

PETITION FOR SPECIAL PERMIT

IN THE MATTER OF
CARROLL L. FOSTER and
HAZEL I. FOSTER
For a Special Permit
To the Zoning Commissioner of Baltimore County

Legal Owner
Contract Purchaser

hereby petition for a Special Permit, Under the Zoning Regulations and Restrictions passed by the County Commissioners of Baltimore County, agreeable to Chapter 877 of the Acts of the General Assembly of Maryland of 1963, for a certain permit and use, as provided under said Regulations and Act, as follows:

A Special Permit to use the land (and improvements now or to be erected thereon) hereinafter described for installation of an underground tank for bulk storage and distribution of petroleum products. The plant to consist of three (3) ten thousand (10,000) gallon tanks, one (1) twenty thousand (20,000) gallon tank, (all underground) and a fireproof loading stand consisting of steel framework supporting an asbestos roof approximately 14' x 20'. All construction and installation to be done in accordance with regulations and standard practices of the Petroleum Industry.

All that parcel of land in the Seventh District of Baltimore County, on the east side of York Road, beginning 520 feet north of Mt. Carmel Road; thence north 120 feet; thence north 85 degrees 55 minutes east 150 feet; thence south 12 degrees 05 minutes west 100 feet; thence south 85 degrees 55 minutes west 150 feet to place of beginning.

Contract Purchaser
Address

RE: PETITION FOR A SPECIAL PERMIT FOR THE STORAGE OF FUEL OIL AND OTHER PETROLEUM PRODUCTS -
E. S. York Road 520 feet N. Mt. Carmel Road,
7th District - Carroll L. Foster and Hazel I. Foster, Petitioners

The petitioners in the above entitled case seek a special permit for the storage of fuel oil and other petroleum products in underground tanks. The testimony showed that the oil would be brought in, in tank loads and dumped into the underground tanks and then will be pumped into smaller vehicles for serving fuel oil to the surrounding communities, which is a very necessary service to the public.

The applicants' property is now commercially and they operate an automobile sales room, repair shop and gasoline service station thereon. They propose to install the fuel oil storage tanks in the ground to the rear and to the north of their present building. This Board feels that this is an appropriate and permissible use of their commercially zoned property; further the tanks being in the ground will not create a fire hazard and that the trucks bringing in and taking out fuel oil will not create an undue traffic hazard.

Some of the protestants contend that there is a possibility that the tanks may leak and contaminate the water in nearby wells. The Board feels that this possibility is very remote and should it occur those who may suffer thereby will have their remedy through the Courts.

The Board is unable to find from the testimony any valid reason why the applicants should not be allowed the lawful commercial use of their property, therefore, the permit is hereby granted.

It is this 17th day of March, 1954, ORDERED by the Board of Zoning Appeals of Baltimore County, that the aforesaid Order of the Zoning Commissioner of Baltimore County denying the special permit is hereby reversed and the special permit granted.

Board of Zoning Appeals
of Baltimore County

Re: Petition for a Special Permit for the storage of fuel oil and other petroleum products - E. S. York Road 520 feet N. Mt. Carmel Road, 7th District - Carroll L. Foster and Hazel I. Foster, Petitioners

Mr. Minnie H. Adams,
Zoning Commissioner
of Baltimore County

Mr. Commissioner:

Please enter an appeal to the Board of Zoning Appeals of Baltimore County from your decision denying the Special Permit, in the above matter, and transmit all papers and records to the said Board.

Attorney for Petitioners

Date: Dec. 20, 1954
11:00 a.m.

ORDERED by the Zoning Commissioner of Baltimore County, this 7th day of October, 1954, that the property and advertised mentioned and described in this petition be restored as required by the aforesaid Zoning Regulations and Procedure, and that a public hearing thereon be held in the office of the Zoning Commissioner of Baltimore County, Maryland, on the 8th day of November 1954 at 9:30 o'clock a.m.

Zoning Commissioner of Baltimore County

Upon hearing on petition for a special permit to use the property described therein for the storage of fuel oil and other petroleum products, and it appearing that by reason of location, being in a residential area and on York Road, a heavily travelled highway, the granting of the special permit would increase traffic and be detrimental to the health, safety and the general welfare of the community, therefore the petition should be denied.

It is this 8th day of December, 1954, ORDERED by the Zoning Commissioner of Baltimore County that the aforesaid petition for a special permit be and the same is hereby denied.

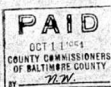
Zoning Commissioner of Baltimore County

October 8, 1954

\$20.00

RECEIVED of Carroll L. Foster, petitioner, the sum of Twenty (\$20.00) Dollars, being cost of petition for Special Permit, advertising and posting property York Road, Harford, 7th District, Baltimore County, Maryland.

Zoning Commissioner of Baltimore County

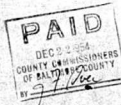


December 20, 1954

\$30.00

RECEIVED of Carroll L. Foster, petitioner, the sum of Thirty (\$30.00) Dollars, being cost of appeal to the Board of Zoning Appeals of Baltimore County from the decision of the Zoning Commissioner denying a special permit for storage of fuel oil and other products, east side of York Road, 520 feet North of Mt. Carmel Road, 7th District.

Zoning Commissioner



CERTIFICATE OF PUBLICATION



TOWSON, MD., October 28, 1954.

