IN RE: PETITION FOR ADMIN. VARIANCE
E/S Sea Horse Court, 235 ft. S
centerline of Greencove Circle
15th Election District
7th Councilmanic District
(9306 Sea Horse Court)

Deana & Harry Groff

Petitioners

- BEFORE THE
- \* DEPUTY ZONING COMMISSIONER
- \* OF BALTIMORE COUNTY
- \* CASE NO. 03-051-A

#### FINDINGS OF FACT AND CONCLUSIONS OF LAW

This matter comes before the Deputy Zoning Commissioner as an Administrative Variance filed by Deana and Harry Groff, legal owners, of that property known as 9306 Sea Horse Court 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 (B.C.Z.R.), to permit a rear yard setback of 18 ft. in lieu of the required 26.25 ft. for an open deck and to amend the Final Development Plan for "Beachwood Estates", Lot 432. 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.

Landen Line

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 Aday of August, 2002, that a variance from Section 1B01.2.C.1.b of the Baltimore County Zoning Regulations (B.C.Z.R.), to permit a rear yard setback of 18 ft. in lieu of the required 26.25 ft. for an open deck and to amend the Final Development Plan for "Beachwood Estates", Lot 432, be and is hereby GRANTED, subject, however, to the following restriction which is a condition precedent to the relief granted herein:

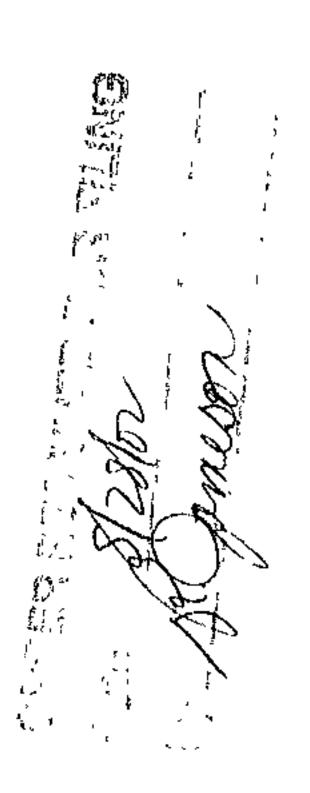
1) The Petitioners may apply for their building permit and be granted same upon receipt of this Order; however, Petitioners are hereby made aware that proceeding at this time is at their own risk until such time as the 30 day appellate process from this Order has expired. If, for whatever reason, this Order is reversed, the Petitioners would be required to return, and be responsible for returning, said property to its original condition.

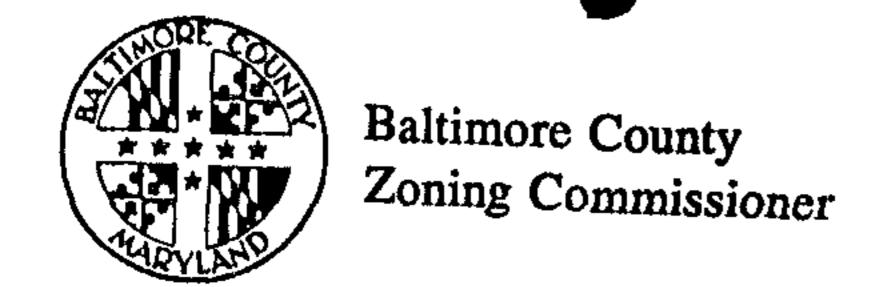
TIMOTHY M/. KOTROCO

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

August 28, 2002

Mr. & Mrs. Harry Groff 9306 Sea Horse Court Baltimore, Maryland 21219

Re: Petition for Administrative Variance

Case No. 03-051-A

Property: 9306 Sea Horse Court

Dear Mr. & Mr. Groff:

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

Muthy llotroco

TMK:raj Enclosure



# Petition for Administrative Variance

## to the Zoning Commissioner of Baltimore County

	for the property		presently z		
			- •		
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PLAN FOR "BEACH	WOOD ESTATES	5", LOT 43	۵.		4 (
of the zoning regulations of Baltimo	ore County, to the zonin	g law of Baltimore	County, for the	e reasons indic	ated on the
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		perjury, that	emnly declare and large the legal ct of this Petition	al owner(s) of th	he penalties e property w
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A Public Hearing having been formally d	lemanded and/or found to	be required, it is ord	iered by the Zonin	g Commissioner	of Baltirnore C
day of County and that the	TELEGRAPH CONTRACTOR CONTRACTOR CONTRACTOR A	ਸ mis petition be set f	or a public hearing	, advertised, as re	quired by the :
		Zon	ing Commissioner	of Baltimore Cour	ity
CASE NO03-051	•	eviewed By 🗁 🗍			

