

IN RE: PETITION FOR VARIANCE

S/S Wise Avenue, 270' W
of centerline Lynch Road
12th Election District
7th Councilmanic District
(7835 Wise Avenue)

Larry G. & Geraldine T. Hoover
Legal Owners and
Vincent & Shawn Magliano
Lessees
Petitioners

* BEFORE THE
* DEPUTY ZONING COMMISSIONER
* OF BALTIMORE COUNTY
* CASE NO. 00-244-X

*
*
*

* * * * *

FINDINGS OF FACT AND CONCLUSIONS OF LAW

This matter comes before this Deputy Zoning Commissioner as a Petition for Special Exception filed by the legal owners of the subject property, Larry and Geraldine Hoover and the lessees of the property, Vincent & Shawn Magliano. The special exception request is for a tanning and nail salon pursuant to Section 230.13 of the Baltimore County Zoning Regulations (B.C.Z.R.). The subject property is located at 7835 Wise Avenue in the heart of Dundalk.

Appearing at the hearing on behalf of the special exception request were Vincent and Shawn Magliano, lessees of the property, Tom Church, professional engineer who prepared the site plan of the property and C. William Clark, attorney at law, representing the Petitioners. There were no protestants in attendance.

Testimony and evidence indicated that the property, which is the subject of this special exception request, consists of 0.4484 acres, more or less, zoned BL-AS. The subject property is currently improved with a two-story office building. The second story of the subject building is occupied by a real estate company. The Maglianos propose to utilize the first floor of the building for a tanning and nail salon. They propose to install ten (10) tanning beds, as

ORDER RECEIVED FOR FILING
DMS 8/22/00
By J.R. James

well as several nail stations for their customers. They have already secured a lease for the property and are ready to open once the special exception request is considered.

It is clear the Baltimore County Zoning Regulations (B.C.Z.R.) permits the use proposed in a BL-AS zone by special exception. It is equally clear that the proposed use would not be detrimental to the primary uses in the vicinity. Therefore, it must be determined if the conditions as delineated in Section 502.1 are satisfied.

The Petitioners had the burden of adducing testimony and evidence which would show that the proposed use met the prescribed standards and requirements set forth in Section 502.1 of the Baltimore County Zoning Regulations. The Petitioners have shown that the proposed use would be conducted without real detriment to the neighborhood and would not adversely affect the public interest. The facts and circumstances do not show that the proposed use at the particular location described by Petitioners' Exhibit No. 1 would have any adverse impact above and beyond that inherently associated with such a special exception use, irrespective of its location within the zone. Schultz v. Pritts, 432 A.2d 1319 (1981).

The proposed use will not be detrimental to the health, safety, or general welfare of the locality, nor tend to create congestion in roads, streets, or alleys therein, nor be inconsistent with the purposes of the property's zoning classification, nor in any other way be inconsistent with the spirit and intent of the B.C.Z.R.

After reviewing all of the testimony and evidence presented, it appears that the special exception should be granted with certain restrictions as more fully described below.

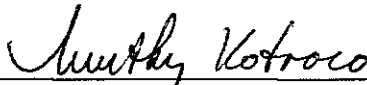
Pursuant to the advertising, posting of the property, and public hearing on this Petition held, and for the reasons given above, the relief request in the special exception shall be granted.

REMOVE
UNDERLINED
WORDS!
INADVERTENTLY
DICTATED
INAPPLICABLE
LANGUAGE
3/13/02
RAB
JCB

ORDER RECEIVED FOR FILING
Date 2/22/00
By J.R. Spurgeon

THEREFORE, IT IS ORDERED this 22nd day of February, 2000, by this Deputy Zoning Commissioner, that the Petitioners' Special Exception Request for a tanning and nail salon pursuant to Section 230.13 of the Baltimore County Zoning Regulations (B.C.Z.R.), be and is hereby GRANTED.

IT IS FURTHER ORDERED that any party has the right to file an appeal within thirty (30) days of the date of this Order.


TIMOTHY M. KOTROCO
DEPUTY ZONING COMMISSIONER
FOR BALTIMORE COUNTY

TMK:raj

COPIES FORWARDED FOR FILING
DATE 2/22/00
By R. Jameson



Baltimore County
Zoning Commissioner

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

February 22, 2000

C. William Clark, Esquire
Nolan, Plunhoff & Williams
Suite 700 Nottingham Centre
502 Washington Avenue
Towson, Maryland 21204-4528

Re: Petition for Special Exception
Case No. 00-244-X
Property: 7835 Wise Avenue

Dear Mr. Clark:

Enclosed please find the decision rendered in the above-captioned case. The Petition for Special Exception has been granted in accordance with the enclosed 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 Department of Permits and Development Management. If you require additional information concerning filing an appeal, please feel free to contact our appeals clerk at 410-887-3391.

Very truly yours,

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

Timothy M. Kotroco
Deputy Zoning Commissioner

TMK:raj
Enclosure

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



Printed with Soybean Ink
on Recycled Paper

Copies to:

Vincent & Shawn Magliano
170 Old Eastern Avenue
Essex, MD 21221

Larry & Geraldine Hoover
P. O. Box 566
Ranchester, WY 82839

Thomas A. Church, P.E.
6603 York Road
Baltimore, MD 21212



Petition for Special Exception

to the Zoning Commissioner of Baltimore County

for the property located at 7835 WISE AVENUE

which is presently zoned BL-AS

This Petition shall be filed with the Department of Permits and 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 Exception under the Zoning Regulations of Baltimore County, to use the herein described property for

A TANNING AND NAIL SALON UNDER SECTION 230.13

Property is to be posted and advertised as prescribed by the zoning regulations.

I, or we, agree to pay expenses of above Special Exception, advertising, posting, etc. and further agree to and are to be bounded by the zoning regulations and restrictions of Baltimore County adopted pursuant to the zoning law for Baltimore County.

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

Contract Purchaser/Lessee:

VINCENT & SHAWN MAGLIANO

Name - Type or Print

Signature

170 OLD EASTERN AVE.

410-417-2245

Address

Telephone No.

ESSEX

MD

21221

City

State

Zip Code

Attorney For Petitioner:

C. WILLIAM CLARK, ESQUIRE

Name - Type or Print

Signature

NOLAN, PLUMHOFF & WILLIAMS

Company

SUITE 700 NOTTINGHAM CENTRE

410/823-7800

502 WASHINGTON AVENUE

Address

Telephone No.

TONSON,

MD

21204-4528

City

State

Zip Code

Legal Owner(s):

LARRY G. HOOVER

Name - Type or Print

Signature

GERALDINE T. HOOVER

Name - Type or Print

Signature

P.O. BOX 566

Address

Telephone No.

RANCHESTER,

WY

82839

City

State

Zip Code

Representative to be Contacted:

THOMAS A. CHURCH, P.E.

DEVELOPMENT ENGINEERING CONSULTANTS, INC.

Name

6603 YORK ROAD

410-377-2600

Address

Telephone No.

BALTIMORE,

MD

21212

City

State

Zip Code

OFFICE USE ONLY

ESTIMATED LENGTH OF HEARING 1-2 hr

UNAVAILABLE FOR HEARING

Reviewed By MJD Date 12/10/98

Case No. 60-244-7A

220 09115198

DEVELOPMENT ENGINEERING CONSULTANTS, INC.

Site Engineers & Surveyors

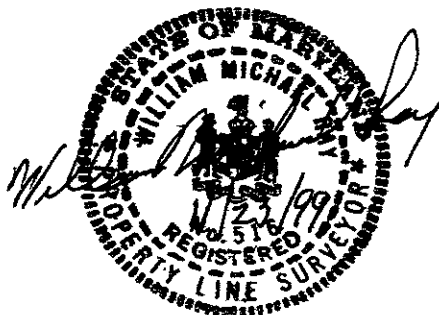
6603 York Road
Baltimore, Maryland 21212
(410) 377-2600
(410) 377-2625 Fax

00-244-X
ZONING DESCRIPTION
FOR
7835 WISE AVENUE
12TH ELECTION DISTRICT

Beginning at a point on the south side of Wise Avenue
which is a 55' right-of-way width at the distance of 270
feet more or less ^{West} ~~east~~ to the centerline of the nearest
improved intersecting street (Lynch Road), thence the
following courses and distances:

South 28 degrees 45 minutes 15 seconds West, 194.44
feet, North 62 degrees 15 minutes 15 seconds West, 100.02
feet, North 28 degrees 45 minutes 15 seconds East, 196.20
feet, South 61 degrees 14 minutes 45 seconds East, 100.00
feet to the place of beginning, as recorded in Deed Liber
8717, Folio 211.

