CROER RECEIVED FILMS
Date 9/4/6/
By 7. Amaro

IN RE: PETITION FOR ADMIN. VARIANCE

SEC Shuger Hill Road & Park Heights Avenue 3rd Election District 2nd Councilmanic District

2nd Councilmanic District (3717 Shuger Hill Road)

Phyllis N. Cooper Petitioner BEFORE THE

DEPUTY ZONING COMMISSIONER

* OF BALTIMORE COUNTY

' CASE NO. 02-050-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 owner of the subject property, Phyllis N. Cooper. The variance request is for property located at 3717 Shuger Hill Road, in the Pikesville area of Baltimore County. The variance request is from Section 1A04.3.B.3 of the Baltimore County Zoning Regulations (B.C.Z.R.), to permit a rear yard setback of 45 ft. in lieu of the required 50 ft. for a sun porch. The subject property and requested relief are more particularly described on Petitioner's Exhibit No. 1, the plat to accompany the Petition for Variance.

The Petitioner 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 Petitioner has 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. Swould result in practical difficulty and/or unreasonable hardship upon the Petitioner.

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 4th day of September, 2001, that a variance from Section 1A04.3.B.3 of the Baltimore County Zoning Regulations (B.C.Z.R.), to permit a rear yard setback of 45 ft. in lieu of the required 50 ft. for a sun porch, be and is hereby GRANTED, subject, however, to the following restriction which is a condition precedent to the relief granted herein:

1) The Petitioner may apply for her building permit and be granted same upon receipt of this Order; however, Petitioner is hereby made aware that proceeding at this time is at her 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 Petitioner 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

ORDER RECEIVED OR FILING
Daile Sylvi January



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

Fax: 410-887-3468

September 4, 2001

Ms. Phyllis N. Cooper 3713 Shuger Hill Road Baltimore, Maryland 21208

> Re: Petition for Administrative Variance Case No. 02-050-A Property: 3717 Shuger Hill Road

Dear Ms. Cooper:

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

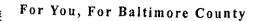
husthy Kofroco

TMK:raj Enclosure

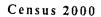
c: Gregory A. Falter c/o Patio Enclosures 224 8th Avenue, NW Glen Burnie, MD 21061



Census 2000











Petition for Administrative Variance

to the Zoning Commissioner of Baltimore County

- WEYLAND	
for the prop	perty located at 3717 SHUGER HILL RD
<u> </u>	which is presently zoned RC-5
made a part hereof, hereby petition for a Variance from S	ermits and Development Management. The undersigned, legal which is described in the description and plat attached hereto and Section(s) / Ao4. 3. B. 3 to permit a rear
Yard setback of 45 ft, in	lieu of the required 50 ft.
of the zoning regulations of Baltimore County, to the zoni of this petition form	ing law of Baltimore County, for thereasons indicated on the back
Property is to be posted and advertised as prescribed by I, or we, agree to pay expenses of above Variance, advertising regulations and restrictions of Baltimore County adopted pursuit	noting ato and further agree to and on to be becaused by the warring
	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	Legal Owner(s,
	PHYLLIS N. COOPER
Name - Type or Print	Name - Type or Print
Signature	Signature Phyllis N. Cooper
Address Telephone No.	
City State Zip Code	Signature Only / owner
Attorney For Petitioner:	3717 SHUGER HILL RD 4/10 484 1809
	Address Telephone No. BALTIMORE, MD 21208
Name - Type or Print	City State Zip Code
Signature	Representative to be Contacted:
in the second se	GREGORY A. FALTER (AGENT)
Company	Name 224 8TH AVE NW 410-760-9322 X25 day
Address Telephone No.	Address Telephone No. GLEN BURNIE MD 21061
State Zip Code	
A Public Sciaring having been formally demanded and/or found to the subject matter actual and a post of Baltimore County and that the property be reposted.	to be required, it is ordered by the Zoning Commissioner of Baltimore County, it of this pelition be set for a public hearing, advertised, as required by the zoning
_	
	Zoning Commissioner of Baltimore County
CASE NO. 02-050-A	Reviewed By BALL Date 7/27/01
R8V 9115/98	Estimated Posting Date 8/5/0/

