

IN RE: PETITION FOR VARIANCE
NE/S Olivia Court, 150'
SE Olivia Road
centerline of Kenwood Avenue
15th Election District
5th Councilmanic District
(11 Olivia Court)

Brian and Angela Golightly
Petitioner

* BEFORE THE
* DEPUTY ZONING COMMISSIONER
* OF BALTIMORE COUNTY
* CASE NO. 01-377-A

* * * * *

FINDINGS OF FACT AND CONCLUSIONS OF LAW

This matter comes before this Deputy Zoning Commissioner as a Petition for Variance filed by the legal owners of the subject property, Brian and Angela Golightly. The Petitioners are requesting variance relief for property they own at 11 Olivia Court, located in the Chase area of Baltimore County. The variances are requested from Sections V.B.6.b and V.B.6.c of the Comprehensive Manual of Development Policies (CMDP) and Sections 301.1, 427 and 504 of the Baltimore County Zoning Regulations (B.C.Z.R.) as follows: (1) to permit an addition (open carport) window to property line setback of 1 ft. in lieu of the required 11 ft. 4 in.; (2) to permit an addition (open carport) window to window setback of 17 ft. in lieu of the required 30 ft.; (3) to permit an open deck with a window to property line setback of 6 ft. in lieu of the required 11 ¾ ft.; (4) to permit a proposed window and an existing window to property line setbacks of 11 ft. and 14 ft. in lieu of the 15 ft. respectively and a window to window separation of 38 ft. in lieu of 40 ft.; (5) to permit a fence height of 6 ft. in lieu of the required 42 in. adjacent to the neighbor's front yard; and (6) to amend the approved final development plan for Lot 43, Block D of Cunningham Cove also known as Bay Country.

ORDER RECEIVED FOR FILING

Date

5/25/01

By

[Signature]

Appearing at the hearing on behalf of the variance requests was Brian Golightly, owner of the property. Appearing in opposition to the Petitioners' request were the adjacent property owners, Mr. & Mrs. Cummins.

Testimony and evidence indicated that the property, which is the subject of this variance request, consists of 0.1629 acres, more or less, zoned DR 5.5. The subject property is improved with an existing single-family, split-level, residential home wherein the Petitioners reside. The owners of the property have commenced the construction of additions and decking to their existing home. In addition, the property owners are proposing to install a carport on the south side of their house, immediately adjacent to the property owned by the Protestants, Mr. & Mrs. Cummins. The Petitioner is approximately midway through construction. The Petitioner was recently advised that several variances are necessary in order for him to continue with the project. Stop work orders have been issued on the current construction until such time as these variances can be resolved.

Appearing in opposition to the Petitioners' request were the adjacent property owners, David and Mary Ann Cummins. The Cummins are opposed to any construction that would cause additional surface drainage water to be cast onto their property. Apparently, these two properties suffer from storm water runoff during rain events. The Cummins are concerned that the additional impervious surface being added to the Golightly's home will exacerbate the drainage problem that they currently experience. The testimony of Mr. Cummins, as well as the photographs submitted into evidence, show that the Petitioners have already installed a concrete parking pad on the south side of their home. They intend to construct and install a carport over the entire length of the concrete pad along the side of their house. This carport is proposed to maintain a 1 ft. setback; however, my field inspection of the property demonstrated that it may

be difficult to maintain a 1 ft. setback for the roof of this carport. The Protestants, Mr. & Mrs. Cummins, are not opposing the additional improvements being made to the rear and other side of the Golightly home. However, they strongly oppose the construction of a carport roof on the side of the house immediately adjacent to their home. In addition, they want assurances that no additional surface drainage or water from rain gutters or sump pumps will be generated onto their property.

After considering the testimony and evidence of the Petitioners, as well as the Protestants, and after having visited the property and having walked the site, I find that some of the variances shall be granted, while others denied. I believe it is appropriate for the Petitioners to complete and finish the renovations and additions occurring along the rear of their house and on the north side of their house, that side sharing a common property line with the house at 9 Olivia Court. The variances being requested, which are necessary to allow those improvements to be completed, shall be granted.

However, in particular, the Petitioners' are requesting a variance to permit an open carport with a property line setback of 1 ft. in lieu of the required 11.4 ft. In addition, the Petitioners are requesting an open carport window to window setback of 17 ft. in lieu of 30 ft. The particular variances that would allow for the completion of the carport shall be denied. The construction of a carport as shown on the site plan, situated only 1 ft. from the property owned by Mr. & Mrs. Cummins, would adversely affect their property. Therefore, the variance to allow that particular part of the project to proceed shall be denied. The Petitioners shall not be permitted to install a carport or any structure on the south side of their existing house. The concrete pad which was installed shall be permitted to remain as installed, but there shall be no further improvements

made to the side of the Golightly home that faces the property owned by Mr. & Mrs. Cummins. Accordingly, the first and second variances requested by the Petitioners shall be denied.

The remaining variances that deal with the improvements made to the rear of the property and to the north side of the property, that side of the house facing the property located at 9 Olivia Court shall be approved and the completion of those additions and renovations shall be permitted to occur.

THEREFORE, IT IS ORDERED this 25th day of May, 2001, by this Deputy Zoning Commissioner, that the Petitioners' request for variances from (1) to permit an addition (open carport) window to property line setback of 1 ft. in lieu of the required 11 ft. 4 in. and (2) to permit an addition (open carport) window to window setback of 17 ft. in lieu of the required 30 ft., be and are hereby DENIED.

IT IS FURTHER ORDERED, that the request for variances from (3) to permit an open deck with a window to property line setback of 6 ft. in lieu of the required 11 ¾ ft.; (4) to permit a proposed window and an existing window to property line setbacks of 11 ft. and 14 ft. in lieu of the 15 ft. respectively and a window to window separation of 38 ft. in lieu of 40 ft.; and (5) to permit a fence height of 6 ft. in lieu of the required 42 in. adjacent to the neighbor's front yard, be and are hereby GRANTED.

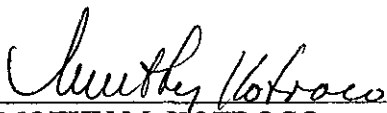
IT IS FURTHER ORDERED, that the amendment for the final development plan for Cunningham Cove also known as Bay Country, be and is hereby APPROVED.

IT IS FURTHER ORDERED, that as a condition of approval of the variances that were granted, the Petitioners shall not be permitted to construct and install any additional structures on the side of their house adjacent to the home owned by Mr. & Mrs. Cummins. The shed located in the rear yard shall be permitted to remain.

ORDER RECEIVED FOR FILING
DATE 5/25/01
BY R. J. Jenson

IT IS FURTHER ORDERED, that the Petitioners shall be required to capture, maintain and channel all storm water runoff generated by virtue of the installation of the concrete driveway and any other structure located on their property and cause that storm water runoff to be conveyed out to the public street right-of-way of Olivia Court. This storm water runoff shall in no way be dispensed onto the property owned by Mr. & Mrs. Cummins. Furthermore, no sump pump pipe or rain gutter shall be permitted to drain onto the property owned by Mr. & Mrs. Cummins. Any such drainage shall also be conveyed out to the public right-of-way of Olivia Court.

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

ORDER PREPARED FOR FILING
5/25/01
R. J. Preston
Ceto
Sy



Baltimore County
Zoning Commissioner

Suite 405, County Courts Bldg.
401 Bosley Avenue
Towson, Maryland 21204
410-887-4386
Fax: 410-887-3468

May 25, 2001

Mr. & Mrs. Brian Golightly
11 Olivia Court
Baltimore, Maryland 21220-1180

Re: Petition for Variance
Case No. 01-377-A
Property: 11 Olivia Court

Dear Mr. & Mrs. Golightly:

Enclosed please find the decision rendered in the above-captioned case. The Petition for Variance has been granted in part and denied in part, 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,

A handwritten signature in cursive script, reading "Timothy M. Kotroco".

Timothy M. Kotroco
Deputy Zoning Commissioner

TMK:raj
Enclosure

c: Mr. & Mrs. David Cummins
13 Olivia Court
Baltimore, MD 21220-1180





Petition for Variance

to the Zoning Commissioner of Baltimore County

for the property located at 11 Olivia Ct. Balto. Md. 21220

which is presently zoned Residential DR5.5

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) SEE ATTACHMENT

of the Zoning Regulations of Baltimore County, to the zoning law of Baltimore County, for the following reasons: (indicate hardship or practical difficulty)

~~PLEASE SEE ATTACHMENT~~
TO BE DETERMINED AT HEARING

Property is to be posted and advertised as prescribed by the zoning regulations.

I, or we, agree to pay expenses of above Variance, advertising, posting, etc. and further agree to and are to be bounded by the zoning regulations and restrictions of Baltimore County adopted pursuant to the zoning law for Baltimore County.

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

Contract Purchaser/Lessee:

Name - Type or Print _____

Signature _____

Address _____ Telephone No. _____

City _____ State _____ Zip Code _____

Attorney For Petitioner:

N/A
Name - Type or Print _____

Signature _____

Company _____

Address _____ Telephone No. _____

City _____ State _____ Zip Code _____

Legal Owner(s):

Brian & Angela Golightly
Name - Type or Print _____

Brian Golightly
Signature _____

Angela Golightly
Name - Type or Print _____

Angela Golightly
Signature _____

11 Olivia Ct. (410) 335-3615
Address _____ Telephone No. _____

Balto. Md. 21220-1180
City _____ State _____ Zip Code _____

Representative to be Contacted:

Brian Golightly
Name _____

11 Olivia Ct. (410) 335-3615
Address _____ Telephone No. _____

Balto. Md. 21220-1180
City _____ State _____ Zip Code _____

OFFICE USE ONLY

ESTIMATED LENGTH OF HEARING 1 HR

UNAVAILABLE FOR HEARING
Reviewed By JK Date 3/23/01

Case No. 01-377-A

RB 3/15/98

REQUEST FOR ZONING VARIANCE

11 OLIVA CT. ~ BALTIMORE, MD 21220-1180
LOT 43 ~ of Cunninghill Cove Subdivision

377

March 22, 2001

SUBJECT: Variance attachment (1971-92 REGS)

Variances requested: From sections V.B.6.b and V.B.6.c. (C.M.D.P.) and section 301.1, 427 and 504 BCZR and to:

1. permit an addition (open carport) window to property line set back of 1 foot in lieu of the required 11 feet 4 inches (~~Lot 42~~).
2. permit an addition (open carport) window to window set back of (~~Lot 42~~) 17 feet in lieu of required 30 feet.
3. to permit open deck, with a window to the property line set back of 6 feet in lieu of the required 11 3/4 feet (~~Lot 42~~).
4. to permit a proposed window and an existing window to property line set backs of 11 feet and 14 feet in lieu of 15 feet, respectively. And a window to window separation of 38 feet in lieu of 40 feet.
5. permit a fence height of 6 feet in lieu of the required 42 inches adjacent to the neighbor's front yard (~~Lot 42~~).
6. And to amend the approved final development plan for ~~Lot 43~~ ^{OK} Block D of Cunninghill Cove also known as Bay Country.

