# PETITION FOR SPECIAL HEARING 70-41 25PT

10 THE ZONING COMMISSIONER OF BALTIMORE COUNTY: J. or we James G. Stratakis Saltrieve COUNT!

J. or we James G. Stratakis Saltrieve Strakes and Mary Antonakos

stuate in Baltimore County and which is described in the description and
plat attached hereto and made a part hereof, hereby petition for a Special
Rearing Under Section 500.7 of the Zoning Regulations of Baltimore County,
to determine whether or not the Zoning Coemissioner and/or Deputy Zoning

Commissioner should approve the modification of the restrictions of the special exception granted in Case No. 67-74-RXA

#### See attached description

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

i, or we, since to pay expenses of above Special Hearing advertising, posting, etc., upon filing of this petition, and further agree to and are to be bound by the zoning regulations and restrict on of Baltimore County adopted pursuant to the Zoning Law for Baltimore County.

Amus A Mathala

Contract Purchaser

James G. Stratakij James G. Stratakij Katherine Strakes Legal Owner Mary Antonako Address: 2/8 7004 Red 2/104

W. Lee Harrison Address 306 W. Joppa Road, Towson, Md. 21204--328-1200

Protestant's Attorney

ORDERED By the Zoning Commissioner of Baltimore County, this 3rd 

JIN 3 - 169 AM \_\_

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(over)

107111169 James

DEFORE COUNTY BOARD OF APPEALS

RE: PETITION FOR SPECIAL HEARING to approve modification of the restrictions of the Special Excepting granted in Case 167-74-RXA W/S of York Road 229' 5. of Cavan Drive, 9th District

OF

No. 70-11-SPH 

# OPINION

The petitioner in this case is the owner of a parcel of ground, .64 acres in size, situated in the northwest quadrant of the York Road and the Baltimore County Beltwa in the Ninth Election District of Baltimore County. The property was the subject of a petition, Case \$67-74-RXA, which was decided by the Board of Appeals on December 5 1967, which Order granted a reclassification from R-6 to an R-A zone and a special n for office use of the buildings on the subject property. There is presently or the property two older residences (approximately thirty-five to forty years old) which the riginally intended to convert to office uses, and the Board's Order restricted the ent of the property to remodeling of the existing structures for office use. and a placed on the special exception by the Board were as follow

- That there be no construction other than remodeling of the existing buildings for office use
- That the egress and ingress be as proposed on the Matz, Childs plat (Petitioner's Exhibit (1)
- That there will be adequate screening by dense planting on the north and west sides of the tract as shown on the soid plat
- That the variance from Section 217 of the Zoning Regulations shall be granted, as requested, and as shown on
- That the plat filed in this case as Petitioner's Exhibit #1 shall become a part of this Order, and any use of the property must be carried out as shown thereon, and
- That any building permit to be issued shall be subject to the approval of the site plan and other describ by the Department of Planning and Zoning for Battimore County and the State Road's Commission.

The petitioner now requests a modification of restrictions 1, 2 and 5, to allow the demolition of the existing frame buildings, and construct a modern three-story

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JAPES G. STRATAKIS, ET AL W/S of York Rd. 229' S of Brive

10-11-SPH

Co . 6 12 10 170

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IN THE PETITICIN FOR SPECIAL HEARING to approve modification of the restrictions of the Special Exception CIRCUIT COURT granted in Case 67-74-RXA W/S of York Road 229\* FOR S. Cavan Orivo, 9th District James G. Stratukis, et al Petitioners BALTIMORE COUNTY AT LAW David H. Hinkley, et al, Misc. Docket No. 9 4501

#### ORDER OF DISMISSAL

MR. CLERK

Please enter the appeal in the above-styled matter "DISMISSED WITH PREJUDICE", upon payment of open costs, by the Appellees

> Lewis L. Fleury, Attorney for Appellants Towson, Muryland 21204 825-9200

# MAIL CERTIFICATION

1 YEREBY CERTIFY, That on this Joseph day of December, 1970, a copy of the for going Order of Dismissal was forwarders by United States mail to Edith T. Eisenhart, Administrative Secretary, County Board of Appeals, County Office Building, 111 West Chesc peaks Avenue, Towson, Maryland, 21204 and to W. Lee Harrisian, Esquire, 306 West Josep Road, Towton, Natyland, Atterney for Appelleer.

