IN RE: PETITION FOR VARIANCE
E/S of Lincoln Ave., 50 ft. S
centerline of Geise Ave. AND
E/S of Lincoln Ave., 0 ft. S
centerline of Geise Ave.
15th Election District
7th Councilmanic District
(2227 Lincoln Avenue)
(2229 Lincoln Avenue)

THE RESERVED TO

Gary Maynor, Legal Owner and Mark Ruth, Contract Purchaser for 2229 Lincoln Avenue Petitioners BEFORE THE

\* DEPUTY ZONING COMMISSIONER

\* OF BALTIMORE COUNTY

CASE NO. 05-284-A CASE NO. 05-285-A

ORDER OF DISMISSAL

WHEREAS, the Petitioners herein filed Petitions for Variance for the property located at 2227 Lincoln Avenue and 2229 Lincoln Avenue in the eastern area of Baltimore County. The Petitioners requested variance relief as follows:

Case No. 05-284-A: Property located at 2227 Lincoln Avenue (Lot 197) 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 an existing dwelling on a lot with a width of 50 ft. in lieu of the required 55 ft.

Case No. 05-285-A: Property located at 2229 (Lot 198) in the eastern area of Baltimore County. Variance relief is requested from Sections 1B02.3.C.1 and 304 of the Baltimore County Zoning Regulations (B.C.Z.R.), to permit construction of a dwelling on a lot with a width of 50 ft. in lieu of the required 55 ft. and to approve an undersized lot.

WHEREAS, the above cases were scheduled for hearing on February 1, 2005 in Room 407 of the County Courts Building. Case No. 05-284-A was scheduled for hearing at 9:00 a.m. and Case No. 05-285-A was scheduled for hearing at 10:00 a.m.

WHEREAS, no one appeared in support of the petitions at the hearing on February 1, 2005,

WHEREAS the Petitioner sent a letter dated February 5, 2005 explaining the Petitioner's absence as not being aware that the Petitioner had to come to the hearing;

IT IS THEREFORE, ORDERED, by the Deputy Zoning Commissioner for Baltimore County, this <u>8</u> day of February, 2005, that the hereinabove Petitions for Variance, be and they are hereby DISMISSED, without prejudice.

JOHN V. MURPHY

DEPUTY ZONING COMMISSIONER

FOR BALTIMORE COUNTY

JVM:raj

SADER RECEIVED FOR FLINE.

# Zoning Commissioner

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





James T. Smith, Jr., County Executive William J. Wiseman III, Zoning Commissioner

February 10, 2005

Mr. & Mrs. Gary Maynor 2227 Lincoln Avenue Baltimore, Maryland 21219

> Re: Petitions for Variance Case Nos. 05-284-A & 05-285-A

Property: 2227 Lincoln Ave. & 2229 Lincoln Ave.

Dear Mr. & Mrs. Maynor:

The above-captioned cases were scheduled for hearing on Tuesday, February 1, 2005. However, no one appeared at the hearing in support of the petitions and the reasons given in your February 5, 2005 letter for failing to appear are not sufficient.

As a result, I dismissed both cases without prejudice so that if you choose you can file these petitions again at a later time.

Very truly yours,

John V. Murphy

Deputy Zoning Commissioner

JVM:raj Enclosure



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



# Petition for Variance

#### 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) 1002, 30.1. (BCZR)

TO PERMIT AN EXISTING DWELLING ON A LOT WITH A WIDTH OF 50-FEET IN LIEU OF THE REQUIRED 55-FEET.

of the Zoning Regulations of Baltimore County, to the zoning law of Baltimore County, for the following reasons: (indicate hardship or practical difficulty)

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:

2018/2 2/8/5

#### Legal Owner(s):

Name - Type or Print	Name -	Type of Print	] -
Signature	······································	Signature / My	
Address	Telephone No.	Name - Type or Print	·,.·
City	ZIP Code	Signature	· · · · · · · · · · · · · · · · · · ·
Attorney For Petitioner:		Address Address	410-477-1 Telephone No.
Name - Type or Print	City -	B Altc. Md. State	Zip Code
Signature		Representative to be Contacted:	
Company	<del>., </del>	Name	······································
Address	Telephone No.	Address	Telephone No.
City	ZIP Gode	City State	Zip Code
See	also)	OFFICE USE ONLY	
See Case No. — 05 - 281-A 0	5 461.71	ESTIMATED LENGTH OF HEARING	
	Reviewed By	UNAVAILABLE FOR HEARING	- <del></del>
V 9/15/98	z Netor/Pi	6/12	1
I Sulle	× 9/1/08		1

