IN RE: PETITION FOR ADMIN. VARIANCE
S/S Saxonhill Drive, 75' W
centerline of Anglohill Road
8th Election District
4th Councilmanic District
(1015 Saxonhill Drive)

John Dukes, Jr. & Erin Naylor Petitioners

- * BEFORE THE
- * DEPUTY ZONING COMMISSIONER
- * OF BALTIMORE COUNTY
- * CASE NO. 03-182-A

FINDINGS OF FACT AND CONCLUSIONS OF LAW

This matter comes before this Deputy Zoning Commissioner as a Petition for Administrative Variance filed by the legal owners of the subject property, John Dukes, Jr. and Erin Naylor. The variance request is for property located at 1015 Saxonhill Drive in the Cockeysville area of Baltimore County. The variance request is from Section 1B02.3.c.1 of the Baltimore County Zoning Regulations (B.C.Z.R.), to permit an addition with a side yard setback of 8 ft. and sum of 22 ft. in lieu of the required 10 ft. and sum of 25 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.

11662 - month of the Comment of the

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 day of November, 2002, that a variance from Section 1B02.3.c.1 of the Baltimore County Zoning Regulations (B.C.Z.R.), to permit an addition with a side yard setback of 8 ft. and sum of 22 ft. in lieu of the required 10 ft. and sum of 25 ft., be and is hereby GRANTED, subject, however, to the following restriction which is a condition precedent to the relief granted herein:

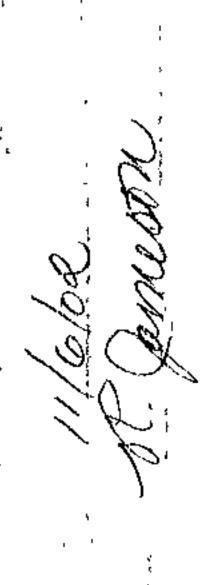
1. The Petitioners may apply for their building permit and be granted same upon receipt of this Order; however, Petitioners are hereby made aware that proceeding at this time is at their own risk until such time as the 30 day appellate process from this Order has expired. If, for whatever reason, this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

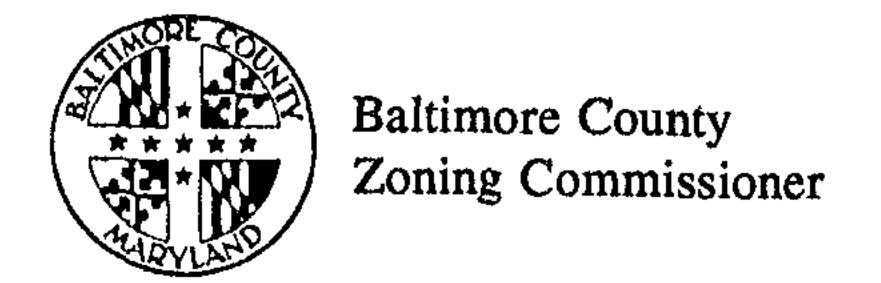
TIMOTHY M. KOTROCO

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

November 6, 2002

Mr. John Dukes, Jr. Ms. Erin Naylor 1015 Saxonhill Drive Cockeysville, Maryland 21030

Re: Petition for Administrative Variance

Case No. 03-182-A

Property: 1015 Saxonhill Drive

Dear Mr. Dukes & Ms. Naylor:

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,

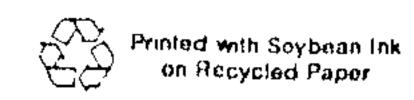
Timothy M. Kotroco

Deputy Zoning Commissioner

luthy lotroco

TMK:raj Enclosure

c: Stanley Sirody All American Windows & Siding, Inc. 1100 Reisterstown Road Owings Mills, MD 21117





REV 10/25/01

Petition for Administrative Variance

to the Zoning Commissioner of Baltimore County

for the property located at <u>1015 SAKONHIUDR</u>, 21030 which is presently zoned <u>DR. 3.5</u>

I/We do solemnly declare and affirm, under the penalties of

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 attached hereto and made a part hereof, hereby petition for a Variance from Section(s) 17507.501 (CONTROL) TO RESUME A SITE YARD SCIBACK OF 8775 Sum OF 2277. Lo (Lou of 1077)

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.

