

IN RE: PETITION FOR VARIANCE
S/S Philadelphia Road, 60' SE
of the c/l of King Avenue
(9501 Philadelphia Road)
15th Election District
7th Councilmanic District

Nicholas A. Foehrkolb
Petitioner

* BEFORE THE
* DEPUTY ZONING COMMISSIONER
* OF BALTIMORE COUNTY
* Case No. 97-292-A
*

* * * * *

FINDINGS OF FACT AND CONCLUSIONS OF LAW

This matter comes before the Deputy Zoning Commissioner as a Petition for Variance for that property known as 9501 Philadelphia Road, located in the vicinity of King Avenue and Middle River Road in Rossville. The Petition was filed by the owner of the property, Nicholas A. Foehrkolb. The Petitioner seeks relief from Sections 250.2 and 250.3 of the Baltimore County Zoning Regulations (B.C.Z.R.) to permit side yard setbacks of 10 feet each in lieu of the required 30 feet, and a rear yard setback of 10 feet in lieu of the required 40 feet for a proposed commercial building. The subject property and relief sought are more particularly described on the site plan submitted, which was accepted and marked into evidence as Petitioner's Exhibit 1.

Appearing at the hearing on behalf of the Petition was Nicholas A. Foehrkolb, property owner. Appearing as an interested party was Michael J. Svezese, adjoining property owner. There were no Protestants present.

Testimony and evidence offered revealed that the subject property consists of a gross area of 16,000 sq.ft., zoned M.L.R.-I.M., and is improved with a one-story frame dwelling and a detached two-story frame accessory building. The dwelling was used as a multi-apartment residence until the Petitioner's purchase of the property in December, 1996. The Petitioner is desirous of redeveloping the property for commercial use as

ORDER RECEIVED FOR FILING

Date

By

FILED 1997

a wholesale and retail seafood business. The Petitioner proposes to raze the existing structures and construct an 80' x 40' one-story building to the rear of the property, with accessory parking in front. In order to develop the site as proposed, the relief requested is necessary.

Mr. Foehrkolb testified that he has been in the wholesale and retail seafood business all of his life. He indicated that the proposed operation will consist of processing and selling seafood, wholesale and retail. The business will operate year round; however, Mr. Foehrkolb envisions the bulk of his business will occur during the summer months.

As noted above, the adjoining property owner, Michael Svezese, appeared as an interested party. Mr. Svezese welcomed the new owner of the subject property, indicating that the prior owner allowed the property to deteriorate. Furthermore, Mr. Svezese testified that he had problems with the various tenants of the apartments. Mr. Svezese looks forward to the renovation of the property; however, he is concerned over the proposed use of the property. Ms. Svezese seeks assurance that the Petitioner's seafood operation will not interfere with his use of his property. Therefore, appropriate restrictions will be imposed at the end of this Order as a condition to the granting of the requested relief.

An area variance may be granted where strict application of the zoning regulations would cause practical difficulty to the Petitioner and his property. McLean v. Soley, 270 Md. 208 (1973). To prove practical difficulty for an area variance, the Petitioner must meet the following:

- 1) whether strict compliance with requirement would unreasonably prevent the use of the property for a permitted purpose or render conformance unnecessarily burdensome;
- 2) whether a grant of the variance would do a substantial justice to the applicant as well as other property owners in the district or whether a lesser

relaxation than that applied for would give sufficient relief; and,

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).

After due consideration of the testimony and evidence presented, it is clear that practical difficulty or unreasonable hardship will result if the variance is not granted. It has been established that special circumstances or conditions exist that are peculiar to the land or structure which is the subject of this variance request and that the requirements from which the Petitioner seeks relief will unduly restrict the use of the land due to the special conditions unique to this particular parcel. In addition, the variance requested will not cause any injury to the public health, safety or general welfare, and meets the spirit and intent of the B.C.Z.R.

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

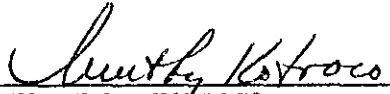
THEREFORE, IT IS ORDERED by the Deputy Zoning Commissioner for Baltimore County this 26th day of February, 1997 that the Petition for Variance seeking relief from Sections 250.2 and 250.3 of the Baltimore County Zoning Regulations (B.C.Z.R.) to permit side yard setbacks of 10 feet each in lieu of the required 30 feet, and a rear yard setback of 10 feet in lieu of the required 40 feet for a proposed commercial structure, in accordance with Petitioner's Exhibit 1, be and is hereby GRANTED, subject to the following restrictions:

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 relief granted herein shall be rescinded.

