IN RE: PETITION FOR ADMIN. VARIANCE

NW of Cameron Mill Road, 3100 feet SW of the c/l of Cameron Ridge Court

7th Election District

3rd Councilmanic District

(19606 Cameron Mill Road)

Kip J. Fulks
Petitioner

BEFORE THE

DEPUTY ZONING

COMMISSIONER

* FOR BALTIMORE COUNTY

* Case No. 08-114-A

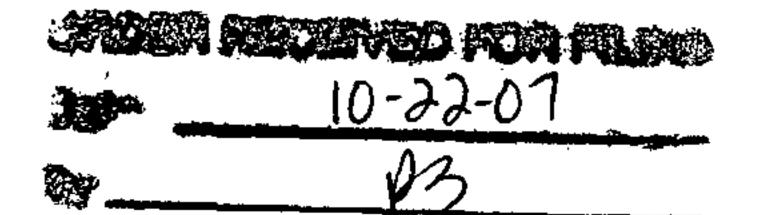
FINDINGS OF FACT AND CONCLUSIONS OF LAW

*

This matter comes before this Deputy Zoning Commissioner as a Petition for Administrative Variance filed by the legal owner of the subject property, Kip J. Fulks for property located at 19606 Cameron Mill Road. The variance request is from Section 400.1 of the Baltimore County Zoning Regulations (B.C.Z.R.) to permit an accessory building (proposed inground pool) in the front yard in lieu of in the rear yard as required. The subject property and requested relief are more particularly described on Petitioner's Exhibit No. 1. The Petitioner wishes to construct an in-ground pool measuring 12 feet 6 inches x 61 feet 6 inches in the front yard. The depth of the pool ranges from 3.5 feet to 6 feet deep. The pool cannot be located in the rear yard because it contains steep slopes a number of retaining walls. The property contains 10.7 acres and is accessed via a 275 foot driveway off of Cameron Mill Road. The pool will not be visible to adjacent properties.

The Zoning Advisory Committee (ZAC) comments were received and are made part of the record of this case. The comments indicate no opposition or other recommendations concerning the requested relief.

The Petitioner having filed a Petition for Administrative Variance and the subject property having been posted on October 7, 2007 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 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 Aday of October, 2007 that a variance from Section 400.1 of the Baltimore County Zoning Regulations (B.C.Z.R.) to permit an accessory building (proposed inground pool) in the front yard in lieu of in the rear yard as required is hereby GRANTED, subject to the following:

1. The Petitioner may apply for her building permit and be granted same upon receipt of this Order; however, Petitioner is hereby made aware that proceeding at this time is at her 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 Petitioner 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.

THOMAS H. BOSTWICK

Deputy Zoning Commissioner

for Baltimore County

THB:pz

10-22-01



JAMES T. SMITH, JR. County Executive

THOMAS H. BOSTWICK Deputy Zoning Commissioner

October 22, 2007

KIP J. FULKS 1107 WILLIAM STREET BALTIMORE MD 21230

> Re: Petition for Administrative Variance Case No. 08-114-A

Property: 19606 Cameron Mill Road

Dear Mr. Fulks:

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,

HOMAS H. BOSTWICK

Deputy Zoning Commissioner

for Baltimore County

THB:pz

Enclosure

Alan Eng, Sunset Group, PO Box 130, Tracy's Landing MD 20779 c:

ADMINISTRATIVE SPECIAL HEARING INFORMATION SHEET AND DATES

Case I	Vumber	08	114.		SPH		Addres	ss <u> </u>	96	06	CAY	NGRI) N	MILL	· /
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Petition for Administrative Variance

