IN RE: PETITION FOR SPECIAL EXCEPTION

S/S Meadows Road, 1200' W Centerline Painters Mill Road 2nd Election District 3rd Councilmanic District (101 Meadows Road)

Katherine F. & Wallace R. White Petitioners

BEFORE THE

* DEPUTY ZONING COMMISSIONER

* OF BALTIMORE COUNTY

CASE NO. 00-326-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, Wallace and Katherine White and the contract purchaser, Garrison Forest Properties, LLC. The special exception request is for property located at 101 Meadows Road, located in the Owings Mills area of Baltimore County. The property is zoned RAE-2. The special exception request is to use 100% of the building on the subject property as office space.

Appearing at the hearing on behalf of the special exception request Katherine White, one of the property owners, James Drayton, the contract purchaser, Bruce Doak, representative of Gerhold, Cross & Etzel and Patrick Hanley, attorney at law, representing the Petitioner. There were no protestants in attendance.

Testimony and evidence indicated that the property, which is the subject of this special exception request, consists of 1.1 acres, more or less, zoned RAE-2. The subject property is currently improved with an existing two-story frame building and attached garage. The Contract Purchaser is desirous of utilizing the subject property for his business known as "Corporate Capital Funding". Mr. Drayton's business is currently located on Reisterstown Road and he is

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ORDER RECEIVED FOR FILING

desirous of moving his business to this site. In order to relocate to the property, the special exception request is necessary.

It is clear the Baltimore County Zoning Regulations (B.C.Z.R.) permits the use proposed in a RAE-2 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 Petitioner 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 Petitioner has 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 Petitioner's 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.

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.

THEREFORE, IT IS ORDERED this Aday of March, 2000, by this Deputy Zoning Commissioner, that the Petitioner's Special Exception Request, to use 100% of the building on the subject property as office space, 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

OPDER RECEIVED FOR FILING
Date
Structure
Struc



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

Fax: 410-887-3468

March 21, 2000

Patrick D. Hanley, Esquire Hanley & Hanley 206 Washington Avenue Towson, Maryland 21204

RE: Petition for Special Exception

Case No. 00-326-X

Property: 101 Meadows Road

Dear Mr. Hanley:

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 Office 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.

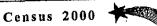
Very truly yours, Suntly Hotroco

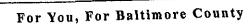
Timothy M. Kotroco

Deputy Zoning Commissioner

TMK:raj Enclosure













Copies to:

Mr. & Mrs. Wallace R. White 10745 Folkstone Way Woodstock, Maryland 21163

Mr. James Drayton C/o Garrison Forest Properties, LLC 10710 Reisterstown Road Owings Mills, Maryland 21117

Mr. Henry F. LeBrun 214 Washington Avenue Towson, Maryland 21204



Petition for Special Exception

to the Zoning Commissioner of Baltimore County

for the property located at 101 Meadows Road, Owings Mills

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.

which is presently zoned RAE- 2 country of the property situate in Baltimore County and which is described in the description and plat attached hereto and herein described property for

Exising structure for 100% office use as affiliate of Contract Purchaser. Purchaser is Garrison Forest Properties, LLC. Affilate to occupy existing structure is Corporate Capital Funding, 10710 Reisterstown Road, Owings Mills, MD 21117

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.

Contract Purchaser/Lessee:	Legal Owner(s):
Garrison Forest Properties, LLC	Wallace R White Name - Type or Print
Signature herbe	wallace of white
<u>/10/10 Reisterstown Rd. 410-654-6819</u>	Signature Katherine F. White
Owings Mills, Maryland 21117 City State Zip Code	Name - Type or Print Kuthuru Swhite Signature
Attorney For Petitioner:	
Patrick D. Hanley Name - Type or Print	Woodstock, Maryland 21163
Name - Type or Print M. M. L. J. Harly Signature	City State Zip Code
Hanley & Hanley Company	Henry F. LeBrun Mame 40 363 3062 eve.
206 Washington Ave 410-823-1174 Address Telephone No.	214 Washington Ave. 410-835-6830 Jay Address Telephone No.
Towson Maryland 21204 State Zip Code	Towson, Maryland 21204 City State Zip Code
	OFFICE USE ONLY
Qase No. 00-326-X	ESTIMATED LENGTH OF HEARINGUNAVAILABLE FOR HEARING
क्टा ० माडी १ व	Reviewed By BR Date 2/2/00
9	



Gerhold, Cross & Etzel, Ltd.

