# PETITION FOR ZONING VARIANCE FROM AREA AND HEIGHT REGULATIONS

TO THE ZONING COLMISSIONER OF BALTIMORE COUNTY: Exercised in the description and plat attached hereto and made a part hereof, Raymond E. and hereby petition for a Variance from Section 1A01, 3B, & to permit more than 50% of the permitted number of lots (2) to front on Downes Road.

of the Zoning Regulations of Baltimore County, to the Zoning Law of Baltimore County; for the following reasons: (indicate hardship or practical difficulty)

Because of the cost of driveway if panhandle was used, if lot was in the rear of present house, land presently farmed would be eliminated.

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., upon filing of this Bailmore County adopted pursuant to the Zoning Law For Baltimore County.

Address 2034 Downer Rd Parkton, 3001 21120 Protestant's Attorney

Petitioner's Attorney

ORDERED By The Zoning Commissioner of Bultimore County, this 6th \_\_\_\_\_day required by the Zoning Law of Baltimore County, in two newspapers of general circulation throughoner of Baltimore County in Loom 106, County Office Building in Towson, Baltimore

1911 Hanover Pike Hampstead, Md. 21074 Phone: (301) 239-7744

Description for Ze ting Variance

Beginning for the same on the west side of Downer Ross, 3300 feet, same or less, westerly from its intersection with I-33 (Haltimore - Marristurg Empressway) and running thence:

- 1.) S 80 36' 01" E 587.01 feet, thence:
- 2.) \$ 32° 17' 27" E 75.90 feet, thence:
- 3.) X 37° 07' 18" E 821.70 feet, thense:
- 4.) N 65° 21' 46" % 231.92 feet, thence:
- 5.) N 749 28' 40" W 184.40 feet, thence:
- 6.) 1: 250 15' 20" W 405.90 feet, thence:
- 7.) S 17º 47' 01" E 215.76 feet, and thur ce.
- 8.) N 81° 27' 50" E 103.95 feet to the place of teginning.

Containing 7.084 acres of land, more or less.



RE: PETITION FOR VARIANCE W/S of Dc.mes Rd., 3300' SW of Baltimore Harrisburg Expressway, 7th District

: BEFORE THE ZONING COMMISSIONER

OF BALTIMORE COUNTY

RAYMOND E. THOMAS, et ux,

: Case No. 79-238-A

#### ORDER TO ENTER APPEARANCE

1111111

Mr. Commissioners

Pursuant to the authority contained in Section 524.1 of the Raltimore 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.

Peter Max Zimmerman Deputy People's Counsel

John W. Hessian, III People's Coursel County Office Building Towson, Maryland 21204

I HEREBY CERTIFY that on this 25th day of April, 1979, a copy of the aforegoing Order was mailed to Mr. and Mrs. Raymond E. Thomas, 20311 Downss Road, Parkton, Maryland 21120, Petitioners.

> John W. Derrian, Tit John W. Hessian, III

RE: PETITION FOR VARIANCE W/S of Downes Road, 3300' SW of the Baltimore Harrisburg Expressway - : ZONING COMMISSIONER 7th Election District

Raymond E. Thomas, et ux -Petitioners

111 111 111

BEFORE THE

NO. 79-238-A (Item No. 160) BALTIMORE COUNTY

The Petitioners have withdrawn this Petition; therefore, IT IS ORDERED by the Zoring Commissioner of Baltimore County, this day of October, 1979, that said Petition be and the same is hereby DISMISSED without prejudice.

Zoning Commissioner of Baltimore

County

BALTMORE COUNTY, MARYLAND

#### INTER-OFFICE CORRESPONDENCE

5. Eric DiNenna Tr Zoning Commissioner Date\_\_\_\_April\_17,\_1979\_\_\_\_\_ Leslie H. Graef PROM Director of Planning and Zoning

SUBJECT Petition 779-238-A. Item 160

Petition for Variance West side of Downes Road, 3300 feet Southwest of Baltimore Farrisburg Expressway Petitioner - Raymond E. Thomas, et ux

7th District

Monday, April 30, 1979 (10 15 A.M.)

There are no comprehensive planning ractors requiring comment on this petition.

