

JAMES T. SMITH, JR. County Executive

TIMOTHY M. KOTROCO, Director

Department of Permits and

Development Management

May 27,2009

Advance Signs & Service
P.O. Box 1090
596 Church Street
Angier, North Carolina 27501
Attention: Scott Brown, President

Re:

Spirit and Intent Letter Wal-Mart (RM), Store 2290 9750 Reisterstown Road Baltimore, Maryland 21117 Case #2002-0414-A 3rd Election District

Dear Mr. Brown,

Your spirit and intent letter sent to Timothy Kotroco, Director of Permits and Development Management has been referred to me for reply. Based upon the information provided therein, and our research of the zoning records, the following has been determined:

- 1. The proposed wall sign changes outlined in your letter result in a decrease in total sign area and a reduction in the number of signs from 9 to 6, therefore your request does meet the spirit and intent of the Zoning Order Case no. 2002-0414-A.
- 2. Your letter, the accompanied photos, use permit copy, and a copy of this response will be made a permanent part of the above listed case file for future reference.

I trust that the information set forth in this letter is sufficiently detailed and responsive to the request. If you need further information or have any questions, please do not hesitate to contact the Office of Zoning Review at 410-887-3391.

Very truly yours,

Leonard Wasilewski

Planner II Zoning Review

c.c. File/09-128

Case File: 2002-0414-A



JAMES T. SMITH, JR. County Executive

TIMOTHY M. KOTROCO, Director Department of Permits and Development Management

February 20, 2009

Harrison French & Associates, Ltd. 809 Southwest A Street, Suite 201 Bentonville, AR 72712 Attention: Mr. Gregory Worthey, Program Manager

Re: Spirit and Intent Letter
Walmart (RM), Store 3489
6420 Petrie Way
Baltimore, Maryland 21237
Case #2002-0488-A
15<sup>th</sup> Election District

Dear Mr. Worthey,

Your spirit and intent letter sent to Timothy Kotroco, Director of Permits and Development Management has been referred to me for reply. Based upon the information provided therein, and our research of the zoning records, the following has been determined:

- 1. The proposed wall sign changes outlined in your letter result a decrease in area and your request therefore meet the spirit and intent of the Zoning Order Case no. 2002-0488A.
- 2. Your letter, the accompanied photos, use permit copy, and a copy of this response will be made a permanent part of the above listed case file for future reference.

I trust that the information set forth in this letter is sufficiently detailed and responsive to the request. If you need further information or have any questions, please do not hesitate to contact the Office of Zoning Review at 410-887-3391.

Very truly yours,

Aaron Tsui

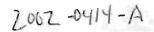
Planner II

Zoning Review

c.c. File/09-29

Case File: 2002-0488A w/e

Zoning Review | County Office Building
111 West Chesapeal 3 Avenue, Room 111 | Towson, Maryland 21204 | Phone 410-887-3391 | Fax 410-887-3048
www.baltimorecountymd.gov





POST OFFICE BOX 1090 596 CHURCH STREET ANGIER, NORTH CAROLINA 27501

May 19, 2009

County of Baltimore
Attn: Mr. Timothy M, Kotroco
Director of Permits & Development Management
111 West Chesapeake Ave., Suite 105
Towson, MD 21204

RE: Walmart #2290 - 9750 Reistertown Rd "A"

In reference to the above mentioned location, it is our proposal to update the existing signage. Walmart\* is currently undergoing a nationwide re-image campaign. Even with our proposed changes, it is our intent to keep within the spirit of the original signage variance for this property. A copy of the variance, Case No. 02-414-A approved June 13, 2002, and the subsequent sign permit are attached for your convenience.

In this variance you will find that we were approved (8) wall mounted signs on the front elevation and one wall mounted sign on the side elevation. Our plan is to remove all existing wall mounted signage and place (3) wall mounted signs on the front elevation and (1) wall mounted sign on the right elevation. Please find the enclosed Exhibit 1, a spread sheet indicating each sign along with its respective location, size and reduction in total square footage. Also please find Exhibits 2-5 which provide additional, more specific information and reference material covering the project as a whole.

We hope you agree that the changes we propose, which reduce the overall square footage of signs on the building keep with the spirit and intent of the previous variance approval. We respectively request, on behalf of our customer, your approval. Please feel free to contact me with any questions or concerns you may have with the information provided. I look forward to hearing from you soon. Thank you for your time and consideration.

Sincerely,

K. Scott Brown, President

Cc: Lenny Wasilewski, County of Baltimore
Amber Davis, Walmart Stores, Inc.



### BALTIMORE COUNTY

DEPARTMENT OF PERMITS AND DEVELOPMENT MANAGEMENT B 717497

111 WEST CHESAPEAKE AVENUE
TOWSON, MD 21204
410-887-3391

SIGN LISE DEPMIT

### SIGN USE PERMIT

remit rees are Non-Refun	idable, Make Check Paya	able to Baltimore Count	ty, Maryland	
PROPERTY ADDRESS	9750 Reistertown	Road "A"	211	<u> </u>
BUSINESS NAME	Walmart		/	ZONING RM
OWNER'S NAME	Walmart Stores,			HISTORIC DISTRICT: Yes X No
MAILING ADDRESS	702 S.E. 8th Str	eet Bentonville,	AR. 72712	
APPLICANT/OWNER'S AGI	ENT			PHONE NO.
SIGN COMPANY NAME	Advance Signs , S	eruce, Ino		PHONE NO. (800) 452-3793
TYPE OF SIGN:		TAX	ACCOUNT NO	19 100 1006591
Property Line/Street F NOTE: A construction plan also must  PROHIBITIONS - inclu 1. Signs cannot im 2. Signs cannot im 3. Signs cannot be 4. Sign or framewo 5. Vehicle cannot be 6. Except for flags are prohibited. 7. Portable signs an 8. There can be no	Right-of-Way Setbacks: In plan, drawn to scale and the attached for freestanding roof signs (Section pair motorist's clear view itate or resemble govern placed in or project into rk cannot obstruct window parked for the purpose exempted, flags, pennanter prohibited, except for	www. Wall Fanument Illumin square feet front, sides and clearly showing that anding signs.  Is 450.5.B.7 and 450.6.A, w of traffic or government signs, except for poor above street right of ow or opening for light are of displaying an attachats, ribbons, streamers, for A-frame and sandwich moving parts or message.	ce Change Only ated (separate el Height: ar all requirements h Baltimore Count at signs. All sign orivate traffic con way or government air or access and air or access and sign. tethered balloons board signs issu ge, except for an	s are subject to Section 102.5, BCZR. trol and notice signs. ent property. to building, fire hydrant, or stand pipe. s, laser projections, and similar objects ed a use permit in B.M C.T. zones. outdoor advertising sign with tri-vision,
(I) Work Description (in WALMART with Sp (2) Walmart with Outdoor Uning PLEASE PRINT OR TYP		s, special conditions, ma = 199 12 mgmms 15/16" = 56.65	€ 5.12'X	and size): (30.5°=199.49 sq.ft. 23.75'=122 sq.ft. (each)
		VNER/AGENT CERTIFI		
I hereby certify, under pena supplied is true, complete, Signature		osed sign will be located  5/19/09  Date	K. SCOH	ate any codes and that the information  Brown  me
Copies: White - Office; Yello copy for your perma		Authority linder Section 500.4, pt	ZR POWAPPROV	VAL (SIGN ONLY)  Initials  January  Jan
REV 8/98				

