THE ZONING COMMISSIONER OF BALTIMORE COUNTY: Construction Company, Inc. and Genevieve J. Reich, individually and as personal representative of the estate of Exercise, County: Legal owner... of the property situate in Baltimore County and which is described in the description and plat attached hereto and made a part hereof, hereby petition (1) that the zoning status of the herein described property be re-classified, pursuant to the Zoning Law of Bultimore County, from an M. L., M. L. R., and D. R. 16 zones to an

B.L. ___zone; for the following reasons: Error in original zoning and a genuine change in conditions.

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 ...

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 posting, etc., upon ming of this permon, and intrinsic age on an act of young to a solution of the regulations and restrictions of Baltimore County adopted parsuant to the Zonag Law for Baltimore County.

By Annual Agranger, and The State of the County of the State of the State

Z

Lee HarrisonPetitioner's Attorney

Genevieve J. Reich, Legal owner individually and as personal representative of the estate of delivery research, deceased. Mer Hauser

Protestant's Attorney

15.4 00

AC 4-7-16

306 W. Joppa Road Towson, Maryland 21204 (323-1200)

ORDERED By The Zoning Commissioner of Baltimore County, this 30ch day

___, 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 through-out Baltimore County, that property be posted, and that the public hearing be had before the Zoning of Baltimore County in Room 106, County Office Building in Towson, Baltimore 19th day of September 197 4, at 1:00.0'clock

Zoning Commissioner of Baltimore County.

(over)

MEMORANDUM TO ACCOMPANY RECLASSIFICATION REQUEST

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OF A.V. WILLIAMS CONSTRUCTION COMPANY, ET AL

- I. Points of error committed by the Baltimore County Council in the adoption of the 1971 Comprehensive Zoning Map:
- Error in the map in that the County Council failed to recognize the impact and potential created by programmed improvements to the Rossville Boulevard and its interchange with Pulaski Highway.
- Error in the map in that the County Council did not provide for sufficient regional shopping facilities to accommodate the ex-tensive Density, Residential (D.R.16) zoning adopted by map in the immediate vicinity.
- 3. Error in the map in that the County Council failed to recognize Rossville Boulevard's failed to recognize Rossville Boulevard's Residential (D.B.16) rice between Density. Residential (D.B.16) recognized the cast and the fact that it additionally iso-lates the subject property and makes it incompatible with surrounding uses in its present classifications.
- II. Instances of change in the character of the neighborhood subsequent to the adoption of the 1971 Comprehensive Zoning Map:
- Substantial change in the character of the neighborhood by virtue of the construction of the Golden Ring Mall Shopping Center, a forty-three (43) acre commercial develop-ment located directly adjacent to the sub-ject tract.
- 2. Substantial change in the character of the nesighborhood by virtue of a twenty-five (25) percent increase in population in the Ross-ville, Rosadale, and Middle River Planning Districts, currently transpiring and projected for full realization by 1980 (Ropulation Report - Baltimore County Planning Office - 1973)

(2)

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3. Substantial change in the character of the meighborhood as can be evidenced and supported by the following Reclassification requests, granted subsequent to the adoption of the 1971 Comprehensive Zoning Map and in the immediate vicinity of the subject parcel.

Case No. 73-156-RA Reclassification from Manufacturing, Light (M.L.) to Business, Roadside (B.R.) Shorealty Company - Petitioner Granted February 14, 1973

Case No. 73-175-RA Reclassification from Manufacturing, Light (M.L.) to Business, Roadside (B.R.) Harry Dundore - Petitioner Granted March 13, 1973

Case No. 74-77-R Reclassification from Manufacturing, Light (M.L.) to Business, Roadside (B.R.) 8655 Pulaski Limited Partnership - Petitioner Granted October 24, 1973

III. And for such further reasons as will demon-strated at the time of the Hearing.

Respectfully submitted.

11 Ser X W. Lee Harrison, Esquire

Attorney for Petitioners

(2)

neighborhood as can be evidenced of the neighborhood as can be evidenced and supp-orted by the following Reclassification re-quests, granted subsequent to the adoption of the 1971 Comprehensive Zoning Map and in the immediate vicinity of the subject parcal:

Case No. 73-156-RA Reclassification from Manufacturing, Light (M.L.) to Business, Rondaida (B.R.) Shorcalty Company - Petitioner Granted February 14, 1973

Case No. 73-175-RA Reclarations from Manufacturing, Light (M.L.) to Business, Roadside (B.R.) Marry Dundors - Patitioner Granted March 13, 1973

Case No. 74-77-R Radiassification from Manufacturing, Light (M.L.) to Business, Roadside (B.P.) 8555 Pulaski Limited Partnership - Potitioner Cranted October 24, 1973

III. And for such further reasons as will demon-strated at the time of the Hearing.

Respectfully submitted,

Mich Ham W. Lee Harrison, Esquire

Attorney for Petitioners

JAMES S. SPAMER & ASSO TES IDFESSIONAL ENGINEERS & LAND SURVEYO BD17 YORK ROAD - TOWSON, MD. 21204

ev C.K.S. A. V. Williams

DATE 3-14-74 Zoning Description Southeast Corner Reseville Blvd. & Philadelphia Rd. (Md. Route 7)

Containing 12.63 acres of land more or less.

