JAMES B. SPAMER, P. E. WM. D. LUETTE JR. P. E. & L. S. L. SCOTT POEHLMAN, P. E.

JAMES S. SPAMER & ASSOCIATES IDFESSIONAL ENGINEERS & LAND SURVEYI BOIT YORK ROAD — TOWSON, MD. 21204

May 11, 1967

Office of Planning and Zoning County Office Building

RE: Liberty, Old Court, Church Lane

On hord 27, 1967, plate for the referenced project were sub-mitted for Joint Subdivision Committee review. Minutes of this secting are scaleble. On April 28t, this office subditted 20 section of the Permitterary Plane of the Liberty Tower Apartments showing is six-stery elevator apartment buildings with a dessity of 155 units.

all the County Dursess have completed their communies to this subclassion. We are interested in obtaining tentative approval to over site pins so that the Philis Works approxement may be finalised and building persits issued. This is important that we have your communies and approvals to complete our week.

The law firm of Sulliven & Pittler direct your attention to the Petition of Special Reception #5553-IV gratthe February and the Petition of Special Reception #5553-IV gratthe visit of \$55 maits to December 3, 1968

Your prompt decision and reply will be appreciated.

Tom truly years Mames & Stame James S. Spenie

> RECEIVED MAY 1 1 1967 DAL TURNIS COLINI OFFICE OF PLANNING

BALTIMORE COUNTY OFFICE OF PLANNING AND ZONING

Masses Sullivan and Pittler One Charles Center Baltimore, Maryland 21201

Attention: Allan J. Malester, Esquire

P.F. Zoning Petition No. 5884 Zoning Petition No. 5884 Special Exception for a Four (4) Elevator Apartment Building and Variance to Section 417.4

January 30, 1967

Gentlemen:

As per your request, I have reviewed the above referenced file, with regard to the density permitted by the zoning regulations at the time the petition was accepted for filing by this Office.

The Zoning Commissioner's Order, dated December 3, 1963, eranted a Special Exception for four elevator apartment structures not higher than six stories. The density variance was considered unnecessary and was not granted.

At the time the petition was filed (March 27, 1963) the density At the time the petition was filed (March 27, 1963) the density regulations permitted a bounc of one-half family per acre per floor for each structure over three stories. i.e. "gross and net density shall net exceed respectively lo and 18 families per acre, except that for any building over three stories there may be an increase of one-half family building over three stories there may be an increase of one-half famil per acre per floor." Density calculations based on this method of computations would have permitted a net density of 459 families. However, since the regulations require that neither the net nor the gross density be exceeded, it appears that the gross density would be the controlling factor, as it would have yielded considerably less families per acre.

The Baltimore County Courcil approved amended density regulations which became effective (July 1, 1963) prior to the Zoning Commissioner's Order granting this Special Exception. Therefore, there seems to be some legal question as to whether or not

LAW OFFICES
SITULIVAN & PITTLER JOIN CHE CHARLES CENTER TOTO ONE CHOCKES CENTER Va. 11 1067

Mr. James E. Dyer Principal Zoning Technic'an Baltimore County Office or Planning and Zoning County Office Building Towson, Maryland 21204

Re: Zoning Petition No. 5884 Our File No. 6717

Dean 11m.

Enclosed herewith is a Xerox copy of your letter of January 30, 1967, in respect to the above captioned. At your convenience. I should like to discuss this matter with you. Looking forward to hearing from you, and with kind

ronarda

Allan

A IM con l

ميسي

Messrs, Sullivan and Pintler Attention: Allan J. Malester, E. aire Page 2 January 30, 1967

any future building permits for this site will be subject to the amended density any nature outsing permits for this site will be subject to the amended density regulations. Basically the amended regulations permit a bonus for only one of the tallest buildings, which would reduce the bonus in this case from 12 to three families per acre.

