ORDER RECEIVED FOR FILING
Date 7/29/02
By Samuelle

IN RE: PETITION FOR ADMIN. VARIANCE E/S of East Avenue, 140' S centerline of Sparrows Point Road 15th Election District

7th Councilmanic District (2513 East Avenue)

Donald P. & Dawn M. Krug Petitioners

BEFORE THE

\* DEPUTY ZONING COMMISSIONER

\* OF BALTIMORE COUNTY

\* CASE NO. 02-543-A

#### FINDINGS OF FACT AND CONCLUSIONS OF LAW

This matter comes before the Deputy Zoning Commissioner as an Administrative Variance filed by Donald P. and Dawn M. Krug, legal owners, of that property known as 2513 East Avenue in the eastern area of Baltimore County. The Petitioners herein seek relief from Section 1B02.3.C.1 of the Baltimore County Zoning Regulations (B.C.Z.R.), to permit the enclosure of an existing carport within 8 ft. of the side property line in lieu of the required 10 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 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 Add of July, 2002, that a variance from Section 1B02.3.C.l of the Baltimore County Zoning Regulations (B.C.Z.R.), to permit the enclosure of an existing carport within 8 ft. of the side property line in lieu of the required 10 ft., 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.

Muthy Hotroco

DEPUTY ZONING COMMISSIONER

FOR BALTIMORE COUNTY

TMK:raj

ORDER RECEIVED FOR FILING
Date 7/29/02
By Of Personn



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

Fax: 410-887-3468

July 29, 2002

Mr. & Mrs. Donald P. Krug 2513 East Avenue Baltimore, Maryland 21219

Re: Petition for Administrative Variance

Case No. 02-543-A

Property: 2513 East Avenue

Dear Mr. & Mrs. Krug:

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, Sunthy Hotroco

Timothy M. Kotroco

Deputy Zoning Commissioner

TMK:raj Enclosure



of this petition form.

## Petition for Administrative Variance

### to the Zoning Commissioner of Baltimore County

CRINI

for the property located at 25/3 East Ave which is presently zoned DR5.5

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) 1BO2.3.C.1; BCZR, to permit the enclosure of an existing carport within 8 Pert of the Side property line in lieu of the required 10KT

of the zoning regulations of Baltimore County, to the zoning law of Baltimore County, for the reasons indicated on the back

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): Name - Type or Print Signature Signature Address Telephone No. State Zip Code Attorney For Petitioner: Address Name - Type or Print Representative to be Contacted: Signature Company Name Address Address Telephone No. Telephone No. Zip Code City Zip Code State Public Hearing having been formally demanded and/or found to be required, it is ordered by the Zoning Commissioner of Baltimore County, that the subject matter of this petition be set for a public hearing, advertised, as required by the zoning Zoning Commissioner of Baltimore County 02-543A 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.

competent to testify thereto in the event that a pu	ublic hearing is	scheduled in the	e future with re	gard thereto.	
That the Affiant(s) does/do presently reside at	25/3 Address	EAST	AVE		
	BALTO		MO		2 12 19 Zip Code
That based upon personal knowledge, the follow Variance at the above address (indicate hardship	wing are the fa	cts upon which			•
1) THE ROOF OF THE FROM PROPERTY		INAL CA	ARPORT	15 8	FEE;
2) PLACING THE WAS PROPERTY LINE OF SPACE IN FRONT GARAGE DOOR.	LL TW	10-			
That the Affiant(s) acknowledge(s) that if a for advertising fee and may be required to provide a Signature  DOWALD R. KRUG  Name - Type or Print	rmal demand i dditional inform	s filed, Affiant(s nation. Signature	Sawn m.	Jung 1	posting and
STATE OF MARYLAND, COUNTY OF BALTIM  I HEREBY CERTIFY, this 30 day of 2 of Maryland, in and for the County aforesaid, per  Donald P. Krug and the Affiant(s) herein, personally known or satisfact	May sonally appeare	M. Kru	_ LG	, a Notary Public	of the State
AS WITNESS my hand and Notarial Seal	Notary	Public Expire	1 Hend nee:	loson Toxnolly	<u>)</u> '—