to the Zoning Commissioner of Baltimore County Rankton

MARYLAND		for the property	located at 196 which is presently	zoned	RC8
	tuate in Baltim	ore County and which	ts and Development Manage th is described in the description(s) ちとてん 4 0	on and plat atta	iched hereto and
TO PERMIT	AN AC	CESSORY E	BUILDING (PROP	DOSED 11	1 GROUNT
100 L') IN 7	HE FR	CONT YARD	IN LIEU OF THE	E IN TH	EREAR
YARD AS	REQUIR	CED		•	•
of the zoning regulations of this petition form.	f Baltimore Co	ounty, to the zoning la	aw of Baltimore County, for the	ereasons indic	ated on the back
	es of above Vai	riance, advertising, pos	zoning regulations. sting, etc. and further agree to an o the zoning law for Baltimore Co		ided by the zoning
	•	·	I/We do solemnly declare an perjury, that I/we are the legal is the subject of this Petition.	al owner(s) of the	
Contract Purchaser/Le	ssee:		Legal Owner(s): Kip J	-ulks	
Name - Type or Print			Name - Type or Print	Sul	iks
Signature			Signature		
Address	<u> </u>	Telephone No.	Name - Type or Print	· · · ·	
City	State	Zip Code	Signature		
Attorney For Petitioner	∴		Address	<u>St.</u>	Telephone No.
Name - Type or Print		- <u>-</u> -	City City	State	2(23つ Zip Code
	<u></u>	- 	Representative to be	Contacted:	•
Signature		· * * .	Alan. Eng	: '	
Company	-	· · · · · · · · · · · · · · · · · · ·	Name 130	410 -	741-5092
Address		Telephone No.	Address		Telephone No.
City	State	Zip Code	City City	State	Zip Code
A Public Hearing having been his day of egulations of Baltimore County a	,th	at the subject matter of the	required, it is ordered by the Zoning	, advertised, as re	quired by the zoning
ASENO	114-1	A Box	Zoning Commissioner	Partial Rimore Cour	0/57

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 public hearing is scheduled in the ruture with regard thereto.
That the Affiant(s) does/do presently reside at Address Address
Baltimore md 21230 City State 21230 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): To in stall an inground
swimming foot is the front yard. The orea
The fool is based on the Topagraphy of the
retaining walls located in pean ward keen the
4 his on the Ein tith is selling
and the fool will not be visible
for over 1000 ft by adjacent properties.
•
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.
Viol Sucha
Signature
Name - Type or Print Name - Type or Print
·
STATE OF MARYLAND, COUNTY OF BALTIMORE, to wit:
I HEREBY CERTIFY, this 23 rd day of August, , 2007, before me, a Notary Public of the State of Maryland, in and for the County aforesaid, personally appeared
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 ExpiresFARRALL DAVID FAIRBANKS III

REV 10/25/01

FARRALL DAVID FAIRBANKS III

NOTARY PUBLIC

ANNE ARUNDEL COUNTY

MARYLAND

My Commission Expires Feb. 6, 2011



Petition for Administrative Variance

for the property located at 19606 Comeron M.I)

to the Zoning Commissioner of Baltimore County

which is presently zoned _

This Petition shall be filed with the Department of Perowner(s) of the property situate in Baltimore County and made a part hereof, hereby petition for a Variance from States.	which is described in the description and plat attached hereto and section(s). BLZR 400.
TO PERMIT AN ACCESSORY	1-BUILDING CPROPOSED INGROUND
POOL) IN THE FRONT YAR	D OF DWELLING IN LIEU OF IN
THE REAR YARD AS REQ	WRED.
of the zoning regulations of Baltimore County, to the zoni of this petition form.	ing law of Baltimore County, for the reasons indicated on the back
Property is to be posted and advertised as prescribed by I, or we, agree to pay expenses of above Variance, advertising regulations and restrictions of Baltimore County adopted pursu	g, posting, 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:	Legal Owner(s):
Name - Type or Print	Name - Type or Print
Signature	Signature
Address Telephone No.	Name - Type or Print .
City State Zip Code	
Attorney For Petitioner:	Address Address Telephone No. 71230
Name - Type or Print	City State Zip Code
Signature	Representative to be Contacted:
Company	Name Ex
Address Telephone No.	PD Boy 130 410-74/-5092 Address Telephone No.
	Tracy's Landing MD 20779
City State Zip Code	
A Public Hearing having been formally demanded and/or found this day of that the subject matter regulations of Baltimore County and that the property be reposted.	to be required, it is ordered by the Zoning Commissioner of Baltimore County, or of this petition be set for a public hearing, advertised, as required by the zoning
CASE NO. 08-114-A	Reviewed By Date Date
REV 10/25/01 10-22-07	Estimated Posting Date -1/9/07 9/24/0/

