### AMENDED ORDER

Upon the foregoing petition and plats hereto filed, the Zoning Commissioner having found that the request is reasonable that parcels one and two are not to be used as a boat yard and/or marine railway, it is hereby ordered by the Zoning Department of Baltimore County that the order of the Zoning Department dated January 14, 1959, be and is hereby amended as follows:

The special exception in reference to parcels Nos. 1 and 2 is hereby rescinded and the balance of said order is confirmed with reference to parcel No. 3.

10015 J. MARY 5/s of Pulseki Highway, 1700's Southerly from Stewars Hd.

#### Parcel No. 3 is described as follows:

The attached plat is hereby sade and hereby forms a part of this order. Subject, however, to approval of plans fore development of said property by the Office of Planging, State Road Consission, and the Bureau of Land Devejopment of Baltimore County.

Date: Sept. 10, 1959

May Gu Deputy Zoning Commissioner of Baltimore County

8. The petitioners attach hereto the plat of the areas involved and request that the plat be accepted by the Zoning Department of Baltimore County as an "Asended Plat" replacing the plat filed originally and on which the original order of the Zoning Department was passed.

The petitioners therefore request:

- A. That an amended order be issued deleting from the original order granting a Special Exception to property described in paragraph two and granting a Special Exception for a Boat Yard on that property describedin paragraph three.
- B. That the Zoning Department accept the "Amended Plat" in place of the
- C. That the Zening Department of Baltimore County grant any and other further relief as the nature of the Petitioners cause may require.

Laure J. Barry BAIRY BEALTY, INC.

#### PETITION FOR AMENDED ORDER

TO THE ZONING DEPARTMENT OF BALLINGSE COUNTY.

January

1. On or about the fourteenth day of dumme, nineteen hundred and fifty-nine. the Zoning Department of Baltimore County through its Deputy Zoning Commissioner, ohn G. Rose, passed an order granting reclassification from "B-L" Zone to "B-R" Zone and a Special Exception for Boat Yard and/or Marine Sailway, the following

BECHOING for the same at a point on the southerly side of Pulaski Highway (150) Feet wide) at a diskance of 1700 feet more or less southerly from Stevens Road; thence leaving the aforesaid southerly side of Pulaski Highway and binding on the six following courses and distances:

2. At the time of the granting of the reclassification and special exception, a substantial part of said property described in paragraph one, was and is presently being utilized for the following purposes:

### A. Factory B. Dwelling

with no intention at the present time of utilizing the Factory and Dwelling areas for a boat yard and/or merine railway. Since the granting of the reclassification and special exception, the entire parcel has been conveyed to three separate

CONTAINING 2.718 acres of land, more or less

parties. The factory property which is described as follows:

#4555EX

ORDERED by the Zoning Commissioner of Baltimore County . 19 58 . day of December 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 Zening Regulations and Act of Assembly aforesaid, and that a public hearing thereon be had in the office of the Zoning Commissiver " Baltimore County, Maryland, on the lighth \_, 19<u>59</u>, at \_\_1 \_\_o'eleck P. H.

# Zening Commissioner of Paltimore County

Upon hearing on the above petition (1) for reclas intention from a "h-h" zone to "h-h" zone and (2) for a special exception to use the preperty described therein for a bactward analyor marine reliany, and it appearing that by reason of location, the safety, health and the general valiance of the committy not being outrimentally of feeters, the reclassification am aspectal exception should be granded, burefore:

semption nature on grammon, consistent in the party Zoning Commissions of Malliance Zoning Commissions of Malliance Zoning, Commissions of Malliance Zoning, Commissions of Malliance Zoning, Commissions of The Toman and American Society of The Commission of The District Commission of The Commission of The District Commission of The Com

Deput Zoning Commissioner of Baltimore County

SUBJECT to a 50' right of way along the 2nd line of the above described was conveyed to Barry Realty, Inc. by deed dated June 9, 1919 and recorded among the Land Records of Baltimore County in Liber 3 5 40 Folio //0