Lewis L. Fleury, Attorney for Appellants

# James G. Stratakis, et al - #70-11-SPH

The patitioner testified that if the restrictions are modified as he requ he proposes to erect on the subject site a modern three-story cifice building with 17,000 building, as shown on Petitioner's Exhibit #1, will have a first floor 50 by 100 feet, with the second and third floors being 60 by 100 feet. The petitioner proposes to plant four

An engineer, testifying on behalf of the petitioner, stated that the existing buildings on the property, known us 1134 and 1138 York Road, do not meet the present essful, and that one of the houses is now rented to a fraternity and the other is rente

A realtor, testifying on behalf of the petitioner, stated that in his opinio the demolition of the existing forty year old frame structures and the construction of a

August J. Saccoccia, a traffic engineer, presented a comprehensive traffic study (Petitioner's Exhibit \*2) of the property, and stated that in his opinion the lifting of the restriction on the special exception would not create any traffic congestion

Eugene J. Clifford, Traffic Engineer for Baltimore County, stated that he had studied U-Turn movements on the Yark Road at Cavan Drive, north of the subject property, and is considering requesting the State Roads Commission prohibiting U-Turns at that intersection. On cross-examination, he stated that he felt that any increase in trip density caused by the construction of the office building would be insignificant.

George E. Gavrelis, Director of Planning for Baltimore County, testified that access to the property is difficult due to the fact that approximately one-half of the

#### Appealed 7/22/70

RE: PETITION FOR SPECIAL HEARING to approve modification of the restrictions of the Special Exce granted in Case #67-74-RXA W/S of York Rand 229' S. of Coven Drive, 9th District CIRCUIT COURT FOR James G. Stratakie, et al Patitioners Coning File 770-11-SPH BALTIMORE COUNTY AT LAW David H. Hinkley, et al, Misc. Docket No. 9 29 File No.\_\_\_ 4503

# CERTIFICATE OF NOTICE

Mr. Clerk

and to the provisions of Rule 1101–B (4) of the Maryland Rules of Pro William S. Buldwin, Walter A. Roller, Jr. and John A. Miller, constituting the County Brend of Appeals of Boltimere County, have given notice by mail of the filing of the App tative of every party to the proceeding before its namely, W. Lee ilarriese Esq., 306 West Joppa Road, Towson, Meryland 21204, Attorcay for the Patitioners, and Louis L. Floury, Eq., 305 West Chesapeake , rease, Toward, Maryland 21204, Attenney mile, a capy of which notice is attached hereto and proyed that it may be made a part thereof.

I hereby certify that a capy of the ofarrgoing Certificate of Notice has been mailed to W. Lee Harrison, Esq., 306 West Jappa Road, Townen, Maryland 21204, may for the Patitioners, and Lawis L. Flaury, Esq., 305 West Chaspooke Aver Maryland 21204, Atterney for the Protestants, on this 23rd day of July, 1970.

rontage of the property is on the Beltway ramp for York Road traffic southbound to

unty Beltway in a westerly direction. Mr. Saccoccio had testified that his

ted no traffic problem would be caused by the driveway entrance. Mr.

es to the west and north of the subject property. The impact of the heavy

Beltway and the York Road require that this property be given special treat-

The protestants, who reside generally to the northwest of the subject property

ale development, were primarily apposed to the modification of the restric-

any reclassification; hence, we do not feel that the lifting of the restriction

nent, and it is the feeling of the Board that the proposed building would indeed be a

tions in that they felt the proposed building would create a definite increase in traffic;

tterment rather than a detriment to the community.

