

PETITION FOR SPECIAL HEARING

80-159-SPH
102

TO THE ZONING COMMISSIONER OF BALTIMORE COUNTY:

I, or we, ERNEST D. SHIFLETT, 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 Special Hearing Under Section 500.7 of the Zoning Regulations of Baltimore County, to determine whether or not the Zoning Commissioner and/or Deputy Zoning Commissioner should approve the construction of a repair building which will enclose operations of the trucking facility, even though the construction of the building will result in an expansion beyond the limit imposed under section 104 of bill 18-76

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

I, or we, agree to pay expenses of above Special Hearing advertising, posting, etc., upon filing of this petition, and further agree to and are to be bound by the zoning regulations and restrictions of Baltimore County adopted pursuant to the Zoning Law for Baltimore County.

EMARCO and/or its Principals Ernest D. Shiflett
Proposed Contract Purchaser Ernest D. Shiflett
Address 525 Benninghaus Rd. Address 8211 Fischer Road
Baltimore, Md. 21212 Baltimore Md. 21222

Richard C. Burch, Esquire's Attorney
Address 401 Washington Ave., Towson, MD. 21204
Protestant's Attorney

ORDERED By the Zoning Commissioner of Baltimore County, this 14th day of February, 1980, that the subject matter of this petition 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 Zoning Commissioner of Baltimore County in Room 106, County Office Building in Towson, Baltimore County, on the 12th day of February, 1980, at 10:00 o'clock P.M.

ORDER RECEIVED FOR FILING

DATE March 12, 1980

BY [Signature] ADMINISTRATIVE ASSISTANT

Zoning Commissioner of Baltimore County

(over)

494-3180

County Board of Appeals
Room 219, Court House
Towson, Maryland 21204

July 17, 1980

NOTICE OF ASSIGNMENT

(CONTINUED)

NO POSTPONEMENTS WILL BE GRANTED WITHOUT GOOD AND SUFFICIENT REASONS. REQUESTS FOR POSTPONEMENTS MUST BE IN WRITING AND IN STRICT COMPLIANCE WITH BOARD RULE 2(b). ABSOLUTELY NO POSTPONEMENTS WILL BE GRANTED WITHIN FIFTEEN (15) DAYS OF SCHEDULED HEARING DATE IN ACCORDANCE WITH RULE 2(c), COUNTY COUNCIL BILL #108

CASE NO. 80-159-SPH

ERNEST D. SHIFLETT

SH-for construction of a repair building, which will enclose operations of a trucking facility

SE/cor. of Fischer Rd. and Beachwood Rd.

15th District

3/12/80 - DZC (Jung) GRANTED Petition subject to approval of site plan

ASSIGNED FOR:

WEDNESDAY, SEPTEMBER 3, 1980, at 10 a.m.

cc: Edward C. Covahey, Jr., Esq.

Counsel for Petitioner

Mr. Ernest Shiflett

Petitioner

Emarco

Contract Purchaser

Mr. R. Charles Ward

Contractor

John W. Hession, Esq.

People's Counsel

J. E. Dyer

Zoning

W. Hammond

"

June Holmen, Secy.

80-159-SPH
102

Petitioner - Ernest D. Shiflett
Special Hearing Petition Item No. 102
Contract Purchasers - Emarco
BEFORE THE ZONING COMMISSIONER FOR BALTIMORE COUNTY

ORDER TO ENTER APPEARANCE

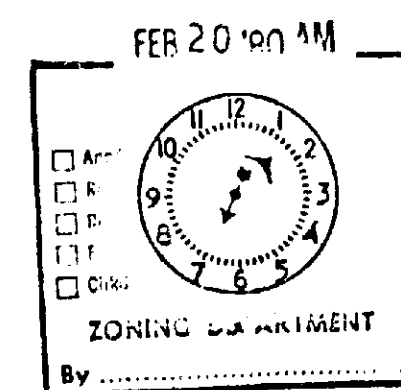
Mr. Clerk:

Please enter the appearance of Edward C. Covahey, Jr., as counsel for the Petitioners in the above-captioned matter and cause the appearance of Richard C. Burch to be stricken as counsel of record.

