#### IN RE: PETITION FOR ADMIN. VARIANCE

S side of Garrison Farms Road, 330 feet W of the c/l of Garrison Farms Court 3<sup>rd</sup> Election District 2<sup>nd</sup> Councilmanic District (3411 Garrison Farms Road)

Steven and Susan Kornblit Petitioners

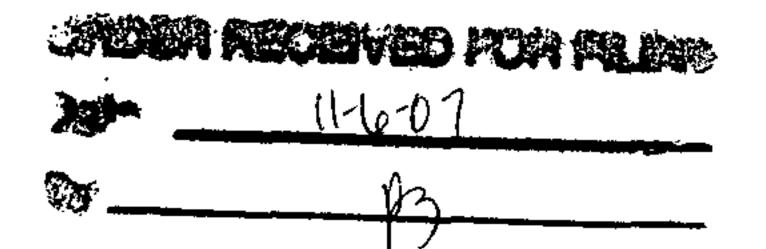
- \* BEFORE THE
  - \* DEPUTY ZONING
- \* COMMISSIONER
- \* FOR BALTIMORE COUNTY
- \* Case No. 08-171-A

#### 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, Steven and Susan Kornblit for property located at 3411 Garrison Farms Road. The variance request is from Section 1B01.2.C.1.b of the Baltimore County Zoning Regulations (B.C.Z.R.) to permit a setback from side building face to side building face of 18 feet in lieu of required 30 feet, and a side yard of 3 feet in lieu of required 15 feet for a carport. The subject property and requested relief are more particularly described on Petitioners' Exhibit No. 1. The Petitioners wish to construct a carport that measures 20 feet x 35 feet in size. This will ensure safe entry and exit into the house for the four elderly parents who care for the Petitioners' children. The subject property contains 0.50 acre.

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 Petitioners having filed a Petition for Administrative Variance and the subject property having been posted on October 17, 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 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.

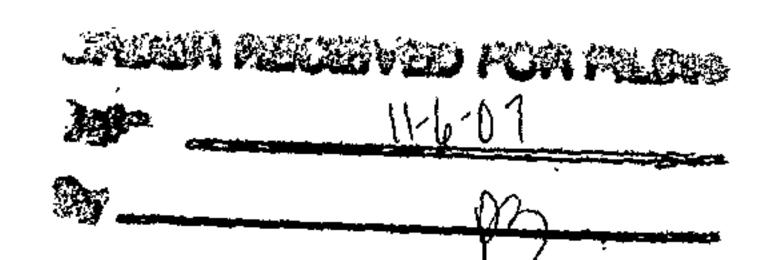
Pursuant to the posting of the property and the provisions of both the Baltimore County Code and the Baltimore County Zoning Regulations, and for the reasons given above, the requested variance should be granted.

THEREFORE, IT IS ORDERED, by the Deputy Zoning Commissioner for Baltimore County, this day of November, 2007 that a variance from Section 1B01.2.C.1.b of the Baltimore County Zoning Regulations (B.C.Z.R.) to permit a setback from side building face to side building face of 18 feet in lieu of required 30 feet, and a side yard of 3 feet in lieu of required 15 feet for a carport 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.

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





JAMES T. SMITH, JR. County Executive

THOMAS H. BOSTWICK Deputy Zoning Commissioner

November 6, 2007

JOHN GONTRUM, ESQUIRE WHITEFORD, TAYLOR & PRESTON, L.L.P. 210 W. PENNSYLVANIA AVENUE TOWSON, MD 21204

> Re: Petition for Administrative Variance Case No. 08-171-A Property: 3411 Garrison Farms Road

Dear Mr. Gontrum:

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,

THOMAS H. BOSTWICK

Deputy Zoning Commissioner

for Baltimore County

THB:pz

Enclosure

c: Steven And Susan Kornblit, 3411 Garrison Farms Road, Baltimore MD 21208



I/We do solemnly declare and affirm, under the penalties of



CASE NO

REV 10/25/01

# Petition for Administrative Variance

to the Zoning Commissioner of Baltimore/County

for the property located at 341/ Brannsodu farms Re 

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) 1801. 2. 1.6 to pennit a setsmere Fram side wild force to side with force of 18' in him of required 30, and a side and on 3' in livery of newworld 15 water append Plus (BCZR 103.1)

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.

perjury, that I/we are the legal owner(s) of the property which is the subject of this Petition. Legal Owner(s): Contract Purchaser/Lessee: Name Type or Print Name - Type or Print Signature Signature Sorn blu Name - Type or Print Telephone No. Address Zip Code Signature State City GARTISON TAYMS **Attorney For Petitioner:** Telephone No. Address 21028 saltimere Zip Code State City Name - Type or Print Representative to be Contacted: Name Company Telephone No. Address Address Zip Code State Zip Code 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 bublic hearing, advertised, as required by the zoning this day of regulations of Baltimore County and that the property be reposted.