The dwelling property, which is described as follows:

The dwelling property, which is described as follows:

1900NING for the same at a point on the sentimest right of way line of
halaski lighway at the beginning of land which by deed dated February 28, 1307

self recorded among the land records of lattiness county in line of 18 118, its
remaining these and binding on the section and related to Leuis 4, library and winds
and on the latt line in afcreasid deed as now surveyor 18-62-23-649, 50,00 feet
there a leaving the seatheast right of way line of balance likelying and binding
feet there is leaving the 2st line in afcreasid deed as of remaining for 11 lines of
division the four following courses and distances 13 5-45-25-40-8 18.16 feet
for the county in the 2st lines is afcreased deed and remaining for 11 lines of
division the four following courses and distances 13 5-65-25-40-8 18.16 feet
division the four following courses and the second of the sec

CONTAINING ( 089 acres of land, more or less

was retained in the names of the original petitioners, Louis J. and Nellie B.

3. The property to be used for a Boat Yard and/or Marine Railway is described as follows:

BELNNEN for the same at the beginning of the 3rd or N-45-28-5 170 foot line of the land which by deed dated Privaryar 50, 1507 and recorded among the land which by deed dated Privaryar 50, 1507 holds 60 are conveyed by Romer 7. Softer and wife to be called \$1.5 \text{Lorentz}\$ and the land \$1.5 \text{Lorentz}\$ and the land \$1.5 \text{Lorentz}\$ are recorded to the recorded for the recorded of the land \$1.5 \text{Lorentz}\$ are recorded to the three of \$2.5 \text{Lorentz}\$ are conversed and dataneau 31.5 \text{Lorentz}\$ are recorded to the recorded accorded to the recorded to the recorded accorded to the recorded to the recorded accorded to the recorded accorded to the recorded accorded to the recorded to the recorded accorded to the recorded accorded to the recorded accorded to the recorded to the recorded accorded accorded to the recorded accorded ac

\*4555 RX

MAP V

111-6

PETITION FOR (1) ZONING RECL/SSIFICATION (2) SPECIAL EXCEPTION

To the Zoning Commissioner of Baltimore County: I, or we, Louis J. & Nellie Barry

SEE ATTACHED DESCRIPTION

nereby petition (1) that the zoning status of the above described property be reclassified, pursuant to the Zoning Law of Baltimore County, from an B-L Zone to an B-R Zone; and (2) for a Special Exception, under said Zoning Law and Zoning Regulations of Baltimore County, to use the above described property. for BOAT THRO / MARINE RAILMAY.

Property to be posted as prescribed by Zoning Regulations.

I, or we, agree to pay expenses of the above reclassification and Special Exception, advertising, posting, etc., upon filing of this petition, and further agree to and are to be bound by the Zoning Regulations and lestrictions of Baltimore County, adopted pursuant to the Zoning Law for Baltimore County.

Address

Liber GLB 2000, Folio 32 was conveyed by Angelo Pensult and wife to Nottinghan Barws, Inc. running theses and binding reversely on the 6th line in last matrices and the control of the Sadder to Barry a now surveyed No-463-04-0230. Or cet three company the control of the contr

CONTAINING 27.873 acres of land, more or less.

TICONIESE with a right of way 50' wide (with the use in common with others estated thereto) along the 2nd line of the land which by deed dated 497/17 and recorded among the land Recrets of Baltimore County in Liber 3500 Folio //e, was conveyed by Lucis T. BORRY, and was conveyed to White Marsh Marine, Inc., by deed dated 6/9/57

recorded among the Land Records of Baltimore County in Liber 75'70 Folio //2 .

4. The only area of the property described in paragraph one, which is to utilitze the Special Exception is that described in Noragraph three plus an additional area, title to which was obtained by accretion and which is included in the description as set forth in paragraph three.

