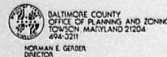


Pursuant to the advertisement, posting of property, and public hearing on the Petition and it appearing that strict compliance with the Baltimore County Zoning Regulations would/would not result in practical difficulty and unreasonable hardship upon the Petitioner(s) and the granting of the variance(s) requested will/will not adversely affect the health, safety, and general welfare of the community, the variance(s) should/should not be granted.

Therefore, it is ORDERED by the Zoning Commissioner of Baltimore County, this _____ day of _____, 19____, that the herein Petition for Variance(s) to permit



Mr. Arnold Jablon
Zoning Commissioner
County Office Building
Towson, Maryland 21204

10/18/84

Re: Zoning Advisory Meeting of 11/27/84
Item # 130
Property Owner: Ted H. Schweitzer, et al
Location: NW Cor. Liberty Road & Ellen Rd.

Dear Mr. Jablon:

The Division of Current Planning and Development has reviewed the subject petition and offers the following comments. The items checked below are applicable:

- [] There are no site planning factors requiring comment.
- [] A County Review Group meeting was held and the minutes will be forwarded by the Bureau of Public Works.
- [] This site is part of a larger tract; therefore it is defined as a subdivision. The plan must show the entire tract.
- [] A record plat will be required and must be recorded prior to issuance of a building permit.
- [] The access is not satisfactory.
- [] The circulation on this site is not satisfactory.
- [] The parking arrangement is not satisfactory.
- [] Having calculations must be shown on the plan.
- [] This property contains soils which are defined as wetlands, and development on these soils is prohibited.
- [] Construction in or alteration of the floodplain is prohibited under the provisions of Section 22-88 of the Development Regulations.
- [] Development of this site may constitute a potential conflict with the Baltimore County Master Plan.
- [] The amended Development Plan was approved by the Planning Board on _____.
- [] Landscaping should be provided on this site and shown on the plan.
- [] The property is located in a deficient service area as defined by Bill 178-79. No building permit may be issued until a Reserve Capacity Use Certificate has been issued. The deficient service is _____.
- [] The property is located in a traffic area controlled by a "D" level intersection as defined by Bill 178-79, and as conditions change traffic capacity may become more limited. The Basic Service Area are re-evaluated annually by the County Council.
- [X] Additional comments:

The landscape manual standards will apply to the new addition. The plan shows a parking space, not all the five spaces on the south side of the site are not acceptable as proposed.

Eugene G. Belsky
Chief, Current Planning and Development

RE: PETITION FOR VARIANCE
SW Corner of Liberty and
Ellen Road, (8121 Liberty
Rd., 2nd District)
TED H. SCHWEITZER, et al.,
Petitioners

Case No. 85-227-A

ENTRY OF APPEARANCE

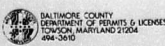
Please enter the appearance of the People's Counsel in the above-captioned matter. Notices should be sent of any hearing dates or other proceedings in this matter and of the passage of any preliminary or final Order.

Phyllis Cole Friedman
Phyllis Cole Friedman
People's Counsel for Baltimore County

Peter Max Zimmerman
Peter Max Zimmerman
Deputy People's Counsel
Rm. 223, Court House
Towson, MD 21204
846-2118

I HEREBY CERTIFY that on this 15th day of February, 1985, a copy of the foregoing Entry of Appearance was mailed to Mr. Ted H. Schweitzer and Mr. Morton M. Saltz, 10811 Baromet Road, Owings Mills, MD 21117, Petitioners.

Peter Max Zimmerman
Peter Max Zimmerman



November 27, 1985

TED ZALUSKY, JR.
DIRECTOR
Mr. Arnold Jablon, Zoning Commissioner
Office of Planning and Zoning
County Office Building
Towson, Maryland 21204

Dear Mr. Jablon:
Comments on Item #130 Zoning Advisory Committee Meeting are as follows:

Property Owner: Ted H. Schweitzer, et al
Location: NW Cor. Liberty Road and Ellen Road
Variance: To permit a side yard setback of 7'6" in lieu of the required 30' and to permit 24 parking spaces in lieu of the required 43 spaces.
Zones: O-3a
District: 2nd.

