

83-72-X **PETITION FOR SPECIAL EXCEPTION**

TO THE ZONING COMMISSIONER OF BALTIMORE COUNTY:

The undersigned, legal owner(s) 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 Exception under the Zoning Law and Zoning Regulations of Baltimore County, to use the herein described property for ARCARE

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

I, or we, agree to pay expenses of above Special Exception 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.

I/We do solemnly declare and affirm, under the penalties of perjury, that I/we are the legal owner(s) of the property which is the subject of this Petition.

Contract Purchaser: NONE
(Type or Print Name)

Legal Owner(s): MERRITT BLVD. LIMITED PARTNERSHIP
(Type or Print Name)

Signature: [Signature]
(Type or Print Name)

Address: 3 GREENWOOD PLACE
PIKEVILLE, MARYLAND 21209
City and State

Name, address and phone number of legal owner, contract purchaser or representative to be contacted:
MURRAY L. WOLMAN
3 GREENWOOD PLACE
PIKEVILLE, MARYLAND 21209
Address : Home No. 496-3200

Attorney's Telephone No.: 496-3200

ORDERED By The Zoning Commissioner of Baltimore County, this 6th day of July, 1982, 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 14th day of September, 1982, at 9:45 o'clock A.M.

Zoning Commissioner of Baltimore County.

B.C.O.-44.1 (over)

BALTIMORE COUNTY
DEPARTMENT OF TRAFFIC ENGINEERING
TOWSON, MARYLAND 21204
494-3550

STEPHEN E. COLLINS
DIRECTOR

August 25, 1982

Mr. William E. Hammond
Zoning Commissioner
County Office Building
Towson, Maryland 21204

Re: ZMC Meeting of July 6, 1982

Dear Mr. Hammond:

The Department of Traffic Engineering has no comment for items number 1, 2, 3, 5, 6, 7, 9, 10, 11 and 12.

Very truly yours,

Michael S. Flanigan
Engineering Associate II

BALTIMORE COUNTY, MARYLAND

INTER-OFFICE CORRESPONDENCE

William E. Hammond, Zoning Commissioner
TO: Office of Planning and Zoning Date: July 27, 1982

FROM: Jan J. Forester

SUBJECT: Zoning Variance Items

The Baltimore County Department of Health has reviewed the following zoning variance items, and has no specific comments regarding same:

- Item #237 - Raymond J. & Bertha M. Kral
- Item #243 - Jose & Mari Henriquez
- Item #252 - Konstantinos Makoulas, et al
- Item #257 - C & H Mechanical Corp.
- Item #258 - Palanski Realty Assoc.
- Item #260 - Philip Macht, et al
- Item #261 - Jack H. Pechter
- Item #262 - Gus J. Teutiles, et al
- Item #263 - Sarandos A. Floris
- Item #1 - John W. & Margaret E. Harrison, Jr.
- Item #5 - Merritt Blvd. Limited Partnership
- Item #6 - Francis R. & Lillian E. Halldorf
- Item #7 - Michael J. & Ann L. Richardson
- Item #8 - Campday Partnership
- Item #9 - St. Mary's Seminary & University
- Item #10 - James P. & Janet E. Barnes
- Item #11 - James P. Ridgely
- Item #13 - Charles E. & Mary M. Haris
- Item #15 - George E. & Joie M. McKeenell

Jan J. Forester, Director
BUREAU OF ENVIRONMENTAL SERVICES

137/2th

BALTIMORE COUNTY ZONING PLANS ADVISORY COMMITTEE

September 3, 1982

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

Chairman
Nicholas B. Commodari

MEMBERS
Bureau of Engineering
Department of Traffic Engineering
State Roads Commission
Bureau of Fire Prevention
Health Department
Project Planning
Building Department
Board of Education
Zoning Administration
Industrial Development

Mr. Murray L. Wolman
3 Greenwood Place
Pikesville, Maryland 21208

Re: Case No. 83-72-X (Item No. 5)
Petitioner-Merritt Blvd. Limited Partnership
Special Exception Petition

Dear Mr. Wolman:

The Zoning Plans Advisory Committee has reviewed the plans submitted with the above referenced petition. The following comments are not intended 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 to the comments of the Department of Permits and Licenses, and if additional explanation is required, you may contact Mr. Ted Dunham at 494-3507.

Enclosed are all comments submitted from the members of the Committee at this time that offer or request information on your petition. If similar comments from the remaining members are received, I will forward them to you. Otherwise, any comment that is not informative will be placed in the hearing file. This petition was accepted for filing on the date of the enclosed filing certificate and a hearing scheduled accordingly.

Very truly yours,

Nicholas B. Commodari

NICHOLAS B. COMMODARI
Chairman
Zoning Plans Advisory Committee

Enclosures

cc: Evans, Hagan & Holdrege, Inc.
8013 Belair Road
Baltimore, Maryland 21236

BALTIMORE COUNTY
DEPARTMENT OF PUBLIC WORKS
TOWSON, MARYLAND 21204

HARRY J. PISTEL, P.E.
DIRECTOR

August 9, 1982

Mr. William E. Hammond
Zoning Commissioner
County Office Building
Towson, Maryland 21204

Re: Item 05 (1982-1983)
Property Owner: Merritt Blvd. Limited Partnership
N/E corner Westfield Rd. and Merritt Blvd.
Area: 2,440 sq. ft. District: 12th

Dear Mr. Hammond:

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:

Baltimore County highway and utility improvements exist and are not directly involved.

This office has no further comment in regard to the plan submitted for Zoning Advisory Committee review in connection with this Item 5 (1982-1983).

Very truly yours,

Charles E. Dunham, P.E., Chief
Bureau of Public Services

RAM:EAM:PNR:iss

cc: Jack Wisbley

E-WM Key Sheet
9 & 10 SE 22 Pos. Sheets
SE 3 F Topo
103 Tax Map

BALTIMORE COUNTY
FIRE DEPARTMENT
TOWSON, MARYLAND 21204
825-7310

PAUL H. RENCKE
CHIEF

September 1, 1982

Mr. William E. Hammond
Zoning Commissioner
Office of Planning and Zoning
Baltimore County Office Building
Towson, Maryland 21204

Attention: Nick Commodari, Chairman
Zoning Plans Advisory Committee

Re: Property Owner: Merritt Blvd. Limited Partnership

Location: NE/Cor. Westfield Road and Merritt Blvd.

Item No.: 5

Zoning Agenda: Meeting of July 6, 1982

Gentlemen:

Pursuant to your request, the referenced property has been surveyed by this Bureau, and the comments below marked with an "X" are applicable as 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 of 100 feet along an approved road in accordance with Baltimore County Standards as published 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 _____

EXCEEDS 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 operation.

- (X) 5. The buildings and structures existing or proposed on the site shall comply with all applicable requirements of the National Fire Protection Association Standard No. 101 "Life Safety Code", 1976 Edition prior to occupancy.

- () 6. Site plans are approved, as drawn.

- () 7. The Fire Prevention Bureau has no comments, at this time.

