

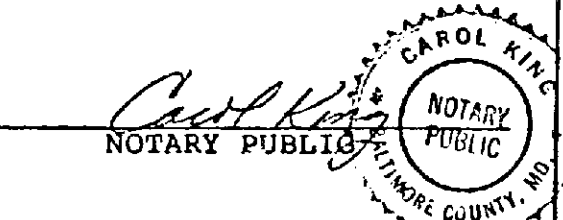
This Power of Attorney shall take effect immediately and shall not be affected by my disability, it being my intention that all of the power and authority conferred upon my attorney in fact shall be exercised by him notwithstanding any later disability or incapacity on my part or any uncertainty as to whether or not I am still alive and all acts done by my attorney in fact during any such period of disability or incapacity or uncertainty as to whether or not I am still alive shall have the same effect and shall inure to the benefit of and bind me as if I were alive, competent and not disabled.

IN WITNESS WHEREOF, I have hereunto set my hand and seal this 27th day of January, 1982.

WITNESSES:
Philip E. Klein (SEAL)
PHILIP E. KLEIN

STATE OF MARYLAND, County of Baltimore to wit
I HEREBY CERTIFY, that on this 27th day of January, 1982, before me, the subscriber, a Notary Public of the State of Maryland, in and for the County of Baltimore aforesaid, personally appeared, PHILIP E. KLEIN, and he acknowledged the foregoing General Power of Attorney to be his act.

AS WITNESS my hand and Notarial Seal.



My Commission expires: 7/1/82

-3-

April 27, 1983

Leonard J. Grossman, Esquire
111 N. Charles Street
7th Floor
Baltimore, Maryland 21201

NOTICE OF HEARING

Re: Petition for Special Hearing
Beginning 378' SW of Holabird Ave., 613' NW
of the centerline of Merritt Blvd.
Merritt Park Associates - Petitioners
Case No. 83-260-SPH

TIME: 11:00 A.M.

DATE: Tuesday, May 24, 1983

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

TOWSON, MARYLAND

cc: Screen Play, Inc.
c/o Warren D. Klawns, President
2 Harrow Court
Baltimore, Maryland 21208

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

No. 114661

NO COMMISSIONER OF
TOWSON COUNTY

DATE: 3/16/83 ACCOUNT: R-01-615-000
AMOUNT: 100.00

RECEIVED: *James H. Brown*
FROM: *Philip E. Klein*
FOR: *File for Form # 181*

C 014*****100000 2165A

VALIDATION OR SIGNATURE OF CASHIER

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

WILLIAM E. HAMMOND
ZONING COMMISSIONER

May 19, 1983

Leonard J. Grossman, Esquire
111 N. Charles Street - 7th Floor
Baltimore, Maryland 21201

Re: Petition for Special Hearing
Beginning 378' SW of Holabird Ave.,
613' NW of c/l of Merritt Blvd.
Merritt Park Associates - Petitioner
Case No. 83-260-SPH

Dear Mr. Grossman:

This is to advise you that \$87.85 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
Zoning Commissioner

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

No. 117623

DATE: 5/24/83 ACCOUNT: R-01-615-000
AMOUNT: \$87.85

RECEIVED: Screen Play, Inc.
FROM: Advertising & Posting Case #83-260-SPH
(Merritt Park Associates)

C 045*****075010 8245A

VALIDATION OR SIGNATURE OF CASHIER

CERTIFICATE OF POSTING
ZONING DEPARTMENT OF BALTIMORE COUNTY
Towson, Maryland

District: 12 Date of Posting: 5/18/83
Posted for: Petition for Special Hearing
Petitioner: Merritt Park Associates
Location of property: Beginning 378' SW of Holabird Ave.,
613' NW of c/l of Merritt Blvd.
Location of Sign: c/l of Merritt Blvd. at Holabird Ave.
Remarks: Posting entrance at Holabird Ave.
Posted by: Arlene January Signature: _____ Date of return: 5/17/83
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: <i>WHL</i>										
Revised Plans: Change in outline or description										
Previous case: 13-48-X										
Map #										

CERTIFICATE OF PUBLICATION

TOWSON, MD., May 5, 1983.

THIS IS TO CERTIFY, that the annexed advertisement was published in THE JEFFERSONIAN, a weekly newspaper printed and published in Towson, Baltimore County, Md., on one time before the 20th day of May, 1983, the first publication appearing on the 5th day of May, 1983.

THE JEFFERSONIAN,
L. J. Simpson
Manager.

Cost of Advertisement, \$ 26.25

PETITION FOR SPECIAL HEARING
12th Election District
ZONING: Petition for Special Hearing
LOCATION: Beginning 378' SW of Holabird Avenue, 613' NW of the centerline of Merritt Boulevard
DATE & TIME: Tuesday, May 24, 1983 at 11:00 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 the Zoning Regulations, is hereby giving notice of the public hearing on the petition for special hearing filed by Merritt Park Associates, Inc. for the purpose of amending the Zoning Regulations to allow a change in the zoning classification of the property located at the intersection of Holabird Avenue and Merritt Boulevard, from C-1 to C-2. The public hearing will be held on Tuesday, May 24, 1983, at 11:00 A.M. in Room 106 of the County Office Building, 111 W. Chesapeake Avenue, Towson, Maryland. The Zoning Commissioner of Baltimore County, by authority of the Zoning Act and the Zoning Regulations, is hereby giving notice of the public hearing on the petition for special hearing filed by Merritt Park Associates, Inc. for the purpose of amending the Zoning Regulations to allow a change in the zoning classification of the property located at the intersection of Holabird Avenue and Merritt Boulevard, from C-1 to C-2. The public hearing will be held on Tuesday, May 24, 1983, at 11:00 A.M. in Room 106 of the County Office Building, 111 W. Chesapeake Avenue, Towson, Maryland.

CERTIFICATE OF PUBLICATION

OFFICE OF
Dundalk Eagle

38 N. Dundalk Ave.
Dundalk, Md. 21222

May 13, 1983

THIS IS TO CERTIFY, that the annexed advertisement of Kim. E. Hammond in the matter of Petition For Special Hearing - P.O. #43763 Reg. #L47014 was inserted in The Dundalk Eagle a weekly newspaper published in Baltimore County, Maryland, once a week for one 80000000 weeks before the 6th day of May 1983; that is to say, the same was inserted in the issues of May 5, 1983

Kimbel Publication, Inc.
per Publisher.

By *K.C. Wilke*

Pursuant to the advertisement, posting of property, and public hearing on the petition and it appearing that by reason of the following finding of facts:

1. On November 16, 1982, Case No. 8' -46-X, Philip R. and Sophia Romm Machi, petitioners, were granted a special exception for an arcade, in accordance with the site plan filed therein and marked Petitioners' Exhibit 1 and subject to the restrictions contained in said Order. Subsequent thereto, on November 29, 1982, Restrictions 1 and 3 were amended.
2. The petitioners herein, Merritt Park Associates and Screen Play, Inc., seek to amend Restriction 4 of the original Order to allow the arcade to operate between the hours of 9:00 a.m. and 1:00 a.m., Monday through Saturday, during the summer months; Restriction 1 of the Amended Order to increase the number of amusement devices to 100; and the accompanying site plan.
3. Warren D. Klawans, President of Screen Play, Inc., testified that according to national standards, 30 square feet is required for each amusement device and his lease provides for 3,000 square feet and attributes a decline in his business to his inability to provide the latest machines because of the limit imposed.
4. No one appeared at the hearing in opposition to the petition.
5. The proposed amendments would be in strict harmony with the spirit and intent of the Baltimore County Zoning Regulations and will not adversely affect the health, safety, and general welfare of the community.

and, therefore,

IT IS ORDERED by the Zoning Commissioner of Baltimore County, this 10th day of June, 1983, that the amendments to Restriction 4 of the Order dated November 16, 1982 to allow the arcade to operate between the hours of 9:00 a.m. and 1:00 a.m., Monday through Saturday, during June, July, and August (Sunday hours to remain 12:00 noon to 12:00 midnight); Restriction 1 of the Amended Order dated November 29, 1982 to increase the number of amusement devices within the leased premises to a maximum of 100; and the accompanying site plan are hereby approved and, as such, the Petition for Special Hearing is hereby GRANTED, from and after the date of this Order, subject, however, to the following restrictions:

1. Strict adherence to the restrictions contained in the Orders dated November 16 and 29, 1982, except to the extent that either are amended by this Order.
2. A revised site plan and floor plan being submitted for approval by the Department of Public Works and the Office of Planning and Zoning.

[Signature]
Zoning Commissioner of
Baltimore County

BALTIMORE COUNTY PUBLIC SCHOOLS

Robert Y. Dubel, Superintendent

Towson, Maryland - 21204

Date: March 25, 1983

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

Z.A.C. Meeting of: March 29, 1983

RE: Item No: 183, 184, 185, 186, 187, 188, 189, 190, 191, 192, 193, 194, 195, 196, 197
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,

[Signature]
Hon. Nick Petrovich, Assistant
Department of Planning

KNP/bp

MICROFILMED

BALTIMORE COUNTY, MARYLAND

INTER-OFFICE CORRESPONDENCE

William E. Hammond
TO: Zoning Commissioner
Norman E. Gerber, Director
FROM: Office of Planning and Zoning
Zoning Petition No. 83-260-SPH
SUBJECT: Merritt Park Associates

Date: May 2, 1983

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

[Signature]
Norman E. Gerber
Director of Planning and Zoning

NEG:JGH:slc

cc: Arlene January
Shirley Hess

PETITION FOR SPECIAL HEARING

12th Election District

ZONING: Petition for Special Hearing
LOCATION: Beginning 378 ft. Southwest of Holabird Avenue, 613 ft. Northwest of the centerline of Merritt Boulevard
DATE & TIME: Tuesday, May 24, 1983 at 11:00 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 Hearing under Section 500.7 of the Baltimore County Zoning Regulations, to determine whether or not the Zoning Commissioner and/or Deputy Zoning Commissioner should approve an amendment to the site plan and Restriction No. 4 of the original order and Restriction No. 1 of amended order for Case No. 83-46-X to allow hours of operation between 9:00 A.M. and 1:00 A.M. for summer months only excluding Sunday (opening to be 12 noon) and increase number of amusement devices to 100

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

Being the property of Merritt Park Associates, as shown on plat plan filed with the Zoning Department.

Hearing Date: Tuesday, May 24, 1983 at 11:00 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

ORDER RECEIVED FOR FILING

DATE: June 10, 1983

BY: *[Signature]*

Administrative Assistant

LAW OFFICES OF
GOODMAN, MEAGHER & ENOCH
ATTORNEYS AND COUNSELLORS-AT-LAW
111 N. CHARLES STREET—7TH FLOOR
BALTIMORE, MD. 21201
TELEPHONE: (301) 752-3666

March 23, 1983

Zoning Commissioner of Baltimore County
County Office Building
Towson, Maryland 21204

MERRITT PARK ASSOCIATES
Re: Item #186

Gentlemen:

I am enclosing herewith a copy of the General Power of Attorney which sets forth the authority of Jeffrey F. Klein to execute documents on behalf of Philip E. Klein, owner of the property in connection with the above entitled matter.

Please docket this enclosed General Power of Attorney in the case. This General Power of Attorney is being submitted to you at the request of a staff member of your office.

Thanking you for your cooperation, I remain

Very truly yours,

GOODMAN, MEAGHER & ENOCH

By: *[Signature]*
Leonard J. Grossman

LJG:jc
Enclosure

MICROFILMED

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

WILLIAM E. HAMMOND
ZONING COMMISSIONER

June 10, 1983

Leonard J. Grossman, Esquire
111 North Charles Street, 7th Floor
Baltimore, Maryland 21201

RE: Petition for Special Hearing
Beginning 378' SW of Holabird Avenue, 613'
NW of the centerline of Merritt Boulevard -
12th Election District
Merritt Park Associates - Petitioner
NO. 83-260-SPH (Item No. 186)

Dear Mr. Grossman:

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

Very truly yours,

[Signature]
WILLIAM E. HAMMOND
Zoning Commissioner

WEH/srl

Attachments

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

MICROFILMED

GENERAL POWER OF ATTORNEY

KNOW ALL MEN BY THESE PRESENTS, That I, PHILIP E. KLEIN, residing at 2700 Steele Road, Baltimore, Maryland 21215, do hereby nominate, constitute and appoint JEFFREY F. KLEIN, residing at 70 Penny Lane, Baltimore, Maryland 21208, my true and lawful attorney in fact, for me and in my name, place and stead, to pledge, vote, assign, hypothecate any and all assets, including but not limited to, any bank account in my name; to recover any life insurance proceeds on the life of any person; to borrow in my name and on my credit from any bank or financial institution any sum or sums of money; to act, demand, sue for, recover and receive all manner of goods, chattels, debts, rents, interest, sums of money and demands, whatsoever, due or hereafter to become due and owing or belonging to me, and to make, give and execute, endorse, vote, accept and deliver in my name or in the name of my said attorney, all checks, notes, drafts, shares of stock, proxies, warrants, acknowledgments, agreements and all other instruments in writing, of whatsoever nature as my said attorney may deem needful to conserve my interests; to invest my assets as he may deem appropriate; to enter into and take possession of any lands, real estate, tenements, houses, stores or buildings, or part thereof, belonging to me, or to which I may become entitled and to receive and take for me and in my name and to use all or any rents, profits or issues of any real estate to me belonging, and to let the same in such manner as my attorney shall deem needful and proper, and from time to time to renew leases; and also to execute and deliver all contracts, deeds, leases, mortgages, and writings in that behalf requisite and necessary affecting any and all property situate, lying and being in the State of Maryland, or in any other state or jurisdiction;

and for me in my name to commence and prosecute any suits or actions or other legal or equitable proceedings for the recovery of any of my lands or for any goods, chattels, debts, duties, demand, cause or anything whatsoever, due or to become due or belonging to me, and to prosecute, maintain and discontinue the same if he shall deem proper, and for me in my name to take all steps and remedies necessary and proper for the conduct and management of my business affairs, and for the recovery, obtaining and holding possession of any lands, tenements, rents, or real estate, goods and chattels, debts, interest, demands, sum or sums of money or any other thing whatsoever, that is, are or shall be by my said attorney thought to be due, owing, belonging to or payable to me in my own right or otherwise; and also for me and in my name, place and stead to appear, answer and defend in all actions and suits whatsoever which shall be commenced against me; and also for me and in my name to compromise, settle and adjust, with each and every person or persons, all actions, accounts, due and demands, subsisting or to subsist between me and them or any of them, and in such manner as my said attorney shall think proper; hereby giving to my said attorney power and authority to do, execute, and perform and finish for me and in my name all and singular those things which shall be expedient and necessary in and about or concerning the premises, or any of them, including the power to execute all instruments relating to any property owned with another as tenant in common, joint tenant, tenant by the entirety, or community property, as fully as I, PHILIP E. KLEIN, could do if personally present, hereby ratifying and confirming whatever my said attorney shall do or cause to be done in, about or concerning the premises, and any part thereof, and hereby revoking any former power of attorney made by me.

MICROFILMED

PETITION FOR SPECIAL HEARING 83-260-SPH 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 Hearing under Section 500.7 of the Baltimore County Zoning Regulations, to determine whether or not the Zoning Commissioner and/or Deputy Zoning Commissioner should approve an Amendment to the site plan & restriction #4 of the original order & restriction #1 of Amended order for case #83-260-SPH to allow hours of operation between 9:00 A.M. & 1:00 A.M. for summer months only, excluding Sunday (opening to be 12 noon) and increase number of amusement devices to 100.

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

I, or we, agree to pay expenses of the 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.

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.

Lessee:
Screen Play, Inc.
(Type or Print Name)
Signature: *Warren D. Klawans*
Warren D. Klawans, Pres.
2 Harrow Court
Baltimore, Maryland 21208
City and State

Legal Owner(s):
Merritt Park Associates
(Type or Print Name)
Signature: *John W. Hession III*
John W. Hession, III
People's Counsel for Baltimore County
Rm. 223, Court House
Towson, Maryland 21204
494-2138
(Type or Print Name)
Signature

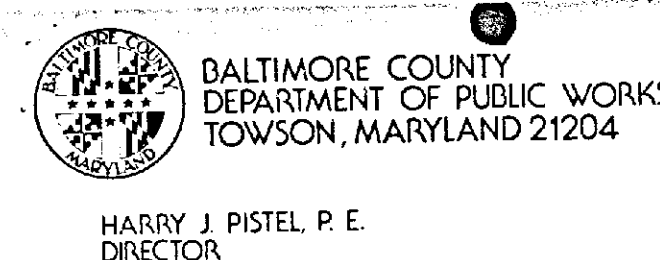
Attorney for Petitioner:
Leonard J. Grossman
(Type or Print Name)
Signature: *Leonard J. Grossman*
Leonard J. Grossman
111 N. Charles Street 7th Fl.
Baltimore, Maryland 21201
City and State
Name, address and phone number of legal owner, contractor purchaser or representative to be contacted:
Warren D. Klawans
Name
2 Harrow Court 484-4167
Address
City's Telephone No.: 752-3666

ORDERED By The Zoning Commissioner of Baltimore County, this 29th day of May, 1983, 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 24th day of May, 1983, at 11:00 o'clock A.M.

John W. Hession III
Zoning Commissioner of Baltimore County.

ZCO-No.1

(over)



HARRY J. PISTEL, P.E.
DIRECTOR

May 5, 1983

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

Re: Item #186 (1982-1983)
Property Owner: Metropolitan Management Co.
378' S/W from centerline of Holabird Ave.
613' N/W from centerline of Merritt Blvd.
Acre: 0.23 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:

Comments were supplied in conjunction with the Zoning Advisory Committee review of this property in connection with Item 260 (1981-1982).

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 186 (1982-1983).

Very truly yours,

Robert A. Merton, P.E.
Robert A. Merton, P.E., Chief
Bureau of Public Services

RAM:EAM:FWR:SS

E-SM Key Sheet
10-12 SE 20 & 21 Pos. Sheets
SE 3 F Topo
103 Tax Map

RE: PETITION FOR SPECIAL HEARING: BEFORE THE ZONING COMMISSIONER
Beginning 378' SW of Holabird Ave., 613' NW of the Centerline of Merritt Blvd., 12th District : OF BALTIMORE COUNTY

MERRITT PARK ASSOCIATES, : Case No. 83-260-SPH
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. Hession, III
People's Counsel for Baltimore County
Rm. 223, Court House
Towson, Maryland 21204
494-2138

I HEREBY CERTIFY that on this 6th day of May, 1983, a copy of the foregoing

Order was mailed to Leonard J. Grossman, Esquire, 111 N. Charles Street, 7th Floor, Baltimore, MD 21201, Attorney for Petitioner; and Warren D. Klawans, President,

Screen Play, Inc., 2 Harrow Court, Baltimore, MD 21208, Lessee.

John W. Hession III
John W. Hession, III

MICROFILMED

KIDDE CONSULTANTS, INC.

Subsidiary of Kidde, Inc.

Cable KIDDENGR
Tele. 67769

1020 Cromwell Bridge Road
Baltimore, Maryland 21204
(301) 321-5500

Direct Dial Number
321-5512

DESCRIPTION

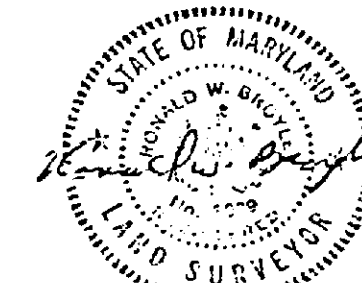
0.23 ACRE PARCEL, MERRITT PARK FAMILY AMUSEMENT CENTER, MERRITT PARK SHOPPING CENTER, BALTIMORE COUNTY, MARYLAND.

"This Description is for a Special Exception in a "BL-CT" Zone for a Family Amusement Center"

Beginning at the east corner of the existing building to be used for the family amusement center, said corner being distant S 24° 49' 18" W 378 feet, more or less, from a point on the southwest side of Holabird Avenue, said point being distant N 65° 10' 42" W 613 feet, more or less, from the center line of Merritt Boulevard, running thence binding on outlines of said building, three courses: (1) N 65° 10' 42" W 100 feet, (2) S 24° 49' 18" W 28 feet, and (3) S 65° 10' 42" E 100 feet, thence five courses: (4) S 65° 10' 42" E 25 feet, (5) S 24° 49' 18" W 22 feet, (6) S 65° 10' 42" E 130 feet, (7) N 24° 49' 18" E 50 feet, and (8) N 65° 10' 42" W 155 feet to the place of beginning.

Containing 0.23 of an acre of land.

RWB:rjm J.O. 1-82063 May 26, 1982
W.O. 31874C



ENGINEERS • PLANNERS • SURVEYORS

BALTIMORE COUNTY, MARYLAND

INTER-OFFICE CORRESPONDENCE

William E. Hammond, Zoning Commissioner
TO: Office of Planning and Zoning Date: April 27, 1983
FROM: Ian J. Forrest
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 #119 - Honolulu Limited
- Item #150 - James R. Peak
- Item #151 - Melvin & Ruth Kahik
- Item #152 - Jonathan & Teresa Marshall
- Item #153 - Gilbert & Joyce Goetz
- Item #154 - Edwin S. Crawford, et ux
- Item #155 - The Vestry of the Church of the Good Shepherd
- Item #158 - Thomas P. Early
- Item #159 - Joseph E. & Sarah Catherine Poklis
- Item #170 - N. Eugene & Mary Ellen Shoemaker
- Item #173 - Thomas B. & Florabelle Groves
- Item #184 - Norbert L. & Regina P. Griffin
- Item #185 - Metropolitan Management Co. - 5/24 - 83-260-SPH
- Item #287 - Raymond T. & Alice A. Andrews
- Item #196 - Harvey F. & Carolyn W. Heggie
- Item #197 - Gordon L. French
- Item #200 - Mark S. & Karen A. Bartlett
- Item #201 - James P. & Jeanne F. Freeman
- Item #202 - Shell Oil Company
- Item #206 - Donald E. & Marie G. Higgs
- Item #214 - Thomas A. Keller, et ux
- Item #215 - Ambler M. Blick, et ux
- Item #216 - Grant Owings, et ux
- Item #218 - Paul Hobbs, et ux
- Item #220 - Philip E. Klein, et al
- Item #221 - Leonard Stoler

Ian J. Forrest
Ian J. Forrest, Director
BUREAU OF ENVIRONMENTAL SERVICES

LJS/eth

BALTIMORE COUNTY ZONING PLANS ADVISORY COMMITTEE

May 12, 1983

COUNTY OFFICE BLDG.
111 N. CHARLES ST.
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

Leonard J. Grossman, Esquire
111 N. Charles Street 7th Floor
Baltimore, Maryland 21201

RE: Item No. 186 - Case No. 83-260-SPH
Metropolitan Management Company
Special Hearing Petition

Dear Mr. Grossman:

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 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.

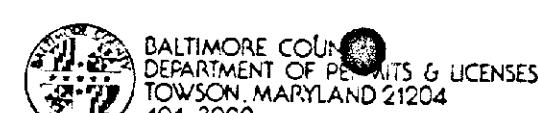
Very truly yours,

Nicholas B. Commodari
NICHOLAS B. COMMODARI
Chairman
Zoning Plans Advisory Committee

NBC:bsc

Enclosures
cc: Warren D. Klawans
2 Harrow Ct.
Baltimore, Md. 21208

Kidde Consultants
1020 Cromwell Bridge Road
Towson, Md. 21204



April 1, 1983

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

Dear Mr. Hammond
Comments on Item #186 Zoning Advisory Committee Meeting March 29, 1983 are as follows:

Property Owner: Metropolitan Management Company
Location: 378' S/W from centerline of Holabird Ave. 613' N/W from centerline of Merritt Blvd.
Existing Zoning: BL-CT
Proposed Zoning: See reverse side

Address: 0.23

District: 12th

The items checked below are applicable:

- A. All structure shall conform to the Baltimore County Building Code 1981/ Council Bill 1-82 State of Maryland Code for the Handicapped and Age; and other applicable Codes.
- B. A building and other miscellaneous permits shall be required before beginning construction.
- C. Residential: Three sets of construction drawings are required to file a permit application. Architect/Engineer seal is/is not required.
- D. Commercial: Three sets of construction drawings with a Maryland Registered Architect or Engineer shall be required to file a permit application.
- E. An exterior wall erected within 610 of an adjacent lot line shall be of one hour fire resistive construction, no openings permitted within 3'-0" of lot lines. A fire wall is required if construction is on the lot line, See Table 101, line 2, Section 107 and Table 102.
- F. Requested variance conflicts with the Baltimore County Building Code, Section/s.
- G. 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. Drawings may require a professional seal.
- H. Before this office can comment on the above structure, please have the owner, thru the services of a Licensed in Maryland Architect or Engineer certify to this office, that, the structure for which a proposed change in use is proposed can comply with the height/area requirements of Table 505 and the required construction classification of Table 101.
- I. Comments: All devices shall be licensed thru Balto. Co. Dept. of Permits and Licenses.

