

ORDERED by the Zoning Commissioner of Baltimore County
this 10th day of November, 1958,
that the subject matter of this petition be advertised in a
newspaper of general circulation throughout Baltimore County
and that the property be posted, as required by the Zoning
Regulations and Act of Assembly aforesaid, and that a public
hearing thereon be had in the office of the Zoning Commissioner
of Baltimore County, Maryland, on the 15th day of
December, 1958, at 1 o'clock
P.M.

Zoning Commissioner
of Baltimore County

Pursuant to the advertisement, posting of property and
public hearing on the above petition and it appearing that by
reason of location, the granting of a special exception for the
operation of a Dancing School would be detrimental to the safety,
health and the general welfare of the locality involved, the
special exception should be denied, therefore:

It is this 16th day of December, 1958, by the Deputy
Zoning Commissioner of Baltimore County, ORDERED that the aforesaid
special exception should be and the same is hereby denied.

Deputy Zoning Commissioner
of Baltimore County

RE: PETITION FOR SPECIAL
EXCEPTION FOR DANCING
SCHOOL - 7804 Liberty
Road, 2nd Dist., Kenneth E.
Schwinger & wife -
Petitioners

COUNTY BOARD OF APPEALS
OF BALTIMORE COUNTY
No. 4543-X

OPINION

This is a petition by Kenneth E. Schwinger and wife for a
special exception for a Dancing School at 7804 Liberty Road, beginning
50 feet east of Howard Avenue.

It was testified that the house, a six room split level home,
contains a recreation room, approximately 25 feet by 26 feet on the
ground level. Mrs. Schwinger desires to use this room to instruct
children between the ages of 3 and 16 years in tap, ballet and aerobic
dancing. The classes would be limited to eight students and the periods
of instruction would total ten to twelve hours per week with the majority
of the classes in the afternoons and Saturdays.

The subject property is located in a residential area with the
nearest commercial establishments being in the 8000 block of Liberty Road.
There are several substantial homes along Bellmore Road in the 7900
block of Liberty Road.

There was considerable testimony by residents of the neighborhood
that the granting of this special exception would create traffic con-
gestion and increase traffic hazards. Liberty Road is a two lane road
and cars bringing children to the dancing school would have to park on
Liberty Road or on Bellmore Road. Mr. Murray F. Anderson, traffic engineer with
the State Roads Commission, stated that additional parked cars on Liberty
Road would create a traffic hazard and that the location is undesirable
from a traffic standpoint.

IN THE MATTER OF
KENNETH E. SCHWINGER and
JEAN W. SCHWINGER
For a Special Exception
To The Zoning Commissioner of Baltimore County

Kenneth E. Schwinger and Jean W. Schwinger Legal Owners

REPLY THE
ZONING COMMISSIONER
OF BALTIMORE COUNTY

herby petition for a Special Exception, 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 1943, for a certain permit and use, as provided under
said Regulations and Act, as follows:

A Special Exception to use the land (and improvements now thereon
thereon) hereinafter described for a dancing school, said property
being known as 7804 Liberty Road and being more particularly described as
beginning 50 ft. east of the intersection of Howard Avenue and Liberty Road
and binding on the North side of Liberty Road westerly 50 feet, thence
running Northerly parallel to Howard Avenue for a distance of 200 feet
thence parallel to Liberty Road Westerly for a distance of 50 ft. thence
Southerly parallel to the afo. mentioned Howard Avenue 200 feet, to the
point of beginning.

Contract Purchaser

Jean W. Schwinger
Kenneth E. Schwinger
Legal Owner

The Board is of the opinion that the use of the subject property for
a Dancing School may tend to create a traffic hazard in the area. But,
regardless of the traffic factor, the Board feels that the granting of the
special exception requested would be detrimental to the general welfare
of the neighborhood in that it would create a commercial inroad in a
residential neighborhood of high integrity, and thereby tend to lower the
value of vicinal properties.

ORDER

For the reasons set forth in the foregoing opinion, it is this
16th day of March, 1959, by the County Board of Appeals, ORDERED that the
special exception petitioned for, be and the same is hereby denied.

Any appeal from this decision must be in accordance with Rule E. 1101
of the Rules of Practice and Procedure of the Court of Appeals of Maryland.

COUNTY BOARD OF APPEALS
OF BALTIMORE COUNTY

Charles E. Anderson
James J. Jones
Murray F. Anderson

#4543-X
MAP
#213-A
"X"
12/9/58

\$30.00

RECEIVED of Maurice G. Baldwin, Attorney for
Kenneth E. Schwinger, et al, the sum of Thirty (\$30.00) Dollars
being cost of appeal to the County Board of Appeals from the
decision of the Deputy Zoning Commissioner denying the special
exception for a Dancing School, 7804 Liberty Road, 2nd District.

Deputy Zoning Commissioner
of Baltimore County

PAID - Baltimore County, Md. - Office of Finance

12-31-58 \$125 • • • TUL - 3000

November 25, 1958

\$50.00

RECEIVED of Maurice W. Baldwin, attorney for petitioners,
Kenneth E. Schwinger, the sum of Forty Dollars (\$40.00) to cover
cost of petition, advertising and posting property situate on the
East of the intersection of Howard Avenue and Liberty Road.
Thank you.

Zoning Commissioner
of Baltimore County

RECEIVED

Monday, December 15, 1958
at 1:00 P. M.

