MEMORANDUM

DATE:

September 16, 2013

TO:

Zoning Review Office

FROM:

Office of Administrative Hearings

RE:

Case No. 2013-0315-A - Appeal Period Expired

The appeal period for the above-referenced case expired on September 12, 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

IN RE: PETITION FOR ADMIN. VARIANCE

(901 Saxon Hill Drive)

8th Election District 3rd Council District

Jeanette Drosinos

Petitioner

BEFORE THE

OFFICE OF

ADMINISTRATIVE HEARINGS

FOR BALTIMORE COUNTY

Case No. 2013-0315-A

OPINION AND ORDER

This matter comes before the Office of Administrative Hearings (OAH) for Baltimore County as a Petition for Administrative Variance filed by the legal owner of the subject property, Jeanette Drosinos. The variance request is from Section 400.1 of the Baltimore County Zoning Regulations ("B.C.Z.R.") to permit a proposed pool located on a corner lot 32.5' from the street side in lieu of the required third of the lot farthest from the street. The subject property and requested relief are more particularly described on Petitioner's Exhibit 1.

The Zoning Advisory Committee (ZAC) comments were received and are made part of the record of this case. There were no adverse comments received from any of the County reviewing agencies.

The Petitioner having filed a Petition for Administrative Variance and the subject property having been posted on July 21, 2013 and there being no request for a public hearing, a decision shall be rendered based upon the documentation presented.

The Petitioner has filed the supporting affidavits as required by Section 32-3-303 of the Baltimore County Code. Based upon the information available, there is no evidence in the file to indicate that the requested variance would adversely affect the health, safety or general welfare of the public and should therefore be granted. In the opinion of the Administrative Law Judge,

ORDER	RECEIVED FOR FILING	
Date	8-13-13	

(DV)

the information, photographs, and affidavits submitted provide sufficient facts that comply with the requirements of Section 307.1 of the B.C.Z.R. Furthermore, strict compliance with the B.C.Z.R. would result in practical difficulty and/or unreasonable hardship upon the Petitioner.

Pursuant to the posting of the property and the provisions of both the Baltimore County Code and the Baltimore County Zoning Regulations, and for the reasons given above, the requested variance should be granted.

THEREFORE, IT IS ORDERED, by the Administrative Law Judge for Baltimore County, this 13th day of August, 2013, that the Petition for Variance seeking relief from Section 400.1 of the Baltimore County Zoning Regulations ("B.C.Z.R."), to permit a proposed pool located on a corner lot 32.5' from the street side in lieu of the required third of the lot farthest from the street, be and is hereby GRANTED.

The relief granted herein shall be subject to the following:

1. Petitioner may apply for any appropriate permits and be granted same upon receipt of this Order; however, Petitioner is hereby made aware that proceeding at this time is at her own risk until such time as the 30-day appellate process from this Order has expired. If, for whatever reason, this Order is reversed, 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 E. BEVERUNGEN Administrative Law Judge for Baltimore County

JEB:dlw

ORDER RECEIVED FOR FILIN

Date____8-13-13

2

By_



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

August 13, 2013

Jeanette Drosinos 901 Saxon Hill Drive Cockeysville, Maryland 21030

RE: PETITION FOR ADMINISTRATIVE VARIANCE

(901 Saxon Hill Drive) Case No. 2013-0315-A

Dear Ms. Drosinos:

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.

Very truly yours,

JOHNE. BEVERUNGEN Administrative Law Judge for Baltimore County

JEB:dlw Enclosure

c: Doug Parkinson, 6536 Burgundy Lane, Clarksville, MD 21029

ADMINISTRATIVE ZONING PETITION

FOR ADMINISTRATIVE VARIANCE – OR – ADMINISTRATIVE SPECIAL HEARING
To be filed with the Department of Permits, Approvals and Inspections
Office of Administrative Levy of Boltimore County for the property le

