

PETITION FOR ZONING RE-CLASSIFICATION AND/OR SPECIAL EXCEPTION

TO THE ZONING COMMISSIONER OF BALTIMORE COUNTY:

Agent: Bethlehem Steel Corporation, 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, hereby petition (4) that the zoning status of the herein described property be re-classified, pursuant to the Zoning Law of Baltimore County, from to 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 a truck terminal.

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.

Bethlehem Steel Corporation
C. E. Hagwood, Legal Owner
Address: Sparrows Point, Maryland 21212
Hennessey, Fleury and Seibert
Thomas L. Hennessey, Petitioner's Attorney
Address: 407 W. Pennsylvania Avenue, Towson, Md. 21204
ORDERED BY The Zoning Commissioner of Baltimore County, this 11th day of February, 1973, at 11:30 o'clock.

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 throughout Baltimore County, "at" property be posted, and that the public hearing, be had before the Zoning Commissioner of Baltimore County in Room 106, County Office Building in Towson, Baltimore County, on the 11th day of February, 1973, at 11:30 o'clock.

Eric DiNenna
Zoning Commissioner of Baltimore County

BALTIMORE COUNTY ZONING ADVISORY COMMITTEE

PETITION AND SITE PLAN EVALUATION COMMENTS

BALTIMORE COUNTY OFFICE OF PLANNING & ZONING

OFFICE OF ZONING COMMISSIONER

S. ERIC DINENNA
Zoning Commissioner
JAMES E. DYER
Deputy Zoning Commissioner



474 - 3351
474 - 3351

October 10, 1973

Thomas L. Hennessey, Esq.,
407 W. Pennsylvania Avenue
Towson, Maryland 21204

RE: Special Exception for Truck Terminal
SW/S North Point Blvd., 753 feet
SE of Sparrows Pt. Blvd.

Dear Mr. Hennessey:

The subject property is located on the southwest side of North Point Blvd., 753 feet southeast of Sparrows Point Blvd., in the 15th District of Baltimore County.

This property, which contains 1.45 acres of land, is currently being used as a truck terminal by the Hennessey - Hennessey, Inc. trucking company. The property was also the subject of a Zoning Violation (Case Nos. 73-10-V and 2V-72-259), along with several others in this vicinity.

The petition as submitted basically reflects what is currently existing on the site, with the exception of the channelization and physical condition of the property.

The comments of this Committee contained in this booklet reflect some of the problems that we found in this vicinity. Until revised site plans are submitted that reflect the comments of the Bureau of Engineering, State Highway Administration, and the Project Planning office, this matter will not be scheduled for a hearing.

Prior to acceptance of this petition this office will need a verification that Mr. C. E. Hagwood is a proper representative of the Bethlehem Steel Corporation.

Very truly yours,
John H. Dillon, Jr.
JOHN H. DILLON, JR., Chairman
Zoning Advisory Committee

JJDjr:JJD
cc: Dollenberg Brothers
709 Washington Ave., at York Rd. (21204)
111 WEST CHESAPEAKE AVENUE TOWSON, MARYLAND 21204

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

Division of Engineering
ELLWOOD H. DYER, P.E. CHIEF

July 30, 1973

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

Re: Item #14 (1973-1974)
Property Owner: Bethlehem Steel Corporation
753 North Point Blvd., 753 SE of Sparrows Pt. Blvd.
Present Zoning: B.R.
Proposed Zoning: Special Exception for Truck Terminal
District: 15th
No. Acres: 1.457

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.

Highways:

North Point Road (Vol. 20), Patuxent Freeway, and Sparrows Point Boulevard (Vol. 151) are State Roads; therefore, all improvements, alterations and/or changes in requirements as they affect the roads under the jurisdiction of the Maryland Highway Administration. Any utility construction within the State Road right-of-way will be subject to the standards, specifications and approval of the State in addition to those of Baltimore County.

Sediment Control:

Development of this property through striping, grading and stabilization could result in a sedimentation problem, damaging private and public holdings downstream of the property. A grading 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. Storm drain construction and a drainage and utility easement are required through this property.

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, i.e. to improve grading or improve installation of drainage facilities, would be the full responsibility of the petitioner.

Water:

Public water supply is available to serve this property.

Item #14 (1973-1974)
Property Owner: Bethlehem Steel Corporation
Page 2
July 30, 1973

Sanitary Sewer:

Public sanitary sewerage is not available to serve this property. A public sanitary sewer extension, approximately 1,300 feet in length would be required from the Greenhill Cove Pumping Station, see Drawing #56-0217, File 1.

Very truly yours,

Ellsworth H. Dyer, P.E.
ELLSWORTH H. DYER, P.E.
Chief, Bureau of Engineering

END:SAU:PM:res

B-E Key Sheet
19 & 20 SE 31 Pos. Sheets
SS 5 H Topo
111 Tax Map

BALTIMORE COUNTY, MARYLAND JEFFERSON BUILDING TOWSON, MARYLAND 21204



DEPARTMENT OF TRAFFIC ENGINEERING

EUGENE J. CLIFFORD, P.E. Director
Wm. T. MELSER Deputy Traffic Engineer

August 2, 1973

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

Re: Item 14 - ZAC - July 17, 1973
Property Owner: Bethlehem Steel Corporation
SW/S North Point Boulevard, 753 feet SE of Sparrows Point Boulevard
Special Exception for Truck Terminal
District 15

Dear Mr. DiNenna:

North Point Road is a narrow road and large trucks will probably experience difficulty staying on the right side of the road when entering or exiting this site.

Very truly yours,

Michael S. Flanigan
Michael S. Flanigan
Traffic Engineer Associate

MSF/pk



Maryland Department of Transportation State Highway Administration

Harry R. Hughes
Secretary
Bernard M. Evans
Administrator

July 20, 1973

Mr. S. Eric DiNenna
Zoning Commissioner
County Office Bldg.
Towson, Md. 21204

RE: Z.A.C. Meeting, July 17, 1973
Property Owner: Bethlehem Steel Corp.
Location: SW/S North Point, 753 ft. SE of Sparrows Pt. Blvd. (St. 20)
Present Zoning: B.R. Item 14
Proposed Zoning: Special Exception for Truck Terminal
District: 15th
No. Acres: 1.457

Dear Mr. DiNenna:

The existing 55' entrance into the subject site is in excess of the maximum permitted width of 35'. The highway frontage of the site is unimproved and there is ponding of storm water on the shoulder area as a result of insufficient storm drain structures. The frontage of the site should be improved with curb and gutter, 20' from the centerline of the road, concrete curb along the right of way line, paving of entrances and shoulder, and adequate storm drain structures. The construction would be done under permit from the State Highway Administration. The plan should be revised prior to the hearing.

The 1972 average daily count for this section of North Point Road is 10,075 vehicles.

Very truly yours,

Charles Lee, Chief
Development Engineering Section
John E. Meyers
John E. Meyers
Asst. Development Engineer

CL:JEM:dp

Baltimore County Fire Department



J. Austin Ditz
Chief

Towson, Maryland 21204
833-7310

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

Attention: Mr. Jack Dillon, Chairman
Zoning Advisory Committee

Re: Property Owner: Bethlehem Steel Corporation

Location: SW/S North Point Blvd., 753 ft. SE of Sparrows Pt. Blvd.