REV 10/25/01

# Affidavit in Support of Administrative Variance

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competent to testify thereto in the event that a publ	ic hearing is scheduled in the fu	iture with regard thereto.	
Ac	7513 EAST AL		1219
তা	BALTO. M	State	Zip Code
That based upon personal knowledge, the followin Variance at the above address (indicate hardship of		e base the request for an Adm	inistrative
THE ROOF OF THE	LINE,	CARPORT IS	8 FEET
2) PLACING THE WALL PROPERTY LINE WI SPACE IN FRONT BARAGE DOOK.	GC NOT 1-	- · · · ·	
That the Affiant(s) acknowledge(s) that if a form advertising fee and may be required to provide add  Signature  Name - Type or Print	itional information.  Signature	wn m. Krug	sting and
STATE OF MARYLAND, COUNTY OF BALTIMOR I HEREBY CERTIFY, this 30 day of	nally appeared  ( Value M. K	, before me, a Notary Public of (VG)	the State
AS WITNESS my hand and Notarial Seal	Notary Public  My Commission Expires	Senderson ee: Connolly 12/21/02	<u>/</u>

REV 10/25/01



REV 10/25/01

# Petition for Administrative Variance

### to the Zoning Commissioner of Baltimore County

resently zoned SR5.5  ment Management. The undersigned, legal the description and plat attached hereto and 2.3.C.1; BCZR, to a port within Ffeotox  County, for the reasons indicated on the back less.
the description and plat attached hereto and 2.3.C.1; BCZR, to n port with; Reptike feetured to Kt.  County, for the reasons indicated on the back as.
n port within Ffeetck Equived 10 Kt. County, for the reasons indicated on the back
County, for the reasons indicated on the back
County, for the reasons indicated on the back
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her agree to and are to be bounded by the zoning or Baltimore County.
nnly declare and affirm, under the penalties of we are the legal owner(s) of the property which of this Petition.
<u>ner(s):</u>
Print P Koua
awn M. Krua
Print Di Filia
EAST AVE 410-477-5.  Telephone No.
2.
ative to be Contacted:
)4n. E
Telephone No.
<u>t</u>

Estimated Posting Date 6.11.02

#### **Zoning Description**

ZONING DESCRIPTION FOR <u>2513 East Avenue – Baltimore, MD</u> <u>21219</u>

Beginning at a point on the <u>East</u> side of <u>East Avenue</u>, which is <u>40 feet</u> wide at the distance of <u>140 feet south</u> of the centerline of the nearest improved intersecting street <u>Sparrows Point Boulevard</u>, which is <u>30 feet</u> wide. Being Lot <u>#5</u>, in the subdivision of <u>Lodge Forest</u> as recorded in Baltimore County Plat Book <u>#46</u>, Folio <u>#147</u>, containing <u>7500 square feet</u>. Also known as <u>2513 East Avenue</u>, and located in the <u>15<sup>th</sup> Election District</u>, <u>7<sup>th</sup> Councilmanic District</u>.

543

#543

PINK - AGENCY

WHITE - CASHIER

E 84	5.3	1.02 ACCOUNT	006-6150	Rf - >:
	englishmetap und Kristing byr Land do	AMOUNT \$	50.00	CI CI
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a: ( c ()	) 10		·	-

YELLOW - CUSTOMER

PATTO RECEIPT
BUSINESS ACTUAL TIME
5/31/2002 5/31/2002 14:31:24
REG W306 WALKIN KNCH KXH DRAWER
>>RECEIPT # 080517 5/31/2002 OFL
Dept 5 528 ZONING VERIFICATION
CR WO. 013242
Recpt Tot \$50.00
50.00 CK .00 CA
Baltimore County, Maryland