### Exhibit 1

Existing

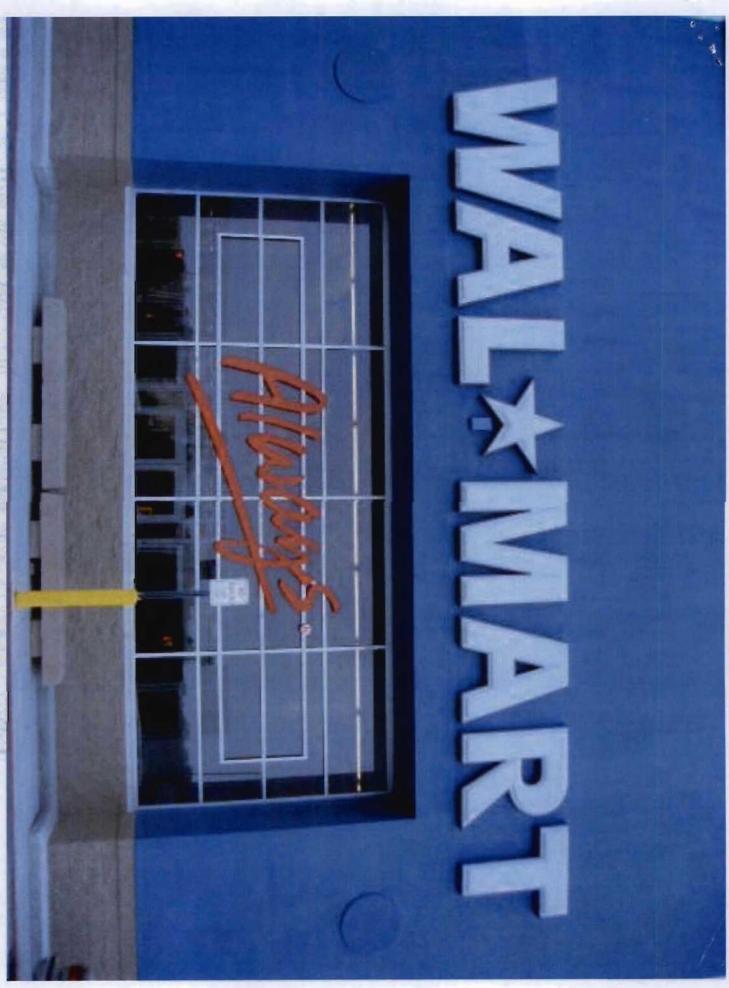
Sign	Elevation	SQUARE FOOTAGE	DIMENSIONS	SQUARE FOOTAGE
WAL*MART	Front	190.00	5.0' x 38.0'	190.00
WAL*MART	Front	123.42	4.0' x 30.85'	123.42
WAL*MART	Left	123.42	4.0' x 30.85'	123.42
Always	Front	89.95	7.0' x 12.83'	89.95
We Sell For Less	Front	73.28	2.5' x 29.28'	73.28
Satisfaction Guaranteed	Front	100.20	2.5' x 40.08	100.20
Optical	Front	17.09	2.5' x 6.84'	17.09
Pharmacy	Front	24.32	2.5' x 9.73'	24.32
1-Hr. Photo	Front	27.50	2.5' x 11.0'	27.50

Total	769.18
The state of the s	CONTRACTOR OF THE PERSON NAMED OF THE PERSON N

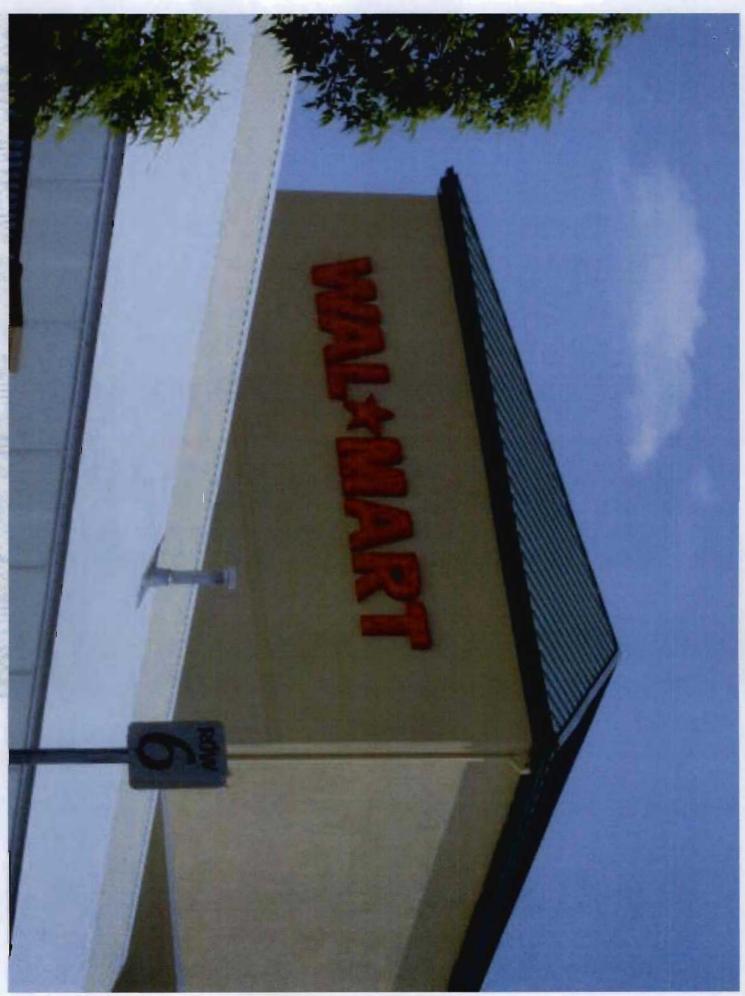
Proposed

	05 9 5 6 4 V		A	THE RESERVE
Sign	Elevation	SQUARE FOOTAGE	DIMENSIONS	SQUARE FOOTAGE
Walmart*	Front	199.49	6.54' x 30.48'	199.49
Walmart*	Front	120.68	5.09' x 23.70'	120.68
Walmart*	Left	120.68	5.09' x 23.70'	120.68
Outdoor Living	Front	56.65	2.5' x 22.66	56.65
· · · · · · · · · · · · · · · · · · ·	WE NAMED IN		<b>阿拉克市的</b> 英国的	

Total	100	497.5
Reduction		271.68



existing Front Elevation Vestibule Signage - See Details 3, 5, and 7 Sheet A2.1 といらいの とんいらう 2



