

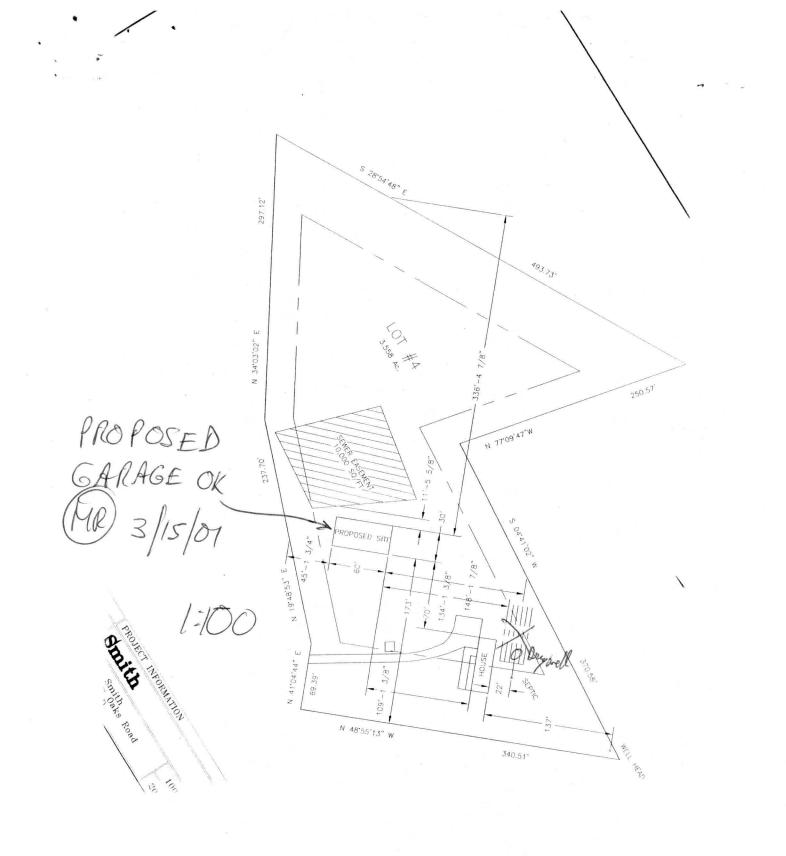
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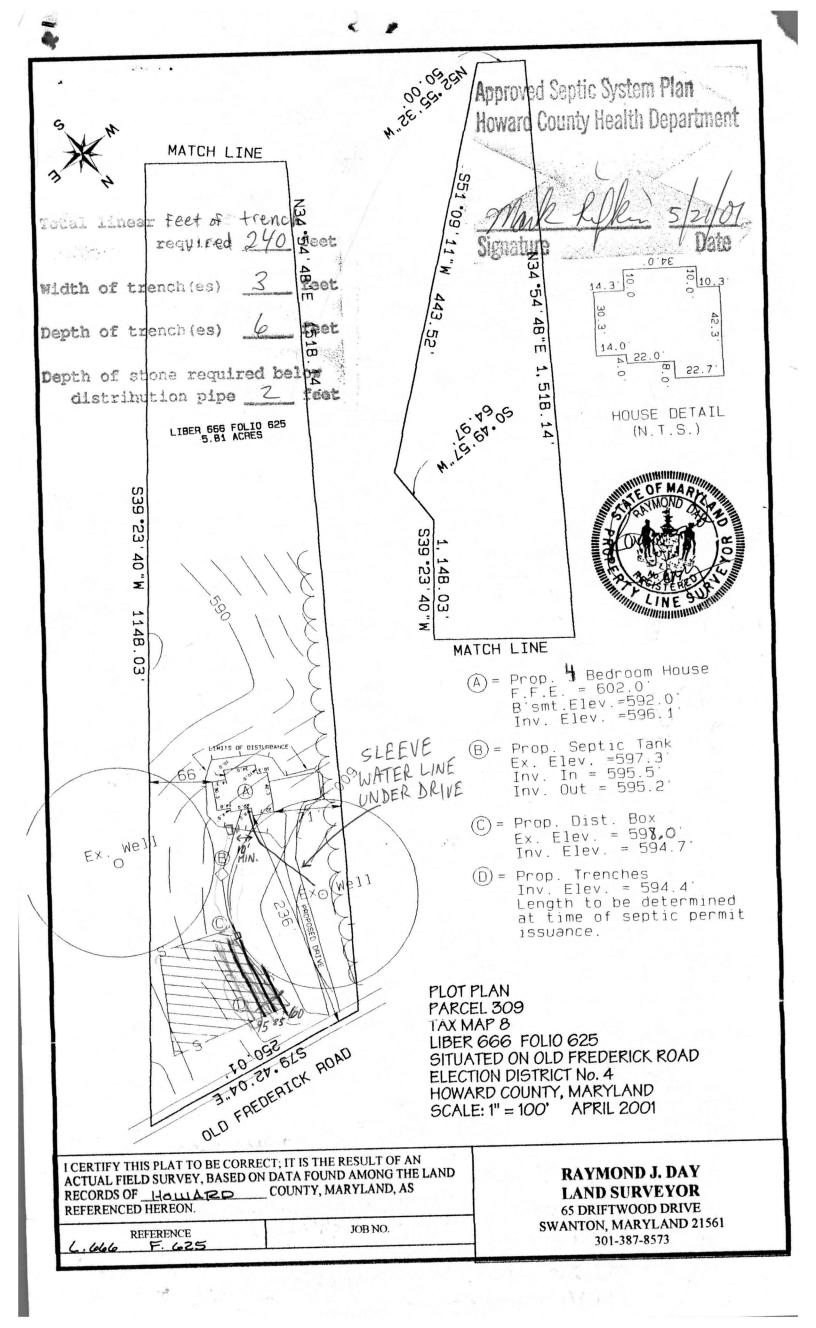
	ND PERMITS	HOWARI	COUNTY	PER	RMIT NUMBER	
ELLICOTT CITY, MD 21043 PERMITS (410)313 2455 INSPECTIONS (410 AUTOMATED INFORMATION (410) 313		PERMIT A	PPLICATION	BOO	0132251	
Building Address 4901 TEN	OAKS	ROAD	Property Owner's Name			TH
DAYIDA, MARYU	and a	21036	Address 4901 TE	U CAKS 1	ZOAD	
Suite/Apt. #: SDP/W	P/Petition #:		City DAYION	State/1	P Zip Code 2103	6
Census Tract Subdivi	ision		Home Phone 10) 531	-5078 Work	k Phone	
Section Area		4	Applicant's Name & Ma			eon):
Tax Map Parcel	AND REAL PROFESSION	6 - P				
				-		
Zoning Map Coordinates	the support of the second s	and a survivor charter ways a survivor part of the part of the second	and the second s	Fa		
Existing Use SiNGLE FAIML Proposed Use Shime W. TH	17 DUE	LING_	Contractor Company	Mary ES	YLUANFORS I	NO
Estimated Construction Cost	TI Car	3 09	Contact Person	100		
Description of Work Dor Fin 20' W.DE BY 41' WITH 6' DIVING BOARD	OOL, CU	TRUCK	Address/0840 G	nchaphe	MD, SUITE 40	21
20' W.DE 1By 41'	LONG	3 70 8' 0.21	City ANNAPOLI	State MI	D Zip Code 2070	21
250 LINEM FORT OF 48	"Hist Sou	T PAIL FOR	License No. 1934 Phone 200490	.,	/	
Occupant or Tenant			Engineer or Architect Co		NI	
Contact Name			Contact Person			
					1 A	
Address .			Address			-
City State	Zip	Code	City	State	Zip Code	
Phone Fax			Phone		Fax	
BUILDING DESCRIPTIO	DN - <u>COMMEI</u>	RCIAL	BUILDING DES	CRIPTION -	RESIDENTIAL	_
Building Characteristics		Utilities	Building Characte	ristics	Utilities	
Height:	Water Sup Publ		SF Dwelling D SF Town Depth	nhouse □ Width	Water Supply: Public	
No. of stories:	Priv	ate	1st floor:	<u>trida</u>	Private Sewage Disposal:	
