IN RE: PETITION FOR ADMIN. VARIANCE
W/S Norris Run Court, 1150' +/- N
centerline of Nicodemus Road
4th Election District
3rd Councilmanic District
(14 Norris Run Court)

Richard Hempton and Lorraine Maxwell Petitioners

BEFORE THE

* DEPUTY ZONING COMMISSIONER

* OF BALTIMORE COUNTY

* CASE NO. 02-062-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, Richard Hempton and Lorraine Maxwell. The variance request is for property located at 14 Norris Run Court, in the Reisterstown area of Baltimore County. The variance request is from Section 103.1 of the Baltimore County Zoning Regulations and Section 202.3 (1963 Regs.), to permit an existing single-family dwelling with addition (garage) to have a side yard setback of 12 ft. in lieu of the required 20 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 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 September, 2001, that a variance from Section 103.1 of the Baltimore County Zoning Regulations and Section 202.3 (1963 Regs.), to permit an existing single-family dwelling with addition (garage) to have a side yard setback of 12 ft. in lieu of the required 20 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, Petitioner 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:rai

ORDER RECEIVED FOR FILING
Date \$1/a/6/



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

Fax: 410-887-3468

September 18, 2001

Mr. Richard W. Hempton Ms. Lorraine A. Maxwell 14 Norris Run Court Reisterstown, Maryland 21136

> Re: Petition for Administrative Variance Case No. 02-062-A Property: 14 Norris Run Court

Dear Mr. Hempton & Ms. Maxwell:

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

huther Hotroco

TMK:raj Enclosure



Petition for Administrative Variance

to the Zoning Commissioner of Baltimore County

A Private Priv	- 1		ord county
	for the propert	y located at 14 Norris 1	RUN COURT
		which is presently zone	IRC4
This Petition shall be filed with the De owner(s) of the property situate in Baltimo made a part hereof, hereby petition for a V	partment of Permore County and which	its and Development Management ch is described in the description an ion(s) 103.1(BCZR)	t. The undersigned, legal diplat attached hereto and
TO PERMIT AN EX	(15TING S	IHOLE FAMILY DIN	ELL: 100 1000
AUDITION (GARAGE	-) TO HAI	UE A SIDEYAAD SE	TRACK OF
12' IN LIEU OF THE	REQUIR	ED Zo'.	
of the zoning regulations of Baltimore Cou of this petition form.	ınty, to the zoning l	aw of Baltimore County, for the reas	ons indicated on the back
Property is to be posted and advertised as I, or we, agree to pay expenses of above Variregulations and restrictions of Baltimore Countries.	ance, advertising no	sting, etc. and further agree to and are:	to be bounded by the zoning
		I/We do solemnly declare and affir perjury, that I/we are the legal own is the subject of this Petition.	m, under the penalties of er(s) of the property which
Contract Purchaser/Lessee:		<u>Legal Owner(s):</u>	
Name - Type or Print		RICHARD W. HER Name - Type or Print Wichel Hopt Signature	npton
•		, i	IXWELL
Address	Telephone No.	Name - Type or Print Loware A. Swaker	
City State	Zip Code	Signature	
Attorney For Petitioner:		14 NORRIS RUN COURT	410-516-4741 Telephone No.
Name - Type or Print		REISTERSTOWN, MD	2 / 1/3 6 State Zip Code
		Representative to be Conta	
Signature		,	
Company	<u></u>	Name SAME AS ABOVY	
Address	Telephone No.	Address	Telephone No.
City State	Zip Code	City	State Zip Code
Public Hearing having been formally demands that day of that the property and that the property	t the subject matter of th	required, it is ordered by the Zoning Comnis petition be set for a public hearing, adver	missioner of Baltimore County, ised, as required by the zoning
N/Li		Zoning Commissioner of Dall	manus Carrett