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	1107 William ST
•	Baltimore md 71230 City State Zip Code
	City State Zip Code
variance at the above address (indicate nardship	wing are the facts upon which I/we base the request for an Administrative or practical difficulty): To in stall an inground
	in stall an inground
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of the soil	a in the front yard. the area is based on the Topography
- 31 TE, Kotain	"> walls in rear of house Koon
- II II II	
28 1000 - (001 W.11 W.4	be visible for over 1000 ft by Asjacent
properties.	
•	
That the Affiant(s) acknowledge(s) that if a for advertising fee and may be required to provide a	rmal demand is filed, Affiant(s) will be required to pay a reposting and additional information.
advertising for and may be required to previous	
Lin As	
Signature	Signature
Kip S. Fulks	
Name - Type or Print	Name - Type or Print
STATE OF MARYLAND, COUNTY OF BALTIM	
I HEREBY CERTIFY, this 23 day of	sokally appeared, 2007, before me, a Notary Public of the State
· · · · · · · · · · · · · · · · · · ·	,
the Affiant(s) herein, personally known or satisfa	ctorily identified to me as such Affiant(s).
AS WITNESS my hand and Notarial Seal	
All I see the second se	Notary Public
	My Commission Expires
REV 10/25/01	FARRALL DAVID FAIRBANKS III NOTARY PUBLIC

ANNE ARUNDEL COUNTY

MARYLAND

My Commission Expires Feb. 6, 2011

ZONING DESCRIPTION

ZONING DESCRIPTION FOR 19606 Cameron Mill Road, Parkton, MD 21120

Beginning at a point on the west side of Cameron Mill Road, which is 60 +/- wide at the distance of 3100 +/- of the centerline of the nearest improved intersecting street

Cameron Ridge Ct., which is 40 +/- wide. (val. width)

*Being Lot #53 Map #12 Grid #7 Parcel #237 as recorded in Baltimore County Plat

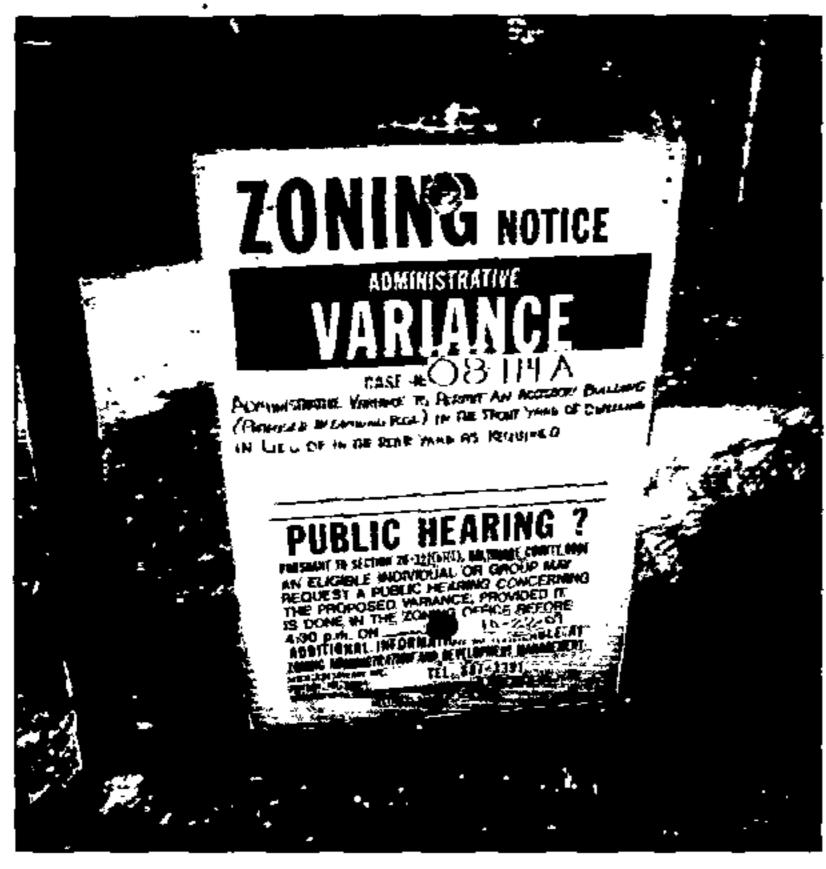
Reference #76 / 112, containing 10.70 Acres. Also known as

19606 Cameron Mill Road, Parkton, MD 21120 and located in the 7 Election District,

3 Councilman District.

CERTIFICATE OF POSTING

	•	RE: Case No.: 08-114-A
	And the second second	Petitioner/Developer: 12 FULK
	•	Date of Hearing/Closing: 10-22-07
Baltimore County Department of		
Permits and Development Mana County Office Building, Room 1 111 West Chesapeake Avenue Towson, Maryland 21204	11 Li	
ATTN: Kristen Matthews {(410		
Ladies and Gentlemen:	SAF	
posted conspicuously on the prop	perty located	erjury that the necessary sign(s) required by law were at: n Error Mich RD
The sign(s) were posted on		10-7-07
		(Month, Day, Year)
· · · · · · · · · · · · · · · · · · ·	, ·	Sincerely,
		(Signature of Sign Poster) (Date)
ZONING NOTICE		SSG Robert Black
ADMINISTRATIVE		(Print Name)



