

IN RE: DEVELOPMENT PLAN HEARING
E/S Happy Hollow Road,
N of Chaffman Road
8th Election District
3rd Councilmanic District
(Happy Hollow Road)

William W Whitehurst, Jr.,
Legal Owner
and
Benhoff Family, L.L.C.
Contract Purchaser/Petitioner

* BEFORE THE
* HEARING OFFICER
* OF BALTIMORE COUNTY
* Case No. VIII-723 & 00-050-SPH

* * * * *

HEARING OFFICER'S OPINION & DEVELOPMENT PLAN ORDER

This matter comes before this Deputy Zoning Commissioner/Hearing Officer for Baltimore County as a requested approval of a development plan prepared by Daft, McCune & Walker, Inc. for the development of the subject property into five (5) single family residential lots. The property which is the subject of this development plan approval request consists of 14.851 acres, more or less, split-zoned RC 4 and RC 5. The subject property is located on the east side of Happy Hollow Road north of its intersection with Chaffman Road. In addition to the requested approval of a development plan, the Petitioner is also requesting a special hearing to approve two (2) non-density areas for Lots 4 and 5 which are split-zoned RC 4 and RC 5. The Petitioner submitted into evidence as Developer's Exhibit No. 1, the Development Plan of this 5 lot subdivision.

Appearing at the hearing on behalf of the development plan/special hearing request were: Anthony Vitti and Edmund Hale, appearing on behalf of Daft, McCune & Walker, the engineering firm which prepared the site plans of the property and Scott Barhight, attorney at law, representing the Petitioner. Appearing as an interested citizen in the matter was William Whitehurst, adjacent property owner. As is customary, the various representatives of the Baltimore County reviewing agencies also attended the hearing: namely, Phil Martin and John Alexander, from the Office of Permits & Development Management; Terri Tabor from the Department of Environmental Protection and Resource

ORDER RECEIVED FOR FILING

Date

10/15/99

By

R. J. [Signature]

Management; and Eric Rockel from the Bureau of Land Acquisition.

As stated previously, the Petitioner is requesting dual relief. The Petitioner first proceeded on the development plan, which was submitted into evidence as Developer's Exhibit No. 1. Therein, the developer is proposing to subdivide this 14.851 acres of land into 5 single family residential lots. As to the development plan approval request, a concept plan conference was held on March 22, 1999, followed by a community input meeting held at Pinewood Elementary School on April 20, 1999. A development plan conference followed on September 15, 1999 and a Hearing Officer's Hearing was held on October 8, 1999 in Room 106 of the County Office Building.

At the preliminary stage of the Hearing Officer's Hearing, I inquired as to whether any agency issues or comments remained unresolved at the time of the hearing before me. Mr. Barhight, speaking on behalf of the developer, indicated that all issues or comments which were previously raised were resolved and incorporated into Developer's Exhibit No. 1, the Development Plan of the property. The various County representatives in attendance also indicated that there were no unresolved issues concerning this project. Finally, no citizens spoke out against the development proposal.

Section 26-206 of the Baltimore County Code mandates that when a development plan complies with the development regulations and applicable policies, rules and regulations promulgated pursuant to Section 2-416, et seq. of the Code, then the Hearing Officer shall approve said development plan. The plan submitted into evidence marked as Developer's Exhibit No. 1 does in fact comply with all applicable sections of the Baltimore County Code and, therefore, shall be approved.

As stated previously, the developer is also requesting special hearing relief to approve two (2) small areas of RC 4 zoned land located on Lots 4 and 5. The RC 4/RC 5 zoning line bisects Lots 4 and 5 creating a portion zoned RC 5, where both houses are proposed to be located, and a small portion of RC 4 zoned land located to the rear of each lot. These RC 4 areas are not of sufficient size to support a dwelling and therefore, by

ORDER RECEIVED FOR FILING

Date

10/15/99

R. Jameson

virtue of this development proposal, two non-density parcels have been created. Accordingly, the Petitioner, pursuant to the Baltimore County Zoning Regulations (B.C.Z.R.), has filed the special hearing request to approve the creation of these non-density parcels. Based on the testimony and evidence offered at the hearing and lack of opposition offered by any party at the hearing, I find that the special hearing request to approve the two non-density areas as previously identified shall be granted.

