IN RE: PETITION FOR ADMIN. VARIANCE *

W side of Meadow Road, 571.9 feet S of c/l of Bellona Avenue 9th Election District 2nd Councilmanic District (16 Meadow Road)

Dr. Leslie S. Matthews

Petitioner

BEFORE THE

DEPUTY ZONING

* COMMISSIONER

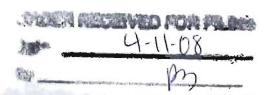
* FOR BALTIMORE COUNTY

* Case No. 08-421-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, Dr. Leslie S. Matthews for property located at 16 Meadow Road. The variance request is from Section 1B02.3.C.1 of the Baltimore County Zoning Regulations (B.C.Z.R.) to permit a proposed garage addition on front of existing dwelling with a front setback of 25 feet in lieu of the required 40 feet. The subject property and requested relief are more particularly described on Petitioners' Exhibit No. 1. The Petitioner wishes to construct a two-car, one-story enclosed garage. The existing carport is too small for vehicles. The proposed garage location is the only possible location in front of the existing dwelling and will utilize the existing macadam drive. The Petitioner provided a letter of support from her neighbors residing at 18 Meadow Road.

The Zoning Advisory Committee (ZAC) comments were received and are made part of the record of this case. Comments were received from the Office of Planning dated April 1, 2008 which indicates that the property is within the Ruxton Riderwood Lake Roland Design Review Panel area. The proposed garage addition which is under construction is 752 square feet which is 22% of the floor area of the existing dwelling. A Design Review Panel meeting is not required. The Planning Office does not object to the requested administrative variance provided it is in



keeping with the architectural elevation drawings submitted by Design Alternatives dated 11/15/07.

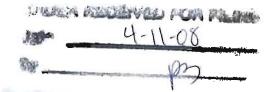
The Petitioner having filed a Petition for Administrative Variance and the subject property having been posted on March 23, 2008 and there being no request for a public hearing, a decision shall be rendered based upon the documentation presented.

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 _______ day of April, 2008 that a variance from Section 1B02.3.C.1 of the Baltimore County Zoning Regulations (B.C.Z.R.) to permit a proposed garage addition on front of existing dwelling with a front setback of 25 feet in lieu of the required 40 feet 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.



2. The proposed garage addition on the front of the existing dwelling shall be in keeping with the architectural elevation drawings submitted by Design Alternatives dated 11/15/07.

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

April 11, 2008

DR. LESLIE S. MATTHEWS 16 MEADOW ROAD BALTIMORE MD 21212

> Re: Petition for Administrative Variance Case No. 08-421-A Property: 16 Meadow Road

Dear Dr. Matthews:

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: Jim Heagy, 12420 Happy Hollow Road, Hunt Valley MD 21030





REV 10/25/01

Petition for Administrative Variance

to the Zoning Commissioner of Baltimore County

for the property located at 16 MFADEW Rd which is presently zoned DR-2

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) BCzR | B02.3C.1

TO PERMIT A PROPOSED GARAGE ADDITION OF FRONT OF EXISTING DWELLING WITH A FRONT SETBACK OF 25 FEET IN LIEU OF THE REQUIRED TO FEET.

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.

Zoning Commissioner of Baltimore County

Contract Purchaser/	Lessee:		Legal Owner(s):
			DR LESIE S. MATTHEWS
Name - Type or Print			Name Type or Print
Signature			Signature
Address		Telephone No.	Name - Type or Print
City	State	Zip Code	Signature
Attorney For Petition	ner:		Address Telephone No.
No Tune or Driet			BADO MD SISIS
Name - Type or Print			City State Zip Code Representative to be Contacted:
Signature	_		JIMA HEAGY
Company		<u>·</u>	Name 10405 H000 H16 325
Address		Telephone No.	Address Telephone No.
City	State	Zip Code	City State Zip Code
	en formally deman	ided and/or found to he	be required, it is ordered by the Zoning Commissioner of Baltimore County, f this petition be set for a public hearing, advertised, as required by the zoning

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	e Affiant(s) does	/do presently resid	e a 320	5 BRIDLE	RIDE	ELN	
			Address City	FRVI ILE	State.	210	2-3-34 Zip Code
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/	1	-					
*	LU	an _		B:			
Signature	1	110	1	Signature			
Name - T	ype or Print	X 174/1/12-0	NS	Name - Type or P	rint		
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the Affia	ant(s) herein, pe		satisfactorily iden	tified to me as such	Affiant(s).		
AS WIT	NESS my hand	and Notarial Seal	*	- Kathy	M. In)	
			N	ly Commission Expire	2/11/1	}	
REV 10	/25/01		10	ly Commission Expire		-	

