IN RE: PETITION FOR ADMIN. VARIANCE

E side of Landwood Circle, 107 feet NE of Greenapple Court

2nd Election District

4th Councilmanic District

(2203 Lawnwood Circle)

Dayrl and Angela Johnson *Petitioners*

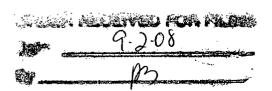
- * BEFORE THE
- * DEPUTY ZONING
- * COMMISSIONER
- FOR BALTIMORE COUNTY
- * Case No. 2009-0030-A

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, Dayrl and Angela Johnson for property located at 2203 Lawnwood Circle. The variance request is from Section 1B02.3.C.1 of the Baltimore County Zoning Regulations (B.C.Z.R.) to permit a addition with a side setback of 6 feet in lieu of the required 10 feet. The subject property and requested relief are more particularly described on Petitioners' Exhibit No. 1. Petitioners wish to construct a small kitchen 'bump out' measuring 4.5 feet x 9 feet in size. This small addition will greatly increase the functionality of the kitchen. The only area to enlarge the kitchen is into the side yard. None of the neighbors voiced any objection to the proposed minor addition.

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 Petitioner having filed a Petition for Administrative Variance and the subject property having been posted on August 10, 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.

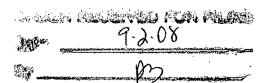
THEREFORE, IT IS ORDERED, by the Deputy Zoning Commissioner for Baltimore County, this Add day of September, 2008 that a variance from Section 1B02.3.C.1 of the Baltimore County Zoning Regulations (B.C.Z.R.) to permit a addition with a side setback of 6 feet in lieu of the required 10 feet is hereby 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

September 2, 2008

DAYRL AND ANGELA JOHNSON 2203 LAWNWOOD CIRCLE BALTIMORE MD 21207

> Re: Petition for Administrative Variance Case No. 2009-0030-A Property: 2203 Lawnwood Circle

Dear Mr. and Mrs. Johnson:

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

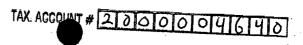
Deputy Zoning Commissioner

for Baltimore County

THB:pz

Enclosure

c: Cutting Edge Construction Services, Inc., 712 Stemmers Run Road, Unit B, Baltimore MD 21221





Petition for Administrative Variance

to the Zoning Commissioner of Baltimore County

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A Public Hearing having been formally dem	anded and/or found t	a ba required it is orde	ared by the Zoning	Commissioner	of Paltimore Court
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		Zonir	ng Commissioner of	Baltimore Cour	nty · 。
CASE NO. 2009-003	0-A	Reviewed By	Da Da	ate <u>7/</u>	31/08
REV 10/25/01	FUNFALLS	Estimated Posting	Date &	1/10/08	

Affidavit in Support of Administrative Variance

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

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.

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the Affiant(s) herein	, ∮ ersonally kno	wn or satisfactori	ly identified to m	ne as such Affia	nt(s).	
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he Affiant(s) herein, personally known or s	atisfactorily identified to m	Jakrson le as such Affiant(s).	
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Zoning description for 2203 lawnwood Circle

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2009-003U-A

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CERTIFICATE OF POSTING

ATTENTION: KRISTEN MATHHEWS

DATE: 08/12/08

Case Number: <u>2009-0030-A</u>

Petitioner / Developer: DARYL & D ANGELA JOHNSON~

CUTTING EDGE CONSTRUCTION CO.

Date of Hearing (Closing): AUGUST 25, 2008

This is to certify under the penalties of perjury that the necessary sign(s) required by law were posted conspicuously on the property located at: 2203 LAWNWOOD CIRCLE

The sign(s) were posted on: 8/10/08



Linda O Kufe
(Signature of Sign Poster)

Linda O'Keefe

(Printed Name of Sign Poster)

523 Penny Lane

(Street Address of Sign Poster)

Hunt Valley, Maryland 21030

(City, State, Zip of Sign Poster)

410 - 666 - 5366

(Telephone Number of Sign Poster)

ZONING REVIEW

ADMINISTRATIVE VARIANCE INFORMATION SHEET AND DATES

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JAMES T. SMITH, JR. County Executive

TIMOTHY M. KOTROCO, Director

Department of Permits and

Development Management

August 25, 2008

Daryl & Angela Johnson 2203 Lawnwood Circle Baltimore, MD 21207

Dear: Daryl & Angela Johnson

RE: Case Number 2009-0030-A, 2203 Lawnwood Circle

The above referenced petition was accepted for processing **ONLY** by the Bureau of Zoning Review, Department of Permits and Development Management (PDM) on July 31, 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.

W. Carl Richards, Jr. Supervisor, Zoning Review

WCR:lnw

Enclosures

People's Counsel
 Cuting Edge Construction Services INC., 712 Stemmers Run Rd. Unit B, Baltimore, MD 21221

BALTIMORE COUNTY, MARYLAND

INTEROFFICE CORRESPONDENCE

TO:

Timothy M. Kotroco, Director

DATE: August 14, 2008

Department of Permits & Development Management

FROM:

Dennis A. Kennedy, Supervisor

Bureau of Development Plans

Review

SUBJECT:

Zoning Advisory Committee Meeting

For August 18, 2008

Item Nos. 2009-0026, 0027, 0028, 0029,

20030, 0031, 0035, and 0036

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

DAK:CEN:lrk

cc: File

ZAC-ITEM NO. 2009-0028-08142008



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

Maryland Department of Transportation

Date: 446457 12, 200 8

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

RE: Baltimore County
Item No 2009-0030-A

2203 LAWNWOOD CRCLE
JOHNSON PROPERTY
ADMINISTRATIVE VERIALICE

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. 2009-00 30-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

For Engineering Access Permits

Division

SDF/MB

BALTIMORE COUNTY, MARYLAND

Inter-Office Correspondence





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Timothy M. Kotroco

FROM:

Dave Lykens, DEPRM - Development Coordination שוב

DATE:

August 27, 2008

SUBJECT:

Zoning Item

09-030-A

Address

2203 Lawnwood Circle

(Johnson Property)

Zoning Advisory Committee Meeting of August 11, 2008

X	The Department of Environmental Protection and Resource Management has no comments on the above-referenced zoning item.
	The Department of Environmental Protection and Resource Management offers the following comments on the above-referenced zoning item:
	Development of the property must comply with the Regulations for the Protection of Water Quality, Streams, Wetlands and Floodplains (Sections 33-3-101 through 33-3-120 of the Baltimore County Code).
	Development of this property must comply with the Forest Conservation Regulations (Sections 33-6-101 through 33-6-122 of the Baltimore County Code).

Development of this property must comply with the Chesapeake Bay Critical Area Regulations (Sections 33-2-101 through 33-2-1004, and

other Sections, of the Baltimore County Code).

Additional Comments:

Reviewer:

J. Livingston

Date: 8/27/08

BALTIMORE COUNTY, MARYLAND

INTER-OFFICE CORRESPONDENCE

DATE: August 12, 2008

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) 09-030- 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

From:

<cuttingedgeconstruction@comcast.net>

To: Date: <Pzook@baltimorecountymd.gov>

8/28/2008 9:29:57 AM

Subject:

pics

Here are all the pictures I have for Johnson. Any more questions feel free to give me a call. thanks Gus