**CASHIER'S VALIDATION** 

# CERTIFICATE OF POSTING

	RE: Case No.: 02-393-H
	Petitioner/Developer: DONALD
	KRUB
	Date of Hearing/Closing: (424/02
Baltimore County Department of Permits and Development Management County Office Building, Room 111 111 West Chempeake Avenue Towson, MD 21204	
Attention: Ms. Gwendolyn Stephens	
Ladies and Gentlersen:	
	ies of perjury that the necessary sign(s) required by law erty located at 25/3 EASH AVE
The sign(s) were posted on	4/11/02
	( Month, Day, Year)
IN'S NOTICE	Sincerely,
ADMINISTRATIVE ADJANCE	(Signature of Sign Poster and Date)
AKIANLE	SSC BOMBET BLACK
CASE # 10 INC 1880 18 THACK DE BIT INC AND THE CASE OF AN	(Printed Name)
PAL.	1506 Louise Rd
LIC UEADING 2	(Address)
SEIGN 25-LEFEMEN, SACROSSE COUNTY COME SEES INCOMPUTATION OF GROUP MAY	Dundalk, Haryland 21222 (City, State, Zip Code)
A PLENIC HEARING CONCERNING	(call need wh come)

(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:
Petitioner: Donato Keul-
Address or Location: 2513 EAST Ave. Balto. Md. 21219
PLEASE FORWARD ADVERTISING BILL TO:
Name:
Address:AAQ
Telephone Number: 410 - 477 - 5514

### ADMINISTRATIVE VARIANCE INFORMATION SHEET AND DATES

Case Number 02-543 -A Address 2513 East A.e.
Case Number 02-543 -A Address 2513 East A.e.  Contact Person:  Planner, Please Print Your Name  Phone Number: 410-887-3391
Filing Date: 15-31-0? Posting Date: 6-11-02 Closing Date: 6-26-0
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 02-543 -A Address 2513 East Ave-
Petitioner's Name Donald KRYG Telephone 410 - 477-5514
Posting Date: 6-16-07 Closing Date: 6-26-07
Wording for Sign: To Permit A SIDEYARD SETBACK OF EFT. IN
Wording for Sign: To Permit A SIDEYARD SETBACK OF RET. IN  FRO CIEY OF THE REDVINED 10 FT. FOR THE ENCLOSURE OF
AN EXISTING DER CARPORT.
WCR - Revised 6/28/00



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

June 11,2002

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 June 10, 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:

543 535-549

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

cc: File

#### BALTIMORE COUNTY, MARYLAND

#### INTEROFFICE CORRESPONDENCE

TO: Arnold Jablon, Director

**DATE**: July 22, 2002

Department of Permits & Development Mgmt.

FROM: WRobert W.

Robert W. Bowling, Supervisor Bureau of Development Plans Review

SUBJECT: Zoning Advisory Committee Meeting

For June 17, 2002

Item Nos. 535, 536, 537, 538, 539, 540,

543,544, 545, 547, and 549

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

RWB:CEN:jrb

cc: File

# 6/26

#### BALTIMORE COUNTY, MARYLAND DEPARTMENT OF ENVIRONMENTAL PROTECTION & RESOURCE MANAGEMENT

Arnold Jablon

TO:

FROM:		R. Bruce Seele	ey <b>86</b> 5   761				
DATE:		July 25, 2002				14	JUL 2 6
SUBJEC	CT:	Zoning Item Address	543 2513 East Aver	nue (Krug Prope	erty)	Punn.	
Z	Coning	Advisory Con	nmittee Meeting	of June 17, 200	02		
		•	nvironmental Prove-referenced zo		source M	lanagemer	nt has no
a	n exte	nsion for the re	nvironmental Pro eview of the abo onmental regulat	ve-referenced z	oning ite	-	•
		•	nvironmental Pronts on the above			-	nt offers
		Protection of '	of the property r Water Quality, S th 14-350 of the	treams, Wetlan	ds and Fl	loodplains	
_		-	of this property Regulations (Secunty Code).				е
_		Critical Area	of this property Regulations (Sec ne Baltimore Cou	tions 26-436 th			
_		Additional Co	omments:				
Ĩ	?eviev	wer <sup>.</sup> Kieth	Kellev		Date: Ii	ılv 22. 200	02