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.

Therefore, pursuant to the Zoning and Development Plan Regulations of Baltimore County as contained within the Baltimore County Zoning Regulations and Subtitle 26 of the Baltimore County Code, the advertising of the property and public hearing held thereon, the Development Plan shall be approved and the special hearing request granted.

THEREFORE, IT IS ORDERED by this Deputy Zoning Commissioner/Hearing Officer for Baltimore County, this 15th day of October, 1999 that the Development Plan known as the William Whitehurst Property, be and is hereby APPROVED.

IT IS FURTHER ORDERED, that the special hearing request to allow the creation of two (2) non-density areas zoned RC 4 on Lots 4 and 5 shall be GRANTED.

ORIGINAL FILED FOR FILING

Date

10/15/99

By

R. Jameson

Any appeal from this decision must be taken in accordance with Section 26-209 of the Baltimore County Code and the applicable provisions of law.


TIMOTHY M. KOTROCO
DEPUTY ZONING COMMISSIONER
FOR BALTIMORE COUNTY

TMK:raj

ORIGINAL RECEIVED FOR FILING
Date 10/15/99
By R. J. Jenson



Baltimore County
Zoning Commissioner

Suite 405, County Courts Bldg.
401 Bosley Avenue
Towson, Maryland 21204
410-887-4386
Fax: 410-887-3468

October 15, 1999

Scott Barhight, Esquire
Whiteford, Taylor & Preston, L.L.P.
210 W. Pennsylvania Avenue, Suite 400
Towson, Maryland 21204

Re: Development Plan Hearing
Case No. VIII-723 & 00-050-SPH
Property: E/S Happy Hollow Road,
6800' N of c/I Padonia Road

Dear Mr. Barhight:

Enclosed please find the decision rendered in the above captioned cases. The development plan and petition for special hearing have been approved, in accordance with the attached Order.

In the event the decision rendered is unfavorable to any party, please be advised that any party may file an appeal within thirty (30) days from the date of the Order to the County Board of Appeals. If you require additional information concerning filing an Appeal, please feel free to contact our Appeals Clerk at AC-410-887-3391.

Very truly yours,

A handwritten signature in dark ink, appearing to read "Timothy M. Kotroco", is written over a horizontal line.

Timothy M. Kotroco
Deputy Zoning Commissioner

TMK:raj
Encl.

Come visit the County's Website at www.co.ba.md.us



Printed with Soybean Ink
on Recycled Paper

Copies to:

William W. Whitehurst, Jr.
12421 Happy Hollow Road
Cockeysville, Maryland 21030

Benhoff Family, L.L.C.
215 Old Padonia Road
Cockeysville, Maryland 21030

Mr. Anthony Vitti
Mr. Edmund Hale
Daft, McCune & Walker
200 E. Pennsylvania Avenue
Towson, Maryland 21286



Petition for Special Hearing

to the Zoning Commissioner of Baltimore County

Happy Hollow Road, 6,800 feet', more or less,
for the property located at from centerline of Padonia Road

which is presently zoned RC 4/RC 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 Baltimore County, to determine whether or not the Zoning Commissioners should approve

transfers to
Two non-density areas for the split zoned RC 4 portions of Lots 4 and 5.

Property is to be posted and advertised as prescribed by Zoning Regulations.

I, or we, agree to pay expenses of above Special Hearing advertising, posting, etc., upon filing of this petition, and further agree to and are to be bound by the zoning regulations and restrictions of Baltimore County adopted pursuant to the Zoning Law for Baltimore County.

Contract Purchaser/Lessee:

Bernhoff Family, L.L.C.

