PETITION FOR ZONING VARIANCE FROM AREA MANAGEMENT REGULATIONS, 3.347 PARKING TO THE ZONING COMMISSIONER OF BALTIMORE COUNTY:
Jack Luskin, t/a Burningwood
ESBERGER Realty Company, legal owner. County and which is described in the description and plat attached hereto and made a part hereof. hereby petition for a Variance from Section 409.2(b) in a "B-L" Zone, requesting parking spaces instead of the required letex 219 Spaces of the Zoning Regulations of Baltimore County, to the Zoning Law of Baltimore County; for the following reasons: (indicate hardship or practical difficulty) Petitioner requests a variance pursuant to Section 409.2(b) to permit off street parking of 177 spaces instead of 194 spaces for a small retail complex. (A variance of 17 spaces.) Petitioner believes, because of the size and shape of the lot, a hardship exists and that there is a real practical difficulty without the requested Avelue Traingreood Realty Company

197 3, that the subject matter of this petition be au

BAL IMORE COUNTY, MARYLAND INTER-OFFICE CORRESPONDENCE

The staff of the Office of Planning and Zoning has reviewed the subject petition and has the following comments to make.

The granting of this request would not be in keeping with planning objectives for this area. The staff notes that the Department of Traftic Engineering's representative on the Zoning Advisory Committee indicates that the variance may not be needed if the parking plan were to be revised and suggest that thisoption be explored.

SURJECT Petition #73-315-A. Petition for Variance for Off-Street Parking.

Petitioner - Burningwood Realty Company

HEARING: Monday, June 25, 1973 (10:30 A.M.)

RE: PETITION FOR VALIANCE SE/S of Brenbrook Road, 248.37' SW of Liberty Road - 2nd District Burningwood Realty Company Petitioner NO. 73-315-A (Item No. 219)

REFORE THE COMMISSIONER

BALTIMORE COUNTY

This Petition represents a request for a Variance to permit thirteen (13) less parking spaces than required by the Baltimore County Zoning Regu-

The subject property is located on the southeast side of Brenbrook Road, 248.37 feet southwest of Liberty Road, in the Second Election District

Testimony indicated that the subject property is part and parcel of an overall tract of ground that has been split by the extension of Brenbrook Road in a southerly direction from Liberty Road. The westernmost parcel is imwith an existing one (1) story commercial building which houses an appliance store, estaurant, delicatessan, and cleaners. Also, the parcel sed to be further improved with a branch drive-in bank. The eastern text of the Baltimore County Zoning Regulations, is improved with the shell building will house a Chinese restaurant, finance office, and two (2) retail of two hundred and six (206) parking spaces is provided on ted that more than enough parking exists on this site. In addition, the northernmost portion of this site will be improved with the branch drive-in bank, which will establish yet additional spaces that can be utilized

After reviewing the above testimony, it is the opinion of the Deputy Zoning Commiss oner that the Petitioner has proven that a practical difficulty does exist and that the granting of the Variance, with certain restrictions, will not be detrimental to the health, safety, and general welfare of the com

Therefore, IT IS ORDERED by the Deputy Zoning Commissioner of Baltimore County, this ______ day of June, 1973, that the herein requested Variance to permit two hundred and six (206) parking spaces in lieu of the required two hundred and nineteen (219) spaces should be and the same is GRANTED, from and after the date of this Order, subject, however, to the

- Since the parking Variance is based on the available parking on both parcels, said parcels must remain under common ownership or control at all future
- The approval of a site plan by the Department of Traffic Engineering, the Department of Public Works, and the Office of Planning and Zoning.

CEIVED FOR

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RECEIVED FOR FILING

BALTIMO" COUNTY OFFICE OF PLANNING AND ZONING

- 2 -

Southeast side of Brenbrook Road 248.37 feet Southwest of Liberty Rd.

WDF:NEG:m

2nd District

TO S. Eric DiNenna, Zoning Commissioner FROM William D. Fromm, Director





MALTIMORE COUNTY OFFICE OF PLANNING & ZONING

MCA DOD

DESCRIPTION

0.7322 ACRE PARCEL, PART OF THE LAND OF BURNINGWOOD REALTY, INC. SOUTHEAST SIDE OF BRENBROOK ROAD, SOUTHWEST OF LIPERTY ROAD, SECOND ELECTION DISTRICT, BALTIMGRE COUNTY, MARYLAND.

THIS DESCRIPTION IS FOR PARKING VARIANCE.

