PETITION FOR ZONING RE-CLASSIFICATION AND/OR SPECIAL EXCEPTION

TO THE ZONING COMMISSIONER OF BALTIMORE COUNTY:

Roy Arthur Filbert
I, or we, Jeanette E. Filbert legal owner. of the property situate in Baltimor 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, pursuan to the Zoning Law of Baltimore County, from an.....

zone: for the following reasons:

See attached description

1 (2) for a Special Exception, under the said Zoning Law and Zoning Regulations of Baltimore county to use the horein described property, for Mircless Transmitting and Reserving

Posterty is to be posted and advertised as prescribed by Zoning Regulations.

Low 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 raining postings, ere, upon ming on a period and adopted gursuant to the Zoping Law for Baltimore County adopted gursuant to the Zoping Law for Baltimore County

Sente & -inter

Roy Arthur Filbert Jesusita E. Filbart Legal Owner Contract purchaser

Categorilla, Maryland

Minus Mertals F. Ormania Michala Petitioner's Attorney

Protestant's Attorney

Address 1116 Kent No. Balto. 7. Ad.

FOR FILING

ORDERED By The Zoning Commissioner of Baltimore County, this ___22nd ______day ..., 196.6, 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, Baltimor County, on the 107 22 166 at 10:00 clock

WILLARD M. LEE 4604 MAINFIELD AVENUE BALTIMORE 14. MARYLAND

Phone:- HA 6-2813

March 8,1966

Ne. 636 Ingleside Avenue N.E.C. Ingleside Avenue and Lodge Read 1st District Baltimore County, Maryland

Beginning for the same at the intersection formed by the east side of Ingleside Avenue with the north side of Lodge Roadand thence running and binding on the east side of Ingleside Avenue North 12 degree 41 minutes West 48.30 feet thence running for two lines of division as follows; South 87 degrees 21 minutes East 111.25 feet and South 2 degrees 04 minutes West 59.80 feet to the north side of Lodge Road and thence running and binding on the north side of Lodge Road North 79 degrees 45 minutes West 100 feet to the place of beginning.

Containing 5.292 square feet of land more or less.



PETITION FOR ZONING RE-CLASSIFICATION AND/OR SPECIAL EXCEPTION

TO THE ZONING COMMISSIONER OF BALTIMORE COUNTY:

Roy Arthur Filbert I, or we. Jeanstte E. Filbert legal owner... of the property situate in Baltimore County and which is described in the description and plat attached herete 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 ... ___zone; for the following reasons:

See attached description

and (2) for a Special Exception, under the said Zoning Law and Zoning Regulations of Baltimore e the herein described property, for .. Mareless Transmitting and Receiving ... Property is to be posted and advertised as prescribed by Zoning Regulations Lor we agree to pay expenses of above re-classification and/or Special Exception advertising, etc. upon filing of this petition, and further agree to and are to be bound by the zoning and restrictions of Ba'timore County adopted pursuant to the Zoning Law for Baitimore May Cestla Salta Yearth & Sulish Roy Arthur Filbert Jeanette E. Filbert Address 636 Turlanida Iwanna Coursel Judger Catonoville, Maryland 7. Orscoole Nickels
Petitioner's Attorney Address 1116 Kent Ave. Balto. 7, Md. ... Tel.-Ri-7 4483 ORDERED By The Zoning Commissioner of Baltimore County, this. 22nd ______day 196.6., that the subject matter of this petition be advertised as required by the Zoning Law of Baltimore County, in two newspapers of general circulation throughcut Baltimore County, that property be posted, and that the public hearing be had before the Zoning ssioner of Laltimore County in Room 106, County Office Building in Towson, Baltimore County, on the 23rd day of May 1966, at 10:00 clock -1-- 1 he Zoning Commissioner of Baltimore County

THE WAR AS A PROPERTY OF THE PARTY AND THE PROPERTY OF THE PARTY OF TH a Special Exception for a wireless transmitting and receiving struc- should be granted IT IS ORDERED by the Zoning Commissioner of Baltimore County this. 196 that the herein described property or area should be and zummiter proceiving errusture ... Wanted a Special Exception for a wireless transmitting and should be and the same is ranted from and after the date of this order: Subject to approve of the site plan by the Bugsau of Public Services and the Office of Planning and Zoning. Office of Planning and Zoning.

