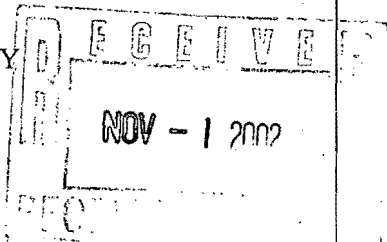


IN THE MATTER OF
THE APPLICATION OF
HARRY DELAIR -LEGAL OWNER
FOR A VARIANCE ON PROPERTY
LOCATED ON THE E/S OF SEA POINT RD,
709' E OF GREENCOVE CIRCLE
(9822 SEA POINT ROAD)
9322
15TH ELECTION DISTRICT
7TH COUNCILMANIC DISTRICT

* BEFORE THE
* COUNTY BOARD OF APPEALS
* OF
* BALTIMORE COUNTY
* CASE NO. 03-047-A



ORDER OF DISMISSAL OF PETITION FOR VARIANCE

This matter comes to the Board of Appeals by way of an appeal filed by the Office of People's Counsel for Baltimore County from a decision of the Deputy Zoning Commissioner dated August 29, 2002 in which the requested Petition for Variance was granted subject to "compliance with all DEPRM regulations applicable to this property."

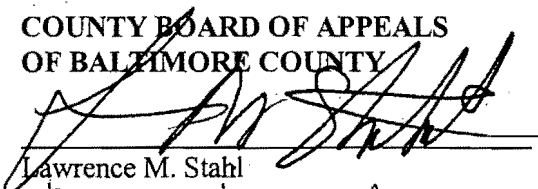
WHEREAS, the Board is in receipt of a letter of withdrawal of the requested variance filed October 21, 2002 by Gregory A. Falter, Permits & Variances, Patio Enclosures, Inc. on behalf of Petitioner, Harry Delair (a copy of which is attached hereto and made a part hereof); and

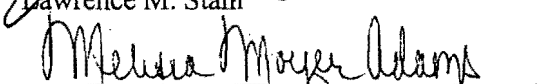
WHEREAS, in his letter filed October 21, 2002, Mr. Falter has stated that "we decided not to proceed with the project and to refund any monies back to the homeowner..." and further that "the project has been canceled....";

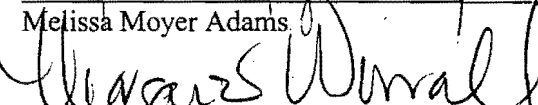
IT IS THEREFORE, this 1st day of November, 2002, by the County Board of Appeals of Baltimore County

ORDERED that said Petition filed in Case No. 03-047-A is **WITHDRAWN AND DISMISSED**, and that the Deputy Zoning Commissioner's Order of August 29, 2002, including any and all relief granted therein, is rendered **null and void**.

COUNTY BOARD OF APPEALS
OF BALTIMORE COUNTY


Lawrence M. Stahl


Melissa Moyer Adams


Margaret Worrall



RIC-LEE CORPORATION

T/A PATIO ENCLOSURES, INC.

224 8TH AVENUE, N.W.
GLEN BURNIE, MARYLAND 21061-2828
410-760-1919

10/21/02

Baltimore County
Department of Permits and
Development Management

Board of Appeals
Re: appeal for case #03-047-A

To whom it may concern:

We wish to inform you of our decision to cancel a project that we were granted a variance for.

On 8/29/02 we were granted a variance for case # 03-047-A (9322 Sea Point Rd.). The variance was granted with conditions, one of which was that our permit must comply with the environmental departments regulations. After speaking to a gentleman from that department we decided not to proceed with the project and to refund any monies back to the homeowner. On or about October 5th, we received notice of an appeal by the "People's Council For Baltimore County". We felt it was only fair to let you know that the project has been canceled and that we are not proceeding, therefore we will NOT be attending the appeal.

