# PETITION FOR ZONING RE-CLAS: IFICATION AND/OR SPECIAL EXCEPTION

TO THE ZONING COMMISSIONER OF BALTIMORE COUNTY

the \_legal owner\_\_ 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 anRA, R-10 and R-20 ....zone: for the following reasons:

Error in original zoning and a genuine change in conditions

See attached description

Sec 20 Mop NW 8-E BL and (2) for a Special Exception, under the said Zoning Law and Zoning Regulations of Baltimore County, to use the herein described property, for.

#3

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 Baltimore Old Court, Realty, Inc.,

MARYLAND NATIONAL BANK

by Rella Artificial Contract purchaser

W. Lee Harrison for Old South Researy, Inc. Patitioner's Attorney James D. C. Downes, for Druid Ridge Cemetery Comp Towson, Maryland 21204

Nerve 6.4 Augus 837-6936 GRDERED By The Zoning Commissioner of Baltimore County, this .... 7th of March

. 1962 ..., that the subject matter of this petition be advertised, as required by the Zoning Law of Baltimore County, in two newspapers of general circulation through-out 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 9th .....day of April ..... 196 9 at .. 11:00:lock

#69-214P

419/69 2 ales

By Annuel / terre

Protestant's Attorney

Druid Ridge Cemeters Company ByHarry C. Printosa ed Owner President

Luncillas

ArnoldF

Re: Petition for Reclassification from R-A, R-10 and R-20 Zones to B-L Zone -Zones to B-L Zone -S/E Cor. Old Court Road (relocated) and Old Court Road, 3rd District -Old Court Realty, Inc.,

SNI

ORDER

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MCA DOD

MARYLAND.

Peritioner

SE1.2-6 NW- 8-E

#69-214R

MPP

# 3

BL

The petitioner requested a reclassification from R-A, R-i0 and R-20 Zones to a B-L Zone, on property located at the southeast corner of Old Court Road (relocated) and Old Court Road, in the Third District of Bal imore County.

The comments of the Director of Planning are more theoretical than practical in the present instance. The only real difficulty in deciding whether or not to grant the requested reclassification is just what the road pattern will be in the vicinity of this property.

After the hearing the Zoning Commissioner discussed the matter with Mr. Watter J. Addison, Deputy Chief Engineer of the State Roads Commission and followed the discussion with a letter dated April 16. The Zoning Commissioner also discussed the matter with Mr. Albert B. Kaltenbach, Director of the Department of Public Works and followed this discussion with a letter dated April 29, 1969.

Mr. Addison wrote as follows in a letter dated April 22, 1969:

"This replies to your letter of April 16, 1969, concerning proposed changes to the intersection of Old Court Road, Park Heights Avenue and Stevenson Road in the vicinity of Druid Ridge Cemetery.

Studies of a schematic nature have been underway jointly by both the State Roads Commission and Baltimore County Department of Public Works for some time. There were certain differences between the proposals of both agencies and these have been resolved in a recent meeting in my office. With the accomplishment of a general schematic plan for improvement to the complex intersection mentioned above, we are presently in the process of developing estimates for the engineering costs to prepare outside of the schematic plan. prepare contract plans for improvement to the intersection

Some of the work involved in undertaking this improvement will be a financial responsibility of the State Poads Commission and some a financial responsibility of Baltimore County. In order and some a financial responsibility of Baltimore County. In order to clarify those items it is necessary to undertake regioneering designs and prepare plans, specifications, and estimates for this improvement. It is our intention in the near future to submit to the SRC for its approval, a request for engineering funds to toundertake the necessary design work. We will also make this information available to Baltimore County so that they may provide the necessary day timels for their rebare of the engineering. appropriate authorization of funds, we will then undertake engineer ing to prepare the final design plans. With these in hand we will then be able to estimate the total cost for this improvement and seek authorizations for funds for that purpose.

It is anticipated that such funds will be available from the State Roads Commission for their share and we are hopeful that Baltimore County will also be in a position to supply its share of the cost. With the appropriate authority to expend funds we will then proceed to undertake contracts to have the improvements accomplished. Our time schedule for this would indicate that accomplished. Our time sciedule for this would indicate that approved of the engineering funds would be solicited and hopefully approved in May 1969, after which the engineeringwork will the begin. Following the preparation of these plans we will then be in a position within any months, more or less, to seek approval for the authority to expend funds to acquire the necessary right-of-way and is sure the construction contracts. On this basis, it is knowful that the construction contracts. is hopeful that the engineering work would be completed and actual construction started in the spring of 1970.

