PETITION FOR SPECIAL HEARING

75-159-584

(Dan flo. 125)

TO THE ZONING COMMISSIONER OF BALTIMORE COUNTY:

I, or we. G. DNNIEL ROBINSON. legal owner of the property situate in Baltimore County and which is described in the describton 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 a use permit for the use of land in a residential

zone for a parking area to meet the parking requirements of Section 409.2(b)(3) of the Zoning Regulations, all as shown on the zoning plats and descriptions attached hereto and filed herewith; the said use permit being in the interest of the public and in conformity with the letter and spirit of the Regulations

and the public health, safety and welfare of the area involved.

See attached description

Preperty is to be posted and advertised as prescribed by Zoning Regulators as agree to pay expenses of above Special Hearing advertising, poting the to, upon filing of this potition, and further agree to and are to be banded by the zoning regulations and restrictions of Baltimore County.

G. David Robinson, Contract Purchaser

James D. Nolan, Petitioner's Attorney
Nolan, Plumhoff & Williams
Address 204 W. Pennsylvania Avenua
Towson, Maryland 21204

ORDERED By the Zoning Commissioner of Baltimore County, this 20th

day of <u>hecembar</u>. 1989. 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 included the property be consistent of Baltimore County in Loom 108, County Office Building in Townson all times County, on the 27th day of Jarrany. 1980%

DEC 20 74 AM

Zoning Commissioner of Baltimore County

Address 20h M. Penna. Ave.

Towson, Md. 21204

Protestant's Attorney

(over)

CHARD P. TUSTIN, JR. REGISTER



ESTABLISHED 1849 S. J. MARTENET & CO.

LAND SURVEYORS 9 F I FYINGTON STREET BALTIMOPE, MD. 21202 PHONE: 539-4253

HARRY Q. JAVING J. HUWARD SUTTON WILLIAM O. ATWOOD GEORGE E WINNER HOWARD D. TUSTN

BINGH J. MARTENET

DESCRIPTION OF A PARCEL OF LAND

TO BE CONVEYED

all that parcel of land situate, lying and being in the Third Election District of Baltimore County bounded and described as follows: i.e.

inning for the same at a point in the center line of Reisterstown Road, wide, distance North 41 degrees West 286.25 feet from a point where the Orthwest side of Montrose Avenue, extended Southwesterly, is interthe center line of Reisterstown Road, said point also being at the end of the first line of the land described in a deed dated May 26, 1965 from of Baltimore County in Liber R.R.G. No. 4464 folio 364, etc. and running thence binding on the second line of the land described in said deed North 49 orthern Central Railroad and to intersect the second line of the land described in a doed dated December 31, 1948 from Clara I. R. Faulstich, etal. to G. Daniel Robinson and wife and recorded among said Land Records in Liber T.B.S. No. 1727 folic 25 etc. and distant North 35 degrees and 01 minutes West 90.46 feet from the end of said second line; running thence binding on the of the said second line, all of the Third line and part of the fourth line of the land described in said last mentioned deed the three following and distances, to wit: 1 - South 85 degrees and 01 minutes East 90.46 feet: 2 - South 26 degrees and 23 minutes East 99.96 feet: 3 - North 86 degrees and Ol minutes West, parallel with the center line of the said railroad herein ntinned 41.55 feet to intersect a line drawn perpendicular to the centerline of Reinterstown Road: thence binding reversely on the line so drawn South 49 degrees West 171.34 feet to the Northeast side of Reisterstown Road ntinuing the same course 33 feet to the centerline of said road and them

DESCRIPTION OF A PARCEL OF LAND TO BE CONVEYED

running with and binding on the centerline of Reisterstown Road North 41 degrees West 131.32 feet to the place of beginning, saving and excepting therefrom all that part of the property zoned B.L. Containing 0.7325 acres of land, core or less of which 0.0994 acres are in the bed of Reisterstown Board

Being all of the land described in a deed dated June 22, 1966 from Rapoport and wife to George Daniel Robinson and wife and recorded the Land Records of Baltimore County in Liber O.T.C. No. 4649 folio 390 from Clara I. R. Faulstich, et.al. to G. Daniel Ropinson and wife and ed among the said Land Records in Liber T.B.S. 1727 folio 25, etc.

December 3, 1974

February 3, 1975

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

RE: Petition for Special Hearing NW/S of Reisterstown Road, 286.25' SW of Montrose Avenue - 3rd Election District G. David Robinson - Petitioner NO. 75-159-SPH (Item No. 125)

Dear Mr. Nolan:

I have this date passed my Order in the above referenced matter.

