RE: PETITION FOR SPECIAL HEARING

3765 Old Court Road; S/side Old Court Rd,

400' E c/line Reisterstown Road

3<sup>rd</sup> Election and 2<sup>nd</sup> Councilmanic Districts

Legal Owner(s): Rose Marie Barnes, by

Barnes Automotive Center, Inc.

Contract Purchaser(s): Barnes Tire & Auto Inc\*

BEFORE THE

ZONING COMMISSIONER

FOR

BALTIMORE COUNTY

03-414-SPH

### ENTRY OF APPEARANCE

Please enter the appearance of People's Counsel in the above-captioned matter. Notice should be sent of any hearing dates or other proceedings in this matter and 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 Zoday of March, 2003, a copy of the foregoing Entry of Appearance was mailed to Kenneth Colbert, Colbert, Matz, Rosenfelt, Inc, 2835 Smith Avenue, St. G, Baltimore, MD 21209 & to Robert A Hoffman, Venable, Baetjer & Howard, LLP, 210 Allegheny Avenue, Towson, MD 21204, Attorney for Petitioner(s).

PETER MAX ZIMMERMAN

People's Counsel for Baltimore County



Case No. 03.414-SPLI

# Petition for Special Hearing

to the Zoning Commissioner of Baltimore County

for the property located at: 3765 OLD COI	URT ROAD
which is presently zoned	BL-CT

I/We do solemnly declare and affirm, under the penalties of

ESTIMATED LENGTH OF HEARING\_\_\_\_\_

Date 3/7/03

UNAVAILABLE FOR HEARING\_\_\_\_\_

Reviewed By 2777

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 of thereof, hereby petition for a Special Hearing under 500.7 of the Zoning Regulations of Baltimore County, to determine whether or not the Zoning Commission should approve

A SPECIAL HEARING TO CONFIRM THE USE OF THE EXISTING FUEL SERVICE STATION UNDER THE PREVIOUSLY APPROVED SPECIAL EXCEPTION

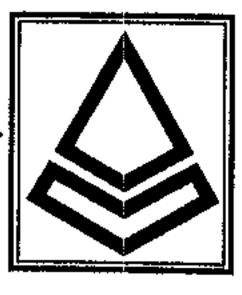
Property is to be posted and advertised as prescribed by the zoning regulations.

I, or we, agree to pay expenses of above Special Hearing, 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.

perjury, that I/we are the legal owner(s) of the property which Is the subject of this Petition. Contract Purchaser/Lessee: <u>Legal Owner(s):</u> BARNES TIRE & AUTO, INC. BARNES AUTOMOTIVE CENTER, INC. Name - Type or Print Mame / Type or Brigt PRESIDENT Signature 3765 OLD COURT ROAD 410-486-4299 Address. Telephone No. Name - Type or Print BALTIMORE MD 21208 City State Zip Code Signature Attorney For Petitioner: 3765 OLD COURT ROAD 410-486-4299 Address. Telephone No. ROBERT HOFFMAN BALTIMORE MD 21208 Name - Type or Print City State Zlp Code Representative to be Contacted: Signature VENABLE BAETJER & HOWARD KENNETH COLBERT Company COLBERT MATZ ROSENFELT, INC 210 ALLEGHENY AVENUE 410-494-6262 2835 Smith Avenue, Suite G 410-653-3838 Address Telephone No. Address Telephone No. TOWSON MD 21204 Baltimore MD 21209 City State Zip Code City State Zlp Code OFFICE USE ONLY

## Colbert Matz Rosenfelt, Inc.

Civil Engineers • Surveyors • Planners



### **ZONING DESCRIPTION**

### BARNES TIRE & AUTO, INC 3765 OLD COURT ROAD

BEGINNING AT A POINT ON THE SOUTH SIDE OF OLD COURT ROAD, MARYLAND ROUTE 133, 70 FEET WIDE, 400 FEET MORE OR LESS EAST OF THE CENTERLINE OF REISTERSTOWN ROAD; THENCE

NORTH 69 DEGREES 31 MINUTES 43 SECONDS EAST, 150.00 FEET SOUTH 16 DEGREES 28 MINUTES 17 SECONDS EAST, 125.00 FEET SOUTH 73 DEGREES 31 MINUTES 43 SECONDS WEST, 106.91 FEET NORTH 30 DEGREES 49 MINUTES 12 SECONDS WEST, 52.91 FEET NORTH 41 DEGREES 33 MINUTES 07 SECONDS WEST, 69.87 FEET TO THE POINT OF BEGINNING. AS RECORDED IN DEED LIBER 10014, FOLIO 481.

