

M E M O R A N D U M

DATE: May 29, 2019
TO: Zoning Review Office
FROM: Office of Administrative Hearings
RE: Case No. 2019-0280-A - Appeal Period Expired

The appeal period for the above-referenced case expired on May 28, 2019. 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.'

/dlw

c: ✓ Case File
Office of Administrative Hearings

IN RE: PETITION FOR ADMIN. VARIANCE	*	BEFORE THE
(11 Yawmeter Drive)		
15 th Election District	*	OFFICE OF ADMINISTRATIVE
6 th Council District		
Larry A. Harvey, Sr. & Mary E. Harvey	*	HEARINGS FOR
Petitioners		
	*	BALTIMORE COUNTY
	*	CASE NO. 2019-0280-A

* * * * *

OPINION AND ORDER

This matter comes before the Office of Administrative Hearings (“OAH”) as a Petition for Administrative Variance filed by the legal owners of the property, Larry A. Harvey, Sr. and Mary E. Harvey (“Petitioners”). The Petitioners are requesting Variance relief from § 1B02.3.C and 1956 zoning regulations to permit a proposed deck addition attached to the rear of an existing dwelling and to the detached garage and pool deck in rear yard, with side yard setbacks of 3 and 3.5 ft., and a 6.5 ft. sum side yard setback, and a 2.5 ft. rear yard setback, in lieu of the required minimum 8 feet and a sum side yard of 20 ft., and a 30 ft. rear yard setbacks respectively. 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 submitted by any of the County reviewing agencies.

The Petitioners having filed a Petition for Administrative Variance and the subject property having been posted on April 7, 2019, and there being no request for a public hearing, a decision shall be rendered based upon the documentation presented.

ORDER RECEIVED FOR FILING

Date 4-25-19

By 120

The Petitioners have filed the supporting affidavits as required by § 32-3-303 of the Baltimore County Code ("BCC"). Based upon the information available, there is no evidence in the file to indicate that the requested variance would adversely affect the health, safety or general welfare of the public and should therefore be granted. In the opinion of the Administrative Law Judge, the information, photographs, and affidavits submitted provide sufficient facts that comply with the requirements of § 307.1 of the BCZR. Furthermore, strict compliance with the BCZR 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 BCC and the BCZR, and for the reasons given above, the requested variance should be granted.

THEREFORE, IT IS ORDERED, this 25th day of **April, 2019**, by the Administrative Law Judge for Baltimore County, that the Petition for Variance relief from § 1B02.3.C and 1956 zoning regulations to permit a proposed deck addition attached to the rear of an existing dwelling and to the detached garage and pool deck in rear yard, with side yard setbacks of 3 and 3.5 ft., and a 6.5 ft. sum side yard setback, and a 2.5 ft. rear yard setback, in lieu of the required minimum 8 feet and a sum side yard of 20 ft., and a 30 ft. rear yard setbacks respectively, be and is hereby GRANTED.

The relief granted herein shall be subject to the following:

- Petitioners may apply for their 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.

ORDER RECEIVED FOR FILING

Date 4-25-19

By 192

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 4-25-19

By lw



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 Hearings for Baltimore County for the property located at:

Address 11 Yawmeter Drive Currently zoned RS-5
Deed Reference 7608 / 842 10 Digit Tax Account # 1503472190
Owner(s) Printed Name(s) Larry A. Harvey SR Mary E Harvey

(SELECT THE HEARING(S) BY MARKING ☒ AT THE APPROPRIATE 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 in Baltimore County and which is described in the plan/plat attached hereto and made a part hereof, hereby petition for an:

1. ☒ **ADMINISTRATIVE VARIANCE** from Section(s) 1B02.3.C and 1956 BCZR to permit a proposed deck addition attached to the rear of an existing dwelling and to the detached garage and pool deck in rear yard, with a side yard setbacks of 3 and 3.5 feet, and a 6.5 feet sum side yard setback, and a 2.5 feet rear yard setback, in lieu of the required minimum 8 feet & a sum side yard of 20 feet, and a 30 feet rear yard setbacks respectively.
2. ☐ **ADMINISTRATIVE SPECIAL HEARING** to approve a waiver pursuant to Section 32-4-107(b) of the Baltimore County Code: (indicate type of work in this space: i.e., to raze, alter or construct addition to building)

of the Baltimore County Code, to the development law of Baltimore County.

Property is to be posted and advertised as prescribed by the zoning regulations.

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

Owner(s)/Petitioner(s):

Larry A Harvey SR Mary E Harvey
Name #1 – Type or Print Name #2 – Type or Print
[Signature] [Signature]
Signature #1 Signature #2
11 Yawmeter Dr Balt MD
Mailing Address City State
21220 410-341-0588 SallySupra@gmail.com
Zip Code Telephone # Email Address

Attorney for Owner(s)/Petitioner(s):

Name- Type or Print
Signature
Mailing Address City State
Zip Code Telephone # Email Address

Representative to be contacted:

Derin Harvey
Name – Type or Print
[Signature]
Signature
11 Yawmeter Dr Balt. MD
Mailing Address City State
21220 410 548 9554 Derin1996@icloud.com
Zip Code Telephone # Email Address

A PUBLIC HEARING having been formally demanded and/or found to be required, it is ordered by the Office of Administrative Hearings for Baltimore County, this _____ day of _____ that the subject matter of this petition be set for a public hearing, advertised, and re-posted as required by the zoning regulations of Baltimore County.

Administrative Law Judge for Baltimore County

CASE NUMBER 2019-0280-A Filing Date 3/27/19 Estimated Posting Date 4/7/19 Reviewer AT

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 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: 11422 Meier Dr Baltimore Md. 21220
Print or Type Address of property City State Zip Code

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

When it Rains the Water Runs down hill on our property
So Severely that we had to install 2 Sump pumps in our yard.
One at the top of our yard and 1 at the bottom.
The water has damaged our yard to the point grass won't grow
and it becomes a hazard and the water gets deep in areas
All over. Our neighbor has complained about it and we
showed him we installed A Sump pump at the bottom to
Alleviate the problem. We sink in the ground, our dog can't
go out in the backyard at times and it makes it hard
to enjoy our backyard, it also causes A mosquito problem.

