ORDER RECEIVED/FOR FILING
Date // 30/0/
By

IN RE: PETITION FOR SPECIAL HEARING SE/S Hannibal Road, 487.58' NE of

Long Green Pike

(11507 Hannibal Road) 11th Election District

6th Council District

Roseann B. Baker and Joyce A. Van Arsdale

* BEFORE THE

* ZONING COMMISSIONER

* OF BALTIMORE COUNTY

* Case No. 02-133-SPH

*

FINDINGS OF FACT AND CONCLUSIONS OF LAW

This matter comes before the Zoning Commissioner for consideration of a Petition for Special Hearing filed by the owners of the subject property, Roseann B. Baker and Joyce A. Van Arsdale. The Petitioners request a special hearing to approve a lot line adjustment in which no density units will be created, and one density unit will be lost. The subject property and requested relief are more particularly described on the site plan submitted which was accepted into evidence and marked as Petitioner's Exhibit 1.

Appearing at the requisite public hearing in support of this request were Roseann B. Baker and her sister, Joyce A. Van Arsdale, property owners. Also appearing in support of the request were Ms. Van Arsdale's husband, Donald S. Van Arsdale, and Bruce E. Doak, the Surveyor who prepared the site plan for this property. There were no Protestants or other interested persons present.

The subject property is an irregularly shaped parcel located on the east side of Hannibal Road, just north of its intersection with Long Green Pike in Glen Arm. The property contains a gross area of 2.249 acres, more or less, zoned R.C.2, and is improved with a one-story single family dwelling, known as 11507 Hannibal Road. The property was formerly owned by the Petitioners' father, Norman E. Bach; however, Mr. Bach recently passed away and Ms. Baker and Ms. Van Arsdale are the personal representatives of his estate. Ms. Baker presently resides in the dwelling on the subject property and Mr. & Mrs. Van Arsdale reside on the adjacent property, known as 11503 Hannibal Road. The Van Arsdale property contains a gross area of 0.887 acres

DRUER RECEVED FOR FILING Date

and is rectangular in shape. In order to create two parcels of approximately the same size and provide a greater side yard for the Van Arsdale property, the Petitioners are desirous of conveying 0.711 acres from the Bach tract. This conveyance will reduce the area of the Bach property from 2.249 acres to 1.538 acres, and increase the Van Arsdale lot to approximately 1.598 acres in area.

It is recognized that the conveyance will result in the loss of one right of subdivision, or one density unit, from the Bach tract. That is, the Bach tract will hereinafter be less than 2.0 acres in area and therefore cannot be subdivided, pursuant to the R.C.2 zoning regulations. Likewise, the Van Arsdale tract, even with the additional acreage, will be less than 2.0 acres. Nonetheless, the Petitioners desire to "even out" these respective parcels by the proposed lot line adjustment.

Based upon the testimony and evidence offered, I am easily persuaded to grant the Petition for Special Hearing. The request is no doubt an appropriate approach to reconcile the property inherited by these sisters from their father. I find that the proposed conveyance will not be detrimental to any adjacent property owner or the surrounding neighborhood. Indeed, it appears that the reconfiguration of the lot line is more consistent with the R.C.2 zoning and will be mutually beneficial to both properties.

Pursuant to the advertisement, posting of the property and public hearing on this Petition held, and for the reasons set forth above, the relief requested shall be granted.

this day of November, 2001, that the Petition for Special Hearing to approve a lot line adjustment in which no density units will be created, and one density unit will be lost, in accordance with Petitioner's Exhibit 1, be and is hereby GRANTED; and,

IT IS FURTHER ORDERED that there are no rights of subdivision associated with this transfer in that both properties will contain less than the 2.0 acres required, pursuant to the R.C.2 regulations, upon completion of the conveyance.

