## PETITION OR ZONING RE-CLA SIFICATION AND/OR SPECIAL EXCEPTION

TO THE ZONING COMMISSIONER OF BALTIMORE COUNTY:

I. OF A PHOMAS W. HOONEY .....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 Baltimore County, from an ..... DR 5.5 zone; for the following reasons:

Contract purchaser

Robert J. Romadka, Esquire 809 Eastern Boulevard

Dear Mr. Romadka:

SED/scw

ore, Maryland 21221

Attachments
cc: Randolph N. Blair, Esquire
First National Bank Building
5 Center Place
Baltimore, Maryland 21222

Mr. Clyde L. Lew

John W. Hessian, III, Esquire

Field Engineer
C & P Telephone Company
305 West Chesapeake Aven
Towson, Maryland 21204

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, posing, 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 pursuant to the Zoning Law for Baltimore Thomas W morning Thomas W. Mooney

Address 7135 Holabird Avenue

Baltimore, Maryland 21222 Mindout 1. Ba Pelliberr's Attorney
Robert J. Romadka
Address dop Eastern Boulevard
Baltimore, Maryland 21221

ORDERED By The Zoning Commissioner of Baltimore County, this Outsider 25, 1974 day

.... 197 \_4 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-our 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 ....day of ...... County, on the 2lith 197 5, at \_\_\_\_\_o'clock

RE: Petition for Reclassification

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

SW/corner of Holabird and West Avenues - 12th Election District

Thomas W. Mooney - Petitione NO. 75-221-R (Item No. 30)

RE: PETITION FOR RECLASSIFI-CATION

NACHLE SYNORLS

v. MOOHEY

FOR

DAT

Phyne: 687-6922

SW/corner of Holabird and West Avenues - 12th Election District Thomas W. Mooney - Petitioner NO. 75-221-R (Item No. 30)

BEFORE THE

ZONING COMMISSIONER OF

BALTIMORE COUNTY

This matter comes before the Zoning Commissioner as a result of a Petition filed by Thomas W. Mooney and represents a request for a Reclassification from a D. R. 5. 5 Zone to a B. L. Zone, for a parcel of property, containing 10,750 square feet of land, more or less, located on the southwest corner of Holabird and West Avenues, in the Twelfth Election District of Baltimore

Evidence on behalf of the Petitioner indicated that the anticipated use o the subject property is for real estate offices in the present structure. The Petitioner cited, as a change in the neighborhood, the increased truck traffic along Holabird Avenue

Without reviewing the evidence further in detail but based on all the evi dence presented at the hearing, in the judgment of the Zoning Commissioner, the requested Reclassification should not be granted. The burden of proving error in the Comprehensive Zoning Map, as adopted on March 24, 1971, and/or substantial changes in the character of the neighborhood is borne by the Peti-In the instant case, this burden has not been met.

Therefore, IT IS ORDERED by the Zoning Commissioner of Baltimore nty, this 7 that the Reclassification be and the me is hereby DENIED and that the subject property be and the same is here By continued as and to remain a D. R. 5. 5 Zone

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Baltimore County

Cycle 8

#30

RE: PETITION FOR RECLASSIFICATION:
PROM D.R. 5.5. to B.L.
Southwest corner of Holsbird:
Avenue and West Avenue, 12th
District.

BALTIMORE COUNTY

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THOMAS W. MOONEY

Case No. 75-221-R

ZONING COMMISSIONER OF

### ORDER TO ENTER APPEARANCE

Mr. Commissioner:

Pursuant to the authority contained in Secuion 52h.1 of the Baltimore County Charter, I hereby enter my appearance in the above proceeding. You are requested to notify me of any hearing date or dates which may be now or hereafter designated therefore, and of the passage of any preliminary or final Order in connection

I HEREBY CERTIFY That a copy of the foregoing Order was mailed this /d day of March, 1975 to Robert J. Rosadka, Esquire, 809 Eastern Roulevard, Haltimore, Maryland 21221, Attorney for

John W. Heavin III



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Respectfully submitted. Bobert J. Romadka Attorney for Petitioner

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MEMORANDUM

Your Petitioner has requested in his Petition that his property be reclassified from a DR-5.5 to a BL zone for the purpose of using said property for office and office building.

he reclassified from a DR-5.5 to a BL zone for the purpose of said property for offices and office building.