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

Larry Harvey
Signature of Owner (Affiant)
LARRY HARVEY
Name- Print or Type

Mary Harvey
Signature of Owner (Affiant)
Mary Harvey
Name- Print or Type

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

HARFORD
STATE OF MARYLAND, COUNTY OF ~~BALTIMORE~~, to wit:

I HEREBY CERTIFY, this 29 day of NOV, 2018, before me a Notary of Maryland, in and for the County aforesaid, personally appeared:

Print name(s) here: LARRY HARVEY MARY HARVEY

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

AS WITNESS my hand and Notaries Seal



Anthony J. Serafino
Notary Public
FEB 7 2021
My Commission Expires

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 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: 114awmeter Dr. Baltimore md 21220
Print or Type Address of property City State Zip Code

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

When it Rains the water runs downhill on our Property
So severely that we had to put in 2 Sump pumps in our yard.
One at the Top of our yard and one at the bottom.
The water has damaged our backyard to the point grass
will not grow, it becomes a hazard and the water gets deep
in areas all over. Our neighbor has complained about it
and we showed him we installed a sump pump at the
bottom to alleviate the problem. We sink in the ground,
our dog can't go out back at times and it makes it hard
to enjoy our backyard. it also causes a mosquito problem.

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

Larry A. Harvey
Signature of Owner (Affiant)
LARRY A. HARVEY
Name- Print or Type

Mary Harvey
Signature of Owner (Affiant)
Mary Harvey
Name- Print or Type

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

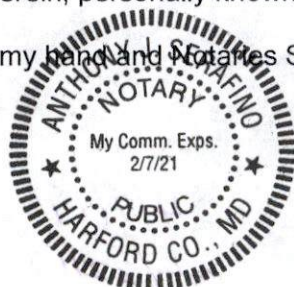
HARFORD
STATE OF MARYLAND, COUNTY OF BALTIMORE, to wit:

I HEREBY CERTIFY, this 29 day of NOV, 2018, before me a Notary of Maryland, in and for the County aforesaid, personally appeared:

Print name(s) here: LARRY HARVEY MARY HARVEY

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

AS WITNESS my hand and Notary Seal



Anthony J. Lh
Notary Public
FEB 7 2021
My Commission Expires



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 Hearings for Baltimore County for the property located at:

Address 11 Yawmeter Drive

Currently zoned DR55

Deed Reference 7068 / 842

10 Digit Tax Account # 1503472190

Owner(s) Printed Name(s) _____

(SELECT THE HEARING(S) BY MARKING X AT THE APPROPRIATE 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 in Baltimore County and which is described in the plan/plat attached hereto and made a part hereof, hereby petition for an:

1. X **ADMINISTRATIVE VARIANCE** from Section(s)

1B02.3.C and 1956 BCZR to permit a proposed

deck addition attached to the rear of an existing dwelling and to the detached garage and pool deck in rear yard, with a side yard setbacks of 3 and 3.5 feet, and a 6.5 feet sum side yard setback, and a 2.5 feet rear yard setback, in lieu of the required minimum 8 feet & a sum side yard of 20 feet, and a 30 feet rear yard setbacks respectively.

2. **ADMINISTRATIVE SPECIAL HEARING** to approve a waiver pursuant to Section 32-4-107(b) of the Baltimore County Code: (indicate type of work in this space: i.e., to raze, alter or construct addition to building)

of the Baltimore County Code, to the development law of Baltimore County.

Property is to be posted and advertised as prescribed by the zoning regulations.

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

Owner(s)/Petitioner(s):

Larry A. Harvey Sr. / Mary E. Harvey
Name #1 – Type or Print Name #2 – Type or Print

[Signature] / [Signature]
Signature #1 Signature #2

11 Yawmeter Dr Balt MD
Mailing Address City State

21220 / 410-561-0888 / SallySupra@gmail.com
Zip Code Telephone # Email Address

Attorney for Owner(s)/Petitioner(s):

Name- Type or Print

Signature

Mailing Address City State

Zip Code Telephone # Email Address

Representative to be contacted:

Devin Harvey

Name – Type or Print

Signature

11 Yawmeter Dr Balt MD
Mailing Address City State

21220 / 410-561-0888 / DevinHarvey@icloud.com
Zip Code Telephone # Email Address

A PUBLIC HEARING having been formally demanded and/or found to be required, it is ordered by the Office of Administrative Hearings for Baltimore County, this day of , that the subject matter of this petition be set for a public hearing, advertised, and re-posted as required by the zoning regulations of Baltimore County.

Administrative Law Judge for Baltimore County

CASE NUMBER 2019-0280-A

Filing Date 3/27/19

Estimated Posting Date 4/7/19

Reviewer AT

4/22/19

Rev 5/5/2016

Zoning property description for 11 Yawmeter drive.

1. Beginning at a point at the east side of Yawmeter drive which is 50ft wide at a distance of 340ft, Southwest of the center line of fuselage which is 60ft wide.

Subdivision lot - lot is part of record plat.

2. Begin lot #390, section #2 it's the subdivision of Victory villa as recorded in the Baltimore county plat book #22, Folio #11 containing 5,500 square ft located in the 15th election district and 6th council district.

2019-0280-A

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

No.

181965

PAID RECEIPT

Date:

3/27/19

BUSINESS ACTUAL TIME DRW
 3/27/2019 3/27/2019 11:21:41 5

REG 505 WALKIN LRB
 >>RECEIPT # 001456 3/27/2019 OFLN

Dept 5 528 ZONING VERIFICATION
 181965

Recpt Tot \$ 75.00
 75.00 CK .00 CA
 Baltimore County, Maryland

Fund	Dept	Unit	Sub Unit	Rev Source/ Obj	Sub Rev/ Sub Obj	Dept Obj	BS Acct	Amount
0001	806	0000		6150				\$ 75 -

Total:

\$ 75 -

Rec From:

For:

11 YAW METER DR

2019-0280-A

DISTRIBUTION

WHITE - CASHIER PINK - AGENCY YELLOW - CUSTOMER GOLD - ACCOUNTING

PLEASE PRESS HARD!!!!

**CASHIER'S
 VALIDATION**

CERTIFICATE OF POSTING

CASE NO. 2019-0280-A

PETITIONER/DEVELOPER

MARY
HARVEY

DATE OF HEARING/CLOSING

4/22/19

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

ATTENTION :

LADIES AND GENTLEMAN :

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

11 YAWMETER DRIVE
SIGN# 2

THIS SIGN(S) POSTED ON April 7, 2019
(MONTH, DAY, YEAR)

SINCERELY,

Martin Ogle 4/7/19
SIGNATURE OF SIGN POSTER

MARTIN OGLE
9912 MAIDBROOK ROAD
PARKVILLE, MD. 21234
443-629-3411

2

ZONING NOTICE

ADMINISTRATIVE VARIANCE

CASE # 2014-0280-A

TO PERMIT A PROPOSED DECK ADDITION ATTACHED TO THE REAR OF AN EXISTING DWELLING AND TO THE DETACHED GARAGE AND POOL DECK IN REAR YARD WITH A SIDE YARD SETBACKS OF 3 AND 3.5 FEET, A 6.5 FEET SUN SIDE YARD, AND A 2.5 FEET REAR YARD SETBACK, IN LIEU OF THE REQUIRED 8 FEET SIDE YARD, A SUN SIDE YARD OF 20 FEET, AND A 30 FEET REAR YARD SETBACKS RESPECTIVELY.

