

WILLIAM PETERS, JR. and
ALICE PETERS, his wife
vs.
SPIRO T. AGNEW, Chairman,
CHARLES STEINBOCK, JR. and
DANIEL H. HUBERS,
constituting the Board of Appeals
for Baltimore County, Maryland,
a municipal corporation, and
their successors
Case No. 4539

ORDER

Upon the foregoing Petition and Affidavit, it is, this 1st day of
September, 1959, by the Circuit Court for Baltimore County,

ORDERED, that a writ of Certiorari be issued to Spiro T. Agnew,
Chairman, Charles Steinbock, Jr. and Daniel H. Hubers, constituting the Board
of Appeals for Baltimore County, to review the decision and Order of the Board
of Appeals for Baltimore County dated September 5, 1959, and requiring that
said Board return to the Court all papers, records and proceedings in said matter
and a transcript of all testimony and exhibits presented before the Board in
connection with said proceedings to enable this Court to review said Order and
decision of the Board, and that a return to this Petition shall be made and
served upon the Defendants' attorney within ten (10) days from the date of this
Order; and

IT IS FURTHER ORDERED, that the said Board of Appeals for Baltimore
County shall return to this Court all the original papers, or certified or
sworn copies thereof, and the return shall concisely set forth such other facts
as may be pertinent to show the grounds of the decision and Order appealed from,
together with a transcript of all testimony taken at the hearing and copies of
the exhibits filed therewith.

True Copy Test
WALTER J. RASMUSSEN, Clerk
for William Peters, Jr.
Deputy Clerk

PETITION FOR RECLASSIFICATION FROM
1-1/2 ZONE TO RES. ZONE - 1-1/2 ZONE
IN AFFRCA, 2500' E. OF MIDDLE
RIVER RD. - 1-1/2 ZONE - WILLIAM
PETERS, JR. - Petitioner
BALTIMORE COUNTY

APPEAL

Dr. Clerk:

Please enter an appeal in the above-entitled cause to the County
Board of Appeals.

William Peters, Jr.
Alice Peters
William Peters, Jr., & Alice P. Peters
Petitioners



FILED
JUN 21 PM 1:49
CLERK OF CIRCUIT
COURT, BALTO. CO.
5
Rec'd 8:26 AM
2-15 PM

WILLIAM PETERS and
ALICE PETERS
and
EDMUND J. FISCHER
vs.
SPIRO T. AGNEW,
CHARLES STEINBOCK, JR., and
DANIEL HUBERS,
constituting the Board of Zoning
Appeals of Baltimore County
IN THE
CIRCUIT COURT
FOR
BALTIMORE COUNTY
AT LAW
Case Nos. 4539-4540
(Combined)

ORDER OF COURT

The above-entitled cause having come on for hearing, counsel
having been heard, and transcript of all testimony having been read, it
appears to the Court that over 1-1/2 years have elapsed from the date of
the final order of the County Board of Appeals to the date of this hearing
and that in order to properly adjudicate this matter as justice may require,
it is, this 2nd day of June, 1961,

ORDERED by the Circuit Court for Baltimore County, in accordance
with Section 23-27 of the 1960 Cumulative Supplement to the Baltimore
County Code, 1958, and Article VI Section 404 of the Charter of Baltimore
County, Maryland, that these proceedings be remanded to the County Board
of Appeals for re-hearing for the purposes of determining the changes, if
any, that may have taken place from September 8, 1958, to the present
time relative to:

- (1) The adoption of a comprehensive plan for the Fifteenth Election
District of Baltimore County by the Office of Planning and Zoning and the
Baltimore County Council.
- (2) The flight patterns of the planes belonging to the Martin Company
and the Maryland National Guard.
- (3) for any other pertinent testimony.

WILLIAM PETERS, JR. and
ALICE PETERS, his wife
and
EDMUND J. FISCHER
vs.
SPIRO T. AGNEW and
G. STEINBOCK AGNEW,
constituting the Board of
Appeals for Baltimore
County, Maryland, a municipal
corporation, and their suc-
cessors
Case Nos. 4539 and 4540
IN THE CIRCUIT COURT
FOR
BALTIMORE COUNTY
Misc. 211
212

TO THE HONORABLE, THE JUDGE OF SAID COURT:

And now come Nathan H. Kaufman, Jr., Spiro T. Agnew and
G. Mitchell Austin, constituting the Board of Appeals of Baltimore County,
and in answer to the writs of certiorari directed against them in this
case herewith return the record of proceedings and in the above-entitled
matters consisting of the following certified copies or original papers
on file in the office of the Zoning Department of Baltimore County:

- No. 4539-4540 ZONING ORDINANCE FROM "CODE" OF ZONING
COMMISSIONER OF BALTIMORE COUNTY
Sept. 4, 1958 Petition of Mr. Peters, Jr. and Alice Peters, his wife,
for reclassification of property in the center of Bird
River Road approximately 2500 feet east of Middle River
Road, 15th District, from an "R-1" Zone to an "R-2"
Zone, and 1500' east of Middle River Road.
" " Order of Zoning Commissioner directing advertisement
and posting of notices - date of hearing set for
December 15, 1958 at 1:00 and 3:00 P. M. respectively.
Nov. 26, " Certificate of posting property properties, filed.
" " Certificate of publication in newspaper, filed.

CERTIFICATE OF POSTING
ZONING DEPARTMENT OF BALTIMORE COUNTY
Towson, Maryland

District 15 # 4539
Date of Posting 11-26-58
Posted for: Charles Steinbock, Jr. and Spiro T. Agnew
Petitioners: Baltimore County Board of Appeals
Location of property: 15th District, 15th Street, 15th Street, 15th Street
Location of Sign: 15th District, 15th Street, 15th Street, 15th Street
Remarks: 15th District, 15th Street, 15th Street, 15th Street
Posted by: William Peters, Jr. Date of return: 11-28-58

RECEIPT

Date: February 27, 1959

RECEIVED BY: William Peters, Jr.
DURATION OF FILING: 15th District, 15th Street, 15th Street
AMOUNT: One Hundred and Fifty (\$150.00) Dollars
2-2759 0910 * * * 11L * 15000
CLERK

Dec. 10, 1958 At 2:00 p. m. hearing held on petition No. 4539
" " " 3:00 p. m. " " " 4540.
Cases held sub. opia.
Feb. 15, 1959 Order of Zoning Commissioner denying the petition
for reclassification.
" 27, " Orders of appeals to the Board of Appeals from Order
of Zoning Commissioner denying reclassification.
May 21, " Hearing on appeals before the Board of Appeals.
Sept. 8, 1959 Order of Board of Appeals denying both petitions
for reclassification.
Oct. 5, " Writs of certiorari and appeal to the Circuit Court
for Baltimore County served on the Board of Appeals.
Transcript of testimony taken at the appeal hearing
before the Board of Appeals filed.
Photographs Nos. 1 to 10, filed as Petitioner's
exhibits.
Plat filed as Petitioner's Exhibit No. 11.
Plat filed as Protestants' Exhibit "A".
Group House Zoning in the Rose-Middle River
area filed as Protestants' Exhibit "B".
Petition of protest filed as Protestants'
Exhibit "C".
School Picture of vicinity of the Martin Plant.
Letters and petition of protest.
Photographs filed as Protestants' Exhibits "F1" to
"F3", inclusive.
Minutes of Baltimore County Planning Board.
Map of group house study in Rose-Middle River
community.
Nov. 3, 1959 Record of proceedings filed in the Circuit Court
for Baltimore County.
Record of proceedings pursuant to which said Order
was entered and said Board acted are permanent records of the Zoning

