IN RE: PETITION FOR ADMIN. VARIANCE

W/S Trotwood Court, 45' N

Willowglen Drive

3rd Election District

2nd Councilmanic District

(6502 Trotwood Court)

BEFORE THE

* DEPUTY ZONING COMMISSIONER

* OF BALTIMORE COUNTY

CASE NO. 01-397-A

Paula T. Guttman & William K. Sharfman

Petitioners

* * * * * * * * * * * * *

FINDINGS OF FACT AND CONCLUSIONS OF LAW

This matter comes before the Deputy Zoning Commissioner as an Administrative Variance filed by Paula T. Guttman & William K. Sharfman, legal owners of that property known as 6502 Trotwood Court in the Pikesville area of Baltimore County. The Petitioners herein seek relief from Section 1B02.3.B of the Baltimore County Zoning Regulations (B.C.Z.R.) (Sec. 211.3,4, 1963 Regulations), to allow side yard additions with a side yard setback of 5 ft. and a sum of the side yard setbacks of 13 ft. in lieu of the minimum required 8 ft. and 20 ft. respectively, and a rear yard setback of 20 ft. in lieu of the minimum required 30 ft. The subject property and requested relief are more particularly described on Petitioners' Exhibit No. 1, the plat to accompany the Petition for 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

5/8/0/ 16. Smatter 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 Aday of May, 2001, that a variance from Section 1B02.3.B of the Baltimore County Zoning Regulations (B.C.Z.R.)(Sec. 211.3,4, 1963 Regulations), to allow side yard additions with a side yard setback of 5 ft. and a sum of the side yard setbacks of 13 ft. in lieu of the minimum required 8 ft. and 20 ft. respectively, and a rear yard setback of 20 ft. in lieu of the minimum required 30 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

May 8, 2001

Ms. Paula T. Guttman Mr. William H. Sharfman 6502 Trotwood Court Baltimore, Maryland 21209

Re: Petition for Administrative Variance

Case No. 01-397-A

Property: 6502 Trotwood Court

Dear Ms. Guttman & Mr. Sharfman:

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

Suntay Motroco

TMK:raj Enclosure



Census 2000

For You, For Baltimore County









PEV 9/15/98

Petition for Administrative Variance

to the Zoning Commissioner of Baltimore County

for the property located at		44	
whic	h is pre	sently zone	d_DR-5.5

This Petition shall be filed with the Department of Permits and Development Management. The undersigned, legal owner(s) of the property situate in Baltimore County and which is described in the description and plat attached hereto and made a part hereof, hereby petition for a Variance from Section(s) | Bo2, 3, B (211, 3,4,1963 Regs) To allow side yard additions with a side Setback & 5 ft. & a sum & side Setbacks & 13 ft. in lieu of the minimum required state 20 ft. Respectively, and a rear yard setback & 20 ft. in lieu of the minimum required 30 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 perjury, that I/we are the is the subject of this Petit	legal owner(s) of th	the penalties of e property which
Contract Purchase	er/Lessee:		Legal Owner(s):		
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City	State	Zip Çode	Signature	Tran A	
Attorney For Petiti	ioner:		6502 Trothogo	d (+	410-653-5210
,			Address		Telephone No.
Name - Type or Print			<u>City</u>	ー へん State	21209
2)			- •		Zip Code
Name - Type or Print			Representative to b	e Contacted:	
Company?			Name	7970	
Sich)		Telephone No.	Address		Telephone No
13 122	State	Zip Code	City	State	Zip Code
	been formally demand th unty and that the prope	ded and/or found to be at the subject matter of the dy be reposted	required, it is ordered by the Z nis petition be set for a public hear	oning Commissioner or ring, advertised, as re-	of Baltimore County, quired by the zoning
			Zoning Commissio	ner of Baltimore Coun	ity

