IN RE: PETITION FOR VARIANCE (7022 Bellona Avenue) 9th Election District 5th Council District

Suat Yelken Petitioner

BEFORE THE OFFICE

OF ADMINISTRATIVE

HEARINGS FOR

BALTIMORE COUNTY

CASE NOS. 2014-0272-A & 2014-0273-A

OPINION AND ORDER

This matter comes before the Office of Administrative Hearings (OAH) for Baltimore County as a Petition for Variance filed on behalf of the legal owner of the subject property. The property is approximately 1 acre in size, zoned DR 3.5, and is improved with an existing single family dwelling that has suffered extensive fire damage. The Petitioner proposes to subdivide the property and create a three (3) lot subdivision. The subdivision process is separate from this case, which concerns only the lot width of proposed Lots 2 & 3. The Petition seeks variance relief from the Baltimore County Zoning Regulations (B.C.Z.R.) §1B02.3.C.1 to permit a minimum lot width of 45 feet in lieu of the required 70 feet for proposed Lots 2 & 3. subject property and requested relief is more fully depicted on the site plan that was marked and accepted into evidence as Petitioner's Exhibit 1.

Appearing in support of the requests was Suat Yelken. Bruce Doak, whose firm prepared the site plan, assisted the Petitioner. Several neighbors attended the hearing and opposed the requests. The Petition was advertised and posted as required by the B.C.Z.R. A Zoning Advisory Committee (ZAC) comment was received from the Department of Planning (DOP) dated July 29, 2014, indicating that agency is supportive of the requests.

To obtain variance relief requires a showing that:

ORDER RECEIVED FOR FILING

(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).

Petitioner has not met this test.

No evidence was presented concerning the uniqueness of the property. In addition, no testimony was presented showing that Petitioner would experience a practical difficulty or hardship if the regulations were strictly interpreted.

Petitioner proposes to create two (2) 45' wide lots, both of which would fall well short of the 70' lot width required in the zone. In these circumstances, the need for variance relief is selfimposed; i.e., the Petitioner could subdivide the one (1) acre parcel into two (2) lots without needing zoning relief. While it is understandable a property owner desires to increase the return on his investment, variance relief cannot be granted to accommodate this goal.

THEREFORE, IT IS ORDERED, this 9th day of September, 2014, by the Administrative Law Judge for Baltimore County, that the Petition for Variance seeking relief from B.C.Z.R. §1B02.3.C.1 to permit a minimum lot width of 45 feet in lieu of the required 70 feet for proposed Lots 2 & 3, be and is hereby DENIED.

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

Administrative Law Judge for

Baltimore County

JEB:sln

ORDER RECEIVED FOR FILING

2



KEVIN KAMENETZ
County Executive

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

September 9, 2014

Bruce E. Doak 3801 Baker Schoolhouse Road Freeland, Maryland 21053

RE:

Petition for Variance

Property: 7022 Bellona Avenue

Case Nos. 2014-0272-A & 2014-0273-A

Dear Mr. Doak:

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,

JOHN E. BEVERUNGEN Administrative Law Judge for Baltimore County

JEB:sln Enclosure

Evan and Misty McGlone, 6315 LaGrange Lane, Baltimore, Maryland 21212
 MaryEileen Aldana, 6317 LaGrange Lane, Baltimore, Maryland 21212
 Sam Sessa 7018 Bellona Avenue, Baltimore, Maryland 21212
 Morton Foster, 6311 LaGrange Lane, Baltimore, Maryland 21212
 John Riina, 101 Armagh Drive, Baltimore, Maryland 21212
 Jeannette McGowan, 6311A LaGrange Lane, Baltimore, Maryland 21212
 Congzhe Chen, 7020 Bellona Avenue, Baltimore, Maryland 21212



PETITION FOR ZONING HEARING(S)

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 7022 BELLONA AVENUE which is presently zoned DR 3.5

Deed References: 5M 20231 / 687 10 Digit Tax Account # 0 9 2 3 5 0 0 5 4 1

Property Owner(s) Printed Name(s) SUAT YELKEN

(SELECT THE HEARING(S) BY MARKING X AT THE APPROPRIATE SELECTION AND PRINT OR TYPE THE PETITION REQUEST)

The undersigned legal owner(s) of the property situate in Baltimore County and which is described in the description and plan attached hereto and made a part hereof, hereby petition for:

I.____ a Special Hearing under Section 500.7 of the Zoning Regulations of Baltimore County, to determine whether or not the Zoning Commissioner should approve

2.____ a Special Exception under the Zoning Regulations of Baltimore County to use the herein described property for

3. X a Variance from Section(s)

SEE ATTACHED SHEET

of the zoning regulations of Baltimore County, to the zoning law of Baltimore County, for the following reasons: (Indicate below your hardship or practical difficulty or Indicate below "TO BE PRESENTED AT HEARING". If you need additional space, you may add an attachment to this petition)

TO BE PRESENTED AT THE HEARING

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).

Willion is the subject of this / these i endon(s).		
Contract Purchaser/Lessee:		Legal Owners (Petitioners):
		SUAT YELKEN 1
Name- Type or Print		Name #1 Type or Print Name #2 – Type or Print
		X
Signature		Signature #1 Signature #2 7022 BELLONA AVE. BALTIMONS MO
Mailing Address City	State	Mailing Address City State
1		21212 410-227-1427
Zip Code Telephone # Em	ail Address	Zip Code Telephone # Email Address SUAT. YELKEL @ COM CAST.
Attorney for Petitioner:		Representative to be contacted:
		BRUCE E. DOAK
OFIVED FOR	FILING	BRUCE E. DOAK CONSULTING, LLC
Name- TypoPDER RECEIVED FOR		Name — Type or Print
414114		Dent Car
Signature Date		Signature
		3801 BAKER SCHOOLHOUSE ROAD FREEIAN
Mailing Address City	State	Mailing Address City State
1		21053 410-419-4906
Zip Code Telephone # Em	ail Address	Zip Code Telephone # Email Address
		, BOOAK @BRUCEEDOAK CONSULTING. COM
CASE NUMBER 2014- 0272-19 F	iling Date 6/17	Do Not Schedule Dates: Reviewer G. [4

PETITION REQUESTS

Variance

REVISION

1. To permit a minimum lot width of 45 feet in lieu of the required 70 feet per Section 1802.3.C.1 (BCZR) for proposed Lot 2 and proposed Lot3.

Bruce E. Doak Consulting, LLC

Land Use Expert and Surveyor

3801 Baker Schoolhouse Road Freeland, MD 21053 o 443-900-5535 m 410-419-4906 bdoak@bruceedoakconsulting.com

PLAN TO ACCOMPANY A ZONING PETITION

7022 BELLONA AVENUE

BALTIMORE COUNTY, MARYLAND
9TH ELECTION DISTRICT 5TH COUNCILMANIC DISTRICT

Date: 6/17/2014
| Scale: 1"=20"



1'



3801 Baker Schoolhouse Road Freeland, MD 21053 o 443-900-5535 m 410-419-4906 bdoak@bruceedoakconsulting.com

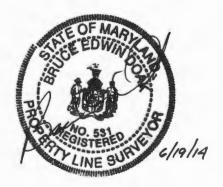
Zoning Description

Proposed Lot 2- Bellona Avenue
Ninth Election District Fifth Councilmanic District
Baltimore County, Maryland

Beginning at a point on the southwest side of Bellona Avenue, said point of beginning being southeasterly 273 feet from the intersection of the centerline of LaGrange Lane and the centerline of Bellona Avenue and southwesterly 40 feet from the centerline of Bellona Avenue, thence binding on the southwest side of Bellona Avenue and binding on the outlines of the subject property, the two following courses and distances, viz. 1) Northwesterly by a line curving to the left with a radius of 1588.63 feet for a distance of 30.82 feet, and 2) North 56 degrees 40 minutes 04 seconds West 14.19 feet, thence leaving the southwest side of Bellona Avenue and continuing to bind on the outlines of the subject property, the five following courses and distances, viz 3) South 28 degrees 46 minutes 00 seconds West 138.22 feet, 4)North 61 degrees 14 minutes 00 seconds West 101.39 feet, 5) South 08 degrees 48 minutes 50 seconds West 74.81 feet, 6) North 79 degrees 35 minutes 36 seconds East 101.39 feet and 7) North 28 degrees 46 minutes 00 seconds East 140.53 feet to the point of beginning.