If you have any questions, please call me

Thank you,

Gregory A. Falter
Permits and Variances



Corporate Office
224 8th Avenue, N.W.
Glen Burnie, MD 21061
410-760-1919
1-800-433-3266
Fax: 410-760-0494

MHIC No. 12744

GREG FALTER
Permits & Variances
Voice Mail 25

SUNROOMS • ENCLOSURES • SOLARIUMS • SHADES



RIC-LEE CORPORATION

T/A PATIO ENCLOSURES, INC.

224 8TH AVENUE, N.W.
GLEN BURNIE, MARYLAND 21061-2828
410-760-1919

10/21/02

*Baltimore County
Department of Permits and
Development Management*

*Board of Appeals
Re: appeal for case #03-047-A*

To whom it may concern:

We wish to inform you of our decision to cancel a project that we were granted a variance for.

On 8/29/02 we were granted a variance for case # 03-047-A (9322 Sea Point Rd.). The variance was granted with conditions, one of which was that our permit must comply with the environmental departments regulations. After speaking to a gentleman from that department we decided not to proceed with the project and to refund any monies back to the homeowner. On or about October 5th, we received notice of an appeal by the "People's Council For Baltimore County". We felt it was only fair to let you know that the project has been canceled and that we are not proceeding, therefore we will NOT be attending the appeal.

If you have any questions, please call me

Thank you,

*Gregory A. Falter
Permits and Variances*



Ric-Lee Corporation

Corporate Office
224 8th Avenue, N.W.
Glen Burnie, MD 21061
410-760-1919
1-800-433-3266
Fax: 410-760-0494

MHIC No. 12744

GREG FALTER
Permits & Variances
Voice Mail 25

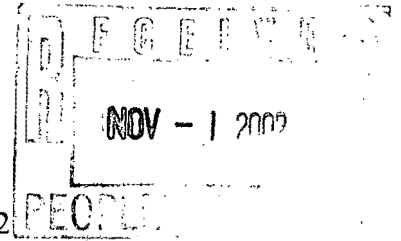
SUNROOMS • ENCLOSURES • SOLARIUMS • SHADES



County Board of Appeals of Baltimore County

OLD COURTHOUSE, ROOM 49
400 WASHINGTON AVENUE
TOWSON, MARYLAND 21204
410-887-3180
FAX: 410-887-3182

cd
pmz



November 1, 2002

Peter Max Zimmerman
People's Counsel for
Baltimore County
Room 48, Old Courthouse
400 Washington Avenue
Towson, MD 21204

RE: *In the Matter of: Harry Delair (Patio Enclosures, Inc.)*
Case No. 03-047-A /Order of Dismissal of Petition

Dear Mr. Zimmerman:

Enclosed please find a copy of the Order of Dismissal of Petition issued this date by the County Board of Appeals of Baltimore County in the subject-matter in which the above-referenced Petition has been withdrawn and dismissed.

Inasmuch as the subject Petition for Variance has been withdrawn, there is no further action pending before the Board of Appeals with the issuance of the subject Order.

Very truly yours,

Kathleen C. Bianco
Kathleen C. Bianco
Administrator

Enclosure

c: Gregory A. Falter /Permits & Variances
Patio Enclosures, Inc.
Mr. and Mrs. Harry Delair
Pat Keller, Planning Director
Lawrence E. Schmidt, Zoning Commissioner
Arnold Jablon, Director /PDM



224 8TH AVE N.W GLEN BURNIE, MD 21061

Patio Enclosures Inc.

Fax

To: BALTIMORE COUNTY

From: Gregory A. Falter

Fax: 410-887-3182

Pages: 2

Phone: 410-887-3180

Date: 10/21/02

Re: VARIANCE APPEAL NOTICE

CC:

☐ Urgent

☒ For Review

☐ Please Comment

☐ Please Reply

☐ Please Recycle

• **Comments:**

PLEASE FORWARD A COPY OF THIS TO :

THE BOARD OF APPEALS,

TIMOTHY KOTROCO,

ARNOLD JABLON.

