IN THE MATTER OF PATHTION FOR SPECIAL HEARING - Property SQL'S. of Jope Read at and Low Y. Sirms Ave., 9th Dist, Lylo Crant and Frank B. Kerst, Petitioners BEFORE ZONING CONTESSIONER OF BALTDORE COUNTY No. 64-4-SPH 1111111111111 The publicance requesting a special bearing in the above outside matter asked that the Coming Comfinitener decide the following: The large trains and Frank B. Earst by their attempty, N. School, the large train and Frank B. Earst by their attempty, N. School, the large trains and Frank B. Earst by their attempty, N. School, the large trains and the strains of the same trains and the strains of the large trains and the large trains Examination of the files in this maker discloses that the Zening Constitutions on Jamesry 26, 1962 desides that two percellent of the subject of the subject of the subject of the unser. The percellent of the subject IXIE GRAIT, ET AL. #60-4-SPH S2h' S of Jopps Rd. at the end of a 20' R/M (said R/W being 100) Act Sime Ave. The record before the density Board of Appeals has been reviewed and it is appeared to the County Board of Appeals but all reviewed and it is appeared that the County Board of Appeals but all the reconstructions to the County Board of Appeals but all the reconstructions of the Proper records and the County Board of Appeals and the County and the County Board of County and the County and the County Board of County and the County Board of County and the County Board of County

putition of tops or matter, therefore, breaking or a transfer of tops or matter, therefore, breaking by the present of Appeals are the considerably to the fine the constituent of the first of Appeals are the County Beard of Appeals as final.

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CERTIFICATE OF POSTING ZONING DEPARTMENT OF BALTIMORE COUNTY Towson, Maryland

Date of Posting 2 21/63 Posted for + Karging Two Jan 1 1004 + 10 041 Petitioner 444 & GRANT STA (Mae Rings ma) Location of property 824 S. of Justine Bd 45 the east of a 20' Blo said Rlu being 410'w of Simas 1000. Location of Signate April 200 From House April 1223 9 ON Propriet And Mar 3" From Miller 200

Posted by Betert to Jan Jan Date of return 19/11/65

Lyle Grant 3603 Hast Joppa Ros Daltimore 3h. Mary

OF BALTIMORE COUNTY

64-45PH

PETITION FOR A SPECIAL HEARING

Lyle Grant and Frank B. Kerst, by their attorney, M. Michael Maslan hereby petition for a Special Hearing, under the Zoning Law and Regulations of Corporation on or about the 18th day of June, 1952.

All that parcel of land beginning 824 feet south of Joppe Road at the end of 20 ft. right of way (said right of way being 400' west of Simms Ave.) the running the following courses and distances, north 550 40' west 379.4 ft. the 30uth 25° 14' west 100 ft. thence south 45° 35' cast 459.07 ft., thence north

Ale Beast

[Jie Grant, Petitioner
3603 East Joppa Road (34)

Attorney for Petitions 2137 Durdalk Avenue, Beltimore 22, Marylan ATwater 2-2700 Frank B. Reret, Petitions 3615 East Joppa Road (34)



10:00ATM # 1/2/64.

PETITION FOR A SPECIAL REARING

9th Matriet

ZONTNO

Petition for Special Hearing to determine whether or not the operation of a namefacturine plans for the namefacture of census for the namefacture of the and the storage of dry coment vices to the special parint granted to Arp Resail Mix Goorete Operation on or about the 18th Day of Aums, 195

LOCATION: 62h feet South of Jopps Road at the end of a 20 foot right of way (said right of way being hoo west of Sixus Avenue)

TUREDAY, JANUARY 7, 1965 at 10:00 A.M.

