The undersigned, legar 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 describer property for a trailer ; and

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 perition, 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.

KAMENCA

tollin

Contract Purchaser Lagal Owner(s): Rovert Staylor Schmelz III (Type or Print Name) (Type or Print Name) ELECTION DISTRICT: 5 fb 3/ Item 159 679-8532 Phone No. Edgewood, Maryland 21040 Name, address and phone number of legal owner, contruct perchaser or representative to be contacted

1813 Steven Drive ORDERED By The Zoning Commissioner of Baltimore County, this 1 st required by the Zoning Law of Baltimore County in two newspapers of general circulation throughout Baltimore County, that property be pusted, and that the public hearing be had before the Zoning

Commissioner of Baltimore County in Room 106, County Office Building in Towson, Baltimore

Robert S. Schmelz III

County, on the 21st day of April _A.M.

FILING

FOR

E.C.O.-No. 1

(over)

BALTIMORE COUNTY ZONING PLANS ADVISORY COMMITTEE

COUNTY OFFICE BADG.

111 W. Chenapeake Ave. Towson, Maryland 21204

000 Nicholas B. Commodari Chairman

MEMBERS hursau of Engineering Department of Traffic Engineering

State Roads Comsission Bureau of Fire revention Bealth Department Project Flanning Building Department Board of Education Ioning Administration Industrial

Development

Mr. Robert S. Schmelz, III 1813 Steven Drive Edgewood, Maryland 21040

RE: Item No. 159 - Case No. 83-237-1 Petitioner - Robert S. Schmelz, III Special Exception Petition

Dear Mr. Schmelz:

Enclosed please find adderdum comments for the above referenced case.

Very truly yours,

April 11, 1983

Richelen & Commedan bee NICHOLAS B. COMMODARI Chairman Zoning Plans Advisory Committee

NBC:bsc

Enclosure

cc: Leo W. Rader 38 Belfast Road Timonium, Maryland 21093 RE: PETITION FOR SPECIAL EXCEPTION : BEFORE THE ZONING COMMISSIONER E/S of Falls Ra., 139' OF BALTIMORE COUNTY

S of the Centerline of Brick Story Rd., :

ROBERT STAYLOR SCHMELZ, III, Case No. 83-25.7-X

ORDER TO ENTER APPEARANCE

1111111

Mr. Commissioner:

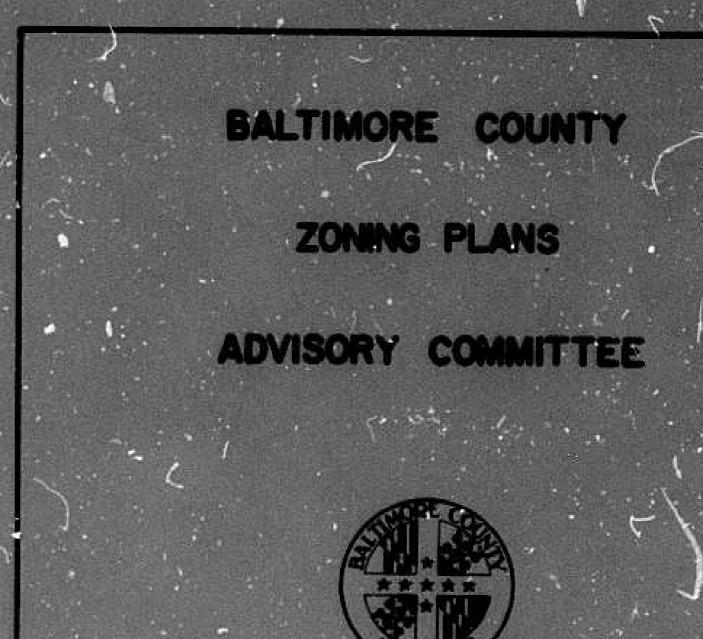
Pursuan: to the authority contained in Section 524.1 of the Baltimore County Charter, I hereby enter my appearance in this proceeding. You are requested to notify me of any hearing date or dates which may be now or hereafter designated therefor, and of the passage of any preliminary or final Order in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

May Commemon Peter Mux Zimmerman Deputy People's Counsel

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

I HERE DY CERTIFY that on this 30th day of March, 1983, a copy of the foregoing Order was mailed to Mr. Robert Staylor Schmelz, III, 1813 Steven Drive, Edgewood, MD 21040, Petitioner.

