IN RE: PETITION FOR ADMIN. VARIANCE

N/S Timonium Road, 250' NE centerline of Edgemoor Road

8th Election District

4th Councilmanic District

(52 E. Timonium Road)

BEFORE THE

* DEPUTY ZONING COMMISSIONER

* OF BALTIMORE COUNTY

* CASE NO. 03-184-A

RoxAnna Anthony & Joanne C. Black Petitioners

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

FINDINGS OF FACT AND CONCLUSIONS OF LAW

This matter comes before this Deputy Zoning Commissioner as a Petition for Administrative Variance filed by RoxAnna Anthony and Joanne C. Black, the legal owners of the subject property. The variance request is for property located at 52 E. Timonium Road in the Timonium area of Baltimore County. The Petitioners herein seek a variance from Section III (A & B Residential, 1953 to 1955 B.C.Z.R.), to permit a side yard setback of 2 ft. and a sum of yards of 12 ft. in lieu of the 7 ft. and 17 ft. respectively for a carport. The subject property and requested relief are more particularly described on Petitioners' Exhibit No. 1, the plat to accompany the Petition for Administrative 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

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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 Aday of November, 2002, that a variance from Section III (A & B Residential, 1953 to 1955 B.C.Z.R.), to permit a side yard setback of 2 ft. and a sum of yards of 12 ft. in lieu of the 7 ft. and 17 ft. respectively for a carport, be and is hereby GRANTED, subject, however, to the following restrictions which are conditions precedent to the relief granted herein:

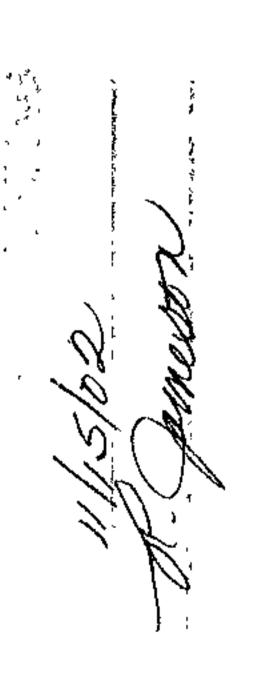
1. The Petitioners may apply for their building permit and be granted same upon receipt of this Order; however, Petitioners are hereby made aware that proceeding at this time is at their own risk until such time as the 30 day appellate process from this Order has expired. If, for whatever reason, this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

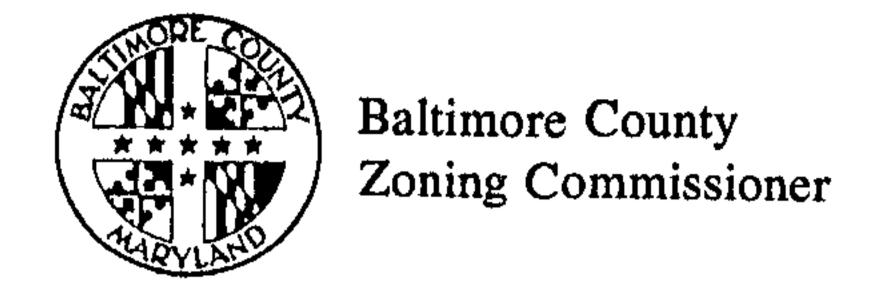
TIMOTHY M. KOTROCO

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 15, 2002

Ms. RoxAnna Anthony Ms. Joanne C. Black 52 E. Timonium Road Timonium, Maryland 21093

Re: Petition for Administrative Variance

Case No. 03-184-A

Property: 52 E. Timonium Road

Dear Ms. Anthony & Ms. Black:

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 lotroco

TMK:raj Enclosure



Petition for Administrative Variance

to the Zoning Commissioner of Baltimore County

for the property located at	52 Tanoniua	1 Road
Q .	resently zoned	

	which is presently zoned <u>DR 5.5</u>
This Petition shall be filed with the Department of Permowner(s) of the property situate in Baltimore County and whi made a part hereof, hereby petition for a Variance from Sect	its and Development Management. The undersigned, legal ich is described in the description and plat attached hereto and tion(s) THE A+B Resident A 1953 to 1955.
of 12 Ft. IN LIEN of 7 Ft	of 2 ft, AND A SUM of YARDS AND 17 ft, respectively.
of the zoning regulations of Baltimore County, to the zoning l of this petition form.	law of Baltimore County, for the reasons indicated on the back
Property is to be posted and advertised as prescribed by the I, or we, agree to pay expenses of above Variance, advertising, poregulations and restrictions of Baltimore County adopted pursuant	osting, etc. and further agree to and are to be bounded by the zoning.
	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): (NATHUNIA ANTHONY
Name - Type or Print Signature	Name Type or Print Onthon
Address Telephone No.	Name - Type of Print Name - Type of Print
City State Zip Code Attorney For Petitioner:	Signature Signature Address Telephone No.
Name - Type or Print	City Md. 21093 State Zip Code
Signature	Representative to be Contacted:
Company Address Telephone No.	Name Address 'Telephone No
State Zip Code	City State Zip Code
Public Hearing having been formally demanded and/or found to be that the subject matter of the day of that the subject matter of the day of Baltimore County and that the property be reposted.	required, it is ordered by the Zoning Commissioner of Baltimore County, this petition be set for a public hearing, advertised, as required by the zoning
CASIL NO. 03-184-A Rev	Zoning Commissioner of Baltimore County riewed By Date Date

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.

That the Affiant(s) does/do presently reside at	52 Tinonium	Rel.	
That the thinaint of a country is control at	Address	Md.	21093 Zip Code
That based upon personal knowledge, the followariance at the above address (indicate hardship	p or practical difficulty):		•
The reasons I need 1. Due to my dis to atilize A who have A wider	AVARIANCE Ability ANI celchairt, it	o occasions is imperior orget in An	o out of the
2. Also related to to protect my when using the car when it	My disability CAT Soit is wheelchair TSTAINING,	ty, Treed s SNOW-Free sucrius in snovins, etc	A CHE port A etc. Also AND out of K
That the Affiant(s) acknowledge(s) that if a for advertising fee and may be required to provide a	rmal demand is filed, A		
Signature On March 2000	Signatur	' .A	Enthany 1
Name - Type or Print	Name -	Type of Print	Huthary
STATE OF MARYLAND, COUNTY OF BALTIN	j i	_ ~	
of Maryland, in and for the County aforesaid, per	al. I		a Notary Public of the State
the Affiant(s) herein, personally known or satisfa	ictorily identified to me a	s such Affiant(s).	
AS WITNESS my hand and bottom Seal NOTARY PUBLIC	Notary Public	Loll of	1
REV 10/25/01	My Commissio	n Expires	

MY COMM. EXPS.

AUGUST 16, 2006

13A

ZONING DESCRIPTION:

Zoning Description for 52 E. Timonium Rd. also known as 52 Timonium Rd.

Beginning at a point on the North side of Timinium Rd. which is 80ft. wide at a distance of 250 ft. East of the centerline of the nearest improved intersecting street,

North, at Edgemoor Road, which is 50ft. wide. Being Lot# 12, Block E, Section# 3 in the Subdivision of Haverford as recorded in Baltimore County Plat Book # 21,

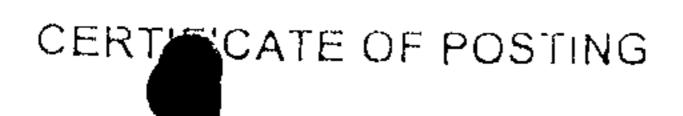
Folio# 23, containing 10710 sq. ft. or 0.246 acres. Also known as 52 Timonium Road

And located in the 8th Election District, 4th Councilmanic District.

BALTIMORE COUNTY, MARYLAND OFFICE OF BUDGET & FINANCE MISCELLANEOUS RECEIPT No. 17870	CATE OFFICE THE BUSINESS ACTUAL TIME
DATE 10/15/02 ACCOUNT 00/0066150 AMOUNT \$ 50,00	1716/2002 10/15/2002 15:01:35 RE5
RECEIVED FROM:	Recel Tot \$50.00 50.00 CK .00 CA Baltimore County, Maryland
52 ETMORIUM Rel.	
DISTRIBUTION WHITE - CASHIER PINK - AGENCY YELLOW - CUSTOMER	CASHIER'S VALIDATION

*

4



ADMIN
03-184-A
Case No
Pennonen Developer ELACK, ETAL RE Case No

Date of Hearing/Closing 11/12/02

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

Ladies and Gentlemen

" brand fax transmittal memo 7671

SO SO

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 #52 - E.TIMONIUM RD.

