

JOHN A. OLSZEWSKI, JR. County Executive

PAUL M. MAYHEW

Managing Administrative Law Judge

MAUREEN E. MURPHY

Administrative Law Judge

September 28, 2023

Timothy and Joy Meeks – <u>tim.meeks@marcodi.com</u> 12526 Regwood Road Hyde, MD

RE:

Petition for Administrative Variance

Case No. 2023-0177-A

Property: 12526 Regwood Road

Dear Mr. and Mrs. Meeks:

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: Craig Rodgers – <u>craigrodgers200@gmail.com</u>

IN RE: PETITION FOR ADMIN. VARIANCE
(12526 Regwood Road)

11th Election District
3rd Council District

\* HEARINGS FOR
Timothy & Joy Meeks

\* BALTIMORE COUNTY

Petitioners

\* CASE NO. 2023-0177-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 owners of the subject property, Timothy and Joy Meeks ("Petitioners") for the property located at 12526 Regwood Road, Hydes. The Petitioners are requesting Variance relief pursuant to the Baltimore County Zoning Regulations ("BCZR") §§ 400.1 and 400.3 to approve an accessory building (garage) in the right side yard at a height of 27 ft. in lieu of the required rear yard placement and a maximum height of 15 ft., respectively. The subject property and requested relief are 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 received by any of the County reviewing agencies.

The Petitioners having filed a Petition for Administrative Variance and the subject property having been posted on September 7, 2023 and there being no request for a public hearing, a decision shall be rendered based upon the documentation presented.

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 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 Petitioners.

THEREFORE, IT IS ORDERED, this <u>28<sup>th</sup></u> day of <u>September</u>, 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 right side yard at a height of 27 ft. in lieu of the required rear yard placement and a maximum height of 15 ft., 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.
- Petitioners 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: Address 12526 REGWOOD RD, HYDES MD ZIOBZ Currently zoned RCZ RCS
Deed Reference 46175 / 232 10 Digit Tax Account # 25000051 18 Deed Reference 46175 / 232 Owner(s) Printed Name(s) TIMOTHY E. & JOY L. MEEKS

(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 attached hereto and made a part hereof, hereby petition for	in Baltimore County and which is described in the plan/plat an:
1. X ADMINISTRATIVE VARIANCE from Section(s)	
BCZR 400.1 and 400.3 To approve an accessory buildin	g (garage) in the right side yard at a height of 27 ft in lieu of the
required rear yard placement and a maximum height o	
of the zoning regulations of Baltimore County, to the zoning	law of Baltimore County.
2 ADMINISTRATIVE SPECIAL HEARING to approach County Code; (indicate type of work in this space: i.e., to re	ove a waiver pursuant to Slection 32-4-107(b) of the Baltimore aze, alter or construct addition to building)
of the Baltimore County Code, to the development law of B	altimore County.
Committee to be product and advertised as prescribed by the round read	ations.  and further agree to be bound by the zoning regulations and restrictions of
	Owner(s)/Petitioner(s):
	Name #1 - Type or Print  Name #2 - Type or Pri
Attorney for Owner(s)/Petitioner(s):	Representative to be contacted:
Name-Type or Print Signature	Name - Type or Print  Y Ly FM  Signature  3857 ALGONQUINTRAIL SNOW HILL MD
Mailing Address City State	Meiling Address City State
Zip Code Telephone # Email Address	Z1863 / 443-617-2001/crajerodgers 200 8 Zip Code Telephone # Email Address 3mail.com
A PUBLIC HEARING having been formally demanded and/or found to County, this	o be required, it is ordered by the Office of Administrative Hearings for Baltimore at matter of this petition be set for a public hearing, advertised, and re-posted as
Admir	istrative Law Judge for Baltimore County
CASE NUMBER 2023-0177 - A Filing Date 8,31	2023 Estimated Posting Date 910 2003 Reviewer CF

## 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 Emorcement case and that the residential property described below is owned and occupied by the undersigned.

