

7-1 77-137-X (see 76-114) PETITION FOR ZONING RE-CLASSIFICATION AND/OR SPECIAL EXCEPTION

TO THE ZONING COMMISSIONER OF BALTIMORE COUNTY:

I, or we, TABCO TOWERS ASSOCIATES, 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 R/A zone to an N/A zone; for the following reason:

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 COMMERCIAL WIRELESS RECEIVING & TRANSMITTING ANTENNAS.

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 regulations and restrictions of Baltimore County adopted pursuant to the Zoning Law for Baltimore County.

County Baltimore
City Towson
Contract purchaser Tabco Towers Associates
Address 305 E. Joppa Road
Towson, Maryland 21204
Petitioner's Attorney Charles E. Kuntz, Jr.
Protestant's Attorney John W. Hession, III

ORDERED By The Zoning Commissioner of Baltimore County, this 11th day of December, 1977, 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 had before the Zoning Commissioner of Baltimore County in Room 106, County Office Building in Towson, Baltimore County, on the 2nd day of February, 1977, at 1:30 o'clock.

John W. Hession, III
Zoning Commissioner of Baltimore County

(over)

BALTIMORE COUNTY, MARYLAND

INTER-OFFICE CORRESPONDENCE

TO: S. Eric DiNenna, Zoning Commissioner Date: January 27, 1977
FROM: Norman E. Gerber, Acting Director of Planning
SUBJECT: Petition #77-137-X. Petition for Special Exception for Wireless Receiving & Transmitting Antennas.
South side of Joppa Road 475.5 feet East of Virginia Avenue
Petitioner - Tabco Towers Associates

9th District:

HEARING: Wednesday, February 2, 1977 (1:30 P.M.)

This office is not opposed to the petitioner's request for a special exception to permit a 40 foot antenna on the roof of the existing building.

Norman E. Gerber
Norman E. Gerber
Acting Director of Planning

NEB:JGH:rw

MICROFILMED

RE: PETITION FOR SPECIAL EXCEPTION
S/S of Joppa Rd., 475.5' E of
Virginia Ave., 9th District
: OF BALTIMORE COUNTY
: Case No. 77-137-X
TABCO TOWERS ASSOCIATES,
Petitioners

ORDER TO ENTER APPEARANCE

Mr. Commissioner:

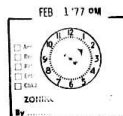
Pursuant to the authority contained in Section 524.1 of the Baltimore County Charter, I hereby enter my appearance in this proceeding. You are requested to notify me of any hearing date or dates which may be now or hereafter designated therefore, and of the passage of any preliminary or final Order in connection therewith.

Charles E. Kuntz, Jr.
Charles E. Kuntz, Jr.
Deputy People's Counsel

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

I HEREBY CERTIFY that on this 31st day of January, 1977, a copy of the foregoing Order was mailed to William F. Wilke, General Partner, Tabco Towers Associates, 305 E. Joppa Road, Towson, Maryland 21204, Petitioner.

John W. Hession, III
John W. Hession, III



BALTIMORE COUNTY ZONING ADVISORY COMMITTEE

COUNTY OFFICE BLDG.
101 N. Calverton St.
Towson, Maryland 21204

Michael B. Commodari
Michael B. Commodari
Acting Chairman

Acting Chairman

MEMBERS

BUREAU OF ENGINEERING

DEPARTMENT OF TRAFFIC ENGINEERING

STATE BOARD COMMISSION

BUREAU OF FIRE PREVENTION

HEALTH DEPARTMENT

PROJECT PLANNING

BUILDING DEPARTMENT

BOARD OF EDUCATION

ZONING ADMINISTRATION

HOUSING DEVELOPMENT

Mr. William F. Wilke, General Partner
Tabco Towers Associates
305 E. Joppa Road
Towson, Maryland 21204

RE: Special Exception Petition
Item 116
Tabco Towers Associates - Petitioner

Dear Mr. Wilke:

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 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 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.

This Special Exception is necessitated by your proposal to construct a 40 foot communication tower above the existing Tabco Towers on which a television antenna currently exists.

