# PETITION FOR ZONING RE-CLASSIFICATION SPECIAL EXCEPTION AND/OR VARIANCE

TO THE COUNTY BOARD OF APPEALS OF BALTIMORE COUNTY:

The undersigned, legal owner(s) of the property situate in Baltim re 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 zone to an zone to an zone, for the reasons given in the attached statement, and (2) for a Special Exception, under the said Zoning Law and Zoning Regulations of Baltimore County, to use the herein described property

-----

and (3) i. he reasons given in the attached statement, a variance from the full twing sections of the Zoning Law and Zoning Regulations of Baltimore County:

Property is to be posted and advertised as prescribed by The Baltimore County Code.

I, or we, agree to pay expenses of above Re-classification, Special Exception and/or Variance, 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

Contract Purchaser:	Legal Owner(s):
(Type or Print Name)	(Type of Fine Kame)
Signature	Stempture 1 Manual 1 100 Mission
\ddress	(Type or Print Name)
City and State	Signature
Attorney for Petitioner:	
	TOO FARMOUNT AVENUE 823-063
(Type or Print Nar e)	Address Phone Nc.
Sign ture	City and State MD 2:204
Address	Name, address and phone number of legal owner, con- tract purchaser or representative to be contacted
City and State	Name
Attorney's Telephone No.:	Address Phone No.

Case No. R-83- 191 (Item 4, Cycle IV) RALPH DeCHIARO ENTERPRISES "B", INC., Petitioner :::::::

## ORDER TO ENTER APPEARANCE

To the Honorable, Members of Said Board:

RE: PETITION FOR RECLASSIFICATION : S/S Village Queen Drive, 225'

3rd District

NW from centerline of Craddock Lc.

Pursuant to the authority contained in Section 524, 1 of the Ealtimore County Charter, I hereby enter my appearance in this proceeding. You are requested to notify me of any houring date or dates which may be now or hereafter designated theretor, and of the passage of any preliminary or final Order in connection therewith.

last scormerous Peter Max Zimmerman Deputy People's Course!

Home Tel Herrien, The John W. Hessian, III People's Counsel for Baltimore County Rm. 223, Court House Towson, Maryland 21204

BEFORE THE COUNTY BOARD OF APPEALS

OF BALTIMORE COUNT '

I HEREBY CERTIFY that on this 25th day of January, 1983, a copy of the foregoing Order was mailed to Mr. Anthony P. Rubino, Ralph DeChiaro Enterprises "B", Inc., '00 Fairmount Avenue, Towson, Maryland 21204, Petitioner.

> and . It is she ad ear it is John W. Hessian, III

> > --,--< P

IN THE MATTER OF THE APPLICATION OF RALPH DeCHIARO EFTERPRIS for reclassification from D.R. 16 to R-0 8/8 Village Queen Drive 275' from c/1 of Credock Lane 3rd District

EALTIMORE COUNTY No. R-83-191 (Item #4 - Cycle IV)

## OFFICE OF DISMISSAL

This case is a petition for reclassification from D.R. 16 to R-O of property located on the south side of Village Queen Drive 225 feet from the centerline of Credock Lane, in the Third Election District of Baltimore County.