Edith Y. Eisenhort, Adm. Seco

James G. Stratakis, et al - \$70-11-SPH

IN THE CIRCUIT COURT FOR BALTIMORE COUNTY

PETITION FOR SPECIAL HEARING to approve modification of the restrictions of the Special Exc granted in Case No. 67-74-RXA W/S of York Road 229\* S. of Cavan Drive, James G. Stratakis, et al,

# ORDER FOR APPEAL

MR. CLERK: Pursuant to Rule 82. of the Maryland Rules of Procedure, please enter a peal from the Order of the Board of Appeals of Baltinove County entered in the above nutter on June 26, 1970, on behalf of David H. Hinkley, Floradeane Stoner, Homer M. own and William F. Myers, Protestants.

MAIL CERTIFICATION

I HEREBY CERTIFY, That on this Manufacy of July, 1970, a copy of the afore istrative Secretary, County Board of Appeals, Count, Office Building, 111 West Chesapeake Avenue, Towson, Maryland 21204.

Jame: G. Stratakis, et al - \$70-11-SPH

outside dimension of the first floor shall not exceed 50 by 100 feet, nor the second and third floors outside dimension exceed 60 by 100 feet

- That the ingress and egress shall be subject to the approval of the State Roads Commission
- That the entire perimeter of the property shall be adequately screened by dense planting at least four (4) feet in height
- That the site plan filed in this case as Patitioner's Exhibit \*1 shall become a part of this Order, and the location of the building shall be as shown on the site plan, and the screening shall be as shown

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

COUNTY BOARD OF APPEALS

Villiam S. Boldwin, Chairm

# ORDER

For the reasons set forth in the aforegoing Opinion, it is this \_\_26th \_\_day of June, 1970, by the County Board of Appeals OR DERL D, that the restrictions previously placed on the special exception shall be modified as follows:

The office building to be constructed on the property shall be not more than three floors in height; the

02-01-71

Re: Petition for Special Hearing - : Modification of Restrictions of Special Exception Granted in Case No. 67-74-RXA . W/S York Road 229' S. Cavan : Drive, 9th District -James G. Stratakis, Matherine : Stratakis and Mary Antonakos. Petitioners

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Refore Zoning Commissioner

Baltimore County

No. 70-11-SPH

The petitioners have requested a modification of The pittioners have requested a modification of restrictions of a sperial exception granted by the Baltimore County Board of Appeals. A hearing was held by the Zoning Commission but after hearing all testimony it would appear that it would be better in this particular instance for the Baltimore County Buard of Appeals to modify or not modify its p.ior Order.

It is this day of August, 1969, by the Zoning Commissioner of Baltimore County, ORDERED that in view of the above the requested petition is denied.

Zoning Commissi

CHARLES E. BROOKS

LAW OFFICES W. LEE HARRINGS

- MR -7 '60

August 4, 1989



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

Re: Petition for Special Hearing W/S York Read 229' S. Cavan Drive, 9th District - James G. Stratakis, et al, Petitioners No. 70-11-SPH

Dear Mr. Rose:

Please note an appeal to the County Board of Appeals of Baltimore County from your Decision and Order dated August 1, 1969, denying the

I enclose herewith check in the amount of \$75,00 to cover the

Very truly yours,

b/enc.

CONSULTING ENGINEERS

DESCRIPTION 0.6442 ACRE PARCEL LOCATED ON WEST SIDE OF YORK ROAD AND SOUTH OF CAVAN DRIVE, NINTH

ELECTION DISTRICT, BALTIMORE COUNTY, MARYLAND.