730 W. Padonia Road, Suite 101 Cockeysville, Maryland 21030

410-560-1502, fax 410-560-0827

# ZONING DESCRIPTION 2227 LINCOLN AVENUE 15TH ELECTION DISTRICT BALTIMORE COUNTY, MARYLAND

BEGINNING FOR THE SAME at a point on the east side of Lincoln Avenue, a right-of-way (50) feet wide at the distance of 50 feet south of the centerline of the nearest improved intersecting street Geise Avenue, a right- of- way (40) feet wide. Being lot #1G in the subdivision of J W Hinson as recorded in Baltimore County Plat Book #10, Folio #97, containing 11,811 Sq.Ft. or 0.271 Ac.+/-. Also known as 2227 Lincoln Avenue and located in the 15<sup>th</sup>. Election District, 7<sup>th</sup> Councilmanic District.

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### 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: #05-284-A
2227 Lincoln Avenue
East side of Lincoln Avenue
50 feet south of centerline
of Geise Avenue:
15th Election District
7th Councilmanic District
Legal Owner(s):
Gary Maynor
Variance: to permit an existing dwelling on a lot with a width of 50 feet in lieu of the required 55 feet.
Hearing: Tuesday, February 1, 2005 at 9:00 a.m. in
Room 407, County Courts
Building, 401 Bosley Avenue, Towson 21204.

WILLIAM WISEMAN

Zoning Commissioner for Baltimore County NOTES: (1) Hearings are Handicapped Accessible; ton special accommoda-tions Please Contact the Zoning Commissioner's Of-fice at (410) 887-4386. (2) For information con-cerning the file and/or Hearing Contact the Zon-ing Review Office at (410)

887-3391 JT/1/703 Jan.18 36176

### CERTIFICATE OF PUBLICATION

THIS IS TO CERTIFY, that the annexed advertisement was published
in the following weekly newspaper published in Baltimore County, Md.,
once in each ofsuccessive weeks, the first publication appearing
on 18,2005.
☐ The Jeffersonian ☐ Arbutus Times ☐ Catonsville Times ☐ Towson Times ☐ Owings Mills Times ☐ NE Booster/Reporter ☐ North County News
>/////

LEGAL ADVERTISING

# CERTIFICATE OF POSTING

	RE: Case No.: 05-284-A
	Petitioner/Developer:
	MAYNOR
	Date of Hearing/Closing: 2/1/05
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	4}
Ladies and Gentlemen:	•
This letter is to certify under the penalties posted conspicuously on the property locate	of perjury that the necessary sign(s) required by law were ed at:
· · · · · · · · · · · · · · · · · · ·	UCOLIN AVE
The sign(s) were posted on	
	(Month/Day, Year)
	Sincerely,
	Signature of Sign Poster) (Date)
	SSG Robert Black
	(Print Name)
	1508 Leslie Road
	(Address)
	Dundalk, Maryland 21222
	(City, State, Zip Code)
<u> </u>	(410) 282-7940
	(Telephone Number)

PATUXENT PUBLISHING COMPANY TO: Tuesday, January 18, 2005 Issue - Jeffersonian

Please forward billing to:

Gary Maynor 2227 Lincoln Avenue

410-477-1746

Baltimore, Maryland 21219

# 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

CASE NUMBER: 05-284-A

2227 Lincoln Avenue

East side of Lincoln Avenue, 50 feet south of centerline of Geise Avenue.

15<sup>th</sup> Election District—7<sup>th</sup> Councilmanic District

Legal Owner: Gary Maynor

Variance to permit an existing dwelling on a lot with a width of 50 feet in lieu of the required 55

Hearing; Tuesday, February 1, 2005 at 9:00 a.m., in Room 407, County Courts Building 401 Aosley Avenue, Towson 21204

WILLIAM WISEMAN 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

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



#### Baltimore County

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

December 14, 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

CASE NUMBER: 05-284-A

2227 Lincoln Avenue

East side of Lincoln Avenue, 50 feet south of centerline of Geise Avenue.

