REFORE THE

W/S Penna.

: DEPUTY ZONING COMMISSIONER

BALTIMORE COUNTY

67-61-X

The Petitioner seeks a Special Exception to use his property for a junk yard. Testimon, indicated the property is being used as a junk yard in violation of the Zoning Laws of Baltimore County.

There were very strong protests Indged by residents of the community concerning the dirt, debrir, smake and odor. It was obvious also present operation roastitutes a nuisance, and there was no evidence presented by the Petitioner in accordance with Section 502,1 of the Zuning Regulations dealing with the granting of a Special Exception.

For these reasons, IT IS ORDERED by the Deputy Zoning Com-For these reasons, IT IS ORDERED by the Deputy Zoning Commissioner of Baltimore County, this 2\(\frac{1}{2}\) day of October, 19\(\text{in}\); the Special Exception for a junk yard be and the same is hereby DENIED. IT IS PURTHER ORDERED that all other junk vehicles and parts must be removed from the said premises within six (6) months from this date.

County Co incil of Baltimore County

County Office Lilding, Towson, Margland 21204

County Poard of Anneals

and welfare.

CC: Hon. Louis E. Einschutz

April 24, 1967

Reference is made to the attached notice

I should like to advise you that I do not favor

Sincerely.

rancis C Barrett

Francis C. Barrett Councilman, Sixth District

concerning a hearing before your board for Special Exception for a Junk Yarl.

I should like to advise you that I do not favor the special exception and feel very straight that the only way we can clear 19 some of the violations taking place in Baitimore County is to prosecute. I believe that 'I is unfortunate that people in this area should be subjected to violations which affect their health.

Ethod Q. Hardity

ZONDING DESCRIPTION IN AN MAN ZOND

WOIDSHIMD for the same of the northermnest side of the Pennsylva is Relieved at a paint direct 775 feet ware or less from the point formed by the intersection of the northermost side of said relieved with the contensment rides if Youth Point Read, said point of beginning being at the beginning of the Last line of that Yenet Read, said point of beginning being at the beginning of the Last line of that Yenet of Last which by deed recorded awang inant Records of Belliciney County in Liber Mill No. 5751 folks after see an energed by the Fribalciphia, Engliness and Sahrington Heat line south Ti degrees 27 intraces 28 seconds were 1874. To be beginning of an existing Greet's Records were 1874 for a 1874 for second laberly for second were interest to the beginning of the Last line of said special Records north 18 degrees 28 intraces 28 seconds were interest at the second were interest to the second were interest to the tenth in the second second laber 1874 for the subject of the second ware interest to the second ware interest to the second ware "X"

COMMAINING 2.80 scres of land sore or less.

HIMD part of that trust of land which by deed recorded among the Land Records of Baltisors County in Liber GER No. 255% folio 182 set was conveyed by the Filladelphia, Baltisors and Bashington Salirosa Congray to Andurvial Enterprises, line.

June 28, 1966



DAVID W. DALLAS, JR. CIVIL ENGINEER

BALTIMORE COUNTY OFFICE OF PLANNING AND ZONING

Quarty Person Seasons
Lift No. Conscious Ava
Species Ma. 2.000
To, beath

43

ISTH DIST.

PHTAPSED

DREA

Chief W. H. Wineholt, Baltimore County Fire Prevention Bureau Towson, Maryland 21204

Ne: No. 67-61-X

Jone G. Ross

Dear Chief Wineholt:

Vanish requesting permission to barri unk presently located on property owned by David Cherthor, trading as Franklin Realty Company, and heased to Mrs. Vanish said property being 2.8 servi treet of land located, of the head of Back River and the west bask of Mozre's Run and the east side of the main line of the Pennsylvania Railroad. I am in receipt of a letter from Mrs. Ozzie

It is impossible to get rid of the existing junk without burning, therefore, Mrs. Vanpelt may burn on Saturdays and Mondays, from this date until October 27, 1967, f your Department grants permission.

