

KEVIN KAMENETZ County Executive LAWRENCE M. STAHL
Managing Administrative Law Judge
JOHN E. BEVERUNGEN
Administrative Law Judge

June 18, 2013

Christopher M. Steg 3601 Claires Lane Baltimore, Maryland 21220

RE:

Petitions for Variance

Case No.: 2013-0232-A Property: 3601 Claires Lane

Dear Mr. Steg:

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 Office of Administrative Hearings at 410-887-3868.

Sincerely,

JOHN E. BEVERUNGEN Administrative Law Judge for Baltimore County

JEB:sin Enclosure

c: Rick Richardson, 30 E. Padonia Road, Suite 500, Timonium, Maryland 21093 IN RE: PETITION FOR VARIANCE (3601 Claires Lane)

15<sup>th</sup> Election District 6<sup>th</sup> Councilmanic District Christopher M. Steg Petitioner BEFORE THE

\* OFFICE OF ADMINISTRATIVE

\* HEARINGS FOR

\* BALTIMORE COUNTY

\* CASE NO. 2013-0232-A

#### ORDER AND OPINION

This matter comes before the Office of Administrative Hearings (OAH) as a Petition for Variance filed by the legal owner of the property, Christopher M. Steg, for property located at 3601 Claires Lane. The Variance request is from Section 400.1 of the Baltimore County Zoning Regulations ("B.C.Z.R."), to permit an accessory structure (swimming pool) to be located in the side yard in lieu of the required rear yard placement. The subject property and requested relief are more particularly described on Petitioner's Exhibit 1.

This matter was originally filed as an Administrative Variance, with a closing date of May 6, 2013. On May 13, 2013, Administrative Law Judge Beverungen requested a formal hearing on this matter. The hearing was subsequently scheduled for Friday, June 14, 2013 at 10:00 AM in Room 205 of the Jefferson Building, 105 West Chesapeake Avenue, Towson. The file reveals that the Petition was properly advertised and the site was properly posted as required by the Baltimore County Zoning Regulations.

Zoning Advisory Committee (ZAC) comments were received from the Department of Environmental Protection and Sustainability (DEPS) and the Bureau of Development Plans Review (DPR). Both of these ZAC comments indicated the Petitioner was required to comply with Critical Area and flood protection regulations.

ORDER RECEIVED FOR FILING

Date 6-18-13

Appearing at the public hearing in support for this case was Christopher M. Steg. There were no Protestants or interested citizens in attendance, and the file does not contain any letters of protest or opposition. In fact, the Petitioner submitted letters from his adjoining neighbors, both of whom are supportive of the Petition.

Testimony and evidence revealed that the subject property is 2.77 acres and is zoned DR 3.5.

Based upon the testimony and evidence presented, I will grant the request for variance relief. Under *Cromwell* and its progeny, to obtain variance relief requires a showing that:

(1) The property is unique; and

(2) If variance relief is denied, Petitioner will experience a practical difficulty or hardship.

Trinity Assembly of God v. People's Counsel, 407 Md. 53, 80 (2008).

The Petitioner has met this test. The subject property has irregular dimensions and is thus unique for zoning purposes.

The Petitioner would experience a practical difficulty if the regulations were strictly enforced, since he would be unable to construct a pool on the waterfront property, given that the site is constrained by a critical area easement. The grant of relief will in no way be injurious to the public's health, safety & welfare, as demonstrated by the lack of County opposition and support of the adjoining neighbors.

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

ORDER RECEIVED FOR FILING

Date 6-18-13

By 89

THEREFORE, IT IS ORDERED, this <u>18th</u> day of June, 2013 by the Administrative Law Judge for Baltimore County, that the Petition for Variance from § 400.1 of the Baltimore County Zoning Regulations ("B.C.Z.R."), to permit an accessory structure (swimming pool) to be located in the side yard in lieu of the required rear yard placement, be and is hereby GRANTED.

The relief granted herein shall be subject to the following:

1. The Petitioner may apply for his appropriate permits and be granted same upon receipt of this Order; however, Petitioner is herby made aware that proceeding at this time is at his own risk until such time as the 30 day appellate process from this Order has expired. If, for whatever reason, this Order is reversed, the Petitioner would be required to return, and be responsible for returning, said property to its original condition.

Any appeal of this decision must be made within thirty (30) days of the date of this Order.

JOHN F. BEVERUNGEN Administrative Law Judge for Baltimore County

JEB:sln

ORDER RECEIVED FOR FILING

Date\_6-18-13\_

By\_\_\_\_\_\_Sln

## **NISTRATIVE ZONING PE**

ADOD BIAN

FOR ADMINISTRATIVE VARIANCE - OR - ADMINISTRATIVE SPECIAL HEARING To be filed with the Department of Permits, Approvals and Inspections

#### To the Office of Administrative Law of Baltimore County for the property located at:

Address 3601 Claires Lane which is presently zoned DR 3.5 Deed Reference SM11928/106 10 Digit Tax Account # 2 3 0 0 0 1 Property Owner(s) Printed Name(s) Christopher M. Steg

(SELECT THE HEARING(S) BY MARKING X AT THE APPROPRIATE SELECTION(S) AND ADDING THE PETITION REQUEST) Administrative Variances require that the Affidavit on the reverse of this Petition Form be completed / notarized.

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

ADMINISTRATIVE VARIANCE from section(s)

BCZR: 400.1 → To permit an accessor side yard in lieu of the required rear yar	ry structure (swimming pool) to be located in the rd placement.			
of the zoning regulations of Baltimore County, to the zoning	law of Baltimore County.			
2 ADMINISTRATIVE SPECIAL HEARING to appro Section 32-4- 416(a)(2): (indicate type of work in this space	ove a waiver pursuant to Sections 32-4-107(b), 32-4-223.(8), and to raze, alter or construct addition to building)			
restrictions of Baltimore County adopted pursuant to the zoning law for Ba	ations. etc. and further agree to and are to be bounded by the zoning regulations and			
Contract Purchaser/Lessee:	Legal Owners:			
	Christopher M. Steg			
Name- Type or Print	Name #1 – Type or Print  Name #2 – Type or Print			
Signature	Signature #2 3601 Claires Lane			
Mailing Address City State	Mailing Address City State 21220 ,443 695 1373 ,csteg@stegcom.com			
Zip Code Telephone # Email Address  Attorney for Petitioner:  Name- Type or Print R FLECEIVED Signature	Zip Code Telephone# Email Address  Representative to be contacted:			
Name- Type or Print R FALL	Name - Type or Print			
Signature	Signature			
Mailing Address City State	Mailing Address City State			
Zip Code Telephone # Email Address	Zip Code Telephone # Email Address			
thisday of,that the subject matter regulations of Baltimore County and that the property be reposted.	equired, it is ordered by the Office of Administrative Law, of Baltimore County of this petition be set for a public hearing, advertised, as required by the zoning			
CASE NUMBER 2013 -0232 - A Filing Date 1/	strative Law Judge of Baltimore County  (0, 13 Estimated Posting Date 4,21, (3 Reviewer ) 5			

pap 410-335- 346

Rev 10/12/11

### Affidavit in Support of Administrative Variance

(THIS AFFIDAVIT IS NOT REQUIRED FOR AN HISTORIC ADMINISTRATIVE SPECIAL HEARING)

The undersigned hereby affirms under the penalties of perjury to the Administrative Law Judge of Baltimore County, the following: That the information herein given is within the personal knowledge of the Affiant(s) and that the 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 property is not under an active zoning violation citation and Affiant(s) is/are the resident home owner(s) of this residential lot, or is/are the contract purchaser(s) of this residential lot, who will, upon purchase, reside at the existing dwelling on said property located at:

Address: 3601 Claires Lane	Middle River	Maryland	21220
Print or Type Address of property	City	State	Zip Code
Based upon personal knowledge, the f Administrative Variance at the above a			
Our family has grown in size, and will continue			
children will have a safe place to play and swi		ady have pools in their ya	ards, for the very
same reasons we desire to have one ourselve	es.	•	
			,
	,		
		4	
***************************************			-
Signature of Affiant Christopher M. Steg	Signat	ure of Affiant	
Name- Print or Type	Name	- Print or Type	
The following information is t	to be completed by a Notary	Public of the State of N	Maryland
STATE OF MARYLAND, COUNTY OF	F BALTIMORE, to wit:	The second second	
I HEREBY CERTIFY, this 8 <sup>Th</sup> and for the County aforesaid, personally a		, before me a Not	ary of Maryland, ir
N M C.			
the Affiant(s) herein, personally known or	2Q satisfactorily identified to me	e as such Affiant(s) (Pi	rint name(s) here
AS WITNESS my hand and Notaries Seal	Hamel	White	
	Notary Public	LAUREL WHITE	
	My Commission Expires	Notary Public-Mary	land
	wy Commission Expires	Baltimore Count	pires

May 17, 2015

REV. 10/12/11

#### Zoning Property Description for 3601 Claires Lane

Beginning at a point on the North side of Claires Lane which is 40 feet wide at the distance of 1010 feet south, west of the centerline of the nearest improved intersecting street Bowleys Quarters Road which is 40 feet wide.

Being lot # 1 in the minor subdivision Christopher Steg and Wife as recorded in Baltimore County Plat Book # 08, Folio # 050, containing 2.772 acres/120,748 sq. ft. Located in the 15<sup>th</sup> Election District and 6<sup>th</sup> Council District.

# DEPARTMENT OF PERMITS, APPROVALS AND INSPECTIONS 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. <u>For those petitions which require a public hearing</u>, 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.

