PETITION FOR ZONING VALIANCE 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 Variance from Section 413.2f to allow a free-standing, 我就会看到一条好,我还会们,你们有什么是我们的自己的自己的人们的,我们就是我们的人们的人们,我们就是我们的人们的人们们们们的人们们们们们们们们们们们们们们们们们 replacement, relocated, double-face I.D. Sign of 181.3 Sq. Ft. in lieu of the allowed 100 Sq. Ft. of the Zoning Regulations of Baltimore County, to the Zoning Law of Baltimore County: for the following reasons: (indicate hardship or practical difficulty) 1. Better visibility for the motoring public. 2. To conform to the 6' sign set back requirement. 3. To convert the existing BP sign, price box and pole to Crown's I.P.

Property is to be posted and advertised as prescribed by Zoning Regulations. I. or we, agree to pay expenses of above Variance advertising, posting, etc., upon aling of this

logo and image.

Boltimore, MD 21201

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, 2

under the penalties of perjury, that I/we are the legal owner(s) of the property 584-5 which is the subject of this Petition. Contract Parents r 255ce Legal Owner(s) Gown Central Petraleum Carp UTF - Maryland Limited Partnership (Type or Print Name) CKHOLMES STOSKOLINES Crown Central Petroleum Corporation

Signature G. K. Holmes PO Box 168 GK.HOLMES (Type or Print Name) to Himore Md -21203

Attorney for Petitioner: Andrew Lapayowker 4770 Biscayne Boulevard (Type or Print Name) Miami, Florida 33137 \_\_L N. Charles Street\_\_\_\_\_ Name, address and phone number of legal owner, con-

tract purchaser or representative to be contacted G. K. Holmes, Real Estate Representative Crown Central Petroleum Corporation Attorney's Telephone No.: \_\_539-7400 1 N. Charles Street-21201 539-7400

RDERED By The Zoning Commissioner of Baltimore County, this \_\_\_29th\_\_\_\_\_ day required by the Zoning Law of Baltimore County, in two newspapers of general circulation throughout Saltimore County, that property be posted, and that the public hearing be had before the Zoning County saloner of Baltimore County in Room 106, County Office Building in Towson, Baltimore

oning Commissioner of Baltimore County.

& Ebenczer Rd

299, 302 (1949), '[a] dherence to the meaning of words does not require or permit isolation of words from their context \*\*\* [since] the meaning or the plainest words in a statute may be controlled by the context...' In construing statutes, therefore, results that are unreasonable, illogical or inconsistent with common sense should be avoided whenever possibly consistent with the statutory language, with the real legislative intention prevailing over the intention indicated by the literal meaning. B. F. Saul Co. v. West End Park, 250 Md. 707, 245 A.2d 591 (1968); Sanza v. Md. Board of Censors, 245 Md. 319, 226 A.2d 317 (1967); Height v. State, supra.

In applying these principles to the BCZR, particularly Section 413.2, the conclusion is irescapable that under the plain rording of Section 413.2, the policy as described above is in conflict and therefore wrong.

The intent of the BCZR must be determined as being construed as a whole. See Smith v. Miller, 249 Md. 390. Thus, the specific language delineating the use regulations in Section 413, BCZR, must be construed in light of all of the provisions concerning signs so that the several parts of those regulations are given their intended effect. Moreover, the relationship between those various provisions regulating signs must be reconciled as a whole. See Smith, supra; Bowie Vol. Fire Depart. & Rescue Squad, Inc. v. Bd. of County Commissioners, 255 Md. 381; Anderson, American Law or Zoning, Section 16.08.

