IN RE: PETITION FOR ADMIN. VARIANCE

S side of Long Knoll Way, 1460 feet S of the c/l of Longfield Drive 11th Election District 3rd Councilmanic District

(21 Longknoll Way)

Alexander and Jessica Hafer

Petitioners

BEFORE THE

DEPUTY ZONING

COMMISSIONER

FOR BALTIMORE COUNTY

Case No. 2010-0351-A

FINDINGS OF FACT AND CONCLUSIONS OF LAW

This matter comes before this Deputy Zoning Commissioner for consideration of a Petition for Administrative Variance filed by Alexander and Jessica Hafer, the legal property owners, for property located at 21 Longknoll Way. The Variance request is from Sections 400.1 and 400.3 of the Baltimore County Zoning Regulations ("B.C.Z.R.") to permit a proposed detached accessory structure (garage) to be located in the side yard of the dwelling with a height of 35 feet in lieu of the required rear yard and maximum allowed 15 feet, and to amend the Final Development Plan of Longfield Estates, Lot 22 only. The subject property and requested relief are more particularly described on the site plan that was marked and accepted into evidence as Petitioners' Exhibit 1.

This matter was originally filed as an Administrative Variance, with a closing date of July 12, 2010. On July 12, 2010, John Mulcahy, residing at 20 Longknoll Way, filed a Formal Demand for Hearing. The hearing was subsequently scheduled for Wednesday, August 11, 2010 at 11:00 AM in Room 104 of the Jefferson Building, 105 West Chesapeake Avenue, Towson, Maryland. In addition, a sign was posted at the property on July 27, 2010 and an advertisement was timely published in *The Jeffersonian* newspaper, giving neighbors and interested citizens notice of the hearing.

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Appearing at the public hearing in support of the requested relief was Petitioner Jessica Hafer. Also appearing in support of the requested relief was Wayne Huller with Remodel Max, Petitioners' builder. Although nearby neighbor John Mulcahy filed the formal demand for hearing, Mr. Mulcahy did not appear, nor were there any Protestants or other interested persons in attendance at the hearing.

Testimony and evidence offered revealed that the subject property is irregular-shaped and consists of approximately 2.46 acres, more or less, zoned R.C.5. As shown on the record plat that was marked and accepted into evidence as Petitioners' Exhibit 2 and recorded in 1991, the property is located at the southern terminus of Longknoll Way, west of Belair Road in the Longfield Estates subdivision, in the Kingsville area of Baltimore County. The property is improved with a two-story single family dwelling that is depicted in photographs that were marked and accepted into evidence as Petitioners' Exhibits 3A through 3C. According to tax records, the dwelling was constructed in 1998 and contains approximately 5,000 square feet, including an attached side loading three car garage. As indicated in the Affidavit that accompanied the Petition and in testimony at the hearing, Ms. Hafer explained that Petitioners desire to construct a detached garage accessory structure to provide additional storage that is needed for the family. As shown on the site plan, the proposed 28 foot by 28 foot two-story detached garage would be front loading and be located at the end of the existing parking pad, diagonal to the existing attached garage.

In support of the requested variance relief, Ms. Hafer and Mr. Huller indicated that the extreme unusual shape of the property as well as the topography are features that drive the need for variance relief. As shown in the photographs of the property that were marked and accepted into evidence as Petitioners' Exhibits 4A through 4Q, the slope of the property drops off

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significantly from its frontage on Longknoll Way toward the rear of the property. In fact, the slope is so pronounced that Petitioners have had to specially landscape the front yard with rows of shrubs and rocks to function as a type of rip-rap in order to keep the front yard intact. The photographs also show significant slopes leading down to the rear of the property. The existence and location of the septic reserve area in the rear of the property also limits placement options of the detached garage in the required rear yard. In addition, Ms. Hafer stated that the proposed location of the garage also makes the most logistical sense, since it would be located on the same side of the home as the existing garage and would provide a natural end and drive-in point from the existing parking pad. Mr. Huller also indicated that, in addition to fulfilling Petitioners' storage needs, the requested garage height of 35 feet is necessary in order to give the structure a consistent appearance with the roof height and lines of the existing home. The goal is to have the new garage fit in aesthetically with the existing home and, as shown on the elevation drawings that were marked and accepted into evidence as Petitioners' Exhibit 5, the proposed architectural design of the garage and materials will do just that.

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 June 29, 2010 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 garage should be compatible with the architecture and materials of the existing dwelling. Submit building elevations to the Office of Planning for review and approval prior to the application for building permit.

After considering the testimony and evidence presented, I am persuaded to grant the request for variance relief. There is certainly adequate visual evidence that the subject property

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is peculiar, unusual and unique in accordance with Section 307.1 of the B.C.Z.R. Factors such as the subject property's location at the terminus of a court, its exaggerated anomalous shape, as well as the significantly steep slopes, serve as special circumstances or conditions that combine to render the property unique in a zoning sense. Further, I find that strict compliance with the Zoning Regulations would create a hardship that would result in a denial of a reasonable and beneficial use of the property. *See, Belvoir Farms v. North* 355 Md. 259 (1999). Moreover, I find no evidence that granting the variance relief would adversely impact the surrounding community. Accordingly, I also find this variance request can be granted in strict harmony with the spirit and intent of the Zoning Regulations, and in such a manner as to grant relief without injury to the public health, safety and general welfare.

I am, however, concerned about the size and particularly the height of the accessory structure, and the future possibility that the second floor of the garage might be utilized as a living area and, hence, constitute a separate dwelling on the property. Indeed, peoples' needs and desires in terms of future uses for their property often change or evolve over time, and sometimes those needs and desires change from one property owner to another. The Zoning Commissioner or Deputy Zoning Commissioner is empowered to impose restrictions upon the granting of any relief pursuant to Section 32-2-301(c) of the Baltimore County Code in order to meet the spirit and intent of the Zoning Regulations and for the protection of the surrounding and neighboring properties. In light of my concerns and the potential for abuse in the future, a number of restrictions are appropriate here and are set forth as conditions to the granting of the variance relief.

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

THEREFORE, IT IS ORDERED by the Deputy Zoning Commissioner for Baltimore County, this ______ day of September, 2010, that the Administrative Variance request from Sections 400.1 and 400.3 of the Baltimore County Zoning Regulations ("B.C.Z.R.") to permit a proposed detached accessory structure (garage) to be located in the side yard of the dwelling with a height of 35 feet in lieu of the required rear yard and maximum allowed 15 feet, and to amend the Final Development Plan of Longfield Estates, Lot 22 only, be and are hereby GRANTED, subject to the following which are conditions precedent to the relief granted herein:

- 1. 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, Petitioners would be required to return, and be responsible for returning, said property to its original condition.
- 2. The detached garage accessory structure shall be compatible with the architecture and materials of the existing dwelling. Petitioners shall submit building elevations to the Office of Planning for review and approval prior to the application for building permit.
- 3. 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.
- 4. The accessory structure shall not be used for commercial purposes.
- 5. It is expressly agreed and understood by Petitioners that the subject two-story garage accessory structure shall indeed be built and utilized as an accessory building or structure as that term is defined in Section 101 of the B.C.Z.R. The accessory structure shown on Petitioners' Exhibit 1 site plan and Exhibit 5 elevation drawings shall be limited to uses incident and subordinate to the residential use of the property and the existing single-family dwelling thereon.
- 6. When applying for a building permit, the site plan filed must reference this case and set forth and address the conditions and restrictions of this Order.

