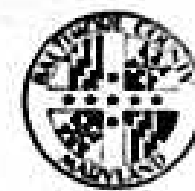


Pursuant to the advertisement, posting of property, and public hearing on the Petition and it appearing that by reason of the following finding of facts:



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

STEPHEN E. COLLINS
DIRECTOR

August 1, 1985

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

Item No. 410, 412, 413, 414, 416, 417 ZAC-Meeting of July 9, 1985
Property Owner:
Location:
Existing Zoning:
Proposed Zoning:

Acres:
District:

Dear Mr. Jablon:

The Department of Traffic Engineering has no comments for item numbers 410, 412, 413, 414, 416, and 417.

Michael S. Flanagan
Michael S. Flanagan
Traffic Engineering Assoc. II

MSF/cm



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

PAUL H. REINCKE
CHIEF

August 1, 1985

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

Attention: Nick Commodari, Chairman
Zoning Plans Advisory Committee

RE: Property Owner: John Barnes (No Site Plans)

Location: E/S Philadelphia Road, 2100' N. of Jones Road

Item No.: 414 Zoning Agenda: Meeting of 7/9/85

Gentlemen:

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 or _____ feet along an approved road in accordance with Baltimore County Standards as published by the Department of Public Works.
- () 2. A second means of vehicle access is required for the site.
- () 3. The vehicle dead end condition shown at _____ EXCEEDS the maximum allowed by the Fire Department.
- () 4. The site shall be made to comply with all applicable parts of the Fire Prevention Code prior to occupancy or beginning of operation.
- () 5. The buildings and structures existing or proposed on the site shall comply with all applicable requirements of the National Fire Protection Association Standard No. 101 "Life Safety Code", 1976 edition prior to occupancy.
- () 6. Site plans are approved, as drawn.
- (X) 7. The Fire Prevention Bureau has no comments, at this time.

REVIEWER: *Carl Joseph Kelly*
Planning Group
Special Inspection Division

Noted and Approved: *Arnold M. Markowitz*
Fire Prevention Bureau

/mb

Page 2
October 9, 1984

It should be noted that this is a list of suggested minimum standards. Of course, each site will be considered individually in light of the surrounding circumstances. Additional safeguards at the option of individual applicants are encouraged.

If you have any questions involving the suggested standards, please forward your inquiry to Sergeant Robert A. McDonnell, of our Firearms/Range Section. All other questions should be forwarded to this office.

Sincerely,

Joseph M. Poag
Joseph M. Poag
Captain
C.O., Legal Division

JMP:sib

BALTIMORE COUNTY, MARYLAND

INTER-OFFICE CORRESPONDENCE

Arnold Jablon
TO: Zoning Commissioner Date: August 26, 1985
Norman E. Gerber, Director
FROM: Office of Planning and Zoning
SUBJECT: Zoning Petition No. 86-102-SpH

Assuming compliance with Section 502.1 of the Baltimore County Zoning Regulations, this office has no comment.

Norman E. Gerber
Norman E. Gerber, Director
Office of Planning and Zoning

NEG:JGH:slm



BALTIMORE COUNTY POLICE DEPARTMENT

HEADQUARTERS
400 KENILWORTH DRIVE
TOWSON, MARYLAND 21204
(301) 494-2214

CORNELIUS J. BEHAN
Chief of Police

October 9, 1984

PETITIONER'S EXHIBIT 2

Mr. Ted Zaleski, Jr.
Director
Permits and Licenses
County Office Building
Towson, Maryland 21204

Dear Mr. Zaleski:

As you know, the Police Department has been receiving complaints about the unsafe conditions that exist at many locations in the County holding "turkey shoots".

We have been examining the problem for over a year and have developed a criterion to be used by the Police Department in determining the possible danger to public safety and the operation of said shoots.

Attached please find the new criterion that will be used by the Police Department when inspecting proposed and existing sites to ensure that basic safety standards are maintained.

Sincerely,

Joseph M. Poag
Joseph M. Poag
Captain
C.O., Legal Division

JMP/ahf

Enclosures

Det. Krieger
Sept 8

3/411



BALTIMORE COUNTY POLICE DEPARTMENT

HEADQUARTERS
400 KENILWORTH DRIVE
TOWSON, MARYLAND 21204
(301) 494-2214

CORNELIUS J. BEHAN
Chief of Police

October 9, 1984

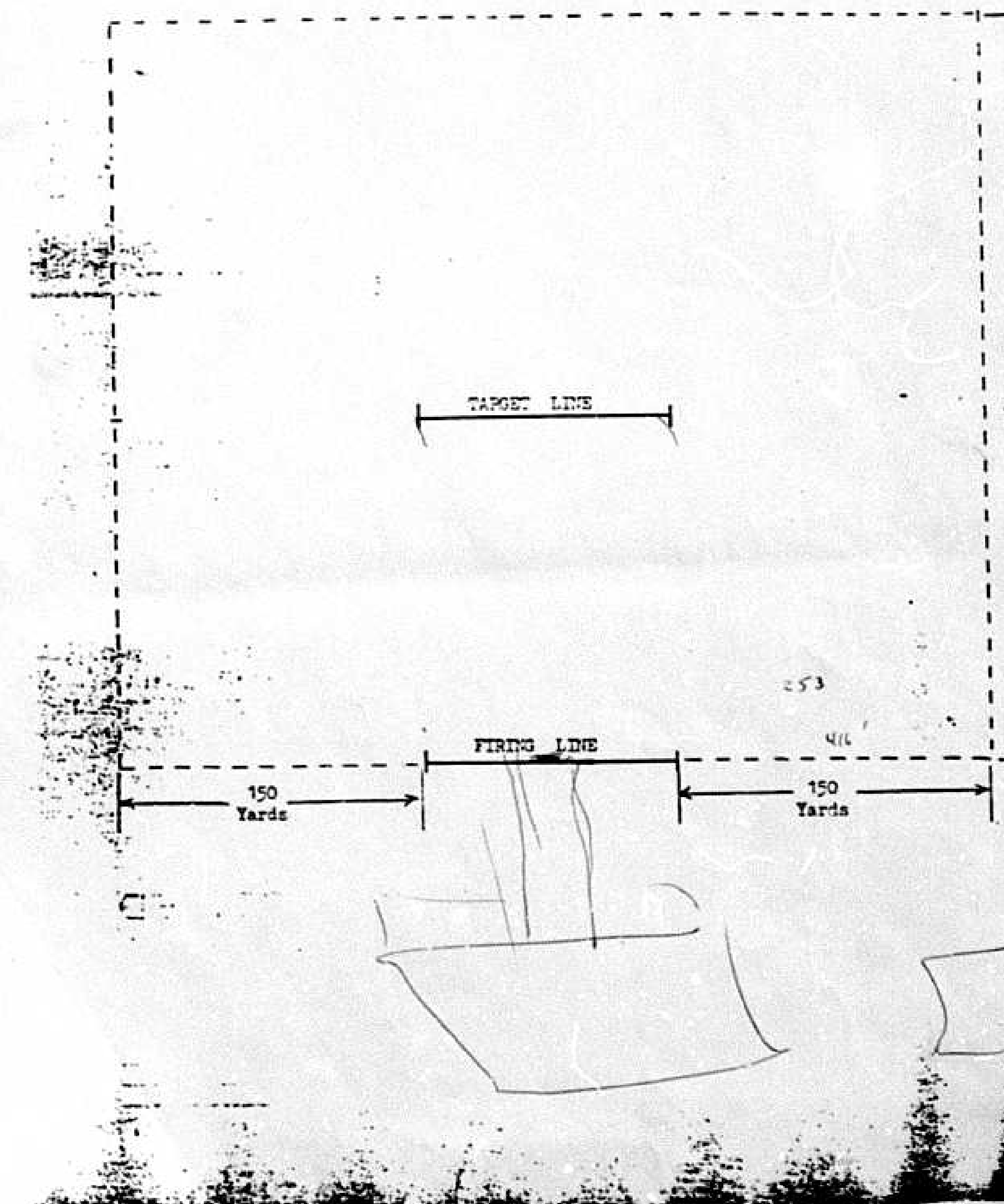
To Whom It May Concern:

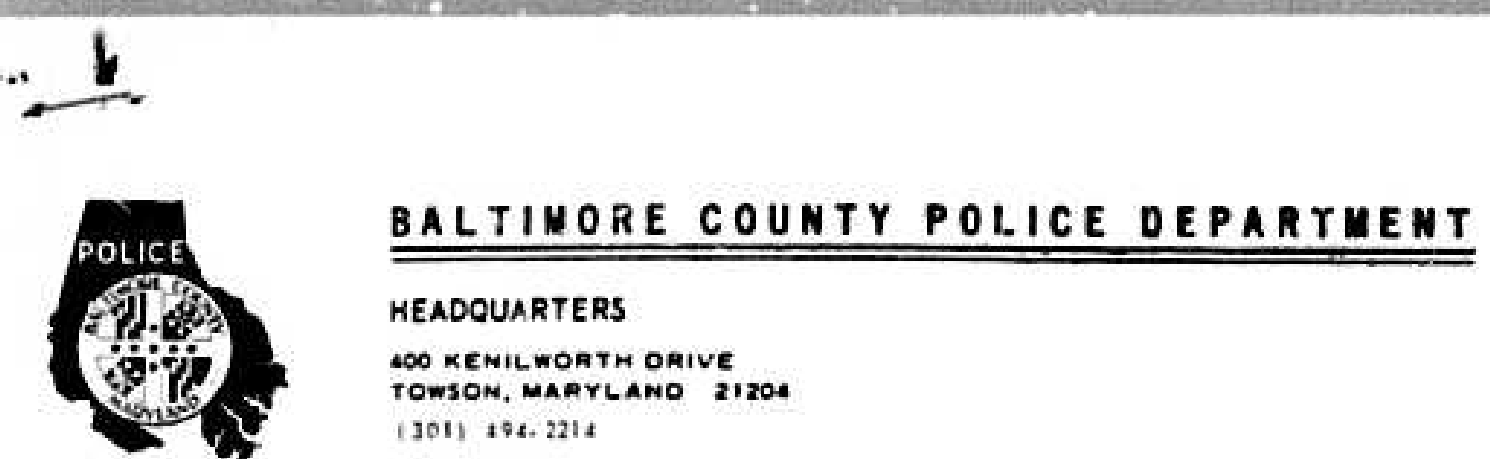
The Police Department is required to inspect the proposed sites of "turkey shoots" to insure that basic safety standards are met. Approval or disapproval of a requested permit depends largely on this inspection. The following minimum standards apply and should be established at your facility before you request a permit.

CRITERIA FOR APPROVAL OF TURKEY SHOOT SITES

1. A "safety zone" of at least one hundred yards from any occupied building or dwelling, public road or highway, or other area generally used by the public, must be established.
2. An "impact area" at least three hundred yards from the firing point downrange, to allow for the safe impact of stray shot, must be established.
3. A substantial, man-made backstop must be constructed that shall extend the full width of the target line and be of sufficient height to deflect any shot that may be fired over the target. Suggested material would include heavy plywood, baled straw, mounded earth, etc.
4. A clearly marked firing line, equipped with a bar to prevent the elevation of a shotgun barrel more than 30 degrees above horizontal, shall be established.
5. The entire range area (in all directions) shall be conspicuously posted with appropriate warning signs.
6. No weapon larger than a 12 gauge shotgun shall be used.
7. Nothing heavier than #17 shot shall be used.
8. Participants shall not consume any alcoholic beverages prior to or during the competition.
9. Only one shooter shall be allowed on the firing line at any one time.

