



IN RE: PETITION FOR ADMIN. VARIANCE
NE/S of Locust Drive, 100 ft. NW
centerline of Newburg Avenue
1st Election District
1st Councilmanic District
(421 Locust Drive)

Karen C. & William R. Meier Petitioners

BEFORE THE

* DEPUTY ZONING COMMISSIONER

* OF BALTIMORE COUNTY

' CASE NO. 05-404-A

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, Karen C. and William R. Meier. The variance request is for property located at 421 Locust Drive in the Catonsville area of Baltimore County. The variance request is from Section 1B02.3.C1 (Chart) of the Baltimore County Zoning Regulations (B.C.Z.R.), to permit a minimum of 10 ft. on one side and a sum of 22 ft. on both sides in lieu of 15 ft. minimum and a sum of 40 ft. for both sides for an addition. The subject property and requested relief are more particularly described on Petitioners' Exhibit No. 1, the plat to accompany the Petition for Variance.

The Petitioner having filed a Petition for Administrative Variance and the subject property having been posted on February 18, 2005, and there being no request for a public hearing, a decision shall be rendered based upon the documentation presented.

The Petitioner has filed the supporting affidavits as required by Section 32-3-303 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

THE SOLUTION THE

compliance with the B.C.Z.R. would result in practical difficulty and/or unreasonable hardship upon the Petitioner.

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 <u>16</u> day of March, 2005, that a variance from Section 1B02.3.C1 (Chart) of the Baltimore County Zoning Regulations (B.C.Z.R.), to permit a minimum of 10 ft. on one side and a sum of 22 ft. on both sides in lieu of 15 ft. minimum and a sum of 40 ft. for both sides for an addition, be and is hereby GRANTED, subject, however, to the following restriction which is a condition precedent to the relief granted herein:

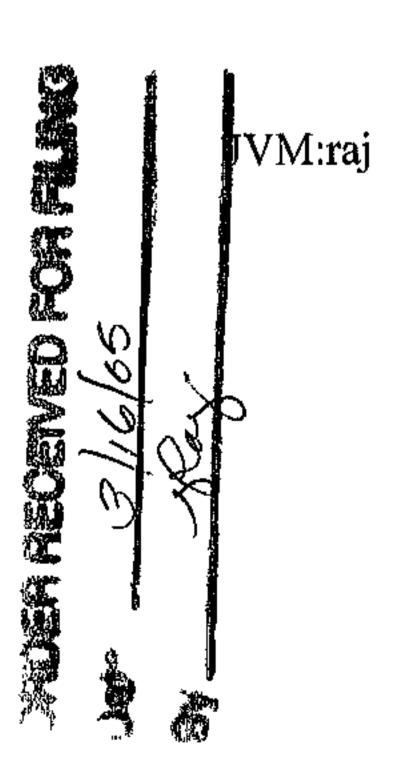
1. The Petitioners may apply for their building permit and be granted same upon receipt of this Order; however, Petitioners are hereby made aware that proceeding at this time is at their own risk until such time as the 30 day appellate process from this Order has expired. If, for whatever reason, this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

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

JOHN V. MURPHY

DEPUTY ZONING COMMISSIONER

FOR BALTIMORE COUNTY



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

March 16, 2005

Mr. & Mrs. William R. Meier 421 Locust Drive Catonsville, Maryland 21228

Re: Petition for Administrative Variance Case No. 05-404-A Property: 421 Locust Drive

Dear Mr. & Mrs. Meier:

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





REV 10/25/01

Petition for Administrative Variance

to the Zoning Commissioner of Baltimore County

for the property located at $\frac{\#421\ \text{LOCVS7}\ ORIVE}{21228}$ which is presently zoned $\frac{DR2}{}$

