IN RE: PETITION FOR ADMIN. VARIANCE S/S of Gray Manor Terrace, 10 ft. E centerline of Graywood Road 12th Election District 7th Councilmanic District (2519 Gray Manor Terrace)

BEFORE THE

DEPUTY ZONING COMMISSIONER

OF BALTIMORE COUNTY

CASE NO. 05-279-A

Stephanie Meyer & James Broderick, Jr. **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, Stephanie Meyer and James Broderick, The variance request is for property located at 2519 Gray Manor Terrace in the "Gray Manor" subdivision of Baltimore County. The variance is requested from Sections 1B02.3.C.1 and 301.1 of the Baltimore County Zoning Regulations (B.C.Z.R.), to permit an open projection addition (carport) with a side yard setback of 1 ft. in lieu of the required 7.5 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 on December 12, 2004, and there being no request for a public hearing, a decision shall be rendered based upon the documentation presented.

Notice is taken that the property, which is the subject of this variance request, consists of 7,485 sq. ft. and is zoned D.R. 5.5.

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.

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, this _____ day of January, 2005, by this Deputy Zoning Commissioner, that the Petitioners' request for variance from Sections 1B02.3.C.1 and 301.1 of the Baltimore County Zoning Regulations (B.C.Z.R.), to permit an open projection addition (carport) with a side yard setback of 1 ft. in lieu of the required 7.5 ft., be and it is hereby APPROVED, 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;

Any appeal of this decision must be made within thirty (30) days of the date of this Order.

JOHN V. MURPHY

DEPUTY ZONING COMMISSIONER

John V. mughy

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
William J. Wiseman III, Zoning Commissioner

January 4, 2005

Ms. Stephanie Meyer Mr. James Broderick, Jr. 2519 Gray Manor Terrace Baltimore, Maryland 21222

Re: Petition for Administrative Variance

Case No. 05-279-A

Property: 2519 Gray Manor Terrace

Dear Ms. Meyer & Mr. Broderick:

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

JVM:raj Enclosure

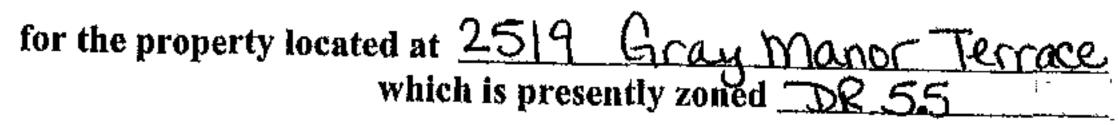


Visit the County's Website at www.baltimorecountyonline.info





to the 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) / BO2.3.C./ \$30/-/ BCZR

To permit an open projection addition (corport) with a side yard setback of 1 ft. in hew of the required 7.5 ft.

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.

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Contract Purchaser	<u>Lessee:</u>			<u>Legal Owne</u>	<u>r(s):</u>		
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Attorney For Petition	ner:			2519 G Address	cay Mano	Terr	410 284 109 Telephone No.
Name - Type or Print	······································		City	Baltimo	oce MD State		レ \ 2
Signature		· · · · · · · · · · · · · · · · · · ·		Representat	ive to be Conta	acted:	1
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City	State	Zip Code	-	City	······································	State	Zip Code
A Public Hearing having been day of day of by Baltimore County and that the	n formally demanded that the su property be reposted.	and/or found to bject matter of this	be requipetition i	lred, it is ordered be be set for a public hea	by the Zoning Commis aring, advertised, as re	sioner of Bal quired by the	timore County, this zoning regulations
		• • • •		Zoning C	Commissioner of Baltim	1 .) }