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 *3205 BLIDLE QUES CN
	WTHULLE W 20073 - 368 City State Zip Gode
	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):
	EXISTING CARFORT IS TO SMALL FOR
	VEHICLES. WOULD LIKE TO CONSTRUCT NEW
2-	CAR, 1- STORY ENCLOSED GLARAGE, ATTACHED,
	SIDE LOADING, TO ONLY POSSIBLE LOCATION
	TO FRONT OF EXISTING HOUSE.
	RIZEGULAR SHAPE OF LOT REQUIRES 24
	FRONT YARD SET BACK INSTEAD OF 40' IN EX.
	DR2. ZONE.
	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.
K	Signature Signature
	Leslie S. Matthews
	Name - Type or Print Name - Type or Print
	STATE OF MARYLAND, COUNTY OF BALTIMORE, to wit:
	I HEREBY CERTIFY, this 13 TH day of FEBRUARY , 2008, before me, a Notary Public of the State of Maryland, in and for the County aforesaid, personally appeared
	LESLIE'S MATTHEWS
	the Affiant(s) herein, personally known or satisfactorily identified to me as such Affiant(s).
	AS WITNESS my hand and Notarial Seal
	Senda & Skarl
	My Commission Expires 10 8 2011
	MA CONTINUES TO A CONTINUES

LINDA L. HEATH

Notary Public
State of Maryland
Baltimore City
Miscommission exp. October 8, 2011

REV 10/25/01



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

is the subject of this Petition.

that the subject matter of this petition be set for a public hearing, advertised, as required by the zoning

for the property located at	16	MEADOL	U RD.
which	is pres	ently zoned	DR2

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) BCZR 1802.3C.

TO PERMIT A PROPOSED GARAGE ADDITION ON FRONT OF EXISTING DWELLING WITH A FRONT SETRACK OF 25 FEET IN LIEU OF THE REQUIRED 40 FEET.

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.

Contract Purchaser/Lessee: Legal Owner(s): Name - Type or Print Signature Address Name - Type or Print Telephone No. Signature City State Zip Code Attorney For Petitioner: Name - Type or Print Representative to be Contacted: Signature Company Address Telephone No. City State Zip Code

CASE NO. 08-42|-A Reviewed By A-TSUL Date 03/10/08

REV 10/25/01 Estimated Posting Date 03/23/08-04/07/08

A Public Hearing having been formally demanded and/or found to be required, it is ordered by the Zoning Commissioner of Baltimore County,

regulations of Baltimore County and that the property be reposted

ZONING DESCRIPTION FOR 16 MEADOW ROAD

Beginning at a point on the west side of Meadow Road which is 30 feet wide at the distance of 571.93 feet south of the centerline of the nearest improved intersecting street Bellona Avenue which is 40 feet wide. Being Lot #44 in the subdivision of "HURSTLEIGH" as recorded in Baltimore County Plat Book # 12, Folio # 5, containing 22,215 square feet. Also known as 16 Meadow Road and located in the 9th Election District, 2nd Councilmanic District.

PROPERTIES ADJACENT TO 16 MEADOW ROAD

Jollie K Mitchell 18 Meadow Road Partial Lots# 27, 45 - "HURSTLEIGH" TAX ACCNT # - 0913556020

Benjamin & Gaile Civiletti 14 Meadow Road 750 N. Woodbrook Lane TAX ACCNT# - 0918353301

BALTIMORE COUNTY, MARYLAND No. 11404 OFFICE OF BUDGET AND FINANCE MISCELLANEOUS RECEIPT TIME 18818 3/10/2006 09:14:12 Date: WALKEN TRIC THE TPT # 3/4531 3/18/2008 OF LIT Sub Rev Sub BS Rept 5 SZB ZINUNG VERLIFICATION Orgn Orgn Source Rev Fund Agcy Catg Acct **Amount** 011404 Recpt Tot \$65,00 \$45.00 DE \$.00 Ca Bultimore County, Maryland Total: Rec From: For: CASHIER'S DISTRIBUTION **VALIDATION** WHITE - CASHIER **PINK - AGENCY** YELLOW - CUSTOMER

