PETITION FOR ZONING RE-CLASSIFICATION 171-137R AND OR SPECIAL EXCEPTION

TO THE ZONING COMMISSIONER OF BALTIMORE COUNTY

Albert Kermisch ___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, 2-4 hereby petition (1) that the zoning status of the herein described property be re-classified. zone to an

to the Zoning Law of Baltimore County, from an R 10 PREA ___zone; for the following reasons NW-7-1

1. Error in original zoning 2. Genuine change in condition in neighborhood

BR

PROFINED F

200

6/24/71

See attached description

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

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

L or we, agree to pay expenses of above re-classification and/or Special Exc. pilon 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

Albert ermisch Legal Owner Address 8517 Glenn Michael Lane Ra. dallstow 1. Maryland 21133

Lee Theres Attorney

Fred Malding Protestant's Storney Address 306.W. Joppa Boad Towson, Maryland 21204 823-1200

ORDERED By The Zoning Commissioner of Baltimore county, this 1st

, 1960_, that the subject matter of this petition be advertised, as required by the Zoning Law of Baltimore County, in two newspapers of general circulation throughout Baltis are County, that property be posted, and that the public hearing be had before the Zoning 22nd day of October 196×70 at 2:00 o'clock

Thracel D. Hardes to Zoning Commissioner of Baltimore County.

RE: RECLASSIFICATION FROM R-10 to B-R, LIBERTY ROAD NEAR CHAPMAI: ROAD, 2ND ELECTION DISTRICT PETITIONER: ALBERT KERMISCH

BEFORE THE *7' ZONING COMMISSIONED

BALTIMORE COUNTY

MEMORANDUM

Now comes Albert Keemisch, Logal Owner of the above captioned property, by W. Lee Harrison, his attorney, and in accordance with Bill 72, Section 22, 22(b) states that the reclassification requested should be granted and for reasons says:

- 1. Numerous reclassifications have taken place in the immediate neighborhood.
- a. Case No. 64046 SE/C Liberty Road and Green Lane.

Special Exception for Office Building. Granted 2/17/64

h. Case No. 66-217-R - SW/C of Liberty Road and Green Lane. Reclassif, cation from R-A and R-6 to B-L. Granted 4/4/66

c. Case No. 66-230-Y - SW/S Liberty Road, 870' NW of Chapman Road, Special Exception for Contractor's Equipment Storage

d. Case No. 68-37-1: - Beg. 383' from SW/S or Liverty Road, 1780' NW of Chapman Road. Reclassification from R-A and R-10 to B-1 Granted 8/17/67

e. Case No. 68-44-R - S/S Liberty Road, 60" Sr of Chanman Road, Reclassification from R-6 and R-10 to B-R. Granted 8/22/67

2. And for such other and further reasons as may be shown at the time of hearing hereon.

> 306 W. Joppa Road Towson, Maryland 21204 823-1200 Attorney for Petitioner

BALTIMORE COUNTY ZONING ADVISORY COMMITTEE

May 11, 1970

RE: Type of Hearing: Reclassification from an RIU zone to am BR zone Location: 55% "M of Int. Chapman and Liberty Roods Petitioner: Albert Kermisch Zone Die Heeling of April 14, 1970 2nd Olive Heeling of April 14, 1970 Item 256

OLIVER | UVERS

DEPARTMENT OF TATE BOXDS CLOSE

BUSINESS. Protect of Cash

BUILDING BUTTERS EGARD OF ED-CATIO ZONING ADMINISTRAT

W. Lee Harrison, Esq. 206 W. Joppa Road

Towson, Maryland 21204

0

The Zoning Advisory Committee has reviewed the plans submitted with the above referenced partition 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 an unimproved tract of land, with the property to the north improved with deal of the subject of land, with the property to the north improved with deal of the land properties to the east makes and south. Liberty subject to the land of the present time.

BUREAU OF ENGINEERING:

The following comments are furnished in regard to the plat submitted to this office for review by the 'oning Advisory Committee in connection with the subject item.

