PETITION FOR ZONING RE-CLASSIFICATION AND/OR SPECIAL EXCEPTION TO THE ZONING COMMISSIONER OF BALTIMORE COUNTY: I, or we, Rolling Road Associates / legal owner of the property situate in Baltimore MAP County and which is described in the description and plat attached hereto and made a part hereof, 2-8 County and which is described in the coefficient of the herein described property be re-classified pursuant we street with the control of the herein described property be re-classified pursuant we street with the control of the herein described property be re-classified pursuant with the control of the herein described property be re-classified. to the Zoning Law of Baltimore County, from an R40 and R6 RA zone, for the following reasons NW-3-9 NW-3-H

There was a mistake in the original coning and/or the character of the neighborhood has changed to such an extent that the reclassification requested is proper.

See attached description

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

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. osting, 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

James D. Nolan 823-7800 Petitioner's Attorney 204 W. Penna, Ave.

son, Md. 21204

ROLLING ROAD ASSOCIATES PARTNERSHIP By Sainuel Gorn Légal Owner Géneral Pe-ther Address Horizon House, 1101 N. Calvert St. 2 Baltimore, Md. 21201

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AKCH

RA

...., 196-69, that the subject matter of this petition be advertised, as of November required by the Zoning Law of Baltimore County, in two newspapers of general circulation throughcommissioner of Baltimore County in Hoom 106, County Office Building in Towson, Baltimore

16th day of February 19870 at 2:00 o'clock Edward D. Hardesty

3114/7

4 pages

DESCRIPTION R-40 to R-A

SOS W. CHESAPECHE AVE TOWECH, MD. 21204

Beginning for the same at a point distant the three following courses and distances from the intersection formed by the north side of Dogwood Rrad with the west side of Rolling Road viz:

Northerly 1180 feet more or less, NT5022'25" W 471.22 feet.
N86051'45" W 1050 feet more or less, N8051'45" W 1050 feet more or less, the common of the less of the thence S7; OE 310.2 feet thence or less thence northerly 910 the point of beginning.

Containing 79.77 scres of land more of less.

RE: PETITION FOR REGLASSIFICATION :
N/S of Dogwood Road, 1180 W of Rolling Road - 2nd District Rolling Road Associates Partnership -Petitioner NO. 70-155-R (Item No. 52)

... ... ...

R.A.

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DATE

#70-155R BEFORE THE MIPP NING COMMISSIONER 2 WESTER BALTIMORE COUNTY A PAR ... HW-3-6

1W-3-H ated on the This case involves a substantial tract of gound si north side of Dogwood Road, eleven hundred and eighty (1180') feet weat of Rolling Road. Part of the subject property is zoned R. 40, consisting of 79.77 acres, and the remaining portion is zoned R. 6, consisting of 24.73 acres. The Petitioner is seeking a Reclassification of the aforementioned parcels to

Plans call for the construction of fifteer hundred and seventy (1570) garden type apartment units with twenty-four hundred and sixty parking spaces. Extensive recreational facilities will also be provided. Seven (7) cres of ground will be given to the Board of Education for a future school

A land surveyor described the property as being gently rolling zountry side. He stated that water facilities are available and adequate at the present time, but that it will be necessary to reinforce the existing sewer line and to construct a pemping station

This tract of ground is situated in what could be described as a somewhat sparsely developed area so far as the west side of Rolling Road is concerned. However, on the other side of Rolling Road in a direction easterly to the Beitway is situated a vast complex of existing and proposed The Planning Foard has recently recommended the creation of more industrial zoning diagonally just across R. Ung Road from the subject premises. Between three (3) and four (4) thousand feet south will be the situs of one of the targest regional shopping centers of Baltimore County, which will lie between Rolling Road on the west and the Beltway on the east

Plans for construction of the proposed shopping center call for the extension of Security Boulevard westerly to Rolling Road

Just to the north of the Petitioner's property is the site of the proposed Rollingwood Junior High School. To the north of the high school gite is another tract zoned for apartments but not yet developed and just to the north of this is the proposed route of Windsor Boulevard. To the west of the subject property is the Western Area Park.

