

Tax Map/Block/Parcel  
No. 14-72-11

Building Permit/Zoning  
Certificate No. 03-2611

Case 4833

**OFFICIAL DECISION  
BOARD OF ZONING APPEALS  
CARROLL COUNTY, MARYLAND**

**APPLICANT:** Faith & Doug Summers  
6249 Old Washington Road  
Sykesville, Maryland 21784

**ATTORNEY:** N/A

**REQUEST:** An application for a conditional use for a kennel for less than 10 dogs for personal pets and a foster home for the Mid-Atlantic German Shorthaired Pointer Rescue, Inc., and a variance to the lot size and required property setbacks.

**LOCATION:** The site is located at 6249 Old Washington Road, Sykesville, MD 21784, on property zoned "A" Agricultural District in Election District 14.

**BASIS:** Code of Public Local Laws and Ordinances, Chapter 223-71 A (12) and 223-16

**HEARING HELD:** August 26, 2003

**FINDINGS AND CONCLUSION**

On August 26, 2003, the Board of Zoning Appeals (the Board) convened to hear the request for a conditional use for a kennel for less than 10 dogs for personal pets and a foster home for the Mid-Atlantic German Shorthaired Pointer Rescue, Inc., and a variance to the lot size and required property setbacks.

Based on the testimony and evidence presented, the Board made the following findings and conclusion:

The Applicants are involved in the Mid-Atlantic German Shorthair Pointer Rescue, Inc., and have been involved in rescuing German Shorthair Pointers for six years; 4 years in Carroll County. This rescue is for animals that are medically challenged. The Applicants house the animals until suitable foster homes are located. On the average, it takes approximately 30 days for an adoption. The applicants are volunteers in this non-profit rescue organization and donations are accepted by the rescue program for use in the veterinarian care of the animals.

**OFFICIAL DECISION**

**C4833**

**Page Two**

Currently there are six dogs on the property. The dogs would stay mostly indoors and will be allowed in the fenced yard area of the property for exercising. During the day, the dogs are crated inside the home for approximately 6 hours. There will be no outside kennel runs for the dogs. Bark collars are available for any barking dog; however, the Applicants bring the dogs indoors if they start to bark and the dogs are not known for their barking.

A variance is being requested for the reduction in the lot size from 3 acres to 1.75 acres and setbacks from 200 feet to the property line to 34 feet and 46 feet to the two side lot lines. The nearest residential lot begins 35 feet from the Applicants' property and the property line on the opposite side begins at 48 feet. Their 1.75-acre property is located on the east side of MD 97 in Daisy Meadows. The neighborhood is comprised of residential lots fronting on MD 97 surrounded by agricultural tracts of land. Failure to grant the variance will render the Applicants' plan impossible.

Based on the testimony and evidence presented, the Board made the following findings and conclusion:

This conditional use request for a kennel for less than 10 dogs for personal pets in a foster home for the Mid Atlantic Shorthaired Pointer rescue with a variance to the lot size and required property setbacks are approved with the following conditions:

1. This conditional use is limited to the rescue and housing of the breed known as German Shorthaired Pointers
2. This conditional use approval is limited only to the present owners based upon the specific facts of this case and will not be transferable with the sale of the property.

Sept. 25, 2003  
Date

David H. Roush  
David H. Roush, Vice Chairman