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- 7. To assure the current and future use of the subject property, Petitioners will, within sixty (60) days of the date hereof, record in the Land Records of Baltimore County a Covenant to the Deed for their property (in the form attached) expressly conditioning the use of the property. To assure compliance with this condition, a copy of the fully executed and recorded Covenant to the Deed shall be submitted to the Office of the Zoning Commissioner within thirty (30) days following the expiration of the sixty (60) day recording requirement. Failure to do so shall render the relief granted herein null and void.
- 8. Said Covenant shall contain the proviso that the subject two-story garage accessory structure shown on Petitioners' Exhibit 1 site plan and Exhibit 5 elevations drawings shall be limited to uses incident and subordinate to the residential use of the property and the existing single-family dwelling thereon, and shall not be converted to a dwelling unit or apartment, shall not contain any sleeping quarters, living area, kitchen or bathroom facilities, and shall not be used for any commercial purposes.
- 9. The decision in this case is not a legal precedent that may be cited as such in any other zoning case involving a residential garage accessory structure.
- 10. Upon request and reasonable notice, the Petitioners shall permit a representative of the Baltimore County Division of Code Inspections and Enforcement to make periodic inspections of the subject property to ensure compliance with this Order.

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

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THB:pz

ORDER RECEIVED FOR FILING

Date______By____

COVENANT TO THE DEED

Whereas, in a Petition for Administrative Variance before the Deputy Zoning Commissioner for Baltimore County, Case No. 2010-0351-A, Alexander and Jessica Hafer, the Petitioners, requested an Administrative Variance to permit a detached accessory structure (garage) to be located in the side yard of the dwelling with a height of 35 feet in lieu of the required rear yard and maximum allowed 15 feet. The Deputy Zoning Commissioner, by Order dated the 2nd day of September, 2010, granted the Administrative Variance, providing the following Covenant be added to their Deed, which Deed was recorded in the Land Records of Baltimore County, at Liber _____, Folio _____. Alexander and Jessica Hafer, and subsequent owners, hereby covenant that the accessory structure shall 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 any commercial purposes. It is expressly agreed and understood by Petitioners that the subject two-story garage accessory structure shall indeed be built and utilized as an accessory building or structure as that term is defined in Section 101 of the Baltimore County Zoning Regulations. The accessory structure shown on Petitioners' Exhibit 1 site plan and Exhibit 5 elevation drawings shall be limited xisting ned in single-f the Ord

| structure shown | on Pennoners | EXHIBIT I SIG | pian and E | Amon 5 elevan | ion drawing | 33 31 |
|------------------|-------------------|-----------------|---------------|-----------------|--------------|-------|
| limited to uses | incident and sub | oordinate to th | e residential | use of the proj | perty and th | ne e |
| single-family d | welling thereon. | Said property | is subject to | all terms and c | onditions co | ontai |
| the Order issued | d in Case No. 201 | 10-0351-A. | | | | |
| As witne | ess our hands and | d seals this | day | of | , 20 | 010. |
| | | | | | | |
| Alexand | ler Hafer | | (SEAL) | | | |
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| | | (SEAL) | | |
|--|--|--|---|--|
| Jessica Hafer | | | | |
| State of Maryland) | | | | |
| County of Baltimore) |) wit | | | |
| I HEREBY CER' before me a Notary Publ appeared Alexander and whose names are subscribance for the purposes the | ic of the State of M Jessica Hafer, know bed to the within ins | aryland, in a n to me or sa trument, and | nd for Baltimo tisfactorily pro acknowledge t | ven to be the person hat they executed the |
| IN WITNESS WE | IEREOF, I hereunto | set my hand a | nd Notarial Sea | ıl: |
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JAMES T. SMITH, JR. County Executive

THOMAS H. BOSTWICK Deputy Zoning Commissioner

September 2, 2010

ALEXANDER AND JESSICA HAFER 21 LONGKNOLL WAY KINGSVILLE MD 21087

Re: Petition for Administrative Variance

Case No. 2010-0351-A Property: 21 Longknoll Way

Dear Mr. and Mrs. Hafer:

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

Wayne Huller, Jr., 1152 Walters Mill Road, Forest Hill MD 21050 John Mulcahy, 20 Longknoll Way, Kingsville MD 21087



JAMES T. SMITH, JR. County Executive

TIMOTHY M. KOTROCO, Director
Department of Permits and
July 20ew 20 mont Management

Alexander Hafer Jessica Hafer 21 Longknoll Way Kingsville, MD 21087

Dear Mr. & Mrs. Hafer:

RE: Demand for Public Hearing, Administrative Variance, Case Number: 2010-0351-A

The purpose of this letter is to officially notify you that your administrative posting procedure has been superceded by a timely public hearing demand requiring a public hearing concerning the above proposed administrative procedure.

The hearing has been scheduled, and the notice of public hearing indicating the date, time and location of the hearing is enclosed. This notice will also contain the date that the sign must be reposted with the hearing information.

The property must be reposted with the hearing date, time and location. This notification will be published in the Jeffersonian and you will be billed directly by Patuxent Publishing for this.

If you need any further explanation or additional information, please feel free to contact David Duvall at 410-887-3391.

Very truly yours,

N. Carl Richa

W. Carl Richards, Jr. Supervisor Zoning Review

WCR:kl

C: Mr.Wayne Huller, Jr., 1153 Walters Mill Road, Forest Hill 21050 John Mulcahy, 20 Longknoll Way, Kingsville 21087

Roberts



FORMAL DEMAND FOR HEARING

| CASE NUMBER: 2010-0351-A |
|--|
| Address: 21 Longknoll Way |
| Petitioner(s): John Muteatry Alex Hafer |
| TO THE ZONING COMMISSIONER OF BALTIMORE COUNTY: |
| IWe John Mulcahy Name - Type or Print |
| Legal Owner OR () Resident of |
| 20 Long Knoll Way |
| Kingsville MD 21087 |
| City State Zip Code |
| 410 598 1557 |
| Telephone Number |
| which is located approximately (Adjacen) feet from the property, which is the subject of the above petition, do hereby formally demand that a public hearing be set in this matter. ATTACHED IS THE REQUIRED PROCESSING FEE FOR THIS |
| DEMAND. |
| Signature Mulandy 7-12-2010 |
| |
| Signature Date Revised 9/18/98 - wcr/scj |
| Receipt # 56839 |



