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IN RE: PETITION FOR ADMIN. VARIANCE

N/E corner of Lamport and Thorden Roads 4th Election District 3rd Councilmanic District

(127 Lamport Road)

Sharon L. and Anthony R. Thomas Petitioners

BEFORE THE

DEPUTY ZONING COMMISSIONER

OF BALTIMORE COUNTY

CASE NO. 02-143-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, Sharon L. and Anthony R. Thomas. The variance request is for property located at 127 Lamport Road, in the Reisterstown area of Baltimore County. The variance request is from Section 208.4 of the 1955 Baltimore County Zoning Regulations (1955 B.C.Z.R.), to permit a proposed rear yard setback of 10 ft. in lieu of the required 30 ft. for the construction of an addition. 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 19th day of November, 2001, that a variance from Section 208.4 of the 1955 B.C.Z.R., to permit a proposed rear yard setback of 10 ft. in lieu of the required 30 ft. for the construction of an addition, be and is hereby GRANTED, subject, however, to the following restriction which is a condition precedent to the relief granted herein:

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./KOTROCC

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

November 19, 2001

Mr. & Mrs. Anthony R. Thomas 127 Lamport Road Reisterstown, Maryland 21136

> Re: Petition for Administrative Variance Case No. 02-143-A Property: 127 Lamport Road

Dear Mr. & Mrs. Thomas:

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

leathy Kotroco

TMK:raj Enclosure



Petition for Administrative Variance

to the Zoning Commissioner of Baltimore County

	for the	property loc	ated at _	127	Lampor	t Rd.		
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REQUIRED 30 FT.	FOR A ADDI	HOW .	(11 770			1111		
of the zoning regulations of Balti of this petition form.	more County, to the	zoning law of	f Baltimore (County,	for the re	asons indic	ated on the ba	aci
Property is to be posted and adv I, or we, agree to pay expenses of a regulations and restrictions of Baltin	ibove Variance, adver	tisina postina	etc. and furth	her sares	e to and ar ore County	re to be boun y.	ded by the zon	ing
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Contract Purchaser/Lessee	i	1	egal Own					
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City	State Zip (Code S	Ignature			hm 410	-526-586	— ব
Attorney For Petitioner:		Ã	127	Lampo	rt Rd.		-484-734 Telephone N	4
			Reis	ersto	wn Md.			
Name - Type or Print		C	Sity			State	Zip Co	de
Signature		<i>E</i>	<u>Representa</u>	ative to	be Cor	ıtacted:		
		•	Mic	hael	X. Smi	th		
Company			ame					
77.7				.Box	9733	410-	592-6812	
Address	Telephone	No. A	ddress	•			Telephone No	5
City.	State Zip C	ode C	ity Balo	dwin	Ma.	210		-
4 3 3 8						State	Zip Cod	
A Public Hearing having been formally hisday of	/ demanded and/or for that the subject n	ind to be require	ed, it is order	red by the	Zoning Co	ommissioner of	Baitimore Coun	ity,
egulations of Baltimore County and that t	he property be reposted.					, ao 184		
) j								
1. C		-	Zoning	Commis	sioner of B	altimore Count	y	_

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	Addes	127 Lamport B	d	····	
	Address	Reisterstown	Md.	21136	
	City		tate	21130	Zip Code
That based upon personal knowledge, the follo Variance at the above address (indicate hardship	wing are thip or practic	e facts upon which I/we al difficulty):	base the	request for an	Administrative
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Anthony R. Thomas		Sharo	n L. T	homas	
Name - Type or Print		Name - Type or Print			
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of Maryland, in and for the County aforesaid, per		9ared 2001 1	pefore me	o, a Notary Public	c of the State
the Affiant(s) herein, personally known or satisfalaw that the matters and facts hereinabove set fo	actorily ider	and correct to the best	fiant(s), a of his/her/	nd made oath ir their knowledge	due form of and belief.
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My Commission Expires

REV 09/15/98

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.