2) The existing privacy fence located along the northeast boundary line of the subject site adjacent to Mr. Svezese's property, shall remain in place and shall be maintained by the Petitioner.

3) All dumpsters for the proposed seafood operation shall be located in the southwest corner of the parking lot, adjacent to the proposed building and the common property line shared with Bosch Distributors. Given that the Petitioner is in the seafood business and the peak season of operation will be during the hot summer months, the Petitioners shall take appropriate steps to insure that the dumpsters are emptied on a regular basis to prevent offensive odors from building up. In the event odors should become a problem, the matter shall be brought to the attention of the Zoning Enforcement Division of the Department of Permits and Development Management (DPDM), for investigation and enforcement of this provision.

4) When applying for any permits, the site plan and/or landscaping plan filed must reference this case and set forth and address the restrictions of this Order.


TIMOTHY M. KOTROCO
Deputy Zoning Commissioner
for Baltimore County

TMK:bjs

ORDER RECEIVED FOR FILING

Date

By

RECEIVED



Baltimore County
Zoning Commissioner
Office of Planning and Zoning

Suite 112, Courthouse
400 Washington Avenue
Towson, Maryland 21204
(410) 887-4386

February 26, 1997

Mr. Nicholas A. Foehrkolb
2899 Breezy Point Court
Baltimore, Maryland 21221

RE: PETITION FOR VARIANCE
S/S Philadelphia Road, 60' SE of the c/l of King Avenue
(9501 Philadelphia Road)
15th Election District - 7th Councilmanic District
Nicholas A. Foehrkolb - Petitioner
Case No. 97-292-A

Dear Mr. Foehrkolb:

Enclosed please find a copy of the decision rendered in the above-captioned matter. The Petition for Variance 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 the Zoning Administration and Development Management office at 887-3391.

Very truly yours,

A handwritten signature in cursive script, reading "Timothy Kotroco".

TIMOTHY M. KOTROCO
Deputy Zoning Commissioner
for Baltimore County

TMK:bjs

cc: Mr. Michael J. Svezese
9505 Philadelphia Road, Baltimore, Md. 21237

People's Counsel

File

MICROFILMED



Petition for Variance

to the Zoning Commissioner of Baltimore County

for the property located at

17-292-A

9501 PHILADELPHIA RD.

which is presently zoned

MRLIM

This Petition shall be filed with the Department of Permits & 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 Variance from Section(s)

250.2 & 250.3 ; BCZR, TO PERMIT
SIDEYARD SETBACKS OF 10' IN LIEU OF THE REQUIRED 30', AND A REARYARD
SETBACK OF 10' IN LIEU OF THE REQUIRED 40' FOR A COMMERCIAL STRUCTURE.

of the Zoning Regulations of Baltimore County, to the Zoning Law of Baltimore County; for the following reasons: (indicate hardship or practical difficulty)

THE LOT BEING 100' X 150' ALLOWS ONLY A 20' X 70' AREA
FOR BUILDING THIS 1400 SQ. FT. OF BUILDING WILL CAUSE PARTIAL
DIFFICULTY IN REGARD TO STORAGE AND PROLESS OF PRODUCT & INVENTORY.

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 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.

Contract Purchaser/Lessee

(Type or Print Name)

Signature

Address

City

State

Zipcode

Attorney for Petitioner

(Type or Print Name)

Signature

Address

Phone No.

City

State

Zipcode

Printed with Soybean Ink
on Recycled Paper

Revised 9/5/95

(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

Legal Owner(s):

NICHOLAS A. FOETRKOLO

(Type or Print Name)

Signature

(Type or Print Name)

Signature

Address

2899 BREGZY PT. CT. 410-574 3192

Phone No

City

BALTIMORE, Co. MD.