Angela and Brian Golightly

amg
cc: file/BKG/rolfdl
seepermits

ZONING DESCRIPTION

11 OLIVIA CT.
BALTIMORE, MD 21220-1180

377

February 20, 2001

This is the zoning description for 11 **Olivia Court**. Beginning at a point on the **Northeast side of Olivia Court** which is **50 feet wide** at the distance of **150 feet Southeast** of the centerline of the nearest improved intersecting street of **Olivia Road** which is **50 feet wide**. Being lot number **43, Block D, section plat II** in subdivision of **Cunninghill Cove** as recorded in Baltimore County Plat Book number **53, Folio number 27** containing **7097 square feet**. Also known as **11 Olivia Court** and located in the **15th Election District**, and the **5th Councilmanic district**.

amg

cc: file/BKG/rdldl

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: #01-377-A

11 Olivia Court

NE/S Olivia Court, 150' SE Olivia Road

15th Election District - 5th Councilmanic District

Legal Owner(s): Angela & Brian Gollightly

Variance: to permit an addition (open carport) with setback of 1 foot in lieu of the required 11 feet 4 inches; to permit an addition (open carport) with setback of 17 feet in lieu of the required 30 feet; to permit open deck with a setback of 6 feet in lieu of the required 11 1/4 feet; to permit a proposed window and an existing window to property line setbacks of 11 feet and 14 feet in lieu of 15 feet and a separation of 38 feet in lieu of 40 feet; to permit a fence height of 6 feet in lieu of the required 42 inches adjacent to the neighbors front yard and to amend the approved final development plan for lot 43, Block D of Cunningham Hill Cove also known as Bay Country. Hearing: Tuesday, May 8, 2001 at 10:00 a.m. in Room 407, County Courts Building, 401 Bosley Avenue.

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) 887-3391.

JT/4/779 Apr. 24

C464613

CERTIFICATE OF PUBLICATION

4/26, 2001

THIS IS TO CERTIFY, that the annexed advertisement was published in the following weekly newspaper published in Baltimore County, Md., once in each of 1 successive weeks, the first publication appearing on 4/24, 2001.

- ☒ The Jeffersonian
- ☐ Arbutus Times
- ☐ Catonsville Times
- ☐ Towson Times
- ☐ Owings Mills Times
- ☐ NE Booster/Reporter
- ☐ North County News

J. Wilkins

LEGAL ADVERTISING

BALTIMORE COUNTY, MARYLAND
OFFICE OF BUDGET & FINANCE
MISCELLANEOUS RECEIPT

✓ 377 No.

93067

DATE 3/23/01 ACCOUNT 001 006 6150
AMOUNT \$ 100.00

RECEIVED FROM: B. GOLIGHTLY

FOR: RV AND AHEAD FDP

DISTRIBUTION

WHITE - CASHIER

PINK - AGENCY

YELLOW - CUSTOMER

PAID RECEIPT

PAYMENT < ACTUAL TIME
3/23/2001 3/23/2001 09:14:29
PER W305 CASHIER NOTE NEG - DRAWE
> RECEIPT # 205465
5 529 ZIMING VERIFICATION
CR NO. 093067

Recpt Tot 100.00
100.00 CR 100.00 CA
Baltimore County, Maryland

CASHIER'S VALIDATION

CERTIFICATE OF POSTING

RE: Case No.: 01-377-A

Petitioner/Developer: _____

ANGELA & BRIAN GOLIGHTLY

Date of Hearing/Closing: 5/8/01

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 _____

11 OLIVIA CT.

The sign(s) were posted on 4/23/01
(Month, Day, Year)

CASE # 01-377-A



Sincerely,

Richard E. Hoffman 4/23/01
(Signature of Sign Poster and Date)

RICHARD E. HOFFMAN
(Printed Name)

904 DELLWOOD DR.
(Address)

FALLSTON, MD 21047
(City, State, Zip Code)

(410) 879-3122
(Telephone Number)

11 OLIVIA COURT

POSTED 4/23/01

Richard E. Hoffman 4/23/01

The newspaper will bill the person listed below for the advertising. Payment due upon receipt and should be remitted directly to the newspaper.

OPINIONS MAY NOT BE ISSUED UNTIL ALL ADVERTISING COSTS ARE PAID.

For Newspaper Advertising:

Item Number or Case Number: 01-377-A

Petitioner: Brian Golightly & ANGELA GOLIGHTLY

Address or Location: 11 Olivia Ct.

PLEASE FORWARD ADVERTISING BILL TO:

Name: Brian K. Golightly AND ANGELA GOLIGHTLY

Address: 11 Olivia Ct. Balto. Md. 21220-1180

Telephone Number: (410) 335-3615

TO: PATUXENT PUBLISHING COMPANY
Tuesday, April 24, 2001 Issue – Jeffersonian

Please forward billing to:
Brian Golightly
11 Olivia Court
Baltimore MD 21220

410 335-3615

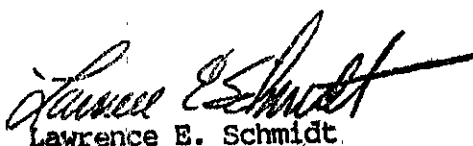
NOTICE OF ZONING HEARING

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: 01-377-A
11 Olivia Court
NE/S Olivia Court, 150' SE Olivia Road
15th Election District – 5th Councilmanic District
Legal Owner Angela & Brian Golightly

Variance to permit an addition (open carport) with setback of 1 foot in lieu of the required 11 feet 4 inches; to permit an addition (open carport) with setback of 17 feet in lieu of the required 30 feet; to permit open deck with a setback of 6 feet in lieu of the required 11 ¾ feet; to permit a proposed window and an existing window to property line setbacks of 11 feet and 14 feet in lieu of 15 feet and a separation of 38 feet in lieu of 40 feet; to permit a fence height of 6 feet in lieu of the required 42 inches adjacent to the neighbors front yard and to amend the approved final development plan for lot 43, Block D of Cunningham Cove also know as Bay Country.

HEARING: Tuesday, May 8, 2001 at 10:00 a.m. in Room 407, County Courts Building, 401 Bosley Avenue



Lawrence 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.



Baltimore County
Department of Permits and
Development Management

Director's Office
County Office Building
111 West Chesapeake Avenue
Towson, Maryland 21204
410-887-3353
Fax: 410-887-5708

April 6, 2001

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: 01-377-A

11 Olivia Court

NE/S Olivia Court, 150' SE Olivia Road

15th Election District – 5th Councilmanic District

Legal Owner Angela & Brian Golightly

Variance to permit an addition (open carport) with setback of 1 foot in lieu of the required 11 feet 4 inches; to permit an addition (open carport) with setback of 17 feet in lieu of the required 30 feet; to permit open deck with a setback of 6 feet in lieu of the required 11 ¾ feet; to permit a proposed window and an existing window to property line setbacks of 11 feet and 14 feet in lieu of 15 feet and a separation of 38 feet in lieu of 40 feet; to permit a fence height of 6 feet in lieu of the required 42 inches adjacent to the neighbors front yard and to amend the approved final development plan for lot 43, Block D of Cunningham Cove also know as Bay Country.

HEARING: Tuesday, May 8, 2001 at 10:00 a.m. in Room 407, County Courts Building, 401 Bosley Avenue

Arnold Jablon
Director

C: Angela & Brian Golightly, 11 Olivia Court, Baltimore 21220

- NOTES: (1) THE PETITIONER MUST HAVE THE ZONING NOTICE SIGN POSTED BY AN APPROVED POSTER ON THE PROPERTY BY MONDAY, APRIL 23, 2001
- (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.





Baltimore County
Department of Permits and
Development Management

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

May 4, 2001

Angela & Brian Golightly
11 Olivia Court
Baltimore MD 21220

Dear Mr. & Mrs. Golightly:

RE: Case Number: 01-377-A, 11 Olivia Court

The above referenced petition was accepted for processing by the Bureau of Zoning Review, Department of Permits and Development Management (PDM) on March 23, 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. CDR
Supervisor, Zoning Review

WCR: gdz

Enclosures

c: People's Counsel



Jim
5/8

BALTIMORE COUNTY, MARYLAND

INTER-OFFICE CORRESPONDENCE

TO: Arnold Jablon, Director
Department of Permits and
Development Management

DATE: April 6, 2001

FROM: Arnold F. 'Pat' Keller, III
Director, Office of Planning

APR

SUBJECT: Zoning Advisory Petition(s): **Case(s) 01-377**

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:

Mark A. Cunningham

Section Chief:

Jeffrey W. Long

AFK/JL:MAC



Baltimore County
Fire Department

Office of the Fire Marshal
700 East Joppa Road
Towson, Maryland 21286-5500
410-887-4880

March 29, 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 April 2, 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:

365, 366, 372, 373, 374, 375, 376, 377,

REVIEWER: LIEUTENANT JIM MEZICK, Fire Marshal's Office
PHONE 887-4881, MS-1102F

cc: File

Come visit the County's Website at www.co.ba.md.us



Printed with Soybean Ink
on Recycled Paper



Maryland Department of Transportation
State Highway Administration

Parris N. Glendening
Governor

John D. Porcari
Secretary

Parker F. Williams
Administrator

Date: 4 2 0 1

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

RE: Baltimore County
Item No. 377 JLL

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,

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

My telephone number is _____

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

Mailing Address: P.O. Box 717 • Baltimore, MD 21203-0717
Street Address: 707 North Calvert Street • Baltimore, Maryland 21202

