



Application for Administrative Waiver Of Building Code Fence Height Limitations

Instructions: Fill out the information below above the signature line, sign & date. Prepare and submit a **Site Plan** (see requirements on the back of this page) and **Certification of Posting** (provided by the sign poster) to the Zoning Review Office, Room 111, County Office Building, 111 W. Chesapeake Avenue, Towson, MD 21204. Note that if no public hearing is requested, the waive decision will be based on evidence presented along with County maintained information about the site.

Property Address 2210 FREDERICK RD
BALTIMORE, MD 21228
 Owner KEVIN FITZGERALD & CARLA JEAN VALLUZZI
 Owner Address Same as above

Corner Lot? Yes / No Fence located in Front Side Rear Yard *technically but used as back yard*

Fence Height Allowed by Building Code 4'2"
 Fence Height Requested 4'6" (Attach fence location drawing.)

Basis for Request: Safety for two children from busy road ("Devil's Curve")
privacy from busy restaurant parking lot

Applicant's Signature *K Fitzgerald* Date: 3/27/18

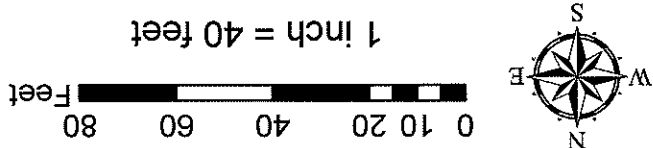
(County Use Only)	Waiver	Number <u>19-103-W</u>
Date Property Posted <u>3/28/19</u>	CLOSING DATE <u>4/11/19</u>	
Input/comments/protests received within 15 days?	Yes/No	
Has Hearing been requested?	Yes/No	
(If Yes, attach record of Hearing)		
Final Disposition:		
Buildings Engineer <u><i>Alvin Fisher</i></u>		Date <u>4/16/19</u>

Carol Coatty
 +
 Director Design



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

Publication Date: 3/19/2019



2210 FREDERICK ROAD



APPLICATION FOR FENCE PERMIT
BALTIMORE COUNTY, MARYLAND
DEPARTMENT OF PERMITS, APPROVALS & INSPECTIONS
111 WEST CHESAPEAKE AVENUE
TOWSON, MD 21204

Permit No. _____
Receipt No. _____
Fee Paid \$ 25.00

Make checks payable to Baltimore County, Maryland --- PERMIT FEES ARE NON-REFUNDABLE

Tax Account # 01 - 2300012240 Zone R.O.

Type or print in ink:
Work Site Address 2210 FREDERICK RD CATONSVILLE MD 21228 Election District 1st

Owner's Name KEVIN FITZGERALD Phone No. 410 258 4509

Mailing Address SAME

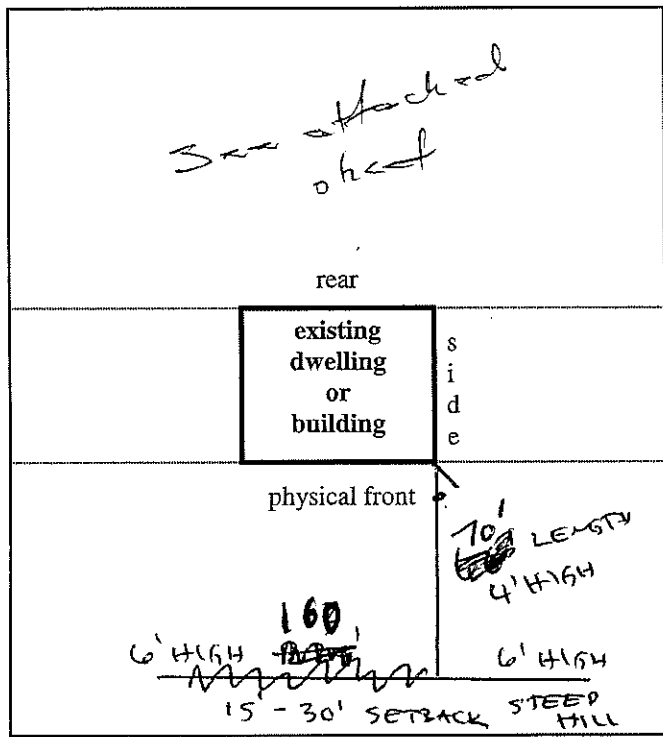
Owner's Agent ARBY FENCE & DECK Phone No. 410 358 7575

COMPLETE SKETCH BELOW OR ATTACH A PLAN THAT CLEARLY SHOWS:
Property line dimensions, easements, existing buildings, road names, and location of alleys.
Proposed fence, total length 160/70 height 6/4, and type WOOD.
Property line setbacks: front 15-30', sides _____, and _____, and rear _____.
Property use RESIDENTIAL Rear/Side yard abuts adjoining front yard: Yes No

Corner Lot: Yes No
Historic District: Yes No

SITE PLAN

FENCE REGULATIONS



Permit required for fences over 42 inches high (measured vertical to ground, even if fence is placed on top of wall). Fences erected within easement must be removed at owner's expense, if required.

Building Code, Part 122:

122.1 - **Residential Fences** -- Maximum height of 42 inches in front yard as determined by BCZR and 6 feet in side and rear yards at the property line. Maximum height of 10 feet in side and rear yards, provided set back 2 feet for vertical foot over 6 feet.