State

Zipcode

Name, Address and phone number of representative to be contacted

Name

SAME AS ABOVE

Address

Phone No

OFFICE USE ONLY

ESTIMATED LENGTH OF HEARING

unavailable for Hearing

the following dates

Next Two Months

ALL

OTHER

REVIEWED BY:

DATE

1-14-97

292

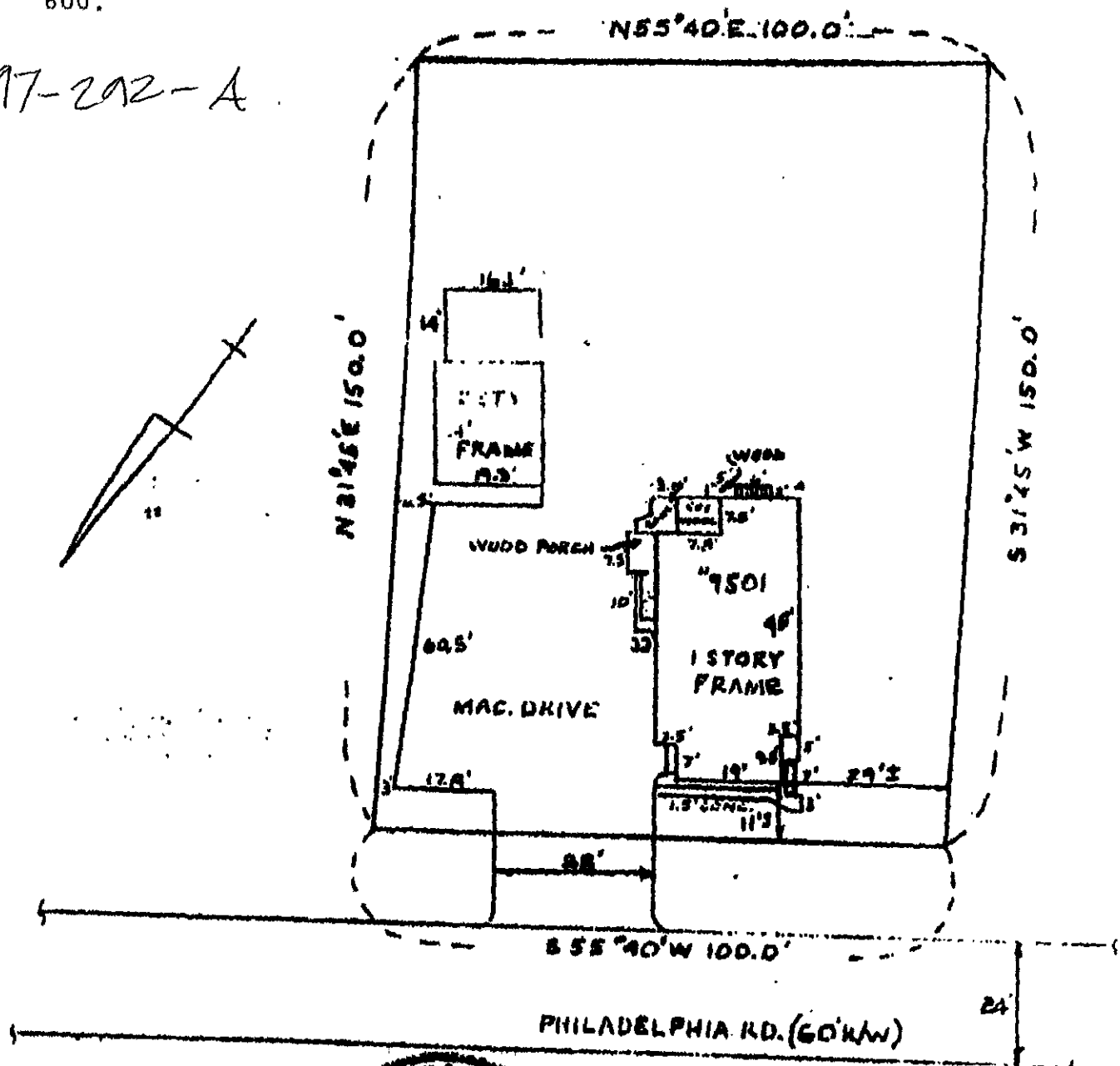
ORDER RECEIVED FOR FILING

Date

By

Beginning at a point on the south west side of Philadelphia road which is sixty feet wide at a distance of *SIXTY (60)* feet south east of the centerline of the nearest improved intersecting street, King ave., which is forty feet wide. Thence the following courses and distances: south $31^{\circ} 45' W$ 150.0', north $55^{\circ} 40' E$ 100.0', north $31^{\circ} 45' E$ 150.0', south $55^{\circ} 40' W$ 100.0' to the place of beginning as recorded in deed liber #6739, folio 800.