2. 410 683-2447
*
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12 410 683-2447
12 410 683-2447
Telephone No ZAOSO State Zip Code
acted:
NRO 410 654-650
Telephone No. フリバフ
State Zip Code
1

Reviewed By

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.

Zip Code

Address

That the Affiant(s) does/do presently reside at

REV 10/25/01

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):
DUE TO FAMILY EXPANSION, CUSTOMER REQUIRES ENLARGED KITCHEN.
CANNOT EXPAND TOWARDS REAR DUE TO EXISTING BASEMENT STAIRWELL
MUST BE EXPANDED 6 FT BN SIDE TO WORK, WHICH WILL CARISE
A 2 PP FINANCIALISM THE COMPANION I AM AND COMMAND
REQUIREMENT OF 25 PT. (NEW SIDE SETBACK WILL BE & FT.),
CUSTOMER'S HOWEOWNER'S ASSOCIATION HAS APPRONED PLAN.
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.
Man Sur Aux Aux
Signature
Name - Type or Print Name - Type or Print Name - Type or Print
STATE OF MARYLAND, COUNTY OF BALTIMORE, to wit:
I HEREBY CERTIFY, this 28 th day of <u>September</u> , <u>2002</u> , before me, a Notary Public of the State of Maryland, in and for the County aforesaid, personally appeared
the Affiant(s) herein, personally known or satisfactorily identified to me as such Affiant(s).
the Affiant(s) herein, personally known or satisfactorily identified to me as such Affiant(s).
AS WITNESS my hand and Notarial Seal
9lh M Rem 9/28/02
ELLA M. REAVES Notary Public
Notary Public Baltimore Co., MD My Comm Eyes (total) Notary Public My Comm Eyes (total) Notary Public My Comm Eyes (total)

ZONING DESCRIPTION FOR 1015 SAXONHILL DRIVE, COCKEYSVILLE, MD 21030

Beginning at a point on the south side of Saxonhill Drive, which is 50 feet wide at the distance of 75 feet west of the centerline of the nearest improved intersecting street, Anglohill Road, which is 50 feet wide.

Being Lot #8, Block H Section III in the subdivision of Springdale, as recorded in Balto. Co. Plat Book #OTG 33, Folio #8, containing approx. .20 acres.

Also known as 1015 Saxonhill Drive and located in the 8th Election District, A^{TW} Councilmanic District.

FROM: WHITE -FOR: DISTRIBUTION RECEIVED MISCELL CASHIER PINK -RECEIPT AGENCY ACCOUNT AMOUNT YELLOW - CUSTOMER 43

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No. 17008

OFFICE OF BUDGET & FINANCE

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BALTIMORE

COUNTY,

MARYL

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CASHIER'S VALIDATION

CERTIFICATE OF POSTING

RE: Case No. 03-182-A
Petitioner/Developer:

Erin Naylor & John Dukes,

Jr.

Closing Date: 11/05/02

Baltimore County Department of Permits and Development Management County Office Building, Room 111 111 West Chesapeake Avenue Towson, MD 21204

Attention: Mr. George Zahner

Ladies and Gentlemen:

This letter is to certify under the penalties of perjury that the necessary sign(s) required by law were posted conspicuously on the property located at 1015 Saxon Hill Dr.

The sign(s) were posted on 10/21/02.