THANKS

IN RE: PETITION FOR ADMIN. VARIANCE *
E/S of Sea Point Road, 709' *
E of Greencove Circle *
15th Election District *
7th Councilmanic District *
(9322 Sea Point Road) *

Valli & Harry Delair *
Petitioners *

BEFORE THE
DEPUTY ZONING COMMISSIONER-
OF BALTIMORE COUNTY
CASE NO. 03-047-A

RECEIVED
SEP - 6 2002
let's discuss
PMZ

* * * * *

FINDINGS OF FACT AND CONCLUSIONS OF LAW

This matter comes before the Deputy Zoning Commissioner as an Administrative Variance filed by Valli & Harry Delair, legal owners, of that property known as 8322 Sea Point Road in the eastern area of Baltimore County. The Petitioners herein seek relief from Section 1B01.2.C.1.b of the Baltimore County Zoning Regulations and Section 504.2 (CMDP Table VI), to permit a proposed addition (sunroom) with a rear yard setback of 19 ft. in lieu of the required 30 ft., and to amend the latest Final Development Plan (FDP) for Beachwood Estates. 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.

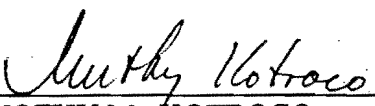
The Petitioners have filed the supporting affidavits as required by Section 26-127 (b)(1) of the Baltimore County Code. Based upon the information available, there is no evidence in the file to indicate that the requested variance would adversely affect the health, safety or general welfare of the public 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 29th day of August, 2002, that a variance from Section 1B01.2.C.1.b of the Baltimore County Zoning Regulations and Section 504.2 (CMDP Table VI), to permit a proposed addition (sunroom) with a rear yard setback of 19 ft. in lieu of the required 30 ft., and to amend the latest Final Development Plan (FDP) for Beachwood Estates, 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.

IT IS FURTHER ORDERED, that the Petitioners shall comply with the comments issued by the Department of Environmental Protection and Resource Management (DEPRM), a copy of which is attached hereto. The Petitioners shall comply with the requirements for impervious surface limitations or apply for a waiver or variance therefrom. The granting of this variance shall not excuse the Petitioners from compliance with all DEPRM regulations applicable to this property.


TIMOTHY M. KOTROCO
DEPUTY ZONING COMMISSIONER
FOR BALTIMORE COUNTY

TMK:raj



Petition for Administrative Variance

to the Zoning Commissioner of Baltimore County

for the property located at 9322 Sea Point Rd
which is presently zoned DR 3.5

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)

CBGA Flood
1B 01.2.C.1.6 and Section 504.2
(CMPP Table VI) to permit a proposed addition (sun room) with a rear yard setback of 19 feet in lieu of the required 30 feet, and to amend the latest Final Development Plan (FDP) for Beachwood Estates.

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/Lessee.

Name - Type or Print

Signature

Address

Telephone No.

City

State

Zip Code

Attorney For Petitioner:

Name - Type or Print

City

Signature

Company

Address

Telephone No.

City

State

Zip Code

Legal Owner(s):

Harry Delair

Name - Type or Print

Signature

Valli Delair

Name - Type or Print

Signature

9322 Sea Point Rd.

410-477-3999

Address

Telephone No.

Baltimore Md 21219

State

Zip Code

Representative to be Contacted:

Patio Enclosures Inc.

Name

224 8th Ave. NW

410-760-1919

Address

Telephone No.

Glen Burnie Md 21061

City

State

Zip Code

A Public Hearing having been formally demanded and/or found to be required, it is ordered by the Zoning Commissioner of Baltimore County, this 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

CASE NO.

