IN RE: PETITION FOR ADMIN. VARIANCE
S/S of White Hall Road, 202.2' E
centerline of Kings Road
7th Election District
3rd Councilmanic District
(1701 White Hall Road)

BEFORE THE

DEPUTY ZONING COMMISSIONER

OF BALTIMORE COUNTY

CASE NO. 04-115-A

Laura K. & Christopher Crowhurst Petitioners

#### 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, Laura K. and Christopher Crowhurst. The variance request is for property located at 1701 White Hall Road in the White Hall area of Baltimore County. The variance request is from Section 1A01.3.B.3 of the Baltimore County Zoning Regulations (B.C.Z.R.), to permit an existing single-family dwelling with addition to have a setback from the centerline of a street of 65 ft. in lieu of the required 75 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

Mala Janeson.

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 2 day of October, 2003, that a variance from Section 1A01.3.B.3 of the B.C.Z.R., to permit an existing single-family dwelling with addition to have a setback from the centerline of a street of 65 ft. in lieu of the required 75 ft., be and is hereby GRANTED, subject, however, to the following restriction which is a condition precedent to the relief granted herein:

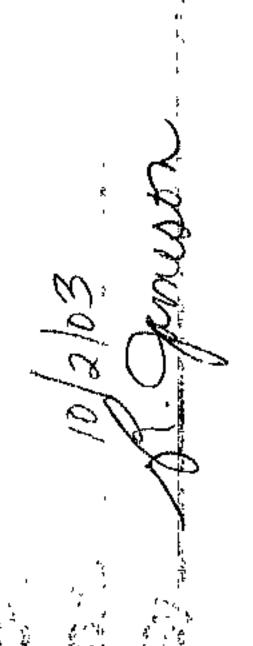
1. The Petitioners may apply for their building permit and be granted same upon receipt of this Order; however, Petitioners are hereby made aware that proceeding at this time is at their own risk until such time as the 30 day appellate process from this Order has expired. If, for whatever reason, this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

JOHNV. MURPHY

DEPUTY ZONING COMMISSIONER

FOR BALTIMORE COUNTY

JVM:raj



#### Zoning Commissioner

Suite 405, County Courts Building 401 Bosley Avenue Towson, Maryland 21204 Tel: 410-887-3868 • Fax: 410-887-3468



#### Baltimore County

James T. Smith, Jr., County Executive Lawrence E. Schmidt, Zoning Commissioner

October 2, 2003

Mr. & Mrs. Christopher Crowhurst 1701 White Hall Road White Hall, Maryland 21161

Re: Petition for Administrative Variance

Case No. 04-115-A

Property: 1701 White Hall Road

Dear Mr. & Mrs. Crowhurst:

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,

John V. Murphy

Deputy Zoning Commissioner

John murphy

JVM:raj Enclosure



Visit the County's Website at www.baltimorecountyonline.info



# Petition for Administrative Variance

### to the Zoning Commissioner of Baltimore County

for the property located at 1701 White Hall Rd, Whi

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

perjury, that I/we are the legal owner(s) of the property which

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.

		is the subject of this Petition.
Contract Purchaser/Lessee	<u>}:</u>	Legal Owner(s):
Name - Type or Print		Christopher Crowhurst Name Type or Print
Signature	·	Signature
Address	Telephone No.	Laura Kathryn Crowhurst Name-Type of Print
City	State Zp Code	Signature
Attorney For Petitioner:	•	1+01 White Hall Rd. 410.343-323
		Address Telephone No.
Name - Type or Print		White Hall MD 2116/ City State Zip Code
		2.0000
Signature	<del></del>	Representative to be Contacted:
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Company		Name
Address		AS
Addies -	Telephone No.	Address Telephone No
City 5	State Zip Code	City State Zip Code
2 C	·	
Tring 1 Cay Of	inal the subject matter	be required, it is ordered by the Zoning Commissioner of Baltimore County, of this petition be set for a public hearing, advertised, as required by the zoning
Centrations of Baltimore County and that	the property be reposted.	a parameter a parameter and the parameter and th
		_
) {		Zoning Commissioner of Baltimore County
CASE NO. 04-11	5-A	Reviewed By $4703$
REV 10/25/01		Estimated Posting Date

# Affidavit in Support of Administrative Variance

The undersigned hereby affirms under the penalties of perjury to the Zoning Commissioner of Baltimore County, as follows: That the information herein given is within the personal knowledge of the Affiant(s) and that Affiant(s) is/are competent to testify thereto in the event that a public hearing is scheduled in the future with regard thereto.