LAWRENCE E. SCHMIDT Zoning Commissioner

for Baltimore County

LES:bjs



November 30, 2001

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

Fax: 410-887-3468

Ms. Roseann B. Baker 11507 Hannibal Road Glen Arm, Maryland 21057

RE: PETITION FOR SPECIAL HEARING
SE/S Hannibal Road, 487.58' NE of Long Green Pike
(11507 Hannibal Road)
11th Election District – 5th Council District
Roseann B. Baker & Joyce A. Van Arsdale - Petitioners
Case No. 02-133-SPH

Dear Ms. Baker:

Enclosed please find a copy of the decision rendered in the above-captioned matter. The Petition for Special Hearing has been granted, in accordance with the attached Order.

In the event any party finds the decision rendered is unfavorable, any party may file an appeal to the County Board of Appeals within thirty (30) days of the date of this Order. For further information on filing an appeal, please contact the Department of Permits and Development Management office at 887-3391.

Very truly yours,

LAWRENCE E. SCHMIDT
Zoning Commissioner
for Baltimore County

LES:bjs

cc: Mr. & Mrs. Donald S. Van Arsdale 11503 Hannibal Road, Glen Arm, Md. 21057 People's Counsel; Case File



Petition for Special Hearing

for the property located at 11507 Hannibal Road

to the Zoning Commissioner of Baltimore County

which is presently zoned R.C. 2

made a part hereof, hereby petition for a Special Hearing County, to determine whether or not the Zoning Commission	mits and Development Management. The undersigned, legal hich is described in the description and plat attached hereto and g under Section 500.7 of the Zoning Regulations of Baltimore oner should approve A LOT COXE HOTUST -
MENT IN WHICH NO DENSIT	4 UNITS WILL BE CREATED, ANDONE
DENSITY UNIT WAS LOST	, , , , , , , , , , , , , , , , , , , ,
•	
Property is to be posted and advertised as prescribed by th I, or we, agree to pay expenses of above Special Hearing, adver zoning regulations and restrictions of Baltimore County adopted	tising posting etc and further agree to and are to be bounded by the
	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):
	ROSEANN B. BAKER
Name - Type or Print	Name - Type or Print
Signature	Signature
Address Telephone No.	JOYCE A. VAN ARSDALE
Address Telephone No.	Name'- Type or Print Joya a. Vans ais dela
City State Zip Code	Signature 11
Attorney For Petitioner:	11503 HANNIBAL RD 410 592-73
	Address Telephone No. GLEN ARM MD 21057
Name - Type or Print	City State Zip Code
C:	Representative to be Contacted:
Signature	Brian Dietz
Сртрапу	Gerhold, Cross & Etzel, Ltd. Name 410
Aldress Telephone No.	320 E. Towsontown Blvd. #100 823-4470 Address Telephone No.
City State Zip Code	Towson MD 21286 City State Zip Code
	City State Zip Code
d	OFFICE USE ONLY
	ESTIMATED LENGTH OF HEARING
Case No. 02-133-SPA	UNAVAILABLE FOR HEARING
Dan bijejaa	leviewed By



Gerhold, Cross & Etzel, Ltd.

Registered Professional Land Surveyors • Established 1906

Suite 100 • 320 East Towsontown Boulevard • Towson, Maryland 21286 Phone: (410) 823-4470 • Fax: (410) 823-4473 • www.gcelimited.com

September 21, 2001

Zoning description for 11507 Hannibal Road

All that piece or parcel of ground situate, lying and being in the 11th Election District and the 6th Councilmanic District of Baltimore County, state of Maryland and described as follows to wit:

Beginning for the same at a point on the Southeast side of Hannibal Road (50' R/W), at a distance of 487.58 feet measured Northeasterly along the Southeast side of Hannibal road from the intersection of the Southeast side of Hannibal Road with the Northeast side of Long Green Pike and thence running and binding on said Southeast side of Hannibal Road (1) North 42 degrees 55 minutes 57 seconds East 284.73 feet; thence leaving said Southeast side of Hannibal Road and running and binding on the lands of the herein petitioner the following five courses and distances viz; (2) South 45 degrees 38 minutes 00 seconds East 346.40 feet, (3) South 46 degrees 45 minutes 09 seconds West 154.05 feet, (4) South 53 degrees 20 minutes 18 seconds East 51.30 feet, (5) South 43 degrees 19 minutes 42 seconds West 110.39 feet, and (6) North 49 degrees 40 minutes 18 seconds West 386.66 feet to the place of beginning.