Affidaviten 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 p That the Affiant(s) does/do presently reside at	3717 SHUG	ER HILL RD	(0,	
and range into y does do presently reside at	Address			
	~ 	E, MD 21208		
"That have desired	City	State	Zlp Code	
That based upon personal knowledge, the follo Variance at the above address (indicate hardshi	wing are the fa ip or practical d	cts upon which I/we base the request fo ifficulty):	r an Administrative	
 This area lends itself to the utilizate interruption or major alterations to the 	tion of existin e present flo	ng facilities and land without or plan patterns.		
2. Insulate and reduce heating bills.				
3. Reduce road noise.				
4. A place to sit out and not be conceetc	erned with th	e weather, bugs: mosquitos, flies		
5. Improve the apperance of the hou	ise			
The restrictive area of the lot does requiring a variance.	not lend itse	elf to any addition of pratical size w	ithout	
That the Affiant(s) acknowledge(s) that if a for advertising fee and may be required to provide a	ormal demand	is filed, Affiant(s) will be required to pay	a reposting and	
On its on t		Idioif	•	
Thyllis 1. Cooper		_		
Signature		Signature		
PHYLLIS N. COOPER				
Name Type of Prin		Name - Type or Print		
STATE OF MARYLAND, COUNTY OF BALTIM	ORE, to wit:	بند جيد مند هند چنو جيد جند جند جند جند جند جند جند جند جند جن		
I HEREBY CERTIFY, this 9 day of Jul	lv.	2001, before me, a Notary I	Dublic of the State	
of Maryland, in and for the County aforesaid, per	sonally appeare	ed Perole He, a Notary	Tublic of the State	
Phyllis N. Cooper				
the Affiant(s) herein, personally known or satisfallaw that the matters and facts hereinabove set fo	actorily identifie rth are true and	d to me as such Affiant(s), and made or correct to the best of his/her/their knowle	ath in due form of edge and belief.	
AS WITNESS my hand and Notarial Seal				
JULY 9, 2001		as W W Con		
Date /		Public	•	
	Му Со	mmission Expires		
REV 09[15]98		1 1 -		

Affidavien Support of Administrative Variance

The undersigned hereby affirms under the penaltles of perjury to the Zoning Commissioner of Baltimore County, as

competent to testify thereto in the event that a p	s within the personal knowledge of the Affiant(s) and that Affiant(s) is/are public hearing is scheduled in the future with regard thereto.
That the Affiant(s) does/do presently reside at	A= 4= A1 11 4 = 1 11 1
	Address BALTIMORE, MD 21208
	City State Zlp Code
That based upon personal knowledge, the follo Variance at the above address (indicate hardshi	Owing are the facts upon which they have the second to
 This area lends itself to the utilizat interruption or major alterations to th 	ation of existing facilities and land without he present floor plan patterns.
2. Insulate and reduce heating bills.	
3. Reduce road noise.	
4. A place to sit out and not be conceetc	cerned with the weather, bugs: mosquitos, flies
5. Improve the apperance of the hou	use
The restrictive area of the lot does requiring a variance.	s not lend itself to any addition of pratical size without
That the Affiant(s) acknowledge(s) that if a for advertising fee and may be required to provide a	ormal demand is filed, Affiant(s) will be required to pay a reposting and additional information
Phyllis N. looper	
Signature	Signature
PHYLLIS N. COOPER	
Name Type or Prin	Name - Type or Print
STATE OF MARYLAND, COUNTY OF BALTIM	MORE, to wit:
of Maryland, in and for the County aforesaid, per Phyllis N. Cooper	oly
the Affiant(s) herein, personally known or satisfallaw that the matters and facts hereinabove set for	factorily identified to me as such Affiant(s), and made oath in due form of orth are true and correct to the best of his/her/their knowledge and belief.
AS WITNESS my hand and Notarial Seal	Calv Mario
Date	

REN 09/15/98



REV 9/15/98

Petition for Administrative Variance

to the Zoning Commissioner of Baltimore County

for the property located at 3717 SHUGER HILL RD
which is presently zoned RC-5

This Petition shall be filled 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)

of the zoning regulations of Baltimore County, to the zoning law of Baltimore County, for thereasons 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 perjury, that I/we are the legal is the subject of this Petition.	affirm, under the owner(s) of the	e penalties of property which
Contract Purchaser/Lessee		Legal Owner(s,		
		PHYLLIS N. COOPER		
Name - Type or Print		Name, Type or Print Thurseis M. Click	per	
Signature		Signature Phy//15 N.Co	over	
Address	Telephone No.	Name - Type or Print	7	
City State	Zip Code	Signature	only 1	owher
Attorney For Petitioner:	,p	3717 SHUGER HILL RD	4/12	486-1806.
		Address BALTIMORE, MD 21208		Telephone No.
Name - Type or Print		City	State	Zip Code
Signature		Representative to be Co	ontacted:	
Signature		GREGORY A. FALTER	(AGENT)	
Company		Name 224 8TH AVE NW	410-760-9	9322 X25 day 9
Address T	elephone No.	Address GLEN BURNIE MD 2106		Telephone No.
City State	Zip Code	City	State	Zlp Code
A Public Hearing having been formally demanded a this day of equiations of Baltmore County and that the property be	and/or found to be a subject matter of the reposted.	a required, it is ordered by the Zoning this petition be set for a public hearing, a Zoning Commissioner of	advertised, as req	quired by the zoning
CASE NO. <u>02-050-A</u>	Revi	iewed By BR D	ate <u>7/0</u>	27/01

Estimated Posting Date

ZONING DESCRIPTION FOR 3717 SHUGER HILL RD.

