

IN RE: PETITION FOR ADMIN. VARIANCE

N side Longpoint Road, 200 feet W c/l

Faircross Road

12th Election District

7th Councilmanic District

(8126 Longpoint Road)

*

BEFORE THE

*

DEPUTY ZONING COMMISSIONER

*

BALTIMORE COUNTY

Shawn Edward and Kristie Ann Makowiecki

Petitioners

*

CASE NO. 07-432-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, Shawn Edward and Kristie Ann Makowiecki. The variance request is for property located at 8126 Longpoint Road. The variance request is from Section 1B02.3.C.1 of the Baltimore County Zoning Regulations (B.C.Z.R.) to permit a side and rear setback of 6 feet and 18 feet in lieu of the required 10 feet and 30 feet, respectively for an addition. The subject property and requested relief are more particularly described on Petitioners' Exhibit No. 1. The Petitioners wish to expand the living space of their home in preparation for the arrival of their first child, and so that they have additional storage for personal belongings.

Zoning Advisory Committee Comments

The Zoning Advisory Committee (ZAC) comments are made part of the record of this case and contain the following highlights: ZAC comments were received from the Bureau of Development Plans Review dated May 8, 2007 which contains restrictions. ZAC comments were received from the Department of Environmental Protection and Resource Management dated May 8, 2007 which contains restrictions. Copies of these comments are incorporated herein and made a part hereof the file.

5-9-07

83

Applicable Law

Section 307 of the B.C.Z.R. – *Variances*.

“The Zoning Commissioner of Baltimore County and the County Board of Appeals, upon appeal, shall have and they are hereby given the power to grant variances from height and area regulations, from off-street parking regulations, and from sign regulations only in cases where special circumstances or conditions exist that are peculiar to the land or structure which is the subject of the variance request and where strict compliance with the Zoning Regulations for Baltimore County would result in practical difficulty or unreasonable hardship. No increase in residential density beyond that otherwise allowable by the Zoning Regulations shall be permitted as a result of any such grant of a variance from height or area regulations. Furthermore, any such variance shall be granted only if in strict harmony with the spirit and intent of said height, area, off-street parking or sign regulations, and only in such manner as to grant relief without injury to the public health, safety and general welfare. They shall have no power to grant any other variances. Before granting any variance, the Zoning Commissioner shall require public notice to be given and shall hold a public hearing upon any application for a variance in the same manner as in the case of a petition for reclassification. Any order by the Zoning Commissioner or the County Board of Appeals granting a variance shall contain a finding of fact setting forth and specifying the reason or reasons for making such variance.”

The Petitioners having filed a Petition for Administrative Variance and the subject property having been posted on April 14, 2007 and there being no request for a public hearing, a decision shall be rendered based upon the documentation presented.

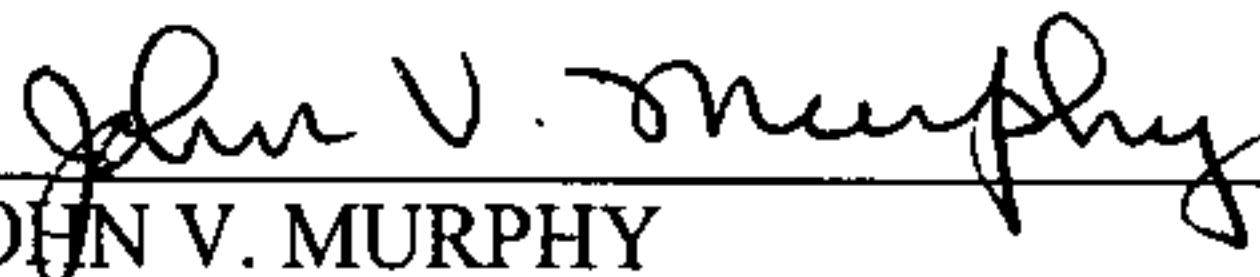
The Petitioners have filed the supporting affidavits and photographs as required by Section 32-3-303 of the Baltimore County Code. Based upon the information available, there is no evidence in the file to indicate that the requested variance would adversely affect the health, safety or general welfare 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 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 9th day of May, 2007 that a variance from Section 1B02.3.C.1 of the Baltimore County Zoning Regulations (B.C.Z.R.) to permit a side and rear setback of 6 feet and 18 feet in lieu of the required 10 feet and 30 feet, respectively for an addition be and is hereby GRANTED, subject to the following:

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.
2. The base flood elevation for this site is 9.4 feet Baltimore County Datum.
3. The flood protection elevation for this site is 10.4 feet.
4. 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.
5. 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.
6. The building engineer shall require a permit for this project.
7. The building shall be designed and adequately anchored to prevent flotation, collapse, or lateral movement of structure with materials resistant to flood damage.
8. Flood-resistant construction shall be in accordance with the Baltimore County Building Code which adopts, with exceptions, the International Building Code.
9. Development of this property must comply with the Chesapeake Bay Critical Area Regulations (Sections 33-2-101 through 33-2-1004 and other Sections of the Baltimore County Code).
10. The site is within the Limited Development Area and Buffer Management Area of the Chesapeake Bay Critical Area. The impervious surfaces cannot exceed the current amount, an equal area of impervious surface must be removed. Mitigation may also be required.