			•	•		•		
That the A	Affiant(s) does	s/do presently re	side at 17	Ol Whi	te Hall R	<u>d.</u>		<u> </u>
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4)	The exte	ension is parents	trom	the Ut	a ccomod	late r	egular	2/1210
That the	Affiant(s) acl	knowledge(s) the value of the contract of the	at if a formal	demand is fi	led, Affiant(s)			
					1/2			
Signature	12 stopler	a. C.			Ignature grant	16th	7/10/401	ar .
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			<u> </u>					
STATE O	F MARYLAN	D, COUNTY OF	BALTIMORE,	to wit:				
		this 5 <sup>th</sup> day	1		2003	_, before me, a	a Notary Public	of the State
the Afflant	(s) herein, pe	ersonally known	or satisfactorily	identified to	me as such Al	tiant(s).	syn Cu	wherst
AS WITNI	ESS my hand	l and Notarial Se	e'al					
-					Morah	Carris	<u>L</u>	<u> </u>
				Notary Pl	JUIC			

# 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.

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That the Affiant(s) does/do presently reside at	Address	hite Hall	Rd.	<del></del>	
	White	Hall,	MD	21161	
•	City		State		Zip Code
That based upon personal knowledge, the follovariance at the above address (indicate hardship)				-	
variance at the above address (indicate hardship) Corner lot, so King Room of setback.	ed atsi	de rest	ricts ext	ension beco	rese_
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Whitehall Road Pr	pertos	oppos	it have	smaller s	ie f be
A) The extension is re	grand	l 6 a	ccorroda	he reguler	ربا ا
by pavents grown;	the UK.				•
That the Affiant(s) acknowledge(s) that if a for advertising fee and may be required to provide a	rmal demand	is filed, Affiar	nt(s) will be requi	red to pay a repos	iting and
Signature Commander		Signature	ig KaAn	Le Ditty	
Christopher Crowhurst Name - Type or Print	<u>-</u>	Laur	a Kathry	N Crowhu	cst
Name - Type or Print		Name - Type	or Print		
STATE OF MARYLAND, COUNTY OF BALTIN	IORE, to wit:	*****			
I HEREBY CERTIFY, this 5 day of Que of Maryland, in and for the County aforesaid, per				a Notary Public of t	
the Affiant(s) herein, personally known or satisfa	ctorily identifie	d to me as suc	h Afflant(s).	in Crowho	irst
AS WITNESS my hand and Notarial Seal					
AS THE TENDE THE HAME AND MOUNTAIN OCAL	Notar	Moras	h C Farr	ise	
		-	pires <u>/ - / -</u>		
	-	•			

REV 10/25/01



# Petition for Administrative Variance

### to the Zoning Commissioner of Baltimore County

for the property located at 1701 White Hall Rd, White Hall, MD which is presently zoned RC-2

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) 1 AO1. 3. B. 3 (BCZR)

TO PERMIT AH EXISTING SINGLE FAMILY DWELLING WITH ADDITION TO HAVE A SETBACK FROM THE CENTER LINE OF A STREET OF 65' IN LIEU OF

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 solemni perjury, that I/we is the subject of	ly declare and affirm are the legal owne this Petition.	n, under the	e penaities of property which
Contract Purchaser/Less	<u>ee:</u>		<u>Legal Owner</u>	<u>r(s):</u>		
	! !		Christ	opher Ce	owhu	est
Name - Type or Print	 	····	Name - Type or Pi	rint		. <del></del>
Signature	<u> </u>		Signature	1/- 4		1
Address	Telepho	one No.	Name - Type or Pr	Kathryu Fint.	Crou	shurst
City	State Z	p Code	Signature	y xxx		
Attorney For Petitioner:	j !		J701W Address	hite Hall	Rd.	4 10 · 343 · 32 Telephone No
	 		White L	all , m	D	21/6/ Zip Code
Name - Type or Print	i	. —	City		State	Zip Code
Signature		<del></del>	<u>Representati</u>	ive to be Conta	<u>cted:</u>	
7	_			ME		7.7° <b>7.</b> 5. 11. 4. 4. 4. 4. 4. 4. 4. 4. 4. 4. 4. 4. 4.
Company	; 		Name	AS		
Address	Telepho	ne No.	Address		<del></del>	Telephone No.
City	State Zi	p Code	City		State	Zip Code
A Public Hearing having been form this day of regulations of Baltimore County and t	nally demanded and/or	found to be	regulred, it is ordered	I by the Zoning Comp	nissioner of	Baltimore County
	† ,			•		
41	! !		Zoning C	Commissioner of Baltin	nore County	7
CASE NO. Od-	15-A	Rev	lewed By	Date _	9/4	1/03
REV 10/25/01	 	Esti	mated Posting Da	te_0/15	10.3	