MANN AND

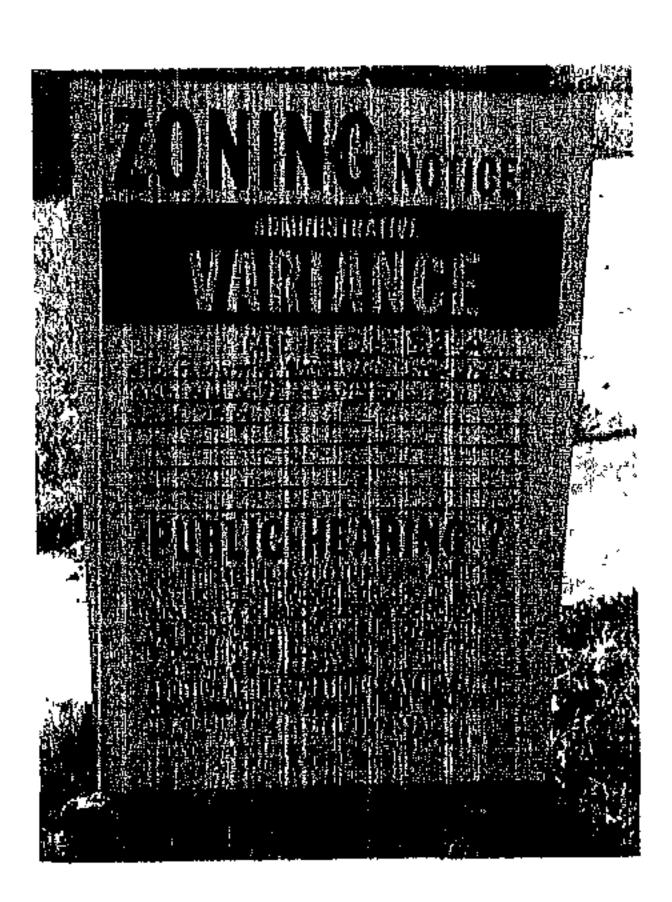
Sincerely,

Diana Sugitichi
Thomas J. Hoff, Inc.

406 West Pennsylvania Avenue

Towson, MD. 21204

410-296-3668



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: <u>03-18スーク</u>
Petitioner: JOHN DUKES JR + ERIN NAYLOR
Address or Location: 1015 SAYONHILL DRIVE COCKEYSUIVE, MD 2030
PLEASE FORWARD ADVERTISING BILL TO:
Name: ALL AMERICAN WINDOWS + Siding Inc.
Address: 11100 RESTERSTOWN RD.
Owings Mius, MD 21117
Telephone Number: 410 654-6500

Revised 2/20/98 - SCJ

ADMINISTRATIVE VARIANCE INFORMATION SHEET AND DATES

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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	1015 SAXONHILL DRIVE
	Address COVEYSVILE MD ZIOSO Zip Code
DUE TO FAMILY EXPANSION, CANNOT EXPAND TOWARDS R MUST BE EXPANDED 6 FT. A 3 FT. ENCHORCHMENT O REQUIREMENT OF 25 FT.	wing are the facts upon which I/we base the request for an Administrative p or practical difficulty): CUSTOMBR REQUIRES ENLARGED KITCHEN. EAR DUE TO EXISTING BASEMENT STAIRMEN, ON SIDE TO WORK, WHICH WILL CAUSE IN THE COMBINED LOT SIDE SETBACK. (NEW SIDE SETBACK WILL BE 8 FT.). ASSOCIATION HAS APPROVED THE PLAN.
That the Affiant(s) acknowledge(s) that if a for advertising fee and may be required to provide a signature	ormal demand is filed, Affiant(s) will be required to pay a reposting and additional information. Signature ELIN NAYLOR
Name - Type or Print	Name - Type or Print
STATE OF MARYLAND, COUNTY OF BALTING I HEREBY CERTIFY, this 28 day of 50 day	sonally appeared The Maylor actorily identified to me as such Affiant(s).
AS WITNESS my hand and Notarial Seal	CAL MAD
ELLA M. REA	1 140taly 1 upile
Baltimore Co., My Comm. Exps. July	MD My Commission Expires $\frac{July 1,2005}{2005}$



CASE NO. 03-182

REV 10/25/01

Petition for Administrative Variance

to the Zoning Commissioner of Baltimore County

for the property located at 1015 SAXONHILL DR. 73030 which is presently zoned 1072.3.5.

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.

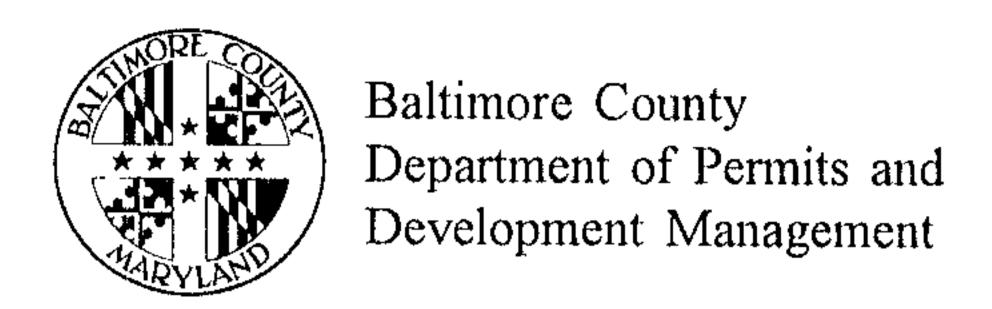
I/We do solemnly declare and affirm, under the penalties of perjury, that I/we are the legal owner(s) of the property which is the subject of this Petition. Contract Purchaser/Lessee: Legal Owner(s): Name - Type or Print Name - Type or Print Signature Signature MAYLOR Address Telephone No Name - Type or Print City Zip Code State Signature Attorney For Petitioner: Address Telephone No. CKEYSYILLE M0Name - Type or Print City Zip Code State Representative to be Contacted: Signature SIRODY Company Name Address Telephone No Address Telephone No. **QM** RUM RIGHWA City State City Zip Code 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, that the subject matter of this petition be set for a public hearing, advertised, as required by the zoning day of regulations of Baltimore County and that the property be reposted