WHICH IS 30' WIDE AT THE DISTANCE OF 0' EAST OF THE

NEAREST IMPROVED INTERSECTING STREET PARK HEIGHTS AVE.

WHICHIS 30' WIDE. BEING LOT # __ BLOCK __, SECTION ___ IN

THE SUBDIVISION OF UPPER PARK HTS. AS RECORDED N COUNTY

PLATBOOK # __, FOLIO # __, CONTAINING 125,888 SQ'. ALSO KNOWN

AS 3717 SHUGER HILL RD LOCATED IN THE 3RD ELECTION

DISTRICT, 2ND COUNCILMANIC DISTRICT.

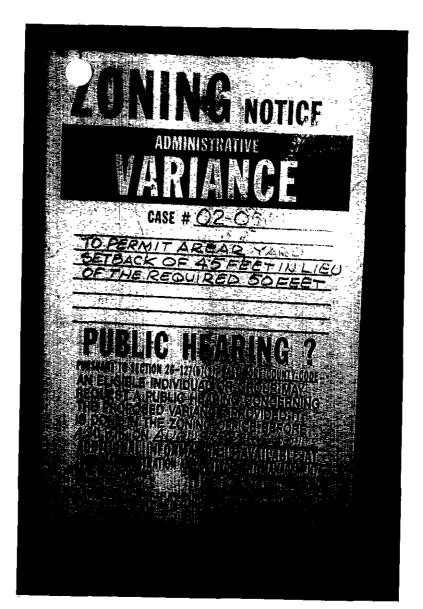
OFFICE OF BUDGET & FII MISCELLANEOUS RE		No.	401	1	PATO RECEIPT PAYNONI ACTUAL TIME
DATE 7/27/0	ACCOUNT 16	· / · 606 - C	15 /		7/30/2001 7/27/2001 15:31:07 [7] M302 CASHIER SMAT SMM DRYMER 2 #ECEIPT N 1.81558 OFLN
	AMOUNT \$	500			erl 5 528 ZONYNG VERIFICATION R NO. 004011
RECEIVED Part.	o Enelyer	es Inc			Recpt. Fot 50.00 100.00 CK .00 CA Baltimore County - Maryland
FOR: Tohing	Vuriance			_	
				_	
DISTRIBUTION WHITE - CASHIER PINK - AGE	NCY YELLOW - CUSTO	MER	r tt c ?		CASHIER'S VALIDATION

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CERTIFICATE OF POSTING

	RE: Case No.: 02-050-A
	Petitioner/Developer: PHYLLS COOPE
	PATIO ENCLOSUNGS, INC.
	Date of Hearing/Closing: 8-22-0
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	f perjury that the necessary sign(s) required by law located at 219 SHUGGAN WILL ROAD
The sign(s) were posted on	(Month, Day, Year)
	Sincerely, (Signature of Sign Poster and Date) (Printed Name) 3225/275/275/25/25/25/2001 (racie (Address) (City, State, Zip Code) (Clip) 247-4763 (Telephone Number)
76 Luoc	

DEPARTMENT OF PERMITS AND DEVELOPMENT MANAGEMENT

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.

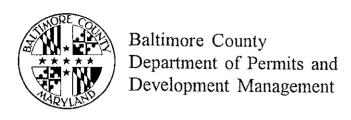
Zoning Review will ensure that the legal requirements for advertising are satisfied. However, the petitioner is responsible for the costs associated with these requirements. The newspaper will bill the person listed below for the advertising. This advertising is due upon receipt and should be remitted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

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

For Newspaper Advertising:
Item Number or Case Number:- O2 - 050 - A Petitioner: _ PHYLLII≨ N. COOPER
Address or Location: 3717 SHUGER HILL RD PIKESVILLE MD 21208
PLEASE FORWARD ADVERTISING BILL TO: Vame: _ PATIO ENCLOSURES INC.
Address: 224 8TH AVE NW
GLEN BURNIE MD 21061
elephone Number:_410-760-9322 X25