03-047-A

Reviewed By

JNP

Date

7/26/02

Estimated Posting Date

8/5/02

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 - **9322 Sea Point Rd.**

Address

Baltimore Md, 21219

City

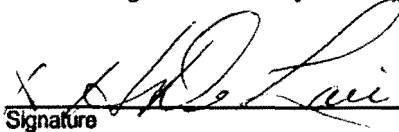
State

Zip Code

That based upon personal knowledge, the following are the facts upon which I/we base the request for an Administrative Variance at the above address (indicate hardship or practical difficulty):

1. This area lends itself to the utilization of existing facilities and land without interruption or major alterations to the present floor plan patterns.
2. Insulate and reduce heating bills.
3. Reduce road noise.
4. A place to sit out and not be concerned with the weather, bugs: mosquitos, flies etc...
5. Improve the apperance of the house
6. The restrictive area of the lot does not lend itself to any addition of pratical size without requiring a variance.

That the Affiant(s) acknowledge(s) that if a formal demand is filed, Affiant(s) will be required to pay a reposting and advertising fee and may be required to provide additional information.


Signature

Harry Delair

Name - Type or Print


Signature

Valli Delair

Name - Type or Print

STATE OF MARYLAND, COUNTY OF BALTIMORE, to wit:

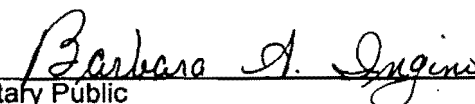
I HEREBY CERTIFY, this 5th day of July, 2002, before me, a Notary Public of the State of Maryland, in and for the County aforesaid, personally appeared

Harry Delair and Valli Delair

the Affiant(s) herein, personally known or satisfactorily identified to me as such Affiant(s), and made oath in due form of law that the matters and facts hereinabove set forth are true and correct to the best of his/her/their knowledge and belief.

AS WITNESS my hand and Notarial Seal

July 5, 2002
Date


Notary Public

My Commission Expires July 1, 2006



Baltimore County
Department of Permits and
Development Management

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

August 23, 2002

Mr. & Mrs. Harry Delair
9322 Sea Point Road
Baltimore MD 21219

Dear Mr. & Mrs. Delair:

RE: Case Number: 03-047-A, 9322 Sea Point Road

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

A handwritten signature in cursive script that reads "W. Carl Richards, Jr.".

W. Carl Richards, Jr. G.D.Z.
Supervisor, Zoning Review

WCR: gdz

Enclosures

c: Patio Enclosures Inc, 224 8th Avenue NW, Glen Burnie 21061
People's Counsel

Come visit the County's Website at www.co.ba.md.us



Printed with Soybean Ink
on Recycled Paper

BALTIMORE COUNTY, MARYLAND

INTER-OFFICE CORRESPONDENCE

TO: Arnold Jablon, Director
Department of Permits and
Development Management

DATE: August 5, 2002

FROM: Arnold F. 'Pat' Keller, III
Director, Office of Planning

SUBJECT: Zoning Advisory Petition(s): Case(s) 03-047, 03-048, & 03-051

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 A. Cunningham

Section Chief:

Lynn Fankham

AFK/LL:MAC



Baltimore County
Fire Department

700 East Joppa Road
Towson, Maryland 21286-5500
410-887-4500

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

August 5, 2002

ATTENTION: George Zahner

RE: Property Owner: SEE BELOW

Location: DISTRIBUTION MEETING OF August 5, 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.

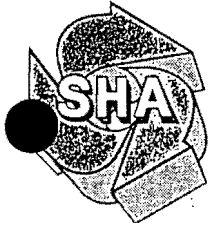
The Fire Marshal's Office has no comments at this time,
IN REFERENCE TO THE FOLLOWING ITEM NUMBERS:

647

042-054

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

cc: File



Maryland Department of Transportation
State Highway Administration

Parris N. Glendening
Governor

John D. Porcari
Secretary

Parker F. Williams
Administrator

Date: 8.7.02

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

RE: Baltimore County
Item No. 047

JHP

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,

lv

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

My telephone number is _____

Maryland Relay Service for Impaired Hearing or Speech
1-800-735-2258 Statewide Toll Free

