PETITION FOR ZONING VANIANCE FROM AREA AND HEIGHT REGULATIONS (Jon no 47)

TO THE ZONING COMMISSIONER OF BALTIMORE COUNTY

I, or we Macks & Macks, 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 petition for a Variance from Section. 1802.28 to permit one parking space per Section and Provided Permit Section and Pe Section 1902. 28 (111F3)
dwelling unit instead of the required 1.75. and to prait one parking space;

one car garage and one parking space in tandem and/or two parking spaces in

tandem in lieu of two parking spaces "not subject to blockage." of the Zoning Regulations of Baltimore County, to the Zoning Law of Baltimore County; for the following reasons: (indicate hardship or practical difficulty)

1. Side by side parking necessitates a concrete slab 18' x 18' in front of each residence which is sestbetically mappealing and destroys the architectural uniqueness and individuality of the house.

2. Selectivity on part of purchaser is necessary.

Two parking spaces frequently results in excessive grading.

see attached description

RECLIVED FOR FILING

ORDER F

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

1, or we, agree to pay expenses of above Variance advertising, posting, etc., upon filing of this libion, and further agree to and are to be bound by the zoning regulations and restrictions of higher County adopted pursuant of the Zoning Lea For Baltimore County.

MORTAN S. MACKS Legal Owner Contract purchase Address 6615 Beisterstown Rd., Suite 101 Baltimore, Maryland 21215 DATE

ORDERED By The Zoning Commissioner of Baltimore County, this. . 642. . .

of ...Spalanhor: 1977., that the subject matter of this position be advertised, as required by the Zoning Law of Baltimore County, in two newspapers of general circulation throughout Baltimore County, that property be posted, and that the public hearing be had before the Xoning Commissioner of Baltimore County in Room 108, County Office Building in Towson, Baltimore

day of Ontaber 197 I, at 1:00 o'clock County, on the ... 31st ... P. M

Zoning Commissioner of Baltimore County

Mocks & Macks, Inc. BOOMLITIMORE COUNTY OFFICE OF PLANNING & ZONING

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

Your Petition has been received and accepted for filing day of September 1977

Petitioner's Attorney

riewed by Mille

" 11

REI PETITION FOR VARIANCE NE and NW comers of Ebenez Perryvale Roads, 11th District . REFORE THE ZONING COMMISSIONER

OF BALTIMORE COUNTY

MACKS & MACKS, INC., Petitionen

ORDER TO ENTER APPEARANCE

Mr. Commissione

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

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

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

I HEREBY CERTIFY that on the 11th day of October, 1977, a copy of the aforegoing Order was mailed to Macks & Macks, Inc., 6615 Reisterstown Road, Suite 301, Baltimore, Maryland 21215, Petitioners.



office of planning and zoning TOWSON, MARYLAND 21204 (201) 494-3351

S ERIC DINENNA ZONING COMMISSION

November 3, 1977

Mr. Morton J. Macks Macks & Macks, Inc. 6615 Reisterstown Road, Suite 301 Baltimore, Maryland 21215

> RE: Petition for Variances NE & NW/corners of Ebenezer and Perryvale Roads - 11th Election District Macks & Macks, Inc. - Petitioner NO. 78-98-A (Item No. 47)

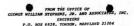
Done Mr. Macket

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

Very truly yours, S. ERIC DI NENNA Zoning Commissioner

SED/s

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



Description - Descripto Subdivision

Beginning at a point said being the intersection of Ebenezer Road and Perryvale Road as shown on the Revision to Plat One of Perryvale recorded among the Land Records of Baltimore County in Plat Book 41 Folio 63; thence leaving said point of beginning and traversing various streets as shown on tioned Plat One and on Plat Two (Book 41, Folio 5) including Perryvale Road, Jacinth Way, Hedgerow Way, Hoonstone Road, Vicky Road and Shown Court and including all of the following lots:

Block A, Lots 1 through 37 Block A, Lots 42 through 45 Block B. Lote I through 10 Block C, Lots 1 through 70.





