

MEMORANDUM

DATE: February 14, 2014
TO: Zoning Review Office
FROM: Office of Administrative Hearings
RE: Case No. 2014-0124-A - Appeal Period Expired

The appeal period for the above-referenced case expired on February 6, 2014. 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 *
(3016 Lightfoot Drive)
3rd Election District *
2nd Councilmanic District *
(Fox and Forch, LLC, c/o *
Sheldon Forsheimer)
Petitioner *

BEFORE THE
OFFICE OF ADMINISTRATIVE
HEARINGS FOR
BALTIMORE COUNTY
CASE NO. 2014-0124-A

* * * * *

ORDER OF DISMISSAL

This matter comes before the Office of Administrative Hearings (OAH) as a Petition for Administrative Variance filed by the legal owner of the property, Fox and Forch, LLC, c/o Sheldon Forsheimer, for property located at 3016 Lightfoot Drive. The Variance request is from §§ 1B02.3.B (205.3, R.20) and 301.1 of the Baltimore County Zoning Regulations ("B.C.Z.R.") to permit a side setback of 6 ft. and a side setback sum of 15 ft. in lieu of the required 11.25 ft. and 26.25 ft. for an open projection (deck and steps).

This matter was originally filed as an Administrative Variance, with a closing date of December 16, 2013. The file reveals that the site was properly posted as required by the Baltimore County Zoning Regulations.

Pursuant to the receipt of a letter dated January 6, 2014, Mitch Kellman, Director of Zoning Services for Daft-McCune-Walker, Inc., representative for the Petitioner, requested a withdrawal of the instant Petition.

THEREFORE, IT IS ORDERED, this 7th day of January, 2014, by the Administrative Law Judge for Baltimore County, that the Petition for Administrative Variance from §§ 1B02.3.B (205.3, R.20) and 301.1 of the Baltimore County Zoning Regulations ("B.C.Z.R.")

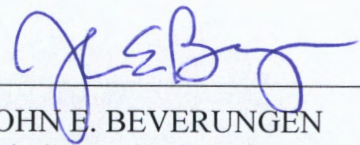
ORDER RECEIVED FOR FILING

Date 1-7-14

By DW

to permit a side setback of 6 ft. and a side setback sum of 15 ft. in lieu of the required 11.25 ft. and 26.25 ft. for an open projection (deck and steps), be and is hereby DISMISSED without prejudice.

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 FILING

Date 1-7-14

By DLW

KEVIN KAMENETZ
County Executive



LAWRENCE M. STAHL
Managing Administrative Law Judge
JOHN E. BEVERUNGEN
Administrative Law Judge

January 7, 2014

Fox and Forch, LLC
c/o Sheldon Forsheimer
3016 Lightfoot Drive
Baltimore, Maryland 21208

RE: Petition for Administrative Variance
Case No. 2014-0124-A
Property: 3016 Lightfoot Drive

Dear Mr. Forsheimer:

Enclosed please find a copy of the Order of Dismissal 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 Baltimore County Board of Appeals within thirty (30) days of the date of this Order. For further information on filing an appeal, please contact the Baltimore County Office of Administrative Hearings at 410-887-3868.

Sincerely,

A handwritten signature in black ink, appearing to read "JEB", followed by a long horizontal flourish.

JOHN E. BEVERUNGEN
Administrative Law Judge
for Baltimore County

JEB:dlw
Enclosure

c: Mitch Kellman, Director of Zoning Services, Daft-McCune-Walker, Inc.,
200 East Pennsylvania Avenue, Towson, MD 21286

KEVIN KAMENETZ
County Executive



LAWRENCE M. STAHL
Managing Administrative Law Judge
JOHN E. BEVERUNGEN
Administrative Law Judge

December 20, 2013

Mitchell Kellman
Daft McCune and Walker
200 East Pennsylvania Avenue
Towson, Maryland 21286

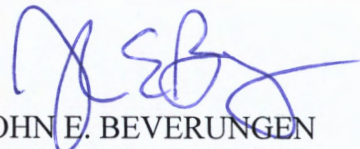
Re: Petition for Administrative Variance (Sheldon Forsheimer)
Case No. 2014-0124-A
Property: 3016 Lightfoot Drive, 21208

Dear Mr. Kellman:

I am writing in regard to the captioned matter, wherein an administrative variance has been requested. The Baltimore County Code (B.C.C.) requires that a property be owner occupied in order to qualify for administrative hearing relief. State records in this case show the property is owned by Fox and Forch, LLC, and is not the principal residence of the Petitioner. As such, a public hearing is usually required in this scenario.

If, however, Mr. Forsheimer is a member or principal of the corporate entity listed as the owner, it may be that a hearing would not be required. If that is the case, please have Mr. Forsheimer sign the attached Affidavit with notary seal, attesting to the fact that this is his principal residence, although legal title is in the name of a corporate entity he controls. Otherwise, a public hearing would be necessary.

Sincerely,


JOHN E. BEVERUNGEN
Administrative Law Judge
for Baltimore County

JEB:dlw
Enclosure

IN RE: PETITION FOR ADMIN. VARIANCE *

N/S of Lightfoot Dr., 900' E of the c/line
of intersection w/Carla Road *
3rd Election District *
2nd Councilmanic District *

(3016 Lightfoot Drive) *

Sheldon Forsheimer *
Petitioner *

BEFORE THE

OFFICE OF

ADMINISTRATIVE HEARINGS

FOR

BALTIMORE COUNTY

Case No. 2014-0124-A

* * * * *

AFFIDAVIT

I, Sheldon Forsheimer, am over the age of 18 and have personal knowledge of and am competent to testify to the following:

1. The residence at 3016 Lightfoot Drive is owned by Fox and Forch, LLC.
This limited liability company has only two members: myself and Fox.
No other person or entity has an interest in the operation and/or affairs of
3016 Lightfoot Drive.
2. We reside year round and actually occupy property known as 3016
Lightfoot Drive, and we consider this to be our principal residence.

I solemnly affirm under the penalties of perjury and upon personal knowledge that the contents of the foregoing paper are true.

Date

Sheldon Forsheimer



ADMINISTRATIVE ZONING PETITION

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 3016 Lightfoot Drive which is presently zoned DR 2
Deed Reference 33947 / 00231 10 Digit Tax Account # 0303004550
Property Owner(s) Printed Name(s) Sheldon Forchheimer

(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

1. ☒ **ADMINISTRATIVE VARIANCE** from section(s) 1302.3.B (205.3, R.20) and 301.1
To permit a side setback of 6' and a side setback
sum of 15' in lieu of the required 11.25' and 26.25' for
an open projection (deck and steps).

of the zoning regulations of Baltimore County, to the zoning law of Baltimore County.