-MORE-





BALTIMORE COUNTY POLICE DEPARTMENT

HEADQUARTERS
400 KENILWORTH DRIVE
TOWSON, MARYLAND 21204
(301) 494-2214

CORNELIUS J. BEHAM
Chief of Police

October 10, 1984

Mr. Ted Zaleski, Jr.
Director
Department of Permits & Licenses
County Office Building
Towson, Maryland 21204

Dear Mr. Zaleski:

On Tuesday, October 9, 1984, members of the Baltimore County Police Department inspected the "turkey shoot" site at the Dew Drop Inn, 12301 Philadelphia Road, Bradshaw, Maryland, 21021.

The conclusion of the inspections team is that this firing range is unsafe.

This site was inspected on January 10, 1984, and was found unsafe, and at that time, the operators were advised of the deficiencies that still exist.

On August 31, 1984, a permit was issued for "turkey shoots" at the Dew Drop Inn.

Due to the danger to public safety, the Baltimore County Police Department is withdrawing its prior approval for discharging of firearms to take place at this location. Under Section 18-B of the Baltimore County Code, the discharging of firearms in the metropolitan district is unlawful. However, an exception to this is when the discharging of firearms takes place at a bona fide target range.

It is the position of the Baltimore County Police Department that the Dew Drop Inn range is not a bona fide target range.

PETITIONER'S
EXHIBIT 3

RECEIVED
OCT 11 1984
DEPT. OF PERMITS & LICENSES
BALTIMORE COUNTY

Page 2
Mr. Ted Zaleski
Permits & Licenses
October 10, 1984

does not meet existing safety criteria and any discharging of firearms at that location would be in violation of this section of the Baltimore County Code.

Sincerely,

Joseph M. Poag
Captain
C. O. Legal Division

JMP/ahf

cc: Arnold Jablon
Zoning Commissioner

John Wesley Barnes
2601 Wentworth Road
Baltimore, Maryland 21234

Mr. Marie H. Hoffman
Dew Drop Inn
12301 Philadelphia Road
Bradshaw, Maryland 21021

AMERICAN LUNG ASSOCIATION of Maryland, Inc.

11 E. Mt. Royal Ave. Baltimore, Md. 21202
(301) 685-6484
(800) 492-7527

Gerard E. Holthaus, President
Andrew M. Mirabole, Executive Director

January 18, 1985

Mr. John W. Barnes
Dew Drop Inn
12301 Wentworth Road
Bradshaw, Maryland 21021

Dear Mr. Barnes:

Thank you for donating the proceeds of your "Turkey Shoots" to the American Lung Association of Maryland. We appreciate your support and look forward to your continued involvement in the fight against lung disease.

Sincerely,

Faye H. Carey
Director, Financial Development

FHC/yb

PETITIONER'S
EXHIBIT 6

The Christmas Seal People
Formerly Maryland Tuberculosis and Respiratory Disease Association

PETITIONER'S

AMERICAN CANCER SOCIETY
MARYLAND DIVISION, INC., METROPOLITAN BALTIMORE AREA

March, 1985

Thanks!

We would like to take this opportunity to thank you for your contributions in 1984. Last year the Metropolitan Baltimore Area Office of the American Cancer Society received \$1,158,200 through your generosity in our crusade effort. Those funds were used to support a variety of programs and services to cancer patients and their family members. Because of your commitment we were able to reach 53,204 adults, 154,595 youths through public education programs. We were able to reach 5,998 medical and allied health professionals and we serviced 4,185 cancer patients and their families.

The research grants to the University of Maryland at Baltimore County, Johns Hopkins University, and the University of Maryland will continue our efforts to find a cure for cancer.

But, much more is needed! Public Education projects such as the Baltimore City Employees Cancer Education Program, which was honored nationally as one of the best programs implemented in the country and the development of Hope Lodge, a residence for cancer patients who come to the Metropolitan Baltimore Area for treatment are just two such programs that will need your continued support.

We will continue to take action against cancer by sponsoring early detection programs, quit smoking clinics, breast self-examination, cancer prevention programs for youth, vital services of counseling, rehabilitation, and direct aid to cancer patients and their families, and new research projects that will be the key to winning our fight against cancer.

Daily we face new demands for greater service and new avenues of research to pursue. So that we can do more, please give more. It may actually save your life.

Please send your tax deductible gifts or become an American Cancer Society volunteer.

Sincerely,

Ray Brodie, Jr., M.D.
Area Special Gifts Chairperson
Metropolitan Baltimore Area

SUITE 101, 200 E. JOPPA ROAD, TOWSON, MD 21204 301/824-7200
SERVING: EAST BALTIMORE COMMUNITY, METRO CENTRE, NORTH CENTRAL, NORTHEASTERN BALTIMORE COUNTY, NORTHERN BALTIMORE CITY, NORTH-EAST BALTIMORE COUNTY, NORTHWEST COMMUNITY, PARK HEIGHTS/FOREST PARK, PATAPSCO NECK, ROSEMONT/EDMONDSON, SOUTHEASTERN BALTIMORE COUNTY, SOUTHWEST BALTIMORE CITY, SOUTHWEST BALTIMORE COUNTY, TOWSON UNITS

BALTIMORE COUNTY
DEPARTMENT OF PERMITS & LICENSES
TOWSON, MARYLAND 21204
494-3610

TED ZALESKI, JR.
DIRECTOR

PETITIONER'S
EXHIBIT 4

October 24, 1984

Mr. John Wesley Barnes
2601 Wentworth Road
Baltimore, MD 21234

RE: Gaming Permit #178,
issued August 31, 1984

Dear Mr. Barnes:

This correspondence is to notify you that your Gaming Permit for turkey shoots, referenced above, has been reinstated. Reinstatement is effective immediately and results from Police Department reinspection and approval of the "turkey shoot" site at the Dew Drop Inn, 12301 Philadelphia Road.

If you have questions regarding this matter, please contact Mr. John France at telephone number 494-3614.

Sincerely,

Eugene A. Freeman, Chief
Administration & Processing

EAF:pdm

cc: Arnold Jablon
Zoning Commissioner

John France
Processing Supervisor
Permits and Licenses

Joseph M. Poag
Legal Division
Police Department

PETITIONER'S
EXHIBIT 8

BALTIMORE COUNTY
DEPARTMENT OF PERMITS & LICENSES
TOWSON, MARYLAND 21204
494-3610

TED ZALESKI, JR.
DIRECTOR

October 11, 1984

Mr. John Wesley Barnes
2601 Wentworth Road
Baltimore, Maryland 21234

RE: Gaming Permit #178,
issued August 31, 1984

Dear Mr. Barnes:

This correspondence is to notify you that your Gaming Permit for turkey shoots, referenced above, has been revoked. Revocation is effective immediately and results from withdrawal of Police Department prior approval. Details of the Police Department disapproval are found in the enclosed letter.

If you have questions regarding this matter, please contact Police Captain Joseph M. Poag, Police Department Legal Division, 494-2211.

Sincerely,

Eugene A. Freeman, Chief
Administration & Processing

EAF:pdm

cc: Arnold Jablon
Zoning Commissioner

John France
Processing Supervisor
Permits and Licenses

Joseph M. Poag
Legal Division
Police Department

Enclosure

PETITIONER'S
EXHIBIT 5

September 9, 1985

To Whom It May Concern:
In response to the Public Hearing notice for permission to conduct Turkey Shoots on weekends at Dew Drop Inn, Philadelphia Road, Bradshaw, Maryland:
We understand that we are totally opposed to allowing any more "Turkey Shoots" at Dew Drop Inn.
It is our understanding that the present plan is to fire over a field northeast of the police station. We are the owners of that field and we are presently in the process of trying to locate a buyer. We have concern that this will have an adverse effect on the sale of our property.
We object to an activity of this kind, right here in a residential area, for other reasons.
Weekends are the days when we do all our outside maintenance work. We object to the hairiness of these jobs being taken part in this activity in previous years, and there is no guarantee this same kind, loud and offensive behavior will not occur again this year.
There are many impressionable children in the area. We strongly object to the possibility of exposing these little ones to the crude and vulgar behavior of some of the patrons of this bar. There are times, when men get together in a drinking, gambling environment, that they forget they are human beings and we don't believe it should be necessary for parents to restrict their children to the indoor every weekend in order to protect them.
It sums up, we are totally opposed to this.
We trust you will take the time to read this message and consider the contents thoughtfully when making your decision.
Respectfully,
Francis S. Street
Helen S. Street
12225 Philadelphia Road
Bradshaw, Maryland 21021

PROTESTANT'S

**BALTIMORE COUNTY POLICE DEPARTMENT**HEADQUARTERS
400 KENILWORTH DRIVE
TOWSON, MARYLAND 21204
(301) 494-2214CORNELIUS J. BEHAN
Chief of Police

October 10, 1984

Mr. Ted Zaleski, Jr.
Director
Department of Permits & Licenses
County Office Building
Towson, Maryland 21204

Dear Mr. Zaleski:

On Tuesday, October 9, 1984, members of the Baltimore County Police Department inspected the "turkey shoot" site at the Dew Drop Inn, 12301 Philadelphia Road, Bradshaw, Maryland, 21021.

The conclusion of the inspections team is that this firing range is unsafe.

This site was inspected on January 10, 1984, and was found unsafe, and at that time, the operators were advised of the deficiencies that still exist.

On August 31, 1984, a permit was issued for "turkey shoots" at the Dew Drop Inn.

Due to the danger to public safety, the Baltimore County Police Department is withdrawing its prior approval for discharging of firearms to take place at this location. Under Section 18-8 of the Baltimore County Code, the discharging of firearms in the metropolitan district is unlawful. However, an exception to this is when the discharging of firearms takes place at a bona fide target range.

It is the position of the Baltimore County Police Department that the Dew Drop Inn range is not a bona fide target range.

**PETITIONER'S
EXHIBIT 3**RECEIVED
OCT 10 1984
DEPT. OF PERMITS & LICENSES
OF BALTIMORE COUNTYPage 2
Mr. Ted Zaleski
Permits & Licenses
October 10, 1984

does not meet existing safety criteria and any discharging of firearms at that location would be in violation of this section of the Baltimore County Code.

Sincerely,

Joseph M. Poag
Captain
C. O. Legal Division

JMP/ahf

cc: Arnold Jablon
Zoning CommissionerJohn Wesley Barnes
2601 Wentworth Road
Baltimore, Maryland 21234Mr. Merle H. Hoffman
Dew Drop Inn
12301 Philadelphia Road
Bradshaw, Maryland 21021BALTIMORE COUNTY
DEPARTMENT OF PERMITS & LICENSES
TOWSON, MARYLAND 21204
494-3610TED ZALESKI, JR.
DIRECTOR**PETITIONER'S
EXHIBIT 4**

October 24, 1984

Mr. John Wesley Barnes
2601 Wentworth Road
Baltimore, MD 21234RE: Gaming Permit #178,
issued August 31, 1984

Dear Mr. Barnes:

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If you have questions regarding this matter, please contact Mr. John France at telephone number 494-3614.

