

JOHN A. OLSZEWSKI, JR. County Executive

PAUL M. MAYHEW
Managing Administrative Law Judge
MAUREEN E. MURPHY
Administrative Law Judge

August 21, 2023

John Blasko – <u>exploreit2@aol.com</u> 2644 Offutt Road Woodstock, MD 21163

RE:

Petition for Administrative Variance

Case No. 2023-0154-A Property: 2644 Offutt Road

Dear Mr. Blasko:

Enclosed please find a copy of the decision rendered in the above-captioned matter.

Pursuant to Baltimore County Code § 32-3-401(a), "a person aggrieved or feeling aggrieved" by this Decision and Order may file an appeal to the County Board of Appeals within thirty (30) days of the date of this Order. For further information on filing an appeal, please contact the Office of Administrative Hearings at 410-887-3868.

Sincerely

PAUL M. MAYHEW

Managing Administrative Law Judge

for Baltimore County

PMM:dlw Enclosure

c: Ronald D. Bynaker – sales@hanoverbuilding.com

(2644 Offutt Road)	*	BEFORE THE
2 nd Election District 4 th Council District	*	OFFICE OF ADMINISTRATIVE
John Blasko	*	HEARINGS FOR
	*	BALTIMORE COUNTY
Petitioner	*	CASE NO. 2023-0154-A

OPINION AND ORDER

This matter comes before the Office of Administrative Hearings ("OAH") for Baltimore County for consideration of a Petition for Administrative Variance filed by the legal owner of the subject property, John Blasko ("Petitioner") for the property located at 2644 Offutt Road, Woodstock. The Petitioner is requesting Variance relief pursuant to the Baltimore County Zoning Regulations ("BCZR") §§ 400.1 and 400.3, to approve an accessory building (garage) in the front and side yard at a total height of 26 ft. in lieu of the required rear yard only placement and maximum height of 15 ft. The subject property and requested relief are more fully depicted on the site plan that was marked and accepted into evidence as Petitioner's 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 received by any of the County reviewing agencies.

The Petitioner having filed a Petition for Administrative Variance and the subject property having been posted on July 28, 2023 and there being no request for a public hearing, a decision shall be rendered based upon the documentation presented.

The Petitioner has 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 to satisfy the requirements of § 307.1 of the BCZR. Furthermore, strict compliance with the BCZR would cause practical difficulty and/or unreasonable hardship for the Petitioner.

THEREFORE, IT IS ORDERED, this <u>21st</u> day of August, 2023, by the Administrative Law Judge for Baltimore County, that the Petition for Variance seeking relief from the Baltimore County Zoning Regulations ("BCZR") §§ 400.1 and 400.3, to approve an accessory building (garage) in the front and side yard at a total height of 26 ft. in lieu of the required rear yard only placement and maximum height of 15 ft., be and is hereby GRANTED.

The relief granted herein shall be subject to the following:

- Petitioner may apply for his appropriate permits and be granted same upon receipt of this Order; however, Petitioner is hereby made aware that proceeding at this time is at his own risk until such time as the 30-day appellate process from this Order has expired. If, for whatever reason, this Order is reversed, Petitioner would be required to return, and be responsible for returning, said property to its original condition.
- Petitioner or subsequent owners shall not convert the proposed accessory building (detached garage) into a dwelling unit or apartment. The proposed accessory building (detached garage) shall not contain any sleeping quarters, living area, or kitchen or bathroom facilities.
- The proposed accessory building (detached garage) shall not be used for commercial purposes.

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:dlw



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:

To the Office of Administrative Hearings for Ball	timore County for the property located at:
Address 2644 OFFUTT RD WOODSTOCK, MD 21	Currently Zoned RC 6
	Tax Account # 2 2 0 0 0 0 1 9 7 8
Owner(s) Printed Name(s) JOHN + STACY BLASKO	
(SELECT THE HEARING(S) BY MARKING X AT THE APPROPRIA	TE SELECTION(S) AND ADDING THE PETITION REQUEST)
For Administrative Variances, the Affidavit on the reverse of this Petition form	n must be completed and notarized.
The undersigned, who own and occupy the property situate in Baltimore County hereof, hereby petition for an:	and which is described in the plan/plat attached hereto and made a part
1. ADMINISTRATIVE VARIANCE from Section(s) 400.3 - 1	HEIGHT
400.1 -	LOCATION; LOT COVERAGE
of the zoning regulations of Baltimore County, to the zoning law of Baltimore Cou	unty.
2 ADMINISTRATIVE SPECIAL HEARING to approve a waiver pursuant twork in this space: i.e., to raze, alter or construct addition to building)	to Section 32-4-107(b) of the Baltimore County Code: (indicate type of
The first the second se	
of the zoning regulations of Baltimore County, to the zoning law of Baltimore Co	unty.
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 for Baltimore County adopted pursuant to the zoning law for Baltimore County.	
Owner(s)/Petitioner(s):	
John J. RIGS to	
Name #1 – Type or Print Name #2 – Typ	pe or Print
Dolu A Blasko	
Signature #1 Signature	M N
2699 OFFATT NA Wood Stock Mailing Address City	State
21163, 217-414-9964, Ex	planeit 20 AOL COM
Zip Code Telephone #'s (Cell and Home) Em	nail Address
Attorney for Owner(s)/Petitioner(s):	Representative to be Contacted:
N	Jungo D Bysold
Name - Type or Print	Name - Type or Print
Signature	Signature
	3999 Grothy Ro. Serypuess Pa
Mailing Address City State	Mailing Address City State
Zip Code Telephone # Email Address	Zip Code rerepnone # Email Address parco
	·cq
A PUBLIC HEARING having been formally demanded and/or found to be re-	equired, 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 Balti	more County.
	Administrative Love Index for Dellinger County
2.10 1/54	Administrative Law Judge for Baltimore County
Case Number 2023-0154-4 Filling Date 7 / 18 / 2	Estimated Posting Date 7 / 30 / 23 Reviewer 7

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:	abyy	OFFUTT RD	WOODSTOLK	MD	21163
		oe Address of Property	City	State	Zip Code
	at the abov	e address. (Clearly state p	e the facts upon which I/we base fractical difficulty or hardship he	ere)	
	SEE A		NISTRATIVE VARIAN	LE PRALTIC	AL
		DIFFICULTY & H	ARDSHIP: "		
***************************************				***	
-					
			·		
-					
-					
					-
(If addition	onal space	for the petition request or	the above statement is needed,	label and attach it	to this Form)
Signature	of Owner (Signature of Owner	er (Affiant)	
Joh	n J	Blasko			
Name - F	rint or Type		Name - Print or Ty	/pe	
(C PROPERTY)					
	The follow	ing information is to be	completed by a Notary Publi	c of the State of	Maryland
STATE C	F MARYLA	NO, COUNTY OF BALFING	ORE, to wit:		
	Y CERTIFY	5		, before me a No	tary of Maryland in
		oresaid, personally appeared	d:	, bololo illo a 140	ary or maryland, in
Print nam	ne(s) here: _	John J. Bl	asko		
the Affian	nt(s) herein, i	personally known or satisfac	torily identified to me as such Affia	ant(s).	
AS WITH	IESS my bai	nd and Notaries Seal	я		
	MAI	id and ivolaties deal			
Notary P	uplic			nnsylvania – Notary Seal ba, Notary Public	
n * i		04/13/2027	Adam My Commission E	s County Expires April 13, 2027	
My Comr	nission Expi	res	Commission	Number 1288064	

ADMINISTRATIVE VARIANCE PRACTICAL DIFFICULTY/HARDSHIP:

Section 400.1 - Location

Due to a large majority of the property being deemed front yard, and the rear yard containing several levels of slope, the garage would require a greater amount of excavation and construction - like a block foundation and extended driveway to access the building - to place in the rear yard. Putting it in the side yard will require less earth disturbance and will maintain a greater distance from the septic location.

Section 400.3 - Height

The requested height is needed for additional storage of my large yard equipment and inherited family heirlooms that currently take up all the space in the garage attached to the house. The additional storage would allow for a workshop for hobbies and clear up space to get the vehicles back inside to protect them from weather conditions. The requested height and style of the proposed building will also better match the aesthetic of the existing house.

Zoning property description for 2644 Offutt Rd, Woodstock, MD 21163

- A. Beginning at a point on the west side of Offutt Rd, which is 18 feet wide at a distance of 828 feet east of the centerline of Peddicoat Ct, which is 20 feet wide.
- B. Being known and designated as Lot # 77 as shown on a Plat of "OFFUTT RIDGE, Plat 1" which plat is recorded among the Land Records of Baltimore County, Maryland in Plat Book SM No. 61, folio 126. The improvements thereon being known as 2644 Offutt Road, Woodstock, Maryland 21163 containing 5.115 acres, located in the 2 Election District and and 4 Council District.