2. ☐ **ADMINISTRATIVE SPECIAL HEARING** to approve a waiver pursuant to Sections 32-4-107(b), 32-4-223.(8), and Section 32-4-416(a)(2): (indicate type of work in this space 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 regulations.

I, or we, agree to pay expenses of above petition(s), advertising, posting, etc. and further agree to and are to be bounded by the zoning regulations and restrictions of Baltimore County adopted pursuant to the zoning law for Baltimore County.

Legal Owner(s) Affirmation: I / we do so solemnly declare and affirm, under the penalties of perjury, that I / We are the legal owner(s) of the property which is the subject of this / these Petition(s).

Contract Purchaser/Lessee:

Name- Type or Print

Signature

Mailing Address City State

Zip Code Telephone # Email Address

Attorney for Petitioner

Name- Type or Print

Date

Signature

By

Mailing Address City State

Zip Code Telephone # Email Address

Legal Owners:

Sheldon

Forchheimer

Name #1 - Type or Print Name #2 - Type or Print

☒ Sheldon Forchheimer

Signature #1 Signature #2

3016 Lightfoot Dr. Balto. MD

Mailing Address City State

21208 / 410-812-8464

Zip Code Telephone # Email Address

21208 / 410-812-8464

Zip Code Telephone # Email Address

Representative to be contacted:

Mitch Kellman

Name - Type or Print

MK

Signature

200 East Pennsylvania Ave Towson, MD

Mailing Address City State

21286 / 410-296-3333 / mkellman@dmdw.com

Zip Code Telephone # Email Address

21286 / 410-296-3333 / mkellman@dmdw.com

Zip Code Telephone # Email Address

A PUBLIC HEARING having formally demanded and/or found to be required, it is ordered by the Office of Administrative Law, of Baltimore County, this _____ day of _____, that the subject matter 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.

Administrative Law Judge of Baltimore County

CASE NUMBER 2014-0124-A

Filing Date 11/21/13

Estimated Posting Date 12/1/13 Reviewer 1

Rev 10/11

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: 3016 Lightfoot Drive Balto. MD 21208
Print or Type Address of property City State Zip Code

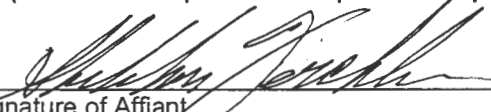
Based upon personal knowledge, the following are the facts which I/we base the request for an Administrative Variance at the above address. (Clearly state practical difficulty or hardship here)

Existing Dwelling Close to Side Property Line

Need Steps to Access Deck From Side and Driveway

Existing Setbacks, as approved, do not meet minimum and we are not changing existing setbacks except for open steps

(If additional space for the petition request or the above statement is needed, label and attach it to this Form)

x 
Signature of Affiant

Sheldon Forchheimer
Name- Print or Type

Signature of Affiant

Name- Print or Type

The following information is to be completed by a Notary Public of the State of Maryland

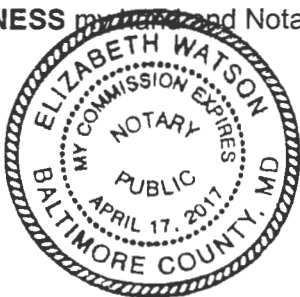
x STATE OF MARYLAND, COUNTY OF BALTIMORE, to wit:

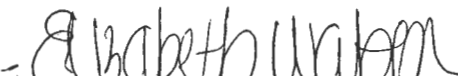
I HEREBY CERTIFY, this 19 day of November 2013, before me a Notary of Maryland, in and for the County aforesaid, personally appeared

Sheldon Forchheimer

the Affiant(s) herein, personally known or satisfactorily identified to me as such Affiant(s) (Print name(s) here)

AS WITNESS my hand and Notaries Seal




Notary Public
April 17, 2017
My Commission Expires

ZONING DESCRIPTION

3016 Lightfoot Drive
Baltimore County, Maryland

Beginning on the north side of Lightfoot Drive, which is a public right-of-way 60 feet wide, at the distance of 900 feet east of the centerline of Carla Road, which is a public right-of-way 50 feet wide. Being known as Lot 14, of Block C, of Section 1, of the Plat of "Labyrinth" as recorded in Plat Book 26, Folio 130, containing .249 acres in Election District 3 and Councilmanic District 2. Also known as 3016 Lightfoot Drive.

2014-0124-A

DEPARTMENT OF PERMITS, APPROVALS AND INSPECTIONS

ZONING REVIEW

ADVERTISING REQUIREMENTS AND PROCEDURES FOR ZONING HEARINGS

The Baltimore County Zoning Regulations (BCZR) require that notice be given to the general public/neighboring property owners relative to property which is the subject of an upcoming zoning hearing. For those petitions which require a public hearing, this notice is accomplished by posting a sign on the property (responsibility of the petitioner) and placement of a notice in a newspaper of general circulation in the County, both at least fifteen (15) days before the hearing.

Zoning Review will ensure that the legal requirements for advertising are satisfied. However, the petitioner is responsible for the costs associated with these requirements. The newspaper will bill the person listed below for the advertising. This advertising is due upon receipt and should be remitted directly to the newspaper.

OPINIONS MAY NOT BE ISSUED UNTIL ALL ADVERTISING COSTS ARE PAID.

For Newspaper Advertising:

Item Number or Case Number: 2014-0124-A

Petitioner: Sheldon Forchheimer

Address or Location: 3016 Lightfoot Drive

PLEASE FORWARD ADVERTISING BILL TO:

Name: Mitch Kellman

Address: 200 East Pennsylvania Ave

Towson, MD

21286

Telephone Number: 410-296-3333

BALTIMORE COUNTY DEPARTMENT OF PERMITS, APPROVALS AND INSPECTIONS
ZONING REVIEW

ADMINISTRATIVE VARIANCE INFORMATION SHEET AND DATES

Case Number 2014- 0124 -A Address 3016 LIGHTFOOT DRIVE
Contact Person: JASON SEIDELMAN Phone Number: 410-887-3391
Planner, Please Print Your Name
Filing Date: 11/21/13 Posting Date: 12/1/13 Closing Date: 12/16/13

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.
- DEADLINE:** The closing date is the deadline for an occupant or owner within 1,000 feet to file a formal request for a public hearing. Please understand that even if there is no formal request for a public hearing, the process is not complete on the closing date.
- ORDER:** After the closing date, the file will be reviewed by the zoning or deputy zoning commissioner. He may: (a) grant the requested relief; (b) deny the requested relief; or (c) order that the matter be set in for a public hearing. You will receive written notification, usually within 10 days of the closing date if all County agencies' comments are received, as to whether the petition has been granted, denied, or will go to public hearing. The order will be mailed to you by First Class mail.
- 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 2014- 0124 -A Address 3016 LIGHTFOOT DRIVE
Petitioner's Name FORCHHEIMER Telephone 410-812-8464
Posting Date: 12/1/13 Closing Date: 12/16/13
Wording for Sign: TO PERMIT A SIDE SETBACK OF 6 FEET AND A SIDE SETBACK SUM OF 15
FEET IN LIEU OF THE REQUIRED 11.25 FEET AND 26.25 FEET FOR AN OPEN
PROJECTION (DECK + STEPS).