Only Section 413.2.e, BCZR, permits a multiple-faced sign to be considered as one and that is limited to an identification sign for a s' pping center or other interpreted group of stores or commercial buildings. The introductory language of Section 413.2 does not provide the right to treat all business signs alike. The language is not all inclusive nor all permissive. t provides a preamble to the section's intent and conditions any permission to stace a business sign of a particular size in only those business or indistrial zones permitted in subsequent subsections. If all of the subparagraphs of Section 413.2 are read and their intent interpreted as a whole, any

IN RE: PETITIONS ZONING VARIANCE UTF - Maryland Limited ZONING COMMISSIONER Partnership, Property Owner

Property Owner \*

OF BALTIMORE COUNTY Case Nos. 86-495, 496, 497. 498, 499, 500, 501, 503, 504, William J. Schafer, et ux, Case No. 86-502-A

FINDINGS OF FACT AND CONCLUSIONS OF LAW

\* \* \* \* \* \* \* \* \* \*

The Petitioner herein requests a variance in each of the above-referenced cases to permit a free-standing business sign totaling 181.3 square feet in lieu of the permitted 100 square feet, as more particularly described on Petitioner's Exhibits 1, respectively marked in each case.

The Petitioner, by Stephen Broache, Engineering Manager; Bernard Mannion, Real Estate Representative; and G. Kenneth Holmes, Real Estate Consultant, all of whom represented Crown Central Petroleum Corporation (Crown), appeared and testified and were represented by Counsel. Mary Ginn, The Alliance of Baltimore County Community Councils, Inc., appeared in opposition.

Testimony indicated that 10 of the 11 gas stations presented are existing BP stations recently taken over by Crown and that it proposes to replace the existing BP station identification signs with its own. The eleventh gas station, Case No. 86-504-A, is an abandoned BP station which will be renovated and reopened as a Crown station. In each case, the existing sign will be replaced in its entirety with the standard Crown sign containing 181.3 square feet which includes the Crown logo containing 104.3 square feet, the price signation and square feet, and the structure holding the signs, which by its construction is part of the overall sign, containing 41 square feet. In

such interpretation must conclude that the Baltimore County Council intended

each face of a sign to be counted, except for shopping center identification

signs. Section 413.5.a, BCZR, buttresses this clear and unequivocal reading,

i.e., the size of any sign is computed by determining its surface area

phrase shall be rendered surplusage, superfluous, meaningless or nugatory."

Supervisor v. Southgate Harbor, 279 Md. 586 (1977). If all multiple-faced

business signs were to be considered as one, the language of Section 413.2.e

long-standing and customary application of the policy which considers all

multiple-faced business signs as one should be disregarded for the strongest

and most urgent of reasons, i.e., the policy conflicts with the plain meaning

of the statute. Smith v. Higinbothom, 187 Md. 115. If after computation, the

two sides of the multiple-faced business sign exceed the permitted size as

The Petitioner seeks relief from Sections 405.4.A.2.a and 413.2.f,

An area variance may be granted where strict application of the zoning

regulation would cause practical difficulty to the petitioner and his

property. McLean v. Soley, 270 Md. 208 (1973). To prove practical difficulty

whether strict compliance with requirement would

unreasonably prevent the use of the property for a

permitted purpose or render conformance unneces-

whether the grant would do substantial injustice to applicant as well as other property owners in

for an area variance, the petitioner must meet the following:

The language of Section 413.2 is clear and unambiguous; therefore, the

would be meaningless, or at the very least, superfluous.

delineated by law, a variance shall be required.

sarily burdensome:

pursuant to Section 307, BCZR.

CEIVED FOR

An ordinance should be construed "so that no word, clause, sentence, or

including the entire face or faces.

€ **≦** ≥

ten of the sites, the square footage of existing signs will be reduced anywhere from 5.3 square feet to 227.9 square feet, inasmuch as two sites with two signs will have been replaced by one. Only on one site will there be an increase, Case No. 86-495-A, from 121.4 square feet to 181.3 square feet.

All of the existing signs were erected at a time when the policy of the Zoning Commissioner was to compute only one side of a multi-faced sign; therefore, if a sign had less than 100 square feet per side, the sign was legal. If the requests here were denied, the Petitioner would only need to replace the actual logo and leave the size of the signs as they are. The Petitioner does not like the existing sign and believes its sign is better suited to the sites, both aesthetically and practically. The policy has been changed and all sides of a sign are now computed in accordance with the language of Section 413.2, BCZR.