Chused D. Hardsty

Zoning Commissioner of Baltimore County DEPUTY ant to the advertisement, posting of property and public hearing on the above petition Hand it appearing that by reason of ... DA 84 the above re-classification should NOT BE HAD, and/or the Special Exception should NOT BE IT IS ORDERED by the Zoning Commissioner of Bultimore County, this..., 196... 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 zone: and or the Special Exception for

Zoning Commissioner of Baltimore Courts

MICROFILMED

Pursuant to the advertisement, posting of property, and public hearing on the above petition and

appearing that by reason of the requirements of Section 502.1 of the Baltimore

County Zoning Regulations having been met

PETITION FOR ZONING RE-CLASSIFICATION AND/OR SPECIAL EXCEPTION

TO THE ZONING COMMISSIONER OF BALTIMORE COUNTY:

I, or we, Soy Archur Filbert legal owner, of the property situate in Baltizore
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 anzone: for the following reasons:

See attached description

and (2) for a Special Exception, under the said Zoning Law and Zoning Regulations of Baltimore ounty, to use the herein described property, for. Arelegs Franzaitting and Receiving Property is to be posted and advertised as prescribed by Zoning Regulations. I, of we, agree to pay expenses of above re-classification and/or Special Exception advertising, nosting letc., upon filing of this petition, and further agree to and are to be bound by the zoning regulations and restrictions of Baltimore Courty adopted pursuant to the Zoning Law for Baltimor the Cath los hence & Sichet Roy Arthur Filbert
Jennette E. Filbert Legal Owner Contract purchaser Address 636 Ingleside Avenue Manue Turkels. Categorille, Maryland T. Ornorda Nichols Petitiquer's Attorney Protestant's Attorney Address 1916 Kent Ave. Balto. 7, Md. ORDERED By The Zoning Commissioner of Baltimore Courty, this ... 22nd 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 Baltimore County, that property be posted, and that the public hearing be had before the Zoning Commissioner of Baltimore County in Room 136, County Office Building in Towson, Baltimore County, on the 32.6 day of Mey 1966, at 18190-clock

it appearing that by reason of the requirements of Section 592.1 of the Baltimore County Zoning Regulations having been met BOXING THE SHOW AND BY MAY HAVE BEEN SHOWING THAT BY a Special Exception for a wireless transmitting and receiving struct should be stanted IT IS ORDERED by the Zoning Commissioner of Baltimore County this. of December 196 that the kinds assemble property woodnis acceiving structure #76 a Special Exception for a wireless transmitting and should be and the same is from and after the date of this order, subject to approval of the site plan by ureau of Public Services and the Office of Planning and Zoziag.

**DEPUTY Zoning for missioner of Baltimore Quarty DEPUTY Zoning ant to the advertisement, posting of property and puolic hearing on the above retition the above re-classification should NOT BE HAD, and/or the Special Exception should NOT BE IT IS ORDERED by the Zoning Commissioner of Baltimore County, this... 196..., 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 zone; and/or the Special Exception for.

Pursuant to the advertisement, posting of preperty, and public hearing on the above petition and

Zoning Commissioner of Baltimore County.

MICROFILMED Zoning Commissioner of Baltimore County

....be and the same is hereby DENIED

zene; and/or the Special Exception for_____

....be and the same is hereby DENIED

Zoning Commissioner of Baltimore County

MICROFILMED

Pursuant to the advertisement, posting of property, and public hearing on the above petition and

t appearing t'at by reason of the requirements of Section 502.1 of the Baltimore

a Special Exception for a wireless transmitting and receiving struc-should be granted.

