

IN RE: PETITION FOR VARIANCE
E/S Wilson Point Road, 2,150' S of the c/l
Shore Road
(1933 Wilson Point Road)
15th Election District
6th Council District

Frank Winterling, et ux
Petitioners

* BEFORE THE
* ZONING COMMISSIONER
* OF BALTIMORE COUNTY
* Case No. 04-570-A

*

* * * * *

FINDINGS OF FACT AND CONCLUSIONS OF LAW

This matter comes before the Zoning Commissioner for consideration of a Petition for Variance filed by the owners of the subject property, Frank Winterling and his wife, Sharon Winterling. The Petitioners request a variance from Section 400 of the Baltimore County Zoning Regulations (B.C.Z.R.) to permit an accessory structure (replacement of a garage destroyed by Hurricane Isabel) with a height of 18 feet in lieu of the maximum allowed 15 feet. The subject property and requested relief are more particularly described on the site plan submitted which was accepted into evidence and marked as Petitioner's Exhibit 1.

Appearing at the requisite public hearing in support of the request were Frank and Sharon Winterling, property owners. There were no Protestants or other interested persons present.

Testimony and evidence offered revealed that the subject property is a rectangular shaped, waterfront parcel located on Stansbury Creek and the northeast side of Wilson Point Road, south of Shore Road in Middle River. The property is also known as Lot 121 of the subdivision known as Bull Neck, which was platted and recorded in the Land Records of Baltimore County in 1933. Thus, many of the lots in this subdivision lack the area or width required by today's standards.

The subject property contains a gross area of .18 acres, more or less, zoned D.R.5.5 and is improved with a single family dwelling and a detached 32' x 24' garage, which was recently constructed under Building Permit #533548. In this regard, testimony indicated that the new

ORDER RECEIVED FOR FILING

Date

By

structure was built to replace the original garage, which was destroyed in September 2003 as a result of Hurricane Isabel, and is located in essentially the same footprint as the original building. However, the new structure was built with a pitched roof to provide additional storage space and exceeds the maximum allowed height of 15 feet. Upon receipt of a zoning violation notice, the Petitioners were advised to file the instant Petition to resolve the matter.

Based upon the testimony and evidence offered, I am persuaded to grant the requested variance. As noted above, the garage has been built in the same footprint as the original structure. In addition, the Petitioners submitted a series of letters from adjacent neighbors who have no objections to the height of the structure. It was also indicated that the garage will be used for storage purposes only and will not be used as another separate residence or for commercial uses. I find that the Petitioners have met the requirements of Section 307 of the B.C.Z.R. and that relief should be granted.

Pursuant to the advertisement, posting of the property and public hearing on this Petition held, and for the reasons set forth above, the relief requested shall be granted.

THEREFORE, IT IS ORDERED by the Zoning Commissioner for Baltimore County this 22nd day of September 2004 that the Petition for Variance seeking relief from Section 400 of the Baltimore County Zoning Regulations (B.C.Z.R.) to permit an accessory structure (replacement of a garage destroyed by Hurricane Isabel) with a height of 18 feet in lieu of the maximum allowed 15 feet, in accordance with Petitioner's Exhibit 1, be and is hereby GRANTED, subject to the following restrictions:

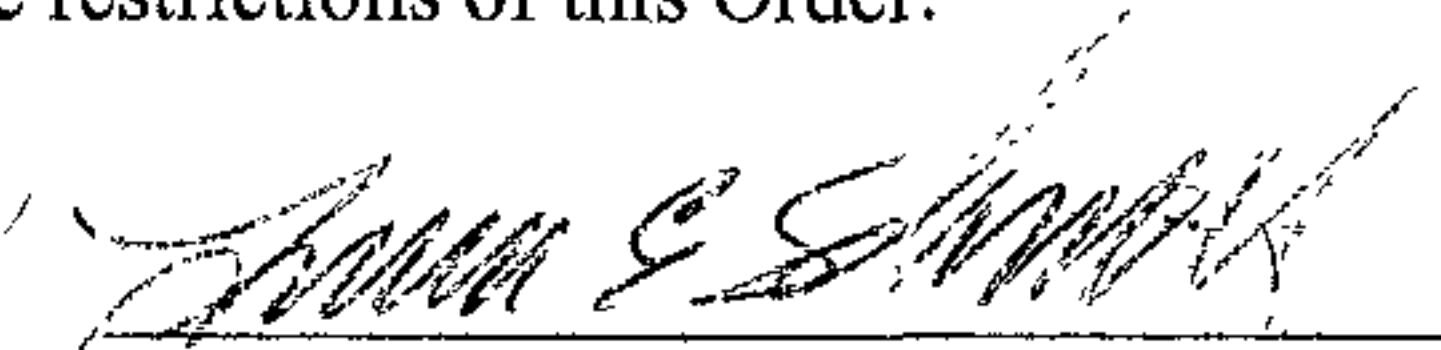
- 1) The Petitioner may apply for his building permit and be granted same upon receipt of this Order; however, the Petitioner is hereby made aware that proceeding at this time is at his own risk until the 30-day appeal period from the date of this Order has expired. If an appeal is filed and this Order is reversed, the relief granted herein shall be rescinded.
- 2) The garage shall be limited to uses accessory to the residential use of the property. It shall not be used for commercial or business purposes. Moreover, the Petitioner shall not allow or cause the garage to be converted to a second dwelling unit and/or apartments. There shall be no

ORDER RECEIVED FOR FILING

Date 9/22/04
By [Signature]

living quarters contained therein, and no kitchen or bathroom facilities.

- 3) Compliance with the ZAC comments submitted by DEPRM and the Development Plans Review division of DPDM relative to Chesapeake Bay Critical Areas regulations and all other appropriate environmental, floodplain and B.O.C.A. regulations relative to the protection of water quality, streams, wetlands and floodplains. Copies of those comments have been attached hereto and are made a part hereof.
- 4) When applying for a building permit, the site plan filed must reference this case and set forth and address the restrictions of this Order.



LAWRENCE E. SCHMIDT
Zoning Commissioner
for Baltimore County

LES:bjs

ORDER RECEIVED FOR FILING

Date

By

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

September 22, 2004

Mr. & Mrs. Frank Winterling
1933 Wilson Point Road
Baltimore, Maryland 21220

RE: PETITION FOR ADMINISTRATIVE VARIANCE
E/S Wilson Point Road, 2,150' S of the c/l Shore Road
(1933 Wilson Point Road)
15th Election District – 6th Council District
Frank Winterling, et ux - Petitioners
Case No. 04-570-A

Dear Mr. & Mrs. Winterling:

Enclosed please find a copy of the decision rendered in the above-captioned matter. The Petition for Administrative Variance has been granted, in accordance with the attached Order.

In the event any party finds the decision rendered is unfavorable, any party may file an appeal to the County Board of Appeals within thirty (30) days of the date of this Order. For further information on filing an appeal, please contact the Department of Permits and Development Management office at 887-3391.

Very truly yours,

A handwritten signature in black ink, appearing to read "Lawrence E. Schmidt", is written over a horizontal line.

