IN RE: PETITION FOR ADMIN. VARIANCE

E/S Berrymans Lane, 350' +/N centerline of Saffell Road
4th Election District
3rd Councilmanic District
(517 Berrymans Lane)

Karen & Patrick Stakem Petitioners

* BEFORE THE

* DEPUTY ZONING COMMISSIONER

* OF BALTIMORE COUNTY

* CASE NO. 01-391-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 Patrick Stakem. The variance request is for property located at 517 Berrymans Lane in the Reisterstown area of Baltimore County. The Petitioners herein seek a variance from Section 400.3 of the Baltimore County Zoning Regulations (B.C.Z.R.), to permit a garage with a height of 23 ft. in lieu of the permitted 15 ft. 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

Help Control

that comply with the requirements of Section 307.1 of the B.C.Z.R. Furthermore, strict compliance with the B.C.Z.R. would result in practical difficulty and/or unreasonable hardship upon the Petitioners.

Pursuant to the posting of the property and the provisions of both the Baltimore County Code and the Baltimore County Zoning Regulations, and for the reasons given above, the requested variance should be granted.

THEREFORE, IT IS ORDERED by the Deputy Zoning Commissioner for Baltimore County this day of April, 2001, that a variance from Section 400.3 of the Baltimore County Zoning Regulations (B.C.Z.R.), to permit a garage with a height of 23 ft. in lieu of the permitted 15 ft., 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. KOTROCC

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

April 26, 2001

Mr. & Mrs. Patrick Stakem 517 Berrymans Lane Reisterstown, Maryland 21136

Re: Petition for Administrative Variance

Case No. 01-391-A

Property: 517 Berrymans Lane

Dear Mr. & Mrs. Stakem:

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,

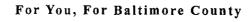
Timothy M. Kotroco

Deputy Zoning Commissioner

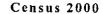
TMK:raj Enclosure















Petition for Administrative Variance

to the Zoning Commissioner of Baltimore County

for the property located at 517 BERRYMANS LN REISTERSTORM which is presently zoned RC5

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, 3; BCZK TO PERMIT A BARAGE WITH A Height OF 23FT DW LIEU OF THE PERMITTED 15FT

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 Purcha	ser/Lessee:		<u>Legal Owner(s):</u>
Name - Type or Print		Name	- Type or Ping STAISEM
Signature			Signature Signature
Address		Telephone No.	Name-Type or Print
City	State	Zip Code	Signature 2
Attorney For Pet	itioner:		57) BERKYMANS LN 910 526 Address 1 Telephone No.
Name - Type or Print		City	Kersters town pad 21136 State Zip Code
			Representative to be Contacted:
Signature			PATRICK STAKEM
Company			Name 910 577 BERRYMANS LN 526 41
Address		Telephone No.	Address Telephone No. REISTERSTOWN Md 21134
City	State	Zip Code	City State Zip Code
A Public Hearing havin day of of Batimore County and the	g been formally demanded a that the subj at the property be reposted.	nd/or found to be re ect matter of this petition	equired, it is ordered by the Zoning Commissioner of Baltimore County, the on be set for a public hearing, advertised, as required by the zoning regulation
J()			Zoning Commissioner of Baltimore County
GASE NO.	31-391 A	Reviewed By	OM Date 3.29.01
AEV 9/15/98		Estima	ated Posting Date
			4.8.01

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.

competent to testify thereto in the event that a	public hearing	is scheduled ir	n the future with reg	gard thereto.
That the Affiant(s) does/do presently reside at	<u>377</u>	BERKYY	MANS LA	/
	Address	RSTOWN	md	21136 Zip Code
·	City		State	
That based upon personal knowledge, the folio Variance at the above address (indicate hards)	owing are the thickness or practical	facts upon which I difficulty):	ch I/we base the re	quest for an Administrative
				•
		ATTAC	h # 10	
	SEE	ATTRIC	71100	
	-			,
That the Afriant(s) acknowledge(s) that if a fo	ormal demand	d is filed. Affiar	nt(s) will be require	ed to pay a reposting and
advertising fee and may be required to provide	additional inf	ormation.	()	
		/		
/ shing X faring		<u> Ka</u>	ren K. Stal	in
Signature		Signature	V CL.	1
PATRICK STAKEM	None	Ka	ren K. Sta	Kem
Name - Type or Print	Name	e - Type or Print		
				•
STATE OF MARYLAND, COUNTY OF BALTI	•			
I HEREBY CERTIFY, this 33th day of 15 State of Maryland, in and for the County afores	brch	,	200\ , before r	me, a Notary Public of the
State of Maryland, in and for the County afores	aid, personall	y appeared		•
the Affiant(s) herein, personally known or satis law that the matters and facts hereinabove set	factorily identiforth are true	itied to me as s and correct to t	such Affiant(s), and he best of his/her/t	i made oath in due form of heir knowledge and belief.
AS WITNESS my hand and Notarial Seal				
	J	Q	<u>~~</u>	
March 33, 3001	<u></u>	Now Son	two 11/2	now
Date	NOtt	ury Mudiic	m.	20 2001
	My	Commission Ex	opires <u>May</u>	20, 4004
REV 09/15/98				ı

Affidavit in Support of Administrative Variance

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

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	KEISTER	370WN	ma	2/156
•	City		State	Zip Code
That based upon personal knowledge, the followariance at the above address (indicate hardsh	wing are the t ip or practical	acts upon whic difficulty):	h I/we base th	e request for an Administrative
	SEE	ATTACK	ED	
That the Affiant(s) acknowledge(s) that if a fo	rmal demano	is filed, Affian	nt(s) will be re	quired to pay a reposting and
advertising fee and may be required to provide	additional int		un KA	alem
Signature) STAKEM			un Kott en K.S	takem
Name - Type or Print		e - Type or Print		
I HEREBY CERTIFY, this 33 day of 5 State of Maryland, in and for the County aforesa			∂oo\. befo	re me, a Notary Public of the
State of Maryland, in and for the County aforesa	aid, personally	y appeared	,	
the Affiant(s) herein, personally known or satisf law that the matters and facts hereinabove set f	actorily identi orth are true	fied to me as s and correct to t	uch Affiant(s), he best of his/l	and made oath in due form of ner/their knowledge and belief.
AS WITNESS my hand and Notarial Seal			"	
March 23th 2001	Nota	ary Public	April,	Magra

My Commission Expires

REV 09/15/98



Petition for Administrative Variance

to the Zoning Commissioner of Baltimore County

for the property located at	57	ブ	Berr	eymans	LN
which	h is pr	eser	tly zoned	Res	

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) 400.3; BCZK TO PERMIT A HEIGHT OF 23 FT EN LIEU OF THE PERMITTED 15 FT

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.

