### +73-160RX PETITION FOR ZONING RE-CLASSIFICATION AND/OR SPECIAL EXCEPTION

TO THE ZONING COMMISSIONER OF BALTIMORE COUNTY

(a) Error in original zoning, as exemplified by

---Georgie L. Hampshire

Access we.Paul.K. Hampshire. Legal owner 5. of the property situate in Baltis ore MAP County and which is described in the description and plat attached hereto and made a part hereof, # 9 hereby petition (1) that the zoning status of the herein described property be re-class uant Sē.c. J · C to the Zoning Law of Baltimere County, from an R-10 NE-IOA

...zone; for the following reason: R-A

Change in the neighborhood since the adoption of the 9th Electronic Land U.c. Map.

See attached description

and (2) for a Special Exception, under the said Zoning Law and Zoning Regulations of Baltimore County, to use the herein de cribed property, for Elevator Apartments.

Property is to be posted and advertised as prescribed by Zoning Regulations Li 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 Baltis ore

ajohn Armiger-200 Padonia Road, East Cockeysyille, Maryland 21030

Jenifer Blag, Towson 14 \*\* ORDERED By The Zoning Commissioner of Baltimore County, this....

NW-10A

RA-X

. 196 x70 that the subject matter of this petition be coming by the Zoning Law of Baltimory 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 Towner, Baltimore

BALTIMORE COUNTY, MARYLAND

INTER-OFFICE CORRESPONDENCE

Date Descenber 10, 1969.... TO Mr. Oliver L. Mysts ..... FROM Ian Porrest

SUBJECT Item 109 - Zoning Advisory Committee Meeting, December 9, 1969

Health Department Communits:

109. Property Owner: Paul K. Hospablice, et ux contain: w/s of Chesapeake Ave., 620' No. of Dixie Dr. District: 9th Present Zoning: 8-10 R-1G Rec'l. to RA, S.E. for elevator apts. Proposed Zoning: No. Acres: 4.7 ±

Public water is available to the site. Public sener is proposed. The present \*\*ewage disposal system consists of a cesspool which is uncovered. This cosspool ma\*\* be covered insediately and \*\*ekfilled before any further construction takes place.

Air Pollution Comments: The building or buildings on this site may be subject to registration and compliance with Maryland State Health Air Pollution Control Regulations. Additional information say be obtained from the Division of Air Pollution, Baltimore County Department of Health.

Section of Recreational Services

IF/ca

RE: PETITION FOR RECLASSIFICATION from an R-10 zone to an R-A zone and SPECIAL EXCEPTION for COUNTY ROADD OF APPEAUS and SPECIAL EXCEPTION for Elevator Apartments S/S Chasopeake Avenue 620' W. of Dixie Drive 9th District OF BALTIMORE COUNTY Paul K. Hamoshire, et al. No. 70-160-8X . . . . . . . . . . . .

ORDER OF DISMISSAL

Petition of Paul K. Hampshire, et al., for reclassification from an R-10 zone to an R-A zone and a special exception for Elevator Apartments on property located on the south side of Chesapeoka Avenue 620 feat wast of Dixie Drive, in the Ninth Election District of Baltimore County

WHEREAS, the Board of Appeals is in receipt of an Order of Dismissal of Appeal filed March 27 . 1972 and a certified copy of same filed April 13, 1972 (copies of which are attached hereto and made a part hereof) from the attarney representing the ers-appellants in the above entitled matter: and

WHEREAS, the said attorney for the said petitioners-appellants requests that the appeal filed on behalf of said appellants be dismissed and withdrawn as of March 27. 1972: and

WHEREAS, counsel for the protestants have received due notice nereof. day of May, 1972, that said IT IS HEREBY ORDERED, this appeal be and the same is hereby DISMISSED.

COUNTY BOARD OF APPEALS

Ried 3.27-72 12 NOON

RE: PETITION FOR BEFORE THE Reclassification from R-10 to R-A, with Special Exception for Elevator BOARD OF APPEALS Apartments S/S Chesapeake Avenue 520' W. of Dixic Drive-OF SALTIMORE COUNTY 9th District Paul K. Hampshire, et al. No. 70-160-R3

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MR. CLERK:

Please dismiss the within Appeal without prejudice.

John Warfield Armiger

. . . . . . .

