IN RE: PETITION FOR ADMIN. VARIANCE

NW side of Bentley Road; 1,650 feet SW of the c/l of Edelweiss Way 7th Election District 3rd Councilmanic District (208 Bentley Road)

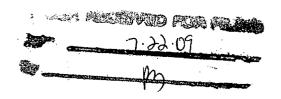
Robert and Gail Vogel Petitioners

- * BEFORE THE
- * DEPUTY ZONING
- * COMMISSIONER
- * FOR BALTIMORE COUNTY
- * Case No. 2009-0331-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 waterfront property, Robert and Gail Vogel for property located at 208 Bentley Road. The variance request is from Section 400.3 of the Baltimore County Zoning Regulations (B.C.Z.R.) to permit an accessory structure (pole barn) with a height of 22 feet in lieu of the required 15 feet. The subject property and requested relief are more particularly described on Petitioners' Exhibit No. 1. Petitioners wish to construct a pole barn in order to store tools, large recreational vehicle, bobcat with trailer, and boat with trailer. The proposed pole barn measures 32 feet x 50 feet in size and will be located in the rear of the property. The property contains 3.202 acres zoned RC 8.

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 July 6, 2009, which recommends that the accessory structure not be converted into a dwelling unit or apartment, not contain any sleeping quarters, living area, kitchen or bathroom facilities, and not be used for commercial purposes.



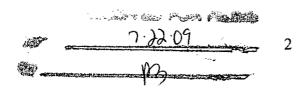
The Petitioners having filed a Petition for Administrative Variance and the subject property having been posted on July 5, 2009 and there being no request for a public hearing, a decision shall be rendered based upon the documentation presented.

The Petitioners have filed the supporting affidavits as required by Section 32-3-303 of the Baltimore County Code. Based upon the information available, there is no evidence in the file to indicate that the requested variance would adversely affect the health, safety or general welfare of the public and should therefore be granted. In the opinion of the Deputy Zoning Commissioner, the information, photographs, and affidavits submitted provide sufficient facts that comply with the requirements of Section 307.1 of the B.C.Z.R. Furthermore, strict compliance with the B.C.Z.R. would result in practical difficulty and/or unreasonable hardship upon the Petitioners.

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 22rd day of July, 2009 that a variance from Section 400.3 of the Baltimore County Zoning Regulations (B.C.Z.R.) to permit an accessory structure (pole barn) with a height of 22 feet in lieu of the required 15 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.
- 2. The Petitioners or subsequent owners shall not convert the subject accessory structure into a dwelling unit or apartment. The structure shall not contain any sleeping quarters, living area, kitchen or bathroom facilities.



3. The accessory structure shall not be used for commercial purposes.

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

July 22, 2009

ROBERT AND GAIL VOGEL 208 BENTLEY ROAD PARKTON MD 21220

Re: Petition for Administrative Variance

Case No. 2009-0331-A Property: 208 Bentley Road

Dear Mr. and Mrs. Vogel:

Enclosed please find the decision rendered in the above-captioned case.

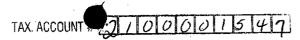
In the event the decision rendered is unfavorable to any party, please be advised that any party may file an appeal within thirty (30) days from the date of the Order to the Department of Permits and Development Management. If you require additional information concerning filing an appeal, please feel 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



I/We do solemply declare and affirm, under the penalties of



Petition for Administrative Variance to the Zoning Commissioner of Baltimore County

for the property located at 208 Bentley ROAD which is presently zoned Residential

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). HOO. 3 BCZR

To permit an accessory structure (pole born) with a height of 22' in lieu of the required 15'.

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.

		·	perjury, that I/we are the legal owner(s) of the property which is the subject of this Petition.
Contract Purchaser/Lesse	<u>e:</u>		Legal Owner(s):
			Robert m VOGEL
Name - Type or Print			Name - Type of Print W. Word
Signature			Signature CALL LUOGEL
Address		Telephone No.	Name Type or Print Vogel,
ity	State	Zip Code	Signature
Attorney For Petitioner:		• •	208 Bentley ROAD 410 329-6681 Address Telephone No.
	4		Parkton MD 21120
lame - Type or Print			City State Zip Code
			Representative to be Contacted:
Signature			Bob Vogel
Company			208 Bentley Road, 410-419-462
Address		Telephone No.	Parkton Mi 21120
City	State	Zip Code	City State Zip Code
his day of	tha	it the subject matter of t	required, it is ordered by the Zoning Commissioner of Baltimore County, his petition be set for a public hearing, advertised, as required by the zoning
egulations of Baltimore County and the	at the proper	y be reposted.	China
Services .			

