

ZONING COMMISSIONER

June 23, 1976

Richard A. Reid, Esquire 102 West Pennsylvania Avenue Towson, Maryland 21204

> RE: Petition for Variances NE/S of 68th Street, 300' SE of Pulaski Highway - 15th Election District Willis Investments - Petitioners NO. 75-6-A (Item No. 201)

Dear Mr. Reid:

I am in receipt of your letter of June 22, 1976, with reference to the above captioned matter.

It is my opinion that the construction of the building at a distance of 4.58 feet from the property line is in substantial compliance with the Variance granted of a rear yard setback of 5.0 feet.

Accordingly, the construction of this building as set forth would not constitute a violation of the Variance granted.

Zoning Commissioner

SED/mc

cc: James E. Dver Zoning Supervisor Call When Keady)

### ROYSTON, MUELLER & MCLEAN

ATTORNEYS AT LAW

102 WEST PENNSYSVANIA AVENUE TOWSON, MARYLAND 21204 AREA CODE 301

June 22, 1976

### HAND DELIVERED

CARROLL W. ROYSTON

C. S. KLINGELHOFER, III THOMAS E MICHONOUGH MARGARET P. MAHONEY SHEILA K. SACTO

RICHARD A. BEID E. HARRILION STON MILTON M. SECTION.

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

Re: Variances Granted - NE/S of 68th Street 300' SE of Pulaski Highway - 15th Election District Willis Investments - No. 75-6-A (Item No. 201)

Dear Mr. DiNenna:

The lending institution involved with the construction of the improvement pursuant to the variances granted by you in the above referred to matter has called our attention to the fact that the rear wall of the puilding as constructed is 4.58 feet from the property line, whereas the variance granted was for a rear yard setback of 5.0 feet. As a result of this, the lending institution has refused to proceed to settlement until the matter is resolved.

I believe that a letter from you setting forth your opinion may suffice. It is my opinion that the rear wall as built is in substantial compliance with the variances granted and therefore would not constitute a zoning violation.

Your immediate attention to this matter is urgently requested in view of the fact that it is most important that my client proceed to settlement as scheduled this Thursday, June 24th.

RAR/keg

# PETITION FOR ZONING VARIANCE FROM AREA AND HEIGHT REGULATIONS

TO THE ZONING COMMISSIONER OF BALTIMORE COUNTY:

or we. Willia Inyestments legal owner of the property situate in Baltimore y and which is described in the description and plat attached hereto and made a p-rt hereof. hereby petition for a Variance from Section. 255 1228 be right a rear yaxd of

5 feet instead of the required 30 feet and a side yard on the south side of 5 feet justead of the required 10 feet. of the Zoning Regulations of Baltimore County, to the Zoning Law of Baltimore Courty; for the following reasons: (indicate hardship or practical difficulty)

5 72 The land and improvement have been leased to Chesapeake Rim & Wheel Distributors, Inc. since 1964. That corporation's business has increased to the point that it is now essential that it obtain additional space to accommodate the storage of its products. The only feasible way to expand the existing structure is by extending the rear and south side thereof, as explained in the Brief filed

See attached description

herewith.

F. 114.8

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

The state of the sta

Katherine N. Willis Sally G. Willis Legal Owner

Address 6017 Holling Avenue Baltimore, Md. 21210

Richard A. Reid, Esq.

102 W. Pennsylvania Avenue TOWSON, Maryland 21204 ORDERED By The Zoning Commissioner

15th 10.00 . 15A

MIJKUFILMED 7/15/74

RAR/keg 5/14/74

PETITION FOR VARIANCES BY

WILLIS INVESTMENTS . BEFORE THE ZONING COMMISSIONE FOR BALTIMORE COUNTY

15th ELECTION DISTRICT BALTIMORE COUNTY, MARYLAND,

. . . . . BRIEF

The subject land was granted variances by the Deputy Zoning Commissioner on July 17, 1973, to permit a rear yard of 28 feet instead of the required 30 feet and to permit a side yard on the north side of 0 feet instead of the required 30 feet (Case No. 74-11-A [Item No. 238]). The reasons necessitating expansion of Petitioner's structure were set forth in the Brief filed in that case and incorporated herein by reference thereto. Prior to beginning construction in accordance with the variances so granted, Petitioner engaged a warehouse consultant to review its plans. As a result of such review, Petitioner concluded that it would be in error to expand its facilities in accordance with the variances previously granted and that the only economically feasible way to expand its facilities would be in accordance with the variances sought herein. Its reasons for this conclusion

1. It needs to approximately double the square footage of its existing structure, which contains 16,240 square feet of warehouse space. The plan previously submitted would have permitted it to gain an additional 11,375 square feet whereas the present plan will permit it to gain an additional 17,500 square feet.