BALTIMORE COUNTY, MARYLAND
DEPARTMENT OF ENVIRONMENTAL PROTECTION & RESOURCE MANAGEMENT

TO: Arnold Jablon

FROM: R. Bruce Seeley *rc/rbs*

DATE: April 9, 2001

SUBJECT: Zoning Petitions
Zoning Advisory Committee Meeting of April 2, 2001

DEPRM has no comments for the following zoning petitions:

Item #	Address
364	426 Sherwood Road
367	9400 Liberty Road
368	6631-6635 Baltimore National Pike
369	116 Kinship Road
370	1914 Midland Road
371	Trappe Road Lots 16-20
373	9720 Greenside Drive
377	11 Olivia Court

RE: PETITION FOR VARIANCE
11 Olivia Court, NE/S Olivia Ct,
150' SE Olivia Rd
15th Election District, 5th Councilmanic

Legal Owner: Brian & Angela Golightly
Petitioner(s)

* BEFORE THE
* ZONING COMMISSIONER
* FOR
* BALTIMORE COUNTY
* Case No. 01-377-A

* * * * *

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



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 4th day of April, 2001 a copy of the foregoing Entry of Appearance was mailed to Brian & Angela Golightly, 11 Olivia Court, Baltimore, MD 21220, Petitioners.



PETER MAX ZIMMERMAN



Baltimore County
Department of Permits and
Development Management

Permits and Licenses
County Office Building
111 West Chesapeake Avenue
Towson, Maryland 21204
(410) 887-3900
Fax: (410) 887-2824

April 12, 2001

Brian Golightly
11 Olivia court
Baltimore MD 21220

Dear Mr. Golightly

In response to your telephone call on Tuesday, April 10, 2001 past 4:00 p.m. stating that the Variance was incorrect and the second carport should be a kitchen.

I did not know how to look at the forms and determine what was correct and I should not have said to you just to have that changed on your sign. The next day I checked with the reviewer, John Lewis and told him what you said. He explained that what was on the Variance is correct and that is what he took from you.

Enclosed are copies of the Petition and Plat that show he was correct. If you want to amend the Petition you can but there is a charge of \$100.00 dollars and we will need new Petition forms and Plats.

If you have any questions please call the reviewer, John Lewis on (410 887-3391)

Sincerely,

George Zahner

George Zahner



Brian Golightly
Address Line 1 Olivia Ct.
Baltimore, Md 21110-1180
Home Phone 410-335-3615

May 08, 2001

Attention: Zoning Commissioner of Baltimore County

We would like to request the need for an enclosed addition due to an expanding family, which we now have 3 children 4 years of age and under. We would like to ask for relief in the following areas:

1. The need for additional closet space
2. The need for a larger eating area
3. The need for a recreation area for the children
4. The need for a protected area for our vehicles
5. A carport would allow for protection from weather, vandals, and hopefully extend the usefulness of these very expensive vehicles for as long as possible
6. A carport allows for a secure area to unload and load our children

Sincerely,

Brian Golightly
Angela Golightly

amg

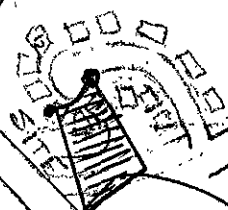
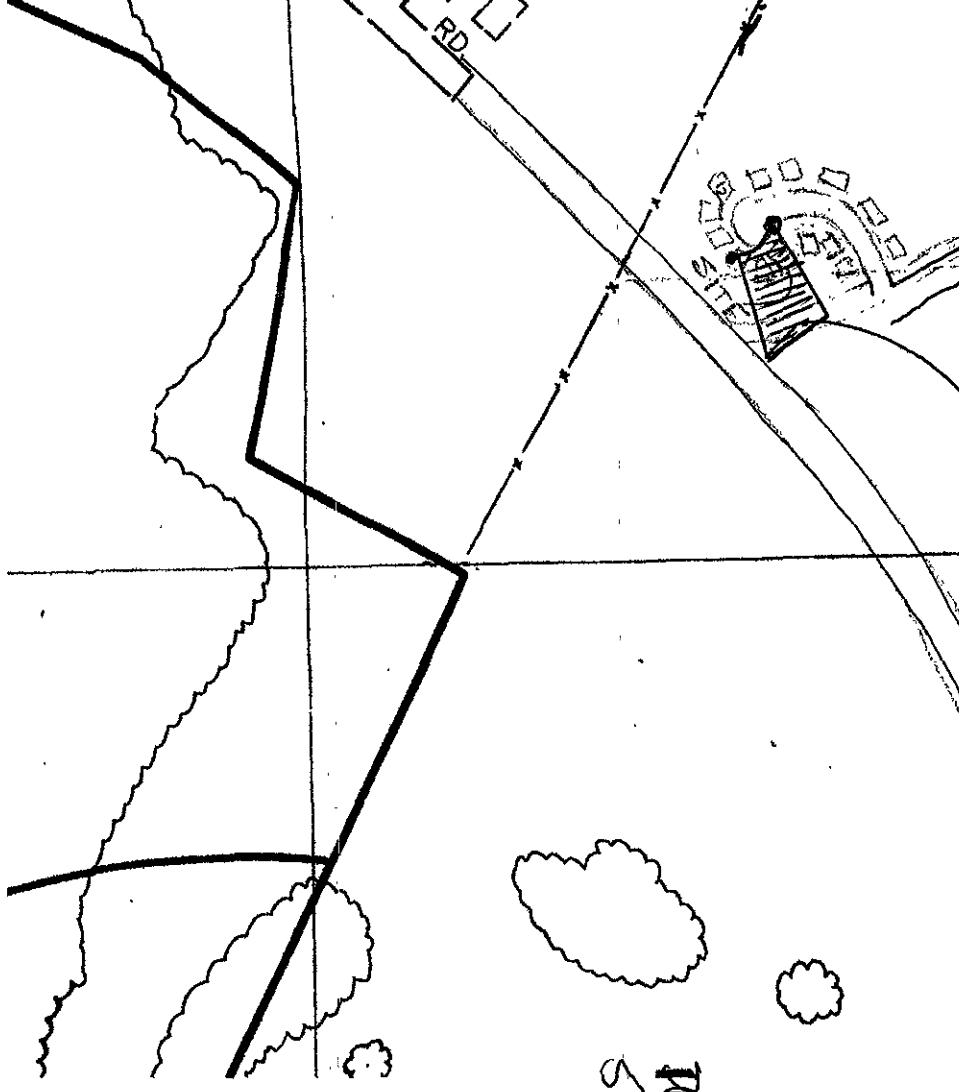
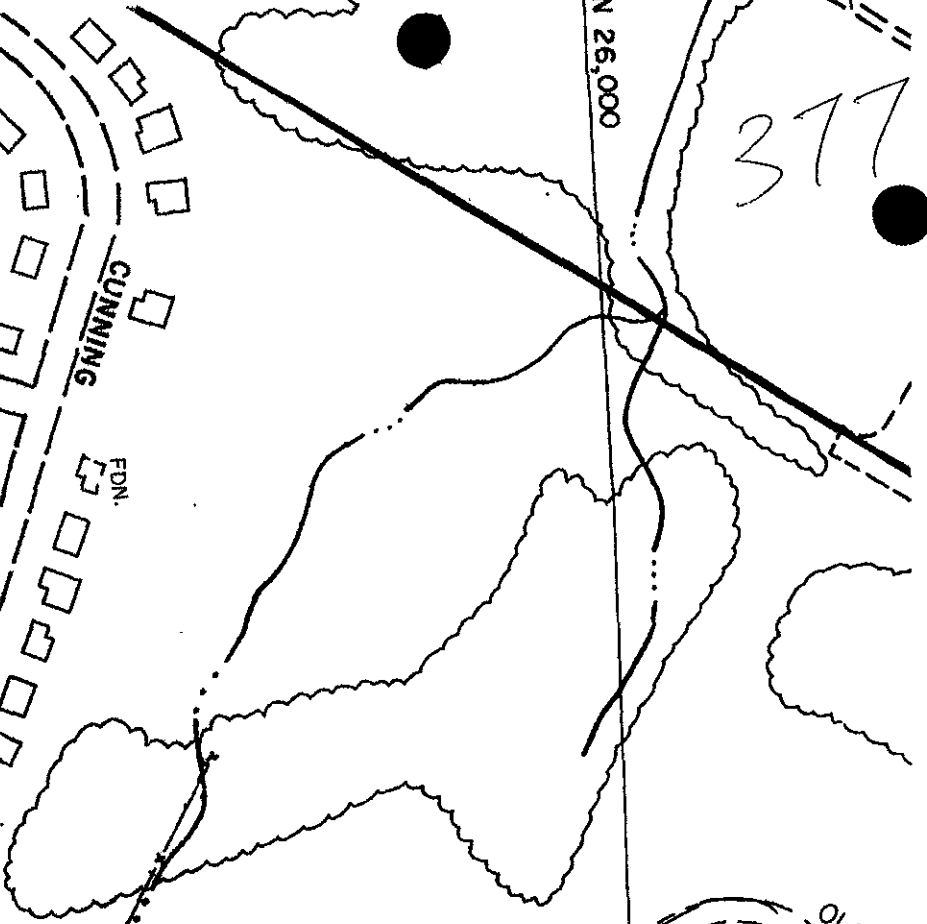
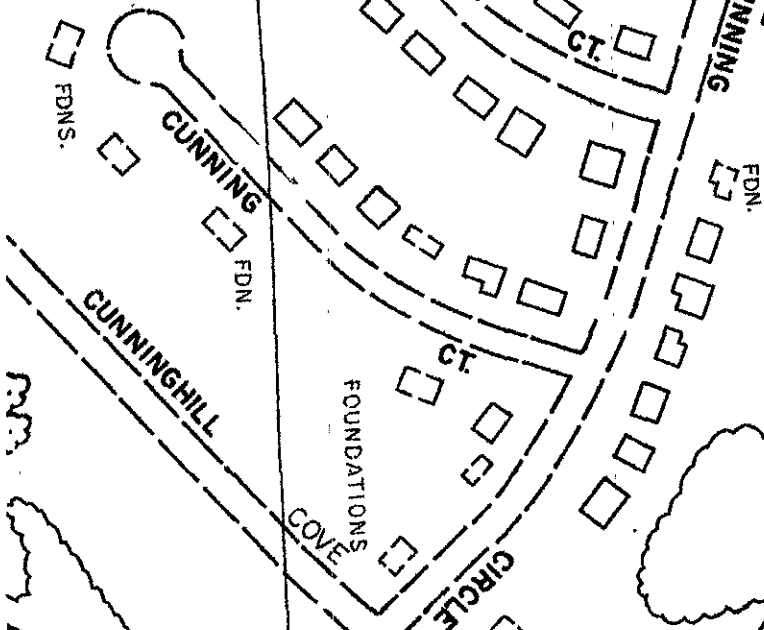
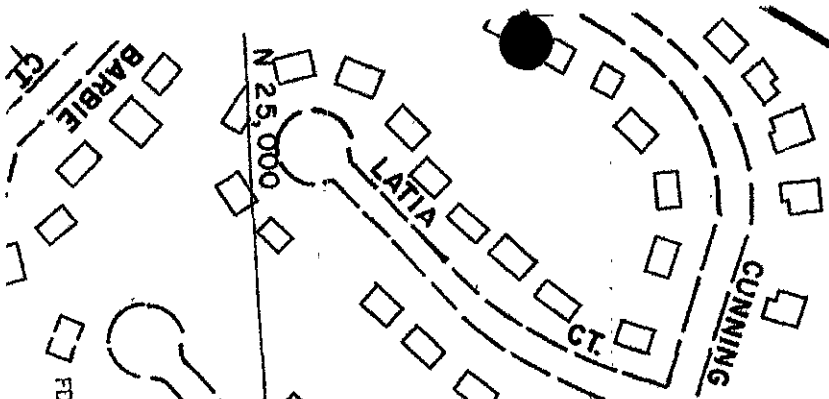
cc: file/oliviact

