



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 1322 BURKE ROAD Currently zoned RCS
 Deed Reference L41449 IF49C 10 Digit Tax Account # 1508002714
 Owner(s) Printed Name(s) GREGORY C. & ELIZABETH SIMMETH ENSOR

(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)

SEE ATTACHED

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

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):

GREGORY C. ENSOR / ELIZABETH SIMMETH ENSOR
 Name #1 – Type or Print Name #2 – Type or Print

Signature #1

Signature #2

1322 BURKE ROAD BALTO. MD
 Mailing Address City State

21220 (410)808-6378 greg.ensor@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:

DAVID BILLINGSLEY

Name- Type or Print

Signature

601 CHARWOOD CT EDGEWOOD MD
 Mailing Address City State

21040 (410)679-8719 dwb0200@yahoo.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 3 day of March, 2020 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 2020-0078-A Filing Date 3/12/20 Estimated Posting Date 3/22/20 Reviewer JS

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: 1322 BURKE ROAD BALTO. MO 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)

SEE ATTACHED

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

[Signature]
Signature of Owner (Affiant)

GREGORY C. ENSOR
Name- Print or Type

[Signature]
Signature of Owner (Affiant)

ELIZABETH SIMMETH ENSOR
Name- Print or Type

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

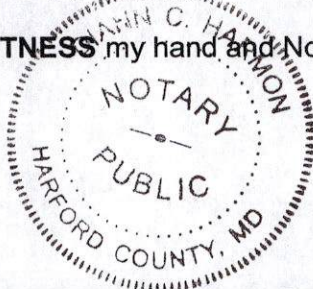
STATE OF MARYLAND, COUNTY OF BALTIMORE, to wit:

I HEREBY CERTIFY, this 11 day of March, 2020, before me a Notary of Maryland, in and for the County aforesaid, personally appeared:

Print name(s) here: GREGORY C. ENSOR & ELIZABETH SIMMETH ENSOR

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

AS WITNESS my hand and Notaries Seal



[Signature]
Notary Public

01/21/2023
My Commission Expires

REQUESTED VARIANCE

SECTION 417.4 (BCZR) TO PERMIT A PROPOSED PIER, PLATFORM, BOAT LIFT AND MOORING PILES TO BE CONSTRUCTED BEYOND THE DIVISIONAL PROPERTY LINES AS MUCH AS 40 FEET AND 41 FEET IN LIEU OF MAINTAINING THE REQUIRED 10 FOOT SETBACK

2020-0078-A

WE WISH TO CONSTRUCT A NEW PIER. WE ARE LOCATED IN AN AREA WHERE THE DIVISIONAL
PROPERTY LINES AS ESTABLISHED CONVERGE AS THEY LEAVE THE SHORE LINE SEVERELY
LIMITING THE LENGTH OF PIER AND LOCATION OF THE BOAT LIFT. THE WATER DEPTH IN THE
PERMITTED AREAS IS SHALLOW. THE LENGTH REQUESTED WILL PROVIDE ADDITIONAL DEPTH
WITHOUT INTERFERING WITH THE EXISTING CONSTRUCTION IN THE AREA.

WE HAVE SPOKEN TO THE ADJACENT NEIGHBORS AND THEY HAVE NO OBJECTION TO THE
PROPOSAL AS SUBMITTED. COPIES OF THEIR APPROVALS WILL BE PLACED IN THE CASE
FOLDER

2020-0078-A

ZONING DESCRIPTION
1322 BURKE ROAD

Beginning for the same at a point on the west side of Burke Road (30 feet wide), distant 1585 feet northerly from its intersection with the center of Bowleys Quarters Road, thence being all of Lots 132 and 133 as shown on the plat entitled Plat 1, Bowleys Quarters recorded among the Baltimore County plat records in Plat Book 7 Folio 12.

Containing 21,620 square feet or 0.496 acre of land, more or less.

Being known as 1322 Burke Road. Located in the 15TH Election District, 6TH Councilmanic District of Baltimore County, MD.