Estimated Posting Date

It 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 Afflant(s) and that Afflant(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	6502 TruT	T) 0000	
	Baltinone	nd	
	City	Cinta	21209
That based upon personal knowledge, the followariance at the above address (indicate hards)	ตีพิโทต are the facts แก่อ		Zip Code
Variance at the above address (indicate hardst	nip or practical difficulty)	" which hwe base the reque	est for an Administrative
After many months of addition into the existing regul of both the interior and exterior to put a two story addition on the basement underneath these. There are currently two space for bedrooms on the second	project design with an architect lations. We concluded that given of our house, the most space both back corners of our house structures. It is adults and four children living ond floor, regrity of the flow of the first five attached plan works the best to hold the many guests that we breakfast area. We will be sent to be added on (on top of one serve as an informal entryway rently we have an informal entry we have an informal ent	ct, we tried very hard to fit our ven the existing configuration to effective solution would be se. We will also be digging out g in the house. We need extra loor of the house and as to t for our family's needs. Our we generally have, and it will moving the kitchen back into ur existing deck) will be a to our home, bypassing the rance there that goes directly d as a guest room and t-of-town and visit often easingly difficult to walklup	
Signature	Spnatu	18	
WILLIAM 11 STEARFAIN			
Name - Type or Print	Name -	A T GUTTAN Type or Print	
STATE OF MARYLAND, COUNTY OF BALTIM I HEREBY CERTIFY, this day of of Maryland, in and for the County aforesaid, per the Affiant(s) herein, personally known or satisfalaw that the matters and facts hereinabove set for	IORE, to wit: Dril sonally appeared Julian St	2001, before me, a Not	
law that the matters and facts hereinabove set fo	run are true and correct	to the best of his/her/their kr	nowledge and belief.
AS WITNESS my hand and Notarial Seal	\wedge		,

My Commission Expires

REV 09/15/98

ffidavit in Support of Administrative Variance

The undersigned hereby affirms under the penalties of perjury to the Zoning Commissioner of Baltimore Commissioner of Balt as are

competent to testify thereto in the event that a p	within the personal knowblic hearing is schedu	nowledge of the Affiant(s) an	Baltimore County, as id that Affiant(s) is/are
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	City		21209
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into the kitchen from our wood The addition at the right back co handicapped accessible bathroor They are senior citizens with hea the stairs to the second floor.	priner of the house will be used	d as a guest room and	
That the Affiant(s) acknowledge(s) that if a formadvertising fee and may be required to provide ac	mal demand is filed, A	Affiant(s) will be required to	pay a reposting and
Mi H Signature	Row	Del A Ja	
WILLIAM 4 SHARFMAN	≱lgnature Pav(a	7 GUTIMA	
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STATE OF MARYLAND, COUNTY OF BALTIMO	PRE, to wit:		
of Maryland, in and for the County aforesaid, parso	onally appeared	before me, a Notar	y Public of the State
the Affiant(s) herein necessally	+ William	as such Affiants) and mode	
	h are true and correct to	o the best of his/her/their know	oath in due form of wledge and belief.
AS WITNESS my hand and Notarial Seal Date Date	Motary Public	Smith	
	My Commission	Expires 9/61/04	
REV 09/15/98		/ /	



CASE NO.

REV 9/15/98

Petition for Administrative Variance

which is presently zoned DR-5,5

Zoning Commissioner of Baltimore County

to the Zoning Commissioner of Baltimore Count
for the property located at 6502 Tropood Ct

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) 1802. 3.8 (211.3,41943 Req5) To allow Side yand additions with a side Setback of Setback of Som ye side setbacks of 13 ft, in lieu of the minimum required 84 20' respectively, and a rear yard setback of 20 fts in lieu of the minimum required 30 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 perjury, that I/we are the is the subject of this Petit	legal owner(s) of	r the penalties of the property which
Contract Purchaser/Lessee:		Legal Owner(s):		
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	relephone No.	Name - Type or Print	- / .	
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Attorney For Petitioner:				6.1
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Estimated Posting Date

