PETITION FOR SPECIAL HEARING

TO THE ZONING COMMISSIONER OF BALTIMORE COUNTY:

I. Or. vg. ... STA E. COLE ... legal owner ... of the property situate in Faltimore County and which is described in the description and plat attached hereto and made a part hereof, hereby petition for a Special Hearing Under Section 500.7 of the Zoning Regulations of Baltimore County, to determine whether or not the Zoning Commissioner and/or Deputy Zoning

Commissioner should approve the removal of Festriction Nos. 1 and 2 in the

_ Special Exception granted in Case No: 73-218-RY

Property is to be posted and advertised as prescribed by Zoning the Regulations, I, or we, agree to pay expenses of above Special Hearing 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 gursuant to the Zoning Law for Baltimore County.

Contract Purchaser Sulas & Cola Legal Owner Address 9700 Liberty Road

Baltimore, Maryland

Protestant's Attorney

Design Average County, this 12th

JUL 12'74 PM

Zoning Commissioner of Baltimore County

100 8/15/74

RE: PETITION FOR SPECIAL NE/S of Liberty Road, 620' SE of Tiverton Road - 2nd Election District Sela E. Cole - Petitic er NO. 75-26-SPH (Item No. 5)

ZONING COMMISSIONER

BALTIMORE COUNTY

The Petitioner requests a Special Hearing for approval to remove Restrictions No. 1 and No. 2 in the Reclassification and Special Exception grante in Case No. 73-218-RX. Said property is located on the northeast side of trict of Baltimore County, and contains 0.48 acres of land, more or less, also

Testimony on behalf of the Petitioner indicated that since the granting of the aforementioned Reclassification and Special Exception by the Deputy Zoning Commissioner, the property owner has made many attempts to sell or lease the subject property but has been unable to because of the first two (2) Restric The Order of June 26, 1973, included the following Restrictions in part

- "1. The premises shall be used exclusively for medical offices
- No more than two (2) doctors, dentists, or other medical practices shall be located on the premises at any one time

lewing the evidence further in detail but based on all the evicial Hearing for approval to remove Restrictions No. 1 aid Order should be granted. The evidence, as presented, was rwhelming in that properties could not be sold or leased in accordance with Restriction No. 3 of original Opinion and Order states

of expansion. In addition, Restrictions No. 4 and 5 will remain in effect.

Therefore, IT IS ORDERED by the Zoning Commissioner of Baltir day of November, 1974, that the Special Hearing for approval to remove Restrictions No. 1 and No. 2 in the Reclassification and Special Exception granted in Case No. 73-218-RX, should be and the same is GRANTED, from and after the date of this Order, subject to the approval of site plan by the State Highway Administration, the Department of Public Works and the Office of Planning and Zoning

4

There shall be no exterior changes or additions to the existing

Containing 0.48 Acres of land more or less. Being Lot #1, Block A, Section One of "Burmont."

153.60° to the place of beginning.

DESCRIPTION TO ACCOMPANY PETITION FOR DELETION OF RESTRICTIONS

3700 LIBERTY ROAD

Beginning for the same at a point on the northeast Right

of Way line of Liberty Goad at a distance of 620.1 southeasterly

of the intersection of the northeast Right of Way line of Liberty Road and the centerline of Tiverton Road, said point being the

division line between Lot #1 and Lot #2, Block A, Section One of

"Burmont" and recorded among the Land Records of Baltimore County

in Liber G.L.B. 25, folio 75, running thence and binding on said

division line N32*41*58*E 133.96*, running thence and binding on

the outline of Lot #1 as shown on the aforesaid plat S58*12*20"E

155.96' - £33*40', ""W 139.06' to the northeast Right of Way line

of Liberty Road, running thence and binding thereon N56*19'30"W



November 8, 1974

Charles E. Brooks, Esquire 610 Bosley Avenue Towson, Maryland 21204

Dear Mr. Brooks

I have this date passed my Order in the above referenced . Copy of said Order is attached.

Very truly yours.

10% S. ERIC DI NENNA

SED/sew

cc: Mrs. Rose M. Sunell M. B. Cutsail Realty Company vn, Maryland 21133

Mise Margo Turner 618 West Chesapeake Avenue Baltimore, Maryland 21204

BALTIMORE COUNTY, MARYLAND

INTER-OFFICE CORRESPONDENCE

TO S. Eric DiNenna, Zoning Commissioner Date August 6, 1974

FROM William D. Fromm, Director of Planning

SUBJECT. Petition #75-26-SFH. Northeast side of Liberty Road 620 feet, more or less.

