PETITION FOR ZONING HEARING(S)

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 9242 Old Harford Road, Parkville, MD 2	21234 Currently Zoned DR-3.5	
Deed Reference 46985 / 00398	10 Digit Tax Account #	
Christopher and Lau		
owner(s) Finited Name(s)		
(SELECT THE HEARING(S) BY MARKING \underline{X} AT THE	E APPROPRIATE SELECTION(S) AND ADDING THE PETITION REQUEST)	
he undersigned, who own and occupy the property situate in Baereof, hereby petition for an:	altimore County and which is described in the plan/plat attached hereto and made a	a part
a Special Hearing under Section 500.7 of the	he Zoning Regulations of Baltimore County, to determine whether	
or not the Zoning Commissioner should approve	,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,	
a Special Exception under the Zoning Regu	ulations of Baltimore County to use the herein described property f	for
a opecial exception under the Zoning Negl	diations of Baltimore County to use the Herein described property i	101
s a Variance from Section(s)		
f the zoning regulations of Baltimore County, to th	ne zoning law of Baltimore County, for the following reasons: (Indi	icate
elow your hardship or practical difficulty or in	indicate below "TO BE PRESENTED AT HEARING". If you r	need
dditional space, you may add an attachment to	this petition)	
See attached		
Oranosty is to be posted and advertised as prescribed by the zero	sing regulations	
Property is to be posted and advertised as prescribed by the zon / we agree to pay expenses of above petition(s), advertising, por	ning regulations. esting, etc. and further agree to be bound by the zoning regulations and restrictions.	of
saltimore County adopted pursuant to the zoning law for Baltimo	ore County.	
egal Owner(s) Affirmation: I / we do so solemnly declare and hich is the subject of this / these Petition(s).	affirm, under the penalties of perjury, that I / We are the legal owner(s) of the prope	erty
S C S S S S S S S S S S S S S S S S S S		
Contract Purchaser/Lessee:	Legal Owners (Petitioners):	
· · · · · · · · · · · · · · · · · · ·	Christopher Johnson / Laura Johnson	
lame - Type or Print	Name #1 – Type or Print Name #2 – Type or Print	
Participation of the second of	Got for 1 Law John	
ignature	Signature #1 Signature # 2	
Mailing Address City State	9242 Old Harford Road, Parkville, MD Mailing Address City St.	tate
falling Address City State	Mailing Address City St 21234 , 615-679-6520 , cdj2192@gmail.co	
ip Code Telephone # Email Address	Zip Code Telephone #'s (Cell and Home) Email Address	////
p cous isospiione ii Emaii Nadioso	Zip 3000 Telephone #3 (Sell and Home)	
ttorney for Petitioner:	Representative to be contacted:	
	Maureen Copeland, Architect	
lame - Type or Print	Name Type or Print	
signature	Signature	
	603 East Court, Westminster, MD	
Mailing Address City State		tate
1	21157 , chesapeakedesignco@	
Zip Code Telephone # Email Address	Zip Code Telephone # Email Address	
CASE NUMBER 24 - 0225-5PH Filing Date	Do Not Schodulo Dates	
CASE NUMBER COCK COMMON Filing Date/	Do Not Schedule DatesReviewer	3/2022

A special hearing under section 500.7 of the zoning regulations of Baltimore County, to determine whether or not the zoning commissioner should approve an accessory apartment within a detached accessory building (detached garage) pursuant to section 400.4.B., BCZR.

Dear Sir or Madam,

We are requesting permission to convert a detached garage to an in-law suite in accordance with all Baltimore County building and zoning regulations. We are proposing this conversion to provide living space for Chris Johnson's retired and widowed mother, Pam Johnson, to live on the same property to help raise, watch and provide daily care for her grandson.

It will also become necessary in later years for us to become primary caregivers for Pam Johnson as she ages, as Pam is permanently disabled from being hit by a drunk driver, and having recently lost her husband, has nobody in her home state of Kentucky to watch after her, when the time becomes necessary. The use of the in-law suite will never be used for anything else other than immediate family use, per the Declaration.

We also respectfully contend that, for the above reasons, strict compliance with the regulations would result in "practical difficulty and unreasonable hardship." Moreover, we respectfully contend that the variance will not cause "substantial injury to public health, safety and general welfare." Lastly, we respectfully contend that the variance will not cause "substantial injury to publichealth, safety and general welfare."