The sign(s) were posted on

(Month, Day, Year)

(Signature of Sign Poster and Date)

PATRICK M. O'KEEFE

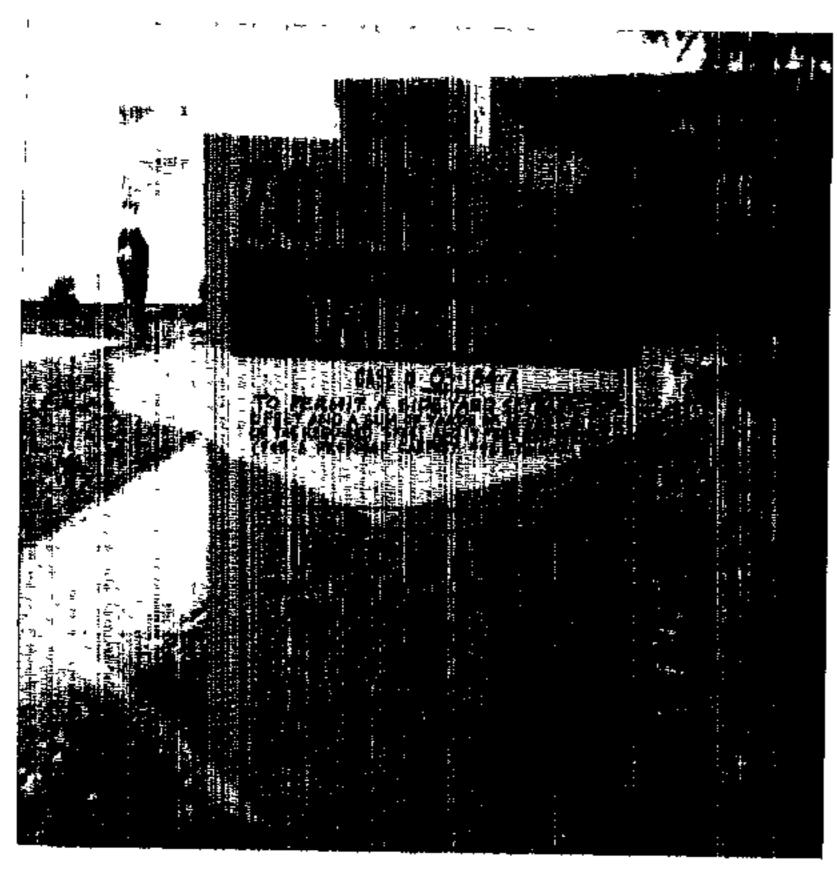
(Printed Name)

523 PENNY LANE

(Address)

HUNT VALLEY, MD. 21030 (City, State, Zip Code)

410-666-5366; CELL-410-905-8571 (Telephone Number)



#52-E, TIMONIOM RD 11/12/02



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: 03-184-A. Petitioner: ROXANNA- ANTHONY JOANNE Black
Address or Location: 52 Timowium Rd.
PLEASE FORWARD ADVERTISING BILL TO:
Name: KexAnna Anthony
Address: 52-Timonium Rd.
Tinonium, Md. 21093
Telephone Number: 410-252-5229 After 10/18/02

Revised 2/20/98 - SCJ

Organ Posters Breek ZONING REVIEW ADMINISTRATIVE VARIANCE INFORMATION SHEET AND DATES -A Address 52 EAST TIMONIUM RD Case Number 03-Contact Person: JOHN LEWIS Phone Number, 410-887-3391 Planner Please Print Your Name Filing Date: 10 15 02 Posting Date: 10 28 02 Closing Date: 11 12 02 Any contact made with this office regarding the status of the administrative variance should be through the contact person (planner) using the case number 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 DEADLINE: 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 POSSIBLE PUBLIC HEARING AND REPOSTING: In cases that must go to a public hearing 4. (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 03- 84 -A Address 52 EAST TIMOVIUM RD. Petitioner's Name RoxAWWA ANTHOW AND JUANNE BLACK Telephone _______

Posting Date: 1028 02 Closing Date: 11 12 02 Wording for Sign. To Permit A SIDE YARD SETBACK OF 2 FT AND A SIM OF YARDS OF 12 FT, IN LIEU OF THE REQUIRED TELAND 17 FER A PROPUSED CARFORT,

BALTIMORE COUNTY DEPARTMENT OF PERMITS AND DEVELOPMENT MANAGEMENT

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

MY COMM. EXPS.

