IN RE: PETITION FOR ADMIN. VARIANCE

NE side south Chamborley Drive 1,400 feet

N of c/l Dominion Lane

4th Election District

4th Councilmanic District

(330 Chamborley Drive)

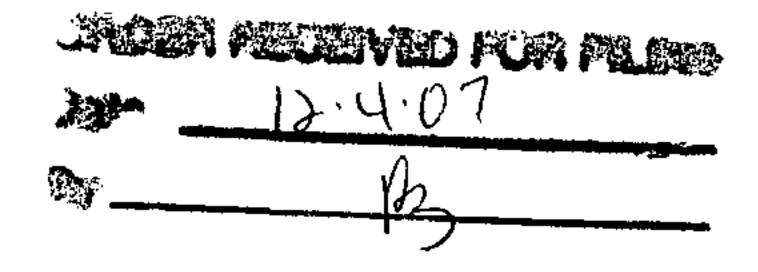
Daniel and Valerie Reed Petitioners

- * BEFORE THE
- * DEPUTY ZONING
- * COMMISSIONER
- * FOR BALTIMORE COUNTY
- * Case No. 08-204-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, Daniel and Valerie Reed for property located at 330 Chamborley Drive. The variance request is from Section 301.1.A of the Baltimore County Zoning Regulations (B.C.Z.R.) to permit an open projection (deck) to have a rear yard setback of 19 feet in lieu of maximum allowed 22 ½ feet; and to amend the Final Development Plan for Berrymans Grant Lot 14 only. The subject property and requested relief are more particularly described on Petitioners' Exhibit No. 1. The Petitioners seek a variance of 3 ½ feet in order to construct a deck onto the rear of the home. There are rear doors leading to the back yard; however, the set of doors does not have direct access to the back yard. Petitioners wish to construct the deck directly off the rear doors. This portion of Chamborley Drive is curved, the Petitioners' lot uniquely shaped, and the house is placed at a bit of an angle on the lot. The rear property line abuts a Baltimore County Drainage and Utility Easement area.

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.



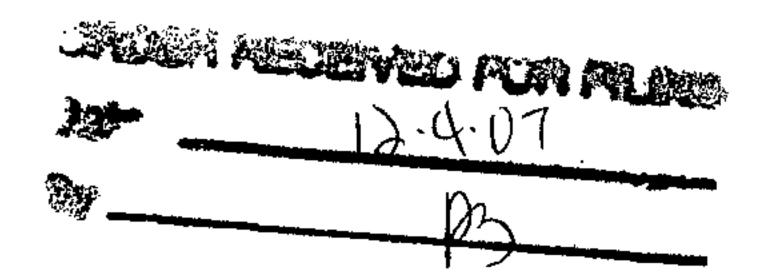
The Petitioners having filed a Petition for Administrative Variance and the subject property having been posted on November 11, 2007 and there being no request for a public hearing, a decision shall be rendered based upon the documentation presented.

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 December, 2007 that a variance from Section 301.1.A of the Baltimore County Zoning Regulations (B.C.Z.R.) to permit an open projection (deck) to have a rear yard setback of 19 feet in lieu of maximum allowed 22 ½ feet; and to amend the Final Development Plan for Berrymans Grant Lot 14 only 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

THB:pz

1).4.07



JAMES T. SMITH, JR. County Executive

THOMAS H. BOSTWICK Deputy Zoning Commissioner

December 4, 2007

DANIEL AND VALERIE REED 330 CHAMBORLEY DRIVE REISTERSTOWN MD 21136

> Re: Petition for Administrative Variance Case No. 08-204-A Property: 330 Chamborley Drive

Dear Mr. and Mrs. Reed:

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: Peter Sorge, 11292 Scaggsville Road, Laurel MD 20723



Petition for Administrative Variance

to the Zoning Commissioner of Baltimore County

for the property located at 330 CNAMBORIE 1 DR which is presently zoned Research

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)

301.1 A TO PERMIT AN OPEN PROSECTION (DECK) TO HAVE
A REAR YARD SETBACK OF 19 FEET IN LIEU OF MAXIMUM ACCOWED
22 1/2 FEET; AND TO AMEND THE FINAL DEVELOPMENT PLAN FOR
BERRYMANS GRANT LOT 14 ONLY