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:pz

CBCA • Flood



Petition for Administrative Variance to the Zoning Commissioner of Baltimore County

for the property located at 8126 Longpoint Rd
which is presently zoned A9

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)

see attached

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:

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

Legal Owner(s):

Shawn Edward Makowiecki

Name - Type or Print

Signature

Kristie Ann Makowiecki

Name - Type or Print

Signature

8126 Longpoint Rd (410) 282-2782

Address

Telephone No.

City

State

Zip Code

Representative to be Contacted:

Shawn Edward Makowiecki

Name

8126 Longpoint Rd 410-282-2782

Address

Telephone No.

City

State

Zip Code

A Public Hearing having been formally demanded and/or found to be required, it is ordered by the Zoning Commissioner of Baltimore County, this 10 day of April that the subject matter of this petition be set for a public hearing, advertised as required by the zoning regulations of Baltimore County and that the property be reposted.

Zoning Commissioner of Baltimore County

CASE NO.

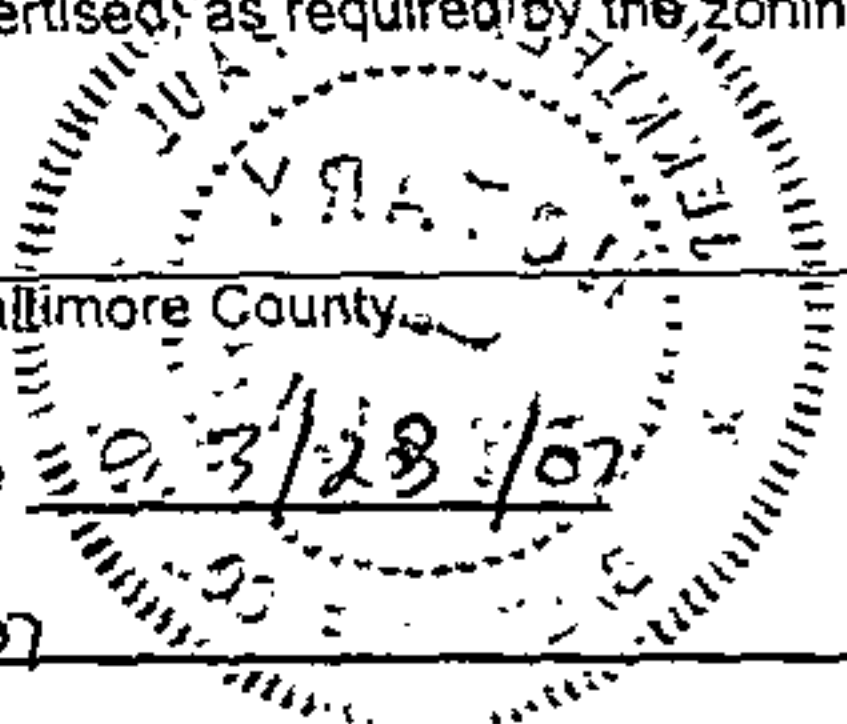
REV 10/25/01

Reviewed By BH

Date

Estimated Posting Date

4/15/07



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

8126 Longpoint Rd
Address
Dundalk MD 21222
City State Zip Code

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):

We are basing the request for an Administrative Variance due to the fact that we need more storage space. At this time it would be a financial strain to buy a bigger house, so we would prefer the cheaper, more cost effective solution, of adding a storage area to the back of our existing home. We are also due to have our first child on March 29th and we want to make sure the addition is big enough to accomodate our expanding family. There is no other place on the house that seems feasible to add the storage space that we need.

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.

Signature

Shawn Edward Makowiecki
Name - Type or Print

Signature

Kristie Ann Makowiecki
Name - Type or Print

STATE OF MARYLAND, COUNTY OF BALTIMORE, to wit:

I HEREBY CERTIFY, this 22 day of March, 2007, before me, a Notary Public of the State of Maryland, in and for the County aforesaid, personally appeared

Shawn E. Makowiecki and Kristie A. Makowiecki
the Affiant(s) herein, personally known or satisfactorily identified to me as such Affiant(s).

AS WITNESS my hand and Notarial Seal

Notary Public

My Commission Expires February 1, 2011

Jennifer N. Paul

JENNIFER N. PAUL
NOTARY PUBLIC STATE OF MARYLAND
My Commission Expires Feb. 1, 2011



Affidavit in Support of Administrative Variance

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Address
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City State Zip Code

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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.