Registered Professional Land Surveyors • Established 1906

Suite 100 • 320 East Towsontown Boulevard • Towson, Maryland 21286 Phone: (410) 823-4470 • Fax: (410) 823-4473 • www.gcelimited.com

February 3, 2000

Zoning Description
No. 101 Meadows Road (A.K.A. Meadow Lane)
1.10 Acres, More or Less, Parcel of Land

Beginning for the same at a point on the south side of Meadows Road 20 feet wide, 1200 feet more or less, westerly from the intersection of Meadows Road with Painters Mill Road, running thence; 1) South 02 degrees 42 minutes West 218.35 feet, 2) South 78 degrees 56 minutes West 121 feet, 3) North 34 degrees 21 minutes West 115 feet, 4) North 28 degrees 43 minutes West 115 feet, 5) North 07 degrees 46 minutes West 58.23 feet, and 6) South 87 degrees 18 minutes East 257.23 to the place of beginning;

Containing 1.10 Acres of land, more or less.

This description only satisfies the requirements of the office of zoning and is not intended to be used for conveyance purposes.



00.326-X

NOTICE OF ZONING HEARING

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

Case: #00-326-X 101 Meadows Road S/S Meadows Road, 1200' W of centerline Painters MIII Road
2nd Election District
3rd Councilmanic District
Legal Owner(s): Katherine
F. & Wallace R. White
Special Exception: for
100% office use.
Hearing: Friday, March 17,
2000 at 11:00 a.m. in
Room 407, County Courts
Building, 401 Bosley Avanue. Road nue.

LAWRENCE E. SCHMIDT

LAWRENCE F. SCHMIDT Zoning Commissioner for Baltimore County NOTES: (1) Hearings are Handlcapped 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.

3/025 March 2

C373592

CERTIFICATE OF PUBLICATION

	1	i		
TOWSON, MD,	32	, 20 <u>00</u>		
THIS IS TO CERTIFY, that the a	nnexed ad	lvertisement was		
published in THE JEFFERSONIAN, a we	ekly newsp	oaper published in		
Towson, Baltimore County, Md., once in ea				
weeks, the first publication appearing on	3/2	, 2000		
THE JEFFERSONIAN,				
J. WU	Ling	lag		
LEGAL	ADVERT	ISING		

BALTIMORE COUNTY, MARYLANI OFFICE OF BUDGET & FINANCE MISCELLANEOUS RECEIPT DATE ACCOUNT SOON 6756 AMOUNT \$ 300.00 RECEIVED FROM: Special Caraginal County of Count

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WHITE - CASHIER

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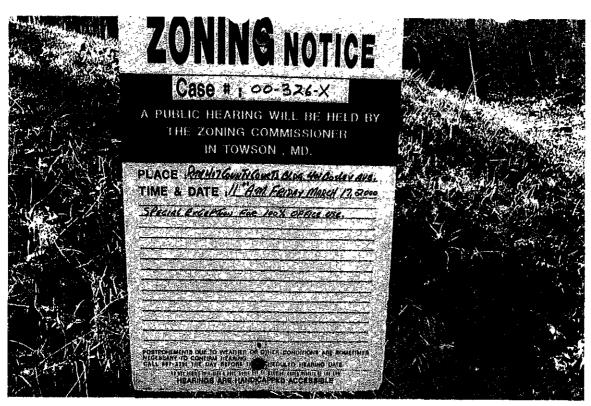
POWENT TOTAL

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00.326 ·X

CASHIER'S VALIDATION



101 Meadows Road

Inul 3/17/00

CERTIFICATE OF POSTING

RE: CASE # 00-326-X
PETITIONER/DEVELOPER
(Wallace R. White)
DATE OF Hearing
(3-17-00)

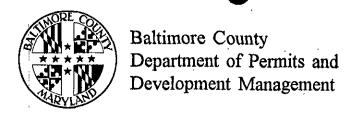
BALTIMORE COUNTY DEPARTMENT OF PERMITS AND DEVELOPMENT MANAGEMENT COUNTY OFFICE BUILDING, ROOM 111 111 WEST CHESAPEAKE AVE. TOWSON, MARYLAND 21204

