ORDER RECEIVED FOR FILING
Date
Supply
Date
To Company

IN RE: PETITION FOR ADMIN. VARIANCE

N/S Arncliffe Road, 800'

E of Corby Road

15th Election District

5th Councilmanic District

(1014 Arncliffe Road)

Linda K. and John R. Hagenbuch

Petitioners

BEFORE THE

* DEPUTY ZONING COMMISSIONER

* OF BALTIMORE COUNTY

CASE NO. 01-459-A

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

FINDINGS OF FACT AND CONCLUSIONS OF LAW

This matter comes before the Deputy Zoning Commissioner as an Administrative Variance filed by Linda K. and John R. Hagenbuch, legal owners of that property known as 1014 Arncliffe Road in the Stemmers Run area of Baltimore County. The Petitioners herein seek relief from Sections 103.1 and 1B02.3 of the Baltimore County Zoning Regulations (B.C.Z.R.), to permit an existing single-family attached dwelling with addition to have a rear yard setback of 18 ft. in lieu of the required 25 ft. (1953 Zoning – D Residence). 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 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 Sections 103.1 and 1B02.3 of the Baltimore County Zoning Regulations (B.C.Z.R.), to permit an existing single-family attached dwelling with addition to have a rear yard setback of 18 ft. in lieu of the required 25 ft. (1953 Zoning – D Residence), be and is hereby GRANTED, subject, however, to the following restriction which is a condition precedent to the relief granted herein:

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

TIMOTHY M. KOTROCO

DEPUTY ZONING COMMISSIONER

FOR BALTIMORE COUNTY

TMK:raj





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

Fax: 410-887-3468

May 28, 2001

Mr. & Mrs. John R. Hagenbuch 1014 Arncliffe Road Essex, Maryland 21221

Re: Petition for Administrative Variance

Case No. 01-459-A

Property: 1014 Arncliffe Road

Dear Mr. & Mrs. Hagenbuch:

Enclosed please find the decision rendered in the above-captioned case. The Petition for Administrative Variance has been granted in accordance with the enclosed Order.

In the event the decision rendered is unfavorable to any party, please be advised that any party may file an appeal within thirty (30) days from the date of the Order to the Department of Permits and Development Management. If you require, additional information concerning filing an appeal, please feel free to contact our appeals clerk at 410-887-3391.

Very truly yours,

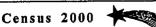
Timothy M. Kotroco

Deputy Zoning Commissioner

buthy llotraco

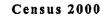
TMK:raj Enclosure















Petition for Administrative Variance

to the Zoning Commissioner of Baltimore County

Estimated Posting Date 5/6/01

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Affidavit in Support of Administrative Variance

The undersigned hereby affirms under the penalties of perjury to the Zoning Commissioner of Baltimore County, as follows: That the information herein given is within the personal knowledge of the Affiant(s) and that Affiant(s) is/are competent to testify thereto in the event that a public hearing is scheduled in the future with regard thereto.

That the Affiant(s) does/do presently reside at	1014 A	PRNCLIFFE	Rel	· · · · · · · · · · · · · · · · · · ·
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Affidavit in Support of Administrative Variance

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

ARNCLIEGO Rd

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REV 9/15/98

Petition for Administrative Variance

to the Zoning Commissioner of Baltimore County

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Estimated Posting Date

ZONING DESCRIPTION FOR 1014 Amblille RD. (address)

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name of street on which property fronts)	(number of feet of right-of-way width)
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which is	wide *Being Lot # 43.
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Block 4 Section # 1 in the subdivis	
	(name of subdivision)
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containing /800 5£ Also kn	own as 10/4 amelile RD.
(square feet or acres)	(property address)
and located in the 15 Election District.	Councilmanic District

BALTIMORE COUNTY, MAP OFFICE OF BUDGET & FINANCE MISCELLANEOUS RECEIPT		No.	92862	PA	PAID RECEIPT	
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CERTIFICA OF POSTING

	RE: Case No.: 07-459-4
,	Petitioner/Developer: LINDA L
	JOHN HAGENBUCK
	Date of Hearing/Closing: May 21, 260
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	of perjury that the necessary sign(s) required by law y located at 1014 ARN CLIFFE RA
The sign(s) were posted on	may 6,2801
	(Month, Day, Year)
Participant HEAR TO	Sincerely,
	SOM/ 5/6/01
TOWNS	(Signature of Sign Poster and Date)
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TAMANUE TAM	(Printed Name)
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PUBLIC MEARING 7	(Address)
THE PARTY OF THE P	Dundalk, Maryland 21222
	(City, State, Zip Code)
	(410) 282-7940
	(Telephone Number)

DEPARTMENT OF PERMITS AND DEVELOPMENT MANAGEMENT ZONING REVIEW

ADVERTISING REQUIREMENTS AND PROCEDURES FOR ZONING HEARINGS

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

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

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

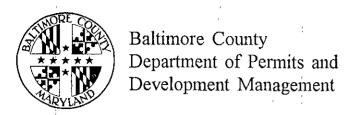
For Newspaper Advertising:
Item Number or Case Number: 01-459-A
Petitioner: Linda + John Hagenbuck
Petitioner: Linda + John Hagenhuck Address or Location: 1014 annaliffe Ro
PLEASE FORWARD ADVERTISING BILL TO;
Name: Linda + John Hagenbuck
Address: 1014 armcliffe RD.
Baltimore mp. 21221
Telephone Number: 4/0-39/- 2229