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2. Petitioner can obtain the additional 6,125 square feet of storage area by constructing only an additional 92 feet of exterior wall.

3. The square foot cost of expanding pursuant to the variances previously granted would be promibitively expensive. The previous plan would yield only 30.91 square feet of storage space per foot of exterior wall constructed whereas the present plan will yield 38.04 square feet of storage space per foot of exterior wall.

4. The previous plan was undesirable from an internal traffic standpoint in that the new storage area would have been located at a point on the opposite side of the warehouse from the loading and unloading truck bays, whereas the current plan permits storage of materials closer to the loading and unloading have.

5. The current plan is an improvement from a security standpoint in that the loading and unloading have are at one location where they can be supervised by one person. Under the previous plan, loading and unloading was conducted at two separate areas and required two persons to supervise the operation.

6. Chesapeake Rim and Wheel Distributors. Inc. has been in Baltimore County at subject location for approximately 16 years. Most of its employees live in the neighborhood and it is desirous of keeping them. However, if it cannot expand its existing facility, it will be required to look for a new location. Since it services markets in Washington as well as the metropolitan Baltimore area, the most logical location would be outside of Baltimore County in the Baltimore-Washington corridor

7. It is unlikely that the property bordering Petitioner's on the south (where a variance is sought) will ever be improved

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since it is a 50 foot right of way to 68th Street providing the only means of ingress and egress to the approximately 17 acres of land to the rear of Petitioner's property owned by Joseph Mullan co and used for the manufacture of bricks.

Accordingly, it is requested that the variances sought herein be granted to enable Petitioner to expand its warehouse in accordance with the plan submitted herewith.

Richard A. Reid Suite 600 102 W. Pennsylvania Avenue Towson, Maryland 21204 823-1800

Attorney for Petitioner

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MCA DOD

DESCRIPTION

1.33 ACRE PARCEL, NORTHEAST SIDE OF SIXTY-EIGHTH STREET,

SOUTHEAST OF PULASKI HIGHWAY, FIFTEENTH ELECTION DISTRICT, BALTIMORE COUNTY, MARYLAND,

THIS DESCRIPTION IS FOR YARD VARIANCES.

Beginning for the same at a point on the northeast side of Sixty-eighth Street, 75 feet wide, at the distance of 300,00 feet, as measured southeasterly along said northeast side of Sixty-eighth Street from its intersection with the southeast right of way line of Pulaski Highway, 150 feet wide, said beginning at the end of the third line of the land conveyed to Hermas Gibeau and wife by deed recorded among the Land Records of Baltimore County in Liber W. J. R. e 647, running thence binding on the northeast side of said Sixty-eighth Street two courses: (1) southeasterly, by a curve to the left with the radius of 962,50 feet, the distance of 148,68 feet, and (2) S 40° 45' 57" E 51,32 feet, thence two courses: (3) N 58° 55' 00" E 277.59 feet, and (4) N 31° 05' 00" W 198.49 feet, and thence along the aforementioned third line, (5) S 58\* 55' 00" W 299, 89 feet to the place of beginning.

Containing 1.33 acres of land, more or less

J.O. 01-73074

July 18, 1974

Richard A. Reid, Esquire 102 West Pennsylvania Avenue Towson, Maryland 21204

> Petition for Variances ME/S of 68th Street, 300' SE of Pulaski Highway - 15th Electio

I have this date passed my Order in the above referenced ma

S. ERIC DI NENNA Zoning Commissions

SED/erl

James B. Byrnes, III

HENDERS MENTH DEPARTMENT

BUREAU OF FIRE PREVENTION DIPARTMENT OF STATE HIGHWAY BUREAU, OF

PROJECT AND

INDUSTRIAL DEVELOPMENT BOARD OF EDUCATIO OFFICE OF THE BUILDINGS ENGINEES Richard A. Reid, Esq. 102 W. Pennsylvania Avenue Towson, Maryland 21204

BALTIMORE COUNTY ZONING PLANS ADVISORY COMMITTEE

RE: Variance Petition Item 201 Willis Investments - Petitioner

June 27, 1974

Dear Mr. Reid:

The Zoning Advisory Committee has reviewed the plans submitted with the above referenced petition and has made an on site field inspection of the property. The following comments are a result of this review and inspection.