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 2644 DFFUTT RD WOODSTOCK, MD 21163-1121 Currently Zoned RC 6
Deed Reference 37770 / 00124 10 Digit Tax Account # 2 2 0 0 0 0 1 9 7 8
Owner(s) Printed Name(s) JOHN + STACY BLASKO
(SELECT THE HEARING(S) BY MARKING \underline{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 400.1 and 400.3 to approve an accessory building (garage) in the front & side yard at a total height
of 26 feet in lieu of the required rear yard only placement & maximum height of 15' feet.
of the zoning regulations of Baltimore County, to the zoning 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):
John J. Blasto
Name #1 – Type or Print Name #2 – Type or Print
Signature #1 Signature #2
2644 OFFATT Rd Wood Stock MU
Mailing Address O1163 , 217-414-9964 City Explore the 20 Apr Com
Zip Code Telephone #'s (Cell and Home) Email Address
Attorney for Owner(s)/Petitioner(s): Representative to be Contacted:
Sunger D Byroker
Name - Type or Print Name - Type or Print
Signature Signature
Mailing Address City State Mailing Address City State
1360 717-858-0249 1 50/18/0/106 6/16
Zip Code Telephone # Email Address Zip Code reiepnone # 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 2023-0154-4 Filling Date 7 / 18 / 23 Estimated Posting Date 7 / 30 / 23 Reviewer 7

BALTIMORE COUNTY DEPARTMENT OF PERMITS, APPROVALS AND INSPECTIONS ZONING REVIEW OFFICE

ADMINISTRATIVE VARIANCE INFORMATION SHEET AND DATES

Case N	lumber: 2023 - 01	54 -A Address _	2644 Off	utt Road	
Conta	ct Person: TYICC	Planner, Please Print Your N	lame	Phone Number: 410-	-887-3391
Filing	Date: 7/18/23	Posting Date:	7/30/23	Closing Date: 8/14/2	-3
Any co	ontact made with this c ct person (planner) using	office regarding the stage the case number.	tus of the administ	rative variance should be th	nrough the
1.	petitioner is responsible sign posters on the appropriate sign mutation and the sign mutation is sign mutation.	le for all printing/posti proved list and the pe	ing costs. Any report etitioner is again res property on or befo	osters on the approved lissting must be done only by sponsible for all associated ore the posting date noted	one of the costs. The
2.	file a formal request for		ease understand tha	cupant or owner) within 1,0 t even if there is no formal r	
3.	may: (a) grant the req for a public hearing. notification as to whe	uested relief; (b) deny If all County/State ag ther the petition has by made within 10 days	the requested relie encies' comments a been granted, denie	Administrative Law Judge. f; or (c) order that the matte are received, you will receid, or will proceed to a puble. The written order will be	er be set in ve written ic hearing.
4.	to a neighbor's formate forwarded to you. The and location. As when	al request or by orde e sign on the property	r of the Administra must be changed g y posted, certification	st go to a public hearing (whative Law Judge), notificatigiving notice of the hearing on of this change and a pho	on will be date, time
Petitio	oner: This Part of the F	orm is for the Sign Pos	ter Only (Detach Along	Dotted Line)	
	L	SE THE ADMINISTRAT	IVE VARIANCE SIGN	FORMAT	
Case N	Number: -	-A Address			
Petitio	oner's Name:		Te	ephone (Cell)	
Postin	g Date:	Closing Da	ıte:		
Wordi	ng for Sign: To Permit	**************************************			
	An accessor	y building (g	garage) in t	the front & side	9 ——
	yard at a to	tal height of	26 feet in	lieu of the	
	required re	ar yard only	placemen	t & maximum	
	height of 15	5' feet.			ed 3/2022

DEPARTMENT OF PERMITS, APPROVALS AND INSPECTIONS ZONING REVIEW OFFICE

ADVERTISING REQUIREMENTS AND PROCEDURES FOR ZONING HEARINGS

The Baltimore County Zoning Regulations (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.

For Newspaper Advertising:
Case Number: 2027~ ()154-A
Property Address: _ 2644 OFFUTT RD WOODSTOCK, MD 21163
Legal Owners (Petitioners): JOHN + STACH BLASKO
Contract Purchaser/Lessee:
PLEASE FORWARD ADVERTISING BILL TO:
Name: Company/Firm (if applicable): HANOVER BUILDING SYSTEMS, INC.
Address: 6935 YORK RD / P.O. BOX 330
ABBOTTSTOWN, PA 17301
Telephone Number:

^{*}Failure to advertise and/or post a sign on the property within the designated time will result in the Hearing request being delayed. The delayed Hearing Case will be cycled to the end of pending case files and rescheduled in the order that it is received. Also, a \$250.00 rescheduling fee may be required after two failed advertisings and/or postings.