Attorney for Petitioners-Appellants 200 Padonia Road East Cockeysville, Maryland 21030 666-0440

PETITION for Reclassification from R-10 to R-A, with Special Exception for Elevator Apartments S/S Chesapeake Avenue, 620 22 W of Dixle Drive- 3th District ZONING COMMISSIONE Paul K. Hampshire, et al-

. . . . . . . . . . . . . . .

ORDER OF APPEAL

MR. CLERK:

Please enter an Appeal, on behalf of the Petitioners, to the County

Board of Appeals in the above-captioned case.

20 Cemma John Warfield Armiger Attorney for Petitioners 200 Padonia Road East Cockeysville, Maryland 21030 666-0440

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OF

ALTIMORE COUNTY

70-160-RX

I MEREBY CERTIFY THAT a copy of the foregoing Order of Appeal

was mailed on June 9, 1970 to the following: John T. Welsh, Esquire, Jenifer Building, 44 West Chesapeake Avenue, Towson, idaryland 21204-Harvey C. Jones, II, Esquire, 417 Alabama Road, Towson, Maryland 21204; itarvey C. Jones, II. Lsquire, 417 Alabama Road, Towson, Maryland 21204; Richard C. Murray, Esquire, Loyola Federal "allding, 22 W. et Pennsylvania Avenue Towson, Maryland 21204; Kobert A. DiCicco, Esquire, 26 West Pennsylvania Avenue, Towson, Maryland 21204; C. Eugene Schmidt Esquire, 303 Alabama Road, Towson, Maryland 21204; and Mr. Eugene L. Kibbe, Jr., 312 Alabama Road, Towson, Maryland 21204.

John Warfield A nige

MEMORANDUM TO ACCOMPANY ZONING PETITION

Pursuant to the previsions of Bill No 72 (1969) of the County Council of Baltimore County, the following reasons are assigned in support of the said petition

The sair property is abutted or its eastern boundary by the Mt. Moriah Lodge (Masonic Order) property, which has just been granted Special Exception for a community hall. Directly across Chesapeake Avenue, the YMCA, operating under a previously granted Special Exception, has erected a complex of buildings for institutional use. These two Special Exceptions, (one utilized and the other about to be utilized), have radically changed the character of the immediate neighborhood,

The subject property, because of its extr.me grades (see topo could be only developed in its present zoning category by extremely costly grading and other expensive work. Thus utilized, (if one did not regard cost), the property would yield 20 single family dwelling units with consequent burdensome traffic discharge into Chesapeake Avenue. Under the petition submitted, 18 apartment dwelling units are contemplated under a nium plan. Historically, taese units would be occupied by retired couples or executives whose children are beyond school age.

The use as proposed offers an excellent transitional buffer use of the property between the better type residences in Southland Hills, the for garden apartments on Chesapeake Avenue and Charles Street (Versailles Apartments). Additionally, the use here contemplated fits in nicely with the proposed R. A. E-1 zone concept proposed by the Planning Office and provides in abundance the open space so necessary for acceptable

> John W. Arm nev for Petitioners

GEOR WILLIAM STEPHENS, JR. & SSOCIATES, INC. ENGINEERS P.O. BOX 6828, TOWSON, MD. 21204 \$-70-160 EX

Description to Accompany Zoning Petition Reclassification from R-10 to R-A with Special Exception for Hi-Rise Apartments 509 W. Chesapeake Avenue

Beginging for the same at a point which is northeasterly 620 feet more or less measured from the intersection formed by the centerline of Chesapeake Avenue and the centerline of Dixie Drive, said point being on or near the center of Chesapeake Avenue at the end of the fourth line of that parcel of land described in a deed dated June 5, 1943 from Nellie L. Gessford, Executrix to Gaviord R. Auer, et ux and recorded among the Land Records of Baltimore County in Liber R.J.S. 1239, Folio 253, running thence binding reversely on the fourth through the first lines of said deed and binding in the bed of Chesapeake Avenue the four following courses wiz: (1) North 19° 30' East 317 feet, (2) North 39' East 61.83 feet, (3) North 70° East 50 feet, and (4) North 72° 45' East 168 feet to the beginning of the first parcel of land as described in a deed dated June 5, 194° om Nellie L. Gessford, unmarried to Gaylord R. Auer, et ux and recorded among the Land Records of Baltimore County in Liber R.J.S. 1289. Folio 255, running thence binding on the first through the third lines of said last mentioned deed and binding in the bed of Chesapeaks Avenue the 3 following courses da: (5) No th 74° 45' East 100 feet, (6) North 81° 45' East 65 feet, and (7) South 84° East 77 feet, running thence binding on the fourth and lifth lines of the second mentioned deed the 2 following courses, viz: (8) South 20° West 558 feet, and (?) along a curve to the right with a radius of 52 seet for 77 feet running thence (10) North 72° 15' West binding for part of the distance on all of the sixth line of said

last mentioned deed and binding for the remainder on all of the third line of the second

