PETITION FOR ZONING VARIANCE FROM AREA AND HEIGHT REGULATIONS 18 1)

TO THE ZORING COMMISSIONER OF BALTIMORE COUNTY:

I, or we. G-3 Proporties legal owners of the property situate in Baltimore
unity and which is described in the description and plat attached hereto and made a part hereof hereby petition for a Variance from Section 409.2 (b) 6 (Off-Street Parking)

to requit fifteen (15) anaces instead of the required twenty-mix (26).

of the Ecolog Regulations of Baltimore County, to the Zoning Law of Baltimore County, for the following resonant (Smitcas barelain) or practical difficulty in that additional parking spaces cannot hardship and practical difficulty in that additional parking spaces cannot have been specified because of the location of the county of the location of the county of the location of the county of the location of the cannot be resolved to the rear of the date are such that additional spaces cannot be provided without baltic as rationing will at great expanse to the county in relation to the masker of the location of the lo D. H. OF Z

See attached description

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

I. or we, agree to pay expenses of above Variance advertising, posting, etc., 1,000 filing of this pattion, and further agree to vid are to be bound by this noning regulations and restrictions of Ballimore County adopted pursuant to the Zoning Law For Baltimore County.

14 MA

G-3 Properties
1'illiam N. Gill, Partner
Legal Baltimore, Md. 21206

197 7., that the subject matter of this prtition be advertised, as

1977 . at 1:00 . o'clock 1:00 P 7/25/77

BALTIMORE COUNTY OFFICE OF PLANNING AND ZONING

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

Your Petition has been received * this 2014 day of JUNC 1977. Filing Fee \$ 25-92. Received Xcheck

Petitioner 6 1 Properties Submitted by Meller _Reviewed by Petitioner's Attorney____

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

RE: FETITION FOR VARIANCE

Baltimore County
Zoning Regulations
SW corner of Kenne and Carkley Road
14th District

G-3 Properties, Petitioners

MEFORE COUNTY BOARD OF APPEALS OF

BALTIMORE COUNTY No. 78-15-4

OPINION

This case comes before the Board on an appeal by the People's Coursel from puthwest corner of Kenwood Avenue and Corkley Road, in the Fourte ed area to be added to the subject site, the Petitioner seeks a vari ty-six (26) parking spaces to fifteen (15) parking spaces.

ent of facts was stipulated by the parties. The Board has revi file in the subject case, including a detailed plot of the subject property pre-Board of the arguments and comments of the People's Coursel, the Board that the Petitioner has evidenced sufficient practical difficulty due to the ors incident in this matter. In the mind of the Board, the granting of this nce will not adversely affect the general welfare and safety of the community pro-

Therefore, for the reasons set out above, the Board shall grant the requested variance subject to a restriction set out in the following Order.

ORDER

For the reasons set forth in the aforegoing Opinion, it is this 3rd day of November, 1977, by the County Board of Appeals, ORDERED that the variance d for to permit fifteen (15) parking spaces instead of the required twenty-six (26) ices, be and the same is hereby GRANTED, subject to the following restriction:

G-3 Properties - \$78-15-A

The variance herein aranted shall be applicable only to the Petitioner's site plan dated June, 1977, enumerated MCA - J.O. \$77086, and only so long as the use occupancy of the stores on said property was not include a restaur operation in which patrons are seated for meals. Any future use of the subject property for such restaurant purposes will

Any gapeal from this decision must be in accordance with Rules B-1 thr B-12 of the Maryland Rules of Procedure.

> COUNTY BOARD OF APPEALS OF BALTIMORE COUNTY

RE: PETITION FOR VARIANCE SW/corner of Kenwood Ave. and Corkley Rd., 14th District

BEFORE THE ZONING COMMISSIONER OF BALTIMORE COUNTY

G-3 PROPERTIES Petitionen

: Case No. 78-15-A

. 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 me of any hearing date or dates which may be now or hereafter designated ther and of the passage of any preliminary or final Order in connection therewith.

