## PETITION FOR SPECIAL HEARING

TO THE TOWING COMMISSIONER OF BALTIMORE COUNTY:

situte in Baltimore County and which is described in the description and plat attached hereto and made a part hereof, hereby petition for a Special Hearing Under Section 500.7 of the Zoning Regulations of Baltimore County to determine whether or not the Zoning Commissioner and/or Deputy Soning

Commissioner should approve a permit under the provisions of Section 409.4 of the Baltimore County Zoning Regulations for the use of the described residentially-

somed property for business parking in connection with the adjoining BL-CHS tract of

See attached description

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

In or we, agree to pay expanses of above Special Hearing advertisable with 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.

HARRINGTON REALTY CONTANY Dunmak. 1 Legal Owner Michael My aughlin Protestant's Attorney

the Soning Commissioner of Baltimore County, this\_\_31st\_\_ day of .namast ...19571. that the subject matter of this petition be advertised, as required by the Zoning Law of Baltimore County, in two neepspaper of general circulation throughout the behalf before the Soning Commissioner of Baltimore County in Room 106, County Office Building in Towson, Baltimore County, on the ...2020. Add of ...02000cm....1954.

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HEARING, SH

1:12 4173

L.

RE: PETITION FOR SPECIAL HEARING SE/corner of Bellona and Berwick Avenues - 9th District Harrington Realty Company Petitioner NO. 74-108-SPH (Item No. 43)

... ... ...

DEPUTY ZONING COMMISSIONER

B PPODE THE

· BALTIMORE COUNTY

This Patition represents a request for permission to park passen. ager vehicles on a residentially zoned area adjacent to and binding on the com mer fally goned property and stores that it is needed to serve. The property is more specifically located at the northeast corner of Bellona Avenue and Berwick Avenue, contains . 945 acres, more or less, and is in the Eight! Election District of Baltimore County.

Testimony indicated that the parking area that presently serve four building on the property including the Petitioner's gracery store, contains 55 spaces, and is situated partially on the residential portion of the Petitioner's property and partially on the commercial portion of his property. The use permit for the existing residentially zoned parking area was granted by the late John G. Rose several years ago. However, the records detailing the granting of this permit are not intact and for that reason this Petition in cludes both the existing and proposed residentially zoned parking areas.

The additional parking area was described as being benefical to rhood for the following reasons. The need for off-street marking has increased over the years, and particularly, within the last year with the Petitioner's campanion store located in Riderwood, approxiexisting buildings and installation of low level type improvements, such a shrubbery and payed parking areas, would also benefit the community both from an aesthetic and safety viewpoint by increasing the site distance for vericle turning at the intersection of Bellona Avenue and Berwick Avenue

After reviewing the above testimony, it is the opinion of the Deput Zoning Commissioner that the proposed parking will be benefical to the area while serving a define to need and should be granted

Therefore, IT IS ORDERED by the Deputy Zoning Commissioner of Baltimore County this \_\_\_\_\_\_ day of \_\_\_\_\_\_ NOV.\_\_ herein request for off-street parking in a residential zone 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

BALTIMORE COUNTY ZONING ADVISORY COMMITTEE

John W. Hessian, III, Esq., The Alex Brown Building Towson, Maryland 21204

Dear Mr. Hessian

October 1, 1973

RE: Special Hearing Petition Special Address Age 1 tem 43
Harrington Realty Company - Petitioner

COUNTY OFFICE BLDG

MIMBERS

BUREAU OF ENGINEERING DEPARTMENT OF TRAFFIC ENGINEERIN STATE ROADS COME

NURBAU OF PROJECT PLANNING

CARD OF EDUCATION

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 roning action requested, but appropriateness of the roning action requested, but appropriate the result of the re

The subject property is located on the southeast corner of Belloma Avenue and Berwick Avenue, in the 9th District of Baleimorc County. This property is zoned DR 3.5 and contains just under one acre of land. This property is directly adjacent to an B.L., C.N.S. zone that is currently improved with a small shopping complex (a food market, wine slop, beauty shop and other convenient type stores and offices).

The property, which is the subject of this petition, is improved with an existing dwelling that is directly adjacent to existing dwellings

WALTER PARK Registered Surveyo HUDKINS ASSOCIATES INC. Engineers, Surveyors and Landscape Architects 200 EAST JOPPA ROAD

L. GERALD WOLF

August 22, 1973

SPECIAL EXCEPTION FOR PARKING IN A DESIDENTIAL ZONE.

Reginning for the same at the intersection formed by the east side of Bellona Avenue with the south side of Berwick Avenue thence 245.33 feet to the west side of Emory Place thence binding on the said west side of Emory Place the two following courses and distances wiz: (1) South 12 30! West 198.00 feet (2) South Of 27! Rest 50.00 feet thence leaving said Emory Place South 28 40' West 99.39 feet to intersect the 300 foot more or less line as shown in the existing B.L. Zone thence binding on said line northerly 130,29 feet to intersect a line easterly drawn 135 feet more or less from the centerline of said Bellona Avenue thence reversely binding on said 135 foot line 114,87 feet to the said east side of Bellona Avenue thence binding on the said east side of Bellona Avenue the two following courses and distances viz: (1) North 06 51'00" East 9.43 feet (2) North 07 03'00" East 101.86 feet to the place of beginning.

