IN RE: PETITION FOR ADMIN. VARIANCE

NW side of Prince William Court; 235 feet NW of Rawling Well Drive 1st Election District 1st Councilmanic District (7 Prince William Court)

Vishwanath R. and Sulalitha V. Shetty *Petitioners*

- * BEFORE THE
- * DEPUTY ZONING
- * COMMISSIONER
- FOR BALTIMORE COUNTY
- * Case No. 2010-0288-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, Vishwanath R. and Sulalitha V. Shetty for property located at 7 Prince William Court. The variance request is from Sections 103.1 and 1B02.3.B (Sections 208.2 and 208.3, 1963 Zoning Regulations) of the Baltimore County Zoning Regulations (B.C.Z.R.) to permit a proposed dwelling addition with a front yard setback of 14 feet, a side yard setback of 7 feet, and a sum of side yard setbacks of 18 feet, respectively, in lieu of the minimum required 30 feet, 10 feet and 25 feet, respectively. The subject property and requested relief are more particularly described on Petitioners' Exhibit No. 1. Petitioners' kitchen measures only 10 feet x 12 feet which is too small for the family of five. They wish to enlarge the kitchen by enclosing the existing carport. Petitioners live on a cul-de-sac and the property is an irregular pie shape. None of the neighbors expressed any opposition to the proposed 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.

ORDER RECEIVED FOR FILING							
Date	5.20.10						
Ву	W6						

The Petitioners having filed a Petition for Administrative Variance and the subject property having been posted on May 2, 2010 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 day of May, 2010 that a variance from Sections 103.1 and 1B02.3.B (Sections 208.2 and 208.3, 1963 Zoning Regulations) of the Baltimore County Zoning Regulations (B.C.Z.R.) to permit a proposed dwelling addition with a front yard setback of 14 feet, a side yard setback of 7 feet, and a sum of side yard setbacks of 18 feet, respectively, in lieu of the minimum required 30 feet, 10 feet and 25 feet, respectively is hereby GRANTED, subject to the following:

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.

Date	5.20.10	
Ву	m	2
J		

ORDER RECEIVED FOR FILING

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

Date_____5.30.10

By______



JAMES T. SMITH, JR. County Executive

THOMAS H. BOSTWICK Deputy Zoning Commissioner

May 20, 2010

VISHWANATH R. AND SULALITHA V. SHETTY 7 PRINCE WILLIAM COURT CATONSVILLE MD 21228

Re: Petition for Administrative Variance

Case No. 2010-0288-A

Property: 7 Prince William Court

Dear Vishwanath R. and Sulalitha V. Shetty:

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. BÓSTWICK

Deputy Zoning Commissioner

for Baltimore County

THB:pz

Enclosure



REV 10/25/01

Petition for Administrative Variance

to the Zoning Commissioner of Baltimore County

for the property located at	7	PRINCE	-	WILL	IAM C	T
		presently zone				
					- 1	

	hich is described in the description and plat attached hereto and
made a part nereor, nereby petition for a Variance from Se	which is described in the description and plat attached hereto and ection(s) 103, 1 and 1802.3, B, BCZR (Section 208)
and 208,3, 1963 Zonina Regulations), to	permit a proposed dwelling addition with ide yard setback of 7 feet, and a sum of ectively, in lieu of the minimum required
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30 feet, 10 feet and 25 feet, resp	ectively.
of the zoning regulations of Baltimore County, to the zonin of this petition form.	g law of Baltimore County, for the reasons indicated on the back
of this petition form.	and the state of t
Property is to be posted and advertised as prescribed by the I, or we, agree to pay expenses of above Variance, advertising, regulations and restrictions of Baltimore County adopted pursual	posting, etc. and further agree to and are to be bounded by the zoning
married -th morning	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):
Contract r dronasen/Lessee.	D Curani
Name - Type or Print	VISHWANATH K. SHETTY
Name - Type of Pfint	X Marin
Signature	Gionature
Address Telephone No.	SULALITHA V. SHETTY
	x sv shetty
City State Zip Code	Signature On valer later on the
Attorney For Petitioner:	Address WILLIAM CO
G	CATONSVILLE MD 21228
Name - Type or Print	City State Zip Code
Smeather	Representative to be Contacted:
Name - Type or Print Signature ORDER RECEIVED FOR FILING Company	As above
1VI)	Name
Address Telephone No.	4/0744743 Address Telephone No.
	Addiess Telephone No.
City State Zip Code	City State Zip Code
A Public Hearing having been formally demanded and/or found to	be required, it is ordered by the Zoning Commissioner of Baltimore County.
regulations of Baltimore County and that the property be reposted.	of this petition be set for a public hearing, advertised, as required by the zoning
The state of the s	
	Zoning Commissioner of Baltimore County
7010 M288-1	1110 10/2-1000

