Letter of Explanation

Please accept this letter as explanation for the variance application being made for the property located at 1313 St. Josephs Court, Crownsville Maryland 21032. The applicant is proposing to remove their existing open deck and screened porch on the rear of the existing single-family dwelling. The existing deck is an irregular shape and will be the same shape as the replacement, albeit 2' larger in projection. The proposed replacement will be a two-level open deck with a 10x14 screened porch on the upper level. This screened porch is an in-kind replacement in both size and location to the existing screened porch.

To be more detailed, the proposed upper deck will be 24' x 39' in an L-shaped configuration. The replacement 10x14 screened porch will occupy a portion of that footprint. This deck will be approximately 14' above grade. The lower deck is in a similar shape, directly below the upper deck. The size of the lower deck is smaller, at only 22' x 39' L-shaped, but does not occupy that entire area. However, there is a 5' x 6' landing on the left side of the lower deck with a box step to grade which will sit outside from underneath the upper deck. This lower deck is approximately 16" above grade on the step side.

This project was applied for with Anne Arundel County permit office and comments were generated under application B02429646. These comments informed the applicant that a variance would be required for the project. The reason for the variance is that the entire lot is comprised of steep slopes. Furthermore, as this is a waterfront lot, there is a non-exempt 100' critical area buffer that is expanded due to the steep slopes per 18-3-104. Thus, per 17-8-3, a variance is required for any disturbance within the expanded buffer. To note, this lot is 2.04 acres, and the entire 88,862.4 square feet is within that expanded buffer. The lot is also entirely in the LDA designation of the critical area, and nearly entirely wooded.

The Administrative Hearing Officer may vary or modify the provisions of the zoning code when it is alleged that practical difficulties or unnecessary hardships prevent conformance with the strict letter of the article, provided the spirit of law is observed, public safety secured, and substantial justice done. Each of those provisions apply to this case and the following findings are being presented.

There are certainly very unique physical conditions that exist on this lot. As the lot was developed on a waterfront piece of land, the shape itself is unique. But more importantly and applicable to this application, the land that was developed is significantly sloped. Previously, this was a wooded lot that sloped down to the water. In 1985 it was developed with all necessary permits and approvals, and the area where the dwelling and hardscape were placed were graded and stabilized. The remaining wooded lot was left untouched. The wooded nature of the lot actually aids the topography. Clearly if the lot were cleared, runoff would be problematic with the slope. But the tall, aged vegetation significantly strengthens the ground which is why the vegetation remained.

At the time of development, an open deck was constructed on the rear of the dwelling. The deck was an irregular L-shaped deck constructed on post and pier footings to not only gain the

height needed to reach the egress doors of the dwelling, but also to minimize impact to the ground. On a potion of that existing deck, a small screened porch was constructed. Over time, both the deck and porch have weathered to the point of needing to be replaced. This project proposed to do that. The proposed deck will be nearly in the same location with the same shape. The new deck is in fact two feet larger in projection, but the increase in size is simply because building materials allow cantilevers that can achieve the increase without adding ground disturbance. The deck will still be constructed on post and pier footings to keep the existing minimized ground disturbance.

The proposed deck will be two levels which is a departure from the original design. But the lower deck is smaller than the upper deck (the upper deck is the one referred to above which is the replacement for the existing deck), and follows the same general shape of the upper. This is important because the posts and footings will be shared between the two decks. Again, this minimizes ground disturbance which is the only true concern for slope and critical area buffer disturbance; the very need for the variance. There is an existing walkway down to the water and the lower deck does propose to provide a small 5' x 6' landing with box step which accesses that walkway. That is the only portion of the lower deck not underneath the upper.

The steep slopes encompass this entire lot. That in itself is a feature not experienced by many other lots, making this a terrific example of the unique requirement of the statute. Furthermore, because the non-exempt critical area buffer is expanded due to the slopes, and the slopes encompass the entire lot, then the 100-foot buffer actually encompasses the entire 2.04-acre lot. This is another very unique circumstance to this lot. Because of this unique restricting attribute, peculiar to and inherent in this particular lot, there is no reasonable possibility of replacing the existing deck and screened porch in strict conformance with the article. In other words, there is no way to avoid a variance simply to replace what is already there.

This peculiarity creates an exceptional circumstance. Because of this circumstance, which is not a financial consideration, the granting of this variance is necessary to avoid practical difficulties and unnecessary hardships. As stated, the existing structures need to be replaced. While they are not a safety hazard yet, denying the variance means that the structures are relegated to continue to age and there is a fear of a safety issue in the future. Yes, the replacement is an improvement. But as has been shown, the lower deck stays within the footprint almost entirely, and is a unique way to improve upon the property without creating any NEW disturbance to the environmental features.

As this property is waterfront and thus in the critical area, the critical area requirements for a variance are discussed here as well. The explanation above suffices to address the first requirement, which is the fact that the slopes found on this lot epitomize a significant unique condition which is peculiar to and inherent in this particular lot. Strict application of the critical area program would result in the unwarranted hardship as defined in the Natural Resources Article § 8-1808 of the State Code which was outlined earlier; specifically that the existing structure could never be replaced.

A literal interpretation of COMAR, Title 27, Criteria for Local Critical Area Program

Development or the County's critical area program and related ordinances would absolutely
deprive the applicant of rights commonly enjoyed by other properties in similar areas as permitted
in accordance with the provisions of the critical area program within the county. This is mainly due

to the fact that very few other properties see their entire property consumed by environmental features, such as steep slopes. Moreover, very few other properties then have a 100' critical area buffer expanded to consume their entire property. This is not a small lot, it is over two acres. Yet the entire land has been restricted by the slopes and buffer. That critical area buffer is intended to only be 100 feet; it is only expanded because of slopes. That 100 feet in this case is expanded to cover over two acres of land. That is NOT something other properties are burdened by. Thus, literal application of the regulations would prevent only this owner from the very common and normal project of replacing what they already have.

Conversely, the granting of this variance will not confer on this applicant any special privilege that would be denied by COMAR, Title 27, the County's critical area program to other lands or structures within the County critical area. Mainly this is because very few would have the need for the same variance as very few would find their entire lot in this circumstance. Most other land owners in the critical area would have the opportunity to replace their existing structures without the need to obtain a variance for environmental impact.

The variance request is not based on conditions or circumstances that are the result of actions by the applicant. The lot was developed in 1985 and not by the owner. The developer chose a lot with these slopes and developed in accordance with laws and regulations. The owner simply purchased an existing property with the existing deck and existing screened porch. They have not commenced any work as they are responsibly going through the approval process first. This request also does not arise from any condition relating to land or building use on any neighboring property. This is simply an unfortunate circumstance where the environmental features cover the entire two-acre lot and thus replacement is not possible without a variance request.

The granting of the variance will not adversely affect water quality or adversely impact fish, wildlife, or plant habitat within the County's critical area in any way. The project will be in harmony with the general spirit and intent of the County's critical area program as it is replacing what already exists. It will also remain on post and pier foundation specifically to continue the same minimized ground disturbance that existed previously.

There is no bog in this area, but the applicant technically has maximized the distance between the structure and the 100-foot buffer. That sounds impossible since the buffer has been expanded to cover the entire lot. But by replacing in the same shape and configuration, the applicant has not disturbed the buffer further other than the two foot overhang (which does not impact any more of the ground, slopes, or buffer). There is no other way to maximize the distance because their whole lot is in the buffer. That is the unique condition requiring the variance in the first place.

The applicant has shown here that they have overcome the presumption contained in the Natural Resources Article, § 8-1808, of the State Code in that they have minimized their request to the maximum extent possible. They have not chosen to construct some large addition affecting more ground and slope area. They are simply replacing their existing deck and porch so that they can continue to enjoy their rear amenity space as nearly every other homeowner in the county can do. In fact, the last requirement that needs to be met for a critical area variance is that the owner has evaluated and implemented site planning alternatives in accordance with § 18-16-201(c). The

irony here is that there are NO alternatives based on the topography on this lot. Responsible replacement is their only option, which they have proposed.

As required for any variance, not just critical area ones, this variance is in fact the minimum necessary to afford relief. The screened porch is an exact replacement. The deck is remaining in the same location and shape. The added lower deck is smaller than the upper and remaining beneath the upper, utilizing the same posts and footings. This is the very definition of minimizing the variance request.

The granting of the variance will not alter the essential character of the neighborhood or district in which the lot is located. This is a residential neighborhood and decks and/or screen porches are the norm, not the exception. Furthermore, this deck is replacing what is already there.

