Constant Property Constant Con

IN RE: PETITION FOR ADMIN. VARIANCE
N of Piney Grove Road, 1120' N
intersection of Longnecker Road
and Piney Grove
4th Election District
3rd Councilmanic District
(14240 Longnecker Road)

Judith and Gary Siegel Petitioners BEFORE THE

* DEPUTY ZONING COMMISSIONER

* OF BALTIMORE COUNTY

* CASE NO. 02-113-A

FINDINGS OF FACT AND CONCLUSIONS OF LAW

This matter comes before this Deputy Zoning Commissioner as a Petition for Administrative Variance filed by Judith and Gary Siegel, the legal owners of the subject property. The variance request is for property located at 14240 Longnecker Road in the Glyndon 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 an accessory structure (detached garage) to have a height of 22 ft. in lieu of the required 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 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 May of October, 2001, that a variance from Section 400.3 of the Baltimore County Zoning Regulations (B.C.Z.R.), to permit an accessory structure (detached garage) to have a height of 22 ft. in lieu of the required 15 ft., be and is hereby GRANTED, subject, however, to the following restrictions which are conditions precedent to the relief granted herein:

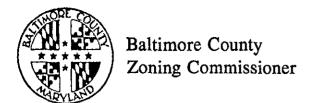
- 1. The Petitioners may apply for their building permit and be granted same upon receipt of this Order; however, Petitioners are hereby made aware that proceeding at this time is at their own risk until such time as the 30 day appellate process from this Order has expired. If, for whatever reason, this Order is reversed, the Petitioners would be required to return, and be responsible for returning, said property to its original condition.
- 2. The Petitioners or subsequent owners shall not allow or cause the garage to be converted to a second dwelling unit and/or apartment. The structure shall contain no living or sleeping quarters, and no kitchen or bathroom facilities. In addition, the accessory structure should not be used for commercial purposes.
- 3. When applying for a building permit, the site plan filed must reference this case and set forth and address the restrictions of this Order.

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

October 18, 2001

Mr. & Mrs. Gary Siegel 14240 Longnecker Road Glyndon, Maryland 21071

> Re: Petition for Administrative Variance Case No. 02-113-A Property: 14240 Longnecker Road

Dear Mr. & Mrs. Siegel:

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

1 lenthy Kotroco

TMK:raj Enclosure



Petition for Administrative Variance

to the Zoning Commissioner of Baltimore County

9-30-01

PVI	
for the proper	ty located at 14240 Longnecker Rd
	which is presently zoned <u>RC2</u>
nade a part hereof, hereby petition for a Variance from Sec	nits and Development Management. The undersigned, legalich is described in the description and plat attached hereto and tion(s) ムの・3 BCスR
To permit an accessory struc	ture Colotonia 1 2 1/4
height of 221 in lieu of	the required 15!
f the zoning regulations of Baltimore County, to the zoning	law of Baltimore County, for the reasons indicated on the back
f this petition form.	and of Dalimore Scarny, for the reasons indicated on the back
Property is to be posted and advertised as prescribed by the or we, agree to pay expenses of above Variance, advertising, pregulations and restrictions of Baltimore County adopted pursuant	osting, etc. and further agree to and are to be bounded by the zening
	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:	<u>Legal Owner(s):</u>
ame - Type or Print	GARY STEGEL
anie - Type of Finit	Name - Type or Print
ignature	Signature
ddress Telephone No.	Name - Type or Print
ty State Zip Code	Signature 410 420
ttorney For Petitioner:	14240 Longnecker Ro 4441
	Address Telephone No. Glyndon MD 21071
ame - Type or Print	City State Zip Code
gnature	Representative to be Contacted: 410243
ompany	Name
idess Telephone No.	Address Telephone No.
ty State Zip Code	City State Zip Code
Public Hearing having been formally demanded and/or found to be	e required, it is ordered by the Zoning Commissioner of Baltimore County
that the subject matter of gulations of Baltimore County and that the property be reposted.	this petition be set for a public hearing, advertised, as required by the zoning
	Zoning Commissioner of Baltimore County
	viewed By JRF Date 9-17-0/