LAWRENCE E. SCHMIDT
Zoning Commissioner
for Baltimore County

LES:bjs

cc: Chesapeake Bay Critical Areas Commission
1804 West Street, Suite 100, Annapolis, Md. 21401
Code Enforcement Division, DPDM; Development Plans Review, DPDM; DEPRM
Office of Planning; People's Counsel; Case File





Petition for Variance

to the Zoning Commissioner of Baltimore County
for the property located at 1933 Wilson Point Road
which is presently zoned DR55

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) 400 BCZR TO ALLOW AN ACCESSORY STRUCTURE (A Replacement of a Hurricane Destroyed Garage) with a height of 18 feet in lieu of 15 feet.

of the Zoning Regulations of Baltimore County, to the zoning law of Baltimore County, for the following reasons: (Indicate hardship or practical difficulty)
TO BE DETERMINED AT HEARING

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:

Name - Type or Print
Signature
Address Telephone No.
City State Zip Code

Attorney For Petitioner:

Name - Type or Print
Signature
Company
Address Telephone No.
City State Zip Code

Case No. 04 570 A

REV 9/15/08

Legal Owner(s):

Frank Winterling
Name - Type or Print
Frank Winterling
Signature
Sharon Winterling
Name - Type or Print
Sharon Winterling
Signature

1933 Wilson Point Rd. 410-299-7933
Address Telephone No.
Baltimore, MD. 21220
City State Zip Code

Representative to be Contacted:

Name
Address Telephone No.
City State Zip Code

OFFICE USE ONLY

ESTIMATED LENGTH OF HEARING 1/2 HR

UNAVAILABLE FOR HEARING

Reviewed By JK Date 6/04/04

ZONING DESCRIPTION FOR 1933 WILSON POINT ROAD

Beginning at a point on the ^{EAST}~~west~~ side of Wilson Point
Road which is 18 feet wide at the distance of ^{2,150}~~2~~ feet $\pm$
^{SOUTH}~~east~~ of the centerline of the nearest improved
intersecting street ^{SHORE}~~Wilson Point~~ Road which is 18 feet
wide. Being Lot # 121, Section # J in the subdivision
of Bull Neck as recorded in Baltimore County Plat
Book # 2, Folio # 11, containing .18 acre. Also known
as 1933 Wilson Point Road and located in the 15
Election District, 06 Councilmanic District.

#570

NOTICE OF ZONING HEARING

The Zoning Commissioner of Baltimore County, by authority of the Zoning Act and Regulations of Baltimore County will hold a public hearing in Towson, Maryland on the property identified herein as follows:

Case: #04-570-A

1933 Wilson Point Road

E/side of Wilson Point Road, 2,150 feet s/of Shore Road

15th Election District — 6th Councilmanic District

Legal Owner(s): Frank and Sharon Winterling

Variance: to allow an accessory structure (a replacement of hurricane destroyed garage) with a height of 18 feet in lieu of 15 feet.

Hearing: Thursday, August 19, 2004 at 10:00 a.m. in Room 407, County Courts Building, 401 Bosley Avenue.

LAWRENCE E. SCHMIDT

Zoning Commissioner for Baltimore County

NOTES: (1) Hearings are Handicapped Accessible; for special accommodations Please Contact the Zoning Commissioner's Office at (410) 887-4386.

(2) For information concerning the File and/or Hearing, Contact the Zoning Review Office at (410) 887-3391.

JT 8/610 August 3

15463

CERTIFICATE OF PUBLICATION

8/5/, 2004

THIS IS TO CERTIFY, that the annexed advertisement was published in the following weekly newspaper published in Baltimore County, Md., once in each of 1 successive weeks, the first publication appearing on 8/3/, 2004.

- ☒ The Jeffersonian
- ☐ Arbutus Times
- ☐ Catonsville Times
- ☐ Towson Times
- ☐ Owings Mills Times
- ☐ NE Booster/Reporter
- ☐ North County News

S. Wilkins

LEGAL ADVERTISING

CERTIFICATE OF POSTING

RE: Case No.: 04-570-A

Petitioner/Developer: FRANK AND

SHARON WINTERLING

Date of Hearing/Closing: AUG 19, 2004

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

ATTN: Kristen Matthews {(410) 887-3394}

Ladies and Gentlemen:

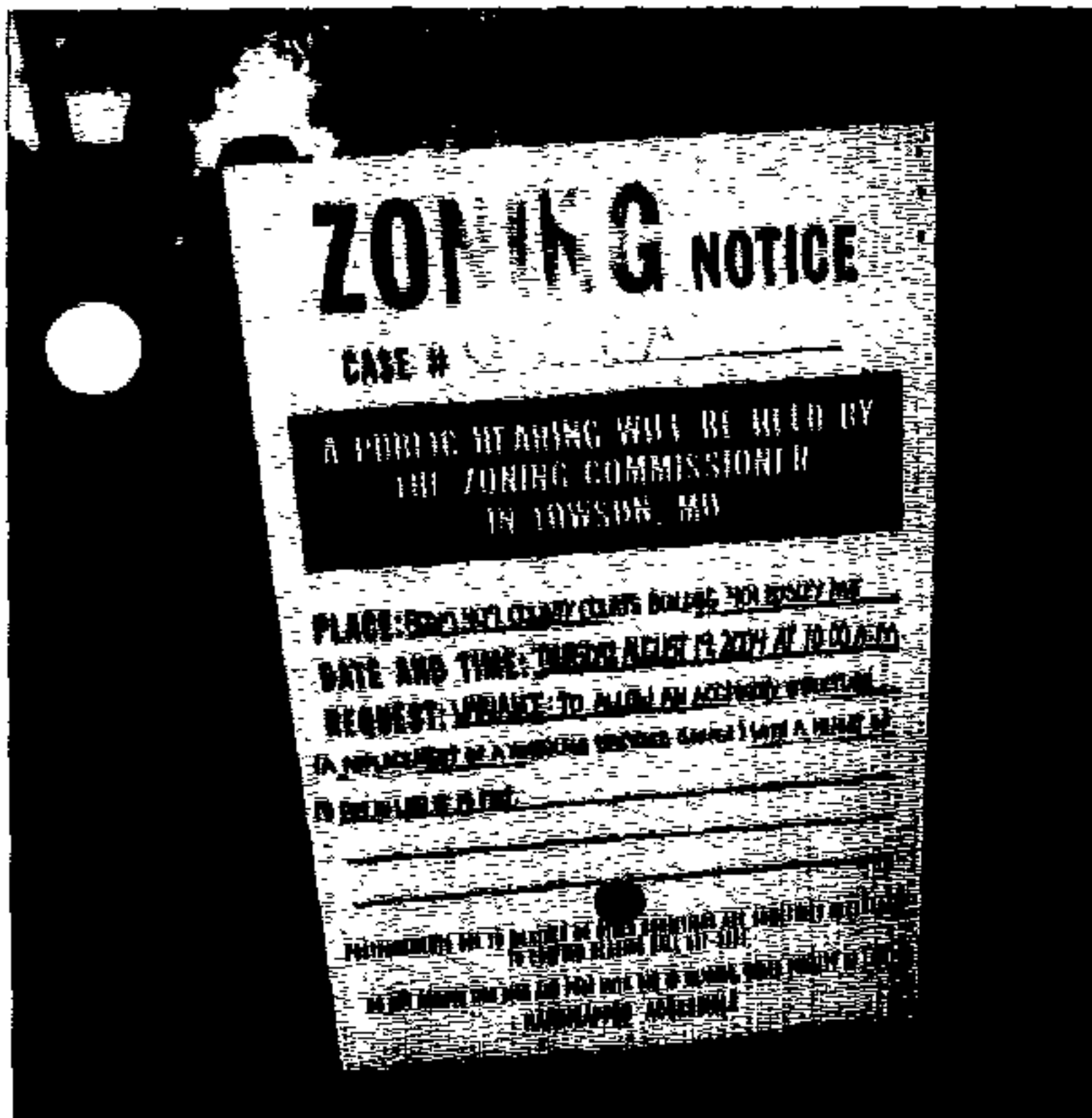
This letter is to certify under the penalties of perjury that the necessary sign(s) required by law were posted conspicuously on the property located at:

1933 WILSON PT. ROAD

The sign(s) were posted on

7/31/04
(Month, Day, Year)

Sincerely,



Robert Black 8/1/04
(Signature of Sign Poster) (Date)

SSG Robert Black

(Print Name)

1508 Leslie Road

(Address)

Dundalk, Maryland 21222

(City, State, Zip Code)

(410) 282-7940

(Telephone Number)

**Department of Permits and
Development Management**

Director's Office
County Office Building
111 W. Chesapeake Avenue
Towson, Maryland 21204
Tel: 410-887-3353 • Fax: 410-887-5708



Baltimore County

*James T. Smith, Jr., County Executive
Timothy M. Kotroco, Director*

June 15, 2004

NOTICE OF ZONING HEARING

The Zoning Commissioner of Baltimore County, by authority of the Zoning Act and Regulations of Baltimore County, will hold a public hearing in Towson, Maryland on the property identified herein as follows:

CASE NUMBER: 04-570-A

1933 Wilson Point Road
E/side of Wilson Point Road, 2,150 feet s/of Shore Road
15th Election District – 6th Councilmanic District
Legal Owners: Frank and Sharon Winterling

Variance to allow an accessory structure (a replacement of a hurricane destroyed garage) with a height of 18 feet in lieu of 15 feet.