Front Elevation Tower Signage - See Details 3 and 6 Sheet A2.1



Left Elevation Tower Signage - See Details 4 and 6 Sheet A2.1

# We Sell For Less

### Satisfact

1-Hr. Photo



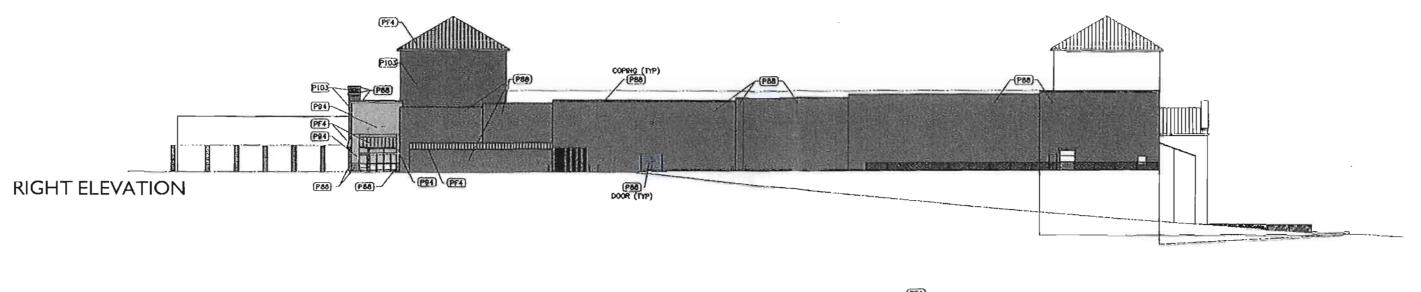
## Satisfaction Guaranteed

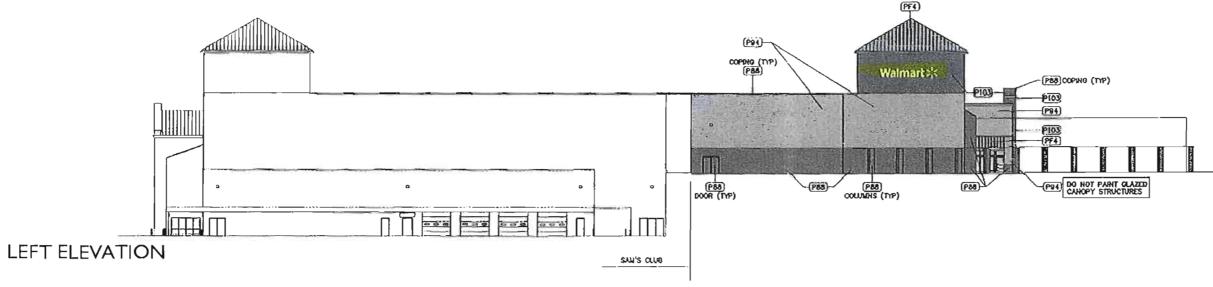
1-Hr. Photo

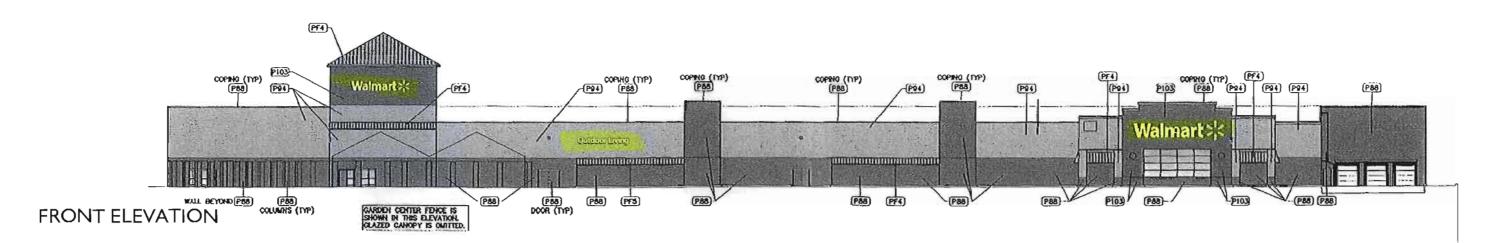
### Pharmacy 35° 700



Exhibit 3

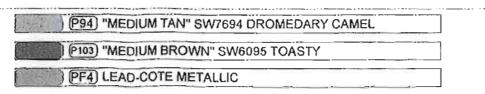








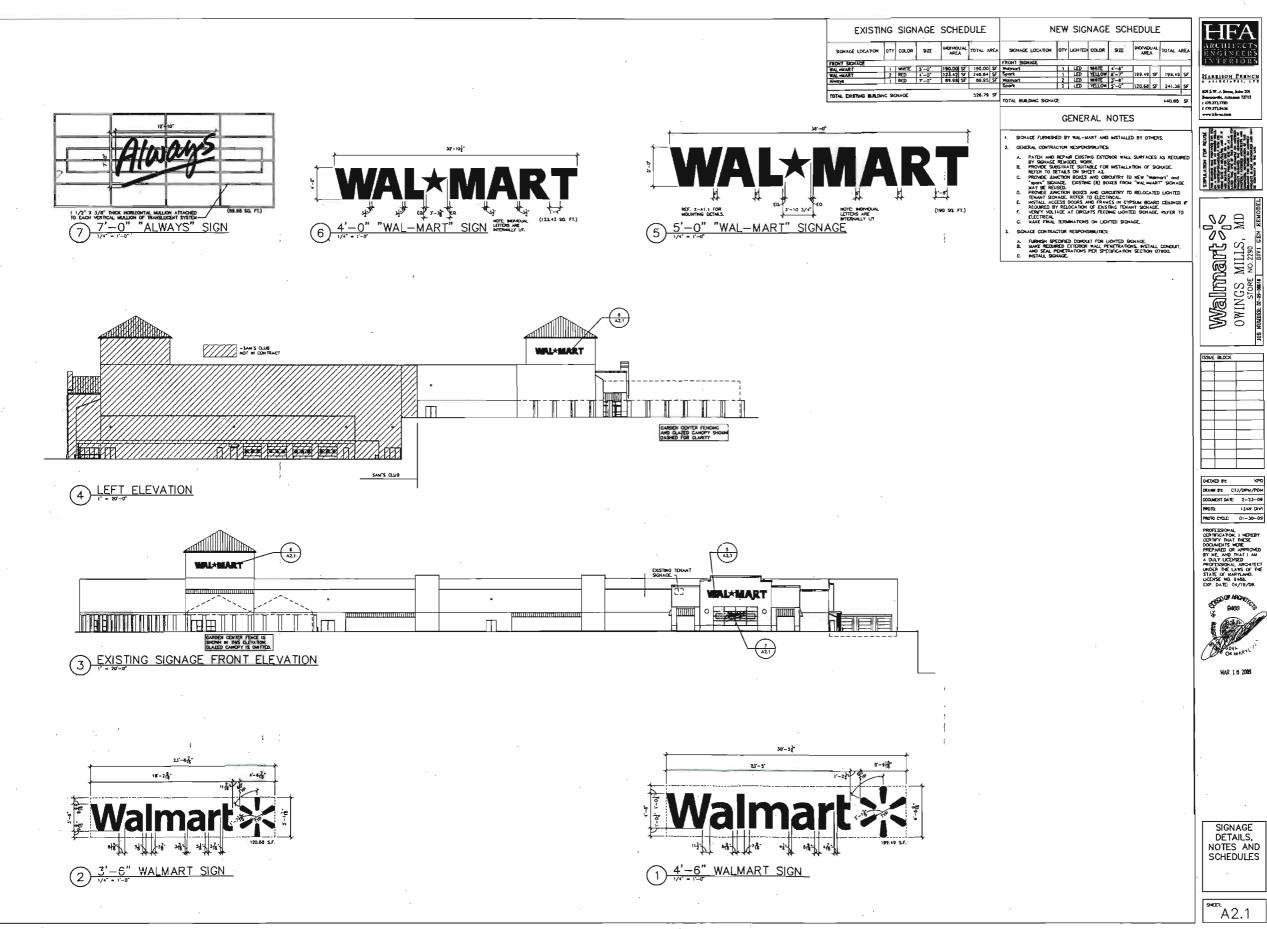
	P4 "RED" SW1602 THEATER RED
ATT A	(P5) OSHA STANDARD "SAFETY YELLOW"
	P36 "BLACK" - SW6989 DOMINO
	(P88) "MEDIUM ORANGE" SW2823 ROOKWOOD CLAY



Owings Mills, MD

**STORE 2290** 

02-09-00018 01/14/09



MAY. -29 UZ (WEU) 11:5/ VENABLE BALIJEK AND HOWARD LEP 5



DEPARTMENT OF PERMITS AND DEVELOPMENT MANAGEMENT

111 WEST CHESAPEAKE AVENUE
TOWSON, MD 21204

(44 # 192-414-4 Case of 92-414-A

410-887-3391

### CION HOT CTTT

	SIGN USE PERMIT	6248058
Permit Fees are Non-Refundable; Make Check Payal	ble to "Baltimore County, Maryland"	A 459 384
PROPERTY ADDRESS 9750 RE	EISPENSTOWN PUTD	
BUSINESS NAMEWALMART		ZONING_ SAT
OWNER'S NAME WALMARY STONE	PHONE NO. 4-79 273- 4000	HISTORIC DISTRICT: Yes X
MAILING ADDRESS DO BOX 1090		2750/
APPLICANTIOWNER'S AGENT SCUTT BA		PHONE NO 300 - 452 - 379
SIGN COMPANY NAME ANTHER SI	4NE + SEAVICE INC.	PHONE NO.
TYPE OF SIGN:	TAX ACCOUNT NO.	19,00,006591
Permanent Changeable Copy  Freestanding Pylon Monu  Size: feet X feet =  Property Line/Street Right-of-Way Setbacks: free NOTE: A construction plan, drawn to scale and plan also must be attached for freestand  PROHIBITIONS - including roof signs (Sections 1. Signs cannot impair motorist's clear view of 2. Signs cannot imitate or resemble governm 3. Signs cannot be placed in or project into 0.4. Sign or framework cannot obstruct window 6. Vehicle cannot be parked for the purpose of 8. Except for flage exempted, flage, pennants are prohibited.  7. Portable signs are prohibited, except for A 8. There can be no display or simulation of m a changeable copy sign, or a thermometer,	Wall Face Change Only ament Illiuminated (separate et aquare feet Height ont sides a clearly showing that all requirements ling signs.  450.5.B.7 and 450.6.A. Baltimore Court of traffic or government signs. All signs ent signs, except for private traffic court above street right of way or government or opening for light and air or accessed displaying an attached sign. In ribbons, etreamers, tethered balloon of the firm and sandwich board signs less to over the court of	nd, and rearhave been met, must be attached; a site site strong Regulations): The are subject to Section 102.5, BCZR. The are subject to Section 102.5,
PLEASE PRINT OR TYPE LEGIBLY	13.5 × 4) = 123.62 " ( 15.5) = 24/ 5" ( 17.057 ( 5.41.6) - 12.6 22 ( 17.057 ( 1.11) - 15.60" ( 2	"WAL-MART")
hereby certify, under penalty of law, that the proposi	IER/AGENT CERTIFICATION  ed sign will be located so as not to vio	late any codes and that the information
upplied is true, complete, and correct.	1 / C	
ignature	Dale PontType Na	H Brown
Signature Communication of the		
Copies: White - Office; Yellow - Applicant (keep this copy for your permanent records)	Authority under faction 500.4, 807h PDNA APPRO	VAL (SIGN ONLY)