Description to Accompany Zoning Petition Reclassification from R-10 to R-A with Special Exception for Hi-Rise Apartments 509 W. Chesapeake Avenue

November 17, 1969

nave at of land described in the second mentioned deed, in all 357 feet to the

Containing 4.7 Acres of land mure or less



JUL 10 1972

# BUREAU OF ELGINEERING

Zoning Plat - Comments

109. Property Owner: Paul K. Hampshire, et ux (1969 -1970) Location: M/S of Chesapeake Ave., 620\* N. of Dixie Dr.

District: 9th
Present Zoning: R-10
Proposed Zoning: Accl. to RA, S.E. for elevator apts.
No. Acres: 4.7

### Highways:

Chesareake Avenue is an existing County road, functioning as a one-way (southwesterly) street along the Frontage of this property, which will be improved as a him-foot closed dection on a To-foot right-of-way. Himboay might-of-way widening and highway imprevements will be required in conjunction with any subsequent grading or building pormat applications.

### Sed ment Control:

invelopment of this property through stripping, grading and stabilization cold result in a sediment pollution problem, damaging private and public holdings downstream of the property. A remaine permit is, therefore, necessary for all grading, including the stripp of top soil.

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

The Applicant must provide necessary drainage facilities (temporary or remember) to prevent creating any minimizes or damages to adjacent properties, especially by the concentration of surface waters. Correction of any problem which any result, due to improve grading or other drainage facilities, would be the full responsibility of the Applicant.

### Waters

Public uster supply, although not seed table to serve this suppress, could be used exacilable to perform of a Dulle vester main to an allower the fortheap of twic property. The laweloper and/or his engineer shall sated their nata and computations, including arrange and peak document, flowering requirements, promotic pressure, losses, calculations, computations for determining pipe sizes and other data, in conjunction with any subsequent practice or billion; permit applications.

It appears that a public water main may be required to be constructed from the existing 12-inch water main in Charuno Street Avenue at Cheappeak Avenue to the existing 6-inch water main in Cheappeak avenue (Funding 25-218,  $\pm 4,\pm 0$ ).

### BALTIMORE COUNTY, MARYLAND

### INTER-OFFICE CORRESPONDENCE

TO Mr. Edward D. Hardesty, Zoning Commissioner Date February 13, 1970

FROMMr. George E. Gavrelis, Director of Planning

SUBJECT 2011tion 770-160-RX. South side of Clesapeake Avenue 626 feet west of Dixie Drive. Reclassification from R-10 to R.A. Special Exception for Elevator nents. Paul K. Hampshire, Petitioner

9th District

HEARING: Thursday, February 19, 1970 (2:50 P.M.)

The staff of the Office of Planning and Zoning has reviewed the subject petition for reclassification from R-10 to R.A. zoning together with a Special Exception

In making its recommendations for comprehensively rezoning this portion of the County, the Planning Board has chosen not it recommend any change in zoning or dentities here. The Planning Board did shoos to recommend extension of apartment zoning wasterly to the easterly edge of the Y.M.C.A. hack and sought to use the "Y" or a stopping point for intensive residential or office use. With regard to the subject property. the Board felt that establishing apartment zoning here would create potentials for this tract which were not in harmony with "tops of immediately adjacent tracts. It was sween, of the actisence of both the "Y" ond, in the future, the Masonia Temple. It recognized that both were exceed by Special Exception: which could be granted only on the basis of no adverse effect on adjoining properties. If their to additional transition was needed for the since intensity wasges which might occur in the To-son area be yord trust previously mentioned.

GEG:bms



erty Owner: \_ ul K. Hampshire ux

The Developer and/or his engineer is advised to refer to the Baltimore City Bureau of Water Supply for review and comment in regard to adequacy of water supply and pressure for the proposed high rise sparkents and fire protection requirements.