Containing 10,070 square feet of land, more or less.

This description is part of a zoning hearing petition and is not intended for any conveyance purposes.





Land Use Expert and Surveyor

2014-0272-A

DEPARTMENT OF PERMITS, APPROVALS AND INSPECTIONS ZONING REVIEW OFFICE

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 legal owner/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 legal owner/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.

Case Num	ber: _ 2014-0272-A
Property A	ddress: 7022 BELLONA AVENUE / LOT 2
Property D	escription:
_egal Own	ers (Petitioners): SUAT YELKEN
Contract P	urchaser/Lessee:
PLEASE F	ORWARD ADVERTISING BILL TO:
Name:	SUAT YELLEN
Company/	Firm (if applicable):
Address:	TOZZ BELLONA AVENUE BALTIMORE MO 21212

MISCE	LLANEOU	JS CASH	RECEIPT	Rev Source/	Sub Rev/	Date:	6	117/14	PAID RECEIPT BUSINESS ACTUAL THE 6/18/2014 6/17/2014 11:16:42: BIS WSDS WALKIH ROOS LRB
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Bru E. Doak Consulting, LL

3801 Baker Schoolhouse Road Freeland, MD 21053 o 443-900-5535 m 410-419-4906 bdoak@bruceedoakconsulting.com

CERTIFICATE OF POSTING

August 14, 2014

Re:

Case Number: 2014-0272-A

Petitioner / Developer: Suat Yelken Date of Hearing: September 5, 2014

Baltimore County Department of Permits, Approvals & Inspections County Office Building, Room 111 111 West Chesapeake Avenue Towson, MD 21204

Attention: Kristen Lewis

Ladies and Gentlemen,

This letter is to certify under the penalties of perjury that the necessary sign(s) required by law were posted conspicuously on the property located at 7022 Bellona Ave.

The sign(s) were posted on August 13, 2014.

Sincerely,

Bruce E. Doak

MD Property Line Surveyor #531

See the attached sheet(s) for the photos of the posted sign(s)



Land Use Expert and Surveyor



ZONING NOTICE

CASE NO. 2014-0272-A

7022 Bellons Avenue

A PUBLIC HEARING WILL BE HELD BY THE ADMINISTRATIVE LAW JUDGE IN TOWSON MARYLAND

PLACE: Room 205 JEFFERSON BUILDING 105 W. CHESAPEAKE AVENUE TOWSON, MD 21204

DATE ATIME: FRIDAY SEPTEMBER 5, 2014 1:30 PM

REQUESTS:

VARIANCE TO PERMIT A MINIMUM LOT WIDTH OF 45 FEET IN LIEU OF THE REQUIRED 70 FEET PER SECTION 1802.3.G.1 (BGZR) FOR PROPOSED LOT 2 AND PROPOSED LOT 3.

POSTPONEMENTS DUE TO WANTHOR OR OTHER CONCITIONS AND SOMETIMES APPLICABLE. TO CONCERN THE PRESENCE CALL ALL SET 1781.

Do not remove this sign and post deter the day of the hearing direct species of law.

THE REALISE IS PARTIED ACCESSION.



Baltimore, Maryland 21278-0001

August 14, 2014

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 August 14, 2014

The Jeffersonian

THE BALTIMORE SUN MEDIA GROUP

By: Susan Wilkinson

Sugar Wilkinson

NOTICE OF ZONING HEARING

The Administrative Law Judges of Baltimore County, by authority of the Zoning Act and Regulations 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: #2014-0272-A
7022 Bellona Avenue

SW/s of Bellona Avenue, 273 ft. SE of centerline of LaGrange Lane 9th Election District - 5th Councilmanic District

Variance to permit a minimum lot width of 45 ft. in lieu of the required 70 ft. per section 1802.3.C.1 (BCZR) for proposed Lot 2 and proposed Lot 3 Hearing: Friday, September 5, 2014 at 1:30 p.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 Zoning Review Office at (410) 887-3391.

Contact the Zoning Review Office at (410) 887-3391. 8/115 August 14

990148



Baltimore, Maryland 21278-0001

July 31, 2014

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 July 29, 2014

The Jeffersonian

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: #2014-0272-A
7022 Baltona Avenue

7022 Bellona Avenue Sw/s of Bellona Avenue, 273 ft. SE of centerline of LaGrange Lane

9th Election District - 5th Councilmanic District Legal Owner(s): Suat Yelken

Legar Uwher(s): Suat Yeiken Variance to permit a minimum lot width of 45 ft. in lieu of the required 70 ft. per section 1802.3.C.1 (BCZR) for proposed Lot 2 and proposed Lot 3 Hearing: Monday, August 18, 2014 at 1:30 p.m. in Room 205, Jefferson Building, 105 West Chesapeake Avenue, Towson 21204.

ARNOLD JABLON, DIRECTOR OF PERMITS, APPROVALS AND

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 Zoning Review Office at (410) 887-3391. JT 7/857 July 29 988292

JULY 22, 2014 ARUOUS LABOUR BALTIMORE COUNTY OFFICE OF ZONIUG RE: CASES 2014-0272-A : 2014-273-A DEAR SIR AM WRITING THIS LETTER TO REQUEST THAT THE HEARINGS FOR EACH OF THE CASES BE POSTPOLISTO FROM AUGUST 18, 2014 TO A DATE AS SOON AFTERWARDS AS POSSIBLE. THE REASON FOR THE REQUESTED POSTPONEMENT IS THAT THE PERSON REPRESENTING THE PETIONERS WILL BE OUT OF TOWN THAT DAY THANK YOU FOR YOUR ATTENTION TO MY REQUEST. WITH REGIREDS Bon E. Dal



KEVIN KAMENETZ County Executive

July 17, 2014

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: 2014-0272-A

7022 Bellona Avenue

Sw/s of Bellona Avenue, 273 ft. SE of centerline of LaGrange Lane

9th Election District - 5th Councilmanic District

Legal Owners: Suat Yelken

Variance to permit a minimum lot width of 45 ft. in lieu of the required 70 ft. per section 1B02.3.C.1 (BCZR) for proposed Lot 2 and proposed Lot 3

Hearing: Monday, August 18, 2014 at 1:30 p.m. in Room 205, Jefferson Building, 105 West Chesapeake Avenue, Towson 21204

Arnold Jablon
Director

AJ:kl

C: Suat Yelkin, 7022 Bellona Avenue, Baltimore 21212
Bruce Doak, 3801 Baker Schoolhouse Road, Freeland 21053

NOTES: (1) THE PETITIONER MUST HAVE THE ZONING NOTICE SIGN POSTED BY AN APPROVED POSTER ON THE PROPERTY BY TUESDAY, JULY 29, 2014

(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.



KEVIN KAMENETZ County Executive

July 17, 2014

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: 2014-0273-A

7022 Bellona Avenue SW/s Bellona Avenue, 316 ft. SE of LaGrange Avenue 9th Election District – 5th Councilmanic District Legal Owner: Suat Yelken

Variance to permit a minimum lot width of 45 feet in lieu of the required 70 feet per Section 1B02.3.C.1 (BCZR) for proposed Lot 2 and proposed Lot 3.

Hearing: Monday, August 18, 2014 at 2:30 p.m. in Room 205, Jefferson Building, 105 West Chesapeake Avenue, Towson 21204

Arnold Jablen Director

-..--

AJ:kl

C: Suat Yelken, 7022 Bellona Avenue, Baltimore 21212
Bruce Doak, 3801 Baker Schoolhouse Road, Freeland 21212

NOTES: (1) THE PETITIONER MUST HAVE THE ZONING NOTICE SIGN POSTED BY AN APPROVED POSTER ON THE PROPERTY BY TUESDAY, JULY 29, 2014.