	Address 127 Lamport Rd.						
		Reisterstown		21136			
	City		State		Zip Code		
That based upon personal knowledge, the follow Variance at the above address (indicate hardship	wing are the p or praction	ne facts upon which I/N cal difficulty):	ve base the	request for an	Administrative		
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anthon Kylona		Signature La	tron	Tom	<u>as</u>		
Anthony R. Thomas		Shar	on L. Th	oomas			
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STATE OF MARYLAND, COUNTY OF BALTIMO	ORE, to wi	t.		*** *** *** *** *** ***			
STATE OF MARYLAND, COUNTY OF BALTIMO	Tober	- 2001	, before me	, a Notary Public	c of the State		
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My Commission Expires

REV 09/15/98



REV 9/15/98

Petition for Administrative Variance

to the Zoning Commissioner of Baltimore County

Estimated Posting Date 10 1401

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for the property				
	which is	presently zoned	DR-3.5	
nty, to the zoning la	aw of Baltimore Co	unty, for the reasc	ons indicated on the	he bacł
ance, advertising, pos	ting, etc. and further	agree to and are to	be bounded by the	e zoning
	perjury, that I/we	are the legal owner	n, under the penaltion or(s) of the property	es of which
	Legal Owner	r(s):		
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	Signature Sharor	77) (- 19	ou -	
Telephone No.			free_	<u> </u>
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	Address	import Rd. 1	vk 410-484-	
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	Name			112
Telephone No.	Address		Telepho	
Zip Code	City			p Code
d and/or found to be r the subject matter of this be reposted.	equired, it is ordered s petition be set for a p	by the Zoning Community by the Zoning Community will be underlished to the Community of the	issioner of Baltimore ed, as required by the	County
	partment of Permire County and whice / ariance from Section / ariance, according to the section in the sectio	which is partment of Permits and Developmere County and which is described in the variance from Section(s) SETBACK OF IDFT IN LIE Interpretation of IDFT	which is presently zoned partment of Permits and Development Management re County and which is described in the description and variance from Section(s) SETBACK OF IDFT IN LIEU OF THE I	prescribed by the zoning regulations. prescribed by the zoning law of Baltimore County. We do solemnly declare and affirm, under the penaltic perjury, that I we are the legal owner(s) of the property is the subject of this Petition. Legal Owner(s): Anthony R. Thomas

ZONING DESCRIPTION 12% LAMPORT ROAD

IN TO

Beginning at a point on the north side

of Lamport Rd. which is a fifty foot right

of way 125 ft. west to the centerline of

THOPDEN

Therefore Rd. which is a fifty foot right of way.

Being known as Lot 18, Block C, Section 1, in the subdivision of CRANDON as recorded in Baltimore County Plat Book #28 Folio #106 containing 10,000 square feet and zoned DR 3.5

Also known as 127 Lamport Road and located in the 4th election district and 3rd councilmatic district.

	DISTRIBUTION WHITE - CASHIER PINK - AGENCY YELLOW - CUSTOMER	BALTIMORE COUNTY, MARYLAND OFFICE OF BUDGET & FINANCE MISCELLANEOUS RECEIPT DATE OAAD RECEIVED FROM: FOR: ### House Amount \$ 500000000000000000000000000000000000
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TIFICATE OF POSTING

ADMIN

RE Case No 02-143-A

Petitioner/Developer THOMAS, ETAL

Date of Hearing/Closing:

Baltimore County Department of Permits and Development Management County Office Building, Room 111 111 West Chesapeake Avenue Towson, MD 21204

Attention: Ms. Gwendolyn Stephens / 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 # 127- LAMPORT

The sign(s) were posted on

PATRICK M. O'KEEFE

(Printed Name)