Zoning Description

Zoning Description for 6502 Trotwood Court

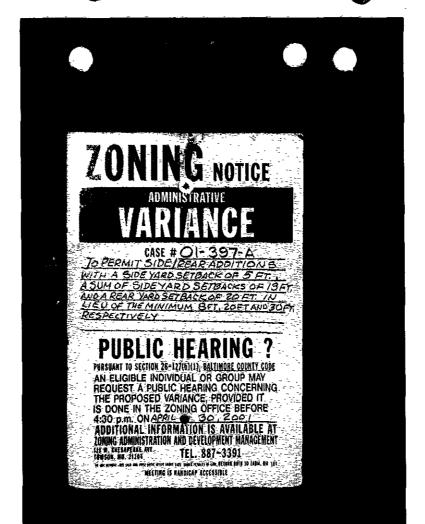
Beginning at a point on the West side of Trotwood Court which is 50 feet wide at the distance of 45 feet North of the nearest improved intersecting street Willowglen Drive which is 90 feet wide. *Being Lot #30 Plat One Section Two Plat One in the subdivision of Pickwick as recorded in Baltimore County Plat Book #31 Folio# 38 containing 8740 square feet. Also known as 6502 Trotwood Court and located in the Election District, 2nd Councilman District.

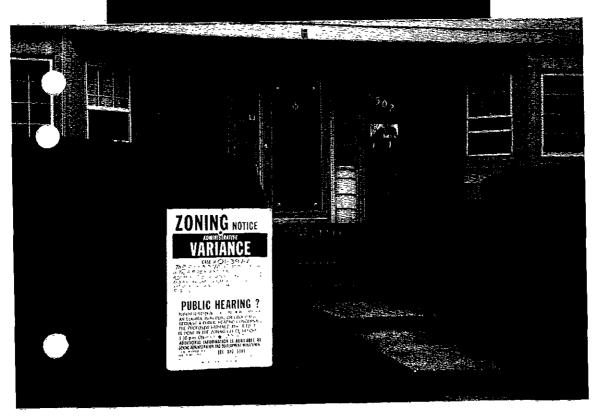
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CERTIFICATE OF POSTING

	ME: Case No.: 01-39/1-A
	Petitioner/Developer:
	WHENARD SHARFMAN
	Date of Hearing/Closing: 4-30-01
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:	-
were posted conspicuously on the property lo	perjury that the necessary sign(s) required by law ecated at
The sign(s) were posted on APRIL	13,7001.
,	(Month, Day, Year)
	Sincerely,
	(Signature of Sign Poster and Date)
	GARLAND E. MOORE
, . · · ·	(Printed Name) 3225 RYERSONI CIRCLE
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	BACTIMONE, MD. 21227
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DEPARTMENT OF PERMITS AND DEVELOPMENT MANAGEMENT ZONING REVIEW

ADVERTISING REQUIREMENTS AND PROCEDURES FOR ZONING HEARINGS

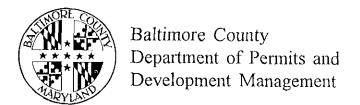
The <u>Baltimore County Zoning Regulations</u> (BCZR) require that notice be given to the general public/neighboring property owners relative to property which is the subject of an upcoming zoning hearing. For those petitions which require a public hearing, this notice is accomplished by posting a sign 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: 0/-397-9 Petitioner: Wm, Sharfman & P. Guttman
Address or Location: 6502 Trotwood Ct. Bulto, md., 21209
PLEASE FORWARD ADVERTISING BILL TO: Name:
Address:Same
Telephone Number: (410) 653-5210