NOTE: These comments reflect only on the information provided by the drawings submitted to the 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 #122 (Plan Review) at 111 West Chesapeake Ave., 21204.

Charles E. Surman
Charles E. Surman, Chief
Plans Review

FORM 01-82

PETITION FOR SPECIAL HEARING 83-260-SPH TO THE ZONING COMMISSIONER OF BALTIMORE COUNTY:

The undersigned, legal owner(s) of the property situated 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 506.7 of the Baltimore County Zoning Regulations, to determine whether or not the Zoning Commissioner and/or Deputy Zoning Commissioner should approve an amendment to the site plan and restriction #4 of the original order of restriction #1 of amended order for case 83-165-K to allow hours of operation between 9:00 A.M. & 1:00 A.M. for summer months only excluding Sunday (opening to be 12 noon) and increase number of amusement devices to 100.

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

I, or we, agree to pay expenses of the 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.

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.

Lessee:

Screen Play, Inc.
(Type or Print Name)

Warren D. Klawns, Pres.
2 Harrow Court
Address

Baltimore, Maryland 21208
City and State

Legal Owner(s):

Merritt Park Associates
Metropolitan Management Company
(Type or Print Name)

Warren D. Klawns, Pres.
Signature

2 Harrow Court
(Type or Print Name)

Baltimore, Maryland 21208
City and State

Attorney for Petitioner:

Leonard J. Grossman
(Type or Print Name)

6229 N. Charles Street 7th Fl.
Address

Baltimore, Maryland 21201
City and State

Warren D. Klawns
Name

2 Harrow Court 484-4167
Address

Baltimore, Maryland 21208
City and State

Warren D. Klawns
Name

2 Harrow Court 484-4167
Address

Baltimore, Maryland 21208
City and State

Warren D. Klawns
Name

2 Harrow Court 484-4167
Address

Baltimore, Maryland 21208
City and State

Warren D. Klawns
Name

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Warren D. Klawns
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Baltimore, Maryland 21208
City and State

Warren D. Klawns
Name

2 Harrow Court 484-4167
Address

Baltimore, Maryland 21208
City and State

Warren D. Klawns
Name

2 Harrow Court 484-4167
Address

Baltimore, Maryland 21208
City and State

RE: PETITION FOR SPECIAL HEARING: BEFORE THE ZONING COMMISSIONER
Beginning 378' SW of Holabird Ave., 613' NW of the Centerline of Merritt Blvd., 12th District: OF BALTIMORE COUNTY

MERRITT PARK ASSOCIATES, Case No. 83-260-SPH
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
Deputy People's Counsel
John W. Hession, III
People's Counsel for Baltimore County
Rm. 223, Court House
Towson, Maryland 21204
494-2138

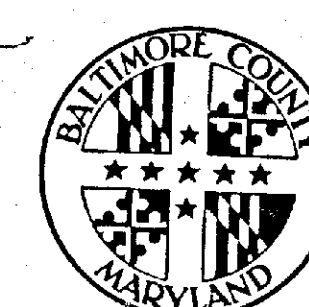
I HEREBY CERTIFY that on this 6th day of May, 1983, a copy of the foregoing Order was mailed to Leonard J. Grossman, Esquire, 111 N. Charles Street, 7th Floor, Baltimore, MD 21201, Attorney for Petitioner, and Warren D. Klawns, President, Screen Play, Inc., 2 Harrow Court, Baltimore, MD 21208, Lessee.

John W. Hession, III

BALTIMORE COUNTY

ZONING PLANS

ADVISORY COMMITTEE



PETITION AND SITE PLAN

EVALUATION COMMENTS

BALTIMORE COUNTY ZONING PLANS ADVISORY COMMITTEE

May 12, 1983

COUNTY OFFICE BLDG.
111 N. Charles Street
Towson, Maryland 21204

Chairman
Nicholas B. Commodari

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

Leonard J. Grossman, Esquire
111 N. Charles Street 7th Floor
Baltimore, Maryland 21201

RE: Item No. 186 - Case No. 83-260-SPH
Metropolitan Management Company
Special Hearing Petition

Dear Mr. Grossman:

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 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,

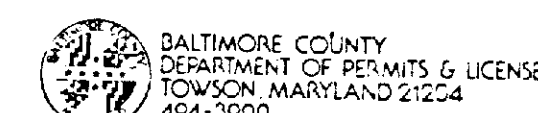
NICHOLAS B. COMMODARI
Chairman
Zoning Plans Advisory Committee

NBC:bsc

Enclosures

cc: Warren D. Klawns
2 Harrow Ct.
Baltimore, Md. 21208

Kidde Consultants
1020 Cromwell Bridge Road
Towson, Md. 21204



April 1, 1983

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

Dear Mr. Hammond:

Comments on Item # 186 Zoning Advisory Committee Meeting March 29, 1983 are as follows:

Property Owner: Metropolitan Management Company
Location: 378' S/W from centerline of Holabird Ave. 613' N/W from centerline of Merritt Blvd.
Proposed Zoning: See Reverse side

Acres: 0.23

District: 12th

The items checked below are applicable:

- All structure shall conform to the Baltimore County Building Code 1981/ Council Bill 4-82 State of Maryland Code for the Handicapped and Aged and other applicable Codes.
- A building and other miscellaneous permits shall be required before beginning construction.
- Residential: Three sets of construction drawings are required to file a permit application. Architect/Engineer seal is/is not required.
- Commercial: Three sets of construction drawings with a Maryland Registered Architect or Engineer shall be required to file a permit application.
- An exterior wall erected within 6'0" of an adjacent lot line shall be of one hour fire resistant construction, no openings permitted within 3'0" of lot lines. A fire wall is required if construction is on the lot line, See Table 101, Line 2, Section 107 and Table 102.
- Requested variance conflicts with the Baltimore County Building Code, Section 107.
- 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. Drawings may require a professional seal.
- Before this office can comment on the above structure, please have the owner, thru the services of a Registered 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.
- Comments: All devices shall be licensed thru Balto. Co. Dept. of Permits and Licenses.

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 #122 (Plans Review) at 111 West Chesapeake Ave., 21204.

Very truly yours,
Charles E. Burnham, Chief
Plans Review

CEB:rcj
FORM 01-82

BALTIMORE COUNTY, MARYLAND

INTER-OFFICE CORRESPONDENCE

William E. Hammond, Zoning Commissioner
TO: Office of Planning and Zoning

Date: April 27, 1983

FROM: Ian J. Forrest

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 #119 - Honolulu Limited
- Item #150 - James R. Peak
- Item #151 - Melvin & Ruth Kabik
- Item #152 - Jonathan & Teresa Marshall
- Item #153 - Gilbert & Joyce Coetz
- Item #154 - Edwin S. Crawford, et ux
- Item #155 - The Vestry of the Church of the Good Shepherd
- Item #156 - Thomas F. Early
- Item #157 - Joseph E. & Sarah Catherine Poklis
- Item #170 - N. Eugene & Mary Ellen Shoemaker
- Item #173 - Thomas B. & Florabelle Groves
- Item #174 - Norbert L. & Regina T. Griffin
- Item #186 - Metropolitan Management Co. 83-260-SPH
- Item #187 - Raymond T. & Alice A. Andrews
- Item #196 - Harvey P. & Carolyn W. Hoggie
- Item #197 - Garston L. French
- Item #200 - Mark S. & Karen A. Bartlett
- Item #201 - James P. & Jeanne F. Freeman
- Item #202 - Shell Oil Company
- Item #206 - Donald E. & Wanda G. Riggs
- Item #214 - Thomas A. Keller, et ux
- Item #215 - Ambler M. Blick, et al
- Item #216 - Grant Owings, et al
- Item #218 - Paul Hobbs, et ux
- Item #220 - Philip E. Klein, et al
- Item #221 - Leonard Stoler

Ian J. Forrest, Director
BUREAU OF ENVIRONMENTAL SERVICES

137/rth



BALTIMORE COUNTY
DEPARTMENT OF PUBLIC WORKS
TOWSON, MARYLAND 21204

HARRY J. PISTEL P.E.
DIRECTOR

May 5, 1983

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

Re: Item #186 (1982-1983)
Property Owner: Metropolitan Management Co.
378' S/W from centerline of Holabird Ave.
613' N/W from centerline of Merritt Blvd.
Acres: 0.23 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:

Comments were supplied in conjunction with the Zoning Advisory Committee review of this property in connection with Item 260 (1981-1982).

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 186 (1982-1983).

Very truly yours,

Robert A. Hession, P.E., Chief
Bureau of Public Services

RAM:EAM:FWR:ss

E-SW Key Sheet
10-12 SE 20 & 21 Pos. Sheets
SE 3 P Topo
103 Tax Map

July 21, 1982

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

Re: Item #260 (1981-1982)
Property Owner: Philip Bucher, et al
334' S. of Holabird Ave. 613' N/W
from centerline of Merritt Blvd.
Acres: 0.23 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 260 (1981-1982).

Very truly yours,

Robert A. Hession, P.E., Chief
Bureau of Public Services

RAM:EAM:FWR:ss

E-SW Key Sheet
10-12 SE 20 & 21 Pos. Sheets
SE 3 P Topo
103 Tax Map

Pursuant to the advertisement, posting of property, and public hearing on the petition and it appearing that by reason of the following finding of facts:

1. On November 16, 1982, Case No. 83-46-X, Philip R. and Sophia Romm Machi, petitioners, were granted a special exception for an arcade, in accordance with the site plan filed therein and marked Petitioners' Exhibit 1 and subject to the restrictions contained in said Order. Subsequent thereto, on November 29, 1982, Restrictions 1 and 2 were amended.
2. The petitioners herein, Merritt Park Associates and Screen Play, Inc., seek to amend Restriction 4 of the original Order to allow the arcade to operate between the hours of 9:00 a.m. and 1:00 a.m., Monday through Saturday, during the summer months; Restriction 1 of the Amended Order to increase the number of amusement devices to 100; and the accompanying site plan.
3. Warren D. Klawans, President of Screen Play, Inc., testified that according to national standards, 30 square feet is required for each amusement device and his lease provides for 3,000 square feet and attributes a decline in his business to his inability to provide the latest machines because of the limit imposed.
4. No one appeared at the hearing in opposition to the petition.
5. The proposed amendments would be in strict harmony with the spirit and intent of the Baltimore County Zoning Regulations and will not adversely affect the health, safety, and general welfare of the community.

and, therefore,

IT IS ORDERED by the Zoning Commissioner of Baltimore County, this 10th day of June, 1983, that the amendments to Restriction 4 of the Order dated November 16, 1982 to allow the arcade to operate between the hours of 9:00 a.m. and 1:00 a.m., Monday through Saturday, during June, July, and August (Sunday hours to remain 12:00 noon to 12:00 midnight); Restriction 1 of the Amended Order dated November 29, 1982 to increase the number of amusement devices within the leased premises to a maximum of 100; and the accompanying site plan are hereby approved and, as such, the Petition for Special Hearing is hereby GRANTED, from and after the date of this Order, subject, however, to the following restrictions:

1. Strict adherence to the restrictions contained in the Orders dated November 16 and 29, 1982, except to the extent that either are amended by this Order.
2. A revised site plan and floor plan being submitted for approval by the Department of Public Works and the Office of Planning and Zoning.

[Signature]
Zoning Commissioner of
Baltimore County

ORDER RECEIVED FOR FILING

DATE June 10, 1983
BY Stefan P. Jany
Administrative Assistant

and for me in my name to commence and prosecute any suits or actions or other legal or equitable proceedings for the recovery of any of my lands or for any goods, chattels, debts, duties, demand, cause or anything whatsoever, due or to become due or belonging to me, and to prosecute, maintain and discontinue the same if he shall deem proper, and for me in my name to take all steps and remedies necessary and proper for the conduct and management of my business affairs, and for the recovery, obtaining and holding possession of any lands, tenements, rents, or real estate, goods and chattels, debts, interest, demands, sum or sums of money or any other thing whatsoever, that is, are or shall be by my said attorney thought to be due, owing, belonging to or payable to me in my own right or otherwise; and also for me and in my name, place and stead to appear, answer and defend in all actions and suits whatsoever which shall be commenced against me; and also for me and in my name to compromise, settle and adjust, with each and every person or persons, all actions, accounts, due and demands, subsisting or to subsist between me and them or any of them, and in such manner as my said attorney shall think proper; hereby giving to my said attorney power and authority to do, execute, and perform and finish for me and in my name all and singular those things which shall be expedient and necessary in and about or concerning the premises, or any of them, including the power to execute all instruments relating to any property owned with another as tenant in common, joint tenant, tenant by the entireties, or community property, as fully as I, PHILIP E. KLEIN, could do if personally present, hereby ratifying and confirming whatever my said attorney shall do or cause to be done in, about or concerning the premises, and any part thereof, and hereby revoking any former power of attorney made by me.

Proposed Zoning: Special Hearing to approve an amendment to the site plan and restriction #4 of the original order and restriction #1 of Amended Order for Case #83-46-X to allow hours of operation between 9:00 a.m. and 1:00 a.m. for summer months only excluding Sunday (opening to be 12 noon) and increase number of amusement devices to 100.

BALTIMORE COUNTY PUBLIC SCHOOLS

Robert Y. Dubel, Superintendent

Towson, Maryland - 21204

Date: March 25, 1983

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

Z.A.C. Meeting of: March 29, 1983

RE: Item No: 183, 184, 185, 186, 187, 188, 189, 190, 191, 192, 193, 194, 195, 196, 197
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,

[Signature]
Mr. Nick Petrovich, Assistant
Department of Planning

WNP/bp

BALTIMORE COUNTY, MARYLAND

INTER-OFFICE CORRESPONDENCE

William E. Hammond
Zoning Commissioner
TO: Norman E. Gerber, Director
FROM: Office of Planning and Zoning
Zoning Petition No. 83-260-Sph
SUBJECT: Merritt Park Associates

Date: May 9, 1983

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

NEG:JCH:lc

cc: Arlene January
Shirley Hess

[Signature]
Norman E. Gerber
Director of Planning and Zoning

GENERAL POWER OF ATTORNEY

KNOW ALL MEN BY THESE PRESENTS, That I, PHILIP E. KLEIN, residing at 2700 Steele Road, Baltimore, Maryland 21215, do hereby nominate, constitute and appoint JEFFREY F. KLEIN, residing at 70 Penny Lane, Baltimore, Maryland 21208, my true and lawful attorney in fact, for me and in my name, place and stead, to pledge, vote, assign, hypothecate any and all assets, including but not limited to, any bank account in my name; to recover any life insurance proceeds on the life of any person; to borrow in my name and on my credit from any bank or financial institution any sum or sums of money; to act, demand, sue for, recover and receive all manner of goods, chattels, debts, rents, interest, sums of money and demands, whatsoever, due or hereafter to become due and owing or belonging to me, and to make, give and execute, endorse, vote, accept and deliver in my name or in the name of my said attorney, all checks, notes, drafts, shares of stock, proxies, warrants, acknowledgments, agreements and all other instruments in writing, of whatsoever nature as my said attorney may deem needful to conserve my interests; to invest my assets as he may deem appropriate; to enter into and take possession of any lands, real estate, tenements, houses, stores or buildings, or part thereof, belonging to me, or to which I may become entitled and to receive and take for me and in my name and to use all or any rents, profits or issues of any real estate to me belonging, and to let the same in such manner as my attorney shall deem needful and proper, and from time to time to renew leases; and also to execute and deliver all contracts, deeds, leases, mortgages, and writings in that behalf requisite and necessary affecting any and all property situate, lying and being in the State of Maryland, or in any other state or jurisdiction;

PETITION FOR SPECIAL HEARING

12th Election District

ZONING: Petition for Special Hearing
LOCATION: Beginning 378 ft. Southwest of Holabird Avenue, 613 ft. Northwest of the centerline of Merritt Boulevard
DATE & TIME: Tuesday, May 24, 1983 at 11:00 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 Hearing under Section 500.7 of the Baltimore County Zoning Regulations, to determine whether or not the Zoning Commissioner and/or Deputy Zoning Commissioner should approve an amendment to the site plan and Restriction No. 4 of the original order and Restriction No. 1 of amended order for Case No. 83-46-X to allow hours of operation between 9:00 A.M. and 1:03 A.M. for summer months only excluding Sunday (opening to be 12 noon) and increase number of amusement devices to 100

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

Being the property of Merritt Park Associates, as shown on plat plan filed with the Zoning Department.

Hearing Date: Tuesday, May 24, 1983 at 11:00 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

This Power of Attorney shall take effect immediately and shall not be affected by my disability, it being my intention that all of the power and authority conferred upon my attorney in fact shall be exercised by him notwithstanding any later disability or incapacity on my part or any uncertainty as to whether or not I am still alive and all acts done by my attorney in fact during any such period of disability or incapacity or uncertainty as to whether or not I am still alive shall have the same effect and shall inure to the benefit of and bind me as if I were alive, competent and not disabled.

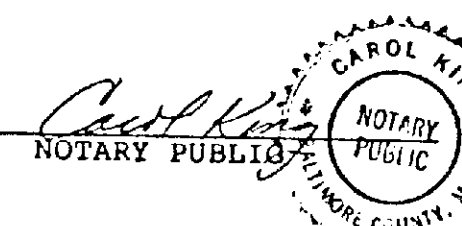
IN WITNESS WHEREOF, I have hereunto set my hand and seal this 25th day of January, 1982.

WITNESS:
[Signature]
Philip E. Klein (SEAL)

STATE OF MARYLAND, County of Baltimore to wit
I HEREBY CERTIFY, that on this 29th day of January, 1982, before me, the subscriber, a Notary Public of the State of Maryland, in and for the County of Baltimore aforesaid, personally appeared, PHILIP E. KLEIN, and he acknowledged the foregoing General Power of Attorney to be his act.

AS WITNESS my hand and Notarial Seal.

My Commission expires: 7/1/82



PHILIP H. GOODMAN
(18) 51976
FRANCIS J. MEAGHER
JOHN T. ENOCH
BERNARD J. SACHS
RICHARD KUPFER
LEONARD J. GROSSMAN
DANIEL E. LIEBFELD
WALTER P. BALINT

LAW OFFICES OF
GOODMAN, MEAGHER & ENOCH
ATTORNEYS AND COUNSELLORS-AT-LAW
111 N. CHARLES STREET-7TH FLOOR
BALTIMORE, MD. 21201
TELEPHONE (301) 752-3666

March 23, 1983

Zoning Commissioner of Baltimore County
County Office Building
Towson, Maryland 21204
MERRITT PARK ASSOCIATES
Re: Item #186

Gentlemen:

I am enclosing herewith a copy of the General Power of Attorney which sets forth the authority of Jeffrey F. Klein to execute documents on behalf of Philip F. Klein, owner of the property in connection with the above entitled matter.

Please docket this enclosed General Power of Attorney in the case. This General Power of Attorney is being submitted to you at the request of a staff member of your office.

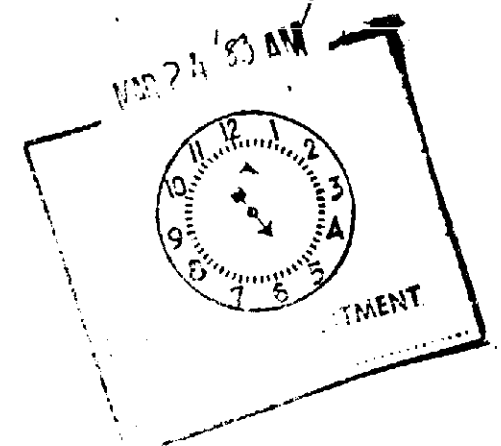
Thanking you for your cooperation, I remain

Very truly yours,

GOODMAN, MEAGHER & ENOCH

By: Leonard J. Grossman

LJG:jc
Enclosure



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

WILLIAM E. HAMMOND
ZONING COMMISSIONER

June 10, 1983

Leonard J. Grossman, Esquire
111 North Charles Street, 7th Floor
Baltimore, Maryland 21201

RE: Petition for Special Hearing
Beginning 378' SW of Holabird Avenue, 613' NW of the centerline of Merritt Boulevard - 12th Election District
Merritt Park Associates - Petitioner
NO. 83-260-SPH (Item No. 186)

Dear Mr. Grossman:

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

Very truly yours,

WILLIAM E. HAMMOND
Zoning Commissioner

WEH/srl

Attachments

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

Leonard J. Grossman, Esquire
111 N. Charles Street
7th Floor
Baltimore, Maryland 21201

April 27, 1983

NOTICE OF HEARING
Re: Petition for Special Hearing
Beginning 378' SW of Holabird Ave., 613' NW of the centerline of Merritt Blvd.
Merritt Park Associates - Petitioner
Case No. 83-260-SPH

TIME: 11:00 A.M.

DATE: Tuesday, May 24, 1983

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

TOWSON, MARYLAND

cc: Screen Play, Inc.
c/o Warren D. Klawns, President
2 Harrow Court
Baltimore, Maryland 21208

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

No. 114661

DATE: 5/14/83 ACCOUNT: R-01-415-000

AMOUNT: 100.00

RECEIVED FROM: Screen Play, Inc.
FOR: Advertising & Posting Case #83-260-SPH (Merritt Park Associates)

C 014*****078510 024-A

VALIDATION OR SIGNATURE OF CASHIER

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

WILLIAM E. HAMMOND
ZONING COMMISSIONER

May 19, 1983

Leonard J. Grossman, Esquire
111 N. Charles Street - 7th Floor
Baltimore, Maryland 21201

Re: Petition for Special Hearing
Beginning 378' SW of Holabird Ave., 613' NW of centerline of Merritt Blvd.
Merritt Park Associates - Petitioner
Case No. 83-260-SPH

Dear Mr. Grossman:

This is to advise you that \$87.85 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
Zoning Commissioner

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

No. 117623

DATE: 5/24/83 ACCOUNT: R-01-415-000

AMOUNT: \$87.85

RECEIVED FROM: Screen Play, Inc.
FOR: Advertising & Posting Case #83-260-SPH (Merritt Park Associates)

C 014*****078510 024-A

VALIDATION OR SIGNATURE OF CASHIER

KIDDER CONSULTANTS, INC.
Subsidiary of Kidder, Inc.

Cable KIDDERGH
Telex 87769
1020 Cromwell Bridge Road
Baltimore, Maryland 21204
(301) 321-5500

Direct Dial Number
321-5512

DESCRIPTION

0.23 ACRE PARCEL, MERRITT PARK FAMILY AMUSEMENT CENTER, MERRITT PARK SHOPPING CENTER, BALTIMORE COUNTY, MARYLAND.

"This Description is for a Special Exception in a "BL-CT" Zone for a Family Amusement Center"

Beginning at the east corner of the existing building to be used for the family amusement center, said corner being distant S 24° 49' 18" W 378 feet, more or less, from a point on the southwest side of Holabird Avenue, said point being distant N 65° 10' 42" W 613 feet, more or less, from the center line of Merritt Boulevard, running thence binding on outlines of said building, three courses: (1) N 65° 10' 42" W 100 feet, (2) S 24° 49' 18" W 28 feet, and (3) S 65° 10' 42" E 100 feet, thence five courses: (4) S 65° 10' 42" E 25 feet, (5) S 24° 49' 18" W 22 feet, (6) S 65° 10' 42" E 130 feet, (7) N 24° 49' 18" E 50 feet, and (8) N 65° 10' 42" W 155 feet to the place of beginning.

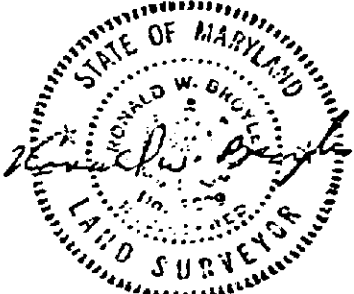
Containing 0.23 of an acre of land.