Containing 0.945 acres of land more or less.



Walcoly E. Need &

John W. Hessian, III, Esq. Item 43 - Harrington Realty Company October 1, 1973

on the opposite side of Berwick Avenue.

The petitioner's site plan indicates that there would be no entrances onto Berwick Avenue, and that the proposed parking area would be heavily screened and landscaped.

The petitioner is advised to revise his site plan in accordance with comments of the Bureau of Engineering with regard to sidewalks, storm drain run-off, etc. that will be required.

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 loss than 30, now more than 30 days after the date on the filing certificate, will be forwarded to you in the near future.

JJDJr.:JD

cc: The Architectural Affiliation 22 West Pennsylvania Avenue Towson, Maryland 21204

Hudkins Associates, Inc., 200 East Joppa Road Room 101, Shell Building Towson, Maryland 21204



October 9, 1973

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

Dear Mr. Di Nenna

Comments on Item #43, Zoning Advisory Committee Meeting, August 28, 1973, are as follows:

Property Owner: Harrington Realty Company Locations Int. of E/S of Bellona and S/S of Berwick Avenue Docations Int. of 25 detailed and 5 desirable and 5 desirable property for business parking in connection with adjoining B.L.—C.N.S. zoned tract of land Election District: 9 No. of Acres: 0.945 acres

Before this office will approve the subject site plan the following details must be submitted to this office:

The type of lighting, including an elevation view of the light poles, the height and

Very truly yours,

John Levembler John L. Wimbley
Planning Specialist II
Project & Development Planning Division

BALTIMORE COUNTY OFFICE OF PLANNING AND ZONING 105 WEST CHESAPEAKE AVENUE

#### Baltimore Courty, Maruland Bepartment Of Public Borks

COUNTY OFFICE BUILDING TOWSON, MARYLAND 21204

Bures of Engineering

fr. S. Eric DiNenna Zoning Commissioner County Office Building Townon, Maryland 21204

Per: Item #A3 (1973-1974)
Property Owner: Harrington Healty Company
Int. of S/S of Bellons and S/S of Derwick Avenues
Int. of S/S of Mellons and S/S of Derwick Avenues
Proposed Joning: Special Hearing to permit residentially
sound property for business parking in commettion with
adjoining H.L. - C.N.S. sound tract of land
Districts 9th No. Averse (0.95) sures

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.

Bellons Avenue, an existing County road, is proposed to be improved in the future as a 40-foot closed-type roadway cross-sention on a 60-foot right-of-way.

La Belle Avenue, Berwick Avenue and Emory Flace, existing public roads, are proposed to be improved in the future as 70-foot closed-type roadway cross-sections on 40-foot rights of-way. Highway Improvements are not required at this time. Sidewalks will be required along the entire frontage of this property in connection with the future highway improvements.

Any construction or reconstruction of sidewalks, curb and gutter, entrances, apron, etc. will be the full responsibility of the Petitioner.

Highway right-of-way widening including fillet areas for sightdistance at the several street intersections and any necessary reweithle easements for alone will be required in connection with any grading or building permit application.

The entrance locations are subject to approval by the Department 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, deseging private and public holdings downstream of the property. A grading permit is, therefore, necessary for all grading, including the stripping of top soil.

Z.A.C. Meeting of:

Harrington Healty Company Int. of 8% of Bellona and S/S of Berwick Avenue D.B. J.5 Special Hearing to pormit residentially soned property for business parking in connection with adjoining B.L.-C.N.S. somed tract of land.

BOARD OF EDUCATION

OF BALTIMORE COUNTY

No effect on student population.

Mr. S. Eric DiNenna Zoning Commissioner County Office Buildin

Re: Item 43 Property Owner: Location: Present Zoning:

District

Dear Mr. DiNema

Townen, Maryland 2120h

Item #h3 (1973-1974) Property Comer: Harrington Realty Company Page 2 September 7, 1973

## Storm Drains:

The Petitioner aunt provide necessary drainage facilities (temporary or permanent) to revenue creating any muisances or damages to adjacent properties, especially by the concentration of surface waters. Correction of any problem which may result, due to lawroper grading or improper installation of drainage facilities, would be the full responsibility or the Petitioner.

### Water and Sanitary Sewer:

Public water supply and sanitary sewerage are serving this site, including the residence which is proposed to be renoved.

The Petitioner will be responsible for the cost of capping/plugging such service connections as are removed.

Very truly yours.