Thank you for your attention to this matter,

Chris and Laura Johnson

ZONING PROPERTY DESCRIPTION FOR 9242 OLD HARFORD RD

Beginning at a point on the west side of Old Harford Road which is 60' wide, at the distance of 223' south of the centerline of Summit Ave which is 60' wide.

Being Lot #4, Section #1 in the subdivision of Doncaster Village as recorded in Baltimore County Plat Book # 0079, Folio # 0032, containing 0.4618 Acres.

Located in the 9th Election District and 3rd Councilmanic District.

DECLARATION OF UNDERSTANDING

Recitals

A. The Declarants who are also the Owners of this property have filed an application for a Use Permit and Special Hearing to convert an existing 1-story garage on their property into an Accessory Apartment.

The property being located at 9242 Old Harford Road and is more particularly described by metes and bounds in **Exhibit A** (The property) and **Exhibit B** (The use permit or hearing plans) attached hereto and made a part hereof. The property is zoned DR-3.5, which is the particular zone in which the property is located.

- B. PAI (or) The Administrative Law Judge has approved the Declaration request to create an Accessory Apartment complete with dedicated bathing and cooking facilities, located on this owner-occupied property. The accessory apartment will be house for Pam Johnson (mother of Christopher Johnson).
- C. The other residents of the property are Christopher and Laura Johnson, who reside in the existing dwelling.
- D. The use permit must be renewed with PAI every two years by filing a renewal on a PAI approved form, to be dated from the month of the initial approval.
- E. As a condition of approval of the Declarants' request, Bill No. 49-11 requires the filing of this Declaration among the Land Records of Baltimore County, to provide notice to any future owners, subsequent bona fide purchasers or users of the Property that no part of any improvements or addition on the Property may be used for separate living quarters and that all such improvements shall only be used as a single-family residence, unless otherwise approved by and at the discretion of PAI.

NOW, THEREFORE, in consideration of the premises and other good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged the Declarant and PAI hereby declare as follows:

1. Any and all improvements now existing or to be constructed on the Property shall be used only as a single-family residence. No such improvements or additions shall ever be used as a separate living quarter or second residential unit. The kitchen for the Accessory Apartment will be constructed as part of the Property and shall be accessory to the principal use of the Property as a single-family residence. The Accessory Apartment shall house only the immediate family members listed in this Declaration and it is not to be used as an independent residential unit, nor

is it to be used for compensation, and it shall not be used by any other person or for any other reason. The use permit and this Declaration are subject to the order, conditions, or restrictions of any required zoning hearing. The hearing order is to be made part of this Declaration when it is recorded in Land Records.

- 2. One the Accessory Apartment is no longer occupied by the persons named in this Declaration or if the property is sold, or the use permit has not been renewed within the 2 year temporary use permit time limit, the use permit shall terminate, and any proposed changes in occupancy to the Accessory Apartment by the property owners or subsequent purchaser shall require a new request for a use permit.
- 3. Upon use permit termination:
 - A. In the Accessory Apartment in the accessory building, use permit termination requires removal of the second kitchen and possibly other residential elements, at the discretion of PAI.
 - B. The Declarants upon termination of the use permit will provide written notification to PAI for the closing of the Department file.
- 4. The covenants, conditions, and restrictions stated above shall run with and bind the Property and shall be enforceable by Baltimore County, MD and by the owners of all or any portion of the Property.
- Enforcement of the Covenants shall be by proceedings at law or in equity against any person or persons violating or attempting to violate any of the covenants, either to restrain the violation or to recover damages.

IN WITNESS WHEREOF, the parties hereto have duly executed this Declaration under seal on the date first above written.

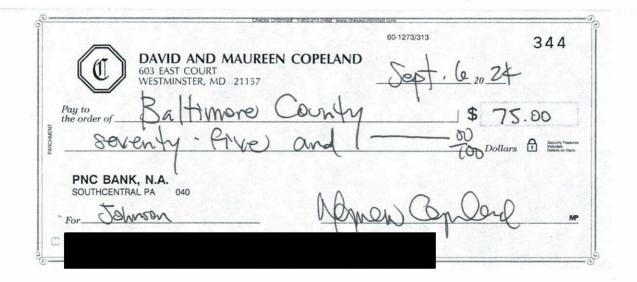
Witness:	Oliver where	
Ch	ris Jewason	
	Love Im	
Lau	raJourson	

State of Maryland, County of Baltimore to wit:

IN WITNESS WHEREOF, have hereunto set my hand and Notarial Se

My commission Expires: 9-30-2025

OFFIC	E OF BUD	GET AN	MARYLAN D FINANC RECEIPT	E	0.1		233		
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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: 2024-0225-SPH
Property Address: 9242 Old Harford Rd
Legal Owners (Petitioners): Christopher Johnson
Contract Purchaser/Lessee:
PLEASE FORWARD ADVERTISING BILL TO:
Name: Company/Firm (if applicable):
Address:9242 Old Harford Rd, Parkville, MD 21234
Telephone Number: 615-679-6520

^{*}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.