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

John W. Hessian, III People's Counsel County Office Building

I HEREBY CERTIFY that on this 13th day of July, 1977, a copy of the aforegoing Order was mailed to Mr. William N. Gill, Partner, G-3 Properties, 6701 Beloir Road, Baltimore, Maryland 21206, Petitioners.





July 26, 1977

G-3 Properties 6701 Belair Road

SW/corner of Kenwood Avenue and Corkley Road - 16th Election District G-3 Properties - Petitioner NO. 78-15-A (Item No. 9)

Dear Mr. Gill.

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

15/

S. ERIC DI NENNA

SED/erl

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

Attn: Mr. Eric S. DiNenna

Re: Building Permit Application #96679

We have an application with the County for Building Permit #96679 which has been processed to the point of awaiting for zoning approval. We realize that the final order from the County Board of Appeals will not expire until December 15 and that until that time someone could appeal this order.

By virtue of this letter, I am requesting that you allow the building permit to be issued immediately. G-) Properties will accept all liability and responsibility for any work which any occur prior to the expiration of that appeal date and will hold the County barmless should orok occur and expenses be incurred should esseeme subsequently oppeal this order.

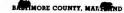
Your cooperation in this matter will be greatly appreciated.

Very truly yours,

G-3 PPOPERTIES

William Dill 107 William Gill

WG/cjj



INTER-OFFICE CORRESPONDENCE

TO. S. Eric DiNenna, Zoning Commissioner Pote July 21, 1977

FROM Leslie H. Groef, Director of Planning

SUBJECT Petition #78-15-A. Petition for Variance for Off-Street Parking.

Southwest corner of Kenwood Avenue and Corkley Road Petitioner - G-3 Properties, William 14. Gill, Portner

14th District

HEARING: Monday, July 25, 1977 (1:00 P M)

This office agrees with the Department of Troffic Engineering's comments as to the need for curbing and sidewalks. Further, the granting of the requested parking variance and the subsequent expansion of this facility may generate parking needs that can no longer be accommodated an site

LHG:JGH:rw

No. _ 51822

25.0 CMS

No 51896

40.00 MSC

BALTIMORE COUNTY, MARYLAND

OFFICE OF FINETE - REVENUE DIVISION MISCELLANEOUS CASH RECEIPT

BALTIMORE COUNTY, MARYLAND

August 22, 1977

13315 Aug 22

PROPERTY Balto. Co. Bisbursement Account

INTERNETIES June 30, 1977, 01-662

**COLVED M.C.M.C. Corp. 232 Cookeysville Rd., Gookeysville, Md. 21030 Petition for Variance for G-3 Properties #78-15-4

1838 ALM 1

VALIDATION OF SIGNATURE OF CASE

RE: PETITION FOR VARIANCE SW/corner of Kenwood A.e. and Corkley Rd., 14th District

BEFORE THE ZONING COMMISSIONER OF BALTIMORE COUNTY

G-3 PROPERTIES, Petitioner

: Case No. 78-15-A

......

ORDER FOR APPEAL

Please not: an Appeal from your decision in the above-entitled matter, under date of July 26, 1977, to the County Board of Appeals and forward all papers in connection therewith to said Board for hearing.

> W. Hussiand John W. Hessian, III People's Counsel

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

I HEREBY CERTIFY that on this 22nd day of August, 1977, a copy of the aforegoing Order was mailed to Mr. William N. Gill, Partner, G-3 Properties, 6701 Belair Road, Baltimore, Maryland 21206, Petitioners.