Under no circ umstances shall one additional piece of junk be accepted at this junk yard. If any new junk is accepted the matter will be prosecuted immediately. This office will inspect the yard every 30 days up and until October 27, 1967. This office

Zoning Commissioner

oci Deputy Chief F. Lee Cockey

Gerard J. Deitz, Director Dent. of Permits & Licenses

PETITION FOR ZONING RE-CLASSIFICATION, 67-61 AND/OR SPECIAL EXCEPTION

TO THE ZONING COMMISSIONER OF BALTIMORE COUNTY

TO THE ZONING COMMISSIONER OF BALTIMORE COUNTY:

\[\text{to re...} \text{Lowerkor}. \]
\[\text{Lowerkor}. \]
\[\text{logal owner.} \text{of the property situate in Baltimøre \(\frac{\text{ETM}}{2\text{Lowerkor}} \)
\[\text{Lowerkor}. \]
\[\text{L to the Zoning Law of Baltimore County, from an..... zone to an ALCA

of old and unoperating automobiles, that are nothing but eraseness one to an extent of old and unoperating automobiles, that are nothing but eraseness to everyone, there's a definite accessity for jumiyaris. Thusable care have to be gotten rad off or also repaired and tagged. Many people cement affect new care. Therefore a park-rant is meeded again, because the wants to buy new parts for an old car, of which some are unobtain the anyway, due to constant changes in care, as far as the location of this yard is concerned, it is ideal, We are hidden from the public, We are currounded by swamp, rall-wel trents and a dump (bobb 71/ar). We are not clustering up the countryside of Maryland, we are clearing it up. We are not clustering up the countryside of Maryland, we are

and (2) for a Special Exception, under the said Zoning Law and Joning Regulations of Baltimore County, to use the herein described property, for JUNE YARD

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 of Baltimore County adopted pursuant to the Zoning Law for Baltimor

Ban n Van Pettelt. Ray M. Von Palt, Ozzie M. Von Palt

INDUSTRIAL ENTERPRISES, JEC. David W. Chertkof Legal Owner

Address 207-W. Franklin St.

Address 5005 S. Preston St. Caltimore, Md. 21205

Petitioner's Attorney

Baltimore, Ed. 21201 Protestant's Attorney

ORDERED By The Zoning Commissioner of Baltimore County, this... 196. 6. hat the subject matter of this petition be advertised, as

required by the Zoning Law of Ealtimore County, in two newspapers of general circulation throughout Baltimore County, that property be posted, and that the public hearing be had before the Zoning County, on the AUG on '66 PM 196.6., at, 11100 clock

OFFIC. EF

Edward N. Hardes ty

EXCEPTION FOR A JUNK N/S Pennsulvania Railroa N/S Pennsylvania Kailroad 7735' E. of North Point Road 15th District Industrial Enterprises, Inc., Petitioners

RE: PETITION FOR SPECIAL

BEFORE COUNTY BOARD OF APPEALS OF BALTIMORE COUNTY

No. 27-61-X

OPINION

The petitioners in this case seek a special exception to legalize the existing operation of a junk yard in a manufacturing heavy zone, and they are herewith appealing an nowerse decision of the Deputy Zoning Commissioner denying same.

The petitioners are month to month lessees of David Cherkoff, trading as Franklin Realty Company, who also joins in the appeal.

The subject property is a 2,8 acre tract of land located at the head of Back River on the west bank of Moores Run and the east side of the main line of the Pennsylvania Railroad. It is adjacent to a legal junk yard in the southeast corner of a large area zoned manufacturing heavy. Just a block or two to the east, across the Run. are the residential communities of Rosadale Terruse and Chesaco Park.

The petitioner dismantie: junked autos, sells salvaguable parts, burns the body in the open and houls away the remainder for disposal. He burns on the average of three cars a day, and har from 100 to 150 cars on site. There are no permanent building no municipal water supply nor well, and only a privy for sanitary use.

Mrs. William Kahl, one of the neighbors, objected to granting the petition. She lives one block to the east in view of the subject and claims the operation is injurious to her by contributing further to the polluting of the air, thereby affecting her health, welfare and depreciating the value of her home. She values her property at \$20,000.00, also siting that she pays \$500.00 real entate tax.