Charles & Stark #3014

SUITE GOI TOWSON, MD. 21204

WEINBERG AND GREEN

December 30, 1974

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

Re: Petition for Reclassification, SE/S of Philadelphia Road, 724,30' SW of Rossville Boulevard - 15th District Williams Construction Company, et al, Petitioners, No. 75-55-R (Item No. 6)

Please note an appeal from the decision and order dated December 13, 1974, denying the requested Reclassification in connection with the above captioned matter on behalf of the Petitioners.

I enclose herewith check in the amount of \$75.00 to cover the costs of said appe $^{\circ}$.

Very truly yours, Di Lee Harmon

b/enc.

DEC 31 '74 PM ANG A 8 7 6 5

11 DZC Pet 8x4

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MEMORANDUM TO ACCOMPANY RECLASSIFICATION REQUEST

OF A.V. WILLIAMS CONSTRUCTION COMPANY, ET AL

- I. Points of error committed by the Baltimore County Council in the adoption of the 1971 Comprehensive Zoning Map:
- Error in the map in that the County Council failed to recognize the impact and potential created by programmed improvements to the Bonaville Boulevard and its interchange with Pulmai Michael
- Error in the map in that the County Council did not provide for sufficient regional shopping featilities to accommodate the over-tomakes bensky, Residential (0.3.15) zoning adopted by map in the immediate vicinity;
- 3. Error in the mas in that the County Council failed to recognize Mensville Boulevard's role as a natural heritage the rown density, Besidential (3.8.15) could the northeast at the fact that it defined the northeast edited the subject recently and makes it incompatible with surrounding uses in its present places in the subject recently and makes it present places in the places in the present places in the present places in the present places in the pl
- II. Instances of change in the character of the neighborhood subsequent to the adoption of the 1971 Comprehensive Soning Mass.
- Substantial change in the character of the naighborhood by virtue of the construction of the Golden Ring 1911 Shoreing Center, a forty-three (43) are con-retal dayslop-ment located directly adjacent to the sub-ject tract.
- Substantial change in the character of the neighborhood by virtue of a tweaty-five (25) percent increase in population in the Rose-ville, Posedle, and Wildlife a Palacine Report - Baltimore County Planning Office -

December 13, 1974

W. Lee Harrison, Esquire 306 West Joppa Road Towson, Maryland 21204

> RE: Petition for Reclassification SE/S of Philadelphia Road, 724.30' SW of Rossville Boulevard -15th District Williams Construction Company, et al. Petitioners NO. 75-55-R (Item No. 6)

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

> Very truly yours. must 2 Har

JAMES E. DYER Deputy Zoning Commissioner

Attachments

cc: Mr. Frank Timlia 5th Floor Maryland National Bank Building Baltimore, Maryland 21203

M.L., M.L.R. and D.R. 16
L. : CCUNTY BOARD OF APPEALS
Philode/phia Rd. 724,30'

OF

: BALTIMORE COUNTY
Williams Construction Co., et al
Petitioners : No. 75-55-R

OPINION

The proposal presented to this Board is for additional shapping facilities to be an adjunct to those presently operating and known as Golden Ring Mall. Unde

44.550 ways feet of floor space are proposed for use in this commercial project.

James Spamer, a well recognized professional engineer, produced a plat showing the indicated proposal, and indicating that parking space would be provided in excess of that which is required. It is further to be noted, from his testimony, that the subject proposal would provide for pedestrian traffic between this site and Golden Ring Mall, but direct vehicular access would be denied. Mr. Spamer further testified that all utilities were available and there was no copocity problem whatsoever.

