PETITION F R ZONING RE-CLAS FICATION AND/OR SPECIAL EXCEPTION

TO THE ZONING COMMISSIONER OF BALTIMORE COUNTY

I or we CITIES SERVICE COMPANY legal owner ... of the property situate in Baltimos County and which is described in the description and plat attached hereto and made a part hereof, hereby petition (1) that the zoning status of the herein described property be re-classified, pursuant

to the Zoning Law of Baltimore County, from an ...

NO CHANGE



2

and (2) for a Special Exception under the said Zoning Law and Zoning Regulations of Baltimo County, to use the herein described property, for food and sundries in combination with a service station -

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

or we, agree to pay expenses of above re-classification and/or Special Exception advertising, outing, etc., upon filing of this petition, and further agree to and are to be bound by the zoning of Raitingre County adopted pursuant to the Zoning Law for Baltimore

CITIES SERVICEY COMPANY, Legal Owner By A Wice president
Attest: Querett Lowe populæren

Operett Lowe populæren

Operett Lowe populæren

Operett Lowe populæren offy Petitioner's Attor

Protestant's Attorney

Address 498 Jefferson bldg Towson MD 21204(823-2000) ORDERED By The Zoning Commissioner of Baltimore County, his 12th

..., 197 3., that the subject matter of this petition be advertised, as required by the Zoning Law of Billimore County, in two newspapers of general circulation through-out Baltimore County, that property be posted, and that the public hearing be had before the Zoning Commissioner of Baltimore County in Room 136, County Office Building in Towson, Baltimore

County, on the 12th

RECEIVED FOR FILING

URDER I

DATE

Seni le Henra

office of planning and zoning TOWSON, MARYLAND 21204 (2011-54-3353

S ERIC DINENNA ZONING COMMISSIONES

June 13, 1978

Joseph K. Pokorny, Esquire 408 Jefferson Building Towson, Maryland 21204

RE: Petition for Special Exception Northernmost Intersection of Harford Road and Scheier Avenue - 9th Election District Cities Service Company -

Petitioner NO. 78-266-X (Item No. 183)

Dear Mr. Pokorny:

I have this date passed my Order in the above referenced matter,

GEORGE J MARTINAK Deputy Zoning Commissioner

GIM/ihn

Attachment

cc: John W. Hessian, III, Esquire

RE: PETITION FOR SPECIAL EXCEPTION

. BEFORE THE ZONING COMMISSIONER

CITIES SERVICE OIL CO., Petitionen : Case No. 78-266-2

ORDER TO ENTER APPEARANCE

Mr. Commissioner

Pursuant to the authority contained in Section 524, 1 of the soltimore County Charter, I he aby 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.

Peter Max Bring Peter Max Zimmerman Deputy People's Counsel

John W. Henria John W. Hestian, III People's Coursel
County Office Building
Towson, Maryland 21204
494-2188

I HEREBY CERTIFY that on this 24th day of May, 1978, a copy of me afaregoing Order was mailed to Joseph K. Pokorny, Esquire, 408 Jefferson Building, Towson, Manyland 21204, Atramey for Petitioners.

BALTIMORE COUNTY

ZCHING PLANS

ADVISORY COMMITTEE

PETITION AND SITE PLAN

EVALUATION COMMENTS



BALTIMORE COUNTY, MARYLAND

INTER-J-FICE CORRE

S. Eric Di Nenna Zoning Commission June 8, 1978 Leslie H. Groef PROM Director of Plansing

Petition #78-266X. Item #183

Petition for Special Exception for food and sundries in combination with a service station Northernmost Intersection of Harterd Road and Scherer Avenue Petitioner - Cities Service Oil Company

9th District

HEAKING: Monday, June 12, 1978 (10:30 A.M.)

This office is not opposed to the patitioner's request. If granted, however, details of landscaping should be submitted to the Division of Current Development and Design for their review and approval.