Revised 7/06/11

BALTIMORE COUNTY, MARYLAND
OFFICE OF BUDGET AND FINANCE
MISCELLANEOUS CASH RECEIPT

No. **106500**

Date: **11/21/13**

PAID RECEIPT

BUSINESS ACTUAL TIME DRW
 11/21/2013 11/21/2013 09:55:39 8

REG 4501 WALKIN SHIL SAN
 >>RECEIPT # 602867 11/21/2013 OFLN

5 528 ZONING VERIFICATION

106500

Recpt Tot \$75.00

\$75.00 CK \$1.00 CA

Baltimore County, Maryland

Fund	Dept	Unit	Sub Unit	Rev Source/ Obj	Sub Rev/ Sub Obj	Dept Obj	BS Acct	Amount
001	306	0000		6150				\$75.00

Total: **\$ 75.00**

Rec From: **FORCHHEIMER**

For: **2014-0124-A**

DISTRIBUTION

WHITE - CASHIER PINK - AGENCY YELLOW - CUSTOMER GOLD - ACCOUNTING
 PLEASE PRESS HARD!!!!

**CASHIER'S
 VALIDATION**

CERTIFICATE OF POSTING

ATTENTION: KRISTEN LEWIS

DATE: 12/01/2013

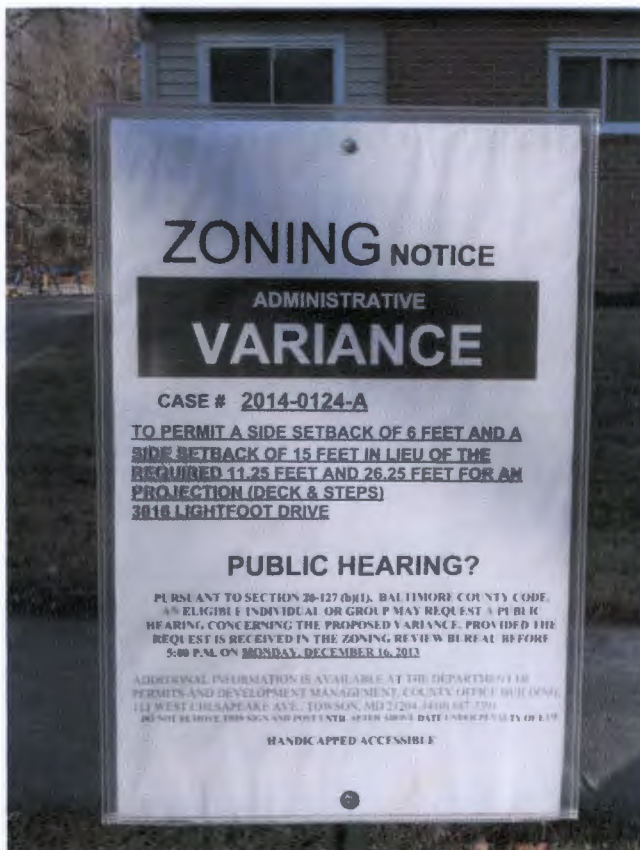
Case Number: 2014-0124-A

Petitioner / Developer: FORCHEIMER

Date of Hearing (Closing): DECEMBER 16, 2013

This is to certify under the penalties of perjury that the necessary sign(s) required by law were posted conspicuously on the property located at:
3016 LIGHTFOOT DRIVE

The sign(s) were posted on: NOVEMBER 29, 2013



Linda O'Keefe
(Signature of Sign Poster)

Linda O'Keefe
(Printed Name of Sign Poster)

523 Penny Lane
(Street Address of Sign Poster)

Hunt Valley, Maryland 21030
(City, State, Zip of Sign Poster)

410 - 666 - 5366
(Telephone Number of Sign Poster)

C H E C K L I S T

<u>Comment Received</u>	<u>Department</u>	<u>Support/Oppose/ Conditions/ Comments/ No Comment</u>
<u>11-29</u>	DEVELOPMENT PLANS REVIEW (if not received, date e-mail sent _____)	<u>NC</u>
_____	DEPS (if not received, date e-mail sent _____)	_____
_____	FIRE DEPARTMENT	_____
_____	PLANNING (if not received, date e-mail sent _____)	_____
<u>11-29</u>	STATE HIGHWAY ADMINISTRATION	<u>No objection</u>
_____	TRAFFIC ENGINEERING	_____
_____	COMMUNITY ASSOCIATION	_____
_____	ADJACENT PROPERTY OWNERS	_____
ZONING VIOLATION	(Case No. _____)	
PRIOR ZONING	(Case No. _____)	
NEWSPAPER ADVERTISEMENT	Date: _____	
SIGN POSTING	Date: <u>11-29-13</u> by <u>O'Keefe</u>	
PEOPLE'S COUNSEL APPEARANCE	Yes ☐ No ☐	
PEOPLE'S COUNSEL COMMENT LETTER	Yes ☐ No ☐	

Comments, if any:

12/19 Per SDAT, not principal residence (Fox and Forch, LLC)
12/20 Affidavit sent to Kellen. 12/20 Per Miller,
 after taking file to zoning, he indicated he needs to measure prop. + will get
 back to OAH next wk. 1/2 Per Miller, modified permit to comply w/ zon. Regs. +
 wish to wld petition. 1/6 Per JBS - Order - Dismissal w/o prej.



KEVIN KAMENETZ
County Executive

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

December 17, 2013

Sheldon Forchheimer
3016 Lightfoot Drive
Baltimore MD 21208

RE: Case Number: 2014-0124 A, Address: 3016 Lightfoot Drive

Dear Mr. Forchheimer:

The above referenced petition was accepted for processing **ONLY** by the Bureau of Zoning Review, Department of Permits, Approvals, and Inspection (PAI) on November 21, 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,

A handwritten signature in black ink, reading "W. Carl Richards, Jr." with a stylized flourish at the end.