Estimated Pos

# Affidavit in Support of Administrative Variance

Address

That the Affiant(s) does/do presently reside at

REV 10/25/01

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.

	Baltimore MN 21208-18 State	52
That based upon personal knowledge, the followi	ng are the facts upon which I/we base the request for an	
Variance at the above address (indicate hardship	or practical difficulty).	
IN Order to compensate	for unique physical challe	215e5
	Four four ederly garents	
care for our children	, we request a carport	that hold:
two vehicles and t	hat accesses the house th	Bugh the
5ide door, which is	the preferred method of	entoxy.
That the Affiant(s) acknowledge(s) that if a form advertising fee and may be required to provide add	· •	reposting and
Ather 1/V	Sun Konblet	
Steven Korn6/14	Signature  Signature  Korn Hit	
Name - Type or Print	Name - Type or Print	
STATE OF MARYLAND, COUNTY OF BALTIMO		
HEREBY CERTIFY, this day of for Maryland, in and for the County aforesaid, personal day of day of for the County aforesaid, personal day of	nally appeared Steven Kornblit & Sus	lic of the State
he Affiant(s) herein, personally known or satisfact	<del>_</del> <del>_</del>	70077100
	•	
AS WITNESS my hand and Notarial Seal	, ,	
HILLENA N. MINING	Mialona M. Milandon	,
SILC CHILISON OF THE	Miglens V Militaylor Notary Public	<del></del>
2/23/2011	My Commission Expires	- <u></u> -

# ZONING DESCRIPTION FOR 3411 GIARRISON FARMS Rd Baltimore, MD 21028

Beginning at the point on the # 500th Side of Garrison Farms Rd which is 50' wide at the distance of 330' west of the centerline of the wearest improved intersecting street; Garrisons farms Court, which is 50' wide. Being Lot \$7, Block B, Section X 2 in the subdivision of Garrison farms as recorded in the Baltimore Canty Plat Book \* 29, Folio \* 90, Containing 21,780 square feet. Also Known as 3411 Garrison Farms Road and in the 3rd Election District, 2nd Council manie District

# BALTIMORE COUNTY DE RTMENT OF PERMITS AND DE OPMENT MANAGEMENT ZONING REVIEW

## ADMINISTRATIVE VARIANCE INFORMATION SHEET AND DATES

Case Number 08-

Address 3411 GARRISON FARM Rd.

Conta	ct Perso	on:		Print Your Name	1	Phone Number:	410-887-3391
Filing	Date:	10.10.	07	Posting Date	2: 10/21	Closing Da	ite: 11 5
Any o	ontact the co	made with	this office re on (planner) u	egarding the st sing the case n	atus of the ad umber.	ministrative varia	ince should be
1.	reverse reposti is again	e side of thing must be n responsit	is form) and indicated done only by ole for all ass	the petitioner is one of the sign ociated costs.	responsible fo posters on the The zoning no	sters on the approral rall printing/post approved list and tice sign must be remain there through	ing costs. Any and the petitioner evisible on the
<b>2</b>	a forma	al request	for a public	hearing. Plea:	or an occupant se understand complete on the	or owner within 1 that even if there closing date.	,000 feet to file re is no formal
	commis order the (typical)	sioner. He hat the ma y within 7 t	e may: (a) g atter be set it to 10 days of	rant the reques n for a public the closing date	ited relief; (b) on the hearing. You e) as to whethe	y the zoning or leny the request will receive writer the petition has you by First Class	ed relief; or (c) ten notification been granted.
•	(whether commission change)	er due to a sioner), no d giving no certification	neighbor's stification will tice of the hea	formal request be forwarded aring date, time	or by order of to you. The and location.	that must go to a find the zoning or sign on the property of the sign can be sign must be sign must be	deputy zoning perty must be n was originally
	·	<del></del>	· <del>··························</del>	(Detach Along Dott	·	, 	
Petitio	ner: Th	nis Part of	the Form is f	or the Sign Po	ster Only		
		USE	THE ADMIN		RIANCE SIGN		
		08-17(		Address 3	416 GA	PRISON F	Ilm Kol.
Petitio	ner's Na	me STE	UEN K	PNBLIT	Te	elephone 40.	707-2384
Postin	g Date:		10/21	<del></del>	Closing Date:	1/5	-
Wordir	g for Sig	gn: <u>To Pe</u>	ermit A	SETBACK	From	SIDE B	1/n/ng
+AC	E T	o side	Buildin	ug FACE	of 18ft.	IN LIEU	of The
RED	NED	30 64.	AND	510 Sy AF	<u>o</u> 5€⊤3,	ACK of 3	ft. in
416	20	+ The	PEWVI	RED 15	+. FOR	A CARPOR	<u>7.</u>
WOF	Junia	- AS	p=12 A	MORNE	y A	WCR	- Revised 6/25/04
	•	BALTIMORE	COUNTY DEPAR	TMENT OF PERMIT	S AND DEVELOPMI EW	ENT MANAGEMENT	
			·				