Please do not hesitate to contact me if I can be of any further service

Very truly yours,

JAMES E. DYER, Principal Zoning Technician

JED/jdr

Mr. Gavrelis

BALTIMORE COUNTY OFFICE OF PLANNING AND ZONING

COUNTY OFFICE PURCHASING ANT TOWNOON, MO. 21204

Baltimore, Maryland 21201

RE: Zoning Petition No. 5884

Centlemen

granted a Special Exception for four elevator apartment structures not higher than six stories. The density variance was considered unnec-

At the time the petition was filed (March 27, 1963) the density regulations permitted a bonus of one-half family per acre per floor for each structure over three stories. i.e. "gross and net density shall not each structure over three stories. i.e. "gross and net density shall not exceed respectively 16 and 18 families per acre, except that for any building over three stories there may be an increase of one-half family per acre per floor," Density calculations based on this method of computations would have permitted a net density of 459 families. However, since the regulations require that neither the net nor the gross density be exceeded, it appears that the gross density would be the controlling factor as it would have yielded considerably less

The Baltimore County Council approved amended density regulations which became effective (July 1, 1963) prior to the Zoning Commissioner's Order granting this Special Exception. Therefore, there seems to be some legal question as to whether or not

Tanuary 20 1067

Massas Sullivan and Dittley

Attention: Allan J. Malester, Esquire

Special Exception for a Four (4) Elevator Apartment Building and Variance to Section 417.4

As per your request, I have reviewed the above referenced file, with regard to the density permitted by the zoning regulations at the time the petition was accepted for filing by this Office.

The Zoning Commissioner's Order, dated December 3, 1963. essary and was not granted.

#5883 XV WESTERN PPEP SEC. 2-6

x٧

RE: FETTICE FOR SPECIAL EXCEPTION
For h Elevator Type Apartment
Structures and Variance Sec. 1
217.70 Zening Regulation
H.W. Side Chi Deep Sec. 1
12. Liberty Read and Dist.,
Liberty Read Plaza, Inc.,
Puttlemen.

BEFORE ZONING COMMISSIONER CF

BALTIMORE COUNTY

No. 5883-XV

. . . . . . . . . . . . . . . . . . .

The positioner has requested a special exception for helivator type apartment structures; 3 - 6 story apartment buildings and 1 - 5 story apartment building or provide the second District of Gib Court Taylor and the second District of Gib Court Taylor (Second District of Second District of Court Taylor (Second District of Court

Mr. George E. Gavrelie, Deputy Director of Flanning on June 26, 1963, had the following to say:

"Subject property is situated with good relationship to the send and partially developed connectal area at Liberty and Preshreck Roods: It is in close presistly at Liberty Rood. Liberty and Preshreck Roods: In the stepping and community full situation in the neighborhood. From a Flaming which, the subject property meets all of the destroys to testing if actors which have been applied to high rise structures elsewhere in the County".

3r. Ogrelis also reperted that under the regulations existing at the time the subject petition was presented to the Zening Cornissioner, a total of 6th apartment units would have been permissible.

The patitioner does must the requirements of Section 502.1 of the Zening Regulations.

In order to purmit abstace apartments on the subject perpetty in compliance with the law in affect when the subject perlists are presented to the Board Commissions; elevator partments should be pormitted, but in no case shall any one structure have more than 6 stories.

For the above reasons the special exception should be

M..... 6.33.... 1 20.03 Attention: Allan J. Malester, Esquire January 30, 1947

any future building permits for this site will be subject to the amended density any future outling permits of the sale will be subject to the amended ensuring regulations. Basically the amended regulations permit a bonus for only one of the tallest buildings, which would reduce the bonus in this case from 12 to three families per acre.

Disease do not begitte to contact me if I can be of any further service

Very truly yours

JAMES E. DYER, P

JED/idr

cc: Mr. Pos-

#5883XV Western FREA SE1.2 6

It is this day of December, 1963, by the Zening XV
Commissioner of Baltimore County, CODDNED that a special exception
for a leguator apartemnt structures, not higher than air stories, be and x the same is granted from an

The variances requested are not necessary, therefore, not considered in this Order.

Zoning Commissioner of

Commissioner of Baltimore County, ORDERED that This SPECIAL EXCEPTION of five (5) years, beginning December 3, 1983 and assisting December 3.

RE: PETITION FOR SPECIAL EXCEPTION for four (4) elevator type apartment structures, VARIANCE to Section 217.7 of the Zoning Regulations, NW/S Old Court Road, 775' NE of Liberty Road Second District Liberty Road Plaza, Inc.