For many years, a Zoning Office policy permitted both sides of a multiple-faced business sign to be computed as one for the purpose of determining the size permitted. If a business sign such as the multiplefaced, free-standing sign proposed here was computed to be 98 square feet on each side, past policy would have counted only one side. Section 413.2.f, BCZR, permits other business signs if limited to a total area of 100 square feet, and therefore, a sign such as described above would be permitted as a matter or right without the need for a variance. Of course, if both sides were counted for a total of 196 square feet, a variance would be required.

This interpretation does not comport to either the language or the intent of the BCZR. By their inherent nature, policies facilitate and improve the implementation of procedures, but they are equally subject to alteration, modification, or revision in accordance with the authority under which they ard Initially adopted. They may be used to interpret and/or to construe the

law but cannot supplant or contradict the law. Official administrative interpretations of statutes in the form of policy that have long-continued and unvaried application should not be disregarded except for the strongest reason. Hofmeister v. Frank Realty Co., 373 A.2d 273, 281 (1977). As long as the rules and regulations adopted by the administrative official are reasonable and consistent with the statute, they should be applied. Farber's Inc. v. Comptroller of the Treasury of the State of Maryland, 266 Md. 44

The basic principles of statutory construction were comprehensively set out by the Court of Appeals in State v. Fabritz, 276 Md. 416 (1975), cert. denied, 425 U.S. 942 (1976):

The cardinal rule in the construction of statutes is to effectuate the real and actual intention of the Legislature. Purifoy v. Merc. Safe Dep. & Trust, 273 Md. 59, 327 A.2d 483 (1974); Scoville Serv., Inc. v. Comptroller, 269 Md. 390, 306 A.2d 534 (1973); Height v. State, 225 Md. 251, 170 A.2d 212 (1961). Equally well settled is the principle that statutes are to be construed reasonably with reference to the purpose to be accomplished, Walker v. Montgomery County, 244 Md. 98, 223 A.2d 181 (1966), and in light of the evils or mischief sought to be remedied, Mitchell v. State, 115 Md. 360, 80 A.2d 1020 (1911); in other words, every statutor; enactment must be 'considered in its entirety, and in the context of the purpose underlying [its] enactment, Giant of Md. v. State's Attorney, 267 Md. 501 at 509, 298 A.2d 427, at 432 (1973). Of course, a statute should be construed according to the ordinary and natural import or its language, since it is the language or the statute which constitutes the primary source for determining the legislative intent. Grosvenor v. Supervisor of Assess., 271 Md. 232, 315 A.2d 758 (1974); Height v. State, supra. Where there is no ambiguity or obscurity in the language of a statute, there is usually no need to look elsewhere to ascertain the intention of the Legislature. Purifoy v. Merc.-Safe Deposit & Trust, supra. Thus, where statutory language is plain and free from ambiguity and expresses a definite and sensible meaning, courts are not at liberty to disregard the natural import of words with a view towards making the statute express an intertion which is different from its plain meaning. Gatewood v. State, 244 Md. 609, 224 A.2d 677 (1966). On the other hand, as stated in Maguire v. State, 192 Md. 615, 623, 65 A.2d

the district or whether a lesser relaxation than that applied for would give substantial relief:

3. whether relief can be granted in such fashion that the spirit of the ordinance will be observed and public safety and welfare secured.

Anderson v. Bd. of Appeals, Town of Chesapeake Beach, 22 Md. App. 28 (1974).

It is clear from the testimony that if the variances were granted, such uses as proposed would not be contrary to the spirit of the BCZR and would not result in substantial detriment to the public good.

After due consideration of the testimony and evidence presented, it is clear that practical difficulties or unreasonable hardships would result if the instant variances were not granted. It has been established that the requirement from which the Petitioner seeks relief would unduly restrict the use of the land due to the special conditions unique to these particular parcels. In addition, the variances requested will not be detrimental to the public health, safety, and general welfare.

Pursuant to the advertisement, posting of the properties, and public hearing on these Petitions held, and for the reasons given above, the requested variances should be granted.

