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\*and Section 502 and other applicable sections, if any. See attached description

Table 11 to post 3 to restrict to the surface by tenton on the 131.68 exception experience of experience of a street is added to the street of the st

disto 

> James D. Nolan Nolan, Plurboff & William 204 M. Pennsylvania Avenue

Townern, Maryland 21204 (823-7800)

AND A CONTROL OF THE STATE OF T

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young omriss, mer t Baltimore county

My Tan Lemis Pres

c/s Neil Tabor, Empuire

2 E. Priette Street Balto., &i. 21202

May 16, 1977

Times D. Nolan, Escuire 204 West Pennsylvania Avenue Towson, Maryland 21204

U.S. ( 200)

RE: Putition for Special Hearing NE/S of Martin Boulevard, 652. 11 SE of Compass Road - 15th Election District Middle River Realty Company -Petitioner NC. 77-231-SPH (Item No. 192)

have this date passed my Order in the above referenced -atter.

Very truly yours,

E. ERIC DI NENNA Zoning Commissioner

Attachments

cc: Mr. Claude W. Hendria Mr. Claude w. Henorix Victory Villa Improvement nesociation, Inc. 14 Control Court Baltimore, Maryland 21220

lone W. Hessian, III. Sequire

RE: PETITION FOR SPECIAL HEARING NE/S of Martin Blvd., 652.31' SE of Composs Rd., 15th District

: BEFORE THE ZONING COMMISSIONER

.

OF BALTIMORE COUNTY

: Case No. 77-231-5PH (Item No. 192) MIDDLE RIVER REALTY COMPANY,

ORDER FOR APPEAL

652.

Please note an Appeal from your decision in the above-entitled matter, under date of May 26, 1977, to the County Board of Appeals and forward all paper in connection therewith to said Board for hearing.

John W. Hessian, III People's Council

Charles E. Kountz, J. Deputy People's Counsel County Office Building Towson, Maryland 21204 494-2188

I HEREBY CERTIFY that a copy of the above Order was mailed to James D Nolan, Esquire, 204 West Pennsylvania Avenue, Towson, Maryland 21204, Attorney for Petitioner, this 8th day of June, 1977.

John W., Hes.inc., (1)

RE- PETITION FOR SPECIAL HEARING NE/S of Martin Blvd., 652.31' SE of Campass Road 15th District

Middle River Realty Company

BEFORE

COUNTY BOARD OF APPEALS OF

> BALTIMORE COUNTY No. 77-231-5PH

ORDER OF DISMISSAL

Upon the foregoing Motion filed by the People's Counsel for Baltimore County, and after review of the exhibit appended thereto, it is, by the County Board of Appeals for Baltimore County, this 25th day of October, 1977

ORDERED, that the appeal heretatore filed in this case be and it is hereby DISMISSED.

> COUNTY ROARD OF APPEAUS OF BALTIMORE COUNTY

Robert L. G. and, Vice Chairman

William \* Hackett Joh (1 mille

AND AS IN DIETY BOUND, etc.,

People's Counsel

Charles E. Kauntz, Jr. Deputy People's Counsel County Office Building Towson, Maryland 21204 494-2188

HEREBY CERTIFY that on this  $\frac{e^{-ik}}{x}$  day of October, 1977, a copy of the aforegoing Mation and attachment market "Movant"; Exhibit No. 1" and of the Circles appended thereto was mailed to Newton A. Williams, Esquire, Nolan, Plumhoff & Williams, 204 M. Pennsylvania Avenue, Towson, Maryland 31204, Attorney for

and the second second

Movent's Exhibit No. 1

福制 EVANS, HAGAN & HOLDEFER, INC.

CERTIFICATE OF POSTING CONING DEPARTMENT OF SALTIMORE COUNTY

There is Printing of the Co. The set to be sent to the and har some of Wanter But Vallet A. Y. Congram to Buch East Stand to Frank The Land Lit & Joyn Color

i i J. D. Nolan, Esquire Newton A. Williams, Farming COUNTY OFFICE OF PLANNING ZONLIG 204 W. Pennsylvania Avenue County Office Building County Office Building 111 W. Chesapeake Avenue Towson, Maryland 21204

Your Petition has been received and accepted for filing this day of March 4888 1977

Table of Info in 10 11 11 11 11 11 11 11 11 11 11

Petitioner Middle River Realty Company

James D. Nolan, Esquire
Petitioner's Attorney Newton A. Williams Esquire

0

cu: Evans, Hagan & Holdefer, Inc. 8013 Belair Road Baltimore, Maryland 21236

Direct No Vice

4 1 1 1 1 1 1 W

PALTIMORE COUNTY, MARYLAND

INTER-OFFICE CORRESPONDENCE

Date (Ym) 20, 19\*\*

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SI RUFFT District of variables and for pecial Hearing for ff-Street Farking District District

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out to seeding day, way it. 1977 11. The Aug.

in the lasts of the information available at this point in time, this office is opposed to the granting of the petitioner's request.

is our opinion that the following items must be addressed before a giowledgest a recommendation can be made:

. Arministion of status of Headon Hoad see Toring Advisory committee comments of take Hisramy administration, county Nurseu-of retreering and outsy You jet and evelopment lanning livision.

2. parior on parking usage of Reacon Road right-of-way

versit that of entire property detailing paying, parking and usage of the entire site.

oppulle 19/27/77 HEARING

PETITION FOR SPECIAL HEARING

TO THE ZONING COMMISSIONER OF BALTIMORE COUNTY:

I, or we MIDDLE RIVER EMAIT CO., INC: 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 pertion for a Special Hearing Under Section 500.76of the Zoning Regulations of Baltimore County, to determine whether or not the Zoning Counsistoner and/or Deputy Enoise.

to determine whether or not the Zoning Commissioner and/or Deputy Zoning Commissioner should approve and Jones a smelded assembles settler a sm. punch. Sm. to may a Study's instrument to be a smeldential sme to may a Study's instrument to be a smeldential sme to may a Study's instrument to be a smeldential smeldentia

eani Scotian 502 and other applicable mertions, if may. See obtained decomposion

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

Regulations.

1. or we, agree to p.y expenses of above Special Hearing edvertising.

posting, etc., upon filing of this petition, and further agree to and are

to be bound by the toning regulations and restrictions of Baltimore County

adopted pursuant to the Zoning Law for Maltimore County.

Min to Hidde Hiller Con Inc.

Name of the Control o

Titler, Denteld Millens 2 E. Protte Street
Sales, Francis a Miller
Petitioner's Attorney Protestant's Attorney

Address Tomon, Navyland 21304 (823-7800)

ORDERED By the Zoning Commissioner of Baltimore County, this Indiana of Indiana and Indian

TANK ( T. A. ) 3)

Soning Commissioner of Baltimore County

(over)

May 26, 1977

James D. Nelsa, Ecquire 204 West Pennsylvania Avenu Towson, Maryland 21204

> RE: Potition for Special Hearing NE/S of Martin Boulevard, 652,31' SE of Compass Read - 15th Election District Middle River Realty Company -Putitioner NO. 77-231-SPH (Item No. 192)

Dear Mr. Nota

I have this date passed my Order in the above referenced matter. Copy of said Order is attached.

S. ERIC DI NENNA Zening Commissioner

SED/ort

Attachments

ec; Mr. Claude W. Hendrix Victory Villa Improvement Association, Inc. 14 Central Court Baltimere, Maryland 21220

John W. Hessian, III, Esquire People's Counsel RE: PETITION FOR SPECIAL HEARING NE/S of Martin Blvd., 652,31' SE of Compan Rd., 15th District : BEFORE THE ZONING COMMISSIONER
: OF BALTIMORE COUNTY

MIDDLE RIVER REALTY COMPANY, 1 Com-

: Case No. 77-231-SPH (Item No. 192)

ORDER FOR APPEAL

Mr. Commissione

Please note on Appeal from your decision in the above-entitled matter, under date of May 26, 1977, to the County Board of Appeals and forward all papers in connection therewith to said Board for hearing.

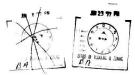
> John W. Hessian, III People's Counsel

Charles E. Kountz, Jr.
Deputy People's Counsel
County Office Building
Townon, Maryland 21204
494-2188

I HEREBY CERTIFY that a copy of the above Order was mailed to James D.

Nolan, Esquire, 204 West Penesylvania Avenue, Tonson, Maryland 21204, Attorney
for Patitioner, this 8th day of Jame, 1977.

John W. Hessian, III



RE: FETITION FOR SPECIAL HEARING NE/5 of Martin Blvd., 652.31' SE of Composs Road 15th District Middle River Roalty Company

COUNTY BOARD OF APPEALS

OF

BALTIMORE COUNTY

: No. 77-231-5PH

ORDER OF DISMISSAL

ORDERED, that the appeal heretofore filled in this case be and it is hereby DISMISSED.

COUNTY BOARD OF APPEALS OF BALTIMORE COUNTY

William T. Hackell

#77-231-5PN

AND AS IN DUTY BOUND, etc.,

John W. Hessian, III People's Counsel

Charles E. Kountz, Jr.
Deputy People's Counsel
County Office Building
Towson, Maryland 21204
494-2188

- 2 -

John W. Herren HE

Movant's Exhibit No. 1

GAN & HOLDEFER, INC.