The variance will not substantially impair the appropriate use or development of adjacent property. This lot is heavily wooded and the neighboring property cannot even see the deck and porch. Regardless, as this is a replacement, there is no change to any implied affect to the neighboring residential properties.

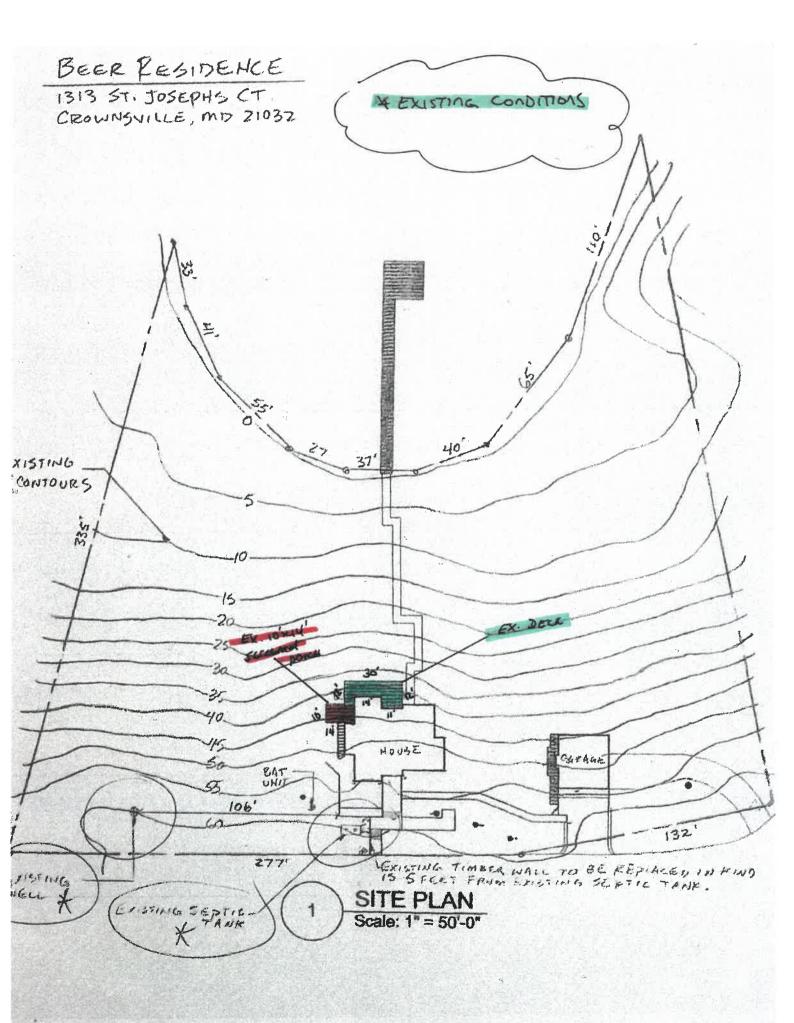
The variance will not reduce forest cover in the limited development area of the critical area in any way. Again, the deck and porch are existing. No trees or shrubs of any kind need to be removed for this project.

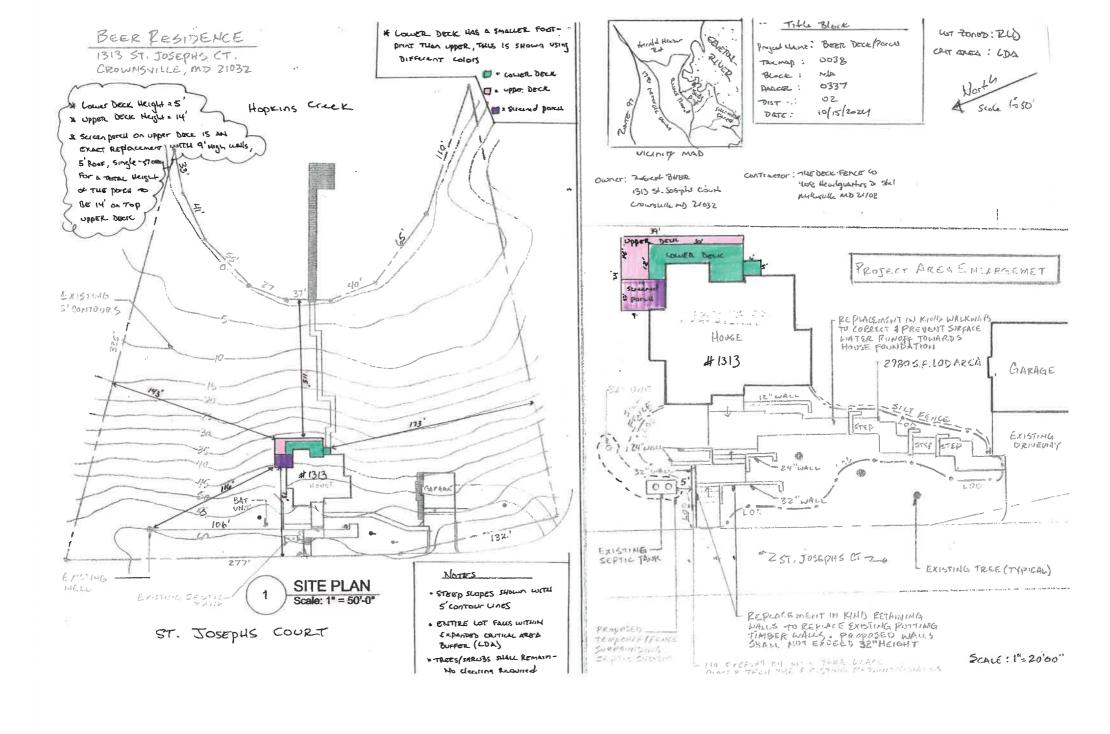
The granting of the variance will also not be contrary to acceptable clearing and replanting practices required for development in the critical area mainly because as has already been stated, no clearing is necessary. Should more planting be required due to this project, the applicant will adhere to whatever is required.

Finally, the granting of the variance will not be detrimental to the public welfare in any way. Again, this is a residential deck and porch. The public have no access to the property and will not be affected by the deck and porch replacement.

To note, the property does not have any outstanding violation so the provisions accompanying variance approvals for critical area properties that have violations does not apply to this case. Furthermore, should the Office of Planning and Zoning require planting, any provisions of that requirement such as timing as related to planting seasons will be adhered to by the applicant. There will be no lapse to any critical area requirements made under a variance approval, and this property is entirely in the LDA with no parts in the RCA designation (so no density considerations apply). Also, this property is not within the Odenton Growth Management Area District.

Thank you in advance for your consideration and for the reasons contained herein, we respectfully request your support for this variance application.





CRITICAL AREA COMMISSION CHESAPEAKE AND ATLANTIC COASTAL BAYS 1804 WEST STREET, SUITE 100 ANNAPOLIS, MD 21401

PROJECT NOTIFICATION APPLICATION

GENERAL PROJECT INFORMATION

| Jurisdiction: | Anne Arunde | el County | | | Date: | | |
|--------------------------------------|---------------------------------|---------------------|-------------|----------------|-------------------------------------|--|--|
| ř | | | | | FOR RESUBMITTAL ONLY | | |
| Tax Map # | Parcel # | Block # | Lot# | Section | Corrections | | |
| 0038 | 0337 | AH | 5 | ~/4 | Redesign | | |
| - | | - | - | | No Change | | |
| | | | | | Non-Critical Area | | |
| T ID | | in the second | | | *Complete Only Page 1 | | |
| Tax ID: 2 | 2044-9002 | 3567 | | | General Project Information | | |
| | | | | | | | |
| | | | | | | | |
| D | (*) | 4 41 . | | | | | |
| Project Nam | e (site name, su | ibdivision nam | e, or other | BEER | Screened Porch And DECK Replacement | | |
| Project locat | ion/Addraga | 1212 | 1 | | | | |
| Froject jocat | ion/Address | 1313 57. | Josephs | Court | | | |
| City | C | | | | Zip 21037 | | |
| City | Crowns | of the | | | Zip 21037_ | | |
| Local case n | umber | | | | | | |
| Eddar dabe ii | | | | | | | |
| Applicant: | Last name | CLAHCY | | | First name Teremy | | |
| | | | | | Science | | |
| Company | Applied - A | poroved Pe | mits | | | | |
| | 17 | 111.22 | | | | | |
| | | | | | | | |
| Application | Type (check a | ll that apply): | | | | | |
| | | *** | | | | | |
| Building Per | | | | Variance | | | |
| | Buffer Management Plan Rezoning | | | | | | |
| | Conditional Use Site Plan | | | | | | |
| Consistency Report Special Exception | | | | | | | |
| Disturbance | | | | Subdivision | | | |
| Grading Perr | nit | | | Other | | | |
| | | T 6 5 4 | | | | | |
| Local Juriso | liction Contact | information: | | | | | |
| Last name | AACo Zoning | Administration | n Section | First name | | | |
| Last Haine | THICO ZOMMIS | 7 Idiiiiidiidiidiid | o bootion | _ riist name | | | |
| Phone # | 410-222-7437 | , | Resno | nse from Comn | nission Required By TBD | | |
| I HOHO II | | | respo | iise irom comi | mosion required by | | |
| Fax # | | | | Hearing date | TBD | | |
| | | | | | | | |

