PETITION FOR ZONING VARIANCE FROM AREA AND HEIGHT REGULATIONS 76

TO THE ZONING COMMISSIONER OF BALTIMORE COUNTY

1. _______ Antonietta. Romiti...... 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 for a Variance from Section 409.2b(3) requesting variance of parking spaces instead of 102 parking spaces

of the Zoning Regulations of Baltimore County, to the Zoning Law of Baltimore County; for the following reasons: (indicate hardship or practical difficulty)

The proposed addition to the property is only an improvement to the kitchen facilities and does not increase the seating capacity of the reataurant. It would cause Thardship and be highly impractical to require additional parking.

1000 perty is to be posted and advertised as prescribed by Zoning Regulations.

we, agree to pay expenses of above Variance advertising, posting, etc., upon filing of this and further agree to and are to be bound by the zoning regulations and restrictions of County adopted pursuant to the Zoning Law For Baltimore County.

Almitta Rom Antonietta Romiti Legal Owner

Address 1805 Maxwell Avenue

Baltimore, Md. 21222

#76-

E1#5

OCT 1275 All Petitioner's Attorney Ronald L. Schreiber Address _ 823 . Charles St. 21201

of Capiober 197 5 that the subject matter of this petition be advertised, as required by the soning Law of Baltimore County, in two newspapers of general circulation throughout Baltimore, County, that property be posted, and that the public hearing be had before the Zoning Commission

24th A. M.

Zoning Commissioner of Baltimore County.

4

day of November 1975 at 19 30 clock

Beittmare Courte Garniand Bepartment Of Jublic Works COUNTY OFFICE BUILDING

September 26, 1975

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

Re: Item #11 (1975-1976)
Property Cumer: Antonietta Romiti
S/S of Holabird Ave., 62,48° E. of Maxwell Ave.
Existing Zoning: BL
Proposed Zonirg: Variance from Sec. 109,20 (3) requesting
variance of 70 parking spaces instead of 102 parking spaces.
No. of Acres: 0.5609 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.

Highways:

Holabird Avenue, an existing County street, is improved as a hO-foot closed section roadway on a 5U-foot right-uf-way. Further highway improvements are not required at this time.

Any construction or reconstruction of sidewalk, curb and gutter, entrances, aprons, etc. in connection with further development of this site will be the full responsibility of the Petitioner.

As the existing 10-foot alley is inadequate to merve as a commercial type alley, it is proposed that the alley ultimately be widened to 20 feet if utilized for commercial traffic for this site. No alley improvements are required at this time.

The entrance locations are subject to approval by the Department of Traffic Engineering, and shall be constructed in accordance with Beltimore County Standards.

Development of this property through stringing, grading and stabilization could result in a sediment pollution problem, damaging private and public holdings downstream of the property. A grading permit is, therefore, necessary for all grading, including the stripping of top poll.

RE: PETITION FOR VARIANCE South side of Holabird Avenue Approximately 62.48 feet east Of Maxwell Avenue, 12th District

: BEFORE THE ZONING COMMISSIONER OF BALTIMORE COUNTY

ANTONIETTA ROMITA, Petitioner

ORDER TO ENTER APPEARANCE

: Cose No. 76-118-A

Pursuant to the authority contained in Section 524.1 of the Baltimore County Charter. I hereby enter my appearance in this 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 therewith.

Clarks E. Kounty, Jr. Charles E. Kountz, Jr. Deputy People's Counsel

Titen #11 (1975-1976)
Property Owner: Antonia Romiti
Page 2
September 26, 1975

Storm Drains:

cc: J. Trenner W. Munchel

F-NE Key Sheet 10 SE 17 Pos. Sheet SE 3 E Topo 103 Tax Map

Water and Samitary Sewer:

John W. Hessian, III
Ponn W. Hessian, III
Ponnel
County Office Building
Towson, Maryland 21204
404-188

I hereby certify that on this 5th day of November, 1975, a capy of the foregoing Order was mailed to Ronald L. Schreiber, Esquire, 823 North Charles Street, Baltimore, Maryland 21201, Attorney for Petitioner.

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

Public water supply and sanitary sewerage are serving this property. It appears that additional fire hydrant protection may be required in the vicinity.