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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	<u>/Lessee:</u>			Legal Owner(s):
				PATRICK STAKEM
Name - Type or Print			Name -	Type or Pont
Signature			-	1 comes / John
Signature				Signature Karen K. Stakem
Address		Telephone No.	-	Name - Type or Print Mayn & Staken
City	State	Zip Code	-	Signature 410
Attorney For Petitio	ner:			Address Telephone No. 21136
Name - Type or Print			City	State Zip Code
				Representative to be Contacted:
Signature			•	
				PATRICK STAKEM
Company			-	Name Polleman And In The Miles
Address		Telephone No.	-	Address 7 Telephone No.
, iddicoo		reiephone 140.		Manufacture (Manufacture)
City	State	Zip Code	-	City State Zip Code
A Public Mandag having be	on formally domand	ad and/or found to	ho roc	uired, it is ordered by the Zoning Commissioner of Baltimore County, this
day of	,that the	subject matter of this	petition	be set for a public hearing, advertised, as required by the zoning regulations
of Baltimore County and that the	he property be reposted	d.		
				Zoning Commissioner of Baltimore County
ø	11. 2011	1		146 9 0 A A
CASE NO.	1-3914	Reviewed	ву	CW Date \$ 3.29.0,
REV 9/15/98			Estimat	red Posting Date

Affidavit in support of administrative Variance.

I am requesting a variance of the zoning regulations regarding the height restrictions for detached garages. The garage I am building is going to be 30 feet wide and have 8' high overhead doors as apposed to the normal 7'. This requires me to raise the ceiling height to 9' as apposed to the normal 8' foot ceilings. Because of these two factors (the width of the building and the door and ceiling heights), the height to the peak of the roof will be higher then the 15'allowed. In order to abide by the 15' restrictions, the roof pitch would have to be very shallow and I feel there would be greater chance of water leaking and other associated maintenance problems occurring.

I need the higher doors because I drive a truck and I would use the garage for protection from the elements. Also, my family may be purchasing a large SUV in the future, and we would need protection from the elements for that as well. The standard overhead garage door is 7' and most of today's vehicles fit in those doors. With the large trucks and SUV's that are on the market today, a higher door is required for them to fit in the garage. The garage will be used for family and household needs only and no other purposes.

The Shim	Yaren & Staken		
Patrick Stakem	Karen Stakem		

STATE OF MARYLAND, COUNTY OF BALTIMORE, to wit:

I HEREBY CERTIFY, this <u>33</u> day of <u>1000</u>, before me, a Notary Public of the State of Maryland, in and for the county aforesaid, personally appeared, Patrick Stakem, Karen Stakem the Affiants herein, personally known or satisfactorily identified to me as such Affiants, and made oath in due form of law that the matters and facts hereinabove set forth are true and correct to the best of their knowledge and belief.

AS WITNESSED my hand and Notarial Seal

March 23, 2001 Town Tymn
Date Notary Public

My Commission Expires May 30, 2004

Zoning Description for 517 Berrymans Lane.

Beginning at a point on the east side of Berrymans Lane, which is approximately 21 feet wide and a right of way of approximately 50 feet wide at a distance of approximately 350 feet north of the centerline of Saffell Rd. which is approximately 20 feet wide.

Being for the same and being know and designated as Lot No. 24, as shown on a plot entitled, "Plat 2, Final Subdivision Plat, Dyer Property", which Plat is recorded among the Land Records of Baltimore County in Plat Book No. 40, Folio 121, containing 1.3 acres. Also known as 517 Berrymans lane and located in the 4th Election District, 7th Prec., 11th Legis. District, 7th Cong. District, 3rd Councilmanic District.

BALTIMORE COUNTY, MARYLAND OFFICE OF BUDGET & FINANCE MISCELLANEOUS RECEIPT	No.	9 2802	PAYMENT ACTUAL TIME
MISCELLANEOUS RECEIPT			REG W903 CASHIER LWIL LDW DRAWER >R DEIPT & 175749 DOV 5 528 ZONING VERIFICATION
RECEIVED P. STAREM	50.5	TIT BERL	CR 10. 692002 Recet Tot 50.00 24
FOR:			-
		1cm	- CASHIER'S VALIDATION

Antin JOHNE OF LOSTING

RE:	Case No.: 01-391-A
	Petitioner/Developer:
	Patrick Stakem
	Date of Hearing/Closing: 4.23.01

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 517 Berrymans Lane

Reisterstown, MD 21136

The sign(s) were posted on April 4, 2001

(Month, Day, Year)

ARIANCE MARINE MARINE

Sincerely,
() 0 .
1 Sugar Harden State
STACLYX JORDANOS 4-4-61
(Signature of Sign Poster and Date)
11 -
Stacy Gardner
(Printed Name)
SHANNON-BAUM SIGNS INC.
105 COMPEMANES GOALS DR.
ELDERSBURG, MD. 21784
(City, State, Zip Code)
410.781.4000
(Telephone Number)

Miller (Miller) APR 9 2001 DEFT. OF FEMALE WAS DEED

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.

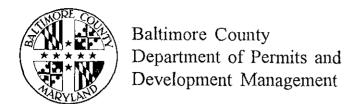
Zoning Review will ensure that the legal requirements for advertising are satisfied. However, the petitioner is responsible for the costs associated with these requirements. The newspaper will bill the person listed below for the advertising. This advertising is due upon receipt and should be remitted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

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

· · · · · · · · · · · · · · · · · · ·	
For Newspaper Advertising:	
Item Number or Case Number: Petitioner: Parcick	STAKEM
	BERRYMAN LN., REISTERSTOWN, Md. 21136
PLEASE FORWARD ADVERTIS	SING BILL TO:
Name:	
Address:	Jane
Telephone Number:	410-526-4113

ADMINISTRATIV / ARIANCE INFORMATION SEET AND DATES

Case Number 01- 39 (-A Address 517 Berrymans LN.
Contact Person: Planner, Please Print Your Name) Phone Number: 410-887-3391
Filing Date: 3.29.01 Posting Date: 4.8.0 Closing Date: 4.23.0
Any contact made with this office regarding the status of the administrative variance should be through the contact person (planner) using the case number.
1. POSTING/COST: The petitioner must use one of the sign posters on the approved list (on the reverse side of this form) and the petitioner is responsible for all printing/posting costs. Any reposting must be done only by one of the sign posters on the approved list and the petitioner is again responsible for all associated costs. The zoning notice sign must be visible on the property on or before the posting date noted above. It should remain there through the closing date.
 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.
4. POSSIBLE PUBLIC HEARING AND REPOSTING: In cases that must go to a public hearing (whether due to a neighbor's formal request or by order of the zoning or deputy zoning commissioner), notification will be forwarded to you. The sign on the property must be changed giving notice of the hearing date, time and location. As when the sign was originally posted, certification of this change and a photograph of the altered sign must be forwarded to this office.
(Detach Along Dotted Line)
Petitioner: This Part of the Form is for the Sign Poster Only
USE THE ADMINISTRATIVE VARIANCE SIGN FORMAT
Case Number 01-391 -A Address 511 BERZYMANS (N. Petitioner's Name PATRICK STAKEM Telephone 410-526-41
Posting Date: 4.8.01 Closing Date: 423.01
Wording for Sign: A VARIANCE A GARAGE WITH A HEIGHT OF
23ft. IN lieu of The permitten 15ft.



