



USE PERMIT APPLICATION
WITHDRAWN on 8/11/05

8/11/05 UPDATED THE PROTEST AD
(MR. DISNEY)

8/23/05 - Mr. McClung re-confirms
that use permit applicati
is withdrawn and that
they are not going to
pursue special hearing be
on protest

Prescriptive Learning Center
9928 Lyons Mills Road
Owings Mills, MD 21117
410-496-0066

August 11, 2005

Baltimore County Zoning Review
Attn: Mr. Jeff Perlow

Dear Mr. Perlow:

Please be advised that the childcare request for Class A Licensing for the center named above has been reduced. Prescriptive Learning Center has decided to reduce the maximum number of children to eight (8).

Should you have any questions, please contact either myself, Maria McClung at the number or address listed above. Thank you.

Sincerely,

Maria McClung
Executive Director

APPLICATION FOR CHILD CARE CENTER (CLASS A)

USE PERMIT

This Use Permit is requested in accordance with Sections 424.4 and 500.4 of the Baltimore County Zoning Regulations.

Proposed Child Care Center Location:

Election District: **2**

Subdivision: *N/A*

Street Address: **9928 Lyons Mill Road**

Lot Number: **P205**

Block Number: *N/A*

Lot Size: **1.6479 acres or 71,782.6052 sq. ft**

North side of Lyons Mill Road, 600 feet east of Deer Park Road

Existing Nearest Child Care Center Location: (lot number, street address, etc.)

Liberty Road Recreation and Parks Council

Deer Park Elementary

9809 Lyons Mills Road, Owings, Mills. MD

Lot Number: 420

General Information:

A. Name and Address of Applicant/Operator

Emmaus Education Corporation

dba Prescriptive Learning Center

P. O. Box 180 / 9116 Samoset Road, Randallstown, MD 21133

410-496-0066

B. Number of Employees: **4** Hours of Operation: **6:30 am - 6:30 pm**

Days of Week: **Monday through Friday**

C. Number of Children Enrolled: **12** *Maximum*

D. Estimated Amount of Traffic Generated:

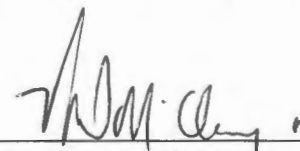
Morning: **12 - 15 cars**

Afternoon: **12 - 15 cars**

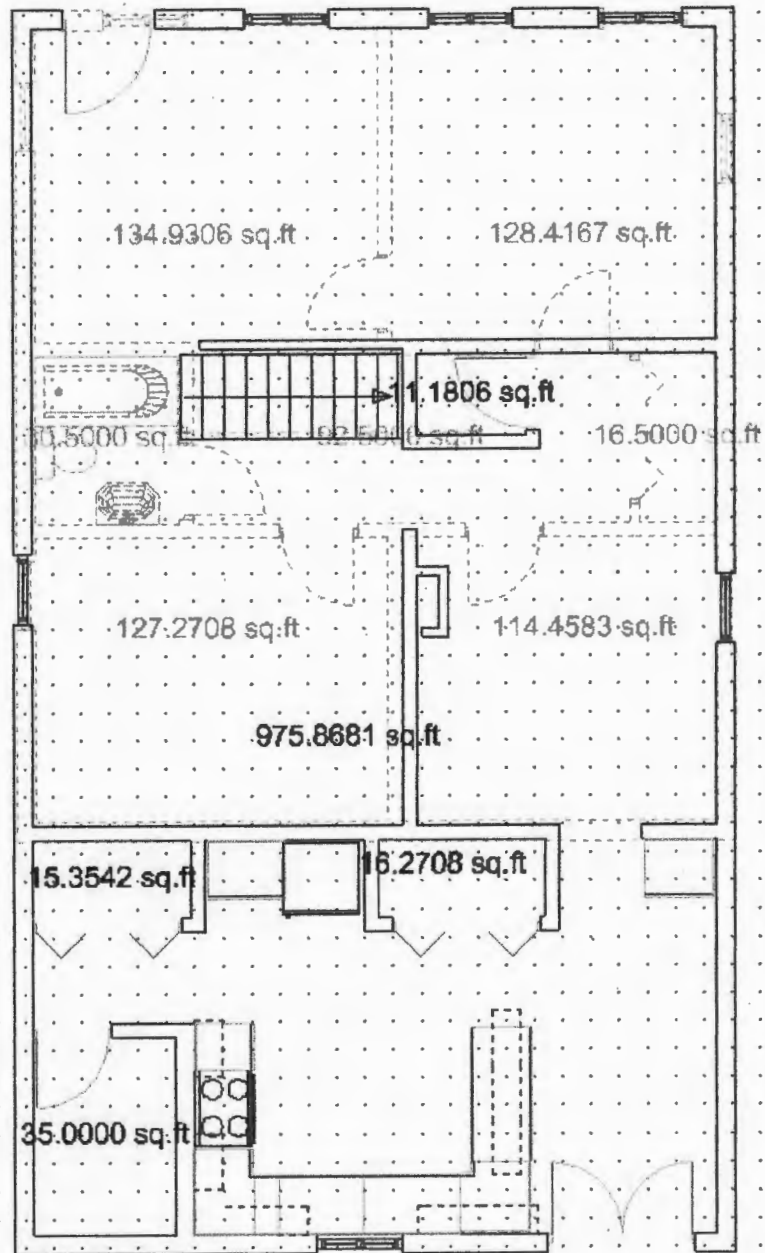
E. Site Plan, drawn to scale, indicating location and type of structure on lot in question, location and dimensions of play, parking area(s) arrangement, and proximity of dwellings on adjacent lots must accompany this Use Permit.