REFORE COUNTY BOARD OF APPEALS OF

BALTIMORE COUNTY

No. 5883-XV Western . . . . . . . . . .

ORDER OF DISMISSAL

PREA Petition of Liberty Road Plaza, Inc. for special exception for four (4)

elevator type apartment structures and variance to Section 217.7 of the Zoning Regulations on property located on the northwest side of Old Court Road, 775 feet northeast of Liberty Road in the Second District of Baltimore County.

Whereas hearing on the above captioned matter was held on March 25, 1964.

Whereas there were no protestants of record in appearance on the date of said hearing

Whereas the attorney representing the protestants of record moved to dismiss his appearance and, therefore, the Board finds that there is no case to be decided before it.

It is thereby ORDERED this 7th day of April, 1964 that the said appeal be dismissed with prejudice as of the aforementioned date.

> COUNTY BOARD OF APPEALS OF BALTIMORE COUNT

nrt 17 '63 4

Date October 16 1963

Eugens Dofford
Bugens & Clifford Chief
Division of Traffic Engineering

Note: Mr. Kaufman did not sit at this hearing.

INTER-OFFICE CORRESPONDENCE

DIVISION OF TRAFFIC ENCINEERING

Baltimore County, Maruland

Towson 4. Maryland

Plans for subject development dated September 13, 1963 and revised October 9, 1963 have been reviewed, and this review results in the following comments regarding traffic aspects of the proposed development. It was noted that considerable revision has been adie, but that the property lines and points of access remain substantially as shown on the praceding plan dated May 24, 1953, upon which we commented June 26, 1953,

1. Three points of access to the site are provided, the intersection at Church Lane at present would have limited sight distance and prior improvements to the line and grade of the control of the contr

generally satisfactory although a con of the maintain number of spaces are quite far from the apartments the grad of the maintain and access rasps to and the dimensions of the undergod cover the access rasps to and the dimensions of the undergod cover of the configuration of parking facilities serving Buildings A, B, C, & D are of minimum design to accommodate passanger whicles.

RE: PETITION PAR SPECIAL EXECUTION for in Elevator Type Apartment Structures and Variance to Sec. 217.7 of Zening Regulations - N.W. Side Old Court Road 775' N.S. Liberty Road Plaza, Inc. Petitioner - No. Side-XV Seds-XV



Mr. John G. Rose, Zoning Commissioner of Balto. Co. County Office Building Towson 4, Mi.

Dear Mr. Rose:

Please enter an appeal in the above matter from

your decision of December 3, 1963, to the Board of Appeals of Baltimore County on behalf of Joseph W. Zwebet, complainant.

JBN -2'64 M

BALTIMORE COUNTY, MARYLAND

INTER-OFFICE CORRESPONDENCE

TO Nr. John O. Rose, Zoning Commissioner Date October 11, 1963

FROM Mr. George E. Gavrelis, Deputy Director

SURJECT. #5893-XV. Special Exception for an Apartment House, complex, commisting of a series of two and three story garden apartment structures and a series of four Elevator-Type Apartment Structures (3-6 story and 1-8 story structure); and a Variance to penut the story structure); and a Variance to penut the story structure; and a Variance to penut allowed by South Statistics of County 2 and 1-7 of the Baltimere County 2 and 1-8 series and 1-7 of the Baltimere County Zoning Regulations. Northwest side of Old Court Road 775 feet Northeast of Liberty Rd. Being property of Liberty Road Plaza Inc.

2nd District

HEARING: Monday, October 21, 1963 (1:00 P.M.)

The Planning staff earlier made comments with respect to the subject position for the Searing which had been scheduled on June 26, 1961. Since that time, an anended site and the propagate which reduces the number of quartenet unit being sought see prepared which reduces the number of quartenet unit being sought seen propagate and the search of the variances being sought, and the season that interpretation of the Regulations and the effective date of generating the season that interpretation of the Regulations and the effective date of generating the season that interpretation was filed prior to the date seandments are be given. The puttion was filed prior to the date seandments are beginned to the density bounds for elevator apartments to only the tallest be the density bounds for elevator apartments to only the tallest property meet the standards proposed in a petition, must this property meet the standards proposed in a petition, must with the standards now in effect?