I hope the information regarding this project will be of use to you in your deliberations. If I can be of any furthe zervice, please do not hesitate to contact me".

Mr. Albert B. Kalterbach sent the Zoning Commissioner a Memo as follows dated May 13, 1969:

"In accordance with your verbal request we are pleased "In accordance with your verbal request we are pleased to offer the following information as it pertains to the intersection of Park Heights Avenue, Stevenson Lane and Old Court Road. The State Roads Commission is proceeding with the required engineering plans and the assemblance of all cost data necessary for the construction involved for the intersection. It is our intention to cooperate fully with the State Roads Commission in cost participations. pation for the reconstruction as it affects the existing County road. The State Roads Commission has indicated the cost participation data will be forwarded to Baltimore County within the immediate future for action on our part".

Changes in the area and in particular the proposed changes in the road patternare sufficient to warrant the granting of the reclassification to Business Local.

FOR FILING

RECEIVED 5/15/69

ORDER

DATE

214R

For the above reasons the reclassification should be

It is this 1574 day of May, 1969, by the Zoning missioner of Baltimore County, ORDERED that the herein Commissioner of naturative described property or area should be and the same is hereby reclassified; from R.-A. R.-10 and R.-20 Zones to B.-L. Zone, subject to approval of the site plan by the State Roads Commission, Bureau of Public Services and the Office of Planning and Zoning.

In particular to compl, with the requirements of the State Roads Commission, and the Public Works Department of Baltimore County in regard to the road pattern

MCA DOD

ore, Nd 21204, Tel 301 823-0900

DESCRIPTION

0.40 ACRE PARCEL, SOUTHEAST CORNER OF OLD COURT ROAD RELOCATED AND OLD COURT ROAD WEST, THIRD ELECTION DISTRICT, BALTIMORE COUNTY, MARYLAND,

THIS DESCRIPTION IS FOR "B-L" ZONING

PARCEL "A"

Beginning for the same at the northeast end of a gusset line connecting the southwest side of Old Court Road Relacates and southeast side of Old Court Road West running thence binding on the southwest side of said Old Court Road Relocated (1) S 56" 45' 30" E - 122, 52 feet to the center of Old Court Road thence binding thereon, three courses: (2) S 59° 35' 30" W - 28, 10 feet, (3) S 64° 05' 30" W - 224.40 feet, and (4) S 74" 32' 10" W - 25.47 feet to the southeast side of said Old Court Road West thence binding thereon, two courses: (5) northeasterly by a curve to the left with the radius of 225,00 feet, the distance of 28,72 feet and (6) N 33° 14' 30" E - 188, 32 feet, thence along the gusset line herein referred to (7) N 781 141 30" E - 28, 28 feet to the place of beginning.

Containing 0.40 of an acre of land, more or 'ess

Water Supply ■ Sewerage ● Grainage ▶ Highways & Str.

January 7, 1969

28, 23 feet to the place of beginning,

Containing 0.05 of an acre of land, more or less,

DESCRIPTION

0.05 ACRE PARCEL, WEST CORNER OF SUDBROOK LANE AND OLD COURT

THIS DESCRIPTION IS FOR "B-L" ZONING

Beginning for the same at the southeast end of a gusset line connecting

PARCEL "B"

the southwest side of Old Court Road Relocated and northwest side of Sudbrook

Lane running thence binding on the northwest side of said Sudbrook Lane, (1)

southwesterly, by a curve to the right with the radius of 1965, 03 feet, the distan-

of 27.91 feet, thence (2) N 55° 26' 14" W - 60 feet, more or less, to the center

of Old Cour' Road thence binding thereon, two courses: (3) N 64° 05' 30" E - 25

feet, more or less, and (4) N 59° 35' 30" E - 28,10 feet to the southwest side

of said G!-! Court Road Relocated thence binding thereon (3) S 56\* 45! 36° E -

14.90 feet, thence along the gusset line herein referred to (6) S 11- 39 100 E .