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Deed Reference 46985 / 00398	10 Digit Tax Account #
Owner(s) Printed Name(s) Christopher and Lau	
(SELECT THE HEARING(S) BY MARKING X AT TH	HE APPROPRIATE SELECTION(S) AND ADDING THE PETITION REQUEST)
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1. X a Special Hearing under Section 500.7 of t	the Zoning Regulations of Baltimore County, to determine whether
or not the Zoning Commissioner should approve	
2 a Special Exception under the Zoning Reg	gulations of Baltimore County to use the herein described property for
s a Variance from Section(s)	
	*
of the zoning regulations of Baltimore County, to the	he zoning law of Baltimore County, for the following reasons: (Indicate
	indicate below "TO BE PRESENTED AT HEARING". If you need
dditional space, you may add an attachment to	
additional space, you may add an attachment to	this petition)
See attached	
Baltimore County adopted pursuant to the zoning law for Baltim	osting, etc. and further agree to be bound by the zoning regulations and restrictions of
Contract Purchaser/Lessee:	Legal Owners (Petitioners):
	Christopher Johnson , Laura Johnson
Name - Type or Print	Name #1 - Type or Print Name #2 - Type or Print
Signature	Signature #1 Signature #2
orginature	Signature #1 9242 Old Harford Road, Parkville, MD
Mailing Address City State	Mailing Address City State
1	21234 , 615-679-6520 , cdj2192@gmail.com
Zip Code Telephone # Email Address	Zip Code Telephone #'s (Cell and Home) Email Address
Attorney for Petitioner:	Representative to be contacted:
,	Maureen Copeland, Architect
Name - Type or Print	Name f)Type or Print
	Manoin (on On ()
Signature	Signature
	603 East Court, Westminster, MD
Mailing Address City State	Mailing Address City State
1	21157 , chesapeakedesignco@gmail
Zip Code Telephone # Email Address	Zip Code Telephone # Email Address
CASE NUMBER 24 - 0225-5PH Filing Date	De Net Schedule Dates
CASE NUMBER COCK > OSCAR J For Filing Date	// Do Not Schedule Dates Reviewer

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Located in the 9th Election District and 3rd Councilmanic District.

BALTIMORE COUNTY, MARYLAND

Inter-Office Correspondence



TO: Hon. Maureen E. Murphy; Chief Administrative Law Judge

Office of Administrative Hearings

FROM: Jeff Livingston, Department of Environmental Protection and

Sustainability (EPS) - Development Coordination

DATE: October 25, 2024

SUBJECT: DEPS Comment for Zoning Item # 2024-0225-SPH

Address: 9242 OLD HARFORD ROAD Legal Owner: Christopher & Laura Johnson

Zoning Advisory Committee Meeting of October 28, 2024.

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

Additional Comments:

Reviewer: Earl D. Wrenn

BALTIMORE COUNTY, MARYLAND

INTEROFFICE CORRESPONDENCE

TO: Peter Gutwald, Director DATE: October 31, 2024

Department of Permits, Approvals

FROM: Vishnu Desai, Supervisor

Bureau of Development Plans Review

SUBJECT: Zoning Advisory Committee Meeting

Case 2024-0225-SPH

The Bureau of Development Plans Review has reviewed the subject zoning items and we have the following comments.

DPR: No comment.

DPW-T: No exception taken.

Landscaping: No comment.

Recreations & Parks: No comment LOS & No Greenways affected.