Being Lots #38 through 41 in the subdivision of
Eddlynch as recorded in the Baltimore County Plat Book #9,
Folio 17, containing 19,532 square feet (0.4484 acres).
Also known as 7835 Wise Avenue and located in the 12th
Election District.



#244

CERTIFICATE OF PUBLICATION

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:

Case: #00-244-X
7835 Wise Avenue
S/S Wise Avenue, 270' W of
centerline Lynch Road
12th Election District
7th Councilmanic District
Legal Owner(s): Geraldine
T. & Larry G. Hoover
Lessee: Vincent & Shawn
Magliaro
Special Exception: for a
tanning and nail salon
Hearing: Monday, January
17, 2000 at 2:00 p.m. in
Room 407, County Courts
Building, 401 Bosley Ave-
nue.

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 con-
cerning the File and/or
Hearing, Contact the Zoning
Review Office at (410) 887-
3391.

12/337 Dec. 30 C361435

TOWSON, MD, 12-30 1999, ~~20~~

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 12-30, ~~20~~ 1999

THE JEFFERSONIAN,



LEGAL ADVERTISING
Publisher

BALTIMORE COUNTY, MARYLAND
OFFICE OF BUDGET & FINANCE
MISCELLANEOUS RECEIPT

No. **076687**

DATE 12/10/99 ACCOUNT 001-6150
Item: 050 244
By VHJK AMOUNT \$ 300.00

RECEIVED FROM: DEC, Inc - 7835 Wisc Ave
FOR: 050 - Special Excavation - \$ 300.00

DISTRIBUTION

WHITE - CASHIER

PINK - AGENCY

YELLOW - CUSTOMER

PAID RECEIPT

PROCESS	ACTUAL	TIME
12/13/1999	12/10/1999	15:01:16
REG W002	CASHIER INCL DMB	DRAMES
Dept 5	528 ZONING VERIFICATION	
Receipt #	118434	076687
LR NO.	076687	

People Tot 300.00
300.00 OK 300.00
Baltimore County, Maryland

CASHIER'S VALIDATION

CERTIFICATE OF POSTING

RE: CASE #00-244-X
PETITIONER/DEVELOPER
[Vincent Magliano]
DATE OF Hearing
[Jan 26, 2000]

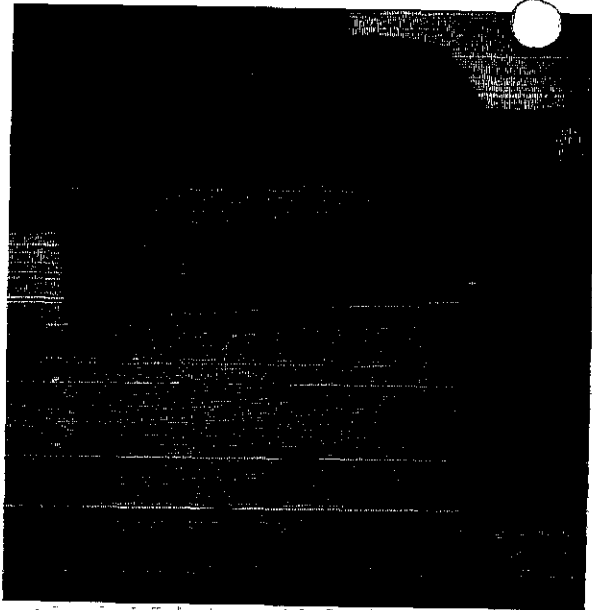
**Baltimore County Department of
Permits and Development Management
County Office Building, Room 111
111 West Chesapeake Ave.
Towson, Maryland 21204**

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
7835 Wise Ave. Baltimore, Maryland 21222**

The sign(s) were posted on _____ **1-11-00** _____
[Month, Day, Year]



Sincerely,


[Signature of Sign Poster & Date]

_____ **Thomas P. Ogle, Sr.** _____

_____ **325 Nicholson Road** _____

_____ **Baltimore, Maryland 21221** _____

_____ **(410)-687-8405** _____
[Telephone Number]

CERTIFICATE OF POSTING

RE: CASE #00-244-X
PETITIONER/DEVELOPER
(Vincent Magliano)
DATE OF Hearing
(Feb 22, 2000)

Baltimore County Department of
Permits and Development Management
County Office Building, Room 111
111 West Chesapeake Ave.
Towson, Maryland 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
7835 Wise Ave. Baltimore, Maryland 21222_____

The sign(s) were posted on _____ 2-3-00(Reposted) _____
[Month, Day, Year]

Sincerely,


[Signature of Sign Poster & Date]

____ Thomas P. Ogle, Sr. _____

____ 325 Nicholson Road _____

____ Baltimore, Maryland 21221 _____

____ [410]-687-8405 _____
[Telephone Number]

RE: PETITION FOR SPECIAL EXCEPTION
7835 Wise Avenue, S/S Wise Ave,
270' W of c/l Lynch Rd
12th Election District, 7th Councilmanic

Legal Owner: Larry G. & Geraldine T. Hoover
Contract Purchaser: Vincent & Shawn Magliano
Petitioner(s)

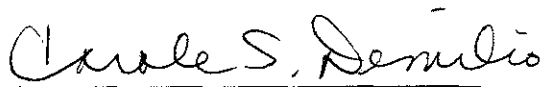
* BEFORE THE
* ZONING COMMISSIONER
* FOR
* BALTIMORE COUNTY
* Case No. 00-244-X

* * * * *

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 28th day of December, 1999 a copy of the foregoing Entry of Appearance was mailed to C. William Clark, Esq., Nolan, Plumhoff & Williams, 502 Washington Avenue, Suite 700, 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

December 21, 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:

CASE NUMBER: 00-244-X
7835 Wise Avenue
S/S Wise Avenue, 270' W of centerline Lynch Road
12th Election District – 7th Councilmanic District
Legal Owner: Geraldine T. & Larry G. Hoover
Lessee: Vincent & Shawn Magliano

Special Exception for a tanning and nail salon.

HEARING: Monday, January 17, 2000 at 2:00 p.m. in Room 407, County Courts Building, 401 Bosley Avenue

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

Arnold Jablon
Director

- c: C. William Clark, Esquire, Nolan, Plumhoff & Williams, Suite 700, Nottingham Centre, 502 Washington Avenue, Towson 21204
Geraldine & Larry Hoover, PO Box 566, Ranchester, WY 82839
Vincent & Shawn Magliano, 170 Old Eastern Avenue, Essex 21221
Thomas Church, Development Engineering Consultants, Inc., 6603 York Road, Baltimore 21212

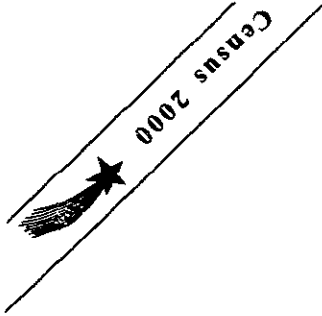
- NOTES: (1) **THE PETITIONER MUST HAVE THE ZONING NOTICE SIGN POSTED BY AN APPROVED POSTER ON THE PROPERTY BY JANUARY 2, 2000.**
(2) **HEARINGS ARE HANDICAPPED ACCESSIBLE; FOR SPECIAL ACCOMMODATIONS PLEASE CALL THE ZONING COMMISSIONER'S OFFICE AT 410-887-4386.**
(3) **FOR INFORMATION CONCERNING THE FILE AND/OR HEARING, CONTACT THE ZONING REVIEW OFFICE AT 410-887-3391.**





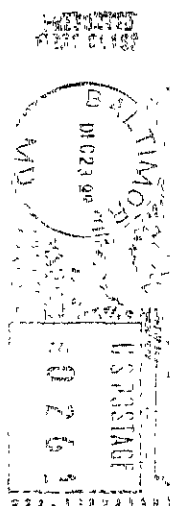
Baltimore County
Department of Permits and
Development Management
111 West Chesapeake Avenue
Towson, Maryland 21204