ADMINISTRATIVE VARIANCE INFORMATION SHEET AND DATES
Case Number 01- 397 -A Address 6502 Trotwood Ct.
Contact Person: J. Sullivan Phone Number: 410-887-3391
Filing Date: 4-02-01 Posting Date: 4-15-01 Closing Date: 4-30-0
Any contact made with this office regarding the status of the administrative variance should be through the contact person (planner) using the case number.
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.
2. 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- 397 -A Address 6502 Trotwood Ct- (21209)
Petitioner's Name Wm. Sharfman & P. Buttman Telephone (410) 653-5210
Posting Date: H = 15-01 Closing Date: H = 20 = 01
Wording for Sign: To Permit side additions with a side yard setback,
5 ft a sum of side yard setbacks of 13 ft and arear yard
5 ft a sum of side yard setbacks of 13 ft and areur yard setback of 20 ft in her of the Minimum 8, 20 & 30 ft.
respectively.



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

April 30, 2001

Paula T Guttman & William H Sharfman 6502 Trotwood Court Baltimore MD 21209

Dear Ms. Guttman & Mr Sharfman:

RE: Case Number: 01-397-A, 6502 Trotwood Court

The above referenced petition was accepted for processing by the Bureau of Zoning Review, Department of Permits and Development Management (PDM) on April 2, 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. くうて Supervisor, Zoning Review

W. Carl Richards, Jr.

WCR: gdz

Enclosures

c: People's Counsel



Maryland Department of Transportation State Highway Administration

Parris N Glendening Governor

John D. Porcari Secretary

Parker F. Williams Administrator

Date: 4.12.01

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

RE:

Baltimore County

Item No. 357

JJS

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,

f. J. Doelle

Por

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

My telephone number is _

BALTIMORE COUNTY, MARWLAIND

INTER-OFFICE CORRESPONDENCE

TO:

Arnold Jablon, Director

Department of Permits and Development Management D

DATE: April 26, 2001

FROM:

Arnold F. 'Pat' Keller, III

Director, Office of Planning

SUBJECT: Zoning Advisory Petition(s): Case(s) 01-367 & 01-397

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



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

April 17, 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 16, 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.

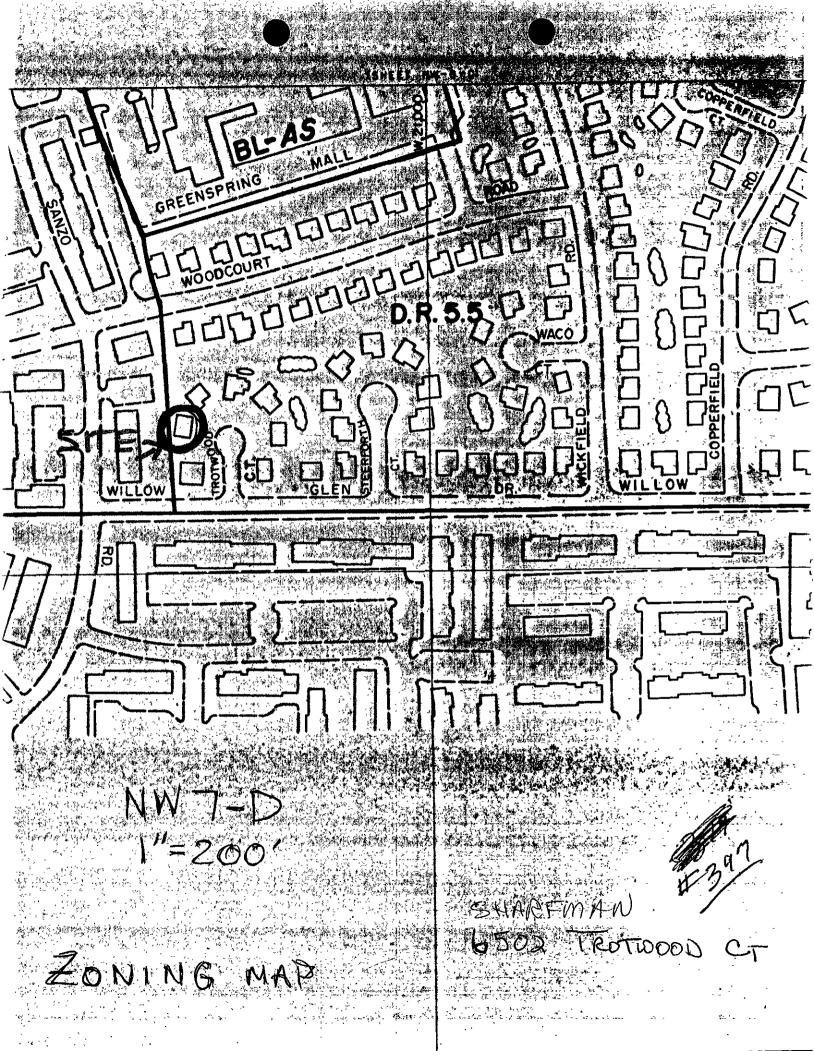
8. The Fire Marshal's Office has no comments at this time, IN REFERENCE TO THE FOLLOWING ITEM NUMBERS:

379, 383, 395, 396, 397, 398, 399, 400, 402, 404, 405, 406, 407, 409, and 411

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

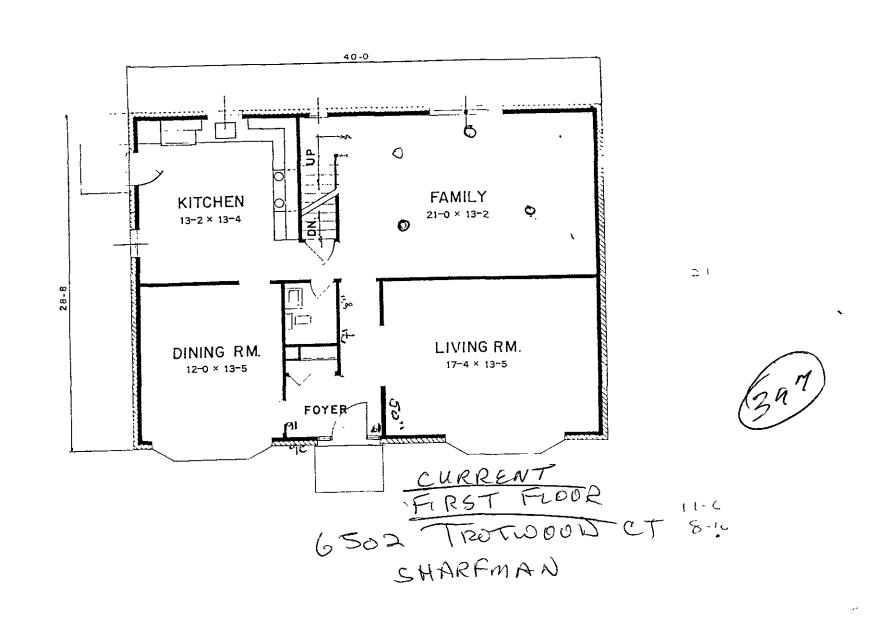
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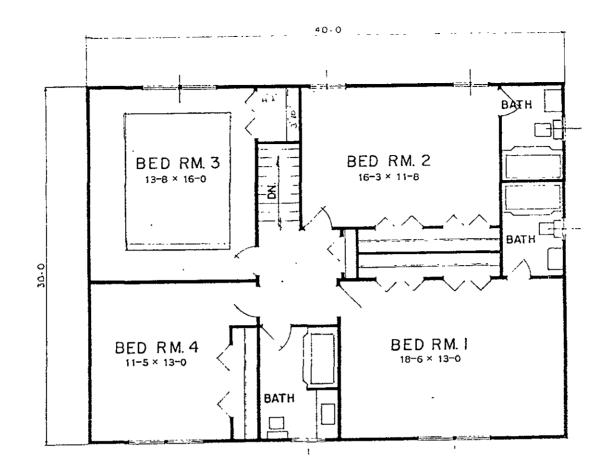
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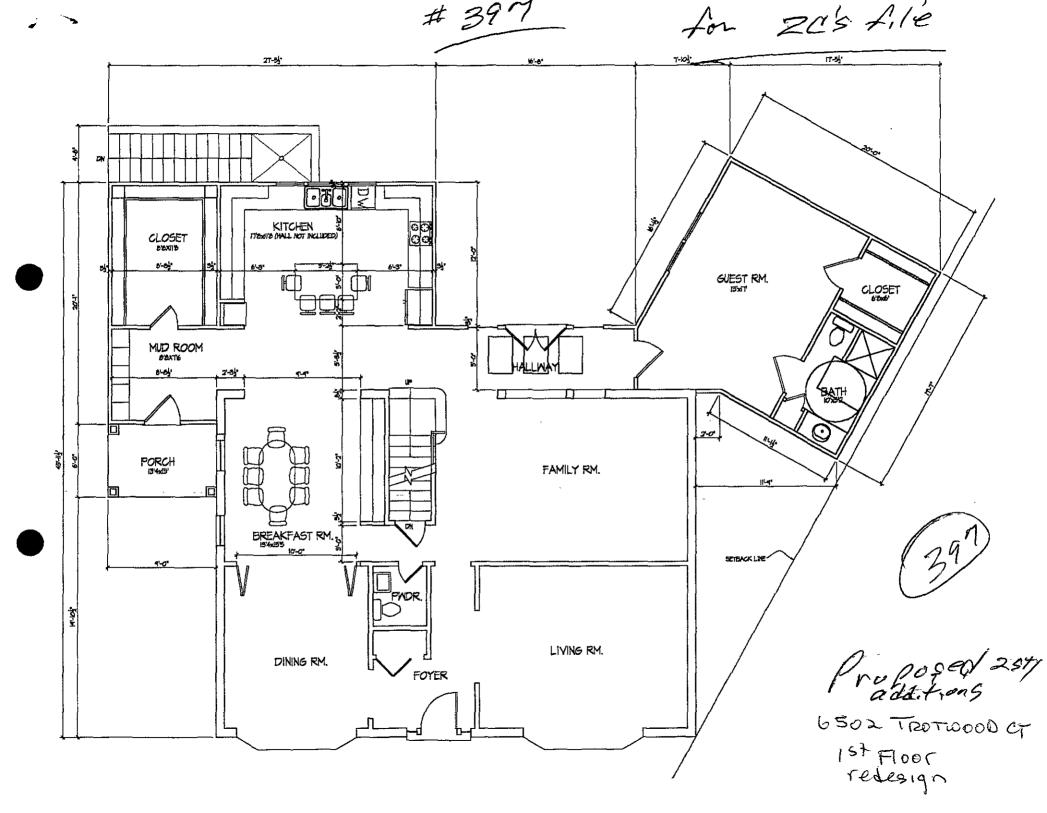


