PETITION FOR ZONING RE-CLASSIFICATION AND/OR SPECIAL EXCEPTION

TO THE ZONING COMMISSIONER OF BALTIMORE COUNTY

To rise course Consequence of the property situate in Baltimore

Lower Between Prices - Inco - 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, other pretition (that the zoning ratus of the herein described progrety be re-classified, pursuant to the Zoning Law of Baltimore County, from an DeRs. 5,5 2000 to an

____BL____zone; for the following reason

See attached brief

See attached description

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

Property is to be justed and auvertised as prescribed by Zoning Regulations.

1, or we, agree to pay exponses of above reclassification and/or Special Exception advertising, set, upon faling of this petition, and further agree to and are to be bound by the zoning guitations and restrictions of Baltimore County adopted pursuant to the Zoning Law for Baltimore county.

County.

Ralph DeChiggo Entarphies. Ing.
By:

Contract purchaser

Address.

Address.

Politicar's Attorney

Address.

Protestant A torney

Address.

Politicar's Attorney

Address.

Politicar's Attorney

Address.

107.2 that the subject matter of this petition be advertised, as

Zotting Commissioner of-Baltin

RE: PETITION FOR RECLASSIFI-CATION NW/corner of Rolling Road and Security Boulevard let District : Ralph DeChairo Enterprises -Petitioner : NO. 73-224-R (Item No. 35) BEFORE THE
ZONING COMMISSIONER
OF

BALTIMORE COUNTY

The Petitioner requests a Reclassification from a D. R. 5. 5 Zone to a B. L. Zone for a parcel of property containing 1. 1044 acres of land, more or less, located on the northwest corner of Relling Road and Security Boulevard, in the First Election District of Baltimore County.

Without reviewing the ovidence in detail but based on all the evidence presented at the hearing, as well as taking a strong consideration of the recommendations of the Baltimore County Planning Board under Item No. 35, the Zoning Commissioner of Baltimore County finds that the Comprehensive Zoning Map, as adopted, was not in error in not classifying the subject property B. L. However, with the aforementioned cridence and recommendations of the Baltimore County Planning Board in mind, the Zoning Commissioner further finds that the Comprehensive Zoning Map, as adopted on March 24, 1971, was in error in classifying the subject property D. R. 5. 5 and feels that a more logical use for the subject property would be in a D. P 16 classification.

Therefore, IT IS ORDERED by the Zoning Commissioner of Baltimore County, this 7 day of January, 1974, that the property should be and the same is hereby reclassified from a D. R. 5.5 Zone to a D. R. 16 Zone and that the prerequisites of Section 502. I having been met, a Special Exception for an office building and offices should be and the same is GRANTED.

from and after the date of this Order, subject to the approval of a site plan by the Department of Public Works and the Office of Planning and Zoning.

Zoning Commissioner of

VA 5-6765

FRANK E. CICONE

Attempt At Let

SUITE 411 JEFFERSON BUILDING
TOWSON, MARYLAND 21204

September 29, 1972

Mr. S. Eric DiNenna Zoning Commissioner Baltimore County Office Building Towson, Maryland 21204

> RE: Property of Ralph DeChiaro Enterprise, Inc.

Dear Mr. DiNenna:

Please be advised that I represent Ralph DeChiaro Enterprise, Inc. in the above-subject case and wish to cite the following reasons in support of the subject petition.

 The map adopted on Merch 24, 1971 failed to recognize that the property is located at a major inter-

2. The property is not residential in character.

 And for such other and further sufficient reasons to be shown at the hearing hereof.

Respectfully submitted,

Frank E. Sicone

FFC : kn

MCA DODOCIATES, INC.
CONSULTING
ENGINEERS
1020 Cromwell Bridge

Ronald W. Broyl George W. Bush Robert W. Czab Edmund F. Haite Norman F. Herrn Paul Lee Fred F. Mirmiran

DESCRIPTION

1.1044 ACRE PARCEL, NORTHWEST CORNER OF SECURITY BOULEVARD
AND ROLLING ROAD, "CHADWICK MANOR", FIRST ELECTION DISTRICT,
BALTL-FORE COUNTY, MARYLAND.