Frederick P. Klaus, a well-known real estate appraiser, also testified on behalf of the Petitioner and indicated that, in his judgment, the present zoning is in error in that the zoning is not consistent with the uses and reclassifications for almost the entire remainder of the property located within the highway network as outlined above (Golden Ring Mall occupies approximately two-thirds of this entire area). Mr. Klaus further

RE: PE1:TION FOR RECLASSIFICATION : BEFORE THE SEIS of Philadelphia Road, 724.30' SW of Rossville Boulevard - 15th District : DEPUTY ZONING Williams Construction Company, et al - Petitioners NO. 75-55-R (Rem No. 6) : OF : BALTIMORE COUNTY

This Petition represents a request for a Reclassification from M. L.,
M. L. R., and D. R. 16 Zones to a B. L. (Business, Local) Zone. The property
in question contains 12.63 acres, of which 10.73 acres are zoned M. L. -l. M.,
-28 acres are zoned M. L. R. -l. M. and 1.62 acres are zoned D. R. 16. The
overall 12.63 acres are owned by two separate parties, Williams Construction
Commany owning 2.02 acres and Mr. George Reich owning 10.62 acres.

The site is confined within the perimeter of a major road network consisting of Philadelphia Road, Rossville Boulevard, Pulaski Highway and the
Baltimore Beltway. Forty-three and eight tenths acres, or approximately
two thirds of the area within this perimeter is improved with the recently constructed Golden Ring Mall. The ramainder of the acreage, within said perimeter, consists primarily of the proposed ten acre shopping center and a
track of land improved with the maintenance shop and offices of the Williams
Construction Company.

Testimony was presented on behalf of the Petitioner by an officer in the real estate division of the Williams Construction Company, an independent realtor and Dr. Worthington W. Ewell, a traffic expert.

In essence, the testimony attempted to establish that the Comprehensive Zoning Map, adopted on March 24, 1971, was in error as said map did not provide sufficient commercial zoning to meet the needs of the area. It was their contention that the map had provided an overabundance of manufacturing zoned land throughout the eastern area of Baltimore County.

Williams Construction Co.

testified as to several zoning reclassifications that have occurred within this area since the adoption of the 1971 zoning maps.

Also a traffic engineer testified on behalf of the Petitioner and indicated that the roadways and road patterns were extremely conductive to the proposed use, and such use would not in any way impair or overcrowd the exist ng highways. Additionally, J. Carey Martein, a real estate broker, testified that he was involved with and had personal and practical knowledge of the new industrial park which is presently located on Yellow Brick Road, which is on the opposite side of Rossville Boc-levard from the subject property. Mr. Martein indicated that the properties with which he has had practical and personal knowledge in this development are some ninety percent vacant, even though they have been available in excess of one year. He indicated that it was his professional opinion that there is a surplus of industrially zoned land in this area and that there is an inadequate demand for those projects which have already been created, and consequently he does not see how there could be potential use for vacant industrial land in this area for a long time. This, of course, is contrary to the County's standard position that they do not want to dealest their inventory of industrially zoned property.

The only protestant to this petition was the People's Coursel who produced testimony from two Baltimore County witnesses; namely, C. Richard Moore, Assistant Traffic Engineer, and James G. Hoswell on behalf of the Planning Staff. Mr. Moore testified that the subject proposal would increase the trip density on the surrounding high-way system, and stated that, in his opinion, this would "tend to congest traffic". We, of course, concur that any increase would tend "to congest" but there is no testimony that congestion would octually occur. On the contrary, the testimony from the Petitioner's traffic engineer was clear that there would be no congestion, and that the road system was more than adequate to handle the proposal. Mr. Hoswell indicated that the Staff now recommends Mr.L.-I.M. classification for adoption on the new zoning maps which are to be adopted in October, 1976. He stated it was their position that they need new industrial development but that there was no need for additional commercial. Mr. Hoswell did further indicate that the D.R. 16 on slightly less than two ocres of the subject.

In substantiation of this claim, they made reference to the fact that

With regard to changes in the area, they pointed to three specific properties along the vicinity of Pulaski Highway whose zoning status have been changed from M. L. to B.R. since the adoption of the Comprehensive Zoning Map in 1971.

The Petitioner's traffic expert generally felt that the surrounding road network could handle the traffic generated by the Golden Ring Mall Shopping Center, which has a parking requirement of 3,962 spaces, plus that which would be generated by the proposed 146,550 square foot shopping center, which has a parking requirement of 755 spaces. He pointed out, however, that the figures contained in his study with regard to traffic counts and turning movements were based on traffic conditions as they existed at the time of the study, and did not truly represent the total traffic that would be generated by the Golden Ring Mall which was not fully operative at that time. His expert opinion with regard to the ability of the surrounding roads to handle traffic generated by the two shopping centers was based, at least in part, on a prognostication which included traffic generated by shopping centers of like size. One such shopping center specifically referred to was the Security Square Shopping Mall on Security Bulevard near the Baltimore County Beltway in the southwestern section of Baltimore County.