Estimated Posting Date 07.70 05

This Petition shall be filed with the Department of Permits owner(s) of the property situate in Baltimore County and which made a part hereof, hereby petition for a Variance from Section	n(s) 17800 301 (COMPONITION
A MUNIMUM OF 10 FT. ON ONE	SIDE & A SWALL COTE 77 FOR THE
SIDES LN LIGNOF 15 FT. MUN	. & A Sumor 40 FT. TON BOTH SUDES
	, , , , , , , , , , , , , , , , , , ,
	i '
of the zoning regulations of Baltimore County, to the zoning law of this petition form.	N of Baltimore County, for the reasons indicated on the back ■
Property is to be posted and advertised as prescribed by the zoll, or we, agree to pay expenses of above Variance, advertising, post regulations and restrictions of Baltimore County adopted pursuant to	ing, etc. and further agree to and are to be bounded by the zoning
	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:	<u>Legal Owner(s):</u>
Name - Type or Print	Name - Type or Print
Signature	Signature - new
A dalum a s	MAREN C. MEIEN
Address Telephone No.	Name - Type or Print Muren & Meier
City State Zip Code	Signature W 410"787 - 85.
Attorney For Petitioner:	421 LOCUST DRIVE 14 410-744-0454
	Address Telephone No.
Name - Type or Print	City MO 21228 State Zip Code
	Representative to be Contacted:
Signature	TOPICOCITALIFO TO DO CONTRACTOR.
Company	Name
Add ess Telephone No.	Address Telephone No.
City State Zip Code	City State Zip Code
A Public Hearing having been formally demanded and/or found to be retained this that the subject matter of this regulations of Baltimore County and that the property be reposted.	equired, it is ordered by the Zoning Commissioner of Baltimore County, petition be set for a public hearing, advertised, as required by the zoning
NAMES TO THE PARTY	Zoning Commissioner of Baltimore County
CASE NO	The same of the sa
CASE NO Revie	wed By 07 Date 02 165

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 resid	de at <u>421</u> Address	LOCUST A	2RIVE	
-	CA-	TONSVILLE	MD State	ଅ/ଅଅନ୍ତ Zip Code
, ,	City			
That based upon personal knowledge, the Variance at the above address (indicate h	lardship or prac	tical difficulty)		
WE NEED TO EXPAND OUR	HOUSE TO	ACCOMODA	TEOURGROWING FAI	MILY, DUE TO
10 10 100 / 50	WIDE X 150	NEGFT, C	THIND! GIVENINGE	770036
INFRINGING ON REQUIRED S	ET BACKS	TO 5105	PROPERTY LIA	res. The
additional side u	nish in	+	adate Z	bedrooms
additional side a) (T) (S	vo acc	Coour	
hall, & bath us	pstoirs			
That the Affiant(s) acknowledge(s) that	if a formal de	mand is filed.	Affiant(s) will be red	uired to pay a reposting and
advertising fee and may be required to pr	ovide additional	l information		
Williami R. Meur			Jaren C	Moio
Signature Signature		Sighal	ture	
WILLIAM R. MEIEN Name - Type or Print	·		HAREN C. MEI	ER
Name - Type or Print		Name	- Type or Print	
		· ~ ~ ~ ~ ~ ~ ~ ~ ~ ~ ~ ~ ~ ~ ~ ~ ~ ~ ~		*****
STATE OF MARYLAND, COUNTY OF B	SALTIMORE, to	wit:	2005	
I HEREBY CERTIFY, this in day of of Maryland, in and for the County aforest	aid, personally a	appeared	, <u>್ಲಿಂ</u> ್ರ, before m	e, a Notary Public of the State
Wille	0-11-1-1-1-1-1-1-1-1-1-1-1-1-1-1-1-1-1-	Jaren 1	Yeren	
the Affiant(s) herein, personally known or	satisfactorily id	entined to me	as such Amant(s).	
AS WITNESS my hand and Notarial Seal				
		J-P1.	nda H. Pe	C51 0 1
		Notary Public	Nav CCHAN.	MESION EXPIRES
		My Commiss	ion Expires WiA	ACH 1, 2007

REV 10/25/01

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.