AUGUST 16, 2006

	TIMONIUM	Md.	21093
That based upon personal knowledge, the follo	City wing are the facts upon wh	State ich I/we base the rec	Zip Code uest for an Administrative
Variance at the above address (indicate hardshi	ip or practical difficulty):		
The reasons I nee	d a variance	e Are;	4
1. Due to My dis	Ability AND O	ccasious u	shew I need
1 1 1 m m m	the sal other in	i< IMMORN	SLIVE THATT
have a wider o	triveway to	get IN A	ND out of
2. Also related to to protect my (when using th	o my disabil	lity, I	need A CATPO
to protect my	JAR-Soit is	3NOW Free	-, etc. HISO
When using th	e wheelchair	getting i	N AND OUT OF
the CAT IN the	rain, Sleet,	SNOW, ETC.	
That the Affiant(s) acknowledge(s) that if a for advertising fee and may be required to provide a	ormal demand is filed, Affia	ant(s) will be require	d to pay a reposting and
In and Black	Royce	anna W. C	Inthoney
Signature JOANNE C. BLACK	Signature	TUA W. F	In thomy
Name - Type or Print	Name - Type	e or Print	
STATE OF MARYLAND, COUNTY OF BALTIN	•		
I HEREBY CERTIFY, this 27/1/2 day of sof of Maryland, in and for the County aforesaid, pe	rsonally appeared	before me, a	Notary Public of the State
the Affiant(s) herein, personally known or satisfa	<i>,</i>	uch Affiant(s).	·
AS WITNESS my hand and Notarial Seal			
J. DAIVO			/ee//
NOTARY	Notary Public		
REV 10/25/01	My Commission E	xpires	
A PARTICION OF THE PART			



Petition for Administrative Variance

to the Zoning Commissioner of Baltimore County

for the property located at 52 Timonium Road which is presently zoned DR5.5

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

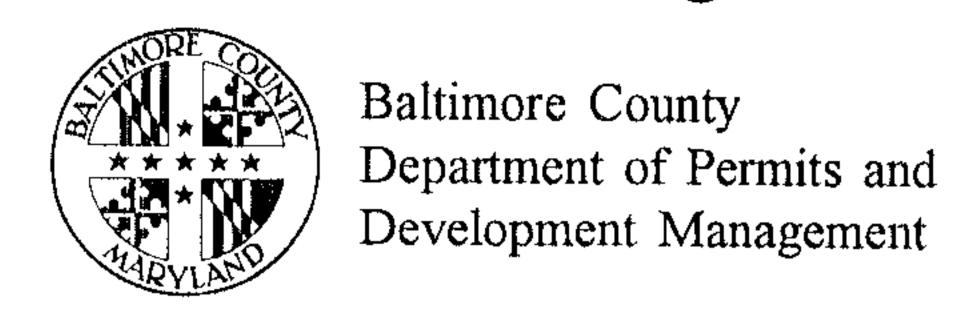
This Petition shall be filed with the Department of Permits and Development Management. The undersigned, legal owner(s) of the property situate in Baltimore County and which is described in the description and plat attached hereto and made a part hereof, hereby petition for a Variance from Section(s) III (A +B RESIDENTINL 1953 TO 1955 BCZR) TO PERMIT A SIDE YARD SETBACK OF 2FT. AND A SUM OF YARDS OF 12FT. IN LIEU OF 7FT. AND 17FT. RESPERTIVIELY

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.

			perjury, that I/we a is the subject of th		of the property which
Contract Purchaser/	Lessee:		Legal Owner(s	11 1/	.
Name - Type or Print		<u></u>	Name - Type or Prin	US HUTHOW	Bron
Signature	+ ·		Signature	IN IEC 1021	
Address	· 	Telephone No	Name - Type of Prin	MAR (1-10)	1/10/2
City	State	, Zip Code	Signature	VIVIO	. I
Attorney For Petition	er:		Address.	100 ium Ko	Telephone No
	•		Town di	novinum M	d. 21097
Name - Type or Print		· · · · · · · · · · · · · · · · · · ·	City	State	e Zip Code
Signature	······································		Representativ	<u>e to be Contacte</u>	<u>d:</u>
Company	-\ -·· - ₋ ,		Name		
Address		Telephone No	Address		Telephone No
City	State	Zip Code	City	State	e Zip Code
A Public Hearing having bee	n formally demande	ed and/or found to be	required, it is ordered by this petition be set for a pu	ov the Zoning Commission	oner of Baltimore County
this day of regulations of Baltimore County	and that the propert	y be reposted	tillo betition pe set lot a ba	ionic nearing, advertised,	as required by the zoming
A	•	Λ	Zoning Cor	mmissioner of Baltimore	County
CASE NO. 03	184	/ Re	viewed By JL_	Date	10/15/02
REV 10/25/01		Est	imated Posting Date	10/28	3/02