F. Snapshot of the Structure

I am aware that the zoning regulations require that the above property be posted for a period of thirty (30) days prior to the Zoning Commissioner taking any action, that said posting (sign) shall include information relative to the number of children, hours of operation, and number of employees, and I am responsible for, and hereby agree, to pay expenses for all posting, advertising, and filing fees.



Applicant's Signature



**DESCRIPTION OF THE SMITH PROPERTY
LYONS MILL ROAD**

BEGINNING for the same at an Old Boundary Stone found, said stone being the Point of Beginning of a Deed dated July 14, 1950, and recorded among the Land Records of Baltimore County in Liber No. 1868, folio 1, was granted and conveyed by Charles R. Fontana to Charles P. Smith and Anna M. Smith, his wife, said stone also being on the fourth or S52°19'E, 184.43 foot line described in a Deed dated December 30, 1959, and recorded among said Land Records in Liber No. 3653, folio 601, was granted and conveyed by Carlton L. Arndt and Evelyn L. Arndt, his wife to Carlton Leslie Arndt, Jr. and Cynthia G. Arndt, his wife; thence along said fourth line, for a part of its distance and along part of the first line described in the secondly mentioned deed above, as now surveyed, S61°06'39"E, passing over a Rebar and Cap Set at 101.59 feet, in all 216.55 feet to a Rebar and Cap Set at the end of the second line described in a Deed dated November 14, 1983, and recorded among said Land Records in Liber No. 6629, folio 632, was granted and conveyed by The Salvation Army to Anna M. Smith; thence along and reversing said second line, as now surveyed, S03°01'21"W, passing over a Rebar and Cap Set at 144.89 feet, in all 297.12 feet to a bent ½" iron pipe found at the end of the first line described in the last mentioned deed; thence along and reversing said first line and along and reversing the first line described in a Deed dated January 2, 1959, and recorded among said Land Records in Liber No. 3521, folio 488, was granted and conveyed by Anna M. Smith to Carlton L. Arndt, as now surveyed, S85°28'52"E, 164.60 feet to a point near the north side of Lyons Mill Road, said point being at the end of the second line described in the first mentioned deed above from Charles R. Fontana to Charles P. Smith and Anna M. Smith, his wife, dated and recorded as aforesaid; thence along the third and fourth lines described in the first mentioned deed above, as now surveyed, the two (2) following courses and distances, viz: (1) crossing Lyons Mill Road N89°18'12"W, 363.93 feet to a Rebar and Cap Set on the south side of Lyons Mills Road and (2) N03°36'48"E, passing over an iron pipe found at 36.71 feet and a Rebar and Cap Set at 169.49 feet, in all 410.69 feet to the POINT OF BEGINNING, containing 1.6479 acres, more or less.

Being a part of the same property which by Deed dated July 14, 1950, and recorded among the Land Records of Baltimore County in Liber No. 1868, folio 1, was granted and conveyed by Charles R. Fontana, widower, to Charles P. Smith and Anna M. Smith, his wife.