Liberty Read is a State road; therefore, all street improvements, entrance locations, desirang requirements and utility construction within the State road right-of-way cross under the jurisdiction of the Maryland State Roads. Commission and will be subject to the standards, specifications and enproval of that agency.

W. Lee Harrison, Esq. 206 W. Joppa Road Towson, Maryland 21204 Item 228

Chapman Road is an existing 18-foot wide macadem road proposed for improvement as a 40-foot closed roadmay within a 60-foot right-of way. Highway right-of-way widening and improvements would be required with any subsequent grading or building permit applications.

Wilbur Avenue may be terminated at the property line as indicated

The status of the "20-foot road - Use 'n Common" extending into the site from Chapman Road must be clarified. Any access to Chapman Road must be approved by the Department of Traffic Engineering and the

No provisions for accumendating storm water or distance have been indicated on the subject plant however, storm drain facilities and easements will be required in connection with the proposed development of this property.

The petitioner must provide necessary draining farilities (temports are personnel) to prevent creating any mustadness or dameror to adjacent properties, especially by the concentration of surface waters. Correction of any problem which may result, due to improper gradies or improper installation of draining facilities, would be the full responsibility of the petitioner.

Development of this property through stripping, gooding and stabilization could result in a sediment pollution problem, damaging private and public holdings domestream of the property. A g.adino permit is, therefore, necessary for all grading, including the stripping of top soil.

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

Water:

Public water supply is available to serve this property.

W. Lee Harrison, Esq. 206 W. Joppa Road Towson, Maryland 21204 Item 228

Re: Petition for Reclassification

Albert Kermisch

From R-10 Zone to B=R Zone Property Beg. 554' S/W of Int. of Liberty and Chapman Roads, 2nd District

Order of Dismissal

the petition is hereby DISMISSED without prejudice

As the matter in the above captioned case is now moot

Zoning Commissioner

Zoning Commissioner

No. 71-137-R

May 12, 1970

Sanitary Sewer:

Fullic sanitary sewer is not presently available in the Patasses Hiver drainage area, the natural drainage area in which this proposed River drainage area, the natural drainage area in which this present and the state of the subject plan. The private nempto station must be constructed on site in ac ordance with Department of Health regulations and requirements, and will not be per-aitted to be constructed within any drainage utility easement or flood plain reservation.

PROJECT PLANNING DIVISION:

This office has reviewed the subject site plan and offers the

The property proposed for zoning is physically oriented to Chapman Road which is not equipped to handle commercial traffic.

DEPARTMENT OF TRAFFIC ENGINEERING:

The subject petition is requesting a change of 6.3 acr s from RIO to BR.

This should increase the trip density fro. 220 trips to 4700 trips. This additional increase in trip density can be expected to create capacity problems, since Liberty Road presently exists as a 2 lame road and there is a great deal of commercial land along Liberty Road w.r.ch is undeveloped.

BUILDING ENGINEER'S OFFICE:

Petitioner to comply with all applicable requirements for Baltimore County Building Tode Rules and Regulation, when plans are submitted. See also Parking Section 409,10.b

Owner shall be required to comply to all applicable requirements Owner shall be required to comply to all appropriate of the 101 Life Safety Code, 1967 edition, and the Fire F Code when construction plans are submitted for approval.

W. Lee Harrison, Esq. Towson, Maryland 21204 Item 228

Hay 12, 1970

BOARD OF EDUCATION:

Would not increase student population.

Public water and sewers available. Proposed ejector must be sed with auxiliary pump and emergency power.

Food Service Comment: If a food service is planner complete plans and specifications must be submitted to the Division of food Control, Baltimore County Department of Health for review and

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

STATE ROADS COMMISSION:

The lancs of monumental entrances must have a maximum width of 24° . The medians must have a minimum length of 120° from the proposed curb line.