The items checked below are applicable:

- [] All structures shall conform to the Baltimore County Building Code 1981/Consolidated Bill 100 State of Maryland Code for the Sanitation and Age; and other applicable codes.
- [] A building/ and other permit shall be required before beginning construction.
- [] Residential: Three sets of construction drawings are required to file a permit application. Architect/Engineer seal is not required. Non-reproduced seals and signatures are required on Plans and Technical Data.
- [] 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" for commercial uses or 3'0" for One & Two Family use group or 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 7, Section 101 and Table 101, line 8, Section 101.7.
- [] Requested variance appears to conflict with the Baltimore County Building Code, Section/s _____.
- [] A charge of occupancy shall be applied for, along with an alteration permit application, and three revised sets of drawings including 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, show the services of a Registered Professional Architect or Engineer certify to comply with the height/area requirements of Table 505 and the required construction classification of Table 505.

NOTE: Comments - Parking bays shall be located so the autos parked there will not block the exit doors from opening to a full open position. Compliance to the State Handicapped Code inside the structure is also required.

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 102 (Plan Review) at 111 W. Chesapeake Ave., Towson.

Very truly yours,

Charles E. Burrows
Charles E. Burrows, Chief
Plan Review



BALTIMORE COUNTY
DEPARTMENT OF TRAFFIC ENGINEERING
TOWSON, MARYLAND 21204
494-0300

STEVEN E. COLLINS
DIRECTOR

December 12, 1984

Mr. Arnold Jablon
Zoning Commissioner
County Office Building
Towson, Maryland 21204

Item No. 130 -ZAC Meeting of November 27, 1984
Property Owner: Ted H. Schweitzer, et al
Location: NW Cor. Liberty Road and Ellen Road
Existing Zoning: B-1
Proposed Zoning: Variance to permit a side yard setback of 7'6" in lieu of the required 30' and to permit 24 parking spaces in lieu of the required 43 spaces.

Access: 0.34
District: 2nd

Dear Mr. Jablon:

The site plan should be revised to show the canopy and tables on the west side of the building.
The parking variance will mean the overflow vehicles will park in the area south of the site.

Michael S. Plamondon
Traffic Engineering Assoc. IT

MEP/COM



BALTIMORE COUNTY
FIRE DEPARTMENT
TOWSON, MARYLAND 21204-2586
494-4500

DALE H. KENCKE
CHIEF

November 23, 1984

Mr. Arnold Jablon
Zoning Commissioner
Office of Planning and Zoning
Baltimore County Office Building
Towson, MD 21204

Attention: Nick Comolanti, Chairman
Zoning Plans Advisory Committee

RE: Property Owner: Ted H. Schweitzer, et al
Location: NW Cor. Liberty Road and Ellen Road

Item No. 130 Zoning Agenda: Meeting of 11/27/84

Comments:

Pursuant to your request, the referenced property has been surveyed by this Bureau and the comments below marked with an "X" are applicable and required to be corrected or incorporated into the final plans for the property.

- [] 1. Fire hydrants for the referenced property are required and shall be located at intervals of _____ feet along an approved road in accordance with Baltimore County Standards as published by the Department of Public Works.
- [] 2. A second means of vehicle access is required for the site.
- [] 3. The vehicle dead end condition shown at _____ EXCEEDED the maximum allowed by the Fire Department.
- [] 4. The site shall be made to comply with all applicable parts of the Fire Prevention Code prior to occupancy or beginning of operation.
- [X] 5. The buildings and structures existing or proposed on the site shall comply with all applicable requirements of the National Fire Protection Association Standard No. 101 "Life Safety Code", 1974 Edition prior to occupancy.
- [] 6. Site plans are approved, as drawn.
- [] 7. The Fire Prevention Bureau has no comments at this time.

REVIEWED: [Signature] 11-30-84 Noted and Approved: [Signature] Fire Prevention Bureau
Planning Group Special Inspection Division

/sb

January 25, 1985

Mr. Ted H. Schweitzer
10811 Baromet Road
Owings Mills, MD 21117

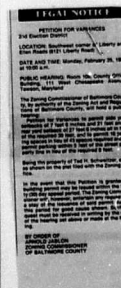
NOTICE OF HEARING

RE: Petition for Variance
SW corner of Liberty and Ellen Rd.
(8121 Liberty Road)
Ted H. Schweitzer, et al - Petitioners
Case No. 85-227-A

TIME: 10:00 a.m.

