PETITION FOR FORING REDISTRICTING 9.137-RXH AND/OR SPECIAL EXCEPTION

TO THE ZONING COMMISSIONER OF BALTIMORE COUNTY:

NEXEW the undersigned legal owners of the property situate in Baltimore County and which is described in the description and plat attacked hereto and made a part hereof, hereby petition (i) that the coning status of the herein described, property be re-districted, pursuant to the Zoning Law of Baltimore County, from an undistricted zone

district; for the following reasons:

69-13 ANA There are existing no districts in this area of the Eleventh District due to the lack of adoption of a comprehensive land use map. Map 11 Sec "C

See attached description

and (2) for a Special Exception, under the said Zoning Law and Zoning Regulations of County, to use the herein described property, for an automotive service station

Property is to be posted and advertised as prescribed by Zoning Regulations. I, or we, agree to pay expenses of above redistricting and or Special Exception advertising, posting, etc. upon fiting of the petition, and further agree to and are to be bound by the roning regulations and restrictions of Baltimore County adopted pursuant to the Zoning Law for Baltimor Edwarda Advater

Contract purchaser Chemical Dewlines

Address 24 24 June

ORDERED By The Zoning Commissioner of Ba.timore County, this. 22nd day 1968., that the subject matter of this petition be advertised, as

or Section 1998, that are subject matter of this persons by advertised, is 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 18th day of December 196.8 at 2100 o'clock

Zoning Commissioner of Baltimore County.

Protestant's Attorney

BALTIMORE COUNTY ZONING ADVISORY COMMITTEE

October 31, 1968

Maurice W. Baldwin, Esq., 24 W. Pennsylvania Avanue Towson, Maryland 21204

RE: Type of Hearing: Reclassification from an R-40 zone to an bl zone Location: SW/S of Rte 40 5 Gunpowder Falls at Harford County Line

District: 11th
Petitioner: Edward A. DeWaters, Sr.
Committee Meeting of Oct. 22, 1958
Item 93

Dear Sir:

COUNTY OFFICE NAME AND

JAMES E DYEN

SCREAM OF

MUSELL OF SCALA II

ZOSIS G MINOS (7

DEAFT OF ALM

The Zoning Advisory Consisting has reviewed the plans submitted with the above referenced patition and has made an on site field inspection of the property. The following comments are a result of this review and inspection.

comments are a result of this review and inspection.

The subject tract consists of two parcels: "precil "" having two acres, and Parcel "" having 4.6 acres. Parcel "" is presently improved with a restument of the comment of the co

Moad Access and Traffic Conditions: There is no widering proposed for this section of Route 40.

Are Public Services: There'no public utilities available to this site. Prior to the approval to any but liding application on the site, a complete out availation must be conducted to determine the suitability

PETITION FOR ZONING RE-CLASSIFICATION 19-137 AM AND/OR SPECIAL EXCEPTION Mon

11500

Vov TXX we the undersigned legal owner & of the property situate in B County and which is described in the description and plat attached hereto and made a part hereof. tition (1) that the zoning status of the herein described property be re-classified, p to the Zoning Law of Baltimore County, from an R-10 6-6 tone: for the following reasons

a.

7

AX

DEWATERS, S. Rt. 40 Falls

5.5

#69-137-RXA

.

Vor

Error in original map.
 Change in the existing neighborhood.

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

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., upen 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

Ded Wante Return by Europe a lawaters le

ORDERED By The Zoning Commissioner of Baltimore County this

Commissioner of Baltimore County in Room 106, County Office Building in Towson, Baltimore County, on the day of 196 at 1

Zoning Commissioner of Baltimore County

Maurice W. Baldvin, Esq., 24 W. Pennsylvania Avenue Towson, Maryland 21204 RE: Edward A. DeWaters, Sr.

October 31, 1968

of the soil for underground senage disposal. The developers shall be responsible for determining the 50 yr, flood limits of the Li-te Cun Powder Falls and details concerning the grading of the area where the treatative stores will be located.

