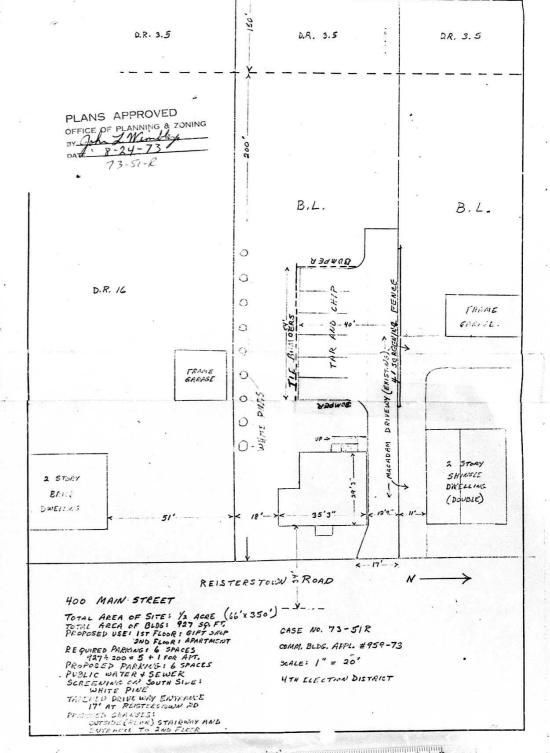
×73-51-R

Commercial Bufiding Application #959-73 Gift Shop W/S Reisterstown Road 982' North of Woodley Avenue District 4

For: The Ladies Four 400 Main Street Reisterstown, Md.

The Attached site plan includes the changes requested by the Office of Planning and the State Highway Administration, as follows:

- 1. Zoning line (as shown) front 200 ft zoned BL (73-51R), balance R3.5
- 2. Parking area has been enlarged to allow turning room
- Screening (white pines) has been provided on south side of property. North side is a common Hacadam driveway with property on North.
- 4. Parking area surface will be tar and chip!
- 5. Formit number 50563 has been granted for razing garage.
- 6. Tapered section has been added to driveway at entrance.





PETITION FOR ZONING RE-C' ASSI-ICATION AND/OR SPECIAL EXCEPTION

TO THE ZONING COMMISSIONER OF BALTIMORE COUNTY:

L Navae Seran Fuss Beach 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 an. / D.R. 16 & D.R. 3-5 zone to an
B - L zone; for the following reasons: To make possible the
use of said property for purpose of operating a retail store, from
which gifts, nevelties and antiques may be sold.

See attached description

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

Property is to be posted and advertised as prescribed by Zoning Regulations I or we agree to pay expenses of above re-cl post 1, etc., upon filing of this petition, and further agree to and are to be bound by the zoning

re County adopted pursuant to the Zoning Law for Baltimor

Warsh t Durch

Cockeysmill Rd., Address Relaterstown, Nd. 21136

Ini de Hensea

::3

Serat Funs Feech Legal Owner

James A. Gede

Mills. Meryland 21117 356-4870

ner of "alt more County, this 17th day

..., 197 .2 that the subject matter of this petition be advertis. as required by the Zoning Law of Baltimore County, in two newspapers of general circulation throughout Baltimore County, that property be posted, and that the public bearing be had before the Zot Combinioner of Baltimore County in Room 106. County Office Building in Towans. Raltin of Baltimore County in Room 106, County Office Building in Towson, Baltimore 1972 at 10:00 o'clock

MEMORANDUM: REGARDING REASONS FOR ZONING RE-CLASSIFICATION

PETITIONER: Legal Owner of Property, SARAH PUSS BEACH.

ATTORNEY FOR PETITIONER: James A. Gede

to # B - L Zone, for the following ressons:

property.

Address: Cockeysmill Road, Reisterstown, Md. 21136

Address: 11000 Heisterstown Road, Owings Mills, Md. 21117 Telephone: 356-4871

Petitioner has requested that the zoning status of the property

described in the attached Plat and Description be re-classified.

pursuant to the Zoning Lew of Beltimore County, from an D.R. 16 & D.R. 3.5

To make possible the use of said property for purpose of operating

That in pursuance to the edoption of the Land Use Map for Baltimore

a retell store, from which gifts, novelties and antiques may be sold.