	Sewage D Publ		2nd floor:		Sewage Disposal: Public	
Gross area, sq. ft. per floor:	Priva	ate	Basement: Finished Basement 🗆 Unfinis	hed Basement □	Private	
· · · ·	and a second second of the	es 🗆 No 🗆	Crawl space Slab on Gr No. of Bedrooms		Electric Yes D No D	
Use group:	Gas Y	es 🗆 No 🗆	Multi-family dwellings:		Gas Yes 🗆 No 🗆	נ
Construction from	Heating Sy		No. of efficiency units:		Heating System:	
Construction type: Reinforced Concrete	Electric E Natural Ga		No. of 2 BR units:		Electric Oil Natural Gas	
Structural Steel Masonry	Propane G	as 🗆	No. of 3 BR units:		Propane Gas	
Wood Frame	Sprinkler s	system: N/A 🗆	Other Structure: TALEROU. Dimensions: 20' WIDE	ND PODL	Sprinkler system: N	J/A (
	Full Parti	al	Footings:7	-11-210.03	NFPA #13D NFPA #13R	
State Certified Modular	Othe	r Suppression			Other:	
/	# of	Heads	State Certified Mode Manufactured Home			
THE UNDERSIGNED HEREBY CERTIFIES AND AGREES AS FOLLOWS: WHICH ARE APPLICABLE THERETO; (4) THAT HE/SHE WILL PERFORM	M NO WORK ON THE ABO	IVE REFERENCED PROPERTY NOT SE				
THIS PROPERTY FOR THE PURPOSE OF INSPECTING THE WORK PERN	/	DICES.	GEORGE H	1 Sul	15704	
Applicant's Signature	uici-k		Print Name	- JCHU	VE FCII	
AUSENT FOR CONTRA	4070 K		Print Name September	5,2001		
Title/Company Cl			Date " NCE OF HOWARD COUNTY			
		E WRITE NEATLY A FOR OFFICE USE				
AGENCY DATE			DPZ SETBACK INFORMAT		PERTY ID#:	
Land Development, DPZ State Highways			Front: Rear:	Filing Perm		
Building Official		1	Side:	Excis	se tax \$	
Dev. Engineering, DPZ Health 9/5/01	Mark	Rillin	Side St.: All minimum setbacks met?		total paid \$ l permit fee \$	
Fire Protection			YES D NO D Is Entrance Permit required?	TOTA	AL FEES \$ 25	0, 0
YES D NO D			YES D NO D	Check	k #	
			Historic District?	Valid	ation #	
CONTINGENCY CONSTRUCT	TION START		YES D NO D			