CONTAINING 14, 131 SQUARE FEET, OR 0.3244 ACRES OF LAND MORE OR LESS.

ALSO KNOWN AS 3765 OLD COURT ROAD AND LOCATED IN THE  $3^{\rm RD}$  ELECTION DISTRICT.



#44

OFFICE OF BUDGET 8  MISCELLANEOUS  DATE    S   S	GET & FINANCE OUS RECEIPT  ACCOUNT	No. 2222 8	FLUENCE FOR LIVE OF THE LINE OF THE LOSS SHOWN SERVICE OF THE LINE	
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# CERTIFICATE OF POSTING

RE: Case No.: 03-414- SPH
Petitioner/Developer: Barnes
Tire & Auto, Inc.
Date of Hearing/Closing: 5-5-03

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

Attention: Ms. Gwendolyn Stephens

Ladies and Gentlemen:

This letter is to certify under the penalties of perjury that the necessary sign(s) required by law were posted conspicuously on the property located at 3765 Old Court Rd.

ND

EMENT

Baltimore, MD 212.09

ZONING HOTICE

CALL OF ALL PART

A PORTH HE RAINS MILE PE HELD PT

(ST. DUNGAL DUNGAL MARKATON PE

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18, 2003 (Month, Day, Year)

Sincerely,

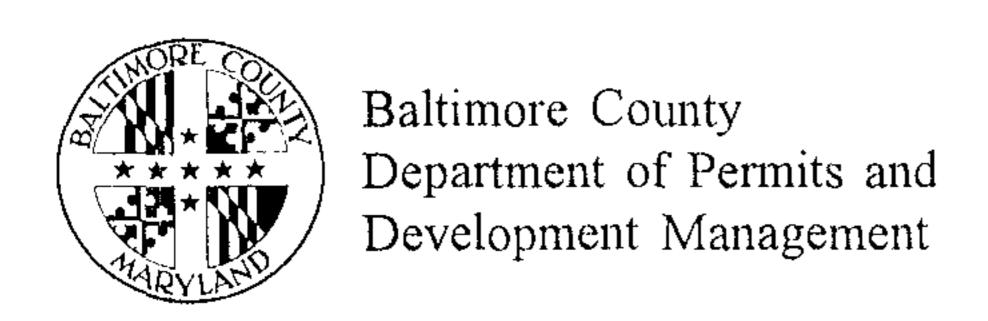
Signature of Sign Poster and Date)

STACY Gardner
SHANNON BALLING INC.
SHANNON BALLING SHOWS INC.
105 COMPETITIVE GOALS DR.
ELDERSBURGress D. 21784

(City, State, Zip Code) 410-781-4000

### CERTIFICATE OF POSTING

•	RE: Case No.: 03-414-SPH
•	Petitioner/Developer: BAMES AUT
	MOTIVE CENTER, ROSE MARIE BAMES, SECTY Date of Hearing/Closing: 5/5/03
Baltimore County Department of Permits and Development Management County Office Building, Room 111 111 West Chesapeake Avenue Towson, MD 21204	t ·
Attention: Ms. Gwendolyn Stephens	
Ladies and Gentlemen:	
were posted conspicuously on the proposted on  The sign(s) were posted on	perty located at 3765 OLD COURT  RD  4/19/03
	(Month, Day, Year)
	Sincerely,
	(Signature of Sign Poster and Date)
A PUBLIC HEARING WILL DE HELD TO	SSG ROBERT BLACK
IN TOWSON MO	(Printed Name)
	1508 Leslie Rd
	(Address)
	Dundalk, Maryland 21222
	(City, State, Zip Code)
	(410) 282-7940
	(Telephone Number)



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

Fax: 410-887-5708

March 26, 2003

### 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: 03-414-SPH

3765 Old Court Road

S/side of Old Court Road, 400 feet east of centerline of Reisterstown Road 3<sup>rd</sup> Election District – 2<sup>nd</sup> Councilmanic District

Legal Owner: Barnes Automotive Center, Inc., Rose Marie Barnes, Secty.