Room 108
County Office Building
123 W. Chesapeake Avenue
Towson, Maryland

RECEIVED
NOV 25 1958
COMPTROLLER'S OFFICE

01653-1 46.00

ZONING DEPARTMENT OF
BALTIMORE COUNTY
PETITION FOR SPECIAL
EXCEPTION
2ND DISTRICT

Pursuant to petition filed with
the Zoning Commissioner of Baltimore
County for a Special Exception
to use the property hereinafter
described for a dancing school,
the Zoning Commissioner of Baltimore
County by authority of the
Zoning Act and Regulations of
Baltimore County, Md., held a
public hearing in Room 108 of the
County Office Building, 123 W. Chesapeake
Avenue, Towson, Maryland.

On Monday, December 15, 1958
at 1:00 P.M., the Zoning
Commissioner of Baltimore County
in accordance with the provisions of
the Special Exception petitioned for as
aforesaid except as provided in the
petition, held a public hearing on the
subject property. All that portion of land in the
Second District of Baltimore County,
known as 7804 Liberty Road and
being more particularly described
as follows: Beginning 50 feet east of the
intersection of Howard Avenue and
Liberty Road and thence, on the
North side of Liberty Road, Westerly
50 feet; thence running Northerly
parallel to Howard Avenue for a distance
of 200 feet; thence parallel to Liberty
Road Westerly for a distance of 50 feet;
thence Southerly parallel to the aforesaid
Howard Avenue 200 feet, to the point of
beginning, as shown on the map
submitted therewith and the Zoning
Department, held a public hearing.
Kenneth E. and Jean W. Schwinger
et al.

By Order of
WILLIAM H. ADAMS
Zoning Commissioner
of Baltimore County
Nov. 28 1958

OFFICE OF THE BALTIMORE COUNTEAN

THE COMMUNITY NEWS THE COMMUNITY PRESS
Baltimore, Md. Dundalk, Md.
THE HERALD-ARGUS
Catonsville, Md.

No. 1 Newburg Avenue CATONSVILLE, MD.

December 6, 1958

THIS IS TO CERTIFY, that the unexpired advertisement of
William H. Adams, Zoning Commissioner
of Baltimore County
was inserted in THE BALTIMORE COUNTEAN, a group of
three weekly newspapers published in Baltimore County, Mary-
land, once a week for 3 successive weeks before
the 6th day of December, 1958, that is to say
the same was inserted in the issues of
November 28 and December 5, 1958.

THE BALTIMORE COUNTEAN

By Paul J. Morgan
Editor and Manager

CERTIFICATE OF POSTING
ZONING DEPARTMENT OF BALTIMORE COUNTY
Towson, Maryland

#4543

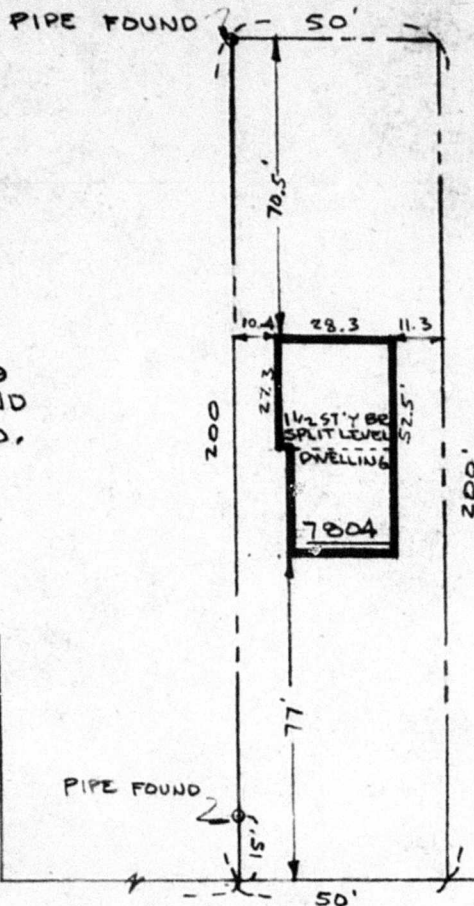
District 2nd Date of Posting 12-3-58
Post for: Special Exception Dancing School
Petitioner: Kenneth E. and Jean W. Schwinger
Location of property: 7804 Liberty Road, 2nd District, Baltimore County
Location of Signs: North side of Liberty Road, 7804 Liberty Road
Remarks: See map
Posted by: George R. Williams Date of return: 12-4-58

WASHINGTON AVE (50' WIDE)

PLAT BOOK W.P.C. 7 FOLIO 59
PART OF LOT 8 PLAT OF RICHLAND
LAND RECORDS OF BALTO. CO.

HOWARD AVE.

PIPE FOUND



LIBERTY ROAD (70' WIDE)

I hereby certify that I have made
a survey of this lot for the purpose of
locating the improvements thereon
and that they are located as shown.

4-30-57

A. Bacharach

REG. NO. 764



LOCATION SURVEY
7804 LIBERTY RD. BALTIMORE CO. MD

OFFICE OF
BACHARACH & BACHARACH
ARCHITECTS & ENGINEERS

1606 KELLY AVE.
BALTIMORE 9, MARYLAND

SCALE
1"=40'

DATE
4-30-57

JOB NO.
140
57

C.T.