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

TO: PATUXENT PUBLISHING COMPANY

Tuesday, July 29, 2014 Issue - Jeffersonian

Please forward billing to:

Suat Yelkin 7022 Bellona Avenue Baltimore, MD 21212 410-227-1427

NOTICE OF ZONING HEARING

The Administrative Law Judge of Baltimore County, by authority of the Zoning Act and Regulations of Baltimore County, will hold a public hearing in Towson, Maryland on the property identified herein as follows:

CASE NUMBER: 2014-0272-A

7022 Bellona Avenue

Sw/s of Bellona Avenue, 273 ft. SE of centerline of LaGrange Lane

9th Election District – 5th Councilmanic District

Legal Owners: Suat Yelken

Variance to permit a minimum lot width of 45 ft. in lieu of the required 70 ft. per section 1B02.3.C.1 (BCZR) for proposed Lot 2 and proposed Lot 3

Hearing: Monday, August 18, 2014 at 1:30 p.m. in Room 205, Jefferson Building, 105 West Chesapeake Avenue, Towson 21204

Arnold Jablon

Director of Permits, Approvals and Inspections for Baltimore County

NIOTES: (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.



KEVIN KAMENETZ County Executive

July 30, 2014

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

NEW 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: 2014-0272-A

7022 Bellona Avenue

Sw/s of Bellona Avenue, 273 ft. SE of centerline of LaGrange Lane

9th Election District – 5th Councilmanic District

Legal Owners: Suat Yelken

Variance to permit a minimum lot width of 45 ft. in lieu of the required 70 ft. per section 1B02.3.C.1 (BCZR) for proposed Lot 2 and proposed Lot 3

Hearing: Friday, September 5, 2014 at 1:30 p.m. in Room 205, Jefferson Building, 105 West Chesapeake Avenue, Towson 21204

Arnold Jablen

Director

AJ:kl

C: Suat Yelkin, 7022 Bellona Avenue, Baltimore 21212
Bruce Doak, 3801 Baker Schoolhouse Road, Freeland 21053

NOTES: (1) THE PETITIONER MUST HAVE THE ZONING NOTICE SIGN POSTED BY AN APPROVED POSTER ON THE PROPERTY BY SATURDAY, AUGUST 16, 2014

(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, August 14, 2014 Issue - Jeffersonian

Please forward billing to:

Suat Yelkin 7022 Bellona Avenue Baltimore, MD 21212 410-227-1427

NOTICE OF ZONING HEARING

The Administrative Law Judge of Baltimore County, by authority of the Zoning Act and Regulations of Baltimore County, will hold a public hearing in Towson, Maryland on the property identified herein as follows:

CASE NUMBER: 2014-0272-A

7022 Bellona Avenue Sw/s of Bellona Avenue, 273 ft. SE of centerline of LaGrange Lane 9th Election District – 5th Councilmanic District Legal Owners: Suat Yelken

Variance to permit a minimum lot width of 45 ft. in lieu of the required 70 ft. per section 1B02.3.C.1 (BCZR) for proposed Lot 2 and proposed Lot 3

Hearing: Friday, September 5, 2014 at 1:30 p.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: October 10, 2014

TO: Zoning Review Office

FROM: Office of Administrative Hearings

RE: Case Nos. 2014-0272-A & 2014-0273-A -

Appeal Period Expired

The appeal period for the above-referenced case expired on October 9, 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: VCase File
Office of Administrative Hearings

RE: PETITION FOR VARIANCE
7022 Bellona Avenue; SW/S Bellona Avenue,
273' SE of c/line LaGrange Lane
9th Election & 5th Councilmanic Districts
Legal Owner(s): Suat Yelken
Petitioner(s)

BEFORE THE OFFICE

OF ADMINSTRATIVE

HEARINGS FOR

BALTIMORE COUNTY

* 2014-272-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

JUL 02 2014

Peter Max Zimmerman

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 (410) 887-2188

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on this 2nd day of July, 2014, a copy of the foregoing Entry of Appearance was mailed to Bruce Doak, 3801 Baker Schoolhouse Road, Freeland, Maryland 21053, Representative for Petitioner(s).

Peter Max Zummerman

PETER MAX ZIMMERMAN
People's Counsel for Baltimore County

CASE NO. 2014-272-A

CHECKLIST

Comment Received	<u>Department</u>	Support/Oppose/ Conditions/ Comments/ No Comment
7/7	DEVELOPMENT PLANS REVIEW (if not received, date e-mail sent)	NC
	DEPS (if not received, date e-mail sent) FIRE DEPARTMENT	
729	PLANNING (if not received, date e-mail sent)	G
630	STATE HIGHWAY ADMINISTRATION TRAFFIC ENGINEERING	NO OP
	COMMUNITY ASSOCIATION	
	ADJACENT PROPERTY OWNERS	
ZONING VIOLATI	ON (Case No	
NEWSPAPER ADVI	ERTISEMENT Date: 814/14 Date: 813/14	by DOCK
PEOPLE'S COUNSEI PEOPLE'S COUNSEI	APPEARANCE Yes No COMMENT LETTER Yes No C	
omments, if any:		· · · · · · · · · · · · · · · · · · ·



KEVIN KAMENETZ County Executive

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

August 27, 2014

Suat Yelken 7022 Bellona Avenue Baltimore MD 21212

RE: Case Number: 2014-0272 A, Address: 7022 Bellona Avenue

To Whom It May Concern:

The above referenced petition was accepted for processing **ONLY** by the Bureau of Zoning Review, Department of Permits, Approvals, and Inspection (PAI) on June 17, 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
Bruce E Doak, Bruce E Doak Consulting LLC, 3801 Baker Schoolhouse Road, Freeland MD 21053

Maryland Department of Transportation

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

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

Date: 6/30/14

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

Baltimore County RE:

Item No 2014-0272-A

Variance

Just Yelken 7022 Bellona Avenue

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. 2014-0272-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

Development Manager

Access Management Division

SDF/raz

6311A La Grange Lane Baltimore, MD 21212 September 18, 2014

The Honorable John E. Beverungen Administrative Law Judge for Baltimore County 105 W. Chesapeake Ave., Suite 103 Towson, MD 21204

RECEIVED

SEP 2 2 2014

OFFICE OF ADMINISTRATIVE HEARINGS

RE: Petition for Variance Property: 7022 Bellona Ave Case Nos. 2014-0272-A & 2014-0273-A

glannette Micon

Dear Judge Beverungen:

On behalf of my neighbors and myself, thank you for denying the variance request in the above-captioned matter. We appreciate that you listened to, and respected, our concerns. Your decision will help maintain the integrity of the neighborhood. And thanks for letting me vent!

Best regards,

// leannette McGowan

for the

BALTIMORE COUNTY, MARYLAND

INTEROFFICE CORRESPONDENCE

TO:

Arnold Jablon, Director

DATE: July 7, 2014

Department of Permits, Approvals And Inspections

FROM:

Dennis A. Kennedy, Supervisor

Bureau of Development Plans Review

SUBJECT:

Zoning Advisory Committee Meeting

For July 7, 2014

Item No. 2014-0272, 0273, 0274, 0281, 0282, 0284, 0285 and 0287

The Bureau of Development Plans Review has reviewed the subject

zoning items, and we have no comments.