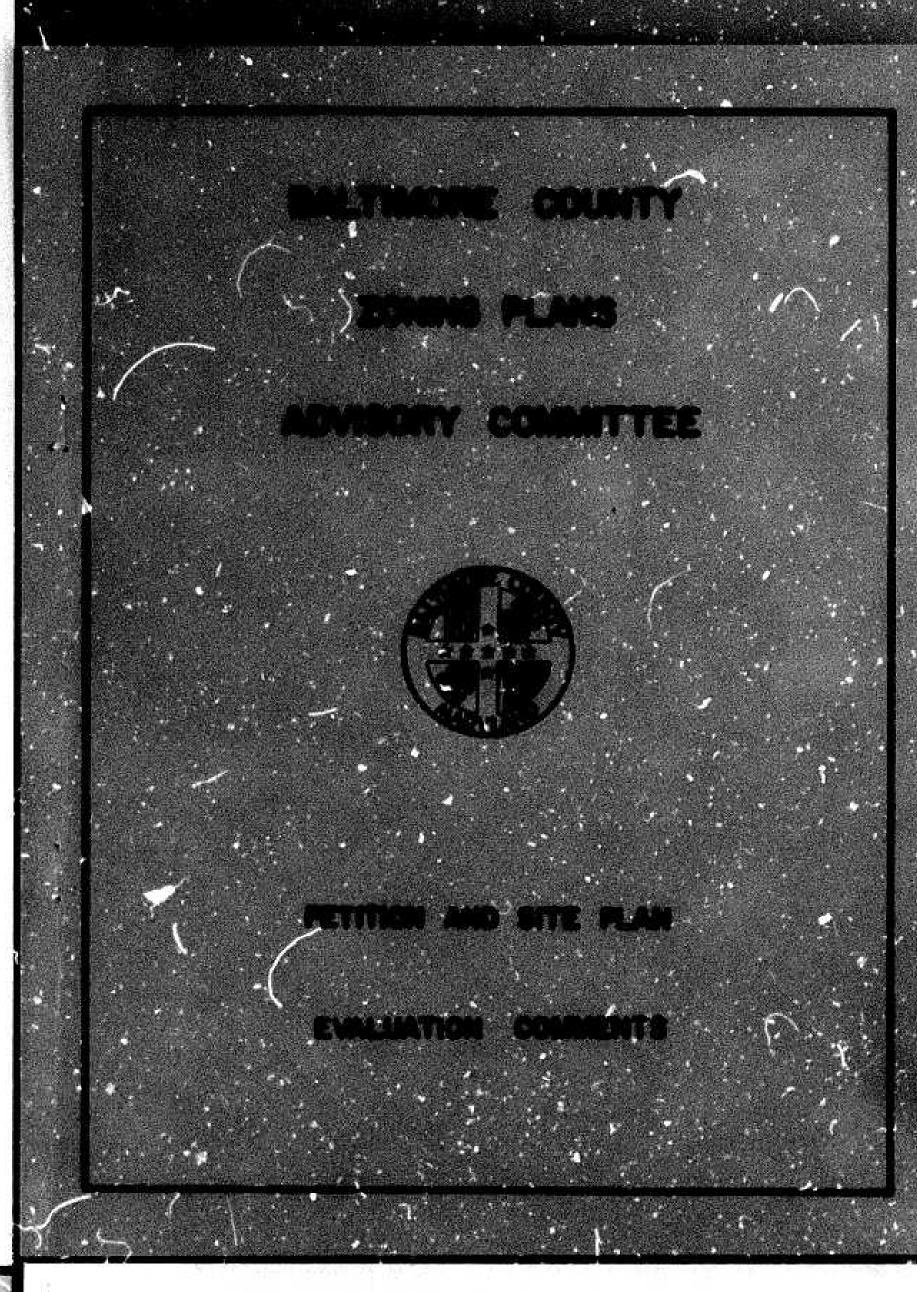
The case was scheduled for hearing before the Board of Appeals on Thursday, April 7, 1983 at 10 a.m. The Board waited until 10:30 a.m. and the Petitioner failed to appear. Peter M. Zismerman, Assistant People's Counsel, made a Motion to dismiss on this nonappearance, and the Board granted said Motion.

For the reasons set forth in the aforegoing Opinion, it is this 7th day of April, 1983, by the County Board of Appeals, ORDERED that because the Petitioner failed to appear the People's Counsel's Motive to Dismiss is granted and the petition is herety DISMISSED.

Any appeal from th's decision must be in accordance with Rules B-1 thru E-13 of the Maryland Rules of Procedure.