ATTENTION: MS. GWENDOLYN STEPHENS

LADIES AND GENTLEMEN:

THIS LETTER IS TO CERTIFY UNDER THE PENALTIES OF PERJURY THAT THE NECESSARY SIGNS(S) REQUIRED BY LAW WERE POSTED CONSPICUOUSLY ON THE PROPERTY LOCATED AT

101 Meadows Road Baltimore, Maryland 21117		
THE SIGN(S) WERE POSTED ON	3-1-00	
	(MONTH, DAY, YEAR)	
	SINCERELY,	
	Chom Dole \$31.100	
	(SIGNATURE OF SIGN POSTER & DATE)	
	THOMAS P. OGLE SR	
	325 NICHOLSON ROAD	
	BALTIMORE, MARYLAND 21221	
	410-687-8405	
	(TELEPHONE NUMBER)	



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

Fax: 410-887-5708

February 18, 2000

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: 00-326-X 101 Meadows Road S/S Meadows Road, 1200' W of centerline Painters Mill Road 2nd Election District — 3rd Councilmanic District Legal Owner: Katherine F, & Wallace R, White

Special Exception for 100% office use.

HEARING: Friday, March 17, 2000 at 11:00 a.m. in Room 407, County Courts

Building, 401 Bosley Avenue

Arnold Jablon Director

c: Patrick Hanley, Esquire, 206 Washington Avenue, Towson 21204
Katherine & Wallace White, 10745 Folkstone Way, Woodstock 21163
Garrison Forest Properties, LLC, 10710 Reisterstown Road, Owings Mills 21117
Henry LeBrun, 214 Washington Avenue, Towson 21204

NOTES: (1) THE PETITIONER MUST HAVE THE ZONING NOTICE SIGN POSTED BY AN APPROVED POSTER ON THE PROPERTY BY MARCH 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.

TO: PATUXENT PUBLISHING COMPANY

Thursday, March 2, 2000 Issue - Jeffersonian

Please forward billing to:

Henry F. LeBrun 214 Washington Avenue Towson, MD 21204

410-825-6830

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: 00-326-X

101 Meadows Road

S/S Meadows Road, 1200' W of centerline Painters Mill Road

2nd Election District – 3rd Councilmanic District Legal Owner: Katherine F. & Wallace R. White

Special Exception for 100% office use.

HEARING: Friday, March 17, 2000 at 11:00 a.m. in Room 407, County Courts

Building, 401 Bosley Avenue

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

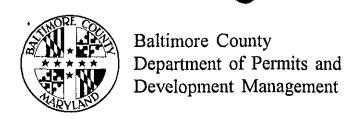
ADVERTISING REQUIREMENTS AND PROCEDURES FOR ZONING HEARINGS

The <u>Baltimore County Zoning Regulations</u> (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:
Address or Location: 10745 FOLKSTONE WAY Wood STOCK MD. 21163
PLEASE FORWARD ADVERTISING BILL TO:
Name: HENRY FLABRUN
Address: 214 WASHINGTON AUS.
Towson HN, 21204.
Telephone Number: 410 - 825-6830



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

March 10, 2000

Attorney Patrick D. Hanley Hanley & Hanley Towson MD 21204

Dear Attorney Hanley:

RE: Case Number 00-326-X, 101 Meadows Road

The above referenced petition was accepted for processing by the Bureau of Zoning Review, Department of Permits and Development Management (PDM) on February 8, 2000.

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.

Sincerely.

W. Carl Richards, Jr. Zoning Supervisor

Zoning Review

WCR:ggs

Enclosures



Printed with Soybean Ink

on Recycled Paper







BALTIMORE COUNTY, MARYLAND

INTEROFFICE CORRESPONDENCE

DATE: March 23, 2000

TO:

Arnold Jablon, Director

Department of Permits & Development

Management

FROM:

Robert W. Bowling, Supervisor

Bureau of Development Plans Review

SUBJECT:

Zoning Advisory Committee Meeting

for February 28, 2000

Item No. 326

The Bureau of Development Plans Review has reviewed the subject zoning items. Meadows Road is an existing road which shall ultimately be improved as a 30-foot street cross section on a 50-foot right-of-way. The developer is responsible for road improvements along the existing road frontage of the subdivision.