Address	12526 REGWOOD RD	<u> </u>	MD	21082
	Print or Type Address of property	City	State	Zip Coda
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(lf add	itional space for the petition reque	est or the above state	ment is needed, label and :	attach it to this Form)
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Signature	of Owner (Affiant)	Photograms for the formula day.	Signature of Owner (Affiant)	
TIMOTI	AYE MEEKS		JOY L. MEEKS	r• ≱
Name-Pri	nt or Type	Andrew Control of the	Name-Print or Type	- New York of the Control of the Con
with the property of the street state of the s	The following information is to	o be completed by a fi	lotary Public of the State o	v Maryland
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i HEREE	Y CERTIFY, this // ← do e County aforesaid, personally ap	ay of <u>August</u> , ppeared:	2023, before me a N	lotary of Maryland, in
Print name(s) i	nore: Timothy E. Mechs	: Jey 1.	Meeks	
	t(s) herein, personally known or s	satisfactorily identified		
as with	i(s) herein, personally known or sess my hand and Riotaries seal		and a	
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				REV. 5/8/2014

#### **Petition Request**

The Section 400.1 variance (for a side yard structure) is requested to eliminate the following problems: (1) The backyard of this property is not deep, due to the woods. Putting a garage in the backyard would pinch off the backyard, reducing the flat open area available for children to play ball, etc. (2) Putting the garage in the backyard would create the desire to chop down trees to create more open space in the backyard. This would also be costly. (3) Putting the garage in the backyard would eliminate the possibility of a covered breezeway roof between the basement areaway and the detached garage service door, since the basement areaway is at the middle of the side of the house. The resident in basement Bedroom 5 would be parking in the detached garage and walking often directly between the basement and the detached garage. Without the breezeway roof, ice, snow, rain, and wet leaves would make that walk more dangerous, especially for an elderly person, which is a distinct possibility in the coming months.

The section 400.3 variance (for a taller structure) is requested to eliminate the following problems: (1) A 15' roof would not be adequate for attic storage room above the garage. This means that we would be storing more things (Christmas decorations, kayaks, camping equipment, etc.) inside the garage itself, reducing our ability to park cars in the garage and putting a greater demand on the few common parking spaces in the cul-de-sac. (2) A 15' roof on a 2-car garage would create a roof pitch which is inconsistent with the architecture of the main home and therefore would be an eyesore for the community. Our plan is to match the exact pitch of the three gables on the front of the main house so that the curb view of the home looks properly designed.

# ZONING PROPERTY DESCRIPTION FOR 12526 REGWOOD RD.

BEGINNING AT A POINT ON THE WEST SIDE OF REGWOOD ROAD WHICH RIGHT OF WAY WIDTH VARIES AT THE DISTANCE OF 185 FEET SOUTH OF THE CENTERLINE OF UPLAND ROAD WHICH IS 50 FEET WIDE, BEING LOT #4, IN THE SUBDIVISION OF COOK RACHINSKAS PROPERTY AS RECORDED IN BALTIMORE COUNTY PLAT BOOK #78, FOLIO #342, CONTAINING 2.00 ACRES, MORE OR LESS. LOCATED IN THE ELEVENTH ELECTION DISTRICT, AND THIRD COUNCIL DISTRICT.

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

### **ADMINISTRATIVE VARIANCE INFORMATION SHEET AND DATES**

Case Number: 2023 -0 177 -A Address 12526 Regwood Rd

Contac	ct Person:	hristina	Fr.nk		Phone Nur	mber: 410-887-3391
		Planner	r, Please Print Your Na	me		
Filing I	Date: 8-31-	2023	Posting Date:	7-10-2023	Closing Date:	9-25-2023
	ntact made wi t person (plann			us of the administr	ative variance sh	nould be through the
1.	petitioner is re sign posters o zoning notice	esponsible for n the approve sign must be	all printing/postined list and the pet	g costs. Any repositioner is again res	ting must be do ponsible for all a	oproved list and the ne only by one of the associated costs. The ate noted above. It
2.	file a formal re	equest for a pu	ublic hearing. Plea	or a neighbor (occ se understand that n the closing date.	upant or owner) even if there is	within 1,000 feet to no formal request for
3.	may: (a) grant for a public h notification as	the requeste earing. If all to whether t s usually mad	d relief; (b) deny t County/State age he petition has be	he requested relief ncies' comments a en granted, denied	; or (c) order that re received, you d, or will proceed	aw Judge. The judge t the matter be set in will receive written d to a public hearing. der will be mailed to
4.	to a neighbor forwarded to and location.	's formal req you. The sign As when the s	uest or by order on the property r	of the Administra nust be changed g posted, certificatio	tive Law Judge) iving notice of th	nearing (whether due , notification will be ne hearing date, time and a photograph of
Petitio	ner: This Part	of the Form is	for the Sign Poste	e <b>r Only</b> (Detach Along D	Ootted Line)	
		USE TH	IE ADMINISTRATIV	E VARIANCE SIGN	FORMAT	
Case N	lumber: 2023	D177 -A	Address\2S	26 Region	2 RS	
Petitio	ner's Name: 🛅	mothy Mee	ks j Joy Meeks	Telepho	ne (Cell) 443~	690-5112
Postin	g Date: 9-10	1-2023	Closing Date	e: 9-25-2	023	
				age) in the right side		27 ft in lieu of the
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		35				
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THIS CHECK IS VOID WITHOUT A BLUE & RED BACKGROUND

