PELITION FOR ZONING VARIANCE FROM AREA AND HEIGHT REGULATIONS

TO THE ZONING COMMISSIONER OF BALTIMORE COUNTY:

1, or we, Buda Zacierka legal owner...of the property situate in Baltimor County and which is described in the description and plat attached hereto and made a part hereof hereby petition for a Variance from Section. 238-2 to permit side yard anthack of.

8 feet in lieu of the required 30 feet and 238.4 to permit the storage and

display of vehicles at a distance of 10 feet in lieu of the required 35 feet,

and 238.1 to permit, a front yard setback of 35 feet in lieu of the SFHM ZSRing Reguliflow of Baltimore County; for the following reasons: (indicate hardship or practical difficulty)

See attached description

1-21-76 MA **RT**

Legal Owner

10:30

Dundalk Mid 21222

Address 40 65 M. P. A. Rel

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

I, or we, agree to nay expenses of above Variance advertising, posting, etc., upon filing of this lon, and further ab_vee to and are to be bound by the roning regulations and restrictions of organ County adopted pursuant to the Zoning Law For Baltimore County.

ORDERED By The Zoning Commissioner of Baltimore County, this ___ 27th__

of. January.

197 5., that the subject matter of this petition be advertised, as required by the Zaning 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 Commissioner of Epitimore County in Room 106, County Office Building in Towson, Baltimore 3r4

Der 76-127-V

RECEIVED FOR

ORDER JU ?

OWSON, MARYLAND 21204

Paul H. Reincke

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

Attention: Mr. Jack Jillon, Chairman

Re: Property Owner: Mamie Zacierka

Location: W/S North Pt. Blvd. 179.59' N. of New Battle Grove Rd.

Zoning Agenda Jamuary 20, 1976

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

() 2. A second means of vehicle access is required for the site.

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

EXCERS the maximum allowed by the Fire Department.

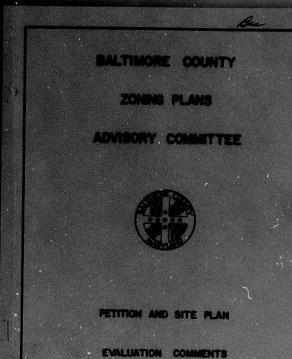
() it. The site shall be eade to comply with all applicable parts of the Fire Prevention Code prior to occupancy or beginning of operations.

() 5. The buildings and structures existing or proposed on the site shall comply with all applicable requirements of the Mational Fire Protection Association Standard No. 101 "The Life Safety Code", 1970 Edition prior to occupancy.

() 6. Site plans are approved as drawn.

(xx) 7. The Fire Prevention Bureau has no comments at this time.

Reviewer; 7t. W. Hoted and Approved:
Planning Group Special Inspection Division Special Inspection Division Fire Prevention Bureau



BALTIMORE COUNTY ZONING PLANS ADVISORY COMMITTEE

anklin"T." Hogans

XXXXXXXXXXXXX

DEPARTMENT OF TRAFFIC ENGINEERIN

PUREAU OF ENGINEERING PROJECT AND

SUMMED OF EPHCATION

February 24, 1976

M's. Mamie Zacierka 4065 North Point Road Dundalk, Maryland 21222

RE: Variance Petition Item 139 Mamie Zacierka - Petitioner

Dear M's. Zecierka:

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

These comments are not intended to indicate These comments are not antended to indicate the appropriateness of the soning action requested, but to assure that all parties are sade aware of plans or problems with respect to the development plans that say have a bearing on this case. You birector of Planning may file a written report with the Zoning Commissioner with recommendations or to the appropriateness of the requested zoning.

The subject property is located on the west side of North Point Blvd., 179.59 feet north of New Battle Grove Road, and is currently the side of a used car let. The petitioner is requesting variance to permit the side of the required 35 feet, and also a setback of 8 feet for an existing office trailer from the side property line in lieu of the required 30 feet.

This property enjoys a Special Exception for the outdoor sale of used cars in accordance wi Zoning Case No. 4302-RX, granted November 7, 1957.

M's. Mamie Zacierka Re: 139 February 24, 1976 Page 2

The patitioner should note, and revise the submitted plan in accordance with the comments of the State Highway Administration and the Project and Development Planning sections.

This petition is accepted for filing on the date of the tacloned filing certificate. Notice of the brazing date and time, which will be held not less than 30, nor more than 90 days after the date on the filing certificate, will be forwarded to you in the near future.

Very truly yours, Incother I Hogorof (J.D.)