This Description is for "BL" Zoning

Beginning for the same at a point on the west side of Rolling Road at the northeast end of the fillet curve connecting said west side of Rolling Road with the north side of Security Boulevard, 120 feet wide, as shown on the plat of "Chadwick Manor, Section VI" recorded among the Land Records of Baltimore County in Plat Book W. J. R. 28, page 38, running thence binding on said fillet curve, (1) southwesterly, by a curve to the right with the radius of 64.00 feet, the distance of 119,04 feet, thence binding on said north side of Security Boulevard, (2) N 75* 14* 20" W 253.97 feet, thence along the gusset line connecting said north side of Security Boulevard with the east side of Kennicott Road, sixty feet wide, as shown on said plat, (3) N 30* 14* 20" W 35,36 feet, thence binding on the cast side of said Kennicott Road, (4) northerly, he a curve to the left with the radius of 410,00 feet, the distance of 88,10 feet, thence binding on the north outline of Bicck A, as shown on said plat, two

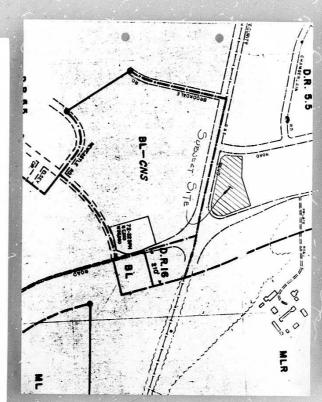
courses: (5) S 87° 33' 00" E 127.68 feet, and (6) N ?2° 09' 28" E 140.72 feet, thence binding on the west side of Rolling Road herein referred to two courses: (7) S 17° 31' 28" E 44.90 feet, and (8) S 19° 25' 14" E 97.37 feet to the place of beginning.

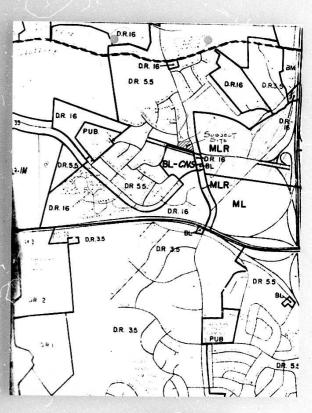
Containing 1, 1044 acres of land.

HGW:mpl

J.O. #64119-B

September 8, 1977







Water Supply f_c Sewerage ⊕ Drainage ⇒ Highways ⊕ Structures ⊕ Developments ⇒ Planning ⊕ Reports

SEL AIR, MO. 21014

Hovember 13, 1973

9409 JODALE ROAD RANDALLSTOWN, MO. 21113

S. Fric DiNenna, Zoning Commissioner for Baltipore County County Office Building Tousm, Maryland 21204

RE: Item 34 (Cycle Zoning IV)
Property Owner: Ralph DeChiaro Enterprise, Inc.
Pending request for reclassification

Dear Mr. DiNenca

An agreement has been reached between the Applicant and the Proceetants in the above entitled case and I am enclosing herewith a copy of that executed Agreement.

My clients have no objection to an Order being passed pertaining to the terms of that Agraement.

If you have any questions in regard to the foregoing please call me.

S. SUARTZUELDER, JR.

HSS/rb enclosure



THIS AGREEMENT, Made this 2.4 day of Nevermous , 1973, by and between RALPH DeCHIARO ENTERPRISE. INC., a body corporate of the State of Maryland, hereinafter called "DeCHIARO" and KENNETH D. FREDERIC, DR., PATRICIA A. CHALCRAFT. HAROLD M. MILLER, JR., HOWARD M. BLOTTENBERGER, JOHN L. PAPIER and W. ALLEN WELCH, JR., all being residents of Baltimore County, Maryland, Parties of the Second Part, individually and in behalf of the Chadwick Manor Improvement Association, hereinafter called "NEIGHBORS".