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

April 23, 2001

Karen K & Patrick Stakem 517 Berrymans Lane Reisterstown MD 21136

Dear Mr. & Mrs. Stakem:

RE: Case Number: 01-391-A, 517 Berrymans Lane

The above referenced petition was accepted for processing by the Bureau of Zoning Review, Department of Permits and Development Management (PDM) on March 29, 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. らりて Supervisor, Zoning Review

WCR: gdz

Enclosures

c: People's Counsel

BALTIMORE COUNTY, MARYLAND

INTER-OFFICE CORRESPONDENCE

TO:

Arnold Jablon, Director

DATE: April 10, 2001

Department of Permits and Development Management

FROM:

Arnold F. 'Pat' Keller, III

Director, Office of Planning

SUBJECT: Zoning Advisory Petition(s): Case(s) 01-381, 01-384, 01-390, and 01-391

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

April 12, 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 9, 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.

THE FIRE MARSHAL'S OFFICE HAS NO COMMENTS IN REGARD TO THE FOLLOWING ITEM #'S.

380, 381, 382, 384, 386, 387, 389, 390, 391, 392, 393, 394,

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 Governor

John D. Porcari Secretary

Parker F. Williams Administrator

Date: 4.9.01

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

RE: Baltimore County

Item No. 391

12F

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.

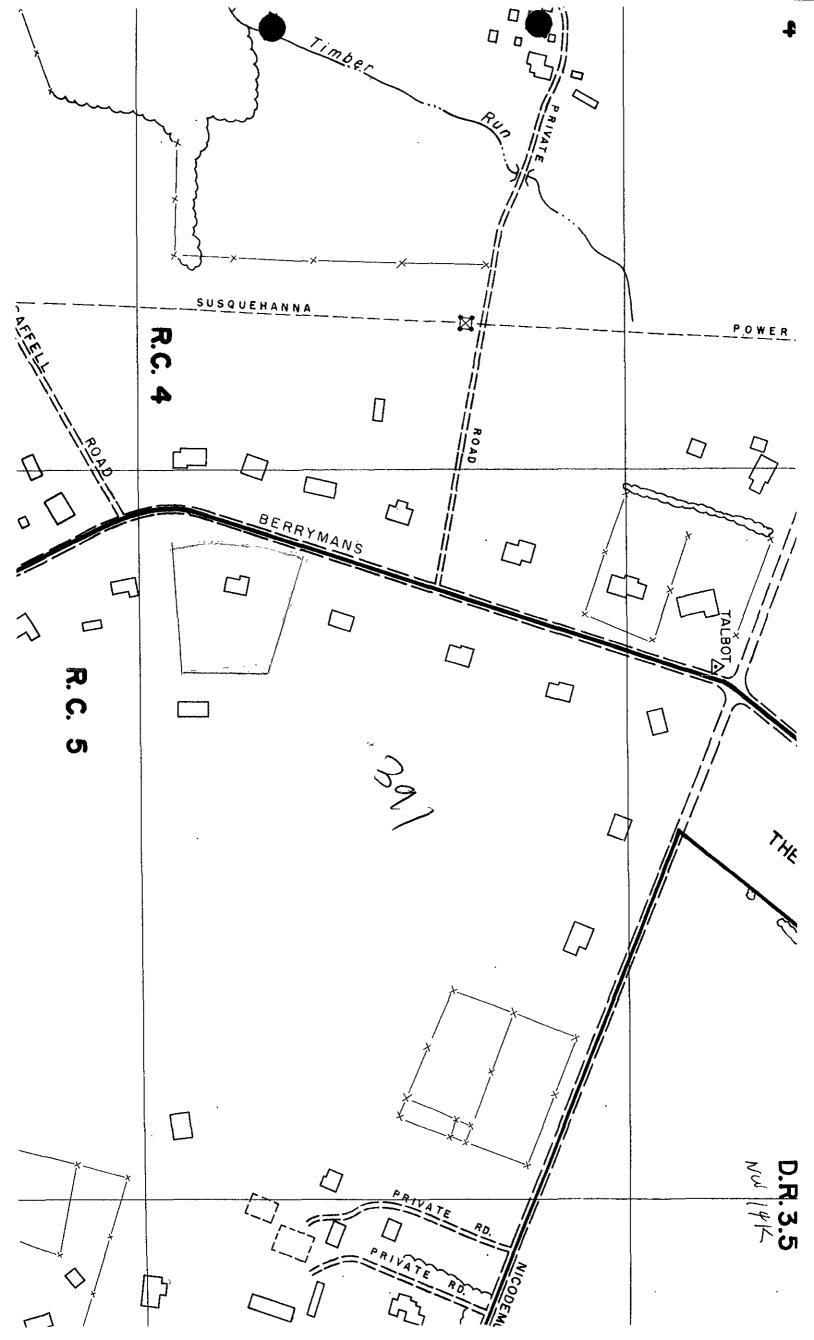
Should you have any questions regarding this matter, please contact Larry Gredlein at 410-545-5606 or by E-mail at (lgredlein@sha.state.md.us).

Very truly yours,

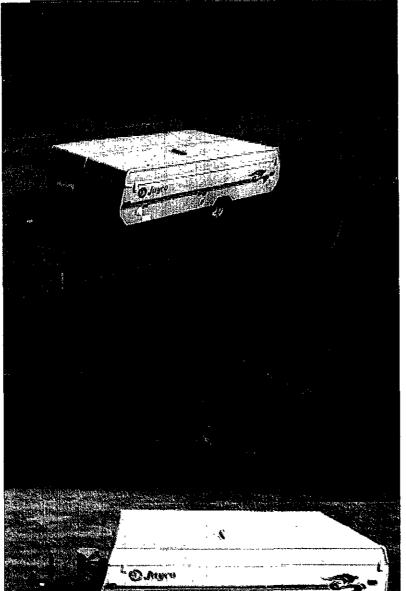
Kenneth A. McDonald Jr., Chief Engineering Access Permits Division

1. J. Holl

My telephone number is ______

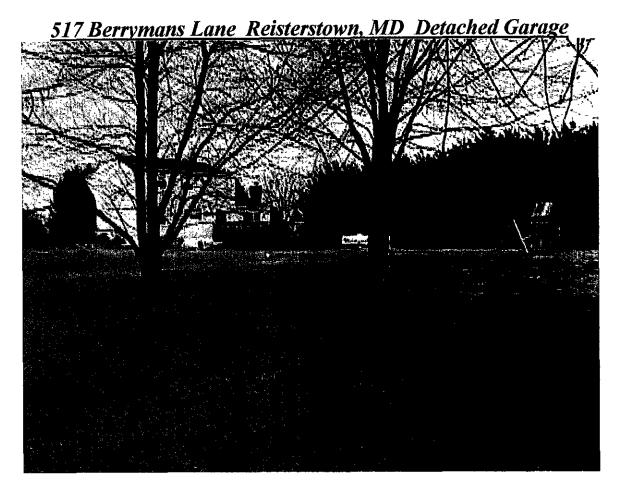


Southeast corner of garage. Looking north toward 513 Berrymans Lane



View looking north toward 513 Berrymans Lane, which can be seen through pine trees.