ADMINISTRATIVE VARIANCE INFORMATION SHEET AND DATES

Case Number 02- 050 -A Address 3717	Shuger Hill Rd.
Contact Person: Bruno Rulaitis: Planner, Please Print Your Name	Phone Number: 410-887 3304
Filing Date: 7 27 01 Posting Date: 8 5/01	Closing Date: 8/20/01
Any contact made with this office regarding the status of the action through the contact person (planner) using the case number.	dministrative variance should be
POSTING/COST: The petitioner must use one of the sign poreverse side of this form) and the petitioner is responsible for reposting must be done only by one of the sign posters on the is again responsible for all associated costs. The zoning neproperty on or before the posting date noted above. It is closing date.	e approved list and the petitioner
 DEADLINE: The closing date is the deadline for an occupant a formal request for a public hearing. Please understand request for a public hearing, the process is not complete on the 	ne closing date.
ORDER: After the closing date, the file will be reviewed commissioner. He may: (a) grant the requested relief; (b) order that the matter be set in for a public hearing. You (typically within 7 to 10 days of the closing date) as to whether denied, or will go to public hearing. The order will be mailed to the content of t	will receive written notification or the petition has been granted, you by First Class mail
f. POSSIBLE PUBLIC HEARING AND REPOSTING: In cases (whether due to a neighbor's formal request or by order of commissioner), notification will be forwarded to you. The changed giving notice of the hearing date, time and location, posted, certification of this change and a photograph of the all this office.	pian on the broberty thrist be
(Detach Along Dotted Line)	
etitioner: This Part of the Form is for the Sign Poster Only	
USE THE ADMINISTRATIVE VARIANCE SIGN	FORMAT
etitioner's Name Phyllis Cooper Te osting Date: 8/5/01 Closing Date: /ording for Sign: To Permit a rear yard setback o f the required 50 ft.	ger Hill Rd.
etitioner's Name Phyllis Cooper Te	elephone 4/0 - 486 -1806
osting Date: 8/5/6/ Closing Date:	8/20/01
lording for Sign: To Permit a rear yard setback o	f 45 ft in lieu
of the required 50 ft.	



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

Fax: 410-887-5708

August 21, 2001

Phyllis N Cooper 3717 Shuger Hill Road Baltimore MD 21208

Dear Ms. Cooper:

RE: Case Number: 02-050-A, 3717 Shuger Hill Road

The above referenced petition was accepted for processing by the Bureau of Zoning Review, Department of Permits and Development Management (PDM) on July 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. As of this date, we have not received any comments from any of these agencies. You may verify any possible comments by contacting the agency directly at the numbers listed below:

Development Plans Review (Traffic)	410-887-3751
Fire Department	410-887-4880
State Highway Administration	410-545-5600
Office of Planning & Community Conservation	410-887-3480
Department of Environmental Protection	
and Resource Management (DEPRM)	410-887-5859
Recreation and Parks	410-887-3824
Maryland Office of Planning - Chesapeake	
Bay Critical Area (CBCA)	410-767-4489
Department of Natural Resources - Floodplain	410-631-3914

If you need further information or have any questions, please do not hesitate to contact Zoning Review at 410-887-3391.

Very truly yours,

W. Carl Richards, Jr. GD?

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

WCR: gdz

Énclosures

C: Gregory A Falter, 224 8th Avenue NW, Glen Burnie 21061 People's Counsel

BALTIMORE COUNTY, MARYLAND

INTEROFFICE CORRESPONDENCE

TO:

Arnold Jablon, Director Department of Permits & Development Mgmt.

DATE: September 11, 2001

Robert W. Bowling, Supervisor Bureau of Development Plans Review

Zoning Advisory Committee Meeting

For August 27, 2001

Item Nos. 036, 039, 040, 041, 044, 045, 048, 049, 050, 051, 053, 054, and 055

The Bureau of Development Plans Review has reviewed the subject zoning items, and we have no comments.

RWB:HJO:jrb

cc: File



700 East Joppa Road Towson, Maryland 21286-5500 410-887-4500

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

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:

036, 039, 040, 041, 042, 043, 044, 045, 046, 047, 048, 049, 050, 051, 052, 053, 054, AND 055

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

cc: File

9/20

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) 02-039, 02-045, 02-050, & 02-051

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:

AUG 2 1

DATE: August 21, 2001

Section Chief:

AFK/JL:MAC



Maryland Department of Transportation State Highway Administration

Parris N. Glendening Governor

John D. Porcari Secretary

Parker F. Williams Administrator

Date:

8.74.61

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

RE:

Baltimore County

Item No. 056

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**

I. f. Gred la

De 2. #



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