DAK:CEN cc:file

BALTIMORE COUNTY, MARYLAND

INTER-OFFICE CORRESPONDENCE

TO:

Arnold Jablon

DATE: July 15, 2014

RECEIVED

JUL 17 2014

OFFICE OF ADMINISTRATIVE HEARINGS

Deputy Administrative Officer and

Director of Permits, Approvals and Inspections

FROM:

Andrea Van Arsdale

Director, Department of Planning

SUBJECT:

7022 Bellona Avenue

INFORMATION:

Item Numbers:

14-272 and 14-273

Petitioner:

Suat Yelken

Zoning:

DR 3.5

Requested Action:

Variance

SUMMARY OF RECOMMENDATIONS:

The Department of Planning has reviewed the petitioners request for variance from Section 1B02.3.C.1 of the BCZR to permit a minimum lot width of 45 ft. in lieu of the required 70 ft. on proposed lots 2 and 3 of a three lot future minor subdivision.

The existing site has a vacant single family dwelling (SFD) with access off of LaGrange Lane. The house is not visible from Bellona Avenue. There is an existing wood fence and trees that surrounds the property. The proposal would include keeping the existing access off of LaGrange Lane for the proposed SFD on lot 1. A new driveway will be constructed off of Bellona for the proposed duplex on lots 2 and 3.

The Department of Planning has no objection to the request pending the following conditions:

- 1. Revise site plan to show existing fence and trees along Bellona Avenue.
- 2. Reduce the width of the shared driveway off of Bellona Avenue.
- 3. Provide architectural elevations for review and approval prior to issuance of permit high quality materials are recommended.
- 4. Revise the site plan to show orientation of the dwellings (existing and proposed).
- Revise the site plan to show driveway off of LaGrange Lane note that it will be used for proposed SFD.
- 6. Reconfigure lot 3 to provide a more useable rear yard/deck space.

For further information concerning the matters stated here in, please contact Krystle Patchak at 410-887-3480.

Division Chief:

AVA/LL

BALTIMORE COUNTY, MARYLAND

INTER-OFFICE CORRESPONDENCE

TO:

Arnold Jablon

DATE: July 29, 2014

RECEIVED

JUL 3 0 2014

OFFICE OF ADMINISTRATIVE HEARINGS

Deputy Administrative Officer and

Director of Permits, Approvals and Inspections

FROM:

Andrea Van Arsdale

Director, Department of Planning

SUBJECT:

7022 Bellona Avenue

INFORMATION:

Item Numbers:

14-272 and 14-273 Amended Comments

Petitioner: Su

Suat Yelken

Zoning:

DR 3.5

Requested Action:

Variance

SUMMARY OF RECOMMENDATIONS:

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The Department of Planning has no objection to the request pending the following conditions:

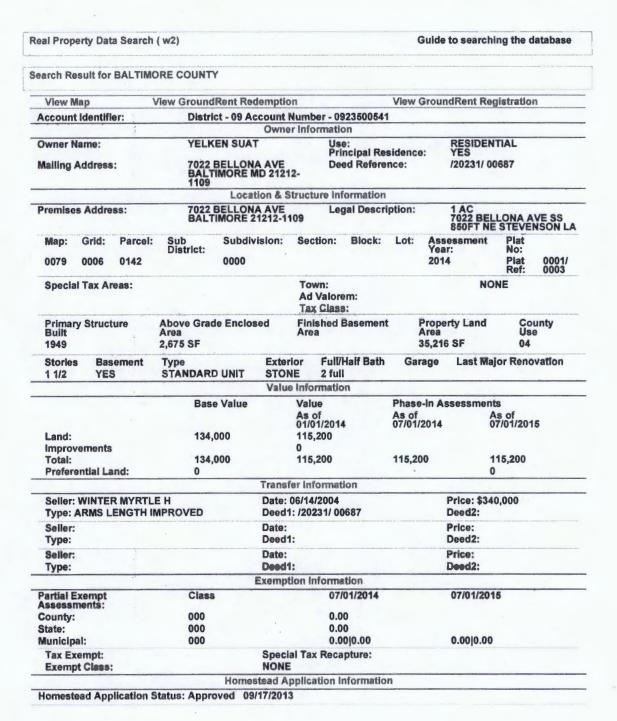
- 1. Revise site plan to show existing fence and trees along Bellona Avenue.
- 2. Reduce the width of the shared driveway off of Bellona Avenue.
- 3. Provide architectural elevations for review and approval prior to issuance of permit high quality materials are recommended.
- 4. Revise the site plan to show orientation of the dwellings (existing and proposed).
- 5. Revise the site plan to show driveway off of LaGrange Lane note that it will be used for proposed SFD.
- 6. Reconfigure lot 3 to provide a more useable rear yard/deck space.

As of July 23, 2014 the site plan has been revised and the Department of Planning is in support of this request pending review of the architectural elevations which are to be submitted prior to issuance of permit. All conditions have been met, with the exception of item 3.

For further information concerning the matters stated here in, please contact Krystle Patchak at 410-887-3480.

Division Chief:

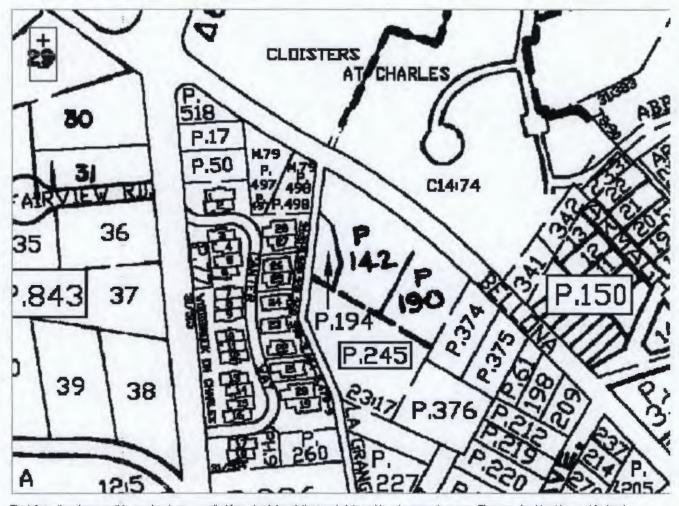
AVA/LL



Baltimore County

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

District: 09 Account Number: 0923500541



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



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

x Loading... Please Wait. Loading... Please Wait.

CASE NAME	
CASE NUMBER	2014-272-A
DATE	2014-273-A

CITIZEN'S SIGN - IN SHEET

9-5-2014

E - MAIL **ADDRESS** NAME CITY, STATE, ZIP Mcamer 26@yahoo.com Misty McGlone 6315 La Grange Care Baltimore, MD 21212 mayerenal dans 20030 EVAN MEGLONE 6315 LAGRANGE LAKE BALTIMORE, MD 21212 10317 LaGrange Loune 7018 Bellona Ave Baltimore, MD 21212 MaryEileen Aldana Ratton Mes 27212 Sam Sessa Samsessalegmas (com ORTON FOSTER 6311 LA GRANDE LA. 101 ARMAGH Drive Borbare, MP 21212. JCRIINA@6MAIl-Com JSMcgowan@comcast. Jeannette Mcowah 6311A La Grange Ln.
Congeste chen 7020 Bellona Ave Bolto, MD ZIZIZ CCZ99@ hotmail.com Conashe Chen

PLEASE PRINT CLEARLY

CASE NAME YELLEN PROPERTY

CASE NUMBER 2014-272-A

DATE 9/6/14 2014-273-A

PETITIONER'S SIGN-IN SHEET 9/5/201

ADDRESS	CITY, STATE, ZIP	E- MAIL
3801 BAKER SCHOOLHOUSE ROA	0 FREGIANO MO 21053.	
746		
7022 Bellono Bre 21212	Baltimore, Mp 21212	SUAT. YELKEN @ Concastinet
	•	0
		·
	T	3801 BAKER SCHOOLHOUSE ROAD FREGIAND MO 21053

Case No.: 2014 - 272-A and

0000

2014 - 273-A

Petitioner/Developer

Protestants

Slr 9-14

No. 1	Plan	Survey - 6315 La Grange
No. 2	Zoning Map	Site plan-7020 Ballona
No. 3	Aerial photo	
No. 4	SDAT record	
No. 5	Deed	
No. 6	6A-6E Elevations + Floorplan	
No. 7		
No. 8		
No. 9		
No. 10		
No. 11		
No. 12		







My Neighborhood Map

Created By Baltimore County My Neighborhood



This data is c inaccurate or warrant the a regard to the implied, of m County, Mar but not limit attorneys' as

from or in connection with the use of or reliance upon this uata.