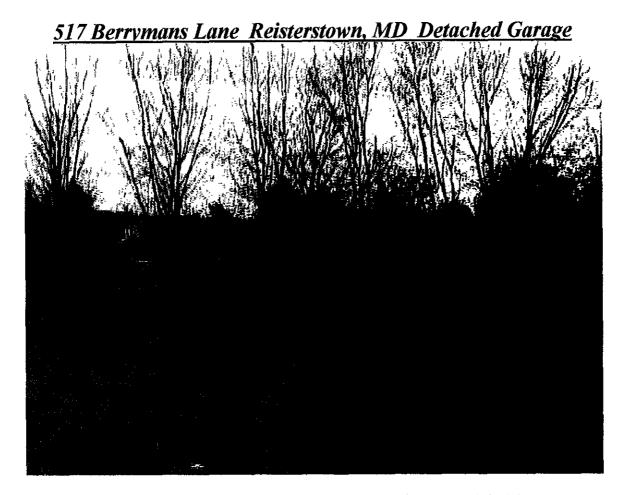
Southeast corning looking West toward 518 Berrymans Lane



View looking northwest from the south east corner of 517 Berrymans Lane. This corner of the property Borders 601 Berrymans Lane to the side and 611 Berrymans Lane to the rear of 517.

30/

Looking north from property line with 601 Berrymans Lane. Proposed garage will be just beyond the deck that is in the center of the picture. 513 Berrymans Lane is just on the other side of the Pine trees.



View looking south toward 601 Berrymans Lane, which is just beyond the Pine trees on the right side of the photo. The house on the left of the photo is 607 Berrymans Lane and is the lot on the other side of 601 Berrymans Lane.



Looking east at Property line between 513 and 517 Berrymans Lane. 517 is to the right in the picture. Pine Trees are the approximate property line.



Looking from across the street from 517 Berrymans Lane and moving to the left. This shows a panoramic view of 517 and 513 Berrymans Lane. Picture #1 shows 517. #2 shows the trees on the property line between 517 & 513. #3 shows 513



Northeast corner of garage looking toward house and street. 522 Berrymans lane behind trees on right side of photo.



Another view looking Northwest from the back property line. Garage will be where camper is in picture.

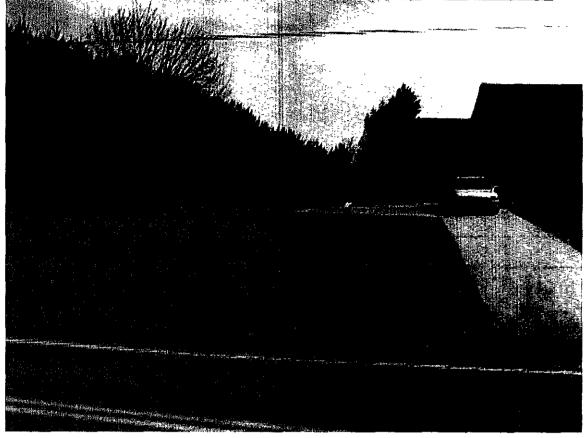


Front of garage looking East



Side closest to house looking North. 515 Berrymans Lane can be seen through the trees

View of 513 Berrymans lane from across the street.



View from 522 Berrymans, which is across the street from Proposed garage. The garage will be in the center of photo to the left of the house.



Back of garage looking west toward the street. House on right is 518 Berrymans lane.



Back of garage looking west toward 518 Berrymans Lane.

