IN RE: PETITION FOR VARIANCE

W side Timberpark Court, 750 feet N of Old Bosley Road 8th Election District 3rd Councilmanic District (4 Timberpark Court)

John and Marlene Schiech

Petitioners

- BEFORE THE
- DEPUTY ZONING
- * COMMISSIONER
- * FOR BALTIMORE COUNTY
- * Case No. 2008-0500-A

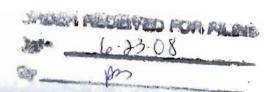
FINDINGS OF FACT AND CONCLUSIONS OF LAW

This matter comes before this Deputy Zoning Commissioner for consideration of a Petition for Variance filed by the legal owners of the subject property, John and Marlene Schiech. Petitioners are requesting variance relief from Section 1A03.4 of the Baltimore County Zoning Regulations (B.C.Z.R.) to permit a building height of 46 feet in lieu of the permitted 35 feet, and for such other and further relief as may be deemed necessary by the Zoning Commissioner. The subject property and requested relief are more fully described on the site plan which was marked and accepted into evidence as Petitioners' Exhibit 1.

Appearing at the requisite public hearing in support of the variance request were Petitioners John and Marlene Schiech, Sebastian A. Cross, Esquire, attorney for the Petitioners, and Erica Winderlich, with Penza + Bailey Architects. There were no Protestants or other interested persons in attendance as the hearing.

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.

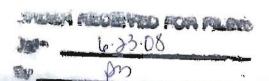
Testimony and evidence offered revealed that the subject property is square-shaped and contains 4.65 acres zoned RC 6. The subject property is part of the "Timberline Park" subdivision that was approved in 1989. The Final Development Plan for the subdivision was marked and



accepted into evidence as Petitioners' Exhibit 2 and shows the subject property as Lot 2. The property is located on the west side of Timberpark Court, south of Old Bosley Avenue in the Pot Spring area of Baltimore County. When originally developed, the property was zoned R.C.4, which under Section 1A07.8.A of the B.C.Z.R. would have allowed a maximum height of 50 feet, and no variance would have been necessary at that time. The zoning was subsequently changed to R.C.6, which under Section 1A03.4.A of the B.C.Z.R. allows a height not to exceed 35 feet.

Petitioners' attorney, Mr. Cross, pointed out that Section 32-4-262 of the Baltimore County Code entitled "Amendment to Development Plans" requires in subsection (2) "that any material amendment to an approved residential development plan must be reviewed for compliance with all current law and regulations ..." (emphasis added). Hence, because the property is zoned R.C.6, it must comply with the height regulations for that zone, thus requiring the instant variance request. Marked and accepted into evidence as Petitioners' Exhibits 5A through 5D are photographs of homes in the subdivision. All of these homes are large and exceed the 35 foot height limitation. Petitioners wish to build a house similar to these homes in terms of size and height. Petitioners purchased the property, which is the last available lot in the Timberline Park subdivision approximately 18 months ago. According to Petitioners, the original owner did not immediately develop this lot, but rather kept it as an investment property over the ensuing years.

Considering all the testimony and evidence presented, I am convinced that the requested relief should be granted. I find special circumstances or conditions exist that are peculiar to the land or structure which is the subject of the variance request. The subject large residential lot is part of an existing subdivision and the lot has been unimproved for the last 19 years. The change in the zoning from R.C.4 when the subdivision was originally developed to the current R.C.6 zoning results in the zoning regulations disproportionally affecting this property compared with others in the district. This is an exclusive neighborhood of beautiful homes that contain between



6,818 square feet and 15,201 square feet, and with stunning architectural features. The proposed building height of 46 feet will not be out of character in such a neighborhood. (See, Petitioners' Exhibits 5A through 5D, supra).

I further find that this variance can be granted in strict harmony with the spirit and intent of said regulations, and in such manner as to grant relief without injury to the public health, safety and general welfare.

Pursuant to the advertisement, posting of the property, and public hearing on this petition held, and after considering the testimony and evidence offered, I find that Petitioners' variance request should be granted.

THEREFORE, IT IS ORDERED this 2311 day of June, 2008 by this Deputy Zoning Commissioner, that Petitioners' variance request from Section 1A03.4 of the Baltimore County Zoning Regulations (B.C.Z.R.) to permit a building height of 46 feet in lieu of the permitted 35 feet be and is hereby GRANTED, subject to the following:

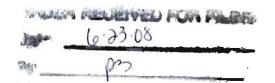
1. Petitioners are advised that they may apply for any required building permits and be granted same upon receipt of this Order; however, Petitioners are hereby made aware that proceeding at this time is at their own risk until such time as the 30-day appellate process from this Order has expired. If, for whatever reason, this Order is reversed, 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.