Reviewed By

Estimated Posting Date

Zoning Commissioner of Baltimore County

Date _



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

November 4, 2002

John Dukes, Jr. Erin Naylor 1015 Saxonhill drive Cockeysville, MD 21030

Dear Mr. Dukes and Ms. Naylor:

RE: Case Number: 03-182-A, 1015 Saxonhill Drive

The above referenced petition was accepted for processing by the Bureau of Zoning Review, Department of Permits and Development Management (PDM) on October 11, 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,

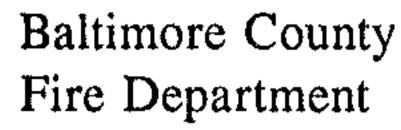
W. Carl Richards, Jr.
Supervisor, Zoning Review

u. Callibal)

WCR:rlh

Enclosures

c: People's Counsel Stanley Sirody, 11100 Reisterstown Road, Owings Mills, 21117



Dependent of Permits and Development Management (PDM) County Office Building, Room 111

Mail Stop #1105 111 West Chesapeake Avenue Towson, Maryland 21204

ATTENTION: George Zahner

Property Owner:

Location:

Item No.:

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.

Office of the Fire Marshal

Towson, Maryland 21286-5500

700 East Joppa Road

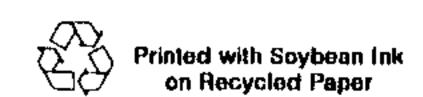
Octobel 9-883-488002

7. The Fire Marshal's Office has no comments at this time, in reference to the following items: (182-187, 190, 192

REVIEWER: LIEUTENANT JIM MEZICK, Fire Marshal's Office

PHONE 887-4881, MS-1102F

cc: File



BALTIMORE COUNTY, MARYLAND

INTEROFFICE CORRESPONDENCE

DATE: November 21, 2002

TO: Arnold Jablon, Director

Department of Permits & Development Management

Robert W. Bowling, Supervisor Bureau of Development Plans

Review

SUBJECT: Zoning Advisory Committee Meeting

For November 4, 2002

Item Nos. (82, 183, 184, 187, 188,

190, 191, and 192

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 RES / TUT

DATE:

November 15, 2002

Zoning Petitions

Zoning Advisory Committee Meeting of October 28, 2002

SUBJECT: NO COMMENTS FOR THE FOLLOWING ZONING ITEMS:

(182,)183, 184, 191

BALTIMORE COUNTY, MARYLAND

INTER-OFFICE CORRESPONDENCE

TO:

Arnold Jablon, Director

DATE: October 29, 2002

Department of Permits and Development Management

FROM:

Arnold F. 'Pat' Keller, III

Director, Office of Planning

SUBJECT:

Zoning Advisory Petition(s): Case(s) 03-160, 03-162, 03-182, & 03-184

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.

AFK/LL:MAC

BALTIMORE COUNTY, MARYLAND

INTER-OFFICE CORRESPONDENCE

TO:

Arnold Jablon, Director

DATE: October 30, 2002

Department of Permits and Development Management

FROM:

Arnold F. 'Pat' Keller, III

Director, Office of Planning

SUBJECT:

Zoning Advisory Petition(s): Case(s) 03-161, & 03-182

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.