IT IS ORDERED by the Zoning Commissioner of Baltimore County this.

granded, from and after the date of this order, subject to approval of the site plan by the Bureau of Public Services and the Office of Planning and Zoning.

DEPUTY Zoning Commissioner of salimore County

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

DENIED and that the above described property or area be and the same is hereby continued as and

IT IS ORDERED by the Zoning Commissioner of Baltimore County, this.

uant to the advertisement, posting of property and public hearing on the above cetition

of December 1966, that was known desertion property of the small be and

muching structure

County Zoning Regulations having been met

and it appearing that by reason of

GRANTED

lat SISTRICT

Patition for Special Exception for Mireless Tra

MONDAY, MAY 23, 1966 At 10:00 A.M.

Room 100, County Office Building, 111 14, Chesepacke A

All that parcel of land in the First District of Bel-

NOTICE OF HEARING

Re: Petition for Special Exception for Roy A. Filbert #66-257-X

'IME:_	10100 AIM	
DATE:	Hunday, Ray 25, 1966	
PLACE:		HE SAPEAKE AVENU
	TOWSON, MARYLAND.	

ZONING COMMISSIONER OF

66-357 X

CERTIFICATE OF POSTING NG DEPARTMENT OF BALTIMORE COUNTY

137	Date of Posting Men 7 1900
District	
Posted for Assert Exage	47/
Petitioner: Roy arthur	Inglisale las à teolge Rec
	/
Location of Signs: NE CALL	glissie des à Todge del
Remarks:	Date of return: Passy 12.,1916
Posted by Signature	-

121920

December 9, 1966

T. Ormonde Nichols, Esquire 1116 Kent Avenue Baltimore, Maryland 21207

RE: Petition for Special Exception NE/corner Ingleside Avenue and Lodge Road - lst District Roy A. Filbert, Petitioner NO, 66-257-X

Dear Mr. Nichola:

Order in granting the above Special Exception for a wireless transmitting and receiving structure, subject to approval of the site plan by the Bureau of Public Services and the Office of Planning and Zon-

EDWARD D. HARDESTY

EDH/jdr

cc: Mr. Vania Fawcett, President Ingleside Community Improver ent Association, Inc. 5743 Calverton Road Baltimore, Maryland 21228

BALTMORE COUNTY, MARYLAND
OFFICE OF FINANCE

No.37690

Division of Coll-ction and Receipts COURT HOUSE TOWSON, MARYLAND 21204

DEPOSIT TO A	ссоинт но. 01-622	TOTAL AMOUNT
YTITHAUP	DETACH UPPER SECTION AND RETURN WITH YOUR REMITTANCE	COST
	Potition for Special Exception for Roy Arthur Filbert	50,00
	#4-257-1	
	PART - Actions Cont. CL-1	District of Physics
	E-6969 2234 # 37499 FLF	6000
	4	1000

IMPORTANTI MAKE CHECKS PAYABLE-TO BALTIMORE COUNTY, MARTEAND MAIL TO DIVISION OF COLLECTION & RECEIPTS, COURT HOUSE, TOY'SON 4, MARYLAND PLEASE RETURN UPPER SECTION OF THIS BILL WITH YOUR REMITTANCE.

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

DATE 5/20/66

No.38634

DEPOSIT TO A	CCCOUNT NO. 91-622 SEVACH UPPER SECTION AND SETURN WITH YOUR REMITTANC!	\$39.50 CONT
-)- <u>(</u>	Advertising and posting of property for May A. Filtert #66-257-X	19.50
	PAG-Editor Corts ML-Cilienti	-
	>-2066 3/17 * 38639 fin-	3950
	4	

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.

