## PETITION FOR ZONING RE-CLASSIFICATION AND/OR SPECIAL EXCEPTION

Raymond W. Griffith ..... legal owner... of the property situate in Bal county and which is described in the description and plat attached hereto and made a part hereof, earthy potition (1) that the zoning status of the herein described property be re-classified, pursuant

the herein described property, for.......Gameral Offices

12-29-2

118

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

ting, etc., upon filing of this petition, and further agree to and are to be bound by the zoning and restrictions of Baltimore County adopted pursuant to the Zoning Law for Baltim

. Raymond M. Gxiffith I gal Owner Baltimore. Maryland 21229

197.7 that the subject matter of this netition be advertised as nore County, in two newspapers of general circulation throughanty, that property be posted, and that the public hearing be had before the Zoning Baltimore County in Room 106, County Office Building in Towson, Baltimo

MADER RECEIVED FOR FILMG

courts is come of Optolog and Opto

FART Floriday

RE: SPECIAL EXCEPTION for Offices and Office Building N/S of Old Frederick Road 139,16' W. St. Agnes Lane

COUNTY BOARD OF APPEALS

OF BALTIMORE COUNTY

No. 77-166-X

OPINION

f the Deputy Zoning Commissioner which denied the requested special exception

all other interested parties on January 13, 1978. After the time required to request a This call was on April 7, 1978, and was followed by a letter from the Appellant-Petitioner dated April 7, 1976. The Board denied this postponement as same indicated that he may not wish to pursue this appeal. The file contains no information indicating that the Appellant-Petitioner processed this case through the Planning Board under the recently enacted Interim Development Control Act requirements

The case was scheduled for hearing at 10 a.m. on April 13, 1978. 10:30 a.m. the Appellant-Petitioner had not appeared. Paul J. Feeley, Esquire, originally coursel for the Petitioner in this case, orally advised the Board that he no longer presented the Appellant-Petitioner

Normally, the Board would be reluctant to dismiss such a petition for nonce of the Appellant-Petitioner. However, considering the facts as succinctly outlined above, the Board received and granted a Motion from coursel for the Protestant to dismiss this appeal. An Order to this effect follows hereafter.

RE: PETITION FOR SPECIAL EXCEPTION N/S of Old Frederick Road, 139.16' W of St. Agnes Lane - 1st Election District Raymond W. Griffith - Petitioner NO. 77-166-X (Item No. 100)

111 111 111

BEFORE THE DEPUTY ZONING COMMISSIONER

: BALTIMORE COUNTY

ER RECEIVED FOR

-

... ... ...

This matter comes before the Deputy Zoning Commissioner as a result of a Petition for a Special Exception for an office building and offices in a D.R. 16 Zone. The subject property is located on the north side of Old Frederick Road 139.16 feet west of St. Agnes Lane. The lot consists of approximately 0.70 acres and is improved with a two-story dwelling, a garage, and a shed.

Testimony by the Petitioner indicated that he proposes to raze the existing buildings and to construct a general two-story office building consisting of 5,696 square feet on each floor. The site is serviced by public water and

Nearby residents, in protest to the Petition, voiced their concern for safety relative to the width of Old Frederick Road in the vicinity of the site. the absence of sidewalks, and the amount of traffic presently generated by that road. Particular concern was evidenced concerning a 600 - pupil school, situated 120 feet, more or less, west of the property; the use of Old Frederick Road by children between the age of five and thirteen years walking the road; and the use of the road by other pedestrians from the nearby 8,000 - member

Particular attention is called to the comments of the Department of Traffic

"The existing DR 16 zoning can be expected to generate approximately 80 trips per day. The proposed special exception for offices can be expected to generate approximately 170 trips per day."

Raymond W. Griffith - #77-166-X

ORDER

IT IS HEREBY ORDERED by the County Board of Appeals this 27th day of April, 1978, that because the Appellant-Petitioner failed to appear, the Protestant's Motion for Dismissal shall be and is hereby GRANTED.

> COUNTY BOARD OF APPEALS OF BALTIMORE COUNT

Without reviewing the evidence further in detail, but based on all the evidence presented at the hearing, in the opinion of the Deputy Zoning Commissioner, the Petition is premature. The current condition of Old Frederick Road, which the Department of Public Works plans to eventually improve as a 44-foot closed section roadway on a 60-foot right-of-way; the absence of sidewalks; and the additional trip impact that would result from an office building at the subject location all mitigate against the Petition. In view of these factors, the prerequisites of Section 502.1 of the Baltimore County Zoning Regulations have not been met, and the Petition should not be granted.

