R. Todd Ruppert		the second secon
Name - Type or Print			Name - Type or Print	Russ	4
Signature			Signature		· · · · · · · · · · · · · · · · · · ·
			Karen L. Rupper	t	
Address		Telephone No.	Name - Type or Print	0	
			Jaien X	* X Crasi	u/
City	State	Zip Code	Signature	, , , , , ,	
Attorney For Petitione	r:		3127 Golf Course	Road West	410 363 2343
<u> </u>			Address		Telephone No.
			Owings Mills	Maryland	21117
Name - Type or Print			City	State	Zip Code
******			Representative to I	oe Contacted:	
Signature					
			Patrick Jarosins	ski	
Company			Name		
			7800 Overbr∞k I	Road	410 823 6412
Address		Telephone No.	Address		Telephone No.
			Baltimore	Maryland	
City	State	Zip Code	City	State	Zip Code
A Public Hearing having been	formally deman	ded and/or found to be	required, it is ordered by the Z	oning Commissioner	of Baltimore County,

regulations of Baltimore County and that the property be reposted.

REV 9/15/98

0 K304-A

ZONING DESCRIPTION

3127 Golf Course Road West Baltimore, Maryland 21117

Owners: R. Todd and Karen L. Ruppert
Beginning at point on the South side of Golf Course Road West which is 30 feet wide at a
distance of 1,450 feet ± East of the centerline of Garrison Forest Road which is 50 feet wide.

As recorded among the land records of Baltimore County in Liber SM 14683 folio 604, S 24

degrees 18'20" E 243.08'; S 37 degrees 20'10" W 269.02'; S 45 degrees 54'30" E 295.63';

thence N 69 degrees 07'55" W 225.62'; S 52 degrees 07'01" W 176.22'; N 08 degrees

03'30" W 318.93'; and N 32 degrees 21'40" W 615.93' to the beginning. Containing 5.96

acres. Also known as 3127 Golf Course Road West and located in the 4th Election District, 3rd

Councilmanic District.

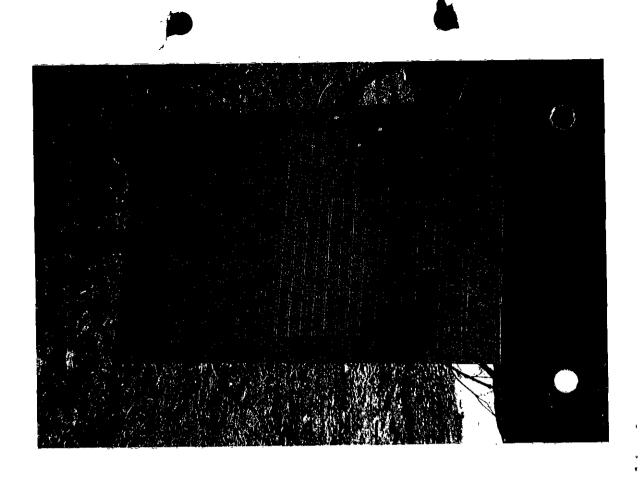
5 45° 47'00" W 191,6)

DATE To S	101 ACCOUNT ROD	01-6/50		1729/2001 15/35/2001 16/16/ REF MOXIS CANSITER FAIL LON THA BANK 5 528 24/100 VERTETION TO
	AMOUNT \$			Referrit it 16540 1745, 19662 Reort Tat 50,00 OK
RECEIVED FROM:	Frt		. ,	Folgo (M. Gitimore County, Abrylan
FOR:	instructive Varia	Sit C		N1 304-1

CERTIFICATE OF POSTING

•	RE: Case No.: 01-304-A
	Petitioner/Developer:
	KARENEL TODO RUPPERT
	Date of Hearing/Closing: 2/19/01
Baltimore County Department of Permits and Development Management County Office Building, Room 111 111 West Chesapeake Avenue Towson, MD 21204	at
Attention: Ms. Gwendolyn Stephens	
Ladies and Gentlemen:	<u>.</u>
were posted conspicuously on the proj	ties of perjury that the necessary sign(s) required by law perty located at Croce Counse Read West
The sign(s) were posted on	EB. BRD ZOOI
	(Month, Day, Year)
	Sincerely,
	(Signature of Sign Poster and Date)
	(Printed Name)
	3775 RYERSONI CINCLE (Address)
•	PACTIMONE, MID. 2127) (City, State, Zip Code)
To the second se	(C) 10) 24 Z - 47 6 3 (Telephone Number)
	(resolvante radition)