Sincerely,

Eugene A. Freeman, Chief
Administration & Processing

EAF:pdm

cc: Arnold Jablon
Zoning CommissionerJohn France
Processing Supervisor
Permits and LicensesJoseph M. Poag
Legal Division
Police DepartmentBALTIMORE COUNTY
DEPARTMENT OF PERMITS & LICENSES
TOWSON, MARYLAND 21204
494-3610TED ZALESKI, JR.
DIRECTOR

October 11, 1984

Mr. John Wesley Barnes
2601 Wentworth Road
Baltimore, Maryland 21234RE: Gaming Permit #178,
issued August 31, 1984

Dear Mr. Barnes:

This correspondence is to notify you that your Gaming Permit for turkey shoots, referenced above, has been revoked. Revocation is effective immediately and results from withdrawal of Police Department prior approval. Details of the Police Department disapproval are found in the enclosed letter.

If you have questions regarding this matter, please contact Police Captain Joseph M. Poag, Police Department Legal Division, 494-2211.

Sincerely,

Eugene A. Freeman, Chief
Administration & Processing

EAF:pdm

cc: Arnold Jablon
Zoning CommissionerJohn France
Processing Supervisor
Permits and LicensesJoseph M. Poag
Legal Division
Police Department

Enclosure

**PETITIONER'S
EXHIBIT 5****AMERICAN LUNG ASSOCIATION of Maryland, Inc.**11 E. Mt. Royal Ave. Baltimore, Md. 21202 (301) 685-6484
(800) 492-7527Gerard E. Holthaus, President
Andrew M. Mirabole, Executive Director

January 18, 1985

Mr. John W. Barnes
Dew Drop Inn
12301 Wentworth Road
Bradshaw, Maryland 21021

Dear Mr. Barnes:

Thank you for donating the proceeds of your "Turkey Shoots" to the American Lung Association of Maryland. We appreciate your support and look forward to your continued involvement in the fight against lung disease.

Sincerely,

Faye H. Carey
Director, Financial Development

FHC/yb

**PETITIONER'S
EXHIBIT 6**The Christmas Seal People
Formerly Maryland Tuberculosis and Respiratory Disease Association**PETITIONER'S**

MARYLAND DIVISION, INC., METROPOLITAN BALTIMORE AREA

March, 1985

Thanks!

We would like to take this opportunity to thank you for your contributions in 1984. Last year the Metropolitan Baltimore Area Office of the American Cancer Society received \$1,158,200 through your generosity in our crusade effort. Those funds were used to support a variety of programs and services to cancer patients and their family members. Because of your commitment we were able to reach 53,204 adults, 154,593 youths through public education programs. We were able to reach 5,998 medical and allied health professionals and we serviced 4,185 cancer patients and their families.

The research grants to the University of Maryland at Baltimore County, Johns Hopkins University, and the University of Maryland will continue our efforts to find a cure for cancer.

But, much more is needed! Public Education projects such as the Baltimore City Employees Cancer Education Program, which was honored nationally as one of the best programs implemented in the country and the development of Hope Lodge, a residence for cancer patients who come to the Metropolitan Baltimore Area for treatment are just two such programs that will need your continued support.

We will continue to take action against cancer by sponsoring early detection programs, quit smoking clinics, breast self-examination, cancer prevention programs for youth, vital services of counseling, rehabilitation, and direct aid to cancer patients and their families, and new research projects that will be the key to winning our fight against cancer.

Daily we face new demands for greater service and new avenues of research to pursue. So that we can do more, please give more. It may actually save your life.

Please send your tax deductible gifts or become an American Cancer Society volunteer.

Sincerely,

Ray Brodie, Jr., M.D.
Area Special Gifts Chairperson
Metropolitan Baltimore AreaSUITE 101, 200 E. JOPPA ROAD, TOWSON, MD 21204 301/824-7200
SERVING: EAST BALTIMORE COMMUNITY, METRO CENTRE, NORTH CENTRAL, NORTHEASTERN BALTIMORE COUNTY, NORTHERN BALTIMORE CITY, NORTH-EAST BALTIMORE COUNTY, NORTHWEST COMMUNITY, PARK HEIGHTS/FOREST PARK, PATAPSCO NECK, ROSEMONT/EDMONDSON, SOUTHEASTERN BALTIMORE COUNTY, SOUTHWEST BALTIMORE CITY, SOUTHWEST BALTIMORE COUNTY, TOWSON UNITS

- ③ Joyce Hughes 1443 Edgewood Ct. Edgewood
③ Susan Barnes 11446 Phila Rd.
③ George Popp 6-EDGE Popp White Marsh Md
③ Kenny Wilson Kenny Wilson White Marsh Md
③ Steven Wolfe 607 Edgewood Rd
Steve Wolfe
③ Sam Knoff SAM - KN 097
⑦ ERVIN DEAL - Ervin Deal
11446 Phila Rd.
Bradshaw Rd 21021 PH-679-7280

- ③ Lee Bruckman
10804 Phila Rd 21021 PH-679-0160
③ BEVNIE MYERS 21021
Barnard Mgo. - PH-679-6059
③

**PETITIONER'S
EXHIBIT 8**

September 9, 1985

To Whom It May Concern:

In response to the Public Hearing notice for permission to conduct "Turkey Shoots" at Dew Drop Inn, Philadelphia Road, Bradshaw, Maryland:

We understand that we are totally opposed to allowing any more "Turkey Shoots" at Dew Drop Inn.

It is our understanding that the present plan is to fire over a field northeast of the yellow. We are the owners of that field and we are presently in the process of trying to locate a buyer. We have concern that there will have an adverse effect on the sale of our property.

We object to an activity of this kind, right here in a residential area, for other reasons.

Turkey shoots are the days when we do all our studies maintenance work. We object to the disturbance of those who have taken part in this activity in previous years, and there is no guarantee this same kind, loud and offensive behavior will not occur again this year.

There are many impressionable children in the area. We strongly object to the possibility of exposing these little ones to the crude and vulgar behavior of some of the patrons of this bar. There are times when men get together in a drinking, gambling environment, that they forget they are human beings and we don't believe it's necessary for parents to restrict their children to the indoors every weekend in order to protect them.

It sums up, we are totally opposed to this.

We trust you will take the time to read this message and consider the contents thoughtfully when making your decision.

Respectfully,
For us, J. Street
See J. Street
12255 Philadelphia Road
Bradshaw, Maryland 21021

PROTESTANT'S

We the under sign residence in the area around the Dew Drop Inn located at 12301 Phila Rd here by approve of the continuance of a turkey shoot at that location. We do not believe that it would have any adverse effects on the health, safety or general well being of the immediate area.

OWM SHEPPARD
WM Sheppard
11500 Phila Rd

④ Kemp Sheppard
Kemp Sheppard
11,500 Phila Rd

④ Howard Huber
HOWARD HUBER
4026 SCHRIEDER AVE.
PERRY HALL MD 21128

④ William Hyslop
1111 Wampler Rd
Balti Md
William D. Sporn

RE: PETITION FOR SPECIAL HEARING : BEFORE THE ZONING COMMISSIONER
S/S of Route #7, 2100' E/
Jones Rd., 11th District : OF BALTIMORE COUNTY
JOHN W. BARNES, Petitioner : Case No. 86-102-SPH

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
494-2188

I HEREBY CERTIFY that on this 15th day of August, 1985, a copy of the foregoing Entry of Appearance was mailed to David A. Rodgers, Esquire, 209 E. Fayette St., Baltimore, MD 21202, Attorney for Petitioner.

Peter Max Zimmerman
Peter Max Zimmerman



BALTIMORE COUNTY
OFFICE OF PLANNING & ZONING
TOWSON, MARYLAND 21204
494-0353

ARNOLD JABLON
ZONING COMMISSIONER

September 5, 1985

David A. Rodgers, Esquire
209 E. Fayette Street
Baltimore, Maryland 21202

Re: Petition for Special Hearing
S/S Route #7, 2100' E/Jones Rd.
11th Election District
John W. Barnes, Petitioner
Case No. 86-102-SPH

Dear Mr. Rodgers:

This is to advise you that \$63.72 is due for advertising and posting of the above property. This fee must be paid before an Order is issued.

This fee must be paid and the zoning sign and post returned on the day of the hearing. Do not remove sign until day of the hearing.

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

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

No. 012529

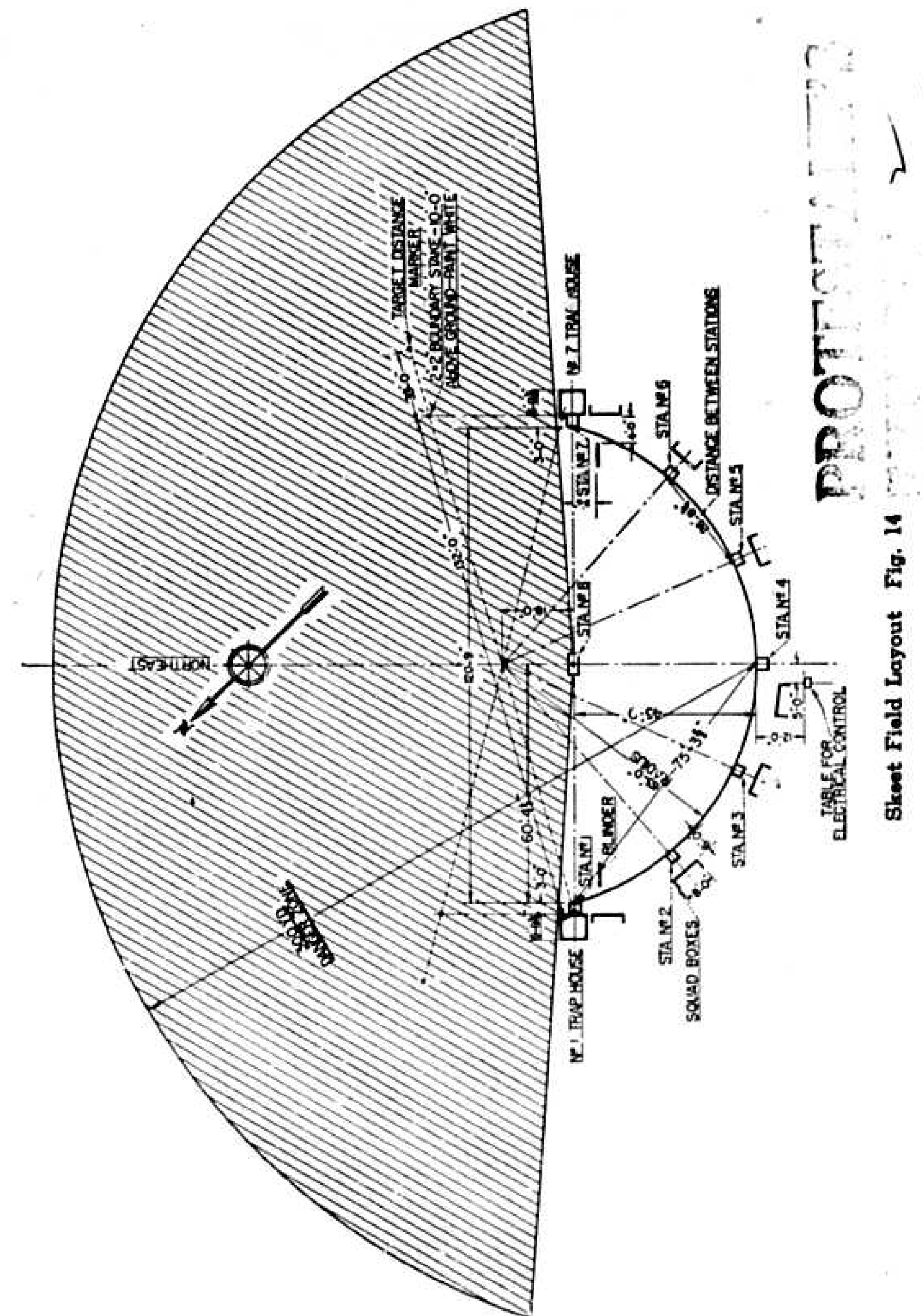
DATE 10-8-85 ACCOUNT R-01-615-000

AMOUNT \$ 63.72

RECEIVED FROM David A. Rodgers, Esquire

FOR Advertising and posting 86-102-SPH

VALIDATION OR SIGNATURE OF CASHIER



Sheet Field Layout Fig. 14

PETITION FOR SPECIAL HEARING 11th Election District

LOCATION: South side of Route #7, 2100' East of Jones Road

DATE AND TIME: Tuesday, September 10, 1985 at 1:30 p.m.