Reviewed B

Estimated Posting Date

Q363-/---Α··

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.

competent to testify thereto in the event that a p	ublic hearing is	s scheduled in	n the future wi	th regard there	eto.
That the Affiant(s) does/do presently reside at	208 B	entley	ROAD		
	Parkto City		MD State		21120
That based upon personal knowledge, the follo Variance at the above address (indicate hardshi				the request for	or an Administrativ
- Storage Space for					
Store: TRailer					*** ***
Babcaty Heart	-		•		
RU - Autos	<i>~</i> ,		- 1-00	huk	l ia a
For the last 5 ye	ars Fl	are KY	Opens &	20) due	to
FOR the last 5 ye for \$1,100 pmonts the economy it 15	becoming	1 very	diffice	et to pay	the vert
the economy.		. 0	•		
• .			. ,		•
That the Affiant(s) acknowledge(s) that if a for advertising fee and may be required to provide a			ant(s) will be	required to p	ay a reposting and
Robert M. Vosel		Hai	e LV) OSel	
Robert M Vagel		•		· ·	•
Name - Type or Print		Name - Type	e or Print	0921	
STATE OF MARYLAND, COUNTY OF BALTIN	IORE, to wit:				
I HEREBY CERTIFY, this day of Maryland, in and for the County aforesaid, per	rsonally appea	, <u>©</u>	<u>0009</u> , before	e me, a Notar	Public of the State
Jobert m. Vogel	4 /	buil.	\times \vee 0	200 ·	
the Affiant(s) herein, personally known or satisfa	ictorily identifie	d to me as su	uch Amant(s).		
AS WITNESS my hand and Notarial Seal		· · · · · · · · · · · · · · · · · · ·	· ·		
	Notai	ry Public	K-410	MW Ort	
	*	ommission E	xpires		
REV 10/25/01		•		RENEE K. NO Notary Public	

Baltimore County
My Commission Expires
June 08, 2012

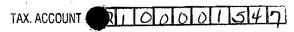
Affidavit in Support of Administrative Variance

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.

competent to testify thereto in the event that a p	ublic hearing	is schedu	uled in the	future with	regard thereto.	
That the Affiant(s) does/do presently reside at	208	Beng	11cg	ROAD	• •	
	Parkto	N	MI	State	211	Zip Code
That based upon personal knowledge, the follo Variance at the above address (indicate hardshi				/we base the	e request for an	
·	•					
Storage Space For	70015				•	
Store			•			
BOAT TRAVER				•.		·
Bob out Tracker	•				•	
RV , Autos				ı a h.	Octive	
for the last 5 yr	ears II	nove	Rente		110	40
for \$1,1000 a more	(Locat	-1010.0	110# U	difface	ult too	a i i
the economy it is	, Decon	LING	reg		7	4
The Roent						
			••	.*.		
That the Affiant(s) acknowledge(s) that if a for advertising fee and may be required to provide a			, Affiant(s) will be red	quired to pay a	reposting and
			D		^	
Hobert M. Dryl		X	Jail	: L V	rge _	
Robert M. Vogel		Signa	a Carl	1 1200		
Name - Type or Print		Name	e - Type or P	rint 7	<u> </u>	
STATE OF MARYLAND, COUNTY OF BALTIM	IORE, to wit:					
I HEREBY CERTIFY, this 10 day of The	nl		200	before m	ne, a Notary Put	olic of the State
of Maryland, in and for the County aforesaid, per	rsonally appe	ared				
the Affiant(s) herein, personally known or satisfa	octorily identif	ied to me	as such A	Affiant(s)	squ	
and summing of the summer of details	iotorny radritin		, .	imani(o).	:	`.
AS WITNESS my hand and Notarial Seal						
		The	eK.	Morr	main	
	Not	ary Public	3			
	My	Commiss	ion Expire	es	RENEE K. NORMAI	N

Baltimore County
My Commission Expires
June 08, 2012

REV 10/25/01



7-5-09



REV 10/25/01

Petition for Administrative Variance

to the Zoning Commissioner of Baltimore County

for the propert	y located at 208 Bontley ROAD
	which is presently zoned RESIDENTIAL
owner(s) of the property situate in Baltimore County and white	$on(s)$ $(I \cap A) \supseteq B \cap B \cap B$
To permit an accessory stri	veture Cpole born) with a
To permit an accessory structured height of 22' in lieu of the	reguired 15'
of the zoning regulations of Baltimore County, to the zoning I of this petition form.	aw of Baltimore County, for the reasons indicated on the bac
Property is to be posted and advertised as prescribed by the I, or we, agree to pay expenses of above Variance, advertising, por egulations and restrictions of Baltimore County adopted pursuant	sting, etc. and further agree to and are to be bounded by the zoning
	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):
	Robert m vogel
Name - Type or Print	Name - Type or Print
Signature	Signature
Address Telephone No.	Name Type or Print
City State Zip Code	Signature 2 Vogel
Attorney For Petitioner:	208 Bertly Road, 410-32944 Address Telephone No Parkton MD 21120
Name - Type or Print	City State Zip Code
	Representative to be Contacted:
Signature	Boh Vogel
Company	Name 208 Reatter RU 410-419-4625
Address Telephone No.	Address Telephone No.
City State Zip Code	City A State Zip Code
A Public Hearing having been formally demanded and/or found to be this day of that the subject matter of t	required, it is ordered by the Zoning Commissioner of Baltimore County his petition be set for a public hearing, advertised, as required by the zoning
regulations of Baltimore County and that the property be reposted.	3/1047
The second secon	Zoning Commissioner of Baltimore County
CASE NO. 2009-033/-A	viewed By JF Date 6/23 109