**REV 8/88** 

RDER RECEIVED FOR FILING ate U/18/12

IN RE: PETITION FOR VARIANCE

SW/S Reisterstown Road, 1100' NW of

the c/l Kenmar Avenue

(9750 Reisterstown Road)

4th Election District

3<sup>rd</sup> Council District

Garrison Realty Investors, LLC Petitioners

BEFORE THE

\* ZONING COMMISSIONER

\* OF BALTIMORE COUNTY

Case No. 02-414-A

\*

FINDINGS OF FACT AND CONCLUSIONS OF LAW

This matter comes before the Zoning Commissioner for consideration of a Petition for Variance filed by the owners of the subject property, Garrison Realty Investors, LLC, through their attorney, Robert A. Hoffman, Esquire. The Petitioners seek relief from the sign regulations set forth in Section 450.4.5.d of the Baltimore County Zoning Regulations (B.C.Z.R.) to permit eight (8) wall-mounted enterprise signs on the north façade of the building in lieu of the one permitted, and to allow one (1) wall-mounted enterprise sign on the east façade of the building on which no wall-mounted enterprise signs are permitted. The subject property and requested relief are more particularly described on the site plan submitted which was accepted into evidence and marked as Petitioner's Exhibit 2.

Appearing at the requisite public hearing in support of the request were Arthur Adler on behalf of Garrison Realty Investors, LLC, Scott Brown, a sign consultant representing Sam's Club, Steve Warfield, Professional Engineer with Matis Warfield, Inc., the consultants who prepared the site plan for this property, and David Karceski, Esquire, attorney for the Petitioners. There were no Protestants or other interested persons present.

The Petition filed in the instant case relates to signage for a proposed Wal-Mart on the subject property. Similar relief was requested in companion Case No. 02-413-A for a proposed Sam's Club which will be located in the same building as Wal-Mart, but will bear the address 9746 Reisterstown Road.

ORDEH P. (18/12) Date (18/12) By

As shown on the site plan, the subject property is an irregular shaped parcel located on the south side of Reisterstown Road, near the Northwest Expressway (I-795) and Painters Mill Road in Owings Mills. The property contains a gross area of 21.68 acres, more or less, zoned B.M., and has been developed with a unique, two-story structure, which will ultimately contain both a Sam's Club and a Wal-Mart store. The particulars of the development are more particularly shown on the site plan; however, suffice it to say that this project is unique in that both of these large retailers will be located within the same building. Additionally, owing to the grade of the property, entrances to both stores are at ground level. The Sam's Club operation will be accessed from the southeast side of the property facing Reisterstown Road. The Wal-Mart store is oriented to the northwest and will be accessed via the Northwest Expressway.

The proposed sign package for Wal-Mart is shown on the three-page building elevation drawings submitted into evidence as Petitioner's Exhibits 1A through 1C. Owing to the site's recessed location from Reisterstown Road and I-795, the building was architecturally styled with towers at each end of the structure to provide visibility to the site from those two major roadways. Eight (8) wall-mounted signs are proposed on the north facade of the building and one (1) wall-mounted sign on the east façade of the building. These signs advertise the services offered at Wal-Mart and are necessary so patrons can enter the store at the appropriate location for their specific need. For example, separate signs advertising photo development, optical, pharmacy, etc. are proposed.

Based upon the testimony and evidence presented, I am easily persuaded that variance relief should be granted. This site is unique by virtue of its topography, location and configuration. It is an irregular shape and set back significantly from Reisterstown Road and I-795. These factors as well as the dual purpose of the building are persuasive to a finding that the site is unique and that practical difficulty would result if relief were denied. The signs are appropriate for the size of the building and will provide a needed service to customers by directing them to specific entrances for a given service. Moreover, given the commercial nature of the area, it is clear that the signs are

ORDER RECEIVIND FOR FILIN Date US

in character with the neighborhood and will not detrimentally impact the health, safety and general welfare of the locale. For all of these reasons the Petition for Variance shall be granted.

Pursuant to the advertisement, posting of the property and public hearing on this Petition held, and for the reasons set forth herein, the relief requested shall be granted.

THEREFORE, IT IS ORDERED by the Zoning Commissioner for Baltimore County this day of June, 2002 that the Petition for Variance seeking relief from the sign regulations set forth in Section 450.4.5.d of the Baltimore County Zoning Regulations (B.C.Z.R.) to permit eight (8) wall-mounted enterprise signs on the north façade of the building in lieu of the one permitted, and to allow one (1) wall-mounted enterprise sign on the east façade of the building on which no wall-mounted enterprise signs are permitted, in accordance with Petitioner's Exhibit 2, be and is hereby GRANTED, subject to the following restriction:

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 the 30-day appeal period from the date of this Order has expired. If an appeal is filed and this Order is reversed, the relief granted herein shall be rescinded.

LAWRENCE E. SCHMIDT Zoning Commissioner for Baltimore County

LES:bjs



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

June 13, 2002

Robert A. Hoffman, Esquire Venable, Baetjer & Howard 210 Allegheny Avenue Towson, Maryland 21204

RE: PETITIONS FOR VARIANCE

SW/S Reisterstown Road, 1100' NW of the c/l Kenmar Avenue (9746 and 9750 Reisterstown Road) 4<sup>th</sup> Election District – 3<sup>rd</sup> Council District Garrison Realty Investors, LLC - Petitioners Cases Nos. 02-413-A and 02-414-A

Dear Mr. Hoffman:

Enclosed please find a copy of the decision rendered in the above-captioned matter. The Petitions for Variance have been granted, in accordance with the attached Order.

In the event any party finds the decision rendered is unfavorable, any party may file an appeal to the County Board of Appeals within thirty (30) days of the date of this Order. For further information on filing an appeal, please contact the Department of Permits and Development Management office at 887-3391.

Very truly yours,

LAWRENCE E. SCHMIDT Zoning Commissioner

for Baltimore County

LES:bis

cc: Mr. Arthur Adler, Garrison Realty Investors, LLC 100 Painters Mill Road, Owings Mills, MD 21117 Mr. Glenn Weinberg, Cordish Garrison Realty Investors, LLC 601 E. Pratt Street, 6th Floor, Baltimore, MD 21202 Mr. Michael Gardner, Vice President, Wal-Mart Stores, Inc. 2001 SE 10th Street, Bentonville, AR 72712 Mr. Scott Brown, P.O. Box 1090, Angier, NC 27501 Mr. Steve Warfield, 10540 York Road, Suite M, Hunt Valley, MD 21030 People's Counsel; Case File



### Petition for Variance

### to the Zoning Commissioner of Baltimore County

for the property located at _	9750	Reisterst	<u>rown</u>	Road	•
which is p			BM		·

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 Variance from Section(s)

SEE ATTACHED

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

To be determined at the hearing.

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

I, or we, agree to pay expenses of above Variance, 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 solemnl perjury, that I/we is the subject of	y declare and affile are the legal own this Petition.	rm, under t ner(s) of th	he penalties of e property which
Contract Purch	naser/Lessee:		Legal Owner	<u>(s):</u>		
SEE ATTA	ACHED		Garrison Re	alty Investo	rs, LLC	
Name - Type or Print			Name - Type or Pr	(See Atta		·
Signature			Signature			
Address		Telephone No.	Name - Type or Pr	int		
City	State	Zıp Code	Signature	···		
Attorney For Pe	etitioner:		100 Painter	s Mill Road	(410)	752-5444
Robert A. Hoi	ffman		Address Owings Mill:	e Marriland	21	Telephone No
Name - Type or Print			City	s, rarytano	State	Zip Coce
_ W/ W/			Representati	ve to be Cont	actod:	, .
Signature			representati	ve to be cont	acteu.	
Venable, Baet	jer and Howard,	LIP	Robert A. He	offman		
210 Allegheny	Avenue (410)	494-6200	Name	3	(47.0)	101 6000
Address	Avenue (410)	Telephone No.	210 Allegher	ny Avenue	(410)	494-6200 Telephone No.
Towson,	Maryland	21204	Towson,	Maryland	2	1204
City	State	Zip Code	City		State	Zip Code
0	•			OFFICE USE	ONLY	
ase No. O	2-41A-A	• • •	ESTIMATED !	LENGTH OF H	EARING	
स्थ्य शाडावह		-		FOR HEARIN	16 Date	3/28/02

### WAL-MART (Store No. 2290) VARIANCES REQUESTED FOR 9750 REISTERSTOWN ROAD

Variance from Section 450.4.5.d of the Baltimore County Zoning Regulations ("BCZR") to allow eight wall-mounted signs on the north facade of the building in lieu of the one permitted wall-mounted sign.