Pet Ex #2

377

N 26,000

N 25,000



SITE

N.E. 7 W

CUNNINGHILL

TR
S.S.

Plat to accompany Petition for Zoning ☒ Variance ☐ Special Hearing

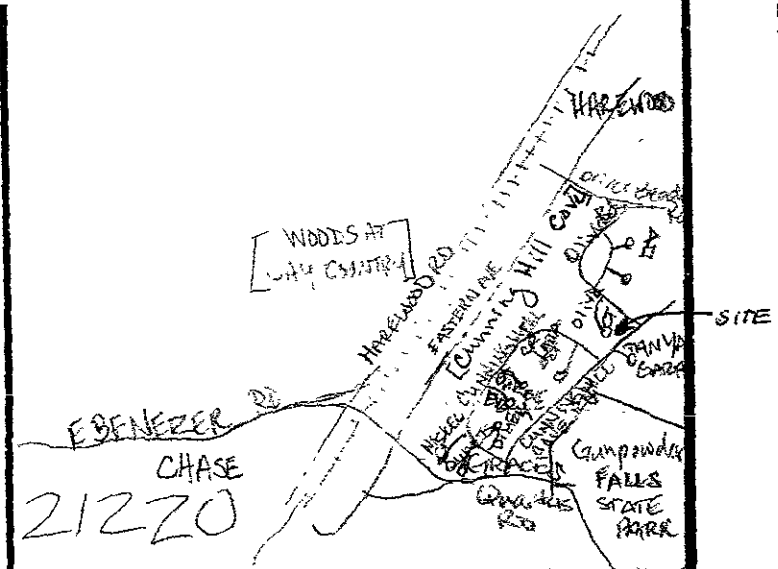
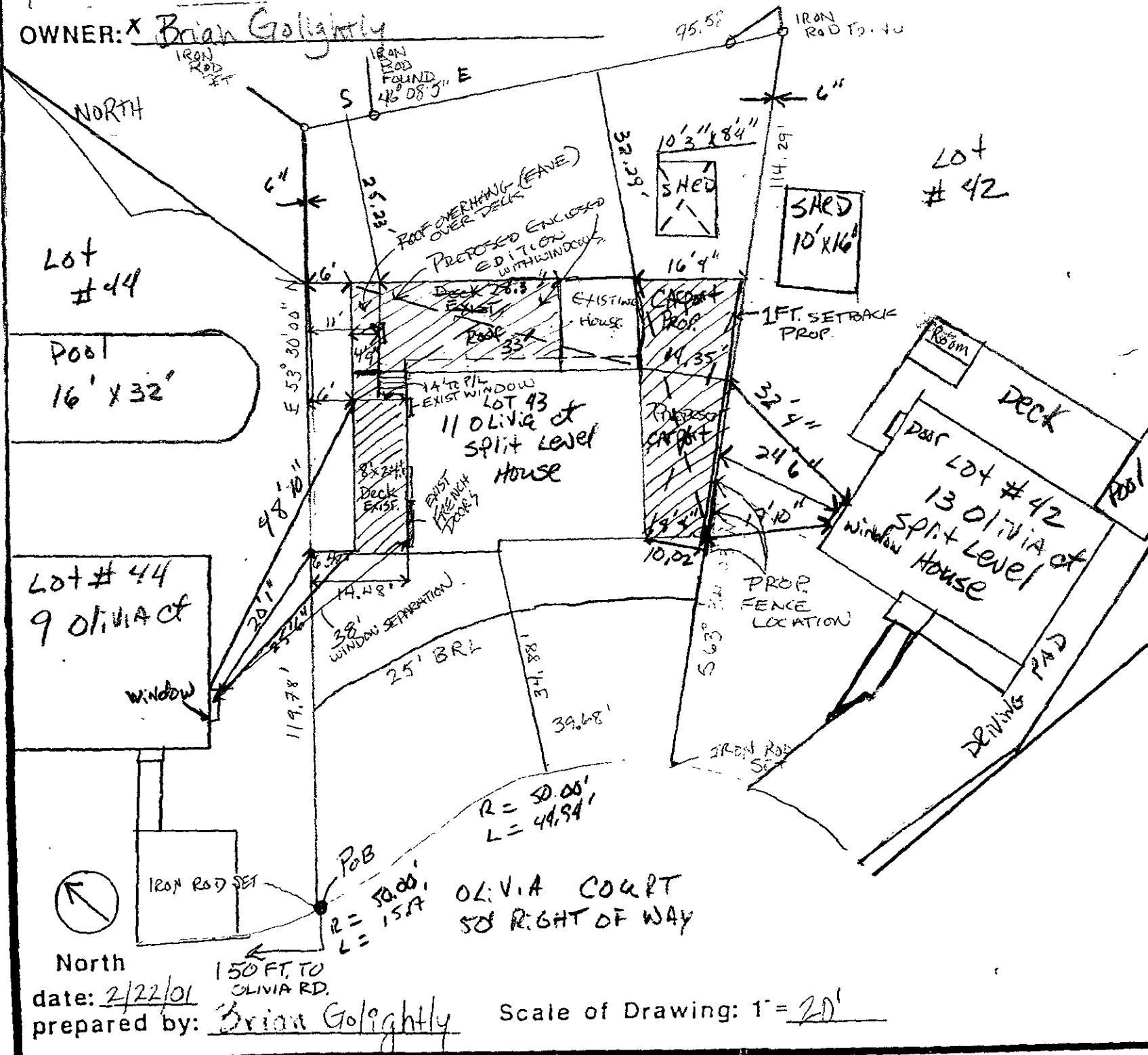
PROPERTY ADDRESS: 11 Olivia Ct Bkto. 21270-1180

see pages 5 & 6 of the CHECKLIST for additional required information

Subdivision name: Cunning Hill Cove

plat book # 53, folio # 27, lot # 43, section # Block D, Plat II

OWNER: X Brian Gollightly



LOCATION INFORMATION

Election District: 15
 Councilmanic District: 5
 1\"/>

	public	private
SEWER:	☒	☐
WATER:	☒	☐
Chesapeake Bay Critical Area:	☐	☒
Prior Zoning Hearings:	☐	☒
Flood Zone: NO	☐	☒
Historic District: NO	☐	☒

Zoning Office USE ONLY!