Estimated Posting Date _

ZONING DESCRIPTION FOR 208 Bentley Road:

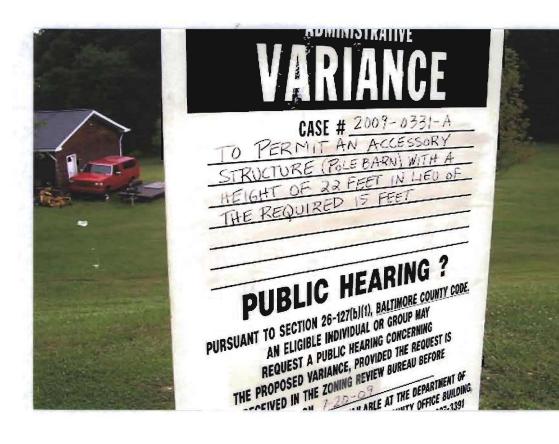
Beginning at the point on the North-West side of Bentley Road which is 60ft wide at the distance of 1650 south west of the centerline of the nearest improved intersecting street Edelweiss Way which is 30ft wide. Being Lot #4 in the subdivision of Spring Meadow as recorded in Baltimore County Plat Book # 57, Folio # 56 containing 3.2 acres. Also known as 208 Bentley Road and located in the 7th Election District, 3rd Councilmanic District.

OFFIC	È OF BỤC	DGET AN	IARYLAN D FINANC RECEIPT	E			9901	•	PATO NEGETY THE WAY
				Rev	Sub	Date:	Cr = 20	3.07	(4)22/2個所 いでも対象に動きため、このから り 独特等 一名に対象に対象に関連 り はだかはのであると、このにはという。 (4)4月以外
Fund	Dept	Unit	Sub Unit	Source/ Obj	Rev/ Sub Obj	Dept Obj	BS Acct	Amount	
851	7 .	15 355		0/201				15 5.00	
4			1	-					
				•					
The Land of the					-				<u> </u>
						Total:	<u> 05</u>		
Rec From:	/?	5-1-4	N. M. January	1		•			
For:			V - 11 -						
			2 4 / in Sy		•		*		
	1 mg - 1	<u> </u>	1.1 + A					<u> </u>	
DISTRIB	UTION								CASHIER'S VALIDATION
WHITE -	CASHIER	PINK - AC PLEA	ENCY ASE PRES		CUSTOME	R	GOLD - AC	COUNTING	kadisa (kikisa ja ka ka ja

CERTIFICATE OF POSTING

Date: <u>7-5-09</u>

RE: Case Number: 2009-0331-A Petitioner/Developer: Robert Vogel Date of Hearing/Closing: 7-26-09 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 208 Bentley Fol The signs(s) were posted on (Month, Day, Year) J. LAWRENCE PILSON (Printed Name of Sign Poster) ATTACH PHOTGRAPH 1015 Old Barn Road (Street Address of Sign Poster) Parkton, MD 21120 (City, State, Zip Code of Sign Poster) 410-343-1443 (Telephone Number of Sign Poster)