Also being a part of the same property which by Deed dated January 2, 1959, and recorded among said Land Records in Liber No. 3521, folio 431, was granted and conveyed by Carlton L. Arndt to Anna M. Smith.

Bearings in this description refer to the Maryland Coordinate System NAD 83/91.



Michael V. Moskunac

Michael V. Moskunac
Reg. No. 21175

Site Rite Surveying, Inc.
200 E. Joppa Road, Suite 101
Towson MD 21286
(410) 828-9060

CERTIFICATE OF POSTING

RE: Case No: BUILDING PERMIT

Petitioner/Developer: LYNETTE
RUFF

Date Of Hearing/Closing: 8/23/05

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

Attention:

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 at 9928 LYONS MILL ROAD

This sign(s) were posted on July 24, 2005
(Month, Day, Year)

Sincerely,

Martin Ogle 7/24/05
(Signature of sign Poster and Date)

Martin Ogle

Sign Poster

16 Salix Court

Address

Balto. Md 21220

(443-629 3411)

Date to be posted: Anytime before but no later than 7/27/05

Request for Use Permit: Class A Child Care.

Format for Use Permit Sign, Black Letters on White Background:

ZONING NOTICE

BUILDING PERMIT APPLICATION

TO PERMIT A "CLASS A" CHILD CARE CENTER FOR A MAXIMUM
OF 12 CHILDREN.

PUBLIC HEARING ?

PURSUANT TO SECTION 424.43 BALTIMORE COUNTY REGULATIONS,
AN ELIGIBLE INDIVIDUAL OR GROUP MAY REQUEST A PUBLIC HEARING
CONCERNING THE PROPOSED BUILDING PERMIT, PROVIDED THE REQUEST
IS RECEIVED IN THE ZONING REVIEW BUREAU BEFORE 5:00 P.M. ON

AUGUST 26, 2005

REQUEST FOR HEARING MUST REFERENCE THE ADDRESS ON THIS SIGN.
ADDITIONAL INFORMATION IS AVAILABLE AT THE DEPARTMENT OF PERMITS
AND DEVELOPMENT MANAGEMENT, COUNTY OFFICE BUILDING, 111 WEST
CHESAPEAKE AVE., TOWSON, MD 21204, (410) 887-3391.

DO NOT REMOVE THIS SIGN AND POST UNTIL DAY OF HEARING UNDER PENALTY OF LAW

HANDICAPPED ACCESSIBLE

SCHEDULED DATES, CERTIFICATE OF FILING AND POSTING
FOR A CLASS A CHILD CARE CENTER USE PERMIT

The application for your proposed Class A Child Care Center has been reviewed and is accepted for filing by Jeffrey Perlow on 7/20/05.
DATE (A)

A sign indicating the proposed Child Care Center must be posted on the property for thirty (30) days before a decision can be rendered. Total cost, which includes application fee and posting, is \$75.00.

In the absence of a request for a public hearing during the 30-day posting period, a decision can be expected within approximately five weeks.

*SUGGESTED POSTING DATE 7/27/05
B (A + 7 DAYS OR NEXT FRIDAY)

DATE POSTED _____
C (CERTIFIED BELOW)

HEARING REQUESTED - YES _____ NO _____ - DATE _____

LAST DAY FOR HEARING REQUESTS 8/26/05
D/(C + 30 DAYS)

APPROXIMATE DECISION DATE 9/31/05
E (A + 40 DAYS OR D + 5 WORK DAYS)

*Within 14 days of filing

=====

C E R T I F I C A T E O F P O S T I N G

District 2

Location of Property: 9928 Lyons Mill Road
Dwings Mills, MD 21117

Number of Signs: One (1) Date of Posting: _____

Posted by: _____

9929 Lyons Mill Road
Owings Mills, Md. 21117
July 30, 2005

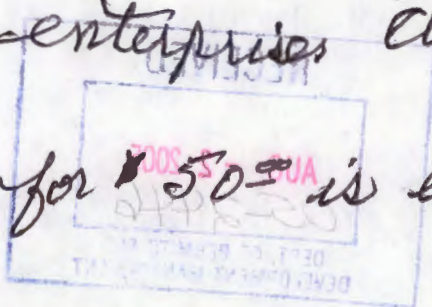
Mr. Tom Kotroco
Baltimore County Zoning Office
111 W. Chesapeake Avenue
Towson, Md. 21204

Re: Zoning and
permit for a "Child
Care Center" at 9929
Lyons Mill Road
Owings Mills, Md 21117

Dear Mr. Kotroco, This is to advise your
office that I will not permit the granting
of the above captioned zoning and
permit request. This is a residential
area and further commercial
enterprises are not welcome.