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V. CAU. DEPARTMENT OF INSPECTIONS, LICENSES AND PERMITS 3430 COURT HOUSE DRIVE ELLICOTT CITY? MD 21043 PERMITS (410)313-2455 INSPECTIONS (410)313-1810 AUTOMATED INFORMATION (410) 313-3800 ARD COUN PERMIT IMBER 600 12 S PERMIT APPLICATION **Building Address** Property Owner's Name David Ha Address 4// Wir S Kno Suite/Apt SDP/WP/Petition #: State MI) Zip Code City Mit Ally Census Tract Home Phone (301) F34-17/Work Phone (201) +29-1219 Applicant's Name & Mailing Address, (if other than stated hereon): Section l ot Tax Man Parcel Grid Zoning Map Coordinates Lot size Phone Fax **Existing Use** Contractor Company Deinard Proposed Use SE Contact Person Estimated Construction Cost \$ 200 11. Address Description of Work / 11.12 City Woodl State MC **Zip Code** License No. MHBA 104 12 bat Phone () 5 11 fe Fax 4/12 489-Occupant or Tenant De. Engineer or Architect Company **Contact Name** Contact Person Address 4// No / Address City State A Zip Code 2177/ City State Zip Code Phone 3011-29-1713 Fax Phone Fax BUILDING DESCRIPTION - COMMERCIAL BUILDING DESCRIPTION - RESIDENTIAL **Building Characteristics** Utilities **Building Characteristics** Utilities Height: Water Supply: SF Dwelling SF Townhouse Water Supply: Public Depth Width Public No. of stories: Private 1st floor: Private Sewage Disposal: 2nd floor: Sewage Disposal: Public Public Basement: Gross area, sq. ft. per floor: Private Private Finished Basement D Unfinished Basement D Crawl space 🗆 Slab on Grade 🗆 Electric Yes D No D Electric Yes No D Gas Yes No D No. of Bedrooms P.R. S. Use group: 4 Gas Yes D No D 1. 800 Multi-family dwellings: Heating System: No. of efficiency units: Heating System: Construction type: Electric D Oil No. of 1 BR units: Electric Oil Di Natural Gas **Reinforced** Concrete Natural Gas No. of 2 BR units: Structural Steel Propane Gas No. of 3 BR units: Propane Gas Masonry Other Structure: Wood Frame Sprinkler system: N/A 🗆 Sprinkler system: N/A Dimensions: Full NFPA #13D Footings: Partial Roof: NFPA #13R State Certified Modular Other Suppression Other: # of Heads State Certified Modular Manufactured Home UNDERSIGNED HEREBY CERTIFIES AND AGREES AS FOLLOWS: (1) THAT HE/SHE IS AUTHORIZED TO MAKE THIS APPLICATION; (2) THAT THE INFORMATION IS CORRECT; (3) THAT HE/SHE WILL COMPLY WITH ALL REGULATIONS OF HOWARD COL H ARE APPLICABLE THERETO; (4) THAT HE/SHE WILL PERFORM NO WORK ON THE ABOVE REPERENCED PROPERTY NOT SPECIFICALLY DESCRIBED IN THIS APPLICATION; (5) THAT HE/SHE GRANTS COUNTY OFFICIALS THE RIGHT TO ENTER ONT PROPERTY FOR THE PURPOSE OF INSPECTING THE WORK PERMITTED AND POSTING MOTICES. annuel -a/14 Applicant's Signature Print Name 2 itle/Company Date Checks payable to: DIRECTOR OF FINANCE OF HOWARD COUNTY ** PLEASE WRITE NEATLY AND LEGIBLY. ** - FOR OFFICE USE ONLY-GENCY 50% DATE SIGNATURE APPROVAL PROPERTY ID# Filing fee DPZ SETBACK INFORMATION and Development, DPZ Front: tate Highways Rear Permit fee Building Official Side Excise tax Dev. Engineering, DPZ Side St .: Sub-total paid Iealth 21 Add'l permit fee All minimum setbacks met? ire Protection YES D NO D TOTAL FEES Sediment Control approval required prior to issuance? YES INO I Is Entrance Permit required? Balance due \$ YES D NO D Check 960 Historic District? Validation CONTINGENCY CONSTRUCTION START: YES D NO D ONE STOP SHOP: Lot Coverage for NewTown Zone SDP/Red-line approval date Accepted by stribution of Copies-White: Building Official Green: LDD, DPZ Pink: Health Yellow: DED. DP7. Gold: SHA permit.frm Rev. 10/15/98