GEG. be

AND OR ZONING REGLASSIFICATION
AND VARIANCE SPECIAL EXCEPTION AND VARIANCE COUNTY: PETITION FOR ZONING REGLASSIFICATION

TO THE ZONING COMMISSIONER OF BALTIMORE COUNTY:

PLAZA INCIGAL OWNER OF the property situate in I AREA County and which is described in the description and plat attached hereto and made a part hereof, MAP hereby petition x 1921 and the xening status of the herein described property becreekessife teactive after ingrafaceure of Baiti more County, after on xV

was a wife other of a Money or or process

6/13/63 SER ATTACHED PETITION

153 acus

See Attached Description

and variance

xande@xfor a Special Exception/under the said Zoning Law and Zoning Regulations of Baltimore

County, to use the herein described property, for a series of three eleveror type

an apartment house, complex, consisting of a series of 2 and 3 story garden apartment sturctures and a series of 1 elevator-type apartment sturctures (3-6 story and 1-8 story sturce), 3 and a variance to permit therein a net density of 36.4) families per ac. instead of a net density of 29 families per acre as allowed in Section 217, of the Satiscrofounty Scoing Regulations.

alla - Malet Allan J. Retitioner's Attorney Sklar and Sullivan 1410 Court Square Building

LIDERLI RUND FLACE, LIVE By gral Flacy Joseph H. Eash Legal Owner Assistant Secretary ess 1410 Court Square Building

ORDERED By The Zoning Commissioner of Baltimore County, this 27th

... 196.3. that the subject matter of this petition be advertised, as required by the Zoning Law of Baltimore County, in two newspapers of general circulation throughout Baltimore County, that property be posted, and that the public hearing be had before the Zoning Commissioner of Baltimore County in Room 106, County Office Building in Towson, Baltimore

the 27 63 - 26 thisy of June -P. M.



- BALTIMORE COUNTY, MARYLAN

INTER-OFFICE CORRESPONDENCE

TO Mr. John G. Rose, Zoning Commissioner Date June 12, 1963

FROM Br. George E. Gavrelis, Deputy Director

SUBJECT 5783-W. Special Exception for a series of three elevator-type apartment atputures (two lli stories and one 20 story atrouture), and a Variance to pentia a not density of 50.5 families per acre insteads in the density of 10.6 families per acre instead the of 61d fourt Rose 7 families properly of 10 families properly of 10 families properly of 10 families properly of Liberty Rose Flass Inc.

Wednesday, June 26, 1963 (2:00 P.M.) HEARTNO.

The staff of the Office of Planning and Zoning has reviewed the subject potition for Special Exception for three elevator apartment structures, together with a variance to the density requirements. It has the following advisory comments to make with respect to pertinent planning factors:

- The subject property is situated with good relationship to the screed
  and partially developed commercial core at Liberty and Brenbrook Road
  It is in close proxisity to Liberty Road. There exists a multitude
  of shapping and community facilities in the insightenhood. From a
  Planning viewpoint, the subject property needs all of the much closed
  locational factors which have been applied to high rise structures
  elsewhere in the County.
- 2. The Planning staff questions however, the suitability and propriety of the subject property for high rate parents development within the staff of the subject property for high rate parents as the not area of the tract, the following points are eightfleath: a. The property could be developed at a net density of 18 into a total of 270 gradem apartments without Special Exception.
  - b. Under the most liberal interpretation of the Zoning Hamiltonian (which would give a bonus error-half featly per sers for each result of the property with Special Exception could be developed at a total density of 12 finites per acre with a resultant net yield of 5th apartment units.
  - c. Under a more restrictive amendment soon to be in effect this project could be developed with a density benus applying only to the number of floors in the tallest structure. The Edvetory building would yield a density benus of 10, a permissible not density of 28, or a not yield of 130 partners thatto.
- The Planning staff questions the 1 is which would justify a variance from the requirements of the Zoning Regulations to allow 900 sparts it units on the subject property. In light of the density facts noted above, it appears that the spartment project as proposed will cause undue concentration of population.