Greenspring Valley Homes, LLC
PO Box 10156
Baldwin, MD 21013

Bank of America
7-163/520 MD

DATE: 8/14/2023

PAY Seventy-Five and 00/100 Dollars

TO THE BALTIMORE COUNTY
ORDER
OF

MEMO: 12526 Regwood Road-Variance App

CHECK INCLUDES A MICROPRINT BORDER

## **CERTIFICATE OF POSTING**

Date: SEPTEMBER 8, 2023

RE	: Project Name:	12526 REGWOOD ROAD#1
	Case Number /PAI Number:	2023-0177-A
	Petitioner/Developer:	MEEKS
	Date of Hearing/Closing:	SEPTEMBER 25, 2023
wer	DE 12 SECTION METERS DE CONTRACTOR DE CONTRA	nalties of perjury that the necessary sign(s) required by law roperty located at12526 REGWOOD ROAD
	The sign(s) were posted on _	SEPTEMBER 7, 2023 (Month, Day, Year)
		Joved Belleugely
		(Signature of Sign Poster)
	ZONING NOTICE	DAVID W. BILLINGSLEY
	ADMINISTRATIVE VARIAN 12526 REGWOOD ROAL	(Printed Name of Sign Poster)
	CASE NO. 2023-0177-A	601 CHARWOOD COURT
	REQUEST: TO PERMIT AN ACCESSORY B (GARAGE) TO BE LOCATED IN THE RIGH YARD AT A HEIGHT OF AREA	
	TILION LIE JA FEET IN LIEF.	
	REQUIRED REAR YARD PLACEMENT A MAXIMUM HEIGHT OF 15 FEET, RESPEC	
	Pursuant to Section 26-127(b)(1), Baltimore County Code, an individual or group may request a public hearing concerning the variance, provided the request is received in the Zoning Review O 5 P.M: on SEPTEMBER 25, 2023	eligible (410) 679-8719
	Additional information is available at the Department of Permits, and Inspections, Baltimore County Office Building, 111 West Che Avenue, Towson, Md. 21204 (410) 887-3391 UNDER PENALTY OF LAW, DO NOT RESIGNED THIS SARE SA	(Telephone Number of Sign Poster)  Apprevals  Sapeake  AM

### **CERTIFICATE OF POSTING**

Date: SEPTEMBER 8, 2023

RE:	Project Name:	12526 REGWOOD ROAD#2
	Case Number /PAI Number:	2023-0177-A
	Petitioner/Developer:	MEEKS
	Date of Hearing/Closing:	SEPTEMBER 25, 2023
were	The court of the contract of t	nalties of perjury that the necessary sign(s) required by law roperty located at12526 REGWOOD ROAD
	The sign(s) were posted on _	SEPTEMBER 7, 2023 (Month, Day, Year)



(Month, Day, Year)

Oaved Bellengeley
(Signature of Sign Poster)

DAVID W. BILLINGSLEY
(Printed Name of Sign Poster)

601 CHARWOOD COURT
(Street Address of Sign Poster)

EDGEWOOD, MD. 21040
(City, State, Zip Code of Sign Poster)

(410) 679-8719
(Telephone Number of Sign Poster)

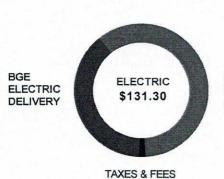


**CONTACT US Customer Service:**  BGE.COM

800.685.0123

Correspondence:

800.735.2258 (TTY-TTD) P.O. Box 1475 Baltimore, MD 21203



**ELECTRIC SUPPLY** BGE

Electric Choice ID: 4649436705

Bill Summary

Timothy Edward Meeks 12526 Regwood RD Fork, MD 21051 Account #

Issued Date: July 5, 2023

**BGE Outstanding Balance** 

\$0.00 \$131.30

Electric

Other charges and credits (See details)

\$20.00

Page 1 of 2

Total amount due by July 28, 2023

\$151.30

OTHER CHARGES AND **CREDITS** 



See details on page 2

Payment received after July 28, 2023 will incur a late charge.