DEFARTMENT OF INSPECTIONS, LICENSES AND PERMITS 3430 COURT HOUSE DRIVE ELLICOTT CITY, MD 21043 PERMITS (410)313-2455 INSPECTIONS (410)313-1400 AUTOMATED INFORMATION (410) 313-3800	HOWARD COUNTY PERMIT APPLICATION	BOO131397		
Building Address 49/211 Ten Oab	Property Owner's Na	me dirt + bea Enlith		
Dutry all	212316 Address 4901	TH AVERY		
Suite/Apt. #: SDP/WP/Petition #:	1	State Zip Code 2526		
Census Tract 6051.01 Subdivision 021	Applicant's Name &	21-3075 Work Phone 30446-1915 Mailing Address, (if other than stated hereon):		
Section Area Lot	4			
Fax Map Parcel Gri	d	-		
Zoning RPDEMap Coordinates 13H2La	ot size	Fax		
Existing Use Finile Family	Contractor Company	To be desided		
Proposed Use Same with ada	Contact Person			
stimated Construction Cost \$.00			
Sescription of Work 1 2 be trans	2 buttes, Address			
Farily rooms + UNFINE	Leel Vicense No.	State Zip Code		
Attached 1 story garas	Phone	Fax		
Decupant or Tenant	Engineer or Architect	Company 11311 A-outests		
Contact Name	Contact Person	The Llack		
	Address 1212	- 3 - F-11 D		
Address		sycilla V.		
City State Zip	Code City	State Zip Code777		
Phone ^z Fax	Phone (4/15) 521	-1177 Fax		
BUILDING DESCRIPTION - COMMER	<u>CIAL</u> BUILDING D	ESCRIPTION - <u>RESIDENTIAL</u>		
Building Characteristics	Utilities Building Chara	acteristics Utilities		
leight: Water Sur				
lo. of stories:	ate 1st floor:	Private		
Sewage D Publ		Sewage Disposal: Public		
ross area, sq. ft. per floor:		ished Basement□		
Electric	Crawl space □ Slab on G Xes □ No □ No. of Bedrooms	irade 🗆 Electric Yes 🗗 No 🗆		
Ise group: Gas Y	/es □ No □ Multi-family dwellings			
Heating S		Heating System: Electric D Oil		
onstruction type: Electric I Reinforced Concrete Natural G	No of 2 BR units:			
Structural Steel Propane G	Gas 🗆			
Masonry Wood Frame Sprinkler	system: N/A D Dimensions:	NFPA #13D		
Full Parti	Roof:	NFPA #13R Other:		
State Certified Modular Othe	er Suppression State Certified Mod			
INDED SIGNED HEREBY CERTIFIES AND AGREES AS FOLLOWS: (1) THAT HE/SHE IS /	Heads Manufactured Hom	DRRECT: (3) THAT HE/SHE WILL COMPLY WITH ALL REGULATIONS OF HOWAF		
NTY WHICH ARE APPLICABLE THERETO, (4) THAT HE/SHE WILL PERFORM NO WORK R ONTO THIS PROPERTY FOR THE PURPOSE OF INSPECTING THE WORK PERMITTED.	K ON THE ABOVE REFERENCED PROPERTY NOT SPECIFICALLY DESCRIBED IN AND POSTING NOTICES.	THIS APPLICATION; (5) THAT HEASHE GRANTS COUNTY OFFICIALS THE RIGHT		
his Stul		South		
plicant's Signature Oliver	Print Name			
le/Company	Date			
Checks paya	ble to: DIRECTOR OF FINANCE OF HOWARD C ** PLEASE WRITE NEATLY AND LEGIBLY. **	COUNTY		
JENCY DATE SIGNATURE	FOR OFFICE USE ONLY DPZ SETBACK INFORMAT	TION PROPERTY ID#: 19932		
<u>JENCY</u> <u>DATE</u> <u>SIGNATURE</u> d Development, DPZ	Front:			
te Highways	Rear:	Permit fee \$		
Iding Official	Side:	Excise tax \$ Add'l per, fee \$		
Ith 8/1/0/ force for	All minimum setbacks met?	TOTAL FEES \$		
Protection				
ediment Control approval required prior to issuance?	Is Entrance Permit required? YES D NO D	Balance due \$Check #		
	Historic District?	Validation # 43718		
	YES D NO D	the state in a set of the		
ONE STOP SHOP:	Lot Coverage for NewTown 2 SDP/Red-line approval date			
	· 如此了一些人的问题,这个人的问题,			
ribution of Copies- White: Building Official O	Green: LDD, DPZ Yellow: DED, DPZ	Pink: Health Gold: SHA		