Containing 2.249 ± Ac., and known as 11507 Hannibal Road

Note: This description satisfies zoning purposes only and is not intended for conveyance purposes.



OFFICE OF B	E COUNTY, MARYLANI BUDGET & FINANCE INEOUS RECEIPT	No.	568 7	THARIT OCHO HA
DATE <u>C 1</u>	.70 C.L. ACCOUN		Cloc	19 ()), 47 (17 (17 (17 (17 (17 (17 (17 (
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RECEIVED FROM:	JOYCE VA	ellismie.	·····	र्कात्वात प्रकार के महिल्ला है। विकास सम्बद्धा के सम्बद्धा के सम्बद्धा के स्वाप्त के स्वाप्त के स्वाप्त के स्व
FOR:	Kes H	CIAC LE-POLI	C. maken	
	Cr	1146		
DISTRIBUTION WHITE - CASHIEF	R PINK - AGENCY YELLO	W - CUSTOMER	77 114	CASHIER'S VALIDATION

NOTICE OF ZONING HEARING

The Zoning Commissioner of Battimore County, by authority of the Zoning Act and Regulations of Baltimore County will hold a public hearing in Towson, Maryland on the property identified herein as follows:

Case: #02-133-SPH
11507 Hannibal Road
SE/S Hannibal Road, 487.58'
S of Long Green Pike
11th Election District
Councilmanic District
Legal Owner(s): Joyce Van
Arsdale & Roseann B. Baker
Special Hearing: to approve a lot line adjustment
in which no density units
will be created, and one
density unit was lost.
Hearing: Monday, November 26, 2001 at 11:00 a.m.
In Room 407, County
Courts Building, 401 Bosley Avanue.

LAWRENCE E SCHMIDT Zoning Commissioner for Baltimore County NOTES: (1) Hearings are Handicapped Accessible; for special accommodations Please Contact the Zoning Commissioner's Office at (410) 887-4386.

(2) For information concerning the File and/or Hearing, Contact the Zoning Review Office at (410) 887-3391.

11/103 Nov. 8 C504662

CERTIFICATE OF PUBLICATION



Gerhold, Cross & Etzel, Ltd.

Registered Professional Land Surveyors • Established 1906



Suite 100 • 320 East Towsontown Boulevard • Towson, Maryland 21286 Phone: (410) 823-4470 • Fax: (410) 823-4473 • www.gcelimited.com

CERTIFICATE OF POSTING

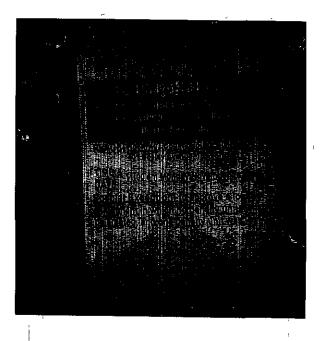
RE: CASE # 02-133-SPH
PETITIONER/DEVELOPER:
Joyce Van Arsdale
Roseann B. Baker
DATE OF HEARING:
November 26, 2001

BALTIMORE COUNTY DEPARTMENT OF PERMITS AND DEVELOPMENT MANAGEMENT COUNTY OFFICE BUILDING, ROOM 111 111 WEST CHESAPEAKE AVE. TOWSON, MARYLAND 21204

ATTENTION: GEORGE ZAHNER

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



LOCATION:

Southeast side OF Hannibal Road, 487' South of Long Green Pike on the right side of the driveway