PUBLIC HEARING: Room 108, County Office Building, 111 M. Cheespeake Avenue, Townon, Maryland

The Zoning Commissioner of Baltimore County, by authority of the Zoning Act and Regulations of Baltimore County, will hold a public hearing

Concerning all that parcel of land in the minth Dattrict of Maltinore County, 5th feet count of Joyas Rand at the end of a 20 feet right of vay (and right of way being MC feet west of Signa Armany), these parties in the fall-oring courses and distances, morth 55 degrees 10 stantes with 15 degrees 25 feets was said to Sequence 15 degrees 25 feets when the said of Sequence 15 feets was said to Sequence 15 feets when said to Sequence 15 feets was said to Sequence 15 feets when said to Sequence 15 feets was said to Sequence 15 feets when said to Sequence 15 feets was said to Sequence 15 feets when said to Sequence 15 feets was said to Sequence 15 feets when said to Sequence 15 feets was said to Sequence 15 feets when said to Sequence 15 feets was said to Sequence 15 feets when said to Sequence 15 feets was said to Sequence 15 feets when said to Sequence 15 feets was said to Sequence 15 feets when said to Sequence 15 feets was said to Sequence 15 feets when said to Sequence 15 feets was said to Sequence 15 feets when said to Sequence 15 feets was said to Sequence 15 feets when said to Sequence 15 feets was said to Sequence 15 feets when said to Sequence 15 feets when said to Sequence 15 feets was said to Sequence 15 feets when said to Sequence 15 feets was said to Sequence 15 feets when said to Sequence 15 feets was said to Sequence 15 feets when said to Sequence 15 feets was said to Sequence 15 feets when said to Sequence 15 feets was said to Sequence 15 feets when said to Sequence 15 feets was said to Sequence 15 feets when said to Sequence 15 feets was said to Sequence 15 feets when said to Sequence 15 feets was said to Sequence 15 feets when said to Sequence 15 feets was said to Sequence 15 feets when said to Sequence 15 feets was said to Sequence 15 feets when said to Sequence 15 feets was said to Sequence 15 feets when said to Sequence 15 feets was said to Sequence 15 feets when said to Sequence 15 feets was said to Sequence 15 feets when said to Sequence 15 feets was said to Sequence 15 feets when said to Seq

Peter !

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BALTTIONE COUNTY

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The partitioners requesting a special hearing in the above ther asked that the Zening Corninglem: decide the following:

Fighs Great and Frank S. Herst, by their steering, M. Hisheel, barder, barder pottion for a Special Hering, more the Jening les on and Regulations of Baltimers County, to determine whether or not the operation of a manufacturing plant for the manufacturing and the converse proteins and the nature of the manufacturing the converse proteins and the nature of the protein points greatly as the protein of the pro

Senting Confidence on January 26, 2002 decided that two presents that the Zenting Confidence on January 26, 2002 decided that two presents of the subject property; income as No. 1 and 3, had a logal momentum use. The County Deard of Appeals on April 15, 2003 decided that only parend No. 1 had a logal concentrating use.

The report before the Quenty Heart of Appeals has been revisions and it is appeared, that the County Heart of Appeals had all necessary fracts Entere than to cotton the matter and that medification only of Notes is now before the Appeals (some than the County of Medical County of the County of t

The matter, therewise, bereine feer referred to in petition of lade Grant is a matter previously decided by the County Beard of Appeals and caused new be considered by the Enging Consideration the County Board of Appeals is final.

Zoning Commissioner of

BEFORE

MANING TONS ISSIENCE

CF

SALTINGER COUNTY

Charles and the same

TOTAL COMMUNICATION

ROPORE THE

64-48H

PETITION FOR A SPECIAL HEARING

To The Zoning Commissioner of Bultimore County:

Baltimore County, to determine whether or not the operation of a manufacturing the magnifacture of cement and concrete products and the storage of violates the special permit granted to Ark Reads Mix Concrete

All that parcel of land beginning 824 feet south of Joppa Road at the end of 20 ft. right of way (said right of way being 400' west of Simms Ave.) thence rusning the following courses and distances, north 550 40' west 379.4 ft. thence south 25° 14' west 100 ft. themce south 45° 35' east 459.07 ft., thence north 80 20' east 200 feet to place of beginning

But The Grant, Petitioner 3603 Bast Joppa Road (34) M. Hichael Masian, Attorney for Petitioners 2137 Dundalk Avenue, Bultimore 22, Waryland