INTER-DESICE CORRESPONDENCE DEPARTMENT OF PUBLIC SAFETY

Baltimare Caunty Maruland Towson 4, Maryland

Date. June 26, 1963

Mr. John G. Rose Attention: Mr. James Dyer

Eugene 1 Clifford PROM -

Petition 5883-XV - Liberty Road Housing Development

Review of the "Rental Plan" dated May 24, 1963 accompanying subject petition results in the following comments regarding traffic aspects at the proposed develop-

- Three points of access to the site are provided. The intersection at Church Lane at present has limited sight distance and prior improvements to the line and grade of Church Lane would be desirable. The intersection at Old Court Road would be suitable provided that the intersection is realigned and improvements made to the width of Old Court Road throughout the area. The point of access to the Liberty Road Shopping Center is oriented to the rear of the structures and at an extreme corner of the shopping center and, therefore, of questionable serviceability.
- 2. The arrangement of the parking areas appears to be complex and would probably result in pedestrian-vehicular conflicts, and the remote location of many of these from the apartments they would serve would contribute to internal
  - 3. The number of parking places is a minimum.

Eugene J. Clifford, Engineering
Division of Traffic Engineering

EJC:GMN:ach

CERTIFICATE OF POSTING

ZONING DEPARTMENT OF BALTIMORE COUNTY Towson, Maryland

Date of Posting Oct . 5, 1963

Posted for: Echitian for Special Exception for an Art. House, consisting-Petitioner: Liberty Boad Plaza ....

Location of property: No/S of Old Court Md. 275; NE of Liberty Md.

THE ST PLANNE & PERSON

Assau Date of return: October 10, 1993

EJC:GMN:n

TO: Mr. John G. Rose Attention: Mr. James Dyer FROM: Eugene J. Clifford

SUBJECT: Petition 5883-XV Liberty Road Housing Development

JOHN G. ROSE.

? PUBLICATION Octoor li the annexed advertisement was

N, a weekly newspaper printed ore County, Md., once in each weeks before the 23 . 1963... the first publication

appearing on the 4th day of October 19 63 THE JEFFERSONIAN.

Cost of Advertisement, \$ \_\_

BALTIMORE COUNTY, MARY AND

: Mesars. Sklar & Sullivan 1h10 Court Square Building Baltimore 2, Maryland

OFFICE OF FINANCE

DATE 3/27/63

Division of Collection and Receip COURT HOUSE TOWSON 4, MARYLAND BILLED Zoning Department of Ealtimore County

TO \$50.08 UNT COST 50.00 Petition for Special Exception & Variance 3-2863 6740 0 0 0 ML-0.00

IMPORTANT: MAKE CHECKS PAYABLE TO BALTIMORE COUNTY, MARYLAND MAIL TODIVISION OF COLLECTION & RECEIPTS, COURT HOUSE, TOWSON 4, MARYLAND PLEASE RETURNUPPER SECTION OF THIS BILL WITH YOUR REMITTANCE.

BALTMORE COUNTY, MAINLAND TELEPHONE

No. 22033 OFFICE OF FINANCE

DATE 1/2/64

BALTIORE COUNTY, MAR AND

OFFICE OF FINANCE

Division of Collection and Receips COURT HOUSE TOWSON 4, MARYLAND

No. 5883-XV

IMPORTANT: MAKE CHECKS PAYABLE TO BALTIMORE COUNTY, MARYLAND

PLEASE RETURN UPPER SECTION OF THIS BILL WITH YOUR REMITTANCE.

MAIL TO DIVISION OF COLLECTION & RECEIPTS, COURT HOUSE, TOWSON 4, MARYLAND

BILLED

Liberty Road Plaza, Inc. NW/S Old Court Road, 775' NE I therry Road

3-2964 4369 \* ZC824\* TXP-

5-25-64 4389 \* 20824\* 11P-

Smalkin & Hessia

Cost of Certified Documents -

DEPOSIT TO ACCOUNT NO.

No. 20824

DATE 5/25/68

TOT \$ 11.00

\$ 11.00

11.00

Division of Collection and Receip COURT HOUSE

MAIL TO DIVISION OF COLLECTION & RECEIPTS, COURT HOUSE, TOWE N 4, MARYLAND PLEASE RETURN UPPER SECTION OF THIS BILL WITH YOUR REMITTANCE.