W. Carl Richards, Jr.
Supervisor, Zoning Review

WCR: jaf

Enclosures

c: People's Counsel
Mitch Kellman, 200 E Pennsylvania Avenue, Towson MD 21286

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



James T. Smith, Jr., Secretary
Melinda B. Peters, Administrator

Date: 11/27/13

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

RE: Baltimore County
Item No 2014-0124-A
Administrative Variance
Sheldon Forchheimer
3016 Lightfoot Drive

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. 2014-0124-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,

Steven D. Foster, Chief/
Development Manager
Access Management Division

SDF/raz

My telephone number/toll-free number is _____
Maryland Relay Service for Impaired Hearing or Speech 1.800.735.2258 Statewide Toll Free

Street Address: 707 North Calvert Street • Baltimore, Maryland 21202 • Phone 410.545.0300 • www.roads.maryland.gov

Debra Wiley - Case No. 2014-0124-A (3016 Lightfoot Dr., 21208)

From: Debra Wiley
To: mkellman@dmw.com
Date: 12/20/2013 8:36 AM
Subject: Case No. 2014-0124-A (3016 Lightfoot Dr., 21208)
Attachments: 20131220081022837.pdf

Good Morning Mitch,

Per our conversation yesterday, please find attached an Affidavit for your client, Sheldon Forsheimer, to sign with notary seal, and return original to this office.

Please let me know if you have any questions or concerns.

Have a great day !

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

>>> <officeofhearings@baltimorecountymd.gov> 12/20/2013 8:10 AM >>>
This E-mail was sent from "zoneprt1" (Aficio MP 2852).

Scan Date: 12.20.2013 08:10:22 (-0500)
Queries to: officeofhearings@baltimorecountymd.gov

Message Id: 52B447C4.483 : 38 : 53259
Subject: Case No. 2014-0124-A (3016 Lightfoot Dr., 21208)
Created By: dwiley@baltimorecountymd.gov
Scheduled Date:
Creation Date: 12/20/2013 8:36 AM
From: Debra Wiley

Recipients

Recipient	Action	Date & Time	Comment
 dmw.com	Pending		
To: mkellman@dmw.com (mkellman@dmw.com)			

Post Offices

Post Office	Delivered	Route
dmw.com		dmw.com

Files

File	Size	Date & Time
20131220081022837.pdf	80252	12/20/2013 8:33 AM
MESSAGE	1428	12/20/2013 8:36 AM
TEXT.htm	1114	12/20/2013 8:36 AM

Options

Auto Delete: No
Concealed Subject: No
Expiration Date: None
Notify Recipients: Yes
Priority: Standard
Reply requested by None
Security: Standard
To Be Delivered: Immediate

Record Id

Record Id:	52B40174.NCH_DOM.NCH_PO.100.1687076.1.1A849.1
Common Record Id:	52B40174.NCH_DOM.NCH_PO.200.2000026.1.440F1.1

Debra Wiley - RE: Case No. 2014-0124-A (3016 Lightfoot Dr., 21208)

From: "Mitchell J. Kellman" <mcellman@dmw.com>
To: "Debra Wiley" <dwiley@baltimorecountymd.gov>
Date: 12/20/2013 10:23 AM
Subject: RE: Case No. 2014-0124-A (3016 Lightfoot Dr., 21208)
Attachments: image001.jpg; image002.jpg; image003.jpg; image004.jpg

Thanks, I will be up a few minutes before 11:00am. Thanks again,

Mitch

Mitchell J. Kellman
Director of Zoning Services
410 296 3333 Office
DMW

From: Debra Wiley [mailto:dwiley@baltimorecountymd.gov]
Sent: Friday, December 20, 2013 10:13 AM
To: Mitchell J. Kellman
Subject: RE: Case No. 2014-0124-A (3016 Lightfoot Dr., 21208)

Hi Mitch,

John has no problem with your taking the file, however, we do need it returned ASAP.

Thanks.

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

>>> "Mitchell J. Kellman" <mcellman@dmw.com> 12/20/2013 9:46 AM >>>

Thanks so much,

Mitch

Mitchell J. Kellman
Director of Zoning Services
410 296 3333 Office
DMW

From: Debra Wiley [mailto:dwiley@baltimorecountymd.gov]
Sent: Friday, December 20, 2013 9:43 AM
To: Mitchell J. Kellman
Subject: RE: Case No. 2014-0124-A (3016 Lightfoot Dr., 21208)

Mitch,

Please see Baltimore County Code (B.C.C.) § 32-3-303(a)(1), which 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)

In addition, Page 2 of the zoning petition (the Affidavit) also acknowledges Petitioner is the resident home owner of this residential lot ... reside at the existing dwelling on said property.

Let me make sure John is okay with your taking the file; he has hearings this morning but I will let you know ASAP.

As far as setting it in for a hearing, the file would be returned to Kristen to schedule, and I'm not sure where she is as far as dates. The property would, of course, need to be re-posted to advise of the hearing date, time, etc. It would also require newspaper advertising.

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

>>> "Mitchell J. Kellman" <mkellman@dmw.com> 12/20/2013 9:10 AM >>>

Debbie,

Thank you and I'm sorry for your and John's extra work on this matter. I have tried to reach the client and am expecting him to call me back.

In case he does not want to sign the affidavit, I want to check with Carl to see if I am missing something and a variance is not required. Would you

miind if I took the file from your office (for ½ hour) to show Carl? If you do set it in, is a reposting and advertising required and a hearing date a long way off?

Again, sorry for any inconveniences this is causing.....Mitch

Mitchell J. Kellman
Director of Zoning Services
410 296 3333 Office
DMW

From: Debra Wiley [<mailto:dwiley@baltimorecountymd.gov>]
Sent: Friday, December 20, 2013 8:36 AM
To: Mitchell J. Kellman
Subject: Case No. 2014-0124-A (3016 Lightfoot Dr., 21208)

Good Morning Mitch,

Per our conversation yesterday, please find attached an Affidavit for your client, Sheldon Forsheimer, to sign with notary seal, and return original to this office.

Please let me know if you have any questions or concerns.

Have a great day !

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 - Zoning Case 2014-0124-A.docx

From: "Mitchell J. Kellman" <mkellman@dmw.com>
To: <dwiley@baltimorecountymd.gov>
Date: 1/6/2014 1:24 PM
Subject: Zoning Case 2014-0124-A.docx
Attachments: Zoning Case 2014-0124-A.docx

Debbie,

Thank you for your email yesterday. Will this letter do it or do you need something more formal? Again, thanks for your help.