Southeast of Tiverton Road

Petition for Special Hearing for the Removal of Restriction Nos. 1 and 2
in the Special Exception granted in Case #71-218-RX.

Petitioner-Sela E. Cole.

2nd District

HEARING: Thursday, August 15, 1974 (1:00 P.M.)

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

The ?-puty Zoning Commissioner imposed 5 (five) restrictions in Case #73-218-8X. This petition was Item #31 in Cycle IV requesting Ds. 16 and 53. for offices, and the Planning Board recommended that on the west side and to the rear, I feel that the restrictions imposed by Deputy Zoning Commissioner are reasonable and were conditions upon which the zoning was granted, in the staff's opinion, this Special Public Hearing should be desired.

William D. Fromm
Director of Planning

WDF - NEG - re

BALTIMORE COUNTY ADVISORY COMMITTEE PETITION AND SITE PLAN EVALUATION COMMENTS

LTIMORE COUNTY OFFICE OF PLANNING AND ZONING

County Office Building 111 W. Chesapeake Avenue Towson, Maryland 2120,

Your Petition has been received and accepted for filing this

Petitioner Sels E. Cole

Petitioner's Attorney Charles E. Brooks, Requested by Continuan, Charles E. F. Rephal & Associates

Zoning Advisory Committe

July 22, 1974

.....

BEAUTH DEPARTMENT BUREAU OF DEPARTMENT OF TRAFFIF ENGINEER

PERMITAG

CHING ADMINIST

BUILDAU OF

PROMECT AND VELOPMENT PLAN

OFFICE OF THE BUILDINGS INCIDEN

Charles E. Brooks, Esq. Brooks & Turnbull 610 Bosley Avenue Towson, Maryland 21204

pr. Special Hearing Petition Item 5 Sela E. Cole - Petitioner

Dear Mr. Brooks:

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 say have a bearing on this case. 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 in located on the northeast side of Liberty Read, approximately 620 feet set of Liberty Read, approximately 620 feet set of Baltimore County. It is presently improved with a cne-story structure. Properties abutting the site to the north and west are improved with various residential uses. A large commercial property exists to the southeast and is the property of the property of the site of Liberty Read are vacant and unimproved.

This property was the subject of an earlier nnis property was the subject of an earlier petition (Case No. 73-218-KN) which requested a Special Exception for office use. The request was granted on June 26, 1973 subject to several restrictions, two of which are the subject of this request. Charles E. Brooks, I q.

July 22, 1974

The petitioner proposes no exterior changes to the building, however, he does request that the restrictions concerning the use of the existing structure only as medical offices be lifted.

This petition is accepted for filing on the date of the neclosed 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 frume.

Very truly yours,

groning & Eymon JAMES B. BYRNES, III Chairman, Zoning Advisory Committ

JBB:JD

cc: E. F. Raphel & Associates 201 Courtland Avenue wson, Md. 21204

Baittmare County, Margland Bepartment Of Jubite Borks

COUNTY OFFICE BUILDING TOWSON, MARYLAND 21204

Bareau of Engineer ELLSWORTH N. DIVER. P. E. CHIEF

July 16, 1974

Mr. S. Rrie DiNappa Towson, Maryland 2120kg

Re: Item #5 (1978-1975)
Property Owner: Sala E. Cole
M/# right-of-way line of Liberty Rd., 620' 5/E of the
intersection of the M/# right-of-way line of Liberty Rd.
Existing Joning: D.B. 16 rich Rd.
Existing Joning: D.B. 16 rich Rd.
Proposed Zoning: Special Rearing for the removal of
Restriction Nos. 1 & 2 in the Special Exception granted
in Case No. 73-218-HX.
No. of Acres: O.AD District: 2nd

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.

Comments were supplied by the Zoning Advisory Committee for this site in connection with Ites #31, Zoning Gyole IV (October 1972 - April 1973). The comments are referred to for your considerations.

Sould W. Tuke BLISWORTH N. DIVER, P.E.