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

The subject property is located on the east The subject property is located on the east side of 68th Street, approximately 900 feet south of Pulaski Highway, in the 15th Electholistrict of Baltimore County. It is prusently improved by an existing one-abory block building, which was the subject of a previous Variance request (Case 74-11-A) for side and rear yard setbacks.

Existing industrial uses surround the property on all sides of these uses, including a truck storage and service garage, a brick manufacturing use, and a truck body repair and installation structure.

The petitioner is requesting variances to permit a side yard setback and a rear yard setback of 5 feet in lieu of the required 30 feet.

Richard A. Reid, Fee Item 201 June 27, 1974

Page 2

A 18,000 square food addition to the existing structure is proposed.

This petition is accepted for filing on the date of the enclosed filing certificate. Notice of the hearing date and time, which will be held not less than 30, nor more than 30 days after the date on the filing certificate, will be forwarded to you in the near future.

Very truly yours,

Cance B. Eyerset JAMES B. BYRNES, III Chairman, Zoning Advisory Committee

JR3:JD

Enclosure

cc: MCA Engineering Corp. 1020 Cromwell Bridge Road Baltimore, Maryland 21204

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MICHOLILING!

Gootlik & Associates

Consulting Engineers . .

#116 FOUR WINDS WAY SKOKIE. ILLINOIS 60076

July 2, 1974

Mr. Richard A. Reid Royston, Mueller, Thomas & McLean Suite 600 102 West Pennsylvania Avenue Towson, Maryland 21204

Dear Mr. Reid:

IMF:sf

At the request of the Chesapeake Him and Wheel Distributors Company, I recently made a survey of their premises relative the possible expansion of their facilities. As a result I set forth recommendations, changing Exhibit 1 to Exhibit 2. My basic reasons for this change are set forth in your patition.

In addition, I am further indicating that the proposed addition to this building will enhance the appearance of the building and the addicting properties considerably and provide building and the addicting properties considerably and provide where the truck vehicular traffic will be going and will separate the trucks from the parked automobiles. All the loading and unloading will be at one paint. Customers coming to the facility for pick up will not interfere with delivery

Another reason for my setting forth the expansion as indicated was the fact that the adjacent property is currently being used for parking equipment. The building will also serve as a shield for some of this equipment and the viewing of the same

I trust this is the information you requested, and again I congratulate you on the information set forth in the petition. It covers the basic reason for changing the proposed addition to the building.

> Sincerely yours, Jung worthick Irving M. Footlik, P.E.

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BALTIMORE COUNTY, MARYLAND JEFFERSON BUILDING TOWSON, MARYLAND 21204



DEPARTMENT OF TRAFFIC ENGINEERING

FUGENE J. CLIFFORD, P.E.

WM. T. MELZER

June 28, 1974

Mr. S. Eric DiNenna Zoning Commissioner County Office Building

Re: Item 201 - ZAC - June 11, 1974
Property Owner: Willis Investments
NE/S 68th Street, 300 feet \$E of Pulaski Highway
Variance from Section 255.1, 255.1 (238.2) to permit a rear yard
of 5 feet instead of the required 30 feet and a side yard on the
south side of \$5 feet instead of the required 30 feet and a Side yard on the
District 15

Dear Hr. DiNenna:

No major traffic problems are anticipated by the requested variance to the side yard.