Edward C. Covahey, Jr.
Atty. for Petitioners
614 Bosley Avenue
Towson, MD 21204
828-9441

I HEREBY CERTIFY that on this 8 day of February, 1980, a copy of the foregoing Order to Enter Appearance was mailed to Richard C. Burch, Esquire, 401 Washington Avenue, Towson, Maryland 21204.

Edward C. Covahey, Jr.



SH-for construction of a repair building, which will enclose operations of a trucking facility
SE/cor. of Fischer Rd. and Beachwood Rd.
15th District
ERNEST D. SHIFLETT/EMARCO
Petitioners
BEFORE THE COUNTY BOARD OF APPEALS FOR BALTIMORE COUNTY
Case Nos. 80-159-SPH 78-123-SPH

ORDER

WHEREAS, the Deputy Zoning Commissioner on March 12, 1980 granted Petitioner's Application to construct a repair building to enclose the operations of a trucking facility beyond the expansion limit imposed under Section 104 of Bill 18-76; and,

WHEREAS, Petitioners petitioned for a variance from the paving requirements of Section 410 A.B. 6 of Bill 18-76; and,

WHEREAS, People's Counsel for Baltimore County noted an appeal to this Board from the decision of the Deputy Zoning Commissioner in Case No. 80-159-SPH; and,

WHEREAS, Petitioners noted an appeal from the decision of the Deputy Zoning Commissioner in Case No. 78-123-SPH to this Board; and,

WHEREAS, People's Counsel consents to the granting of the application and variance, subject to the conditions as hereinafter set forth in this Order.

Upon the foregoing, it is this 3rd day of September, 1980, ORDERED by the County Board of Appeals that Petitioners' Application to enlarge a repair building beyond the expansion limit imposed under Section 104 of Bill 18-76 is granted and Petitioners' request for variance from the paving requirements of Bill 18-76 is granted, subject to the following conditions:

1. Site development of the premises is restricted to the parking of containers a minimum of 15' from Beachwood Road and Fischer Road.

See Map with Comm

80-159-SPH
102

Petitioner - Ernest D. Shiflett
Special Hearing Petition Item No. 102
Contract Purchasers - Emarco
BEFORE THE ZONING COMMISSIONER FOR BALTIMORE COUNTY

ORDER TO ENTER APPEARANCE

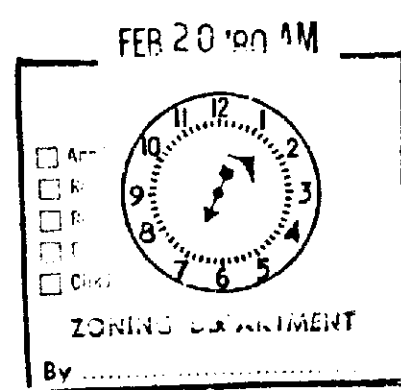
Mr. Clerk:

Please enter the appearance of Edward C. Covahey, Jr., as counsel for the Petitioners in the above-captioned matter and cause the appearance of Richard C. Burch to be stricken as counsel of record.

Edward C. Covahey, Jr.
Atty. for Petitioners
614 Bosley Avenue
Towson, MD 21204
828-9441

I HEREBY CERTIFY that on this 8 day of February, 1980, a copy of the foregoing Order to Enter Appearance was mailed to Richard C. Burch, Esquire, 401 Washington Avenue, Towson, Maryland 21204.

Edward C. Covahey, Jr.



RE: PETITION FOR SPECIAL HEARING
SE corner of Fischer Rd. & Beachwood Rd., 15th District
ERNEST D. SHIFLETT, Petitioner
BEFORE THE ZONING COMMISSIONER OF BALTIMORE COUNTY
Case No. 80-159-SPH (Item 102)

ORDER FOR APPEAL

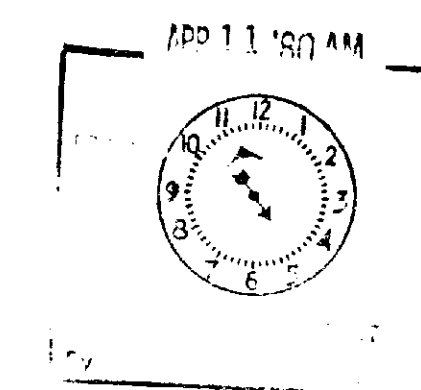
Mr. Commissioners:

Please note an appeal from the decision of the Deputy Zoning Commissioner in the above-entitled matter, under date of March 12, 1980, to the County Board of Appeals and forward all papers in connection therewith to said Board for hearing.