● No. 51853 BALTIMORE COUNTY, MARYLAND OFFICE OF FURNIE REVENUE DIVISION DATE July 25, 1977 ACCOUNT 01-662 Cookeysville Rurd, Cookeysville, Ma. 210

BALTIMORE COUNTY OFFICE OF PLANNING & ZONING

Petitioner G 3 Properties
Petitioner's Attorney MCA Engineering Corp. 1020 Croswell Bridge Rd. Reltimore, Maryland 21204

MCA DOD CONSULTING ENGINEERS

To contact the uniter disease and (3011 321-

oad, Ba'timore, Maryland 21204 - Tel. (301) 823-090

DESCRIPTION

0.47 ACRE PARCEL, SOUTHWEST CORNER OF KENWOOD AVENUE AND CORKLEY AVENUE, FOURTEENTH ELECTION DISTRICT, BALTIMORE COUNTY, MARYLAND,

This Description is for Parking Variance,

Beginning for the same at the intersection of the south side of Corkley Avenue and the west side of Kenwood Avenue, running thence binding on the west side of said Kenwood Avenue two courses: 49' W 85.83 feet, and (2) S 39° 04' E 14.85 feet, thence two courses: (3) S 55° 53' W 144.98 feet, and (4) N 16° 20' W 180.10 feet on the south side of said Corkley Avenue, and thence binding thereon, (5) N 88° 08' E 164.25 feet to the place of beginning.

Containing 0.47 of an acre of land, more or less.

A Division of Waiter Kidde & Company, Inc.

HGW:mpr

J.O. 1-77086 W.O. 17659-C

June 3, 1977

· oppeal .

District 144. Date of Posting 8- 25-27 Petitioner G. 3 Properties Location of property: S/W CAR of Kameral At & Parkly Kerel Location of Sages I Stylen Bothed in Window of Sale Stafe Josep. Colly Rd. Posted by Meal H Mass Date of return 8 31-27

> SERTIFICATE OF POSTING ZOHING DEPARTMENT OF BALTIMORE COUNTY

> > Date of Posting 7-7-77

H78-15-A

Posted for Alassing Manday July 25 & 1922 & 1'00 P. H. Location of property & to 1 Care I Leaved ale & Carly Rd

location of Signe I Say . Forted I fory Mounted I forey Cally Beth Out on Whatbear)

Posted by Merk # Hus





TOWSON, MD. 21204

THIS IS TO CERTIFY, that the annexed advertisement of Petition for Variance - G-3 Properties was inserted in the following:

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

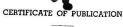
July 7

weekly newspapers published in Baltimore, County, Maryland, once a week for one successive weeks before the 8th day of July 19.77, that is to say, the same was inserted in the issues of July 7, 1977

STROMBERG PUBLICATIONS, INC.

By Esta Buga





THIS IS TO CERTIFY, that the annexed adv published in THE JEFFERSONIAN, a weekly no appearing on the 7th day of July

Cost of Advertisement, \$.







STEPHEN E. COLLINS

July 22, 1977

Mr. Eric S. DiNenna lst Ploor County Office Building ton, Maryland 21204

Re: Tem 9-95C- 3419 5, 1977

Post 17 Dents: 0 post 10 post 10

The requested variance to parking can be expected to cause problems in the area since a carry-out restaurant is a high uses of parking.

The plan should be revised to show the following items

Curb and gutter seperating the site from the street.

A standard commercial entrance opposite the existing entrance on Kenwood Ave.

3. Sidewalks along the frontage of the site.

Michael S. Planigan Associate Traffic Engineer

MSF/1f

battimore county office of placeing and zoning TOW SON, MARYLAND 21204 (731) 494-3211

July 11, 1977

Mr. Fric S. DiNenna, Zenina Commissioner Zoning Advisory Committee
Office of Planning and Zoning Towson, Maryland 21204

Dear Mr. DiNenno

Comments on Item #9, Zoning Advisory Committee Meeting, July 5, 1977, are as follows:

Property Owner: G 3 Properties rroperty Owner: U. 3 Properties
Location: SW/C Kenwood As enue and Corkley Avenue
Existing Zoning: B.L.-C.N.S.
Proposed Zoning: Variance to permit 15 parking spaces in lieu of the required 26 spaces Acres: 0.47

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 ail parties are made aware of plans or problems with regard to development plans that may have a

Curbing and channelization must be provided in accordance with County standards.

Screening is required where the parking areas are across the street or adjacent to residential

Very truly yours,

gohn Lumbles. John L. Wimbley Planner III

Project and Development Planning

THORNTON M. MOURING, P.E.