Hearing: Thursday, August 19, 2004 at 10:00 a.m. in Room 407, County Courts Building,
401 Bosley Avenue

A handwritten signature in black ink, reading "Timothy Kotroco".

Timothy Kotroco
Director

TK:klm

C: Frank & Sharon Winterling, 1933 Wilson Point Road, Baltimore 21220

- NOTES: (1) **THE PETITIONER MUST HAVE THE ZONING NOTICE SIGN POSTED BY AN APPROVED POSTER ON THE PROPERTY BY WEDNESDAY, AUGUST 4, 2004.**
- (2) HEARINGS ARE HANDICAPPED ACCESSIBLE; FOR SPECIAL ACCOMMODATIONS PLEASE CALL THE ZONING COMMISSIONER'S OFFICE AT 410-887-4386.
- (3) FOR INFORMATION CONCERNING THE FILE AND/OR HEARING, CONTACT THE ZONING REVIEW OFFICE AT 410-887-3391.

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

TO: PATUXENT PUBLISHING COMPANY
Tuesday, August 3, 2004 Issue - Jeffersonian

Please forward billing to:
Sharon Winterling
1933 Wilson Point Road
Baltimore, MD 21220

410-299-7933

NOTICE OF ZONING HEARING

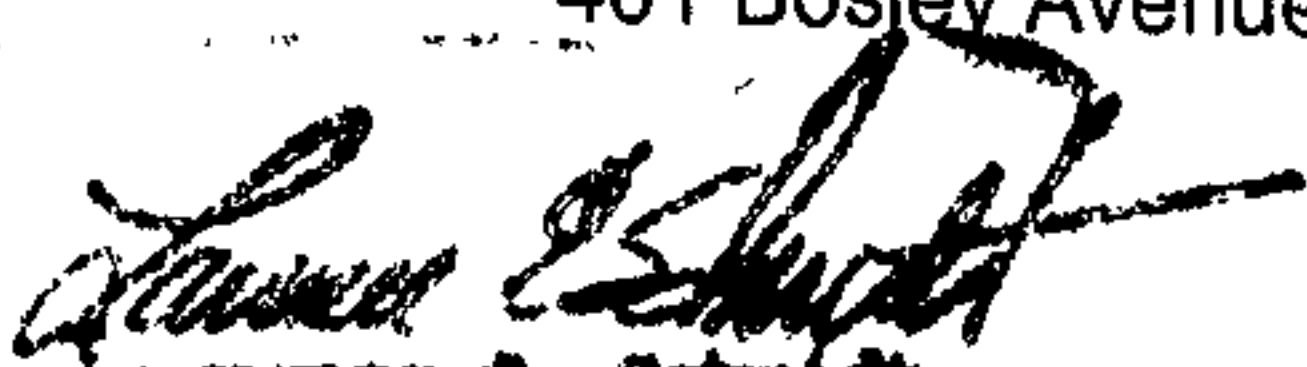
The Zoning Commissioner of Baltimore County, by authority of the Zoning Act and Regulations of Baltimore County, will hold a public hearing in Towson, Maryland on the property identified herein as follows:

CASE NUMBER: 04-570-A

1933 Wilson Point Road
E/side of Wilson Point Road, 2,150 feet s/of Shore Road
15th Election District – 6th Councilmanic District
Legal Owners: Frank and Sharon Winterling

Variance to allow an accessory structure (a replacement of a hurricane destroyed garage) with a height of 18 feet in lieu of 15 feet.

Hearing: Thursday, August 19, 2004 at 10:00 a.m. in Room 407, County Courts Building,
401 Bosley Avenue



Lawrence E. Schmidt

LAWRENCE E. SCHMIDT
ZONING COMMISSIONER FOR BALTIMORE COUNTY

- NOTES: (1) HEARINGS ARE HANDICAPPED ACCESSIBLE; FOR SPECIAL ACCOMODATIONS, PLEASE CONTACT THE ZONING COMMISSIONER'S OFFICE AT 410-887-4386.
(2) FOR INFORMATION CONCERNING THE FILE AND/OR HEARING, CONTACT THE ZONING REVIEW OFFICE AT 410-887-3391.

DEPARTMENT OF PERMITS AND DEVELOPMENT MANAGEMENT
ZONING REVIEW

ADVERTISING REQUIREMENTS AND PROCEDURES FOR ZONING HEARINGS

The Baltimore County Zoning Regulations (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: 04 570 A

Petitioner: WINTERLING

Address or Location: 1933 WILSON POINT RD.

PLEASE FORWARD ADVERTISING BILL TO:

Name: Sharon Winterling

Address: 1933 Wilson Point Road
Baltimore, MD. 21220

Telephone Number: 410-299-7933

**Department of Permits and
Development Management**

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



Baltimore County

*James T. Smith, Jr., County Executive
Timothy M. Kotroco, Director*

August 10, 2004

Frank Winterling
Sharon Winterling
1933 Wilson Point Road
Baltimore, Maryland 21220

Dear Mr. and Mrs. Winterling:

RE: Case Number:04-570-A, 1933 Wilson Point Road

The above referenced petition was accepted for processing by the Bureau of Zoning Review, Department of Permits and Development Management (PDM) on June 4, 2004.

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,

A handwritten signature in black ink, reading "W. Carl Richards, Jr.", written in a cursive style.

W. Carl Richards, Jr.
Supervisor, Zoning Review

WCR: clb

Enclosures

c: People's Counsel

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



Baltimore County
Fire Department

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

County Office Building, Room 111
Mail Stop #1105
111 West Chesapeake Avenue
Towson, Maryland 21204

June 17, 2004

ATTENTION: Kristen Mathews

Distribution Meeting of: June 14, 2004

Item No.: 3550, 554-557, 559-571 (570)

Dear Ms. Hart:

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.

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

LIEUTENANT JIM MEZICK
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: 6.15.04

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

RE: Baltimore County
Item No. 570 JLL

Dear Ms. Matthews:

We have reviewed the referenced item and have no objection to approval, as a field inspection reveals that the existing entrance(s) on to MD/US 587 are acceptable to the State Highway Administration (SHA) and this development is not affected by any SHA 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,

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

BALTIMORE COUNTY, MARYLAND
DEPARTMENT OF ENVIRONMENTAL PROTECTION & RESOURCE MANAGEMENT

TO: Tim Kotroco
FROM: John D. Oltman, Jr
DATE: July 1, 2004
SUBJECT: Zoning Item # 04- 570
Address 1933 Wilson Point Rd. (Winterling Prop.)

Zoning Advisory Committee Meeting of June 14, 2004.

_____ The Department of Environmental Protection and Resource Management has no comments on the above-referenced zoning item.

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

_____ 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).

_____ Development of this property must comply with the Forest Conservation Regulations (Section 14-401 through 14-422 of the Baltimore County Code).

