IN RE: DEVELOPMENT PLAN HEARING
& PETITION FOR SPECIAL HEARING
S/Side of Ridge Road, 290' W of c/line of
Long Ridge Road
14th Election District
(Shadow Knoll Property)

Amro Development, LLC
Applicant/Developer

* BEFORE THE

* OFFICE OF

ADMINISTRATIVEHEARINGS

* FOR BALTIMORE COUNTY

* HOH Case No. 14-482 and
Zoning Case No. 2011-0274-SPH

HEARING OFFICER'S COMBINED ZONING RELIEF AND DEVELOPMENT PLAN OPINION & ORDER

This matter comes before this Hearing Officer/Administrative Law Judge for a hearing pursuant to Section 32-4-227 of the Baltimore County Code (B.C.C.). In accordance with the development regulations codified in B.C.C. Article 32, Title 4, thereof, the Owner/Developer seeks approval of a Development Plan (the "Plan") prepared by Little & Associates, Inc., for 29 single family dwellings and two existing single-family dwellings zoned D.R.3.5 -- (the "subject property").

The Developer is also requesting certain zoning relief and has filed a Petition for Special Hearing pursuant to Section 500.7 of the Baltimore County Zoning Regulations ("B.C.Z.R.") to permit an accessory structure on a parcel of land that does not contain a principle structure. The proposed subdivision is more particularly described on the Plan submitted into evidence and marked as Developer's Exhibit 1.

As to the history of this project through the development review process, a concept plan was prepared and a Concept Plan Conference (CPC) held on June 29, 2010. The concept plan is a schematic representation of the proposed subdivision and is reviewed by and between representatives of the Developer and the reviewing County agencies at the CPC. Thereafter, as

required, a Community Input Meeting (CIM) is scheduled during evening hours at a location near the property to provide residents of the area an opportunity to review and comment on the plan. In this case, the CIM was held on July 28, 2010 at the White Marsh Public Library. Subsequently, a Development Plan is prepared in accordance with B.C.C. Section 32-4-221 and submitted for further review and approval. A Development Plan Conference (DPC) is held between the Developer's consultants and various Baltimore County agencies with responsibility over certain aspects of the development proposal. In this case, the DPC was held on April 20, 2011. At the DPC, the Baltimore County agencies responsible for the review of the Development Plan submit written comments regarding the compliance of the Development Plan with the various Baltimore County regulations governing land development in the County. Thereafter, the Developer may revise the Development Plan in accordance with the DPC comments. In this case the Hearing Officer's Hearing was held before me on May 12, 2011.

Appearing at the public hearing on behalf of the Developer were G. Dwight Little, Jr., Professional Engineer with Little & Associates, Inc., the consultants who prepared the Development Plan; and Howard L. Alderman, Jr., Esquire who entered his appearance as counsel for the Developer. Also present were Steven Rosen, Aaron Kensinger and Paul Amirault, whose information appears on the Developer/Applicant Sign-In Sheet.

Also appearing were numerous members of the surrounding communities. These individuals are too numerous to mention and specifically identified herein. However, all have signed in on the Citizen's Sign-In Sheet. Reference is made to the sign-in sheets which are contained within the Hearing Officer's file.

Representatives of the various Baltimore County agencies who reviewed the plan attended the hearing, including the following individuals: Colleen Kelly, Project Manager, Aaron Tsui, representative of the Office of Zoning Review; Dennis A. Kennedy, Development Plans Review (DPR); Bruce Gill, Department of Recreation and Parks (R&P)/Development Plans Review (DPR) section; Brad Knatz, Land Acquisition; David Lykens, Department of Environmental Protection and Sustainability (DEPS), and Curtis Murray, Office of Planning (OP).

Section 32-4-228 of the Baltimore County Code (B.C.C.) sets forth the standards the Hearing Officer must follow when considering a development plan. At the public hearing, the Hearing Officer is required to determine what, if any, open issues or agency comments remain unresolved. Testimony and evidence revealed that all issues raised by the various County reviewing agencies other than the Office of Planning, had been resolved and incorporated within the Development Plan and that the Plan complies with all County regulations. Curtis Murray, on behalf of Planning, noted that the Pattern Book for the proposed Development (Developer's Exhibit 5) was satisfactory and that only one open issue remained. It was their recommendation that a bike path (Developer's Exhibit 6) be constructed between the Shadow Knoll and Perry Ridge Development, beginning between Lots 19 and 20 of Shadow Knoll, traversing Parcel "A" which is to be retained by William and Betty Gohlinghorst, Petitioners in the accompanying Special Hearing request in this matter, and ending at Tucker Drive in the Perry Ridge Two Development. Planning envisioned a 10 foot public access easement, upon which a proposed 8 foot wide macadam path would be constructed. The proposed path would be constructed through the area set aside for drainage, utility, storm water and forest buffer easements.

The Developer offered as an alternative suggestion a similar bike path located on Homeowners' Association (HOA) property along the rear of the Development, and to connect it with an extended bike path on Perry Hall Boulevard to be constructed by the Developer as part of the basis for the granting of a Local Open Space (LOS) waiver for the project. Mr. Murray noted that Planning took exception to this alternate suggestion on the basis that the route proposed by the Developer was not 8 foot wide in its entire length, as it ran between the storm water pond and retaining wall being constructed as part of the Development Plan. Planning does not believe that it will properly interconnect the two communities. The Developer believes that its formulation of the bike path is preferable as it does not interfere or affect in any way the various easements and forest buffer that would be disturbed under Planning's suggested route. Moreover, the Developer questions the appropriateness of requiring construction of a public use easement on private property, rather than one constructed entirely on HOA ground, connecting to a public right-of-way.

Other than this issue, Mr. Murray noted that the Office of Planning was satisfied with the Development Plan; and had no objection to the proposed special hearing request.

This development is subject to Section 32-6-103 of the B.C.C., Adequate Public Facilities. A School Impact Analysis was prepared and dated March 10, 2011 and it should be noted that the Office of Planning favorably recommended the School Impact Analysis for the proposed development. It was received and marked as Developer's Exhibit 4.