Mailing Address: P.O. Box 717 • Baltimore, MD 21203-0717
Street Address: 707 North Calvert Street, Baltimore, Maryland 21202



Maryland Department of Planning

Parris N. Glendening
Governor

Kathleen Kennedy Townsend
Lt. Governor

Roy W. Kienitz
Secretary

Mary Albano
Deputy Secretary

August 7, 2002

Mr. George Zahner
Baltimore County Department of Permits and Development Management
County Office Building
Room 111
111 West Chesapeake Avenue
Mail Stop #1105
Towson MD 21204

Re: Zoning Advisory Committee Agenda, 8/12/02
Case numbers 03-042-SPH, 03-043-SPH, 03-044-A, 03-045-A, 03-046-A, 03-047-A,
03-048-A, 03-049-A, 03-050-SPHX, 03-051-A, 03-052-A, 03-053-SPH, & 03-054-A

Dear Mr. Zahner:

The Maryland Department of Planning has received the above-referenced information on 8/6/02. The information has been submitted to Mr. Mike Nortrup.

Thank you for your cooperation in this review process. Please contact me at 410.767.4550 or the above noted reviewer if you have any questions.

Sincerely,

James R. Gatto
Manager
Metropolitan Planning
Local Planning Assistance Unit

cc: Mike Nortrup

BALTIMORE COUNTY, MARYLAND

INTER-OFFICE CORRESPONDENCE

TO: Arnold Jablon, Director
Department of Permits and
Development Management

DATE: August 5, 2002

FROM: Arnold F. 'Pat' Keller, III
Director, Office of Planning

SUBJECT: Zoning Advisory Petition(s): ^{ADV}Case(s) ^{ADV}03-047, 03-048, & 03-051

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 A. Cunningham

Section Chief:

Lynn Zanham

AFK/LL:MAC

A

BALTIMORE COUNTY, MARYLAND

INTEROFFICE CORRESPONDENCE

TO: Arnold Jablon, Director
Department of Permits & Development Mgmt. **DATE:** August 29, 2002

FROM: Robert W. Bowling, Supervisor
Bureau of Development Plans Review

SUBJECT: Zoning Advisory Committee Meeting
For August 12, 2002
Item No. 047

The Bureau of Development Plans Review has reviewed the subject-zoning item.

The property to be developed is located adjacent to tidewater. The developer is advised that the proper sections of the *Baltimore County Building Code* must be followed whereby elevation limitations are placed on the lowest floor (*including basements*) of residential (*commercial*) development.

RWB:CEN:jrb

cc: File

BALTIMORE COUNTY, MARYLAND
DEPARTMENT OF ENVIRONMENTAL PROTECTION & RESOURCE MANAGEMENT

TO: Arnold Jablon

FROM: R. Bruce Seeley *RBS / TGT*

DATE: August 23, 2002

AUG 27

SUBJECT: Zoning Item 047
Address 9322 Sea Point Road (Delair Road)

Zoning Advisory Committee Meeting of August 5, 2002

☐ The Department of Environmental Protection and Resource Management has no comments on the above-referenced zoning item.

☐ The Department of Environmental Protection and Resource Management requests an extension for the review of the above-referenced zoning item to determine the extent to which environmental regulations apply to the site.

☒ The Department of Environmental Protection and Resource Management offers the following comments on the above-referenced zoning item:

☐ Development of the property must comply with the Regulations for the Protection of Water Quality, Streams, Wetlands and Floodplains (Sections 14-331 through 14-350 of the Baltimore County Code).

☐ Development of this property must comply with the Forest Conservation Regulations (Section 14-401 through 14-422 of the Baltimore County Code).

☒ Development of this property must comply with the Chesapeake Bay Critical Area Regulations (Sections 26-436 through 26-461, and other Sections, of the Baltimore County Code).