> COUNTY BOARD, OF APPEALS OF BALLTIMORN COUNTY Keith S. Frank, Acting Chairman Patricia Phiops

William R. Evens



## BALTIMORE COUNTY ZONING PLANS ADVISORY COMMITTEE

November 4, 1982

Mr. Anthony P. Rubino Ralph DeChiaro Enterprises "B", Inc. 700 Fairmount Avenue Towson, Maryland 21204

RE: Item No. 4 - Cycle No. IV Petitioner - Walph DeChiaro Enterprises "B:, Inc. Reclassification Petition

Dear Mr. Rubino:

HARC-Form 1

COUNTY OFFICE BLDG.

111 W. Chesapuake Ave.

Towson, Maryland 2.2'

Nicholas B. Commodari

Chairman

MEMBEAS

Bureau of

Engineering

Bureau of

Industrial Development

Fire Prevention

Healt' Depretment

Project Planning

Building Department

Board of Education

Zoning Administration

Department of

Traffic Engineering

State Roads Conmiss

This reclassification potition has been timely filed with the Board of Appeals for a public hearing within the October-April reclarsification cycle (Cycle IV). It has been reviewed by the zoning office as to form and content and has also been reviewed by the Zoning Plans Advisory Committee. The review and enclosed comments from the Conmittee are intended to provide you and the Board of Appeals with an insight as to possible conflicts or problems that could arise from the requested reclassification or uses and improvements that may be specified as part of the request. They are not intended to indicate the appropriateness of the zoning action requested.

If it has been suggested that the petition forms, descriptions, briefs, and/or the site plans be amended so as to reflect better compliance with the zoning regulations and/ or commenting agencies' standards and policies, you are requested to review these comments, make your own judgement as to their accuracy and submit the necessary amendments to this office before Monday, November 29, 1982. In the event that any requested amendments are not received prior to this date, the petition will be advertised as originally submitted.

The subject of this petition is part of the overall development of Queen Anna Village Addition, which is located between keisterstown Road and Craddock Lane in the 3rd Election District. It is improved with a large two story dwelling which appears to have historical value, and other accessory structures.

A review of the final development plan for the aforementioned subdivision indicates that the subject property has been used in tabulating the permitted density and is shown as part of the required open space. I spoke to your engineer, Mr. Dick Smith, concerning this matter, and he indicated that all of the permitted units have not been

Item No 4 - Cycle No IV Petitioner - Ralph DeChiaro Enterprises "B", Inc. Reclassification Petition

constructed. If the request is granted, he understands that the final development plan will have to be revised before proceeding with a proposed use.

In view of the fact that the submitted site plan does not indicate a proposed devolopment, the enclosed comments from this Committee are general in nature. If the requested reclassification is granted, more detailed comments from County agencies and the Committee (if a hearing is required) will be written when a proposed development is indicated. Any development in an R.O. zone is subject to the requirements of Bill No. 56-82. You may contact Mr. Jack Wimbley at 494-3335 for further information on this matter.

If you have any questions concerning the enclosed comments, please feel free to contact me at 494-3391. Notice of the specific hearing date which will be between March 1 and June 30, 1983, will be forwarded to you in the future.

> Very truly yours, NICHOLAS B. COMMODARI

Chairman Zoning Plans Advisory Committee

NBC:bsc Enclosures

cc: Mr. Dick Smith Kidde Consultants, Inc. 1020 Cromwell Bridge Road

Towson, Maryland 21204

BALTIMORE COUNTY DEPARTMENT OF PUBLIC WORKS TOWSON, MARYLAND 21204

HARRY I PISTEL P E

October 8, 1982

Mr. William T. Hackett, Chairman Board of Appeals Court House Towson, Maryland 21204

> Re: Item #4 Zoning Cycle IV (Oct. 1982-Apr. 1983) Property Owner: Ralph DeChiaro Enterprises S,'S Village Queen Drive 225' N/W from centerline of Craddock Lane Existing Zoning: C.R. 16 Proposed Zoning: R-O Acres: 0.53 District: 3rd

Dear Mr. Hackett:

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 or are as secured by Public Works Agreement 37263, executed in conjunction with the development of Queen Anne Village, of which this property is a part.