Item No. 14 Zoning Agenda Tuesday, July 17, 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
- () 4. The site shall be made to comply with all applicable parts of the Fire Prevention Code prior to occupancy or beginning of operations.
- (XX) 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", 1973 Edition prior to occupancy.
- () 6. Site plans are approved as drawn.
- () 7. The Fire Prevention Bureau has no comments at this time.

Reviewed: *John H. Dillon, Jr.* Noted and Approved: *Paul H. Reinse*
Planning Group Deputy Chief
Special Inspection Division Fire Prevention Bureau

ms
4/16/73

BALTIMORE COUNTY, MARYLAND DEPARTMENT OF HEALTH

JEFFERSON BUILDING
TOWSON, MARYLAND 21204

July 19, 1973

DONALD J. ROOF, M.D., M.P.H.
DEPUTY STATE AND COUNTY HEALTH OFFICER

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

Dear Mr. DiNenna:

Comments on Item 14, Zoning Advisory Committee Meeting
July 17, 1973, are as follows:

Property Owner: Bethlehem Steel Corp.
Location: SW/S North Point Blvd., 753' SE of
Present Zoning: B.R. Sparrows Pt. Divd.
Proposed Zoning: Special Exception for Truck Terminal
District: 15
No. Acres: 1.457

Metropolitan water and sewer must be extended prior to
approval of Department of Health.

Very truly yours,

Thomas P. Devlin, Director
BUREAU OF ENVIRONMENTAL SERVICES

HVB:mas

WILLIAM D. FROMM
DIRECTOR
S. ERIC DINENNA
ZONING COMMISSIONER



August 14, 1973

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

Dear Mr. DiNenna:

Comments on Item #14, Zoning Advisory Committee Meeting, July 17, 1973, are as follows:

Property Owner: Bethlehem Steel Corporation
Location: SW/S North Point Blvd., 753 ft SE of Sparrows Point Blvd.
Present Zoning: B.R.
Proposed Zoning: Special Exception for Truck Terminal
District: 15th
No. Acres: 1.457

The property must be paved with a surface such as tar and chip or macadam and properly drained.
Curbing or wheel stops must be provided for the parking spaces.

Very truly yours,

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

BALTIMORE COUNTY OFFICE OF PLANNING AND ZONING
SUITE 301 JEFFERSON BUILDING 105 WEST CHESAPEAKE AVENUE TOWSON, MARYLAND 21204
AREA CODE 301 PLANNING 484-3211 ZONING 484-3231

BOARD OF EDUCATION OF BALTIMORE COUNTY

TOWSON, MARYLAND - 21204

Date: July 18, 1973

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

Re: Item 14

Property Owner: Bethlehem Steel Corporation
Location: SW/S North Point Blvd., 753 ft. SE of Sparrows Pt. Blvd.
Present Zoning: B.R.
Proposed Zoning: Special Exception for Truck Terminal

District: 15th
No. Acres: 1.457

Dear Mr. DiNenna:

No bearing on student population.

Very truly yours,
W. Nick Petruich
Field Representative

WNP/ml

N. FORTUNE PARKS, INCORPORATED
FACILITY & SERVICES, INCORPORATED
H. F. FORTUNE, PRESIDENT

MARSHALL W. BETHUNE
JOSEPH W. BETHUNE
ALVIN LORICK
JOSHUA W. WHEELER, JR.

T. BATHURST WILLIAMS, JR.
RICHARD E. BATHURST WILLIAMS, JR.
WILLIAM W. BATHURST WILLIAMS, JR.

March 6, 1974

Thomas L. Hennessey, Esquire
407 West Pennsylvania Avenue
Towson, Maryland 21204

RE: Petition for Special Exception
SW/S of North Point Road, 753' SE
of Sparrows Point Boulevard -
15th District
Bethlehem Steel Corporation -
Petitioner
NO. 74-169-X (Item No. 14)

Dear Mr. Hennessey:

I have this date passed my Order in the above captioned matter
in accordance with the attached.

Very truly yours,

James E. Dyer
Deputy Zoning Commissioner

JED/mc

Attachments

cc: Mr. Kenneth Munski, Chairman
North Point Improvement Association
3911 Daisford Avenue
Baltimore, Maryland 21230

Bernard F. Murphy, Esquire
6905 Duane Avenue
Dundalk, Maryland 21222

Mrs. Virginia Tolbert
7421 North Point Creek Road
Baltimore, Maryland 21219

September 21, 1976

Bernard F. Murphy, Esquire
Professional Building
6905 Duane Avenue
Baltimore, Md. 21222

Re: Case No. 74-169-X
Bethlehem Steel Corp. and
Case No. 73-30-V
Wayne Siegel, et al

Dear Mr. Murphy:

Enclosed herewith is a copy of the Supplementary Opinion
and Order passed today by the County Board of Appeals in the above
entitled cases.

Very truly yours,

Edith Y. Eisenhart, Adm. Secretary

cc: Thomas L. Hennessey, Esquire
John W. Hession, III, Esquire
Mr. S. E. DiNenna
Mr. J. E. Dyer
Mr. N. E. Gerber
Mr. J. Howell
Board of Education

RE: PETITION FOR SPECIAL EXCEPTION : ON REMAND FROM THE
for a Truck Terminal : CIRCUIT COURT
SW/S North Point Road, 753' :
SW Sparrows Point Boulevard : FOR
15th District :
Bethlehem Steel Corporation : BALTIMORE COUNTY
Petitioner-Appellant :
and :
RE: ALLEGED ZONING VIOLATION : Misc. 10/120/5738
on property located at :
6501 Old North Point Road :
15th District : Zoning File #74-169-X
Wayne Siegel, Mawson & Mawson, : and
Inc. and Bethlehem Steel Corp. :
Defendants-Appellants : Zoning File #73-30-V

SUPPLEMENTARY OPINION AND ORDER

In accordance with Judge John G. Turnbull's Order of Remand, dated
December 30, 1975, the County Board of Appeals hereby grants the petitioned special
exception for a Truck Terminal. Said granting shall be subject to those
restrictions imposed by the Deputy Zoning Commissioner in his Order dated March 6,
1974, which restrictions shall be set out in the following order.

ORDER

For the reasons set forth in the foregoing Supplementary Opinion, it is
this 21st day of September, 1976, by the County Board of Appeals, ORDERED that
the special exception petitioned for, be and the same is hereby GRANTED, subject to
the following restrictions:

1. The entire surface of the parking area must be properly graded and drained to provide for storm water runoff.
2. The entire parking surface must be paved with macadam, and curbing or wheel stops installed to control the parking or storage of trucks.
3. Entrances must be installed in strict compliance with State Highway Administration and/or Baltimore County standards. Curbing shall be installed across the full width of the Petitioner's property.
4. The entire boundary of the property must be fenced with an eight (8) foot high chain link fence. The fence must be of a screen type along the frontage

Bethlehem Steel Corp. - 10/120/5738

2.

of the property, opposite the residential zone and dwellings.