(Type or Print Name)

Melvin C Bernhoff Jr
Signature

215 Old Padonia Road

Address

Cockeysville, MD 21030

City

State

Zipcode

Attorney for Petitioner:

Scott Barhight, Esquire

(Type or Print Name)

Scott Barhight
Signature

Whiteford, Taylor & Preston L.L.P.

Address

Phone No.

210 W. Pennsylvania Avenue, Ste 400 -410-832-2000

City

State

Zipcode

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

Legal Owner(s):

William W. Whitehurst, Jr.

(Type or Print Name)

William W. Whitehurst Jr
Signature

William W. Whitehurst Jr
(Type or Print Name)

Signature

12421 Happy Hollow Road

Address

410-252-2422

Phone No.

Cockeysville, MD 21030

City

State

Zipcode

Name, Address and phone number of representative to be contacted.

Scott Barhight, Esquire

Name

Whiteford, Taylor & Preston L.L.P.

Address

Phone No.

210 W. Pennsylvania Avenue, Ste 400 -410-832-2000

OFFICE USE ONLY

ESTIMATED LENGTH OF HEARING

unavailable for Hearing

the following dates _____ Next Two Months

ALL ☒

OTHER ☐

REVIEWED BY: *JPL*

DATE *8-3-99*

Zoning Administration

Development Management

Case NO. *00-50-SPH*

Description

To Accompany Zoning Petition

7.427 Acre Parcel, Part of The William Whitehurst Property

(Liber S.M. 7648, Folio 654)

Northeast of Happy Hollow Road

Eighth Election District, Baltimore County, Maryland
Third Councilmanic Dist.



Daft McCune Walker, Inc.

*200 East Pennsylvania Avenue
Towson, Maryland 21286*

<http://www.dmw.com>

410 296 3333

Fax 410 296 4705

A Team of Land Planners,

Landscape Architects,

Engineers, Surveyors &

Environmental Professionals

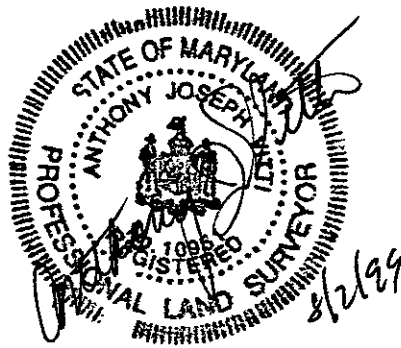
Beginning for the same at the end of the second of the two following courses and distances measured from the intersection of the centerline of Happy Hollow Road, with the centerline of Ivey Trace Court (1) North 13 degrees 49 minutes 46 seconds West 740 feet, more or less, thence (2) North 49 degrees 00 minutes 53 seconds East 233 feet, more or less, thence leaving said beginning point, referring all courses of this description to the Grid Meridian established in the Baltimore County Metropolitan District and running the nine following courses and distances, viz: (1) North 49 degrees 00 minutes 53 seconds East 117.82 feet, thence (2) North 02 degrees 17 minutes 34 seconds East 140.72 feet, thence (3) North 42 degrees 54 minutes 00 seconds East 747.55 feet, thence (4) South 14 degrees 09 minutes 52 seconds East 702.27 feet, thence (5) South 81 degrees 52 minutes 34 seconds West 366.63 feet, thence (6) South 11 degrees 26 minutes 12 seconds West 35.85 feet, thence (7) South 75 degrees 44 minutes 10 seconds West 286.59 feet, thence (8) South 89 degrees 13 minutes 37 seconds West 60.85 feet, and thence (9) North 42 degrees 04 minutes 44 seconds West 99.44 feet to the point of beginning; containing 7.427 acres of land, more or less.

00.050-SPH
50

THIS DESCRIPTION HAS BEEN PREPARED FOR ZONING PURPOSES
ONLY AND IS NOT INTENDED TO BE USED FOR CONVEYANCE.