SPECIFIC PROJECT INFORMATION

| Describe Proposed use of project site: | | | | | | | | |
|--|--------------------------|--------------|-------------------------|--|-------------|-----------------|--|--|
| Replace Ex Deck and level . Under Deck is 24 | Screenec | porcu w | COWER IS 2 | 2) TWO level DECK And Screened 2' > 44' (Irrejular Skrap) Screened | perce porce | oria | | |
| The same of the sa | Yes | - | | M. Date | Yes | | | |
| Intra-Family Transfer | | | | Growth Allocation | | | | |
| Grandfathered Lot | | | | Buffer Exemption A | rea 🔲 | | | |
| | | | | • | | | | |
| Project Type (check a | ll that ap | ply) | | | | | | |
| Commercial | | | | Recreational | | | | |
| Consistency Report | | | | Redevelopment | | | | |
| Industrial | | | | Residential | | | | |
| Institutional | | | | Shore Erosion Control | | | | |
| Mixed Use | | | | Water-Dependent Fa | cility 🔲 | | | |
| Other | | | | | - | | | |
| | - | | | - | | | | |
| SITE INVENTORY (I | E nter acr Acr | - | e feet) Sq Ft | | Acres | Sq Ft | | |
| IDA Area | - | | 5411 | Total Disturbed Area | .015 | 658 | | |
| LDA Area | 2.04 | 20 | 3,862.4 | | | | | |
| RCA Area | | -0.0 | - 092. | # of Lots Created A/A | | | | |
| Total Area | 2.04 | 1 80,862 4 | | # of Lots Created NA | | | | |
| Cuinting Counct/W - 11-11 | I/T | Acres | Sq Ft | Friedra I 4 C | Acres | Sq Ft | | |
| Existing Forest/Woodland | | 1.814 79,000 | | Existing Lot Coverage | . 103 | 4475 | | |
| Created Forest/Woodland/Trees | | | | New Lot Coverage Removed Lot Coverage | | | | |
| Removed Forest/Woodland/Trees | | - | <u> </u> | Total Lot Coverage | | 4475 | | |
| | | | | Total Dot Coverage | .103 | 7773 | | |
| | | | | | | movembers of | | |
| VARIANCE INFORM | IATION | (Check all t | hat apply) | to Decks ARE per Suplem | | creen porcu 15 | | |
| | | Acres | Sq Ft | | Acres | Sq Ft | | |
| Buffer Disturbance | | .015 | 658 | Buffer Forest Clearing | | | | |
| Non-Buffer Disturbance | | | _ | Mitigation | _ | | | |
| Structure | | | | | | | | |
| | | | | | Rev | ised 12/14/2006 | | |

Critical Area Report Narrative

1. Describe the proposed use of the subject property and include if the project is residential, commercial, industrial, or maritime.

The existing and proposed use of the subject property is residential. There is an existing single family dwelling with an existing irregular shaped open deck and screened porch. Those last two structures will be replaced with a new two-level deck and screened porch in nearly the same location and configuration.

Describe the type of predominant trees and shrubs on the subject property. Include a
statement addressing the square footage of the property that is vegetated with trees
and shrubs, how much of the property will be disturbed by the proposed development,
and how the disturbance will be mitigated.

The predominant trees and shrubs on the subject property are all native to the county. Most of the trees are tall, mature oak trees. The property is 2.04 acres and nearly the entire property is wooded. It is calculated that there are 79,000 square feet of vegetation. No trees or shrubs will need to be cleared for this replacement project.

3. Describe the methods to minimize impacts on water quality and habitat from proposed construction (i.e. stormwater management, sediment control, and silt fence).

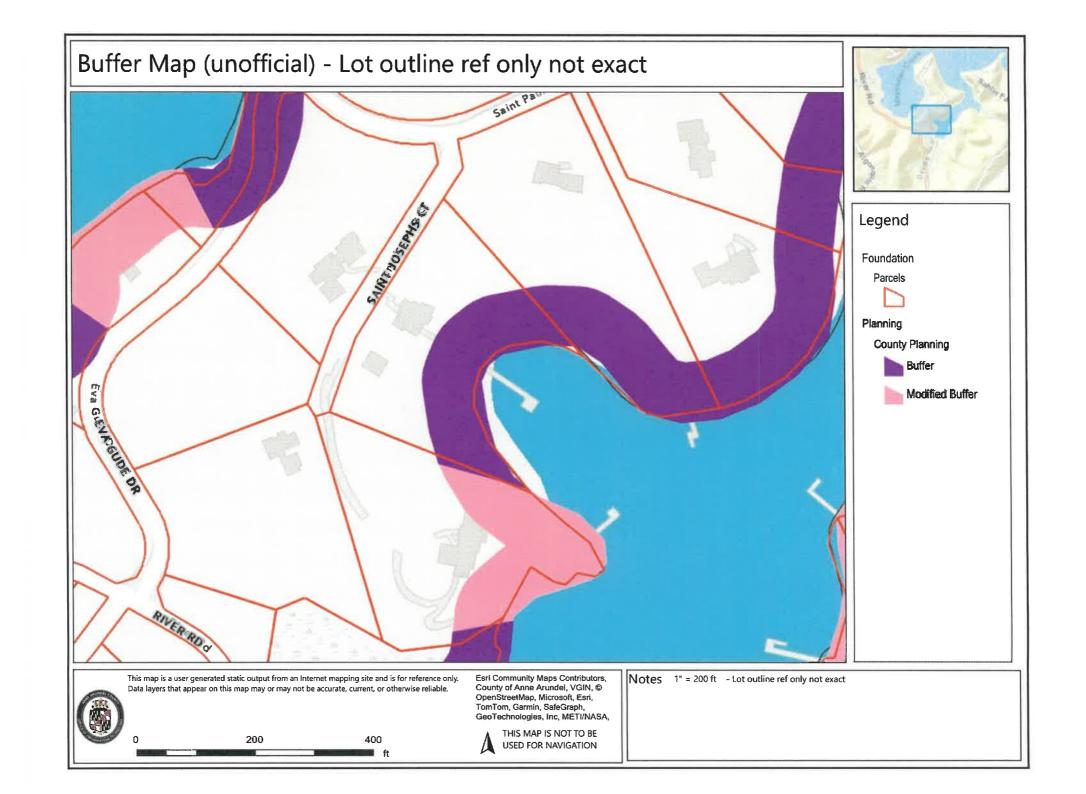
There will be no impact on water quality and habitat from the proposed construction. The new decks and screened porch are proposed to occupy nearly the same location as they do now. The existing deck used post/pier foundation to minimize ground disturbance as the proposed construction does. Furthermore, despite being a two-level deck, the lower deck is smaller and underneath the upper, and plans to use the same posts and footings; again to minimize disturbance. Regardless, should silt fence or other methods be required, the owner will comply.