UNFREAS. DeChiaro is the owner of certain undeveloped tracts of land situate and lying in the First Election District of Baltimore County, Maryland, as follows:

Parcel 1: 1.9137 acres N/E/S of Security Boulevard 160 feet of Kennicott Road for which application has been made for reclassification from D.R. 5.5 to D.R. 10.5; and

Percel 2: 1.1044 acres N/W corner of Security Boulevard and Rolling Road for which application has been made for reclassification from D.R. 5.5 to D.R. 16 with a special exception for office building:

Parcel 3: 3.4587 acres, N/V/S of Neucastle Road between Fairbrook and Brookdale Road for which reclassification has been asked from D.R. 5.5 zone (2,2287 acres) and from a B.L.-C.N.C. (1.23 acres) to D.R. 16; and

WHEREAS, DeChiaro has heretofore applied before the Zoning Commissioner of Baltimore County to have the aforesaid properties reclassified as hereinabove described; and,

WHEREAS, the Zoning Commissioner for Baltimore County has heard the evidence in the three move described cases, but has not rendered a decision therein; and

WHEREAS, the Neighbors have filed a protest and appeared before the Zonino Commissioner to protest the said teclessifications

UNFREAS after peoplisting between the martine bereto they are desirous of entering into a written agreement, containing certain covenants and restrictions on the use of the said properties, wherein in consideration of the dismissal of the protest of the Neighbors. DeChiaro has agreed to certain covenants and restrictions on its use of the said property and to certain agreements concerning the pending cases, these agreements being subject to the Zoning Commissioner's acceptance of the covenants and agreements horoinafter set forth.

NOW THEREFORE, in consideration of the premises and mutual ovenants of the parties, they do hereby covenant and agree each with the other, and for their respective heirs, personal representatives and assigns, as follows:

- 1. Neighbors agree that they will withdraw their protest now mending before the Beltimore County Zoning Commissioner.
- 2. In consideration of the withdrawal of the protest, DeChiaro hereby agrees to certain restrictions, covenants and agreements on the future use of the said property which shall become effective upon execution of this document which shall be recorded by Neighbors at their own expense on or before Thirty days (30) from the date of the execution of this agreement.
- 3. The Neighbors specifically and withdraw their protest to Percel 1. consisting of 1.9137 acres. N/E/5 of Security Bouleward. 160 feet west of Kennicott "oad for which reclassification is requested from D.R. 5.5 zone to D.R. 10.5 zone and voice no objections to granting of this reclassification by the Zoning Commissioner. The Neighbors further expressly state and agree that they will file no appeal from any granting of this reclassification request.

4. In connection with Parcel 2, 1.1044 acres N/U corner of Security Boulevard and Rolling Road, reclassification has been requested from D.R. 5.5 zone to D. R. 16 zone with a Special Exception for office building use, the Neighbors expressly state and agree that they will voice no objections the eto and will file no appeal from any granting of this reclassification request

5. In connection with Parcel 3, consisting of 3,4587 acres N/U/S of Neucalina Road between Fairbrook and & ookdaln Soads, for which reclassification has been requested from a D.R. 5.5 zone (2,2287 acres) and from c B.L. one-C.N.S. District (1.23 acres) to a D.R. 16 zone. DeChiaro expressly agrees that this or dismissed request shell be withdrawn/and the existing zoning continued and the 2.2287 acres presently moned D.R. 5.5 shall be developed as or semi-detached single femily/or duplex homes, substantially in conformity with the Plan dated March 23, 1973, which is attached hereto and prayed to be taken as a part hereof, and provided further, that Neighbor expressly agree that in the event DeChiaro wishes to develop all of the land contained in Parcel 3 within the D.R. 5.5 zoning classification. Neighbors will not oppose a request for a zoning classification of that portion of Parcel 3 presently zoned in a B.L. zone-C.N.S. District (1.23 acres) to the D.R. 5.5 zoning reclassification, provided further that the said Parcel (1.23 acres now zoned B.L.-C.N.S.) District shall be developed as single family or duplex homes or semi-detached.

IN WITNESS WHEREOF, the Parties hereto have set their hands and seals the day and year first above written.

H DeCHIARD ENTERPRISE, INC.