### **CERTIFICATE OF POSTING**

RE: Case No.: O8-171-A

Petitioner/Developer: STEVEN KORNBLIT

Date of Hearing/Closing: NOV, 5, 2007

Baltimore County Department of
Permits and Development Management
County Office Building, Room 111
111 West Chesapeake Avenue
- Towson, MD 21204

Attention: Christen Matthe	ws
Ladies and Gentlemen: This	letter is to certify under the penalties of perjury that the necessary sign(s)
-	conspicuously on the propery located at
· · · · · · · · · · · · · · · · · · ·	177t <u>+</u>
The sign(s) were posted on _	Oct. 2007 (Month, Day, Year)
	Sincerely,
	Barland Dove (Signature of Sign Poster and Date)
<del>-</del>	CARLAGED E, MOORE (Printed Name)
•	3225 RY512SON CIRCLE
	BALTIMORE, MD, 21227 (City, State, Zip Code)
	(Telephone Number)



# ADMINISTRATIVE VARIABLE E

CASE # 08-171-A

AVARIANCE TO PERMIT A SETBACK FROM SIDE BUILDING FACE TO SIDE BUILDING FACE OF 18 FEET IN LIEU OF THE REQUIRED 30 FEET AND A SIDE YARD SETBACK OF 3 FEET IN LIEU OF THE REQUIRED

ISFEET FOR A CARPORT.

(WORDING AS PER ATTORNEY)

# PUBLIC HEARING?

PURSUANT TO SECTION 26-127(b)(1), BALTIMORE COUNTY CODE,
AN ELIGIBLE INDIVIDUAL OR GROUP MAY
REQUEST A PUBLIC HEARING CONCERNING
THE PROPOSED VARIANCE, PROVIDED THE REQUEST IS
RECEIVED IN THE ZCHING REVIEW BEFORE
5:00 P.M. ON \_\_\_\_ O NOVEMBER 5, 2007
ADDITIONAL INFORMATION IS AVAILABLE AT THE DEPARTMENT.

ADDITIONAL INFORMATION IS AVAILABLE AT THE DEPARTMENT OF PERMITS AND DEVELOPMENT MARAGEMENT, COUNTY OFFICE BUILDING, 111 WEST CHESAPEAKE AVE., TOWSON, MD 21204, (410) 887-3391 DO NOT REMOVE THIS SIGN AND POST UNTIL AFTER ABOVE DATE, UNDER PENALTY OF LAW HANDICAPPED ACCESSIBLE





JAMES T. SMITH, JR. County Executive

TIMOTHY M. KOTROCO, Director

Department of Permits and

Development Management

November 5, 2007

John Gontrum Whiteford, Taylor, Preston 210 W. Pennsylvania Avenue Towson, Maryland 21204

Re: Case Number 08-171- A 3411 Garrison Farms Road

Dear Mr. Gontrum:

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

W. Carl Richards, Jr.

Supervisor, Zoning Review

WCR:rjc Enclosures

c: Peoples Council Steven and Susan Korblit 3411 Garrison Farms Road Baltimore MD 21028 Sharon Arnold 8914 Old Frederick Road Ellicott City MD 21043

## BALTIMORE COUNTY, MARYLAND

#### INTER-OFFICE CORRESPONDENCE

TO:
I ().