Therefore, IT IS ORDERED by the Deputy Zoning Commissioner of Baltimore County, this \_\_\_\_\_ day of March, 1977, that the Special Exception for an office building and offices be and the same is hereby DENIED.

March 14, 1977

I have this date passed my Order in the above captic

B. D. LYNCH CO., INC.

4907 HARFORD BOAD BALTIMORE, MARYLAND 21214 TEL . SH4 4034

ZONING DESCRIPTION

5510 OLD FREDERICK ROAD

Beginning for the same at a point located on the North side of Old Frederick Road, said point being 139.16 feet distance from the centerline of St. Agnos Lane measured in a Westerly from the centerline of St. Agnos Lane measured in a Nesterly direction. Thence running along the North side of Old Frederick Road (30 foot right of way) the following course and distance South 82 degrees 37 minutes 00 seconds West 175.40 feet, thence leaving Old Frederick Road and running the three following pourses and distances; viz:

tourses and distances; viz:

1. North 03 degrees 22 minutes 00 seconds West 160.37 feet
2. North 02 degrees 37 minutes 00 seconds East 163.81 feet
3. South 07 degrees 23 minutes 00 seconds East 180.00 feet to
the place of beginning .

Containing 0.70 acres of land more or less.



David C. Cill

RE

RE: PETITION FOR SPECIAL EXCEPTION \*
M/S of Old Frederick Road, 139.16' W of St. Agnes Lane-1st Election District Raymond W. Griffith - Petitioner NO.- 77-166-X (Item No. 100)

OP BALTIMORE COUNTY

## ORDER FOR APPEAL

Commissioner

Please note an Appeal from the Deputy Zoning Com issioner's decision in the above captioned matter on behalf of nd W. Griffith, 4714 Edmondson Avenue, Baltimo.e, Maryland 21229 to the County Board of Appeals and forward all papers in unnection therewith to said Board for hearing

> Paul J Feeley, Attorney for Petitioner 209 Courtland Avenue Towson, Maryland 21204 823/2044



RE: PETITION FOR SPECIAL EXCEPTION N/S of Old Frederick Rd. 139.16' W of St. Agnes Lane, 1st District

: BEFORE THE ZONING COMMISSIONER OF BALTIMORE COUNTY

RAYMOND W. GRIFFITH, Petitioner

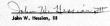
ORDER TO ENTER APPEARANCE

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 and of the passage of any preliminary or final Order in connection therewith.

Charles E. Kountz, Jr. O Deputy People's Counsel

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

I HEREBY CERTIFY that on this 2nd day of March, 1977, a copy of the aforegoing Order was mailed to Mr. Raymond W. Griffith, 4714 Edmonds on Avenue, Baltimore, Maryland 21229, Petitioner





JESSE SPECTOR

July 20, 1977

TELEPHONE 788-4610

Baltimore County Board of Appeals Court House Towson, Marylano 21204

Re: Appeal No. 77-166-X Property on north side of Old Frederick Road west of St. Agnes Lane

Please enter my appearance in the above pending Appeal on behalf of the Mestgate Community Association, inc. The Association is actively involved in the area where this property is located, and the Association has taken an official position to oppose and protest the application for a change in zoning of this property.

Please advise me of any scheduled hearings in this matter so that we may participate in this Appeal. I am sending copies of this letter to the attorney for the Petitioner and to the People's Counsel.

Thanking you for your cooperation, I remain

Very truly yours,

Jesse Spector

JS:prs

CC: Paul J. Feeley, Esq. 209 Cou.tland Avenue Towson, Maryland 21204

CC: John W. Hessian, 3rd, Esq. People's Counsel Baltimore County Office Building Towson, Maryland 21204

Rec'd 7/21/77 10:30 am

BALTIMORE COUNTY, MARYLAND

INTER-OFFICE CORRESPONDEN

5. Eric Dilenna, Zoning Commissioner Date. March 1, 1977

FROM Horman E. Gerber, Acting Director of Pianning

SUBJECT Polition \$77-166-X. Polition for Special Exception for Offices, and Office Building.