A'HOMAS H. BOSTWICK
Deputy Zoning Commissioner

for Baltimore County

THB:pz





Petition for Variance

to the Zoning Commissioner of Baltimore County

for the property located at: 4 Timberpark Court
which is presently zoned: R.C. 6

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):

- 1. 1A03.4.Aof the BCZR to permit a building height of 46 feet in lieu of the permitted 35 feet; and
- 2. For such other and futher relief as may be deemed neccessary by the Zoning Commissioner

of the Zoning Regulations of Baltimore County, to the zoning law of Baltimore County, for the following reasons: (indicate hardship or practical difficulty)

TO BE PRESENTED AT HEARING

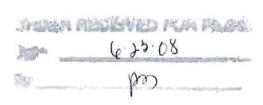
Property is to be posted and advertised as prescribed by the zoning regulations.
I, or we, agree to pay expenses of above Variance, advertising, posting, etc. and further agree to and are to be bounded by the zoning regulations and restrictions of Baltimore County adopted pursuant to the zoning law for 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):

				John & Marlene	chiech		
Name - Type or Print			Name - 1	ype or Phint	16		
Signature				Signature		1	
Address		Telephone No.		Name - Type or Print	A Do	hu	
City	State	Zip Code		Signature FAR	u ct		
Attorney For Petitioner:				610 Oak Fram Ro			(410) 252-2226
				Address	-	•	Telephone No.
Sebastian A. Cross				Timonium	MI)	21093
Name - Type or Print			City		State		Zip Code
now				Representativ	e to be Con	tacted:	
Signature		<u> </u>					
Gildea & Schmidt, LLC				Sebastian A. Cros	s, Gildea & Sc	hmidt, LL	<u>.C</u>
Company				Name			
600 Washington Avenue, Suite	200	(410) 821-0070		600 Washington A	Avenue, Suite 2	200	(410) 821-0070
Address		Telephone No.		Address	_		Telephone No.
Towson	MD	21204		Towson	_	MD	21204
City	State	Zip Code		City	-	State	Zip Code
				9	OFFICE USE ON	<u>LY</u>	
Case No. Zoog -	0500	A		ESTIMATED LENGT	H OF HEARING		
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REV 9/15/98		Reviewed I	Ву	Con	Date 4-2	2-08	



4 TIMBERPARK COURT

Owner: John & Marlene Schiech 8th Election Distric, 3rd Councilmanic

ZONING DESCRIPTION FOR 4 TIMBERPARK COURT

Plat Book: 62 Folio: 36

Beginning at a point on the West side of Timberpark Court which is 50 feet wide at the distance of ±750 feet North of the centerline of the nearest improved intersecting street Old Bosley Road which is ±50 feet wide. *Being Lot #2 in the subdivision of Timberline Park as recorded in Baltimore County Plat Book #62 Folio #36 containing 4.65 acres. Also known as 4 Timberpark Court and located in the 8th Election District, 3rd Councilmanic District. Typical metes and bounds: South 78 degrees 14 minutes 50 seconds East 365 feet, North 72 degrees 42 minutes 07 seconds West 146.27 feet, North 18 degrees 05 minutes 36 seconds East 426 feet, South 71 degrees 54 minutes 24 seconds East 60 feet, North 18 degrees 05 minutes 36 seconds East 36.63 feet, South 71 degrees 54 minutes 24 seconds East 344.71 feet, South 01 degree 37 minutes 00 seconds West 84.48 feet, to a radius of 50 feet with a length of 85.36 feet, to a radius of 50 feet with a length of 36.14 feet, and North 05 degrees 12 minutes 21 seconds East to the place of beginning.



BALTIMORE COUNTY, MARYLAND No. 14039 OFFICE OF BUDGET AND FINANCE MISCELLANEOUS RECEIPT 1970 SOI WALKEN JRIE JAR >XEDETPT # 371802 4/22/2008 **UFL**!! Rev Sub Rept BS Sub 5 528 ZOHENG VERTE ICATION Fund Agcy Orgn Orgn Source Rev Catg Acct **Amount** 014039 Recpt Tot \$65,00 5.00 CA 665.80 QY Baltimore County, Baryland Total: 05.040 Rec From: For: **CASHIER'S** DISTRIBUTION VALIDATION WHITE - CASHIER YELLOW - CUSTOMER PINK - AGENCY

NOTICE OF ZONING HEARING

The Zoning Commissioner of Baltimore County, by authority of the Zoning Act and Regula-tions of Baltimore County will hold a public hearing in Towson, Maryland on the property identified herein as follows: Case: # 2008-0500-A 4 Timberpark Court W/side of Timberpark Court, 750 feet northof Old Bosley Road 8th Election District 3rd Councilmanic District Legal Owner(s): John & Marlene Scheich Variance: to permit a building height of 46 feet in lieu of the permitted 35 feet. Hearing: Wednesday, June 18, 2008 at 9:00 a.m. in Room 407, County Courts Building, 401 Bosley Avenue, Towson 21204

WILLIAM J. WISEMAN, III Zoning Commissioner for Baltimore County

NOTES: (1) Hearings are Handicapped Accessible; for special accommodations Please Contact the Zoning Commissioner's Office at (410) 887-3868.

(2) For information concerning the File and/or Hearing, Contact the Zoning Review Office at (410) 887-3391.

JT 6/610 June 3 174909

CERTIFICATE OF PUBLICATION

6/5/, 2008
THIS IS TO CERTIFY, that the annexed advertisement was published
in the following weekly newspaper published in Baltimore County, Md.,
once in each ofsuccessive weeks, the first publication appearing
on <u>6 3 </u> ,20 <u>08</u> .
▼ The Jeffersonian
☐ Arbutus Times
☐ Catonsville Times
☐ Towson Times
☐ Owings Mills Times
☐ NE Booster/Reporter
☐ North County News

LEGAL ADVERTISING

Wilking



IFICATE OF POSTING

RE: Case No.: 2008 - 0500 - A

Petitioner/Developer: JOHN +

MARLENE SCHEICH

Date of Hearing/Closing: Wile 18, 2008

agement

County Office Building, Room 111 111 West Chesapeake Avenue Towson, Maryland 21204

ATTN: Kristen Matthews {(410) 887-3394}

Ladies and Gentlemen:

This letter is to certify under the penalties of perjury that the necessary sign(s) required by law were posted conspicuously on the property located at:

The sign(s) were posted on (Month, Day, Year)

Sincerely,

CASE 2008:0500 A

6.