competent to testify thereto in the event that a p	ublic liearing is scrieduled	ini the luture with regard	mereto.
That the Affiant(s) does/do presently reside at	421 LOCUST ORIZ	J &	·
•	Address CA TONSVILLE	MD	ر الالالالالالالالالالالالالالالالالالال
	City	State	• !
That based upon personal knowledge, the followariance at the above address (indicate hardship)	wing are the facts upon with or practical difficulty):	vhich I/we base the reque	est for an Administrative
WE NEED TO EXPAND OUR HOU.	SE TO ACCOMMODAT	TE OUR GROWING F	PAMILY DUE TO
PIMENSIONS OF LOT (50' WIDE	E BY 150' DEEP)	CANNOT ENLARGE	HOUSE WITHOUT
INFRINGING ON REQUIRED SET	BACHS TO SIDE PA	ROPERTY LINES, T	The additional
side width is to acc	omodate 2 b	edrooms, hall	& bath
upstairs			•
That the Affiant(s) acknowledge(s) that if a for advertising fee and may be required to provide a	ormal demand is filed, Af additional information.	ffiant(s) will be required	to pay a reposting and
A.I.M.		ren C. Mei	· • • • • • • • • • • • • • • • • • • •
Mulliani R. Meiro Signature	Signature	an C	<u> </u>
WILLIAM R. MEIER	· KA	REN C. MEIER	
Name - Type or Print	Name - Ty	ype or Print	
	· 		,
STATE OF MARYLAND, COUNTY OF BALTIN	·		
I HEREBY CERTIFY, this $\frac{10^{17}}{10^{17}}$ day of $\frac{1}{10^{17}}$ of Maryland, in and for the County aforesaid, pe	Mully,	<u>2005</u> , before me, a N	otary Public of the State
William & Karen	rsonally appeared		
the Affiant(s) herein, personally known or satisfa		such Affiant(s).	
AS WITNESS my hand and Notarial Seal			
	, ()	·	1 1 D
		nda Meccer	- 1 TEISWY
	My Commission	Expires MY COMMISSION MARCH	7M EXPERES 1, 2007
	my Commission		- 1



REV 10/25/01

Petition for Administrative Variance

for the property located at #421 Locust ORIVE

to the Zoning Commissioner of Baltimore County

Estimated Posting Date <u>02-70-05</u>

21228

		which is presently zoned <u>DA2</u>
made a part nereor, nereby petition for a	a variance from Section	ts and Development Management. The undersigned, legal this described in the description and plat attached hereto and on(s) 1307. 301 CHROT.
in the property of the tenth of	100000	DE ! A DUMOF L'Z PET CON TENTU
Sides Liu (Lewof	15 = 7. HLW	. F. A Sumof 40 FT. For Both Sites
of the zoning regulations of Baltimore C of this petition form.	ounty, to the zoning la	aw of Baltimore County, for the reasons indicated on the back
Property is to be posted and advertised I, or we, agree to pay expenses of above Varegulations and restrictions of Baltimore Co.	ariance, advertising, nos	sting, etc. and further agree to and are to be bounded by the zoning.
		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:	İ	Legal Owner(s):
Name - Type or Print	 	Name - Type or Print Avellum R. MEIER Meller
Signature	······································	Signature
Address	Telephone No.	Name Type or Print Market C, MEIER Name Type or Print
City	Zip Code	Signature // // W 410 - 787 - 83
Attorney For Petitioner:		421 LOCUST ORIVE H 410-744-045 Address Telephone No.
Name - Type or Print		City MD 21238 State Zip Code
Signature		Representative to be Contacted:
Company	i	Name
Address	Telephone No.	Address Telephone No
City	Zip Code	City State Zip Code
A Public Hearing having been formally demand this day of to the property of Baltimore County and that the property of the property	ded and/or found to be hat the subject matter of the sty be reposted.	required, it is ordered by the Zoning Commissioner of Baltimore County, is petition be set for a public hearing, advertised, as required by the zoning
		Zoning Commissioner of Baltimore County
CASE NO. 05-404	- (-) Pavi	lewed By 100 Date 02-11.65