A late payment charge is applied to the unpaid balance of your BGE charges. The charge is up to 1.5% for the first month; additional charges will be assessed on unpaid balances past the first month, not to exceed 5%.

The amounts shown in the circles reflect charges from this bill period.

EBill customer



**Timothy Edward Meeks** 

12526 Regwood RD Fork, MD 21051

Return only this portion with your check made payable to BGE. Please write your account number on your check.

### Pay your bill online, by phone or by mail.

See reverse side for more info

Account # \$151.30 Total amount due by Jul 28, 2023 Payment Amount \$

**BGE** P.O. Box 13070 Philadelphia, PA 19101-3070

21464193608160000151305209600001532600

### Electric details

ANNUAL ELECTRIC USAGE 2022

2023

avg temp 71° Ĵ L avg temp 0° not available

Residential - Schedule R

Billing Period: Jun 13, 2023 - Jul 5, 2023

Days Billed: 22

Next Scheduled Reading: August 2, 2023

Meter	Read on	Jul 5			
Current Reading 2249		Previous Reading 1454	=	79 kWh	
ELECTRIC SUF	PPLY	795 kWh	x	.09983	<b>\$79.36</b> 79.36
BGE ELECTRIC Customer Charge EmPower MD Cho		795 kWh	x	.00714	\$51.01 9.00 5.68
Distribution Chg	9	795 kWh	1200	.00714	36.33
TAXES & FEES					\$0.93 0.32
Envir Srchg		795 kWh		.00015	0.12
Franchise Tax TOTAL		795 kWh	X	.00062	0.49 \$131.30

#### **BGE SUPPLY PRICE COMPARISON INFORMATION**

BGE Supply Price Comparison Information: The current price for Standard Offer Service (SOS) electricity is 9.983 cents/kWh, effective through September 30, 2023. SOS electricity will cost 11.761 cents/kWh beginning October 1, 2023 through May 31, 2024. The weighted average price of SOS electricity will be 11.139 through May 31, 2024. The price for SOS from June 1, 2024 through September 30, 2024 will be set in November 2023.

## Other charges and credits

Elec Service Application Charge

20.00

TOTAL

\$20.00

#### IMPORTANT INFORMATION ABOUT YOUR BILL

- When you call to report a power outage, it is important that your telephone number matches the one on our records. Please call 800.685.0123 to verify we have your correct telephone number.
- Moving? To stop or transfer service, contact BGE at least 3 business days prior to your move date. You are responsible for all service at your present address until you notify us.
- The EmPower MD charge funds programs that can help you reduce your energy consumption and save you money. For more information, including how to participate, go to BGESmartEnergy.com.

Federal Tax Identification # 52-0280210

Adj Annual Usage Ele 13,190 kWh

Other ways 
BGE app to pay



Available for download at the App Store and Goog



Online BGE.COM





Visit BGE.COM and select Pay My Bill for a list of authorized ACE Cash Express\*\* Fidelity Express\*\* and Western Union©\*\* payment locations.



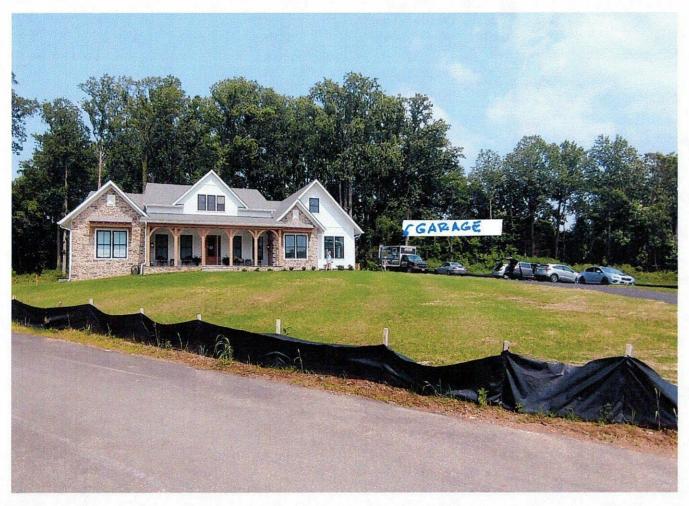
Pay-by-phone

Paymentus\*\* 833.209.5245

\*\*Fees may apply.