ROAD RELOCATED, THIRD ELECTION DISTRICT, BALTIMORE COUNTY,

January 7 1969

MCA DOD CONSULTING

DESCRIPTION

0.44 ACRE PARCEL, SOUTH SIDE OF OLD COURT ROAD, NORTHWEST SIDE OF SUDBROOK LANE AND SOUTHWEST OF RELOCATED OLD COURT ROAD, THIRD ELECTION DISTRICT, BALTIMORE COUNTY, MARYLAND,

THIS DESCRIPTION IS FOR "B-L" ZONING

PARCEL "C"

Beginning for the same at a point on the northwest side of Sudbrook Lane, at the distance of 27, 91 feet, as measured southwesterly alone the northwest side of said Sudbrook Lane from the southeast end of the gusset line connecting the south west side of Relocated Old Court Road and northwest side of said Sudbrook Lane ing thence binding on the northwest side of said Sudbrook Lanc. (1) some by a curve to the right with the radius of 1965, 00 feet, the distance of 174, 3, feet thence (2) N 59" 45' 20" W - 161, 26 feet, to the centerline of Old Court Road, thence binding thereon, two courses; (3) N 74° 32' 10° E  $^{-1}$  6, 46 feet, and (4)  $^{\times}$  54 05' 30" E - 199 feet, more or less, thence (5) S 55' 26' 18' E - 60 feet, more or less to the place of beginning,

Containing 0.44 of an acre of land, more or less,

J. O. Resons

BALTIMORE COUNTY, MARYLAND INTER-OFFICE CORRESPONDENCE

TO Mr. John G. Jose, Zoning Commissioner

Date Morch 28, 1969

FROM George E. Govreils, Director of Manning

SUIUECT Petition #69-214-R. Reclassification from R.A., R-10 and R-20 to B.L.
Zone. Southeast corner of Old Court Kood relocated and Old Court Bood
Old Court Realty, Inc., Petitioners.

3rd District

HEARING: Wednesday, April 9, 1969 (11:00 A.M.)

The planning staff of the Office of Monning and Zoning has reviewed the subject patition and offen the following communit:

Commercial zoning was requested for the subject property under an earlier patition, 457-170-4. After reviewing this request, we commented as follows, on February 10, 1967.

- 1. The petitioner alleges "Error in original zoning and a genuine change in conditions therefore," we can conserve of neither on error not a change in conditions that would justify establishment of what petently would be a sign tone. The notion of establishing commercial zoning on the subject property is consistely allow to the fundamental policiple of establishing non-commercial zoning to consider commercial usage for the public convenience. Any of course, the incapity in beatoning right of high-intensity use upon and its arctic and completely. surrounded by property denied those rights has long been recognized — as hove the numerous other evils of got zoning. Centifully this is sufficient opportunity for commercial activity on nearby Reisterstown Road.
- 2. The stoff realizes that cottage development is not destrable and not necessarily issuable at the subject facation; for this reason, the Composite Guideplan indicates future apartment or office use for the property.

softer the petitioner chose to request R.A. zoning with a special exception in office building, and we offered no objection to this second request.

However, commercial zoning is once conin being sought, and our position remains precisely as stated above in our comments of February 10, 1967.

Oliver L. Myers XXXXXXXXXXXXX

BLREST OF ENGINEERING

DUREAU OF TRAFFIC ENGINEERS

PURSUITE PIRE CUTY AND HEATTH CONTRACTO PROTECT PLANNS

BOARD OF TOUCATION

W. Lee Harrison, Esq., 306 W. Joppa Road Towson, Maryland 21204

James O. C. Downes, Esq., 212 Washington Avenue Towson, Maryland 21204

RE: Reclassification from an RA, R-10 and R-20 to an 8-1 zone Location StiCer, or Old Ci. Rd., 3rd District Petitioner: Old Court Realty, Inc. Committee Meeting of February %, 1969 Item 179

February 19, 1969

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

The subject property is presently improved with a transtory fram durlling, which, it appears, has been the victim of wandsls. It is vector, I it is not beniful us, with a garage along side it. Immediately to the worth of the site is on old stone church graveyers. To the northwest are existing dwellings one and a half to two stories in height, 30 to 50 years old, in fair repair. Subproof them and 01d Court Read have been relocated in this area and are presently at their ultirate right of any width. They are both improved with concrete curb and gutter.