North side of Old Prederick Road 179-18 feet West of St. Agnes Lane.
Putitioner - Raymond W. Oriffith

HEARING: Monday, March 7, 1977 (10:30 A.M.)

Office use would be appropriate here; however, if granted, it is suggested that petitioner be restricted to one entrance/exit located on the eastermost side of the property.

NEG: JOH: TW

1st District

DALTIMORE COUNTY



PETITION AND SITE PLAN

EVALUATION COMMENTS

Them 100 County Office Building 111 W. Chesapeake Avenue Towson, Maryland 21204 mi v. mission

BALTIMORE COUNTY ZONING ADVISORY COMMITTEE

COUNTY OFFICE BLDG. Nicholas B.

Acting Chairma

DEPARTMENT OF TRAFFIC ENGINEERING STATE BOARS CO

BUREAU OF FIRE PREVENTION REALTH DEPARTMENT PROJECT PLANNING BUILDING DEPARTMENT Mr. Raymond W. Griffich 4714 Edmondson Avenue Baltimore, Maniand 21229

This office is in receipt of revised plans and/or descriptions which reflect the required changes of the participating agency(s) of the Zoning Plans Advisory

This petition is accepted for filing on the date of the enclosed filing certificate. Notice of the hearing date and time, which will be held not less than 30 days after the date on the filing certificate, will be forwarded to you in the near future.

Very truly yours,

Michele B Commoden NICHOLAS B. COMMODARI, Acting Chairman, Zoning Plans Advisory Committee

February 15, 1977

RE: Special Exception Potition Item 100

nd W. Griffith - Petitioner

MBC: JD

Enclosure



December 30, 1976

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

Comments on Item 100, Zoning Advisory Committee Meeting, November 30, 1976, are as follows:

Raymond W. Griffith N/S Old Prederick Rd. 139' W St. Agnes ac. D.R. 16

Acres: District: Since metropolitan water and sever exist, no

Okono M. Karen

Thomas H. Devlin, Director BURRAU OF ENVIRONMENTAL SERVICES

THE /RIW/CHA

These comments are not intended to indicate appropriateness of the soning action requested, but to assure that it presents to the development of the same that any laws a bearing on this case. The Director of Planning may file a written report with the Soning Commissioner with recommendations as to the appropriateness of the requested sonling.

A Special Exception is being requested to construct a two-story general office building on this site, located on the north side of Old Frederick Road, 139 feet west of St. Agnas Lane, in the First Election District. This property is currently improved with a two-story dwelling, garage and in the rear, with adjacent position's parking lot, south and west improved any control parking lot, a realdance, commarky, and car dealership, respectively,

The site plan must be revised to reflect the The site plan must be revised to reflect the proposed 60 foot right-of-way of Old Frederick Road, and provisions for accommodating storm water or drainage as indicated in the comments of the Bureau Engineering, as well as the comments of Project

icholas B. atto Dales -

SUREAU OF

M: Special Exception Petition Item 100 Dear Mr. Griffith: Petitioner DEPARTMENT OF STATE BOADS COM The Eoning 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. BUREAU OF

REALTH DEPARTMENT PROFECT PLANNING SAILDING DEPARTME POARD OF EDUCATION ZONES ADMINIST BOUSTRIAL DEVELOPMENT

January 13, 1977

Mr. Raymond W. Griffith Item 100 January 13, 1977

and Development Planning Office. In addition, the proposed building setbacks to the west property line and proposed right-of-way of Old Frederick Boad must be dimensioned.

This petition is being withheld from a hearing date until such time as revised plans are received that reflect the comments above, and any comments from other departments as requested.

Very truly yours, Middi B manofan MICHOLAS B. COMMODARI, Acting Chairman, Zoning Plans Advisory Committee

Enclosure

cc: B. D. Lynch Co., Inc. 4907 Harford Road Baltimore, Md. 21214

OWSON MARYLAND 21204

December 17, 1976

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

Re: Item 100 - ZAC - November 30, 1976 Property Owner: Raymond W. Griffith Location: N/S Old Frederick Rd. 139' W. St. Agnes Lane Sociation: N/S Dud Freedrick No. 155 W. St. Ngr E-isting Zoning: D.R. 16 "ryposed Zoning: Special exception for offices gres: 0.70 Jistrict: 1st

Dear Mr DiMenna

The existing DR 16 zoning can be expected to generate approximately 80 trips per day. The proposed special exception for offices can be expected to generate approximately 170 trips per day.