### BALTIMORE COUNTY, MARYLAND

#### INTER-OFFICE CORRESPONDENCE

TO:

Arnold Jablon, Director

**DATE:** June 18, 2002

Department of Permits and Development Management

FROM:

Arnold F. 'Pat' Keller, III

Director, Office of Planning

**SUBJECT:** 

Zoning Advisory Petition(s): Case(s) 02-488 & (2-543)

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: Mark Lunue for

Section Chief:

AFK/LL:MAC



### Maryland Department of Transportation State Highway Administration

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

Date: 6.17.07

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

RE: Baltimore County

Item No. 543

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. J. Gredle

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

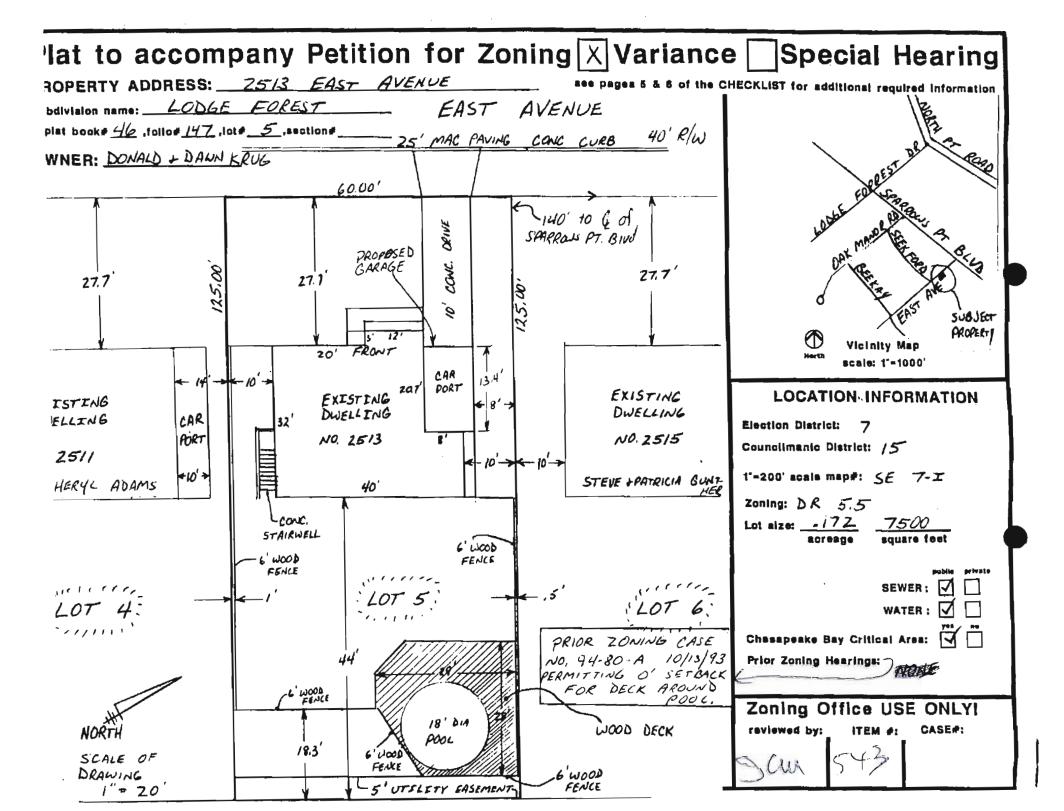
#### **ZONING HEARING FILE INTERNAL CHECKLIST**