The property is a lot of ground located at the Southwest corner of Holabird and West Avenues in the 12th Election District, having a frontage on Holabird Avenue of 50 feet and running along West Avenue for a depth of 215 feet to an unimproved alley located to the rear of said lot. The property is presently improved with a building. All building would remain and be converted, the dwelling was constructed many years and the present to the said lot. The property is presently improved with a building. All utilities presently series when the immediate area was considered a samy years are represented to the said of the present zoning map. Holabird Avenue has become a primary road by virtue of its connection with the such major roads as Merritt Bouldow of traffic has increased in great numbers since County Beltway west of said property, and liberard and patapace Freeway to the East. As a result of this increase in traffic, this portion of Holabird Avenue has lost its residential characteristics and the property along Holabird Avenue has been considered and the property along Holabird Avenue on the said is not considered and properties along Holabird Avenue on many other properties that are being used for residential use. The present long addition to those properties along Holabird Avenue on many other properties that are being used for property in any virtue of a non-conforming use or otherwise. Immediately joining the subject property to the West is a business now known as Holabird Avenue, the property of the West is a business now known as Holabird Avenue and Fast Avenue, the Drug Store on the first floor and the second floor is being used by several physicians.

It is your Petitioner's feelings that the County Council erred

It is your Petitioner's feelings that the County Council arred in the adoption of the zoning map by not rezoning the entire strip along Molabird Avenue from residential use to 81 use, but since the adoption of said map, the character of the neighborhood in use, and that traffic has incording the commercial in use, and that traffic has incording to the neighborhood which gives further evidence.

Because of these changes, your Petitioner feels that the subject property should be reclassified from DR 5.5 to BL.

### FRANK S. LEE

Registered Land Surreyor

1277 NEIGHBORS AVE. - BALTIN'ORE, MD. 2123.

September 28, 1974

No. 7135 Holabird Avenue No. 7135 Holabird Avenue
Southwest corner of Holabird Avenue and West Avenue
Part of lot 7, plat of "Justus Hartell 4/82
12th District Haltimore County, Haryland"

Reginning for the same at the corner formed by the intersection of the south side of Holabird Avenue ( 50 feet wide ) with the west side of West Avenue ( 50 feet wide ), and thence running and binding on the south side of Holabird Avenue South 87 degrees 44 minutes 25 seconds West 50 feet, thence leaving Holabird Avenue for a line of division South 2 degrees 15 minutes 35 seconds East 215 feet to the north side of an unimproved alley, thence running and binding on the north side of said alley North 87 degrees 44 minutes 25 seconds East 50 feet to the west side of West Avenue, and thence running and binding on the west side of West Avenue North 2 degrees 15 minutes 35 seconds West 215 feet to the place of beginning.

Containing 10.750 square feet of land.

Randelph N. Blair

March 13, 1975

Mr. Eric DiNenna Zoning Commissioner Jefferson Building Towson, Maryland 21204

De. S/W Corner Holabird & West Avenues Thomas Mooney, Petitioner

Dear Mr. DiNenna:

Please enter my appearance and the appearance of William H. Rovecamp on behalf of the Protestants in the above entitled matter and forward all pertinent notices and docu-

Landolph n. 186-

Randolph N. Blair

RNB/bab





C&P Telephone

Baltimore County Office of Planning & Zoning Count, Office Building Towson, Maryland 21204

Re: Item 30 - 75-22/ 70-00

In order to anticipate future changes in service predicatents, I would appreciate the result of the scheduled anning Sociansidication Hearing for the Getober, 1974. April, 1975 soning Declassification (Spein, Piesas Ground to decision when it becomes available to Er. Clyde L. Lov, Field Engineer, 305 M. Chespacke Avenue, Chaosh, Maryland, 2104.

CLL/nk

00

Re: Thomas W. Mooney, Petitioner 7135 Holabird Avenue Southwest corner of Holabird Avenue and West Avenue Reclassification from DR 5.5 to BL

February 21, 1975

Very truly yours,

BALTIMORE COUNTY

**ZONING PLANS** 

ADVISORY COMMITTEE



PETITION AND SITE PLAN

**EVALUATION COMMENTS** 

## Baltimore County Fire Department

J. Austin Deitz



Towson, Maryland 21204

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

Attention: Mr. Jack Dillon, Chairman Zoning Advisory Committee

Re: Property Owner: Thomas W. Mooney

Location: SW/C of Holabird Ave. V 402' Ave.

Item No. 30

Zoning Agends Gyele #8 - October 1, 1974

Fursuant 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.