## Property Zoning Description

Zoning Description for 1701 White Hall Road, White Hall, MD 21161.

Beginning at a point on the South side of White Hall Road, which is 18 feet wide at a distance of 202 feet 2 inches east of the center line of the nearest improved intersecting street, Kings Road, which is 18 feet wide. As recorded in Deed Liber 13582, Folio 723, metes and bounds:-

S86°05' W 202ft 2",

S29°26' W 394 ft,

N71°E 538 ft,

N09°30'W 181 ft,

to beginning, and located in the number 7 Election District, number 3 Councilmanic District.

BALTIMORE COUNTY, MARYLAND
OFFICE OF BUDGET & FINANCE
MISCELLANEOUS RECEIPT

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AMOUNT 65 0C

RECEIVED COUNTY OF ACCOUNTS T

FOR: OS - IS - A

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PINK - AGENCY

WHITE - CASHIER

DATE RECEIPT

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9/05/2003 9/04/2003 10:38:04 4

REG MSOK WALKIN KMCM KXM

>> RECEIPT # 191040 9/04/2003 DFLM

DEPT 5 528 ZONING VERIFICATION

CR NO. 028128

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Baltimore County, Haryland

CASHIER'S VALIDATION

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CASHIER'S VALIDATION

### CERTIFICATE OF POSTING

	RE: Case No.: 04-115-A
	Petitioner/Developer:
	SHRISTOPHER E/LAURA CROWHURST
	Date of Hearing/Closing: 9/30/03
Baltimore County Department of	-
Permits and Development Management	ı
County Office Building, Room 111	•
111 West Chesapeake Avenue Towson, MD 21204	-
10 M 2011, 19117 21 204	
Attention: Ms. BECKY HART	
T 11 1 C	•
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 lo	
	MITE HALL RD.
- <del></del>	<del></del>
The sign(s) were posted on	9/15/03
	(Month, Day, Year)
ASE # 04-115-A	} · · · · · · · · · · · · · · · · · · ·
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	(Signature of Sign Poster and Date)
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IN LINE OF THE REGISTED >3".	KICHARD E. HOFFMAN
PUBLIC HEARING?	(Printed Name)
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THE PROPERTY CONTROL OF THE PROPERTY OF THE PR	(Address)
	FALLSTON, MO 21047
	(City, State, Zip Code)
	(410) 879-31ZZ
	(Telephone Number)
OIWHITE HALL RA	•
Tuchul 600 9/15/03	
Thekul 6011 4/15/03	

# 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.

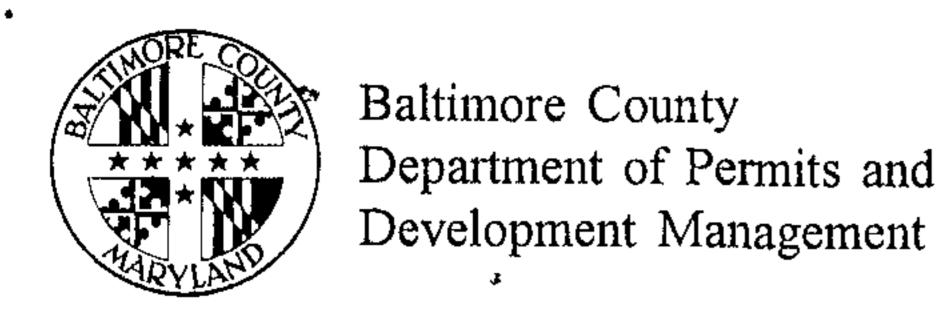
For Newspaper Advertising:
Item Number or Case Number:O4-115-A
Petitioner: Laura K. CROWHURST
Address or Location: 1701 White Hall Rd., White Hall, MD 2116
PLEASE FORWARD ADVERTISING BILL TO:  Name: Laura K. CROWHURST  Address: 1701 White Hall Rd
White Hall, MD 21161
Telephone Number: <u>4/0 · 343 · 3230</u>