BALTIMORE COUNTY ZONING PLANS ADVISORY COMMITTEE

COUNTY OFFICE BLDG. 11' B. Chesapeate Ave. Tuesdo, Marriand 21204

Macks & Macks, Inc. 6615 Reisterstown Road Suite 301 Baltimore, Maryland 21215

Durkey of Department of Traffir Enginee Gentlemen:

Mate Apade Commissio

Heelth Department Environ Minneson Burn Irdiant Designations board of Education Industrial

October 18, 1977

RE: Variance Petition Item Number 47 Petitioner - Macks & Macks, Inc.

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

These comments are not intended to indicate the These comments are not intended to indicate the most appropriate that all parties are made ware of plans or problems with rejard to the development plans that may have a bearing on this case. The Director of Commissioner with recommendations as to the appropriateness of the requested coning.

This currently wount 15.6 acre tract, zoned D.R. 5.5 and proposed to be deceloped with the Perryules about division of the control of the con

An approved development plan indicating all information required under Section 1801.3A. of the plant of the section 1801.3A. of the section 1801.3

Macks & Macks. Inc. Page 2 Item Number 47 October 18, 1977

blockage, with alternatives, i.e., two in tandem, only one per lot or two in tandem with a single garage, pending the outcome of this hearing.

This Verlance hearing is basically to provide less parking that required and if two spaces are provided, they will be situated in tandem which will require one car to back out on to the street in order to get the other one out. The street in order to get the other one out. The street is no der to get the other one out. The street is not the parking not subject to blockage requirement has been in force. The previous hearing was for the development of whitemarnk (iese 877-277-3878) in which a similar request, i.e., in tandem parking, was granted.

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

Very truly yours,

Micholas B. COMMODARI Chairman Soning Plans Advisory Committee

NBC . rf

George Wm. Stephens, Jr. & Associates, Inc. 303 Alleghany Avenue Towson, Maryland 21204

and it appearing that by reason of the following finding of facts that strict compliance with the Baltimore County Zoning Regulations would result in practical difficulty and unreasonable hardship upon the Petitioner, the Variances should be had; and it further appearing that by reason of the granting of the Variances requested not adversely affecting the health, safety, and general welfare of the community, Variances to permit one parking space per dwelling unit in lieu of the required 1.75; and one parking space, one car garage, and one parking space in tandem and/or two parking spaces in tander; in lieu of two parking spaces "not subject Tto blockage", should be granted. IS ORDERED by the Zoning Commissioner of Baltimore County, this November 1977 ... that the herein Petition for the aforementioned Vari should be and the same is GRANTED, from and after the date of this Order, subject to the approval of a site plan by Mi / Raltimore County the Department of Public Works and Office of Planning and Zoning. Pursuant to the advertisement, posting of property and public hearing on the above petition and it appearing that by reason of the above Variance should NOT BE GRANTED .T IS ORDERED by the Zoning Commissioner of Baltimore County, this 197 that the above Variance be and the same is hereby DENIED Zoning Commissioner of Baltimore County

18 B

RECEIVED

DER

BALTIMORE COUNTY OFFICE OF PLANNING AND ZONING County Office Building 111 W. Chesapeake Avenue Towson, Maryland 21204 Your Petition has been received * this 2; day of 1972. Filing Fee \$ 25 Received Check __Other Zoning Commissioner Petitioner Made + Hacky Inc Petitioner's Attorney Reviewed by 2013 * This is not to be interpreted as acceptance of the Petition for assignment of a hearing date. 57209 BALTIMORE COUNTY, MARYLAND OFFICE OF MICE - REVENUE DIVISION MISCELLANEOUS CASH RECEIPT DATE Oct. 7, 1977 ACCOUNT 01-662 AMOUNT \$25.00

RECEIVED George William Stephens, Jr. & Assoc., Inc.