Additional Comments:

✓ This department cannot approve the proposed addition because it exceeds the allowable impervious surfaces limit for this lot pursuant to the approved Beachwood Estates Development Plan.

Reviewer: Paul Dennis

3990

Date: August 22, 2002

BALTIMORE COUNTY, MARYLAND

INTER-OFFICE CORRESPONDENCE

TO: David Carroll / Director of DEPRM
Bruce Seeley/ DEPRM

DATE November 8, 2002

FROM: Peter Max Zimmerman
People's Counsel for Baltimore County

PMZ

Re: **Valli & Harry Delair**
Case # 03-047-A

Enclosed is the decision of County Board of Appeals ordering this petition withdrawn and dismissed. We had appealed the Deputy Zoning Commissioner approval based on your department's objections or concerns. The Petitioner evidently is no longer pursuing the project.

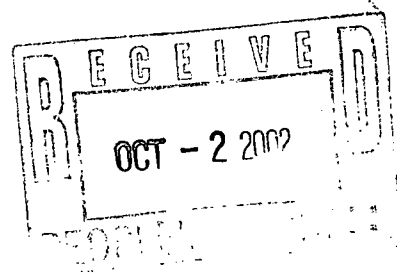
PMZ/pah



Baltimore County
Department of Permits and
Development Management

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

October 1, 2002



Mr. & Mrs. Harry Delair
9322 Sea Point Road
Baltimore, MD 21219

Dear Mr. & Mrs. Delair:

RE: Case No. 03-047-A, 9322 Sea Point Road

Please be advised that an appeal of the above-referenced case was filed in this office on September 27, 2002 by Peter Max Zimmerman, People's Council for Baltimore County. All materials relative to the case have been forwarded to the Baltimore County Board of Appeals (Board).

If you are the person or party taking the appeal, you should notify other similarly interested parties or persons known to you of the appeal. If you are an attorney of record, it is your responsibility to notify your client.

If you have any questions concerning this matter, please do not hesitate to call the Board at 410-887-3180.

Sincerely,

Arnold Jablon
Director

AJ:rjc

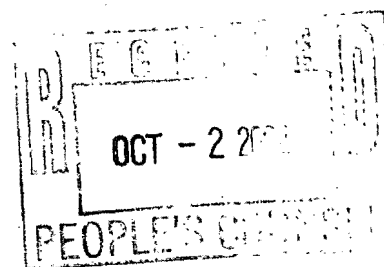
c: Patio Enclosures, Inc. 224 8th Avenue NW, Glen Burnie, MD 21061
People's Counsel

Come visit the County's Website at www.co.ba.md.us



APPEAL

(Petition for Administrative Variance)
9322 Sea Point Road
E/side of Sea Point Road 709feet east of Greencove Circle
Election District 14th- Councilmanic District 7th
Harry Delair
- Contract Purchaser None
Case No.: 03-047-A



Petition for (Administrative Variance 7/26/02)

Zoning Description of Property

Notice of Zoning Hearing (None Administrative)

Certification of Publication (The Jeffersonian issue None)

Certificate of Posting (Garland E. Moore 8/5/02)

Entry of Appearance by People's Counsel (None)

Petitioner(s) Sign-In Sheet (None)

Protestant(s) Sign-In Sheet (None)

Citizen(s) Sign-In Sheet (None)

Zoning Advisory Committee Comments

Petitioners' Exhibits:

1. Plat to accompany Petition for Zoning Variance

Protestants' Exhibits: (None)

Miscellaneous (Not Marked as Exhibits): (None)

Deputy Zoning Commissioner's Order (8/29/02 **GRANTED** with Restrictions.)