VKD: sc

BALTIMORE COUNTY, MARYLAND INTER-OFFICE MEMORANDUM

TO: C. Pete Gutwald **DATE:** 10/24/2024

Director, Department of Permits, Approvals and Inspections

FROM: Steve Lafferty

Director, Department of Planning

SUBJECT: ZONING ADVISORY COMMITTEE COMMENTS

Case Number: 2024-0225-SPH

INFORMATION:

Property Address: 9242 Old Harford Road

Petitioner: Christopher and Laura Johnson

Zoning: DR 3.5

Requested Action: Special Hearing

The Department of Planning has reviewed the petition for the following:

Special Hearing - Under Section 500.7 of the Baltimore County Zoning Regulations (BCZR) to determine whether or not the Zoning Commissioner should approve an accessory apartment within an existing detached accessory building (detached garage) pursuant to Section 400.4.B of the BCZR.

The subject site is an approximately 0.46-acre parcel in the Carney/Cub Hill area. It is improved with a two-story, single-family dwelling with a two-car, front load garage; a detached two-car garage; and a pool. The dwelling was purchased by the Petitioners in 2022.

Uses surrounding the subject site are primarily residential, with single family detached residential to the north and east and multi-family (apartments) to the west. Pine Grove Middle School and a church are located to the south of the subject site.

The Department of Planning contacted the representative for the petition via email on October 22nd, 2024 seeking information on if any exterior alterations were proposed for the detached garage. In a same-day reply, the representative explained that there would be exterior alterations, including removing the garage doors, moving a door, and adding new egress windows. A preliminary floor plan and schematic plan were provided and show that the structure will have two windows facing Old Harford Road, a window facing the driveway, and a window and door facing the side/rear yard of the property.

The dwelling was constructed in 2017 following approval of the Doncaster Village Section One Development Plan (PAI # 09-0225) in 2013; the site is Lot 4. The detached two-car garage was constructed in 2021 following Zoning Case 2021-120-A, which requested an Administrative Variance to construct an accessory structure (detached garage) in the right side/front yard in lieu of the required rear due to an existing storm drain standoff in the side yard and steep slopes in the rear yard. The Department of Planning did not comment on the case. In May of 2021, the Administrative Variance was approved, with the Opinion and Order containing a condition that the "Petitioner or subsequent owners shall not convert the proposed accessory structure into a dwelling unit or apartment."

Although the 2021 Opinion and Order contained a condition prohibiting the conversion of the structure to living quarters, the Department of Planning has no objections to the requested Special Hearing, subject to the following conditions:

- 1. The materials used for the exterior alterations shall be consistent with those used on the home in order to maintain the existing character and design.
- 2. The accessory apartment shall be properly permitted.
- 3. Add a note to the plan containing the square footage of the accessory apartment to confirm compliance with BCZR Section 400.4.B.2.
- 4. Add a note to the plan that the accessory apartment may not have separate utility meters or water and sewerage services unless approved by the Office of Administrative Hearings per BCZR Section 400.4.B.4.
- 5. Should the accessory structure no longer be needed by the named party, the structure shall be converted back into a detached garage.

The structure is existing and the schematics provided by the representative via email on October 22nd, 2024 appear consistent with the existing dwelling. Further, the petition included a justification letter detailing the need for the accessory structure.

For further information concerning the matters stated herein, please contact Taylor Bensley at 410-887-3482.

Prepared by:

Krystle Patchak

Division Chief:

Jenifer G. Nugent

SL/JGN/KP

c: Maureen Copeland Joe Wiley, Community Planner Jeff Perlow, Zoning Review Kristen Lewis, Zoning Review Office of Administrative Hearings People's Counsel for Baltimore County

Real Property Data Search () Search Result for BALTIMORE COUNTY

View Map

View GroundRent Redemption

View GroundRent Registration

Special Tax Recapture: None

Account Identifier:

District - 09 Account Number - 2500006541

Owner Information

Owner Name:

JOHNSON CHRISTOPHER Use: JOHNSON LAURA

RESIDENTIAL Principal Residence: YES

Mailing Address:

9242 OLD HARFORD RD

/46985/ 00398

Deed Reference: PARKVILLE MD 21234-1710

Location & Structure Information

Premises Address:

9242 OLD HARFORD RD

Legal Description: 0.4618 AC

PARKVILLE 21234-1710

9242 OLD HARFORD RD WS

DONCASTER VILLAGE

Map: Grid: Parcel: Neighborhood: Subdivision: Section: Block: Lot: Assessment Year: Plat No:

0071 0003 1676 9130171.04 0000

1

4 2023

Plat Ref: 0079/ 0032

Town: None

Primary Structure Built Above Grade Living Area Finished Basement Area Property Land Area County Use