John W. Hessian, Iii



PETITION AND SITE PLAN EVALUATION COMMENTS

BALTIMORE COUNTY DEPARTMENT OF PUBLIC WORKS

HARRY I PISTEL P. E. DIRECTOR

April 7, 1983

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

TOWSON, MARYLAND 21204

Re: Itam #159 (1982-1983) Property Camer: Robert S. Schrelz, III E/S Palls Rd. 139' S/E from centerli e of Brick Stone Rd. Acres: 15 District: 5th

Dear Mr. Hammond:

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

General:

Baltimore County highway and utility improvements are no directly involved.

Falls Road (Md. 25) is a State Road; therefore, all improvements, intersections, entrances and drainage requirements as they affect the road come under the jurisdiction of the Maryland State Highway Administration. Any utility construction within the State Road right-of-way will be subject to the standard; specifications and approval of the State in addition to those of Baltimore County.

Development of this property through stripping, grading and stabilization could result in a seciment pollution problem, damaging private and public holdings downstream of the property. A grading permit is, therefore, necessary for all grading, including the stripping of top soil.

The Petitioner must provide necessary drainage facilities (temporary or permanent) to prevent creating any nulsances 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.

This office has no further comment in regard to the plan submitted for Zoning Advisory Committee review in connection with this I'cem 159 (1982-197).

RAM: EAM: FWR: 85

cc: Harris W. Shalowitz

GG-NW Way Sheet - 120 & 121 NW 33 & 34 Pos. Sheet - NW 10 & 31 I Vopo - 15 Tax Map

BALTIMORE COUNTY, MALYLAND

INTER-OFFICE CORRESPONDENCE

William E. Hammond Zoning Commissioner Norman E. Gerber, Director PROM Office of Planning and Zoning Zoning Petition No. 83-237-X SUBJECT Robert Staylor Schmelz JII

Date April 6, 1983

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

Norman E. Gerber per Housell Director of Planning and Zoning

NEG: JGH:slc

cc: Arlene January Shirley Hess

INTER-OFFICE CORRESPONDENCE

BALTIMORE COUNTY MARYLAND

William E. Hammond TO____Zor ng Commissioner Nonnan E. Gerher, Director FROM Office of Planning and Zoning Zoning Petition No. 83-237-X

Date April 6, 1983

SUBJECT_Robert Staylor Schmelz JII

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

Director of Planning and Zening

NEG:JGHale

cc: Arlene January Shirley Hess

Mr. Robert S. Schmelz, III

Petitioner Robert S. Schmelz, III

Petitioner's Attorney

1813 Stoven Ditre Edgewood, Md. 21540

WILLIAM E. HAMMOND

BALTIMORE COUNTY OFFICE OF PLANNING & ZONING

111 W. Cherapeake Avenue

Towson, Maryland 21204

County Office Building

Your Petition has been received and accepted for filing this 1st

Zoning Commissioner

Leo W. Rader 38 Belfast Road

Timonium, Md. 21093

Reviewed by: Jecholas B. Commodari Chairman, Zoning Plans Advisory Committee

Therefore, IT IS ORDERED by the Deputy Zoning Commissioner of Baltimore County, this 16th day of May, 1983, that the Petition for Special Exception for a trailer, in accordance with the site plan prepared by Leo W. Rader dated January 4, 1983, is hereby GRANTED, from and after the date of this order, subject, however, to the following restrictions:

- 1. At such time as the petitioner or members of his family no longer reside in the trailer, the special exception shall terminate and the use of the subject site shall be in conformity with the current zoning regulations applicable to the site.
- 2. The base of the trailer shall be secured, skirted. and landscaped. Screening shall be provided along the western property line so the trailer may not be viewed from Falls Road or the ground level of the existing house to the west.
- 3. The road bed and its drainage shall be contained within the 16-foot-wide access read.
- 4. No junk vehicles shall be stored on the property.
- 5. Compliance with Section 415.4 of the Baltimore County Zoning Regulations.
- 6. Compliance with all requirements of the Maryland Department of Transportation.
- A revised site plan, incorporating the applicable restrictions set forch above, shall be submitted for approval by the Maryland Department of Transportation, the Department of Public Works, and the Office of Planning and Zoning.

/Baltimore County

March 11, 1983

BALTI MORE COUNTY ZONING PLANL ADVISORY COMMITTEE

April 7, 1983

COULTY OFFICE BLDG. 111 W. Chesspeake Ave. Towsen, Maryland 21204

HENBERS

Department of

Traffic Engineering

Bealth Department

Project Planning

Building Dupartment

Board of Education

Zoning Administration

Bureau of

Engangering

Bureau of Fire Prevention.

.mdostrial

Nicholas B. Compotar Chairman.

Mr. Robert S. Schmelz, III 1813 Steven Drive Edgewood, Maryland 21040

RE: Item No. 159 - Case No. 83-237-X Petitioner - Robert S. Schmelz, III special Exception Petition

Dear Mr. Schmelz:

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.

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 till 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,

Trebelee B. Connedare, Loc NICHOLAS B. COMMODARI Chairman

Zoning Plans Advisory Committee

NBC:bsc

Enclosures

cz: Leo W. Rader 38 Belfast Road fimonium, Maryland 21093 Maryland Department of Transportation

March 4, 1983

Mr. William Hammond Zoning Commissioner County Office Bldg. Touson, Md. 21204

Attention: 1r. N. Commodari

Re: ZAC Meeting of 3-1-83 Item: #159 Property Owner: Robert S. Schmelz, III Location: E/S Falls Rd. (Route 25), 139' S/E from centerline of Brick Store Rd. Existing Zoning: R.C. 4 Proposed Zoning: Special Exception for a trailer on 15 acres. Acres: 15 District: 15th

On review of the site plan of January 4, 1982 and field inspection, the State Highway Administration will require the plan to be revised.

The revised plan must show the existing R/W of 40' and the

All residential access to the site must be through permit #4 Office in Brooklandville, Md. (telephone no. 321-3472);

Very truly yours,

CL:GW:vrd

cc. Mr. J. Ogle

38 Bollast Road - Timonium, Maryland 21093

ROHERT S. SCHMELZ, III

West 848.50 feet to the place of beginning,

CONTAINING 15,000 acres were or less.

5TH ELECTION DISTRICT

HYDROGRAPHY TOP DGRAPHY

GEORGE TEST

My telephone number is(301) 659-1350 Teletypewriter for Impaired Hearing or Speech 583-7555 Raitimore Metro - 565-0451 D.C. Metro - 1-800-492-5067 Statewide Toll Free

DESCRIPTION TO ACCOMPANY SPECIAL EXCEPTION HEARING FOR TRAILER

BEGINNING for the same on the easterly side of Falls Road distant South

13 degrees 58 minutes East 139 feet from the centerline intersection of

Falls Road North 7 degrees 42 minutes 00 seconds West 16.00 feet; thence

North 85 degrees 10 minutes 13 seconds East 848.42 feet, North 39 degrees

08 minutes 34 seconds East 1240.90 feet, South 4 degrees 43 minutes 38

seconds East 839.17 feet, South 47 degrees 39 minutes 37 seconds West

218.46 feet, South 45 degrees 04 minutes 02 seconds West 500.35 feet,

03 minutes 20 seconds East 414.98 feet, North 4 degrees 49 minuter 42

seconds West 200.00 feet, and South 85 degrees 10 minutes 13 accords

South 53 degrees 10 minutes 36 seconds West 425.20 feet, North 3 degrees

Falls Road and Brick Store Road, thence binding on the east side of

P.O. Box 717 / 707 North Calvert St., Banimore, Maryland 21203 - 0717

REGISTERED SURVEYOR

BALTIMORE COUNTY PUBLIC SCHOOLS

Robert Y. Dubel, Superintendent

Towson, Maryland - 21204

Date: March 2, 1983

Mr. William E. Hammond Zonin: Commissioner Buitimore County Office Building 1111 West Chesapeake Avenue Towson, Maryland 21204