Local Open Space (LOS) is required for this development. Both Council Bill 110-99 and the Local Open Space Manual provide for a fee to be paid instead of dedicating the land. The Department of Recreation and Parks approved a fee-in-lieu payment to Baltimore County in the amount of \$151,380. The details of the LOS fee-in-lieu agreement, including payment of monies

as well as the completion of construction of the Perry Hall Trail by the Developer, is included in a letter dated January 20, 2011 from Little & Associates, Inc., on behalf of the Developer to the Department of Permits, Approvals and Inspections (PAI) and the Department of Recreation and Parks (R&P), who have noted their approval thereupon and which was admitted as Developer's Exhibit 3.

At the conclusion of the departmental discussions noted above, the formal testimony was received as to the open "bike path" issue as well as regarding the special hearing request. G. Dwight Little, Jr., President of Little & Associates, Inc. was, after voire dire accepted as an expert in planning, land use and development, engineering, and the Baltimore County development and zoning regulations. He related that he had filed the original concept plan for this project, attended the Concept Plan Conference; and as a result of agency comments prepared the redlined plat accompanying the Development Plan, which has been admitted as Developer's Exhibit 1. He presented this plan at the Community Input Meeting and was in all manner and respect responsible for the documentation of the Development Plan. He described the site as rectangular in shape, zoned D.R.3.5 and covering some 9.7 acres. He related that up to 33 units were permitted under the applicable zoning; however, the instant plan calls only for 29. He explained that the wetlands, drainage, utility, storm water and forest conservation easements, as well as the proposed forest buffer serving the project, would be placed on that tract of land to the west side of the proposed development shown as "Parcel A". It is also the location of the existing garage which is the subject of the accompanying special exception request. He noted that the proposed development will be served by public water and sewage. Upon presentation of the "redlined" plat, he pointed out that the changes made therein were primarily providing

additional numbers and explanations to the already existing document; and that none of the changes altered the basic physical structure of the project.

Turning his attention to the 'bike path" issue, he reiterated that as part of the LOS waiver the Developer was extending the "northeast trail" along Perry Hall Boulevard to Riddle Drive. Therefore, he opined that the Developer's alternative route, namely constructing the requested path from development Lots 15 and 16 along the storm water easement and retaining wall was within the spirit and intent of the Master Plan and appropriately connected the Shadow Knoll and Perry Ridge Developments. In addition, he referred to a letter from the property owners, Mr. and Mrs. Gohlinghorst (Developer's Exhibit 7) in which they objected to the proposed route set out by the Office of Planning; explaining that the proposed route of a public right-of-way on their private property would expose them to inappropriate and potentially open-ended personal liability. The witness agreed and adopted their concerns.

He concluded by offering his opinion that, notwithstanding the special hearing request and the resolution of the bike path issue, the proposed development meets all requirements of the County zoning and development regulations and should be approved.

Finally, he addressed the special hearing request. He pointed out that the Gohlinghorsts will continue to own the property upon which their home remains as well as Parcel "A", upon which the existing garage stands. They will continue to reside in their home and the garage will still be a subordinate use of that residency. He noted that the garage meets all Code requirements and is still subject to the buffers and easements which will exist on Parcel "A". Finally, he detailed his conclusion that the proposed special hearing request satisfies and complies with Subsection 502.1 of the Baltimore County Zoning Regulations (B.C.Z.R.). He concluded that for all those above noted reasons, the special hearing should be granted.

The Baltimore County Code is clear regarding the standards that must be applied when the Hearing Officer considers a development plan. The Hearing Officer must approve a plan that satisfies the rules, regulations and policies adopted by Baltimore County regarding development. Based upon the testimony and evidence presented, I find that the Plan as submitted at the hearing and accepted as Developer's Exhibit 1 meets all County rules, regulations and standards for development in Baltimore County. Additionally, I find that the "bike path" can and should be constructed pursuant to the alternative suggested by the Developer; that is from Lots 15 and 16, along the storm water pond and retaining wall, and connect to the bike path extension which will be constructed by the Developer as part of the LOS waiver. I find that the proposal of the Office of Planning inappropriately subjects the Gohlinghorsts to unnecessary liability (which the County will of course not assume on their behalf); while the proposed route offered by the Developer satisfies the spirit of the Master Plan.

As regards the special hearing, I find that the existing garage is truly carrying out an accessory role relative to the continuing residence of the Gohlinghorsts, who own the adjacent lots upon which their principle residence and the garage are located; and in its present form complies with all applicable County regulations, including but not limited to those set forth in Subsection 502.1 of the B.C.Z.R.

Pursuant to the zoning and development regulations of Baltimore County and Article 32, Section 4 of the B.C.C., the Development Plan (Developer's Exhibit 1) shall be APPROVED consistent with the comments contained herein.

THEREFORE, IT IS ORDERED by this Hearing Officer/Administrative Law Judge this day of May, 2011, that the redlined Development Plan for the SHADOW KNOLL PROPERTY identified herein as Developer's Exhibit 1, be and is hereby APPROVED;

ORDER RECEIVED FOR FILING
Date 5 -27 -11

IT IS FURTHER ORDERED that the "bike path" be constructed as proposed by the Developer; and

IT IS FURTHER ORDERED that the Special Hearing relief filed pursuant to Section 500.7 of the Baltimore County Zoning Regulations ("B.C.Z.R.") to permit an accessory structure on a parcel of land that does not contain a principle structure, be and is hereby GRANTED;

Any appeal of this Order shall be taken in accordance with Baltimore County Code, Section 32-4-281.