County, properties adjoining and adjacent to the subject property were

re-classified for commercial use, or were contained in their classifi-

The maps would be in error, since they have, in effect, spot-zoned the subject property and are depriving the owner of the proper use of

the subject proporty, unless it is re-classified for commercial use.

cation as commercial use properties, leaving the subject property

"sendwiched" between seid commercial properties as a residential

DE. DETITION FOR RECLASSIFI-W/S of Reisterstown Road opposite NC. 73-51-R (Item No. 42)

*** *** ***

BEFORE THE DEPUTY ZONING COMMISSIONER

> OF

: BALTIMORE COUNTY

This Petition represents a request for a Reclassification from a D. R. 3.5 Zone and a D.R.16 Zone to a B.L. Zone. The parcel consists of one half (1/2) of an acre of land and is located on the west side of Reisterstown Road, opposite Glyndon Drive in the Fourth District of Baltimore County.

The Petitioner, Sarah F. Beach, testified that she had purchased the property with the intention of converting the two (2) story frame dwelling, that presently exists on the site, to ar antique and gift shop. The property is assessed commercially, and tax bills reviewed by Mrs. Beach prior to the purchase, led her to believe that the property was commercially zoned.

Mr. Frederick P. Klaus, a real estate appraisor and consultant, also testified in hehalf of the Petitioner. His testimony was, in essence, as follows. Glyndon Drive forms a tee intersection with Reisterstown Road al most directly across from the Petitioner's property. The center line of this road also serves as the division line for the B. L. and D. R. 16 Zones on the site side of Reisterstown Road. The extension of this zone line, across Reisterstown Road, was arbitrarily placed on the northern boundary line of the Petitioner's property leaving the subject property - directly opposite the busy intersection of Glyndon Drive - in a residential classification. The land uses along this side of Reisterstown Road, for some distance to the north and south, are basically one (1) and two (2) story frame, shingle, and brick dwellings. Some have been converted to apartment, office, and commercial use. There are no physical features or other differences that could

. 1 .

ingically cause the location of the residential - commercial zone line to be located on the north side of the subject property.

Mr. Klas felt that, in view of these facts, the placing of the Petitioner's property in a residential classification must be considered arbitrary, capstatement and assessment

All utilities are available, and the site can be improved so as to meet all design requirements requested by the Zoning Advisory Committee

OPINION

After .eviewing the above testimony, it is the opinion of the Deputy Zoning Commissioner that the Petitioner has proven error and that the commarcial sone line should be relocated to the south side of the Petitioner's

The property lies in the path of Glyndon Drive at its intersection with Reisterstown Road, and is exposed to the light, noise, and congestion that accompanies such an intersection more so than any of the other properties in the vicinity. Since there are no other characteristics that would determine the location of the residential - commercial zone line along this strip of like ents, it seems logical and reasonable to conclude that a portion of the subject property fronting Reisterstown Road, should have been placed in

The depth of commercial zoning should not exceed two bundred (200) feet from the center line of Reisterstown Road. However, upon submission and approval of a functional site plan for parking on the D. P 3. 5 portion of the Petitioner's property, a use permit for parking in a residential zone will be granted without the necessity of another public hearing. The parking plan must, however, meet all requirements of Section 493, 4 and must be approved by the agencies named in the following Order.

Therefore, IT IS ORDERED by the Deputy Zoning Commissioner of Baltimore County, this 2974 day of December, 1972, that the portion of the herein described property or area presently zoned D. R. 16 should be and the same is hereby Reclassified to a B. L. Zone, subject to approved plans by the Department of Public Works, State Highway Administration, Department of Traffic Engineering and the Office of Planning and Zoning. A use permit for parking on the residentially zoned D. R. 3, 5 land, as conditioned in the above opinion is hereby Granted

Further the above Rec'assification for that portion of the herein described property or area that is presently zoned P. . . . 5 is hereby Denied and the same is hereby continued as and to remain a D. R. 3.5 Zone

Denuty Zoning Commissioner of

. JOSEPH D. THOMPSON, P. E. AL. ..