Variance from BCZR Section 450.4.5.d to allow a wall-mounted sign on the east facade of the building, a facade on which no wall-mounted sign is permitted by right.

(SEE ATTACHED SHEET FOR DETAILED SIGNAGE LIST)

ORDER RECEIVED FILING
Date
US LEST FOR FILING
By
A

### ATTACHED SHEET 9750 REISTERSTOWN ROAD

### NORTH FACADE

Variance from BCZR Section 450.4.5.d to allow a second wall-mounted sign of 123.62 square feet on the north facade of the building in lieu of the one wall-mounted sign permitted (Sign #2 – WAL-MART).

Variance from BCZR Section 450.4.5.d to allow a third wall-mounted sign of 68.20 square feet on the north facade of the building in lieu of the one wall-mounted sign permitted (Sign #3 – We Sell For Less).

Variance from BCZR Section 450.4.5.d to allow a fourth wall-mounted sign of 100.08 square feet on the north facade of the building in lieu of the one wall-mounted sign permitted (Sign #4 – Satisfaction Guaranteed).

Variance from BCZR Section 450.4.5.d to allow a fifth wall-mounted sign of 241.50 square feet on the north facade of the building in lieu of the one wall-mounted sign permitted (Sign #5 – Always).

Variance from BCZR Section 450.4.5.d to allow a sixth wall-mounted sign of 17.08 square feet on the north facade of the building in lieu of the one wall-mounted sign permitted (Sign #6 - OPTICAL).

Variance from BCZR Section 450.4.5.d to allow an seventh wall-mounted sign of 24.32 square feet on the north facade of the building in lieu of the one wall-mounted sign permitted (Sign #7 – PHARMACY).

Variance from BCZR Section 450.4.5.d to allow an eighth wall-mounted sign of 16.50 square feet on the north facade of the building in lieu of the one wall-mounted sign permitted (Sign #8 – 1-Hr. Photo).

### EAST FACADE

Variance from BCZR Section 450.4.5.d to allow a wall-mounted sign of 123.62 square feet on the east facade of the building, a facade on which no wall-mounted sign is permitted by right. (Sign #9 – WAL-MART).

TO1DOCS1/DHK01/#133704 v1

±414

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### SIGNATURE PAGE

### GARRISON REALTY INVESTORS, LLC

a Maryland Limited Liability Company

By: Cordish Garrison Realty Investors, LLE

By:

Glenn Weinberg, Authorized Member 601 E. Pratt Street, 6<sup>th</sup> Floor

Baltimore, Maryland 21202

(410) 752-5444

TO1DOCS1/DHK01/#133683 v1

### Petition for Variance Signature Page Owings Mills, MD

Contract	Purchaser,	Lessee:
----------	------------	---------

Wal-Mart Stores Inc.

By: Michael Garner Gordner

Asst. Vice President

Signature

2001 S.E. 10<sup>th</sup> Street

Bentonville, AR 72712

(479) 273-4000

Contract Purchaser/Lessee:

Wal-Mart Stores Inc. (Sam's)

By: Michael Garner-Gardner

Asst. Vice President

Signature

2001 S.E. 10<sup>th</sup> Street

Bentonville, AR 72712

(479) 273-4000

consulting engineers

### ZONING DESCRIPTION

Beginning at a point on the southwest side of Reisterstown Road (MD Route 140) which is 66-feet wide at the distance of 1100-feet northwest of the centerline of the nearest improved intersecting street, Kenmar Avenue, which is 30-feet± wide. Thence the following courses and distances:

```
S 62° 25' 50" W 167.62';
S 72° 28' 50" W 46.67';
S 56° 23' 50" W 10.00":
S 34° 23' 50" W 11.58':
S 0° 48' 50" W 21.50';
S 62° 38' 50" W 75.17';
S 42° 05' 51" W 247.90';
S 65° 13' 40" E 183.63';
S 52° 32' 20" W 572.35';
S 06° 42' 40" E 319.50';
S 83° 17' 20" W 75.50';
S 06° 42' 40" E 37.33';
S 34° 43' 47" W 181.49';
ARC WITH A RADIUS OF 2914.68' LENGTH: 788.17' (CHORD: N 33° 35' 42" W);
N 41° 20' 30" W 813.04';
N 34° 44' 30" E 290.87';
S 65° 16' 30" E 859.60';
S 65° 16' 30" E 408.29':
N 43° 05' 00" E 576.62':
S 48° 42' 40" E 167.72':
To the point of beginning,
As recorded in Deed Liber 14284, Folio 480
```

Containing 21.56-acres±. Also known as 9750 Reisterstown Road, Garrison Realty Investors, LLC Property and located in the 4<sup>th</sup> Election District.

414

BALTIMORE COUNTY, MARYLAND
OFFICE OF BUDGET & FINANCE
MISCELLANEOUS RECEIPT

DATE 3-26-02 ACCOUNT R-001-06-6150 RECEIPT

AMOUNT \$ 250.

RECEIVED Perry L Butch & Associate
FOR: Commercial Vanionae filing for
Walmart 9750 Reserved and RU.

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WHITE - CASHIER

PINK - AGENCY

PAID RECEIPT

BUSINESS ACTUAL TIME
3/20/2002 3/20/2002 10:29:35

REG WERE WILKING KAND DRAWER
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Dept 5 528 ZINNING VERIFICATION
UR HO. 010186

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Baltimore County Naryland

CASHIER'S VALIDATION

### 

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: #02-414-A

9750 Reistersfown Road

SW/S Reislestown Road, 1100 NW centertirle of Kenmar Ave.

4th Election District - 3rd Councilmanie District

Legal Owner(s): Garrison Reakly Investors, LLC Contract Purchaser: Wal-Mart Stores, Inc.

Variance: to allow 8 wall-mounted signs on the north facade of the building in lieu of the 1 permitted wallmounted sign, to allow a wall-mounted sign on the east tacade of the building, a tacade on which no wall-mounted

sign is permitted by right. Hearing: Tuesday, May 28, 2002 at 10:00 a.m. in Room 106, Baltimore County Office Building; 111 W. Chesa-

neake Avenue.

LAWRENCE E. SCHMIDT
Zoning Commissioner für Bantimore Coenty
NOTES: (1) Hearings are Handicapped Accessible 166
special accommodations. Please Contact the Zoning Com-

missioner's Office at (410)-887-4386. (2) For information concenting the File and/or Hearing. Contact the Zohang Benew Office at (410) 887-3391. IT/5/682 May 14

### CERTIFICATE OF PUBLICATION

5/16/,2002
THIS IS TO CERTIFY, that the annexed advertisement was published
n the following weekly newspaper published in Baltimore County, Md.,
once in each ofsuccessive weeks, the first publication appearing
on 5/14/ .2002.
The Jeffersonian
☐ Arbutus Times
☐ Catonsville Times
☐ Towson Times
☐ Owings Mills Times
☐ NE Booster/Reporter
☐ North County News
S. Wilkinson
LEGAL ADVERTISING

### CERTIFICATE OF POSTING

02-414-A RE: Case No - 02-413 A

Petitioner Developer: V.E

% AMY DONTELL

Date of Hearing Closing:

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

Attention: Ms. Gwendolyn Stephens / MR. GEORGE ZAHNEP

Ladies and Gentlemen:

ZONING COMM 666-0929

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 #7146 REISTERSJONIN RD. **LEISTERSTONN** 

The sign(s) were posted on

Sincerely,

PATRICK M. O'KEEFE

(Printed Name)

523 PENNY LANE

(Address)

HUNT VALLEY, MD. 21030

(City, State, Zip Code)

410-666-5366 ; CELL-410-905-8571

(Telephone Number)



### 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 Newspape	er Advertising:	<u>.</u>			
ltem Number o			2-414-A		
Petitioner	GARRIEN	REALTY	INVESTORS, LL	<u>C</u>	
Address or Loc	ation	9750	REISPENSTOWN	PUAD	
PLEASE FORV	VARD ADVER <sup>-</sup>	TISING BILL	_ TO		
Name:A	ny DUNT	EVL			
Address	210 ALLE	19/Any	Armo		
Address	Towson	NB) 991.	21204		

TO: PATUXENT PUBLISHING COMPANY

Tuesday, May 14, 2002 Issue – Jeffersonian

Please forward billing to:

Amy Dontell Venable Baetjer & Howard 210 Allegheny Avenue Towson MD 21204 410 494-6244

### **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: 02-414-A
9750 Reisterstown Road
SW/S Reisterstown Road, 1100' NW centerline of Kenmar Avenue
4<sup>th</sup> Election District – 3<sup>rd</sup> Councilmanic District
Legal Owner: Garrison Realty Investors LLC
Contract Purchaser: Wal-Mart Stores Inc

<u>Variance</u> to allow 8 wall-mounted signs on the north façade of the building in lieu of the 1 permitted wall-mounted sign; to allow a wall-mounted sign on the east façade of the building, a façade on which no wall-mounted sign is permitted by right.