Address 901 Saxon Hill Dr	which is presently zoned DR 5.5 DR 2 (Verted R-10)
Deed Reference 10624/go232	10 Digit Tax Account # 8 0 2 0 6 95 4 /
Property Owner(s) Printed Name(s)	Nesinos
	OPRIATE SELECTION(S) AND ADDING THE PETITION REQUEST) ton the reverse of this Petition Form be completed / notarized.
	Baltimore County and which is described in the description and e a part hereof, hereby petition for a
1ADMINISTRATIVE VARIANCE from section(s) 40 pool located on a corner lot 32 of the regulared third of the	2.5 feet from the street side in lie was lot farthest from street.
of the zoning regulations of Baltimore County, to the zoning	law of Baltimore County.
2 ADMINISTRATIVE SPECIAL HEARING to approve Section 32-4- 416(a)(2): (indicate type of work in this space	ve a waiver pursuant to Sections 32-4-107(b), 32-4-223.(8), and to raze, alter or construct addition to building)
of the zoning regulations of Baltimore County, to the zoning	law of Baltimore County
Property is to be posted and advertised as prescribed by the zoning regular, or we, agree to pay expenses of above petition(s), advertising, posting, or restrictions of Baltimore County adopted pursuant to the zoning law for Baltimore County adopted purs	ations. etc. and further agree to and are to be bounded by the zoning regulations and
Contract Purchaser/Lessee:	Legal Owners:
	Joanette Drosinos
Name- Type or Print	Name #1 – Type or Print Name #2 – Type or Print Name #2 – Type or Print
Signature	Signature #1 Signature # 2
Ognatus	901 Savan Hill Dr. Cockeyrolle mb
Mailing Address City State	Mailing Address City State
SVI WG	21030, 410 733 9147
Zip Code Telephone # Telephone # Telephone #	Zip Code Telephone # Email Address
Attorney for Petitional Name for Perint	Representative to be contacted:
CAERRE	Doug Pardinson
Name type or Print	Name - Type or Print
Signatulate	Signature Signature Claractivity M n
Mailing Address City State	Mailing Address City State
Zip Code Telephone # Email Address	Zip Code Telephone # Email Address
	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
regulations of Baltimore County and that the property be reposted.	
Drielyngy 10 pages	Introduce Law Index of Palifyron County
SOME TO THE PERSON OF THE PERS	istrative Law Judge of Baltimore County
CASE NUMBER 2013 - 0318 A Filing Date Li	25 3 Estimated Posting Date 77/13 Reviewer 6. H.
CASE NUMBER 2013 - 0315 A Filing Date	Estimated Posting Date Reviewer

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: 901 Saxon Hill Dr. ve Cockeysulle	Mb State	2 / •3 o Zip Code
Based upon personal knowledge, the following are the facts which Administrative Variance at the above address. (Clearly state practice)		
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the ist to the to to	the nagro	ingle of the
Description of the total	Reloca	tillan I
towards the corner but line		
(If additional space for the petition request or the above statement is a	needed, label and att	tach it to this Form)
Signature of Affiant Signature Signature Signature Signature	re of Affiant	al
Name-Print or Type Name-Print or Type Name-	Print or Type	rlansn
The following information is to be completed by a Notary Pr		Maryland
STATE OF MARYLAND, COUNTY OF BALTIMORE, to wit:		
I HEREBY CERTIFY, this 54h day of June, 2013	, before me a No	tary of Maryland, in
and for the County aforesaid, personally appeared Seanette Draines and De	0	
the Affiant(s) herein, personally known or satisfactorily identified to me	as such Affiant(s) (P	Print name(s) here)
AS WITNESS my hand and Notaries Seal have	RANCES LEA	Frances Lewis NOTARY PUBLIC
Notary Public 14	ANNA PUBLIC	Anne Arundel Cour State of Maryland
My Commission Expires	THUNDEL CO	My Commission Explanation Super 5, 2019

REV. 10/12/11

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Address: 901 50xon Hill o	or, ve Cockeys	State	2 / 3 u Zlp Code
Based upon personal knowledge, the Administrative Variance at the above	address. (Clearly st	to the practical difficulty of the second of the practical difficulty of the practical	
(If additional space for the petition requirements of Affiant Search Print or Type	uest or the above state	Signature of Affiant Name- Print or Type	Parlansn
The following information is	s to be completed by a	Notary Public of the	State of Maryland
I HEREBY CERTIFY, this 544 and for the County aforesaid, personally 5eanette Dran	day of Line, appeared	2013 , before	adans
the Affiant(s) herein, personally known of AS WITNESS my hand and Notaries Se	r satisfactorily identifie	d to me as such Aff	rant(s) (Print name(s) here) Frances Lewis NOTARY PUBLIC
	Notary Public My Commission Exp	pires	Anne Arundel Cour State of Maryland My Commission Expli

June 5, 2016/ REV. 10/12/11

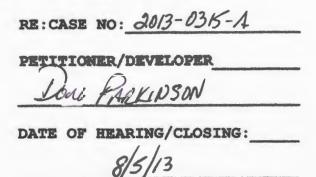
ZONING PROPERTY DESCRIPTION FOR 901 SAXON HILL ROAD

Beginning at a point on the South side of Saxon Hill Road which is 50 feet wide at the distance of 40 feet of the centerline of the nearest improved intersecting street Lake Spring Way which is 80 FEET wide.