July 6, 1999

Project No. 97074 (L97074)



BALTIMORE COUNTY, MARYLAND
OFFICE OF BUDGET & FINANCE
MISCELLANEOUS RECEIPT

Item No. 50
070511

DATE 8-3-94 ACCOUNT R. COI - 6150

AMOUNT \$ 100.00

RECEIVED FROM: W. H. Telford, Taylor

FOR: Special Hearing Filing Fee (3/075)
Happy Hollow Rd

DISTRIBUTION
WHITE - CASHIER PINK - AGENCY YELLOW - CUSTOMER

00.050.SPA

PAYEE RECEIPT

GROUP NO. 070511 TIME
DATE 8/03/94 12:22:11
RECEIVED BY CASHIER PAGES PER DISCOUNT
5 528 ZWILING CERTIFICATION
Receipt # 092632 OPEN
CRN NO. 070511

Receipt Tot 100.09
100.00 CR .09 00
Baltimore County, Maryland

CASHIER'S VALIDATION

**NOTICE OF ZONING
HEARINGS**

The Zoning Commissioner of Baltimore County, by authority of the Zoning Act and Regulations of Baltimore County will hold a public hearing in Towson, Maryland on the property identified herein as follows:

Case: #00-050-SPH
E/S Happy Hollow Road,
6800' +/- N of centerline Padonia Road
2nd Election District
4th Councilmanic District
Legal Owner(s): William W. Whitehurst, Jr.
Contract Purchaser: Benhoff Family, LLC.

Special Hearing: to approve 2 non-density transfers and areas for the split zoned R.C.4 portions of Lots 4 and 5.

Hearing: Friday, October 8, 1999 at 9:00 a.m. in Room 106, County Office Bldg., 111 West Chesapeake Avenue.

LAWRENCE E. SCHMIDT
Zoning Commissioner for Baltimore County

NOTES: (1) Hearings are Handicapped Accessible; for special accommodations Please Contact the Zoning Commissioner's Office at (410) 887-4386.

(2) For information concerning the file and/or Hearing, Contact the Zoning Review Office at (410) 887-3391.

9/23/99 Sept. 23 C341136

CERTIFICATE OF PUBLICATION

TOWSON, MD.,

9/23/1999

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 9/23/1999.

THE JEFFERSONIAN,

S. Wilkinson

LEGAL ADVERTISING

CERTIFICATE OF POSTING

RE: Case No.

00-050-SPH

William Whitehurst Property

Petitioner/Developer

Benhoff Family LLC

Date of Hearing/Closing

October 8, 1999

2:00 p.m.

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:

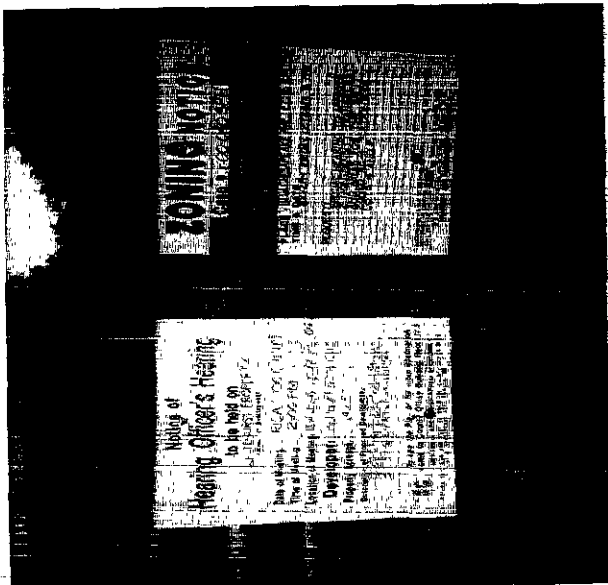
This letter is to certify under penalties of perjury that the necessary sign(s) required by
law were posted conspicuously for the property known as

William Whitehurst Property

The signs were posted on

9/10/99

(Month, Day, Year)



Sincerely,

Brian Kowalczyk

(Signature of Sign Poster and Date)

Brian Kowalczyk

(Printed Name)

200 East Pennsylvania Avenue

Towson, MD 21286

(Address)

