

**BALTIMORE COUNTY, MARYLAND**

JEFFERSON BUILDING TOWSON, MARYLAND 21204

DEPARTMENT OF TRAFFIC ENGINEERING

EUGENE J. CLIFFORD, P.E.

DIRECTOR

WM. T. MELZER

DEPUTY TRAFFIC ENGINEER

May 30, 1973

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

Re: Item 190 - ZAC - April 3, 1973
Property Owner: Walter Howard Shaw Post No. 327
Fifth Avenue and Baltimore Avenue
Special Exception for Community Building
District 13

Dear Mr. DiNenna:

No major traffic problems are anticipated by the requested special exception for a community building.

Very truly yours,

A handwritten signature in cursive script, reading "Michael S. Flanigan".

Michael S. Flanigan
Traffic Engineer Associate

MSF/pk

PETITION FOR ZONING RE-CLASSIFICATION AND/OR SPECIAL EXCEPTION

TO THE ZONING COMMISSIONER OF BALTIMORE COUNTY:
Post No. 327 Veterans of Foreign Wars of the United States of
I, or we, WALTER HOWARD SHAW, legal owner of the property described in the
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 _____ zone to an _____

none; for the following reasons:

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 _____ Community Building

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

I, 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 Baltimore
County. Incorporated, s/b/c _____

by Franklin Robertson
Franklin Robertson, Legal Owner/Contractor
Address: 22 Fifth Avenue, Landover, Md.
21227

Contract purchaser

Petitioner's Attorney

Protestant's Attorney

Address: 414 Jefferson Building, Towson,
Maryland 21204

ORDERED By The Zoning Commissioner of Baltimore County, this _____ day

of April, 1973 that the subject matter of this petition be advertised, as
required by the Zoning Law of Baltimore 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
Commission of Baltimore County in Room 106, County Office Building in Towson, Baltimore
County, on the _____ day of _____, 1973, at 10:30 o'clock

Eric DiMenna
Zoning Commissioner of Baltimore County

(over)

Baltimore County, Maryland
Department of Public Works
COUNTY OFFICE BUILDING
TOWSON, MARYLAND 21204

April 30, 1973

Bureau of Engineering
ELLSWORTH H. DIVER, P.E., CHIEF

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

Re: Item 190 (April to October 1973 - Cycle V)
Property Owner: Walter Howard Shaw Post No. 327
Fifth Avenue and Baltimore Avenue
Present Zoning: D.R. 5.5
Proposed Zoning: Special Exception for Community Building
No. Acres: 0.34 acres District: 13

Dear Mr. DiMenna:

The following comments are furnished in regard to the plat
submitted to this office for review by the Zoning Advisory Commis-
tee in connection with the subject item.

HIGHWAY COMMENTS:

Baltimore and Fifth Avenues, existing County streets are
proposed to be improved in the future as 30-foot closed-type
roadway cross sections on 50-foot rights-of-way. Highway improve-
ments are not required at this time. Sidewalk is required along
the frontage of this property. The construction, or reconstruction,
of sidewalk, curb and gutter, entrance, etc. required in
connection with the further development of this site will be the
full responsibility of the Petitioner.

The entrance locations are subject to approval by the Depart-
ment of Traffic Engineering and shall be constructed in accordance
with Baltimore County Standards.

SEDIMENT CONTROL:

Development of this property through stripping, grading and
stabilization could result in a sediment pollution problem, damag-
ing private and public holdings downstream of the property. A grad-
ing permit is, therefore, necessary for all grading, including the
stripping of top soil.

STORM DRAIN:

Provisions for accommodating storm water or drainage have
not been indicated on the submitted plan.

Mr. S. Eric DiMenna
April 30, 1973
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Item 190

The Petitioner must provide necessary drainage facilities
(temporary or permanent) to prevent creating any nuisances or
damages to adjacent properties, especially by the concentration
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 Petitioner.

WATER & SANITARY SEWER:

Public water supply and sanitary sewerage are available and
serving this property.

Very truly yours,

Ellsworth H. Diver
ELLSWORTH H. DIVER, P.E.
Chief, Bureau of Engineering

END:EAM:FWR:bjh

C.N.E. Key Sheet
9 & 10 S.W.-21 Position Sheet
S.W. 6-C Topo
109 Tax Map

Baltimore County Fire Department

J. Austin Deitz
Chief



Towson, Maryland 21204

652-7236

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

Attention: Mr. Walter Howard Shaw, Chairman
Zoning Advisory Committee

Re: Property Owner: Walter Howard Shaw Post No. 327

Location: Fifth Avenue and Baltimore Avenue

Item No. 190

Zoning Agenda Tuesday, April 3, 1973

Gentlemen:

Pursuant to your request, the referenced property has 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 property.

- () 1. Fire hydrants for the referenced property are required and
shall be located at intervals of _____ feet along an
approved road in accordance with Baltimore County Standards
as published by the Department of Public Works.
- () 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.
() 4. The site shall be made to comply with all applicable parts
of the "Fire Prevention Code prior to occupancy or beginning
of operations.

