IN RE: PETITION FOR ADMIN. VARIANCE
N/S Long Green Road, 585' NW
centerline of Kanes Road
11th Election District
6th Councilmanic District
(4704 Long Green Road)

Tracy Marie Krach, Legal Owner and Gregory & Margaret Mantler,

Contract Purchasers

Petitioners

BEFORE THE

* DEPUTY ZONING COMMISSIONER

* OF BALTIMORE COUNTY

CASE NO. 02-267-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, Tracey Marie Krach and contract purchasers, Gregory and Margaret Mantler. The variance request is for property located at 4704 Long Green Road in the Glen Arm area of Baltimore County. The variance request is from Section 1A04.3.B.2 of the Baltimore County Zoning Regulations (B.C.Z.R.), to permit a side yard setback of 28 ft. for an addition in lieu of the required 50 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

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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.

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.

ТІМОТНҮ М. КОТРОСО

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

February 7, 2002

Ms. Tracy Marie Krach 4704 Long Green Road Glen Arm, Maryland 21057

> Re: Petition for Administrative Variance Case No. 02-267-A Property: 4704 Long Green Road

Dear Ms. Krach:

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

buthy Hotroco

TMK:raj Enclosure

c: Mr. & Mrs. Gregory Mantler 3113 Acton Road Baltimore, MD 21234



Petition for Administrative Variance

to the Zoning Commissioner of Baltimore County

for the property located at 4704 LONG GREEN which is presently zoned

> I/We do solemnly declare and affirm, under the penalties of perjury, that I/we are the legal owner(s) of the property which

This Petition shall be filed 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) 1 A 04.3.0.2; 13 C Z R TO PERMIT

SIDEYAND SETBACY AN APPITION OF THE REQUIRED

of the zoning regulations of Baltimore County, to the zoning law of Baltimore County, for the reasons 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.

is the subject of this Petition. Contract Purchaser/Lessee: Legal Owner(s): REGORD + MARGARET Signature Name - Type or Print Signature Attorney For Petitioner: Representative to be Contacted: Signature Company Address Teléphone No State Zip Code Public Hearing having been formally demanded and/or found to be required, it is ordered by the Zoning Commissioner of Baltimore County, is a day of that the subject matter of this petition be set for a public hearing, advertised, as required by the zoning regulations of Baltimore County and that the property be reposted Zoning Commissioner of Baltimore County 02-267A Reviewed By Date ____ REV 10/25/01

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	3113 ACTON	I RD.	
	IBALTO.	MD.	21234
" and the second	•		
That based upon personal knowledge, the follo Variance at the above address (indicate hardshi	ip or practical diffi	culty):	
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STATE OF MARYLAND, COUNTY OF BALTIN	IORE to wit		
I HEREBY CERTIFY, this 12 day of DE of Maryland, in and for the County aforesaid, pe		, <u>200 /</u> , before me	, a Notary Public of the State
the Affiant(s) herein, personally known or satisfa	ACT A E A	o me as such Affiant(s).	
AS WITNESS my hand and Notarial Seal	Notary F	elu Dougo In (T))
	My Com	mission Expires 4	105
REV 10/25/01	·		

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That the Affiant(s) does/do presently reside at	3113 AC	TON PD	
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Name - Type or Print	<u> </u>	Name - Type of Print	
STATE OF MARYLAND, COUNTY OF BALTIN	MORE, to wit:		
I HEREBY CERTIFY, this 120 day of DE of Maryland, in and for the County aforesaid, pe	CLEMBER ersonally appeared	, <u>2001</u> , before me	, a Notary Public of the State
GARG & MARGARICS M the Affiant(s) herein, personally known or satisfa			
the Affiant(s) herein, personally known or satisfa	actorily identified to	me as such Afflant(s).	
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	Notary P	ublic	
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REV 10/25/01



REV 10/25/01

Petition for Administrative Variance

to the Zoning Commissioner of Baltimore County

for the property located at 4704 hong which is presently zoned 1

This Petition shall be filed 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) | A 04.3. B. 2; B C Z P, TO PERMIT A SIDE YARD SETBACH OF 28 FT. FOR AN ADDITION IN LIEU OF

THE REQUIRED SOFT.