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 2519 Gray Manor Terrace
Baltimore Maryland 21222 City State Jand 21222
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):
The placement of a carport which would not require a variance would need to be constructed in the backyard of the property with a 2 foot easement.
An existing tree and deck prevent automotive access into this area. Therefore, we are unable to construct a carport without requesting a variance.
We are requesting an Administrative Varience to construct of 25 foot × 10.5 foot carport attached to the dwelling, above the existing driveway, which ends at the rear of the home
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.
Stephanie A. Meyer Stephanie A. Meyer Name-Type or Print Sames R. Broderick 5r. Name-Type or Print
STATE OF MARYLAND, COUNTY OF BALTIMORE, to wit: I HEREBY CERTIFY, this 30 day of
AS WITNESS my hand and Notarial Seal Date Notary Public My Commission Expires Leptul 1, 2004
REV 09/15/98

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.

hat the Affiant(s) does/do presently reside at	2519 Gray	Manor Terrace	· · · · · · · · · · · · · · · · · · ·
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We are requesting an 25 foot x 10.5 foot at the existing driveway.	arport attache	ed to the dwelli	ng, above
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That the Affiant(s) acknowledge(s) that if a food	ormal demand is filed, Affi additional information.	iant(s) will be required to pag	y a reposting and
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Stephanie A. Meyer	<u></u>	mes R. Broderic	<u> </u>
√lame - Type or Print U	Name - Type or Print		
STATE OF MARYLAND, COUNTY OF BALTI	IMORE, to wit:		_
HEREBY CERTIFY, this 30 day of	Morrember	, 200 /, before me, a No	tary Public of the
State of Maryland, in and for the County afores	(5/1.0	Merre	-
the Affiant(s) herein, personally known or satisfaw that the matters and facts hereinabove set	factorily identified to me a	s such Affiant(s), and made o	ath in due form of viedge and belief.
AS WITNESS my hand and Notarial Seal		•	
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Date Date	Notary Public	() curcer	· · · · · · · · · · · · · · · · · · ·
	, My Commission	Expires (Lau /)	2007
REV 09/15/98	• , •		



Petition for Administrative Variance

to the Zoning Commissioner of Baltimore County

for the property located at 2519	Gray M	lanor	Terrace
which is prese	ently zoned _	DR 55	

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) / 802.3. C. / \$301./ DOZR

To permit an open projection addition Coarport) with a side yard setback of 1 ft. in 100 of the required 7.5 ft.

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.

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Contract Purchaser/Les	see:			<u>Legal C</u>	Owner(s):				
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Attorney For Petitioner:	;			2519 Address	Gray	Manor	Terr	410 284 Telephone No.	1052
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ZONING DESCRIPTION

Zoning Description for 2519 Gray Manor Terrace.

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CERTIFICATE OF POSTING

·	RE: Case No.: 0.5-477-79
The same of the sa	Petitioner/Developer: JAMES
	BRODERICK & STEPHANIE
	Date of Hearing/Closing: 12-27-09
Baltimore County Department of Permits and Development Management County Office Building, Room 111 111 West Chesapeake Avenue Towson, Maryland 21204	
ATTN: Kristen Matthews {(410) 887-339	94}
Ladies and Gentlemen:	•
	s of perjury that the necessary sign(s) required by law were
posted conspicuously on the property loca	1
- 25/3	GRAY MANOR TERRACE
	10 / 10 / 10
The sign(s) were posted on	(Month, Day, Year)
	Sincerely,
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	Signature of Sign Poster) (Date)
	Robert Black 12/14/00
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	Signature of Sign Poster) (Date) SSG Robert Black
	Signature of Sign Poster) (Date) SSG Robert Black (Print Name)
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	Signature of Sign Poster) (Date) SSG Robert Black (Print Name) 1508 Leslie Road (Address)
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	(Signature of Sign Poster) (Date) SSG Robert Black (Print Name) 1508 Leslie Road (Address) Dundalk, Maryland 21222 (City, State, Zip Code) (410) 282-7940