A public highway will be .equired to traverse this property in a generally north-southwest direction and will ultimately extend from Dogwood Road to the proposed Windsor Boulevard. Another public highway will be required to extend from Rolling Road along the northernmost property line of the Rolling Road school site and will intersect the aforementioned public road near the northernmost corner of this property. Rolling Road, an existing County road, will be improved in the future as a fifty (501) foot closed roadway section with flexible type pavement construction within a seventy

The Petitioner testified to the expansion of the Social Security complex, the planted extension of Security Boulevard, planted improvements to Rolling Road, the extension and reinforcement of utility lines as well as the various industrial changes and development in the general area. He also referred to the proposed shopping center referred to above. In short, the Petitioner is basing his case on the fact that these aforementioned industrial changes and Social Security expansion have resulted in a great demand and market for rental housing in this section of Baltimore County. He also refers to the change in living habits by many younger and older people who now prefer apartment living to individual home ownership. The Petitioner feels that the zoning map is in error because the County failed to foresee a need for rental housing in this section. He also argues that the numerous physical and zoning changes heretofore stated justify the Reclassification of the subject property to a R.A. Zone With these contentions, the Zoning Commissioner agrees. It might also be pointed out that this Petition complies

with the criteria estr. blished by the Office of Planning for the location of spart

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An interesting aspect about this case is that one would think that a zoning request of this magnitude would meet with adverse reaction from the neighborhood. However, the few people who attended the hearing, as well as the Emmarts Methodist Church, an adjoining property owner, urged that this Petition be granted because it will generally improve the area, particularly with respect to bringing in badly needed utilities

The Zoning Commissioner takes judicial notice of the fact that the Baltimore County Planning Board has designated approximately thirtyfive (35) acres of the subject property as R.A. on the new zoning map. However, one must bear in mind that this development will take at least ten (10) years to complete. It seems to the Zoning Commissioner that rather than give complete reliaf it is unreasonable to require the Petitioner to proceed on a piecemeal development basis. If he is going to retain an engineer, an archite. L. a landscaper, a land planner, etc., then the talents of these me tract and not just part of it. To do otherwise would be poor planning

For the aforegoing reasons, IT IS ORDERED by the Zoning Commissioner of Baltimore County this 21 day of January, 1971, that the herein described property or area should be and the same is hereby reclassified from R. 40 and R. 6 Zones to a R. A. Zone, from and after the date of this Order, subject to the approval of the site plan by the State Roads ssion, the Bureau of Public Services and the Office of Planning and

. 3 .

# BALLIMORE COUNTY, MARYLAND

INTER-OFFICE CORRESPONDENCE

TO Mr. Edward D. Hardesty, Zoning Commissioner Date February 13, 1970 FROM Mr. George E. Gavrelis, Director of Plenning

SUBJECT Patition 70-155-R. North side of Dogwood Road 1180 feet West of Rolling Road Patition for Reclassification from R-40 and R-6 to R.A. Rolling Road Associates

2nd District

Monday, February 16, 1970 (2:00 P.M.)

The staff of the Office of Plenging and Zoning has reviewed the subject petition for reck affection from R-40, 6 k.A. zoning. We voice our considered apposition to the requested reclassification. Sonitary sewage is not evaliable or programmed to serve the majority of this tract - that position which flows by gravity the state of the secondary, no additional study has to the requested recursivations.

In the Potperson American Potential Potent

For the reasons noted above, the Planning Board would not recommend any change in zoning potentials for the subject property in connection with new, comprehensive rezoning maps. Because of the absence of any programmed improvements in the area of schools, roads, or utilities, the Planning Board felt strength that the present

GEG:bm



823.3000 EXT. 387		UNTY, MATYLANI	, No. t	5251
		F FINANCE	DATE -	26, 197
	Division .; Colle COUR	ction and Receipts	BATTED A	
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CHRISTICATE OF POSTING

4 Site

Posted for Rolling Road A.		Date of Posting	FEB. 17 197
Posted for: CECHES AND AND	1. 1.001 N-10	A. N. S	
Petitioner: Kondens Kondens R. Location of property: A.A. D.C.K.	808242.6.8.16	WINENSMER	20/1111 71
Location of property: A.A. LECK.	009. A649	(// 86.//	16.2.2.26
Location of Signa: ( W/s of Retern	Pd George	e of Petwood !	1 3 W/S OF ROLLIN
1190 15 + - K CF Detert k	Doluned Dd	red Rd 1855-	4 cf 1014 walled
Pusted by Street Res		Date of return:	8 20-1970
Signature Signature		70	155-R

05-21-71

WS. N. MD. 21204

DESCRIPTION R-6 to R-A

Beginning for the same at a point distant northerly 1180 feet more or less from the intersection of the W side of Belling and the W. side of Belling has been seen as the side of Belling has been seen as the side of Belling has been seen as the side of 12 M 1900 eet more or less thence southerly to eet more or less thence southerly to eet for Side of the side of th

Containing 24.73 cores more or less.