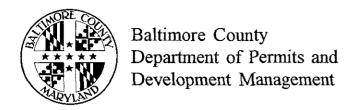
HEARING: Tuesday, May 28, 2002 at 10:00 a.m. in Room 106, Baltimore County

Office Building, 111 W Chesapeake 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.



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

Fax: 410-887-5708

April 24, 2002

### 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: 02-414-A
9750 Reisterstown Road
SW/S Reisterstown Road, 1100' NW centerline of Kenmar Avenue
4<sup>th</sup> Election District – 3<sup>rd</sup> Councilmanic District
Legal Owner: Garrison Realty Investors LLC
Contract Purchaser: Wal-Mart Stores Inc

<u>Variance</u> to allow 8 wall-mounted signs on the north façade of the building in lieu of the 1 permitted wall-mounted sign; to allow a wall-mounted sign on the east façade of the building, a façade on which no wall-mounted sign is permitted by right.

HEARING:

Tuesday, May 28, 2002 at 10:00 a.m. in Room 106, Baltimore County Office Building, 111 W Chesapeake Avenue

Arnold Jablon ゅうこ

Director

C: Mr. Robert A Hoffman, Venable Baetjer & Howard, 210 Allegheny Avenue,

Towson 21204

Venable Baetjer & Howard, Amy Dontell, 210 Allegheny Avenue,

Towson 21204

Garrison Realty Investors, Mr. Glenn Weinberg, 601 E Pratt Street, 6th Floor,

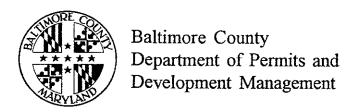
Baltimore 21202

Wal-Mart Stores Inc, Mr. Michael Gardner, VP, 2001 S.E. 10th Street

Bentonville AR 72712

NOTES: (1) THE PETITIONER MUST HAVE THE ZONING NOTICE SIGN POSTED BY AN APPROVED POSTER ON THE PROPERTY BY MONDAY, MAY 13, 2002.

- (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.



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

May 24, 2002

Robert A. Hoffman Venable, Baetjer and Howard LLP 210 Allegheny Avenue Towson, MD 21204

Dear Mr. Hoffman:

RE: Case Number: 02-414-A, 9750 Reisterstown Road

The above referenced petition was accepted for processing by the Bureau of Zoning Review, Department of Permits and Development Management (PDM) on 3/28/02.

The Zoning Advisory Committee (ZAC), which consists of representatives from several 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,

W. Carl Richards, Jr. Supervisor, Zoning Review

WCR:

### Enclosures

c: Garrison Realty Investors, LLC Glenn Weinberg, Authorized Member 601 E. Pratt Street 6<sup>th</sup> Floor Baltimore MD 21202

Wal-Mart Stores Inc. Michael Gardner 2001 S.E. 10<sup>th</sup> Street Bentonville, AR 72712 People's Counsel

### **BALTIMORE COUNTY, MARYLAND**

### INTEROFFICE CORRESPONDENCE

TO:

Arnold Jablon, Director

**DATE:** May 1, 2002

Department of Permits & Development

Management

FROM:

Robert W. Bowling, Supervisor Bureau of Development Plans Review

SUBJECT:

Zoning Advisory Committee Meeting

For April 8, 2002

Item Nos. 401, 402, 404, 405, 406, 407, 408, 409, 410, 411, 413, 414, 415, 416, 417, 418, 419, 420, 421,

422, 423 and 425

The Bureau of Development Plans Review has reviewed the subject zoning items, and we have no comments.

RWB:CEN:cab

cc: File



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

April 12,2002

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

ATTENTION: George Zahner

RE: Property Owner: SEE BELOW

Location: DISTRIBUTION MEETING OF April 8, 2002

Item No.: See Below

Dear Mr. Zahner:

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, IN REFERENCE TO THE FOLLOWING ITEM NUMBERS: 401, 402, 404-417,419-425



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

cc: File

COUNTY REVIEW GROUP MEETING (PRIVATE )

### BALTIMORE COUNTY, MARYLAND DEPARTMENT OF ENVIRONMENTAL PROTECTION & RESOURCE MANAGEMENT

TO:

Arnold Jablon

FROM:

R. Bruce Seeley

DATE:

May 1, 2002

Zoning Advisory Committee Meeting of April 8, 2002

SUBJECT: NO COMMENTS FOR THE FOLLOWING ZONING ITEMS:

401, 404, 405, 406, 407, 410, 412, 413, 414, 417, 418, 420, 421, 423

MA

### BALTIMORE COUNTY, MARYLAND

### INTER-OFFICE CORRESPONDENCE

TO:

Arnold Jablon, Director

Department of Permits and Development Management

FROM:

Arnold F. 'Pat' Keller, III

Director, Office of Planning

the W. J.

**DATE:** April 11, 2002

#R | | 4 ...

SUBJECT:

Zoning Advisory Petition(s): Case(s) 02-321, 02-401, 02-408, 02-413, 02-414,

02-416, 02-419, & 02-423

The Office of Planning has reviewed the above referenced case(s) and has no comments to offer. For further questions or additional information concerning the matters stated herein, please centact Mark A. Cunningham in the Office of Planning at 410-887-3480.

Prepared by:

Section Chief:

AFK/LL:MAC



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

Administrator

Date: 4.12.02

Mr. George Zahner
Baltimore County Office of
Permits and Development Management
County Office Building, Room 109
Towson, Maryland 21204

RE: Baltimore County

Item No. 414 LTM

Dear Mr. Zahner:

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/YS/40. 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,

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

1. 1. soll

RE: PETITION FOR VARIANCE 9750 Reisterstown Road (Walmart Store No. 2290), SW/S Reisterstown Rd, 1100' NW c/I Kenmar Ave 4th Election District, 3rd Councilmanic

Legal Owner: Garrison Realty Investors, LLC Contract Purchaser: Walmart Stores, Inc. Petitioner(s)

- BEFORE THE
- \* ZONING COMMISSIONER
- \* FOR
- \* BALTIMORE COUNTY
- \* Case No. 02-414-A

\* \* \* \* \* \* \* \* \* \*

### ENTRY OF APPEARANCE

Please enter the appearance of the People's Counsel in the above-captioned matter. Notice should be sent of any hearing dates or other proceedings in this matter and of the passage of any preliminary or final Order. All parties should copy People's Counsel on all correspondence sent/ documentation filed in the case.

