MEMORANDUM

DATE: August 8, 2014

TO: Zoning Review Office

FROM: Office of Administrative Hearings

RE: Case No. 2014-0260-A - Appeal Period Expired

The appeal period for the above-referenced case expired on August 7, 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 * (900 Weatherbee Road)

9th Election District

5th Council District Jeffrey M. Gredlein & Elizabeth L. Jones

Petitioners

BEFORE THE

OFFICE OF ADMINISTRATIVE

HEARINGS FOR

BALTIMORE COUNTY

CASE NO. 2014-0260-A

OPINION AND ORDER

This matter comes before the Office of Administrative Hearings (OAH) for Baltimore County for consideration of a Petition for Administrative Variance filed by the legal owners of the property, Jeffrey M. Gredlein and Elizabeth L. Jones. The Petitioners are requesting Variance relief pursuant to Section 1B02.3.B of the Baltimore County Zoning Regulations ("B.C.Z.R") to permit a proposed addition with a rear yard setback of 12 ft. in lieu of the required 30 ft. The subject property and requested relief is more fully depicted on the site plan that was marked and accepted into evidence as Petitioners' Exhibit 1.

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

The Petitioners having filed a Petition for Administrative Variance and the subject property having been posted on June 15, 2014, and there being no request for a public hearing, a decision shall be rendered based upon the documentation presented.

The Petitioners have filed the supporting affidavits as required by Section 32-3-303 of the Baltimore County Code (B.C.C.). 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

ORDER RECEIVED FOR FILING OBDER RECEIVED FOR FILING

welfare of the public and should therefore be granted. In the opinion of the Administrative Law Judge, 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 Petitioners.

Pursuant to the posting of the property and the provisions of both the B.C.C. and the B.C.Z.R., and for the reasons given above, the requested variance should be granted.

THEREFORE, IT IS ORDERED, this <u>8th</u> day of July, 2014 by the Administrative Law Judge for Baltimore County, that the Petition for Variance seeking relief from Section 1B02.3.B of the Baltimore County Zoning Regulations ("B.C.Z.R") to permit a proposed addition with a rear yard setback of 12 ft. in lieu of the required 30 ft., be and is hereby GRANTED.

The relief granted herein shall be subject to the following:

Petitioners may apply for any appropriate permits and be granted same upon receipt
of this Order; however, Petitioners are hereby made aware that proceeding at this
time is at their own risk until such time as the 30-day appellate process from this
Order has expired. If, for whatever reason, this Order is reversed, Petitioners 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	RECEIVED FOR FILING	
Date	7-8-14	
Bv	CL S	



KEVIN KAMENETZ
County Executive

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

July 8, 2014

Jeffrey M. Gredlein Elizabeth L. Jones 900 Weatherbee Road Towson, Maryland 21286

RE:

Petition for Administrative Variance

Case No. 2014-0260-A

Property: 900 Weatherbee Road

Dear Mr. Gredlein and Ms. Jones:

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 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,

JOHNE. BEVERUNGEN Administrative Law Judge for Baltimore County

JEB:dlw Enclosure

ADMINISTRATIVE ZONING PETITION

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

Address 900 Woother has Rd. Towson 1	ngs for Baltimore County for the property located at MD 21286 Currently zoned DR-5.5
Deed Reference 34948100144 Owner(s) Printed Name(s) Jeffney Gnedlein &	10 Digit Tax Account # 09 07002210
(SELECT THE HEARING(S) BY MARKING X AT THE APPRO	OPRIATE SELECTION(S) AND ADDING THE PETITION REQUEST)
For Administrative Variances, the Affidavit on the	reverse of this Petition form must be completed and notarized.
The undersigned, who own and occupy the property situate attached hereto and made a part hereof, hereby petition for	in Baltimore County and which is described in the plan/plat an:
1. ADMINISTRATIVE VARIANCE from Section(s)	[BO2.3.B to permit a proposed
addition with a rear yard se	Hade of 12 ft. in lieu of the
required 30 ft.	
of the zoning regulations of Baltimore County, to the zoning	law of Baltimore County.
County Code: (indicate type of work in this space: i.e., to ra.	ze, alter or construct addition to building)
of the Baltimore County Code, to the development law of Ba Property is to be posted and advertised as prescribed by the zoning regula I/ we agree to pay expenses of above petition(s), advertising, posting, etc. Baltimore County adopted pursuant to the zoning law for Baltimore County	ations. and further agree to be bound by the zoning regulations and restrictions of
	Owner(s)/Petitioner(s):
	Name #1 - Type or Print Name #2 - Type or Print
	Signature #1 Signature #2
	900 Weatherbel Rd Turson MD 21286 Mailing Address City State
	21286, 443-810-7479, Imagnodley a
Attorney for Owner(s)/Petitioner(s):	Representative to be contacted:
	ME
Name- Type or Print	Name - Type or Print 5A
Signature	Signature
Mailing Address City State	Mailing Address City State
// / / / / / / / / / / / / / / / / / /	Zip Code Telephone # Email Address
	be required, it is ordered by the Office of Administrative Hearings for Baltimore matter of this petition be set for a public hearing, advertised, and re-posted as
Administra	trative Law Judge for Reltimore County
Administra	trative Law Judge for Baltimore County
ASE NUMBER 2014- 0260-A Filing Date 6/2/	14 Estimated Posting Date 6 //5 / 344 Reviewer 3/2