5. The property must be maintained in good condition at all times including the trimming or cutting of grass and weeds along the peripheral lines of the property. All junk, trash and debris must be kept in a dumpster or other trash container that must be installed on the property.
6. All trucks or vehicles parked or stored on the truck terminal property must be licensed and in operating condition.
7. The Petitioner or operators of the terminal shall refrain from idling motors of parked trucks for extended periods of time. Trucks shall be prohibited from parking on or alongside North Point Road, and under no circumstances shall trucks be routed through the residential streets of Edgemere.

COUNTY BOARD OF APPEALS
OF BALTIMORE COUNTY

Robert A. Miller
John A. Miller

DOLLENBERG BROTHERS
Registered Professional Engineers & Land Surveyors
704 WASHINGTON AVENUE AT YORK ROAD
TOWSON, MD. 21204

July 5, 1973

Zoning Description

All that piece or parcel of land situate, lying and being in the
Fifteenth Election District of Baltimore County, State of Maryland and
described as follows to wit:

Beginning for the same at a point on the southwest side of North
Point Road at the distance of 753 feet more or less southeasterly meas-
ured along the southwest side of North Point Road from the center line of
Sparrows Point Boulevard, said place or beginning also being on the east
right of way line of Ramp "D" of the Patapsco Freeway and running thence
and binding on the southwest side of North Point Road the two following
courses and distances viz: South 51 degrees 06 minutes East 11.83 feet
and running South 38 degrees 42 minutes East 256.30 feet to the eastern-
most right of way line of Ramp "D" of the Patapsco Freeway and thence bind-
ing on said right of way line the four following courses and distances
viz: North 30 degrees 26 minutes East 37.91 feet, North 29 de-
grees 23 minutes 24.6 seconds East 37.91 feet, North 2 degrees 44 minutes
59.6 seconds East 137.19 feet and North 0 degrees 55 minutes 46.5 seconds
East 31.58 feet to the place of beginning.

Containing 1.457 Acres of land more or less.



NOV 30 1976

RECEIVED
JAN 21 1975
CLERK'S OFFICE

RE: PETITION FOR SPECIAL EXCEPTION
for Truck Terminal
SW 1/4 of North Point Road 753' SW
of Sparrows Point Boulevard
15th District

Bethlehem Steel Corporation
Wayne Siegel, Mawson & Mawson, Inc.
Petitioners-Appellants

and
CIRCUIT COURT
FOR
BALTIMORE COUNTY

VS.
AT
LAW

Wayne Siegel, Mawson & Mawson, Inc.
and Bethlehem Steel Corporation
Defendants-Appellants

Misc: 10
Folio: 120
File: 5736

RECEIVED FILE NO. 74-169-X
73-30-V (2V-72-259)

The Order for Appeal and accompanying Petition, Answer thereto by the parties from the County Board of Appeals, Order and Opinion dated September 19, 1975, having come on a hearing, arguments of counsel having been heard, and the record, including the transcript of testimony and exhibits from the Board having been reviewed by the Court, the Board having also been considered by the Court, it is this 19th day of September, 1975, by the Circuit Court for Baltimore County, ORDERED, that the Order and Opinion of the County Board of Appeals dated September 19, 1975, denying the requested special exception be and it is hereby reversed, and it is further, ORDERED, that these proceedings be and they are hereby remanded to the Baltimore County Board of Appeals for further action on the Petition for Special Exception for accordance

with the Court's guidance herein, as may be necessary or helpful to the Board in imposing conditions similar to those of the Deputy Zoning Commissioner in his Opinion and Order dated March 6, 1974, whereby he granted the Petition for Special Exception.

J. TURNER
JUDGE

RE: PETITION FOR SPECIAL EXCEPTION : BEFORE
for Truck Terminal :
SW 1/4 of North Point Road 753' SW : COUNTY BOARD OF APPEALS
of Sparrows Point Boulevard :
15th District : OF
Bethlehem Steel Corporation : BALTIMORE COUNTY
Petitioner : No. 74-169-X

OPINION

This case comes before the Board on an appeal from an Order of the Deputy Zoning Commissioner, dated March 6, 1974, wherein he granted the requested special exception for a truck terminal in an M.L. zone, subject to certain restrictions for the property located on the southwest side of North Point Road, 753 feet southwest of Sparrows Point Boulevard, in the Fifteenth Election District of Baltimore County.

Mr. Wayne Siegel appeared and testified on behalf of the Petitioners in this case and indicated that he was one of the owners of the subject property which had been purchased from Bethlehem Steel Corporation, who is the listed Petitioner in this case. Mr. Siegel indicated that he was desirous of obtaining the special exception to permit the truck terminal on the subject property as to legalize a use that has been taking place on this site since 1958. His testimony indicated that the requirements of Section 502.1 would be satisfied, and further, that it would be a hardship upon him if this relief were not granted.

However, several of the neighbors appeared and protested this requested special exception and numerous complaints were indicated, such as noise, traffic, fumes from diesel fuel, dust, dirt, smoke, and even some indication of fire occurring on the subject property. Suffice it to say that the complaints were many and varied, and that most of the complaints were related to the trucks which would be the users of this terminal. Additional problems of safety on the public streets which are affected by the traffic of large tractor trailers on small neighborhood streets, and congestion and danger caused by the parking of these tractor trailers along the sides of such public roads were recited as other complaints.

After due consideration, it is the opinion of this Board that the evidence

Bethlehem Steel Corporation - No. 74-169-X

before us in this case clearly indicates that the general welfare of the immediate neighborhood would be adversely affected if this petition be granted, and further, that the granting of this special exception additionally would create traffic and parking problems; furthermore, there is some question that the health, safety and general welfare may be endangered by the granting of this special exception. For these reasons, therefore, the special exception petitioned for will be denied.

ORDER

For the reasons set forth in the foregoing Opinion, the Board reverses the Order of the Deputy Zoning Commissioner dated March 6, 1974, and it is this 19th day of September, 1975, by the County Board of Appeals ORDERED, that the special exception petitioned for, be and the same is hereby DENIED.

Any appeal from this decision must be in accordance with Rules 8-1 to 8-12 of the Maryland Rules of Procedure.

COUNTY BOARD OF APPEALS OF BALTIMORE COUNTY

Walter A. Reiter, Jr., Chairman

Robert L. Gilland

John A. Miller

RE: PETITION FOR SPECIAL EXCEPTION : BEFORE THE
SW 1/4 of North Point Road, 753' SE of : DEPUTY ZONING
Sparrows Point Boulevard - 15th District : COMMISSIONER
Bethlehem Steel Corporation - Petitioner :
NO. 74-169-X (Item No. 14) : OF
BALTIMORE COUNTY

This Petition represents a request for a Special Exception for a truck terminal on a 1.457 acre parcel of ground located on the south side of North Point Road, approximately 753 feet south of Sparrows Point Road, in the Fifteenth Election District of Baltimore County.