CIVIL ENGINEERS & LAND SURVEYORS

IOI SHELL BUILDING . 200 BAST IOPPA ROAD TOWSON, MARYLAND 21204 . VAlley 5-8820

DESCRIPTION OF A 0.50 ACRE PARCEL 400 REISTERSTOWN ROAD

BEGINNING for the same at a point on the west side of Reisterstown Road at the distance of 26 feet, more or less, measured southerly along the west side of Reisterstown Road from the centurline of Glyndon Drivy, if said centerline was extended westerly to intersect the west side of Reisterstown Road said point being the beginning point of a tract of Lind conveyed to Lawrence E. Cale, Milson T. Cale and C. Carolyn Lafferty by deed dated December 6,1967 and recorded among the Land Records of Baltimore County in Liber 4831 Folio 122, and running thence on the west side rstown Road North 10 Degrees West 66 feet; thence retiving said road South 81 Degrees 45 Minutes West 330 feet; thence South 10 Degrees East 66 Feet; thence North 81 Degrees 45 Minutes East 330 feet to the place of beginning.

CONTAINING 0.50 Acres of land more or less.

Bearings are referred to the above mentioned deed meridian.

This description compiled from deds and intended for zoning puposes only.

4-7-72

MEMORANDUM: REGARDING REASONS FOR ZONING RE-CLASSIFICATION

PET.TIONER: Legal Owner of Property, SARAH FUSS BEACH. Address: Cockeysmill Road, Reisterstown, Md. 21136 ATTORNEY FOR PETITIONER: James A. Gede

.

Address: 11000 Reisterstown Road, Owings Mills, Md. 21117
Telephone: 356-4871

Petitioner has requested that the soning status of the property described in the attached Plat and Description be re-classified. pursuant to the Zoning Law of Baltimore County, from an D.B. 1620ne 3.5 to an B - L Zone, for the following ressens:

To make possible the use of said property for purpose of operating a retail store. from which gifts, novelties and entiques may be sold-

That in pursuance to the adoption of the Land Use Map for Baltimore County, properties adjoining and adjacent to the subject property were - classified for commercial use, or were contained in their classification as commercial use properties, leaving the subject property "sendwiched" between said commercial properties as a residential property.

The maps would be in orro. since they have, in effect, spot-zoned the subject property end are depriving the owner of the proper use of the subject property, unless it is re-classified for commercial use.

0.1

Re: Reclassification Petition

Sarah Fuss Beach-Petitioner

3rd Zoning Cycle

The Zoning Advisory Committee has reviewed the plans

The subject patition is accepted for filing; however, in view

Very truly yours,

Unio 2 Mayor

OLIVER L. MYERS, Chairman Ach of weller 4 JOHN J. DILLON, JR., Zoning Tech. H

The subject property is located on the west side of Reisterstown Road opposite the intersection of Glyndon Drive in the Foorth Election District of Balimore County. The subject property is currently improved with an attractive two-story frame dwelling and a frame garage toward the rear of this site. There are resistential homes on each side of this site. Curb and gutter are

Dear Mr. Gede: The Zoning Advisory Committee has reviewed the plans submitted with the above referenced petition and has made an onsite field inspection of the property. The attached comments are a result of this review and inspection.

of the comments of '10 Bureau of Ergineering, the petitioner might consider withdrawing this request for a reclassification and consider a request for a special exception in the existing D. R. 16 zone. a request for a special exception in the existing D. R. 10 sone.

Should this suggestion not be satisfactory, revised plans must be
submitted which indicate these items requested by the State Highway
Administration and the Project Planning office prior to the hearing.

OLM:JJD:bbr

existing along Reviterstown Road.

J. Austin Deitz

April 17, 1972

Office of Planning and Zoning Baltimore County Office Building Towson, Naryland 21204 ATT: Mr. Oliver L. Nyers, Chairman Zoning Udvisory Committee

RE: Property Owner: Jacob and Diana Von Gunten

Location: N/S Roaches Lane, 1000' N/E of Reisterstown Road

Baltimore County Fire Department

Towson, Maryland 21204

923-73:0

Item No. 42 Zoning Agenda April 4, 1972

Pursuant to your request, the referenced property have been surveyed by this Bureau and the comments below marked with an "x" are applicable and required to be corrected or incorporated into the final plans for the

EXCEEDS the maximum allowed by the Fire Department.