As required, my check
for \$50.00 is enclosed.

Sincerely yours
Arthur N. Disney Jr.
410-922-5320











BALTIMORE COUNTY, MARYLAND
OFFICE OF BUDGET & FINANCE
MISCELLANEOUS RECEIPT

No. 448225

DATE 7/20/05 ACCOUNT R 001-006-6150
AMOUNT \$ 50.00

RECEIVED FROM: Rev. W.D. McClung II & Maria L. McClung
FOR: Child Care Center, Class A
7928 Lyons Mills Road (Maximum 12 children)

DISTRIBUTION
WHITE - CASHIER PINK - AGENCY YELLOW - CUSTOMER

PAID RECEIPT

BUSINESS	ACTUAL	TIME	DRN
7/21/2005	7/20/2005	11:31:28	1
REG NO: 01	WALKIN	JRIC JHR	
->RECEIPT # 243851		7/20/2005	OFLM
Dept 5 528 ZONING VERIFICATION			
OR NO: 448225			
Recpt Tot		\$50.00	
\$50.00 CK		\$.00 CA	
Baltimore County, Maryland			

CASHIER'S VALIDATION

Zoning Use Permit Plan for Class "A" Child Care Center
 Number of Children: Up to 12 Hours of Operation: 6:30 am to 6:30 pm

Plan Date: July 18, 2005

Located at (as an accessory use)
 9928 LYONS MILL ROAD, OWINGS MILLS, MD 21117
 2nd ELECTION DISTRICT

Property Owner: Rev. W. D. McClung, II; Maria L. McClung (Owner Occupied); 9928 Lyons Mill Road, Owings Mills, MD 21117. Tel: 410-496-0066; or 410-496-6752

Lot Size: 1.6479 acres or 71,782.6052 sq/ft

Zoning Map:

Zone: DR 1

NOTE & CHECK ONE
 THERE HAVE BEEN
 THERE HAVE NOT BEEN
 EXTERIOR ENLARGEMENTS
 TO THIS BUILDING IN THE PAST
 FIVE YEARS

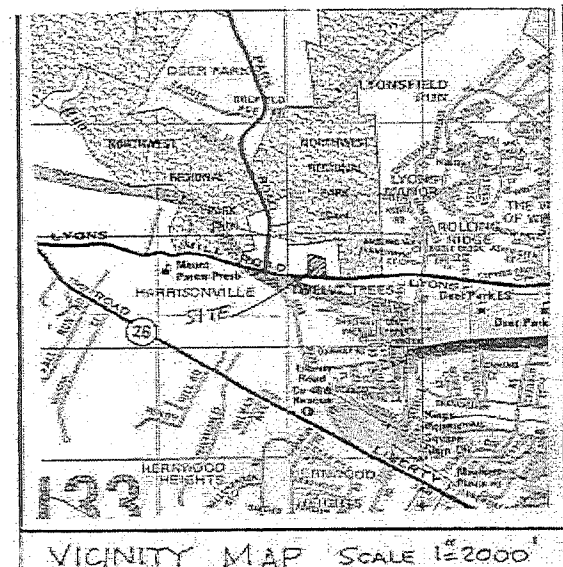
Parking: 4 spaces for teachers/2 for residents (All parking uses shown do not exist prior to the date of this plan)

Existing Floor areas Sq/ft: 1st floor: 1,205 sq/ft;

2nd floor: 645 sq/ft; Total = 1,850 sq/ft

1st floor for Child Care Center; Usage: 1,205 sq/ft

Existing Garage - Yes (not attach to house)



This building has not been originally constructed to accommodate elderly housing or an assisted living facility. No reconstruction, relocation, (exterior) changes or additions (of 25% or more in ground floor area) to the exterior of the building (beyond the enclosure of a porch or the addition of an exterior stairway) have occurred within five years of the date of this permit application.