Return Service Requested
ROOM 111 LOUING REVIEW



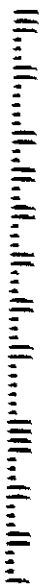
00-244-X

ALM 22233



GERALDINE & LARRY HOOVER
PO BOX 566
RANCHESTER WY 82839

HOOVER* 0000000000 1999 06 12/26/99
RETURN TO SENDER
HOOVER
900 COLLIER CT APT 101
MARCO ISLAND FL 34145-6500
RETURN TO SENDER





Baltimore County
 Department of Permits and
 Development Management
 111 West Chesapeake Avenue
 Towson, Maryland 21204

Return Service Requested
 ROOM 111 ZONING REVIEW

9417 MD 212 ---12/24/99XX

NO SUCH
 NUMBER



NO SUCH
 NUMBER



SHAWN MAGLIANO
 170 OLD
 ESSEX MD 21223

152
 0101

00-244-X

Census 2000

TO: PATUXENT PUBLISHING COMPANY
Thursday, December 30, 1999 Issue – Jeffersonian

Please forward billing to:

Development Engineering 410-377-2600
6603 York Road
Baltimore, MD 21212

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:

CASE NUMBER: 00-244-X

7835 Wise Avenue

S/S Wise Avenue, 270' W of centerline Lynch Road

12th Election District – 7th Councilmanic District

Legal Owner: Geraldine T. & Larry G. Hoover

Lessee: Vincent & Shawn Magliano

Special Exception for a tanning and nail salon.

HEARING: Monday, January 17, 2000 at 2:00 p.m. in Room 407, County Courts Building, 401 Bosley 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.

**DEPARTMENT OF PERMITS AND DEVELOPMENT MANAGEMENT
ZONING REVIEW**

ADVERTISING REQUIREMENTS AND PROCEDURES FOR ZONING HEARINGS

The Baltimore County Zoning Regulations (BCZR) 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 the petitioner) and placement of a notice in a newspaper of general circulation in the County, both at least fifteen (15) days before the hearing.

Zoning Review will ensure that the legal requirements for advertising are satisfied. However, the petitioner is responsible for the costs associated with these requirements. The newspaper will bill the person listed below for the advertising. This advertising is due upon receipt and should be remitted directly to the newspaper.

OPINIONS MAY NOT BE ISSUED UNTIL ALL ADVERTISING COSTS ARE PAID.

For Newspaper Advertising:

Item Number or Case Number: 60-244-SPX
Petitioner: Vincent & Shawn Magliano
Address or Location: 7835 Wise Ave

PLEASE FORWARD ADVERTISING BILL TO:

Name: Development Engineering
Address: 6603 York Rd.
Bethesda Md. 21212
Telephone Number: (410) 377-2600

BALTIMORE COUNTY, MARYLAND

INTEROFFICE CORRESPONDENCE

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

Date: December 28, 1999

RECEIVED JAN 06 2000

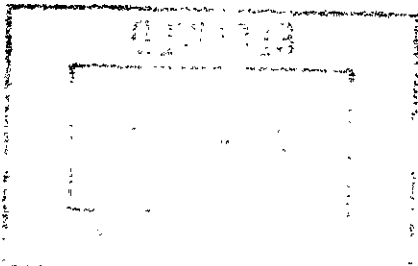
FROM: Robert W. Bowling, Supervisor
Bureau of Development Plans Review

SUBJECT: Zoning Advisory Committee Meeting
for January 3, 2000
Item No. 244

The Bureau of Development Plans Review has reviewed the subject zoning item. If the existing concrete curb and gutter, sidewalk, or entrance along the Wise Avenue right-of-way are in poor condition, they should be replaced at the Developer's expense.

RWB:HJO:jrb

cc: File



ZAC01030.244

RECEIVED

JAN - 4 2000

DEPT. OF PERMITS AND
DEVELOPMENT MANAGEMENT



Baltimore County
Fire Department

Office of the Fire Marshal
700 East Joppa Road
Towson, Maryland 21286-5500
410-887-4880

January 11, 2000

RECEIVED JAN 13 2000

Department of Permits and
Development Management (PDM)
County Office Building, Room 111
Mail Stop #1105
111 West Chesapeake Avenue
Towson, Maryland 21204

ATTENTION: Gwen Stephens

RE: Property Owner:

WHITE MARSH ASSOCAITES, LLC AND JOHN H. GEASE, III, VP - 239
LARRY G. HOOVER AND GERALDINE T. HOOVER - 244

Location: DISTRIBUTION MEETING OF

Item No.: 239 AND (244)

Dear Ms. Stephens:

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.

4. The site shall be made to comply with all applicable parts of the Fire Prevention Code prior to occupancy or beginning of operation.
5. The buildings and structures existing or proposed on the site shall comply with all applicable requirements of the National Fire Protection Association Standard No. 101 "Life Safety Code", 1994 edition prior to occupancy.

REVIEWER: LIEUTENANT HERB TAYLOR, Fire Marshal's Office
PHONE 887-4881, MS-1102F

cc: File



BALTIMORE COUNTY, MARYLAND

INTER-OFFICE CORRESPONDENCE

DATE: December 21, 1999

TO: Larry E. Schmidt
Zoning Commissioner

FROM: James H. Thompson - EC
Code Enforcement Supervisor

SUBJECT: ITEM NO.: 244
PETITIONER: Larry G. Hoover and Geraldine T. Hoover

VIOLATION CASE NO.: 99-1145

LOCATION OF VIOLATION: S/S of Wise Ave., 270' W centerline of Lynch Road
(7835 Wise Avenue)

DEFENDANT(S): Larry G. Hoover and Geraldine T. Hoover

Please be advised that the aforementioned petition is the subject of an active violation case. When the petition is scheduled for a public hearing, please notify the following person(s):

NAME

ADDRESS

Stanley Augustyniak

7874 Harold Road
Baltimore, MD 21222

After the public hearing is held, please send a copy of the Zoning Commissioner's Order to the Code Enforcement Supervisor, so that the appropriate action may be taken relative to the violation case.

JHT/ec/lmh

BALTIMORE COUNTY, MARYLAND

INTER-OFFICE CORRESPONDENCE

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

Date: December 21, 1999

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

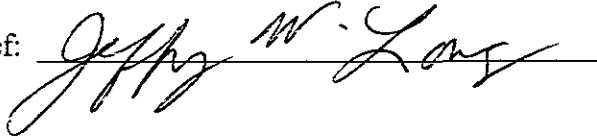
SUBJECT: Zoning Advisory Petitions

The Office of Planning has no comment on the following petition(s):

Item No(s): 241 and 244

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: 12.20.99

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

RE: Baltimore County
Item No. 244

MJK

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.

Kenneth A. McDonald Jr., 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 Av.
Towson, Maryland 21204
410-887-3353
Fax: 410-887-5708

January 3, 2000

44-4 J

C. William Clark, Esquire
Nolan, Plumhoff & Williams
Suite 700, Nottingham Centre
502 Washington Avenue
Towson, MD 21204-4528

Dear Mr. Clark:

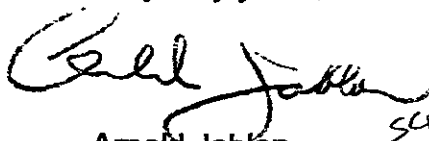
RE: Case Number 00-244-X, 7835 Wise Avenue

The above matter, previously scheduled for January 17, 2000, has been postponed as it is a County holiday. The hearing has been **rescheduled for Wednesday, January 26, 2000 at 2:00 p.m. in room 407, County Courts Building, 401 Bosley Avenue.**

This office will take the responsibility of having a new date sticker affixed to the existing sign on the property.

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: Mr. & Mrs. Larry Hoover, PO Box 566, Ranchester, WY 82839
Vincent & Shawn Magliano, 170 Old Eastern Avenue, Essex, MD 21221
Thomas A. Church, Development Engineering Consultants, Inc., 6603 York
Road, Baltimore, MD 21212
Stanley Augustyniak, 7874 Harold Road, Baltimore, MD 21222





Baltimore County
Zoning Commissioner

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

January 28, 2000

C. William Clark, Esquire
Nolan, Plunhoffs & Williams
Suite 700 Nottingham Centre
502 Washington Avenue
Towson, Maryland 21204

RE: PETITION FOR SPECIAL EXCEPTION
Case No. 00-244-X
Property: 7835 Wise Avenue
12th Election District, 7th Councilmanic District
Petitioner: Larry G. Hoover & Geraldine T. Hoover

Dear Mr. Clark:

This letter is to confirm that the above-captioned matter, which was postponed due to inclement weather on January 26, 2000, has been rescheduled for Tuesday, February 22, 2000 at 9:00 A.M. in Room 407 of the County Courts Building. Please arrange to have the property reposted with the new hearing date, time and location by no later than February 6, 2000 so as to meet the required 15-day posting period. It will not be necessary to readvertise the property.

