SH PACE IVED FOR FILING

IN RE: PETITION FOR ADMINISTRATIVE SPECIAL HEARING W/S Jarrettsville Pike, 1 mile S of centerline of Hess Road 10th Election District

10th Election District
6th Councilmanic District
(15300 Jarrettsville Pike)

Petitioners

Thomas A. & Anne Jeannette Graul

* BEFORE THE

* DEPUTY ZONING COMMISSIONER

* OF BALTIMORE COUNTY

* CASE NO. 00-364-SPH

FINDINGS OF FACT AND CONCLUSIONS OF LAW

This matter comes before the Deputy Zoning Commissioner as an Administrative Special Hearing filed by the legal owners of the subject property, Thomas and Anne Jeannette Graul, for property they own at 15300 Jarrettsville Pike in the Monkton area of Baltimore County. The subject property is zoned R.C.2. The Petitioners seek approval of a waiver, pursuant to Sections 26-171 and 26-172(b) of the Baltimore County Code, of the requirements of Sections 26-203(C)(8) of the Code, and a finding that their proposal satisfies the requirements of Section 26-278 of the Code, as those requirements relate to the preservation of historical buildings and sites, to approve the construction of an addition to the building and to raze a non-historic lean-to addition on the same side as the proposed addition. The subject property and requested relief are more particularly described on Petitioners' Exhibit No. 1, the plat to accompany the Petition for Administrative Special Hearing.

Section 26-172(b) of the Baltimore County Code (B.C.C.) provides that waivers from the requirements of Section 26-203 of the Code (i.e., the development plan) can be granted by the Director of the Department of Permits and Development Management (DPDM). Such requirements can be waived upon a finding that the size, scope and nature of the proposed development does not justify strict compliance, that a waiver would be within the scope, purpose

THE STATE OF THING

and intent of the development regulations, and that the proposed development complies with all other County laws, ordinances, and regulations. In order to afford due process, the Director has designated the Deputy Zoning Commissioner (Hearing Officer) to consider the waiver request filed in this instance. Moreover, in order to provide public notice, the property was posted with a sign describing the request on March 19, 2000. There was no request by the public for a hearing nor any public input for the requisite period of fifteen (15) days after posting the property. Thus, the matter is eligible for review and resolution by this Hearing Officer.

The Petitioners have filed the supporting affidavits as required by Section 26-127(b)(1) of the Baltimore County Code. A description of the property contained within the case file indicates that the property consists of 81.14 acres, more or less, zoned R.C.2. The information submitted is persuasive to a finding that the proposed addition is consistent with the character and historic features of the existing building and will not be inappropriate. Furthermore, the Landmarks Preservation Commission reviewed the Petitioner's proposal and recommended a finding that the project is consistent with Section 26-278 of the Baltimore County Code on March 9, 2000. There is no evidence in the file to indicate that the requested waiver would adversely affect the health, safety or general welfare of the surrounding community and should therefore be granted. Moreover, the relief requested complies with the requirements of the Baltimore County Zoning Regulations and should therefore be approved.

Pursuant to the posting of the property and the provisions of both the Baltimore County Code and the Baltimore County Zoning Regulations having been met, and for the reasons set forth above, the relief requested should be granted.

THEREFORE, IT IS ORDERED by the Deputy Zoning Commissioner for Baltimore County this day of April, 2000 that the request for Administrative Special Hearing to approve a waiver pursuant to Sections 26-171, 26-172(b), Baltimore County Code of Sections 26-203(C)(8) and Section 26-278, to permit construction of an addition to the building and to raze a non-historic lean-to addition on the same side as the proposed addition, be and is hereby GRANTED, subject, however, to the following restriction which is a condition precedent to the relief granted herein:

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 an appeal is filed and this Order is reversed, the relief granted herein shall be rescinded.

