

PETITION FOR ZONING RE-CLASSIFICATION AND/OR SPECIAL EXCEPTION

TO THE ZONING COMMISSIONER OF BALTIMORE COUNTY:

We, Dulaney Valley Memorial Gardens, Inc., legal owners of the property situate in Baltimore County and which is described in the description and plat attached hereto and made a part hereof, hereby petition (1) that the zoning status of the herein described property be re-classified, pursuant to the Zoning Law of Baltimore County, from an NE-15A zone to an R-10 zone, for the following reasons:

See attached description

and (2) for a Special Exception, under the said Zoning Law and Zoning Regulations of Baltimore County, to use the herein described property, for an addition to existing cemetery in an R-10 zone.

Property is to be posted and advertised as prescribed by Zoning Regulations. I or we, agree to pay expenses of above re-classification and/or Special Exception advertising, posting, etc. upon filing of this petition, and further agree to and are to be bound by the zoning regulations and restrictions if Baltimore County adopted pursuant to the Zoning Law for Baltimore County.

Contract purchaser
Address: Dulaney Valley Memorial Gardens, Inc.
Harry H. Phelan, Jr., Legal Owner
Executive Vice-President
200 Padonia Road East
Cockeysville, Maryland 21030

Protestant's Attorney
Address: 200 Padonia Road East
Cockeysville, Md. 21030

ORDERED By The Zoning Commissioner of Baltimore County this 6th day of July, 1965, 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 County, on the 11th day of August, 1965, at 11:00 o'clock A.M.

Zoning Commissioner of Baltimore County.

BALTIMORE COUNTY, MARYLAND INTER-OFFICE CORRESPONDENCE

To: John G. Rose, Zoning Commissioner Date: July 29, 1965

FROM: George E. Gavrellis, Director of Planning

SUBJECT: Petition No. 66-40-X. "Special Exception for Cemetery." West of Padonia Road 600 feet South of Trehearn Road. Being the property of Dulaney Valley Memorial Gardens, Inc.

8th District
HEARING: Wednesday, August 11, 1965 (11:00 A.M.)

The planning staff of the Office of Planning and Zoning has reviewed the subject petition and, assuming that all access to the subject parcel will be from land for which cemetery use has already been permitted (not from any public way, easement, or reservation), will offer no objections.

Pursuant to the advertisement, posting of property, and public hearing on the above petition and it appearing that by reason of location and the petitioner having complied with the requirements of Section 502.1 of the Baltimore County Zoning Regulations,

a Special Exception for a addition to existing cemetery in R-10 zone should be granted. IT IS ORDERED by the Zoning Commissioner of Baltimore County this 11th day of August, 1965, that the above described property be re-classified as R-10 zone.

Pursuant to the advertisement, posting of property and public hearing on the above petition and it appearing that by reason of

the above re-classification should NOT BE HAD, and/or the Special Exception should NOT BE GRANTED.

IT IS ORDERED by the Zoning Commissioner of Baltimore County, this 11th day of August, 1965, that the above re-classification be and the same is hereby DENIED and that the above described property or area be and the same is hereby continued as and to remain a NE-15A zone; and/or the Special Exception for addition to existing cemetery be and the same is hereby DENIED.

Zoning Commissioner of Baltimore County

CERTIFICATE OF PUBLICATION

OFFICE OF
The Community Press

DUNDALK, MD., July 21, 19 65

THIS IS TO CERTIFY, that the annexed advertisement of "Dulaney Valley Memorial Gardens, Inc." was inserted in THE COMMUNITY PRESS, a weekly newspaper published in Baltimore County, Maryland, once a week for 1 successive weeks before the 20th day of July, 1965; that is to say, the same was inserted in the issues of 7-21-65

Stromberg Publications, Inc.
Publisher.

By: Mrs. Palmer Price
Mrs. Palmer Price

BALTIMORE COUNTY OFFICE OF PLANNING AND ZONING
COUNTY OFFICE BUILDING
TOWSON, MARYLAND 21204

John W. Armiger, Esquire
200 Padonia Road East
Cockeysville, Maryland 21030

SUBJECT: Special Exception for Cemetery for Dulaney Valley Memorial Gardens, Inc., located W/S Padonia S. of Trehearn Road 8th District (Item 1 July 6, 1965)

The Zoning Advisory Committee has reviewed the subject petition and makes the following comments:

REMARKS: Road - Padonia Road is an existing approved road along this frontage. No further improvements are required on Padonia Road. Storm Drain - A system of drains exists in Padonia Road.