of the zoning regulations of Baltimore County, to the zoning law of Baltimore County, for the reasons 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 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/L	<u>essee:</u>		Legal Owner(s):
Name - Type or Rringt Signature 3 1 3 A TO N Address City	ternors Van 21,410 d. state	Mantle is mantle	Name - Type or Print Name - Type or Print Signature Signature
Attorney For Petitione	<u>or:</u>		4704 LONG GREEN ROAD (40)817-4970 Address Telephone No.
Narne - Type or Print	v 6		City State Zip Code
Signature			Representative to be Contacted:
Company	Market May 11 parties that we obtained the second		Riegory W. Mantlex Name DIMONIA
Address		Telephone No.	3/13 F) CTON ((3/10-661-26) Address Telephone No
City	State	Zıp Code	City State Zip Code
A Public Hearing having been this day of regulations of Baltimore County			required, it is ordered by the Zoning Commissioner of Baltimore County, is petition be set for a public hearing, advertised, as required by the zoning
0.00000	- 767	A	Zoning Commissioner of Baltimore County
CASE NO. UL	$-\nu$ \sim \sim \sim	7/ Revi	ewed By C / M Date 12-20-51

Estimated Posting Date

	BALTIMORE COUNTY, MARYLAND 2 67 No. 08800	PAID RECEIPT PAYMENT ACTUAL TIME
•	MISCELLANEOUS RECEIPT	2/21/2001 12/20/2001 14:32:49 REI WS06 CASHIER KNCH KXH DRAMER 4 >> RECEIPT # 054531 DBMT 5 528 ZONING VERIFICATION
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	FOR: O/C) /D. U/A	CASHIER'S VALIDATION
	DISTRIBUTION WHITE - CASHIER MINK - AGENCY YELLOW - CUSTOMER	

CERTIFICATE OPOSTING

•	RE: Case No.: 02-267-A
·	Petitioner/Developer:
	GREG MANTLER
	Date of Hearing/Closing: 1/14 02
Baltimore County Department of Permits and Development Management County Office Building, Room 111 111 West Chesapeake Avenue Towson, MD 21204	•
MR. GEORGE ZANNER Attention: Ms. Gwendolyn Stephens	
Ladies and Gentlemen:	
were posted conspicuously on the proper	s of perjury that the necessary sign(s) required by law rty located at
The sign(s) were posted on	12/30/01 (Month, Day, Year)
CASE # 02-2C7-	Sincerely, Sincerely, Signature of Sign Poster and Date) RICHARD E. HOFFMAN (Printed Name) 904 DELLWOOD DR. (Address) FALLS TON, MO 21047 (City, State, Zip Code) (410) 879-3122 (Telephone Number)
4704 LONG GREEN RO	
POSTED 12/30/01	

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.

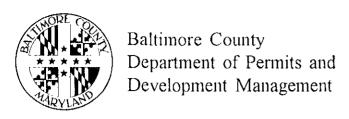
Zoning Review will ensure that the legal requirements for advertising are satisfied. However, the petitioner is responsible for the costs associated with these requirements. The newspaper will bill the person listed below for the advertising. This advertising is due upon receipt and should be remitted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

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

For Newspaper Advertising:
, ,
Item Number or Case Number: 26
Petitioner: GREG MANTLER
Address or Location: 4704 Cong GREEN Pos.
PLEASE FORWARD ADVERTISING BILL TO:
Name: GREG MANTLER
Address: 3113 ACTON PO.
Balos, MP 21234
Telephone Number: (40) \$\$7-3391
· Olophiono (value)