AFK/LL:MAC



Maryland Department of Transportation State Highway Administration

Parris N. Glendening Governor

John D. Porcari Secretary

Parker F. Williams

Administrator

Date: 107.28.02

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

RE: Baltimore County

Item No. 182 JRA

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. Dredle

1-

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



Parris N. Glendening
Governor

Kathleen Kennedy Townsend

L.I. Governor

Roy W. Kienitz Secretary Mary Abrams Deputy Secretary

October 29, 2002

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

Re: Zoning Advisory Committee Agenda, November 4, 2002

Re: case numbers 08/182/A, 03-183-A, 03-184-A, 03-185-SPH, 03-186-A, 03-187-SPHA, 03-188-SPHXA, 03-190-A, 03-191-XA, 03-192-SPH

Dear Mr. Zahner:

The Maryland Department of Planning has received the above-referenced information on 10/29/02. The information has been submitted to Mr, Mike Nortrup.

Thank you for your cooperation in this 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







Springdale Community Association P.O. Box 194 Cockeysville, MD 21030

September 12, 2002

Ms. Erin Taylor Mr. John Dukes 1015 Saxonhill Drive Cockeysville, MD 21030

Dear Ms. Taylor and Mr. Dukes:

At our monthly meeting on September 9, 2002 the Community Association board again discussed your request for the addition and building of a master bedroom and deck on your home. We understand a variance has been applied for the kitchen addition.

As indicated during our telephone conversation on September 10, as long as all Baltimore County permits have been pulled and any other necessary permits obtained and the variance accepted the board has approved the additions to your home.

Thank you for cooperating with the Community Association.