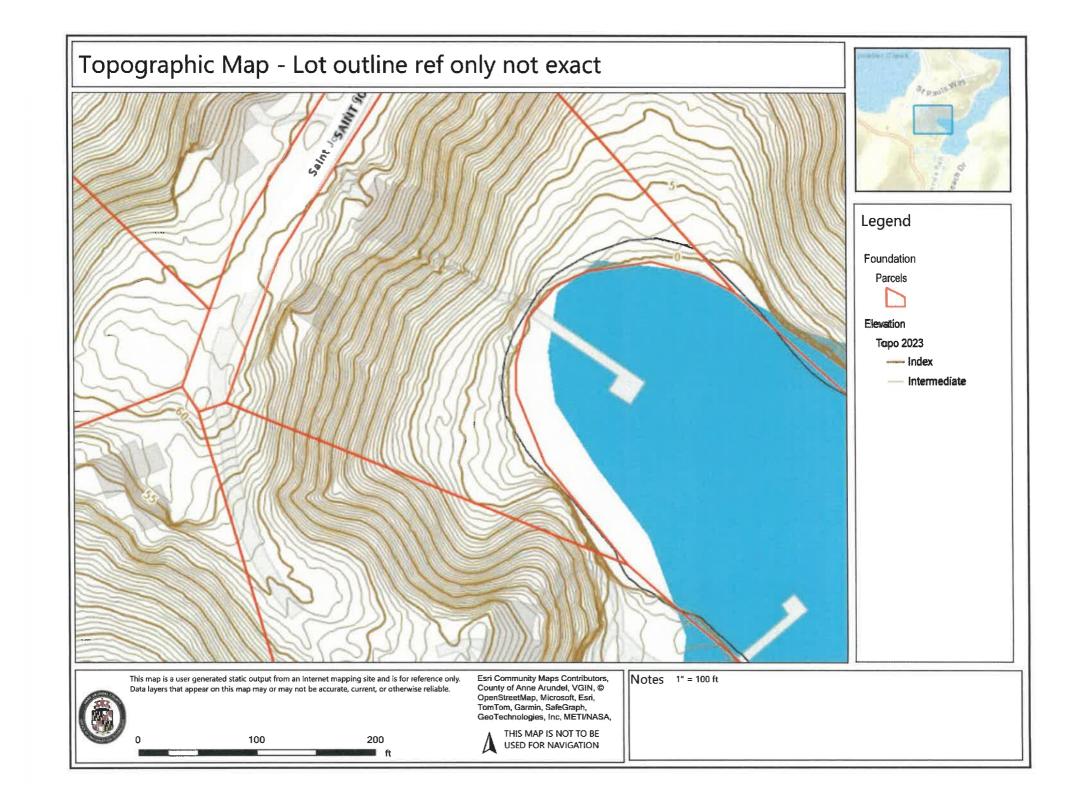
4. Calculate the impervious surface before and after construction, including all structures, gravel areas, driveways, and concrete areas.

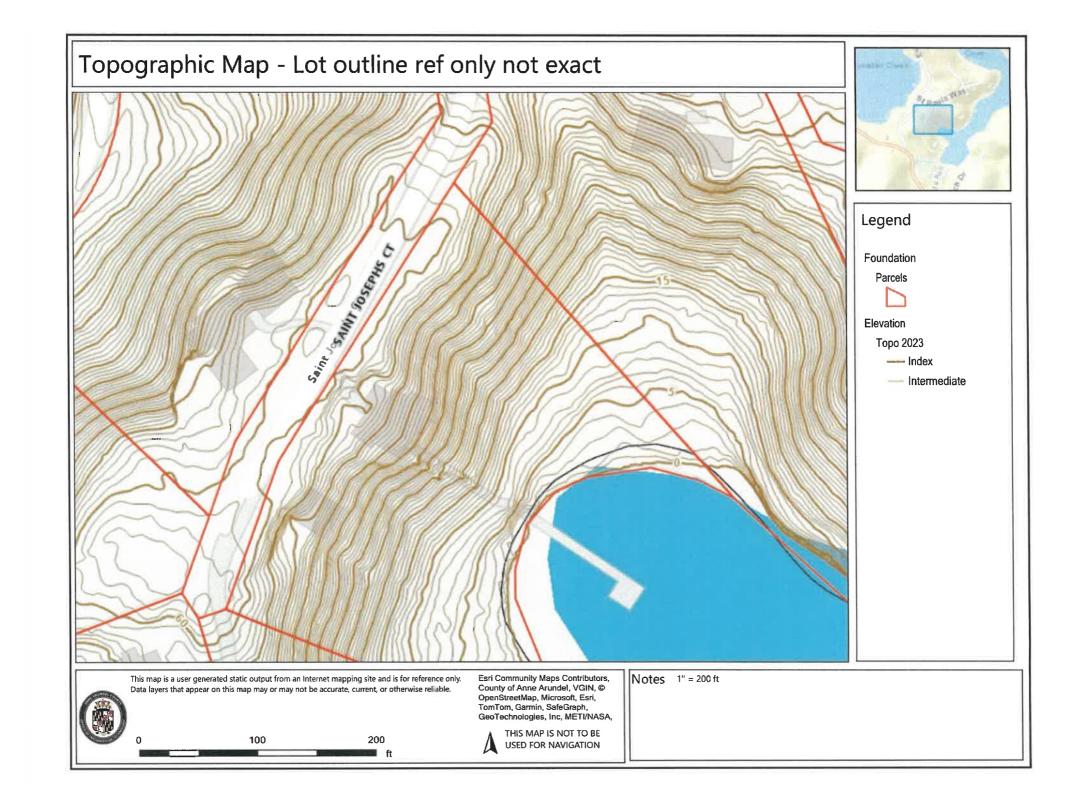
The existing impervious surface calculation is 4,475 square feet. The open deck is pervious and is replacing an existing open pervious deck. The proposed screened porch is an exact replacement of the existing screened porch. Thus, no new impervious is proposed.

5. If applicable, describe any habitat protection areas on the subject property including expanded buffers, steep slopes of 15% or greater, rare and endangered species, anadromous fish propagation waters, colonial waterbird nesting sites, historic waterfowl staging and concentration areas, riparian forests, natural heritage areas, and plant and wildlife habitats of local significance.

The entire lot has steep slopes of 15% or greater. Because of this, the non-exempt 100-foot critical area buffer is expanded due to the slopes, which means it covers the entire lot as well. Beyond this there are no areas of rare and endangered species, anadromous fish propagation waters, colonial waterbird nesting sites, historic waterfowl staging and concentration areas, riparian forests, natural heritage areas, or plant and wildlife habitats of local significance.



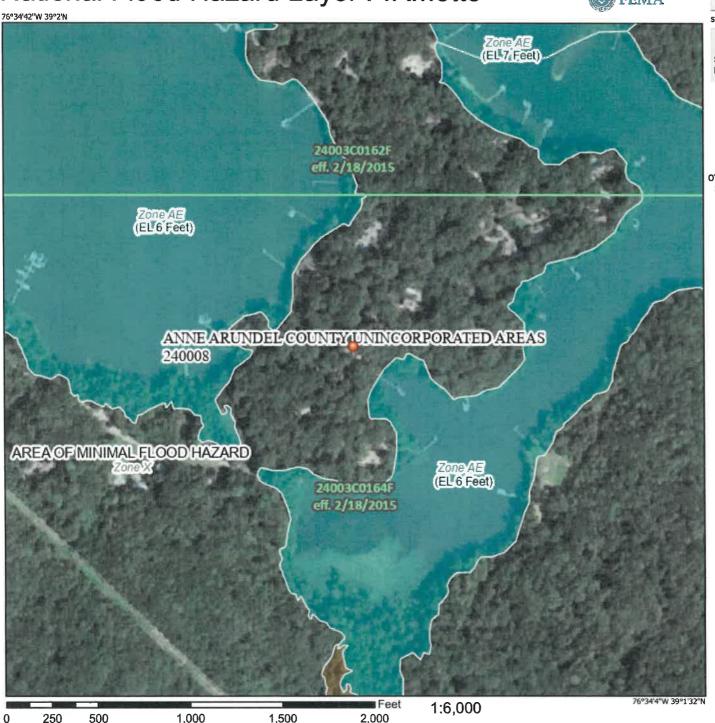




Topographic Map - Lot outline ref only not exact Saint Pauls SAINTPAUL Legend Foundation Parcels Elevation Торо 2023 --- Index - Intermediate Notes 1" = 200 ft This map is a user generated static output from an Internet mapping site and is for reference only. Esri Community Maps Contributors, Data layers that appear on this map may or may not be accurate, current, or otherwise reliable. County of Anne Arundel, VGIN, © OpenStreetMap, Microsoft, Esri, TomTom, Garmin, SafeGraph, GeoTechnologies, Inc. METI/NASA, THIS MAP IS NOT TO BE 200 400 USED FOR NAVIGATION

National Flood Hazard Layer FIRMette





Legend

SEE FIS REPORT FOR DETAILED LEGEND AND INDEX MAP FOR FIRM PANEL LAYOUT

Without Base Flood Elevation (BFE) Zone A. V. A99 With BFE or Depth Zone AE, AO, AH, VE, AR SPECIAL FLOOD HAZARD AREAS Regulatory Floodway 0.2% Annual Chance Flood Hazard, Areas of 1% annual chance flood with average depth less than one foot or with drainage areas of less than one square mile Zone X **Future Conditions 1% Annual** Chance Flood Hazard Zone X Area with Reduced Flood Risk due to Levee, See Notes, Zone X OTHER AREAS OF FLOOD HAZARD Area with Flood Risk due to Levee Zone D NO SCREEN Area of Minimal Flood Hazard Zone X Effective LOMRs OTHER AREAS Area of Undetermined Flood Hazard Zone D - - - Channel, Culvert, or Storm Sewer STRUCTURES | | | | Levee, Dike, or Floodwall 20.2 Cross Sections with 1% Annual Chance Water Surface Elevation Coastal Transect Base Flood Elevation Line (BFE) Limit of Study Jurisdiction Boundary --- Coastal Transect Baseline OTHER Profile Baseline **FEATURES** Hydrographic Feature Digital Data Available No Digital Data Available MAP PANELS Unmapped

This map complies with FEMA's standards for the use of digital flood maps if it is not void as described below. The basemap shown complies with FEMA's basemap accuracy standards

The pin displayed on the map is an approximate point selected by the user and does not represent

an authoritative property location.