Should the requested special exception be granted, the site should be restricted to one entrance.

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

battimore county TOWSON, MARYLAND 21204 November 24, 1976 Hr. S. Eric DiNenna, Zoning Commissioner Office of Planning and Boning County Office Building Towson, Maryland 21204 Dear Mr. Dillenna Comments on Item # 100 Zoning Advisory Committee Meeting, November 30, 1976 are as follows: Property Owner: Raymond W. Griffith
Location: W.S Old Prederick Road - 139' W St. Agmes La
Existing Zoning: D.R. 16
Proposed Zoning: Special Exception for offices Acres: District: The items checked below are applicable. (x) A. Structure shall conform to Baltimore County Building Code (B.O.C.A.)
1970 Edition and the 1971 Supplement and other applicable codes. (X) B. A building permit shall be required before construction can begin. C. Three sets of construction drawings will be required to file an application for a building permit. D. Three sets of construction drawings with a registered Maryland Architect or Engineer's original seal will be required to file an application for a building permit. E. Wood frame walls are not permitted within 3'0" of a property line.

Contact Building Department if distance is between 3'0" and 6'0" of property line. C) P. No comment. G. Requested setback variance conflicts with the Baltimore County Building Code. See Section \_\_\_\_\_. Very truly yours.



Stern Drains,

THORNTON M. MOURING, P.E.

Mr. S. Bric DiMenna Zoning Commissioner County Office Building Towson, Maryland 2120

December 30, 1976

Mr. 3. 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 #100, Zoning Advisory Committee Meeting, November 30, 1976, are as follows:

December 20, 1976

Re: Item #100 (1976-1977)

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.

Old Frederick most, an extering public road, is proposed to be inscrewed in the future of section change on a 60-foot tiple-forway. Highway improvements and highway right-of-way videnting including any nacessary rewertible assessment for a logs will be required in consection with any greating or building parallel application. Further information ma, he obtained from the Baltimore County Burson of Empineering.

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

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

Previsions for accommodating storm water or drainage have not been indicated on the submitted plan. The Petitioner must provide necessary drainage facilities (temporary or permanent) to prevent creating any mulsances 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 Petitions.

Item \$1.00 (1976-1977)
Property Owner: Baymond W. Griffith
M/S Old Prederick Ed. 139 W. St. Agnes La.
Existing Soning; D E 16
Proposed Soning; Becial Exception for offices.
Acres: 0.70 District lat

Property Owner: Raymond W. Griffith Location: N/S Old Frederick Road 139' W. St. Agens La Existing Zoning: D.,.16
Proposed Zoning: Special Exception for offices Acres: 0.70

This office has reviewed the subject petition and offers the following comments. These comments ore 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 class that may have a bearing on this petition

The zoning on the south side of Old Frederick Road must be shown on the site plan.

There should be only one (1) driveway and located on the east side of the property.

Four foot high compact screen planting must be provided along the frontage of Old Frederick Road.

All screening must be a minimum of 4 foot high.

If the second floor is used for medical offices, parking will be required at a rate of 1 space for each

Very truly yours.

John L. Wimbley
Planner III
Project and Development Planning

Ellsworth M. Divir / Ca Mar

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

Public water supply and sanitary sewerage exist in Old Frederick Road and serve the present dwelling.

END: EAM: PAR: 88 oc: John J. Trenne:

G-NW & H-NE Key Sheets 3 & 4 SW 20 & 21 Pos. Sheets

Item #100 (1976-1977) Property Owner: Raymond W. Griffith ber 20, 1976

TOWSON, MARYLAND 2120

Attention: Mr. Nicholas B. Commodari Zoning Advisory Committee

Re: Property Comer: Raymond W. Griffith

Location: N/S Old Frederick Rd. 139' W St. Agnes Lx.

Zoning Agenda 11/30/76

Pursuant to your request, the referenced property has been surveyed by this Bureau and the comments below marked with ant's are applicable and required to be corrected or incorporated into the final plans for the property.

- ( ) 1. Pire hydrants for the referenced property are required and shall be located at intervals or feet along an approved road in accordance with Raitiance County Standards as published by the Department of Public Vorks.
- ( ) 2. A second means of vehicle access is required for the site.
- ( ) 3. The vehicle dead-end condition shown at

EXCESES the maximum allowed by the Pire Department.