(Signature of Sign Poster)

SSG Robert Black

(Print Name)

1508 Leslie Road

(Address)

Dundalk, Maryland 21222

(City, State, Zip Code)

(410) 282-7940

(Telephone Number)



JAMES T. SMITH, JR. County Executive

May 13 2008
TIMOTHY M. KOTROCO, Director
Department of Permits and
NG
Development Management

NOTICE OF ZONING HEARING

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CASE NUMBER: 2008-0500-A

4 Timberpark Court
W/side of Timberpark Court, 750 feet north of Old Bosley Road
8th Election District – 3rd Councilmanic District
Legal Owners: John & Marlene Scheich

Variance to permit a building height of 46 feet in lieu of the permitted 35 feet.

Hearing: Wednesday, June 18, 2008 at 9:00 a.m. in Room 407, County Courts Building, 401 Bosley Avenue, Towson 21204

Timothy Kotroco Director

TK:klm

C: Sebastian Cross, 600 Washington Avenue, Ste. 200, Towson 21204 John & Marlene Schiech, 610 Oak Farm Court, Timonium 21093

NOTES: (1) THE PETITIONER MUST HAVE THE ZONING NOTICE SIGN POSTED BY AN APPROVED POSTER ON THE PROPERTY BY TUESDAY, JUNE 3, 2008.

- (2) HEARINGS ARE HANDICAPPED ACCESSIBLE; FOR SPECIAL ACCOMMODATIONS PLEASE CALL THE ZONING COMMISSIONER'S OFFICE AT 410-887-4386.
- (3) FOR INFORMATION CONCERNING THE FILE AND/OR HEARING, CONTACT THE ZONING REVIEW OFFICE AT 410-887-3391.

TO: PATUXENT PUBLISHING COMPANY

Tuesday, June 3, 2008 Issue - Jeffersonian

Please forward billing to:

Gildea & Schmidt 600 Washington Avenue, Ste. 200

Towson, MD 21204

410-821-0070

NOTICE OF ZONING HEARING

The Zoning Commissioner of Baltimore County, by authority of the Zoning Act and Regulations of Baltimore County, will hold a public hearing in Towson, Maryland on the property identified herein as follows:

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4 Timberpark Court
W/side of Timberpark Court, 750 feet north of Old Bosley Road
8th Election District – 3rd Councilmanic District
Legal Owners: John & Marlene Scheich

<u>Variance</u> to permit a building height of 46 feet in lieu of the permitted 35 feet.

Hearing: Wedneyday, June 18, 2008 at 9:00 a.m. in Room 407, County Courts Building,

401 Basley Avenue, Towson 21204

WILLIAM J. WISEMAN III ZONING COMMISSIONER FOR BALTIMORE COUNTY

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(2) FOR INFORMATION CONCERNING THE FILE AND/OR HEARING, CONTACT THE ZONING REVIEW OFFICE AT 410-887-3391.

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: 2008 - 0500 - A
Petitioner: John & marlene Schech
Petitioner: John & Marlene Scheeh Address or Location: 4 Timber parts Court
PLEASE FORWARD ADVERTISING BILL TO: Name:
Address: \$600 Washington Ave Soite 200
Towson MD 21204
Telephone Number: 4/0 821-0070

Revised 2/20/98 - SCJ



JAMES T. SMITH, JR.

County Executive
Sebastian A. Cross
Gildea & Schmidt, LLC
600 Washington Ave Suite 200
Towson, MD 21204

TIMOTHY M. KOTROCO, Director Department Department Development Management

Dear:

RE: Case Number2008-0500-A, Address: 4 Timberpark Ct.

The above referenced petition was accepted for processing **ONLY** by the Bureau of Zoning Review, Department of Permits and Development Management (PDM) on April 22, 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 Richards, Jr. Supervisor, Zoning Review

WCR:Inw

Enclosures

c: People's Counsel John & Marlene Schiech, 610 Oak Farm Ct., Timomium, MD 21093

BALTIMORE COUNTY, MARYLAND

INTEROFFICE CORRESPONDENCE

TO:

Timothy M. Kotroco, Director

DATE: May 1, 2008

Department of Permits & Development Management

FROM:

Dennis A. Kennedy, Supervisor

Bureau of Development Plans

Review

SUBJECT:

Zoning Advisory Committee Meeting

For May 5, 2008

Item Nos. 08-489, 490, 491, 497, 493, 494, 495, 496, 497, 498, 499, 500, 501,

502, and 503.

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

DAK:CEN:lrk

cc: File

ZAC-5012008-NO COMMENTS

BALTIMORE COUNTY, MARYLAND

INTER-OFFICE CORRESPONDENCE

TO:

Timothy M. Kotroco, Director

DATE: May 8, 2008

Department of Permits and

Development Management

FROM:

Arnold F. 'Pat' Keller, III

Director, Office of Planning

BY:----

SUBJECT: Zoning Advisory Petition(s): Case(s) 08-500- Variance

The Office of Planning has reviewed the above referenced case(s) and has no comments to offer.

