MEMORANDUM

DATE:

January 21, 2021

TO:

Zoning Review Office

FROM:

Office of Administrative Hearings

RE:

Case No. 2020-0278-A - Appeal Period Expired

The appeal period for the above-referenced cases expired on January 20, 2021. 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

(6609 Shelrick Place)

3rd Election District 2nd Council District

Hillel A. & Alana M. Goldman

Petitioners

BEFORE THE

OFFICE OF ADMINISTRATIVE

HEARINGS FOR

* BALTIMORE COUNTY

CASE NO. 2020-0278-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, Hillel A. and Alana M. Goldman ("Petitioners"). The Petitioners are requesting Variance relief from the Baltimore County Zoning Regulations ("BCZR") § 211.3 to permit a front yard addition with a front setback of 23 ft. in lieu of the required 25 ft. To permit a side yard addition with a side setback of 4 ft. and a sum of side yards setback of 14 ft. in lieu of the required 8 ft. and 20 ft., respectively. To permit a side yard open project (deck) with a side setback of 2 ft. in lieu of the required 6 ft. The subject property and requested relief is more fully depicted on the site plan that was marked and accepted into evidence as Petitioners' Exhibit 1.

The Zoning Advisory Committee ("ZAC") comments were received and are made part of the record of this case. There were no adverse ZAC comments 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 November 29, 2020, and there being no request for a public hearing, a decision shall be rendered based upon the documentation presented.

ORDER RECEIVED FOR FILING

Date 101/21/20
By Drugnor

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 <u>21st</u> day of <u>December</u>, <u>2020</u>, by the Administrative Law Judge for Baltimore County, that the Petition for Variance relief from §211.3 to permit a front yard addition with a front setback of 23 ft. in lieu of the required 25 ft. To permit a side yard addition with a side setback of 4 ft. and a sum of side yards setback of 14 ft. in lieu of the required 8 ft. and 20 ft., respectively. To permit a side yard open project (deck) with a side setback of 2 ft. in lieu of the required 6 ft., 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 2121

By

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

PAUL M. MAYHEW

Managing Administrative Law Judge

for Baltimore County

PMM:dlm

ORDER RECEIVED FOR FILING

ADMI STRATIVE ZONING PET

Deed Reference 9441 / 957 Owner(s) Printed Name(s) HILLEL A. LANA M. GOLDMAN (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. ADMINISTRATIVE VARIANCE from Section(s) BCZR: 2.11 3 → To permit a front yard addition with a front setback of 23' in lieu of the required 25'. To permit a side yard addition with a side setback of 4' and a sum of side yards setback of 14' in lieu of the required 8 feet and 20', respectively. To permit a side yard open projection (deck) with a side setback of 2' in lieu of the required 6'. 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. If 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): HILLEL A. GOLDMAN ALANA M. GOLDMAN Name #2-1 Type of Pinit X Hullel A. GOLDMAN Name #2-1 Type of Pinit X Hullel A. GOLDMAN Name #2-1 Type of Pinit X Hullel A. GOLDMAN Name #2-1 Type of Pinit X Hullel A. GOLDMAN Name #2-1 Type of Pinit X Hullel A. GOLDMAN Signature #2 Signature	Address 6609 SHELRICK PLACE	for Baltimore County for the property located at: Currently zoned DR - 5.5
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Attorney for Owner(s)/Petitioner(s): N/A Name-Type or Print Signature City State 21209 Allo:456-5025 AllLELAGOLDMAN © Telephone # Email Address GMAIL.COM Representative to be contacted: Geoffrey Schultz - Polaris Land Consultants Name-Type or Print Signature 57 W. TIMONIUM RD - # ZIO - TIMONIUM MD Mailing Address City State 21093 Allo:252-4444 GSCHULTZ @ Polaris Land Mailing Address City State 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		
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Attorney for Owner(s)/Petitioner(s): NA Name- Type or Print Signature Mailing Address City State Telephone # Email Address GMAIL. CON Representative to be contacted: GEOFFREY SCHULTZ - POLARIS LAND CONSULTANTS Name - Type or Print X Signature 57 W. TIMONIUM RD - # ZIO - TIMONIUM MD Mailing Address City State ZIO 73 , 410 · 252 · 4444 , GSCHULTZ & POLARISLC CON Zip Code Telephone # Email Address 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		Mailing Address City State
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Signature Signature 57 W TIMONIUM RD - # ZIO - TIMONIUM MD Mailing Address City State Mailing Address City State ZIO 93	Attorney for Owner(s)/Petitioner(s):	Representative to be contacted:
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	Admin	istrative Law Judge for Baltimore County