LHG:JGH:n



BALTIMORE COUNTY OFFICE OF PLANNING & ZONING

r Petition has been received and accepted for filing

S. ERIC DI NENNA

Joseph K. Pokorny, Esquire e05 Jefferson Building Towson, Maryland 21204

Chairman, Zoning Plans

STRMORE COUNTY OFFICE OF PLANNING AND SONING

to the point of beginning; containing 28, 377 square feet or 0, 651 acres make of

ming Schmidtr

Industrial

icholas B. Commoda Joseph K. Pokorny, Esquire 408 Jefferson Building Towson, Maryland 21204

Sureau of Department of Traffic Engineering State Foads Commiss

Bureau of Fire Prevention Health Department Project Planning Building Departmen hourd of Education

In light of this, petition is accepted for tilling on the date of the enclosed filling certificate. Notice of the hearing date and time, which will be held not less than 30, nor more than 90 days after the date on the filling certificate, will be forwarded to you

Willer Blown Sta NICHOLAS B. COMMODARI,

Acting Chairman,

NBCtsm

A P R Associates 3320 Rosalie Avenue Baltimore, Maryland 21234

CITIES SERVICE OIL COMPANY

CRIPTION OF PROPERTY CORD ROAD AND SCHERER AVENUE ELEVENTA ELECTION DISTRICT, BAL " ORE COUNTY, MARYLAND.

BEGINNING FOR THE SAME at an iron pipe now set on the Northeast side of Scherer Avenue, 50 feet wide, as shown on the Plat of Scherer Avenue recorded among the Land Records of Baltimore County in Highways Liber 15-D, Folio 447. said point of beginning being situate in the Southeast corner of Lot 1 shown on the Plat of "Scherer Heights", recorded among the beforementioned Land Records in Plat Book G. L. B. 24, folio 80; thence leaving Scherer Avenue and binding along the Southeasterly outline of said Lot 1, referring all courses to the True Meridian as established for the Baltimore County Metropoliton District, North 37 degrees 48 minutes 40 seconds East 190,00 feet; thence leaving the outlines of "Scherer Heights and running South 50 degrees 12 minutes 46 seconds East 150.00 feet to intersect the Northwesterly side of Harford Road, 60 feet wide, as shown on the State Roads Commission of Maryland Plat No. 2897; thence binding thereon South 37 degree : 48 minutes 40 seconds West 164.06 feet to a point at the webinning of a junction curve connecting the Northwesterly side of Harford Road with the Northeasterly side of Scherer Avenue; thence binding along said curve, having a radius of 25,00 feet for an arc length of 40.11 feet and a chord of South 83 degrees 47 ininutes 05 seconds West 35.75 feet to a point on the Northeasterly side of Scherer Avenue; thence binding thereon North 50 degrees 14 minutes 30 seconds West 74, 14 feet

BALTI MORE COUNTY ZONING PLANS ADVISORY COMMITTEE

May 25, 1978

RE: Special Exception Petition Item Number 183

Petitione: Cities Service

Dear Mr. Pokorny:

This office is in receipt of revised plans which reflect the required changes of this Committee.

Zoning Plans Advisory Go

	Pursuant to the advertirement, posting of property, and public nearing on the meane Fetition and
	spearing that by reason of the requirements of Section 501.1 of the Baltimore
	minty Zoning Regulations having been met. a opecial Exception for 1999, eve-
	undries in combination with a service station should be granted.
W.	
3	
1	11
S 03/	rr IS ORDERED by the Zoning Commissioner of Baltimore County, this
38	Its ORDERED by the Zoning Commissioner of Demonstrate of June 1973, that the aforementioned Special Exception should
ORDER RECEIVED FOR FILING DATE THE ASSESSED	lay June
0 4	be and the same is GRANTED, from and after the date of this Order, subject to the agreement of the Department of the Dep
0 1	the approval of a site plan by the State Highway Administration of Traffic Engineering of Fibile Works, the Department of Health, the Department of Traffic Engineering
3 1%.	
8 14	and the Office of Planning and Zoning, to include landscaping approval by the
ECIA.	Division of Current Planning and Deputy Zoming Companioner of Baltimore County
~ "	
36	and Development.
00 0	Pursuant to the advertisement, posting of property and public hearing on the above petition
E	and it appearing that by reason of
É.	
	1.7
	the abov re-classification should NOT BE HAD, and/or the Special Exception should NOT BE
	GRANTED.
	IT IS ORDERED by the Zoning Commissioner of Baltimore County, thisday
	of 197 that the above re-classification be and the same is hereby
3	
	DENIED and that the above described property or area be and the same is hereby continued as and
類	to remain atone; and/or the Special Exception for
	be and the same is hereby DENIED.
	Zoning Commissioner of Baltimore County