TEST:

1. 2 1. Pisin

EROTECT PLANSING SCILLING DEPARTMEN OARD OF EDUCATION INDUSTRIAL DEVELOPMENT

BALTIMORE COUNTY ZONING ADVISORY COMMITTEE

November 17, 1972

Frank E. Cicone, Esq., 411 Jefferson Building Towson, Maryland 21204 . J. Ditton, J Chairman

RE: Reclassification Petition Item 35 Raiph DeChiaro Enterprise, Inc. - Petitioner

Deur Mr. Cicone:

TATE TOMAS COUNTS

SUPLAN OF PINE PREVENTION

SEALTH DEPARTMENT

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 located on the northwest corner of Rolling Road and Security Blvd., in the First District of Baltimere County, This DR S.5, property is undergowed and partially second and is adjacent to the Checkick Manor subdivision to the north and northmest. It is also directly north of the existing Checkick Shopping Center on the south side of Security Blvd. Curb Road State County Blvd. Curb Road State County Blvd. Curb Road State Coation. The proposed down longer is the state of Security Blvd. Curb Road State No Location. The proposed down for this property is a professional office building. Partitioner's site plan does not, however, incleate any proposed fly the prophes due for this property is a professional office building. Partitioner's site plan does not, however, incleate any proposed flyming of the parking lot adjacent to the residential properties. This should be determined on a revised site plan prior comments, societally with regard to the Dureau of Engineering and Ospartment of Traffic Engineering.

This petition is accepted for filing on the date of the enclosed filing certificate. However, all corrections to site plans as requested shall be submitted to this effice prior the state of the state

altimore County, Maruland Bennetment Of Aublie Marks COUNTY OFFICE DUILDING

Surees of Engineering

October 20, 1972

Mr. S. Eric DiNenna Zoning Commissioner County Office Building Towson, Maryland 2120L

Item #35 (Cycle Zoning IV Oct. 1972 - April 1973) Property Owner: Ralph Debhiaro Enterprises, Inc. (B) W/S Rolling Road, N/S Security Blvd. Present Zoning: D.R. 5.5 Proposed Zoning: Reclass. from D.R. 5.5 to B.L. District: 1st No. Acres: 1,10kh sacres

Dear Mr. DiNenna:

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 subject item.

Highway Comments:

Rolling Road is presently paved for the frontage of this site.

Kennicott Road is also paved.

Security Boulevard is partially paved.

This Petitioner will be required to pay for any additional paying in accordance with County Policy, upon application for a future building permit.

Storm Drain Comments:

The Pe ioner must provide necessary drainage facilities (temporary or permanni) to prevent creating any misances or danages to adjacent properties, especially by the concentration of surface waters. Correction of surface waters which we will be to improper grading or improper installation of drainage facilities, sould be the full responsibility of the Petitioner.

Any necessary storm drains must be designed and paid for by the Petitioner at the time of building permit application.

Sediment Control Comments:

Development of this property through stripping, grading and stabilisation could result in a sediment pollution problem, demarking private and public holdings down-stream of the property. A grading paratt is, therefore, necessary for all grading, including the stripping of top soil.

Item #35 (Cycle Zoning IV .. 1972 - April 1973) Property Owner: Relph Deumiero Enterprises, Inc. (B) Page 2 October 20. 1972

Water Comments:

There is existing water in Rolling Road and Security Boulevard.

Sanitary Sewer Comments:

There is an existing sanitary sewer in Kennicott Road.

Very truly yours.

Dower Duier Buresu of Engineerin

RND-RAM-HMS- no

NW 2G Topo

JJD:JD Enclosure



To son. Maryland 21204

Office of Planning and Zoning Baltimore County Office Building Towson, Maryland 21204

Attention: Mr. Maconton Mountaine, Chairman Zoning Advisory Committee

Re: Property Owner: Ralph DeChiaro Enterprise, Inc. (B)

Location: W/S Rolling Road, N/S Security Boulevard

Item No. 35

Zoning Agenda IV ZONING CYCLE October 1972 - April 1973

Gentlemen:

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

(x) 1. Fire hydrants for the referenced property are required and shall be located at intervals of 300 feet along an approved road in accordance with Baltimore County Standards as published by the Department of Public Morks.

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

() 3. The wehicle dead-end condition shown at

EXCEEDS the maximum allowed by the Fire Department.

() 4. The site shall be made to comply with all applicable parts of control of the comply with all applicable parts of operation.

() 5. The buildings and structures existing or proposed on the site shall comply with all applicable requirements of the National Fire Protection Association Standard No. 101

() 6. Site plans are approved as drawn.

() 7. The Fire Prevention Bureau has no comments at this time.