There is poor stooping sight distance at the westerly entrance due to an over vertical curve [Mill] to the east. To establish an entrance to a large traffic generator at this location would create a traffic hazard. A single monumental entrance as proposed at the east procept. Hine should be sufficient to serve the size, therefore, the westerly entrance should be eliminated.

Access to Liberty Road will be subject to State Roads Commission approval and permit.

ZONING ADMINISTRATION DIVISION:

The petitioner will be required to supply revessed plans to this office prior to the hearing date being assigned indicating W. Lee Harrison, Esq. Towson, Marylenu 21204 *tem 228

May 12, 1370

ZOHING ADMINISTRATION DIVISION: (Continued)

1. The topo 540 as indicated near the proposed I. The topo 540 as indicated near the proposed ejector station must be changed to indicate 580. The entrences as shown along Liberty Road do not meet State Roads Commission Stendar's. (see commen.s by State Roads in the foregoing).

2. The dimensions of the front piece which is a portion of this petition must be indicated.

Very truly yours,

OLIVER L. MYERS, Chairman

OLM:JD

Enc.

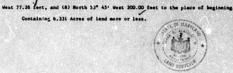
	titement, posting of property, and public hearing on the above petition
it appearing that by reason	ı of
	· · · · · · · · · · · · · · · · · · ·
	·····
the above Reclassification	should be had; and it further appearing that by reason of
	
•	
a Special Exception for a	should be gr
IT IS ORDERED by th	e Zoning Commissioner of Baltimore County this
day of	196, that the herein described property or area should b
the same is hereby reclassif	ned; from aned to a
zone, and/or a Special Exce	ption for ashould be and the sa
granted, from and after th	e date of this order.
3.3.	
tolonil.	Zoning Commissioner of Baltimore Cou
347	
Pursuant to the adver	tisement, posting of property and public hearing on the above pe
and it appearing that by re	ason of
	
	A
the above re-classification s	should NOT BE HAD, and/or the Special Except. a should NO
GRANTED.	
	e Zoning Commissioner of Baltimore County, this
ol	, 196, that the above re-classification be and the same is h
DENIED and that the above	e described property or area be and the same is hereby continued a
to remain a	zone; and/or the Special Exception for
	be and the same is hereby DE?

GRINGE W'LLIAM STEPHERS, JR. AND ASSOCIATES, INC.
MICHERS
P. O. MOX 9 1628, TOMSON, NO. 21204

WESTERN

AREA Seginning for the same in the center of Chapman Road, 30 feet poing 354 feet more or less measured southwesterly along the center line of NW-7-J man Road from the intersection of the center line of said Road with the meterly side of Liberty Road, 66 feet wide, running thence from said place of beginning the eight following courses and distances, vist (1) South 36-154 West 163.08 feet, binding on the center line of Chapman Road, thence leaving un Road, (2) South 53° 45' East 360.00 feet, (3) South 36° 15' Papt 120.00 V feet, (4) South 53° 45' East 566.35 feet, (5) North 42° 08' East 371.54 feet to point on the outline of a parcel of land heretofory somed MR, thence binding for a part of said land (6) North 34° 27' West 724.32 feet, (7) South 36° 15'

Containing 6.331 Acres of land more or less.



BALTIMORE COUNTY, MARYLAND

INTER-OFFICE CORRESPONDENCE

TO Edward Sardesty Date April 24, 1970 FROM Ellsworth N. Diver, P.B.

Item 228 (1969-1970)
Property Owner: Albor Kerwisch
Syh's No of Int. Chapman and ilberty Roads
District: 2nd
Present Zoning: R-IO
Proposed Zoning: Relaxification to ER
Mo. Acres: 6,511 acres 6

The following comments are furnished in regard to the plat submitted to this office for revie. by the Zoning Advisory Committeein connection with the subject item.

General:

DATE 3 & 70 OFFICE OF PLANNING & ZONING

Liberty Road is a State Road. Therefore, all street improvements, entrance locations, drainage requirements and utility construction within the State Road Fight-of-way come under the jurisdiction of the Maryland State Roads Commission and will be subject to the standards, specifications and approval of that agency.

