MEMORANDUM

DATE:

September 4, 2012

TO:

Zoning Review Office

FROM:

Office of Administrative Hearings

RE:

Case No. 2012-0311-A - Appeal Period Expired

The appeal period for the above-referenced case expired on August 31, 2012. There being no appeal filed, the subject file is ready for return to the Zoning Review Office and is placed in the 'pick up box.'

c: Case File

Office of Administrative Hearings

IN RE: PETITION FOR VARIANCE

N/side of Baltimore National Pike, 1,600' From c/line of Nuwood Road

1st Election District

1st Council District

(6624 Baltimore National Pike)

Russels, LLC Petitioner BEFORE THE

OFFICE OF ADMINISTRATIVE

HEARINGS FOR

BALTIMORE COUNTY

CASE NO. 2012-0311-A

ORDER AND OPINION

This matter comes before the Office of Administrative Hearings (OAH) as a Petition for Variance filed by the legal owner, Russels, LLC. The Petitioner is requesting Variance relief from § 450.4 Attachment 1.5(d) of the Baltimore County Zoning Regulations ("B.C.Z.R."), to permit a total of five wall-mounted signs on the front facing façade in lieu of the permitted one sign for each franchise. The subject property and requested relief is more fully depicted on the site plan that was marked and accepted into evidence as Petitioner's Exhibit 1.

Appearing at the public hearing in support for this case was George Castanedd, Wayne Zinn, and Kenneth J. Colbert with Colbert, Matz and Rosenfelt, Inc., the consulting firm that prepared the site plan. Leslie M. Pittler, Esquire, attended as attorney for the Petitioner. The file reveals that the Petition was properly advertised and the site was properly posted as required by the Baltimore County Zoning Regulations. There were no interested citizens in attendance at the hearing, nor does the file contain any letters of opposition or protest. There were no adverse ZAC comments from any of the County reviewing agencies.

Testimony and evidence revealed that the subject property is 4.8043 acres (209,275 square feet) and is zoned BR. The property, which is of irregular dimensions and is shaped like a panhandle, contains Mazda and Subaru automotive dealerships. The property is located along a

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Date	8-1-6	
By	p	

BACK BEACHVER FAR EILING

busy section of Route 40, and is surrounded by other commercial enterprises. The Petitioner has recently completed renovations of the dealerships, making a capital investment in excess of \$14 million dollars. As part of the renovations, Petitioner would like to install new signage along the front façade (*See* Exhibits 4A and 4B), and Petitioner also indicated that the relevant franchise agreements for the dealership also dictate the types and sizes of signs that must be used.

Based upon the testimony and evidence presented, I will grant the request for variance relief. Under *Cromwell* and its progeny, to obtain variance relief requires a showing that:

(1) The property is unique; and

(2) If variance relief is denied, Petitioner will experience a practical difficulty or hardship.

Trinity Assembly of God v. People's Counsel, 407 Md. 53, 80 (2008).

Petitioner has met this test. As noted earlier, the property has a unique shape, and Mr. Colbert (who was accepted as an expert in land use matters) also noted that there is a 20' change in elevation between the front (road side) and rear of the site.

The Petitioner would experience a practical difficulty if the regulations were strictly enforced, since it would be unable to erect the signs proposed, which are also required by the auto manufacturers. Finally, I do not believe the zoning relief will be detrimental to the community's health, safety and welfare. In addition, Mr. Colbert also opined that the Petitioner satisfied B.C.Z.R. § 450.1.G, which specifies the County's traffic safety and aesthetic requirements for signs.

Pursuant to the advertisement, posting of the property, and public hearing on this petition, and after considering the testimony and evidence, I find that Petitioner's variance request should be granted.

THEREFORE, IT IS ORDERED, this 1st day of August, 2012 by the Administrative Law

Date	8-1-12	
Du	10.5	

ORDER RECEIVED FOR FILING

Judge for Baltimore County, that the Petition for Variance from § 450.4 Attachment 1.5(d) of the Baltimore County Zoning Regulations ("B.C.Z.R."), to permit a total of five wall-mounted signs on the front facing façade in lieu of the permitted one sign for each franchise, be and is hereby GRANTED.

The relief granted herein shall be subject to and conditioned upon the following:

1. The Petitioner may apply for a building permit and may be granted same upon receipt of this Order. However the Petitioner is hereby made aware that proceeding at this time is at its own risk until such time as the thirty (30) day appellate process from this Order has expired. If for whatever reason this Order is reversed, the Petitioner will be required to return and be responsible for returning said property to its original condition.

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

JOHN B. BEVERUNGEN Administrative Law Judge for Baltimore County

JEB:dlw

ORDER RECEIVED FOR FILING

By_____



KEVIN KAMENETZ County Executive LAWRENCE M. STAHL
Managing Administrative Law Judge
JOHN E. BEVERUNGEN
TIMOTHY M. KOTROCO
Administrative Law Judges

August 1, 2012

Leslie M. Pittler, Esquire 25 Wandsworth Bridge Way Lutherville, Maryland 21903

RE:

Petition for Variance

Case No.: 2012-0311-A

Property: 6624 Baltimore National Pike

Dear Mr. Pittler:

Enclosed please find a copy of the decision rendered in the above-captioned matter.

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 Office of Administrative Hearings at 410-887-3868.