Revised 2/20/98 - SCJ

## ADMINISTRATIVE VARIANCE INFORMATION SHEET AND DATES

Case Number 03- 115 -A Address 1701 WHITE HALLED
Contact Person: LIOYO T. MOXLEY Planner Please Print Your Name Phone Number: 410-887-3391
Filing Date: 9/4/0.3 Posting Date: 9/15/03 Closing Date: 9/30/03
Any contact made with this office regarding the status of the administrative variance should be hrough 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 (lýpically 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 (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.
Octavn Alon j Dertert Co.
etitioner: This Part of the Form is for the Sign Poster Only
USE THE ADMINISTRATIVE VARIANCE SIGN FORMAT
ase Number 03- 115 -A Address 1701 WUITE HALL 120
etitioner's Name CHRISTOPHER - LAURA CROWHURS Trelephone 410 343 3230
osting Date:
fording for Sign: To Permit An Existing Single FAMILY DUELLING
NITH ADDITION TO HAVE A SETBACK FROM THE CENTER-
-INF OF A STREET OF 65' IN LIEU OF THE
REQUIRED 75'.

MICH . DAVISAR SIZE ON



Development Processing County Office Building 111 West Chesapeake Avenue Towson, Maryland 21204

September 29, 2003

Christopher Crowhurst Laura Crowhurst 1701 White Hall Road White Hall, MD 21161

Dear Mr. and Mrs. Crowhurst:

RE: Case Number: 04-115-A, 1701 White Hall Road

The above referenced petition was accepted for processing by the Bureau of Zoning Review, Department of Permits and Development Management (PDM) on September 4, 2003.

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.

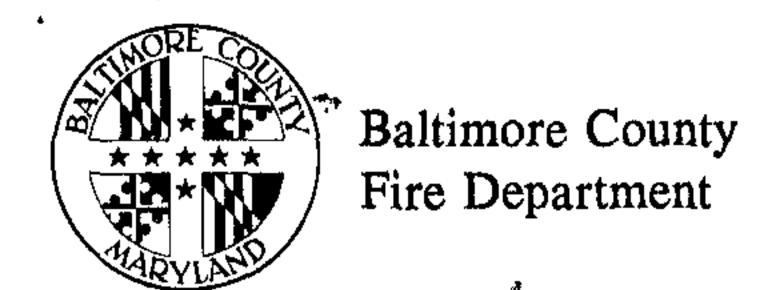
Very truly yours,

W. Carl Richards, Jr.
Supervisor, Zoning Review

WCR:klm

Enclosures

c: People's Counsel



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

County Office Building, Room 111

September 24, 2003

Mail Stop #1105

111 West Chesapeake Avenue Towson, Maryland 21204

ATTENTION: Rebecca Hart

Distribution Meeting of: September 22, 2003

Item No.: 112, 114-122, 124, 126, 128-130, 136

Dear Ms. Hart:

Pursuant to your request, the referenced property has been surveyed this Bureau and the comments below are applicable and required to be corrected or incorporated into the final plans for the property.

7. The Fire Marshal's Office has no comments at this time.

LIEUTENANT JIM MEZIĆK Fire Marshal's Office PHONE 887-4881 MS-1102F

cc: File



Robert L. Ehrlich, Jr., Governor Michael S. Steele, Lt. Governor .