Robert Black	10:12:0
(Signature of Sign Poster)	(Date)
SSG Robert Black	1
(Print Name)	
1508 Leslie Road	
(Address)	1.1.
Dundalk, Maryland 2122	2
(City, State, Zip Code)	
(410) 282-7940	••
(Telephone Number)	

BALTIMORE COUNTY DEPARTMENT OF PERMITS AND DEVELOPMENT MANAGEMENT

ZONING REVIEW

ADMINISTRATIVE SPECIAL HEARING INFORMATION SHEET AND DATES

MUNITARIO I I ON LIVE DISEASIAN DINA CONTRACTOR DE CONTRAC
Case Number 07 114. Address 19606 CAMERON MILL 12
Contact Person. AARON TSUI. Planner Please Print Your Name Phone Number: 410-887,3391 10/22/0
Filing Date: 8/30/2007 Posting Date: 9/09/07 Closing Date: 9/2470/
Any contact made with this office regarding the status of the administrative special hearing 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.
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 SPECIAL HEARING SIGN FORMAT
Case Number 02- 114 -SPH Address 19606 CAMERON MILL RD
Petitioner's Name KIP FULKS Telephone
Posting Date: Closing Date:
Wording for Sign: Administrative Scenial Hearing to approve VARIANCE TO PERMIT
AN ACCESSORY BUILDING (PROPOSED IN GROUND POOL)
IN THE FRONT YARD OF DWELLING IN LIEUUF THE
IN THE REAR YARD AS REQUIRED

WCR - 6/28/00

Send to: 9/27/07 posting form mailed any thyland any of the posting form mailed any of the posting form posting form mailed any of the posting form posting form posting form mailed any of the posting form posti

Aaron,

Please assign a new closing and goding date for this case and notify the Retitioner. The Zionny Commissioner's office said the petitions audit post sign.

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JAMES T. SMITH, JR. County Executive

TIMOTHY M. KOTROCO, Director

Department of Permits and

Development Management

September 24, 2007

Kip J. Fulks 1107 William Street Baltimore, MD 21230

Dear Mr. Fulks:

RE: Case Number: 08-114-A, 19606 Cameron Mill Road

The above referenced petition was accepted for processing **ONLY** by the Bureau of Zoning Review, Department of Permits and Development Management (PDM) on August 30, 2007. This letter is not an approval, but only a **NOTIFICATION**.

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 Rillal D

W. Carl Richards, Jr. Supervisor, Zoning Review

WCR:amf

Enclosures

c: People's Counsel
Alan Eng PO Box 130 Tracy's Landing 20779



JAMES T. SMITH, JR. County Executive

October 22, 2007

TIMOTHY M. KOTROCO, Director

Department of Permits and

Development Management

Kip J. Fulks 1107 William Street Baltimore Maryland 21230

Dear Kip J. Fulks

RE: Case Number: 08-114-A 19606 Cameron Mill Road

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If you need further information or have any questions, please do not hesitate to contact the commenting agency.

W. Carl Richards, Jr. Supervisor, Zoning Review

W. Carling Milall

WCR:rjc Enclosures

c: Peoples Council
Alan Engineer P. O. Box 130 Tracy's Landing, Md. 20779

BALTIMORE COUNTY, MARYLAND

INTER-OFFICE CORRESPONDENCE

TO:

Timothy M. Kotroco, Director

Department of Permits and

Development Management

FROM:

Arnold F. 'Pat' Keller, III

Director, Office of Planning

DATE: September 21, 2007

DECEIVE SEP 2 1 2007

BY:____

SUBJECT: Zoning Advisory Petition(s): Case(s) 08-114- 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 Jessie Bailek in the Office of Planning at 410-887-3480.

Reviewed By:

CM/LL

BALTIMORE COUNTY, MARYLAND

INTER-OFFICE CORRESPONDENCE

DATE: September 21, 2007

TO:

Timothy M. Kotroco, Director

Department of Permits and Development Management

FROM:

Arnold F. 'Pat' Keller, III

Director, Office of Planning

SUBJECT: Zoning Advisory Petition(s): Case(s) 08-114- 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 Jessie Bailek in the Office of Planning at 410-887-3480.