BULLAU OF FIRE PREVENTION

September 19, 1969

James D. Nolan, Esq., 204 W. Pennsylvania Avenue Towson, Haryland 21204

RE: Type of Hearing: Reclassification from an Rd0 and Ro zone to an RA zone, and for Special Exception Research (English Rd, 1180\*) No. of Dopocod Rd. Petitioner: Rolling Read Associates/Pertnersh Committee Necting of September 9, 1967. 2nd District

The Zening Advisory Committee has reviewed the plans submittee with the above referenced printing and has made an on size field inspection of the property. The following comments are a result of this review and inspection.

The subject property is presently a vaxant, wooded area, which was formerly used to a form. At the present lifes, the surrounding partition for religious control of the surrounding partition for religious distribution for the second and falling fload are not improved as fa. as concrete cure and guiter are concerned.

### BUREAU OF ENGINEERING:

Since the subject property is "land locked", adequate eccess cannot be provided by the private entrances from Rolling Read. Therefore, the contraction of other public highesys traversing this property is required.

A public highesy state required to reverse this property in a percel by fightesy will be required to trieverse this property in a percel by morth-south direction and will 'difficult by extend from Deponde Boat to proposed Windows Doulevard. This road will be improved as a 50-foot closed roudeny section with Health type payment constructed within 670-foot right-ef-may. The horizontal signment shall good of 150 causes and the property of the public beautiful control of 150 causes and the property of the shall be not more than 300 feet from the golf course property, within the limits of this site.

September 19, 1969

#### Highways:

Another public roodway is required to extend from Rolling Bood, along the northernwai property line of the Board of Education school site and subject property, and will intersect the above required public rood near the northernwait corner of this property. This read will be improved as a 40-four closed readway section with flexible pavement constructed within a 60-foot right-of-way. Every infort should be made to coordinate the construction of this road between the developer of this site, the Board of Education and the developers of the adjacent race of land previously reclassified to a R.A. zone. It is the intention of this office that the right-of-way dedication will be divided yould be between the adjoining properties. Estimate in the state of the second of the second control of

Rolling Road is an existing County road which will be improved Rolling Hood is an existing county read matter mile in the future as a 50-feet closed roadway section with ilexible type pavement constructed within a 70-feet right-of-way. Highway improvements on a partial roadway section will be required in connection with development of the subject property.

The entrance locations are subject to approval by the Department of Traffic Engineering and shall be constructed in accordance with Baltimore County standards.

The subject plan should be revised prior to setting the zoolog bearing date to indicate the aforementioned highway tepp-acquents. The pititioner's engineer age contact the developer's Berigh Approvident of the Bureau of Engineering for any further infernation is regard to the proposed highway inprovements.

The Applicant must provide measury distinguished facilities (temporary or otherwise) to prevent creating any mishance or damages to adjacent properties, especially by the concentration of surface where, Correction of any problem shich may resure, the temporary grading or other drainings facilities, would be the rull responsibility of the Applicant.

A drainage study will be required in connection with the subsequent development of this property.

James D. Nolan, Esq., 204 W. Pennsylvonia Avenue Towson, haryland 21204 Item 52 Page 3

#### Sediment Control:

Development of this property through stripping, grading, and stabilization could result in a sediment pollution problem, demaining private and public holdings domestram of the property. A grading peralt is, therefore, nocessary for all grading, including the stripping of top soil.

September 19, 1969

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

Public sinitary sewerage is not available to serve this property atthis tion; and since this property is situated within the Patepace
River Valley drainage area, it is inderline when public sanitary
sewers would become available. However, the Bureau of Engineering
it currently negotiating a counted with occasuation compliser to
obtain a sury of the Boad Run drainage area sewage facilities to
determine the feesibility of adding sewan flows from a portion of
determine the feesibility of adding sewan flows from a portion of
completed and a formal report is received and approved, we are unable
to determine when sanitary sewers can be constructed to serve the
subject property.

Fublic sater supply will be available to serve this property when the proposed 2 -inch saver men 1 - constructed in Rolling hood from Creaty Road to . sirbrock Road. The proposed water min is shown on Baltimore County Bureau of ingineering drawings #85-120 to 123 inclusive, and early construction is anticipated. Construction of the proposed 20-inch water rain will permit supplying the subject property with water from the Catenaville 4th instruction.

#### BUREAU OF TRAFFIC ENGINEERING:

The subject site as presently zoned will generate approximately 4400 trips per erro. As RA, the subject site will generate approximately 11,500 trips per day. This type of trip density commot be bandled by the existing Bolling and Deguoes Reads.

James D. Holan, Esq., 204 W. Pennsylvania Avenue Towson, Maryland 21204 Item 52 Page 4

#### BOARD OF EDUCATION:

The area as presently zoned could yield approximately 107 students, while a rezening to apartments could range from 28% to 1308 students, depending on the types of units constructed. The student for Raw staken from a Warch 1968 study of the experiment of the state for the state of the state

#### MEALTH DEPARTMENT:

Public water and sewers are proposed.