PUBLIC HEARING: Room 106, County Office Building, 111 West 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 to continue special exception for having a turkey shoot; previous case 75-230-X.

Being the property of John W. Barnes as shown on the plat filed with the Zoning Office.

In the event that this Petition is granted, a building permit may be issued within the thirty (30) day appeal period. The Zoning Commissioner will, however, entertain any request for a stay of the issuance of said permit during this period for good cause shown. Such request must be received in writing by the date of the hearing set above or made at the hearing.

BY ORDER OF
ARNOLD JABLON
ZONING COMMISSIONER
OF BALTIMORE COUNTY

David A. Rodgers, Esquire
209 E. Fayette Street
Balto., Md. 21202

August 10, 1985

NOTICE OF HEARING

RE: PETITION FOR SPECIAL HEARING
S/S Route #7, 2100' E/Jones Rd.
11th Election District
John W. Barnes, Petitioner
Case No. 86-102-SPH

TIME: 1:30 p.m.

DATE: Tuesday, September 10, 1985

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

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

No. 008540

DATE 8-12-85 ACCOUNT R-01-615-000

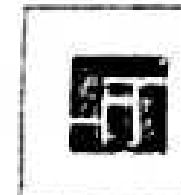
AMOUNT \$ 100.00

RECEIVED FROM David A. Rodgers, Esquire

FOR Advertising and posting 86-102-SPH

VALIDATION OR SIGNATURE OF CASHIER

Frederick Ward Associates, Inc.
CENTURY BUILDING - BELAIR, MARYLAND 21014
(301) 838-1900, 879-2090



Consulting Engineers
STEWART BUILDING, EASTON, MARYLAND 21601
(301) 822-7470

December 23, 1974

PARTICULAR DESCRIPTION

5.815 acre parcel of land surveyed for Nelson Kerr, located on Maryland Route #7, Eleventh Election District, Baltimore County, Maryland.

BEGINNING for the same at a point in the centerline of Maryland Route #7, said point lying approximately 2100 feet easterly measured along the centerline of Route #7 from its intersection with Jones Road, said point also lying North 76° 38' 02" East 264.79 feet from the northeasterly most corner of that tract or parcel of land conveyed by and described in a deed from Oscar H. Frank, widower to William M. Saylor and Rita M. Saylor, his wife dated April 30, 1954 and recorded among the Land Records of Baltimore County in Liber GLB 2470, folio 329, running thence from said point of beginning, binding on the centerline of Maryland Route #7, two courses viz: (1) North 76° 38' 02" East 250.00 feet and (2) North 76° 35' 31" East 178.28 feet, thence leaving Maryland Route #7 and running through and across the lands of Streett, (3) South 13° 24' 28" East 542.95 feet to a point in the outline of the lands of Harry U. Reipe as recorded among the Land Records of Baltimore County in Liber RJS 1360, folio 547, thence binding on the lands of Reipe, two courses viz: (4) South 58° 15' 58" West 80.64 feet to a stone heretofore set and (5) North 86° 55' 04" West 491.86 feet, thence leaving said dividing line and running through and across the lands of Streett, (6) North 02° 58' 57" East 445.26 feet to the beginning hereof containing 5.815 acres more or less.

MICROFILMED

CERTIFICATE OF PUBLICATION

TOWSON, MD., August 22 1985

THIS IS TO CERTIFY, that the annexed advertisement was published in THE JEFFERSONIAN, a weekly newspaper printed and published in Towson, Baltimore County, Md., appearing on August 22, 1985.

THE JEFFERSONIAN,

JB Kenton

Publisher

Cost of Advertising
22.00

PETITION FOR SPECIAL HEARING
11th Election District

LOCATION: South side of Route #7, 2100' East of Jones Road

DATE AND TIME: Tuesday, September 10, 1985 at 1:30 p.m.

PUBLIC HEARING: Room 106, County Office Building, 111 West 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 under Section 500.7 to continue special exception for having a turkey shoot; previous case 75-230-X.

Being the property of John W. Barnes as shown on the plat filed with the Zoning Office.

In the event that this Petition is granted, a building permit may be issued within the thirty (30) day appeal period. The Zoning Commissioner will, however, entertain any request for a stay of the issuance of said permit during this period for good cause shown. Such request must be received in writing by the date of the hearing set above or made at the hearing.

By Order of
ARNOLD JABLON
Zoning Commissioner
of Baltimore County
Aug. 12

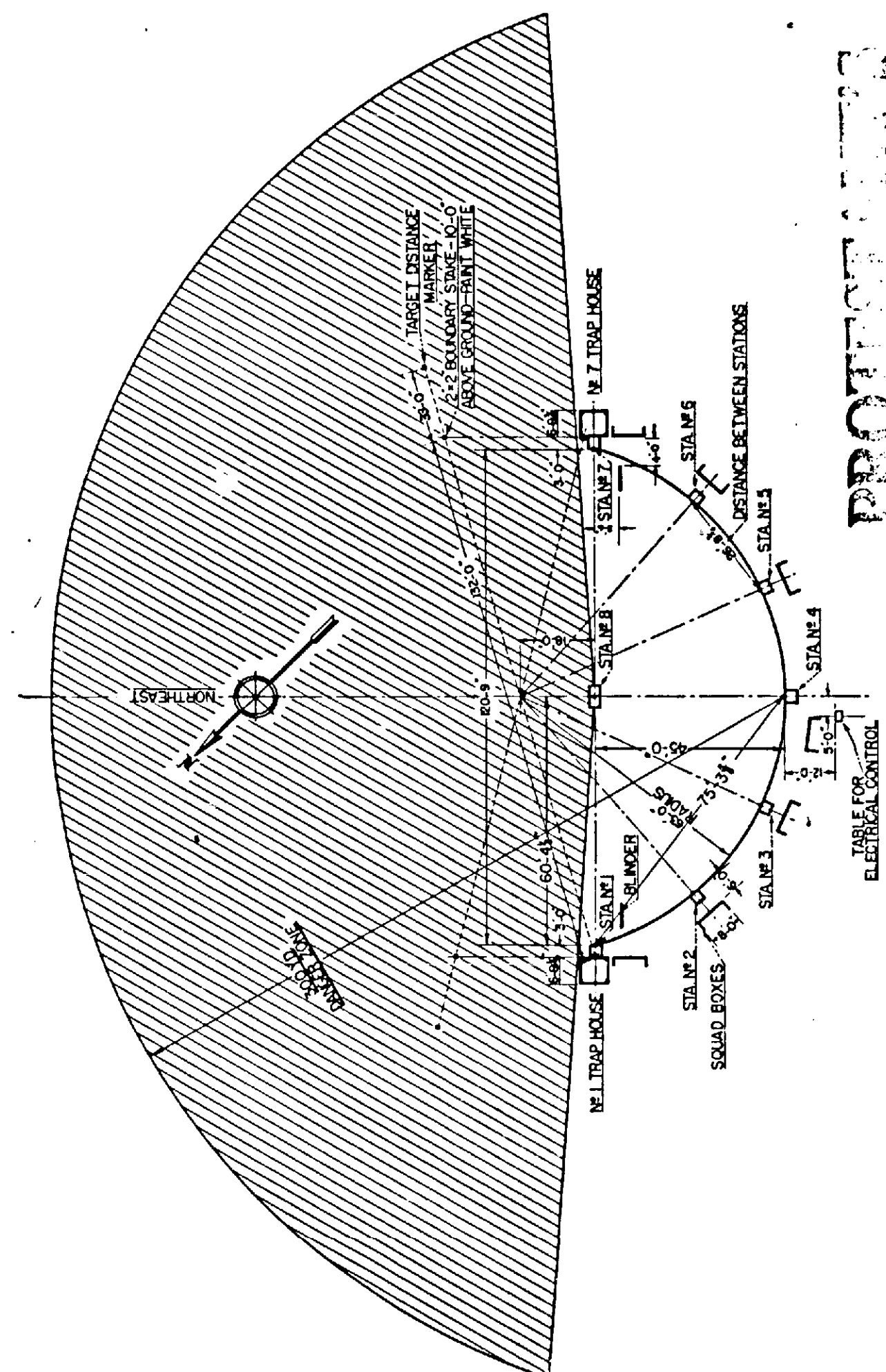
We, the under sign residence in the area around the Dew Drop Inn located at 12301 Phila Rd. Here by approve of the continuance of a turkey shoot at that location. We do not believe that it would have any adverse effects on the health, safety or general well being of the immediate area.

OWM SHEPPARD
Wm Sheppard
11500 Phila Rd

③ Kemp Sheppard
Kemp Sheppard
11,500 Phila Rd

④ Howard Huber
HOWARD HUBER
4026 SCHROEDER AVE.
PERRY HALL MD. 21228

⑤ William Hyams
1111 Wampler Rd
Baltimore Md
William D. Hyams



Sheet Field Layout Fig. 14

PETITION FOR SPECIAL HEARING 11th Election District

LOCATION: South side of Route #7, 2100' East of Jones Road

DATE AND TIME: Tuesday, September 10, 1985 at 1:30 p.m.

PUBLIC HEARING: Room 106, County Office Building, 111 West 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 to continue special exception for having a turkey shoot; previous case 75-230-X.

Being the property of John W. Barnes as shown on the plat filed with the Zoning Office.

In the event that this Petition is granted, a building permit may be issued within the thirty (30) day appeal period. The Zoning Commissioner will, however, entertain any request for a stay of the issuance of said permit during this period for good cause shown. Such request must be received in writing by the date of the hearing set above or made at the hearing.

BY ORDER OF
ARNOLD JABLON
ZONING COMMISSIONER
OF BALTIMORE COUNTY

414

Federick Ward Associates, Inc.
CENTURY BUILDING • BEL AIR, MARYLAND 21014
(301) 838-7900, 879-2090



Consulting Engineers
STEWART BUILDING, EASTON, MARYLAND 21601
(301) 822-7470

December 23, 1974

PARTICULAR DESCRIPTION

5.815 acre parcel of land surveyed for Nelson Kerr, located on Maryland Route #7, Eleventh Election District, Baltimore County, Maryland.

