Date S/9/62

IN RE: PETITION FOR ADMIN. VARIANCE

N/S Olivia Road, 336.06' SW centerline of Oliver Road 15th Election District 5th Councilmanic District (7117 Oliver Road)

Brenda M. Puloskie & Stephen A. Scarborough *Petitioners*

- BEFORE THE
- * ZONING COMMISSIONER
- * OF BALTIMORE COUNTY
- * CASE NO. 02-435-A

* * * * * * * * * * * *

FINDINGS OF FACT AND CONCLUSIONS OF LAW

This matter comes before this Zoning Commissioner as a Petition for Administrative Variance filed by the legal owners of the subject property, Brenda Puloskie and Stephen Scarborough. The variance request is for property located at 7117 Oliver Road in the Chase area of Baltimore County. The variance request is from Section 1B01.2.C.2.b of the Baltimore County Zoning Regulations (B.C.Z.R.) and (VB 6C, (CMDP), to allow an addition with side windows with a side yard setback of 9 ft. to a property line and a 21 ft. distance between facing windows in lieu of the minimum required 15 ft. and 40 ft. respectively. 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 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 Zoning Commissioner for Baltimore County, this day of May, 2002, that a variance from Section 1B01.2.C.2.b of the (B.C.Z.R.) and (VB 6C, (CMDP), to allow an addition with side windows with a side yard setback of 9 ft. to a property line and a 21 ft. distance between facing windows in lieu of the minimum required 15 ft. and 40 ft. respectively., 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, 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.

LAWRENCE E. SCHMIDT 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

May 9, 2002

Ms. Brenda M. Puloskie Mr. Stephen A. Scarborough 7117 Oliver Road Baltimore, Maryland 21220

> Re: Petition for Administrative Variance Case No. 02-435-A Property: 7117 Oliver Road

Dear Ms. Puloskie & Mr. Scarborough:

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,

Lawrence E. Schmidt Zoning Commissioner

TMK:raj Enclosure

c: John Hoffman/Champion 7034 Golden Ring Rd Baltimore MD 21237



Petition for Administrative Variance

to the Zoning Commissioner of Baltimore County

for the property located at 7117 OLIVIA RD. CHASE MD. 21220 which is presently zoned (Residentine) DR-5.5

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) 1861, 3.2.2.6 (VB 25) To allow an addition with sidewindows with aside yard set--back of 9 ft, to a property line and a 21 ft distance between facing windows in lieu of the minimum required 15 ft & 40 ft, respectively

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.

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Signature			Brenda m Pu	Islaskie-Scar	horowal
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3 5			\$300\$		

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.

competent to testify thereto in the event that a p	public hearing is schedule	ed in the future with regard the	ereto.
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STATE OF MARYLAND, COUNTY OF BALTIN	The state of the s	, 200 V, before me, a Nota	ary Public of the State
I HEREBY CERTIFY, this day of day of of Maryland, in and for the County aforesaid, pe			ary rabile of the State
the Affiant(s) herein, personally known or satisfa	ovough actorily identified to me as	s such Affiant(s).	
AS WITNESS my hand and Notarial Seal		0	
DELORES A. SCOTT NOTARY PUBLIC STATE OF MARYLAND My Commission Expires November 26, 2005	Notary Public My Commissio	n Expires 11/24/05	<u> </u>

REV 10/25/01

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.

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STATE OF MARYLAND, COUNTY OF BALTIN	MORE, to wit:			
I HEREBY CERTIFY, this <u>27</u> day of <u>respectively</u> day of <u>respecti</u>	rsonally appear	red	, <u>200 </u> , before me, a	Notary Public of the State
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REV 10/25/01



Petition for Administrative Variance

to the Zoning Commissioner of Baltimore County

Zoning Commissioner of Baltimore County

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 algached hereto and made a part hereof, hereby petition for a Variance from Section(s) 1892 202 24 128 6 28 29 20 20 20 20 20 20 20 20 20 20 20 20 20	MARYLAND	Are all I have the
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	regulations of Baltimore County and that the property be reposted.	this petition be set for a public hearing, advertised, as required by the zoning

Reviewed By

Estimated Posting Date

REV 10/25/01

CASE NO. 02-435-4





March 27, 2002

■ VINYL REPLACEMENT

WINDOWS

Zoning Commissioner of Baltimore County Petition for Administrative Variance Baltimore, MD

To Whom It May Concern:

■ STORM DOORS &

WINDOWS

The purpose for this variance is to construct a new concrete slab and patio room to the rear of my home at 7117 Olivia Road, Baltimore, MD 21220.

