

Tax Map/Block/Parcel  
No. 12-9-436

Case 5502

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

**APPLICANT:** Ellwood and Denise Bartlett  
4720 Turkeyfoot Road  
Westminster, Maryland 21157

**ATTORNEY:** Jeff Griffith

**REQUEST:** An appeal of the Zoning Administrator's decision denying a request for a private kennel for up to 10 dogs\* as an accessory use to a residence.

**LOCATION:** The site is located at 4720 Turkeyfoot Road, Westminster, on property zoned "A" Agricultural District in Election District 3.

**BASIS:** Code of Public Local Laws and Ordinances, Section 223-186 A

**HEARING HELD:** October 22, 2009

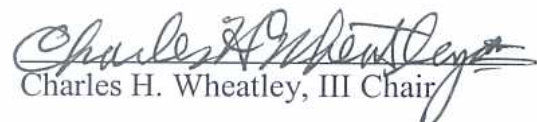
**FINDINGS AND CONCLUSION**

On October 22, 2009, the Board of Zoning Appeals (the Board) convened to hear a request for a private kennel for up to 10\* dogs as an accessory use to a residence. Based on the testimony and evidence presented, the Board made the following findings and conclusion:

The subject property is the Appellant's residence in the Agricultural zone on 22.79 acres (+-). The Appellants wish to keep up to 10 dogs on the property as pets. The dogs reside in the home. There will be no breeding or boarding of other people's dogs. The closest curtilage area of any other residence is 300 feet. There will be no traffic generated by this use. The dogs are enclosed by invisible fencing or kept inside.

Based on the large size of this property, and the distance between the Appellant's house and their neighbors, the Board found that the keeping of pet dogs is an accessory use to this residence in the Agricultural zone. Noise from barking dogs will be negligible. However, the Board concluded that only 8 dogs would be considered accessory, and that any more than 8 would be excessive for this property. Accordingly, the appeal was granted with a limit of 8 dogs as personal pets.

11/18/09  
Date

  
Charles H. Wheatley, III Chair

\*Amended from 12 to 10 at the hearing