Site Plans The State Reads Commission will permit a maximum of three access points to Percel "D". Therefore, either one of the shopping center entrances must be eliminated or the east entrance to the service station made in common with the shopping center. The entire frontage of the site must be curbed with B x 22" concrete curb. The readside face of curb is to be 15 ft. fr on and parallel to the easting edge of planing on the traveled way of Fulsaki Highamy. The right-of-may line of Fulsaki Highamy max at last be curbed:

The Zoning regulations with regard to planned shopping centers would permit a site such as this, including both Parcel "A" and "8", three access points to Route 40. The Centitee believes that this site could be effectively designed to meet the requirements of a planned shopping center. The site plan should provide cross connections for vehicular traffic between the Joppa Inn and the service station and retail stores.

The plan must be revised to indicate the shove requested maximum number of entrances, curbing, and interior parking circulation. Moneyer, prior to making these revisions, it is suggested that the petitioner and/or his engineer and attorney meet with the following County and State agents; G. Richard Moore, Bureau of Traffic Engineering; Albert V. Quisby, Project Flanning Bivision of the Office of Flanning and Zonh, Mayors, State Roads Commission. These revisions must take place prior to any further processing of the subject position.

If you have any questions concerning this matter, please t hesitate to contact the writer.

Sincerely yours,

JAMES E. DYER, Chairman

PETITION FOR ZONING VARIANCE FROM AREA AND HEIGHT REGULATIONS

#11 Section

#69-137 AXA

mip

XA

TO THE ZONE'S COMMISSIONER OF BALTIMORE COUNTY:

Ny we. The inderstiguest. legal owners of the property situate in Baltimore County and which is described in the description and plat attached hereto and made a part hereo?

hereby petition for a Variance from Section, 41°, 2F to permit a 250 square foot sign in

stead of 100 square feet as limited by said Section and Section 405, 4B5 to permit a

25-foot heighth on light poles in sead of 18 feet as prescribed baid Section

of the Zoning Regulations of Ealtimore County, to the Zoning Law of Baltimore County; for the following reasons: (includes bareablip or practical difficulty)

A. The sign for which the variance is requested is a national trade-mark sign and a deviation from the particular and a deviation from the plans submitted have only requested the one free-standing identification sign rather than multiple signs and that the total sign area for the sign will be substantially less than the customary numerous hundred square foot

sign.

B. That your petitioners believe that in order to adequately illuminate the site and reduce the number of light poles thereby cluttering and obstructing the beautification that it is necessary to erect the lights at a height of 25 feet.

Property is to be posted and advertised as prescribed by Zoning Regulations. I, or we, sgree to pay expenses of above Variance advertising, posting, etc., upon filing of this petition, and further agree to and are to be beauth by the zoning regulations and restrictions of shallmore County adopted pursuant to the Zoning Law For Institutes County.

Could all author to the soming was the sold better be the sold better by the sold by Fotoson Petitioner's Attorney

ORDERED By The Zoning Co of Baltimore County, this.... 0.00 , 196..., that the subject matter of this petition be advertised, as

required by the Zoning Law of Balti e Zoning Law of Baltimore County, in two newspapers of general circulation through-County, that property be posted, and that the public hearing be had before the Zoning of Baltimore County in Room 106, County Office Building in Towson, Baltimore day of 196 196 2 Colock

Zoning Commissioner of Baltimore County.

BALTIMORE COUNTY DEPARTMENT OF HEALTH

DONALD J. ROOP, M.D., M.P.H. Deputy State and County Health Offi

July 18, 1968

Mr. R. G. Kelvey Petroleum Marketing Corporation 815 Connecticut Avenue Washington, D. C. 20006

Property situated on northwest side Pulaski highway and southwest side Little Gunpowder Fells, lot 570 ft. by 360 ft. known as the Ed. A. DeWaters Property - Election District

Dear Mr. Kolvey:

A percolation test conducted on the subject property at the point designated for a serage pit resulted in the following:

DEPTH SOIL Seconds 7 Foot Clay 0-3 ft., sand & gravel, light clay matrix 3-13 ft.

We understand that the sewerage system is to serve a service

Rand on the above data, approval is granted for the installation of a private mewage disposal system consisting of a 1000 gal, septic tank and one of it. by lift. seepage pit (minimum 12 ft. below inlet) located as per pito plan.