Therefore, IT IS ORDERED by the Zoning Commissioner of Baltimore County, day of June, 1986, that the Petitions for Zoning Variance to permit a free-standing business sign totaling 181.3 square feet in lieu of the permitted 100 square feet in each of the referenced cases be and are hereby GRANTED, from and after the date of this Order, subject to the following restrikions which are conditions precedent to the relief granted herein:

1. All signs must comply with Section 405.4.A.2.a,

2. The Petitioner may apply for its sign permits and be granted same upon receipt of this Order; however, Petitioner is hereby made aware that

proceeding at this time is at its own risk until such time as the applicable appellate process from this Order has expired. If, for whatever reason, this Order is reversed, the Petitioner would be required to return, and be responsible for returning, said properties to their original condition.

The second

AND STATE OF STATE OF

de C

AJ/srl

cc: Andrew LaPayowker, Esquire

Mrs. Mary Ginn

People's Coursel

17

Zoning Description

Beginning on the corner of the SE/S Pulaski Hwy, and the NE/s of Ebenezer Road. Thence:

> 1. N. 44° 13' 53" E 113.03' 2. S. 58° 08' 20" E. 150.21 3. S. 44° 10' 10" W. 150.00 4. N. 58 08 20" W. 132.17

LOCATION: Corner of Southeast

LOCATION: Corner of Southeast Side of Pulaski Highway and North-east Side of Ebenezer Rd. (10801 Pulaski Highway) DATE AND TIME: Wednesday, June 4, 1996, st 9:30 a.m.. PUBLIC HEARING: Room 106, County Office Building, 111 W. Chesapeske Avenue, Towson, Marviand

The Zoning Cremissioner of Balti-more County, by authority of the Zon-ing Act and Regulators of Baltimore County, will hold a public hearing: Petition for Zoning Variance to per-mit a freestanding replacement, relo-cated, double-face I.D. sign of 181 a square fort is liss of the pararited 16.0 actuars fort.

Being the property of UTF —
Maryland Limited Partnership, as shown on plut plan filed with the Zon-

ing Office, and the this Petition(s) is

granted, a building permit may be it was within the thirty (30) day apper period. The Zoning Commissioner will, however, entertain any request for a stay of the insurance of said permit design the permit design of the second o

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

May 15.

Petition for

11th Election District
Case No. 85-503-A
LOCATION: Corner of Southcast
sie of Pulaski Highway and Northeast
olds of Ebenezer Road (1080) Pulaski

Highway). TIME: Wednesday, June 4.

1981 at 2:30 a.m.

RUBLIC HEARING: Room 106,

Courty Office Building, 111 West

Chesapoake Avenue, Towson,

The Zoning Commissioner of Belti-more County, by authority of the Zon-ing Act and Regulations of Beltimore

County, will held a public hearing:
Petition for Zoning Veriance to per-

mit a freestanding replacement, rele-rated, double-face U.D. sign of 181.3 equare feet in lieu of the permitted 100

equare feet.

Being the property of UTF —
Maryland Limited Partnership, as
shown on the plat filed with the Zoning

Vince.
In the event that this Petition is granted, a building permit may be invested within the thirty (30) day appoal pariod. Two Zoning Commissioner

will, however, can atain any request for a stay of the incurance of said permit during this period for good same shown. Such request must be received in writing by the date of the hearing set above or made at the hearing.

Zoning Variance

5. N. 07 11 44 W. 22.72 to the place of beginning. Containing 18,121 Sq. Ft. in the 11th. Election District. Also known as 10801 Pulaski Hwy.

PETITION FOR ZONING VARIANCE

11th Election District

Case No. 86-503-A

Corner of Southeast Side of Pulaski Highway and Northeast LOCATION: Side of Ebenezer Rd. (10801 Pulaski Highway)

DATE AND TIME: Wednesday, June 4, 1986, at 9:30 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 Zoning Variance to permit a freestanding, replacement, relocated, double-face I.D. Sign of 181.3 square feet in lieu of the permitted 100 square feet

**O**C

Being the property of <u>UTF-Maryland Limited Partnership</u>, as shown on plat plan filed with the Zoning Office.