Timothy M. Kotroco, Director

**DATE:** October 25, 2007

Department of Permits and Development Management

FROM:

Arnold F. 'Pat' Keller, III

Director, Office of Planning

	EC	<u>]</u>	, ][	W.	
M	OCT	2	9	2007	
R	<b>v.</b>				

**SUBJECT:** 

Zoning Advisory Petition(s): Case(s) 08-171- 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 Diana Itter in the Office of Planning at 410-887-3480.

Prenared By:

Division Chief:

CM/LL

## BALTIMORE COUNTY, MARYLAND

#### INTER-OFFICE CORRESPONDENCE

TO:

Timothy M. Kotroco, Director

**DATE:** October 25, 2007

Department of Permits and

Development Management

FROM:

Arnold F. 'Pat' Keller, III

Director, Office of Planning

SUBJECT: Zoning Advisory Petition(s): Case(s) 08-171- 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 Diana Itter in the Office of Planning at 410-887-3480.

Prepared By:

**Division Chief:** 

CM/LL

#### BALTIMORE COUNTY, MARYLAND

#### INTEROFFICE CORRESPONDENCE

TO:

Timothy M. Kotroco, Director

**DATE:** October 23, 2007

Department of Permits & Development

Management

FROM:

Dennis A. Kennedy, Supervisor

Bureau of Development Plans Review

**SUBJECT:** 

Zoning Advisory Committee Meeting

For October 29, 2007

Item Nos. 08-171,172, 173, 174, 175, 176,

177, 178, 179, 180, 181, and 182

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-10232007.doc



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

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

Maryland Department of Transportation

Date: OGTOBER 25, 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. 8-171-A

3411 GARRISON FARMS RD KORNBLIT 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. 8-171-A.

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



JAMES T. SMITH, JR. County Executive

JOHN J. HOHMAN, Chief Fire Department

County Office Building, Room 111 Mail Stop #1105 111 West Chesapeake Avenue Towson, Maryland 21204 October 11, 2007

ATTENTION: Zoning Review Planners

Distribution Meeting Of: October 22, 2007

Item Number: Item Number 171 through 177 and 179 through 183

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.

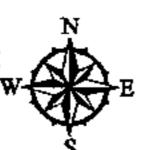
Lieutenant Roland P Bosley Jr. Fire Marshal's Office 410-887-4880 (C)443-829-2946 MS-1102F

cc: File

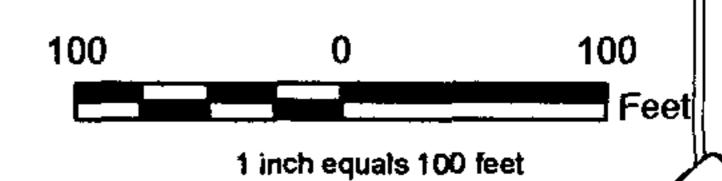
# 3411 Garrison Farms Rd 03/6076 031,107,795,1 3.ED 068B2 NW-10-E

