PETITION FOR ZONING RE-CLASSIFICATION AND/OR SPECIAL EXCEPTION

TO THE ZONING COMMISSIONER OF BALTIMORE COLORY:

_	/
I, or we, Chan. H. Staffay, Incorporated owner of the property situate in Bo	ltimore MP
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, p	grsuant
to the Zoning Law of Baltimore County, from an R-6. zone	to an
R=Azene, for the following reasons:	5W-5-1
	RA
error in original zoning and genuine change in conditions	11465

See attached description

and (2) for a Special Exception,	inder the said Zoning	Law and	Zoning	Regulations of	Baltimore
County, to use the herein descri	bed property, for				

Property is to be posted and advertised as prescribed by 7-ning 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 of Baltimore County adopted pursuant to the Zoning Law for Baltim

County	
	Chas. H. Meffey Incorporated
Contract purchaser	By JAMA
Address	Address B.E. Lexington St.
	** ************************************
W Lee Ha. rison Petitioner's Attorney	Protestant's Attorney
Address 507 Loyola Foderal Building	
Towson, Maryland 323-120 ORDERED By The Zoning Commissioner	

.... 196.5, 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 Daltimore 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, Balt

Zoning Commissioner of Baltimore County

RE: PETITION FOR RECLASSIFICATION :

from an R-6 zone to an R-A zone, S/S Gehb Avenue 128 feet west 13th District Charles H. Steffey, Inc. Petitioner

BEFORE

CHARLES H. STEFFEY, INC. S/S Gehb Ave. 128' W of Ave.

K

#60-201L

COUNTY BOARD OF APPEALS OF

BALTIMORE COUNTY

OPINION

This case comes before the Board on the polition of Charles H. Steffey, Inc. for the reclassification of 10.63 acres from R-6 to R-A. The property is located on the south side of Gehb Avenue 128 feet west of Poplar Avenue in the Thirteenth Election District of Baltimore County.

The subject property is of irregular shape and, when outlined on the land use map, resembles an arrowhead pointing in a northwesterly direction. The property is part of a larger tract which was origina!ly owne. by the Steffey Corporation, of which more than five acres were taken by Baltimore County in 1964 for the proposed site of the new Lansdowne Junior High School . The subject property, which lies just a short distance south of the Baltimore City Line, is surrounded by R-6 zoned and developed property on the north and east, and by public lands to the south and west. These public lands consist of the Lansdown Elementary School, the Lansdowne Senior High School, and the proposed new Lansdowne Junior High School

It is the feeling of the Board, from testimony offered by the petitioner, that there has been sufficient change in the character of the neighborhood, since the adoption of the land use map in question on June 2, 1959 to warrant the proposed reclassification from R-6 to R-A. In addition to those zoning changes listed on Petitioner's Exhibit #8 and testified to by Mr. Frederick P. Klaus, a real estate expert, there are the additional changes brought about by the taking of part of the subject property for use as a school and another portion for a road.

The Board is also convinced, from the exhibits offered in the case, that the subject property now looks quite sloppy as compared to the surrounding public lands and residences, and further feels that the existence of a large pand on the property and the present condition of this pond, presents some donger to the residents and children in the area. We are impressed by the proposed layout, submitted by Henry Holle and Associate of a very attractive apartment project utilizing part of the pond as a landscaping tool to add to the attractiveness of the apartment units which will face toward the pond and an adjoining swimming pool area.

Pursuant to the advertisement, posting of property, and public hearing on the above petition and it appearing that by reason of..... the above Reclassification should be had; and it further appearing that by reason of... a Special Exception for a should be granted IT IS ORDERED by the Zoning Commissioner of Baltimore County this. the same is hereby reclassified; from a zone to a should be and the same is zone, and/or a Special Exception for a granted, from and after the date of this order. Zoning Commissioner of Baltimore County Pursuant to the advertisement, posting of property and public hearing on the above petition REPORTERED AS the petitioner failed to prove error in the zening of the subject property or that sufficient change had taken place in the character of the neighborhood to warrant the requested zoning, the above re-classification should NOT BE HAD. IT IS ORDERED by the Zoning Commissioner of Baltimore County, this. DENIED and that the above described property or area be and the same is hereby continued as and to remain an 'R-6" zone; Mosor the Special Exception for

Charles H. Steffey, Inc. - 66-56-R

Mr. Bernard Willemain, a recognized expert in the field of land and site planning, testified that there are very few other apartment projects in the area of the subject property; there being only one close by in Baltimore County and two other developments further away from the subject property in Baltimore City. It was the testimony of this witness with which the Board is in agreement, that the subject land would lend itself particularly well for development as apartments because of its proximity to public land and recreation areas. It is also the finding of the Board that any additional traffic generated by the proposed apartment development will be wall absorbed into the existing surrounding streets and roadways in the area of the subject property.