PRAYKLIN T. HOGANS, JR. Chairmen, Zoning Plans Devisory Consisted

Maryland Department of Transportation

Bernard M. Evans

January 26,1976

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

Att: Mr. Franklin Hogans

Re: Z.A.C. Meeting,
January 20,1976
Property Owner:
Mamie Zedierka
Location: W/S North
Pt. Blvd. (Rte 151)
179,59' N of New
Battle Grove Rd.
Existing Zoning:
B.R. C.S.
Proposed Joning:
Proposed Joning:
Proposed Joning:
Strange & display
setbacks
for material
storage & display
setbacks
No. of Acres: 196,30'
x156,82'x 118.35'
Dist: 15th

Dear Mr. DiNenna.

At present there exists a roadside curb, fronting the site, 15' from the edge of the traveled way of North Point Blvd., however there is no parking lot barrier curb. This curb is required, either along the right of way line or along the parking set-back line.

The entrance must be paved with bituminous concrete. The plan must be revised to indicate existing and proposed curb and proposed paving.

The entrance paving and construction of curb must be done in permit from the State Highway Administration.

Charles Lee, Chief Bur. of Eng. Access Permits

CL-JEM/es

Very trul, yours,

John & Meyers by: John E. Meyers

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

STEPHEN E. COLLINS

February 19, 1976

Mr. S. Eric DiNenna Zoning Commissioner County Office Building

Re: Item 139 - ZAC - January 20, 1976

Property Owner: Manie Zacierka
Location: W/S North Pt. Rlvd. 179,59' N of New Battle Grove Rd.
Existing Zoning: B.R. - C.S. 1
Proposed Zoning: Var. to yard setbacks and for material storage
and display setbacks
No. of Acres: 196.30' x 156.82' x 118.35'
District: 15th

No major traffic engineering problems are anticipated by the requested variance to the yard setbacks.

Very truly yours, Michael S. Flames Michael S. Flanigan Traffic Engineer Associate

MSF:nc

BALTIMORE COUNTY OFFICE OF PLANNING & ZONING

A's. Mamie Escierka 4065 North Point Bond Dundalk, Hd. 21222 County Office Building 111 W. Chesapeake Avenu Towson, Maryland 21204

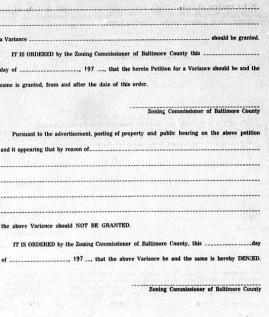
Your Petition has been received and accepted for filing this 3rd

Petitioner Hemie Seglerke

Petitioner's Attorney_

Reviewed by Franklin T. Hogans Chairman, Zoning Plans Advisory Committee

Pursuant to the advertisem posting of property, and public heart on the above petition
nd it appearing that by reason of the following finding of facts
and the deal
Million Gard William Co.
<u> </u>
he above Variance should be had; and it further appearing that by reason of
<u>Or ore opening translated translated, assertions are assertions at the Anthers are Assertion</u>
The state of the s
should be granted
Varianceshould be granted.
IT IS ORDERED by the Zoning Commissioner of Baltimore County this
lay of, 197, that the herein Petition for a Variance should be and the
same is granted, from and after the date of this order.
Zoning Commissioner of Baltimore County
Pursuant to the advertisement, posting of property and public hearing on the above petition
and it appearing that by reason of
the above Variance should NOT BE GRANTED.
IT IS ORDERED by the Zoning Commissioner of Baltimore County, thisday
of, 197, that the above Variance be and the same is hereby DENÆD





February 11, 1976

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

Comments on Item #139, Zoning Advisory Committee Meeting, January 20, 1976, are as follows:

Property Owner: Mamie Zacierka
Lacation: W/S North Point Blvd, 179.59' N, of New Battle Grove Road
Existing Zoning: B.R.—C.S.1
Proposed Zoning: Ver. to yeard setbacks and for material storage and display setbacks
No. of Acres: 196.30' x 156.82' x 118.35'
District: 15th.

This office has reviewed the subject perition 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

The site plan must be revised to show an accepted type of paving and curbing around the perimeter of the parking lot. The curbing at the front of the lot must be at the required vehicle set back line.

