IN RE: PETITION FOR VARIANCE S/S of Franklin Square Drive, 242 ft. E centerline of Hospital Drive 14th Election District 6th Councilmanic District

(9105 Franklin Square Drive)

Bay Development Corp., By: Mark Meginnis, Legal Owners and MedStar Health, By: Carl Jean-Baptist, Jr. Lessees Petitioners

BEFORE THE

DEPUTY ZONING COMMISSIONER

OF BALTIMORE COUNTY

CASE NO. 05-265-A

*

*

FINDINGS OF FACT AND CONCLUSIONS OF LAW

This matter comes before this Deputy Zoning Commissioner as a Petition for Variance filed by Bay Development Corp., by Mark Meginnis, the legal owners of the subject property and MedStar Health, by Carl Jean-Baptist, Jr., lessees. The Petitioners are requesting variance relief for property located at 9105 Franklin Square Drive in the eastern area of Baltimore County. Variance relief is requested from Section 450.4.F.5.h of the Baltimore County Zoning Regulations (B.C.Z.R.), to permit more than one wall mounted sign per building for a total of two signs.

The property was posted with Notice of Hearing on January 5, 2005, for 15 days prior to the hearing, in order to notify all interested citizens of the requested zoning relief. In addition, a Notice of Zoning hearing was published in "The Jeffersonian" newspaper on January 4, 2005 to notify any interested persons of the scheduled hearing date.

Applicable Law

Section 307 of the B.C.Z.R. – *Variances*.

"The Zoning Commissioner of Baltimore County and the County Board of Appeals, upon appeal, shall have and they are hereby given the power to grant variances from height and area regulations, from off-street parking regulations, and from sign regulations only in cases where special circumstances or conditions exist that are peculiar to the land or structure which is the subject of the variance request and where strict compliance with the Zoning Regulations for Baltimore County would result in practical difficulty or unreasonable hardship. No increase in Presidential density beyond that otherwise allowable by the Zoning Regulations shall be permitted as

a result of any such grant of a variance from height or area regulations. Furthermore, any such variance shall be granted only if in strict harmony with the spirit and intent of said height, area, off-street parking or sign regulations, and only in such manner as to grant relief without injury to the public health, safety and general welfare. They shall have no power to grant any other variances. Before granting any variance, the Zoning Commissioner shall require public notice to be given and shall hold a public hearing upon any application for a variance in the same manner as in the case of a petition for reclassification. Any order by the Zoning Commissioner or the County Board of Appeals granting a variance shall contain a finding of fact setting forth and specifying the reason or reasons for making such variance."

Zoning Advisory Committee Comments

The Zoning Advisory Committee (ZAC) comments are made part of the record of this case and contain the following highlights: None.

Interested Persons

Appearing at the hearing on behalf of the variance request were Melvin Jeffers, John Gontrum and Rick Richardson, representing Richardson Engineering, the civil engineer that drafted the site plan for the Petitioners. Jennifer Busse, Esquire, represented the Petitioners. There were no protestants or citizens who attended the hearing. People's Counsel, Peter Max Zimmerman, entered the appearance of his office in this case.

Testimony and Evidence

Testimony was proffered by Ms. Busse that the radiation and oncology center at Franklin Square Hospital is housed in condominium #3 as shown on Petitioners' Exhibit 1. This building is physically attached to condominium #2 by a common wall. Condo #2 houses other medical services with its own sign indicating services to patients and visitors. The Petitioners would like to erect a similar sign over the front door of condominium #3 to steer patients and visitors to the proper building. However, because the buildings are connected only one wall-mounted sign is allowed on the combined building by the B.C.Z.R. Consequently, the Petitioners ask for a variance to allow two signs on the combined building.

Mr. Gontrum, who is a member of the Franklin Square Hospital Board of Directors, indicated that patients and visitors to the radiation and oncology center would suffer hardship if the variance were denied. He noted that patients in particular are often emotionally upset at the prospect of treatment at the center and need direction to the center. He indicated the services provided in condo #2 and condo #3 were separate as dictated by State requirements, and that to go between buildings patients and visitors have to go outside from one building to another. Consequently, he believed that this was the kind of peculiar structure, which is unique from a zoning standpoint. He further indicated that granting the variance would not in any way adversely impact the community and in fact will improve service for the community.

He also noted that condo #1 is not connected to condo #2 except by a breezeway and so are separate buildings from a zoning perspective. Consequently, he indicated the request for variance is only for two signs on one building and not three signs on one building. Condo #1 has its own sign. Finally, Ms. Busse noted a minor title change on Petitioners' Exhibit 1 and provided a zoning history in Petitioners' Exhibit 2, which was not in the original Plan to Accompany.