84751U. 10 25.00mm -----

ros Petition for Variance for Macks & Macks, Inc.



mber 23, 197

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

> Item #47 (1977-1978)
> Property (wher: Macks & Macks, Inc.
> N/E cor. Ebenezer Rd. & Perryvale Rd
> Existing Zoning: D.R. 5.5 Proposed Zoning: Variance to permit 1 parking space per dwelling unit in lieu of the required 1.75 and per dwelling unit in lieu of the required 1.75 and to permit I parking space; 1 car garage and 1 parking space in tandem and/or 2 parking spaces in tandem in lieu of 2 parking spaces "not subject to blockage." Acres: 35.615 District 11th

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.

Comments were supplied in connection with the Zoning Advisory Committee review of the property for Item #224 (1968-1969) and Item #19 Zoning Cycle I (April-October 1971). Those comments are referred to for your consideration.

Baltimore County highway and utility improvements are not directly involved, and as sourced by Public Works Agreement \$117620, executed in conjunction with the development of "Perryvale" (Incl. Resub. of Part of Silvergate Village Addition O.7.G. 34/121).

This office has no further comment in regard to the plans submitted for Zoning Advisory Committee review in connection with this Item 847 (1977-1978).

Very truly yours,

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

END: EAM: PWR: 65

M-NW Key Sheet 35, 36 & 37 NE 29 Pos. Sheets

office of planning

September 26, 1977

Mr. Fric S. Di Nenna, Zonina Commissione Zoning Advisory Committee Office of Planning and Zoning Baltimore County Office Building Towson, Maryland 21204

Comments on Item 447, Zoning Advisory Committee Meeting, September 6, 1977, are as follows:

Property Owner: Macks and Macks, Inc.
Location: NE/C Ebenezer Road and Perryvale Road
Existing Zoning: D.R.5.5
Proposed Zoning: Variance to permit one parking space per dwelling unit in lieu of the required

1.75 and to permit one parking space; one car garage and one parking space in tandem and/or two parking spaces in tandem in lieu of two parking spaces "not subject to blockage." Acres: 35,615

This office has reviewed the subject petition and offers the following comments. These comments are not intended to indicate the appropriateness of the zoning in question, but are to assure that all parties are made aware of plans or problems with regard to development plans that may have a

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

Very truly yours, John Selmbles

John L. Wimbley ct and Davalon

callimore county TOWSON, MARYLAND 21204

STEPHEN E. COLLINS

September 22, 1977

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

Item No. 47 - ZAC - Septemen 6, 1977
Property Owner: Mecks & Macks, Inc.
Location: MRY Chemner Ms. Ferryals Ns.
Balating Scnings Da. 5.5
Proposed Scnings Da. 5.5
Proposed

Acres: 35.515 District: 11th

Dear Mr. DiNenna:

The requested variance to permit one parking space per dwelling unit and to permit tandes off street parking can be expected to cause on street parking problems.

Very truly yours. Lichard Hang Michael S. Flanigan Traffic Engineer

hattimore county 10WSON, MARYLAND 2120 (301) 825-7310 Paul H. Reincke

> Office of Planning and Zoning Baltimore County Office Building Tormon, Maryland 11004

Attention: Mr. Commodari, Chairman Zoming Advisory Committee

Ro: Property Osmer: Macks & Macks, Inc.

Location: NE/C Ebenezer Rd. & Perryvale Rd.

Item No. 47

Zoning Agenda September 6, 1977

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

() 1. Pir: hydrants for the referenced property are grequired and shall be located at intervals of feet along an approved road in accordance with Baltimore County Standards as published by the Department of Public Jorks.

() 2. A second means of vehicle access is required for the site. RECEDS the maximum allowed by the Fire Department.

() 1. The vehicle dead-end condition shown at____

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

 The buildings and structures consting or proposed on the site shall comply with all applicable requirements of the National Pine Pro-tection Association Standard Re. 101 "Mile Safety Socie", 1970 Edition prior to occupancy.