DOLLENBERG BROTHERS

TOWSON 4, MD.

SEC. 2-6 WESTERM February 26, 1963

Zoning Description

All that piece or parcel of land situate, lying and being in the Second Election District of Baltimore County, State of Maryland and described as follows to ut:

Beginning for the same on the northwest side of the Old Quart by the interaction of the northwest side of all Old Court food, 30 the corresponding to the corresponding to the corresponding to the northwest side of said Old Court food, 30 the corresponding to the northwest side of said Old Court food, 30 the corresponding to the northwest side of the Old Rosel, 80 test with these being and correct side of the Old Rosel, 80 test with the correct side of the Old Rosel, 80 test with the control of the five following courses and distances wire. North 80 degrees a Center, the five following courses and distances wire. North 80 degrees 30 minutes 50 accounts West 100,055 foot, North 80 dest, North 80 degrees 30 minutes 50 accounts West 100,055 foot, North 80 degrees 30 minutes 50 accounts West 128,000 foot, thence binding on the couldings of the land canwayed by James Ferry West and Wife to Liberty State Northing Context, Inc., the two following courses and distances wire south of the context of the land canwayed by James Ferry West of Church Lane the two following courses and distances vir. South 91 degrees 18 minutes Sant 16,50 feet and thence leaving said Church Lane sand James Ferry West and South 19 degrees 18 minutes Sant 16,50 feet was thence leaving said Church Lane sand James Ferry West and South 19 degrees 18 minutes West 650 feet and South 19 degrees 18 minutes West 650 feet and South 19 degrees 18 minutes West 650 feet and South 19 degrees 18 minutes West 650 feet and South 19 degrees 18 minutes West 650 feet and South 19 degrees 18 minutes Meat 60 feet and South 19 degrees 18 minutes Meat 60 feet and South 19 degrees 18 minutes Meat 60 feet and South 19 degrees 18 minutes Meat 60 feet and South 19 degrees 18 minutes Meat 60 feet and South 19 degrees 18 minutes Meat 60 feet and South 19 degrees 18 minutes Meat 60 feet and South 19 degrees 18 minutes Meat 60 feet and South 19 degrees 18 minutes Meat 60 feet and South 19 degrees 18 minutes Meat 60 feet and South 19 degrees 18 minutes Meat 60 feet and South 1 Beginning for the same on the northwest side of the old court

Being part of a parcel of land which by a deed dated January 18, 1957 and recorded among the Land Records of Baltimore County in Liber G.L.P. No. 3091 folio 228 was conveyed by James Perry Wade and wife to Liberty Road Shapping Center, Inc.



TOWSON 4, MARYLAND Mr. Jos. W. Zuebot, 714 Leafydale Terres Pilmsville 8, Mi. Office of Planning & Zoning 119 County Office Building Towns h, Haryland Cost of appeal - Liberty Road Plane, Inc. No. 5883-XV \$70.00 880.00 1--364 8383 . 4 . 711-IMPORTANT: MAKE CHECKS PAYABLE TO BALTIMORE COUNTY, MARYLAND

Registered Professional Engineers & Land Surveyors 709 WASHINGTON AVENUE AT YORK HOAD

AREA MAP

#5883-XV

Containing 15.30 Acres of land more or less.



CERTIFICATE OF PUBLICATION published in THE JEFFERSONIAN, a weekly newspaper printed and published in Towson, Baltimore County, Md., once in each

19 63

Cost of Advertisement S. MICROFILMED

appearing on the 4th day of October

TOWSON, MD.... Octo or h THIS IS TO CERTIFY, that the annexed advertisement was

THE JEFFERSONIAN.

June 11, 1971

Robert L. Sullivan, Jr., Esquire Suite 1013, One Charles Center Charles Street and Lexington Street Baltimore, Maryland 21231

> RE: Petition for Special Exception and Variance NW/S of Old Court Road, 775' NE of Liberty Road - 2nd District Liberty Road Plaza, Incorporated -NO. 5883-XV

Dass Mr. Sullivan

In reply to your letter dated May 27, 1977, in connection with the above captioned matter, it is my considered opinion, based on the representations therein, that your client has already begun to utilize the Special Exception which was originally granted on December 3, 1963, and extended to December 3, 1968, by the late John G. Rose

If you have any further questions, please so advise

Very truly yours.