Findings of fact and conclusions of law

I find special circumstances or conditions exist that are peculiar to the land or structure which is the subject of the variance request. Condo #2 and Condo #3 are separate business entities with separate services and yet share a common wall, which technically indicates one building. Consequently, I find the structure unique in a zoning sense. I further find that it would be a hardship on patients in highly stressed states not to have a sign over the door of Condo #3 announcing its services. Finally, I find that the signage the Petitioners propose will improve the community and will not adversely affect the health, safety, and welfare of the community.

FOR RECEIVED FOR FLING

Pursuant to the advertisement, posting of the property, and public hearing on this petition held, and after considering the testimony and evidence offered by the Petitioners, I find that the Petitioners' variance requests should be granted.

THEREFORE, IT IS ORDERED, this <u>20</u> day of January, 2005, by this Deputy Zoning Commissioner, that the Petitioners' request for variance from Section 450.4.F.5.h of the Baltimore County Zoning Regulations (B.C.Z.R.), to permit more than one wall-mounted sign per building for a total of two signs, be and is hereby GRANTED.

Any appeal of this decision must be made within thirty (30) days of the date of this Order.

JOHN V. MURPHY

DEPUTY ZONING COMMISSIONER

FOR BALTIMORE COUNTY

JVM:raj

Zoning Commissioner

Suite 405, County Courts Building 401 Bosley Avenue Towson, Maryland 21204 Tel: 410-887-3868 • Fax: 410-887-3468





James T. Smith, Jr., County Executive William J. Wiseman III, Zoning Commissioner

January 20, 2005

Jennifer Busse, Esquire John B. Gontrum, Esquire Whiteford, Taylor & Preston, L.L.P. 210 W. Pennsylvania Avenue Towson, Maryland 21204

Re: Petition for Variance
Case No. 05-265-A
Property: 9105 Franklin Square Drive

Dear Ms. Busse & Mr. Gontrum:

Enclosed please find the decision rendered in the above-captioned case. The petition for variance 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,

John V. Murphy

Deputy Zoning Commissioner

John V. Muffry

JVM:raj Enclosure

c: Melvin Jeffers, Franklin Square Medical Center-Cancer Center, 9105 Franklin Square Drive, Suite 202, Baltimore, MD 21237 Rick Richardson, Richardson Engineering, LLC, 730 W. Padonia Rd. Ste. 101, Cockeysville, MD 21030



Visit the County's Website at www.baltimorecountyonline.info



Petition for Variance

to the Zoning Commissioner of Baltimore County

for the property located at 9105 Franklin Square Drive which is presently zoned D.R. 1

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)

450.4.F.5.h to permit more than one wall mounted sign per building for a Total of Two Signs.

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

Reasons to be provided at 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 it is a series of Baltimore County adopted pursuant to the zoning law for Baltimore County.

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.

Gentroot Purchaser/Lessee/Applicant

Legal Owner(s):

	- Torrelement Corn.
MedStar Health Name-T	Bay Development Corp. yps or Print By: Mare Berger Mark Meginnis
MedStar Health Name-Type or Print By: Carl Jean-Baptist, Jr. Name-T	ype or Print By: Mare Berger Mark Meginnis
	Signature
Signature (410) 922 2077	
4979 Mercantile Road (410) 832-2077 Address	Name - Type or Print
White Marsh, MD 21236 State Zip Code	Signature Signature (410)832-2077 E565 Storrett Place (410)832-2077
Attorney For Petitloner:	Address Telephone No.
Jennifer R. Bussel John B. Garthum City	Columbia, MD 21044 Zip Code
Name - Type or Print	Representative to be Contacted:
Signeture	Jennifer R. Busse (410) 832-2077
Witeford, Taylor & Preston	Name
Company 2 O W. Pennsylvania Ave. 4th Floor Telephone No.	210 W. Pennsylvania Ave, 4th Floor Address
Adress	Towson, MD 21204
Towson, MD 21204 (410) 832-2077 State Zip Code	City State Zip Code
dity	OFFICE USE ONLY
A C - 2 h CA	ESTIMATED LENGTH OF HEARING
Case No. 05-26 The Reviewed By	UNAVAILABLE FOR HEARING 11900
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REV 9/15/98	



Petition for Variance

to the Zoning Commissioner of Baltimore County

for the property located at 9105 Franklin Square Drive which is presently zoned ______D.R. 1

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) JCMUS.

450.4.F.5.h to permit more than one wall mounted sign per building for A ToTAL of Two signs.