ADMINISTRATIVE VARIANCE INFORMATION SHEET AND DATES

-A

Address 2519 Gray Manor Terrace

Case Number 05-

Conta	act Pers	on:	Planne	r, Please Print				Pho	ne Numbe	er: 410	0-887-339
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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: 05-279 - A
Petitioner: James R. Broderick Jc. + Stephanie A. Meyer
Address or Location: 2519 Gray Manor Terr, Balto. MD 2122
PLEASE FORWARD ADVERTISING BILL TO:
Name: James R. Broderick Jr. + Stephanie A. Meyer
Address: 2519 Gray Manor Ferrace
Address: 2519 Gray Manor Ferrace Baltimore, Maryland 21222
Telephone Number: <u>식ID 284 105</u> 2

Revised 2/20/98 - SCJ

Department of Permits Development Managen

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





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

December 27, 2004

James R. Broderick, Jr. Stephanie A. Meyer 2519 Gray Manor Terrace Baltimore, Maryland 21222

Dear Mr. Broderick and Ms. Meyer:

RE: Case Number: 05-279-A, 2519 Gray Manor Terrace

The above referenced petition was accepted for processing by the Bureau of Zoning Review, Department of Permits and Development Management (PDM) on November 30, 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,

W. Carl Richards, Jr.

Supervisor, Zoning Review

u. Cal Rohal D

WCR: clb

Enclosures

c: People's Counsel



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



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

December 9, 2004

ATTENTION: Zoning Review planners

Distribution Meeting of December 13, 2004

Item No.: 267, 277-290

Pursuant to your request, the referenced plan(s) have been reviewed 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: 12.10.09

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

RE:

Baltimore County

Item No. 272

JRF

Dear. Ms. Matthews:

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,

Steven D. Foster, Chief

Engineering Access Permits Division

BALTIMORE COUNTY, MARYLAND DEPARTMENT OF ENVIRONMENTAL PROTECTION & RESOURCE MANAGEMENT

TO:

Tim Kotroco

PDM

FROM:

John D. Oltman, Jr 🥦

DEPRM

DATE:

January 24, 2004

SUBJECT:

Zoning Items # See List Below

Zoning Advisory Committee Meeting of December 20, 2004.

X The Department of Environmental Protection and Resource Management has no comments on the following zoning items:

05-278 05-279 05-281 05-287

05-289

05-290

Reviewers:

Sue Farinetti, Dave Lykens

BALTIMORE COUNTY, MARYLAND

INTER-OFFICE CORRESPONDENCE

TO:

Timothy M. Kotroco, Director

Department of Permits and Development Management

FROM:

Arnold F. 'Pat' Keller, III

Director, Office of Planning

DATE: December 20, 2004

DEC 2

SUBJECT:

ZOWIG COMMISSIONER Zoning Advisory Petition(s): Case(s) 5-279 and 5-289

Administrative Variances

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 Bill Hughey in the Office of Planning at 410-887-3480.

MAC/LL

BALTIMORE COUNTY, MARYLAND

INTEROFFICE CORRESPONDENCE

TO:

Timothy M. Kotroco, Director

Department of Permits &

Development Management

DATE: December 29, 2004

FROM: 0

Robert W. Bowling, Supervisor Bureau of Development Plans

Review

SUBJECT:

Zoning Advisory Committee Meeting

For December 20, 2004 Item Nos. 267, 278, 279, 280, 281, 284, 285, 288, and 289

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

RWB:CEN:jrb

cc: File

Case Number 05-279-A

Mike & Julie Monaghan 2521 Gray Manor Terrace Baltimore MD, 21222 410-284-5483

We are aware of the petition for a variance known as case number 05-279-A. The subject property is directly West of our property and the plan for an open projection (carport) with a setback of one foot in lieu of the required seven feet will be placed on the East side of the 2519 Gray Manor Terrace residence.

We have seen the plans and reviewed the design with James Broderick and Stephanie Meyer (owners of 2519 Gray Manor Terrace). We <u>do not</u> take issue with this petition. Furthermore, please contact us at the above listed number with any questions or concerns you may have. Thank you.