In the meantime, should you have any questions concerning this matter, please do not hesitate to call me.

Very truly yours,

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

Timothy M. Kotroco
Deputy Zoning Commissioner

TMK:raj

c: Mr. & Mrs. Larry G. Hoover, P. O. Box 566, Ranchester, WY 82839
Vincent & Shawn Magiano, 170 Old Eastern Ave., Essex, MD 21221
Mr. Thomas A. Church, P.E., Development Engineering Consultants, Inc.
6603 York Road, Baltimore, MD 21212
Ms. Sophia Jennings, DPDM; People's Counsel; Case File

1/7/00

Lenny from Enforcement reported that he could not post the sticker with the new hearing date as there was no sign posted on the property. According to the original hearing notice, the sign should have been posted by 1/2/00.

Carl said to call the attorney and notify them that they are now responsible for posting the sign with the new hearing date by 1/11/00. Baltimore County is no longer taking responsibility for posting the new hearing date as the original sign was not posted timely.

Telephone call to Newton Williams, attorney, regarding the rescheduled hearing. As the original sign was not posted timely, Baltimore County will not be responsible for posting the sticker with the new date as stated in our letter dated 1/3/00. The property must be posted, with the new date, by 1/11/00. If the property is not posted by this date, the new hearing date is invalid and the hearing will have to be rescheduled.

Newton left a message for Bud Clark on his desk regarding the above.

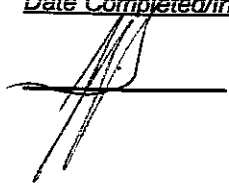
Bud Clark called back to say that he had gotten the message regarding the sign. Tom Church has contacted Tom Ogle to post the sign.

00-244-X

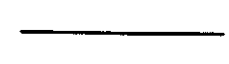
ZONING HEARING FILE INTERNAL CHECKLIST

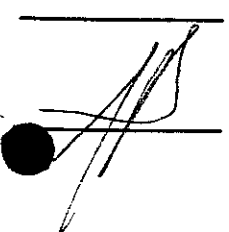
Zoning Case No. 00-244-X

Date Completed/Initials

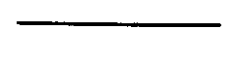

PREPARE HEARING FILE (put case number on all papers; hole punch and place appropriately; put label and case number on folder; complete information on stamp on front of folder)


DETERMINE HEARING DATE (schedule within 45 days of filing; post and advertise at least 15 days prior to hearing)

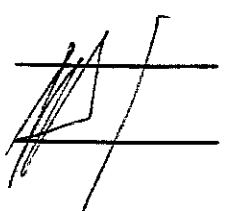

TYPE HEARING NOTICE AND ADVERTISING NOTICE (type according to sample, taking billing information for advertising from advertising form in file; make appropriate copies; mail original and copies of hearing notice; place original advertising notice in Patuxent's box; file copies of both notices in hearing file; update ZAC in computer for hearing date, time and place)


UPDATE ZONING COMMISSIONER'S HEARING CALENDAR (keep original in "red" folder; mail copy to zoning commissioner's office)

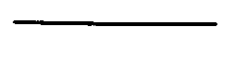

COMPLETE FILE (write hearing date, time, and room on front of hearing folder; file in numerical order in cabinet next to copier until it is pulled for sending to zoning commissioner's office)


POSTPONEMENTS (type postponement letter; make appropriate copies; mail original and copies; send copy to zoning commissioner; file copy in hearing file; update hearing calendar and ZAC in computer)


RESCHEDULING (determine hearing date; type letter confirming new date; make appropriate copies; mail original and copies; file copy in hearing file; update hearing calendar and ZAC in computer; refile hearing folder)


INDEX CARDS (prepare index cards, according to sample; file cards in cabinet)

Rec 1/3/00
ADVERTISING/POSTING CERTIFICATES (check off on front of hearing file; put certificates in file)


COMMENTS (check off agency comments received on front of hearing file; make copies; type comments letter; mail original to petitioner; file copy in hearing file)


FILES TO ZONING COMMISSIONER'S OFFICE (pull the files for the following week every Friday and administrative files on Tuesday; verify that checklist on front of hearing file has been completed; secure all papers under clips in file; send files for hearings to zoning commissioner's office by noon on Friday and files for administrative on Tuesday morning)

