....zone; for the following reasons:

- In classifying the property D. R. 3.5, the Council committed errors as set out in the attached exhibit, which is incorporated by reference herein; and
- Substantial changes have occurred in the neighborhood so as to alter its character since the property was so classified by the Council, as set out on the attachma exhibit, which is incorporated by reference herein.

Petition for Variance from Section 238.4 - To permit storage and display of vehicles, equipment and materials of 22 feet from the front building line instead of the required 15 feet.

and (2) for a Special Exception, under the said Zoning Law and Zoning Regulations of Baltimore

County, to use the herein described property, for. N. A.

FOR

Property is to be posted and advertised as prescribed by Zoning Regulations we, agree to pay expenses of above re-classification and/or Special Exception te., upon "ing of this petition, and further agree to and are to be bound by the zoning and restrictions of Raltimore County adopted pursuant to the Zoning Law for Baltimore

Contract purchaser

Ames D. Nolan Petitioner's Attorner 204 Work Pennsylvania

Warren Klawans lawan nita J. Klawans Legal Owner Address 2 Harrow Court

Pikesville, Maryland 21208

Towson, Maryland 21204 (823-7800) The Zoning Commissioner of Baltimore County, this _____15th_

October 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 Baltimore County, that property be posted, and that the public hearing be had before the Zoning mer of Baltimore County in Room 106, County Office Building in Towson, Baltimore hth day of March ___ 1974_, at 11:00 o'clock

Zoning Commissioner of Baltimore County.

PE. PETITION FOR RECLASSIFICATION from D.R. 3.5 zone to B.R. zone; VARIANCE from Section 238.4 of the Baltimore County Zoning Regulations NE corner of Reisterstown Road and Kingsley Road Warren Klawans, et ux

REFORE COUNTY BOARD OF APPEALS

OF

Petitioner Len Stoler Ford Contract Purchase

D

BALTIMORE COUNTY

RE: PETITION FOR RECLASSIFICATION from D.R. 3.5 zone to B.R. zone NE/S of Reistarstown Road 132 feet Northwest of Kingsley Road 4th District

No. 74-182-RA

Leonard Stole No. 75-190-R

OPINION

The property which is the subject of petition No. 74-182-RA is located on the northeast corner ci Reisterstown Road and Kingsley Road, in the 4th Election District of Baltimore County, and contains approximately one (1) acre of ground. The requested reclassification from D.R. 3.5 to B.R. was denied on April 22, 1974 by the Deputy Zoning ner, and the requested variance was dismissed. From this decision the Petitione appealed, and he has since abandoned his request for a variance regarding this parcel. The Petitioner, Len Stoler, is no longer the contract purchaser by virtue of his having since accomplished the purchase of this property

The property which is the subject of No. 75-190-R is located immediately to the north of the parcel just referred to, and contains a strip approximately seventy (70) fee" by three hundred and thirty : " (330) deep lying between the previously referred to parcel and the existing B.R. zoned land awned by the Petitioner, which contains his automobile agency. This petition for reclassification was granted by the Deputy Zoning Commissioner on June 5, 1975, and from that decision the People's Counsel annealed

The Petitioner appeared and testified, and produced other witnesses, including a representative of Ford Motor Company, indicating his need for additional area

No. 74-182-RA and No. 75-190-R

in order to properly handle the requirements of his customers and his automobile dealer business. There was additional testimony concerning the proposal which showed that there will be no abstantial increase in traffic

There was also testimony from a real estate expert concerning this propose land use, and he had made some indication as to possible error committed by the Council, but his testimony was more directed to the numerous and substantial changes in the characte of this area of Reisterstown Road since the adoption of the Comprehensive Zoning Maps

It is interesting to note that apparently the Deputy Zoning Commissione

was likewise so inclined, for in his decision in April of 1974 he had denied the requested reclassification on that particular parcel, and then in July of 1975 he had granted the requested reclassification on the second parcel, and indicated as his reasons therefor the substantial changes which have occurred. We concur in that finding and feel that since both of these parcels are now before us, that this contention applies equally to both parcels and that the requested reclarification should be granted. We do, however, feel that the two parcels which are under consideration here are adequate for the Petitioner's present and future needs, and for these reasons we are granting the requested petitions, with the exception of a strip of land which we are going to designate as D.R. 16 to act as a buffer in this matter. This will be a strip eight (8) feet in width along the southern border of the parcel located at the northeast corner of Reisterstown Road and Kingsley Road running easterly along Kingsley Road for the length of that property line, and then running northerly along the eastern boundary of that property until it meets the property line of the second parcel under consideration here, and from that point a strip of five (5) feet in width is to be designated as D.R. 16 zoned land, running in an easterly direction along the southern boundary of the second parcel under consideration here, to the end of that property line, thus giving an effect of a D.R. 16 zoned buffer between the Petitioner's property and the adjacent residential uses. This buffer is shown on the plat of the subject property, which is to be attached to this Order, and is indicated by the red ratch marks along the

Is is therefore the opinion of this Board that the petition for reclassifica-

No. 74-182-R# and No. 75-190-R

tion in both of these cases should be granted, subject to the modifications indicated above and as indicated on the attached plat containing the subject properties.

ORDER

For the reasons set forth in the aforegoing Opinion, it is this 7th day of June, 1976, by the County Board of Appeals ORDERED, that the reclassification of the two parcels petitioned for, from D.R. 3.5 to B.R. zone, be and the same are hereby GRANTED, saving and excepting the five (5) and eight (8) foot width strips designated below in this Order as D.R. 16; and it is

FURTHER ORDERED, that the eight (8) foot wide strip of land hereby designated as a D.R. 16 zoned buffer along the southern border of the parcel located at the northeast corner of Reisterstown Road and Kingsley Road, running easterly along Kingsley Road for the length of that property line, and then running northerly along the eastern boundary of that property until it meets the property line of the second parcel unde consideration here, and from that point a strip five (5) feet in width, hereby designated as D.R. 16 zoned land, running in an easterly direction along the southern boundary of the second parcel under consideration here, to the end of that property line, be and the same are hereby GRANTED, same being shown by red hatch murks along the perimeters designate

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

COUNTY BOARD OF APPEALS

OF BALTIMORE COUNTY

.A...M.