TIMOTHY M. KOTROCO

DEPUTY ZONING COMMISSIONER

FOR BALTIMORE COUNTY

TMK:raj



DATE: March 22, 2000

BALTIMORE COUNTY, MARYLAND INTER-OFFICE CORRESPONDENCE

TO:

Arnold Jablon, Director

Dept. of Permits & Development Management

FROM:

Arnold F. 'Pat' Keller, III

Director, Office of Planning

SUBJECT: No. 15300 Jarrettsville Pike

INFORMATION

Item Number:

00-364-SPH

Petitioner:

Tom Graul (owner)

Zoning:

RC₂

Requested Action:

Special Hearing

RECOMMENDATIONS ON THE PROPOSAL

The structure located at 15300 Jarrettsville Pike is listed as No. 123 on the Baltimore County Final Landmarks Lists, and listed as # BA 103 on the Maryland Historic Trust Inventory of Historic Properties.

On March 9, 2000, the LPC unanimously agreed to recommend to the hearing officer a finding that proposed addition, necessitating a partial demolition of an existing shed-roof addition, is consistent with Section 26-278, "must be preserved."

Section Chief:

AFK:KA:kra



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

April 5, 2000

Mr. & Mrs. Thomas A. Graul 15300 Jarrettsville Pike Monkton, Maryland 21111

Re: Petition for Administrative Special Hearing

Case No. 00-364-SPH

Property: 15300 Jarrettsville Pike

Dear Mr. & Mrs. Graul:

Enclosed please find the decision rendered in the above-captioned case. The Petition for Administrative Special Hearing 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.

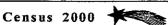
Very truly yours,

Timothy M. Kotroco

Deputy Zoning Commissioner

TMK:raj Enclosure

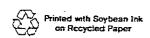












Petition for Administrative Special Hearing

to the Zoning Commissioner of Baltimore County

for the property located at 15300) ARLETTSVILLE PIKE which is presently zoned RC-Z

tached hereto and made a part hereof, hereby petition for a significant part of the building and to the control of the building and to the control of the same side as the proposed at the zoning regulations of Baltimore County, to the zoning law to operty is to be posted and advertised as prescribed by the zor or we, agree to pay expenses of above Special Hearing, advertising, ning regulations and restrictions of Baltimore County adopted pursual contract Purchaser/Lessee: Contract Purchaser/Lessee: Telephone No.	e a hot-historic lean-to aldition Baltimore County. Ingregulations. Society and are to be bounded to be bounded to be be be be be bounded to be be be be be belowed to be be be be belowed to be bel
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dress Telephone No.	Representative to be Contacted:
dress Telephone No.	THOMASA. GRAUL
dress Telephone No.	Name da
De Lector	15300 JARRETTSVILLE PIKE 410-66
y State Zip Code	Address Telephon
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/ ⁻	City State Zip
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\$1318198 Estima	
- Particular	and By BR Date $3/7/00$ and Posting Date $3/19/00$

Affidavit in Support of Administrative Special Hearing

The undersigned hereby affirms under the penalties of perjury to the Zoning Commissioner of Baltimore County, as follows: That the information herein given is within the personal knowledge of the Affiant(s) and that Affiant(s) is/are competent to testify thereto in the event that a public hearing is scheduled in the future with regard thereto.

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·	NOTARY PUBLIC	M. BRAWNER STATE OF MARYLAND Expires May 6, 2003
	Address MONICTON City The city of the c	rsonally appeared actorily identified to me as such Affiant(s), and manner true and correct to the best of his/her/their Notary Public THELMA NOTARY PUBLIC

REV 9118198

Affidavit in Support of Administrative Special Hearing

REU 9118198

The undersigned hereby affirms under the penalties of perjury to the Zoning Commissioner of Baltimore County, as follows: That the information herein given is within the personal knowledge of the Affiant(s) and that Affiant(s) is/are competent to testify thereto in the event that a public hearing is scheduled in the future with regard thereto.