My intent is to provide additional square footage to my home for the purpose of simply being able to enjoy the rear area of my home. The overall square footage of the proposed patio room and slab will be approximately 252-sq. ft. +/-.

■ PATIO & ENTRY DOORS

The newly constructed patio room and slab will be constructed at ground level. The proposed patio room will be on single story in height.

■ VINYL SIDING AND TRIM

Thank you for your prompt attention to this matter, I appreciate your time and effort invested in this matter in hopes of a speedy approval. If you have any additional concerns or questions you can call me at 410 335-7038.

Sincerely,

■ PATIO ROOMS &

PORCH ENCLOSURES

Stephen A. Scarborough



435

Zoning Description for 7117 Oliving Rd-

Beginning at a point on the North side &

Pliven Rd. at the distance of 336.06 ft

Southwest of the Centerline of Dliver Rd.,

Being Lot IS, Block C in the Subdivision of

Conning hill Cove as recorded in Balto. co.

Plat Book 53 folio 26 containing 7,080 sq.

It. Also Known as 7117 Olivia Rd and located
in the 15th Election District, 5th Councilmatic

District.

#435

The source of the to So se isso

CERTIFICATE OF POSTING

	RE: Case No.: 02 - 435-A
•	Petitioner/Developer: STEVE N
	SCARBOROUGH
	Date of Hearing/Closing: 5/7/07
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	
	of perjury that the necessary sign(s) required by law located at 7/17 OCIVIA RA
The sign(s) were posted on	4/22/02
	(Month, Day, Year)
DNIKS NOTICE	Sincerely, 4/22/02
VADIANCE	(Signature of Sign Poster and Date)
CASE # Q Z - 435-A	SSG ROBERT BLACK
ASCAL AN ALEXTUAL WITH SITE THE MANDOUS LITTLE SEE WARD STERROY, DS 94T TO BE PROPERTY USE D 2017 DOTAINS OF THEIR FINANCE WINDOWS IN LODI	(Printed Name)
THE MANUAL STREET STATES OF THE	1508 Leslie Rd
PUBLIC HEARING ?	(Address)
POLINET TO SECTION 24-127/MHLN, ANTINERE CONFT CODE TO ELIGIBLE INDIVIDUAL OR GROUP MAY	Dundalk, Maryland 21222
EQUEST A PUBLIC HEARING CONCERNING HE PROPOSED VARIANCE, PROVIDED IT DONE IN THE ZOHING OFFICE BEFORE 30 p.m. ONMAY. 1.202.	(City, State, Zip Code)
DOITIONAL INFORMATION IS AVAILABLE AT	(410) 282-7940

(Telephone Number)

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.

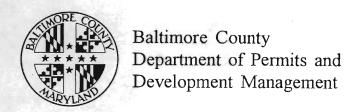
Zoning Review will ensure that the legal requirements for advertising are satisfied. However, the petitioner is responsible for the costs associated with these requirements. The newspaper will bill the person listed below for the advertising. This advertising is due upon receipt and should be remitted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

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

For Newspaper Advertising:
Item Number or Case Number: 02-435-4
Petitioner: Stephen Scarbonough
Address or Location: 7/17 Olivia Kd. Balto, Md. 21220
PLEASE FORWARD ADVERTISING BILL TO:
Name: John Hoffman
Address: Champion
7034 Golden Ring Rd
Balto, Md, 21237
Telephone Number: 410 - 780 - 0062