EVANS, HAGAN & HOLDEFER, INC.

SURVEYORS AND CIVIL ENGINEERS 8013 BELAIR RD. / BALTIMORE, MD. 21236 13011 668-1501

October 1, 1973

DESCRIPTION OF 11231 REISTERSTOWN ROAD, TO ACCOMPANY PETITION FOR ZONING RECLASSIFICATION FROM D.R. 3 5 TO 8 8 70NF

REGINNING FOR THE SAME at the corner formed by the intersection of the theast side of Reisterstown Road and the northwest side of Kingsley Road, hence leaving said place of beginning and running and binding on the northeast Paisterstown Road (1) North 39 degrees 00 minutes 00 seconds West 132.00 get. thence leaving the northeast side of Reisterstown Road and rurning the Following courses and distances, viz: (2) North 54 degrees 00 minutes 00 conds East 140.00 Feet [3] South 39 degrees 00 minutes 00 seconds East 132.00 set to the northwest side of Kingsley Road, thence running and binding on the orthwest side thereof (4) South 54 degrees 00 minutes 00 seconds West 140.00 net to the place of beginning.

Containing 0.42 acres of land, more or less.

This description has been prepared for zoning purposes only and it not tended to be used for conveyance.



ITEM NO. 32 Pet & PROPERTY OWNER: Norman T. Miller N/E/S of Reistenting ELECTION DISTRICT: 4 ratown Rd., 157' S. of Timber Grove Rd.

FUNCTIONAL CATEGORY: None

GEOGRAPHICAL GROUP: IX RECOMMENDED DATE OF HEARING: Week of Merch 4, 1974

ZONING PRIOR TO 3/24/71: R, 10 EXISTING ZONING: D.R. 3.5 REQUESTED ZONING: B. L.

PLANNING BOARD RECOMMENDATION: B.L. (0.138 oc.); D.R. 3.5 (0.329 oc.)

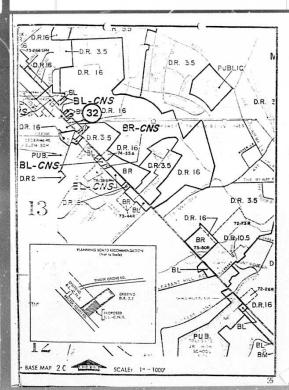
This 0,467-acre portion of 0,565-acre property, containing a 2-stary dwelling, is located on the finest side of Reliteration Road, 157 feet such of Tinber Grove Soad. To the conth, earl, and south one side of the conth, earl, and south one the way, and the popular side of Reliteration Road, are conserved uses on the south of the control of the contr

(0, 1)9 may be adoption of the comprehensive zoning map, this property we principle years 8, 10 (0, 4) eres). During the Properties of the property and 8, 1, 10 (0, 4) eres). During the Properties of these eres, are zoning at this property was not an issue but the Principle Board or the County Concell; on Metch 24, 1971, the County of the Property was not all the County Concell; on Metch 24, 1971, the County of the Property was not all the Pr

After reviewing this patition, the Planning Sound oppess that the revoluter of the framega of this parties of the same 3.1.; Sources, its Sound is reposed to the extent in all control call pointing the state of this time, it is the opinion of the the depth of commercial positional control call pointing to the state of the parties of the state of the state of the state of the control pointing of the property for pooking, c use parathreas he requested by patition.

If it measure recommended that 8.1. zuring be grounded to a depth of 170 (see from and parelled to the native film of destinations Road (0.138 acres) and that 0.2. 2.5 zeroing be retained for the remaining 0.309.

The parties of the property (see least or opposite page).





Automatic Roll-up

NO MORE POLES OR ROPES TO FOOL WITH OR TRIP OVER Full 8 ft. Projection

CAN BE USED IN TIGHT SPACES CAN BE OPENED ANY DISTANCE

Custom Made AVAILABLE IN VINYL OR VINYL CANVAS-BACKED

> Economy Priced 15' - \$150. OTHER SIZES PRICED PROPORTIONATELY

Self awning only 20 P. f E, #4

 Installation Available OR DO IT YOURSELF IN ABOUT ONE HOUR

ne sala, ne e e a la companion de la comp BRADLEY DISTRIBUTING COMPANY 3823 Cherrybrook Road Randallstown, Maryland 21133

BEFORE THE DEPUTY ZONING COMMISSIONER

: BALTIMORE COUNTY

This Petition represents a request for a Reclassification from a D. R. 3.5 Zone to a B. R. Zone, and a Variance to permit storage and display of vehicles, equipment and material at a point twenty-two (22) feet in front of the front building line instead of the permitted fifteen (15) feet. The property contains approximately one (1) acre and is situated on the north. st side of Reinterstown Road at the intersection of Kingsley Road, in the Fourth Election District of Baltimore County.

At the outset of the hearing, the Petitioner requested that he be permitted to withdraw the above referenced Variance. His request was granted. .nd the Variance will not be considered as a part of this hearing.

Testifying on behalf of the request for Reclassification were the Fetitioner. Mr. Warren Klawans, a real estate broker and developer; the leases, Dr. H. Pollack, who operates a pharmacy; Mr. L. Allen Evans, President of the firm of Evans, Hagan & Holdefer, Incorporated, who prepared the Petitioner's site plan; and Mr. Hugh E. Gelston, a real estate broker and appraiser with many years experience in Baltimore County.

Properties to the north consist of a D. R. 3. 5 zoned lot improved with a two story frame residence and a rather large commercially zoned tract utilized as a Ford dealership. Properties to the east and south are improved with residentially goned and improved properties. The property to the west or opposite side of Reisterstown Road is commercially zoned and is presently being improved for a new car agency.

This property was originally reclassified from residential to commercial by Petition No. 5257 in 1961. Commercial zoning was granted to a depth of 250 feet and a Special Exception granted for a convalescent home on the remaining residential portion at the rear. In January, 1973, Mr. Klawans Petitioned for and was granted commercial zoning on the residential portion at the rear, and the entire property is now being developed for the aforemention new car agency.

