DESCRIPTION TO ACCOMPANY RECLASSIFICATION R.S.C. (NONCONFORMING) ZONING TO ML ZONING PROPERTY OF A. ERIC DOTT

land which by feed dated November 8, 1967 and recorded among

the Land Records of Baltimore County in Liber 4822, folio 522

was conveyed by Baltimore Machine and Equipment Incorporated,

to A. Eric Dott, running thence and binding on the center line

1)S24=30*W 280.5 ft., 2)S29*36*W 322.0 ft. thence leaving the

as set forth in aforesaid deed the seven following courses and

3)N27*43'W 290.3 ft. 4)N66*58'E 172.0 ft. 5)S59*29'E 261.0 ft. 6)N67*15'E 46.3 ft. and 7)S43*15'E 90.7 ft. to the place of

in Liber 4822, folio 522 was conveyed by Baltimore Machine and

BEING all of the land which by deed dated November 8, 1967

center line of Manor Road and still binding on the outlines

distances: 1)N27*21'W 470.0 ft. 2)N67*15'E 51.4 ft.

CONTAINING 5.7 acres of land more or less.

and recorded among the Land Records of Baltimore County

of Manor Road and on the outlines as set forth in aforesaid

deed the two following courses and distances:

Equipment Incorporated, to A. Eric Dott.

BEGINN of for the same at a point on the center line of

distance of 1700 ft. + southwesterly from Long

e end of the 3rd line of the 1st parcel of

RE: PETITION FOR RECLASSIFI-BEFORE THE W/S of Manor Road, 1700' SW of Lone Green Road - 10th District A. Eric Dott - Petitioner NO. 73-64-R (Item No. 24) COMMISSIONER OF BALTIMORE COUNTY

This Petition represents a request to reclassify a 5.7 acre tract of ground from a R.S.C. Zone to a M.L. Zone. The property is located on the west side of Manor Road, seventeen hundred (1700) feet west of Long Green Road in the Tenth Election District of Baltimore County.

In addition to the Petitioner, the following expert witnesses testified in behalf of the reclassification. Mr. Wayne Thacker, a past sector planner for the Office of Planning and Zoning (presently employed by HUD) who prepared the preliminary Comprehensive Plan for this area; Mr. Eugene Raphel, a registered land surveyor whose firm prepared the site plan for the subject property; and, Mr. Hugh Gleston, a real estate appraiser and broker.

The following Exhibit was offered into evidence by the Petitioner during the course of testimony by the above witnesses;

Site plan indicating existing and pro-

Mr. Wayne Thacker testified, in essence, as follows:

In the preparation of the zoning map, recommendations were made by the sector planner with regard to zoning designations assigned to specific prope ies. These recommendations were based, among other things, on the existing use of the land which wasen, among other things, on the existing use of the land which were reviewed and passed on by the Deputy Director and/or Director of Planning. The Planning Board subsequently passed judgement thereon and submitted them to the Baltimore County Council or review and adoution.

Mr. Thacker indicated that the existing manufacturing use on this site had been overlooked, and had he been aware of the existing use, he would have recommendated that a M. L. zoning tion be placed on the property.

Mr. A. Eric Dott, owner of the property testified, in effect, as follows

Even though he has owned the subject property for five and one-half (5 1/2) years, he had not been aware that it was not

ed for the manufacture of plastic products until he recently applied for a permit to expand the building.

The addition as planned, is intended to improve and modernize the existing structure and will consist of a brick air-conditioned building with modern parking facilities.

In answer to questions, he replied that he did not intend to sell the property, but would probably utilize part of the building for his business which consisted of packaging educational games. He is aware of water problems in the area, and has complied with all comments of the Zoning Advisory Committee particularly with these concerning the septic system and well water.

It was his contension, that the existing long standing use of It was his contension, that the existing long standing use of the property had been overlooked by the Planning Board and the Baltimore County Council, and because of this, they had erred in placing an R.S. C zoning designation on the 5.7 acre tract.

Mr. Eugene Raphel, the Petitiocer's engineer, testified, in essence, as follows

An additional seven hundred and thirty-two (732) square feet is proposed to be added to the existing ten thousand six hundred (10,600) square feet of floor area in the existing building. One (1) space for each three (3) employees or sixty-four (64) parking spaces will be provided for the proposed one hundred and fifty (150) em-Parking areas will be curbed with bitumus curb, and

The sighteen (18) to twenty (20) feet of paving that presently represents the improvements of Manor Rord, will be improved by the dedication of right of way widening, alignment and grading across the full width of the Petitioner's property. All cost of improvement will be borne by the Petitioner.