8013 BELAIR RO BALTIMORE MD 21236 - 301 - 658 1501

February 4, 1922

DESCRIPTION TO ACCOMPANY PETITION FOR SPECIAL HEARING FOR COMMERCIAL PARKING IN A DR 18 ZONE FOR 7 PORTION OF MIDULE RIVER PEALTY COMPANY, INC. PROPERTY.

BESINING FOR THE SAME on the nonthreast side of Martin Bivo. (Ad. Rt. 200) 150 feet wide, at a point distant 552.3 feet seemy ad outbreater in slong said northwest size of Martin Bivo. from its interestion with resouthness tid. of Cospass Rong, 100 feet wide, tended leaving said place of beginning and running and binding on the nonthreast vide of Martin Bivo. (1) Southnessterly by a line curving to the left with a radius of 5564.59 feet for a distance of 111.51 feet [the arc of vaid curve being subtended by a chard bearing south 65 degrees 33 minutes 04.9 welcomes East 131.50 feet) thence leaving Wartin Bivo. and running the 3 following courses and distances, vizit [2] worth 11 degrees is finitude (4) seconds East 133.42 feet, (3) North 64 degrees 56 sinutes (4) seconds west 41.20 feet and (4) South 85 degrees 59 sinutes 20 seconds west 318,50 feet to the piece of beginning.

Containing 0.53 mores of land, more or less.

This description has been written for zoning purposes only, and is not intended to be used for conveyance.



CERTIFICATE OF POSTING
ZONING DEPARTMENT OF BALTIMORE COUNTY

There is no market to the state of the state

Remarks Mirk N Mean Date of return 5-12-27.

|                   |               | erics or manning  | Ctom No. 192<br>BORLAG |
|-------------------|---------------|---|------------------------|
|                   | 111.0         | flow building or<br>manufacto bearing<br>maryland 21264 |                        |
| 9810              | of Shed       | 9888 1977   | ond the filing         |
|                   |               | A   | Completions            |
| Petitione         |               | L. Espera   |                        |
| Special Section 2 |               |   | Planeta College        |
|                   | cryland S1036 |   |                        |

RITIMORE COUNTY, MARTLAND

INTER-OFFICE CORRESPONDENCE

S. Eric DiNenna Zoning Commissioner Date May 20, 1977

Norman E. Gerber FROM Acting Director of Planning

ROM No. 1. Prilion #77-231-578. Prilion for Special Rearing for Off-Street Parking URIECT. In D.R. 15 Core Mortheast side of Martin Boulevand 652.31 feet Southeast of Compass Road Putilioner - Hiddle River Realty Co., Inc.

15th District

HEARING: Wednesday, May 25, 1977 (10:00 A.W.)

On the basis of the information available at this point in time, this office is opposed to the granting of the petitioner's request.

It is our opinion that the following items must be addressed before a knowledgeable recommendation can be made:

- 1. Clarification of status of Beacon Road (see Zoning Advisory Countities comments of State Highway Administration, County Bureau of Regineering and County Project and Development Planning Division.
- 2. Opinion on parking usage of Beacon Road right-of-may
- Overall plan of entire property detailing paving, parting and usage of the entire site.
- 4. Details of access to trucking facility in rear

It should also be noted that the entire Martin Boulevard corridor has been solveted as a target area for the "Corridor Seastification Time". The Work of the Control of the

Homen E. Gerber

NEC: JOH: PM

Pursuant to the advertisement, posting of property, and public hearing on the most Petition and it appearing that by reason of the following finding of facts that the Petitioner's plant ment the recuirements. set forth in Section 409.4 of the Bultimore County Zening Regulations and that the health, safety, and general welfare of the locality involved not being adversely affected, the Special Hearing for Off-Street Parking in a Residential Zone should IT IS ORDERED by the Zoning Commissioner of Baltimore County, this day of \_\_\_\_\_May \_\_\_\_\_\_ 19677\_. that the herein Petition for Special Hearing for Off-treet Parking in a Residential Zone should be and the same is GRANTED, from and after the date of this Order, subject to the approval of a site plan by the State Highway Administration, the Department of Public Works, + and the Office of Planning and Coming. Zaning ommissioner of Baltimore County cursuant to the advertisement, posting of property and pull-Seating on the above petition and it appearing that by reason of..... above one cal describe should Not BE GRANTED. IT IS BROKED by the golden companioner of Baltimore " urtyo that in the state of th and the same is hereig distill Zoning Commissioner of Baltimore County

BALTIMORE COULTY ZONING ADVISORY COMMITTEE

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May 1: 1977 Fig. 11, 1971 . F. . . The same the Proceedings Story to the Process of the Process The state of the s The continues of the second se in the respectively. The Records 

RE: PETITION FOR SPECIAL HEARING NE/S of Martin Blvd. 652.31' SE of Compass Rd., 15th District

REFORE THE ZONING COMMISSIONER

OF BALTIMORE COUNTY

MIDDLE RIVER REALTY CO., INC., : Case No. 77-231-SPH

> ...... ORDER TO ENTER APPEARANCE

Mr. Commissioner

Pursuant to the authority contained in Section 524,1 of the Baltimore County Charter, I hereby r ster 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 Cider in connection therewith.

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

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

I HEREBY CERTIFY that an this 20th day of May, 1977, a capy of the uforegoing Order was mailed to James D. Nolan, Esquire, Nolan, Plumhoff and Williams, 204 West Pennsylvania Avenue, Towson, Maryland 21204, Attorney for Petitioners.

John W. Hessian, III



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RE: PETITION FOR SPECIAL HEARING SE of Compass Rd., 15th District

BEFORE THE COUNTY BOARD OF APPEALS FOR BALTIMORE COUNTY

MIDDLE RIVER REALTY COMPANY, - Cose No. 77-231-584

MOTION TO DISMISS APPEAL

The Motion of the People's Counsel for Baltimore County for a dismissal of the appeal herein respectfully shows

- 1. That this case involves an application for a special permit for the parking of passenger vehicles in a residential zone under the provisions of Section 409 4 of the Baltimore County Zoning Regulations
- 2. That the case is presently on the Board's docket by virtue of an appeal filed by the People's Counsel for Baltimore County from an order of the Zoning Commissioner of Boltimore County granting said application.
- 3. That while said appeal has been pending, the various officials of Bultimore County concerned with the "Corridor Beautification Plan," the owners of the shapping center involved, and the residents of the affected area have negotiated with the ultimate conclusion of an agreement which will lead to substantially a complete renovation and renabilitation of said shupping area; a photostatic copy of said agreemen duly executed by all affected parties is attached hereto, marked, "Movant's Exhibit
- 4. After review of said agreement and discussion with the involved parties, your Movaut is of the opinion, but the public interest would not be served in further prosecution of said appeal.
- WHEREFORE, 't is respectfully moved that the County Board of Appeals, by its appropriate order, dismiss said appeal.

BALTIMORE COUNTY ZONING PLANS ADVISORY COMMITTEE



PETITION AND SITE PLAN

EVALUATION COMMENTS

April 12 1107

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N. 25 Mart Evel's L. 15 S. E. Wepass Bd.

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The following numbers we futurabed in resume to the plat subsettled to this office for levies is the Zonica Advisory emultee in onne tips with the subject stem.

Matth Bourwari (M. 7) or a State Road, therefore, all improvements, intersections, ettaless and finisher requirements as they affect the road one under the parablette of the Marijual State insures Administrations. Any utility construction within the State Heal represense of State State Productions and appress of the State Production State Production

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If is the responsibility of the Petitioner to ascertain and clarify rights in set to the areas adjacent or contiguous to this section of Beacon Road,

The entrance locations are subject to approved by the legariment of fraffic Bosimeering, and Shail be ministructed in accommance with Bosimer County Standards. Sediment Control.

Development of this property the sign strapping, grading and statistization could result in a mediment pollotion problem, damagning private and points to dirings domastream of the property. A gadding private, the teleproperty. A gadding private, the teleproperty and private grading the stripping of top soil.

Property word Middle First Woulfy in Page . April .l. ..

Store bearns.

Provisions for a community of in water of Italian have not been indicated the submitted plan.

The best fit mean and provide processing furnishing is sufficient the provider of present reaction any parameter of transparent design and transparent endogeneously by the constitution of surface varieties, constitution of any provider which are provider of the provider

water and de stary Seer.

There say table water major in Martin Boncevard and impass Acad. Additional for bedrant protection is required in the vicinity.

The submitted plan and ares the existence of additory sewerage adjacent to

Vers traly years.