Copy of said Order is attached.

Very truly yours.

S. ERIC DI NENNA Zoning Commissioner

SED/scw

Attachmente

cc: M's. Alice LeGrand 25 Olive Lane Owings Mills, Maryland 21117

February 6, 1975

1100 Francis Avenue Baltimore, Maryland 21227

The Honorable S. Eric DiNenna Zoning Commissioner Baltimore County Office Building Towson, Maryland 21204

Re: Building Permit Application for Proposed Pappy's Restaurant, Garrison, Maryland.

Dear Commissioner DiNenna:

Reference is made to your Order dated Pebruary 3, 1975, in Case No. 75-159-5PH, Item No. 125, granting a special permit for off street parking in a residen-tial zone.

As you know, it is contemplated that we will build a new Pappy's restaurant on the property that is the subject of the zoning experition. It is my understanding that your off-my permit permit

Your approving the Application for Building Permit subject to my saving Baltimore County harmless from any damages would permit us to process the permit and make arrangements for financiar the 10-day appeal period has plained immediate the 10-day appeal period has considerable amount of time and we believe would be of benefit to Baltimore County, Maryland. If you have any questions, please do not hesitate contacting me or my attorney, James D. Nolan on this matter. Thanking you, I am

Sincerely yours, 1/ Robert Larkin

BALTIMORE COUNTY, MARYLAND



75.159.514

EUGENE J. CLIPPOND. P.E. WM. T. MELZER

February 5, 1975

Mr. S. Eric DiNenna Zoning Commissioner County Office Building Towson, Maryland 21

Re: Item 125 - ZAC - December 24, 1974 Property Owner: G. Daniel Robinson Location: NE/S of Reisterstown Rd. 286.25 ft. N of Montrose Avenue.

Existing Zoning: DR 3.5

Proposed Zoning: Special Hearing to approve a permit for the use of land in a residential zone for a parking area to meet the parking requirements of Sec. 409.2 B3.

No. of Acres: 0.7325

District: 3rd

No major traffic problems are expected by the requested permit for parking in a residential zone.

Very truly yours. Michael Flan Michael S. Flanigan Traffic Engineering Assoc.

MSF/1b

BALTIMORE COUNTY

ZONING PLANS

ADVISORY COMMITTEE



PETITION AND SITE PLAN

EVALUATION COMMENTS

Baltimore County, Maryland Bepartment Of Bublic Works

COUNTY OFFICE BUILDING

Jamary 1h. 1975

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

Bareau of Engineeri

Re: Item #125 (1974-1975) Item #125 (1974-1975)
Property Owner: 0. Daniel Robinson
M/ES of Reisterstown Rd., 285.25 N. of Montrose Ave.
Estating Zoning: D.R., 3.5
Proposed Zoning: D.R., 3.5
Proposed Zoning: Special Hearing to approve a permit
for the use of Land in a residential zone for a parking
area to meet the parking requirements of Sec. h09.2 N.3.
No. of Acress: 0.7325 Mistricts Jrd

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.

Formal comments dated Nowmber 26, 1965 were supplied the "etisioner by the Bureau of Public Services in connection with Commercial Building Fermit Application #5.54-65 for the pr. sent "Restaurant - Grocery Store". Those comments are referred to you for your consideration. This property is tributary to the Guynns Falls Sewarage System, subject to State Health Department imposed mornatorius restrictions.

Very truly yours,

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

cc: George Reier (FLD. #564-65)

P-NS Key Sheet 40 NW 28 Pos. Sheet NW 10 G Topo

Pursuant to the advertisement, posting of property, and public hearing on the above Petition and it appearing that by reason of the following finding of facts that the Petitioner's plans meet the requirements set forth in Section 409, 4 of the Baltimore County Zoning Regulations; and that the health, safety, and general welfare of the locality involved not being adversely affected, the Special Hearing for Off-street Parking in a Residential Zone, in ac-dated December 13, 1974, and revised and cordance with the plat/approved January 30, 1975, by John L. Wimbley, Planning Specialist II. Project and Development Planning Division, Office of Planning and or Baltimore County, said plat having been filed as Exhibit "A" in this g and which is incorporated by reference hereto as a part of this Order. IS OFDERED by the Zoning Commissioner of Baltimore County this Special Hearing for Off-street Parking in a Residential Zone should be and the special nearing for Off-street rarking in a Residential come should be able to compliance with the aforementioned site plan, approved lamary 30. 177.