The Petitioner plans to remove all existing structures from the subject property and construct a modern building with a sales office and service garage that would be leased for the sale and service of camper trailers and awnings

The Petitioner's real estate expert provided testimony to the effect that no new homes have been constructed on Reisterstown Road for the past fifteen (15) years and that this frontage is no longer suitable for residential purposes. A great deal of testimony was also offered with regard to existing land uses in the area, the need for additionally zoned commercial properties, and the fact that the Baltimore County Planning Board apparently erred in their evalvation of existing available commercially zoned sites in this vicinity.

Most of the commercially zoned sites thought to be available for development are being utilized. One such site having been purchased by Baltimore County for the right-of-way of Metropolitan Boulevard. However, a ten (10) acre tract of commercially zoned land, located approximately eighteen hundred (1800) feet south of the subject property, was reclassified by Petition in the Third Zoning Cycle and remains vacant to this day. This undeveloped tract does raise serious questions as to the need for additional commercially

Pertinent comments by County and State agencies, who reviewed the Petitioner's proposed development plans, are as follows:

Baltimore County Department of Traffic Engineering

"Due to a study conducted in the Northwest area earlier this year, it was determined that the existing

- 2 -

and proposed road system is adequate only for existing Zoning, assuming the entire road system can be built along with the mass transit and any trip density increases, and there also be a downgrading of some ther properties to offset this increase. Therefore, the increasing of the density proposed can only continue to aggrevate an already serious traffic problem.

State Highway Administration

'Due to the verticle alignment of Reisterstown Road, stopping sight distance at the subject property is far less then what is required for safe access
to and from the property. To establish a commercial entrance into the property would create an extreme traffic hazard.

The Petitioner did not present any expert traffic testimony with regard to the traffic problems that apparently exist in this area and has generally failed to meet his burden of proving that the Comprehensive Zoning Map is in error or that the character of the neighborhood has changed to a degree that would warrant an additional change in the present zoning of his property.

His contention that the Comprehensive Zoning Map does not provide ample commercial opportunies is not borne out by the fact that one site lay vacant for ten (10) years before a commercial user is new car dealer) came along and another ten (10) acre commercially zoned site less than 2,000 feet away has been vacant since it was reclassified almost two years ago.

Reclassification of this individual property by Petition would represent uncoordinated, piecemeal zoning and would not be in the best interest of the present or future welfare of the community and should be denied.

Therefore, IT IS ORDERED by the Deputy Zoning Commissioner of Baltimore County, this 22 MB day of April, 1974, that the above Reclassification 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 a D. R. 3. 5 Zone, and the Variance. having been withdrawn, is hereby DISMISS-ED without prejudice.

SULLIVAN WIESAND & SINGER

BALTIMORE MARYLAND 21202

May 31, 1974

Office of the Zoning Commissioner County Office Building 111 W. Chesapeake Avenue Towson, Maryland 21204

> Re: Petition for Reclassification and Variance NE/corner of Reisterstown Road and Kingsley Road - 4th District Warren Klawans, et ux, Petitioners No. 74-182-RA (Item No. 31)

Gentlemen

In accordance with my advice by telephone, please enter my appearance on behalf of the Petitioners in the above entitled case, and Len Stoler Ford as contract purchasers, in the place of James D. Nolan.

Thank you.

Yours very truly, Marvin I. Singer

MIS/ecg

cc; James D. Nolan, Esq.



April 22, 1974

James D. Nolan, Esquire 204 West Pennsylvenia Avenue Towson, Maryland 21204

RE: Petition for Reclassification and Variance NE/corner of Relateratown Road and Kingsley Road - 4th District Warren Klawans, et ux - Petitio NO. 74-182-RA (Item No. 31)

Dear Mr. Nolant

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

Very truly yours.

James & X/2 JAMES E. DYER Deputy Zoning Commissioner

Attachmente

JED/me

Mr. Joseph A. Spurrier, Jr. 524 Edric Drive Linthicum, Maryland 21090

> M's. Kathleen M. Bognanni Lutherville, Maryland 21093

24. Pet 84.5

BATE

LAW OFFICES OF NOLAN, PLUMBO P & WILLIAMS 204 WEST PENNSYLVANIA AVENUE TOWERS MARYLAND 21204

March 12, 1974

The Honorable James E. Dyer Deputy Commissioner Office of Planning and Zoning County Office Building Towson, Maryland 21204

> Re: Property owned by Baltimore County, Md. at Property owned by Baltimore county, 83. at intersection of Reisterstown Ross and Yele, reaching the Present Ross of Petition of Helen Bleakley (Maroid Coldmith, Contract purchaser and present owner) Case Ro. 74-183-R, and Itom 31, Petition of Warren Klawans, Case No. 74-182-R.

Dear Commissioner Dyer:

BA TE ORGE

Dear Commissioner Dyer:

As I am sure you will recall there was testimony in both
of the above cases during the hearing on March 4, to the effect
that Baltimore County is made to the property at the northwest of the property of the northwest of the property at the northwest of the property at the northwest of the property of the northwest of the property of the property at the northwest of the property of the property of the property
please find enclosed herewith two xerox copies, one to be included in each case, of a feed dated November 3, 1970, from
Albert Landay to Baltimore County, which beed is recorded among
the Land Records of Baltimore County in Louis and the property
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Thanking you for your attention to this Exhibit, I am Sincerely yours,

James D. Nolan

Enclosures Mr. Warren Klawans Mr. Harold N. Goldsmith

PERCENTER OF THE of the files of learness for the first County County

FOR

SA TE

PETITION FOR RECLASSIFICATION NE/corner of Reisterstown Road and * Kingsley Road - 4th District Warren Klawans, et ux - Petitioners* NO. 74-182-RA (Item No. 31)

DEPJTY ZONING COMMISSIONER

OF * BALTIMORE COUNTY

* * * * * *

NOTICE OF APPEAL

Please enter an appeal in the above entitled case to the County Board of Appeals on behalf of Petitioners, from the Order of the Deputy Zoning Commissioner dated April 22, 1974.

> 10 East Eager Street Baltimore, Maryland 21202 752-1122 Attorney for Petitioners

est Play No. 74 PM

POINTS OF ERROR COMMITTED BY THE COUNTY COUNCIL IN CLASSIFYING THE

SUBJECT PROPERTY D.R. 3.5

The Petitioner states that the Baltimore County Council committed at the very least the following errors and very probably additional errors in classifying the subject property D.R.3.5.