ADVISED: Paul H. Rencke, 9/1/82 Method and
Planning Group Approved: [Signature] Fire Prevention Bureau
Special Inspection Division

JK/mby/cn

BALTIMORE COUNTY
DEPARTMENT OF PERMITS & LICENSES
TOWSON, MARYLAND 21204
494-3500

TED LAJESKI, JR.
DIRECTOR

August 9, 1982

Mr. William E. Hammond, Zoning Commissioner
Office of Planning and Zoning
County Office Building
Towson, Maryland 21204

Dear Mr. Hammond:

Comments on Item # 5 Zoning Advisory Committee Meeting July 6, 1982 are as follows:

Property Owner: Merritt Blvd. Limited Partnership
Location: NE/Corner Westfield Road and Merritt Blvd.
Proposed Zoning:

Area: 2,440 sq. ft.
District: 12th

The items checked below are applicable:

- X 1. All structures shall conform to the Baltimore County Building Code 1981/ Council Bill 48-82 State of Maryland Code for the Handicapped and Americans with Disabilities Act.
- 2. A building/_____ permit shall be required before beginning construction.
- 3. Residential: Three sets of construction drawings are required to file a permit application. Architect/engineer seal is/is not required.
- X 4. Commercial: Three sets of construction drawings with a Maryland Registered Architect or Engineer shall be required to file a permit application.
- 5. In wood frame construction an exterior wall erected within 5' of an adjacent lot line shall be of one hour fire resistive construction, no openings permitted within 1'-0" of lot lines. A firewall is required if construction is on the lot line. See Table 101, line 2, Section 1107 and Table 1108.
- 6. Requested variance conflicts with the Baltimore County Building Code, Section/_____
- X 7. A change of occupancy shall be applied for, along with an alteration permit application, and three required sets of drawings indicating how the structure will meet the Code requirements for the proposed change. Business may require a professional seal. Change of use is from mercantile use "C" to assembly use "A-3".
- 8. Before this office can comment on the above structure, please have the owner, then the services of a Registered in Maryland Architect or Engineer certify to this office, that the structure for which a proposed change in use is proposed complies with the height/area requirements of Table 505 and the required construction classification of Table 101.
- X 9. Comments: Blue Bookings 312.0 for mixed uses and possible fire separations between adjoining occupancies. Provide handicapped parking spaces, curb cuts, ramps, signs, between otherwise comply with the State Handicapped Code.

NOTE: These comments reflect only on the information provided by the drawings submitted to the office of Planning and Zoning and are not intended to be construed as the full extent of any permit.
If desired additional information may be obtained by visiting Room #112 (Plans Review) at 111 West Chesapeake Ave., Towson.

Very truly yours,

Charles E. Dunham, Chief
Plans Review

Therefore, IT IS ORDERED by the Zoning Commissioner of Baltimore County, this 18th day of October, 1982, that the Petition for Special Exception for an arcade, in accordance with the site plan prepared by Evans, Hagen and Holdefer, Inc., dated June 18, 1982, and marked Petitioner's Exhibit 2, is hereby GRANTED, from and after the date of this Order, subject, however, to the following restrictions:

1. A maximum of 30 amusement devices and children's rides shall be located within the enclosed area depicted on Petitioner's Exhibit 2 as containing 2,440 square feet and any increase in area, change in location within the center, or increase in number of amusement devices, including children's rides, shall be subject to a public hearing to amend this Order.
2. The use as an arcade shall cease upon termination or expiration of the lease with U.F.O. Landing, Inc., a Maryland corporation, and shall not be leased or subleased to another person, partnership, or corporation without a public hearing to extend the special exception to a new tenant.
3. Video games shall be at a ratio of at least 3 to 1 as applied to other amusement devices, including children's rides, and no prize, other than extended play time, shall be awarded. All rules for play, conduct, and dress required of patrons shall be conspicuously posted in and about the premises and shall be strictly enforced. No one under the age of 18 years shall be permitted on the premises during school hours.

4. The hours of operation shall be between 11:00 a.m. and 12:00 midnight, Monday through Thursday; 11:00 a.m. and 1:00 a.m. Friday and Saturday; and 12:00 noon and 12:00 midnight, Sunday.

One of the owners shall be on the premises at all times the business is open Monday through Thursday and one of the owners and at least one other person in authority on the premises Friday through Sunday to strictly enforce these restrictions and those of the management.

6. A revised site plan, incorporating the restrictions set forth above, shall be submitted for approval by the Department of Public Works and the Office of Planning and Zoning.

**Zoning Commissioner of
Baltimore County**

Robert Y. Dubel, Superintendent

Towson, Maryland - 21204

Date: July 8, 1982

Mr. William E. Hammond
Zoning Commissioner
Baltimore County Office Building
1111 West Chesapeake Avenue
Towson, Maryland 21204

Z.A.C. Meeting of: July 6, 1982

RE: Item No: 1, 2, 3, 5, 6, 7, 8, 9, 10, 11, 12
Property Owner:
Location:
Present Zoning:
Proposed Zoning:

District:
No. Acres:

Dear Mr. Hammond:

All of the above have no bearing on student population.

Very truly yours,
Wm. N. Petrovich
Wm. Nick Petrovich, Assistant
Department of Planning

KMP/bp

WE THE FOLLOWING ARE IN FAVOR OF AN ARCADE IN THE MERRITT POINT SHOPPING CENTER WHERE YOUNG PEOPLE CAN PLAY VIDEO MACHINES IN A SUPERVISED ENVIRONMENT RATHER THAN IN UNCONTROLLED PLACES SUCH AS THE LOCAL BARS AND STORES:

NAME	ADDRESS
772-4771. Kenneth C. Schmidt	501 Woodfield Rd. E
Mr & Mrs Richard Salzman	2900 Plainfield Rd.
Mr & Mrs Charles Seppi	2900 Plainfield Rd
Mr & Mrs Ronald Smith	1305 Hard Rd
Mrs Mrs Frank Smith	7816 Kentley Rd.
Mr & Mrs William Randall	2914 Yorkway
Mrs Mary Howard	7718 Trapp Rd
Mrs Beverly Kuntich	
Mrs Nancy Welch	2706 Creston Road -
Mrs. & Mrs. William Jones	1523 Leslie Rd.
Mr Howard Welch	2706 Creston Road
Mrs Alma Selley	2708 Creston Road
Mrs F. Selley	2708 Creston Road
Ernest Reindel	2710 Creston Rd.
Wm D. Echeaga Jr.	2704 Creston Rd.
John J. Wright	2712 Creston Rd.
G. A. Harloe	2718 Creston Rd.

RE: PETITION FOR SPECIAL EXCEPTION : BEFORE THE ZONING COMMISSIONER
Beginning 269' NW of Westfield Rd.,
355' E of Merritt Blvd., 12th District : OF BALTIMORE COUNTY
MERRITT BLVD, LIMITED : Case No. 83-72-X
PARTNERSHIP, Petitioner

ORDER TO ENTER APPEARANCE

Mr. Commissioner:

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 therefor, and of the passage of any preliminary or final Order in connection therewith.

Peter Max Zimmerman
Peter Max Zimmerman
Deputy People's Counsel

John W. Messian
John W. Messian, III
People's Counsel for Baltimore County
Rm. 223, Court House
Towson, Maryland 21204
494-2188

I HEREBY CERTIFY that on this 25th day of August, 1982, a copy of the foregoing Order was mailed to Mr. Murray L. Wolman, Merritt Blvd. Limited Partnership, 3 Greenwood Place, Pikesville, Maryland 21208, Petitioner.

