

PETITION FOR ZONING RE-CLASSIFICATION AND/OR SPECIAL EXCEPTION

TO THE ZONING COMMISSIONER OF BALTIMORE COUNTY:

I, or we, John J. and Harlene C. Duda, legal owners 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 (1) for a Special Exception for a funeral establishment in a D.R. 5.5 Zone

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 funeral establishment in a D.R. 5.5 Zone

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 accepted pursuant to the Zoning Law for Baltimore County.

John J. Duda
Contract purchaser
Harlene C. Duda
Legal Owner
Address: 7924 Wise Avenue
Dundalk
William F. Mosner
Petitioner's Attorney
Address: 21 W. Susquehanna Avenue - 21204
Protestant's Attorney

ORDERED By The Zoning Commissioner of Baltimore County, this 27th day of June, 1974, 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, that 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 31st day of July, 1974, at 10:30 o'clock

Eric D. DiNenna
Zoning Commissioner of Baltimore County.

(over)

PLAN 44
SECTION 2
DISTRICT 12
TYPE
WIS 64.77
LY 12th
TOTAL 64.77
BY: W.F.M.

RE: PETITION FOR VARIANCE
N/S of Wise Avenue, 647.77' E
of Lynch Road - 12th District
John J. Duda - Petitioner
NO. 75-14-X (Item No. 206)

BEFORE THE
DEPUTY ZONING
COMMISSIONER
OF
BALTIMORE COUNTY

This Petition represents a request for a Special Exception for a building addition and site expansion of a funeral establishment situated on the north side of Wise Avenue, 647.77 feet east of Lynch Road, in the Twelfth Election District of Baltimore County.

Testimony presented by the Petitioner and his engineer established that the proposal would add additional parking, stacking and maneuvering space to the site of the existing funeral home. As such, this would meet the requirements of Section 502.1 of the Baltimore County Zoning Regulations and would not be detrimental to the health, safety and general welfare of the community.

Therefore, IT IS ORDERED by the Deputy Zoning Commissioner of Baltimore County, this 1st day of August, 1974, that the herein requested Special Exception for a funeral home be and the same is hereby GRANTED, subject to the approval of a site plan by the Department of Public Works and the Office of Planning and Zoning.

James E. Dye
Deputy Zoning Commissioner of Baltimore County

August 1, 1974

William F. Mosner, Esquire
21 West Susquehanna Avenue
Towson, Maryland 21204

RE: Petition for Variance
N/S of Wise Avenue, 647.77' E
of Lynch Road - 12th District
John J. Duda - Petitioner
NO. 75-14-X (Item No. 206)

Dear Mr. Mosner:

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

Very truly yours,

James E. Dye
JAMES E. DYE
Deputy Zoning Commissioner

JED/mc

Attachments

FRANK S. LEE

Registered Land Surveyor
1277 NEIGHBORS AVE. - BALTIMORE, MD. 21217

June 3, 1974

Duda Funeral Home
North side of Wise Avenue 647.77 east of Lynch Road
12th District Baltimore County, Maryland

Beginning for the same on the north side of Wise Avenue at the distance of 647.77 feet measured along the north side of Wise Avenue from the intersection of the north side of Wise Avenue with the east side of Lynch Road, thence running and binding on the north side of Wise Avenue South 65 degrees 03 minutes 30 seconds East 170.04 feet; thence leaving Wise Avenue and running North 20 degrees 05 minutes 30 seconds East 253.01 feet to the south side of Diehlwood Road, thence running and binding on the south side of Diehlwood Road North 67 degrees 00 minutes 30 seconds West 229.94 feet thence leaving Diehlwood Road for three lines of division as follows: South 20 degrees 00 minutes West 119.74 feet, South 55 degrees 03 minutes 30 seconds East 60 feet and South 20 degrees 00 minutes West 125.47 feet to the place of beginning.

Containing 1.14 acres of land more or less,

Save and except that parcel zoned for a Special Exception out of the above described parcel dated September 10, 1956 in File 3944 X.



BALTIMORE COUNTY, MARYLAND

INTER-OFFICE CORRESPONDENCE

TO: S. Eric DiNenna, Zoning Commissioner Date: July 24, 1974
FROM: William D. Fromm, Director of Planning
SUBJECT: Petition #75-14-X, North side of Wise Avenue 647.77 feet East of Lynch Road.