Special Hearing to confirm the use of existing fuel service station under the previously approved special exception.

Hearings: Monday, May 5, 2003, at 11:00 a.m. in Room 407, Co. Courts Bldg.,

401 Bosley Avenue

Arnold Jablöñ

Director

AJ:klm

C: Robert Hoffman, Venable, Baetjer & Howard, 210 Allegheny Avenue, Towson 21204 Barnes Tire and Auto, Inc., Rose Marie Barnes, 3765 Old Court Road, Baltimore 21209 Kenneth Colbert, Colbert Matz & Rosenfelt, Inc., 2835 Smith Avenue, Ste., G, Baltimore 21209

NOTES: (1) THE PETITIONER MUST HAVE THE ZONING NOTICE SIGN POSTED BY AN APPROVED POSTER ON THE PROPERTY BY SATURDAY, APRIL 19, 2003.

- (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, April 17, 2003 Issue - Jeffersonian

Please forward billing to:

Barnes Tire & Auto, Inc. 3765 Old Court Road Baltimore, MD 21208

410-486-4299

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401 Bosley Avenue

LAWRENCE E. SCHMIDT

ZONING COMMISSIONER FOR BALTIMORE COUNTY

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# 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: <u>03-414-504</u>
Petitioner: BARINES TIRE & AUTO, INC
Address or Location: 3765 OLD COURT ROAD
PLEASE FORWARD ADVERTISING BILL TO:  Name: Barnes Tire & Auto, Inc.  Address: 3765 OLD COURT ROAD
100phone 140ph 400-4090

Revised 2/20/98 - SCJ



700 East Joppa Road Towson, Maryland 21286-5500 410-887-4500

County Office Building, Room 111 Mail Stop #1105 111 West Chesapeake Avenue Towson, Maryland 21204

March 26, 2002

ATTENTION: Rebecca Hart

Distribution Meeting of: March 24, 2003 444

Item No.:

407-418, 420-430

Dear Ms. Hart:

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.

7. The Fire Marshal's Office has no comments at this time.

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

cc: File

Printed with Soybeen link on Recycled Paper

### BALTIMORE COUNTY, MARYLAND

### INTER-OFFICE CORRESPONDENCE

TO:

Arnold Jablon, Director

**DATE:** March 26, 2003

Department of Permits and Development Management

FROM:

Arnold F. 'Pat' Keller, III

Director, Office of Planning

SUBJECT: Zoning A

Zoning Advisory Petition(s): Case(s) 03-41/4 and 03-427

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 contact Mark A. Cunningham in the Office of Planning at 410-887-3480.

Prepared by: Mark A Cumul

Section Chief: January January

AFK/LL:MAC

#### BALTIMORE COUNTY, MARYLAND

#### INTEROFFICE CORRESPONDENCE

**DATE:** April 15, 2003

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 March 31, 2003 Item Nos. 407, 408, 410, 411, 412, (414, 416, 417, 418, 419, 420, 421, 422, 423, 424, 425, 426, 427, 428, 429, and

430

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

RWB:CEN:jrb

cc: File



210 Allegheny Avenue Post Office Box 5517 Towson, Maryland 21285-5517

Telephone 410-494-6200 Facsimile 410-821-0147 www.venable.com

Writer's Direct Number: 410-494-6285

dhkarceski@venable.com

September 25, 2003

#### **HAND-DELIVERED**

Timothy M. Kotroco, Director Department of Permits and Development Management County Office Building 111 W. Chesapeake Avenue Towson, MD 21204

Re: Petitioner: Barnes Automotive Center

Case No. 03-414-SPH

Dear Mr. Kotroco:

On Monday, May 5, 2003, the Zoning Commissioner granted a postponement in the above-captioned case. If you have any questions, please do not hesitate to contact me.