() 4. The site shall be made to comply with all applicable narts of the Fire Prevention Code prior to occupancy or beginning of coastions.

of operations.

Of the buildings and structure existing or proceed on the buildings and with all applicable endirements of the statement of th

Reviewer: # Home E Will Noted and Deputy Chief Deputy Chief Deputy Chief Deputy Chief Prevention Turenu

Baltimer County, Maruland Pepartment Of Public Works

COUNTY OFFICE BUILDING TOWSON, MARYLAND 2120-

Russey of Engineering

April 24, 1972

Mr. Oliver L. Myers, Chairman Zoning Advisory Committee County Office Building Towson, Maryland 2120h

Re: Item #12 (Cycle April - October 1972)
Property Owner: Sarah Fuss Beach
M/S Reisterstown Rd, opposite Olyndon Dr.
Present Zoning: D.R. J.5 & D.R. 16
Proposed Zoning: Reclassification to B.L.
District: tht No. icres: 0.50 acres

Dear Mr. Myers:

The following comments are furnished in regard to the plat submitted to this office for review by the Zoning Advisory Committee in connection with the

General:

The subject site is required in its entirety for the future Nicodeaus - Glyndon Bonlavard, providing the Reisterstown connection and interchange with the Northwest Expressway.

Very truly yours,

Some for Diver FLISWORTH N. DIVER, P.E. Chief. Bureau of Engineering

END FAM: OMK: 55

T-NW Key Sheet 60 NW MO Position Sheet NW 15 J - K Topo 48 Tax Map

BALTIMORE COUNTY, MARYLAND



DEPARTMENT OF TRUSFIC ENGINEERING EUGENE J. CLIPPO D. P.E. WM. T. MELZER

April 28, 1972

Mr. Oliver L. Myers Chairman Zoning Advisory Committee County Office Building Towson, Maryland 21204

Re: Cycle Zoning III

Itom 42 - ZAC - 4-4-72

Property Owner: Sarah Fuss Beach
Reisterstown Road opposite Glyndon Drive
Reclassification to BL - District 4

The subject petition is requesting a change from DR 16 and DR 3.5 This change can increase the trip density from 50 trips to 250

Reisterstown Road, in several areas, has long delays during the peak hours and increase in trip density along this road, can only increase this delay and at the same time, increase the accident potential.

Very truly yours,

Chlou Men C. Richard Moore Assistant Traffic Enginee

CRM: n

STATE HIGHWAY ADMINISTRATION

BALTIMORE, MD. 21201

April 26, 1972

.

Re: ITEM 42 Z.A.C. Meeting April 4, 1972 Reclassification Reclassification
Property Gumer: Surah Fuss Beach
Location: W/S Relateration Moad
(Route 140) opp. Glyndon
Drive
Present Zoning: D.R. 3,5 p. D.R. 15
Proposed Zoning: Reclassification
to B.L. - District 4

Dear Mr. Dinema:

Mr. S. Erie WiNenna Zoning Coomissioner County Office Building Towson, Maryland 21204

The subject plan indicates a proposed entrance that scales lift in width. The minimum width for a standard commercial entrance is 25 ft. In order to construct the prosposed entrance a large tree would have to be removed and a fire hydrant would have to be relocated.

There is an existing 25 ft. wide entrance, in common with the adjacent property, that is acceptable to serve the proposed business.

Considering the foregoing, it is our opinion that the existing entrance should be utilized and the proposed entrance should be eliminated.

Access to the site is subject to the approval of the State Highway Administration.

- APR 28 72 4M ---

Very truly yours,

Charles Lee, Chief Development Engineering Section

Jan . E Maner by: John E. Heyers Asst. Development Engineer

-Baltimore County, Maryland DEPARTMENT OF HEALTH-

JEFFERSON BUILDING TOWSON, MARYLAND 21204

April 18, 1972

DONALD J. ROOP, M.D., M.P.H.