122.2 - **Commercial Fences** -- Maximum height of 12 feet. Building's Engineer may approve higher fence for dangerous, hazardous, or athletic field. Electric and barbed wire fences are only permitted for the retention of livestock and when not a safety hazard to the public. No pointed projections less than 4 feet high. Barbed wire retarding material may be on top of fence that is at least 6 feet, 9 inches high.

Zoning Code (BCZR) (access easements cannot be fenced)

102.5 - **Corner Lot** -- No fence or other obstruction to vision is permitted higher than 3 feet within 25 feet of a corner of two streets, 15 feet of a street and alley, and 10 feet of two alleys.

427 - **Residential Fences** in side or rear yard which adjoins residential front yard (setback and maximum height) - fence may not exceed 42" if situated within 10 feet of the adjoining front yard property line, with the exception of 48" pool fence and houses more than 200 feet apart.

Road Name FREDERICK RD

Special Fence Regulations: Exist for Historic Properties, the Honeygo Overlay District, RC5, RC6, RC7 and RC8 Zones.

Fence Waivers - Sec. 122.4: All requests for a waiver of heights over 42" in front yard must be submitted to the Building Engineer. Waiver requests require posting and may require a public hearing if height is contested. Contested front yard waiver hearings are held before the Building Engineer. If a zoning variance and fence waiver are required, both hearings shall be before the Zoning Commissioner.

County Code, Section 18-2-601, Obstruction of Drivers' View at Intersection.

Corner Lots: The County Code does not allow a fence on a corner lot to obstruct the vision of drivers as they reach an intersection. If a sight problem is noted later, the property owner will be required to move the fence. To be safe, contact Traffic Engineering at 410-887-3554 for a free site inspection before you build the fence. An issued permit does **NOT** certify that the fence will be in compliance.

OWNER/AGENT CERTIFICATION

I have carefully read the above regulations and hereby certify that the proposed fence will be located on private property, and **NOT** within the 100-year floodplain, will not violate the codes, and that the information supplied is true, complete, and correct.

[Signature] 3/27/19 KEVIN FITZGERALD
Applicant Signature Date Print or Type Name

PAI APPROVAL (FOR FENCE ONLY) Authority under Section 500.4, BCZR

[Signature] RAM 4/16/19
Approval Signature Print Initials Date

APPLICANT - KEEP THIS COPY FOR YOUR PERMANENT RECORDS

CERTIFICATE OF POSTING

Date: 3-29-19

RE: Case Number: 19-103-W

Petitioner/Developer: Fitzgerald

Date of Hearing/Closing: 4-13-19

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 2210 Frazer Rd

The sign(s) were posted on 3-29-19
(Month, Day, Year)

J. Lawrence Pilson
(Signature of Sign Poster)

J. LAWRENCE PILSON
(Printed Name of Sign Poster)

ATTACH PHOTOGRAPH

1015 Old Barn Road
(Street Address of Sign Poster)

Parkton, MD 21120
(City, State, Zip Code of Sign Poster)

410-343-1443
(Telephone Number of Sign Poster)

NOTICE 19-103-W

In accordance with Section 3111.4 of the Baltimore County Code, a request has been made for a waiver to construct a fence higher than allowed. SEE ALSO PART 122.4 OF THE BALTO. CO. BLDG CODE

Request information:

Fence location: ALONG FREDERICK ROAD

Height allowed: 42 INCHES FRONT YARD

Height requested: 6 FEET AND 4 FEET FRONT YARD

Anyone living within 1,000 feet of this property may request a public hearing on this matter if such request is made within 15 days of the posting date set forth below or submit written comments for consideration to the address below.

Posting Date: 3-29-19

Address: 2210 FREDERICK ROAD CATONSVILLE 21228

Please contact

for information 410-887-3391

Department of Permits APPROVALS & INSPECTIONS
111 West Chesapeake Avenue, Rm. 111
Baltimore, MD 21204



Baltimore County Department of
 Permits, Approvals and Inspections
 Zoning Review Office
 111 West Chesapeake Avenue, Room 111
 Towson, MD 21204
 410-887-3391
 FAX 410-887-3048

**FORMAT FOR NOTICE OF FILING OF APPLICATION
 FOR FENCE HEIGHT WAIVER**

The sign to be posted must be obtained from any of the county's list of approved sign posters. The sign will be the standard 24" x 36" size used for zoning variances, and will contain the following language:

NOTICE

A request has been made for a waiver to construct a fence higher than allowed in accordance with PART 122.4 of the Baltimore County Building Code.

Fence location: along Frederick Road

Height allowed: 42" FRONT YARD

Height requested: 6' $\frac{1}{2}$ 4' FRONT YARD

Anyone living within 1,000 feet of this property may request a public hearing on this matter if such request is made within 15 days of the posting date set forth below or submit written comments for consideration to the address below.

Posting Date: MARCH 28, 2019

Address: 2210 FREDERICK ROAD

Please call 410-887-3391 for more information or contact the:
 Zoning Review Office
 Department of Permits, Approvals and Inspections
 111 West Chesapeake Avenue, Rm. 111
 Towson, MD 21204

CLOSING DATE 4/11/19