LHG: JGH: N

DALTIMORE COUNTY OFFICE OF FLANKING & ZONING TOWSON MARYLAND 21264

WILLIAM E HAMMOND ZONING COMMISSIONER

October 30, 1979

Mr. & Mrs. Raymond E. Thomas 20311 Downes Road Parkton, Maryland 21120

> RE: Petition for Variance W/S of Downes Rd., 3300' SW of the Baltimore Harrisburg Expressway -7th Election District kaymond E. Thomas, et ux Petitioners NO. 79-238-A (Item No. 160)

Dear Mr. & Mrs. Thomas:

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

Very truly yours,

WILLIAM E. HAMMOND Zoning Commissioner

W /mc

Accedenta

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

BALTIMORE COUNTY

ZONING PLANS

ADVISORY COMMITTEE



PETITION AND SITE PLAN

EVALUATION COMMENTS

Mr. & Mrs. Raymond E. Thomas 20311 Downes Road Parkton, Maryland 71120

cc: Snyder & Law, Inc. 1911 Hanover Pike Hampstead, Maryland 21074

BALTIMORE COUNTY OF FICE OF PLANNING & ZONING

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

Your Petition has been received and accosted for filing this 6th day of February (1979.

S. ERIC DI VENNA

Zoning Commissioner

Petitioner Thomas Petitioner's Attorney

Chairman, Zoning Plans Advisory Committee

#### BALTIMORE COUNTY ZONING PLANS ADVISORY COMMITTEE

TOWNTY OFFICE BLDG. 111 W. Chesapeake Ave. Towson, Maryland 21204

Micholas B. Commodari Chal rmin

MEMBERS

Bureau of Engineering Department of Traffic Engineering State Roads Commissio Bareau of Fire Prevention Health Department Project Planning

Building Department

Board of Education

Ioning Administration

Mr. and 'frs. Raymoni E. Thomas 20311 Downes Road Parkton, Maryland 21120

> RE: Item No. 160 Petitioner - Thomas Variance Petition

April 17, 1979

Dear Mr. and Mrs. Thomas:

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 not irtended to indicate the appropriateness of the zoning action requested, but to assure that all parties are made aware of plans or problems with regard to the development plans that may have a bearing on this case. The Director of Planning may file a written report with the Zoning Commissioner with recommendations as to the suitability of the requested zoning.

Particular attention should be afforded the comments of the Health Department and those of the Bureau of Engineering, concerning the proposed right-of-way of Downes Road and the drainage and utility easement which is required through this property.

Enclosed are all comments submitted from the Committee to this office. The remaining members felt that no comment was warranted. This petition is accepted for filing on the date of the enclosed filing certificate. Notice of the hearing date and time, which will be held not less than 30 nor more than 90 days after the date on the filing certificate, will be forwarded to you in the near future.

Chairman

Zoning Plans Advisory Committee

NBC/jll

Enclosures

cc: Snyder and Law Inc.

BALTIMORE COUNTY, MARYLAND

INTER-OFFICE CORRESPONDENCE

Nick Commodar! Pebruary 23, 1979 Ted Burnhem

Zoning Advisory Meeting of 2-5-79 SUBJECT....

> ITEM NO. 159 There are no comments to this item other than the Standard Permit required, etc.

ITEM HO. 160 Same as above

ITEM 100. 162

Charle & Sumbon GB

Ted Burnham, Chief
Place Review

Birrj

callimore county department of traffic engineering TOWSON, MARYLAND 21204

STEPHEN E. COLLINS DIRECTOR

April 4, 1979

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

RE: Zoning Comments

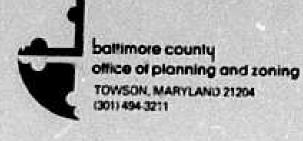
Dear Mr. DiNenna:

The Department of Traffic Engineering has no comments on Items: 159, 160, 161, 162, 164, and 165 of the Zoning Advisory Committee Meeting of February 6, 1979.

Very truly yours,

Engineer Associate

MSF/hmd



LESLIE H. GRAEF

March 14, 1979

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

Dear Mr. D. Neuna:

Comments on Item #160, Zoning Advisory Committee Meeting, February 6, 1979, are as follows:

Property Owner: Raymond E. Lillian K. Thomas Location: W/S Downes Road 3300' SW Balto-Harrisburg Expressway Existing Zoning: RC-2 Proposed Zoning: Variance to permit more than 50% of the permitted number of lots to front on Downes Road Acres: 7.084 District: 7th

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 bearing on this petition.