Very truly yours

michael S. Hangen Michael S. Flanigan Traffic Engineer Associate

HSF/pk

believe should

BALTIMORE COUNTY ZONING PLANS ADVISORY COMMITTEE

June 27, 1974

COUNTY OFFICE BUILDING 111 4. Chrisquake Avenue Towns, Maryland 31204

MEMBERS

ZONING ADMINISTRATION

STALTS DEPAYTMENT

BUREAU OF

DEPARTMENT OF TRAFFIC ENGINEERING

STATE HIGHAY ADMINISTRATION

BUREAU OF ENGINEEVING PROJECT AND DEVELOPMENT PLANNING

BOARD OF IDUCATION

STRICE OF THE

Richard A. Reid, Esq. 102 W. Pennsylvania Avenue Towson, Maryland 21204 Challens, III

RE: Variance Petition

Item 201 Willis Investments - Petitioner

Dear Mr Poid

The Zoning Advisory Committee has reviewed the plans submitted with the above referenced petition and has made an on site field inspection of the property. The following comments are a result of this review and inspection.

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

The subject property is located on the east side of 68th Street, approximately 900 feet south of Polaski Highway, in the 15th Election improved by an existing one-story in presenting which was the subject of a previous Variance request (Case 74-11-A) for side and rear yard setbacks.

Existing industrial uses surround the property on all sides of these uses, including a truck storage and service garage, a brick manufacturing use, and a truck body repair and installation structure.

The petitioner is requesting variances to permit a side yard setback and a rear yard setback of 5 feet in lieu of the required 30 feet.

Richard A. Roid Per Item 201 June 27, 1974

Page 2

A 18,000 square food addition to the existing structure

This petition is accepted for filing on the date of the enclosed filing certificate. Notice of the hearing date and time, which will be held not less than 30, nor more than 90 days after the date on the filing certificate, will be forwarded to you in the near future.

Very truly yours.

Comes & Egenet JAMES B. BYRNES, III Chairman, Zoning Advisory Committee

JRR+.TD

cc: MCA Engineering Corp. 1020 Cromwell Bridge Road Baltimore, Maryland 21204

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## Baltimore County, Margiand Bepartment Of Fublte Works COUNTY OFFICE BUILDING

June 21, 1974

Mr. S. Eric DiNenna County Office Building Towson, Haryland 2120b

> Re: Item 201 (1973-197h)
> Property Owner: Willis Investments
> NE/S 66th St., 300° SE of Pulaski Hgwy. navs coth of, jou! as or rulaski Remy. Proposed Zoning: Variance from Section 255.1, 256.1 (238.2) to permit a rear yard of 5: instead of the required 30 and a side yard on the south side of 5: instead of the required 30'. No. of Acres: 1.33 District: 15:

Dear Mr. Of Henna

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

The submitted plan is an updated version (May 1h, 137h) of the plan submitted by the Petitioner in connection with 1tem 236 (1972-1973). The Comments supplied for this site in connection therewith remain applicable to this Item 201 (1973-197h), and are niferred to for your consideration.

We reemphasize those Comments; this submitted plan must be revised accordingly.

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

Very truly yours.

SLISWORTH N. DIVER, P.E. Chief, Bureau of Engineering

RED : EAM: FWR: ag

J. - S.E. Key Sheet 6 N.E. 18 Position Sheet N.E. 2-E Topo 96 Tax Hap

Baltimore County Fire Department

J. Austin Deitz



Towson, Maryland 21204

825-7310

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

Attention: Mr. Jack Dillon, Chairman Zoning Advisory Committee

Re: Property Owner: Willis Investments

Locations

NE/S 68th St., 300° SE of Pulaski Hgwy.

Item No.

Zoning Agenda June 11, 1974

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.

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 Standard, as published by the Department of Jubic Works.

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

The ventice decares constron shown at MCCEND the naximum allowed by the Fire Department. The site shall be made to comply with all applicable parts of the Fire Penetion Code prior to occupancy or beginning of operations. The buildings and structures existing or procosed on the site shall comply with all applicable requirements of the National Fire Protection Association Standard No. 101.

"The Life Safety Code", 1970 Edition Prior to occupancy, Site plans are approved as drain.
The Fire Pr. ation Sureau has no comments at this time.

Hoted and Aul H Renche
Approved: Deputy Chief
Pire Prevention Bureau Reviewer: 17 Tell Note Apple Planning Group Special Inspection Division

m1s 4/16/73

BALTIMORE COUNTY, MARYLAND DEPARTMENT OF HEALTH-

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

June 14, 1974

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

Comments on Item 201, Zoning Advisory Committee Meeting, June 11 1974, are as follows:

Property Owner: Willis Investments
Location: NE/S 66th St., 300' SE of Fulaski Hgwy.
Existing Zoning: M.L.-I.M.
Proposed Zoning: Variance from Section 255.1, 258.1 (238.2)
Experience from Section 255.1 No. of Acres: 1.33 District: 15

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 Hygiene, Baltimore County Department of Eealth.