EDWARD D. HARDESTY PHONE

EDH/srl

AM D. LUETTE, JA. F. C. A. B. SCOTT POLILIMAN, F. E. SNARLES K. STARK, L.B. JOHN D. WHITE, L.B.

JAMES S. SPAMER & ASSOCIATES
PROFESSIONAL ENDINCERS & LAND BURVEYOR
BOTT YORK ROAD - TOWSON, MD. 31204

December 2, 1955

Sillivan and Pittler Law Office Jan K. Suben, Esquire 1010 One Charles Center Baltimore, Maryland 21201

Re: Liberty Tower Apartments P.W.A. #26805

Scar Sir:

For the referenced abartment project located on Church Lame and

Cld Court hoad in District 2, Saltimore County, Marylands

- 1. The Public works Agreement is being processed.
- 2. This office submitted the required "Preliminary Grading and Soils Sediment Control " plan for County review and approvals on Mctober 24, 1966.
- Contents were received by letter dated Niverber 20, 1969 and signed by "r. Peorge A. Reier.
- b. The plans for "Grading Permit Purposes" dates however 25, 1963 were processed by the several bureaut of Haltimore Tounty. 6 Sec of 07.50 was paid to "Maltimore County, Maryland Department of Permits and Miceoses" For menut 50 grade@urber 2 5220.
- The County issued a 9" x 12" cardboard notice "Suilding Permit Has Been Applied For" Application #3712, District 2, Date 11-29-65.
- On Depender 2, 1964 the position of the structure was stakeout on the lot, the boundaries of the lot were staked and the notice was posted on the front of the lot.

All work was performed as expeditiously as possible consistant with the requirements of the several bureaus of Baltimore County, Maryland.

Humi-Snamel\_

355/oja Englas reas

BALLINGSE MARIENSE 9 01 - 104 - 2 70 14 -May 27, 1970

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Personal The Honorable Edward D. Hardesty Zonine Commissioner Baltimore County County Office Building

> Re: Liberty Towers - Elevator Apartments Liberty and Old Court Roads No 5883-XV

SULLINAS, WILLSAND & SINGLE

Dear Mr. Hardesty:

This will confirm my oral discussion with you on Monday last concerning the above captioned site on which a Special Exception was granted by your predecessor, Mr. Rose, in the Order issued by your office on December 3, 1963.

Your file will disclose that the Special Exception was subsequently extended for a period not to exceed five years.

It has now been brought to my attention that some doubt has been expressed by the architect for the elient in connection with the utilization of the Special Exception within the five-year period allowable under the regulations.

Before proceeding with the completion of the final drawings, plans and specifications, it has been deemed advisable to review this matter with your office and to respectfully request your interpretation of such utilization.

To assist you in reviewing the factual situation, we submit the following information, which may be documented and substantiated to the extent desired by you:

Informational letter from James S. Spamer & Associates dated December 2, 1968 advising "processing of Public

COUNTY OFFICE DUILDING

YOWSON MARYLAND 21264 CASH SLIP RECEIPT DATE // 268

APPLICANTS ADDRESS STORY FEE ITEMS CODE Amusement Devices Toxicoby Electrical Adm. Board Licenses Electrical Adm. Board Licenses
Plumbing Board Licenses
Solicitats & Convessers Permit
Towing Vehicles Licenses
Dog Licenses
Refuse Carliectors & Disposers' Permits 01.233 Elevator Licenses
Fire Percention Code
Trailer Permits
Amazement Device Penalties 01.236 Don License Penalties Doy Likenie Fedantes
Bings Applications
Electrical Adm. Board Examination Fees
Cleatrical Adm. Board Turtion-Code School
Julie of Building Code Books
Trailer Comps
Control of Day Nurseries
Control of Day Nurseries 31.510 Perculation Tests Forces of Permits