500 SF

StoriesBasementType

2,115 SF

20,116 SF

STANDARD UNITSIDING/4

YES

3 full/ 1 half 2 Attached

Value Information

	Base Value	Value As of 01/01/2023	Phase-in Assessments		
			As of 07/01/2024	As of 07/01/2025	
Land:	107,000	124,100			
Improvements	339,200	433,600			
Total:	446,200	557,700	520,533	557,700	
Preferential Land:	0	0		0.5	

Transfer Information

Seller: CARTER JOEY CHRIS Type: ARMS LENGTH IMPROVED Date: 06/08/2022 Deed1: /46985/ 00398 Price: \$560,000 Deed2:

Seller: MUSMAN VLADIMIR Type: ARMS LENGTH IMPROVED Date: 01/15/2021 Deed1: /43947/ 00446 Price: \$499,900

Seller: FORTE EQUITY LLC Type: ARMS LENGTH IMPROVED

Date: 09/05/2017

Deed2: Price: \$475,000

Deed1: /39354/ 00233 Deed2:

Exemption Information

Partial Exempt Assessments: Class

07/01/2024 0.00

0.00|0.00

07/01/2025

County: State:

000 000 0.00

0.00|0.00

Municipal: Special Tax Recapture: None

Homestead Application Information

Homestead Application Status: Approved 06/25/2024

Homeowners' Tax Credit Application Information

Homeowners' Tax Credit Application Status: No Application Date:

000

Pictures for 9242 Old Harford Rd. Special Hearing/Use Permit



Front view of existing residence



Front view of existing garage



Street view of garage/adjacent property (#9244)

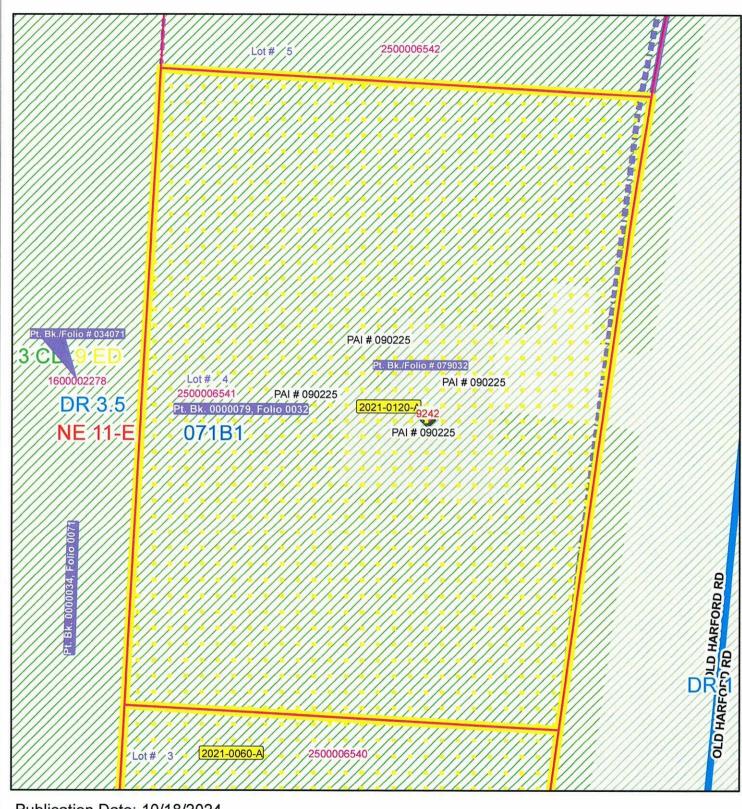


Side yard/adjacent property (#9240)



Property across street (#9243)

9242 Old Harford Rd

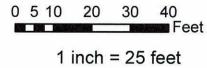


Publication Date: 10/18/2024



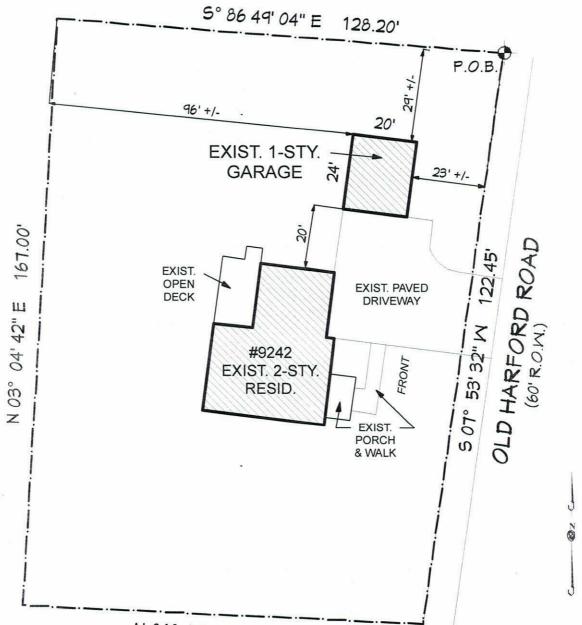
Publication Agency: Permits, Approvals & Inspections Projection/Datum: Maryland State Plane, FIPS 1900, NAD 1983/91 HARN, US Foot