South Commissioner 6: Saltimore County Pursuant to the advertisement, posting of property and public hearing on the above petition and it appearing that by reason of_____ the above Special Hearing should NOT BE GRANTED. IT IS ORDERED by the Zoning Commissioner of Baltimore County, this _day of_____, 196__, that the above Special Hearing be and the same is hereby DENIED. Zoning Commissioner of Baltimore County

BALTIMORE COUNTY ZONING PLANS ADVISORY COMMITTEE

COUNTY OFFICE BUILDING

January 20, 1975

XXXXXXXXXXXXX

MENBERS MONING ADMINISTRATION

SUREAU OF

DEPARTMENT OF TRAFFIC ENGINEERIN

STATE HIGHWAY

BUSEAU OF PROJECT AND

BOARD OF EDUCATION

OFFICE OF THE BUILDINGS ENGINEES

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

Franklin T. Hogan

RE: Special Hearing Petition Item 125 Daniel Robinson - Petitioner

Dear Mr. Nolan:

The Zoning Plans Advisory Committee has reviewed the plans submitted with the above referenced petition and has made an on site field impretion 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 calcipment plans that may have a bearing on this calcipment plans of Planning may file a written repet with the Zoning Commissioner with recommendations as to the appropriateness of the requested zoning.

The subject property is located on the northeast side of Reisterstown Road 286.25 feet north of Montrose Avenue and is presently improved with a one-story restaurant not currently in operation.

The petitioner is requesting a Special Hearing to permit off street parking in the rear of this property which is zoned D.R. 3.5.

This property abuts to the rear a Baltimore County fire station on the northernmost boundary and single family dwellings fronting on Montrose Avenue on the east side.

Please note the comments of the State Highway Administration concerning existing curb line on Reisterstown Road.

James D. Nolan, Esq. Re: Item 125 January 20, 1975

This petition is accepted for filing on the date of the enclosed filing certificate. Notice of the hearing date and time, which will be ized 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, Frankle Hopers fo PRANKLIN T. HOGANS, 59. Chairman, Zoning Plans Advisory Committee

FTH:JD

cc: Cicero H. Brown, Architect Burdette, Koehler & Murphy Wagner Building Towson, Maryland 21204

S. ERIC DINENNA



January 13, 1975

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

Dear Mr. DiNenna,

Comments on Item #125, Zoning Advisory Committee Meeting, December 24, 1974, are as follows:

Property Owner: G. Daniel Robinson
Location: NE/S of Rejaterstown Road 286.25 ft. N of Montrose Avenue
Existing Zoning: D.R.3.5
Proposed Zoning: Special Hearing to approve a permit for the use of land in a residential
zone for a parking area to meet the parking requirements of Sec. 409, 283.
No. of Acress 0.7325

This office has reviewed the subject petition and offers the following comments. These comments are not intended to Indicate the appropriateness of it's 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

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

Very truly yours,

John L. Wimbley
John L. Wimbley
Planning Specialist II
Project and Development

75-159-SPH

Date of return: TAN. 17, 1975

BALTIMORE COUNTY OFFICE OF PLANNING AND ZONING SUITE 301 JEFFERSON BUILDING 105 WEST CHESAPEAKE AVENUE TOWSON, MARYLAND 21204 PLANNING 494-3211 ZONING 494-3391

Bernard M. Evans

Harry R. Hughes Secretary

December 20,1974

Maryland Department of Transportation

Mr. S.Eric DiNenna Zoning Commissioner County Office Bldg. Towson Hd. 21204

Att: Mr. Franklin Hogans

State Highway Administration

Re: 2.A.C. Meeting Dec. 24, 1974 Item: 125 Property Owner: G. Daniel Robinson (Kte 140) Location: NE/S nte 14U) Location: NE/S of Reisterstown Rd. 256.25 ft. N. of Montrose Ave. Existing Zoning: DR 3.5 Proposed Zoning: Spec. Hearing to approve a permit for the use of a permit for the use of land in a residential zone for a parking area to meet the parking requirements of Sec. 409.2 Be. No. of Acres 0.7325 Dist. 3rd

Dear Mr. DiNenna:

The subject plan indicates new roudside curb to be on the proposed right of way line (40) from the centerline of Reisterstown Road. This is incorrect. The existing curb line (28) from centerline) is to be held. The location of the parking lot barrier curb is acceptable.