Testimony was offered on behalf of the request by Mr. Wayne H. Siegel, an agent for Mawson and Mawson, Inc. since 1956. The site in question was leased from Bethlehem Steel for a truck terminal on July 31, 1958, and has been utilized by Mawson and Mawson, Inc. for trucking purposes since that time. Mr. Siegel explained that he had only recently been informed on two separate occasions that the trucking operation was in violation of the Baltimore County Zoning Regulations. One occasion resulted from an Order after a violation hearing, and the other resulted from a refusal of a building application to relocate an existing garage on the property.

Three truck terminals legally exist by way of the granting of Special Exceptions within close proximity to the subject property. The Dennis Trucking Company is adjacent to and binds on the westernmost side of the property. The Youngstown Cartage Trucking Company is located just west of the subject property within the right-of-way of the Patapsco Freeway and will, in all probability, be eliminated in the future. The Davidson Trucking Company is located on the opposite side of North Point Road just east of the subject property.

Recent improvements to the subject property include grading and dilling of the parking surface, installation of wheel stops and general removal of junk

and debris.

In describing the operation, Mr. Siegel indicated that the trucks operating from the terminal have hauled steel almost exclusively for the Bethlehem Steel Corporation since 1958. He felt that the ingress and egress from the site was satisfactory in that the trucks had safely and adequately operated from the site for several years and could continue to do so in the future.

Mr. Kenneth Musaki, Chairman of the Zoning Committee of the North Point Improvement Association, and Mrs. Virginia Tolbert, President of the North Point Peninsula Community Coordinating Council, testified in protest to the Petitioner's request. Several individuals, some nearby residents and others as far away as Dundalk also testified in protest to the Special Exception. Much of the testimony concerned crowded traffic conditions and hazards resulting from the necessity of trucks and residential traffic utilizing North Point Road in the area of the truck terminals.

Also, of great concern was the parking of trucks along the side of the road in various locations throughout the area, and specifically, in front of the subject truck terminal. Other complaints included the unpaved parking surface which is at times very dusty and at other times the source of water drainage problems, oil carried onto the street by trucks, and the burning of tires, debris, and junk vehicles on the subject property.

One Protestant, who lives on the opposite side of North Point Road, complained of fumes entering his living room as a result of truck motors idling while being parked on the truck terminal parking lot. This witness, however, testified under cross-examination that he had at one time owned a fuel oil trucking business and had parked trucks on the subject property prior to it being leased by Mawson and Mawson, Inc. He also stated that he had parked the same trucks at his residence up until a period of five years ago.

Most of those protesting the terminal were cognizant of the fact that they are located in close proximity to a very large industrial complex and that many

of their problems are a direct result of this situation.

Nevertheless, they felt that the trucking company has not operated within the law and that it presently exists in violation of the Baltimore County Zoning Regulations. Their complaints have been ignored or answered with statements that the property is leased, and that Bethlehem Steel, the fee owner, is not willing to spend any money on improvements.

After reviewing the testimony and evidence submitted in this case, it is quite clear that the terminal is not being operated in accord with zoning and other regulations or requirements. However, the fact remains that the site is almost surrounded by other truck terminals, and the most logical use of the property would be that of a truck terminal.

Traffic problems can be expected to be present any time truck traffic utilizes the same street as residential passenger vehicles. Such a situation has existed in this area for several years and has been aired at public hearings on more than one occasion.

The Davidson Trucking Company, located, more or less, catercorner to the subject property was granted a Special Exception by the Board of Appeals in 1965. Area residents, who protested the Special Exception, appealed the granting to Circuit Court on the basis that it would be detrimental to the health, safety and general welfare of the locality involved and would tend to create congestion on the roads, streets and alleys therein. The Circuit Court judge, after reviewing the evidence presented to the Board of Appeals, rendered a detailed six page Opinion upholding the granting of the Special Exception.

Major highways, which have been constructed in the area since that time, have not entirely solved the traffic problems, however, conditions have been improved. Additional improvements, including the widening of North Point Road and a safer turn at the underpass onto Sparrows Point Road is planned for the future.

Based on these facts and conditions, one must conclude that a truck terminal at the subject location will meet the requirements of Section 502.1 of the Baltimore County Zoning Regulations, and that a Special Exception should, with certain restrictions, be granted.

Therefore, IT IS ORDERED by the Deputy Zoning Commissioner of Baltimore County, this 6th day of March 1974, that the herein described property or area should be and the same is hereby GRANTED a Special Exception for a truck terminal. Said granting shall be subject to the following restrictions:

1. The entire surface of the parking area must be properly graded and drained to provide for storm water run-off.
2. The entire parking surface must be paved with macadam, and curbing or wheel stops installed to control the parking or storage of trucks.
3. Entrances must be installed in strict compliance with State Highway Administration and/or Baltimore County Standards. Curbing shall be installed across the full width of the Petitioner's property.
4. The entire boundary of the property must be fenced with an eight foot high chain link fence. The fence must be of a screen type along the frontage of the property, opposite the residential zone and dwellings.
5. The property must be maintained in good condition at all times including the trimming or cutting of grass and weeds along the peripheral lines of the property. All junk, trash and debris must be kept in a dumpster or other trash container that must be installed on the property.
6. All trucks or vehicles parked or stored on the truck terminal property must be licensed and in operating condition.
7. The Petitioner or operators of the terminal shall refrain from idling motors of parked trucks for extended periods of time. Trucks shall be prohibited from parking on or along side North Point Road, and under no circumstances shall trucks be routed through the residential streets of Edgemere.

James E. Kline
Deputy Zoning Commissioner of
Baltimore County

BALTIMORE COUNTY, MARYLAND
OFFICE OF TAX & REVENUE DIVISION
MISCELLANEOUS CASH RECEIPT

No. 13061

DATE Jan. 21, 1974 ACCOUNT 01-660

AMOUNT \$50.00

DISTRIBUTION
WHITE - CASHIER PINK - AGENCY YELLOW - CUSTOMER

Mrs. Hennessey, Fleury and Seibert
407 W. Penna. Ave.
Towson, Md. 21204

Petition for Special Reapportionment for Bethesda Local Corp.
#71-169-X 3806201 500CC

[illegible]

ORIGINAL

OFFICE OF

 THE ESSEX TIMES 

ESSEX, MD. 21221 January 28 - 1974

THIS IS TO CERTIFY, that the annexed advertisement of
S. Eric Dinenna
Zoning Commissioner of Baltimore County
was inserted in THE ESSEX TIMES, a weekly newspaper published in
Baltimore County, Maryland, once a week for one week before the 28 day of January 1974 that is to say, the same
was printed in the issue of January 24, 1974.

STROMBERG PUBLICATIONS, Inc.