Mr. Oliver L. Myers, Chairman Zoning Advisory Committee Office of Planning & Zoning Baltimore County Office Bldg. Towson, Maryland 21204

JS:mn

Comments on Item 42, Zoning Advisory Committee Meeting, April 11, 1972, are as follows:

Property Owner: Sarah Fuss Beach Location: W/S Reisterstown Road, opposite Glyndon Drive Present Zoning: D.R. 3.5 & D.R. 16 Proposed Zoning: Reclassification to B.L. District: 4 No. Acres: 0.50

Metropolitan water and sewer are available to the site. No health hazards are anticipated.

Very truly yours; Strawhorn Sanitarian II Water and Sever Section

Division of Sanitary Engineering BUREAU OF ENVIRONMENTAL SERVICES



County Of "co Building 111 W. Chesaposko An

BALTIMORE COUNTY OFFICE OF PLANNING AND ZONING

May 1, 1972

Mr. Oliver L. Myers, Chairman Zoning Advisory Committee Office of Planning and Zoning Baltimore County Office Building Towson, Maryland 21204

No. Acres: 0.50 acres.

Comments on Item 42, Zoning Advisory Committee Meeting, April 4, 1972, are as follows: Property Owner: Sarah Fuss Beach Location: W/S Reisterstown Road, apposite Glyndon Drive Present Zoning: D.R.3.5 and D.R.16 Proposed Zoning: Reclassification: to B.L. District 4

The subject property is involved in a major highway improvement as stated in the Bureau of

If the zoning is granted, the access to the parking should be by use of a driveway in common on the north side of the property and the parking on the south side of the site to give better vehicular circulation

> Very truly yours, John L. Wimbley John L. Wimbley Planning Specialist II Project Planning Division

JLW: rb

BOARD OF EDUCATION OF BALTIMORE COUNTY

TOWSON, MARYLAND - 21204

ITEM #12

Property Owner Sarah Puss Beach

District h

CL i JEdible

Present Zoning OR 3.5 * DR 16

Proposed Zoning HL No. Acres .050

No adverse effect on student population

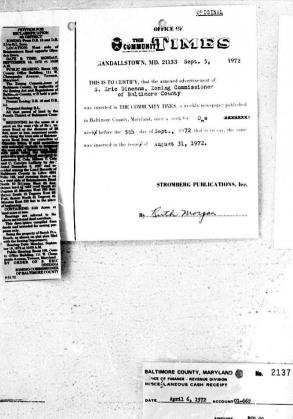
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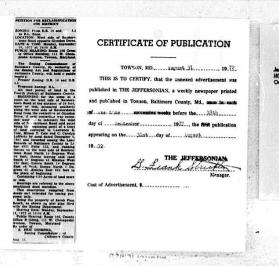
JOSEPH N. M.COWAY

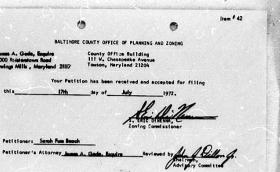
RICHARD W. TRACEY, V.M.D.

MES ROOFET L DESKEY

ALVIN LUNCUE







PETITION	ION MAPPI		NG	G PROGRESS				T		
FUNCTION	Wall Map		Original		Duplicate		Trocing		200 Sheet	
	date	by	date	by	date	by	date	by	date	Ь
Descriptions checked and outline plotted on map			11.00							
Petition number added to outline										3
Denied										
Granted by ZC, BA, CC, CA	15	>		3	1					
Reviewed by:	She	10			ed Pla e in o		or des	cript	ion	
Previous case:				Map						.No

Cash Petition for Reclassification for Sarah F. Beach (James A. Gede, Esq.) 5 0.0 CASC Ma. 5020 BALTIMORE COUNTY, MARYLAND DATE ________ 18, 1972 ACCOUNT01-662

ZONING	3 DEPARTMENT OF BALTIMORE COUNTY Townson, Maryland
District. 474 DECHSSIFIE	Date of Posting. SETT. 2-1972
	Date of Porting ARCHARA BEASH. FARISTERSTOWN Rd. CPP. GLANGER DR
Location of Signs: () 40	O DE 15TERSTOWN Rds.
Posted by Clarks M.	Meel Date of return. SEPT. 15-1972

15160

CERTIFICATE OF POSTING

73-51-12