PLEASE PRINT CLEARLY

PETITIONER(S) SIGN-IN SHEET

NAME

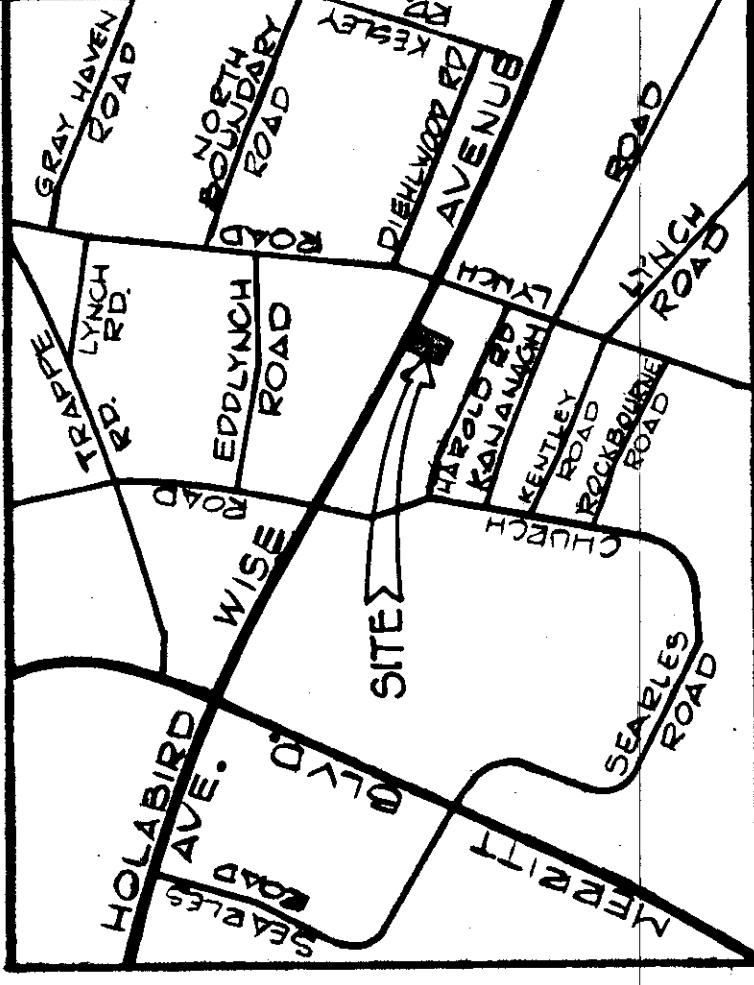
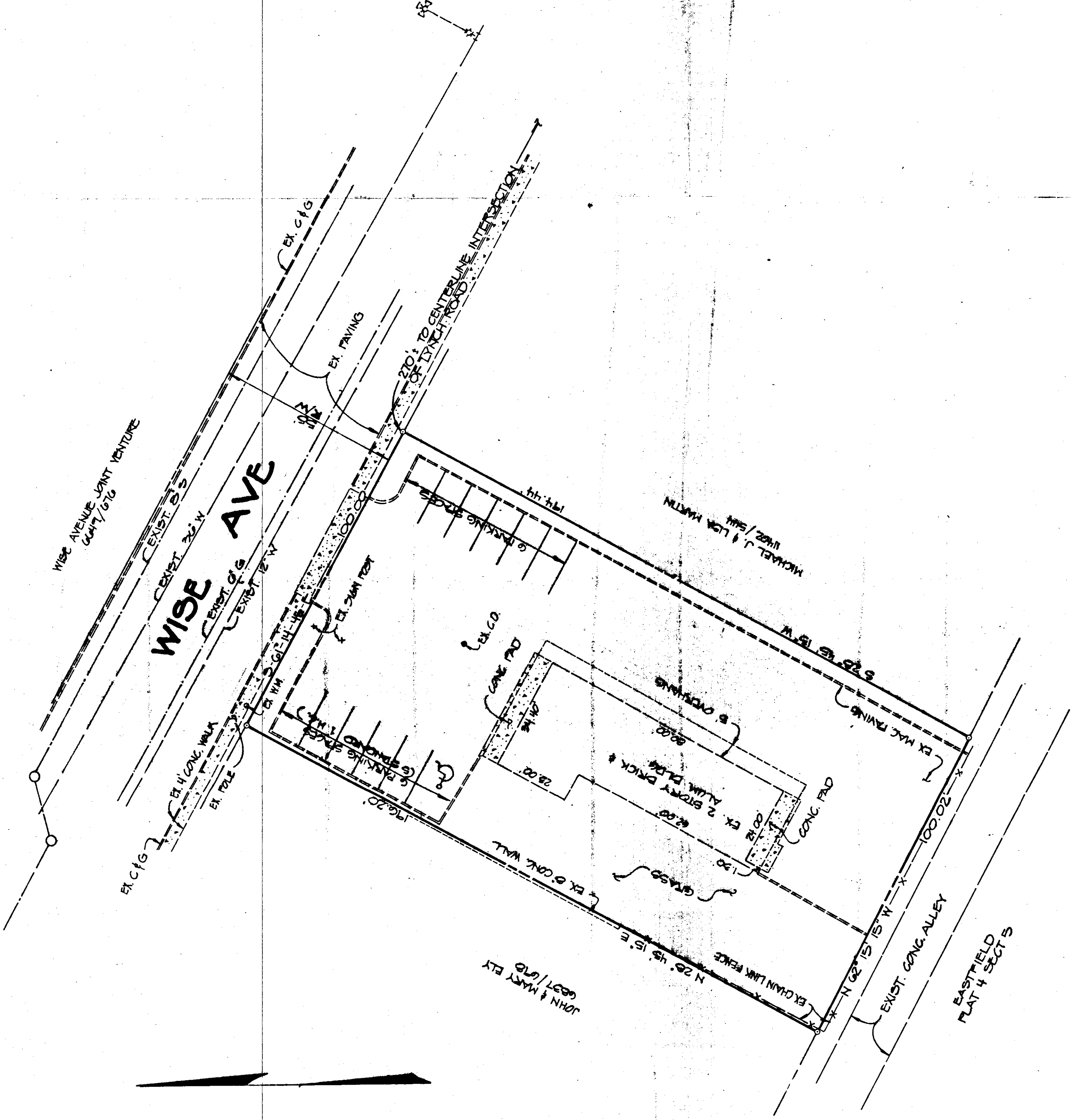
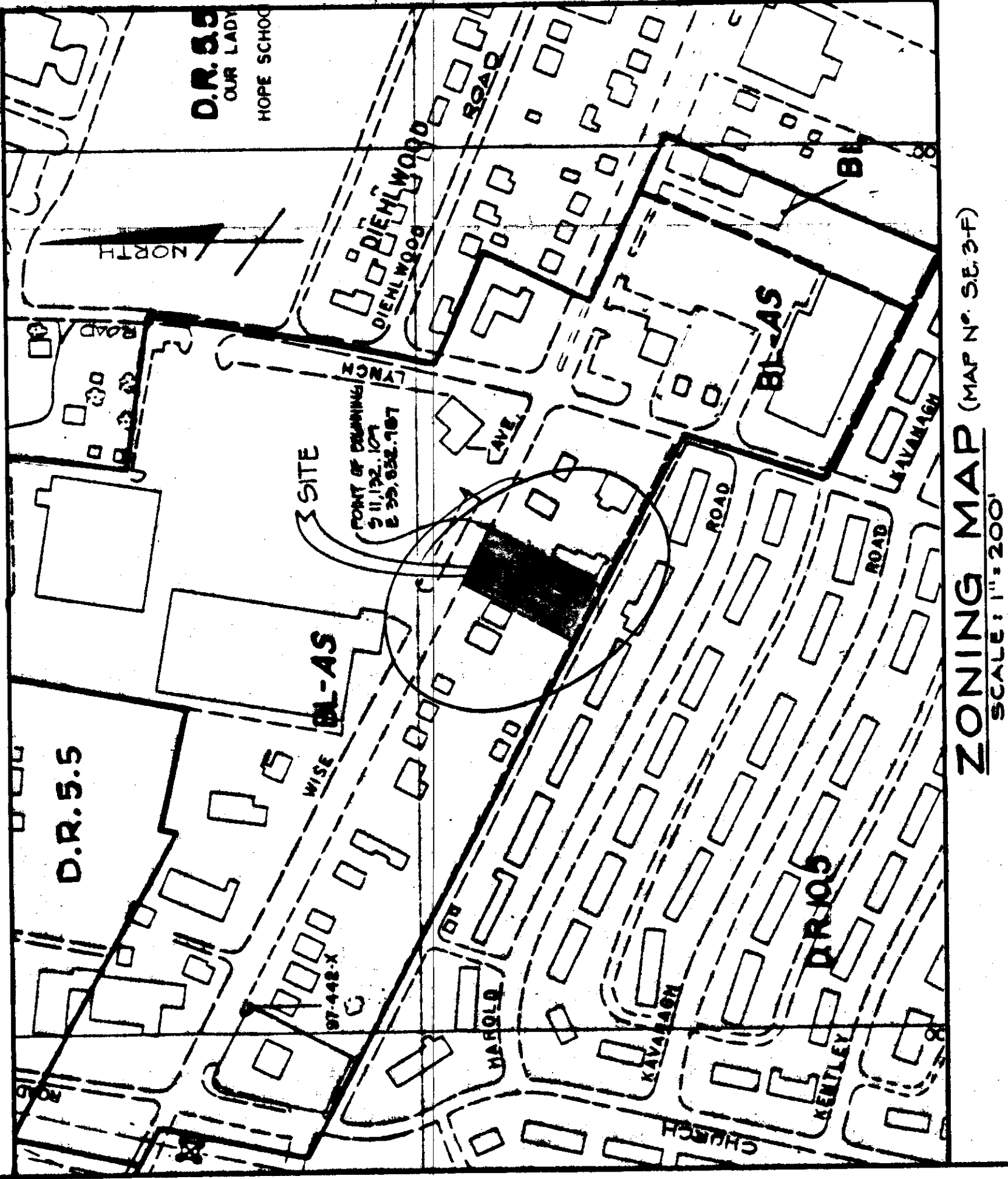
ADDRESS

Tom Church
Vinnie Magliano
Shawn Magliano
C. WILLIAM CLARK

6603 York Rd. 21212
5508 MADGE CT 21162
5508 MADGE CT 21162
582 WASHINGTON AVE 21204



PLAT TO ACCOMPANY PETITION FOR ZONING: ☐ VARIANCE, ☒ SPECIAL EXCEPTION



VICINITY MAP
SCALE: 1"=1000'

LOCATION INFORMATION

ELECTION DISTRICT #: 12
COUNCILMANIC DISTRICT #: 7
1"=200' SCALE MAP #: SE 3 F

ZONING: BL-AS (1990)
LOT SIZE: 17,532 SF = 0.404 AC.