By Keith Morgan

**PETITION FOR SPECIAL
JURY—LAST EDITION**

CONING
petition for a "Track Team" to
be organized for the purpose of
Track Band 7 feet southwest
of the intersection of the
road and the road, between
171, 181, 191, 201, 211, 221, 231,
241, 251, 261, 271, 281, 291,
301, 311, 321, 331, 341, 351,
361, 371, 381, 391, 401, 411,
421, 431, 441, 451, 461, 471,
481, 491, 501, 511, 521, 531,
541, 551, 561, 571, 581, 591,
601, 611, 621, 631, 641, 651,
661, 671, 681, 691, 701, 711,
721, 731, 741, 751, 761, 771,
781, 791, 801, 811, 821, 831,
841, 851, 861, 871, 881, 891,
901, 911, 921, 931, 941, 951,
961, 971, 981, 991, 1001, 1011,
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1871, 1881, 1891, 1901, 1911,
1921, 1931, 1941, 1951, 1961,
1971, 1981, 1991, 2001, 2011,
2021, 2031, 2041, 2051, 2061,
2071, 2081, 2091, 2101, 2111,
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2221, 2231, 2241, 2251, 2261,
2271, 2281, 2291, 2301, 2311,
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2371, 2381, 2391, 2401, 2411,
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2871, 2881, 2891, 2901, 2911,
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3371, 3381, 3391, 3401, 3411,
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6621, 6631, 6641, 6651, 6661,
6671, 6681, 6691, 6701, 6711,
6721, 6731, 6741, 6751, 6761,
6771, 6781, 6791,

CERTIFICATE OF PUBLICATION

TOWSON, MD. January 24, 1974

THIS IS TO CERTIFY, that the annexed advertisement was published in THE JEFFERSONIAN, a weekly newspaper printed and published in Towson, Baltimore County, Md., ~~once a week~~ one time ~~approximately~~ before the 11th day of February, 1974, the ~~last~~ publication appearing on the 24th day of January, 1974.

THE JEFFERSONIAN,
H. L. Smith Manager

Cost of Advertisement \$

PETITION MAPPING PROGRESS SHEET										
FUNCTION	Well 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										
Indexed										
Granted by ZC, BA, CC, CA										
Reviewed by: <i>ETH</i>										
Previous cases: _____										

Revised Plans:
 Change in outline or description _____ Yes
 _____ No
 Map # _____

CERTIFICATE OF POSTING
ZONING DEPARTMENT OF BALTIMORE COUNTY
Towson, Maryland

District. 154
 Posted for: Heim, Monday, Feb. 11th 1924 C. 1.20 P.M.
 Petitioner: Bittker, State Corp.
 Location of property: SW 1/4 of North 24th Rd. 153rd S.E. 4
Spencer, Bent Ford
 Location of Signs: 1 sign posted on S.W. 1/4 of North 24th Rd. Next to
Carmen Trucking Co.
 Remarks:
 Posted by: Mark H. Hoe Date of return: 1-21-24

LAW OFFICES

Thomas L. Hennessey, P.C.

THOMAS L. HENNESSEY
CLEWELL HOWELL, JR.
LAWRENCE ANTHONY MELFA
MICHAEL P. TANCY
JOHN P. ROWLAND

407 WEST PENNSYLVANIA AVE. 10E
TOWSON, MARYLAND 21204

RETURN MAIL ADDRESS
BOX NO. 5475
TOWSON, MARYLAND 21204

new files

BALTIMORE CIRCUIT COURT
CLERK'S OFFICE
JAN 3 1976
RECEIVED
FEBRUARY 1976
d

no more copies CBK/jm
7/10
will be used
against debts

RE: PETITION FOR SPECIAL EXCEPTION
for Truck Terminal
SW/S of North Point Road 753' SW
of Sparrows Point Boulevard
15th District : IN THE

Rothelien Steel Corporation
Wayne Siegel, Mason & Mason, Inc.
Petitioners-Appellants
and : CIRCUIT COURT

RE: ALLEGED ZONING VIOLATION : BALTIMORE COUNTY
on property located at
6509 Old North Point Road
15th District : AT LAW

Wayne Siegel, Mason & Mason, Inc.
and Rothelien Steel Corporation
Defendants-appellees : Misc.: 10
Folio: 120
File: 5738

Zoning File Nos.
73-169-X
73-30-V (ZW-72-259)

LAW OFFICES
Thomas L. Hennessey, P.C.

THOMAS L. HENNESSEY
CLEWELL HOWELL JR.
LAWRENCE ANTHONY MELFA
JOHN P. ROWLAND

407 WEST PENNSYLVANIA AVENUE
TOWSON, MARYLAND 21204

RETURN MAIL ADDRESS
BOX NO. 8475

BALTIMORE COUNTY OFFICE OF PLANNING AND ZONING

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

Your Petition has been received * this 6th day of July, 1972. Item # _____.

[Signature]
S. Eric DiNemmo
Zoning Commissioner

Petitioner: B. K. Hines, et al. Submitted by: Jane Fleming

Petitioner's Attorney: Hewings Reviewed by: TTH

* This is not to be interpreted as acceptance of the Petition for assignment of a hearing date.

RE: Siegel and Mawson & Mawson
vs Tolbert, et al

Gentlemen;

We hand-carried to the Board of Appeals a photocopy of the Mandate of the Virginia Tolbert, et al which has, in our opinion, the effect of leaving standing the opinion and Order of Judge Turnbull which reversed the Board of Appeals and remanded the case for an Order granting Mr. Siegel and Mawson & Mawson a special exception for a truck terminal at 6501 North Point Road. We have heard nothing since we delivered the Mandate to the Board of Appeals and request some contact or advice as to the present status of this matter. This is of particular interest to us due to the fact that the new zoning bill, 18-76, has in it certain requirements which may affect the operation of Mawson & Mawson at the area of the special exception.

I thank you very much for your prompt attention to this matter.

Very truly yours,
Michael P. Tanczyn
Michael P. Tanczyn

MPT/amh

cc: Mr. Wayne Siegel
Mawson & Mawson, Inc.
6501 Old North Point Road
Baltimore, Maryland 21219

: : : : :
 ORDER FOR APPEAL
BY VIRGINIA TOLBERT, ET AL., PROTESTANTS
 vs. CLERGY
 Enter an Appeal to the Court of Special Appeals on behalf of Virginia
 Tolbert, et al, Protestants, from the judgment entered in this action on
 December 30, 1975.

 Bernard F. Murphy
 BREWED and STONE
 6905 Hanaway
 Randall, Maryland 21222
 Telephone: 284-2500
 288-5270
 Attorneys for Protestants

 I HEREBY CERTIFY, that on this day of January, 1976 a copy of the
 foregoing was forwarded to John W. Hessian, III, Esquire, County Office Building,
 Towson, Maryland 21204; Thomas L. Hennesey, Esquire, 407 West Pennsylvania
 Avenue, Towson, Maryland 21204.

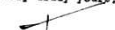
 Bernard F. Murphy

County Board of Appeals
111 West Chesapeake Avenue
Towson, Maryland 21204

RE: Bethlehem Steel Corporation
Wayne Siegel, Mawson & Mawson, Inc.

Dear Sirs:

Enclosed please find a copy of the Memorandum
filed in the Circuit Court for Baltimore County with regard to
the above captioned matter.

Very truly yours,

Thomas L. Hennessey

TLM/gg
Enclosure

RE: PETITION FOR SPECIAL EXCEPTION
for a Truck Terminal
SW/5 of North Point Road 753 feet
SW of Sparrows Point Boulevard
15th District

Bethlehem Steel Corporation
Petitioner - Appellant

Zoning File No. 74-169-X

IN THE CIRCUIT COURT
FOR BALTIMORE COUNTY
AT LAW

Misc. Docket No. 10
Folio No. 120
File No. 5738

ANSWER TO PETITION ON APPEAL

The Answer of the People's Counsel for Baltimore County, a party to this proceeding, to the Petition to Accompany Order for Appeal, respectfully shows:

1. The allegations of Paragraph 1 of said Petition are admitted.
2. Answering the allegations of Paragraph 2, ET SEQ. of said Petition, It is respectfully submitted that the findings and decisions of the County Board of Appeals are correct and based on adequate and proper findings of matters and facts in the record before it.