Petition for Administrative Variance

to the Zoning Commissioner of Baltimore County

for the property located at 21 Long Knoll Way which is presently zoned RC5

| arman(a) of the manager situate in Deltimana County and | which is described in the description and plat attached hereto and section(s) Hool + 400.3 - to permit a proposed |
|--|--|
| detached accessory structure (garage) to with a height of 35 feet in lieu of 15: and to amend the Final Develop | be located on the side of the dwelling the required rear and maximum allowed ment Plan of Longfield Estates, lot 22 |
| only | ing law of Baltimore County, for the reasons indicated on the back |
| Property is to be posted and advertised as prescribed by I, or we, agree to pay expenses of above Variance, advertising regulations and restrictions of Baltimore County adopted pursu | , posting, 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): |

| | is the subject of this Petition. |
|---|---|
| Contract Purchaser/Lessee: | Legal Owner(s): |
| | Alexander Hater |
| Name - Type or Print | Name - Type of Print |
| Signature | Signature Hater |
| Address Telephone No. | Name - Type or Print |
| City State Zip Code | Signature |
| Attorney For Petitioner: | 21 Long Knoll Way (410) 330-8 |
| | Address Telephone No. Kingsville UD 21057 |
| Name - Type or Print | City State Zip Code |
| OR FILING | Representative to be Contacted: |
| Signature Company Address RECEIVED FOR FILING Telephone No. | Wayne Huller Jr. |
| Company ORDER REG Q. J. 10 | 1153 Watter's Mill Rd. 410)215.4356 |
| Address Telephone No. | FOREST HILL MD. Telephone No. 21050 |
| City State Zip Code | City State Zip Code |

regulations of Baltimore County and that the property be reposted.

| | Zoning Commissioner of Baltimore County |
|----------------------|---|
| CASE NO. 2010-0351-A | Reviewed By Date 6/14/10 |
| REV 10/25/01 | Estimated Posting Date 6/27/10 |

Affidavit in Support of Administrative Variance

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

Variance at the above address (indicate hardship or practical difficulty):

The undersigned hereby affirms under the penalties of perjury to the Zoning Commissioner of Baltimore County, as follows: That the information herein given is within the personal knowledge of the Affiant(s) and that Affiant(s) is/are competent to testify thereto in the event that a public hearing is scheduled in the future with regard thereto.

That based upon personal knowledge, the following are the facts upon which I/we base the request for an Administrative

| Existing | nome/property | setup. |
|---|--|--|
| | | |
| tilin . | | |
| | Ash Sta | |
| That the Affiant(s) ack advertising fee and may | nowledge(s) that if a forma be required to provide addit | I demand is filed, Affiant(s) will be required to pay a reposting and ional information. |
| Signature Name - Type or Print | OP HARD | Signature Jessica Hafer Name - Type or Print |
| | D, COUNTY OF BALTIMOR | |
| ALFR HAS | his 7th day of JUN the County aforesaid, person | ICA HAPER |
| the Affiant(s) herein, pe AS WITNESS my hand | 1 1 1 1 1 1 1 1 1 1 | ily identified to me as such Affiant(s). |
| | | Notary Public Montary |
| REV 10/25/01 | SEAN M. MODANNELL NOTARY PUBLIC STATE OF DELAWARE | My Commission Expires 06/13/13 |

Zoning Description for 21 Long knoll Way

Beginning at a point on the "South" side of Long Knoll Way which is 40 feet wide at the distance of 1460 feet + or - , South West of the centerline of the nearest improved intersecting street Longfield Drive which is 40 feet wide. Being Lot # 22, in the subdivision of Longfield Estates as recorded in Baltimore County Plat Book # 64, Folio# 95 containing 2.46 AC Also known as 21 Long Knoll Way and located in the 11th election district, 3rd councilman district.

Item #0351

BALTIMORE COUNTY DEPARTMENT OF PERMITS AND DE LOPMENT MANAGEMENT ZONING REVIEW

ADMINISTRATIVE VARIANCE INFORMATION SHEET AND DATES

| | ADIMITAL | | WALL IN ON | MINTE OF THE | ET AND DATES |
|-------------|---|---|---|---|---|
| Case N | Number 2010- | 0351 -A | Address | 21 Long | Knoll Way |
| | ct Person: | | Print Your Name | | none Number: 410-887-3391 |
| Filing | Date: <u>b/</u> | 1/10 | Posting Date: | 6/27/10 | Closing Date: 7/12/10 |
| Any co | ontact made h the contact p | with this office re person (planner) u | egarding the statusing the case nu | tus of the admin | istrative variance should be |
| | reverse side or reposting must is again response. | of this form) and at be done only by onsible for all ass | the petitioner is a contract of the sign sociated costs. The costs is the costs of | esponsible for all posters on the ap the zoning notice | is on the approved list (on the ll printing/posting costs. Any oproved list and the petitioner is sign must be visible on the nain there through the closing |
| | a formal requ | The closing date in uest for a public public hearing, the | hearing. Please | understand that | owner within 1,000 feet to file at even if there is no formal osing date. |
| | within 10 day whether the p | s of the closing | date if all Cour granted, denied, | nty agencies' coi | the zoning or deputy zoning by the requested relief; or (c) we written notification, usually mments are received, as to ic hearing. The order will be |
| | (whether due commissioner changed givin | to a neighbor's r), notification will ng notice of the he | formal request I be forwarded tearing date, time | or by order of to to you. The sign and location. As | It must go to a public hearing he zoning or deputy zoning on the property must be when the sign was originally ed sign must be forwarded to |
| *********** | | | (Detach Along Dotte | d Line) | |
| Petitio | ner: This Pa | rt of the Form is | for the Sign Pos | ter Only | |
| | | USE THE ADMI | NISTRATIVE VA | RIANCE SIGN FO | DRMAT |
| Case N | Number 2010- | 0351 -A | Address 2 | 1 Long Kn | oll Way |
| Petitio | ner's Name | Jessica Ha | fer | Tele | phone <u>4(0 330 8692</u> |
| Postin | g Date: | 6/27/10 | | losing Date: | 7/12/10 |
| Wordin | ng for Sign: _ | To Permit a pro | posed detach | ed accessory | structure (garage) |
| to 1 | ne located | on the side | of the dwel | ling with a | height of 35 feet in |
| lien | of the reg | uived rear | and maximum | allowed 15, | and to amend the |
| tinal | Developme | nt Plan of L | ongfield Est | ates, lot 22 | only |
| | | | | | Revised 8/20/09 |

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: |
|---|
| Petitioner: Alex or Justica Hafes |
| Address or Location: 21 Long Knoll Way |
| PLEASE FORWARD ADVERTISING BILL TO: Name: Alex or Jessica Hafer |
| Address: 21 Long Knoll Way Kingsville, MD. 21087 |
| Telephone Number: 410-330-8692 |

| | | | ID FINANC I RECEIPT | | Sub | Date: | 6/ | /_ | PER | PAHO RECEIPT SECTION ACTUAL TIME 6/1 OUR 6/14/2010 15:25:47 WOOD SERVICE TERM ME |
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PLEASE PRESS HARD!!!!