Affidavit in Support Administrative Varianc (THIS AFFIDAVIT IS NOT REQUIRED FOR AN HISTORIC ADMINISTRATIVE SPECIAL HEARING)

The undersigned hereby affirms under the penalties of perjury and upon personal knowledge to the Administrative Law Judge for Baltimore County, that the information herein given is true and correct and that the undersigned is/are competent to testify in the event that a public hearing is scheduled in the future with regard thereto. In addition, the undersigned hereby affirms that the property is not the subject of an active Code Enforcement case and that the residential property described below is owned and occupied by the undersigned.

Address: 900 Weatherhee Road	Baltomere	MD	21286
Address: 900 Weatherbee Road Print or Type Address of property	City	State	Zip Code
Based upon personal knowledge, the followi Administrative Variance at the above addres	ng are the facts upon ss. (Clearly state <u>pra</u>	n which I/we bas actical difficulty	se the request for an or hardship here)
We are in need of an ad hovesehold size and there is not negative a vaniouse to do	not any place	orn in the	house for our
(If additional space for the petition request or	the above statement is	needed, label and	attach it to this Form)
Signature of Owner (Affiant)		ine of Owner (Affian	
Jeffrey Gredlein Name-Printer Type	Eliz	Print or Type	
The following information is to be co	ompleted by a Notary F	ublic of the State	of Maryland
STATE OF MARYLAND, COUNTY OF BAL	TIMORE, to wit:	WAY AL	
I HEREBY CERTIFY, this 23 day of and for the County aforesaid, personally appears	May , 2014	, before me a	Notary of Maryland, in
Print name(s) here: Jestney Gredlein &	Elizabeth L.	Janes	MY Come 5
the Affiant(s) herein, personally known or satisfa	ctorily identified to me	as such Affiant(s)	September 22, 2017
AS WITNESS my hand and Notaries Seal	2.29	Dia	TY MARINI
Notary Public-Maryland	y Public () ommission Expires	9	-22-2017

October 06, 2015

ZONING DESCRIPTION FOR YOU WEATHERBEE RD.

BEGINNING AT A POINT ON THE NORTHEAST CORNER OF KNOWWOOD and WEATHERBEE ROADS (SOFT R/W).

BEING LOT NO(s) 75 & PT & 76 IN THE

SUBDIVISION OF KNOLL WOOD AS RECORDED

IN BALT IMORE COUNTY PLAT BOOK

LIBER 13 FOLIO 0125 CONTAINING 0.268AC. ±

AND LOCATED IN THE 9 MELECTION and

5 TH COUNCIL MATIC PISTRICTS.

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. 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: 2014-0260-A Petitioner: TEFFREY M. GREDLEINE ELIZABETH L. JONES Address or Location: 900 WEATHER BEE RD. TOWSONMO. 21280
PLEASE FORWARD ADVERTISING BILL TO: Name: Address: 5 AM E
Telephone Number: 443-310-7479

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CERTIFICATE OF POSTING

ATTENTION: KRISTEN LEWIS

DATE: 6/15/2014

Case Number: 2014-0260-A

Petitioner / Developer: JEFF GREDLEIN & ELIZABETH JONES

Date of Hearing (Closing): JUNE 30, 2014

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: 900 WEATHERBEE ROAD

The sign(s) were posted on: JUNE 15, 2014



(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)

CASE NO. 2012- 02-60-A

CHECKLIST

Comment Received	Depa	rtment		Conditions/ Comments/ No Comment
Corle	DEVELOPMENT (if not received, d			No
	DEPS (if not received, d	ate e-mail sent)	·
	FIRE DEPARTM	IENT		·
	PLANNING (if not received, d	ate e-mail sent)	,
6-9	STATE HIGHWA	AY ADMINISTR	ATION	No spection
	TRAFFIC ENGI	NEERING		
	COMMUNITY A	SSOCIATION		
	ADJACENT PRO	OPERTY OWNER	RS	
ZONING VIOLATI	ION (C	ase No		
PRIOR ZONING	(C	ase No.		
NEWSPAPER ADV	VERTISEMENT	Date:	5-77	_
SIGN POSTING		Date:	6-15-14	by 81 Keefe
PEOPLE'S COUNS	SEL APPEARANCE	Yes	□ No □	
PEOPLE'S COUNS	SEL COMMENT LE	ETTER Yes	No	-
Comments, if any:				