Mike Monaghan

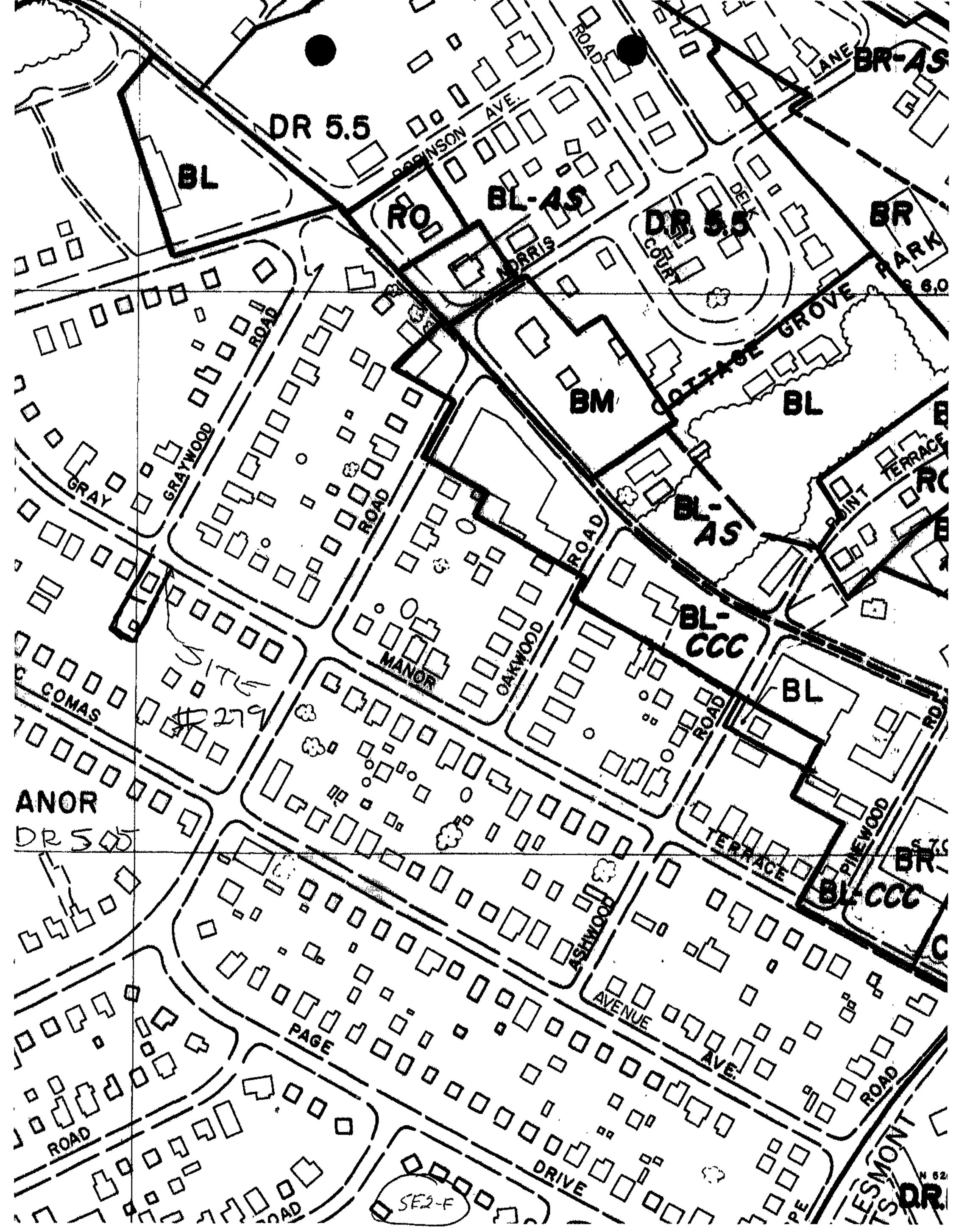
Owner of 2521 Gray Manor Terrace