Chapman Road is an existing 18-foot wide macadam road precosed for improvement as a bio-foot closed roadway within a 60-foot right-of-way, Highway right-of-way widening and improvements would be required with any subsequent grading or building permit applications.

Wilbur Avenue may be terminated at the property line as indicated

The status of the "20-foot road - Use In Common" extending into the site from Chapman Road must be clarified. Any access to Chapman Road must be approved by the Dapartment of Traffic Engineering and the Office of Planning.

No provisions for .cccamedating storm water or drainage have been indicated on the subject plan; however, storm drain facilities and easemouts will be required in connection with the proposed development of this projectly.

Item 228 (1969-1990) Property Owner: Albert Kermiuch Page 2 Abril 2h, 1970

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

Dear Mr. Herrison

ce: Fred. E. Waldrop, Esq., Loyola Federal Building Towson, Maryland 21204

Re: Petition for Reclassification from R-16 to B-R Zone

I have today dismissed the petition, in

Zoning Commissioner

No. 71-137-R

Very truly yours

frem R. 19 to B.-R Zone 554' S/W of Int. of Liberty and Chapman Roads, 2nd Dist., Alber' Kermisch, Petitioner

Storm Drains: (Cont'd)

The patitioner must provide necessary drainage iscilities (temporary or parament) be prompted to relating any mulasness or damages to adjacent properties, expectably the provides of the patition of any problem which may remail, due to improper grading or improper installation of drainage facilities, would be the full responsibility of the patitions.

Development of this property 'brough stripping, graving and stabilization could result in a sediment collution problem, desaging private and public holdings downstream of the property. A grading permit is, therefore, mecessary for all grading, including the stripping of top soil.

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

Waters

Public water supply is available to serve this property.

Sanitary Sewer:

Public sanitary sever is not presently available in the Patapsec River desinage area, the neural desinare area in which tide property Ries. It will be possible to reach the Scotts Level Drainage Area by constructing a private sewage pumping station as indicated on the subject plan. The private paraging station can be constructed onist in accordance with private pumping station until be constructed onist in accordance with the private pumping station until no constructed within any of mage and utility seasons or filed plain constructed within any of mage and utility seasons or filed plain

ELISWORTH N. DIVER, P.E. Chief, Bureau of Engineering

END: MAM: REC: as

P-SW Key Sheet 27 NW 36 Position Sheet NW 7 I & 7 J Tepo

BALTIMORE COUNTY, MARYLAND

DEPARTMENT OF TRAFFIC ENGINEER
JEFFERSON BUILDING
TOWSON, MARYLAND 21204 INTER-OFFICE CORRESPONDENCE

Hr. Edward D. Haidesty Attn: Oliver L. Hyers FROM: C. Richard Moore SUBJECT:

Item 228 - ZAC - April 14, 1970 Property Uwner: Albert Kermisch Chapman Road & Liberty Road Reclassification to BR

The subject petition is requesting a change of 6.3 acres from RIO

This should increase the trip density from 220 trips to 4700 trips. This additional increase in trip density can be expected to create capacity problems, since Liberty Noad presently exists as a 2 lane road and there is a great deal of commercial land along Liberty Moad which is undeveloped.

Date April 17, 1970

CRM: nr

BALTIMORE COUNTY, MARYLAND

NTER-OFFICE CORRESPONDENCE

Mr. Edward D. Harrlesty TO Zoning Commission ar

FROM Richard B. Williams
Project Planning Division SURJECT Zoning Advisory Agenda Item. 228

April 14, 1970 Albert Kermisch 554' SW of Int. Chapman and

This Office has reviewed the subject sits plan and offers the following

The property proposed for zoning is physically oriented to Chapman Road which is not equipped to handle Commercial Traffic.