[Signature]
Signature
Shawn Edward Makowiecki
Name - Type or Print

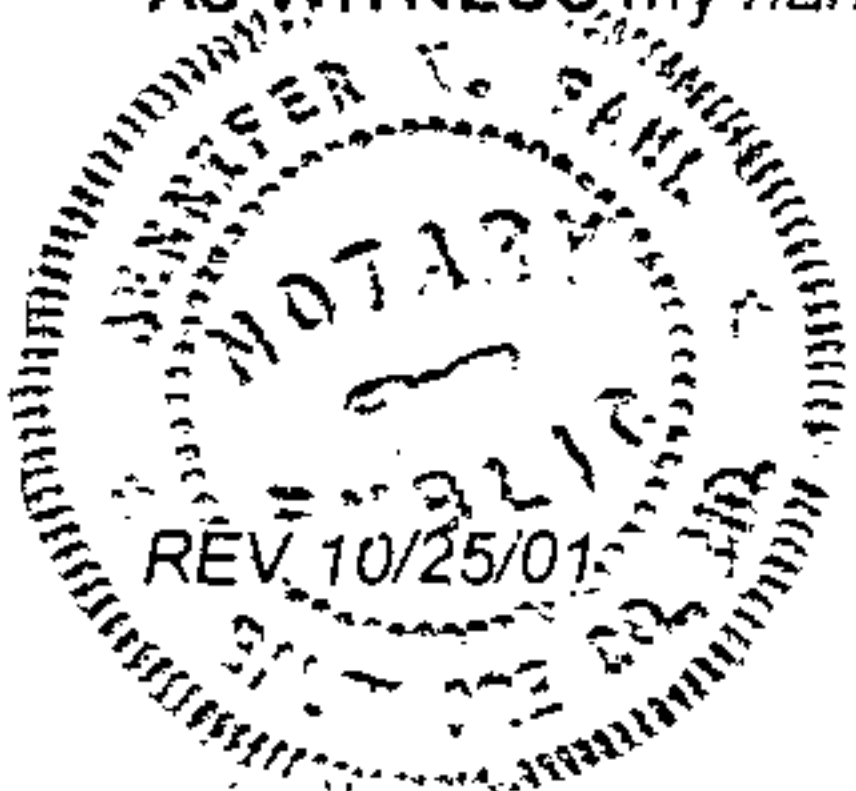
[Signature]
Signature
Kristie Ann Makowiecki
Name - Type or Print

STATE OF MARYLAND, COUNTY OF BALTIMORE, to wit:

I HEREBY CERTIFY, this 22 day of March, 2007, before me, a Notary Public of the State of Maryland, in and for the County aforesaid, personally appeared

Shawn E. Makowiecki and Kristie A. Makowiecki
the Affiant(s) herein, personally known or satisfactorily identified to me as such Affiant(s).

AS WITNESS my hand and Notarial Seal



Jennifer N. Paul
Notary Public
My Commission Expires February 1, 2011

JENNIFER N. PAUL
NOTARY PUBLIC STATE OF MARYLAND
My Commission Expires Feb. 1, 2011

CBCA Flood



Petition for Administrative Variance to the Zoning Commissioner of Baltimore County

for the property located at 8126 Longpoint Rd
which is presently zoned A9

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)

see attached

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:

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 _____

Legal Owner(s):

Shawn Edward Makowiecki
Name - Type or Print _____
Signature _____
Kristie Ann Makowiecki
Name - Type or Print _____
Signature K. Mak _____
8126 Longpoint Rd (410) 282-2782
Address _____ Telephone No. _____
Dundalk MD 21222
City _____ State _____ Zip Code _____

Representative to be Contacted:

Shawn Edward Makowiecki
Name _____
8126 Longpoint Rd (410) 282-2782
Address _____ Telephone No. _____
Dundalk MD 21222
City _____ State _____ Zip Code _____

A Public Hearing having been formally demanded and/or found to be required, it is ordered by the Zoning Commissioner of Baltimore County, this _____ day of _____ that the subject matter of this petition be set for a public hearing, advertised, as required by the zoning regulations of Baltimore County and that the property be reposted.

Zoning Commissioner of Baltimore County

CASE NO. 2073 16340000 PCN 11-11-07

Reviewed By BH Date 3/23/07

REV 10/25/01

Estimated Posting Date 4/15/07

1B02.3.C.1 to permit a side and rear setback of 6 ft. and 18 ft. in lieu of the required 10 ft. and 30 ft., respectively for an addition.

Zoning Description

ZONING DESCRIPTION FOR: 8126 LONGPOINT RD DUNDALK, MD 21222

Beginning at a point on the north side of Longpoint Rd which is 50 feet wide at the distance of approximately 200 feet ~~west~~ of the centerline of the nearest improved intersecting street Faircross Rd which is also 50 feet wide. *Being Lot # 27, Block 2, Section #A in the subdivision of Murray Point as recorded in Baltimore County Plat Book #12, Folio #83, containing 4800 square feet/0.11 acres. Also known as 8126 Longpoint Rd Dundalk, MD 21222 and located in the 12th Election District, 7th Councilmanic District.

BALTIMORE COUNTY, MARYLAND
OFFICE OF BUDGET & FINANCE
MISCELLANEOUS RECEIPT

No. 25080

DATE 3/23/09 ACCOUNT Row 206-6/30

AMOUNT \$ 65.00

RECEIVED FROM: Shirley H. Johnson

FOR: Administrative Expense

DISTRIBUTION
WHITE - CASHIER

PINK - AGENCY

YELLOW - CUSTOMER

Form # 432

Paid Receipt

RECEIVED BY: ADMIN THE ROW

DATE: 3/23/2009 ACCOUNT IS: 206-6/30

FOR: ADMIN

RECEIPT # 25080 DATE: 3/23/2009 OF: ROW

REPT: 3 YES: YES VERIFICATION: YES

BY: ADMIN

AMOUNT: 65.00

DATE: 3/23/09

OFFICE: Baltimore County, Maryland

CASHIER'S VALIDATION

CERTIFICATE OF POSTING

RE: Case No: 07-432-A

Petitioner/Developer: SHAWN
& KRISTIE MAKOWIECKI

Date Of Hearing/Closing: 4/30/07

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

Attention:

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
at 8126 LONGPOINT RD.