- 1.) That this property is located directly on Reisterstown Road contiguous to large BR developed zone, and this small parcel cannot be developed properly at a density of D.R.3.5.
- 2.) That the northwest corner is classified B.L., and this property should have been included as well in a commercial zone.
- 3.) That there is a need for additional commercially zoned land along Reisterstown Road in this area, and it was error for the Council to overlook this need and to not place the subject tract in a commercial zone,
- 4.) That the properly directly opposite this tract across Reisterstown Road is zoned B.N. and intensively developed, and a density of D.R.3.5 is completely inappropriate on such a heavily traveled road directly confronting/commercial zone and next to a commercial zone.
- 5.) For such other and further errors as shall be brought out at the time of the hearing hereon.

CHANGES IN THE NEIGHBORHOOD

The following changes have altered the fundamental character of this area.

1.) A ten acre tract a short distance to the south was recently reclassified from D.R. 16 to BR in Case No. 73-50-R ; and a five acre tract directly across Reisterstown Road was reclassified from D.R.3.5 and

B. L. to B. M. in Case No. 73-44-R . Both of these cases are indicative of area change and the need for commercial land and facilities along this stretch of Reisterstown Road.

- 2.) This need for additional commercial land slong Reisterst.wn Road was reinforced by an increase in density from D.R.3.5 to D.R.10.5 on a large nearby tract on the same side of Reisterstown Road a short distance to the south in Case No. 72-73-R.
- 3.) The Northwest Expressway which is to be an area reality will serve the entire area near this tract, and Featherbed Lane is likely to serve as an interchange point - an assit to commercial usage of this tract but a detriment to a use of this parcel as presently zoned.
- 4.) For such other and further changes as shall be disclosed by a minute study of the area, to be brought out at the time of the hearing hereon.

Respectfully submitted

James D. Molar Attorney for the Petitioners

JDN at

ZC HET EX 6

Points of Error and Change Concerning

. NAW/hl - 3/4/74

KLAWALS ZONING CASE, NORTHEAST CORNER OF REISTERSTOWN & KINGSLEY ROADS, SIXTH CYCLE, ITEM NO. 31

The subject property consists of an older frame home nearing the end of its useful life. The property is rented, as is the neighboring property to the north, and both of these Reisterstown Road frontage properties are in a transitional

Neither the subject property nor the property to the north which adjoins the very large Len Stoller Ford Agency located on B.R. zoned land were issues during the 1971 comprebensive rezoning. Hence, probably these properties did not receive proper consideration by the planners, the Planning Board or the County Council.

The proposed operation, namely a sporting goods and recreation oriented store, is not the type of facility which would generate a great deal of long distance traffic, but rather it will serve the Reisterstown/Owings Mills area, and indeed in many cases will shorten trips to sporting goods stores located closer

Despite the Planning Board Comments, D.R.3.5 zoning is definitely erroneous for the subject tract for the following reasons:

1. A glance at the zoning map indicates that commercial zoning should have been carried clear to Kingsley Road on the east side of Reisterstown Road, since there is a very large compercially zoned and utilized area directly to the north, and there is another automobile agency under construction directly across the street on land rezoned to B.R. in Case No. 73-44R.

- 2. In fact, the entire Reisterstown Road frontage from Len Stoller's Ford on the north to the Richmar Apartment entrance on the south, opposite Featherbed Lane, should have been commercially zoned since this from age is confronted by complete commercial on the west side of Reisterstown Road, and furthermore this frontage will be very signifi-antly affected by Metropolitan Boulevard which will cross Reisterstown Road on an angle from Featherbed Lane on the west toward Kingsley Road on the east. Indeed, the right-of-way for Metropolitan Boulevard has been set aside on the Richmar plats and it is mentioned in the Comments on Item 30 in the present Cycle, namely, the Goldsmith/Bleakley case.
- 3. In view of the large amount of commercial to the north and to the west, as well as Metropolitan Boulevard, it is completely impractical to ever expect the subject property to be used for new housing of any sort at a D.R.J.5 density.
- 4. As to other commercial areas available in the area, the northwest corner of Reisterstewn Road and Featherbed Lane although zoned B.L. is owned by Baltimore County; the 5-acre tract zoned B.R. directly across Reisterstown Road is under construction as Ungar Oldsmobile: and finally, the 10 acres of vacant B.R. land a third of a mile to the south is slated for shorping center development at some time in the indefinite future and would not be practical for use for a single store as the petitioner proposes. In summary, the subject property and the

property to the north should both have been commercially zoned by the Council in 1971, in view of the commercial nature of the area, and the effect of Metropolitan Boulevard. As D.R.3.5, these rented properties can only continue to deteriorate and can never be practically utilized at a D.R.3.5 density.

BL-CNS DRIE PUB. BL-CNST BL-CNS D.R. 3.5 PUB. -0 1

EVALUATION COMMENTS

BALTIMORE COUNTY ZONING ADVISORY COMMITTEE

November 27, 1973

COUNTY OFFICE BLDG 111 F. Chesspeake Ave. Towson, Maryland 21204 e0e James D. Nolan, Esq., 204 West Pennsylvania Avenue TORN I. DILLON. II Towson, Maryland 21204

Chairman

MEMBERS

BUREAU OF DEPARTMENT OF TRAFFIC ENGINEERD

STATE ROADS COMMISS

BUREAU OF FIRE PREVENTION

REALTH DEPARTMENT

PROTECT PLANNING

BUILDING DEPARTMEN

BOARD OF EDUCATION ZONING ADMINISTRATIO

INDUSTRIAL DEVELOPMENT

RE: Reclassification Petition Item 31 - 6th %oning Cycle Warren Klawans and Anita J. Klawans · Petitioners

Dear Mr. Nolan:

The attached comments indicate revised site plans are to be filed by December 17, 1973. Since I have been unable to forward comments as early as I would have liked. I am revising this date to January 17, 1974.