Switch a Peol Comments: Prior to approval of a public pool on this site, two complete sets of plans and specifications of the pool and buthboure must be scholitted to the Baltimore County Department of Health for review and approval.

Air Pollotten Comments: The building or buildings on this site any be subject to respiration and compliance with the keryland Sites Nea'th Air Pollution Control Regulations. Additional information may be obtained from the Division of Air Pollution, Ealtiever County Experiment of He.ith.

### FIRE DEPARTMENT:

Owner shall be required to comply with will fire Department requirements in accordance with Life Safety code, 1967 colition, Chapter 11, when construction plans and submitted for approval.

### PROJECT PLANNING DIVISION:

This plan should be revised to indicate the proposed Fubic Roads that are planned to serve this property. The petitioners engineer should contact this Office for the necessary information.

### ZONING ADMINISTRATION DIVISION:

This office is withbolding a hearing date until such time as reviewd plans are received in conformance with the above common, by the several different agencies, natally the bureau of Engineering and the Office of Planning, and Project Planning Division.

James D. Kolan, Esq., 204 W. Pennsylvania Ave Towson, Haryland 2:204 Item 52 Page 5

September 16, 1969

Very truly yours,

OL . VER L. HYERS . Chairman



### CERTIFICATE OF PUBLICATION

TOWSON, MD. February 12 , 1970

THIS IS TO CERTIFY, that the annexed advertisement was mublished in THE JEFFERSONIAN, a weekly newspaper printed

19.20 ...

T. JEFFERSONIAN

by the north sale of Dog-

# CERTIFICATE OF PUBLICATION

TOWSON, MD., 3772 - 22. 1972.

THIS IS TO CERTIFY, that the annexed advertisement was published in THE JEFFERSONIAN, a weekly newspaper [ rinted and published in Towson, Baltimore County, 3id., once in each of one time soccessive weeks before the 16th day of \_\_\_\_\_\_February \_\_\_, 19\_70\_, the first publication appearing on the 29th day of January 19.70..

THE JEFFERSONIAN,

AND AND ASSESSMENT OF THE PARTY	
NORTHWEST STA	Ú
LEGALS	i
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The annue Commissioner of Bast Custs, by suffactory of it. Seeks see Inspalsions of Bullinears Count feel a public bearing: Present Zonings R4 and R4 Present Zonings R4. All that parcel of land in the a Justical of Bullinear County	
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feet more or less thome Blair de nare or less theme Milk 2012 27 "hence due north 40 feet more or thome Mil 2"E 400 feet more or thome File fo'E 294.22 feet then' with 70 feet more or 1 as to the or hences.	
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Shore Stability and first more or in Since methodly \$10 feet more or in in the point of beginning. Continuing 19.37 acres of land more less.	
Being the property of Bolling Boad Ass claim Partnership, as shown a plat pl	

# CERTIFICATE OF PUBLICATION

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Pikesville, Md. rel.i2 , 1971

THIS IS TO CERTIFY,	that the annexe	d advertise-
ment was published i	n THE NORTHWEST	STAR, a
weekly newspaper pri	nted and publis	hed in Pikes-
ville, Baltimore Cou	nty, Maryland,	once in each
of one time	before the	5th
day of	Marci.	, 19 <sup>70</sup>
the first publication	n appearing on	the 12th

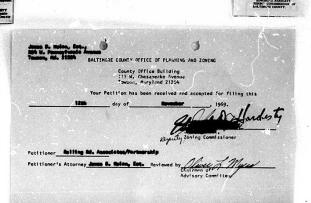
THE NORTHWEST STAR

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Janagar	4-ng	ic Lane	dau

Cost of Advertisement, \$\_\_\_\_

TELEPHONI E23-3000 EXT. 387	BAL	TIMORE COUNTY, MARYLAN OFFICE OF FINANCE Division of Oslitetion and Receipts COURT HOUSE TOWSON, MARYLAND 21204	No. 69333 DAYENSON 16, 1970
TO 110 110 110 110 110 110 110 110 110 11	Hog Sand Assertates I. R. Calvert Street *Assert, At. 21332 Account MI -622	Service Service.  OFFICIAL ALONG PERPORATION, NID ALEY THIS FORT	WITH YOUR REMITTANCE
-40	Advertiginged protts 870-155-4		<b>~</b>
6044	A		

MINORIANI, MAKE CHECKS PAYABLE TO BALTIMORE COUNTY, MARYLAND
MAIL TO DIVISION OF COLLECTION & RECEIPTS, COURT HOUSE, TOWSON, MARYLAND 21204



05-21-