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:	Legal Owner(s):
DANJEL REED & VALERJE REED Name - Type or Print	Name Type or Print
Signature	Signature
330 Cyn & BORLEY WR. 410-833-3410 Address Telephone No.	Name - Type or Print
REJ57FASTOWN MD 21136	Outin Rook
City State Zip Code	Signature
Attorney For Petitioner:	330 CHAMBORLEY DR. 410-833-3410
	Address Telephone No.
	MEISTERSTOWN MD 21/36
Name - Type or Print	City State Zip Code
	Representative to be Contacted:
Signature	PETER SORGE
Company	Name 2
	11292 SiAGGSWUB KD 301-617-0808
Address Telephone No.	Address Telephone No.
	LAUREL MD 20723
City State Zip Code	City State Zip Code
A Public Hearing having been formally demanded and/or found to be this day of, that the subject matter of the regulations of Baltimore County and that the property be reposted.	required, it is ordered by the Zoning Commissioner of Baltimore County his petition be set for a public hearing, advertised, as required by the zoning Zoning Commissioner of Baltimore County
CASE NO. 08 - 204 - A Rev	iewed By Date 10/30/2072 Christian
REV 10/25/01	mated Posting Date ////////////////////////////////////
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Affida Vit 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 Addres	O CHAMBORLE	YUR	
	<i>f 1</i>	ISTERSTOWN	MD State	2)/36 Zip Code
	That based upon personal knowledge, the following a Variance at the above address (indicate hardship or pro-			
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	closest to the rear property line creating the unusual shape of the minimum relief necessary to all property. (2.5ft.) B) The Homeowners are asking for the access to the rear of the yard in cross the building restriction lindoor is approx. 5ft. off grade at access this grade. This would the already limited yard.	house situated so that the The street is curved or he property. Homeowned low him reasonable according to allow his hard comfort. The purposed ne by 2.5 ft. in one corn and would require a 50ft.	ne rear access on this property or is asking for east to the rear adicap relative deck will or er only. The handicap ra	or the ar of the rear amp to
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	STATE OF MARYLAND, COUNTY OF BALTIMORE, I HEREBY CERTIFY, this 22 day of Queus of Maryland, in and for the County aforesaid, personally	to wit:		, a Notary Public of the State
	TALLを上上します。 the Affiant(s) herein, personally known or satisfactorily	E RED	\ffiant(s).	
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Affida Vit in Support of Administrative Variance

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That the Affiant(s) does/do presently reside at	DDC) C/YMMOO	OKLEY NK	<u> </u>
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	City	State	Zip Code
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B) The Homeowners are asking	for this relief to allow h	is handicap relatives	
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already limited yard.			
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Signature	Signature		
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Name - Type or Print	Name - Ty	pe or Print	
	·	<u></u>	
STATE OF MARYLAND, COUNTY OF BALTIN	ORE, to wit:	_	
I HEREBY CERTIFY, this Ody day of of Maryland, in and for the County aforesaid, pe	eaust .	200 before me, a	Notary Public of the State
of Maryland, in and for the County aforesaid, pe	rebnally appeared		•
HANIEL (EED) 4 1/A	VERIEREED	<u></u>	
the Affiant(s) herein, personally known or satisfa	actorily identified to me as	such Affiant(s).	
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Petition for Administrative Variance

to the Zoning Commissioner of 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

for the property located at 330 CNAMBORIE 4 DR which is presently zoned RESIDENTAL

This Petition shall be filed with the Department of Permits and Development Management. The undersigned, legal 3, 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)

301.1. A TO PERMET AN OPEN PROSECTION (DECK) TO HAVE A REAR YARD SETBACK OF 19 FEET IN LIEU OF MAXIMUM ACCOUNTS 72 1/2 FEET; AND TO AMEND THE FINAL DEVELOPMENT PLAN FOR BERLYMANS GRANT LOT 14 ONLY.