Property Description

#421 Locust Drive, Catonsville, MD 21228

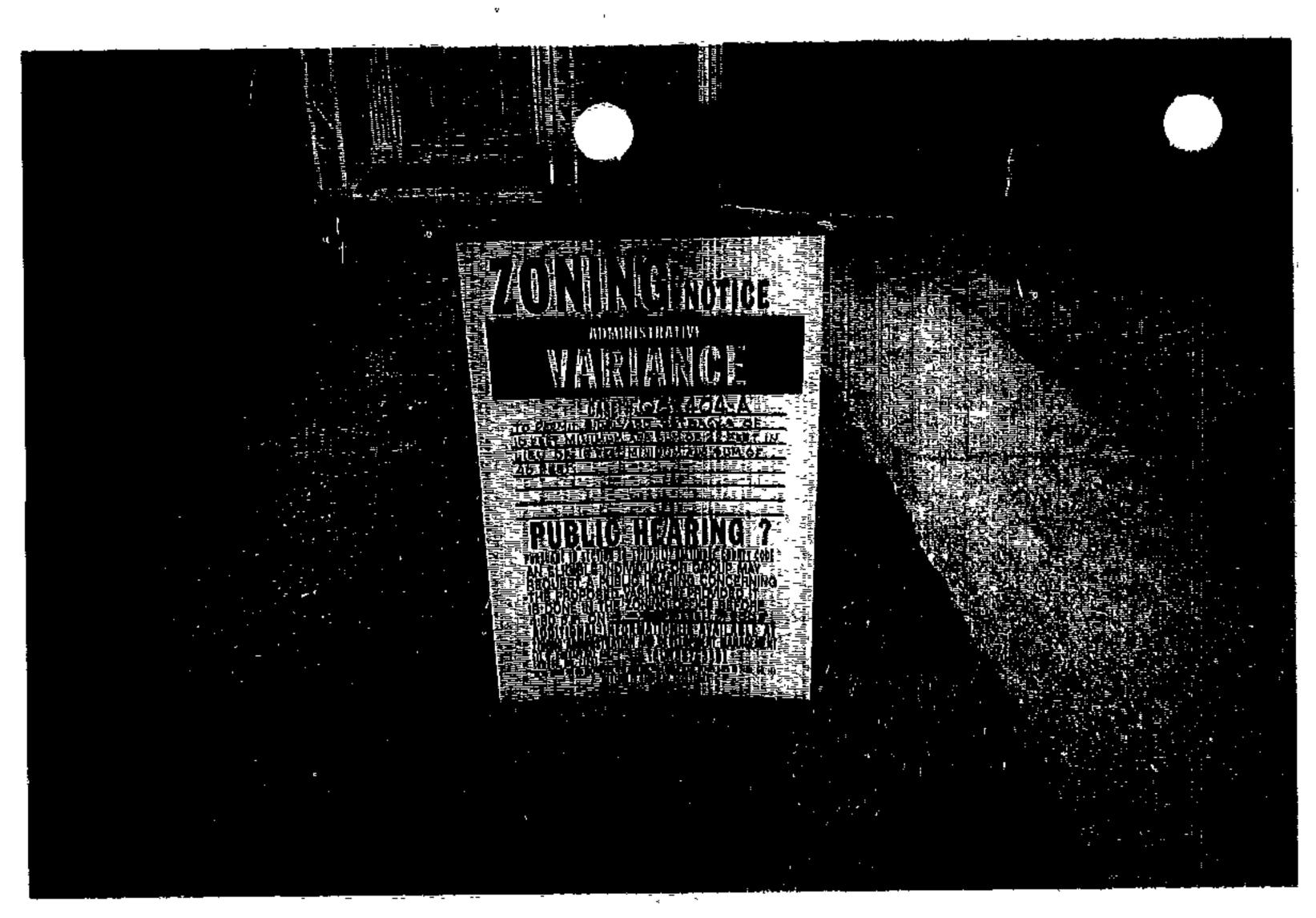
Beginning for the same on the northeast side of Locust Drive as laid out 40 feet wide at the distance of 100.00 feet measured Northwesterly along the Northeast side of Locust Drive from the Northwest side of Newburg Avenue as laid our 50 feet wide as shown on Plat of Forest Spring Park recorded among the Land Records of Baltimore County in Plat Book WPC No. 7, folio 115; and running thence and binding on the Northeast side of Locust Drive and referring the courses of this description to the true meridian as established in the Baltimore County Metropolitan District North 48 degrees 09 minutes 10 seconds West 50.00 feet to the Northwest side of an eight foot sewer reservation there laid out; thence binding on the northwest side of said reservation North 42 degrees 12 minutes 20 seconds East 150.00 feet to the centerline of a ten foot reservation; thence binding on the centerline of said ten foot reservation South 48 degrees 09 minutes 10 seconds East 50.00 feet and thence South 42 degrees 12 minutes 20 seconds West 150.00 feet to the place of beginning; the improvements thereon currently being known as No. 421 Locust Drive.