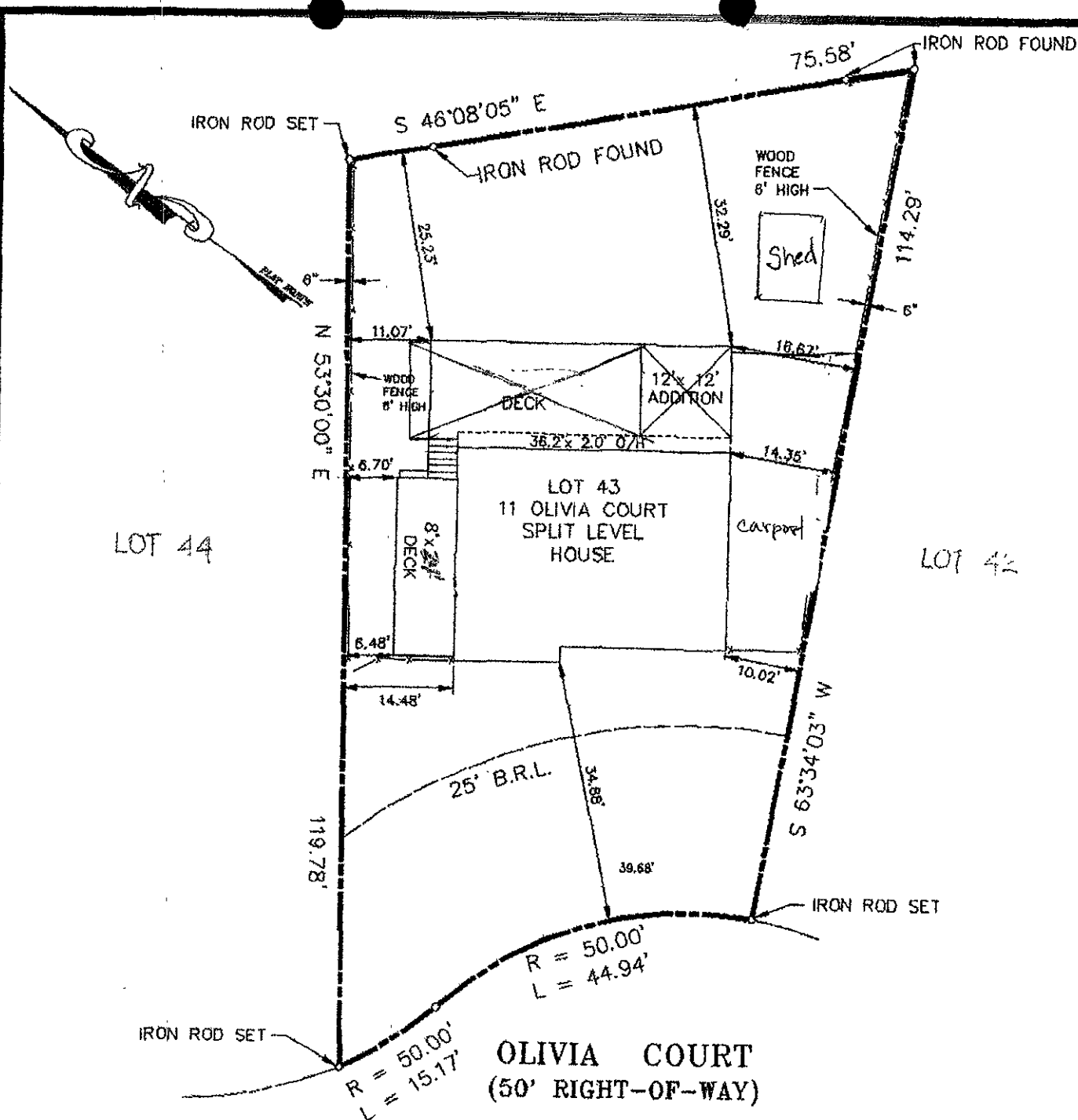
reviewed by: ITEM #: CASE #:

377

North
 date: 2/22/01
 prepared by: Brian Gollightly

Scale of Drawing: 1" = 20'

Pet Ex #1



SURVEYORS CERTIFICATE:

THIS PLAT DOES NOT CONSTITUTE A BOUNDARY SURVEY AND IS NOT INTENDED FOR USE IN THE ESTABLISHMENT OF PROPERTY LINES. THIS IS ONLY TO CERTIFY THAT I HAVE LOCATED THE IMPROVEMENTS SHOWN HEREON AND THAT THERE ARE NO ENCROACHMENTS EXCEPT AS SHOWN.

NOTES:

- 1.) THIS SURVEY WAS PREPARED WITHOUT BENEFIT OF A TITLE REPORT.
- 2.) PROPERTY CORNERS HEREON ARE AS SHOWN.

GARY J. THURMAN
 REGISTERED PROPERTY LINE SURVEYOR
 5 HARVEL COURT
 BALTIMORE, MARYLAND 21220
 (410)335-7644

LOCATION SURVEY
 LOT 43
 BAY COUNTRY
 PLAT BOOK 53 PAGE 27
 11 OLIVIA COURT
 15th ELECTION DISTRICT
 BALTIMORE COUNTY, MARYLAND
 SCALE : 1" = 20' DATE : 7 SEPT. 93



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

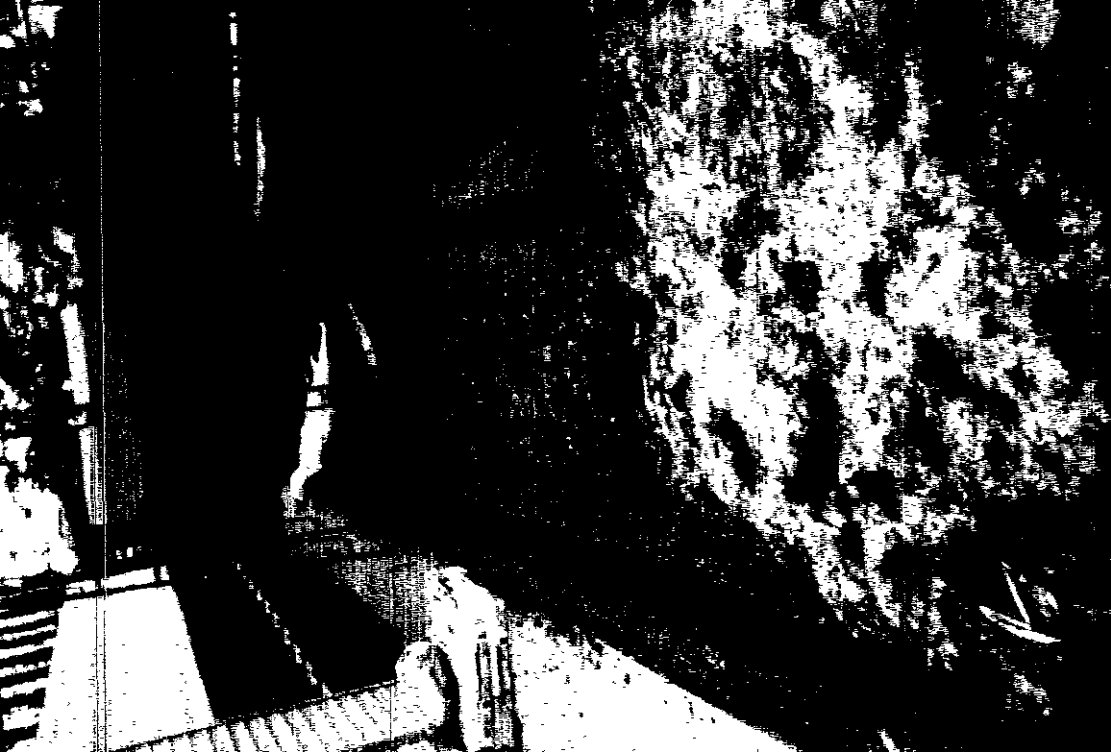
Photographs
#01-377-A



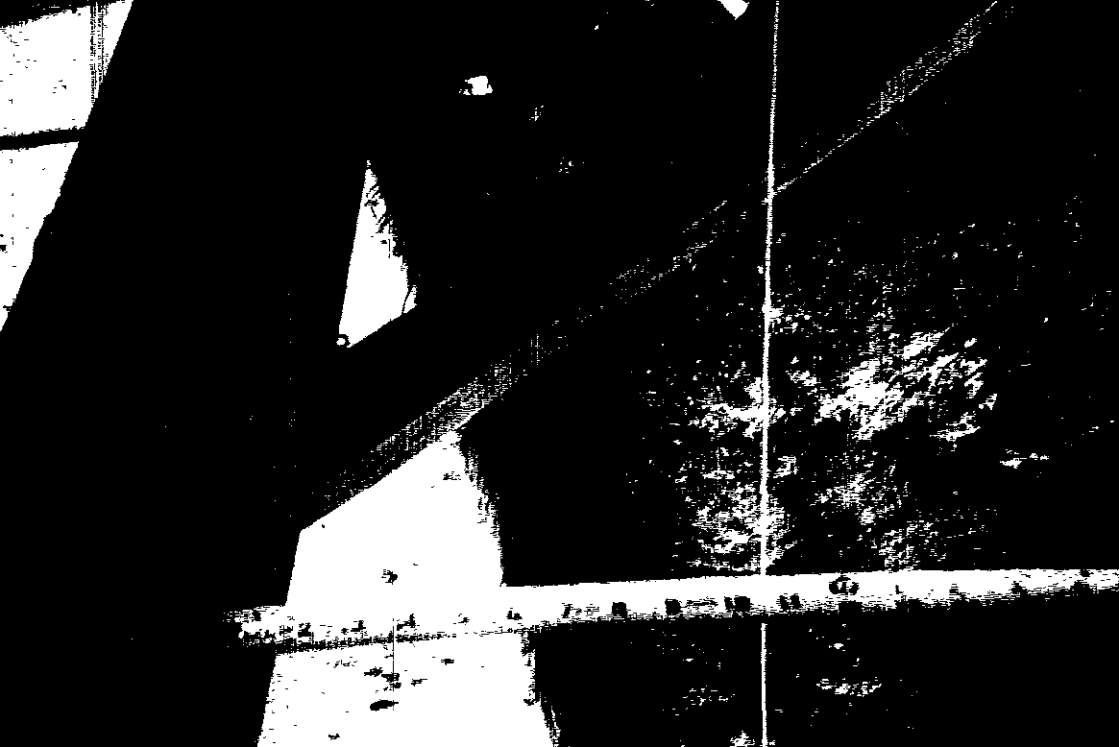
This Picture Show Existing
Window From Previous Addition
That Was Not On Original Permit
Applied For When Applying For
CAR PORT. AFTER County Came out
AND STOPPED WORK



These Post would
Be Supports For CAR
PORT ROOF. Which would
Have To Come PAST Post
Then Add RAIN Spouts which
MAY PUT CAR PORT RIGHT TO
LINE AND CAUSE MORE WATER
Run off Do To The pitch of
ROOF Which Should Be Great
To get ABOVE Existing window
Therefore I OBJECT TO
The CONSTRUCTION OF A CAR
PORT



These ~~On~~ TRENCHES Dug
AFTER ~~The~~ and DURING POSTING
OF Zoning Notice



ZONING NOTICE

CASE # 01 377-A

A PUBLIC HEARING WILL BE HELD BY
THE ZONING COMMISSIONER
IN TOWSON, MD

PLACE: PMA 402 Country Club, Room 402, Bayside, N.Y.