Estimated Posting Date _

fidavit 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	14240 Long	necker Ro	
	Address (Qlyndwn	MD State	21071 Zip Code
That based upon personal knowledge, the follow Variance at the above address (indicate hardship	wing are the facts upon p or practical difficulty):	which I/we base the requ	•
Additional height is require the rural nature of our property necessitates equipment that wou height of the building will mak Without this buildings height the exposing myself and the equipmedifficult. The height also makes lof storage of materials and supplies of these supplies in an unsuitable illness or harm to animals kept or	y requires care and the second proper maintenation of the proper maintenation of the second part of the care area could cause of the cause area could cause of the cause of th	nd maintenance of the principle of the equipment of the equipment of the below of the work of the work of the which is necessary of the sand feeding of lives.	the land that The additional ent possible. Out of doors, ik particularly essary for the tock. Storage
That the Affiant(s) acknowledge(s) that if a for advertising fee and may be required to provide a Signature	rmal demand is filed, additional information.	Affiant(s) will be required	to pay a reposting and $\widehat{\mathcal{Q}}$
CAM SEC-SI Name - Type or Print		VOITH SIEG	£15
STATE OF MARYLAND, COUNTY OF BALTIM I HEREBY CERTIFY, this/ day of E of Maryland, in and for the County aforesaid, per CARY SIECEU the Affiant(s) herein, personally known or satisfiant the matters and facts hereinabove set for	PTEINGER sonally appeared UNITH SIEGE actorily identified to me	as such Affiant(s), and n	Notary Public of the State nade oath in due form of r knowledge and belief.
AS WITNESS my hand and Notarial Seal SEPT 11, 2001 Date	Notary Public	& Walston	
REV 09 15 98	My Commissio	on Expires	trum, Notary Public 1979 County of Maryland Expires April 1, 2003

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

	Glyndon	CAM	21011
	City	State	Zip Code
That based upon personal knowledge, the f Variance at the above address (indicate hard	ollowing are the facts up dship or practical difficult	on which I/we base the r /):	equest for an Administrative
Additional height is required the rural nature of our proposed pro	perty requires care vould not be necessionake proper mainted this work would hapment to the elements loft storage space blies related to the capable area could cau	and maintenance of ary in other situations enance of the equipave to be performents and making the value possible, which is neare and feeding of liv	f the land that s. The additional ment possible. d out of doors, vork particularly ecessary for the estock. Storage
That the Affiant(s) acknowledge(s) that if a advertising fee and may be required to provide	a formal demand is filed de additional information	d, Affiant(s) will be requi	red to pay a reposting and
Signature / Ly	Sign	ature Juliuty	s Slegel
GARY SIEGEL Name - Type or Print	Nan	JUDITH 515 ne - Type or Print	GEL
	·		
STATE OF MARYLAND, COUNTY OF BAL	.TIMORE, to wit:		
of Maryland, in and for the County aforesaid,		, <u>2 </u>	a Notary Public of the State
the Affiant(s) herein, personally known or sa	L JUDITH &	SIEGEL	
the Affiant(s) herein, personally known or so law that the matters and facts hereinabove s	atisfactorily identified to	me as such Affiant(s), an ect to the best of his/her/t	d made oath in due form o heir knowiedge and belief.
AS WITNESS my hand and Notarial Seal		Λ	
Date SEPT 11, 2001	Notary Publ	FW alstron	
	My Commis	sion Expires	- majorithis, finitely fields
RSV 09 15 98	wiy Continus	S	alumors County Late of Maryland Stor Expires April 1, 2003