Notice of Appeal received on 9/27/02 from Peter Max Zimmerman, People's Council for Baltimore County

c: Patio Enclosures, Inc, 224 8th Ave. NW, Glen Burnie, MD 21061
People's Counsel of Baltimore County, MS #2010
Timothy Kotroco, Deputy Zoning Commissioner
Arnold Jablon, Director of PDM

date sent 10/1/02-rjc



Baltimore County, Maryland

OFFICE OF PEOPLE'S COUNSEL

Room 47, Old Courthouse
400 Washington Ave.
Towson, MD 21204

(410) 887-2188

FILE COPY

PETER MAX ZIMMERMAN
People's Counsel

September 27, 2002

CAROLE S. DEMILIO
Deputy People's Counsel

Arnold Jablon, Director
Department of Permits and
Development Management
111 W. Chesapeake Avenue
Towson, MD 21204

Hand-delivered

Re: PETITION FOR ADMINISTRATIVE VARIANCE
9322 Sea Point Road
East of Greencove Circle
15th Election Dist., 7th Councilmanic
Legal Owners: Valli & Harry Delair
Case No.: 03-047-A

Dear Mr. Jablon:

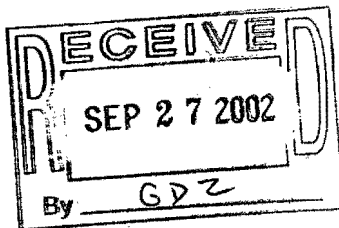
Please enter an appeal of the People's Counsel for Baltimore County to the County Board of Appeals from the Findings of Fact and Conclusions of Law dated August 29, 2002 of the Baltimore County Deputy Zoning Commissioner in the above-entitled case.

Please forward copies of any papers pertinent to the appeal as necessary and appropriate.

Very truly yours,

Peter Max Zimmerman
People's Counsel for Baltimore County

Carole S. Demilio
Deputy People's Counsel



PMZ/CSD/pah

c: Harry & Valli Delair, 9322 Sea Point Road, Baltimore, MD 21219
Petitioners



Baltimore County, Maryland

OFFICE OF PEOPLE'S COUNSEL

Room 47, Old CourtHouse
400 Washington Ave.
Towson, MD 21204

(410) 887-2188

September 27, 2002

PETER MAX ZIMMERMAN
People's Counsel

CAROLE S. DEMILIO
Deputy People's Counsel

Arnold Jablon, Director
Department of Permits and
Development Management
111 W. Chesapeake Avenue
Towson, MD 21204

Hand-delivered

Re: PETITION FOR ADMINISTRATIVE VARIANCE
9322 Sea Point Road
East of Greencove Circle
15th Election Dist., 7th Councilmanic
Legal Owners: Valli & Harry Delair
Case No.: 03-047-A

Dear Mr. Jablon:

Please enter an appeal of the People's Counsel for Baltimore County to the County Board of Appeals from the Findings of Fact and Conclusions of Law dated August 29, 2002 of the Baltimore County Deputy Zoning Commissioner in the above-entitled case.

Please forward copies of any papers pertinent to the appeal as necessary and appropriate.

Very truly yours,

A handwritten signature in cursive script that reads "Peter Max Zimmerman".

Peter Max Zimmerman
People's Counsel for Baltimore County

A handwritten signature in cursive script that reads "Carole S. Demilio".

Carole S. Demilio
Deputy People's Counsel

PMZ/CSD/pah

c: Harry & Valli Delair, 9322 Sea Point Road, Baltimore, MD 21219
Petitioners

Inter-Office

To:

David Carroll / Director of DEPRM
Bruce Ledy / DEPRM

Re: Delair 03-047-A

Enclosed is decision of County Board Appeals ordering this petition withdrawn and dismissed. We ~~had~~ had appealed ~~to~~ the ~~zoning~~ Deputy Zoning Commissioner approval based on your department's objections or concerns. The Petitioner ~~is not~~ ^{no} is ~~no~~ longer pursuing the project.

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10/10/02 Greg Falter

stated DEPRM would not approve
because of imperious surface comment/problem.
Client (Delan) will not apply for permit.
Case will become moot.

I suggested her write letter to
CBA in due course - withdrawing
petition.

PMZ