6/4/53 - 10 AM

RECD OCT / 0 1952

IN THE HASTER OF:

PETITION OF DELANG J. PITZONEMAID, et al. FOR REGLASSIFICATION FROM \*A\* MESILENCE COMEN TO \*A\* CONTROL OF PROPERTY :
SITUATE ON SOUTHWEST-SIDE OF RETEXESTOWN ROUD, SO FERT SOUTHERST UP
NORTHER CENTRAL PALIBACH, GRESSFRING
RANGE, REIDS KLIECTION DISTRICT OF E COUNTY . STATE OF MARYLAND

BEFORE AMOUNTAINE J. MINIEP ZONTHO COMMISSIONER

BALTINONE COUNTY, NAMYLAND

CROKE FOR APPEAL

Please enter an Appeal to the Board of Zoning Propeals from the Decision and Order of the Zoning Commissioner of Baltimors County, State of Maryland, passed in the above captioned cause on October 8, 1952 and transmit all papers and records incident thereto to said Board of Zening Appeals, Towson, Waryland.

Attorneys for Politioners

We hereby certify that a copy of the foregoing Order for Appeni was mailed to James C. L. Anderson, Esq., Masonic Building, Towson 4, Maryland, Attorney for Protestants this /o day of October, 1952.

Attorneys for Potitioners

Baltimore County Planning Commission Zemen 4. Margiand

June 11, 1953.

Mr. H. Guy Campbell, Chairman Board of Zoning Appeals Towns h. Haryland

Subject: Special Permit for Drive-in Theatre on Southwest Side of Reisterstown Read near Intersection of Northern Central Railroad, Green Spring Branch in Garrison

This petition was discussed orally with Mr. Muller when he was Coming Commissioner, but we made no written statement on the subject. E.comes, therefore, there is no report from us in red-erance to this nature, I am sending brief comments to you in subscume of the bearing.

Although this area is now under consideration in consenter with the land the Study, we are not yet ready for a sould re-commenda-ter that the study of the study of the study of the south-cast and north, however, additional that property is clearly and legically destined for continuing residential use with further development supplementing the existing comments suffered eleming, development supplementing the existing comments suffered eleming, development supplementing the existing comments and the study inconsentation of a drive-of-newly, which by the very nature brings in connectated volumes of non-local traffic for or and wide, is sincompatible with residential majorbarboads because of noise, high-spect traffic, might then lightling, dec.

speed traffic, night time lighting, etc.

The proposed dirtural at this location would be largely dependent on Reinferstown Road for access (namenth as a there is no existing everagencia). Littlewing friend theoremical points will provide for recognization of the state of the s

## Petition for Zoning Re-Classification

To The Zoning Commissioner of Baltimore County :-

Most we, Delano Fitzgerald

All that percel of land in the Emired District of Baltimore County on the southeset side of Reisterstown Road, beginning 650 feet southeast of Borthern Central Railroad, Green Spring branch, themes southeasterly and binding on the southeast side of Reisterstown Roadsia feet 8 inches with a rectangular depth southeasterly of 150 feet.

hereby petition that the zoning status of the above described property be re-classified, pursuant to the Zoning Law of Baltimore County, from an A "A" Residence zone to an "E" Commercial, zone. Reasons for Re-Classification . Approved Commercial Use ...

Size and height of building: front feet; depth feet; height feet Front and side set backs of building from street lines: front... Property to be posted as prescribed by Zoning Regulations.

I, or we, agree to pay expenses of above re-classification, advertising, posting, etc., upon filing of this petition, and further agree to and are to be bound by the zoning regulations and restrictions of Baltimore County adopted pursuant to the Zoning Law for Baltimore County,

> Solow Jo Farle Legal Owner

by the "Zoning Law of Raltimore County," in a new spaper of gene, at circulation throughout Baltimore County, that property be posted, and that the public hearing hereon be had in the office of the Zoning Commissioner of Baltimore County, in the Reckord Bildg., in Towson, Baltimore County, on the .....