ORDER

For the reasons set forth in the aforegoing Opinion, it is this 2nd day of November, 1966 by the County Board of Appeals, ORDERED that the reclassification netitioned for, be and the same is hereby GRANTED.

Any appeal from this decision must be in accordance with Chapter 1!00, subtitie B of Maryland Rules of Procedure, 1961 edition.

> COUNTY BOARD OF APPEALS OF BALTIMORE COUNTY

William S. Baldwin, Chairn

M Tile I anh W. Giles Parker

LL C (LIL I S Associate George W. Backler, L. N. Robert W. Cachan, P. E. Leonard M. Glass, P. E. Norson F. Herrman, L. S. Pad Lee, L. L.

MATZ, CHILDS & ASSOCIATES, INC. Ergann - Sarrera - Sar Flance man Cannada Badga Rd., Towns, Md. 2000.

DESCRIPTION FOR REZONING

> 10.63 ACRE PARCEL, GEHB AVENUE, THIRTLENTH ELECTION DISTRICT, BALTIMORE COUNTY, MARYLAND

416/65 Beginning for the same at a point in or near the centerline of Avenue, 30 feet wide, at the distance of 128 feet, more or less, measured northwesterly along said centerline from its intersection with the centerline of Poplar Avenue, thence by a line of extension of said centerine of Gehb Avenue, or thereabout, N. 72° 59' 24" W - 992, 56 fc At. shence S. 02' 43' 27" E - 1171 24 feet, N. Je" Ob" 31" E - 513, 48 fee N. 30" 17" 22" W 11, bo feet, northwesterly by a line curving to the left with a radius of 1145, 92 seet the distance of 10,00 (said are being subsended by a chord bearing N 38' 02' 22' W - 69,99 (ext) N.4. 17' 40" E - 353.21 feet 5, 72* 10* 40° E. 250, 00 feet and N. 50* 00* 11° E - 280, 47 feet to the place of beginning.

BALTIMORE COUNTY, MARYLAND

INTER-OFFICE CORRESPONDENCE

HEARING: Wednerday, September 1, 1965 (10:00 A.M.)

The planning staff of the Office of Planning and Zoning has reviewed the subject petition and offers the following comments:

That portion of the subject property lying northerly from proposed Sulphur Spring Bood is mostly surrounded by cottage development, the remainder being zoned 8-6 but still undeveloped. It is clear that the location of this portion of the property offers no lustification for a conage in its land-use potential. The portion of the property lying to the south of the Sulphur Spring Bood alignment is located between two school sites. This portion is dead to such size, where and location that as an apartment zone it, too, would be clearly out of the second size of the portion of surrounding locateders with the use and present development potential of surrounding for cortage development should be affilmed. From a planning viewpoint, the subject proposal world result in an undesirable spot zone.

#66-56-R. "R-6 to RA. Southside of Gebb Avenue 128 feet West of Poplar Avenue Being the property of Charles H. Steffey, Inc."

T.) Mr. John G. Rose, Zoning Commissioner Date. August 20, 1965

Containing 10, 61 A. res of land

FROM George E. Gavrelis

13th District



HCC 5615

MAI

SEC. DASSA

5W.5-B

PA

CHARLES E. BROO

W. LEE HARRISON 607 LOYOLA FEDERAL BUILDING 22 WEST PENNSYLVANIA AVENUE

September 7, 1965



John G. Rose, Esq. Zoning Commissioner County Office Building Towson, Maryland 21204

Re: Petition for Reclassification from R-6 to R-A - S/S Gehb Ave., 128¹ W. Poplar Ave., 13th District - Chas. H. Steffey, Inc., Petitioner - No. 66-56-R

Please note an appeal to the County Board of Appeals from you rision and Order dated September 2, 1965 denying the above entitled Petition on behalf of the Petitioner

I have enclosed my check in the amount of \$75,00 to cover the costs

Very truly yours.

With the on W. Lee Harrison

Enc.

BAINTHORE COUNTY OFFICE OF PLUMING AND ZONIDAY CAUNTY OFFICE BUILDING TORON, MAYTAND 2120h

SUBJECT: District (Item h, July 20, 1965)

The Joning Jdvisory Committee has reviewed the subject potition and makes

the following committee members will submit comments at a later date:

The above communicars not intended to indicate the appropriateness soming action recommends, but to assure that all parties are node source problems that may have a bearing on this case. The Livector suck or the legs of the office of Planning and Joning will submit recommendations on the separate of the requested soming 10 tay: before the Soming Commissioner's hearing. The following members had no comment to offer:

BALTIMORE COUNTY, MARYLAND

INTER-OFFICE CORRESPONDENCE

#66-56R Date - August 4, 1965

Mr. Janes A. Dyer - Chairman TO Loning Schrispry Openities Lt. Charles F. Morris, Sr. FROM Fire Bursau

SURJECT Projects, Compr. - Charles F. Steffey, Inc.
Location Sec. 201 L/V of replar Avenue and Ochb Avenue
October Tensent Boning R-6
Proposed Zoning R-6
Proposed Zoning R-6
Project Zo

Hearest hydrant is located at Poplar ℓ . Gehb Avenus approximately 300° from site property line.