This sign(s) were posted on April 14, 2007
(Month, Day, Year)

Sincerely,

Martin Ogle 4/14/07
(Signature of sign Poster and Date)

Martin Ogle

Sign Poster

16 Salix Court

Address

Balto. Md 21220

(443-629 3411)

BALTIMORE COUNTY DEPARTMENT OF PERMITS AND DEVELOPMENT MANAGEMENT
ZONING REVIEW

ADMINISTRATIVE VARIANCE INFORMATION SHEET AND DATES

Case Number 07- 432 -A Address 8126 Longpoint Rd.
Contact Person: Bruno Rudaitis Phone Number: 410-887-3391
Planner, Please Print Your Name

Filing Date: 3/23/07 Posting Date: 4/15/07 Closing Date: 4/30/07

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. **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.

3. **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 07- 432 -A Address 8126 Longpoint Rd.
Petitioner's Name Shawn + Kristic Makowiecki Telephone 410-282-2782
Posting Date: 4/15/07 Closing Date: 4/30/07
Ordering for Sign: To Permit a side yard and rear yard setback of 6 ft. and 18 ft. in lieu of the required 10 ft. and 30 ft. respectively for an addition.

WCR - Revised 6/25/04

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:

07-432-A

Petitioner:

Shawn Edward Makowiecki & Kristie Ann Makowiecki

Address or Location:

8126 Longpoint Rd Dundalk MD 21222

PLEASE FORWARD ADVERTISING BILL TO:

Name:

Shawn & Kristie Makowiecki

Address:

8126 Longpoint Rd
Dundalk MD 21222

Telephone Number:

(410) 282-3782 / (410) 905-1532



BALTIMORE COUNTY
M A R Y L A N D

JAMES T. SMITH, JR.
County Executive

TIMOTHY M. KOTROCO, *Director*
Department of Permits and
Development Management

May 2, 2007

Shawn Edward Makowiecki
Kristie Ann Makowiecki
8126 Longpoint Road
Dundalk, MD 21222

Dear Mr. and Mrs. Makowiecki:

RE: Case Number: 07-432-A, 8126 Longpoint Road

The above referenced petition was accepted for processing by the Bureau of Zoning Review, Department of Permits and Development Management (PDM) on March 23, 2007.

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." in a cursive style.

W. Carl Richards, Jr.
Supervisor, Zoning Review

WCR:amf

Enclosures

c: People's Counsel

BALTIMORE COUNTY, MARYLAND

INTEROFFICE CORRESPONDENCE

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

DATE: May 8, 2007

FROM: Dennis A. Kennedy, Supervisor
Bureau of Development Plans Review

SUBJECT: Zoning Advisory Committee Meeting
For April 9, 2007
Item No. 07-432

The Bureau of Development Plans Review has reviewed the subject zoning item and we have the following comment(s).

The base flood elevation for this site is 9.4 feet Baltimore County Datum.

The flood protection elevation for this site is 10.4 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 Baltimore County Building Code which adopts, with exceptions, the *International Building Code*.

DAK:CEN:clw

cc: File

ZAC-ITEM NO 07-432-03042007.doc

BALTIMORE COUNTY, MARYLAND

Inter-Office Correspondence



TO: Timothy M. Kotroco

FROM: Dave Lykens, DEPRM - Development Coordination **JWL**

DATE: May 8, 2007

SUBJECT: Zoning Item # 07-443-A
Address 2222 Bauernschmidt Drive
(McQuaid/ Webber Property)

Zoning Advisory Committee Meeting of March 9, 2007

_____ 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 33-3-101 through 33-3-120 of the Baltimore County Code).

_____ Development of this property must comply with the Forest Conservation Regulations (Sections 33-6-101 through 33-6-122 of the Baltimore County Code).

X Development of this property must comply with the Chesapeake Bay Critical Area Regulations (Sections 33-2-101 through 33-2-1004, and other Sections, of the Baltimore County Code).

Additional Comments:

The site is within the Limited Development Area and Buffer Management Area of the Chesapeake Bay Critical Area. The impervious surfaces cannot exceed the current amount, an equal area of impervious surface must be removed. Mitigation may also be required.

Reviewer: Paul A. Dennis

Date: May 8, 2007

BALTIMORE COUNTY, MARYLAND

INTER-OFFICE CORRESPONDENCE

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

DATE: April 13, 2007

RECEIVED
APR 17 2007

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

BY:

SUBJECT: Zoning Advisory Petition(s): Case(s) 07-432- 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:

Curtis Murray

Division Chief:

Tom Parker

CM/LL

BALTIMORE COUNTY, MARYLAND

INTER-OFFICE CORRESPONDENCE

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

DATE: April 13, 2007

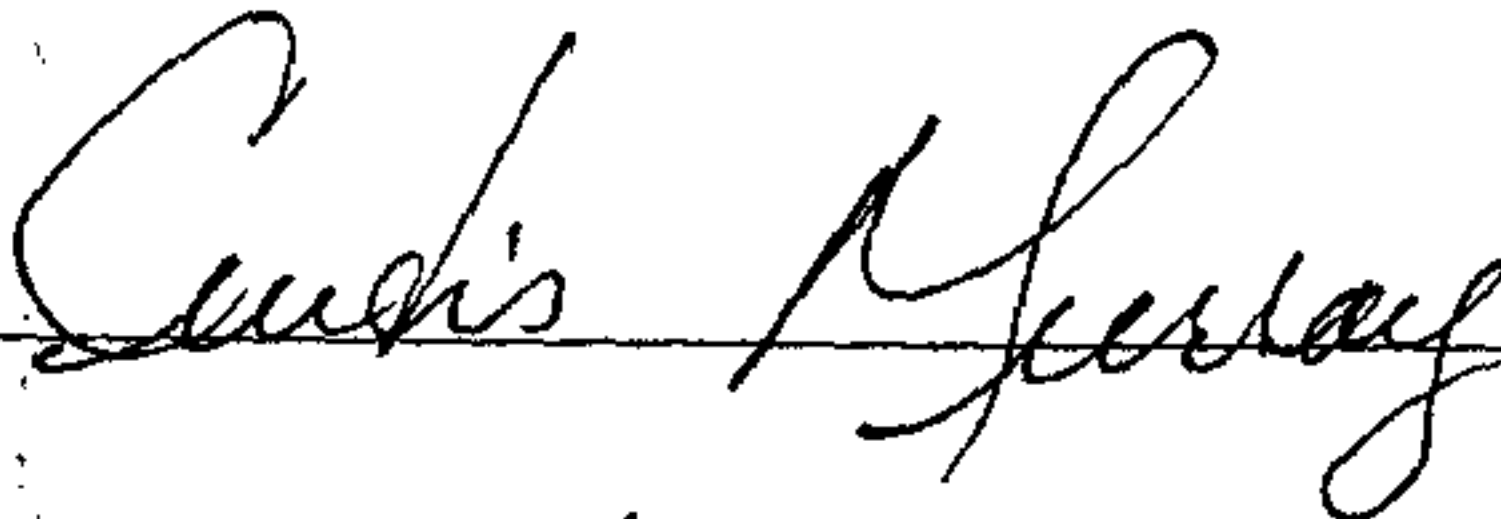
FROM: Arnold F. 'Pat' Keller, III
Director, Office of Planning

SUBJECT: Zoning Advisory Petition(s): Case(s) 07-432- Administrative Variance

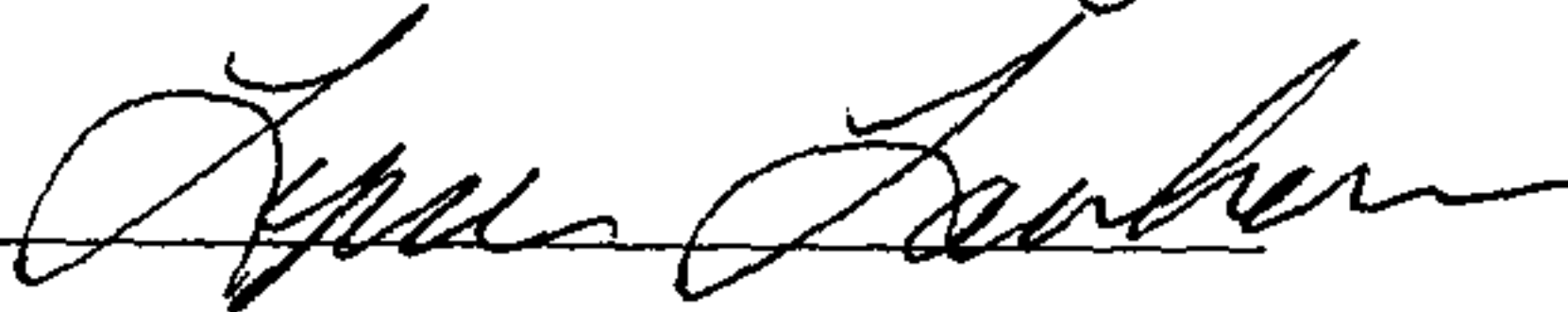
The Office of Planning has reviewed the above referenced case(s) and has no comments to offer.

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

Fire Department

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



Baltimore County

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

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

April 5, 2007

ATTENTION: Zoning Review Planners

Distribution Meeting Of: April 2, 2007

Item Number: 427 ⁴³² through 438

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

cc: File



Martin O'Malley, Governor
Anthony Brown, Lt. Governor



John D. Porcari, Secretary Designate
Neil J. Pedersen, Administrator

Maryland Department of Transportation

Date: APRIL 3, 2007

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

RE: Baltimore County
Item No. 7-432-A
8126 LONGPOINT ROAD
MAKOWIECKI PROPERTY
ADMINISTRATIVE VARIANCE

Dear Ms. Matthews:

Thank you for the opportunity to review your referral request on the subject of the above captioned. We have determined that the subject property does not access a State roadway and is not affected by any State Highway Administration projects. Therefore, based upon available information this office has no objection to Baltimore County Zoning Advisory Committee approval of Item No. 7-432A.

Should you have any questions regarding this matter, please contact Michael Bailey at 410-545-2803 or 1-800-876-4742 extension 5593. Also, you may E-mail him at (mbailey@sha.state.md.us).