That the Affiant(s) does/do presently reside at	/5300 Address	JARRE:	TTSVILLE	PIKE
		KTON	M)	Z////
That the Affiant(s) acknowledge(s) that if a fo advertising fee and may be required to provide a	ormal demand i	s filed, Affiant		
Add		Signature /	KANUL EX	e) Sue
THOMAS A. GRAUC Name - Type or Print		Name - Type of	JEANN ET	TE GRAUL
STATE OF MARYLAND, COUNTY OF BALTING I HEREBY CERTIFY, this 25 day of 40 of Maryland, in and for the County aforesaid, per	rsonally appear	ed		a Notary Public of the State
the Affiant(s) herein, personally known or satisfallaw that the matters and facts hereinabove set for	actorily identified	to me as such	n Affiant(s), and	made oath in due form of
AS WITNESS my hand and Notarial Seal				
25-00	مر	helmor	M. Q	naunce
Date		y Public	NOTARY P My Comm	ELMA M. BRAWNER UBLIC STATE OF MARYLAND hission Expires May 6, 2003

Petition for Administrative Special Hearing

to the Zoning Commissioner of Baltimore County

for the pro	pperty located at 15300 JARRET ISVILLE PIKE
	which is presently zoned $RC-Z$
This Petition shall be filed with the I	Department of Permits and Development Management. The
undersigned, legal owner(s) of the property situate in Ba	Itimore County and which is described in the description and plat
26-171, 26-172(b), Baltimore County Code of Sections 26	of for a Special Hearing to approve a waiver pursuant to Sections 6-203(C)(8) and Section 26-278 to
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of the zoning regulations of Baltimore County, to the zoni	ng law of Baltimore County.
Property is to be posted and advertised as prescribed by	the zoning regulations.
t, or we, agree to pay expenses of above Special Hearing, adv zoning regulations and restrictions of Baltimore County adopte	rertising, posting, etc. and further agree to and are to be bounded by the
	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:	Legal Owner(s):
	THOMAS A. GRAUC
Name - Type or Print	Name - Type or Print
Signature	Signature
ognature	ANNEWSANNETTE GRAVIL
Address Telephone No.	
	Thay well you
City State Zip Code	Signature Dura AID (((34)
Attorney For Petitioner:	15300 OF RRETTS VILLE PIKE 410-666-34: Address Telephone No.
	MONKTON MD 21/11
Name - Type or Print	City State Zip Code
	Representative to be Contacted:
Signature	THOMASA. GRAUL
Company	Name A day que e
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Address Telephone No.	MONKTON MD 2///
City State Zip Code	
A Public Hearing having been formally demanded and/or found	to be required, it is ordered by the Zoning Commissioner of Baltimore County,
this day of, that the subject mate regulations of Baltimore County and that the property be reposted.	er of this petition be set for a public hearing, advertised, as required by the zoning
er e	Zoning Commissioner of Baltimore County
s and can	
Case No	Reviewed By 3/7/00 Date 3/7/00
REV 9/18/98	Estimated Posting Date 3/19/66

ZONING DESCRIPTION

ZONING DESCRIPTION FOR 15300 JARRETTSVILLE PIKE.
BEGINNING AT A POINT ON THE WEST SIDE OF
JARRETTSVILLE PIKE WHICH IS GOFEET WIDE
AT THE DISTANCE OF ONE MILE SOUTH OF THE
CENTERLINE OF THE NEAREST IMPROVED INTERSECTING
ROAD HESS ROAD WHICH IS ADFECT WIDE.
AS RECORDED IN BALTIMORE COUNTY DEED
LIBER # 6467 FOLIO # 834
CONTAINING 3,534,158 SQUARE FEET
81. 14 ACRS. ALSO KNOWN AS 15300 JARRETTS WILLE PIKE
AND LOCATED IN THE 10TH ELECTION DISTRICT
6 TH COUNCILMANIC DISTRICT