BEGINNING for the same at a point in the centerline of Maryland Route #7, said point lying approximately 2100 feet easterly measured along the centerline of Route #7 from its intersection with Jones Road, said point also lying North 76° 38' 02" East 264.79 feet from the northeasterly most corner of that tract or parcel of land conveyed by and described in a deed from Oscar H. Frank, widower to William M. Saylor and Rita M. Saylor, his wife dated April 30, 1954 and recorded among the Land Records of Baltimore County in Liber GLB 2470, folio 329, run. lng thence from said point of beginning, binding on the centerline of Maryland Route #7, two courses viz: (1) North 76° 38' 02" East 250.00 feet and (2) North 76° 35' 31" East 178.28 feet, thence leaving Maryland Route #7 and running through and across the lands of Streett, (3) South 13° 24' 28" East 542.95 feet to a point in the outline of the lands of Harry U. Reipe as recorded among the Land Records of Baltimore County in Liber RJS 1360, folio 547, thence binding on the lands of Reipe, two courses viz: (4) South 58° 15' 58" West 80.64 feet to a stone heretofore set and (5) North 86° 55' 04" West 491.86 feet, thence leaving said dividing line and running through and across the lands of Streett, (6) North 02° 58' 57" East 445.26 feet to the beginning hereof containing 5.815 acres more or less.

ENCLOSURE

RE: PETITION FOR SPECIAL HEARING : BEFORE THE ZONING COMMISSIONER
S/S of Route #7, 2100' E/
Jones Rd., 11th District : OF BALTIMORE COUNTY

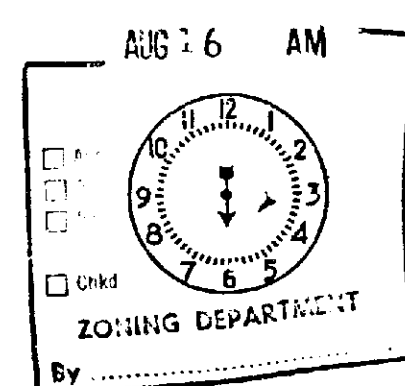
JOHN W. BARNES, Petitioner : Case No. 86-102-SPH

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
494-2188



I HEREBY CERTIFY that on this 15th day of August, 1985, a copy of the foregoing Entry of Appearance was mailed to David A. Rodgers, Esquire, 209 E. Fayette St., Baltimore, MD 21202, Attorney for Petitioner.

Peter Max Zimmerman
Peter Max Zimmerman

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

ARNOLD JABLON
ZONING COMMISSIONER

September 5, 1985

David A. Rodgers, Esquire
209 E. Fayette Street
Baltimore, Maryland 21202

Re: Petition for Special Hearing
S/S Route #7, 2100' E/Jones Rd.
11th Election District
John W. Barnes, Petitioner
Case No. 86-102-SPH

Dear Mr. Rodgers:
This is to advise you that \$63.72 is due for advertising and posting of the above property. This fee must be paid before an Order is issued.

This fee must be paid and the zoning sign and post returned on the day of the hearing. Do not remove sign until day of the hearing.

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

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

No. 012529

DATE 10-8-85 ACCOUNT R-01-615-000

AMOUNT \$ 63.72

RECEIVED FROM David A. Rodgers, Esquire

FOR Advertising and posting 86-102-SPH

BT *****12220 4061

VALIDATION OR SIGNATURE OF CASHIER

David A. Rodgers, Esquire
209 E. Fayette Street
Baltimore, Md. 21202

August 10, 1985

NOTICE OF HEARING

RE: PETITION FOR SPECIAL HEARING
S/S Route #7, 2100' E/Jones Rd.
11th Election District
John W. Barnes, Petitioner
Case No. 86-102-SPH

TIME: 1:30 p.m.

DATE: Tuesday, September 10, 1985

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

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

No. 008540

DATE 8-27-85 ACCOUNT R-01-615-000

AMOUNT \$ 100.00

RECEIVED FROM 209

FOR Phyllis Cole Friedman 494 Barnes

BT *****12220 4061

VALIDATION OR SIGNATURE OF CASHIER

CERTIFICATE OF PUBLICATION

TOWSON, MD, August 22, 1985

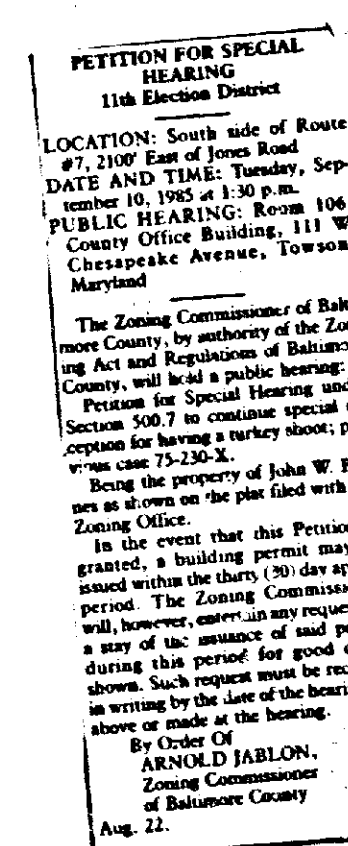
THIS IS TO CERTIFY, that the annexed advertisement was published in THE JEFFERSONIAN, a weekly newspaper printed and published in Towson, Baltimore County, Md., appearing on August 22, 1985.

