IN RE: PETITION FOR ADMIN. VARIANCE
South Corner of Intersection of
Robinson Avenue, Southeast Side
11th Election District
7th Councilmanic District

(11 Robinson Avenue)

Brenda Leona Scott Petitioner BEFORE THE

DEPUTY ZONING COMMISSIONER

OF BALTIMORE COUNTY

CASE NO. 06-359-A

*

FINDINGS OF FACT AND CONCLUSIONS OF LAW

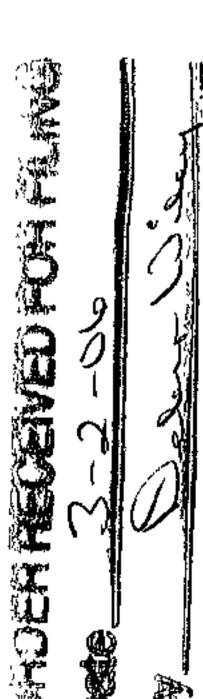
This matter comes before this Deputy Zoning Commissioner as a Petition for Administrative Variance filed by the legal owners of the subject property, Brenda Leona Scott. The variance request is for property located at 11 Robinson Avenue in the Dundalk area of Baltimore County. The variance request is from 1B02.3.C.1 (Chart) of the Baltimore County Zoning Regulations (B.C.Z.R.), to permit a side setback of 2.5 ft. for a proposed garage and rear setback of 17 ft. for an enclosed porch in lieu of 10 ft. and 30 ft. respectively. The subject property and requested relief are more particularly described on Petitioners' Exhibit No. 1, the plat to accompany the Petition for Variance.

Zoning Advisory Committee

The Zoning Advisory Committee (ZAC) comments are made part of the record of this case and contain the following highlights: None.

The Petitioners having filed a Petition for Administrative Variance and the subject property having been posted on February 5, 2006, and there being no request for a public hearing, a decision shall be rendered based upon the documentation presented.

In this case, the Petitioners have 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 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, by the Deputy Zoning Commissioner for Baltimore County, this _____ day of March, 2006, that a variance from 1B02.3.C.1 (Chart) of the Baltimore County Zoning Regulations (B.C.Z.R.), to permit a side setback of 2.5 ft. for a proposed garage and rear setback of 17 ft. for an enclosed porch in lieu of 10 ft. and 30 ft. respectively 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

JVM:dlw

TOWN THE PARTY OF THE PARTY OF



JAMES T. SMITH, JR. County Executive

WILLIAM J. WISEMAN III

Zoning Commissioner

March 2, 2006

Brenda Leona Scott 11 Robinson Avenue Baltimore, Maryland 21222

Re: Petition for Administrative Variance

Case No. 06-359-A

Property: 11 Robinson Avenue

Dear Ms. Scott:

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

for Baltimore County

JVM:dlw Enclosure

c: People's Counsel; Case File



STATE OF THE STATE

Petition for Administrative Variance

to the Zoning Commissioner of Baltimore County

for the property located at		Kobinson	Avene
	-	resently zoned_	DQ. 5.5.

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) 1302.3.0.1 (CHARUT) TO TEAM IT A SIDE YARD SETAMENT OF THE SETISMENT OF THE EXISTING DWELLING BY A SIDE YARD SETAMENT OF 2.5' AND A REAR YARD SET BRUK OF 27' 76

CONSTRUCT A 17.15' X 24' GARAGE ATTACHED TO THE EXISTING DWELLING BY A 6.6' OPEN BREZZE WAY; ALSO TO ALLOW A REAR YARD SET BRUK OF 17' TO EWCLUSE A EXISTING REAR PORCHA STAIR 24X10'

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. Contract Purchaser/Lessee: <u> Legal Owner(s):</u> Name - Type or Print Name - Type or Print Signature Signature Name - Type or Print Telephone No. Address Zip Code City Signature State Attorney For Petitioner: Telephone No. Address Name - Type or Print Representative to be Contacted: Signature Name Company Address Telephone No. Telephone No. Address Zip Code Zip Code City State State A Public Hearing having been formally demanded and/or found to be required, it is ordered by the Zoning Commissioner of Baltimore County, that the subject matter of this petition be set for a public hearing, advertised, as required by the zoning day of oregulations of Baltimore County and that the property be reposted. Zoning Commissioner of Baltimore County Cate Reviewed By BEV 10/25/01 Estimated Posting Date _____

