

IN RE: PETITION FOR VARIANCE
N/S o f Chesapeake Avenue, 146 ft. W
centerline of Lincoln Avenue
15th Election District
7th Councilmanic District
(7354 Geise Avenue)

Dorothy & Donald Slaysman
Petitioners

* BEFORE THE
* DEPUTY ZONING COMMISSIONER
* OF BALTIMORE COUNTY
* CASE NO. 04-158-A

* * * * *

FINDINGS OF FACT AND CONCLUSIONS OF LAW

This matter comes before this Deputy Zoning Commissioner as a Petition for Variance filed by the legal owners of the subject property, Dorothy and Donald Slaysman. The Petitioners are requesting variance relief for property located at 7354 Geise Avenue in the eastern area of Baltimore County. Variance relief is requested from Section 1B02.3.C.1 of the Baltimore County Zoning Regulations (B.C.Z.R.), to permit a side yard setback of 4 ft. for a new dwelling in lieu of the required 10 ft.

The property was posted with Notice of Hearing on November 15, 2003, for 15 days prior to the hearing, in order to notify all interested citizens of the requested zoning relief. However, through no fault of the Petitioner, the Certificate of Publication was not in the file at the time of the hearing. Subsequently it was discovered that notice to the public regarding the hearing had not been given. While testimony and evidence was taken on December 3, 2003, the case was continued. Notice was given to the public by publication in "The Jeffersonian" newspaper on December 9, 2003 that additional testimony would be taken on December 12, 2003 so as to notify any interested persons of the scheduled hearing date. The case was called on December 12, 2003 and no citizens or protestants appeared. The case was then closed.

Applicable Law

Section 307 of the B.C.Z.R. – *Variances*.

ORDER RECEIVED FOR FILING
Date 12/12/03
By J. C. [Signature]

