IN RE: PETITION FOR ADMIN. VARIANCE
E side of Langford Road; 500 feet NE
of Stella Drive
(1731 Langford Road)

1st Election District
* OF

1st Council District
* BALTIMORE COUNTY

Lori A. Mahoney

Petitioner
* Case No. 2010-0359-A

FINDINGS OF FACT AND CONCLUSIONS OF LAW

This matter comes before the Zoning Commissioner for consideration of a Petition for Administrative Variance filed by the owner of the subject property, Lori A. Mahoney. The Petitioner requests a variance from Sections 214.1.b and 301.1.A (1955-71 B.C.Z.R.) of the Baltimore County Zoning Regulations ("B.C.Z.R.") to permit a rear yard setback of 30 feet in lieu of the required 37.5 feet for an open deck. The subject property and requested relief are more particularly described on the site plan which was accepted into evidence and marked as Petitioner's Exhibit 1.

The Petition was filed through the administrative variance process, pursuant to Section 32-3-303 of the Baltimore County Code. That Section allows an individual to seek variance relief for an owner-occupied residential property without the need for a public hearing. Under the Code, the property in question is posted for a period of 15 days during which time any property owner residing within 1,000 feet of the property may demand a public hearing for a determination as to the merits of the request. Additionally, the Zoning Commissioner/Deputy Zoning Commissioner can schedule the matter for a public hearing if deemed appropriate.

ORDE	R RECEIVED FOR FILING	
Date_	7-27-10	
Ву	B	

In this case, the Petitioner has filed the supporting affidavits as required by Section 32-3-303 (a)(2)(i) of the Baltimore County Code. The subject property having been posted and there being no requests for a public hearing, a decision shall be rendered based upon the documentation contained within the case file.

Based upon the evidence contained therein, I am persuaded to grant the requested variance. Relief is necessitated given the unique configuration of the property and the layout and location of the existing dwelling thereon. Said property is an end unit of townhomes that back up to a 10 feet wide alley.

As shown on the site plan, the Petitioner desires to construct an open deck with steps measuring 16 feet x 16 feet. None of the neighbors on Langford Road expressed any opposition to the variance request. A photograph submitted with the Petition clearly shows that the Petitioner's next door neighbor enjoys a deck. 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.

There were no adverse Zoning Advisory Committee (ZAC) comments submitted by any County reviewing agency and none of the neighbors voiced any objection.

Pursuant to the advertisement, posting of the property, public hearing on this Petition held, and for the reasons set forth above, the relief requested shall be granted.

THEREFORE, IT IS ORDERED by the Zoning Commissioner of Baltimore County this day of July, 2010, that the Petition for Administrative Variance seeking relief from Sections 214.1.b and 301.1.A (1955-71 B.C.Z.R.) of the Baltimore County Zoning Regulations ("B.C.Z.R.") be and is hereby GRANTED, subject to the following restriction:

1. The Petitioner may apply for her building permit and be granted same upon receipt of this Order; however, the Petitioner is hereby made aware that proceeding at this time is at her own risk until the 30-day appeal period from the date of this Order has expired. If an appeal is filed and this Order is reversed, the relief granted herein shall be rescinded.

WHUNIANG. WISEMAN, III Zoning Commissioner of Baltimore County

ORDER RECEIVED FOR FILING

Date	7.27.10	
Ву	W	3



JAMES T. SMITH, JR. County Executive

WILLIAM J. WISEMAN III

Zoning Commissioner

July 27, 2010

Lori A. Mahoney 1731 Langford Road Baltimore MD 21207

RE: Petition for Administrative Variance

1731 Langford Road Case No. 2010-0359-A

Dear Ms. Mahoney:

Enclosed please find a copy of the decision rendered in the above-captioned matter.

In the event any party finds the decision rendered is unfavorable, any party may file an appeal to the County Board of Appeals within thirty (30) days of the date of this Order. For further information on filing an appeal, please contact the Department of Permits and Development Management office at 887-3391.