AffidaVit in Support of Administrative Variance

follows: That the information herein given is within competent to testify thereto in the event that a public	les of perjury to the Zoning Commissioner of Baltimore County, as in the personal knowledge of the Affiant(s) and that Affiant(s) is/are hearing is scheduled in the future with regard thereto.
That the Affiant(s) does/do presently reside at Add Add City	Robinson Avenue Baltimore Maryland 21222 Zip Code
That based upon personal knowledge, the following Variance at the above address (indicate hardship or	are the facts upon which I/we base the request for an Administrative practical difficulty): アルムロナ・ムム ロンドディン・フィー エヘ アルビ
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o october 22,1942 PRIOR TOZ	ONING REGULATIONS; Furthermore a 51 RIW
TAKING ON EACH SIDE OFTHE C	ORNER LOT WASTAKEN ON 1/15/1975 BY
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ici) This Vorionce it Grantad in	Y SUN ROOM ON EXISTING REAL PORCHE.
SINCE ALL AD JACENT NEIGH	BORS HAUE EXISTING GARACES WITH 1'-4' SETBACKS
That the Affiant(s) acknowledge(s) that if a formal advertising fee and may be required to provide additional advertising fee.	il demand is filed. Affiant(s) will be required to pay a reposting and
1 . 1 .	
Signature Signature Signature	Signature
Brenda L. Scott Name - Type or Print	Name - Type or Print
STATE OF MARYLAND, COUNTY OF BALTIMOR	▲
of Maryland, in and for the County aforesaid, person	nally appeared
the Affiant(s) herein, personally known or satisfactor	rily identified to me as such Affiant(s).
AC WITHERE my band and Natorial Soci	J.
AS WITNESS my hand and Notarial Seal	Cengela M. Willie Notary Public
	Notary Public
· ·	My Commission Expires My Commission Expires 08/28/06

REV 10/25/01

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CERTIFICATE OF POSTING

	RE: Case No.: 06-359-A	
•	Petitioner/Developer: 1978. BREWDA	
	LEONA SCOTT	
	Date of Hearing/Closing: 2/20/06	
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:	· ,	
posted conspicuously on the property locate	of perjury that the necessary sign(s) required by law were ed at: OBINSON AVE	
The sign(s) were posted on	2/5/06 (Month, Day, Year)	
	Sincerely,	
	Robert Black 2/6/06 (Signature of Sign Poster) (Date)	
	SSG Robert Black	
STATE OF THE PARTY	(Print Name)	
TO REPORT A Dale Service of A I seem And A hard	1508 Leslie Road	
PRINCE OF THE IN LAW OF THE PARTY.	(Address)	
	Dundalk, Maryland 21222	
	(City, State, Zip Code)	
	(410) 282-7940	

11 ROBINSON LINE

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TITE - 8 2005

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 on Case Number: 06-359. A. Petitioner: Drude L. Seut
Address or Location: 11 Louison au Balta Md. 21200
PLEASE FORWARD ADVERTISING BILL TO: Name: Dienda C. SCOTT Address: 11 RODINSON AUR BATO, Md. 21222
Telephone Number: 410-285-6158

Revised 7/11/05 - SCJ

<u>ADMINISTRATIVE VARIANCE INFORMATION SHEET AND DATES</u>

Case Number 06- 359 -A Address 112000 (-106
Contact Person: Could Cert And Phone Number: 410-887-3391 Planner, Please Print Your Name
Filing Date: 01-24-06 Posting Date: 02.05-06 Closing Date: 07.70
Any contact made with this office regarding the status of the administrative variance should be through the contact person (planner) using the case number.
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. DEADLINE: 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.
4. 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 06-359 -A Address [1208 INSON HOE.
Petitioner's Name 15:15 Rowan Coun Scott Telephone 60-285-6158
Posting Date: <u>62-05-06.</u> Closing Date: <u>02-70-06.</u>
Wording for Sign: To Permit A SINDE SETIZIBEK OF RISER & A NOAK
SETBACK OF 17 FT. IN LOW OF 10 TT. \$ 30 FT.



Petition for Administrative Variance

to the Zoning Commissioner of Baltimore County

for the property located at 11 Hobinson	Avene
which is presently zoned	DR15.5

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) 1 BOZ. 30.1(CHPACT) & PETLINT A

SIDE SETTISFICK OF 2.5 FT. TREAR SETBACK OF 17 FT. IN LIGHT OF 10 FT. \$ 30 FT.