ADMINISTRATIVE ARIANCE INFORMATION SHEET AND DATES

Case	Number	02-	435	A	А	ddress	7117	01,0	IAR	1 -		
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Conta	ct Perso	n: _	DA Pla	n 50/	//van Print Your Name)		·Ph	one Nur	nber: 4	10-887-339	}1
Filing	Date: _	4-	09-02	Z	Posting	Date: 4	4-22-6	<u> </u>	Closin	g Date:	5-07-0	تره —
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Development Processing County Office Building 111 West Chesapeake Avenue Towson, Maryland 21204 pdmlandacq@co.ba.md.us

May 7, 2002

Mr. & Mrs. Stephen Scarborough 7117 Olivia Road Baltimore MD 21220

Dear Mr. & Mrs. Scarborough:

RE: Case Number: 02-435-A, 7117 Olivia Road

The above referenced petition was accepted for processing by the Bureau of Zoning Review, Department of Permits and Development Management (PDM) on April 9, 2002.

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. Goz Supervisor, Zoning Review

WCR: gdz

Enclosures

c: John Hoffman/Champion, 7034 Golden Ring Road, Baltimore 21237 People's Counsel



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

April 18,2002

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 April 8, 2002

Item No.: See Below

Dear Mr. Zahner:

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:

426-435) 437-439

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

cc: File

COUNTY REVIEW GROUP MEETING (PRIVATE)

BALTIMORE COUNTY, MARYLAND

INTEROFFICE CORRESPONDENCE

TO:

Arnold Jablon, Director

DATE: May 21, 2002

Department of Permits & Development

Management

FROM:

Robert W. Bowling, Supervisor PWB/DAK Bureau of Development Plans Review

SUBJECT:

Zoning Advisory Committee Meeting

for April 22, 2002

Item Nos. 424, 427, 428, 429, 430, 431, 433, 434, 435, 436, 437, 438, 439, 440,

441 and 442

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

RWB:CEN:cab

cc: File

BALTIMORE COUNTY, MARYLAND DEPARTMENT OF ENVIRONMENTAL PROTECTION & RESOURCE MANAGEMENT

TO:

Arnold Jablon

FROM:

R. Bruce Seeley PBS TIT

DATE:

May 10, 2002

Zoning Reclass/ Redistricting Petitions

SUBJECT: NO COMMENTS FOR THE FOLLOWING ZONING ITEMS:

CASES 454-457

Zoning Advisory Committee Meeting of April 22, 2002

SUBJECT: NO COMMENTS FOR THE FOLLOWING ZONING ITEMS:

424, 428, 429, 431, 433, 434, 435, 437, 438, 439, 440, 442



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

APR 2 4 2002

DATE: April 23, 2002

SUBJECT:

7117 Olivia Road

INFORMATION:

Item Number:

02-435

Petitioner:

Stephen Scarborough

Zoning:

DR 5.5

Requested Action:

Variance

SUMMARY OF RECOMMENDATIONS:

The Office of Planning supports the petitioner's request to allow an addition with a side yard setback of 9 feet to the property line, and a 21 foot distance between facing windows in lieu of the minimum required 15 feet and 40 feet respectively.

Prepared by: Markhay

Section Chief: Company

AFK/LL:MAC



Maryland Department of Transportation State Highway Administration

Parris N. Glendening Governor

John D. Porcari Secretary

Parker F. Williams Administrator

Date:

4.18.02

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

RE:

Baltimore County

Item No. 435

266

Dear. Mr. Zahner:

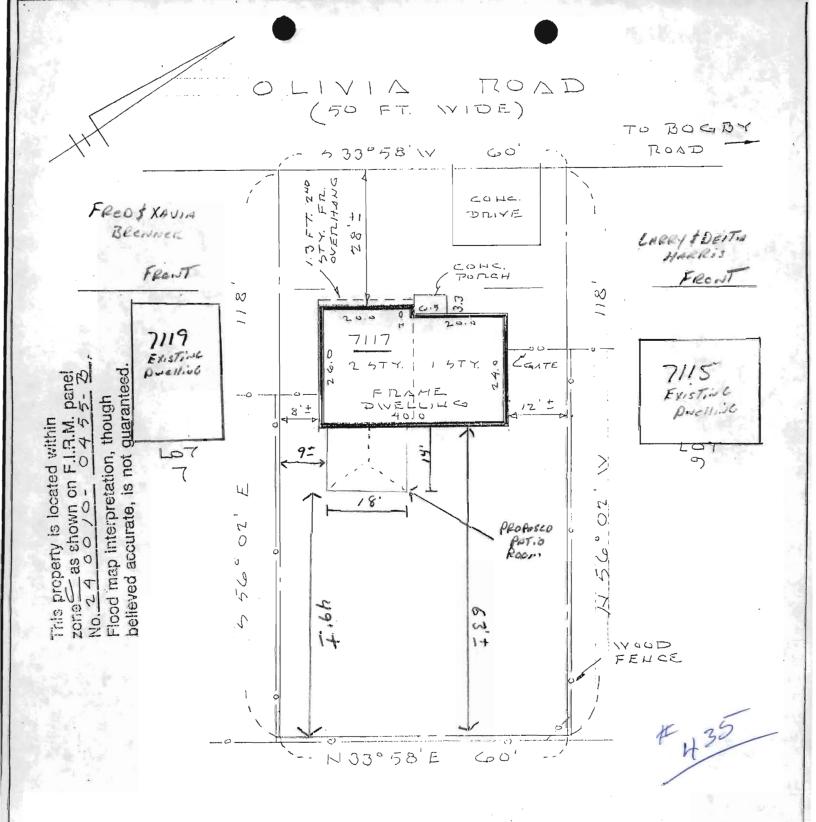
This office has reviewed the referenced item and we have no objection to approval as it does not access a State roadway and is not affected by any State Highway Administration projects.

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,

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

1. 1. Soll



1) This plat is of benefit to a consumer only insofar as it is required by a lender or a title insurance company or its agent in connection with contemplated transfer, financing or re-financing.

2) This plat is not to be relied upon for the establishment or location of fences, garages, buildings, or other existing or future improvements.

3) This plat does not provide accurate identification of property boundary lines but such identification may not be required for the transfer of title or securing financing or re-financing.

This is to certify that this drawing meets the Minimum

Standards of Practice of the State of Maryland.