Reviewed By:

CM/LL

BALTIMORE COUNTY, MARYLAND

INTEROFFICE CORRESPONDENCE

TO:

Timothy M. Kotroco, Director

DATE: September 17, 2007

Department of Permits & Development

Management

FROM:

Dennis A. Kennedy, Supervisor

Bureau of Development Plans Review

SUBJECT:

Zoning Advisory Committee Meeting

For September 17, 2007

Item Nos. 08-069, 082, 105, 106, 107, 108, 109, 111, 113, 114, 115, 117, 118, 119, 120,

122 and 123

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- 09172007.doc



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

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

Maryland Department of Transportation

Date: SEPT. 10,2007

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

RE: **Baltimore County**

Item No.8-114-A

19606 CAMERON MILL RD

FULKS PROPERTY

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. 8-114.

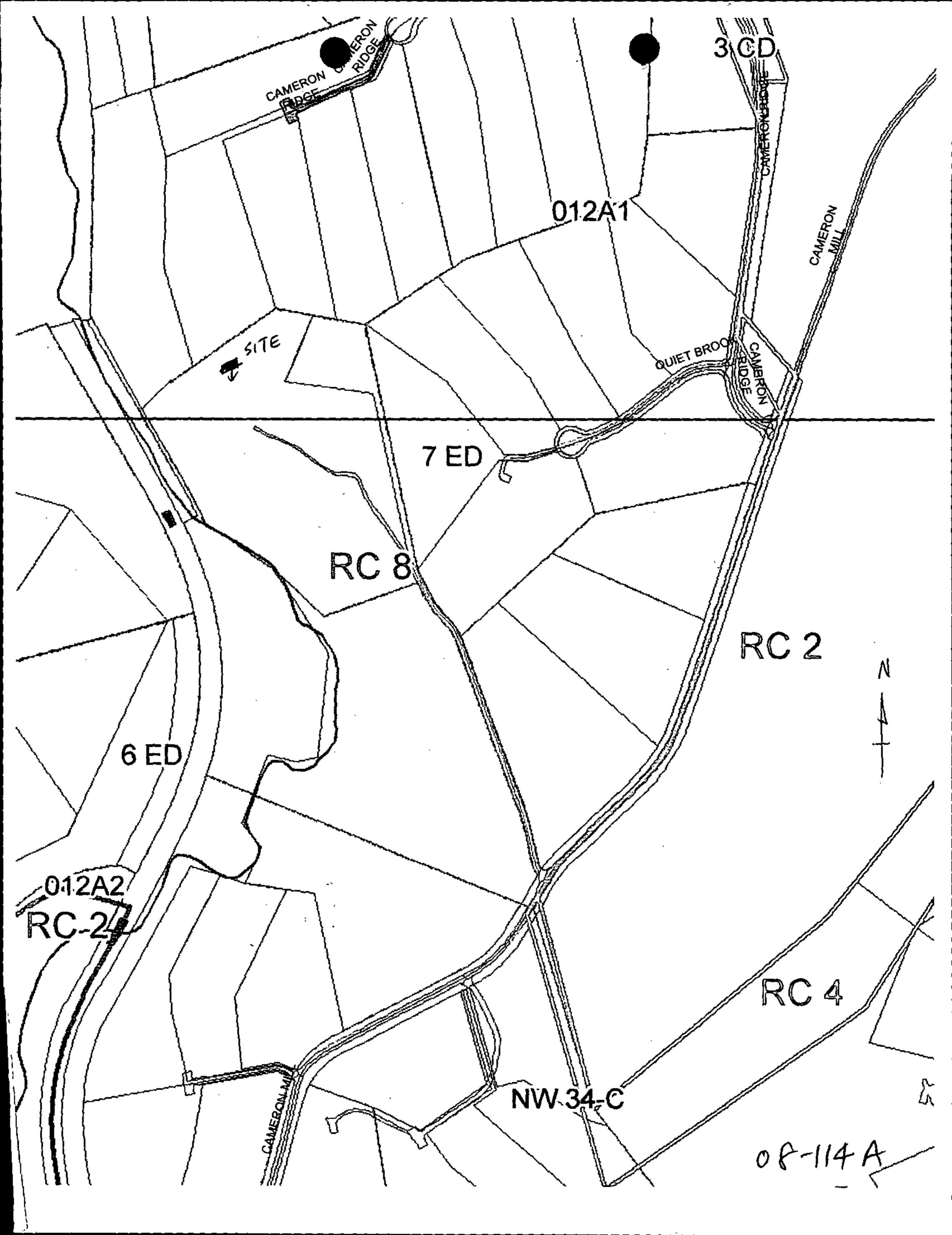
Should you have any questions regarding this matter, please contact Michael Bailey at 410-545-2803 or 1-800-876-4742 extension 5593. Also, you may E-mail him at (mbailey@sha.state.md.us).