## Real Property Data Search ( ) Search Result for BALTIMORE COUNTY

View Map Vie	w GroundRent I	Redemption	. Viscomono con	View	GroundRe	ent Registration	
Special Tax Recapture: Non			***************************************	-			
Account Identifier:	District - 1	1 Account Nu	mber - 250	00005118			
	1	Owner Info	mation				
Owner Name:	MEEKS TII MEEKS JO		Use: Principal	Residen	RESIDEI	NTIAL	
Mailing Address:	11640 MAN	NOR RD	Deed Ref	ference:	/46175/ 0	00232	
	GLEN ARM	MD 21057-	1				
	Locatio	n & Struct	ure Info	rmatio	1		
Premises Address:	12526 REG HYDES 21	6WOOD RD 082-9518	Legal De	scription	12526 R	IC EGWOOD RD WS RACHINSKAS PROPE	
Map: Grid: Parcel: Neighbor	hood: Subdivis	ion: Section:	Block: Lo	ot: Asses	sment Year	: Plat No:	
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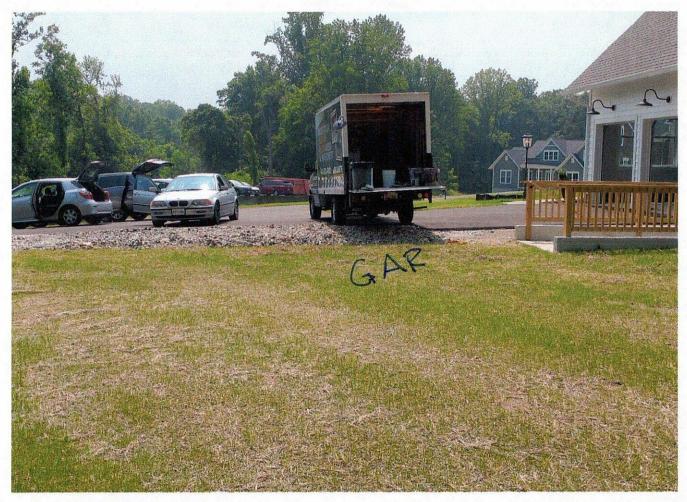
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#3



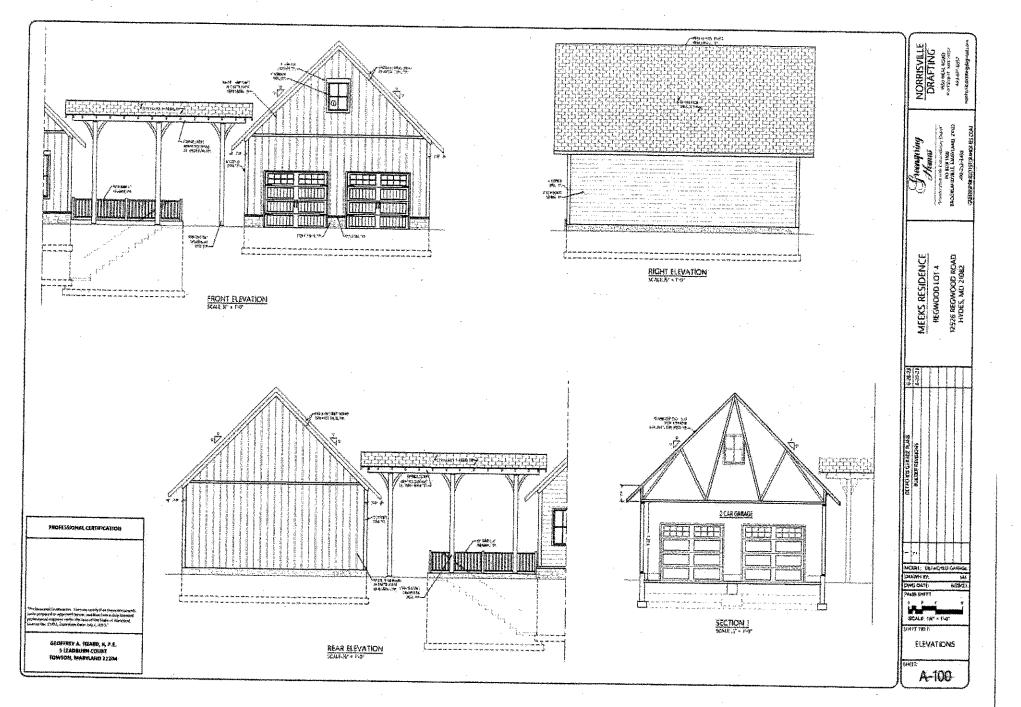
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#5



#6



2023-0177-A