Mr. Raphel pointed out that any addition or future use of the property would be required to meet all Health Department requirements pertaining to the well and septic tank. However, it was his opinion that the size of the site (5.7 acres) was large

Mr. Hugh Gleston, real estate appraiser and broker, testified, in

Mr. Gleston stated that he has been familiar with the subject property since 1942 or 1942, and that the existing improverer constructed sometime after the Second World War.

ORDER RECEIVED FOR

in continuing the use on the subject property, in a non-conforming category, and since other properties had been zoned in conformity with the uses, they should have placed an M. L. zoning designation

He felt that the existing manufacturing use had not effected property values, and based this assumption on the fact that all subdivision in the area came after the use

It was also his opinion that if the property was to be zoned and improved as proposed, it would benefit the area

Many area residents were present at the hearing in protest to the requerted reclassification. They based their protest on the following:

With the exception of the Petitioner's property, the neighborhood is one hundred (100) percent residential, and with very few exceptions, the entire community is reside

A previous attempt to reclease by the subject property by Petition failed. Because of the sistory, they felt that the Planning Board was aware of the existing use, and in any case would not have placed an M. L. zoning on the property if it had been brought

Reference was made to the Planning Board's report to the Zoning Commissioner, Third Cyc'e Item 24, in which the Plann Board recommends that the non-conforming status be retained.

Testimony also indicated that the building had been expanded the permitted twenty-five (25) percent around 1950, and as such, the improvements as well as the coning designation should remain

They indicated that the residential growth in the area had taken place in spite of the plastic company, and that it was considered by the residents to have a detrimental effect on the neighborhood property values.

OPINION

Based on the above testimony inclusive of the Planning Board recom

mendations to the Zoning Commissioner and a specific review of the genera se and application of the R.S.C. Zone as described in the Baltimore County Zoning Regulations, it is the opinion of the Deputy Zoning Con er that the Petitioner has not met his burden of proving error.

Therefore, IT IS ORDERED by the Deputy Zoning Commissioner of

15 th day of February, 1973, that the above Re

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District.

classification be and the same is hereby DENIED and that the above property

or area be and the same is hereby continued as and to remain a R.S.C.

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DATE

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POINTS OF ERROR COMMITTED BY THE COUNTY COUNCIL IN CLASSIFYING THE SUBJECT PROPERTY R.D.P., AND CHANGES IN THE NEIGHBORHOOD

The Petitioner states that the County Council committed at least the following errors in classifying the subject parcel R.D.P.:

- 1. That for many years prior to the adoption of zoning laws in Baltimore County, the subject parcel had been used for light manufacturing purposes, and it is so used today, all without the slightest prejudice to the surrounding area, and it was error for the Council to fail to take note of the light manufacturing characteristics and use of this property.
- 2. And for such other and further errors as will be disclosed upon a minute study of the property and area, and such other errors are hereby assigned, and will be stated at the time of the hearing hereon.

As to substantial changes which have altered the character of the neighborhood since the Council studied the subject property and last classified it, the following are noted:

1. St changes as a minute study of the proporty and area will disclose, and which are hereby assigned, and which will be noted when and as found, including at the time of the hearing hereon.

James D. Nolen James D. Holan Attorney for the Petitioner

JOHN CARROLL HOLZER

DECEMBER 20,1972

BALTINORE COUNTY ZONING COMMISSION TOWSON, MARYLAND £1204

RE: REZONING MATTER ERIC DOTT
10TH FLECTION DISTRICT
RDP TO ML 5.7 ACRE 1700' SW OF LONG GREEN ROAD

GENTLEMEN:

PLEASE BE ADVISED THAT I REPRESENT THE WINDERSER ASSOCIATION AND WE ARE CONCERNED ABOUT THE ANTICIPATED REZONING OF PROPERTY ALONG WAREN ROAD.

WOULD APPRECIATE BEING ADVISED OF YOUR DECISION AS A RESULT OF A RECENT HEARING IN THIS MATTER.

> tela Canual JOHN CARROLL HOLZER

JCH . MMA

Manor Road

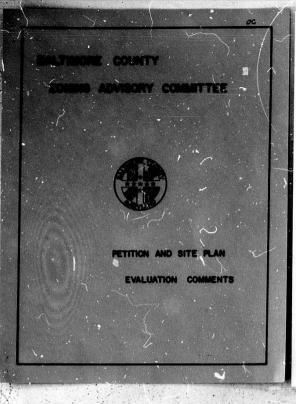
Green Road

ORDER

March 30, 1972

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APR 11 1973



OUTS IN C. MYCHS

SEALTH DEPARTMENT PROTECT PLANNING PERMITTED BY EDUCATION DADUSTRIAL DEVELOPMENT

James D. Nolan, Fsq. 20h West Fennsylvania Avenue Towson, Maryland 2120h

Re: Reclassification Petition Sru Zoning Oyele Item # 2h A. Sric Dott - Petitioner

The Zoning Advisory Cormittee has reviewed the plans submitted with the above referenced retition and has nade an on site field inspection of the property. The attached comments are a result of this review and inspection.