CASE NUMBER 2020-0278-A Filing Date 11, 17, 20 Estimated Posting Date 11, 29, 20 Reviewer 35

Rev 5/5/2016

Affidavit in Support of Iministrative 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:	6609 SHELRICK		PLACE	BALTO	MD	21209
	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)

We would like to increase our living space due to the size of our family. We are asking please for the addition to meet the needs of our family by increasing the living space for our dining, kitchen area and bedrooms. Due to our large family, the addition would relieve existing hardships faced during mealtime, homework and sleep accommodations. Furthermore, one of our parents is currently dealing with the medical condition of Parkinson's disease and our addition would accommodate the very likely possibility of our parents moving in with us to be able to assist them. Based upon the architectural layout of our home to meet the needs of our family, this is the only area possible for addition. Thank you.

(If additional space for the petition re-	quest or the above statement is needed, label and attach it to this Form)
× HM/	× Olan Edi
Signature of Owner (Affiant)	Signature of Owner (Affiant)
HILLEL A. GOLDMAN	ALANA M. GOLDMAN
Name- Print or Type	Name- Print or Type
The following information i	s to be completed by a Notary Public of the State of Maryland
STATE OF MARYLAND, COUNTY	of the latest several constant with the constant of the const
and for the County aforesaid, personally	day of October, 2020, before me a Notary of Maryland, in appeared:
Print name(s) here: Hillel A. Gold	donAN + ALANA M. GOLDMAN
the Affiant(s) herein, personally known of	or satisfactorily identified to me as such Affiant(s).
AS WITNESS my hand and Notaries Se	MARAT RUSHNER
	Notary Public July 6, 2023
	My Commission Expires

Zoning Description of 6609 SHELRICK PLACE 3RD Election District 2ND Councilmanic District Baltimore County, MD



Beginning at a point on the South Side of Shelrick Place (50 foot wide right-of-way), being 35 feet West of the center of Linco Avenue Extended, and being Lot 12 - Block B - Section 3 of the Plat of "Meadowood" recorded in Plat Book 25 Page 13.

Containing 7720 square feet or 0.177 Acres of land as recorded in deed Liber 33481 Folio 357.

2070-0278-A



JOHN A. OLSZEWSKI, JR. County Executive

Date MICHAEL DOMALLINOFF, Director Department of Permits, Approvals & Inspections

RE: Case Number: 2020	-0278-A
Petitioner/Developer:	ldner
Date of Hearing/Closing: 12	1-14-20
This is to certify under the per by law were posted conspicuously	nalties of perjury that the necessary sign(s) required on the property located at 6609 Shelrick f
The signs(s) were posted on _	(1-29-20 (Month, Day, Year)
	(Month, Day, Tear)
	Signature of Sign Poster)
	J. LAWRENCE PILSON
	(Printed Name of Sign Poster)
ATTACH PHOTGRAPH	
	1015 Old Barn Road
	(Street Address of Sign Poster)
	Parkton, MD 21120
	(City, State, Zip Code of Sign Poster)
	443-834-8162
	(Telephone Number of Sign Poster)



TO PERMIT A SIDE YARD ADDITION WITH A SIDE STRAKE OF THE REQUIRED SITE TAND TO RESPECTABLE TO THE REQUIRED SIDE STRAKE OF THE SECONDARY OF THE STRAKE OF THE

EDNIEVER OFFICE

PURSUANT TO SECTION 26-127(b)(f), BALTIMORE COUNTY CODE

AN ELIGIBLE INDIVIDUAL OR GROUP MAY

RECEIVED IN THE ZOWING REVIEW BUREAU BEFORE

A S P.M. ON

A S P.M. ON

A S P.M. ON

COUNTY OFFICE BUILDING

REPORTED IN THE ZOWING REVIEW BUREAU BEFORE

A S P.M. ON

A S P.M. ON

A S P.M. ON

BEFORE

A D SIZON, (410) 887-3391

REPORTED FOR SUILDING

A D SIZON, (410) 887-3391



CASE # 2020-0278 - A

TO RERMIT & FRONT ARD ADDITION WITH A FRONT SETTERER DE 23 11 LIEU DE THE REQUIRED 25 TO REPUITA SIDE TARD ADDITION WITH A SIDE SETEACK OF A AND A SUM MARDS SETTLE DE 14: IN LIEU OF THE RESULTED BIFES EPECTIVELY. TO REMITAS, DE MARD OFFINITION W. WITH A SIDE SETEMBER OF Z' IN LIEU OF THE