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:

identified herein as follows:
Case: # 2010-0351-A
21 Long Knoll Way
S/side of Long Knoll Way, 1460 feet +/- south of the centerline of Longfield Drive
11th Election District — 3rd Councilmanic District
Legal Owner(s): Alexander & Jessica Hafer
Variance: to permit a proposed detached accessory structure (garage) to be located in the side yard of the dwelling with a height of 35 feet in lieu of the required rear and maximum allowed 15, and to amend the Final Development Plan of Longfield Estates, lot 22 only.
Hearing: Wednesday, August 11, 2010 at 11:00 a.m. in Room 104, Jefferson Building, 105 West Chesapeake Avenue, Towson 21204.

WILLIAM J. WISEMAN, III Zoning Commissioner for Baltimore County

NOTES: (1) Hearings are Handicapped Accessible; for special accommodations Please Contact the Zonling Commissioner's Office at (410) 887-4386.

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

JT 7/848 July 27

CERTIFICATE OF PUBLICATION

| 7/29/, 20/0 |
|---|
| 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 7/27/,2010. |
| The Jeffersonian |
| ☐ Arbutus Times |
| ☐ Catonsville Times |
| ☐ Towson Times |
| Owings Mills Times |
| ☐ NE Booster/Reporter |
| ☐ North County News |
| |

LEGAL ADVERTISING

? Wilkingon

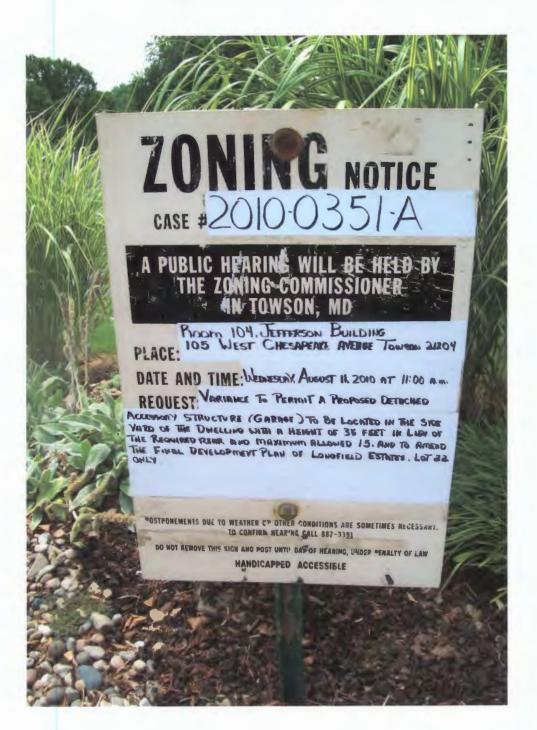
+-CERTIFICATE OF POSTING

2010-0351-A RE: Case No.: Petitioner/Developer: Jessica Hafer July 12 2010 Date of Hearing/Closing: __ **Baltimore County Department of** Permits and Development Management County Office Building, Room 111 111 West Chesapeake Avenue Towson, Maryland 21204 Attn: Kristin Matthews: 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: 21 Long Knoll Way June 27 2010 The sign(s) were posted on (Month, Day, Year) Sincerely, June 28 2010 (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)



+-CERTIFICATE OF POSTING

2010-0351-A RE: Case No.: Petitioner/Developer: Alexander & Jessica Hafer August 11 2010 Date of Hearing/Closing: __ **Baltimore County Department of** Permits and Development Management County Office Building, Room 111 111 West Chesapeake Avenue Towson, Maryland 21204 Attn: Kristin Matthews: 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: 21 Long Knoll Way July 27, 2010 The sign(s) were posted on (Month, Day, Year) Sincerely, July 28 2010 (Signature of Sign Poster) (Date) SSG Robert Black (Print Name) 1508 Leslie Road (Address) Dundalk, Maryland 21222 (City, State, Zip Code) (410) 282-7940



TO: PATUXENT PUBLISHING COMPANY Tuesday, July 27, 2010 Issue - Jeffersonian

Please forward billing to:

Mr. & Mrs. Alexander Hafer 21 Longknoll Way Kingsville, MD 21087 410-330-8692

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:

CASE NUMBER: 2010-0351-A

21 Long Knoll Way
S/side of Long Knoll Way, 1460 feet +/- south of the centerline of Longfield Drive

11th Election District – 3rd Councilmanic District

Legal Owners: Alexander & Jessica Hafer

Variance to permit a proposed detached accessory structure (garage) to be located in the side yard of the dwelling with a height of 35 feet in lieu of the required rear and maximum allowed 15, and to amend the Final Development Plan of Longfield Estates, lot 22 only.

Hearing: Wednesday, August 11, 2010 at 11:00 a.m. in Room 104, Jefferson Building,

105 West Chesapeake Avenue, Towson 21204

WILLIAM J. WISEMAN III
ZONING COMMISSIONER FOR BALTIMORE COUNTY

NOTES: (1) HEARINGS ARE HANDICAPPED ACCESSIBLE; FOR SPECIAL ACCOMODATIONS, PLEASE CONTACT THE ZONING COMMISSIONER'S OFFICE AT 410-887-4386.

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



JAMES T. SMITH, JR. County Executive

TIMOTHY M. KOTROCO, Director

Department of Permits and

July 22 10p 2011 Management

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:

CASE NUMBER: 2010-0351-A

21 Long Knoll Way

S/side of Long Knoll Way, 1460 feet +/- south of the centerline of Longfield Drive

11th Election District – 3rd Councilmanic District

Legal Owners: Alexander & Jessica Hafer

Variance to permit a proposed detached accessory structure (garage) to be located in the side yard of the dwelling with a height of 35 feet in lieu of the required rear and maximum allowed 15, and to amend the Final Development Plan of Longfield Estates, lot 22 only.

Hearing: Wednesday, August 11, 2010 at 11:00 a.m. in Room 104, Jefferson Building,

105 West Chesapeake Avenue, Towson 21204

Timothy Kotroco Director

TK:kl

C: Mr. & Mrs. Hafer, 21 Longknoll Way, Kingsville 21087 Wayne Huller, Jr. 1153 Walters Mill Road, Forest Hill 21050 John Mulcahy, 20 Longknoll Way, Kingsville 21087

NOTES: (1) THE PETITIONER MUST HAVE THE ZONING NOTICE SIGN POSTED BY AN APPROVED POSTER ON THE PROPERTY BY TUESDAY, JULY 27, 2010.