For further questions or additional information concerning the matters stated herein, please contact Jessie Bialek in the Office of Planning at 410-887-3480.

Division Chief:

CM/LL



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

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

Maryland Department of Transportation

Date: Apzin 30, 2008

Ms. Kristen Matthews Baltimore County Office Of Permits and Development Management County Office Building, Room 109 Towson, Maryland 21:204

RE:

Baltimore County

Item No. 8-500-A

4 TIMBERPLAK COURT

SCHIECH PROPERTY VARIANGE

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 & 500 - L.

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

RE: PETITION FOR VARIANCE * BEFORE THE

4 Timberpark Court; W/S Timberpark Court,
750' N of Bosley Road * ZONING COMMISSIONER

8th Election & 3rd Councilmanic Districts
Legal Owner(s): John & Marlene Schiech * FOR

Petitioner(s) * BALTIMORE COUNTY

* 08-500-A

ENTRY OF APPEARANCE

Please enter the appearance of People's Counsel in the above-captioned matter. Notice should be sent of any hearing dates or other proceedings in this matter and the passage of any preliminary or final Order. All parties should copy People's Counsel on all correspondence sent and all documentation filed in the case.

Peter Max Zumerman

PETER MAX ZIMMERMAN
People's Counsel for Baltimore County

Cook S Dentes

CAROLE S. DEMILIO Deputy People's Counsel Jefferson Building, Room 204 105 West Chesapeake Avenue Towson, MD 21204 (410) 887-2188

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on this 6th day of May, 2008, a copy of the foregoing Entry of Appearance was mailed to Sebastian A. Cross, Esquire, Gildea & Schmidt LLC, 600 Washington Avenue, Suite 200, Towson, MD 21204, Attorney for Petitioner(s).

PETER MAX ZIMMERMAN
People's Counsel for Baltimore County

Peter Yax Zinmerman

CASE	NAME	8700 ·	
CASE	NUMBER	7008-0500-A	
DATE	_	0	

PETITIONER'S SIGN-IN SHEET

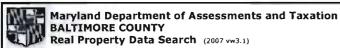
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ERICA WUNDERLICH	401 WOOBOURNEANE.	BAUTIMORE MD 21212	exunderlich a ponza baila, con
MARLENE SCHIECH	610 Dak Farm ct	Temores MD 2/893	of the same of
JOHN SCHIECH	610 OAR FAIR CT	Timonium MO 21093	
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Tax Exempt:

Exempt Class:

NO



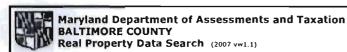


Go Back View Map **New Search**

	t Identifie			Account Numb	vner Inforn						
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				Location 8	& Structure	Informa	ation				
	es Addres RPARK CT	s						4.6569 A	PARK COURT		
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-				Tra	nsfer Infor	mation					
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Seller: Type:			SOCIATES S-LENGTH	_		Date: Deed1:	01/25/ : /10919		Price: Deed2:	\$290,000	
Seller: Type:						Date: Deed1:	-		Price: Deed2:		
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Special Tax Recapture: * NONE *





Go Back View Map New Search

Account Identifier:	District - 0	District - 08 Account Number - 2200004219							
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Mailing Address:		VEN COURTS DR DRE MD 21236-4711			Refere		1) /14460/ 629 2)		
		Location	& Structure	Inform	nation				
Premises Address		_				Legal Desc	ription		
1 TIMBERPARK CT						5.0015 AC TIMBERLIN	E PARK		
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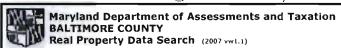




Go Back View Map **New Search**

			Ov	vner Informa	tion					
Owner Name: Mailing Address:	CC	ONWAY ERIC A,S ONWAY BESSIE TIMBERPARK CT	E		Use: Principal Residence: Deed Reference:				RESIDENTIAL YES 1) /22021/ 124	
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			Location	& Structure I	nforma	ition				
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Primary	Structu 2006	re Built	Enclose 10,3		Prope	rty Land Ai 4.07 AC	ea ·	County Use 04		
Stories Basem 2 YES			ent			Type ARD UN	IT		Exterio BRICK	
			V	alue Informat	ion					
		Base Value	Value	Phase-in A	ssessn	nents				
	Land	392,100	As Of 01/01/2008 522,800	As Of 07/01/2007		As (7/01/200				
Improver		1,369,330 1,761,430	1,247,700 1,770,500	1,761,430	1	1,764,45	:3			
Preferential		0	0	1,701,130		-,, 0 .,	0			
			Tra	nsfer Informa	ation					
Seller: JALISI HA Type: UNIMPRO		IS-LENGTH			Date: Deed1:	06/13 /2202		Price: Deed2:	\$750,000	
Seller: JALISI QA Type: NOT ARM		н			Date: Deed1:	02/09 /2140		Price: Deed2:	\$0	
Seller: TIMBERLI Type: UNIMPRO		CIATES IS-LENGTH			Date: Deed1:	06/28 /1455		Price: Deed2:	\$215,000	
, , , , , , , , , , , , , , , , , , ,			Exe	nption Inforn	nation					
				Class	3	07/01,	2007	07/0	01/2008	
Partial Exempt A	ssessme	nts						_		
Partial Exempt A	ssessme	nts		000		0		0		
Partial Exempt A	ssessme	nts		000 000 000		0 0 0		0 0 0		