# 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.

I hat the Amant(s) does/do presently reside at	Address 1	THE MOEST	
	Address 130 /	ma	21219
,	City	State	Zip Code
That based upon personal knowledge, the followariance at the above address (indicate hardsh	ip or practical difficulty):		
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That the Affiant(s) acknowledge(s) that if a fadvertising fee and may be required to provide		Affiant(s) will be require	ed to pay a reposting and
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Signature  DEANA 610 FF  Name - Type or Print		Type or Print	
STATE OF MARYLAND, COUNTY OF BALTI		1 m n 1	. N. 1 - 4 - m - 12 - 12 - 13 - 14 - 12 - 12 - 14 - 14 - 12 - 14 - 14
I HEREBY CERTIFY, this 3/ day of of Maryland, in and for the County aforesaid, per ANA GROFF +	,	_, <u>avoa</u> , before me, a 6Roff	Notary Public of the State
the Affiant(s) herein, personally known or satisf	actorily identified to me	as such Affiant(s).	······································
AS WITNESS my hand and Notarial Seal	^	~ ~	
	Notary Public	Olyn M.M	103
	My Commissi	on Expires $5/1/2$	2006
REV 10/25/01		<i>l</i> *	

# Affidavit in Support of Administrative Variance

The undersigned hereby affirms under the perfollows: That the information herein given is competent to testify thereto in the event that a p	within the personal loublic hearing is sched	knowledge of the Affiant(s	s) and that Affiant(s) is/are
That the Affiant(s) does/do presently reside at	9306	SEA HORSE	<u></u>
	Address	had	21219
	City (-)4//O.	/// d State	Zip Code
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STATE OF MARYLAND, COUNTY OF BALTIN	•		
of Maryland, in and for the County aforesaid, petthe Affiant(s) herein, personally known or satisfa	HARRY	GROFF	a Notary Public of the State
AS WITNESS my hand and Notarial Seal	Ca	rolyn M.M	W3.
		<i>V I</i>	150
	My Commis	ssion Expires	2006
DEV 10/25/01		$\epsilon$	

REV 10/25/01



REV 10/25/01

# Petition for Administrative Variance

### to the Zoning Commissioner of Baltimore County

for the property located at				CT
which is	s presently	zoned .	DR 3.5	·

TO PERMIT A REAR YARD SETEMACK OF 18 FEET IN LIEU OF THE REQUIRED 26.25 FEET FOR AN OPEN DECK AND TO AMEND THE FINAL DEVELOPMENT PLAN FOR "BEACH WOOD ESTATES", LOT 432.

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: Legal Owner(s): Name - Type or Print Name -Type or Print Signature Signatur Address Telephone No Name -Type or Print City State Zip Code Signature 306 Attorney For Petitioner: Address Telephone No. Name - Type or Print City State Zip Code Representative to be Contacted: Signature Company Name Address Telephone No Address Telephone No. City State Zip Code 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. Reviewed By D.THOMFSON Date

Estimated Posting Date \_

### Zoning Description for 9306 Sea Horse Court

Beginning at a point on the east side of Sea Horse Court which is 50 feet wide at the distance of 235 feet south of the centerline of Greencove Circle which is 50 feet wide. Being Lot #72 in the subdivision of "Beachwood Estates" as recorded in Baltimore County Plat Book #72, Folio #131 containing 6,653 square feet. Also known as 9306 Sea Horse Court and located in the 15<sup>th</sup> Election District, 7<sup>th</sup> Councilmanic District.