MCA  $\square \bigcirc \triangleright$ 

ore Md 21204 Tel 301 823-0300

PROPOSED ZONING R-A
HILL SPECIAL EXCEPTION FOR OFFICE BUILDING
USE WITHOUT VARIANCES & BD. OF APPEALS RESTRICTIONS

Beginning for the same at a point on the west side of York Road 66 feet wide. S 32° 07' 13" E 229.00 feet, more or less, from the intersection of the West side of York Road extended and the south side of Cavan Drive extended, thence binding on the west side of York Road (1) S 32° 07' 13" E 121.94 :eet to the westernmost right of way line of Ramp "H", as shown on the Maryland State Poads Commission Plat No. 10576 thence binding on said westernmost right of way Ramp "H" the two following courses and es (2) S 01° 27' 47" W 89.43 feet, (3) S 46° 27' 17" W 25.14 feet thence leaving said right of way line (4) S 58° 09' 17" W 76.25 feet to easternmost outline of Lot No. 59 as shown on the Plat of Section "A" Towsonvale as recorded among the Land Records of Baltimore County in Plat Book G.L.B. 17, page 53, running thence and binding on Lots 59, 60 and part of 61 the two following courses and distances (3) N 31° 50' 43" U 75 00 feet, (6) N 32° 07' 13" W 126.07 feet thence leaving said line and binding on the division line of Lots Nos. 68 and 69 of the aforementioned Plat (7) N 57° 52' 47" E 149.99 feet to the place of beginning.

Containing 0.6422 acres of land

J.O. #66114



BALTIMORE COUNTY, MARYLAND

INTER-OFFICE CORRESPONDENCE

m Mr. John G. Rose, Zoning Commissioner Date July 3, 1969

FROM George E. Gavrelis, Director of Planning

SUBJECT Petition #70-11-SPH. Special Hearing to approve the modification of the restrictions of the Special Exception granted in Case No. 67-74-EXA. West side of York Road 229 feet South of Cavan Drive. James G. Stratakis, et al.

9th District

HEARING: Wednesday, July 16, 1969 (10:00 A.M.)

The staff of the Orlice of Planning and Zoning has reviewed the subject petition for modification of Special Excaption constraints. It is our understanding line those constraints limit the office use of the subject property to conversion of the present structures only for such purposes. The Planning staff believes that those constraints were wise in that access to this property is difficult and is impacted by its close proximity to the elitropy intercopage. Similarity, it believes that the proposed site plan is comprised of porting area and obtiding with no amenity features to provide some measure of compatibility with the adjoining residences. It was not to be suffered to the life of proposition of the contraction of population.

GEG+m

# BALTIMORE COUNTY ZONING ADVISORY COMMITTEE

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

MEMBERS BURLAC OF ENGINEE MING

BUT AU OF TRAFFIC ENGINEERING STATE BOXDS COMMISS

BUREAU OF PIRE PRI VENTION MEALTH IN PARTMENT PROTECT ELANNIS BUILDING DEPARTMEN ZONING AUMDISTRATE

DEVELOPMENT

RE: Type of Hearing: Modification of restrictions of the Special Exception granted in Case No. 673-403A Location: NS York Road, 229' S.E. of Cavan Drive 9th District Petitioner: James C. Strakis, et al Committee Meeting of June 3, 1969 Item 28)

June 10, 1969

Dear Sir:

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

buildings one a March for this review and impaction. The subject property is presently improved with two buildings one a March Frame dwelling; the other a 2% story frame of the subject of the west and north are improved with dwelling to 6 15 years of age, in good repair. The properties to the wast and the Baltimore Baltway and an on ramp to the Baltway west south for property to the cost is partially the west bound ramp of the Baltway at York Road and Adellings, 8 to 15 years of age, in good repair. York Road in this location and elong the ramp is improved with concrete cure and gutter.

# BUREAU OF ENGINEERING:

Highways:

York Road is a State Road, therefore, this site will be subject to State Roads Commission review and all street improvements and entrance locations on this road will be subject to State Roads Commission requirements.

### Storm Drains:

The Applicant must provide accessary drainage facilities (temporary or otherwise) to provent creating any nulsances or danges to adjacent properties, special concentration of surface waters. Correction of any problem which any result, due to improor grading or other drainage facilities, would be the full responsibility of the Applicant.

W. Lee Harrison, Esq., 306 W. Joppa Road Towson, Maryland 21204 Page 2 Item 283

June 10, 1969

Sediment Control:

Development of this property through stripping, grading, and stabilization could result in a sediment pollution problem, demaing private and public holdings downstream of the property. A grading permit is, twerefore, necessary for all grading, including the stripping of soil.