0

T. ORMONDE NICHOLS



Zoning Commissioner County Office Building Towsen, Maryland

Re: Petition for Special Exception for Roy A. Filbert for Roy A. # 66-257-X

Hearing was had in the above matter before Deputy implication as ruling was postponed pending the receipt of a report regarding the action to be taken by the Federal Communications Commission involving Mr. Filbert's license to operate his Citizen's Madio Satulo.

Following the nearing before the Federal Communications Continsion of July 1, 1966 and the submission of necessary data under their rules, the Shorosale H. Gifford Iron, Hearing Faxiner, saids his decision providing that the Show Cause Order be dismissed.

order released on August 26, 1/60. The significant part of Fr. Irica's order released on August 26, 1/60. The designation or this satter before the Federal Communication Commission in "In the Matter of Roy A. Filtert, Baltimore, Maryland, Docket # 16852 - F.G.C. File # 66-D-52, # 38566.

Your consideration, at this time, of Mr. Filbert's application for exception and the granting of such an exception will be

On behalf of Mr. Filbert wa wish to report to the Comission that the maintenance of his GLU can's Radio Station with the present day suched of competitive business is an important and vital mosessary part of his activities and needed to carry out his activities as a modest brick-laying contractor, doing small jobs at different places through-out the county and thereby estimate a living to support his large family. He needs often to confor with his wife over his Glitcen's Radio Station in owder to carry out his any collections to be country. Our daughters and as a budghol and cooperative cities of the country.

The Commission's warm consideration of his application will be greatly appreciated.

T. Ornonde Wichols

No: Potition for Special Exception for Noy A. Filber 866-257-X

This is to advise you that \$39.50 is due for advertising and posting

IT IS GROSSED, This 25th day of August, 1966, that unless an appeal from this Initial Decision is taken by any of the parties or unless the Commission reviews the Initial Decision on its own motion in accordance with the provisions or Section 1.270 of the Rules, the order

J/ See the Commission's Armual Report for 1962, pages 25 and 26, to meast cause why the license of Radio Station KKI-3886 should not be revoke. IS DIS USSED.

Released: August 26, 1966 and effective 50 days thereafter, subject to the professions of the Bull Arrivers. Exceptions, if any, must be filled within 30 days of the release date unless an extension is duly granted.

H. Gifford Irion

Hearing Examiner Federal Communications Commission

Years wery truly.

JOHN G. ROSE ZOWING COMMISSIONER

OFFICE OF
THE BALTIMORE COUNTIAN

LOCATION! Northeast corner of Ingleside Average and Lodge Boad. Average and Lodge Boad. TIME: MONIDAY. AVE. 1966 at 1600 A.M. FURILC HEARING: Boom 104. County Office Building, 111 W. Chesapeake Avenae, Towson, Maryland. The Zoning Commissioner of The Zoning Commissioner of the Zoning Act and Regulations of Baltimore County, will hold a public bearing:

Initiations County, by substituting the Initiation of Dallitimes County, will hold a public heart feet of Ballitimes County, will hold a public heart feet of Ballitimes County, will hold a public heart feet of Ballitimes County, which was the County of t

The Zoning Commissioner of Rai-timore County, by authority of the Zoning 2:st and Regulations of Rai-more County, will hold a parious TOWSON, MD. THIS IS TO CENTIFY, that the annexed advertisement was published in THE JEFFERSONIAN, a weekly newspaper printed and published in Towson, Baltimore County, Md., once in seach

19_66

PETITION FOR SPECIAL EXCEPTION—IN DISTRICT

ZONING: Petition for Special Ex-ception for Wireless Transmitting and Receiving Bryeture. LOCATION: North-sat corner LOCATION: North-sat corner at Inclusion Avenue and Ladge Read. 10:20 A.M. Stander, May 13, at 10:20 A.M. Stander, May 10:20 A.M. Stander, May 10:20 A.M. County Office Building. 111 W. 20 a.M. Chestpasia Avenue, Tow 20 a.M.

