Petitioner

11th Election District

\* DEPUTY ZONING COMMISSIONER \* OF BALTIMORE COUNTY

\* Case No. 93-105-SPH

6th Councilmanic District Emanuel Baptist Church

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

FINDINGS OF FACT AND CONCLUSIONS OF LAW

This matter comes before the Deputy Zoning Commissioner as a Petition for Special Hearing filed by the legal owner of the subject property, the Emanuel Baptist Church, by the Rev. John L. Clanton, by and through their attorney, Gordon H. Levy, Esquire. The Petitioner requests approval of an amendment to the previously approved site plan in Case No. 92-118-A to permit a side yard setback of 8.4' in lieu of the 12.4' granted to allow the addition of a handicap ramp in accordance with Petitioner's Exhibit 1.

Appearing on behalf of the Petition were Rev. John L. Clanton, who was represented by Gordon H. Levy, Esquire. Also appearing on behalf of the Petition was Lenwood Johnson, Office of Planning. There were no Protestants.

Testimony indicated that the subject property, known as 7407 Linden Avenue, consists of 0.29 acres more or less, zoned D.R. 5.5, and is the site of the Emanuel Baptist Church. The Church is desirous of constructing a handicap ramp on the north side of the existing building to provide access for handicapped members. Testimony indicated that the proposed location for the ramp is the only feasible site due to existing improvements on the site. Further testimony indicated that the proposed ramp is necessary in order to comply with the American Disabilities Act.

Registered Land Surveyor

August 3, 1991

14th District Baltimore County, Maryland

1277 NEIGHBORS AVE. - BALTIMORE, A

Emanuel Baptist Church

7407 Linden avenue

Testimony indicated the relief requested will not result in any detriment to the health, safety or general welfare of the surrounding community and meets the requirements of Section 307.1 of the B.C.Z.R.

After due consideration of the testimony and evidence presented, it is clear that practical difficulty or unreasonable hardship would result if the relief requested in the special hearing were not granted. It has been established that the requirements from which the Petitioner seeks relief would unduly restrict the use of the land due to the special conditions unique to this particular parcel. In addition, the relief requested will not be detrimental to the public health, safety, and general welfare.

Pursuant to the advertisement, posting of the property, and public hearing on this Petition held, and for the reasons given above, the special hearing should be granted.

THEREFORE, IT IS ORDERED by the Deputy Zoning Commissioner for Baltimore County this  $30^{16}$  day of November, 1992 that the Petition for Special Hearing to approve an amendment to the previously approved site plan in Case No. 92-118-A to permit a side yard setback of 8.4' in lieu of the 12.4' granted to allow the addition of a handicap ramp in accordance with Petitioner's Exhibit 1, be and is hereby GRANTED, subject to the following restriction:

> 1) The Petitioners may apply for their building permit and be granted same upon receipt of this Order; however, Petitioners are hereby made aware that proceeding at this time is at their own risk until such time as the 30-day appellate process from this Order has expired. If, for whatever reason, this Order is reversed, the Petitioners would be required to return, and be responsible for returning, said property to its original condition.

> > - 2-

Deputy Zoning Commissioner for Baltimore County

ENED FOR FLING

TMK:bis

CERTIFICATE OF POSTING

Date of Posting 10/21/92 Emanuel Baptist church Location of property: 7407 (SE/s) Lindon Hrs., 204' SW/Full-r Ton Ara Location of Signer Facing roodway an property of Petitioner.

Date of return: 10/23/92\_

Beginning for the same on the southeast side of Linden Avenue at the distance of 204.10 feet measured southwesterly along the southeast side thereof from the southwest side of Fullerton Avenue, thence runing and binding on the southeast side thereof South 41 degrees 50 minutes 57 seconds West 80 feet, thence running for three lines of division as follows: South 48 degrees 09 minutes 03 seconds East 155 feet, North 41 degrees 50 minutes 57 seconds East 80 feet and North 48 degrees 09 minutes 03 seconds West 155 feet to the place of beginning.

Containing 0.29 acres of land more or less.

Being Lots 49 and 50 Cherry Heights, 3/71

CERTIFICATE OF PUBLICATION

THIS IS TO CERTIFY, that the annexed advertisement was published in THE JEFFERSONIAN, a weekly newspaper published in Towson, Baltimore County, Md., once in each of \_\_\_\_\_ successive weeks, the first publication appearing on 10 9, 19

Baltimore County Government Zoning Commissioner Office of Planning and Zoning

November 30, 1992

Suite 113 Courthouse 400 Washington Avenue Towson, MD 21204

(410) 887 4386

Gordon H. Levy, Esquire 114 E. Lexington Street, Suite 702 Baltimore, Maryland 21202

RE: PETITION FOR SPECIAL HEARING SE/S Linden Avenue, 204' SW of Fullerton Avenue (7407 Linden Avenue) 11th Election District - 6th Councilmanic District Emanuel Baptist Church - Petitioner Case No. 93-105-SPH

Dear Mr. Levy:

Enclosed please find a copy of the decision rendered in the above-captioned matter. The Petition for Special Hearing has been granted in accordance with the attached Order.

In the event any party finds the decision rendered is unfavorable, any party may file an appeal to the County Board of Appeals within thirty (30) days of the date of this Order. For further information on filing an appeal, please contact Ms. Charlotte Radcliffe at 887-3351.

> TIMOTHY M. KOTROCO Deputy Zoning Commissioner for Baltimore County

Very truly yours,

cc: Rev. John Clanton 1918 Taylor Avenue, Baltimore, Md. 21234

People's Counsel

- 73-10500 PH Petition for Special Hearing to the Zoning Commissioner of Baltimore County

for the property located at 7407 Linden Avenue, Balto. MD 21206 which is presently send DR 5.5

This Petition shall be filed with the Office of Zoning Administration & Development Management.

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 Zoning Regulations of Baltimere County, to determine whether or not the Zoning Commissioner should approve the amendment to case no. 92-118-A To allow a 8'4" setback in lieu of the previously granted 12'4" for a handicap ramp.