In the event that this Petition(s) 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

RE: PETITION FOR VARIANCE Corner of SE/S of Pulaski Hwy. & NE/S of Ebenezer Rd. (10801 Pulaski Hwy.)

: BEFORE THE ZONING COMMISSIONER OF BALTIMORE COUNTY

UTF - MARYLAND LIMITED PARTNERSHIP, Petitioner

11th District

: Case No. 86-503-A

ENTRY OF APPEARANCE

::::::

Please enter the appearance of the People's Counsel in the abovecaptioned 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 People's Counsel for Baltimore County

Peter Max Zimmerman Deputy People's Counsel Room 223, Court House Towson, Maryland 21204 494-2188

I HEREBY CERTIFY that on this 8th day of May, 1986, a copy of the foregoing Entry of Appearance was mailed to Andrew Lapayowker, Esquire, 1 North Charles Street, Baltimore, MD 21201, Attorney for Petitioner; and G. K. Holmes, Real Estate Representative, Crown Central Petroleum Corporation, P. O. Box 1168, Baltimore, MD 21203, Lessee.

Peter Max Zimmerman

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

ARNOLD JABLON ZONING COMMISSIONER

JEAN M. H. JUNG DEPUTY ZONING COMMISSIONER

: County, Maryland" oning Office, Room

204 before the hearing.

May 28, 1986

Andrew Lapayowker, Esquire 1 North Charles Street Baltimore, Maryland 21201

> RE: PETITIONS FOR ZONING VARIANCE UTF - Maryland Limited Partnership - Petitioner William J. Schafer, et ux - Petitioners Contract Lessee: Crown Central Petroleum Corp. Case Nos. 86-495-A, 86-496-A, 86-497-A, 86-498-A. 86-499-A, 86-500-A, 86-501-A, 86-502-A, 86-503-A, 86-504-A and 86-505-A

Dear Mr. Lapayowker:

This is to advise you that \$736.79 is due for advertising and posting of the properties involved in the above-captioned cases. This fee must be paid before any Orders are issued in these cases.

THIS FEE MUST BE PAID AND THE ZONING SIGNS AND POSTS RETURNED ON THE DAY OF THE HEARING OR THE ORDERS WILL NOT BE ISSUED.

Do not remove the signs from the properties from the time they are placed by this office until the day of the hearing itself.

BALTIMORE COUNTY, MARYLAND OFFICE OF FINANCE - REVENUE DIVISION MISCELLANEOUS CASH RECEIPT R-01-615-000 1-Ck-\$500.00 + 1-Ck-SIGNS & POSTS TO BE RETURNED \$236.79 - \$736.79 RECEIVED Crown Central Petroleum Corporation

Advertising & Posting re Case Nos. 86-495-A, 86-496-A, 86-497-A, 86-498-A, 86-499-A, 86-500-A, 86-501-A, 86-502-A, 86-503-A, 86-504-A & 86-505-A

B BB11\*\*\*\*\*73679;a 8042F

VALIDATION OR SIGNATURE OF CASHIER

## CERTIFICATE OF PUBLICATION

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 May 15 19 86

THE JEFFERSONIAN,

Cost of Advertising

24.75

CERTIFICATE OF POSTING ZONING DEPARTMENT OF BALTIMORE COUNTY 86-503-A

District 11th Date of Posting 3/9/86 Petitioner: 4F.F - Mary land Home tod Port mors hip

Location of property: 3F/S Polaski Hwy + NF/S Ebonozor Rd.

10801 Polaski Hwy. Location of Signs: Feeling intersection of Polosti lluy & Florion Rd. aprix 15'

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 29th day of April , 1986.