FOR A SIDE YAAR SETBACK OF 2.5' AND A REAR YAAR SET BACK OF 27' TO CONSTRUCT A 17.25' X 24' GARAGE ATTACHED TO THE EXISTING DWELLING BY A 6.6' OPEN BREZZE WAY; ALSO TO ALLOW A REARY ARDS ST BACK OF 171 TO ENCLOSE A EXISTING REAR PORCHASTAIR 24X10'

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. Contract Purchaser/Lessee: <u>Legal Owner(s):</u> Name - Type or Print Signatüre Signature Telephone No. Name - Type or Print Address Zip Code Signature City State Venue 410-285-6158 Attorney For Petitioner: Telephone No Address Name - Type or Print Representative to be Contacted: Signature Name Company Address Telephone No. Telephone No. Address Ci Zip Code State State Zip Code City Hubij Hearing having been formally demanded and/or found to be required, it is ordered by the Zoning Commissioner of Baltimore County, that the subject matter of this petition be set for a public hearing, advertised, as required by the zoning day of itations of Baltimore County and that the property be reposted. THE THOUSEN Zoning Commissioner of Baltimore County Reviewed By Date REV 10/25/01 Estimated Posting Date

Affida Vit in Support of Administrative Variance

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That the Affiant(s) does/do presently reside at	Address Hobinson Avenue Baltimore Maryland 21222 City State and 21222 Zip Code
That based upon personal knowledge, the follow Variance at the above address (indicate hardship	ving are the facts upon which I/we base the request for an Administrative or practical difficulty): アルム・ナー・ストー カンドディン・フィー・エヘ アルビ
FACT THAT THE LOT WAS	CREATEDIN A OLDER SUBDIULSION 13/38
10 October 22, 1942 Prior To	ZONING REGULATIONS; Furthermore a 51 R/W
•	CORNER LOT WASTAICEN ON 1/15/1975 BY
i) STRICT COMPLIANCE UNREASON	74-064-2. NABLY BREVENT USE OF THE PROPERTY BYNOT ACLOWING
A GARAGE WHICHALL CONTIGUOS	ENEIGHBORS HAVE
	INNOG WOULD NOT BE SUBSTANTIAL INJUSTICE
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advertising fee and may be required to provide a	
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Signature Signature Signature	Signature
Brenda L. Scott Name - Type or Print	
Name - Type or Print	Name - Type or Print
STATE OF MARYLAND, COUNTY OF BALTIM	ORE, to wit:
I HEREBY CERTIFY, this \(\frac{\lambda}{\text{Lounty}} \) day of \(\frac{\text{Lounty}}{\text{Lounty}} \) aforesaid, personant (a) the County aforesaid, personant (b) and (c) and (c) and (c) are the county aforesaid.	sonally appeared , <u>ADDD</u> , before me, a Notary Public of the State
Brenda S. Scott	•
the Affiant(s) herein, personally known or satisfac	ctorily identified to me as such Affiant(s).

AS WITNESS my hand and Notarial Seal

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

February 20, 2006

Brenda Leona Scott 11 Robinson Avenue Baltimore, MD 21222

Dear Ms Scott:

RE: Case Number: 06-359-A, 11 Robinson Avenue

The above referenced petition was accepted for processing by the Bureau of Zoning Review, Department of Permits and Development Management (PDM) on January 24, 2006.

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. Call Rihal D

W. Carl Richards, Jr.

Supervisor, Zoning Review

WCR:amf

Enclosures

People's Counsel



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

BALTIMORE COUNTY, MARYLAND

INTER-OFFICE CORRESPONDENCE

TO:

Timothy M. Kotroco, Director

Department of Permits and

Development Management

DATE: February 21, 2006

FROM:

Arnold F. 'Pat' Keller, III

Director, Office of Planning

FEB 5 2006

SUBJECT:

Zoning Advisory Petition(s): Case(s) 6-359- 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 Amy Mantay in the Office of Planning at 410-887-3480.

Prepared By:

Division Chief:

CM/LL



Robert L. Ehrlich, Jr., Governor Michael S. Steele, Lt. Governor Robert L. Flanagan, Secretary Neil J. Pedersen, Administrator

Maryland Department of Transportation

Date: 2.3-06

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

Baltimore County
Item No. 3 5 9 JRA RE:

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



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

February 3, 2006

ATTENTION Zoning Review planners

Distribution Meeting of: February 13, 2006

Item No - Case Numbers 6-357-A,6-358-A,6-359-A, 6-359-A, 6-360-SPHA,6-361-SPHA,6-362-A

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.