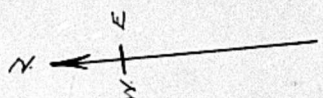
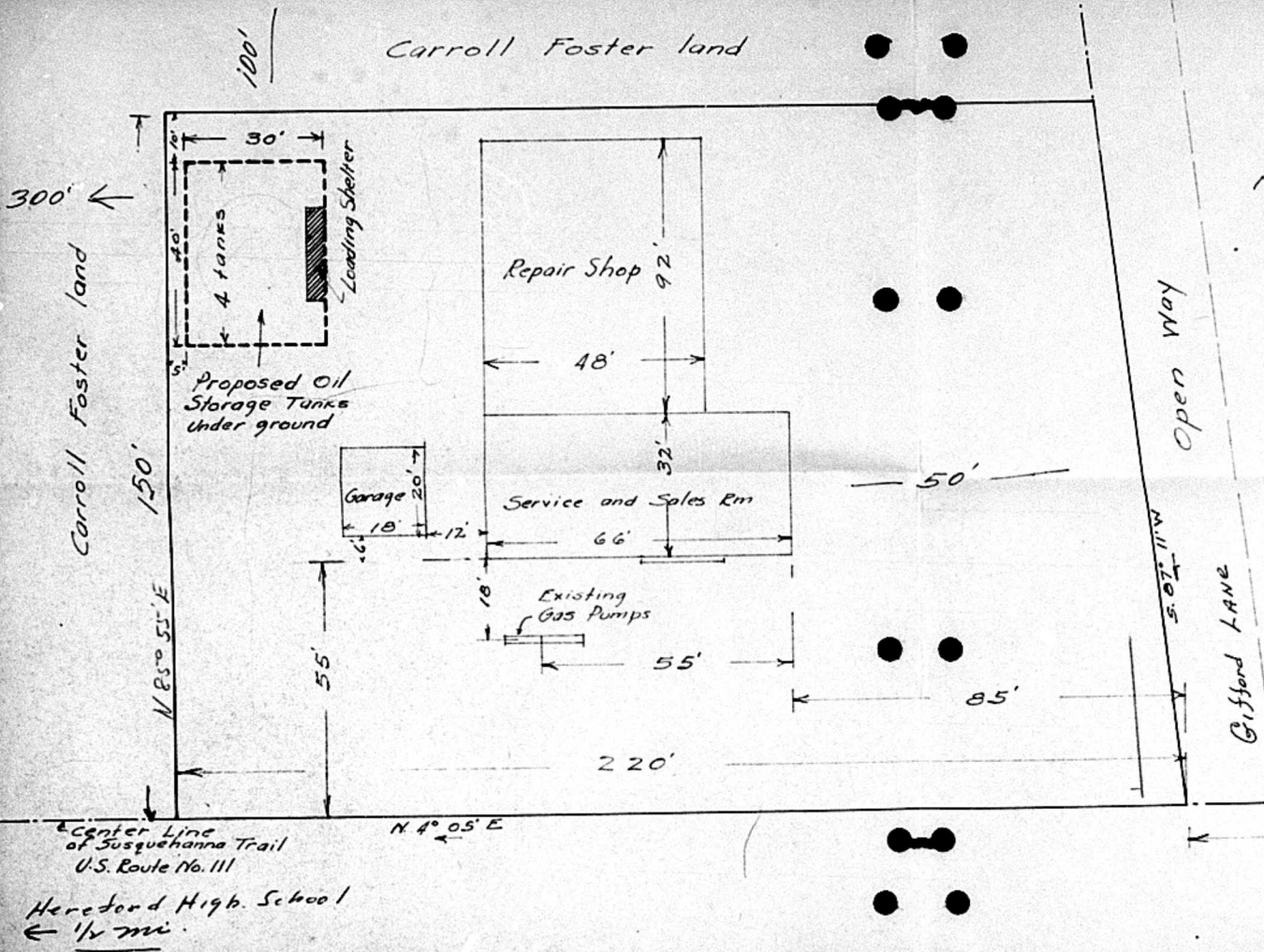
THIS IS TO CERTIFY, That the annexed advertisement was published in THE JEFFERSONIAN, a weekly newspaper printed and published in Towson, Baltimore County, Md. on the 28th day of November, 1954, the first publication appearing on the 28th day of October, 1954.

THE JEFFERSONIAN,
Manager.

Cost of Advertisement, \$

CERTIFICATE OF POSTING ZONING DEPARTMENT OF BALTIMORE COUNTY Towson, Maryland

District...
Posted for Special Permit for Storage of Fuel Oil and other petroleum products - E. S. York Road 520 feet N. Mt. Carmel Road, 7th District - Carroll L. Foster and Hazel I. Foster, Petitioners.
Location of property E. S. York Road 520 feet N. Mt. Carmel Road, 7th District - Carroll L. Foster and Hazel I. Foster, Petitioners.
Location of Signs East side of York Road 520 feet N. of Mt. Carmel Road.
Remarks: Reversed by Board of Zoning Appeals.
Posted by George R. Hymowitz
Date of return: 10-28-54



Plot of Zoned area
on land of
CARROLL FOSTER
at Herford in the
7th ~~Dist.~~ Dist. Balto Co. Md
showing Proposed under ground
oil storage tanks

Scale - 1" = 20'

A.P. Dise, Reg. Eng.
Glen Rock, Pa

North Side
of Mt Carmel
Road
Mt Carmel
Road