Address 770/ 2 City Data Home Phone 700/ Applicant's Name & N Phone Phone Contractor Company Contract Person City Address Y City Contract Person City City Contact Person Y City Contact Person Y City Contact Person Address Y/O Contact Person Address Mone Y/O City Address Mone Phone SF Dwelling SF Dwelling SF Dwelling SF Dwelling SF Dwelling Shor No. of Bedrooms No. of 2 BR units: No. of 3 BR units: N	Huge Fax 1/10 - 775 - 7274 ct Company Image: Company Image: Company Image: Company
Address 770/ 2 City Data Home Phone 700/ Applicant's Name & N Phone Phone Contractor Company Contract Person City Address Y City Contract Person City City Contact Person Y City Contact Person Y City Contact Person Address Y/O Contact Person Address Mone Y/O City Address Mone Phone SF Dwelling SF Dwelling SF Dwelling SF Dwelling SF Dwelling Shor No. of Bedrooms No. of 2 BR units: No. of 3 BR units: N	The GARS RD. State MD. State MD. Mailing Address, (if other than stated hereon AS AGGGE MIVE Fax Resce Resce Resce Resce State Fax Resce Resce State Fax Mac Damac Mac Damac State State Mac Damac State State Mac State Mac State State State Mac State State State Mac State Mac State Mac State State State
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Home Phone 1000 Applicant's Name & N Phone Phone N.X. Contractor Company Contact PersonT AddressY City Phone 100 Phone 100 Contact PersonT City Phone 100 Contact PersonT AddressY Engineer or Architect Contact PersonT AddressY City (Phone 540 BUILDING S Building Cha SF Dwelling SF Dwelling SF Dwelling SF Dwelling SF Dwelling SF Dwelling SF Dwelling No. of Bedrooms No. of 2 BR units: No. of 3 BR units: No. of 3 BR units: No. of 3 BR units: No. of 3 BR units: Dimersions: Dimersions: Dimersions: Dimersions: Dimersions: Dimersions: Building Cha SF Dwelling SF Dwelling SF Dwelling Building Cha SF Dwelling SF Dwelling SF Dwelling SF Dwelling Dimersions:	SAL - STANOR Phone Contract of the mailing Address, (if other than stated hereon as a contract of the mailing Address, (if other than stated hereon as a contract of the mailing Address, (if other than stated hereon as a contract of the mailing Address, (if other than stated hereon as a contract of the mailing Address, (if other than stated hereon as a contract of the mailing Address, (if other than stated hereon as a contract of the mailing Address, (if other than stated hereon as a contract of the mailing Address, (if other than stated hereon as a contract of the mailing Address, (if other than stated hereon as a contract of the mailing Address, (if other than stated hereon are contract of the mailing Address, (if other than stated hereon are contract of the mailing Address, (if other than stated hereon are contract of the mailing Address, (if other the
Applicant's Name & Marce & Phone Phone N.A. Contractor Company Contact Person AddressY AddressY Phone AddressY City Phone Contact Person Phone Phone Contact Person Address Phone Contact Person Address Phone Contact Person Address Phone City (Mailing Address, fit other than stated nerection AS ABCOS NIVE Fax Recent Restated States Recent Restates State Fax State State Sewage Disposal: Sewage Disposal: Matural Gas Propane Gas Sprinkler system: N/A Electric Oil Natural Gas Propane Gas Sprinkler system: N/A Sprinkler system: N/A
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Contact Person	$a=5$ T_{12200} State ST $a=27$ $State$ 277 $Fax 4/0 - 775 - 7278$ $44/577$ $Fax 4/0 - 775 - 7278$ $far an and and and and and and and and and $
Contact Person Address Phone Contact Person City Phone Contact Person Contact Person Address Contact Person Address City (Phone Phone BUILDING SF Dwelling Building Cha SF Dwelling SF Dwelling SF Dwelling SF Dwelling SF Dwelling SF Dwelling SF Dwelling SF Dwelling SF Dwelling SF Dwelling Basement I dhor: Basement No. of Bedrooms No. of 2 BR units: No. of 3 BR units: No. of 3 BR units: Dimension	State State <t< td=""></t<>
