BOARD OF APPEALS EXHIBIT SHEET VARIANCES

APPI	LICATION NO. V-76-22	PETITIONER:	Felix Rivas
No.	Description		
	1		
1.	Application		
2.	Site Plan		
3.	Elevation Plans, (a thru d)		
	3(A) Left Front View 3(B) New Left Rear View 3(C) New Right Front View 3(D) New Right Rear View		
4.	Subdivision Plat		
5.	Color Photos, A thru J		
	5(A) Front View from Street 5(B) Another Front View from Street 5(C) Left Side from Next Door House 5(D) Left Rear Side from Next Door 5(E) Rear Left Side of the House 5(F) Rear Side of the House 5(G) Right View from Next Lot 5(H) Front Right View from Next Lot 5(J) Front Wall – 41" Tall 5(J) Rear Shed-11' Tall		
6.	SDAT Property Printout		
7.	PGAtlas Printout		
8.	Aerial Photos, A thru F		
	8(A-B) Photos 8(C-D) Photos 8(E-F) Photos		
9.	Neighboring Properties, A thru C		
	9(A-B) Photos 9(C) Phot		

Notice of Virtual Hearing, 11/29/2022

10.

11.	Persons of Record List, 11/29/2022
12.	Certified Mail Receipts
13.	Certification of Posting, w/photos, 11/30/22
14.	
15.	
16.	
17.	
18.	
19.	
20.	



Zoning and Administrative

County Administration Building, Room 1.-200 14741 Governor Oden Bowie Drive Upper Marlboro, Maryland 20772 (301) 952-3220

(USE BEACK INK ONLY)

PLEASE READ ALL INSTRUCTIONS
BEFORE FILLING OUT APPLICATION

Rev. 01/01/2020



HEARING DATE

APPLICATION FOR A VARIANCE

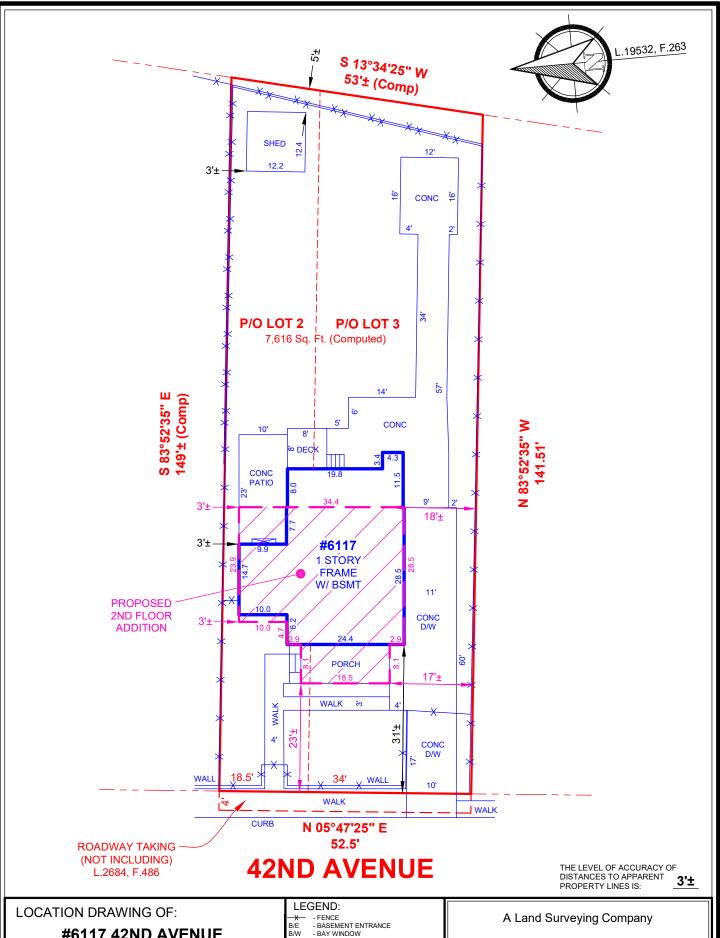
	of a Violation Notice, a copy of the notice is required.)
	corresponding paragraphs on <i>Instructions to Appl cants</i> , which is
designed to help you fill out this form.	
Address of Owner(s) Owner(s) Owner(s) Owner(s) Owner(s)	JAS
Address of Owner(s) 6117 42	2 Auc2
City Hyat SV, 11e	State MD /ip Code 20781
Telephone Number (home) 202876-48	(10) 0'-876-4216(work)
E-mail address: RIVAS MARITZA 2019	9@ GMAII. Com
Location and Legal Description of the Property	involved:
Street Address 6117 42 NO AUG)
City Hyattsville	
Lot(s) Block & Subdivision Name NICHOLS ADD	Parcel
Subdivision Name NICHOLS ADD	N to HynHsuille
Professional Service: ► Engineer Contractor Architect (af di	The section of the se
Name: Ken PARSONS	Phone Number: 301-3517 004 Song MD Email Address: PARSONS Ren @ AOL. Com
Address: NewWind	SORIND PORSONS DER GOAL COM
2617 GARSTIGIONET DITTE	Finali Address: 177% 3 on 3 K (12 G) 102. Covi
Attorney representing applicant: (If applicable	
Name:	Phone Number:
Address:	Phone Number: 1 V-76-22
	Email Address:

Association Name(s) & Address(es) (Homeowners/Citizens/C	Civic and/or Community):
Name:	
Address:	
Municipality (Incorporated City/Town)	
Name AyAttsuille	
Vhat will be or has been constructed on the property which	has required a variance?
A proposed 2 ND Flour ADDITI) to Side proporty
Has a Violation Notice / Stop Work Order /Correction Notice his property? No Yes Date Issued: Inspector's Name:	Violation Notice No. #
Do you need the services of a foreign language interpreter a	at your hearing? (\$30.00 fee required) Language:
	FEIIX RIVAS
	Signature of Owner/Attorney
	FELIX RIVAS
	Printed Name

IMPORTANT:

Failure to provide complete and accurate information on this application may delay or jeopardize consideration of the request. Applications on which all required information is not furnished will be returned for completion before processing.

Approval of a variance is not a guarantee that further review will not be necessary by other governmental authorities. For further information regarding Board of Zoning Appeals policies and procedures, see Sections 27-229 through 27-234 of the County Zoning Ordinance and/or the Board's website at http://pgecouncil.us/.



#6117 42ND AVENUE PART OF LOTS 2 & 3 BLOCK 2

PLAT BOOK A, PLAT 24

HYATTSVILLE

LIBER 19532, FOLIO 263

PRINCE GEORGE'S COUNTY, MARYLAND

SCALE: 1"=20' DATE: 04-30-2022 DRAWN BY: CP/AP FILE #: 224527-200

BAY WINDOW
BRICK
BLDG, RESTRICTION LINE
BASEMENT
CONCRETE
CONCRETE
DRIVEWAY
EXISTING
FRAME
- MACADAM

NOW OR FORMERLY)/H

- NOW OK FORM..._ - OVERHANG - PUBLIC UTILITY ESMT. PUBLIC IMPROVEMENT ESMT.

COLOR KEY:

DULEY





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14604 Elm Street, Upper Marlboro, MD 20772

Phone: 301-888-1111 Fax: 301-888-1114 Email: orders@duley.biz On the web: www.duley.biz



SURVEYOR'S CERTIFICATE

SURVETUR'S CERTIFICATE

I HEREBY STATE THAT I WAS IN RESPONSIBLE CHARGE OVER THE PREPARATION OF THIS DRAWING AND THE

SURVEY WORK REFLECTED HEREIN AND IT IS IN COMPLIANCE WITH THE REQUIREMENTS SETFORTH IN

REGULATION 12 CHAPTER 09.13.06 OF THE CODE OF MARYLAND ANNOTATED REGULATIONS. THIS SURVEY IS NOT

TO BE USED OR RELIED UPON FOR THE ESTABLISHMENT OF FENCES, BUILDING, OR OTHER IMPROVEMENTS, THIS

PLAT DOES NOT PROVIDE FOR THE ACCURATE IDENTIFICATION OF PROPERTY BOUNDARY LINES, BUT SUCH

IDENTIFICATION MAY NOT BE REQUIRED FOR THE TRANSFER OF TITLE OR SECURING FINANCING OR REFINANCING.

THIS PLAT IS OF BENEFIT TO A CONSUMER ONLY INSOFAR AS IT IS REQUIRED BY A LENDER OR A TITLE INSURANCE

COMPANY OR ITS AGENTS IN CONNECTION WITH THE CONTEMPLATED TRANSFER, FINANCING OR REFINANCING.

THE LEVEL OF ACCURACY FOR THIS DRAWING IS 3½. NO TITLE REPORT WAS FURNISHED TO NOR DONE BY THIS

COMPANY. SAID PROPERTY SUBJECT TO ALL NOTES, RESTRICTIONS AND EASEMENTS OF RECORD. BUILDING

RESTRICTION LINES AND EASEMENTS MAY NOT BE SHOWN ON THIS SURVEY. IMPROVEMENTS WHICH IN THE

SURVEYOR'S OPINION APPEAR TO BE IN A STATE OF DISREPAIR OR MAY BY CONSIDERED "TEMPORARY" MAY NOT

BE SHOWN. IF IT APPEARS ENCROACHMENTS MAY EXIST, A BOUNDARY SURVEY IS RECOMMENDED.

DULEY & ASSOC

WILL GIVE YOU A 100% **FULL CREDIT TOWARDS UPGRADING THIS** SURVEY TO A "BOUNDARY/STAKE" SURVEY FOR ONE YEAR FROM THE DATE OF THIS SURVEY.