July 29, 1977

Mr. S. Eric DiNenna Zoning Commissioner County Office Building

Item 89 (1977-1978)
Property Owner: G J Properties
S/W cor. Kenwood Ave. 4 .rkley Ave.
Existing Zoning: B.L.-C.A.S.
Proposed Zoning: Variance to permit 15 parking spaces
in lieu of the required 26 spaces.
Acress 0.47 District; 1467.

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.

Kennood Avenue and Corkley Avenue, existing Jounty roads, are proposed to be improved in the future as 40-foot and 30-foot closed section roadways on 60-fc; and 30-foot rights-of-way vision-ineas, includin a fillet area for sight distance at the intersection and any necessary revertible easement for slopes, will be required in connection with any grading or building permit

The construction of required concrete sidewalks, curbs and gutters, entrances, aprons, etc. will be the full responsibility of the Petitioner.

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

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

Storm Drains;

Provisions for accommodating storm water or drainage have not been indicated on the

78-15

Item #9 (1977-1978) Property Owner: G 3 Properties Page 2 July 29 '07'

Storm Drains: (Cont'd)

The Patitioner must provide necessary drainage facilities (temporary or permanent) to pervent creating any muisances or desages to adjacent properties, especially by the improper of sources or correction of any problem which may result, due improper or any problem which may result, due to responsibility of the Patitions.

Public water supply and sanitary sewerage are serving this property.

Very truly wours

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

END: EAM: PWR: SS

cc: J. Somers

I-NW Key Sheet 15 NE 21 Pos. Sheet NE 4 P Topo 39 Tax Map

battimere county department of traffic engineer
TOWSON, MARYLAND 21:04 department of traffic encineering

July 22, 1977

Mr. Eric S. DiNenna 1st Floor County Office Building Towson, Mar land 21204

Re: Item 9 - ZAC- July 5, 1977
Property Owner: G 3 Properties
Location: GAV Enemod Ave. & Grklwy Ave.
Existing Jonings B.L.-C.N.S.
Propose d Zonings Variance to permit 15 parking spaces in lieu of the
required 26 spaces.

The requested variance to pasking can be expected to cause problems in the area same a carry-out restaurant is a high uses of parking.

The plan should be revised to show the following items: Curb and gutter separating the site from the street.
 A standard commercial entrance opposite the existing entrance on

Kenwood Ave.

3. Sifewalks elong the frontage of the sate.

Sincerely, Michael S. Flanigan Associate Traffia

MPP/30

TOWSON, MARYLAND 21204

Paul H. Reincke

Office of Planning and Zoning Baltimore County Office Priding Towson, Maryland 2120

Attention: Mr. Nicholas Commodari, Chairman Zoning Addresory Committee

Re: Property Owner: G 3 Properties

Location: SW/C Kenwood Ave. & Corkley Ave.

Zoning Agenda July 5. 1977

Pursuant to your request, the referenced property has been surveyed by this Rursus and the comments below marked with an "x" are applicable and required to be corrected or incorporated into the final plans for the property.

() 1. Fire lydrants for the referenced property are required and shall be located at intervals or feet along an approved road in accordance with Baltimore County Standards as published by the loper-ment of Public Vorks.

() 2. A second means of webicle access is required for the cite.

() 3. The vehicle dead end condition shown at EXCERNS the maximum allowed by the Pire Menartment.

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

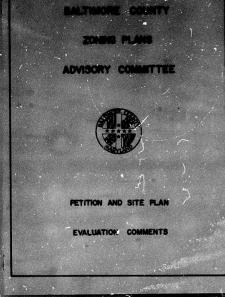
() 5. The buildings and structures existing or proposed on the size shall comply with all applicable requirements of the Matienal Pire Protection Association Standard No. 101 "Life Safety Code", 1970 Edition prior to occupancy.

() 6. Site plans are approved as drawn.

(x) 7. Inc Pire Prevention Burson has no comments, at this time.