A Marshal's Office has no comments at this time.

Lieutenant Roland P Bosley Jr. ire Marshal's Office 410-887-4881 (C) 443-829-2946 MS-1102F

cc: File

BALTIMORE COUNTY, MARYLAND

INTEROFFICE CORRESPONDENCE

TO:

Timothy M. Kotroco, Director

DATE: February 14, 2006

F 17 1 273

Department of Permits & Development

Management

FROM:

Dennis A. Kennedy, Supervisor

Bureau of Development Plans Review

SUBJECT:

Zoning Advisory Committee Meeting

For February 13, 2006 Item Nos. 357 (359) 360, 361, 362, 363, 365

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

DAK:CEN:clw

cc: File

ZAC-NO COMMENTS-02142006.doc

Brenda Scott has My Consent to Used Two feet of my Property at Bobinson are to Build a Garage on Her ProPerty.

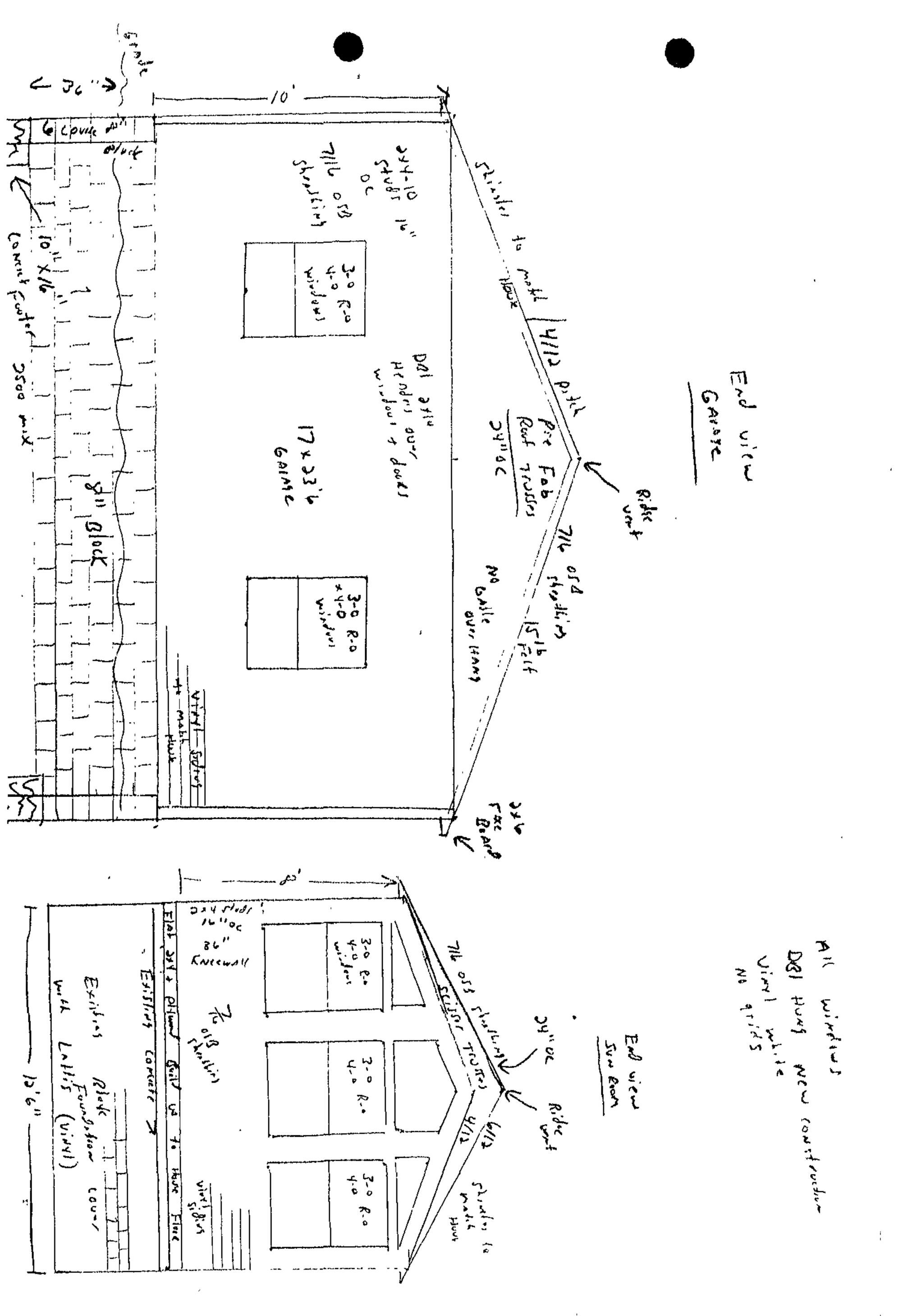
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James Jones Sr.