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

Very truly yours,

Planner III Current Planning and Develops ent

department of public works TOWSON, MARYLAND 21204

THORNTON M. MOURING, P.E.

February 22, 1979

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

> Re: Item #160 (1978-1979) Property Owner: Raymond E. & Lillian K. Thomas W/S Downes Rd. 3300' S/W Balto.-Harrisburg Exp. Existing Zoning: FC 2 Proposed Zoning: Variance to permit more than 50% of the permitted number of lots to front on Downes Rd. Acres: 7.084 District: 7th

#### Dear Mr. DiNenna:

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.

#### General:

Comments were supplied for this property, zoned RC-2, for Project InCA 78-309.

#### Highways:

Downes Road, an existing public road is proposed to be improved in the future, as a 40-foot closed section roadway on a 60-foot right-of-way. Highway right-of-way widening, including any necessary revertible easements for slopes, will be required in connection with any grading or building permit, or further development of this property.

### Sediment Control:

Development of this property through stripping, grading and stabilization could re.ult in a sediment pollution problem, damaging private and public holdings demastream of the property. A grading permit is, therefore, necessary for all grading, including the strioping of top soil.

#### Storm Drains.

In accordance with the drainage policy, the property owner is responsible for the total actual cost of drainage facilities required to carry the storm water run-off through the property to be developed to a suitable outfall.

Item #160 (1978-1979) Property Owner: Raymond E. & Lillian K. Thomas February 22, 1979

#### Storm Drains: (Cont'd)

A drainage and utility easement of sufficient width to encompass the flood plain of a 100-year design storm (including 1 foot of freeboard) is required through this

The Petitioner must provide necestary drainage facilities (temporary or permanent) to prevent creating any nuisances or damages to adjacent properties, especially by the concentration of surface waters. Correction of any problem which may result, due to improper grading or improper installation of drainage facilities, would be the full responsibility of the Petitioner.

#### Water and Sanitary Sewer:

Public water supply and sanitary sewerage are not available to serve this property, which is utilizing private ensite facilities. This property is beyond the Baltimore County Metropolitan District and the Urban-Rural Demarcation Line. Baltimore County Water and Sewerage Plans W and S-4B, as amended, indicate "No Planned Service" in the

This property is tribut ry to Loch Raven Reservoir via the Third and Potth Branches to Little Falls and Gunpewder Palls.

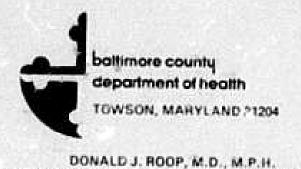
Very truly yours,

Elbert W Divole New ELISWORTH N. DIVER, P.E. Chief, Dreau of Engineering

#### IND: EAM: FWR: SE

cc: H. Shalowitz

KK-NE Key Sheet 139 NW 4 Pos. Sheet NW 35 A Topo 7 and 12 Tax Maps



DEPUTY STATE AND COUNTY HEALTH OFFICER

March '4, 1979

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

Dear Mr. DiNenna:

Comments on Item #160, Zoning Advisory Committee Meeting of February 6, 1979, are as follows:

> Property Owners Locations Existing Coning: Proposed Zoning:

Raymond E. & Lillian K. Thomas W/S Downes Rd. 3300' SW Balto-Harrisburg Exp. Variance to permit more than 50% of the permitted number of lots to front on Downes Rd.

Acres: 7.084 mistrict:

The existing house (lot 1) is presently served by a private well and sewage disposal system.

Prior to approval of a building permit to construct the propose\_ dwelling on lot 2, soil percolation tests must be conducted. An adequate source of potable water must also be obtained.

Very traly yours, Ian J. Formest, Acting Director

BURRAU OF ENVIRONMENTAL SERVICES

IJF/JRP/fth



Paul H. Reincke

February 8, 1979

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

Attention: N. Commodari, Chairman Zoning Advisory Committee

Ro: Property Comer: Raymond L. & Lillian K. Thomas

Location: W/S Downer Rd. 3300' SW Balto-Harrisburg Exp.