Being Lot #1,Block G,Section #2 in the subdivision of Springdale ,Plat 4 in Baltimore County Plat Book #32,Folio #98,containing 9400 Square Feet Located in the 8th Election District and 3rd Council District.

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Rec From: For:		mini	He I	ive	inos Vzvi	Total:	76	5.00	
DISTRIB WHITE -	BUTION CASHIER	PINK - AG	SENCY ASE PRES	YELLOW -	CUSTOME	R	GOLD - AC	CCOUNTING	CASHIER'S VALIDATION

CERTIFICATE OF POSTING



BALTIMORE COUNTY DEPARTMENT OF PERMITS AND DEVELOPMENT MANAGEMENT COUNTY OFFICE BUILDING, ROOM 111 111 WEST CHESAPEAKE AVENUE

ATTENTION:

LADIES AND GENTLEMEN:

THIS LETTER IS TO CERITFY UNDER THE PENALTIES OF PERJURY THAT THE NECESSARY SIGN(S) REQUIRED BY LAW WERE POSTED CONSPICUOUSLY ON THE PROPERTY AT

90/ Sakon Hici DR

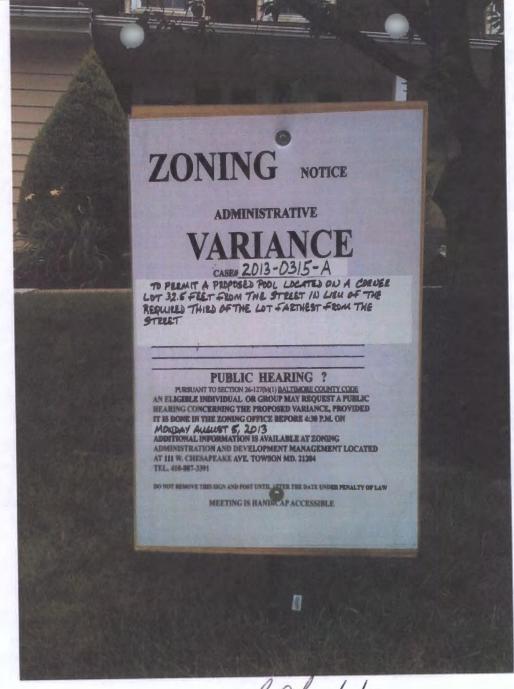
THIS SIGN (S) WERE POSTED ON

(MONTH, DAY, YEAR)

SIGNATURE OF SIGN POSTER AND DATE

MARTIN OGLE
(SIGN POSTER)
60 CHELMSFORD COURT
BALTIMORE, MD 21220
(ADDRESS)

PHONE NUMBER: 443-629-3411



malinage 7/21/13

CASE NO. 2013- 0315-A

CHECKLIST

Comment Received	<u>Department</u>	Conditions/ Comments/ No Comment
7-3	DEVELOPMENT PLANS REVIEW (if not received, date e-mail sent)	No
	DEPS (if not received, date e-mail sent)	
	FIRE DEPARTMENT	
	PLANNING (if not received, date e-mail sent)	
4-2	STATE HIGHWAY ADMINISTRATION	NO objection
	TRAFFIC ENGINEERING	
	COMMUNITY ASSOCIATION	
	ADJACENT PROPERTY OWNERS	
ZONING VIOL	ATION (Case No	
PRIOR ZONING	G (Case No.	
NEWSPAPER A	ADVERTISEMENT Date:	
SIGN POSTING	Date: 7-21-13	by Ogle
PEOPLE'S COU	JNSEL APPEARANCE Yes No D	
PEOPLE'S COU	JNSEL COMMENT LETTER Yes No	
Comments, if an	y:	