BALTIMORE COUNTY, MARYLAND

INTER-OFFICE CORRESPONDENCE

TO M. . . L. typro, Zaning Date .. April 16, 1970

FROM Byersty Seed, Plans Seview

Petitioner to comply with all applicable requirements for Baltimore Building Code Rules an. Regulations when plans are submitted. See, alt; Parking Section 409.10.h

Everell & Rud

Rimch

BALTIMORE COUNTY, MARYLAND

INTER-OFFICE CORRESPONDENCE

TO Mr. Edward D. Hardesty, Zoning Commissioner Date April 21, 1970

SUBJECT Property Owner Albert Kermisch

Location: 554 Sw of Int. Chapman and Liberty Roads

Zoning Agenia April 14, 1970

Owner shall be required to comply to all applicable requirements of the 101 Life Safety Code, 1967 edition, and the Fire Prevention Code when construction plans are succeived for approval.

Inspector T. E. K-11;

oc: Mr. M. J. Hanna III

BALTIMORE COUNTY BOM OF EDUCATION

ZONING ADVISORY COMMITTEE MEETING OF April 14, 1970

Petitioner: ALBERT KERMISH Location: CHAPMAN & LIBERTY ROS

District. 2

Present Zoning: Ric Proposed Zoning: 13/2

No. of Acres: (. 33

Comments: Would NOT INCREASE STUDENT POPULATION

BALTIMORE COUNTY, MARYLAND

INTER-OFFICE CORRESPONDENCE

Date April 20, 1970 TO Mr. Oliver Myers

FROM Ish J. Forrest

SUBJECT Item 228 - Zoning Advisory Committee Meeting, April 14, 1970

228. Froperty Owner: Albert Kernisch
Froperty Owner: Albert Kernisch
Froewent Zoning: R-10
Proposed Zoning: Recla-sification to BE
District: 2nd
No. Acres: 6.331 acres _

Public water and sewers available. Proposed ejector must be equipped with auxililary pump and emergency power.

Pood Service Comments: If a food service is planned complete plans and specifications must be submitted to the Division of Food Control, Bultimore County Department of Health for review and approval.

Air Pollution Communt: The building or buildings on this site may be subject to registration and compliance with the savijand State Health Air Pollution Control Regulations. Additional inforation may be obtained from the Division of Air Pollution, Baltimore County Pepartment of Fraith.

Vater and Sewer Section BUREAU OF ENVIRONMENTAL HEALTH

STATE OF MARYLAND STATE ROADS COMMISSION BALTIMORE. MD 21201

April 22, 1970

Mr. Edward A. Hardesty Zonin: Commissioner County Office Bldg. Towson, Maryland 21204 Att: Mr. O. L. Myers

Rai Gening Advisory Lomm,
Meeting April 14, 1972
Gumer: Albert Kermisch
Location: 554' 34 of Int., -hapman
and theety Monds (Ruse 26)
Present Zening! Railo
Proposed Coning! Reclassification to BR
2nd Visorics.

Dear Mr. Hardesty:

al.

The lanes of monument entrances must have a maximum width of 241. The medians must have a minimum length of 1201 from the proposed.

There is poor stopping sight distance at the westerly entrance due to an over vertical curve (hill) to the east. To establish an entrance to a large traffic generator at this location would create a treffic hazard. A single mounemental entrance as proposed 21 the east property line should be sufficient to serve the site, therefore, the westerly entrance should be climinated.

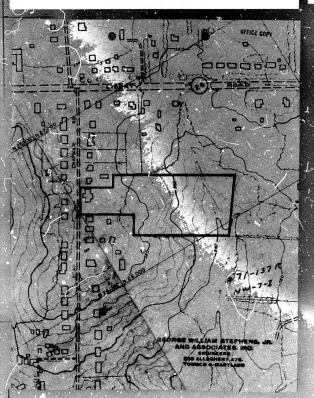
Access to Liberty Road will be subject to "tate "oads Commission approval and pero"t.

Very truly yours.