The testimony, which is more specifically outlined in the Petitioner's memorandum filed with his Petition, listed several points of error felt to have been committed by the Baltimore County Council in the adoption of the Comprehensive Zoning Map in 1971. These points include failure to recognize programed road improvements and their effect on the subject property, failure to provide for sufficient regional shopping facilities to accommodate extensive density and failure to recognize changes in the character of the neighborhood such as the construction of the Golden Ring Mall Shopping Center and a substantial increase in the population of the area.

Williams Construction Co

property has no purpose whatsoever, and from that we conclude that this zone is at least

Once again as to the new industrial development, we refer to the testimony produced by the Petitioner's witness that the new industrial park, virtually across the street from the subject property, in a period in excess of one year has not been able to enjoy greater than a ten percent occupancy, which certainly would not motivate another party to plan a competing project.

At this juncture, in our opinion, it may be enlightening to note that the Golden Ring Moll shopping complex itself at the present time is located on industrially zoned land, being able to use same for commercial purposes by virtue of the "grandfathering clause" which was adopted by 8ill \$100 and the zoning maps of 1971. Shopping centers were permitted as a natter of right on industrial zoned land prior to the zoning changes in 1971, and certain commercial projects have been completed since that time on industrial zoned land by application prior to the adoption of the zoning map in 1971, the most notable of which are Golden Ring Moll, previously referred to, and Security Moll.

Although it was our understanding in prior cases that the Planning Sraff had intended to recommend continuing the industrial zones on these two shopping centers, there apparently has been a recent change in their positure and they are acknowledging the existence of these two huge shopping complexes, and now they are recommending changing to the appropriate commercial classification rather than continuing the nonconforming use which had been created.

As regards the instant case, the Board can find no rationale to continue the subject property in an industrial zone although, as indicated above, the Golden Ring Mall itself is in an industrial zone at the present time. However, by virtue of the "grand-fathering" under which this complex was built, the Council certainty was aware of the forthcoming major commercial uses that would be on this property. Further, they knew of the high-ray developments, particularly the completion of Rossville Boulevard which virtually made an island of that parcel containing Golden Ring Mall and the subject property, and in this respect we feel they were in error in not placing the subject property under

Williams Construction Co.

a commercial classification at that time. Furthermore, as is uncontroverted, the portion of the subject property zoned as D.R. 16 is obviously in error as such zone is inconsistent with either the commercial or industrial zone located on the property, and even more to the point none of that property so zoned is available for construction of anything as it is located in highway right-of-ways or is in a flood plain. Additionally, the Board notes the reclassification of three parcels within this perimeter which has occurred since the adaption of the 1971 zonina maps.

Therefore, it is the opinion of this Board that the County Council was in error in placing the present classifications on the subject property and that the property should have been classified commercial, and also there have been substantial changes in the character of the neighborhood, not only in the reclassifications as previously referred to but also the actual physical construction of Rossville Boulevard, as well as the construction, completion and opening of the Golden Ring Mall shooping complex, and the perition for reclassification should be granted.

ORDER

For the reasons set forth in the aforegoing Opinion, it is this 11th do, of February, 1976, by the County Board of Appeals, OR LERED that the reclassification petitioned for, be and the same is hereby GRANTED.

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

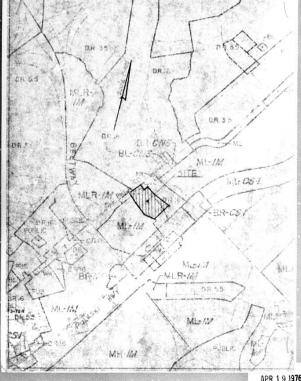
COUNTY BOARD OF APPEALS OF BALTIMOR COUNTY

Walter A. Reiter, Jr., Chouman

Robert L. Gilland

John A. Miller

MLR D.R. 3.5 ML DR 55 ML-CS-MLR BR-CS-DR. 16 MLR 3.5 D.R.5.5 ML-CS-/ 8-8L BL-CS-MI -CS. ML MH-IM D.R. 2 MH-IM



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There were no Protestants present at the hearing. However, the following pertinent comments were received from the County and State agencies who reviewed the Petitioner's proposed development plans:

Department of Traffic Engineering

"The subject Petition is requesting a change from M. L., M. L. R., and D. R. 16 to B. L. This should increase the trip density from 1,500 trips to 6,000 trips per day. This site in tiself would not create any serious capacity problems, however, with the completion of the Golden Ring Mall which is adjacent to this property, problems are anticipated and this site would only compound those problems."