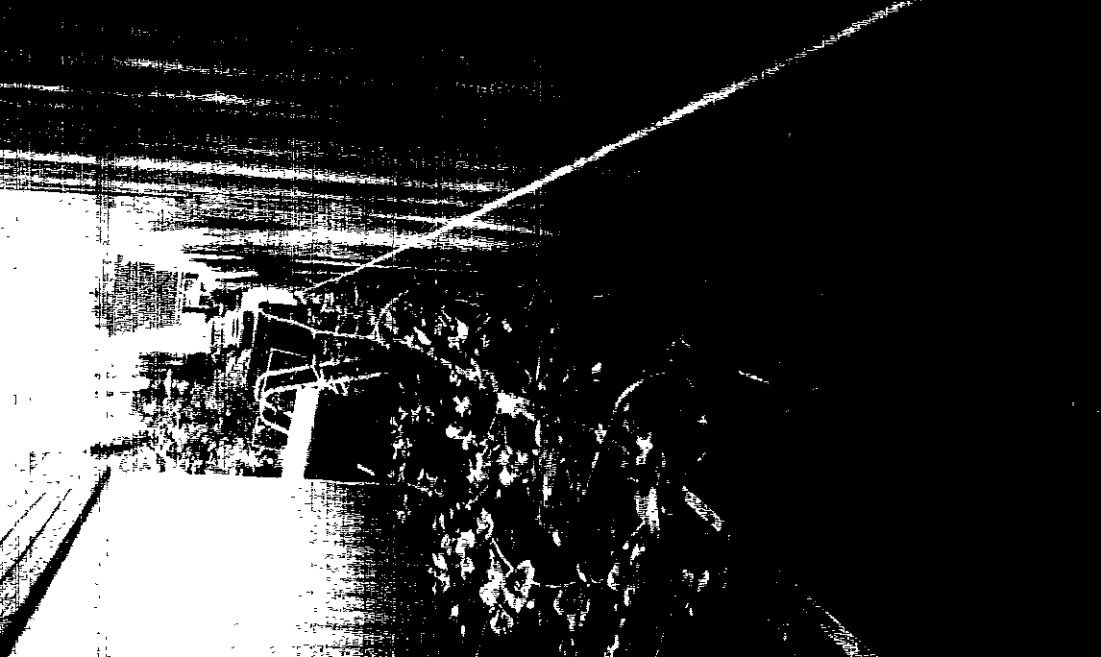
DATE AND TIME: 10/10/68 10:00 AM

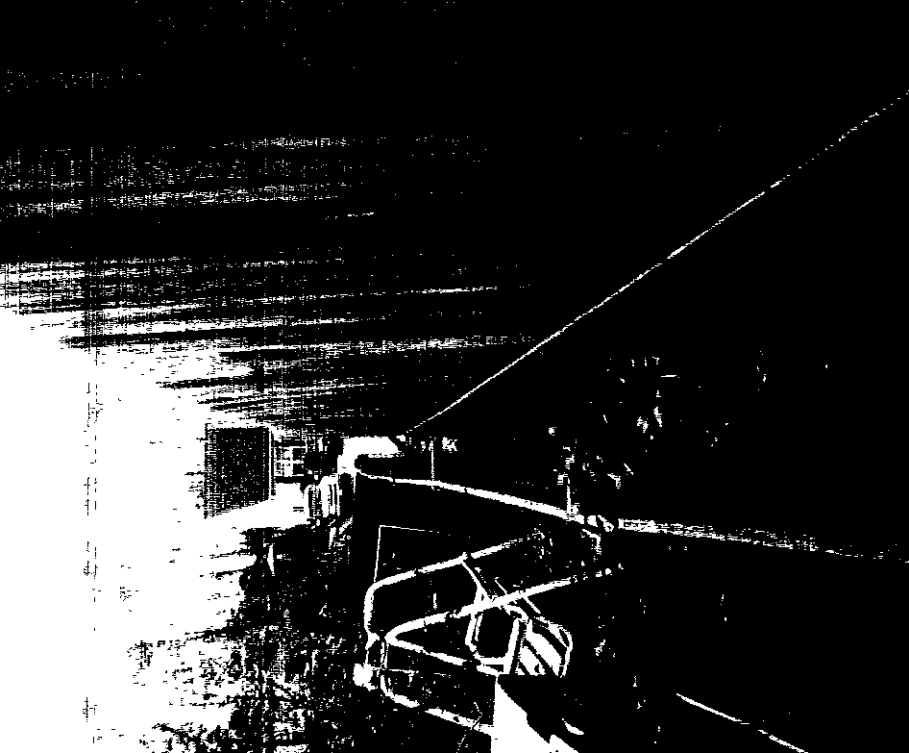
REQUEST. The American Medical Association has received 100,000 requests for information about the new health insurance law. The AMA is now receiving 10,000 requests a week. The AMA is now receiving 10,000 requests a week. The AMA is now receiving 10,000 requests a week.

ALL INFORMATION CONTAINED HEREIN IS UNCLASSIFIED EXCEPT WHERE SHOWN OTHERWISE

Prof Ex #1







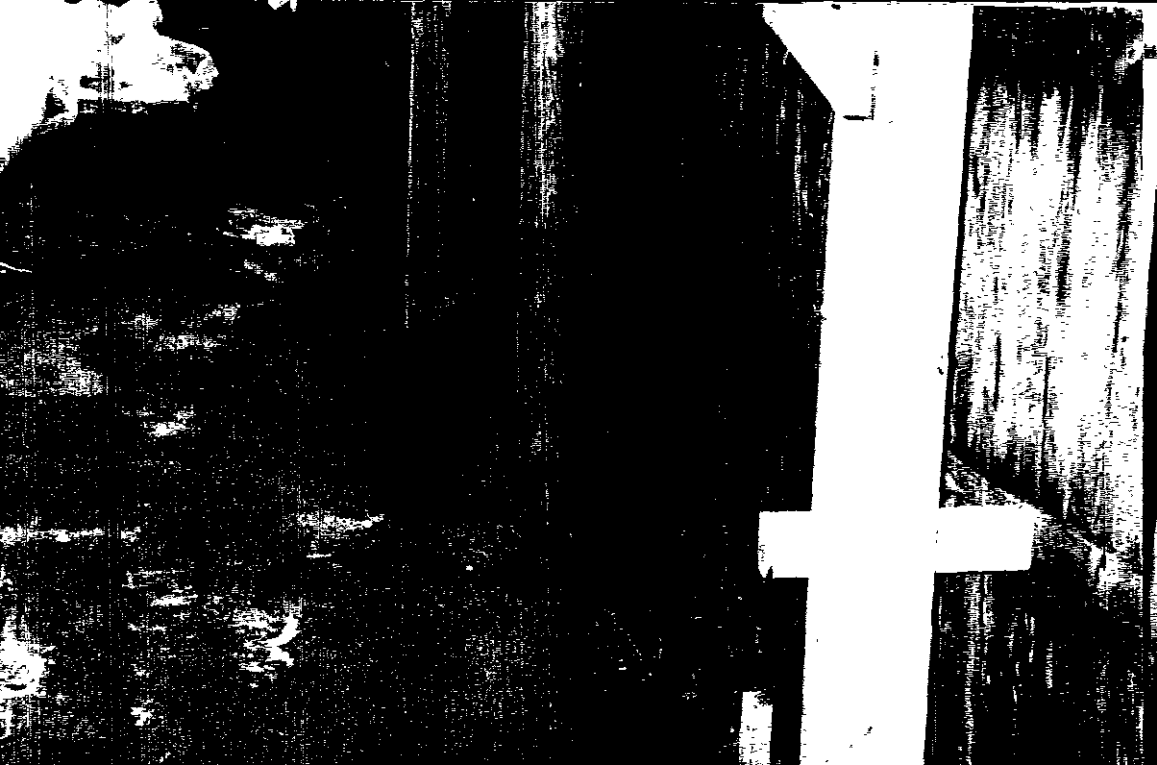




This is Picture Looking
STRAIGHT DOWN AT REAR Property
stake. my post is 6" in from
stake in BOTH Directions. His is
on Property Line.









The shed sitting in Driveway
needs to make it to pool in
Backyard BUT shed is wider
than opening due to roof over-
hang on shed. Plus to add to
fence would put pass my fence
by at least 8'



Drain Pipe from sub
pump which he now has
going Down Side of House.

But Prior to asking to correct
would have pumped in my
yard

12.2.2000

140. [1] 134 - 525





The Shed Which
Neighbors Keep ask me
When is it getting moved
I say when He Figures out
How To get 10'8" Through 10'



NO. [2] 134 - 525

12.8.2000

leveled and elevated

Drive & Shed Pad

Creating Damm by blocking
swail that Runs through yards

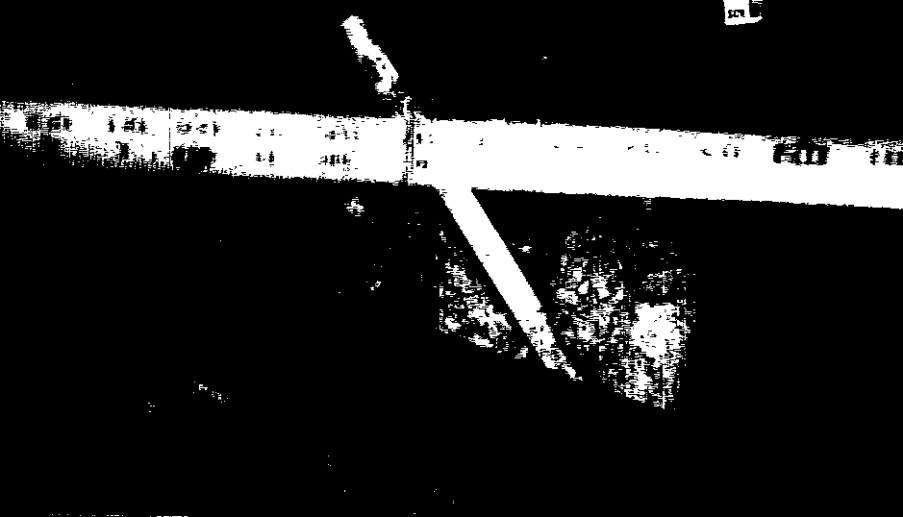




The Ditch WAS Dug To
PUT DRAIN FOR Sump Pump
AFTER I TALK TO OWEN
WHICH NEVER GOT COVERED
BACK AFTER HE RAN PVC ALONG
HOUSE (THIS WAS DONE IN DEC.)
AT TIME OF DRIVEWAY