> Very truly yours, John J. Dillon, JOHN J. DILLON, JR., Chairman Zoning Advisory Committee

JJDJ1.:JD Enclosures

Evans, Hagan & Holdefer, Inc. 8013 Belair Road Baltimore, Md. 21236

Item 31

MALTIMORE COUNTY OFFICE OF PLANNING & ZONING

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

Your Petition has been received and accepted for filing

Petitioner Harran Elemans and Anits J.
Petitioner's Attorney James Do Molan
Ewans, Hagan & Holdwirer, 2007.
8013 Belair Road, Baltimore, Md. 21236

Baltimore County, Margland Bepartment Of Jubite Morks COUNTY OFFICE BUILDING

TOWSON, MARYLAND 21204

Bureau of Engineerin

ELLEWORTH N. DIVER. P. E. CHIEF

October 30, 1973

Mr. S. Eric DiMenns Zoning Commissioner County Office Building Towson, Yaryland 21201

> Re: Item #31 (October 1973-April 1976 - Cycle VI)
> Property Owner: Marren and Antie J. Klawens
> N/ES of Reitlertown Rd., M/M of Kingaley Rd.
> Edsting Zoning: D.R. 15.
> Proposed Zoning: E.R. No. of Acres: O.h2 Acre District: bth

Dear Mr. DiMenna:

The following comments are furnished in regard to the plat summitted to this office for review by the Zoning Advisory Committee in connection with the subject item.

Reisteratown Road is a State Road; therefore, all improvements, intersections, enterance and drainage requirements as they affect the road come under the jurisdiction of the Maryland Highewy Administration. Any utility construction within the State Road Spitterfoury will be subject to the standards, specifications and approval of the State in addition to those of Bailtoner Gounty.

Tingsley Road is a private road, which shall ultimately be improved as a public road with a 30-700t combination curb and gutter cross-section with bituminous concrete paving on a No-700t right-of-way.

The Fetitioner must provide necessary drainage facilities (temporary or parmament) The relationer was provide pnessary training facilities (temporary or parament) to provent resulting any missence or desuves to adject the reported, especially by the concentration of surface waters. Derivetion of any problem which may result, due to improve greating or improper installation of draining building any result, due to responsibility of the Petitioner.

Development of this property through stripping, grading and stabilization could result in a redimant pollution problem, damping private and public holdings downstream of the property. A grading parmit is, therefore, necessary for all grading, including the stripping of top soil.

BALTIMORE COUNTY ZONING ADVISORY COMMITTEE

December 3, 1973

James D. Nolan, Esq. 204 West Pennsylvania Avenue Towson, Maryland 21204

> RP: Reclassification Petition Item 31 - 6th Zoning Cycle Warren Klawans and Anita J. Klawans - Petitioners

Dear Mr. Nolan:

Item #31 (October 1973-April 197h - Cycle VI)

Property Owner: Marren and Anita J. Klawans

There is an existing 6-inch water main in Eingsley Road which can be used to serve this site. (See Drawing #12-O108, A-1-O1

There is an existing θ -inch sanitary sever in Kingsley Hoad which may be used to serve this site. (See Brawing \$70-0329, A-10) if the Petitioner can obtain any macessary rights-of-way to get to the public sewer.

October 30, 1973

END: TAM: HWS . se

17W 13T Tono

The Zoning Advisory Committee has reviewed the plans submitted with the above referenced petition and has made an on site field inspection of this 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 or makes aware of plans or problems with regard the mode aware of plans or problems with regard the decompant plans that may have a bearing on this easier plans that may have a bearing on this easier that with the Zoning Commissioner with recommendations as to the appropriateness of the requested zoning.

The subject property is located on the northeast corner of Reisterstown Road and Kingsley Road, in the 4th District of Baltimore County.

This property is currently zoned D.R. J.5 and is improved with an existing two-story frame dwelling as well as an existing detached garage in the read of the property. The area of this property is and lies adjacent to existing residential properties and lies adjacent to existing residential property of the property o

- 2 -

James D. Nolan, Esq., Re: Item 31 - 6th Cycle December 3, 1973

It should be noted that in a B.R. zone under Section 238.4 "Storage and display of materials, vehicles and equipment are permitted in the front yard but not more than 15 feet in front of the required front building line".
The petitioners' engineer should carefully look at this and determine if a Variance situation is evident. If so, the petitioner should either revise the site plan accordingly or request a Variance to the setback.

There currently is no curb and gutter existing along Reisterstown Road or Kingsley Road at this location.

This potition for Reclassification is accepted for filing on the date of the enclosed filing certificate. Nowever, any revisions or corrections to patitions, descriptions, or plats, as may have been requested by this Committee, shall be submitted to this office prior to Monday, December 17, 1973 in order to the state of the stat

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

JJDJr.:JD Enclosure

cc: Evans, Hagan & Holdefer, Inc. 8013 Belair Road Baltimore, Md. 21236

BALTIMORE COUNTY, MARYLAND

JEFFERSON BUILDING TOWSON, MARYLAND 21204

DEPARTMENT OF TRAFFIC ENGINEERING

EUGENE J. CLUFFORD P.E. Wig 7 Mer sen

October 25, 1973

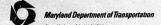
County Office Building Towson, Maryland 2120

Re: Item 31 - October 1973 to April 1974 - Cycle Zoning VI Property Owner: Warren Klawan Northeast corner of Reisterstown Road and Kingsley Road District 4

Dear Mr. DiNenna:

Due to a study conduct d in the Northwest area parlier this year, Due to a study conduct d in the Northwest area warlier this year, I was determined that the existing and proposed road system is adequate only for existing Zoning, assuming the entire road system can be built along with the mass transit and any trip density increases, and there also be a downgradin, of some other properties to offset this increase. Therefore, the increasing of the density proposed can only continue to aggrevate an already serious traffic problem.

Very truly yours,



Bernard M. Evans

October 10, 1973

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

Att: Mr. John J. Dillon

'E: Baltimore County Sixth Zoning Cycle, Oct. 1973 Property Owner: Warren & Anita

Klawans
Location: N.K./S of Reisterstown Road
(Rte lho) N.W. of Kinglesy Joad
Existing Zoning: D.R.J.5
Froposed Zoning: B. R.
No. of Across O.LZ acre
District: h th

Dear Mr. Di Nenna:

The proposed entrance into the subject sits, from Scisterstown Road must have a minimum width of 25'. The entire frontage must be improved with curbing, paving and sidewalk. The readside curb is to be 28' from the centerline of lork Road and must return into Kingsley Road on a 30' radius. The plan must be revised prior to the hearing.