BALTIMORE COUNTY, MARYLAND

Inter-Office Correspondence



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: July 31, 2023

SUBJECT: DEPS Comment for Zoning Item # 2023-0154-A

Address: 2644 OFFUTT RD

Legal Owner: John Blasko

Zoning Advisory Committee Meeting of July 31, 2023.

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

Additional Comments:

Reviewer: Earl D. Wrenn

CERTIFICATE OF POSTING

ATTENTION: KRISTEN LEWIS

DATE: 7/28/2023

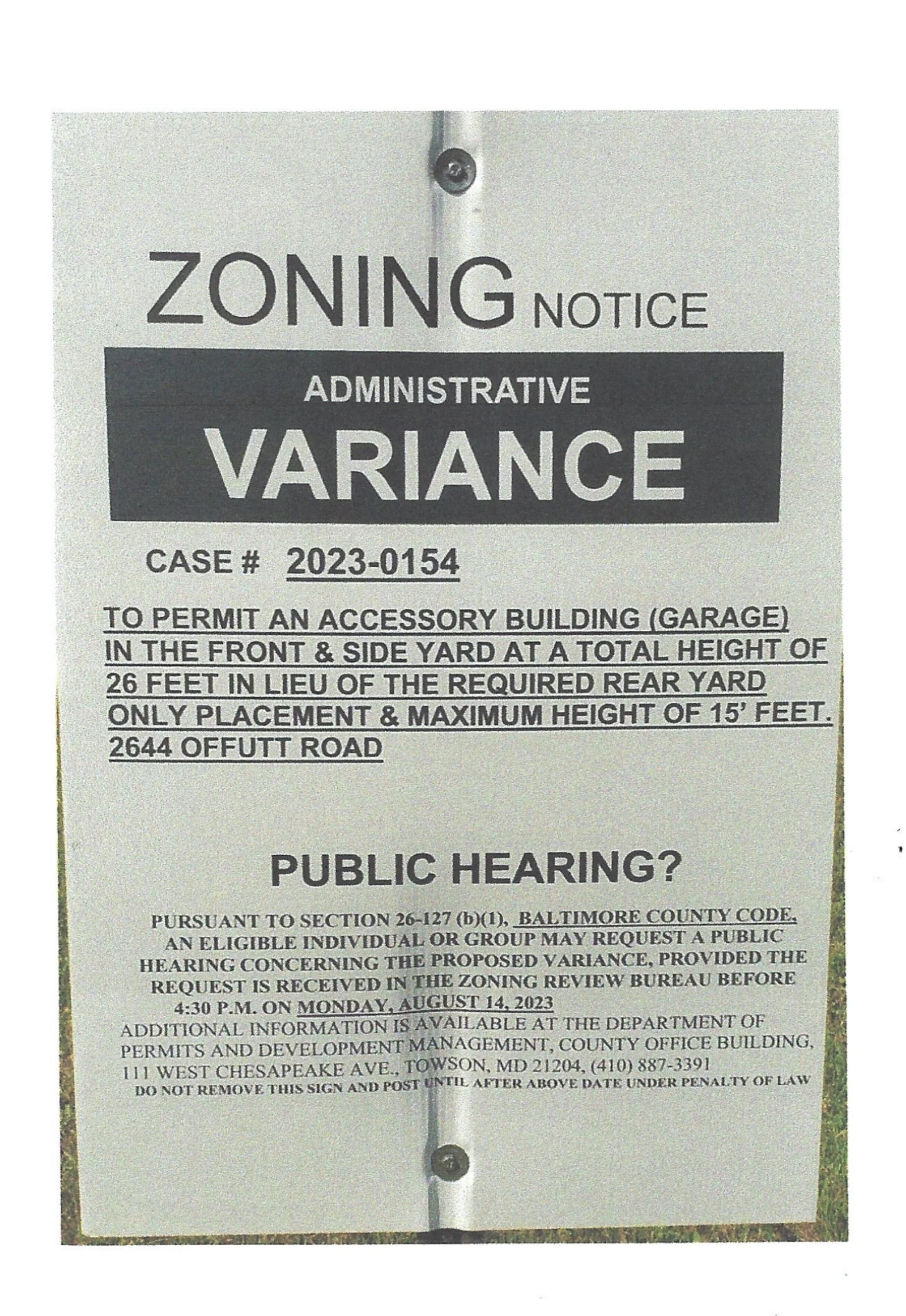
Case Number: 2023-0154-A

Petitioner / Developer: JOHN & STACY BLASKO

Date of Closing: AUGUST 14, 2023

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: 2644 OFFUTT ROAD

The sign(s) were posted on: JULY 28, 2023



Signature of Sign Poster)

Linda O'Keefe
(Printed Name of Sign Poster)