THE JEFFERSONIAN,

Cost of Advertisement. \$

CERTIFICATE OF PUBLICATION

appearing on the___5th___day of_______

THE HERALD - ARGUS

No. 1 Newburg Average

CATONSVILLE MD.

May d. 19 62.

THIS IS TO CERTIFY, that the annexed advertisement of John G. tose, woning Commissioner of Balti are Wounty

was inserted in THE BALTIMORE COUNTIAN, a group of three weekly newspapers published in Baltimore County, Maryland, once a week for one successive weeks I fore 1906 , that is to say the 9th day of May,

THE BALTIMORE COUNTIAN

the same was inserted in the issues of

By Faul T Morgany Editor Ind Manager & M.

MEV 2 THE PM I SALE BOOK STATE OF PART

nity Improvement Association, Inc. CATONSVILLE 28, MARYLAND



Nay 17, 1966

Mr. John Rose Zoning Commissioner County Office Building Towson, Maryland

Re: Case #66257 X Hearing - May 23, 1966

Dear Mr. Rose:

At its regular meeting on Wednesday, May 11, 1966 this Association discussed this case at length.

There were some recorts of complaints of interferance vith home television recoption believed attributable to the operation of this radio equipment. However no one could offer anything concrete as to time, extent etc. In all minutes any action on this by the Association routh be based on hearmy sto.

Comments as to appearance of this antunna were generally not complimentary, but without rancor.

Of prime importance was the feeling that this exception might possibly generate some change in character of intifiborhood of importance but of its association with Generalize Reside. This would of course be of as such importance to its. Filbert as to the rest of the residents.

Gareful consideration and inquiries directed to knowledgeable persons of authority seem to indicate that this would be rather "far fetched" conclusion. However long, and at times, bitter experience has led us to be usry.

We therefore wish to raise this point and ask you to give it matever consideration you think it, is worth. We will defer completely to your judgement as far as it is concerned.

> Respectfully yours, Vania Terrett

Vania Favoett. President

TON: js

Nov 17, 1966

Mr. John Rose Zoning Cosmissioner County Office Building Touson, Maryland

No. Caso #66257 X Hearing - Nay 23, 1966

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There were some reports of complaints of interference with home television reception clieved attributeble to the special of this radio equipment. However no one could offer mything exercise as to time, extent etc. In all frimees are action or this by the Association would be based on heaven of

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He therefore wish to raise this point and ask you to give it whatever consideration you think it, is worth, is will defer completely to your judgment as for as it is concerned.

> Respectfully yours. Varior for all

Vania Faucett, Progident

BALTIMORE COUNTY, MARYLAND

INTER-OFFICE CORRESPONDENCE

. John G. Rose, Zoning Commissioner Date May 13, 1966 Lasis H. Groef Deputy Resurge:Co-Govcalies Director of Planning

"Petition #66-257-X. Northeast corner of Ingleside Avenue & Lodge Road.

Petition for Special Exception for Wireless Transmitting and Receiving Structure.

Roy Arthur Filbert - Petitioner".

1st Clatrict

HEARING: Monday, May 23, 1965. (10:00 A.M.)

The planning staff of the Office of Planning and Zoning has reviewed the subject petition and will offer no comment.

0 BALTIMORE COUNTY, MARYLAND

INTER-OFFICE CORRESPONDENCE

TO. Mr. John G. Rose, Zoning Commissioner Date. May 13, 1966
Laslie H. Graef Deputy

aef Deputy wexelist Director of Planning

"Petition #66-257-X. Northeast corner of Ingleside Avenue & Lodge Road.
Petition for Special Exception for Wireless Transmitting and Receiving Structure.
Roy Arthur Filbert - Petitioner".

1st Disnict

HEARING: Nionday, May 23, 1966. (10:00 A.M.)

The planning staff of the Office of Planning and Zoning has reviewed the subject petition and will offer no comment.

REASE NOTE ATTACHES LETTE FROM F.C.C.