Item Number or Case Number: 2013-0232	
Petitioner: STEG	
Address or Location: 3601 CLAIRES LANE	
PLEASE FORWARD ADVERTISING BILL TO:  Name: CHRISTOPHEL M. STEG	
Address: 3601 CLAIRES LANES MIDDLELANER, MD 21220	

			D FINANC RECEIPT			No. Date:	111	138	#USDEES 0.084 THE 4/11/2013 4.10.2013 14:05:41
Fund	Dept	Unit	Sub Unit	Rev Source/ Obj	Sub Rev/ Sub Obi	Dept Obj	BS Acct	Amount	MEDICAL MARIN RAW THE CHEETER & GLOCKE WINDOWS OF THE CHEETER AND THE CHEETER
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Rec From:	5	<i>₹6</i>				Total:	3	76.00	
For	2013	?- 427	2.4						
DISTRIBL	JTION								CASHIER'S VALIDATION

## **CERTIFICATE OF POSTING**

	RE: Case No.:	2013-0232-A
	Petitioner/Developer:	
		STEG
	Date of Hearing/Closing:	May 6, 2013
Baltimore County Department of Permits, Approvals and Inspections County Office Building, Room 111 111 West Chesapeake Avenue Towson, Maryland 21204		
Attn: Kristen Lewis:		
Ladies and Gentlemen:		
posted conspicuously on the property loc	April 21, 2013	
The sign(s) were posted on	(Month, Day, Year)	
	Sincerely,	April 21, 2013
	(Signature of Sign Poster)	
ZONING NOTICE	SSG Robert B	
ADMINISTRATIVE VARIANCE	(Print Name	e)
CASE # 210-232-A  To Permit an agreessory structure (Swimming Peol) to be located in the	1508 Leslie R	oad
side yard in lies of the required rear yard placement. PUBLIC HEARING?	(Address)	
PROGRAMS TO SEPTIMENT AND THE MEAN THE SECOND SECON	Dundalk, Marylan	d 21222
Physics Value V C S AVERS	(City, State, Zip	Code)
	(410) 282-79	40
<b>建议是法院的企业的基础设施</b>	(Telephone Nur	nber)

## CERTIFICATE OF POSTING

		2013-0232-
	RE: Case No.:	
	Petitioner/Developer:	
		Christopher Ste
		June 14, 201
	Date of Hearing/Closing:	
ltimore County Department of		
rmits, Approvals and Inspections ounty Office Building, Room 111		
1 West Chesapeake Avenue owson, Maryland 21204		
ttn: Kristen Lewis:		
adies and Gentlemen:		
nis letter is to certify under the penalti sted conspicuously on the property lo	es of perjury that the necessary sign(s) rested at:	equired by law wer
	attu att	Final Page 1 of 1
601 Claires Lane		
	May 25, 2013	6
ne sign(s) were posted on		* .
	(Month, Day, Year)	
	Sincerely,	
		May 25, 2013
Marie Branches	-AM	
	(Signature of Sign Poster)	(Date)
ZONINGNOTICE	SSG Robert B	lack
CASE # 2013-0232-A  A PUBLIC HEARING WILL BE HELD BY	(Print Name	e)
THE ZONING COMMISSIONER IN TOWSON, MD ROOM 205, JEFFERSON BUILDING	1508 Leslie R	oad
PLACE: 105 W. CHERAPEAKE AVE. TOWSON NO 21704  DATE AND TIME: 2000s. June. 14. 2013 at 10:00 a.m.  REQUESTA Variance to permit an	(Address)	
accessory structure (swimming pool) to be located in the side yard in lieu of the required rear yard	Dundalk, Marylan	d 21222
Placement.  Manufacture: process of the first of the firs	(City, State, Zip	Code)
	(410) 282-79	40
A Charles and the	(Telephone Nur	nber)



Baltimore, Maryland 21278-0001

May 23, 2013

THIS IS TO CERTIFY, that the annexed advertisement was published in the following newspaper published in Baltimore County, Maryland, ONE TIME, said publication appearing on May 23, 2013

A	The Jeffersonian
	Arbutus Times
	Catonsville Times
	Towson Times
	Owings Mills Times
	NE Booster/Reporter
	North County News

THE BALTIMORE SUN MEDIA GROUP

By: Susan Wilkinson

Sugar Wilkinst

#### NOTICE OF ZONING HEARING

The Administrative Law Judges 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: #2013-0232-A

3601 Claires Lane, South of centerline of intersection with

Bowleys Quarters Road 15th Election District - 6th Councilmanic District Legal Owner(s): Christopher Steg

Variance: to permit an accessory structure (swimming pool) to be located in the side yard in lieu of the require rear yard

placement.

Hearing: Friday, June 14, 2013 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
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 Zonjing Period Wife of the Administrative Hearings of the Propriet Period Wife of the Period

Contact the Zoning Review Office at (410) 887-3391. 05/482 May 23 924308



KEVIN KAMENETZ County Executive

May 17, 2013

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

#### NOTICE OF ZONING HEARING

The Administrative Law Judges 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: 2013-0232-A

3601 Claires Lane

N/s Claires Lane, South of centerline of intersection with Bowleys Quarters Road

15<sup>th</sup> Election District – 6<sup>th</sup> Councilmanic District

Legal Owner: Christopher Steg

Variance to permit an accessory structure (swimming pool) to be located in the side yard in lieu of the required rear yard placement.

Hearing: Friday, June 14, 2013 at 10:00 a.m. in Room 205, Jefferson Building, 105 West Chesapeake Avenue, Towson 21204

Arnold Jaklon Director

AJ:kl

C: Christopher Steg, 3601 Claires Lane, 21220

NOTES: (1) THE PETITIONER MUST HAVE THE ZONING NOTICE SIGN POSTED BY AN APPROVED POSTER ON THE PROPERTY BY FRIDAY, MAY 25, 2013.

- (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

Thursday, May 23, 2013 Issue - Jeffersonian

Please forward billing to:

Christopher Steg 3601 Claires Lane Baltimore, MD 21220 443-695-1373

#### 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:

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3601 Claires Lane

N/s Claires Lane, South of centerline of intersection with Bowleys Quarters Road

15<sup>th</sup> Election District – 6<sup>th</sup> Councilmanic District

Legal Owner: Christopher Steg

Variance to permit an accessory structure (swimming pool) to be located in the side yard in lieu of the required rear yard placement.

Hearing: Friday, June 14, 2013 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

NOTES: (1) HEARINGS ARE HANDICAPPED ACCESSIBLE; FOR SPECIAL ACCOMODATIONS, 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.

#### MEMORANDUM

DATE:

July 22, 2013

TO:

Zoning Review Office

FROM:

Office of Administrative Hearings

RE:

Case No. 2013-0232-A - Appeal Period Expired

The appeal period for the above-referenced case expired on July 18, 2013. There being no appeal filed, the subject file is ready for return to the Zoning Review Office and is placed in the 'pick up box.'

c: Case File
Office of Administrative Hearings

#### **BALTIMORE COUNTY, MARYLAND**

#### Inter-Office Memorandum

DATE:

May 13, 2013

TO:

Kristen Lewis, Office of Zoning Review

Department of Permits, Approvals & Inspections (PAI)

FROM:

John Beverungen, Administrative Law Judge

Office of Administrative Hearings

RE:

Petition for Administrative Variance – 05/06/13 Closing Date

Case No. 2013-0232-A - 3601 Claires Lane (Formal Demand)

After receipt and a review of the above-captioned case file, I am requesting that this case be set in for a public hearing. Baltimore County Code (B.C.C.) § 32-3-303(a)(1), states in pertinent part:

"... the Zoning Commissioner may grant variances from area and height regulations without a public hearing if the variance petition involves an owner-occupied lot zoned residential ... ." (Emphasis Added)

Our office is returning the file to you for further processing such as notifying the Petitioners, posting and advertising of the hearing notices.

Thank you for your attention and cooperation in this matter.

JEB:dlw

c: Office of People's Counsel

W. Carl Richards, Jr., Supervisor, Zoning Review Office, PAI

RE: PETITION FOR ADMINSTRATIVE

**VARIANCE** 

3601 Claries Lane; N/S Claires Ln, 1010 S of\* c/line w/ intersection of Bowleys Quarters Rd 15<sup>th</sup> Election & 6<sup>th</sup> Councilmanic Districts \*

Legal Owner(s): Christopher Steg

Petitioner(s) \*

BEFORE THE OFFICE

OF ADMINSTRATIVE

**HEARINGS FOR** 

**BALTIMORE COUNTY** 

2013-232-A

#### **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.

RECEIVED

JUN 05 2013

Peter Max Zummerman

PETER MAX ZIMMERMAN

People's Counsel for Baltimore County

CAROLE S. DEMILIO

Deputy People's Counsel Jefferson Building, Room 204 105 West Chesapeake Avenue Towson, MD 21204

Cook S Vembra

(410) 887-2188

#### **CERTIFICATE OF SERVICE**

I HEREBY CERTIFY that on this 5th day of June, 2013, a copy of the foregoing Entry of Appearance was mailed to Christopher M. Steg, 3601 Claires Lane, Baltimore, Maryland 21220, Petitioner(s).