RE: PETITION FOR SPECIAL EXCEPTION N/S Pennsylvania Railroad 7735' E. Morth Point Read, 15th District Industrial Erterprises, Inc., Petitioner - No. 67-61-X

Mr. John G. Rose, Zoning Commissioner County Office Building 'owsor, Maryland

Hr. Comissioners

Please enter an appeal from the decision rendered in the above matter and forward all papers in connection therewith to the Baltimore County Board of Appeals.

Mrs. Osar Vau Pelt ,

Mrs. Osar VanPelt ,

Soos & Preston Street,
Baltimore, Narylan 21205

Dates: November 18, 1966

#67-61-X - industrial Enterprises, Inc.

The Board is of the opinion that the junk yard operation, and particularly the burning of automobiles in a proximity to residential homes, is contrary to the requirements of Section 502.1 of the Baltimore County Zoning Regulations, and is in fact detrimental to the health and welfare of the community. The Board believes that there should be no further expansion of junk yard operations in this area, as this would compound existing problems. Denying this petition may provide some measure of relief to the community and tend to half further junk yard operations and bunnings in this densely populated area.

The Board therefore orders the petitioner -

(a) To cease all burning immediately;

(b) To stop accepting cars for junking within fifteen 15) days of this Order;

(c) To cease all junk yard operations and have the site cleared of all junk n one hundred twenty (120) days of this Order.

ORDER

For the reasons set forth in the aforegoing Opinion, it is this 27th day of June, 1967, by the County Board of Appeals ORDERED, that the special exception and for he and the same is hereby DENIED.

Any appeal from this decision must be in accordance with Chapter 1100, ubiitle B of the Maryland Rules of Procedure, 1961 edition.

COUNTY BOARD OF APPEALS

OF BALTIMORE COUNTY

Reed 1/20/17

First District

Second District

Third District

G WALTER TYRIC JR

Exact District

Eifth District

Seventh District

WALLACE A WILLIAMS

Secretary

ces Mr. David W. Chartie

CERTIFICATE OF POSTING DEPARTMENT OF BALTIMORE COUNT

District 15 🌣

Date of Posting 12-2-66

Posted for:

Petitioner Industrial Entreprise me Location of property 1/5 Pennsylvanes R. B. 7735' E/of

Worth Donet del livation of Signs D place much of has weedow at the entruces to sunk yand

Remarks the layer was placed there, so it could be seen Posted by Partie of Brieff Date of return 12.8-66 way good and would not be in he way of the enter and would not be destroy

67-61-X

CERTIFICATE OF POSTING ZONING DEPARTMENT OF BALTIMORE COUNTY Towson, Maryland

Date of Posting 9-1-66 Posted for Hearing Mon Sept 1966 47 11:00 A. M.

Petitioner I redustrial Enterprises russ.
Location of property MS General Property MS 444 north Bout al.

Location of Signal Done at the intronce to the M.B.C front find and one on the main red when Remote Sunk Cars are

Posted by Robert Le Bull S. Date of return

RE: PETITION FOR SPECIAL EXCEPTION FOR A JUNK N/S Perrsylvania Railroad 7735' E. of North Point Road adustrial Enterprises. Inc.

BEFORE COUNTY BOARD OF APPEALS OF

> BALTIMORE COUNTY No 67-61-X

OPINION

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The petitioner dismantles junked autos, rells salv meable parts, burns the body in the open and hauls away the remainder for disposal. He burns on the average of three cars a day, and has from 100 to 150 cars on site. There are no permonent buildings. no municipal water supply nor well, and only a privy for sanitary use.

Mrs. William Kahl, one of the neighbors, objected to granting the petition. She lives one block to the east in view of the subject and claims the operation is injurious to her by contributing further to the polluting of the air, thereby affecting her health welfare and depreciating the value of her home. She values her property at \$20,000,00. also citing that she pays \$500,00 real estatutax.

CERTIFICATE OF PUBLICATION

THIS IS TO CERTIFY, that the annexed advertisement was published in THE J" RSONIAN, a weekly new paper printed and puolished in Towson, Baltimore County, Md., once in each successive weeks before the 19th day of ___fortester______, 1958..., the first publication appearing on the lat day of September

THE JEFFERSONIAN, & Leank Structur

#67-61-X - Industrial Enterprises, Inc. -2-

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- The Board therefore orders the petitioner -

For the records set forth in the aforegoing Opinion, it is this 27th day of June, 1967, by the County Board of Appeals ORD + KED, that the special exception petitioned for be and the same is hereby DENIFD

Any appeal from this decision must be in accordance with Chapter 1100, subtitle B of the Maryland Rules of Procedure, 1961 edition.