PUBLIC PRIVATE

SEWER: ☒ PUBLIC ☐ PRIVATE

WATER: ☒ PUBLIC ☐ PRIVATE

CHESAPEAKE BAY CRITICAL AREA: ☒ YES ☐ NO

PRIOR ZONING HEARINGS: ☒ YES ☐ NO

PREVIOUS COMMERCIAL PERMIT: ☒ YES ☐ NO

ZONING OFFICE USE ONLY

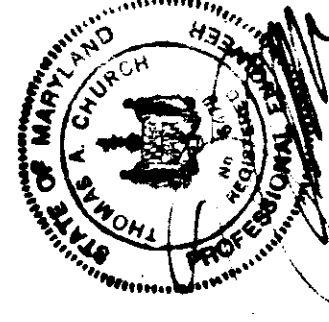
REVIEWED BY: *WJK* ITEM #: 244 CASE #: 00-244-SPX

PREVIOUS COMMERCIAL PERMITS

CONTROL # 945-70
USE: COMMERCIAL FENCE
CONTROL # 890-70
USE: ALFIES FISH & CHIPS
NO OTHER PERMIT INFORMATION
WAS FOUND IN ZONING OFFICE
ARCHIVES FOR THIS ADDRESS

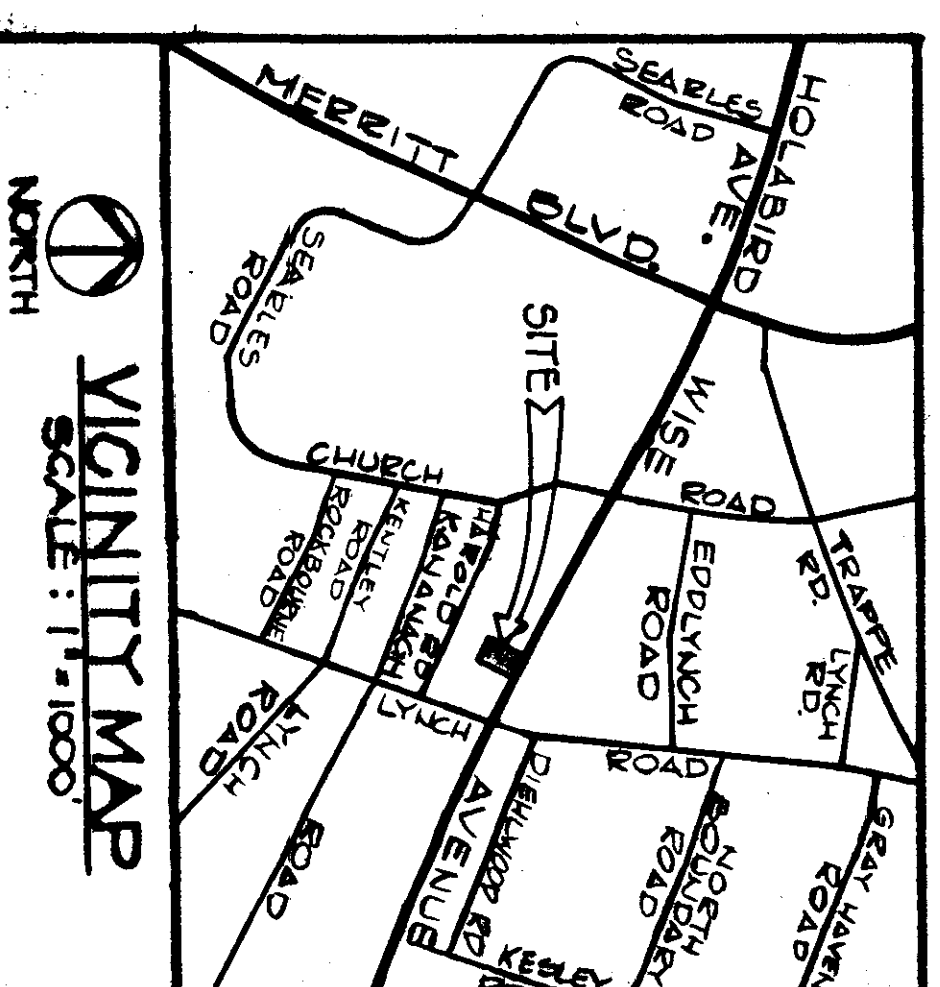
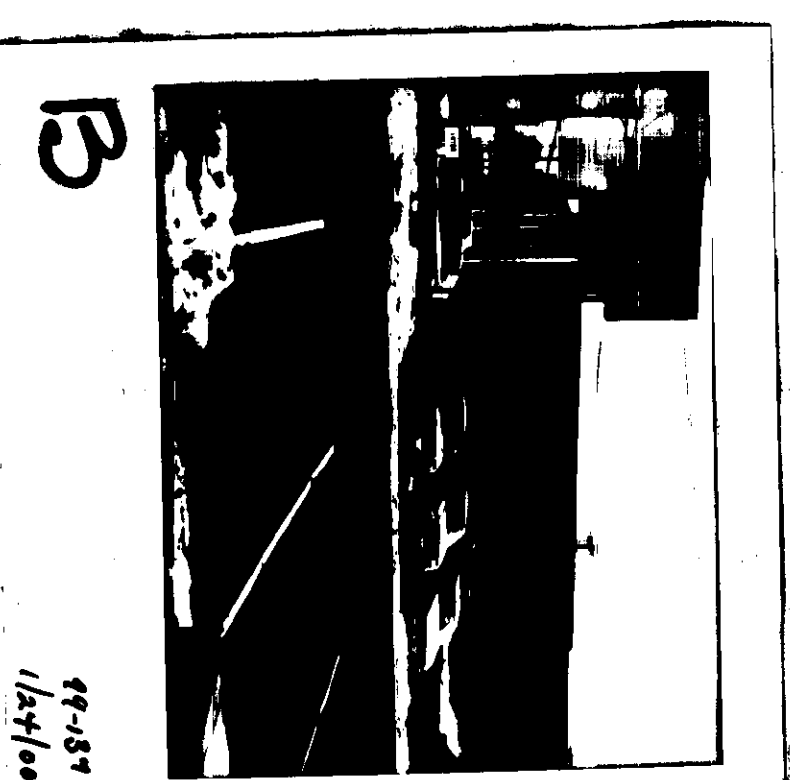
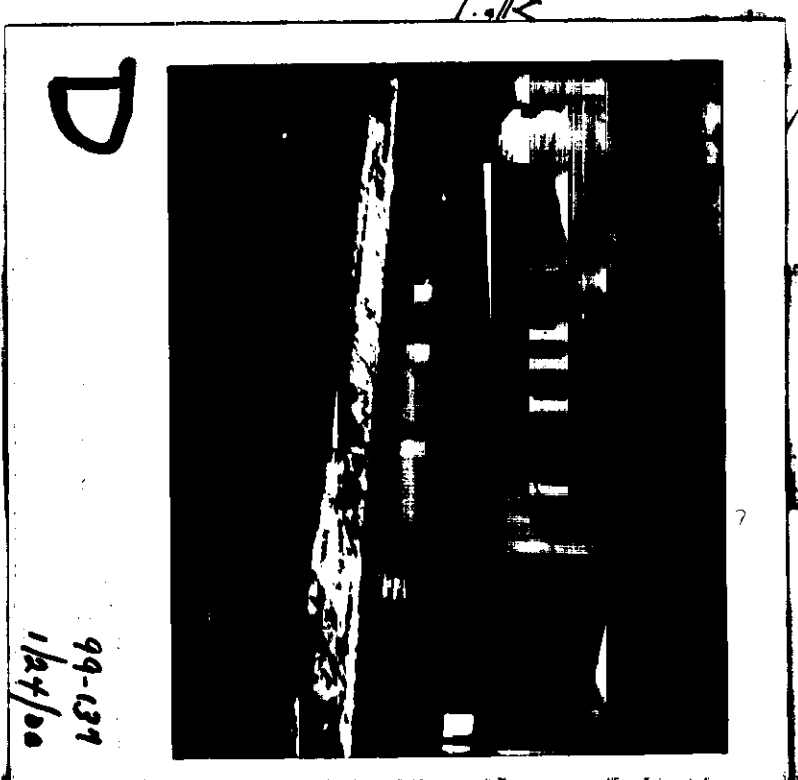
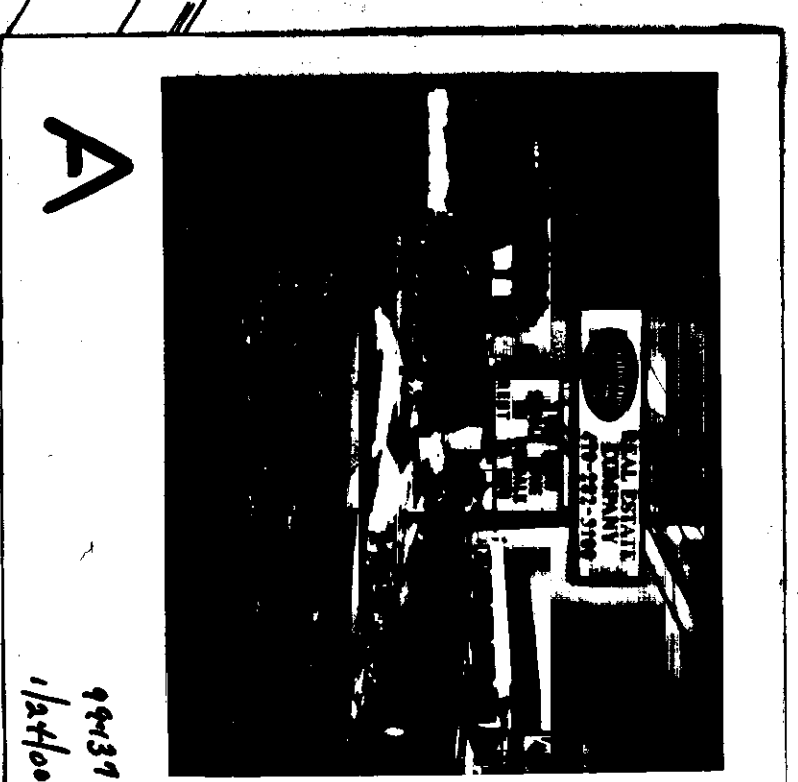
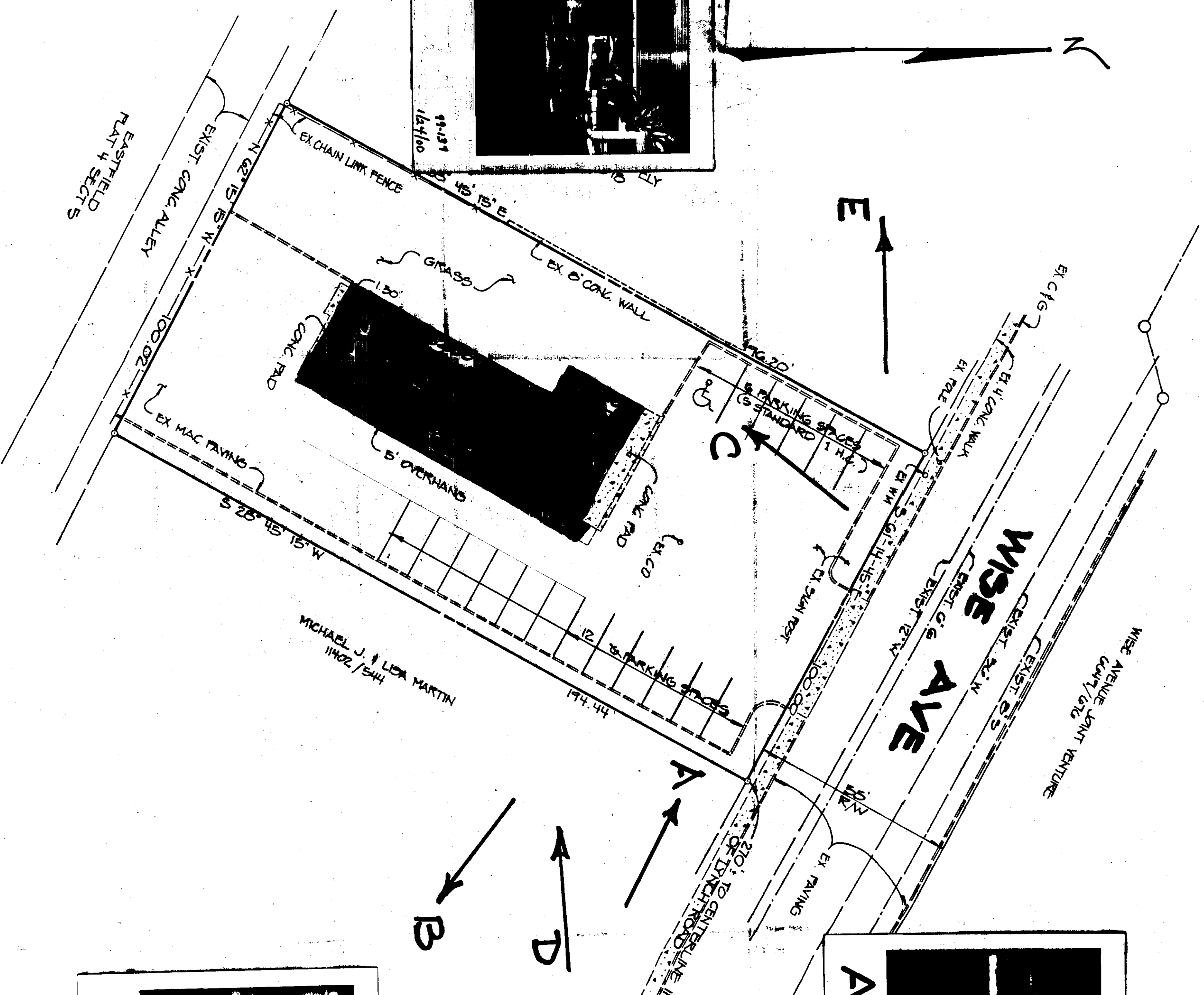
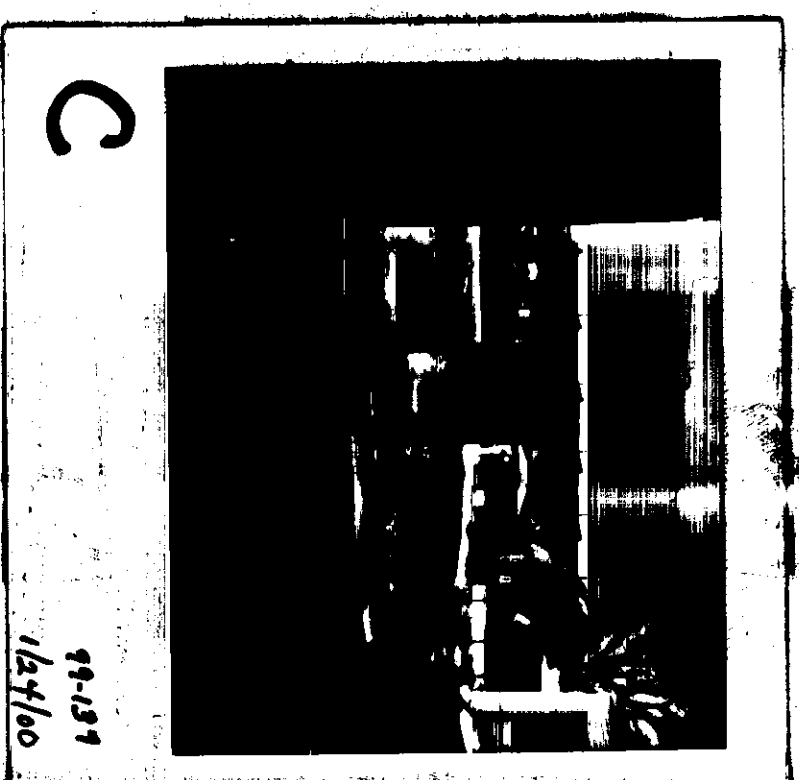
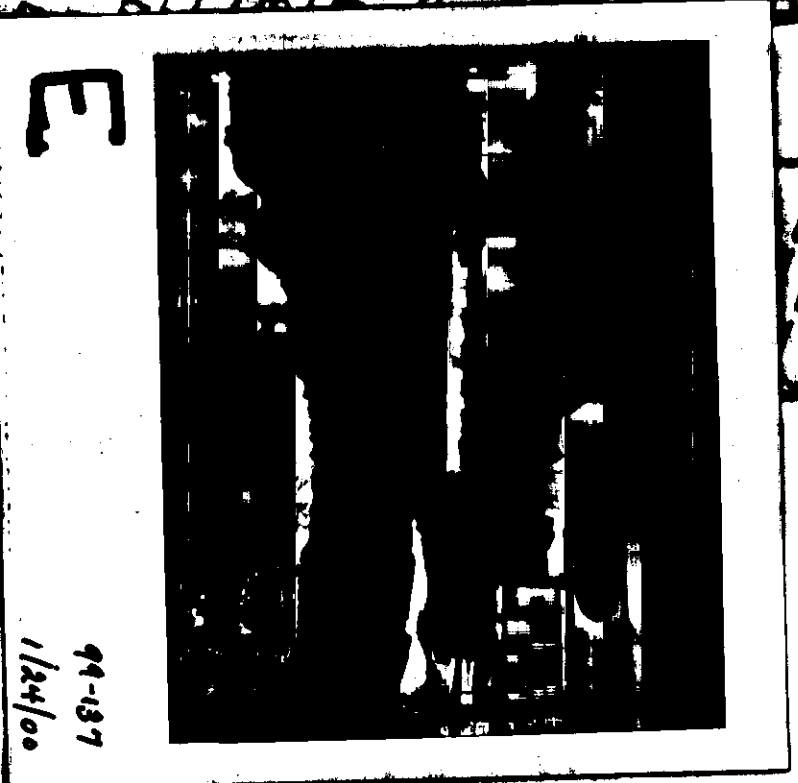
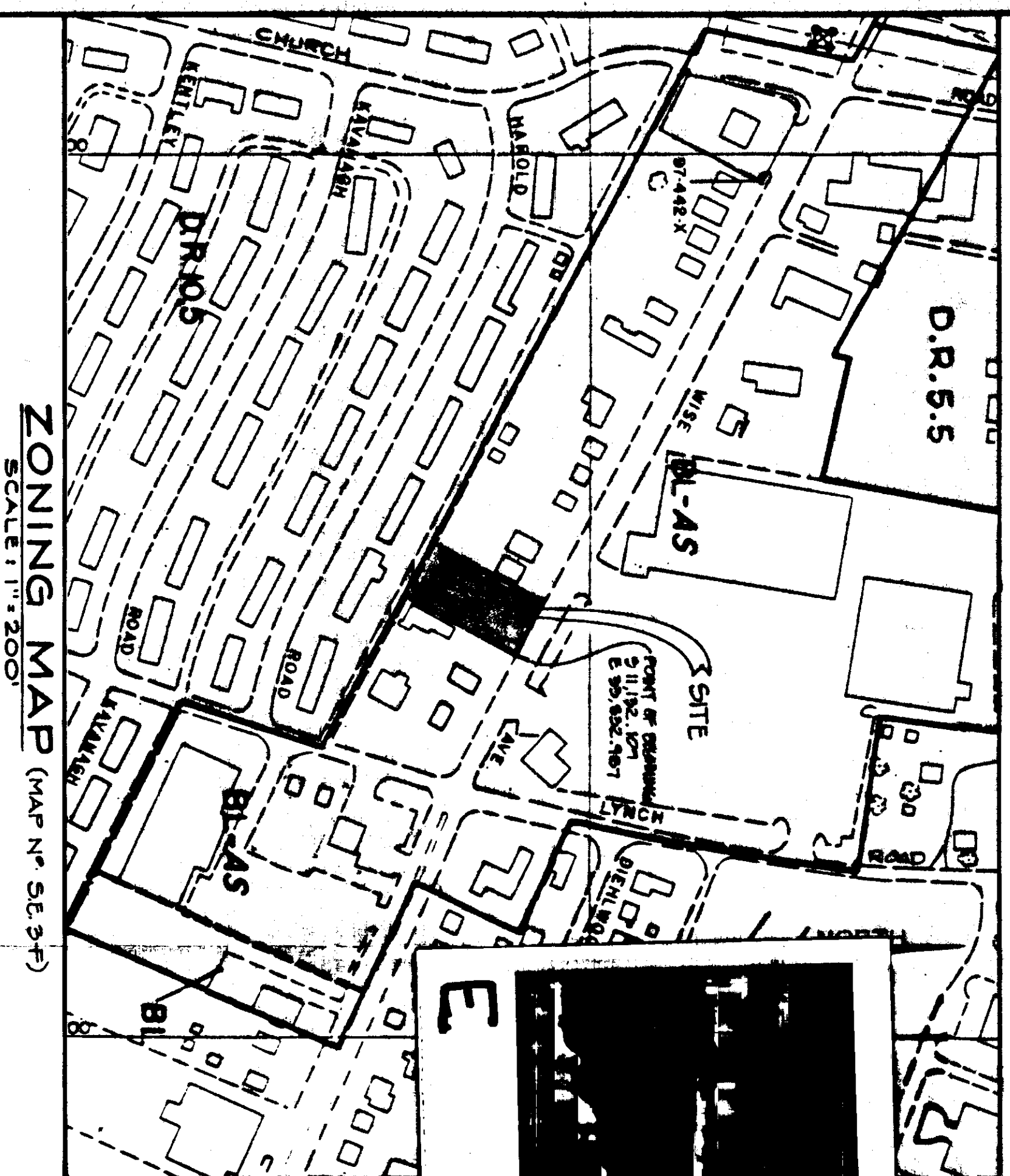
SITE AREA: 17,532 SF = 0.404 AC.
FLOOR AREA RATIO: 7233 SF / 17,532 SF = 0.41
PARKING REQ'D: 5 PER 1000 SF FLOOR AREA
= 11 SPACES
PARKING PROVIDED: 12 (11 STANDARD 1 HC)