2070-0078-A

CENTRAL DRAFTING AND DESIGN
601 CHARWOOD COURT
EDGEWOOD, MARYLAND 21040
(410) 679-8719 FAX (410) 679-1298

March 21, 2020

Michael D. Mallinoff, Director
Permits, Approvals and Inspections
111 West Chesapeake Avenue
Towson, MD. 21204

RE: 1322 BURKE ROAD
CASE NO. 2020-0078-A

Dear Mr. Mallinoff,

On behalf of the Petitioner, Gregory Ensor, we are requesting that the referenced Administrative Variance Case be withdrawn.

Thank you for your cooperation in this matter.

Very truly yours,

David W. Billingsley
David W. Billingsley

Cc: Kristin Lewis
Carl Richards
Jason Seidelman
Gregory Ensor

ADMINISTRATIVE VARIANCE INFORMATION SHEET AND DATES

Case Number 2020- 0078 -A Address 1322 BURKE ROAD, 21040

Contact Person: JASON SEIDEMAN Phone Number: 410-887-3391
Planner, Please Print Your Name

Filing Date: 3/12/20 Posting Date: 3/22/20 Closing Date: 4/6/20

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

- POSTING/COST:** The petitioner must use one of the sign posters on the approved list (on the reverse side of this form) and the petitioner is responsible for all printing/posting costs. Any reposting must be done only by one of the sign posters on the approved list and the petitioner is again responsible for all associated costs. The zoning notice sign must be visible on the property on or before the posting date noted above. It should remain there through the closing date.
- DEADLINE:** The closing date is the deadline for an occupant or owner within 1,000 feet to file a formal request for a public hearing. Please understand that even if there is no formal request for a public hearing, the process is not complete on the closing date.
- ORDER:** After the closing date, the file will be reviewed by the zoning or deputy zoning commissioner. He may: (a) grant the requested relief; (b) deny the requested relief; or (c) order that the matter be set in for a public hearing. You will receive written notification, usually within 10 days of the closing date if all County agencies' comments are received, as to whether the petition has been granted, denied, or will go to public hearing. The order will be mailed to you by First Class mail.
- POSSIBLE PUBLIC HEARING AND REPOSTING:** In cases that must go to a public hearing (whether due to a neighbor's formal request or by order of the zoning or deputy zoning commissioner), notification will be forwarded to you. The sign on the property must be changed giving notice of the hearing date, time and location. As when the sign was originally posted, certification of this change and a photograph of the altered sign must be forwarded to this office.

(Detach Along Dotted Line)

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

USE THE ADMINISTRATIVE VARIANCE SIGN FORMAT

Case Number 2020- 0078 -A Address: 1322 BURKE ROAD, 21040

Petitioner's Name: ENSOR Telephone: 410-808-6278

Posting Date: 3/22/20 Closing Date: 4/6/20

Wording for Sign:

TO PERMIT A PROPOSED PIER, PLATFORM, BOAT LIFT AND MOORING
PILES TO BE CONSTRUCTED BEYOND THE DIVISIONAL PROPERTY LINES AS MUCH
AS 40 FEET AND 41 FEET IN LIEU OF MAINTAINING THE REQUIRED 10 FOOT

ADVERTISING REQUIREMENTS AND PROCEDURES FOR ZONING HEARINGS

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

Revised 7/9/2015

MDOT
MARYLAND DEPARTMENT
OF TRANSPORTATION
STATE HIGHWAY
ADMINISTRATION

Larry Hogan
Governor
Boyd K. Rutherford
Lt. Governor
Gregory Slater
Secretary
Tim Smith, P.E.
Acting Administrator