97-292-A



James C. Hodgson
JAMES C. HODGSON

LOCATION SURVEY
9501 PHILADELPHIA RD
ROSSVILLE

ELEC DIST
BALTIMORE COUNTY
SCALE: 1"=30' DATE: 5/14/8.

292

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. Chase-peace Avenue, in Towson, Maryland 21204 or Room 118, Old Courthouse, 400 Washington Avenue, Towson, Maryland 21204 as follows:

Case #87-292-A

(Item 292)
9901 Philadelphia Road
S/S Philadelphia Road, 60 +/-
SE of King Avenue
15th Election District
7th Councilmanic

Legal Owner(s):

Nicholas A. Foehrholz

Variance: to permit side yard setbacks of 10 feet in lieu of the required 30 feet and a rear yard setback of 10 feet in lieu of the required 40 feet for a commercial structure.
Hearing: Friday, February 21, 1997 at 9:00 a.m. in Rm. 106, County Office Building.

LAWRENCE E. SCHMIDT
Zoning Commissioner for Baltimore County

NOTES: (1) Hearings are Handicapped Accessible, for special accommodations Please Call 887-3353.

(2) For information concerning the File and/or Hearing, Please Call 887-3391.

1/29/97 Jan. 30 C116016

CERTIFICATE OF PUBLICATION

TOWSON, MD., Jan 30, 1997

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 1 successive weeks, the first publication appearing on Jan 30, 1997

THE JEFFERSONIAN,

A. H. Enid
LEGAL AD. - TOWSON

BALTIMORE COUNTY, MARYLAND 292 No. 028096
OFFICE OF FINANCE - REVENUE DIVISION
MISCELLANEOUS CASH RECEIPT

DATE 1-14-97 ACCOUNT 8001-6150

AMOUNT \$ 250.⁰⁰

RECEIVED FROM: Wick TreHRH-18 — 9801 Philadelph. Es.

VAZ. (020)

FOR: _____

01ADW154MICHRC \$250.00
24 FEB 1997 11:41 AM

VALIDATION OR SIGNATURE OF CASHIER

DISTRIBUTION
WHITE - CASHIER

PINK - AGENCY

YELLOW - CUSTOMER

JKM



Baltimore County
Department of Permits and
Development Management

Development Processing
County Office Building
111 West Chesapeake Avenue
Towson, Maryland 21204

ZONING HEARING ADVERTISING AND POSTING REQUIREMENTS & PROCEDURES

97-292-A

Baltimore County zoning regulations require that notice be given to the general public/neighboring property owners relative to property which is the subject of an upcoming zoning hearing. For those petitions which require a public hearing, this notice is accomplished by posting a sign on the property (responsibility of which, lies with the petitioner/applicant) and placement of a notice in at least one newspaper of general circulation in the County.

This office will ensure that the legal requirements for advertising are satisfied. However, the petitioner is responsible for the costs associated with this requirement.

Billing for legal advertising, due upon receipt, will come from and should be remitted directly to the newspaper.

NON-PAYMENT OF ADVERTISING FEES WILL STAY ISSUANCE OF ZONING ORDER.

ARNOLD JABLON, DIRECTOR

For newspaper advertising:

Item No.: 292

Petitioner: NICHOLAS A. FOEHRLKOLB

Location: 9501 PHILADELPHIA RD 21237

PLEASE FORWARD ADVERTISING BILL TO:

NAME: NICHOLAS A. FOEHRLKOLB

ADDRESS: 2899 BREERY PT. CT.