DATE: Monday, February 25, 1985

PLACE: Room 106, County Office Building, 111 West Chesapeake Avenue, Towson, Maryland



CERTIFICATE OF PUBLICATION

62065

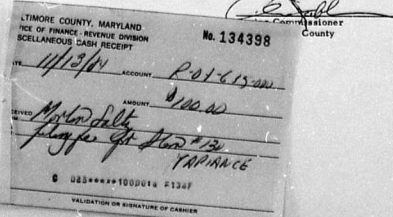
Pikeville, Md., Feb. 6, 1985

TO CERTIFY, that the annexed advertisement published in the NORTHWEST STAR, a weekly paper published in Pikeville, Baltimore, Maryland before the 25th day of Feb. 1985
1st publication appearing on the _____ day of Feb. 1985
2nd publication appearing on the _____ day of Feb. 1985
3rd publication appearing on the _____ day of Feb. 1985

THE NORTHWEST STAR

John McElroy
Manager

Cost of Advertisement, \$24.00



20.00

District: Ind Date of Posting: 2-6-55
 Posted for: Variance
 Petitioner: Ind H. H. Hootman et al
 Location of property: SW 1/4 corner of Liberty and C.M. Road
(S.W. Liberty Road)
 Location of Sign: S.W. 1/4 corner of Liberty and C.M. Road
 Remarks: 25' x 30' sign, existing, due to wider excavation. Condition 2nd night 1954
2-11-55
 Posted by: A. D. Boyd Signature
 Number of Signs: _____ Date of return: 2-15-55

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

No. 005252

DATE 6-25-85 AMOUNT \$ 471.9

RECEIVED FROM Joe M. Tucker Inc.