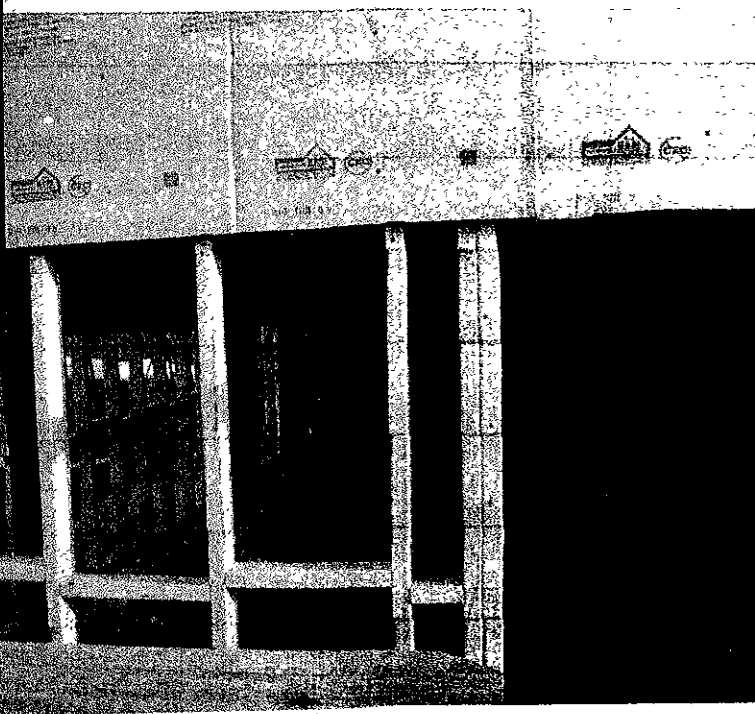
STRING LINE RAN
FROM FRONT TO REAR
SHOWS THAT MARKER IS
LEVEL AND STRING IS
ON PROPERTY LINE

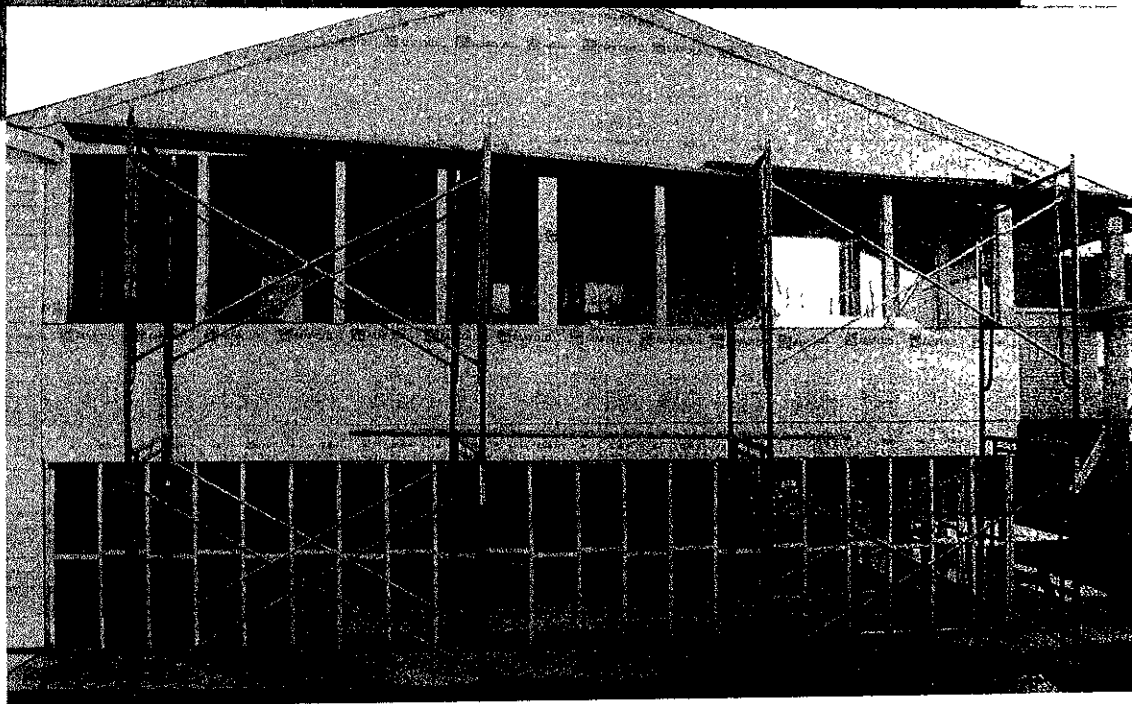
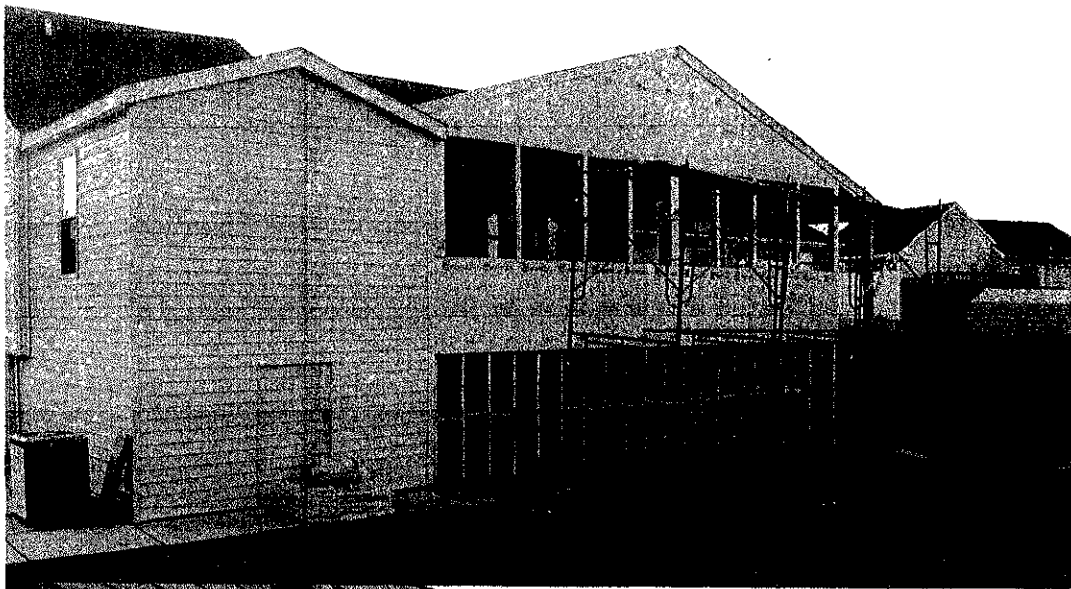


