IN RE: PETITION FOR ADMIN. VARIANCE

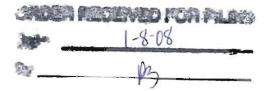
SE side of Gilley Terrace, 500 feet +/N of Kelsey Lane
14th Election District
6th Councilmanic District
(7509 Gilley Terrace)

Venkul RK Sarikela and Dr. Manjusha Godi Petitioners

- * BEFORE THE
- * DEPUTY ZONING
- * COMMISSIONER
- * FOR BALTIMORE COUNTY
- * Case No. 08-251-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, Venkul RK Sarikela and Dr. Manjusha Godi for property located at 7509 Gilley Terrace. The variance request is from Sections 1B02.3.C.1 and 301.1.A of the Baltimore County Zoning Regulations (B.C.Z.R.) to permit rear setback of 15 feet for a deck in lieu of the required 22.5 feet and 19 feet for a sunroom in lieu of the required 30 feet. The subject property and requested relief are more particularly described on Petitioners' Exhibit No. 1. The Petitioners wish to construct a sunroom measuring 18 feet x 16 feet in size and a deck measuring 14 feet x 18 feet in size. The location of the proposed sunroom lends itself to the utilization of existing facilities without major interruptions to the existing floor plan of the house. The sunroom will help insulate and reduce heating and airconditioning bills. The sunroom will provide a place to enjoy the feeling of the outdoors without concern for seasonal allergies, insects or the sun's harmful rays. Petitioners state the proposed sunroom and will improve the overall appearance of the house. The lot size does not lend itself to any addition of adequate size without a variance. The neighboring property owners of 7511 Gilley Terrace, 7500 Kelseys Lane, 7502 Kelseys Lane, and 7510 Gilley Terrace indicated their support of the Petitioners' request.



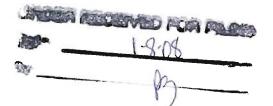
The Zoning Advisory Committee (ZAC) comments were received and are made part of the record of this case. The comments indicate no opposition or other recommendations concerning the requested relief.

The Petitioners having filed a Petition for Administrative Variance and the subject property having been posted on December 16, 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 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 January, 2008 that a variance from Sections 1B02.3.C.1 and 301.1.A of the Baltimore County Zoning Regulations (B.C.Z.R.) to permit rear setback of 15 feet for a deck in lieu of the required 22.5 feet and 19 feet for a sunroom in lieu of the required 30 feet 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



JAMES T. SMITH, JR. County Executive

THOMAS H. BOSTWICK Deputy Zoning Commissioner

January 8, 2008

VENKUL RK SARIKELA AND DR. MANJUSHA GODI 7509 GILLEY TERRACE BALTIMORE MD 21237

Re: Petition for Administrative Variance

Case No. 08-251-A

Property: 7509 Gilley Terrace

To Whom It May Concern:

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,

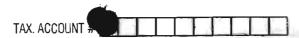
THOMAS H. BOSTWICK

Deputy Zoning Commissioner

for Baltimore County

THB:pz

Enclosure





Petition for Administrative Variance

to the Zoning Commissioner of Baltimore County

MOYLAND	fo	or the property	v located at 7509	Gilley terrace
47.7	10	i the property	which is present	ailly terrale
owner(s) of the property s	led with the Departituate in Baltimore (tment of Permi	its and Development Mar	nagement. The undersigned, legal ription and plat attached hereto and
TO DETHE PE	RMIT REAR	SETBA	icks of 15f	+ FOR A DECK IN FOR A SUN ROOM
LIEU OF THE	REQUIRED	22.5 A	· AND 19ft	AN A DECK IN
IN LIEU OF	THE REC	PUIRED	30 ft.	TOR A SUN ROOM
of the zoning regulations of this petition form.	of Baltimore County	, to the zoning la	aw of Baltimore County, for	r the reasons indicated on the back
Property is to be posted at I, or we, agree to pay expensegulations and restrictions of	ses of above Variance	e, advertising, pos	zoning regulations. sting, etc. and further agree to o the zoning law for Baltimore	o and are to be bounded by the zoning e County.
		•	I/We do solemnly declar- perjury, that I/we are the is the subject of this Peti	e and affirm, under the penalties of legal owner(s) of the property which tion.
Contract Purchaser/Le	essee:		Legal Owner(s):	
			VENKUL RK	SARIKELA
Name - Type or Print			Name - Type or Print	A
Signature			Signature PR Vew ICe	ed .
Signature			· / · · · · · · · · · · · · · · · · · ·	ITUSHA GODZ
Address	Т	elephone No.	Name - Type or Print	
City	State	Zip Code	Signature	
Attorney For Petitione	er:		7509 GILLEY	TERRACE 410-663-00
			BALTIMO RE	Telephone No. MD 21237
Name - Type or Print	· · · · · · · · · · · · · · · · · · ·		City	State Zip Code
			Representative to I	be Contacted:
Signature			X 3 - X	THE OLDSEN
Company			Name	2000
Address	Te	elephone No.	Address	Telephone No.
City	State	Zip Code	City	State Zip Code
A Public Hearing having been this day of regulations of Baltimore County	that the	subject matter of the	required, it is ordered by the A his petition be set for a public he	Zoning Commissioner of Baltimore County, aring, advertised, as required by the zoning
			Zoning Commissi	oner of Baltimore County
CASE NO. 08-2	51-A	Rev	iewed By	Date
REV 10/25/01	e illeve	FUR PARES	mated Posting Date	12.16.07