PETER MAX ZIMMERMAN

People's Counsel for Baltimore County

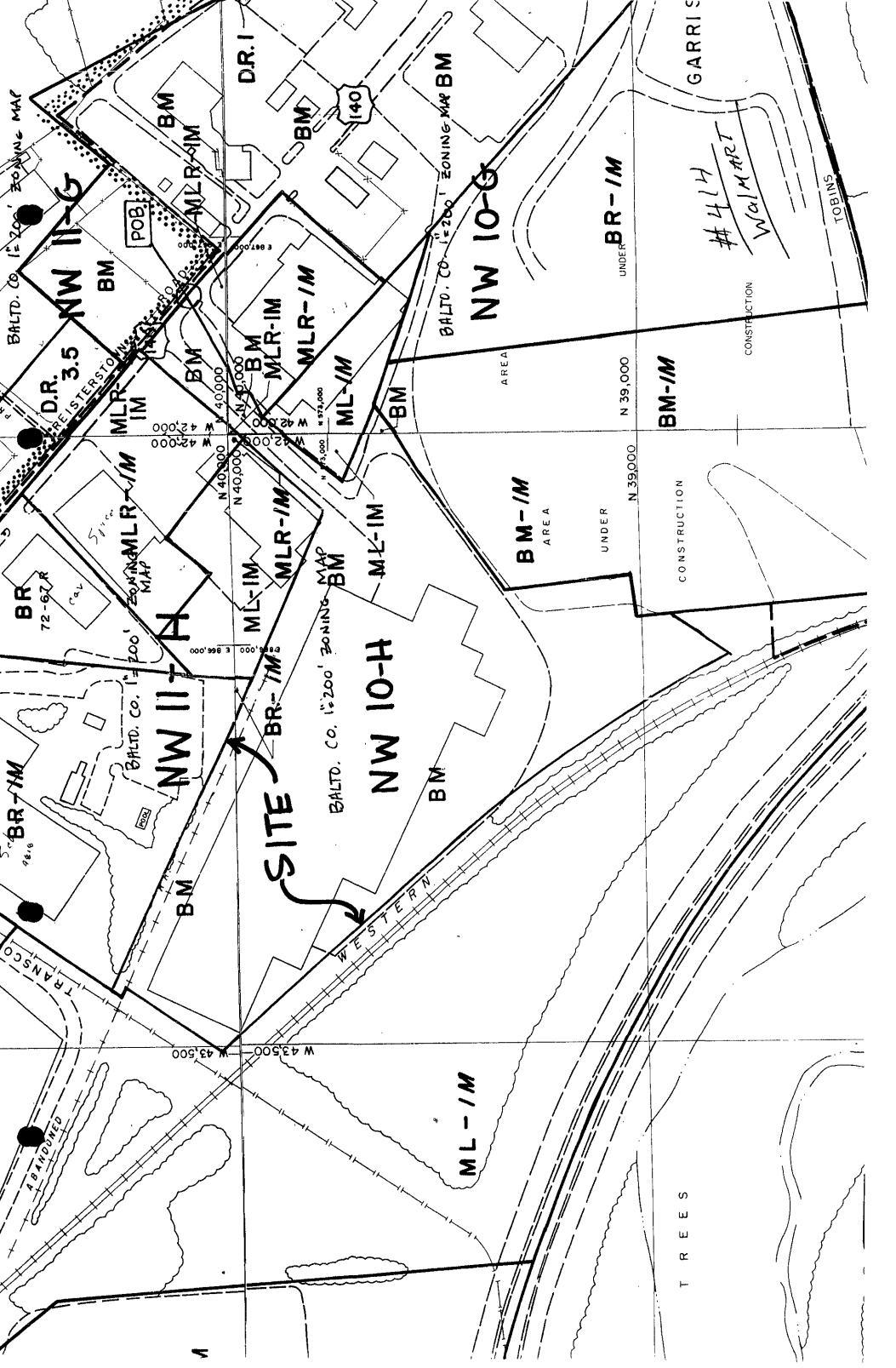
CAROLE S. DEMILIO Deputy People's Counsel Old Courthouse, Room 47 400 Washington Avenue