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.

is the subject of this Petition. Contract Purchaser/Lessee: <u>Legal Owner(s):</u> KEED KEED & L ANIEL ANIEL Name Type or Print Signature Signature Telephone No. Name -/Type or Print A**pid**ress MD 21136 Zip Code State Signature MAMBORLEY Attorney For Petitioner: Telephone No. **Address** YEISTEASTOWN State Name - Type or Print Representative to be Contacted: Signature Company 19665Will Telephone No. Address Address -AURRI Zip Code City 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 this regulations of Baltimore County and that the property be reposted. Zoning Commissioner of Baltimore County CASE NO Reviewed By Date **Estimated Posting Date** REV 10/25/0

Zoning Description:

330 Chamborley Dr. Reisterstown, MD 21136

Beginning at a point on the north side of Chamborley Dr. is 50ft wide at the approximate distance of approx. 1400 ft. north of the centerline of the nearest improved intersecting street Dominion Ln. which is approx. 44ft wide. Being in the Berrymans Grant subdivision as recorded in the Baltimore County Plat Book #77, Folio #47 containing approx. 15,875 sqft. Also known as 330 Chamborley Dr. Reisterstown, Md. 21136 and located in the 4th Election destrict, 4th Councilmanic district.

Item # 204

Rec From: - 3LiHM BALTIMORE COUNT DFFICE Fund CASHIER 유 gcy BUDGET Orgn . 연 Sub Rev ~ ** Catg Rept Total: ELLOW - CUSTOMER Date: S SB Eq. 1115.00 (00-834 HILLOLING CHILD SILING GCG **LING/FRADI**

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: 08-204-A
Petitioner: DAN REEP
Address or Location: 330 CHAMBORLEY DR
PLEASE FORWARD ADVERTISING BILL TO:
Name: PETE SORGE (OUTDOOK CARPENTRY & DESIGN)
Address: 11292 SCAGOSUICCE RD
LAUREL MD 20723
Telephone Number: 800-723-4230

CERTIFICATE OF POSTING

*	RE: Case No.: 08-204-A
a satisfie and a same of the s	Petitioner/Developer: DAN 1-
	VAL REED
٦,	Date of Hearing/Closing: 11.26.07
altimore County Department of ermits and Development Management	
ounty Office Building, Room 111 11 West Chesapeake Avenue	
owson, Maryland 21204	
TTN: Kristen Matthews {(410) 887-339	4}
adies and Gentlemen:	The state of the s
his letter is to certify under the penalties osted conspicuously on the property local	of perjury that the necessary sign(s) required by law were ted at:
330 64	AMBORLEY DR.
The sign(s) were posted on	(Month, Day, Year)
	Sincerely,
	Robert Black 11-12-0
	(Signature of Sign Poster) (Date)
	SSG Robert Black
ONING NOTICE	(Print Name)
ADMINISTRATIVE	1508 Leslie Road
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Company of the last state of t	(Telephone Number)

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

Case	Number 08-	204	-A	Address	330	Chambo	rley	Dr
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JAMES T. SMITH, JR. County Executive

TIMOTHY M. KOTROCO, Director

Department of Permits and

Development Management

November 26, 2007

Daniel Reed Valerie Reed 330 Chamborley Drive Reisterstown, MD 21136

Dear Mr. and Mrs. Reed:

RE: Case Number: 08-204-A, 330 Chamborley Drive

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

W. Carl Richards, Jr. Supervisor, Zoning Review

u. Callibal)

WCR:amf

Enclosures

c: People's Counsel

Peter Sorge 11292 Scaggsville Road Laurel 20723

BALTIMORE COUNTY, MARYLAND

INTER-OFFICE CORRESPONDENCE

DATE: December 3, 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) 08-204- 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 Dave Green in the Office of Planning at 410-887-3480.

Prepared By

CM/LL

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: December 3, 2007

DEC O A 2007

BY:____

SUBJECT: Zoning Advisory Petition(s): Case(s) 08-204- 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 Dave Green in the Office of Planning at 410-887-3480.

Prepared By:

CM/LL



Martin O'Malley, Governor Anthony G. Brown, Lt. Governor John D. Porcari, Secretary Neil J. Pedersen, Administrator

Maryland Department of Transportation

Date: 11/6/2007

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

RE:

Baltimore County

Item No. 8-204-A

330 CHAMBROLEY ROAD

REED 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. 8-2044

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

BALTIMORE COUNTY, MARYLAND

INTEROFFICE CORRESPONDENCE

TO:

Timothy M. Kotroco, Director

DATE: November 6, 2007

Department of Permits & Development Management

FROM:

Dennis A. Kennedy, Supervisor

Bureau of Development Plans Review

SUBJECT:

Zoning Advisory Committee Meeting

For November 12, 2007

Item Nos. 08-189, 197, 198, 199, 201,

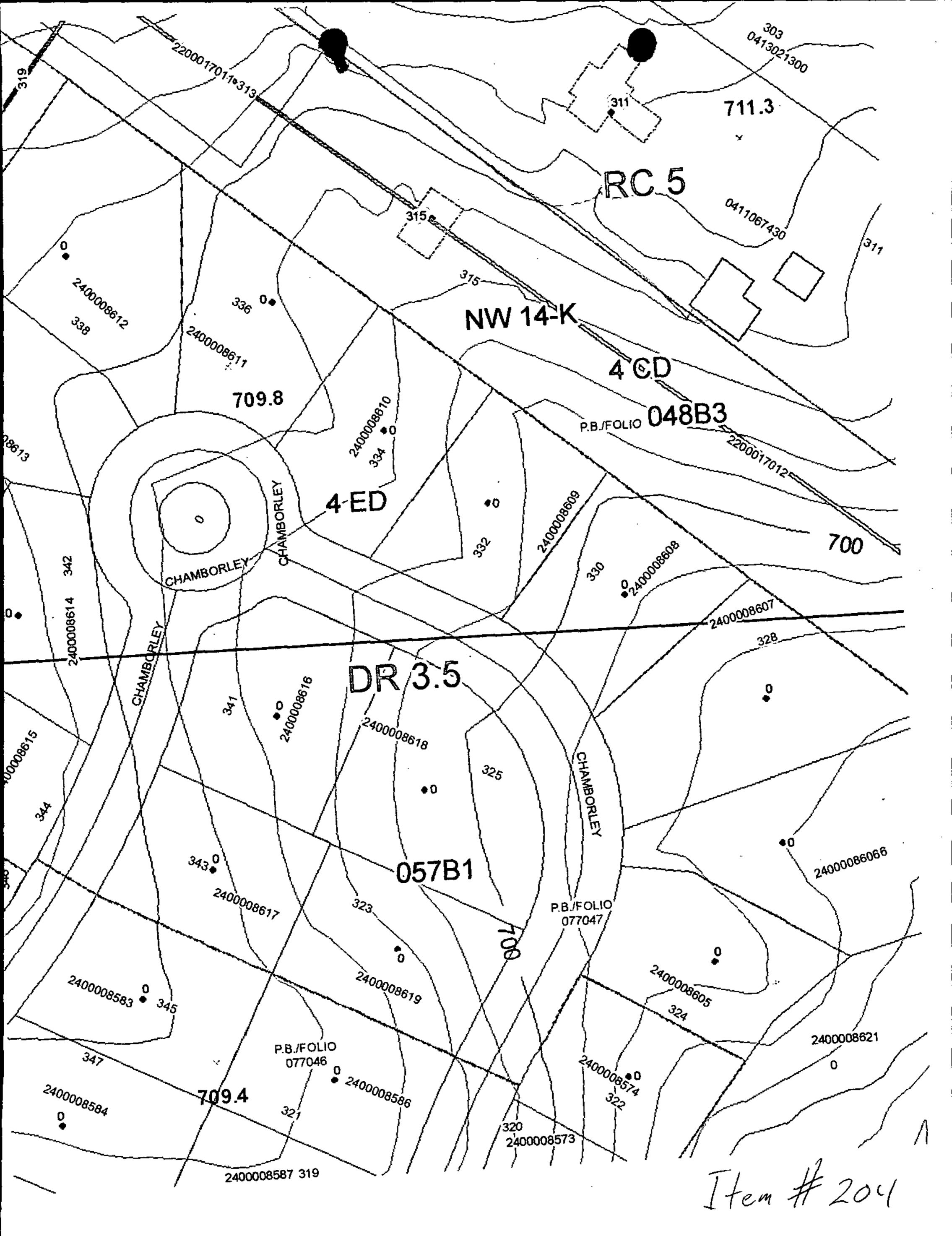