The subject property is located on the dest side of Fanor Road, 1770 Feet Stath of long Green rise in the 10th Election District of Faltinore County. The property is incorred with a small desiling randscharing company and has been for many years. The property around the parent is a large twent of farm land that is slowly being developed into one care lots. There is no curb or gutter existing along Sanor Road at this location.

The subject Patition is accented for filing subject to the The subject Fettition is accepted for filing subject to the following convents. The plan indicates a large addition on the West side of his surpart, and a complete revision of his parking. After our field inspect in I would support that the richtioner consider providing parking spaces for each employee because in a rural area such as he is in, more peoble are spt to drive their own car to work. I would also call attention to a rather deplorable refuge area at the rear of the excisting plant, the retitions abould, whether this witting is granted or not, rate an effort to raintain his premeas in a now acceptable and responsible nameer.

Very, truly yours, Oliver F. Minos Strong L. 1828, Instrant John J. Kallende Jan J. MILON, JR. Joning Jech. II

OLM/JJD/BLH

Bepartment Of Bublic Borks

COUNTY OFFICE BUILDING

Bureau of Engineering

April 26, 1972

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

Re: Item #2h (Cycie April - October 1972)
Property Owner: A. Eric Dott
M/S Manor Rd., 1700'S. of Long Green Rd.
riccont Zoning: Reclassification to M.L.
District: 10th No. Acres: 5.7 acres

Dear Mr. Myers:

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

Manor Road is an existing County road which will ultimately be improved with bituainous concrete pering and combination curb and gutter on a 70-foot right-of-way. The Petitioner will be fully responsible for any improvements required when the property is developed.

Entrance locations are subject to approval by the Department of Traffic

All imprevements will be the Petitioner's full responsibility, including drives, walks and parking areas.

In accordance with the drainage policy for this type development, the Petitioner is responsible for the total actual cost of drainage facilities required to carry the storm water run-off through the property to be developed to a smitale outfall,

The Fetilioner must provide measury drainage facilities (temporary or personent) to prevent creating any mutances or danages to adjacent properties, especially by the con-entration of surface waters. Correction of any problem which may result, due to improper grading or improper installation of drainage facilities, would be the full responsibility of the Pattioner.

Baltimore County, Margland

TOWSON, MARYLAND 2120

ELLEWORTH N DIVER D F CHIEF

Development of this property through stripping, grading and stabilization could result in a sediment pollution problem, damaging private and public holdings downstream of the property. A grading prant is, therefore, necessary for all grading, including the stripping of top soil. Water and Sanitary Sewer:

Page 2 April 26, 1972

Sed ment Control:

Mr. Oliver L. Myers, Chairman Zoning Advisory Committee

Re: Item #2h (Cycle April - October 1972)

Public water and sewer are not available to serve this site.

Very truly yours,

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

END: RAM: HWS : 88

NE 16 E Topo Sheet

BALTIMORE COUNTY, MARYLAND



DEPARTMENT OF TRAFFIC ENGINEERING

EUGENE J. CLIPPORD. 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 Item 24 - ZAC - 4-4-72 Property Owner: A. Eric Dott Manor Road S. of Long Green Road Reclassification to ML - District 10

The subject petition is requisting a change from R.S.C. to ML. This could be expected to increase the trip density from 50 to 250 trips

The present non-conforming use is most likely generating 100 to

CRM:nr

Baltimore County Fire Department

J. Austin Deitz



Towson. Maryland 21204

April 17, 1972

Office of Planning and Zoning Baltimore County Office Building Towson, Maryland 21204 ATT: Hr. Oliver L. Hyers, Cha^crman Zoning 'dviaory Committee

RE: Property Owner: A. Eric Dott

Location: W/S Manor Road, 1700' S of Long Green Road

Item No. 24 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 "h" are sonlicable and required to be corrected or incorporated into the final plans for the

() 1. Fire hydrants for the referenced property are required and shall be located at intervals of feet along an approved road in accordance with Taltimore County Standards as published by the Department of Public Norks.