BALTIMORE, MD. 21221

PHONE NUMBER: 410 - 574 - 3192

AJ:ggs

(Revised 09/24/96)

MICROFILMED

CERTIFICATE OF POSTING

RE: Case No.: 97-292-A

Petitioner/Developer: _____

NICK FOEHRKOLB

Date of Hearing/Closing: 2-21-97

Baltimore County Department of
Permits and Development Management
County Office Building, Room 111
111 West Chesapeake Avenue
Towson, MD 21204

Attention: Ms. Gwendolyn Stephens

Ladies and Gentlemen:

This letter is to certify under the penalties of perjury that the necessary sign(s) required by law were posted conspicuously on the property located at 9501 PHILADELPHIA ROAD
BALTIMORE, MARYLAND 21236

The sign(s) were posted on FEB 6, 1997
(Month, Day, Year)

Sincerely,

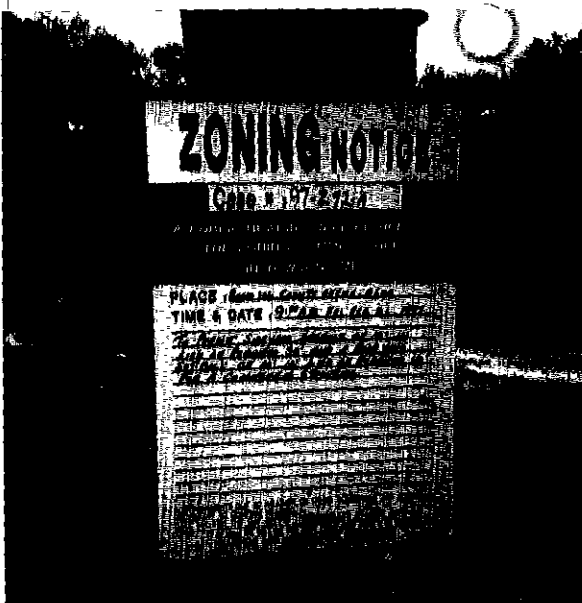
Thomas R. Ogletree
(Signature of Sign Poster and Date)

THOMAS R. OGLETREE SR.
(Printed Name)

325 NICHOLSON ROAD
(Address)

BALTIMORE, MARYLAND 21221
(City, State, Zip Code)

(410) 687-8405
(Telephone Number)



97-292-A

Request for Zoning: Variance, Special Exception, or Special Hearing

Date to be Posted: Anytime before but no later than _____.

Format for Sign Printing, Black Letters on White Background:

ZONING NOTICE

Case No.: 97-292-A

A PUBLIC HEARING WILL BE HELD BY
THE ZONING COMMISSIONER
IN TOWSON, MD

PLACE: _____

DATE AND TIME: _____

REQUEST: TO PERMIT SIDEYARD SETBACKS of 10' IN LIEU OF
THE REQUIRED 30', AND A REARYARD SETBACK OF 10' IN
LIEU OF THE REQUIRED 40' FOR A COMMERCIAL
STRUCTURE.

POSTPONEMENTS DUE TO WEATHER OR OTHER CONDITIONS ARE SOMETIMES NECESSARY.
TO CONFIRM HEARING CALL 887-3391.

DO NOT REMOVE THIS SIGN AND POST UNTIL DAY OF HEARING UNDER PENALTY OF LAW

HANDICAPPED ACCESSIBLE

TO: PUTTOXENT PUBLISHING COMPANY
January 30, 1997 Issue - Jeffersonian

Please forward billing to:

Nicholas A. Foehrkolb
28899 Breezy Point Court
Baltimore, MD 21221
574-3192

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

CASE NUMBER: 97-292-A (Item 292)
9501 Philadelphia Road
S/S Philadelphia Road, 60'± SE of c/l King Avenue
15th Election District - 7th Councilmanic
Legal Owner(s): Nicholas A. Foehrkolb

Variance to permit side yard setbacks of 10 feet in lieu of the required 30 feet and a rear yard setback of 10 feet in lieu of the required 40 feet for a commercial structure.

HEARING: FRIDAY, FEBRUARY 21, 1997 at 9:00 a.m. in Room 106 County Office Building.

LAWRENCE E. SCHMIDT
ZONING COMMISSIONER FOR BALTIMORE COUNTY

NOTES: (1) HEARINGS ARE HANDICAPPED ACCESSIBLE; FOR SPECIAL ACCOMMODATIONS PLEASE CALL 887-3353.
(2) FOR INFORMATION CONCERNING THE FILE AND/OR HEARING, PLEASE CALL 887-3391.