Very truly yours,

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

John W. Hessian, III



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

John W. Hessian, III, Esquire People's Counsel

JOSEPH & ANTONIETTA ROMITI

BEGINNING FOR THE SAME AT A NAIL SET ON THE SOUTH SIDE OF HOLABIRD AVENUE AT A POINT SOUTH 73° 33' 00" EAST 62.48 FEET DISTANT FROM THE EAST SIDE OF MAXWELL AVENUE, THE TWO POLICYING COURSES AND DISTANCES:

DESCRIPTION FOR VARIANCE

1. SOUTH 730 30' 00" EAST 8.43 FEET

2. SOUTH 880 L7' 00" EAST 189.90 FEET THENCE CONTINUING WITH THE SOUTH SIDE OF HOLABIRD AVERUE NORTH 810 21' 00" EAST 30.00 FEET, THENCE SOUTH 02° 29' 00" EAST 117.58 FEET, THENCE RUNNING THE TWO POLLOWING COURSES AND DISTANCES:

1. SOUTH 81° 21' 00" WEST 30.00 FEET

2. NORTH 89° 02' 45" WEST 158.10 FEET THENCE RUNNING PARALLEL TO AND 50 FEET DISTANT FROM MAXWELL AVENUE NORTH 20° 20' 30" WEST 129.33 FEET TO THE PLACE OF BEGINNING.

CONTAINING 0.5609 ACRES OF LAND MORE OR LEGS

BALMMORE COUNTY, MARYLAND

INTER-OFFICE CORRESPONDENCE

December 5, 1975

RE: Petition for Variance

S/S of Holabird Avenue, 62.48' E of Maxwell Avenue - 12th Election District Antonietta Romiti - Petitioner NO. 76-118-A (Item No. 41)

FROM Willie. D. Fromm, Director of Planning

ce: Lee N. Sachs, Esquire 25 South Calvert Street Baltimore, Maryland 21202

Ronald L. Schreiber, Esquire 823 N. Charles Street Baltimore, Maryland 21201

Dear Mr. Schreiber:

Attachmente

SUBJECT Petition #76-118-A. South side of Holabird Avenue 62.48 feet East of Maxwell Avenue
Petition for Variance to permit 47 Off-Street Parking Spaces insteas of the required 102 spaces.
Petitioner - Antonietta Komiti

District 12 - 7th Councilmanic District

Monday, HEARING: November 24, 1975 (10:30 A.M.)

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

Inasmuch as the proposed improvements will not ada ny seating capacity to this existing operation, the staff of the Office of Planning and Zoning will offer no comment on this petition at this time.

William D. Fromm

WDF :NEG : rw

BALTIMORE COUNTY **ZONING PLANS**

ADVISORY COMMITTEE



PETITION AND SITE PLAN

EVALUATION COMMENTS

Ben . 76.118

BALTINORE COUNTY OFFICE OF PLANNING & SONING

BALTIMORE COUNTY ZONING PLANS ADVISORY COMMITTEE

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BORENO OF ENGLISHMENT

NUMBER OF EDUCATION

September 26, 1975

Ronald L. Schreiber, Esq. 823 N. Charles Street Baltimore, Maryland 21201

RE: Variance Petition Item 41 Antonietta Romiti - Petitioner

Dear Mr. Schreiber:

The Zoning Plans 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 comment are a result of this review and inspection.

These comments are not intended to indicate 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 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, currently zoned B.L. and containing .56 acres of land, is located on the south side of Bolabird Avenue, approximately 62.43 feet east of Maxwell Avenue, in the 12th Election District of the county.

The property is currently improved with the Squire's Cafe and adjacent macadam parking area. An auto repair garage abuts this property to the west and a two-story frame dwelling to the east. These properties, as well as those on the north side of Molabird Avenue, opposite the site, are also zoned B.L. Immediately to the south of the subject site is the petitioner's one-story masonry dwelling and similar type dwellings zoned B.R. 5.5.

Ronald L. Schreiber, Esq. Re: Item 41 September 26, 1975 Page 2

The petitioner is requesting a Variance to Section 409.2b (3) of the Zoning Regulations to permit 70 parking spaces in lieu of the required 102 spreas, and proposes a 900 square foot addition to the existing carry-out area.

As indicated on the site plan, the parking spaces As indicated on the site plan, the parking spaces along the east property line are substandard and must be a minimum of 9'x23'. Also, parking spaces are shown within 8 feet of the street property line and, in some cases, within the street right-of-way. These discrepancies must be corrected, and consequently the Variance petition forms must also be changed accordinally.