202, 203, 204, and 205

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

DAK:CEN:clw

ec: File

ZAC-NO COMMENTS-11062007.doc



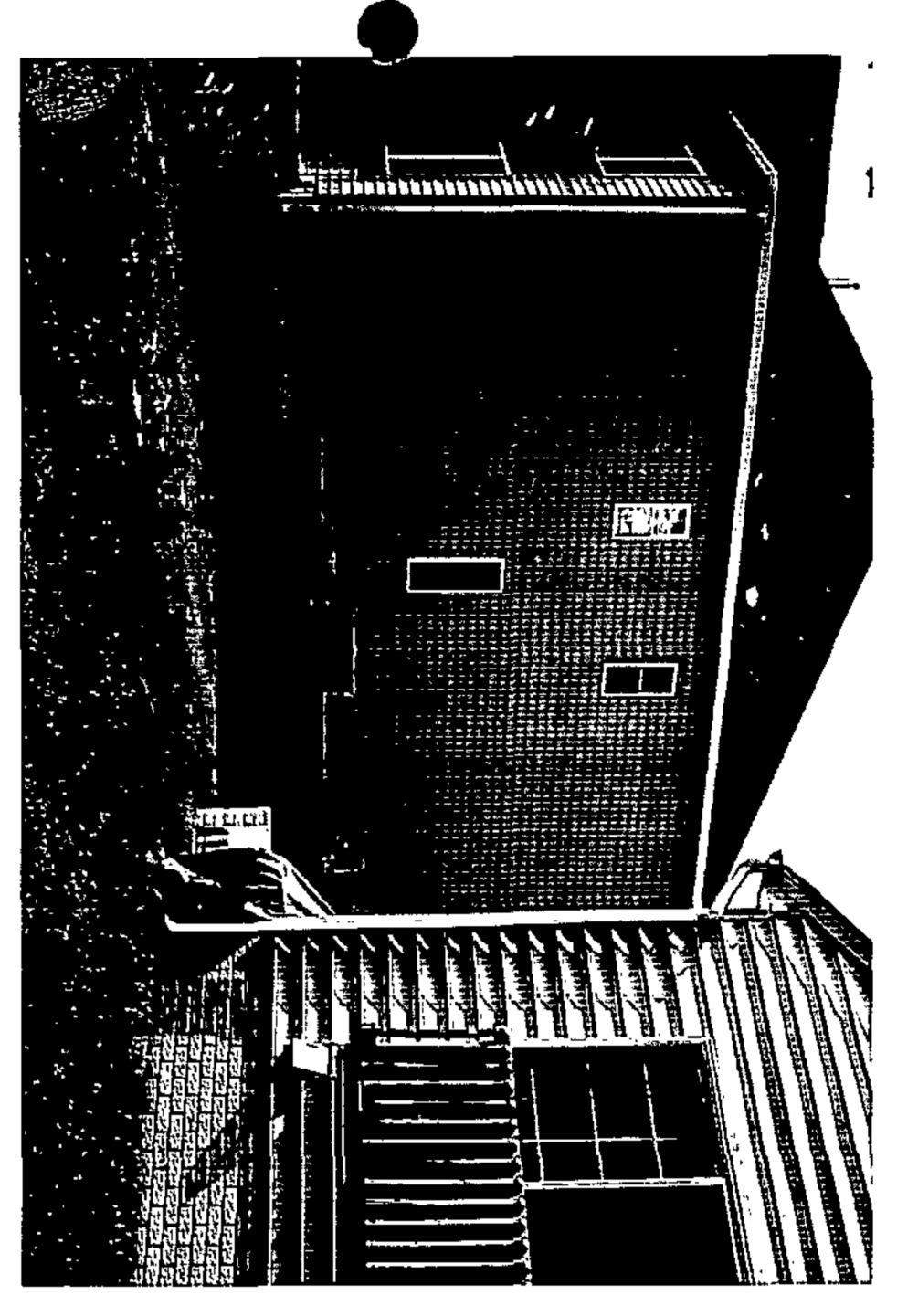