Date: May 11, 2020

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. **2020-0078-A**

Administrative Variance
Gregory C. & Elizabeth Simmeth Ensor
1322 Burke Road

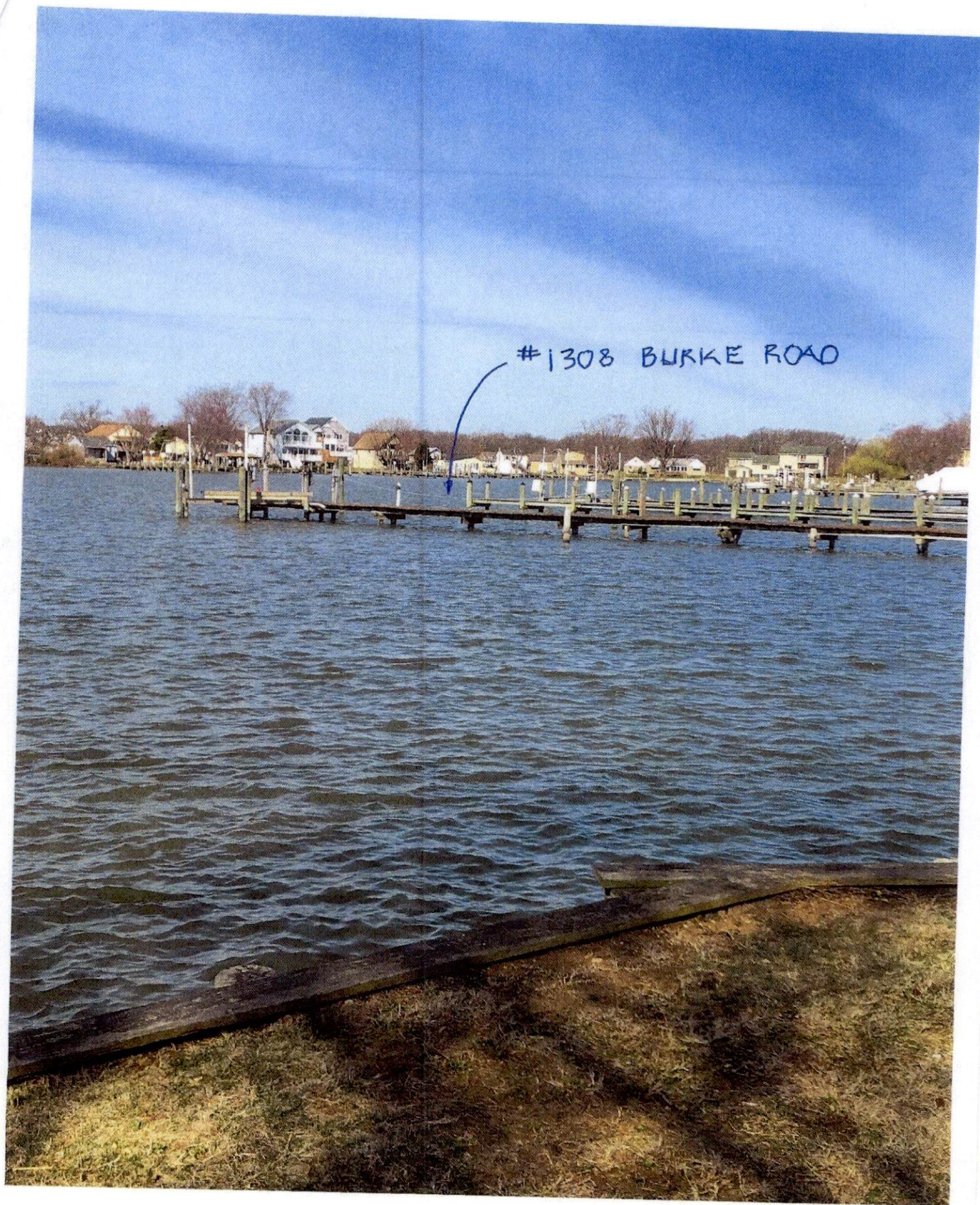
Should you have any questions regarding this matter, please contact Mr. Richard Zeller at 410-229-2332 or 1-866-998-0367 (in Maryland only) extension 2332, or by email at (rzeller@mdot.maryland.gov).