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

Reasons to be provided at 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 law for Baltimore County.

regulations and restrictions of Baltimore County adopted pursuant to the zoning law for Baltimore County.

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.

Controot Purchasee/Applicant

Legal Owner(s):

	- American de Mores
MedStar Health Name	- Type or Primiby: Mare Berger Mark Meginnis Wash We show the same and the same an
Name-Type or Print By: /Carl Jean-Baptist, Jr. Name	The Marchard The Marchard
(ml lea Vontono	Signature
Signature	<i>U</i>
4979 Mercantile Road (410) 832-2077 Address	Name - Type or Print
	Classick and
White Marsh, MD 21236 City State Zp Code	Signature (410)832-2077
Attorney For Petitloner:	5565 Sterrett Place (#10)832-20/7 Address
Jennifer R. Russe City	Columbia, MD 21044 Zip Code
Jennifer R. Russe Name - Type of Print	Representative to be Contacted:
Signature	Tonnifer R. Busse (410) 832-2077
Whiteford, Taylor & Preston	Jennifer R. Busse (410) 832-2077 Name
Company	are a numeriary ave. 4th Floor
210 W. Pennsylvania Ave. 4th Floor Telephone No.	Address Telephone No.
Address	Tropieson MD 21204
Towson, MD 21204 (410) 832-2077 City State Zip Code	Towson, MD 21204 State Zip Code
City	OFFICE USE ONLY
City	
City	ESTIMATED LENGTH OF HEARING
Case No. 05-265A	ESTIMATED LENGTH OF HEARING
City	ESTIMATED LENGTH OF HEARING
City	OFFICE USE ONLY
Case No. 05-265A	ESTIMATED LENGTH OF HEARING

730 W. Padonia Road, Suite 101 Cockeysville, Maryland 21030

410-560-1502, fax 410-560-0827

ZONING DESCRIPTION 9105 FRANKLIN SQUARE DRIVE 14TH ELECTION DISTRICT BALTIMORE COUNTY, MARYLAND

BEGINNING at a point on the South side of Franklin Square Drive 80 feet wide at the distance of 242 feet East of the centerline of Hospital Drive. Thence for a distance of 191.76 feet, South 68 degrees 13 minutes, 49 seconds East, then 5.48 feet along the edge of Condominium building Unit #2 to the front of the building, Being Condominium Unit #3 in the condominium plat of Franklin Square Drive Land Condominium as recorded in Baltimore County Plat Book #25, Folio #143.

Said building having an area containing 0.9561 acres, which is located on 'Land of Bay Development Corporation', Parcel "E" as recorded in the land Records of Baltimore County in Liber 8146 folio 798.



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NOTICE OF 20

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

Case. #05-265-A
9105 Franklin Square Drive
14th Election District — 6th Councilmanic District
Legal Owner(s): Bay Development Corporation,
Mark Meginnis
Petitioner. Carl Jean-Baptist, Jr., MedStar Health
stiance: to permit more than one wall mounted sign per nilding for a total of two signs.

earing: Thursday, January 26, 2005 at 9:00 a.m. in norm 487, County Courts Building, 401 Bosley renue, Towson 21204

It I I I I I I I I WISEMAN

Ining Commissioner for Baltimore County

NOTES: (1) Hearings are Handicapped Accessible, for ecial accommodations Please Contact the Zoning

I have information concerning the File and/or Hearing.

I have the Zoning Review Office at (410) 887-4386.

I have the Zoning Review Office at (410) 887-3391.

<u>, 2005</u>

THIS IS TO CERTIFY, that the annexed advertisement was published successive weeks, the first publication appearing newspaper published in Baltimore County, Md., 05 in the following weekly of O once in each O

M The Jeffersonian

Arbutus Times

le Times

Catonsvil

Towson Times

Owings Mills Times

North County News

NE Booster/Reporter

MUllus

LEGAL ADVERTISING

CERTIFICATE OF POSTING

	RE: Case No.: 05-265-A
	Petitioner/Developer: BAY DEVELOP
•	CARL TEAM-BAPTIST OR MED
	Date of Hearing/Closing: 1/20/05
Baltimore County Department of Permits and Development Management County Office Building, Room 111 111 West Chesapeake Avenue Towson, Maryland 21204	
ATTN: Kristen Matthews {(410) 887-339) 4 }
Ladies and Gentlemen:	•
This letter is to certify under the penaltics posted conspicuously on the property loca	of perjury that the necessary sign(s) required by law were ted at:
9105 F	RANKLIN SQUARE DRIVE
The sign(s) were posted on	1/5/05
	(Month, Day, Year)
	Sincerely,
	Lohert Black 1/8/05
÷	(Signature of Sign Poster) (Date)
	SSG Robert Black
The state of the s	(Print Name)
	1508 Leslie Road
	(Address)
	Dundalk, Maryland 21222
	(City, State, Zip Code)
	(410) 282-7940
•	(Telephone Number)