- (x) 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
"The Life Safety Code", 1970 Edition prior to occupancy.
- () 6. Site plans are approved as drawn.
- () 7. The Fire Prevention Bureau has no comments at this time.

Reviewer: Ellsworth H. Diver, Noted and
Planning Group Deputy Chief
Special Inspection Division Fire Prevention Bureau

mls
4/25/72

BALTIMORE COUNTY ZONING ADVISORY COMMITTEE

May 17, 1973

COUNTY OFFICE BLDG.
111 E. Chesapeake Ave.
Towson, Maryland 21204

John J. Dillon, Jr.
Chairman

George B. Johns, Esq.,
414 Jefferson Building
Towson, Maryland 21204

RE: Special Exception Petition

Item 190
Walter Howard Shaw Post No. 327 - Petitioner

Dear Mr. Johns:

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.

These comments are not intended to indicate the appropriateness
of the zoning action requested, but to assure that all parties
are made aware of plans or problems with regard to the development
plans that may have a bearing on this case. The Director of
Planning may file a written report with the Zoning Commissioner
with recommendations as to the appropriateness of the requested
zoning.

The subject property is located on the northwest corner
of Fifth Avenue and Baltimore Avenue, in the 13th District of
Baltimore County. This property is zoned DR 5.5 and is requesting
a Special Exception for the Community Building for the above
named organization. This property is improved with a 1 1/2 story
frame dwelling that is located approximately in the center
front of the property. There are existing dwellings on the
west side and to the north of the site. There are also dwellings
on the east side of Baltimore Avenue. The southwest corner of
Fifth and Baltimore is unimproved at this time. Curb and
gutter exist at this location.

This petition is accepted for a hearing. The petitioner,
however, should be aware that he will be required to install
sidewalks along the frontage of this property. We feel that
one of the parking spaces next to the building could be relocated
to the rear of the lot. We also feel that the Zoning Commissioner
should consider imposing specific restrictions that will
control hours and days of operation. Some consideration should
be given to the feeling of the possibility of erecting a new
structure at a future date and consider restrictions pertaining
to same.

George B. Johns, Esq.
Item 190
Page 2
May 17, 1973

This petition is
enclosed filing certificate
which will be held not in
date on the filing certificate
near future.

JJDjr.:JD
(Enclosure)

cc: Robert L. Spellman
Joseph D. Thompson
101 Shell Bldg., 200

BALTIMORE COUNTY DEPARTMENT OF PUBLIC WORKS



JEFFERSON BUILDING
TOWSON, MARYLAND 21204

April 3, 1973

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

Dear Mr. DiMenna:

Comments on Item
April 3, 1973, are as follows:

Property Owner:
Location: Fifth
Present Zoning:
Proposed Zoning:
District: 13
No. Acres: 0.34

Since Metropolitan
health hazard is anticipated

YHB:ms

Pursuant to the advertisement, posting of property, and public hearing on the above petition and it appearing that by reason of the requirements of Section 502.1 of the Baltimore County Zoning Regulations having been met.

Whereupon the Board of Education of Baltimore County, Maryland, do hereby order that the Special Exception for a Community Building should be granted.

It is ORDERED by the Zoning Commissioner of Baltimore County, this 25th day of May, 1973, that the Special Exception for a Community Building should be and the same is hereby granted, from and after the date of this Order, subject to the present structure being used and the approval of a site plan by the Department of Public Works and the Office of Planning and Zoning.

Pursuant to the advertisement, posting of property and public hearing on the above petition and it appearing that by reason of the requirements of Section 502.1 of the Baltimore County Zoning Regulations having been met, the above re-classification should NOT BE HAD, and/or the Special Exception should NOT BE GRANTED.

IT IS ORDERED by the Zoning Commissioner of Baltimore County, this 25th day of May, 1973, that the above re-classification be and the same is hereby DENIED and that the above described property or area be and the same is hereby continued as and to remain as a Community Building, and/or the Special Exception for a Community Building be and the same is hereby DENIED.

Zoning Commissioner of Baltimore County

William D. Fromm
Zoning Commissioner
County Office Building
111 W. Chesapeake Ave.
Towson, Md. 21204
410-221-1111



E. ERIC DIENNA
Zoning Commissioner
County Office Building
111 W. Chesapeake Ave.
Towson, Md. 21204
410-221-1111

BALTIMORE COUNTY OFFICE OF PLANNING AND ZONING

April 24, 1973

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

Dear Mr. Dienna:

Comments on Item #190, Zoning Advisory Committee Meeting, April 3, 1973, are as follows:

Property Owner: Walter Howard Shaw Post No. 327
Location: Fifth Avenue and Baltimore Avenue
Present Zoning: D.R. 5.5
Proposed Zoning: Special Exception for Community Building
District: 13
No. Acres: 0.34 acres

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

Very truly yours,

John L. Wimbley
Planning Specialist II
Project Planning Division
Office of Planning and Zoning

BOARD OF EDUCATION OF BALTIMORE COUNTY

TOWSON, MARYLAND - 21204

Date: April 6, 1973

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

Re: Item 190

Property Owner: Walter Howard Shaw Post No. 327
Location: Fifth Avenue and Baltimore Avenue
Present Zoning: D.R. 5.5
Proposed Zoning: Special Exception for Community Building

Z.A.C. Meeting of: Tuesday April 3, 1973

District: 13
No. Acres: 0.34 acres

Dear Mr. Dienna:

No effect on student population.