ZAWRENCE M. STAHL

Managing Administrative Law Judge

for Baltimore County

LMS:dlw



KEVIN KAMENETZ County Executive LAWRENCE M. STAHL

Managing Administrative Law Judge

JOHN E. BEVERUNGEN

TIMOTHY M. KOTROCO

Administrative Law Judges

May 27, 2011

Howard Alderman, Jr., Esquire Levin & Gann, PA Nottingham Centre 502 Washington Avenue, Suite 800 Towson, Maryland 21204

Re: DEVELOPMENT PLAN HEARING & PETITION FOR SPECIAL HEARING

(Shadow Knoll Property)

HOH Case No. 14-482 and Zoning Case No. 2011-0274-SPH

Dear Mr. Alderman:

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 with the Department of Permits, Applications and Inspections an appeal within thirty (30) days from the date of this Order. If you require additional information concerning filing an appeal, please feel free to contact our appeals clerk at 410-887-3391.

Sincerely,

LAWRENCE M. STAHL

Managing Administrative Law Judge

for Baltimore County

LMS/dlw Enclosure

Catherine Yirak Aftanski, 5409 Creston Avenue, Baltimore, MD 21214
Patricia Precht, 7800 Longridge Road, Nottingham, MD 21236
Margaret V. Winchester, 5012 Shirleybrook Avenue, Baltimore, MD 21237
Jordan Green, 7734 Heathers Lane, Nottingham, MD 21236
Joseph A. & Gloria J. Pente, 7806 Longridge Road, Nottingham, MD 21236
Barbara Kellam, 7827 Perry Road, Baltimore, MD 21236
Robert W. Witt, 7906 Hilltop Avenue, Baltimore, MD 21236
Colleen Kelly, Project Manager, Department of Permits, Approvals and Inspections (PAI)



Petition for Special Hearing

to the Zoning Commissioner of Baltimore County

	for the property	Rid	ge Road (M 81.	P 1276)	4627 £ Ric	Re RP.
	for the property	sently zoned	DR-3.5			-
This makes	must be filed in	person in the	zoning office	in triplicate	with original	signatures.)
owner(s) of the pro and made a part he County, to determin	be filed with the D perty situate in Balt reof, hereby petition e whether or not the mpleted by planner	imore County at for a Special He Zoning Commit	nd which is designed and a control of the control o	ction 500.7 of t	MACCIDIDA MITA D	INTERPRETATION OF
See at	tached.					
Property is to be po i, or we, agree to bounded by the zo County.	osted and advertised pay expenses of ab- ning regulations and	l as prescribed b ove Special Hea I restrictions of B	Baltimore Count	g, posting, etc. y adopted pursi nnly declare and	affirm, under th	
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Contract Purchas	er/Lessee:		Legal	Owner(s):		
AMRO Developm	nent, LLC c/o Steve	Rosen	Name	am Gohlinghor	rst	
Signature	D. Ken		Signat		Johlingh	025
3722 Birchmere	e Ct	410-363-3228 Telephone		- Type or Print		
Owings Mills	MID	21117	R	Settle O	ollend	act
City	State	Zip Co	de Signat	enur	9	
Attorney For Peth	tioner:			337 Ridge Road	d	443-807-0036
			Addre			Telephone No
Name - Type or Print			Bal City	timore	MD State	21236 Zip Coo
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Signature	E Prince					
Levin & Gann, P. Company	~		Name		Inc. c/o Dwight	Little
	on Ave, Suite 800	410-321-0	10	055 Taylor Ave,	Suite 307	410-296-163
Address		Telephone	No. Addre	88		Telephone No.
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Shadow Knoll Property

A Special Hearing with reference to Section 400 BCZR, to permit an accessory structure on a parcel of land that does not contain a principle structure.

ZONING DESCRIPTION FOR A PORTION OF "SHADOW KNOLL" TAX MAP 81 PARCEL 1276 14th ELECTION DISTRICT, 6th COUNCILMANIC DISTRICT BALTIMORE COUNTY, MARYLAND

Beginning at a point being South 21 degrees 11 minutes 32 seconds West 417.17 from a point on the south side of Ridge Road, which is 60 wide, said point on Ridge Road being at the distance of 410 feet west of the centerline of the nearest improved intersecting street, Longridge Road, which is 50 feet wide. Thence the following courses and distances:

- 1) South 21 degrees 11 minutes 32 seconds West 440.17 feet; thence
- 2) North 70 degrees 24 minutes 28 seconds West 203.32 feet; thence
- 3) North 19 degrees 35 minutes 32 seconds East 440.00 feet; and thence
- 4) South 70 degrees 24 minutes 28 seconds East 215.61 feet to the place of beginning.

Containing 2.115 acres of land, more or less, as recorded in Deed Liber E.H.K., Jr. 5899 folio 294 and located in the fourteenth Election District, 6th Councilmanic District.



5/12 10AM 205

BALTIMORE COUNTY, MARYLAND

Inter-Office Correspondence



TO:

Lawrence M. Stahl; Managing Administrative Law Judge

Office of Administrative Hearings

FROM:

David Lykens, Department of Environmental Protection and Sustainability

(DEPS) - Development Coordination

DATE:

April 7, 2011

SUBJECT:

DEPS Comment for Zoning Item

11-274-SPH

Address

4627 ½ Ridge Road

(Gohlinghorst Property)

Zoning Advisory Committee Meeting of March 28, 2011.

X The Department of Environmental Protection and Sustainability offers the following comments on the above-referenced zoning item:

X Development of the property must comply with the Regulations for the Protection of Water Quality, Streams, Wetlands and Floodplains (Sections 33-3-101 through 33-3-120 of the Baltimore County Code).

X Development of this property must comply with the Forest Conservation Regulations (Sections 33-6-101 through 33-6-122 of the Baltimore County Code).