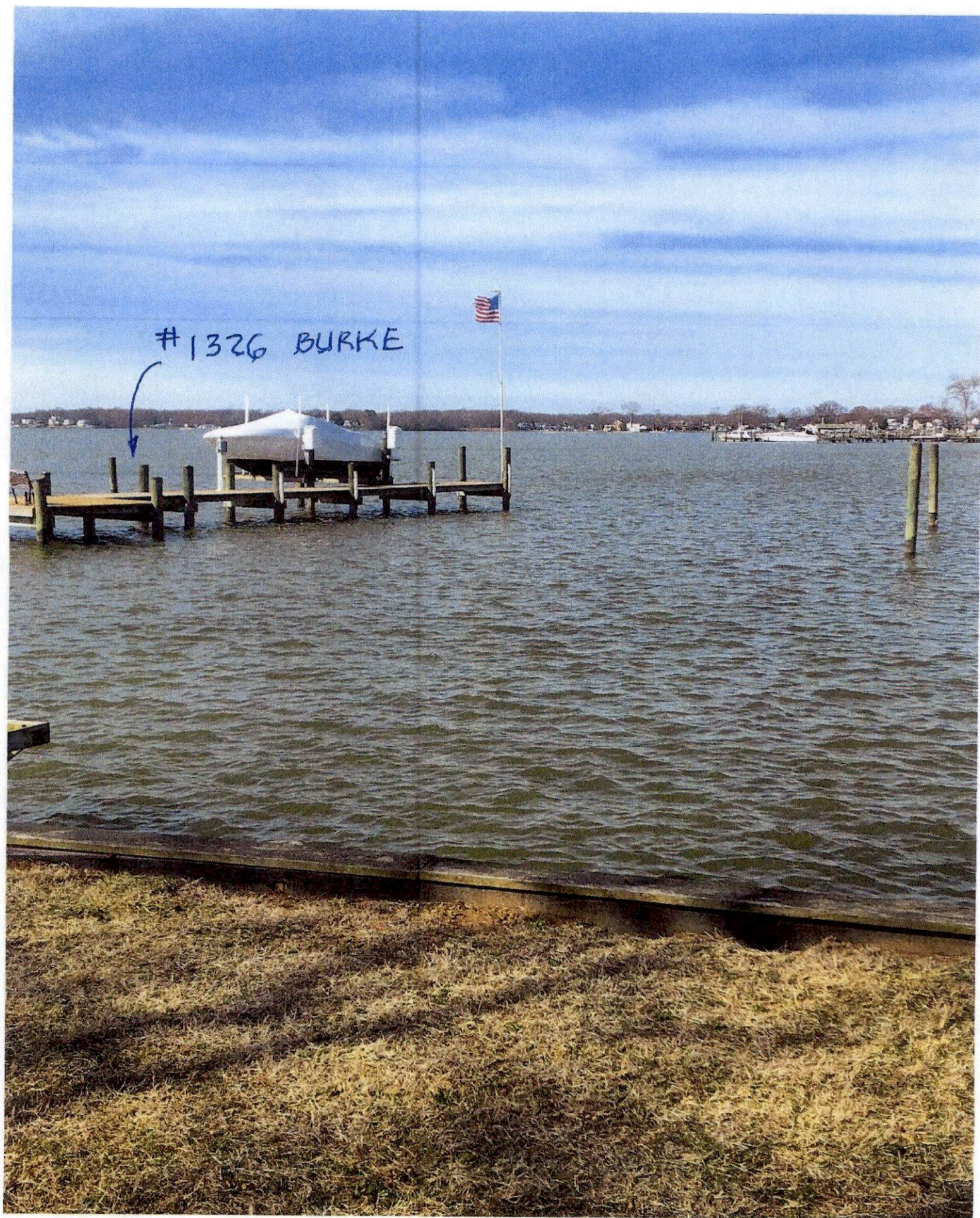
Sincerely,

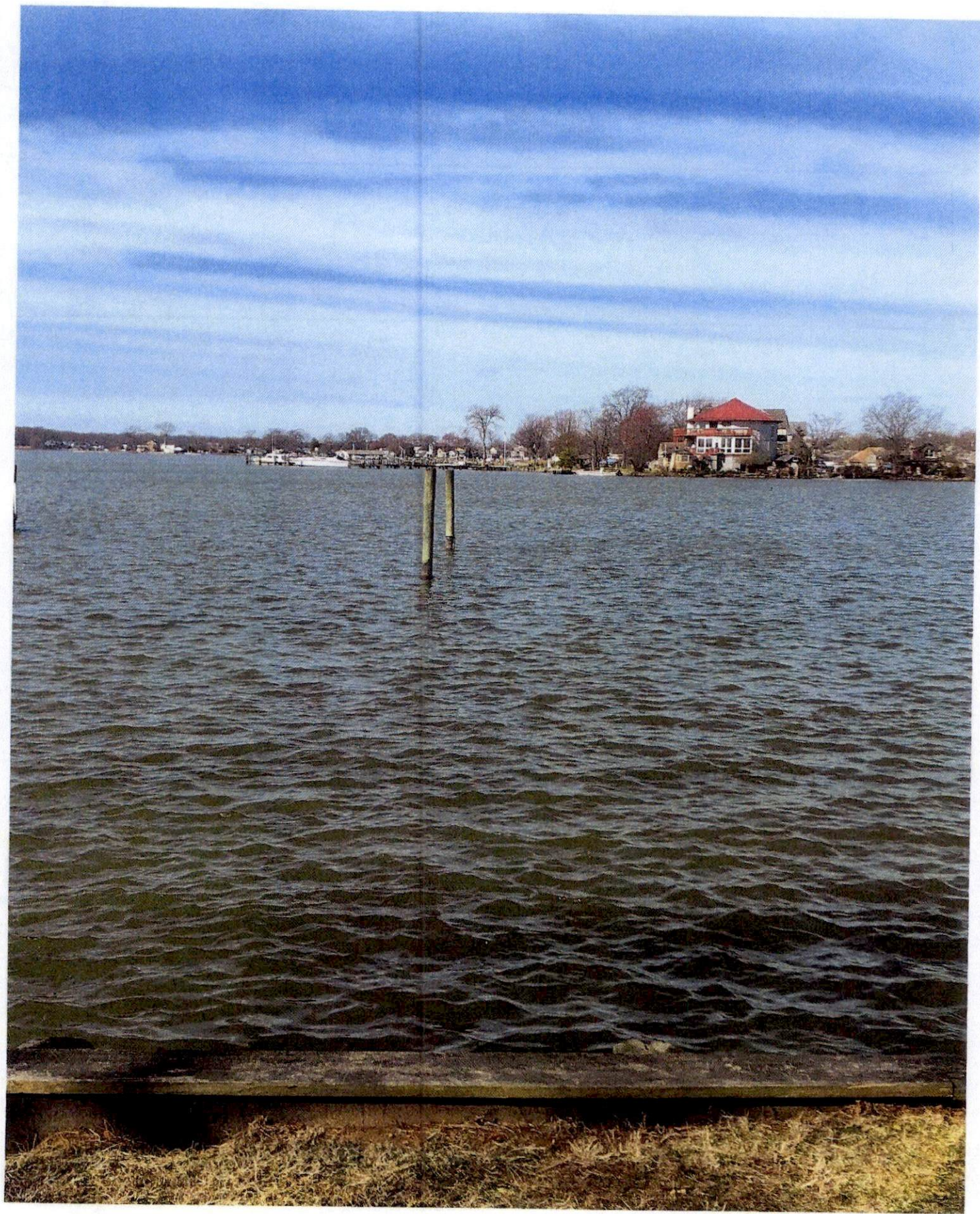


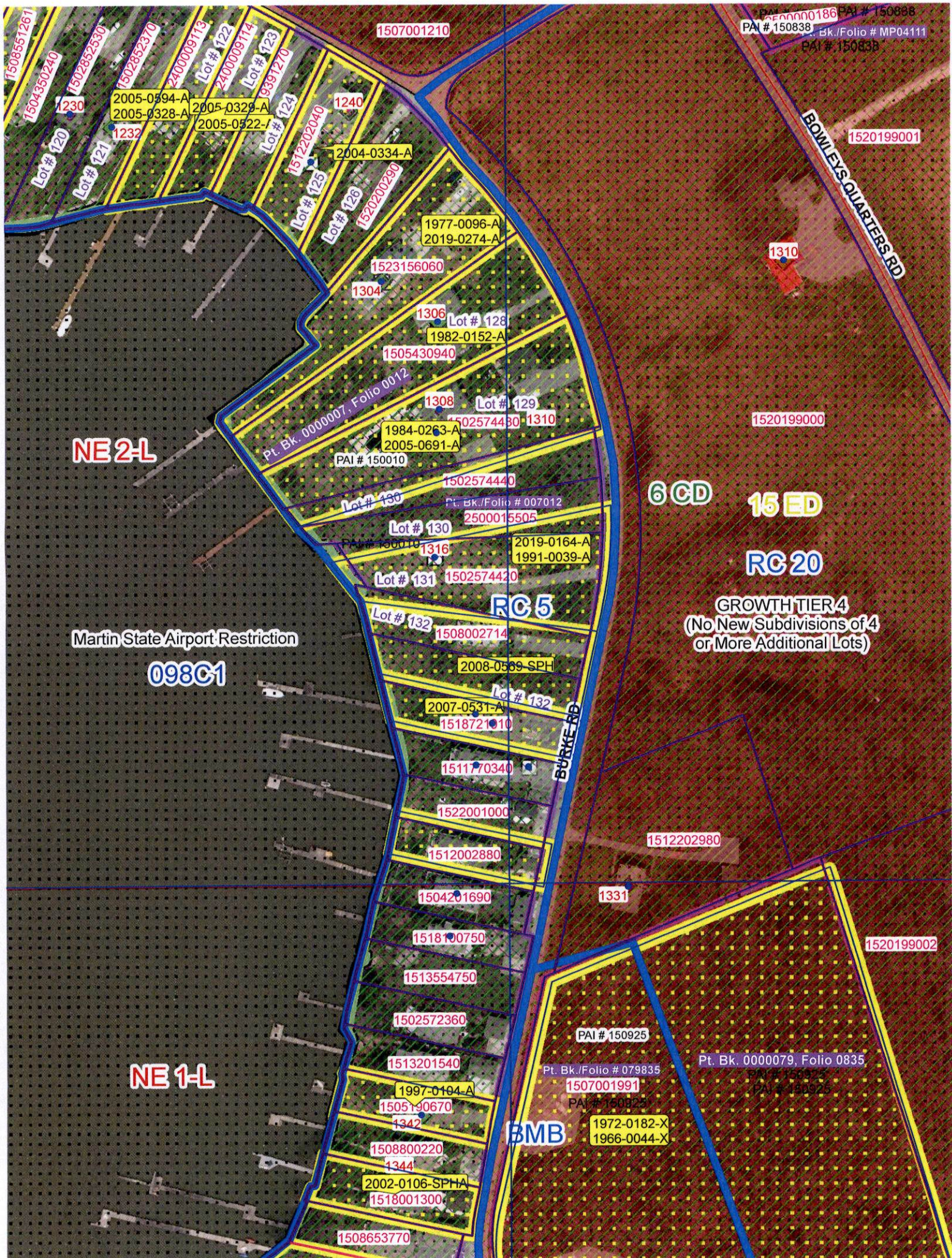
For Wendy Wolcott, P.L.A.
Metropolitan District Engineer
Maryland Department of Transportation
State Highway Administration
District 4 - Baltimore and Harford Counties

WW/RAZ









NE 2-L

Martin State Airport Restriction

098C1

NE 1-L

1507001210

2005-0594-A
2005-0328-A
2005-0329-A
2005-0522-A

2004-0334-A

1977-0096-A
2019-0274-A

1523156060

1304

1306 Lot # 128
1982-0152-A

1505430940

1308

1502574430 Lot # 129

1984-0263-A
2005-0691-A

PAI # 150010

1502574440

Lot # 130

Pt. Bk./Folio # 007012
2500015505

Lot # 130

1316

2019-0164-A
1991-0039-A

Lot # 131

1502574420

RC 5

Lot # 132

1508002714

2008-0569-SPH

2007-0531-A
1518721010

151170340

1522001000

1512002880

1504201690

1518100750

1513554750

1502572360

1513201540

1997-0194-A

1505190670

1342

1508800220

1344

2002-0106-SPHA

1518001300

1508653770

BURKE RD

BMB

BOWLEYS QUARTERS RD

PAI # 150888
PAI # 150838
Bk./Folio # MP04111
PAI # 150838

1520199001

1310

1520199000

6 CD

15 ED

RC 20

GROWTH TIER 4
(No New Subdivisions of 4
or More Additional Lots)