The following members had no comment to offer:

Bureau of Traffic Engineering
Office of Planning and Zoning
Board of Education
State Roads Commission
Fire Bureau-Plans Review
Health Department
Buildings Department
Industrial Development Commission

The above comments are not intended to indicate the appropriateness of the zoning action requested, but to assure that all parties are made aware of plans or problems that may have a bearing on this case. The Director and/or the Deputy Director of the Office of Planning and Zoning will submit recommendations on the appropriateness of the requested zoning 10 days before the Zoning Commissioner's hearing.

cc: Carlyle Brown-Bureau of Engineering

Very truly yours,

James E. Rose
JAMES E. ROSE, Esq.
Petition and Permit Processing

DESCRIPTION OF 0.8 ACRES
WEST SIDE PADONIA ROAD
600 FEET SOUTH OF TREHEARN ROAD
ADJACENT TO DULANEY VALLEY MEMORIAL GARDENS

BEGINNING at a point formed by the intersection of the west right-of-way of Padonia Road and the western outline of Springlake said point being indicated as point 1 on the Record Plat of Springlake - Plat 1 of Section 3 recorded among the Land Records of Baltimore County in Plat Book M27, Folio 52, said point of beginning also being in the North 02° 45' 10" East line of the Recorded Plat of Dulaney Valley Memorial Gardens (30/14) 378.25 feet from the southeast corner; thence binding on the present line of division between Dulaney Valley Memorial Gardens and Springlake North 06° 45' 10" East - 152.16 feet thence leaving said point of beginning and binding on the south side of a utility and drainage reservation shown on aforementioned plat of Springlake South 59° 00' 00" East - 141.25 feet to the intersect the west right-of-way line of Padonia Road thence binding on the west right-of-way line of Padonia Road by a curve to the right, said curve having a radius of 1000.00 feet for an arc distance of 417.48 feet to the point of beginning.

CONTAINING 0.8 Acres of Land, more or less.

BEING Parcel "A" of Plat 1 of Section 3 of Springlake.

This description is for zoning purposes only and is not to be used for conveyance of property.

PN 256



John W. Armiger, Esq.
200 Padonia Road, East
Cockeysville, Md. 21030

BALTIMORE COUNTY OFFICE OF PLANNING AND ZONING

County Office Building
111 W. Chesapeake Avenue
Towson 4, Maryland

Your petition has been received and accepted for filing this 11th day of August, 1965.

OWNERS Name: Dulaney Valley Memorial Gardens, Inc.
Reviewed by: James E. Rose
JAMES E. ROSE
Zoning Commissioner

CERTIFICATE OF POSTING ZONING DEPARTMENT OF BALTIMORE COUNTY Towson, Maryland

District: 8th Date of Posting: 7-22-65
Posted for: Special Exception for Cemetery
Petitioner: Dulaney Valley Memorial Gardens, Inc.
Location of property: West of Padonia Road, South of Trehearn Road
Location of Sign: Between the first two poles on the west side of Padonia Road
Remarks: Sign to be posted facing Padonia Road
Posted by: Robert B. Smith Date of return: 7-29-65

BALTIMORE COUNTY, MARYLAND OFFICE OF FINANCE Division of Collection and Receipts COURT HOUSE TOWSON, MARYLAND 21204

No. 31973
DATE 7/15/65

To: Dulaney Valley Memorial Gardens
200 Padonia Road East
Cockeysville, Md. 21030

DEPOSIT TO ACCOUNT NO.	QUANTITY	TOTAL AMOUNT
01-622		\$50.00
Petition for Special Exception	1	50.00
66-40-X		
		50.00

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.

BALTIMORE COUNTY, MARYLAND OFFICE OF FINANCE Division of Collection and Receipts COURT HOUSE TOWSON, MARYLAND 21204

No. 32012
DATE 8/2/65

To: Dulaney Valley Memorial Gardens
200 Padonia Road, East
Cockeysville, Md. 21030

DEPOSIT TO ACCOUNT NO.	QUANTITY	TOTAL AMOUNT
01-622		\$41.85
Advertising and posting of property	1	41.85
66-40-X		
		41.85

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.