BALTIMORE COUNTY DEPARTMENT OF PERMITS AND DEVELOPMENT MANAGEMENT ZONING REVIEW

ADMINISTRATIVE VARIANCE INFORMATION SHEET AND DATES

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. 3. 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, usually within 10 days of the closing date if all County agencies' comments are received, 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 2009- Address 205 PENTLEY RD	7 (20)0111410	0 1 () (0 1 0 E		1017 (11010)		
Planer, Please Print Your Name Filling Date: 6-23-09 Posting Date: 7-5-09 Closing Date: 7-20-06 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. 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. 3. 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; (c) conder that the matter be set in for a public hearing. You will receive written notification, usually within 10 days of the closing date if all County agencies' comments are received, 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. 1. Posting Date: 7-5-09 1. Felephone H10-329-666H 2. Posting Date: 7-5-09 2. Cl	Case Number 2009-	O33 /	-A Address	208 BE	NTLEY RD	-
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. 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. Please understand that even if there is no formal request for a public hearing. Please understand that even even the responsible on the closing date. 3. 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, usually within 10 days of the closing date if all County agencies' comments are received, 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. Cetach Along Dated Line). Posting Date: 7-5-09 Closing Date: 7-20-09 Wordin	Contact Person:	JUN Planner, P	FERNANDO lease Print Your Name	F	⁵ hone Number: 41	10-887-3391
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. 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. 3. 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 unstification, usually within 10 days of the closing date if all County agencies' comments are received, 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. (Qetach Along Datted Line) Petitioner: This Part of the Form is for the Sign Poster Only USE THE ADMINISTRATIVE VARIANCE SIGN FORMAT Case Number 2009 O31 A Address 205 pentlesy policy for the policy bear of the zone bear of the policy for th	Filing Date: 6-2		•	7-5-09	Closing Date:	7-20-0
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. 3. 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, usually within 10 days of the closing date if all County agencies' comments are received, 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 (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). Pretitioner: This Part of the Form is for the Sign Poster Only USE THE ADMINISTRATIVE VARIANCE SIGN FORMAT Case Number 2009. OBJECT OF SIGN COST OF SIGN C	Any contact made w through the contact p	vith this offic erson (planne	e regarding the stat er) using the case nur	us of the adm mber	inistrative variance	should be
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. 3. 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, usually within 10 days of the closing date if all County agencies' comments are received, 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. **Poetitioner: This Part of the Form is for the Sign Poster Only **USE THE ADMINISTRATIVE VARIANCE SIGN FORMAT** **Case Number 2009-** **O337** **Address** **QUST BENTLEY RD** **Poetitioner's Name Rabert \$ Gail Vagal Telephone H10-329-Gable** **Poetitioner's Name Rabert \$ Gail Vagal Telephone H10-329-Gable** **Posting Date: 7-5-09** **Closing Date: 7-20-09** **Wording for Sign: To Permit an accessory structure Cpale born \$ with a height of Pazal in lieu of the required 15.**	reverse side o reposting must is again respo property on or	f this form) a t be done onl nsible for all	and the petitioner is r y by one of the sign r associated costs. T	esponsible for a posters on the a he zoning notic	all printing/posting approved list and the sign must be vi	costs. Any ne petitioner sible on the
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, usually within 10 days of the closing date if all County agencies' comments are received, 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 2009- O331 A Address 205 BENTLEY RD Petitioner's Name Robert 1 Gail Vagel Telephone H10-329-666f Posting Date: 7-5-09 Closing Date: 7-20-09 Wording for Sign: To Permit an accessory structure Cpale barn With a height of 22 in line of the required 15	a formal reque	est for a pub	olic hearing. Please	understand th	at even if there is	
(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 2009- O331 -A Address 205 BENTLEY RD Petitioner's Name Robert & Gail Vagel Telephone H10-329-6661 Posting Date: 7-5-09 Closing Date: 7-20-09 Wording for Sign: To Permit an accessory structure Cpale barn with a height of 22 in lieu of the reguired 15.	commissioner. order that the r within 10 days whether the pe	He may: (i matter be set s of the clos etition has be	 a) grant the requested in for a public hearing sing date if all Countied, of en granted, denied, of 	ed relief; (b) de g. You will rece ity agencies' co	eny the requested in eive written notifical comments are rece	relief; or (c) tion, usually lived, as to
Petitioner: This Part of the Form is for the Sign Poster Only USE THE ADMINISTRATIVE VARIANCE SIGN FORMAT Case Number 2009- 0331 -A Address 205 BENTLEY RD Petitioner's Name Robert & Gail Vagel Telephone H10-329-6661 Posting Date: 7-5-09 Closing Date: 7-20-09 Wording for Sign: To Permit an accessory structure Cpale barn with a height of 22' in lieu of the reguired 15.	(whether due commissioner), changed giving posted, certifications	to a neighbo , notification , notice of the	or's formal request of will be forwarded to be hearing date, time a	or by order of o you. The si and location. A	the zoning or dep ign on the proper s when the sign wa	outy zoning ty must be as originally
USE THE ADMINISTRATIVE VARIANCE SIGN FORMAT Case Number 2009- 0331 -A Address 208 BENTLEY RD Petitioner's Name Robert & Gail Vagel Telephone H10-329-6681 Posting Date: 7-5-09 Closing Date: 7-20-09 Wording for Sign: To Permit an accessory structure Cpale barn with a height of 22' in lieu of the reguired 15:		^	(Detach Along Dotted	Line),		
Case Number 2009- 0331 -A Address 208 BENTLEY RD Petitioner's Name Robert & Gail Vagel Telephone H10-329-6681 Posting Date: 7-5-09 Closing Date: 7-20-09 Wording for Sign: To Permit an accessory structure Cpale born with a height of 22' in lieu of the reguired 15.	Petitioner: This Part	of the Form	is for the Sign Post	ter Only		
NIOD Designation	Case Number 2009- Petitioner's Name Repositing Date:	0331 -A abert \$ 6	Address 208 691/ Vage/	F BENTL	EY RD ephone <u>H10-32</u> 7-20-09	
INTERPOLICE TO THE PROPERTY OF					\M/CR D	evised 7/7/08