Very truly yours,

THOMAS H. Devlin, Director BUREAU OF ERVIRONMENTAL SERVICES

HVB/ncG

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# BOARD OF EDUCATION OF BALTIMORE COUNTY

TOWSON, MARYLAND - 21204

Pate: June 14, 1974

Mr. S. Eric DiNerna Zoring Commissioner County Office Building

Z.A.C. Meeting of: Jun. 11, 1974

Dear Mr. DiNenna

No bearing on student population.

W. Nick Lettouck W. Nick Petrovich Field Representative

H. L. E PARK I, receives

CERTIFICATE OF PUBLICATION

appearing on the 27th day of June

WILLIAM D. FROM



lune 18, 1974

Mr. S. Eric DiNenna, Zoning Con Zoning Advisory Committee
Office of Planning and Zoning
Baltimore County Office Building

Comments on Item #201, Zoning Advisory Committee Meeting, June 11, 1974, are as follows:

Property Owner: Willis Investments
Location: NE/S 68th 5r., 300' \$E of Pulaski Highway
Existing Zoning: M.L.-I.-M.
Proposed Zoning: Variance from Section 255.1, 258.1 (238.2) to permit a rear yerd
of 5' instead of the required 30' and a side yard on the south side of
5' instead of the required 30'.

This office has reviewed the subject perition and offers the following comments. These comments are not intended to indicate the appropriateness of the zoning in question, but are to assure that all parties are made evene of plans or problems with regard to development plans that may have a bearing on this perition.

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

John Xel embles John L. Wimbley

BALTIMORE COUNTY OFFICE OF PLANNING AND ZONING 105 WEST CHESAPEAKE AVENUE

# BESSEX TIMES

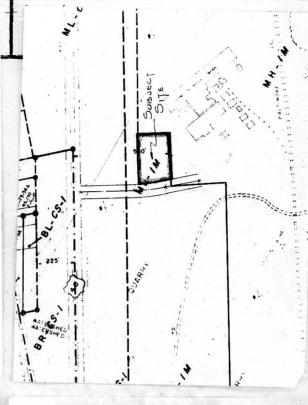
ESSEX, MD. 21221

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

was inserted in THE ESSEX TIMES, a weekly newspaper published in

STROMBERG PUBLICATIONS. Inc.

or Roas mayon



BALTIMORE COUNTY OFFICE OF PLANNING AND ZONING

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

Your Petition has been received \* this 2P day of

MAY

Petitioner WILLIS TANKOT MENTS Submitted by THEMAS MEDITINE H Petitioner's Attorney Reviewed by MSC

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

- Hearing Imady July 15 " 1824 & 18:05 All. Levelle of property NELS of 68" IL 300 SE of Bulali Harry Level a see I Sign Buts on, 68" Want rested by Much H. Kenn Date of return: July 5" - 74