For the Community Association

Joyce Groben

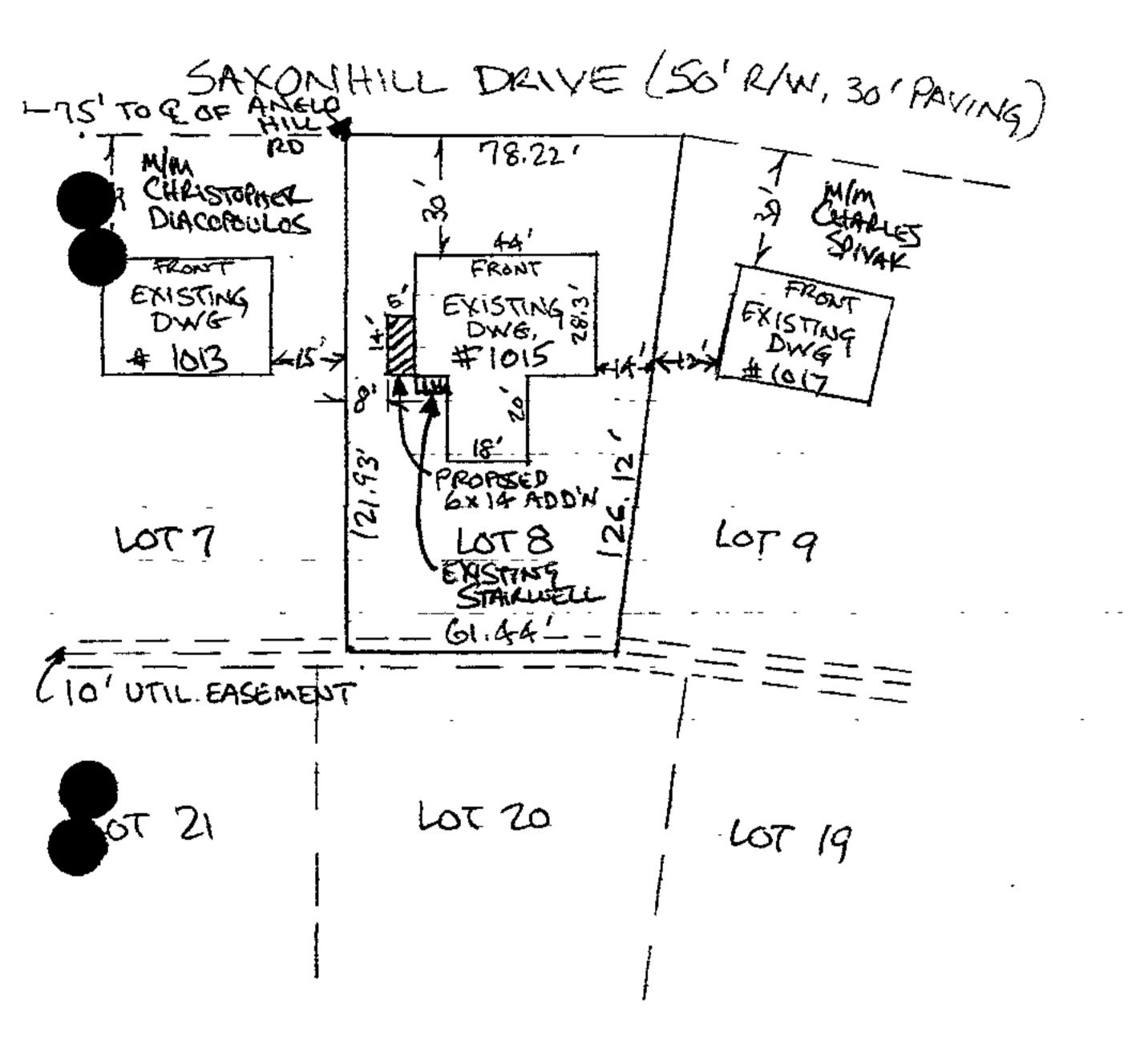
Covenants and Restrictions

PLAT TO ACCOMPANY PETITION FOR ZONING VARIANCE

PROPERTY ADDRESS: 1015 SAXONHILL DRIVE SUBDIVISION NAME: SPRINGDALE

PLAT BOOK: OTG 33, FOLIO: 8, LOT #8, SECTION III

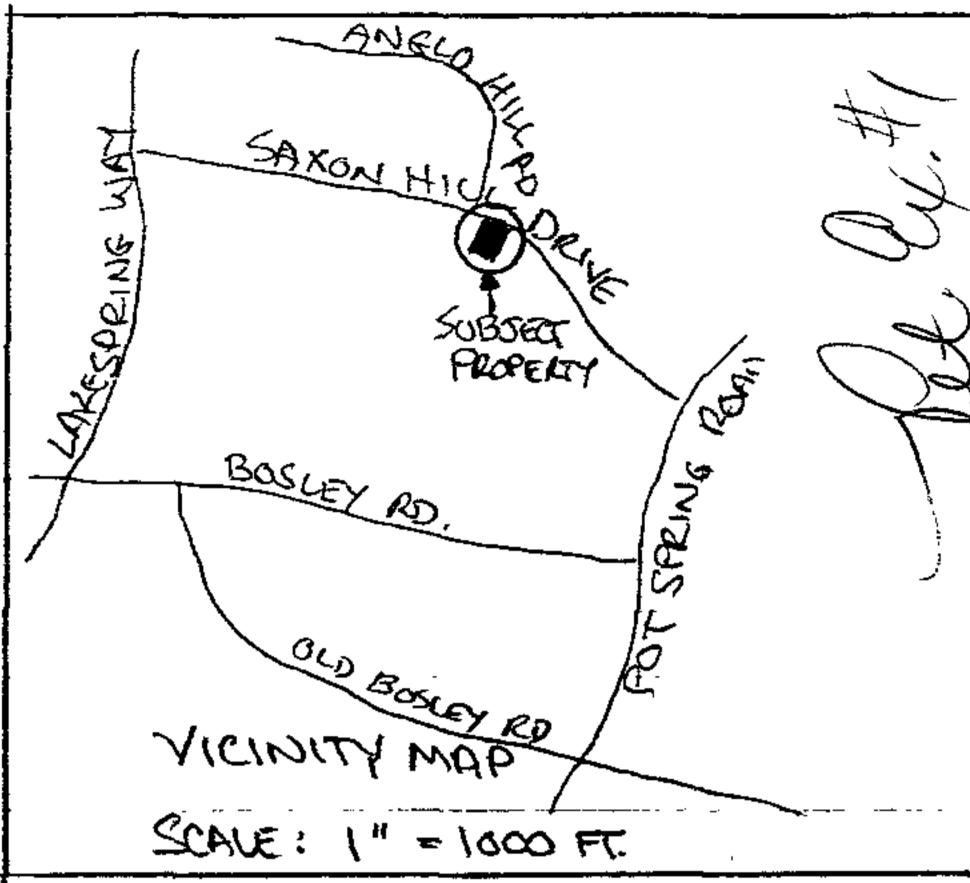
OWNERS: ERIN NAYLOR AND JOHN DUKES, JR.





PREPARED BY SHS

SCALE OF DRAWING: 1" = 50'



LOCATION INFORMATION

ELECTION DISTRICT: 8

COUNCILMANIC DIST : 4

1" TO 200' SCALE MAR: NE 17 A

ZONING: DR 3.5

LOTSIZE: 2 ACRE, 8,487 S.F.