FND:FAM:FWR:ss

P-SW Key Sheet 30 NW 39 Pos. Sheet NW 8 J Topo

July 9, 1974

Mr. S. Eric DiWenna Zoning Commissioner County Office Building

Att: Mr. James B. Byrnes III

Re: Z.A.C. seeting, July 9, 197h
Itos: 216
Froperty Owner: Sela E. Cole
Location: RE right of way line of
Location: RE right of way line of
the interaction of the NE right of
way line of liberty Hoad and the
centerline of Tiverton Road
Existing Zoning: B.R. 16
Froposed Zoning: Special Hearing for
Froposed Zoning: Special Hearing for
in the Special Exception granted in
case No. 73-228-8X. case No. 73-218-RY

Dear Mr. DiDenna

The subject plan must be revised to clearly indicated roadside curb 2h: from the centerline of Liberty Road (12' widening and not 18' as indicated on the plan). This comment was made on Oct. 17, 1972, at the time of the original patition. The plan has not yet been revised.

The 1973 average daily traffic count on this section of Liberty Road is 15,000,000 vehtcles.

Very truly yours,

Charles Lee, Chief Bureau of Engineering Access Permits 11/11/10

By: John E. Meyers

CL: JEM: in

P.O. Box 717 / 300 West Preston Street. Baltimore, Maryland 21203

BALTIMORE COUNTY, MARYLAND



DEPARTMENT OF TRAFFIC ENGINEERING

EUGENE J. CLIFFORD, P.E.

July 24, 1974

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

Re: Item 5 - ZAC - July 9, 1974
Property Dome: Sela E. Cole
HE right-of-usy line of Cluberusy load, 520 feet SE of the intercenterline of Fiberusy line of Liberty Road and the
centerline of Tiverton Road.
Special Hearing for the removal of restriction #1 and #2 in
the special exception granted in case No. 730218-Rx.
District 2

Since no expansion of facilities is anticipated, there will be no

Very truly yours,

michael S. Same

Michael S. Flanigan Traffic Engineer Associate

MSF/pk

Baltimore County Fire Department

J. Austin Deitz



Towson, Maryland 21204 025-7310

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

Attention: Mr. Jack Dillon, Chairman Zoning Advisory Committee

Re: Property Owner: Sela E. Cole

Location: NE right on way line of Liberty Road, 620' SE of the intersection of the NE right of way line of Liberty Rd. and the center Item No. 216 Zoning Agenda July 9, 1974 line of Tiverton Rd.

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

() 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 Morks.

() 2. A second neans of whicle access is required for the site.

() 3. The vehicle dead-end condition shown at

EXCESS 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 the Tire Prevention Code prior to occupancy or beginning

() 5. The buildings and structures existing or proposed on the
site shall comply with all applicable requirements of the
lithough Fire Protection Association Standard No. 101

(**Though Fire Protection Association Standard No. 101

(**Though Fire Protection Association Prior to occupancy,
(**X) 7. The Fire Prevention Sureau has no comments at this time.

Hoted and Paul H Reinche Reviewer: 10090 Month Hoted and Approved:

Special Inspection Division

BALTIMORE COUNTY, MARYLAND DEPARTMENT OF HEALTH-

JEFFERSON BUILDING

July 16, 1974

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

Comments on Item 5, Zoning Advisory Committee Heeting, July 9, 1974, are as follows:

Property Owner: Sela E. Cole Location: NE right of way line of Liberty Road, 620'
SE of the intersection of the NE right of way
line of Liberty Road and the centerline of

Tiverton Road.

Existing Zoning: D.R.16
Proposed Zoning: Special Hearing for the removal of Restriction Nos. 1 & 2 in the Special Exception granted in case No. 73-218-RX.
No. of Acres: 0.48

Metropolitan water and sewer are available.

Guynns Falls Moratorium: A moratorium was placed on new sewer connections in the Guynns Falls Drainage Basin by Dr. Neil Solomon, Secretary of Health and Mental Hygiene, on May 14, 1974; therefore approval may be withheld for this connection.

Very truly yours,

Thomas H. Devlin, Director
BUREAU OF ENVIRONMENTAL SERVICES

HVB/nc

S. ERIC DINENNA



July 12, 1974

Mr. S. Eric DiNenna, Zoning Commissioner Zoning Advisory Committee Office of Planning and Zoning Baltimore County Office Building Towson, Maryland 21264

No. of Acres: 0.48

Comments on Item 5 , Zoning Advisory Committee Meeting, July 9, 1974, are as follows:

Property Owner: Selo E. Cole
Location: NE right of way line of Liberty Road, 620° SE of the intersection of the
NE right of way line of Liberty Road and the centerline of Tiverton Road Existing Zoning: D.R.16
Proposed Zoning: Special Hearing for the removal of Restriction Nos. 1 & 2 in the Special Exception granted in case No. 73-218-RX

This office has reviewed the subject polition 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 an this petition.