Planning Group Not App
Special Inspection Division

Approved Dougle & Meeks As



battimore county

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

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

Comments on Item #9, Zoning Advisory Committee Merting, July 5, 1977, are as follows:

G 3 Properties SW/C Kenwood Ave. & Corkley Ave. B.L.-C.N.S. Existing Zoning: Proposed Zoning: Variance to permit 15 parking spaces in lieu of the required 26 spaces.

Metropolitan never and water are available.

If a food service facility is proposed, complete plans and specifi-cations must be summitted to the Division of Food Pretection, Baltimore County Department of Health, for review and approval prior to construction,

Very truly yours.

July 26, 1977

Thomas & Dalin Thomas H. Devlin, Dir ctor BUREAU OF ENVIRONMENTAL SERVICES

78 . 15 . 4

THD/KS/fth@

co: V. Gampill

BOARD OF EDUCATION OF BALTIMORE COUNTY

TOWSON, MARYLAND - 21204

Date: July 8, 1977

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

Z.A.C. Meeting of:

July 5, 1977

RE: Item No: 9

Property Owner: G 3 Properties

Location: SW/C Kenwood Ave. & Corkley Ave.

Present Zoning: B.L.-C.N.S.

Proposed Zoning: Variance to permit 15 parking spaces in

lieu of the required 26 spaces.

District: 14th No. Acres: 0.47

Dear Mr. DiNenna:

No bearing on student population.

Very truly yours,

W. Nick Petrovich, Field Representative

WNP/bp

JOSEPH N. MCGOWAN, PRESIDENT T. BAYARD WILLIAMS, JR., VICE-PRESIDENT MARCUS M. BO. BARIS THOMAS H. BOYER
MRS. LORRAINE F. CHIRCUS
ROGER B. HAYDEN

ALVIN LORECK MRS. MILTON M. SMITH. JR. RI-KARD W. TRACEY, D.V.M.

ROBERT Y. DUBEL, SUPERINTENDENT

30



LOCATION PLAN

GENERAL NOTES

1. Area of Tract = ___ BL-ONS 2 Existing Zon in of Tract +

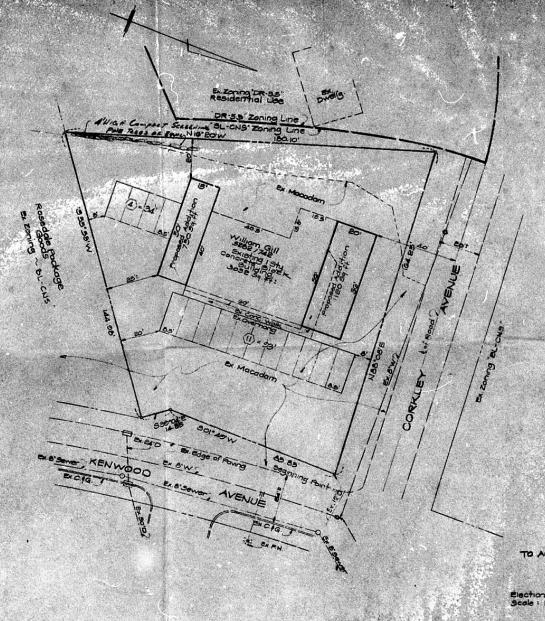
PLAT TO ACCOMPANY PETITION FOR PARKING VARIANCE

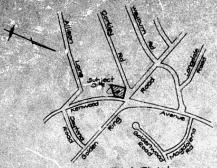
Election District * 14 Scale : 1' 20'

Baltimore County Md June ,1977

Tark ten

J.o. # 17086





LOCATION PLAN

GENERAL NOTES

- 1. Area of Tract = 0.47Ac.
 2. Existing Zoning of Tract = 0.47Ac.
 2. Existing Use of Tract = 0.08°3.
 3. Existing Use of Tract = Corry Out & Fottery Store
 4. Off-Street parking data
 4. Area of Existing Guilding = 0.052 Spff.
 (Carry Out no tables & Pottery Store)
 5. Proposed Addition = 1.070 Spff.
 C. Required parking for existing store
 2.052 5 (1/200) = 1G. PS.
 D. Required parking for Proposed
 Addition 10/10 G (1/200) = 10 PS.
 E. Total required parking * 26 PS. I. Area of Tract = 0.47AC
- - 10 P.S.