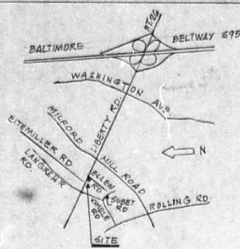
FOR Paid by A/c 15-227A

S *****000TA 0258P

VALIDATION OR SIGNATURE OF CASHER

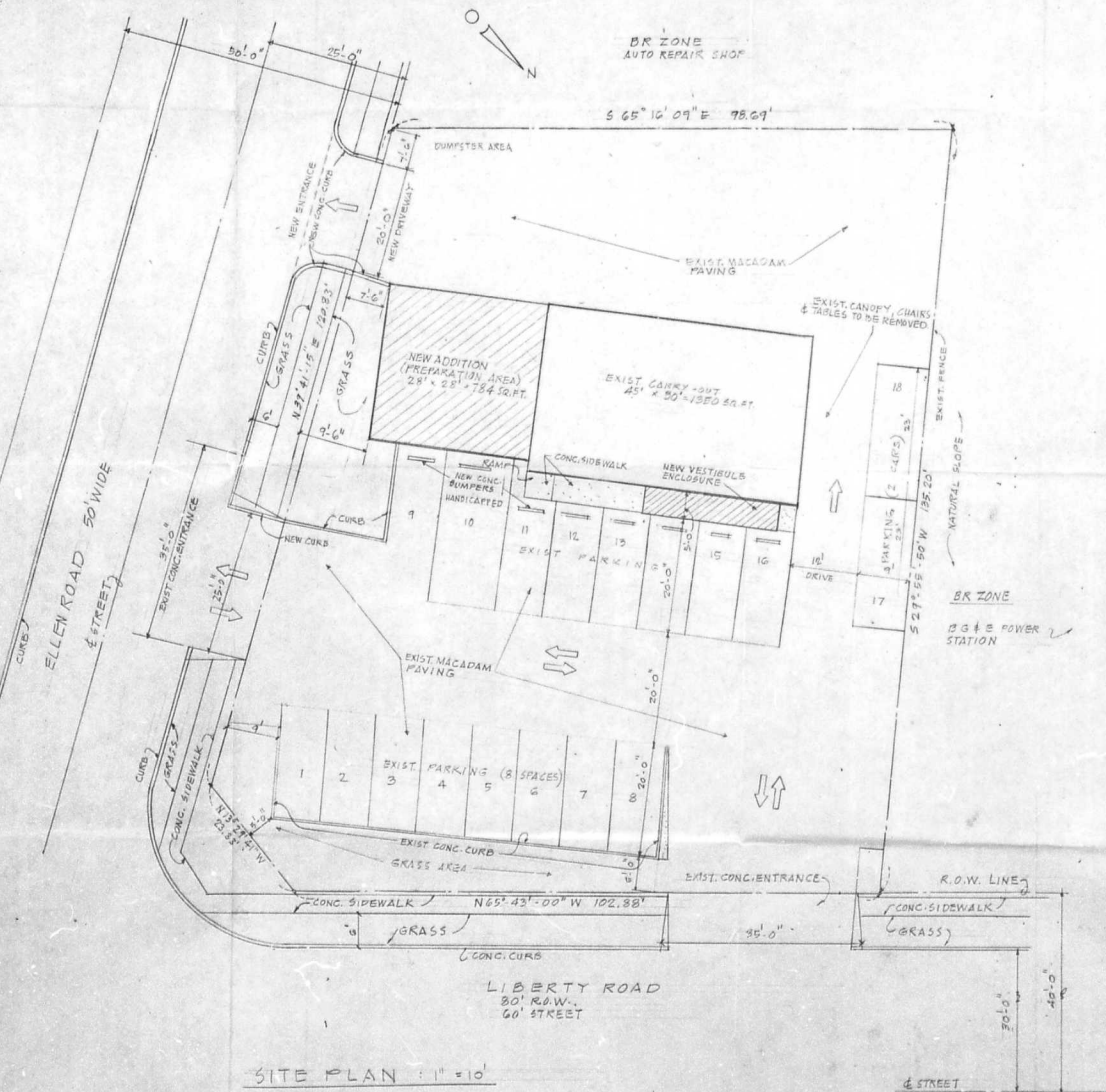
Zoning Commissioner
Haltom County

• 2 •



VICINITY MAP
NO SCALE

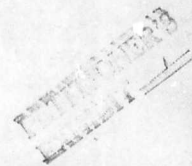
B1 ZONE
ELECTRONIC SALES



PLAT TO ACCOMPANY PETITION FOR
ZONING VARIANCE

1. ZONE BR (0.34 ACRE)
2. 2ND ELECTION DISTRICT
BALTIMORE COUNTY, MD
3. EXISTING USE: CARRY-OUT (CHICKEN)
4. PROPOSED USE: CARRY-OUT (CHICKEN)
5. PROPOSED VARIANCE: SIDE YARD
TO PERMIT A REAR YARD OF 10 FEET
IN LIEU OF REQUIRED 30 FEET
PROPOSED VARIANCE: PARKING
TO PERMIT 18 PARKING SPACES IN LIEU OF
43 PARKING SPACES REQUIRED.
- PARKING DATA:
SPACES REQUIRED: 1:150 SQ. FT.
PREPARATION AREA: 784 SQ. FT. (ADDITION)
EXIST. CARRY-OUT: 1350 SQ. FT.
TOTAL: 2134 SQ. FT.
1/50 = 43 CARS REQ'D

1. PAVING: MACADAM SURFACING (EXISTING)
2. PARKING LIGHTING: EXISTING LIGHTS
3. NO COMMERCIAL BUILDINGS WITHIN 100 FEET ON EITHER SIDE.



FEB 13 1985

REVISED PLAT

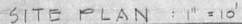
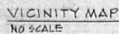
MORTY'S CARRY-OUT
8121 LIBERTY ROAD
2ND ELECTION DISTRICT
BALTIMORE COUNTY, MD
(OWNERS) T. SCHWEITZER
M. SALTZ

MORRIS H. STEINHORN
ARCHITECT

1/23/85



AUG 14 1985



1. PAVING: MACADAM SURFACING (EXISTING).
2. PARKING LIGHTING: EXISTING LIGHTS.
3. NO COMMERCIAL BUILDINGS WITHIN 100 FEET ON EITHER SIDE.

RECEIVED
JAN 11 1964

MICROFILMED FEB 5 1960 #20

<u>MORTY'S CARRY-OUT</u> <u>8121 LIBERTY ROAD</u> 2ND ELECTION DISTRICT BALTIMORE COUNTY, MD OWNERS: T. SCHWEITZER M. SALTZ	MORRIS H. STEINHORN ARCHITECT.
1/23/85	1/23/85