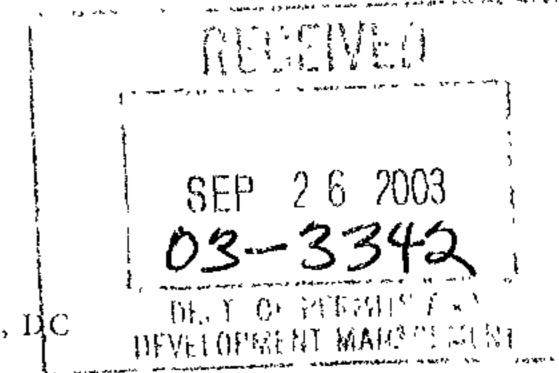
Very truly yours,

**Da**∕id H. Karceski

DHK/ald

cc: Ms. Rebecca Hart

169033



### ZONING HEARING FILE INTERNAL CHECKLIST

# Zoning Case No. 03-4/4-SPH

Date Completed/Initials	
3-24-03	PREPARE HEARING FILE (put case number on all papers; hole punch and place appropriately; put label and case number on folder; complete information on stamp or front of folder)
	DETERMINE HEARING DATE (schedule within 45 days of filing; post and advertise at least 15 days prior to hearing)
	TYPE HEARING NOTICE AND ADVERTISING NOTICE (type according to sample, taking billing information for advertising from advertising form in file; make appropriate copies; mail original and copies of hearing notice; place original advertising notice in Patuxent's box; file copies of both notices in hearing file; update ZAC in computer for hearing date, time and place)
	UPDATE ZONING COMMISSIONER'S HEARING CALENDAR (keep original in "red" folder; mail copy to zoning commissioner's office)
	COMPLETE FILE (write hearing date, time, and room on front of hearing folder; file in numerical order in cabinet next to copier until it is pulled for sending to zoning commissioner's office)
<del></del>	POSTPONEMENTS (type postponement letter; make appropriate copies; mail original and copies; send copy to zoning commissioner; file copy in hearing file; update hearing calendar and ZAC in computer)
	RESCHEDULING (determine hearing date, type letter confirming new date; make appropriate copies; mail original and copies; file copy in hearing file; update hearing calendar and ZAC in computer; refile hearing folder)
	INDEX CARDS (prepare index cards, according to sample; file cards in cabinet)  4-18  ADVERTISING/POSTING CERTIFICATES (check off on front of hearing file; put certificates in file)
	COMMENTS (check off agency comments received on front of hearing file; make copies; type comments letter; mail original to petitioner; file copy in hearing file)
	FILES TO ZONING COMMISSIONER'S OFFICE (pull the files for the following week every Friday and administrative files on Tuesday; verify that checklist on front of hearing file has been completed; secure all papers under clips in file; send files for hearings to zoning commissioner's office by noon on Friday and files for administrative on Tuesday morning)

Barnes Automotive Center, Inc. 3765 Old Court Road Baltimore, Maryland 21208 (410) 486-4299

March 27, 2003

Mr. W. Carl Richards, Jr., Supervisor Zoning Review Office
Department of Permits and
Development Management
County Office Building - Room 111
111 West Chesapeake Avenue
Towson, Maryland 21204

Re: Petition for Special Hearing Case No. 03-414-SPH

I have reviewed the attached Petition for Special Hearing signed by Rose Maric Barnes, Secretary of Barnes Automotive Center, Inc., and filed with the Baltimore County Zoning Review Office on March 5, 2003. Mrs. Barnes, in her capacity as corporate accretary, is authorized to sign the Petition on behalf of Barnes Automotive Center.

Sincerely,

Woodrow W. Barnes, Presider

Enclosure TOIDOCSUDHKAIMISMAS VI Robert L. Ehrlich, Jr.



Audrey E. Scott Secretary

**Florence E. Burtan** Deputy Secretary

Michael S. Steele

March 25, 2003

Ms. Rebecca Hart
Baltimore County Department of Permits and Development Management
111 West Chesapeake Avenue
Room 111, Mail Stop #1105
Towson MD 21204

Re: Zoning Advisory Committee Agenda, 03/31/03 re: case\_numbers 03-407-SPH, 03-408-SPH, 03-409-A, 03-410-A, 03-411-A, 03-412-A, 03-413-A, 03-414-SPH, 03-415-A, 03-416-SPH, 03-417-SPH, 03-418-SPH, 03-419-SPHX, 03-420-A, 03-421-A, 03-422-A, 03-423-A, 03-424-SPH, 03-425-SPH, 03-426-SPH, 03-427-A, 03-428-SPHAHSA, 03-429-A, 03-430-A

Dear Ms. Hart:

The Maryland Department of Planning has received the above-referenced information on 03/25/03. The information has been submitted to Mr. Mike Nortrup.