X 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:

ORDER RECEIVED FOR FILING
Date 7/29/04
By Pop

Reviewer: Keith Kelley

Date: July 1, 2004

JP 8/19

BALTIMORE COUNTY, MARYLAND
RECEIVED

INTER-OFFICE CORRESPONDENCE

ZONING COMMISSIONER

DATE: July 12, 2004

TO: Timothy M. Kotroco, Director
Department of Permits and
Development Management

FROM: Arnold F. 'Pat' Keller, III
Director, Office of Planning

SUBJECT: Zoning Advisory Petitions – Administrative Variances

Case #: 4-570

The Office of Planning does not oppose the petitioner's request to permit an accessory structure with a height of 18 feet in lieu of the maximum permitted 15 feet provided the following conditions are met:

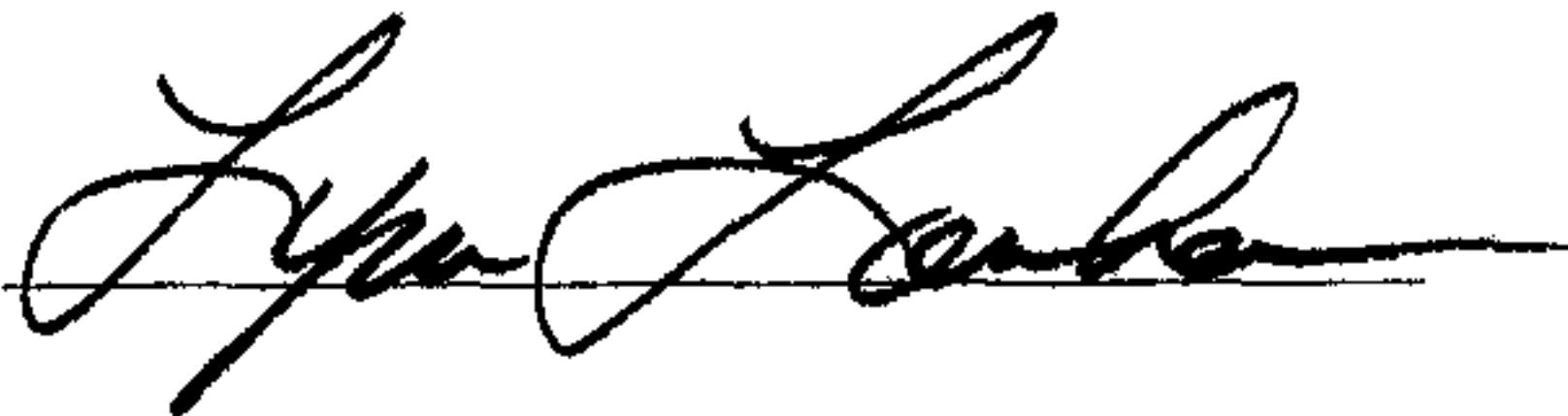
1. Submit elevations of the proposed structure to this office for review and approval. The structure should be compatible with the existing principal structure.
2. The petitioner or subsequent owners shall not convert the subject accessory structure into a dwelling unit or apartment. The structure shall not contain any sleeping quarters, living area, kitchen or bathroom facilities.
3. The accessory structure shall not be used for commercial purposes.

For further information concerning the matters stated herein, please contact Mark Cunningham 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

DATE: July 2, 2004

FROM: Robert W. Bowling, Supervisor
Bureau of Development Plans
Review

SUBJECT: Zoning Advisory Committee Meeting
For June 21, 2004
Item No. 570

The Bureau of Development Plans Review has reviewed the subject-zoning item.

The flood protection elevation for this site is 11.2 feet.

In conformance with *Federal Flood Insurance* requirements, the first floor or basement floor must be at least 1 foot above the flood plain elevation in all construction.

The property to be developed is located adjacent to tidewater. The developer is advised that the proper sections of the *Baltimore County Building Code* must be followed whereby elevation limitations are placed on the lowest floor (*including basements*) of residential (*commercial*) development.

The building engineer shall require a permit for this project.

The building shall be designed and adequately anchored to prevent flotation, collapse, or lateral movement of structure with materials resistant to flood damage.

Flood-resistant construction shall be in accordance with the requirement of B.O.C.A. International Building Code adopted by the county.

RWB:CEN:jrb

cc: File

ZAC-06-21-2004-ITEM NO 570-07022004

ORDER RECEIVED FOR FILING

Date

By

RE: PETITION FOR VARIANCE * BEFORE THE
1933 Wilson Point Road; E/side Wilson *
Point Road, 2,150' S of Shore Road * ZONING COMMISSIONER
15th Election & 6th Councilmanic Districts *
Legal Owner(s): Frank & Sharon Winterling * FOR
Petitioner(s) * BALTIMORE COUNTY
* 04-570-A

* * * * *

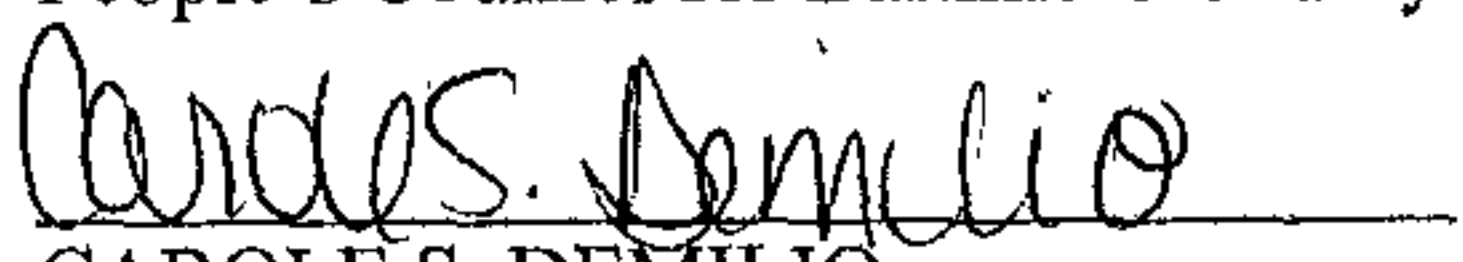
ENTRY OF APPEARANCE

Please enter the appearance of People's Counsel in the above-captioned matter. Notice should be sent of any hearing dates or other proceedings in this matter and the passage of any preliminary or final Order. All parties should copy People's Counsel on all correspondence sent documentation filed in the case.

RECEIVED

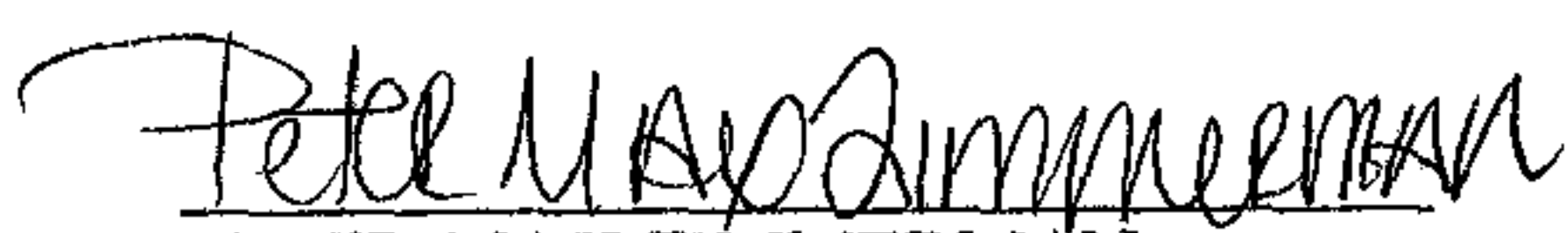
JUN 23 2004

Per.....