410-296-3333

(Telephone Number)

RE: PETITION FOR SPECIAL HEARING
Happy Hollow Road, E/S Happy Hollow Rd,
6800' +/- N of c/l Padonia Rd
2nd Election District, 4th Councilmanic

Legal Owner: William W. Whitehurst, Jr.
Contract Purchaser: Benhoff Family, LLC
Petitioner(s)

* BEFORE THE
* ZONING COMMISSIONER
* FOR
* BALTIMORE COUNTY
* Case No. 00-50-SPH

* * * * *

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
People's Counsel for Baltimore County



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

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on this 24th day of August, 1999 a copy of the foregoing Entry of Appearance was mailed to G. Scott Barhight, Esq., Whiteford, Taylor & Preston, 210 W. Pennsylvania Avenue, Suite 400, Towson, MD 21204, attorney for Petitioners.



PETER MAX ZIMMERMAN



Baltimore County
Department of Permits and
Development Management

Director's Office
County Office Building
111 West Chesapeake Avenue
Towson, Maryland 21204
410-887-3353
Fax: 410-887-5708

August 23, 1999

NOTICE OF ZONING HEARING

The Zoning Commissioner of Baltimore County, by authority of the Zoning Act and Regulations of Baltimore County, will hold a public hearing in Towson, Maryland on the property identified herein as follows:

HEARING OFFICER HEARING

PROJECT NAME: William Whitehurst Property

Project Number: 8-723

Location: E/S Happy Hollow Road, N of Chaffman Road

Acres: 14.851

Developer: Benhoff Family LLC

Engineer: DMW

Proposal: 5 SFDS

***** AND *****

CASE NUMBER: 00-050-SPH

E/S Happy Hollow Road, 6800' +/- N of centerline Padonia Road

2nd Election District - 4th Councilmanic District

Legal Owner: William W. Whitehurst, Jr.

Contract Purchaser: Benhoff Family, L.L.C.

Special Hearing to approve 2 non-density transfers and areas for the split zoned R.C.4 portions of Lots 4 and 5.

HEARING: Friday, October 8, 1999 at 9:00 a.m. in Room 106, County Office Building,
111 West Chesapeake Avenue


Arnold Jablon
Director



c: Scott Barhight, Esquire, 210 W. Pennsylvania Avenue, Suite 400, Towson 21204
William W. Whitehurst, Jr., 12421 Happy Hollow Road, Cockeysville 21030
Benhoff Family, L.L.C., 215 Old Padonia Road, Cockeysville 21030

- NOTES: (1) **THE PETITIONER MUST HAVE THE ZONING NOTICE SIGN POSTED BY AN APPROVED POSTER ON THE PROPERTY BY SEPTEMBER 23, 1999.**
- (2) HEARINGS ARE HANDICAPPED ACCESSIBLE; FOR SPECIAL ACCOMMODATIONS PLEASE CALL THE ZONING COMMISSIONER'S OFFICE AT 410-887-4386.
- (3) FOR INFORMATION CONCERNING THE FILE AND/OR HEARING, CONTACT THE ZONING REVIEW OFFICE AT 410-887-3391.

TO: PATUXENT PUBLISHING COMPANY
Thursday, September 23, 1999 Issue – Jeffersonian

Please forward billing to:

Jen Busse 410-832-2077
Whiteford, Taylor & Preston
210 W. Pennsylvania Avenue
Towson, MD 21204

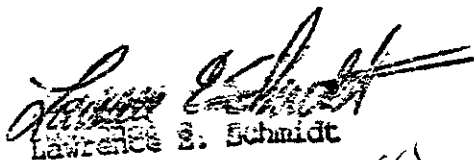
NOTICE OF ZONING HEARING

The Zoning Commissioner of Baltimore County, by authority of the Zoning Act and Regulations of Baltimore County, will hold a public hearing in Towson, Maryland on the property identified herein as follows:

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E/S Happy Hollow Road, 6800' +/- N of centerline Padonia Road
2nd Election District – 4th Councilmanic District
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HEARING: Friday, October 8, 1999 at 9:00 a.m. in Room 106, County Office Building,
111 West Chesapeake Avenue



Lawrence E. Schmidt

LAWRENCE E. SCHMIDT
ZONING COMMISSIONER FOR BALTIMORE COUNTY

- NOTES: (1) HEARINGS ARE HANDICAPPED ACCESSIBLE; FOR SPECIAL ACCOMODATIONS, PLEASE CONTACT THE ZONING COMMISSIONER'S OFFICE AT 410-887-4386.
- (2) FOR INFORMATION CONCERNING THE FILE AND/OR HEARING, CONTACT THE ZONING REVIEW OFFICE AT 410-887-3391.



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

Baltimore County zoning regulations require that notice be given to the general public/neighborhood 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.: 50

Petitioner: BENHOFF FAMILY, L.L.C.

Location: HAPPY HOLLOW RD. 6800' ± FROM CENTERLINE OF PADONIA RD.

PLEASE FORWARD ADVERTISING BILL TO:

NAME: ~~BENHOFF BUILDERS, INC.~~ Jen Busse Whiteford
ADDRESS: ~~215 OLD PADONIA RD. COCKEYSVILLE, MD 21030~~ 210 W. Pennsylvania Ave. Towson, MD 21204
PHONE NUMBER: ~~410-252-6007~~ 832-2077

AJ:ggs

(Revised 09/24/96)

00.050 -SAH
-16-



Baltimore County
Department of Permits and
Development Management

Development Processing
County Office Building
111 West Chesapeake Avenue
Towson, Maryland 21204
pdmlandacq@co.ba.md.us

October 1, 1999

Mr. William Whitehurst, Jr.
12421 Happy Hollow Road
Cockeysville, MD 21030

Dear Mr. Whitehurst, Jr.:

RE: 00-050-SPH: 12421 Happy Hollow Road

The above referenced petition was accepted for processing by the Bureau of Zoning Review, Department of Permits and Development Management (PDM) on .

The Zoning Advisory Committee (ZAC), which consists of representatives from several Baltimore County approval agencies, has reviewed the plans that were submitted with your petition. All comments submitted thus far from the members of the ZAC are attached. These comments are not intended to indicate the appropriateness of the zoning action requested, but to ensure 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. All comments will be placed in the permanent case file.

If you need further information or have any questions, please do not hesitate to contact the commenting agency.

Very truly yours,

A handwritten signature in cursive script that reads "W. Carl Richards, Jr.".

W. Carl Richards, Jr.
Zoning Supervisor
Zoning Review

WCR:rsj

Enclosures



Census 2000



For You, For Baltimore County



Census 2000



Printed with Soybean Ink
on Recycled Paper

Come visit the County's Website at www.co.ba.md.us

Jim
10/8

BALTIMORE COUNTY, MARYLAND

INTER-OFFICE CORRESPONDENCE

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

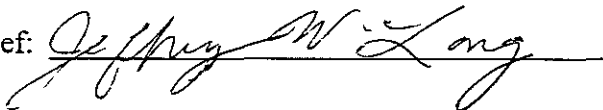
Date: August 24, 1999

FROM: Arnold F. 'Pat' Keller, III, Director
Office of Planning

SUBJECT: Zoning Advisory Petitions

The Office of Planning has no comment on the following petition(s):
Item No(s): 018, 049, 050, 056, and 064

If there should be any questions or this office can provide additional information, please contact Jeffrey Long in the Office of Planning at 410-887-3480.

Section Chief: 

AFK/JL



**Maryland Department of Transportation
State Highway Administration**

Parris N. Glendening
Governor
John D. Porcari
Secretary
Parker F. Williams
Administrator

Date: 9-9-99

Ms. Gwen Stephens
Baltimore County Office of
Permits and Development Management
County Office Building, Room 109
Towson, Maryland 21204

RE: Baltimore County
Item No. 050 JJS

Dear Ms Stephens:

This office has reviewed the referenced item and we have no objection to approval as it does not access a State roadway and is not affected by any State Highway Administration projects.