RWB:rjm

J.O. 1-82063

May 26, 1982

W.O. 31874C



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: <u>WBE</u>	Revised Plans: _____									
Previous case: <u>13-48X</u>	Change in outline or description: Yes _____ No _____									
	Map # _____									

CERTIFICATE OF POSTING
ZONING DEPARTMENT OF BALTIMORE COUNTY
Towson, Maryland

District: 12 Date of Posting: 5/18/83
Posted for: Petition for Special Hearing
Petitioner: Merritt Park Associates
Location of property: Beginning 378' SW of Holabird Ave., 613' NW of centerline of Merritt Blvd.
Location of Signs: at the SW corner of the above property, facing east on Holabird Ave.
Remarks: _____
Posted by: W. E. Hammond Date of return: 5/19/83
Number of Signs: 2

PETITION FOR SPECIAL HEARING
12th Election District

LOCATION: Beginning 378' SW of Holabird Avenue, 613' NW of the centerline of Merritt Boulevard.
DATE: 5/24/83, Tuesday, May 24, 1983 at 11:00 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 on the petition for Special Hearing under Section 50.7 of the Baltimore County Zoning Regulations, to determine whether or not the zoning commission should approve an amendment to the zoning map and/or zoning regulations, to allow a family amusement center for Case No. 83-260-SPH, located at the southwest side of Holabird Avenue, said point being distant N 65° 10' 42" W 613 feet, more or less, from the center line of Merritt Boulevard, running thence binding on outlines of said building, three courses: (1) N 65° 10' 42" W 100 feet, (2) S 24° 49' 18" W 28 feet, and (3) S 65° 10' 42" E 100 feet, thence five courses: (4) S 65° 10' 42" E 25 feet, (5) S 24° 49' 18" W 22 feet, (6) S 65° 10' 42" E 130 feet, (7) N 24° 49' 18" E 50 feet, and (8) N 65° 10' 42" W 155 feet to the place of beginning.

Containing 0.23 of an acre of land, being the property of Merritt Park Associates, as shown on plat plan filed with the Zoning Department. Hearing Date: Tuesday, May 24, 1983 at 11:00 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 May 24, 1983

CERTIFICATE OF PUBLICATION

TOWSON, MD., May 5, 1983.

THIS IS TO CERTIFY, that the annexed advertisement was published in THE JEFFERSONIAN, a weekly newspaper printed and published in Towson, Baltimore County, Md. on the 5th day of May, 1983, the 1983 publication appearing on the 5th day of May, 1983.

THE JEFFERSONIAN,
Manager.

Cost of Advertisement, \$ 26.25

CERTIFICATE OF PUBLICATION

OFFICE OF
Dundalk Eagle

38 N. Dundalk Ave.
Dundalk, Md. 21222 May 13, 1983

THIS IS TO CERTIFY, that the annexed advertisement of Wm. E. Hammond in the matter of Petition for Special Hearing - P.O. #43763 Req. #147014 was inserted in The Dundalk Eagle a weekly newspaper published in Baltimore County, Maryland, once a week for one week before the 6th day of May 1983; that is to say, the same was inserted in the issues of May 5, 1983

Kimbel Publication, Inc.
per Publisher.

By: Kimbel

RESIDENTIAL USE
ZONED DR 10.5

ROAD (EAST 60' R/W)

AVENUE

GENERAL NOTES

1. AREA OF PROPERTY 10.274 ACRES
2. EXISTING USE OF PROPERTY - NEIGHBORHOOD SHOPPING CENTER
3. EXISTING ZONING OF PROPERTY - R-1, ST. A BL-CT WITH SPECIAL EXCEPTION FOR FAMILY ARCADE
4. AREA OF SPECIAL EXCEPTION - 0.23 ACRES
5. PARKING REQUIREMENTS - SEE TABLE
6. TOTAL NUMBER OF SPACES REQUIRED - 122.0 SPACES - 123
7. SITE IS LOCATED IN THE MERRITT PARK SHOPPING CENTER
8. ALL UTILITIES FALLING WITHIN THE SITE AND ADJACENT TO EXISTING CURB UTILITIES
9. SPECIAL EXCEPTION GRANTED NOV. 10, 1980 SEE PETITION 11-51-407

LOADING RESTRICTIONS

1. The petitioner may open the arcade with a maximum of 60 amusement devices, including children's rides; however, one new amusement device may be added each subsequent 30-day period thereafter until a maximum of 80 amusement devices are located within the 2,800 square foot enclosed area depicted on Petitioners' Exhibit 1. For the purpose of this restriction, a "new" amusement device shall mean a device whose format was not initially included in the original 60 devices. Any increase beyond the maximum of 80 amusement devices, including children's rides, or in the area of operation or change in location within the center 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 between the owner and Screenplay, Inc., lessee, 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. For purposes of this restriction, a new tenancy will occur upon the sale of a majority of the corporation's stock to anyone other than the present stockholder now owning a majority of the stock in the aforementioned corporation.
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.
5. One of the owners or a full-time manager designated by the owners as the responsible party and for whose conduct the owners hereby expressly assume responsibility shall be on the premises at all times the business is open Monday through 6:00 p.m. Friday, and one of the owners or the aforementioned full-time manager and at least one other person in authority shall be on the premises from 6:00 p.m. Friday through 12:00 midnight Sunday to strictly enforce these restrictions and those of the management.

COMMERCIAL USE
ZONED BL

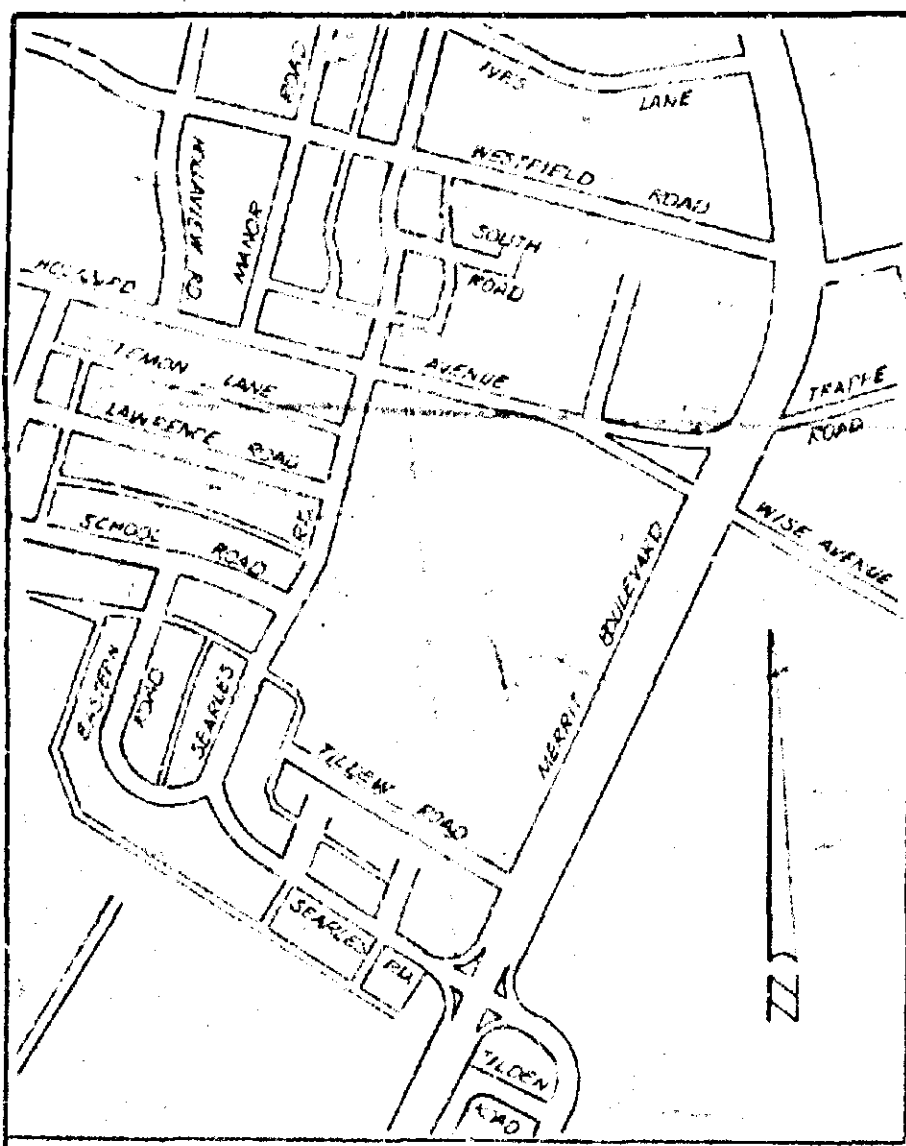
PARKING TABLE (CONT)				
OCCUPANCY	USE	SQ. FT.	PARK. RATE	PARK. REQ.
RETAIL	RETAIL	2,077	12.0	10.5
RETAIL	RETAIL	10,500	14.0	2.2
OFFICE	OFFICE	1,500	14.0	2.5
RENTAL	RENTAL	5,400	14.0	1.7
RETAIL	RETAIL	7,600	14.0	10.0
AMUSEMENT CENTER	AMUSEMENT CENTER	2,800	14.0	3.3
OFFICE	OFFICE	810	14.0	5.1
OFFICE	OFFICE	1,700	14.0	2.3
SELF-SERVICE LAUNDRY	SELF-SERVICE LAUNDRY	1,410	14.0	0.0
PARK	PARK	178	14.0	0.2
CAR WASH	CAR WASH	440	14.0	1.7
SERVICE STATION	SERVICE STATION	1,400	14.0	2.4
SERVICE GARAGE	SERVICE GARAGE	2,400	14.0	6.6
OFFICE	OFFICE	2,400	14.0	1.7
LIBRARY	LIBRARY	1,400	14.0	2.1
RETAIL SERVICE SHK	RETAIL SERVICE SHK	4,375	14.0	14.5
SERVICE STATION	SERVICE STATION	1,500	14.0	5.0
RETAIL	RETAIL	45	14.0	0.8
OFFICE	OFFICE	1,787	14.0	5.8

LIBRARY ORIGINALLY PART OF SHOPPING CENTER -
LIBRARY WITHIN SHOPPING CENTER

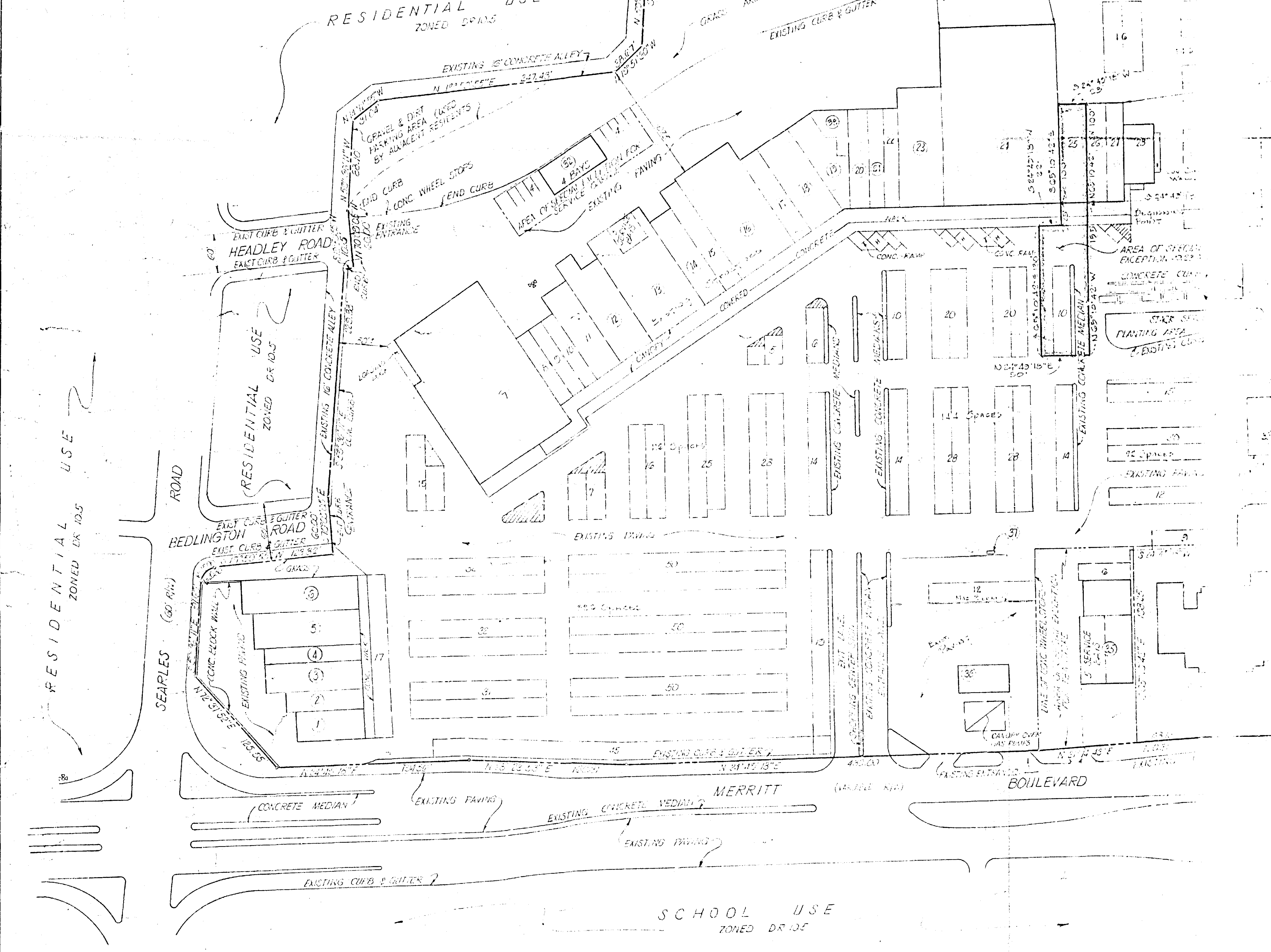
SITE PLAN
FOR
MERRITT PARK FAMILY ARCADE
AT
MERRITT PARK SHOPPING CENTER
MERRITT BOULEVARD AND HOLABIRD AVENUE
12TH ELECTION DISTRICT BALTIMORE COUNTY, MD.
SCALE 1"=50' DEC. 22, 1982

PETITIONER'S
EXHIBIT 1

Item #146

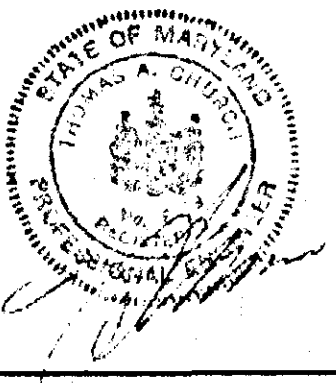


LOCATION PLAN
SCALE 1"=500'



PARKING TABULATION					PARKING TABULATION (CONT)				
OCCUPANCY	USE	SQ. FT.	PARKING	PARK REQD.	OCCUPANCY	USE	SQ. FT.	PARKING	PARK REQD.
1. RADIO SHACK	RETAIL	2180	120	10.1	20. CARD SHOP	RETAIL	2300	120	10.1
2. PT. KELSH STATE SENATOR HQ	OFFICE	1500	100	8.3	21. HOLLAND UNIFORMS	RETAIL	1050	100	8.3
3. UNITED OPTICAL CO.	RETAIL	2500	100	11.9	22. FLAZER LOANS	OFFICE	1350	100	8.3
4. MANN & BLANK ATTORNEYS	OFFICE	1400	100	4.7	23. SANDI HAIR STYLES	BEAUTY SHOP	500	100	8.3
5. JO ANN FABRICS	RETAIL	5000	100	13.4	24. H.L. GREEN	RETAIL	2000	100	8.3
6. S. HIKEN FRIED CHOP	RETAIL	4000	100	21.2	25. FAMILY ARCADE	AMUSEMENT CENTER	2000	100	8.3
7. FOOD-A-RAMA	RETAIL	2000	100	12.6	26. H.F.C. FINANCE CO.	OFFICE	2000	100	8.3
8. PODIATRIST	MEDICAL OFFICE	1000	100	5.7	27. BALTO. CO. SAVINGS & LOAN	SELF SERVICE LAUNDRY	1800	100	8.3
9. BOOK STORE	RETAIL	1200	100	6.0	28. LORD, BAIRD, WASHIN DRY	BANK	1400	100	8.3
10. PIZZA (LONG WICH SHOP)	CARRY OUT	1200	100	6.0	29. UNION TRUST CO. DRIVE IN BANK	CAR WASH	400	100	8.3
11. UNION TRUST CO.	BANK	3000	100	10.0	30. MERRITT PARK GAR. & H.A.H.	SERVICE STATION	1000	100	8.3
12. JADE EAST RESTAURANT	RESTAURANT	4500	100	50.0	31. JIG RED SERVICE STATION	SERVICE GARAGE	2000	100	8.3
13. WESTERN AUTO	RETAIL	1000	100	32.6	32. METROPOLITAN LIFE	OFFICE	5000	100	17.1
14. SAVINGS BANK OF BALTIMORE	BANK	2300	100	11.7	33. BALTO. COUNTY PUBLIC LIBRARY	LIBRARY	10000	100	50.0
15. SHERWIN WILLIAMS PAINT	RETAIL	2400	100	12.0	34. GENERAL TIRE STORE	RETAIL SERVICE GAR.	4000	100	17.1
16. RITE AID	RETAIL	5000	100	45.1	35. SHELL SERVICE STATION	SERVICE STATION	1500	100	8.3
17. JEWELERS	RETAIL	2000	100	10.0	36. FOTO HUT DRIVE IN	RETAIL	450	100	8.3
18. PICK-N-PAY GROSS	RETAIL	3500	100	19.0	37. MADISON VENDING CO.	OFFICE	1700	100	8.3
19. H&R BLOCK	OFFICE	1300	100	4.3					

* LIBRARY PARCEL ORIGINALLY PART OF SHOPPING CENTER - PARKING FOR LIBRARY WITHIN SHOPPING CENTER.



Pursuant to the advertisement, posting of property, and public hearing on the petition and it appearing that by reason of the following finding of facts:

1. On November 16, 1982, Case No. 8' -46-X, Philip R. and Sophia Romm Machi, petitioners, were granted a special exception for an arcade, in accordance with the site plan filed therein and marked Petitioners' Exhibit 1 and subject to the restrictions contained in said Order. Subsequent thereto, on November 29, 1982, Restrictions 1 and 3 were amended.
2. The petitioners herein, Merritt Park Associates and Screen Play, Inc., seek to amend Restriction 4 of the original Order to allow the arcade to operate between the hours of 9:00 a.m. and 1:00 a.m., Monday through Saturday, during the summer months; Restriction 1 of the Amended Order to increase the number of amusement devices to 100; and the accompanying site plan.
3. Warren D. Klawans, President of Screen Play, Inc., testified that according to national standards, 30 square feet is required for each amusement device and his lease provides for 3,000 square feet and attributes a decline in his business to his inability to provide the latest machines because of the limit imposed.
4. No one appeared at the hearing in opposition to the petition.
5. The proposed amendments would be in strict harmony with the spirit and intent of the Baltimore County Zoning Regulations and will not adversely affect the health, safety, and general welfare of the community.

and, therefore,

IT IS ORDERED by the Zoning Commissioner of Baltimore County, this 10th day of June, 1983, that the amendments to Restriction 4 of the Order dated November 16, 1982 to allow the arcade to operate between the hours of 9:00 a.m. and 1:00 a.m., Monday through Saturday, during June, July, and August (Sunday hours to remain 12:00 noon to 12:00 midnight); Restriction 1 of the Amended Order dated November 29, 1982 to increase the number of amusement devices within the leased premises to a maximum of 100; and the accompanying site plan are hereby approved and, as such, the Petition for Special Hearing is hereby GRANTED, from and after the date of this Order, subject, however, to the following restrictions:

1. Strict adherence to the restrictions contained in the Orders dated November 16 and 29, 1982, except to the extent that either are amended by this Order.
2. A revised site plan and floor plan being submitted for approval by the Department of Public Works and the Office of Planning and Zoning.

[Signature]
Zoning Commissioner of
Baltimore County

BALTIMORE COUNTY PUBLIC SCHOOLS

Robert Y. Dubel, Superintendent

Towson, Maryland - 21204

Date: March 25, 1983

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

Z.A.C. Meeting of: March 29, 1983

RE: Item No: 183, 184, 185, 186, 187, 188, 189, 190, 191, 192, 193, 194, 195, 196, 197
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,

[Signature]
Hon. Nick Petrovich, Assistant
Department of Planning

BNP/bp

MICROFILMED

BALTIMORE COUNTY, MARYLAND

INTER-OFFICE CORRESPONDENCE

William E. Hammond
TO: Zoning Commissioner
Norman E. Gerber, Director
FROM: Office of Planning and Zoning
Zoning Petition No. 83-260-SPH
SUBJECT: Merritt Park Associates

Date: May 2, 1983

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

[Signature]
Norman E. Gerber
Director of Planning and Zoning

NEG:JGH:slc

cc: Arlene January
Shirley Hess

PETITION FOR SPECIAL HEARING

12th Election District

ZONING: Petition for Special Hearing
LOCATION: Beginning 378 ft. Southwest of Holabird Avenue, 613 ft. Northwest of the centerline of Merritt Boulevard
DATE & TIME: Tuesday, May 24, 1983 at 11:00 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 Hearing under Section 500.7 of the Baltimore County Zoning Regulations, to determine whether or not the Zoning Commissioner and/or Deputy Zoning Commissioner should approve an amendment to the site plan and Restriction No. 4 of the original order and Restriction No. 1 of amended order for Case No. 83-46-X to allow hours of operation between 9:00 A.M. and 1:00 A.M. for summer months only excluding Sunday (opening to be 12 noon) and increase number of amusement devices to 100

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

Being the property of Merritt Park Associates, as shown on plat plan filed with the Zoning Department.

Hearing Date: Tuesday, May 24, 1983 at 11:00 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

ORDER RECEIVED FOR FILING

DATE: June 10, 1983

BY: *[Signature]*

Administrative Assistant

LAW OFFICES OF
GOODMAN, MEAGHER & ENOCH
ATTORNEYS AND COUNSELLORS-AT-LAW
111 N. CHARLES STREET-7TH FLOOR
BALTIMORE, MD. 21201
TELEPHONE: (301) 752-3666

March 23, 1983

Zoning Commissioner of Baltimore County
County Office Building
Towson, Maryland 21204

Re: Item #186
MERRITT PARK ASSOCIATES

Gentlemen:

I am enclosing herewith a copy of the General Power of Attorney which sets forth the authority of Jeffrey F. Klein to execute documents on behalf of Philip E. Klein, owner of the property in connection with the above entitled matter.

Please docket this enclosed General Power of Attorney in the case. This General Power of Attorney is being submitted to you at the request of a staff member of your office.