Estimated Posting Date _

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	14 NORRIS RUN COURT	······································
	REISTERSTOWN, MD	21136
That based upon personal knowledge, the follo Variance at the above address (indicate hardshi	wing are the facts upon which I/we base the r	Zip Code request for an Administrative
Our unique situation is that our house is not cen side of the house and a 64' setback on the other garage area with a room addition on the story at the need for a variance).	r side of the house. We would like to add an e	extension to add a one car
Our practical difficulty is that we have a family o from birds and aphids have been quite a burden removed. Others in the neighborhood have don the home and the overall desirability of the neigle either our house or the neighboring houses.	i, to the extent that we have already had two tr e similar additions, and such an addition prob	ees near our driveway ably enhances the value of
A description of the neighborhood: Norris Run of an acre or more. It is an elongated court, not with siding and a one or two car garage. Severa room over the garage, and we wish to do so as a	a thru street. The majority of houses are similal of the houses have already added a second of	ar to ours, two story colonials
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 requi additional information.	red to pay a reposting and
Mich U. 4ht. Signature	Sorrane A. max	well
RICHARD W. HEMPTON Name - Type or Print	LORRAINE A. Mi Name - Type or Print	AXWELL
STATE OF MARYLAND, COUNTY OF BALTING I HEREBY CERTIFY, this <u>6th</u> day of <u>A</u>	·	a Notary Dublic of the Ctate
of Maryland, in and for the County aforesaid, pe	ugust , 2001 , before me, rsonally appeared	a Notary Public of the State
Richard W. Hempton and Lorra the Affiant(s) herein, personally known or satis law that the matters and facts hereinabove set for the same set of the same set	factorily identified to me as such Affiant(s), an	id made oath in due form of heir knowledge and belief.
AS WITNESS my hand and Notarial Seal		
08/06/2001 Date	Notary Public Vertery O. Robi	nson, Sr.
	My Commission Expires 08/13	/2002

Affidavie in Support of Admirestrative 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.

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That the Affiant(s) does/do presently reside at	14 NORRIS	s RUN	COURT	<u> </u>	<u> </u>
	REISTERSTO		MD		2/136 Zip Code
	City		State		Zip Code
That based upon personal knowledge, the folio Variance at the above address (indicate hardsh	wing are the facts ip or practical diffic	upon wh culty):	ich I/we base	the request for	an Administrative
Our unique situation is that our house is not ce side of the house and a 64' setback on the othe garage area with a room addition on the story a the need for a variance).	er side of the hous	e. We wo	uld like to ad	d an extension to	add a one car
Our practical difficulty is that we have a family from birds and aphids have been quite a burde removed. Others in the neighborhood have do the home and the overall desirability of the neighboring houses.	n, to the extent the ne similar addition	at we have ns, and suc	already had th an addition	two trees near o probably enhan	ur driveway ces the value of
A description of the neighborhood: Norris Run of an acre or more. It is an elongated court, no with siding and a one or two car garage. Sever room over the garage, and we wish to do so as	ot a thru street. The ral of the houses h	e majority	of houses are	similar to ours,	two story colonials
That the Affiant(s) acknowledge(s) that if a for advertising fee and may be required to provide a	ormal demand is additional informat	filed, Affia ion.	nt(s) will be	required to pay	a reposting and
Wieles W. 4 fr		Lorga	N. A. 95	axwell	
Signature		Signature			
RICHARD W. HEMPTON Name - Type or Print		LORRA Name - Type	Or Print	MAXWELL	
STATE OF MARYLAND, COUNTY OF BALTIM	ORE, to wit:		· • • • • • • • • • • • • • • • • • • •		
I HEREBY CERTIFY, this $\underline{6th}$ day of $\underline{\text{Aug}}$ of Maryland, in and for the County aforesaid, pe	ust rsonally appeared		.001 , before	e me, a Notary P	ublic of the State
Richard W. Hempton and Lorraine A		·····			
the Affiant(s) herein, personally known or satist law that the matters and facts hereinabove set for	factorily identified	to me as	such Affiant(s	s), and made oa	th in due form of
AS WITNESS my hand and Notarial Seal 08/06/2001	orth are tide and		A S	A Source of the state of the st	uge and belief.
Date	Notary P	oldu e	fiery O. F	Robinson, Sr.	
	My Com	mission E	xpires08/	13/2002	