(EXCLUDING D.C. & BALT. CITY

EXH. #V-76-22



New Left Front View





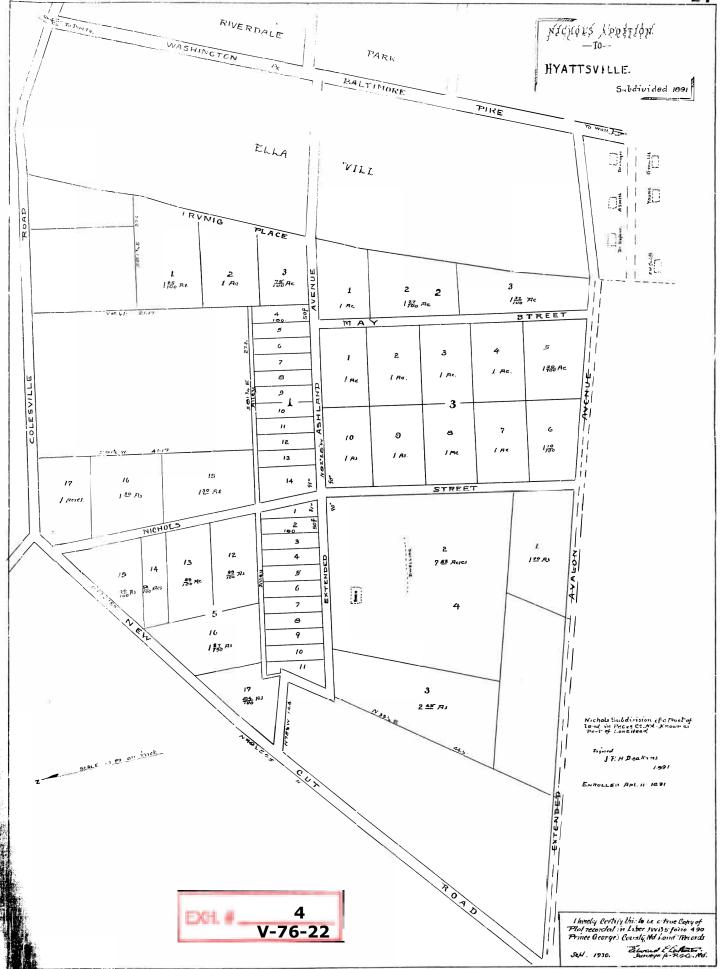
New Left Rear View



New Right Front View

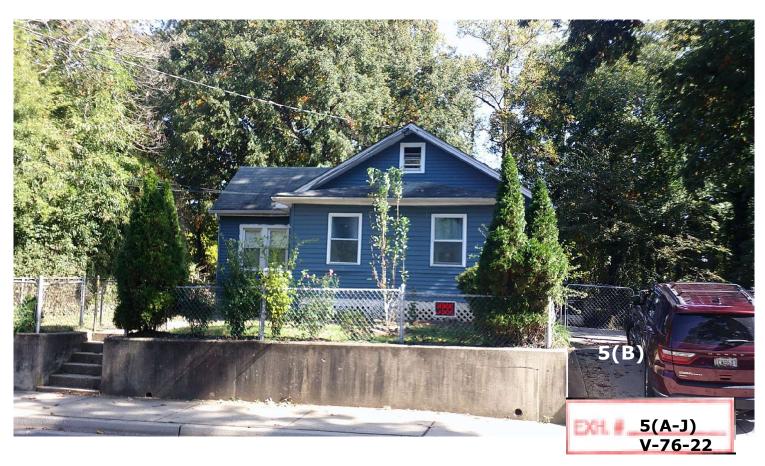


New Right Rear View





FRONT VIEW FROM STREET



ANOTHER FRONT VIEW FROM STREET



LEFT SIDE FROM NEXT DOOR HOUSE



LEFT (REAR) SIDE) OF FROM NEXT DOOR HOUSE



REAR (LEFT SIDE) OF HOUSE



REAR OF HOUSE



RIGHT VIEW FROM NEXT LOT



FRONT RIGHT VIEW FROM NEXT LOT



FRONT WALL - 41" TALL



REAR SHED - 11' TALL

Real Property Data Search ()

Search Result for PRINCE GEORGE'S COUNTY

View Map View GroundRent Redemption View GroundRent Registration

Special Tax Recapture: None

Account Identifier: District - 16 Account Number - 1790047

Owner Information

Owner Name: RIVAS FELIX & JOSE N RODRIGUEZ ETUse: RESIDENTIAL

ASCOBAR HILDAI R Principal Residence:YES

Mailing Address: 6117 42ND AVE Deed Reference: /19532/00263

HYATTSVILLE MD 20781-1414

Location & Structure Information

Premises Address: 6117 42ND AVE Legal Description: N PT LT3 EX FR 4FT

HYATTSVILLE 20781-0000 STR,PT LT2 EX 4FT STR

Map: Grid: Parcel: Neighborhood: Subdivision: Section: Block: Lot: Assessment Year: Plat No: A-8266