MICE

__ DEC - 63

FEET FEET FEET FEET FEET The petitioners requesting a special hearing in the above entitled matter asked that the Zening Germissian rescale the following:

Examination of the files in this nature discloses that the Zening Commissioner on Lemmary 26, 1500 decided that two purcels at the subject reportly, known as he. 1 and 2, he at legs increadering use. The Deamly Search of Agreeds et Agril 15, 1550 certised that only purcel 5e. 1 had a legs increamentaring use.

reviewed and it is apparent that the County Scard of Appeals has been necessary facts before the to section be nature and that no constant facts be forether to section the nature and that no confinite set of facts is now before the County County County for the positioner in the matter there proper record youth have been for the positioner in the matter there proper record point for the positioner in the matter there proper record point for the positioner in the matter than the chical fourth for Baltimere Scotting.

The matter, therefore, hereintefore referred to in potition of Lybo Grant is a matter previously decided by the County Board of Appeals and carmet new be concluded by the County Countsiener since the Order of the County Board of Appeals is final.

IN THE MATTER OF PETITION FOR SPECIAL MEARING - Property Stat's, of Joppa Read at end of a 20' R/w (Said R/W being LOO' W. Simme Ave., 9th Dist., Lylo Grant and Frank B. Lorst, Puttlement

cito Zohing Comis MECROFILMED

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GIRES OF PLANING & ZUNING

for a SPECIAL HEARING to determine whether or not the operations of the Ark Readi-Mix are in violation of the special permit granted to Ark on June 18, 1952. The Zoning Commissioner, on January 15, 1964, decided that the matter had been previo decided by the Board of Appeals and denied the request.
The complainants appealed from On April 18, 1963 the Board of Appeals decided that the use of Parcel #1

of the Ark property as a sand and gravel pit, and the right to wash and strain materials, etc. the hauling of sand and gravel into the property for washing, loading, mixing, etc. did not, in the Board's opinion, violate the permit granted Ark in 1952. In the case of Smith vs. County Board of Appeals, #3405, Misc. Docket #8, Falio 29 in the Circuit Court for Baltimore County, Judge Jenifer, at page 3 in his opinion, mentioned that the Board had found in its April 18, 1963 opinion that the hauling of sond and gravel into the property and the mixing, weighing, etc. thereof was an allowable use under the permit granted Ark.

The coursel for both Ark and the complainants appeared before the Board, and after a conference between coursel and the Board, counsel for the complainants agreed to withdraw his appeal in this matter.

MICROFILMED

Lyle Grant and Frank B. Kerst, Petitioners - \$64-4-SPH PUBLIC BEARING: Room 144, County 1 Office Building, 111 W. Chesapeake Ave-ling, Toward, Maryland ORDER For the reasons set forth above, it is this 8 day by the County Board of Appeals OR DERED that the appeal is withdrawn and same is Any appeal from this decision must be in accordance with Chapter 1100, subtitle B of Maryland Rules of Procedure, 1961 edition. COUNTY BOARD OF APPEALS OF BALTIMORE COUNTY William S. Boldwin, Chairma

- 2 -

MICROFILMED

KIMMEL & POKORNY ATTORNEYS AT LAW July 18, 1967

County Board of Appeals Room 301 County Office Building Towson, Maryland 21204

Re: Petition of Lyle Grant and Frank B. Kerst #64-4-SPH at 10:00 a.m.

Would you please postpone the above entitled action until sometime late in September?

Very truly yours.

M. JACQUELINE MCCURDY July 20, 1967

County Board of Appeals Room 301 County Office Building Towson, haryland 21204

Re: No. 64-4-SPH
Petition of Lyle Grant and
Frank B. Kerst

Please Strike my Appearance as Counsel of record for Ark Readi-Mix Concrete Corporation in the above entitled case.