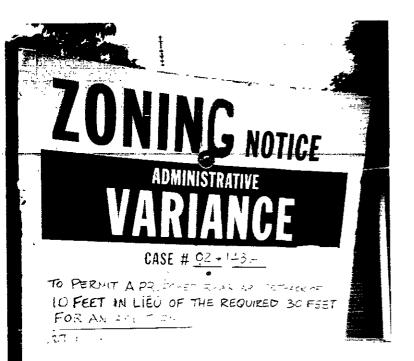
523 PENNY LANE

(Address)

HUNT VALLEY, MD. 21030 (City, State, Zip Code)

410-666:5366 ; CELL-410-905-8571

(Telephone Number)



t" brand fax transmittal memo 7671 | # of pages

From

PUBLIC HEARING

AN ELIGIBLE INDIVIDUAL OR GROUP MAY REQUEST A PUBLIC HEARING CONCERNING THE PROPOSED VARIANCE PROVIDED IT IS DONE IN THE ZONING OFFICE BEFORE

ADDITIONAL INFORMATION IS AVAILABLE AT 5:00 p.m. ON OCTC ZONING ADMINISTRATION AND DEVELOPMENT MANAGEMENT

MEETING IS HANDICAP ACCESSIBLE



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:
Petitioner: Authory R. Thomas Sharzon L. Thomas
Address or Location: 127 LAMPORT RD REISTERSTOWN 21136
PLEASE FORWARD ADVERTISING BILL TO: Name: Authory R. Tromas
Address: 127 HAMPORT RO
Telephone Number: 410-526-5363 work 410-484-7344

Revised 2/20/98 - SCJ

BALTIMORE COUNTY DEARTMENT OF PERMITS AND DEALOPMENT MANAGEMENT ZONING REVIEW

ADMINISTRATIVE VARIANCE INFORMATION SHEET AND DATES

Case Number 02- 143 -A Address 127 LAMPORT RD,
Contact Person: John Lews, Planner, Please Print Your Name Phone Number: 410-887-3391
Filing Date: 10 0401 Posting Date: 10 140 Closing Date: 16 290
Any contact made with this office regarding the status of the administrative variance should be through the contact person (planner) using the case number.
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. DEADLINE: 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.
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- 143 -A Address 127 LAMPORT RD.
Petitioner's Name ANTHONY AND SHARON THOMAS Telephone 410 526 5963
Posting Date: 10 14 01 Closing Date: 10 29 01
Nording for Sign: To Permit A PROPOSED REAR YARD SETBACK OF 10 FT. IN
LIEU OF THE REQUIRED 30 FT. FOR A ADDITION.
The safe of the sa

BALTIMORE COUNTY, MARYLAND

INTEROFFICE CORRESPONDENCE

DATE: November 30, 2001

TO: Arnold Jablon, Director

Department of Permits & Development Mgmt.

FROM:

Robert W. Bowling, Supervisor Bureau of Development Plans Review

SUBJECT:

Zoning Advisory Committee Meeting

For November 13, 2001

Item Nos. 136, 137, 138, 139, 140, 141, 142, 144, 145, 146, 147, 148, 149,

and 160

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

November 8, 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

Property Owner: SEE BELOW RE:

Location: DISTRIBUTION MEETING OF November 5, 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.

The Fire Marshal's Office has no comments at this time, IN REFERENCE TO THE FOLLOWING ITEM NUMBERS:

> 136, 137, 138, 139, 140, 141, 144, 145, 146, 147, 148, 149, 150, 160

REVIEWER: LIEUTENANT JIM MEZICK, Fire Marshal's Office

PHONE 887-4881, MS-1102F

cc: File

10/29

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) 02-142, 02-143, 02-144 AND 02-149

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:

14

DATE: November 13, 2001

Section Chief:

AFK/JL:MAC



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

Date: 11.9.01

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

RE: Baltimore County

Item No.

JL

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.

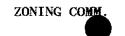
Should you have any questions regarding this matter, please contact Larry Gredlein at 410-545-5606 or by E-mail at (lgredlein@sha.state.md.us).