Contract Purchaser/Laseage	Whe do solemnly declare and affirm, under the penalties of perjury. that then teges owner(s) of the property which is the subject of the Publish.  Legal Character
Type or Print Name)	Emanuel Baptist Church
Ignature	Rev. John Clanton
ddigee	Guy Matthews, Trustee
No.	Zpecode Dignature / // / / / /
Miney for Pathoner	7407 Linden Avenue
fordon H. Levy	Baltimore, Maryland 21206  City Name, Address and phone number of legal corner, Contract purchaser or represe
114 E. Lexington St./Su	Rev. John Clanton
Baltimore, Maryland 21	1918 Taylor Avenue 882-9878

OFFICE OF FINANCE REVENUE DIVISION MISCELLANEOUS CASH RECEIPT ACCOUNT R-001-6150 AMOUNT \$ 250, 10 FROM: Emanuel Baptist Church INC. 04A04#0007#(CHRC VALIDATION OR SIGNATURE OF CASHIER



Zoning Administration & Development Management 111 West Chesupeuke Avenue Tov son, Maryland 21204

HP300(12 SELECT HEARING SEEDS

Please Make Checks Payable To: Baltimore Country

DATE: 10 20 92

7407 Linden Avenue Baltimore, Maryland 21206

111 West Chesapeake Avenue

Towson, MD 21204

CASE NUMBER: 93-105-SPH (Item 112) SE/S Linden Avenue, 204' SW of Fullerton Avenue 7407 Linden Avenue 11th Election District - 6th Councilmanic Petitioner(s): Emanuel Baptist Church HEARING: MONDAY, NOVEMBER 9, 1992 at 9:00 a.m. in Rm. 118, Old Courthouse. Dear Petitioner(s):

Please be advised that \$64.33 is due for advertising and posting of the above captioned

Baltimore County Government

Office of Zoning Administration and Development Management

Office of Planning & Zoning

(410) 887-3353

SHALL NOT ISSUE. DO NOT REMOVE THE SIGN & POST SET(S) FROM THE PROPERTY UNTIL THE DAY OF THE HEARING.

THIS PEE MOST BE PAID AND THE ZONLING SIGN & POST SET(S) RETURNED ON THE DAY OF THE HEARING OR THE ORDER

payable to Baltimore County, Maryland. In order to avoid delay of the issuance of proper credit and/or your Order, immediate attention to this matter is suggested.

cc: Gordon H. Levy, Esq.

111 West Chesapeake Avenue Towson, MD 2120+

OCT. O 1 1992

(410) 887-3353

11 West Chesapeake Avenue Towson, MD 21204

## NOTICE OF HEARING

The Zoning Commissioner of Baltimore County, by authority of the Zoning act and Regulations of Baltimore county will hold a public hearing on the property identified herein in Room 106 of the County Office Building, 111 W. Chesapeake Avenue in Towson, Maryland 21204

Room 118, Old Courthouse, 400 Washington Avenue, Towson, Maryland 21204 as follows:

CASE NUMBER: 93-105-SPH (Item 112) SE/S Linden Avenue, 204' SW of Fullerton Avenue 7407 Linden Avenue

11th Election District - 6th Councilmanic Petitioner(s): Emanuel Baptist Church HEARING: MONDAY, NOVEMBER 9, 1992 at 9:00 a.m. in Rm. 118, Old Courthouse.

Special Hearing to approve an amendment to case #92-118-A to allow a 8 foot, 4 inch setback in lieu of the previously granted 12 feet, 4 inches for a handicapp ramp.

Baltimore County

cc: Emanuel Baptist Church Rev. John Clanton Gordon H. Levy, Esq.

Ms. Julie Winiarski

Zoning Administration and

Development Management

111 W. Chesapeake Avenue

Towson, Maryland 21204

Dear Ms. Winiarski:

County Office Building

Room 109

NOTE: HEARINGS ARE HANDICAPPED ACCESSIBLE; FOR SPECIAL ACCOMMODATIONS PLEASE CALL 887-3353.

Maryland Department of Transportation

State Highway Administration



Gordon H. Levy, Esquire 114 E. Lexington Street, STE 702 Baltimore, MD 21202

> RE: Item No. 112, Case No. 93-105-SPH Petitioner: Emanuel Baptist Church, et al Petition for Special Hearing

Jctober 26, 1992

(410) 887-3353

Baltimore County Government
Office of Zoning Administration

and Development Management

Office of Planning & Zoning

## Dear Mr. Levy:

The Zoning Plans Advisory Committee (ZAC) has reviewed the plans submitted with the above referenced petition. The attached comments from each reviewing agency are not intended to indicate the appropriateness of the zoning action requested, but to assure that all parties, i.e. Zoning Commissioner, attorney and/or the petitioner, are made aware of plans or problems with regard to the proposed improvements that may have a bearing on this case.

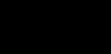
Enclosed are all comments submitted thus far from the members of ZAC that offer or request information on your petition. If additional comments are received from other members of ZAC, I will forward them to you. Otherwise, any comment that is not informative will be placed in the hearing file. This petition was accepted for filing on the date of the enclosed filing certificate and a hearing scheduled

The following comments are related only to the filing of future zoning petitions and are aimed at expediting the petition filing process with this office.

1) The Director of Zoning Administration and Development Management has instituted a system whereby seasoned zoning attorneys who feel that they are capable of filing petitions that comply with all aspects of the zoning regulations and petitions filing requirements can file their petitions with this office without the necessity of a preliminary review by Zoning personnel.









DATE: October 21, 1992

FROM: Ervin Mc Daniel, Chief

The Office of Planning and Zoning has no comments on the following petition(s):

If there should be any further questions or if this office can provide additional

ZONING OFFICE

O. James Lighthizer

Hal Kassoff

Administrator

Re: Baltimore County

This office has reviewed the referenced item and we have no objection to approval as it

Very truly yours,

does not access a State roadway and is not effected by any State Highway Administration

Please contact David Ramsey at 410-333-1350 if you have any questions.

Thank you for the opportunity to review this item.

Item No.: + /12 (JJS)

707 North Calvert St., Baltimore, Maryland 21203-0717

BALTIMORE COUNTY, MARYLAND INTER-OFFICE CORRESPONDENCE

Arnold Jablon, Director Zoning Administration and Development Management

Office of Planning and Zoning Development Review Section

Emanuel Baptish Church, Item No. 112

EMcD/FM:rdn

ITEM112.ZAC/ZAC1

Petitions from Zoning Advisory Committee (October 5, 1992)

information, please contact Francis Morsey in the Office of Planning at 887-3211.