PETER MAX ZIMMERMAN
People's Counsel for Baltimore County

CAROLE S. DEMILIO
Deputy People's Counsel
Old Courthouse, Room 47
400 Washington Avenue
Towson, MD 21204
(410) 887-2188

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on this 23rd day of June, 2004, a copy of the foregoing Entry of Appearance was mailed to, Frank & Sharon Winterling, 1933 Wilson Point Road, Baltimore, MD 21220, Petitioner(s).


PETER MAX ZIMMERMAN
People's Counsel for Baltimore County

BALTIMORE COUNTY MARYLAND
INTER-OFFICE CORRESPONDENCE

DATE: June 17, 2004

TO: W. Carl Richards, Jr.
Zoning Review Supervisor

FROM: Rick Wisnom, Chief
Division of Code Inspections & Enforcement

SUBJECT: Item No.: 570
Legal Owner/Petitioner Winterling, Frank & Sharon
Contract Purchaser: N/A
Property Address: 1933 Wilson Point Rd.
Location Description: E/side Wilson Pt. Rd., 2150 ft S. of Shore Rd.

VIOLATION INFORMATION: Case No. 04-3690
Defendants: Winterling, Frank & Sharon

Please be advised that the aforementioned petition is the subject of an active violation case. When the petition is scheduled for a public hearing, please notify the following person(s) regarding the hearing date:

NAME	ADDRESS
------	---------

In addition, please find attached a duplicate copy of the following pertinent documents relative to the violation case, for review by the Zoning Commissioner's Office:

- | | | |
|--------------------------|-----|---|
| ☐ | 1. | Complaint letter/memo/email/fax (if applicable) |
| X | 2. | Complaint Intake Form/Code Enforcement Officer's report and notes |
| X | 3. | State Tax Assessment printout |
| ☐ | 4. | State Tax Parcel Map (if applicable) |
| ☐ | 5. | MVA Registration printout (if applicable) |
| ☐ | 6. | Deed (if applicable) |
| ☐ | 7. | Lease-Residential or Commercial (if applicable) |
| ☐ | 8. | Photographs including dates taken |
| X | 9. | Correction Notice/Code Violation Notice |
| ☐ | 10. | Citation and Proof of Service (if applicable) |
| ☐ | 11. | Certified Mail Receipt (if applicable) |
| ☐ | 12. | Final Order of the Code Official/Hearing Officer (if applicable) |
| ☐ | 13. | Office of Budget & Finance Billing Notice/Property Lien Sheet (if applicable) |
| X | 14. | Complete Chronology of Events, beginning with the first complaint through the Billing Notice/Property Lien Sheet (if applicable). |

After the public hearing is held, please send a copy of the Zoning Commissioner's order to Helene Kehring in Room 113 in order that the appropriate action may be taken relative to the violation case.

RSW/ee
C: Code Enforcement Officer



Baltimore County
Department of Permits and
Development Management

Code Inspections and Enforcement
County Office Building
111 West Chesapeake Avenue
Towson, MD 21204

Code Enforcement: 410-887-3351
Building Inspection: 410-887-3953

Plumbing Inspection: 410-887-3620
Electrical Inspection: 410-887-3960

BALTIMORE COUNTY UNIFORM CODE ENFORCEMENT CORRECTION NOTICE

Citation/Case No.	Property No.	Zoning
04-3690	1626000670	
Name(s):	Frank and Sharon WINTERLING	
Address:	1933 WILSON PT. RD	
Violation Location:	BALTO. MD 21220-5431	
	SANE	

DID UNLAWFULLY VIOLATE THE FOLLOWING BALTIMORE COUNTY LAWS:

① FAILURE to comply w/approved
PERMIT. PERMIT STATES EXISTING
FDN. AND 15' height. Amend
EXISTING PERMIT OR OBTAIN NEW
ONE. IF THIS IS DONE NO FINE
WILL BE ISSUED. IF NOT A \$200
PER DAY FINE WILL BE LEVIED.
(7:30-8:00) (3:00-3:30)
CALL IF ANY QUESTIONS 410-887-3953

YOU ARE HEREBY ORDERED TO CORRECT THESE VIOLATION(S) ON OR BEFORE:

On or Before: 5/19/04	Date Issued: 5/11/04
-----------------------	----------------------

FAILURE TO COMPLY WITH THE DEADLINE STATED IS A MISDEMEANOR. A CONVICTION FOR EACH VIOLATION SUBJECTS YOU TO POTENTIAL FINES OF \$200, \$500, OR \$1000 PER DAY, PER VIOLATION, DEPENDING ON VIOLATION, OR 90 DAYS IN JAIL, OR BOTH.

Print Name: ERROL Ecker

INSPECTOR:

STOP WORK NOTICE

PURSUANT TO INSPECTION OF THE FOREGOING VIOLATIONS, YOU SHALL CEASE ALL WORK UNTIL THE VIOLATIONS ARE CORRECTED AND/OR PROPER PERMITS OBTAINED. WORK CAN RESUME WITH THE APPROVAL OF THE DIVISION OF CODE INSPECTIONS AND ENFORCEMENT. THESE CONDITIONS MUST BE CORRECTED NOT LATER THAN:

Not Later Than:	Date Issued: 5/11/04
-----------------	----------------------

INSPECTOR:

Errol Ecker

AGENCY

DATE: 05/10/2004

STANDARD ASSESSMENT INQUIRY

TIME: 09:59:57

PROPERTY NO.	DIST	GROUP	CLASS	OCC.	HISTORIC	DEL	LOAD DATE
15 26 000670	15	3-2	34-00	H	NO		02/13/04

WINTERLING FRANK H

DESC-1.. IMPS

WINTERLING SHARON K

DESC-2.. BULL NECK

1933 WILSON POINT RD

PREMISE. 01933 WILSON POINT RD

00000-0000

BALTIMORE

MD 21220-5431 FORMER OWNER: KUSHTO CHARLES A

FCV			PHASED IN			
	PRIOR	PROPOSED		CURR	CURR	PRIOR
LAND:	119,500	134,500		FCV	ASSESS	ASSESS
IMPV:	10	10	TOTAL..	129,510	129,510	124,510
TOTL:	119,510	134,510	PREF...	0	0	0
PREF:	0	0	CURT...	129,510	129,510	124,510
CURT:	119,510	134,510	EXEMPT.		0	0
DATE:	07/99	10/03				

TAXABLE BASIS		FM DATE
04/05 ASSESS:	129,510	10/21/03
03/04 ASSESS:	124,510	06/04/03
02/03 ASSESS:	226,270	05/30/02

ENTER-INQUIRY2 PA1-PRINT PF4-MENU PF5-QUIT PF7-CROSS REF

Inspector - _____

Area Case # Location Apt Zip Date Rec Reinsp Dt
 017 04-3690 1933 WILSON POINT RD. 21220 5/10/2004

Tax Acct #: 1526000670

Complainant Name: (Last) ANONYMOUS (First)
 Addr:

Str # Dir Street Name Type Apt

City ST Zip
 Phone: (Home) (Work)

Problem: BLDG GAR (B533548) ON EXISTING FDN, BUT PREVIOUS GAR WAS MUCH SMALLER, ALSO REPLACING FRONT PORCH (B532784)-MAKING IT LARGER THAN BEFORE TOO.

5-11-04, Visited site, garage is higher than 15' and not on existing fdn. (new). Left SWO.

P/U 5/18/04

KN

GP

5-12-04, Owner called (301-651-1534) will revise permit or apply for variance.