(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.



JAMES T. SMITH, JR. County Executive

TIMOTHY M. KOTROCO, Director

Department of Permits and

Development Management

August 4, 2010

Alexander & Jessica Hafer 21 Longknoll Way Kingsville, MD 21087

Dear: Alexander & Jessica Hafer

RE: Case Number 2010-0351-A, 21 Longknoll Way

The above referenced petition was accepted for processing **ONLY** by the Bureau of Zoning Review, Department of Permits and Development Management (PDM) on June 14, 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.

i. Call Robert

W. Carl Richards, Jr. Supervisor, Zoning Review

WCR:lnw

Enclosures

c: People's Counsel

Wayne Huller, Jr.; 1153 Walter's Mill Rd.; Forest Hill, MD 21050



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

MARYLAND DEPARTMENT OF TRANSPORTATION

Date: 6-24-2010

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

RE:

Baltimore County

Item No. 2010-0351-A

21 LONG KNOLL WAY HAFEZ PROPERTY ADMIN. VARIANCE

Dear Ms. Matthews:

Thank you for the opportunity to review your referral request on the subject of the above captioned. We have determined that the subject property does not access a State roadway and is not affected by any State Highway Administration projects. Therefore, based upon available information this office has no objection to Baltimore County Zoning Advisory Committee approval of Item No. 2010. -0351-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

DATE: June 29, 2010

Department of Permits and Development Management

FROM:

Arnold F. 'Pat' Keller, III

Director, Office of Planning

SUBJECT:

10-351 - Administrative Variance

The Office of Planning does not oppose the petitioner's request to permit an accessory structure (garage) with a height of 35 feet in lieu of the maximum permitted 15 feet provided the following conditions are met:

- 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.
- 3. The garage should be compatible with the architecture and materials of the existing dwelling.
- 4. Submit building elevations to the Office of Planning for review and approval prior to the application for building permit.

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

Prepared by:

AFK/LL: CM

BALTIMORE COUNTY, MARYLAND

INTEROFFICE CORRESPONDENCE

DATE: June 23, 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 July 5, 2010

Item Nos. 2010- 331, 345, 346, 347, 348, 349, 350, 351, 352, 353, 354,

and 355

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-07052010 -NO COMMENTS.doc



JAMES T. SMITH, JR. County Executive

JOHN J. HOHMAN, Chief Fire Department

June 21, 2010

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

ATTENTION: Zoning Review

Distribution Meeting of: June 21, 2010

Item No.: Administrative Variance: 2010-0331A, 2010-0345A - 0353A,

2010-0355A.

Special Hearing Variance: 2010-0354-SPHA

Pursuant to your request, the referenced plans have been reviewed by the Baltimore County Fire Marshal's Office and the comments below are applicable and required to be corrected or incorporated into the final plans for the listed properties.

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

Don W. Muddiman, Acting Lieutenant Baltimore County Fire Marshal's Office 700 E. Joppa Road, 3RD Floor Towson, Maryland 21286 410-887-4880 Mail Stop: 1102

cc: File

CHECKLIST

| Comment Received | <u>Department</u> | Support/Oppose/ Conditions/ No Comment |
|--|--|--|
| 6-23-10 | DEVELOPMENT PLANS REVIEW | nc |
| | DEPRM (if not received, date e-mail sent) | |
| 6-21-10 | FIRE DEPARTMENT | nc |
| 6-29-10 | PLANNING (if not received, date e-mail sent) | conditions |
| 6-24-10 | STATE HIGHWAY ADMINISTRATION | nc |
| Name of the last o | TRAFFIC ENGINEERING | · . |
| | COMMUNITY ASSOCIATION | _ |
| | ADJACENT PROPERTY OWNERS | formal demand |
| ZONING VIOLA | ΓΙΟΝ (Case No | |
| PRIOR ZONING | (Case No. | |
| NEWSPAPER AI | OVERTISEMENT Date: $\gamma - 27 - 10$ | |
| SIGN POSTING | Date: 7-27-10 | |
| PEOPLE'S COUN | ISEL APPEARANCE Yes No | |
| PEOPLE'S COUN | ISEL COMMENT LETTER Yes D No Z | |
| Comments, if any | · | |
| | · · · · · · · · · · · · · · · · · · · | |



Go Back View Map New Search

| | | | Ow | ner Inform | ation | | | | | |
|---|----------------|-------------------------------|-------------------------------|---|----------------------------------|--------------------|----------------------------|--|-----------------------|------------|
| Owner Name: HAFER ALEXAN HAFER JESSIC. Mailing Address: 21 LONGKNOL KINGSVILLE M | | A FARAH,TRUSTEES L WAY | | Use: Principal Residence: Deed Reference: | | | ice: | RESIDENTIAL YES 1) /16008/ 247 2) | | |
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| Tax Exempt: Exempt Class: | Exempt: NO | | | | Special Tax Recapture: * NONE * | | | | | |

PLEASE PRINT CLEARLY

CASE NAME

CASE NUMBER JOLO - 0351- A

DATE 8-11-10

PETITIONER'S SIGN-IN SHEET

| NAME . | ADDRESS | CITY, STATE, ZIP | E- MAIL |
|-----------------------------------|--|-------------------|-----------------------|
| JOSSICA HAPEN Wayne Huller Jr. | 21 Longknoll Way 1153 Walters Mill Ross | Kingsville MD 210 | Mayne Remodelmax. Net |
| > Remodel Max | | | |
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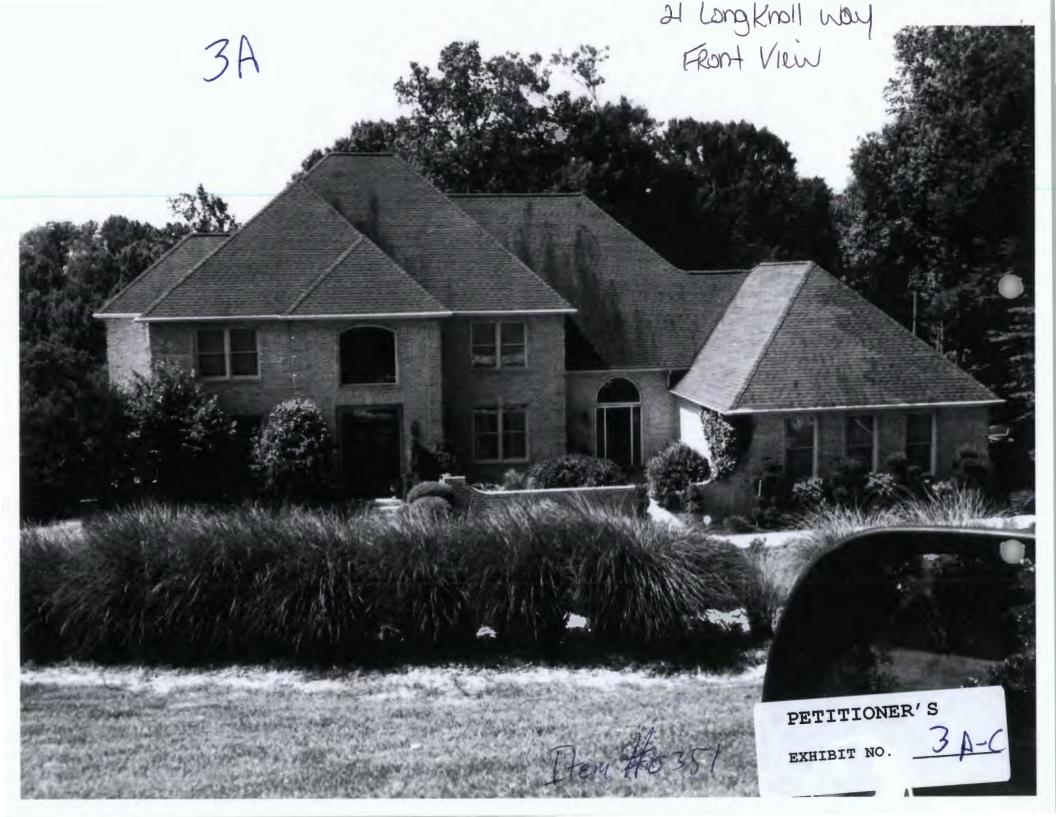
Case No.: 2010 - 0351-A