THE JEFFERSONIAN,

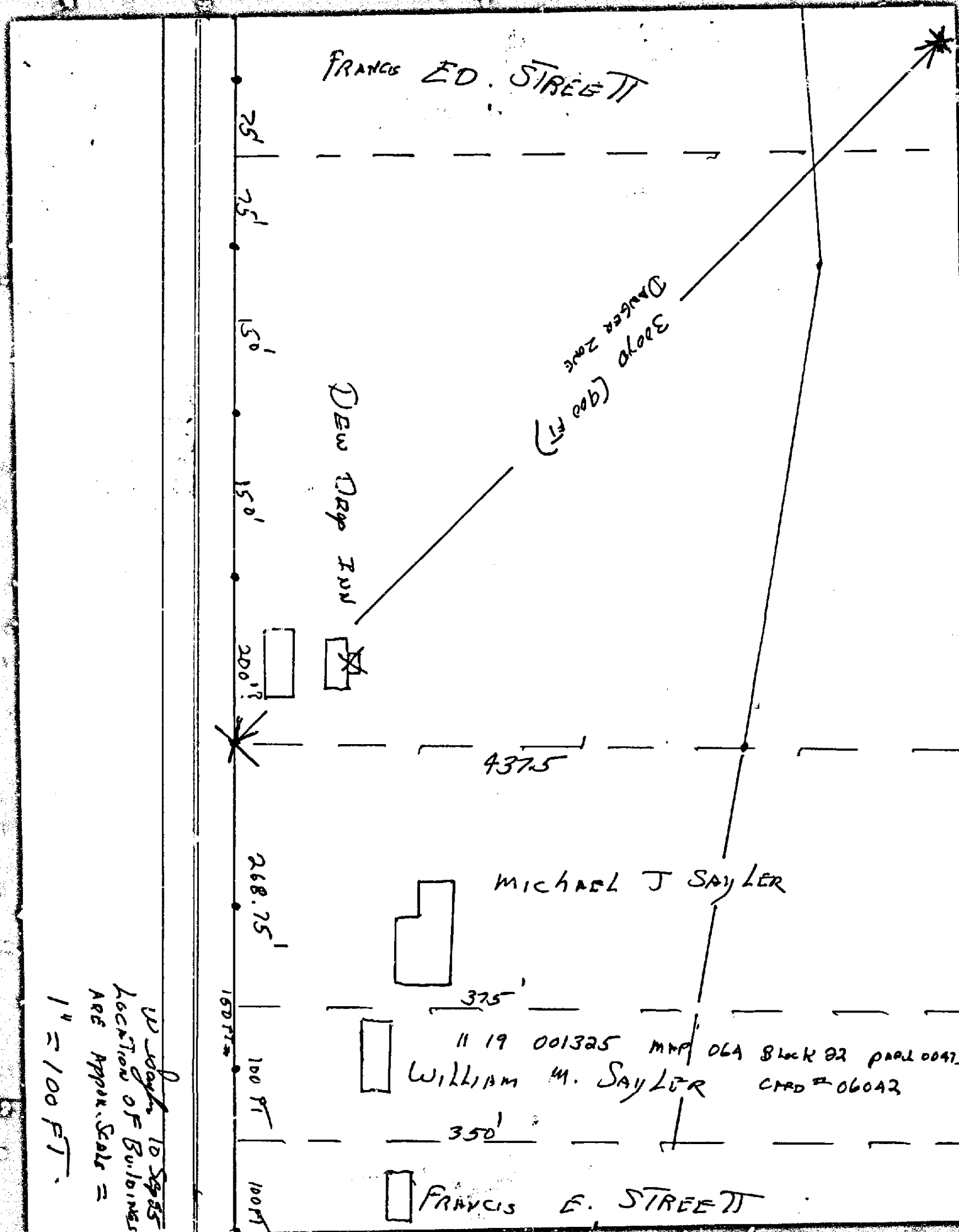
18 Kenton

Publisher

Cost of Advertising
22.00



APR 11 1986

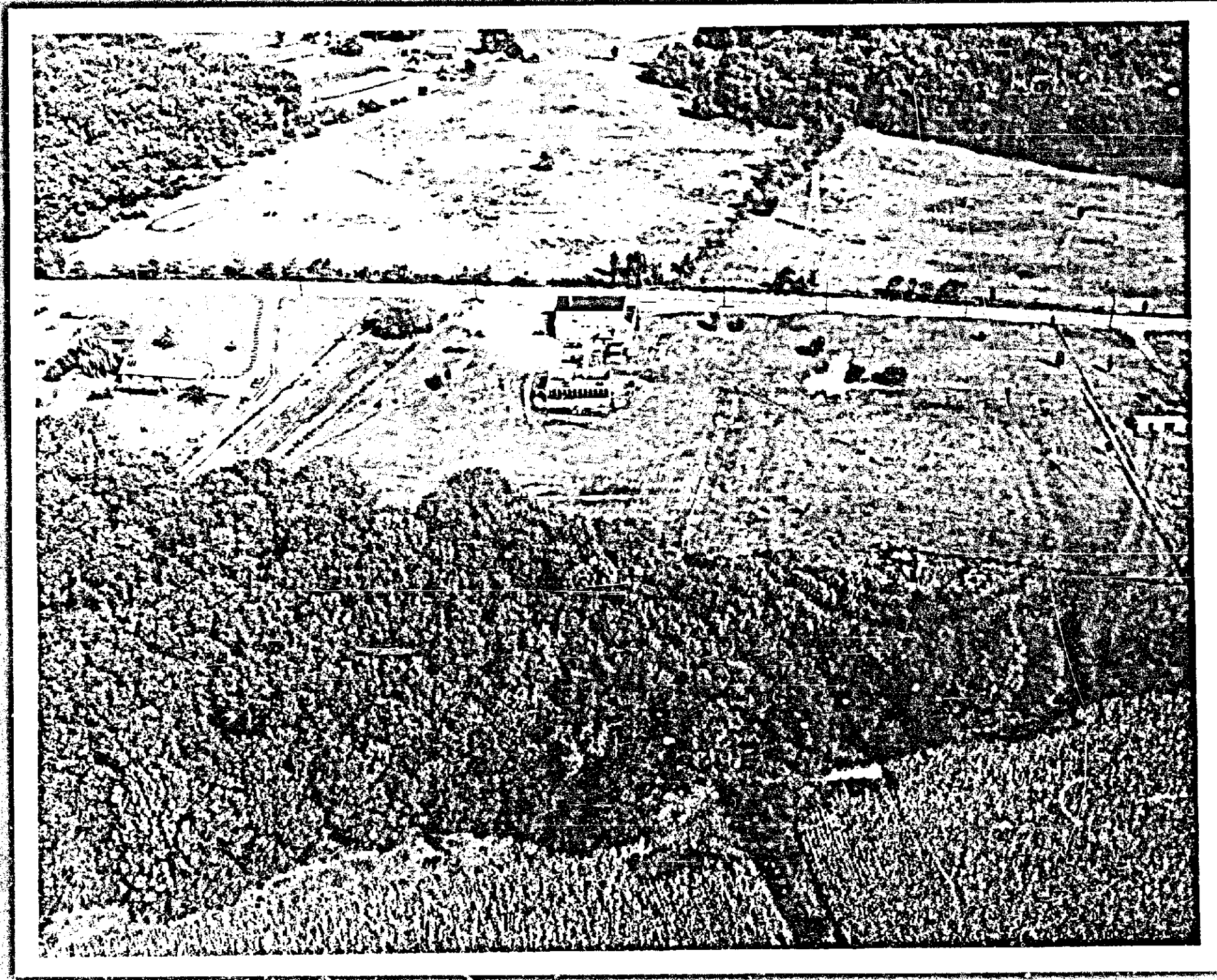


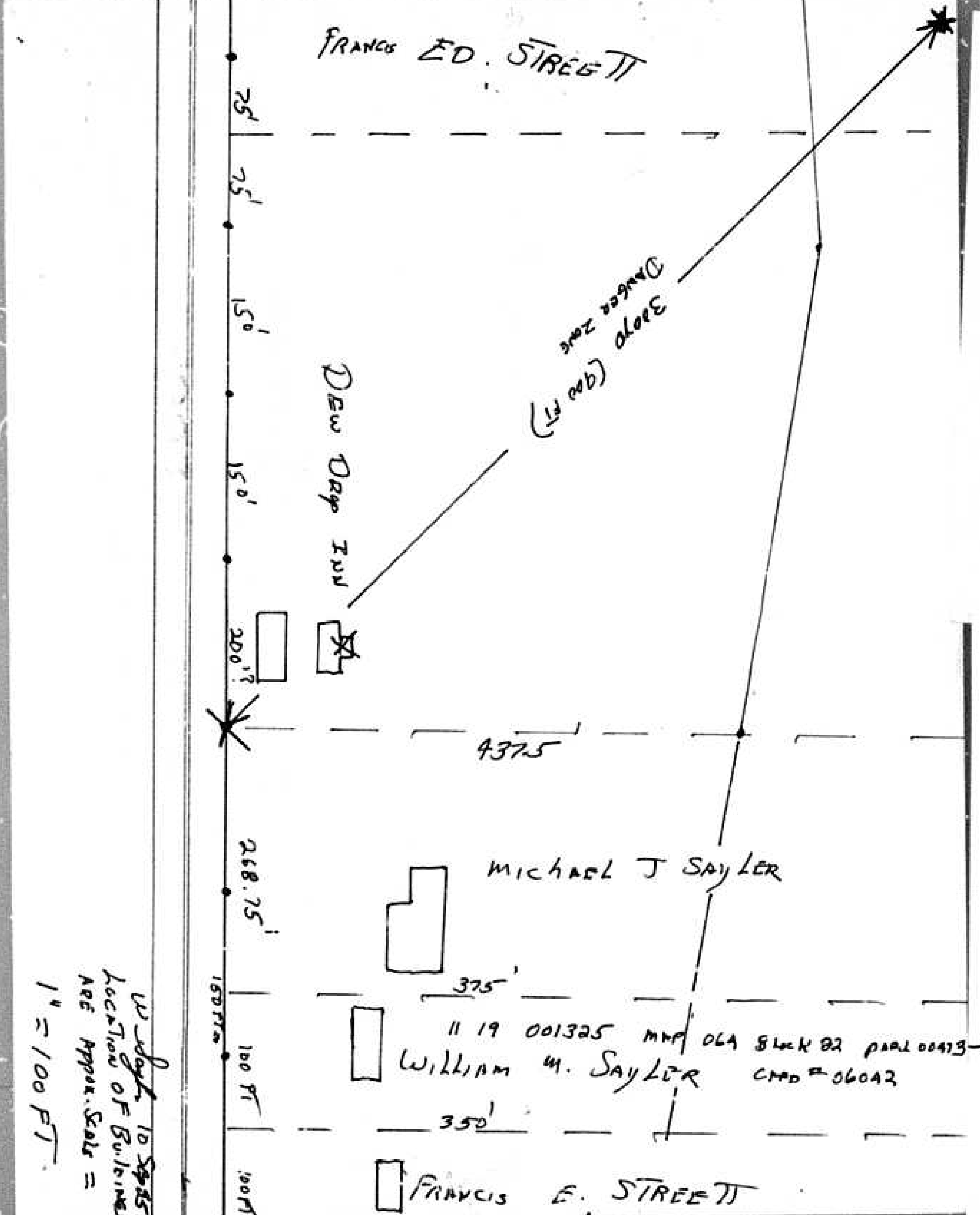
Petition For Special Hearing
 11th Election District
 LOCATION: South side of Route 7, 8100' East of Jones Road.
 DATE & TIME: Tuesday, September 10, 1985 at 1:30 p.m.
 PUBLIC HEARING: Room 106, County Office Building, 111 West Chesapeake Avenue, Towson, Maryland.
 The Zoning Commissioner of Baltimore County, by authority of the Zoning Act and Regulations of Baltimore County, will hold a public hearing: Petition for Special Hearing under Section 200.7 to continue special exception for having a turkey shoot; previous case 78-330-X.
 Being the property of John W. Barnes, as shown on the plat filed with the Zoning Office.
 In the event that this Petition is granted, a building permit may be issued within the thirty (30) day appeal period. The Zoning Commissioner will, however, entertain any request for a stay of the issuance of said permit during this period for good cause shown. Such request must be received in writing by the date of the hearing set above or made at the hearing.
 By Order Of
 Arnold Labov
 Zoning Commissioner of Baltimore County

86-102-SPH
The Times
 Middle River, Md., August 27 1985
 This is to Certify, That the annexed
Plat
Fig. 1 78332
 was inserted in The Times, a newspaper printed and published in Baltimore County, once in each of one successive weeks before the 22nd day of Aug., 1985.
James Brown Publisher.
 \$36.72

CERTIFICATE OF POSTING
 ZONING DEPARTMENT OF BALTIMORE COUNTY
 Towson, Maryland

District: 11th Date of Posting: 8/18/85
 Posted for: Special Hearing
 Petitioner: John W. Barnes
 Location of property: 3/3 of Rte 7, 2100' E of Jones Rd.
 Location of Signs: Facing Rte 7, 122nd St. on road side, on property of R. Barnes
 Remarks: _____
 Posted by: M. Labov Date of return: 8/23/85
 Signature
 Number of Signs: 1