Mitch

January 6, 2014

Mr. John E. Beverungen
Administrative Law Judge
for Baltimore County
Office of Administrative Hearings
105 West Chesapeake Avenue, Suite 103
Towson, Maryland 21204

Re: Petition for Administrative Variance (Sheldon Forsheimer)
Case No. 2014-0124-A
Property: 3016 Lightfoot Drive, 21208

Dear Judge Beverungen,

On behalf of the owner of the referenced property, please accept our request to withdraw the pending administrative variance. As you well know, I filed the subject petition for the property owner. Please be advised that we amended the permit application to comply with the applicable sections of the Baltimore County Zoning Regulations. Therefore, a zoning variance is no longer required.

We appreciate your time and assistance to this matter.

Very truly yours,
Mitch Kellman
Director of Zoning Services
Daft-McCune-Walker, Inc. (DMW)

Debra Wiley - RE: Case No. 2014-0124-A (3016 Lightfoot Dr., 21208)

From: Debra Wiley
To: Mitchell J. Kellman
Date: 1/5/2014 6:14 PM
Subject: RE: Case No. 2014-0124-A (3016 Lightfoot Dr., 21208)

Hi Mitch,

Sorry I was out of the office last week. Yes, please provide a letter withdrawing the petition. It can be forwarded via email or fax.

Thanks in advance and please let me know if you need anything further.

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

>>> "Mitchell J. Kellman" <mkellman@dmw.com> 01/02/14 8:46 AM >>>
<!--[if mso 9]--> <!--[endif]-->

Good Morning Debbie and Happy New Year,

We modified the permit to comply with the Zoning Regulations and wish to withdraw the petition.

Do you need a letter from me or the owner? Thanks much,

Mitch

Mitchell J. Kellman
Director of Zoning Services
410 296 3333 Office
DMW

From: Debra Wiley [mailto:dwiley@baltimorecountymd.gov]
Sent: Friday, December 20, 2013 8:36 AM
To: Mitchell J. Kellman
Subject: Case No. 2014-0124-A (3016 Lightfoot Dr., 21208)

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410-887-3468 (fax)
dwiley@baltimorecountymd.gov

>>> <officeofhearings@baltimorecountymd.gov> 12/20/2013 8:10 AM >>>
This E-mail was sent from "zoneprt1" (Aficio MP 2852).

Scan Date: 12.20.2013 08:10:22 (-0500)
Queries to: officeofhearings@baltimorecountymd.gov

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www.baltimorecountymd.gov

Debra Wiley - RE: Case No. 2014-0124-A (3016 Lightfoot Dr., 21208)

From: Debra Wiley
To: Kellman, Mitchell J.
Date: 12/20/2013 9:42 AM
Subject: RE: Case No. 2014-0124-A (3016 Lightfoot Dr., 21208)

Mitch,

Please see Baltimore County Code (B.C.C.) § 32-3-303(a)(1), which 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)

In addition, Page 2 of the zoning petition (the Affidavit) also acknowledges Petitioner is the resident home owner of this residential lot ... reside at the existing dwelling on said property.

Let me make sure John is okay with your taking the file; he has hearings this morning but I will let you know ASAP.

As far as setting it in for a hearing, the file would be returned to Kristen to schedule, and I'm not sure where she is as far as dates. The property would, of course, need to be re-posted to advise of the hearing date, time, etc. It would also require newspaper advertising.

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

>>> "Mitchell J. Kellman" <mkellman@dmw.com> 12/20/2013 9:10 AM >>>

Debbie,

Thank you and I'm sorry for your and John's extra work on this matter. I have tried to reach the client and am expecting him to call me back.

In case he does not want to sign the affidavit, I want to check with Carl to see if I am missing something and a variance is not required. Would you

miind if I took the file from your office (for ½ hour) to show Carl? If you do set it in, is a reposting and advertising required and a hearing date a long way off?

Again, sorry for any inconveniences this is causing.....Mitch

Mitchell J. Kellman
Director of Zoning Services
410 296 3333 Office
DMW

From: Debra Wiley [mailto:dwiley@baltimorecountymd.gov]
Sent: Friday, December 20, 2013 8:36 AM
To: Mitchell J. Kellman
Subject: Case No. 2014-0124-A (3016 Lightfoot Dr., 21208)

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>>> <officeofhearings@baltimorecountymd.gov> 12/20/2013 8:10 AM >>>
This E-mail was sent from "zoneprt1" (Aficio MP 2852).

Scan Date: 12.20.2013 08:10:22 (-0500)
Queries to: officeofhearings@baltimorecountymd.gov

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BALTIMORE COUNTY, MARYLAND
INTEROFFICE CORRESPONDENCE

TO: Arnold Jablon, Director
Department of Permits, Approvals
And Inspections

DATE: November 29, 2013

FROM: Dennis A. Kennedy^{DAK}, Supervisor
Bureau of Development Plans
Review

SUBJECT: Zoning Advisory Committee Meeting
For December 2, 2013
Item No. 2014- 0120, 0121, 0122, 0123, 0124 and 0125

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

DAK:CEN
Cc: file

G:\DevPlanRev\ZAC -No Comments\ZAC12022013 -.doc

[Search Help](#)

Real Property Data Search (w4)