REV 09/15/98



REU 9/15/98

Petition for Administrative Variance

to the Zoning Commissioner of Baltimore County

Estimated Posting Date 8/19/01

ANDVIAND	,
for the proper	rty located at 14 Norris RUN COURT
	which is presently zoned _
nade a part hereof, hereby petition for a Variance from Sec	mits and Development Management. The undersigned, legal hich is described in the description and plat attached hereto and option(s) 103.1 (BCZR) 202.3 (1963 80 STAGLE FAMILY DWELLING) TO HAVE A SIDETARO SETBACK
	law of Baltimore County, for the reasons indicated on the back
roperty is to be posted and advertised as prescribed by the or we, agree to pay expenses of above Variance, advertising, p gulations and restrictions of Baltimore County adopted pursuant	posting etc. and further agree to and are to be bounded by the region
	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.
ontract Purchaser/Lessee:	Legal Owner(s):
me - Type or Print	RICHARD W. HEMPTOW' Name-Type of Print With W. Hym
	Signature LORRAINE A. MAXWELL
fress Telephone No.	Name - Type or Print Sornaine A. Mayurl
State Zip Code	Signature A. Triax as it
torney For Petitioner:	14 NORRIS RUN COURT 416-526-4742 Address Telephone No.
me - Type or Print	REISTERSTOWN, MD 21136 City State Zip Code
nature	Representative to be Contacted:
npany	Name AS ABOUS
ress Telephone No.	Address Telephone No.
State Zip Code	City State Zip Code
Public Hearing having been formally demanded and/or found to be day of that the subject matter of ulations of Baltimore County and that the property be reposted.	e required, it is ordered by the Zoning Commissioner of Baltimore County, this petition be set for a public hearing, advertised, as required by the zoning
	Zoning Commissioner of Baltimore County
ASE NO. 02-062-A Rev	viewed By LTM Date 8/8/01

Zoning Description Property Description

ZONING DESCRIPTION FOR 14 Norris Run Court

Beginning at a point on the West side of Norris Run Court which is 162 feet wide at the distance of 1,200 feet North of the centerline of the nearest improved intersecting street Nicodemus Road which is 25 feet wide. Being Lot # 15 as shown on Plat 2 of Norris Run Woods as recorded in Baltimore County Plat Book EHK,Jr. 37, folio 95, containing 1.3 acres. Also known as 14 Norris Run Court and located in the 4th Election District, 3rd Councilmanic District.

62

	IDGET & FINANC IEOUS RECEIP	ACCOUNT	No.		10 10 10 10 10	PAID RECEIPT MYLHE ACTUAL TIME 8/2001 8/08/2001 10:29:39 8/3 CASHIER RUOS LRB DRAWER TET # 199706 OF 5 528 ZONING VERIFICATION
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DISTRIBUTION WHITE - CASHIER	PINK - AGENCY	YELLOW - CUSTOM		062-A		CASHIER'S VALIDATION

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RE:	Case No.: $02 - 062 - A$
	Petitioner/Developer: Richard Hempton
	Date of Hearing/Closing: 9/3/01
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 were posted conspicuously on the property located a Reistorstown, MD 2/136	that the necessary sign(s) required by law t
The sign(s) were posted on August	13 2001 th, Bay, Year)
The state of the s	Sincerely,
PLONIC LA CONTROL AND SECURITY OF THE PROPERTY	(Signature of Sign Poster and Date) Condition
	(Address)
(李宗] · · · · · · · · · · · · · · · · · · ·	(City, State, Zip Code) 410-181-1400 (Telephone Number)

DEPARTMENT OF PERMITS AND DEVELOPMENT MANAGEMENT ZONING REVIEW

ADVERTISING REQUIREMENTS AND PROCEDURES FOR ZONING HEARINGS

The <u>Baitimore County Zoning Regulations</u> (BCZR) require that notice be given to the general public/neighboring property owners relative to property which is the <u>subject</u> 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.

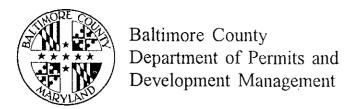
OPINIONS MAY NOT BE ISSUED UNTIL ALL ADVERTISING COSTS ARE PAID.

For Newspaper Advertising:	
Item Number or Case Number: 07-067-A	
Petitioner: RICHARD HEMPTON AND LORRAINE MAX	WELL
Address or Location: 14 Norris Run Court, REISTERSTO	iwn, MD
PLEASE FORWARD ADVERTISING BILL TO:	•
Name: RICHARD HEMPTON	
Address: 14 NORRIS RUN COURT.	
ROISTERSTOWN: MD 21136	
Telephone Number: 410-526-4742	