Should you have any questions regarding this matter, please contact Larry Gredlein at 410-545-5606 or by E-mail at (lgredlein@sha.state.md.us).

Very truly yours,

for Kenneth A. McDonald Jr.
Acting Chief
Engineering Access Permits Division

My telephone number is _____

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



Baltimore County
Department of Permits and
Development Management

Director's Office
County Office Building
111 West Chesapeake Avenue
Towson, Maryland 21204
410-887-3353
Fax: 410-887-5708

September 3, 1999

G. Scott Barhight, Esquire
Whiteford, Taylor & Preston
210 W. Pennsylvania Avenue
Towson, MD 21204-4515

Dear Mr. Barhight:

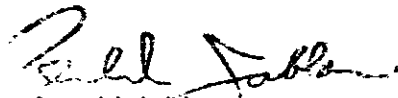
RE: Case Number 00-050-SPH & Whitehurst HOH

The above matter, previously assigned to be heard on October 8, 1999 at 9:00 a.m. has been **rescheduled for 2:00 p.m. on the same day, per your request. The hearing will be held in the same room, Room 106.**

As the person requesting the postponement, you are now responsible for affixing the new hearing date and time to the hearing notice sign posted on the property as soon as possible.

If you need further information or have any questions, please do not hesitate to contact Sophia Jennings at 410-887-3391.

Very truly yours,


Arnold Jablon
Director

AJ:scj

C: William Whitehurst, Jr., 12421 Happy Hollow Road, Cockeysville 21030
Benhoff Family, LLC, 215 Old Padonia Road, Cockeysville 21030



SEVEN SAINT PAUL STREET
BALTIMORE, MARYLAND 21202-1626
TELEPHONE 410 347-8700
FAX 410 752-7092

30 COLUMBIA CORPORATE CENTER
10440 LITTLE PATUXENT PARKWAY
COLUMBIA, MARYLAND 21044
TELEPHONE 410 884-0700
FAX 410 884-0719

G. SCOTT BARHIGHT
DIRECT NUMBER
410 832-2050
gbarhight@wtplaw.com

WHITEFORD, TAYLOR & PRESTON
L.L.P.

210 WEST PENNSYLVANIA AVENUE
TOWSON, MARYLAND 21204-4515

410 832-2000
FAX 410 832-2015
www.wtplaw.com

1025 CONNECTICUT AVENUE, NW
WASHINGTON, D.C. 20036-5405
TELEPHONE 202 659-6800
FAX 202 331-0573

1517 KING STREET
ALEXANDRIA, VIRGINIA 22314-2928
TELEPHONE 703 836-5742
FAX 703 836-0265

August 30, 1999

Mr. Arnold Jablon, Director
Department of Permits and Development Management
Baltimore County Office Building
111 West Chesapeake Avenue
Towson, Maryland 21204

Re: Case No. 00-050-SPH
Project Name: William Whitehurst Property
Project NO. 8-723
Our File No. 5667/5

8/31/99
Gy
SJ
find out
what conflict
is - if another
hearing, O/C
To: SpH
9/1/99
wn
Change to
10/8 at
2 PM -
same room

Dear Mr. Jablon:

We have received a Notice of Zoning Hearing in this matter. Unfortunately, I am unable to attend the hearing at the time for which it is currently set, October 8, 1999, at 9 a.m., due to a conflict. Therefore, I am formally requesting this hearing be reset. I would be able to attend later in the day on October 8th, and could even attend a hearing in this matter on a date prior to October 8th. In the event that your office can only schedule this matter for a date after October 8th, I respectfully request that this matter be assigned a date as soon as possible.

Thank you for your cooperation in this matter. Please contact me if you have any concerns. I can be reached at 410-832-2050.

Sincerely,

G. Scott Barhight

GSB:dpp
175716

44-2280