Wherefore, it is respectfully submitted that the decision of the County Board of Appeals should be sustained.

AND AS IN DUTY BOUND, etc.

John W. Heston, III
John W. Heston, III
People's Counsel

Charles E. Kuntz, Jr.
Charles E. Kuntz, Jr.
Deputy People's Counsel
County Office Building
Towson, Maryland 21204
494-2188

I HEREBY CERTIFY that a copy of the foregoing Answer was mailed on this

21st day of November, 1975 to Thomas L. Hennessy, Esquire, 407

West Pennsylvania Avenue, Towson, Maryland 21204, Attorney for Petitioners-
Defendants; J. Carroll Holzer, Esquire, County Solicitor for Baltimore County,
County Office Building, 111 West Chesapeake Avenue, Towson, Maryland 21204,
Attorney for Baltimore County; Bernard F. Murphy, Esquire, Howard and Stone, 6905
Dunmanway, Dundalk, Maryland 21222, Attorney for Residents-Protestants; and
County Board of Appeals, 111 West Chesapeake Avenue, Towson, Maryland 21204.

[Signature]

RE: PETITION FOR SPECIAL EXCEPTION
for Truck Terminal
SW/5 of North Point Road 753 feet
SW of Sparrows Point Boulevard
15th District

Bethlehem Steel Corporation
Petitioner - Appellant

Zoning File No. 74-169-X

IN THE
CIRCUIT COURT
FOR
BALTIMORE COUNTY
AT LAW

Misc. Docket No. 10
Folio No. 120
File No. 5738

CERTIFIED COPIES OF PROCEEDINGS BEFORE THE ZONING COMMISSIONER AND BOARD OF APPEALS OF BALTIMORE COUNTY

TO THE HONORABLE, THE JUDGE OF SAID COURT:

And now come Walter A. Reiser, Jr., Robert A. Gillard, and John A. Miller, constituting the County Board of Appeals of Baltimore County, and in answer to the Order for Appeal directed against them in this case, herewith return the record of proceedings had in the above entitled matter, consisting of the following certified copies or original papers on file in the office of the Zoning Department of Baltimore County:

ZONING ENTRIES FROM DOCKET OF ZONING COMMISSIONER OF BALTIMORE COUNTY

No. 73-50-V
(2V-72-237)

July 17, 1972 Violation Inspection Report filed by A. A. Staphel, Inspector for Baltimore County on behalf of Complainants

Jan. 2, 1973 Deputy Zoning Commissioner found that subject property is being utilized in violation of the Baltimore County Zoning Regulations, i.e., operating a truck terminal in an M-1 zone without a Special Exception and/or operating a truck terminal without compliance to Baltimore County Improvement Standards or approved plans. ", and

File No. 3738 - Bethlehem Steel Corp. and Wayne Siegel, et al

Ordered that "said use must cease or be corrected within 100 days of the date of this Order."

Jan. 30, 1973 Order of Appeal to County Board of Appeals filed by Thomas L. Hennessy, Esq., attorney for Defendants

Aug. 12, 1975 Hearing on appeal before County Board of Appeals

Sept. 18 County Board of Appeals found that violation complained of did exist, and ordered "that such use shall not be permitted from the date of this Order."

" 29 Order of Appeal filed in the Circuit Court for Baltimore County

No. 74-169-X

Dec. 8, 1973 Petition of Bethlehem Steel Corporation for Special Exception for Truck Terminal, on property located on the southwest side of North Point Road 753 feet southwest of Sparrows Point Blvd., 15th District - filed

" " Order of Zoning Commissioner directing advertisement and posting of property - date of hearing set for February 11, 1974 at 1:30 p.m.

July 18 Comments of Board of Education of Baltimore County - filed

" " Department of Health, Baltimore County - filed

" " Baltimore County Fire Dept. - filed

" 20 " Maryland Dept. of Transportation - filed

" 30 " Dept. of Public Works, Bur. of Engineering - filed

Aug. 2 " Dept. of Traffic Engineering - filed

" 14 " Project & Development Planning Division, Planning - filed

Oct. 10 " Zoning Advisory Committee, Office of Planning & Zoning - filed

Jan. 24, 1974 Certificate of Posting of property - filed

" " Publication in newspaper - filed

Feb. 7 Comments of Director of Planning, Baltimore County - filed

" 11 At 1:00 p.m. hearing held on petition before Deputy Zoning Commissioner - case held sub curia

Mar. 6 Order of Deputy Zoning Commissioner granting Special Exception for truck terminal, subject to restrictions listed in Order

" 27 Order of Appeal to County Board of Appeals from Order of Deputy Zoning Commissioner

Aug. 12, 1975 Hearing on appeal before County Board of Appeals - case held sub curia

File No. 5738 - Bethlehem Steel Corp. and Wayne Siegel, et al

Sept. 18, 1975 Order of County Board of Appeals denying Special Exception

" 29 Order for Appeal filed in the Circuit Court for Baltimore County

Oct. 1, 1975 Certificate of Notice sent to all interested parties

" ? Petition to accompany Order for Appeal filed in Circuit Court for Baltimore County

" 24 Transcript of testimony filed - 1 volume

No. 74-169-X Petitioner's Exhibit No. 1 - Map, Rev. 3/29/73

" " 2 - Lucas, 7/31/76, Bethlehem Steel Co. to Hanson & Hanson, Inc.

" " 3 - Bldg. Permit #33590 (11/14/71)

" " 4 - File in this case

Oct. 29 Record of proceedings filed in the Circuit Court for Baltimore County

Record of proceedings pursuant to which said Order was entered and said Board acted are permanent records of the Zoning Department of Baltimore County, as are also the use district maps, and your respondents respectfully suggest that it would be inconvenient and inappropriate to file the same in this proceeding, but your respondents will produce any and all such rules and regulations, together with the zoning use district maps at the hearing on this petition, or whenever directed to do so by this Court.

Respectfully submitted,

Michael E. Buddenweiser
Michael E. Buddenweiser
County Board of Appeals of Baltimore County

CC: Thomas L. Hennessy, Esq.
Bernard F. Murphy, Esq.
Norman R. Stone, Jr., Esq.
J. Carroll Holzer, Esq.
John Hamilton, III, Esq.