Very truly yours,

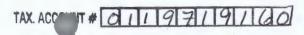
WILLIAM J. WISEMAN, III

Zoning Commissioner for Baltimore County

WJW:pz

Enclosure

c: Lee Giroux, 733 Camberly Circle, Unit A-3, Towson MD 21204



I/We do solemnly declare and affirm, under the penalties of perjury, that I/we are the legal owner(s) of the property which

Zoning Commissioner of Baltimore County



Petition for Administrative Variance

to the Zoning Commissioner of Baltimore County

for the property located at 1731 ANGFORD (A).

which is presently zoned DR 10.5

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)

see attached

is the subject of this Petition.

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.

Contract Purchaser/Lessee: Legal Owner(s): Name - Type or Print Signature Name - Type or Print Address Telephone No. City Zip Code Signature State Attorney For Petitioner: Address Telephone No. ORDER RECEIVED FOR FILING Name - Type or Print City Zip Code Representative to be Contacted: Signature Name Company Telephone No. Address Addres elephone Zip Code City A Public Hearing having then formally demanded and/or found to be required, it is ordered by the Zoning Commissioner of Baltimore County, that the subject matter of this petition be set for a public hearing, advertised, as required by the zoning

Reviewed By

Estimated Posting Date

regulations of Baltimore County and that the property be reposted.

2010

REV 10/25/01

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.

That the Affiant(s) does/do presently reside at 173/1 2 An (6 For N)

That the Amant(s) does do presently reside at	Address '
	KAN MOLE MIN. 21207
. 7	State Zip Code
	ng are the facts upon which I/we base the request for an Administrative
Variance at the above address (indicate hardship	1 - 1 - 1 - 1 - 1 - 1 - 1 - 1 - 1 - 1 -
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a deck on our corner you	the he show to watch in was to say
grand clilden that we u	t, similar to our reighbors of The has
outside living space.	11. P. la minerate in our real
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TO CONSTRUCT WELLEN	· Conserved
thankyou for you ce	MUSICOLUTION CO.
	The state of the s
That the Affiant(s) acknowledge(s) that if a form advertising fee and may be required to provide add	nal demand is filed, Affiant(s) will be required to pay a reposting and ditional information.
And A	·
JAKY MALADON	
Signature	Signature
1 m Al Markagen	
Name - Type or Print	Name - Type or Print
/	
STATE OF MARYLAND, COUNTY OF BALTIMO	RE, to wit:
I HEREBY CERTIFY, this day of	May, 2070, before me, a Notary Public of the State
of Maryland, in and for the County aforesaid, person	onally adpeared
LOVE MASTONEY	WIGDGK!
the Affiant(s) herein, personally known or satisfact	orily dentified to me as such Affiant(s).
AC MITHECO my hand and Notorial Cool	X
AS WITNESS my hand and Notarial Seal	(1)
	Notary Public
- 1 100	My Commission Expires 2911
REV 10/25/01	

214, 1.6

14. 1. b
(1955-71 BCZR)

1802.3.B and 301.1.A to permit a rear yard setback of 30 ft. in lieu of the required 37.5 ft. for an open deck.

Zoning Description

0359

Zoning Description For 1731 Langford Rd

Beginning at a point on the East side of Langford Road, which is 60 ft wide at the distance of 500(+/-) North and East of the centerline of the nearest improved intersecting street Stella Drive which is 60 ft. wide. Being Lot # 14, Block B, in the subdivision of Ingleside Park as recorded in Baltimore County Plat Book #0027, Folio # 0085, containing 5405 square feet. Also known as 1731 Langford Road and located in the 1st Election District, 1st Councilmanic District.

REM. POSTIM DATE RTMENT OF PERMITS AND DEV **ZONING REVIEW**

OPMENT MANAGEMENT

AP HAS ORIS

ADMINISTRATIVE VARIANCE INFORMATION SHEET AND DATES
Case Number 2010- 0359-A Address 1731 Langford Rd.
Contact Person: John Lewis Phone Number: 410-887-3391
Filing Date: Posting Date: 7/2/10 Closing Date: 7/2/10
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.
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- 2359 - A Address 1731 Lang ford Rd.
Petitioner's Name Lori Mahohey Telephone 443-564-8875
Posting Date: 7/20/10 Closing Date: 7/20/10
Wording for Sign: To Permit a rear yard setback of 30 ft. in lieu of
the required 37.5 ft, for an open drck.