Affidavit in Support of Administrative Variance

The undersigned hereby affirms under the per follows: That the information herein given is v competent to testify thereto in the event that a pu	vithin the per blic hearing	sonal knowledge scheduled in the	of the Affiant(s future with regard) and that Affiant(s	nty, as) is/are
That the Affiant(s) does/do presently reside at	Address	me un	liam Co		
	Ca	tansille	MD	21228	ip Code
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That the Affiant(s) acknowledge(s) that if a for advertising fee and may be required to provide ac	ditional infor	nation.	will be require	to pay a reposti	ng and
Marsen		XSV	Shelty		
VISHWANATH R. SHETTY	5	Signature Sula	litha V	Shitty	
Name - Type or Print	1	Name - Type or Pr			
STATE OF MARYLAND, COUNTY OF BALTIMO		0	IBV BOS		
of Maryland, in and for the County aforesaid, pers	conally appea	red , 2010	, before me, a	Notary Public of th	e State
Vishwareth Setty A	Sula	Hha St	atry	·Clar	
the Affiant(s) herein, personally known or satisfac	torily identifie	d to me as such A	ffiant(s).		
AS WITNESS my hand and Notarial Seal		2000		-10	
	Nota	ry Public	2		

TRACY B. HOEF

NOTARY PUBLIC STATE OF MARYLAND
My Commission Expires January 24, 2012

Zoning Description

Beginning at a point on th north west side of 7 Prince William CT which is

Zoning description for 7 Prince William CT

50' wide at the distance 235' (+/-) of the centerline of the nearest interscecting

Street, Rawling Well DR which is wide being lot # 28 and block # section's

Plat 1 In the subdivision of Woodbridge Valley as recorded in Baltimore county

Plat book #35 and Folio # 60 containing 10500 sq feet (+/-) also know as

7 Prince William CT and located in th 1 st election District and

1st councilmanic District.

BALTIMORE COUNTY DEPARTMENT OF PERMITS AND DEVELOPMENT MANAGEMENT ZONING REVIEW

ADMINISTRATIVE VARIANCE INFORMATION SHEET AND DATES

Case Number 2010- 0288 -A Address 7 Prince William Ct.
Contact Person: Jeffrey Perlow Phone Number: 410-887-3391 Planner, Please Print Your Name Filing Date: 410-887-3391 Closing Date: 5/17/20/0
Filing Date: 4/20/2010 Posting Date: 5/2/2010 Closing Date: 5/17/2010
Any contact made with this office regarding the status of the administrative variance should be through the contact person (planner) using the case number.
POSTING/COST: The petitioner must use one of the sign posters on the approved list (on the reverse side of this form) and the petitioner is responsible for all printing/posting costs. Any reposting must be done only by one of the sign posters on the approved list and the petitioner is again responsible for all associated costs. The zoning notice sign must be visible on the property on or before the posting date noted above. It should remain there through the closing date.
DEADLINE: The closing date is the deadline for an occupant or owner within 1,000 feet to file a formal request for a public hearing. Please understand that even if there is no formal request for a public hearing, the process is not complete on the closing date.
ORDER: After the closing date, the file will be reviewed by the zoning or deputy zoning commissioner. He may: (a) grant the requested relief; (b) deny the requested relief; or (c) order that the matter be set in for a public hearing. You will receive written notification, 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 2010- 0288 -A Address 7 Prince William Ct.
Petitioner's Name Shetty Telephone 410-744-7438
Posting Date: 5/2/2010 Closing Date: 5/17/2010
Nording for Sign: To Permit a proposed dwelling addition with a front yard set back
of 14 feet, side yard setback of 7 feet and sum of side yard setbacks
of 18 teet, respectively, in lieu of the minimum required 30 teet, 10 te
and 25 teet, respectively Revised 8/20/09