Andrew Lapayowker, Esquire 1 North Charles Street Baltimore, Maryland 21201

**O** O May 2, 1986

NOTICE OF HEARING

RE: PETITION FOR ZONING VARIANCE Cor. of SE/S Pulaski Highway and NE/S of Ebenezer Rd. (10801 Pulaski Highway) 11th Election District UTF - Maryland Limited Partnership - Petitioner Contract Lessee: Crown Central Petroleum Corp. Case No. 86-503-A

9:30 a.m. Wednesday, June 4, 1986

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

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

No. 019916

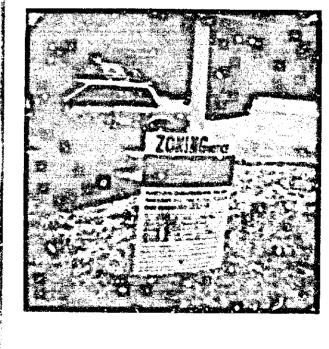
01-615-000

B 134\*\*\*\*\*10000:a 615≨f

VALIDATION OR SIGNATURE OF CASHIER 111 D 77

AMGUNT \$ 100.50

Pulaski + Ebenezer Variance # 386



\_ Md.77 Pulaski i Ebenezer Rd. Case No.86-503A

**Qe Times** 

Middle River, Md., May 15 19 6 This is to Certify, That the annexed

Rag L 89446 was inserted in Offimes, a newspaper printed and published in Baltimore County, once in each \_ &uccessive

Sd Brom Publisher.

UTF - Maryland Limited Petitioner's

CASE NO. 86-503-A

Zoning Commissioner Advisory Committee

Chairman, Zoning Plans

## BALTIMORE COUNTY, MARYLAND

INTER-OFFICE CORRESPONDENCE

Arnold Jahlon TO Zoning Commissioner ..... Norman E. Gerber, AICP, Director FROM Office of Planning and Zoning

SUBJECT Zoning Petitions No. 86-495-A, 86-496-A, 86-497-A, 86-498-A, 86-499-A, 86-500-A, 86-501-A, 86-502-A, 86-503-A, 86-504-A -and 86-505-A

We are not opposed to the granting of this request, particularly in view of the fact that the replacement is slightly smaller.

NEG:JGH:slm

BALTIMORE COUNTY ZONING PLANS ADVISORY COMMITTEE

May 21, 1986

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

Chairman

MEMBERS

Department of

Bureau of Fire Prevention

Health Department

Project Planning

Building Department

Board of Education

Industrial Developme:.t

Zoning Administration

State Roads Commission

Bureau of

Andrew Lapayowker, Esquire Crown Central Petroleum Corporation 1 North Charles Street Baltimore, Maryland 21201

> RE: PETITION FOR ZONING VARIANCE Item No. 386, Case No. 86-503-A UTF - Maryland Limited Partnership - Petitioner

Dear Mr. Lapayowker:

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, AMES E. DYER Zoning Plans Advisory Committee

JED:med Enclosures

cc: Mr. G. K. Holmes, Real Estate Representative Crown Central Petroleum Corporation

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

PAUL H. REINCKE

CP\$-008

( ) No. 21

()

S

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

RE: Property Owner: U.T.F. - Maryland Limited Partnership (Crown Lessee)

Location: Corner of S3/S Pulaski Highway and NE/S Ebenezer Rd.

Zoning Agenda: Meeting of April 29, 1986 Item No.:

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

( ) 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.

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

( ) 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 commente, at this time.

REVIEWER: Cast Control Noted and Approved:

Planning Group

Special Inspection Division

Mire Prevention Bureau

BALTIMORE COUNTY
DEPARTMENT OF PERMITS & LICENSES 10WSON, MARYLAND 21204 494-3610

May 19. 1986

TED ZALESKI, JR.

Districts

Property Owner: U.T.F. - Maryland Limited Partnership (Crown Lessee) Corner of SE/S Pulaski Highway and NE/S Ebenezer Road

11th.

All structures shall conform to the Baltimore County Building Code am adopted by Council Bill #17-85, the Maryland Code for the Handicapped and Aged (A.H.S.I. #117-1 - 1980) and other applicable Codes and Standards. B) A building and other miscellaneous permits shall be required before the start of any construction.