00-244-X



DEED REFERENCE: 8717/211 TAX ACCOUNT NO.: 17-00-00530G		PLAT TO ACCOMPANY REQUEST FOR SPECIAL EXCEPTION		DATE: 11-22-97 SCALE: 1"=20'		CONTRACT NUMBER: 99-137	
OWNER(S): LARRY G. HOOVER GERALDINE T. HOOVER CO. TR. OF THE LARRY G. ET AL PO. BOX 566 RANCHESTER, VT, 05252		7835 WISE AVENUE PART OF LOTS 36, 39, 40 & 41 IN EDDYLYNCH (PLAT 9 TOL 1017) ELECTION DISTRICT NO. 12 BALTIMORE COUNTY, MD.		SHEET 1 OF 1			
DEVELOPMENT ENGINEERING CONSULTANTS, INC. SITE ENGINEERS & SURVEYORS 6603 YORK ROAD 410-377-2600 BALTIMORE, MARYLAND 21212							
REVISIONS							
Drawn	DATE						
Checked	DATE						
Design	DATE						
Chief	DATE						

PLAT TO ACCOMPANY PETITION FOR ZONING: ☐ VARIANCE, ☒ SPECIAL EXCEPTION



LOCATION INFORMATION

ELECTION DISTRICT #: 12
COUNCILMANIC DISTRICT #: 7
11,200' SCALE MAP #: SE 3 F
ZONING: BL-AS (1990)
LOT SIZE: 17,532 S.F. = 0.4064 A.C.

SEWER: ☒ PUBLIC ☐ PRIVATE
WATER: ☒ YES ☐ NO

CHESSAPEAKE BAY CRITICAL AREA: ☐ YES ☒ NO
PRIOR ZONING HEARINGS: ☐ YES ☒ NO
PREVIOUS COMMERCIAL PERMIT: ☐ YES ☒ NO

ZONING OFFICE USE ONLY

REVIEWED BY: _____ ITEM #: _____ CASE #: _____

PREVIOUS COMMERCIAL PERMITS

CONTROL # 945-70
USE: COMMERCIAL FENCE
CONTROL # 890-70
USE: ALFRES FISH & CHIPS
NO OTHER PERMIT INFORMATION
WAS FOUND IN ZONING OFFICE
ARCHIVES FOR THIS ADDRESS

SITE AREA: 17,532 sq. ft. = 0.4064 AC
FLOOR AREA RATIO: 0.23 sq. ft. + 0.10
PARKING REQUIRED: 5 per 1000 sq. ft. FLOOR AREA
= 11 SPACES REQUIRED
PARKING PROVIDED: 12 (11 STANDARD 1 H.C.)

CASE # 00-244-X

Drawing T.L.B.	DATE	REVISIONS
Owner T.A.C.		
Design		
Check		
DATE		

DEED REFERENCE: 8717/211
TAX ACCOUNT NO.: 17-00-00530C

OWNERS:
LARRY G. HOOVER, GERALDINE T. HOOVER
CO. TR. OF THE LARRY G. ET AL.
RANCHESTER, WY. 82839

PLAT TO ACCOMPANY REQUEST FOR SPECIAL EXCEPTION
1935 WISE AVENUE
PART OF LOTS 36, 37, 40 & 41 IN EDDYLYNCH (PLAT 9 TOL 017)
BALTIMORE COUNTY, MD.

ELECTION DISTRICT NO. 12

SHEET 1 OF 1

DATE 11-22-99

CONTRACT NUMBER 99-137