CERTIFICATE OF POSTING

	RE: Case No	a: 08-421-A
	Petition	er/Developer:DR- LGX1
	mas	THEWS
	Date of	Hearing/Closing: 4-7-08
Baltimore County Department of Permits and Development Management County Office Building, Room 111 111 West Chesapeake Avenue Towson, Maryland 21204		
ATTN: Kristen Matthews {(410) 887-3394} Ladies and Gentlemen:	e ^{ir}	1.27
This letter is to certify under the penalties of posted conspicuously on the property located		ry sign(s) required by law were
16 meADOU	ROAD	7
The sign(s) were posted on	3-23-08:	
	(Month, Day, Year)	
	Sincerely	•



Mary T Court,

Robert Black 3-31-99
(Signature of Sign Poster) (Date)
SSG Robert Black
(Print Name)
1508 Lestie Road
(Address)
Dundalk, Maryland 21222
(City, State, Zip Code)
(410) 282-7940
(Telephone Number)

ADMINISTRATIVE VARIANCE INFORMATION SHEET AND DATES

Case Number 08- 421 -A Address 16 MEADOW ROAD
Contact Person: AARON TSUI Phone Number: 410-887-3391
Filing Date: 03/10/2008 Posting Date: 03/23/08 Closing Date: 04/07/08
Any contact made with this office regarding the status of the administrative variance should be through the contact person (planner) using the case number.
POSTING/COST: The petitioner must use one of the sign posters on the approved list (on the reverse side of this form) and the petitioner is responsible for all printing/posting costs. Any reposting must be done only by one of the sign posters on the approved list and the petitioner is again responsible for all associated costs. The zoning notice sign must be visible on the property on or before the posting date noted above. It should remain there through the closing date.
2. DEADLINE: The closing date is the deadline for an occupant or owner within 1,000 feet to file a formal request for a public hearing. Please understand that even if there is no formal request for a public hearing, the process is not complete on the closing date.
ORDER: After the closing date, the file will be reviewed by the zoning or deputy zoning commissioner. He may: (a) grant the requested relief; (b) deny the requested relief; or (c) order that the matter be set in for a public hearing. You will receive written notification (typically within 7 to 10 days of the closing date) as to whether the petition has been granted, denied, or will go to public hearing. The order will be mailed to you by First Class mail.
POSSIBLE PUBLIC HEARING AND REPOSTING: In cases that must go to a public hearing (whether due to a neighbor's formal request or by order of the zoning or deputy zoning commissioner), notification will be forwarded to you. The sign on the property must be changed giving notice of the hearing date, time and location. As when the sign was originally posted, certification of this change and a photograph of the altered sign must be forwarded to this office.
(Detach Along Dotted Line)
Petitioner: This Part of the Form is for the Sign Poster Only
USE THE ADMINISTRATIVE VARIANCE SIGN FORMAT
Case Number 08- 421 -A Address 16 MEADOW ROAD
Petitioner's Name DR. LESLIE MATTHEWS Telephone 410-602-1015
Posting Date: Closing Date:
Vording for Sign: To Permit A PROPOSED GARAGE ADDITION ON FRONT
OF EXISTING DWELLING WITH A FRONT SETBACK OF 25 FEET IN LIEU OF THE REQUIRED 40 FEET.
WCR - Revised 6/25/04

ZONING REVIEW



JAMES T. SMITH, JR. County Executive

TIMOTHY M. KOTROCO, Director

Department of Permits and

Development Management

April 7, 2008

Dr. Leslie S. Matthews 16 Meadow Road Baltimore, MD 21212

Dear Dr. Matthews:

RE: Case Number: 08-421-A, 16 Meadow Road

The above referenced petition was accepted for processing **ONLY** by the Bureau of Zoning Review, Department of Permits and Development Management (PDM) on March 10, 2008. 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 Dichards In

W. Carl Richards, Jr. Supervisor, Zoning Review

WCR:amf

Enclosures

c: People's Counsel

Jim Heagy 12420 Happy Hollow Road Hunt Valley 21030

BALTIMORE COUNTY, MARYLAND

INTER-OFFICE CORRESPONDENCE

DATE: April 1, 2008

TO:

Timothy M. Kotroco, Director

Department of Permits and

Development Management

FROM:

Arnold F. 'Pat' Keller, III

Director, Office of Planning

SUBJECT:

16 Meadow Road

INFORMATION:

Item Number:

8-421

Petitioner:

Dr. Leslie Matthews

Zoning:

DR 2

Requested Action:

Administrative Variance.

The property in question is improved with a single family dwelling within the Ruxton Riderwood Lake Roland Design Review Panel area. The proposed garage addition, which is under construction, is 752 square feet, which is 22% of the floor area of the existing dwelling. A Design Review Panel meeting is not required.