Peter Max Zimmerman
Deputy People's Counsel
John W. Hession, III
People's Counsel for Baltimore County
Rm. 223, Court House
Towson, Maryland 21204
494-2188

I HEREBY CERTIFY that on this 11th day of April, 1980, a copy of the foregoing Order for Appeal was mailed to Edward C. Covahey, Jr., Esquire, 614 Bosley Avenue, Towson, Maryland 21204, and John McArt, Esquire, 1101 N. Calvert Street, Baltimore, Maryland 21209; Mr. R. Charles Ward, 7031 Paulette Road, Dundalk, Maryland 21222; and Mrs. Marjorie Hill, President, Wells-McComas Citizens Improvement Association, Inc., 3109 Raymond Avenue, Baltimore, Maryland 21222.

Peter Max Zimmerman
Deputy People's Counsel



RE: PETITION FOR SPECIAL HEARING
SE corner of Fischer Rd. & Beachwood Rd., 15th District
ERNEST D. SHIFLETT, Petitioner
BEFORE THE ZONING COMMISSIONER OF BALTIMORE COUNTY
Case No. 80-159-SPH

ORDER TO ENTER APPEARANCE

Mr. Commissioners:

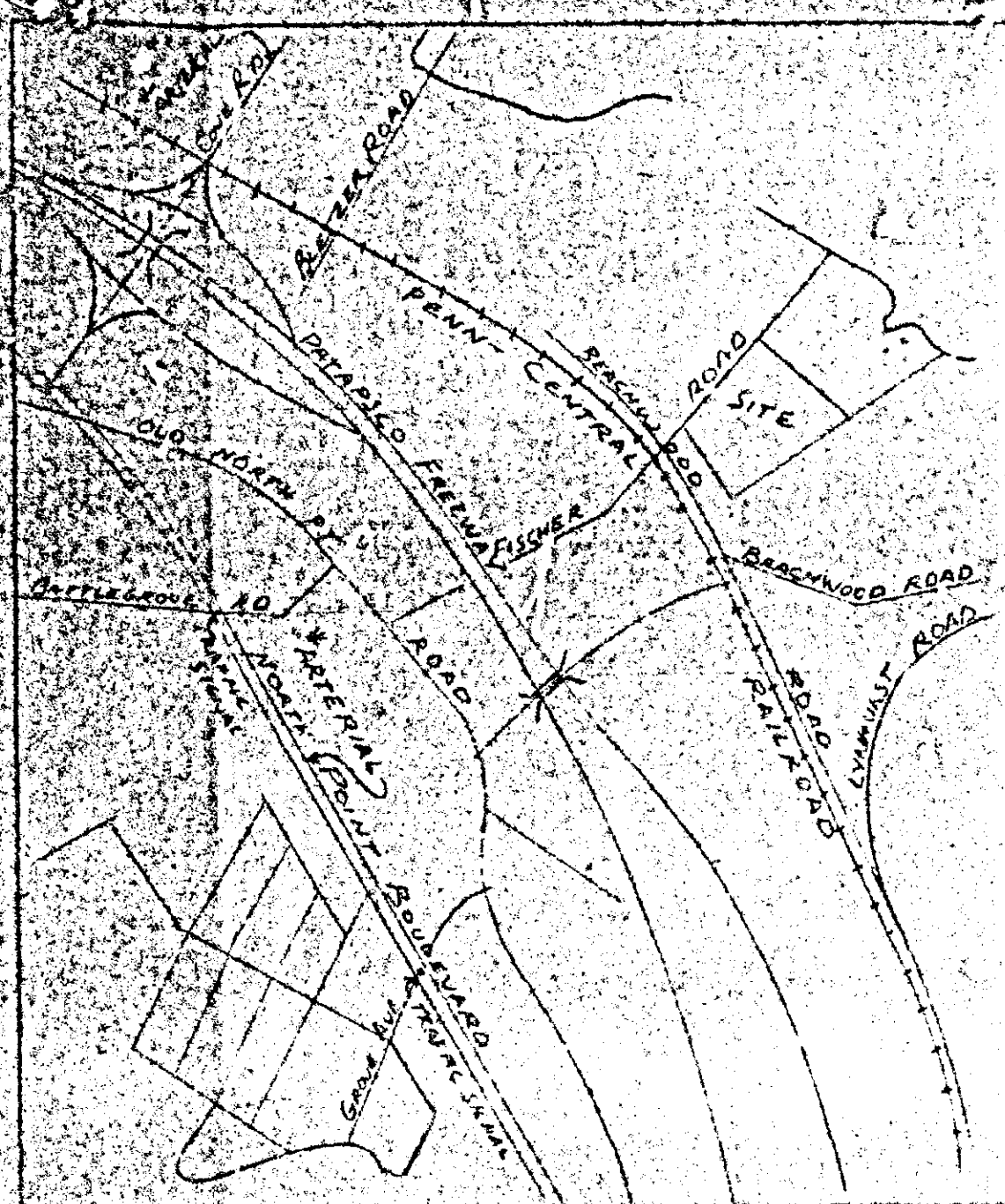
Pursuant to the authority contained in Section 524.1 of the Baltimore County Charter, I hereby enter my appearance in this proceeding. You are requested to notify me of any hearing date or dates which may be now or hereafter designated therefore, and of the passage of any preliminary or final Order in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