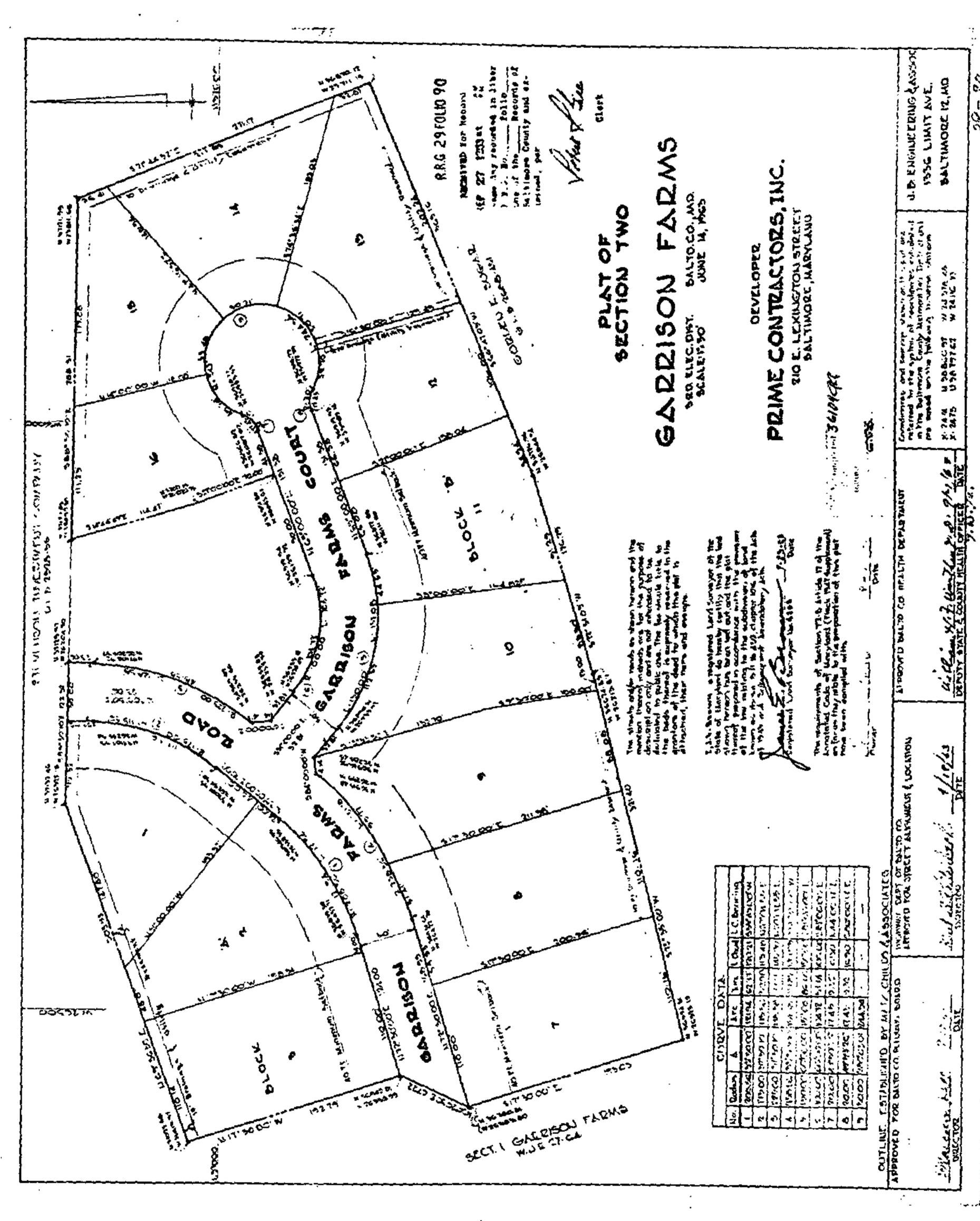


Publication Date: September 04, 2007
Publication Agency: Department of Permits & Development Management
Projection/Datum: Maryland State Plane,
FIPS 1900, NAD 1983/91 HARN, US Foot