Baltimore County
Department of Permits and
Development Management

Development Processing
County Office Building
111 West Chesapeake Avenue
Towson, Maryland 21204

January 24, 1997

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

CASE NUMBER: 97-292-A (Item 292)
9501 Philadelphia Road
S/S Philadelphia Road, 60'± SE of c/l King Avenue
15th Election District - 7th Councilmanic
Legal Owner(s): Nicholas A. Foehrkolb

Variance to permit side yard setbacks of 10 feet in lieu of the required 30 feet and a rear yard setback of 10 feet in lieu of the required 40 feet for a commercial structure.

HEARING: FRIDAY, FEBRUARY 21, 1997 at 9:00 a.m. in Room 106 County Office Building.

A handwritten signature in cursive script, appearing to read "Arnold Jablon".

Arnold Jablon
Director

cc: Nicholas A. Foehrkolb

NOTES: (1) YOU MUST HAVE THE ZONING NOTICE SIGN POSTED ON THE PROPERTY BY FEB. 6, 1997.
(2) HEARINGS ARE HANDICAPPED ACCESSIBLE; FOR SPECIAL ACCOMMODATIONS PLEASE CALL 887-3353.
(3) FOR INFORMATION CONCERNING THE FILE AND/OR HEARING, CONTACT THIS OFFICE AT 887-3391.





Baltimore County
Department of Permits and
Development Management

Development Processing
County Office Building
111 West Chesapeake Avenue
Towson, Maryland 21204

February 18, 1997

Mr. Nicholas A. Foehrkolb
2899 Breezy Point Court
Baltimore, MD 21221

RE: Item No.: 292
Case No.: 97-292-A
Petitioner: Nicholas A. Foehrkolb

Dear Mr. Foehrkolb:

The Zoning Advisory Committee (ZAC), which consists of representatives from Baltimore County approval agencies, has reviewed the plans submitted with the above referenced petition, which was accepted for processing by Permits and Development Management (PDM), Zoning Review, on January 14, 1997.

Any comments submitted thus far from the members of ZAC that offer or request information on your petition are attached. These comments are not intended to indicate the appropriateness of the zoning action requested, but to assure that all parties (zoning commissioner, attorney, petitioner, etc.) are made aware of plans or problems with regard to the proposed improvements that may have a bearing on this case. Only those comments that are informative will be forwarded to you; those that are not informative will be placed in the permanent case file.

If you need further information or have any questions regarding these comments, please do not hesitate to contact the commenting agency or Roslyn Eubanks in the zoning office (887-3391).

Sincerely,

A handwritten signature in dark ink, appearing to read "W. Carl Richards, Jr.", is written over the typed name.

W. Carl Richards, Jr.
Zoning Supervisor

WCR/re
Attachment(s)



B A L T I M O R E C O U N T Y, M A R Y L A N D

I N T E R O F F I C E C O R R E S P O N D E N C E

TO: Arnold Jablon, Director
 Department of Permits & Development
 Management

Date: February 10, 1997

FROM: Robert W. Bowling, Chief
 Development Plans Review Division

SUBJECT: Zoning Advisory Committee Meeting
 for February 3, 1997
 Item No. 292

The Development Plans Review Division has reviewed the subject zoning item. All improvements, intersections, entrances, drainage requirements and construction affecting a State road right-of-way are subject to the Standards, specifications and approval of the Maryland State Highway Administration in addition to those of Baltimore County.

Per Baltimore County Landscape Manual, the parking lot must set back 10 feet from the property line of an adjacent residential use and public right-of-way. The parking lot must be reconfigured to provide 7% interior landscaping. The parking lot must also setback 6 feet from the face of the building. A Schematic Landscape plan must be submitted.

RWB:HJO:jrb

cc: File

ZONE47D

11 11
11 11 11 11

Baltimore County Government
Fire Department



700 East Joppa Road
Towson, MD 21286-5500

Office of the Fire Marshal
(410) 887-4880

January 27, 1997

Arnold Jablon, Director
Zoning Administration and Development Management
Baltimore County Office Building
Towson, MD 21204
MAIL STOP-1105

RE: Property Owner: SEE BELOW

Location: DISTRIBUTION MEETING OF JAN. 27, 1997.

Item No.: SEE BELOW

Zoning Agenda:

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.