John W. Hessian, III
John W. Hessian, III

WE THE FOLLOWING ARE IN FAVOR OF AN ARCADE IN THE MERRITT POINT SHOPPING CENTER WHERE YOUNG PEOPLE CAN PLAY VIDEO MACHINES IN A SUPERVISED ENVIRONMENT RATHER THAN IN UNCONTROLLED PLACES SUCH AS THE LOCAL BARS AND STORES:

NAME	ADDRESS
Mr. William C. Kendall	1938 Church Rd.
Vi Anna Cook	355 Wright Ave.
Bronche Hovan	2004 Jasmine Rd.
Kevin Longpacki	123 Bayview Dr.
Bill Liller	132 Lenell Rd.
Mark J. Hunter	8346 Karsnapth Rd.
Kathy Willy	7520 Westfield Rd.
Kirk Bresley	8028 Kavanagh Rd.
Chris Kemel	4 Midway Ave.
Sammy Hamming	7895 Chancelmont Rd.
Cheryl Simanovich	3127 Wallford Dr.
Rinda Pagano	8259 Dalhaven Rd.
Gianna Truabourie	1904 Barry Rd.
Patty Callusapini	8212 Spring Haven Rd.
Kenny Wilhelms	1706 Langport Ave.
Sammy Rogers	2040 Armes Way
Randy Ridgely	8154 Mial Haven Rd.
Chad Morgan	Burtonview Rd.
Barry Dapchitz	7800 Kavanagh Rd.
Lisa Burke	501 Bayview Dr.
Bonny Morrell	2706 McMan Ave.

WE THE FOLLOWING ARE IN FAVOR OF AN ARCADE IN THE MERRITT POINT SHOPPING CENTER WHERE YOUNG PEOPLE CAN PLAY VIDEO MACHINES IN A SUPERVISED ENVIRONMENT RATHER THAN IN UNCONTROLLED PLACES SUCH AS THE LOCAL BARS AND STORES.

NAME	ADDRESS
Joseph Bunch	2700 Doughty Road
Earl Culver	2714 Southbrook Rd
James E Jordan	2726 Southbrook Rd
Leann Lumsden	2808 Southbrook Rd
Jacqueline Spaulock	2812 Southbrook Rd
Carol Tallent	2818 Southbrook Rd
James James	2822 Southbrook Rd
W. Seelade	2709 Creston Rd
Robin Blumkremer	2173 Ormel Haven Rd.
Dave Tallent	2816 Southbrook Rd
Howard Jones	2706 CRESTON Rd.

WE THE FOLLOWING ARE IN FAVOR OF AN ARCADE IN THE MERRITT POINT SHOPPING CENTER WHERE YOUNG PEOPLE CAN PLAY VIDEO MACHINES IN A SUPERVISED ENVIRONMENT RATHER THAN IN UNCONTROLLED PLACES SUCH AS THE LOCAL BARS AND STORES:

NAME _____

ADDRESS

**PETITIONER'S
EXHIBIT**

James E. Ford
John J. Ford
Robert Rinder
Paulene Michaels
Gloria Childers
Homa Owens
Cathy Dunning
Edward Amos
~~John~~ Jean Ferguson
Al Fulton
Willie
Vaughan Welch
James L. Brown
Doris Martin
Robert W. Martin
Dorothy J. Martin
William A. Dorsey
Wm. J. Henderson
Josephine
Paul A. Gage

2843 Plainfield Rd.
2843 Plainfield Rd.
2207 Charlotte, RI
8110 Dunchalk Dr
8030 Kavanagh Rd
1403 ANGLESEA ST.
8500 Cone Rd
2532 McGowan Ave
1745 Harge Rd
1745 Harge Rd.
2500 North Point Rd
31 Viola Marie Dr.
8788 May Haven Rd.
1600 Melbourne
2801 Southbrook Rd
1205 Old Mt. Rd.

ORDER RECEIVED FOR FILING

DATE Dec 18 1962

BY Loth R. Lawrence

most of these live
right behind North Pond

ME THE FOLLOWING ARE IN FAVOR OF AN ARCADE IN THE MERRITT POINT SHOPPING CENTER WHERE YOUNG PEOPLE CAN PLAY VIDEO MACHINES IN A SUPERVISED ENVIRONMENT RATHER THAN IN UNCONTROLLED PLACES SUCH AS THE LOCAL BARS AND STORES:

WE THE FOLLOWING ARE IN FAVOR OF AN ARCADE IN THE MERRITT POINT SHOPPING CENTER WHERE YOUNG PEOPLE CAN PLAY VIDEO MACHINES IN A SUPERVISED ENVIRONMENT RATHER THAN IN UNCONTROLLED PLACES SUCH AS THE LOCAL BARS AND STORES:

NAME	ADDRESS
Melinda Jones	2706 Creston Rd.
Monica Young	8224 Morris Lane
Theresa Harker	2769 Plainfield Rd
Karen Ball	8642 Sandy Plains Rd
Loretta Jackson	1623 Gray Haven Ct
Nancy Curran	1914 Kinnaght Rd
Lonic Dugan	2001 Shore Rd
Barob Abrams	7912 Lynch Rd
Melissa Bizer	7855 Harold Rd.
Jeane Jordan	2020 Ewald Ave
Tracey Duncan	1963 Meritt Blvd.
Susan Cooper	7823 Jamesford Rd
Kim Wilcox	1952 Doreen Dr.
Michelle Orem	2261 Seale Rd
Sandy Duallow	5150 Hill-Haven
Marcell Williams	2253 Seale Rd.
Sharon Morris	2421 Plainfield Rd.
Margaret Schindler	1936 Ewald Ave
Joni McRae	47 West Ave
Patti Stewart	8010 Chelmsford Rd.
Denise Llang	7712 Taape Rd.

WE THE FOLLOWING ARE IN FAVOR OF AN ARCADE IN THE MERRITT POINT SHOPPING CENTER WHERE YOUNG PEOPLE CAN PLAY VIDEO MACHINES IN A SUPERVISED ENVIRONMENT RATHER THAN IN UNCONTROLLED PLACES SUCH AS THE LOCAL BARS AND STORES:

NAME	ADDRESS
Theresa Schaefer	2829 Laurel Rd
William E. Gerber	1403 Anglen Dr.
Chris Foster	1033 Elna Ave
John Hastings	3409 South Rd 22nd.
Harold J. Ruppel	2605 Blenheim Pk.
Wm. Fendall	1759 Jermine Rd
Karen Ruby	2605 Plainfield Road
Frank Walter	2800 Creston Road
Bill Lutz	2246 Plainfield Rd.
Shirley Hinkle	2728 South Rd
Barry Boudreau	2014 Creston Road
Ken Tamm	39 A1 Brook Dr.
Glenn Coby	2531 Ridge Road
	63 Brook Way

WE THE FOLLOWING ARE IN FAVOR OF AN ARCADE IN THE MERRITT POINT SHOPPING CENTER WHERE YOUNG PEOPLE CAN PLAY VIDEO MACHINES IN A SUPERVISED ENVIRONMENT RATHER THAN IN UNCONTROLLED PLACES SUCH AS THE LOCAL BARS AND STORES:

NAME	ADDRESS
Charles W. Matalby Jr.	7607 Riddle Ave. 21224
N.D. Blair	7807 FAIR GREEN RD
747 Payne	3410 Walbrook Dr
C.D. Hall	1804 Creston Ave 4200

BALTIMORE COUNTY, MARYLAND

INTER-OFFICE CORRESPONDENCE

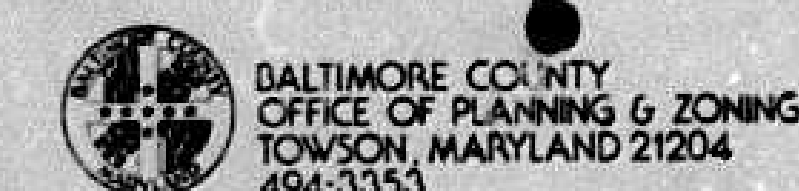
William E. Hammond
TO: Zoning Commissioner
Norman E. Gerber, Director
FROM: Office of Planning and Zoning
SUBJECT: Zoning Petition No. 83-72-X
Merritt Blvd. Limited Partnership

The proposed use would not be inappropriate here.