0042 00B3 0000 16026200.17 Plat Ref:

Town: HYATTSVILLE

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

1935 1.004 SF YES 7.613 SF

Stories Basement Type Exterior Quality Full/Half Bath Garage Last Notice of Major Improvements

STANDARD UNIT FRAME/3 YES 1 full

Value Information

Base Value Value Phase-in Assessments As of As of As of 01/01/2022 07/01/2022 07/01/2023 Land: 125,300 140,700 197,500 253,400 Improvements Total: 322,800 394,100 346,567 370,333

Preferential Land: 0 0

Transfer Information

Seller: NAIR,SHILJA Date: 05/18/2004 Price: \$243,000 Type: ARMS LENGTH IMPROVED Deed1: /19532/00263 Deed2: Seller: VILLATORO, JOSE P & HORENTICA D Date: 12/31/2003 Price: \$181.000 Deed1: /18586/00020 Deed2: Type: ARMS LENGTH IMPROVED Date: 02/11/2000 Seller: IRONS, DEBBIE Price: \$130,000 Deed1: /13634/ 00055 Deed2:

Type: ARMS LENGTH IMPROVED

Exemption Information

07/01/2023 Partial Exempt Assessments: Class 07/01/2022 County: 000 0.00 State: 000 0.00 000 0.00|0.00 Municipal: 0.00|0.00

Special Tax Recapture: None

Homestead Application Information

Homestead Application Status: No Application

Homeowners' Tax Credit Application Information

Homeowners' Tax Credit Application Status: No Application Date:

Property

Tax Account: 1817782

Owner Name: HYATTSVILLE OLIVER GARDENS LLC

Premise Address: 6101 42nd Ave, Hyattsville, MD 20781

Parcel Details Tax Account #: 1817782 Assessment District: 16 Lot: Block: 2 Parcel:

Description: SW PT LOT 3 EX TRI AT SE COR EQ 45116 SQ FT

Plat: A16-8266

HYATTSVILLE **Acreage:** 1.0360

Ownership Information

Owner Name: HYATTSVILLE OLIVER

GARDENS LLC

Owner Address: 3400 Dean Dr,

Hyattsville, MD 20782 **Liber:** 15056 **Folio:** 107 **Transfer Date:** 10/4/2001

Subdivision: NICHOLS ADDN TO Current Assessment: \$2,368,167.00

Land Valuation: \$676,700.00

Improvement

Valuation: \$1,691,467.00 **Sale Price:** \$1,060,000.00 Structure Area (Sq Ft): 26

Tax Account: 1790047

Owner Name: RIVAS FELIX & JOSE N RODRIGUEZ ET

Premise Address: 6117 42nd Ave, Hyattsville, MD 20781

Parcel Details

Tax Account #: 1790047

Assessment District: 16 Lot: Block: 2 Parcel:

Description: N PT LT3 EX FR 4FT Hyattsville, MD 20781

STR,PT LT2 EX 4FT STR

Plat: A16-8266

HYATTSVILLE Acreage: 0.1750

Ownership Information

Owner Name: RIVAS FELIX & JOSE N

RODRIGUEZ ET

Owner Address: 6117 42nd Ave,

Liber: 19532 **Folio:** 263 **Transfer Date:** 5/18/2004

Subdivision: NICHOLS ADDN TO Current Assessment: \$346,567.00 **Land Valuation:** \$130,433.00

Improvement

Valuation: \$216,133.00 Sale Price: \$243,000.00

Structure Area (Sq Ft): 1004

Administrative Details

Tax Map Grid: 042B3 WSSC Grid: 207NE03 Tree Conservation

Plan 1:

Tree Conservation

Plan 2:

Councilmanic District: 2

Tree Conservation

Administrative Details

Tax Map Grid: 042B3

WSSC Grid: 207NE03

Tree Conservation

Plan 2:

Plan 1:

Councilmanic District: 2

Legislative District (2014)

Legislative District: 22 Member 1: Paul G. Pinsky

Party 1: Democrat Member 2: Anne Healey Party 2: Democrat

Member 3: Alonzo T. Washington

Party 3: Democrat

Member 4: Nicole A. Williams

Party 4: Democrat

Prior Development District Overlay (Prior)

Overlay Zone: D-D-O

M-NCPPC: Prince George's County Planning



Plan Name: GATEWAY ARTS DISTRICT SECTOR PLAN AND SMA

Resolution: CR-78-2004 Adoption Date: 11/30/2004 Acreage: 1907.699336

Councilmanic District (2014)

District: 2

Councilmember: Deni Taveras Political Party: Democrat Telephone: 301-952-4436 Email: dltaveras@co.pq.md.us