Grading studies and sediment control drawings will be necessary to be reviewed and approved prior to the issuance of any grading or building paraits.

Sanitary Sewers

Public sanitary sewerage is available to serve this property.

Public water supply is available to serve this property.

PROJECT PLANNING DIVISION:

This plan has been reviewed and there are no site planning factors BUREAU OF TRAFFIC ENGINEERING:

Review of the subject petition indicates no rezoning. Therefore, there should be no major increase in trip density.

BCARD OF EDUCATION:

No bearing on student population.

FIRE DEPARTMENT:

Petitioner shall be required to meet all fire Department regulations pertaining to office buildings when construction plans are submitted for approval.

Water: 150 feet.

BUILDING ENGINEER'S OFFICE:

Must meet all requirements of Baltimore County Building Code.

Public water and sewers are available to the site, therefore, no health problems are anticipated.

W. Lee Harrison, Esq., 306 W. Joppa Road Towson, Maryland 21204 Fage 3 Item 283

June 10. 1969

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STATE ROADS COMMISSION:

An inspection at the site revealed that the point of curvature of the ramp from York Road to the Baltimore Beltway is 65' \*, north of the point indicated on the plan. This places a portion of the proposed entrance on the ramp, To establish a commercial entrance on a ramp or the deceleration lane of a ramp would constitute a hazardous situation.

If the petitioned zoning is granted, the entrance would have to be located as far north as possible. The existing entrances would have to be closed with curb and gutter and standard side-walk sections. The right of way line of York Read and the Beltway or parking setback line would have to be

The plan must be revised to correctly indicate the Beltway ramp.

ZONING ADMINISTRATION DIVISION:

This petition is accepted for filing on the date of the enclosed filing certificate. Notice of the hearing date and time, which will be held rat less than 30, nor more than 90 days after the date on the filing certificate, will be formerded to you in the near future.

Very truly yours,

OLIVER L. MYZRS, Cha! rman

BUREAU OF TRAFFIC ENGINEER Baltimore County, Maruland Towson, Maryland, 21204

June 5, 1969

Mr. John G. Rose Attn: Oliver L. Myers

C. Richard Moore FROM:

CRH-nr

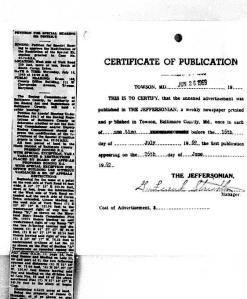
SUBJECT: Item 283 - ZAC - June 3, 1969 Property Owner: James G. Stratkis, et al York Road SE of Cavan Drive Lift restrictions on office building

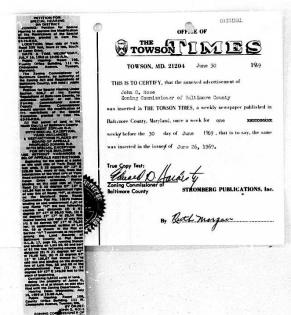
Review of the subject petition indicates no rezoning. Therefore, there should be no major increase in trip density.