Rec'd 10/14/92

Baltimore County Government Office of Zoning Administration and Development Management Office of Planning & Zoning

111 West Chesapeake Avenue

Towson, MD 21204

Ponted on Recycled Paper

(410) 887-3353

Your petition has been received and accepted for filing this 24th day of September, 1992.

Zoning Plans Advisory Committee

Petitioner: Emanuel Baptist Church, et al

BUREAU OF TRAFFIC ENGINEERING

DEPARTMENT OF PUBLIC WORKS

BALTIMORE COUNTY, MARYLAND

This request will restrict the drive isle to 8 ft. or less. Traffic

Engineering does not consider this safe or acceptable.

Mr. Arnold Jablon, Director Office of Zoning Administration

and Development Management

Rahee J. Famili

Z.A.C. MEETING DATE: October 5, 1992

SUBJECT: Z.A.C. Comments

ITEM NUMBER: 112

RJF/WKL/lvd

DATE: October 9, 1992

Petitioner's Attorney: Gordon H. Levy

DPW/Developers Engineering Division (Public Services) Development Review Committee Response Form 15/08/92 Authorized signature \_\_/ Derine a. Kennedy 2013/92 Project Name Zoning Issue Meeting Date Ronald I. and Gisela J. Canary DED DEPRM RP STP TE J. Homer Weldemeyer DED DEPRM RP STP TF Irvin C. Ludloff, Jr. DED DEPRM RP STP TF ´ Emanuel Baptist Church DED DEPRM RP STP TE Jean P. Fraunfelter DED DEPRM RP STP TE Comment Richard J. Januszkiewicz DED DEPRM RP STP TE COUNT 6 May C. Brewer 107 DED DEPRM RP STP TF COUNT 1 Stonegate at Patapsco (Azreal Property) 90476 ZON DED TE (Waiting for developer to submit plans first) \*\*\* END OF REPORT \*\*\*

Rec'd 10/14/92 Department of Environmental Protection & Resource Management 10/08/92

Development Review Committee Restanse Form
Authorized signature Date 10:13-93 Project Name File Number Waiver Number Zonikg Issue Meeting Date Ronald I. and Gisela J. Canary 10-5-92 DED DEPRM RP STP TE ED DEPRM RP STP TE J. Homer Weidemeyer In process DED DEPRM RP STP TE Irvin C. Ludloff, Jr. No Comments DED DEPRM RP STP TE No comments DED DEPRM RP STP TE Jean P. Fraunfelter No comments DED DEPRM RP STP TE Richard J. Januszkiewicz in process DED DEPRM RP STP TE COUNT 6 May C. Brewer 10/5/92 Morass DED DEPRM RP STP TE COUNT 1 Michael And Patricia A. Perholtz B-10-92 COUNT 1 Adela M. Lombardi And Florence Kunsky 8-24-92 DEPRM Baltimore Country Club of Baltimore City 

•	Baltimore County Government Fire Department	

700 East Joppa Road Suite 901 Towson, MD 21204-5500

OCTOBER 19, 1992 (410) 887-4500

Arnold Jablon
Director
Zoning Administration and
Development Management
Baltimore County Office Building
Towson, MD 21204

RE: Property Owner: EMANUEL BAPTIST CHURCH
Location: #7407 LINDEN AVENUE

Item No.: +112 (JJS) Zoning Agenda: OCTOBER 5, 1992

Gentlemen:

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

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", 1988 edition prior to occupancy.