John Levenbley John L. Wimbley Planning Specialist II Project and Developme

DONALD J. ROOP, M.D., M.P.H.
DEPUTY STATE AND COUNTY HEALTH OFFICE

February 17, 1976

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

Dear Mr. DiNenna:

Comments on Item #139, Zoning Advisory Committee Meeting, January 20, 1976, are as follows:

Property Owner: Hamie Zaciorka
Location: W/S North Pt. Blvd. 179.59' N of
New Battle Crove Rd.
Existing Zoning: B.R. -C.S.1
Proposed Zoning: Var. to yard setbacks and for
material storage and display
No. Acres: 196.30' X 156.82' X 118.35'
District: 15th

Since this is a variance for material storage and displays, no health hazard is anticipated.

Very truly yours, Thomas H. Devlin, Director BUREAU OF ENVIRONMENTAL SERVICES

RJW: pbs

December 23, 1976

M's. Mamie M. Zacierka 4065 North Point Road Dundalk, Maryland 21222

> RE: Petition for Variances W/S of North Point Boulevard, 179, 34' N of New Battle Grove Road -15th Election District Mamie Zacierka - Petitioner NO. 76-181-A (Item No. 139)

Dear M's. Zacierka:

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

GJM/me

cc: John W. Hessian, III, Esquire

RE: PETITION FOR VARIANCES BEFORE THE W/S of North Point Boulevard, 179, 34 N of New Battle Grove Road -15th Election District Mamie Zacierka - Petitioner DEPUTY ZONING COMMISSIONER NO. 76-181-A (Item No. 139) : BALTIMORE COUNTY 111 111

This matter comes before the Deputy Zoning Commissioner as a result of a Petition to permit a side yard setback of eight (8) feet in lieu of the required thirty (30) feet, storage and display of vehicles at a distance of ten (10) feet in lieu of the required thirty-five (35) feet, and a front yard setback of thirtyfive (35) feet in lieu of the required fifty (50) feet for an office trailer.

The subject property enjoys a Special Exception for the outdoor sale of used cars per Case No. 4302-RX, granted November 7, 1957,

Without reviewing the evidence further in detail but based on all the evidence presented, in the opinion of the Deputy Zoning Commissioner, the Variances should be granted.

Therefore, IT IS ORDERED by the Deputy Zoning Commissioner of Baltimore County, this 222 day of December, 1976, that the aforementioned Variances should be and the same are hereby GRANTED, from and after the date of this Order, subject to paving the entrance, construction of a barrier (railroad ties) between the display area and the right-of-way, and approval of a site plan by the Department of Public Works, State Highway Administration, and the Office of Planning and Zoning

BOARD OF EDUCATION OF BALTIMORE COUNTY

TOWSON, MARYLAND - 21204

Date: January 23, 1976

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

Z.A.C. Meeting of: January 20, 1976

Re: Item

W/S North Point Blvd. 179.59' N. of New Battle Grove Rd.

Present Zoning: B.R. - C.S.1

Proposed Zoning: Variance to yard setbacks and for material storage and display setbacks.

District.

196.30' x 156.82' x 118.35'

Dear Mr. DiNenna:

WNP/mt

H. EMSLIE PARKS, MILEST MES EDUCAT L BEANEY

No bearing on student population.

Very truly yours.

a halletion! W. Nick Petrovich., Field Representative.

ALVIN LORGE

Site plan for Shaver's Used Car Lot (9360 square feet) 4053 North Point Blvd. 15 District Special Ex. Granted for Used Car Sales Zoning Case 4302-RX Dated 11-7-57 (S H S 2-36)

All that parcel of land in the 15th District of Baltimore County on the west side of North Point Blvd., Beginning 179.59 feet north of New Battle Grove Road; thence northerly and binding on the west side of North Point Boulevard, 196.80 feet; thence southerly 118.85 feet; thence southeasterly 156.87 feet to the place of the beginning.

ADD 0 5 1077

RE: PETITION FOR VARIANCE West side of North Point Boulevard 179,34 feet North of New Battle Grove Road, 15th District

: BEFORE THE ZOINING COMMISSIONER

OF BALTIMORE COUNTY

MAMIE M. ZACIERKA, Petitioner

: Case No. 76-181-A

......

ORDER TO ENTER APPEARANCE

Mr. Commissioner

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.

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

John W. Hessian, III People's Counsel County Office Building Towson, Maryland 21204 494-2188

I HEREBY CERTIFY that on this 26th day of February, 1976, a copy of the foregoing Order was mailed to Ms. Mamie M. Zacierka, 4065 North Point Road, Dundalk, Maryland 21222, Petitioner.