Thanking you for your cooperation, I remain

Very truly yours,

GOODMAN, MEAGHER & ENOCH

By: *[Signature]*
Leonard J. Grossman

LJG:jc
Enclosure

MICROFILMED

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

WILLIAM E. HAMMOND
ZONING COMMISSIONER

June 10, 1983

Leonard J. Grossman, Esquire
111 North Charles Street, 7th Floor
Baltimore, Maryland 21201

RE: Petition for Special Hearing
Beginning 378' SW of Holabird Avenue, 613'
NW of the centerline of Merritt Boulevard -
12th Election District
Merritt Park Associates - Petitioner
NO. 83-260-SPH (Item No. 186)

Dear Mr. Grossman:

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

Very truly yours,

[Signature]
WILLIAM E. HAMMOND
Zoning Commissioner

WEH/srl

Attachments

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

MICROFILMED

GENERAL POWER OF ATTORNEY

KNOW ALL MEN BY THESE PRESENTS, That I, PHILIP E. KLEIN, residing at 2700 Steele Road, Baltimore, Maryland 21215, do hereby nominate, constitute and appoint JEFFREY F. KLEIN, residing at 70 Penny Lane, Baltimore, Maryland 21208, my true and lawful attorney in fact, for me and in my name, place and stead, to pledge, vote, assign, hypothecate any and all assets, including but not limited to, any bank account in my name; to recover any life insurance proceeds on the life of any person; to borrow in my name and on my credit from any bank or financial institution any sum or sums of money; to act, demand, sue for, recover and receive all manner of goods, chattels, debts, rents, interest, sums of money and demands, whatsoever, due or hereafter to become due and owing or belonging to me, and to make, give and execute, endorse, vote, accept and deliver in my name or in the name of my said attorney, all checks, notes, drafts, shares of stock, proxies, warrants, acknowledgments, agreements and all other instruments in writing, of whatsoever nature as my said attorney may deem needful to conserve my interests; to invest my assets as he may deem appropriate; to enter into and take possession of any lands, real estate, tenements, houses, stores or buildings, or part thereof, belonging to me, or to which I may become entitled and to receive and take for me and in my name and to use all or any rents, profits or issues of any real estate to me belonging, and to let the same in such manner as my attorney shall deem needful and proper, and from time to time to renew leases; and also to execute and deliver all contracts, deeds, leases, mortgages, and writings in that behalf requisite and necessary affecting any and all property situate, lying and being in the State of Maryland, or in any other state or jurisdiction;

and for me in my name to commence and prosecute any suits or actions or other legal or equitable proceedings for the recovery of any of my lands or for any goods, chattels, debts, duties, demand, cause or anything whatsoever, due or to become due or belonging to me, and to prosecute, maintain and discontinue the same if he shall deem proper, and for me in my name to take all steps and remedies necessary and proper for the conduct and management of my business affairs, and for the recovery, obtaining and holding possession of any lands, tenements, rents, or real estate, goods and chattels, debts, interest, demands, sum or sums of money or any other thing whatsoever, that is, are or shall be by my said attorney thought to be due, owing, belonging to or payable to me in my own right or otherwise; and also for me and in my name, place and stead to appear, answer and defend in all actions and suits whatsoever which shall be commenced against me; and also for me and in my name to compromise, settle and adjust, with each and every person or persons, all actions, accounts, due and demands, subsisting or to subsist between me and them or any of them, and in such manner as my said attorney shall think proper; hereby giving to my said attorney power and authority to do, execute, and perform and finish for me and in my name all and singular those things which shall be expedient and necessary in and about or concerning the premises, or any of them, including the power to execute all instruments relating to any property owned with another as tenant in common, joint tenant, tenant by the entirety, or community property, as fully as I, PHILIP E. KLEIN, could do if personally present, hereby ratifying and confirming whatever my said attorney shall do or cause to be done in, about or concerning the premises, and any part thereof, and hereby revoking any former power of attorney made by me.

MICROFILMED

PETITION FOR SPECIAL HEARING 83-260-SPH 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 Hearing under Section 500.7 of the Baltimore County Zoning Regulations, to determine whether or not the Zoning Commissioner and/or Deputy Zoning Commissioner should approve an Amendment to the site plan & restriction #4 of the original order & restriction #1 of Amended order for case #83-260-SPH to allow hours of operation between 9:00 A.M. & 1:00 A.M. for summer months only, excluding Sunday (opening to be 12 noon) and increase number of amusement devices to 100.

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

I, or we, agree to pay expenses of the 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.

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.

Lessee:
Screen Play, Inc.
(Type or Print Name)
Signature: *Warren D. Klawans*
Warren D. Klawans, Pres.
2 Harrow Court
Baltimore, Maryland 21208
City and State

Legal Owner(s):
Merritt Park Associates
(Type or Print Name)
Signature: *John W. Hession, III*
John W. Hession, III
(Type or Print Name)
Signature

Attorney for Petitioner:
Leonard J. Grossman
(Type or Print Name)
Signature: *Leonard J. Grossman*
Leonard J. Grossman
111 N. Charles Street 7th Fl.
Baltimore, Maryland 21201
City and State
Telephone No.: 752-3666

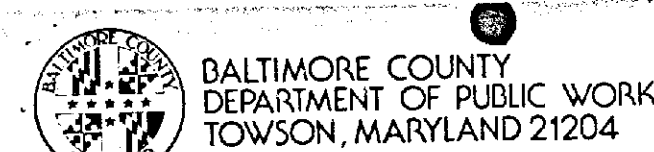
6229 N. Charles Street 377-8600
Address
Baltimore, Maryland 21212
City and State
Name, address and phone number of legal owner, contractor purchaser or representative to be contacted:
Warren D. Klawans
Name
2 Harrow Court 484-4167
Address
Baltimore, Maryland 21208
City and State

ORDERED By The Zoning Commissioner of Baltimore County, this 29th day of May, 1983, 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 24th day of May, 1983, at 11:00 o'clock A.M.

John W. Hession, III
Zoning Commissioner of Baltimore County.

ZCO-No.1

(over)



HARRY J. PISTEL, P.E.
DIRECTOR

May 5, 1983

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

Re: Item #186 (1982-1983)
Property Owner: Metropolitan Management Co.
378' S/W from centerline of Holabird Ave.
613' N/W from centerline of Merritt Blvd.
Acreage: 0.23 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:

Comments were supplied in conjunction with the Zoning Advisory Committee review of this property in connection with Item 260 (1981-1982).

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 186 (1982-1983).

Very truly yours,

Robert A. Merton, P.E.
Robert A. Merton, P.E., Chief
Bureau of Public Services

RAM:EAM:FWR:SS

E-SM Key Sheet
10-12 SE 20 & 21 Pos. Sheets
SE 3 F Topo
103 Tax Map

RE: PETITION FOR SPECIAL HEARING: BEFORE THE ZONING COMMISSIONER
Beginning 378' SW of Holabird Ave., 613' NW of the Centerline of Merritt Blvd., 12th District : OF BALTIMORE COUNTY

MERRITT PARK ASSOCIATES, : Case No. 83-260-SPH
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. Hession, III
People's Counsel for Baltimore County
Rm. 223, Court House
Towson, Maryland 21204
494-2138

I HEREBY CERTIFY that on this 6th day of May, 1983, a copy of the foregoing

Order was mailed to Leonard J. Grossman, Esquire, 111 N. Charles Street, 7th Floor, Baltimore, MD 21201, Attorney for Petitioner; and Warren D. Klawans, President,

Screen Play, Inc., 2 Harrow Court, Baltimore, MD 21208, Lessee.

John W. Hession, III
John W. Hession, III

MICROFILMED

KIDDE CONSULTANTS, INC.

Subsidiary of Kidde, Inc.

Cable KIDDENGR
Telex 87769

1020 Cromwell Bridge Road
Baltimore, Maryland 21204
(301) 321-5500

Direct Dial Number
321-5512

DESCRIPTION

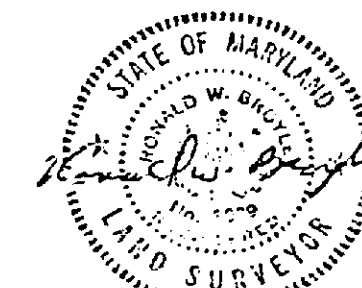
0.23 ACRE PARCEL, MERRITT PARK FAMILY AMUSEMENT CENTER, MERRITT PARK SHOPPING CENTER, BALTIMORE COUNTY, MARYLAND.

"This Description is for a Special Exception in a "BL-CT" Zone for a Family Amusement Center"

Beginning at the east corner of the existing building to be used for the family amusement center, said corner being distant S 24° 49' 18" W 378 feet, more or less, from a point on the southwest side of Holabird Avenue, said point being distant N 65° 10' 42" W 613 feet, more or less, from the center line of Merritt Boulevard, running thence binding on outlines of said building, three courses: (1) N 65° 10' 42" W 100 feet, (2) S 24° 49' 18" W 28 feet, and (3) S 65° 10' 42" E 100 feet, thence five courses: (4) S 65° 10' 42" E 25 feet, (5) S 24° 49' 18" W 22 feet, (6) S 65° 10' 42" E 130 feet, (7) N 24° 49' 18" E 50 feet, and (8) N 65° 10' 42" W 155 feet to the place of beginning.

Containing 0.23 of an acre of land.

RWB:rjm J.O. 1-82063 May 26, 1982
W.O. 31874C



BALTIMORE COUNTY, MARYLAND

INTER-OFFICE CORRESPONDENCE

William E. Hammond, Zoning Commissioner
TO: Office of Planning and Zoning Date: April 27, 1983
FROM: Ian J. Forrest
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 #119 - Honolulu Limited
- Item #150 - James R. Peak
- Item #151 - Melvin & Ruth Kahik
- Item #152 - Jonathan & Teresa Marshall
- Item #153 - Gilbert & Joyce Goetz
- Item #154 - Edwin S. Crawford, et ux
- Item #155 - The Vestry of the Church of the Good Shepherd
- Item #158 - Thomas P. Early
- Item #159 - Joseph E. & Sarah Catherine Poklis
- Item #170 - N. Eugene & Mary Ellen Shoemaker
- Item #173 - Thomas B. & Florabelle Groves
- Item #184 - Norbert L. & Regina P. Griffin
- Item #185 - Metropolitan Management Co. - 5/24 - 83-260-SPH
- Item #287 - Raymond T. & Alice A. Andrews
- Item #196 - Harvey F. & Carolyn W. Heggie
- Item #197 - Guadalupe L. French
- Item #200 - Mark S. & Karen A. Bartlett
- Item #201 - James P. & Jeanne F. Freeman
- Item #202 - Shell Oil Company
- Item #206 - Donald E. & Marie G. Higgs
- Item #214 - Thomas A. Keller, et ux
- Item #215 - Ambler M. Blick, et ux
- Item #216 - Grant Owings, et al
- Item #218 - Paul Hobbs, et ux
- Item #220 - Philip E. Klein, et al
- Item #221 - Leonard Stoler

Ian J. Forrest
Ian J. Forrest, Director
BUREAU OF ENVIRONMENTAL SERVICES

LJS/eth

BALTIMORE COUNTY ZONING PLANS ADVISORY COMMITTEE

May 12, 1983

COUNTY OFFICE BLDG.
111 N. CHARLES ST.
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

Leonard J. Grossman, Esquire
111 N. Charles Street 7th Floor
Baltimore, Maryland 21201

RE: Item No. 186 - Case No. 83-260-SPH
Metropolitan Management Company
Special Hearing Petition

Dear Mr. Grossman:

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 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.

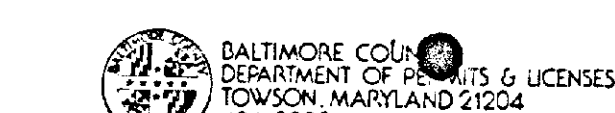
Very truly yours,

Nicholas B. Commodari
NICHOLAS B. COMMODARI
Chairman
Zoning Plans Advisory Committee

NBC:bsc
Enclosures

cc: Warren D. Klawans
2 Harrow Ct.
Baltimore, Md. 21208

Kidde Consultants
1020 Cromwell Bridge Road
Towson, Md. 21204



April 1, 1983

BALTIMORE COUNTY
DEPARTMENT OF PERMITS & LICENSES
TOWSON, MARYLAND 21204
404-3000

TED ZALESKI, JR.
DIRECTOR

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

Dear Mr. Hammond:

Comments on Item #186 Zoning Advisory Committee Meeting March 29, 1983 are as follows:

Property Owner: Metropolitan Management Company
Location: 378' S/W from centerline of Holabird Ave. 613' N/W from centerline of Merritt Blvd.
Existing Zoning: BL-CT
Proposed Zoning: See reverse side

Address: 0.23
District: 12th

The items checked below are applicable:

A. All structure shall conform to the Baltimore County Building Code 1981/ Council Bill 1-82 State of Maryland Code for the Handicapped and Age; and other applicable Codes.

B. A building and other miscellaneous permits shall be required before beginning construction.

C. Residential: Three sets of construction drawings are required to file a permit application. Architect/Engineer seal is/is not required.

D. Commercial: Three sets of construction drawings with a Maryland Registered Architect or Engineer shall be required to file a permit application.

E. An exterior wall erected within 610 of an adjacent lot line shall be of one hour fire resistive construction, no openings permitted within 3'-0" of lot lines. A fire wall is required if construction is on the lot line, See Table 101, line 2, Section 107 and Table 102.

F. Requested variance conflicts with the Baltimore County Building Code, Section/s

G. 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. Drawings may require a professional seal.

H. Before this office can comment on the above structure, please have the owner, thru the services of a Licensed in Maryland Architect or Engineer certify to this office, that, the structure for which a proposed change in use is proposed can comply with the height/area requirements of Table 505 and the required construction classification of Table 101.

I. Comments: All devices shall be licensed thru Balto. Co. Dept. of Permits and Licenses.

NOTE: These comments reflect only on the information provided by the drawings submitted to the 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 #122 (Plan Review) at 111 West Chesapeake Ave., 21204.

Charles E. Surman
Charles E. Surman, Chief
Plan Review

FORM 01-82

Pursuant to the advertisement, posting of property, and public hearing on the petition and it appearing that by reason of the following finding of facts:

1. On November 16, 1982, Case No. 8' -46-X, Philip R. and Sophia Romm Machi, petitioners, were granted a special exception for an arcade, in accordance with the site plan filed therein and marked Petitioners' Exhibit 1 and subject to the restrictions contained in said Order. Subsequent thereto, on November 29, 1982, Restrictions 1 and 3 were amended.
2. The petitioners herein, Merritt Park Associates and Screen Play, Inc., seek to amend Restriction 4 of the original Order to allow the arcade to operate between the hours of 9:00 a.m. and 1:00 a.m., Monday through Saturday, during the summer months; Restriction 1 of the Amended Order to increase the number of amusement devices to 100; and the accompanying site plan.
3. Warren D. Klawans, President of Screen Play, Inc., testified that according to national standards, 30 square feet is required for each amusement device and his lease provides for 3,000 square feet and attributes a decline in his business to his inability to provide the latest machines because of the limit imposed.
4. No one appeared at the hearing in opposition to the petition.
5. The proposed amendments would be in strict harmony with the spirit and intent of the Baltimore County Zoning Regulations and will not adversely affect the health, safety, and general welfare of the community.

and, therefore,

IT IS ORDERED by the Zoning Commissioner of Baltimore County, this 10th day of June, 1983, that the amendments to Restriction 4 of the Order dated November 16, 1982 to allow the arcade to operate between the hours of 9:00 a.m. and 1:00 a.m., Monday through Saturday, during June, July, and August (Sunday hours to remain 12:00 noon to 12:00 midnight); Restriction 1 of the Amended Order dated November 29, 1982 to increase the number of amusement devices within the leased premises to a maximum of 100; and the accompanying site plan are hereby approved and, as such, the Petition for Special Hearing is hereby GRANTED, from and after the date of this Order, subject, however, to the following restrictions:

1. Strict adherence to the restrictions contained in the Orders dated November 16 and 29, 1982, except to the extent that either are amended by this Order.
2. A revised site plan and floor plan being submitted for approval by the Department of Public Works and the Office of Planning and Zoning.

[Signature]
Zoning Commissioner of
Baltimore County

BALTIMORE COUNTY PUBLIC SCHOOLS

Robert Y. Dubel, Superintendent

Towson, Maryland - 21204

Date: March 25, 1983

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

Z.A.C. Meeting of: March 29, 1983

RE: Item No: 183, 184, 185, 186, 187, 188, 189, 190, 191, 192, 193, 194, 195, 196, 197
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,

[Signature]
Hon. Nick Petrovich, Assistant
Department of Planning

KNP/bp

MICROFILMED

BALTIMORE COUNTY, MARYLAND

INTER-OFFICE CORRESPONDENCE

William E. Hammond
TO: Zoning Commissioner
Norman E. Gerber, Director
FROM: Office of Planning and Zoning
Zoning Petition No. 83-260-SPH
SUBJECT: Merritt Park Associates

Date: May 2, 1983

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

[Signature]
Norman E. Gerber
Director of Planning and Zoning

NEG:JCH:slc

cc: Arlene January
Shirley Hess

PETITION FOR SPECIAL HEARING

12th Election District

ZONING: Petition for Special Hearing
LOCATION: Beginning 378 ft. Southwest of Holabird Avenue, 613 ft. Northwest of the centerline of Merritt Boulevard
DATE & TIME: Tuesday, May 24, 1983 at 11:00 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 Hearing under Section 500.7 of the Baltimore County Zoning Regulations, to determine whether or not the Zoning Commissioner and/or Deputy Zoning Commissioner should approve an amendment to the site plan and Restriction No. 4 of the original order and Restriction No. 1 of amended order for Case No. 83-46-X to allow hours of operation between 9:00 A.M. and 1:00 A.M. for summer months only excluding Sunday (opening to be 12 noon) and increase number of amusement devices to 100

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

Being the property of Merritt Park Associates, as shown on plat plan filed with the Zoning Department.

Hearing Date: Tuesday, May 24, 1983 at 11:00 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

ORDER RECEIVED FOR FILING

DATE: June 10, 1983

BY: *[Signature]*

Administrative Assistant

LAW OFFICES OF
GOODMAN, MEAGHER & ENOCH
ATTORNEYS AND COUNSELLORS-AT-LAW
111 N. CHARLES STREET-7TH FLOOR
BALTIMORE, MD. 21201
TELEPHONE: (301) 752-3666

March 23, 1983

Zoning Commissioner of Baltimore County
County Office Building
Towson, Maryland 21204

MERRITT PARK ASSOCIATES
Re: Item #186

Gentlemen:

I am enclosing herewith a copy of the General Power of Attorney which sets forth the authority of Jeffrey F. Klein to execute documents on behalf of Philip E. Klein, owner of the property in connection with the above entitled matter.

Please docket this enclosed General Power of Attorney in the case. This General Power of Attorney is being submitted to you at the request of a staff member of your office.

Thanking you for your cooperation, I remain

Very truly yours,

GOODMAN, MEAGHER & ENOCH

By: *[Signature]*
Leonard J. Grossman

LJG:jc
Enclosure

MICROFILMED

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

WILLIAM E. HAMMOND
ZONING COMMISSIONER

June 10, 1983

Leonard J. Grossman, Esquire
111 North Charles Street, 7th Floor
Baltimore, Maryland 21201

RE: Petition for Special Hearing
Beginning 378' SW of Holabird Avenue, 613'
NW of the centerline of Merritt Boulevard -
12th Election District
Merritt Park Associates - Petitioner
NO. 83-260-SPH (Item No. 186)

Dear Mr. Grossman:

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

Very truly yours,

[Signature]
WILLIAM E. HAMMOND
Zoning Commissioner

WEH/srl

Attachments

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

MICROFILMED

GENERAL POWER OF ATTORNEY

KNOW ALL MEN BY THESE PRESENTS, That I, PHILIP E. KLEIN, residing at 2700 Steele Road, Baltimore, Maryland 21215, do hereby nominate, constitute and appoint JEFFREY F. KLEIN, residing at 70 Penny Lane, Baltimore, Maryland 21208, my true and lawful attorney in fact, for me and in my name, place and stead, to pledge, vote, assign, hypothecate any and all assets, including but not limited to, any bank account in my name; to recover any life insurance proceeds on the life of any person; to borrow in my name and on my credit from any bank or financial institution any sum or sums of money; to act, demand, sue for, recover and receive all manner of goods, chattels, debts, rents, interest, sums of money and demands, whatsoever, due or hereafter to become due and owing or belonging to me, and to make, give and execute, endorse, vote, accept and deliver in my name or in the name of my said attorney, all checks, notes, drafts, shares of stock, proxies, warrants, acknowledgments, agreements and all other instruments in writing, of whatsoever nature as my said attorney may deem needful to conserve my interests; to invest my assets as he may deem appropriate; to enter into and take possession of any lands, real estate, tenements, houses, stores or buildings, or part thereof, belonging to me, or to which I may become entitled and to receive and take for me and in my name and to use all or any rents, profits or issues of any real estate to me belonging, and to let the same in such manner as my attorney shall deem needful and proper, and from time to time to renew leases; and also to execute and deliver all contracts, deeds, leases, mortgages, and writings in that behalf requisite and necessary affecting any and all property situate, lying and being in the State of Maryland, or in any other state or jurisdiction;

and for me in my name to commence and prosecute any suits or actions or other legal or equitable proceedings for the recovery of any of my lands or for any goods, chattels, debts, duties, demand, cause or anything whatsoever, due or to become due or belonging to me, and to prosecute, maintain and discontinue the same if he shall deem proper, and for me in my name to take all steps and remedies necessary and proper for the conduct and management of my business affairs, and for the recovery, obtaining and holding possession of any lands, tenements, rents, or real estate, goods and chattels, debts, interest, demands, sum or sums of money or any other thing whatsoever, that is, are or shall be by my said attorney thought to be due, owing, belonging to or payable to me in my own right or otherwise; and also for me and in my name, place and stead to appear, answer and defend in all actions and suits whatsoever which shall be commenced against me; and also for me and in my name to compromise, settle and adjust, with each and every person or persons, all actions, accounts, due and demands, subsisting or to subsist between me and them or any of them, and in such manner as my said attorney shall think proper; hereby giving to my said attorney power and authority to do, execute, and perform and finish for me and in my name all and singular those things which shall be expedient and necessary in and about or concerning the premises, or any of them, including the power to execute all instruments relating to any property owned with another as tenant in common, joint tenant, tenant by the entirety, or community property, as fully as I, PHILIP E. KLEIN, could do if personally present, hereby ratifying and confirming whatever my said attorney shall do or cause to be done in, about or concerning the premises, and any part thereof, and hereby revoking any former power of attorney made by me.

MICROFILMED

PETITION FOR SPECIAL HEARING 83-260-SPH TO THE ZONING COMMISSIONER OF BALTIMORE COUNTY:

The undersigned, legal owner(s) of the property situated 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 506.7 of the Baltimore County Zoning Regulations, to determine whether or not the Zoning Commissioner and/or Deputy Zoning Commissioner should approve an amendment to the site plan and restriction #4 of the original order of restriction #1 of amended order for case 83-165-K to allow hours of operation between 9:00 A.M. & 1:00 A.M. for summer months only excluding Sunday (opening to be 12 noon) and increase number of amusement devices to 100.

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

I, or we, agree to pay expenses of the 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.

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.

Lessee:

Screen Play, Inc.

(Type or Print Name)

Warren D. Klawans, Pres.

2 Harrow Court

Baltimore, Maryland 21208

City and State

Legal Owner(s):

Merritt Park Associates

Metropolitan Management Company

(Type or Print Name)

Warren D. Klawans, Pres.

2 Harrow Court

Baltimore, Maryland 21208

City and State

Attorney for Petitioner:

Leonard J. Grossman

(Type or Print Name)

111 N. Charles Street 7th Fl.

Baltimore, Maryland 21201

City and State

Warren D. Klawans

2 Harrow Court 484-4167

Baltimore, Maryland 21208

City and State

Warren D. Klawans

2 Harrow Court 484-4167

Baltimore, Maryland 21208

City and State

Warren D. Klawans

2 Harrow Court 484-4167

Baltimore, Maryland 21208

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Warren D. Klawans

2 Harrow Court 484-4167

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2 Harrow Court 484-4167

Baltimore, Maryland 21208

City and State

Warren D. Klawans

2 Harrow Court 484-4167

Baltimore, Maryland 21208

City and State

Warren D. Klawans

RE: PETITION FOR SPECIAL HEARING: BEFORE THE ZONING COMMISSIONER
Beginning 378' SW of Holabird Ave., 613' NW of the Centerline of Merritt Blvd., 12th District: OF BALTIMORE COUNTY

MERRITT PARK ASSOCIATES, Case No. 83-260-SPH
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
Deputy People's Counsel
John W. Hession, III
People's Counsel for Baltimore County
Rm. 223, Court House
Towson, Maryland 21204
494-2138

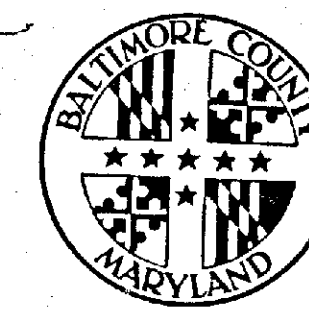
I HEREBY CERTIFY that on this 6th day of May, 1983, a copy of the foregoing Order was mailed to Leonard J. Grossman, Esquire, 111 N. Charles Street, 7th Floor, Baltimore, MD 21201, Attorney for Petitioner, and Warren D. Klawans, President, Screen Play, Inc., 2 Harrow Court, Baltimore, MD 21208, Lessee.