TO: PATUXENT PUBLISHING COMPANY

Tuesday, January 4, 2005 Issue - Jeffersonian

Please forward billing to:

Carl Jean-Baptist, Jr.
MedStar Health Legal Department
4979 Mercantile Rd., Ste. F
White Marsh, MD 21236

410-933-3271

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: 05-265-A

9105 Franklin Square Drive

S/side of Franklin Square Drive, 242 feet east of centerline of Hospital Drive

14th Election District – 6th Councilmanic District

Legal Owners: Bay Development Corporation, Mark Meginnis

Petitioner: Carl Jean-Baptist, Jr., MedStar Health

Variance to permit more than one wall mounted sign per building for a total of two signs.

Hearing: Thursday, January 20, 2005 at 9:00 a.m. in Room 407, County Courts Building, 401 Bosley Avenue, Towson 21204

WILLIAM WISEMAN

ZONING COMMISSIONER FOR BALTIMORE COUNTY

NOTES: (1) HEARINGS ARE HANDICAPPED ACCESSIBLE; FOR SPECIAL ACCOMODATIONS, PLEASE CONTACT THE ZONING COMMISSIONER'S OFFICE AT 410-887-4386.

(2) FOR INFORMATION CONCERNING THE FILE AND/OR HEARING, CONTACT THE ZONING REVIEW OFFICE AT 410-887-3391.

Department of Permits and Development Management

Director's Office
County Office Building
111 W. Chesapeake Avenue
Towson, Maryland 21204
Tel: 410-887-3353 • Fax: 410-887-5708



Baltimore County

James T. Smith, Jr., County Executive Timothy M. Kotroco, Director

December 3, 2004

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: 05-265-A 9105 Franklin Square Drive

S/side of Franklin Square Drive, 242 feet east of centerline of Hospital Drive

14th Election District – 6th Councilmanic District

Legal Owners: Bay Development Corporation, Mark Meginnis

Petitioner: Carl Jean-Baptist, Jr., MedStar Health

Variance to permit more than one wall mounted sign per building for a total of two signs.

Hearing: Thursday, January 20, 2005 at 9:00 a.m. in Room 407, County Courts Building, 401 Bosley Avenue, Towson 21204

Timothy Kotroco Director

TK:klm

C: Jennifer Busse/John Gontrum, 210 W. Pennsylvania Ave., 4th Fl., Towson 21204 Mark Meginnis, 5565 Sterrett Place, Columbia 21044 Carl Jean-Baptist, MedStar Health, 4979 Mercantile Road, White Marsh 21236

- NOTES: (1) THE PETITIONER MUST HAVE THE ZONING NOTICE SIGN POSTED BY AN APPROVED POSTER ON THE PROPERTY BY WEDNESDAY, JANUARY 5, 2005.
 - (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.



Visit the County's Website at www.baltimorecountyonline.info

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 05-265A			
Petitioner. MED STAR HEALTH SYSTEM			
Address or Location: 9105 FRANKLIN SQUARE DRIVE			
PLEASE FORWARD ADVERTISING BILL TO			
Name. CARL JEAN-BAPTISTE, JR			
Address MEDSTAR HEALTH LEGAL DEPARTMENT			
4979 MERCHANTILE RD SUITE F			
WHITE MARSH MD 21236			
Telephone Number: 410-933-327/			

Department of Permits Development Management

Development Processing County Office Building 111 W. Chesapeake Avenue Towson, Maryland 21204





James T. Smith, Jr., County Executive Timothy M. Kotroco, Director

January 12, 2005

Jennifer R. Busse Whiteford, Taylor & Preston 210 W. Pennsylvania Avenue, 4th Fl. Towson, Maryland 21204

Dear Ms. Busse:

RE: Case Number:05-265-A, 9105 Franklin Square Drive

The above referenced petition was accepted for processing by the Bureau of Zoning Review, Department of Permits and Development Management (PDM) on November 19, 2004.