The entrance will be subject to approval and permit from the State Highway Administration.

Due to the verticle alignment of "eisterstown Road, stopping sight distance at the subject property is far less then what is required for safe access to and from the property. To establish a commercial entrance into the property would create an extreme traffic hazard.

The 1972 average daily traffic count on this section of Reisterstwon Road : - 22,200 vehicles.

Very truly yours,

CL:JM:AG

Charles Lee, chief Bureau of Engineering Access Permits 9. meyers

By: John Mayers

P O Box /17 / 300 West Preston Street, Baltimore, Maryland 21203

Baltimore County Fire Department

J. Austin Deitz



Towron Maryland 21204

Office of Planning and Zoning Baltimore County Office Building Towson, Maryl nd 21204

Attention: Mr. Jack Dillon, Chairman Zoning Advisory Committee

Re: Property Owner: Warren & Anita J. Klawans

Location: n e./S of Reisters own Road, N.W. of Kingsley Road

Zoning Agenda Wednesday, October 3, 1973 Item No. 3/

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

The 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 Morks.
 A second means of vehicle access is required for the site.
 The vehicle dead-end condition shown at

EXCHEDS the maximum allowed by the Fire Department. () 4. The site shall be nade to comply with all applicable parts of the Fire Prevention Code prior to occupancy or beginning of operations.

of operations.

(X) 5. The buildings and structures existing or proposed on the buildings of structures existing or proposed on the structure of the structure

Deputy Chief Fire Prevention Bureau

lioted and Planning Group
Special Inspection Division

mls 4/16/73

-BALTIMORE COUNTY, MARYLAND DEPARTMENT OF HEALTH-

JEFFERSON BUILDING

October 17, 19/3

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

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

Comments on Recl.ssification, Zoning Advisory Committee Meeting, October 3, 1973, Fre as follows:

Property Owner: Warren and Anita Klawans Location: NE/S Reisterstown Rd., corner Kingslev Rd. Present Zoning: D.R. 3.5 Proposed Zoning: B.R. No. Acres: 0.42 District: 4

Metropolitan water and sewer are available.

Air Pollution Comments: The building or buildings on this site may be subject to a permit to construct and a permit to operate any and all fuel burning and processing equipment. Additional information may be obtained from the Division of Air Pollution and Industrial Nigwiene, Bailtioner County Department of Health.

Water Resources Administration Comments: If lubrication work and oil changes are performed at this location, revised plans must be submitted showing method providing for the elimination of waste oil in accordance with Water Resources Admin, requirements.

Very truly yours,

HVB: mn&

cc: W.L. Phillips

Thomas H. Devlin, Director BUREAU OF ENVIRONMENTAL SERVICES

WILLIAM D. FROMS DIRECTOR

S. ERIC DINENNA ZONING COMMISSIONER



November 27, 1973

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

Dear Mr. DiNenna:

Comments on Item #31, VI Zoning Cycle, October 1973, to April 1974, are as follows:

Property Owner: Warren & Anita J. Klawans Location: N/E/S of Reisterstown Road, N/W of Kingsley Road Existing Zoning: D.R.3.5 Proposed Zoning: B.R. No. of Acres: 0.42 acre

This office concurs with the comments of the State Highways Administration and Baltimore County Bureau of Engineering as to the arriveway on Reisterstown Road and the widening of Kingsley Road. The driveway on Kingsley Road must be widened to a minimum of 24 feet.

If there are to be any damaged or disabled vehicles stored on the property, the area must be screened from off-site view by walls or fences at least eight feet in height in accordance with Section 405 of the Zoning Regulations.

All storage and display areas must be paved and curbed. All lighting must be indicated on the site plan and limited to 8 feet in heich

Very truly yours,

jot - Il mbley, 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 (ONING 484-3211

OF BALTIMORE COUNTY

TOWSON, MARYLAND - 21204 Date: October 25, 1973

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

Z.A.C. Meeting of:

Re: Item 1 Item
Property Omer: Warren & Anita J. Klawans
Location: N.E./S. of Reisterstown Rd, N.W. of Kingsley Rd.
Present Zondag: D.R. 3.5
Proposed Zondag: S.R.

BOARD OF EDUCATION

District: No. Acres:

Dear Mr. DiNenna:

No effect on student population.

WNP/ml

Very truly yeurs, W. With televil W. Nick Petrovich

H EMBLIE PARKS, mes ent









O COMMUNITY LINES

RANDALLSTOWN, MD 21133 February 18 - 1974

THIS IS TO CERTIFY, that the annexed about a tent of 3. Eric Dinenna Zoning Commissioner of Baltimore County

STROMBERG PUBLICATIONS, Inc.

By Buth Morgan

Description of the control of the co

CERTIFICATE OF PUBLICATION

L. Leask Shuskin

Cost of Advertisement, \$.....

PETITIONERS' EXHIBIT

2F

CERTIFICA ZONING DEPARTMEN

CERTIFICATE OF POSTING
ZONING DEPARTMENT OF BALTIMORE COUNTY
Townen, Moryland

1.5,6NS

74-182-RA

District. 4th.	Date of Busines FerB 16 /974
Posted for @ Perition For RechassiFice	Date of Posting FeB, 16,1974 Proces & Posting Feb VARIANCE
Petitioner: WARREN MANUANS	
Location of property: NE/COR, OF PRISTE	restour & Knesley Rds.
Location of Signs: FRONT 1/2.3/ Reisre	KSTOLEU P.L.
Remarks Fosted by Transaction Of the American	Date of return.