> Very truly yours. M. Jegueline McCurdy

MICROFILMED

CERTIFICATE OF PUBLICATION facture of commet and concrete products and the storage of dry coment visibles the special penult granted to Ark Reco-Mix Concrete Corporation on or shoot the 18th Day of Jene, 1952. LOCATION: 921 feet South of Joppa Road 24 the end of a 24 South of way (said right of way being too feet west of Simms Accesses DATE & TIME Toesday, January 7, 1944 TOWSON MD December 20, 19 63

PETITION FOR A SPECIAL REARING

TELEPHONE

THIS IS TO CERTIFY, that the annexed advertisement was nublished in THE JEFFERSONIAN a weekly newspaper printed of 1 time correspondents before the 7th day of ______ Jamary _____, 19_6h, the West publication appearing on the 20th day of December 1963

€64-4

THE IPPERPROMIAN Leant Shouth Cost of Advertisement, \$.....

MICROFILMED

BALTIMORE COUNTY, MARYIMND No. 20277 DATE 12/2/63 OFFICE OF FINANCE irision of Collection and Receip COURT HOUSE TOWSON 4 MARYLAND

1995-00° COST DETACH UPPER SECTION AND RETURN WITH YOUR REMITTANCE Petition for Special Hearing for Ark Readi Mix Comcrete 25.00 PAID - Echang Creaty, Mr. - Office of Fa 12-263 7286 . . . MLson MICROFILMED

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.

BALTIMORE COUNTY, MARYLAND TELEPHONE OFFICE OF FINANCE on of Collection and Receipts

Office of Planning & 119 County Office Bla Torses h, Maryland

DEPOSIT TO ACCOUNT NO. 01-622 COST 5,00 Cilico of Feat Cost of postingp 2-1764 328 . 22078. TIP-000 2/13/64 4-1764 328 . 22078- TEP-000 MICROFILME IMPORTANT: MAKE CHECKS PAYABLE TO BALTIMORE COUNTY, MARYLAND MAIL TO DIVISION OF COLLECTION & RECEIPTS, COURT HOUSE, TOWSON 4. MARYLAND PLEASE RETURN UPPER SECTION OF THIS BILL WITH YOUR REMITTANCE.

> Suppeal 1.01-0 SP. H. CERTIFICATE OF POSTING DEPARTMENT OF BALTIMORE COUNTY

Towsen, Maryland District. 9 15 Date of Posting 2/29/44 Petitioner LY LE GRANT & FRANK B KERST. Location of property: Location of Signar TPR 30' FROM HOUSE AND. APP. 85. GN

PROPTERTY and APP. 25 H FROM GARGE Posted by Robert Lea Beell S. Date of return 735/64 POFIL MED :

CERTIFICATE OF POSTING

O DEPARTMENT OF BALTIMORE COUNTY

Date of Posting 12/21/63 Posted for Hearging Tues Jun 7-1864 at 10:00AM (ARK Road mix) Petitioner 44 & GRANT et Al. Location of property: 824 S OK Juston Rd At the end of A 20' R/W said Rlu being 400'W of Simms Due. Location of Signe Agg 30 " FROM HOUSE HIND APP. 5 " ON

PROPTERTY AND MAPS 3FT FROM APPROXI SIGN. Posted by Bebert Le Bull & Date of return 12/16/63

MICROFILME

64.4 SP 4

THE BALTIMORE COUNTIAN THE COMMUNITY NEWS PETITION FOR A SPECIAL
HEARING
Sh District
HEARING
Sh District
Hearing to determine whether
or not the operation of a mansfacturing just and and an extensive products
and the storage of dry
enter products and the storage of operation
common violates the special permit granted to Ark. Read) Mix No. 1 Newburg Avenue CATONSVILLE, MD.

December 27, 10 53. THIS IS TO CERTIFY that the annaved advertisement of

John C. Ro s, Zoning Commissioner of Belti ore Comty was inserted in THE BALTIMORE COUNTIAN, a group of three weekly newspapers published in Ballimore County, Maryland, once a week for One Jack saccassor we develore

27th day of December, 1963 , that is to say the same was insected in the issues of December 20, 1965.