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 THE REQUEST US RECEIVED IN THE ZONING REVIEW BUREAU BEFORE

ADDITIONAL INFORMATION IS AVAILABLE AT THE DEPARTMENT OF PERMITS AND DEVELOPMENT MANAGEMENT, COUNTY OFFICE BUILDING, ENMITS AND DEVELOPMENT MANAGEMENT, COUNTY OFFICE BUILDING THE THE SIGN AND POST UNTIL AFTER ABOVE DATE, UNDER PENALTY OF LAN

BALTIMORE COUNTY L ___ ARTMENT OF PERMITS, APPROVALU AND INSPECTIONS ZONING REVIEW OFFICE

ADMINISTRATIVE VARIANCE INFORMATION SHEET AND DATES

							<u></u> -
Case Number 2020-			Address	6609	SHEL	RICK	PLACE
Contact Person:	ASON SEIL) Eしハム ハ ease Print Your N	Jame		_ Phor	ne Numb	er: 410-887-3391
Filing Date: _ ι (7				11/29/20	<u>,</u> (Closing	Date: <u>12/14/2</u> 0
Any contact made w through the contact pe					administ	rative va	ariance should be
petitioner is res	ponsible for a sters on the ts. The zon	all printing/pe approved ing notice	posting cos d list and sign must	its. Any re the petiti be visible	eposting ioner is on the	must be again reproperty	proved list and the done only by one esponsible for all on or before the
	rmal request	for a publi	ic hearing.	Please ι	understa	nd that e	wner) within 1,000 even if there is no g date.
judge may: (a matter be set ir will receive wri) grant the re tor a public tten notificat ublic hearing.	equested re hearing. If ion as to v This decis	elief; (b) de all County/ whether the sion is usu	ny the red State age petition ally made	quested incies' co has bee	relief; or omments on grante	e Law Judge. The (c) order that the are received, you ed, denied, or will fine closing date.
(whether due t notification will	o a neighbor be forwarded date, time an	r's formal r d to you. T d location.	equest or he sign on As when t	by order the prope he sign w	of the A erty mus as origin	dministr t be cha ally pos	to a public hearing ative Law Judge), nged giving notice ted, certification of ffice.
		(Detac	ch Along Dotted	Line)			
Petitioner: This Part	of the Form	is for the	Sign Post	er Only			
· <u>1</u>	USE THE AD	MINISTRA	TIVE VAR	IANCE SI	GN FOR	MAT	
Case Number 2020-	0278 -A	Addre	ess_660°	1 SHELA	eick p	466	
Petitioner's Name <u></u>	OLDMAN				Teleph	one <u> </u>	0-456-5025
Posting Date:	129/20		_ CI	osing Dat	te: <u>1</u> 2	114/20)
Wording for Sign:						<u> </u>	·
To permit a front yard addition with feet and 20', resp the required 6'.	n a side setbacl	k of 4' and a	sum of side	yards setba	ck of 14' i	n lieu of t	•
					-		REVISEU ZIZUIZUZO

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 twenty (20) 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.

	ついして	SHEL	LRICK	· •	PLACE			
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BALTIMORE COUNTY, MARYLAND OFFICE OF BUDGET AND FINANCE MISCELLANEOUS CASH RECEIPT Date: 1/ 17 / 30														
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JOHN A. OLSZEWSKI, JR. County Executive

MICHAEL D. MALLINOFF, Director

Department of Permits,

Approvals & Inspections

December 14, 2020

Geoffrey Schultz, 57 W. Timonium Road Suite 210 Timonium MD 21093

RE: Case Number: 2020-278-A, 6609 Shelrick Place

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 November 17, 2020. 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.