Electrical Permits 19.201 01 240 Water Applications (See Reverse Side) Solic of Plumbing Code Books
Solic of Plumbing Code Books
Sower House Connection Applications
Plumbing Permit Application
Subsisting Train Permit Application
Solation Train Applications
Septic Tank Permits 31 603 Gas Permit Applications Sewer Service Charge pro-rated Sewer Area Connection Charge 30.601 Mater Area Connection Charge Storm Drain Suralus Account Water Distribution Account 32.604

Suriding Permit Applications TOTAL (Make check payable to Baltusore County, Md.) Description

APPLICANT'S CORY

GERARD J. DIETZ, DIRECTOR . BY.......... This is not a Parent or License and does not well-or-toThe Honorable Edward D. Hardesty May 27, 1970

Works Agreement"; submission for County review and subsequent approval on October 24, 1968 of the plan for Preliminary Grading, and Soils Sediment Control"; comments of the Board of Public Services dated November 20, 1968; because the Services dated November 20, 1968; notice "Building Permit issuance by the County in notice "Building Permit lass Reen Applied For"; and the staking out of the lot on December 2, 1968, concurrently with the posting of the notice.

See copy of above referred to letter attached hegeto.

See also copy of letter dated May 21, 1970 from Mr. Spamer to me topether with copy of the plat referred to the second paragraph. In addition to the preliminary site work which has thus far been accomplished by the engineer on the job, there has been previously completed the preliminary plans and specifications by the architect, on the basis of which a conditional commitment has been received by the developer from F.H.A.

We are now at a point to conclude the preparation of the final plans and drawings and pick up the conditional commit-ment for the purposes applied for.

Test borings, as well as soil tests, have heretofore been made and completed. All required deposit fees of the F.H.A. have been paid.

Another factor which may be of some assistance to you in resolving this matter favorably is the previously existing lack of water to the proposed site.

October of 1967 by the City of Balt. more based upon the problem of distribution in the area. According to the records of the architect, the denial was lifted by a Mrs. and the Operarent of Public Works for Baltimore Councy) in July of the Operarent of Public Works for Baltimore Councy in July of the Operarent and additional extension would have been permitted not to exceed 18 months had the same been applied for.

JAMES S. SPAMER & ASSOCIATES PROFESSIONAL ENGINEERS & LAND SURVEYORS

21 May 1970

Subject: Liberty Towers Apartments - District #2, Baltimore County, Maryland

Today at 3:45 P.N. Kr. Harry Fivelet called no from New Jersey requesting that I contact you at exactly 1 P.N. Nr. Fivelet indicated that you would be needing with Resers, Fred Sailey and Jonald Sickley on matures concerning sub-

In lowering 1958, I personally expliced for and obtained a gradient grant for the adoless start A plat mus proceed by this office on forwards of a plat of the control forwards of the control personal p

On Incommer 10, 1969, 'Naithern Bounty Furnats of Formits, talephaned this office and informed in. ". death Footham, 1974 that an extension of the permit (now one perm add) was required. In: Foothams contacted IT. John France of the Flans and Review Goothom of the Copartment of Formits and Licenses. "Mr. France to Lames Plantment, department, of Foothams of Permits and Licenses. "Mr. France Commerce 19, 1969, FRANCE 1992(A-73)-8-8 for sunjects after and secured to the Ames Plantment, Grapmay, Inc. 15 Cortex Orders), Lendry, Low Jewery & Grapmay, Inc. 15 Cortex Orders), Lendry, Low Jewery & Jewery & Low Jewery & Jewery & Good Parel Value (Inc. 1988) and Jewery & Jewery & Low Jewery & Low Jewery & Jewery & Low Jewery & Jewery & Low Jewery & Jewery & Law Jewery & Jewery & Law Jewery & Law Jewery & Jewery & Law Jewery

To: Mr. Robert Sullivan, Attornoy

Promy James Spanor

ject project.

023-0270

The Honorable Edward D. Hardesty May 27, 1970 Page three

In this case, however, it does appear to us that the client has utilized the Special Exception heretofore granted by performing a substantial amount of work, engineering, architectural drawings and F.H.A. applications, together with the site improvement already referred to.

We trust that we may hear from you promptly on this matter since all work has been temporarily suspended pending your interpretation of these facts.

Should you need any further information, please feel free to call me.

Ruspectfully yours.

Robert L. Sullivan, Jr.

RLS, Jr: je Enclosures