Very truly yours,

box

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

1.1. Double



TRANSMISSION OK

TX/RX NO. 1253

CONNECTION TEL 94105926812

CONNECTION ID

START TIME 11/20 16:56

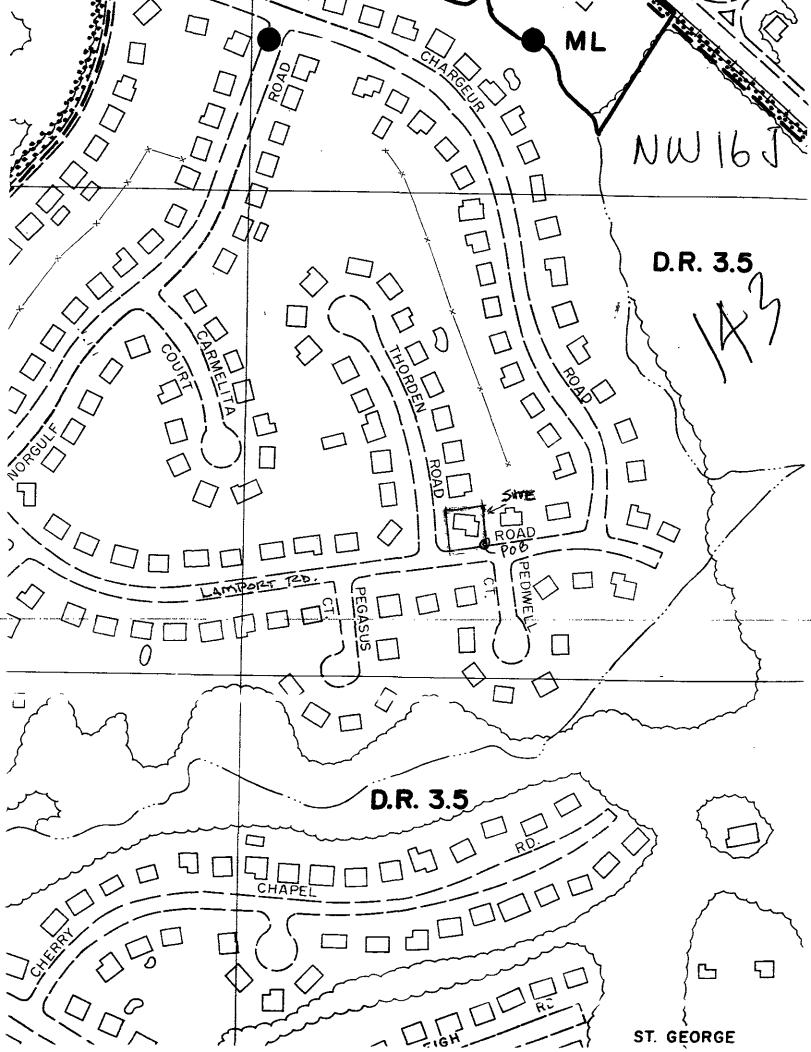
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PAGES 2
RESULT OK

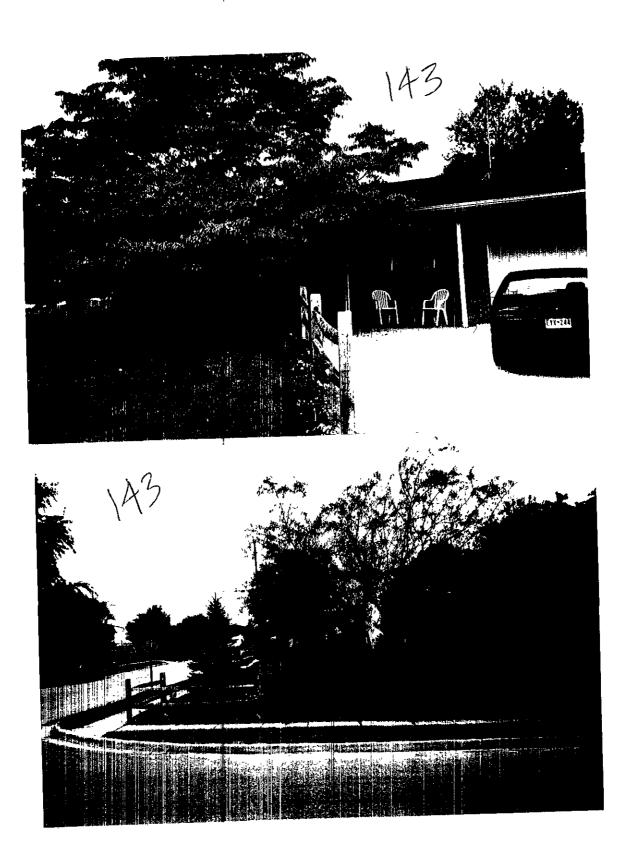
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CO/Dept. From	1/20/01 pages 2 2001NG-COMM
Phone #	OFC.
Phone Fax # 4/0 - 592 - (8/2 Fax #	#