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,

u. Callibal)

W. Carl Richards, Jr. Supervisor, Zoning Review

WCR: clb

Enclosures

c: People's Counsel
Mark Magni Bay Development 5565 Sterrett Place Columbia 21044
Medstar Health Carl Jean Baptist, Jr. 4979 Mercantile Road White Marsh 21236



Visit the County's Website at www.baltimorecountyonline.info

Fire Department

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



Baltimore County

James T Smith, Jr., County Executive John J. Hohman, Chief

County Office Building, Room 111 Mail Stop #1105 111 West Chesapeake Avenue Towson, Maryland 21204 November 24, 2004

ATTENTION: Zoning Review planners

Distribution Meeting of: November 29, 2004

Item No.:

251, 253, 255-266

Pursuant to your request, the referenced plan(s) have been reviewed by this Bureau and the comments below are applicable and required to be corrected or incorporated into the final plans for the property.

6. 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



Visit the County's Website at www.baltimorecountyonline.info

BALTIMORE COUNTY, MARYLAND

INTEROFFICE CORRESPONDENCE

DATE: December 9, 2004

TO:

Timothy M. Kotroco, Director

Department of Permits & Development Management

FROM:

Robert W. Bowling, Supervisor Bureau of Development Plans Review

SUBJECT:

Zoning Advisory Committee Meeting

For December 6, 2004

Item Nos. 251, 253, 255, 256, 257, 258, 259, 260, 261, 263, 264, 265,

and 266

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

RWB:CEN:jrb

cc: File

BALTIMORE COUNTY, MARYLAND DEPARTMENT OF ENVIRONMENTAL PROTECTION & RESOURCE MANAGEMENT

TO:

Tim Kotroco

PDM

FROM:

John D. Oltman, Jr Joa

DEPRM

DATE:

December 10, 2004

SUBJECT:

Zoning Items # See List Below

Zoning Advisory Committee Meeting of November 29, 2004.

X The Department of Environmental Protection and Resource Management has no comments on the following zoning items:

05-251

05-253

05-255

05-256

05-259

05-261

05-263

05-264

05-26

Reviewers:

Sue Farinetti, Dave Lykens

foth one

V 1

BALTIMORE COUNTY, MARYLAND

INTER-OFFICE CORRESPONDENCE

TO:

Timothy M. Kotroco, Director

Department of Permits and Development Management

DATE: December 8, 2004

RECEIVED

DEC

9 2004

FROM:

Arnold F. 'Pat' Keller, III

Director, Office of Planning

ZONING COMMISSIONER

SUBJECT:

Zoning Advisory Petition(s): Case(s) 5-265

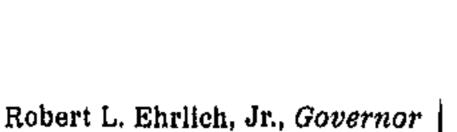
The Office of Planning has reviewed the above referenced case(s) and has no comments to offer. For further questions or additional information concerning the matters stated herein, please contact David Pinning in the Office of Planning at 410-887-3480.

Prepared By:

Division Chief:

MAC/LL





Michael S. Steele, Lt. Governor



Robert L. Flanagan, Secretary Neil J. Pedersen, Administrator

Maryland Department of Transportation

Date: 11.26.04

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

RE:

Baltimore County

Item No. 265

JUM

Dear. Ms. Matthews:

This office has reviewed the referenced item and we have no objection to approval as it does not access a State roadway and is not affected by any State Highway Administration projects.

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

Very truly yours,

Steven D. Foster, Chief

1. 1. Fredh

Engineering Access Permits Division

RE: PETITION FOR VARIANCE

9105 Franklin Square Drive; S/side Franklin

Square Dr, 242' E c/line Hospital Drive

14th Election & 6th Councilmanic Districts

Legal Owner(s): Bay Development

Corporation, Mark Meginnis

Contract Purchaser(s): MedStar Health by *

by Carl Jean-Baptist, Jr

Petitioner(s)

BEFORE THE

ZONING COMMISSIONER

FOR

BALTIMORE COUNTY

05-265-A

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 1st day of December, 2004, a copy of the foregoing Entry of Appearance was mailed to, Jennifer R. Busse, Esquire, Whiteford, Taylor & Preston, 210 W. Pennsylvania Avenue, Towson, MD 21204, Attorney for Petitioner(s).

RECEIVED

PETER MAX ZIMMERMAN

People's Counsel for Baltimore County

XIMMERMAN

Per.....

PLEASE PRINT CLEARLY

CASE NAME ('S-CASE NUMBER (US DATE (DS) PETITIONER'S SIGN-IN SHEET

Mel. Jeffers OMedstering ibussece wholaw.com Jantrum @ wholey an E-MAIL 7004 21237 Balto, MO 212 3 aussan 202 Kennsylvanie 400 Franklin Sa. Dr. -ADDRESS 210 gras