BUREAU OF ENGINEERING:

#### Highways:

Sudbrook Lane and relocated Old Court Road have been fully improved and no widening is required.

A section of the existing Old Court Road, which runs through the center of this property has been closed. However,

W. Lee Harrison, Esq., 306 W. Joppa Road Towson, Haryland 21204

James D. C. Donnes, Esq., 212 Washington Avenue Towson, Maryland 21204

RE: Old Court Realty, Inc. Item 179

February 19, 1969

#### BUREAU OF ENGINEERING: (Continued)

### Highways: (Continued)

a 30' easement has been retained by Baltimore County. This easement must be indicated on the zoning plot.

The curb cut for the existing Old Court Road must be replaced with combination curb and gutter under County inspect/on.

#### Storm Drains:

The Applicant must provide necessary drainage facilities (temporary or ctherwise) to prevent creating any nuisances or denges to adjacent properties, especially by the concentration of surface voters. Correction of any problem which may result, due to improper grading or other drainage facilities, would be the full responsibility of the Applicant.

All storm drains shall be the Appliant's responsibility.

#### Water:

There is an existing 16" water main, which traverses through this

### Sever:

There is an existing 8" sonitary sewer, which traverses through this

#### Grading:

A grading permit may be required for sediment control purposes for this site.

#### PROJECT PLANNING DIVISION:

This plan has been reviewed and there are no site planning factors

XXXXXXXXX David H. Fisher STATE ROADS COMMISSION BALTIMORE MO EIZO

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April 22, 1969

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ZONING DEPARTMENT

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Mr. John G. Rose Zoning Commissioner County Office Building 111 W. Chesapeake Ave. Towson, Maryland 21204

This replies to your letter of April 16, 1969, concerning proposed changes to the intersection of Old Court Road, Fark Heights Avenue, and Stevenson - Road in the vicinity of Druid Ridge Cemetery.

Studies of a schematic nature have been underway jointly by both the Date Roads Commission and Saltimore County state of the Saltimore County state of the Saltimore County state of the Saltimore S

Some of the work involved in undertaking this improvement will be a financial responsibility of the State Reads Commission and some a financial responsibility of mailtinore County. In order to clearly wind the control of the county of the c

Mr. John G. Rose Page 2 April 22, 1969

appropriate authorization of funds, we will then under-take engineering to prepare the final design plans. With these in hand we will then be able to estimate the total cost for this improvement and seek authori-zations for funds for that purpose.

zations for funds for that purpose.

It is anticipated that such funds will be available from the State Roads Commission for their share and we are hopeful that Baltisore County will also the fina postition to supply its absence will be suppropriate to the supply its absence will the appropriate outside the suppropriate outside the suppreparation of these planting the suppreparation of these planting the superior supplementation of the suppreparation to seek approval for within such that the suppreparation suppreparation the suppreparation suppreparation suppreparation that the engineering work would be completed and actual construction contracts. On this basis it is hopeful that the engineering work would be completed and actual construction contracts.

I hope the information regarding this project will be of use to you in your deliberations. If I can be of any further service, please do not hesitate to contact se.

Very truly yours, Willes Allisa Walter J. Addison Deputy Chief Engineer Planning & Safety

WilA:nd

cc: Mr. Albert B. Kaltenbach

W. Lee Harrison, Esq., 306 W. Joppa Road Towson, Haryland 21204

James D. C. Downes, Esq., 212 Washington Avenue Treson, Maryland 21204

RE: Old Court Realty, Inc. Item 179

February 19, 1969

#### BUREAU OF TRAFFIC ENGINEERING:

It is recommended that the patitioner consider RA with special exception for offices. As RA with special exception for offices, the site could generate approximately 125 to 150 trips per day. As BL, however, the subject site could generate 600 to 700 per day.

#### BUILDING ENGINEER'S OFFICE:

This office has no comment.

### BOARD OF EDUCATION:

Acreage too small to have an affect on school population.

Any use that patitioner would propose for this site shall meet all Fire Department regulations.

#### HEALTH DEPARTMENT:

Public water and sewers are available to the site.

Air Pollution Comments: The building or buildings on this site may be subject to registration and compilance with the Paryland State Mealth Air Pollution Control Regultions. Additional information may be obtained from the Division of Air Pollution, Daltimore County Department of Mealth.