REU 9/15/98

Petition for Administrative Variance

Estimated Posting Date 9-30-6/

TO THE PART OF THE	to the	Zoning C	ommissione	r of Baltimo	re County
	for	the property l	ocated at 1424	10 Longnecker sently zoned RC	Rd
This Petition shall be filed wi owner(s) of the property situate made a part hereof, hereby peti			and Development	Management. The un	ndersigned, legal ached hereto and
) with a
To permit an height of 2	21 in 1)	LO OD H	e required	15.	
		÷	,		>
of the zoning regulations of Ball of this petition form.	imore County,	to the zoning law	of Baltimore County	, for the reasons indic	ated on the back
Property is to be posted and ad I, or we, agree to pay expenses of regulations and restrictions of Balti	above Variance	advertising postir	nd etc and further same	ee to and are to be bour nore County.	ided by the zoning
	÷ ;		I/We do solemnly de perjury, that I/we are is the subject of this	clare and affirm, under the legal owner(s) of the Petition.	he penalties of e property which
Contract Purchaser/Lessee	F.		Legal Owner(s):	!	
Name - Type or Print			GARY S	reper	
Signature			Signature JUDIT H	SIEGEL	
Address	Te	lephone No.	Name - Type or Print	Sign	
City	State	Zip Code	Signature	<u> </u>	460 429
Attorney For Petitioner:			14240 Lor	4	Telephone No.
Name - Type or Print			Glyndon		ZIO) (Zip Code
Signature			Representative	to be Contacted: 4	WORK# 10243-2200
Company			Name		
Address	Tel	ephone No.	Address		Telephone No.
City	State	Zip Code	City	State	Zip Code
A Public Hearing having been formal his day of day of egulations of Baltimore County and that			uired, it is ordered by t petition be set for a public	he Zoning Commissioner of hearing, advertised, as rec	of Baltimore County, quired by the zoning
			Zoning Comm	nissioner of Baltimore Coun	ty
CASE NO. <u>02-1/3</u>	<u>-</u> A	Review	ed ByJR/=_	Date	7-0/

Liber # 010952 Folio 692

Begining at a point 1/20' North of Piney Grove Rd

West 630.85' To a point North 1413.69'

To a point of Begining

N 86°32'27" E 358.0' N 54°48'00" E 730.00'

N 15°56'26" E 268,55 N87°13'00" W 1006.18

N 06°48'22" S 589.41' To The point of Beginny

02113

OFFICE OF BUDGET & FINANCE MISCELLANEOUS RECEIPT	No.	5649	[] [de de [] [ten baller de]	
	R-301-012.	· <120	971772001 971772 1 09:21: 1: MRN CARNTE JE JAR DRA FEETPLE 02237	:16 WER 11
AMOUNT \$	<u>50.00</u>		- P (t - 5 528 /000N); (TROFTCAT) - P (40, - 005640	OH
FOR: OI VARIANCE	Ral To a	a 46 /13		70.0 .00 d
FOR: OF VARIANCE	TAKON	By: JRE		
FOR:	TAKE N	by: JRE		
DISTRIBUTION				
WHITE - CASHIER PINK - AGENCY YELLOW - C	USTOMER		CASHIER'S VALIDATION	

CERTIFICATE OF POSTING

RE: Case No: 02-113-A

Petitioner/Developer: Gary Siegel

Date of Hearing: 10-15-01

Baltimore County Department of Permits and Development Management County Office Building, Room111 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 14240 Longnecker Rd.

The sign(s) were posted on 09-29-01.

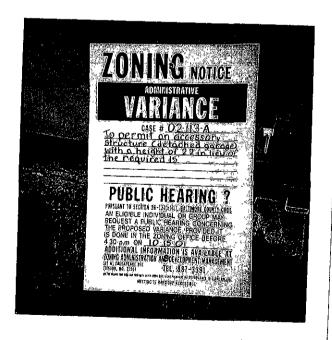
Sincerely,

Thomas J. Hoff Thomas J. Hoff, Inc.

406 West Pennsylvania Avenue

Towson, MD. 21204

410-296-3668



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.

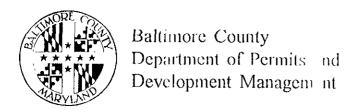
Zoning Review will ensure that the legal requirements for advertising are satisfied. However, the petitioner is responsible for the costs associated with these requirements. The newspaper will bill the person listed below for the advertising. This advertising is due upon receipt and should be remitted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

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

For Newspaper Advertising:
Item Number or Case Number: 02 -113-A
Petitioner: Gary Siegel
Address or Location: 14240 Longwecken Rd
PLEASE FORWARD ADVERTISING BILL TO:
Name: <u>Gary Siegel</u>
Address: 14240 Longwecker Rd
Glyndon Md 21071
Telephone Number: 410 429 4441

ADMINISTRATIVE VARIANCE INFORMATION SHEET AND DATES

Case Number 02- 113 -A Address 14240 Longnecker Rd.
Contact Person: Jun R. Fernando Phone Number: 410-887-3391
Filing Date: 9-17-01 Posting Date: 9-30-01 Closing Date: 10-15-0
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.
2. <u>DEADLINE</u> : 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 02- 113 -A Address 14240 Longnecker Rd.
Petitioner's Name Gary & Judith Siegel Telephone 410-429-4441
Posting Date: <u>9-30-01</u> Closing Date: <u>10-15-01</u>
with a height of 22' in lieu of the required 15!