Public sanitary sewerage, although not available to serve this property, can be made available by constructing a public sanitary sewer extending from the existing 10-inch sanitary sewer at thesapasks Avenue and Dixie Drive (Draving 55-03), A-10).

N-NW and O-NE Key Sheets 37 & 38 NE 1 and 37 & 38 NW 1 Position Sheet NE 10A and NW 10 A Topo 70 Tax

## BALTIMORE COUNTY ZONING ADVISORY COMMITTEE

December 16, 1969

ete SLIVER L. MYFRS

MEMPERS BUREAU OF

DEPARTMENT OF TRAFFIC ENGINEERING STATE BONDS COMMO

SURFAU OF FIRE PARVENTION REALTH DEPARTMENT PROJECT PLANNING BUILDIN DEPARTMEN BOARD OF SECURATION ZON'TG ADMINISTRAT

STRUSTRIAL DEVELOPMENT

John W. Armiger, Esq., 200 Padonia Road, East Cockeysville, Maryland 21030

RE: Type of Hearing: Reclassification from an R-10 zone to an R-A zone Location: W/S of Chesapeake Ave., 620 No. of Dixis Dr. Petiti nor: Paul Hampshire, et ux Committee Meeting of December 2, 1969 8th District

The Zoning Advisory Committee has reviewed the plans submitted with the above 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 targe shalling which is to be rared at the time of the terms of the term

### BOARD OF EDUCATION:

Would have no great affect on student population since but 18 units are proposed.

BUILDING ENGINEERS' OFFICE:

No comment until plans are submitted.

### DEPARTMENT OF TRAFFIC ENGINEERING:

As presently zoned, the subject site could generate 200 rips per day. However, as RA it would generate 600 trips

John W. Armiger, Esq., 200 Padonia Road, East Cockeysville, Maryland 21030 Item 109 Page 2 \*(see below for Project Planning Division)

December 16, 1969

## DEPARTMENT OF TRAFFIC ENGINEERING: (Continued)

per day. The proposed access to the subject site usus an existing 20 foot right of way. This is not satisfactory since it could create some problems of rights of way for vehicles internally, in the future.

Public water is available to the site. Public sever is proposed. The present sewage disposal system consists of a cesspool which is uncovered. This cesspool sust be covered immediately and backfilled before ony further construction takes place.

Air Pollution Comments: The building or buildings on this site may be subject to registration and compliance with Kuryland State Health Air Pollution Control Regulations. Additional information may be obtained from the Division of Air Pollution, Daltimore County Espartment of Health.

### FIRE DEPARTMENT:

OLH: JD

Owner shall be required to comply with all Fire Department requirements a accordance with Life Srfety Code, 1967 edition, Chapter #11, "Residential ccupancies" when construction plans are submitted for approval.

# ZONING ADMINISTRATION DIVISION:

This office is withholding a hearing date until such time as the Bureau of Engineering's coments are complied with as well as Project Planning's. The Zoning Administration Division requests that the petitioner add the following information to his revised site plan.

- Height and dimensions of building.
   Proper fansity calculations.
   Heans of properly providing sewerage and water to the property.

Very truly yours,

OLIVER L. .YERS, Chairman

Enc

\*\*Project Planning Division: The site plans must be revised to show the following a) The density calculations b) Height of Building c) Buffing C Buffing Dirensions d) Clarification of the 20 foot avenue

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Baltimore County, Maryland, once a week for

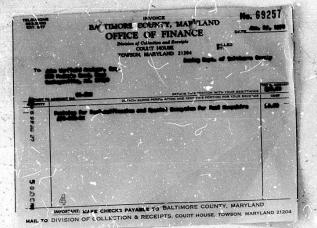
was inserted in the issue of Jamary 29, 1970.

STROMBERG PUBLICATIONS Inc





CERTIFICATE OF PUBLICATION TOWSON, MD. January 29 19.70 THIS IS TO CERTIFY, that the annexed advertisement was published in THE JEFFERSONIAN, a weekly newspaper printed and published in Towson, Baitimore County, Md., once in each of one time saccessor weeks before the 19th appearing on the 29th day of January THE JEFFERSONIAN, Cost of Advertisement \$