- (1) 1. Fire hydrants for the referenced property are required and shall be located at intervals of 300 feet along an approved read in accordance with Baltience County Standards as published by the Department of Public Works.
- A second means of vehicle access is required for the site.
   The ve. cle dead-end condition shown at
- EXCEEDS the maximum allowed by the Fire Department.
- ECCESS the maximum allowed by the Fire Department.

  | h. The state shall be made to comply with all applicable parts of the Fire Frevention Code prior to occupancy or beginning of operations.

  (\*) 5 The buildings and structures oftenting or proposed on it give revention comply with all applicable requirements of the buildings and revention Association Standard We. 100 "Fine Life Survey code", 1970 Edition prior Association Standard We. 100 "Fine Life Survey code", 1970 Edition prior Association Standard We. 100 "Fine Life Survey code", 1970 Edition prior Association Standard We. 100 "Fine Life Survey code", 1970 Edition prior Association Standard We. 100 "Fine Life Survey code", 1970 Edition prior Association Standard We. 100 "Fine Life Survey Code", 1970 Edition prior Association Standard We. 100 "Fine Life Survey Code", 1970 Edition prior Association Standard We. 100 "Fine Life Survey Code", 1970 Edition prior Association Standard We. 100 "Fine Life Survey Code", 1970 Edition prior Association Standard We. 100 "Fine Life Survey Code", 1970 Edition prior Association Standard We. 100 "Fine Life Survey Code", 1970 Edition prior Association Standard We. 100 "Fine Life Survey Code", 1970 Edition prior Association Standard We. 100 "Fine Life Survey Code", 1970 Edition prior Association Standard We. 100 "Fine Life Survey Code", 1970 Edition prior Association Standard We. 100 "Fine Life Survey Code", 1970 Edition prior Association Standard We. 100 "Fine Life Survey Code", 1970 Edition prior Association Standard We. 100 "Fine Life Survey Code", 1970 Edition prior Association Standard We. 100 "Fine Life Survey Code", 1970 Edition Prior Code Survey Code S to accupancy.
- ( ) 6. Site plans are approved as drawn.
- ( ) 7. The Fire Prevention Bureau has no comments at this time.

Reviewer: T J M Noted and Approved: Planning Group Special Inspection Division

Deputy Chief Fire Prevention Bureau

Item 30 - 8th Zoning Cycle

Robert J. Romadka, Esq. 809 Eastern Boulevard Baltimore, Md Baltimore County Office of Planwing and Zoning

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

Your Petition has been received and accepted for

filing this \_\_25th

Petitioner Thomas W. Mooney

Petitioner's Attornoy Robert J. Romadka cc: Frank S. Lee, Land Surveyor 1277 Neighbors Avenue Baltimore, Md. 22237

Reviewed by Chairman,

### Baltimore County, Margland Bepartment Of Bublic Works

COUNTY OFFICE BUILDING October 2h, 197h

Bureau of Engineering

ELLEWORTH N. DIVER. P. E. CHIEF

Mr. S. Eric DiNenna Zuning Commissioner County Office Building Towson, Maryland 21201

> Re: Item #30 (Cycle VIII - Outober 1974 - April 1975) Property Owner: Thomas N. Mooney: 9/W corner of Holabird and West Avenues Existing Zoning: D.R. 5.5 Proposed Zoning: B.L. No. of Acres: 10,750 sq. ft. District: 12th

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.

Holabird Avenue and West Avenue are existing improved streats for which no further improvements are required.

- A standard commercial type entrance will be required.
- A highway widening fillet will be required at the intersection of Holabird

Provisions for the accommodation of storm drainage have not been shown on the plan; however, surface improvements resulting in increased storm water run-off, particularly the parting of parting areas, gradite thereof or other surface improve-ments, may accommiss the Petitioner to provide facilities for this drainage.

The Petitioner must provide necessary drainage facilities (temporary or permanent) to prevent rending any missages or damages to adjacent properties, especially by the concentration of surface waters. Correction of any problem which may result, due to improper grading or improper installation of draining facilities, would be the full responsibility of the Petitioner.

### Sediment Control:

Drainage studies and sediment control drawings will be necessary to be reviewed and approved prior to the issuance of any grading or building permits.