Robert L. Flanagan, Secretary Neil J. Pedersen, Administrator

MARYLAND DEPARTMENT OF TRANSPORTATION

Date: 9.23.03

Ms. Rebecca Hart Baltimore County Office of Permits and Development Management County Office Building, Room 109 Towson, Maryland 21204

RE: Baltimore County

Item No. 1/5

LTM

Dear. Ms. Hart:

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,

p

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

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

TO:

Tim Kotroco

FROM:

R. Bruce Seeley RBS / TET

DATE:

October 24, 2003

SUBJECT:

Zoning Item 115

Address

1701 White Hall Road

Zoning Advisory Committee Meeting of September 22, 2003

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

There is a concern that the proposed use of this property may result in the creation of an apartment use. This is contrary to RC-2 purposes that are designed to reduce the potential for conflict between non agricultural uses or residential use and agricultural use

Reviewer: Wally Lippincott Date: October 24, 2003

### BALTIMORE COUNTY, MARYLAND

#### INTER-OFFICE CORRESPONDENCE

TO:

Timothy M. Kotroco, Director

Department of Permits and Development Management DATE: September 25, 2003

RECEIVED

FROM:

Arnold F. 'Pat' Keller, III

Director, Office of Planning

SEP 2 6 2003

ZONING COMMISSIONER

**SUBJECT:** 

Zoning Advisory Petition(s): Case 04-115 - Administrative Variance

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

#### BALTIMORE COUNTY, MARYLAND

#### INTEROFFICE CORRESPONDENCE

TO:

Timothy M. Kotroco, Director

Department of Permits & Development Management

FROM

Robert W. Bowling, Supervisor Bureau of Development Plans

Review

SUBJECT:

Zoning Advisory Committee Meeting

For September 29, 2003 Item Nos. 113, 114 (115, 116, 117, 118, 122, 125, 126, 128, 130, and

136

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

RWB:CEN:jrb

cc: File

RECEIVED

DATE: September 30, 2003

0CT - 3 2003

ZONING COMMISSIONER



**Towards #1700** 



**Towards #1708** 

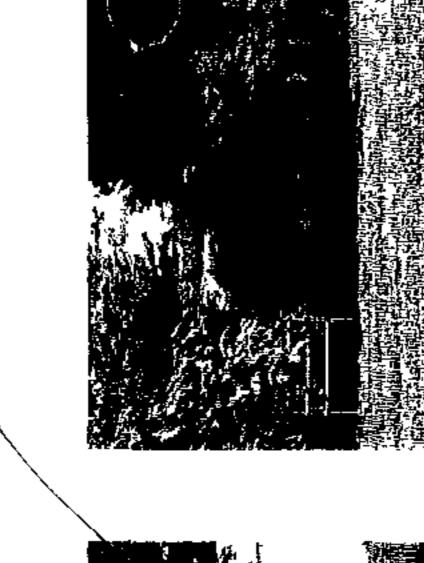


To #1700 Hunter Mill R...



**Towards #18315** 

Toward #1615 #1612



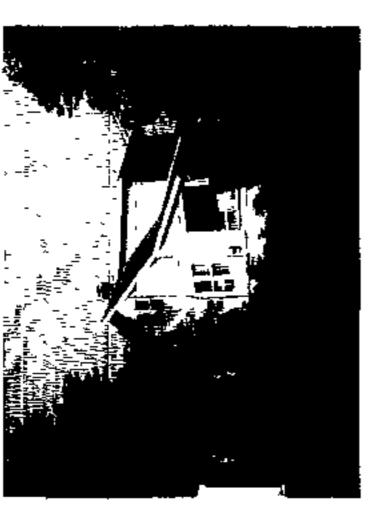


West View - Additio

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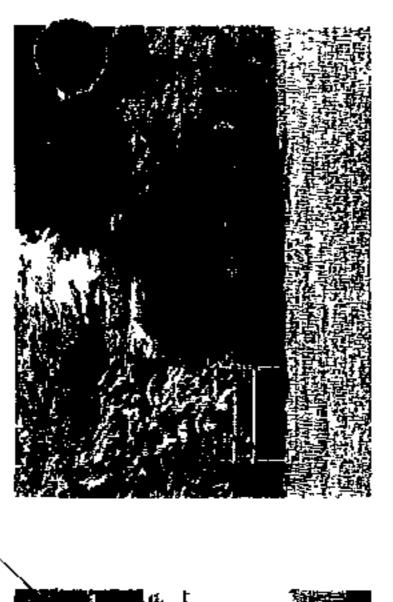
North View