Industrial Development Commission (making the same comment

"This office has reviewed the subject petitions requesting reclassification of industrially-zoned land for commercial development.

All three of the subject tracts are prime industrial sites with available utilities and excellent transportation facilities. The loss of this prime industrial acreage to commercial development would drastically reduce the amount of available "ready-to-go" industrially-zoned land other than the industrial parks. It is the belief of this office that these sites should remain in their present classification to permit the orderly growth of industrial development in the County.

Further, it appears to this office that there are sufficient shopping facilities in all of the areas surrounding the requested sites to meet the present and future needs of the population and that the sites should not be reclassified from their present industrial zoning classifications.

Baitimore County Planning Board

"It is the opinion of the Planning Board that the current zoning is appropriate for this property, that ample commercial opportunities have been provided in the area, and that the zoning map is correct. Adjacent to this property is the 43-acre Golden Ring Mall now under construction, which will have approximately 700,000 square feet of retail floor space; the proposed Nottingham Center will encompass approximately 170 acres of B. M. -C. T. zoned land. Further neighborhood centers exist at Philadelphia Road and King Avenue and at Philadelphia Road and Kenwood Avenue; a community center exists at Golden Ring Road and Kenwood Avenue.

Commercial zoning here would not be in accordance with the adopted Baltimore County 1980 Guideplan map. Further, Policy No. 7 of the Guideplan states, in part, that "... regional shopping complexes, should take place in sector and town centers as designated on the Guideplan Map, where access is or will be optimized by such facilities as ring roads and rapid-transit stations". This tract is not in a designated town or sector center, nor are any of the ancillary elements-ring roads and rapid-transit stations-planned for this site.

The Planning Board has attempted to protect the traffic volume capacity of freeway interchange, as much as possible, by recommending zoning which allows uses that, on the average, do not generate as much traffic as others. In general, industrial development at interchanges tends to generate much less traffic than do commercial uses. It should be noted that both this property (for the most part) and the adjacent Golden Ring Mall property are zoned industrial; the development plan for the Mall property was processed in accordance with Section 103.1 of the Baltimore County Zoning Regulations. Approval of the petitioner's request and his proposal to construct approximately 150,000 square feet of retail floor space here, would be contrary to the Board's polocy on land use at freeway interchanges.

It is therefore, recommended that the existing zoning, M. L. -I. M. . M. L. R. -I. M. and D. R. 16 be retained.

After reviewing the above testimony and evidence it is the opinion of the Deputy Zoning Commissioner, that the Petitioner has failed to prove an error in the Comprehensive Zoning Map insofar as this particular property is concerned. The property is certainly suited and ideally situated for warehousing offices or other light manufacturing uses that are, by and large permitted under the present zoning classification

As pointed out in the Planning Board recommendations, the map has provided for other commercial areas which establishes serious doubts as to he need for yet additional commercial zoning in this area. Traffic condition re also questionable and until such time as Golden Ring Mall has been in peration a sufficient amount of time to determine the handling capacity of the surrounding road network, the zoning of additional commercial property could lead to hazardous traffic conditions in this area. For these reasons the Petitioner's request must be denied.

Therefore, IT IS ORDERED by the Deputy Zoning Commissioner of Baltimore County, this ______ day of December, 1974, that the herein requested Reclassification from a M. L. -M. L. R. and D. R. 16 Zones to a B. L. (Business, Local) should be and the same is hereby DENIED.

> Deputy Zoning Commissioner of Baltimore County

RECEIVED FUR

ORBER

April 30, 1974

W. Lee Harrison, Esq., XXXXXXXXXXXXX

IVED FOR

2 ORBER 1

306 W. Joppa Road Towson, Maryland 21204

RE: Reclassification Petition Item 6 - 7th Cycle
A. V. Williams Construction Co. Petitioners

Dear Mr. Harrison:

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

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 hearing on this case. The Director of Planning may file a written report with the Zoning Commissions with the Zoning Commi with the Zoning Commissioner with recommendations as to the appropriateness of the requested zoning.

The subject property is located at the southeast intersecti of Rossville Boulevard and Philadelphia Road, in the 15th District of Baltimore County. It is presently improved by an existing dwelling, barn, garage and shed.

and to the east of the Golden Ring Mall which is presently under construction. To the south of this site is the Williams Construction Company facility. To the north-heat of the site and across fhiladelphia Road is unimproved Density Residential, D. R. 16

The petitioner is requesting a Reclassification to Business Local for 149,000 square foot shopping center with off street parking provided for 749 cars. W. Lee Harrison, Esq. Item 6 - 7th Cycle /pril 30, 1974

This petition for Reclassification is accepted This petition for Reclassification is accepted for filling on the date of the enclosed filling certificate. Boxever, any revisions or corrections to petitions, descriptions, or plats, as may have been requested by this Committee, shall be submitted to this office prior to Monday, June 3, 1974, in orner to allow time for final Committee review and advertising being scheduled for yeard in this petition not being scheduled form yeard in this petition not being scheduled form, which will be so Notice of the hearing date and time, which will be forwarded to you well in advance of the date and time.