Exhibit Sheet

Petitioner/Developer

Protestant

| No. 1 | Site Plan | |
|--------------|---------------------------|--|
| No. 2 | Subdivision Plat | |
| No. 3 A-C | Photos of home | |
| No. 4 A-Q | Additional Photos of Home | |
| No. 5 | Elevation Drawings | |
| No. 6 | | |
| No. 7 | | |
| No. 8 | | |
| No. 9 | | |
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| No. 12 | | |

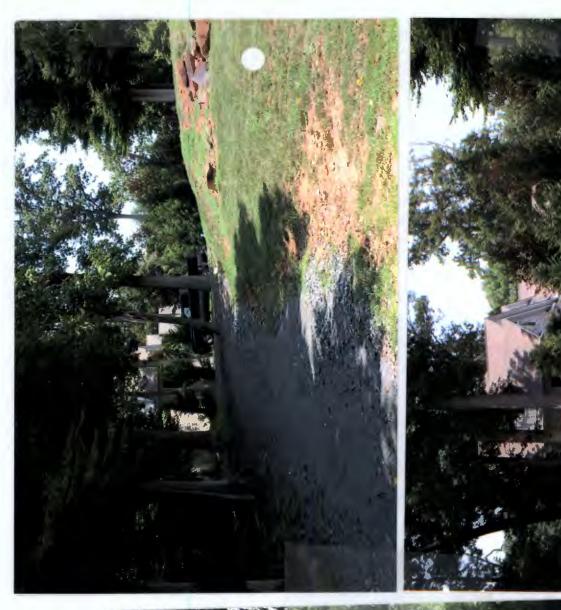




- Photo token from proposed garage spot-to show the terrorin sloping to back yourd.

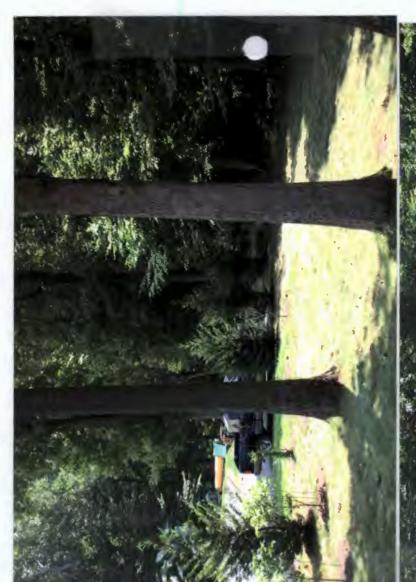
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Item #0351