Thank you for your cooperation in this review process. Please contact me at 410.767.4550 or the above noted reviewer if you have any questions.

Sincerely,

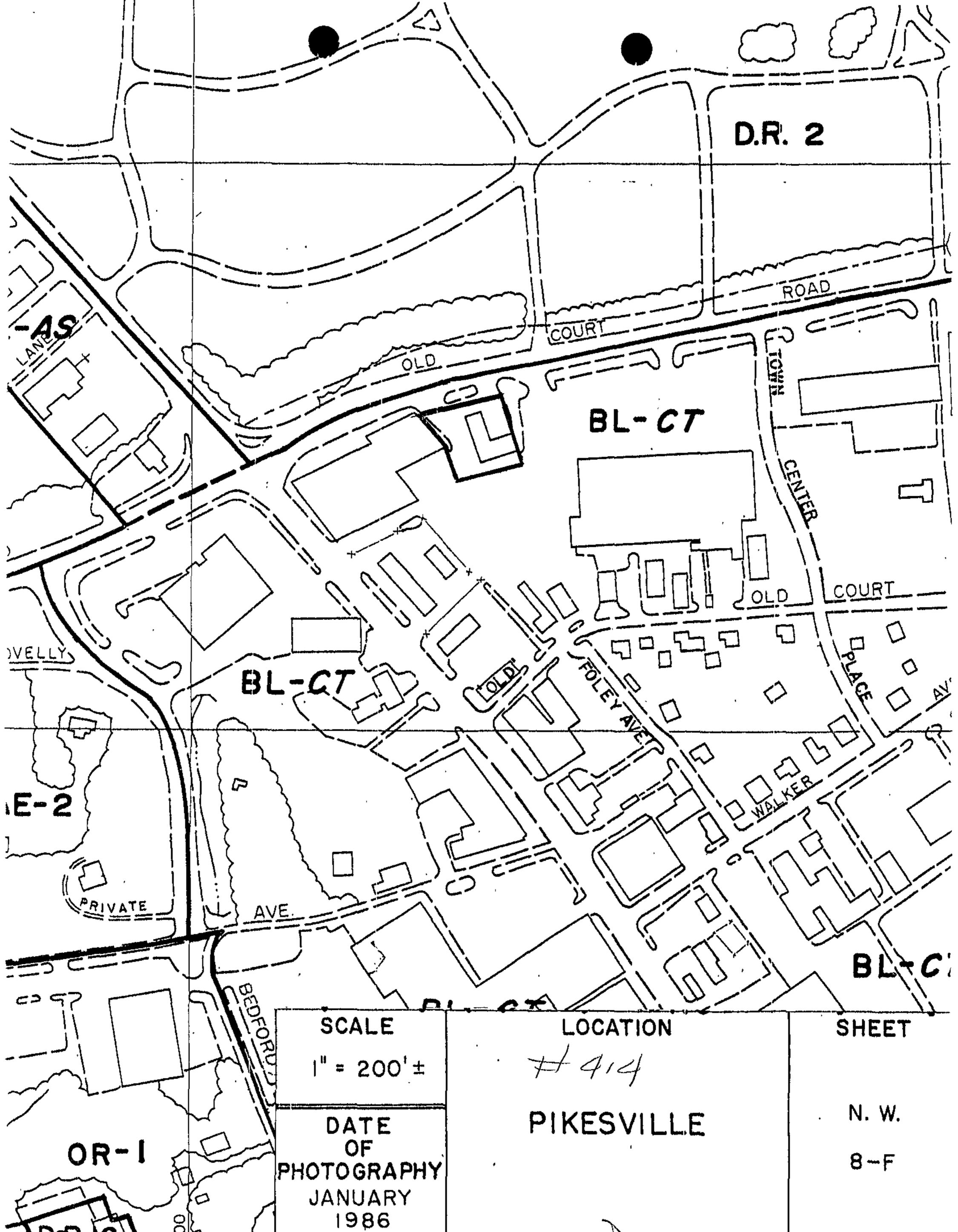
James R. Gatto


Manager

Metropolitan Planning

Local Planning Assistance Unit

cc: Mike Nortrup





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