fidavit 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.

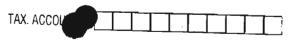
That the Affiant(s) does/do presently reside at 15	09 GILLE	Y TERRA	CE
Address BAL City	TIMORE	MD State	21237 Zip Code
That based upon personal knowledge, the following are Variance at the above address (indicate hardship or practing kinds and my self have chronical Asthma. He can not play out side had congretive heart failure. Se had congretive heart failure.	te the facts upon which actical difficulty): Callurgy sscu with his An	th I/we base the reconstruction of the construction of the constru	son has bronchial mother - in -law e the Conty Place
properly has lots of trees. IT productions of the without	dues bot of any of them	free pollin . issus . I	by front yard (in elevation.
My neighbors have no objection a No object letter from the n	μm, σσ -	woom ad	the cleir. Dende
That the Affiant(s) acknowledge(s) that if a formal de advertising fee and may be required to provide additional		nt(s) will be require	d to pay a reposting and
Signature VENKUL RK SARIKECA Name - Type or Print	Signature Dy - M Name - Type	1ANJUS HA	GODI
STATE OF MARYLAND, COUNTY OF BALTIMORE, to			
of Maryland, in and for the Gounty aforesaid, personally the Affiag(s) herein, personally known or satisfactorily in	L Sarkel	$\langle \alpha \rangle$	Notary Public of the State
AS WITNESS my hand and Notarial Seal	Some alle	C. Whin	<i>'(</i>)
PAMELA C. WHYE NOTARY PUBLIC - MARYLAND BALTIMORE COUNTY My Commission Expires May 1, 2010	Notary Public My Commission Ex	pires 5. / 2	010

REV 10/25/01



regulations of Baltimore County and that the property be reposted.

REV 10/25/01



I/We do solemnly declare and affirm, under the penalties of perium that I/we are the legal owner(s) of the property which



Petition for Administrative Variance

to the Zoning Commissioner of Baltimore County

for the property located at	7509	Gilling -	timace.
which	n is prese	atly zoned	DR-5.5 \$ DR3.5

This Petition shall be filed with the Department of Permits and Development Management. The undersigned, legal owner(s) of the property situate in Baltimore County and which is described in the description and plat attached hereto and made a part hereof, hereby petition for a Variance from Section(s) 1802.3. C. 1 & 301.1. A; BCZR, TO PERMIT B LEAR SETBACKS OF 15 ft. for A DECK IN LIEU OF THE REQUIRED 22.5 ft. AND 19 ft. for A SUNLOOM IN LIEU OF THE REQUIRED 30 ft.

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.	ty willow
Contract Purchaser/L	.essee:		Legal Owner(s):	
•		•	NENKUL RK SARIKELA Name - Type or Pint	
Name - Type or Print			Name - Type or Print ARVCULCE	
Signature			Signature PANJUSHA GODI	
Address		Telephone No.	Name - Type or Print	
City	State	Zip Code	Signature	
Attorney For Petition	<u>er:</u>		7509 GILLEY TERRACE 4100 Address Tel	6630449 ephone No.
			BALTIMORE MD 21	ン3 7 Zip Code
Name - Type or Print				Zip Code
Signature			Representative to be Contacted:	
Company			Name	
Address		Telephone No.	Address	phone No.
City	State	Zip Code	City State	Zip Code
A Public Hearing having bee	n formally deman	ded and/or found to be	required, it is ordered by the Zoning Commissioner of Baltim	ore County,

Reviewed By

Estimated Posting Date

Affidavit in Support of Administrative Variance

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.