This site is classified by the currently approved water and sewerage plan for Baltimore County as W-3 and S-3 designation, which requires capital facilities for public water and sewer extensions.

The developer is responsible for any public water main extension and/or public sanitary sewerage required to serve this property. He is responsible for the preparation and the cost of construction drawings and right-of-way plats required. He is further responsible for conveying any required right-of-way to Baltimore County at no cost to the county.

RWB:HJO:jrb

cc: File



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

February 22, 2000

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

[RECEIVED FEB 2 5 2000

ATTENTION: Gwen Stephens

RE: Property Owner: GARRISON FOREST PROPERTIES, LLC

Location: DISTRIBUTION MEETING OF February 22, 2000

Item No.: 326

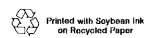
Dear Ms. Stephens:

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.

- 1. Fire hydrants for the referenced property are required and shall be located at proper intervals, along an approved road in accordance with Baltimore County Standard Design Manual Sec. 2.4.4 Fire Hydrants, as published by the Department of Public Works.
- 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 DEPARTMENT OF ENVIRONMENTAL PROTECTION & RESOURCE MANAGEMENT

TO:	Arnold Jablon			
FROM:	R. Bruce Seeley My			
DATE:	March 8, 2000			
SUBJECT:	Zoning Item #326 101 Meadows Road			
Zoning	g Advisory Committee Meeting of February 22, 2000			
***	epartment of Environmental Protection and Resource Management has no ents on the above-referenced zoning item.			
The Department of Environmental Protection and Resource Management requests an extension for the review of the above-referenced zoning item to determine the extent to which environmental regulations apply to the site.				
	epartment of Environmental Protection and Resource Management offers lowing comments on the above-referenced zoning item:			
<u>X</u>	Development of the property must comply with the Regulations for the Protection of Water Quality, Streams, Wetlands and Floodplains (Sections 14-331 through 14-350 of the Baltimore County Code).			
<u>X</u>	Development of this property must comply with the Forest Conservation Regulations (Section 14-401 through 14-422 of the Baltimore County Code).			
•	Development of this property must comply with the Chesapeake Bay Critical Area Regulations (Sections 26-436 through 26-461, and other Sections, of the Baltimore County Code).			
<u>X</u>	This proposal is in conflict with the Owings Mills Greenway which incorporates Meadow Road as a walking path and entrance into the greenway system.			

Reviewer: Betty Kelley Date: March 8, 2000

Granted 3/2/00 2 June

Date: February 22, 2000

BALTIMORE COUNTY, MARYLAND

INTER-OFFICE CORRESPONDENCE

FEB 23

TO: Arnold Jablon, Director Department of Permits

and Development Management

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): 326, 327 and 328

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



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

Date: 2.24.00

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

RE: Baltimore County

Item No. 326

32

Dear. Ms. Jackson: KECEIVED MAR 0 3 2000

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.ind.us).