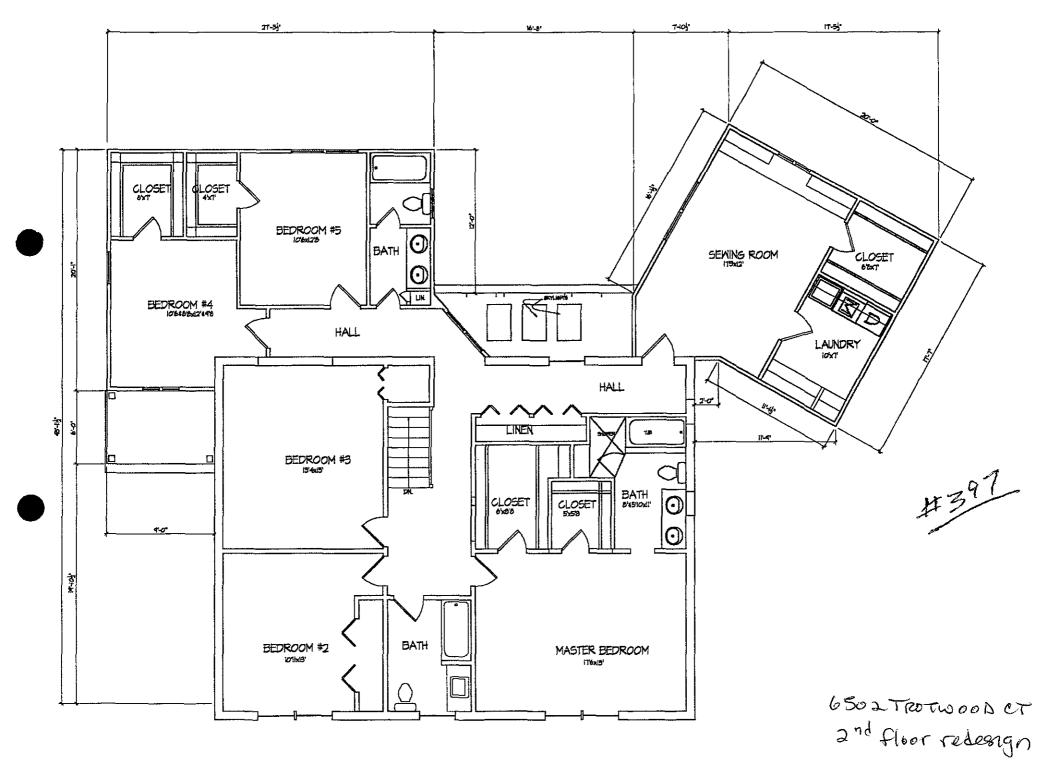
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The ELMHURST