- ( ) is. The site shall be made to comply with all applicable parts of the Fire Prevention Code prior to occupancy or beginning of operations.
- (1) 5. The buildings and structures existing or proposed on the site shall comply with all applicable requirements of the Bational Pire Pro-tection Association Standard No. 101 "Life Safety Code", 1970 Edition prior to occupancy.
- ( ) 6. Site plans are approved as drawn.
- ( ) 7. The Pire Prevention Bureau has no comments, at this time.

Flaming Group

Flaming Group

Division

Approved Description Chief Action Strain Durant

Mark E. Sunham

E.A.C. Meeting of: November 30, 1976

Re: Item No.:100
Property Usmer: Raymond W. Griffith
Location: M/S Old Frederick Road 139' W St. Agnes Lame
Present Zoning: D.R. 16
Proposed Zoning: Special Exception for offices.

District: 1st No. Acres: 0.70

No offers on student nomilation

Very truly yours, W. With teleput W. Nick Petrovich.,

KNP/ml

THEMAS H. BOYER

CERTIFICATE OF PUBLICATION



REVIOUS

Comments on Item #100 Zoning Advisory Committee Meeting, Pebruary 15, 1977

Property Owner: Raymond V. Griffith 3/5 Old Frederick Road 139' V/ St Agnee Lane Existing Zoning: D.R. 16
Proposed Zoning: Special Exception for offices

The items checked below are applicable:

(X) A. Structure shall conform to Baltimore County Building Code (B.O.C.A.) 1970 Edition and the 1971 Supplement and other applicable coder. A change of cocupancy for existing buildings shall be required.

(I) B. A building permit shall be required before construction can begin old structure shall conform to new use code requirements. Three sets of construction drawings will be required to file an application for a building permit.

D. Three sets of construction drawings with a registered Maryland Architect or Engineer's original seal will be required to file an application for a building permit.

E. Wood frame walls are not permitted within 3'0" of a property line.

Contact Building Department if distance is between 3'0" and 6'0" of property line.

G. Requested setback variance conflicts with the Baltimore County Building Code. See Section

Mark E. Sunham B



TOWSON, MD. 21204

Feb. 16. 1977

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

Z Catonsville Times
☐ Dundalk Times ☐ Essex Times

☐ Arbutus Times

☐ Suburban Times Fast

☐ Community Times

weekly newspapers published in Baltimore, County, Maryland, once a week for one successive weeks before the 7th day of March 19 77, that is to say, the same was inserted in the issues of Feb. 16, 1977.

> STROMBERG PUBLICATIONS, INC. Pate Frink

#77-166-X







BALTIMORE COUNTY OFFICE OF PLANNING AND ZONING County Office Building 111 W. Chesapeake Avenue Towson, Maryland 21204

Your Petition has been received \* this // day of No. 1976. Filing Fee \$ 77 2. Received Other

Petitioner Ryand Galf Submitted by Edd Petitioner's Attorney\_\_\_

Reviewed by \* This is not to be interpreted as acceptance of the Petition for assignment of a hearing date. 1-5,6N

77-166-X

RAYMOND IN COUNTY EXCEPTION FOR 19, 1977 RAYMOND W. GRIFFITH NIS OF OLD FREDERICK Rd. 139.16' W OF ST. AGNES LANC FRONT 5510 OLD FREDERICK Rd Posted by Ilionia & Raland Date of PER, 25 1977

77-166-X 1-SIGN SETUPICATE OF POSTURE Date of Posting APRIL 16,1977 Posted for: APPEAL Petitioner BAYMOND W. GRIFFITH Location of property. N/S OF OLD FREDERICK Rd. 139.16'W OF ST. AGUES LANCE Location of Same FRONT 5510 Oko FREDERICK Rd. Posted by Chances & Robinson Date of return APR 1 22, 1977

M. 46532

DATE April 7, 1977 ACCOUNTS-668 SECURED Beyond W. Griffith A714 Manufacts Ave. 7 5.0 0 MSC 28671EHR 7 44.0 CHS OFFICE OF FINA REVENUE DIVISIO

BALTIMORE COUNTY, MARYLAND

50.00 MSC

181 0 ALTES 14