15<sup>th</sup> Election District—7<sup>th</sup> Councilmanic District

Legal Owner: Gary Maynor

Variance to permit an existing dwelling on a lot with a width of 50 feet in lieu of the required 55

Hearing: Tuesday, February 1, 2005 at 9:00 a.m., in Room 407, County Courts Building 401 Bosley Avenue, Towson 21204

Timothy Kotroco

TK: clb

Director

C: Gary Maynor 2227 Lincoln Avenue Baltimore 21219

NOTES: (1) THE PETITIONER MUST HAVE THE ZONING NOTICE SIGN POSTED BY AN APPROVED POSTER ON THE PROPERTY BY MONDAY JANUARY 17, 2005.

- (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.



# 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:	
	05-284-A
Petitioner: MAYNOR	**************************************
Address or Location: 2227 LINCOLN	AVE.
•	
PLEASE FORWARD ADVERTISING BILL T	O:
Name: MR. GARY MAYKOR	
Address: 2227 LINCOLN AVE.	
BALTD MO 21219	
Telephone Number: 410-477-15	146

#### Interoffice Memorandum

### TO: Zoning Advisory Committee Members

Zoning Items 284 & 285 resulted in Case #05-284-A & 05-285-A. Both hearings were held on February 1, 2005, and both cases were dismissed. Due to a misunderstanding the petitioners did not attend the hearings. The Deputy Zoning Commissioner and Director of Permits & Development Management have agreed to reprocess the same requests with new hearing numbers — new case — same requests.

Address	Old Case #	New Case #
2227 Lincoln Avenue	05-284-A	05-461-A
2229 Lincoln Avenue	05-285-A	05-462-A

# PLEASE SCHEDULE THESE TWO HEARINGS FOR THE SAME DATE

05-284-A 2227 LINCOLN AVENUE

05-285-A 2229 LINCOLN AVENUE

THANKS,

D. THOMPSON

# Department of Permit 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

January 26, 2005

Gary Mayner 2227 Lincoln Avenue Baltimore, Maryland 21219

Dear Mr. Mayner:

RE: Case Number: 05-284-A, 2227 Lincoln Avenue

The above referenced petition was accepted for processing by the Bureau of Zoning Review, Department of Permits and Development Management (PDM) on December 2, 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,

u. Cal Roball D

W. Carl Richards, Jr. Supervisor, Zoning Review

WCR: clb

**Enclosures** 

c: People's Counsel



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

#### BALTIMORE COUNTY, MARYLAND

#### INTEROFFICE CORRESPONDENCE

TO:

Timothy M. Kotroco, Director

DATE: December 29, 2004

Department of Permits & Development Management

FROM:

Robert W. Bowling, Supervisor Bureau of Development Plans

Review

SUBJECT:

Zoning Advisory Committee Meeting

For December 20, 2004

Itsm 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

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

TO:	Tim Kotroco PDM				
FROM:	John D. Oltman, Jr Jyo				
DATE:	January 24, 2005				
SUBJECT:	Zoning Item # 05-284 Address 2227 Lincoln Ave (Maynor Property)				
Zoning	Advisory Committee Meeting of December 13, 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:					
Reviewer: Mike Kulis Date: January 24, 2005					

S:\Devcoord\ZAC SHELL 11-20-03.doc

P2/1

# BALTIMORE COUNTY, MARYLAND

#### INTER-OFFICE CORRESPONDENCE

TO:

Timothy M. Kotroco, Director

Department of Permits and Development Management DATE: December 21, 2004

FROM:

Arnold F. 'Pat' Keller, III

Director, Office of Planning

DEC 2 7 2004

ZONING COLLISSIONER

SUBJECT:

Zoning Advisory Petition(s): Case(s) 5-284

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 Cunningham in the Office of Planning at 410-887-3480.

Prepared By

**Division Chief:** 

MAC/LL



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

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

Maryland Department of Transportation

Date: 12.10.04

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

RE:

**Baltimore County** 

Item No. 284

DT

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

RE: PETITION FOR VARIANCE

2227 Lincoln Avenue; E/side Lincoln Avenue,

50' S c/line Geise Avenue

15<sup>th</sup> Election & 7<sup>th</sup> Councilmanic Districts

Legal Owner(s): Gary Maynor

Petitioner(s)

**BEFORE THE** 

**ZONING COMMISSIONER** 

**FOR** 

**BALTIMORE COUNTY** 

05-284-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.

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 22<sup>nd</sup> day of December, 2004, a copy of the foregoing Entry of Appearance was mailed to, Gary Maynor, 2227 Lincoln Avenue, Baltimore, MD 21219, Petitioner(s).

RECEIVED

PETER MAX ZIMMERMAN

 $\mathcal{M}$ 

People's Counsel for Baltimore County

dimmerman

Per.....