W. Carl Richards, Jr. Supervisor, Zoning Review

WCR/kl

Enclosures

e: People's Counsel



JOHN A. OLSZEWSKI, JR. County Executive

Inter-Office Correspondence

MICHAEL D. MALLINOFF, Director
Department of Permits,
Approvals & Inspections



TO:

Hon. Paul M. Mayhew; Managing Administrative Law Judge

Office of Administrative Hearings

FROM:

Jeff Livingston, Department of Environmental Protection and

Sustainability (EPS) - Development Coordination

DATE:

December 1, 2020

SUBJECT:

DEPS Comment for Zoning Item

2020-0278-A

Address

6609 Shelrick Place

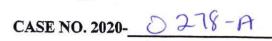
(Goldman Property)

Zoning Advisory Committee Meeting of November 30, 2020.

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

Reviewer:

Steve Ford



CHECKLIST

Comment Received	<u>Department</u>	Support/Oppose/ Conditions/ Comments/ No Comment
	DEVELOPMENT PLANS REVIEW (if not received, date e-mail sent)	• .
121.	DEPS (if not received, date e-mail sent)	NC
9 C	FIRE DEPARTMENT	
	PLANNING (if not received, date e-mail sent)	
	STATE HIGHWAY ADMINISTRATION	
2 N. H	TRAFFIC ENGINEERING	
	COMMUNITY ASSOCIATION	
7.7 = 1 × 1	ADJACENT PROPERTY OWNERS	
ZONING VIOLATIC	N (Case No	
PRIOR ZONING	(Case No)
NEWSPAPER ADVE	ERTISEMENT Date:	
SIGN POSTING (1^{st}	Date: 11-29-20	by lilson
SIGN POSTING (2 nd	Date:	by
PEOPLE'S COUNSE. PEOPLE'S COUNSE.	L APPEARANCE Yes No C	
Comments, if any:		