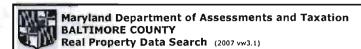




Go Back View Map New Search

Accour	nt Iden	tifier:	District - 0	8 Account Numb	oer - 22000	04218						
				Ov	vner Inforr	nation						
Owner	Name		DZENG EDWAR DZENG SHI-YU	-			Use: Principa	l Residence:		RESIDENTIAI NO	_	
Malling	Addre	ess:	231 FALLSBROOLUTH-TIMONIU	OK RD Deed Reference: M MD 21093-2629						1) /14562/ 2 2)	40	
ii.				Location	& Structure	Infor	nation					
	es Add ERPARK		-					Legal Des 8.3842 AC				
								TIMBERLIN	E PARK			
Map 52	Grid 9	Parcel 151	Sub District	Subdivision	Section	Block	Lot 8	Assessmen 2	it Area	Plat No: Plat Ref:	62/ 3	
Specia	l Tax A	reas	Ad	own 1 Valorem 1x Class								
	Prin	nary Struc 2008		Enclose 9,55	Property Land Area 8.38 AC			ea	County Use			
	Storie 2 1/2	-	Basem YES	ent	-	STAI	Type NDARD U	JNIT		Exterior BRICK		
				V	alue Inforn	nation						
			Base Value	Value	Phase-in	Asses	sments					
				As Of 01/01/2008	As 07/01/20	Of 007	As 07/01/2	s Of 008				
		Land		627,600								
	Impr	ovements:		1,763,490								
_		Total:	_,,	2,391,090	460,7	700 0	2,189,					
Р	refere	ntial Land:	0	0 	nsfer Infor			0				
Seller:	TIME	BERLINE AS	SOCIATES	IIa	inster Intol	Date		9/2000	Price:	\$245,000		
Type:			RMS-LENGTH				1: /145	•	Deed2:			
Seller: Type:						Date: Deed		_	Price: Deed2:			
Seller: Type:						Date: Deed			Price: Deed2;			
,,				Exer	nption Info	rmatio	n					
Partial	Exem	pt Assessn	nents			ass		1/2007	07/	01/2008		
County	_				00	-	0		0			
State					00		0		0			
Munici	pal				00	00	0		0			
Tax Ex Exemp	-	NO S:)					Speci	al Tax Rec * NONE *	-		

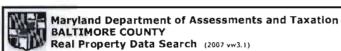




Go Back View Map New Search

Account Identifier:	District - 08	Account Numb	per - 220000)4217					
		Ov	vner Inforn	nation					
Owner Name:	DIACOLOUKA DIACOLOUKA			Use:		-1.0		RESIDENTIAL	
Mailing Address:	5 TIMBERPAR				ipai ke I Refere	sidence:		rES 1) / 9968/ 61:	A
rialling Address.		UM MD 21093		Deed	Refere	iice.		1) / 9900/ 01· 2)	7
		Location	& Structure	Inform	ation				
Premises Address						_	scription		
5 TIMBERPARK CT						4.5059 A	_	T F.C	
						TIMBERLI	PARK COURT	I ES	
Map Grid Parcel	Sub District	Subdivision	Section	Block	Lot	Assessme		Plat No:	
52 9 151					7	2		Plat Ref:	62/ 3
-		wn							
Special Tax Areas		Valorem							
		x Class						_	
Primary Struc 1995			ed Area 21 SF		Prop	erty Land A 4.50 AC	Area	County 04	
Stories	Baseme		1 51		Turne	4.30 AC			
2	YES	ent.		STAN	Type DARD UI	NIT		Exterio BRICK	
		Va	alue Inform					5,120,1	•
_	Base Value	Value	Phase-in		ments				
		As Of	As	Of	As	Of			
		01/01/2008	07/01/20	07 0	7/01/20	80			
Land	• -	540,000							
Improvements: Total:		857,310	1 350 4	00	1 266 0	06			
Preferential Land:	, , .	1,397,310 0	1,350,4	0	1,366,0	0			
		Tra	nsfer Infor	mation					
Seller: TIMBERLINE AS	SOCIATES			Date:	08/25	5/1993	Price:	\$326,000	
Type: IMPROVED ARM	S-LENGTH			Deed1	.; / <u>9</u> 96	8/ 614	Deed2:		
Seller:				Date:			Price:		
Туре:				Deed1	.:		Deed2:	1	
Seller:				Date:			Price:		
Туре:				Deed1			Deed2:	!	
		Exer	nption Info			10007		10.1.10.000	
Partial Exempt Assessn	nents		Cl a	ass o	07/01 0	/2007	07. 0	/01/2008	
County State			00		0		0		
Municipal			00	_	0		0		
Tax Exempt: NO)					Spe	cial Tax Red	apture:	
Exempt Class:	-					•	* NONE *	•	