District: Null

Councilmember: Mel Franklin (At Large)

Political Party: Democrat Telephone: 301-952-2638 Email: mfranklin1@co.pg.md.us

District: Null

Councilmember: Calvin S. Hawkins, II (At Large)

Political Party: Democrat Telephone: 301-952-2195

Email: at-largememberhawkins@co.pg.md.us

Tax Grid

Map Grid: 42-B3

Watershed (DOE)

Name: NORTHWEST BRANCH (ANA)

Watershed - 12 digit (DNR)

MDE 6 Digit Code: 021402

MDE 6 Digit Name: WASHINGTON METROPOLITAN

MDE 8 Digit Code: 02140205
MDE 8 Digit Name: Anacostia River

Watershed Code: 0818

DNR 12 Digit Designator: 021402050818

Tributary Strategy Watershed: MIDDLE POTOMAC

NRCS HUA14 Digit Code: 02070010030130 NRCS HUA11 Digit Code: 02070010030 NRCS HUA8 Digit Code: 02070010

Acreage: 4987.130371

WSSC Grid

Grid: 207NE03

Zip Code

Zip Code: 20781



City: Hyattsville

Alternate Names: N/A

Zoning (Current)

Zone Type: Residential

Class: RMF-20 (Residential, Multifamily-20)

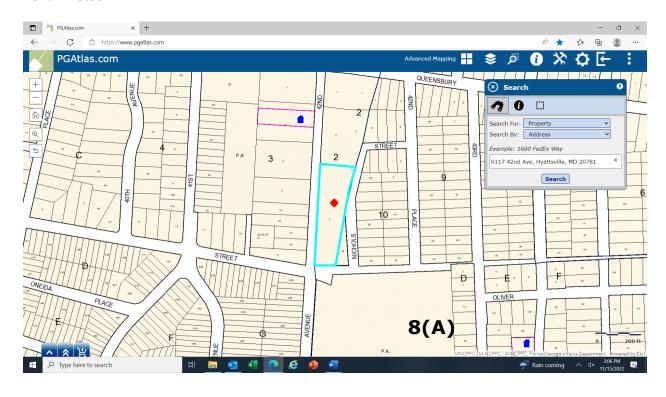
Zoning (Prior)

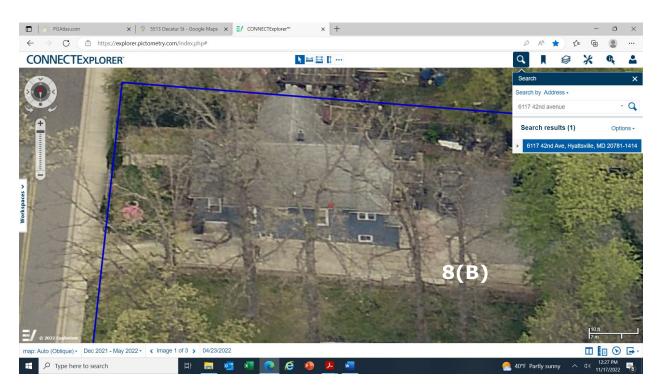
Zone Type: Residential

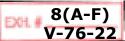
Class: R-18 (Multifamily Medium Density Residential)