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

Very truly yours, John selinthes John L. Wimbley

Planning Specialist II Project and Development Planning Division

BALTIMORE COUNTY OFFICE OF PLANNING AND ZONING 105 WEST CHESAPEAKE AVENUE TOWSON, MARYLAND 21204

AREA "E 301 PLANNING 494-9211 ZONING 494-3391

BOARD OF EDUCATION OF BALTIMORE COUNTY

TOWSON, MARYLAND - 21204

Date: July 10, 1974

Mr. S. Eric DiNenna Zoning Commissioner Baltimore County Office Building Towson, Maryland 2120h

Z.A.C. Meeting of: July 9, 1974

Re: Item

Property Owner: Sela E. Cole

Location: NE right of way line of Liberty Road, 620° S.E. of the intersection of the NE right of way line of Liberty Road and the centerline of Tiverton Road.

Present Zoning: D.R. 16

Proposed Zoning: Special Hearing for the removal of Restriction No. 1 and 2 in the Special Exception granted in case No. 73-218-RX.

District:

No. Acres:

Dear Mr. DiNenna:

No adverse effect on student population.

WNP/ml

Which Feliovil

ALVIN LUREDE

MESS BICHARD & WOLLD

1-816N

75-26-SPH

CERTIFICATE OF POSTING DEBARYMENT OF BALTIMORE COUNTY

District 2 rul	Date of Post	July 27,1974
Posted for PETITION FOR SP	ECIAL HEARING	
Petitioner: Seka E. Coke		
NE/S OF	LIBERTY Rd. 620 S	EOF
Location of property: NE/S oF Tiverton 1	d.	
Location of Signa FRONT 97	OO LIBERTY RORD	
		·
Remarks:		
Posted by Florias R. Bolo	ucal Date of return A	UGUST 2,1924

ITY, MARYLAND	No. 15139 ≱
CASH RECEIPT	00
. 1974 ACCOUNT 01-	662 n
AMOUNT	51.00
PINH - AGENCY	VELLOW - CUSTOMER
	9
M. 21133	
to honering or brober	Manage of the same of
	AMOUNT 1



CERTIFICATE OF PUBLICATION N 2316

Pikesville, 8d. Aug. 8, 1974 , 19 THIS IS TO CERTIFY, that the annexed advertise-

ment was published in THE NORTHWEST STAR, a weekly newspaper printed and published in Pikesville, Baltimore County, Maryland, once in each before the 15th

Aug. the first publication appearing on the 25th July

THE NORTHWEST STAR

Cost of Advertisement, \$ 21.00



CERTIFICATE OF PUBLICATION

THIS IS TO CERTIFY, that the annexed advertisement was published in THE JEFFERSONIAN, a weekly newspaper printed and published in Towson, Baltimore County, Md., ourse incomete. day of ____August______, 19. 7h, the sees publication appearing on the _____25th day of ____July_____ 19. 74

THE JEFFERSONIAN.

BALTIMORE COUNTY OFFICE OF PLANNING AND ZONING
County Office Building 111 W. Chesapeako Avenue Tovson, Maryland 21294
Your Petition has been received * this 25 day of
Stele Disense
Zoning Commissioner
Petitioner Sela E Cole Submitted by Brooks
Petitioner's Attorney Brooks Reviewed by Toposs
* This is not to be interpreted as acceptance of the Petition for assignment of a hearing date.

PETITION	M	APPI	NG	PR	GRE	SS	SHE	ET		
FUNCTION	Wall Map Ori		Orig	gina) 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										
Denied										
Granted by ZC, BA, CC, CA										
Reviewed by:				Chang		tline	or des	cripti	on	
Previous case:				Map !						

	No. 15108
ASH RECEIFT	
97).	"
MECOUNT OF	002
	or on
AMOUNT_	25.00
DISTRIBUTION	
PINK AGENCY	YELLOW CUSTOME
Turnbull	
4	
	TY, MARYLAND EVENUE DIVISION CASH RECEIPT OTTA ACCOUNT 01— AMOUNT \$\frac{1}{2}\$ OTTAL ACCOUNT \$\frac{1}{2}\$ OTTAL ACCOUNT \$\frac{1}{2}\$ THEN ACCOUNT \$\frac{1}{2}\$