Peter Max Zimmerman

PETER MAX ZIMMERMAN
People's Counsel for Baltimore County

CASE NO. 2013- 0333-A

## CHECKLIST

Comment Received	Department		Support/Oppose/ Conditions/ Comments/ No Comment
MIGH3.	DEVELOPMENT PLANS REV (if not received, date e-mail sent		<u> </u>
4/30/13	DEPS (if not received, date e-mail sent		
	FIRE DEPARTMENT		
	PLANNING (if not received, date e-mail sent		
4/16/13	STATE HIGHWAY ADMINIST	RATION	NO Oby
	TRAFFIC ENGINEERING		3
	COMMUNITY ASSOCIATION		
	ADJACENT PROPERTY OWN	ERS	
ZONING VIOLAT	ION (Case No		
PRIOR ZONING	(Case No.	+	
NEWSPAPER ADV	VERTISEMENT Date:	5   25   13	by Black
	EL APPEARANCE Yes EL COMMENT LETTER Yes	No D	
omments, if any:			

## CHECKLIST

Comment Received	<u>Department</u>	Conditions/ Comments/ No Comment
4-19	DEVELOPMENT PLANS REVIEW (if not received, date e-mail sent)	<u> </u>
6-13	DEPS (if not received, date e-mail sent)	
	FIRE DEPARTMENT	<del></del>
	PLANNING (if not received, date e-mail sent)	
4-14	STATE HIGHWAY ADMINISTRATION	No objection
· · ·	TRAFFIC ENGINEERING	
	COMMUNITY ASSOCIATION	russ, 3618 Chaires Lan
4-12	ADJACENT PROPERTY OWNERS (4) 2 - Cho	ininchear 3624 "1"
ZONING VIOLA		
PRIOR ZONING	(Case No.	
NEWSPAPER AD	VERTISEMENT Date:	
SIGN POSTING	Date:	by Black
•	SEL APPEARANCE Yes No D	
Comments, if any:	Fressing CRCA - DERS ZAC 5/13	
Shot	Ven	

BALTIMORE COUNTY DEPARTMENT OF PERMITS, APPROVALS AND INSPECTIONS ONLY DEPARTMENT OF PERMITS, APPROVALS AND INSPECTIONS

### ADMINISTRATIVE VARIANCE INFORMATION SHEET AND DATES

Case Number 2013- 033 2 -A Address 3601 CLAIRES LANE
Contact Person: JA 50~ SEI DELMAN Phone Number: 410-887-3391 Planner, Please Print Your Name
Filing Date: 4 10 13 Posting Date: 4 21 13 Closing Date: 5/6)>3
Any contact made with this office regarding the status of the administrative variance should be through the contact person (planner) using the case number.
<ol> <li>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.</li> <li>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.</li> </ol>
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 2013 0332 -A Address 3601 CLAIRES LANE
Petitioner's Name STEG Telephone 443-695-1373
Posting Date: 4/21/13 Closing Date: 5/6/13
Wording for Sign: To Permit AN ACCESSORY STRUCTURE (SHIMMING 1002) TO BE
LUCATED IN THE SIBE YORD IN LIEU OF THE REQUIRED REAR YARD PLACEMENT.



## EXCLUSIVE RIGHT TO SELL RESIDENTIAL BROKERAGE AGREEMENT (MARYLAND)

DATE: 02/27/		EC	
1. OWNER(S) (LIS	stall): CHRISTOPHER M ST : 3601 CLAIRES LAWE	SAME MIDDLE CI	USA MA 21220
	s: /	Office/Home Fax:	3-695-1373
	S: /		
	: CSTEG A) SUMATECHL		
	Long & Foster Real Estate, Inc.		
Office Address:	8746 Bel Air Road	Baltir	more MD 21236
Office Telephone	: (410) 529-1900	Office Fax: (410) 5	529-5954
Listing Agent(s):	Joan Bluk	Direct Line: (410) 5	529-1900
Home Phone: Email Address:	JOAN.BIUK@Longandfoster.co	Cell Phone:	
undersigned Owner estate broker, the party") Owner	STING: Long & Foster Reperts of the authorized represent property known as: 1415 THO er acknowledges that the Property	tative of Owner(s) ("owner") to RNDON DR is being conveyed (initial one	sell, as the exclusive real BELAIR, MD 21015 selection)
IN F	FEE SIMPLE, or	IBJECT TO AN ANNUAL GRO	DUND RENT, now existing,
AGREEMENT: Th	RM/RIGHTS OF PARTIES F nis agreement shall be effective on (mm/dd/yy), (the "Listing	3 · / · / 3 (mm/dd/y)	y) and shall continue until
following provision wither Owner or Br	r Section 17-534(b)(5) of the Ma for the termination of this Agreem roker, by giving written notice, may one (	ent:  cancel this Agreement so the late of receipt of such written	at it will terminate at midnight
Paragraph 12 of termination of this provided herein, Br effective immediate other third-party, or or local fair housin provides for settler	termination of this Agreement by this Agreement, and Paragraph as Agreement. Notwithstanding the roker, in Broker's sole and absolutely in the event Owner provides are violates or indicates any intentioning law(s). If a Contract of Salement to occur after the expiration dement has occurred or until the Contract of Salement has occurred or until the Con	12 of this Agreement shall e rights of the parties to tell e discretion, may terminate this any false information, misreprest to discriminate in violation of its entered into by Owner during the Listing Term, this Agree	I survive the expiration or rminate this Agreement as a Agreement at anytime and esents any fact to Broker or any applicable federal, state ing the Listing Term, which ement shall be automatically
REALTOR OF		Page 1 of 8	alt @
LF1548 Brok	er_Sb	Own	er (10/12) Termination Dat

- (c) Broker's responsibility to market the Property is suspended upon Owner's acceptance of a written offer to purchase the Property, unless otherwise agreed by Broker.
- 8. GRANT/RELEASE OF PROPERTY DATA TO BROKER: Owner grants to Broker the unlimited right to use, publish, disseminate, sell, and license to others all text, graphics, photos, virtual tours, documents, and any other types of data entered into the MLS, and Owner hereby releases to Broker all of the Owner's interests and all intellectual property rights therein. If Owner elects to allow dissemination of Property data on the Internet, Owner understands and agrees that public websites determine their own content and use of data, and therefore Broker has no control over public websites and no obligation to remove any of the above content from public websites at any time.
- **9. FAIR HOUSING:** With respect to race, color, religion, sex, national origin, handicap or familial status, the Property is offered in compliance with the Civil Rights Act of 1968, and the Fair Housing Amendments Act under Federal law. Additionally, the Property shall be offered in compliance with the anti-discrimination provisions of Maryland law and any local, county and municipal fair housing laws.
- 10. OWNER RESPONSIBILITY/INSURANCE: Broker shall not be responsible for the care, or physical condition of the Property. Owner shall remain solely responsible for the care and physical condition of the Property, including, but not limited to, cost of all utilities, maintenance, the physical security of the premises and all personal property and maintaining adequate property and personal injury insurance during the term of this Agreement; and, Broker shall have no liability for such matters.
- 11. REPAIRS: Owner is hereby notified that repairs of the Property may require that the individuals engaged to perform such repairs must be duly licensed.
- 12. BROKER'S COMPENSATION: The amount of Broker compensation is not prescribed by law or established by any membership organization with which the Broker is affiliated.

  In the event of a sale, exchange, or transfer, the Compensation to be paid by Owner to Broker shall be \$345.00 plus 7,000 % of the sales price, plus 6 month(s) ground rent, if any.

  The Compensation shall be deemed to have been earned by Broker and shall be due and payable by Owner to Broker if:
  - A. During the term of this Agreement, or any extension thereof:
  - (i) Broker produces a ready, willing and able buyer to purchase the Property at the listing price and/or at such other price as shall be accepted by Owner or agreed upon in writing between Owner and Broker (the "Sale Price"); or
  - (ii) Owner shall enter into a written agreement to sell, lease, exchange, convey or transfer the Property to any person or entity whether such person or entity shall have been procured by Broker, by Owner or by any other person or entity, in which event Owner, within seventy-two (72) hours thereof, shall furnish Broker a copy of such written agreement; or
  - (iii) If during the period of \_\_\_\_\_\_ days following the expiration or termination of this Agreement, Owner shall enter into a written agreement to sell, lease, exchange, convey or transfer the Property to any person who or to any entity which, with knowledge of Owner or any agent of Owner, inspected or made inquiry about the Property or negotiated to purchase or exchange the Property during the term of this Agreement or any extension thereof, in which event Owner, within seventy-two (72) hours thereof, shall furnish Broker a copy of such written agreement.
  - B. Owner defaults or voluntarily agrees to terminate a sale; or
  - C. Owner breaches this Agreement.

The Compensation due Broker shall be a charge against the Property and shall be paid at settlement as a convenience to Owner. However, Owner acknowledges and agrees that settlement on the Property shall not be a condition precedent to Owner's obligation to Broker as herein provided.



Broker SB

Owner Of



making the highest and best offer as promptly as possible. On the other hand, such disclosure could result in the interested buyer electing not to make an offer.  Owner: (Owner to initial one)  Authorizes; OR/ Does Not Authorize	
Broker or Broker's agents to disclose the existence of other written offers on the Property in response to inquiries from buyers or cooperating brokers. If disclosure is authorized, Broker or Broker's agents shall also disclose, if asked, whether an offer was obtained by the listing agent, another agent in Broker's firm, or by a cooperating broker. Such authority does not include the disclosure of the terms and conditions of such offer(s	s).
17. HOME WARRANTY: Broker does or does not offer the opportunity for Owner to purchase home warranty to be in force during the listing period and which will transfer to the buyer upon settlement. (Owner to initial one)	а
Warranty desired. For policy to be effective, Owner must complete the necessary paperwork.  Warranty Declined	k.
18. NOTICE OF PROPERTY CONDITION DISCLOSURE/DISCLAIMER: Owner is advised that under Maryland Law (Real Property Article 10–702), the buyer is entitled to receive the Maryland Residential Property Disclosure And Disclaimer Statement ("disclosure/disclaimer statement"), a form provided by the Maryland Real Estate Commission, from the Owner. Owner must deliver the completed disclosure/ disclaimer statement to the buyer on or before the buyer's entering into a Contract of Sale (offer to purchase) (with the exception of a Land Installment Contract, an Option to Purchase Agreement and a Lease Agreement containing an Option to Purchase provision, in which case the disclosure/disclaimer statement must be delivered to thebuyer before the execution of the Contract by the buyer). A buyer who does not receive the disclosure/disclaimer statement on or before the execution of the offer by the buyer has the unconditional righ upon written notice to the Seller or Seller's agent, to rescind the Contract of Sale at any time before the receip of the disclosure/disclaimer statement or within five (5) days following receipt of the disclosure/disclaimer statement and to the immediate return of any deposit. However a buyer's right to rescind the Contract terminates if not exercised (A) before making a written application to a lender for a loan, if the lender discloses in writing at or before the time application is made that the right to rescind terminates upon submission of the application, or (B) within five (5) days following receipt of a written disclosure from a lender who has received the buyer's application for a mortgage loan, if the lender's disclosure states that the buyer's right to rescind terminates at the end of that five (5) day period. Maryland Law (Real Property Article 10-702) exempts certain transfers or sales from its application: A) the initial sale of a new home: (1) that has never been occupied; or (2) for which a certificate of occupancy has been issued within one year before the buyer and seller enter into Co	tot
Owner: (Owner to initial one)	
/ is OR/ is not exempt	

REALTOR®

Broker So

Page 5 of 8

Owner \_\_\_\_



#### UNLESS each Owner:

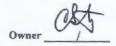
- 1. Certifies, in writing, under the penalties of perjury, that the Owner is a resident of the State of Maryland or is a resident entity of the State of Maryland; OR
- 2. Presents to the clerk of the circuit court for a county or the Maryland State Department of Assessments and Taxation a certificate issued by the Comptroller of the State of Maryland stating that: i) there is no tax due in connection with the sale or exchange of the Property; or ii) a reduced amount of tax is due from the Owner and the reduced amount is collected by the clerk of the circuit court for a county or the Maryland Department of Assessments and Taxation before recording or filing; (NOTE: If Owner intends to obtain a certificate from the Comptroller's office, Owner should immediately contact the Comptroller at 1-800-MDTAXES. Obtaining the certificate requires a MINIMUM of three (3) weeks); OR
- Has satisfied the tax liability or has provided adequate security to cover such liability; OR
- 4. Certifies, in writing, under the penalties of perjury, that the Property being transferred is the Owner's principal residence.