BALTIMORE COUNTY ZONING PLANS ADVISORY COMMITTEE

COUNTY OFFICE BUILDING 111 W. Chesspeake Avenue Towson, Maryland 21204

PERMITAS

SUREAU OF FIRE PREVENTION

STATE HIGHWAY

BUREAU OF ENGINEERING

PROJECT AND DEVELOPMENT PLANS

BOARD OF EDUCATIO

OFFICE OF THE

Robert J. Romadka, Esq. James B. Byrnes, III 809 Eastern Boulevard Baltimore, Maryland 21221

> RE: Reclassification Petition Item 30 - 8th Zoning Cycle Thomas W. Mooney - Petitioner

October 28, 1974

CONTING ADMINISTRATIO SEALTH DEPARTMENT

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

These comments are not intended to indicate the appropriateness of the xoning action requested, but to assure that all parties are made sware of plans or problems with regard to the development plans that may have a bearing on this case. The plans that may have a bearing on this case. With the Xoning Commissioner with recommendations as to the appropriatness of the requested zoning.

The subject property is located at the southwest corner of Solabird and West Avenues, in the 12th Election District of Baltimore County, and the 12th Election District of Solations County, and the solation of the solation

The petitioner is requesting a Reclassification from the existing DR 5.5 zone to a Business Local zone and proposes to utilize the existing struture for offices with access from West Avenue. Off street parking is indicated for 15 vehicles.

This petition for Reclassification is accepted for filing on the date of the enclosed filing certificate. However, any revisions or corrections to politions, descriptions, or plats, as may have been requested by this Committee, shall be submitted

Robert J. Romadka, Esq. Re: Item 30 - 8th Zoning Cycle October 25, 1974

to this office prior to December 1, 1975, in order to allow time for final Committee review and advertising. Failure to comply may result in this petition not being scheduled for a hearing. Notice of the hearing date and time, which will be between March 1, 1975 and April 15, 1975, will be forwarded to you well in advance of the date and time.

Very truly yours,

games & Byense=

JAMES B. BYRNES, III Chairman, Zoning Plans Advisory Committee

JBB:JD

Enclosure

cc: Frank S. Lee, Land Surveyor 1277 Neighbors Avenue Baltimore, Maryland 21237

Item #30 (Cycle VIII - October 1974 - April 1975 Property Owner: Thomas W. Mooney Page 2 Cotober 24, 1974

Mater and Sanitary Sewer:

Public water and sanitary sewer mains exist within Holabird and West

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

EMD . EAM . REC . es

F-NE Key Sheet 10 SE 18 Pos. Sheet SE 3 E Topo 103 Tex Map

WILLIAM D. FROM

S. ERIC DINENNA



November 6, 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 #30 , Zoning Cycle VIII, October 1974, are as follows:

Property Owner: Thomas W. Maoney Location: SW/c of Holabird Avenue and West Avenue Existing Zoning: D.R.5.5 Proposed Zoning: B.L. No. of Acres: 10,750 square feet 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 problems with regard to development plans that may, ave a

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

Very truly yours, Jak . ZW in bley John L. Wimbley Planning Specialist II Project and Development Planning

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 484-3251

## BALTIMORE COUNTY, MARYLAND



DEPARTMENT OF TRAFFIC ENGINEERING

EVGENE J. CLIFFORD. P.E.

WM. T. MELZER

October 28, 1974

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

Re: Item 30 - Cycle Zoning 8 - October 1974 through April 1975 Property Owner - Thomas W. Mooney SW corner of Holabird & West Avenues District 12

The subject petition is requesting a change from D.R. 5.5 to B.L. This should increase the trip density from 10 to 125 trips per day. Capacity problems presently exist along Holabird Avenue and this increased density can only compound the problem.

C. Richard Moore
Assistant Traffic Engineer



# BALTIMORE COUNTY, MARYLAND DEPARTMENT OF HEALTH-



JEFFERSON BUILDING TOWSON, MARYLAND 21204

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

October 10, 1974

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

Dear Mr. DiNenna:

Comments on Item 30, Zoning Reclassification, Cycle #8, are as follows:

Property Owner: Thomas W. Mooney Location: SW/C of Holabird Ave. 6 West Ave. Sulsting Zoning: DR 5.5 Proposed Zoning: 8L No. of Acres: 10,750 sq. ft. District: 12th

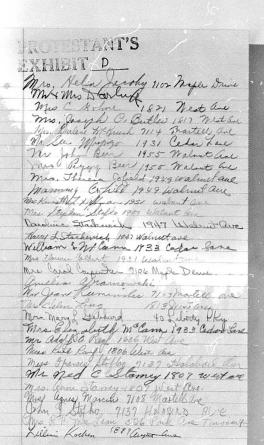
Metropolitan water and sewer are available.

this site may be subject to a permit to construct and a permit to operate may be subject to a permit to construct and a permit to operate may be subject to a permit to operate and processing equipment. Additional information of solutions of the production of the pollution and Industrial Hysians, baliance county Department of Health.