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AN ELIGIBLE INDIVIDUAL OR ORGANIZATION

AN ELIGIBLE INDIVIDUAL OR ORGANIZATION

PEQUEST A MUBLIC HEARING COMMISSION

THE PROPOSITION OF THE PROPOS

	RE: Case No.: 03-05/-A
•	Petitioner/Developer: GROFF
	Date of Hearing/Closing: 80000002
Baltimore County Department of Permits and Development Management County Office Building, Room 111 111 West Chesapeake Avenue Towson, MD 21204	8/18/02
Attention: Ms. Gwendolyn Stephens	
Ladies and Gentlemen:	
	perjury that the necessary sign(s) required by law cated at 9306 SEA HORSE CH
	49 / _
The sign(s) were posted on	(Month, Day, Year)
	Sincerely,
ONI CONOTOR	8/3/2
ADMINISTRATIVE SEE	(Signature of Sign Poster and Date)
VARIANCE :	SSG ROBERT BLACK

(Printed Name)

(Address)

Dundalk, Maryland 21222

(City, State, Zip Code)

(Telephone Number)

1508 Leslie Rd

(410) 282-7940

## ADMINISTRATIVE VARIANCE INFORMATION SHEET AND DATES

Case	Number 03-	051	A	Add	dress	4506	SEA H	ORSE	<u>CT.</u>
Conta	ct Person: _			NPSON Print Your Name	, <del>-</del> <u>- , , , </u>	<del></del>	Phone N	lumber: 4	10-887-339
Filing	Date:	8/1/02	<u>ر</u>	Posting D	ate:	8/12/02	Clos	sing Date	: 8/27/02
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# DEPARTMENT OF PERMITS AND DEVELOPMENT MANAGEMENT ZONING REVIEW

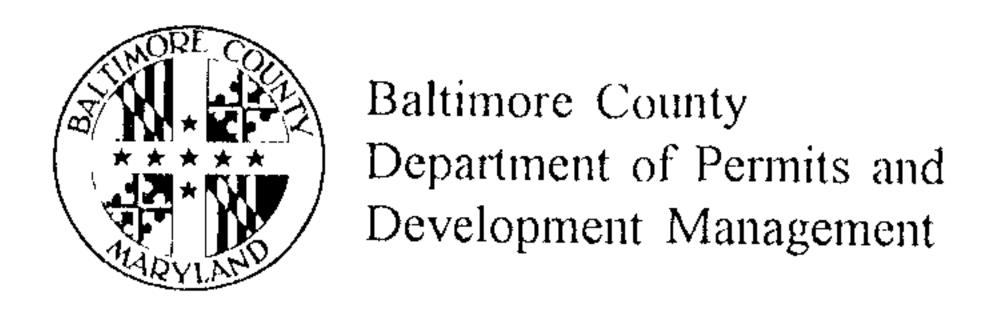
### ADVERTISING REQUIREMENTS AND PROCEDURES FOR ZONING HEARINGS

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.

Revised 2/20/98 - SCJ



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

August 27, 2002

Mr. & Mrs. Harry Groff 9306 Sea Horse Court Baltimore MD 21219

Dear Mr. & Mrs. Groff:

RE: Case Number: 03-051-A, 9306 Sea Horse Court

The above referenced petition was accepted for processing by the Bureau of Zoning Review, Department of Permits and Development Management (PDM) on August 01, 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 Coul Richards, Jr.

W. Carl Richards, Jr. 602 Supervisor, Zoning Review

WCR: gdz

Enclosures

c: People's Counsel



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:

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

cc: File

Granted Alon

#### BALTIMORE COUNTY, MARYLAND

#### INTEROFFICE CORRESPONDENCE

TO:

Arnold Jablon, Director

**DATE:** August 29, 2002

Department of Permits & Development Mgmt.

Robert W. Bowling, Supervisor Bureau of Development Plans Review

SUBJECT:

Zoning Advisory Committee Meeting

For August 12, 2002 Item Nos. 042, 044, 045, 046, 049 051,

052, 053, and 054

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

RWB:CEN:jrb

cc: File

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

TO:	Arnold Jablon
FROM:	R. Bruce Seeley 1265 1969
DATE:	August 23, 2002
SUBJECT:	Zoning Item 051 Address 9306 Sea Horse Court (Groff Property)
Zoni	ng Advisory Committee Meeting of August 5, 2002
	Department of Environmental Protection and Resource Management has no ments on the above-referenced zoning item.
an ex	Department of Environmental Protection and Resource Management requests stension for the review of the above-referenced zoning item to determine the at to which environmental regulations apply to the site.
•	Department of Environmental Protection and Resource Management offers ollowing comments on the above-referenced zoning item:
H <del></del>	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).
<del></del>	Development of this property must comply with the Forest Conservation Regulations (Section 14-401 through 14-422 of the Baltimore County Code).
<u>X</u>	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:

The lot is limited to a maximum of 1,541 square feet of impervious surfaces. The deck must be constructed as a pervious structure with pervious area beneath.