BALTIMORE COUNTY, MARYLAND

INTER-OFFICE CORRESPONDENC

Edward D. Hardesty, TO. Deputy Zoning Communicationer. Date May 17, 1966 FROM. John G. Rose SUBJECT. Ret Patition 66-257-X - Ingleside Ave. 6 Lodge - N/E Cor.

> Plesse note violation file No. 66-401-V in which I have found Mr. Filbert in violation of the Baltimore County Zoning Laws, also

> my letter from the Federal Communications Commission, which cites

FEDERAL COMMUNICATIONS COMMISSION

May 9, 1966

Mr. John G. Rose Zoning Commissioner County Office Building Towson, Marylant 21204

MENT

as per telephone conversation with Mr. Freeman of this office

attached are two copies of Docket 16582, Order To Show Cause

Why The License For Hadio Station KKT-3886 in the Citizens

Radio Service issued to Moy A. Filbert, 638 Ingleside Avenue,

Baltimore, Maryland should not be revoked.

Very truly yours. B Berhourt B. Berkowitz Engineer in Charge

E2662

Before the FEDERAL COMMUNICATIONS COMMISSION Washington, D.C. 20554

In the Matter of

Order to Show Cause Why The License For Radio Station KKI-3886 in the Citizens Radio Service Should Not Be Revoked.

DOCKET NO. 16582

CRDER TO SHOW CAUSE

The Commission, by the Chief, Sefety and Special Radio Services Bureau, under delegated authority, has under consideration certain alleged violations of the Commission's rules in connection with the operation of the captioned station;

1T APPEARING, That on April 28, 1965, and January 20, 1966, Citizens radic station KKI-3866 was used to communicate with other Citizens radio stations on a frequency not authorized for communication with units of other Citizens radio stations, in violation of Section 95.4(40)(2) of the Commission's rules; and

IT FURTHER APPEARING, That on April 28 and October 1, 1965, and January 20 and 27, 1966, Citizens radio station KCL-3886 was not identified at the times and in the manner prescribed by Section 95.95(c) of the Commission's rules; and

IT FURTHER APPEARING, That on January 20 and 27 and March 9, 1966. Citizens radio station KK1-3886 was used as a hebby or diversion, i.e., as an activity in and of itself, in violation of Section 95.83(a)(i) of the Commission's rules; and

IT FURTHER APPEARING, That on January 20 and 27 and March 9, 1966, Citizens Citass D) radio station 8X1-3860 was used to communicate with another Citizens station for a period exceeding flye consecutive minutes, in violation of Section 95,91(b) of the Communications of Section 95,9

IT FURTHER APPEARING, That in a reply filed on January 26, 1966, to an Official Netice of Viciation of the Commission's tules issued pursuant to Section 30463) of the Communications Act of 1934, as awarded, on January 21 1966, licensee represented that his station has not been involved in such violations, which representation was false; and

BALTIMORE COUNTY, MARYLAND

INTER-OFFICE CORRESPONDENCE

Date 194 17- 1966

SUBJECT - Res Petition 66-257-X - Ingleside Ave. & Lodge - N/E Cor.

Please note violation file No. 66-401-V in which I have found Mr. Filbert in violation of the Baltimore County Zoning Laws, elso my letter from the Federal Formunications Commission, which cites further many violations of Mr. Filbert.

Zonina Commissioner

£2667

Before the FEDERAL COMMUNICATIONS COMMISSION Washington, D.C. 20554

In the Matter of ROY A. FILBERT Baltimore, Moryland

Mr. T. Ormonde Hichels 1116 Kent Avenue Beltimore, Maryland 21207

Petitioner Roy Arthur Filbert

Petitioner's Attorney

Order to Show Cause Why The License For Radio Station KKI-3886 in the Citizens Radio Service Should Not Be Revoked.