PETITION FOR SPECIAL EXEMPTION AND SURVEY

POSITION: Petition for Special Exemption for the Cemetery.
LOCATION: West of Padonia Road at East North of Tidewater Road.
DATES & TIMES: Wednesday, August 11, 1942 at 11:00 A. M.
PUBLIC HEARING: Room 144, County Office Building, 111 W. Chesapeake Avenue, Towson, Md.

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

Petition for Special Exemption for an addition to existing cemetery.
 All that parcel of land in Baltimore District of Baltimore County, beginning at a point formed by the intersection of the west right-of-way of Padonia Road and the eastern center of Springdale Road, being indicated as Lot 1 on the Second Plat of Springdale Plat 1 of Section 2 recorded among the land records of Baltimore County and shown as 7.00 acres, also being the North 44° 52' 12" East line of the Second Plat of Delaney Valley Memorial Gardens (1947) 276.55 feet from the southeast corner thence trending on the present line of division between Delaney Valley Memorial Gardens (A & B) and Springdale North 86° 43' 14" East 412.15 feet, thence having said point of beginning and ending on the south side of a utility and drainage easement shown on aforementioned plat of Springdale North 23° or so East - 111.25 feet to intersect the west right-of-way line of Padonia Road, thence trending on the west right-of-way line of Padonia Road by a curve to the right, 1948.80 feet for an arc distance of 67.45 feet to the point of beginning.

Containing 0.3 Acres of Land, more or less.

Being Parcel "A" of Plat 1 of Section 2 of Springdale.

Being the property of Delaney Valley Memorial Gardens, Inc., as shown on plat plan filed with the Recording Department.

Hearings Date: Wednesday, August 11, 1942 at 11:00 A. M.

Public Hearing Room 144, County Office Building, 111 W. Chesapeake Avenue, Towson, Md.

By Order of
 JOHN G. ROBE
 Acting Commissioner of Baltimore County
 July 21.

CERTIFICATE OF PUBLICATION

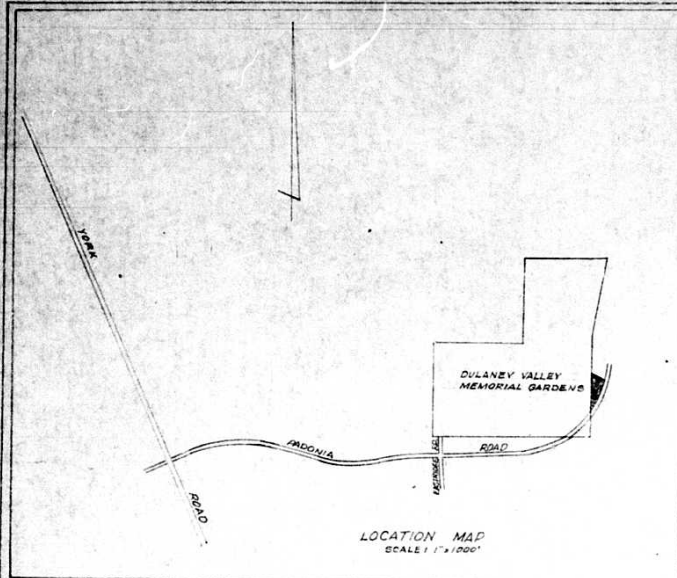
TOWSON, MD., July 22, 1945.

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 of 3 ~~successive~~ successive weeks before the 11th day of AUGUST, 1945, the first publication appearing on the 22nd day of July 1945.