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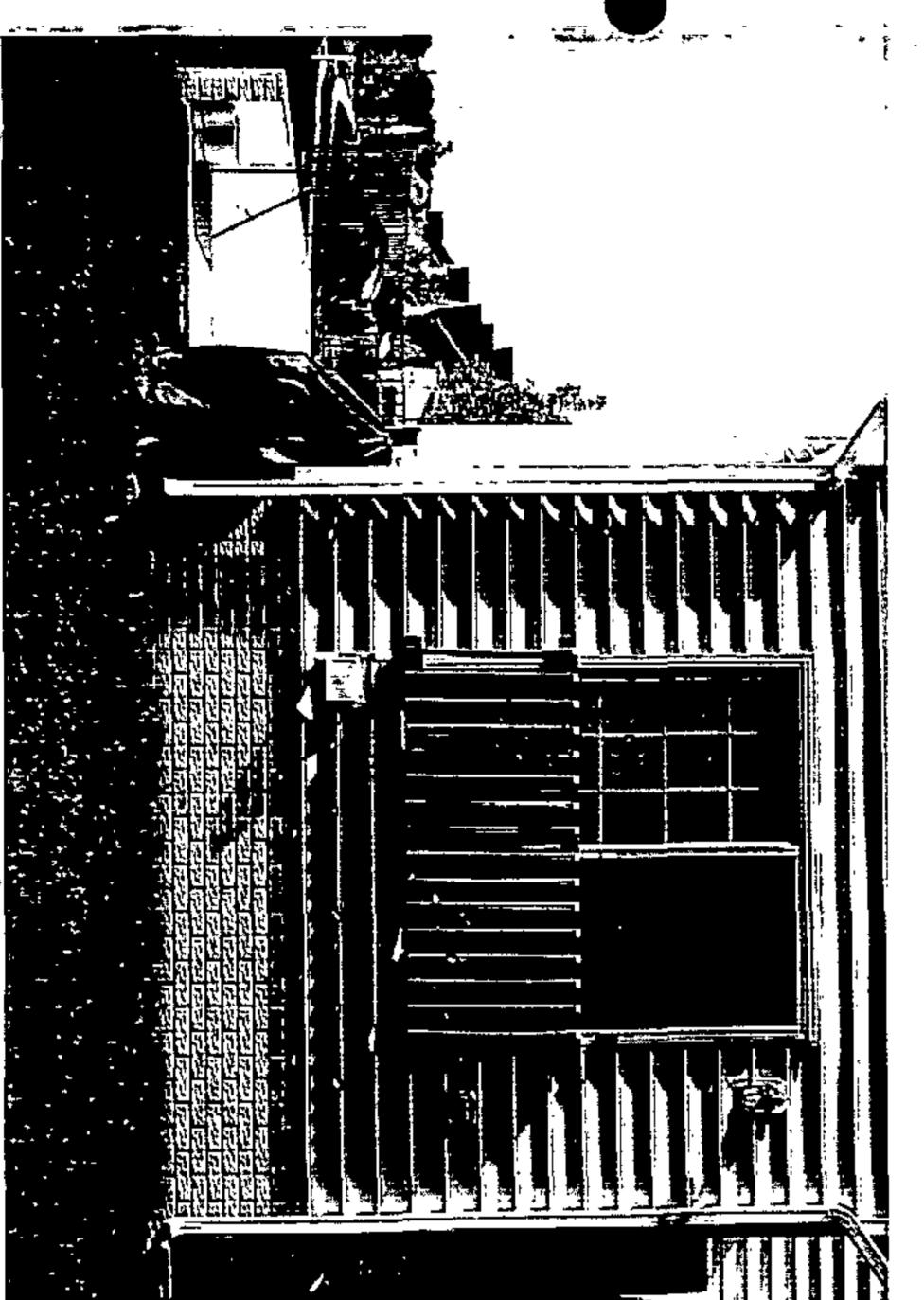
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