PUBLIC HEARING ?

PURSUANT TO SECTION 26-127(b) (1), BALTIMORE COUNTY CODE AN ELIGIBLE INDIVIDUAL OR GROUP MAY REQUEST A PUBLIC HEARING CONCERNING THE PROPOSED VARIANCE. PROVIDED IT IS DONE IN THE ZONING OFFICE BEFORE 4:30 p.m. ON MONDAY, APRIL 22, 2014. ADDITIONAL INFORMATION IS AVAILABLE AT ZONING ADMINISTRATION AND DEVELOPMENT MANAGEMENT

111 W. CHESAPEAKE AVE.
TOWSON, MD. 21204



TEL. 410-887-3391

DO NOT REMOVE THIS SIGN AND POST UNTIL AT TEN ABOVE DATE. VIOLATION PENALTY OF \$500

MEETING IS HANDICAP ACCESSIBLE

myadingle 4/17/14

CERTIFICATE OF POST

CASE NO. 2019-0280-A

PETITIONER/DEVELOPER

MARY

HARVEY

DATE OF HEARING/CLOSING

4/22/19

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

ATTENTION :

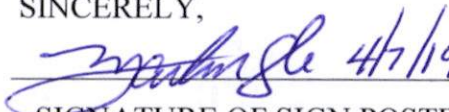
LADIES AND GENTLEMAN :

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

11 YAWMETER DRIVE
SKON #1

THIS SIGN(S) POSTED ON April 7, 2019
(MONTH, DAY, YEAR)

SINCERELY,

 4/7/19
SIGNATURE OF SIGN POSTER

MARTIN OGLE
9912 MAIDBROOK ROAD
PARKVILLE, MD. 21234
443-629-3411

ZONING NOTICE

ADMINISTRATIVE VARIANCE

CASE # ZON-0280-A

TO PERMIT A PROPOSED DECK ADDITION ATTACHED TO THE REAR OF AN EXISTING DWELLING AND TO THE DETACHED GARAGE AND PORCH DECK IN REAR YARD, WITH A SIDE YARD SETBACKS OF 3 AND 3.5 FEET, A 6.5 FEET SLIM SIDE YARD, AND A 2.5 FEET REAR YARD SETBACK IN LIEU OF THE REQUIRED 8 FEET SIDE YARD, A SLIM SIDE YARD OF 20 FEET, AND 30 FEET REAR YARD SETBACKS RESPECTIVELY.

PUBLIC HEARING ?

PURSUANT TO SECTION 26-127(b) (1), BALTIMORE COUNTY CODE AN ELIGIBLE INDIVIDUAL OR GROUP MAY REQUEST A PUBLIC HEARING CONCERNING THE PROPOSED VARIANCE, PROVIDED IT IS DONE IN THE ZONING OFFICE BEFORE 4:30 p.m. ON MONDAY, APRIL 22, 2019. ADDITIONAL INFORMATION IS AVAILABLE AT ZONING ADMINISTRATION AND DEVELOPMENT MANAGEMENT

111 W. CHESAPEAKE AVE.
TOWSON, MD 21204

TEL. 410-887-3391

WE MEET MONDAY 10:00 AM AND 7:00 PM (UNTIL AFTER DARK) - UNDER PENALTY OF LAW

MEETING IS HANDICAP ACCESSIBLE

Handwritten signature 4/17/19

Debra Wiley

From: Marty Ogle <mert1114@aol.com>
Sent: Sunday, April 21, 2019 6:18 PM
To: Administrative Hearings
Subject: 11 Yawmeter Dr.

RECEIVED
APR 22 2019
OFFICE OF
ADMINISTRATIVE HEARINGS

2019-0280-A

CERTIFICATE OF POSTING

CASE NO. 2019-0280-A
PETITIONER/DEVELOPER
MARY HARVEY
DATE OF HEARING/CLOSING
4/22/19

BALTIMORE COUNTY DEPARTMENT OF
PERMITS AND DEVELOPMENT MANAGEMENT
COUNTY OFFICE BUILDING ROOM 111
111 WEST CHESAPEAKE AVENUE
ATTENTION:
LADIES AND GENTLEMAN:
THIS LETTER IS TO CERTIFY UNDER PENALTIES OF PERJURY THAT THE
NECESSARY SIGN(S) REQUIRED BY LAW WERE POSTED CONSPICUOUSLY ON
THE PROPERTY LOCATED AT
11 Yawmeter Drive

THIS SIGN(S) POSTED ON April 7, 2019 April 20, 2019
(MONTH, DAY, YEAR)

SINCERELY,
Marty Ogle 4/21/19
SIGNATURE OF SIGN POSTER

MARTIN OGLE
9912 MAIDBROOK ROAD
PARKVILLE, MD 21234
443-629-3411

ZONING NOTICE
ADMINISTRATIVE VARIANCE
PUBLIC HEARING ?

Marty Ogle 4/20/19

(AV) 4-22-19

CERTIFICATE OF POSTING

CASE NO. 2019-0280-A
PETITIONER/DEVELOPER
MAE
HAGUEY
DATE OF HEARING/CLOSING
4/22/19

BALTIMORE COUNTY DEPARTMENT OF
PERMITS AND DEVELOPMENT MANAGEMENT
COUNTY OFFICE BUILDING ROOM 111
111 WEST CHESAPEAKE AVENUE
ATTENTION:
LADIES AND GENTLEMAN:
THIS LETTER IS TO CERTIFY UNDER PENALTIES OF PERJURY THAT THE
NECESSARY SIGN(S) REQUIRED BY LAW WERE POSTED CONSPICUOUSLY ON
THE PROPERTY LOCATED AT
11 FAIRMETER DRIVE SECTION #1

THIS SIGN(S) POSTED ON April 7, 2019 April 20, 2019
(MONTH, DAY, YEAR)

SINCERELY,
Martin Ogle
SIGNATURE OF SIGN POSTER

MARTIN OGLE
9912 MAIDBROOK ROAD
PARKVILLE, MD. 21234
443-629-3411



Martin Ogle 4/20/19

Sent from my iPhone

RECEIVED
APR 22 2019
OFFICE OF
ADMINISTRATIVE HEARINGS

17-00000

ADMINISTRATIVE VARIANCE INFORMATION SHEET AND DATES

Case Number 2019- 0280 - A

Address 11 Yawmeter Drive

Contact Person: Aaron Tsui
Planner, Please Print Your Name

Phone Number: 410-887-3391

Filing Date: 03/27/2019

Posting Date: 04/07/19

Closing Date: 04/22/19

Any contact made with this office regarding the status of the administrative variance should be through the contact person (planner) using the case number.