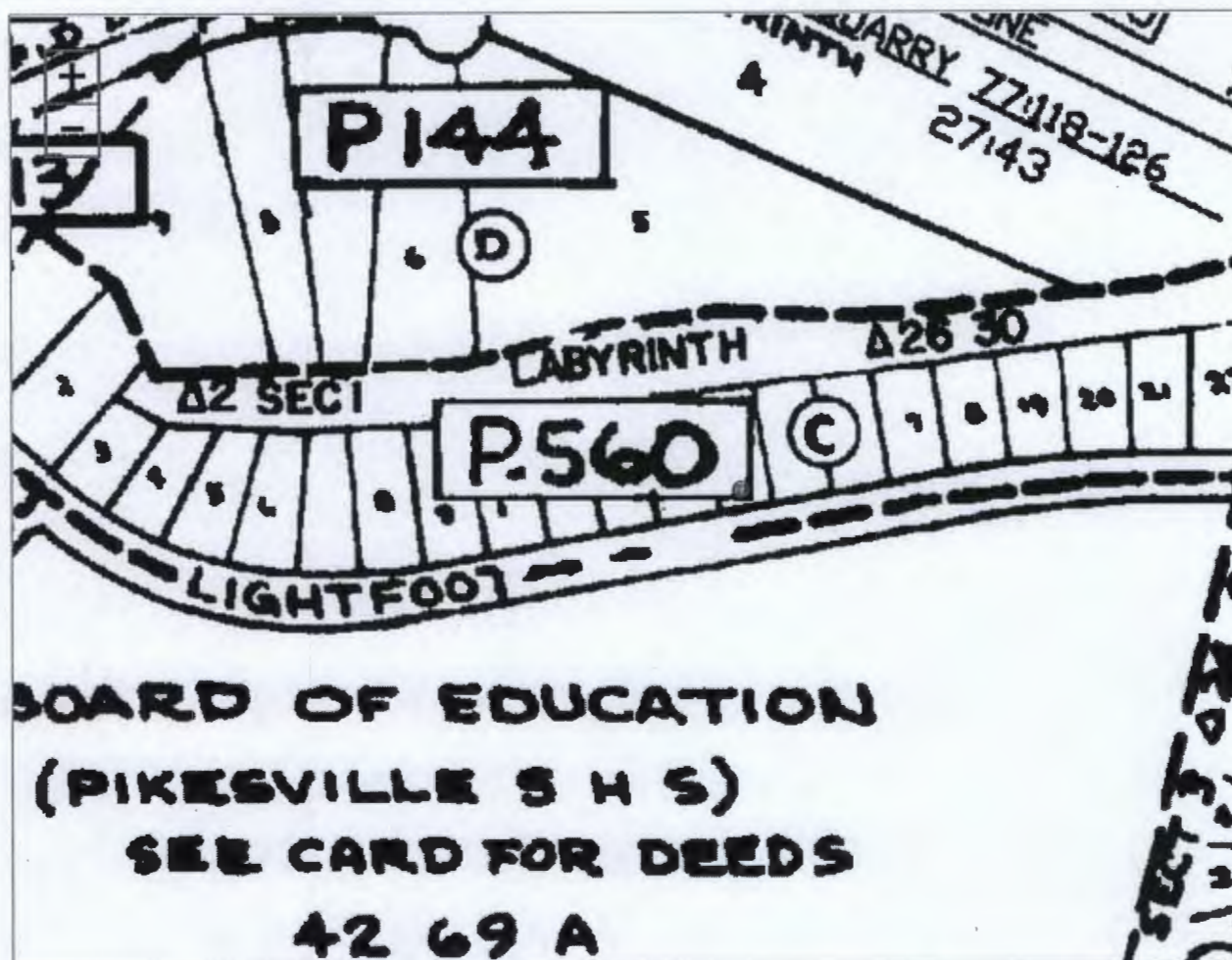
Search Result for BALTIMORE COUNTY

View Map	View GroundRent Redemption	View GroundRent Registration
Account Identifier: District - 03 Account Number - 0303004550		
Owner Information		
Owner Name:	FOX AND FORCH LLC	Use: RESIDENTIAL
		Principal Residence: NO
Mailing Address:	C/O SHELDON FORSHEIMER 3115 OLD COURT RD BALTIMORE MD 21208-	Deed Reference: 1) /33947/ 00231 2)
Location & Structure Information		
Premises Address:	3016 LIGHTFOOT DR BALTIMORE 21208-4412	Legal Description: 3016 LIGHTFOOT DR LABYRINTH
Map: 0078	Grid: 0005	Parcel: 0560
Sub District:	Subdivision: 0000	Section: 1
	Block: C	Lot: 14
	Assessment Year: 2014	Plat No: 2
		Plat Ref: 0026/ 0130
Special Tax Areas:	Town: NONE	
	Ad Valorem:	
	Tax Class:	
Primary Structure Built 1960	Above Grade Enclosed Area 1,688 SF	Finished Basement Area 748 SF
	Property Land Area 10,850 SF	County Use 04
Stories 1.000000	Basement YES	Type STANDARD UNIT
	Exterior BRICK	Full/Half Bath 3 full/ 0 half
	Garage	Last Major Renovation
Value Information		
	Base Value	Value
		Phase-in Assessments
		As of 07/01/2013
		As of 07/01/2014
Land:	92,700	92,700
Improvements	179,500	179,500
Total:	272,200	272,200
Preferential Land:	0	
Transfer Information		
Seller: LEVIN MOLLY ROSE LEVIN SYDNEY	Date: 07/16/2013	Price: \$230,000
Type: ARMS LENGTH IMPROVED	Deed1: /33947/ 00231	Deed2:
Seller: LEVIN LINDA SUE	Date: 05/11/2007	Price: \$0
Type: NON-ARMS LENGTH OTHER	Deed1: /25622/ 00344	Deed2:
Seller: FRIEDMAN RONALD JAY	Date: 05/10/2001	Price: \$0
Type: NON-ARMS LENGTH OTHER	Deed1: /15193/ 00305	Deed2:
Exemption Information		
Partial Exempt Assessments:	Class	07/01/2013
County:	000	0.00
State:	000	0.00
Municipal:	000	0.00
Tax Exempt:	Special Tax Recapture:	
Exempt Class:	NONE	
Homestead Application Information		
Homestead Application Status: No Application		

Baltimore County

[New Search](#)

District: 03 Account Number: 0303004550



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.

☒ Loading... Please Wait.

Loading... Please Wait.