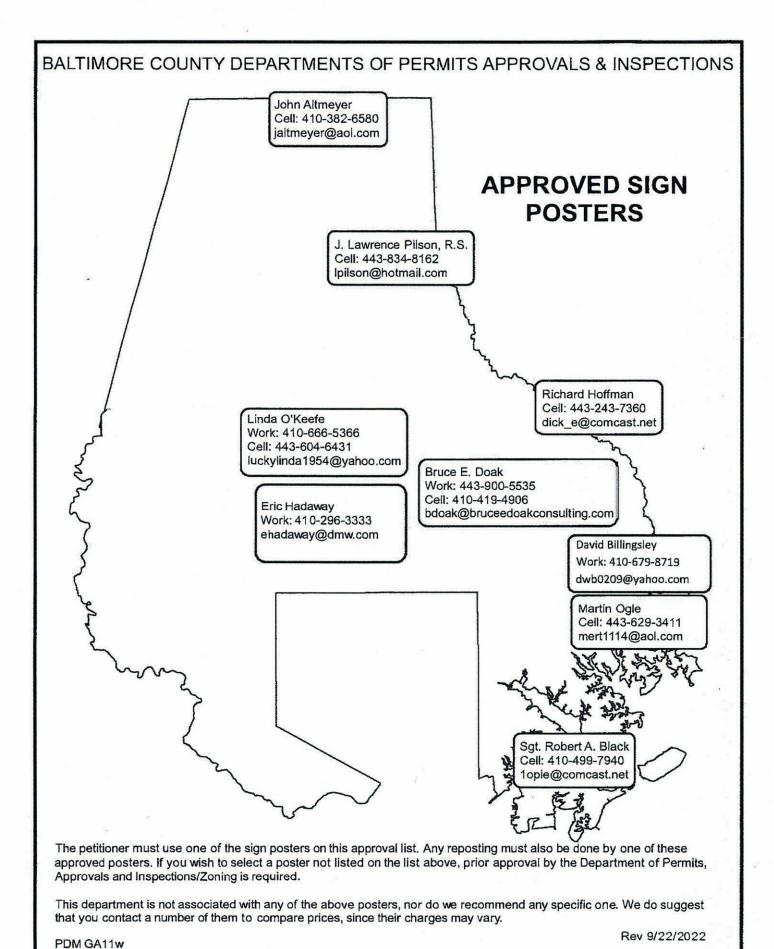
Timed I tame of Digit I obto

523 Penny Lane
(Street Address of Sign Poster)

Hunt Valley, MD 21030 (City, State, Zip of Sign Poster)

410-666-5366

(Telephone Number of Sign Poster)



Real Property Data Search () Search Result for BALTIMORE COUNTY

View Map	View GroundRent Redemption	View GroundR	ent Registration
Special Tax Recapture:	None		12.14 - W. L. L. S.
Account Identifier:	District - 02 Account Nun	nber - 2200001978	
	Owner Info	mation	
Owner Name:	BLASKO JOHN J BLASKO STACY L	Use: Principal Residence	RESIDENTIAL E: YES
Mailing Address:	2644 OFFUTT RD WOODSTOCK MD 21163-	Deed Reference:	/37770/ 00126
	Location & Structu	re Information	
Premises Address:	2644 OFFUTT RD WOODSTOCK 21163-112	Legal Description:	5.1115 AC 2644 OFFUTT RD OFFUTT RIDGE
Map: Grid: Parcel: Neig	hborhood: Subdivision: Section:	Block: Lot: Assessment Yea	ar: Plat No: 1
0076 0011 0378 2060	090.04 0000	77 2022	Plat Ref: 0061/0126
Town: None			
Primary Structure Built	Above Grade Living Area Finishe	ed Basement Area Property	Land Area County Use
1993	2,184 SF 800 SF	5.1100 A	.C 04
StoriesBasementType	ExteriorQualityFull/Hal	f BathGarage Last Notice	of Major Improvement
	DARD UNITSIDING/4 3 full/ 1		

Value Information

	Base Value	Value	Phase-in Asses	ssments
		As of 01/01/2022	As of 07/01/2022	As of 07/01/2023
Land:	137,000	137,000		
Improvements	319,900	365,300		
Total:	456,900	502,300	472,033	487,167
Preferential Land:	0	0		

Transfer Information

Seller: REICHART GREGORY N	Date: 07/20/2016	Price: \$472,500
Type: ARMS LENGTH IMPROVED	Deed1: /37770/ 00126	Deed2:
Seller: CURTIS GLORIA	Date: 09/13/2012	Price: \$330,000
Type: ARMS LENGTH IMPROVED	Deed1: /32540/ 00470	Deed2:
Seller: QUIGLEY SHARON	Date: 04/06/2007	Price: \$545,000
Type: ARMS LENGTH IMPROVED	Deed1: /25460/ 00537	Deed2:

Exemption Information

Partial Exempt Assessments:	Class	07/01/2022	07/01/2023
County:	000	0.00	
State:	000	0.00	
Municipal:	000	0.00 0.00	0.00 0.00

Special Tax Recapture: None

Homestead Application Information

Homestead Application Status: No Application

Homeowners' Tax Credit Application Information

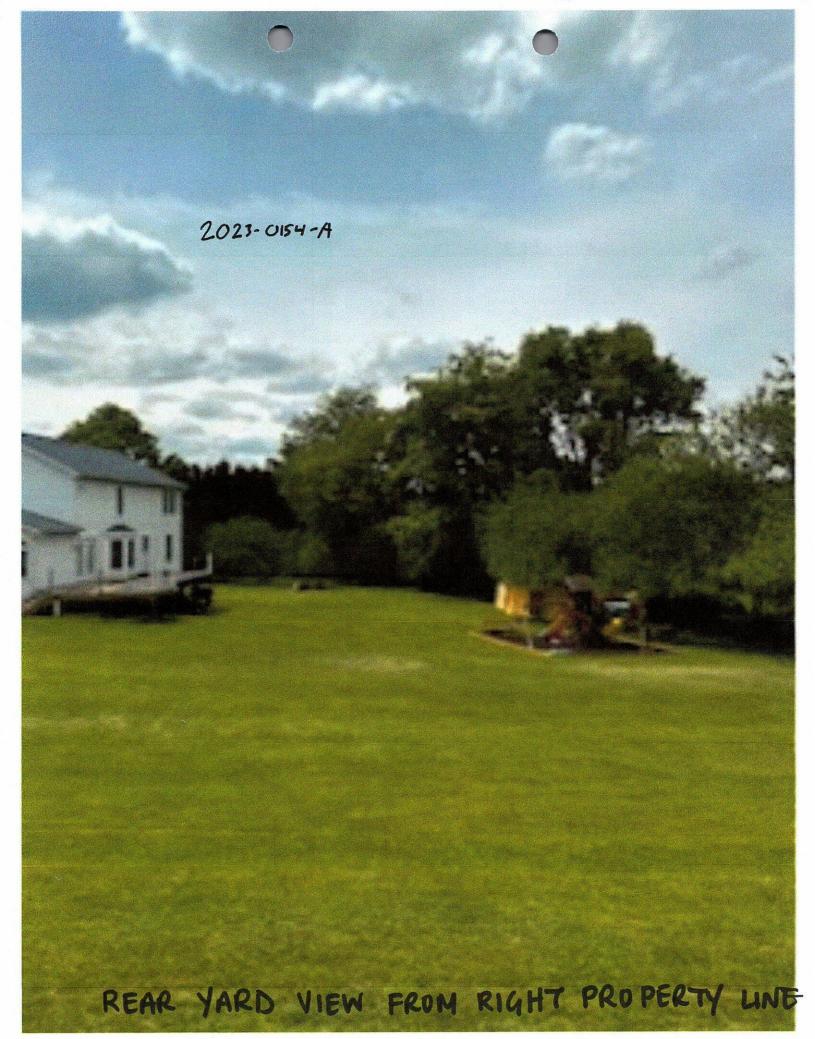
Homeowners' Tax Credit Application Status: No Application