1. **POSTING/COST:** The petitioner must use one of the sign posters on the approved list (on the reverse side of this form) and the petitioner is responsible for all printing/posting costs. Any reposting must be done only by one of the sign posters on the approved list and the petitioner is again responsible for all associated costs. The zoning notice sign must be visible on the property on or before the posting date noted above. It should remain there through the closing date.
2. **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.
3. **ORDER:** After the closing date, the file will be reviewed by the zoning or deputy zoning commissioner. He may: (a) grant the requested relief; (b) deny the requested relief; or (c) order that the matter be set in for a public hearing. You will receive written notification, usually within 10 days of the closing date if all County agencies' comments are received, as to whether the petition has been granted, denied, or will go to public hearing. The order will be mailed to you by First Class mail.
4. **POSSIBLE PUBLIC HEARING AND REPOSTING:** In cases that must go to a public hearing (whether due to a neighbor's formal request or by order of the zoning or deputy zoning commissioner), notification will be forwarded to you. The sign on the property must be changed giving notice of the hearing date, time and location. As when the sign was originally posted, certification of this change and a photograph of the altered sign must be forwarded to this office.

(Detach Along Dotted Line)

Petitioner: This Part of the Form is for the Sign Poster Only

USE THE ADMINISTRATIVE VARIANCE SIGN FORMAT

Case Number 2019- 0280 -A Address: 11 Yawmeter Drive

Petitioner's Name: Mary Harvey Telephone : 410-501-0588

Posting Date: 04/07/2019

Closing Date: 04/22/2019

Wording for Sign: To permit a proposed deck addition attached to the rear of an existing dwelling and to the detached garage and pool deck in rear yard, with a side yard setbacks of 3 and 3.5 feet, a 6.5 feet sum side yard, and a 2.5 feet rear yard setback, in lieu of the required 8 feet side yard, a sum side yard of 20 feet, and a 30 feet rear yard setbacks respectively.



JOHN A. OLSZEWSKI, JR.
County Executive

MICHAEL MOHLER, *Director*
Department of Permits,
Approvals & Inspections

April 23, 2019

Larry A. Harvey & Mary E. Harvey
11 Yawmeter Drive
Baltimore MD 21220

RE: Case Number: 2019-0280-A, 11 Yawmeter Drive

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 March 27, 2019. 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,

W. Carl Richards, Jr.
Supervisor, Zoning Review

WCR/kl

Enclosures

c: People's Counsel
Devin Harvey 11 Yawmeter Drive Baltimore MD 21220

BALTIMORE COUNTY, MARYLAND

INTEROFFICE CORRESPONDENCE

TO: Michael Mohler, Acting Director
Department of Permits, Approvals

DATE: April 22, 2019

FROM: *MCD*
Vishnu Desai, Supervisor
Bureau of Development Plans Review

SUBJECT: Zoning Advisory Committee Meeting
For April 08, 2019
Item No. 2019-0276-A, 0277-SPH, 0278-A, 0279-A & 0280-A

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

* * * * *

VKD: cen
cc: file



STATE HIGHWAY
ADMINISTRATION

Larry Hogan
Governor
Boyd K. Rutherford
Lt. Governor
Pete K. Rahn
Secretary
Gregory Slater
Administrator

Date: 4/1/19

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

Dear Ms. Lewis:

Thank you for the opportunity to review your referral request on the subject of the Case number referenced below. 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 Case No. 2019-0280-A

*Administrative Variance
Larry & Mary Harvey
11 Viewmaster Drive*

Should you have any questions regarding this matter, please contact Mr. Richard Zeller at 410-229-2332 or 1-866-998-0367 (in Maryland only) extension 2332, or by email at (rzeller@sha.state.md.us).

Sincerely,

Wendy Wolcott, P.L.A.
Metropolitan District Engineer
Maryland Department of Transportation
State Highway Administration
District 4 - Baltimore and Harford Counties

WW/RAZ

4-22

BALTIMORE COUNTY, MARYLAND

Inter-Office Correspondence



TO: Hon. Lawrence M. Stahl; Managing Administrative Law Judge
Office of Administrative Hearings

FROM: Jeff Livingston, Department of Environmental Protection and
Sustainability (EPS) - Development Coordination

DATE: April 2, 2019

SUBJECT: DEPS Comment for Zoning Item # 2019-0280-A
Address 11 Yawmeter Drive
(Harvey Property)

Zoning Advisory Committee Meeting of **April 8, 2019**.

X The Department of Environmental Protection and Sustainability has no
comment on the above-referenced zoning item.

Reviewer: Steve Ford

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>4-22</u>	DEVELOPMENT PLANS REVIEW (if not received, date e-mail sent _____)	<u>NC</u>
<u>4-2</u>	DEPS (if not received, date e-mail sent _____)	<u>NC</u>
_____	FIRE DEPARTMENT	_____
_____	PLANNING (if not received, date e-mail sent _____)	_____
<u>4-1</u>	STATE HIGHWAY ADMINISTRATION	<u>No object.</u>
_____	TRAFFIC ENGINEERING	_____
_____	COMMUNITY ASSOCIATION	_____
_____	ADJACENT PROPERTY OWNERS	_____

ZONING VIOLATION (Case No. _____)

PRIOR ZONING (Case No. _____)

NEWSPAPER ADVERTISEMENT Date: _____

SIGN POSTING (1st) Date: 4-7-19 by Ogle

SIGN POSTING (2nd) Date: 4-22-19 by "