John W. Hession, III

BALTIMORE COUNTY

ZONING PLANS

ADVISORY COMMITTEE



PETITION AND SITE PLAN

EVALUATION COMMENTS

BALTIMORE COUNTY ZONING PLANS ADVISORY COMMITTEE

May 12, 1983

COUNTY OFFICE BLDG.
111 N. Charles Street
Towson, Maryland 21204

Chairman
Nicholas B. Commodari

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

Leonard J. Grossman, Esquire
111 N. Charles Street 7th Floor
Baltimore, Maryland 21201

RE: Item No. 186 - Case No. 83-260-SPH
Metropolitan Management Company
Special Hearing Petition

Dear Mr. Grossman:

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 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,

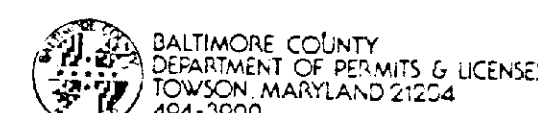
NICHOLAS B. COMMODARI
Chairman
Zoning Plans Advisory Committee

NBC:bsc

Enclosures

cc: Warren D. Klawans
2 Harrow Ct.
Baltimore, Md. 21208

Kidde Consultants
1020 Cromwell Bridge Road
Towson, Md. 21204



BALTIMORE COUNTY
DEPARTMENT OF PERMITS & LICENSES
1020 CROMWELL BRIDGE ROAD
TOWSON, MARYLAND 21204
494-3900

TED JALSKI, JR.
DIRECTOR

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

Dear Mr. Hammond:

Comments on Item # 186 Zoning Advisory Committee Meeting March 29, 1983 are as follows:

Property Owner: Metropolitan Management Company
Location: 378' S/W from centerline of Holabird Ave. 613' N/W from centerline of Merritt Blvd.
Proposed Zoning: See Reverse side

Acres: 0.23

District: 12th

The items checked below are applicable:

- All structure shall conform to the Baltimore County Building Code 1981/ Council Bill 4-82 State of Maryland Code for the Handicapped and Aged and other applicable Codes.
- A building and other miscellaneous permits shall be required before beginning construction.
- Residential: Three sets of construction drawings are required to file a permit application. Architect/Engineer seal is/is not required.
- Commercial: Three sets of construction drawings with a Maryland Registered Architect or Engineer shall be required to file a permit application.
- An exterior wall erected within 6'0" of an adjacent lot line shall be of one hour fire resistant construction, no openings permitted within 3'0" of lot lines. A fire wall is required if construction is on the lot line. See Table 101, Line 2, Section 107 and Table 102.
- Requested variance conflicts with the Baltimore County Building Code, Section 107.
- 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. Drawings may require a professional seal.
- Before this office can comment on the above structure, please have the owner, thru the services of a Registered 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.
- Comments: All devices shall be licensed thru Balto. Co. Dept. of Permits and Licenses.

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 #122 (Plans Review) at 111 West Chesapeake Ave., 21204.

Very truly yours,
Charles E. Burnham, Chief
Plans Review

CEB:rcj

FORM 01-02

BALTIMORE COUNTY, MARYLAND

INTER-OFFICE CORRESPONDENCE

William E. Hammond, Zoning Commissioner

TO: Office of Planning and Zoning

Date: April 27, 1983

FROM: Ian J. Forrest

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 #119 - Honolulu Limited
- Item #150 - James R. Peak
- Item #151 - Melvin & Ruth Kabik
- Item #152 - Jonathan & Teresa Marshall
- Item #153 - Gilbert & Joyce Coetz
- Item #154 - Edwin S. Crawford, et ux
- Item #155 - The Vestry of the Church of the Good Shepherd
- Item #156 - Thomas F. Early
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- Item #173 - Thomas B. & Florabelle Groves
- Item #175 - Norbert L. & Regina T. Griffin
- Item #186 - Metropolitan Management Co. 83-260-SPH
- Item #187 - Raymond T. & Alice A. Andrews
- Item #196 - Harvey P. & Carolyn W. Hoggie
- Item #197 - Garston L. French
- Item #200 - Mark S. & Karen A. Bartlett
- Item #201 - James P. & Jeanne F. Freeman
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- Item #218 - Paul Hobbs, et ux
- Item #220 - Philip E. Klein, et al
- Item #221 - Leonard Stoler

Ian J. Forrest, Director
BUREAU OF ENVIRONMENTAL SERVICES

IJF/rth



BALTIMORE COUNTY
DEPARTMENT OF PUBLIC WORKS
TOWSON, MARYLAND 21204

HARRY J. PISTEL, P.E.
DIRECTOR

May 5, 1983

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

Re: Item #186 (1982-1983)
Property Owner: Metropolitan Management Co.
378' S/W from centerline of Holabird Ave.
613' N/W from centerline of Merritt Blvd.
Acres: 0.23 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:

Comments were supplied in conjunction with the Zoning Advisory Committee review of this property in connection with Item 260 (1981-1982).

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 186 (1982-1983).

Very truly yours,

Robert A. Hession, P.E., Chief
Bureau of Public Services

RAM:EAM:FWR:ss

E-SW Key Sheet
10-12 SE 20 & 21 Pos. Sheets
SE 3 P Topo
103 Tax Map

July 21, 1982

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

Re: Item #260 (1981-1982)
Property Owner: Philip Bucht, et al
334' S. of Holabird Ave. 613' N/W
from centerline of Merritt Blvd.
Acres: 0.23 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 260 (1981-1982).

Very truly yours,

Robert A. Hession, P.E., Chief
Bureau of Public Services

RAM:EAM:FWR:ss

E-SW Key Sheet
10-12 SE 20 & 21 Pos. Sheets
SE 3 P Topo
103 Tax Map

Pursuant to the advertisement, posting of property, and public hearing on the petition and it appearing that by reason of the following finding of facts:

1. On November 16, 1982, Case No. 83-46-X, Philip R. and Sophia Romm Machi, petitioners, were granted a special exception for an arcade, in accordance with the site plan filed therein and marked Petitioners' Exhibit 1 and subject to the restrictions contained in said Order. Subsequent thereto, on November 29, 1982, Restrictions 1 and 2 were amended.
2. The petitioners herein, Merritt Park Associates and Screen Play, Inc., seek to amend Restriction 4 of the original Order to allow the arcade to operate between the hours of 9:00 a.m. and 1:00 a.m., Monday through Saturday, during the summer months; Restriction 1 of the Amended Order to increase the number of amusement devices to 100; and the accompanying site plan.
3. Warren D. Klawans, President of Screen Play, Inc., testified that according to national standards, 30 square feet is required for each amusement device and his lease provides for 3,000 square feet and attributes a decline in his business to his inability to provide the latest machines because of the limit imposed.
4. No one appeared at the hearing in opposition to the petition.
5. The proposed amendments would be in strict harmony with the spirit and intent of the Baltimore County Zoning Regulations and will not adversely affect the health, safety, and general welfare of the community.

and, therefore,

IT IS ORDERED by the Zoning Commissioner of Baltimore County, this 10th day of June, 1983, that the amendments to Restriction 4 of the Order dated November 16, 1982 to allow the arcade to operate between the hours of 9:00 a.m. and 1:00 a.m., Monday through Saturday, during June, July, and August (Sunday hours to remain 12:00 noon to 12:00 midnight); Restriction 1 of the Amended Order dated November 29, 1982 to increase the number of amusement devices within the leased premises to a maximum of 100; and the accompanying site plan are hereby approved and, as such, the Petition for Special Hearing is hereby GRANTED, from and after the date of this Order, subject, however, to the following restrictions:

1. Strict adherence to the restrictions contained in the Orders dated November 16 and 29, 1982, except to the extent that either are amended by this Order.
2. A revised site plan and floor plan being submitted for approval by the Department of Public Works and the Office of Planning and Zoning.

[Signature]
Zoning Commissioner of
Baltimore County

ORDER RECEIVED FOR FILING

DATE June 10, 1983

BY *[Signature]*

and for me in my name to commence and prosecute any suits or actions or other legal or equitable proceedings for the recovery of any of my lands or for any goods, chattels, debts, duties, demand, cause or anything whatsoever, due or to become due or belonging to me, and to prosecute, maintain and discontinue the same if he shall deem proper, and for me in my name to take all steps and remedies necessary and proper for the conduct and management of my business affairs, and for the recovery, obtaining and holding possession of any lands, tenements, rents, or real estate, goods and chattels, debts, interest, demands, sum or sums of money or any other thing whatsoever, that is, are or shall be by my said attorney thought to be due, owing, belonging to or payable to me in my own right or otherwise; and also for me and in my name, place and stead to appear, answer and defend in all actions and suits whatsoever which shall be commenced against me; and also for me and in my name to compromise, settle and adjust, with each and every person or persons, all actions, accounts, due and demands, subsisting or to subsist between me and them or any of them, and in such manner as my said attorney shall think proper; hereby giving to my said attorney power and authority to do, execute, and perform and finish for me and in my name all and singular those things which shall be expedient and necessary in and about or concerning the premises, or any of them, including the power to execute all instruments relating to any property owned with another as tenant in common, joint tenant, tenant by the entireties, or community property, as fully as I, PHILIP E. KLEIN, could do if personally present, hereby ratifying and confirming whatever my said attorney shall do or cause to be done in, about or concerning the premises, and any part thereof, and hereby revoking any former power of attorney made by me.

Proposed Zoning: Special Hearing to approve an amendment to the site plan and restriction #4 of the original order and restriction #1 of Amended Order for Case #83-46-X to allow hours of operation between 9:00 a.m. and 1:00 a.m. for summer months only excluding Sunday (opening to be 12 noon) and increase number of amusement devices to 100.

BALTIMORE COUNTY PUBLIC SCHOOLS

Robert Y. Dubel, Superintendent

Towson, Maryland - 21204

Date: March 25, 1983

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

Z.A.C. Meeting of: March 29, 1983

RE: Item No: 183, 184, 185, 186, 187, 188, 189, 190, 191, 192, 193, 194, 195, 196, 197
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,

[Signature]
Mr. Nick Petrovich, Assistant
Department of Planning

WNP/bp

BALTIMORE COUNTY, MARYLAND

INTER-OFFICE CORRESPONDENCE

William E. Hammond
Zoning Commissioner
TO: Norman E. Gerber, Director
FROM: Office of Planning and Zoning
Zoning Petition No. 83-260-Sph
SUBJECT: Merritt Park Associates

Date: May 9, 1983

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

NEG:JCH:lc

cc: Arlene January
Shirley Hess

[Signature]
Norman E. Gerber
Director of Planning and Zoning

GENERAL POWER OF ATTORNEY

KNOW ALL MEN BY THESE PRESENTS, That I, PHILIP E. KLEIN, residing at 2700 Steele Road, Baltimore, Maryland 21215, do hereby nominate, constitute and appoint JEFFREY F. KLEIN, residing at 70 Penny Lane, Baltimore, Maryland 21208, my true and lawful attorney in fact, for me and in my name, place and stead, to pledge, vote, assign, hypothecate any and all assets, including but not limited to, any bank account in my name; to recover any life insurance proceeds on the life of any person; to borrow in my name and on my credit from any bank or financial institution any sum or sums of money; to act, demand, sue for, recover and receive all manner of goods, chattels, debts, rents, interest, sums of money and demands, whatsoever, due or hereafter to become due and owing or belonging to me, and to make, give and execute, endorse, vote, accept and deliver in my name or in the name of my said attorney, all checks, notes, drafts, shares of stock, proxies, warrants, acknowledgments, agreements and all other instruments in writing, of whatsoever nature as my said attorney may deem needful to conserve my interests; to invest my assets as he may deem appropriate; to enter into and take possession of any lands, real estate, tenements, houses, stores or buildings, or part thereof, belonging to me, or to which I may become entitled and to receive and take for me and in my name and to use all or any rents, profits or issues of any real estate to me belonging, and to let the same in such manner as my attorney shall deem needful and proper, and from time to time to renew leases; and also to execute and deliver all contracts, deeds, leases, mortgages, and writings in that behalf requisite and necessary affecting any and all property situate, lying and being in the State of Maryland, or in any other state or jurisdiction;

PETITION FOR SPECIAL HEARING

12th Election District

ZONING: Petition for Special Hearing
LOCATION: Beginning 378 ft. Southwest of Holabird Avenue, 613 ft. Northwest of the centerline of Merritt Boulevard
DATE & TIME: Tuesday, May 24, 1983 at 11:00 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 Hearing under Section 500.7 of the Baltimore County Zoning Regulations, to determine whether or not the Zoning Commissioner and/or Deputy Zoning Commissioner should approve an amendment to the site plan and Restriction No. 4 of the original order and Restriction No. 1 of amended order for Case No. 83-46-X to allow hours of operation between 9:00 A.M. and 1:03 A.M. for summer months only excluding Sunday (opening to be 12 noon) and increase number of amusement devices to 100

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

Being the property of Merritt Park Associates, as shown on plat plan filed with the Zoning Department.

Hearing Date: Tuesday, May 24, 1983 at 11:00 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

This Power of Attorney shall take effect immediately and shall not be affected by my disability, it being my intention that all of the power and authority conferred upon my attorney in fact shall be exercised by him notwithstanding any later disability or incapacity on my part or any uncertainty as to whether or not I am still alive and all acts done by my attorney in fact during any such period of disability or incapacity or uncertainty as to whether or not I am still alive shall have the same effect and shall inure to the benefit of and bind me as if I were alive, competent and not disabled.

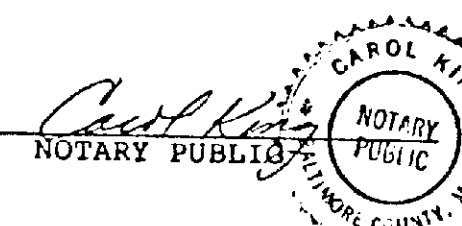
IN WITNESS WHEREOF, I have hereunto set my hand and seal this 25th day of January, 1982.

[Signature]
WITNESS: *[Signature]*
PHILIP E. KLEIN (SEAL)

STATE OF MARYLAND, County of Baltimore to wit
I HEREBY CERTIFY, that on this 29th day of January, 1982, before me, the subscriber, a Notary Public of the State of Maryland, in and for the County of Baltimore aforesaid, personally appeared, PHILIP E. KLEIN, and he acknowledged the foregoing General Power of Attorney to be his act.

AS WITNESS my hand and Notarial Seal.

My Commission expires: 7/1/82



PHILIP H. GOODMAN
(18) 51976
FRANCIS J. MEAGHER
JOHN T. ENOCH
BERNARD J. SACHS
RICHARD KUPFER
LEONARD J. GROSSMAN
DANIEL E. LIEBFELD
WALTER F. BALINT

LAW OFFICES OF
GOODMAN, MEAGHER & ENOCH
ATTORNEYS AND COUNSELLORS-AT-LAW
111 N. CHARLES STREET-7TH FLOOR
BALTIMORE, MD. 21201
TELEPHONE (301) 752-3666

March 23, 1983

Zoning Commissioner of Baltimore County
County Office Building
Towson, Maryland 21204
MERRITT PARK ASSOCIATES
Re: Item #186

Gentlemen:

I am enclosing herewith a copy of the General Power of Attorney which sets forth the authority of Jeffrey F. Klein to execute documents on behalf of Philip F. Klein, owner of the property in connection with the above entitled matter.

Please docket this enclosed General Power of Attorney in the case. This General Power of Attorney is being submitted to you at the request of a staff member of your office.

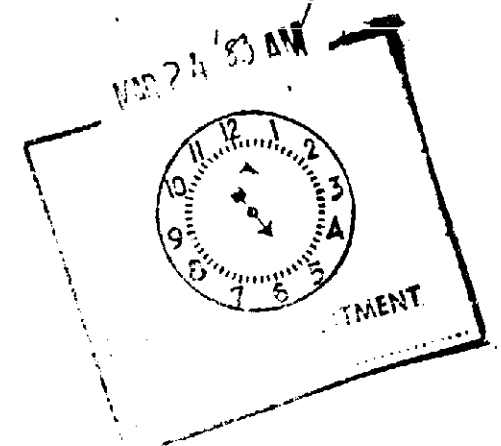
Thanking you for your cooperation, I remain

Very truly yours,

GOODMAN, MEAGHER & ENOCH

By: Leonard J. Grossman

LJG:jc
Enclosure



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

WILLIAM E. HAMMOND
ZONING COMMISSIONER

June 10, 1983

Leonard J. Grossman, Esquire
111 North Charles Street, 7th Floor
Baltimore, Maryland 21201

RE: Petition for Special Hearing
Beginning 378' SW of Holabird Avenue, 613' NW
of the centerline of Merritt Boulevard -
12th Election District
Merritt Park Associates - Petitioner
NO. 83-260-SPH (Item No. 186)

Dear Mr. Grossman:

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

Very truly yours,

WILLIAM E. HAMMOND
Zoning Commissioner

WEH/srl

Attachments

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

Leonard J. Grossman, Esquire
111 N. Charles Street
7th Floor
Baltimore, Maryland 21201

April 27, 1983

NOTICE OF HEARING

Re: Petition for Special Hearing
Beginning 378' SW of Holabird Ave., 613' NW
of the centerline of Merritt Blvd.
Merritt Park Associates - Petitioner
Case No. 83-260-SPH

TIME: 11:00 A.M.

DATE: Tuesday, May 24, 1983

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

TOWSON, MARYLAND

cc: Screen Play, Inc.
c/o Warren D. Klawns, President
2 Harrow Court
Baltimore, Maryland 21208

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

No. 114661

DATE: 5/14/83 ACCOUNT: R-01-415-000

AMOUNT: 100.00

RECEIVED FROM: Screen Play, Inc.
FOR: Advertising & Posting Case #83-260-SPH
(Merritt Park Associates)

C 014*****078510 024-A

VALIDATION OR SIGNATURE OF CASHIER

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

WILLIAM E. HAMMOND
ZONING COMMISSIONER

May 19, 1983

Leonard J. Grossman, Esquire
111 N. Charles Street - 7th Floor
Baltimore, Maryland 21201

Re: Petition for Special Hearing
Beginning 378' SW of Holabird Ave.,
613' NW of c/l of Merritt Blvd.
Merritt Park Associates - Petitioner
Case No. 83-260-SPH

Dear Mr. Grossman:

This is to advise you that \$87.85 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
Zoning Commissioner

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

No. 117623

DATE: 5/24/83 ACCOUNT: R-01-415-000

AMOUNT: \$87.85

RECEIVED FROM: Screen Play, Inc.
FOR: Advertising & Posting Case #83-260-SPH
(Merritt Park Associates)

C 045*****078510 024-A

VALIDATION OR SIGNATURE OF CASHIER

KIDDER CONSULTANTS, INC.
Subsidiary of Kiddle, Inc.

Cable KIDDERGH
Telex 87769
1020 Cromwell Bridge Road
Baltimore, Maryland 21204
(301) 321-5500

Direct Dial Number
321-5512

DESCRIPTION

0.23 ACRE PARCEL, MERRITT PARK FAMILY AMUSEMENT CENTER, MERRITT PARK SHOPPING CENTER, BALTIMORE COUNTY, MARYLAND.

"This Description is for a Special Exception in a "BL-CT" Zone for a Family Amusement Center"

Beginning at the east corner of the existing building to be used for the family amusement center, said corner being distant S 24° 49' 18" W 378 feet, more or less, from a point on the southwest side of Holabird Avenue, said point being distant N 65° 10' 42" W 613 feet, more or less, from the center line of Merritt Boulevard, running thence binding on outlines of said building, three courses: (1) N 65° 10' 42" W 100 feet, (2) S 24° 49' 18" W 28 feet, and (3) S 65° 10' 42" E 100 feet, thence five courses: (4) S 65° 10' 42" E 25 feet, (5) S 24° 49' 18" W 22 feet, (6) S 65° 10' 42" E 130 feet, (7) N 24° 49' 18" E 50 feet, and (8) N 65° 10' 42" W 155 feet to the place of beginning.

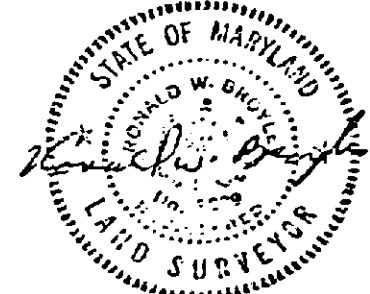
Containing 0.23 of an acre of land.

RWB:rjm

J.O. 1-82063

May 26, 1982

W.O. 31874C



ENGINEERS • PLANNERS • SURVEYORS

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: <u>WBA</u>	Revised Plans: _____									
Previous case: <u>13-48X</u>	Change in outline or description: Yes _____ No _____									
	Map # _____									

CERTIFICATE OF POSTING
ZONING DEPARTMENT OF BALTIMORE COUNTY
Towson, Maryland

District: 12 Date of Posting: 5/18/83
Posted for: Petition for Special Hearing
Petitioner: Merritt Park Associates
Location of property: Beginning 378' SW of Holabird Ave., 613' NW of c/l of Merritt Blvd.
Location of Signs: at corner of above property, between existing entrance at Holabird Ave.
Remarks: _____
Posted by: WBA Date of return: 5/19/83
Number of Signs: 2

PETITION FOR SPECIAL HEARING
12th Election District

LOCATION: Beginning 378' SW of Holabird Avenue, 613' NW of the centerline of Merritt Boulevard.
DATE: 5/24/83, Tuesday, May 24, 1983 at 11:00 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 on the petition for Special Hearing under Section 50.7 of the Baltimore County Zoning Regulations, to determine whether or not the zoning commission should approve an amendment to the zoning map and/or zoning regulations, to allow a family amusement center for Case No. 83-260-SPH, located at the southwest side of Holabird Avenue, said point being distant N 65° 10' 42" W 613 feet, more or less, from the center line of Merritt Boulevard, running thence binding on outlines of said building, three courses: (1) N 65° 10' 42" W 100 feet, (2) S 24° 49' 18" W 28 feet, and (3) S 65° 10' 42" E 100 feet, thence five courses: (4) S 65° 10' 42" E 25 feet, (5) S 24° 49' 18" W 22 feet, (6) S 65° 10' 42" E 130 feet, (7) N 24° 49' 18" E 50 feet, and (8) N 65° 10' 42" W 155 feet to the place of beginning.

All that parcel of land in the Twelfth District of Baltimore County, beginning at the east corner of the existing building to be used for the family amusement center, said corner being distant S 24° 49' 18" W 378 feet, more or less, from a point on the southwest side of Holabird Avenue, said point being distant N 65° 10' 42" W 613 feet, more or less, from the center line of Merritt Boulevard, running thence binding on outlines of said building, three courses: (1) N 65° 10' 42" W 100 feet, (2) S 24° 49' 18" W 28 feet, and (3) S 65° 10' 42" E 100 feet, thence five courses: (4) S 65° 10' 42" E 25 feet, (5) S 24° 49' 18" W 22 feet, (6) S 65° 10' 42" E 130 feet, (7) N 24° 49' 18" E 50 feet, and (8) N 65° 10' 42" W 155 feet to the place of beginning. Containing 0.23 of an acre of land. Being the property of Merritt Park Associates, as shown on plat plan filed with the Zoning Department.

By Order of
WILLIAM E. HAMMOND
ZONING COMMISSIONER
OF BALTIMORE COUNTY

CERTIFICATE OF PUBLICATION

TOWSON, MD., May 5, 1983.

THIS IS TO CERTIFY, that the annexed advertisement was published in THE JEFFERSONIAN, a weekly newspaper printed and published in Towson, Baltimore County, Md. on the 5th day of May, 1983, the 19th day of May, 1983, appearing on the 5th day of May, 1983.

THE JEFFERSONIAN,
Manager.

Cost of Advertisement, \$ 26.25

CERTIFICATE OF PUBLICATION

OFFICE OF
Dundalk Eagle

38 N. Dundalk Ave.
Dundalk, Md. 21222 May 13, 1983

THIS IS TO CERTIFY, that the annexed advertisement of Wm. E. Hammond in the matter of Petition for Special Hearing - P.O. #43763 Req. #147014 was inserted in The Dundalk Eagle a weekly newspaper published in Baltimore County, Maryland, once a week for one week before the 6th day of May 1983; that is to say, the same was inserted in the issues of May 5, 1983

Kimbel Publication, Inc.
per Publisher.