P/U 5/18/04

KN

GP

P/U Date		Closed Date		Gary F to update	
Anonymous Complaint	Complainant Updated	Updated by voice message	Unable to update	Update not necessary	
Executive office Complaint	Yes	No	If Yes is Executive memo attached?	Yes	No

entered, KTV

CODE ENFORCEMENT REPORT

WFB

DATE: 5/10/04 INTAKE BY: _____ CASE #: 04-3690 INSPEC: _____

COMPLAINT LOCATION: 1933 Wilson Point Rd

ZIP CODE: 21220 DIST: _____

COMPLAINANT NAME: Anonymous PHONE #: (H) _____ (W) _____

ADDRESS: _____ ZIP CODE: _____

PROBLEM: Added gar. (BS33548) on existing fdm, but previous gar. was much smaller, also replacing front porch (BS32784) - making it larger too

IS THIS A RENTAL UNIT? YES _____ NO _____

IF YES, IS THIS SECTION 8? YES _____ NO _____

OWNER/TENANT INFORMATION: _____

TAX ACCOUNT #: 15 26 000670 ZONING: _____

INSPECTION: _____

REINSPECTION: _____

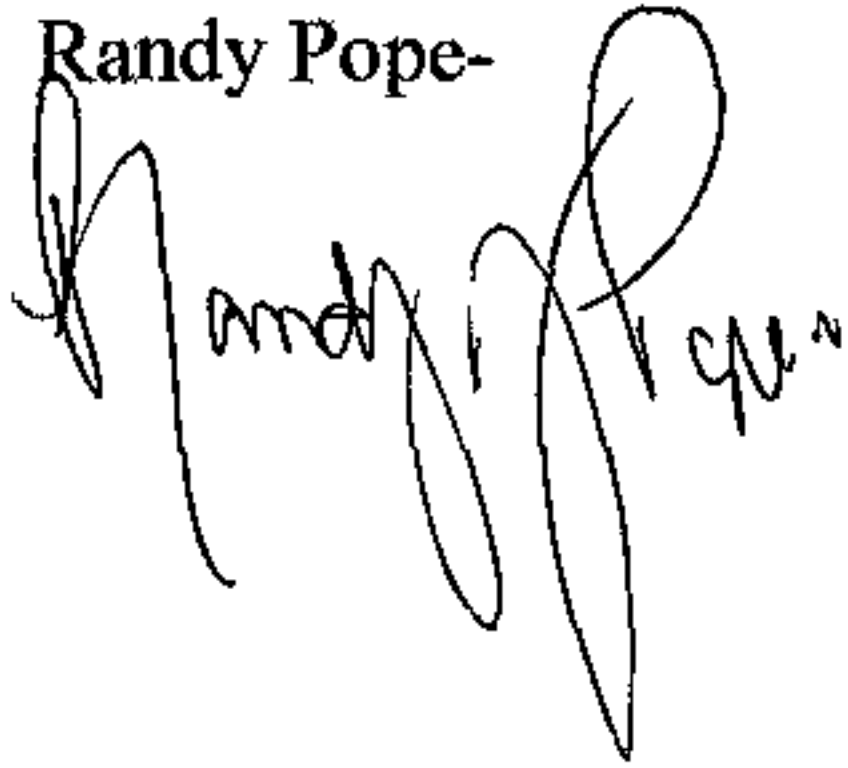
REINSPECTION: _____

REINSPECTION: _____

Dear Variance Committee:

My name is Randy Pope and I live at 1931 Wilson Point R.D. I am not opposed to the height of the garage being built at 1933 Wilson Point R.D.

Sincerely,
Randy Pope-

A handwritten signature in black ink that reads "Randy Pope". The signature is written in a cursive style with a large, looping "P" at the end.

Dear Variance Committee:

My name is Craig A. Rankin and I live at 2008 Wilson Point Road. I am the adjoining neighbor of Frank and Sharon Winterling at 1933 Wilson Point Road.

I am not opposed to the height of the garage being built at 1933 Wilson Point Road.

Sincerely,


Craig A. Rankin

August 2, 2004

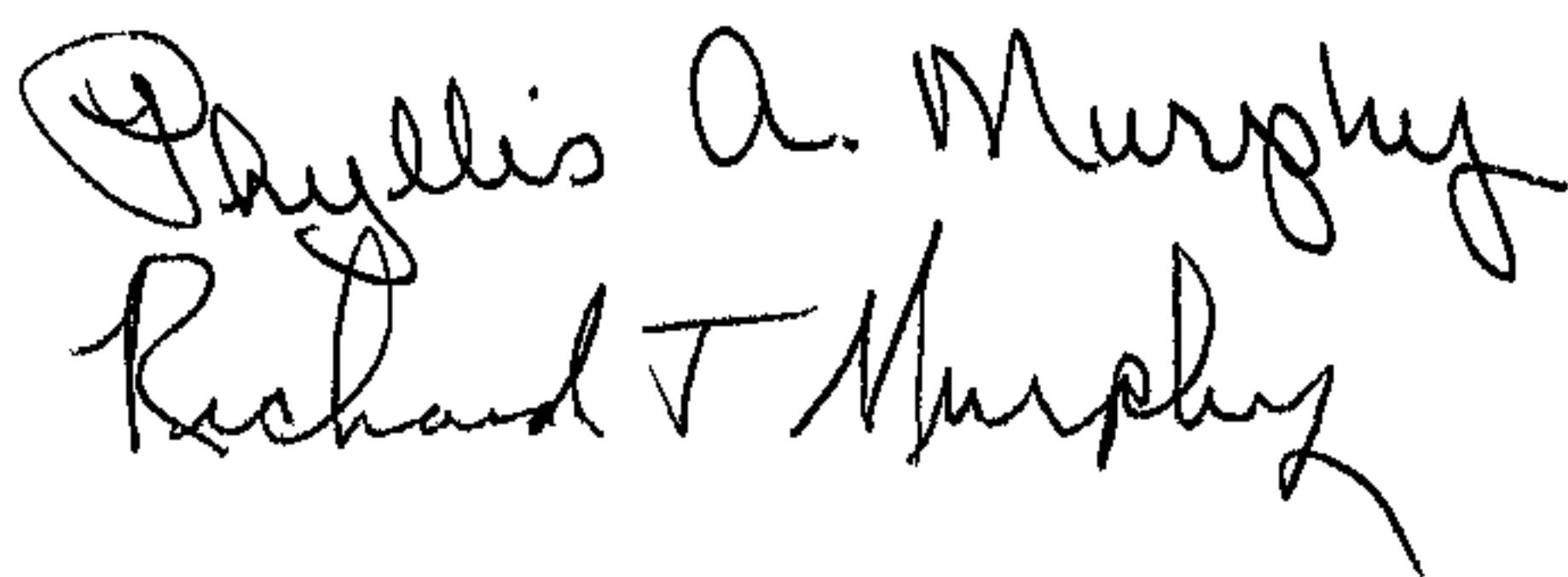
Variance Committee
Baltimore County

Dear Variance Committee Members,

Our names are Phyllis and Richard T. Murphy and we live at 2006 Wilson Point Road. We are adjoining neighbors of Sharon and Frank Winterling of 1933 Wilson Point Road.

We are **not** opposed to the height of the garage being built at 1933 Wilson Point Road.

Yours Truly

Handwritten signatures of Phyllis A. Murphy and Richard T. Murphy. The signature of Phyllis A. Murphy is written in a cursive script, and the signature of Richard T. Murphy is written below it in a similar cursive style.