This office has no further comment in regard to the plan submitted for Zoning Advisory Committee review in connection with this Item 4 of Zoning Cycle IV (October 1982-April 1993).

Bureau of Public Services

RAM: EAM: IWA: 88

cc: Jack Wimbley

P-NE Key Sheet 37 NW 26 Pos. Sheet 1W 10- G TO,0 67 Tax Kap



BALTIMORE COUNTY
DEPARTMENT OF TRAFFIC ENGINEERING
TOWSON, MARYLAND 21204

STEPHEN E. COLLINS DIRECTOR

Novamber 1, 1932

Mr. William Harkett Chairman, Board of Appeals Office of !aw, Courthouse Towson, Maryland 21°24

> Cycle IV - Meeting of September 14, 1982 Item No. - 4 Property Owner: Ralph DeChiaro Interprises "B", Inc. Location: S/c Village Queen Drive 225ft N/W from Centerline of Cradock Lane Existing Zoning: D.R. 16 Proposed Zoning: R.O. Acres: (.53 District: 3rd

Dear Mr. Hackett:

The existing D.R. 16 zoning can be expected to generate approximately 65 trips per day and the proposed R.O. zoning can be expected to generate approximately 125 trips per /ay.

MSF/ccm

Traffic Engineer II

September 27, 1982

Mr. William Hackett, Chairman Board of Appeals Court House Towson, Maryland 21204

Dear Mr. Hackett:

Comments on Item #4, Cycle IV Meeting, September 14, 1982, are

as follows:

Ralph DeChiaro Enterprises "B", Inc. Property Owner: S/S Village Queen Drive 225' N/W from center-Location: line of Cradock Lane D.R. 16

Existing Zoning: Proposed Zoning:

0.53 3rd District:

The building is served by metropolitan water and sewer, therefore no health ha ards are anticipated.

Very truly yours

Ian J. Forrest Director BUREAU OF ENVIRONMENTAL SERVICES

9

BALTIMORE COUNTY ZONING PLANS ADVISORY COMMITTEE

December 6, 1982

COUNTY OFFICE BLUG. 1:1 w. Chesapeake Ave. Towson, Maryland 2120

600 Nic'olas B. Commodart

Chairman.

Bureau of Engineering Depart ant of Traffic Engineering State Roads Commissio

Bureau of Fire Prevention aith Department Project Planning Building Department

Board of Educatio-

Industrial

Development

Toming Administration

700 Fairmount Avenue Towson, Maryland 21204

Mr. Anthony P. Rubino

Ralph DeChiaro Enterprises "B", Inc.

RE: Item No. 4 - Cycle No. IV Petitioner - Ralph DeCliaro Enterprises "B", Inc. Reclassification Petition

Dear Mr. Rubino:

Enclosed please find addendum comments for the above referenced case.

> Very truly yours, Rechelas & Comme dare. doc.

NICHOLAS B. COMMODARI Chairman Zoning Plans Advisory Committee

NBC:bsc

Enclosure

cc: Mr. Dick Smith Kidde Consultants, Inc. 1020 Cromwell Bridge Road Towson, Maryland 21204

BALTIMORE COUNTY
FIRE DEPARTMENT
TOWSON, MARYLAND 2 TOWSON MARYLAND 21204

Towson, Maryland 21204

September 29, 1987

cr: William Hackett Mr. William Rammond Chairman of Board of Appeals Zoning Commissioner Office of Planning and Zoning Beltimore County Ofrice Building

Attention: Nick Commodari, Chairman Zoning Plans Advisory Committee

RB: Property Owner: Ralph DeChiaro Enterprises "B", Inc.

Location: S/S Village Queen Drive 225' N/W from centerline of Cradock Lane

Zoning Agenda: Meeting of September 14, 1982 Item Ho. 1 4

Centlemen:

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.

(X) 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 Standarus 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 snown at \_\_\_\_\_

EXCEEDS the maximum allowed by the Fire Department.

( ) 4. The sitt shall be made to comply with all applicable parts of the Pire 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.