Reviewer:

Approved:

Planning Group

Special Inspection Diffsion

Pire Prevention Bureau

Deputy Chief

Fire Prevention Bureau

4/25/72

BALTIMORE COUNTY, MARYLAND



DEPARTMENT OF TRAFFIC ENGINEERING

October 30, 1972

Mr. S. Eric DiNenna Zoning Commissioner County Office Building

Re: Cycle Zoning 19 1 tom 35 - ZAC - Oct. 72 to Apr. 73 Property Owner: Raiph Octhiaro Enterprises, inc. (8) Rolling Road HS Security 81vd. Reclass. From DR 5.5 to 8L District.

The subject petition is requesting a zoning reclassification from OR 5.5 to BL. As presently zoned, this site would generate approximately 63 trips per day. The requested zoning reclassification could generate approximately 550 trips per day.

If the site were to be developed as OR 16, with a special exception for offices, this site would generate approximately 270 trips per day.

Very truly yours,

Michael S. Flanigan Traffic Engineer Associate

BOARD OF EDUCATION OF BALTIMORE COUNTY

TOWSON, MARYLAND - 21204

Date: October 23, 1972

Mr. S. Bric Dillenna County Office Building Towson, Maryland 21204

Proporty Canor: Ralph Dechiaro Enterprises, Inc. (B)
Location: W/S Rolling Road, N/S Security Boulevard
Present Zoning: D.R. 5.5
Proposed Zoning: Reclass from D.R. 5.5 to B.L.

District: 1 No. Acres: 1.1044 acres

The area as now zones (D.R. 5.5) could ultimately yield approxfmately 4 Elementary pupils, 2 Junior High pupils, and 1 Senior High pupil. A change to B.L. would not result in any sturent yield.

Schools servicing this area (based on September 20, 1072 enrollment):

	Capacity	Enrollment	+/-
Chadwick Elementary	385	422	+37
Johnnycake Junior	1240	1280	+40
Woodlawn Senior	2050	1954	-96

Very truly yours,

WiP:1d

W. Wit Petroud W. Nick Petrovich

BALTIMORE COUNTY OFFICE OF PLANNING AND ZONING

January 29, 1973

Mr. S. Eric Dillenna, Zoning Commissione Zoning Advisory Committee
Office of Planning and Zoning
Baltimore County Office Building
Towson, Maryland 21204

Comments on Item #35, IV Zoning Cycle, October 1973 — April 1973, are as follows:

Property Owner: Ralph DeChiaro Enterprises, Inc. (8) Location: W/S Ralling Road, N/S Security Blvd. Present Zoning: D.R.5.5 Proposed Zoning: Reclass. from D.R.5.5 to B.L. District: 1 No Acres: 1 1044 ncres

This plan has been reviewd and there are no site-planning factors requiring comment.

Project Planning Division Office of Planning and Zoning BALTIMOK! COUNTY, MARYLAND DEPARTMENT OF HEALTH-



October 10, 1972

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

Mr. S. Eric DiNenna, Zoning Commissioner Office of Planning and Zoning County Office Building Towson, Maryland 21204

Dear Mr. DiNenna:

Comments on Reclassification, Zoning Advisory Committee Meeting, October 4, 1972, are as follows:

Propecty Giner: Ralph Bechiaro Enterprises, Inc. (8) Location: W/S Rolling Road, N/S Security Boulevard Present Zoning: B.R. 5.5 Proposed Zoning: Reclassification to B.L. District: 1 No. Acres: 1.1044

Metropolitan water and sever must be extended to the site prior to issuance of building permit.

Very truly yours,

Thomas H. Devlin, Director BUREAU OF ENVIRONMENTAL SERVICES

UMC:mnc



HUGO A. RICCIUTI TIGHNEY AT LAW BALTIMORE, MARYLAND 2020

March 15 1973

Mr. Eric S. DiNenna Zoning Commissioner Baltimore, County Office Building Towson, Maryland 21204

> Re: Ralph DeChiaro Enter; rises Inc. Zoning Reclassifications 73-223 R Item34 73-224 R Item 35 73-225 R Item 36

Dear Mr. DiNenna

Please be advised that I now represent Ralph DeChiaro Enterprises Inc. as attorney in the above captioned zoning cases. Accordingly I would appreciate it if you would note my appearance as counsel in these matters.