As defined under Maryland law and as used in a) and b) above, the term "total payment" means the net proceeds paid to the Owner for the Property and associated tangible personal property, less: 1) debts owed by the Owner and secured by a mortgage or other lien against the Property being paid upon the sale or exchange of the Property and 2) other expenses of the Owner arising out of the sale or exchange of the Property and disclosed on a settlement statement prepared in connection with the sale or exchange of the Property. "Total payment" includes the fair market value of any property transferred to the Owner.

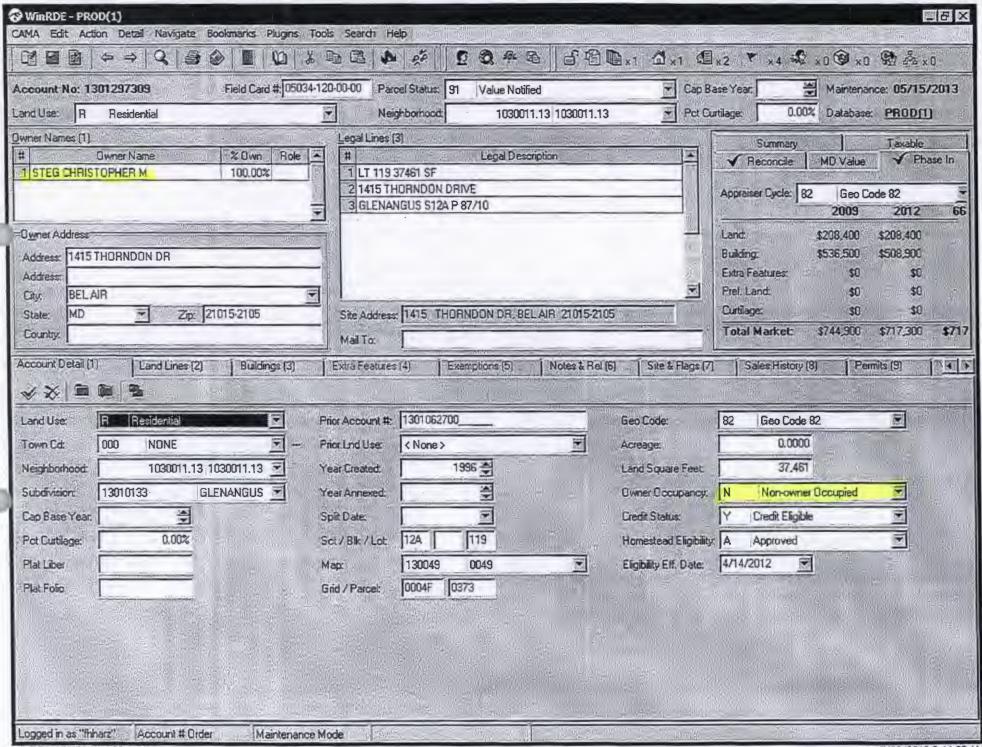
- 23. FOREIGN INVESTMENT TAXES FIRPTA (Foreign Investment in Real Property Tax Act): Section 1445 of the United States Internal Revenue Code of 1986 and applicable Treasury Department regulations adopted thereunder (the "Act") provide that a buyer of residential real property located in the United States must withhold federal income taxes from the payment of the purchase price under certain circumstances. Owner agrees to comply with the Internal Revenue Service reporting requirements. If applicable, Owner agrees to complete, sign, and deliver to the appropriate party a certificate indicating whether Owner is a foreign person or non-resident alien under the Act.
- 24. FHA LOAN NOTICE: If the current loan on the property is insured by the Federal Housing Administration, the loan shall be paid in full at settlement in accordance with FHA rules and regulations.
- 25. LEGAL CONSTRUCTION: This Agreement is binding upon the parties hereto, and their personal representatives, successors, heirs and assigns. If this Agreement is signed by more than one person, it shall constitute the joint and several obligations of each. This Agreement contains the entire Agreement of the parties and cannot be changed except by the written agreement of the parties hereto. Owner warrants that there are no other existing agreements or conditions other than as set forth herein. This is a legally binding Agreement; if not understood, seek competent legal, tax or other professional advice. Owner has not relied upon any statement or representation of Broker except as set forth in this Agreement. This Agreement shall survive execution and delivery of the deed and shall not be merged therein. This Agreement shall be interpreted and construed in accordance with the laws of the State of Maryland.

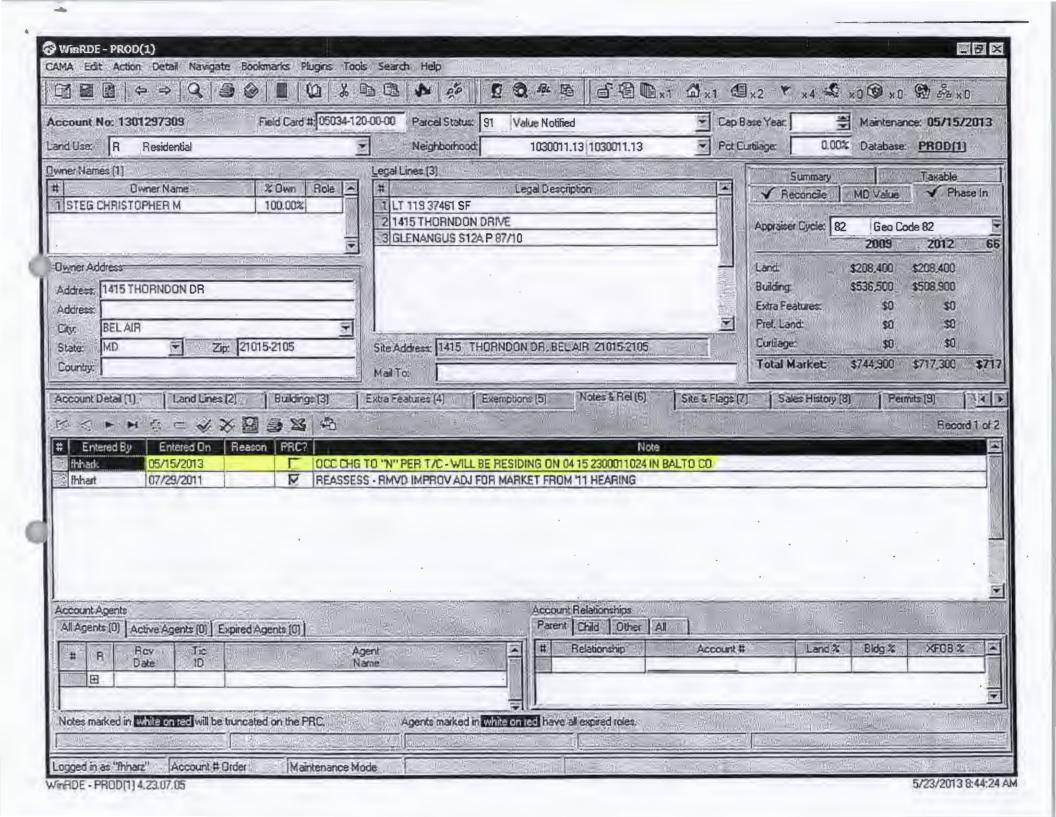












## BALTIMORE COUNTY, MARYLAND INTEROFFICE CORRESPONDENCE

**DATE:** April 19, 2013

TO:

Arnold Jablon, Director

Department of Permits, Approvals

And Inspections

FROM:

Dennis A. Kennedy, Supervisor

Bureau of Development Plans Review

SUBJECT:

Zoning Advisory Committee Meeting

For April 22, 2013 Item No. 2013-0232

The Bureau of Development Plans Review has reviewed the subject zoning item and we have the following comment.

The site is located in the tidal flood plain. A permit is required for the pool.

DAK:CEN cc: file

ZAC-ITEM NO 13-0232-04222013.doc

#### **BALTIMORE COUNTY, MARYLAND**

**Inter-Office Correspondence** 

RECEIVED

MAY 1 3 2013



**OFFICE OF ADMINISTRATIVE HEARINGS** 

TO:

Hon. 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 30, 2013

SUBJECT:

**DEPS Comment for Zoning Item** 

# 2013-0232-A

Address

3601 Claires Lane

(Steg Property)

Zoning Advisory Committee Meeting of April 15, 2013.

EPS has reviewed the subject zoning petition for compliance with the goals of the Statemandated Critical Area Law listed in the Baltimore County Zoning Regulations, Section 500.14. Based upon this review, we offer the following comments:

 Minimize adverse impacts on water quality that result from pollutants that are discharged from structures or conveyances or that have run off from surrounding lands;

The subject property is located within a Limited Development Area (LDA) and is subject to Critical Area requirements. The applicant is requesting approval for a pool to be located in the side yard instead of the rear yard. The lot is waterfront but no new development is proposed in the 100-foot buffer. No lot coverage information was provided. COMAR 27.01.09.01-1 requires buffer establishment (i.e. plantings) for the square footage area of new accessory structures outside the buffer. This requirement has not been addressed. If the applicant can meet the lot coverage and buffer establishment requirements, the relief requested by the applicant will result in minimal adverse impacts to water quality.