M-NCPPC: Prince George's County Planning

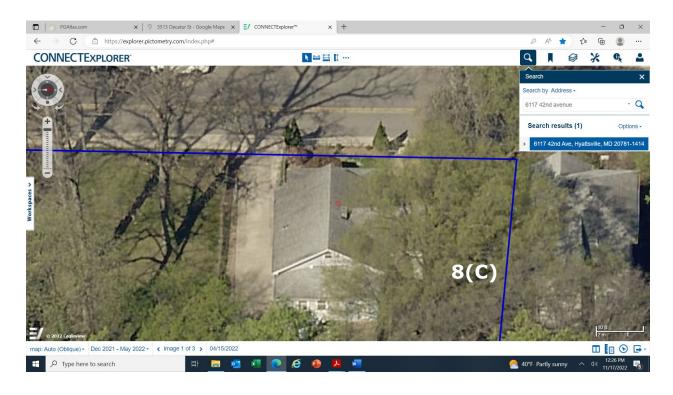
V-76-22 Aerial Photos

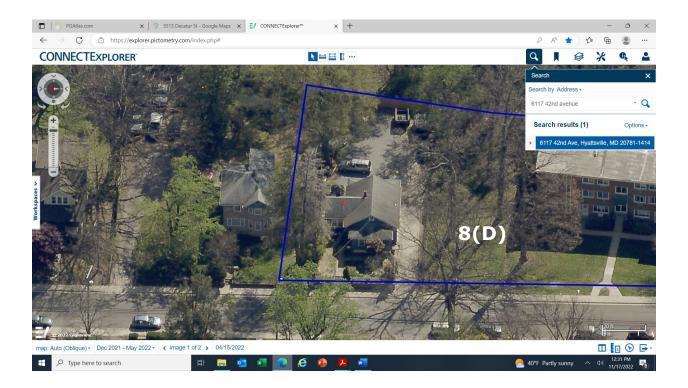




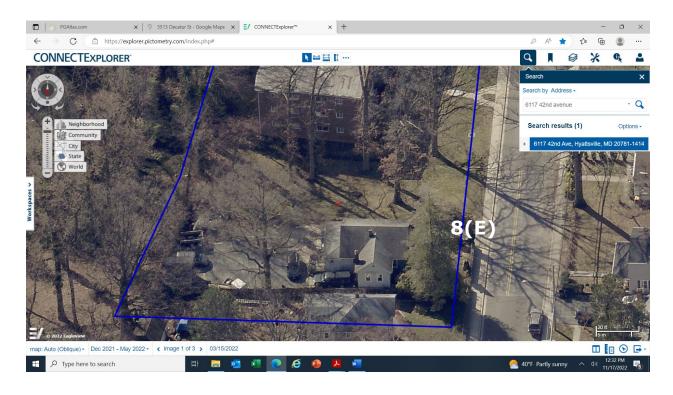


V-76-22 Aerial Photos



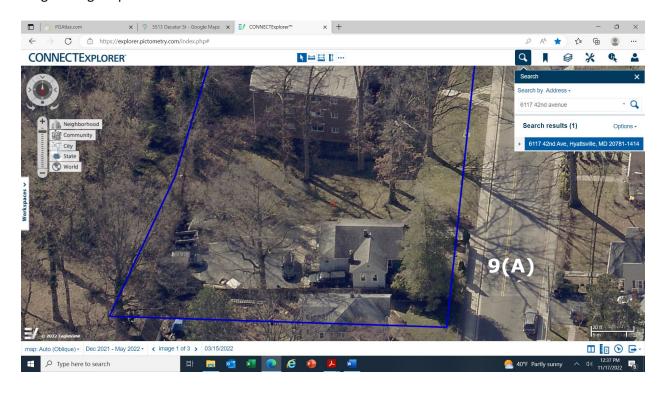


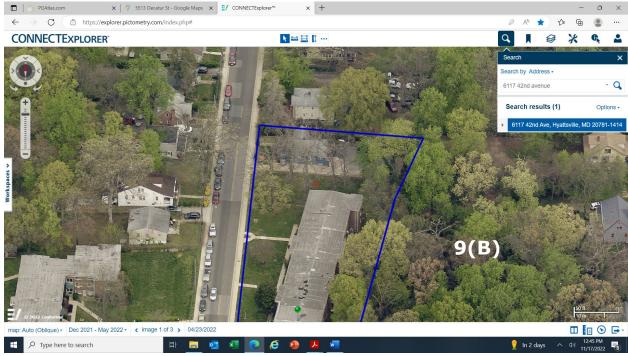
V-76-22 Aerial Photos





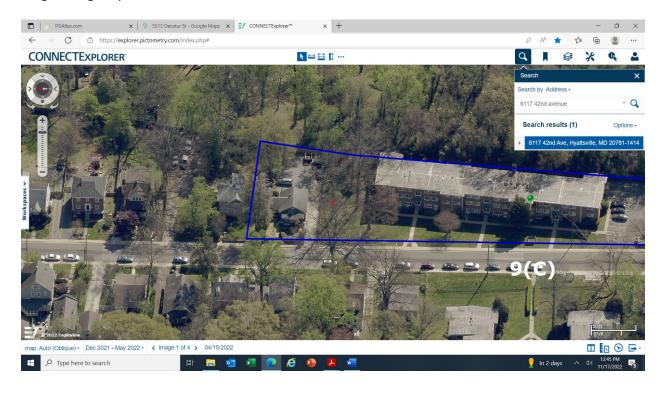
V-76-22 Neighboring Properties







V-76-22 Neighboring Properties





THE PRINCE GEORGE'S COUNTY GOVERNMENT

BOARD OF ZONING APPEALS

BOARD OF ADMINISTRATIVE APPEALS

WAYNE K. CURRY COUNTY ADMINISTRATION BUILDING, LARGO, MARYLAND 20774 **TELEPHONE (301) 952-3220**

NOTICE OF VIRTUAL HEARING

Date: November 29, 2022

Petitioner:

Felix Rivas

Appeal No.:

V-76-22

Hearing Date: WEDNESDAY, DECEMBER 14, 2022, AT 6:00 P.M. EVENING

Place:

Virtual Hearing

Appeal has been made to this Board for permission to obtain a building permit for the construction of a 2nd floor addition over existing house on Residential, Multifamily-20 (RMF-20) Zoned property known as Part of Lots 2 & 3, Block 2, Nichols Addition to Hyattsville Subdivision, being 6117 42nd Avenue, Hyattsville, Prince George's County, Maryland, contrary to the requirements of the Zoning Ordinance.