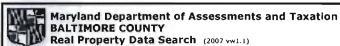




Go Back View Map New Search

Accoun	t Ide	ntifier:	District - 0	8 Account Numb	ber - 22000	04213					
				Ov	vner Inforr	nation					
Owner	Name	e:	FARAH PATRIC	K W		_	se: rincipa	I Residence:		RESIDENTIAL NO	
Mailing	Addr	ess:	6 TIMBERPARK LUTH-TIMONIU	NRK CT NIUM MD 21093-1104			eed Re	ference:		1) /21077/ 642 2)	
_			201111111111		& Structure	Inform	ation				
Premis	es Ad	dress						Legal Des	cription		
6 TIMBE	ERPAR	к ст						4.0922 AC			
LUTHER	RVILLE	21093-110	4					6 TIMBERF TIMBERLIN			
Map 52	Grid 9	Parcel 151	Sub District	Subdivision	Section	Block	Lot 3	Assessme 2	nt Area	Plat No: Plat Ref:	62/ 3
		131	Т	own						Tiut Keii	02, 3
Special	l Tax	Areas	-	d Valorem							
			Ta	x Class							
	Pri	mary Struc	ture Built	Enclose	ed Area		Proj	perty Land A	rea	County	Use
		200	1	6,71	2 SF			4.09 AC		04	
	Stori		Basem				Туре			Exterio	r
	2 1/	2	YES				DARD L	JNIT		BRICK	
			Base Value	Value	alue Inforn Phase-in						
			Base value	As Of		Of		s Of			
				01/01/2008	07/01/20		7/01/2				
		Land	d 392,700	523,600							
	Imp	rovements	931,250	1,310,070							
		Total	: 1,323,950	1,833,670	1,323,9	950	1,493,	856			
P	refere	ntial Land	: 0	0		0		0			
				Tra	nsfer Infor						
Seller:	104	H WILLIAM				Date:	,	06/2004	Price:	\$1,550,000	
Type:	-	ROVED ARM						177/ 642	Deed2:		
Seller:		BERLINE AS				Date:	, -	14/2000	Price:	\$220,000	
Туре:		MPROVED A	ARMS-LENGTH				: /142	95/ 464	Deed 2:		
Seller:						Date:			Price:		
Туре:						Deed1			Deed2:		
				- Exer	mption Info			1/2007	07.	01/2000	
		pt Assess	ments		CI 00	ass	07/0	1/2007	07/	01/2008	
County State	,				00		0		0		
State Munici	pal				00		0		0		
Tax Ex		, KI	0					Spec	ial Tax Rec	anture	
- ax EX	empt	. 19						Spec	* AIONE *	•	





Go Back View Map New Search

		Oı	wner Inforn	nation			•		
Owner Name: Malling Address:	PATERAKIS V SMITH FREDE 7 TIMBERPAR	RICK G K CT	Use: Principal Residence: Deed Reference:					RESIDENTIA YES 1) / 9779/ 7	
	LUTH-TIMONI	UM MD 21093						2)	
		Location	& Structure	Inform	ation				
Premises Address 7 TIMBERPARK CT						4.266			
							BERPARK CT RLINE PARK		
Map Grid Parcel 52 9 151	Sub District	Subdivision	Section	Block	Lot 6	Assess	sment Area		
32 9 131	To	wn						Plat Ref:	62/ 3
Special Tax Areas	• -	wn Valorem							
special ran Aleas		x Class							
Primary Struc	ture Built	Enclos	ed Area		Prop	erty Lar	nd Area	Coun	ty Use
1995	i	15,2	01 SF			4.26 A	<u> </u>	()4
Stories	Baseme	ent			Type			Exteri	ior
2	YES				DARD L	INIT		BRIC	K
			alue Inform						
	Base Value	Value As Of	Phase-in	Of	-	Of			
		01/01/2008	07/01/20		7/01/20				
Land	397,800	530,400							
Improvements	1,701,020	1,539,470							
Total	2,098,820	2,069,870	2,098,8	20	2,069,8	370			
Preferential Land:	0	00		0		0			
		T <u>ra</u>	nsfer Infor	mation					
Seller: PATERAKIS VEN				Date:	•	4/1993	Pric	•	
Type: NOT ARMS-LEN	GTH			Deed1	: / 97	79/ 725	Dee	d2:	
Seller: TIMBERLINE AS				Date:	•	8/1992	Pric		
Type: IMPROVED ARM	S-LENGTH			Deed1	: /916	55/ 629	Dee	d2:	
Seller:				Date:			Pric		
Туре:				Deed1			Dee	:d2:	
		Exe	mption Info						
Partial Exempt Assessr	nents			ass		1/2007		07/01/2008	
County			00 00		0 0			0	
State Municipal			00	-	0			0	
manicipai				~				-	