RE: PETITION FOR SPECIAL EXCEPTIONS
for Truck Terminal
SW/5 of North Point Road 753 feet
SW of Sparrows Point Boulevard
15th District

Bethlehem Steel Corporation
Petitioner - Appellant

and

RE: ALLEGED ZONING VIOLATION
on property located at
6501 Old North Point Road
15th District

Wayne Siegel, Hanson & Hanson, Inc.
and Bethlehem Steel Corporation
Defendant - Appellants

Zoning File No. 74-169-X and
Zoning File No. 73-30-V
(2V-72-237)

IN THE
CIRCUIT COURT
FOR
BALTIMORE COUNTY
AT LAW

Misc. Docket No. 10
Folio No. 120
File No. 5738

ANSWER TO APPEAL PETITION

Now comes Virginia Tolbert, Kenneth Muski, Benjamin F. Pacitto, Sr. and Patricia Buckler, Residents-Protestants in the above captioned matter, by Bernard F. Murphy and Howard and Stone, their attorneys, and in answer to the Petition of Appeal filed herein:

That they deny the allegations in the Appellants' Appeal Petition and that the evidence submitted to the Board of Appeals of Baltimore County was sufficient to sustain its Opinion and Order dated September 18, 1975.

WHEREFORE, the Residents-Protestants respectfully pray that the Court affirm the Opinion and Order of the Board of Appeals.

Bernard F. Murphy
HOWARD AND STONE
6905 Dunmanway
Dundalk, Maryland 21222
Telephone: 284-2860
288-5270
Attorneys for Residents-Protestants

HOWARD AND STONE
ATTORNEYS AT LAW
6905 DUNMANWAY
DUNDALK, MD 21222

Rec'd 10/19/75
4:30 am

I HEREBY CERTIFY, That on this 21st day of October, 1975, a copy of the foregoing Answer to Appeal Petition was forwarded to Thomas L. Hennessy, Esquire, 407 West Pennsylvania Avenue, Towson, Maryland, 21204, attorney for Petitioners-Defendants; J. Carroll Holzer, Esquire, County Solicitor for Baltimore County, County Office Building, 111 West Chesapeake Avenue, Towson, Maryland, 21204, attorney for Baltimore County; County Board of Appeals, 111 West Chesapeake Avenue, Towson, Maryland 21204.

Bernard F. Murphy
Attorney for Residents-Protestants

LAW OFFICES
HOWARD AND STONE
PROFESSIONAL BUILDING
6905 DUNMANWAY
DUNDALK, MARYLAND 21222

March 27, 1974

Mr. S. Eric Dinenna
Zoning Commissioner
Baltimore County Office of Planning
and Zoning
Towson, Maryland 21204

Dear Sir:

Please enter an Appeal on behalf of Kenneth Muski and Virginia Tolbert to the County Board of Appeals in the matter of your Opinion and Order dated March 7, 1974.

Very truly yours,
Bernard F. Murphy
Bernard F. Murphy

BFM:sh
cc: Thomas L. Hennessy, Esquire
407 West Pennsylvania Avenue
Towson, Maryland 21204



RE: PETITION FOR SPECIAL EXCEPTION
for Truck Terminal
SW/4 of North Point Road 753' SW
of Sparrows Point Boulevard
15th District

Bethlehem Steel Corporation
Wayne Siegel, Mawson & Mawson, Inc.
Petitioners-Appellants

and

RE: ALLEGED ZONING VIOLATION
on property located at
6501 Old North Point Road
15th District

Wayne Siegel, Mawson & Mawson, Inc.
and Bethlehem Steel Corporation
Defendants-Appellants

ZONING FILE NOS.
74-169-X
73-30-V (ZV-72-259)

Misc.: 10
Folio: 120
File: 5738

PETITION TO ACCOMPANY
ORDER FOR APPEAL

Petitioners, Defendants, Wayne Siegel, Mawson & Mawson, Inc., and Bethlehem Steel Corporation, by their attorney, Thomas L. Hennessey, Esquire, petition this Honorable Court in support of their Appeal from the Orders and Opinions of the Board of Appeals of Baltimore County and say:

- That they are owner proprietors and parties in interest of the property located at 6501 Old North Point Road for which the special exception was granted by the Zoning Commissioner for Baltimore County and denied by the Board of Appeals.
- That the Opinions and Orders of the Board of Appeals of Baltimore County rendered September 18, 1975, finding a zoning violation and denying the Petitioners' request for special exception, were erroneous for the following reasons:

- That the decision was contrary to the law;
- That the decision was contrary to the evidence;
- That the decision was contrary to the applicable Zoning Regulations;
- That the Board of Appeals, in fact, misconstrued the evidence in applying Zoning Regulation 502.1;
- That the granting of the special exception will not endanger the health, safety, and general welfare of the residents as was brought forth in the hearings below;
- That the Petitioners brought forth expert testimony indicating there would be no danger and damage if the special exception were granted;
- That the evidence adduced at the hearing before the Board of Appeals by the protestants does not support the findings of the Board of Appeals of Baltimore County;

WHEREFORE, Petitioners-Defendants respectfully pray that this Honorable Court grant relief and Order:

- That the Orders of the Board of Appeals of September 18, 1975, be reversed;
- That the Order of the Deputy Zoning Commissioner rendered March 6, 1974, granting the special exception be re-instated;
- Or, in the alternative, that the decisions of the Board of Appeals be reversed and the matter remanded to the Board of Appeals for decision in accordance with the Court's findings;
- Or, in the alternative, that the matter be remanded to the Board of Appeals for further hearings;
- And for such other and further relief as may be necessary and requested at the hearing of this matter.

-2-

THOMAS L. HENNESSEY, P.A.

BY: 15/1/75
THOMAS L. HENNESSEY, P.A.
407 West Pennsylvania Avenue
Towson, Maryland 21204
823-7710
Attorney for
Petitioners-Defendants

CERTIFICATE OF MAILING

I HEREBY CERTIFY that a copy of the foregoing Petition was mailed, postage prepaid, this 15th day of October, 1975, to the County Board of Appeals, 111 West Chesapeake Avenue, Towson, Maryland, 21204; and to the Office of Law, County Office Building, 111 West Chesapeake Avenue, Towson, Maryland 21204; and to Bernard F. Murphy, Esquire, Professional Building, 6905 Dunmanway, Baltimore, Maryland 21222, Attorney for Protestants.

15/1/75
Thomas L. Hennessey, Esquire
Attorney for Petitioners-Defendants

LAW OFFICE
Thomas L. Hennessey, P.A.

THOMAS L. HENNESSEY
COUNSEL AT LAW
LAW OFFICE
407 WEST PENNSYLVANIA AVENUE
TOWSON, MARYLAND 21204
JOHN P. HENNESSEY

October 7, 1975

Mr. Clerk
Circuit Court for
Baltimore County
Court House
Towson, Maryland 21204

Re: Appeal to the Circuit Court
for Baltimore County
Case No. 72P
Baltimore County, 10

Dear Mr. Clerk:

Enclosed herewith you will find our Petition to Accompany Order for Appeal which should be filed in the above captioned case. Thank you very much for your help in this matter.

Very truly yours,

Thomas L. Hennessey
Thomas L. Hennessey

TJB/MT/gg

cc: County Board of Appeals
Office of Law
Bernard F. Murphy, Esq.