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TAK Key Shoot

A K : NE S K ... Des. Groote

NE 4 = Tops

I TAK Map

LANAL M. T. KEN, F.E.
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Bustons & Statement State

on the same Patition and it appearing that by reason of the following finding of fosts Battle Patterer's place must be condensed. set terft in Forther 40). I of the Politoners County Suring Republican and thet the health, resisting and present profitors of the healthy forestant and heise advantable and, the Special Meaning for Cif-Spreet Puriting in a Residuation Some should dey of ..... Max ......, 19677., that the herein Petition for Special Bearing for Off-Street Parking in a Residential Zone stanid be and the no is CRANTED, from and after the date of this Order, exhiptet to the appropri of a cite plan by the State Highway Administration, the Department of Public Works, Zation Con to the advertisement, posting of property and public aring on the above petition and it appearing that by reason of..... the above Special Hearing should NOT BE GRANTED. IT IS ORDERED by the Eoning Commissioner of Beltimore County, this \_\_\_\_\_day of\_\_\_\_\_, 196\_\_, that the above Special Rearing be and the same is hereby DENIED. Soning Commissioner of Beltimore County

to the adverticement, posting of property, and public

PETITION FOR SPECIAL HEARING NE/S of Martin Bird. 462,31' SE of Commen Mr., 18th District

MEGAS THE ZONING COMMISSIONS OF BALTIMORE COUNTY

MIDDLE BIVER BEALTY CO., INC., : Com No. 77-231-5FH

ORDER TO ENTER APPEARANCE

Parsons to the authority contained in Section 524.1 of the Beltimore County Charter, I handle outer my appearance in this proceeding. You are requested to notify me of any busine data or datas which may be now or hereafter designated therefore, and of the passage of any profinerary or final Criter in connection therewith,

Charles E. Lount h Charles E. Kopste, Jr.

John W. Hassian, III People's Counsel County Office Building 70, Heaven

I HERREY CERTIFY that an this 28th day of May, 1977, a capy of the oferagoing Order was molled to James D. Harles, Espairs, Harles, Fhankell and Williams, 204 West uses, Towen, Maryland 21304, Attempy for Politices.





#### BALTIMORE COUNTY ZONING ADVISORY COMMITTEE

icholas, B. Connoderi Vandin ku kwana cting thereas

> BUREAU OF DEPARTMENT OF TRAFFIC ENGINEERS

STATE ROADS CO SUREAU OF MEALTH DEPARTMENT PROJECT PLANNIN BOARD OF EDUCATION

INDUSTRIAL DEVELOPMENT

May 16, 1977

James D. Nolan, Esquire Newton A. Williams, Esquire 204 W. Pennsylvania Avenue Towson, Maryland 21204

RE: Special Hearing Petition Item No. 192 Petitioner - Middle River Realty Company

Centlemens

The toning 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

These comments are not intended to indicate the assure that all parties are more assured that as a surface of the assured that are assured to the assured that are the sound to the assured that are the sound to the assured to the appropriateness of the requested conting.

This currently vacant site, part of an existing shopping contor is located on the more those and a few Mrtin included in the little state of Mrtin in the 15th Election District. Conclugous properties to the east and north are zoned D.R. 16 and B.L. and are improved with an aparteent development and a truck terminal.

This Special Bearing is necessitated by your client's proposal to provide accessory parking for a proposed restaurant which will be constructed in the B.L. zone@ portion of this site.

As evidenced in the comments of this Committee, the petitioner must ascertain and clarify his rights to Beacon Road. In addition, revised plans reflecting the comments

James D. Nolan, Esquire Newton A. Williams, Esquire Page 2 Item 192

of the Office of Project and Development Planning must be submitted prior to the scheduled hearing date.

This petition is accepted for f ling on the date of the enclosed filling certificate. Notice of the hearing late and time, which will be held not less than 10 nor more than 90 days after the date on the filling certificate, will be forwarded to you in the near future.

Very truly yours,

NICULAS B. COMMODAEL, Chairman Zoning Plans Advisory Committee

ec: Evans, Hagan & Holdefer, Inc. 8013 Belair Road Baltimore, Maryland 21236

RE: PETITION FOR SPECIAL MEANING NE/5 of Month Blvd., 462.31' SE of Compan M., 13th District

of the appeal hards remocifully down

its appropriate order, disply said second.

missioner of Buildingso County granting sold application.

HIDDLE RIVER REALTY COMPANY.

: NEFORE THE COUNTY BOARD OF APPEALS

FOR BALTIMORE COUNTY

. Com No. 77-291-584

MOTION TO DISMISS AFFEAL

The Matten of the People's Counsel for Boltimore County for a distribut

of passenger vehicles in a residential sone under the provisions of Section 407,4 of the

Ried by the People's Coursel for Buittmore County from an order of the Zonine Com-

3. That while said appeal has been pending, the various efficials of

County experient with the "Carridor Spoutification Plan," the owners of

uted by all affected parties is attached hereto, marked, "Marent's Exhibit

4. After review of said agreement and diseaselen with the involved parties.

WHEREFORE, It is respectfully moved that the County Board of Appeals, by

your Mount is of the existen that the public interest would not be second in further

1. That this case involves an application for a special possit for the parking

2. That the same is presently on the Board's docket by virtue of an appear

TON M MOURING, P.E.

Mr. S. Eric DiMenna Eoning Commissioner County Office Building Towson, Maryland 21204

No. Item 8192 (1976-1977)
Property west. Riddle River Bealty Co.
NCWS Martin Blad. 652,31° S/Z Compass Ed.
Existing Ecning: D.R. 16
Proposed Boning: Special Hearing to approve off-street
parting in a residential some.
Acres - 0.60 District; 15th

owing comments are furnished in regard to the plat submitted to this office the Zoming Advisory Committee in connection with the subject item.

Martin Boulevard (Md. 700) is a State Road; therefore, all improvements, inter-sections, entrances and drainage requirements as they affect the road come under truly jurisdiction of the haryland State Higheny Administration. Any utility construction within the State Road right-of-may will be subject to the standards, specifications and apprecial of the State in addition to those of Baltimore County.

Baccon Road, from Compass Road to Hartin Boulevard appears on the Baltimore County road inventory as No. M531 for maintenance of a 20-foot vide macedem surface. This section of Baccon Road appears on "Visicary Villa - section 1 - Plat J Los Maidivision Flat Roads a Utilities, Baltimore County, Heryland, 15th Election District (recorded G.L.). 22, Pollo 1009, also providing access for trucking operations.

It is the responsibility of the Petitioner to ascertain and clarify rights in and to the areas adjacent or contiguous to this section of Beacon Road.

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

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



Item \$192 (1976-1977) Property Owner: Riddle River Realty Co. Page 2 April 11, 1977

Provisions for accommodating storm water or drainage have not been indicated or submitted plan.

The Patitioner must provide necessary drainage facilities (temporary or permanent to present creating any muiseance or damages to adjacent properties, especially by the concentration of surface waters, correction of any problem which result, due to improper yaeding or improper installation of drainage facilities, would be the full responsibility of the Patitions.

Mater and Sanitary Sewer:

There are public water mains in Martin Boulevard and Compans Road. Additional fire hydrant protection is required in the vicinity.

The submitted plan indicates the existence of sanitary sewerage adjacent to

Very truly yours, Donale & Tucker / toller DOMALD W. TUCKER, P.E. Acting Chief Bureau of Engineering

I-WE Key Sheet 14 4 15 ME 30 & 31 Pos. 82



Merch 9, 1977

Mr. S. Eric DiMenna Zoning Commissioner County Office Bidg. Towson, Md. 21204

Attention: Mr. H. Commoderi

Re: Z.A.C. Meeting, March 1, 1977
Item: 192
Property Owner: Middle River Realty Co.
Location: MAZ Martin Blad.(Rtw. 100)
Existing Config.: Bac. 6
Proposed Zoning: Bac. 6
Proposed Zoning: Bac. 6
papprov off-street
parting is a residential Jone.

Acres: 0.51

Acres: 0.63 District: 15th

Dear Mr. DiMenna:

Access to the vite in by way of Bascon Band, a Comety mather Leined street an experted to the State Statemy Advantagement Baltimore County. The intersection of Bascon Bond with Martin Stud, a State highway, is unimproved with curk and the paring Stud, and the statement of the Statement of the Statement of the Leine State Cannot require highway improvements, however, the con-struction of curbing and reparing is strongly recommended.

It is our sudorstanding that there may be a proposal to eliminate Basson Buck and a better the state of the s

Cararnial

Very truly yours. Charles Lee, Chief Bureau of Engineering Access Fermits

By: John L. Reyers

May 18, 1977

Hr. Eric S. DiMenna Zoning Commissioner 2nd Floor, Courthouse Towson, Maryland 21204

he: Item 197 - SMC - March 1, 1977
Proporty Owner: Middle Siven Healty Cr.
Description of the State of the St Acres: 0.63 District: 15th

Michael 8. Flanigen

mm/11f

Tum 193 - INC - Narch 1, 1977
Property Green: Middle Silver Boalty Co.
Incomions 1996 by 18, 503,31 M Compass M.
Danishon 1996 b. 18
Proposed Resine;
Proposed Acres: 0.63 Metrict: 15th

The requested parking in a residential some is not empected to cause may major traffic problems.

ME /414

March 11 1977

Mr. S. Eric DiNanna, Zoning Co Towson, Maryland 21204
Towson, Maryland 21204

nents on Hem #192, Zaning Advisory Committee Meeting, March 1, 1977, are as follows:

Property Comer: Middle Biver Booky Co.
Location: NUS Martin Bivet 652.31' St Composs Road
Existing Zening: D.R. 16
Proposed Zening: Special Houring to approve off-street parking in a residential zone
Acres: 0.45 (c)

This office has reviewed the subject partition and offers the following comments. These comments are our intended to indicate the appropriateous of the zening in question, but are to assure that all partities are made are

The metitioner should clarify all rights in Bascon Road and any other right-of-ways.