Reviewer:

Paul Dennis; Environmental Impact Review

RECEIVED

APR 07 2011

OFFICE OF ADMINISTRATIVE HEARINGS

"Shadow Know

Case No .: 10 H 14-482 + 30ming Case NO

Exhibit Sheet

Original

Petitioner/Developer

Protestant

No. 1	Redlined Develop Plan	exhibits are in
No. 2	Northeast Trail Route	HOH file,
No. 3	Lkr Waiver of LOS	
No. 4	School Import Analysis	
No. 5	Pattern Book	
No. 6	Bike Path	
No. 7	Ltv. From Gohlinghotst, William + Betty Objections to OP - Pedestrian Path	
No. 8		
No. 9		
No. 10		
No. 11		
No. 12		

SHADOW KNOLL AND
CASE NAME GOHLINGHORST -- COMBINED
CASE NUMBER PDM 14-482/2011-0274-SPH
DATE 12 MAY 2011

DEVELOPER/APPLICANT/PETITIONER'S SIGN-IN SHEET

NAME	ADDRESS	CITY, STATE, ZIP	E- MAIL
Howard L. Alderman, Jr., Esquire	Levin & Gann, PA Suite 800	TOWSON, MD 21204	halderman@LevinGann.com
	502 Washington Avenue		
STEVEN ROSEN	3722 BIRCHMERE CF 21117	Owinces Mices, MD 2017	sar 20 e aol. com
PAUL AMIRAULT	11836 BGLAIR RD 21087	KINGSUILLE MID 21087	malandmark & comcast net
Durght Little	1055 TaylorAve # 307	Towson MD 21286	auronica Cittleassociates con
Aaron Kenninger	1055 Taylor Ave Ste 307	TOWAN MD 21286	garonika Cittleaggeiates, con
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PLEASE PRINT CLEARLY

CASE	NAME SH	ADOU	KNOLL
CASE	NUMBER/	4-480	12011-0274.
DATE	5/	12-11	1/ SPH.

CITIZEN'S SIGN-IN SHEET

CATHERINE AFTANSKI 5409 CRESTON AVE BALTIMORE, MD 21214 CYAFTANSKI @ HOTMAIL. PATRICIA PRECHT 7800 Longridge Rol Nothingham MD 21236 STEVENYAR VETIZION. MET DORDAN GREEN 7734 HEATHEIS LN NOTTINGHAM MD 21236 GREENE THE EDUCATION & DE CLORIA PENTE 7806 LONGLIDGE ROL NOTTINGHAM MID. 91336 TAPENTE DUERITON &	NAMEYIRAK	ADDRESS	CITY, STATE, ZIP	E- MAIL
PATRICIA Precht 7800 Longridge Rol Nottingham MD 21236 Stevenya@verizon.net PEGGY WINCHESTER JOIZ SHIRLEY BROOK AVE BALTO MX 21237 WINPEGGY@COMERST. M Darlan Green 7734 Heathers LN Nottingham MD 21236 green@jhu.edu DE Cloria PENTE 7806 LONG RIDGE ROL NOTTINGHAM MID. 91336 JAPENTE DUERIZON L BARBARA Kellam 7827 PERLY Rol Bulto MD 21236 bkellam c@people	CATHERINE AFTANSKI	5409 CRESTON AVE	BALTIMORE, MD 21214	CYAFTANSKI @ HOTMAIL.CO
JORDAN GREEN 7806 LONGLIDGE ROL NOTTINGHAM MID 21236 GREENE SHULEDU BARBARA KELLAM 7827 PERLY RO BULTOMO 21236 DELLAM COPEDERIZONA	PATRICIA Precht	7800 Longridge Rd		
BARBARA Kellam 7827 PERRY Rd BULLOMO 21236 TAPENTE DUERIZON. R	PEGGY WINCHESTER	5012 SHIRLEY BROOK AVE	BALTOMO 21237	WINPEGGY @COMERST. N
BARBARA Kellam 7827 PERRY Rd BULTUMO 212 36 pkellamc@people	Jarlan Green	7734 Heathers LN		
BARBARA Kellam 7827 PERRY Rd BULTUMO 212 36 pkellamc@people	JOE Gloria PENTE	7806 LONGLIDGE Rd	NOTTINGHAM Md. 41336	JAPENTE OVERIZON. NE
FORENT WITT 7906 HILLTON A.E. BALTO, MIN 21236 KWITT 7906@ ABL. CON	//		Bulto MD 2/2 36	pkellamc@people
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CASE NAME SHADE	RU KNOLL
CASE NUMBER 14	4-482/2011-0274
DATE 5/12/11	5PH.

COUNTY REPRESENTATIVE'S SIGN-IN SHEET

NAME	ADDRESS	CITY, STATE, ZIP	E- MAIL
3 Dennis Kennedy	der. plan review		× 3751
BRUCE GILL	DEV. PLANY REVIEW		3751
Certis, Murray	Planning		
BRAD KNATS	Planning REAL ESTAD		
PAVID LIKENS	DEPS		J659.
AARON TSUI	ZONING		3391
NA	0.0		
i Colleen Kelly	PROTECT WAN ABO	EK,	
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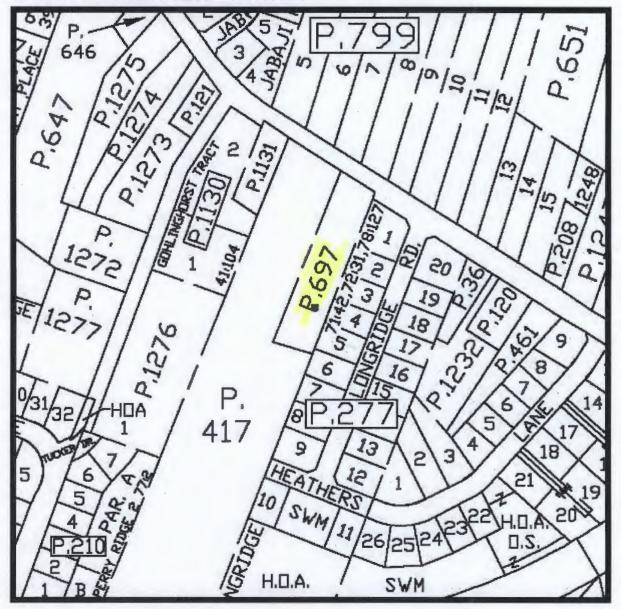
Maryland Department of Assessments and Taxation Real Property Data Search (vw3.1A) BALTIMORE COUNTY Go Back
View Map
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GroundRent
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Registration