1512202980

1331

1520199002

PAI # 150925

Pt. Bk./Folio # 079835

1507001991

PAI # 150825

1972-0182-X
1966-0044-X

Pt. Bk. 0000079, Folio 0835

PAI # 150925
PAI # 150825

1322 BURKE ROAD

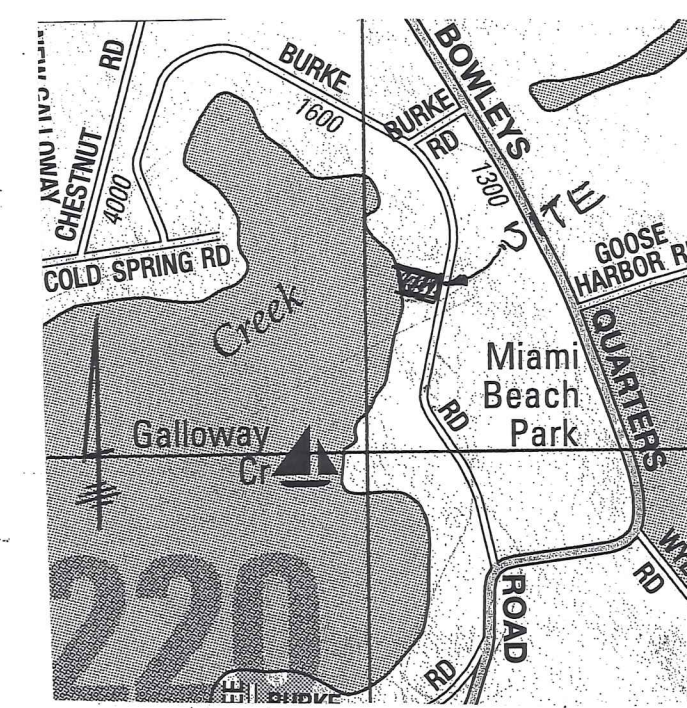
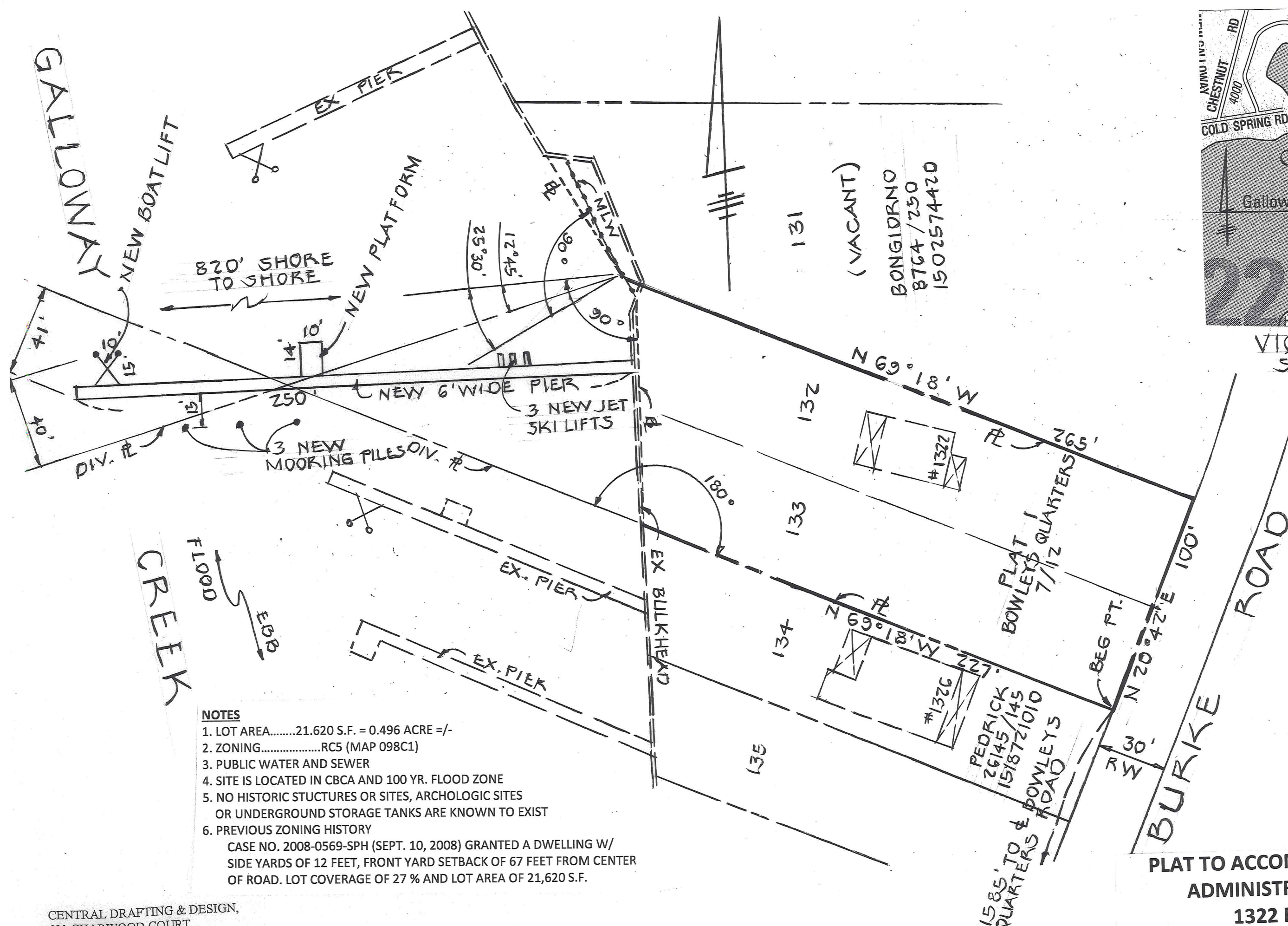
2020-0018-A