DATE: November 7, 2001

SIGNATURE OF SIGN POSTER

BRUCE DOAK

GERHOLD, CROSS & ETZEL, LTD
SUITE 100
320EAST TOWSONTOWN BLVD
TOWSON, MARYLAND 21286
410-823-4470 PHONE
410-823-4473 FAX

OSTED ON: November 07, 2001

TO: PATUXENT PUBLISHING COMPANY

Issue - Thursday, November 8 Jeffersonian

Please forward billing to: Roseann B. Baker

Joyce A. Van Arsdale 11503 Hannibal Road Glen Arm MD 21057 410-5927307

NOTICE OF ZONING HEARING

The Zoning Commissioner of Baltimore County, by authority of the Zoning Act and Regulations of Baltimore County, will hold a public hearing in Towson, Maryland on the property identified herein as follows:

CASE NUMBER: 02-133-SPH 11507 Hannibal Road SE/S Hannibal Road, 487.58' S of Long Green Pike 11th Election District — 6th Councilmanic District Legal Owner Joyce Van Arsdale & Roseann B Baker

<u>Special Hearing</u> to approve a lot line adjustment in which no density units will be created, and one density unit was lost.

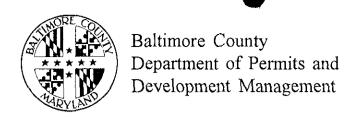
HEARING: Monday, November 26, 2001 at 11 a.m. in Room 407, County Courts

Building, 401 Bosley Avenue

LAWRENCE E. SCHMIDT ZONING COMMISSIONER FOR BALTIMORE COUNTY

NOTES: (1) HEARINGS ARE HANDICAPPED ACCESSIBLE; FOR SPECIAL ACCOMODATIONS, PLEASE CONTACT THE ZONING COMMISSIONER'S OFFICE AT 410-887-4386.

(2) FOR INFORMATION CONCERNING THE FILE AND/OR HEARING, CONTACT THE ZONING REVIEW OFFICE AT 410-887-3391.



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

Fax: 410-887-5708

October 30, 2001

NOTICE OF ZONING HEARING

The Zoning Commissioner of Baltimore County, by authority of the Zoning Act and Regulations of Baltimore County, will hold a public hearing in Towson, Maryland on the property identified herein as follows:

CASE NUMBER: 02-133-SPH 11507 Hannibal Road SE/S Hannibal Road, 487.58' S of Long Green Pike 11th Election District – 6th Councilmanic District Legal Owner Joyce Van Arsdale & Roseann B Baker

<u>Special Hearing</u> to approve a lot line adjustment in which no density units will be created, and one density unit was lost.

HEARING: Monday, November 26, 2001 at 11 a.m. in Room 407, County Courts

Building, 401 Bosley Avenue

Arnold Jablon

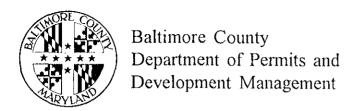
Director

C: Roseann B. Baker Joyce A. Van Arsdale Bob Dietz Gerhold Cross & Etzel, Ltd.

NOTES: (1) THE PETITIONER MUST HAVE THE ZONING NOTICE SIGN POSTED BY AN APPROVED POSTER ON THE PROPERTY BY Saturday, November 10, 2001

(2) HEARINGS ARE HANDICAPPED ACCESSIBLE; FOR SPECIAL ACCOMMODATIONS PLEASE CALL THE ZONING COMMISSIONER'S OFFICE AT 410-887-4386.

(3) FOR INFORMATION CONCERNING THE FILE AND/OR HEARING, CONTACT THE ZONING REVIEW OFFICE AT 410-887-3391.



Development Processing County Office Building 111 West Chesapeake Avenue Towson, Maryland 21204 pdmlandacq@co.ba.md.us

November 21, 2001

Roseann B Baker Joyce A VanArsdale 11503 Hannibal Road Glen Arm MD 21057

Dear Miss's Baker & VanArsdale:

RE: Case Number: 02-133-SPH, 11507 Hannibal Road

The above referenced petition was accepted for processing by the Bureau of Zoning Review, Department of Permits and Development Management (PDM) on September 26, 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.