	City	State	Zip Code
That based upon personal knowledge, the foll Variance at the above address (indicate hardst My funding kids and my Self have Asthma. He can not play cut sich heat failure. Sun room and deche failure. Sun room and deche failure been time astisible my side properly has lots of the Senvoom is the only place without house) is practically unusable no objection with the Surmoom from the nearly boux.	nip or practical difficult chronic aller cle with his ex are the common without any	ay issees we my mother places for my pollin and Ragwe	request for an Administrative clder son has Bronchial up-in-law had congestre kids to play for the ed and leasond alleged alleged and leasond alleged alleged alleged alleged alleged alleged and leasond alleged
That the Affiant(s) acknowledge(s) that if a f advertising fee and may be required to provide Signature VENKUL RK SARIKELA Name - Type or Print	additional information	n.	ired to pay a reposting and
STATE OF MARYLAND, COUNTY OF BALTING I HEREBY CERTIFY, this 3 day of Maryland, in and for the County aforesaid, personally known or satisfication.	cember) ersonally appeared		a Notary Public of the State
AS WITNESS my hand and Notarial Seal PAMELA C. WHYE NOTARY PUBLIC - MARY BALTIMORE COUNTY	YLAND \$	nela (. Whyte blic blic blic blic blic blic blic blic	<u>,, </u>

ZONING DESCRIPTION FOR _	7509	Gilley	TERRALE
Beginning at a point on the			
GILLEY TERRA	CE	which is	
(name of street on which property	fronts)	<u>_</u>	
30			
(number of feet of right-of-way w	idth)		
Wide at the distance of(nu	500	NORTH	of the
(nw	mber of feet)	(north, south, east	or west)
Centerline of the nearest improved	d intersecting st	reet KESLEY	LANE
		(name of the street))
Which is30		wide. *Being	Lot # <u>T</u> ,
Block, Section# in	the subdivision	of SIPPEL P	
As recorded in Baltimore County	Plat Book #	74, Folio #_	,
Containing 7897 SF, A (square feet or acre	Also known as _ s)	7509 GILLEY (property address)	TERRACE
And located in the 14 Elect	ion District, 💋	6Th Start Council n	nanic District.

OFFICE	MORE CO E OF BUI LLANEO	DGET A	ND FINA			- 100	No.	3202 12/3/0	PAID RECEIPT ***********************************	CONTRACTOR OF THE PARTY OF THE
Fund	Agcy	Orgn	Sub Orgn	Rev Source	Sub Rev	Rept	BS Acct	Amount 65.	>RECEIPT N 256395 12/03/2007 Rept 5 528 ZONIAG VERIFICATI DR HE. 006202 Recpt Tot \$65.0 \$65.00 CK \$.0 Baltimore County, Marylan	0 0 CA
Rec From:	V.	SAZi	KeL.	A .		Total:		65-		
For: DISTRIBUTE -		γ - Z	PINK - A		1		YELLOW	- CUSTOMER	CASHIER'S VALIDATION	

CERTIFICATE OF POSTING

	RE: Case No.: 08-251-A
	Petitioner/Developer: V. SARIKELA
	Date of Hearing/Closing: 12-31-07
Baltimore County Department of Permits and Development Management County Office Building, Room 111 111 West Chesapeake Avenue Towson, Maryland 21204	xt
ATTN: Kristen Matthews {(410) 887-	
posted conspicuously on the property	ties of perjury that the necessary sign(s) required by law were ocated at:
The sign(s) were posted on	12-16:07
	(Month, Day, Year)
ZONING NOTICE	Sincerely, (Signature of Sign Foster) (Date) SSG Robert Black
VARIANCE	(Print Name)
As insteady in femory A from Secretary or one than to the Bart of the Control of the Personal of S. P. As a A. Bart Control of the Control of	1598 Leslie Road
PUBLIC HEARING?	(Address)
MARKATA MARKAT	Dundalk, Maryland 21222
AND AND ASSESSMENT OF THE PARTY	(City, State, Zip Code)
	(410) 282-7940

(Telephone Number)

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: Petitioner: VENKuL	RK SARKELA	
Address or Location: 7509	Gilley TERRIE	BALTO- Md. 21237
PLEASE FORWARD ADVERTI	SING BILL TO:	
Name:		
Address:	DAN	
Telephone Number:	410-663-0449	