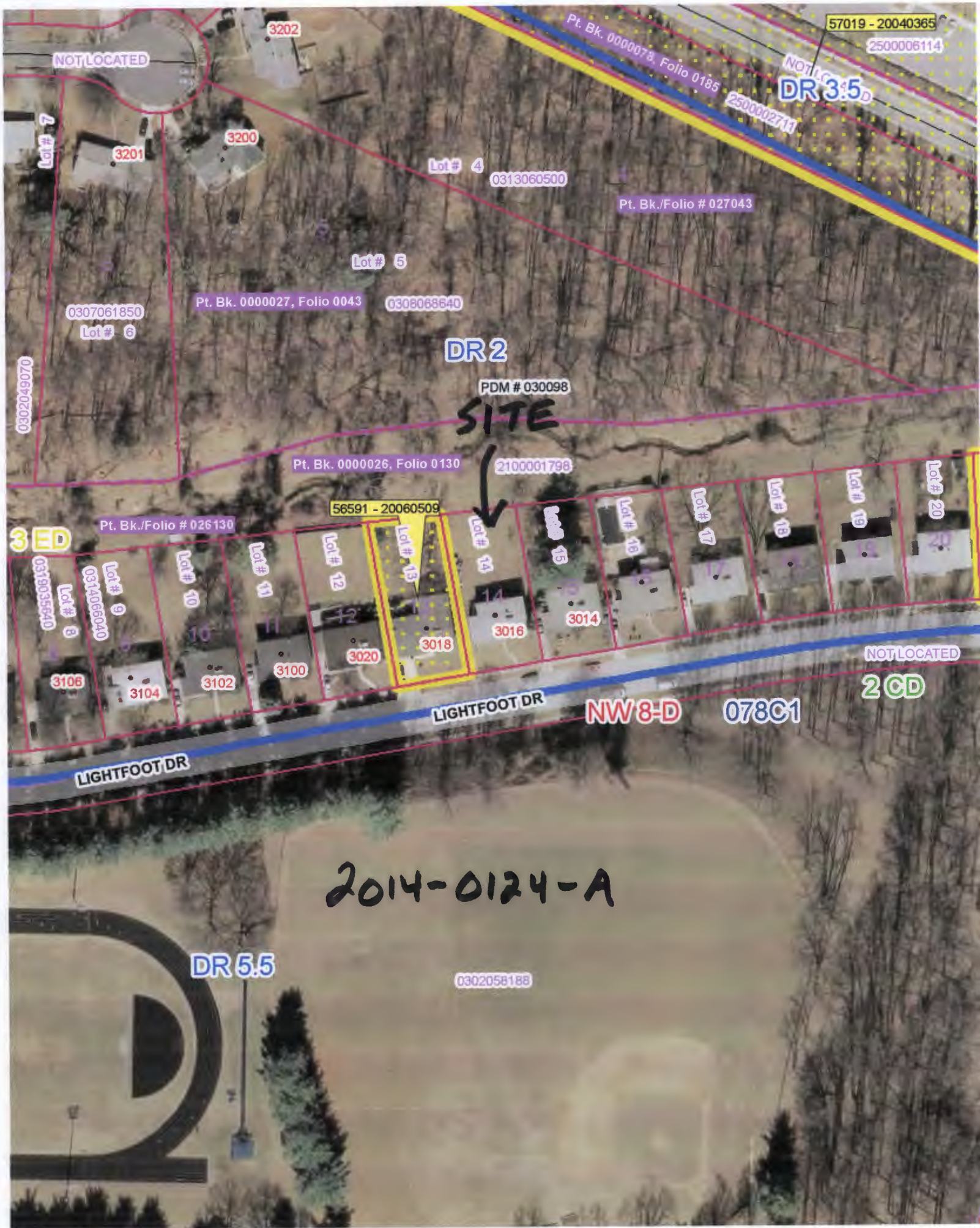








2000-2001
Barnes House (New York, N.Y.)
Barnes House (New York, N.Y.)