BALTIMORE COUNTY ZONING PLANS ADVISORY COMMITTEE

COUNTY OFFICE BLDG. 171 W. Chesapeake Ave.

choles & Como

oreau of Department of Traffic Engine

Bureau of Fire Prevention

Health Departmen Project Planning Building Departme Board of Education

Zoning Administra Industrial Development

Joseph K. Pokorny, Esquire 408 Jefferson Building Towson, Maryland 21204

RE: Special Exception Petition Item Number 183 Petitioner - Cities Service Co.

April 19, 1978

Dear Mr. Poliorny:

The Soning Plans Advisory Cremittee has reviewed the plans submitted with the above referenced petition and has made an on six and a second of the plans and has made an one of the plans and has pade and an appear of the plans and inspection. These comments are not intended to indicate the appropriateness of the rowing action requested, but to assure that all patterns of the plans are plant to be appropriately and the second patterns and the plant requested zoning.

Located on the northwest corner of Harford Road and Scherer Avenue in the lith Election District, the subject Property, presently zoned B.L. and D.R. 5.5, is improve with a service station operation. Surrounding properties along Scheror Avenue are improved with and and are improved with retail uses and a dwelling to the north.

Because of your client's proposal to raze the exist-ing service building and construct a co-bination "quick-mart facility" and gas and go operation, this Special Exception is the proposed videning the proposed companies of another sething the proposed cincip yad retail building. Since this building will be located less than 35 feet from the proposed videning line, a Weriance

Joseph P. Pokorny, Esq. Page 2 Item No. 183 April 19, 1978

will have to by included with this request. In addition to the above, the new sign must be relocated at least 6 feek from the proposed widening line, or if it is less than 6 feet, it must be reflected with the Variance request.

At the time of this writing the comments from the Office of Current Planning and Development were not from the Comment of the Comment of the the requested revisions I suggest that your surveyor centact Mr. John Wimbley at 694-3335 for his comments concerning the submitted site plan.

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

Very truly yours. Neilles & Commoden NICHOLAS B. COMMODARI Chairman Zoning Plans Advisory Committee

NDC . FF

cc: A P R Associates 3320 Rosalie Avenue Baltimore, Maryland 21234



April 12, 1978

Mr. S. Eric DiNanna Zoning Commissioner County Office Building on. Maryland 21204

> Por Them #183 /1977-1978) Item #183 (1977-1978)
> Property Owner: Cities Service Co.
> R/W cor. Harford Rd. & Scherer Ave.
> Existing Zoning: B.L.-C.5. 2 & D.2. 5.5
> Proposed Zoning: Special Exception for food and
> sundries in combination with a service station.
> Acres: 0.631 District: 11th

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

Communits were supplied for this property in connection with the Zoning Advisory Committee review for Item #88 (1970-1971).

Seltimore Jounty highway and utility improvements are not directly involved, and this office has no further comment in regard to the plan submitted for Zoning Advisory Co-mittee review in connection with this Item #183 (1977-1978)

Elleward M. Ownfrom w ELLSWORTH N. DI TEF. P.E.

END: EAH: FWR: 53

N-NE Key sheet 35 NE 17 Pos. Sheet NE 9F Topo 71 Tax Map

BALTIMORE COUNTY, MARYLAND

INTER-OFFICE CORRESPONDENCE

Date_______8, 1971 Edward Hardanty TETTH: Cliver L. Wors Ellsworth M. Diver, P.F. KROM Item 88 (1970-1971)

Item 88 (1970-1971)
SUBJECT - Morerty General - More Green, Inc.
Professor int. of Herbord Road and Scheror Avenue
Tenent Zoning:
Proposed Zoning:
Special Hearing for automotive service
station improvements and expansion District: 11th

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

Herford Road (Md. 187) is a State Road; therefore, all improvements, intersections and entrances on this road will be subject to State Roads Commission requirements.

Scherer Avenue, an existing County street, is improved as a 30-foot closed section as 50-foot right-of-way. No further highway improvements

The entrance locations are subject to approval by the kepartment of Traffic Engineering.