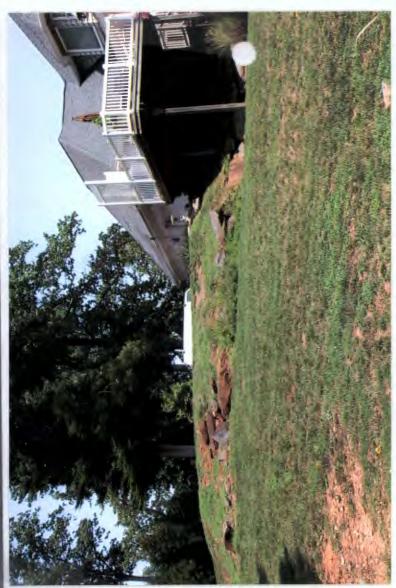








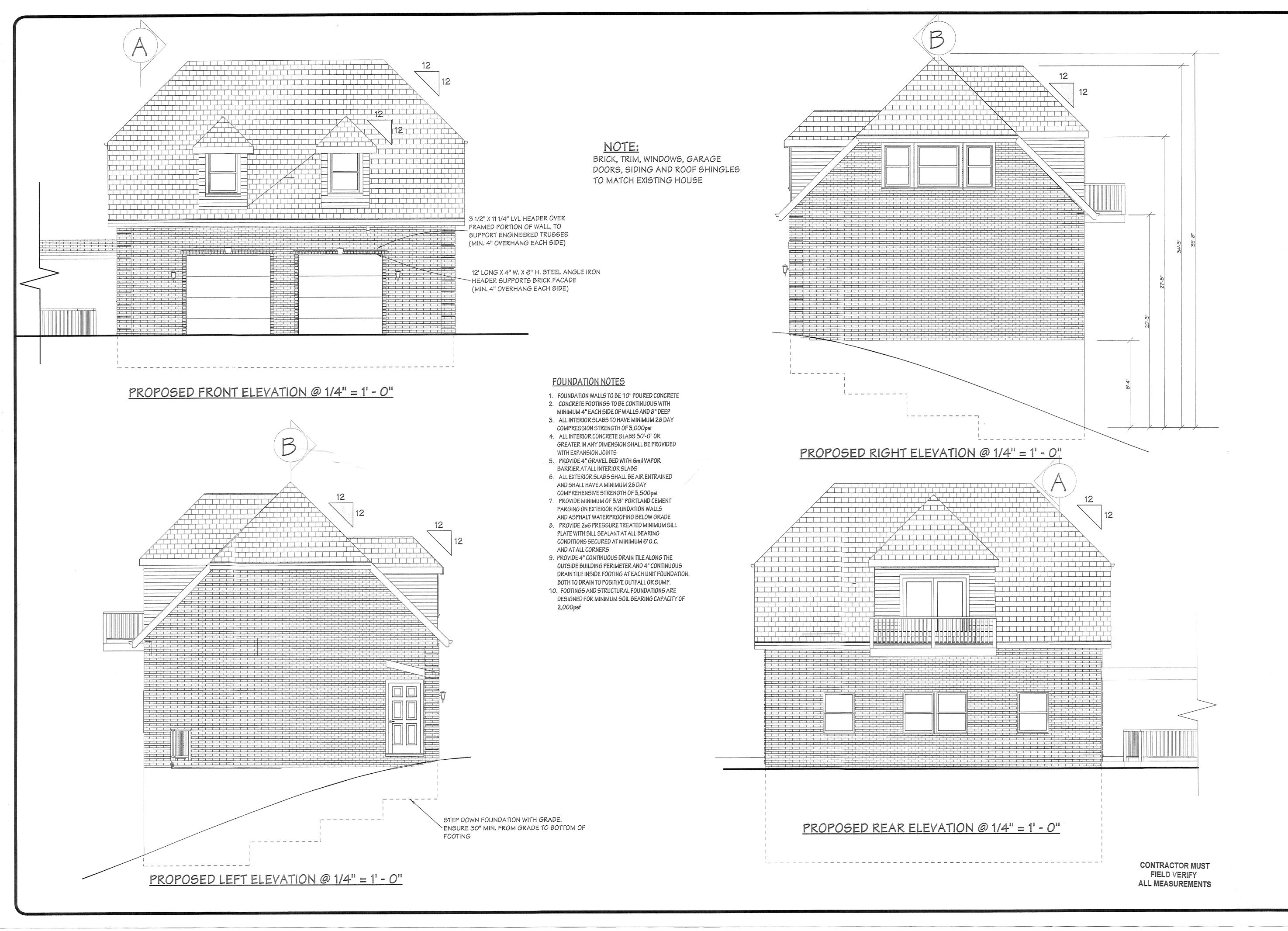












Kural

REVISIONS

BELL Architectural Designs

S. ARCHITECTURAL DESIGN
2707 WASHINGTON BLVD.
BALTIMORE, MARYLAND 21230
COPYRIGHT @ 2010

12 STORY 2-CAR GARAGE

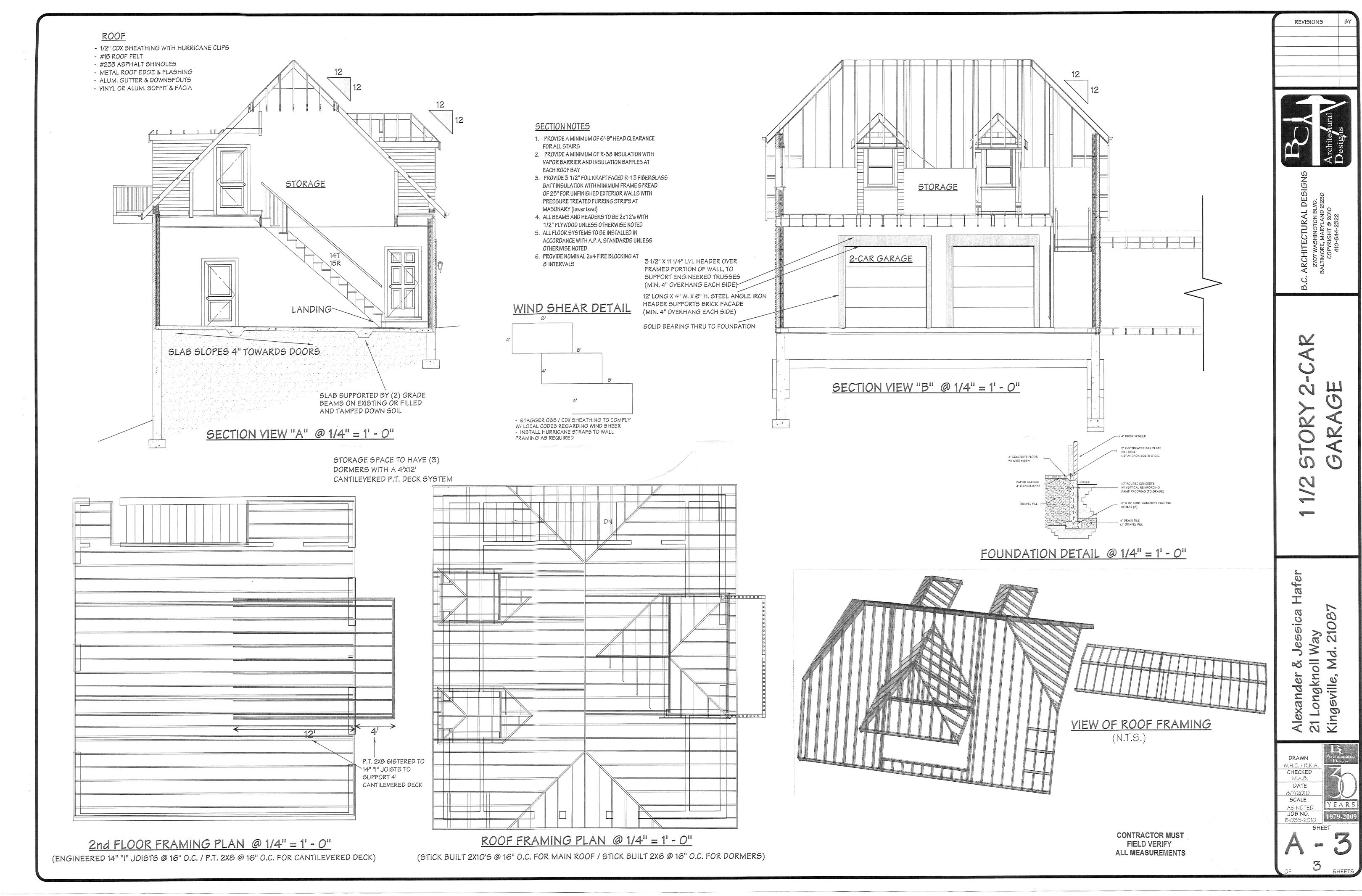
Alexander & Jessica Hafer 21 Longknoll Way Kingsville, Md. 21087