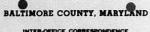
THIS IS TO CERTIFY, that the annexed advertisement of Petition for a Variance- Mamie Zaeierka was inserted in the following

☐ Catonsville Times ₩ Dundalk Times ☐ Essex Times

Towson Times Arbutus Times Community Times

weekly newspapers published in Baltimore County. Maryland, once a week for ______ weeks before the _____ day

> STROMBERG PUBLICATIONS, INC. By Patt Smirk



Date_February 25, 1976 TO S. Eric DiNenna, Zoning Commissioner

PROM William D. Fromm, Director of Planning

SUBJECT Petition *76-181-A. Petition for Variance for Front and Side Yards and Siorage and Display of Vehicles.
West side of North Point Boulevard 179.34 feet North of New Bottle Grove Road. Petitioner - Mamie Zacierka

15th District

WDF:JGH:nl

Hearing: Wednesday, March 3, 1976 at 10:30 A.M.

The proposed use would not be an inappropriate one in this area.

red of fund in the 15t

CERTIFICATE OF PUBLICATION

... 19.76 TOWSON, MD. ... February 12 THIS IS TO CERTIFY, that the annexed advertisement was published in THE JEFFERSONIAN, a weekly newspaper printed and published in Towson, Baltimore County, Md., once cinceach mt one time ... successive weeks before the ... appearing on the 12th day of February

THE JEFFERSONIAN, Manager.

Cost of Advertisement, \$...

TOWSON, MARYLAND 21204

March 4, 1976

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

> Re: Item #139 (1975-1976) Property Owner: Mamie Zacierka W/S North Point Blvd., 179.59' N. of New Battle Grove Rd. Existing Zoning: B.R. - C.S. 1 Proposed Zoning: Var. to yard setbacks and for material storage and display setbacks No. of Acres: 196.30' x 156.82' x 118.35'

Case 21-10-10 3/4/20

Dend 1/2/16

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 connection with the subject

General:

The submitted plan must be revised to indicate the present or proposed means of supplying this site with potable water supply and sanitary sewage disposal.

North Point Boulevard (Md. 151) is a State Road; therefore, all improvements, Sorth Point Boulevard (Md. 151) is a State Road; therefore, all improvements, intersections, entrancies and drainage requirements as they affect the road come under the jurisdiction of the Maryland State Highway Administration. Any utility construction within the State Road right-of-way will be subject to the standards, specifications and approval of the State in addition to those of Baltimore County.

The entrance locations are subject to approval by the Department of Traffic

Sediment Control:

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

CERTIFICATE OF POSTING

Towsen, Maryland

ZONING DEPARTMENT OF BALTIMORE COUNTY

Posted for Hearing ned mes 3rd 1976 6 10:30 AM.

Location of property: W/S of Month Pt Blad 179,34' N. of

Location of Signes I Sign Roll on No Bl Blut @ 4053 frai

Posted by Music Huse Date of return: 2-19-26

Petitioner: Manisi Baciaka

new Battle Srove Rd

Ho Of Blut.

#76-181-A

Date of Posting 2-11-76

Water and Sanitary Sewer: Public water mains and sanitary sewerage exist in St. Gregory Drive and East Battle Grove Road. Extensions from these public utilities could serve this property. Very truly yours,

Item #139 (1975-1976)

March 4, 1976

Storm Drains:

Property Owner: Mamie Zacierka

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

The Petitioner must provide necessary drainage facilities (temporary or permanent) The Petitioner must provide necessary drainage facilities (temporary or permanent) to prevent creating any nuisances 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 drainage facilities, would be the full responsibility of the Petitioner.

END: EAM: FWR: 88

cc: J. Loos S. Bellestri

E-SW Key Sheet 12 SE 28 Pos. Sheet SE 3 G Topo 104 Tax Map

> BALTIMORE COUNTY, MARYLAND Mo. 31502 OFFICE OF FINANCIA EVENUE DIVISION MISCELLANEOUS CASH RECEIPT CATE Peb. 9, 1976 ACCOUNT 01-662 AMOUNT \$25.00 North Point Rd., Belto., Md. 21222 Petition for Variance 806 68 E 10 25.0 CHSC VALIDATION OR SIGNATURE OF CASHIER BALTIMORE COUNTY, MARYLAND No. 31653 OFFICE OF FINANCE - REVENUE DIVISION MISCELLANEOUS CASH RECEIPT Mar. 2, 1976 ACCOUNT 01-662 \$46.00 Advertising and posting of property 666112WR 3 4 5.0 C NSC

> > VALUDATION OR SIGNATURE OF CASHIER