THE BALTIMORE COUNTIAN

By Paul J. Maryan Beliton and Manage PM

DHT.

CERTIFICATE OF PUBLICATION

TOWSON, MD. ... Pecentier 29, 1963

THIS IS TO CERTIFY, that the annexed advertisement was nublished in THE JEFFERSONIAN, a weekly newspaper printer est 1 time successivo consist before the 7th

appearing on the 20th day of December

THE JEFFERSONIAN, Jane & Manager

Cost of Advertisement. \$

MICDORIL MEN

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Baltimore County, or according to Baltimore County, will hold a reblic hearing:

of Baltimere Cousty, will hold as parel of indicate hearing. In the State of India in the Nuth District of India in the India in Indi

PETITION FOR A SPECIAL BEARING

Initiate of croment and Guestive products and the alerance of any cement violates the special permit. Ethnical for Ark. Read Mrs. Clementer Comparation on the about the 14th Day of Josep. 1952.

LOCATION, 721 feet South of Juppe Road at the end of a 19 feet fight of way; said of the end of a 24 feet fight of way; said the end of a 24 feet fight of way; and the control of the end of a 25 feet fight of way; and the end of a 25 feet fight of way; and the end of a 25 feet fight of the end of th

Signs Avenue)
DATE & TIME Toesday, January 7, 15

PUBLIC HEATING: Room 144, County Office Building, 111 W. Chesapeake Ave now Toward, Maryland

The Zoning Cummissioner of Batti County, by authority of the Zoning Art

Regulations of Baltimore Codes(v, will hold in the Code of the Code Code of the Code of the Code of the Code Code of the Code of the Code of the Code Code of the Code of the Code of the Code Code of the Code of the Code of the Code Code of the Code Code of the Code of t

POHN G. ROSE Zoolng Comm.

No. 22078

DATE 2/14/64

mat pp-perturent tous + 1/4/67 lac' L 7/14/67

MICROFILMED

Rec' 1/24/67 - wan

I would appreciate a postponement of the above entitled case scheduled for trial on Tuesday, December 7, 1985, at 10:00 A.M., in as much as I have a prior commitment for a jury trial scheduled for Monday, December 6, 1985 which will take several days to try,

Mrs. Edith T. Elsenhart, Secretary County Board of Appeals Room 30l County Office Building Towson, Maryland 21204

cc: M. Michael Maslan, Esquire Miss M. Jacqueline McCurdy

Dear Mrs. Eisenhart:

November 17, 1965

Very truly yours,

HAROLD LEV

Harold Lew

Re: 64-4-SPH
Petition of Lyle Grant and Frank
B, Kerst

July 19, 1967

County Board of Appeals Room 301 County Office Building Towson, Maryland 21204

Re: No. 64-4-SPH
Petition of Lyle Grant
and Frank B. Kerst

Gentlemen

Very truly yours,

HL/mw

Reid 1/20/67 9. De am MICROFILMED

Please strike my appearance as Counsel of record for Ark Readi-Mix Concrete Corporation in the above entitled case.

Hawilto HAROLD LEV

MICROFILMED

December 8, 1964

307-10 Court Square Bullding

Res Patition for Special Hearing - 824* S. of Jappa Road at and of a 20* R/W - 9th Dist. Lyle Grant & Frank B. Kerst, Patitioners No. 64-4-SPH

Replying to your letter of December 3rd, the appeal hearing on ve case scheduled for Thursday, January 7, 1965 at 11:00 a.m., has been

You will be duly notified of the rescheduling of this case at a

Edith Y. Flambart, Sarraban

MICROFILMED

PARTIE D. MODERN

ROGERS & LEV BALTINORE S. ND.

December 3, 1964

Mrs. Edith T. Eisenhardt County Board of Appeals County Office Building 111 West Chesapeake Avenue Towson, Maryland 21204

> Be: Petition for Special Hearing-824'S. of Joppa Road at end of a 20'R/W-9th Dist, Lyle Grant & Frank B. Kerst, Petitioners No. 64-4 SPH

Dear Mrs. Eisenhardt:

I received your notification of the above entitled case being set for trial on January 7, 1965.