#### Interoffice Memorandum

#### TO: Zoning Advisory Committee Members

Zoning Items 284 & 285 resulted in Case #05-284-A & 05-285-A. Both hearings were held on February 1, 2005, and both cases were dismissed. Due to a misunderstanding the petitioners did not attend the hearings. The Deputy Zoning Commissioner and Director of Permits & Development Management have agreed to reprocess the same requests with new hearing numbers – new case – same requests.

Address	Old Case #	New Case #
2227 Lincoln Avenue	05-284-A	05-461-A
2229 Lincoln Avenue	05-285-A	05-462-A

February 5, 2005

Director of Permits & Development Management 111 West Chesapeake Avenue Towson, MD. 21204

RE: Case Number: 05-284-A 2227 Lincoln Avenue Case Number: 05-285-A 2229 Lincoln Avenue

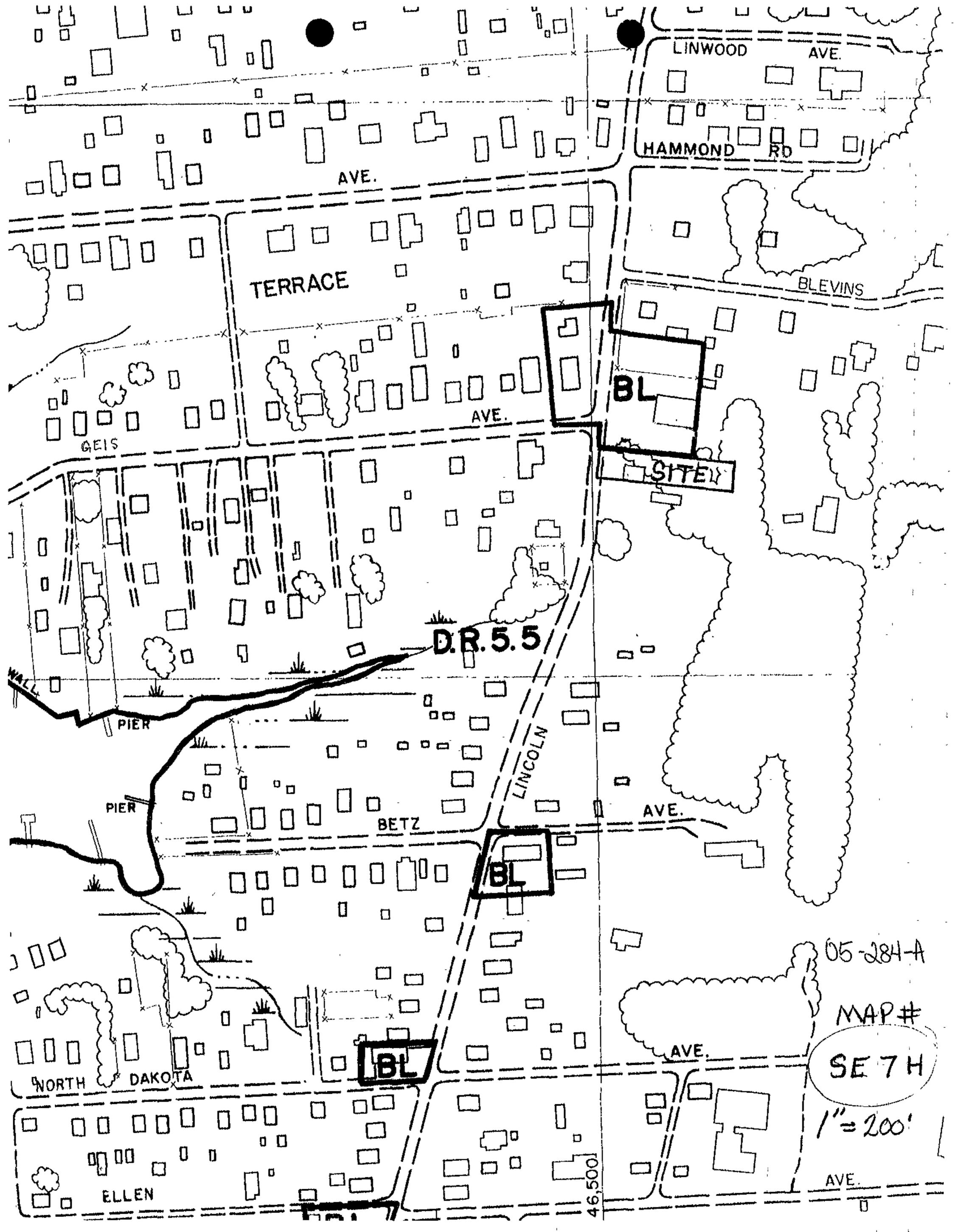
I am writing this letter in reference for a reconsideration of the Case Numbers listed above. A hearing was scheduled for February 1<sup>st</sup>, 2005 for both cases. About a month ago I received a letter in reference to when the hearing was and what it was for. For me being very unfamiliar with your system I inquired about the letter. I called and spoke to the secretary and she informed me that we could go to the hearing if we wanted to but that it was not necessary for us to be there. Therefore, we did not come to the hearing thinking that we did not have to. When I called just to ask a general question I surprisingly found out that we were supposed to be there and that the cases were dismissed. I would be more then glad to accommodate your request for us being there to explain the reasons for the variances. If you may have any questions please call me at (410)477-1746.