SITE PLAN TO ACCOMPANY SPECIAL HEARING/USE PERMIT

ADDRESS: 9242 OLD HARFORD RD., PARKVILLE, MD 21234 TAX ACCOUNT #: 2500006541 OWNERS: CHRISTOPHER & LAURA JOHNSON MAP: 0071 PARCEL: 1676



N 86° 49' 04" W 113.35'

SITE ZONED: DR-3.5

ELECTION DISTRICT: 9

COUNCIL DISTRICT: 3

LOT AREA ACREAGE:

OR SOUARE FEET: 20.116 SF

HISTORIC? NO

IN CBCA? NO

IN FLOOD PLAIN? NO

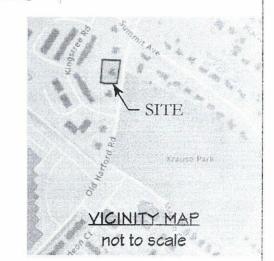
UTILITIES: PUBLIC SEWER &

WATER

PRIOR HEARING? YES. 2021-0120-A

SITE PLAN

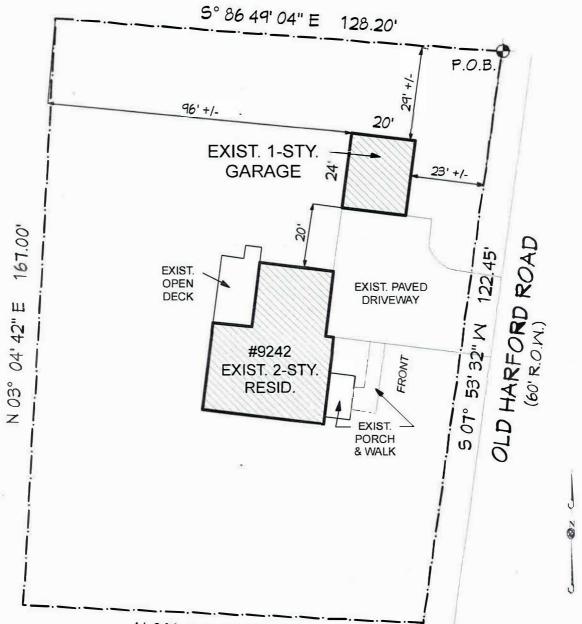
SCALE: 1" = 30'



PLAN DRAWN BY: MAUREEN COPELAND, ARCHITECT 717.599.9590 DATE: SEPTEMBER 4, 2024 NOT A PROPERTY LINE SURVEY; LOT LINES AND STRUCTURES TAKEN FROM LOCATION DRAWING PROVIDED BY OWNER.

SITE PLAN TO ACCOMPANY SPECIAL HEARING/USE PERMIT

ADDRESS: 9242 OLD HARFORD RD., PARKVILLE, MD 21234 TAX ACCOUNT #: 2500006541 OWNERS: CHRISTOPHER & LAURA JOHNSON MAP: 0071 PARCEL: 1676



N 86° 49' 04" W 113.35'

SITE ZONED: <u>DR-3.5</u> ELECTION DISTRICT: 2

COUNCIL DISTRICT: 3 LOT AREA ACREAGE:

OR SQUARE FEET: 20,116 SF

HISTORIC? NO IN CBCA? NO

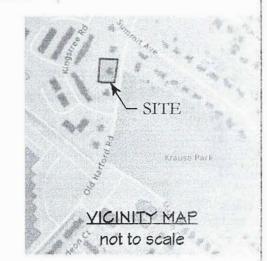
IN FLOOD PLAIN? NO

UTILITIES: PUBLIC SEWER &

WATER

PRIOR HEARING? YES, 2021-0120-A

SITE PLAN SCALE: 1" = 30'



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