By: Kimbel

RESIDENTIAL USE
ZONED DR 10.5

ROAD (EAST 60' R/W)

AVENUE

GENERAL NOTES

1. AREA OF PROPERTY: 10.27 ACRES
2. EXISTING USE OF PROPERTY: NEIGHBORHOOD SHOPPING CENTER
3. EXISTING ZONING OF PROPERTY: "R-1" 31' X 60' LOT WITH SPECIAL EXCEPTION FOR FAMILY ARCADE
4. AREA OF SPECIAL EXCEPTION: 0.23 ACRES
5. PARKING REQUIREMENTS: SEE TABLE
6. TOTAL NUMBER OF SPACES REQUIRED: 122.0 SPACES = 123
7. SITE IS LOCATED IN THE MERRITT PARK SHOPPING CENTER
8. ALL UTILITIES FALLING WITHIN THE SITE AND ADJACENT TO EXISTING CURB UTILITIES
9. SPECIAL EXCEPTION GRANTED NOV. 10, 1980 SEE PETITION 11-51-407

LOADING RESTRICTIONS

1. The petitioner may open the arcade with a maximum of 60 amusement devices, including children's rides; however, one new amusement device may be added each subsequent 30-day period thereafter until a maximum of 80 amusement devices are located within the 2,800 square foot enclosed area depicted on Petitioners' Exhibit 1. For the purpose of this restriction, a "new" amusement device shall mean a device whose format was not initially included in the original 60 devices. Any increase beyond the maximum of 80 amusement devices, including children's rides, or in the area of operation or change in location within the center 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 between the owner and Screenplay, Inc., lessee, 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. For purposes of this restriction, a new tenancy will occur upon the sale of a majority of the corporation's stock to anyone other than the present stockholder now owning a majority of the stock in the aforementioned corporation.
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.
5. One of the owners or a full-time manager designated by the owners as the responsible party and for whose conduct the owners hereby expressly assume responsibility shall be on the premises at all times the business is open Monday through 6:00 p.m. Friday, and one of the owners or the aforementioned full-time manager and at least one other person in authority shall be on the premises from 6:00 p.m. Friday through 12:00 midnight Sunday to strictly enforce these restrictions and those of the management.

COMMERCIAL USE
ZONED BL

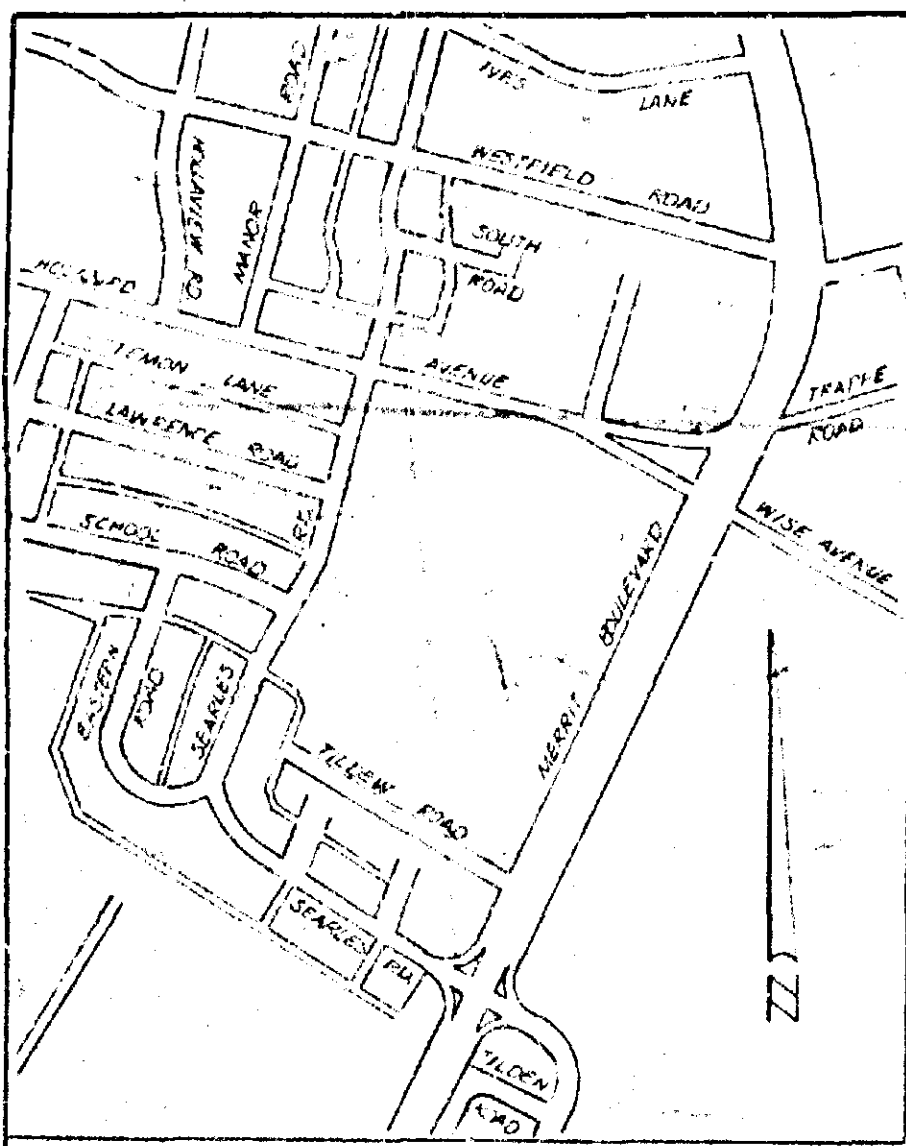
PARKING TABLE (CONT)				
OCCUPANCY	USE	SQ. FT.	PARK. REQ.	PARK. REQ.
RETAIL	RETAIL	2,077	12.0	10.5
RETAIL	RETAIL	10,500	60.0	2.2
OFFICE	OFFICE	1,500	9.0	3.5
RENTAL	RENTAL	5,000	30.0	1.7
RETAIL	RETAIL	7,000	42.0	10.0
AMUSEMENT CENTER	AMUSEMENT CENTER	2,000	12.0	3.3
OFFICE	OFFICE	810	4.9	5.1
OFFICE	OFFICE	1,700	10.2	4.3
SELF-SERVICE LAUNDRY	SELF-SERVICE LAUNDRY	1,410	8.5	6.0
PARK	PARK	178	1.1	0.2
CAR WASH	CAR WASH	440	2.6	1.7
SERVICE STATION	SERVICE STATION	1,000	6.0	3.4
SERVICE GARAGE	SERVICE GARAGE	2,400	14.4	6.6
OFFICE	OFFICE	3,000	18.0	11.5
LIBRARY	LIBRARY	1,500	9.0	7.1
RETAIL SERVICE SHOPS	RETAIL SERVICE SHOPS	4,000	24.0	14.5
SERVICE STATION	SERVICE STATION	1,000	6.0	5.0
RETAIL	RETAIL	45	2.7	0.8
OFFICE	OFFICE	1,787	10.7	5.8

LIBRARY ORIGINALLY PART OF SHOPPING CENTER
LIBRARY WITHIN SHOPPING CENTER

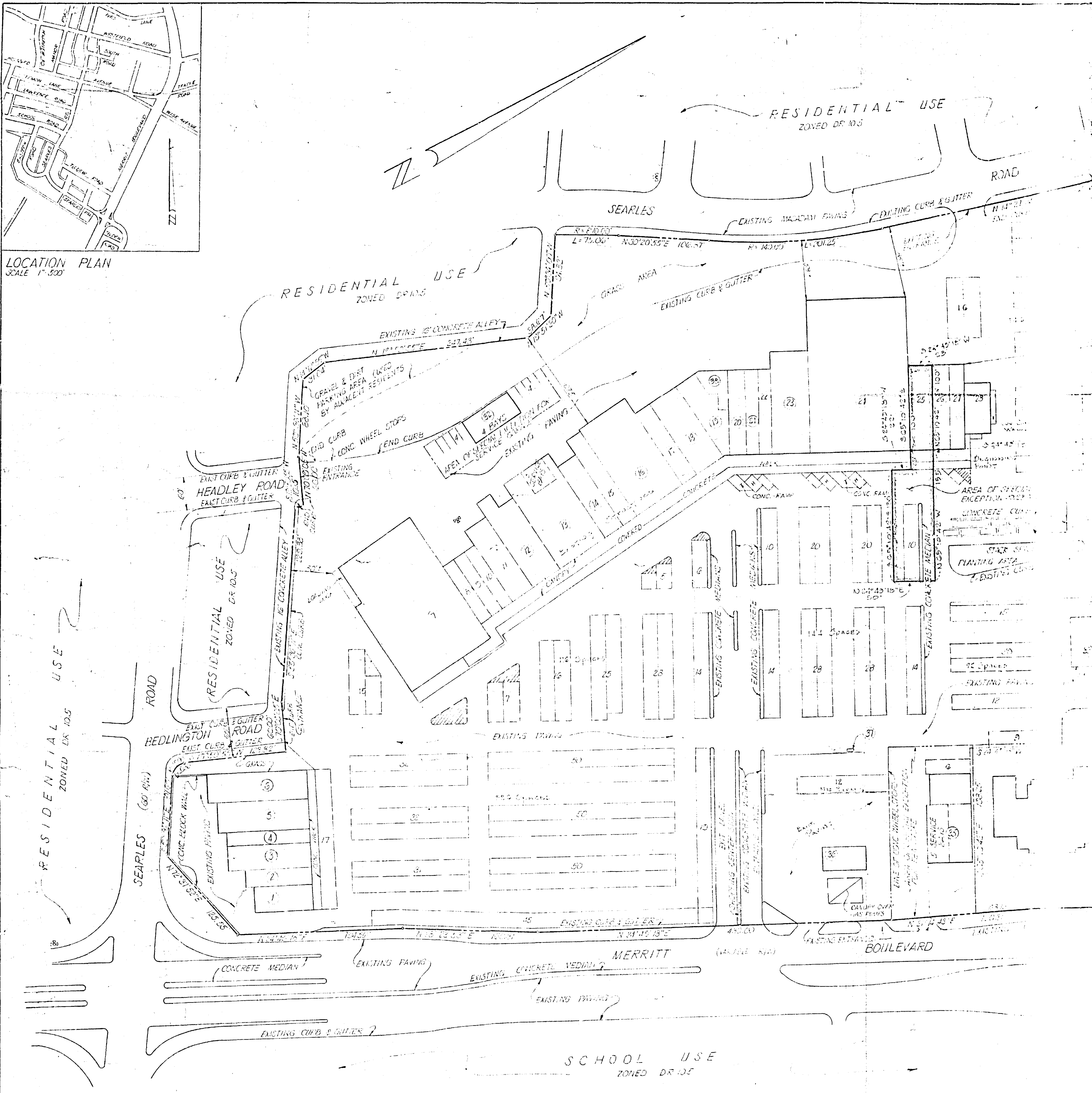
SITE PLAN
FOR
MERRITT PARK FAMILY ARCADE
AT
MERRITT PARK SHOPPING CENTER
MERRITT BOULEVARD AND HOLABIRD AVENUE
12TH ELECTION DISTRICT BALTIMORE COUNTY, MD.
SCALE 1"=50' DEC. 22, 1982

PETITIONER'S
EXHIBIT 1

Item #100



LOCATION PLAN
SCALE 1"=500'

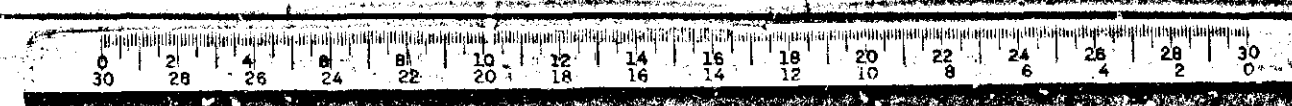
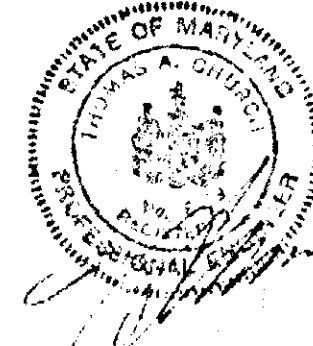


PARKING TABULATION					PARKING TABULATION (CONT)				
OCCUPANCY	USE	SQ. FT.	PARKING	PER 1000	OCCUPANCY	USE	SQ. FT.	PARKING	PER 1000
1. RADIO SHACK	RETAIL	2180	120	5.5	20. CARD SHOP	RETAIL	2300	120	5.2
2. PT. KELSH STATE SENATOR HQ	OFFICE	1500	100	6.3	21. HOLLAND UNIFORMS	RETAIL	1050	110	9.5
3. UNITED OPTICAL CO.	RETAIL	2500	110	11.9	22. FLAZER LOANS	OFFICE	1350	100	13.5
4. MANN & BLANK ATTORNEYS	OFFICE	1400	100	4.7	23. SANDI HAIR STYLES	BEAUTY SHOP	5000	100	10.0
5. JO ANN FABRICS	RETAIL	5000	100	10.4	24. H.L. GREEN	RETAIL	2000	100	10.0
6. S. HIKEN FRIED CHOP	RETAIL	4000	100	21.2	25. FAMILY ARCADE	AMUSEMENT CENTER	2000	100	10.0
7. FOOD-A-RAMA	RETAIL	20000	100	121.6	26. H.F.C. FINANCE CO.	OFFICE	2000	100	10.0
8. PODIATRIST	MEDICAL OFFICE	1000	100	10.7	27. BALTO. CO. SAVINGS & LOAN	SELF SERVICE LAUNDRY	1800	100	10.0
9. BOOK STORE	RETAIL	1200	100	6.0	28. LORD, BAIRD, WASHIN DRY	BANK	1400	100	10.0
10. PIZZA (LAWRENCE) SHOP	CARRY OUT	1200	100	6.0	29. UNION TRUST CO. DRIVE IN BANK	CAR WASH	4000	100	10.0
11. UNION TRUST CO.	BANK	3000	100	10.0	30. MERRITT PARK GAR. H.A.H.	SERVICE STATION	1000	100	10.0
12. JADE EAST RESTAURANT	RESTAURANT	4500	100	50.0	31. HIG RED SERVICE STATION	SERVICE GARAGE	2000	100	10.0
13. WESTERN AUTO	RETAIL	1000	100	30.6	32. METROPOLITAN LIFE	OFFICE	5000	100	10.0
14. SAVINGS BANK OF BALTIMORE	BANK	2300	100	11.7	33. METRO COUNTY PUBLIC LIBRARY	LIBRARY	10000	100	10.0
15. SHERWIN WILLIAMS PAINT	RETAIL	2400	100	12.0	34. BALTO. COUNTY PUBLIC LIBRARY	RETAIL SERVICE GAR	4000	100	10.0
16. RITE AID	RETAIL	5000	100	45.1	35. GENERAL TIRE STORE	SERVICE STATION	1500	100	10.0
17. JEWELERS	RETAIL	2000	100	10.0	36. SHELL SERVICE STATION	RETAIL	4500	100	10.0
18. PICK-N-PAY GROSS	RETAIL	3500	100	19.0	37. FOTO HUT DRIVE IN	OFFICE	1700	100	10.0
19. H&R BLOCK	OFFICE	1300	100	4.3	38. MADISON VENDING CO.	OFFICE	1700	100	5.8

* LIBRARY PARCEL ORIGINALLY PART OF SHOPPING CENTER - PARKING FOR LIBRARY WITHIN SHOPPING CENTER.

KIDDE CONSULTANTS, INC.

CONSULTING ENGINEERS
BALTIMORE, MARYLAND



PETITION FOR SPECIAL HEARING 83-260-SPH 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 Hearing under Section 500.7 of the Baltimore County Zoning Regulations, to determine whether or not the Zoning Commissioner and/or Deputy Zoning Commissioner should approve an Amendment to the site plan & restriction #4 of the original order & restriction #1 of Amended order for case #83-260-SPH to allow hours of operation between 9:00 A.M. & 1:00 A.M. for summer months only, excluding Sunday (opening to be 12 noon) and increase number of amusement devices to 100.

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

I, or we, agree to pay expenses of the 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.

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.

Lessee:
Screen Play, Inc.
(Type or Print Name)
Signature: *Warren D. Klawans*
Warren D. Klawans, Pres.
2 Harrow Court
Baltimore, Maryland 21208
City and State

Legal Owner(s):
Merritt Park Associates
(Type or Print Name)
Signature: *John W. Hession, III*
John W. Hession, III
(Type or Print Name)
Signature

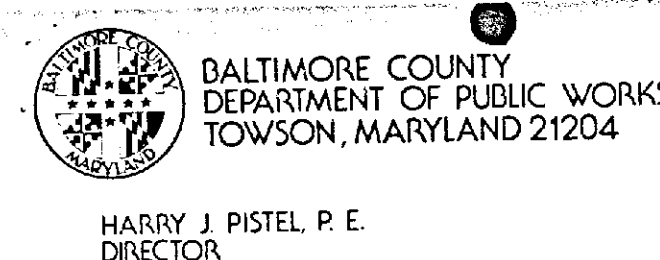
Attorney for Petitioner:
Leonard J. Grossman
(Type or Print Name)
Signature: *Leonard J. Grossman*
Leonard J. Grossman
111 N. Charles Street 7th Fl.
Baltimore, Maryland 21201
City and State
Name, address and phone number of legal owner, contractor purchaser or representative to be contacted:
Warren D. Klawans
Name
2 Harrow Court 484-4167
Address
City's Telephone No.: 752-3666

ORDERED By The Zoning Commissioner of Baltimore County, this 29th day of May 1983, 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 24th day of May 1983, at 11:00 o'clock A.M.

John W. Hession, III
Zoning Commissioner of Baltimore County.

ZCO-No.1

(over)



HARRY J. PISTEL, P.E.
DIRECTOR

May 5, 1983

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

Re: Item #186 (1982-1983)
Property Owner: Metropolitan Management Co.
378' S/W from centerline of Holabird Ave.
613' N/W from centerline of Merritt Blvd.
Acres: 0.23 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:

Comments were supplied in conjunction with the Zoning Advisory Committee review of this property in connection with Item 260 (1981-1982).

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 186 (1982-1983).

Very truly yours,

Robert A. Merton, P.E.
Robert A. Merton, P.E., Chief
Bureau of Public Services

RAM:EAM:FWR:SS

E-SM Key Sheet
10-12 SE 20 & 21 Pos. Sheets
SE 3 F Topo
103 Tax Map

RE: PETITION FOR SPECIAL HEARING: BEFORE THE ZONING COMMISSIONER
Beginning 378' SW of Holabird Ave., 613' NW of the Centerline of Merritt Blvd., 12th District : OF BALTIMORE COUNTY

MERRITT PARK ASSOCIATES, : Case No. 83-260-SPH
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. Hession, III
People's Counsel for Baltimore County
Rm. 223, Court House
Towson, Maryland 21204
494-2138

I HEREBY CERTIFY that on this 6th day of May, 1983, a copy of the foregoing

Order was mailed to Leonard J. Grossman, Esquire, 111 N. Charles Street, 7th Floor, Baltimore, MD 21201, Attorney for Petitioner; and Warren D. Klawans, President,

Screen Play, Inc., 2 Harrow Court, Baltimore, MD 21208, Lessee.

John W. Hession, III
John W. Hession, III

MICROFILMED

KIDDE CONSULTANTS, INC.

Subsidiary of Kidde, Inc.

Cable KIDDENGR
Tele. 67769

1020 Cromwell Bridge Road
Baltimore, Maryland 21204
(301) 321-5500

Direct Dial Number
321-5512

DESCRIPTION

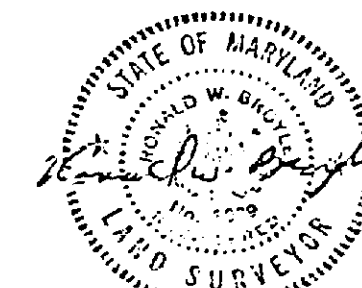
0.23 ACRE PARCEL, MERRITT PARK FAMILY AMUSEMENT CENTER, MERRITT PARK SHOPPING CENTER, BALTIMORE COUNTY, MARYLAND.

"This Description is for a Special Exception in a "BL-CT" Zone for a Family Amusement Center"

Beginning at the east corner of the existing building to be used for the family amusement center, said corner being distant S 24° 49' 18" W 378 feet, more or less, from a point on the southwest side of Holabird Avenue, said point being distant N 65° 10' 42" W 613 feet, more or less, from the center line of Merritt Boulevard, running thence binding on outlines of said building, three courses: (1) N 65° 10' 42" W 100 feet, (2) S 24° 49' 18" W 28 feet, and (3) S 65° 10' 42" E 100 feet, thence five courses: (4) S 65° 10' 42" E 25 feet, (5) S 24° 49' 18" W 22 feet, (6) S 65° 10' 42" E 130 feet, (7) N 24° 49' 18" E 50 feet, and (8) N 65° 10' 42" W 155 feet to the place of beginning.

Containing 0.23 of an acre of land.

RWB:rjm J.O. 1-82063 May 26, 1982
W.O. 31874C



ENGINEERS • PLANNERS • SURVEYORS

BALTIMORE COUNTY, MARYLAND

INTER-OFFICE CORRESPONDENCE

William E. Hammond, Zoning Commissioner
TO: Office of Planning and Zoning Date: April 27, 1983
FROM: Ian J. Forrest
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 #119 - Honolulu Limited
- Item #150 - James R. Peak
- Item #151 - Melvin & Ruth Kahik
- Item #152 - Jonathan & Teresa Marshall
- Item #153 - Gilbert & Joyce Goetz
- Item #154 - Edwin S. Crawford, et ux
- Item #155 - The Vestry of the Church of the Good Shepherd
- Item #158 - Thomas P. Early
- Item #159 - Joseph E. & Sarah Catherine Poklis
- Item #170 - N. Eugene & Mary Ellen Shoemaker
- Item #173 - Thomas B. & Florabelle Groves
- Item #184 - Norbert L. & Regina P. Griffin
- Item #185 - Metropolitan Management Co. - 5/24 - 83-260-SPH
- Item #287 - Raymond T. & Alice A. Andrews
- Item #196 - Harvey F. & Carolyn W. Heggie
- Item #197 - Guendon L. French
- Item #200 - Mark S. & Karen A. Bartlett
- Item #201 - James P. & Jeanne F. Freeman
- Item #202 - Shell Oil Company
- Item #206 - Donald E. & Marie C. Higgs
- Item #214 - Thomas A. Keller, et ux
- Item #215 - Ambler M. Blick, et ux
- Item #216 - Grant Owings, et al
- Item #218 - Paul Hobbs, et ux
- Item #220 - Philip E. Klein, et al
- Item #221 - Leonard Stoler

Ian J. Forrest
Ian J. Forrest, Director
BUREAU OF ENVIRONMENTAL SERVICES

LJS/eth

BALTIMORE COUNTY ZONING PLANS ADVISORY COMMITTEE

May 12, 1983

COUNTY OFFICE BLDG.
111 N. CHARLES ST.
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

Leonard J. Grossman, Esquire
111 N. Charles Street 7th Floor
Baltimore, Maryland 21201

RE: Item No. 186 - Case No. 83-260-SPH
Metropolitan Management Company
Special Hearing Petition

Dear Mr. Grossman:

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 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

NBC:bsc
Enclosures

cc: Warren D. Klawans
2 Harrow Ct.
Baltimore, Md. 21208

Kidde Consultants
1020 Cromwell Bridge Road
Towson, Md. 21204

April 1, 1983

BALTIMORE COUNTY
DEPARTMENT OF PERMITS & LICENSES
TOWSON, MARYLAND 21204
404-3000

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

Dear Mr. Hammond:
Comments on Item #186 Zoning Advisory Committee Meeting March 29, 1983 are as follows:

Property Owner: Metropolitan Management Company
Location: 378' S/W from centerline of Holabird Ave. 613' N/W from centerline of Merritt Blvd.
Existing Zoning: BL-CT
Proposed Zoning: See reverse side

Address: 0.23

District: 12th

The items checked below are applicable:

- A. All structure shall conform to the Baltimore County Building Code 1981/ Council Bill 1-82 State of Maryland Code for the Handicapped and Age; and other applicable Codes.
- B. A building and other miscellaneous permits shall be required before beginning construction.
- C. Residential: Three sets of construction drawings are required to file a permit application. Architect/Engineer seal is/is not required.
- D. Commercial: Three sets of construction drawings with a Maryland Registered Architect or Engineer shall be required to file a permit application.
- E. An exterior wall erected within 610 of an adjacent lot line shall be of one hour fire resistive construction, no openings permitted within 3'-0" of lot lines. A fire wall is required if construction is on the lot line, See Table 101, line 2, Section 107 and Table 102.
- F. Requested variance conflicts with the Baltimore County Building Code, Section/s.
- G. 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. Drawings may require a professional seal.
- H. Before this office can comment on the above structure, please have the owner, thru the services of a Licensed in Maryland Architect or Engineer certify to this office, that, the structure for which a proposed change in use is proposed can comply with the height/area requirements of Table 505 and the required construction classification of Table 101.
- I. Comments: All devices shall be licensed thru Balto. Co. Dept. of Permits and Licenses.