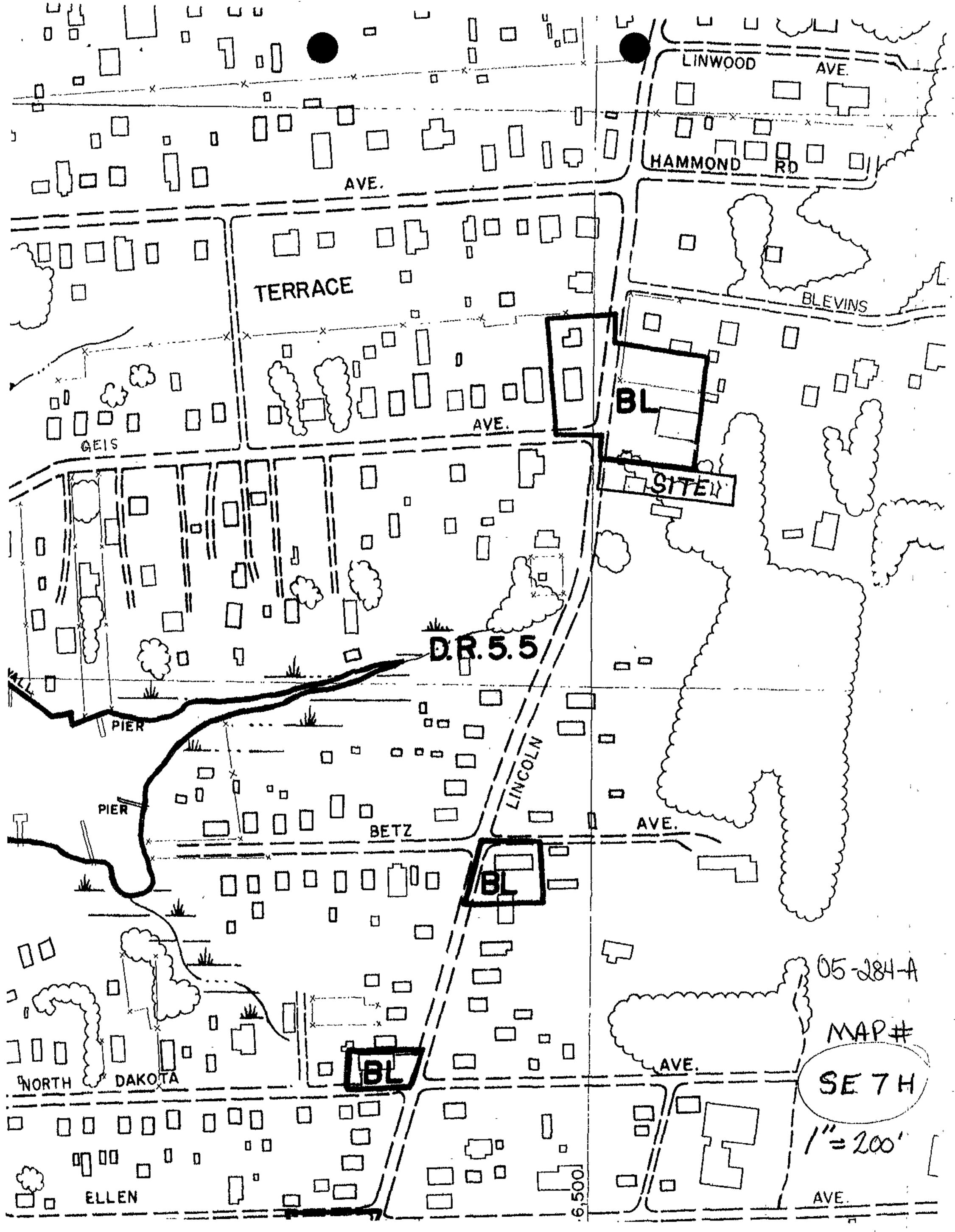
Thank you,

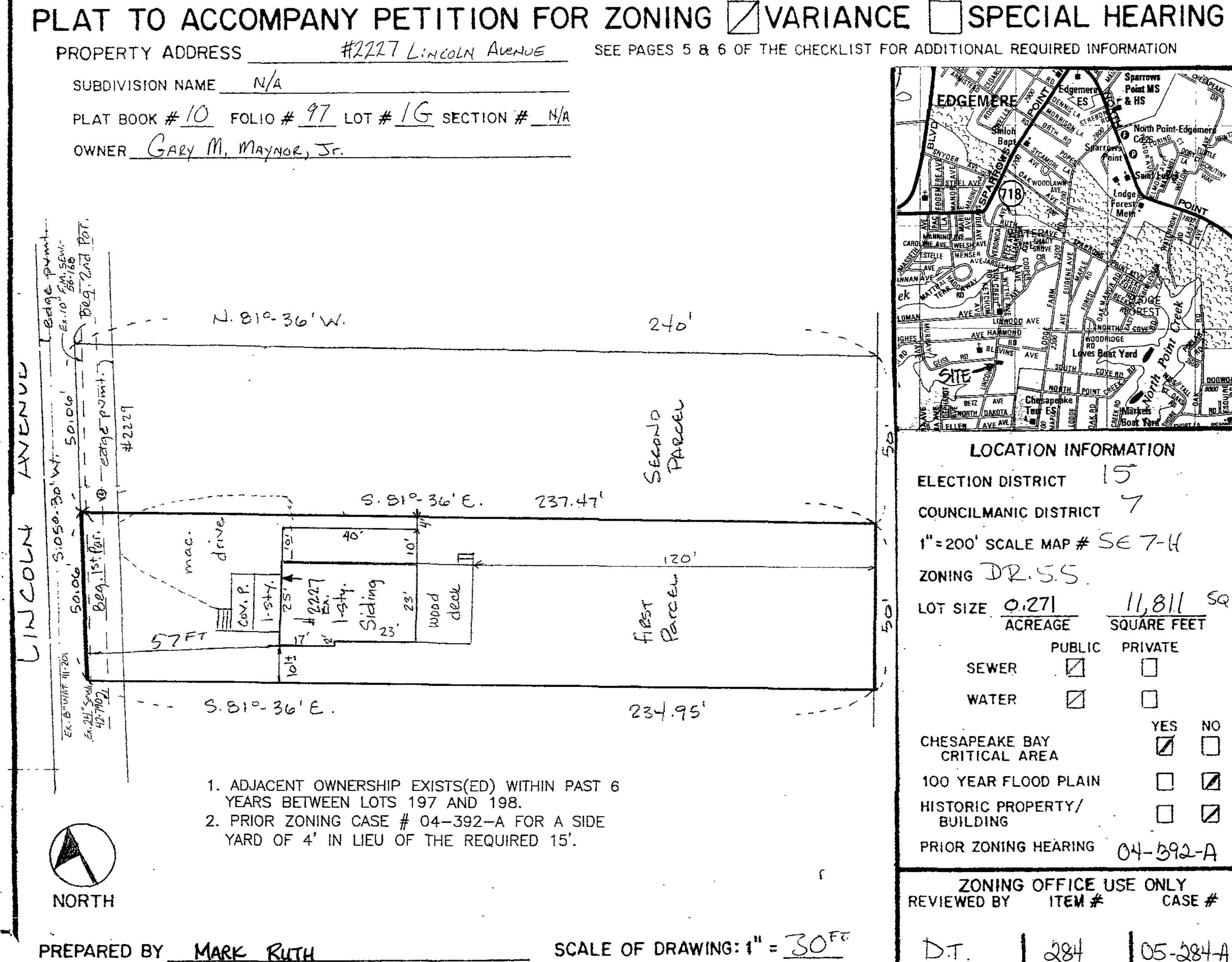
**Christy Maynor** 

Christy-Maynor

FEB 7 2005 05-177







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284