Very truly yours,

Commer B. Burnette JAMES B. BYRNES, III Chairman, Zoning Advisory Committee

JBB:JD

Enclosure .

cc: James S. Spamer & Associates 8017 York Road Towson, Maryland 21204

Baltimore County, Margland Bepartment Of Bublic Warks COUNTY OFFICE BUILDING TOWSON, MARYLAND 21204

- 5 -

Bareau of Engineering ELLSWORTH N. DIVER. P. E. CHIE

April 30, 1976

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

> Re: Item #6 (Cycle VII - April to October 197h)
> Property Owner: A. V. Williams Construction Co.
> S/E corner of Rossville Blvd. and Philadelphia Rd. Existing Zoning: M.L., M.L.R., & D.R. 16 Proposed Zoning: B.L. Proposed Zoning: B.L. No. of Acres: 12.63 District: 15th

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.

Fhiladelphia Boad is a State Boad; therefore, all improvements, intersections, entrances and drainage requirements as they affect the road come under the jurisdiction of the Maryland Higheay Administration. Any utility construction within the State Boad right—Campy will be subject to the standards, specifications and approval of the State in addition to those of Baltiarre County.

The private road passing through this property has been constructed in oc-mection with Goldon Ring Mall Shopping Canter. The access to Reswille Soulevard has previously been approved opposite Yellow Brick Road in connection with development of this total tract.

This property drains 'to Stemmers Run which has recently been improved with the Bossville Boulevard projust. All private ensite drains must be carried to a suitable outfall in Stemmers Run.

The Petitions: must provide necessary drainage facilities (temporary or permanent) to prevent creating any muisances or danages to adjacent properties, especially by the concentration of surface waters. Correction of any problem which any result, due to improper grading or improper installation of drainage fact is as would be the full responsability of the Petitioner.

BALTIMORE COUNTY ZONING ADVISORY COMMITTEE PETITION AND SITE PLAN EVALUATION COMMENTS

m #6 (Cycle VII - April to October 1974) operty Owner: A. V. Williams Construction Co. Page 2 April 30, 1974

Sediment Control:

Development of this property through stripping, grading and stabilization could result in a sactionnt pollution problem, descripe private and public holdings downstream of the property. A grading permit is, therefore, measure for all grading behalful the stripping of top soil.

Water and Sanitary Sewer:

Public 16-inch water and public 2h-inch sanitary sewer are existing along the frontage of and through this site.

Very truly yours.

Colsword M. River ELISWORTH DIVER, P.E. Chief, Bureau of Engineering

END: EAM: CIW: ss

NR h G Tono

April 30, 1974

Mr. S. Eric DiNenna Zoning Commissioner County Office Building

Re: Item 6 - Cycle Zoning 7 - April 1974 through October 1974 Property Owner: A.V. Williams Construction Co. SE corner of Rossville Boulevard and Philadelphia Road district 15

The subject petition is requesting a change from M.L., M.L.R., and D.R. 16 to B.L. This should increase the trip density from 1,500 trips to 6,000 trips per day. This site in itself would not create as serious capacity problems, however, with the completion of the Golden Ring Hall which is adjacent to this property, problems are anticipated and this site would only compound those problems.

Very truly yours.

C. Richard Moore

CRM/pk

WILLIAM D. FROMM

ZONING COMMISSIONE



May 3, 1974

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

Dear Mr. Di Nenna

Comments on Item #6, Zoning Cycle VII, April, 1974, to October, 1974, are as follows:

Property Owner: A.V. Williams Construction Co. Location: SE comer of Rossville Boulevard and Philadelphia Road Existing Zoning: M.L, M.L.R. and D.R.16 Proposed Zoning: B.L. No. of Acres: 12.63 District: 15th

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 probler with regard to development plans that may have a bearing on this petition.

The site plan as submitted must be revised to conform to the requirements of the State Highway Administration. The proposed entronce location on Philadelphia Road would create traffic congestion and a hazard to public safety. If there is to be any access to Philadelphia Road, it must be opposite

The site plan must indicate any loading or unloading areas for the proposed stores. The parking calculations are based on retail use only and very minimal; therefore, this office is putting the petitioner on notice that the may have pan ing problems once the loading areas are indicated on the site plan and any other uses that would require more parking than a retail use are proposed.