2. Conserve fish, plant, and wildlife habitat;

This property is waterfront but no new construction is proposed within the buffer. If the applicant is able to meet the lot coverage and buffer establishment requirements, fish, plant, and wildlife habitat in the Chesapeake Bay will be conserved.

3. Be consistent with established land use policies for development in the Chesapeake Bay Critical Area, which accommodate growth and also address the fact that, even if pollution is controlled, the number, movement and activities of persons in that area can create adverse environmental impacts;

The proposed accessory structure must meet lot coverage and buffer establishment requirements in the Critical Area. That information has not yet been provided. Once that can be shown, the relief requested will be consistent with established land-use policies.

Reviewer: Regina Esslinger – Environmental Impact Review (EIR)

#### **Additional Comments:**

A permit for a future pool will need review by Groundwater Mgmt., since the house is apparently still served by a well.

Reviewer: Dan Esser – Groundwater Management (GWM)



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

May 7, 2013

Christopher M. Steg 3601 Claires Lane Baltimore MD 21220

RE: Case Number: 2013-0232 A, Address: 3601 Claires Lane, 21220

Dear Mr. Steg:

The above referenced petition was accepted for processing **ONLY** by the Bureau of Zoning Review, Department of Permits, Approvals, and Inspection (PAI) on April 10, 2013. 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 Richal D

W. Carl Richards, Jr. Supervisor, Zoning Review

WCR: jaf

**Enclosures** 

c: People's Counsel

SKAA StateHighway Administration

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

Administration Melinda B. Peters, Administrator

#### MARYLAND DEPARTMENT OF TRANSPORTATION

Date: 4-16-13

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

RE: Baltimore County

Item No 2013-0232-A Administrative Variance

Christopher M. Steg 3601 Clarves Line

Darrell B. Mobley, Acting Secretary

Dear Ms. Lewis:

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. 2013 -0232-A

Should you have any questions regarding this matter, please contact Richard Zeller at 410-545-5598 or 1-800-876-4742 extension 5598. Also, you may E-mail him at (rzeller@sha.state.md.us).

Sincerely, Pulsa Afella

Steven D. Foster, Chief

Access Management Division

SDF/raz

#### **Debra Wiley - Re: DEPS ZAC Comments**

From:

Debra Wiley

To:

Livingston, Jeffrey

Date:

5/13/2013 12:03 PM

Subject: Re: DEPS ZAC Comments

Jeff,

Any reason this is dated April 30th?

Debbie Wiley Legal Administrative Secretary Office of Administrative Hearings 105 West Chesapeake Avenue, Suite 103 Towson, Md. 21204 410-887-3868 410-887-3468 (fax) dwiley@baltimorecountymd.gov

>>> Jeffrey Livingston 5/13/2013 11:55 AM >>>

>>> Debra Wiley 5/13/2013 11:45 AM >>> Good Morning Jeff,

I am in the process of reviewing administrative variances that closed 5/6 and missing a ZAC comment for the following:

2013-0232-A - CBCA 3601 Claires Lane, 21220

Thanks in advance.

Debbie Wiley Legal Administrative Secretary Office of Administrative Hearings 105 West Chesapeake Avenue, Suite 103 Towson, Md. 21204 410-887-3868 410-887-3468 (fax) dwiley@baltimorecountymd.gov

#### Debra Wiley - 2013-0232-A - Formal Demand - Section 32-3-303(a)(1) & Owner-**Occupied Lot**

From:

Debra Wiley

To:

Lewis, Kristen; Richards, Carl

Date:

5/13/2013 3:00 PM

Subject:

2013-0232-A - Formal Demand - Section 32-3-303(a)(1) & Owner-Occupied Lot

Attachments: 20130513144810676.pdf

#### Good Afternoon,

Please see attached correspondence from John Beverungen regarding the above. The file has been placed in the pick-up box for further processing.

Thanks in advance.

**Debbie Wiley** Legal Administrative Secretary Office of Administrative Hearings 105 West Chesapeake Avenue, Suite 103 Towson, Md. 21204 410-887-3868 410-887-3468 (fax) dwiley@baltimorecountymd.gov

May 22, 2013

#### To Whom It May Concern:

I/we, <u>Michael and/or Teresa Burruss</u>, verify and attest that Christopher and Christina Steg have been residing in the house at 3601 Claires Lane, Middle River, MD, 21220, as their primary place of residence since approximately 1MAR13.

Sincerely,

Michael & Teresa Burruss

3618 Claires Lane

Middle River, MD 21220-2907

6/140

#### RECEIVED

May 23, 2013

John E. Beverungen Administrative Law Judge Baltimore County 400 Washington Avenue Towson, MD 21204 MAY 2 3 2013

OFFICE OF ADMINISTRATIVE HEARINGS

RE: Case # 2013-0232A 3601 Claires Lane, Middle River, MD 21220, Tax ID 15-2300011024

Mr. Beverungen:

Thank you for your consideration in this matter.

I purchased the property in question in 1996, and personally subdivided the property before building my house (myself), completed late in 2005. My wife, Christina, and I have been staying at our home on Claires Lane "half-time" for the last 2 years, but this year have listed our other home For Sale, and have made 3601 Claires Lane our principle residence as of 1MAR13. We have been staying at the house 5 nights/week since the listing of our Harford County residence with a realtor on 27FEB13 (please see attached copy of the Broker Contract), only splitting up the time, as such, due to it being our daughter's senior year of high school in the Harford County school district, and to ensure the safety and upkeep of the property while it is listed For Sale.

When I spoke with Jason Seidleman while completing/submitting my Administrative Variance Petition with him on 10APR13, I explained the situation above, and that we were in the process of selling our other residence, and that this home on Claires Lane is our principle residence. On 8APR13, prior to meeting with Jason, I had signed and had notarized the Affidavit in Support of Administrative Variance stating the property at Claires Lane is my principle residence. Had I been aware, or been made aware, that I needed to contact the Department of Assessments & Taxations to update which property was listed as my principle residence in their records prior to filing, I would have done so (which I did on 15MAY13, as well as updated my license on 16MAY13 to reflect my change in residence, per this information being received from your office on 15MAY13). I followed up with the Dept. of Assessments & Taxation this morning, 23MAY13, as when searched online, the properties still do not show as having been updated with this change. I was told by the State that they are having some "data transfer problems" which has prevented this information from being available online, and then transferred to Ms. Laura Keller, the Assistant Supervisor for the Harford County Dept. of Assessments & Taxation. Ms. Keller confirmed my principle residence is now listed as Claires Lane as of the 15th of this month, and forwarded verification to me, which I've attached for reference. For confirmation and clarification, Ms. Keller has advised she can be reached, directly, at 410 836 4810, should you need to speak with her. Additionally, I have attached a letter from my neighbor, Mrs. Teresa Burruss, confirming that we have been residing at this property since 1MAR13.

Mr. Beverungen, I feel that I have been very diligent and earnest in my efforts to do all that is needed for approval of this Variance, which is for a pool to be installed on our property. My wife and I have four children between the two of us, and is our wish that we are able to have this pool located at our home so we will have a safe place to gather as a family, with friends and family, and enjoy ourselves. We are trying most fervently to have this pool in place as soon as possible for this purpose, as well for our daughter's Graduation Party, 13JUL13. Had I known when I contracted with the pool company on 2MAR13 that all of this would be entailed, I would have begun this process even earlier. I implore you to

recognize our efforts to have everything completed correctly, and in time for our daughter's graduation, and the time that we have invested in doing so.

Thank you again for your consideration in this matter and for your valuable time reviewing this letter and information regarding this case again.

Sincerely,

A.

Christopher M. Steg 3601 Claires Lane

Middle River, MD 21220

STATE OF Maryland

COUNTY OF Baltimore ) TO WIT

I HEREBY CERTIFY that on this \_\_\_\_\_\_\_ day of \_\_\_\_\_\_\_, 2013, before me a Notary

Public, in and for the State and County aforesaid, personally appeared Christopher M. Step

\_\_\_\_\_\_ the Affiant named herein, personally known or satisfactorily identified to me as such Affiant, and who executed the foregoing statement which they acknowledge to be true.

WITNESS my hand and Notarial Seal the day and year last above written.

LAUREL WHITE
Notary Public-Maryland
Baltimore County
My Commission Expires
May 17, 2015

My Commission Expires:

**NOTARY PUBLIC** 



## Debra Wiley - 2013-0232-A - Formal Demand - Section 32-3-303(a)(1) & Owner-**Occupied Lot**

From:

Debra Wiley

To:

Lewis, Kristen; Richards, Carl

Date:

5/13/2013 3:00 PM

2013-0232-A - Formal Demand - Section 32-3-303(a)(1) & Owner-Occupied Lot

20130513144810676.pdf

ed correspondence from John Beverungen regarding the above. The file has been placed in or further processing.

**Debbie Wiley** Legal Administrative Secretary Office of Administrative Hearings 105 West Chesapeake Avenue, Suite 103 Towson, Md. 21204 410-887-3868 410-887-3468 (fax) dwiley@baltimorecountymd.gov

## Debra Wiley - Fwd: Re: swimming pool issue

From:

**Debra Wiley** 

To:

Lewis, Kristen

Date:

5/22/2013 12:12 PM

Subject:

Fwd: Re: swimming pool issue

Attachments: Re: swimming pool issue

fyi

Debbie Wiley Legal Administrative Secretary Office of Administrative Hearings 105 West Chesapeake Avenue, Suite 103 Towson, Md. 21204 410-887-3868 410-887-3468 (fax) dwiley@baltimorecountymd.gov

## Debra Wiley - Re: swimming pool issue

From:

John Beverungen

To:

Stanley Jacobs

Date:

5/22/2013 11:58 AM

Subject:

Re: swimming pool issue

No.