Rec'd 10-9-75
9:15 AM

RE: PETITION FOR SPECIAL EXCEPTION
for Truck Terminal
SW/4 of North Point Road 753' SW
of Sparrows Point Boulevard
15th District

Bethlehem Steel Corporation
Wayne Siegel, Mawson & Mawson, Inc.
Petitioners-Appellants

and

RE: ALLEGED ZONING VIOLATION
on property located at
6501 Old North Point Road
15th District

Wayne Siegel, Mawson & Mawson, Inc.
and Bethlehem Steel Corporation
Defendants-Appellants

ZONING FILE NOS.
74-169-X
73-30-V (ZV-72-259)

ORDER FOR APPEAL

Please enter an Appeal for the Petitioners-Defendants in the above mentioned matter from the opinions and orders rendered by the Baltimore County Board of Appeals on September 18, 1975, finding a zoning violation and denying the Petitioner's request for Special Exception.

LAW OFFICES OF
THOMAS L. HENNESSEY, P.A.

15/1/75
Thomas L. Hennessey, Esquire
407 West Pennsylvania Avenue
Towson, Maryland 21204
823-7710
Attorney for Petitioners-Defendants

CERTIFICATION

I HEREBY CERTIFY that pursuant to Maryland Rule 306 (C), the original copy of the within proposed Order was hand delivered and a copy deposited therein, to the County Board of Appeals prior to filing of this proposed Order, and a copy sent to

Anne Kramer, Esquire, Office of the County Solicitor, County Office Building, 111 West Chesapeake Avenue Avenue, Towson, Maryland 21204; and to Bernard F. Murphy, Esquire, Professional Building, 6905 Dunman Way, Baltimore, Maryland 21222, Attorney for Protestants.

15/1/75
Thomas L. Hennessey, Esquire
Attorney for Petitioners-Defendants

It is hereby Admitted that notice was given prior to filing of the proposed Order for Appeal.

15/1/75
Edith F. Eisenhart
ADA Secretary, Baltimore County
Board of Appeals

Date: 9/29/75

BALTIMORE COUNTY, MARYLAND

INTER-OFFICE CORRESPONDENCE

TO: S. Eric DiNenna, Zoning Commissioner Date: February 7, 1974

FROM: William D. Fromm, Director of Planning

SUBJECT: Petition #74-169-X, Southwest side of North Point Road 753 feet southeast of Sparrows Point Boulevard.
Petitioner - Bethlehem Steel Corporation

15th District

HEARING: Monday, February 11, 1974 (1:30 P.M.)

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

If the proofs of Section 502.1 are met any use of this property should be conditioned to conformance to an approved site plan.

William D. Fromm
William D. Fromm, Director of Planning

WDF:NEG:rw

VIRGINIA TOUBERT ET AL.
Appellants

IN THE
COURT OF SPECIAL APPEALS
OF MARYLAND
No. 72
September Term, 1976

BETHLEHEM STEEL
CORPORATION ET AL.
Appellees

ORDER

Upon the foregoing motion and it appearing that the appellants are in default of Maryland Rule 1030, the brief due April 28, 1976, not being filed, it is this 12th day of May, 1976, by the Court of Special Appeals of Maryland, ORDERED, that the captioned appeal, be, and is hereby, dismissed pursuant to Maryland Rule 1035 b (5).

Charles C. Bopp
CHIEF JUDGE
James C. Mortimer
JUDGE
Genevieve Powers
CLERK

Hand delivered by
Doris J. Jorgensen (comm. exp. 1/76)
8-3-76 3:40 pm

Thomas L. Hennessey, Esq.,
407 W. Pennsylvania Avenue
Towson, Maryland 21204

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 8th day of December 1973

Handwritten signature
J. Eric Dittman,
Zoning Commissioner

C. E. Hagwood
Agent for
Petitioner: Bethlehem Steel Corporation
Petitioner's Attorney: Thomas L. Hennessey

Reviewed by:
Handwritten signature
Chairman,
Zoning Advisory Committee

Item 14

BALTIMORE COUNTY, MARYLAND
OFFICE OF FINANCE - REVENUE DIVISION
MISCELLANEOUS CASH RECEIPT

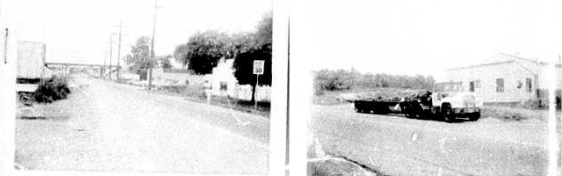
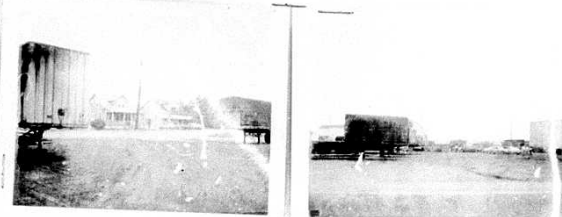
No. 16944

DATE: October 14, 1974 ACCOUNT 01-662

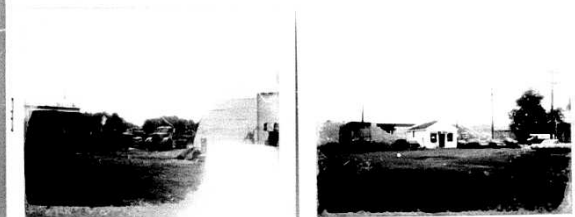
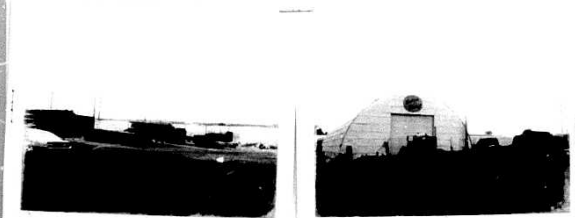
AMOUNT \$5.00

DISTRIBUTION
WHITE - CASHIER
Bernard F. Murphy, Esquire
Cost of Posting Property of the Bethlehem Steel Corporation for an Appeal Hearing
SW/S of North Point Road, 753' SE of Sparrows Point
Boulevard - 15th Election District
Case No. 74-169-X

Photographs taken by the Zoning Advisory Committee



Photographs taken by the Zoning Advisory Committee



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Handwritten word 'Appeal'

CERTIFICATE OF POSTING
ZONING DEPARTMENT OF BALTIMORE COUNTY
Towson, Maryland

#74-169X

District: 15th Date of Posting: 4-25-74

Posted for: Bethlehem Steel Corp.

Location of property: SW/S of North Point Rd. 753' SE of Sparrows Point Blvd.

Location of Sign: 1 Sign posted on Shell St. Rd. 753' SE of Sparrows Point Blvd.

Remarks: None

Posted by: *Handwritten signature* Date of return: 5-1-74

BALTIMORE COUNTY, MARYLAND
OFFICE OF FINANCE - REVENUE DIVISION
MISCELLANEOUS CASH RECEIPT

No. 13189

DATE: April 3, 1974 ACCOUNT 01-632

AMOUNT \$70.00

DISTRIBUTION
WHITE - CASHIER
Bernard F. Murphy, Esquire
Cost of Filing of an Appeal on Case No. 74-169-X
SW/S of North Point Road, 753' SE of Sparrows Point
Boulevard - 15th District
Bethlehem Steel Corporation - Petitioner 70.00