No dead-and parking areas will be allowed. All parking areas must have complete traffic flow.

The site should be screened by a six (6) foot high stockade fence where it is adjacent to residential

Landscaping should be provided for the site.

Since the site is part of a larger tract of land, the owner will be required to comply with the

TOWSON MARYLAND 21204

DONALD J ROOP NO MPH

March 8, 1977

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

Dear Mr. DiNenna:

Comments on Item 192, Zoning Advisory Committee Meeting, Narch 1, 1977, are as follows:

...perty Owner: Hiddle River Realty fo.
Hiddle River R

D.R. 16 Special Hearing to approve off-street parking in a residential zone. 0.63

Netropolitan water and sewer must be extended to serve this property.

If a food service facility is proposed, complete plans and specifications must be submitted to the Division of Food Protection, Baltimore County Department of Health, for review and approval prior to construction.

Very truly yours.

Thomas H. Devlin, Director BUREAU OF ENVIRONMENTAL SERVICES

ce: Mr. Leo A. Schuppert

JOHN D SEYFFERT DIRECTOR

March L. 1977

Mr. S. Eric BiBenna, Zoming Commiss Office of Planning and Boning County Office Building Towson, Easyland 21204

Comments on Item # 192 Zoning Advisory Committee Meeting, March 1, 1977 are as follows:

Property Owner:

Middle River Real ty Co. Middle Hiver Healty Co M/E/S tartin Blvd. - 652.31' S/E Compass Road B.R. 16 Special Hearing to approve off street parking in a

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.

(I) 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.

(I) 5. Three sets of cometruction drawings with a registered Karyland irrchitect 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

Mark E. Sunham CEB

BOARD OF EDUCATION OF BALTIMORE COUNTY

TOWSON, MARYLAND - 21204

Date: February 28, 1977

Mr. S. Eric DiNenna Toning Coumissioner Baltimore County Office Building Towson, Maryland 21204

L.A.C. Meeting of: March 1, 1977

RE: Item No: 192
Property Oment: Middle River Resity Company
Location: MrZe Martin Blvd. 657,31' SE Company Road
Present Zuning: p.m. 16
Presponsed Zuning: special measing to approve off-attent parking
in a residential zone.

District: 15th No. Acres: 0.63

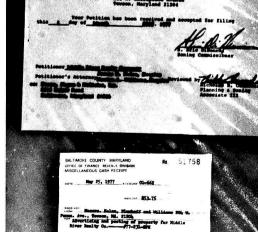
Dear Mr. DiNenna

No bearing on student population.

Very truly yours, cash theel M. Nick Petrovich, Field Representative

WNP/bp ----------

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3.75 KL

THIS AGREEMENT made this /4 th day of October . 1977. by and between MIDDLE RIVER REALTY CO., INC. (MIDDLE RIVER), a book corporate of the State of Maryland, and DAVCO POOD, INC. (MEMDY'S) a body corporate of the State of January . parties of the first part, and ALBERTA PUGH (PUGH), individually and on behalf of the ESSEX-MIDDLE RIVER CIVIC COUNCIL, and WILLIAM HENDRIX (HENDRIX), individually and on behalf of VICTORY VILLA IMPROVEMENT ASSOCIATION, parties of the second part.

MHEDEAS. Middle River Realty Co., Inc., is a body cornorate of the State of Maryland, and is the fee simple owner of an improved shopping center property of 4.95 acres known as Victory Villa Shopping Center located on the north side of Martin Bouleward and the east side of Compass Road in the 15th Election District of Baltimore County: and

UHERDAS, Daven Food, Inc., a body corporate of the State of Zouthall , is desirous of leasing a portion of the said Victory Villa Shopping Center property, namely the no-theastern corner thereof, for utilization as a Wendy's Restaurant site; and

WHEREAS, a 0.63-acre parcel of land zoned D.R. 16 is the subject of a use permit for parking case in a residential zone, which use permit for parking was granted by order of Zoning Comthe said area at the eastern end of the Middle River Property to b utilized by the Center and by Wendy's for parking of automobiles

WHIREAS, the People's Counsel and Deputy People's Counsel for Baltimore County did enter an appeal as to the said use permifor parking to the County Board of Appeals by Order for Appeal dated June 5, 1977; and

surprise the People's Counse; has informed the Petitioner that said appeal has been noted on behalf of various residents of the area, namely on behalf of Mrs. Alberta Pugh, both individually MOVANT'S EXHIBIT NO. 1

9. DISMISSAL OF ALL APPEALS, GRANTING OF BUILDING PERMIT(S) AND ALL APPROVALS FOR MENDY'S AND VICTORY VILLA SHOPPING CENTER, AND WENDY'S CONSTRUCTION. It is agreed that this Agreement and the obligation of all parties hereto shall be contingent upon the disrissal of all appeals pending in Case No. 77-231-SPR, thereby reinstating without threat of loss, the use permit for parking granted by the Zoning Comm. ssioner's Order of May 25, 1977, as well as the granting of all other necessary building permits and approvals of any kind, including but not only the building permit for the Mendy's location and Victory Villa Shopping Center modifications, if any, as well as the actual construction of the Wendy's Restaurant on the subject site.

10. DURATION OF AGREEMENT AND OTHER PARTS OF THE CENTER. It is agreed that the Wendy's site shall be developed and maintained essentially as shown for the duration of any lease or ownership or operation of a restaurant on the site by Wendy's or any subsidiary or affiliate, or any lessee or successor thereto. With regard to the balance of the Victory Villa Shopping Center mintained as shown, so long as the State Highway Administration shall permit as to its right-of-way improvements, and for a period of 10 years from the date of signing as to the Victory Villa Shopping Center portions of the improvements; and it is further understood and agreed that Middle River, its successors and assign shall not be bound by those portions of the Plat which do not concern the covenants undertaken hereunder, it being specifically agreed and understood that it is the future intention and hope and plan of Middle River to expand, modify and to change the said Victory Villa Shopping Center, which right Middle River specifically reserves, provided, however, that the frontage and other improvements shall be maintained by Middle River as shown. Once installed, for at least the 10-year duration of this Agreement in this regard.

and on behalf of the Essex-Middle River Civic Council of which she is an officer, and on behalf of Mr. William Hendrix, both individually and on behalf of Victory Villa Improvement Association, of which he is an officer: and

WHEREAS, Petitioner, Middle River Realty and the Contract Lessee, DavCo Food, Inc., hereinafter called Wendy's, have reached an agreement with the Corridor Beautification Group of Baltimore County as well as with Mrs. Pugh and her organization, and Mr. lendrix and the organization of which he is an officer; and

WHEREAS, the parties hereto wish to embody this Agreement n writing, and to attach thereto and make a part of this Agreement a plat e-titled "Preliminary Plat of Proposed Wendy's Restaurant", revised September 7, 1977, hereinafter called the "Plat"

NOW, THEREFORE, IN CONSIDERATION of the mutual covenants contained herein, and in consideration of other good and valuable considerations, the receipt of which is hereby acknowledged, it i

- 1. BUS SHELTER AND CAB STAND AREA. The proposed bus shell nd cab stand area in the southwestern corner of the property at intersection of Martin Boulevard and Compass Road is to be maintained, improved, and somewhat enlarged, as shown on the Plat, wi the actual shelter to be provided by Baltimore County or others, with the agreement that it may be placed on the shopping center property, should Baltimore County desire to do so.
- 2. MARTIN BOULEVARD FRONTAGE IMPROVEMENTS. It is agreed that the Martin Boulevard frontage of the Victory Villa Shopping enter is to be improved as shown on the Plat, namely the provision of a 21-foot planting strip, with the shopping center to rovide 6 feet and 15 feet to be provided by permit from the State Highway Administration, with Baltimore County and the Baltimore County Corridor Beautification Group to assist in the obtaining of such permits from the State Highway Administration or others, as ray be necessary. Mithin the aforesaid planting strip

11. AID BY PROTESTANTS. The Protestants, for themselves individually and for their groups, agree that upon the execution of this Agreement they will cooperate in every way with the Petitioner and Wendy's, including but not only the giving of written and oral testimony, if needed, on behalf of the Petitioner and/or endy's, and in the future all of the parties hereto agree to aid he other parties in carrying out this Agreement and shall not take any official or unofficial action contrary to the spirit and intent of this Agreement, including the continued existence of Victory Villa Shopping Center and/or the Wendy's Restaurant site.

12. PARTIES BOUND. It is agreed that this Agreement shall

WHEREFORE, the parties have set their hands and affixed heir seals the day, month and year first hereinabove written. ATTEST .

ATTEST.

DAVCO FOOD, INC.