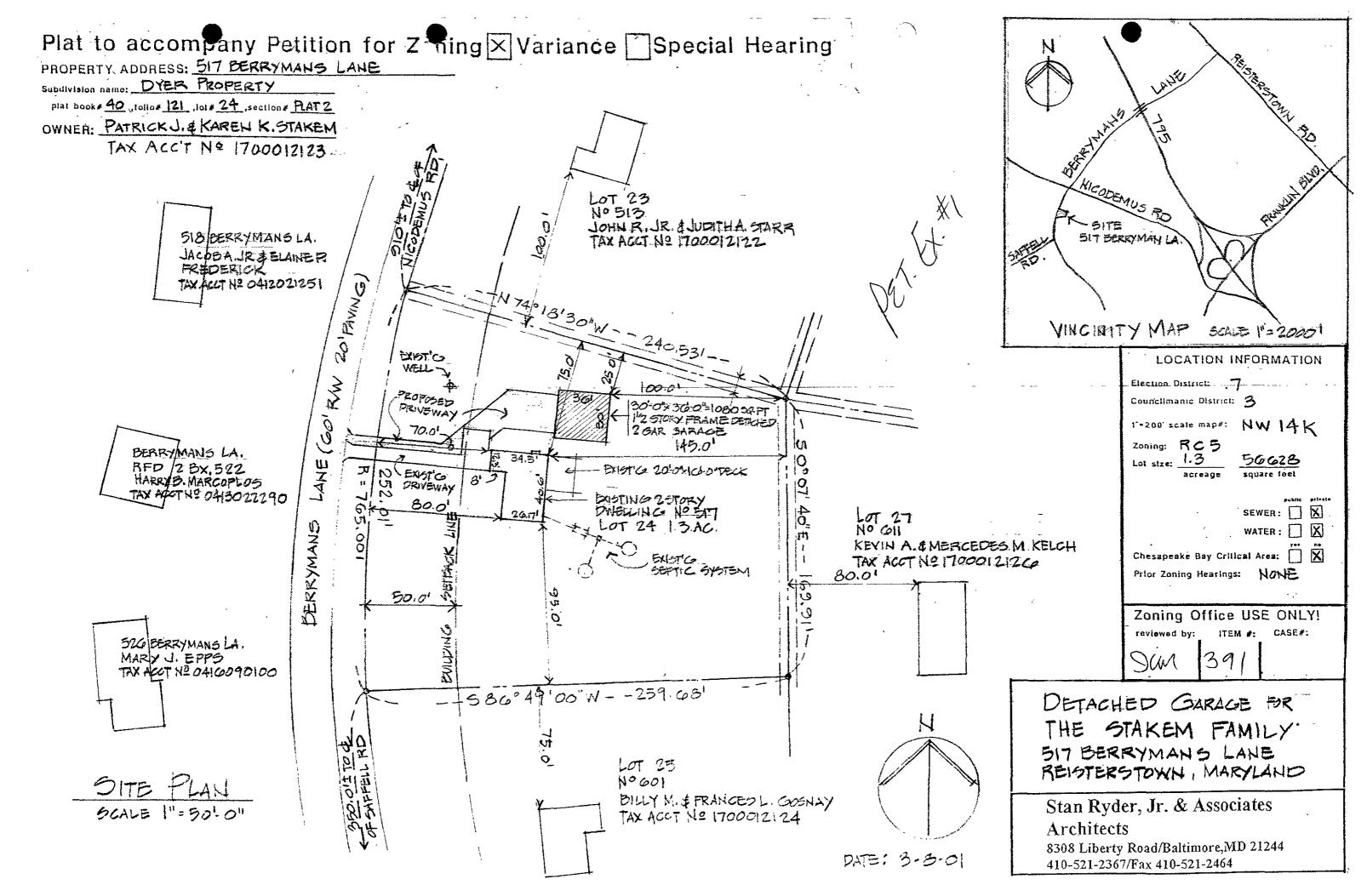


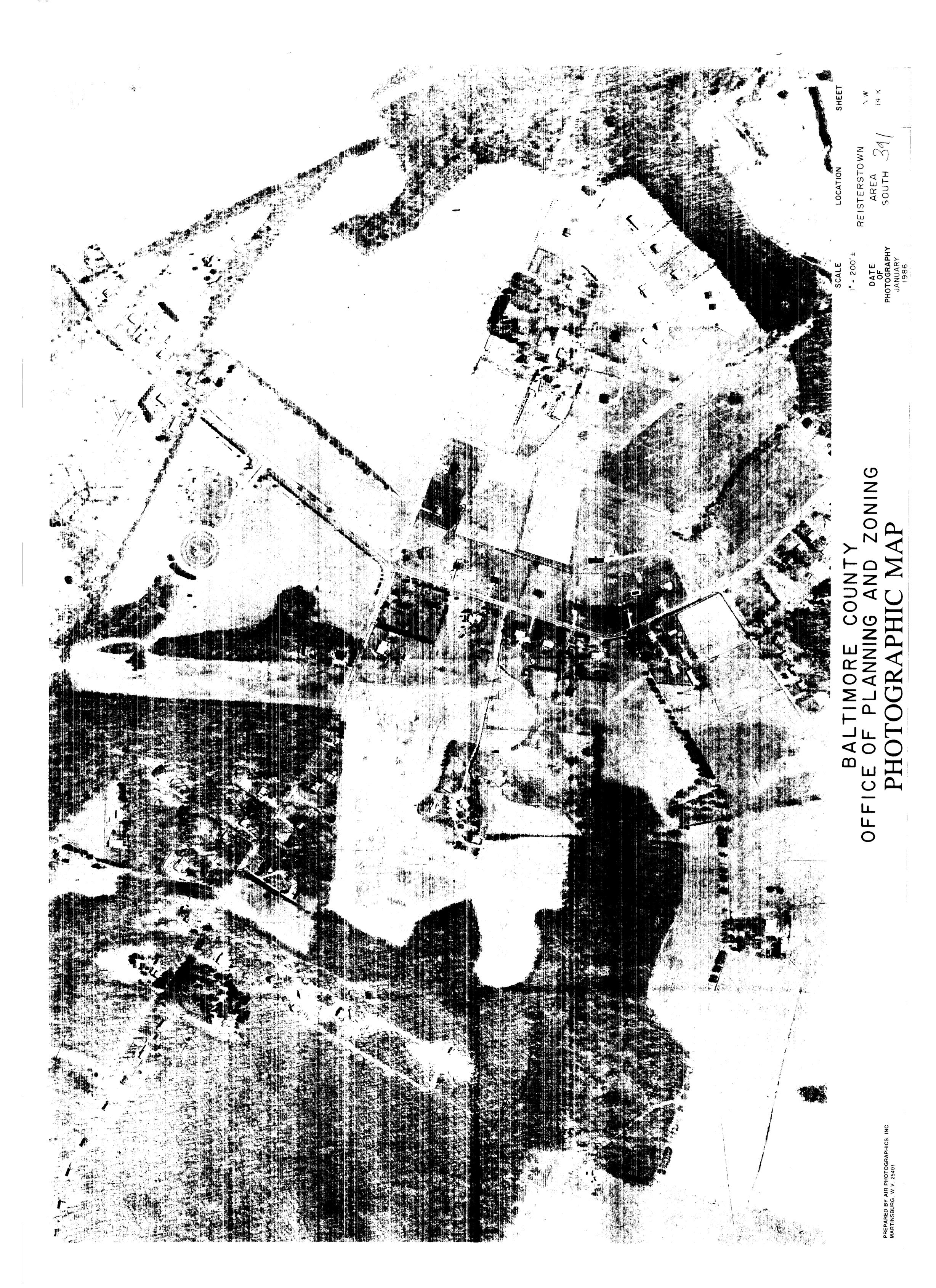
View from 518 Berrymans Lane, which is across the street from the proposed garage. The garage to be located just behind the tree in the center of the picture.



Another view of the front of proposed garage. Looking east from street.

View looking east toward 611 Berrymans Lane. Pine trees are approximate property line.





IN RE: PETITION FOR ADMIN. VARIANCE

E/S Berrymans Lane, 350' +/N centerline of Saffell Road
4th Election District
3rd Councilmanic District
(517 Berrymans Lane)

Karen & Patrick Stakem Petitioners

* BEFORE THE

* DEPUTY ZONING COMMISSIONER

* OF BALTIMORE COUNTY

* CASE NO. 01-391-A

*

FINDINGS OF FACT AND CONCLUSIONS OF LAW

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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.

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that comply with the requirements of Section 307.1 of the B.C.Z.R. Furthermore, strict compliance with the B.C.Z.R. would result in practical difficulty and/or unreasonable hardship upon the Petitioners.

Pursuant to the posting of the property and the provisions of both the Baltimore County Code and the Baltimore County Zoning Regulations, and for the reasons given above, the requested variance should be granted.

THEREFORE, IT IS ORDERED by the Deputy Zoning Commissioner for Baltimore County this day of April, 2001, that a variance from Section 400.3 of the Baltimore County Zoning Regulations (B.C.Z.R.), to permit a garage with a height of 23 ft. in lieu of the permitted 15 ft., 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. KOTROCC

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

April 26, 2001

Mr. & Mrs. Patrick Stakem 517 Berrymans Lane Reisterstown, Maryland 21136

Re: Petition for Administrative Variance

Case No. 01-391-A

Property: 517 Berrymans Lane

Dear Mr. & Mrs. Stakem:

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,

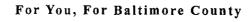
Timothy M. Kotroco

Deputy Zoning Commissioner

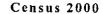
TMK:raj Enclosure















Petition for Administrative Variance

to the Zoning Commissioner of Baltimore County

for the property located at 517 BERRYMANS LN REISTERSTORM which is presently zoned RC5

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, 3; BCZK TO PERMIT A BARAGE WITH A Height OF 23FT DW LIEU OF THE PERMITTED 15FT

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 Purcha	ser/Lessee:		<u>Legal Owner(s):</u>
Name - Type or Print		Name	- Type or Ping STAISEM
Signature			Signature Signature
Address		Telephone No.	Name-Type or Print
City	State	Zip Code	Signature 2
Attorney For Pet	itioner:		57) BERKYMANS LN 910 526 Address 1 Telephone No.
Name - Type or Print		City	Kersters town pad 21136 State Zip Code
			Representative to be Contacted:
Signature			PATRICK STAKEM
Company			Name 910 577 BERRYMANS LN 526 41
Address		Telephone No.	Address Telephone No. REISTERSTOWN Md 21134
City	State	Zip Code	City State Zip Code
A Public Hearing havin day of of Batimore County and the	g been formally demanded a that the subj at the property be reposted.	nd/or found to be re ect matter of this petition	equired, it is ordered by the Zoning Commissioner of Baltimore County, the on be set for a public hearing, advertised, as required by the zoning regulation
J()			Zoning Commissioner of Baltimore County
GASE NO.	31-391 A	Reviewed By	OM Date 3.29.01
AEV 9/15/98		Estima	ated Posting Date
			4.8.01

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.