Noted and Leonge M Wegands Planning Group Planning Group Fire Prevention Bureau Special Inspection Division

JK/mb /cm

BALTIMORE COUNTY, MARYLAND

INTER-OFFICE CORRESPONDENCE

C/O Nickolas Comodari

TO Chairman Balto. Co. Bd. of Appeals

Date September 29, 1982

FROM Charles E. Burnham, Plans keview Chief

SUBJECT Cycle Zoning IV. 1982

Item 4. Ralph DeChiaro Enterprises "B", Inc.

Any new structures, alterations, additions or changes of use shall require permits from the Baltimore County Department of Permits and License before proceeding. The applicable codes are the 1981 B.O.C.A.
Basic Building Code as amended by Bill #4-82 1981 B.O.C.A. Basic
"Sec. anical Code, The Baltimore County Plumbing and Gass Fitting Code 1973, the current edition of the Vational Electric Code and the Maryland State Code for the Handicapped (Code of Maryland Regulations 05.01.07.)

It shall be the owners responsibility to verify if an existing structure ca. in fact comply or be made to comply with the required height, area, use and type of construction, etc. thru a required

No other comments can be made from this office until sufficient architectural plans are provided illustrating any changes or new construction.

REASONS FOR RECLASSIFICATION

The 0.53 Acre + parcel requesting reclassification from "DR-le" to

ment residence with limited success. The problem being that the

The proposed reclassification to "R-7" will allow the petitioner

historical value of the building without destroying the building.

The proposed reclassification will furthermore stabilize property

For these and other reasons to be set forth at a later date this

petition to request a reclassification from 'DR-16" to "R-0" is being

values and increase the tax base for Baltimore County.

responsibilities of the petitioner.

made at this time.

users of the building have disregarded the historical nature of the

to control more effectively the use of the building and the tenants

that would occupy it. And, will allow the petitioner to retain the

building and have abused it thusly greatly increasing the maintenance

"R-O" is part of a 22.4 Acre + parcel that has partially been developed as garden apartments. The subject parcel requesting reclassification to "R-O" has a historical home on it that has been used as a 2 apart-

Marta Sunta.

BALTIMORE COUNTY PUBLIC SCHOOLS

Robert Y. Dubel, Superintendent

Mr. William E. Hammond

Baltimore County Office Building

1111 West Chesspeake Avenue

Zoning Commissioner

Towson, Maryland - 21204

Date: 9/17/82

fowson, Maryland 21204

Z.A.C. Meeting of: 9/14/82

RE: Item No: 4 Property Owner: Ralph DeChiaro Enterprises "B", Inc. Location: S/S Village Queen Drive 225' N/W from centerline of Craddock La. Present Zoning: D.R. 16 Proposed Zoning: R-0

District: 3rd No. Acres: 0.53

Dear Mr. Hammond:

Acreage too s-311 to have effect on student population.

Very truly yours Wm. Nick Fetrovich, Assistant Department of Planning

WNP/bp

March 10, 1983

Raigh DeChiaro Ratesprises "B", Inc. 790 Telement Avenue Tor Jon, Maryland 21206

> NOTICE OF HEARING Re: Petition for Reclassification S/S of Village Queen Drive, 225' NW of the c/1 of Credeck Lene Raigh DeChia, . Enterprises "B", Inc. - Petitioner

Gase No. R-83-191 Cycle EV - New 64

10:00 A. M. Thursday, April 7, 1983 PLACE: Room 218, Courthouse, Towson, Maryland

ear People's Councel

County Board of Appeals

DALTIMORE COUNTY
OFFICE OF FLANNING AND ZONING
TOWSON, MARYLAND 21204
494-3211 NORMAN E. GERDER DIRECTOR

December 3, 1982

Mr. William T. Hackett, Chairman Board of Appeals Room 219 - Court House Towson, Maryland 21204

Dear Mr. Hackett:

Comments on Item #4, Zoning Advisory Committee Meeting, Zoning Cycle IV -1982. September 14, 1982, are as follows:

Property Owner: Ralph DeChiaro Enterprises "5", Inc. Location: S/S Village Queen Drive 225' N/W from centerline of Cradock Lane Acres: 053 District: 3rd

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.