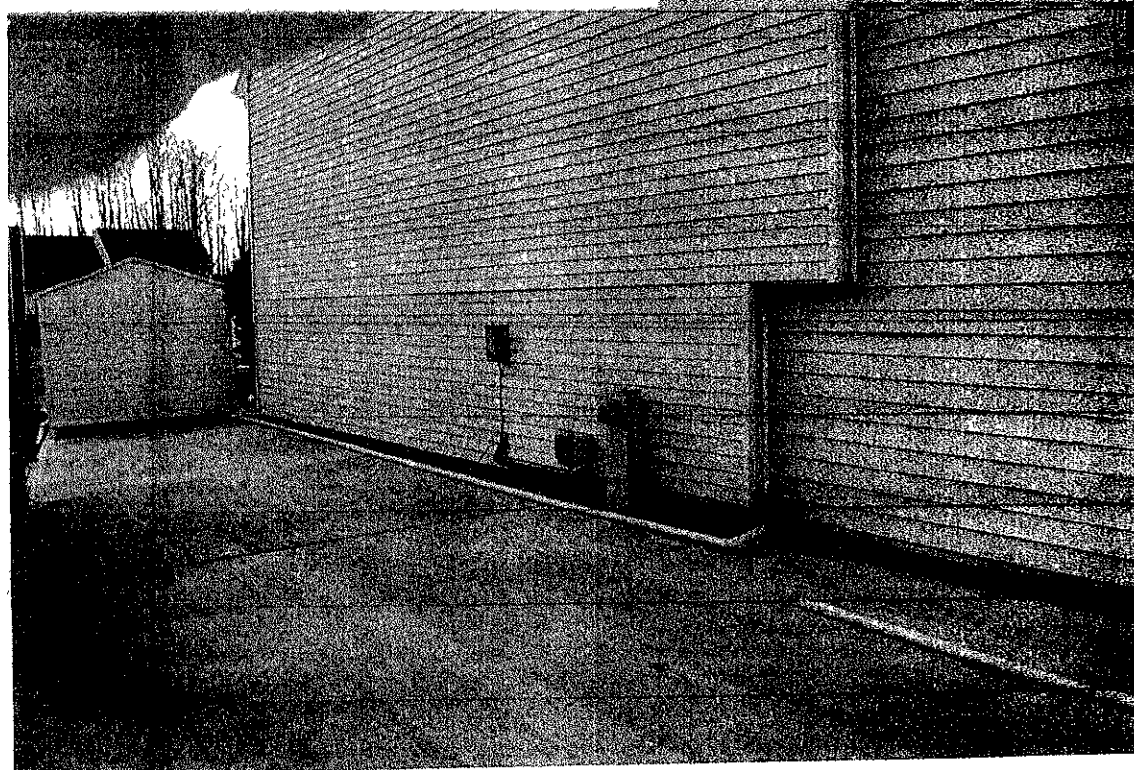
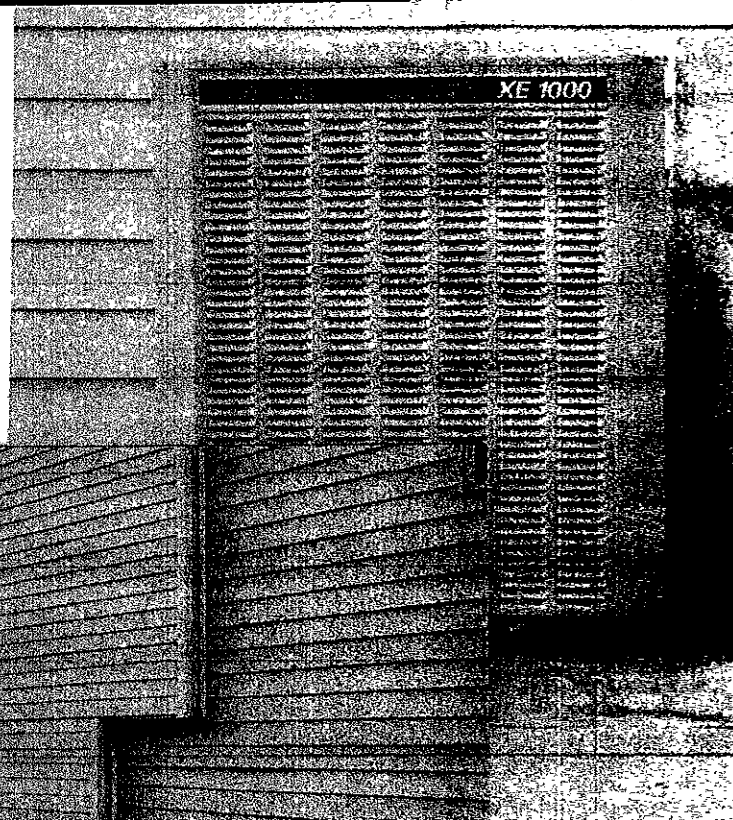
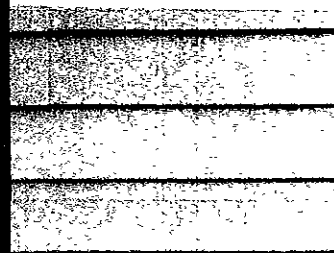
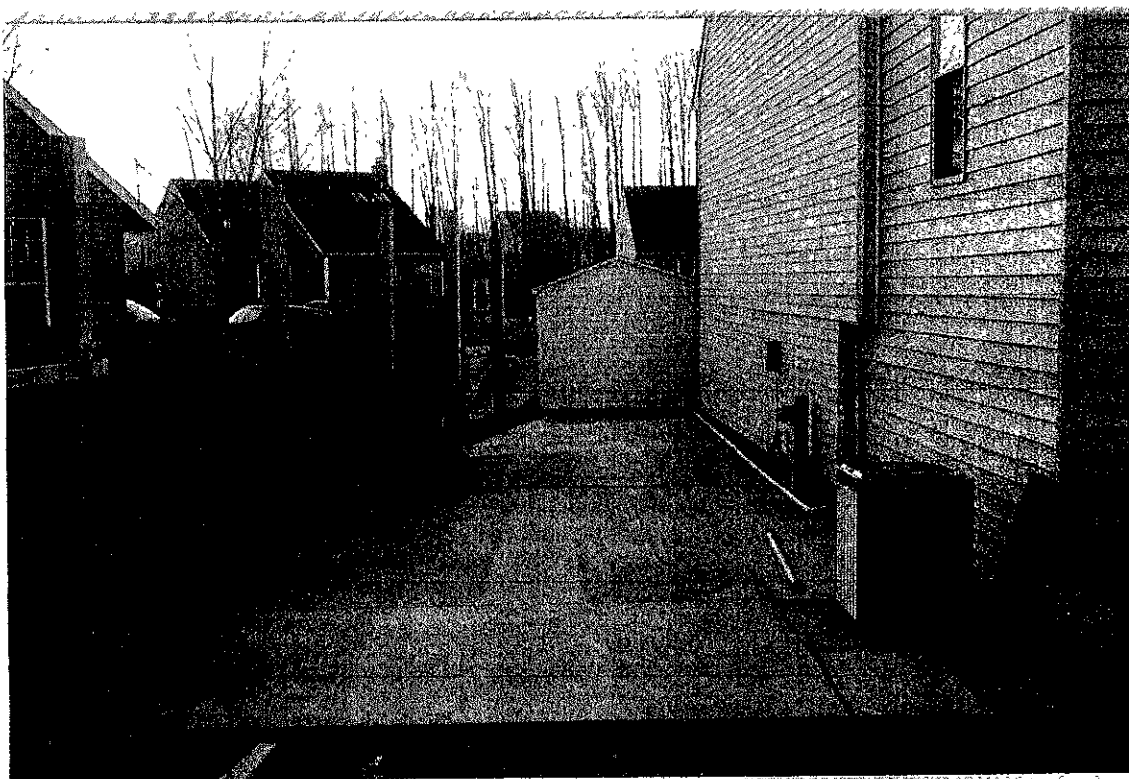
This Picture Shows
That The Distance From The
^{Front} Corner Of Applicants House To
Property Line is Just ~~under~~^{AT} 10'
Picture WAS HARD TO TAKE TRYING TO
STAND ON DIRT MOUND

001

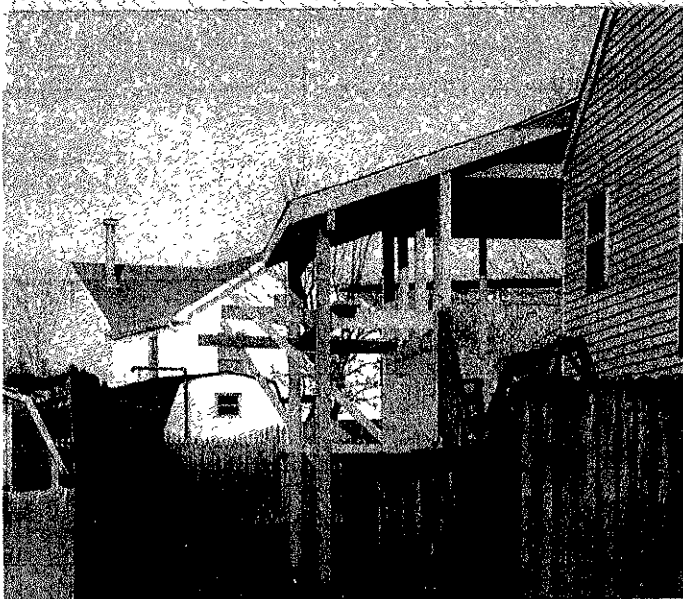
Construction







0



Measurement From 6x6 AT
Front of House Shows $10\frac{1}{2}$
From Property

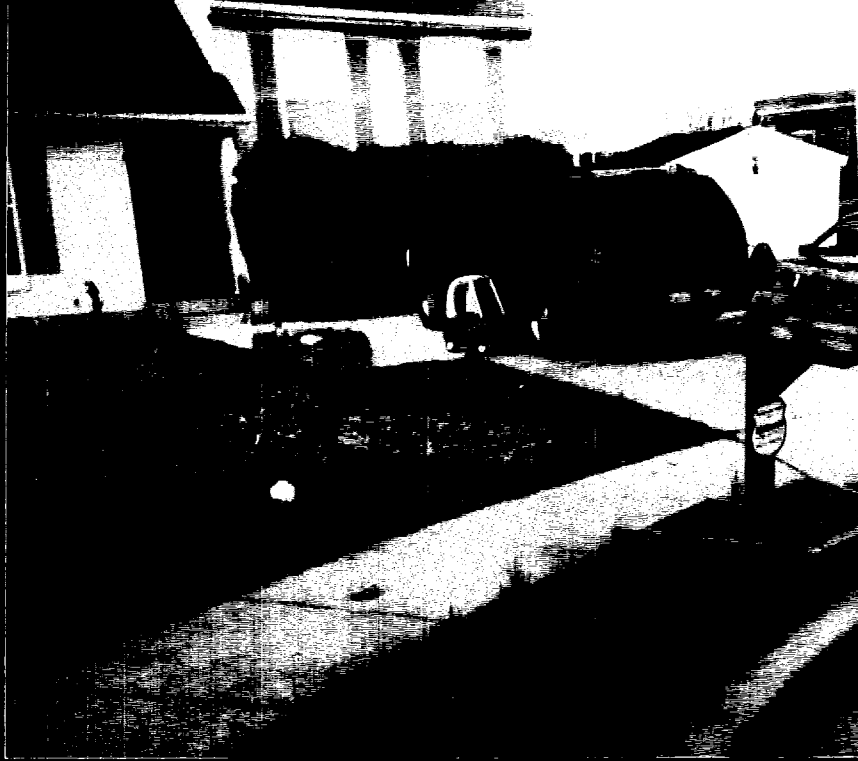
Fence on Property Line
Depicted By ORANGE Line

Pilled Dirt against fence
causing water to stay in
my yard and take longer to
drain

12.8.2000

NO. 141 - 525





nothing Taped off For
CAUTION Side WALK CRUSHED

This Shows The Screened
Porch. Permit Applied For AFTER the
FACTS

**DEPARTMENT OF PERMITS AND DEVELOPMENT MANAGEMENT
ZONING REVIEW**

ADVERTISING REQUIREMENTS AND PROCEDURES FOR ZONING HEARINGS

The Baltimore County Zoning Regulations (BCZR) require that notice be given to the general public/neighboring property owners relative to property which is the subject of an upcoming zoning hearing. For those petitions which require a public hearing, this notice is accomplished by posting a sign on the property (responsibility of the petitioner) and placement of a notice in a newspaper of general circulation in the County, both at least fifteen (15) days before the hearing.

Zoning Review will ensure that the legal requirements for advertising are satisfied. However, the petitioner is responsible for the costs associated with these requirements. The newspaper will bill the person listed below for the advertising. This advertising is due upon receipt and should be remitted directly to the newspaper.

OPINIONS MAY NOT BE ISSUED UNTIL ALL ADVERTISING COSTS ARE PAID.

For Newspaper Advertising:

Item Number or Case Number: 01-377-A
Petitioner: Brian Golightly & ANGELA GOLIGHTLY
Address or Location: 11 Olivia Ct.

PLEASE FORWARD ADVERTISING BILL TO:

Name: Brian K. Golightly AND ANGELA GOLIGHTLY
Address: 11 Olivia Ct. Balt. Md. 21220-1180
Telephone Number: (410) 335-3615

Revised 2/20/98 - SCJ