1952 at 10 o'clock As M.

Elization Scheller

County day of October

It is the considered opinion of our staff that this is not a logical location for a drive-in theatre from the stumploth of present and prospective land use of the immediate area and that it would be a serious threat to public safety but in the vicinity and for those who would be driving to and from

Sincerely yours,

meren 7/Dies Malcolm H. Dill

co: W. W. MacVicar

MARYLAND STATE POLICE STATISTICS DIVISION
SUILFORD AVE. AND TWENTY-FIRST BY.

Mr. Jame: Anderson Attorney at Law Towson, Maryland

COLONEL ELIKE F. WASHINGTON

police agendes on U. S. more you had, remain the contents investigated by relate agendes on U. S. monte you had, from to Comph Lose to St. Thomas' Lang, distance of approximately two and one such miles ([2, 1412)) we made by this Division at the request of Pajor W. H. Weter, Field Force Communion, Maryland State Palice.

This survey discloses the following information:

Fatal Persons Injury Persons Property Damage Accidents Killed Accidents Injured Accidents 24 13 15 36 7

If any further information is required by you, kindly contact Major Weber and I am sure he will be happy to assist you.

Sincerely, Muy 1 / faranagh Hugh I. Kavanagh, Maryland State Folice

HIK/n cc: Major W. H. Weber

Pursuant to the advertisement, posting of property, and public bearing on the above petition and it appearing that by reason et.... hereby reclassified, from and after the date of this Order, from a .... Zoning Commissioner of Baltimere County Pursuant to the advertisement, posting of property and public hearing on the above petition and appearing that by reason of the fact that approximately 500 feet of the petitioner's property fronting on Reisterstown Road is zoned connercially and not now being used, there being in addition to the commercial area of the petitioner, considerable undeveloped commercial area on both the east and west sides of Reisterstown Road adjacent and opposite the property in question, no need having been demonstrated for the extension of the commercial some and no plans exhibited for its development, ....the above re-classification should NOT be had: t Is Ordered by the Zening Commissioner of Baltimore County, this October ....... 19.52., that the above petition be and the same is hereby denied and that the above described property or area be and the same is hereby continued as and to remain a.B. "A" .... County Commissioners of Baltimore County

September 29, 1952

CERTIFICATE OF POSTING ZONING DEPARTMENT OF BALTIMORS COUNTY Towson, Maryland

#2356 9-18-52 lant some panet. See S of fatherwater by his first SE for C A K, but by speak a haby on to S of fatherwater of walf & all hand of the welf so Due works of from the 1000 ft S E of 10 C Kd, on the S W.S father

September 8, 1952

RECUTED of Smalkin & Hessian, Attorneys , the sum of Twenty three (22,00) Bollars, being cost of potition for realmostfication, advartising and posting of property S. W. S. Indistructions Road 3rd District, Baltimore County.

Zoning Commissioner

Wednesday, October 1, 1952 at 10:00 A. M. Basement of the Beckord Building Towson, Maryland



January 6, 1954

ECRIVED of Smalkin & Heesian, attorneys for Delens J. Fitgorand, et al., petitioners, the mus of Eljado, being cost of cartified copies of petition and other parcer filed into matter of reclassification and special point - 3. S. Sic Restretion Read, Pri Retriction Read, Pri Retriction

Zoning Commissioner

PAID JAN 7 - 54
COUNTY COMMISSIONERS
OF BALTIMORE COUNTY May 22, 1953

ECCIVED of H. Michard Smalkin, Attorney for Delano J. Pitagorald, patitioner, the cam of Twenty Rap (\$22,00) Dollars being cost of appeal to the Board of Zoning Appeals of Baltimore County from the decision of the Zening Commissioner denying the reclassification of property, southwest side of Reistersteam Road, 650 feet southeast of Northern Central Railroad, And District.

Zoning Commissioner

MAY 2 2 1353 COUNTY COMMISSIONERS OF RALTIMORE COUNTY

NO PLAT IN THIS FOLDER