Under Section 201.5, Baltimore County Plumbing Code, a plumbing permit is required for the installation.

limithy a. Margon Timothy W Kargorum, Director Division of Sanitary Engineering BUREAU OF ENVIRONMENTAL HEALTH

rkkipb cc: Mr. Andrew Oravetz, Chief Plumbing Inspector

Copy to Bile Hayes 7-14-68



Petition for Reclassification.: Special Exception and Variances to Zoning Regulations - N/W: Side of U.S. Route 40 101, 09 W. of Gunpowder Falls, lith
District - Edw. A. DeWatters,

Before

Zoning Commissiones

116 Baltimore County

No. 69-137. R.Y.A

The pelition are requesting changes in various zoning matters on the property on the northwest side of U. S. R oute 40. West of Gunhowder Falls in the Eleventh District of Baltimore County.

The first request is to reaone a portion of the property from an R-6 Zone to a Business Local Zone. This should be accomplished since there are many changes that have taken place in the immediate

The second request is to redistrict the entire site from an undistricted site to a C. R. District. Since this district complies with Section 259, 2-A it should be granted.

In order to operate an automotive service station in a C-R District the petitioners have requested a special exception for same. The requirements of Sections 405, 3 and 502.1 having been met the Special Exception should be grarted.

The petitioners also requested the following variances:

- a. Sec. 413.2-f to permit a sign of 250 sq. ft. in liev
- b. Sec. 405.4-b-5 Increase minimum floodlight height

As strict compliance with the Baltimore County Zoning Regulations would result in practical difficulty and unreasonable hardship upon the petitioners and the requested variances would give relief without substantial injury to the public health, safety or general welfare, and inaccordance with Section 405.10, the aforegoing variances should be greated.

It is this day of January, 1910 by the Zoning Commissioner of Baltimore County, ORDERED that the herein described property or area should be and he same is reclassified from an R-6 Zone to a B-1. Zone, that the herein described property should be and the same is hereby redistricted from an undistricted zone to C. R. é africt and a special exception for an automotive service station should be and the same is franted, from and after the date of this Order.

It is further ORDERED that the variances to Sections 413, 2-6 to permit a sign of 250 square feet in lieu of 100 square feet and Section 405-4-b-5, to increase minimum floodlight height from 18 feet to 25 feet should also be granted.

The site plan for the development of the property is subject to approval of the State Roads Commission, Bureau of Public Services and the Office of Planning and Zoning.

FOR

RECEIVED F

ORDER

1/2/18-

DATE

J€01J0

Haltimore County, Maryland

BUREAU OF TRAFFIC ENGINFERING JEFFERSON BUILDING TOWSON, MARYLAND 21204

EUGENE CLIFFOR

December 5, 1968

Mr. John G. Zosa C. Richard Moore

Revised comments Plan dated 11-15-68 Zoning Petition - 69

JOSEPH D. THOMPSON, P.E.AL.S.

This office remains of the opinion that 3 access points should be sufficient access to Rt. 40, to both parcels A & B.

CIVIL ENGINEERS & LAND SURVEYORS SPH

101 SHELL BUILDING - 200 BAST JOPPA ROAD

TOWSON, MARYLAND 21204 . VAlley 3-8820

CRM: nr

DEPARTMENT OF FORESTS AND PARKS

STATE STRICE BUILDING ANNAPOLIS, MARYLAND 21404 AREA 301 268-3371

ember 9, 1968

Mr George E. Gavrelis

Director Baltimore County Office of Planning and Soning County Office Building 111 W. Chesapeake Avenue Towson, Maryland 21204

Your file 69-137-RXA

hear Mr. Gavrelis:

Reference is made to your letter of December 6, 1968, concerning the property of Edward A. DeWaters.

This area is not included in the present plans for the Gunpowder State Park.

With best personal regards, I remain

Sincerely yours,

William a far WILLIAM A. PARR Deputy Director

WAP/cq

RECEIVED DEC 1 1563 BALTIMORE COUNTY OFFICE OF PLANNING

BALTIMORE COUNTY, MARYLAND INTER-OFFICE CORRESPONDENCE

Mr. John G. Rose, Zoning Commissioner

PROM George E. Gavrelis, Director of Planning

SUBJECT. Petition #69-137-BXA. Undistricted to C.S. estrict. Special Exception for Automotive Service Station. Redussification from R-b to B.L. Variance to permit a sign 250 square feet instead of the required 100 square feets on to permit 25 feet height, on light poles instead of the required 18 feet. Northwest side of U.S. Route 40 101.09 feet west of Gunpowder Falls. Edward A. Del/Oters, Sr., et al., petitionary.