> Very truly yours , Project & Development Planning Division

BALTIMORE COUNTY OFFICE OF PLANNING AND ZONING SUITE 301 JEFFERSON BUILDING 105 WEST CHESAPEAKE AVENUE

AREA CODE 301 PLANNING 494-3211 ZONING 494-3351



Harry R. Hughes Bernard M. Evans

April 19, 1974

Mr. S. Eric DiNenna Zoning Commissioner County Office Building Towson, Maryland 21204 Att: Mr. James Byrnes

Re: Seventh Zoning Cycle April, 1974 Property Owner: A.V. Williams Construction Company Location: SE corner of Rossville Soulevard and Philadelphia Road (Payle) Road (Route 7)
Proposed Zoning B.L.
Existing Zoning: M.L. M.L.R.
No. of Acres: 12.63 No. of neith

Dear Sirs

The proposed entrance must be located directly opposite Fontana ane. Although the relocation would place the entrance at a close proximity to the exit me entrance at a close proximity to the exit me entrance at a close proximity to the contract of the entrance of the entrance of the second of the entrance of the shapping Centers should be connected in any reent.

The median in the entrance must have a minimum length of 120 from the flow line. The frontage of the site must be improved with curb and gutter. The plan should be revised prior to the hearing. The petitioner had not previously contacted the State Highway Administration in this matter.

The 1973 average daily traffic count for this section of Philadel-phia Road is ... 7,200 vehicles.

Very truly yours,

Charles Lee, Chief Bureau of Engineering Access Permits by: John E. Meyers

CL:JEM:bk

P.O. Box 717 / 300 West Preston Street, Baltimore, Maryland 21207

BOARD OF EDUCATION OF BALTIMORE COUNTY

TOWSON, MARYLAND - 21204

Date: April 26, 1974

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

Z.A.C. Meeting of:

April 3, 197h

Res Ttom 6 Property Owner: A.V. Williams Construction Co. S.E. corner of Rossville Blvd. and Fhiladelphia Road Proposed Zoning: M.L., M.L.R., & D.R. 16

12.63

District: No. Acres:

Dear Mr. DiNanna:

No adverse effect on student population.

Very truly yours. W lish felloud Field Representative

H. EMELIE PARKE, PRESIDENT

MARCUS M. GOTHABIS

Baltimore County Fire Department

J. Austin Deitz



Towson, Maryland 21204 625-7310

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

Attention: Mr. Jack Dillon, Chairman Zoning Advisory Committee

Re: Property Owner: A. V. Williams Construction Co. Location: SE corner of Rossville Boulevard and Philadelphia Road

Item No.

Zoning Agenda April 3, 1974

Gentlenen:

Pursuant to your 'equest, 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

Fire hydrants for the referenced property are required and (Edisting fia shall be located at intervals of 300 feet along an fire hydrants approved road in accordance with Baltimore County Standards shall be as published by the Department of Public Works.

A second neans of vehicle access is required for the site, with the whicle dead-end condition shown at

EXCHED; the maximum allowed by the Fire Department. for The site shall be made to comply with all applicable parts Balto.Co.) of the Fire Prevention Code prior to occupancy or beginning

of the Fire Prevention Code prior to occupancy of Degistrant of Operations.

The Duildings and structures existing or proposed on the site shall comply with all applicable requirements of the site shall comply with all applicable requirements of the Theorem of the Code of the Code

Reviewer: Museuth An Bully Approved: Approved: Planning Group Approved: Deputy Chief Special Inspection Division Pire Prevention

m1s 4/16/73



INDUSTRIAL DEVELOPMENT COMMISSION BALTIMOPE COUNTY, MARYLAND

April 18, 1974

494-3648

Mr. S. Eric DiNenna Zoning Commissioner, Baltimore County Towson, Maryland

Dear Mr. DiNenna:

Re: Zoning Reclassifications Cycle 7: April - Catober, 1974

1) Prop. Owner: Charles A. and Charlotte Diffendall Location: N. W. corner Eastern Boulevard and Diamond Point Road Existing zoning: D. R. 16 and M. L. Proposed zoning: B.M. Acres: 30.66 District: 15th

61 Prop. Owner: A. V. Williams Construction Co. Location: S.E. cor. Rossville Boulevard and Philadelphia Road Fxisting zoning: M. L., M. L. R. and D. R. 16 Proposed zoning: B. L. Acres: 12.63 District: 15th

37) Prop. Owner: Rhodes, Inc. Location: S/S Interstate 95, N Relocated Sulphur Spring Load Existing zoning: M. L. Proposed zoning: B. 1. Acres: 10.8

This office has reviewed the subject petitions requesting reclassification of industrially-zoned land for commercial development.