Real Property Data Search (560)
Search Result for BALTIMORE COUNTY

View Map	View GroundRent Re	demption	View Grou	ındRent Registra	tion		
Account Identifier:	District - 09 Ac						
		Qivuer Infor	milion				
Owner Name: YELKEN SUAT			Use: Principal Re	sidence:	RESIDENTIAL YES		
Mailing Address:		7022 BELLONA AVE BALTIMORE MD 21212-1109			1) /20231/ 00687 2)		
	Loca	lian & Striichii	r fußirmidan				
Premises Address: 7022 BELLONA BALTIMORE 2		Legal Desc		1 AC 7022 BELLON 850FT NE STE			
<u>Map: Grid: Parcel: Sub</u> 0079 0006 0142	District: Subdivision 0000	: Section: B	lock: Lot: Asse 2014			0001/ 0003	
Special Tax Areas:			vn: Valorem: Class:		NON	E	
Primary Structure Built 1949	Above Grade Enclosed 2,675 SF	d Area Finis	hed Basement A		perty Land Area 16 SF	County Use 04	
Stories Basement 1.500000 YES	Type STANDARD UNIT		ll/Half Bath full	Garage	Last Major Reno	vation	
		Valut Inter-	matton				
	Base Value				Phase-in Assessments		
		As of 01/01		As of 07/01/2013	As of 07/01/2	2014	
Land:	134,000	115,2		7//01/2015	0770172	.014	
Improvements	100	100					
Total:	134,100	115,3	00 1	134,100	115,30	0	
Preferential Land:	0				0		
		Transfer Life					
<u>Seller:</u> WINTER MYRTL Type: ARMS LENGTH IN		Date: 06/14/200 Deed1: /20231/			Price: \$340,000 Deed2:		
	H KO V ED		00007		Price:		
<u>Seller:</u> Type:		Date: Deed1:			Deed2:		
Seller:		Date:			Price:		
Type:		Deed1:			Deed2:		
		Exemption Int	ormation				
Partial Exempt Assessme	nts: Class		07/01/2013		07/01/2014		
County:	000		0.00				
State:	000		0.00				
Municipal:	000		0.00 0.00		0.00 0.00		
Tax Exempt:		pecial Tax Reca	pture:				
Exempt Class:		ONE		. –	TITIONER'S		
	I I come	out one Amelianti	ioic Information				

0020231 683

The Security Title Guarantee Corporation of Baltimore File No. 04-2605
Tax ID# 09-0923500541

WINTER BY HER ATTORNEY-IN-FACT ALBERT R. BOWEN, party of the first part, Grantor; and SUAT YELKEN, party of the second part, Grantee.

- Witnesseth -

That for and in consideration of the sum of THREE HUNDRED FORTY THOUSAND AND 00/100 DOLLARS (\$340,000.00), which includes the amount of any outstanding Mortgage or Deed of Trust, if any, the receipt whereof is hereby acknowledged, the said Grantor does grant and convey to the said SUAT YELKEN, as sole owner, in fee simple, all that lot of ground situate in Baltimore County, Maryland and described as follows, that is to say:

Beginning for the same in the center of Bellona Avenue at a point in the second or North fifty degrees thirty four minutes West two hundred fifty six foot six inch line of that tract of land which by deed dated January 17, 1946 and recorded among the Land Records of Baltimore County in Liber R.J.S. No. 1438, folio 456 etc. was conveyed by Monumental Corporation to William R. Mace and wife said point being distant one hundred seven and twenty six one-hundredths feet North fifty five degrees thirty eight minutes no seconds West from the beginning of said line, thence running with and binding on the center of Bellona Avenue and a part of said second line and the third or North forty nine degrees four minutes West one hundred thirty nine foot four inch of said deed as now surveyed the two following courses and distances North Fifty five degrees thirty eight minutes no seconds West one hundred forty nine and twenty four onehundredths feet and North fifty three degrees fifty seven minutes nine seconds West one hundred thirty nine and twenty four one-hundred feet to the end of said third line and the easternmost side of LaGrange Lane, twenty feet wide, laid out for the use in common of lots binding thereon, thence leaving the center of said Bellona Avenue and running with and binding on the Easternmost side of said LaGrange Land and on a part of the fourth or South eleven degrees twenty five minutes West three hundred foot three inch line of said deed South six degrees twenty four minutes forty two seconds West eighty seven and nineteen one-hundredths feet, thence leaving the Easternmost side of LaGrange Lane and said fourth line and running with and binding on the second, third and fourth lines of that tract of land which by deed dated May 21, 1957 and recorded among the Land Records of Baltimore County in Liber G.L.B. No. 3169, folio 321 etc., was conveyed by William R. Mace, Sr. and wife to Henrietta F. Mace the three following courses and distances South thirty two degrees twelve minutes fifteen seconds East Seventy seven and sixty five one-hundredths feet, South two degrees twenty three minutes forty seconds East seventy and forty five one-hundreds feet and South eight degrees forty eight minutes fifty seconds West seventy four and eighty one onehundreds feet to the end of said fourth line and to a point in the Northeasternmost outline of lot No. 3 as shown on the plat of Section "A" Macewood as filed among the Land Records of Baltimore County in Plat Book G.L.B. No. 23, folio 17, thence running with and binding on the Northeasternmost side of said lot No. 3 as shown as said Plat 7 South sixty nine degrees thirty five minutes fifty five seconds East one hundred twenty four and ninety three hundredths feet to the end of the third or South twenty eight degrees forty six minutes no seconds West one hundred ninety eight and fifty seven one-hundredths food line of that tract of land which by deed dated June 13, 1997 and recorded among the Land Records of Baltimore County in Liber G.L.B. No. 3180, folio 117 etc., was conveyed by William R. Mace, Sr. and wife to William Ross Mace, Jr. and wife, thence leaving the Northeasterly outline of said lot No. 3 and running reversely with and binding on said third line of said thirdly described deed North twenty eight degrees forty six minutes no seconds East one hundred ninety eight and fifty seven one-hundredths feet to the place of beginning. Containing 1.003 acres PETITIONER'S less. The improvements thereon being known as No.7022 Bellona Ave

NSS 38'00"

(2) 139.24'

3 06 24 42 W

532 12'15"E @ 77.65'

\$ 70.45' 508 48'50"

© 74.81°

D 124. 93'

N 28° 46'00'

EXHIBIT NO. 5

Saving and excepting all of that property which was granted and conveyed by deed dated November 9, 1962 by J. Britain Winter and Myrtle H. Winter recorded in the Land Records of Baltimore County in R.R.G. Liber 4079, Folio 250.

BEING the fee simple property which, by Deed dated July 1, 1957, and recorded in the Land Records of the County of Baltimore, Maryland, in Liber 3185, Folio 442, was granted and conveyed by William R. Mace, Sr. and Mary K. Mace unto J. Britain Winter and Myrtle H. Winter. The said J. Britain Winter having since departed this life on or about May 11, 1978 thereby vesting Fee Simple title unto Myrtle H. Winter.

SEE ALSO Power of Attorney dated June 22, 1982, and recorded or intended to be recorded among the Land Records of Baltimore County immediately prior hereto, from Myrtle H. Winter, unto Albert R. Bowen; wherein is set out the power and authority of execution and authority of execution and delivery of these presents. It is in pursuance of the powers granted in said Power of Attorney that these presents are executed.

Together with the buildings and improvements thereon erected, made or being; and all and every, the rights, alleys, ways, waters, privileges, appurtenances and advantages thereto belonging, or in anywise appertaining.

To Have and To Hold the said tract of ground and premises above described and mentioned, and hereby intended to be conveyed, together with the rights, privileges, appurtenances and advantages thereto belonging or appertaining unto and to the proper use and benefit of the said SUAT YELKEN, as sole owner, in fee simple.