11th District HEARING:

Wednesday, December 18, 1968 (2:00 P.M.)

The steff of the Office of Flanning and Zoning has reviewed the subject patition for acclassification from 6-5 to 8.1. zoning tagether of the request for 6 C.R. solitiet, a Special Exception for on automative service selfon and variances to the requirements on sign and light heights. It has the following advisory comments to solid with respect to perintent planning factors:

- As a matter of information, it appears that portions of the subject tract may be in conflict with the proposed Gunpowder State Park. This may be particularly true regarding the lower parts of the property adjacent to Gunpowder Falls. Copies of this plan have been sent to the State Department of Forest and Property.
- There appears to be a back commitment to non-residential uses between Pulsak Highway and the B. & O. Bullroot, Certainly, networking of present residential zoning appears not to be feasible. Almost all of the commercial using along this portion of Pulsaki Highway is attended towards read-tide links of commercial leastern and the property and commercial leastern and the pulsaki Highway is attended towards read-tide links of commercial leastern and the property and to the design of the surgest towards of the property and be in to be developed with acceptation restal fiscillities without extensive girallary? If so, no districting is required and the service sterion bloods be created us a result of plement disapping center approximates. We fail to see any this, heights set forth in the regulations can't satisfacturily work on this site.



BALTIMORE COUNTY, MARYLAND

or Trade Forest Michigan - or load

Turnel of the personal for finery a tenters, or, interest that the desired of the second startes, interest to Market the second startes, interest to Maryless.

Ref to s.t.

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cribed in a december of the contract of the co

and Equard A. Separtary, uz., hold, ward 20, 1965 and recorded image

the Land ordered definitions only to their 37 ... t. is 171

The said pipe being South 56°42'25' went 181.89 feet from Sunpowder Falls, feed runet's theses could be set like and on the terminators, rights

d'emby 11 % of outs 65, as now uprvoyed, _auth_56* of 36 __45

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of-way line of b. . House Wh. Sunning through and strong the lands of

fact to a gian new set to sed Placifical feat from the end of the Fourth or North 50 96' cast 401.50 fact line of the last postioner conveyance. theses slowing to part of the lest sentimes line and or the cutlings

of the chale tract, we now surveyed, the following six courses, viza-

South 337 18' 21" Yest 40.50 Fous to 6 pipe now not, thency North 55"

right-of-way line of U.S. Smuxe 40 afarcasis, thence binding ingreen,

South SE" 4.1' 75" best 50.54 feet to a pipe now set, there of 11 with the eferantia right-of-way time, house 33" 17" 35" Cast 63.00 funt to

the Enginning hereof containing 4.633 morns, mare or loom. SCING a part of that trees or sareal of land conveyed by well ascelled

in a sect from Milared E. Leonard to entert A. Dewetter, Jr., and

Eduard A. Cadatars, Dr., dates April 28, 1960 and recorded among the

Long Records of Baltimore County in liber U.J.R. No. 3704, Folio 171.

11 37 deat 440.00 feet to a pipe new Met on the Southwesterly side of

the Sumpouter Falls, themes simpling tylerans, South 31° 50° 23° Enes 56.00 Fact and South 14° 22° 27° Cost 200.26 Fact to a point in the Continuatorly

THE CENTED FOR THE ITHER AT FLATFICE, Warsh 35: 31: 60: VEST 318.61

of the chale tract, as New Mirveyon, whith 56" 41" 37 East 216.61 Feet the new not at the east of said line, thence still with the cutlines

INTER-OFFICE CORRESPONDENCE

TO. Mr. John G. Rose, Zoning Commissioner

FROM George E. Gavrelis, Director of Planning

SUBJECT Petition 69-137-RXA.

11th District

Wednesday, December 18, 1968 (2:00 P.M.)