>>> Stanley Jacobs 05/22/13 11:57 AM >>>

John. Can the owner still update his information and avoid the public hearing

>>> John Beverungen 5/22/2013 11:16:11 AM >>>

Stan, Deb Wiley just told me that a hearing has been scheduled (for June 14) by the Dept. of PAI in that matter involving your client. I should have checked with Deb before I responded to you....sorry for the confusion. John.

### Debra Wiley - Re: 3601 Claires Avenue Case Number 2031-0232A

From:

John Beverungen

To:

Stanley Jacobs

Date:

5/22/2013 10:55 AM

Subject: Re: 3601 Claires Avenue Case Number 2031-0232A

CC:

Debra Wiley

Stan,

I am quessing this is an administrative variance case, and if so, the person seeking the variance must use and occupy the property in question as his/her principal residence. This admin. variance procedure allows for a variance to be granted without a public hearing. Otherwise, the petitioner would need to have a public hearing. So if your client does reside in the property for which the variance is being sought, he should file with the Dept. of PAI and this office an affidavit stating that, and explaining the circumstances outlined in your email.

John.

>>> Stanley Jacobs 05/21/13 8:41 AM >>> Good Morning John,

I have an unusual question for you. One of our commercial clients happens to own the above referenced property. The application for a permit was for a swimming pool.

Base upon my limited knowledge, a hearing was held and approved but the owner was told he had to have another hearing as his application did not show that his primary residence was in Baltimore County. According to owner, the application shows his old Harford County address as he did not change his drivers license at the time of application. He is under the impression that if the application had the Baltimore County address on it he would be able to get his permit in a day or so.

Is this correct or would be still have to wait another 30 days even if his address in Baltimore County was listed as his primary home? He has since changed his license and lives in Baltimore County full time.

Thanks for your guidance.

Stan

Stan Jacobs Chief Financial Officer **Baltimore County Department of Economic Development** 400 Washington Ave., Suite 100 Towson, Maryland 21204 410-887-8033 (office) 410-832-8579 (fax) sjacobs@baltimorecountymd.gov Website:www.baltimorecountymd.gov

#### Administrative Hearings - Photos for Case # 0232, 3601 Claires Lane

From:

Mary Loeffler <mloeffler@stegcom.com>

To:

CC:

"administrativehearings@baltimorecountymd.gov" <administrativehearings@b...

Date:

5/10/2013 9:15 AM

Subject:

Photos for Case # 0232, 3601 Claires Lane Christopher Steg <csteg@stegcom.com>

Attachments: Photo 1.jpg; photo 2.jpg; Photo 3.jpg; Photo 4.jpg

#### Hello,

Attached please find the photographs (4) to reference in Case # 0232 for 3601 Claires Lane, as requested. Please confirm receipt of these photos when you are able, as well as advise if there is any other information I can provide. I understand we need the comments from DEPS before the order can be written, and will follow up with you next week.

Thank You, Mary Loeffler

Mary E Loeffler Steg Commercial, LLC Two Sisters Properties, LLC 11038 Red Lion Road P.O. Box 252 White Marsh, MD 21162 Cell (410) 688-4944 Fax (410) 335-3416

RECEIVED

MAY 1 0 2013

Please consider the environment before printing this email.

OFFICE OF ADMINISTRATIVE HEARINGS

#### To Whom It May Concern:

I/we, Michael and/or Teresa Burruss, verify that I/we have reviewed, and am in agreement with, the plan(s) for the proposed pool at 3601 Claires Lane (Christopher Steg's property).

I/we have no objection to a pool and pool patio being constructed/installed on Mr. Steg's property, as stated above.

Sincerely,

Michael & Teresa Burruss

3618 Claires Lane

Homestead Application Status:

Maryland Department of Assessments and Taxation Real Property Data Search (vw5.1A) BALTIMORE COUNTY Go Back
View Map
New Search
GroundRent Redemption
GroundRent Registration

		District - 15 Accou		00011000				
			Owner Inform	ation				
Owner Name:		SS MICHAEL E SS TERESA A		Use: Principa	l Residence;		RESIDENTIAL YES	
Mailing Address:		AIRES LN MORE MD 21220-2907		Deed Re			1) /14887/ 00089 2)	
		Loca	tion & Structure	Information				
Premises Address 3618 CLAIRES LN 0-0000			1.3 NS	gal Description 97 AC CLAIRES LN 00FT W BOWL	eys Qrtrs r			
Map Grid 0091 0015	Parcel Sub Distri	Subdivision 0000	Section	Block	Lot 2	Assessment Area 3	Plat No: Plat Ref:	M
Special Tax Areas		wn Valorem x Class	NONE					
Primary Structure Bu 2001	ilt	Enclosed Area 2,878 SF		Property L 1.4000 AC	and Area		County Use	
Stories Basement 2.000000 NO	Type E STANDARD UNIT S	xterior IDING						
			Value Inform	ation				
	Base Value	<u>Value</u> As Of 01/01/2012	Phase-in Asses As Of 07/01/2012	As Of 07/01/2013				
Land	343,200	305,400	07/01/2012	07/01/201				
Improvements: Total:	497, <b>7</b> 00 840,900	301,000 606,400	606,400	606,400				
Preferential Land:	.0			0				
			Transfer Inform	nation				
	STOPHER M GTH VACANT			Date: Deed1:	12/27/2000 /14887/ 00089	Price: Deed2;	\$228,000	
Seller: Type:				Date: Deed1:		Price: Deed2:		
Seller: Type:				Date: Deed1:		Price: Deed2:		
			Exemption Infor	mation				
Partial Exempt Asses	sments			Class 000	0.0	/01/2012 0	07/01/2013	
State Municipal			(	000	0.0	0	0.00	
Tax Exempt:						Special Tax Recap	ture:	
Exempt Class:						NONE		

No Application

#### To Whom It May Concern:

I/we, Kenneth and/or Mari Chu, verify that I/we have reviewed, and am in agreement with, the plan(s) for the proposed pool at 3601 Claires Lane (Christopher Steg's property).

I/we have no objection to a pool and pool patio being constructed/installed on Mr. Steg's property, as stated above.

a Mari Ol

Sincerely,

Kenneth & Mari Chu

3621 Claires Lane

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

					Owner	r Informa	ition						
Owner Na			3621 CL	NNETH C ARI B AIRES LN IORE MD 21220-2	906			al Reside				RESIDENTIAL YES 1) /14853/ 00037 2)	
	-					tructure l	Information					-/	-
Premises 3621 CLAI 0-0000						Legal D 1.940 AC SS CLAI	escription		RD				
Map 0091	<u>Grid</u> 0015	Parcel 0098	Sub Distri	ct Subdivis	sion_	Section	Block	<u>La</u>	<u>t</u> 4	Assessme	nt Area	Plat No: Plat Ref:	М
Special T	ax Areas		A	Cown Ad Valorem Cax Class	N	IONE							
Primary S 2001	Structure	Built		Enclosed Are 3,552 SF	ea		Property 1.9400 AC	Land Ar	ea		<u>C</u>	ounty Use	
Stories 2.000000	Baseme NO		DARD UNIT	Exterior FRAME									
					Value	Informa	tion						
r 1			se Value	<u>Value</u> As Of 01/01/2012	Phase- As Of 07/01/20	in Asses	As Of 07/01/20	13					
Land Improven Total: Preferent		511	,000 ,400 ,400	142,000 344,200 486,200	486,200	)	486,200 0						
					Transfe	er Inform	ation						
Seller: Type:		RISTOPHEI ENGTH VAC					Date; Deed1;	12/08/20 /14853/		_	rice; Deed 2;	\$97,000	
Seller: Type:							Date: Deed1:			_	Price; Deed2:		
Seller: Type:							Date: Deed1:		171	-	Price: Deed2;		
					Exempti	on Infort	nation						
Partial Ex County State Municipa	kempt Ass	essments				00 00 00	00		07/01/ 0.00 0.00 0.00	/2012		07/01/2013	
Tax Exen Exempt (	-								Sr	ecial Ta	x Recapt	ure:	
		-		**		11 41	Informatio			-			

#### To Whom It May Concern:

I, Blake Kerley, verify that I have reviewed, and am in agreement with, the plan(s) for the proposed pool at 3601 Claires Lane (Christopher Steg's property).

I/we have no objection to a pool and pool patio being constructed/installed on Mr. Steg's property, as stated above.

Sincerely,

**Blake Kerley** 

3622 Claires Lane

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

Account	Identifier:			District - 15 Accou	ınt Number -	1504351010						
					Owner Info	ormation						
Owner N			3622 CLA BALTIMO				pal Resi Referenc				YES 1) /20970 2) .	
				Loca	ation & Struct	ure Information	n					
Premises	Address					Legal Descrip	otion					-
3 <mark>622 CLA</mark> 0-0000	IRES LN					.816 AC 3622 CLAIRES 825FT W OF B		S QTRR				
<u>Map</u> 0091	<u>Grid</u> 0015	Parcel 0222	Sub Distric	t Subdivisi 0000	on Se	ction B	lock	Lot	Asses 3	sment Are	a	Plat No: Plat Ref:
Special T	ax Areas		Town Ad V	alorem	NONE							
Primary 1963	Structure B	<u>iilt</u>		Enclosed Area 1,288 SF		Property 35,544 SF		rea		34	County V:	3E
Stories 1.000000	Basement YES		Exterio FOYER FRAME									
					Value Info	rmation						
			se Value	Value As Of 01/01/2012 267,800	Phase-in As As Of 07/01/2012	As Of 07/01/20	013					
Land Improve Total:		153	,600 ,400	120,000 387,800	387,800	387,800						
Preferent	tial Land:	0			Transfer In	0	_					
Seller:	WILLNED	PAVMONID	C/SHIRLEY E		I PARISTEF III		06/02	/2000		Price:	\$262,3	51
Type:	ARMS LEN					Date: Deed1:		9/ 00030		Deed 2:	\$202,3	31
Seller: Type:	DIRZUWEI ARMS LEN		OVED			Date: Deed1:	05/04 /0574	/1977 9/ 00295		Price: Deed2:	\$56,90	0
Seller: Type:						Date; Deed1;				Price: Deed2:		
					Exemption In	nformation						
Partial E County State Municips	xempt Asses	sments		-		Class 000 000 000		07/01 0.00 0.00 0.00	1/2012		07/01/2	013
Tax Exer	npt:									Tax Recap	ture:	
				Hom	estead Applica	ntion Informatio	on					
Homester	ad Applicati	on Status:		Approved 12/09	72008							

April \_\_\_\_ 2013

#### To Whom It May Concern:

I/we, Gerald Hanincheck, verify that I/we have reviewed, and am in agreement with, the plan(s) for the proposed pool at 3601 Claires Lane (Christopher Steg's property).