Norman E. Gerber
Director of Planning and Zoning

NEG:JGH:slc

cc: Arlene January
Shirley Hess



WILLIAM E. HAMMOND
ZONING COMMISSIONER

September 9, 1982

Merritt Blvd. Limited Partnership
c/o Murray L. Wolman
3 Greenood Place
Pikesville, Maryland 21208

Re: Petition for Special Exception
Begin. 269' NW of Westfield Rd., 355' E
of Merritt Blvd.
Merritt Blvd. Limited Partnership - Petitioners
Case #83-72-X

Dear Sir:

This is to advise you that \$91.55 is due for advertising and posting of the above property.

Please make the check payable to Baltimore County, Maryland, and remit to Arlene January, Zoning Office, Room 113, County Office Building, Towson, Maryland 21204, before the hearing.

Very truly yours,

William E. Hammond
Commissioner

BALTIMORE COUNTY, MARYLAND
OFFICE OF FINANCE - FEE DIVISION
MISCELLANEOUS CASH RECEIPT

DATE: 9/17/82 ACCOUNT: 01-662

AMOUNT: \$91.55

RECEIVED FROM: Merritt Blvd. Limited Partnership

FOR: Advertising & Posting Case #83-72-X

100875

6670000015515 8208A

VALIDATION OR SIGNATURE OF CAMBER

Mr. William E. Hammond
Zoning Commissioner
Room 109, County Office Building
Towson, Maryland 21204

RE: Case No. 83-72
Building Permit Application No.
Election District

Dear Mr. Hammond:

We, the undersigned, being the owner of the above mentioned property and the applicant for the above referenced building permit, do hereby acknowledge that we are fully aware of your Order being subject to a thirty (30) day appeal period, but wish to go ahead with the permit application prior to the expiration of said appeal period.

We hereby relieve our builder, Baltimore County, Maryland, and you from any liability or responsibility for any consequences which might arise during the appeal period.

Very truly yours,

Merritt Blvd. Ltd. Partnership
10/22/82

MBH:bco

PETITION FOR SPECIAL EXCEPTION

12th Election Distr. ct

ZONING: Petition for Special Exception
LOCATION: Beginning 269 ft. Northwest of Westfield Road, 355 ft. East of Merritt Boulevard
DATE & TIME: Tuesday, September 14, 1982 at 9:45 A.M.
PUBLIC HEARING: Room 106, County Office Building, 111 W. Chesapeake Avenue, Towson, Maryland

The Zoning Commissioner of Baltimore County, by authority of the Zoning Act and Regulations of Baltimore County, will hold a public hearing:

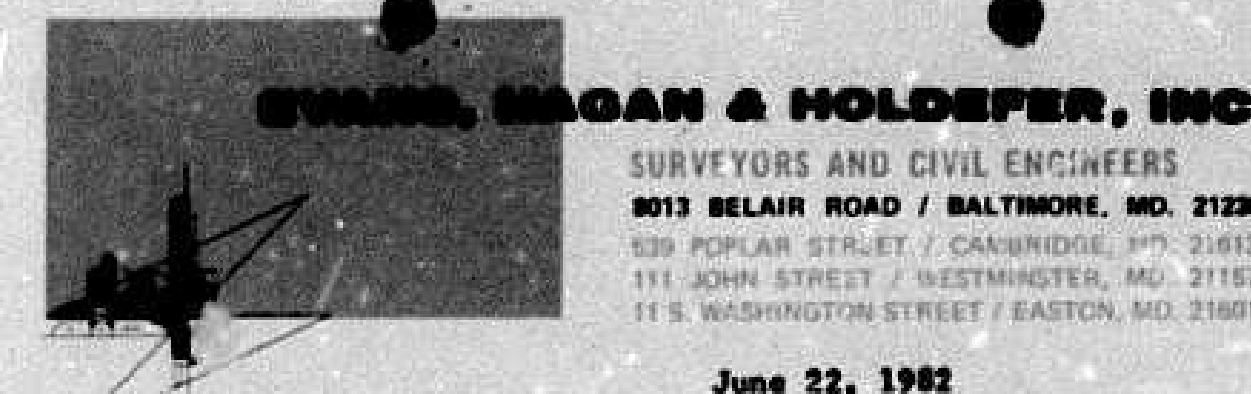
Petition for Special Exception for an arcade

All that parcel of land in the Twelfth District of Baltimore County

Being the property of Merritt Blvd. Limited Partnership, as shown on plat plan filed with the Zoning Department.

Hearing Date: Tuesday, September 14, 1982 at 9:45 A.M.
Public Hearing: Room 106, County Office Building, 111 W. Chesapeake Avenue, Towson, Maryland

BY ORDER OF
WILLIAM E. HAMMOND
ZONING COMMISSIONER
OF BALTIMORE COUNTY



DESCRIPTION TO ACCOMPANY PETITION FOR SPECIAL EXCEPTION FOR ARCADE IN A B.L. ZONE - PORTION OF MERRITT POINT SHOPPING CENTER, 12TH ELECTION DISTRICT, BALTIMORE COUNTY, MARYLAND

BEGINNING FOR THE SAME at a point situate at the end of the 6th of the four following courses and distances measured westerly and northerly from the corner formed by the intersection of the north side of Westfield Road and the east side of Merritt Boulevard, referring said courses and all of the courses in this description to the Grid Meridian as established by the Baltimore County Metropolitan District, (1) South 42 degrees 56 minutes 20 seconds East 23.84 feet (along the north side of Westfield Road), (2) South 79 degrees 27 minutes 10 seconds East 133.19 feet (along the north side of Westfield Road), (3) by a line curving to the left with a radius of 820 feet for a distance of 198 feet, more or less, (along the north side of Westfield Road), and thence leaving Westfield Road, (4) North 14 degrees 53 minutes 38 seconds West 269 feet, more or less, to the place of beginning, thence leaving said place of beginning and running the nine following courses and distances, viz: (1) South 75 degrees 06 minutes 22 seconds West 10 feet, more or less, (2) South 14 degrees 53 minutes 38 seconds East 12 feet, more or less, (3) South 75 degrees 06 minutes 22 seconds West 18 feet, more or less, (4) North 14 degrees 53 minutes 38 seconds West 45 feet, more or less, (5) North 75 degrees 06 minutes 22 seconds East 18 feet, more or less, (6) South 14 degrees 53 minutes 38 seconds East 15 feet, more or less, (7) North 75 degrees 06 minutes 22 seconds East 90.50 feet, more or less, (8) South 14 degrees 53 minutes 38 seconds East 18 feet, more or less, and (9) South 75 degrees 06 minutes 22 seconds West 80.50 feet, more or less, to the place of beginning. Containing 2,440 square feet of land, more or less.

NOTE: THIS DESCRIPTION HAS BEEN WRITTEN FOR ZONING PURPOSES ONLY AND IS NOT INTENDED TO BE USED FOR CONVEYANCES.

L. ALAN E. JAMES, P.E., L.S.
J. CAMPBELL HARRIS, L.S.
GEORGE W. M. ADEPSE, P.E.
JURI MAUTE, L.S.

CAMBRIDGE and EASTON
JESSE W. HURLEY



August 3, 1982

Merritt Blvd. Limited Partnership
c/o Murray L. Wolman
3 Greenwood Place
Pikesville, Maryland 21208

NOTICE OF HEARING

Re: Petition for Special Exception
Begin. 269' NW of Westfield Rd., 355' E of Merritt Blvd.
Merritt Blvd. Limited Partnership - Petitioners
Case #83-72-X Item #5

TIME: 9:45 A.M.