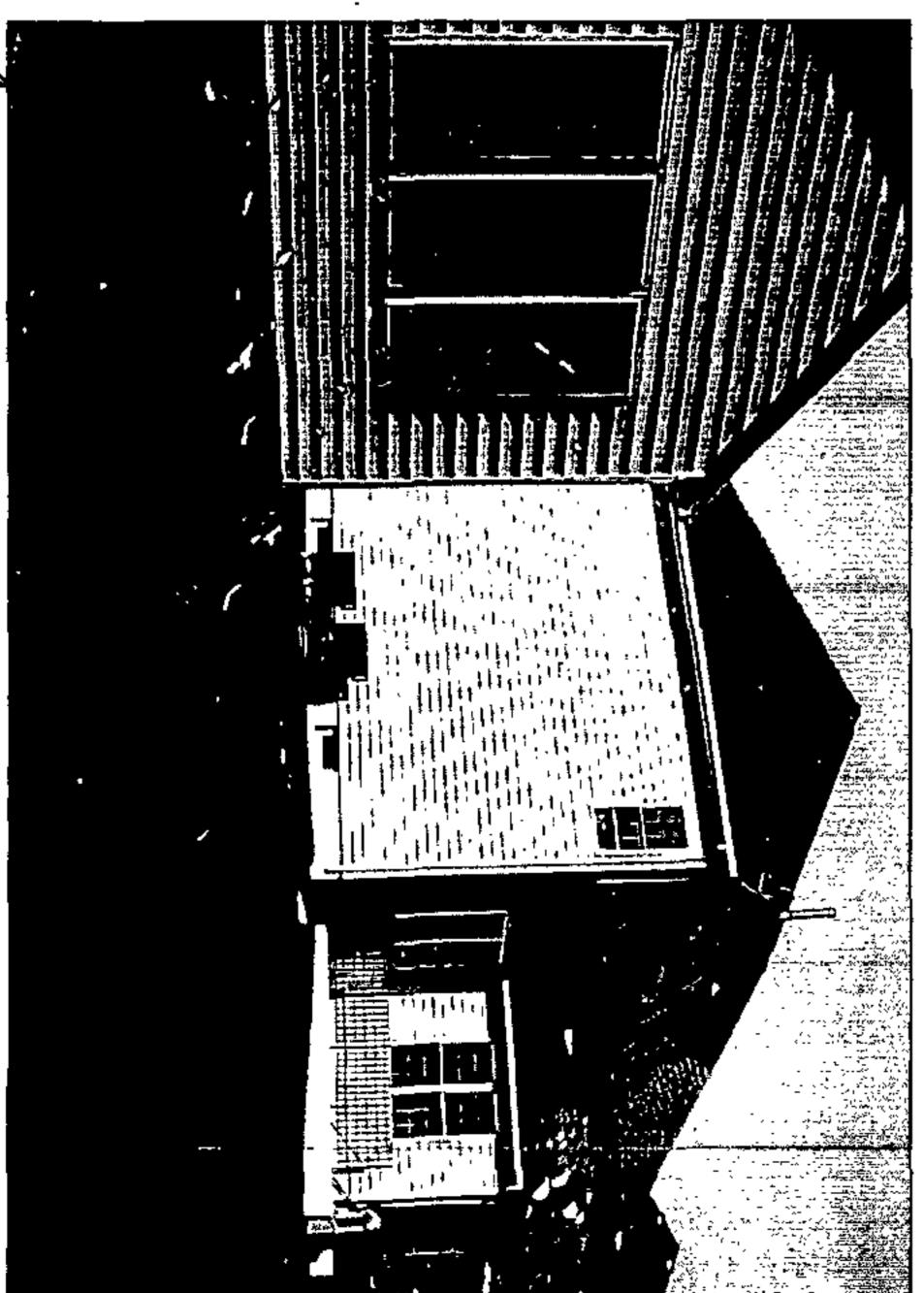
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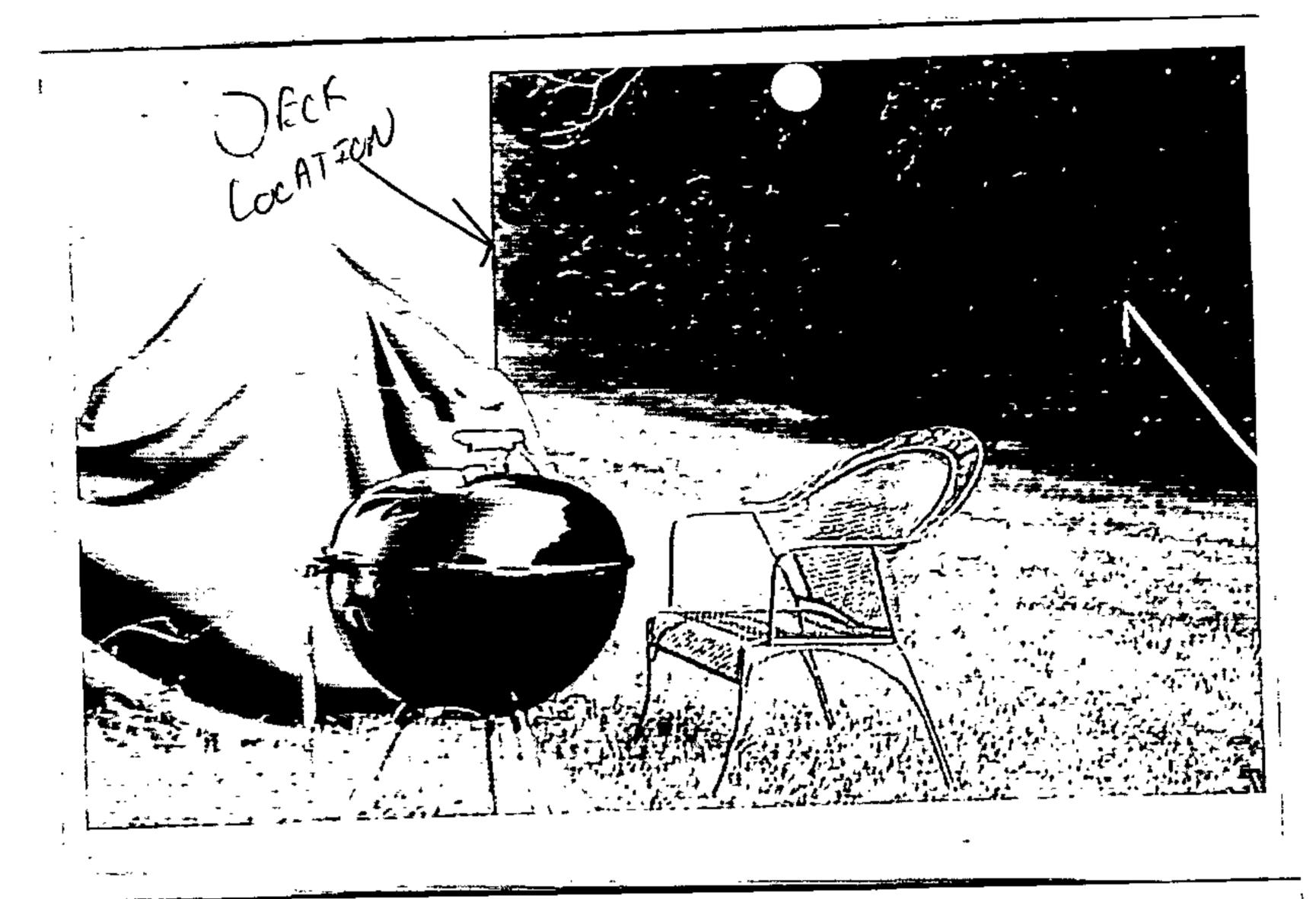