ORDER TO SHOW CAUSE

The Commission, by the Chief, Safety and Special Radio Services Bureau, under delegated authority, has under consideration certain alleged violaticas of the Commission's rules in commission with the operation of the captioned station;

1T APPEARING, That on April 28, 1965, and January 20, 1566, Citizens radio station KKI-3886 was used to co-municate with other Citizens radio stations on a frequen, not authorized for communication with units of other Citizens radio stations, in violation of Section 93.44(3)(2) of the Commission's rules; and the commission rules are rules and the commission rules; and the commission rules are rules and rules are rules and rules are rules and rules are rules.

IT FURTHER AUPZARING, That on April 28 and October 1, 1965, and January 20 and 27, 1966, Citizens radio station KCL-3886 was not identified at the times and in the marner prescribed by Section 95.95(c) of the Commission's rules; and

IT FURTHER APPEARING, That on January 20 and 27 and March 9, 1966, Citizena radio station KKI-30H6 was used as a nobby or diversion, i.e., as an activity in and of itself, in violation of Section 95.83(a)(1) of the Commission's rule; and

IT FURTHER APPEARING, That on January 20 and 27 and March 9, 1966, Citizens (Class U) radio station SKI-3860 was used to communicate with another Citizens station for a period exceeding five consecutive minutes, in violation of Section 95,91(b) of the Communication of Section 95,91(

IT FURTHER APPEARING, That in a reply filed on January 26, 1966. IT FURTHER APPLANING, INAt in a reply likes on January 20, 2700, to an Official Metics of Violation of the Commission's violes issued parament to Section 306(b) of the Communications Act of 1934, as amended, on January 21, 1866, licenser represented that his station had not been involved in such violations, which representation was false; and

BALTIMORE COUNTY OFFICE OF PLANNING AND ZONING

lour petition has been received and accepted for filing this

22 day of apl.

County Office Puilding 111 W. Chesapeake Avenua Towson, Maryland 21204

IN Can

Advisory

deviewed by Anus

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

BALTIMONE COUNTY OFFICE OF PLANNING AND LONING COUNTY OFFICE BUILDING TONGON, MARYLAND 21204

BURNAL OF CHARLESTEE TO PROJECT IN TORIENTE AVERNAL AGENCY OF CHARLESTEE TO PROJECT OF THE ACCOUNT OF THE ACCOUNT OF CHARLESTEE OF THE ACCOUNT OF CHARLESTEE OF THE ACCOUNT OF THE ACCOUNT

The shore comments are not interfect to indicate the appropriateness of the again, settion requested, but to assure that all parties are used source of alan or problems that may have a bearing on this case. The liverobre ans/or the Duptly Director of the Office of Planning and Joing will substitute the commentations on the appropriateness of the represents small policy before the "Anning Countainous" bearing and

The following members had no comment to offer:

Fire Bureau-Flane Sevice lealth Department Industrial Development Commission Board of Education Bullings Department Office of Planning and Joning Bureau of Traffic Engineering State loads Commission

Very truly yours

SUBJECT: Special Exception - Wireless Transmitting and Receiving Structure for Roy Archive Filher Located ME/Coc Inglastic and Lodge Hoad, lat Matrict (Ivon 2, April 26, 1976)

JEDryln

co: Mr. Carlyle Brown-Bureau of Engineering

BALTIMORE COUNTY OFFICE OF PLANNING AND ZONING

GEORGE E. GAVRES

Mr. T. Ormende Michels 1116 Kent Avenue Baltimore, Maryland 21207

HE: Noy Arthur Filbert (Item 2, April 26, 1966)

April 27, 1966

Dear Sire

The above referenced petition is accepted for filing as of the date on the enclosed filing certificate. Notice of the hearing date end time which will be held not less than jo days after the date on the filing certificate will be fervaried to you in the rear future.

If you have any questions concerning this matter, please do not hesitate to contact me at VA 3-3000, Extension 353.

Very truly yours.