And the said party of the first part hereby covenants that she has not done or suffered to be done any act, matter or thing whatsoever, to encumber the property hereby conveyed; that she will warrant specially the property hereby granted; and that she will execute such further assurances of the same as may be requisite.

As Wittess the hand and seal of said Grantor, the day and year first above written.

WITNESS:

Emma M. Bowen

Mystle H. Wenter By hu allowy in Jack allow Board (Seal)

Mystle H. Winter By her Attorney-in-Fact

Albert R. Bowen

STATE OF MARYLAND, COUNTY OF BALTIMORE, to wit:

I hereby certify that on this 7th day of June, 2004, before me, the subscriber, a Notary Public of the State and County aforesaid, personally appeared ALBERT R. BOWEN, ATTORNEY-IN-FACT FOR MYRTLE H. WINTER, the Grantor herein, known to me (or satisfactorily proven) to be the person whose name is subscribed to the within instrument, and acknowledged the same for the purposes therein contained, and further acknowledged the foregoing Deed to be his act, as attorney-in-fact and in my presence signed and sealed the same, giving oath under penalties of perjury that the consideration recited herein is correct.

IN WITNESS WHEREOF, I hereunto set my hand and official seal.

Motory Public
My commission expires:

August 1, 2000

THIS IS TO CERTIFY that the within Deed was prepared by, or under the supervision of the undersigned, an Attorney duly admitted to practice before the Court of Appeals of Maryland.

Attorney

AFTER RECORDING, PLEASE RETURN TO: The Security Title Guarantee Corporation of Baltimore 7939 Honeygo Boulevard Suite 205-206 White Marsh, MD 21236

Certification of Exemption from Withholding Upon Disposition of Maryland Real Estate Affidavit of Residence or Principal Residence

Based on the certification below, Transferor claims exemption from the tax withholding requirements of §10-912 of the Tax-General Article, Annotated Code of Maryland. Section

	1. Transf	feror Information				
Name of Transferor		by her Attorney - in - Fact				
	111 + 0 0	of the Allier wed the fact				
	Albert R. Bowen					
	2. Reaso	ns for Exemption				
Resident I, Transferor, am a resident of the State of Maryland.						
Status	Transferor is a resident	t entity under § 10-912(A)(4) of the Tax-General				
		Code of Maryland, I am an agent of Transferor, and I have				
		ument on Transferor's behalf.				
Principal Although I am no longer a resident of the State of Maryland, the Property is m						
Residence	principal residence as de	efined in IRC §121.				
o o	owledge, it is true, correct, a	•				
Wipfes Wipfes		nd complete.				
Sel-		idual Transferors Mystla H. Winter by her Afterney-I fact Albert R. Bowen Name Mysill H. Wratus by bu October - in . Flot Ollund R. Bowen Signature				
Witness/Attest	3a. Indiv	idual Transferors Myotla H. Winter by her Afternay - 1 Fact Albert R. Bowen Name Mynich H. Wratus by bu October - in . Flot Ollund R. Bowen Signature				
Wines	3a. Indiv	idual Transferors Mystla H. Winter by her Afterney-I Fact Albert R. Bosen Name Mystil H. Wratus by bu Otrony - it. That Ottons Rounan Signature				
With	3a. Indiv	idual Transferors Mystla H. Winter by her Atterney- fact Albert R. Bowen Name Mysill H. Wrotus by bu October - A. Jest Ollund. R. Bowen Signature Name of Entity				

0020231 694

AFFIDAVIT AS TO TOTAL PAYMENT

THE undersigned certify under the penalties of perjury, that the following is true to the best of my/our knowledge, information and belief, in accordance with Section 10-912(b)(2) of the Tax-General Article of the Annotated Code of Maryland, (the "Withholding Law"):

- 1. That I am/we are the transferor(s), [or agent of the transferor(s) if so indicated], of that real property described in the accompanying deed.
- 2. The amount of total payment for the purpose of the Withholding Law is \$340,000

DATED this 6th day of June , 2004	
WITNESS:	TRANSFEROR(S) My sur Gillong Jest au & Bowen

AFFIDAVIT OF GRANTEE AS FIRST-TIME MARYLAND HOME BUYER

The undersigned states under oath and penalties of perjury that the following is true to the best of the knowledge, information, and belief of each individual:

- 1. The undersigned is the Grantee of residentially improved real property located at 7022 Bellona Avenue, Towson, MD 21204, and being more particularly described as Tax ID Number 09-0923500541, Baltimore County, Maryland.
- 2. The undersigned is a first-time Maryland home buyer (defined as an individual who has never owned in the state residential real property that has been the individual's principal place of residence) who will occupy the property as Grantee's principal residence;

Suat Yelken

The undersigned states under oath and penalties of perjury that the following is true to the best of the knowledge, information, and belief of each individual:

- 1. The undersigned is the Grantee of residentially improved real property located at 7022 Bellona Avenue, Towson, MD 21204, and being more particularly described as Tax ID Number 09-0923500541, Baltimore County, Maryland.
- 2. Each of the undersigned is a co-maker or guarantor of the purchase money mortgage or purchases money deed of trust as defined in §12-108(i) of the Tax Property Article on the property who will not occupy the property as Grantee's principal residence

Suat Yelken

SUBSCRIBED AND SWORN to before me, a Notary Public in and for the State of Maryland, County/City of Baltimore, this 7th day of June, 2004.

Notary Public

My Commission Expires:

OWNER OCCUPANCY AFFIDAVIT

Suat Yelken, the Grantee in the within Deed hereby certify under the penalties of perjury, as evidenced by the joinder herein, that the land conveyed in this Deed is residentially improved owner-occupied real property and that the residence will be occupied by me.

WITNESS: As to All	Suat Yelken	(SEAL)
		(SEAL)
STATE OF MARYLAND,	, to wit:	
I HEREBY CERTIFY, that	on this 7th day of June. 2004, before	me the subscrib

I HEREBY CERTIFY, that on this 7th day of June, 2004, before me, the subscriber, a Notary Public of the State and County aforesaid, personally appeared Suat Yelken, the party herein, known to me (or satisfactorily proven) to be the person whose name is subscribed to the within instrument, and acknowledged the foregoing to be his act, and in my presence signed and sealed the same.

IN WITNESS WHEREOF, I hereunto set my hand and official seal.

Notary Public

My Commission Expires: 7-(-06

0020231 694

State of Maryland Land Instrument Intake Sheet

[] Baltimore City [X] County: Baltimore
Information provided is for the use of the Clerk's Office and State Department of
Assessments and Taxation, and the County Finance Office only.

(Type or Print in Black Ink Only All Copies Must Be Legible)