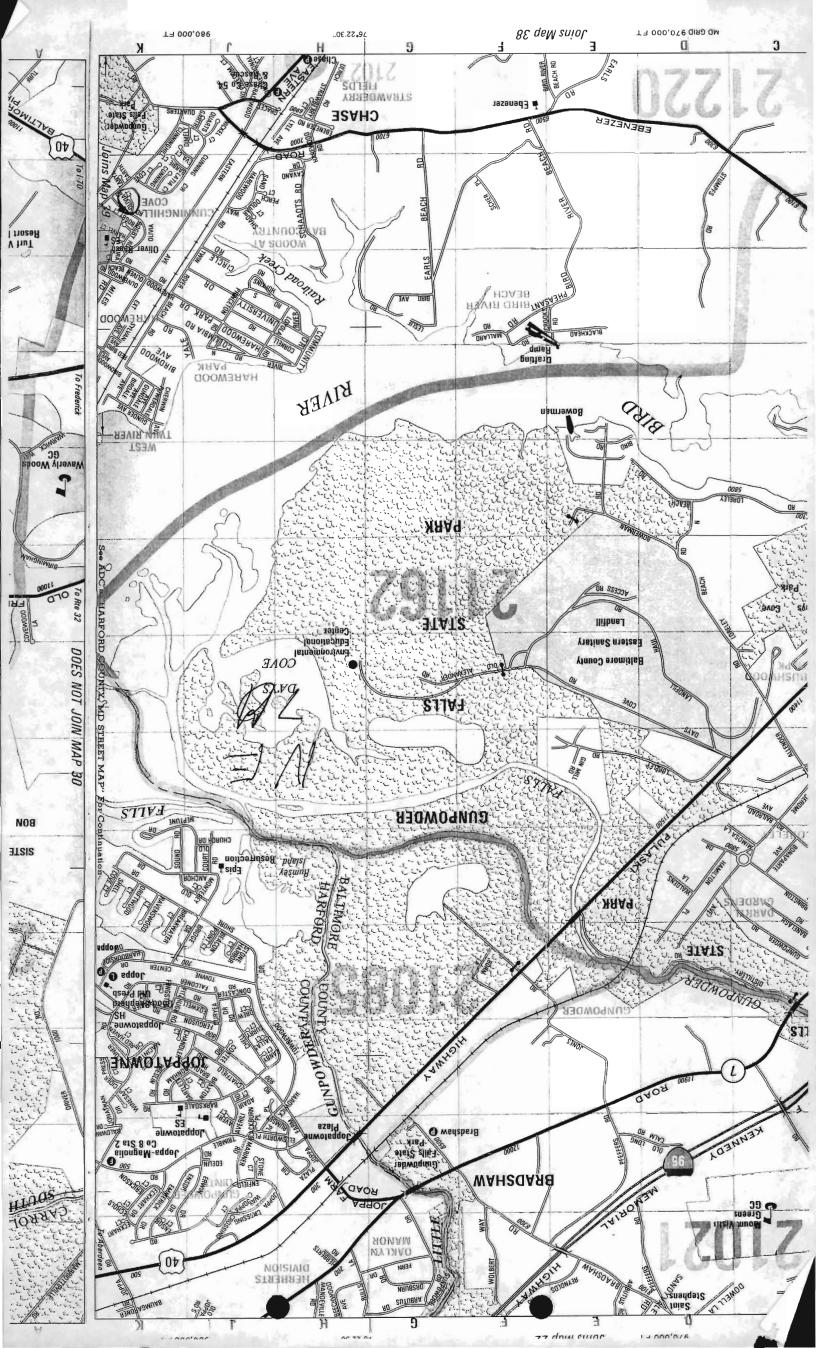
11/10/25

LOT NO. 8, BLOCK C, PLAT
ENTITLED "PART OF FIRST AMENDED
PLAT I, CUNNINGHILL COVE (ECH.K
JR. No. 45, Folio 12)", PLAT
BOOK E.H.K. JR. No. 53, Folio
26

ALL SETBACK DIMENSIONS ARE ± ONE FOOT UNLESS OTHERWISE NOTED.