I/we have no objection to a pool and pool patio being constructed/installed on Mr. Steg's property, as stated above.

Nam checa 4-11-13

Sincerely,

Gerald Hanincheck

3624 Claires Lane

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

Account Ide	ntifier:		1	District - 15 Accou	nt Number - 1	50800750	0				
					Owner Infor	mation			D. Charles		
Owner Nam				ECK GERALD E ECK BETTY M	7	Use; Principal Residence: Deed Reference:			RESIDENTIAL YES 1) 1000071 00007		
VIAILINE AUG	11.00.			RE MD 21220-2907		200	a action of	1561		2)	
10 X 10 X	Maint Areas			Loca	tion & Structur	re Informa	tion				
Premises Ad 8624 CLAIRES 0-0000					_	egal Desc		L			
					Waterfront N	IR BOWLE	YS QUAR	TE			
		Parcel 0132	Sub District	Subdivisio 0000	on Sect	tion	Block	Lot	Assessment Ar	<u>ea</u>	Plat No: Plat Ref:
Special Tax	Areas		Town Ad V	alorem	NONE						
Primary Str 1963	ucture Bui	lt		Enclosed Area 1,060 SF		Prope 23,435	rty Land SF	Area		County 04	<u>Use</u>
	Basement TES	Type STAND	Ext ARD UNIT FRA	erior ME							
					Value Infor	mation					
			e Value	<u>Value</u> As Of 01/01/2012	Phase-in Ass As Of 07/01/2012	AsO	f 1/2013				
<u>Land</u> Improvemer Total:	ıts:	244, 102, 346,	000	199,800 66,100 265,900	265,900	265,9	000				
Preferential	Land:	0		203,700	203,700	0	,00				
					Transfer Info	rmation					
Seller: Type:						Date: Deed1	i		Price: Deed2:		
Seller: Type:	B-0045 E-0					Date:	i		Price:		
Seller; Type;						Date:	:		Price: Deed2:		
					Exemption In	COLUMN TWO	11.00				
Partial Exen	npt Assessi	nents			-	Class 000		07/0	01/2012	07/01	/2013
State Municipal						000		0.00	)	0.00	
Tax Exempt  Exempt Clas	_								Special Tax Reca NONE	pture.	
				Home	estead Applicat	ion Inform	ation				Nagy Control
Homestead A	Application	Status:		Approved 07/09	/2009						

0

Maryland Department of Assessments and Taxation Real Property Data Search (vw5.1A) HARFORD COUNTY

					Owner Info	mation				
Owner Nam			1415	CHRISTOPHER M THORNDON DR AIR MD 21015-210	1	Use: Principal I Deed Refe			RESIDENTIAL YES 1)/09001/00101 2)	
	~	1		Loc	cation & Structu	re Information				
Premises Ac 1415 THORN BEL AIR 210	DON DR				LT 119	Description 9 37461 SF THORNDON E IANGUS S12A				
	rid 04F	Parcel 0373	Sub Distr	ict Subdivisi 0133	ion Section 12A	n Block	<u>Lot</u> 119	Assessment Area 3	Plat No: Plat Ref:	8701
Special Tax	Areas			Town Ad Valorem Tax Class	NONE					
Primary Str 2002	ructure )	Built		Enclosed Ar 3,288 SF	ea	Property 37,461 SF	Land Area		County Use 000000	
	Basemer YES	_	ANDARD UNI	Exterior T BRICK						
					Value Infor	mation				
<u>Land</u> Improveme	nte•	2	08,400 36,500	<u>Value</u> As Of 01/01/2012 208,400 508,900	Phase-in As As Of 07/01/2012	As Of 07/01/20	13			
Total: Preferential			44,900	717,300	717,300	717,300 0				
					Transfer Info	rmation				
			PHYLLIS A  IPROVED			Date: Deed1:	01/05/2011 /09001/ 001	Price: 01 Deed2:	\$745,000	
	REED JAC	1	PROVED			Date: Deed1:	01/15/2004 /05100/ 00			
		OD COR	PORATION ACANT			Date: Deed1:	04/04/2001 /03479/ 00		\$130,000	
					Exemption Inf	ormation				
Partial Exer County State Municipal	mpt Asse	essments				Class 000 000 000	(	07/01/2012 0.00 0.00 0.00	07/01/2013	
Tax Exemp Exempt Cla								Special Tax Reca	nture:	
				Hon	nestead Applicati	on Informatio	n			

AV 5/6

Page 1 of 1

Maryland Department of Assessments and Taxation Real Property Data Search (vw2.1A) BALTIMORE COUNTY

State   Stat						Owner Inform	nation				
			747	1415 THO	ORNDON DR		Use: Principal R			NO 1) /30260/ 00139	******
						tion & Structure	e Information				
To   None   No						L/ 2.1 36	egal Descript 772 AC 601 CLAIRES 1	tion LN	R		
Primary Structure Built   Section   Standard Unit   Section				Sub District		Section	n Block				MS
Stories   Basement   Type   Exterior	Special '	Tax Areas		Ad Va		NONE					
NO   STANDARD UNIT BRICK   Value   Phase-in Assessments   As Of O7/01/2012   O7/01/2013   O7/0		Structure B	uilt					Land Area			
Pase Value											
As Of						Value Inforn	nation				
Improvements:	Lond				As Of 01/01/2012	As Of	As Of	13			
Seller:   STEG CHRISTOPHER M   Date:   12/13/2010   Price:   \$0	Improve Total:		1,6	53,200	1,042,400	1,645,600		0			
NON-ARMS LENGTH OTHER   Deed1; /30260/00139   Deed2;   Seller: STEG CHRISTOPHER M   Deed1; /14887/00281   Deed2;   Soller: NON-ARMS LENGTH OTHER   Deed1; /14887/00281   Deed2;   Seller: Deed1;   Soller: Deed1;   Soller: Deed2;   Soller: Deed2;   Soller: Deed1;   Soller: Deed2;   Soller: Soller: Deed2;   Soller: Sol						Transfer Infor	rmation				
Type: NON-ARMS LENGTH OTHER   Deed1: /14887/00281   Deed2:										\$0	
Type:         Deed1:         Deed2:           Exemption Information           Partial Exempt Assessments         Class         07/01/2012         07/01/2013           County         000         0.00           State         000         0.00           Municipal         000         0.00         0.00           Tax Exempt:         Special Tax Recapture:           Exempt Class:         NONE										\$0	
Partial Exempt Assessments   Class   07/01/2012   07/01/2013											
County         000         0,00           State         000         0,00           Municipal         000         0,00         0,00           Tax Exempt:         Special Tax Recapture:           Exempt Class:         NONE						Exemption Info	rmation				
Exempt Class: NONE	County State		ssments				000	0.	00 00		
Homestead Application Information										pture:	
					Home	stead Application	on Information	n			
Iomestead Application Status: No Application											

CASE NAME STEG PROPERTY
CASE NUMBER 2013-232
DATE 6/14/13

# PETITIONER'S SIGN-IN SHEET

NAME	ADDRESS	CITY, STATE, ZIP	E- MAIL
RICK RICHARDSON	3601 CLAIRES UN.	BALTO MD. 21220	CSTEG AD SUMATELLIUSA, COL
RICK RICHARDSON	30 E. PADENIA RD ST. 500	TIMONIUM, MP 21093	CSTEG OF SUMMITTELLE USA, CON RECEPTION ENGINEERING NET
			. 0
•			
•			
* The second sec			
			·

Case No.: 2013-232

DW-2213

## **Exhibit Sheet**

SU1-18-13

Petitioner/Developer

Protestant

No. 1	Site plan	
No. 2		
No. 3		
No. 4		
No. 5		
No. 6		
No. 7		
No. 8		
No. 9		
No. 10		
No. 11		
No. 12		



Proposed Area of Change, Shown with Stakes, Above Photo Also Displays Existing Conditions with Immediately Adjacent Dwelling (Homeowner's)