1		([])	heck Box if Ad		ntake Form				THE PE	-	20 00		
	Type(s)	2 Deed		Mortgage		Other		Other		SURE \$	20.00		
	of Instruments	3 Deed of Tr	ust	ease	1	poa				DING FEE	CD - DC		
2	Conveyance	X Improved S	ale I	Unimprov	ved Sale	Multiple		Not an Arm	IS- IK IR	(STATE	898.98		
	Check Box	Arms-Leng	th [1]	Arms-Ler	ngth [2]	Arms Le	ength [3]	Length Sale	[9] IUIR.	NAG/			
3	Tax Exemptions	Rept Mess Nort + Ocici											
	(If Applicable)	State Transfer				10			SN	BC	Blk # 2882		
	Che or Explain Authority	County Transfer							Jun 14	1, 2004	82:38 P		
4		Conside	eration		Amo	ant ·			nce Office Us				
		Purchase Price/0	Consideration	\$	340,000.00)		Transfer and R	ecordation T	Fax Consid	ieration		
	Consideration	Any New Mortgage			272,000.00)	Transfer	Tax Consideratio	m \$				
and Tax		Balance of Existing Mortgage					x(\$		
	Calculations	Other:			\$		Less Exe	Less Exemption Amount		. \$			
							Total Tra	Total Transfer Tax		: \$			
		Other:		\$	\$		Recordat	Recordation Tax Consideration					
							x() per \$5					
		Full Cash Value		\$	340,000.00)	TOTAL	DUE	\$				
5		Amount	of Fees		Doc. 1	1		Doc. 2	Ag	ent:			
/)J)	Recording Char	ge	\$	20.0	0	\$	20.00					
O	Fees	Surcharge		\$	20.0	0	\$ 20.00		Ta	x Bill:			
-	10	State Recordation	on Tax	\$			\$	\$ 1,700.00					
9	360	State Transfer T	ax	\$			\$	1,700.00	CI	B. Credit:			
>	300	County Transfer	Tax	\$			\$	4,770.00					
		Other		\$			\$		Ag. Tax/Other:				
		Other		\$			\$						
6		District Pr	roperty Tax ID	No.(1)	Grantor	Liber/Folio		Мар	Parce	el No.	Var. LOG		
	Description of		09-09235005	41	318	5/442					[](5)		
	Property		Subdivision N	ame		Lot (3a)	Block(3t) Sect/AR(3c)	Plat Ref.	S	qFt/Acreage(4)		
	SDAT requires												
	the to noiseimdue					ed (2)							
	applicable information.	Location/Address of Property Being Conveyed (2) 7022 Bellona Avenue, Baltimore, MD 21204											
	A maximum of 40	Oth	er Property Ide	entifiers (if applicable))		Wate	r Meter Aco	ount No.			
	characters will be												
	Indexed in accordance	Residential [X] or Non-Residential [] Fee Simple [X] or G				Fround Rent [] Amount: \$N/A							
	with the priority cited in Real Property Article	Partial Conveya				on/Amt. of Se			N/A				
	Section 3-104(g)(3)(i).	The day Conveya	secil live f	26] 140	- Density of	our man or or	1. 0.1.010080		1				
	· · · · · · · · · · · · · · · · · · ·	If Partial Conveyance, List Improvements Conveyed: N/A											
7		Doc. 1 - Grantor(s) Name(s) Doc. 2 - Grantor(s) Name(s)											
							Myrtle H. V				15.0		
	Transferred	Myrtle H. Winter by her Attorney-in-Fact											
	From												
		Doc. 1 - Owner(s) of Record, if Different from Grantor(s)				Doc. 2 - Owner(s) of Record, if Different from Grantor(s)							
8		Doc. 1 - Grantee(s) Name(s) Doc. 2 - Grantee(s) Name(s)											
	Transferred	Albert R. Bowen, Attorney in Fact Suet Yelken											
	To												
		New Owner's (Grantee) Mailing Address											
		7022 Bellona A											
9	Other Names	Doc. 1 - A	dditional Name	s to be In	dexed (Optio	nai)	Do	c. 2 - Additional	Names to be	indexed (Optional)		
	to Be Indexed												
45	110-11								- T-				
10			The second second	ent Subm	itted By or (ontact Pers	on		X Ret	turn to Con	tact Person		
	Contact/Mail	Name: Security Title						Hold for Pickup					
	Information	Firm: Security Title Guarantee Corporation											
		Address: Coldwell Banker Greenspring, 10807 Falls Road, Lutherville, Md. 21093 Phone: Telephone: 410-931-5363 - Fax 410-931-4483											
		The second secon	THE RESERVE THE PERSON NAMED IN				ma ac				ss Provided		
		11 IMPORTANT: BOTH THE ORIGINAL DEED AND A PHOTOCOPY MUST ACCOMPANY EACH TRANSFER											
		Assessment X Yes No Will the property being conveyed be the grantee's principal residence?											
		Assessment Yes X No Does transfer include personal property? If yes, identify:											
		X Yes No Was property surveyed? If yes, attach copy of survey (if recorded, no copy required)											
	mand in the territory	Assessment Use Only - Do Not Write Below This Line											
	County, Haryland	Traceler Number:		e Received		eed Reference		Assigned Property N		MOI!			
47	00°\$ X3	LUCY CICHY 7'S	1		121	Geo.		Map	Sub	1	Block		
	00.074,64	Aear				Zoning		Grid	Plat		Lot		
		delikalidik INTOO				Use		Parcel	Section		Occ. Cd.		
	SECORDATION TAXES					Town C	d.	Ex. St.	Ex. Cd.				
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Addendum State of Maryland Land Instrument Intake Sheet County: Baltimore

The addendum form should be used when one transaction involves more than two instruments.

Each instrument should be itemized in accordance with Section No. 1 of the Intake Sheet.

2		Consideration Amount/Recordation Fees Doc. 3			Doc. 4	Doc. 5	Doc. 6		
	(Continued)	Consideration, Including Assumed Indebtedness	\$		\$	\$	\$		
	Consideration	Recording Charge	\$	20.00	\$	\$	\$		
	and Fees	Surcharge	S	20.00	\$	\$	\$		
		State Recordation Tax	\$		\$	\$	\$		
		State Transfer Tax \$			\$	\$	\$		
		County Transfer Tax (if Applicable) \$			\$	\$	\$		
		Other	\$		\$	\$	S		
		Total Fees	\$	40.00	\$ 0.0	0.00	\$ 0.00		
6		Doc. 3 - Grantor(s) Name(s)			Doc. 4	- Grantor(s) Name(s)		
(Continued)		Suat Yelken							
	Transferred								
	From								
		Doc. 5 - Grantor(s) Name(s)	Doc. 6 - Grantor(s) Name(s)						
		Doc. 3 - Owner(s) of Record, if Different from Grantor(s)			Doc. 4 - Owner(s) of Record, if Different from Grantor(s)				
		Doc. 5 - Owner(s) of Record, if Different from Grantor(s)			Doc. 6 - Owner(s) of Record, if Different from Grantor(s)				
				-					
7		Doc. 3 - Grantee(s) Name(s)	Doc. 4 - Grantee(s) Name(s)						
	(Continued)	William C. Rogers, Jr.							
-	Transferred	W. Charles Rogers, III							
	To								
		Doc. 5 - Grantee(s) Name(s)	Doc. 6 - Grantee(s) Name(s)						
8		Doc. 3 - Additional Names to be Indexed	(Ontional)		Dac 4 - Additions	Names to be Index	ed (Ontional)		
•	(Continued)	Fraternity Federal Savings & Loan Assoc.			Doc 4 - Ruminous	1 THERE TO DE LINEA	ed (Optional)		
	Other Names								
	To Be indexed	Doc. 5 - Additional Names to be Indexed	(Ontional)	-	Doc 6 - Additions	l Names to be Index	ed (Ontional)		
	TO DO IIIOCAGO	DOC 3 - AGMINIMI PHINES TO DE MINESCO	(Ориони)		Doct o - Additiona	I I THERE IS TO DE INGLA	eu (Optioniu)		
				-					
9		Sp	ecial Recordi	ne Insti	ructions (if any)				
	(Continued)	Special Recording Instructions (if any)							
S	ecial Instructions				A. F. C.				