REG. NO. 8675

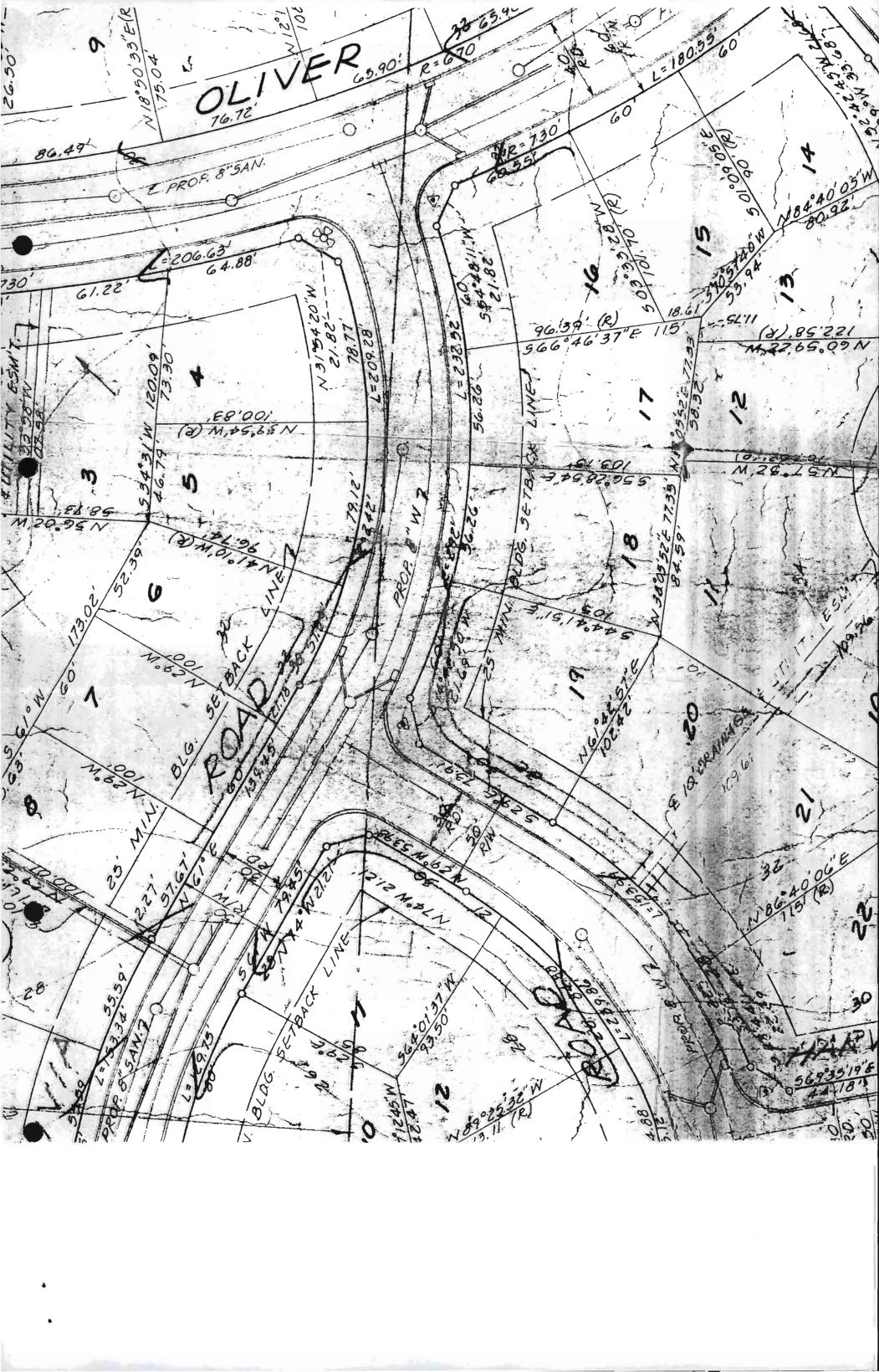
LOCATION DRAWING 7117 OLIVIA ROAD, BALTIMORE COUNTY, MARYLAND OFFICE OF MANK & KUNST 408 YORK FOAD TOWBON, MARYLAND R1804 TOWBON, MARYLAND R1804



PLAT TO ACCOMPANY PETITION FOR ZONING VARIANCE SPECIAL HEARIN PROPERTY ADDRESS 7117 Olivia RO. SEE PAGES 5 & 6 OF THE CHECKLIST FOR ADDITIONAL REQUIRED INFORMATION	
SUBDIVISION NAME CUNNINGHILL CONE.	-15-
PLAT POOK #68 FOLIO # 24 LOT # C STOTION # C	
OWNER STEVE & BRENDA SCARBOROUGH	
OWNER STEVE & BRENDA SCARBOROUGH SO'WIRE SO'WIRE	
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incord to to	- +
FRED & XAVIA BRENNER & CARRY & DEITA HARRIS	
14 TREET	(
FRONT	
VICINITY MAP	
Existing O	
Existing Developer LOCATION INFORMATION	
7/17 ELECTION DISTRICT /S	
COUNCILMANIC DISTRICT. 5	
1"=200' SCALE MAP # NE, 7-M	
ZONING DR-5.5	
LOT SIZE 17 2080 SQUARE FEET	
PUBLIC PRIVATE	
SEWER [
water Ves	10
	10
100 YEAR FLOOD PLAIN	7
WISTORIC PROPERTY	
PRIOR ZONING HEARING	
ZONING OFFICE USE ONLY	
NORTH ZONING OFFICE USE ONLY REVIEWED BY ITEM # CASE ,	#
PREPARED BY SCALE OF DRAWING 1" = 20' All 435	

JoHN HOFFMAN







frol addition



Proposadation

#435