Planning Group
Special Inspection Division

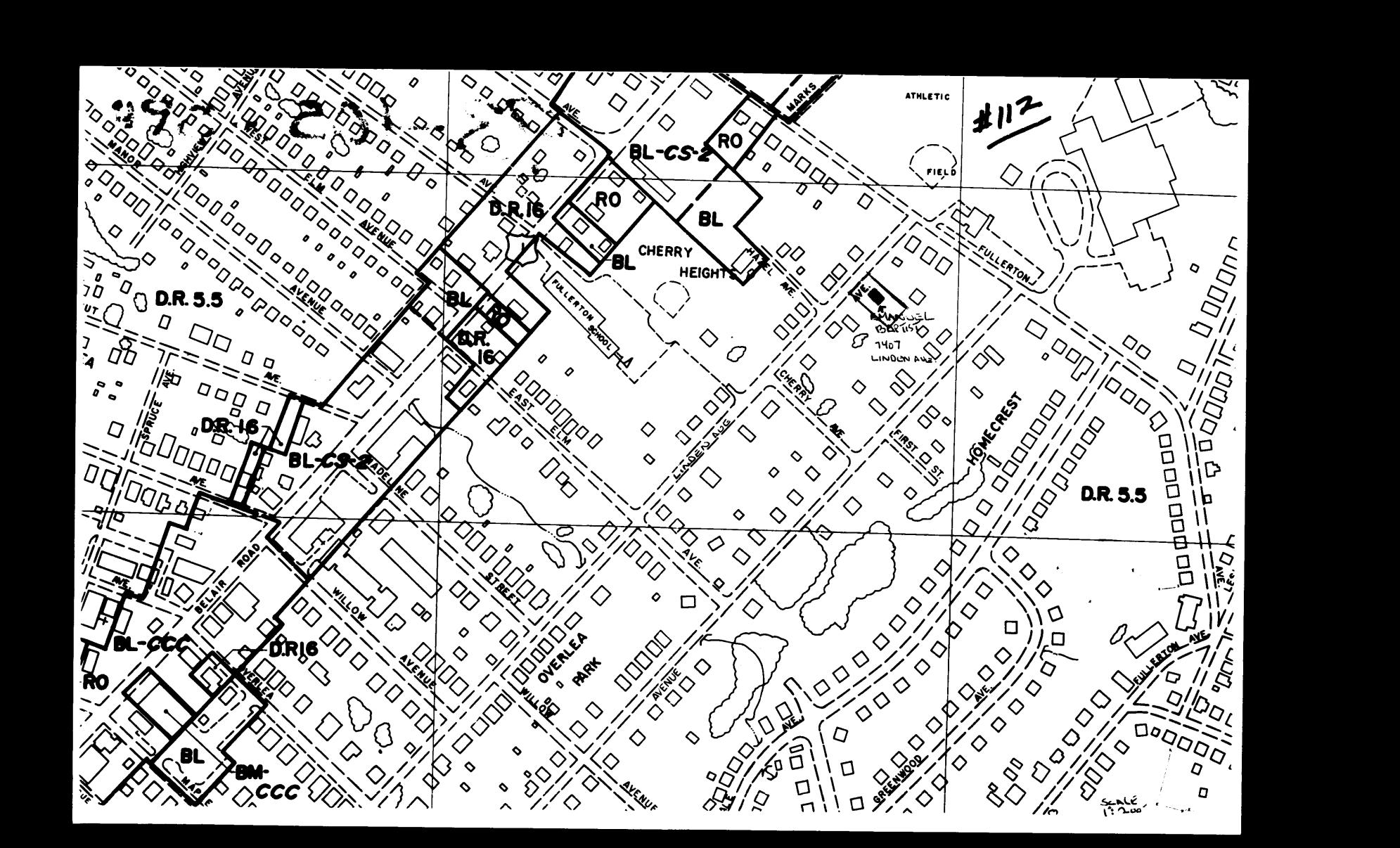
JP/KEK

Rec'd 10/21/93

Project Name File Number Waiver Number	Zoning Issue	Meeting Date
Ronald I. and Gisela J. Canary DED DEPRM RP STP TE	109	10-5-92
J. Homer Weidemeyer		<b>3</b> 222222222222
DED DEPRM RP STP TE	110 No Connect	
Irvin C. Ludloff, Jr.		=======================================
DED DEPRM RP STP TE	No Connect	
Emanuel Baptist Church		=======================================
DED DEPRM RP STP TE	No Connert	
Jean P. Fraunfelter		3==3=5================================
DED DEPRM RP STP TE	No Connert	
Richard J. Januszkiewicz	1.14	=======================================
DED DEPRM RP STP TE	No Connert	
COUNT 6		
May C. Brewer		
DED DEPRM RP STP TE	No Comment	10/5/92
COUNT 1		
INAL TOTALS OUNT 7		
** END OF REPORT ***		

CITIZEN SIGN-IN SHEET

PLEASE PRINT CLEARLY



	::	/	フィースガーニ	しから					1
Lis	<u>जिंद्रम का मार्ट</u> ी							• //	
Sı	TE I	192	<b>'- T</b>	M			<b>-</b>	~//	
	≥			VI		<b>S</b> _	6		
	ON MAP				ı			/ (1)	
		_	`	1901				1200	o ~\^
	100' TO EX	1			<del>-</del> -				
	FIRE HYO.						٠		
		 	6 WATE	2 72 ·	0502		•		` .\
	LINDEN , 8	1	û O		<i>•••••</i>			_	•
17		1	0				AVI		72-0567
1 7	1	-	<u>8" s</u>	AN 1.	7-626	<del></del>			SAN
		ENT.	4 WOLK	W-4.0	` EX	<u> </u>			6160
_	541-50-5	1"W(I					· / WA	LK	
2			E 80				204·1 TO	FULLEDTO	ON .
• •	BALTO, CO.	12.	JIGN.			•	AVE.		
	14-13-086156		• /	Wall	ा ह्यं.				· · · · · · · · · · · · · · · · · · ·
- P		•			7	2	1	•	
				n n		77			-
EX.	51:+		8.6	8.65			١		
-	90	Ď	是	X	124t	7	L Z		
<i>"</i>	Ò	SIT	Hubch	5T1k	4,0	40	g w		
	0	ጃ(' ሆ	<b>T</b>	2		Ö	ا <u>ن</u> ام <u>۲</u>		
		5		•		9'-0	_ سِ		
JAMES SAMUEL	132 18		27.	55	7	'n	<u> </u>		4.2
7093-309 (	4.3.60 6.2.2.2.2			73	30-	5 -			· · · · · · · ·
1,00929			ADDITION	PROPOSE	10				
	13/		710	Q		o i			
		•	7	, i	\	2 .	<sub>ව</sub>	1 1/2	
,	\			;		БĒ	6	1 3	
PETI	'IONER'S		1	-	75-	TY MD. GROUP	0) []	3 5 4	\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\
		19	1 22	50		N G	iewed By Thring, Action T	4 4	
EXHII	BIT 1		i	<i>,</i>	j	S E E M	Act PRO	43 3=	
			İ		\	SE SE	Reviewed Howing, Ac	308	
EX. ZONING - DE	2 5-5 43	. •	1		\	.¥ 0.₹ 8.	Re lo	2 V	-  -
AREA OF LOT	12400 5.F. 0.29 De.			• ,			as A	40   g	iired
area of fedr.	142CH + 1153-25	40′		40		BAL COU	lan W h The	PW PZ ion	Requir
		· · · · · · · · · · · · · · · · · · ·	-501-57-1	•	1		This P	ed C	provec Mtg.
NO WELLS	re	TO ACCOMPA	YARD SET	BACY AF	01/1		F 6 5	prov prov Exi	
NO UNDER GO	DUD STORAGE NO. 92	EU OF 12.4'	VARIANCE	AS PER	CASE	•	<u> </u>	an Api an Api prova	Plan Disag Continued
	ACLE	RENCE HAN	CUVED FOR	R NOV. 19 IP ADDITI	791 ' 10N. 1		- 3	Plan Plan Appr	Plan Cont Plan
NOTE CHURCH	WAS RING -								27
14:012-7					112	10 Ju	The second	tornk	S. Lea
No OF SPACES	PROVIDED	Y • (	<i>)</i>		/	S AS	THE STATE OF	A PROPERTY OF	
		ARIANCE Z			(-	d	1991 -		
	まさい こうしょう かいあた にんこうじゅう まいこうい	EMADUE	L BAPTIS	ST: CHUR	ich le		THE CE PARTITION		
PASTER JOHN		CHEDI			/	$\langle \hat{v} \rangle_{\gamma}$	Anu		1. 1. 1. 1. 1. 1. 1. 1. 1. 1. 1. 1. 1. 1
BALTO, MD 3	21206	- PLAT	BOOK: 3 -	H			4-91	The second	Control of the State of the Sta
•	121.	דא הואדתוני	ripalitinde	氏のが、付入の	こえょくけい	י כי			, XI :

Petitioner

11th Election District

\* DEPUTY ZONING COMMISSIONER \* OF BALTIMORE COUNTY

\* Case No. 93-105-SPH

6th Councilmanic District Emanuel Baptist Church

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

FINDINGS OF FACT AND CONCLUSIONS OF LAW

This matter comes before the Deputy Zoning Commissioner as a Petition for Special Hearing filed by the legal owner of the subject property, the Emanuel Baptist Church, by the Rev. John L. Clanton, by and through their attorney, Gordon H. Levy, Esquire. The Petitioner requests approval of an amendment to the previously approved site plan in Case No. 92-118-A to permit a side yard setback of 8.4' in lieu of the 12.4' granted to allow the addition of a handicap ramp in accordance with Petitioner's Exhibit 1.