Mal faull By: be need & exten

Nagne P. Thank . "Sheet a fee of one or Victory Villa Improvement

Wayne P. Thanker Alberta Pugh, Indigidually and

series of 16 two-inch to two and one-half-inch caliper Rec Maples spaced approximately 40 feet on centers are to be planted ssentially as shown on the Plat, with the said trees to be purchased by Middle River, and planted by Corridor Beautification Group labor, as shown on the Plat, just within the State Highway Administration right-of-way, with the existing 14-inch tree near the southwestern corner of the property within the State frontage to be saved so long as the State Highway Administration shall

- 3. SHOPPING CENTER PARKING AREA IMPROVEMENTS AND ISLANDS It is agreed that improvements shall be made to the existing parking areas of the Victory Villa Shopping Center, as shown on the Plat, including the resurfacing of those areas as shown on the Plat, the installation of amphalt berm curbs as shown, and the installation of a series of 5 traffic islands within the shopping center, spaced as shown, with each of the said islands to two to two and one-half-inch caliper Red Maple as planted slong the frontage, with the said Red Maples being purchased by Middle River and planted by Baltimore County Corridor Beautification Group labor.
- 4. OLDER SIGN REMOVAL. It is agreed that the older signs along the frontage of the shopping center which have been removed are to be kept out, and any replacement sign or signs therefor shall meet all Baltimore County Sign Regulations and shall be installed only pursuant to proper permit issued by Baltimore
- EASTERN MARTIN BOULEVARD ENTRANCE AND PARKING AREA. It is agreed that the eastern Martin Boulevard entrance and parking area shall be renovated, improved and ic surfaced by Wendy's as shown on the Plat, and shall be so maintained by Wendy's so long as a Wendy's Restaurant shall be operated at the subject location

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Hamburgers

6. BASKET WEAVE FENCE. It is agreed that a 6-foot high basket weave fence shall be erected and maintained along the eastern and northern boundaries of the Wendy's site and partially along the rear of the Victory Villa Shopping Center site as shown on the Plat, as a visual screen against most offensive and allegedly illegal truck terminal uses to the north, and as an accommodation to Windsor House Apartments to the east.

7. ADDITIONAL PLANTING STRIP AND PLANTING BY WENDY'S. It is agreed that as in additional accommodation to Baltimore County, to the parties hereto, and to the Windsor House Apartment. to the east, that rather than a 6-foot wide planting area as originally proposed along the rear portion of the eastern boundar; of the Wendy's site adjacent to the Windsor House Apartments, that i6-foot wide planting strip as shown on the Plat shall be utjlized, to be planted and maintained by Wendy's, including, in addi tion to the other shrubbery shown therein, a series of 6 Pin Oaks of approximately two and one-half inches in caliper and 25 feet or centers as shown on the Plat, to be planted as shown within the planting strip, in order to further augment the existing natural screening between the Wendy's site and the existing Windsor House Apartments, with all plantings to be live plantings.

8. DISMISSAL OF APPEAL TO BOARD OF APPEALS AND OTHER ACTION. It is agreed that immediately upon the execution of this ent that the Protostants, Pugh and Hendrix, both indiviqually and on behalf of their respective Organizations, shall mmediately indicate to the County Board of Appeals that they wish any appeal on their behalf be dismissed, and they shall also indi cate to the People's Counsel and the Deputy People's Counsel of Baltimore County that they as individuals and on behalf of their groups are satisfied with this Agreement, and with the Plat attached hereto and made a part hereof, and shall forthwith direc-People's Counsel to dismiss any appeal on their behalf.

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BALTIMORE COUNTY, MARYLAND

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BALTIMORE COUNTY OFFICE OF PLANSING AND CONTR.

County Office Building 111 W. Chesapeake Avenu Towson, Maryland 21204

Your Petition has been received \* this 197 ? Filing Pee \$ 7, Received \_\_Check

Petitioner's Attorney\_\_

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

P SECTIONS

TOTAL SCHOOLS

(18 BOXE)



OFFICE OF

THE IMISS

NEWSPAPERS

TOWSON, MD 21204

May 10

19 77

Petition for Special Excp.-15th Dist.

THIS IS TO CERTIFY, that the annexed advertisement of

was inserted in the following

- ☐ Catonsville Times
- [] Towson Times
- ( Dundalk Times
- ☐ Arbutus Times
  ☐ Community Times
- ☑ Essex Times☐ Suburban Times Fast
- 13 Suburban Times West

weekly newspapers published in Baltimore, County, Maryland, once a week for 1 successive weeks before the 25 day of May 19 77, that is to say, the same was inserted in the issues of

5/5/77

STROMBERG PUBLICATIONS, INC

w. 11 : 2/1/2



## CERTIFICATE OF PUBLICATION

TOWSON. MD. May 5 19.77

THIS IS TO CERTIFY that the annexed advertisement was published in THE JEFFERSONIAN a weekly newspaper printed and published in Towson, Baltimore County Md. May 19.77 the first publication appearing on the Stb day of Bay 19.77 the first publication appearing on the Stb day of Bay 19.77

I Leanh Struster

Cost of Advertisement, \$

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| BALTIMORE COUNTY, MARYLAND         | ¥          |          |
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| OFFICE OF FINANCE REVENUE DIVISION | 79.        | 51803    |
| MISCELLANEOUS CASH RECEIPT         |            |          |
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#### DOUBLE FACE STREET SIGN

Double face - two-pole sign, with double face changeable copy sign moun-ed between two poles

Top sign measures 8.0 x 14.10 with embossed copy. All colors are applied to protected (inside) surface of plastic faces. Chasing bulb border. (11 watt yellow incandescent bulbs) can be supplied with this sign if requested.

Without Flashing Lamps Total 12.7 Amps on 1-circuit

With Flashing Lamps
Total 31 7 Amps on 3 circuits

Bottom sign measures 6.2 X 9.0 with one line of permanent embossed copy (Featuring Chili & Frosty). Sign is equipped with tracks to accept four (4) rows 8. (changeable) letters. Vacuform Corporation also furnishes a complete font of 250 letters. numerals and mechanical arm (changer) with sign.

Total Amps 7.1 Circuits Required — 1

Concrete Base Requirements. Two (2) 42: X-42: X-72: deep (with re-rods) or per local code and soil conditions.

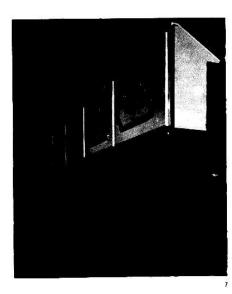
Pole Sizes Two (2) 10 X 40 48 # (by sign erector) to be paint: 1 white

# ALVERT PROTY

AND THE COLUMN THE THE

#### DECORATIVE FACIA PANELS

Deep formed non-illuminated facia pane's fabricated of ABS (Cycolac) with white. Korad, protective film. Each panel has embossed red design which adds strength and definition. These panels for sides of standard image building. Aluminum dividers, and bottom retainers are supplied with panels.



### PICK-UP WINDOW SIGN

Pick-Up Window Sign (single face) measures 5.0 x.8.2 internally illuminated with high output lamps and ballasts Copy is embossed on a smooth panel with embossed arrows directing customers to the Pick Up Window

Tota Amps 5.4 Tota Circuits 1



#### MENU SIGNS



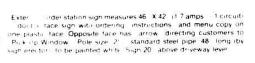


changeable: Stickee numerals)
Interior wall sign measures 20 X 97. (1.6 amps = 1 circuit)
single face.

Stickee numerals in measures 24 X 37. (95 amps = 1 circuit)

Exterior wall sign measures 24 - X 37 (95 amps - 1 circuit) single face

Interior and Exterior menu signs are each internally illuminated Menu copy is screened on the outside of plastic face. All prices are



#### ORDERING INFORMATION

Vacuform Corporation is very proud to be a part of Wendy's identification program, and our experienced design and engineering staff is eager to serve you.

If complete engineering drawings are needed, or if restrictive ordinances in your area require additional information, please let us know. We are most anxious to be of assistance to you.

All Vaculorm signs are shipped prepaid, via common carrier, and freight charges are added to the invoice Delivery of signs via. Vaculorm Truck can be arranged, if requested.

Delivery on all signs can be expected within six (6) weeks after receipt of order. Prices quoted are for signs crated. F.O.B., Columbus, Ohio.

All signs described herein meet U-L requirements

For additional information please write or phone

Terry Dorgan Vice President — Sales Vacuform Corporation 1877 East 17th Avenue Columbus Ohio 43219 (614) 294-2616

#### WARRANTY

Signs manufactured by Vacuform Corporation are guaranteed to be free from defects in materials for a period of one year from date of shipment from factory with the exception of lamps. Replacement parts will be exchanged at no charge. FOB our plant. Columbus Ohio.

This warranty is effective only if sign is wired to 120 volt 60 cycle alternating current, and it installation, handling and operation of the sign is in accordance with approved methods of installation and handling. Charges incurred by the Purchaser, such as indemnity for labor and cleaning, removing, installing and/or reinstalling equipment or parts are not covered by this warranty.