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Prime License No. 36.04 Phone Phone Phone Phone Contact Person M Address Main Address Main Phone State Phone State Building Chas SF Dwelling SF SF Dwelling SF T Depth 1st floor: Basement Sho of Bedrooms No. of Bedrooms No. of 1 BR units: No. of 2 BR units: No. of 3 BR units: No. of 3 BR units: No. of 3 BR units: Dimersions: Contact State	244.577 Fax $4.62 - 7.75 - 72.783$ 444.577 Fax $4.62 - 7.75 - 72.783$ 11.62 Dampical 11.62 Fax $51/6 - 2.55 - 61/6$ 11.62 Fax $51/6 - 2.55 - 61/6$ DESCRIPTION - RESIDENTIAL Description maracteristics Utilities Townhouse Water Supply: M_{14} Public Private Sewage Disposal: M_{14} Public Propane Gas Natural Gas Propane Gas Sprinkler system: N/A NEPA #13D Natural Cas
Prime License No. 36.04 Phone Phone Phone Phone Contact Person M Address Main Address Main Phone State Phone State Building Chas SF Dwelling SF SF Dwelling SF T Depth 1st floor: Basement Sho of Bedrooms No. of Bedrooms No. of 1 BR units: No. of 2 BR units: No. of 3 BR units: No. of 3 BR units: No. of 3 BR units: Dimersions: Contact State	244.577 Fax $4.62 - 7.75 - 72.783$ 444.577 Fax $4.62 - 7.75 - 72.783$ 11.62 Dampical 11.62 Fax $51/6 - 2.55 - 61/6$ 11.62 Fax $51/6 - 2.55 - 61/6$ DESCRIPTION - RESIDENTIAL Description maracteristics Utilities Townhouse Water Supply: M_{14} Public Private Sewage Disposal: M_{14} Public Propane Gas Natural Gas Propane Gas Sprinkler system: N/A NEPA #13D Natural Cas
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Contact Person Address //0.2(City (A.2 Phone 540-666 BUILDING BUILD	Mixed Dampical Jacobian Display Displ
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IO36 City (Constant State Image: Constant set of the set of
Phone 540 - 660 BUILDING Building Cha SF Dwelling SF 7 Depth Ist floor: Basement: Finished Basement Duft Crawl space Slab or No. of Bedrooms Multi-family dwellings: No. of 1 BR units: No. of 3 B	S-CIBL Fax 540-CCS-CM BESCRIPTION - RESIDENTIAL Intracteristics Utilities Townhouse Water Supply: M/A Width Public Private Public on Grade Gas Heating System: M/A Electric Yes No Ø Gas Yes Natural Gas Propane Gas Sprinkler system: N/A NFPA #13D Sprinkler system:
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o Multi-family dwellings: No. of efficiency units: No. of 1 BR units: No. of 2 BR units: No. of 3 BR units: Other Structure: Differencesions: Other Structure: Degree	Natural Gas Propane Gas C 5 Burearce N/A Sprinkler system: N/A NFPA #13D
No. of 1 BR units: No. of 2 BR units: No. of 3 BR units: Other Structure: Dimensions:	Natural Gas Propane Gas C 5 Burearce N/A Sprinkler system: N/A NFPA #13D
No. of 3 BR units: Other Structure: Park	Sprinkler system: N/A
Dimensions: 6 6 2	NFPA #13D
N/A D Dimensions.	
N/A L Footings: <u>DC EN A</u> Roof: <u>A</u>	T METAL CHATL Other:
ession State Certified M	
Manufactured H	Home
TO MAKE THIS APPLICATION; (2)THAT THE INFORMATION OVE REFERENCED PROPERTY NOT SPECIFICALLY DESCRIBE C NOTICES	THOME IN IS CORRECT, (3) THAT HE/SHE WILL COMPLY WITH ALL REGULATIONS OF RED IN THIS APPLICATION, (5) THAT HE/SHE GRANTS COUNTY OFFICIALS TO RED IN THIS APPLICATION, (5) THAT HE/SHE GRANTS COUNTY OFFICIALS TO
G NOTICES.	= Turco
Print Name	01
Data	••••••••••••••••••••••••••••••••••••••
Date DIRECTOR OF FINANCE OF HOWAR	RD COUNTY
- FOR OFFICE USE ONLY -	106
OVAL DPZ SETBACK INFORM	Imation PROPERTY ID#: 1 <th1< th=""> <th1< th=""> 1</th1<></th1<>
Rear:	Permit fee \$
Side:	Excise tax \$ Add'l per. fee \$
All minimum setbacks m	met? TOTAL FEES \$
YES INO	O 🗆 Sub-total paid S
Is Entrance Permit requir YES I NO	0 🗆 Check #
	Validation # 3
Historic District?	T midulion
YES D NO D	
	rown Zone
1	Front:

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Steve PA-Ki- (Tree) (410)313. 7251



ENTRANCE APPLICATION & PERMIT

HOWARD COUNTY

410-313-7450

Date: 3-8-01

Permission is hereby requested from the Howard County Department of Public Works, Bureau of Highways for an entrance permit: (Section 18.206, Howard County Code)

councy coucy		Phone: (<u>410</u>) <u> </u>	31-2078
Owner/Applicant:	Lisa Dalith		
Address: 4901	Ten Oaka Rd	Day ton, no	
Location of entrance		Commercial	
For what use:	Residential		(1) that he is

The applicant hereby certifies and agrees as follows: (1) that he is the owner or the duly authorized agent of the owner to make this application; (2) that he has read all of the information set forth and that the same is correct; (3) that the permit, when issued, may be declared void should said information be incorrect; (4) that he will comply with all rules and regulations of Howard County Bureau of Highways; (5) that he will perform the work on the entrance in conformance with the County's standards and specifications.

Signed Kow M. South

It is agreed and understood by the acceptance of this permit, the following conditions will be followed. (Section 18.207, Howard County Code)

A. The construction of the entrance or approach will, in no way, change the grade and/or alignment of any existing drainage facility or structure. In the event same are damaged or destroyed, they shall be replaced to the satisfaction of the Howard County Department of Public Works, Bureau of Highways representative.

The right-of-way, affected by this permit, will be left in a neat and clean condition and no excess material will be permitted to remain on or adjacent to the right-of-way. Shoulders and flow-line areas disturbed shall be restored according to the Howard County Standards and Specifications.

A bond to guarantee the satisfactory completion of the work may be c. required.

Ally FMM Superintender Date: MARCH 9,2001 (Title) Approved

In consideration of the issuance of this permit, the applicant agrees that if he fails to comply with the above set-out standards and thereby causes damage to the Howard County Road System, that the applicant will be responsible to Howard County for such damage to its road system.

ATTENTION: This permit, when issued, is valid for period not to exceed one year.