Z.A.C. Meeting of: March 1, 1983

RE: Item No: 153, 154, 155, 156, 157,, 158, (159,) 160, 161 Property Owner: Location: Present Zoning: Proposed Zoning:

District: No. Acres:

Dear Mr. Hammond

All of the above have no bearing on student population.

Wm. Nick Petrovich, Assistant Department of Planning

WNP/bp

Dear Mr. Hammond:

proposed R,W of 80'.

issued by Mr. Henry Saunders, State Highway Administration's District

Charle L Charles Lee, Chief Bureau of Engineering Access Permits

By: George Wittman

ACEDIVISION.

ENGINEERING

CL 2-2920 OR

252-2920

January 21, 1983

TITLE SURVEYS

LAND PLANNING

Special Inspection Division

to occupancy.

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

BALTIMORE COUNTY
FIRE DEPARTMENT
TOWSON, MARYLAND 21204

825-7310

Mr. William Nammond

Towson, Maryland 21206

Item No.: 159

Office of Planning and Zoning

Baltimore County Office Building

Attention: Nick Commodari, Chairman

Zoning Plans Advisory Committee

Location: E/S Falls Road 139' S/E from centerline of Brick Store Road

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

() 1. Fire hydrants for the referenced property are required and shall be

located at intervals or _____feet along an approved road in

Fire Prevention Code prior to occupancy or beginning of operation.

comply with all applicable requirements of the National Fire Protection

Association Standard No. 101 'Life Safety Code", 1976 Edition prior

accordance with Baltimore County Standards as published by the

to be corrected or incorporated into the final plans for the property.

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

EXCEE'S the maximum allowed by the Fire Department.

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

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

() 5. The buildings and structures existing or proposed on the site shall

RE: Property Owner: Robert S. Schmelz, III

Department of Public Works.

() 3. The vehicle dead end condition shown at

Coming Commissioner

PAUL H REINCKE

Noted and Xlegger min

March 30, 1983

Zoning Agenda: Meeting of March 1, 1983

JK/m/h/cm

PETITION FOR SPECIAL EXCEPTION

5th Election District

ZONING:

Petition for Special Exception

LOCATION:

gast side of Falls Road, 139 ft. South of the seaterline of Brick Store Road

DATE & TIME: Thursday, April 21, 1983 at 9:00 A.M.

PUBLIC HEAPING: Room 106, County Office Building, 111 W. Chesapeake

Avenue, Towson, Maryland

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

Petition for Special Exception for a trailer

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

Being the property of Robert Staylor Schmelz III, as shown on plat plan filed with the Zoning Department.

Hearing Date: Thursday, April 21, 1983 at 9:00 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

CES:TT) POSCI 01-8

OFFICE MOPY

Commerce on Item # 159 Econing Advisory Committee Meeting March 1, 1983 Property Owner: Robert S. Schmelz, III
Locatir : E/S Falls Rd. 139' 3/E from centerline of Brick Store Road
Existing Zoning: R.C. II
Proposed Zoning: Special exception for a trailer of 15 acres.

CEINED

BATE

Office of Planning and Zoning County Office Building

cation. Architect/Engineer eval is/is not re-wired.

D. Commercial: Three sets of construction drawings with a Haryland Registered Architect or Engineer shall be required to file a permit application. E. In exterior well erected within 6'0 of an adjacent lot line shall be of one hour fire resistive construction, no openings permitted within 3'-0 of lot lines. A firewall is required if construction is on the lot line, See Table (01, 11'.0 2, Section 1507 and Table 1502.