Charles Lee, Chief Development Engineering action

bys John E. Meyers Asst, development Engineer

CL: JEM: bi



CERTIFICATE OF PUBLICATION

TOWSON MD. October 1 19.40 THE JEFFERSONIAN, a weekly newspaper printed appearing on the ... lat ... day of ... October ...

THE JEFFERSONIAN,

OFFICE OF S COMMUNITUTIMES

RANDALLSTOWN, MD. 21133 October 5 - 19 70

THIS IS TO CERTIFY, that the annexed advertisement of Education D. Hardesty Zoning Commissioner of Baltimore County

was inserted in THE COMMUNITY TIMES, a weekly newspaper published

in Baltimore County, Maryland, once a week for one xoucceoux

weeks before the 5th day of Got. 1970 that is to say, the same was inserted in the issue of October 1, 1970.

STROMBERG PUBLICATIONS, Inc.

By Roth mayan

15160

71-137-R

CERTIFICATE OF POSTING PARTMENT OF BALTIMORE COUNTY

Posted for RECHASSIFICATION FROM R-10 TO B. R. Petitioner: ALBERT KERMISCH Location of property 554 FT. SW. RF INTERSECTION OF CHAPMAN & LIBERTY Re

Leation of Signe \$5 OF CHAPHAURA SSHEET - W. OF LIBERTY Rd.

Posted by Charles M. Med Date at return OCT 8-1970

TELEPHONE 494-2413	BALTIMORE COUNTY, MARYLAND	75392 w. 17. 19
	Receive Desides COURT HOUSE TOWSON, MARYLAND 21204	
To:	Jack Sobel Joning Dopt, or Belt/more County 3005 Cruen Ave. Baltimore, Nr. 21223	
DEPOSIT TO A	COUNT NO. 01-622 RETURN THIS PORTION WITH YOUR REMITTANCE	\$24.35
QUANTITY	DETACH ALONG PERFORATION AND KEEP THIS PORTION FOR YOUR RECORDS	COST
- 1	Advantising and posting of property 871-137-2	24.66

MAIL TO OFFICE OF FINANCE, REVENUE DIVISION
COURTHOUSE, TOWSON, MARYLAND 21204

Item 228 Group 29

BALTIMORE COUNTY OFFICE OF PLANNING AND ZONING

M. Lee Harrison, Esq. 206 W. Joppe Road Towson, Maryland 21204

D

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

Your Petition has been received and accepted for filing this

Echant D. Saidesty

Estate D. Hardesty

Zoning Coomissioner

Petitioner Albert Kermisch
Petitioner's Attorney W.Lee Harrison

Chairman of the Advisory Committee

TELEPHONE

BALTIMORE COUNTY, MARYE ND
OFFICE OF FINANCE

No. 73888

Recome Division COURT HOUSE TOWSON, MARYLAND 21204

LED

Zoning Sept. of Baltimere County

u. Lee Harrison, Esq. 306 W. Joppa Rd. Torson, Nd. 21204

CONTROL OF COUNTY COUNT

MAIL TO OFFICE OF FINANCE, REVENUE DIVISION COURTHOUSE, TOWSON, MARYLAND 21204

TELEPHONE 494-2413 BALTIMORE COUNTY, MARYLAND No. 75391 OFFICE OF FINANCE DATE NOV. 17, 1970 COURT HOUSE TOWSON, MARYLAND 21204 To: Kermisch's 8517 Glenn Michael Lane Randallstown, Md. 21133 Zoning Dept. of Beltimore County OUNTITY O ACCOUNT NO. 01-622 RETURN THIS PORTION WITH YOUR REMITTANCE DEVACH ALONG PERFORATION AND REEP THIS PORTION FOR YOUR RECORDS \$24.85 Advertising and posting of property #71-137-2 24.89 384.03 IMPORTANT: MAKE CHECKS PAYABLE TO BALTIMORE COUNTY, MARYLAND MAIL TO OFFICE OF FINANCE, REVENUE DIVISION COURTHOUSE, TOWSON WITH