DATE: Tuesday, September 14, 1982

PLACE: ROOM 106 COUNTY OFFICE BUILDING, 111 W. CHESAPEAKE AVENUE,

TOWSON, MARYLAND



BALTIMORE COUNTY
OFFICE OF PLANNING & ZONING
TOWSON, MARYLAND 21204
494-3353

WILLIAM E. HAMMOND
ZONING COMMISSIONER

October 18, 1982

Mr. Murray L. Wolman
Merritt Boulevard Limited
Partnership
3 Greenwood Place
Pikesville, Maryland 21208

RE: Petition for Special Exception
Beginning 269' NW of Westfield Road,
355' E of Merritt Boulevard - 12th
Election District
Merritt Boulevard Limited Partner-
ship - Petitioner
NO. 83-72-X (Item No. 5)

Dear Mr. Wolman:

I have this date passed my Order in the above referenced matter in accord-
ance with the attached.

Very truly yours,

WILLIAM E. HAMMOND
Zoning Commissioner

WEH/srl

Attachments

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

No. 107942

BALTIMORE COUNTY MARYLAND
OFFICE OF FINANCE - REVENUE DIVISION
MISCELLANEOUS CASH RECEIPT

DATE: 8/23/82 ACCOUNT: 01-662
AMOUNT: \$50.00
RECEIVED FROM: Murray L. Wolman
FOR: 50.00 fee for Merritt Blvd. Limited Partnership
Items 5 6 042-*****00000 62304

VALIDATION OR SIGNATURE OF CASHIER

Mr. Murray L. Wolman
3 Greenwood Place
Pikesville, Maryland 21208

cc: Murray L. Wolman, Inc.
3043 Jackson Road
Baltimore, Maryland 21208

BALTIMORE COUNTY OFFICE OF PLANNING & ZONING

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

Your Petition has been received and accepted for filing this 02 day
of July, 1982.

WILLIAM E. HAMMOND
Zoning Commissioner

Petitioner: Merritt Blvd. Limited Partnership

Petitioner's Attorney: Nicholas E. Commodari
Chairman, Zoning Plans
Advisory Committee

CERTIFICATE OF POSTING ZONING DEPARTMENT OF BALTIMORE COUNTY Towson, Maryland

District: 12 Date of Posting: 8/20/82
Posted for: Petition for Special Exception
Petitioner: Merritt Blvd. Limited Partnership
Location of property: Beginning 269' NW of Westfield Rd.,
355' E of Merritt Blvd.
Location of Signs: Signs facing Merritt Blvd. at entrance to
shopping center; also on stone front
Remarks: None
Posted by: [Signature] Date of return: 9/3/82
Number of Signs: 2

PETITION MAPPING PROGRESS SHEET

FUNCTION	Wall Map		Original		Duplicate		Tracing		200 Sheet	
	date	by	date	by	date	by	date	by	date	by
Descriptions checked and outline plotted on map										
Petition number added to outline										
Denied										
Granted by ZC, BA, CC, CA										
Reviewed by: OI Revised Plans: Change in outline or description Yes Previous case: 81-221X Map # No										

CERTIFICATE OF PUBLICATION

OFFICE OF
Dundalk Eagle

38 N. Dundalk Ave.
Dundalk, Md. 21222

Sept. 9, 1982

THIS IS TO CERTIFY, that the annexed advertisement of
William Hammond, Zoning Comm. Balto. Co. in the matter
of zoning petition of Merritt Blvd. Limited Partnership
was inserted in The Dundalk Eagle a weekly news-
paper published in Baltimore County, Maryland, ~~once a week~~
for one ~~successive~~ weeks before the
27th day of August 1982; that is to say,
the same was inserted in the issues of:

August 26, 1982

Kimbel Publication, Inc.

Publisher.

By: Kimbel Delke

CERTIFICATE OF PUBLICATION

TOWSON, MD., August 26, 1982

THIS IS TO CERTIFY, that the annexed advertisement was
published in THE JEFFERSONIAN, a weekly newspaper printed
and published in Towson, Baltimore County, Md., ~~once a week~~
~~one time~~ ~~successive~~ weeks before the 14th
day of September, 1982, the ~~last~~ publication
appearing on the 26th day of August
1982.

THE JEFFERSONIAN,

L. Frank Smith
Manager.

Cost of Advertisement, \$

PETITION FOR SPECIAL EXCEPTION

LOCATION: Beginning 269' NW of Westfield Rd., 355' E of Merritt Blvd.

DATE & TIME: Tuesday, September 14, 1982 at 9:45 A.M.

PUBLIC HEARING: Room 106 County Office Building, 111 W. Chesapeake Avenue, Towson, Maryland.

The Zoning Commissioner of Baltimore County, by authority of the Zoning Act and Regulations of Baltimore County, will hold a public hearing.

At that point of time in the Twelfth District of Baltimore County.

Beginning for the site of a point of view at the end of the lot of the four following courses and distances: (1) South 22 degrees 22 minutes 30 seconds East 10 feet, more or less, to the place of beginning; (2) South 75 degrees 53 minutes 30 seconds East 10 feet, more or less, to the place of beginning; (3) South 75 degrees 53 minutes 30 seconds East 10 feet, more or less, to the place of beginning; (4) South 75 degrees 53 minutes 30 seconds East 10 feet, more or less, to the place of beginning.

Containing 2.44 square feet of land, more or less.

NOTE: THIS DESCRIPTION WAS WRITTEN FOR ZONING PURPOSES ONLY AND IS NOT INTENDED TO BE USED FOR CONVEYANCE.

Being the property of Merritt Blvd. Limited Partnership, as shown on plat plan filed with the Zoning Department.

Hearing Date: Tuesday, September 14, 1982 at 9:45 A.M.

Public Hearing Room 106 County Office Building, 111 W. Chesapeake Avenue, Towson, Maryland.

By Order of William E. Hammond, Zoning Commissioner of Baltimore County.