Rear of Home, Roadside Facing NW Direction



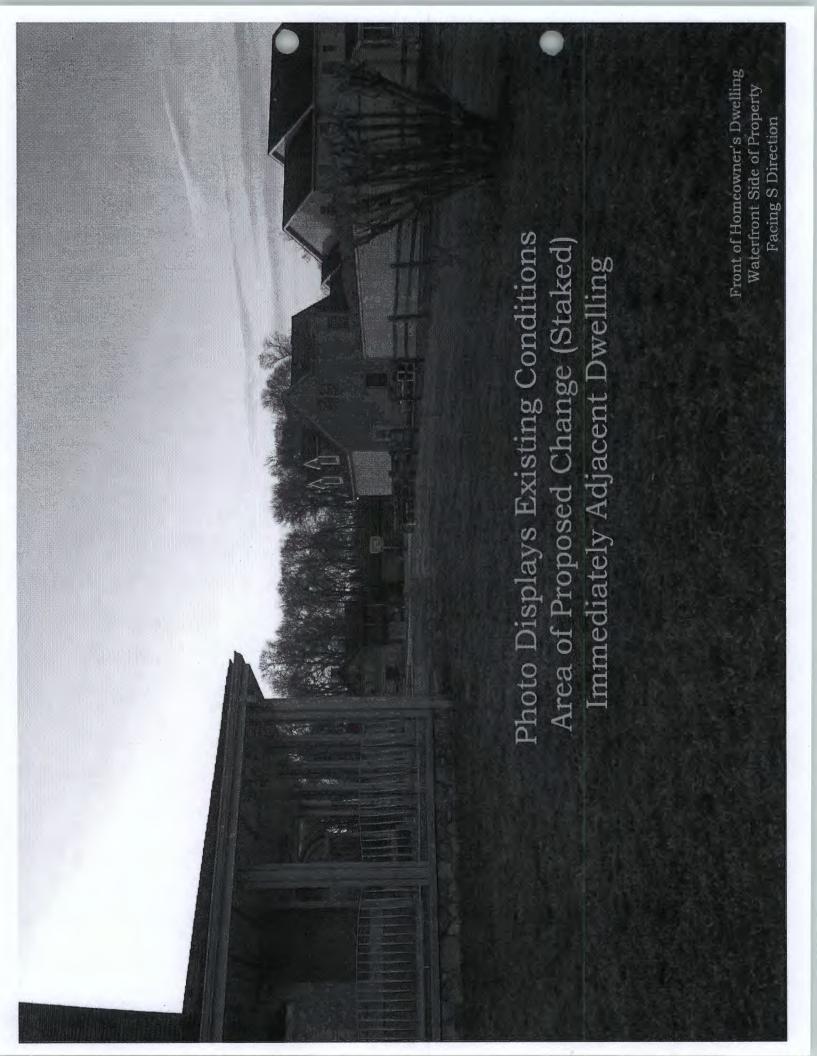
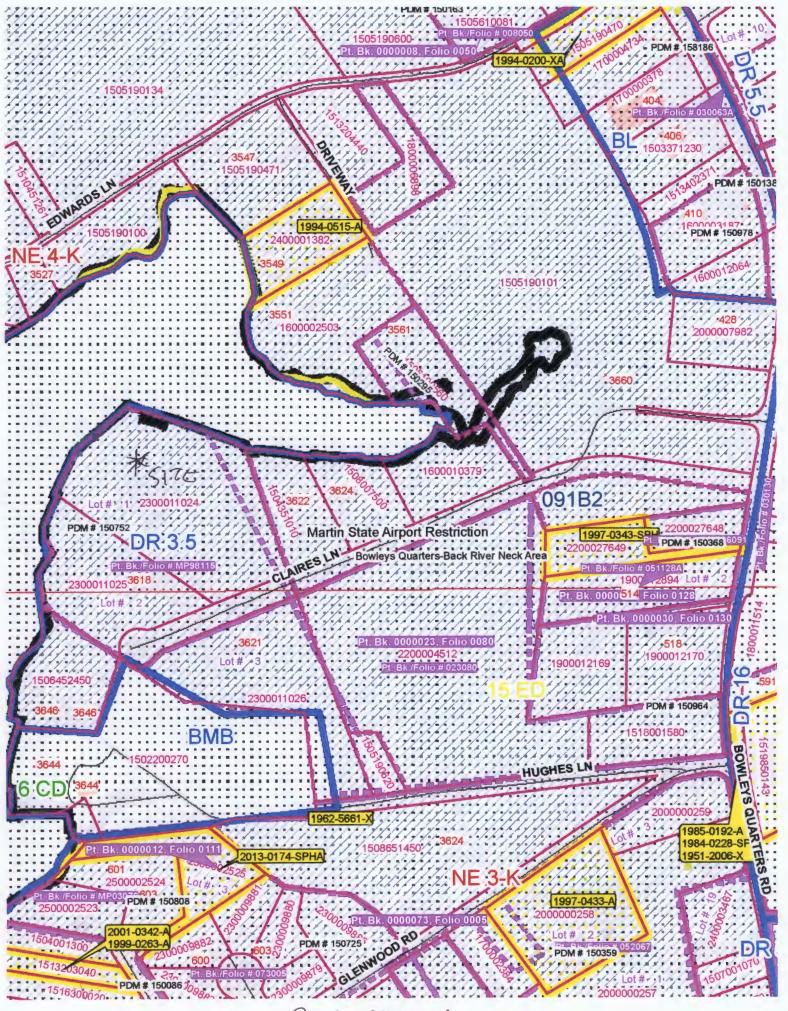
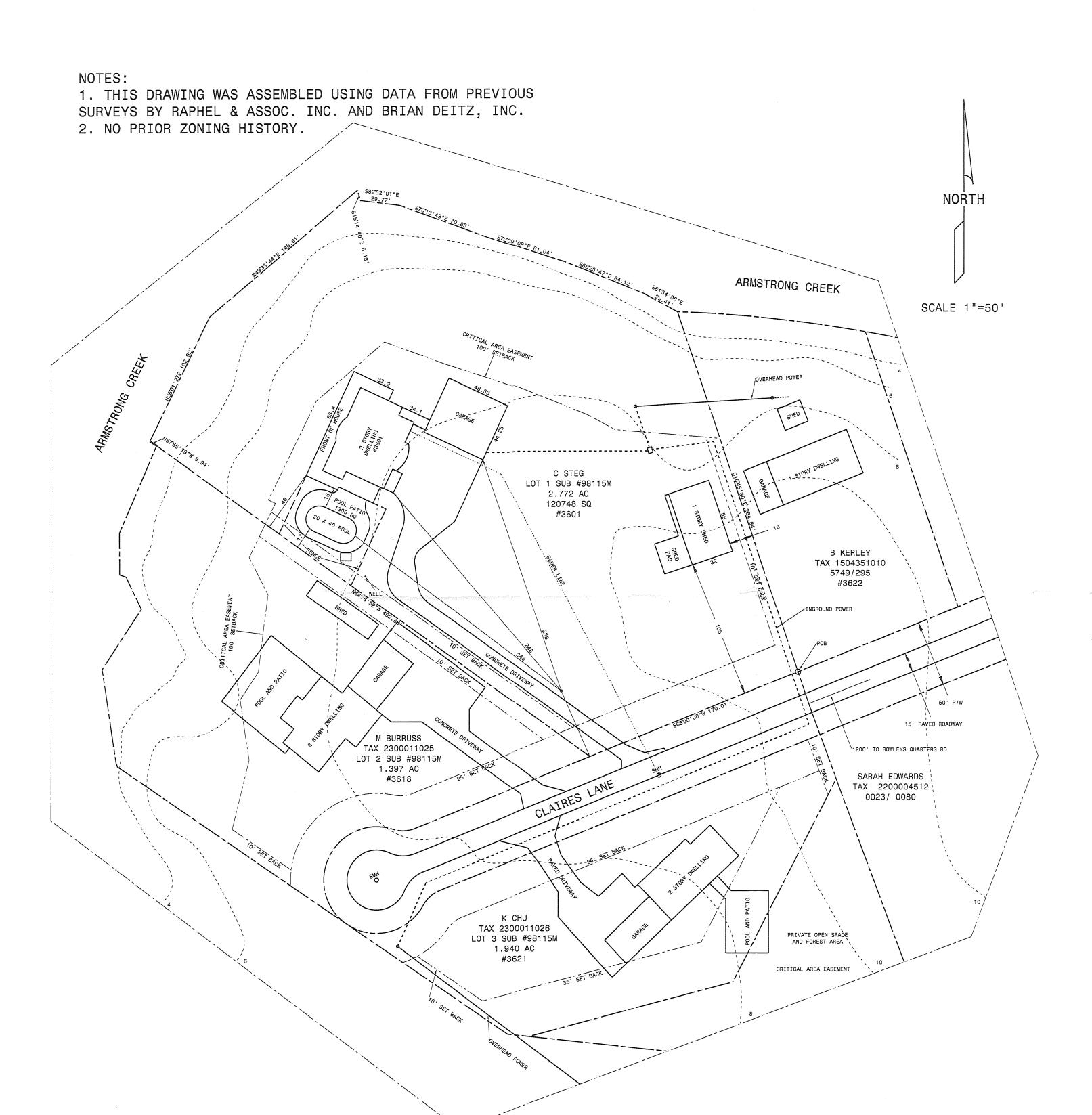
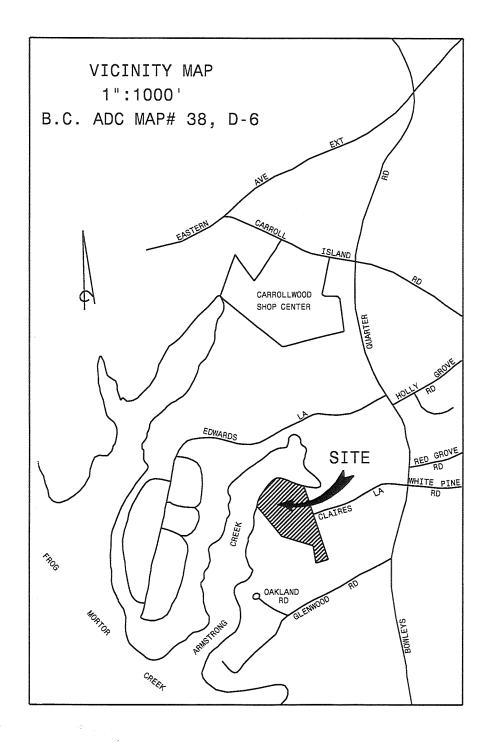


Photo Displays Area of Proposed Change (Staked) Neighbor's Fence to Right of Stakes Homeowner's Dwelling to Left Front Corner & Side of Homowner's Dwelling,
Waterfront Side
(Driveway from Road indicated to Rear of Home)
Facing SE Direction



2013-0732-A





POOL ADDITION / HEARING PLAN DATE - 2013-05-04 ELECTION DISTRICT - 15TH COUNCILMATIC DISTRICT - 6TH OWNER - CHRISTOPHER STEG MINOR SUBDIVISION - 98115M PLAT B00K - 08 FOLIO - 050 LOT - 1 ADDRESS - 3601 CLAIRES LANE MIDDLE RIVER, MD 21220 SITE ZONED - DR3.5 GIS MAP - 091B2 FLOOD PLAIN - YES CBCA - YES HISTORIC - NO WATER - PRIVATE SEWER - PUBLIC STORM DRAINS - NONE DEED REF - SM11928/106 TAX ACC - 2300011024 TAX MAP - #91 - GRID #15 - PARCEL #98

> 2013-0232-A Petitioner's No. 1