I am enclosing additional copies of this letter foreach of the files.

Very truly yours, They a Remit

Har/ mar

Hugo A. Ricciuti

OFFICE OF CATONSVILLE I IM IES CATONSVILLE, MD. 21228 Harch 5 - 1973 THIS IS TO CERTIFY, that the annexed advertisement of S. Eric Dinenna Zoning Commissioner of Baltimore County

was inserted in THE CATONSVILLE TIMES, a weekly newspaper published in Baltimore County, Maryland, once a week for one

pagenerize week before the 5 day of March 19 73, that is to say,

the same was inserted in the issue of Harch 1, 1973.

STROMBERG PUBLICATIONS, Inc.

to fuch morgan

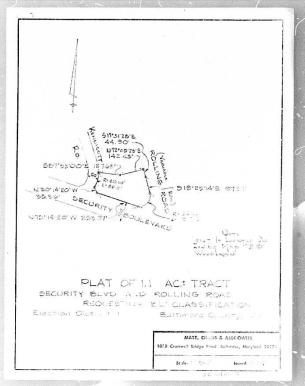
8 CERTIFICATE OF PUBLICATION

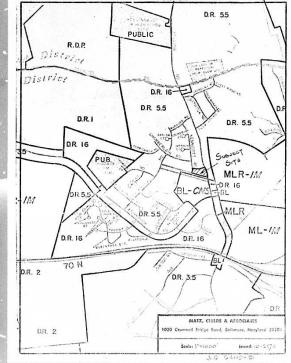
TOWSON MD.,.... Jarch 1, 19.73 THIS IS TO CERTIFY, that the annexed advertisement was sublished in THE JEFFERSONIAN, a weekly newspaper printed and published in Towson, Baltimore County, Md., ourseclarouse of one time suspensive works before the 22nd

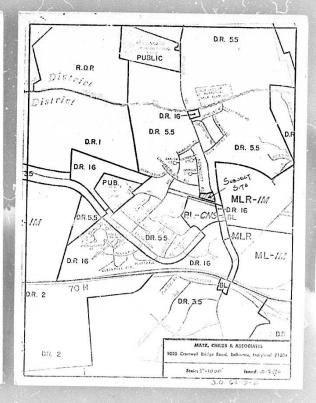
appearing on the ___lat__ day of ____ Murch__ THE JEFFERSONIAN.

Cost of Advertisement 8

19.73...







PETITION MAPPING PROGRESS SHEET FUNCTION West Map Criginal Deplicate Tracing 200 Sheet dots by date by date

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	TIMORE COUNTY OFFICE OF PLANNING AND ZONIFIG
	County Office Building
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Sept	1972. Item #
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	Zoning Commissioner
Patitioner De G	MARO ENE. Submitted by CICONIE
Patitioner's Atterne	Reviewed by ORG
	Interpreted as acceptance of the Patition for assignment of a hearing

Jefferenn Bidge, son, Ad. 21204	ALTIMORE COUNTY OFFICE OF PLANNING AND I	ONING Item 35
	County Office Building	
	111 V. Chesapeake Avenue Touson, Maryland 21204	
	Your Petition has been received and	
this	day of Basabasa	072.
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	Zoning Counts	MA, estaner
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Posted by American Date of return Manual 15-1873

BALTIMORE CPURITY, MARYLAND OPENS OF PRINCIPLE OF PRINCIP

PALTIMONE COUNTY, MARYLAND

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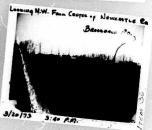