On site fire hydrants shall be located at least 5001 apart as measures along an improved road supplied by adequate water

L. Lee Nerrison, Esq. 607 Loyele Federal Butleting Tempore, Nd. 2120A 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 filling this 20th day of July JOHN G. ROSE Zoning Commissioner

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	Posted by Some
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13th DESTRICT
ZONING: From R-6 to R.A.
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Zone.
LOCATION: South side or
Gebb Avenue 125 feet West of
Roylor Avenue.
LOCATION: South side or
Gebb Avenue.
LOCATION: South side or
Gebb Avenue.
LOCATION: 1905 at
10:00 A.M.
PUBLIC UEARING: Room
ROY, County Office Building,
Townon, Maryland

The Zoning Commissioner of Baltimore County, by authority of the Zoning Act and Regu-lations of Baltimore County, will hold a public hearing: Present Zeging: R-6 Proposed Zoning: R.A.

PETITION FOR RECLASSIFICATION 13th DISTRICT

Process Zeoung: Red.

And that powered of land in the Two County.

And that powered of land in the Two County.

Beginning for the rames as a point in or meet the center-time of Gehb Avenue, 20 Jeen 20 Jeen

land,
Being the property of Charles
H. Steffey, Incorporated as
shown on plat plan filed with
the Zoning Department,
Hearing Date: Wednesday,
September 1, 1965 at 10:00'

CERTIFICATE OF PUBLICATION

BALTIMORE COUNTY, MD. August 12 .19 65.

THIS IS TO CERTIFY, That the annexed advertisement was published in THE TIMES, 2 weekly newspaper printed and published in Baltimore County, Md., once in each of one successive weeks before the lat day of September 1965, the first publication

appearing on the 12th day of August

THE TIMES.