NOTE: These comments reflect only on the information provided by the drawings submitted to the 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 #122 (Plan Review) at 111 West Chesapeake Ave., 21204.

Charles E. Surman
Charles E. Surman, Chief
Plan Review

FORM 01-82

PETITION FOR SPECIAL HEARING 83-260-SPH TO THE ZONING COMMISSIONER OF BALTIMORE COUNTY:

The undersigned, legal owner(s) of the property situated 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 506.7 of the Baltimore County Zoning Regulations, to determine whether or not the Zoning Commissioner and/or Deputy Zoning Commissioner should approve an amendment to the site plan and restriction #4 of the original order of restriction #1 of amended order for case 83-165-K to allow hours of operation between 9:00 A.M. & 1:00 A.M. for summer months only excluding Sunday (opening to be 12 noon) and increase number of amusement devices to 100.

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

I, or we, agree to pay expenses of the 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.

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.

Lessee:

Screen Play, Inc.

(Type or Print Name)

Signature

Warren D. Klawans, Pres.

2 Harrow Court

Baltimore, Maryland 21208

City and State

Legal Owner(s):

Merritt Park Associates

Metropolitan Management Company

(Type or Print Name)

Signature

Warren D. Klawans

2 Harrow Court

Baltimore, Maryland 21208

City and State

Attorney for Petitioner:

Leonard J. Grossman

(Type or Print Name)

Signature

6229 N. Charles Street 7th Fl.

Baltimore, Maryland 21201

City and State

Warren D. Klawans

2 Harrow Court

Baltimore, Maryland 21208

City and State

Warren D. Klawans

2 Harrow Court

Baltimore, Maryland 21208

City and State

Warren D. Klawans

2 Harrow Court

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Baltimore, Maryland 21208

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City and State

Warren D. Klawans

2 Harrow Court

Baltimore, Maryland 21208

City and State

Warren D. Klawans

2 Harrow Court

Baltimore, Maryland 21208

City and State

RE: PETITION FOR SPECIAL HEARING: BEFORE THE ZONING COMMISSIONER
Beginning 378' SW of Holabird Ave., 613' NW of the Centerline of Merritt Blvd., 12th District: OF BALTIMORE COUNTY

MERRITT PARK ASSOCIATES, Case No. 83-260-SPH
Petitioner

ORDER TO ENTER APPEARANCE

Mr. Commissioner:

Pursuant to the act 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
Deputy People's Counsel

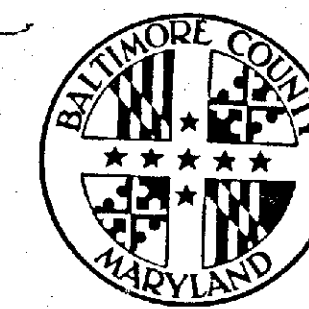
I HEREBY CERTIFY that on this 6th day of May, 1983, a copy of the foregoing Order was mailed to Leonard J. Grossman, Esquire, 111 N. Charles Street, 7th Floor, Baltimore, MD 21201, Attorney for Petitioner, and Warren D. Klawans, President, Screen Play, Inc., 2 Harrow Court, Baltimore, MD 21208, Lessee.

John W. Hession, III

BALTIMORE COUNTY

ZONING PLANS

ADVISORY COMMITTEE



PETITION AND SITE PLAN

EVALUATION COMMENTS

BALTIMORE COUNTY ZONING PLANS ADVISORY COMMITTEE

May 12, 1983

COUNTY OFFICE BLDG.
111 N. Charles Street
Baltimore, Maryland 21204

Chairman

MEMBERS

Bureau of Engineering

Department of Traffic Engineering

State Roads Commission

Bureau of Traffic Management

Health Department

Project Planning

Building Department

Board of Education

Zoning Administration

Industrial Development

Leonard J. Grossman, Esquire
111 N. Charles Street 7th Floor
Baltimore, Maryland 21201

RE: Item No. 186 - Case No. 83-260-SPH
Metropolitan Management Company
Special Hearing Petition

Dear Mr. Grossman:

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 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,

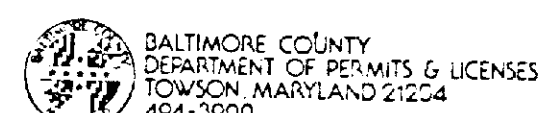
NICHOLAS B. COMMODARI
Chairman
Zoning Plans Advisory Committee

NBC:bsc

Enclosures

cc: Warren D. Klawans
2 Harrow Ct.
Baltimore, Md. 21208

Kidde Consultants
1020 Cromwell Bridge Road
Towson, Md. 21204



BALTIMORE COUNTY
DEPARTMENT OF PERMITS & LICENSES
111 N. Charles Street
Baltimore, Maryland 21204

Director

Mr. William E. Hammond, Zoning Commissioner

Office of Planning and Zoning

County Office Building

Towson, Maryland 21204

Dear Mr. Hammond:

Comments on Item # 186 Zoning Advisory Committee Meeting March 29, 1983 are as follows:

Property Owner: Metropolitan Management Company

Location: 378' S/W from centerline of Holabird Ave. 613' N/W from centerline of

Existing Sidewalk B.L. 101

Proposed Zoning: See Reverse side

Merritt Blvd.

Acres: 0.23

District: 12th

The items checked below are applicable:

- All structure shall conform to the Baltimore County Building Code 1981/ Council Bill 1-82 State of Maryland Code for the Handicapped and Aged and other applicable Codes.
- A building and other miscellaneous permits shall be required before beginning construction.
- Residential: Three sets of construction drawings are required to file a permit application. Architect/Engineer seal is/is not required.
- Commercial: Three sets of construction drawings with a Maryland Registered Architect or Engineer shall be required to file a permit application.
- An exterior wall erected within 6'0" of an adjacent lot line shall be of one hour fire resistant construction, no openings permitted within 3'0" of lot lines. A fire wall is required if construction is on the lot line, See Table 101, Line 2, Section 107 and Table 102.
- Requested variance conflicts with the Baltimore County Building Code, Section 107.
- 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. Drawings may require a professional seal.
- Before this office can comment on the above structure, please have the owner, thru the services of a Registered 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.

Comments: All devices shall be licensed thru Balto. Co. Dept. of Permits and Licenses.

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 #122 (Plans Review) at 111 West Chesapeake Ave., 21204.

Very truly yours,
Charles E. Burnham, Chief
Plans Review

CEB:rcj

FORM 01-02

BALTIMORE COUNTY, MARYLAND

INTER-OFFICE CORRESPONDENCE

William E. Hammond, Zoning Commissioner

TO: Office of Planning and Zoning

Date: April 27, 1983

FROM: Ian J. Forrest

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 #119 - Honolulu Limited
- Item #150 - James R. Peak
- Item #151 - Melvin & Ruth Kabik
- Item #152 - Jonathan & Teresa Marshall
- Item #153 - Gilbert & Joyce Coetz
- Item #154 - Edwin S. Crawford, et ux
- Item #155 - The Vestry of the Church of the Good Shepherd
- Item #156 - Thomas F. Early
- Item #157 - Joseph E. & Sarah Catherine Poklis
- Item #170 - N. Eugene & Mary Ellen Shoemaker
- Item #173 - Thomas B. & Florabelle Groves
- Item #174 - Norbert L. & Regina T. Griffin
- Item #186 - Metropolitan Management Co. 613' N/W from centerline of Merritt Blvd.
- Item #187 - Raymond T. & Alice A. Andrews
- Item #196 - Harvey P. & Carolyn W. Hoggie
- Item #197 - Garston L. French
- Item #200 - Mark S. & Karen A. Bartlett
- Item #201 - James P. & Jeanne F. Freeman
- Item #202 - Shell Oil Company
- Item #206 - Donald E. & Wanda G. Riggs
- Item #214 - Thomas A. Keller, et ux
- Item #215 - Ambler M. Blick, et al
- Item #216 - Grant Owings, et al
- Item #218 - Paul Hobbs, et ux
- Item #220 - Philip E. Klein, et al
- Item #221 - Leonard Stoler

Ian J. Forrest, Director
BUREAU OF ENVIRONMENTAL SERVICES

137/rth



BALTIMORE COUNTY
DEPARTMENT OF PUBLIC WORKS
TOWSON, MARYLAND 21204

HARRY J. PISTEL, P.E.
DIRECTOR

May 5, 1983

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

Re: Item #186 (1982-1983)
Property Owner: Metropolitan Management Co.
378' S/W from centerline of Holabird Ave.
613' N/W from centerline of Merritt Blvd.
Acres: 0.23 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:

Comments were supplied in conjunction with the Zoning Advisory Committee review of this property in connection with Item 260 (1981-1982).

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 186 (1982-1983).

Very truly yours,

Robert A. Hession, P.E., Chief
Bureau of Public Services

RAM:EAM:FWR:ss

E-SW Key Sheet
10-12 SE 20 & 21 Pos. Sheets
SE 3 P Topo
103 Tax Map

July 21, 1982

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

Re: Item #260 (1981-1982)
Property Owner: Philip Bucher, et al
334' S. of Holabird Ave. 613' N/W
from centerline of Merritt Blvd.
Acres: 0.23 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 260 (1981-1982).

Very truly yours,

Robert A. Hession, P.E., Chief
Bureau of Public Services

RAM:EAM:FWR:ss

E-SW Key Sheet
10-12 SE 20 & 21 Pos. Sheets
SE 3 P Topo
103 Tax Map

Pursuant to the advertisement, posting of property, and public hearing on the petition and it appearing that by reason of the following finding of facts:

1. On November 16, 1982, Case No. 83-46-X, Philip R. and Sophia Romm Machi, petitioners, were granted a special exception for an arcade, in accordance with the site plan filed therein and marked Petitioners' Exhibit 1 and subject to the restrictions contained in said Order. Subsequent thereto, on November 29, 1982, Restrictions 1 and 2 were amended.
2. The petitioners herein, Merritt Park Associates and Screen Play, Inc., seek to amend Restriction 4 of the original Order to allow the arcade to operate between the hours of 9:00 a.m. and 1:00 a.m., Monday through Saturday, during the summer months; Restriction 1 of the Amended Order to increase the number of amusement devices to 100; and the accompanying site plan.
3. Warren D. Klawans, President of Screen Play, Inc., testified that according to national standards, 30 square feet is required for each amusement device and his lease provides for 3,000 square feet and attributes a decline in his business to his inability to provide the latest machines because of the limit imposed.
4. No one appeared at the hearing in opposition to the petition.
5. The proposed amendments would be in strict harmony with the spirit and intent of the Baltimore County Zoning Regulations and will not adversely affect the health, safety, and general welfare of the community.

and, therefore,

IT IS ORDERED by the Zoning Commissioner of Baltimore County, this 10th day of June, 1983, that the amendments to Restriction 4 of the Order dated November 16, 1982 to allow the arcade to operate between the hours of 9:00 a.m. and 1:00 a.m., Monday through Saturday, during June, July, and August (Sunday hours to remain 12:00 noon to 12:00 midnight); Restriction 1 of the Amended Order dated November 29, 1982 to increase the number of amusement devices within the leased premises to a maximum of 100; and the accompanying site plan are hereby approved and, as such, the Petition for Special Hearing is hereby GRANTED, from and after the date of this Order, subject, however, to the following restrictions:

1. Strict adherence to the restrictions contained in the Orders dated November 16 and 29, 1982, except to the extent that either are amended by this Order.
2. A revised site plan and floor plan being submitted for approval by the Department of Public Works and the Office of Planning and Zoning.

[Signature]
Zoning Commissioner of
Baltimore County

ORDER RECEIVED FOR FILING

DATE June 10, 1983
BY Stefan P. Jany
Administrative Assistant

and for me in my name to commence and prosecute any suits or actions or other legal or equitable proceedings for the recovery of any of my lands or for any goods, chattels, debts, duties, demand, cause or anything whatsoever, due or to become due or belonging to me, and to prosecute, maintain and discontinue the same if he shall deem proper, and for me in my name to take all steps and remedies necessary and proper for the conduct and management of my business affairs, and for the recovery, obtaining and holding possession of any lands, tenements, rents, or real estate, goods and chattels, debts, interest, demands, sum or sums of money or any other thing whatsoever, that is, are or shall be by my said attorney thought to be due, owing, belonging to or payable to me in my own right or otherwise; and also for me and in my name, place and stead to appear, answer and defend in all actions and suits whatsoever which shall be commenced against me; and also for me and in my name to compromise, settle and adjust, with each and every person or persons, all actions, accounts, due and demands, subsisting or to subsist between me and them or any of them, and in such manner as my said attorney shall think proper; hereby giving to my said attorney power and authority to do, execute, and perform and finish for me and in my name all and singular those things which shall be expedient and necessary in and about or concerning the premises, or any of them, including the power to execute all instruments relating to any property owned with another as tenant in common, joint tenant, tenant by the entireties, or community property, as fully as I, PHILIP E. KLEIN, could do if personally present, hereby ratifying and confirming whatever my said attorney shall do or cause to be done in, about or concerning the premises, and any part thereof, and hereby revoking any former power of attorney made by me.

Proposed Zoning: Special Hearing to approve an amendment to the site plan and restriction #4 of the original order and restriction #1 of Amended Order for Case #83-46-X to allow hours of operation between 9:00 a.m. and 1:00 a.m. for summer months only excluding Sunday (opening to be 12 noon) and increase number of amusement devices to 100.

BALTIMORE COUNTY PUBLIC SCHOOLS

Robert Y. Dubel, Superintendent

Towson, Maryland - 21204

Date: March 25, 1983

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

Z.A.C. Meeting of: March 29, 1983

RE: Item No: 183, 184, 185, 186, 187, 188, 189, 190, 191, 192, 193, 194, 195, 196, 197
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,

[Signature]
Mr. Nick Petrovich, Assistant
Department of Planning

WNP/bp

BALTIMORE COUNTY, MARYLAND

INTER-OFFICE CORRESPONDENCE

William E. Hammond
Zoning Commissioner
TO: Norman E. Gerber, Director
FROM: Office of Planning and Zoning
Zoning Petition No. 83-260-Sph
SUBJECT: Merritt Park Associates

Date: May 9, 1983

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

NEG:JCH:lc

cc: Arlene January
Shirley Hess

[Signature]
Norman E. Gerber
Director of Planning and Zoning

GENERAL POWER OF ATTORNEY

KNOW ALL MEN BY THESE PRESENTS, That I, PHILIP E. KLEIN, residing at 2700 Steele Road, Baltimore, Maryland 21215, do hereby nominate, constitute and appoint JEFFREY F. KLEIN, residing at 70 Penny Lane, Baltimore, Maryland 21208, my true and lawful attorney in fact, for me and in my name, place and stead, to pledge, vote, assign, hypothecate any and all assets, including but not limited to, any bank account in my name; to recover any life insurance proceeds on the life of any person; to borrow in my name and on my credit from any bank or financial institution any sum or sums of money; to act, demand, sue for, recover and receive all manner of goods, chattels, debts, rents, interest, sums of money and demands, whatsoever, due or hereafter to become due and owing or belonging to me, and to make, give and execute, endorse, vote, accept and deliver in my name or in the name of my said attorney, all checks, notes, drafts, shares of stock, proxies, warrants, acknowledgments, agreements and all other instruments in writing, of whatsoever nature as my said attorney may deem needful to conserve my interests; to invest my assets as he may deem appropriate; to enter into and take possession of any lands, real estate, tenements, houses, stores or buildings, or part thereof, belonging to me, or to which I may become entitled and to receive and take for me and in my name and to use all or any rents, profits or issues of any real estate to me belonging, and to let the same in such manner as my attorney shall deem needful and proper, and from time to time to renew leases; and also to execute and deliver all contracts, deeds, leases, mortgages, and writings in that behalf requisite and necessary affecting any and all property situate, lying and being in the State of Maryland, or in any other state or jurisdiction;

PETITION FOR SPECIAL HEARING

12th Election District

ZONING: Petition for Special Hearing
LOCATION: Beginning 378 ft. Southwest of Holabird Avenue, 613 ft. Northwest of the centerline of Merritt Boulevard
DATE & TIME: Tuesday, May 24, 1983 at 11:00 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 Hearing under Section 500.7 of the Baltimore County Zoning Regulations, to determine whether or not the Zoning Commissioner and/or Deputy Zoning Commissioner should approve an amendment to the site plan and Restriction No. 4 of the original order and Restriction No. 1 of amended order for Case No. 83-46-X to allow hours of operation between 9:00 A.M. and 1:03 A.M. for summer months only excluding Sunday (opening to be 12 noon) and increase number of amusement devices to 100

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

Being the property of Merritt Park Associates, as shown on plat plan filed with the Zoning Department.

Hearing Date: Tuesday, May 24, 1983 at 11:00 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

This Power of Attorney shall take effect immediately and shall not be affected by my disability, it being my intention that all of the power and authority conferred upon my attorney in fact shall be exercised by him notwithstanding any later disability or incapacity on my part or any uncertainty as to whether or not I am still alive and all acts done by my attorney in fact during any such period of disability or incapacity or uncertainty as to whether or not I am still alive shall have the same effect and shall inure to the benefit of and bind me as if I were alive, competent and not disabled.

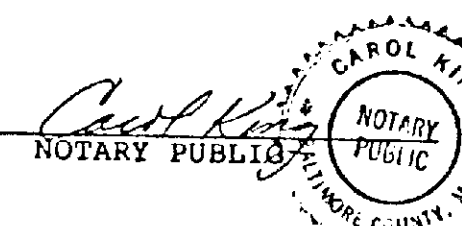
IN WITNESS WHEREOF, I have hereunto set my hand and seal this 25th day of January, 1982.

WITNESS:
[Signature]
Philip E. Klein (SEAL)

STATE OF MARYLAND, County of Baltimore to wit
I HEREBY CERTIFY, that on this 29th day of January, 1982, before me, the subscriber, a Notary Public of the State of Maryland, in and for the County of Baltimore aforesaid, personally appeared, PHILIP E. KLEIN, and he acknowledged the foregoing General Power of Attorney to be his act.

AS WITNESS my hand and Notarial Seal.

My Commission expires: 7/1/82



PHILIP H. GOODMAN
(18) 51976
FRANCIS J. MEAGHER
JOHN T. ENOCH
BERNARD J. SACHS
RICHARD KUPFER
LEONARD J. GROSSMAN
DANIEL E. LIEBFELD
WALTER F. BALINT

LAW OFFICES OF
GOODMAN, MEAGHER & ENOCH
ATTORNEYS AND COUNSELLORS-AT-LAW
111 N. CHARLES STREET-7TH FLOOR
BALTIMORE, MD. 21201
TELEPHONE (301) 752-3666

March 23, 1983

Zoning Commissioner of Baltimore County
County Office Building
Towson, Maryland 21204
MERRITT PARK ASSOCIATES
Re: Item #186

Gentlemen:

I am enclosing herewith a copy of the General Power of Attorney which sets forth the authority of Jeffrey F. Klein to execute documents on behalf of Philip F. Klein, owner of the property in connection with the above entitled matter.

Please docket this enclosed General Power of Attorney in the case. This General Power of Attorney is being submitted to you at the request of a staff member of your office.

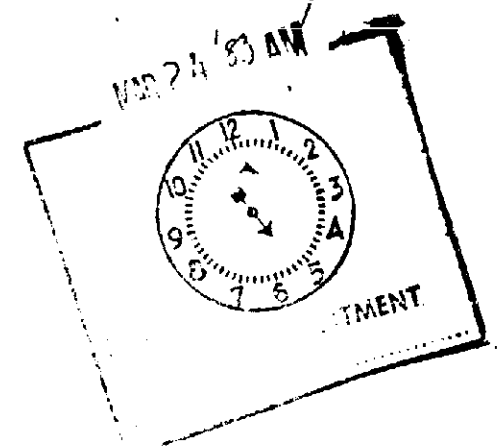
Thanking you for your cooperation, I remain

Very truly yours,

GOODMAN, MEAGHER & ENOCH

By: Leonard J. Grossman

LJG:jc
Enclosure



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

WILLIAM E. HAMMOND
ZONING COMMISSIONER

June 10, 1983

Leonard J. Grossman, Esquire
111 North Charles Street, 7th Floor
Baltimore, Maryland 21201

RE: Petition for Special Hearing
Beginning 378' SW of Holabird Avenue, 613' NW
of the centerline of Merritt Boulevard -
12th Election District
Merritt Park Associates - Petitioner
NO. 83-260-SPH (Item No. 186)

Dear Mr. Grossman:

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

Very truly yours,

WILLIAM E. HAMMOND
Zoning Commissioner

WEH/srl

Attachments

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

Leonard J. Grossman, Esquire
111 N. Charles Street
7th Floor
Baltimore, Maryland 21201

April 27, 1983

NOTICE OF HEARING
Re: Petition for Special Hearing
Beginning 378' SW of Holabird Ave., 613' NW
of the centerline of Merritt Blvd.
Merritt Park Associates - Petitioner
Case No. 83-260-SPH

TIME: 11:00 A.M.

DATE: Tuesday, May 24, 1983

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

TOWSON, MARYLAND

cc: Screen Play, Inc.
c/o Warren D. Klawns, President
2 Harrow Court
Baltimore, Maryland 21208

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

No. 114661

DATE: 5/14/83 ACCOUNT: R-01-415-000

AMOUNT: 100.00

RECEIVED FROM: Screen Play, Inc.

FOR: Advertising & Posting Case #83-260-SPH

(Merritt Park Associates)

C 0145*****078510 024-A

VALIDATION OR SIGNATURE OF CASHIER

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

WILLIAM E. HAMMOND
ZONING COMMISSIONER

May 19, 1983

Leonard J. Grossman, Esquire
111 N. Charles Street - 7th Floor
Baltimore, Maryland 21201

Re: Petition for Special Hearing
Beginning 378' SW of Holabird Ave.,
613' NW of c/l of Merritt Blvd.
Merritt Park Associates - Petitioner
Case No. 83-260-SPH

Dear Mr. Grossman:

This is to advise you that \$87.85 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
Zoning Commissioner

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

No. 117623

DATE: 5/24/83 ACCOUNT: R-01-415-000

AMOUNT: \$87.85

RECEIVED FROM: Screen Play, Inc.

FOR: Advertising & Posting Case #83-260-SPH

(Merritt Park Associates)

C 0145*****078510 024-A

VALIDATION OR SIGNATURE OF CASHIER

KIDDER CONSULTANTS, INC.
Subsidiary of Kiddle, Inc.

Cable KIDDERGH
Telex 87769
1020 Cromwell Bridge Road
Baltimore, Maryland 21204
(301) 321-5500

Direct Dial Number
321-5512

DESCRIPTION

0.23 ACRE PARCEL, MERRITT PARK FAMILY AMUSEMENT CENTER, MERRITT PARK SHOPPING CENTER, BALTIMORE COUNTY, MARYLAND.

"This Description is for a Special Exception in a "BL-CT" Zone for a Family Amusement Center"

Beginning at the east corner of the existing building to be used for the family amusement center, said corner being distant S 24° 49' 18" W 378 feet, more or less, from a point on the southwest side of Holabird Avenue, said point being distant N 65° 10' 42" W 613 feet, more or less, from the center line of Merritt Boulevard, running thence binding on outlines of said building, three courses: (1) N 65° 10' 42" W 100 feet, (2) S 24° 49' 18" W 28 feet, and (3) S 65° 10' 42" E 100 feet, thence five courses: (4) S 65° 10' 42" E 25 feet, (5) S 24° 49' 18" W 22 feet, (6) S 65° 10' 42" E 130 feet, (7) N 24° 49' 18" E 50 feet, and (8) N 65° 10' 42" W 155 feet to the place of beginning.

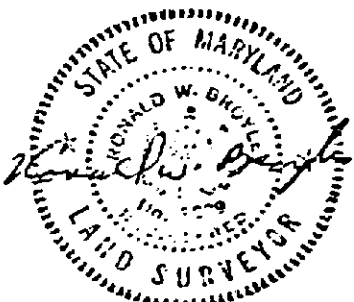
Containing 0.23 of an acre of land.