Flood Insurance Rate Map Panel Number 240010-0390B Zone C

1st Election District Baltimore County, MD

Deed Reference 6673-788

Liber No. 14243, folio 704 and Liber No. 15574, folio 368 Land Records of Baltimore County





	Recuving Annual Control of the Contr		

•

•

•

•

1

CERTIFICATE OF POSTING

RE: Case No.: 05-404-A
Petitioner/Developer: ME12
Date of Hearing/Closing: MAR. 7, 2005
operty located at #421 LOCUST DIZIVE
. 18, Zoo5 (Month, Day, Year)
Sincerely, Darland Le Moore (Signature of Sign Poster and Date) CIARLAND E. Moore (Printed Name) 3225 RYERSON CIRCLES (Address) DAUTINORE, MD. 21227 (City, State, Zip Code) C410) 242-4263
_

ADMINISTRATIVE VARIANCE INFORMATION SHEET AND DATES

Case Number 05- 4 Address CFR Cocust 170
Contact Person: Sound Planner, Please Print Your Name Phone Number: 410-887-3391
Filing Date: 02 - 11-05- Posting Date: 7-2005. Closing Date: 03.070
Any contact made with this office regarding the status of the administrative variance should be through the contact person (planner) using the case number.
1. 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.
2. <u>DEADLINE:</u> 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 (typically 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.
(Detach Along Dotted Line)
Petitioner: This Part of the Form is for the Sign Poster Only
USE THE ADMINISTRATIVE VARIANCE SIGN FORMAT
Case Number 05- 404 -A Address 47(Cocust In Petitioner's Name MCAR. Telephone 460-787-8534
Posting Date: 7-20-05. Closing Date: 03.07.05.
Vording for Sign: To Permit SIDE YARUD SETBBEKS OF OFT MUSS Sum
OF 22 FT. IN CIEW OF ISHW & Sum OF 40 FT.
MACD - Double of Classical

Department of Permits 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

March 7, 2005

William R. Meir Karen C. Meir 421 Locust Drive Catonsville, Maryland 21228

Dear Mr. and Mrs. Meir:

RE: Case Number: 05-404-A, 421 Locust Drive

The above referenced petition was accepted for processing by the Bureau of Zoning Review, Department of Permits and Development Management (PDM) on February 11, 2005.

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,
Callinal South Call Richard South Control of the Call Ri

W. Carl Richards, Jr. Supervisor, Zoning Review

WCR: clb

Enclosures

c: People's Counsel



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

Fire Department



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



Baltimore County

James T. Smith, Jr., County Executive John J. Hohman, Chief

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

February 24, 2005

ATTENTION: Zoning Review planners

Distribution Meeting of: February 22, 2005

Item No.: 397, 399-402, (404)

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.

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

Lieutenant Franklin J. Cook Fire Marshal's Office (0)410-887-4881 (C)443-829-2946 MS-1102F

cc: File



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



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

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

Maryland Department of Transportation

Date:

2.18.65

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

RE:

Baltimore County

Item No. 404

JRA

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 Gradient 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



TO:

Tim Kotroco

FROM:

John D. Oltman, Jr

DATE:

March 15, 2005

SUBJECT:

Zoning Items # See List Below

Zoning Advisory Committee Meeting of February 22, 2005

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

05-395

05-397

05-398

05-400

05-402

Reviewers:

Sue Farinetti, Dave Lykens

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

BALTIMORE COUNTY, MARYLAND

INTER-OFFICE CORRESPONDENCE

TO:

Timothy M. Kotroco, Director

Department of Permits and Development Management DATE: February 18, 2005

FEB 2 3 2005

FROM:

Arnold F. 'Pat' Keller, III

Director, Office of Planning

ZONING COMMISSIONER

SUBJECT: Zoning Advisory Petition(s): Case(s) 5-404 – 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 Cunningham in the Office of Planning at 410-887-3480.