83-72-X

83-72-X

83-72-X

83-72-X

83-72-X

83-72-X

83-72-X

83-72-X

83-72-X

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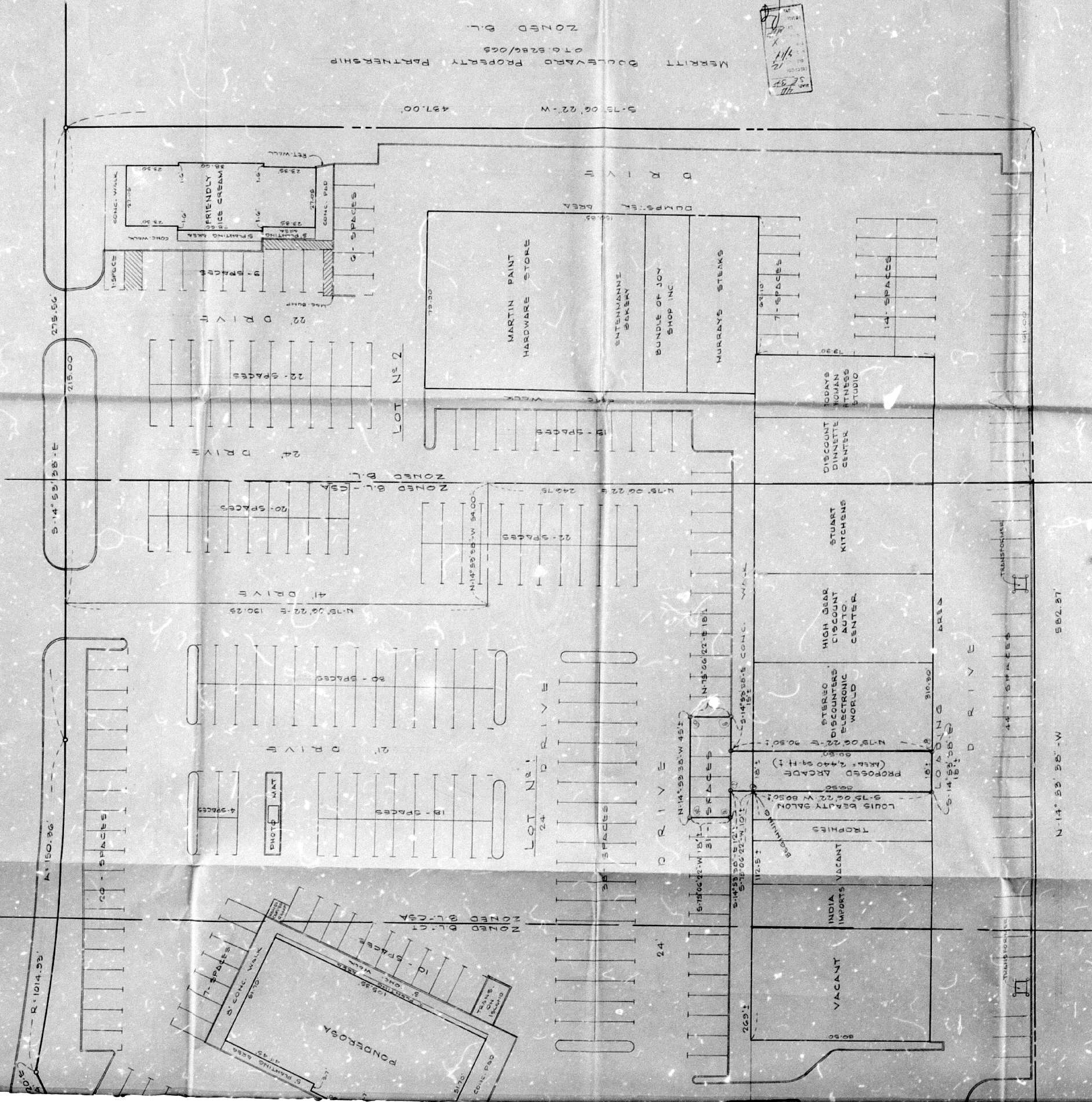
83-72-X

83-72-X

83-72-X

MERRITT

BLVD.



TO ACCOMPANY PETITION FOR SPECIAL EXCEPTION
FOR ARCADE IN A B.L. ZONE

MERRITT POINT SHOPPING CENTER

12TH ELECTION DISTRICT

FOR

DEVELOPMENT REALTY CORPORATION
PIKESVILLE PLAZA BLDG. 600 REISTERSTOWN RD
SUITE 200E PIKESVILLE MARYLAND, 21208

BALTIMORE GAS & ELECTRIC COMPANY
LINCOLN 905/414

PETITIONER'S
EXHIBIT 2

EVANS, HAGAN & HOLDEFER, INC.

SURVEYORS AND CIVIL ENGINEERS

8013 BELAIR ROAD / BALTIMORE, MD. 21234

(301) 648-1501

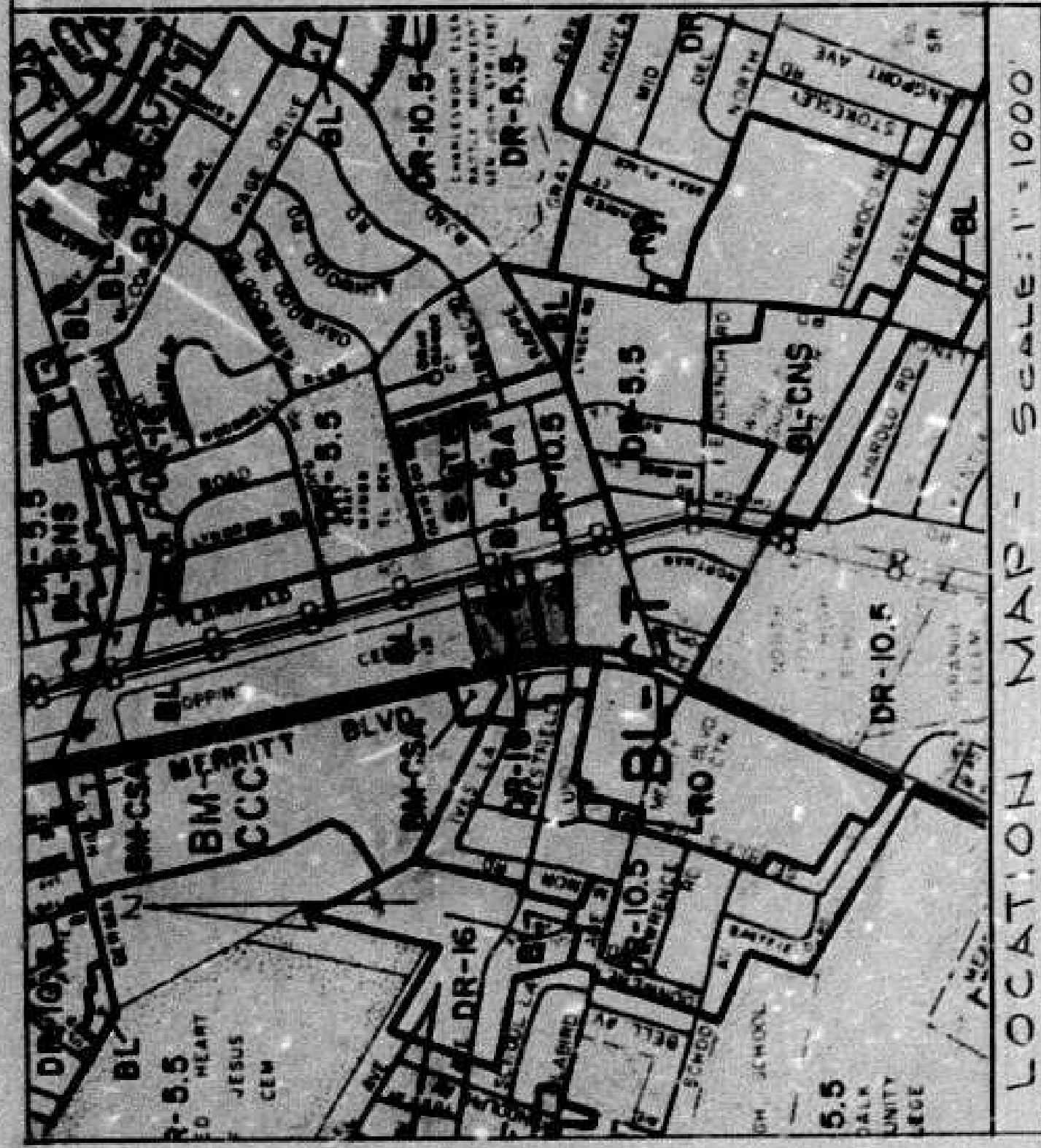
228 N. 44th STREET / BALTIMORE, MD. 21212 (301) 284-1000