# HAMBURGERS

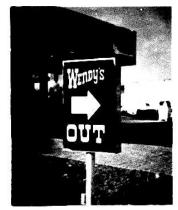
## APPROVED IDENTIFICATION MEDIA

VACUFORM



#### DIRECTIONAL SIGNS





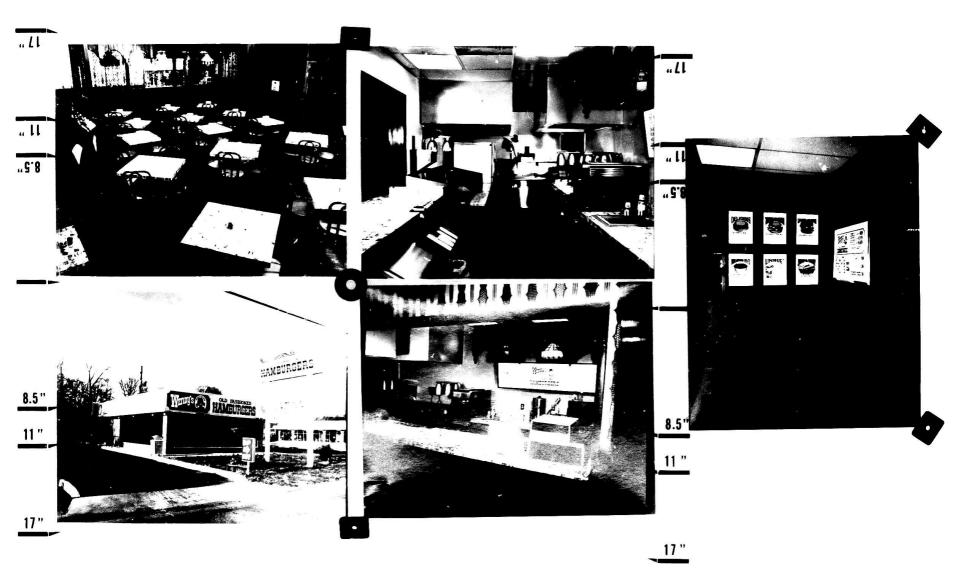
Double face: directional isigns, with embossed copy and arrows on smooth plastic background. All colors are decorated internally. Two (2) signs, 1-OUT, 1-PICK-UP WINDOW. Early sign mediums, 32, 14, 24.

Amps 1-0 reach) Circuits 1 reach) SINGLE FACE FRONT SIGN



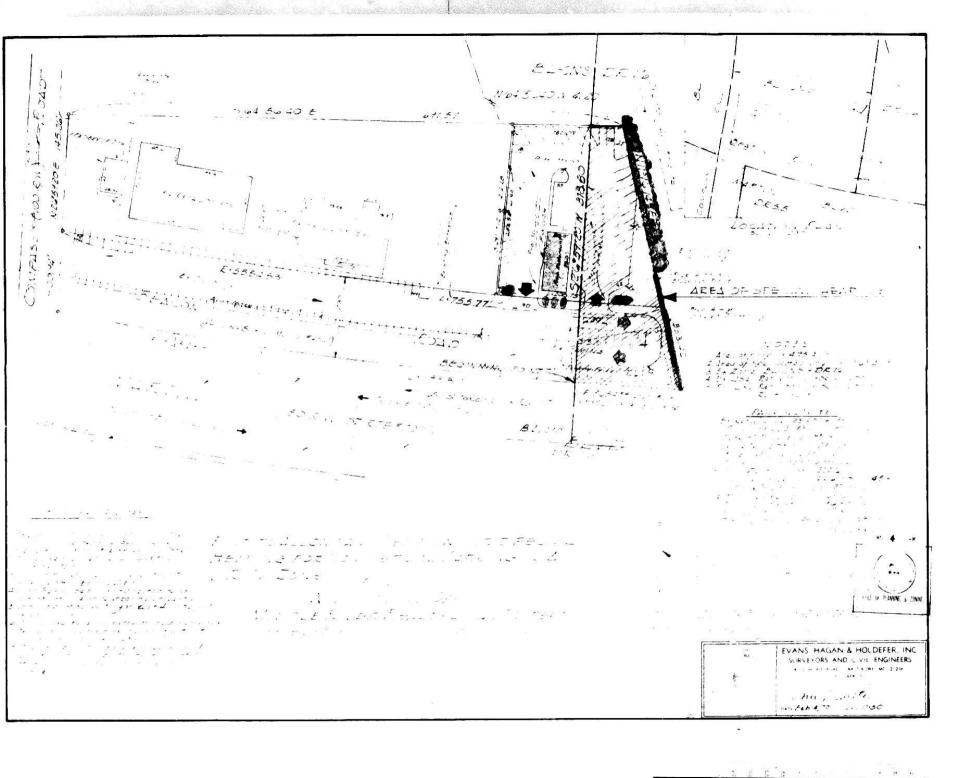
Single Face: Front Building Sign: measures 5.0 X 34.0 and extends across the entire width of the building. All copy is embossed with all colors decorated on the inside of the plastic face. Face is hinged for easy access to lamps and ballasts.

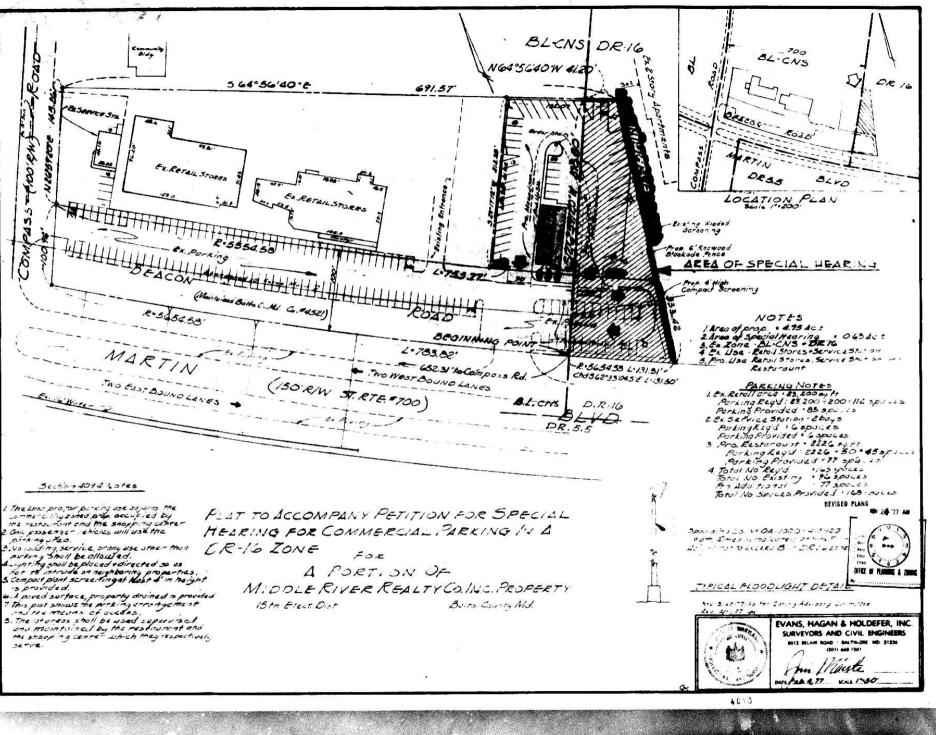
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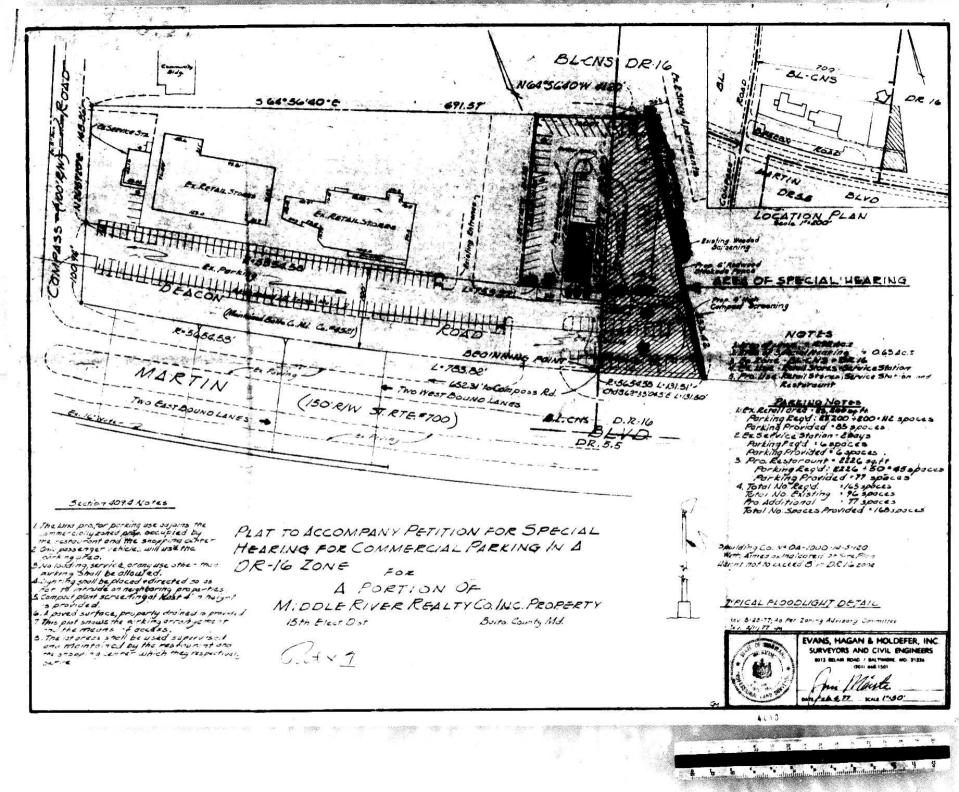