ADMINISTRATIVE VARIANCE INFORMATION SHEET AND DATES

ASSUMPTION OF THE PARTY OF THE	
Case Number 2014- 0260 -A Address 900 Weatherbee Rd.	
Contact Person: Bruno Rudaitis Phone Number: 410-887-3 Planner, Please Print Your Name	391
Filing Date: 6/1/14 Posting Date: 6/15/14 Closing Date: 6/30	/14
Any contact made with this office regarding the status of the administrative variance should through the contact person (planner) using the case number.	be
1. POSTING/COST : The petitioner must use one of the sign posters on the approved list (on reverse side of this form) and the petitioner is responsible for all printing/posting costs. reposting must be done only by one of the sign posters on the approved list and the petitic is again responsible for all associated costs. The zoning notice sign must be visible on property on or before the posting date noted above. It should remain there through the closed date.	Any oner the
 DEADLINE: The closing date is the deadline for an occupant or owner within 1,000 feet to a formal request for a public hearing. Please understand that even if there is no for request for a public hearing, the process is not complete on the closing date. 	file mal
ORDER: After the closing date, the file will be reviewed by the zoning or deputy zor commissioner. He may: (a) grant the requested relief; (b) deny the requested relief; or order that the matter be set in for a public hearing. You will receive written notification, usu within 10 days of the closing date if all County agencies' comments are received, as whether the petition has been granted, denied, or will go to public hearing. The order will mailed to you by First Class mail.	(c) ally to
4. POSSIBLE PUBLIC HEARING AND REPOSTING: In cases that must go to a public heat (whether due to a neighbor's formal request or by order of the zoning or deputy zon commissioner), notification will be forwarded to you. The sign on the property must changed giving notice of the hearing date, time and location. As when the sign was origin posted, certification of this change and a photograph of the altered sign must be forwarded this office.	be hally
(Detach Along Dotted Line)	
Petitioner: This Part of the Form is for the Sign Poster Only	
USE THE ADMINISTRATIVE VARIANCE SIGN FORMAT	
Case Number 201 0260 -A Address 900 Weatherfree Rd. Petitioner's Name Jeff Grellein & Elizabeth Jones Telephone 447-310-7	
Petitioner's Name Jeff Grellein & Elizabeth Jones Telephone 447-310-7	479
Posting Date: 6/15/14 Closing Date: 6/30/14	
Wording for Sign: To Permit a proposed addition with a rear setback of	2
12 ft. in lien of the required 30 ft.	



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

July 2, 2014

Jeffrey & Elizabeth Gredlein 900 Weatherbee Road Towson MD 21286

RE: Case Number: 2014-0260 A, Address: 900 Weatherbee Road

Dear Mr. & Ms. Gredlein:

The above referenced petition was accepted for processing **ONLY** by the Bureau of Zoning Review, Department of Permits, Approvals, and Inspection (PAI) on June 2, 2014. 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

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

Maryland Department of Transportation

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

Date: 6/9/14

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

RE: Baltimore County Item No 2014-0260-A. Administrativo Varyouce Fettrey Gredein Elizabeth Formas 900 Weatherbee Road.

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 -0260-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

BALTIMORE COUNTY, MARYLAND INTEROFFICE CORRESPONDENCE

TO:

Arnold Jablon, Director

DATE: July 16, 2014

Department of Permits, Approvals

And Inspections

FROM:

Dennis A. Kennedy, Supervisor

Bureau of Development Plans Review

SUBJECT:

Zoning Advisory Committee Meeting

For June 16, 2014

Item No. 2014-0233, 0258, 0259, 0260, 0261, 0262 and 0263

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

DAK:CEN cc:file



Search Result for BALTIMORE COUNTY

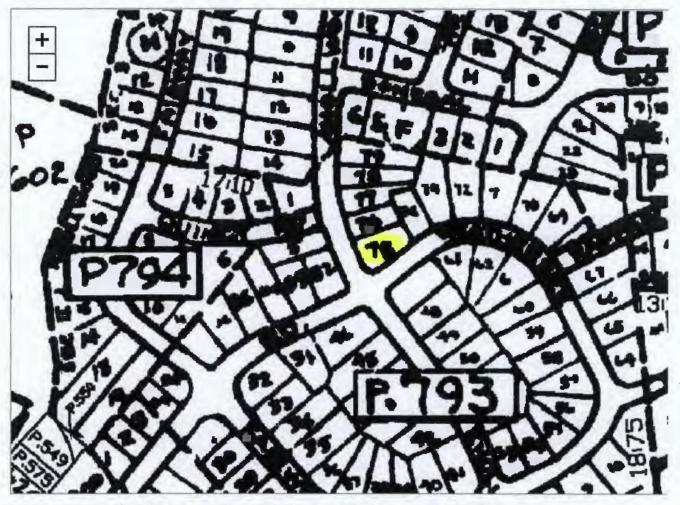
Search Help

Search Result for BAL	TIMORE COUNTY					
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Baltimore County

New Search (http://sdat.resiusa.org/RealProperty)

District: 09 Account Number: 0907002210



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 (http://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/QurProducts/QurProducts.shtml (http://www.mdp.state.md.us/OurProducts/OurProducts.shtml).