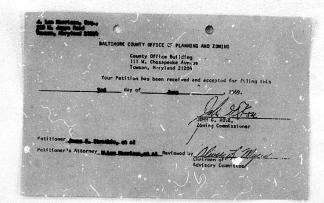
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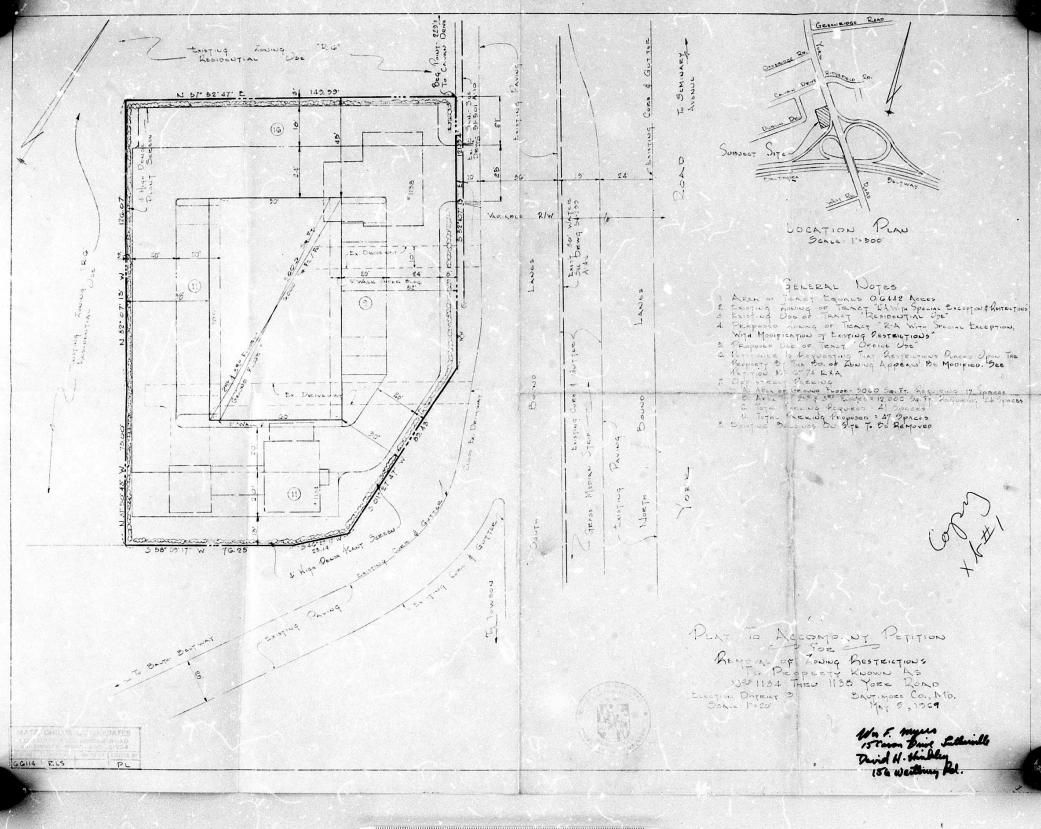