PETITION	M	APPII	NG	PRC	GRE	SS	SHE	ET		
	Wall Map Ori		Orig	iginal Duplic				cing	200 Shee	
FUNCTION	date	by	date	by	date	by	date	by	date	by
Descriptions checked and outline plotted on map								-		
Petition number added to outline									78	
Denied										
Granted by ZC, BA, CC, CA										
Reviewed by:		-			ed Pla ge in or		or des	cript	ion	
Previous case:				Мар	#					0

BALTIMORE COUNTY OFFICE OF PLANNING AND ZONING

County Office Building III W. Chesaprake Avenue Towson, Maryland 21204

B. D. W.

Petitioner Regueras Submitted by Palant

Petitioner's Attorney Tratani Reviewed by

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

	<u></u>		
7		74-182-	RA

CERTIFICATE OF POSTING ZONING DEPARTMENT OF BALTIMORE COUNTY

122
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	F FINANCE			,	
DATE	Nov. 27	1973	_ ACCOUNT_	01~662	
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ION FOR RECLASSIFICA TION AND VARIANCE 4th DISTRICT ING. From D. R. 15 to B. R Petition for Variance for

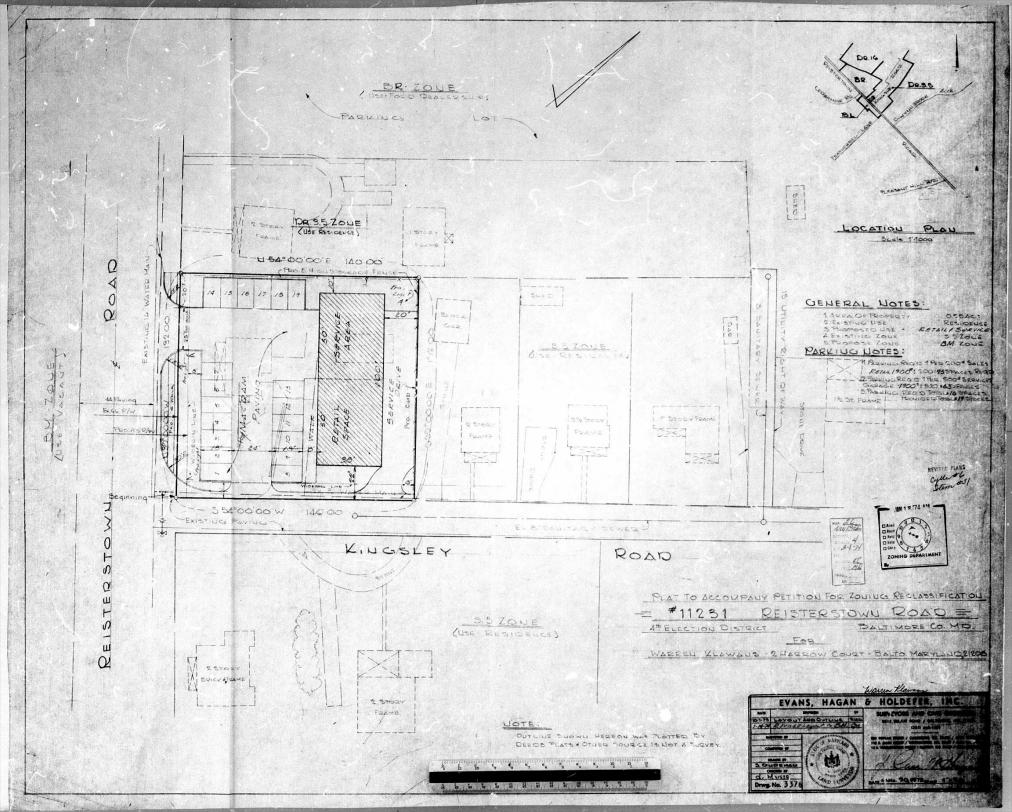
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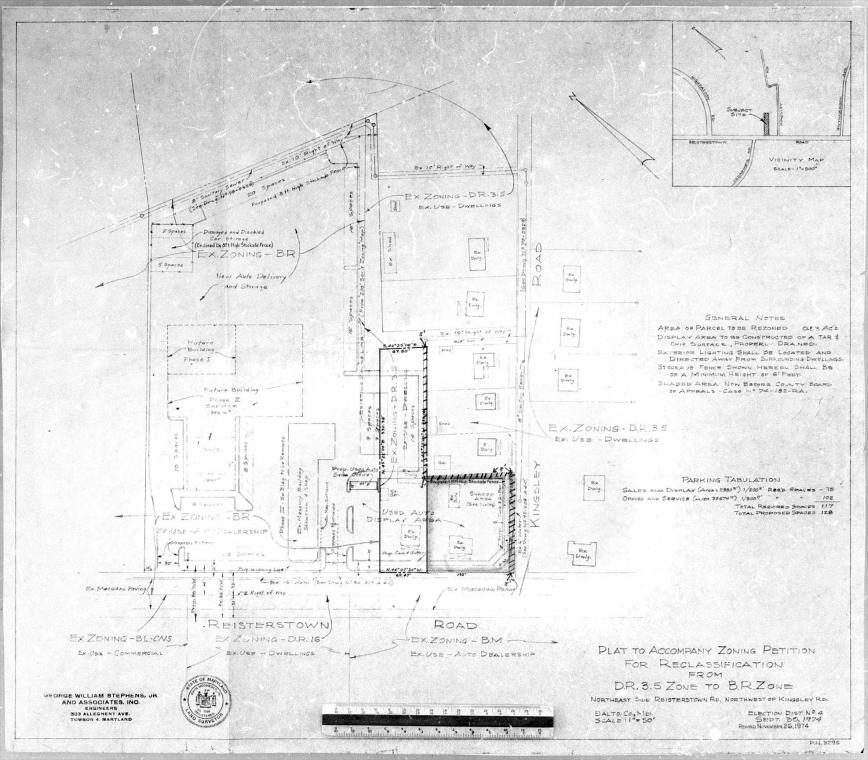
Proposed Zoning; B.R.
Pristins for Variance from the
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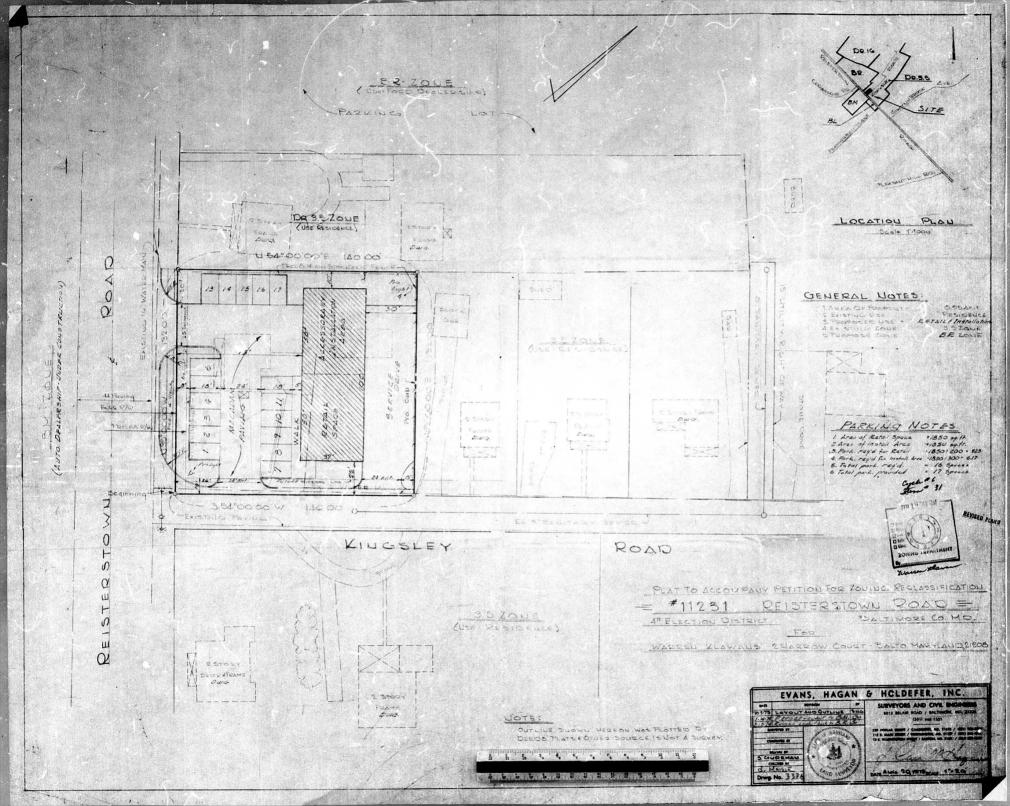
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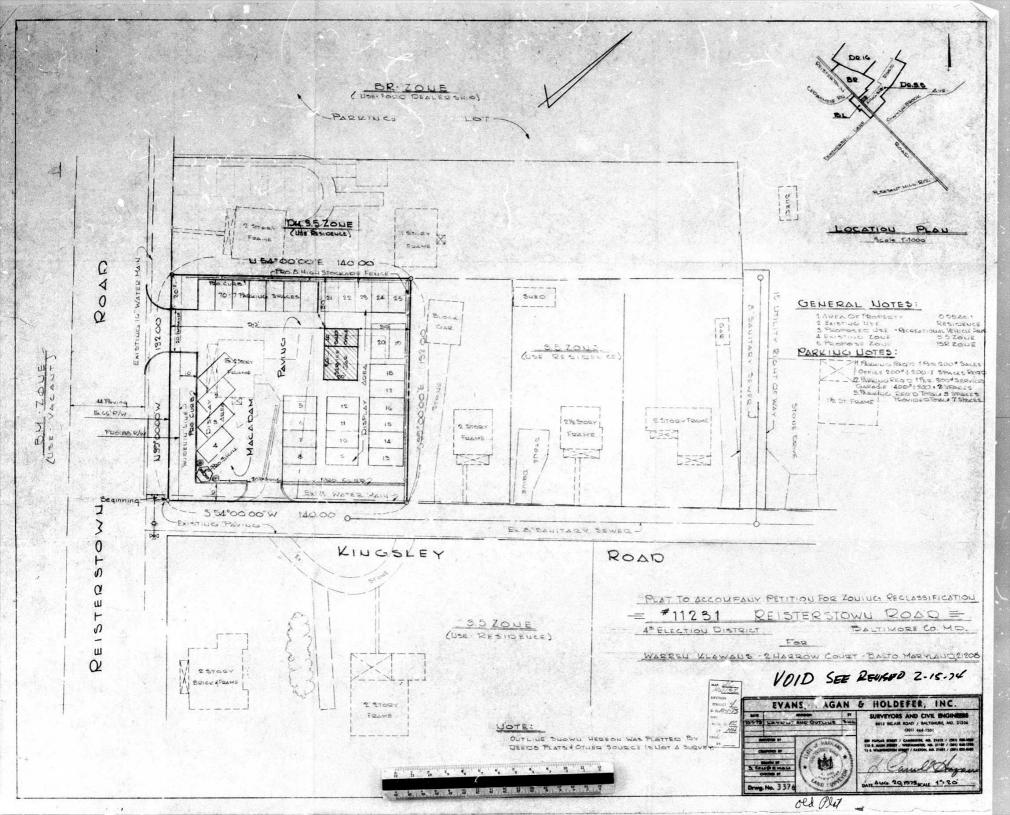
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PARKING SITE LOT DR 3.5 ZONE LOCATION Scale 1'1000 0419. 8 54° 00'00 E 140 00 GENERAL NOTES 30 Bines LAKEN OF FROMERSK 0.0546.4 Z EXATION USE