The entrances on Scherer Avenue shall be constructed in accordance with Baltimore County Standards.

Development of this preparty through strippine, reading and stabilization could result in a medicant rellution robbin, demonstry private and public holdings demonstry of the property. A grading part of the processory for all grading, including the stripping of top coil.

Grading studies and sediment control drawings will be necessary to be reviewed and approved prior t the issuance of any grading or building

Marford Read (Md. 187) is a State Boad. Therefore, drainings requirements as the affect the road come under the jurisdiction of the Maryland State Boads Commission.

Property Osmer: Joppa Green, Inc. Page 2 January 8, 15 1

Storm Drains: (Cont'd)

The patitioner must provide necessary drainers facilities (temporary expension) to prevent creating any mniances or demora to adjacent properties, expecially by the concentration of curries waters. Correction of any problem which may result, do a immorar grading or improper installation of drainings facilities, should be the full reposmatibility of

Water and Smitary Sawara

Both public water supply and sanitary seworage are aved lable and presently serve this property.

The ensite severage, including any required interceptor, must conform to requirements of the Baltimore County Plumbing Code.

Leswith or Diver ELLSWORTH N. DIVER, P.E. Chief, Bureau of Engineering

TIMERANI PATOER

N-ME Key Sheet 35 NE 17 Position Sheet NE 9 E Topo 71 Tex



Maryland Department of Transportation

M.S. Calir der

March 23, 1978

Mr. S. Eric DlNenna Zoning Commissioner County Office Bldg. Towson, Md. 21204

Actention: Mr. N. Commodari

Re: Z.A.C. Meeting, March 21, 1978 item: 183 Property Owner: Cities Service Co. Location: NW/C Harford Road (Rte. 147) Location: NW/C Harrord Road (Rec. 1977)

6 Scherer Ave.

Existing Zoning: B.L.-C.S. 2 & D.R. 5.5

Proposed Zoning: Special Exception for food & sundries in combination with a service station.

Acres: 0.651 District: 11th

· Dear Mr. DiNenna:

The existing State Highesy (dministration right of wa/
institutes with splan does not conform to recent surveys made
by the surveys made that the surveys made
by the surveys made that the surveys made
of way widening which may affect the proposed development. The
proposed sign must be located beyond the right of way
attached two copies of the plan indicating the crisising and proposed
right of way.

The existing curb and shoulder paving ends somewhat to the south of the point indicated on the plan. Any subsequent plans sust be revised to correctly indicate existing conditions.

Very truly yours,

CL - IFM:di

Charles Lee, Chief Bureau of Engineering Access Permits

By: John E. Meyers



Mr. Eric S. DiNe. 10, Zonina Commissione Zoning Advisory Committee
Office of Planning and Zoning
Baltimore County Office Building
Towson, Maryland 21204

Dear Mr. DiNenna

Comments on Item #183, Zoning Advisory Committee Meeting, March 21, 1978, are as follows:

Property Own+i: Cities Service Co. Location: NW/C Harfest Mood and Scherer Avenue Existing Zonling: 8.1.–C.5.2 and 0.1.5.5 Propued Zonling: Special Exception for food and sundries in combination with a service station Acres: 0.651

This office has reviewed the subject position 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 pions or problems with regard to development plant that may have because and the statement of the statem

This plan has been reviewed and there are to site-planning factors requiring comment.

Ve y truly yours,

god zer Ma John L. Win.bley Planter III

P.O. Box 717 / 300 West Preston Street, Salt more, Maryland 21203



April 25, 1978

Mr. S. Eric Dihenna Office of Planning and Zoning County Office Duilding Towson, Maryland 21204

Comments on Item #283, Zoning Advisory Committee Meeting, March 21, 1978, are as follows:

> Property Owner. Cities Service Co. Location: Existing Zoning: Proposed Zoning:

NW/C Harford Rd. & Scherer Ave. B.L.-C.S. 2 & D.R. 5.5 "pocial Exception for food & sundries in combination with a service station.

District:

Metropolitan water and sewer are available, therefor a health hazard is not ant ciputed.