			Owner Infor	mation			
Owner Name: Mailing Address:	4637 R	ASZ JACLYN A IDGE RD MORE MD 21236-33	815		al Residence: eference:		RESIDENTIAL YES 1)/18710/00299 2)
		Locat	tion & Structu	re Information	n		
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Special Tax Areas	Town Ad Valorem Tax Class	NONE					
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			Value Infor	mation			
<u>Land</u> Improvements: Total:	102,620 137,580 240,200	Value As Of 01/01/2009 102,620 160,140 262,760	Phase-in As As Of 07/01/2010	As Of 07/01/20 262,760			
Preferential Land:	0	. 202,700	233,240	0			
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Seller: BROCATO Type: NON-ARMS	ALMA D S LENGTH OTHER			Date: Deed1:	09/14/2000 /14695/ 00287	Price: Deed2:	\$0
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Maryland Department of Assessments and Taxation BALTIMORE COUNTY Real Property Data Search

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District - 14Account Number - 1700007629



The information shown on this map has been compiled from deed descriptions and plats and is not a property survey. The map should not be used for legal descriptions. Users noting errors are urged to notify the Maryland Department of Planning Mapping, 301 W. Preston Street, Baltimore MD 21201.

If a plat for a property is needed, contact the local Land Records office where the property is located. Plats are also available online through the Maryland State Archives at www.plats.net.

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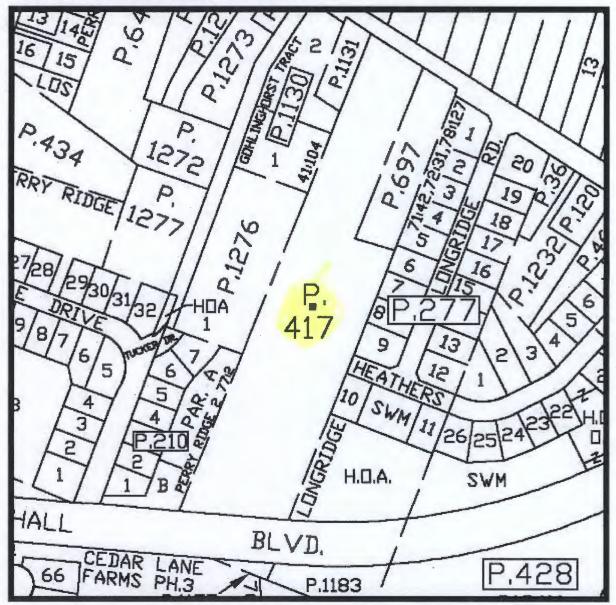
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			Owner Info	rmation			
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Special Tax Areas	Town Ad Valorem Tax Class	NONE					
Primary Structure Built 929	6	Enclosed Ar 1,120 SF	<u>ea</u>	Property 6.5500 AC	Land Area	<u>C</u> e 04	ounty Use
Stories Basement 1.500000 YES	Type STANDARD UNI	Exterior T FRAME					
			Value Infor	mation			
Land	493,160	Value As Of 01/01/2009 493,160	Phase-in As As Of 07/01/2010	As Of 07/01/20	11		
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Telefelliai Land.	•		Transfer Info				
Seller: DEIGERT ANN Type: NON-ARMS LE				Date: Deed1:	12/11/1995 /12634/ 00011	Price: Deed2:	\$240,000
Seller: Type:			·	Date: Deed1:		Price: Deed2:	
Seller: Type:				Date: Deed1:		Price: Deed2:	
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Partial Exempt Assessme County State Municipal	ents			Class	07/01	2011	07/01/2012 0.00 0.00 0.00

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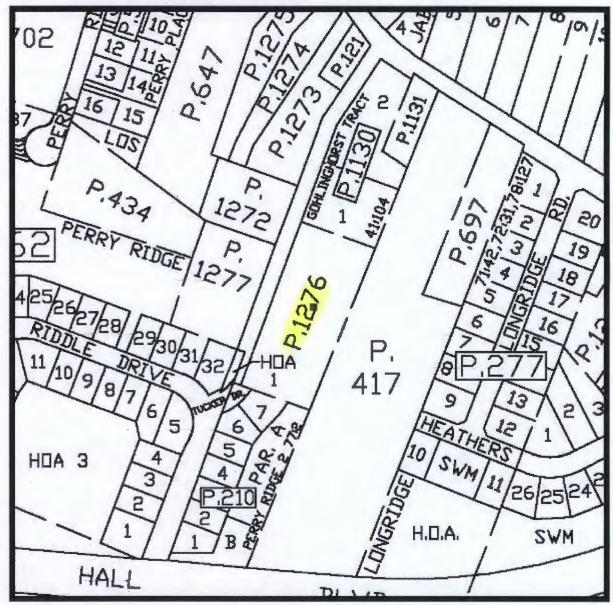
		100 m	Owner Informa	ation					
Owner Name: Mailing Address:	GOHLI 4627 17	NGHORST WILLIAM NGHORST BETTY 2 RIDGE RD MORE MD 21236-381		Use: Principa Deed Re	l Residence: ference:		1	RESIDENTIAL NO) /05899/ 00294	
			on & Structure	Information				,	
Premises Address RIDGE RD 0-0000			2.11A	I Description C SW REAR	. 430				
Map Grid Par 0081 0012 1276		ict Subdivisio		Block	Lot 0	Assessr 3	nent Area	Plat No: Plat Ref:	32
Special Tax Areas	Town Ad Valorem Tax Class	NONE							
Primary Structure Buil		Enclosed Area		Property I 2.1100 AC	and Area		<u>Co</u> 04	unty Use	
Stories Basement	Type Exte	rior							
			Value Informs	tion					
Land	Base Value 156,650	As Of	Phase-in Asse As Of 07/01/2010	As Of 07/01/2011	ı				
Improvements: Total:	0 156,650	0	156,650	156,650					
Preferential Land:			Transfer Inform		-				
Seller: BETZ KATHE Type: ARMS LENGT	ERINE B TH IMPROVED			Date: Deed1:	06/19/1978 /05899/ 0029	4	Price: Deed2:	\$1,600	
Seller: Type:	,			Date: Deed1:			Price: Deed2:		
Seller: Type:				Date: Deed1:			Price: Deed2:		
		E	xemption Infor	mation					
Partial Exempt Assessm County State Municipal	nents		2	lass	07/	01/2011		07/01/2012 0.00 0.00 0.00	
Tax Exempt:					5	pecial T	ax Recapt	ure:	