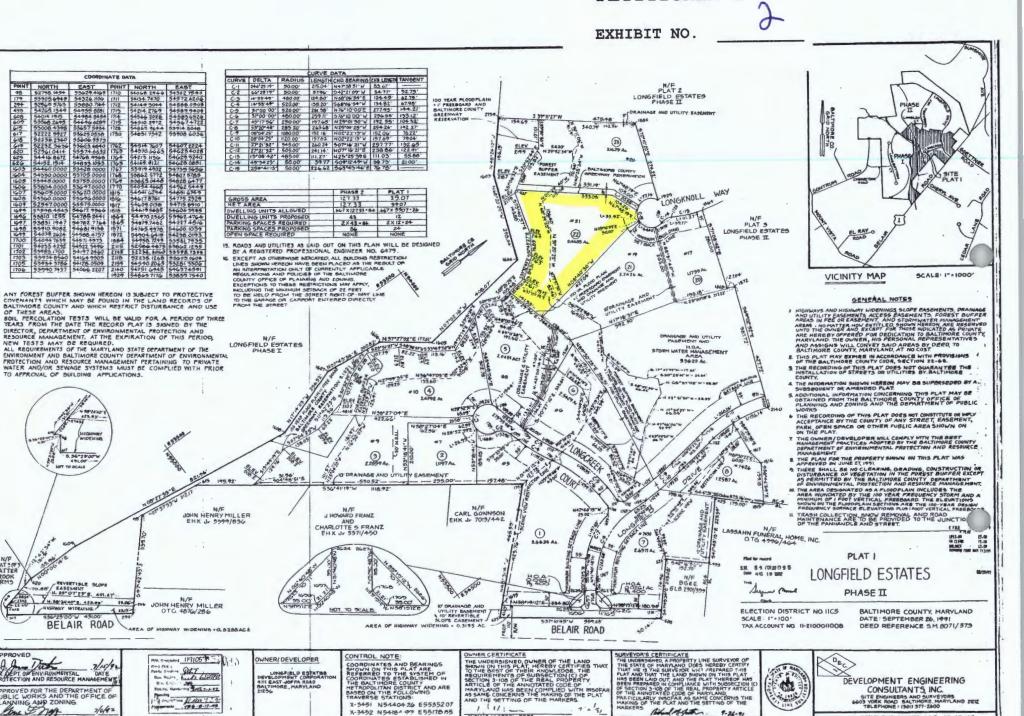
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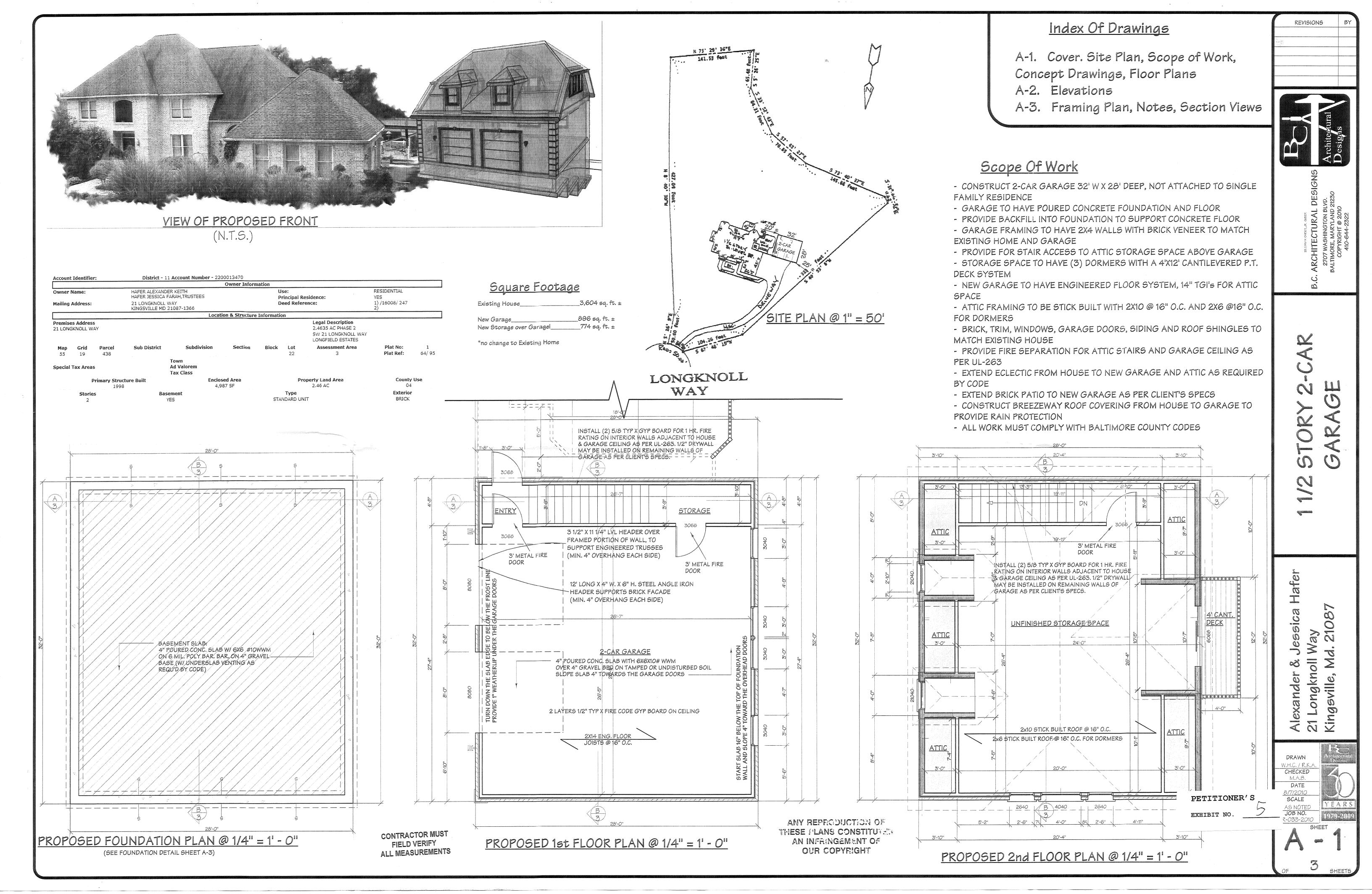
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PLANNING AND ZONING.

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PUTEDI C.A.E. DRAMMI EMS CHECKEDI C.A.B 40. 87-165



| PROPERTY ADDRESS 21 LONG KNOT WOU SEE PAGES 5 & 6 OF THE CHECKLIST & SUBDIVISION NAME LONG-FIELD ESTATES PLAT BOOK # 64 FOLIO # 95 LOT # 22 SECTION # LONG-KNOLC KNOLC WAY | OR ADDITIONAL REQUIRED INFORMATION DR Ringsville LONGLEA LONGLEA |
|---|--|
| | VICINITY MAP SCALE: 1" = 1000' LOCATION INFORMATION ELECTION DISTRICT COUNCILMANIC DISTRICT 3 |
| | I"=200' SCALE MAP # OSSA3 + OGG ZONING RC5 LOT SIZE 2.46AC 107.157 ACREAGE SQUARE FEET PUBLIC PRIVATE SEWER |
| NORTH PREPARED BY Wayne Huller Jr. SCALE OF DRAWING: 1" = 60' | CHESAPEAKE BAY CRITICAL AREA 100 YEAR FLOOD PLAIN HISTORIC PROPERTY/ BUILDING PRIOR ZONING HEARING ZONING OFFICE USE ONLY REVIEWED BY ITEM # CASE 2060 |