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PLAT TO ACCOMPANY PETITION FOR ZONING XVARIANO PROPERTY ADDRESS 330 Chamborley Dr SEE PAGES 5 & 6 OF THE CHECKLIST	CE SPECIAL HEARING FOR ADDITIONAL REQUIRED INFORMATION
SUBDIVISION NAME Berrymans Grant	
PLAT BOOK # 77 FOLIO # 47 LOT # 14 SECTION #	
OWNER Daniel Reed	
Tax # 24 00 008 608	
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	WATER X
	CHESAPEAKE BAY CRITICAL AREA
	100 YEAR FLOOD PLAIN
	HISTORIC PROPERTY/
	PRIOR ZONING HEARING
NORTH	ZONING OFFICE USE ONLY REVIEWED BY ITEM # CASE #
PREPARED BY DAN BREWER SCALE OF DRAWING: 1" = 30	08-204-A

PLAT TO ACCOMPANY PETITION FOR ZONING XVARIANCE SPECIAL HEARI PROPERTY ADDRESS 330 Chambon by Dr SEE PAGES 5 & 6 OF THE CHECKLIST FOR ADDITIONAL REQUIRED INFORMATION	NG
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Tax # 24 00 008 608	
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VICINITY MAP	
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LOCATION INFORMATION	
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COUNCILMANIC DISTRICT 44h	
1"= 200' SCALE MAP # 048B3+0	057B1
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PRIOR ZONING HEARING	
NORTH ZONING OFFICE USE ONLY REVIEWED BY ITEM # CAS	
NORTH REVIEWED BY ITEM # CAS	
PREPARED BY DAN BREWER SCALE OF DRAWING: 1" = 30	

• • •