Appearing on behalf of the Petition were Rev. John L. Clanton, who was represented by Gordon H. Levy, Esquire. Also appearing on behalf of the Petition was Lenwood Johnson, Office of Planning. There were no Protestants.

Testimony indicated that the subject property, known as 7407 Linden Avenue, consists of 0.29 acres more or less, zoned D.R. 5.5, and is the site of the Emanuel Baptist Church. The Church is desirous of constructing a handicap ramp on the north side of the existing building to provide access for handicapped members. Testimony indicated that the proposed location for the ramp is the only feasible site due to existing improvements on the site. Further testimony indicated that the proposed ramp is necessary in order to comply with the American Disabilities Act.

Registered Land Surveyor

August 3, 1991

14th District Baltimore County, Maryland

1277 NEIGHBORS AVE. - BALTIMORE, A

Emanuel Baptist Church

7407 Linden avenue

Testimony indicated the relief requested will not result in any detriment to the health, safety or general welfare of the surrounding community and meets the requirements of Section 307.1 of the B.C.Z.R.

After due consideration of the testimony and evidence presented, it is clear that practical difficulty or unreasonable hardship would result if the relief requested in the special hearing were not granted. It has been established that the requirements from which the Petitioner seeks relief would unduly restrict the use of the land due to the special conditions unique to this particular parcel. In addition, the relief requested will not be detrimental to the public health, safety, and general welfare.

Pursuant to the advertisement, posting of the property, and public hearing on this Petition held, and for the reasons given above, the special hearing should be granted.

THEREFORE, IT IS ORDERED by the Deputy Zoning Commissioner for Baltimore County this  $30^{16}$  day of November, 1992 that the Petition for Special Hearing to approve an amendment to the previously approved site plan in Case No. 92-118-A to permit a side yard setback of 8.4' in lieu of the 12.4' granted to allow the addition of a handicap ramp in accordance with Petitioner's Exhibit 1, be and is hereby GRANTED, subject to the following restriction:

> 1) The Petitioners may apply for their building permit and be granted same upon receipt of this Order; however, Petitioners are hereby made aware that proceeding at this time is at their own risk until such time as the 30-day appellate process from this Order has expired. If, for whatever reason, this Order is reversed, the Petitioners would be required to return, and be responsible for returning, said property to its original condition.

> > - 2-

Deputy Zoning Commissioner for Baltimore County

ENED FOR FLING

TMK:bis

CERTIFICATE OF POSTING

Date of Posting 10/21/92 Emanuel Baptist church Location of property: 7407 (SE/s) Lindon Hrs., 204' SW/Full-r Ton Ara Location of Signer Facing roodway an property of Petitioner.

Date of return: 10/23/92\_

Beginning for the same on the southeast side of Linden Avenue at the distance of 204.10 feet measured southwesterly along the southeast side thereof from the southwest side of Fullerton Avenue, thence runing and binding on the southeast side thereof South 41 degrees 50 minutes 57 seconds West 80 feet, thence running for three lines of division as follows: South 48 degrees 09 minutes 03 seconds East 155 feet, North 41 degrees 50 minutes 57 seconds East 80 feet and North 48 degrees 09 minutes 03 seconds West 155 feet to the place of beginning.

Containing 0.29 acres of land more or less.

Being Lots 49 and 50 Cherry Heights, 3/71

CERTIFICATE OF PUBLICATION

THIS IS TO CERTIFY, that the annexed advertisement was published in THE JEFFERSONIAN, a weekly newspaper published in Towson, Baltimore County, Md., once in each of \_\_\_\_\_ successive weeks, the first publication appearing on 10 9, 19

Baltimore County Government Zoning Commissioner Office of Planning and Zoning

November 30, 1992

Suite 113 Courthouse 400 Washington Avenue Towson, MD 21204

(410) 887 4386

Gordon H. Levy, Esquire 114 E. Lexington Street, Suite 702 Baltimore, Maryland 21202

RE: PETITION FOR SPECIAL HEARING SE/S Linden Avenue, 204' SW of Fullerton Avenue (7407 Linden Avenue) 11th Election District - 6th Councilmanic District Emanuel Baptist Church - Petitioner Case No. 93-105-SPH

Dear Mr. Levy:

Enclosed please find a copy of the decision rendered in the above-captioned matter. The Petition for Special Hearing has been granted in accordance with the attached Order.

In the event any party finds the decision rendered is unfavorable, any party may file an appeal to the County Board of Appeals within thirty (30) days of the date of this Order. For further information on filing an appeal, please contact Ms. Charlotte Radcliffe at 887-3351.

> TIMOTHY M. KOTROCO Deputy Zoning Commissioner for Baltimore County

Very truly yours,

cc: Rev. John Clanton 1918 Taylor Avenue, Baltimore, Md. 21234

People's Counsel

- 73-10500 PH Petition for Special Hearing to the Zoning Commissioner of Baltimore County

for the property located at 7407 Linden Avenue, Balto. MD 21206 which is presently send DR 5.5

This Petition shall be filed with the Office of Zoning Administration & Development Management.

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 Zoning Regulations of Baltimere County, to determine whether or not the Zoning Commissioner should approve the amendment to case no. 92-118-A To allow a 8'4" setback in lieu of the previously granted 12'4" for a handicap ramp.