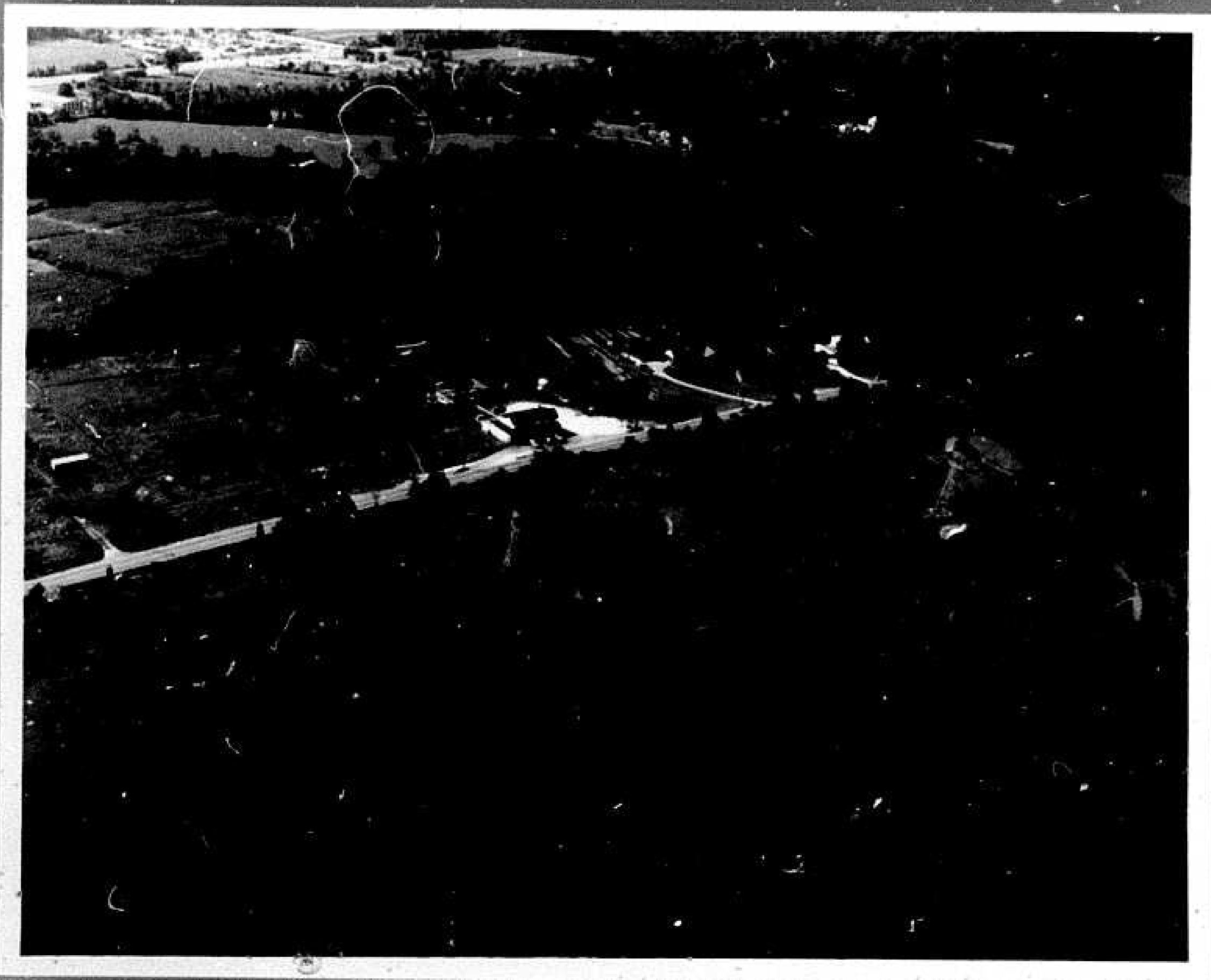
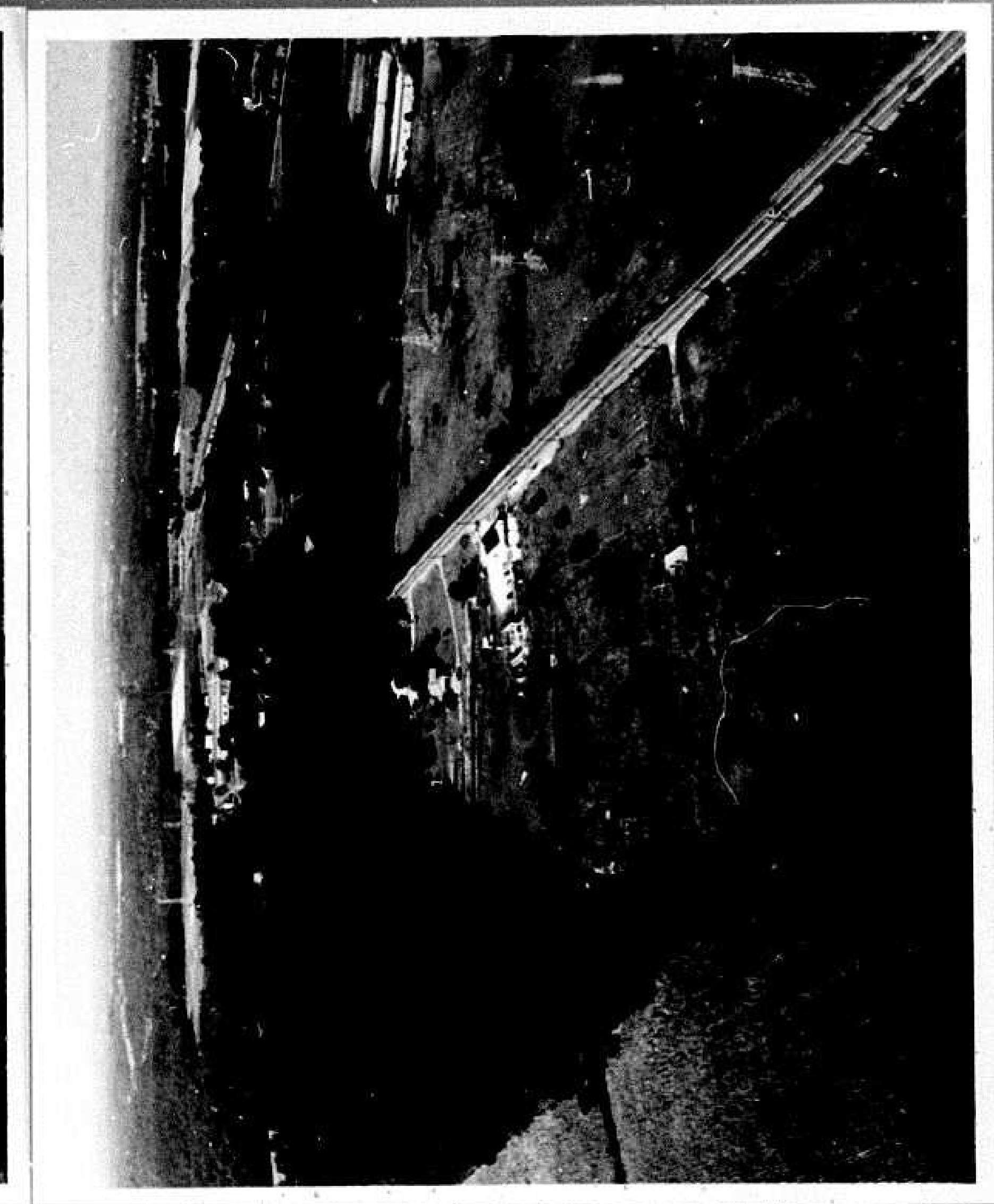
Petition For Special Hearing
 11th Election District
 LOCATION: South side of Route 7, 1180' East of Jones Road.
 DATE & TIME: Tuesday, September 19, 1984 at 1:00 p.m.
 PUBLIC HEARING: Room 104, County Office Building, 131 West Chesapeake Avenue, Towson, Maryland.
 The Zoning Commissioner of Baltimore County, by authority of the Zoning Act and Regulations of Baltimore County, will hold a public hearing: Petition for Special Hearing under Section 906.7 to continue special exception for having a turkey shoot; previous case 75-280-X.
 Being the property of John W. Barnes, as shown on the plat filed with the Zoning Office.
 In the event that this Petition is granted, a building permit may be issued within the thirty (30) day appeal period. The Zoning Commissioner will, however, entertain any request for a stay of the issuance of said permit during this period for good cause shown. Such request must be received in writing by the date of the hearing set at or made at the hearing.
 By Order Of
 Arnold Judson
 Zoning Commissioner
 of Baltimore County

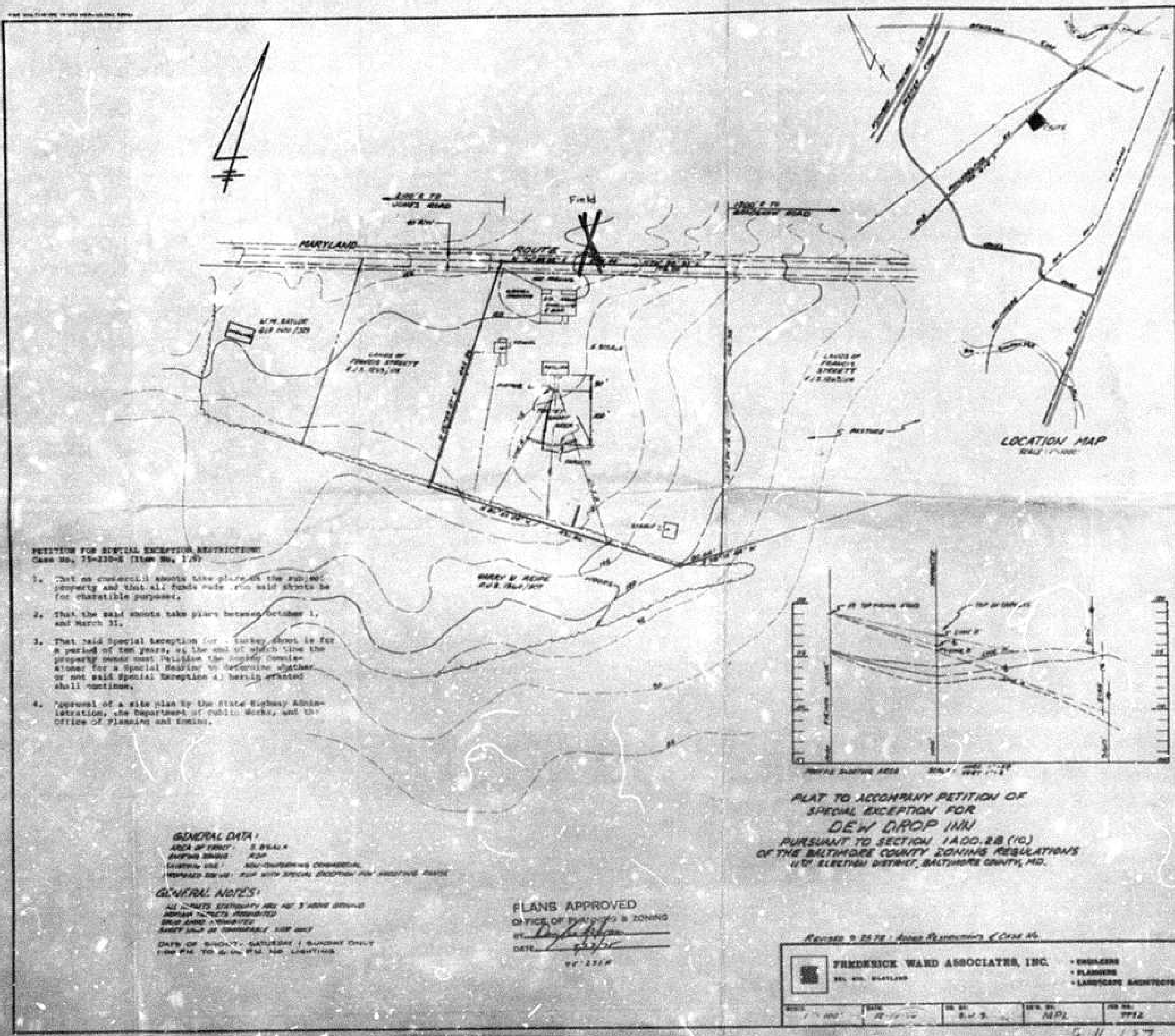
86-102-SPH

The Times
 Middle River, Md., August 19⁸⁵
 This is to Certify, That the annexed
Plat
Reg L 78332
 was inserted in The Times, a newspaper printed and published in Baltimore County, once in each of one successive weeks before the 22nd day of Aug, 19⁸⁵.
James Brown Publisher.
 836 72

CERTIFICATE OF POSTING
 ZONING DEPARTMENT OF BALTIMORE COUNTY
 Towson, Maryland

District: 111th Date of Posting: 8/19/85
 Posted for: Special Hearing
 Petitioner: John W. Barnes
 Location of property: 3/3 of Rt 7, 2100' East Jones Rd
 Location of Signs: Facing R/W 7th Avenue, 1/2 mi. heading east, property of Baltimore
 Remarks:
 Posted by: M. H. H. H. Signature Date of return: 7/23/85
 Number of Signs: 1





414 86-102-SPH **PETITION FOR SPECIAL HEARING** 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 special hearing to continue special exception for having a turkey shoot. PREVIOUS CASE 75-230-X

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.

Contract Purchaser: Legal Owner(s):
(Type or Print Name) John W. Barnes
Signature: John W. Barnes
Address: (Type or Print Name)
City and State: (Type or Print Name)
Attorney for Petitioner: DAVID A. ROGERS
(Type or Print Name)
Signature: David A. Rogers
Address: 209 E. FAIRFAX ST.
City and State: BALTIMORE, MD. 21202
Attorney's Telephone No.: 685-5100

ORDERED By The Zoning Commissioner of Baltimore County, this 31st day of July, 1985, 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 held before the Zoning Commissioner of Baltimore County in Room 106, County Office Building in Towson, Baltimore County, on the 10th day of September, 1985, at 1:30 o'clock P.M.

John W. Barnes
Zoning Commissioner of Baltimore County.

(over)

IN RE: PETITION SPECIAL HEARING
S/S of Route 7, 2,100' E of
Jones Road - 11th Election
District
John W. Barnes,
Petitioner
BEFORE THE
ZONING COMMISSIONER
OF BALTIMORE COUNTY
Case No. 86-102-SPH

FINDINGS OF FACT AND CONCLUSIONS OF LAW

The Petitioner herein requests the Zoning Commissioner to approve the continued use of the subject property as a shooting range (turkey shoot), pursuant to Case No. 75-230-X which granted the original special exception, as more particularly shown on Petitioner's Exhibit 1.

The Petitioner appeared and testified and was represented by Counsel. Ken Holt, Harry Riepe, Michael Saylor, William Saylor, and Nancy Malson appeared and testified as Protestants. Sergeants Stalmach and McDonald of the Baltimore County Police Department (Police Department) also testified.