ADMINISTRATIVE VARIANCE INFORMATION SHEET AND DATES

Case Number 2013- 0315 -A Address 901 Saxon Hill Dr
Contact Person: Gary Hould Phone Number: 410-887-3391
Filing Date: 625 3 Posting Date: 7113 Closing Date: 7213
Any contact made with this office regarding the status of the administrative variance should be through the contact person (planner) using the case number.
POSTING/COST: The petitioner must use one of the sign posters on the approved list (on the reverse side of this form) and the petitioner is responsible for all printing/posting costs. Any reposting must be done only by one of the sign posters on the approved list and the petitioner is again responsible for all associated costs. The zoning notice sign must be visible on the property on or before the posting date noted above. It should remain there through the closing date.
2. <u>DEADLINE:</u> The closing date is the deadline for an occupant or owner within 1,000 feet to file a formal request for a public hearing. Please understand that even if there is no formal request for a public hearing, the process is not complete on the closing date.
ORDER: After the closing date, the file will be reviewed by the zoning or deputy zoning commissioner. He may: (a) grant the requested relief; (b) deny the requested relief; or (c) order that the matter be set in for a public hearing. You will receive written notification, usually within 10 days of the closing date if all County agencies' comments are received, as to whether the petition has been granted, denied, or will go to public hearing. The order will be mailed to you by First Class mail.
4. POSSIBLE PUBLIC HEARING AND REPOSTING: In cases that must go to a public hearing (whether due to a neighbor's formal request or by order of the zoning or deputy zoning commissioner), notification will be forwarded to you. The sign on the property must be changed giving notice of the hearing date, time and location. As when the sign was originally posted, certification of this change and a photograph of the altered sign must be forwarded to this office.
(Detach Along Dotted Line)
Petitioner: This Part of the Form is for the Sign Poster Only
USE THE ADMINISTRATIVE VARIANCE SIGN FORMAT
Case Number 2013 6315 -A Address 901 Soxon Hill Dr.
Petitioner's Name Jeane He Drosinos Telephone 443-812-5327
Posting Date: 7713 7213 Closing Date: 72713 8 5 13
Wording for Sign: To Permit a proposed pool located on a corner lot 32.5 feet from the street in lieu of the required third of the lot farthest from street.

BALTIMORE COUNTY, MARYLAND

INTEROFFICE CORRESPONDENCE

DATE: July 3, 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 July 08, 2013

Item Nos. 2013- 0313,0314, 0315,0316,0317,0318 and 0319.

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

DAK:CEN Cc: file



KEVIN KAMENETZ County Executive

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

August 6, 2013

Jeanette Drosinos 901 Saxon Hill Drive Cockeysville MD 21030

RE: Case Number: 2013-0315 A, Address: 901 Saxon Hill Drive

Dear Ms. Drosinos:

The above referenced petition was accepted for processing **ONLY** by the Bureau of Zoning Review, Department of Permits, Approvals, and Inspection (PAI) on June 25, 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 Ribal D

W. Carl Richards, Jr. Supervisor, Zoning Review

WCR: jaf

Enclosures

c: People's Counsel

Doug Parkinson, 6536 Burgundy Lane, Clarksville MD 21029



Martin O'Malley, Governor Anthony G. Brown, Lt. Governor James T. Smith, Jr., Secretary Melinda B. Peters, Administrator

Date: 7/2/13

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

RE: Baltimore County

Item No 2013-0315-A Administrative Variance Female Drosinos 901 Saxon Hill Drivo

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. 2013-03(5-A).

Maryland Department of Transportation

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,

Steven D. Foster, Chief

Access Management Division

SDF/raz

Search Help

Real Property Data Search (w3)