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: 2009 - 033/-A
Petitioner: Rabeut + GAIL VogeL
Address or Location: 208 Bout Ley RQ
PLEASE FORWARD ADVERTISING BILL TO:
Name: Robert M. Vogel
Address: 208 Bentley Rd.
BALT: Moite MD.
21120
Telephone Number: 410-329-6691



JAMES T. SMITH, JR. County Executive

TIMOTHY M. KOTROCO, Director

Department of Permits and

Development Management

July 21, 2009

Robert & Gail. Vogel 208 Bentley Rd. Parkton, MD 21120

Dear: Robert & Gail. Vogel

RE: Case Number 2009-0331-A, 208 Bentley Rd

The above referenced petition was accepted for processing **ONLY** by the Bureau of Zoning Review, Department of Permits and Development Management (PDM) on June 23, 2009. 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. Coul Pishouds In

W. Carl Richards, Jr. Supervisor, Zoning Review

WCR:lnw

Enclosures

c: People's Counsel Bob Vogel; 208 Bentley Rd.; Parkton, MD 21120

BALTIMORE COUNTY, MARYLAND

INTER-OFFICE CORRESPONDENCE

TO:

Timothy M. Kotroco, Director

DATE: July 6, 2009

Department of Permits and Development Management

RECEIVED

FROM:

Arnold F. 'Pat' Keller, III

JUL 07 2009

Director, Office of Planning

ZONING COMMISSIONER

SUBJECT: 9-331 – Administrative Variance

The Office of Planning does not oppose the petitioner's request to permit an accessory structure (pole barn) with a height of 22 feet in lieu of the maximum permitted 15 feet provided the following conditions are met:

- 1. The petitioner or subsequent owners shall not convert the subject accessory structure into a dwelling unit or apartment. The structure shall not contain any sleeping quarters, living area, kitchen or bathroom facilities.
- 2. The accessory structure shall not be used for commercial purposes.

For further information concerning the matters stated herein, please contact Jessie Bialek at 410-887-3480.

Prepared by:

AFK/LL: CM

BALTIMORE COUNTY, MARYLAND

Inter-Office Correspondence



RECEIVED

JUL 1 4 2009

ZONING COMMISSIONER

TO:

Timothy M. Kotroco

FROM:

Dave Lykens, DEPRM - Development Coordination

DATE:

July 13, 2009

SUBJECT:

Zoning Item # 09-331-A

Address

208 Bentley Road

(Vogel Property)

Zoning Advisory Committee Meeting of June 29, 2009

X The Department of Environmental Protection and Resource Management has no comments on the above-referenced zoning item.

Reviewer:

JWL

Date: 7/13/09

BALTIMORE COUNTY, MARYLAND

INTEROFFICE CORRESPONDENCE

TO:

Timothy M. Kotroco, Director

Department of Permits & Development Management

DATE: July 14, 2009

FROM:

Dennis A. Kennedy, Supervisor

Bureau of Development Plans

Review

SUBJECT:

Zoning Advisory Committee Meeting

For July 6, 2009

Item Nos. 2009-329, 330/331/333

and 334

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

DAK:CEN:cab

cc: File

ZAC-07062009-NO COMMENTS



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

4102095026

Beverley K. Swaim-Staley, Acting Secretary Neil J. Pedersen, Administrator

Maryland Department of Transportation

Date: JULY 6, 2009

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 - 0331-A 208 BENTLEY RD

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. 2005-0331-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).