Prepared By

Division Chief:

MAC/LL

BALTIMORE COUNTY, MARYLAND

INTEROFFICE CORRESPONDENCE

TO:

Timothy M. Kotroco, Director

DATE: March 7, 2005;

Department of Permits & Development Management

FROM:

Robert W. Bowling, Supervisor Bureau of Development Plans

Review

SUBJECT:

Zoning Advisory Committee Meeting

For February 28, 2005

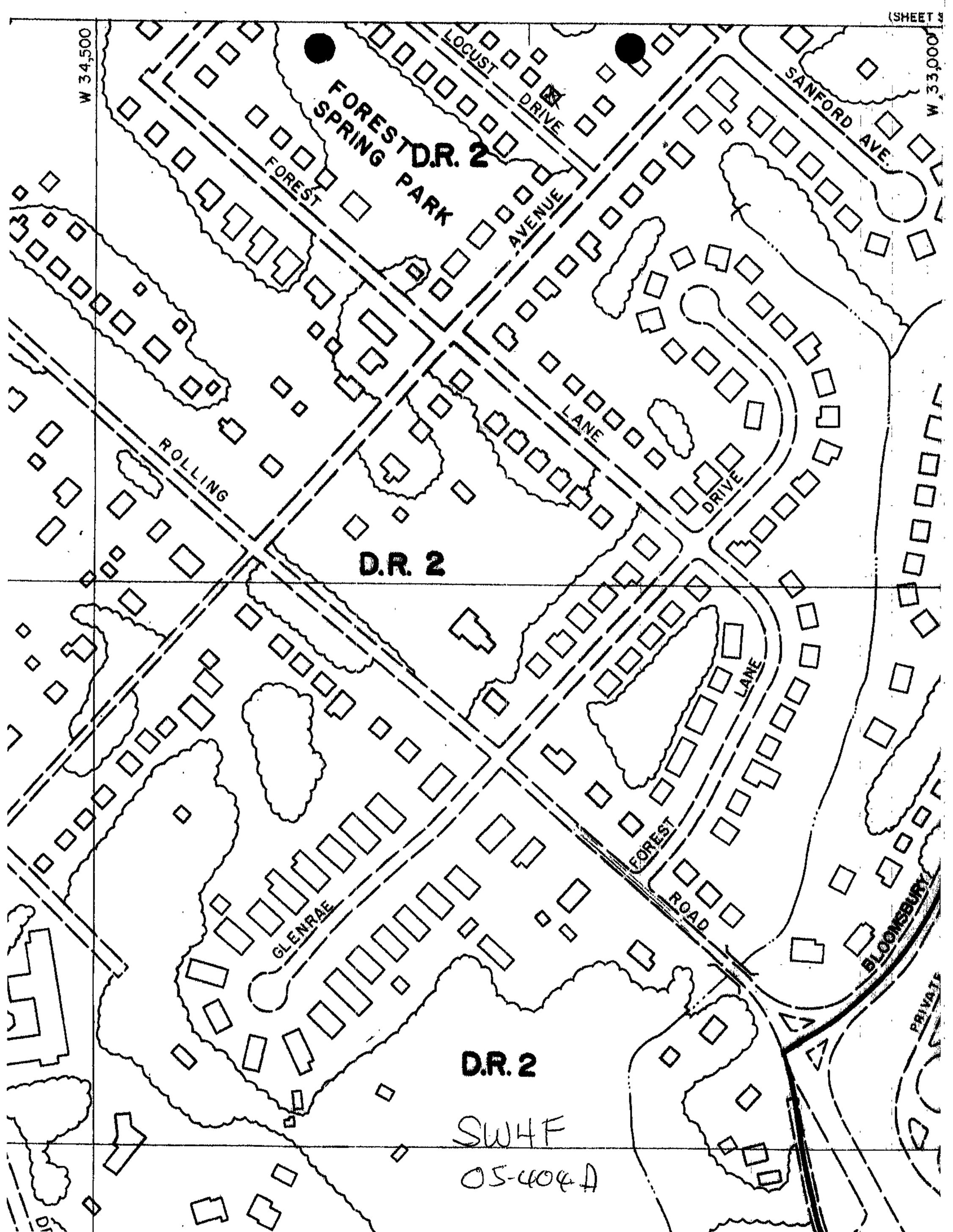