Contract Purchaser/Laseage	Whe do solemnly declare and affirm, under the penalties of perjury. that then teges owner(s) of the property which is the subject of the Publish.  Legal Character
Type or Print Name)	Emanuel Baptist Church
Ignature	Rev. John Clanton
ddigee	Guy Matthews, Trustee
No.	Zpecode Dignature / // / / / /
Miney for Pathoner	7407 Linden Avenue
fordon H. Levy	Baltimore, Maryland 21206  City Name, Address and phone number of legal corner, Contract purchaser or represe
114 E. Lexington St./Su	Rev. John Clanton
Baltimore, Maryland 21	1918 Taylor Avenue 882-9878

OFFICE OF FINANCE REVENUE DIVISION MISCELLANEOUS CASH RECEIPT ACCOUNT R-001-6150 AMOUNT \$ 250, 10 FROM: Emanuel Baptist Church INC. 04A04#0007#(CHRC VALIDATION OR SIGNATURE OF CASHIER



Zoning Administration & Development Management 111 West Chesupeuke Avenue Tov son, Maryland 21204

HP300(12 SELECT HEARING SEEDS

Please Make Checks Payable To: Baltimore Country

DATE: 10 20 92

7407 Linden Avenue Baltimore, Maryland 21206

111 West Chesapeake Avenue

Towson, MD 21204

CASE NUMBER: 93-105-SPH (Item 112) SE/S Linden Avenue, 204' SW of Fullerton Avenue 7407 Linden Avenue 11th Election District - 6th Councilmanic Petitioner(s): Emanuel Baptist Church HEARING: MONDAY, NOVEMBER 9, 1992 at 9:00 a.m. in Rm. 118, Old Courthouse. Dear Petitioner(s):

Please be advised that \$64.33 is due for advertising and posting of the above captioned

Baltimore County Government

Office of Zoning Administration and Development Management

Office of Planning & Zoning

(410) 887-3353

SHALL NOT ISSUE. DO NOT REMOVE THE SIGN & POST SET(S) FROM THE PROPERTY UNTIL THE DAY OF THE HEARING.

THIS PEE MOST BE PAID AND THE ZONLING SIGN & POST SET(S) RETURNED ON THE DAY OF THE HEARING OR THE ORDER

payable to Baltimore County, Maryland. In order to avoid delay of the issuance of proper credit and/or your Order, immediate attention to this matter is suggested.

cc: Gordon H. Levy, Esq.

111 West Chesapeake Avenue Towson, MD 2120+

OCT. O 1 1992

(410) 887-3353

11 West Chesapeake Avenue Towson, MD 21204

## NOTICE OF HEARING

The Zoning Commissioner of Baltimore County, by authority of the Zoning act and Regulations of Baltimore county will hold a public hearing on the property identified herein in Room 106 of the County Office Building, 111 W. Chesapeake Avenue in Towson, Maryland 21204

Room 118, Old Courthouse, 400 Washington Avenue, Towson, Maryland 21204 as follows:

CASE NUMBER: 93-105-SPH (Item 112) SE/S Linden Avenue, 204' SW of Fullerton Avenue 7407 Linden Avenue

11th Election District - 6th Councilmanic Petitioner(s): Emanuel Baptist Church HEARING: MONDAY, NOVEMBER 9, 1992 at 9:00 a.m. in Rm. 118, Old Courthouse.

Special Hearing to approve an amendment to case #92-118-A to allow a 8 foot, 4 inch setback in lieu of the previously granted 12 feet, 4 inches for a handicapp ramp.

Baltimore County

cc: Emanuel Baptist Church Rev. John Clanton Gordon H. Levy, Esq.

Ms. Julie Winiarski

Zoning Administration and

Development Management

111 W. Chesapeake Avenue

Towson, Maryland 21204

Dear Ms. Winiarski:

County Office Building

Room 109

NOTE: HEARINGS ARE HANDICAPPED ACCESSIBLE; FOR SPECIAL ACCOMMODATIONS PLEASE CALL 887-3353.

Maryland Department of Transportation

State Highway Administration



Gordon H. Levy, Esquire 114 E. Lexington Street, STE 702 Baltimore, MD 21202

> RE: Item No. 112, Case No. 93-105-SPH Petitioner: Emanuel Baptist Church, et al Petition for Special Hearing

Jctober 26, 1992

(410) 887-3353

Baltimore County Government
Office of Zoning Administration

and Development Management

Office of Planning & Zoning

## Dear Mr. Levy:

The Zoning Plans Advisory Committee (ZAC) has reviewed the plans submitted with the above referenced petition. The attached comments from each reviewing agency are not intended to indicate the appropriateness of the zoning action requested, but to assure that all parties, i.e. Zoning Commissioner, attorney and/or the petitioner, are made aware of plans or problems with regard to the proposed improvements that may have a bearing on this case.

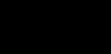
Enclosed are all comments submitted thus far from the members of ZAC that offer or request information on your petition. If additional comments are received from other members of ZAC, I will forward them to you. Otherwise, any comment that is not informative will be placed in the hearing file. This petition was accepted for filing on the date of the enclosed filing certificate and a hearing scheduled

The following comments are related only to the filing of future zoning petitions and are aimed at expediting the petition filing process with this office.

1) The Director of Zoning Administration and Development Management has instituted a system whereby seasoned zoning attorneys who feel that they are capable of filing petitions that comply with all aspects of the zoning regulations and petitions filing requirements can file their petitions with this office without the necessity of a preliminary review by Zoning personnel.









DATE: October 21, 1992

FROM: Ervin Mc Daniel, Chief

The Office of Planning and Zoning has no comments on the following petition(s):

If there should be any further questions or if this office can provide additional

ZONING OFFICE

O. James Lighthizer

Hal Kassoff

Administrator

Re: Baltimore County

This office has reviewed the referenced item and we have no objection to approval as it

Very truly yours,

does not access a State roadway and is not effected by any State Highway Administration

Please contact David Ramsey at 410-333-1350 if you have any questions.

Thank you for the opportunity to review this item.

Item No.: + /12 (JJS)

707 North Calvert St., Baltimore, Maryland 21203-0717

BALTIMORE COUNTY, MARYLAND INTER-OFFICE CORRESPONDENCE

Arnold Jablon, Director Zoning Administration and Development Management

Office of Planning and Zoning Development Review Section

Emanuel Baptish Church, Item No. 112

EMcD/FM:rdn

ITEM112.ZAC/ZAC1

Petitions from Zoning Advisory Committee (October 5, 1992)

information, please contact Francis Morsey in the Office of Planning at 887-3211.