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

November 12, 2002

Roxanna Anthony Joanne Black 52 Timonium Road Timonium, MD 21093

Dear Ms. Anthony and Ms. Black:

RE: Case Number: 03-184-A, 52 Timonium Road

The above referenced petition was accepted for processing by the Bureau of Zoning Review, Department of Permits and Development Management (PDM) on October 15, 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,

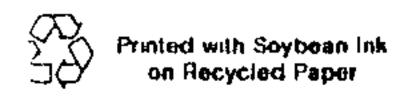
W. Carl Richards. Ir

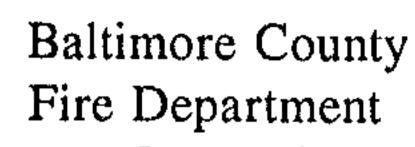
W. Carl Richards, Jr. Supervisor, Zoning Review

WCR:rlh

Enclosures

c: People's Counsel





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

Mail Stop #1105
111 West Chesapeake Avenue

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

Octobe 10-883-488002

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

184

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

cc: File

Printed with Soybean Ink

BALTIMORE COUNTY, MARYLAND

INTEROFFICE CORRESPONDENCE

DATE: November 21, 2002

TO:

Arnold Jablon, Director

Department of Permits & Development Management

FROM:

Robert W. Bowling, Supervisor Bureau of Development Plans

Review

SUBJECT:

Zoning Advisory Committee Meeting

For November 4, 2002. Item Nos. 182, 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 RBS / TGT

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

AN/2-

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) 03-160, 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.

Prepared by:

29

DATE: October 29, 2002

Section Chief:

AFK/LL:MAC

Margar 1/18/02



Maryland Department of Transportation State Highway Administration

Parris N. Glendening Governor John D. Porcari Secretary

Parker F. Williams
Administrator

Date: 177. 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. 184 JL

Dear. Mr. Zahner:

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

Should you have any questions regarding this matter, please contact Larry Gredlein at 410-545-5606 or by E-mail at (lgredlein@sha.state.md.us).

Very truly yours,

1~

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



Parris N. Glendening
Governor

Kathleen Kennedy Townsend

Lt. 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 03-182-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

PROPERTY ADDRESS 52 2757	ITION FOR ZONING VARIANCE PAGES 5 & 6 OF THE CHECKLIST F	CE SPECIAL HEARING FOR ADDITIONAL REQUIRED INFORMATION
SUBDIVISION NAME HAILER FOR		
PLAT BOOK # <u>2</u> FOLIO # <u>23</u> LOT # <u>12</u> OWNER <u>ROXANA ANTA</u>	SECTION # 3 DAY + JOANNE C. BLACK	GREEN MEA
		VICINITY MAP SCALE: 1" = 1000'
		LOCATION INFORMATION
		ELECTION DISTRICT
		COUNCILMANIC DISTRICT A
		1"=200'-SCALE MAP # NW 14A
10'Ensement		ZONING 2, R. 5, 5
		LOT SIZE ALGE SQUARE FEET
		PUBLIC PRIVATE SEWER X
Note of the state		WATER \(\sqrt{\begin{array}{cccccccccccccccccccccccccccccccccccc
		CHESAPEAKE BAY CRITICAL AREA
		100 YEAR FLOOD PLAIN
		HISTORIC PROPERTY/ BUILDING
		PRIOR ZONING HEARING None
NORTH		ZONING OFFICE USE ONLY REVIEWED BY ITEM# CASE #
PREPARED BY J.L. SPIENCY	SCALE OF DRAWING: 1" = 50	JL 184

MATERIAL SEAR STORES

The Contract of the Contract o

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