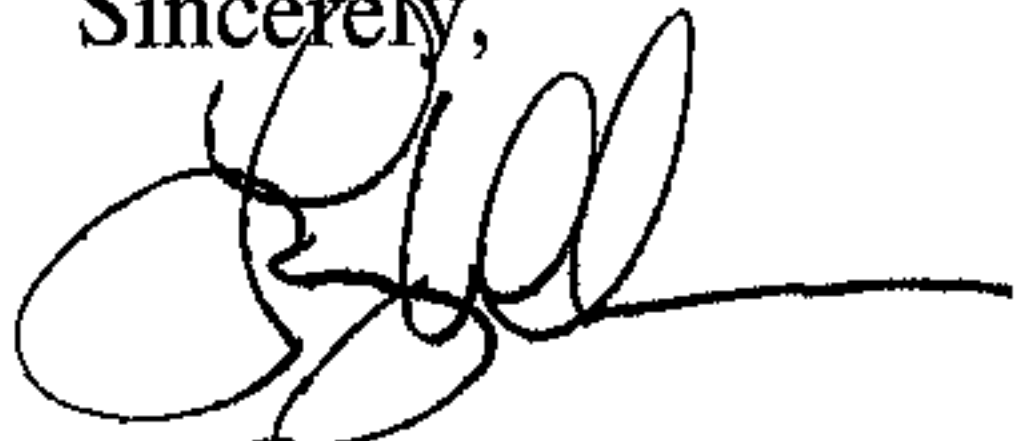
Phyllis A. Murphy
Richard T. Murphy

Dear Variance Committee:

My name is *Laney Elaine Williams* and I live at *2000* Wilson Point Road. I am the neighbor of Frank and Sharon Winterling at 1933 Wilson Point Road.

I am not opposed to the height of the garage being built at 1933 Wilson Point Road.

Sincerely,

A handwritten signature in cursive script, appearing to read 'Elaine Williams', with a long horizontal flourish extending to the right.

Elaine Williams

Dear Variance Committee:

My name is *John D. Macomber* and I live at *1930* Wilson Point Road. I am the neighbor of Frank and Sharon Winterling at 1933 Wilson Point Road.

I am not opposed to the height of the garage being built at 1933 Wilson Point Road.

Sincerely, *John D. Macomber*

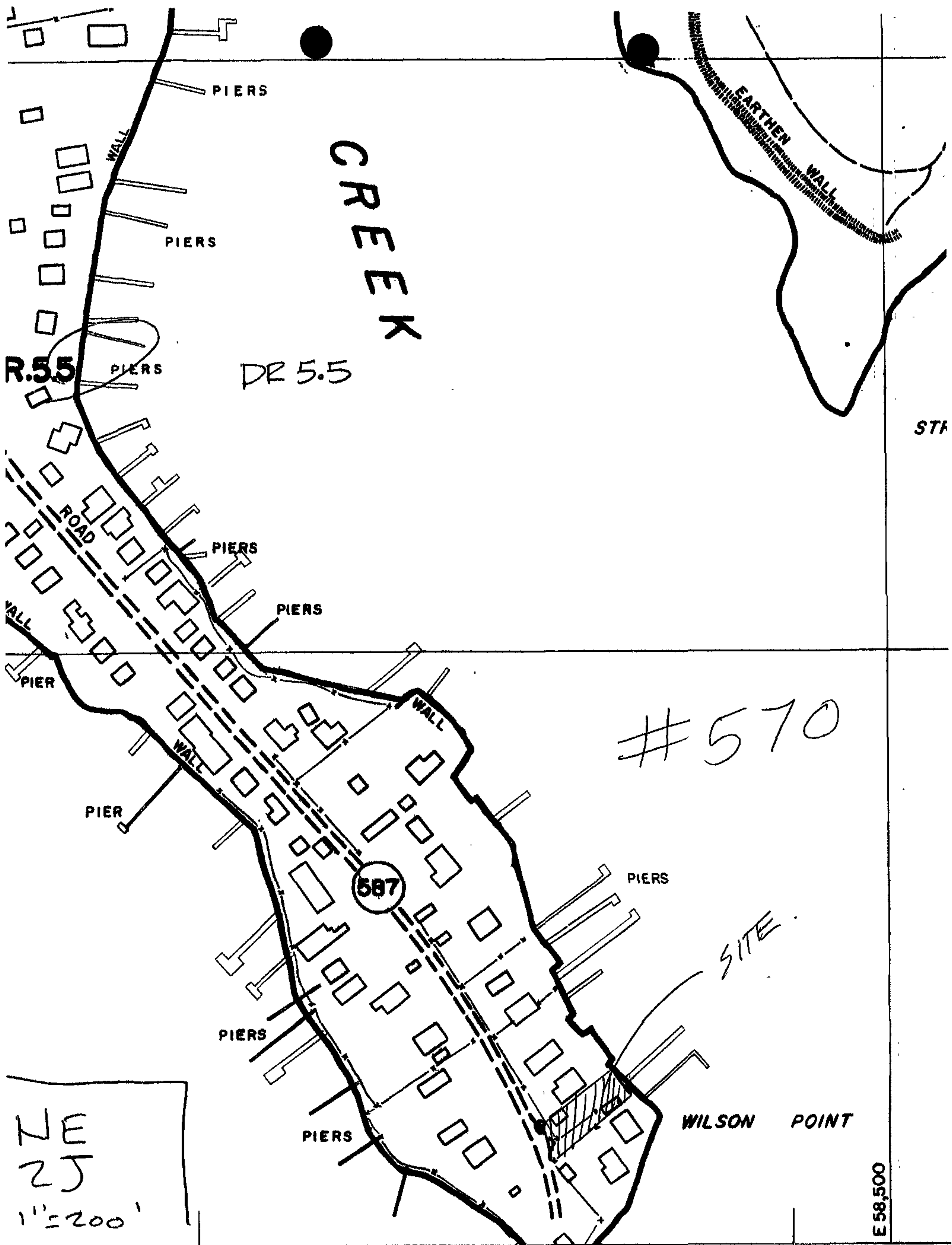
Dear Variance Committee:

My name is ^{William}~~Dawn~~ WETZELBERGER and I live at 1928 Wilson Point Road. I am the neighbor of Frank and Sharon Winterling at 1933 Wilson Point Road.

I am not opposed to the height of the garage being built at 1933 Wilson Point Road.

Sincerely,

A handwritten signature in cursive script, appearing to read "William E. Wetzelberger". The signature is written in dark ink and is positioned below the word "Sincerely,".



I AM RESPONSIBLE FOR THE ACCURACY
OF THE INFORMATION AS DENOTED BY
Baltimore Canal. *Sharon Winterling*