Very truly yours,

Kenneth A. McDonald Jr., Chief Engineering Access Permits Division

My telephone number is _____

PLEASE PRINT CLEARLY

PETITIONER(S) SIGN-IN SHEET

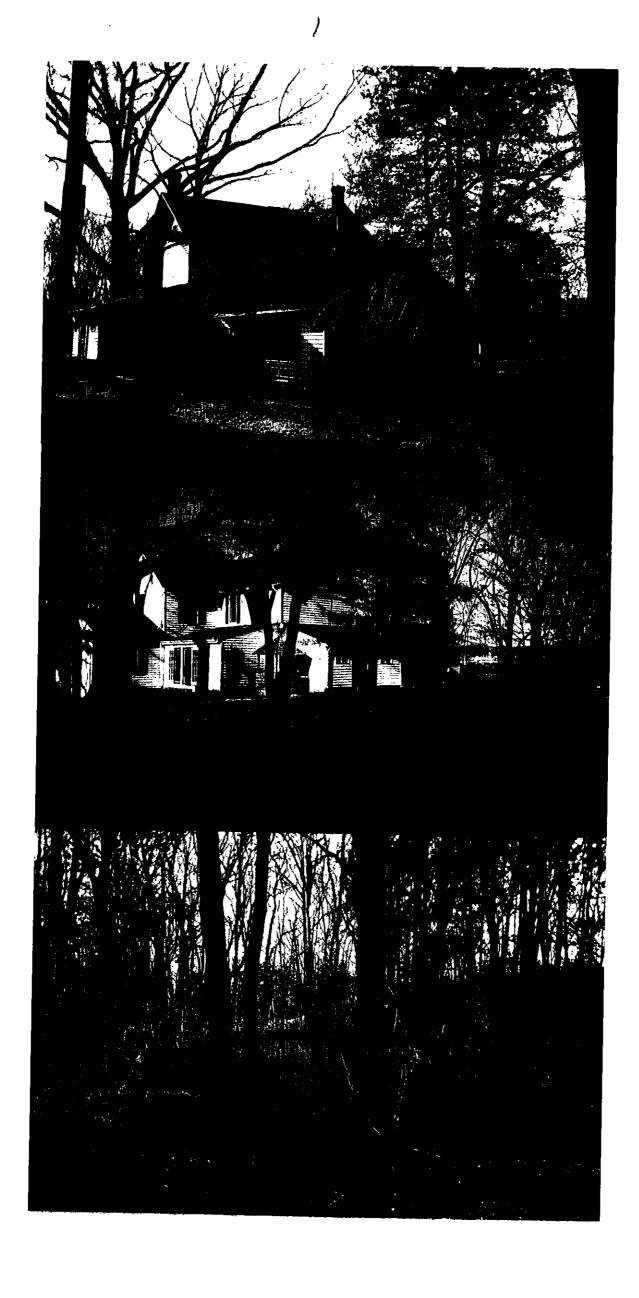
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PATRICK HANLOV, OF	TEL WASHINGTON MAE
	TOUSEN MD ZIZUY
KATHERINE WHITE	101 MENDOW ROAD
	Cours Maryen 2111
	10745 FOLKESTONE WAY
	WOODSTOCK, MD. 21163
James De Drayfor	1505 Applecroft Ln.
	Cockeyraille, MD 21030
BRUCE PAK- GERROLD, CROSS & ETZEL	320 E. Towsouround BLVD Towson Mo
	2128



Baltim Office Suite 4 401 Bd Towso

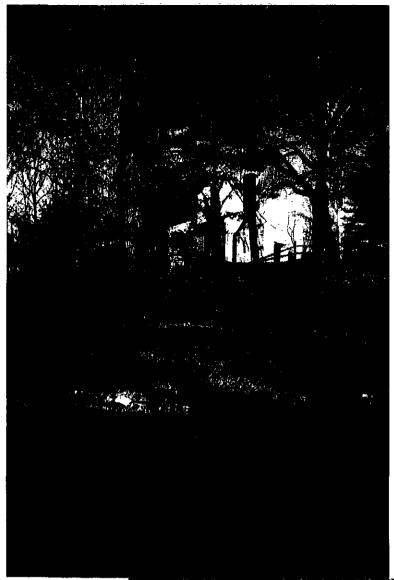
Baltimore County Zoning Commissioner Office of Planning Suite 405, County Courts Bldg. 401 Bosley Avenue Towson, Maryland 21204

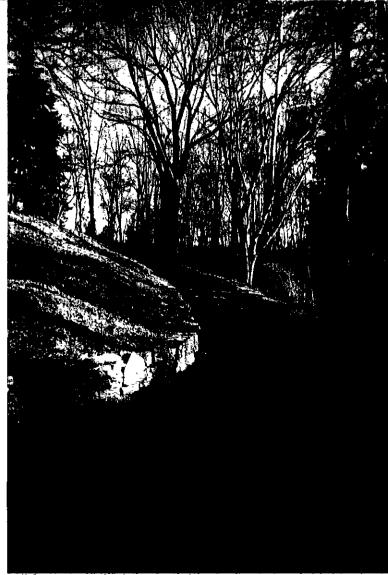
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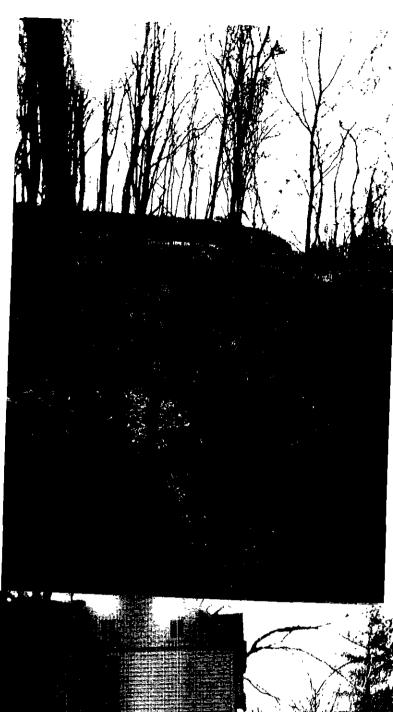