00-364-SPH

No. 07893	PINK - AGENCY YELLOW - CUSTOMER	be the second	AMOUNT	ACCOUNT ACCOUNT & 40	BALTIMORE COUNTY, MARYLAND OFFICE OF BUDGET & FINANCE MISCELLANEOUS RECEIPT
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CERTIFICATE POSTING

	KE: Case No.: 00 - 564-5PH
	Petitioner/Developer:
	THOMAS GRAUL
	Date of Hearing/Closing: 4/3/co
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:	
were posted conspicuously on the proper	s of perjury that the necessary sign(s) required by law ty located at
The sign(s) were posted on	3 19 00 (Month, Day, Year)
ASE # 00-364-8PH	Sincerely, Sincerely, Sincerely, Signature of Sign Poster and Date) RICHARD E-HOFFMAN
	(Printed Name) 904 DEZLINOGO DR, (Address) FALLS TOW, Ho 21047 (City, State, Zip Code) (410) 879-3122. (Telephone Number)
300 JARRETTSVILLE PIKE	

RE: PETITION FOR SPECIAL HEARING 15300 Jarrettsville Pike, W/S Jarrettsville Pike, 1 mi. S of c/l Hess Rd 10th Election District, 6th Councilmanic

Legal Owner: Thomas A. & Anne J. Graul Petitioner(s)

- BEFORE THE
- * ZONING COMMISSIONER
- * FOR
- * BALTIMORE COUNTY
- * Case No. 00-364-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

ible S. Demilio

ter May Zinnerman

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 14th day of March, 2000 a copy of the foregoing Entry of Appearance was mailed to Thomas A. & Anne J. Graul, 15300 Jarrettsville Pike, Monkton, MD 21111, Petitioners.

PETER MAX ZIMMERMAN

BALTIMORE COUNTY DEPARTMENT OF PERMITS AND DEVELOPMENT MANAGEMENT ZONING REVIEW

ADMINISTRATIVE SPECIAL HEARING INFORMATION SHEET AND DATES

	-			·			
Case	Number 00-	364	-SPH	Address_	15300 -	arrettsui	lle Pike
Conta	ct Person:	Bruse Planner	Rudai:	Name	· * · · · · · · · · · · · · · · · · · ·	Phone Num	ber: 410-887-33 <u>91</u>
Filing	Date:3	17/00	_ Pos	ting Date: _	3/19/00	Closing	g Date: <u>4/3/00</u>
Any co	Any contact made with this office regarding the status of the administrative special hearing should be through the contact person (planner) using the case number.						
1.	reverse side reposting muis again res	e of this form) ust be done o ponsible for a	and the pet nly by one o Ill associated	titioner is res f the sign po I costs. The	sponsible for esters on the e zonina not	all printing/ approved listice sign must	pproved list (on the posting costs. Any at and the petitioner st be visible on the through the closing
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3.	commissione order that the (typically with	er. He may: he matter be	a) grant th) set in for a avs of the clo	e requested a public hea osing date) a	relief; (b) daring. You as to whether	eny the req will receive r the petition	g or deputy zoning uested relief; or (c) written notification has been granted, Class mail.
4.	changed givi	e to a neign er), notificatio ing notice of t	bors formal n will be fo he.hearing d	request or rwarded to late, time an	by order of you. The d location.	f the zoning sign on the As when the	to a public hearing or deputy zoning property must be sign was originally ust be forwarded to
		. •	(Deta	ch Along Dotted Li	ine)		
Petitic	oner: This P	art of the Fo	m is for the	Sign Poste	r Only		
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DEPARTMENT PERMITS AND DEVELOPMENT MANAGEMENT ZONING REVIEW