5. The petitioners aver that the original order of the Zoning Department, January dated fourteenth day of meets, nineteen hundred and fifty-nine, granting the Special Exception was an error on the part of the petitioners in that the petitioners requested in their original potition a Special Exception for a Boat Yard and/or a Marine Mailway on property which was not to be used for such purposes.

6. The petitioners are cognizant of the fact that a Special Exception expires within twelve months of its granting if it is not utilized, however petitioners wish to utilize the Special Exception on the property described in paragraph three and therefore do not wish to have the Special Exception to expire with reference to that portion of the property.

7. In having requested and obtained reclassification and Special Exception as set forth in paragrpah one, the petitioners are faced with the burdenson and monetarily expensive task with making extensive improvements (for the surpose of obtaining approval from the State Roads Commission of Maryland) to the entire tract described in paragraph one, when as a matter of fact, these improvements would be made on properties which having nothing whatever to do with the boat yard and/or marine railway.

> Department Of Dublic Burks BUREAU OF LAND DEVELOPMENT Inter-Office Correspondence

George R. Lewis	January 13, 1999
Hilain N. Adams	
biert Zoning Petition #4555-FI	

assification B.L. to B.R. & Special Exception Property of Louis J. and Nellie B. Barry S/S Palaski Highway 1700'+ S fr Stevens Road

Attached is copy of letter dated June 16, 1958 from Mr. Offset to the owner of the referenced property indicating some of the problems with reference to this site. Plane conforming to the detail requested in this letter have never been substituted to the office.

It is suggested that if you are inclined to make a favorable decision for the path from the atomic senter favorable decision for the path from the atomic senter favorable decision for the path from the favorable favo

& Lem Denne Ceorge R. Lewis Chief - Permit Section Division of Land Development

Attach.

ce: Planning (Mr. Stirling)

1/14/24

#08497 0 #094814, CHARGE

STATE BOADS COMMISSION IOR FAST LESINGTON STREET BALTIMORE 3. MO-January 9, 1959

C.A. SOLDESEN.

Mr. Wilsie H. Adams Zoning Commissioner Baltimore County Office Hldg. Towson h. Maryland

RE: Zoning Petition #4555.RX B-L Zone to a B.R. Zone and a Special Exception. Southerly side of Pulaski Highway (Rte. 40) 1700 South of Stevens Road

This office has reviewed the subject petition and is forwarding the following comments with respect thereto:

This office has no objection to the propered boat wand and/on manine well-ware This office has no expection to the property boat yard shows a nine realizer in the themselver, the operation of this business will definitely cause an increase in the traffic volume. Pulaski Highway at the present is carrying an average of 27825 whicles per day. It is expected that vehicles pulling boats and bear trailers will cause an extreme traffic hazard, both in the left turn and right turn movements. Therefore, it is requested that if the Zoning Commissioner sees fit to grant the prayer of the petition it be stimulated that excess and incress be designed and constructed to eliminate as much as possible the hazards generated by the ultimate traffic pattern created by the proposed operation. Furthermore, it is requested that it be stipulated that the aforementioned channelization be subject to the approval of the Maryland State Roads Commission.

Thank you for your cooperation.

Very truly yours. Edward D. Reilly

Development Engineer HY: John L. Duerr Asst. Davelorment Engineer

JIE/1dd

oc: Mr. O. M. Sterling

Baltimore County Department Of Bublie Borks COUNTY OFFICE BUILDING . ....

June 18. 1958

Mr. Louis J. Harry White March Maryland

Rer Proposed White Marsh Recreation Centre Pulsaid Highner east of Flenoter Ford

Dear "r. Barrys

Mr. William Naymedier, a curvevor in Haltimore County, her swindstad to me a preliminary sketch of your property off Phlaski Michray cast of Decrees Dead and adjacent to Mind Micro in the 11th Lintrict there you propose to make a charge in the examp Land and construct a rarise bank to necessionate

I have reviewed the whit, and I am enclosing a Check Cheet ceithining information required for the proceeding of the preliminary plat. Your engineer sould see that all debatis are relocated in your plan to conform at this Check Deet. However, there are a few additional times that your engineer will have to clear in order to proceed with this developments

In order to make an excavation of this type and operate a marine basin, it is necessary to have a certain type of soning and a Special Euroption. Certain plans will have to be remared for this width the Bureau of implicating and the Office of Planning will want to approve before you get into the soning.