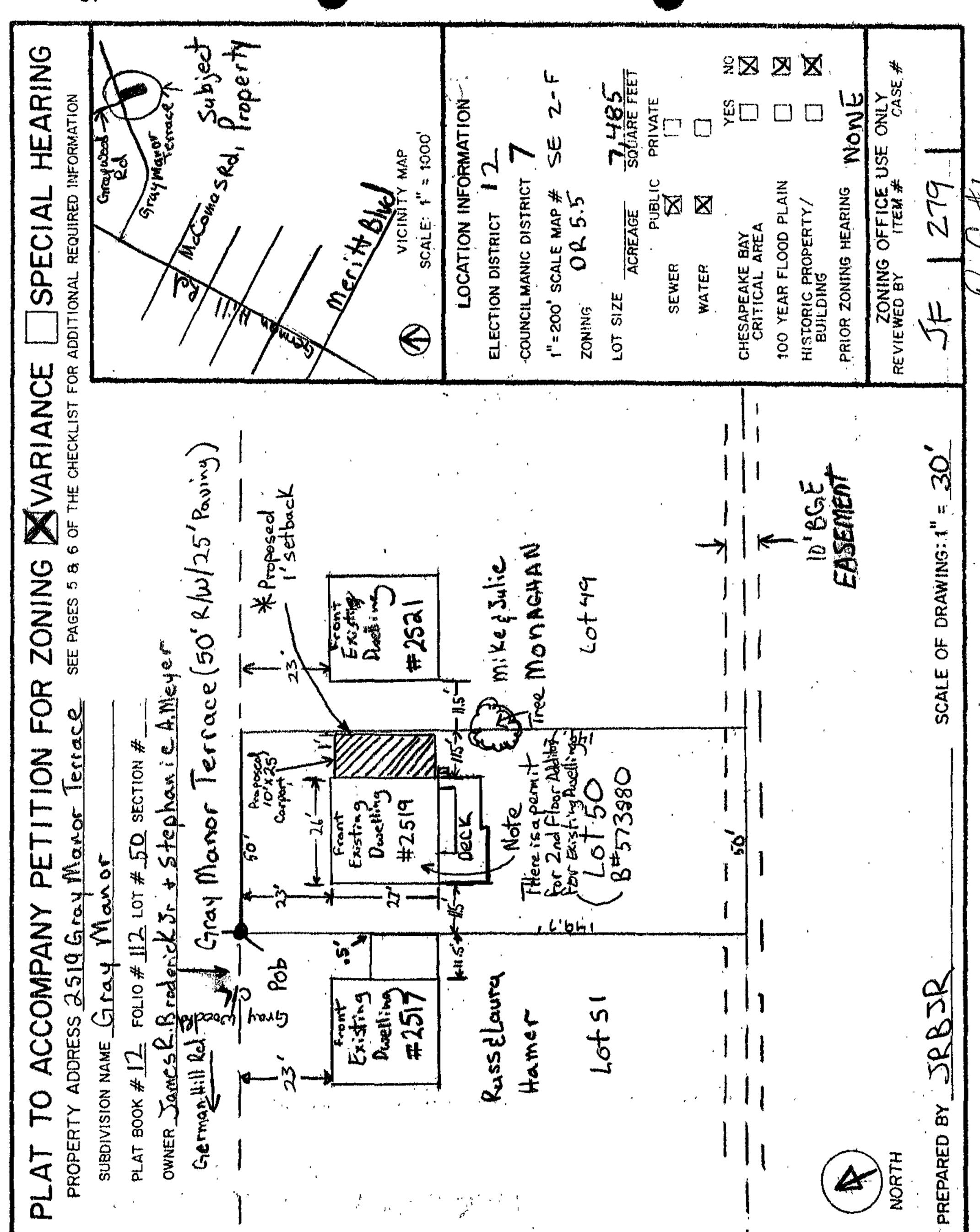
Date

Date

Julie Monaghan

Owner of 2521 Gray Manor Terrace





Example

Example