> COUNTY BOARD OF APPEALS OF BALTIMORE COUNTY

John A. Slowik, Acting Chairma

W. Giles Parker

Wolter A. Reiter, Jr.

CERTIFICATE OF PUBLICATION

OFFICE OF The Community Press

DUNDALK, MD., August 31,

THIS IS TO CERTIFY, that the annexed advertisement of

19 66

"Industrial Enterprises" was insected in THE COMMUNITY PRESS, a weekly newspaper published in Baltimore County, Maryland, once a week successive weeks before the 30th day of August 19 as that is to say.

the same was inserted in the issues of 8-31-66

Stromberg Publications, inc.

By Mrs. Palmer Price

- (a) To cease all burning immediately:
- (b) To stop accepting cars for junking within fifteen (15) days of this Order;
- (c) To cease all junk yard operations and have the site cleared of all junk within one hundred twenty (120) days of this Order.

ORDER

OFFICE OF FINANCE

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

ORE COUNTY, MAR AND

MPORTANTI MAKE CHECKS PAYABLE TO BALTIMORE COUNTY, MARYLAND

11 299 2 4 20 . 12265 TEP-

BALTI CHE COUNTY, MARY AND CFFICE OF FINANCE

10 Jet 9 2 2 4 40675 F.P-

MPORTANT: MAKE CHECKS PAYABLE TO BALTIMORE COUNTY, MARYLAND MAIL TO DIVISION OF COLLECTION & RECEIPTS, COURT HOUSE, TOWSO PLEASE RETURN UPPER SECTION OF THIS BILL WITH YOUR REMITTANCE.

BALTH ORE COUNTY, MARYAND OFFICE OF PINANCE

No.39494

No.40674

of Collection and Keeelpt COURT HOUSE ON, MARYLAND 21204

0-2666 1911 . 39490 TFP-

IMPORTANTI 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.

PALT (MOR): CHINTY OFFICE OF PLANNING AND ZONING

County Office Building 111 W. Chesapeake Avent Towson, Maryland 21204

BALTIMORE COUNTY, MARYLAND

INTER-OFFICE CORRESPONDENCE

#67-61

ISTH

DIST.

PATAPSED

NECK

AREA

9/5/66

TO. Mr. Edward D. Hardesty Date September 9, 1966
Deputy Zoning Commissioner
FROM George E. Gayralis, Director of Planning

SUBJECT Petition #67-61-X. North side of Pennsylvania Railroad 7735 teet East of North Point Road. Petition for Special Exception for a Junk Yard. industrial Enterprises, Inc. - Petitioners.

15th District

HEARING: Monday, September 19, 1966. (11:00 A.M.)

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

We believe that the subject property is a proper location for a junk yard. Any grant of the requested special exception, however, should be conditioned upon the following:

- The provision of high, effective screening along the railroad right of way and alongside Moore's Run.
- Specified hours during which there may be burning of materials. Controls
 on the emission of snoke (see Fire Bureau comments).
- c. Approval of the site plan by this office.

BALTIMORE COUNTY, MARYLAND

INTER-OF-ICE CORRESPONDENCE

Mr. James A. Dyer, Chairman

TO. Zeuleg Advisory Camatthee. Date. August 10, 1966.

Ltt. Charles F. Morrio, Nr., Plans Review
FROM Deltimore County Fire Bureau

SUBJEC. Property owner: David N. Chertkof
Location: N/S Pennsylvania H.R. E/S North Point Road
District: 15th
Presult Zoning: HH
Provosed Zoning: Special Exception - Junk Yard.

- This "epartment is opposed to this property being used for a junk yard, due
 to "me complaints which our department his received. The operators of this
 junk yard are burning cars without a permit, and the smoke has been ging
 into other peoples property, those are the complaints which we are receiving.
- The road leading into this property is in very poor condition for our equipment to reach in case of emergency.