JEDrybs

FOC 660-52 88486

In the Matter of

NOY A. FILBERT Baltimore, Haryland DOCUMENT NO. 16482

Order to Show Cause Why The License for Radio Station KKI-3886 in the Citizens Ladio Service Should Not Be Revoked.

ATMINISTRATIONAL

T. Crmonde Nichols on behalf of Roy A. Filbert; Frank B. Friedman and Princis J. Hayres on behalf of Chief, Safety and Special Radio Services Sursen, Fadoral Communications Communication.

INITYAL DECISION OF REJETTION STANDINGS H. GIFFORD INTON

Preliminary Statement

- 1. On April 13, 1966, the Commission by the Chief of the Gafty and Funcial Radio Survivan Euresu, under delegated authority, released an order to show cames why the linear for Radio Station RXT-3866 in the Unitians Radio Sarxice should not be relationary for Pileric of Salxinore, Maryland, is the Homese of that station. By A. Filberic Higgs that on certain precified datas the lineare has presidely violated Sarxinos 95.41(4)(2), 95.95(c), 95.83(a)(1) and 95.91(b) of the Commission's rules. It also use alleged that on January 25, 1966 the Hickonese bad knowledy made a files persesentation to the Commission in response bean effortial notice of violation.
- 2. The order further recited that the foregoing ricitions are related frote made the linerses liable to montary forefairure integring \$200 under Section \$10(a)(2) and (9) of the Communications stot of 19%, as amended, and Section \$10(a)(2) and (9) of the Communications and the likewise them vicitations, excerting to the order, subject the license of Section \$11.7-885 to revened to under Section \$12(a)(1)(a) of the Communications Act. Further proceedings in this docket were specifically listed about the subject of the communications and communications which is subject to the subject to
- 3. A hearing was held on July 1, 1966, at which the respondent appeared and presented testimany. The record was closed on the same date. Proposed findings of fast and enougheins were filled on July 29, 1966 at

imposed unless it is clearly required by considerations of the public interest. It is conceivable that a single violation would be of such serious imports as to call for revocation but thers are set descended and justice is sufficiently to the set of the serious form of the serious set of the serious serious

- s. Some possity is doubtiess called for as a determint against repatition of violations but owing to the paculiar circumstances possed by the order of designation the Hearing Examiner is powerless to order a forfeiture. According to the designation order "Turber processings in this docket should be limited to estima locking toward a determination as to whether an order of revocation should be issued." It is not clear whether the Bursau, which issued the order under delagated authority, intended that this restriction should be terminated at the Examiner level or whether it would continue through possible spossib to the Review Board and the Commission on Beam. In any sweat the Examiner is powerless to assess forfeiture authough in his opinion this is sanifestly the type of case for which forfeitures were intended.
- 9. This means that the sole question is whether fillert's license should be revoked and in the Hearing Examiner's opinion it has not been demonstrated that so severe a passity is proper. It must be noted that fillert, but in his regits to the citations and in his testimory, did not make the best of his own case. Any stimes who is institution, use that kind of witness. Histories are the kaniner's own observation, use that kind of witness. Newetheless the artistice against his little nor as whole does not be returned to the state of the state o

IT IS GRISSED, This 25th lay of August, 1966, that unless an appeal from this Initial Decision is taken by any of the parties or unless the Commission reviews the Initial Decision on its own motion in recordance with the provisions of Section 4.275 of the Rules, the order

1/ See the Commission's Annual Report for 1962, pages 25 and 26.

to show cause why the license of Radio Station KKI-3886 should not be revoked IS DISMISSED.

B. Offord Irion Hearing Examiner Federal Communications Commission

Released: August 26, 1965 and effective 50 days thereafter, subject to the provisions of the Rule 1.775 cited in the ordering clause above. Exceptions, if any, must be filed within 30 days of the release date unless an extension is duly genules. A. H. Rebole him a heaving he face the FC C. and holy is play in Start, you want outcome you know he outcome you know heaving.

Ring 2032 home of pay.