If a food service famility is proposed, complete plans and specifications must be substitued to the Bivision of Food Protection, Baltimers County Pepartment of Health, for review and approval prior

The above property owner is required to obtain a Permit to Construct for any new underground storage tank (f,000 gallons or more) from the Tuvision of Air Pollution Control, 494-3775.

> Very truly yours. other Malne

Thomas H. L vlin, Director BUREAU OF ENVIRONMENTAL SERVICES

THD/KS/fth/

oc: J. J. Dieter

W. L. Phillips

TOWSON, MARYLAND 2120

STEPHEN E. COLLINS

March 29, 1978

Mr. S. Eric DiMenna Zoning Commissioner County Office Building lowson. Maryland 21204

Acres:

District

Item No. 183 - ZAC - March 21, 1978 Property Owner: Location: Existing Zoning: Proposed Zoning

Cities Service Co. NW/C Harford Rd. & Scherer Ave. B.L.-C.S. 2 & D.R. 5.5 Special Exception for food & sundries in combination with a service station

0.651

Dear Mr. DiMenna

No major traffic problems are anticipated by the requested special exception for food and sundries in combination with a service station

Very truly yours,

Michael S. Flanigan Traffic Engineer Associate



Paul H. Reincke

Office of Planning and Zoning Baltimore County Office Building Towson, Maryland 21204

Attention: N. Commodari, Chairman Zoning Adivsory Committee

Re: Property Owner: Cities Service Co.

Location: NW/C Harford Rd. & Scherer Ave.

Zoning Agenda | Heeting of 3/21/78

Contlemon:

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

Pire hydrants for the referenced property are required and shall be located at intervals or feet along an approved read in accordance with Battimor County Standards as reblished by the Department of Public Works.

() 2. A second means of vehicle access is required for the site.

() 3. The vehicle dead end condition shown at ____ MCEROS the maximum allowed by the Mire Department.

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

(x) 5. The buildings and structures existing or proposed on the site shall comply with all applicable requirements of the Meticnal Fire Pro-tection Association Standard No. 101 "Life Safety Code", 1970

Edition prior to occupancy. () 6. Site plans are approved as drawn.

() 7. The Pire Prevention Dureau has no comments, at this time.

NOTE: FURN COUNTY with Section (8,76 of A.I.A. 1976 Edition.
BOTE: Wash comply with Section (8,76 of A.II.A. 1976 Edition.
BOTE: Must comply with section of A.II.A. 1976 Edition.
Bottom Britannia Group of A.II.A. 1976 Edition.
Britannia Group

March 23, 1978

Dear Mr. DiNenna

Comments on Ites # 183 Zoning Advisory Committee Meeting. March 21, 1978 are as fullows.

Property Omer: Citie Service Company Location: N/A/C Emerican Road and Scherer Ave. Existing Company B.L. - 0.8. 2 & D.2. 5.5 Proposed Locating Special Exception for Food and sundries in combination with a service station.

The items checked below are small ables

X.A. Structure shall conform to latimore County Buildirg Code (B.O.C.A.) 1970 Edit; an end the 1971 Duy; essent, State of Nuryland Code for the Handicapped and aped and other applicable codes.

AB. A building permit shall be required before construction can begin.

XC. Additional razing & migg. Permits shall be required.

E. Three sets of construction drawings will be required to file an application for a building permit.

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

G. Wood frum: walls are not permitted within 5'0" of a property line Contact Buil-Ung Department if distance is between 3'0" and 6'0" of property line.

H. Requested setback variance conflicts vita the Saltimore County Building Code. See Section ______.

I. No Company

XJ. Comment: Include handicapped parking provision, curb cuts, etc.

BOARD OF EDUCATION OF BALTIMORE COUNTY

OWSON, MARYLAND - 21204

Date: March 20, 1978

Mr. S. Eric DiNerna Zoning Commissioner Bultimore County Office Building Towson, Maryl. ad 21204

Z.A.C. Meeting of: March 21, 1978

RE: Item No: 183 Item No: 185
Property Owner: Cities Service Co.
Location: NM/C Hari-rd Rd. 4 Scherer Ave.
Present Zoning: B.L.-C.S. 7 4 D.R. 5.5
Proposed Zoning: Special Exception for food 6 sundries in combination with a service station.