W. Carl Richards, Jr. らうて Supervisor, Zoning Review

WCR: gdz

Enclosures

c: Brian Dietz, Gerhold Cross & Etzel Ltd, 320 E Towsontown Blvd, #100, Towson 21286
People's Counsel

BALTIMORE COUNTY, MARYLAND

INTEROFFICE CORRESPONDENCE

TO:

Arnold Jablon, Director

DATE: November 26, 2001

Department of Permits & Development Mgmt.

FROM:

Robert W. Bowling, Supervisor Bureau of Development Plans Review

SUBJECT:

Zoning Advisory Committee Meeting

For November 5, 2001

Item Nos. 121, 123, 124, 125, 126, 127, 128, 129, 130, 131, (133) 134, 135, 162,

and 163

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 30, 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 29, 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:

121, 122, 123, 124, 125, 126, 127, 128, 130, 133, 134, 135, and 163

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

cc: File

Apple

BALTIMORE COUNTY, MARYLAND

INTER-OFFICE CORRESPONDENCE

TO:

Arnold Jablon, Director

DATE: November 9, 2001

Department of Permits and Development Management

FROM:

Arnold F. 'Pat' Keller, III

Director, Office of Planning

SUBJECT: Zoning Advisory Petition(s): Case(s) 02-133 & 02-162

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: Mart Cum

Section Chief: Jeffy W. Loz

AFK/JL:MAC



Maryland Department of Transportation State Highway Administration

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

Administrator

Date: 10. 29. 61

Mr. George Zahner
Baltimore County Office of
Permits and Development Management
County Office Building, Room 109
Towson, Maryland 21204

RE: Baltimore County

Item No. 133 1 172A

Dear. Mr. Zahner:

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

f. f. Hoelle

My telephone number is _____

RE:	PETITION FOR SPECIAL HEARING		
11503	Hannibal Road, SE/S Hannibal Rd,		
487.58' S of Long Green Pike			
11th Election District, 6th Councilmanic			

Legal Owner: Roseann Baker & Joyce Van Arsdale Petitioner(s)

- BEFORE THE
- * ZONING COMMISSIONER
- * FOR
- * BALTIMORE COUNTY
- Case No. 02-133-SPH

* * * * * * * * * * *

ENTRY OF APPEARANCE

Please enter the appearance of the People's Counsel in the above-captioned matter. Notice should be sent of any hearing dates or other proceedings in this matter and of the passage of any preliminary or final Order. All parties should copy People's Counsel on all correspondence sent/ documentation filed in the case.

PETER MAX ZIMMERMAN

People's Counsel for Baltimore County

CAROLE S. DEMILIO
Deputy People's Counsel
Old Courthouse, Room 47
400 Washington Avenue

Towson, MD 21204

(410) 887-2188

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on this 30th day of November, 2001 a copy of the foregoing Entry of Appearance was mailed to Brian Dietz, Gerhold, Cross & Etzel, 320 E. Towsontowne Blvd., Suite 100, Towson, MD 21286, representative for Petitioners.

PETER MAX ZIMMERMAN

PLEASE PRINT CLEARLY

PETITIONER(S) SIGN-IN SHEET

BRUCE E. DOAK NAME	ADDRESS
GERNOLD CROSS & ETZEL	320 E. TOWSONTOWN BUD TOWSON 21286
Jayre a, Van Arsdela Rogann B Baken	11503 Hambie Rd. Sten arm 21057
Royann & Baken	11507 Hannebal Rd Glober 21057
Donald S. Van arodale	11503 Hannebal 21057
	+



State of Maryland LETTERS OF ADMINISTRATION

Estate No. 114828

1 ce	ertify that administration of the Estate of			
NORMAN E. BACH				
was granted on the 31s	t day of January, 2001			
to JOYCE A. VANARSDALE	AND ROSEANN B. BAKER			
as personal representative(s) and the appointment is in effect				
this	31st_day of _January, 2001			
	Will probated 01/31/2001 (date)			
	Intestate estate.			
	GRACE G. CONNOLLY JUST Register of Wills for			
	Baltimore County			

RW 1120

VALID ONLY IF SEALED WITH THE SEAL OF THE COURT OR THE REGISTER