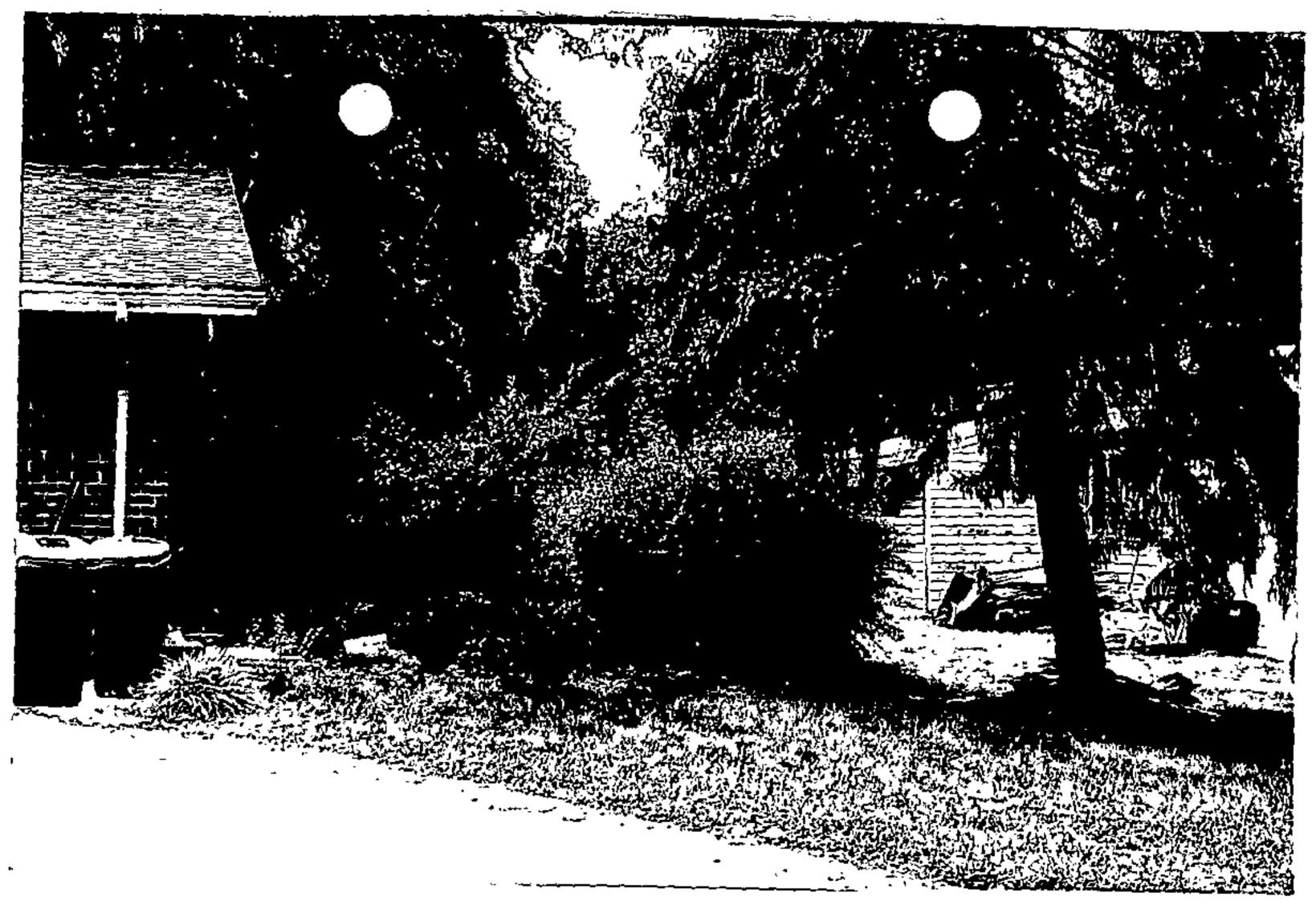
DQ Map Notes





PLAT TO ACCOMPANY PETITION FOR ZONING X VARIANCE PROPERTY ADDRESS 3411 GARRISON PARMS ROSEE PAGES 5 & 6 OF THE CHECKLIST F	SPECIAL HEARING OR ADDITIONAL REQUIRED INFORMATION
PLAT BOOK # 29 FOLIO # 90 LOT # 7 SECTION # 2  OWNER Steven 2 SUSAN KORNBLIT  36 MING	Oak Hallaw Ct
GARRISON FARMS RD (50' RW) 36	Garrison Faras Rd Ramison Subjected Property Property
Front Proposed  And Andrews  Front Proposed  And Andrews  Existing	VICINITY MAP  SCALE: 1" = 1000'  LOCATION INFORMATION
Existing Dwelling W 3413  A 105'	ELECTION DISTRICT 3  COUNCILMANIC DISTRICT 2  1"=200' SCALE MAP # NW 10-E  ZONING DR 2
15' Lot \$	LOT SIZE 0.50  ACREAGE SQUARE FEET  PUBLIC PRIVATE  SEWER  WATER
Lot*6	CHESAPEAKE BAY CRITICAL AREA  100 YEAR FLOOD PLAIN HISTORIC PROPERTY/
NORTH	PRIOR ZONING HEARING NOWE  ZONING OFFICE USE ONLY REVIEWED BY ITEM # CASE #
PREPARED BY HSA for Tim Warner Compan scale of DRAWING: 1" = 40	JCM 82/1/A





•



٠.

# 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 or Case Number: _ ひ8ー (つ (~ A
Petitioner: STEVEN KORNRIT
Address or Location: 3411 GARRISON FARMS Rd., BALD, Md. 21028.
PLEASE FORWARD ADVERTISING BILL TO:  Name:
Address:
Telephone Number: 410 - 707 - 238 4