Very truly yours,

Thomas A Deli as Thomas H. Devlin, Director BUREAU OF ENVIRONMENTAL SERVICES

HVB/nc4 CC--W.L. Phillips



## BOARD OF EDUCATION OF BALTIMORE COUNTY

TOWSON, MARYLAND - 21204

Date: October 9, 1974

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

Re: Item 30

Z.A.C. Meeting of: October 1, 1974 (Cycle #8)

Property Owner: Thomas W. Mooney
Location: SW/C. of Holabird Avenue & West Avenue
Present Zoning: D.R. 5.5

Proposed Zoning: B.L.

District: No. Acres:

10,750 sq. ft.

Dear Mr. DiNenna:

No adverse effect on student population.

Very truly years, to tick tetroul W. Nick Petrovich Field Representative

Date of return: ...... 3-12 - 75

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		Townen, Maryland	MY	475-121-R
District 12#				
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PETITION		MAPPING			PROGRESS		SHE	FT		_
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JUN 1 6 1975

PETITION FOR RECLASSIFICATION IND DISTRICT ZONING: From D.R. 5.5 to B.L.

LOCATION: Southwest corner of Holabird Avenue and West Ave-

Biolated Agents and Word AverDATE & TURES MONTAGE,
MARCH 24, 1975 at 1999 A.M.
PUBLE HERANDIS, IRON 105,
County Giffice Building, Ill w. Cheregular Agents, Townson, MayTake Zoning Commissioner, of
Ratinorer County, to subscript of
the Zoning Act and Inquisition
position for the County, vial hold and
positioner and property of the Zoning LL.
Proposed Zoning LL.
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Containing 10,750 square feet

BY ORDER OF S, ERIC DINENNA ZONING COMMISSIONER OF BALTIMORE COUNTY

## CERTIFICATE OF PUBLICATION

## OFFICE OF **Dundalk Eagle**

38 N. Dundalk Ave. Dundalk, Md. 21222

March 15, 1977

THIS IS TO CERTIFY, that the annexed advertisement of Zonining Commissioner of Baltimo e County in matter of petetion of Thomas W. Mooney was inserted in **The Dundalk Eagle** a weekly newspaper published in Baltimore County, Maryland, once accredit mfornmnmnmnmnmnmnmnmnmnmnmnmnmsuccessive weeks before the

7th day of March

the same was inserted in the issues of March 6,1975

## Kimbel Publication, Inc.

## CERTIFICATE OF PUBLICATION

TOWSON, MD. Barsh 6 ......, 1975. THIS IS TO CERTIFY, that the annexed advertisement was published in THE JEFFERSONIAN, a weekly newspaper printed and published in Towson, Bultimore County, Md., sweet in each atc one time successive weeks before the 24th

day of ....Burch..... ...... 19... 75 the first publication appearing on the 6th day of karca

> THE JEFFERSONIAN, L. Leank Sant Manager

Cost of Advertisement, \$ ....

19.75

Petitioner Mooney Petitioner's Attorney Ramadka

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

BALTIMORE COUNTY OFFICE OF PLANNING AND ZONING County Office Building 111 W. Chesapeake Avenue Towson, Maryland 21204 Your Petitiop has been received \* this day of 197 L Item #

























BALTIMORE COUNTY, MARY AND OFFICE OF FINANCE REVENUE DIVISON MISCELLANEOUS CASH RECEIPT

DATE HOV. 20, 1974

\_\_ACCOUNT\_\_01-662

AMOUNT \$50,00

DISTRIBUTION NNK - AGENCY

Robert J. Romadka, Req. 809 Eastern Hlvd. Essex, Md. 21221

Petition for Reclassification for Thomas V. Mooney

No. 17978 BALTIMORE COUNTY, MARYLAND OFFICE OF FINANCE REVENUE DIVISION MISCELLANEOUS CASH RECEIPT

DATE APRIL 1, 1975 ACCOUNT 01-662

AMOUNT \$110.03

Raymond Mooney 6914 Fifth Ave. Baltimore, Md. 21222