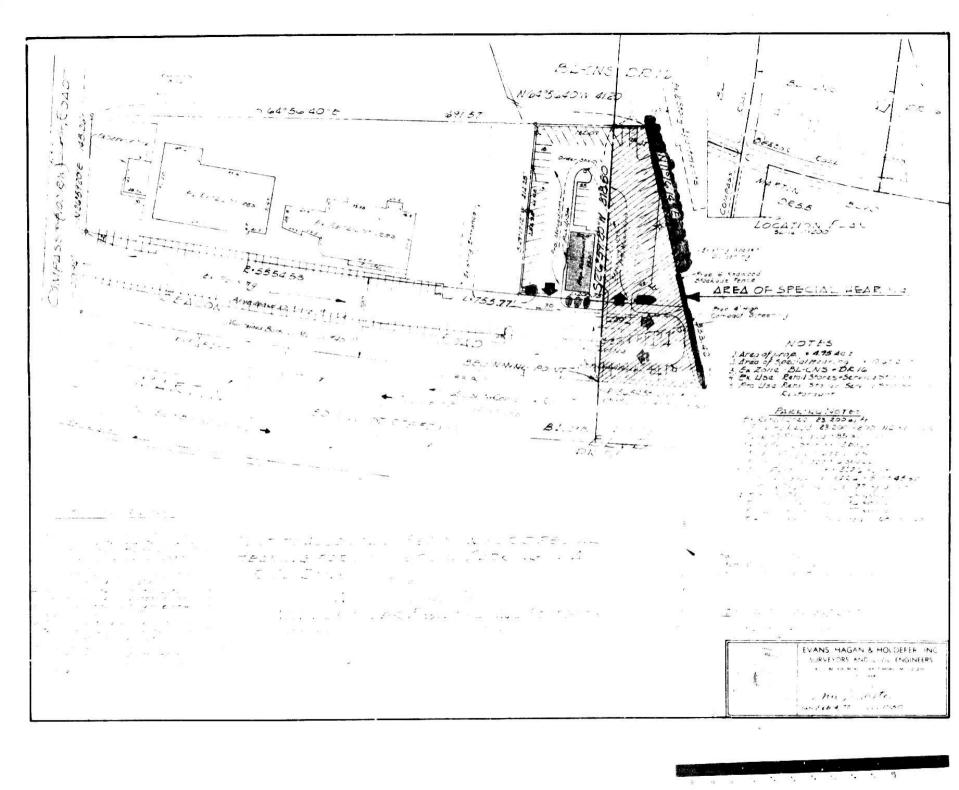
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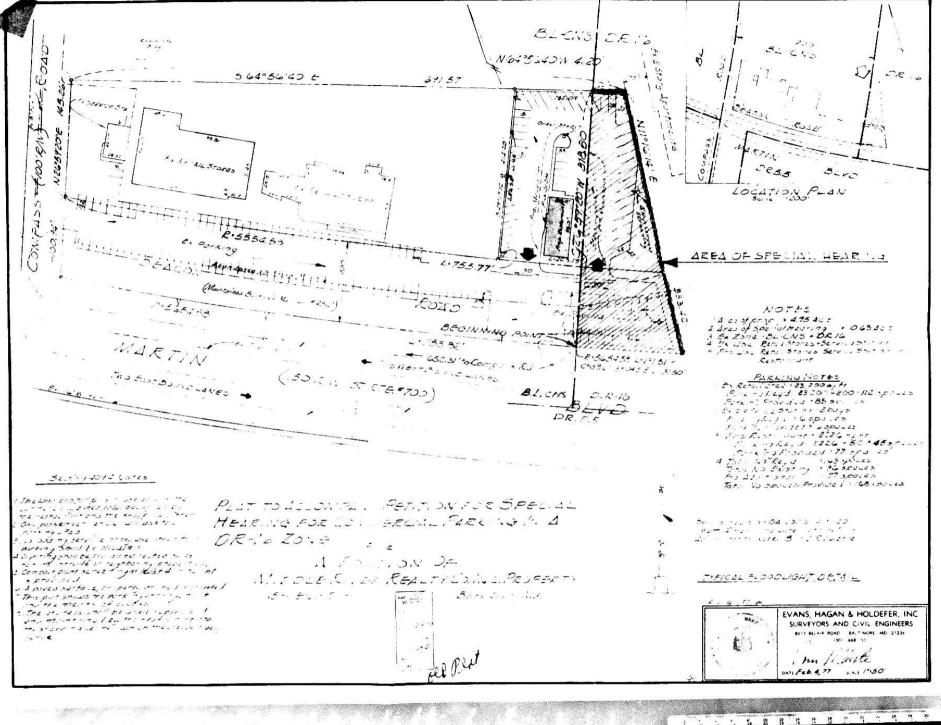
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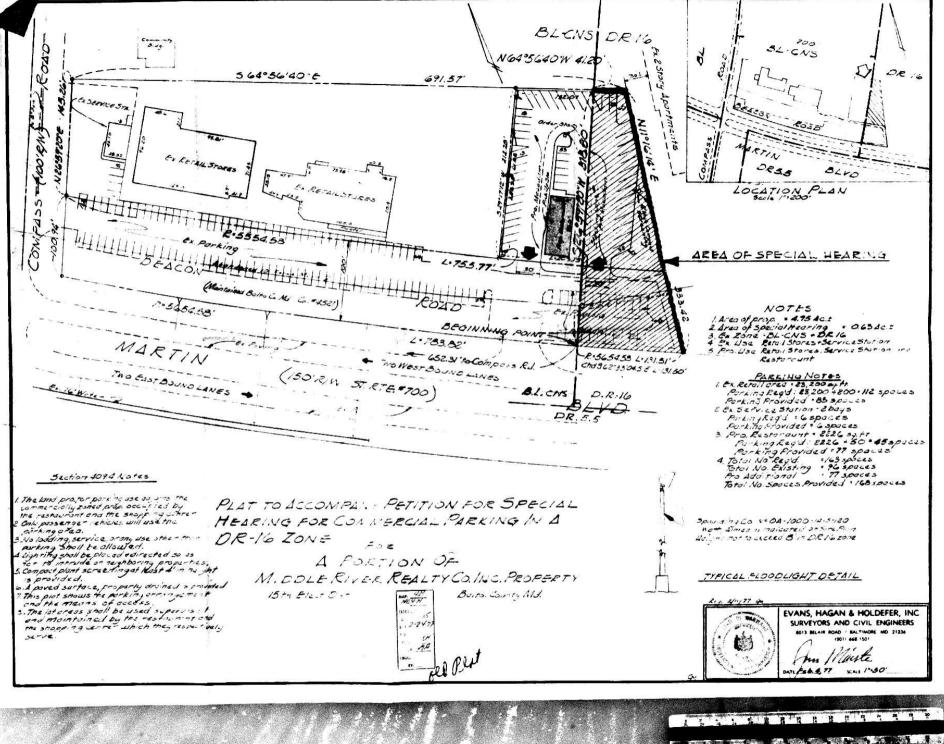