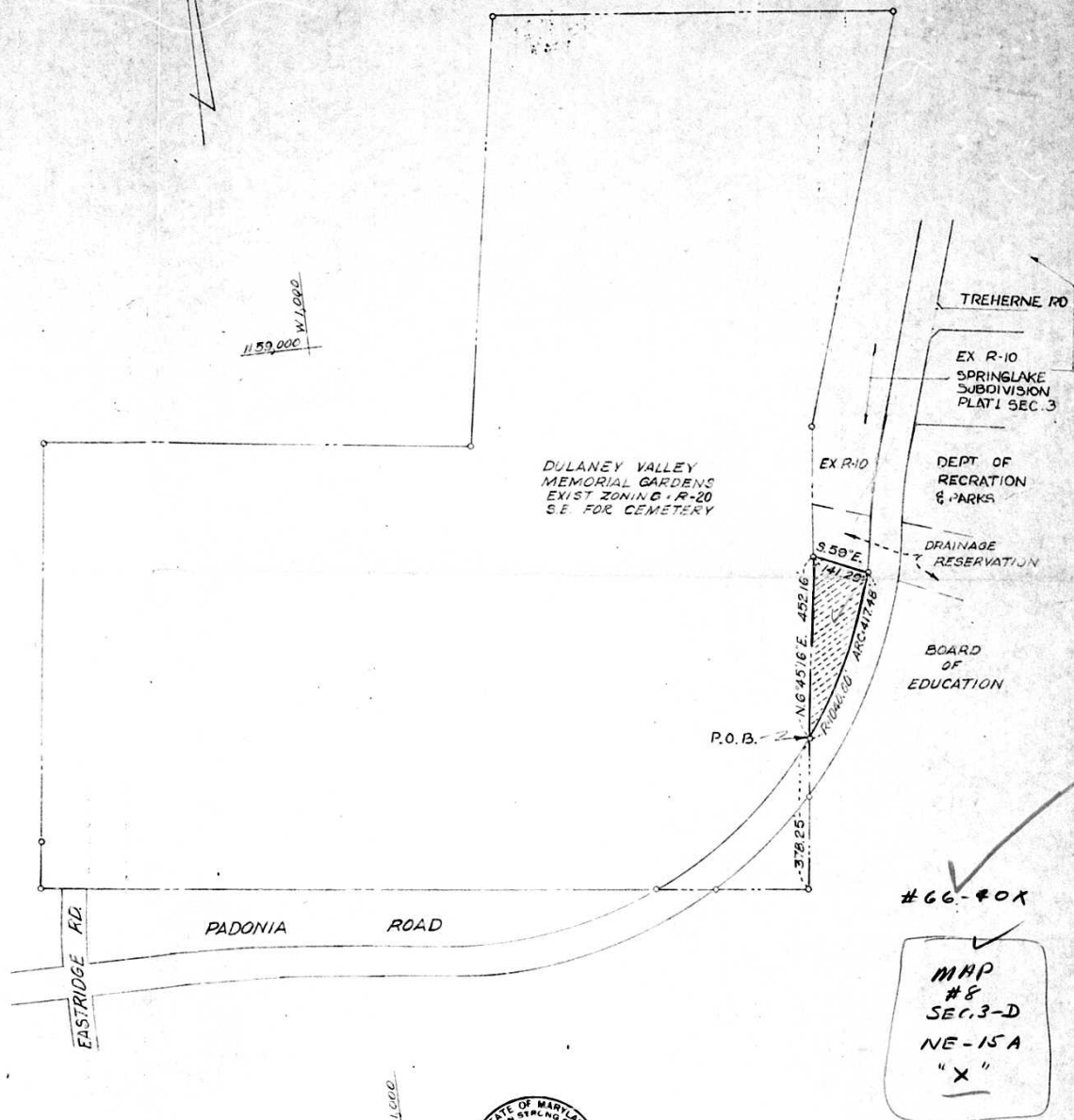
THE JEFFERSONIAN,

G. L. ...
 Manager.

Cost of Advertisement, \$.....



EXIST. ZONING - R-10
 EXIST. USE - VACANT
 PROP. ZONING - R-10 WITH S.E. FOR CEMETERY
 PROP. USE - CEMETERY
 GROSS AREA - 0.8 AC.
 NET AREA - 0.8 AC.



J. STRONG SMITH & ASSOCIATES
 CONSULTING ENGINEERS
 201 W. CHESAPEAKE AVENUE
 TOWSON, MARYLAND 21204
 VA 3-7579 PM 258



PLAN TO ACCOMPANY APPLICATION FOR S.E. FOR
CEMETERY
 PADONIA RD. 600' SOUTH OF TREHERNE RD.
 ELECTION DIST. NO. 8 BALTIMORE COUNTY, MD.
 SCALE 1" = 200'
 JUNE 18, 1965