NOT LOCATED

57019 - 20040365

2500006114

DR 3.5D

Pt. Bk. 0000078, Folio 0185

2500002711

3202

3200

3201

Lot # 4

0313060500

Pt. Bk./Folio # 027043

Lot # 5

Pt. Bk. 0000027, Folio 0043

0308068640

0307061850

Lot # 6

DR 2

PDM # 030098

SITE

Pt. Bk. 0000026, Folio 0130

2100001798

56591 - 20060509

Pt. Bk./Folio # 026130

3 ED

0319035640

Lot # 8

0314066040

Lot # 9

Lot # 10

Lot # 11

Lot # 12

Lot # 13

Lot # 14

Lot # 15

Lot # 16

Lot # 17

Lot # 18

Lot # 19

Lot # 20

3106

3104

3102

3100

3020

3018

3016

3014

NOT LOCATED

2 CD

LIGHTFOOT DR

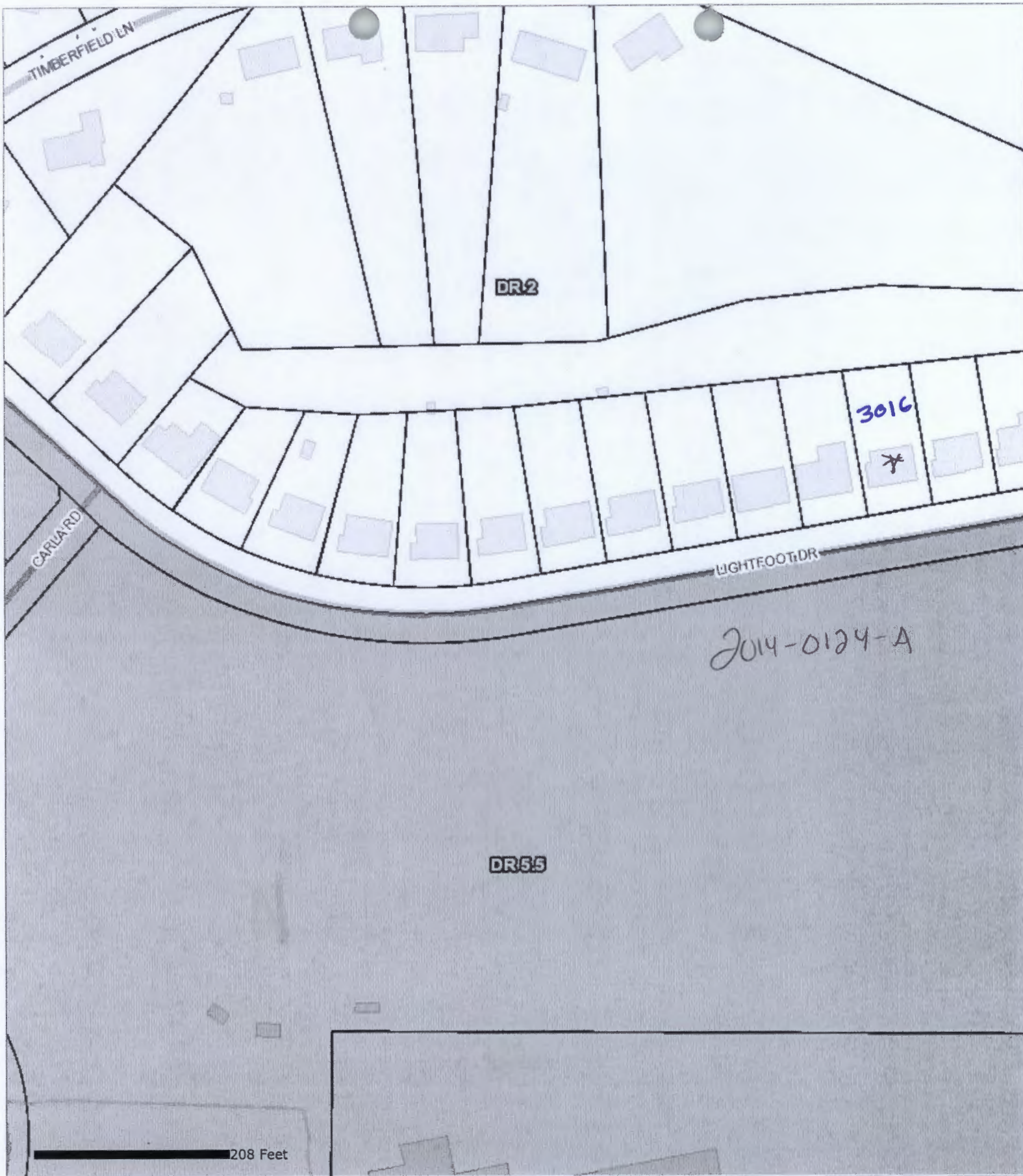
NW 8-D

078C1

2014-0124-A

DR 5.5

0302058188



My Neighborhood Map

Created By
Baltimore County
My Neighborhood



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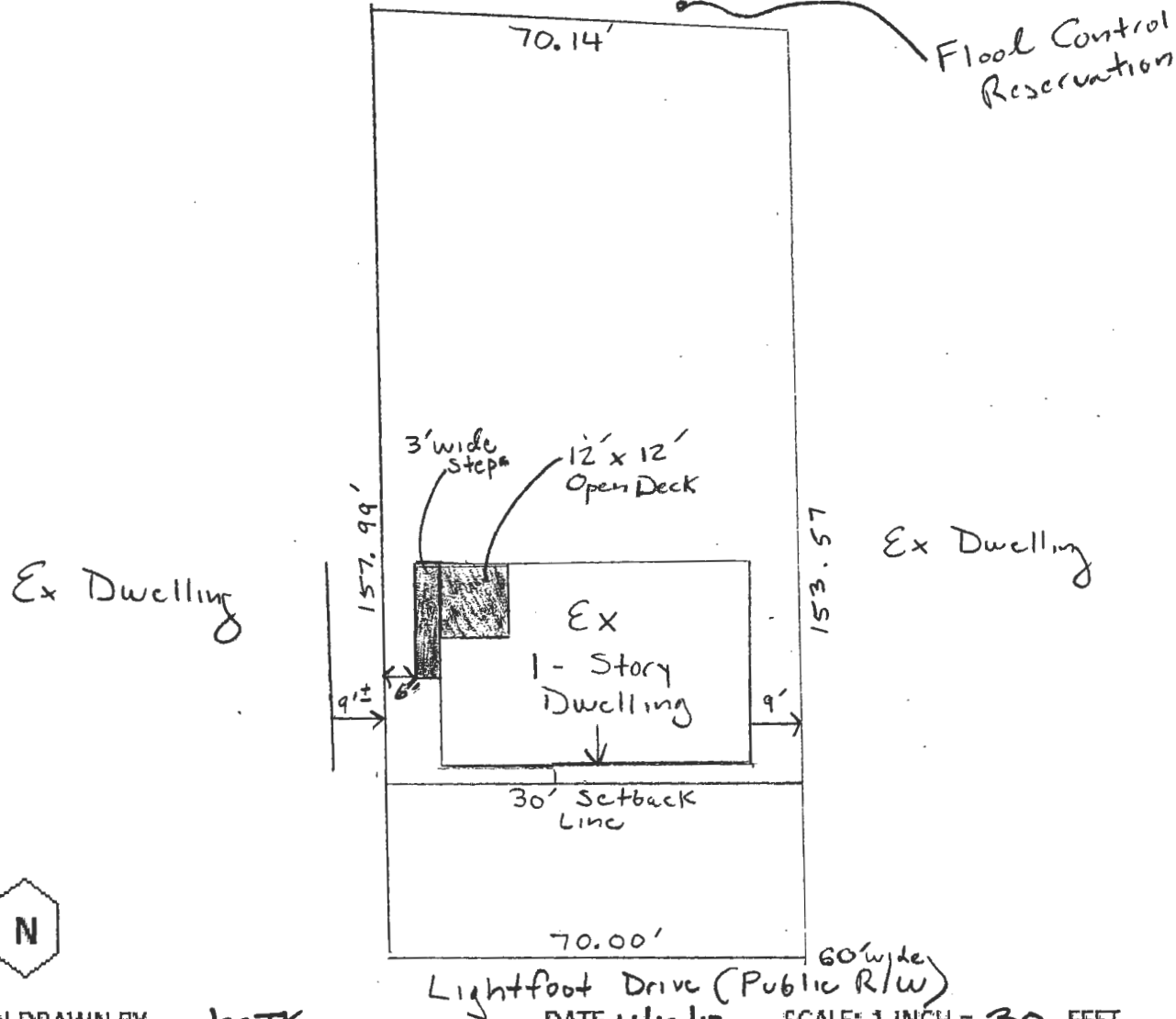
Printed 11/20/2013

ZONING HEARING PLAN FOR VARIANCE X FOR SPECIAL HEARING _____ (MARK TYPE REQUESTED WITH X)

ADDRESS 3016 Lightfoot Drive OWNER(S) NAME(S) Sheldon Forchheimer

SUBDIVISION NAME Labyrinth LOT # 14 BLOCK # C SECTION # 1

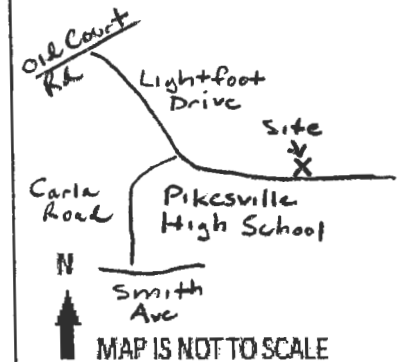
PLAT BOOK # 26 FOLIO # 130 10 DIGIT TAX # 0303004550 DEED REF. # 33947/00231



PLAN DRAWN BY mjk

DATE 11/19/13 SCALE: 1 INCH = 30 FEET

SITE VICINITY MAP



ZONING MAP# 078C1

SITE ZONED DR2

ELECTION DISTRICT 3

COUNCIL DISTRICT 2

LOT AREA ACREAGE .249

OR SQUARE FEET 10,850

HISTORIC? NO

IN CBCA? NO

IN FLOOD PLAIN? NO

UTILITIES? MARK WITH X

WATER IS:

PUBLIC X PRIVATE _____

SEWER IS:

PUBLIC X PRIVATE _____

PRIOR HEARING? No

IF SO GIVE CASE NUMBER
AND ORDER RESULT BELOW

N/A

VIOLATION CASE INFO:

N/A

2014-0124-A