ADVERTISING REQUIREMENTS AND PROCEDURES FOR ZONING HEARINGS

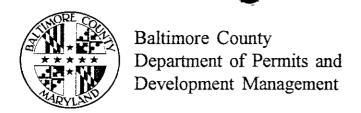
The <u>Baltimore County Zoning Regulations</u> (BCZR) require that notice be given to the general public/neighboring property owners relative to property which is the subject of an upcoming zoning hearing. For those petitions which require a public hearing, this notice is accomplished by posting a sign 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: 00 - 364 - 58 H
Petitioner: THOMAS & SUNE GRAUL
Address or Location: 15300 JARRETTSVILLE PRE MONKTON, MP, 21111
MONKTON, MP, 21111
PLEASE FORWARD ADVERTISING BILL TO:
Name: THOMAS & DINE GRAUL
Address: 15300 JARRIETTSVILLE PIKE
MONKTON, MO, 21111
Telephone Number: 610 - 666 - 1535

Revised 2/20/98 - SCJ



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

April 4, 2000

Mr. and Mrs. Thomas Graul 15300 Jarrettsville Pike Monkton MD 21111

Dear Mr. and Mrs. Graul:

RE: Case Number 00-364-SPH, 15300 Jarrettsville Pike

The above referenced petition was accepted for processing by the Bureau of Zoning Review, Department of Permits and Development Management (PDM) on 03/07/00.

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 Supervis
Zoning Review

WCR:rsj

Enclosures



Census 2000

For You, For Baltimore County



Census 2000



BALTIMORE COUNTY, MARYLAND

INTEROFFICE CORRESPONDENCE

TO:

Arnold Jablon, Director

DATE: April 21, 2000

Department of Permits & Development

Management

FROM:

Robert W. Bowling, Supervisor

Bureau of Development Plans Review

SUBJECT:

Zoning Advisory Committee Meeting

For March 27, 2000

Item No. 364

The Bureau of Development Plans Review has reviewed the subject zoning item. The rear of buildings may not be constructed within 20 feet of the limits of the flood plain as established for a 100-year flood level with a 1-foot freeboard. See Plate D19 in the *Baltimore County Design Manual*.

In conformance with Federal Flood Insurance requirements, the first floor or basement floor must be at least 1 foot over the flood plain elevation in all construction.

In areas where the base flood elevation has not been established, the 100-year flood plain and flood elevation shall be determined by means of a flood study prepared in accordance with the requirements of the *Department of Public Works Design Manual* and sealed by a registered professional engineer prior to the issuance of a permit.

RWB:HJO:jrb

cc: File



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

March 21, 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: SEE BELOW

Location: DISTRIBUTION MEETING OF MARCH 20, 2000

Item No.: 362(364) 365, 366, 367, 368, 369

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.

THE FIRE MARSHAL'S OFFICE HAS NO COMMENTS AT THIS TIME.

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 (M)
DATE:	April 6, 2000
SUBJECT:	Zoning Item #364 15300 Jarrettsville Pike
Zonin	g Advisory Committee Meeting of March 20, 2000
	Department of Environmental Protection and Resource Management has no sents on the above-referenced zoning item.
an ext	Department of Environmental Protection and Resource Management requests tension for the review of the above-referenced zoning item to determine the to which environmental regulations apply to the site.
	Department of Environmental Protection and Resource Management offers sellowing comments on the above-referenced zoning item:
_X	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).
	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>	Agricultural Preservation: The property is in the process of settling on a Maryland Agricultural Easement. The request for an addition is not in conflict with the easement.

Reviewer: <u>Dave Lykens</u> Date: <u>March 22, 2000</u>
Reviewer: <u>Wally Lippincott</u> Date: <u>April 4, 2000</u>

BALTIMORE COUNTY, MARYLAND INTER-OFFICE CORRESPONDENCE

TO: Arnold Jablon, Director

DATE: March 22, 2000

Dept. of Permits & Development Management

FROM: Arnold F. 'Pat' Keller, III

Director, Office of Planning

SUBJECT: No. 15300 Jarrettsville Pike

INFORMATION

Item Number: 00-364-SPH

Petitioner: Tom Graul (owner)

Zoning: RC 2

Requested Action: Special Hearing

RECOMMENDATIONS ON THE PROPOSAL

The structure located at 15300 Jarrettsville Pike is listed as No. 123 on the Baltimore County Final Landmarks Lists, and listed as # BA 103 on the Maryland Historic Trust Inventory of Historic Properties.