Reviewer: Paul Dennis Date: August 22, 2002

Granted Also

# BALTIMORE COUNTY, MARYLAND

## INTER-OFFICE CORRESPONDENCE

TO:

Arnold Jablon, Director

Department of Permits and Development Management

FROM:

Arnold F. 'Pat' Keller, III

Director, Office of Planning

SUBJECT: Zoning Advisory Petition(s): Case(s) 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:

Section Chief:

AFK/LL:MAC

4UG - 6

**DATE:** August 5, 2002



### Maryland Department of Transportation State Highway Administration

Parris N. Glendening Governor

John D. Porcari Secretary

Parker F. Williams Administrator

8.7.02 Date:

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

RE:

Baltimore County

Item No. 051

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,

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



Parris N. Glendening
Governor

Kathleen Kennedy Townsend
Lt. Governor

Roy W. Kıenitz Secretary Mary Abrams 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

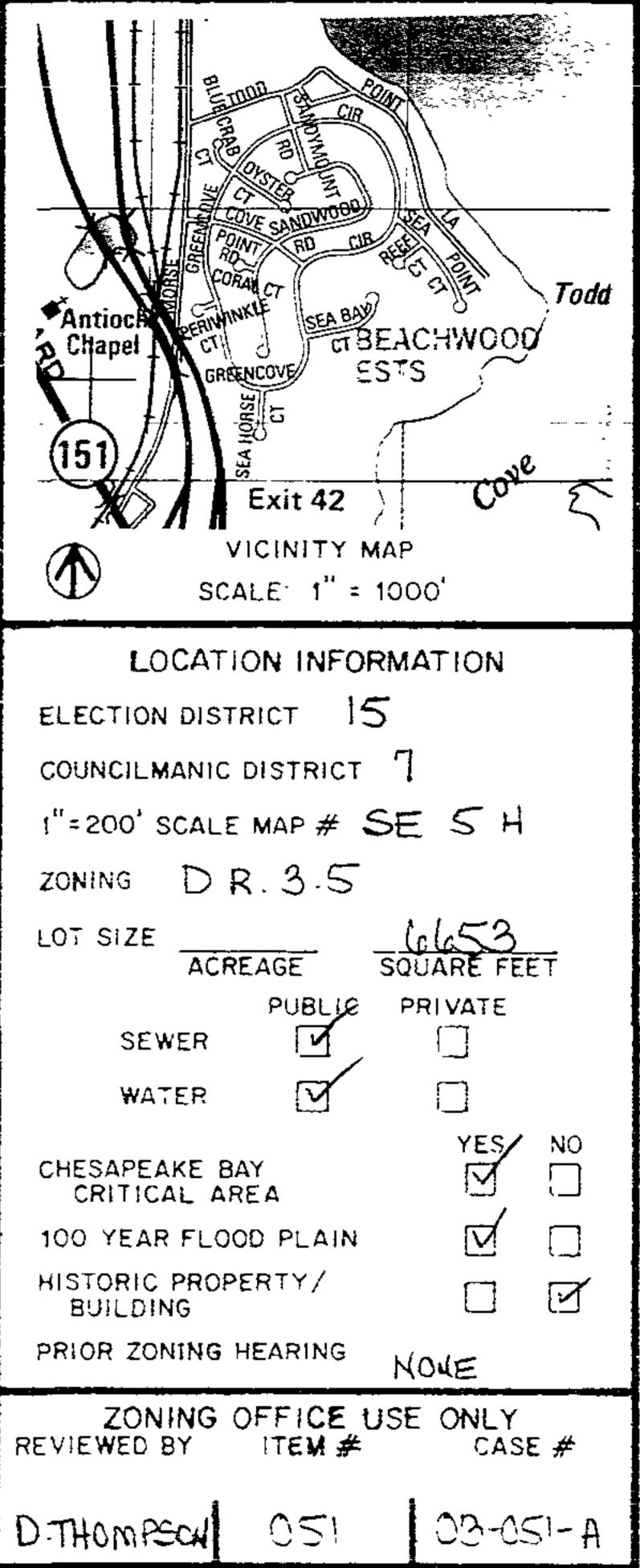
Manager

Metropolitan Planning

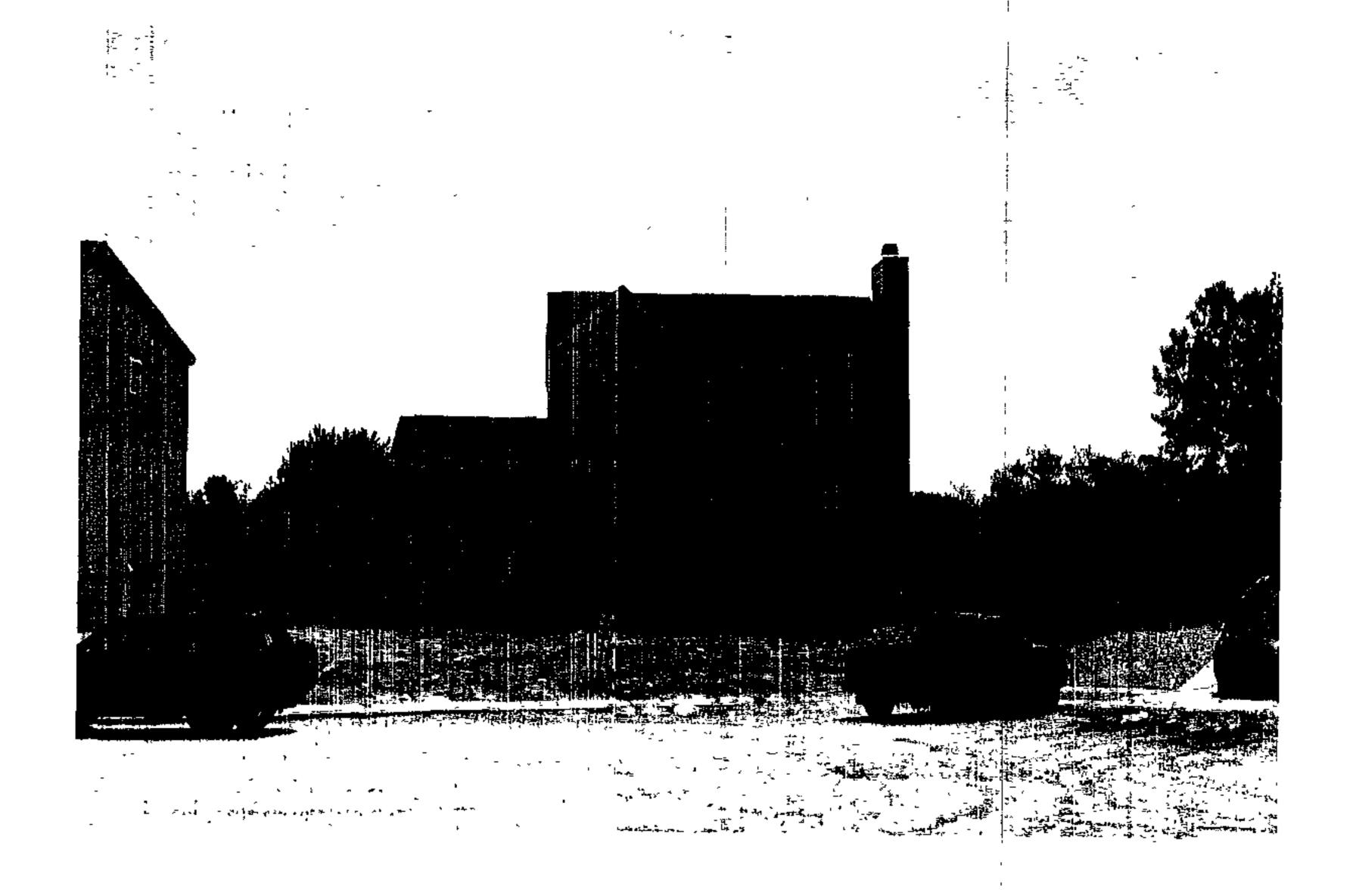
Local Planning Assistance Unit

cc: Mike Nortrup

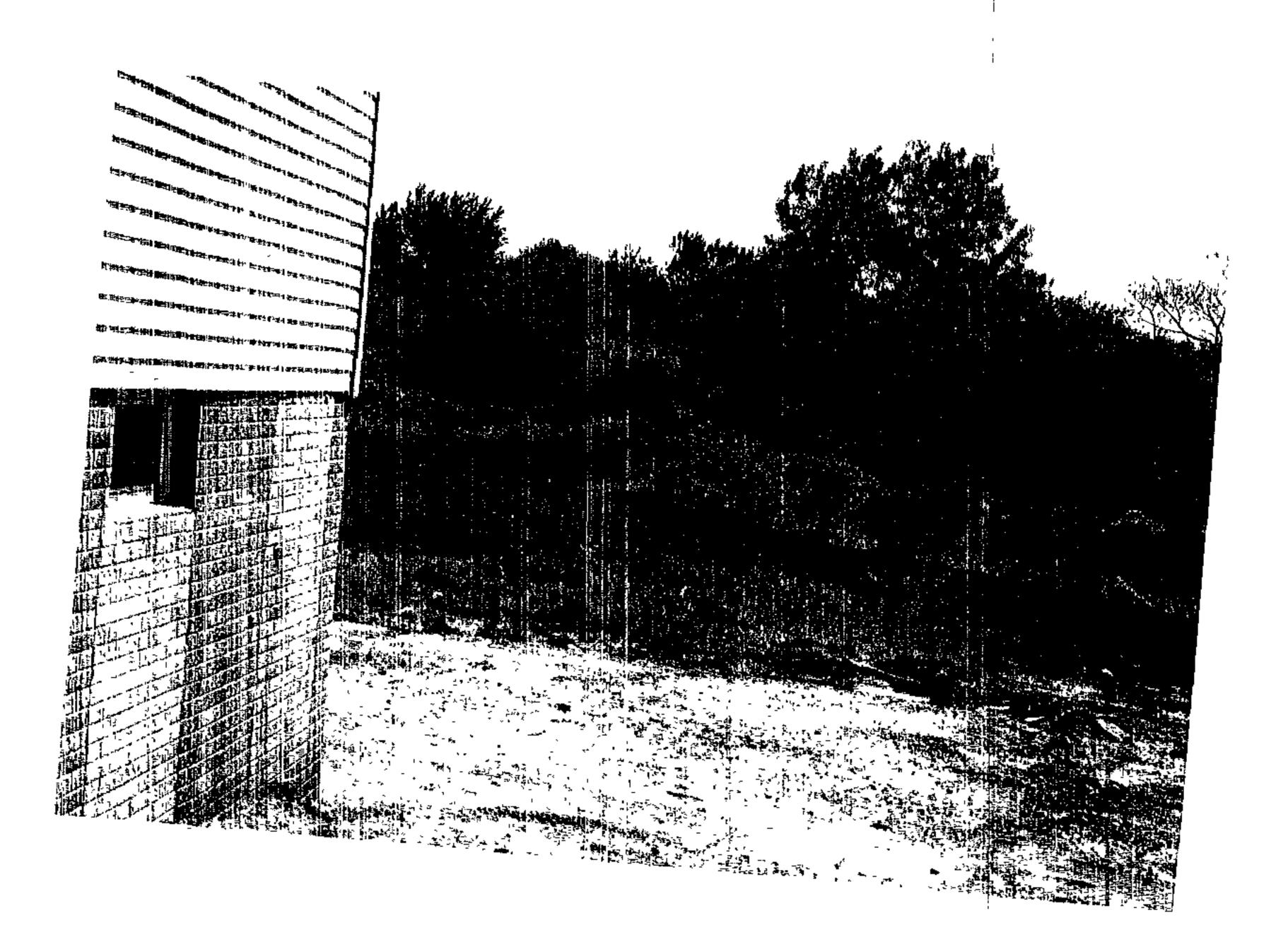
## PLAT TO ACCOMPANY PETITION FOR ZONING XVARIANCE SPECIAL HEARING PROPERTY ADDRESS 9306 SEA HORSE COURT SEE PAGES 5 & 6 OF THE CHECKLIST FOR ADDITIONAL REQUIRED INFORMATION SUBDIVISION NAME BEACHWOOD ESTATES PLAT BOOK # 72 FOLIO # 31 LOT # 432 SECTION #\_\_\_\_ OWNER HARRY + DEANA GROFF SEA HORSE COURT 49304 2300003154 # 9308 LII. 17:21 230000315Q 3306 120 くの入 がまり A.C. D Unit S LOT 433 PROPOSED Limit of 100-Year Flood and Orainage & Utility Essement 18.35 STORM NATER STORM NATER RESERVATION AREA SCALE OF DRAWING: 1" = 30











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