PWH-65-94-03 CONTINUEDT UPON REMOVAL OF TREE TO RIGHT OF FUTURE DRIVE

IN THE MATTER OF CURTIS AND LISA SMITH BEFORE THE HOWARD COUNTY BOARD OF APPEALS BA Case No. 01-14V

Petitioners

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DECISION AND ORDER

The Howard County Board of Appeals (the "Board") convened on June 5, 2001 to hear the petition of Curtis and Lisa Smith, Petitioners, for a variance to reduce the required 75 foot setback from a collector or arterial right-of-way to 47 feet for an addition filed pursuant to Section 130.B.2 of the Howard County Zoning Regulations (the "Regulations").

All members of the Board were present for the hearing. Chairman Robert Sharps presided at the hearing. Barry M. Sanders, Assistant County Solicitor, served as legal advisor to the Board.

The Petitioner provided certification that notice of the hearing was advertised and certified that the property was posted as required by the <u>Howard County Code</u>. The Board members indicated that they had viewed the property as required by the Zoning Regulations.

This case was conducted in accordance with Section 2.209 of the Board's Rules of Procedure. The Howard County Code, the Howard County Charter, the Howard County Zoning Regulations, the various agency comments, the General Plan for Howard County, the General Plan of Highways, and the Petition and plat submitted by the Petitioner were incorporated into the record by reference.

The Petitioners were not represented by counsel. Curtis Smith testified on behalf of the Petitioners. No persons appeared in opposition to the petition.

FINDINGS OF FACT

Based upon the evidence presented at the hearing, the Board makes the following Findings of Fact:

1. The Petitioners are the fee simple owners of the subject property, known as 4901 Ten Oaks Road, Dayton, Maryland, which is located in the Fifth Election District on the northeast side of Ten Oaks Road, approximately 1000 feet north of Morning Star Drive. The Property is referenced as Parcel 42 of Block 8 of Tax Map 28 (the "Property").

2. The Property is in the RR-DEO (Rural Residential-Density Exchange Option) Zoning District and contains approximately 3.55 acres. The Petitioners desire to reduce the 75' setback from a collector or arterial public street right-of-way to 44' for an addition.

3. The existing house, which the Petitioners propose to enlarge, is located entirely within the existing setback. The house does not currently violate the Zoning Regulations because it was built prior to the establishment of the Zoning Regulations. The proposed addition will not be any closer to the right-of-way than the existing home.

CONCLUSIONS OF LAW

Based upon the foregoing Findings of Fact, the Board concludes as follows:

1. The location of the house constitute a unique physical condition that results in practical difficulties in complying strictly with the setback provisions of the regulations, in accordance with Section 130.B.2.a.(1).

2. The granting of the variance will enable the Petitioners to expand a relatively small residence located on a 3.55 acre lot. The expansion will not encroach any farther into the setback than the existing house. The nature or intensity of the use of the lot as residential property will not change. The variance, if granted, will therefore not alter the essential

ATTEST:

regner TA (Robin Regner, Secretary

HOWARD COUNTY BOARD OF APPEALS

Robert Sharps, Chairperson

Vice Chairperson lames Pf

PREPARED BY: HOWARD COUNTY OFFICE OF LAW BARBARA M. COOK COUNTY SOLICITOR

Barry M. Sanders Assistant County Solicitor

William Waff

James Patterson

SCOLALI AN S: 23

character of the neighborhood in which the lot is located, nor substantially impair the appropriate use or development of adjacent property, nor be detrimental to the public welfare, in accordance with Section 130.b.2.a.(2).

3. The practical difficulty in complying strictly with the setback regulations arise from the location of the house built prior to the enactment of the Zoning Regulations, and was not created by the Petitioners, in accordance with Section 130.B.2.a.(3).

4. The proposed addition will not encroach any farther into the setback than the existing house. Within the intent and purpose of the regulations, the variance is the minimum variance necessary to afford relief, in accordance with Section 130.B.2.a.(4).

Based upon the foregoing, it is this 14^{+h} day of 10na, 2001, by the Howard County Board of appeals, ORDERED:

ORDER

That the Petition of Curtis and Lisa Smith, Petitioners, for a variance to reduce the required 75 foot front setback from a collector or arterial right-of-way to 47 feet for an addition in an RR-DEO (Rural Residential - Density Exchange Option) Zoning District be, and the same hereby is, **GRANTED**, subject to the following conditions:

1. The variance shall apply only to the proposed addition as described in the petition and plan submitted to the Board, and not to any other activities, uses, or structures on the Property.

2. The Petitioners shall comply with all applicable Federal, State, and County laws and regulations.