In order to avoid any future problems, the television antenna has been included within this petition, and therefore revised plans reflecting the height and location of this structure should be submitted prior to the scheduled hearing date.

This petition is accepted for filing on the date of the enclosed filing certificate. Notice of the

January 26, 1977

Mr. William F. Wilke, General Partner
Tabco Towers Associates
Re: Item 116
January 26, 1977
Page 2

hearing 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,

Nicholas B. Commodari
NICHOLAS B. COMMODARI,
Acting Chairman, Zoning
Plans Advisory Committee

NEB:JD

Enclosure

cc: Hudkins Associates, Inc.
200 East Joppa Road
Room 101, Shell Building
Towson, Md. 21204

MICROFILMED

JUL 25 1977

ORDER RECEIVED FOR FILING
DATE: January 13, 1977

Pursuant to the advertisement, posting of property, and public hearing on the above Petition and it appearing that by reason of the requirements of Section 502.1 of the Baltimore County Zoning Regulations having been met, a Special Exception for Wireless Receiving and Transmitting Antennas should be granted.

IT IS ORDERED by the Zoning Commissioner of Baltimore County, this 28th day of February, 1977, that the aforementioned Special Exception should be granted the same is GRANTED, from and after the date of this Order, subject to the approval of a site plan by the Department of Public Works and the Office of Planning and Zoning.

Pursuant to the advertisement, posting of property and public hearing on the above petition and it appearing that by reason of the requirements of Section 502.1 of the Baltimore County Zoning Regulations having been met, a Special Exception for Wireless Receiving and Transmitting Antennas should be granted.

IT IS ORDERED by the Zoning Commissioner of Baltimore County, this 28th day of February, 1977, that the above reclassification be and the same is hereby DENIED and that the above described property or area be and the same is hereby continued as and to remain a B.M.-C.T. zone, and or the Special Exception for Wireless Receiving and Transmitting Antennas should NOT BE GRANTED.

IT IS ORDERED by the Zoning Commissioner of Baltimore County, this 28th day of February, 1977, that the above reclassification be and the same is hereby DENIED and that the above described property or area be and the same is hereby continued as and to remain a B.M.-C.T. zone, and or the Special Exception for Wireless Receiving and Transmitting Antennas should NOT BE GRANTED.

William D. Fromm, Zoning Commissioner of Baltimore County

BOARD OF EDUCATION OF BALTIMORE COUNTY

TOWSON, MARYLAND - 21204

Date: December 10, 1976

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

Z.A.C. Meeting of: December 13, 1976

Re: Item 116
Property Owner: Tabco Towers Associates
Location: 5/5 Joppa Road, 475.5' E. Virginia Avenue
Present Zoning: B.M.-C.T.
Proposed Zoning: Special Exception for a commercial wireless transmitting and receiving structure.

District: 9th
No. Acres: 0.9293

Dear Mr. DiNenna:
No hearing on student population.

Very truly yours,
W. Nick Petrovich,
Field Representative.

WNP/ml

STEPHEN M. COLLINS, PRESIDENT
T. GAVIN HILLMAN, JR., VICE-PRESIDENT
W. G. ROBERT L. BRENNER

MARCUS W. BOSTON
THOMAS H. DEVLIN
WILLIAM D. FROMM

ROGER B. HAYDON
ALVIN LEBER
RICHARD W. TRICER



WILLIAM D. FROMM
DIRECTOR

January 24, 1977

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 #116, Zoning Advisory Committee Meeting, December 13, 1976, are as follows:

Property Owner: Tabco Towers Associates
Location: 5/5 Joppa Road 475.5' E. Virginia Avenue
Existing Zoning: B.M.-C.T.
Proposed Zoning: Special Exception for a commercial wireless transmitting and receiving structure
Acres: 0.9293
District: 9th

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 bearing on this petition.