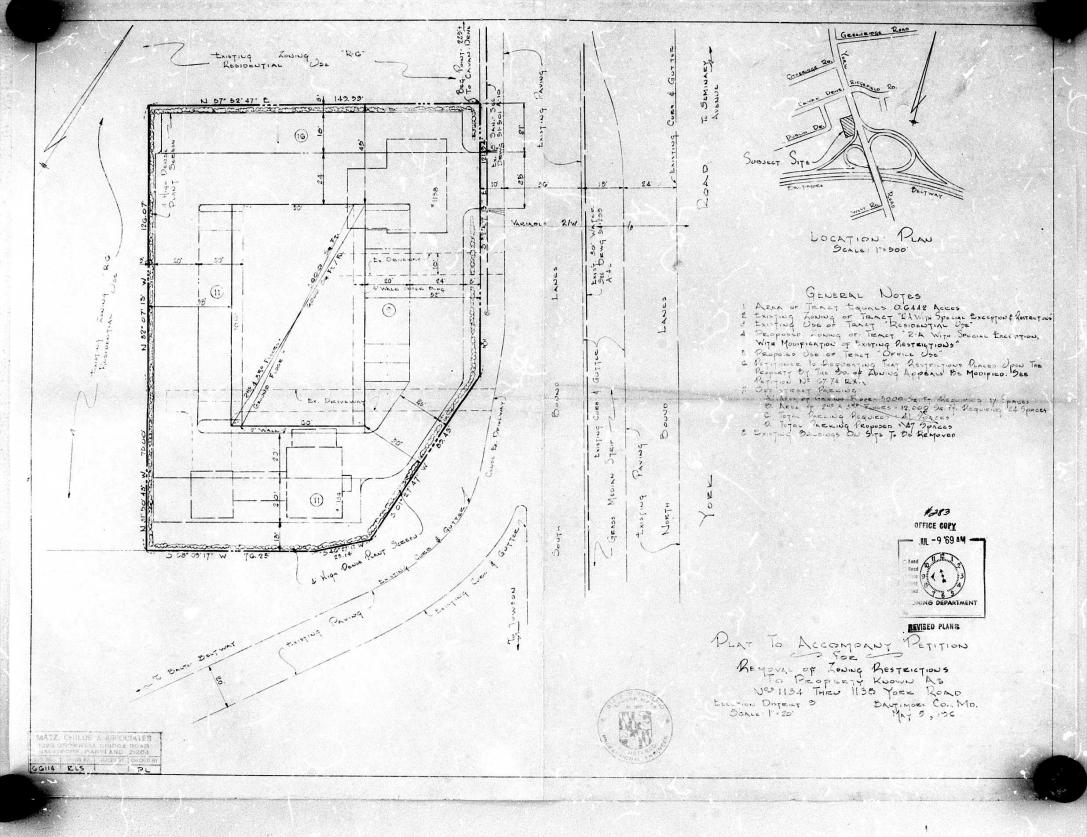


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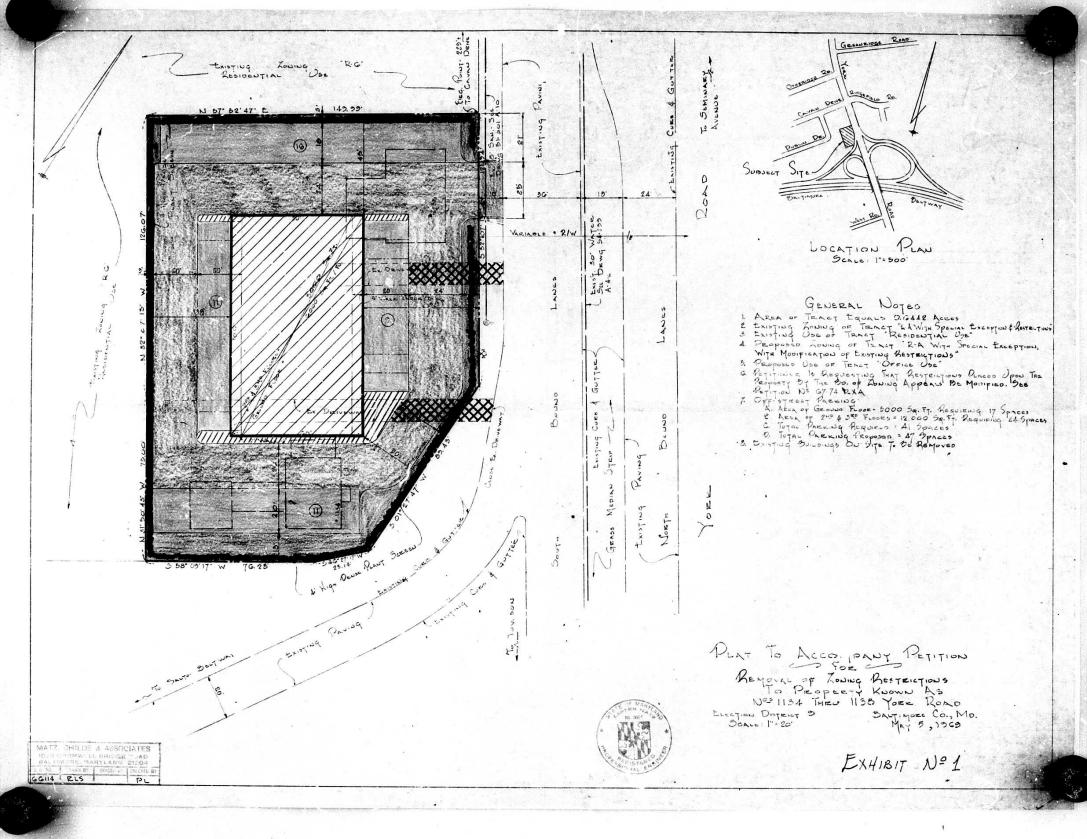
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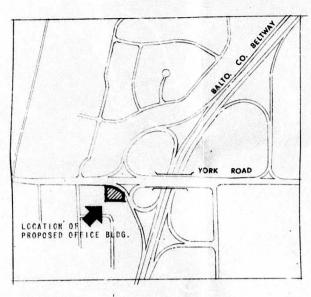
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VICINITY MAP scale 1" - 500'-0"