Unfortunately, I have a prior case scheduled for trial on the same date.

I would, therefore, appreciate having the matter post-

Very truly yours, Havelten HAROLD LEV

HL:pap Beek 12-4.64 2:30 PM

MICROFILMED

June 22, 1965

County Board of Appeals County Office Building 111 West Chesapeake Avenue Towson, Maryland 21204

RE: Ark-Redi Mix Concrete

Please strike my appearance as attorney for Ark-Redi Mix Concrete Corporation.

Very truly yours,

JJB:ldp cc: C. M. Zacharski, Jr., Esquire c/o O'Conor and Sweeney One Charles Center Baltimore, Maryland 21201

Beil 6 30 am

MICROFILMED

Yeary truly yours

Lonling Commissioner

- MICROFILMEL

LAW OFFICER OF O'CONOR & SWEENEY June 17, 1965

Hon. William S. Baldwin, Chairman County Board of Appeals County Office Building 111 W. Chesapeake Avenue Towson, Maryland 21204

Re: Zoning File No. 64-4-SPH Lyle Grant & Frank B. Kerst

Dear Sir:

In reply to your letter of May 27, 1965, I no longer represent Trustees of Ark Readi-Mix Concrete Corporation in connection with the captioned appeal and assume that current counsel will furnish you with the information you requested.

Very truly yours,

om. zacharski, h.

C. M. Zacharski, Jr.

CMZ: hh

cc: Mr. Albert N. Gillett Harold W. Lev, Esq. Mr. Edward Welsch

Quid beir of

MICROFILMED

ATMATER 2-2700

M. MICHAEL MASLAN ATTORNEY AT LAW 2137 DUNDALK AVENUE BALTIHODE 22, MC February 12, 1964



Honorable John G. Rose, Zoning Commissioner County Office Building 111 W. Chesapeake Avenue Towans 4, Maryland

Re: Petition for Special Hearing Lyle Grant and Frank B. Kerst Petitioners - Case No. 64-4-SPH

Dear Mr. Roses

Please enter an appeal from the decision in the above entitled case to the Baltimore County Board of Zoning Appeals.

A check in the amount of \$40.00 is enclosed herewith

Very truly yours,

mr Medice Muca. M. Michael Maslan

CC: Harold W. Lev, Esquire 307-10 Court Square Building (2)

Miss M. Jacqueline McCurdy 203 W. Cheasapeake Avenue Towson 4, Maryland

MICROFILMED

ME PRITIES OF

Lyle Grant 3603 Bast Joppa Road Baltimore 34, Maryland ZOTIEG COMMINE TORIES

OF BALFINGRE COUNTY

base

Frank B. Kerst 3615 East Joppe Road Baltimore 34, Maryland 64-45PH

PETITION FOR A SPECIAL EXAMING

To The Zoming Commissioner of Baltimore County:

Lyle Great and Frank B. Kerst, by their attorney, M. Michael Maslan, bereby patition for a Special Hearing, under the Zoning Law and Regulations of Beltimore County, to determine whether or not the operation of a manufacturing plant for the manufacture of comment and comments products and the storage of dry comeant violates the special permit granted to Ark Readi Mix Comcrete Corporation on or about the 18th day of June, 1952.

Location of Property: x

All that percel of land beginning 824 feet south of Joppa Road at the end of a 20 ft. right of way (said right of way being 400' west of Sizes Ave.) thence rusn'ng the following courses and distances, north 550 40' west 379.4 ft. themse south 25° 14' west 100 ft. there south 45° 35' east 459.07 ft., thence north 8° 20' east 200 feet to place of beginning.

3603 East Joppa Road (34)

Kerst, Petitioner 3615 East Joppe Road (34)

Michael M Attorney for Petitioners 2137 Dundalk Avenue, Baltimore 22, Maryland Alwater 2-2700

DEC - 63

OFFICE OF PLANNING & ZONING

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