Zoning Agenda Meeting of 2/6/79 Itom No. "50

Gentlemen:

Pursuant to your request, the referenced property has been surveyed by this Bureau 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 hydrants 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 Department of Public Morks.
- ( ) 2. A second means of vehicle access is required for the site.
- ( ) 3. The vehicle dead and condition shown at

ECCEDS the maximum allowed by the Fire Department

- ( ) 4. The site shall be made to comply with all applicable parts of the Fire Prevention Code prior to occupancy or beginning of operations.
- (x) 5. The buildings and structures existing or proposed on the site shall couply with all applicable requirements of the Matismal Pire Protoctica Association Standard No. 101 "Life Safety Code", 1976 Edition prior to occupancy.
- ( ) 6. Site plans are approved as drawn.
- ( ) 7. The Pire Provention Bureau has no consents, at this time.

REWITTEN Cott Joseph Welly 3/8/19 Noted and League M Wegandl Approved:

Flanning Group Special Theocetion Division

Noted and League M Wegandl

Fire Prevention Surcau

## BOARD OF EDUCATION OF BALTIMORE COUNTY

TOWSON, MARYLAND - 21204

February 5, 1979

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

Z.A.C. Meeting of: February 6, 1979

RE: Item No: 160

Property Owner: Raymond E. & Lillian K. Thomas Location: W/S Downes Rd. 3300' SN Balto-Harrisburg Exp.

- Proposed Zoning: Variance to permit more than 50% of the permitted number of lots to front on Downes Rd.

District: 7th No. Acres: 7.084

Dear Mr. DiNenna:

No bearing on student population.

Very truly yours,

W. Nick Petrovich, Field Representative

JOSEPH N. MCGOWAN, PHERIDENT T. BAYAND WILLIAMS, JR., VICE-PREST ANT MARCUS M. BOTBARIS

THOMAS H. BOYER MRS LORRAINE F. CHIRCUS ALVIN LARECK MAS. MILTON W. SMITH, JR.

ROBERT F. DUMEL SUPERINTENDENT

RICHARD W. TRACEY, D.V.M.

			Acres (April 1999)
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ZONING: Petition for Variance
LOCATION: West side of Downes
Road, 25° feet flouthwest of Baltimore Harrisburg Expressway
DATIS & TIME: Monday, April 20,
1979 at 10:15 A.M.
PUBLIC HEARING: Room 206,
County Office Building, 111 W.
Chesapeake Avenue, Towson,
Maryland

The Zoning Decuty Sening Com-missioner of Baltimore County, by authority of the Zening Act and Pogulations of Baltimore County, will hold a public hearing: Puttion for Variance to parmit more than 50% of the nermitted number of lots (2) to arout on Douress Road The Zoning Regulation to be ex-cepted as follows: Section 1.001.3B to—cul-insum num-ber of help nerwitted to front at the ber of Iria permitted to front or All that parcel of land in the fiere th District of Ball more Coun-Beginning for the same on the went side of Downes Road, 200 feet more or less, westerly from its interestion with I-83 (Bultimore-Harrisburg Engressway) and running thence: Harrisburg Engressway) and running thence:

1.) B 5" 56" 10" E 567.01 feet, thence: 2.) S 32" 17" 22" 56 55.91 feet, thence: 2.) N 37" 07" 18" E 821.70 feet, thence: 4.) N 60" 11" 60" W 211.92 feet, thence: 5.\ N 74" 28' 40" W 154.40 feet, thence: 5.\ N 74" 28' 40" W 154.40 feet, thence: 5.\ N 85" 15" 20" W 405.96 feet, thence: 7.) S 17" 47" 01" E 215.96 feet, and thence: 8.) N 81" 27 58" E 101.95 feet to the place of heritaning. piece of beginning. Containing 7.084 serves of land, more or less.

Being the property of Raymond E. Thomas, et ux as shown on plat plan filed with the Zoring Depart-Hearing Date: Monday, April 20, 1978 at 16:15 A.M.

Public Hearing: Boom 165, County Office surding, 111 W. Chesap-ake Avenue. Towson, Maryland.

By Order Of

B. EPIC DINENNA

Nation Commissioner.