Peter Max Zimmerman
Deputy People's Counsel
John W. Hession, III
People's Counsel for Baltimore County
County Office Building
Towson, Maryland 21204
494-2188

I HEREBY CERTIFY that on this 6th day of February, 1980, a copy of the foregoing Order was mailed to Richard C. Burch, Esquire, 401 Washington Avenue, Towson, Maryland 21204, Attorney and authorized agent for Contract Purchaser, EMARCO, and Mr. Ernest D. Shiflett, 8211 Fischer Road, Baltimore, Maryland 21222, Petitioner.

John W. Hession, III

COUNTY BOARD OF APPEALS OF BALTIMORE COUNTY

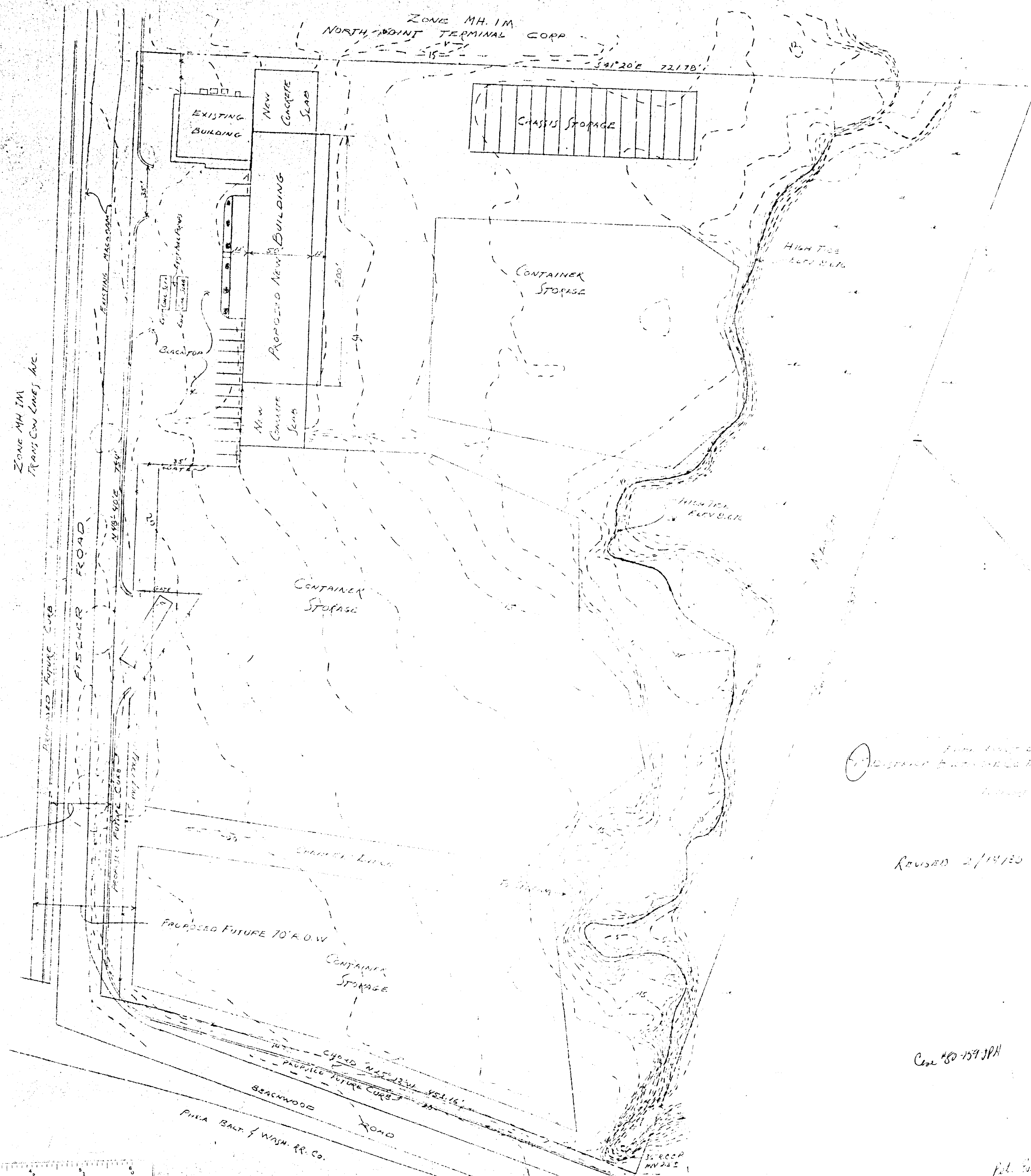


LOCATION MAP

- General Notes
1. Existing zoning is M-1, C-1, D-1.
 2. Property is Class II.
 3. Proposed Use: Container Repair and Storage Facility.
 4. The existing building provides rent rooms for both sexes, the sewage is controlled by a holding tank with a pump-out system. Upon construction of proposed sewer, subject property will tie at public sewer.
 5. Illumination of site is by light poles as noted on plan and does not reflect light onto public roads.