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

Very truly yours,

John L. Wimbley
Planner III
Project and Development Planning



THORNTON M. MOURING, P.E.
DIRECTOR

January 13, 1977

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

Re: Item #116 (1976-1977)
Property Owner: Tabco Towers Associates
Location: 5/5 Joppa Rd., 475.5' E. Virginia Ave.
Existing Zoning: B.M.-C.T.
Proposed Zoning: Special Exception for a commercial wireless transmitting and receiving structure.
Acres: 0.9293 District: 9th

Dear Mr. DiNenna:

The following comments are furnished in regard to the plan submitted to this office for review by the Zoning Advisory Committee in connection with the subject item.

General:

Comments were supplied in connection with the Zoning Advisory Committee review of this site for Item #9 (1974-1975), No. 75-17-A.

Baltimore County highway and utility improvements are not directly involved.

The proposed antenna installation must satisfy all local, State and Federal regulations as may be applicable.

This office has no further comment in regard to the plan submitted for Zoning Advisory Committee review in connection with this Item #116 (1976-1977).

Very truly yours,

THORNTON M. MOURING, P.E.
Chief, Bureau of Engineering

END: EAM: PWR: ss

B-M Key Sheet
38 & 39 NE 4 Post. Sheets
NE 10 A Topo
70 & 70A Tax Maps



DONALD J. ROOF, M.D., M.P.H.
DEPUTY STATE AND COUNTY HEALTH OFFICER

January 4, 1977

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

Dear Mr. DiNenna:

Comments on Item 116, Zoning Advisory Committee Meeting, December 13, 1976, are as follows:

Property Owner: Tabco Towers Associates
Location: 5/5 Joppa Rd. 475.5' E. Virginia Ave.
Existing Zoning: B.M.-C.T.
Proposed Zoning: Special Exception for a commercial wireless transmitting and receiving structure.
Acres: 0.9293
District: 9th

Since this is an exception for an antenna, no health hazard is anticipated.

Very truly yours,

THOMAS H. DEVLIN, Director
BUREAU OF ENVIRONMENTAL SERVICES

TBD/LW/rhs



STEPHEN M. COLLINS
DIRECTOR

January 13, 1977

Mr. Eric S. DiNenna
Zoning Commissioner
2nd Floor, Courthouse
Towson, Maryland 21204

Re: Item 116 - ZAC - December 13, 1976
Property Owner: Tabco Towers Associates
Location: 5/5 Joppa Rd. 475.5' E. Virginia Ave.
Existing Zoning: B.M.-C.T.
Proposed Zoning: Special Exception for a commercial wireless transmitting and receiving structure.
Acres: 0.9293
District: 9th

Dear Mr. DiNenna:

No traffic engineering problems are anticipated by the requested special exception for a commercial wireless transmitting and receiving structure.

Very truly yours,

Michael S. Flanagan
Traffic Engineer Associate

MSF/fvw

BOARD OF EDUCATION OF BALTIMORE COUNTY

TOWSON, MARYLAND - 21204

Date: December 10, 1976

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

Z.A.C. Meeting of: December 13, 1976

Re: Item 116
Property Owner: Tabco Towers Associates
Location: 5/5 Joppa Road 475.5' E. Virginia Avenue
Present Zoning: B.M.-C.T.
Proposed Zoning: Special Exception for a commercial wireless transmitting and receiving structure.

District: 9th
No. Acres: 0.9293

Dear Mr. DiNenna:
No hearing on student population.

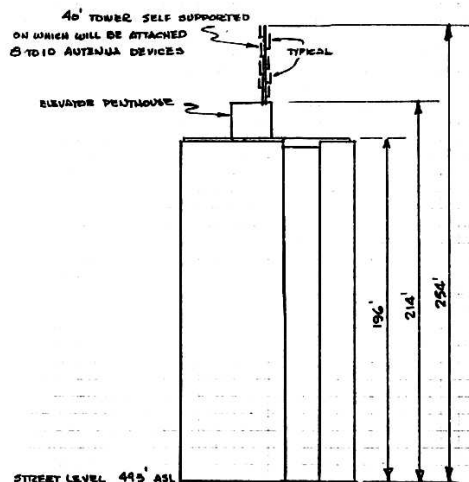
Very truly yours,
W. Nick Petrovich,
Field Representative.