competent to testify thereto in the event that a	public hearing	is scheduled ir	n the future with reg	gard thereto.
That the Affiant(s) does/do presently reside at	<u>377</u>	BERKYY	MANS LA	/
	Address	RSTOWN	md	21136 Zip Code
·	City		State	
That based upon personal knowledge, the folio Variance at the above address (indicate hards)	owing are the thickness or practical	facts upon which I difficulty):	ch I/we base the re	quest for an Administrative
				•
		ATTAC	h # 10	
	SEE	ATTRIC	71100	
	-			,
That the Afriant(s) acknowledge(s) that if a fo	ormal demand	d is filed. Affiar	nt(s) will be require	ed to pay a reposting and
advertising fee and may be required to provide	additional inf	ormation.	()	
		/		
/ shing X faring		<u> Ka</u>	ren K. Stal	in
Signature		Signature	V CL.	1
PATRICK STAKEM	None	Ka	ren K. Sta	Kem
Name - Type or Print	Name	e - Type or Print		
				•
STATE OF MARYLAND, COUNTY OF BALTI	•			
I HEREBY CERTIFY, this 33th day of 15 State of Maryland, in and for the County afores	brch	,	200\ , before r	me, a Notary Public of the
State of Maryland, in and for the County afores	aid, personall	y appeared		•
the Affiant(s) herein, personally known or satis law that the matters and facts hereinabove set	factorily identiforth are true	itied to me as s and correct to t	such Affiant(s), and he best of his/her/t	i made oath in due form of heir knowledge and belief.
AS WITNESS my hand and Notarial Seal				
	J	Q	<u>~~</u>	
March 33, 3001	<u></u>	Now Son	two 11/2	now
Date	NOtt	ury Mudiic	m.	20 2001
	My	Commission Ex	opires <u>May</u>	20, 4004
REV 09/15/98				ı

Affidavit in Support of Administrative Variance

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

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.

	KEISTER	370WN	ma	2/156
•	City		State	Zip Code
That based upon personal knowledge, the followariance at the above address (indicate hardsh	wing are the t ip or practical	acts upon whic difficulty):	h I/we base th	e request for an Administrative
	SEE	ATTACK	ED	
That the Affiant(s) acknowledge(s) that if a fo	rmal demano	is filed, Affian	nt(s) will be re	quired to pay a reposting and
advertising fee and may be required to provide	additional int		un KA	alem
Signature) STAKEM			un Kott en K.S	takem
Name - Type or Print		e - Type or Print		
I HEREBY CERTIFY, this 33 day of 5 State of Maryland, in and for the County aforesa			∂oo\. befo	re me, a Notary Public of the
State of Maryland, in and for the County aforesa	aid, personally	y appeared	,	
the Affiant(s) herein, personally known or satisf law that the matters and facts hereinabove set f	actorily identi orth are true	fied to me as s and correct to t	uch Affiant(s), he best of his/l	and made oath in due form of ner/their knowledge and belief.
AS WITNESS my hand and Notarial Seal			"	
March 23th 2001	Nota	ary Public	April,	Magra

My Commission Expires

REV 09/15/98



Petition for Administrative Variance

to the Zoning Commissioner of Baltimore County

for the property located at	57	ブ	Berr	eymans	LN
which	h is pr	eser	tly zoned	Res	

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) 400.3; BCZK TO PERMIT A HEIGHT OF 23 FT EN LIEU OF THE PERMITTED 15 FT

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	<u>/Lessee:</u>			Legal Owner(s):
				PATRICK STAKEM
Name - Type or Print			Name -	Type or Pont
Signature			-	1 comes / John
Signature				Signature Karen K. Stakem
Address		Telephone No.	-	Name - Type or Print Mayn & Staken
City	State	Zip Code	-	Signature 410
Attorney For Petitio	ner:			Address Telephone No. 21136
Name - Type or Print			City	State Zip Code
				Representative to be Contacted:
Signature			•	
				PATRICK STAKEM
Company			-	Name Polleman And In The Miles
Address		Telephone No.	-	Address 7 Telephone No.
, iddicoo		reiephone 140.		Manufacture (Manufacture)
City	State	Zip Code	-	City State Zip Code
A Public Mandag having be	on formally domand	ad and/or found to	ho roc	uired, it is ordered by the Zoning Commissioner of Baltimore County, this
day of	,that the	subject matter of this	petition	be set for a public hearing, advertised, as required by the zoning regulations
of Baltimore County and that the	he property be reposted	d.		
				Zoning Commissioner of Baltimore County
ø	11. 2011	1		146 9 0 A A
CASE NO.	1-3914	Reviewed	ву	CW Date \$ 3.29.0,
REV 9/15/98			Estimat	red Posting Date

Affidavit in support of administrative Variance.

I am requesting a variance of the zoning regulations regarding the height restrictions for detached garages. The garage I am building is going to be 30 feet wide and have 8' high overhead doors as apposed to the normal 7'. This requires me to raise the ceiling height to 9' as apposed to the normal 8' foot ceilings. Because of these two factors (the width of the building and the door and ceiling heights), the height to the peak of the roof will be higher then the 15'allowed. In order to abide by the 15' restrictions, the roof pitch would have to be very shallow and I feel there would be greater chance of water leaking and other associated maintenance problems occurring.

I need the higher doors because I drive a truck and I would use the garage for protection from the elements. Also, my family may be purchasing a large SUV in the future, and we would need protection from the elements for that as well. The standard overhead garage door is 7' and most of today's vehicles fit in those doors. With the large trucks and SUV's that are on the market today, a higher door is required for them to fit in the garage. The garage will be used for family and household needs only and no other purposes.

The Shim	Yaren & Staken		
Patrick Stakem	Karen Stakem		

STATE OF MARYLAND, COUNTY OF BALTIMORE, to wit:

I HEREBY CERTIFY, this <u>33</u> day of <u>1000</u>, before me, a Notary Public of the State of Maryland, in and for the county aforesaid, personally appeared, Patrick Stakem, Karen Stakem the Affiants herein, personally known or satisfactorily identified to me as such Affiants, and made oath in due form of law that the matters and facts hereinabove set forth are true and correct to the best of their knowledge and belief.

AS WITNESSED my hand and Notarial Seal

March 23, 2001 Town Tymn
Date Notary Public

My Commission Expires May 30, 2004

Zoning Description for 517 Berrymans Lane.

Beginning at a point on the east side of Berrymans Lane, which is approximately 21 feet wide and a right of way of approximately 50 feet wide at a distance of approximately 350 feet north of the centerline of Saffell Rd. which is approximately 20 feet wide.

Being for the same and being know and designated as Lot No. 24, as shown on a plot entitled, "Plat 2, Final Subdivision Plat, Dyer Property", which Plat is recorded among the Land Records of Baltimore County in Plat Book No. 40, Folio 121, containing 1.3 acres. Also known as 517 Berrymans lane and located in the 4th Election District, 7th Prec., 11th Legis. District, 7th Cong. District, 3rd Councilmanic District.