111 JOHN STREET / WESTMINSTER, MD. 21157 (301) 348-1200

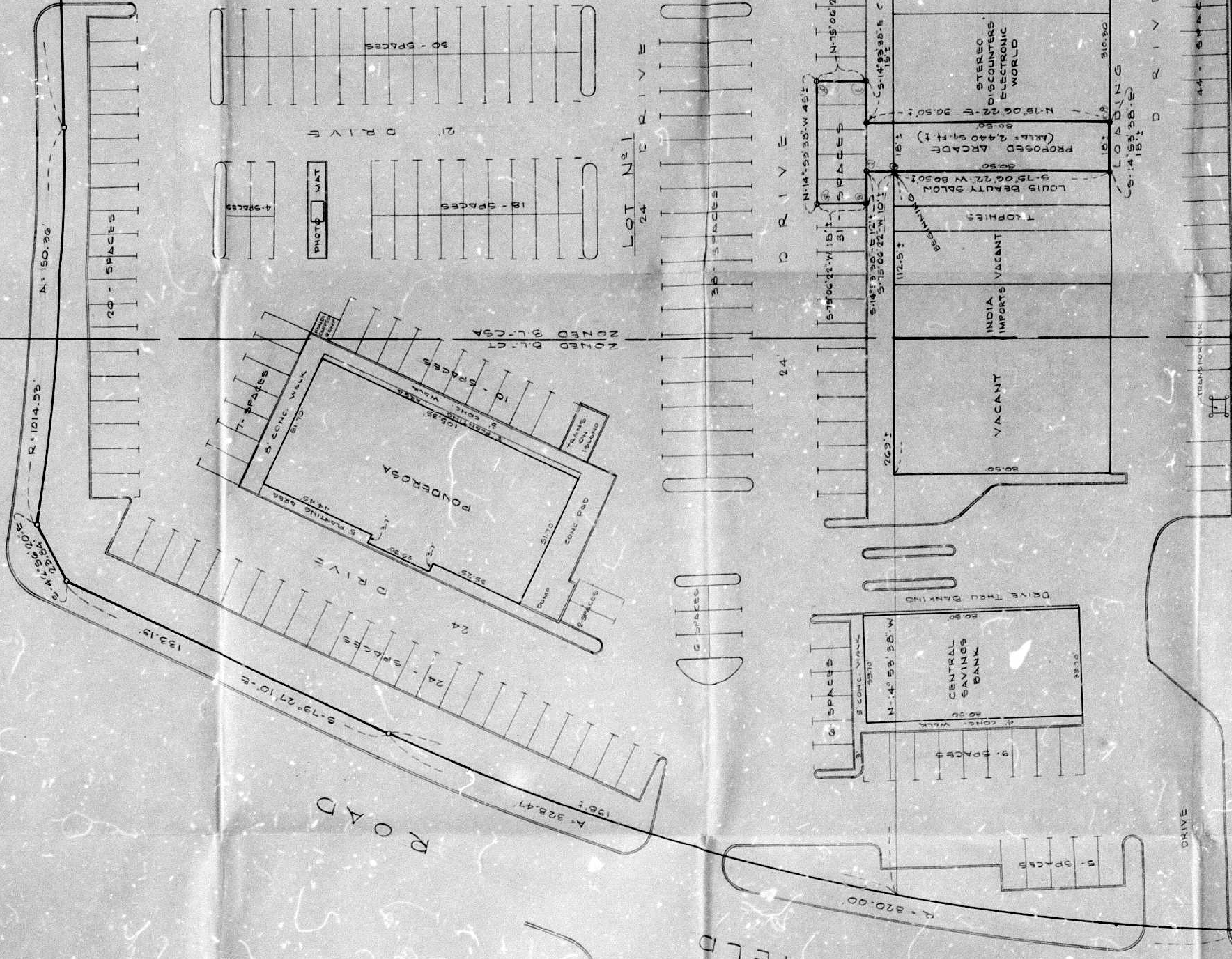
111 S. WASHINGTON STREET / EASTON, MD. 21829 (301) 827-9433

DATE: JUNE 19, 1982 SCALE: 1" = 20'

DWG. No.



MERRITT



GENERAL NOTES

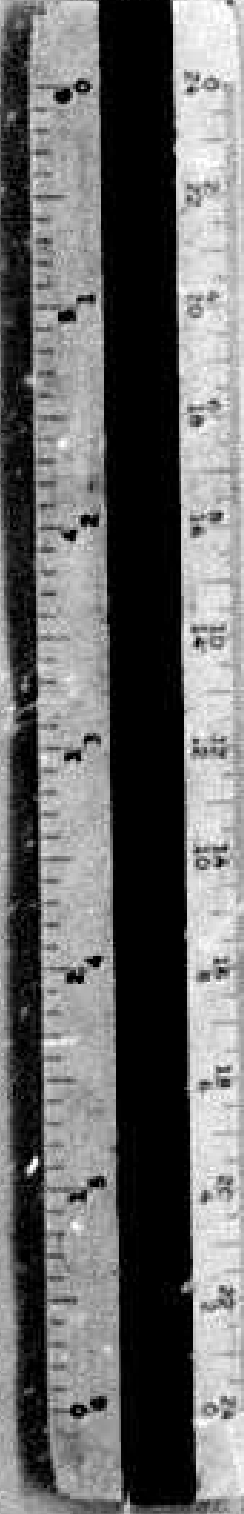
1. AREA OF PROPERTY - 5.257 AC.
2. EXISTING ZONING - B.L. (AS SHOWN)
3. EXISTING USE - SHOPPING CENTER, RETAIL, RESTAURANTS & BANKING.
4. PROPOSED USE - SAME AS EXISTING USE, AND AN ARCADE.
5. PROPOSED ZONING - B.L. WITH A SPECIAL EXCEPTION FOR ARCADE (BILL 25-92 SECT. 250.12).
6. PARKING REQUIRED:
 - RETAIL - 22,181' x 200' = 161 Spaces
 - NON-RETAIL - 6,623' x 300' = 93 Spaces
 - RESTAURANTS - 7,973' x 50' = 100 Spaces
 - ARCADE - 1443' x 300' = 9 Spaces
 - TOTAL - 343 Spaces
7. PARKING EXISTING - 268 SPACES.
8. EXISTING UTILITIES ARE IN ROAD BEDS.

PLAT TO ACCOMPANY PETITION FOR SPECIAL E
FOR ARCADE IN A B.L. ZONE
MERRITT POINT SHOPPING CENTER
12TH ELECTION DISTRICT

FOR

DEVELOPMENT REALTY CORPORATION
PIKESVILLE PLAZA BLDG. 600 REISTERSTOWN RD
SUITE 200E PIKESVILLE MARYLAND, 21208

33.14





LOCATION MAP - SCALE: 1"=1000'