() 2. A second means of vehicle access is required for the site. () 3. The vehicle dead-end condition shown at

EXCEEDS the maximum allowed by the Fire Department. The site shall be made to comply with all applicable narts of the Fire Prevention Code prior to occupancy or beginning

mh 4/17/72

-BALTIMORE COUNTY, MARYLAND DEPARTMENT OF HEALTH-

May 4, 1972

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

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

Comments on Item 24, Zoning Advisory Committee Meeting, April 4, 1972, are as follows:

Property Owner: A. Eric Dott Location: W/S Manor Road, 1700' S of Long Green Road Propose? Zoning: Reclassification to M.L. District: 10 No.Acres: 5.7

The existing septic system is failing and must be corrected to comply with the Baltimore County Code.

The private water well must be corrected as follows:

1. Provide an approved well seal.

2. Clean well pit and open positive drain of well pit.

3. Provide an approved well pit cover.

The liquid industrial waste must be disposed of in an approved manner and not pumped onto the ground surface.

Very truly yours, Thomas H. Devlin, Director BUREAU OF ENVIRONMENTAL SERVICES

HVR:mn



BALTIMORE COUNTY OFFICE OF PLANNING AND ZONING

May 9, 1972

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

Dear Mr. Myers

Comments on Item 24, Zoning Advisory Committee Meeting, April 4, 1972, are as follows:

Property Owner: A. Eric Dott Present Zoning: R.S.C.
Proposed Zoning: Reclassification to M.L. District: 10 No. Acres: 5.7 acres

The zoning requirement of one parking space for each three employees in the numerically largest shift was written with the idea of some employees using public transportation. There is no public transportation in this area and we suggest that more parking be proposed.

Project Planning Division

O'fice of Planning and Zoning

BOARD OF EDUCATION OF BALTIMORE COUNTY

TOWSON, MARYLAND - 21204

Property Comer A. Eric Dott

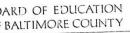
District 10

Present Zoning RSC

Proposed Zoning ML

No. Acres 5.7

No effect on student population





INDUSTRIAL DEVELOPMENT COMMISSION BALTIMORE COUNTY, MARYLAND

30000 MATELAND 11804 300000000 494-3648 H. B. STAAD

April 11, 1972

To: Mr. S. Eric DiNenna, Zoning Commissioner

From: H. B. Staab - Industrial Development Commission

Re: ZAC Agenda - 1/4/72 Item 24 - A. Eric Dott W/S Manor Road, 1700' S of Long Green Road 5. 7 acres - 10th Election District
Reclassification from R.S. C. to M. L.

This office has reviewed the subject site and offers

This site has then used for a manufacturing operation since 1948. The request for M. L. roning, if approved, would permit the present operation now being conducted as a non-conforming use to be expanded.

The Industrial Development Commission believes this request should be given favorable consideration to allow the industry to expand, thereby providing increased em-ployment in this section of the County.



H. B. STAAB

N EMBLIC PARKS, CHARLES PUBLISHED HESS, AND PROCESS.

MAD THUS M DESCREE PRECENT WITHOUTH THUS D WHEELEH, TO A THEFT T. BAYAND WILLIAMS JR. MRS BUTHARD & WUTSTE

CERTIFICATE OF PUBLICATION THIS IS TO CERTIFY, that the annexed advertisement was published in THE JEFFERSONIAN, a weekly newspayer printed

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AFICE OF TOWSON LIM IES THIS IS TO CERTIFY, that the annexed advertisement of 3. Eric Dinerna Zoning Commissioner of Baltimore County was inserted in THE TOWSON TIMES, a weekly newspaper published weeks/before the 18 day of September 1972 that is to say, the same was inserted in the issue of September 14, 1972.

STROMBERG PUBLICATIONS, Inc.

Sign	CERTIFICATE OF POSTING ZONING DEPARTMENT OF BALTIMORE CO Townen, Maryland	WITY #73-64-R
District 10 H	Date of Date of 2 1972 Cash Dell	Posting Syl 14 - 72
Petitioner:	Price Dell. W/s of manar Ed 1700	Lt Sw. J Long Sheen
Location of Signa:	! Sign Sink Night au Marier 2	Cord Lusibe Chicking
Remarks:		n Sept - 21-92

COUNTY OFFICE OF PLANNING AND ZONING

County Office Building 101 W. Chesapeake Avenue Towson, Maryland 21204

Your Patition has been received and accepted for filing

BALTIMORE COUNTY, MARYLAND OFFICE OF FIRE) . REVENUE DIVISION MISCELLANEOUS CASH RECEIPT DATE May 10, 1972 ACCOUNT 01-662

BALTIMORE COUNTY, N. YLAND

DATE __ Oct. 2, 1972 ACCOUNT 01-662

AMOUNT \$122.00

No. 5047

122.00 MSC

OFFICE OF FINANCE REVERSION MISCELLANEOUS CAS. RECEIPT