This petition is being withheld from a hearing date until such time as revised site plans are received that reflect the above comments, and also those of the Project and Development Planning and Department of Traffic Engineering.

Very truly yours, Milyloo B. Commoder Zoning Technician II

NBC: JD

ORBE DATE



September 22, 1975

Mr. S. Eric Di Nenno, Zoning Commissi Zoning Advisory Committee
Office of Planning and Zoning
Baltimore County Office Building
Towson, Maryland 21204

Comments on Item *41, Zoning Adivosry Committee Meeting, September 2, 1975, are as follows:

Property Owner: Antonietta Romiti Location: S/S of Holabird Ave. 62.48' E. of Maxwell Avenue Location: 3/5 or malaans Ave. 48. 3. 49. 2b (3) requesting variance of 70 parking spaces instead of 102 parking spaces. No. of Acres: 0.5609 District: 12th

This office has reviewed the subject petition and offers the following comments. These comments are not intended to indicate the appropriateness of the zoning in question, but are to assure that all parties are made aware of plans or problems with regard to development plans that may have a

The site plan must be revised to show the following:

- a. Curbing provided along the street property line or the required 8 foot set back line.
- c. If the 4 parking spaces at the south side of the alley are in a residential zone, a hearing
- for porking in a residential zone may be required.

 d. All parallel parking spaces must be a minimum of 23 feet, in length.

 e... The driveway and park ing boys are not built to normal Country standards but appear to function.

Very truly yours,

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

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

BALTIMORE COUNTY, MARYLAND



DEPARTMENT OF TRAFFIC ENGINEERING

Stephen E. Collins Wm. T. MELIER

September 11, 1975

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

Re: Item 41 - ZAC - September 2, 1975
Property Owner: Antonietta Romiti
Location: 5/S of Holabird Ave. 62.48' E of Maxwell Ave.
Existing Zoning: BL
Proposed Zoning: Variance from Sec. 409.2b (3) requesting
variance of 70 parking spaces instead
of 102 parking spaces.

No. of Acres: 0.5609 District: 12th

The subject petition is to reduce the required parking from 102 parking spaces to 70 parking spaces. The parking requirement is based on a private need and a variance to parking will mean that residential streets will be used for parking in this area. This plan should be revised with the following items.

- 1. No parking will be allowed in the County right-
- The petitioner is required to maintain an 8 foot setback on the County right-of-way.
- All parallel parking spaces must be a minimum of 9 feet by 23 feet.
 - 4. All aisle widths must be a minimum of 20 feet wide. 5. The exact status of Parcel #3 should be stated.

Very truly yours. Michael & Hama Michael S. Flamigan) Traffic Engineer Associate BALTIMORE COUNTY, MARYLAND DEPARTMENT OF HEALTH-



September 5, 1975

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

Comments on Item #41, Zoning Advisory Committee Meeting, September 2, 1975, are as follows:

Property Owner: Antonietta Romiti
Location: 5/S of Holabird Ave. 62.48' E of Maxwell Ave.
Existing Zoning: BL
Proposed Zoning: Variance from Sec. 409.2b (3) requesting
variance of 70 parking spaces instead of
No. of Acres: 0.5609
District: 12th

Metropolitan water and sever are existing.

Prior to construction, renovation and/or 'nstallation of equipment for this food service facility, complete plans and specifications must be submitted to the Division of Food Protection, Baltimore County Department of Health, for review and approval.

Very truly yours,

Thomas H. Devlin, Director BUREAU OF ENVIRONMENTAL SERVICES

"HVB: dls#

cc: Mr. L.A. Schuppert

BOARD OF EDUCATION OF BALTIMORE COUNTY

TOWSON MARYLAND - 21204

Date: September 4, 1975

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

Z.A.C. Meeting of: September 2 1975

Hem 41
Property Owner: Antonietta Romiti
Location: S/S of Holabird Ave. 62.48' E. of Maxwell Avenue
Present Zoning: B.L.
Proposed Zoning: Variance from Section 409.28 (3) requesting variance
of 70 parking spaces instead of 102 parking spaces.

Districts

Dear Mr. DINenna:

No bearing on student population.