Maryland Department of Assessments and Taxation BALTIMORE COUNTY Real Property Data Search

Go Back View Map New Search

District - 14Account Number - 1402020675



The information shown on this map has been compiled from deed descriptions and plats and is not a property survey. The map should not be used for legal descriptions. Users noting errors are urged to notify the Maryland Department of Planning Mapping, 301 W. Preston Street, Baltimore MD 21201.

If a plat for a property is needed, contact the local Land Records office where the property is located. Plats are also available online through the Maryland State Archives at www.plats.net.

Property maps provided courtesy of the Maryland Department of Planning ©2009. For more information on electronic mapping applications, visit the Maryland Department of Planning web site at www.mdp.state.md.us/OurProducts/OurProducts.shtml

PROJECT NUMBER: XIV-482

Other Anticipated Actions and Additional Review Items:								
Special Exception	✓ Special Hearing	PUD						
Variance	Compatibility	Design Review Panel						
✓ Waiver	Scenic Route	Other						
RTA Modification	Referral to Planning Board							
MEETINGS:								
Concept Plan Conference Development Plan Conference Planning Board	06/29/10 Community Inpu 04/20/11 Hearing Officer'							

MASTER PLAN:

The Master Plan 2020 Land Management Area Plan designation for the subject area is "White Marsh Growth Area" The proposed use as indicated on the Proposed Land Use Map of Baltimore County is "Single Family Detached". The Office of Planning finds that the proposed land use is appropriate and does not undermine the purposes of the Master Plan. The subject proposal is also within the boundaries of the South Perry Hall/White Marsh Area Plan Adopted by The Baltimore County Council May 7, Transportation:

The Master Plan 2020 recommends that land development be such that it "plan for interconnecting streets and provide for multiple vehicular access pointing to communities to avoid concentrating traffic onto the collector system."

The Office of Planning is discussing the feasibility of a road connection between the existing Heathers Lane to Tucker Drive with Public Works. If not feasible a pedestrian/ bike connection will be required. This connection can be made in the vicinity of proposed lots 19 and 20. It appears that this connection was the intention when the neighboring subdivisions were designed.

ZONING ADVISORY COMMITTEE:

Case: 11-274 Petition For: Special Hearing

The Office of Planning has reviewed the petitioner's request to permit an accessory structure on a parcel of land that does not contain a principle structure. The Office of Planning does not oppose the request provided the recommendations and conditions contained in this report are addressed.

SCHOOL IMPACT ANALYSIS:

This development is subject to section 32-6-103 of the Baltimore County Code, Adequate Public Facilities. A school impact analysis was prepared and dated March 10, 2011. The Office of Planning reviewed the applicants analysis and offers the following comments:

• On Form 1, the official filing date was March 14, 2011.

- On Form 1, there are no committed seats in the elementary, middle, and high schools associated with this development project.
- On Form 1, the state rated capacity for Parkville Middle School is 1,089 instead of 1,098.
- On Form 3, pupil yields from approved development ought to be 2, 4, and 18 for the elementary, middle, and high schools respectively. Visit the Office's of Planning's Public facilities website for summary school reports.

The proposal is within the boundaries of the following schools:

Fullerton

Elementary School

Parkville

Middle School

Overlea

High School

Revise and resubmit the subject school impact analysis for review and approval.

RESIDENTIAL PERFORMANCE STANDARDS:

Be advised that this development is subject to Bill 58-01 titled "Residential Performance Standards." Section 260 of the Baltimore County Zoning Regulations requires the Director of the Office of Planning to make a finding to the Hearing Officer for all residential development of four lots or more in Baltimore County that is located within the Urban/Rural Demarcation Line.

The Office of Planning has reviewed the applicant's pattern book dated March 10, 2011. At this time a positive finding for compliance with Section 260 of the BCZR cannot be made. The recommendations listed below that pertain to elevations and site designs have impacts on Section 260 guidelines and therefore should be addressed. Once the recommendations have been addressed the Office of Planning will review the revisions and make a finding to the Hearing Officer.

RECOMMENDATION

The Office of Planning has reviewed the Development Plan for conformance with Concept Plan comments of June 29, 2010. The following comments shall be addressed prior to the Hearing Officers Hearing before any approval of the subject development plan can be recommended:

- Provide building elevations that show all facades. The information provided, does not fully
 depict the dwellings proposed for this subdivision. Units that are being offered that have a side
 elevation abutting the public right-of-way should have an elevation drawing that shows the
 additional articulation (as described in recommendation 2).
- 2. Lots 10 and 11 are corner lots that have a side elevation that faces a public right-of- way and are therefore required (per Section 260.6 of the BCZR) to have architectural features and treatments that are similar to those found on the front facade. Lots bordering the suggested road connection will also be subject to this standard. It appears that this will be lots 19 and 21 (subject to change after drafting). The following should be used as a guide for the façade treatments:

Any side facade that faces a public or private road right-of-way shall incorporate various architectural features so as not to be left as blank walls.

PROJECT NAME: Shadow Knoll

PROJECT NUMBER: XIV-482

To ensure walls will not be left blank, any side facade facing a public or private road right-of-way shall be subject to the following number of elements based on the unit's side square footage:

400SF or less3 elements401SF to 750SF4 elements751SF to 1000SF5 elements1001SF or greater6 elements

A window pattern that is uniform and well organized shall be required on the front facade and side elevations facing a public or private right-of-way. Windows on the side elevations shall be provided on multiple floors and the window configuration shall be aligned in a uniform pattern unless a floor plan demonstrates that this is not possible.