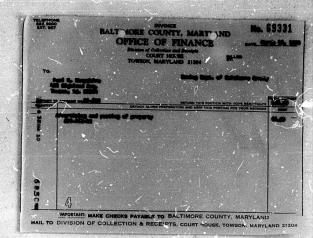
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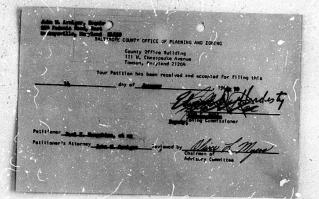
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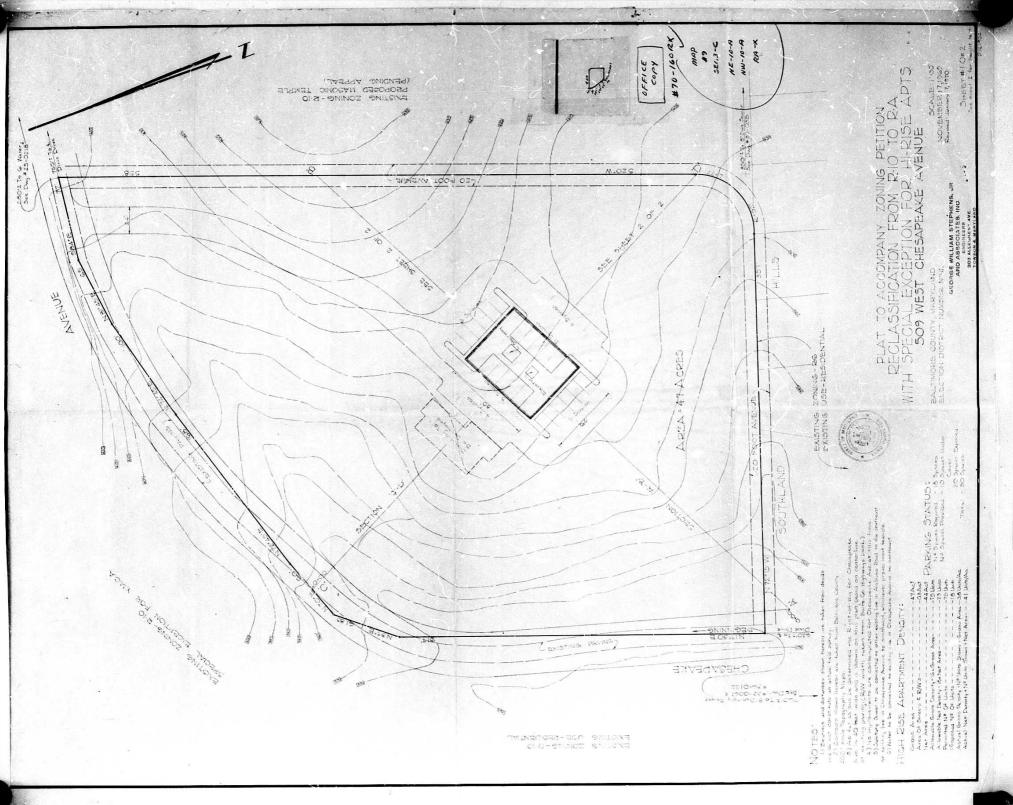
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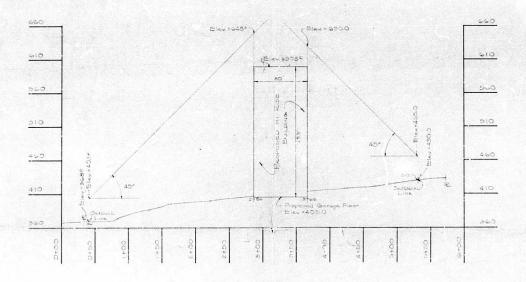
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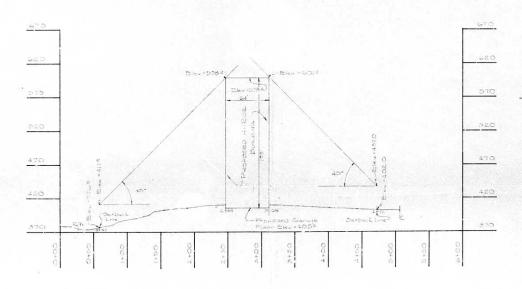
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REVISES PLANS



OFFICE CUPY

HEIGHT TENT PLAN for proposed hi-rise apartments

509 WEST CHESAPEAKE AVENUE

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Sec. 2 74 ...

PEORGE WILLIAM STEPHENS, JR AND ASSOCIATES INC ENGINEES 303 ALECHESS AVE 1999UN 4 MARTIARD