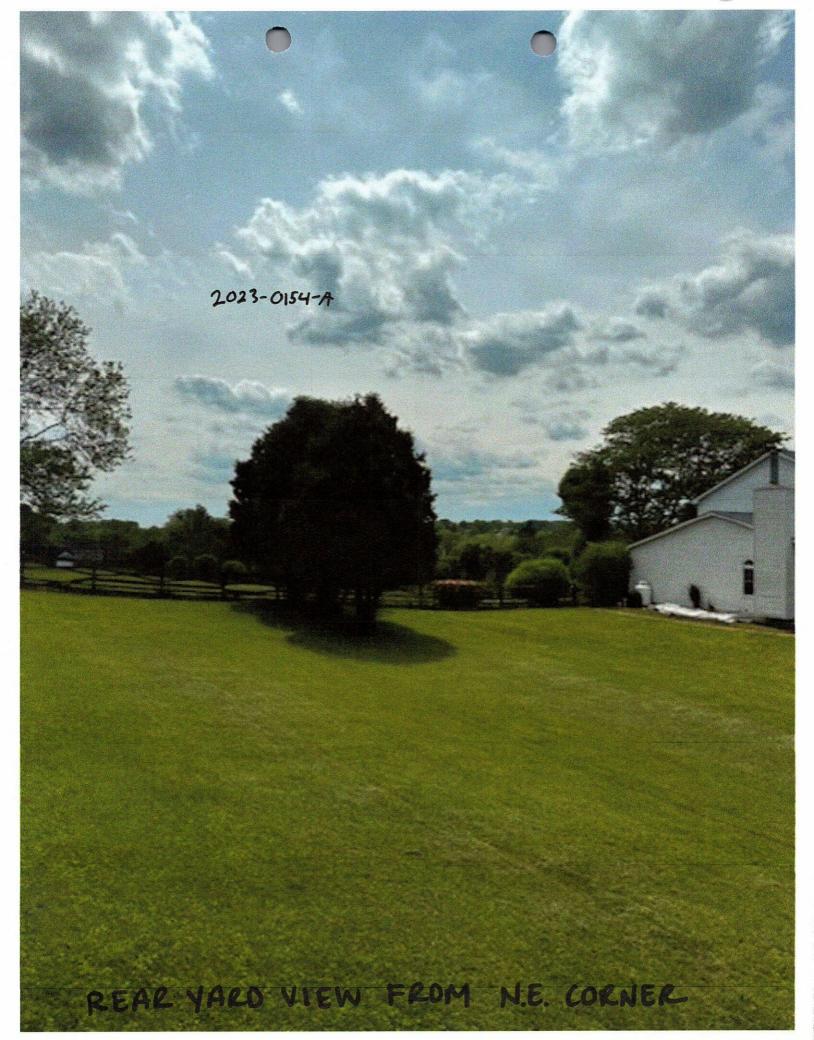


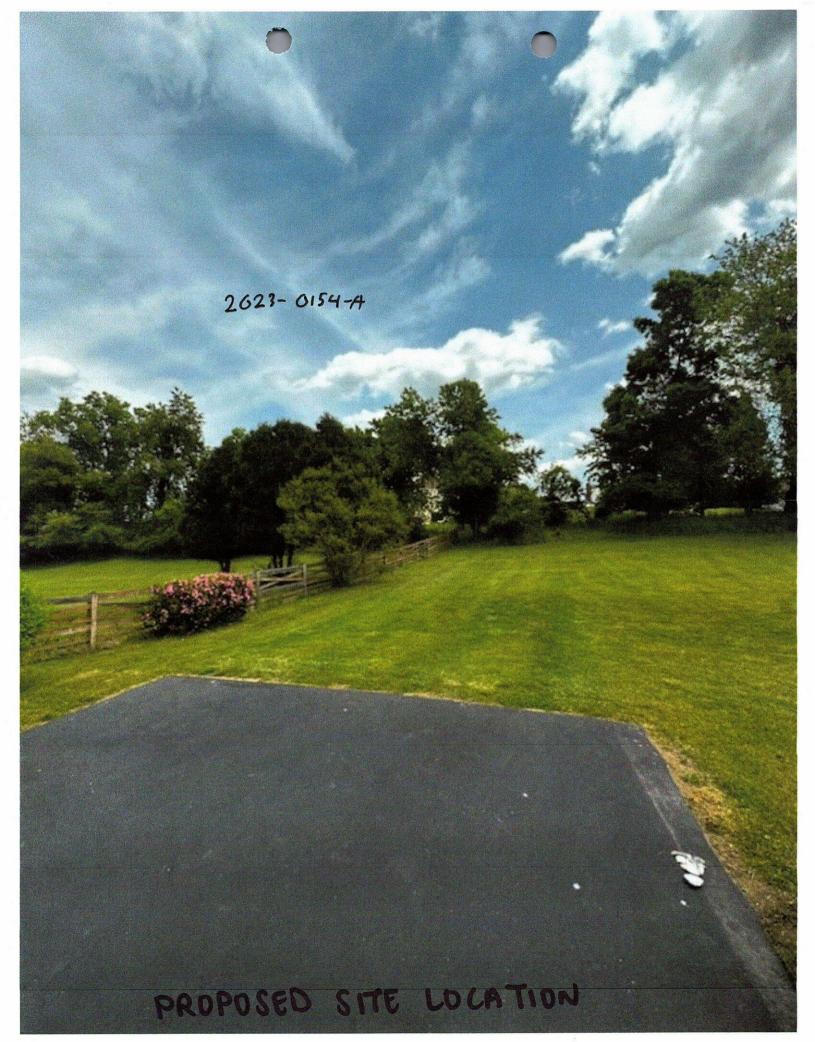
Background Photo 1st sign @ 2644 Offutt Road ~ 7/28/2023