Baltimore County - My Neighborhood

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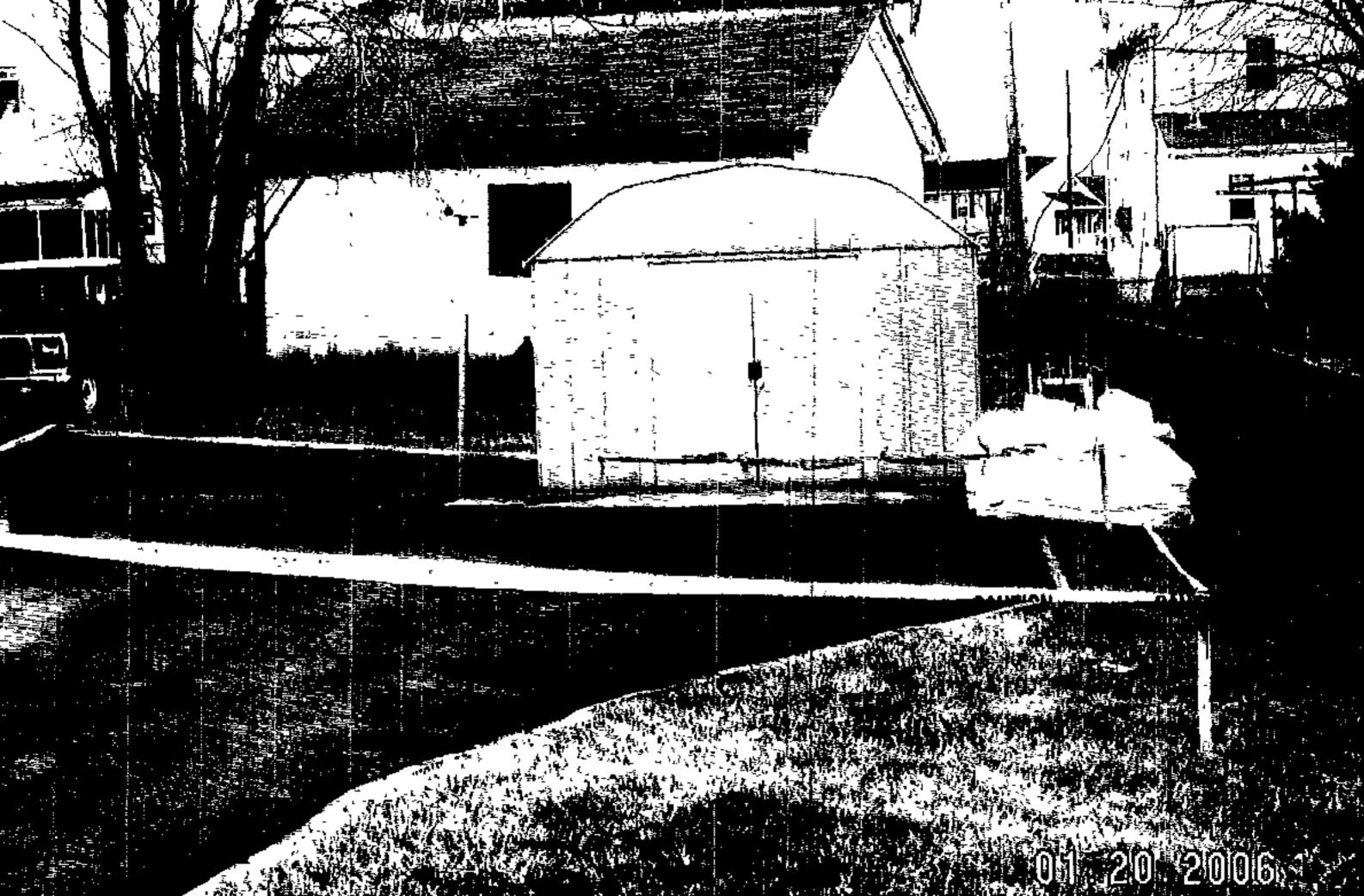


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