 6. No junked vehicles will be stored on site and all automotive parts are stored in a closed shop.
 7. No signs are proposed at this time or are existing.
 8. Street scene where subject shall consist of lateral placed telephone poles to contain vehicles.
 9. Different parking: See automobiles. One space per ten employees on largest shift. 100 employees. All spaces furnished and provided.
 10. Container storage as shown.
 11. Check storage: 8' x 22' and 8' x 40' stored as shown (13 spaces provided).
 12. Existing shop surface to be used in storage areas.
 13. Hours of operation: 8 AM to 5:30 PM.
 14. Fencing will be erected around site.
 15. Fence to be built at present R.O.W. line until R.O.W. is increased, at which time it will be relocated to new R.O.W. at owner's expense.
 16. Case 78-173A-14 Fencing - Request a waiver paving requirement.
 17. Road improvements as per Baltimore County contract when scheduled.

PROPOSED FUTURE 48' PAVING
CURBS & GUTTERS

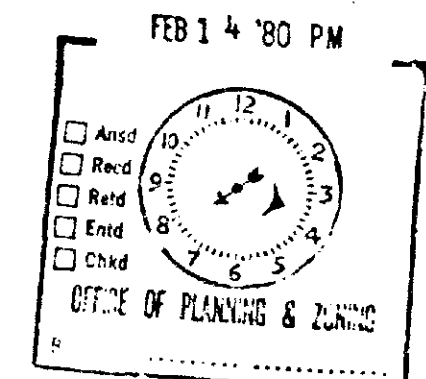
ZONE MH-1M
TRANS-CORP INC.



REVISED 2/14/80

REVISED PLANS

Case 480-159 JPH



Set 1