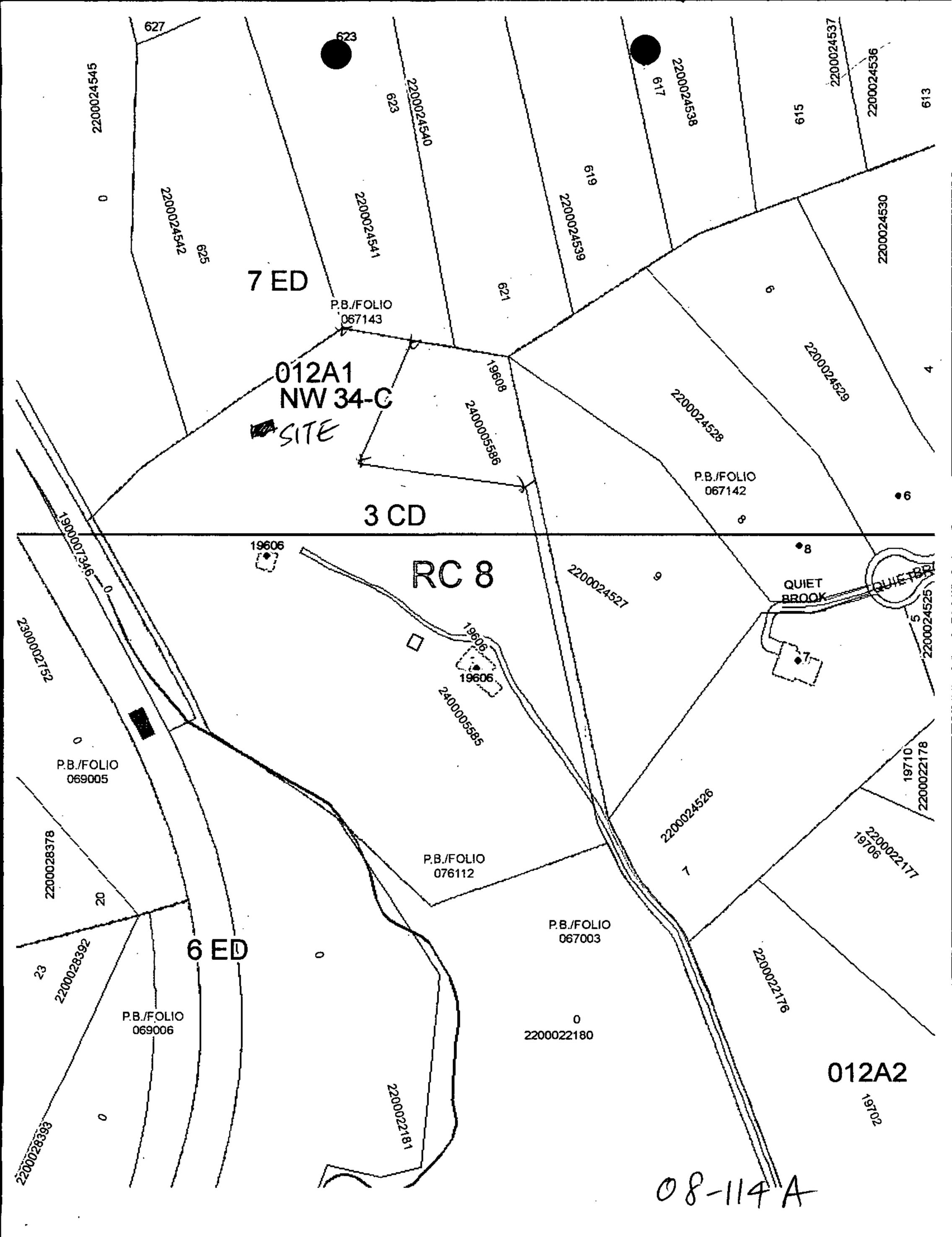
Very truly yours,

Steven D. Foster, Chief ()
Engineering Access Permits

Division '