Beginning for the same at a point on the southeast side of Brenbrook Road, seventy feet wide, at th. distance of 248, 37 feet, as measured S 25* 34' 46" W along said southeast side of Brenbrook Road from its intersection with the southwest side of Liberty Road, eighty feet wide, said beginning point being at the end of the second line of the land conveyed to Burningwood Realty, Inc., by dead page 74, running thence binding on said southeast side of Brenbrook Road, (1) to, thence binding reversely on a part of said fifth line and continuing to bind reversely on the outlines of said land three courses: (2) S 57° 09' 27" E 72.57 feet, (3) N 32° 07' 00" E 352, 36 feet, and (4) N 64° 25' 14" W 112, 11 feet to the

Containing 0.7322 of an acre of land.

		Charles of the Party Con.
BALTIMORE COUNT LIFFICE OF FINANCE - RE MISCELLANEOUS CA	VENUE DUGGLON	No. 10861
DATEJune 2	5, 1973 ACCOUNT 01-6	62
	AMOUNT \$53	•00
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73-315-	A Duming	ood Realty Corp.
BALTIMOPE COUNT OFFICE OF F. ANCE - RI MISCELLANEOUS C	EVENUE DIVISION	N-1 0822
DATE June 1, 1973	ACCOUNT 01	-662
	AMOUNT	\$25.00
WHITE - CASHIER	PINK - AGENCY Greenberg & Kaufia	YELLOW - CUSTO'IER
215 Maryland Natio Baltimore, Nd. 212	nal Bank Building 02	

PETITION	M	APPI	NG	PRO	GRE	ŝS	SHEE	T		
				inal	Duplicate		Tracing		200 Sheet	
FUNCTION	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	1									
Reviewed by:	ije	el c	,	Chan	sed Pl ge in o	utlin	e or de	scrip	tion	_Ye _No

ORIGINAL OFFE OF CATONSVILLE I IM IS S CATONSVILLE, MD. 21228

THIS IS TO CERTIFY, that the annexed advertisement of S. Eric Dinenna Zoning Commissioner of Baltimore County was inserted in THE CATONSVILLE TEJES, a weekly newspaper published in Baltimore County, Maryland, once a week for

xeconocice week/tefore the 11 day of June 19 73 that is to say. the same was inserted in the issue/ of June 7, 1973.

STROSPERG PUBLICATIONS, Inc.

B. Buth Mingan

CERTIFICATE OF PUBLICATION

19.73

Cost of Advertisement, \$ ___.

CERTIFICATE OF POSTING ZEMING DEPARTMENT OF BALTIMORE COUNTY

	Tourson, Maryland
District 2 Nd Posted for LANIANCE	Date of Posting UNE 9-73
- KERTY	REU Brook Rd. 248.37 SW DE
Location of Signs S/S BREN	Rhook Rd 260 FT. T - W OF
Posted by Carles 21 21	Date of return: NUN 15 22-1977

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3230			
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June 7, 1973

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DEPARTMENT OF

LTATE POSTS COMMISS BUREAU OF

HEAT TH THE PARTMENT PROTECT PLANNING MILDING DEPARTMEN COLUMN OF EMPLOYMENT OWNER ADDISONDERS NO

INDUSTRIAL

Joseph S. Kaufman, Esq., 10 Light Street Baltimore, Maryland 21202

RE: Variance Petition Item 219 Jack Luskin, t/a Burningwood Realty Co.,-Patitioner

Doar Mr Kaufman

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 matre of plans or problers with regard to the development plans that may have a bearing on this case. The Director of Planning may file a written appropriateness of the requested zoning.

The subject property is located on the north-west corner and the southeast side of Liberty Road and Brenbrook Road, in the 2nd District of Baltimore County. This property is zoned BL and is improved with a usy, in's discount store, restaurant, delicatessen and cleaners in a single structure. Also on this site is a bank with a drive-in facility Also on this site is a bank with a crive-in facility which is currently under construction. The property on the southeast side of Brenbrook Road is improved with a block building that is proposed to be developed with retail stores and a restaurant.

The petitioner is requesting a Variance to permit 206 parking spaces instead of the required 219 spaces and to permit the parking of automobiles

Joseph S. Kaufman, Esq. Item 219 Page 2 June 7, 1973

O' from the right of way line of Brenbrook Road instead of the required 8 feet. It should be noted that Sec. 409.2 states in part ... 'It is the intent of these regulations that adequate off street parking spaces be provided for all buildings, and that the reauirements hereinafter set forth are and shall be taken as absolute minimums, to be exceeded wherever feasible. It is apparent that the proposed use of an additional settements causing the deficiency in the parking the same seen though the parking plan has been revised.

This petition is accepted for filing on the date of the enclosed filing certificate. Notice of the hearing date and time, which will be held not less than 10, nor more than 90 days after the date on the filing certificate, will be forwarded to you in the near future.