Google Maps 6609 Shelrick Pl

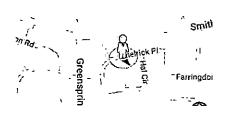


Image capture: Jun 2019 © 2020 Google

Baltimore, Maryland



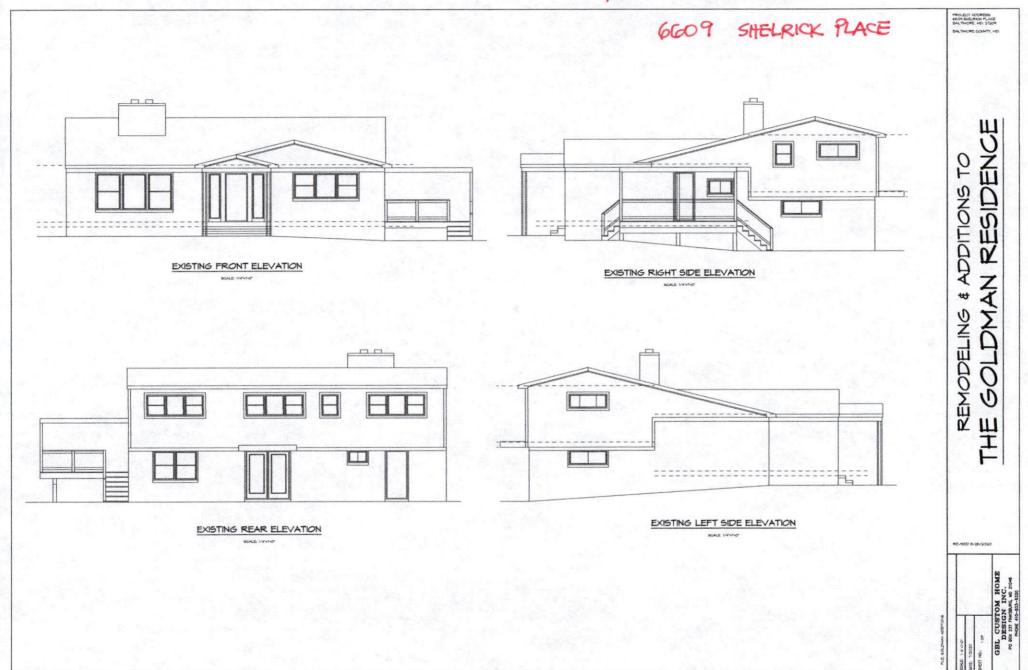
Street View

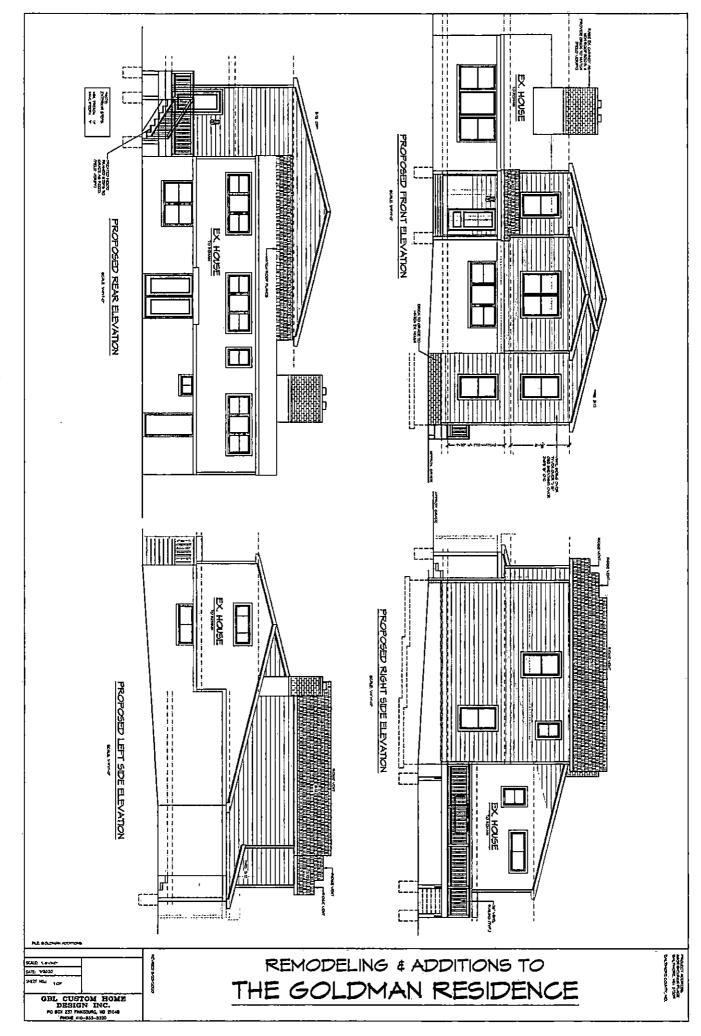