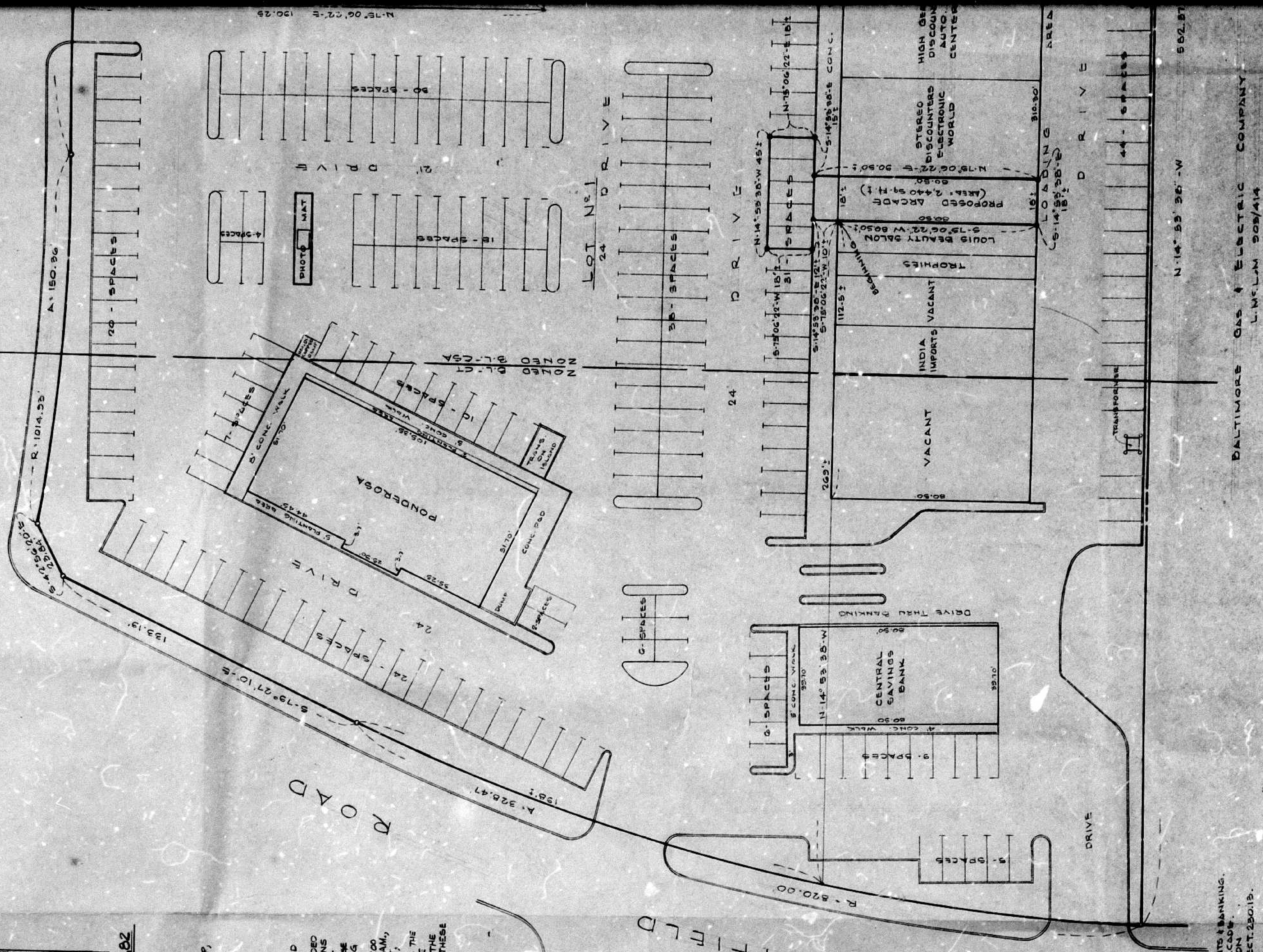
RESTRICTIONS AS PER ORDER, DATED OCT. 18, 82

PETITION NO. 83-72-X (ITEM NO. 5)

1. A MAXIMUM OF 30 AMUSEMENT DEVICES AND CHILDREN'S RIDES SHALL BE LOCATED WITHIN THE ENCLOSED AREA DEPICTED ON PETITIONER'S EXHIBIT 2 AS CONTAINING 2,440 S.F. AND ANY INCREASE IN AREA, CHANGE IN LOCATION WITHIN THE CENTER, OR INCREASE IN NUMBER OF AMUSEMENT DEVICES, INCLUDING CHILDREN'S RIDES, SHALL BE SUBJECT TO A PUBLIC HEARING TO AMEND THIS ORDER.
2. THE USE AS AN ARCADE SHALL CEASE UPON TERMINATION OR EXPIRATION OF THE LEASE WITH "UFO LANDINGS, INC. A MARYLAND CORP." AND SHALL NOT BE LEASED OR SUBLEASED TO ANOTHER PERSON, PARTNERSHIP, OR CORPORATION WITHOUT A PUBLIC HEARING TO EXTEND THE SPECIAL EXCEPTION TO A NEW TENANT.
3. VIDEO GAMES SHALL BE AT A RATIO OF AT LEAST 3 TO 1 AS APPLIED TO OTHER AMUSEMENT DEVICES, INCLUDING CHILDREN'S RIDES, AND ON PRIZE, OTHER THE EXTENDED PLAY TIME, SHALL BE AWARDED ALL RULES FOR PLAY, CONDUCT, AND DRESS REQUIRED OF PATRONS SHALL BE CONSPICUOUSLY POSTED IN AND ABOUT THE PREMISES AND SHALL BE STRICTLY ENFORCED. NO ONE UNDER THE AGE OF 15 YEARS SHALL BE PERMITTED ON THE PREMISES DURING SCHOOL HOURS.
4. THE HOURS OF OPERATION SHALL BE BETWEEN 11:30 A.M. AND 12:00 MIDNIGHT, MONDAY THROUGH THURSDAY; 11:30 A.M. AND 12:00 A.M., FRIDAY & SATURDAY; AND 12:00 NOON AND 12:00 MIDNIGHT, SUNDAY.
5. ONE OF THE OWNERS SHALL BE ON THE PREMISES AT ALL TIMES THE BUSINESS IS OPEN MONDAY THROUGH THURSDAY & ONE OF THE OWNERS & AT LEAST ONE OTHER PERSON IN AUTHORITY ON THE PREMISES FRIDAY THROUGH SUNDAY TO STRICTLY ENFORCE THESE RESTRICTIONS AND THOSE OF THE MANAGEMENT.

WELDON RD.

MERRITT



GENERAL NOTES

1. AREA OF PROPERTY - 5.957 AC. F.
2. EXISTING ZONING - B.L. (AS SHOWN)
3. EXISTING USE - SHOPPING CENTER, RETAIL RESTAURANTS & BANKING.
4. PROPOSED USE - SAME AS EXISTING USE, AND AN ARCADE.
5. PROPOSED ZONING - B.L. WITH A SPECIAL EXCEPTION FOR ARCADE (BILL 29, 82 SECT. 230.13).
6. PARKING REQUIRED:
 - RETAIL - 92,181 S.F. = 200 - 161 SPACES
 - NON-RETAIL - 6,633 S.F. = 800 - 25 SPACES
 - RESTAURANTS - 1,973 S.F. = 80 - 160 SPACES
 - ARCADE - 1,445 S.F. = 200 - 345 SPACES
 - TOTAL - 345 SPACES
7. PARKING EXISTING - 506 SPACES.
8. EXISTING UTILITIES ARE IN ROAD BEDS.

PLANS APPROVED

OFFICE OF PLANNING & ZONING

DATE: 10/25/82

BY: [Signature]

DATE: 10/25/82

BY: [Signature]

DATE: 10/25/82

BY: [Signature]

PLAT TO ACCOMPANY PETITION FOR SPECIAL E
FOR ARCADE IN A B.L. ZONE
MERRITT POINT SHOPPING CENTE
12TH ELECTION DISTRICT

FOR
DEVELOPMENT REALTY CORPORATION
PIKEVILLE PLAZA BLDG. 500 WESTSTOWN RD.
SUITE 200B PIKEVILLE MARYLAND 21208

FOR

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FOR