() 5. Site plans are approved as drawn.

(xx) 7. The Fire Provention Bu sau has no comments, at this time.

Hotod and Acres & Wesser Doputy Chief Pire Prevention Bureau Planning Group Special Impostion Division



September 28, 1977

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

Comments on Item # 17 Zoning Advisory Committee Meeting, September 6, 1977 are as follows:

Property Owner: Nacks and Nacks Inc
leastion: My? Ememors Took & Perryvale Road
Existing Youings D.R. 5,5
Proposed Zonings Variance to permit one parking space per dwelling unit in lieu of the
required 1,75 and to permit one parking space; nee are garange and one parking space in
Larden and/or two parking spaces in tandem in lieu of two parking spaces more mulject to 'lockage."

35.615 11th

The items checked below are applicable:

(_) A. Structure shall conform to Baltimore County Building Code (B.O.C.A.)
1970 Edition and the 1971 Supplement and other applicable codes.

() 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 Karyland 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

Very truly yours.

Charles E. Brown & J Much

Charles E. Burnham Plans Review Chief CEB:rrj



DONALD J. ROOP, M.D., M.P.H.

October 17, 1977

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

Dear Mr. DiNenna

Comments on Item #47, Zoning Advisory Committee Heeting, September 6, 1977, are as follows:

Property Owners Locations Existing Zoning: Proposed Zoning:

Macke & Macke, Inc.

18/C Bloomser Rd. & Perryvale Rd.

Nations to poration on parking space per dealing
unit in lieu of the required 1/75 and to permit
one parking space; one car garage and one parking
space in tendes and/or two parking spaces in tendes
allow of two parking spaces most mixture

1 Lieu of two parking spaces mixtur

Acres 35.615

Metropolitan water and sewer are available, therefore no health hazards are anticipated.

Very truly yours,

Thomas M. senen Thomas H. Devlin, Director

THD/KS/fth/

BALAMORE COUNTY, MARYLAND

INTER-OFFICE CORRESPONDENCE

- 5	Fric	DiNenna, Zoning Commissioner	

PROM Leslie H. Graef, Director of Planning

SUBJECT Petition 478-98-A. Petition for Variance for Parking
Northeast and Northmest corners of Ebenezer and Perryvale Roads.
Petitioner - Macks & Macks, Inc.

11th District

HEARING: Monday, October 31, 1977 (1:00 P.M.)

There are no comprehensive planning factors requiring comment on this petition. It is suggested, however, that a concrete slab is not the only type of naterial that can be used to provide the required parking and there are other materials that are aesthetically pleasing.

Leslie H. Graef Director of Planning

Date October 24, 1977

LHG:JGH: PM

PARTICIPATION CONTROL OF CONTROL

Ravised Comments

If only one offstrest parking space is provided per unit in the minor internal streets must be as least 30 dest Mile and the street 5.00.0 years charuph this property from Leener Board to Silvergate Village must be 40 feat

However, it should be noted that parking may be prohibited for one block on one side of the two block streets, which are east of the 40 foot street. All then re plans should note this.

Parking will not be allowed on Ebenezer Road and future plans must

C. F. M. A.

CRIGORATION

THE LEWS PAPERS

TOWSON. MD 21204 0ctober 13 19 77

THIS IS TO CERTIFY, that the annexed advertisement of PETITION FOR NASIANCE-HACKS & HACKS INC.

was inser ed in the following:

| Catoward Times | Towson Times | To

weekly newspapers published in Baltimore, County, Maryland, once a week for one successive weeks before the 14 day of 20toper 19 77 finate is to say, the same was inserted in the issues of October 13, 1977.