Franks Diver

TND : RAM : FUR : 88

O-WE Key Sheet 3/ & 38 NW 6 Pos. Sheets NW 10 3 Topo 69 Tax Map

BALTIMORE COUNTY, MARYLAND



DEPARTMENT OF TRAFFIC ENGINEERING

September 27, 1973

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

Re: Item 43 - ZAC - August 28, 1973
Property Owner: Marrington Realty Company
Property Owner: Marrington Realty Company
Special Hearing to permit residentially owned property for business
parking in connection with adjoining 8.1.C.N.S. zoned tract of land
Districts

No major traffic problems are anticipated by the requested special hearing for parking in a residential zone.

Very truly yours,

Michael S. flow Michael S. Flanigan Traffic Engineer Associate

MSF/pk

# -BALTIMORE COUNTY, MARYLAND DEPARTMENT OF HEALTH-

August 29, 1973

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

Dear Mr. DiNenna:

Comments on Item 43, Zoning Advisory Committee Meeting August 28, 1973, are as follows:

Property Owner: Martington Realty Company location: Int. of \$7.8 Bollons and \$7.5 Berwick Avenues Freesent Zoning: D. 1. 3.5 Proposed Zoning: Special Rearing to permit business parking on property soued residential in connection with adjoining B.L.-C.M.S. sound tract of land District: 9 No. Acres: 0.945

Since this is hearing for parking, no health hazard is anticipated.

Very truly yours,

Thomas H. Devlin, Director
BUREAU OF ENVIRONMENTAL SERVICES

MARCUS M. DOTSARIS

T. BAYARE WILLIAMS, JR. BIEMARD W TRACTY VMD

OFFICE OF Towson I M IE S

**TOWSON, MD. 21204** 

GRIGINAL

THIS IS TO CERTIFY, that the annexed advertisement of S. Eric Dinenna, Zoning Commissioner of Baltimore County

was inserted in the issues of October 4, 1973.

was inserted in THE TOWSON TIMES, a weekly newspaper published in Baltimore County, Maryland, once a week for One weeks before the 8th day of Oct., 1973 that is to say, the same

STROMBERG PUBLICATIONS, Inc.

By Buth Morgan



# CERTIFICATE OF PUBLICATION

19...73.

Cost of Advertisement 5

HVB:mr

H. EMBLIE PARKS, PARKS CUSENE C. MESS.

JOSEPH N. MIGGWAN ALVIN LOPECK JOSHUA R. WHEELER, NOTAN

TOWSON, MARYLAND - 21204

Tuesday, August 28, 1973

Date: August 31, 1973

W. Trick tetrout



October 9, 1973

Mr. S. Eric DiNenna, Zoning Commissioner Zoning Advisory Committee Office of Planning and Zoning Beltimore County Office Building Townon, Maryland 21204

Dear Mr. DiMennas

Community on Item #43, Zoning Advisory Committee Meeting, August 28, 1973, are as follows:

Property Owner: Harrington Puelty Company
Locations: Int. of E/S of Bellona and S/S of Berwick Avenue
Estating Zoning: D.R.3.5
Proposed Zoning: Special Hearing to permit residentially zoned property for business
particles of the Company of the Co No. of Acres: 0.945 acres

Before this office will approve the subject site plan the following details must be submitted to this office:

The type of lighting, including an elevation view of the light poles, the height and type of screening proposed.

John Levembly John L. Wimbley
Planning Specialist II
Project & Development Planning Division

BALTIMORE COUNTY OFFICE OF PLANNING AND ZONING SUITE 201 JEFFERSON SUILDING 106 WEST CHERAPCAKE AVENUE
AREA CODE 201 PLANNING GROSSIT ZONING GROSSIT

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74-108-SPA

CERTIFICATE OF POSTING ZONING DEPARTMENT OF BALTIMORE COUNTY Toursen, Maryland

District 9th Perinter Fers Specime	Date of Posting OCT. 5, 1973
Petitioner: HARRINGTON REALTY (	
ocation of Signa: E/Side of Bellon Avenue	A 12'ton - South of Berwick
emarks: usted by Florings & Roland Signature	Date of return OCtoffee 12 /973

PETITION MAPPING PROGRESS SHEET										
FUNCTION	Wall Map Or		Orig	riginal Dup		icale	Tracing		200 Sheet	
	date	by	date	Ьу	date	by	date	by	date	by
Descriptions checked and outline plotted on map										
Petition number added to outline										
Denied									V	
Granted by ZC, BA, CC, CA										Fature 1
Reviewed by:					ed Pla ge in o		or des	cript		Yes
Previous case:			1	Мар					1000	-140

BALTIMORE COUNTY, MARYLAND OFFICE OF FINE 2 - REVENUE DIVISION MISCELLANEOUS CASH RECEIPT	12450
DATE - Que. 1. 1973 ACCOUNT(1)	<u>u </u>
AMOUNT_	\$15.03
MINITE - CASHIER PINK - AGENCY HOUSE, Smillein & Benedian 102 V. Penna, Ave.	VELLOW - CUSTOMER
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DATE	1973 ACCOUNT	02-662
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