PEOPLE'S COUNSEL APPEARANCE Yes ☐ No ☐

PEOPLE'S COUNSEL COMMENT LETTER Yes ☐ No ☐

Comments, if any: _____

Real Property Data Search

Search Result for BALTIMORE COUNTY

View Map		View GroundRent Redemption		View GroundRent Registration	
Tax Exempt:		Special Tax Recapture:			
Exempt Class:		NONE			
Account Identifier:		District - 15 Account Number - 1503472190			
Owner Information					
Owner Name:		HARVEY LARRY A SR HARVEY MARY E		Use: RESIDENTIAL	
Mailing Address:		11 YAWMETER DR BALTIMORE MD 21220-4541		Principal Residence: YES Deed Reference: /07008/ 00842	
Location & Structure Information					
Premises Address:		11 YAWMETER DR 0-0000		Legal Description:	
VICTORY VILLA					
Map:	Grid:	Parcel:	Sub District:	Subdivision:	Section:
0090	0009	0581		0000	2
					390
					2018
					Plat No: 0022/ Plat Ref: 0111
Special Tax Areas:		Town:		NONE	
		Ad Valorem:			
		Tax Class:			
Primary Structure Built		Above Grade Living Area		Finished Basement Area	
1942		1,200 SF		288 SF	
				Property Land Area	
				5,500 SF	
				County Use	
				04	
Stories	Basement	Type	Exterior	Full/Half Bath	Garage
1	YES	STANDARD UNIT	SIDING	1 full	
Last Major Renovation					
Value Information					
		Base Value		Value	
				As of 01/01/2018	
Land:		53,500		53,500	
Improvements		93,000		95,600	
Total:		146,500		149,100	
Preferential Land:		0		147,367	
				148,233	
				0	
Transfer Information					
Seller: COHEA RAYMOND F		Date: 09/24/1985		Price: \$54,500	
Type: ARMS LENGTH IMPROVED		Deed1: /07008/ 00842		Deed2:	
Seller:		Date:		Price:	
Type:		Deed1:		Deed2:	
Seller:		Date:		Price:	
Type:		Deed1:		Deed2:	
Exemption Information					
Partial Exempt Assessments:		Class		07/01/2018	
County:		000		0.00	
State:		000		0.00	
Municipal:		000		0.00 0.00	
				0.00 0.00	
Tax Exempt:		Special Tax Recapture:			
Exempt Class:		NONE			
Homestead Application Information					

Homestead Application Status: Approved 03/13/2014

Homeowners' Tax Credit Application Information

Homeowners' Tax Credit Application Status: No Application**Date:**

ZAC AGENDA

Case Number: 2019-0280-A **Reviewer:** Aaron Tsui
Existing Use: RESIDENTIAL **Proposed Use:** RESIDENTIAL
Type: ADMINISTRATIVE VARIANCE
Legal Owner: Larry A & Mary E Harvey
Contract Purchaser: No Contract Purchaser was set.

Critical Area: No **Flood Plain:** No **Historic:** Unknown **Election Dist:** 15

Council Dist: 6

Property Address: 11 YAWMETER DR

Location: ES of Yawmeter Dr., 340 feet SW of the centerline of Fuselage Ave.

Existing Zoning: DR 5.5

Area: 5,500

Proposed Zoning:

ADMINISTRATIVE VARIANCE:

To permit a proposed deck addition attached to the rear of an existing dwelling and to the detached garage and pool deck in rear yard, with a side yard setbacks of 3 and 3.5 feet, and a 6.5 feet sum side yard setback, and a 2.5 feet rear yard setback, in lieu of the required minimum 8 feet and a sum side yard of 20 feet, and a 30 feet rear yard setbacks respectively.

Attorney: Not Available

Prior Zoning Cases: None

Concurrent Cases: None

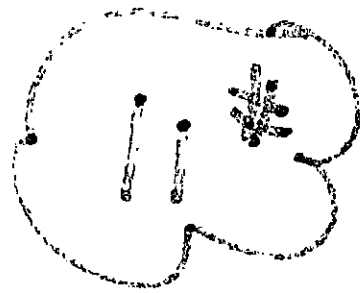
Violation Cases: None

Closing Date: 04/22/2019

Miscellaneous Notes:



2019-0280-A



A-0850-P102

#9

944-444-4444

1144-444-4444

#11

2019-0280-A

11#

P#

A-0820-P102



#13

2019-0280-A

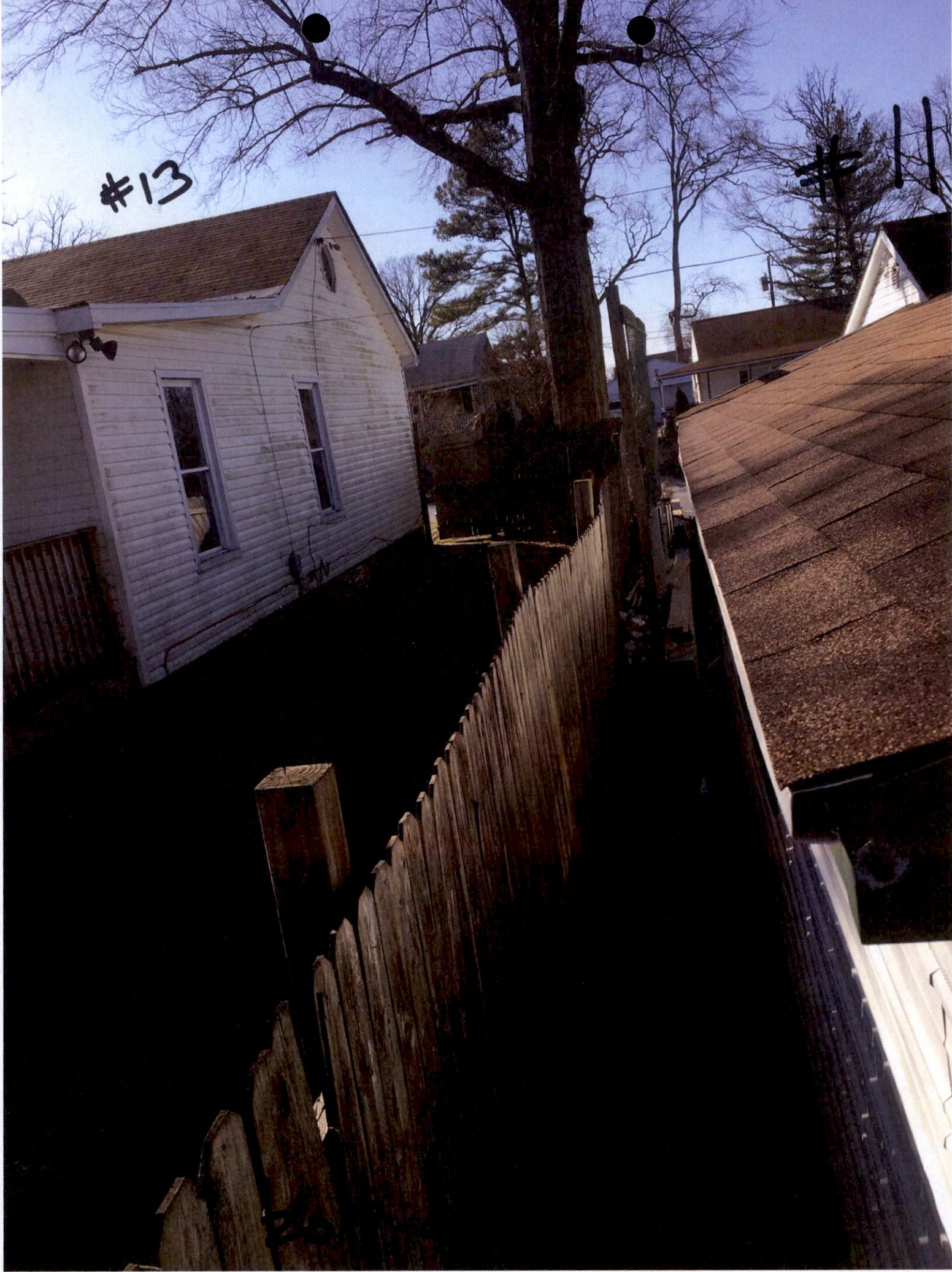
17



A-0850-P105

#13

#11



11

12

13



1250-1000

#11

HOUSE

PROPOSED
DECK

EXISTING
POOL DECK

2019-0280-A



#11

140456

~~Deck
PSC 020254~~

PHOTOGRAPH
Deck

4-0850-9102



PROPOSED
DECK



2019-02-00-1

Proposed
Date

Approved By



PROPOSED
DECK

2019-

100

500





4-2200-110

SUMP PUMP
IN REAR
YARD.

INSTALLED
DUE TO PRIOR
FLOODINGS.

2011-0830-1

2MNP 9MNP

IN 1545

. 1545

1545

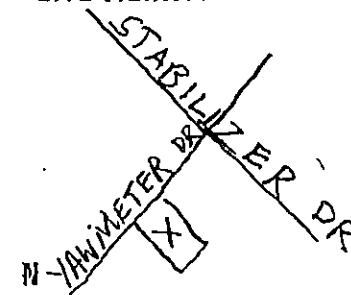
DNE TO 1545

2-1545

A-0830-105

ZONING HEARING PLAN FOR VARIANCE ☒ FOR SPECIAL HEARING ☐ (MARK TYPE REQUESTED WITH ☒)
 ADDRESS 11 YAWMETER DR OWNER(S) NAME(S) LARRY AND MARY HARVEY
 SUBDIVISION NAME VICTORY VILLA LOT # 390 BLOCK # SECTION #
 PLAT BOOK # 22 FOLIO # 111 10 DIGIT TAX # 1523472190 DEED REF. # 2008-1-842
YAWMETER (50') DRIVE P.O.B. N26°-57'E

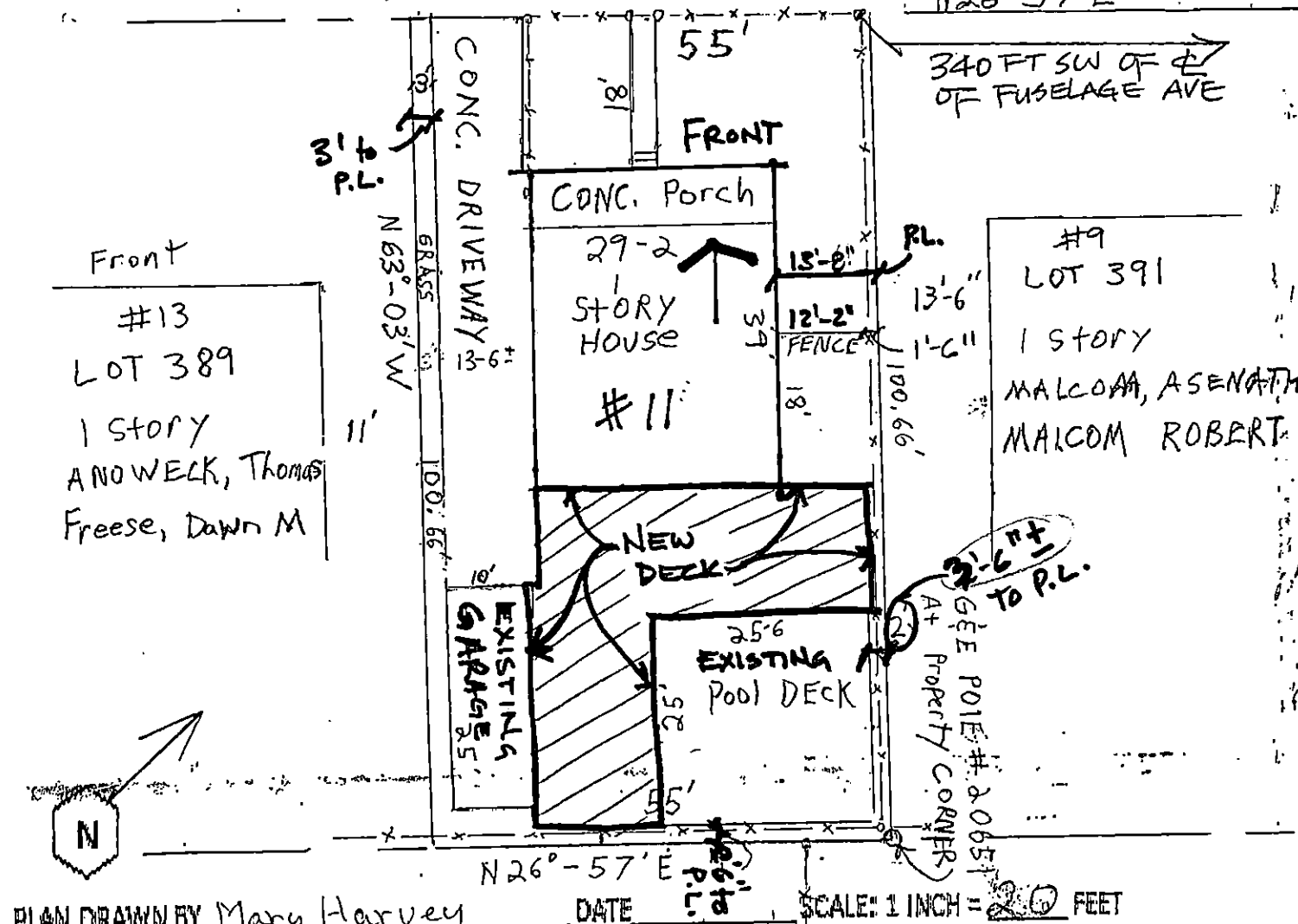
SITE VICINITY MAP



MAP IS NOT TO SCALE
 ZONING MAP# 090B2
 SITE ZONED DR 5.5
 ELECTION DISTRICT 15
 COUNCIL DISTRICT 7
 LOT AREA ACREAGE
 OR SQUARE FEET 5500
 HISTORIC? NO
 IN CBCA? NO
 IN FLOOD PLAIN? NO
 UTILITIES? MARK WITH:
 WATER IS: PUBLIC ☒ PRIVATE ☐
 SEWER IS: PUBLIC ☒ PRIVATE ☐
 PRIOR HEARING? NO
 IF SO GIVE CASE NUMBER
 AND ORDER RESULT BELOW
N/A