SUMMARY OF RECOMMENDATIONS:

The Office of Planning does not object to the requested administrative variance provided it is in keeping with the architectural elevation drawings submitted by Design Alternatives dated 11/15/07.

For further information concerning the matters stated here in, please contact Diana Itter at 410-887-3480.

Gurray

Prepared by

AFK/LL: CM

BALTIMORE COUNTY, MARYLAND

INTEROFFICE CORRESPONDENCE

TO:

Timothy M. Kotroco, Director

DATE: April 1, 2008

Department of Permits & Development

Management

FROM:

Dennis A. Kennedy, Supervisor

Bureau of Development Plans Review

SUBJECT:

Zoning Advisory Committee Meeting

For March 31, 2008

Item Nos. 08-401, 418, 419, 420, 421 426, 427, 428, 429, 430, 431, 432, 433, 434,

435, 438, 439, and 440

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-03282008.doc



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 March 26, 2008

ATTENTION: Zoning Review Planners

Distribution Meeting Of: March 24, 2008

Item Number: 418,419,420,421,422,423,424,426,427,428,429,430,431,432,433,434 and 435

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



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

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

Maryland Department of Transportation

Date: March 24, 2008

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

Item No. 8-421-A

MATTHEWS 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. 8-421-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

JOHN O. MITCHELL III 18 MEADOW ROAD BALTIMORE, MARYLAND 21212

ROOM III, TALIO COUNTY OFFICE BUSG KINSON, ND FIRST ZONING COMMISSIONER OF BACTO. CO

ADDIL FREE

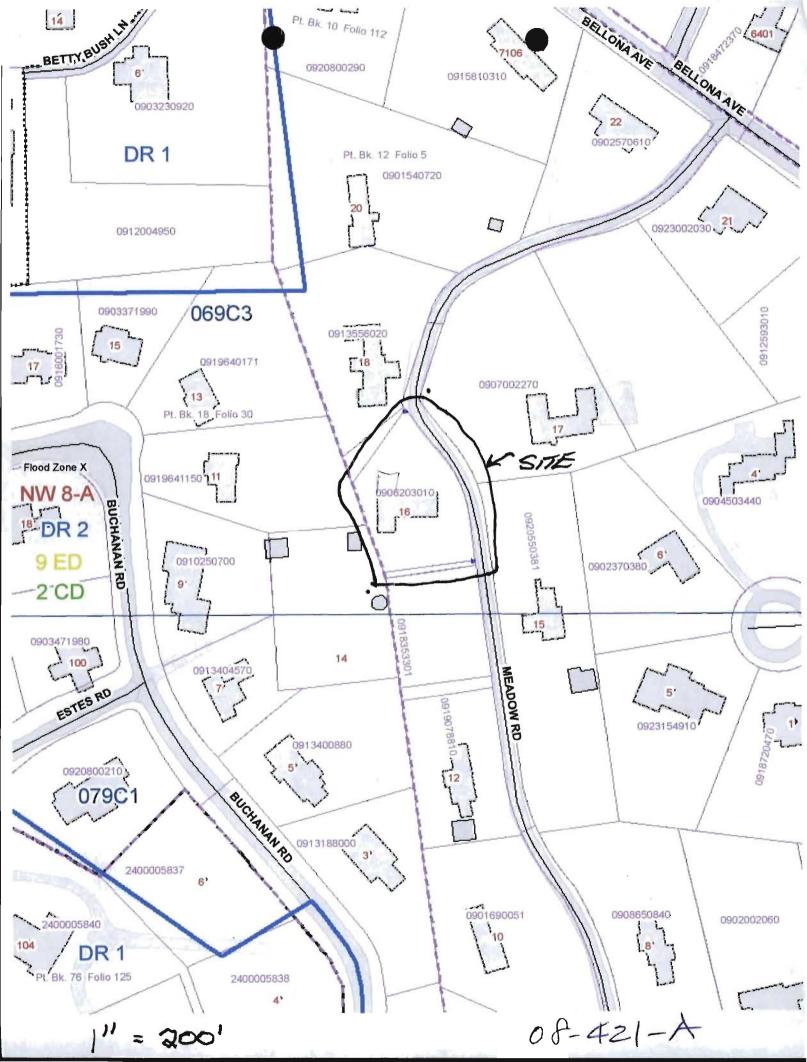
RE: CASE #08-421 16 MEADER WORD # SHIFT

10 WHOM IT MAY CONCERN.

OBJECTIONS IN ANY WAY. MEADOW ROAD WITH THE NEW OWNER, DR. LESLIES. MATRIEWS, AND WE HAVE 40 EXPANSION PLANS OF THE HOUSE AT 16. JOLIE + JOHN MITCHELL, HAVE REVIEWED THE PLEASE BE ADVISED THAT BOTH OF US,