PLAT TO ACCOMPANY PETITION FOR ZONING ☒ VARIANCE ☐ SPECIAL HEARING

PROPERTY ADDRESS 1933 WILSON PT. ROAD

SEE PAGES 5 & 6 OF THE CHECKLIST FOR ADDITIONAL REQUIRED INFORMATION

SUBDIVISION NAME BULL NECK

HURRICANE

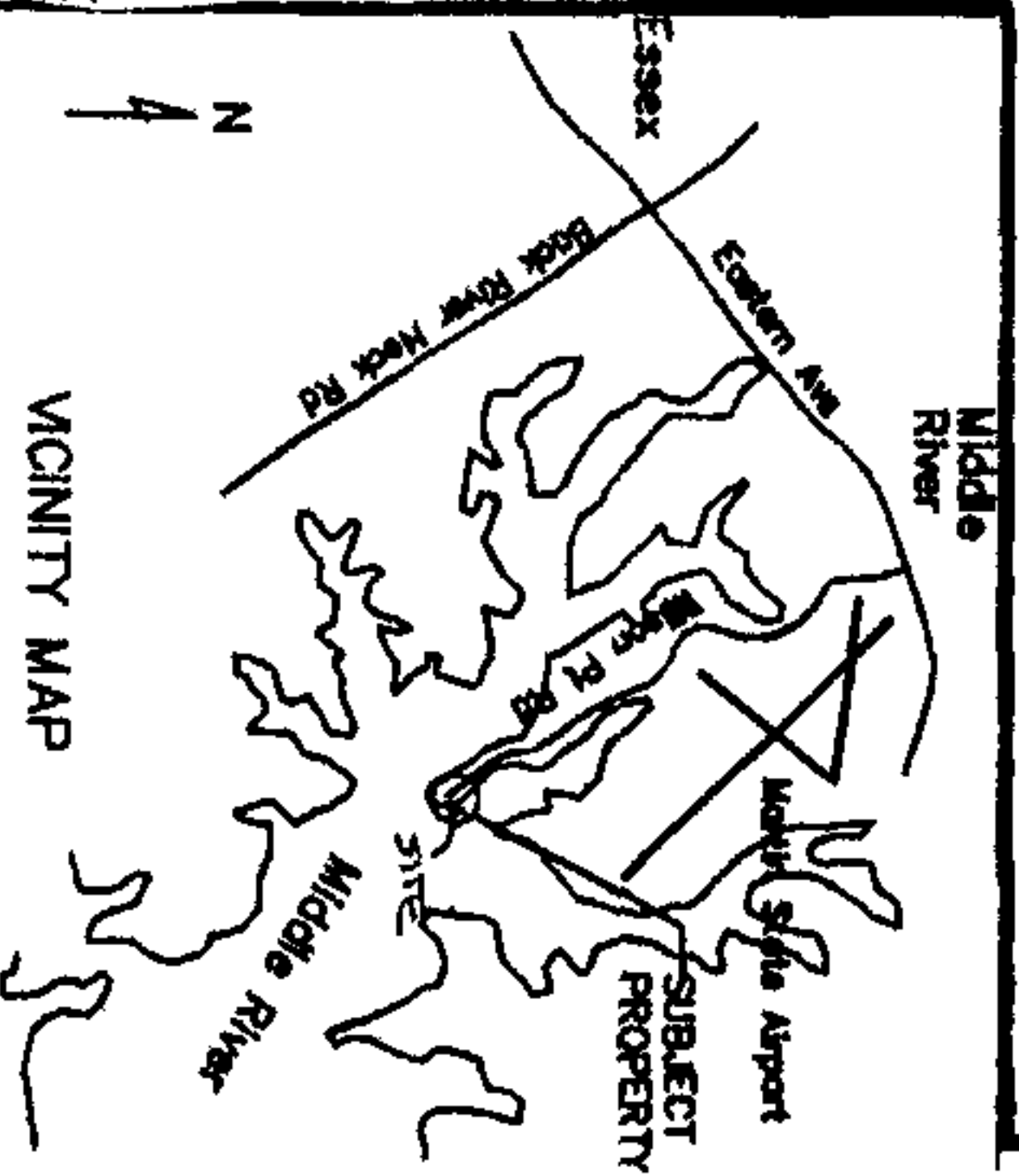
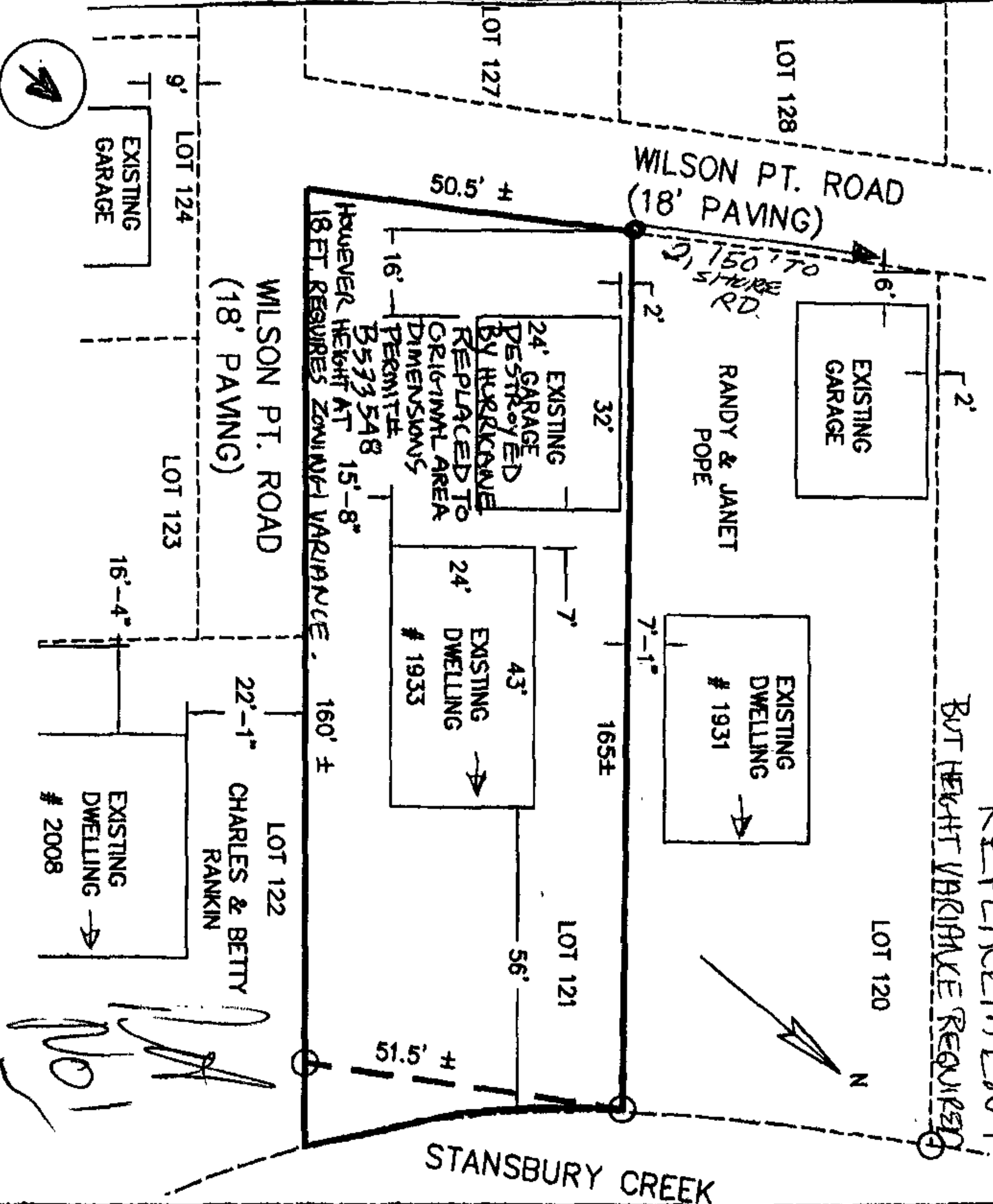
PLAT BOOK # 2 FOLIO # 11 LOT # 121 SECTION # J

DAMAGE

OWNER Frank & Sharon Winterling

REPLACEMENT

BUT HEIGHT VARIANCE REQUIRED



LOCATION INFORMATION

ELECTION DISTRICT 15

COUNCILMANIC DISTRICT 6

1" = 200' SCALE MAP # NE 2J

ZONING DR 5.5

LOT SIZE .18 ACREAGE 8100 SQUARE FEET

SEWER ☒ PUBLIC ☐ PRIVATE

WATER ☒

CHESAPEAKE BAY CRITICAL AREA ☒

100 YEAR FLOOD PLAIN ☒

PER 135 VES OF PER JOSE RM 120 ☒

HISTORIC PROPERTY 6/4/04 ☒

BUILDING ☒

PRIOR ZONING HEARING

ZONING OFFICE USE ONLY
REVIEWED BY ITEM # CASE #

PREPARED BY FHW

SCALE OF DRAWING: 1" = 30'

21-570-1



517 Garage to Street

6 ft.

Pope



7000 ft. above
property line
16 ft.

Garage doors to property
line 22 1/2 ft.

Rankin



570

Garage to Street

9 ft.

Murphy

TYVEK

TYVEK

TYVEK

TYVEK

TYVEK

TYVEK

TYVEK

TYVEK

TYVEK

TYVEK

TYVEK

TYVEK

TYVEK

TYVEK

TYVEK

57 ● ●
Average to start ● ●
VFA

SUBJECT OF
VARIANCE





Image 1 Sketch 1

6 fl.

Pope