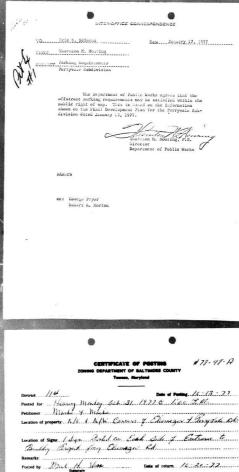
STROMBER & PUBLICATIONS, INC.
BY Extle Single



CERTIFICATE OF PUBLICATION

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Cost of Advertisement. \$

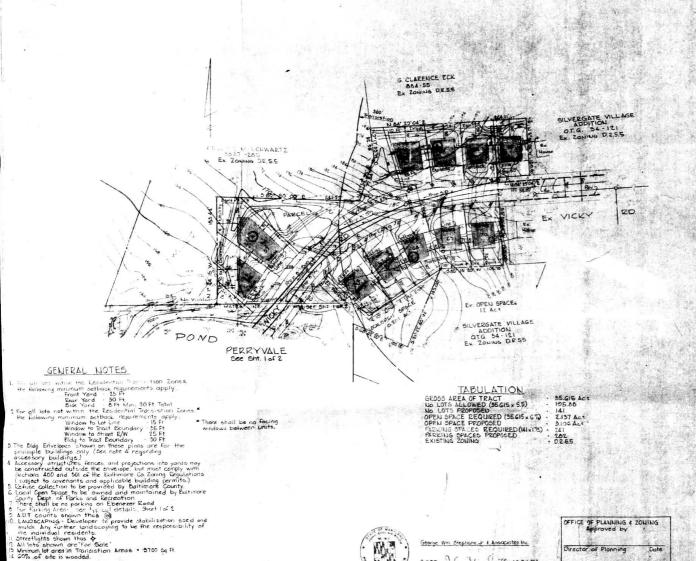


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GLORGE WE W STEPHENS, JUNE IL AND ASSOCIATES, I

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George Wm Stephens or & Associates Inc.

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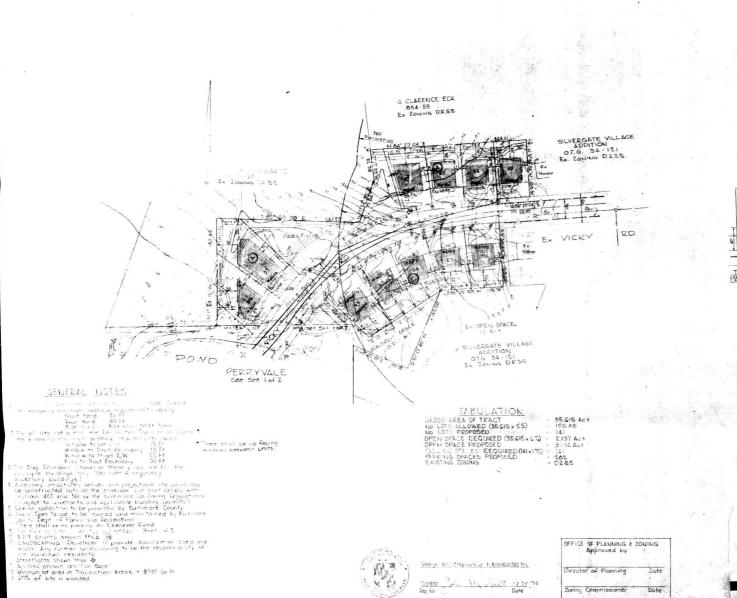
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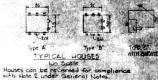
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OWNER & DEVELOPER Suite 207 6615 Ceisterstown Rd

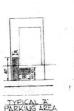
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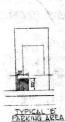
TERNATE PLENTE













(To be used subject to the granting of variances)

No scale



FINAL DEVELOPMENT PLAN PERRYVALE

BALTO CO. MO.

ELECT DIST FIT

Mr. Morton J. Macks Suite 207 6615 Reinterstown Rd. Caltimore, Md. 21215

eorge Wm Stephens. 508 Allegheny Ave. Tewson, Md 21204