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: 2010 0359	A
Petitioner: Lee Giroux	
Address or Location: 733 Camberley Cr. A-3 Towson, M.C. 21304	
PLEASE FORWARD ADVERTISING BILL TO:	
Name: LORI MAHONEY	
Address: 1731 LANGFORD ROLL	
BART DO. 21207	
Telephone Number: 443-564-8875	

OFFICE OF BUDGET AND FINANCE MISCELLANEOUS CASH RECEIPT					No.		
Fund	Dept	Unit	Sub Unit	Rev Source/ Obj		BS Acct	Amount
-	·						
Rec					Total:		
For:			-				****

CASHIER'S VALIDATION

Gapled to Z.C.

CERTIFICATE OF POSTING

	RE: Case No 2010 - 0355-1
	Petitioner/Developer_Loc!
	Date Of Hearing/Closing: 7/26/13
Permits and Do County Office	nty Department of evelopment Management Building,Room 111 sapeake Avenue
Ladies and Ge	ntlemen
	certify under penalties of perjury that the necessary by law were posted conspicuously on the property 1731 LANGFORD (L.)
This sign(s) we	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

July 12, 2010

Lee Giroux 733 Camberley Cr. Towson, MD 21204

Dear: Lee Giroux

RE: Case Number 2010-0359-A, 1731 Langford 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 22, 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. Cal Ribal D

W. Carl Richards, Jr. Supervisor, Zoning Review

WCR:lnw

Enclosures

c: People's Counsel

BALTIMORE COUNTY, MARYLAND

Inter-Office Correspondence



RECEIVED

AUG 1 3 2010

ZONING COMMISSIONER

TO:

Timothy M. Kotroco

FROM:

Dave Lykens, DEPRM - Development Coordination

DATE:

August 13, 2010

SUBJECT:

Zoning Item # 10-359-A

Address

1731 Langford Road

(Mahoney Property)

Zoning Advisory Committee Meeting of June 28, 2010

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

Reviewer:

JWL

Date: 8/13/10



JAMES T. SMITH, JR. County Executive

JOHN J. HOHMAN, Chief Fire Department

June 29, 2010

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

ATTENTION: Zoning Review

Distribution Meeting of: June 28, 2010

Item No.: Variance: 2010-0334A, 2010-0358A, 2010-0362A.

Administrative Variance: 2010-0356A - 0357A, 2010-0359A.

Pursuant to your request, the referenced plans have been reviewed by the Baltimore County Fire Marshal's Office and the comment below is applicable and required to be corrected or incorporated into the final plans for the above 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

BALTIMORE COUNTY, MARYLAND

INTEROFFICE CORRESPONDENCE

DATE: June 30, 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 12, 2010

Item Nos. 2010- 356, 357, 358, 359,

and 362

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-07122010 -NO COMMENTS.doc



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. 2010-0359-A 1731 LANGFORD ROAD MAHONEY PROPERTY ADMIN. VATZIANCE-

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.

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 Legineering Access Permits

Division

SDF/mb

BALTIMORE COUNTY, MARYLAND

INTER-OFFICE CORRESPONDENCE

TO:

Timothy M. Kotroco, Director

Department of Permits and Development Management

FROM:

Arnold F. 'Pat' Keller, III

Director, Office of Planning

SUBJECT:

Zoning Advisory Petition(s): Case(s) 10-359- 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

RECEIVED

DATE: July 7, 2010

JUL 1 2 2010

ZONING COMMISSIONER

CHECKLIST

Comment Received	<u>Department</u>	Conditions/ No Comment
6-30-10	DEVELOPMENT PLANS REVIEW	nc
	DEPRM (if not received, date e-mail sent)	
6-29-10	FIRE DEPARTMENT	nc
7-7-10	PLANNING (if not received, date e-mail sent)	NC
6-24-10	STATE HIGHWAY ADMINISTRATION	nc
	TRAFFIC ENGINEERING	
	COMMUNITY ASSOCIATION	
	ADJACENT PROPERTY OWNERS	
ZONING VIOLA		
PRIOR ZONING	(Case No.	
NEWSPAPER A	DVERTISEMENT Date:	
SIGN POSTING	Date: 7-11-10	(received 7-27-10)
PEOPLE'S COU	NSEL APPEARANCE Yes No	
PEOPLE'S COU	NSEL COMMENT LETTER Yes No	
Comments, if any	7:	