S PLANCED USE

A EXISTRU ZONE

D PLANCE NE ZONE RESIDENCE RETAIL & Installation Cinq BR ZOUE BEVISED PL Dwg. PARKING NOTES 1. Area of Retai Space 1/850 sp.ft.
2. Area of Install Area 1/850 sp.ft.
3. Park reyd for Retail 1/850 200 125
4. Park reyd for Install Area 1/850 200 125
5. Total park reyd . 1/6 Space Durg. =1850 +9.11 +1850 +9.11 -1850 +200 + 115 0 1/2 Quel # 6 Strice Cory - 354°00'00 W 146 00 EXISTING TRANS KINGSLEY ROAD PLAT TO ACCOUPAGE PETITION FOR ZOUIDG RECLASSIFICATION = #11231 REISTERSTOWN ROAD = TALTIMORE CO. MO. 4" FLECTION DISTRIC (USE DESMOERCE) WARREN KLAWANS 12 HARROW COURT - BALTO MARYLAND, 21208 0 BUICK FRAM 0419 EVANS, HAGAN & HOLDEFER, INC. oze Pet Ex#1 Dug · CUTLINE SHOWN HERRON W. PLOTTED B. DEEDS PLATS + CTUES BOURCE IS UST A SURVEY. 刨 S. COO E MAD CI MAISTE ntumburan berili retirerbura berili meta berili minuteri flustraffurbur f RKH WAR APT +