Cost of Advertisement, \$ 22.00 Purchase Order B3077 Requisition No. F5871

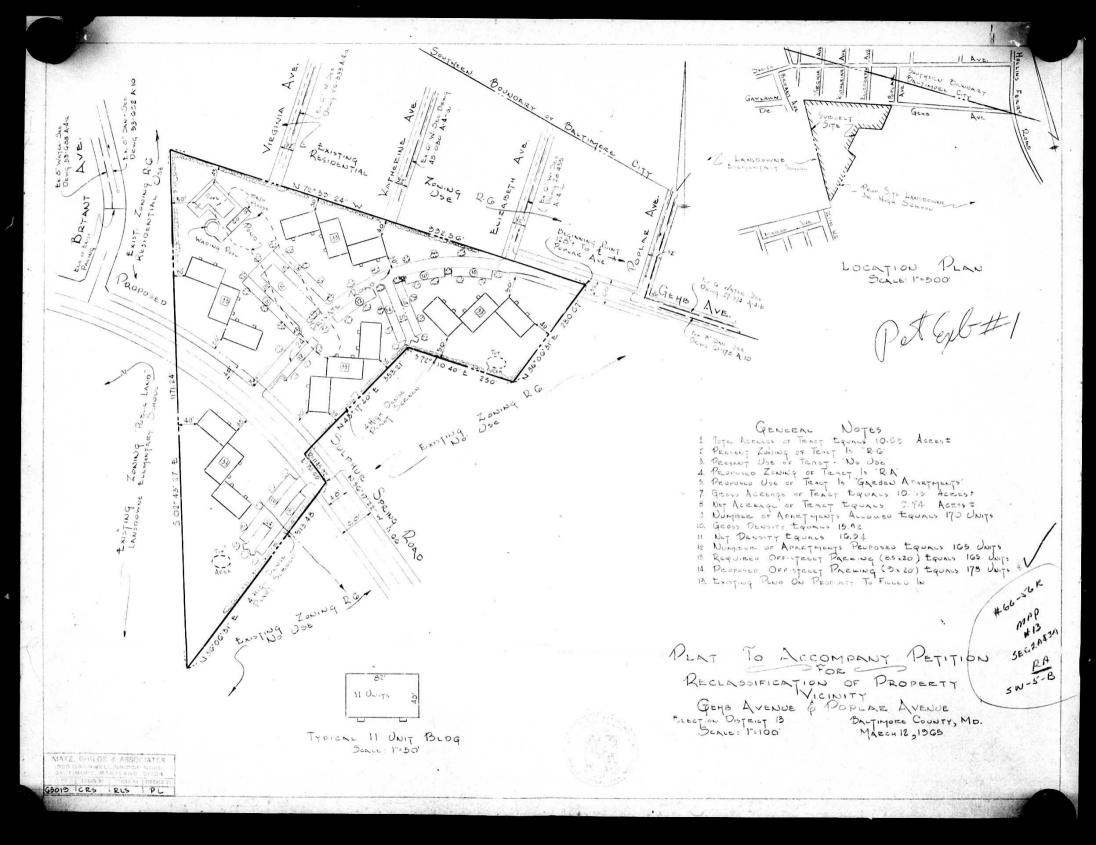


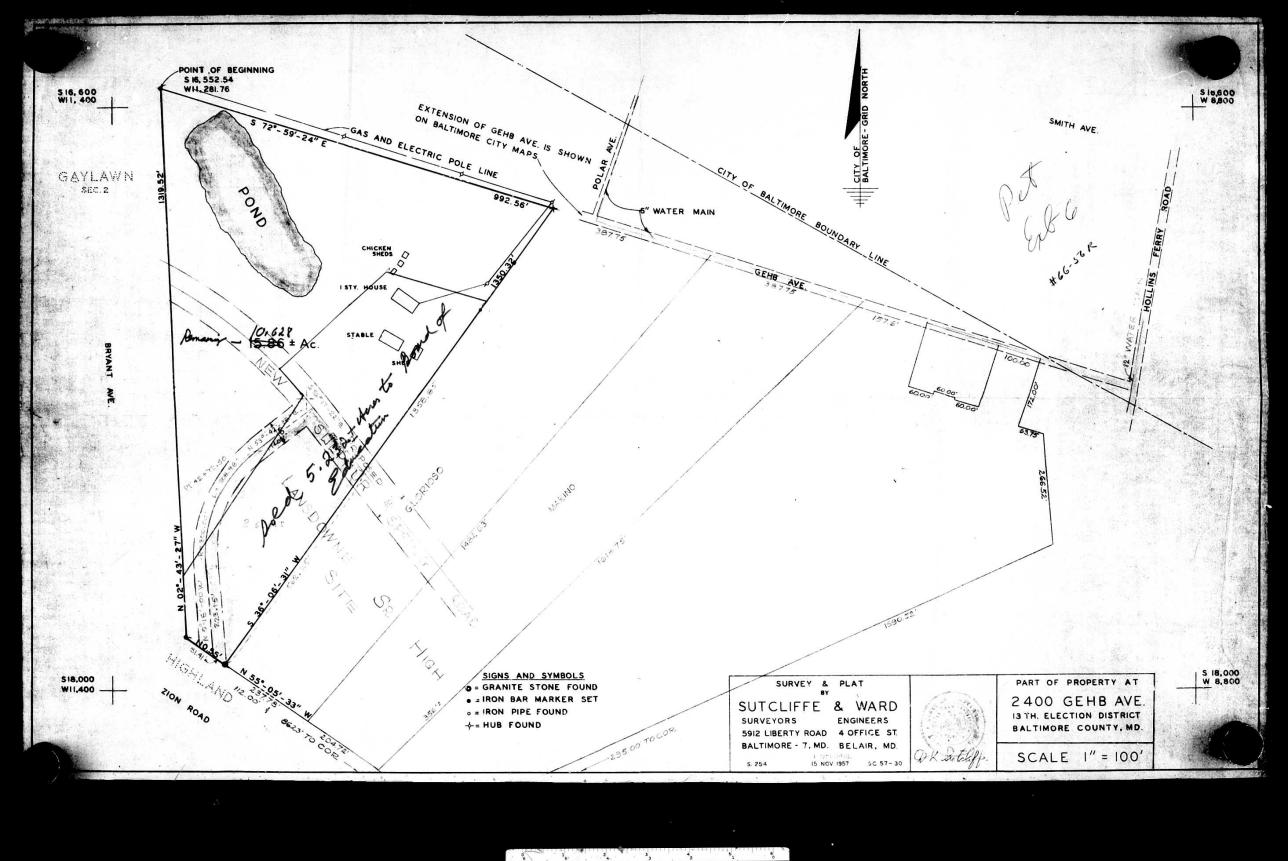
CERTIFICATE OF PUBLICATION

THIS IS TO CERTIFY, that the annexed advertisement war published in THE JEFFERSONIAN. a weekly newspaper printed and published in Towson, Baltimore County, Md., once increase appearing on the 12th day of August

THE JEFFERSONIAN, G. Lunk Structure.

Cost of Advertisement, \$.....





92 | \$22 | Q2 | \$21 | Q1 | Q2 | 22 | 92 |