2010-0359-A



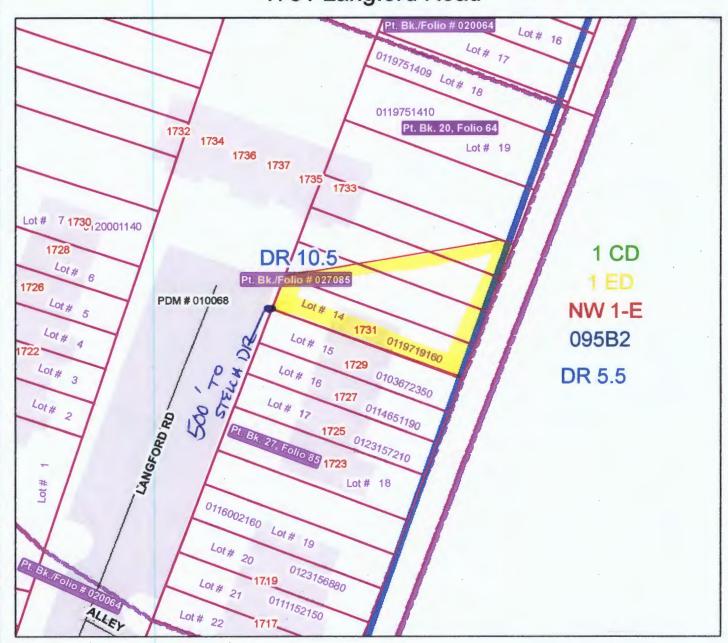
Go Back View Map New Search GroundRent Registration

Account Ident	ifier:	District -	01 Account N	umber - 011	97191	50			
			Ow	ner Informa	tion				
Owner Name: Mailing Addres	ss:	1731 LANGE		63		pal Residen Reference:	ce: YE	ESIDENTIA ES) /18565/ 6	_
		BALTIMORE		Structure	nform	ation	2))	
Premises Addr	966	*	Location	t Structure 1			Description		
1731 LANGFORD						SW IN	GLESIDE AVE		
Map Grid Par 95 9 2	r cel S 39	Sub District	Subdivision	Section B	lock L B	ot Assess	ment Area	Plat No: Plat Ref:	27/ 8
Special Tax Ar	eas	Ac	own d Valorem ax Class						
Primary	Struct 1961	ure Built		ed Area 38 SF	F	Property Lar 5,405.00		County 04	
Stories 2		В	asement YES		El	Type ND UNIT		Exterior BRICK	
			Va	lue Informa	tion				
		Base Value	Value	Phase-in A	ssessn	nents			
		44.000	As Of 01/01/2010	As Of 07/01/2009		As Of 1/2010			
Improven	Land nents: Total:	60,000 107,150 167,150	60,000 88,400 148,400	167,150	1	48,400			
Preferential	Land:	0	0	0		0			
			Trai	nsfer Inform	ation				
Seller: POTORI Type: IMPROV		IN M MS-LENGTH				08/13/2003 /18565/ 605	Price: Deed2	,	
Seller: SMELIK Type: IMPROV						09/12/1991 / 8911/ 117	Price: Deed2	\$82,000 :	
Seller: Type:				_	Date: Deed1:		Price: Deed2	•	
		7	Exen	ption Infor	mation	l			
Partial Exemp County State Municipal	t Asses	sments		Clas 000 000 000	S	07/01/2009 0 0 0	07/ 0 0 0	01/2010	
Tax Exempt: Exempt Class:	NC)				Sp	ecial Tax Rec		



DESCRIPTION of BACK PARS of 1731 LANGFORD -

1731 Langford Road



0359



Publication Date: June 21, 2010
Publication Agency: Department of Permits & Development Management
Projection/Datum: Maryland State Plane,
FIPS 1900, NAD 1983/91 HARN, US Foot





1 inch = 50 feet