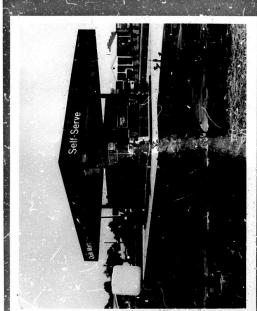
District: 11th No. Acres: 0.651

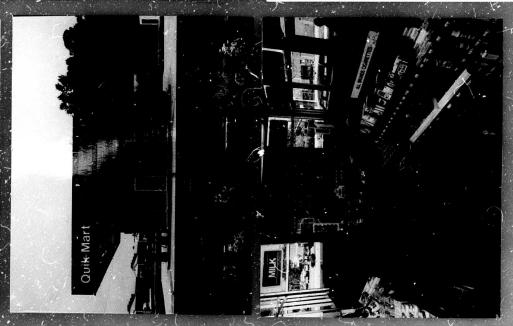
Dear Mr. DiNenna:

No bearing on student population.

Very truly yours. W. Nick Petrovich,

> ALVIN LORECE MRS. MILTON N. SMITH. JR.





WAP/bp

T. BAYAND WILLIAMS. JR. ------------

THOMAS H. BOYER ROGER B. HATDEN







PATITION FOR SPECIAL EXCEPTION—NA DISTRICT

TiME: Monday, June .2. 10:30 / M. HEARING: Room 106, Office Publishing, 111 V. rake Avenue, Townon.

CERTIFICATE OF PUBLICATION

THIS IS TO CERTIFY, that the annexed advertisement was published in THE JETFERSONIAN, a weekly newspaper printed and published in Towson, Baltimore County, Md., macocinexesch ax one sime accessoroments before the 12th appearing on the 25th day of Mey

> THE JEFFERSONIAN. D. Frank Striften

Coat of Advertisement, \$...

OFFICE C	DRE COUNTY, MA F IS NCE REVENU ANETUS CASH RE	E DIVISION	No.	65617
DATE_#	ay 13, 1978	ACCOUNT	01-662	
		AMOUN	\$50.00	
POM PI	Joseph K. Ros Ling Fee for Ci		\$50.00 ice 011 Co. Case	#78 –266– ¥

78-266X CERTIFICATE OF POSTING

ZONING DEPARTMENT OF BALTIMORE COUNTY

District....? Date of Posting 5-25-78 Posted for . Special to A ception. Petitioner atus Service Out Company Location of property Harford Rd & Schend are N/W Corner Location of Signs Frank of Property Posted by & Freund Date of return: 5-25-78

BALTIMORE COUNTY OFFICE OF PLANNING AND ZONING

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

Your Petition has been received . this 7th day of 1978. Filing Fee \$50.00 . Received Check

R.H. CLitwood Petitioner City Strice Submitted by Bobbie ielsh

__Other

Petitioner's Attorney Such K Phonony Reviewed by Diane allto This is not to be interpreted as acceptance of the Petition for assignment of a hearing date.

tion favore connecting the man and the state of the state

S FRIC DIMENSA.
ZOMING COUNTS COUNTY
IN MIN IN



TOWSON, -1D, 21204 May 25

THIS IS TO CERTIFY, that the annexed advertisement of PETITION FOR SPECIAL EXCEPTION - Cities Service was inserted in the following:

- ☐ Catorsville Times ▼ Towson Times
- ☐ Dundalk Times ☐ Arbutus Times
 ☐ Community Times ☐ Essex Times ☐ Suburban Times East ☐ Suburban Times West
- weekly newspapers r blished in Baltimore, Cour.y, Maryland, once a week for one successive weeks before the 26th day of May 19.78, that is to say, the same was inserted in the issues of May 25, 1978

STROMBERG PUBLICATIONS, INC.

By & Stee Burger

BALTIMORE COUNTY, MARYLAND OFFICE OF "INANCE REVENUE DIVISION MISCELLANEOUS CASH RECLIPT No. 73325 DATE Jump 12, 1978 ACCOUNT 01-662 Goet of Advertising and Posting Case No. 78-266-X

286 5 PRAN 13

62.12 mg VALIDATION OR SIGNATURE OF CASHIER