Very truly a stay W hiel letroul

W. Nick Petrovich., Field Representative.

MAS ADDITE L HERNEY

WNP/m1

MANCUS M. HOTSAN S JUSTEH N. M.GOWA ALVIN LUREEK

T. HAYAN: WILLIAMS ...

MSF:nc

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DUNDALK, MD. 21222

THIS IS TO CERTIFY, that the annexed advertisement of

Petition for Variance- Antonistta Romiti

was inserted in THE DUNDALK TIMES, a weekly newspaper published in Baltimore County, Maryland, once a week for one

weels before the 24th day of Nov. 1975, that is to say, the same

was inserted in the issues of Nov. 6, 1975.

STROMBERG PUBLICATIONS, Inc.

m. PathiSmink

CERTIFICATE OF PUBLICATION

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SOMING DEPARTMENT OF BALTIMORE COUNTY

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BALTIMORE COUNTY OFFICE OF PLANNING AND ZONING

County Office Buildi g 111 W. Chesapeake Avenue Towson, Maryland 21204

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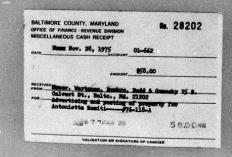
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S. Eric DiNemna, Zoning Commissioner

Komiti Submitted by Schriber Reviewed by Fitto gan Petitioner's Attorney___

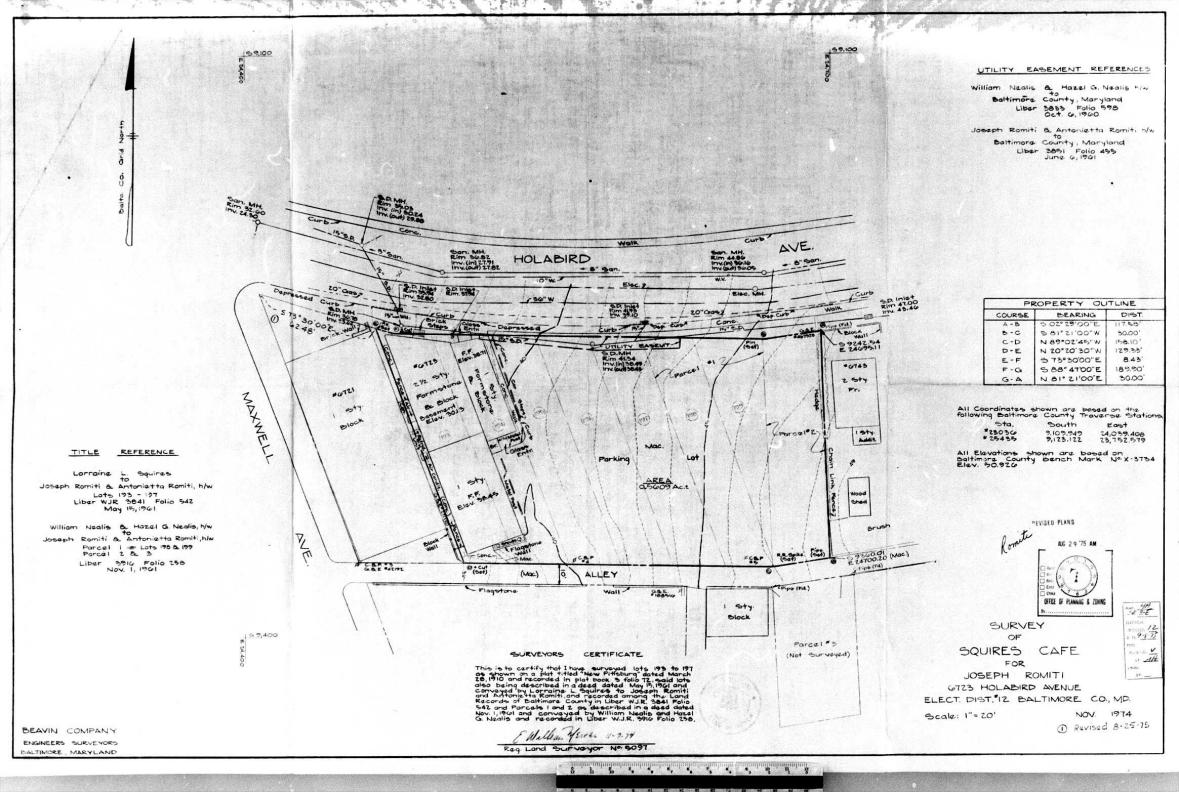
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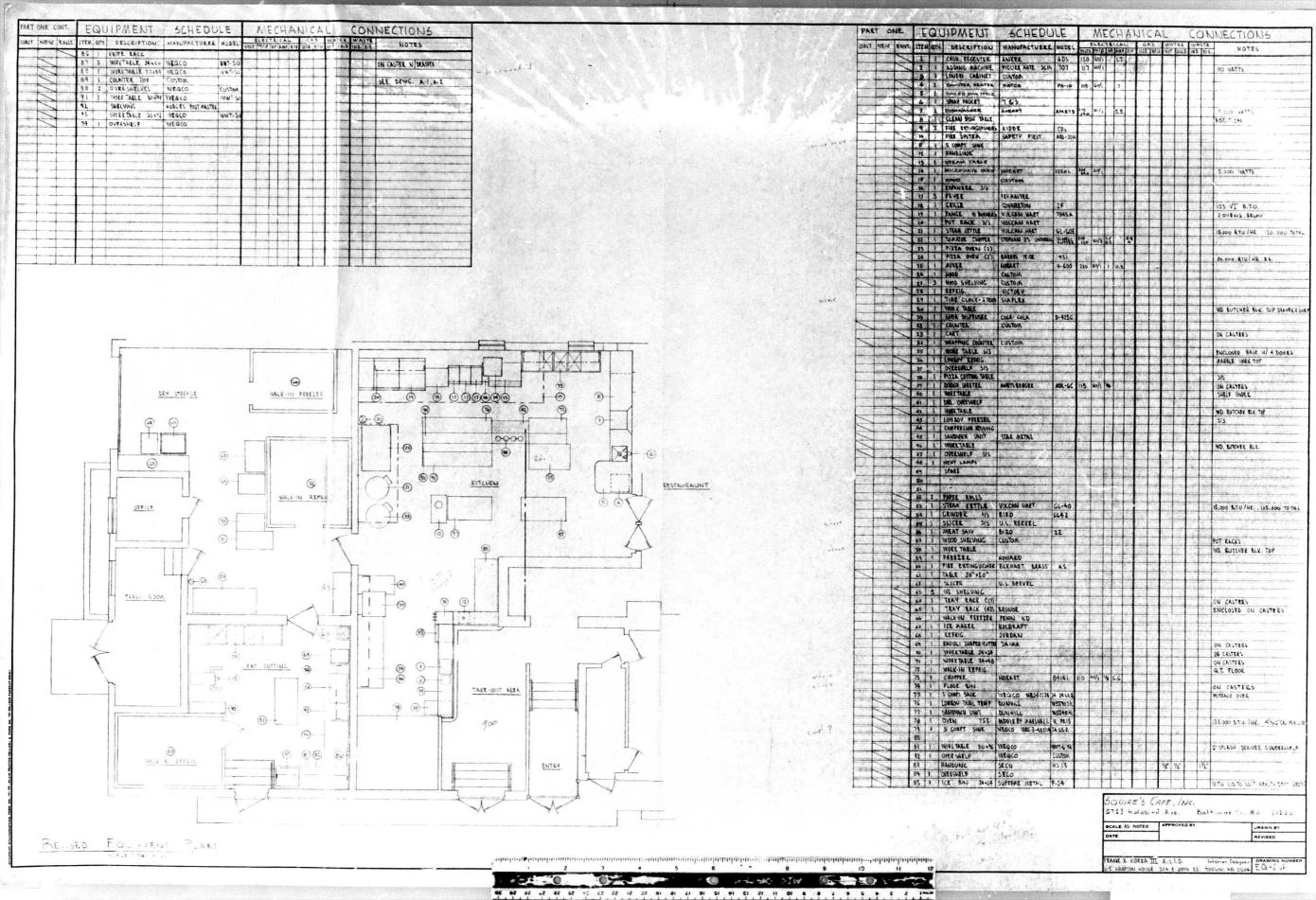
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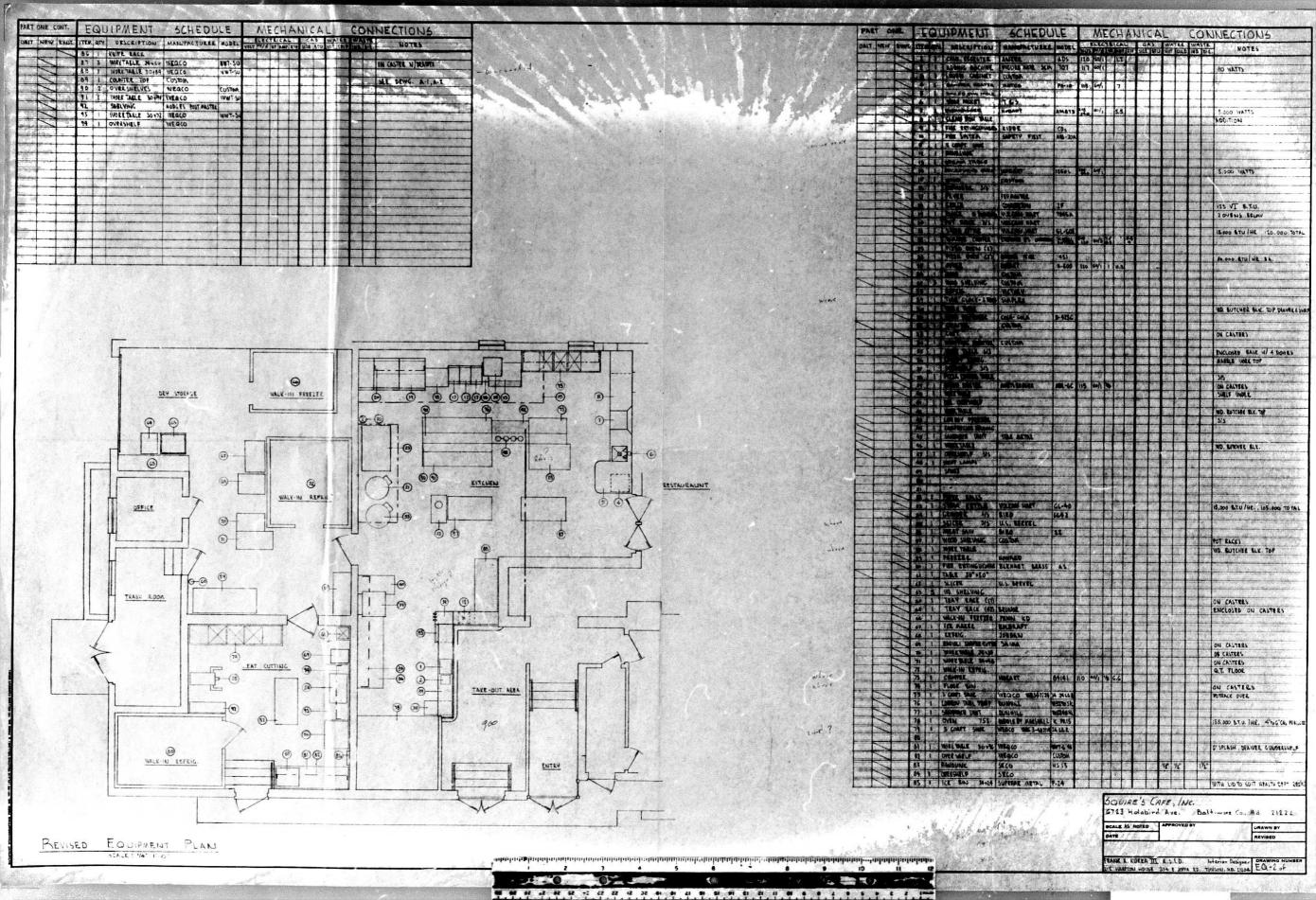