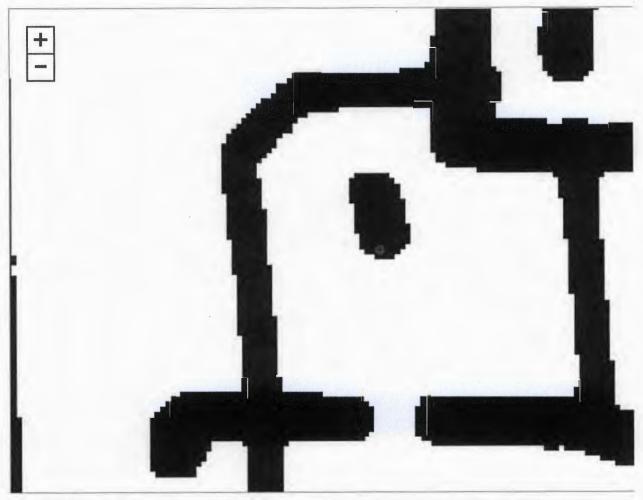
Search Result for BALTIMORE COUNTY

<u>View Map</u> <u>View GroundRent Redemption</u>					View GroundRent Registration			
Account Identifier:	District - 08 Ac							
		Owner In	formation					
Owner Name:		ROSINOS JOHN			inal Dasidancas	RESIDENTI. YES	AL	
		OOL SAYON HILL DD				1) /10624/00232		
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	Lo	ocation & Struc	cture Infor	matio	n			
Premises Address:	901 SAXONHI 0-0000	LL DR		Legal Description:			901 SAXONHILL DR SS SPRINGDALE	
Map: Grid: Parcel: 0052 0001 0105	Sub District: Subdivis	ion: Section 2	: Block: G	Lot:	Assessment Year 2011	Plat No: Plat Ref:	4 0032/0098	
Special Tax Areas:		A	own: d Valoren ax Class:	<u>1:</u>		NONE		
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		Value In	formation					
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			s of 1/01/2011		As of 07/01/2012	As of 07/01/	2013	
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Improvements	275,750		03,600					
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New Search

Baltimore County

District: 08 Account Number: 0802069541



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 ©2011.