The flood hazard information is derived directly from the authoritative NFHL web services provided by FEMA. This map was exported on 10/14/2024 at 8:05 AM and does not reflect changes or amendments subsequent to this date and time. The NFHL and effective information may change or become superseded by new data over time.

This map image is void if the one or more of the following map elements do not appear: basemap imagery, flood zone labels, legend, scale bar, map creation date, community identifiers, FIRM panel number, and FIRM effective date. Map images for unmapped and unmodernized areas cannot be used for regulatory purposes.



We'll See You Out Back!

CONTACT INFORMATION

MATERIAL SPECIFICATIONS

| OWNER | ITEM REF. | MATERIAL | MANUFACTURER | STYLE | COLOR | NOTES |
|--|-------------|-----------|--------------|--------------------|----------|----------------------|
| ROB BEER | DECK BOARDS | COMPOSITE | AZEK | VINTAGE | MAHDGANY | AZEK MAHOGANY FASCIA |
| 1313 ST. JOSEPHS COURT CROWNSVILLE, MD 21032 | RAILING | ALUMINUM | TIMBERTECH | IMPRESSION EXPRESS | BLACK | |
| PH: 202-486-6910 | RAIL CAP | COMPOSITE | AZEK | VINTAGE | MAHOGANY | |
| DECK & FENCE COMPANY LLC. 408 HEADQUARTERS DR. SUITE 1 | RAIL POST | ALUMINUM | TIMBERTECH | IMPRESSION EXPRESS | BLACK | |
| MILLERSVILLE, MD. 21108 | POST CAP | | | | | |
| SCOPE OF WORK | BALLUSTERS | ALUMINUM | TIMBERTECH | IMPRESSION EXPRESS | BLACK | |

- DEMO & HAUL EXISTING DECK & SCREEN PORCH
- CONSTRUCTION OF NEW DECK MULTI-LEVEL DECK & SCREEN PORCH

| DRAWING INDEX | | | | |
|---------------|---|--|--|--|
| G1 | COVER SHEET, GENERAL NOTES, & DRAWING INDEX | | | |
| A1 | LOWER DECK POST & BEAM PLAN | | | |
| A2 | UPPER DECK POST & BEAM PLAN | | | |
| А3 | LOWER DECK FRAMING PLAN | | | |
| A4 | UPPER DECK FRAMING PLAN | | | |
| A5 | SCREEN PORCH ROOF FRAMING PLAN | | | |
| A6 | LOWER DECK CROSS SECTION | | | |
| A7 | UPPER DECK CROSS SECTION | | | |
| A8 | SCREEN PORCH SIDE CROSS SECTION | | | |
| A9 | SCREEN PORCH FRONT CROSS SECTION | | | |

NOTES

LOWER DECK HEIGHT IS APPROXIMATELY 5'
UPPER DECK HEIGHT IS APPROXIMATELY 14'



BUILDING INFORMATION

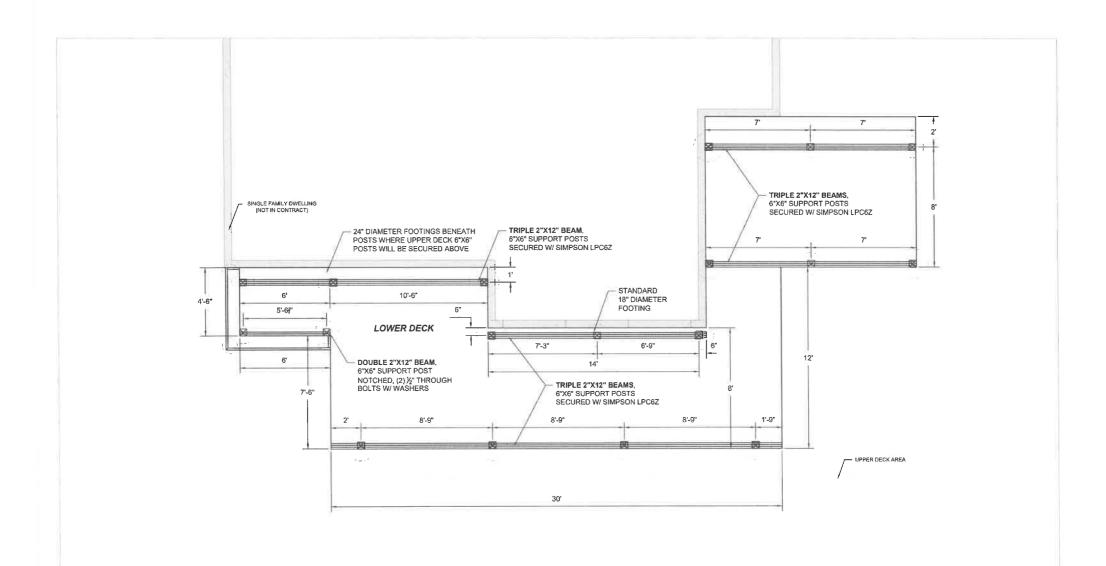
BUILDING: 2 STORY SINGLE FAMILY DWELLING

COUNTY: ANNE ARUNDEL

SHEET NAME: COVERSHEET, GENERAL NOTES, DRAWING INDEX, & MATERIAL SCHEDULE

SHEET NUMBER:

G1

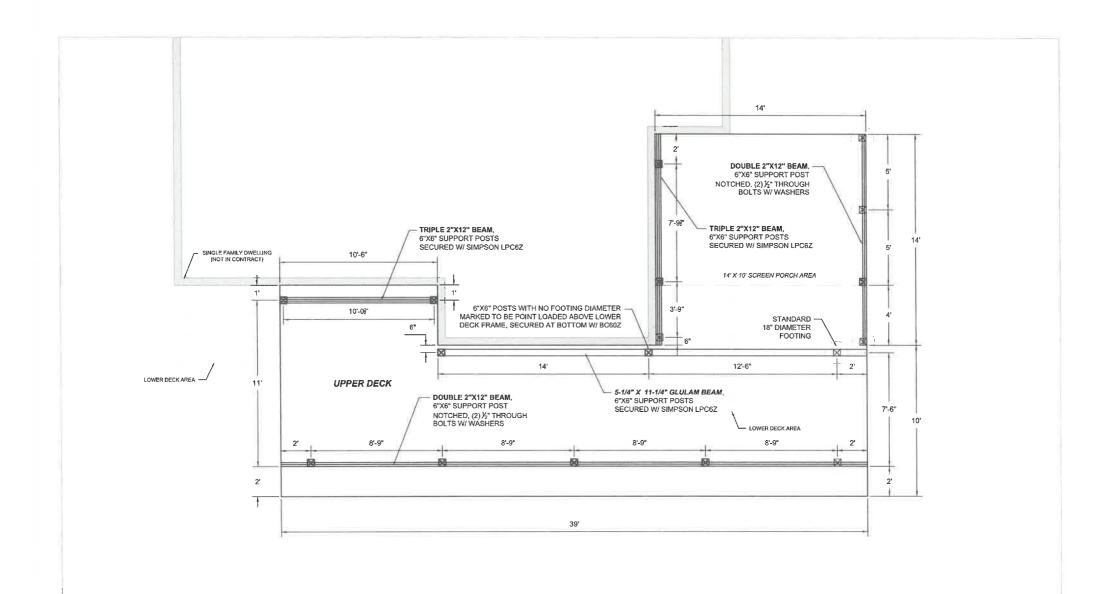




1313 ST. JOSEPHS COURT CROWNSVILLE, MD 21032 SHEET NAME: LOWER DECK POST & BEAM PLAN

SCALE: 1/4" = 1'-0"

SHEET NUMBER:

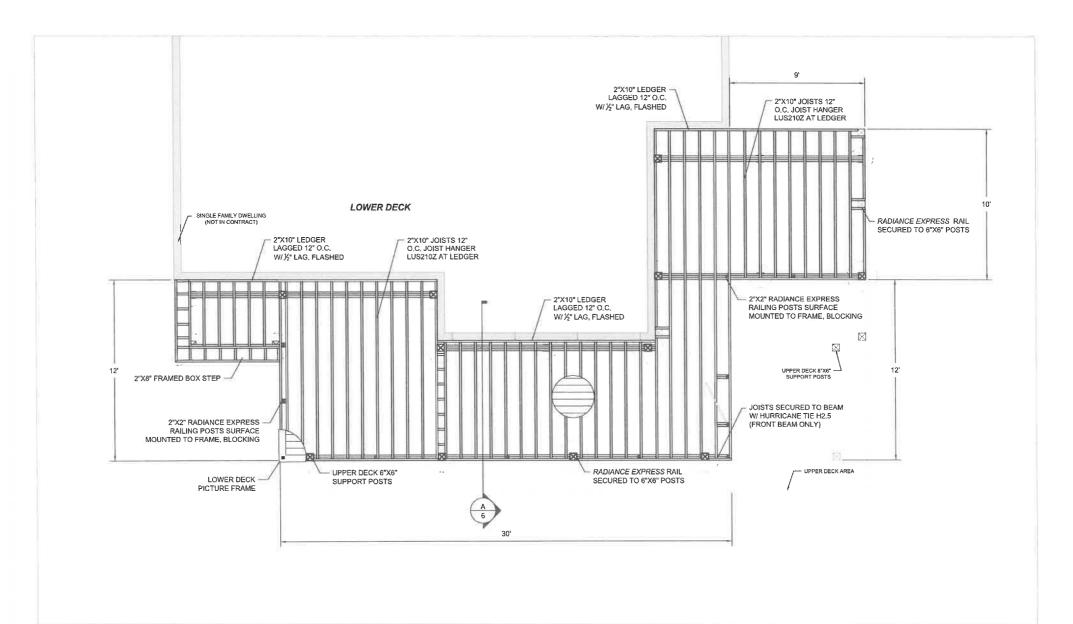




1313 ST. JOSEPHS COURT CROWNSVILLE, MD 21032 SHEET NAME: UPPER DECK POST & BEAM PLAN

SCALE: 1/4" = 1'-0"

SHEET NUMBER:

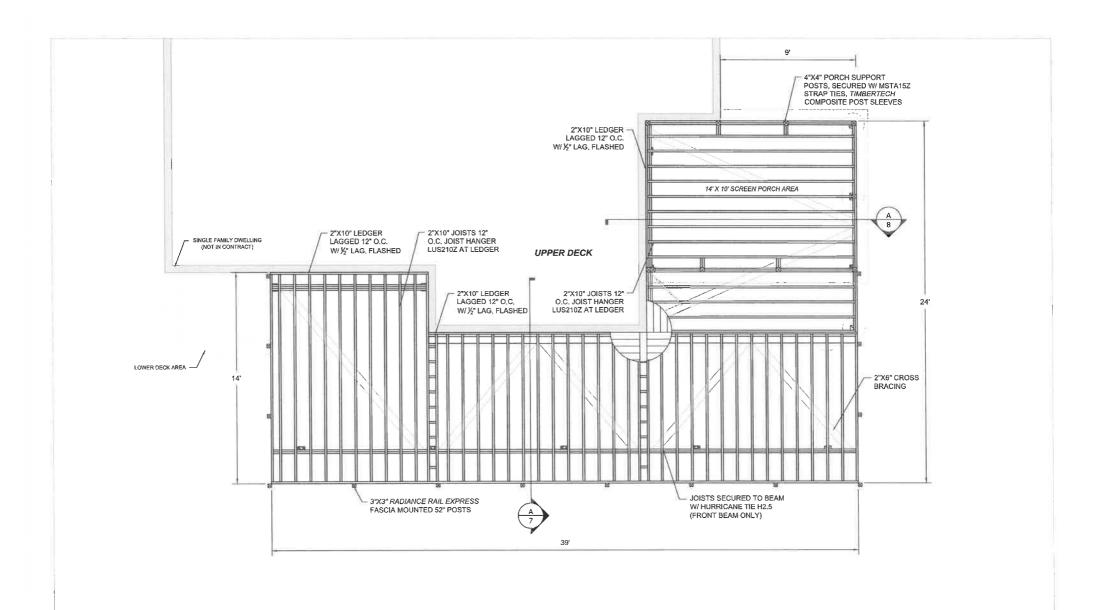




1313 ST. JOSEPHS COURT CROWNSVILLE, MD 21032 SHEET NAME: LOWER DECK FRAME PLAN

SCALE: 1/4" = 1'-0"

SHEET NUMBER:

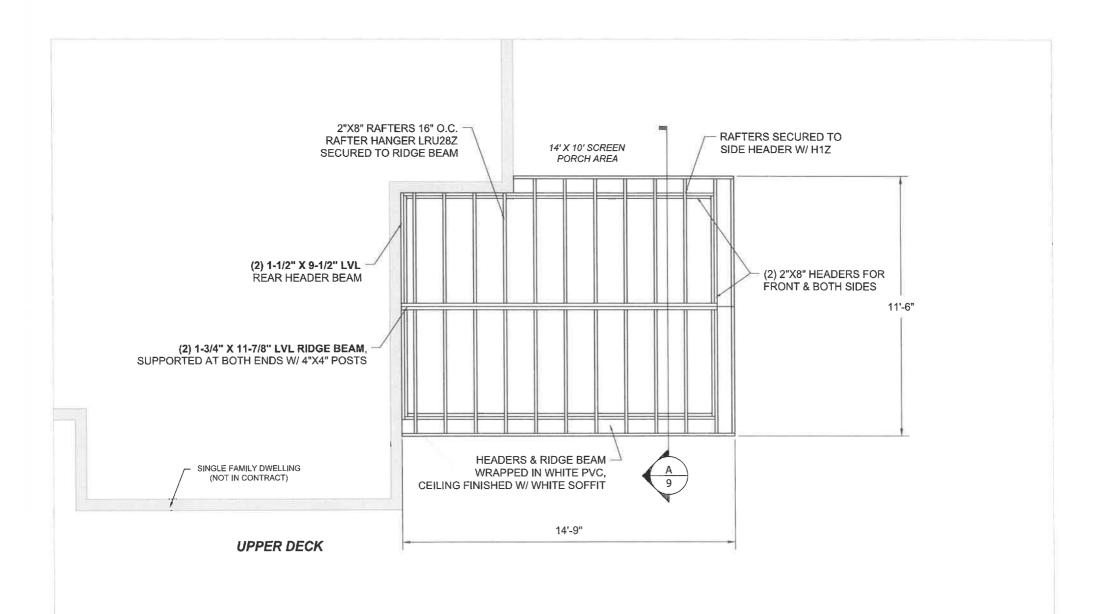




1313 ST. JOSEPHS COURT CROWNSVILLE, MD 21032 SHEET NAME: UPPER DECK FRAME PLAN

SCALE; 1/4" = 1'-0"

SHEET NUMBER:

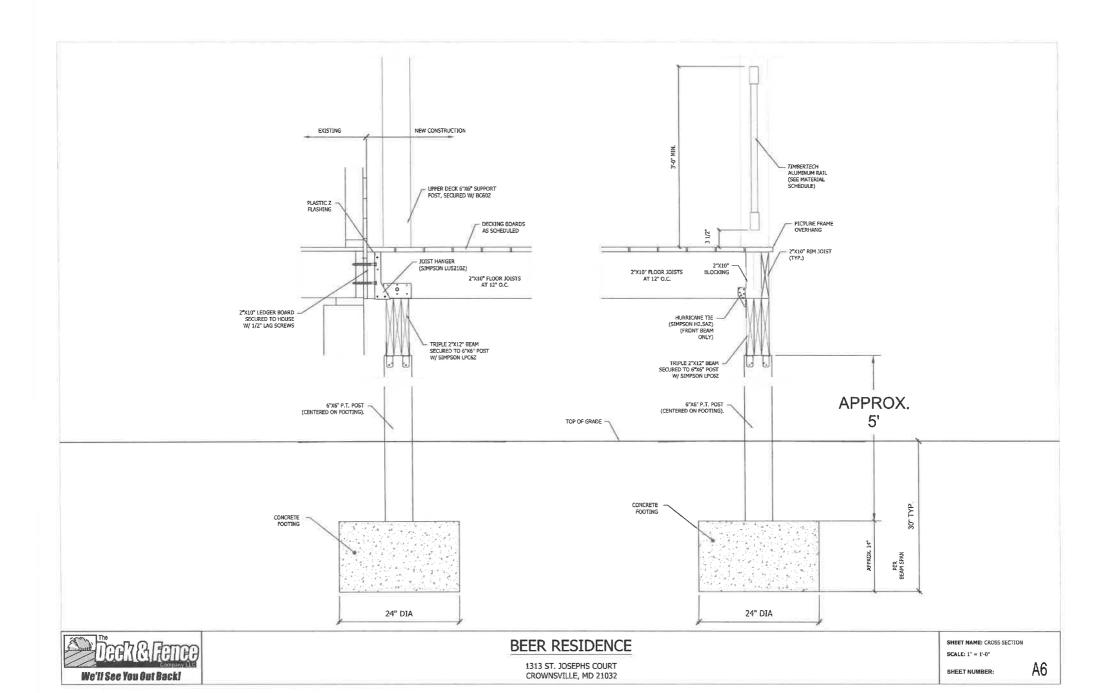


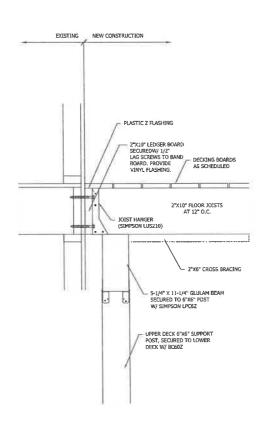


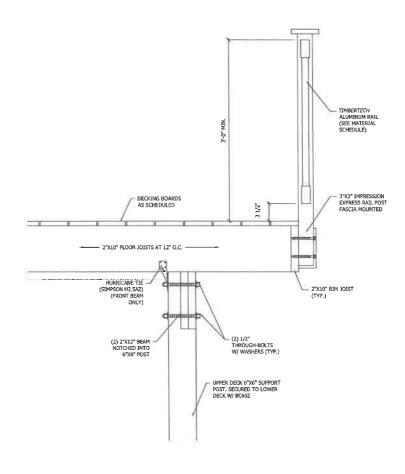
1313 ST. JOSEPHS COURT CROWNSVILLE, MD 21032 SHEET NAME: ROOF FRAME PLAN

SCALE: 3/8" = 1'-0"

SHEET NUMBER:





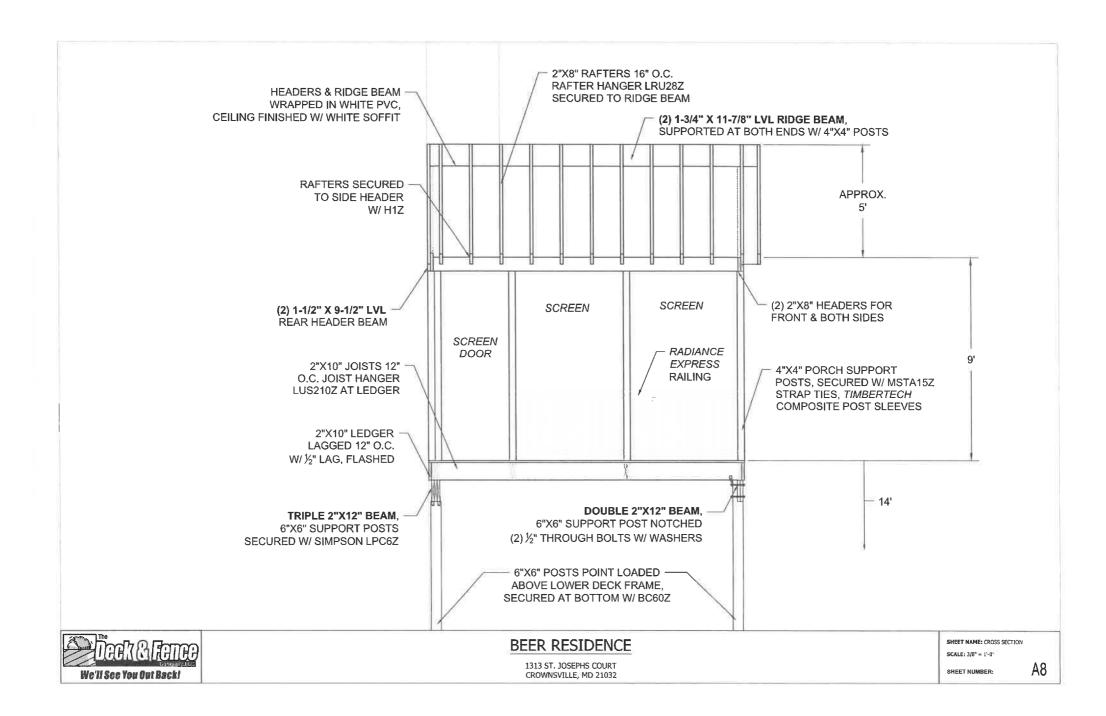


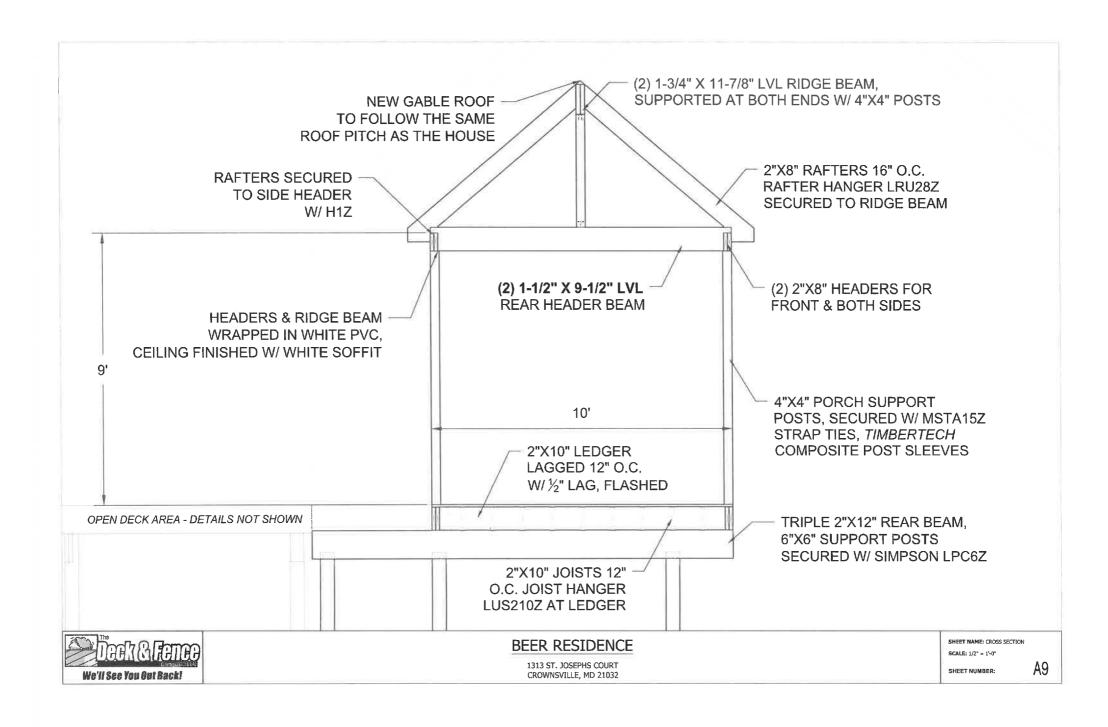


1313 ST. JOSEPHS COURT CROWNSVILLE, MD 21032 SHEET NAME: CROSS SECTION

SCALE: 1" = 1'-0"

SHEET NUMBER:



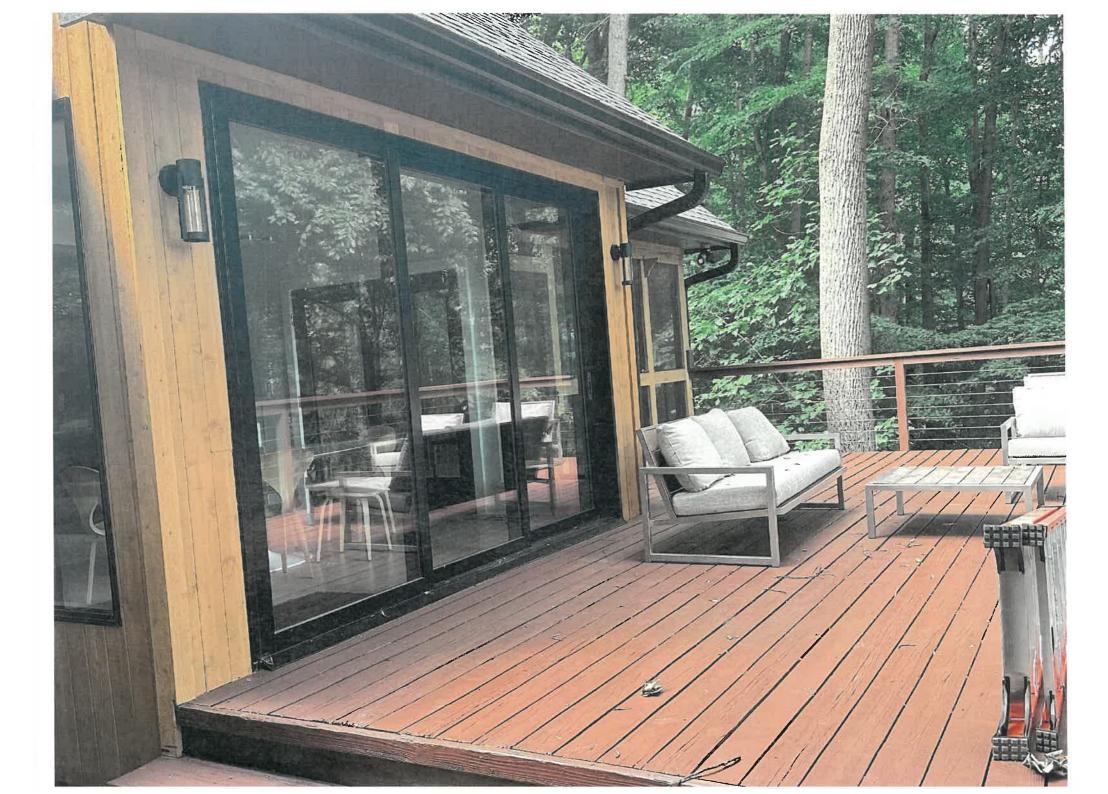




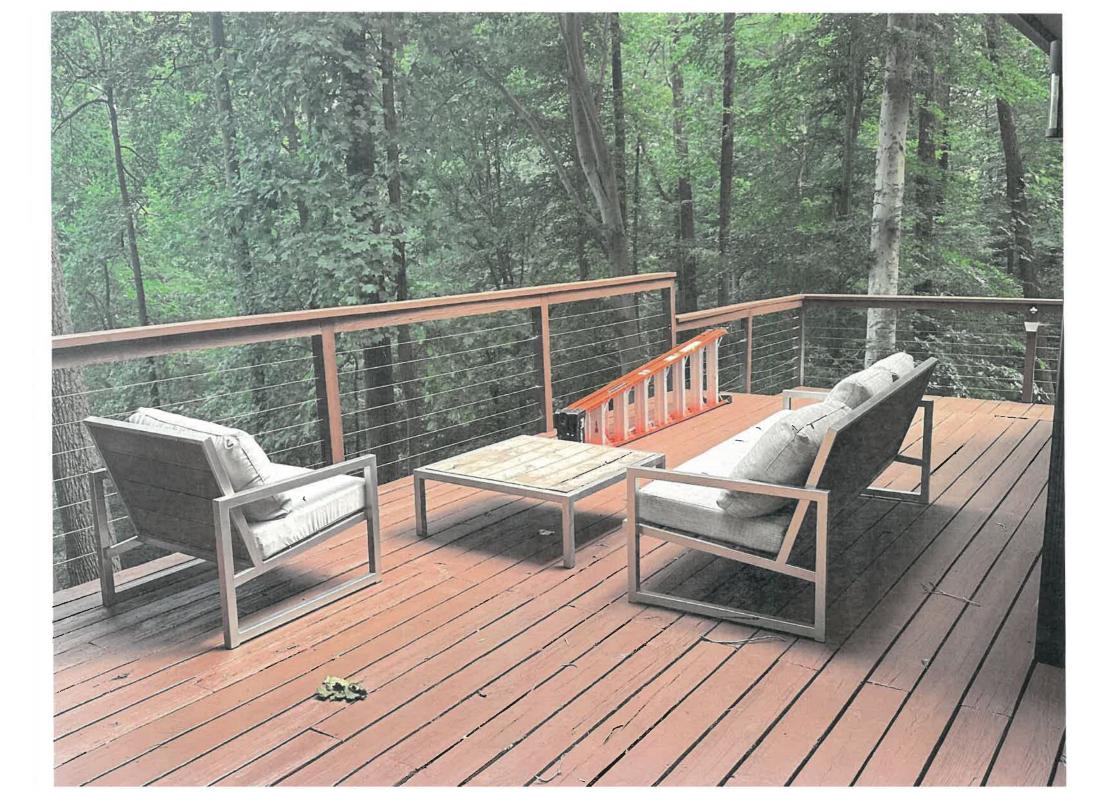


















J. Howard Beard Health Services Building 3 Harry S. Truman Parkway Annapolis, Maryland 21401 Phone: 410-222-7095 Fax: 410-222-7294 Maryland Relay (TTY): 711 www.aahealth.org

Tonii Gedin, RN, DNP Health Officer

MEMORANDUM

TO:

Sadé Medina, Zoning Applications

Planning and Zoning Department, MS-6301

FROM:

Brian Chew, Program Manager

Bureau of Environmental Health

DATE:

December 23, 2024

RE:

Robert Beer

1313 Saint Josephs Court Crownsville, MD 21032

NUMBER:

2024-0223-V

SUBJECT:

Variance/Special Exception/Rezoning

The Health Department has reviewed the above referenced variance to allow dwelling additions (two-story deck and screened porch) with less setbacks and buffer than required and with disturbance to slopes of 15% or greater.

The Health Department has reviewed the on-site sewage disposal and well water supply system for the above referenced property. The Health Department has determined that the proposed request does not adversely affect the on-site sewage disposal and well water supply systems. The Health Department has no objection to the above referenced request.

If you have further questions or comments, please contact Brian Chew at 410-222-7413.

cc:

Sterling Seay



OFFICE OF PLANNING AND ZONING

CONFIRMATION OF PRE-FILE MEETING

DATE OF MEETING 12/2/2024 (via email)

| | P&Z STAFFDonnie D./Kelly K |
|---|--|
| APPLICANT/REPRESENTATIVEApplied & Approved PermitsEMAIL_michelle@appliedandapproved.o | com |
| SITE LOCATION1313 Saint Josephs Ct. Crownsville | LOT SIZE_2.04 Acres_ ZONINGRLD |
| ca designationlda BMA or Bufferx | APPLICATION TYPEVariance |
| The applicant is proposing to replace the existing deck and | screened parch on the waterside of the existing dwelling |

The applicant is proposing to replace the existing deck and screened porch on the waterside of the existing dwelling. The existing deck is one level and the new deck will be two levels with the lower deck being smaller than the upper level. The applicant describes that the deck footprint will project 2 feet further than the existing deck. The screen porch will be replaced in kind. The proposal requires a variance for expanded buffer disturbance and appears to also need a variance for steep slope disturbance.

COMMENTS

From Zoning: The site plan needs to clearly show the existing and proposed improvements as it appears that the plan only shows the proposed. It is suggested that the plan show a detail of existing and a separate detail of the proposed so this Office can clearly differentiate what is currently there and the difference to what is proposed. Steep slopes should also be clearly delineated, possibly with shading to determine their exact location. The site plan also needs to show the LOD (limit of disturbance) with calculations on how much expanded buffer and steep slopes will be disturbed by the project.

From Development Division (Critical Area Team): There is no objection to the repair/in-kind replacement of the existing improvements, however, this Office cannot support an expansion of the decks or the screened porch.

INFORMATION FOR THE APPLICANT

Section 18-16-201 (b) Pre-filing meeting required. Before filing an application for a variance, special exception, or to change a zoning district, to change or remove a critical area classification, or for a variance in the critical area or bog protection area, an applicant shall meet with the Office of Planning and Zoning to review a pre-file concept plan or an administrative site plan. For single lot properties, the owner shall prepare a simple site plan as a basis for determining what can be done under the provisions of this Code to avoid the need for a variance.

*** A preliminary plan checklist is required for development impacting environmentally sensitive areas and for all new single-family dwellings. A stormwater management plan that satisfies the requirements of the County Procedures Manual is required for development impacting environmentally sensitive areas OR disturbing 5,000 square feet or more. State mandates require a developer of land provide SWM to control new development runoff from the start of the development process.

Section 18-16-301 (c) Burden of Proof. The applicant has the burden of proof, including the burden of going forward with the production of evidence and the burden of persuasion, on all questions of fact. The burden of persuasion is by a preponderance of the evidence.

A variance to the requirements of the County's Critical Area Program may only be granted if the Administrative Hearing Officer makes affirmative findings that the applicant has addressed all the requirements outlined in Article 18-16-305. Comments made on this form are intended to provide guidance and are not intended to represent support or approval of the variance request.

Rev 12/22/2016