SDF/MB





			~
PREPARED BY SCALE OF DRAWING: 1" = 200	NORTH	SION NAME CAMEZON MILL PROCESS SECTION # 53 SECTION # SIZE OF	PLAT TO ACCOMPANY PETITION FOR ZONING YARIANC PROPERTY ADDRESS 19606 Cameron MANDEL SEE PAGES 5 & 6 OF THE CHECKLIST F
A. Trau (14. 108-114-A	REVIEWED BY ITEM # CASE #	LOCATION INFORMATE COUNCILMANIC DISTRICT 7/ ED COUNCILMANIC DISTRICT 7/ ED COUNCILMANIC DISTRICT 3C 1"=200' SCALE MAP # % ZONING RCB LOT SIZE 10.7 ZONING RCB LOT SIZE 10.7 ZONING RCB LOT SIZE 10.7 ZONING RCB CHESAPEAKE BAY CRITICAL AREA 100 YEAR FLOOD PLAIN HISTORIC PROPERTY/ BUILDING PRIOR ZONING HEARING	HEA

475.4 474.2 474.4 480,4 479.4 472,9 472.8 493.1 WISBLED!

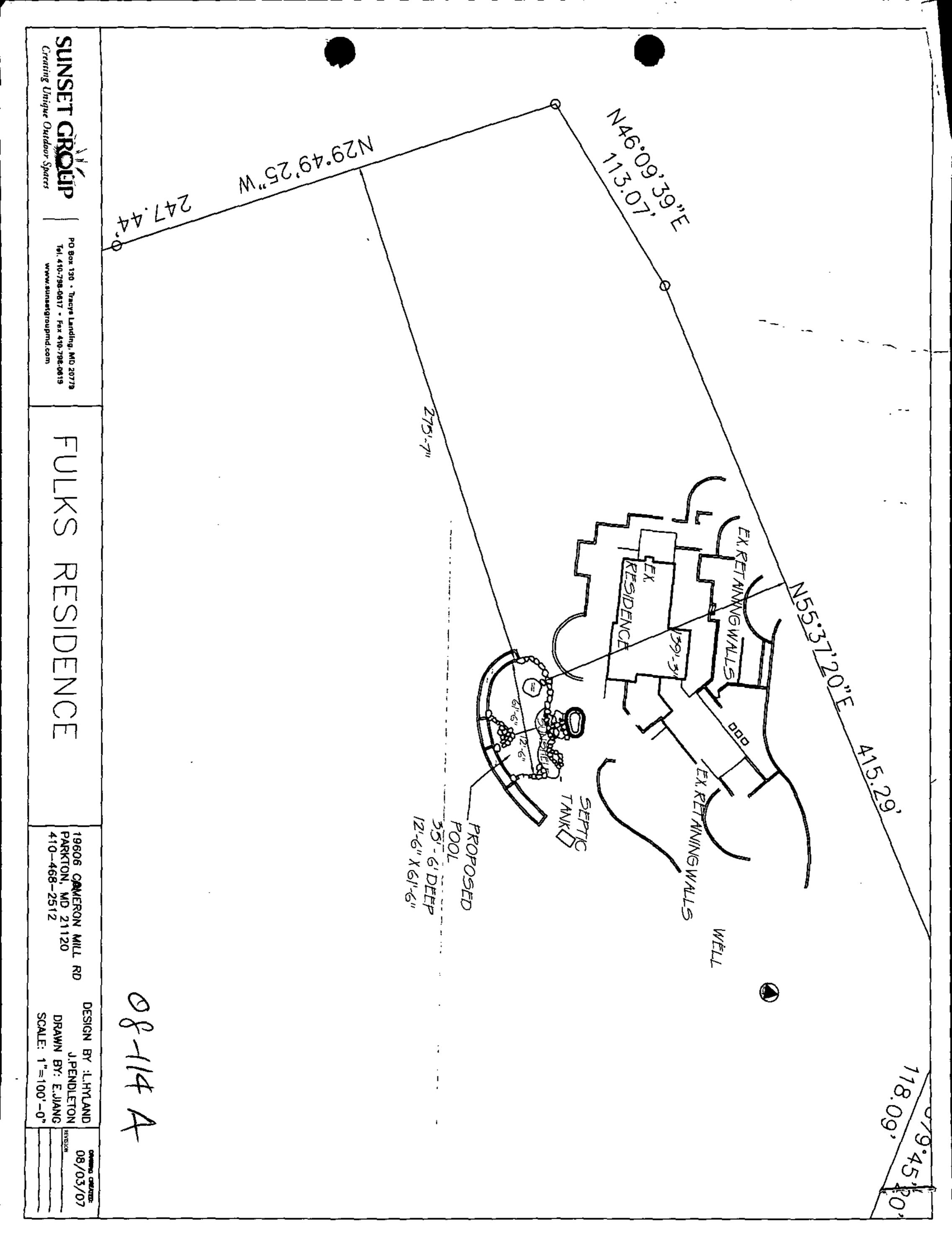
SUNSET GROUP

FULKS RESIDENCE

1107 WILLIAM STREET BALTIMORE, MD 21230

SCALE: 1"=200"-0"