BALTIMORE COUNTY, MARYLAND OFFICE OF BUDGET & FINANCE MISCELLANEOUS RECEIPT	No.	9 2802	PAYMENT ACTUAL TIME
MISCELLANEOUS RECEIPT			REG W903 CASHIER LWIL LDW DRAWER >R DEIPT & 175749 DOV 5 528 ZONING VERIFICATION
RECEIVED P. STAREM	50.5	TIT BERL	CR 10. 692002 Recet Tot 50.00 24
FOR:			-
		1cm	- CASHIER'S VALIDATION

Antin JOHNE OF LOSTING

RE:	Case No.: 01-391-A
	Petitioner/Developer:
	Patrick Stakem
	Date of Hearing/Closing: 4.23.01

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 517 Berrymans Lane

Reisterstown, MD 21136

The sign(s) were posted on April 4, 2001

(Month, Day, Year)

ARIANCE MARINE MARINE

Sincerely,
() 0 .
1 Sugar Harden State
STACLYX JORDANOS 4-4-61
(Signature of Sign Poster and Date)
11 -
Stacy Gardner
(Printed Name)
SHANNON-BAUM SIGNS INC.
105 COMPEMANES GOALS DR.
ELDERSBURG, MD. 21784
(City, State, Zip Code)
410.781.4000
(Telephone Number)

Miller (Miller) APR 9 2001 DEFT. OF FEMALE WAS DEED

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.

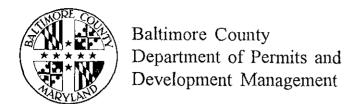
Zoning Review will ensure that the legal requirements for advertising are satisfied. However, the petitioner is responsible for the costs associated with these requirements. The newspaper will bill the person listed below for the advertising. This advertising is due upon receipt and should be remitted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

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

· · · · · · · · · · · · · · · · · · ·	
For Newspaper Advertising:	
Item Number or Case Number: Petitioner: Parcick	STAKEM
	BERRYMAN LN., REISTERSTOWN, Md. 21136
PLEASE FORWARD ADVERTIS	SING BILL TO:
Name:	
Address:	Jane
Telephone Number:	410-526-4113

ADMINISTRATIV / ARIANCE INFORMATION SEET AND DATES

Case Number 01- 39 (-A Address 517 Berrymans LN.
Contact Person: Planner, Please Print Your Name) Phone Number: 410-887-3391
Filing Date: 3.29.01 Posting Date: 4.8.0 Closing Date: 4.23.0
Any contact made with this office regarding the status of the administrative variance should be through the contact person (planner) using the case number.
1. POSTING/COST: The petitioner must use one of the sign posters on the approved list (on the reverse side of this form) and the petitioner is responsible for all printing/posting costs. Any reposting must be done only by one of the sign posters on the approved list and the petitioner is again responsible for all associated costs. The zoning notice sign must be visible on the property on or before the posting date noted above. It should remain there through the closing date.
 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.
4. POSSIBLE PUBLIC HEARING AND REPOSTING: In cases that must go to a public hearing (whether due to a neighbor's formal request or by order of the zoning or deputy zoning commissioner), notification will be forwarded to you. The sign on the property must be changed giving notice of the hearing date, time and location. As when the sign was originally posted, certification of this change and a photograph of the altered sign must be forwarded to this office.
(Detach Along Dotted Line)
Petitioner: This Part of the Form is for the Sign Poster Only
USE THE ADMINISTRATIVE VARIANCE SIGN FORMAT
Case Number 01-391 -A Address 511 BERZYMANS (N. Petitioner's Name PATRICK STAKEM Telephone 410-526-41
Posting Date: 4.8.01 Closing Date: 423.01
Wording for Sign: A VARIANCE A GARAGE WITH A HEIGHT OF
23ft. IN lieu of The permitten 15ft.



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

April 23, 2001

Karen K & Patrick Stakem 517 Berrymans Lane Reisterstown MD 21136

Dear Mr. & Mrs. Stakem:

RE: Case Number: 01-391-A, 517 Berrymans Lane

The above referenced petition was accepted for processing by the Bureau of Zoning Review, Department of Permits and Development Management (PDM) on March 29, 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. らりて Supervisor, Zoning Review

WCR: gdz

Enclosures

c: People's Counsel

BALTIMORE COUNTY, MARYLAND

INTER-OFFICE CORRESPONDENCE

TO:

Arnold Jablon, Director

DATE: April 10, 2001

Department of Permits and Development Management

FROM:

Arnold F. 'Pat' Keller, III

Director, Office of Planning

SUBJECT: Zoning Advisory Petition(s): Case(s) 01-381, 01-384, 01-390, and 01-391

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

April 12, 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 9, 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.

THE FIRE MARSHAL'S OFFICE HAS NO COMMENTS IN REGARD TO THE FOLLOWING ITEM #'S.

380, 381, 382, 384, 386, 387, 389, 390, 391, 392, 393, 394,

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 Governor

John D. Porcari Secretary

Parker F. Williams Administrator

Date: 4.9.01

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

RE: Baltimore County

Item No. 391

12F

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.

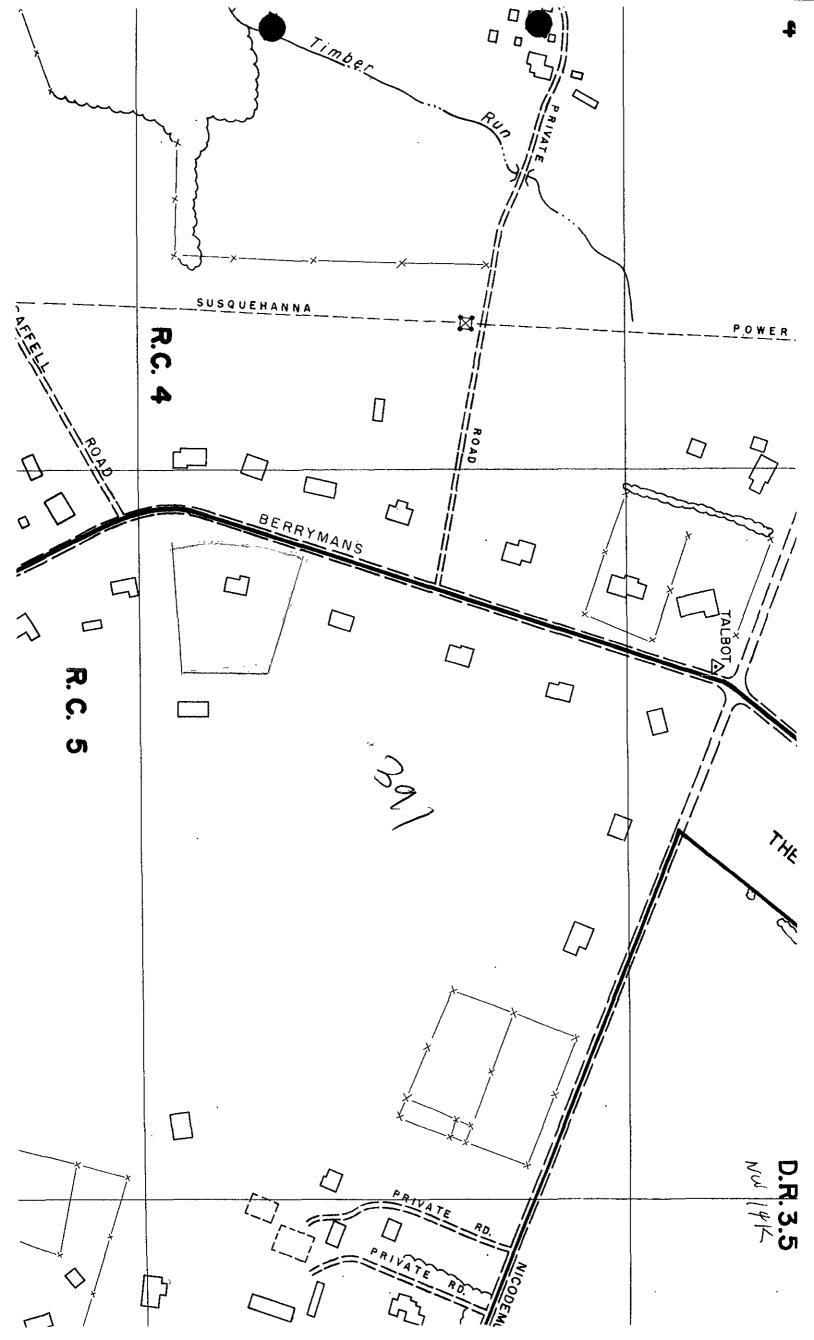
Should you have any questions regarding this matter, please contact Larry Gredlein at 410-545-5606 or by E-mail at (lgredlein@sha.state.md.us).