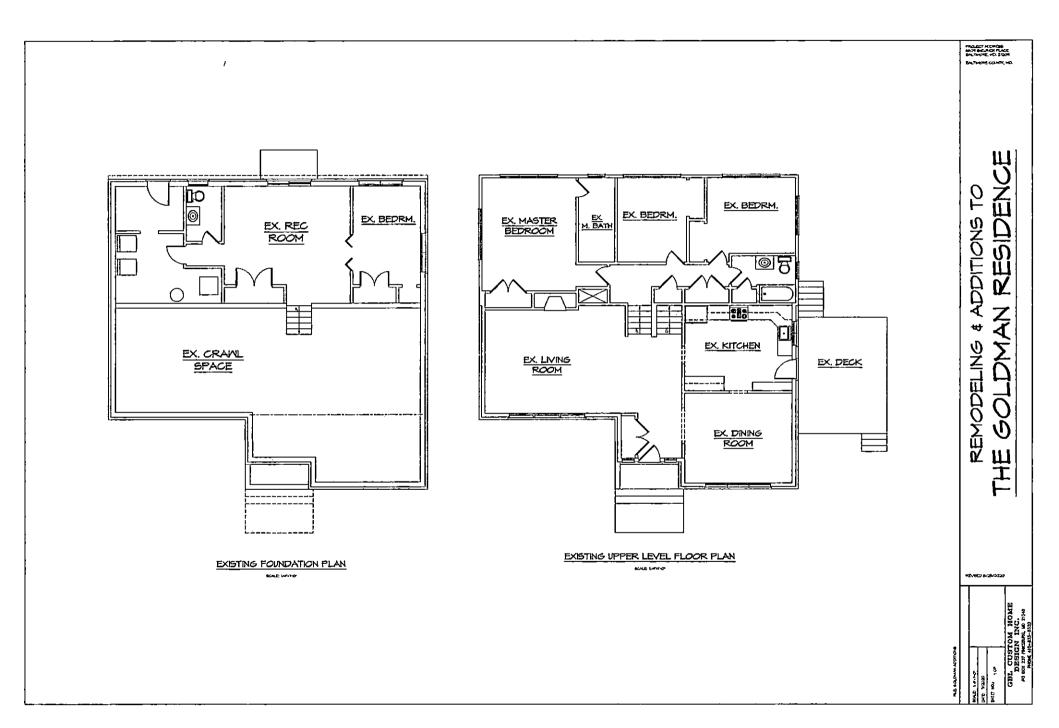


2070-0778-A

ARCHITECHTURALS







2070-0278-A

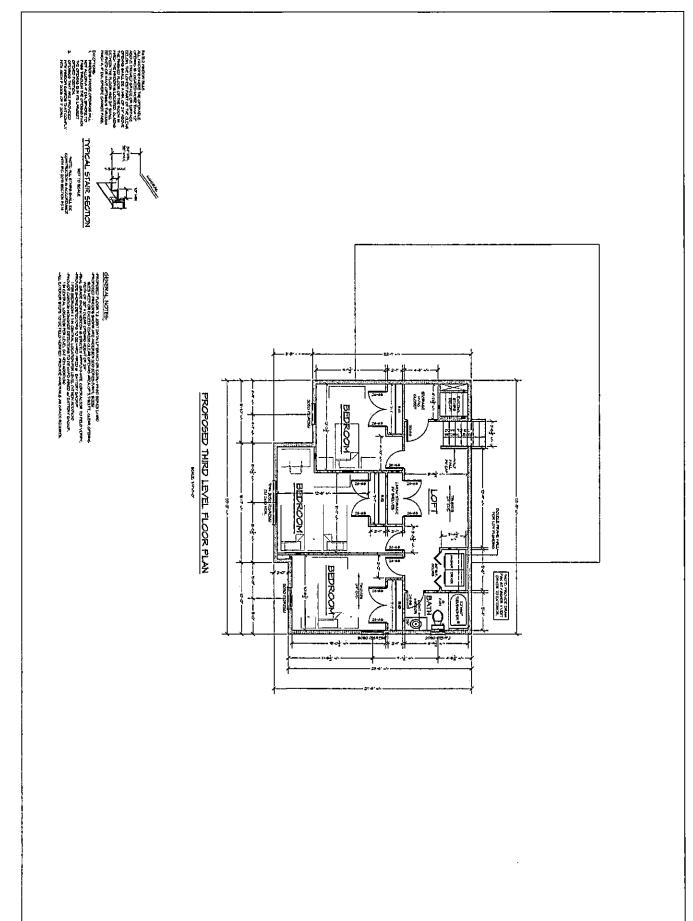
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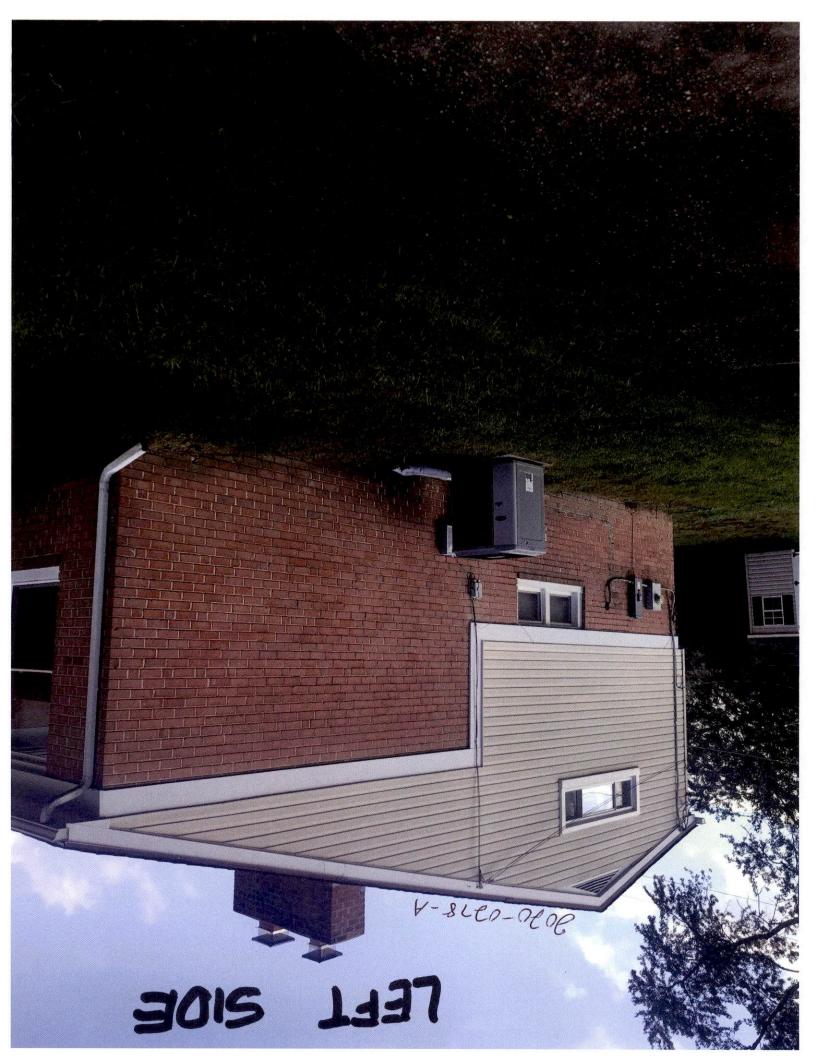
SCALE: Leuro