The property is located in the Gwynns Falls Sewer Area and must meet the requirements of Section 4n of the Baltimore County Zoning Regulations.

The property is also located in a Traffic Service Area controlled by a "D level" intersection. However, this is subject to change with the adoption of new maps by the Baltimore County Council in December, 1982.

If the petition is granted, the developer must comply with Bill 56-82 (Baltimore County Development Regulations).

Very truly yours,

John L. Wimbley (RH) John L. Wimbley Planner III Current Planning & Development

JLW: ;h

494-3180

County Board of Apprels Ream 219, Court House Ten. , Maryland 21204 April 7, 1983

Ralph DeChiaro Enterprises "B", Inc. 700 Fairmount Avenue Towson, Maryland 21204

> Re: Case No. R-83-191 Relph DeChiaro Enterprises "B" . Inc .

Gentlemen:

Enclosed herewith is a copy of the Order of Dismissal passed today by the County Board of Appeals in the above entitled case.

Very truly yours,

Edith T. Eisenhart, Adm. Secretary

Encl.

cc: John W. Hessian, III, Esq. Mr. W. E. Hammon? Mr. J. E. Dyer Mr. N. E. Gerber Mr. J. G. Hosvell

Board of Education

PETITION FCK RECLASSIFICATION

3rd Election District

ZONING:

Petition for Reclassification

LOCATION:

South side of Village Queen Drive, 225 ft, Northwest of the

centerline of Cradock Lane

Thursday, April 7, 1983 at 10 00 A.M. DATE & TIME:

PUBLIC HEARING: Room 218, Courthouse, Towson, Maryland

The County Board of Appeals for Baltimore County by a thority of the Baltimore County Charter, will hold a public hearing:

> Present Zoning: D.R. 16 Proposed Zoning: R.O.

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

Being the property of Ralph DeChiaro Enterprises "B", Inc., as shown on plat plan filed with the Zoning Department.

> MALTIMORE COUNTY, MARYLAND OFFICE OF FINANCE - REVENUE DIVISION MISCELLANEOUS CASH RECEIPT

> > 180 ---- 190pots #319A

Hearing Date: Thursday, April 7, 1983 at 10:00 A.M. Public Hearing: Room 2!S, Courthouse, Towson, Maryland

> BY ORDER OF WILLIAM T. HACKETT, CHAIRMAN COUNTY BOARD OF APPEALS OF BALTIMORE COUNTY

KIDDE CONSULTANTS, INC. Subsidiary of Kidde, Inc.

1020 Cromwell Bridge Road Battmore, Mary-and 21204 (301) 321-5500

Direct Dial Number 321-5512

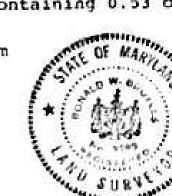
### DESCRIPTION

0.53 ACRE PARCEL, SOUTH SIDE OF VILLAGE, QUEEN DRIVE WEST OF CRADOCK LANE, "QUEEN ANNE VILLAGE ADDITION", BALTIMORE COUNTY, MARYLAND.

This Description is for Reclassification to "R-O"

Beginning in the center of Village Queen Drive at a point distant 225 feet, more or less, as measured northwesterly along the center of said Village Queen Drive from the center of Cradock Lane, running thence: (1) S 12° 36' 05" W 136 feet, more or less, to a point on the northeast side of the existing bath house in "Queen Anne Village Addition," thence along part of the northeast side of said bath house and continuing said course: (2) N 77° 23' 55" W 65.6 feet to the northwest side of the existing stone wall, thence binding on a part of said wall, (3) S 11° 40' 00" W 14.0 reet, thence four courses: (4) N "0° 20' 00" W 85.0 feet, (5) N 19° 43' 40" W 59.4 feet, (6) N 10° 30' 00" E 34 feet and (7) N 59° 30' 00" E 84.8 feet to a point in the bed of said Village Queen Drive, thence binding therein two courses: (8) S 82° 52° 30° E 92.7 feet and (9) S 77° 23' 55" E 29.18 feet to the place of beginning. Containing 0.53 of an acre of land.