On March 9, 2000, the LPC unanimously agreed to recommend to the hearing officer a finding that proposed addition, necessitating a partial demolition of an existing shed-roof addition, is consistent with Section 26-278, "must be preserved."

Section Chief:

AFK:KA:kra



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

Administrator

Date: 3 · 22 · 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. 364

BR

Dear Ms. Jackson:

We have reviewed the referenced item and have no objection to approval, as a field inspection reveals that the existing entrance(s) on to MD/VS / 46 are acceptable to the State Highway Administration (SHA) and this development is not affected by any SHA projects.

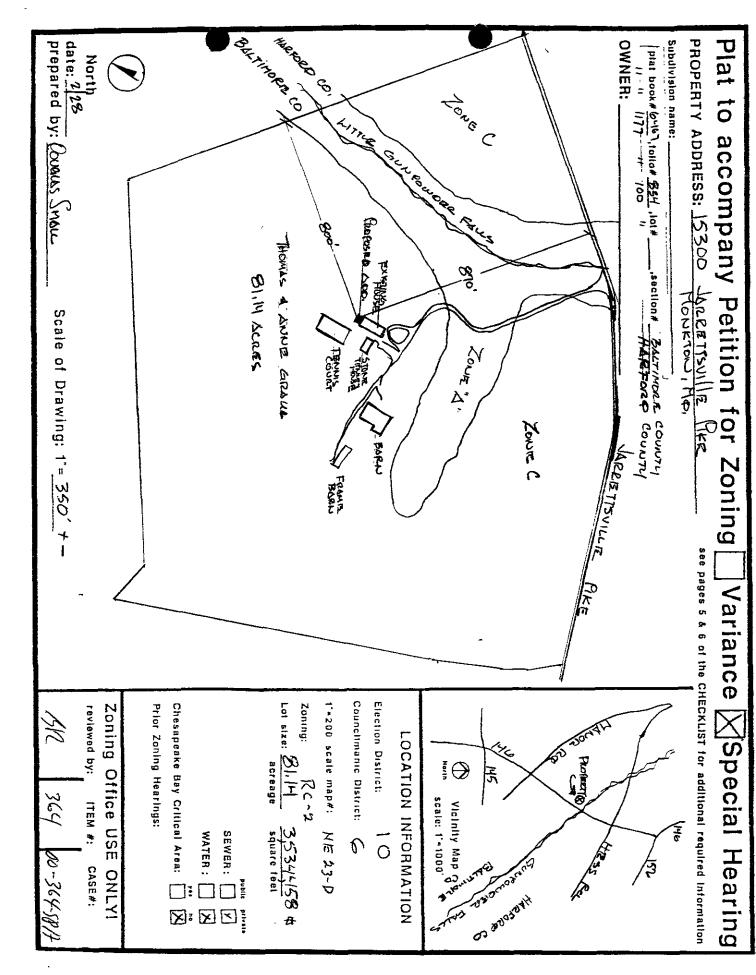
Should you have any questions regarding this matter, please contact Larry Gredlein at 410-545-5606 or by E-mail at (lgredlein@sha.state.md.us).