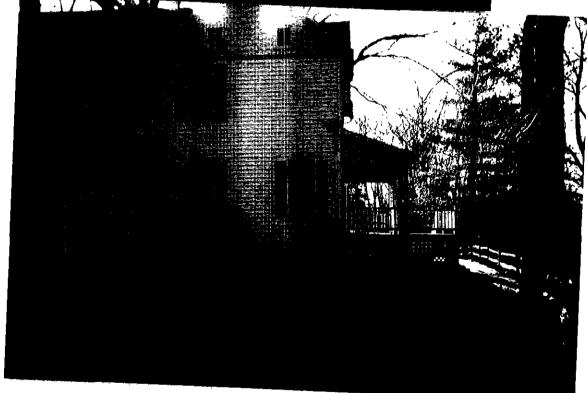


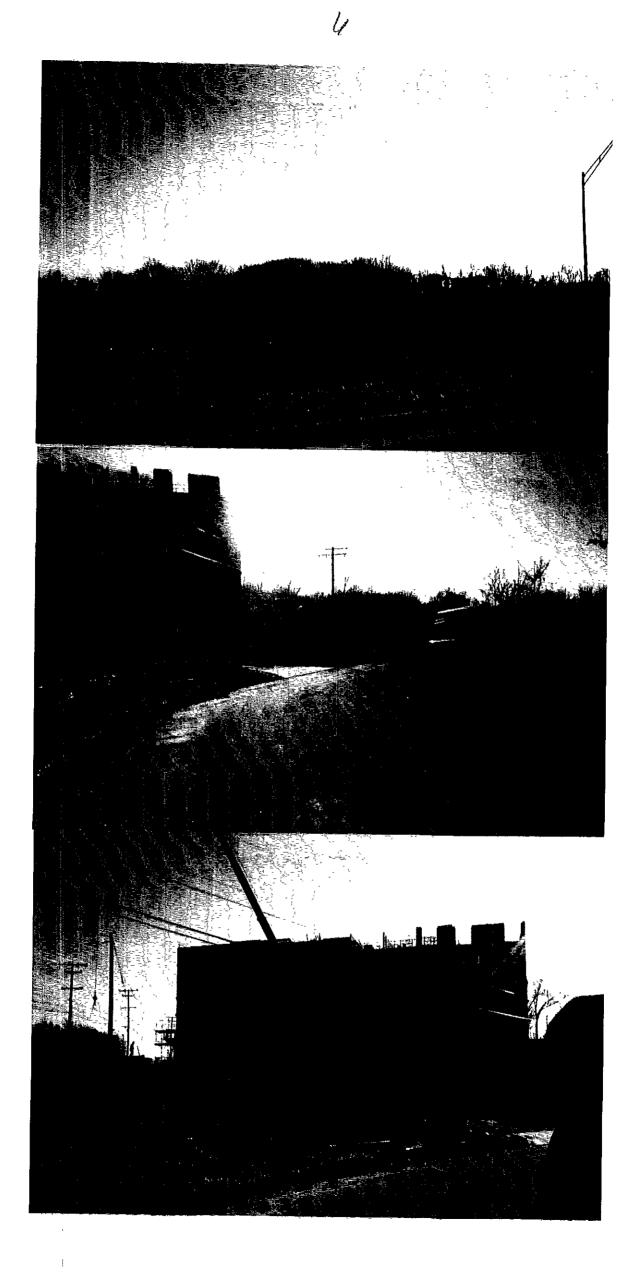


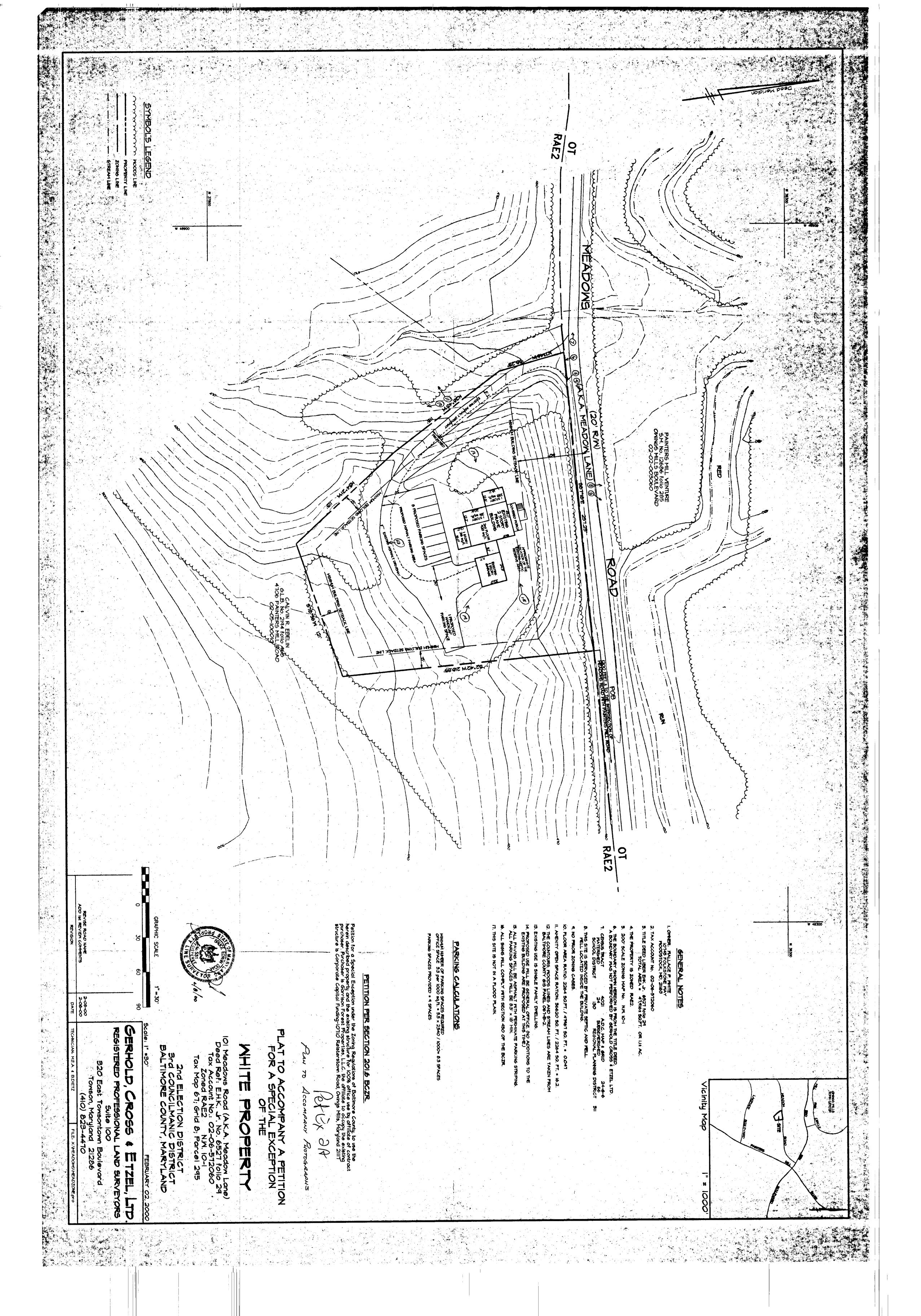














RE: PETITION FOR SPECIAL EXCEPTION 101 Meadows Road, S/S Meadows Rd, 1200' W of c/l Painters Mill Rd 2nd Election District, 3rd Councilmanic

Legal Owner: Wallace R. & Katherine F. White Contract Purchaser: Garrison Forest Properties, LLC Petitioner(s)

- BEFORE THE
- * ZONING COMMISSIONER
- * FOR
- * BALTIMORE COUNTY
- * Case No. 00-326-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 ZIMMERMÀN

People's Counsel for Baltimore County

les, Demilio

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 1st day of March, 2000 a copy of the foregoing Entry of Appearance was mailed to Patrick D. Hanley, Esq., 206 Washington Avenue, P.O. Box 5506, Towson, MD 21204, attorney for Petitioner(s).

PETER MAX ZIMMERMAN

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