G. A change of occupancy shall be applied for, along with an alteration permit application, and three required sets of inswince indicating how the structure will meet the Code requirements for the proposed change. Brasing may require

E. Befero this office can exement on the above structure, please have the owner, the services of a Regis'sred in Maryland Architect or Degineer certify to this office, that, the structure for which a proposed change in use is proposed can comply with the height/area ? classification of Table iol.

SPECIAL NOTE: XI. Community This unit may or may not satisfy Section 623.0 as a permanent structure. Please contact Mr. Joseph Nolan on where mobile homes are permitted and under what conditions as per Section 623.3.

NOTE: These comments reflect only on the information provided by the drawings submitted to the office of Flamming and Zoning and are not intended to be construed as the rull extent of any permit.

If desired, additional information ray be obtained by visiting Noom #122 (Flame Payr. w) at 111 West Champerks Ave., 2120a

May 16, 1983

Mr. Robert S. Schmelz, III 181 Steven Drive Edgewood, Maryland 21040

> RE Petition for Special Exception E/S of Falls Rd., 139' S of the center line of Brick Store Nd. - 5th Election District Robert Staylor Schmelz, III -Petationer NO. 83-237-X (Item No. 159)

Dear Mr. Schmelz:

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

Very truly yours,

ean M. H. jung Deputy Zoning Commissioner

JMHJ/mc

Astachments

cc: Mrs. Margaret Wilhelm 18235 Falls Road Hampstead, Mcryland 21074

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

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

STEPHEN E. COLLINS DIRECTOR

April 12, 1983

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

> Item No. 156, 158, 159 161 - ZAC- Meeting of March 1, 1983 Property Owner: Location: Existing Zoning: Proposed Zoning:

Acres: District:

The Department of Traffic Engineering has no comments for item numbers 156, 158, 159, 161.

MSF/cam

BALTIMORE COUNTY ZONING PLANS ADVISORY COMMITTEE

May 6, 1983

COUNTY OFFICE BLDG. 111 V. Chesapeake Ave. Towson, Maryland 7120

Nicholas B. Cornodari Chairman

Bureau of Engineering Department of Traffic Engineering State Roads Commis bureau of

Fire Presention. Health Department Project Planning Building Department Board of Education Zonies Administration Industrial Development

Mr. Robert S. Schmelz, III 1818 Steven Drive Edgewood, Maryland 21040

RE: Item No. 159 - Case No. 83-237-X Petitioner - Robert S. Schmelz, III Special Exception Petition

Dear Mr. Schmelz:

Enclosed please find addendum comments for the above referenced case.

Very truly yours,

NICHOLAS B. COMMODARI Chairman Zoning Plans Advisory Committee

NBC:bsc

Enclosure

cc: Leo W. Rader 38 Belfast Road Timonium, Md. 21093 BALTIMORE COUNT, DEPARTMENT OF HEALTH

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

Zoning Item # 159, Zoning Advisory Committee Meeting of March 1, 1983

Property Owner: __Robert S. Schmelz, III

Location: _Els Falls Rgl S. of Brick Store Repistrict _5

Water Supply Private Sewage Disposal Private

COMMENTS ARE AS FOLLOWS:

() Prior to approval of a Building Permit for construction, renovation and/or installation of equipment for any existing or proposed food service facility, complete plans and specifications must be submitted to the Plans Review Section, Environmental Support Services, for final review and approval.

() Prior to new installation/s of fuel burning equipment, the owner should contact the Division of Air Pollution Control, 491-3775, to obtain require-

ments for such installation/s before work begins. A permit to construct from the Division of Air Pollution Control is required for such items as spray paint processes, underground gasoline storage tank/s (5,000 gallons or more) and any other equipment or process which exhausts into the atmosphere.

() A permit to construct from the Division of Air Pollution Control is required for any charbroiler operation which has a total cooking surface area of five (5) square feet or more.