Go Back View Map New Search

Accoun	nt Ide	ntifier:	District - 0	8 Account Numb	ber - 22000	04215					
				Ov	wner Infori	mation					
Owner Name:			APOSTOLO PAUL M APOSTOLO FRANCES M			Use: Principal Residence:				RESIDENTIAL YES	
Mailing Address:		ess:	9 TIMBERPARK CT TIMONIUM MD 21093-1111		Deed Reference:				1) /25405/ 350 2)		
				Location	& Structure	e Inform	ation		-		
Premis 9 TIMBI								Legal Des 3.9315 AC 9 TIMBERP TIMBERLIN	ARK CT		
Map 52	Grid 9	Parcel 151	Sub District	Subdivision	Section	Block	Lot 5	Assessmer 2	nt Area	Plat No: Plat Ref:	62/ 3
Specia	l Tax	Areas	A	own d Valorem ax Class							
	Pri	mary Stru	cture Built	Enclosed Area 6,939 SF			Property Land Area 3.93 AC		ea	County Use 04	
Stories Basem				Туре					Exterior		
	2 1/	2	YES				DARD (JNIT		BRICK	
			Base Value	Value	Phase in	nation 1 Assessi	manta				
			base value	As Of 01/01/2008		Of		s Of 008			
	Imp	Landrovements		517,200 1,216,840							
		Tota	-/	1,734,040	1,226,8		1,395,				
P	refere	ential Land	1: 0	0 T	nsfer Info	0		0			
Seller: Type:		HER DENN	IS B RMS-LENGTH	IIa	inster Into	Date:	-	26/2007 105/ 350	Price: Deed2	\$1,900,000	
Seller: Type:	-		SSOC IATES			Date:	05/2	.9/1992 40/ 580	Price: Deed 2	\$1 !:	
Seller: Type:						Date: Deed1	:		Price: Deed 2	2:	
				Exe	mption Infe	ormation					
County		npt Assess	ments		00	l ass 00	0	1/2007	0	7/01/2008	
State Municipal					00 00	0 0		0 0			
Tax Ex	empt	: 1	10					Speci	al Tax Re	capture:	_



Go Back View Map New Search

Accoun	t Ider	ntifier:	District - 0	8 Account Num	ber - 220000	04214					
				Oı	wner Inforr	nation					
Owner Name:			BIG MAC MARYLA	ND I LLC		Use:				RESIDENTIAL	
								cipal Resider	ice:	NO	
Mailing	Addr	ess:	11 TIMBERPARK (LUTHERVILLE TIM		2 1111	Deed Reference:				1) /24057/ 388	
_			LOTHERVILLE III			. Tufanu	- 11			2)	
				Location	& Structure	2 Intorm	ation				
Premises Address 11 TIMBERPARK CT								Legal Des	cription		
TT LIME	BERPAI	KK CI						3.8148 AC 11 TIMBER	DADK CT		
								TIMBERLIN			
Мар	Grid	Parcel	Sub District	Subdivision	Section	Block	Lot	Assessmer		Plat No:	
52	9	151					4	2		Plat Ref:	62/ 3
			Т	own							
Special	Tax A	Areas	A	d Valorem							
			Ta	x Class							
	Pri	mary Stru	cture Built	Enclosed Area			Property Land Area			County Use	
		200	6	9,45	52 SF			3.81 AC		04	
	Storic	es	Basem	ent T			Гуре		Exterior		
2 1/2 YE		YES	STAN			DARD UNIT			BRICK		
				V	alue Inforn	nation					
			Base Value	Value	Phase-in						
				As Of		Of		of Of			
				01/01/2008	07/01/20	JU / U	7/01/2	008			
	7	Lan	,	872,400							
	Tuibi	ovements. Tota	•	2,324,850 3,197,250	2,206,1	150	2,536,	516			
Preferential Land:		, ,	0,197,230								
_					nsfer Infor	mation					
Seller:	STA	PF GROUP	IIC			Date:	06/2	2/2006	Price:	\$3,404,773	
Туре:			RMS-LENGTH			Deed1		57/ 388	Deed2:	, -,,	
Seller:	BRO	WN GEORG	GE .			Date:	05/1	4/2003	Price:	\$425,000	
Туре:			RMS-LENGTH					93/ 460	Deed2:	<u> </u>	
Seller:			SSOCIATES			Date:	05/0	14/2000	Price:	\$255,000	
Туре:			RMS-LENGTH			Deed1	: /144	46/ 725	Deed2:	,	
				Exe	mption Info	rmation					
Partial P	Exem	pt Assess	ments		CI	ass	07/0	1/2007	07/	01/2008	
County					00	00	0		0		
State					000		0 0				
Munici	pal				00	00	0		0		
Tax Ex	empt:	V	10					Speci	al Tax Rec	apture:	

~	2000 5-	0500-	A
Case No.:	0000		,

Exhibit Sheet

Petitioner/Developer

Protestant

No. 1	sete plan	
No. 2	FOP for Temberline Pock	
No. 3	RC6+RC4 zoing reg	
No. 4	County Code	
No. 5	photos	
No. 6		
No. 7		
No. 8		
No. 9		
No. 10		-
No. 11		
No. 12		

- 11. Landscape service operations, subject to provisions of Sections 404.1 and 404.3. [Bill No. 41-1992]
- 12. Offices or studios of physicians, dentists, lawyers, architects, engineers, artists, musicians or other professional persons as an accessory use, provided that any such office or studio is established within the same building as that serving as the professional person's primary residence at the time of application; does not occupy more than 25% of the total floor area of that residence; and does not involve the employment of more than one nonresident professional associate nor two other nonresident employees. [Bill Nos. 105-1982; 65-1999]
- 13. Public utility uses not permitted as of right, including underground interstate and intercontinental pipelines.
- 14. Rail passenger station, subject to Section 434. [Bill No. 91-1990]
- 15. Riding stables.
- 16. Shooting preserves, including hunting and fishing preserves.
- 17. Shooting ranges, including, but not limited to, archery, pistol, skeet, trap, target (small-bore rifle only) except that any such use existing at the time of date of enactment of this subsection may continue at the same level, provided that, within 365 days of the enactment date of this legislation, they shall file for a use permit as prescribed under the now existing zoning regulation Section 500.4, and turkey shoots.
- 18. Trailers, subject to the provisions of Section 415.1.D.
- 19. Volunteer fire company or ambulance-rescue facilities.
- 20. Wireless telecommunications towers, subject to Section 426. [Bill No. 30-1998]
- 21. Farm market, subject to the provisions of Section 404.4. [Bill No. 41-1992]
- 22. Winery as an agricultural support use, including accessory retail and wholesale distribution of wine produced on-premises. Temporary promotional events, such as wine tasting or public gatherings associated with the winery, are permitted, within any limits set by the special exception. [Bill No. 51-1993]

1A03.4 Height and area regulations.