Revised 7/11/05 - SCJ

ADMINISTRATIVE VARIANCE INFORMATION SHEET AND DATES

Case Number 08- 251 -A Address 7509 Gilley Tep.
Contact Person: Planner, Please Print Your Name Phone Number: 410-887-3391
Filing Date: 12/3/07 Posting Date: 12/16 Closing Date: 12/3/
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. <u>DEADLINE:</u> The closing date is the deadline for an occupant or owner within 1,000 feet to file a formal request for a public hearing. Please understand that even if there is no formal request for a public hearing, the process is not complete on the closing date.
ORDER: After the closing date, the file will be reviewed by the zoning or deputy zoning commissioner. He may: (a) grant the requested relief; (b) deny the requested relief; or (c) order that the matter be set in for a public hearing. You will receive written notification (typically within 7 to 10 days of the closing date) as to whether the petition has been granted, denied, or will go to public hearing. The order will be mailed to you by First Class mail.
4. POSSIBLE PUBLIC HEARING AND REPOSTING: In cases that must go to a public hearing (whether due to a neighbor's formal request or by order of the zoning or deputy zoning commissioner), notification will be forwarded to you. The sign on the property must be changed giving notice of the hearing date, time and location. As when the sign was originally posted, certification of this change and a photograph of the altered sign must be forwarded to this office.
(Detach Along Dotted Line)
Petitioner: This Part of the Form is for the Sign Poster Only
USE THE ADMINISTRATIVE VARIANCE SIGN FORMAT
Case Number 08- 251 -A Address 7509 Gilley Tep.
Petitioner's Name <u>V. SARIKELA</u> Telephone <u>470 -663-044</u>
Posting Date: 12/16 Closing Date: 12/3/
Wording for Sign: To Permit A PEAR SETBACK of 15ft for A DECK is
LIEN OF THE REQUIRED 22.5 AND A PEAR SETBACK OF
19 ft. IN LIEU OF THE REOVIRED 30ft. FOR A SUNPOSAN.



JAMES T. SMITH, JR. County Executive

TIMOTHY M. KOTROCO, Director

Department of Permits and
Development Management

December 31, 2007

Venkul RK Sarikela Dr. Manusha Godi 7509 Gilley Terrace Baltimore, MD 21237

To Whom It May Concern:

RE: Case Number: 08-251-A, 7509 Gilley Terrace

The above referenced petition was accepted for processing **ONLY** by the Bureau of Zoning Review, Department of Permits and Development Management (PDM) on December 3, 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:amf

Enclosures

c: People's Counsel

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 27, 2007

DECEIVE L JAN 0 8 2008

BY:____

SUBJECT: Zoning Advisory Petition(s): Case(s) 08-251- 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 Laurie Hay in the Office of Planning at 410-887-3480.

Prepared By:

CM/LL



Office of the Fire Marshal 700 East Joppa Road Towson, Maryland 21286-5500 410-887-4880

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

December 3, 2007

ATTENTION: Zoning Review Planners

Distribution Meeting Of: December 10, 2007

Item Number: 248,249,251 253,254,256,258

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.

. 1The 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

BALTIMORE COUNTY, MARYLAND

INTEROFFICE CORRESPONDENCE

TO:

Timothy M. Kotroco, Director

DATE: December 12, 2007

Department of Permits & Development

Management

FROM:

Dennis A. Kennedy, Supervisor

Bureau of Development Plans Review

SUBJECT:

Zoning Advisory Committee Meeting

For December 17, 2007

Item Nos. 08-248, 249, 251, 252, 253,

254, 255, 256, and 258

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- 121207.doc



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

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

Maryland Department of Transportation

Date: 12/11/2007

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

RE: Ba

Baltimore County

Item No. 8-25(-A

7509 GILLEY TERRACE

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 26 - 4.

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

To

The Zoning Commissioner of Baltimore County Sir / Madam,

We are in support of petitioner Venkul RK Sarikela who lives in 7509 gilley terrace Baltimore MD 21237 application for a variance to build a Sunroom of 18X16 and a Deck of 14X18. We have no objection for him to construct the Sunroom and a Deck.

1. Safool Mullowery.
75H GILLEY TERRACE
BALTIMORE, AlD. 21237
(410) 668-7511

2. Satinder Kaun 7510 GILLEY TERACE BALTIMORE. MD. 21237 410-668-7510

3. Ketch lighenderson 7500 tellers In Paredale, MD 21237 410)663-DEO4

) 4. T

5. CAIL WATTS Pal Walted 1502 KELSEYS LN. KOSEDALE, MD 21237 410-663-3258

6.

8,

9.

7.

7509 Gilly Terrace





Publication Date: November 02, 2007 Publication Agency: Office of Planning Projection/Datum: Maryland State Plane, FIPS 1900, NAD 1983/91 HARN, US Foot