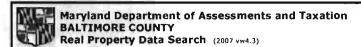
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JOHN O. MITCHELL TIL



Exempt Class:



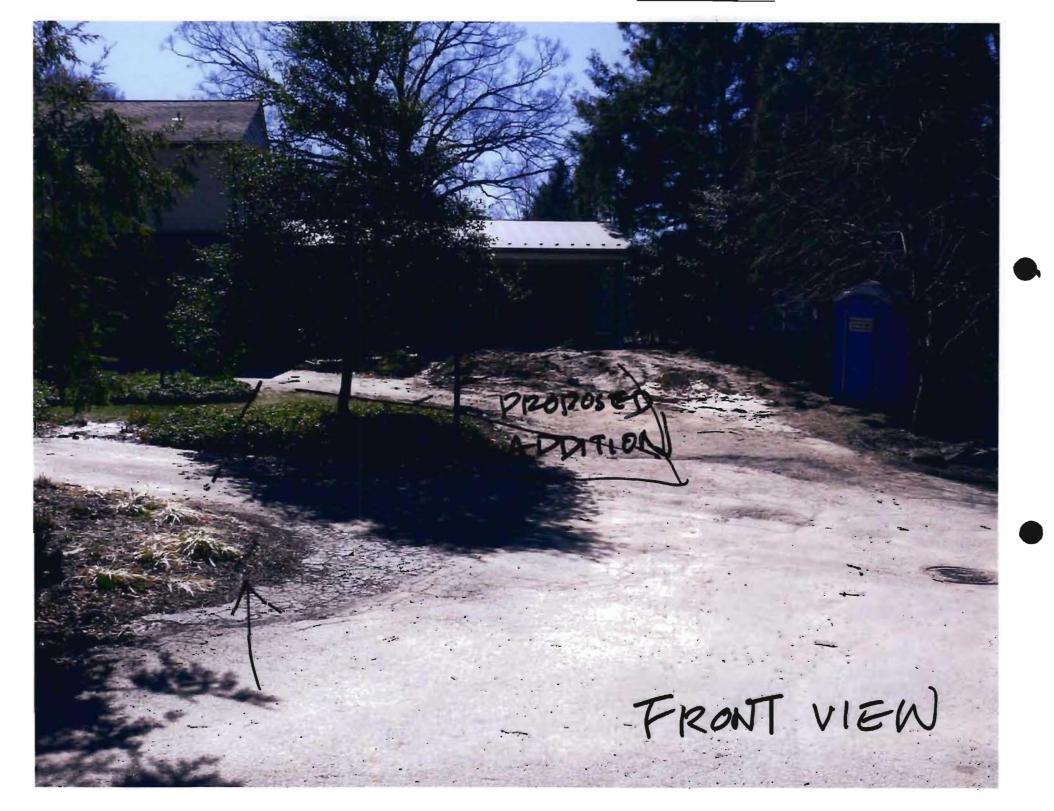


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08-421-A

* NONE *





PROPERTY	ACCOMPANY PETITI ADDRESS 16 MEADOW T	ON FOR ZON	ING VARIANCES 5 & 6 OF THE CHECKLIST F	E SPECIA	L HEAR
PLAT BOOK	HARSTLEIGH #12 FOLIO #5 LOT #44 ECT ESIJE S. MATTHER			SE DE	
· ·				CA DAY	
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PREPARED BY JIM HEASY

5 7°06'00"E

N 82 14 05" E

SCALE OF DRAWING: 1" = 30

124.47

SUBJET VICINITY MAP SCALE: 1" = 1000 LOCATION INFORMATION ELECTION DISTRICT 9 COUNCILMANIC DISTRICT 2 1"=200' SCALE MAP # 069C3 ZONING DR-2 LOT SIZE ACREAGE 22215 SQUARE FEET PUBLIC PRIVATE SEWER X WATER NCCHESAPEAKE BAY \times CRITICAL AREA X 100 YEAR FLOOD PLAIN HISTORIC PROPERTY/ \bowtie BUILDING PRIOR ZONING HEARING NONE ZONING OFFICE USE ONLY REVIEWED BY ITEM # CAS CASE #

SPECIAL HEARING