() Prior to approval of a Building Permit Application for renovations to existing or construction of new health care facilities, complete plans and specifications of the building, food service area and type of equipment to be used for the food service operation must be submitted to the Plans Review and Approval Section, Division of Engineering and Maintenance, State Department of Health and Mental Hygiene for review and approval.

() Prior to any new construction or substantial alteration of public swimming pool, wading pool, bathhouse, saunus, whirlpools, hot tubs, water and severage facilities or o'der appurtenances pertaining to health and safety; two (2) copies of plans and specifications must be submitted to the Baltimore County Department of Health for review and approval. For more complete information, contact the Recreational Hygiene Section, Division of Environmental Support Services.

() Prior to approve for a nursery school, owner or applicant must comply with al) Baltimore county regulations. For more complete information, contact the Division of Maternal and Child Health.

() If lubrication work and oil changes are performed at this location, the method providing for the elimination of waste oil must be in accordance with Water Resources Administration requirements.

SS 20 1082 (1)

Zoning Item # 159

() Any existing underground storago tarks containing gasoline, waste oil, solvents, etc., must have the contents removed by a licensod hauler and either be removed from the property or properly backfilled.

(X) Soil percolation tests have been conducted.

(X) The results are valid until 3-3-86

Revised plans must be submitted prior to approval of the percolation

Prior to occupancy approval, the potability of the water supply must be verified by collection of bacteriological and chemical water samples.

() In accordance with Section 13-117 of the Baltimore County Code, the water well yield test shall be valid until _ is not acceptable and must be retested. This must be accomplished

prior to conveyance of property or approval of Building Permit Applications.

() All roads and parking areas should be surfaced with a dustless, bonding mater 1.

() No health hazards are anticipated.

(x) Others 1) Prier to approval of a trailer permit, a water well must be drilled. neeting all requirements set forth by the Baltimere County Department of Health 2) A Hydrogeological study and an Environmental Effects Report must be submitted prior to approval of the trailer permit

83-237-1

Exteriante

Mr+ Mr William T Wilhelm 18235 Falle Rol. Hampsteak md 21074

MR. + MRS. LEOWARD ALSRUME (PARTICIPANT)
18323 FALLS RO. - HAMPS/MAD, M.D. 21674

DALTIM ORE COUNTY
OFFICE OF LANNING & ZONING
TOWSON MARYLAND 21204

WILLIAM E HAMMOND ZONING COMMISSIONER

April 15, 1983

Mr. Robert Staylor Schmels II 1813 Steven Drive Edgewood, Maryland 21040

> Re: Petition for Special Exception E/S Falls Rd., 139' 5 of the c/l of Brick Store Road Case No. 83-237-X

Dear Mr. Schnels:

This is to advice you that \$53.85 is due for advertising and posting of the above property.

Please make the check rayable 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 Zoning Commissioner

BALTIMORE COUNTY, MARYLAND OFFICE OF FINANCE - REVENUE PIVISION MISCELLANEOUS CASH RECEIPT

No. 117350

ACCOUNT R-01-615-000 DATE 4-21-93

VALIDATION OR SIGNATURE OF CASHICH

6 D17******* 23510 2218A

March 22, 1983

Mr. Robert Staylor Fabriels III 1815 Steven Trive Edgewood, Maryland 21040

> NOTICE OF HEARING Re: Petition for Special Exception E/S of Falls Rd., 139' S of the c/1 c' Brick Store Road Robert Staylor Schmels III - Petitioner Case No. 83-237-X

TIME: 9:00 A.M.

DATE: Thursday, April 21, 1983

PLACE: Room 106, County Office Smilding, 111 West

Chesapeake Avenue, Towson, Maryland

TIMORE COUNTY

M. 112393 BALTIMORE COUNTY, MARYLAND OFFICE OF FINANCE - RIVENUE DIVISION MISCELLANEOUS CA'AH RECEIPT

DATE 2/16/83 ACCOUNT R-01-615-000 AMOUNT \$ 100.00

Item 159

a 053 100potb 8178/

VALIDATION OR SIGNATURE OF CASHIER

88 20 1080 (2)