C. Residential: Two sets of construction drawings are required to file a permit application. The seal of a registered in Maryland Architect or Engineer is/is not required on plans and technical data.

D. Commercial: Three sets of construction drawings sealed and signed by a registered in Maryland Architect or Engineer shall be required to file with a permit application. Reproduced seals are not acceptable.

E. All Use Groups except R-h Single Family Detached Dwellings require a minimum of 1 hour fire rating for exterior walls closer than 6'-0 to an interior lot line. R-h Use Groups require a one hour wall if closer than 3'-0 to an interior lot line. Any wall built on an interior lot line shall require a fire or party wall. See Table h01, Section 1h07, Section 1h06.2 and Table 1h02. No openings are permitted in an exterior wall within 3'-0 of an interior lot line.

F. The structure does not appear to comply with Table 505 for permissable height/area. Reply to the requested variance by this office cannot be considered until the necessary data pertaining to height/area and construction type is provided. See Table 101 and 505 and have your Architect/Engineer contact this department.

G. The requested variance appears to conflict with Section(s) \_\_\_\_\_\_, of the Beltimore County Building Code.

H. When filing for a required Change of Use/Occupancy Permit, an alteration permit application shall also be filed along with three sets of acceptable construction plans indicating how the existing structure is to be altered in order to comply with the Code requirements for the new use. Maryland Architectural or Engineer seels are usually sequired. The change of Use Groups are from Use to Use or Mixed Free Section 312 of the Building Code.

I. The proposed project appears to be located in a Flood Plain, Tidal/Riverine. Please see the attached copy of Section 516.0 of the Building Code as adopted by Fill #17-85. Site plans shall show the correct elevations above sea level for the lot and the finish floor levels including basement.

K. These abbreviated 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 the applicant may obtain additional information by visiting Room 122 of the County Office Building at 111 W. Chasapeake Avenue, Towson, Maryland 21204. Mixeles E. Cleunham. Chief



Maryland Department of Transportation

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

Attention: Mr. James Dyer

Re: ZAC Meeting of 4-29-86 ITEM: 386. Property Owner: U.T.F. -Maryland Limited Partnership (Crown Lessee) Location: Corner of SE/S Pulaski Highway, Route 40-E and NE/S Ebenezer Road Existing Zoning: B.R.-CS1 Proposed Zoning: Variance to allow a free-standing replacement, relocated double-face I.D. sign of 181.3 square feet in lieu of the allowed 100 square feet Acres: 18,121 square feet District: 11th Election District

William K. Helimann

Hal Kassoff

Dear Mr. Jablon:

On review of the submittal for sign variances for Outdoor Advertising, the site plan has been forwarded to the State Highway Administration Beautification Section, c/o Morris Stein, (659-1642) for all comments relative to zoning.

> Very truly yours, Charles Lee, Chief Bureau of Engineering Access Permits

CL:GW:maw

By: George Wittman

cc: Mr. J. Ogle Mr. M. Stein (w-a:tachment)

> My telephone number is (301) 659-1350 Teletypewriter for Impaired Hearing or Speech

383-7555 Baltimore Metro — 565-0451 D.C. Metro — 1-800-492-5062 Statewide Toll Free P.O. Box 717 / 707 North Calvert St., Baltimore, Maryland 21203 - 0717

> U T F - MARYLAND LIMITED PARTNERSHIP 4770 BISCAYNE BOULEVARD

> > April 1, 1986

TO WHOM IT MAY CONCERN:

CROWN BP

Crown Central Petroleum Corporation is hereby authorized to file applications for zoning variances and/or permits for the remodeling or construction of the service stations listed on the attached sheet. U T F - Maryland Limited Partnership is the fee owner of each of the properties listed.

Please accept a photocopy of this letter as if the same were an original.