8. The Fire Marshal's Office has no comments at this time,
IN REFERENCE TO THE FOLLOWING ITEM NUMBERS: 271, 287, 288,
289, 290, 292, 293, 294, 295 AND 297.

REVIEWER: LT. ROBERT P. SAUERWALD

Fire Marshal Office, PHONE 887-4881, MS-1102F

cc: File



BALTIMORE COUNTY, MARYLAND
DEPARTMENT OF ENVIRONMENTAL PROTECTION AND RESOURCE MANAGEMENT
INTER-OFFICE CORRESPONDENCE

TO: PDM

DATE: 1/27/97

FROM: R. Bruce Seeley.
Permits and Development Review
DEPRM

SUBJECT: Zoning Advisory Committee
Meeting Date: January 27, 1997

The Department of Environmental Protection & Resource Management has no comments for the following Zoning Advisory Committee Items:

Item #'s:

289

292

293

294

295

RBS:sp

BRUCE2/DEPRM/TXTSBP



Maryland Department of Transportation
State Highway Administration

David L. Winstead
Secretary

Parker F. Williams
Administrator

January 28, 1997

Ms Roslyn Eubanks
Baltimore County Office of
Permits and Development Management
County Office Building
Room 109
Towson MD 21204

RE: Baltimore County
Item No. 292 (JCM)
S/S Philadelphia Road
60' south east of King
Avenue
9501 Philadelphia Road
MD 7
Mile Post 4.59

Dear Ms. Eubanks:

This letter is in response to your request for our review of the referenced item.

Although we have no objection to approval of the special exception, we will require the following conditions of the development:

Road right-of-way dedication 40' from existing centerline to accommodate a 80' ultimate right-of-way will be required.

Entrance construction shall be subject to the terms and conditions of an access permit issued by this office, with the following submittals required:

- a. Nine (9) copies of the site plan showing the SHA requirements.
- b. Completed application.
- c. Performance bond, letter of credit, or certified check (**Include Federal ID number or social security number on certified checks only**) in the amount of 150% of the actual entrance construction cost (to include the cost of relocating any affected utilities) and in an even thousand dollar increment. These must be made payable to the State of Maryland (**Please note that it takes 6-8 weeks for a certified check to be returned after project completion and SHA final inspection**).
- d. An engineering fee check in the amount of \$50.00 for each point of access, made payable to the State of Maryland.

My telephone number is 410-545-5600 (Fax# 333-1041)

Maryland Relay Service for Impaired Hearing or Speech
1-800-735-2258 Statewide Toll Free

Mailing Address: P.O. Box 717 • Baltimore, MD 21203-0717
Street Address: 707 North Calvert Street • Baltimore, Maryland 21202

RECEIVED

Ms Roslyn Eubanks
Page Two
January 28, 1997

- e. A letter of authorization from the appropriate agency relative to the relocation of any utilities which may be necessitated by this construction; or, a letter from the developer acknowledging and agreeing to the financial responsibility for relocating any affected utilities, provided the cost for the utility relocation is included in the surety submitted for the permit.

The surety for entrance construction must be received by this office prior to our approving any building permit for this development.

Please contact Larry Gredlein at 410-545-5606 if you have any questions.
Thank you for the opportunity to review this item.

Very truly yours,



 Ronald Burns, Chief
Engineering Access Permits
Division

LG/eu

RE: PETITION FOR VARIANCE
9501 Philadlephia Road, S/S Philadelphia
Road, 60'+- SE of c/l King Avenue
15th Election District, 7th Councilmanic

Nicholas A. Foehrkolb
Petitioner

* BEFORE THE
* ZONING COMMISSIONER
* OF BALTIMORE COUNTY
* CASE NO. 97-292-A

* * * * *

ENTRY OF APPEARANCE

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

Peter Max Zimmerman
PETER MAX ZIMMERMAN
People's Counsel for Baltimore County

Carole S. Demilio
CAROLE S. DEMILIO
Deputy People's Counsel
Room 47, Courthouse
400 Washington Avenue
Towson, MD 21204
(410) 887-2188

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on this 20th day of February, 1997, a copy of the foregoing Entry of Appearance was mailed to Nicholas A. Foehrkolb, 2899 Breezy Point Court, Baltimore, MD 21221, Petitioner.

Peter Max Zimmerman
PETER MAX ZIMMERMAN