- A. Height. No structure hereafter erected in an R.C.4 Zone shall exceed a height of 35 feet, except as otherwise provided under Section 300.
- B. Area regulations. [Bill Nos. 178-1979; 113-1992]

PETITIONER'S

EXHIBIT NO.

3

RC6

§ 1A07

BALTIMORE COUNTY ZONING REGULATIONS

Management and the Office of Planning, and justified in the writ concept statement.

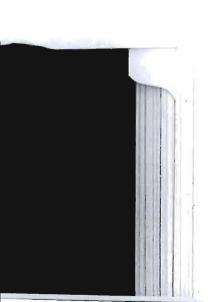
- B. Minimum width. The conservancy area, consisting of the primary and conservancy areas combined, may not include within it any area with of less than 100 feet unless the Director of the Department of Env Protection and Resource Management determines that such an effectively protect the natural resources of the tract.
- C. Uses permitted in the conservancy area. Except as used for the follow to any restrictions or limitations that may be imposed by the Dep Environmental Protection and Resource Management pursuant to All the Baltimore County Code or the Department of Recreation and Part to Article 30 of the Baltimore County Code, or both, in conjular approval of the development, the conservancy area, including the processor secondary conservancy areas combined, shall remain undisturbed 137-2004]
 - 1. Open space for passive or active recreation, including open space the requirements of the Baltimore County Local Open Space I planned recreational greenways. Passive recreation, such as permitted in primary conservancy areas subject to appro Department of Environmental Protection and Resource Manager
 - 2. The continued operation of farms existing at the time of develor approval, including farmstead and accessory structures, commercial agriculture is not permitted in primary conservancy
 - 3. Shared septic systems, shared wells and interior access roa secondary conservancy areas.
 - 4. Churches and other buildings for religious worship.

area may be included within the total development area.

1A07.8

Development area and standards. No more than 50% of the density area

- A. Maximum height. No structure with a height greater than 50 feet except as otherwise provided under Section 300.
- B. Area regulations.
 - 1. Maximum lot density.
 - a. A tract may be developed in an R.C.6 Zone at a maximu 0.2 lot per acre of the density calculation area, provide exceeds the maximum lot size requirement in this subsecti
 - b. A subdivision (major or minor) is exempt from the maxir requirement in this subsection, but is subject to the maxir envelope requirement of this subsection if the density c reduced to 0.1 lot or less per acre of the density calculation



§ 32-4-262. AMENDMENTS TO DEVELOPMENT PLANS.

- (1) Any material amendment to an approved non-residential Development Plan shall be reviewed approved in the same manner as the original plan.
- (2) Any material amendment to than approved residential Development Plan or plat shall be in accordance with this title, and with respect to that portion of the original plan or plat to amendment pertains, the amendment shall be reviewed for compliance with all current law and regulations including the development regulations and the zoning regulations.

 (1988 Code, § 26-211) (Bill No. 18, 1990, § 2; Bill No. 1, 1992, § 2; Bill No. 79-01, § 2, 7-1-2004)

 No. 75-03. § 18. 7-1-2004; Bill No. 24-06, § 1, 3-17-2006)

Annotation—Former § 26-211 (1988) cited in Meadows of Greenspring Homeowners Association V. Foxleigh Enterprises, Inc., 133 Md.App. 510, 758 A.2d 611 (2000).

§ 32-4-263. PUBLIC WORKS AGREEMENT TO CONFORM TO DEVELOPMENT PLAN

A public works agreement, if required by Subtitle 3 of this title, shall conform to the approved plant and may not be executed before approval of the Development Plan. (1988 Code, § 26-212) (Bill No. 79-01, § 2, 7-1-2004; Bill No. 75-03, § 18, 7-1-2004)

PART VII. PLATS

§ 32-4-271. REQUIRED.

- (a) In general. The applicant shall prepare a plat in accordance with the approved Development Plan for any subdivision.
- (b) Dedication of public improvements. Along with the subdivision plat, the applicant shall include formal irrevocable offers of dedication to the public of all public improvements including streets, los government uses, utilities, parks, and easements, in a form approved by the County Attorney.
- (c) Retention of improvement by applicant. If an applicant retains any open space, streets, utilized or recreational facilities, or conveys them to a homeowners association or similar entity, the applicant submit for the approval of the Office of Law, a declaration of protective covenants, together with articles of incorporation and corporate bylaws that will provide for use in common and maintenance of land.

PETITIONER'S

EXHIBIT NO.

2006 S-7

Relations

Article 31. Reserved

Article 32. Planning, Zoning and Subdivision Control



EXHIBIT NO. SM-









OFFICIAL ZONING MAP 200' SCALE GRID

7008-0500-4