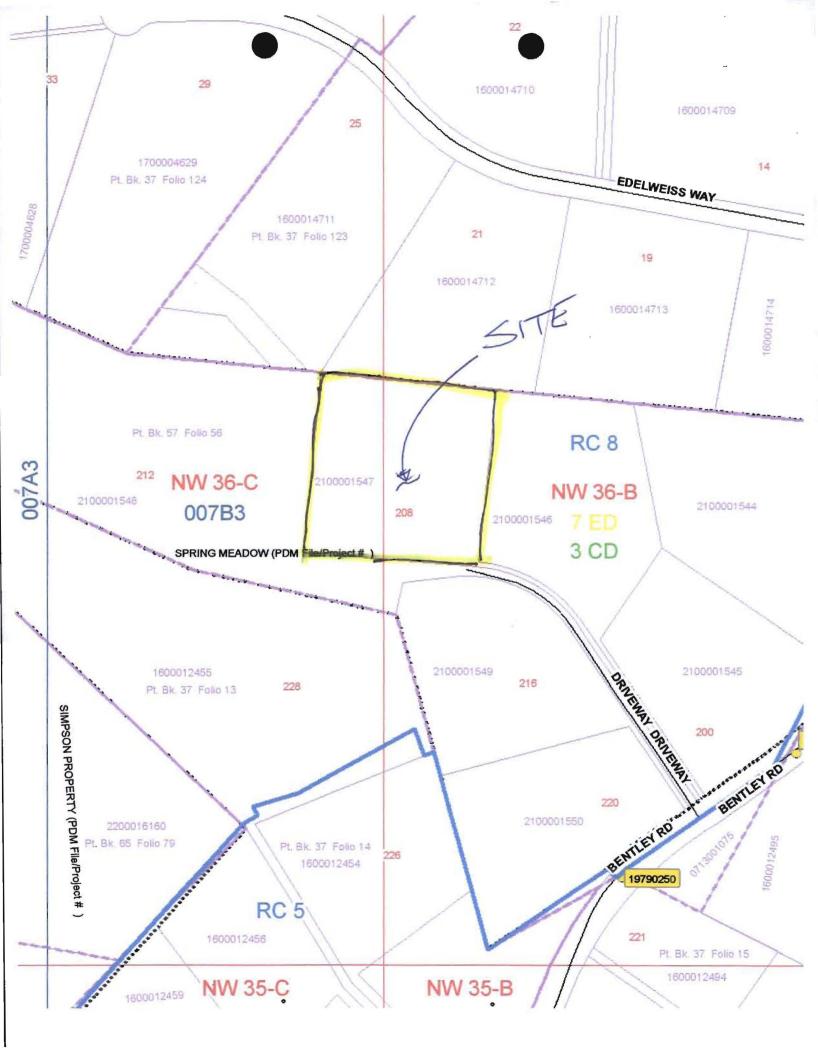
Very truly yours,

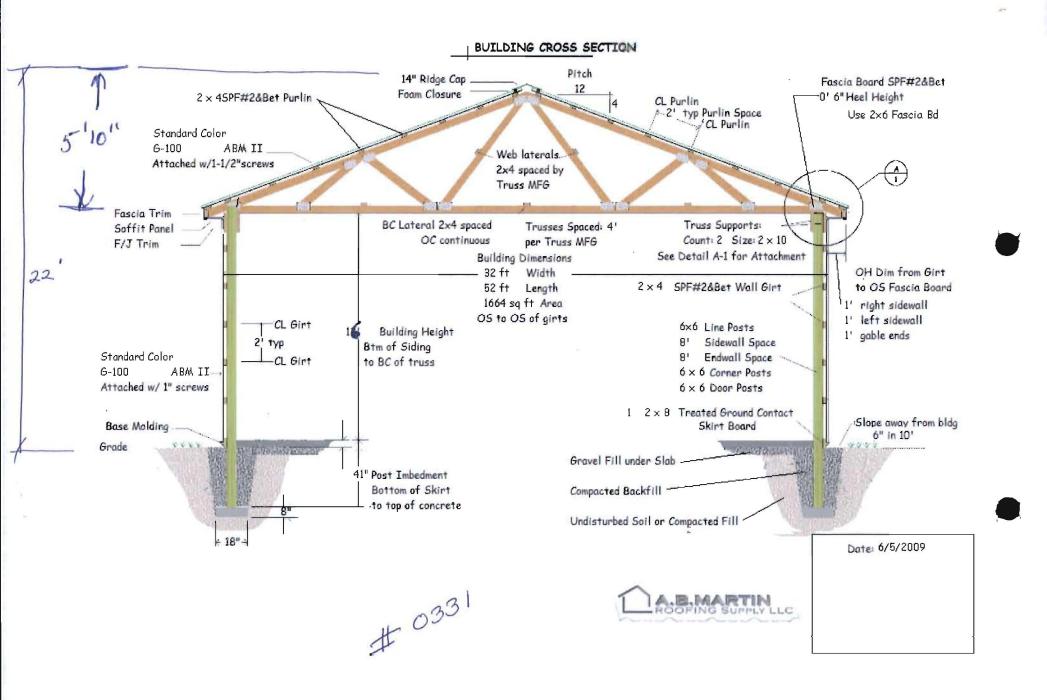
Steven D. Foster, Chief

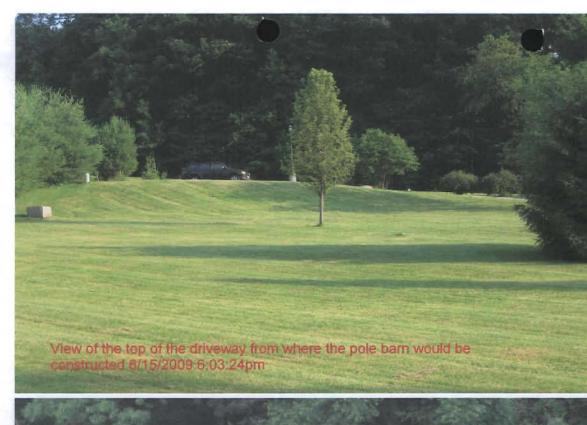
Engineering Access Permits

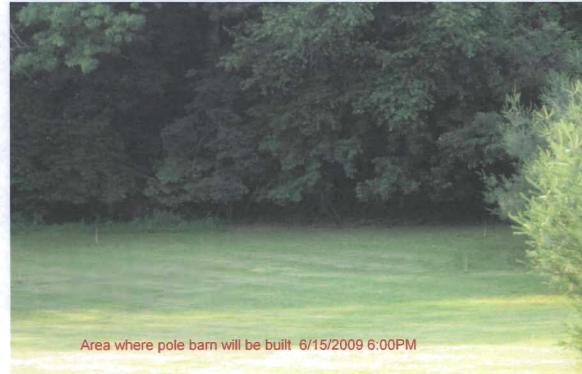
Division

SDF/MB

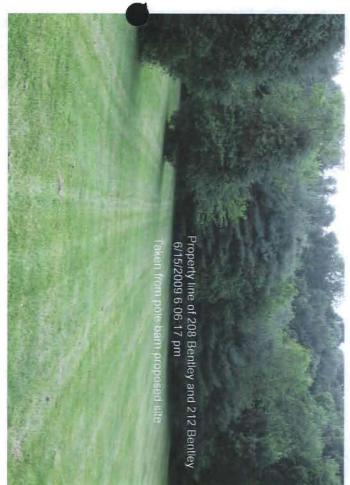


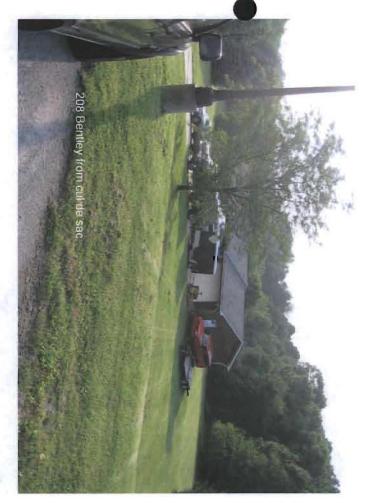