Rec'd 10/14/92

Baltimore County Government Office of Zoning Administration and Development Management Office of Planning & Zoning

111 West Chesapeake Avenue

Towson, MD 21204

Ponted on Recycled Paper

(410) 887-3353

Your petition has been received and accepted for filing this 24th day of September, 1992.

Zoning Plans Advisory Committee

Petitioner: Emanuel Baptist Church, et al

BUREAU OF TRAFFIC ENGINEERING

DEPARTMENT OF PUBLIC WORKS

BALTIMORE COUNTY, MARYLAND

This request will restrict the drive isle to 8 ft. or less. Traffic

Engineering does not consider this safe or acceptable.

Mr. Arnold Jablon, Director Office of Zoning Administration

and Development Management

Rahee J. Famili

Z.A.C. MEETING DATE: October 5, 1992

SUBJECT: Z.A.C. Comments

ITEM NUMBER: 112

RJF/WKL/lvd

DATE: October 9, 1992

Petitioner's Attorney: Gordon H. Levy

DPW/Developers Engineering Division (Public Services) Development Review Committee Response Form 15/08/92 Authorized signature \_\_/ Derine a. Kennedy 2013/92 Project Name Zoning Issue Meeting Date Ronald I. and Gisela J. Canary DED DEPRM RP STP TE J. Homer Weldemeyer DED DEPRM RP STP TF Irvin C. Ludloff, Jr. DED DEPRM RP STP TF ´ Emanuel Baptist Church DED DEPRM RP STP TE Jean P. Fraunfelter DED DEPRM RP STP TE Comment Richard J. Januszkiewicz DED DEPRM RP STP TE COUNT 6 May C. Brewer 107 DED DEPRM RP STP TF COUNT 1 Stonegate at Patapsco (Azreal Property) 90476 ZON DED TE (Waiting for developer to submit plans first) \*\*\* END OF REPORT \*\*\*

Rec'd 10/14/92 Department of Environmental Protection & Resource Management 10/08/92

Development Review Committee Restanse Form
Authorized signature Date 10:13-93 Project Name File Number Waiver Number Zonikg Issue Meeting Date Ronald I. and Gisela J. Canary 10-5-92 DED DEPRM RP STP TE ED DEPRM RP STP TE J. Homer Weidemeyer In process DED DEPRM RP STP TE Irvin C. Ludloff, Jr. No Comments DED DEPRM RP STP TE No comments DED DEPRM RP STP TE Jean P. Fraunfelter No comments DED DEPRM RP STP TE Richard J. Januszkiewicz in process DED DEPRM RP STP TE COUNT 6 May C. Brewer 10/5/92 Morass DED DEPRM RP STP TE COUNT 1 Michael And Patricia A. Perholtz B-10-92 COUNT 1 Adela M. Lombardi And Florence Kunsky 8-24-92 DEPRM Baltimore Country Club of Baltimore City 

•	Baltimore County Government Fire Department	

700 East Joppa Road Suite 901 Towson, MD 21204-5500

OCTOBER 19, 1992 (410) 887-4500

Arnold Jablon
Director
Zoning Administration and
Development Management
Baltimore County Office Building
Towson, MD 21204

RE: Property Owner: EMANUEL BAPTIST CHURCH
Location: #7407 LINDEN AVENUE

Item No.: +112 (JJS) Zoning Agenda: OCTOBER 5, 1992

Gentlemen:

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

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", 1988 edition prior to occupancy.