Additionally, any interior side facing façade shall incorporate architectural features so as to not be left as blank walls.

- 3. Note that garages may not constitute more than 45% of the total building frontage. It appears that some of the proposed elevations may have garages that constitute more than 45% of the building frontage. A calculation included in the pattern book may confirm that this condition is or is not present.
- 4. Revise elevations and/or model types in the pattern book to show partial or full porches, to comply with Section 260 Residential performance Standards and the general note on page 8 of the pattern book.
- 5. Elevations should depict windows in garage doors unless garage door is divided or set back.

Prepared By:

Division Chief:

CM:kma

INTER-OFFICE CORRESPONDENCE

DEVELOPMENT PLAN CONFERENCE

TO: Arnold Jablon, Director - Department of Permits, Approvals and Inspections

FROM: Jeff Mayhew, Acting Director - Office of Planning

DATE: April 20, 2011

PROJECT NAME: Shadow Knoll PROJECT NUMBER: XIV-482

PROJECT PLANNER: Curtis Murray

GENERAL INFORMATION:

Applicant Name: AMRO Development, LLC

3722 Birchmere Court

Owings Mills, MD 21117

Location: 4637 Ridge Road

Councilmanic District: 6th

Growth Management Area: White Marsh Growth Area

Zoning: DR 3.5

Acres: 9.70± acres

Surrounding Zoning and Land Use:

North: DR 3.5 Single Family Detached, Fullerton Reservoir

South: DR 3.5 Single Family Detached Housing

East: DR 3.5 Single Family Detached

West: DR 3.5, ML ML Single Family Detached Housing, Printing Plant

Project Proposal:

The applicant proposes a development of 27 Single Family Detached units and the retention of 2 existing Single Family Detached units on 9.7+/- acres of land zoned DR 3.5. The site is located on existing Ridge Road in White Marsh. Although the site is mostly wooded, as previously stated there are two existing dwellings and 1 garage that will remain with the development of this project.

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.

	paper Advertising:	
	er or Case Number: 2011-0274-5PH	
Petitioner:	AMRO Development, LLC	
Address or	Location: 4633 + 4637 RIDGE RD	
	ORWARD ADVERTISING BILL TO:	
Name:	AMRO Development, LLC	
Address:	AMRO Development, LCC 3722 Birchmere Ct	
	Owings mills, MD 21117	
Telephone	Number: 410-363-3228	



KEVIN KAMENETZ County Executive ARNOLD JABLON
Deputy Administrative Officer
Director, Department of Permits,
Approvals & Inspections

May 4, 2011

Mr. & Mrs. Gohlinghorst 4637 Ridge Road Baltimore, MD 21236

RE: Case Number 2011-0274 SPH, 4627 1/2 Ridge Road, Baltimore, MD 21236

Dear Mr. & Mrs. Gohlinghorst,

The above referenced petition was accepted for processing **ONLY** by the Bureau of Zoning Review, Department of Permits and Development Management (PDM) on March 17, 2011. This letter is not an approval, but only a **NOTIFICATION**.

The Zoning Advisory Committee (ZAC), which consists of representatives from several approval agencies, has reviewed the plans that were submitted with your petition. All comments submitted thus far from the members of the ZAC are attached. These comments are not intended to indicate the appropriateness of the zoning action requested, but to ensure that all parties (zoning commissioner, attorney, petitioner, etc.) are made aware of plans or problems with regard to the proposed improvements that may have a bearing on this case. All comments will be placed in the permanent case file.

If you need further information or have any questions, please do not hesitate to contact the commenting agency.

Very truly yours,

W. Carl Richards, Jr. Supervisor, Zoning Review

WCR:mcn

Enclosures

c: People's Counsel
Little Assoc., Inc., c/o Dwight Little, 1055 Taylor Ave., Ste. 307, Towson, MD 21286
Howard Alderman, Levin & Gann, P.A., 502 Washington Ave., Ste. 800, Towson, MD 21204

BALTIMORE COUNTY, MARYLAND

INTEROFFICE CORRESPONDENCE

TO:

Arnold Jablon, Director

DATE: March 31, 2011

Department of Permits, Approvals

And Inspections

FROM:

Dennis A. Kennedy, Supervisor Bureau of Development Plans

Review

SUBJECT:

Zoning Advisory Committee Meeting

For April 1, 2011

Item Nos. 2011- 272, 274, 275, 277,

278, 279, 282 and 241

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

DAK:CEN:cab

cc: File

G:\DevPlanRev\ZAC -No Comments\ZAC-04012011 -NO COMMENTS.doc



KEVIN KAMENETZ County Executive

JOHN J. HOHMAN, Chief Fire Department

March 28,2011

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

ATTENTION: Zoning Review

Distribution Meeting of: March 28, 2011

Item No.:

Administrative Variance: 2011-0272A, 2011-0275A, 2011-0277A-0278A, 2011-0281A

Special Hearing: 2011-0274-SPH, 2011-0279-SPHX, 2011-0280-SPHA, 2011-0282-SPHX

Special Exception: 2011-0279-SPHX, 2011-0282-SPHX

Variance: 2011-0276A, 2011-0280-SPHA

Comments:

The Baltimore County Fire Marshal's Office has no comments on the above case numbers at this time.

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

dmuddiman@baltimorecountymd.gov

cc: File



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

Maryland Department of Transportation

Date: MARCH 31,2011

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

RE: Baltimore County

Item No 2011- 0274-5PH 4627-1/2 RIDGE ROAD

GIOHLINGHOST PROPERTY

SPECIAL HEARING-

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. 2011- 0274-5PH.

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, Cher

Access Management Division

SDF/mb



KEVIN KAMENETZ County Executive

ARNOLD JABLON
Deputy Administrative Officer
Director, Department of Permits,
Approvals & Inspections

April 1, 2011

NOTICE OF ZONING HEARING

The Administrative Law Judge 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: 2011-0274-SPH

4627 1/2 Ridge Road

S/side of Ridge Road, 290 feet west of centerline of Long Ridge Road

14th Election District – 6th Councilmanic District

Legal Owners: William and Betty Gohlinghurst

Special Hearing to permit an accessory structure on a parcel of land that does not contain a principal structure.