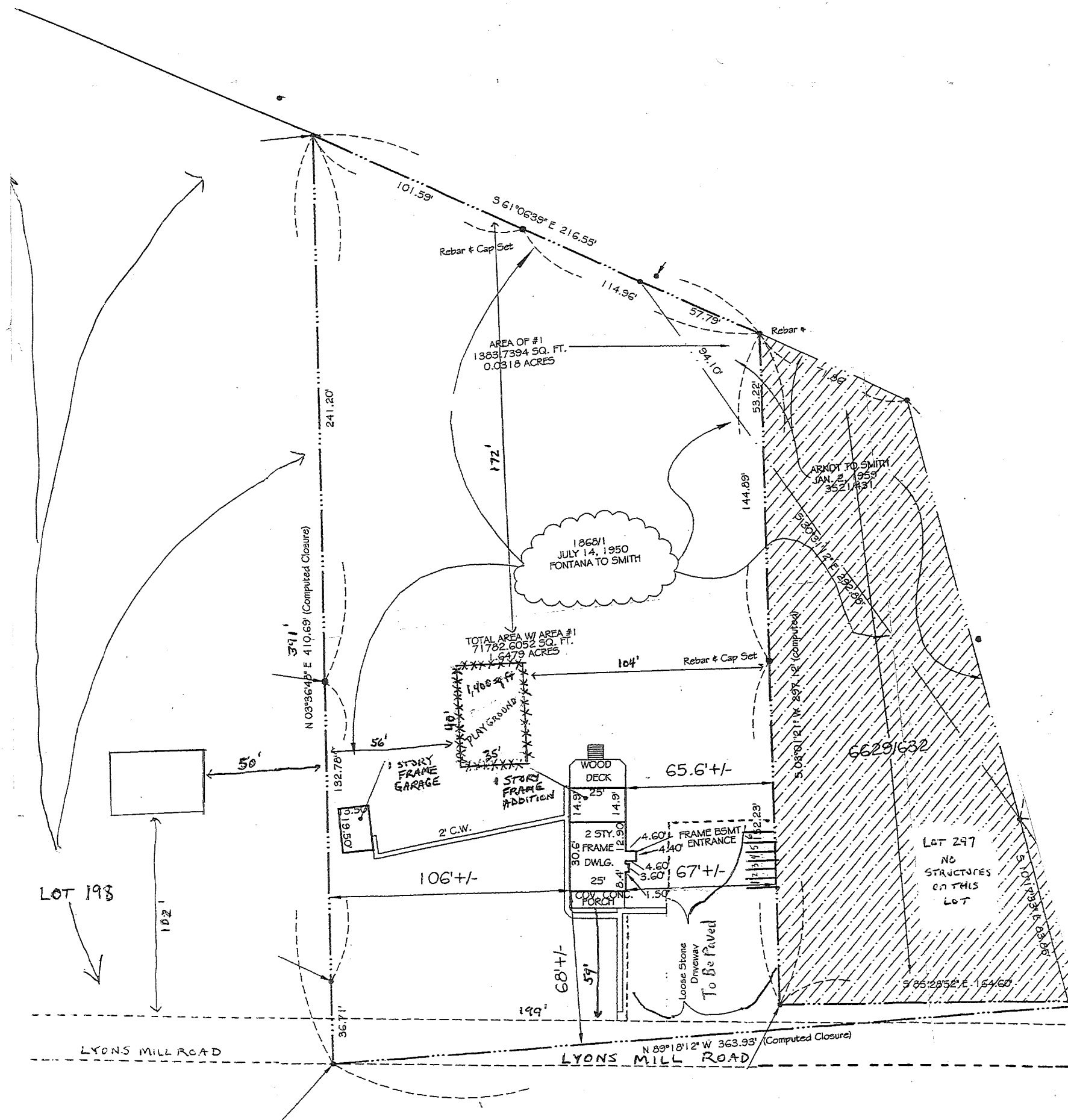
NO SIGNS ARE PROPOSED. ANY FUTURE SIGNS WILL COMPLY WITH SECT 450 B.C.Z.R. AND ZONING SIGN POLICIES OR BE VARIANED.

THE UNDER SIGNED ARE RESPONSIBLE FOR THE ACCURACY OF THE INFORMATION ON THIS PLAN (OWNERS)

Rev. W. D. McClung, II

Print or Type Name

Signature



SCALE 1" = 40'

cup-2005-0005-CC