Revised 2/20/98 - SCJ

BALTIMORE COUNTY DEPARTMENT OF PERMITS AND DEVELOPMENT MANAGEMENT ZONING REVIEW

ADMINISTRATIVE VARIANCE INFORMATION SHEET AND DATES

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2.	DEADLINE: The closing date is a formal request for a public hearing, the	nearing. Please	understand th	at even if there is	feet to file no formal
3. 3.	ORDER: After the closing data commissioner. He may: (a) grorder that the matter be set in (typically within 7 to 10 days of denied, or will go to public hearing	ant the requested of for a public hea the closing date) a	f relief; (b) de aring. You v as to whether	ny the requested rel vill receive written n the petition has been	lief; or (c) otification
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Development Processing County Office Building 111 West Chesapeake Avenue Towson, Maryland 21204

May 21, 2001

Linda K & John R. Hagenbuch 1014 Arncliffe Road Essex MD 21221

Dear Mr. & Mrs. Hagenbuch:

RE: Case Number: 01-459-A, 1014 Arncliffe Road

The above referenced petition was accepted for processing by the Bureau of Zoning Review, Department of Permits and Development Management (PDM) on April 27, 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 Richard, Jr.

W. Carl Richards, Jr. 「G) と Supervisor, Zoning Review

WCR: gdz

Enclosures

c: People's Counsel

BALTIMORE COUNTY, MARYLAND

INTER-OFFICE CORRESPONDENCE

TO:

Arnold Jablon, Director

Department of Permits and Development Management

FROM:

Arnold F. 'Pat' Keller, III

Director, Office of Planning

SUBJECT:

Zoning Advisory Petition(s): Case(s) 01-430, 01-443, 01-444, 01-445, 01-446,

DATE: May 24, 2001

01-451, 01-457 and 01-459

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.

Section Chief: _

AFK/JL



Maryland Department of Transportation State Highway Administration

Parris N Glendening Governor

John D. Porcari Secretary

Parker F. Williams Administrator

Date: 5.14.01

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

RE: Baltimore County

Item No. 459 LTM

Dear. Ms. Jackson:

This office has reviewed the referenced item and we have no objection to approval as it does not access a State roadway and is not affected by any State Highway Administration projects.

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

Very truly yours,

1. 1. Sull

Kenneth A. McDonald Jr., Chief Engineering Access Permits Division Dear Neighbor;

Linda and I have requested a building permit to add a bedroom and hardicapped bathroom 8 Ft deck and wheel chair ramp to the back of our home at 1014 HANCLIPER Rd.

und broke his hip 3/26, requiring a total hip replacement. He is at home who but has ofther medical problems and will require Futher Surgery. We now have a hospital bed and all other medical equipment in our living room.

Personal hygiene, medical personnel visits, physical and
occupational therapy is done in our living room. This is very different.

We hope you will have no objection to this addition which is being built by G+E Contractors. We would appreciate your indicating such by signing this petition FOR the Zoning Commission.

Thank your

John & Linda Hazerbuck (Neighbors in the back) NAME Coll Enomial Neighbors to our R++Lept) NAME: Patricia Bory

Address, 1015 Midd bull RO Address: 1012 andiffered

phone # ; 4105744991 Phone # : 410-682-3461

Bridget Röbinson NAME ; NAME

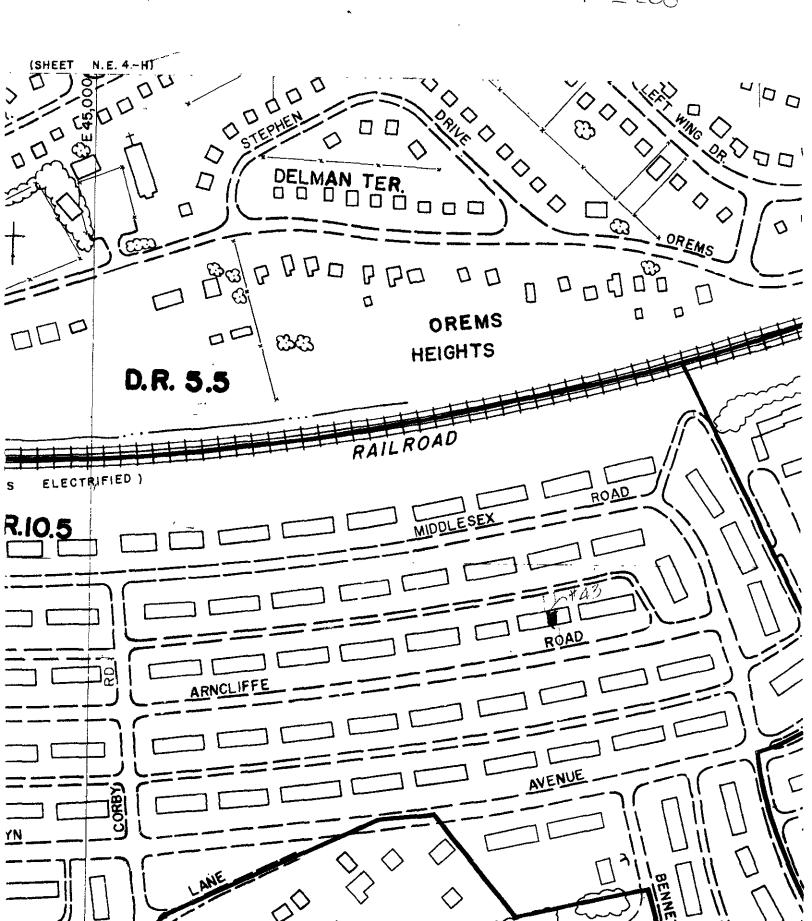
· 1016 Orncliffe Rd Baltimore, no 21221 Address; Address

: 410-391-6107

Phone # ;

#459

#459 NE-3H



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