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THIS IS TO CERTIFY, that the annexed advertisement was published in THE JEFFERSONIAN, a weekly newspaper printed and published in Towson, Baltimore County, Md., zapezincests and one time successive waster before the 30th day of \_\_\_\_April\_\_\_\_\_\_, 19.72\_, the first publication appearing on the 12th day of April 19.79.

Cost of Advertisement, \$\_\_\_\_\_

BALTIMORE COUNTY OFFICE OF PLANNING AND ZONING

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

						110	
Your	Petition	has	been	received	* this		day c

Filing Fee \$ 25.

Received \_Lcheck Cash

Right

Other Zoning Commissioner

Petitioner / NIMA Pecitioner's Attorney

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

PETITION	M	APPI	NG	PRO	GRE	SS	SHEE	T		
FUNCTION	Wol	Мар	Orig	inal	Dupl	icate	Tra	cing	200	Sheet
TORCHOR	date	by	date	Ьу	date	by	date	Ьу	dote	Ьу
Descriptions checked and outline plotted on map							1.			
Petition number added to outline										
Denied										
Granted by ZC, BA, GC, CA										
Roviewed by:					d Plane		or desc	rlptic		Yen No
Previous case:			N	Aap #						-14

₱ 77-238-A

# CERTIFICATE OF POSTING

District	Date of Posting 79 4/13/39
Posted for Seteller for Varien	u.
Petitioner: Raymond & Thome	2, et us
Bulton Handlung Expre	sucy
Location of Signs front of property	
Remarks: And make 5W of Bolto.  Posted by Been Signature	
SE of Expressing	

OFFICE OF FINAN	NUNTY, MARYLAND REVENUE DIVISION ASH RECEIPT	No. 78617
ATE April 5.	1979 sccount_1	01-662
		125.00
	AMOUNT_	12.00
NOM	r & Lev, Inc.	
NOM	AMOUNT	



TOWSON, MD. 21204 April 12

THIS IS TO CERTIFY, that the annexed advertisement of PETITION FOR VARIANCE - Raymond E. Thomas, et ux.

19 79

was inserted in the following:

☐ Catonsville Times ☐ Dundalk Times

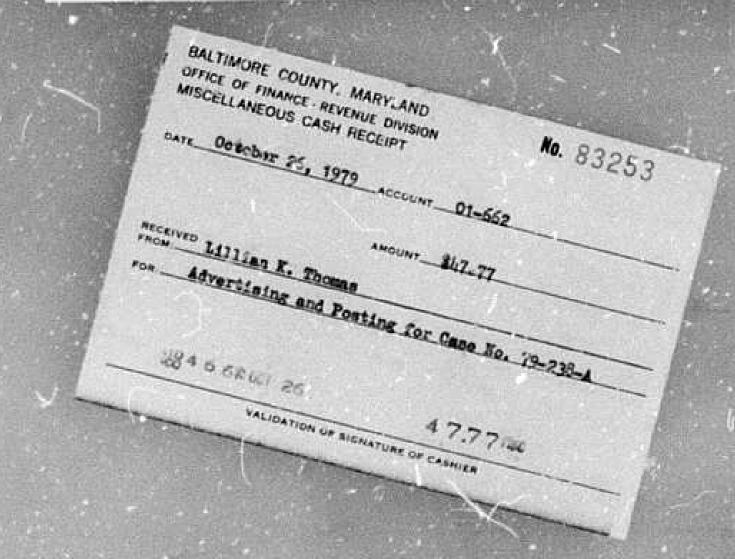
☐ Arbutus Times ☐ Community Times ☐ Esse: Times ☐ Suburpan Times East ☐ Suburban Times West

weekly newspapers published in Baltimore, County, Maryland, once a week for one successive weeks before the 13th day of April 19 79, that is to say, the same was inserted in the issues of April 12. 1979.

STROMBERG PUBLICATIONS, INC.

By Either Burger

▼ Towson Times



1) \$ 8" 36" 01" E 587.01 hed

2.) 5 32" 17 22" E 75.00 Nov

2 N 37" EF 18" 5 821.70

41 H 45" 21" 46" M 731.32 5) N 74" 25" 40" W 164.40

EIN 85, 12, 30, M 402 30

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