The curb and gutter detail is not acceptable for roadsies curb. The curb height is to be ∂^u rather than the 7 3/16" indicated. The gutter width is to be 12^u rather than 1^u -5". The gutter depth is to be 2^u rather than ∂^u .

The plan need not be revised at this time, however if the zoning is granted, the plan must be revised prior to time processing of any permits.

The entrance reconstruction must be done under permit from the State The 1973 average daily traffic count on this section of Reisterstown

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

Very truly yours,

Charles Lee, Chief Bureso of Engineering Access Permits

CL - JFH-es

by: John E. Meyers

John E. mayerd

BALTIMORE CCUNTY, MARYLAND DEPARTMENT OF HEALTH-

JEFFERSON BUILDING WSON, MARYLAND 21204

December 19, 1974

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

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

Comments on Item 125, Zoning Advisory Committee Meeting, December 24, 1974, are as follows:

Property Owner: G. Daniel Robinson
Location: NE/S of Reisterstown Rd. 286.25 ft.
Location: NE/S of Reisterstown Rd. 286.25 ft.
Existing Zoning: Daniel Rd. 286.25

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 Hysicae, Baltimore County Department of

Food Protection Comments: If a food service facility is proposed, complete plans and specifications must be submitted to the Division of Food Protection, Baltimore County Department of Health, for review and approval.

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 A. rene. Thomas H. Devlin, Director BUREAU OF ENVIRONMENTAL SERVICES

RHVB/nce CC--W.L. Phillips L.A. Schuppert

PETITION	MAPPING			PROGRESS			SHE	ET		
FUNCTION	Well Map		Original		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								i i i i		
Granted by ZC, BA, GC, CA										

1-5,600 CERTIFICATE OF POSTING DEPARTMENT OF BALTIMORE CO.

District 3rd	Date of Posting . TAN: 11 / 975
Posted for Pentray For Spe	SCAL HEARING
Petitioner: G. DAVID ROBUS	SON
Location of property: NW/S OF MONTROSE A	Reisterstown Rd. 286.25 Sw of
Location of Signer Nu/S of Rei	STERSTOWN Rd 270'tar-SWOF
MONTROSE A	ve.
Remarks:	
Posted by Ilionia 5. Asla.	Lac Date of return TAN. 17 1935

OFFICE OF OCOMMUNITY LIMES

RANDALLSTOWN, MD. 21133 January 8 1975

THIS IS TO CERTIFY, that the annexed advertisement of FETITION - NORTHWEST SIDE OF REISTERSTOWN ROAD was inserted in THE COMMUNITY TIMES, a weekly newspaper published weeks before the 27th day of Jan. 1975 that is to say, the same was inserted in the issues of - January 8,1975

STROMBERG PUBLICATIONS, Inc.

By C. Carrier

CERTIFICATE OF PUBLICATION

TOWSON, MD.,... January 9....., 19.75 THIS IS TO CERTIFY that the annexed advertisement was appearing on the 9th day of January

Cost of Advertisement \$

BALTIMORE COUNTY OFFICE OF PLANNING AND ZONING

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

Your Petition has been received * this 13 day of

Petitioner Robinsons Petitioner's Attorney Notate

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













Item 125

ames D. Nolan, Esq. 204 W. Pennsylvania Avenue Towson, Md. 21204

BALTIMORE COUNTY OFFICE OF PLANNING & FONING

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

Your Petition has been received and accepted for filing this 27th

Petitioner Daniel Robinson

Petitioner's Attorney James D. Nolan, Esq. Reviewed by Franklin:
CLORO H. Brown, Architect
Burdette, Koehler & Murphy
Magner Building
Towson, Md. 21204
Committee

Chairman,

No. 17463 BALTIMORE COUNTY, MARYLAND OFFICE OF FINANCE REVENUE DIVISION MISCELLANEOUS CASH RECEIPT DATE Jan. 27, 1975 ACCOUNT 01-662

AMOUNT \$93.50 DISTRIBUTION James D. Nolan, Esq. k 204 W. Penna. Ave.

Townon, Md. 21204 Advertising and posting of property for G. David Robinson

BALTIMORE COUNTY, MARYLAND OFFICE OF FINAN REVENUE DIVISION MISCELLANEOUS CASH RECEIPT DATE Jan. 6, 1975 ACCOUNT 01-662 WHITE CASHER DISTRIBUTION THE AGENCY VA MEMBERS, Holan, Princhoff and Villiams Coll Vs. Porna, Ave. Source, Ms. 21201, Fetition for Par-

Fetlition for Special Hearing for G. David Robinson

#75-159-SPH