East View



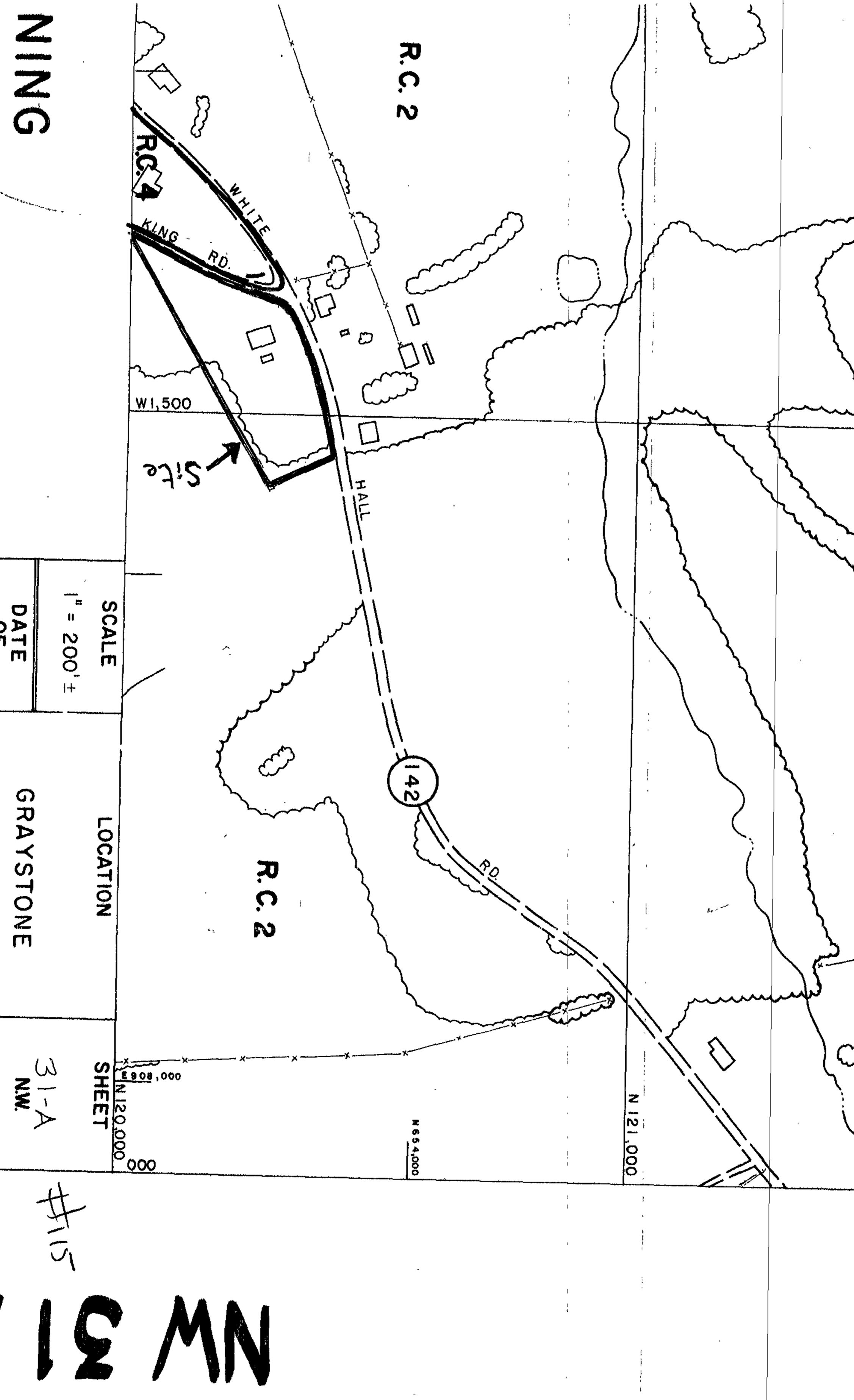
South East View



South View



South West View

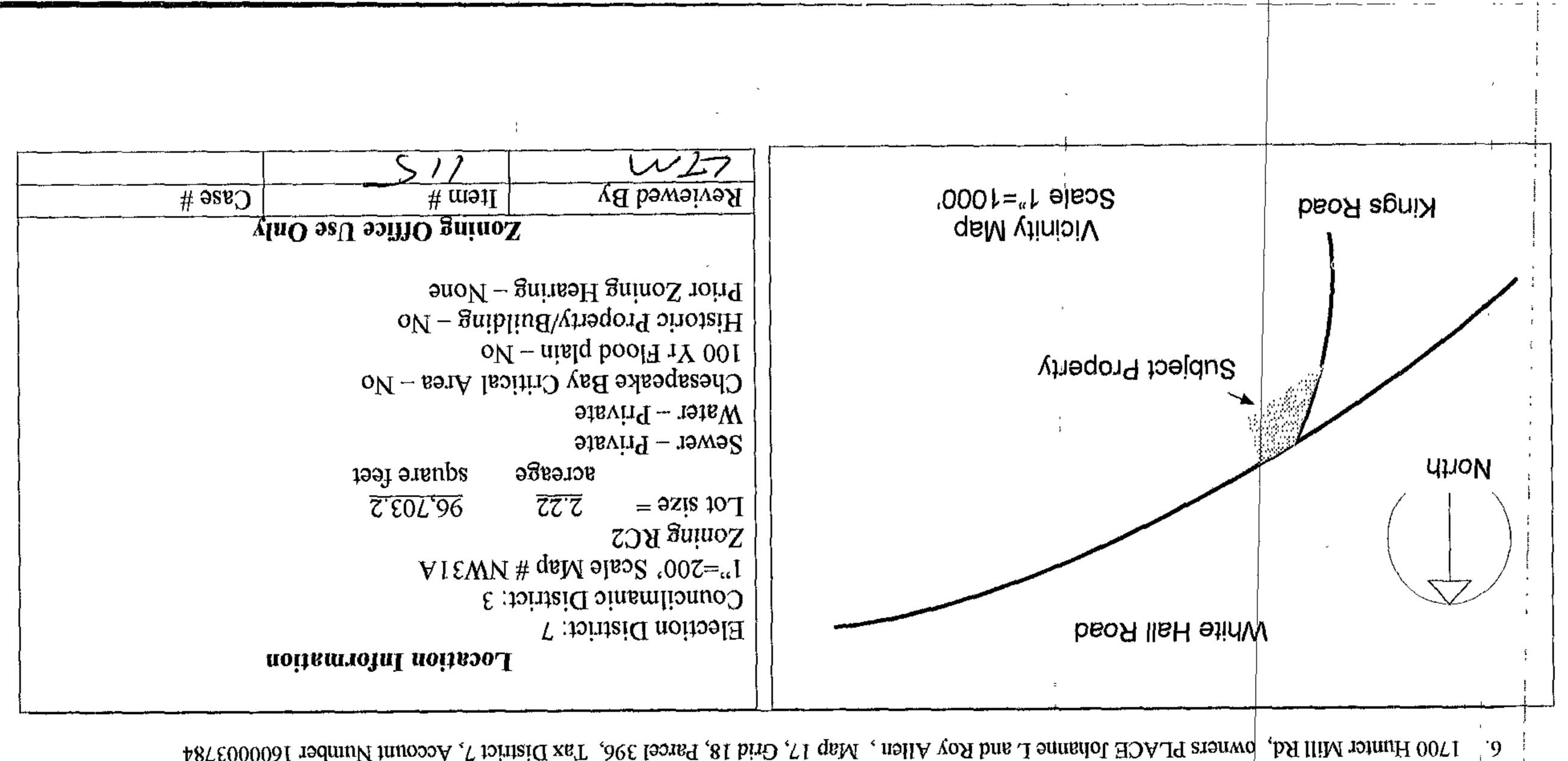


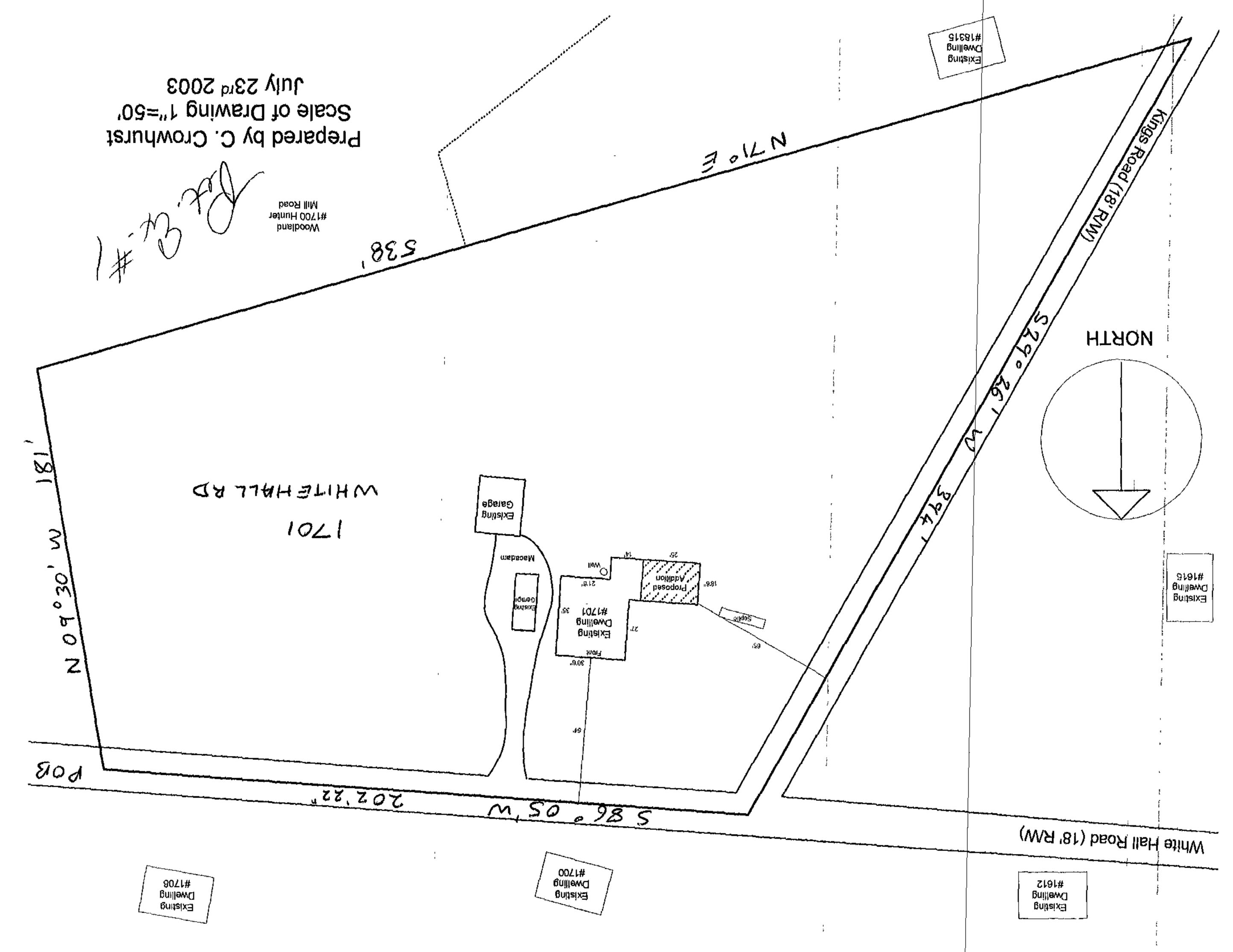
# Plat to Accompany Petition for Zoning Variance

Owners Christopher and Laura K. Crowhurst Tax Account District – 07 Account Number 0716075350 Book 13582 Page 723, Map 17 Grid 18 Parcel 176 Property Address 1701 White Hall Road, White Hall, MD 21161-9705

# Ownership of adjacent parcels of property

- 1612 White Hall Rd, dwners BADDERS Melvin C and Virginia A, Map 17, Grid 18, Parcel 159, Tax District 7, Account Number 0708065400. 3. 1615 White Hall Rd, awner RUSSELL Stewart, Map 17, Grid 18, Parcel 201, Tax District 7, Account Number 0718072050. 1708 White Hall Rd, chancers BADDERS Melvin C and Virginia A, Map 17, Grid 18, Parcel 180, Tax District 7, Account Number 0702000775, 1700 White Hall Rd, owners BADDERS Melvin C and Virginia A, Map 17, Grid 18, Parcel 396, Tax District 7, Account Number 1600003784.
- 6. 1700 Hunter Mill Rd, pwners PLACE Johanne L and Roy Allen, Map 17, Grid 18, Parcel 396, Tax District 7, Account Number 1600003784
- 18315 Kings Rd, owners AVERY Megan L and GRAY Todd A, Map 17, Grid 18, Parcel 200, Tax District 7, Account Mumber 0723000525.





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