AMENDED COMMENT

William A. Parr, Deputy Director of the Department of Forest and Parks, has rised me that the DeWaters property is not included in the present plans for the repowder State Park. Please strike commant #1 of my memorandum of December

GEG-bar

DESCRIPTION OF A PORTION OF THE PROPERTY OF EDWARD A. DEWATERS ELEVENTH ELECTION DISTRICT BALTHEORE COUNTY, MARYLAND

C.R. DISTRICT, SPECIAL EXCEPTION & VARIANCE

109-137 RAM.

Mor BL

This description has been taken from existing records.



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

titioner's Attorney Houries W. Beldein-Ese, Review

Chairmen of Advisory Committee

Office Building 111 W. Chesapoake Avenu Towson, Maryland 21204



9-9-68

DESCRIPTION OF A PARCEL OF LAND ZONED R10 TO BE USED FOR INDUSTRIAL PARKING SOUTH OF WALNUT AVENUE, SOUTHWEST OF FALLS ROAD BRD DISTRICT, BALTIMORE COUNTY, MARYLAND

Avenue) at the distance of 749 feet measured southwesterly along the centerline of Walnut

and binding on the centerline of Walnut Avenue North 46 degrees 47 minutes 20 seconds East 24.99 feet, thence leaving the centerline of Walnut Avenue and running South 45 degrees 01 minuter40 seconds East 160.00 feet, North 46 degrees 47 minutes 20 seconds East 150.00

Avenue from its intersection with the centerline of Falls Road said point intended to be in the

easternmost outline of the land of the Northern Central Distribution Center and running thence

feet, South 45 degrees 01 minute 40 seconds East 318.68 feet, South 46 degrees 03 minutes

20 seconds West 105.03 feet, and South 81 degrees 06 minutes West 426.53 feet to the asternmost outline of the land herein refegred to and running thence and binding on said

/ 56 minutes / cutline North 4 degrees East 358.68 feet to the place of beginning. CONTAINING 2.7 acres of land more or less.

OFF-STREET PARKING IN RESIDENTIAL ZONE

BEGINNING for the same at a point in the centerline of Walnut Avenue (Altamont

GEG:bm

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

rd A. Co'Mitters, Jr., Esq.

Toutette Mile 21204			RETURN THIS PORTION WITH YOUR REMUTANCES	
NANTITY	Advertising and posts	DETACH ALC 4G PERFO	RETURN THIS FORTION WITH THOM SECONDATION AND KEEP THIS PORTION FOR YOUR SECONDATION FOR YOUR SECONDAT	163.00
31				
16300	A			
3	403100000000000000000000000000000000000	ACCUS.	- COUNTY MARY	LAND

IMPORTANT: MAKE CHECKS PAYABLE TO BALTIMORE CO L TO DIVISION OF COLLECTION & RECEIPTS, COURT HOUSE, TOWSON, MARYLAND

BALTIMORE COUNTY, MARYAND OFFICE OF FINANCE

Dicision of Collection and Receipts COURT HOUSE TOWSON, MARYLAND 21204

Patition for Indistricting, Reclassification, Special Exception and Variance for Edward A. Beduters, Sr. A69-137-72A

IMPORTANT: MAKE CHECKS PAYABLE TO BALTIMORE COUNTY, MARYLAND

MAIL TO DIVISION OF COLLECTION & RECEIPTS, COURT HOUSE, TOWSON, MARYLAND 21204

CENTIFICATE OF POSTING

ZONING DEPARTMENT OF BALTIMORE COUNTY #69-137-RXA

Date of Posting MN - 27 - 68 Poster for Hour No. Que 18 1968 G. Dies Gell.
Petitioner Edition A. Landation St.

Location of property NIVIS & U.S. RT. 40 101. 09 W & Sunforde telle

Jones or Club 110.

Posted by must It Have

Date at return Lac -5-68

CERTIFICATE OF PUBLICATION

TOWSON, MD...

THIS IS TO CERTIFY, that the annexed advertisement was published in THE JEFFERSG. JAN, a weekly newspaper printed and published in Towson, Baltimore County, Md., once in each appearing on the ____28th ___day of _____Movember.

THE JEFFERSONIAN,

CITION FOR ACTUAL CONTROL AND AC

STROMBERG PUBLICATIONS, Inc.

B. Butt Mayan