#### ZONING ADMINISTRATION DIVISION:

In view of the comments by the Dureau of Engineering, this office is withholding a hearing date until such time as revised plans are received in compliance with those comments.

OLIVER L. MYERS, Chairman

OLM:JD Enc.

# BAILMORE COUNTY, MANUAND OFFICE OF FINANCE

Disision of Collection and Receipts
COURT HOUSE
TOWSON, MARYLAND 21204

Me. 62144

DATE ANTIL NO. 105

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IMPORTANT: MAKE CHECKS PAYABLE TO BALTIMORE COUNTY, MARYLAND TO DIVISION OF COLLECTION & RECEIPTS, COURT HOUSE, TOWSON, MAPYLAND 21204

BAL MORE COUNTY, MARCLAND OFFICE OF FINANCE Division of Collection and Receipt COURT HOUSE TOWSON, MARYLAND 2120-

No. 60900

|          | ACCOUNT NO. 01-622 RETURN THIS FORTION WITH YOUR REMITTANCE           | 10TAL AMOUNT<br>\$50.00 |
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| VANTITY  | DETACH ALONG PERFORATION AND RE - THIS PORTION FOR YOUR RECORDS       | COST                    |
| nt surce | Patition for Ancieselfication for Old Court Realty, Inc.<br>#59-214-R | 50,00                   |
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IMPORTANT: MAKE CHECKS PAYABLE TO BALTIMORE COUNTY, MARYLAND MAIL TO DIVISION OF COLLECTION & RECEIPTS, COURT HOUSE, TOWSON, MARYLAND 21204

# BALTIMORE COUNTY, MARYLAND

INTER-OFFICE CORRESPONDENCE

To John G. Dose Date May 13, 1969

FROM Albert B. Kaltenmach

SURJECT Intersection of Park Heights Avenue, Stevenson Lane and Old Court Road



In accordance with your verbal request we are pleased to offer the following information as it pertains to the intersection of Park Haipins Avenue, Elevence Line and Old Court when the Stack Roses Commission is proceeding with the second court of the intersection. It is our intention to comparate for the intersection. It is our intention to comparate for the reconstruction as it affects the existing County read. The Stack Roses Commission in cost perturbation for the reconstruction as it affects the existing County read. The Stack Roses Commission has indicated the cost participation sets will be reconstructed to Builton of the County of the Coun

albert B Wilterback ALBERT B. KALTENBACH, P. E. Director, Department of Public Works

cc: File Devid Kornblatt

END:JJT:pab

BALTIMORE COUNTY OFFICE OF PLANNING AND ZONING County Office Building 111 W. Chesapeake Avenue Towson, Maryland 21204 Your Petition has been received and accepted for filing this

CERTIFICATE OF POSTING

| Posted for ACECIASSIFICATION         | Date of Passing 3-2269                    |
|--------------------------------------|---|
| Posted for JCEC/ASSITUEATION         | Α,,                                       |
| Petitioner Clat Court                | Teally M. Helacated & Old Court &         |
|                                      |   |
| Location of Signa D Select of Old Co | vit Kd Nelsoded & Ud Cart KJ - Q 40 - Nel |

Suffrice Lane on Wooled Ct of Released @ 100 th Wolld Ct bet Released by

Posted by

Date of return 3 27-69

## CERTIFICATE OF PUBLICATION

| TOWSON, | MD. MAR 2 0 1969 | 19 |
|---------|------------------|----|
|---------|------------------|----|

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 One time .... reconsists weeks before the ..... day of \_\_\_April\_\_\_\_\_\_\_ 19.69\_, the most publication appearing on the \_20th \_\_day of \_Harch \_\_\_\_

THE JEFFERSONIAN. G. Leank Structur

Cost of Advertisement, \$.....

# OCOMMUNITE IMES

RANDALLSTOWN, MD. 21133 March 27, 19 69

THIS IS TO CERTIFY, that the annexed advertisement of John G. Rose, Zoning Commissioner of Baltimore County

was inserted in THE COMMUNITY TIMES, a weekly newspaper published in Baltimore County, Maryland, once a week for One week before the 27th day of Meich, 19 69 that is to say, the same was inserted in the issue of March 20, 1969.

STROMBERG PUBLICATIONS, Inc.

By Ruth moyan