Petition for Special Exception for a Funeral Establishment.
Petitioner - John J. Duda and Harlene C. Duda

12th District

HEARING: Wednesday, July 31, 1974 (10:30 A.M.)

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

The granting of this request would not be inconsistent with the 1980 Guideplan.

William D. Fromm
Director of Planning

WDF:NEG:rw



BALTIMORE COUNTY, MARYLAND
JEFFERSON BUILDING TOWSON, MARYLAND 21204

DEPARTMENT OF TRAFFIC ENGINEERING

EUGENE J. CLIFFORD, P.E.
DIRECTOR

Wm. T. MILLER
DEPUTY TRAFFIC ENGINEER

July 24, 1974

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

Re: Item 206 - ZAC - June 25, 1974
Property Owner: John and Harlene Duda
N/S Wise Avenue, 644.76 feet E of Lynch Road
Special Exception for a funeral establishment
District 12

Dear Mr. DiNenna:

The requested special exception for a funeral establishment is not expected to cause any major traffic problems. Should this special exception be granted, the petitioner will be expected to meet all County standards in regard to the driveway location and widths.

Very truly yours,

Michael S. Flanagan
Michael S. Flanagan
Traffic Engineer Associate

MSF/pk

Baltimore County Fire Department

J. Austin Deitz
Chief

Towson Maryland 21204
823-7310

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

Attention: Mr. Jack Dillon, Chairman
Zoning Advisory Committee

Re: Property Owner: John J. & Harlene C. Duda

Location: N/S of Wise Avenue, 644.76' E of Lynch Road

Item No. 206 Zoning Agenda June 25, 1974

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.

- (X) 1. Fire hydrants for the referenced property are required and shall be located at intervals of 300 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 the intersection of Wise Avenue and Lynch Road shall be corrected.
- () 4. The site shall be made to comply with all applicable parts of the Fire Prevention Code prior to occupancy or beginning of operations.
- () 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", 1970 Edition prior to occupancy. Site plans are approved as drawn.
- () 6. The Fire Prevention Bureau has no comments at this time.

Reviewed: HTX Noted and Approved: Paul H. Reincke
Planning Group Special Inspection Division Deputy Chief Fire Prevention Bureau

mis
4/16/73

WILLIAM D. FROMM
DIRECTOR



July 16, 1974

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 206, Zoning Advisory Committee Meeting, June 25, 1974, are as follows:

Property Owners: John J. and Harlene C. Duda
Location: N/S of Wise Avenue, 644.76' E of Lynch Road
Existing Zoning: D.R. 5.5
Proposed Zoning: Special Exception for a funeral establishment in a D.R. 5.5 zone
No. of Acres: 1.14
District: 12th

This office has reviewed the subject petition 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 aware of plans or problems with regard to development plans that may have a bearing on this petition.

It is suggested by this office that the parking shown on the site plan be revised and the proposed driveways on Diehlwood Road and Wise Avenue be eliminated.

Effective screening along Diehlwood Road must be provided.

Very truly yours,
John L. Wimbley
John L. Wimbley
Planning Specialist II
Project and 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

OCT 9 - 1974

SALTWORKS COMPANY

OFFICE OF
Dundalk Eagle

July 18, 19 74

paper published in Baltimore County, Maryland, once ~~successive~~
~~successive~~ before the
 12th day of July, 1974

the same was inserted in the issues of July 11, 1974

Publisher.

By Amel E. Olthoff

[illegible]

TOWSON, MD., July 11, 1974

day of July, 1974, the ~~first~~ publication
appearing on the 11th day of July

19-74

THE JEFFERSONIAN.
L. Frank Smith
Manager.

Cost of Advertisement, \$_____

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

No. 15092

DATE July 5, 1974 ACCOUNT 01-662

AMOUNT \$50.00

WHITE - CASHIER DISTRIBUTION YELLOW - CUSTOMER
FINN - AGENCY

Morris, Power and Mosner
21 W. Duquesne Ave.
Towson, Md. 21204
Petition for Special Exception for John J. Dale
#75-14-X