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

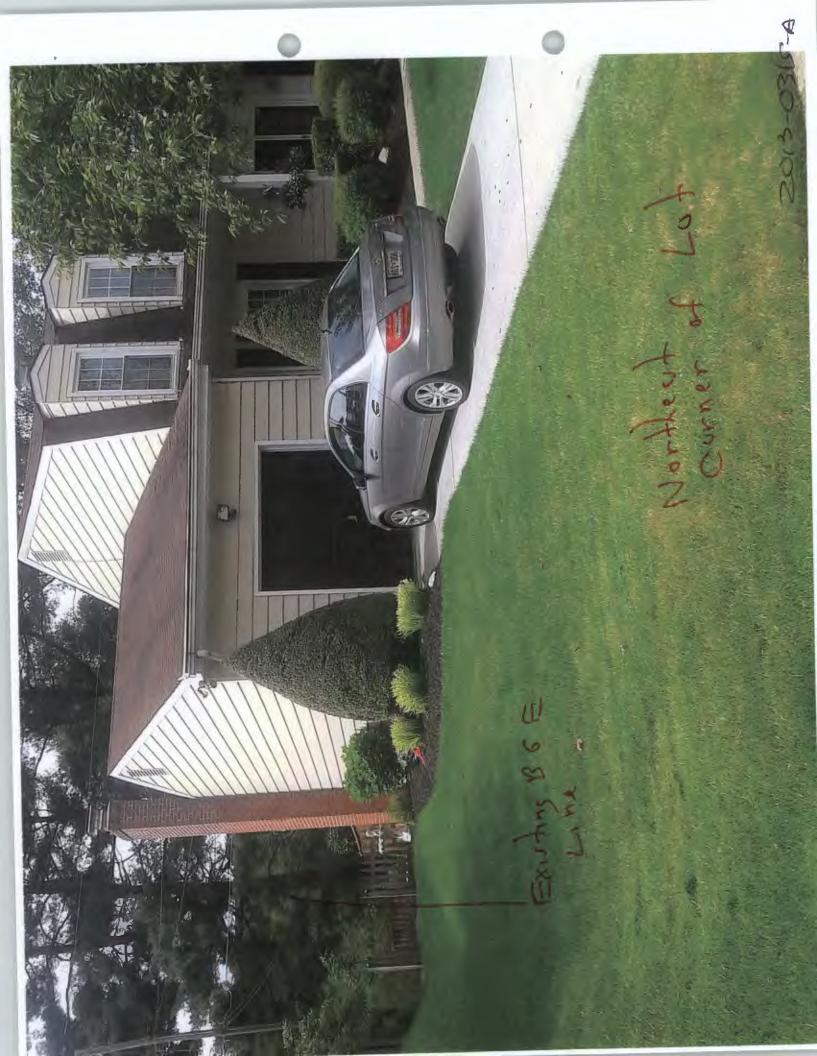


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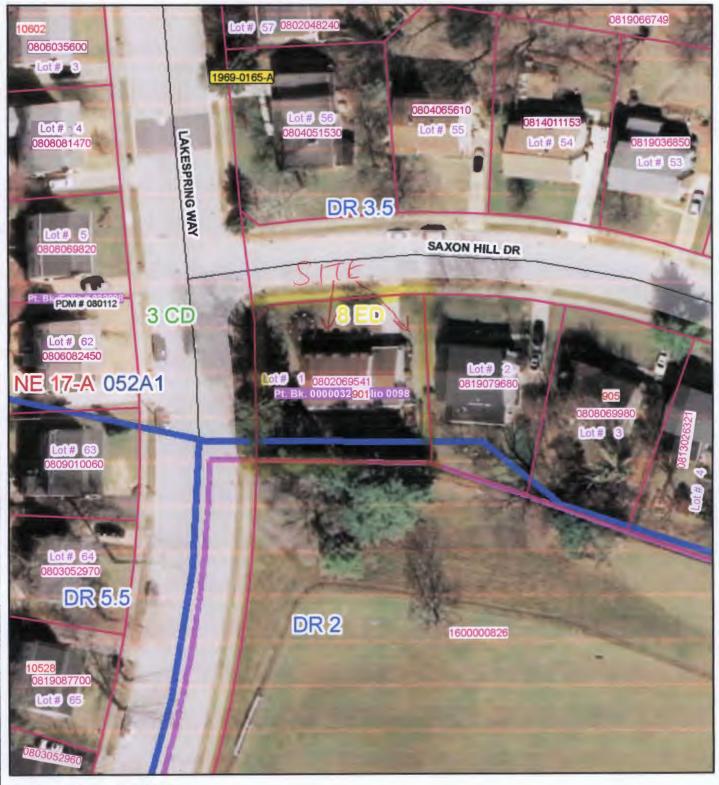








901 Saxon Hill Drive



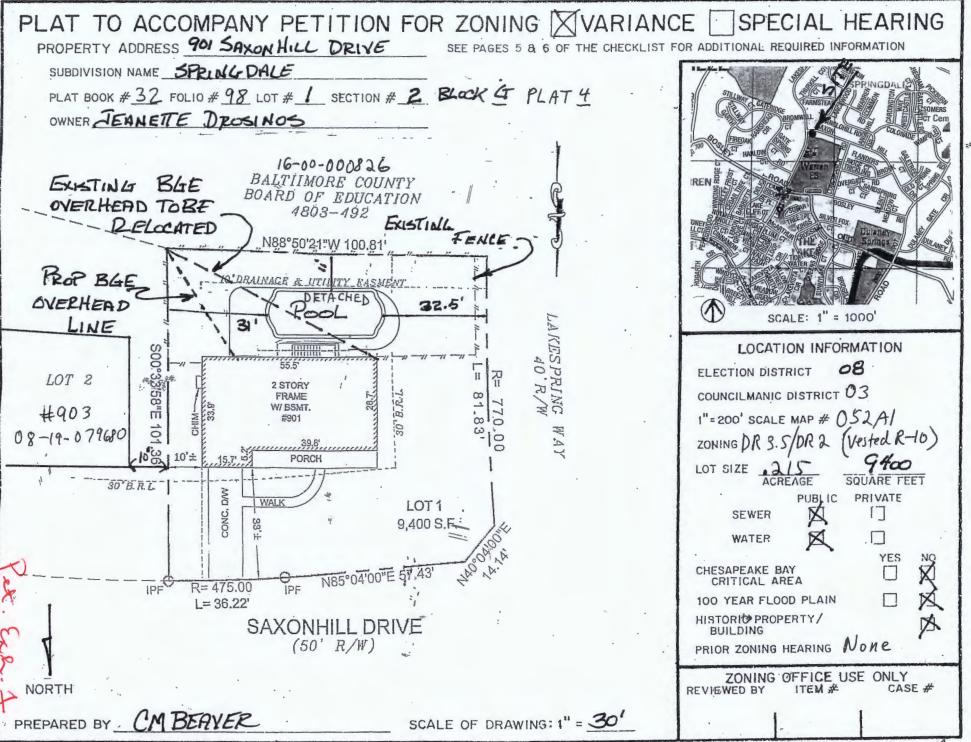
Publication Date: 6/11/2013

Publication Agency: Permits, Approvals & Inspections Projection/Datum: Maryland State Plane, FIPS 1900, NAD 1983/91 HARN, US Foot



0 12.525 50 75 100 Feet

1 inch = 57.834758 feet



2013-0315-A