6502 TROTWOOD CT SHARFMAN

CURRENT SECOND FLOOR



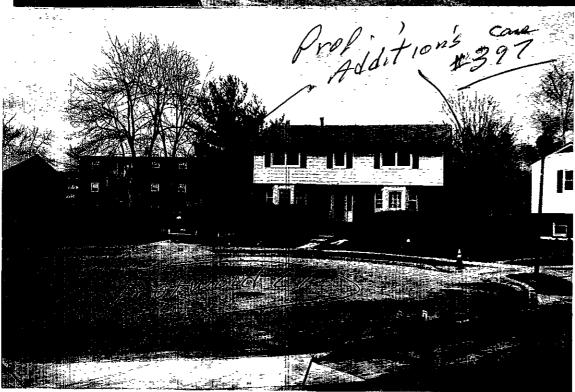


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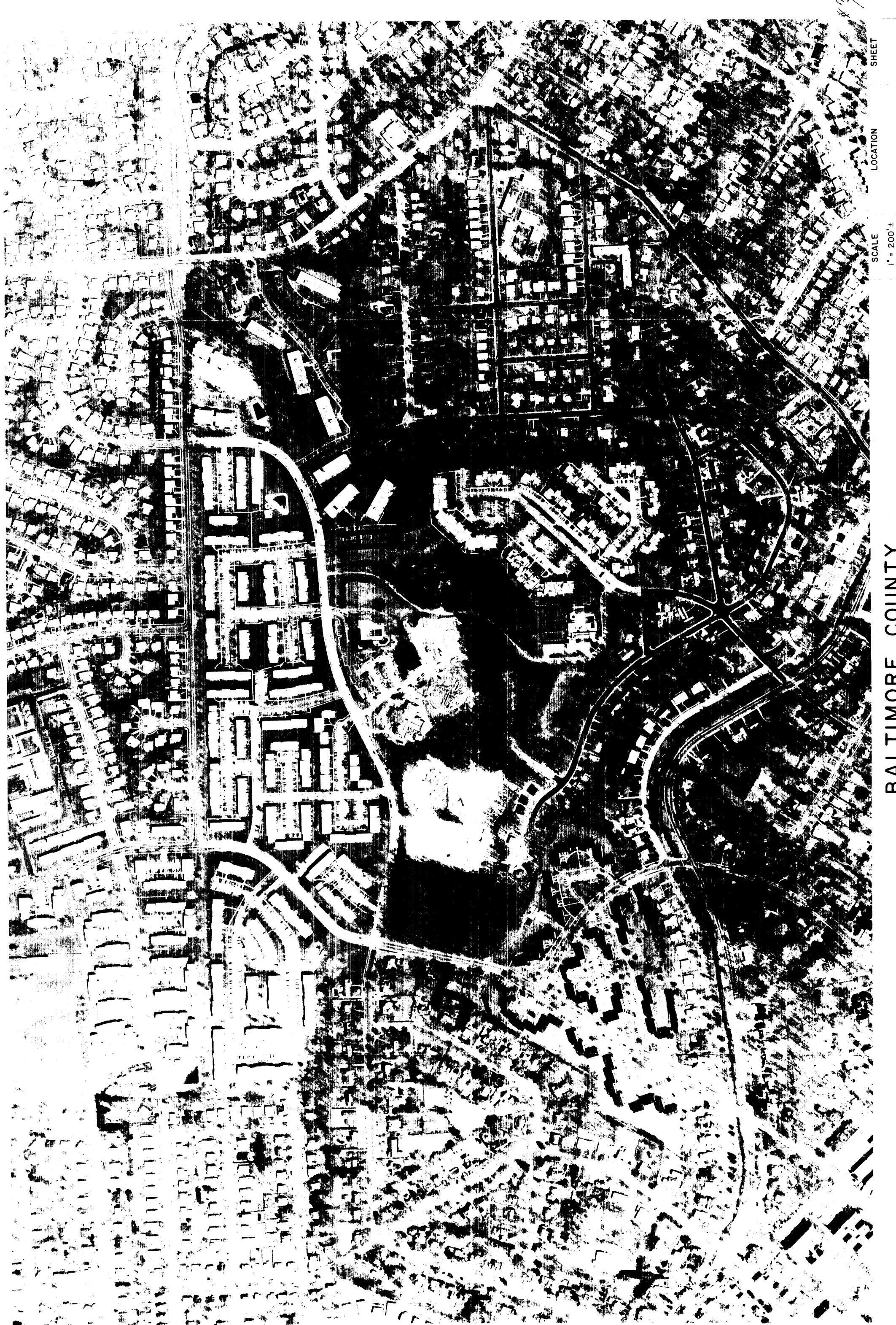
Vicinit PLAT TO ACCOMPANY PETITION FOR ZONING | VARIANCE SPECIAL HEARING PROPERTY ADDRESS: 6502 Trotwood CT Subdivision Name: Pickwick Plat Book# 31, Folio#38, Lot#30, Section Two OWNERS: William H. Sharfman and Paula T. Guttman LOCATION DRAWING 100.91 (w) Chavi Link Pares 2030 Proposed Addition PATIO KND Short addition Brick & Alum Biding Lot-31 Kot 29 Exist Unte: Portion of SFP Wood Deck + Conc Drive (y' in Easement × 45.191 Plant Area TROTWOOD COURT Mac Paving Location Information Elect. Dist: 3rd (0, Dist 2 nd Lor 30, BLOCK I Zoning : DR-55 "Section 2, Plat 1, PICKWICK" 1" 2001 Scale Mapt NW, 7-7 Plar Book \$1, Folio 38 Lutsize 10,20 Act 8,740,39,40, BANDO COULTY MO. Public Water & Sewer Scale: 1"=20' Chesapeake Bay Critical Area: NO Prior Zoning Hearings : No Det. Ex. #1

Photographs
401-397-A









BALTIMORE COUNTY
OFFICE OF PLANNING AND ZONING
PHOTOGRAPHIC MAP

PREPARED BY AIR PHOTOGRAPHI MARTINSBURG, W.V. 25401