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CERTIFICATE OF POSTING

	RE Case No 2010-0288
	Petitioner/Developer_SHETTY
	Date Of Hearing/Closing 5/17/10
Permits and De County Office B	ty Department of velopment Management suilding,Room 111 apeake Avenue
Attention:	
Ladies and Gent	tlemen
sign(s) required	by law were posted conspicuously on the property TRINGE WILLIAM CT.
This sign(s) were	Month, Day, Year
	Sincerely. Signature of Sign Poster and Date
	Martin Ogle 60 Chelmsford Court
	Baltimore, Md, 21220
	443-629-3411



JAMES T. SMITH, JR. County Executive

TIMOTHY M. KOTROCO, Director

Department of Permits and

Development Management

May 17, 2010

Vishwanath & Sulalitha Shetty 7 Prince William Ct. Catonsville, MD 21228

Dear: Vishwanath & Sulalitha Shetty

RE: Case Number 2010-0288-A, 7 Prince William 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 20, 2010. 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

U. Cul Ribal D

W. Carl Richards, Jr. Supervisor, Zoning Review

WCR:lnw

Enclosures

c: People's Counsel

BALTIMORE COUNTY, MARYLAND

INTEROFFICE CORRESPONDENCE

DATE: April 29, 2010

TO:

Timothy M. Kotroco, Director

Department of Permits & Development Management

FROM:

Dennis A. Kennedy, Supervisor Bureau of Development Plans

Review

SUBJECT:

Zoning Advisory Committee Meeting

For May 10, 2010

Item Nos. 2010-283, 284, 285, 286

288 and 289

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

DAK:CEN:elm

cc: File

G:\DevPlanRev\ZAC -No Comments\ZAC-05102010 -NO COMMENTS.doc



JAMES T. SMITH, JR. County Executive

JOHN J. HOHMAN, Chief Fire Department

County Office Building, Room 111 Mail Stop #1105 111 West Chesapeake Avenue Towson, Maryland 21204 March 8,2010

ATTENTION: Zoning Review Planners

Distribution Meeting Of: April 26th , 2010

Item Numbers: 0282,0283,0284,0285,0286,0287,0288 and 0289

Pursuant to your request, the referenced plan(s) have been reviewed by this Bureau and the comments below are applicable and required to be corrected or incorporated into the final plans for the property.

1. The Fire Marshal's Office has no comments at this time.

Lieutenant Roland P Bosley Jr. Fire Marshal's Office 410-887-4881 (C)443-829-2946 MS-1102F

cc: File

State Highway
Administration

Martin O'Malley, Governor : Anthony G. Brown, Lt. Governor Beverley K. Swaim-Staley, Secretary Neil J. Pedersen, Administrator

MARYLAND DEPARTMENT OF TRANSPORTATION

Date: 4/27/2010

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

RE:

Baltimore County

Item No. 2010-0288-A

7 PRINCE WILLIAM CT

SHETTY PROPERTY

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. 2010 - . 0288-A.

Should you have any questions regarding this matter, please contact Michael Bailey at 410-545-5593 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

BALTIMORE COUNTY, MARYLAND

INTER-OFFICE CORRESPONDENCE

TO:

Timothy M. Kotroco, Director

Department of Permits and Development Management

DATE: May 11, 2010

RECEIVED

FROM:

Arnold F. 'Pat' Keller, III

Director, Office of Planning

MAY 1 4 2010

ZONING COMMISSIONER

SUBJECT: Zoning Advisory Petition(s): Case(s) 10-288- 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 Dennis Wertz in the Office of Planning at 410-887-3480.