JOHN J. DILLON, JR., Chairman Zoning Advisory Committee

IIDir.ID

(Firelosure)

cc: Matz, Chi ds & Associates 1020 Cromwell Bridge Road Towson, Md. 21204

-BALTIMORE COUNTY. MARYLAND

May 30, 1973

DEPARTMENT OF TRAFFIC ENGINEERING

Hr. S. Eric DiNenna Zoning Commissioner County Office Building Towson, Haryland 21204

BALTIMORE COUNTY, MARYLAND

JEFFERSON BUILDING TOWSON, MARYLAND 21204

Item 219 - ZAC - May 3, 1973
Property Owner of Jack Luskin (Burningwood Realty)
Property Owner of Jack Luskin of University Owner
Variance From Section (Ag. 2, 0)
Variance From Section (Ag. 2, 0)
Jacking Spaces instead of required 1994
Discrict 2

Dear Mr. DiNenna

This Department believes that a better parking arrangement could be provided and the site may not require a parking variance.

Midal Hango

Michael S. Flanigan Traffic Engineer Associate

Very truly yours.

MSF/nl

DEPARTMENT OF HEALTH-

May 11, 1973

DONALD J. ROCP, 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 Item 219 (Previous Item 144), Zoning Advisory Committee Meeting, May 8, 1973, are as follows:

Property Owner: Jack Luskin (Burningwood Realty) Location: SE/S of Brenbrook Road, S/W of Liberty Rd. Present Zoning: B.L. Proposed Zoning: Variance from Section 409.2(b) in a

B.L. zone requesting 177 parking spaces instead of the required 194 District: 2 No. Acres: 0.7322

Since metropolitan water and sewer are available, no health hazard is anticipated.

Very truly yours,

Thomas H. Devlin, Director BUREAU OF ENVIRONMENTAL SERVICES

hVB:mne

Baltimore County Maryland Benartment Of Bublic Morks

COUNTY OFFICE PARTY OWSON MARYLAND 31304

Bureau of Engineering

June 1 1022

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

> Per Trem #210 (1022 1021) Item #219 (1972-1973)
> Froperty Cumber: Jack Luckin (Burringwood Sealty)
> S/S of Hembrook Ed., S/N of Liberty Ed.
> Fruence Joning: B.L.
> Fruence Joning: Mariance from Section 109,2 (b)
> in a S.L. some requesting 177 parking spaces instead of

District: 2nd No. Acres: 0.7322 acre

Dear Mr. DiNenna:

The comments provided for this site in conjunction with Item #1bh (1977-1973) remain walld and applicable to this Item #219 (1972-1973). Those comments are referred to for your consideration.

This office has no further comment in regard to the plan submitted for review by the Zoning Advisory Committee in connection with this Item #219 (1972-1973).

Very truly yours.

Security Dies

FWD. FAV. FWD. ee

one Davil W. Yeak

P-SW Key Sheet 2h MW 33 Pos. Sheet 5 & 7 H & 6I Topo 77 Tax Map

S. ERIC DINENNA



May 15, 1973

Ar. S. Eric DiNenna, Zonina Commissione Zoning Advisory Committee Office of Planning and Zoning Baltimore County Office Building Tewson, Maryland 21204

Dear Mr. DiNenna

Comments on Item #219, Zoning Advisory Committee Meeting, May 3, 1973, are as follows:

Property Owner: Jack Luskin (Burningwood Realty) —|Previous Item # 144| Localion: SE/S of Brenbrook Road, S/W of Liberty Road Present Zoning: B. L. Proposed Zoning: Variancs from Section 409-2 (b) in a B. L. zone requesting 177 parking No. Acres: 0.7322 acres

Revised site plans must be submitted showing the required parking setback of 8 feet from the street

Very truly yours, John Zellemblag

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

BALTIMORE COUNTY OFFICE OF PLANNII AND ZONING SUITE 301 JEFFERSON BUILDING 105 WEST CHESAPEAKE AVENUE PLANNING 494-3211 ZONING 494-3351

BOARD OF EDUCATION OF BALTIMORE COUNTY

TOWSON MARYLAND . 21204

Date: May 10, 1973

Mr. S. Eric DiNepna Zoning Commissioner County Office Building Towson, Maryland 21201

Baltimore County Fire Department

Towson Maryland 31304 121-2310

Zoning Agenda Tuesday, May 8, 1973

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

Item to 219

Gentlemen.

mls 4/16/73

Attention: Mr. Jack Dillon, Chairman Zoning Advisory Consisted

Re: Property Owner: Jack Luskin (Burningwood Realty

Location: SE/S of Brenbrook Road, S/% of Liberty Road

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 interval of a lattimore County standards as published by the Jepartsent of Jubic Borks.

() 2. A second means of which access is required for the site.