Very truly yours,
W. Nick Petrovich
Field Representative

H. EMBLE PARKS, President
EUGENE C. HESS, Vice President
MRS. ROBERT L. BENEY

MARCUS H. ROTUNDO
JOSEPH N. MCGOWAN
ALVIN LORECK
JOSHUA R. WHEELER, Superintendent

T. BAIRD WILLIAMS, Jr.
RICHARD W. TRACY, V.M.D.
MRS. RICHARD K. GUERTEL

CERTIFICATE OF POSTING ZONING DEPARTMENT OF BALTIMORE COUNTY Towson, Maryland

District: 13th Date of Posting: MAY 17 1973
Posted for: SPECIAL EXCEPTION
Petitioner: WALTER HOWARD SHAW POST NO. 327 V.F.W.
Location of property: NW COR. OF BALTIMORE AND FIFTH AVES.
Location of Sign: @ W. of BALTIMORE AVE. S. of FIFTH AVE. N. of BALTIMORE AVE.
Remarks: @ W. of BALTIMORE AVE. S. of FIFTH AVE. N. of BALTIMORE AVE.
Posted by: Charles W. Mack Date of return: MAY 11 1973

CERTIFICATE OF PUBLICATION

TOWSON, MD. May 3, 1973.

THIS IS TO CERTIFY that the annexed advertisement was published in THE JEFFERSONIAN, a weekly newspaper printed and published in Towson, Baltimore County, Md., on the 23rd day of May, 1973, the first publication appearing on the 23rd day of May, 1973.

THE JEFFERSONIAN
L. Frank Smith
Manager

Cost of Advertisement, \$

CERTIFICATE OF PUBLICATION

BALTIMORE COUNTY, MD. May 14, 1973.

THIS IS TO CERTIFY that the annexed advertisement was published in THE TIMES, a weekly newspaper printed and published in Baltimore County, Md., once in each of two successive weeks before the 23rd day of May, 1973, the first publication appearing on the 2nd day of May, 1973.

THE TIMES

John H. Martin
Manager

Cost of Advertisement, \$23.00

PO L 0804
Reg. No. 6 5785

BALTIMORE COUNTY, MARYLAND No. 8398
OFFICE OF PLANNING - RECEIPT FOR PAYMENT
MISCELLANEOUS CASH RECEIPT

DATE May 23, 1973 ACCOUNT 03-666
AMOUNT \$4.00

WHITE - CASHIER
Yellow - CUSTOMER
Walker Howard Shaw Post 327 V.F.W.
22 Fifth Ave.
Towson, Md. 21207
Advertising and posting of property
873-206-X 490 CIRC

JOSEPH D. THOMPSON
ENGINEER & SURVEYOR
201 Shell Bldg. 200 E. Joppa Rd.
Towson, Md. 21204

DESCRIPTION FOR SPECIAL EXCEPTION TO ZONING, FIFTH AVENUE & BALTIMORE AVENUE, 13TH DISTRICT, BALTIMORE COUNTY, MARYLAND

Beginning for the same at the corner formed by the intersection of the North side of Fifth Avenue, 50 feet wide, and the West side of Baltimore Avenue, 50 feet wide, and running thence and blinding on the North side of Fifth Avenue, North 89 Degrees 10 Minutes West 150.00 feet thence leaving the North side of Fifth Avenue and running North 0 Degree 50 Minutes East 100.00 feet and South 89 Degrees 10 Minutes East 150.00 feet to the West side of Baltimore Avenue herein referred to and running thence and blinding thence South 0 Degree 50 Minutes West 100.00 feet to the place of beginning.

CONTAINING 0.34 acres of land, more or less.



November 29, 1972

BALTIMORE COUNTY OFFICE OF PLANNING AND ZONING

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

Your Petition has been received this 23rd day of May, 1973.

Submitted by
Reviewed by

Signature of Petitioner
Signature of Zoning Commissioner

This is to be interpreted as acceptance of the Petition for assignment of a hearing.

PETITION MAPPING PROGRESS SHEET

FUNCTION	Wall Map		Original		Duplicate		Tracing		200 Sheet	
	date	by	date	by	date	by	date	by	date	by
Descriptions checked and outline plotted on map										
Petition number added to outline										
Denied										
Granted by ZC, BA, CC, CA										
Reviewed by: <i>JS</i>	Revised Plans:					Change in outline or description				
Previous case:	Map #					Yes				

BALTIMORE COUNTY OFFICE OF PLANNING & ZONING

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

Your Petition has been received and accepted for filing this 23rd day of April 1973

Signature of Petitioner
Signature of Zoning Commissioner

Petitioner: *Walter Howard Shaw*
Petitioner's Attorney: *George S. Adams*
Reviewed by: *John L. Wimbley*
Zoning Advisory Committee