VIOLATION CASE INFO:

N/A



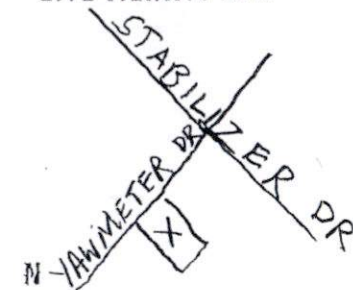
PLAN DRAWN BY Mary Harvey
Mary Harvey

DATE SCALE: 1 INCH = 20 FEET

2019-0280-A

ZONING HEARING PLAN FOR VARIANCE ☒ FOR SPECIAL HEARING _____ (MARK TYPE REQUESTED WITH ☒)
 ADDRESS 11 YAWMETER DR OWNER(S) NAME(S) LARRY AND MARY HARVEY
 SUBDIVISION NAME VICTORY VILLA LOT # 390 BLOCK # _____ SECTION # _____
 PLAT BOOK # 22 FOLIO # 111 10 DIGIT TAX # 1503472190 DEED REF. # 2008-1-842
YAWMETER (50') DRIVE

SITE VICINITY MAP



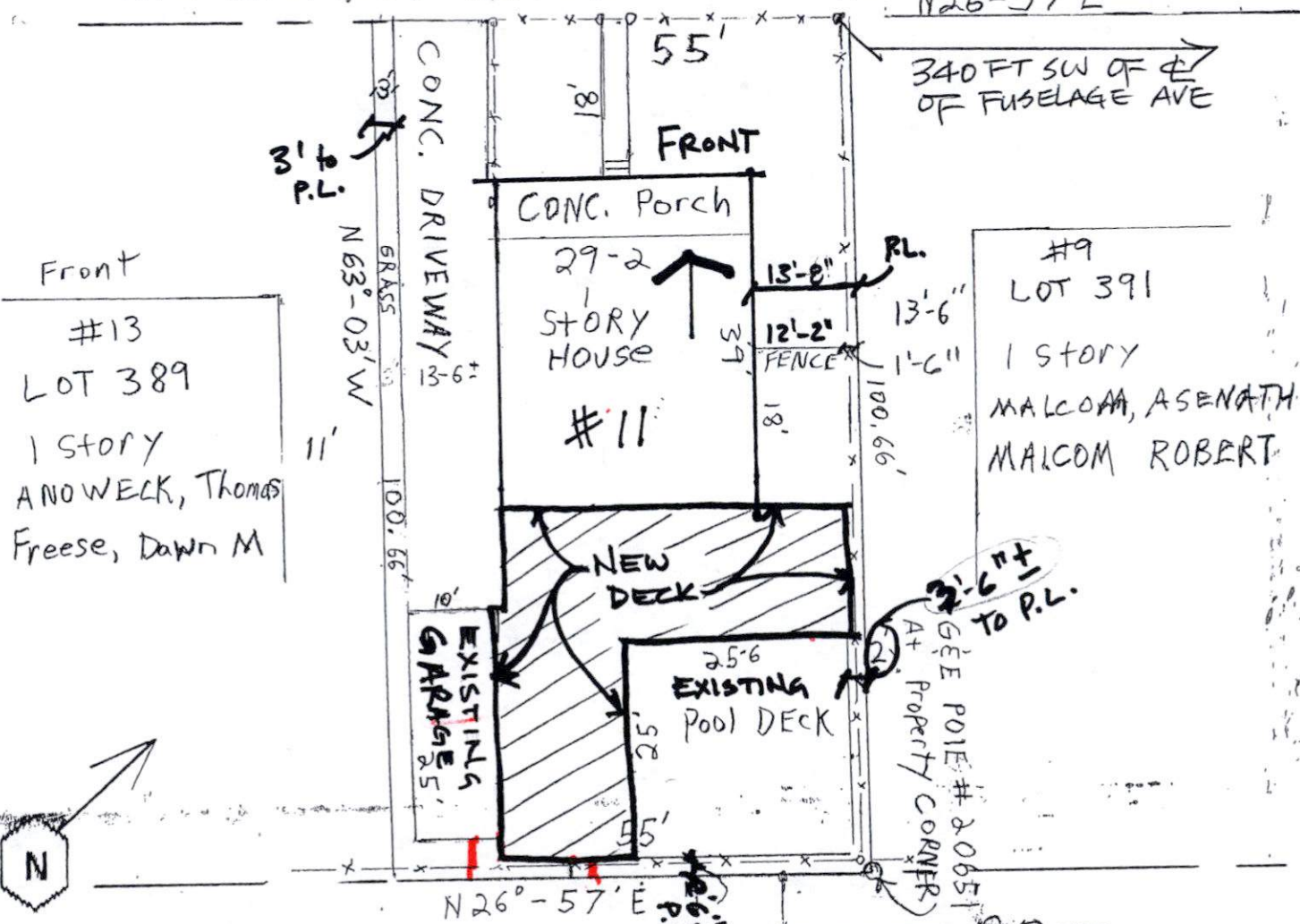
MAP IS NOT TO SCALE
 ZONING MAP# 090B2
 SITE ZONED DR 5.5
 ELECTION DISTRICT 15
 COUNCIL DISTRICT 7
 LOT AREA ACREAGE _____
 OR SQUARE FEET 5500
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 IN CBCA? NO
 IN FLOOD PLAIN? NO
 UTILITIES? MARK WITH:
 WATER IS:
 PUBLIC ☒ PRIVATE _____
 SEWER IS:
 PUBLIC ☒ PRIVATE _____
 PRIOR HEARING? NO
 IF SO GIVE CASE NUMBER
 AND ORDER RESULT BELOW
N/A

VIOLATION CASE INFO:

N/A

2019-0280-A

Ret. EOR. 1





Lot # 393 1505190540

10

Lot # 428 1523001020

7

Pt. Bk. 0000022, Folio 0109 1508003590

Lot # 392

Pt. Bk./Folio # 022109

YAWMETER DR

Lot # 358

1513205440

Lot # 429

Lot # 391

1515370120

1519910250

PAI # 150002

6 CD

090B2 DR 5.5
15 ED NE 4-H

Martin State Airport Restriction

PAI # 150002

1503472190

Lot # 390

Pt. Bk. 0000022, Folio 0111

Lot # 359

1507000230

11

Lot # 360

1519713680

12

Pt. Bk./Folio # 022111

Lot # 389

1506200750

13

15

Lot # 388

1501850020

Lot # 361

1519580150

14

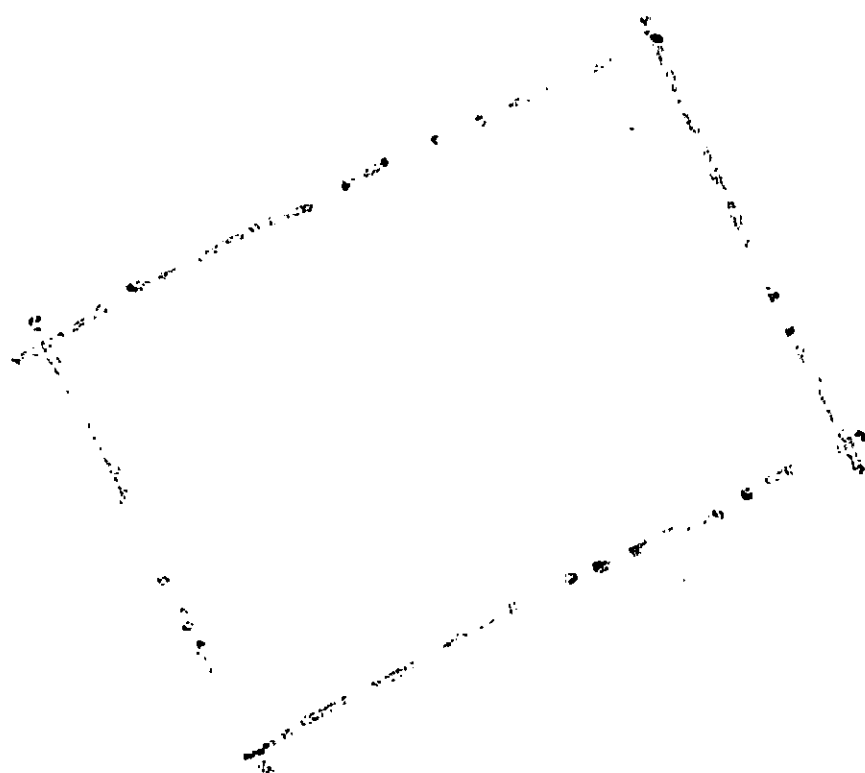
Lot # 387

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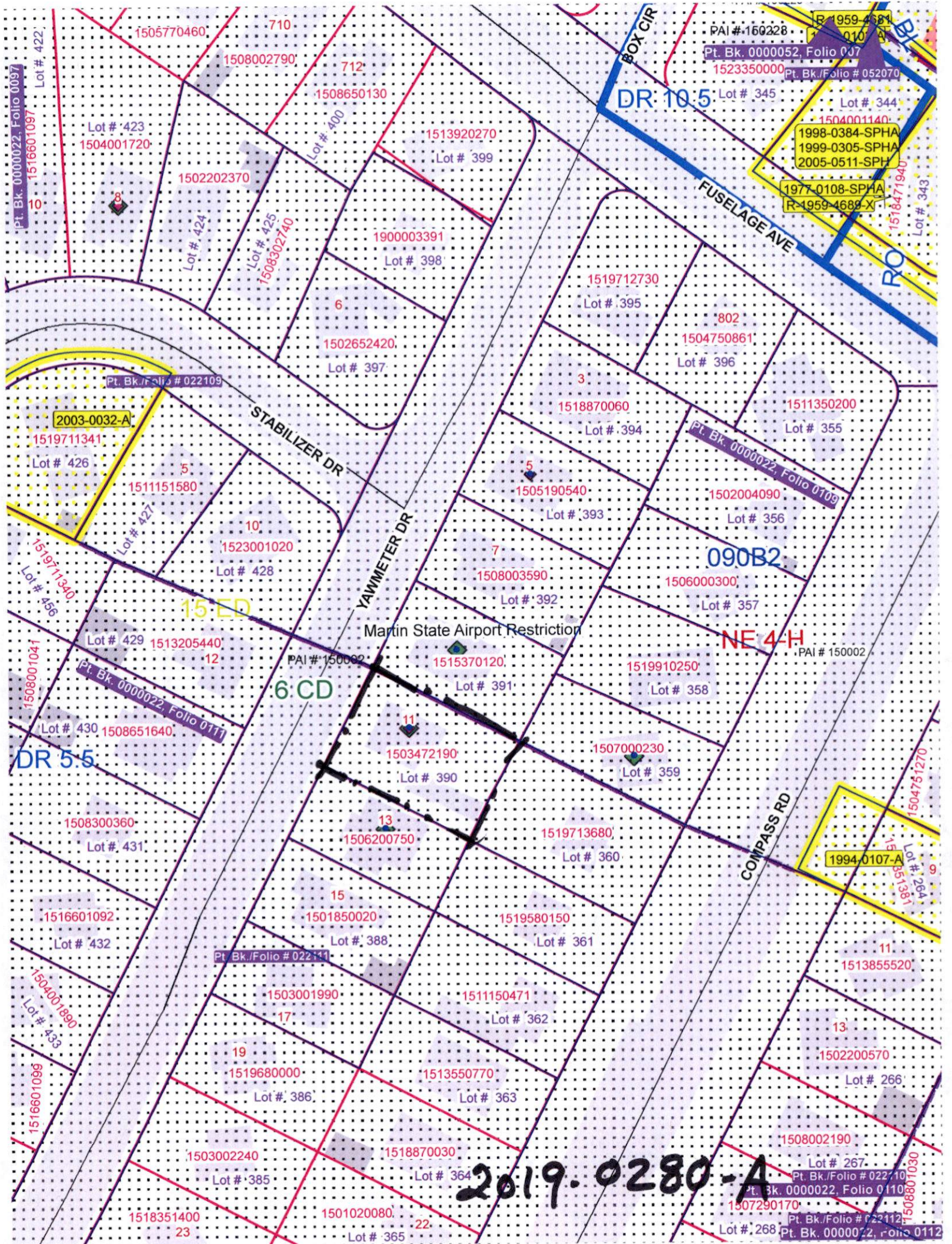
Lot # 362

1511150471

2019-02-20-15



A-380-9103



2016-0530-4