The specific violation resides in the fact that Zoning Ordinance Section 27-4202(h)(3) prescribes that each lot shall have a side yard at least 8 feet in width. A variance of 5 feet side yard width is requested.

Virtual hearing on this Appeal is set for the time and place stated above. **Petitioner**, or counsel representing Petitioner, should be present at the hearing. A Petitioner which is a corporation, limited liability company, or other business entity MUST be represented by counsel, licensed to practice in the State of Maryland, at any hearing before the Board. Any non-attorney representative present at the hearing on behalf of the Petitioner (or any other person or entity) shall not be permitted to advocate.

Adjoining property owners, who are owners of premises either contiguous to or opposite the property involved, are notified of this hearing in order that they may express their views if they so desire. However, their presence is not required unless they have testimony to offer the Board. In order to give verbal testimony during the virtual hearing, you must register with the Board of Appeals at least 5 days prior to the virtual hearing. Please call 301-952-3220 to register. No additional speakers will be allowed to give testimony unless registered with the Board. Please also visit the Board of Appeals website for Virtual Hearing Instructions and procedures at http://pgccouncil.us/BOA

If inclement weather exists on hearing date, please contact the office to ascertain if hearing is still scheduled.

BOARD OF ZONING APPEALS

Administrator

cc:

Petitioner

Adjoining Property Owners Park and Planning Commission City of Hyattsville

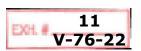
V-76-22 V-76-22 V-76-22 6030 42ND AVENUE LLC **FELIX RIVAS BOARD OF EDUCATION** 6117 42ND AVENUE 6001 42ND AVENUE PO BOX 9724 **HYATTSVILLE MD 20871 HYATTSVILLE MD 20871** SILVER SPRING MD 20916 V-76-22 V-76-22 V-76-22 HYATTSVILLE QUEENSBURY LLC **NENITTO A BURTON CAROLA AND WINSTON ROSE** 3400 DEAN DRIVE 6110 42ND AVENUE 6112 42ND AVENUE **HYATTSVILLE MD 20871 HYATTSVILLE MD 20871 HYATTSVILLE MD 20871** V-76-22 V-76-22 V-76-22 MARTHA URQUILLA TARA SUSMAN-PENA STEP PROPERTY MANAGEMENT GROUP 6106 42ND AVENUE 4908 ENTERPRISE ROAD JOSE ROMERO 6116 42ND AVENUE **HYATTSVILLE MD 20871 BOWIE MD 20720 HYATTSVILLE MD 20871** V-76-22 V-76-22 V-76-22 MICHAEL GEMENY GARY BAKER HARTMUT DOEBEL 6104 42ND PLACE 6112 42ND PLACE **4221 OGLETHORPE STREET HYATTSVILLE MD 20871 HYATTSVILLE MD 20871 HYATTSVILLE MD 20871** V-76-22 V-76-22 V-76-22 JAMES DARIUS BALL ETAL JOHN PETERS ETAL CITY OF HYATTSVILLE