1:1,128

0 45 90 180 Feet

March 11, 2020



VICINITY MAP
SCALE 1" = 1000'

- NOTES**
1. LOT AREA.....21.620 S.F. = 0.496 ACRE =/-
 2. ZONING.....RC5 (MAP 098C1)
 3. PUBLIC WATER AND SEWER
 4. SITE IS LOCATED IN CBCA AND 100 YR. FLOOD ZONE
 5. NO HISTORIC STRUCTURES OR SITES, ARCHEOLOGIC SITES OR UNDERGROUND STORAGE TANKS ARE KNOWN TO EXIST
 6. PREVIOUS ZONING HISTORY
CASE NO. 2008-0569-SPH (SEPT. 10, 2008) GRANTED A DWELLING W/ SIDE YARDS OF 12 FEET, FRONT YARD SETBACK OF 67 FEET FROM CENTER OF ROAD. LOT COVERAGE OF 27 % AND LOT AREA OF 21,620 S.F.

OWNER
GREGORY C. ENSOR
ELIZABETH SIMMETH ENSOR
1322 BURKE ROAD
BALTIMORE, MD. 21220
DEED REF: L.41449 F.496
ACCT NO. 1508002714

2020-0078-A

**PLAT TO ACCOMPANY PETITION FOR
ADMINISTRATIVE VARIANCE
1322 BURKE ROAD
ELECTION DISTRICT 15C6 BALTIMORE COUNTY, MD
SCALE: 1 INCH = 40 FEET FEBRUARY 24, 2020**

CENTRAL DRAFTING & DESIGN,
601 CHARWOOD COURT
EDGEWOOD, MD 21040
(410) 679-8719