- Addition 1870 & (1900) = 10 Rs. E. Total required parking = 26 Rs. E. Number of parking Spaces shown = 15 Rs. E. Forlung Variance for E fanking Spaces granted November 5, 1977 Case = 1818A .

 5. Site is located in the Stemmers Run Watershed.

 6. Public Sewer and Water Existing.

 7. No requirement for sedimentation or storm water Management control.

 5. Beard of Appeal Approval does not permit any sit down restaument. Any Such speciation will appearation to the seden.

PLANS APPROVED DATE 11-30-77 78-15



TO ACCOMPANY BUILDING PERMIT APPLICATION "3G" PROPERTIES

Election District *14 Scale : 1'= 20'

November 8,1977 Rev. Nev. 25,1977

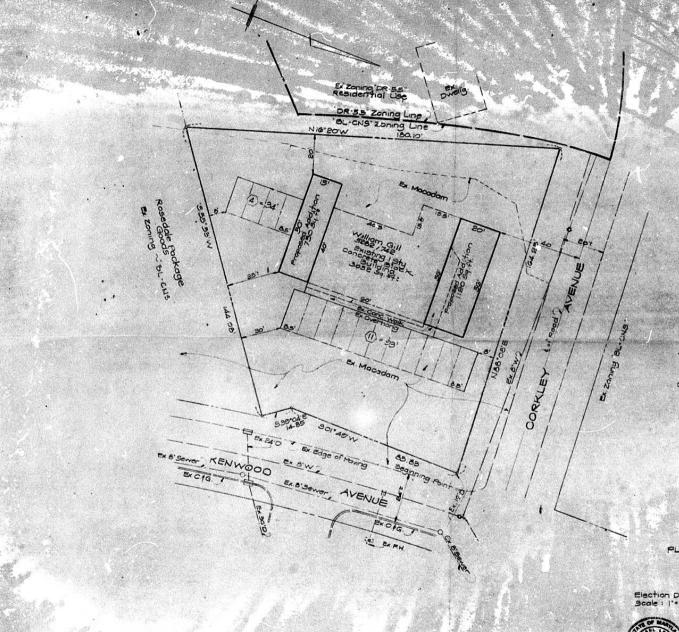
CONTRACTOR & DEVELOPER
MCMC. CORPORATION
252 Cockeys ville Rd.
Cockeys ville, Md. 2020

AL ARRA TA PARE

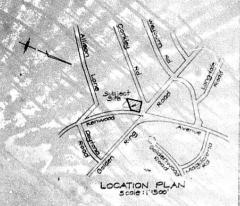
MCADOD



J.c. * 77086



Small



GENERAL NOTES

- GENERAL NOTES

 I. Area of Tract = 0.47Ac.

 E Easting Zoning of Tract = 8L-CNS

 5. Existing Use of Tract Corry Out Festlery Store

 4. Off-Street parking data

 A hard of Existing Building = 3058 Sq.ft

 (Carry Out no tables (Pottery Store)

 5. Proposed Addition = 1670 Sq.ft

 G. Required parking for existing store

 3052 S. (Yeao) = 1G, PS.

 D. Required parking for Proposed

 Addition 1870 S. (Yeao) = 10 PS.

 E. Total required parking = 26 PS.

 F. Number of parking success shown = 95 PS.

 5. Petitioner is requesting a variance to Section 4002(b) of the Zoning Code to permit a total of 15 Parking Spaces in Mead of the required 26 Spaces.

 (A variance of 11 Spaces)

 9. Site is located in the Stemmers Run Watershed.



PLAT TO ACCOMPANY PETITION PARKING VARIANCE

Election District *14 9cale: 1'* 20'

Baltimore County, Md June , 1977





J.o. # 77086