BALTIMORE COUNTY OFFICE OF PLANNING & SONING

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

Your Petition has been received and accepted

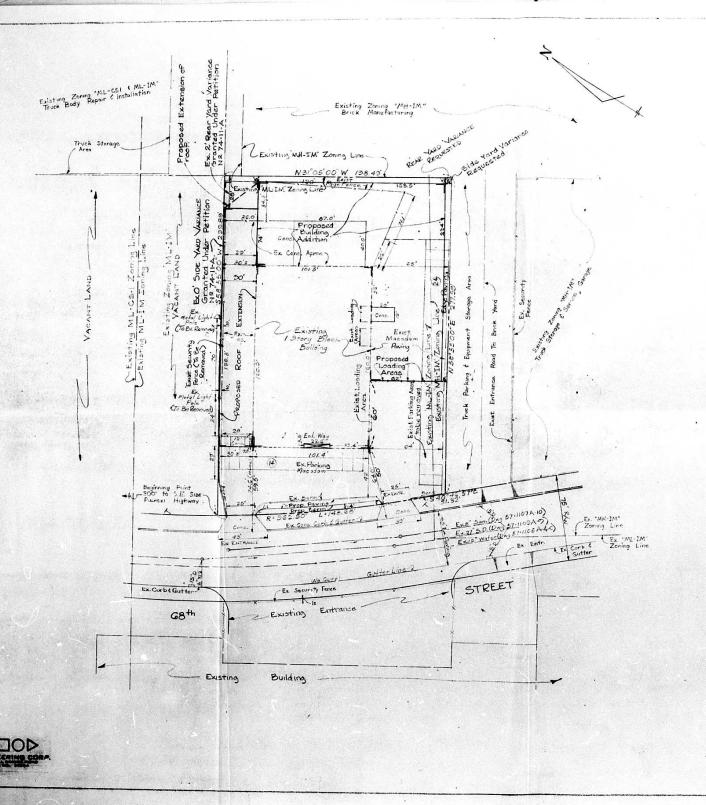
the filing this

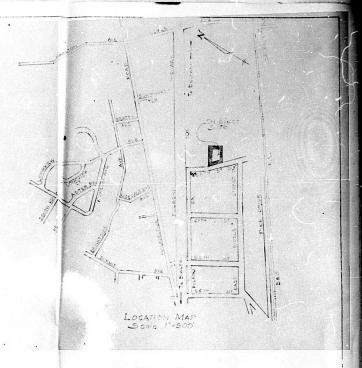
Potitioner's Attorney Michael A. Bold Reviewed by

PETITION MAPPING PROGRESS SHEET FUNCTION Descriptions checked and outline plotted on map Petition number added to Granted by ZC, BA, CC, CA Reviewed by: NBL Revised Plans: Change in outline or description Yes Previous case: Map #

BALTIMORE COUNTY, MARYLAND 15098 DATE JELY 15, 1976 ACCOUNT 12-662

BALTIMORE COUNTY, MARYL D SPICE OF PHANCE - REVENUE BYMBOT MISCELLANEOUS CASH RECEIPT	15032
DATE 5-36-74 ACCOUNT 01	.40
Richard A. Rold, Esq. 102 W. Pennsylvania Ave. AMOUNT 12 Tenson, Nd. 21204	5.00
WHITE - CAMMEN PINK - AGENCY	YELLOW - CUSTOMER





## GENERAL NOTES

- GENERAL NOTES

  1. Total Area of Property 1.155 Area 2

  2. Existing Zening at Property Office, I Astanctive Parts Strusse .

  4. Propersed Zening at Property Office, I Astanctive Parts Strusse .

  4. Propersed Zening at Property Office, I Astanctive Parts Strusse .

  5. Propersed Zening at Property Office, I Astanctive Parts Strusse .

  6. Existing Suilding Area Equals 16,240 agr 1 For a Total Duilding Area 4 24,523 aft .

  7. Proposed Addition Equals 16,290 aft For a Total Duilding Area 4 24,523 aft .

  8. Total Duilding Area 4 24,523 aft .

  8. Total Number of Employees Equals 31 .

  9. Required Parking Equals 11 Spaces .

  10. Proposed Parking Equals 14 Spaces .

  11. Pertitioner has been granted a Variance to Sections 255.1 i 7282 of the Zoning Code to Permit a Side Yard off O'Instead of the Required 20/CAVariance of 20/2 See Petition Ne 74-11-A .

  12. Pertitioner has been granted a Variance to Sections 256.1 i 226.2 of the Zoning Code to Permit a Side Yard of 28 instead of the Required 20/CA Variance of 20/2 See Petition Ne 74-11-A .

  13. For Location of Fire Hydrains See 500 Location Plan .

  14. Pertitioner la Requesting A Variance to Sections 256.1; 256.2 of the Zoning Code to permit a side yard of 5' Instead of the required 20'(A Variance of 26') .

  15. Petitioner la Requesting A Variance to Sections 256.1; 256.1 (256.2 of the Zoning Code to permit a side yard of 5' Instead of the required 20'(A Variance of 26') .



PLAT TO ACCOMPANY PETITION

. YARD VARIANCES Aт

7601 PULASH HIST WAY

Election Dist. No. 15 Scale 1 - 30

....

. Baltimore Ge., Ms May 14, 1974



1.0.73074