Developmen Processing
County Office Fullding
111 West Chesa, eake Avenue
Towson, Maryland 21204
pdmlandacq@coba.md.us

October 15, 2001

Judith & Gary Siegel 14240 Longnecker Road Glyndon MD 21071

Dear Mr. & Mrs. Siegel:

RE: Case Number: 02-113-A, 14, 40 Longnecker Road

The above referenced petition was accepted for processing by the Bureau of Zoning Review, Department of Permits and Development Management (PDIA) on September 17, 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 intende 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 prokems 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. Supervisor, Zoning Review

WCR: gdz

Enclosures

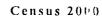
c: People's Counsel



Printed with Soybean Ink









BALTIMORE COUNTY, MARYLAND

INTEROFFICE CORRESPONDENCE

TO:

Arnold Jablon, Director

DATE: October 16, 2001

Department of Permits & Development Mgmt.

FROM:

Robert W. Bowling, Supervisor Bureau of Development Plans Review

SUBJECT:

Zoning Advisory Committee Meeting

For October 8, 2001

Item Nos. 082, 101, 104, 105, 107, 108, 110, 111, 112, 113, 114, 115,

116, 117, and 118

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

October 15, 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 October 1, 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:

082, 102, 103, 104, 105, 106, 107, 109, 110, 111, 112, 113, 114, 115, 116, 117, and 118

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

cc: File

10/K

BALTIMORE COUNTY, MARYLAND

INTER-OFFICE CORRESPONDENCE

TO:

Arnold Jablon, Director

DATE: October 15, 2001

Department of Permits and Development Management

FROM:

Arnold F. 'Pat' Keller, III

Director, Office of Planning

SUBJECT: Zoning Advisory Petition(s): Case(s) 02-101, 02-107, 02-110, 02-112, 02-113, and 02-119

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:

15

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:

10.5.01

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

RE:

Baltimore County
Item No. //3 JRF

Dear, Ms. Jackson:

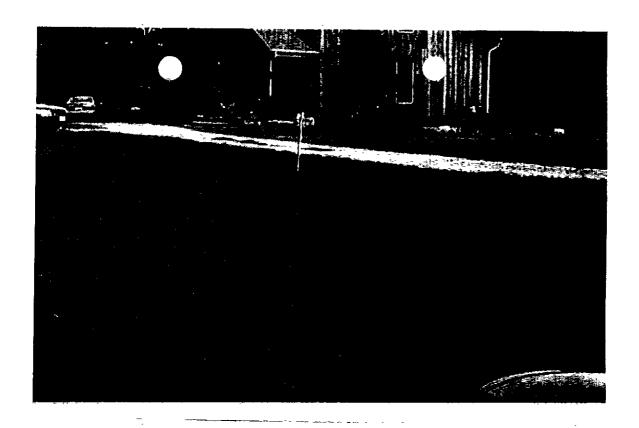
This office has reviewed the referenced item and we have no objection to approval as it does not access a State roadway and is not affected by any State Highway Administration projects.

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,

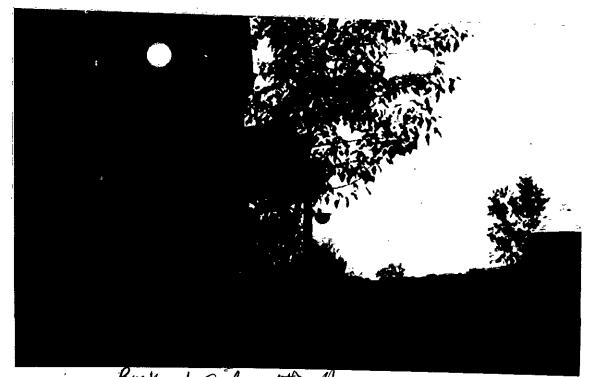
Kenneth A. McDonald Jr., Chief Engineering Access Permits Division

1. J. Gralle









Back & Side et House