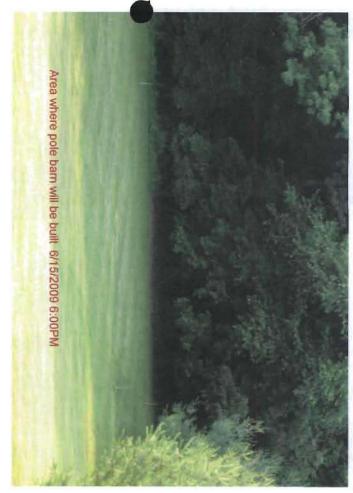




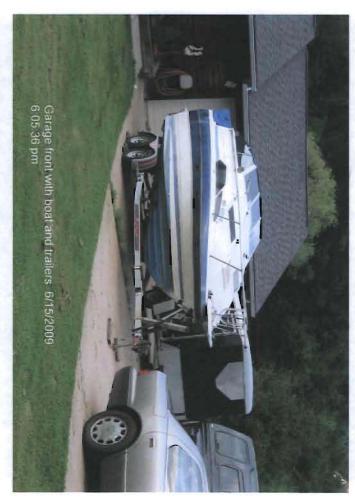


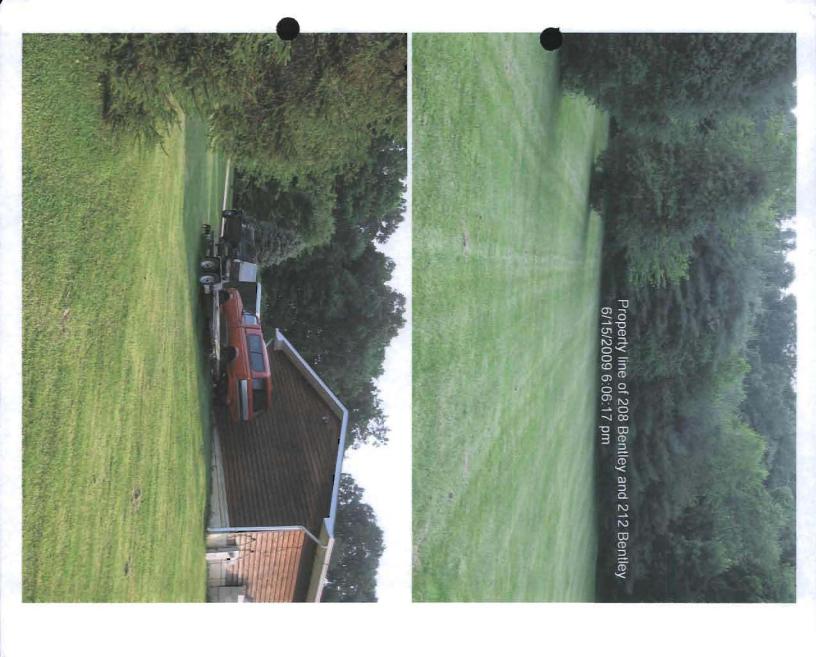










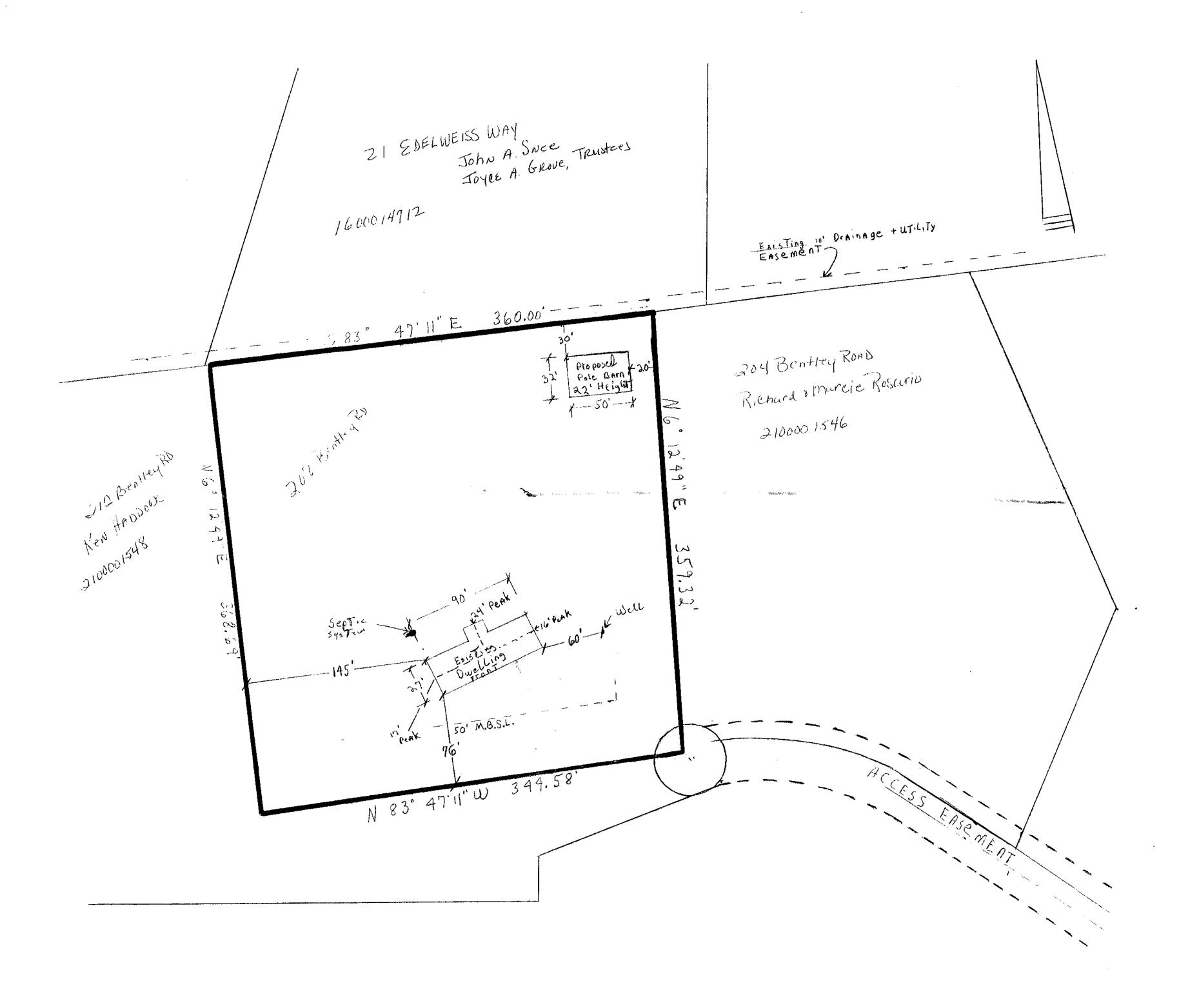






Petition Vou Administrative Vaviance

Property Address: 208 British Rd Subdivision Name: Spring Meadow Owner: Robert and Gail Vogel



VICINITY Scola	MAPP 11. 1000					
LOCATION IN						
ELECTION DISTRICT						
COUNCILMANIC DISTR						
1"=200' SCALE MAP # 00 7 8 3						
ZONING RC-8						
LOT SIZE 3,202 ACREAGE	134 4 79 12 SOUARE FEET					
	LIC PRIVATE					
	, 6					
WATER	J 123 YES NO					
CHESAPEAKE BAY CRITICAL AREA						
100 YEAR FLOOD PL	AIN [] NIA					
HISTORIC PROPERTY, BUILDING	/ 口 🕸					
PRIOR ZONING HEARI	•					
ZONING OFFICE						
JF 103	3/					