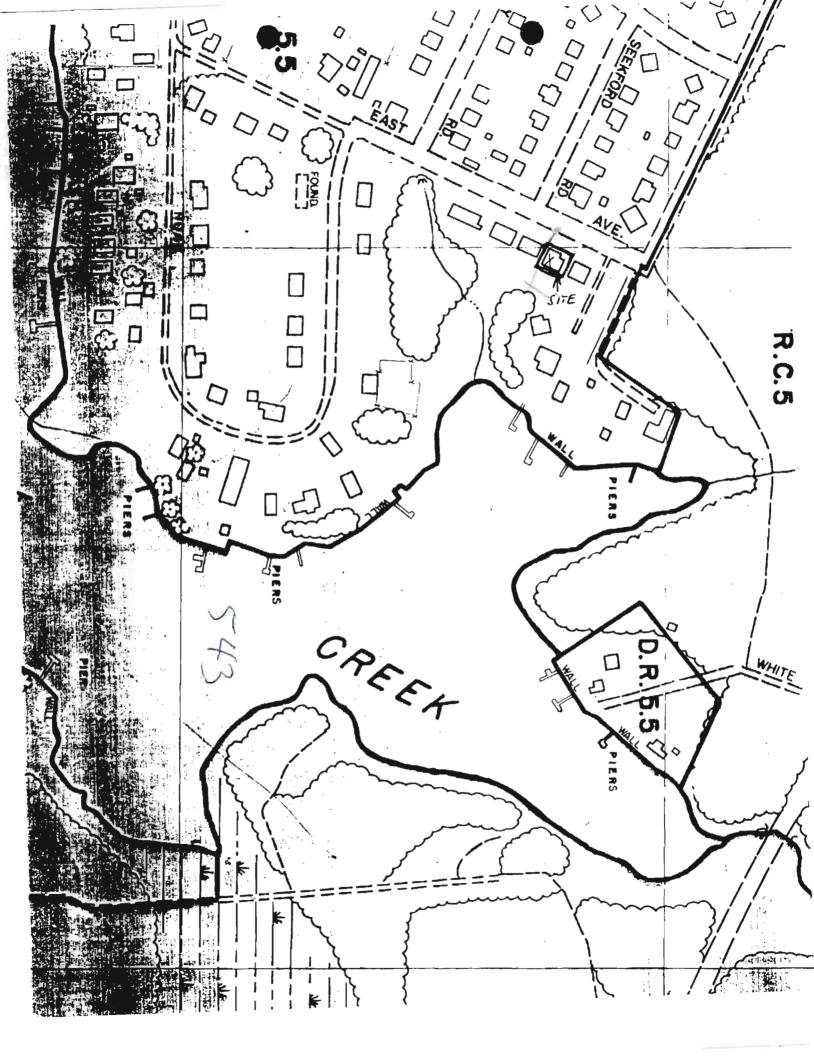
# Zoning Case No. 02-543-A

Date Completed/Initials	
6-11-08	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; flle in numerical order in cabinet next to copier until it is pulled for sending to zoning commissioner's office)
<u>-</u>	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)
<u>-</u>	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)
672	6-11 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)





RE: PETITION FOR VARIANCE
2513 East Avenue E/side of East Avenue
140 feet south of centerline of Sparrrows Pt Rd

15<sup>th</sup> Election District 7thCouncilmanic District Legal Owner: Donald P. and Dawn M. Krug Petitioner(s)

- \* BEFORE THE
- \* ZONING COMMISSIONER
- \* FOR
- \* BALTIMORE COUNTY
- \* Case No.02-543-A

#### **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 of other proceedings in this matter and of the passage of any preliminary or final Order.

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 20<sup>th</sup> day of June, 2002 a copy of the foregoing Entry of Appearance was mailed to Donald P. & Dawn M. Krug, 2513 East Avenue Baltimore, Maryland 21219 Petitioner(s).

PETER MAX ZIMMERMAN

PHUTOGRAPHS

KRUG

2513 EAST AVE

BALTO 1910 21219

410 477 5514

543



Lot 5 2513 East Krug Corport To Be Enclosed



Lot 6 2515 East Gunther



Lot 6 2515 East Gunther



20t 7 2517 Cast Monroe



R 2015 2513



Lot 3 2509 East Sporik



Lot 5. 2513 East Krug Car Port To Be Enclosed