ZONING REVIEW

ADMINISTRATIVE ARIANCE INFORMATION SEET AND DATES

					1011/00		
Case	Number 02-	062	-A	Address _	14 4012	RIS RUH	<u> </u>
	- "	Planner	Please Print Your	Name		Phone Number:	
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2.	a formal rec	quest for a p	ublic hearing	g. Please ι	inderstand t	or owner within 1,0 hat even if there closing date.	000 feet to file is no formal
3.	commissione order that the (typically with	er. He may: he matter be hin 7 to 10 da	a) grant th) set in for a ays of the clo	ie requested a public hea osing date) a	relief; (b) de aring. You s to whether	y the zoning or deny the requested will receive writted the petition has been by First Class	I relief; or (c) n notification been granted,
4.	(whether du commissione changed givi	e to a neigher), notification ing notice of t	bor's formal n will be fo he hearing o	request or rwarded to late, time an	by order of you. The solution. A	hat must go to a perton the zoning or design on the propertor the sign was because the sign must be	eputy zoning erty must be was originally
7			(Deta	ich Along Dotted Li	ne)		
Petitic	ner: This P	art of the Fo	m is for the	Sign Poste	r Only		
		USE THE A	ADMINISTRA	ATIVE VARI	ANCE SIGN	FORMAT	
Case i	Number 02-	062 -4	. Addr	ess 14 h	JORRIS	FRUN CT	<u> </u>
Petitio	ner's Name _	RICHAR	DW. H	1EMPTO	<u>⊷</u> Te	lephone 410	526 4748
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<u>se</u> 7	BACK	of 12'	IH LIE	UOF T	UE REC	PUIRED	201



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

September 13, 2001

Lorraine & Richard Hempton 14 Norris Run Court Reisterstown MD 21136

Dear Mr. & Mrs. Hempton:

RE: Case Number: 02-062-A, 14 Norris Run Court

The above referenced petition was accepted for processing by the Bureau of Zoning Review, Department of Permits and Development Management (PDM) on August 8, 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 p oposed 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.

W. Carl Richard Jr.

W. Carl Richards, Jr. らりて Supervisor, Zoning Review

WCR: gdz

Enclosures

c: People's Counsel

BALTIMORE COUNTY, MARYLAND

INTEROFFICE CORRESP ONDENCE

TO:

Arnold Jablon, Director

Department of Permits & Development Mgnit.

DATE: October 15, 2001

FROM:

Robert W. Bowling, Supervisor

Bureau of Development Plans Review

SUBJECT\

Zoning Advisory Committee Meeting

For September 4, 2001

Item Nos. 027, 056, 058, 060, 061,

062, 063, 064, 065,068

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

September 4, 2001

RECEIVED SEP

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

Property Owner: SEE BELOW

Location: DISTRIBUTION MEETING OF August 27, 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 Fire Marshal's Office has no comments at this time, 8. IN REFERENCE TO THE FOLLOWING ITEM NUMBERS:

027, 056, 058, 060, 061, 062, 065, 068, 069

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

cc: File

9/4

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) 02-056, 02-057, 02-062, & 02-069

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

SEP - 5

DATE: September 5, 2001



Maryland Department of Transportation State Highway Administration

Parris N Glendening Governor John D. Porcari Secretary Parker F. Williams Administrator

Date: 9.5.01

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

RE: Baltimore County

Item No LTX

- 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

Plat to accompany Petition for	Zoning Variance Special Hearing
SUBDIVISION Name: NORRIS RUN WOODS - DOCUMENTS	
ptat books 37 ,tollos 95 ,tols 15 ,sections	de dunciny
OWNER: RICHARD W. HEMPTON AND LORRHINE A. MAXWELL	15 107 14
· ·	(MARC -
	DONNA 32 2)
10.	Nicodamus Rg
	a co
LOT 16	Vicinity Map World Scale: 1'=1000
(SUSAN	LOCATION INFORMATION
MAYER) is	Election District: 4
8 2	Couriellmanie District: 3 1'-200' scale maps: LIVIS Kel
12 - 12 874 18 44	Zoning: PCA
PROPOSED PROPOSED	Lot size: 1,3 57,380 acreage square lost
15'×26'	subtic process
[mas.]	SEWER: WATER:
No. of the second secon	Chesapeake Bay Critical Area:
Scale of DRAWING: 1"=60' house as shown ?	Prior Zoning Hearings: NONE
North Do gorgodina - 1550	Zoning Office USE ONLY! reviewed by: ITEM #: CASE#:
prepared by: R. U. HEMPTS, Cardina NORRIS	