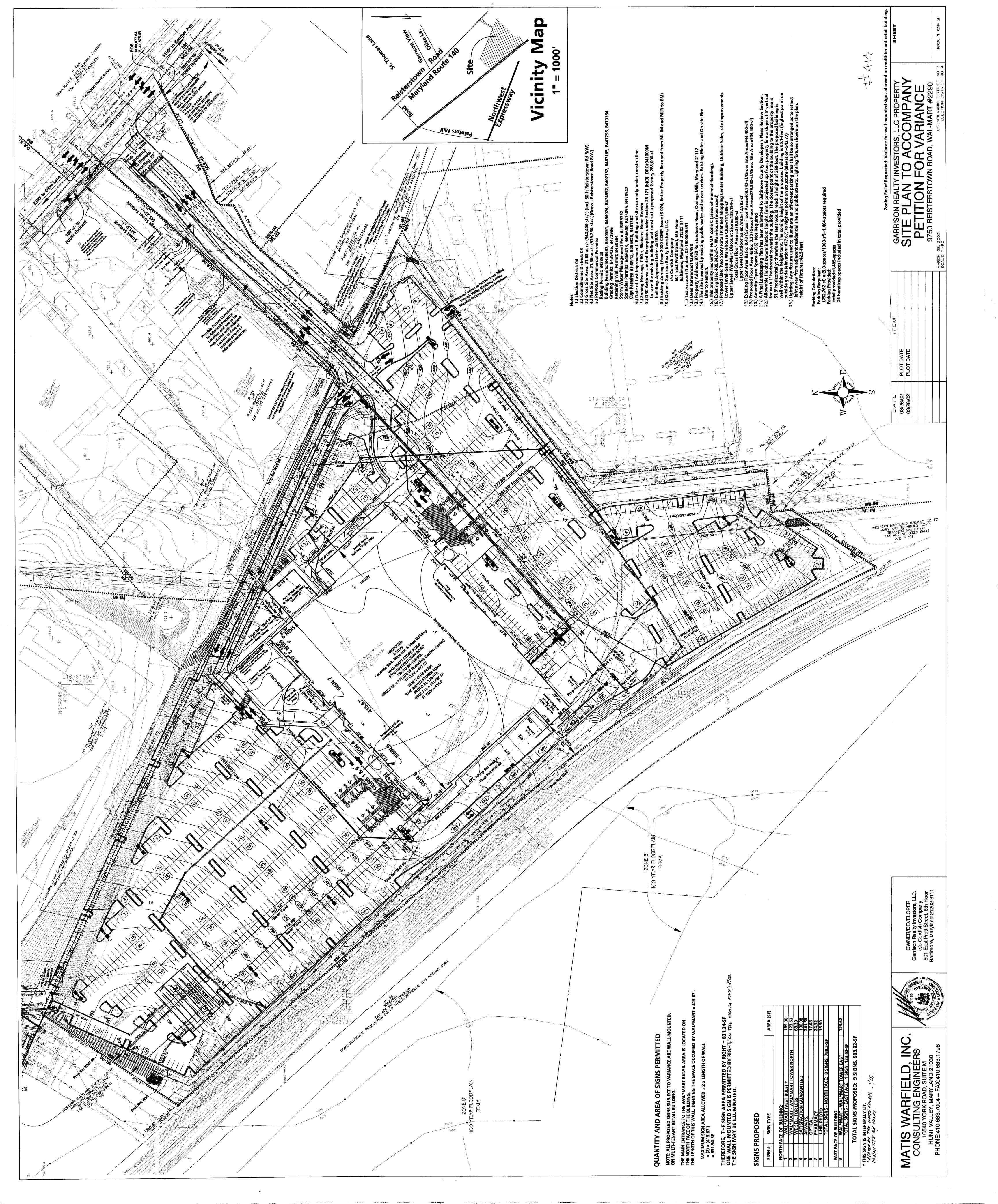
Towson, MD 21204 (410) 887-2188

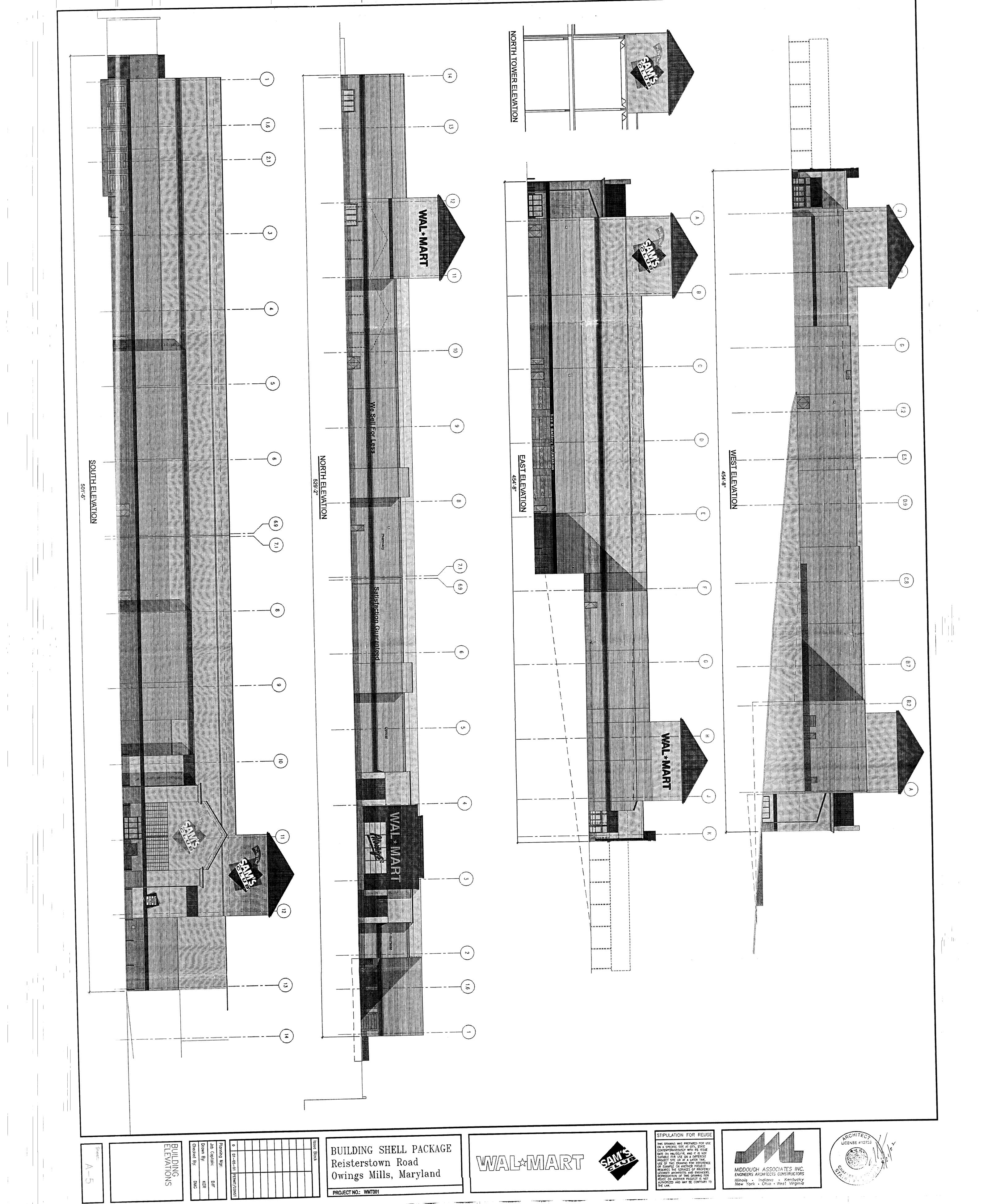
### **CERTIFICATE OF SERVICE**

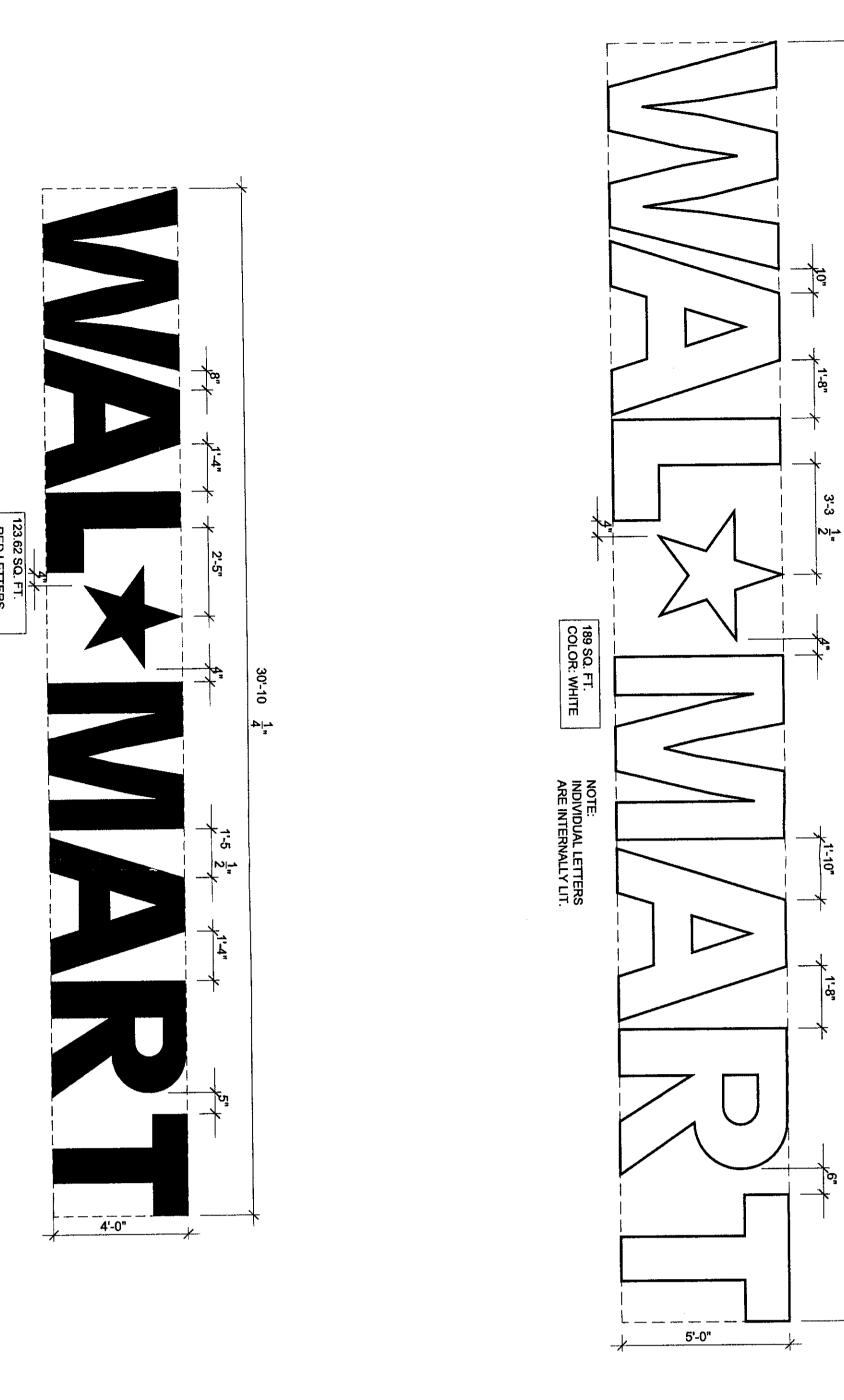
I HEREBY CERTIFY that on this 17<sup>th</sup> day of April, 2002 a copy of the foregoing Entry of Appearance was mailed to Robert A. Hoffman, Esq., Venable, Baetjer & Howard, 210 Allegheny Avenue, Towson, MD 21204, attorney for Petitioner(s).

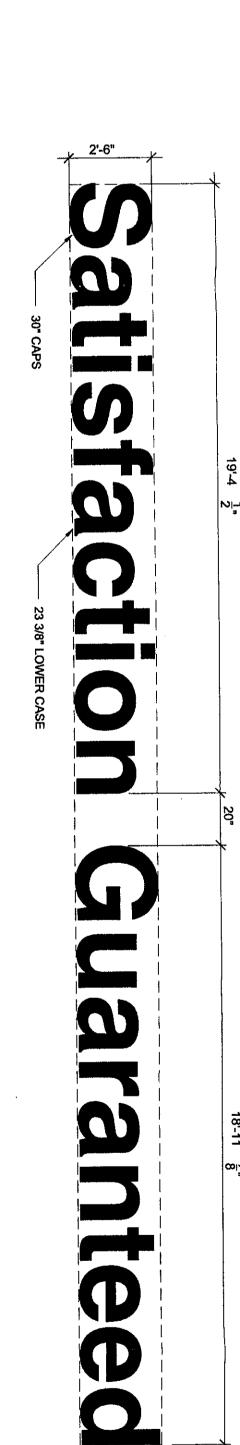
Peter Max ZIMMERMAN











SIGN BY RIGHT WAL-MART	TOTAL AREA	1-HR PHOTO	ALWAYS	OPTICAL	SATISFACTION GUARANTEED	PHARMACY	WE SELL FOR LESS	WAL-MART (E. SIDE TOWER)	WAL-MART (N. SIDE TOWER)	SIGN TYPE	SIGNAGE SCHEDULE
										QTY	
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WAL-MART (VESTIBULE)

GROSS TOTAL AREA

903.92

WA2

189.00

WA2A-2000-0865 : 5-22-01 : MLD : PLOT SCALE 1"=20"-0" ADW1-20 SS "BSW.PCP"

OWINGS MILLS, MD STORE NO. 2290 PROTO DATE 10-30-00 ACRE PROTO: 134