RWB: rjm



August 23, 1982 J.O. 1-62179F

W.O. 1291C

ENGINEERS . PLANNERS . SURVEYORS

K-33-191 CERTIFICATE OF PUBLICATION

> TOWSON, MD., ... March\_17....., 19\_83\_\_ THIS IS TO CERTIFY, that the annexed advertisement was published in THE JEFFERSONIAN, a weekly newspaper printed and published in Towson, Baltimore County, Md. constants er one time \_\_xmaxemorexments before the \_\_7th\_\_\_\_\_ day of \_\_\_\_\_ April \_\_\_\_, 19\_ B3., the first publication appearing on the \_\_\_\_\_ day of \_\_\_\_\_ March\_\_\_\_

LAMOMARK COMMUNITY NEWSPAPERS OF MARYLAND, INC.

Westminster, Md. Mar. 17,19 F3

THIS IS TO CERTIFY that the annexed Req.#L42072 P 0 42330 was published for one (1) secessive weeks/days previous day of Mar, 1983 in the Carroll County Times, a daily newspaper published

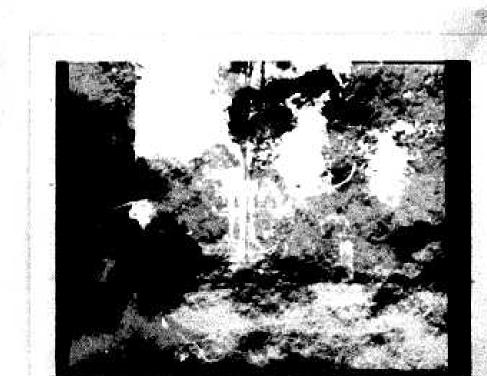
in Westminster, Carroll County, Maryland South Carroll Herald, a weekly newspaper published in Eldersburg, Carroli County, Maryland. Community Times, a weekly newspaper published in Reisterstown, Baltimore County, Maryland

LANDMARK COMMUNITY NEWSPAPERS OF MARYLAND, INC.

M. 107990

Per June Kuger

2, muna



THE JEFFERSONIAN, D. Leank Structon Cost of Advertisement, \$\_\_\_\_\_

R-83-191

Date of Posting 3-17-83 Posted for Reclassification.

Posted for Balph De Chiaro Cottoprius "B" INC.

Location of property 5/5 of Willage Queen Prive 225'NW

If the centuline of Credito Jane Location on some South sile of William Queen Drive approx 250'

NW of the artislase of Condock Home

Remarks:

Posted by N. J. arate Date of return: 3-25-83

Cable KIDDENGR Telex 87769

Raish DeChiaro Enterprises "B", Inc. 700 Fairmount Avenue Towege, Maryland 21204

DALTIMORE COUNTY
OFFICE OF PLANNING & ZONING
TOWSON, MARYLAND 21204

WILLIAM E HAMMOND ZONING COMMISSIONER

Re: Petition for Reclassification S/S Village Queen Dr., 225' NW of the c/l of Cradock JAne Ralph DeChiaro Enterprises "B", Inc., Petitioner Case No. R-83-191 Cycle IV - Item 64

March 25, 1983

Dear Mir

This is to advise you that \$345.21 is due for ad ertising and posting of the at we 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, , HAMMOND BALTIMORE COUNTY, MARYLAND OFFICE OF FINANCE - REVENUE DIVISION missioner MISCELLANEOUS CASH RECEIPT CCOURT Bulle615.000 PATE 4/7/85 AMOUNT \$345.21 rective Ralph DeChiare Esterprises B, Inc. Advertising & Posting Case #2-81-194

@ B80\*\*\*\*34521\*b #086A