RWB:rjm

J.O. 1-82063

May 26, 1982

W.O. 31874C



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: <u>WBA</u>	Revised Plans: _____									
Previous case: <u>13-48X</u>	Change in outline or description: Yes _____ No _____									
	Map # _____									

CERTIFICATE OF POSTING
ZONING DEPARTMENT OF BALTIMORE COUNTY
Towson, Maryland

District: 12 Date of Posting: 5/18/83
Posted for: Petition for Special Hearing
Petitioner: Merritt Park Associates
Location of property: Beginning 378' SW of Holabird Ave., 613' NW of c/l of Merritt Blvd.
Location of Signs: at corner of Holabird Ave. & Merritt Blvd.
Remarks: _____
Posted by: WBA Date of return: 5/18/83
Number of Signs: 2

PETITION FOR SPECIAL HEARING
12th Election District

LOCATION: Beginning 378' SW of Holabird Avenue, 613' NW of the centerline of Merritt Boulevard.
DATE: 5/24/83, Tuesday, May 24, 1983 at 11:00 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 on the petition for Special Hearing under Section 507 of the Baltimore County Zoning Regulations, to determine whether or not the zoning commission should approve an amendment to the zoning map and/or zoning regulations.

All that parcel of land in the Twelfth District of Baltimore County, beginning at the east corner of the existing building to be used for the family amusement center, said corner being distant S 24° 49' 18" W 378 feet, more or less, from a point on the southwest side of Holabird Avenue, said point being distant N 65° 10' 42" W 613 feet, more or less, from the center line of Merritt Boulevard, running thence binding on outlines of said building, three courses: (1) N 65° 10' 42" W 100 feet, (2) S 24° 49' 18" W 28 feet, and (3) S 65° 10' 42" E 100 feet, thence five courses: (4) S 65° 10' 42" E 25 feet, (5) S 24° 49' 18" W 22 feet, (6) S 65° 10' 42" E 130 feet, (7) N 24° 49' 18" E 50 feet, and (8) N 65° 10' 42" W 155 feet to the place of beginning.

Containing 0.23 of an acre of land, being the property of Merritt Park Associates, as shown on plat plan filed with the Zoning Department.

Hearing Date: Tuesday, May 24, 1983 at 11:00 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

CERTIFICATE OF PUBLICATION

TOWSON, MD., May 5, 1983.

THIS IS TO CERTIFY, that the annexed advertisement was published in THE JEFFERSONIAN, a weekly newspaper printed and published in Towson, Baltimore County, Md. on or about the 5th day of May, 1983, the 1983 publication appearing on the 5th day of May, 1983.

THE JEFFERSONIAN,
Manager.

Cost of Advertisement, \$ 26.25

CERTIFICATE OF PUBLICATION

OFFICE OF
Dundalk Eagle

38 N. Dundalk Ave.
Dundalk, Md. 21222 May 13, 1983

THIS IS TO CERTIFY, that the annexed advertisement of Wm. E. Hammond in the matter of Petition for Special Hearing - P.O. #43763 Req. #147014 was inserted in The Dundalk Eagle a weekly newspaper published in Baltimore County, Maryland, once a week for one week before the 6th day of May 1983; that is to say, the same was inserted in the issues of May 5, 1983

Kimbel Publication, Inc.
per Publisher.

By: Kimbel

RESIDENTIAL USE
ZONED DR 10.5

ROAD (EAST 60' R/W)

AVENUE

GENERAL NOTES

1. AREA OF PROPERTY: 10.27 ACRES
2. EXISTING USE OF PROPERTY: NEIGHBORHOOD SHOPPING CENTER
3. EXISTING ZONING OF PROPERTY: "R-1" 31' X 60' LOT WITH SPECIAL EXCEPTION FOR FAMILY ARCADE
4. AREA OF SPECIAL EXCEPTION: 0.23 ACRES
5. PARKING REQUIREMENTS: SEE TABLE
6. TOTAL NUMBER OF SPACES REQUIRED: 122.0 SPACES = 123
7. SITE IS LOCATED IN THE MERRITT PARK SHOPPING CENTER
8. ALL UTILITIES FALLING WITHIN THE SITE AND ADJACENT TO EXISTING CURB UTILITIES
9. SPECIAL EXCEPTION GRANTED NOV. 10, 1980 SEE PETITION 11-51-407

LOADING RESTRICTIONS

1. The petitioner may open the arcade with a maximum of 60 amusement devices, including children's rides; however, one new amusement device may be added each subsequent 30-day period thereafter until a maximum of 80 amusement devices are located within the 2,800 square foot enclosed area depicted on Petitioners' Exhibit 1. For the purpose of this restriction, a "new" amusement device shall mean a device whose format was not initially included in the original 60 devices. Any increase beyond the maximum of 80 amusement devices, including children's rides, or in the area of operation or change in location within the center 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 between the owner and Screenplay, Inc., lessee, 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. For purposes of this restriction, a new tenancy will occur upon the sale of a majority of the corporation's stock to anyone other than the present stockholder now owning a majority of the stock in the aforementioned corporation.
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.
5. One of the owners or a full-time manager designated by the owners as the responsible party and for whose conduct the owners hereby expressly assume responsibility shall be on the premises at all times the business is open Monday through 6:00 p.m. Friday, and one of the owners or the aforementioned full-time manager and at least one other person in authority shall be on the premises from 6:00 p.m. Friday through 12:00 midnight Sunday to strictly enforce these restrictions and those of the management.

COMMERCIAL USE
ZONED BL

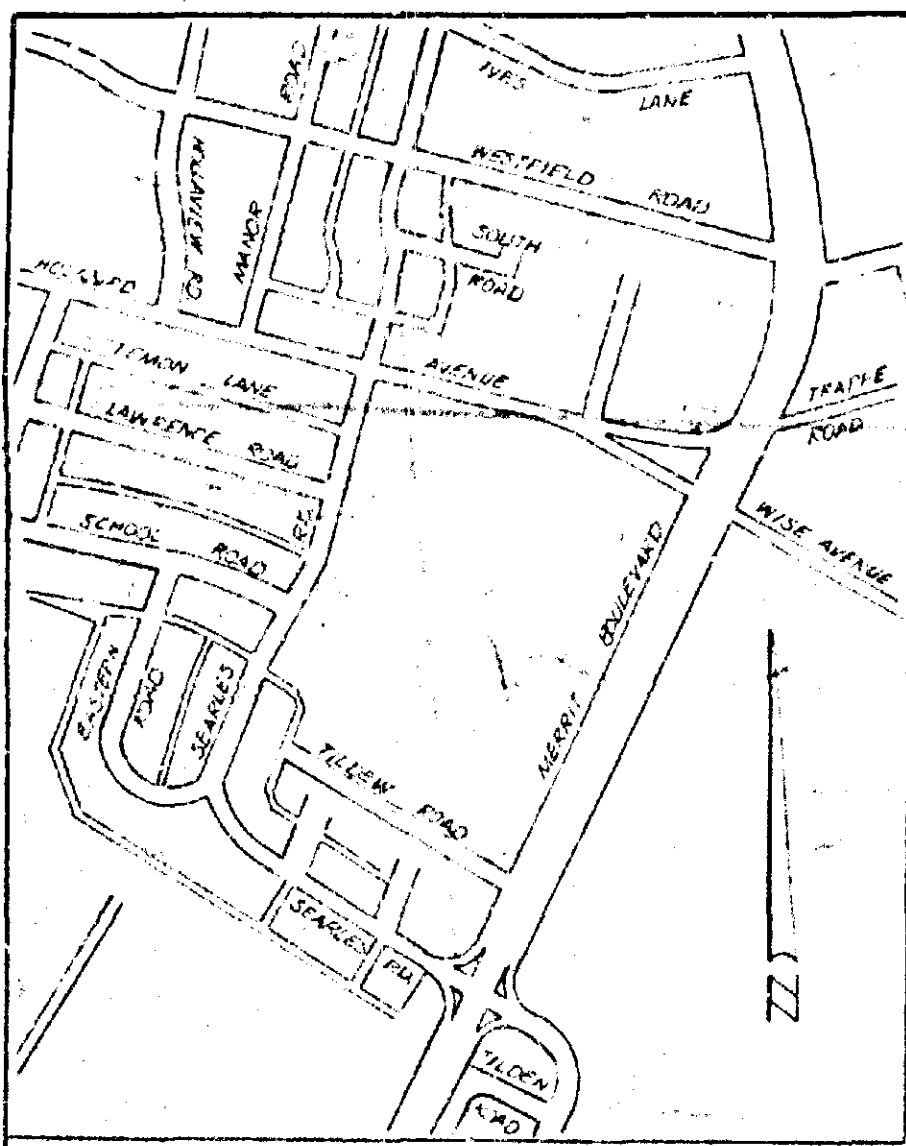
PARKING TABLE (CONT)				
OCCUPANCY	USE	SQ. FT.	PARK. REQ.	PARK. REQ.
RETAIL	RETAIL	2,077	12.0	10.5
RETAIL	RETAIL	10,500	14.0	2.2
OFFICE	OFFICE	1,500	2.0	2.5
RENTAL	RENTAL	5,000	3.0	1.5
RETAIL	RETAIL	1,000	1.0	1.0
AMUSEMENT CENTER	AMUSEMENT CENTER	1,000	1.0	1.0
OFFICE	OFFICE	1,000	1.0	1.0
SELF-SERVICE LAUNDRY	SELF-SERVICE LAUNDRY	1,000	1.0	1.0
PARK	PARK	1,000	1.0	1.0
CAR WASH	CAR WASH	1,000	1.0	1.0
SERVICE STATION	SERVICE STATION	1,000	1.0	1.0
SERVICE GARAGE	SERVICE GARAGE	1,000	1.0	1.0
STAGE	STAGE	1,000	1.0	1.0
LIBRARY	LIBRARY	1,000	1.0	1.0
RETAIL SERVICE SHK	RETAIL SERVICE SHK	1,000	1.0	1.0
SERVICE STATION	SERVICE STATION	1,000	1.0	1.0
RETAIL	RETAIL	1,000	1.0	1.0
OFFICE	OFFICE	1,000	1.0	1.0

LIBRARY ORIGINALLY PART OF SHOPPING CENTER
LIBRARY WITHIN SHOPPING CENTER

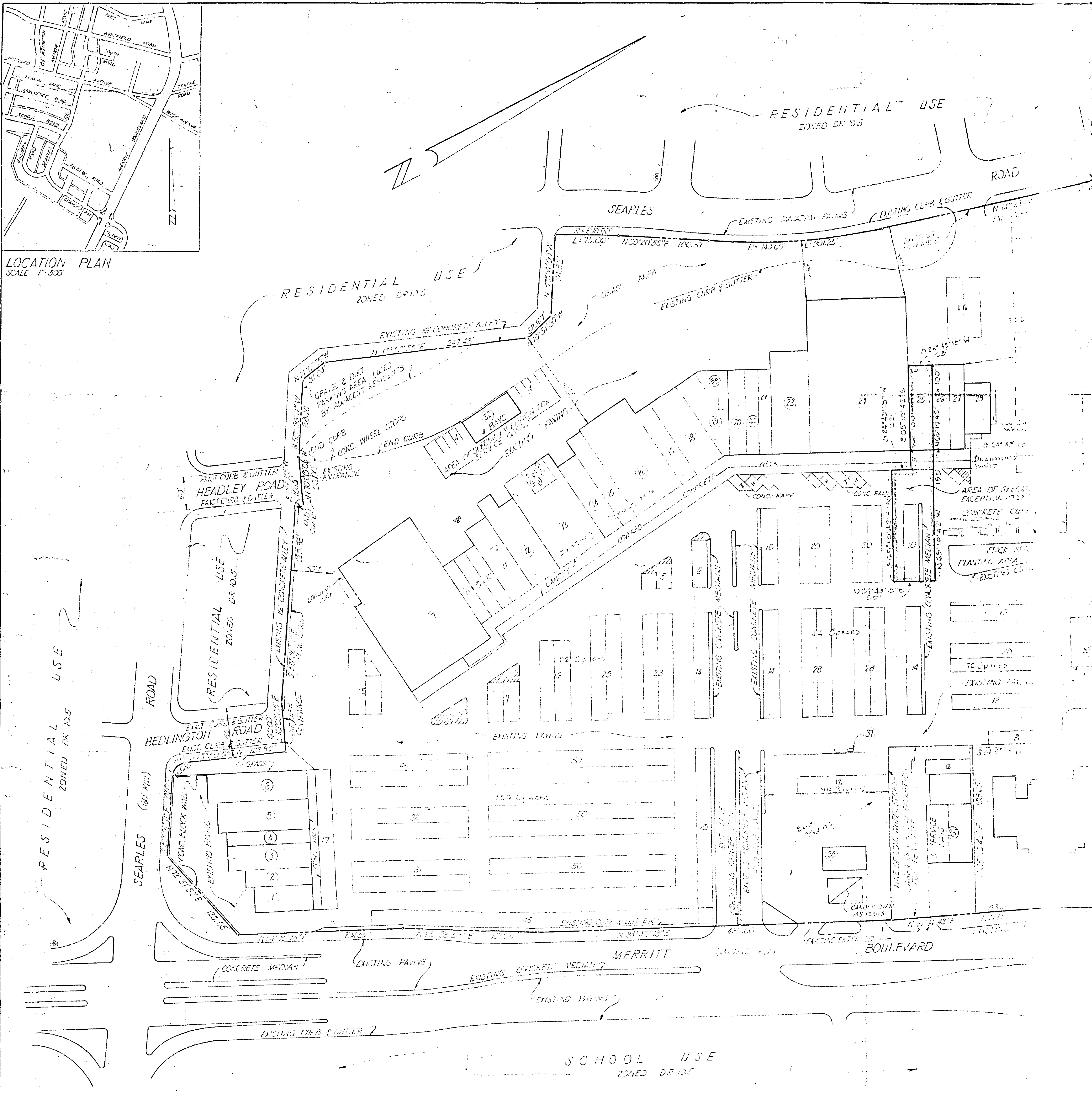
SITE PLAN
FOR
MERRITT PARK FAMILY ARCADE
AT
MERRITT PARK SHOPPING CENTER
MERRITT BOULEVARD AND HOLABIRD AVENUE
12TH ELECTION DISTRICT BALTIMORE COUNTY, MD.
SCALE 1"=50' DEC. 22, 1982

PETITIONER'S
EXHIBIT 1

Item #100



LOCATION PLAN
SCALE 1"=500'

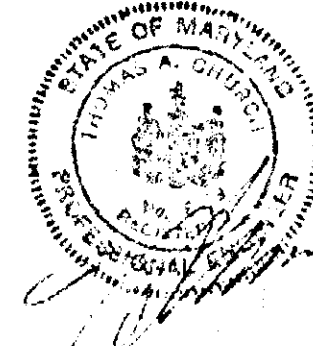


PARKING TABULATION					PARKING TABULATION (CONT)				
OCCUPANCY	USE	SQ. FT.	PARKING	PER 1000	OCCUPANCY	USE	SQ. FT.	PARKING	PER 1000
1. RADIO SHACK	RETAIL	2180	120	5.5	20. CARD SHOP	RETAIL	2300	120	5.2
2. PT. KELSH STATE SENATOR HQ	OFFICE	1500	100	6.3	21. HOLLAND UNIFORMS	RETAIL	1050	110	9.5
3. UNITED OPTICAL CO.	RETAIL	2500	100	11.9	22. FLAZER LOANS	OFFICE	1350	100	13.7
4. MANN & BLANK ATTORNEYS	OFFICE	1400	100	4.7	23. SANDI HAIR STYLES	BEAUTY SHOP	5000	100	10.0
5. JO ANN FABRICS	RETAIL	5000	100	13.4	24. H.L. GREEN	RETAIL	2000	100	10.0
6. S. HIKEN FRIED CHOP	RETAIL	4000	100	21.2	25. FAMILY ARCADE	AMUSEMENT CENTER	2000	100	10.0
7. FOOD-A-RAMA	RETAIL	20000	100	121.6	26. H.F.C. FINANCE CO.	OFFICE	2000	100	10.0
8. PODIATRIST	MEDICAL OFFICE	1000	100	10.0	27. BALTO. CO. SAVINGS & LOAN	SELF SERVICE LAUNDRY	1800	100	10.0
9. BOOK STORE	RETAIL	1200	100	12.0	28. LORD, BAIRD, WASHIN DRY	BANK	1400	100	10.0
10. PIZZA (LAWRENCE) SHOP	CARRY OUT	1200	100	12.0	29. UNION TRUST CO. DRIVE IN BANK	CAR WASH	4000	100	10.0
11. UNION TRUST CO.	BANK	3000	100	10.0	30. MERRITT PARK GAR. H.A.H.	SERVICE STATION	1000	100	10.0
12. JADE EAST RESTAURANT	RESTAURANT	4500	100	50.0	31. METROPH. AUTO SERVICE GARAGE	SERVICE GARAGE	2000	100	10.0
13. WESTERN AUTO	RETAIL	1000	100	10.0	32. METROPH. LIFE	OFFICE	5000	100	10.0
14. SAVINGS BANK OF BALTIMORE	BANK	2300	100	11.7	33. BALTO. COUNTY PUBLIC LIBRARY	LIBRARY	10000	100	10.0
15. SHERWIN WILLIAMS PAINT	RETAIL	2400	100	12.0	34. GENERAL TIRE STORE	RETAIL SERVICE GAR.	4000	100	10.0
16. RITE AID	RETAIL	5000	100	45.1	35. SHELL SERVICE STATION	SERVICE STATION	1500	100	10.0
17. JEWELERS	RETAIL	2000	100	10.0	36. FOTO HUT DRIVE IN	RETAIL	4500	100	10.0
18. PICK-N-PAY GROSS	RETAIL	3500	100	19.0	37. MADISON VENDING CO.	OFFICE	1700	100	10.0
19. H&R BLOCK	OFFICE	1300	100	4.3					

* LIBRARY PARCEL ORIGINALLY PART OF SHOPPING CENTER - PARKING FOR LIBRARY WITHIN SHOPPING CENTER.

KIDDE CONSULTANTS, INC.

CONSULTING ENGINEERS
BALTIMORE, MARYLAND



MAX 40
30 3/4
12
DESIGN 9/12
TYPE 304
SCALE 1/4"=1'-0"
BY 4/12

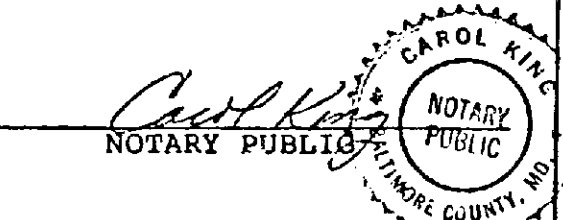
This Power of Attorney shall take effect immediately and shall not be affected by my disability, it being my intention that all of the power and authority conferred upon my attorney in fact shall be exercised by him notwithstanding any later disability or incapacity on my part or any uncertainty as to whether or not I am still alive and all acts done by my attorney in fact during any such period of disability or incapacity or uncertainty as to whether or not I am still alive shall have the same effect and shall inure to the benefit of and bind me as if I were alive, competent and not disabled.

IN WITNESS WHEREOF, I have hereunto set my hand and seal this 27th day of January, 1982.

WITNESSES:
Philip E. Klein (SEAL)
PHILIP E. KLEIN

STATE OF MARYLAND, County of Baltimore to wit
I HEREBY CERTIFY, that on this 27th day of January, 1982, before me, the subscriber, a Notary Public of the State of Maryland, in and for the County of Baltimore aforesaid, personally appeared, PHILIP E. KLEIN, and he acknowledged the foregoing General Power of Attorney to be his act.

AS WITNESS my hand and Notarial Seal.



My Commission expires: 7/1/82

-3-

April 27, 1982

Leonard J. Grossman, Esquire
111 N. Charles Street
7th Floor
Baltimore, Maryland 21201

NOTICE OF HEARING

Re: Petition for Special Hearing
Beginning 378' SW of Holabird Ave., 613' NW
of the centerline of Merritt Blvd.
Merritt Park Associates - Petitioners
Case No. 83-260-SPH

TIME: 11:00 A.M.

DATE: Tuesday, May 24, 1983

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

TOWSON, MARYLAND

cc: Screen Play, Inc.
c/o Warren D. Klawns, President
2 Harrow Court
Baltimore, Maryland 21208

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

No. 114661

NO COMMISSIONER OF
TOWSON COUNTY

DATE: 3/16/83 ACCOUNT: R-01-615-000
AMOUNT: 100.00

RECEIVED: *James H. Brown*
FROM: *Philip E. Klein*
FOR: *File for Form # 181*

C 014*****100000 2165A

VALIDATION OR SIGNATURE OF CASHIER

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

WILLIAM E. HAMMOND
ZONING COMMISSIONER

May 19, 1983

Leonard J. Grossman, Esquire
111 N. Charles Street - 7th Floor
Baltimore, Maryland 21201

Re: Petition for Special Hearing
Beginning 378' SW of Holabird Ave.,
613' NW of c/l of Merritt Blvd.
Merritt Park Associates - Petitioner
Case No. 83-260-SPH

Dear Mr. Grossman:

This is to advise you that \$87.85 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
Zoning Commissioner

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

No. 117623

DATE: 5/24/83 ACCOUNT: R-01-615-000
AMOUNT: \$87.85

RECEIVED: Screen Play, Inc.
FROM: Advertising & Posting Case #83-260-SPH
(Merritt Park Associates)

C 045*****878510 8245A

VALIDATION OR SIGNATURE OF CASHIER

CERTIFICATE OF POSTING
ZONING DEPARTMENT OF BALTIMORE COUNTY
Towson, Maryland

District: 12 Date of Posting: 5/18/83
Posted for: Petition for Special Hearing
Petitioner: Merritt Park Associates
Location of property: Beginning 378' SW of Holabird Ave.,
613' NW of c/l of Merritt Blvd.
Location of Sign: c/l of Merritt Blvd.,
beginning entrance at Holabird Ave.
Remarks: *See 2nd floor of case #25; building*
Posted by: *W. E. Hammond* Date of return: 5/17/83
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: <i>W. E. Hammond</i>										
Revised Plans: Change in outline or description										
Previous case: 13-46X										
Map #										

CERTIFICATE OF PUBLICATION

TOWSON, MD., May 5, 1983.

THIS IS TO CERTIFY, that the annexed advertisement was published in THE JEFFERSONIAN, a weekly newspaper printed and published in Towson, Baltimore County, Md., on one time before the 20th day of May, 1983, the 6th publication appearing on the 5th day of May, 1983.

THE JEFFERSONIAN,
L. J. Simpson
Manager.

Cost of Advertisement, \$26.25

CERTIFICATE OF PUBLICATION

OFFICE OF
Dundalk Eagle

38 N. Dundalk Ave.
Dundalk, Md. 21222

May 13, 1983

THIS IS TO CERTIFY, that the annexed advertisement of Wm. E. Hammond in the matter of Petition for Special Hearing - P.O. #43763 Reg. #L47014 was inserted in The Dundalk Eagle a weekly newspaper published in Baltimore County, Maryland, once a week for one 800,000 weeks before the 6th day of May 1983; that is to say, the same was inserted in the issues of May 5, 1983

Kimbel Publication, Inc.
per Publisher.

By: *K. C. Wilke*

PETITION FOR SPECIAL HEARING
12th Election District
ZONING: Petition for Special Hearing
LOCATION: Beginning 378' SW of Holabird Avenue, 613' NW of the centerline of Merritt Boulevard
DATE & TIME: Tuesday, May 24, 1983 at 11:00 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 the Zoning Regulations, is hereby giving notice of a public hearing on the petition for special hearing filed by Merritt Park Associates, Inc. for a change in the zoning of the property described above. The hearing will be held on Tuesday, May 24, 1983 at 11:00 A.M. in Room 106 of the County Office Building, 111 W. Chesapeake Avenue, Towson, Maryland. The petitioners request that the zoning of the property be changed from R-1 to R-2. The zoning of the property is shown on the zoning map of Baltimore County. The petitioners also request that the zoning of the property be changed from R-1 to R-2. The zoning of the property is shown on the zoning map of Baltimore County. The petitioners also request that the zoning of the property be changed from R-1 to R-2. The zoning of the property is shown on the zoning map of Baltimore County.

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