SEWER: PUBLIC

WATER: PUBLIC

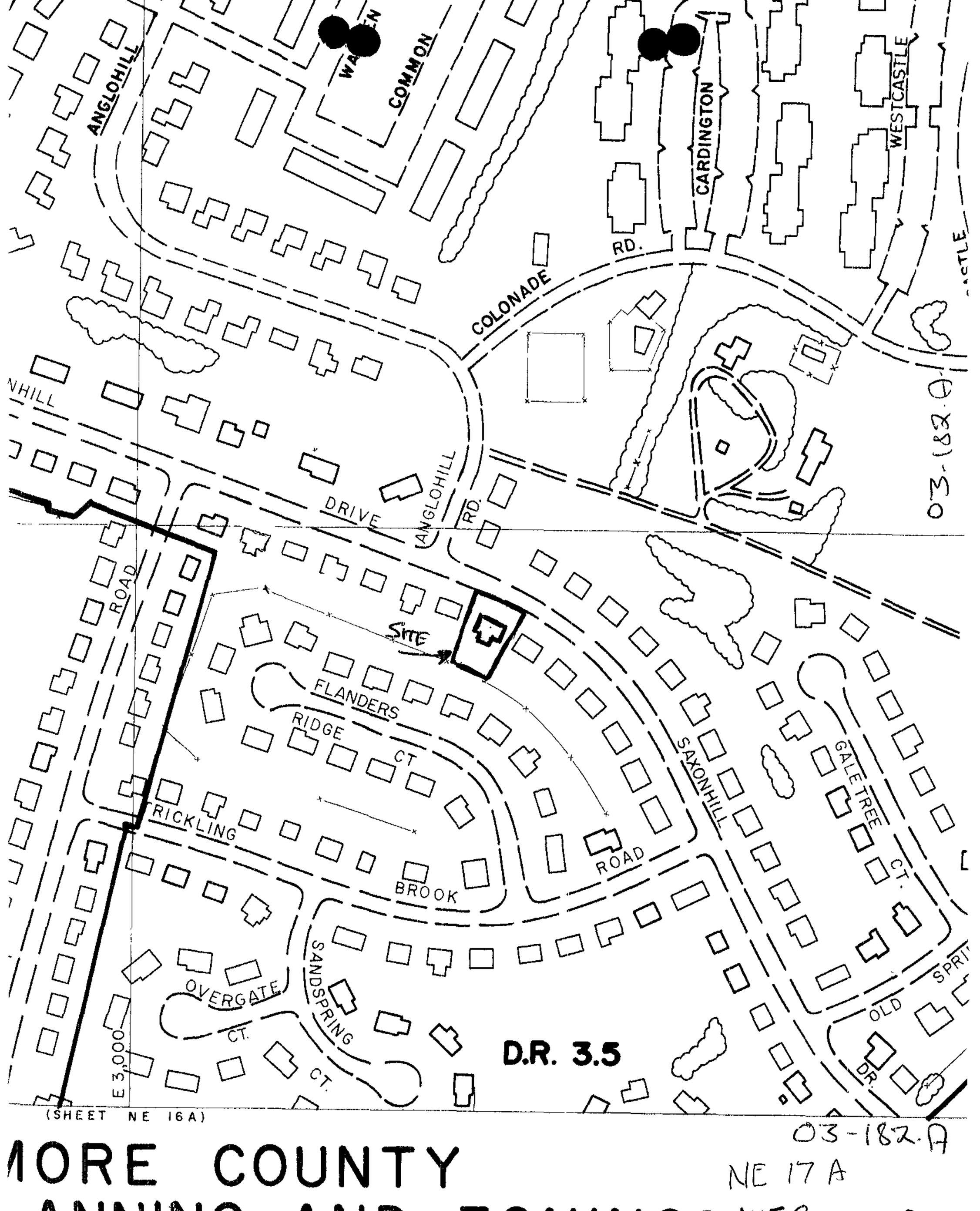
CHES, BAY CRITICAL AREA! NO

100 YR. FLOOD FLAID: NO

HISTOLIC BUDG/PROP: NO

PRIOR ZONE HEARING: NONE

ZONING OFFICE USE ONLY PEYIEWED BY ITEM # CASE # SOA 03-157-1)



ANNING AND ZONING FOR 1015 SAXONHILL DR