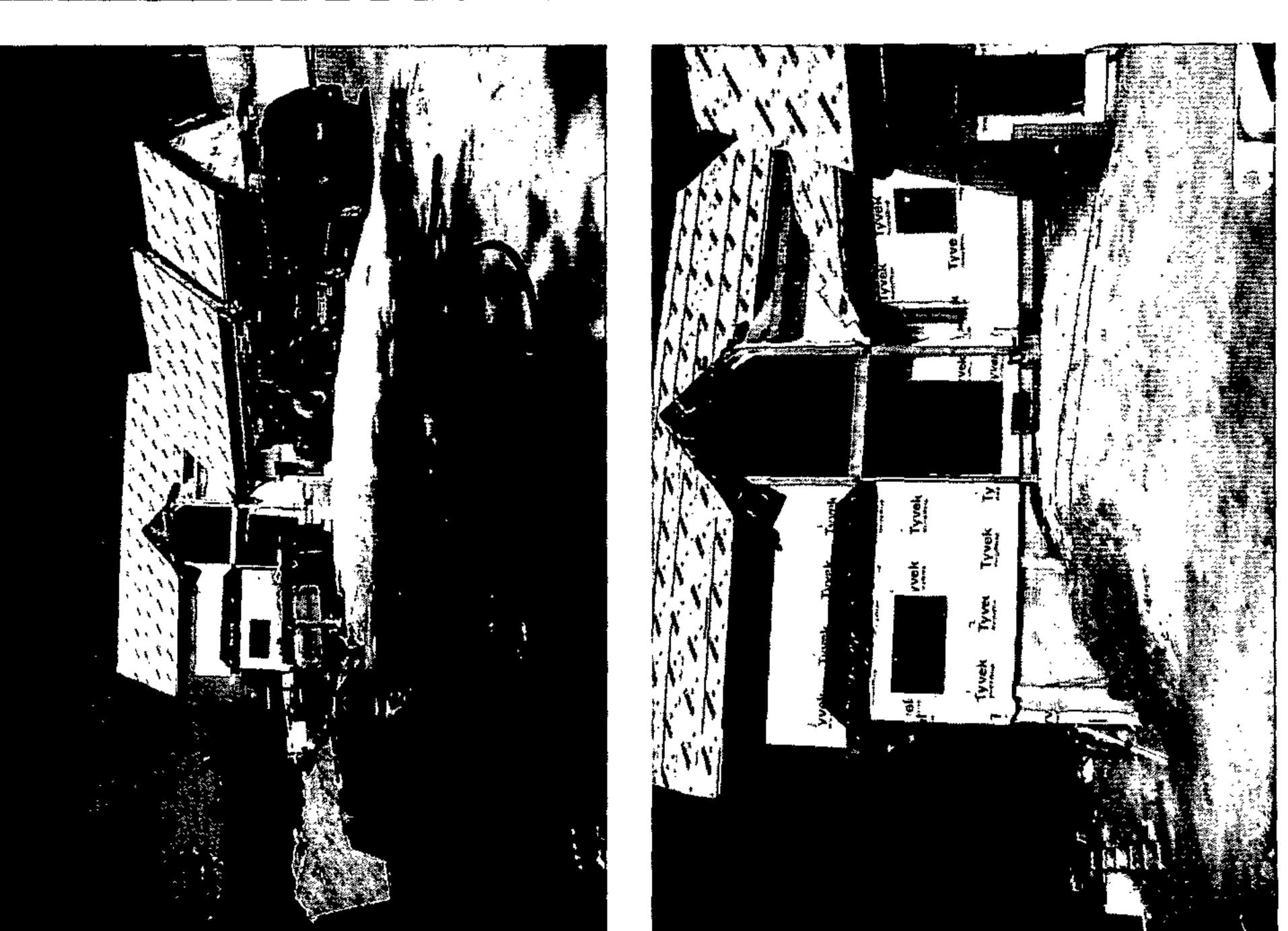
07/19/07



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69-114