Zoning Case No. 02-143-A

Date Completed/Initials	
11/6/0/	PREPARE HEARING FILE (put case number on all papers; hole punch and place appropriately; put label and case number on folder; complete information on stamp on front of folder)
	DETERMINE HEARING DATE (schedule within 45 days of filing; post and advertise at least 15 days prior to hearing)
	TYPE HEARING NOTICE AND ADVERTISING NOTICE (type according to sample, taking billing information for advertising from advertising form in file; make appropriate copies; mail original and copies of hearing notice; place original advertising notice in Patuxent's box; file copies of both notices in hearing file; update ZAC in computer for hearing date, time and place)
	UPDATE ZONING COMMISSIONER'S HEARING CALENDAR (keep original in "red" folder; mail copy to zoning commissioner's office)
	COMPLETE FILE (write hearing date, time, and room on front of hearing folder; file in numerical order in cabinet next to copier until it is pulled for sending to zoning commissioner's office)
en bel home I e III hadde tede file. Alle de earl	POSTPONEMENTS (type postponement letter; make appropriate copies; mail original and copies; send copy to zoning commissioner; file copy in hearing file; update hearing calendar and ZAC in computer)
	RESCHEDULING (determine hearing date; type letter confirming new date; make appropriate copies; mail original and copies; file copy in hearing file; update hearing calendar and ZAC in computer; refile hearing folder)
	INDEX CARDS (prepare index cards, according to sample; file cards in cabinet)
GDZ	ADVERTISING/POSTING CERTIFICATES (check off on front of hearing file; put certificates in file)
	COMMENTS (check off agency comments received on front of hearing file; make copies; type comments letter; mail original to petitioner, file copy in hearing file)
	FILES TO ZONING COMMISSIONER'S OFFICE (pull the files for the following week every Friday and administrative files on Tuesday; verify that checklist on front of hearing file has been completed; secure all papers under clips in file; send files for hearings to zoning commissioner's office by noon on Friday and files for administrative on Tuesday morning)

1 by:_				マニュー マスト	N KO	OF 13574L	TABA TABA TABA TABA TABA TABA TABA TABA	ER: Anthony R+SH	DDRESS: 4
Scale of Drawing: 1'= 50'	DAY STO	2 P.O. B.	109'- NO"	ADDITION TO	A. Ryan B. Ryan	Salatar	Lorge Lines Anne 22 C. L.	L. THOMAS	1) Petition for Zoning
Zoning (Chesapeake Prior Zohing		Zoning:	H. FASTIE Counc		abil coloro	02175.28040 02175.28040 01215.08140	# TAX XX	See pages 5
Office ITE	WATER: X sake Bay Critical Area: X hing Hearings: NOT 1+15TORIC NOT FLOOD WALL		3.5	INFORMATION	Vicinity Map Scale: 1'-1000'	CHATSWOODIN AUK LINDS MISON SITE	VH Javat 0321745	Bratz E D D D D D D D D D D D D D D D D D D	riance Special Hearing





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