4116 OLIVER STREET

HYATTSVILLE MD 20871

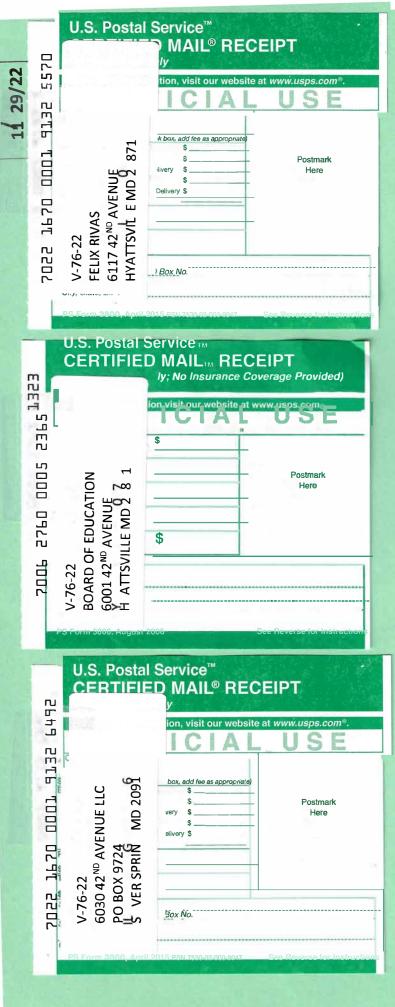
4112 OLIVER STREET

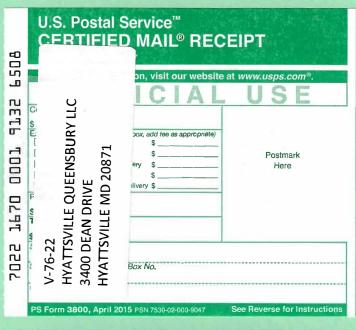
HYATTSVILLE MD 20871

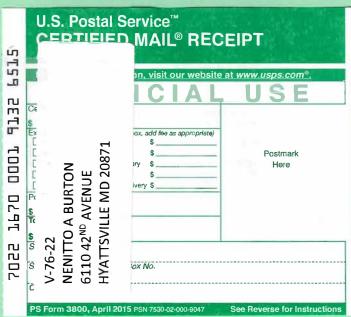


4310 GALLATIN STREET

HYATTSVILLE MD 20781



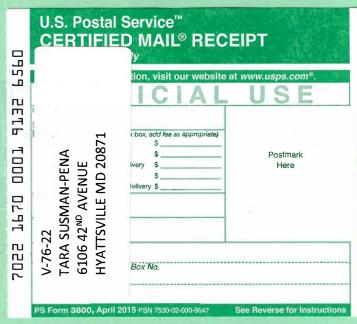








4P	U.S. Postal	Service™ MAIL® RECEIPT ly
6546		tion, visit our website at www.usps.com*.
1670 0001 9132	V-76-22 MARTHA URQUILLA JOSE ROMERO 6116 42 ND AVENUE HYATTSVILLE MD 20871	k box, add fee as appropriate) \$ \$ Postmark Here Delivery \$ Box No.
7022	V-76-22 V-76-22 MARTHA JOSE RO 611642 HYATTSV	Box No.
	PS Form 3800, April 20	15 PSN 7530-02-000-9047 See Reverse for Instructions



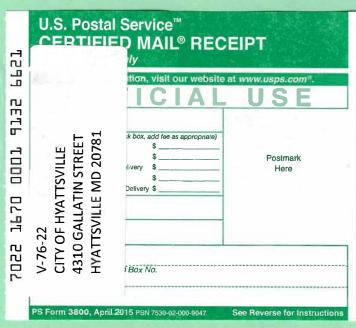


L584	U.S. Postal CERTIFIE	Servi¢e™ D MAIL® REC Jy ion, visit our website a	
0001 9132	V-76-22 GARY BAKER 4221 OGLETHORPE STREET HYATTSVILLE MD 20871	box, add fee as appropriate) \$ very \$ selivery \$	Postmark Here
7022 1670	V-76-22 GARY BAKER 4221 OGLETH HYATTSVILLE	Box No.	See Reverse for Instructions





1670 0001 9132 6607	V-76-22 JAMES DARIUS BALL ETAL 4112 OLIVER STREET HYATTSVILLE MD 20871	Service TM D MAIL® RECEIPT Ny Ition, visit our website at www.usps.com®. ICIAL USE :k box, add fee as appropriate) \$ \$ Postmark Here S Delivery \$	
7022		7 Box No. 2015 PSN 7530-02-000-9047 See Reverse for Instruction	ons



BOARD OF APPEALS - POSTING

Petitioner:	Felix Rivas		
Appeal No.:	<u>V-76-22</u>		
THE PUBLIC COMPLETE TOGETHER FIVE (5) BUS NOTED BEI	S) MUST BE POSTED ON THE PROPER'S CHEARING BEFORE THE BOARD OF A CERTIFICATION OF POSTING. CERT WITH PHOTOGRAPH(S) OF SIGN(S), VISINESS DAYS AFTER THE FIRST DAYS. PERIOD: 11/29/22 thru 12/14/22	APPEALS. PERSON WHO PO TFICATION OF POSTING FOI WITH THE BOARD OF APPE	OSTS SIGN(S) MUST RM MUST BE FILED, ALS <u>NO LATER THAN</u>
RETURN CE	ERTIFICATION OF POSTING, WITH	PHOTOGRAPH(S)	
BY NO LAT	•	-	
	<u>CERTIFICAT</u>	TION OF POSTING	
PETITIONER	R'S REQUEST IN THIS APPEAL WAS P	OSTED ON THE SUBJECT PF	OPERTY IN
ACCORDAN	NCE WITH SECTION 27-125.03(a) OF TH	HE PRINCE GEORGE'S COUN	TY ZONING ORDINANCE
ON (Date)/	November 21, 202 BY (Name) K	en Parsons	_, (Address)
	3		PHOTOGRAPH(S
OF THE SIG	GN(S) AS POSTED IS/ARE ATTACHE	D.	
		Signature of Person Who Po	
DI DACD	ATTACH DHOTOGD ADH(S) OF SIGN(S	~	

PLEASE ATTACH PHOTOGRAPH(S) OF SIGN(S)

Affidavit & photos can be e-mailed or mailed to:

Board of Appeals

Boardofappeals@co.pg.md.us

Wayne K. Curry County Administration Building, 3rd Floor

1301 McCormick Drive

Largo, MD 20774 (301) 952-3220

EXH. # 13 V-76-22