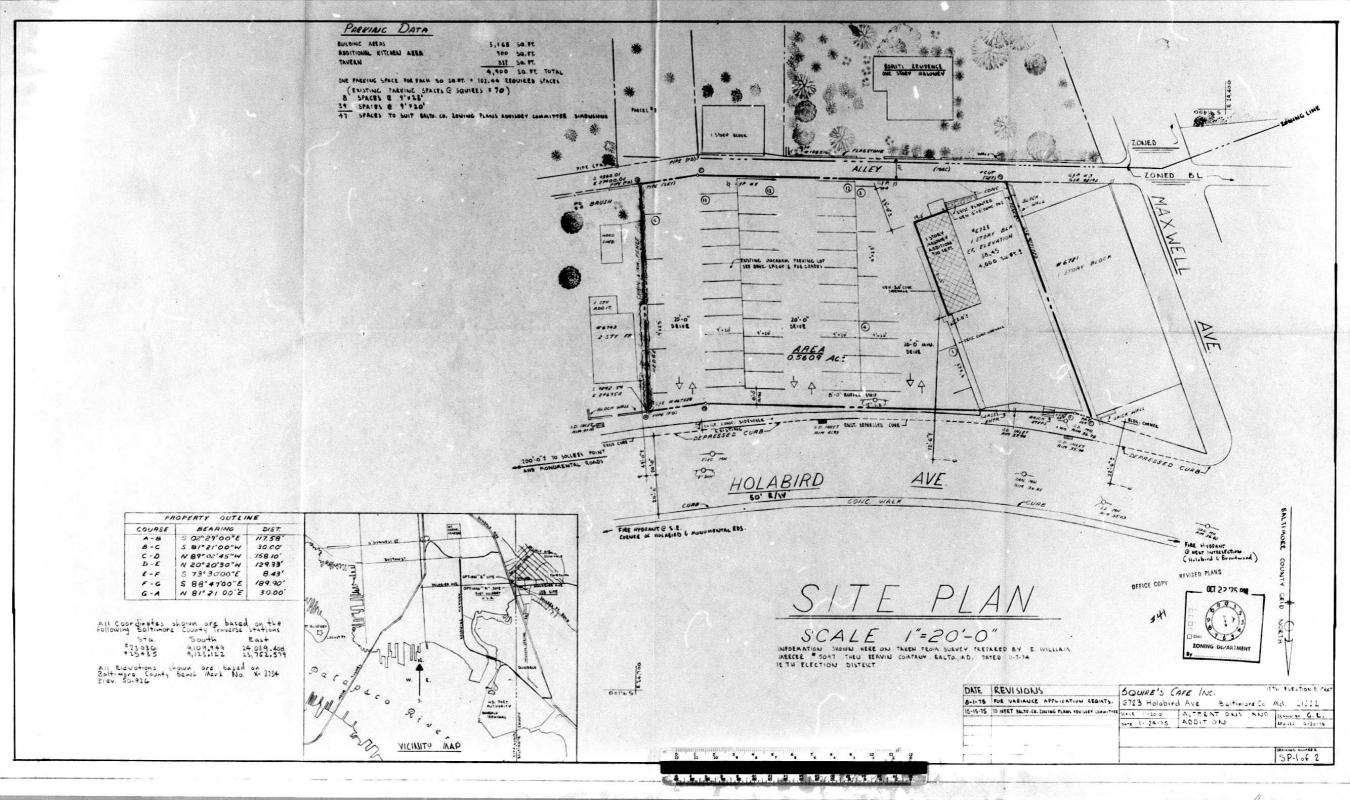


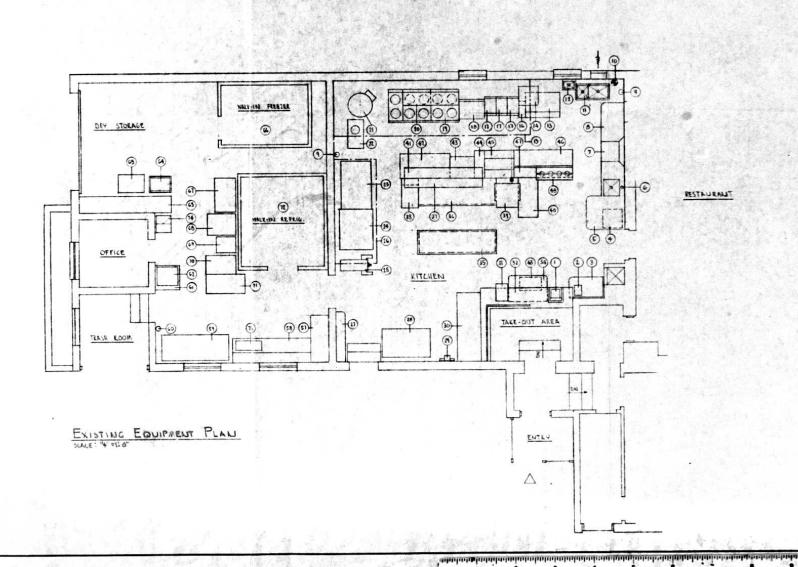












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