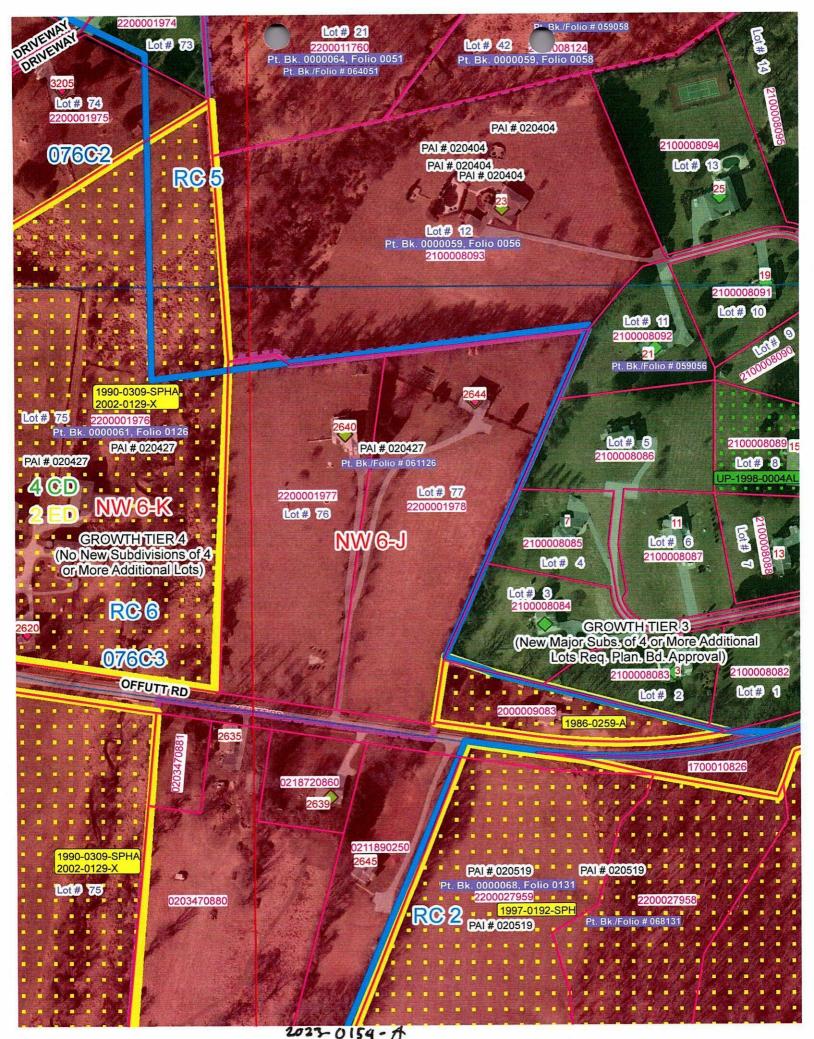


Background Photo 2nd Sign @ 2644 Offutt Road ~ 7/28/2023 <u>CASE # 2023-0154-A</u>









Zoning Hearing Plan for Variance for Special Hearing Mark Type Requested with (X) Address QLYY_OFFUTT_RD_WOONTOUK_MD Owners(s) Name(s) TOHN+ STACY_BLASKD Subdivision Name Lot # Block # Section # Plat Book # Folio # 10 Digit Tax # 22 000 01 978 Deed Reference# 37770/00125	Site Vicinity Map
PROPOSED HOUSE N PROPOSED HOUSE HO	MAP IS NOT TO SCALE Zoning Map #OO7 6 Zoning RC 6 Election District 4 Lot Area Acreage 1115 Ac Lot Square Footage Historic (Yes or No) NO CBCA (Yes or No) NO Flood Plain (Yes or No) NO Utilities - Mark with (X) Water is: Public Private X Sewer is: Public Private X Prior Hearing (Yes or No) 4 If (Yes) list Case Number(s) and order result(s) below: 1986 0259 - A Violation Case Number(s)
<u> </u>	

Zoning Hearing Plan for Variance for Special Hearing Mark Type Requested with (X) Address QLYY _ OFFUTT _ RD MOONSTOCKMD Owners(s) Name(s) TO TO	Site Vicinity Map Note 10 Scale Zoning Map #O7 6 Zoning Map #O7 6 Zoning Map #O7 6 Zoning Map #O7 6 Election District
7	Sewer is: Public PrivateX Prior Hearing (Yes or No) If (Yes) list Case Number(s)