Planning Group
Special Inspection Division

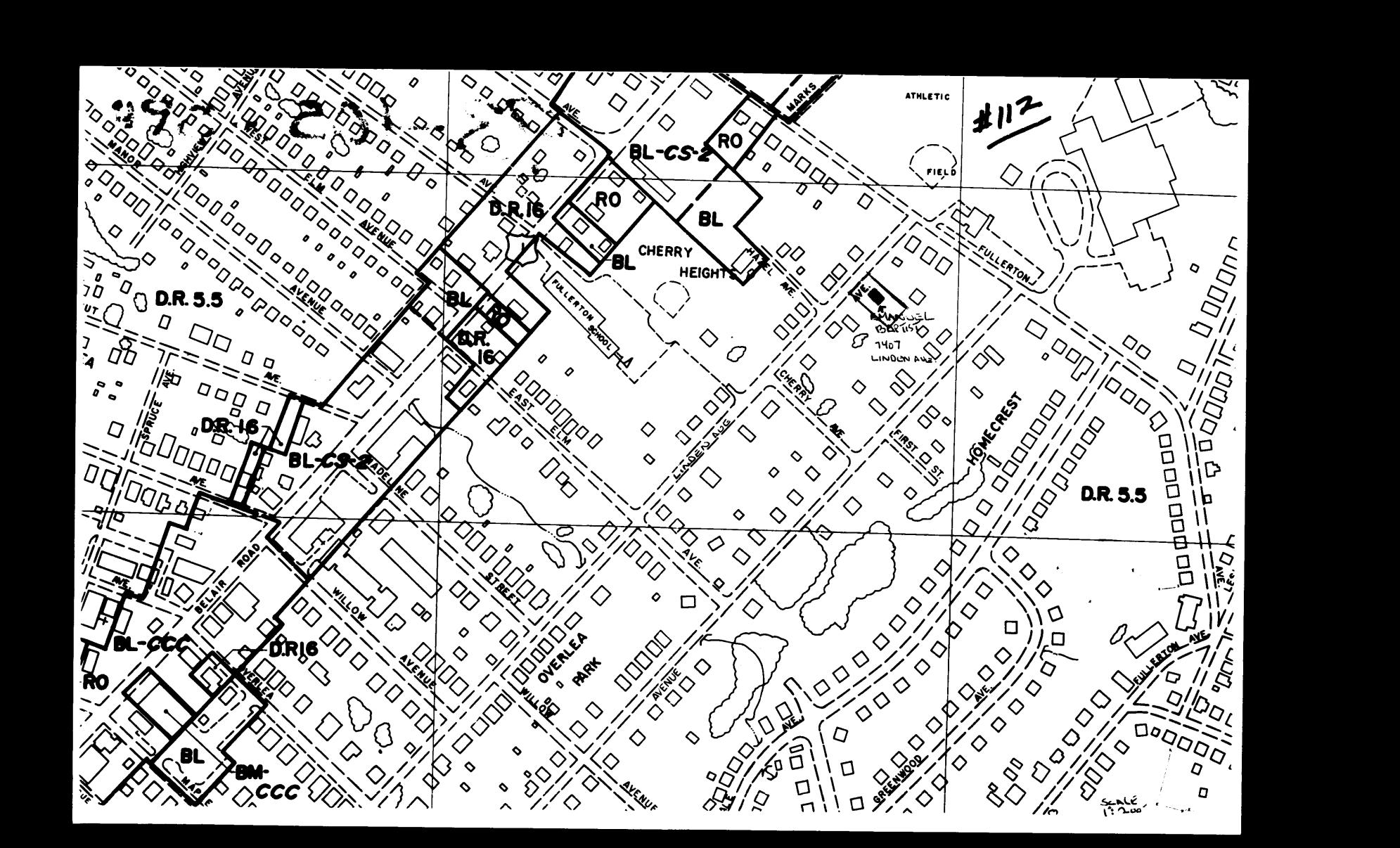
JP/KEK

Rec'd 10/21/93

Project Name File Number Waiver Number	Zoning Issue	Meeting Date
Ronald I. and Gisela J. Canary DED DEPRM RP STP TE	109	10-5-92
J. Homer Weidemeyer		<b>3</b> 222222222222
DED DEPRM RP STP TE	110 No Connect	
Irvin C. Ludloff, Jr.		=======================================
DED DEPRM RP STP TE	No Connect	
Emanuel Baptist Church		=======================================
DED DEPRM RP STP TE	No Connert	
Jean P. Fraunfelter		3==3=5================================
DED DEPRM RP STP TE	No Connert	
Richard J. Januszkiewicz	1.14	=======================================
DED DEPRM RP STP TE	No Connert	
COUNT 6		
May C. Brewer		
DED DEPRM RP STP TE	No Comment	10/5/92
COUNT 1		
INAL TOTALS OUNT 7		
** END OF REPORT ***		

CITIZEN SIGN-IN SHEET

PLEASE PRINT CLEARLY



	::	/	フィースガーニ	しから					1
Lis	<u>जिंद्रम का मार्ट</u> ी							• //	
Sı	TE I	192	<b>'- T</b>	M			<b>-</b>	~//	
	≥			VI		<b>S</b> _	6		
	ON MAP				I			/ (1)	
		_	`	1901				1200	o ~\^
	100' TO EX	1			<del>-</del> -	<del></del> ,			
	FIRE HYO.						٠		
		 	6 WATE	2 72 ·	0502		•		` .\
	LINDEN , 8	1	û O		<i>•••••</i>			_	•
17		1	0				AVI		72-0567
1 7	1	-	<u> </u>	AN 1.	7-626	<del></del>			SAN
		ENT.	4 WOLK	W-4.0	` EX	<u> </u>			6160
_	541-50-5	1"W(I					· / WA	LK	
2			E 80				204·1 TO	FULLEDTO	ON .
• •	BALTO, CO.	12.	JIGN.			•	AVE.		
	14-13-086156		• /	Wall	ा ह्यं.				· · · · · · · · · · · · · · · · · · ·
- P		•			7	2	1	•	
				n n		77			-
EX.	51:+		8.6	8.65			١		
-	90	Ď	是	X	124t	7	L Z		
<i>"</i>	Ò	SIT	Hubch	5T1k	4,0	40	g w		
	0	ጃ(' ሆ	<b>T</b>	2		Ö	ا <u>ن</u> کے ا		
		5		•		9'-0	_ سِ		
JAMES SAMUEL	132 18		27.	55	7	'n	<u> </u>		4.2
7093-309 (	4.3.60 6.2.2.2.2			73	30-	5 -			· · · · · · · ·
1,00925			ADDITION	PROPOSE	10				
	13/		710	Q		o i			
		•	7	, i	\	2 .	<sub>ව</sub>	1 1/2	
,	\			;		БĒ	6	7 3	
PETI	'IONER'S		1	-	75-	TY MD. GROUP	0) []	3 5 4	\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\
		19	1 22	50		N G	iewed By Thring, Action T	4 4	
EXHII	BIT 1		i	<i>,</i>	j	S E E M	Act PRO	43 3=	
			İ		\	SE SE	Reviewed Howing, Ac	308	
EX. ZONING - DE	2 5-5 43	. •	1		\	.¥ 0.₹ 8.	Re lo	2 V	-  -
AREA OF LOT	12400 5.F. 0.29 De.			• ,			as A	40   g	iired
area of fedr.	142CH + 1153-25	40′		40		BAL COU	lan W h The	PW PZ ion	Requir
		· · · · · · · · · · · · · · · · · · ·	-501-57-1	•	1		This P	ed C	provec Mtg.
NO WELLS	re	TO ACCOMPA	YARD SET	BACY AF	01/1		F 6 5	prov prov Exi	
NO UNDER GO	DUD STORAGE NO. 92	EU OF 12.4'	VARIANCE	AS PER	CASE	•	<u> </u>	an Api an Api prova	Plan Disag Continued
	ACLE	RENCE HAN	CUVED FOR	R NOV. 19 IP ADDITI	791 ' 10N. 1		- 3	Plan Plan Appr	Plan Cont Plan
NOTE CHURCH	WAS RING -								27
14:012-7					112	10 Ju	The second	tornk	S. Lea
No OF SPACES	PROVIDED	Y • (	<i>)</i>		/	S AS	THE STATE OF	A PROPERTY OF	
		ARIANCE Z			(-	d	1991 -		
	まさい こうしょう かいあた にんこうじゅう まいこうい	EMADUE	L BAPTIS	ST: CHUR	ich le		THE CE PARTITION		
PASTER JOHN		CHEDI			/	$\langle \hat{v} \rangle_{\gamma}$	Anu		1. 1. 1. 1. 1. 1. 1. 1. 1. 1. 1. 1. 1. 1
BALTO, MD 3	21206	- PLAT	BOOK: 3 -	H			4-91	The second	Control of the State of the Sta
•	121.	דא הואדתוני	ripalitinde	氏のが、付入の	こえょくけい	י כי			, XI :