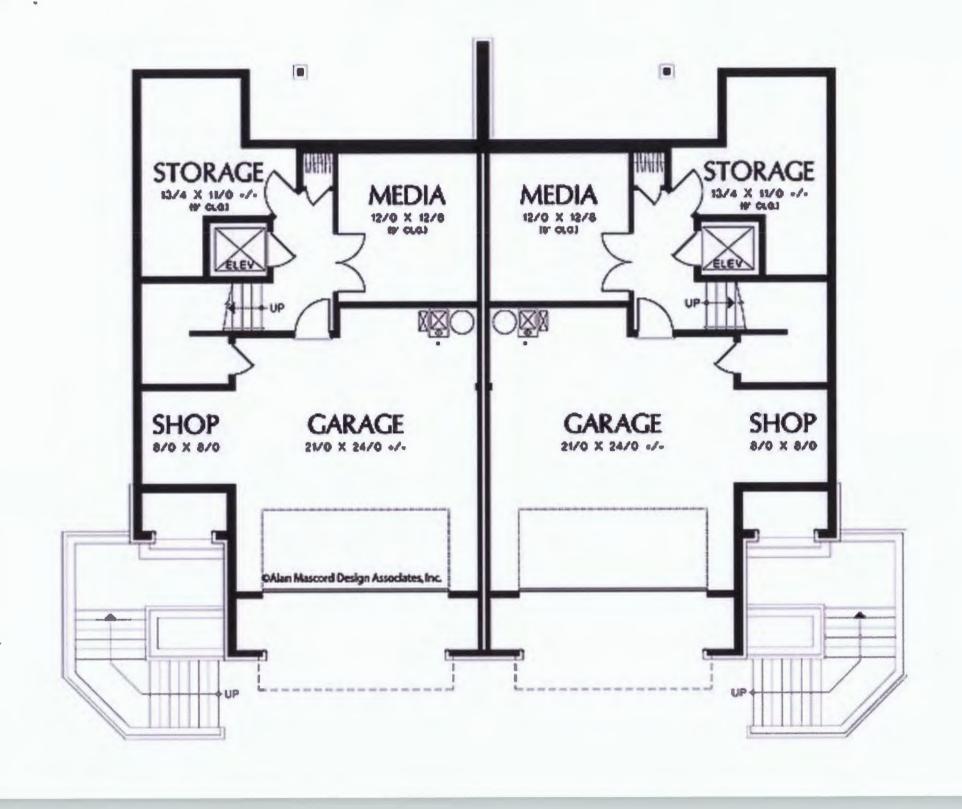
RECORDATION TAX NOT REQUIRED Director of Budget and Finance MALTERORE COUNTY, WARYLAND T.P. ART 12:08

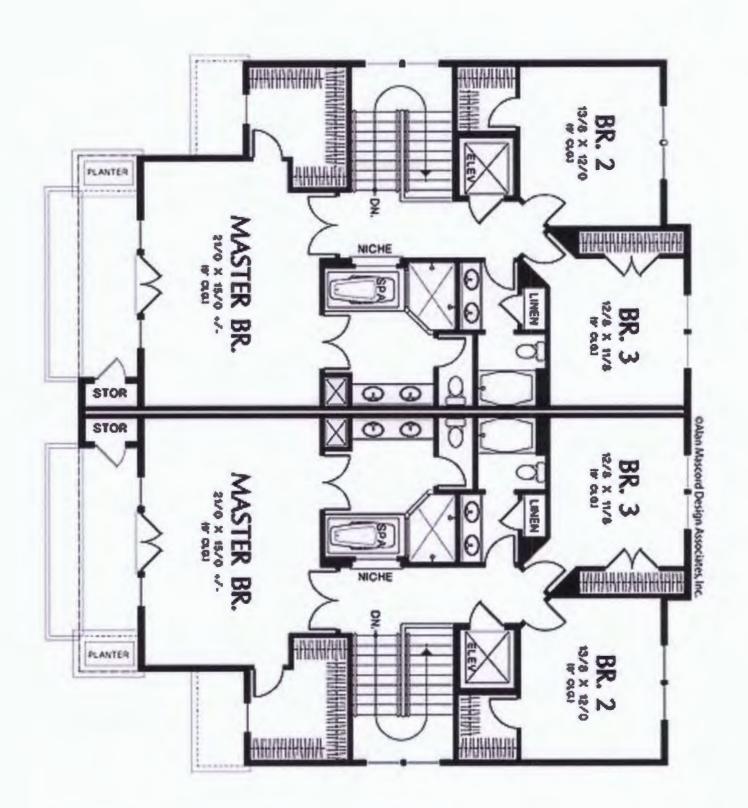
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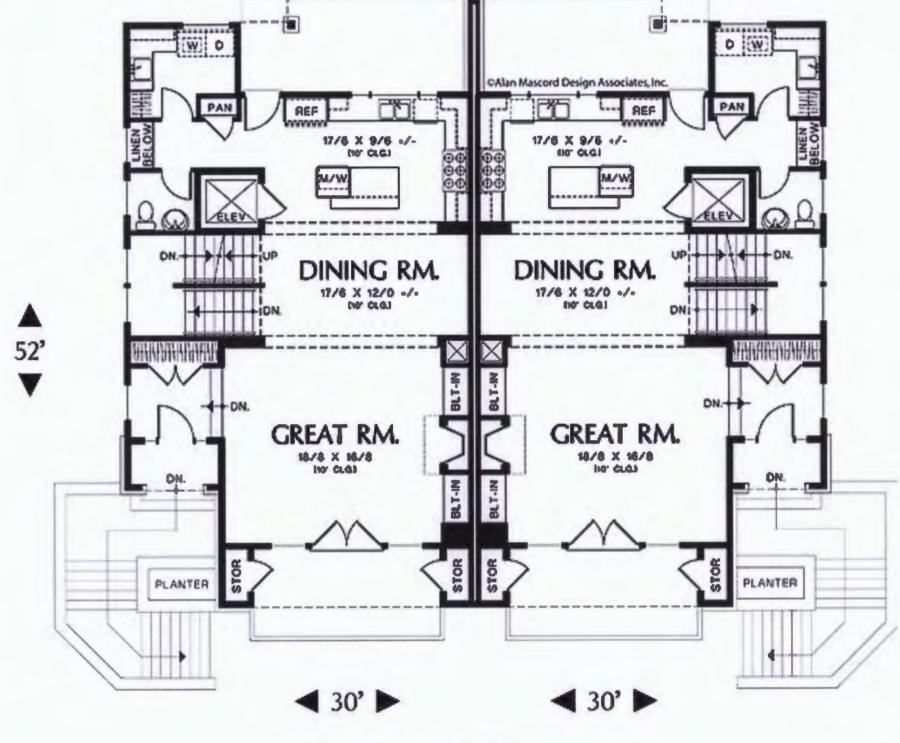
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⋖ 60' ▶

S BELLONA 8 R=1613.63, L=141.48 EX WAT. DNG#30-554 CONC. WALK EXMM EX465 LIMIT OF DISTURBANCE 000 100.6 100.6-T9.58 100 FF 102.9 GAR 1012 BAS 93.5 98,1 528°46'00"M N28°46'00"E 3/ 91.1 36E #498313 BW90.9 RET. 0 TO REM 0 90-90 561°14'00"E 140.00 SITE DATA: SITE AREA = 0.56 AC±, 24,455 SF EXISTING ZONING = DR-3.5 EXISTING USE = VACANT (EX. DMLG, WAS RAZED) LA GRANGE PROPOSED USE = SINGLE FAMILY DWLG. OWNER: ESTATE OF MARY LOU WALLER GENERAL NOTES: 4111 EAST JOPPA RD, SUITE 201 1. BOUNDARY INFORMATION SHOWN HEREON TAKEN FROM DEEDS AND PLATS. BALTIMORE, MD 21236 2. THIS PROPERTY IS NOT IN A HISTORIC DISTRICT. 3. THIS PROPERTY IS NOT IN THE CHESAPEAKE BAY ANE TAX #0923005930 DEED REF 4632/485 4. THIS PROPERTY IS NOT IN A FLOOD PLAIN AREA. 5. PROPERTY IS SERVED BY PUBLIC WATER & SEMER. SITE PLAN TO ACCOMPANY BUILDING PERMIT THOMAS J. HOFF LAND DEVELOPMENT CONSULTANTS 7020 BELLONA AVENUE LANDSCAPE ARCHITECTS 512 VIRGINIA AVENUE PART OF LOTS 22 \$ 23, "WOODBROOK HIGHLANDS", PLAT 1/3 TOWSON, MARYLAND 21286 9th ELECTION DISTRICT, 5th COUNCILMANIC, BALTIMORE COUNTY, MD 4IO-296-3668 FAX 4IO-825-3887 SCALE: I"=20' DATE:12/07/12 REV. 12/17/12, 1/25/13