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T. GAVIN HILLMAN, JR., VICE-PRESIDENT
W. G. ROBERT L. BRENNER

MARCUS W. BOSTON
THOMAS H. DEVLIN
WILLIAM D. FROMM

ROGER B. HAYDON
ALVIN LEBER
RICHARD W. TRICER

JUL 25 1977



ANTENNA VERTICAL PROFILE

TABCO TOWERS
305 E. JOPPA ROAD
TOWSON, MARYLAND.

CERTIFICATE OF POSTING ZONING DEPARTMENT OF BALTIMORE COUNTY Towson, Maryland

District: 9th Date of posting: 1-13-77
 Posted for: Advertising, Tabco Towers, 305 E. Joppa Rd., Towson, Md.
 Petitioner: Tabco Towers, Inc.
 Location of property: 305 E. Joppa Rd., 4.755 E.C. of Virginia Ave.
 Location of Sign: Sign on building, on Joppa Rd. to the East of building
 Remarks: None
 Posted by: David W. Jaffar Date of return: 1-25-77

PETITION FOR A SPECIAL EXCEPTION
 ZONING: Petition for Special Exception for the erection and use of a radio tower and antenna devices.
 LOCATION: South side of Joppa Road 1/2 mile East of the intersection of Virginia Avenue.
 The zoning Commission of the Baltimore County, by resolution of the Board of Commissioners, on the 11th day of January, 1977, at 1:00 P.M., in the County Office Building, 111 W. Chesapeake Avenue, Towson, Maryland, 21204, has received and considered the petition of Tabco Towers, Inc., for a special exception to the zoning ordinance of Baltimore County, to allow the erection and use of a radio tower and antenna devices on the south side of Joppa Road, 1/2 mile East of the intersection of Virginia Avenue, and has recommended that the petition be granted.

CERTIFICATE OF PUBLICATION

TOWSON, MD. January 13, 1977
 THIS IS TO CERTIFY that the annexed advertisement was published in THE JEFFERSONIAN, a weekly newspaper printed and published in Towson, Baltimore County, Md., on the 13th day of January, 1977, the first publication appearing on the 13th day of January, 1977.

THE JEFFERSONIAN
L. L. Smith
 Manager

Cost of Advertisement, \$.....



TOWSON, MD. 21204 Jan. 13, 1977

THIS IS TO CERTIFY that the annexed advertisement of Petition for a Special Exception- Tabco Towers was inserted in the following:

- | | |
|--|--|
| ☐ Catonsville Times | ☒ Towson Times |
| ☐ Dundalk Times | ☐ Arbutus Times |
| ☐ Essex Times | ☐ Community Times |
| ☐ Suburban Times East | ☐ Suburban Times West |

weekly newspapers published in Baltimore, County, Maryland, once a week for one successive weeks before the 2nd day of February 1977, that is to say, the same was inserted in the issues of Jan. 13, 1977.

STROMBERG PUBLICATIONS, INC.

BY *L. L. Smith*

BALTIMORE COUNTY, MARYLAND
 OFFICE OF THE COMPTROLLER
 MISCELLANEOUS CASH RECEIPT

No. 42843

DATE: Jan. 30, 1977 ACCOUNT: 01-662

AMOUNT: \$50.00

RECEIVED: Tabco Towers Associates, 305 E. Joppa Rd., Towson, Md. 21204
 FOR: Petition for Special Exception
 877-137-X

50.00

VALIDATION OR SIGNATURE OF CASHIER

BALTIMORE COUNTY, MARYLAND
 OFFICE OF FINANCE-REVENUE DIVISION
 MISCELLANEOUS CASH RECEIPT

No. 42897

DATE: Feb. 9, 1977 ACCOUNT: 01-662

AMOUNT: \$39.25

RECEIVED: Tabco Towers Associates, 305 East Joppa Rd., Towson, Md. 21204
 FOR: Advertising and posting of property
 877-137-X

39.25

VALIDATION OR SIGNATURE OF CASHIER