Very truly yours,

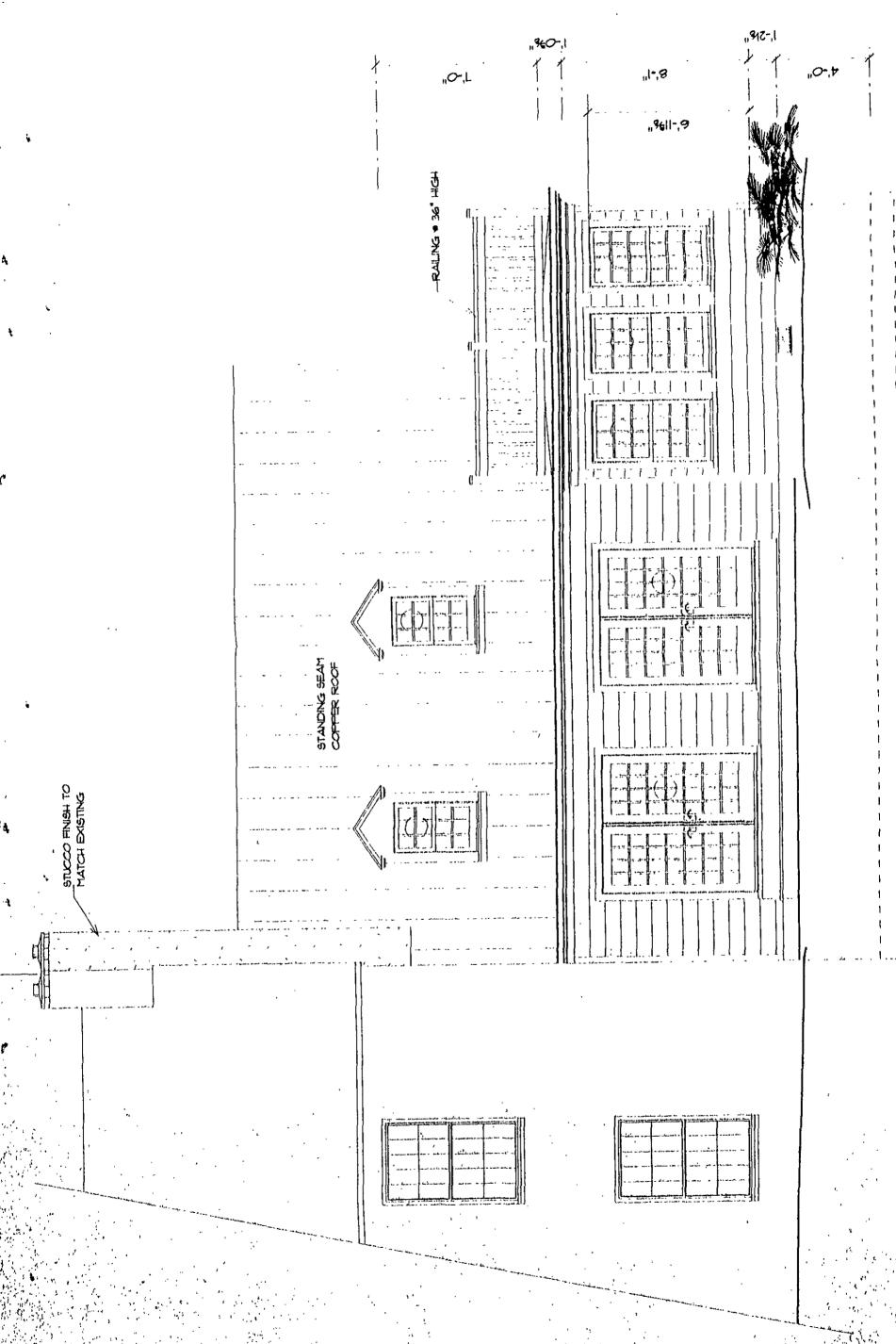
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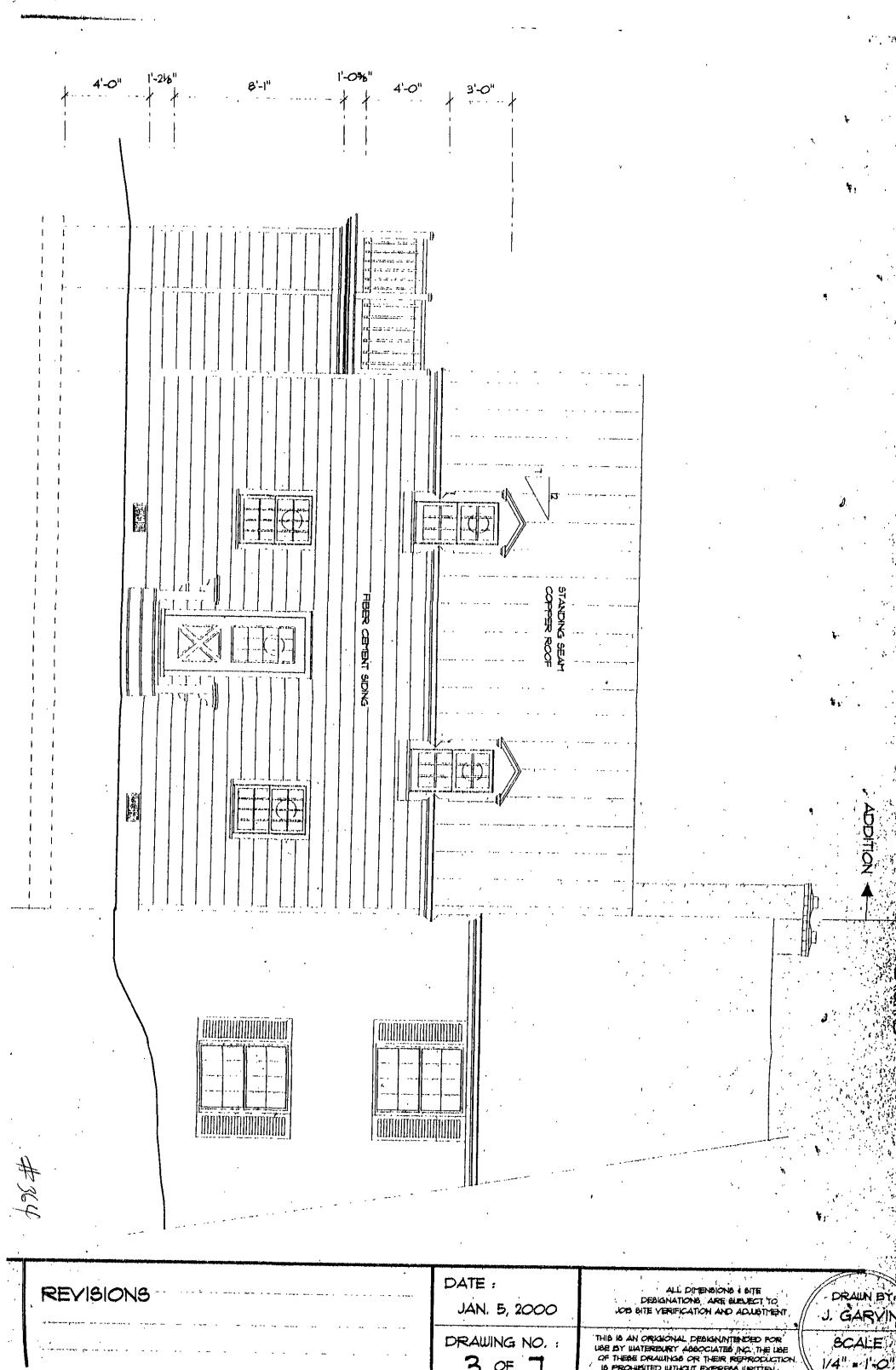
Kenneth A. McDonald Jr., Chief Engineering Access Permits Division

My telephone number is ______



Pet. Ex. #1





REAR ELEVATION	1 "O-'E "O-'A	()	"812-,1 "O-,1
			CRAIL SPACE ACCESS

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ADDITION A

