

IN RE: PETITION OF ANNA MAY CALK (CANDLE LIGHT LODGE)
FOR A SPECIAL HEARING TO HAVE CONSIDERED THE
PROVISIONS OF THE ZONING REGULATIONS FOR BALTIMORE
COUNTY RELATIVE TO NON-CONFORMING USES.

ORDER OF THE ZONING COMMISSIONER OF BALTIMORE COUNTY.

This case originated by the filing of a Petition by Anna May Calk on November 16, 1948, for a Special Hearing under the Zoning Regulations for Baltimore County to have considered the provisions of said regulations relating to lawful non-conforming uses and more specifically to have determined whether or not a lawful non-conforming use to carry on a restaurant business in a residential zone includes the right to serve beer, wine and liquor beverages in connection therewith on the premises where the non-conforming use for a restaurant business is being carried on the premises known as the Candle Light Lodge, Frederick Road at Rolling Road, in Baltimore County.

The object and purpose and the time and place of the hearing was posted on the premises and advertised in the Jeffersonian, a newspaper printed in Baltimore County, and on November 22, 1948, at 11 A. M., in pursuance to said notice and a writement, a public hearing was held on said petition serving of beverages, including alcoholic and intoxicating beverages, is usual, ordinary and customary in a restaurant, such as the one in question, and that the serving of such beverages does not amount to a change of the non-conforming use as contemplated by the Zoning Regulations for Baltimore County.

Therefore, it is ordered and determined by the Zoning Commissioner of Baltimore County that the applicant, Anna May Calk, has the right to sell and serve beer, wine and alcoholic beverages in connection with the restaurant business conducted by her on the said premises, known as the Candle Light Lodge, Frederick Road at Rolling Road, Catonsville, Maryland, and that her application to the Clerk of the Circuit Court for Baltimore County for a Class "B" On-Sale Hotel or Restaurant Beer, Wine and Liquor License should be and the same is hereby approved as to zoning.

Charles H. King
Zoning Commissioner of Baltimore County

DATED:
December 23, 1948

Filed Nov 16/48
CHP

1312

PETITION FOR SPECIAL HEARING

IN THE MATTER OF PETITION
OF
ANNA MAY CALK
BEFORE THE
ZONING COMMISSIONER
OF
BALTIMORE COUNTY

For A Special Hearing

To the Zoning Commissioner of Baltimore County:

ANNA MAY CALK, Petitioner, hereby petitions for a Special Hearing, under the Zoning Law and Regulations of Baltimore County in order to establish the fact that where a non-conforming use exists (on the hereinafter described property) as a restaurant whether or not the right to carry on the restaurant business includes the right to serve beer, wine and liquor beverages in connection therewith on the said premises on Frederick Road near Rolling Road in Baltimore County, known as the Candle Light Lodge.

Anna May Calk
Petitioner.
Barbara Carozzi
Solicitor for Petitioner

October 22, 1948

Regene M. Carozzi, Esquire
713 Frederick Road
Baltimore 25, Md.

Dear Sirs:

The Board of Zoning Appeals concluded that the matter of the non-conforming use of the Candle Light Lodge was not properly before them. Therefore, they would not take any action in connection therewith.

The Board's view and the view of Council were that the matter should come before the Zoning Commissioner on a petition similar to the one that I enclose, and a notice and hearing be had on said petition in conformity with the Zoning Regulations, and then from the action of the Zoning Commissioner an appeal properly lies to said Board and to the Circuit Court. By following this procedure a record may be built up upon which any one aggrieved may take an appeal to the Circuit Court.

The costs are \$11, which are required to be paid in advance and the appeal costs to the Board of Zoning Appeals are \$27.

Very truly yours,

Zoning Commissioner

CID:J

REC'D NOV 29 1948

#1312-48

CERTIFICATE OF PUBLICATION

TOWSON, MD. November 25, 1948

THIS IS TO CERTIFY, That the annexed advertisement was published in THE JEFFERSONIAN, a weekly newspaper printed and published in Towson, Baltimore County, Md.

day of December 1948. The first publication appearing on the 17th day of December 1948.

P. J. Securt
THE JEFFERSONIAN,
Manager

Cost of Advertisement, \$.....

CERTIFICATE OF POSTING

ZONING DEPARTMENT OF BALTIMORE COUNTY

Towson, Maryland

1312-M

District..... Date of Posting Nov 24/48

Posted to the right to serve beer, wine and liquor in a Restaurant

Petitioner: Candle Light Lodge

Location of property: South side of Frederick Road at Rolling Road

Location of Signs: South side of Frederick Road, 50 ft. southeast of Rolling Road

Remarks: Harry C. Carozzi

Posted by Harry C. Carozzi Date of return: Nov 24/48

MICROFILMED

NO PLAT
IN
THIS FOLDER

November 16, 1948

\$13.00

RECEIVED of Anna May Calk, the sum of Thirteen (\$13.00) Dollars, being cost of petition for special hearing, advertising and posting of property on south side of Frederick Road, 1st District of Baltimore County.

Zoning Commissioner

Hearings

on Monday, Dec. 6, 1948

at 11:00 a.m.

PAID
NOV 16 1948