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

No. 15119

DATE July 31, 1974 ACCOUNT 01-569

AMOUNT \$67.00

WHITE - CASHIER
JAMES Duda
7922 Wise Ave.
Baltimore, Md. 21222

DISTRIBUTION
FIRM - AGENCY
YELLOW - CUSTOMER

Advertising and posting of property
#75-14-X xed 6.9.74 31

67.00 OK

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

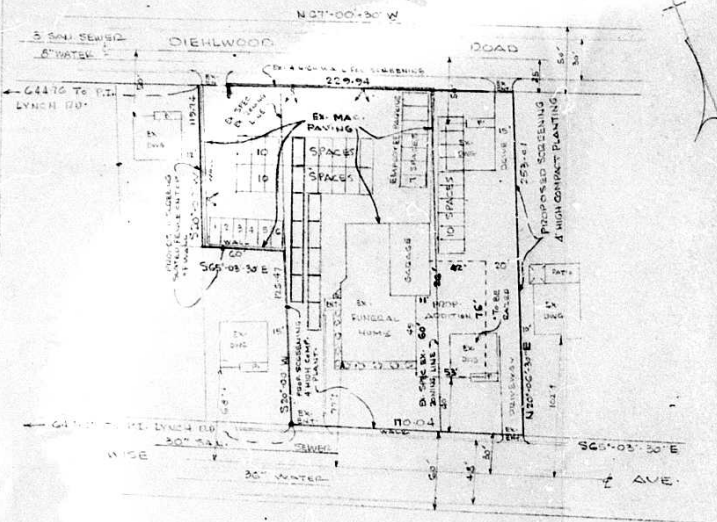
June 1974 Item # _____


S. Eric DiNenna,
Zoning Commissioner

Petitioner MR. T. DUDA Submitted by MR. W. HAINER
 Petitioner's Attorney MR. W. HAINER Reviewed by MRK

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





EX USE - FUNERAL HOME
 PROPOSED - 2 BLDG.
 EX. 20000 - 2 BLDG.
 PROPOSED - 2 BLDG.
 AREA OF LOT - 1.14 AC.
 AREA OF EX. BLDG. - 5070 SQ. FT.
 AREA OF PROPOSED BLDG. - 4212 SQ. FT.
 FUNERAL HOME - 2 BLDG. TO 21.5 PM. - ALL FUNERALS ENTER WIDE AVE. WITH AN AVERAGE LOCAL PROCESSION.
 LONGER FUNERAL PROCESSIONS HAVE POLICE DIRECTING TRAFFIC.
 VIEWING HOURS - 11:00 AM TO 5:00 PM, 7:00 PM TO 9:00 PM.

NO. OF PARKING SPACES REQ. ($1/500^{\circ}$) (EX. BLDG. 5070 SQ. FT. 119 SPACES) (PROPOSED BLDG. 4212 SQ. FT. 113 SPACES)
 TOTAL NO. OF SPACES REQ. = 23
 TOTAL NO. OF SPACES PROVIDED = 32

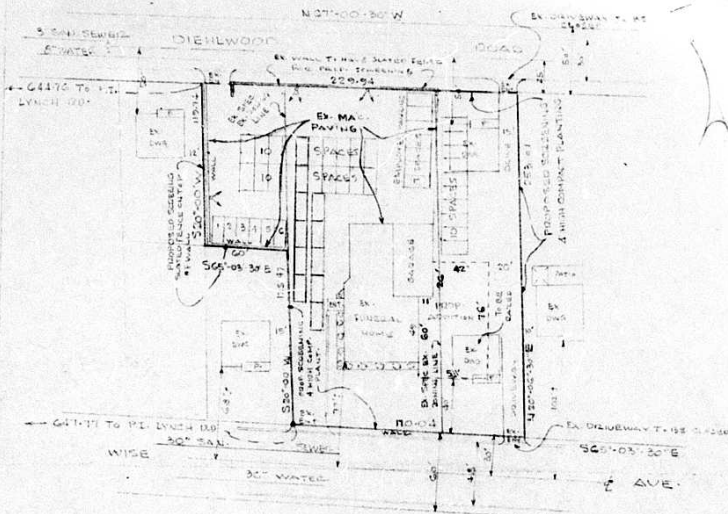
old Plan

MAP 40
 SECTION 12
 16-17-77
 TYP. 16-17-77
 BY 16-17-77
 16-17-77



12TH DISTRICT OF BALTIMORE COUNTY, MARYLAND
 SCALE: 1" = 50'

12TH DISTRICT OF BALTIMORE COUNTY, MARYLAND
 SCALE: 1" = 50'



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REVISED PLAN.

DUDA

JUL 29 74 AM



12TH DISTRICT OF BALTIMORE COUNTY, MARYLAND
 SCALE: 1" = 50'

FRANK S. LEE
 1217 NORTON AVE.
 BALTIMORE, MD. 21207