Hearing: Thursday, May 12, 2011 at 10:00 a.m. in Room 205, Jefferson Building, 105 West Chesapeake Avenue, Towson 21204

Arnold Jabler Director

AJ:kl

C: Howard Alderman, Jr., 502 Washington Ave., Ste. 800, Towson 21204 Mr. & Mrs. Gohlinghurst, 4637 Ridge Road, Baltimore 21236 Steve Rosen, 3722 Birchmere Court, Owings Mills 2117 Dwight Little, 1055 Taylor Avenue, Ste. 307, Towson 21286

NOTES: (1) THE PETITIONER MUST HAVE THE ZONING NOTICE SIGN POSTED BY AN APPROVED POSTER ON THE PROPERTY BY WEDNESDAY, APRIL 27, 2011.

- (2) HEARINGS ARE HANDICAPPED ACCESSIBLE; FOR SPECIAL ACCOMMODATIONS PLEASE CALL THE ADMINISTRATIVE HEARINGS OFFICE AT 410-887-3868.
- (3) FOR INFORMATION CONCERNING THE FILE AND/OR HEARING, CONTACT THE ZONING REVIEW OFFICE AT 410-887-3391.

TO: PATUXENT PUBLISHING COMPANY

Tuesday, April 26, 2011 Issue - Jeffersonian

Please forward billing to:

Amro Development, LLC 3722 Birchmere Court Owings Mills, MD 21117 410-363-3722

NOTICE OF ZONING HEARING

The Administrative Law Judge 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: 2011-0274-SPH

4627 ½ Ridge Road S/side of Ridge Road, 290 feet west of centerline of Long Ridge Road 14th Election District – 6th Councilmanic District Legal Owners: William and Betty Gohlinghurst

Special Hearing to permit an accessory structure on a parcel of land that does not contain a principal structure.

Hearing: Thursday, May 12, 2011 at 10:00 a.m. in Room 205, Jefferson Building, 105 West Chesapeake Avenue, Towson 21204

Arnold Jablon

Director of Permits, Approvals and Inspections for Baltimore County

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

NOTICE OF ZONING

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4627 1/2 Ridge Road S/side of Ridge Road, 290 feet west of centerline of Long Ridge Road 14th Election District
6th Councilmanic District
Legal Owner(s): William and
Betty Gohlinghurst

Special Hearing to permit an accessory structure on a parcel of land that does not contain a principal struccontain a principal struc-ture. Hearing: Thursday, May 12, 2011, at 10:00 a.m. In Room 205, Jefferson Building, 105 West Chesa-peake Avenue, Towson 21204.

ARNOLD JABLON, DIRECTOR OF PERMITS, APPROVALS AND INSPECTIONS FOR

AND INSPECTIONS FOR
BALTIMORE COUNTY
NOTES: (1) Hearings are
Handicapped Accessible;
for special accommodations Please Contact the Administrative Hearings Office at (410) 887-3868.

(2) For information concerning the File and/or Hearing, Contact the Zoning Review Office at (410) 887-3391. Л 04/698-April 26 273582

CERTIFICATE OF PUBLICATION

4/28/.2011
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
The Jeffersonian
☐ Arbutus Times
☐ Catonsville Times
☐ Towson Times
Owings Mills Times
☐ NE Booster/Reporter
☐ North County News
S. Wilkinson

LEGAL ADVERTISING

CERTIFICATE OF POSTING

Date: 4-2	4-11
RE: Case Number: 2011-0274-SPH	Hearing
Petitioner/Developer: AMRO Development 110	
Date of Hearing/Closing: May 12, 2011 10AH	
This is to certify under the penalties of perjury that the necess by law were posted conspicuously on the property located at 462	
The signs(s) were posted on 4-24-11 (Month, Day, Yea	r)
ZONING NOTICE	oster)
CASE # 2011-0274-5PH	
CASE # ZOTION OF USID BY	SON
A PUBLIC HEARING WILL BE HELD BY	n Poster)
INC TOWSON, INC.	
ERSON 0 11309 11309	gn Poster)
PLACE: 100 TIME: THURS IN TO PROVE	0
DATE AND	of Sign Poster)
REQUEST: STEVETURE AN ACCESSORY STRUCTURE AN ACCESSORY STRUCTURE OF LAND THAT DOES NOT CONTROL OF LAND STRUCTURE	
ATT 10 THAT	ign Poster)

RE: PETITION FOR SPECIAL HEARING 4627-1/2 Ridge Road; S/side of Ridge Road

290 ft. West of centerline Long Ridge Road * 14th Election & 6th Councilmanic District

Legal Owners: William & Betty

Gohlinghorst

Petitioner(s)

BEFORE THE

ZONING COMMISSIONER

FOR

BALTIMORE COUNTY

2011-0274-SPH

ENTRY OF APPEARANCE

Pursuant to Baltimore County Charter § 524.1, please enter the appearance of People's Counsel for Baltimore County as an interested party in the above-captioned matter. Notice should be sent of any hearing dates or other proceedings in this matter and the passage of any preliminary or final Order. All parties should copy People's Counsel on all correspondence sent and all documentation filed in the case.

Peter Max Zummerman

PETER MAX ZIMMERMAN
People's Counsel for Baltimore County

CAROLE S. DEMILIO
Deputy People's Counsel
Jefferson Building, Room 204
1()5 West Chesapeake Avenue
Towson, MD 21204
(410) 887-2188

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on this 25th day of March, 2011, a copy of the foregoing Entry of Appearance was mailed to Howard Alderman, Levin & Gann, P.A., 502 Washington Avenue, Suite 800, Towson, Maryland 21204, Attorney for Petitioner(s).

PETER MAX ZIMMERMAN

People's Counsel for Baltimore County