Very truly yours,

FCD Steven D. Foster, Chief
Engineering Access Permits
Division

SDF/MB



County Council
of
Baltimore County

Court House
Towson, Maryland 21204

410-887-3196
Fax: 410-887-5791

April 3, 2006

William J. Wiseman, Esquire
Baltimore County Zoning Commissioner
Courts Building

401 Bosley Avenue
Towson, Maryland 21204

S.G. Samuel Moxley
FIRST DISTRICT

Kevin Kamenetz
SECOND DISTRICT

T. Bryan McIntire
THIRD DISTRICT

Kenneth N. Oliver
FOURTH DISTRICT

Vincent J. Gardina
FIFTH DISTRICT

Joseph Bartsfelder
SIXTH DISTRICT

John Olszewski, Sr.
SEVENTH DISTRICT

Thomas J. Peddicord, Jr.
LEGISLATIVE COUNSEL
SECRETARY

Dear Mr. Wiseman:

Attached please find a copy of Resolution 32-07 concerning the public disclosure of Kristie Ann Makowiecki, an employee of the Baltimore County Police Department who has applied for a zoning variance to construct an addition at her residence at 8126 Longpoint Road, Baltimore, Maryland 21222.

This Resolution was approved by the County Council at its April 2, 2007 meeting and is being forwarded to you for appropriate action.

Sincerely,

Thomas J. Peddicord, Jr.
Legislative Counsel/Secretary

TJP:dp
Enclosure

cc: Kristie Ann Makowiecki ✓

07-432-A

COUNTY COUNCIL OF BALTIMORE COUNTY, MARYLAND
Legislative Session 2007, Legislative Day No. 7

Resolution No. 32-07

Mr. John Olszewski, Sr., Councilman

By the County Council, April 2, 2007

A RESOLUTION concerning the public disclosure of Kristie Ann Makowiecki, an employee of the Baltimore County Police Department.

WHEREAS, Kristie Ann Makowiecki, an employee of the Baltimore County Police Department, has applied for a zoning variance to construct an addition at her residence at 8126 Longpoint Road, Baltimore, Maryland 21222; and

WHEREAS, this Resolution is intended to provide full public disclosure under Section 32-1-102 of the Baltimore County Code.

NOW, BE IT RESOLVED BY THE COUNTY COUNCIL OF BALTIMORE COUNTY, MARYLAND, that the application for a zoning variance filed by Kristie Ann Makowiecki does not contravene the public welfare and is hereby authorized.

READ AND PASSED this 2ND day of APRIL, 2007.

BY ORDER



Thomas J. Peddicord, Jr.
Secretary

ITEM: RESOLUTION 32-07

BALTIMORE COUNTY, MARYLAND

INTEROFFICE CORRESPONDENCE

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

DATE: April 4, 2007

FROM: Dennis A. Kennedy, Supervisor
Bureau of Development Plans Review

SUBJECT: Zoning Advisory Committee Meeting
For April 9, 2007
Item No. 07-432

The Bureau of Development Plans Review has reviewed the subject zoning item and we have the following comment(s).

The base flood elevation for this site is 9.4 feet Baltimore County Datum.

The flood protection elevation for this site is 10.4 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 Baltimore County Building Code which adopts, with exceptions, the *International Building Code*.

DAK:CEN:clw

cc: File

ZAC-ITEM NO 07-432-03042007.doc

Patricia Zook - Case 07-432 (administrative variance)

From: Patricia Zook
To: Kennedy, Dennis
Date: 5/8/2007 11:26:23 AM
Subject: Case 07-432 (administrative variance)

Good morning, Dennis-

The file for the below-described case does not contain a comment sheet from your department. If you have no comment, you can just reply to that effect via this e-mail. If you have any comments, feel free to e-mail them to me or fax them to me at 410 887 3468.

Thanks for your help!

CASE NUMBER: 432

8126 Longpoint Road

Location: N side Longpoint Road, 200 feet W c/l Faircross Road.

12th Election District, 7th Councilmanic District

Legal Owner: Shawn Edward and Kristie Ann Makowiecki

Closing Date 4/30/2007

ADMINISTRATIVE VARIANCE To permit a side and rear setback of 6 feet and 18 feet in lieu of the required 10 feet and 30 feet, respectively for an addition.

Patti Zook
Baltimore County
Office of the Zoning Commissioner
410-887-3868
pzook@baltimorecountymd.gov



**County Council
of
Baltimore County**

Court House
Towson, Maryland 21204

410-887-3196
Fax: 410-887-5791

S.G. Samuel Moxley
FIRST DISTRICT

Kevin Kamenetz
SECOND DISTRICT

T. Bryan McIntire
THIRD DISTRICT

Kenneth N. Oliver
FOURTH DISTRICT

Vincent J. Gardina
FIFTH DISTRICT

Joseph Bartenfelder
SIXTH DISTRICT

John Olszewski, Sr.
SEVENTH DISTRICT

Thomas J. Peddicord, Jr.
LEGISLATIVE COUNSEL
SECRETARY

April 3, 2006

William J. Wiseman, Esquire
Baltimore County Zoning Commissioner
Courts Building
401 Bosley Avenue
Towson, Maryland 21204

RECEIVED

APR - 5 2007

ZONING COMMISSIONER

Dear Mr. Wiseman:

Attached please find a copy of Resolution 32-07 concerning the public disclosure of Kristie Ann Makowiecki, an employee of the Baltimore County Police Department who has applied for a zoning variance to construct an addition at her residence at 8126 Longpoint Road, Baltimore, Maryland 21222.