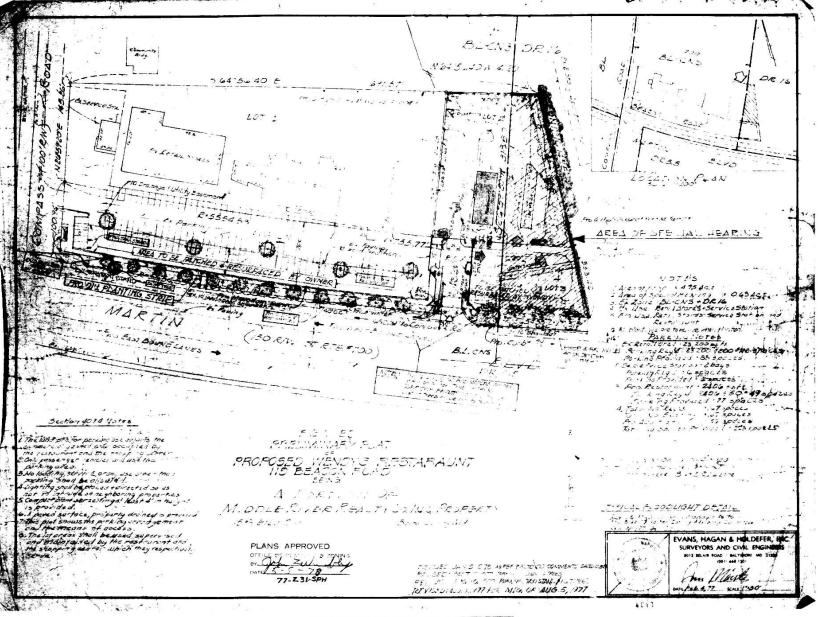


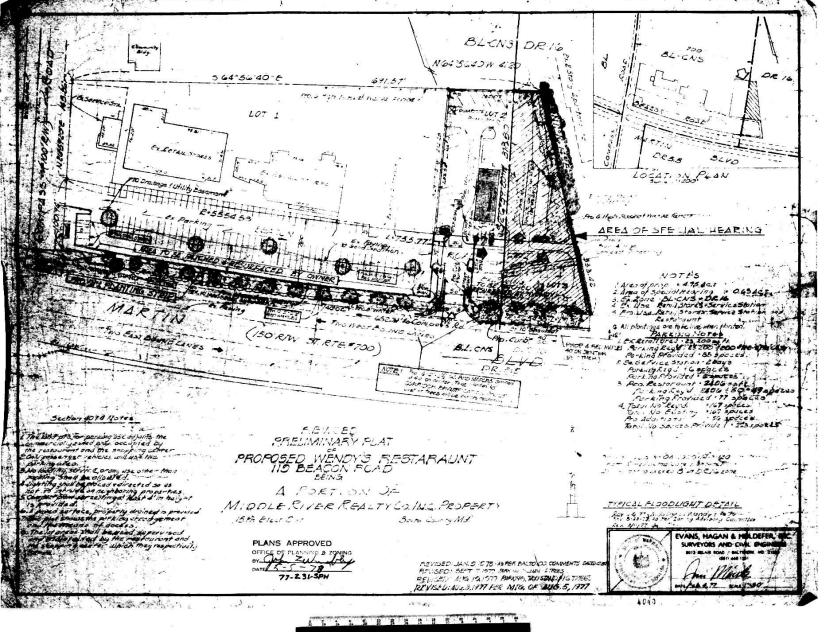




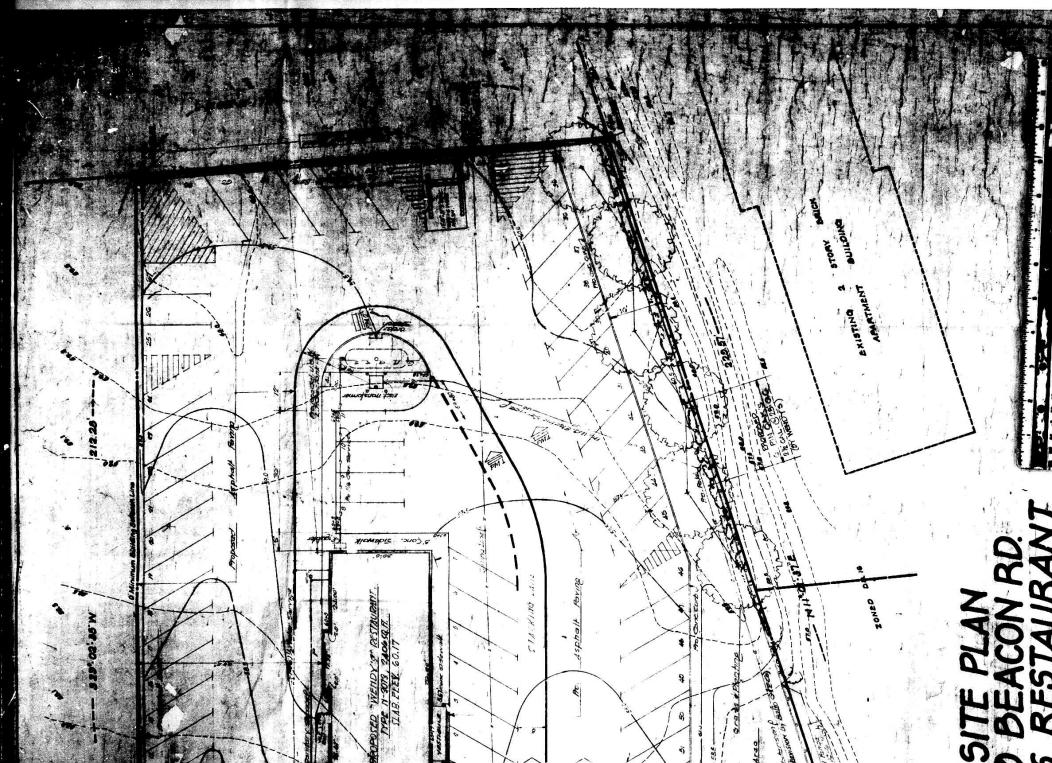


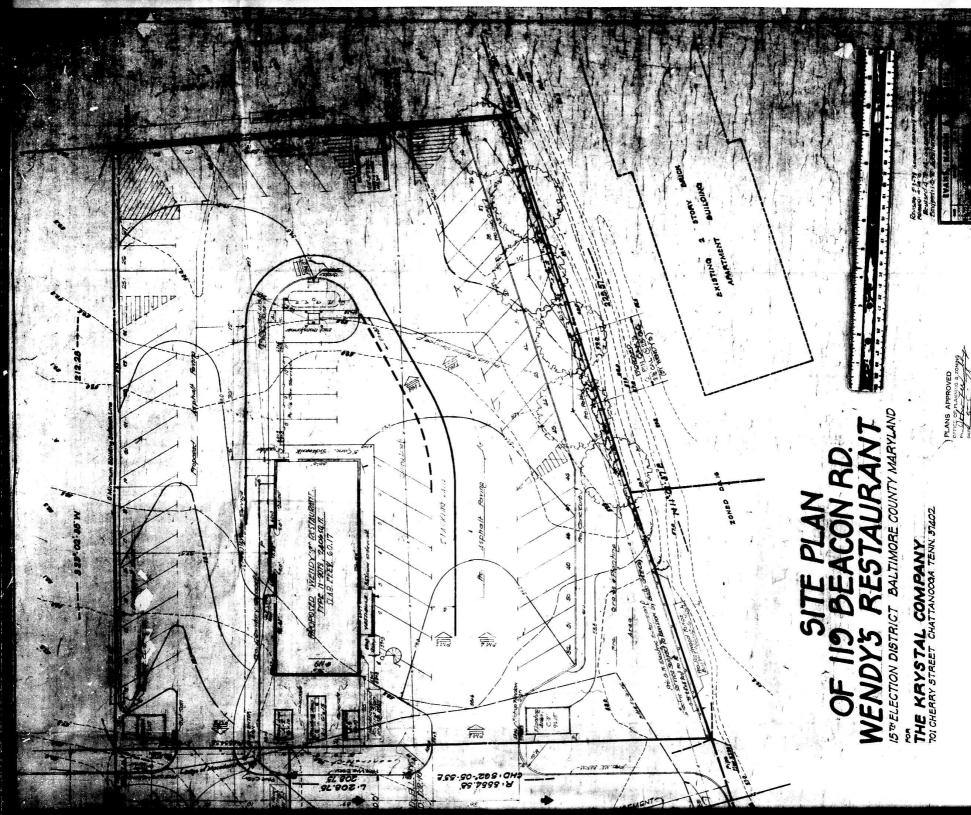


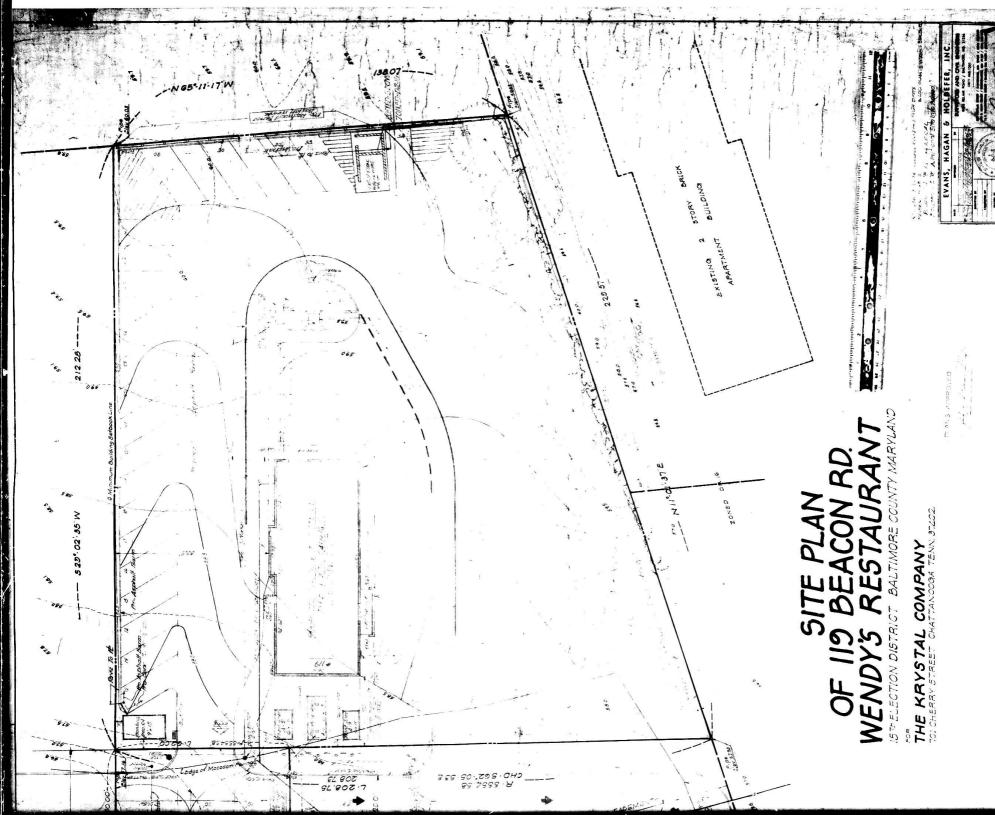












CRANSJUCA WARRING EV JAR WACASAW ENTERS RE SECS NITAAM BOULEVARD OOT & N STATE ROUTE Nº 700

MOTE: APEA TO BE PATCHED AND NITAAM BOULEVARD OOL &N STATE ROUTE N. STATE