Very truly yours,

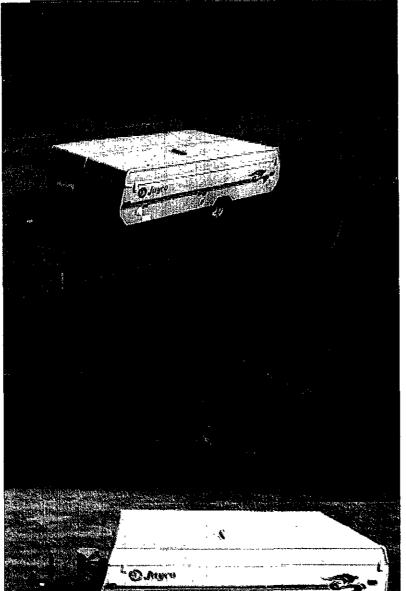
Kenneth A. McDonald Jr., Chief Engineering Access Permits Division

1. J. Holl

My telephone number is ______

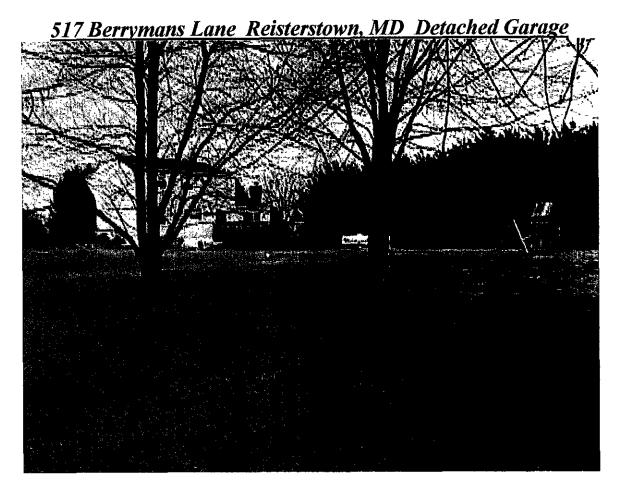


Southeast corner of garage. Looking north toward 513 Berrymans Lane



View looking north toward 513 Berrymans Lane, which can be seen through pine trees.

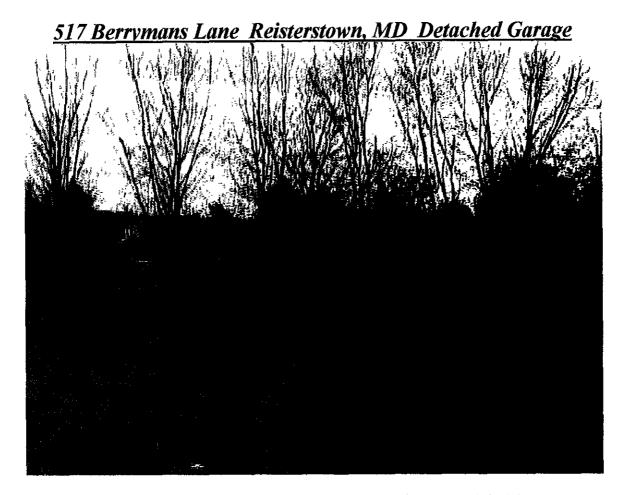
Southeast corning looking West toward 518 Berrymans Lane



View looking northwest from the south east corner of 517 Berrymans Lane. This corner of the property Borders 601 Berrymans Lane to the side and 611 Berrymans Lane to the rear of 517.

30/

Looking north from property line with 601 Berrymans Lane. Proposed garage will be just beyond the deck that is in the center of the picture. 513 Berrymans Lane is just on the other side of the Pine trees.



View looking south toward 601 Berrymans Lane, which is just beyond the Pine trees on the right side of the photo. The house on the left of the photo is 607 Berrymans Lane and is the lot on the other side of 601 Berrymans Lane.



Looking east at Property line between 513 and 517 Berrymans Lane. 517 is to the right in the picture. Pine Trees are the approximate property line.



Looking from across the street from 517 Berrymans Lane and moving to the left. This shows a panoramic view of 517 and 513 Berrymans Lane. Picture #1 shows 517. #2 shows the trees on the property line between 517 & 513. #3 shows 513

30/



Northeast corner of garage looking toward house and street. 522 Berrymans lane behind trees on right side of photo.



Another view looking Northwest from the back property line. Garage will be where camper is in picture.

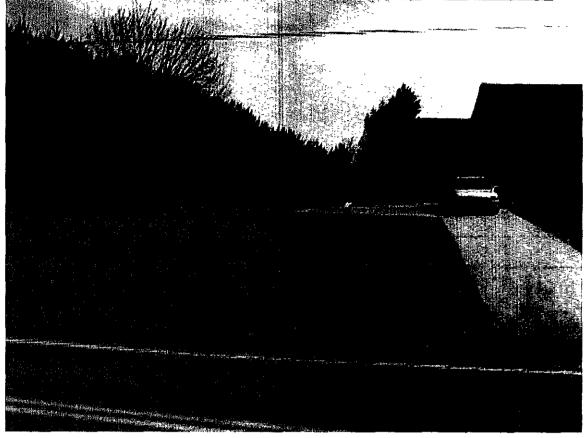


Front of garage looking East



Side closest to house looking North. 515 Berrymans Lane can be seen through the trees

View of 513 Berrymans lane from across the street.



View from 522 Berrymans, which is across the street from Proposed garage. The garage will be in the center of photo to the left of the house.



Back of garage looking west toward the street. House on right is 518 Berrymans lane.



Back of garage looking west toward 518 Berrymans Lane.



View from 518 Berrymans Lane, which is across the street from the proposed garage. The garage to be located just behind the tree in the center of the picture.



Another view of the front of proposed garage. Looking east from street.

View looking east toward 611 Berrymans Lane. Pine trees are approximate property line.