9/96 cert.doc

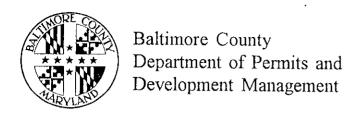




FEB 5 2001

ADMINISTRATIVE VARIANCE INFORMATION SHEET AND DATES

Case N	umber 01- 304 -A Address 3/27 Golf Course Road West
Contac	Person: Jeffney Per low Phone Number: 410-887-3391
Filing	Date: 1/26/01 Posting Date: 2/4/01 Closing Date: 2/19/01
Any co	ntact made with this office regarding the status of the administrative variance should be the contact person (planner) using the case number.
	POSTING/COST: The petitioner must use one of the sign posters on the approved list (on the everse side of this form) and the petitioner is responsible for all printing/posting costs. Any eposting 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.
	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.
	ORDER: After the closing date, the file will be reviewed by the zoning or deputy zoning commissioner. He may: (a) grant the requested relief; (b) deny the requested relief; or (c) order that the matter be set in for a public hearing. You will receive written notification typically within 7 to 10 days of the closing date) as to whether the petition has been granted, denied, or will go to public hearing. The order will be mailed to you by First Class mail.
	POSSIBLE PUBLIC HEARING AND REPOSTING: In cases that must go to a public hearing whether due to a neighbor's formal request or by order of the zoning or deputy zoning commissioner), notification will be forwarded to you. The sign on the property must be changed giving notice of the hearing date, time and location. As when the sign was originally posted, certification of this change and a photograph of the altered sign must be forwarded to his office.
	(Detach Along Dotted Line)
Petitio	ner: This Part of the Form is for the Sign Poster Only
	USE THE ADMINISTRATIVE VARIANCE SIGN FORMAT
Case I	jumber 01- 304 -A Address 3127 Golf Course Road West
Petitio	er's Name Ruppert Telephone 410-363-2343
Postin	g Date: 2 4 01 Closing Date: 2 (19/01
Wordin	g for Sign: To Permit an accessory building (garage) in the front and side yards in lies
<i>r</i> .	e required rear yards to permit an accounty building (pool house) in the side ward
in le	of the required year yard; and to permit an occessory structure (poul) in
the s	de yard in lieu of the required rear yard.



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

February 16, 2001

Karen L & R Todd Ruppert 3127 Golf Course Road West Owings Mills MD 21117

Dear Mr. & Mrs. Ruppert:

RE: Case Number: 01-304-A, 3127 Golf Course Road West

The above referenced petition was accepted for processing by the Bureau of Zoning Review, Department of Permits and Development Management (PDM) on January 26, 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.

W. Carl Richards, Jr. 696 Supervisor, Zoning Review

WCR: gdz

Enclosures

C: Patrick Jarosinski, 7800 Overbrook Road, Baltimore 21204 People's Counsel

BALTIMORE COUNTY, MARYLAND

INTER-OFFICE CORRESPONDENCE

TO:

Arnold Jablon, Director

DATE: February 8, 2001

Department of Permits and Development Management

FROM:

Arnold F. 'Pat' Keller, III

Director, Office of Planning

SUBJECT:

Zoning Advisory Petition(s): Case(s) 01-288, 01-289, 01-298, 01-303, and 01-

304

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



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



Maryland Department of Transportation State Highway Administration

Parris N. Glendening Clovernor

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. 304

7-17

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,

1. J. Doell

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

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

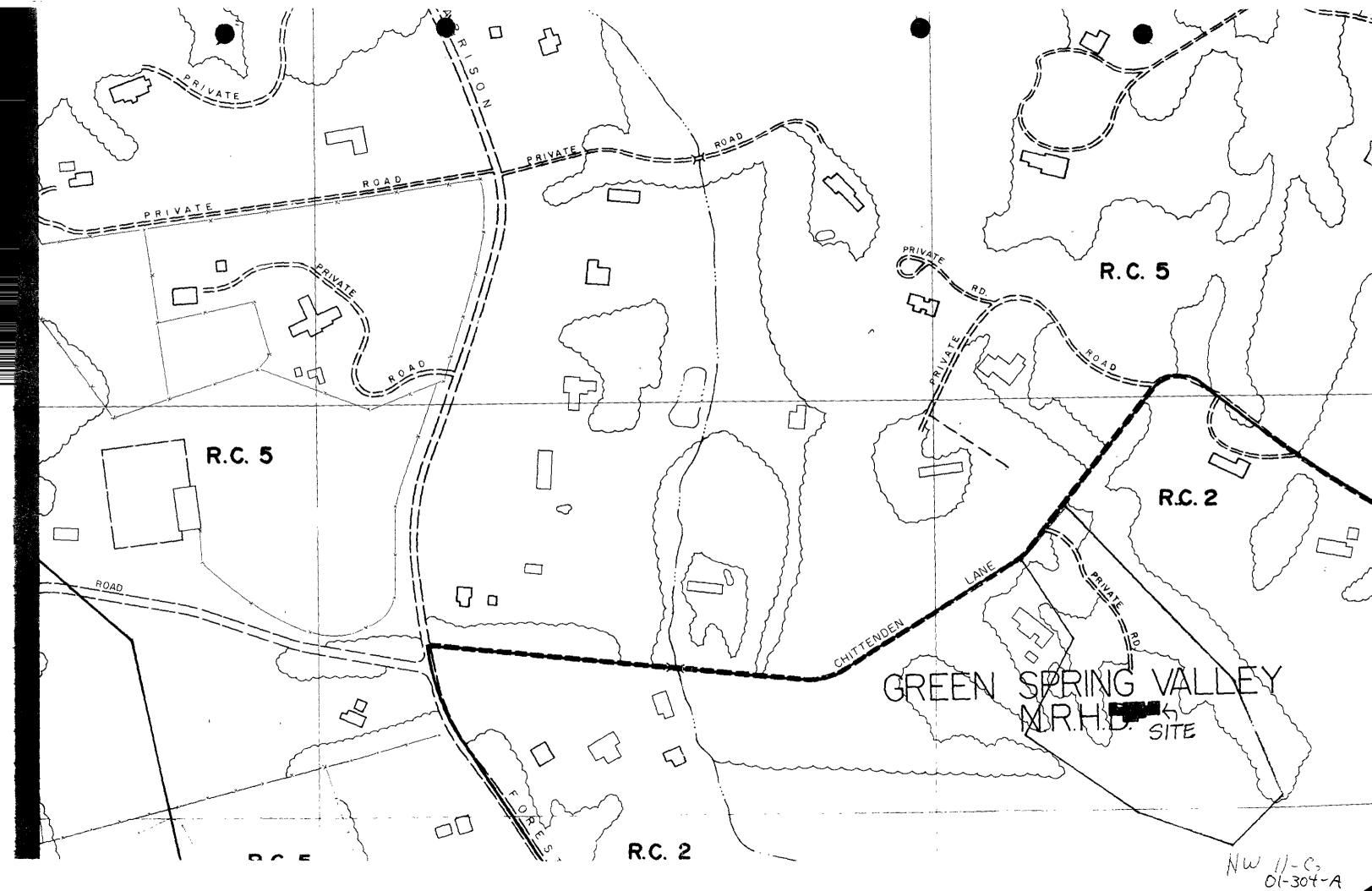
BALTIMORE COUNTY, MARYLAND DEPARTMENT OF ENVIRONMENTAL PROTECTION & RESOURCE MANAGEMENT

TO:

Arnold Jablon

FROM:	R. Bruce Seeley (MS
DATE:	March 19, 2001
SUBJECT:	Zoning Item #304 3127 Golf Course Road
Zoni	ng Advisory Committee Meeting of February 5, 2001
- "	Department of Environmental Protection and Resource Management has no ments on the above-referenced zoning item.
an ex	Department of Environmental Protection and Resource Management requests stension for the review of the above-referenced zoning item to determine the at to which environmental regulations apply to the site.
	Department of Environmental Protection and Resource Management offers ollowing comments on the above-referenced zoning item:
	Development of the property must 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).
	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).
_ X	Groundwater Management: Any building must be a minimum of 30 feet from the water well.

Reviewer: Sue Farinetti Date: March 16, 2001



ADVANCED... 01-304-A