U T F - Maryland Limited Partnership



NO.	NO.	HARFORD COUNTY
		Rt. 1 & MD Rt. 147 Rt. 322 & Calvary Rd. (Rt. 136)
		CARROLL COUNTY
MD-106	215	Rts. 26 & 32
		CHARLES COUNTY
MD-107	136	US Hwy. 301 & Waldorf
		HOWARD COUNTY
MD-108	207	Rt. 40 & Chatham
		All Saints Road & Route 216
		PRINCE GEORGES COUNTY
MD-111	120	Chillum & Queens Chapel
MD-112	131	Riverdale & Proposed Fernwood
		5435 Kenilworth
	117	
	547	
MD-120	127	
	530	• · · · · · · · · · · · · · · · · · · ·
	:548	
MD-125	163	5321 Indian Head Hwy.

Mr. Arnold Jablan Zoning Commissioner County Office Building Towson, Maryland 21204 MAY 12, 1986 Toning Advisory Meeting of APRIL 29, 1986 Item , 386 Processy Connect U.T. F. - MD. LIMITED PORT. The Division of Current Planning and Cavelonment has reviewed the subject applicable.

CROWN LESSEE,

(CROWN LESSEE,

(RTE 40) L

patition and offers the following comments. The Items checked ballow are There are no site planning factors requiring comment.

A County Review Group Meeting is required.

A County Review Group Meeting is required.

forward by the Sureau of Public Services.

Subdivision. The plan must show the entire it is defined as a to issuance of a building permit.

( )A record plat will be required and must be recorded enter to issuance of a building permit.

( )The access is not satisfactory.

( )The parking arrangement is not satisfactory.

( )Parking calculations must be shown on the plan.

development on these soils which are defined as wethere. Pracking calculations must be shown on the plan.

This property contains soils which are defined as wetlands, and development on these soils is prohibited. development on these soils is promibited.
)Construction in or alteration of the floodplain is prohibited under the provisions of Section 22-93 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 Soard Dandscaping: Rust comply with dailingre County Landscape Manual.

The property is located in a deficient service area as defined by Bill 173-79. To building permit may be issued until a Reserve is

Capacity Use Certificate has been issued. The deficient service ( )The property is located in a trainic ered controlled by a "D" level intersection as defined by Sill 173-73, and as conditions change traffic capacity may become more limited. The Basic Services Areas the removaluated annually by the County Council. CC: James Haswell Europe A. Bribge Chart, Current Planning and Development

, FLANT

CROWN NO. BALTIMORE CITY MD-53 3550-3572 Potee St. & Patapsco MD-54 3508 Wilkins Ave. 236 MD-55 104 Monroe St. & Washington Blvd. MD-56 113 3224 Washington & Caton Ave. MD-57 5801-15 Eastern Ave. & Bonsal MD-58 Belair Road & Glenmore Ave. MD-59 Erdman & Sinclair MD-60 Haven & Pulaski Hwy. 1001 North & Madison MD-63 237 Fallstaff & Reisterstown BALTIMORE COUNTY 7409 Liberty Rd. & Croyden Pulaski & Middle River Road Eastern Blvd. & Quince Orchard Rd. MD-67 Berrymans Lane & Reisterstown (#140) MD-69 2312 York Road MD-70 Liberty Road & Brenbrock Dv. MD-71 York & Burke MD-72 Joppa Road & Loch Raven Blvd. MD-73 Loch Raven & Taylor 9810 Harford Road & Relocated Joppa MD-77 Ebenezer & Pulaski Melvin & Winters Lane York & Winwood (Fluery & Miriam) 12436 Pulaski Highway MONTGOMERY COUNTY 11295 Viers Mills Road 18040 Georgia Avenue & 3rd MD-85 770 New Yampshire & Ashton 7628 Old Georgetown Road MD-89 Shady Grove & Gaither Road 162 15805 Frederick Road Georgia & Colesville ANNE ARUNDEL COUNTY Crain Highway & Aquahart Road 244 Old Mill & Pt. 3 Rt. 175 (Old Annapolis Road) Eight Ave. & Governor Ritchie Hwy. MD-97 245

241 West & Monticello

Old Annapolis & Relocated Wilson

483

486