This Resolution was approved by the County Council at its April 2, 2007 meeting and is being forwarded to you for appropriate action.

Sincerely,

A handwritten signature in cursive script, appearing to read "Thomas J. Peddicord, Jr.", is written over a horizontal line.

Thomas J. Peddicord, Jr.
Legislative Counsel/Secretary

TJP:dp
Enclosure

cc: Kristie Ann Makowiecki

COUNTY COUNCIL OF BALTIMORE COUNTY, MARYLAND
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BY ORDER

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Thomas J. Peddicord, Jr.
Secretary

ITEM: RESOLUTION 32-07



BALTIMORE COUNTY
M A R Y L A N D

JAMES T. SMITH, JR.
County Executive

WILLIAM J. WISEMAN III
Zoning Commissioner

May 9, 2007

SHAWN EDWARD AND KRISTIE ANN MAKOWIECKI
8126 LONGPOINT ROAD
DUNDALK MD 21222

Re: Petition for Administrative Variance
Case No. 07-432-A
Property: 8126 Longpoint Road

Dear Mr. and Mrs. Makowiecki

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,

A handwritten signature in cursive script, reading "John V. Murphy".

John V. Murphy
Deputy Zoning Commissioner
for Baltimore County

JVM:pz

Enclosure

34

SE 5-F

DR 5.5

7 CD

432

PLAT TO ACCOMPANY PETITION FOR ZONING ☒ VARIANCE ☐ SPECIAL HEARING

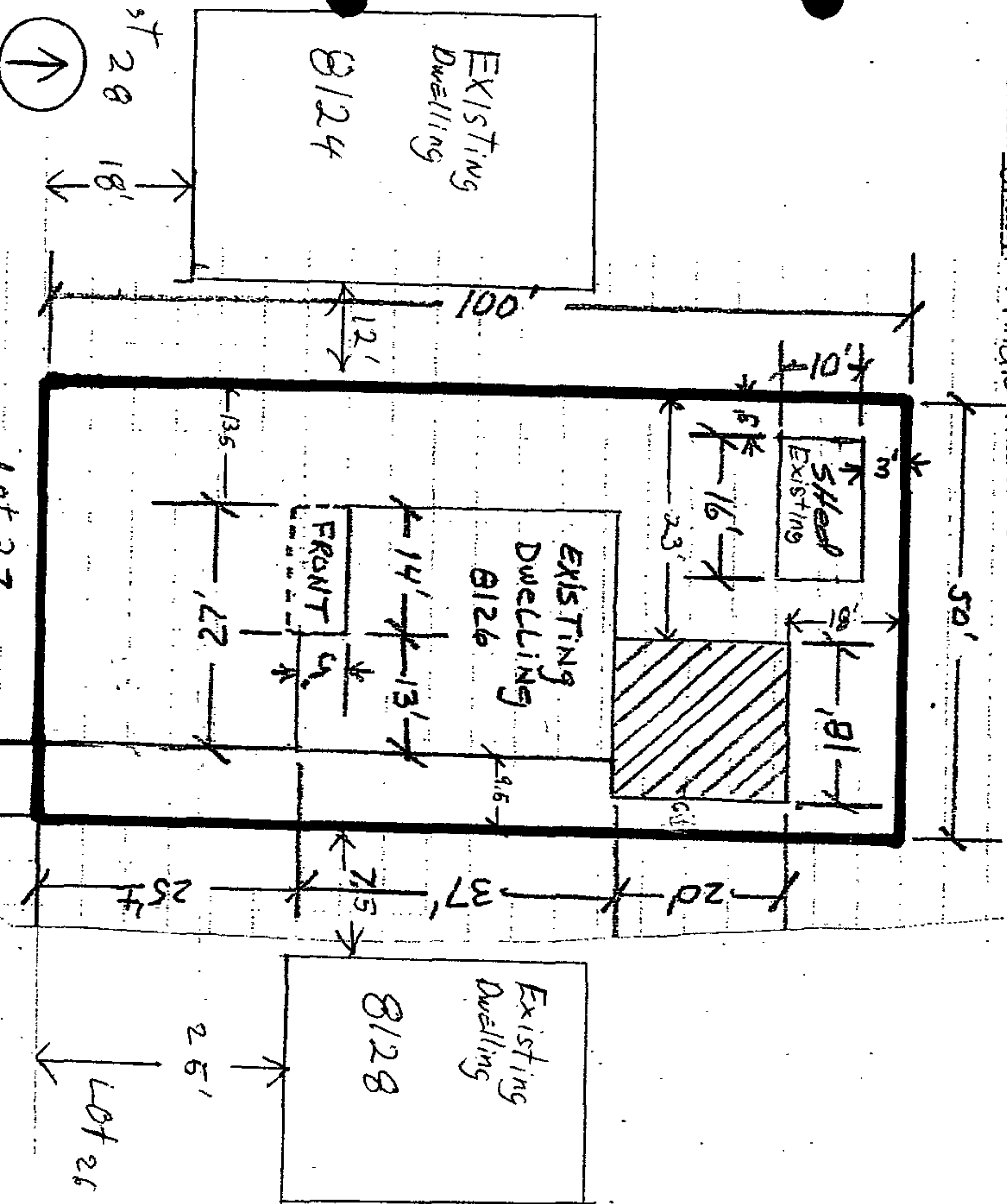
PROPERTY ADDRESS 8126 Longpoint Rd

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

SUBDIVISION NAME Marytown Point

PLAT BOOK # 12 FOLIO # 83 LOT # 27 SECTION # A

OWNER Shawn + Kristie Masowicki

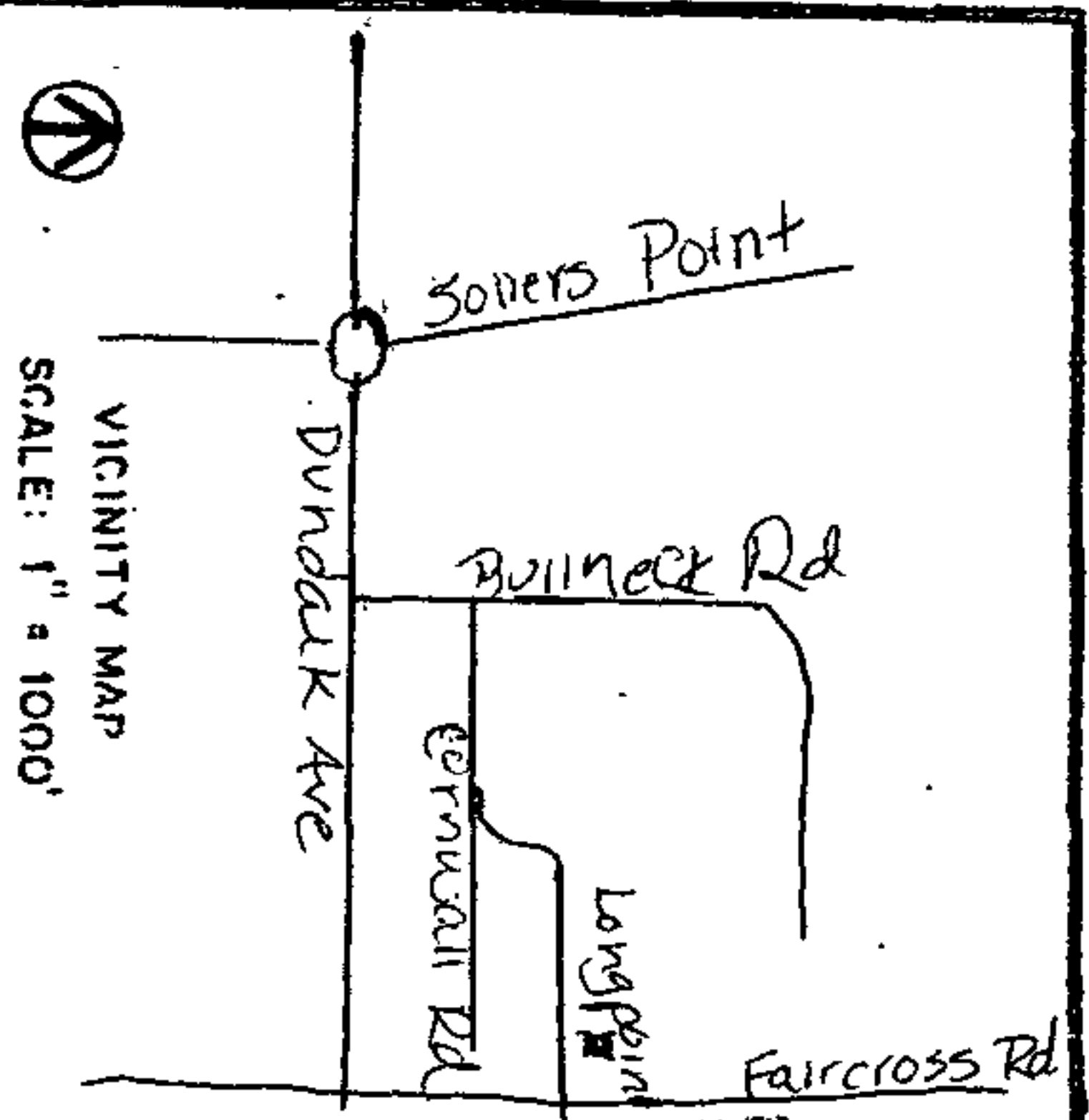


NORTH



PREPARED BY SEM

SCALE OF DRAWING: 1" = 20'



VICINITY MAP
SCALE: 1" = 1000'

LOCATION INFORMATION

ELECTION DISTRICT 12

COUNCILMANIC DISTRICT 7

1" = 200' SCALE MAP # 11001

ZONING DR-S.S

LOT SIZE 0.11 4800 ACRES SQUARE FEET

SEWER

☒ PUBLIC ☐ PRIVATE

WATER

☒

☐

CHESAPEAKE BAY CRITICAL AREA

☒

☐

100 YEAR FLOOD PLAIN

☒

☐

HISTORIC PROPERTY/ BUILDING

☐

☒

PRIOR ZONING HEARING

NONE

ZONING OFFICE USE ONLY
REVIEWED BY ITEM # CASE #

RA 432 07-432-A