GBL CUSTOM HOME DESIGN INC. PO BOX 237 FRESSIRS, 4D 21048 PROFE 410-833-8230

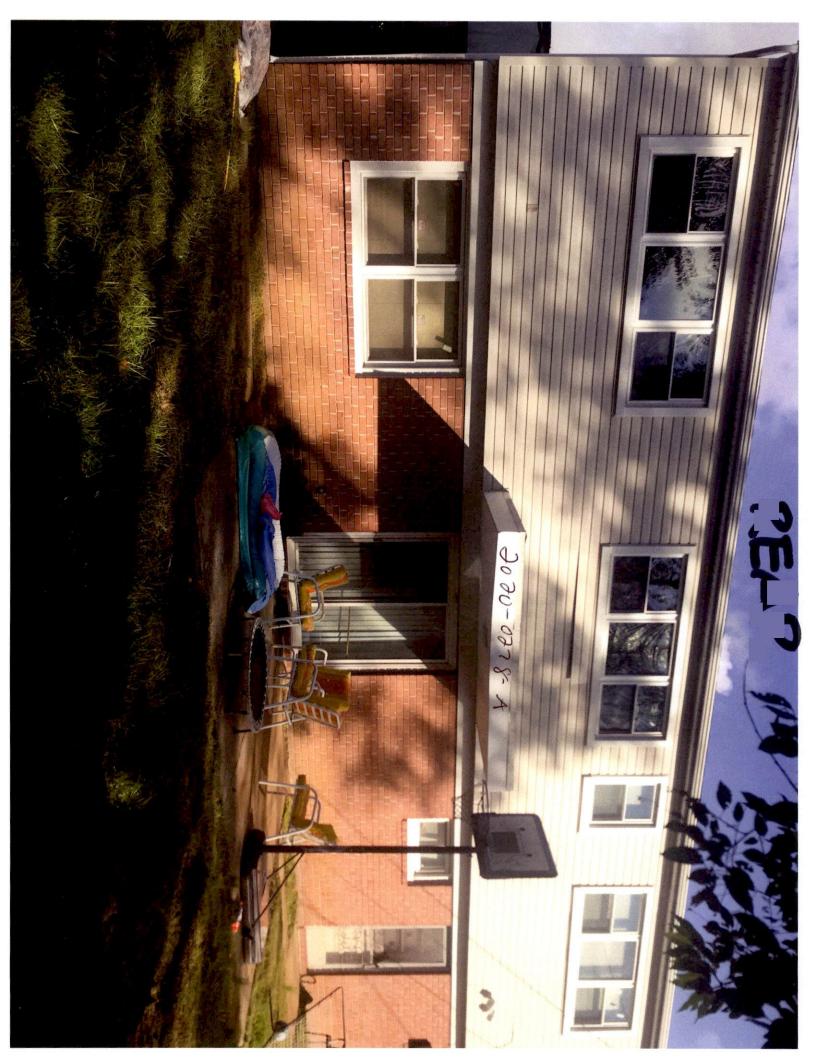


REMODELING & ADDITIONS TO THE GOLDMAN RESIDENCE

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ANOTES-SERVICE PLACE
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Sue Way

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CICHL CONTRACTOR