THE ARCHITECTURAL AFFILIATION

CHRIST BALTINGRE 201-823-7862 / 22 W. PENNSYLVANIA AVE 10WSON, MO 21204 WASHINGTON 202-337-4447

June 25, 1971

Mr. Joseph Nolan Department of Permits & Licenses Room 100 County Office Building Towson, Maryland 21204

Commercial Building Application #469-71 (29252) Office (The Beltway Building) W/S 1134-1138 York Road at Beltway District 9

Dear Mr. Nolan:

In accordance with Mr. George A. Reier's letter of June 23, 1971, 1 am enclosing eight (8) revised Site Plans for the above project, dated June 25, 1971. The following changes have been made:

- 1. Standard and mini parking spaces have been shown.
- 2. The driveway at the front of the building has been made one way.
- 3. Exterior lighting has been indicated by note.
- 4. The sign at the front of the property along York Road has been taken out of the right-of-way and its artificial illumination has been removed.
- Clarification of the method of handling storm water run-off from the site has been indicated by note.

ery truly yours,

THE ARCHITECTURAL AFFILIATION

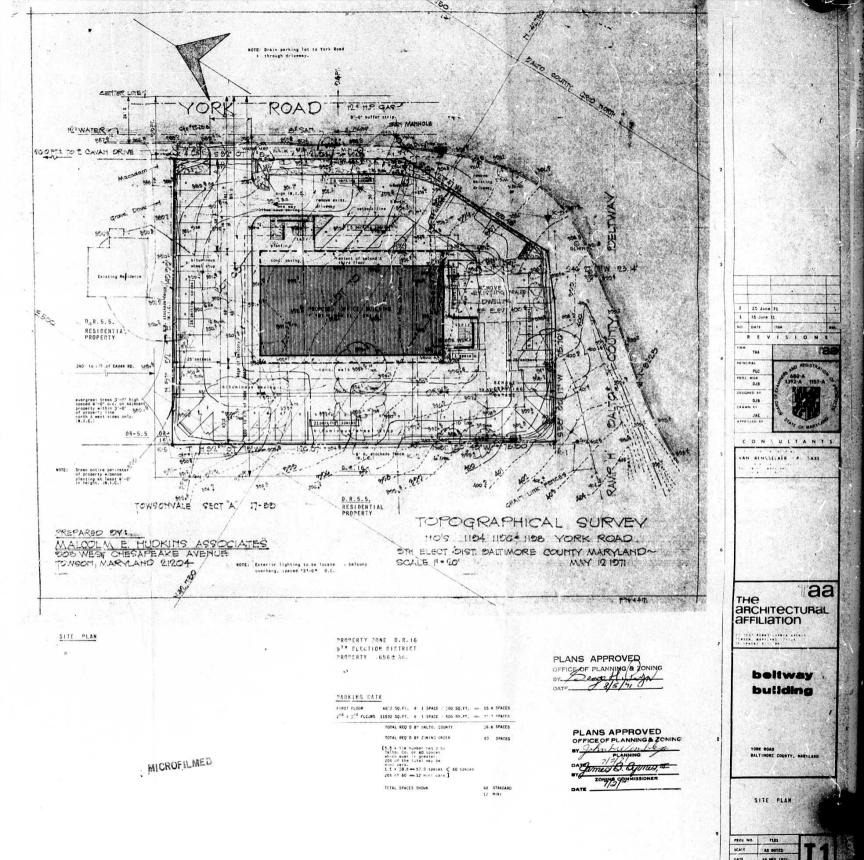
David J. Brotman

cc: Mr. Ramsey W. J. Flynn



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AUG 2 4 1971