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

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

ENCRED; the maximum allowed by the Fire Department.

The site shall be made to comply with all applicable parts of the Fire Prevention Code prior to occupancy or beginning of the parts of the site shall comply with all applicable requirements of the site shall comply with all applicable requirements of the lational Fire Protection 1970 Science on Protection 1970 Science of the Protection of the site shall comply with all applicable requirements of the lational Fire Protection 1970 Science on Protection 1970 Science of the Protection 19

Reviewer: A Nogw OMEL Motorous And Laul H. Rewele Special Inspection Division Fire Prevention Bureau

Toward, Maryland 2100, 2.A.C. Meeting of: Tuesday May 8, 1973

Re: Item 219 (Previous Item fills)

Property Omer: Jack Luski. (Burningwood Bealty

Location: SE/S of Frenerock Road, S/N of Liberty Road

Present Zoning: B.L.

Proposed Zoning: Description of the Section 109.2 (b) in a B.L. some requesting

177 parking spaces instead of the required 198.

District: Bear Mr. DiMonna

No bearing on student population.

0.2322

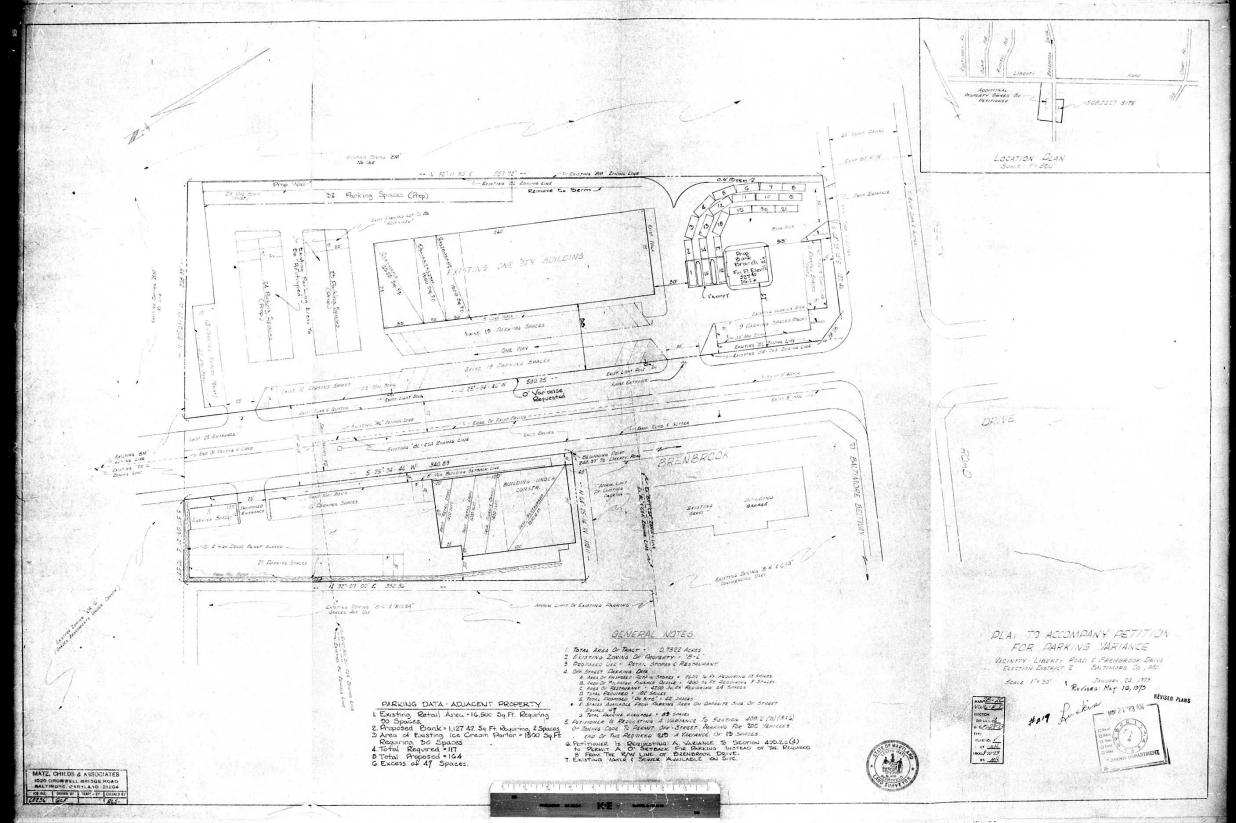
Wery truly yours, W. Ti Chtton . Nick Petrovich

WNP/ml

Field Representative

CHIEFE C. HESS, NO PRINCES MAS VISIONES & MERKLY

MICHARD W. TRACEY, V.M.C.





IAUG 14 1973