Prepared By:

CM/LL

AV 5-17-10

BALTIMORE COUNTY, MARYLAND

Inter-Office Correspondence



RECEIVED

JUN 09 2010

ZONING COMMISSIONER

TO:

Timothy M. Kotroco

FROM:

Dave Lykens, DEPRM - Development Coordination

DATE:

June 9, 2010

SUBJECT:

Zoning Item # 10-288-A

Loining Item # 10-2

Address

7 Prince William Court

(Shetty Property)

Zoning Advisory Committee Meeting of April 26, 2010.

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

Reviewer:

JWL

Date: 6/9/10



Maryland Department of Assessments and Taxation BALTIMORE COUNTY
Real Property Data Search (2007 vw5.1d)

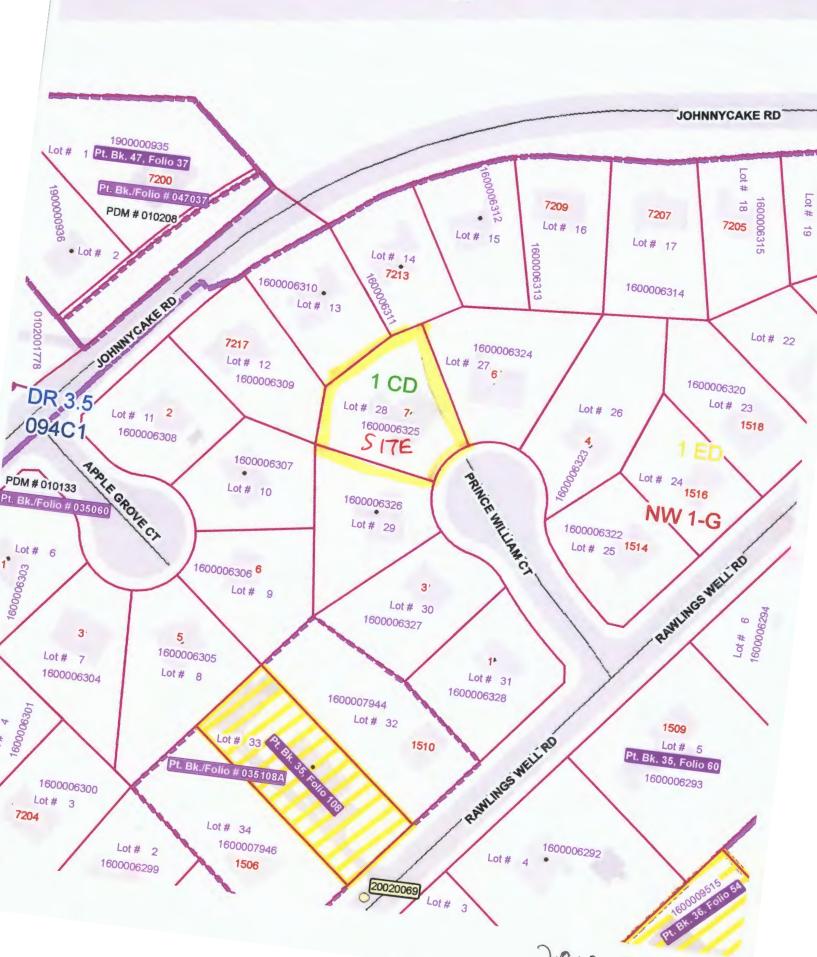
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	PLAT TO ACCOMPANY PETITION FOR ZONING ZIVARIANC PROPERTY ADDRESS 7 PRINCE WILLIAM CT SEE PAGES 5 8 6 OF THE CHECKLIST F	E SPECIAL HEARING
	SUBDIVISION NAME WOODBRIDGE VALLEY	OR ADDITIONAL REQUIRED INFORMATION
	PLAT BOOK # 35 FOLIO # 60 LOT # 28 SECTION # 4 PLAT / BLOCK X	The state of the s
	OWNER_ VISHWANATH & SULALITHA SHETTY	
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	NORTH	ZONING OFFICE USE ONLY REVIEWED BY ITEM # CASE #
Wall coase the are	PREPARED BY Vishwanath R. Shetty SCALE OF DRAWING: 1" = 30'	2010- 0288-A