BALTIMORE COUNTY, MARYLAND DEPARTMENT OF HEALTH-

WSON, MARYLAND 2120

April 10, 1974

DONALD J. ROOP, M.D. MR.

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

Comments on the following item, Zoning Advisory Committee Meeting April 1, 1974, are as follows:

Property Owner: A. V. Williams Construction Co. Location: SE corner of Rossville Boulevard and Philadelphia Pd. Existing Zoning: M.L., M.L.R. & D.R.16 Proposed Zoning: B.L. No. of Acres: 12.63 District: 13

Metropolitan water and sewer must be extended to this

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 tuning and processing equipment. Additional information may be obtained from the Division of Air Pollution and Industrial Hygiene, Baltiaure County Department of Health.

Food Service Comments: Prior to construction, renovation and/or installation of equipment for this food service facility, complet plans and specifications must be submitted to the Division of Food Frotection, Baltimore County Department of Health, for review and approval.

Very truly yours,

APR 16 '74 AM -ZONING DEPARTMENT

HVB/ca6

Elon A. Ulven Thomas H. Devlin, Director BUREAU OF ENVIRONMENTAL SERVICES

Mr. S. Eric DiNenna

April 18, 1974

All three of the subject tracts are prime industrial sites with available utilities and excellent transportation facilities. The loss of this prime industrial acreage to commercial development would drastically reduce the amount of available "ready-to-go" industrially-zoned land other than the industrial parks. It is the belief of this office that these sites should remain in their present classification to permit the orderly growth of industrial development in the County.

Further, it appears to this office that there are sufficient shopping facilities in all of the areas surrounding the requested sites to meet the present and future needs of the population and that the sites should not be reclassified from their present industrial zoning classifications.

Sincerely,

H. B. STAAR Director

DZ.C. PCT. CX. 5

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CERTIFICATE OF POSTING

ZONING DEPARTMENT OF BALTIMORE COUNTY

Townen, Maryland

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ROSEDALE, MD., August 29, 19 74

THE OBSERVER.

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Advertising Mg

Cost of Advertisement \$10.18

Regulations or Baltimore County, will hold a public hearing: Present Zoning: M.L., M.L.R. and D.R. 16 Proposed Zoning: B.L. BALTIMORE COUNTY OFFICE OF PLANNING AND ZONING

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

Your Petition has been received* this 20th, day of

Tranch 1972. Item

Al Di Menno

Petitioner (1)(1010) of Submitted by

Peritioner's Attorney Naparon Reviewed by

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

CERTIFICATE OF POSTNIC

ZONING DEPARTMENT OF BALTMORE COUNTY

Towns, Maryland

District. 15"

Dots of Posting 1-23-75

Posted for:

Postitioner: Mellinoire Lavels 60

Location of property: Sefs. of Bula bil 124,030', 55.86, y hashallle blood.

Location of Signe 1 days. Taskel on Thele kid. They 124,3", 65.86.

From The County of the Buly of Posted by Mark. Heres Date of return. 1-50-71

MISCELLANEOUS	EVENUE DIVISION	No. 174246
DATE_January 7	. 1975 ACCOUNT	01-662
	AMOUNT	\$75.00
W. Lee Harris		VELLOW - CUSTOMER
Cest of Filing	of an Appeal and Po	sting of Property on
SE/S of Philade	5-R (Item No. 6) slphia Road, 724.30 5th Election Distric	SW of Rossville
Williams Const	ruction Company.	nc., et al - Petitioners
BALTIMORE COU	NTY, MARYLAND REVENUE DIVISION CASH RECEIPT	No. 15188
BALTIMORE COU OFFICE OF FINANCE - MISCELLANEOUS	REVENUE DIVISION CASH RECEIPT	No. 15188
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BALTIMORE COU OFFICE OF FINANCE . MISCELLANEOUS DATE Sept. 19	AMOUNT STREET OF THE STREET OF	No. 15188

BALTIMORE COUNTY, MARYLAND OFFICE OF FINANCE - REVENUE - SION MISCELLANEOUS CASH RECEIPT	No. 14735
DATE April 19, 1974 ACCOUNT 01-	662
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WHITE - CASHIER DISTRIBUTION	YELLOW - CUSTOMER
INCONCRETE V. Lee Harrison, 1 1220 Buttacke. 306 V. Joppa Road Townon, Md. 21204	
Petition for Reclassification for A	.V. Williams, et al
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DZC PEt Cx. 7 - #75-55-R