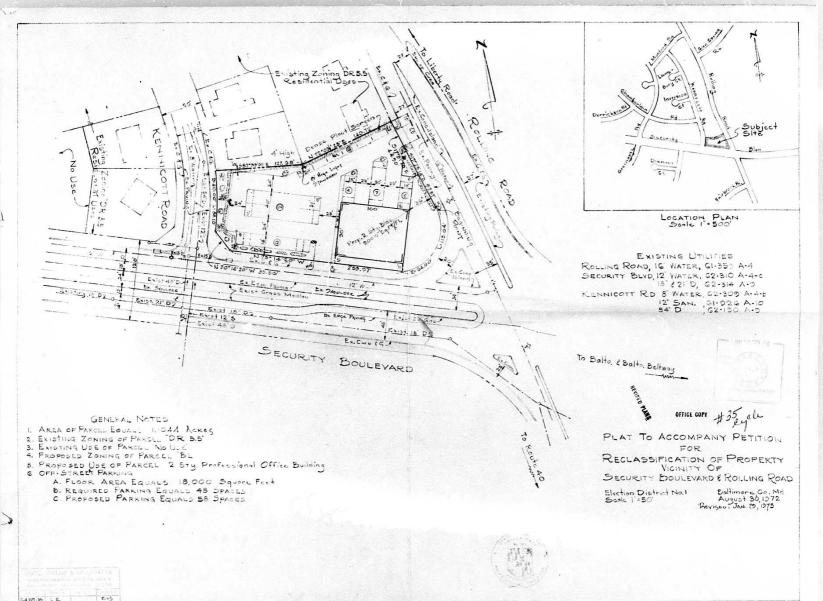


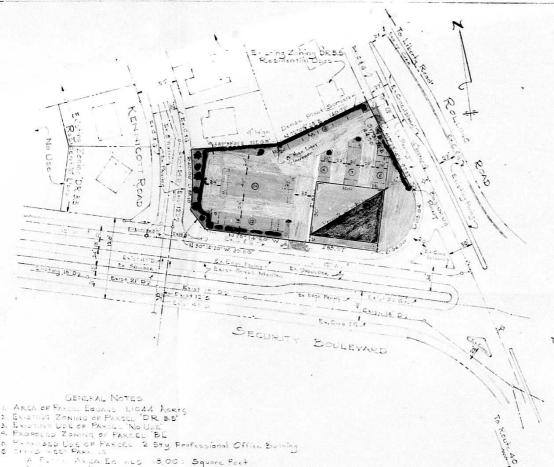












Domina and Subject

LOCATION PLAN

EXISTING UTILITIES

ROLLING ROAD, 16 WATER, G1-357 A-4

SECURITY BLVD, 12 VATER, G2-310 A-4-6

18 21 D, G2-314 A-9

KENNICOTT RD 8 WATER, G2-309 A-4-6

12 SAN. G1-926 A-10

54 D 62-100 A-9

To Balto. & Balto. Beltway

PETITIONER'S EXHIBIT 1

PLAT TO ACCOMPANY PETITION FOR

RECLASSIFICATION OF PROPERTY

SECURITY BOULEVARD & ROLLING ROAD

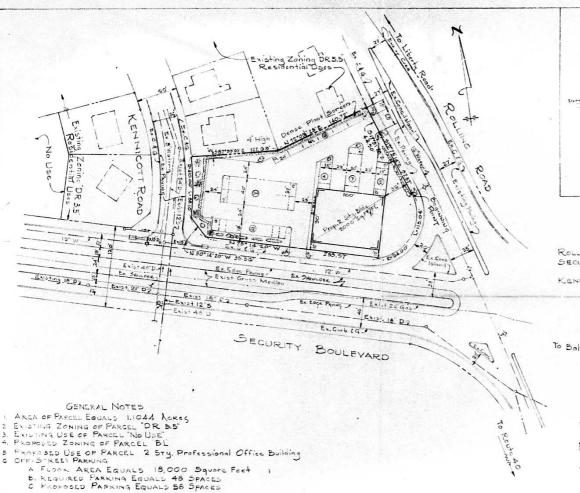
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G4110 25 LR E.

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J.O. 641198 W.O. 2298





Scale 1 . 500

EXISTING UTILITIES

ROLLING ROAD, IG WATER, G1-35: A-4

SECURITY BLVD, IZ WATER, G2-3:0 A-4-c
18: Z21D, G2-3:4 A-9

KENNICOTT RD 8' WATER, G2-209 A-4-c
12' SAN, G1-92G A-10

54' D , G2-10A A-9

To Balto & Balto Beltway

PLAT TO ACCOMPANY PETITION

RECLASSIFICATION OF PROPERTY

SECURITY BOULEVARD & ROLLING ROAD

Election District No.1 Scale 1'= 50' Baltimore Co. Md. August 30, 1272

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\$'5'5'5'15'15'18'18|18|18|18|18|14|14|14|18

J.O. 64119B