Item Nos. 395, 397, 398, 399, 402, 403,

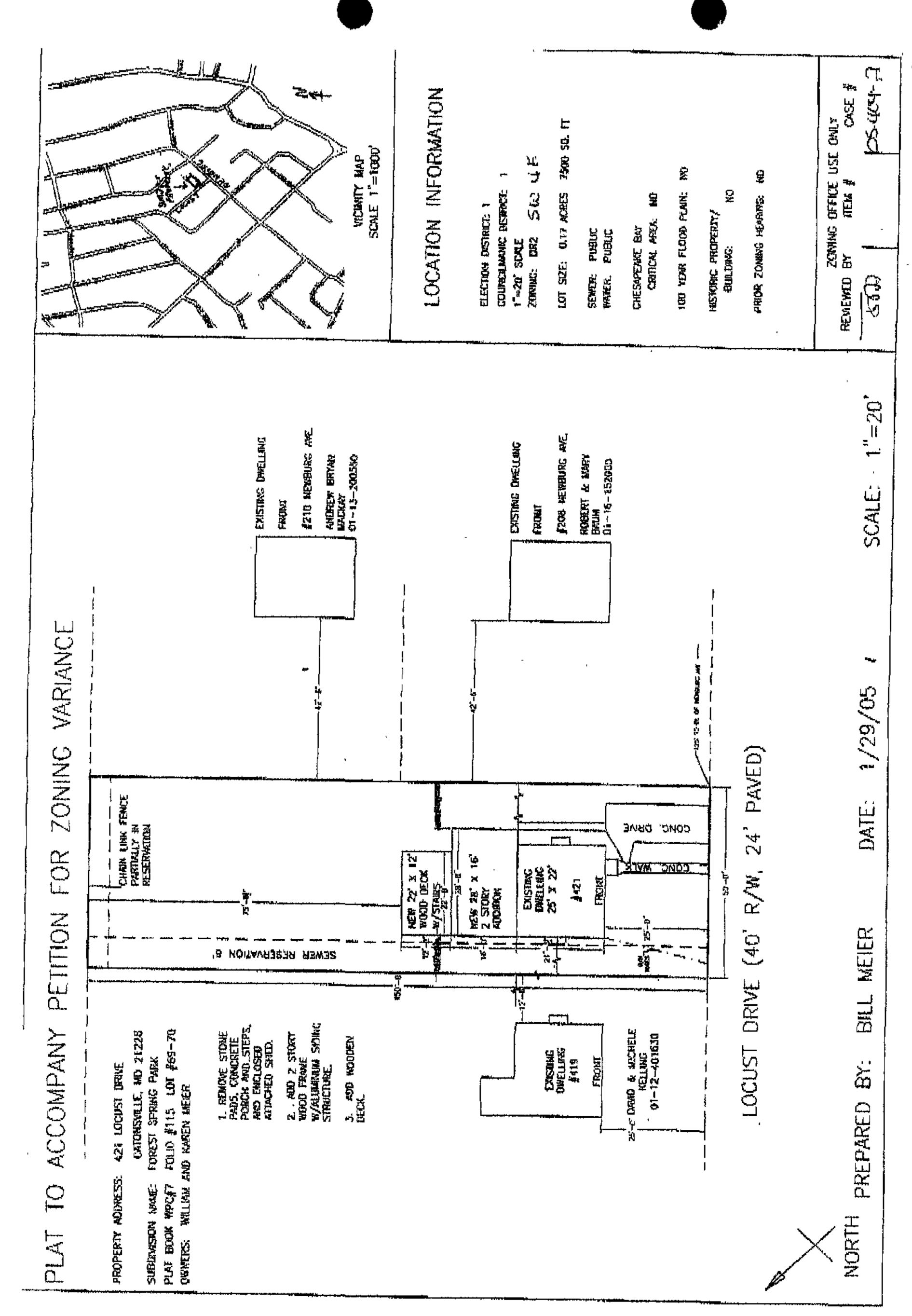
and 404

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

RWB:CEN:jrb

cc: File

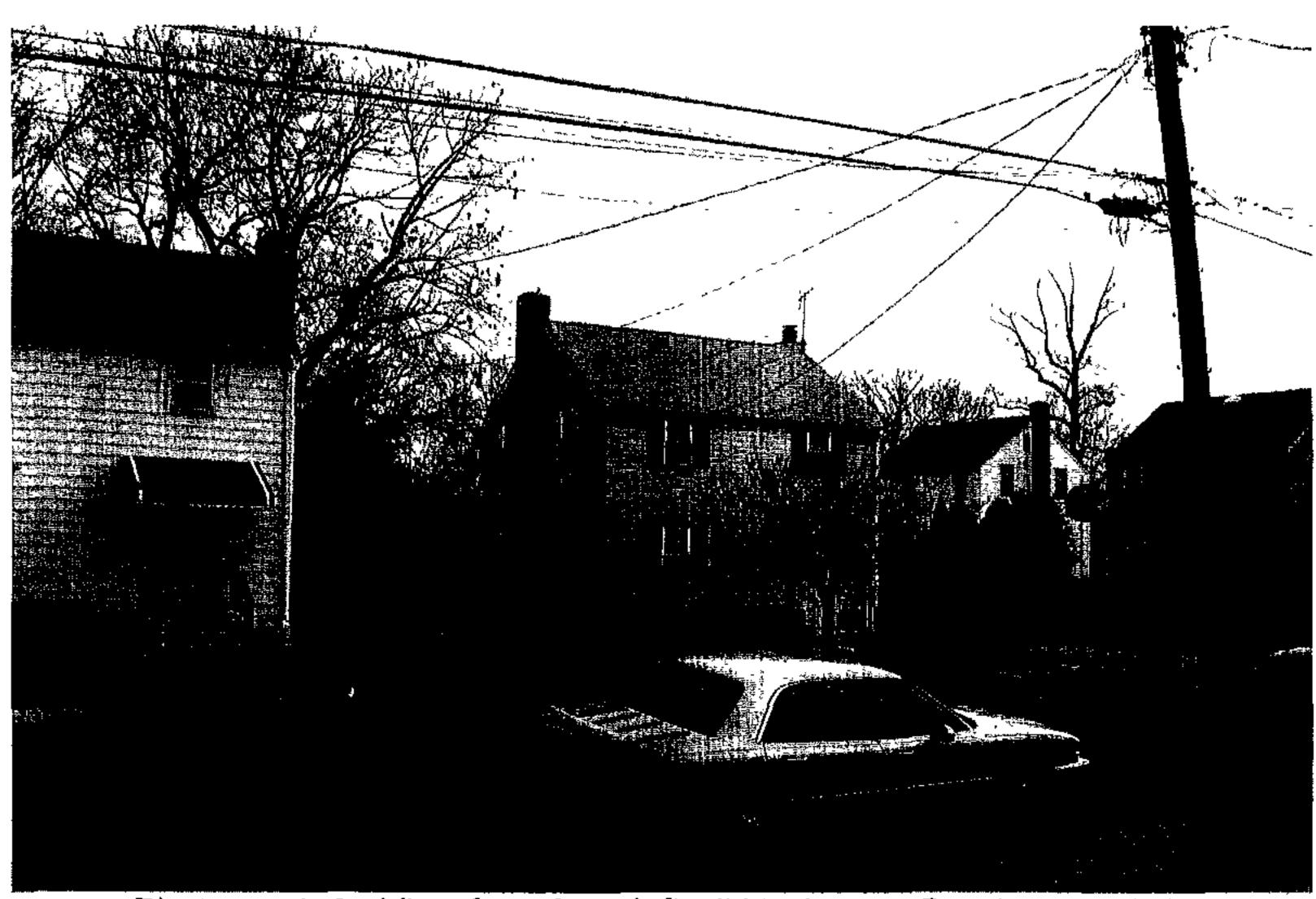




Photographs of #421 Locust Drive, Catonsvine, MD 21228



Photograph 1. #421 Locust Drive from across street. (#419 on left)



Photograph 2. View from front left. #419 Locust Dr. shown to left, #208 Newburg Ave. (blue) and #210 Newburg Ave. (white) shown to right.



Photograph 3. View from right side.



Photograph 4. View from back property line. Proposed addition to be added to back.



Photograph 5. View across area of proposed addition looking towards rear yards and/or additions of #419, 417, 415, and 413 Locust Drive.