Testimony indicated that the subject property, zoned B.L. and R.C.5, was granted a special exception for a shooting range (turkey shoot), subject to restrictions, in Case No. 75-230-X. On or about October, 1984, the Petitioner herein purchased the property, which included the Dew Drop Inn located on Philadelphia Road, and began operating the turkey shoot as a commercial and charitable venture in violation of the restrictions delineated in Case No. 75-230-X. The main purpose of the turkey shoots was to enhance the business of the bar. The Petitioner maintains that there is no safety problem in that he allows no one to bring alcohol to the range and no one who is drunk may shoot.

On October, 1984, the Police Department visited the site and found the turkey shoot not to be in compliance with their regulations for shooting ranges. Due to the violations, the permit was revoked. In order to gain compliance, the

Petitioner constructed an 8 foot 1/2 inch plywood fence around the range and installed a bar above the gun rests to limit the freedom of movement of the shot-guns, which are brought to the range by the shooters. After making the improvements, the permit was re-issued.

The Protestants argued that the noise generated by the shooting, which takes place continuously on Saturdays and Sundays, 12:00 p.m. to 6:00 p.m., October through March, and the physical danger create an adverse impact to the health, safety, and welfare of the area. Mr. Riepe, a retired real estate appraiser and the owner of 100 acres adjacent to the rear of the instant property, believes the property values have diminished because of the presence of the range. Michael Saylor, who lives immediately west of the property, complained of the danger to his family, which includes two young children. Sergeant Stalmach testified that on three occasions in October and November, 1984, precinct officers reported that they witnessed shooters drinking and discharging firearms.

The Petitioner seeks relief pursuant to Section 500.7, Baltimore County Zoning Regulations (BCZR), as required by the Zoning Commissioner in Case No. 75-230-X.

When the special exception was granted in 1975, the Zoning Commissioner required that the property owner file a new petition in ten years to continue the use. It is obvious that the Commissioner intended that a review be made before such approval would be granted.

Pursuant to the advertisement, posting of the property, and public hearing on this petition held, and as a result of the testimony and evidence presented, it is clear that the turkey shoot represents a danger to the health, safety, and welfare of the community, and therefore, the requested relief should not be granted.

Therefore, IT IS ORDERED by the Zoning Commissioner of Baltimore County, this 19th day of September, 1985, that the continued use of the subject property as a shooting range (turkey shoot) be disapproved and, as such, the Petition for Special Hearing is hereby DENIED.

John W. Barnes
Zoning Commissioner of Baltimore County

AD/arl

cc: David A. Rogers, Esquire

Mr. Ken Holt

People's Counsel

ORDER RECEIVED FOR FILING
DATE 10/10/85
BY [Signature]

ORDER RECEIVED FOR FILING
DATE 10/10/85
BY [Signature]

Case No. 86-102-SPH

BALTIMORE COUNTY OFFICE OF PLANNING & ZONING

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

Your petition has been received and accepted for filing this 31st day of July, 1985.

ARNOLD JABLON
Zoning Commissioner

Petitioner John W. Barnes
Petitioner's Attorney David A. Rogers, Esquire

Received by: James E. Dyer, Jr.
Chairman
Zoning Plans Advisory Committee

BALTIMORE COUNTY ZONING PLANS ADVISORY COMMITTEE August 21, 1985

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

David A. Rogers, Esquire
209 East Fayette Street
Baltimore, Maryland 21202

RE: Item No. 414 - Case No. 86-102-SPH
Petitioner - John W. Barnes
Special Hearing Petition

Dear Mr. Rodgers:

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,

James E. Dyer, Jr.
Chairman
Zoning Plans Advisory Committee

JED:mr

Enclosures

cc: Frederick Ward Associates, Inc.
Century Building
Belair, Maryland 21014



Maryland Department of Transportation State Highway Administration

William K. Hoffmann
Secretary
Hal Cassoff
Administrator

July 18, 1985

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

Att: N. Commodari

Dear Mr. Commodari:

The State Highway Administration has no objections to continue the Special Exception for Turkey Shoot with safe guards undertaken through Baltimore County regulations to protect the motoring public at Philadelphia Road (Route 7).

Very truly yours,

Charles R. Lee, Chief
Bureau of Engr. Access Permits
by: George Wittman

CL-GW:es

cc: J. Ogle

BALTIMORE COUNTY
OFFICE OF PLANNING AND ZONING
TOWSON, MARYLAND 21204
494-3211
NORMAN E. GERDIA
DIRECTOR

AUGUST 21, 1985

Re: Zoning Advisory Meeting of July 9, 1985
Item # 414
Property Owner: JOHN W. BARNES
Location: E/S PHILADELPHIA RD., 2100'
N. OF JONES 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 is required.
- () A County Review Group meeting was held and the minutes will be forwarded by the Bureau of Public Services.
- () 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.
- () Parking 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 22-98 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: Must comply with Baltimore County Landscape Manual.
- () 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 are re-evaluated annually by the County Council.

NO SITE PLAN SUBMITTED
FORMER ZONING CASE # 75-230-X

cc: James Howell

Eugene A. Bober
Chief, Current Planning and Development

PETITION FOR SPECIAL HEARING

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 as "1" 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 special hearing to continue special exception for having a turkey shoot. PREVIOUS CASE 75-230-X

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 decision of this Petition, and further agree to and are to be bound by the zoning regulations and restrictions of Baltimore County adopted pursuant to the Zoning Law for Baltimore County.

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

Contract Purchaser: _____
(Type or Print Name)
Signature: _____
Address: _____
City and State: _____
Attorney for Petitioner: _____
(Type or Print Name)
Signature: _____
Address: _____
City and State: _____
Attorney's Telephone No.: _____

Legal Owner(s): _____
(Type or Print Name)
Signature: _____
Address: _____
City and State: _____
Name, address and phone number of legal owner, contract purchaser or representative to be contacted: _____
Name: _____
Address: _____
Phone No.: _____

ORDERED By The Zoning Commissioner of Baltimore County, this 31st day of July, 1985, 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 10th day of September, 1985, at 1:30 o'clock.

Zoning Commissioner of Baltimore County.

(over)

MAP 50
NE 12K
SECTION 11
DATE 2/22/86
BY 524
FINAL

IN RE: PETITION SPECIAL HEARING
S/S of Route 7, 2,100' E of
Jones Road - 11th Election
District
John W. Barnes,
Petitioner
BEFORE THE
ZONING COMMISSIONER
OF BALTIMORE COUNTY
Case No. 86-102-SPH

FINDINGS OF FACT AND CONCLUSIONS OF LAW

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Petitioner constructed an 8 foot x inch plywood fence around the range and installed a bar above the gun rests to limit the freedom of movement of the shotguns, which are brought to the range by the shooters. After making the improvements, the permit was re-issued.

The Protestants argued that the noise generated by the shooting, which takes place continuously on Saturdays and Sundays, 12:00 p.m. to 6:00 p.m., October through March, and the physical danger create an adverse impact to the health, safety, and welfare of the area. Mr. Riepe, a retired real estate appraiser and the owner of 100 acres adjacent to the rear of the instant property, believes the property values have diminished because of the presence of the range. Michael Saylor, who lives immediately west of the property, complained of the danger to his family, which includes two young children. Sergeant Stalmach testified that on three occasions in October and November, 1984, precinct officers reported that they witnessed shooters drinking and discharging firearms.

The Petitioner seeks relief pursuant to Section 500.7, Baltimore County Zoning Regulations (BCZR), as required by the Zoning Commissioner in Case No. 75-230-X.

When the special exception was granted in 1975, the Zoning Commissioner required that the property owner file a new petition in ten years to continue the use. It is obvious that the Commissioner intended that a review be made before such approval would be granted.

Pursuant to the advertisement, posting of the property, and public hearing on this petition held, and as a result of the testimony and evidence presented, it is clear that the turkey shoot represents a danger to the health, safety, and welfare of the community, and therefore, the requested relief should not be granted.

Therefore, IT IS ORDERED by the Zoning Commissioner of Baltimore County, this 19th day of September, 1985, that the continued use of the subject property as a shooting range (turkey shoot) be disapproved and, as such, the Petition for Special Hearing is hereby DENIED.

Zoning Commissioner of Baltimore County

AJ/srl
cc: David A. Rogers, Esquire
Mr. Ken Holt
People's Counsel

ORDER RECEIVED FOR FILING

DATE 8/19/85
BY [Signature]

ORDER RECEIVED FOR FILING

DATE 8/19/85
BY [Signature]

ORDER RECEIVED FOR FILING

DATE 8/19/85
BY [Signature]

ORDER RECEIVED FOR FILING

DATE 8/19/85
BY [Signature]

Case No. 85-102-SPH

BALTIMORE COUNTY OFFICE OF PLANNING & ZONING

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

Your petition has been received and accepted for filing this 31st day of July, 1985.

ARNOLD JABLON
Zoning Commissioner

Petitioner John W. Barnes
Petitioner's Attorney David A. Rogers, Esquire

Received by: _____
JAMES E. DYER, Chairman
Zoning Plans Advisory Committee

BALTIMORE COUNTY ZONING PLANS ADVISORY COMMITTEE

August 21, 1985

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

David A. Rodgers, Esquire
209 East Fayette Street
Baltimore, Maryland 21202

RE: Item No. 414 - Case No. 86-102-SPH
Petitioner - John W. Barnes
Special Hearing Petition

Dear Mr. Rodgers:

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,
James E. Dyer
Chairman
Zoning Plans Advisory Committee

JED:nrr

Enclosures

cc: Frederick Ward Associates, Inc.
Century Building
Belair, Maryland 21014



Maryland Department of Transportation

State Highway Administration

William K. Hallman
Secretary
Hal Kassoff
Administrator

July 18, 1985

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

Att: N. Commodari

Dear Mr. Commodari:

The State Highway Administration has no objections to continue the Special Exception for Turkey Shoot with safe guards undertaken through Baltimore County regulations to protect the motoring public at Philadelphia Road (Route 7).

Very truly yours,

Charles Lee, Chief
Bureau of Engr. Access Permits
by: George Wittman

CL-GWies

cc: J. Ogle



BALTIMORE COUNTY
OFFICE OF PLANNING AND ZONING
COUNTY OFFICE BUILDING
TOWSON, MARYLAND 21204
494-3211
NORMAN E. GERSON
DIRECTOR

AUGUST 21, 1985

RE: Zoning Advisory Meeting of July 9, 1985
Item # 414
Property Owner: JOHN BARNES
Location: E/S PHILADELPHIA RD., 2100'
N OF JONES RD.

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

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 is required.
- () A County Review Group meeting was held and the minutes will be forwarded by the Bureau of Public Services.
- () 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.
- () Parking 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 22-95 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: Must comply with Baltimore County Landscape Manual.
- () 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 Services Areas are re-evaluated annually by the County Council.
- () Additional comments: _____

NO SITE PLAN SUBMITTED
FORMER ZONING CASE # 75-230-X

cc: James Russell

Eugene A. Sobor
Chief, Current Planning and Development

My telephone number is 301-659-1250
Teletypewriter for Impaired Hearing or Speech
383-7555 Baltimore Metro - 562-0451 D.C. Metro - 1-800-482-5082 Statewide Toll Free
P.O. Box 717 / 707 North Calvert St., Baltimore, Maryland 21203-0717

APR 11 1986