ADMINISTRATIVE VARIANCE INFORMATION SHEET AND DATES

			 					
Case N	Number 02	- 267	A	Address	4704	CONCE CEI	REEN K	フ -ル、
Contact Person: - J 7 V-cue Planner, Please Print Your Name Phone Number: 410-887-3391								
Filing	Date: <u>12</u>				12.30.01	Closing l	Date:	1.14.0
Any co througl	ontact mad h the conta	le with this o ct person (pla	office regardir anner) using th	ng the statu ne case num	s of the adr ber.	ministrative va	riance sh	ould be
	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.							
	a tormai re	equest for a	g date is the d public hearin ring, the proce	g. Please	understand i	or owner within that even if the closing date.	n 1,000 fe nere is no	et to file o formal
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.								
	·		(Deta	ach Along Dotted l	₋ine)			
Petitioner: This Part of the Form is for the Sign Poster Only								
USE THE ADMINISTRATIVE VARIANCE SIGN FORMAT								
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Petitior	ner's Name	GREG	MANTL	ER	Те	elephone <u>(41</u>	0)66/-	- 267×
Posting Date: 12.30.01 Closing Date: 1.14.01 Wording for Sign: To Permit A SIDE YARD SETBACK OF 28H. IN CIEM OF THE REQUIRED 50++. FOR AN ADDITION:								
Wording for Sign: To Permit A SIDE YARD SETBACK OF 2817.								
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ADDITION:								
	- 1							



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

January 28, 2002

Tracy M Krach 4704 Long Green Road Glen Arm MD 21057

Dear Ms. Krach:

RE: Case Number: 02-267-A, 4704 Long Green Road

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

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.

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

WCR: gdz

Enclosures

C: Gregory W Mantier, 3113 Acton Road, Baltimore 21234 People's Counsel

BALTIMORE COUNTY, MARYLAND

INTEROFFICE CORRESPONDENCE

DATE: February 28, 2002

TO:

Arnold Jablon, Director

Department of Permits & Development

Management

FROM:

Robert W. Bowling, Supervisor Bureau of Development Plans Review

SUBJECT:

Zoning Advisory Committee Meeting

for February 4, 2002

Item Nos. 263, 264, 265, 267, 268, 269, 270, 271, 272, 273, 274, 275, 276, 278, 279, 280, 281, 282, 283, 284, 285, 286,

287, 288, 290 and 292

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

RWB:HJO:cab

cc. File

ZAC-2-4-2002-NO COMMENT-02282002.doc

AV -1/14



Office of the Fire Marshal 700 East Joppa Road Towson, Maryland 21286-5500 410-887-4880

January 31, 2002

Department of Permits and
Development Management (PDM)
County Office Building, Room 111
Mail Stop #1105
111 West Chesapeake Avenue
Towson, Maryland 21204

ATTENTION: George Zahner

RE: Property Owner: SEE BELOW

Location: DISTRIBUTION MEETING OF January 28, 2002

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:

263, (267,) 268, 270, 271, 273, 274, 275, 276, 278, 279, 280, 282, 283, 284, 287, 289, 290,

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

cc: File

BALTIMORE COUNTY MARYLAND DEPARTMENT OF ENVIRONMENTAL PROTECTION & RESOURCE MANAGEMENT

TO:

Arnold Jablon

FROM:

Todd G. Taylor 16

DATE:

February 28, 2002

SUBJECT:

Zoning Item 267

Address

4704 Long Green Road

Zoning Advisory Committee Meeting of January 28, 2002

An evaluation of the septic system will be required prior to building permit approval.

Reviewer: Sue Farinetti

Date: February 28, 2002

BALTIMORE COUNTY, MARYLAND

INTER-OFFICE CORRESPONDENCE

TO:

Arnold Jablon, Director

DATE: February 6, 2002

Department of Permits and Development Management

FROM:

Arnold F. 'Pat' Keller, III

Director, Office of Planning

SUBJECT: Zoning Advisory Petition(s): Case(s) 02-267

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

PEB T



Maryland Department of Transportation State Highway Administration

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

Administrator

Date: 1.29.02

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

RE: Baltimore County

Item No. 267

JCM

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

1. J. Dolla

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ZONING DESCRIPTION FOR 4704 LONG GREEN RD.

BEGINNING AT A POINT ON THE NORTHENMOST

SIDE OF LONG GREEN RD WHICH IS Z9' WIDE

AT A DISTANCE OF SB5' WEST OF THE

CENTERLINE OF THE NEADEST IMPROVED

INTERSECTIONS STREET, HANES RO WHICH IS

32' WIDEN BEING KOT # 93/BLOCK

SECTIONS # IN THE SABDIUM NON OF

AS RECORDED IN BATTHORE COUNTY PLAT

BOOK # FOLIO # CONTAINING

.977 ACRES ALLO KNOWN AS 4704 LONG

GREEN AD. AND LOCATED IN THE ITH

ELECTION DISTRICT 6TH COUNCIMANIC DISTRICT

10