2) It will be necessary for your engineer to slow the flood plain of White Faroh Run and for the small stream leading through the marine bands. It will be necessary to show the proper props-sections of embarkments and fills needed to make the parine basin.

Exement rights within properties from your line to the Bird River

Cross-section should be shown on your engineering plan of twee of bulkhead to be used adjacent to your havin after it has been excavated.

It will also be muces are to show the parking layout and namber of

Permits will be required for conscriction of any new twildleys and also renoval of any buildings. Any new bridges and buildheads require permits.

The access to Polastel Highway regulators a State Freds words, and after your plane are submitted they will be discussed with the State Honds Coundard on for their approve).

Mr. Lords J. Sarry -2-Per Proposed White Marsh Recreation Conton District 11

Of course the Army Corns of Engineers, the control tiderators, will be interected in tids project when the plans are properly develor d.

10) If there are to be tollet facilities on the property, you will need soil tests. The Health Department will also ent to know the type of water supply and nearbly its cuality.

After you have discussed these provision of the pour engineer and he has prepared the minus to conform of the mixtured Check Sheet, I see that expects that you might five copies of the plant to this chaptions so that we nay process the through the florest of Reidner me and bis Office of Planting in order that they may come to on one and what the thirty recommodal tons.

Town touly wours.

d. Fred Office Bureau of Public Services

June 18, 1958

JEO:1e

cor Nr. William Maymadier Mr. Tavid H. Fisler Mr. Malcolm H. Dill (Atten: Mr. Cossio) December 15, 1958

#1-3 no

RECEIVED of L. J. Barry, petitioner, the sum of Forty-three (\$43.00) dollars, being cost of petition, advertising and posting property situate - East side of Pulsaki Highway, 1700 feet West of Stevens Road - 11th District of Baltimore County.

Thank you

Zoning Commissioner pAll) - Baltimore County - Office of Finance

12-19-98 4888 . . . INL+

01.622

## CERTIFICATE OF POSTING ZONING DEPARTMENT OF BALTIMORE COUNTY Towson, Maryland #4555 Date of Posting \_/-2-57 Posted for: Lord & Bank to low B Bont & Bont yard Pretitioner January J. Grand Miller B. Berger Logation of property J. S. of Davidsch Jang at a chestant of 1700 plant James Miller & Rogart who Jet 166 Location of Signs: Sauth not of Bulashe Hory 11 soft South from Stevens Road Posted by July R. Therman Date of return:





### CERTIFICATE OF PUBLICATION

THIS IS TO CERTIFY. That the annexed advertisement was published in THE JEFFERSONIAN, a weekly newspaper printed and published in Towson, Baltimore County, Md., once in each X Nuccessive weeks before the day of Januaru ....., 19...., the first publication appearing on the \_\_\_\_\_day of\_\_\_\_ THE JEFFERSONIAN,

Section 1, 1974, Communication Communication

## CERTIFICATE OF PUBLICATION

TOWSON, MD. January 2 19 59

THIS IS TO CERTIFY, That the annexed advertisement was published in THE JEFFERSONIAN, a weekly newspaper printed and published in Towson, Baltimore County, Md., 202068 107 42605 ar 2 times \_\_\_\_\_\_xauccossive aneks before the \_\_\_\_latb\_\_\_ day of january 19.5%, the first publication appearing on the \_\_\_26th\_\_day of \_\_Denember\_\_\_\_\_ 19...58

THE JEFFERSONIAN.

Cost of Advertisement \$