(http://imsweb05.mdp.state.md.us/website/mosp/)

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Enter Property Address Here



Publication Date: 5/12/2014

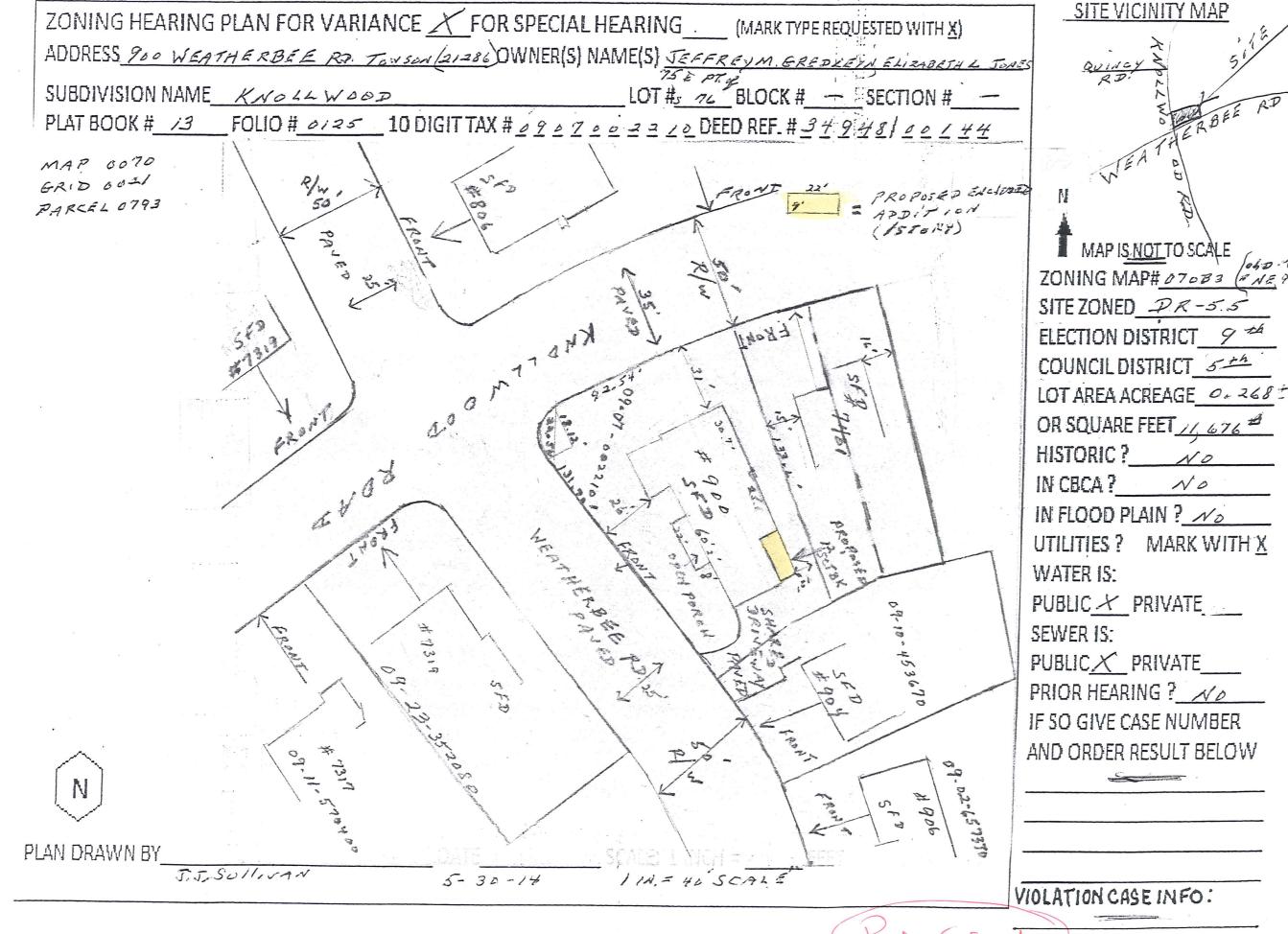


Publication Agency: Permits, Approvals & Inspections Projection/Datum: Maryland State Plane, FIPS 1900, NAD 1983/91 HARN, US Foot





1 inch = 30 feet



Pet. Exh. 1