Sincerely,

JOHN E. BEVERUNGEN Administrative Law Judge for Baltimore County

JEB:dlw Enclosure



PETITION FOR ZONING HEARING(S) To be filed with the Department of Permits, Approvals and Inspections

To the Office of Administrative address 6624 BAKTIMORE NAT	e Law of Baltimore County for the property located at: SIONAL PIKE which is presently zoned
Deed Reference 10743/516	
Property Owner(s) Printed Name(s) R	USSEL LLC
CASE NUMBER ZOIZ - O 311 - A Filing	Date 6/8/12 Estimated Posting Date / / Reviewer 74
(SELECT THE HEARING(S) BY MARKING \underline{X} AT THE	APPROPRIATE SELECTION AND PRINT OR TYPE THE PETITION REQUEST)
	ituate in Baltimore County and which is described in the description and made a part hereof, hereby petition for:
a Special Hearing under Section 500.7 of to or not the Zoning Commissioner should approve	the Zoning Regulations of Baltimore County, to determine whether
2 a Special Exception under the Zoning Reg	rulations of Baltimore County to use the herein described property for
3. x a Variance from Section(s)	
SEE ATTACHED	
and restrictions of Baltimore County adopted pursuant to the zon	posting, etc. and further agree to and are to be bounded by the zoning regulations
Contract Purchaser/Lessee:	Legal Owners:
Name- Type or Print Signature Mail O Abdress City St	RUSSELS LLC / Name # - Type or Print Name #2 - Type or Print
Signature SECENTIAL SIGNATURE SIGNAT	Signature # 2
Mail Maries City St	6700 BALTIMORE NAT'L PIKE BALT, MD . Malling Address City State
Zip Codo ate Telephon Email Address	Zip Code Telephone # Email Address
Attorney for Petitioner:	Representative to be contacted:
Leslie M. Pittler	Kenneth 1/ Colbert
Name- Type or Print Lala M. P. III.	Name - Type or Print
Signature	Signature
25 Wandsworth Bridge Way Lutherville,	
	ate Mailing Address City State rizon.net 21209 410-653-3838 kcolbert@
Zip Code Telephone # Email Address	Zip Code Telephone # Email Address

CASE NO. 2012-0311-A

ATTACHMENT TO PETITION FOR ZONING HEARING 6624 BALTIMORE NATIONAL PIKE

Variance from Section 450.4 Attachment 1.5.(d) of the Baltimore County Zoning Regulations: To permit a total of 5 wall mounted signs on the front facing façade in lieu of the permitted 1 sign for each franchise.

Colbert Matz Rosenfelt, Inc.

Civil Engineers • Surveyors • Planners



ZONING DESCRIPTION

RUSSEL SUBARU 6624 BALTIMORE NATIONAL PIKE

BEGINNING AT A POINT ON THE NORTH SIDE OF BALTIMORE NATIONAL PIKE, U. S. ROUTE 40, 150 FEET WIDE, AT A DISTANCE 1600 FEET, MORE OR LESS, WEST OF NUWOOD ROAD, 70 FEET WIDE. THENCE LEAVING SAID POINT OF BEGINNING AND RUNNING:

BINDING ALONG SAID NORTH SIDE OF BALTIMORE NATIONAL PIKE BY A CURVE TO THE RIGHT WITH A RADIUS OF 7564.44 FT. AND A LENGTH OF 400.76 FEET; THENCE LEAVING SAID RIGHT-OF-WAY AND RUNNING

NORTH 27 DEGREES 14 MINUTES 05 SECONDS WEST, 325.11 FEET

NORTH 55 DEGREES 31 MINUTES 15 SECONDS WEST, 274.39 FEET

NORTH 18 DEGREES 43 MINUTES 45 SECONDS EAST, 129.87 FEET

SOUTH 56 DEGREES 21 MINUTES 43 SECONDS EAST, 268.49 FEET

SOUTH 61 DEGREES 59 MINUTES 34 SECONDS EAST, 131.59 FEET

SOUTH 67 DEGREES 50 MINUTES 55 SECONDS EAST, 99.95 FEET

SOUTH 71 DEGREES 44 MINUTES 28 SECONDS EAST, 20.55 FEET

BY A CURVE TO THE RIGHT WITH A RADIUS OF 1,325.00 FEET AND A LENGTH OF 30.06 FEET

SOUTH 71 DEGREES 44 MINUTES 28 SECONDS EAST, 86.83 FEET

SOUTH 18 DEGREES 39 MINUTES 51SECONDS WEST, 517.57 FEET

TO THE POINT OF BEGINNING. CONTAINING 209,275 SQUARE FEET OR 4.8043 ACRES OF LAND, MORE OR LESS.

BEING ALL OF THAT PROPERTY CONVEYED BY DEED DATED SEPTEMBER 6, 1994 AND RECORDED IN LIBER 10743, FOLIO 516. ALSO KNOWN AS 6624 BALTIMORE NATIONAL PIKE AND LOCATED IN THE 1ST ELECTION DISTRICT, 1ST COUNCILMANIC DISTRICT.

J:\99186.1ZONDES,P2

Professional Certification. I haraby certify that these documents were prepared or approved by me, and that I am a duty licensed professional engineer under the laws of the State of Maryland.

Linerage Mo 9752, Expiration Date: 2 - 28 - 14

2835 Smith Avenue, Suite G Baltimore, Maryland 21209 Telephone: (410) 653-3838 / Facsimile: (410) 653-7953

Z012-0311-A

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: Z0/Z-03/I-A Petitioner: Russels LLC
Address or Location: 6624 BALTIMORE NAT'L PIKE
PLEASE FORWARD ADVERTISING BILL TO: Name:
Address: C/O RUSSER MOTOR CARS, LNC
6700 BACTIMORE NATIONAL PIKE— BACTIMORE, MD 2/228 Telephone Number: 410-788-8400

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	JTION	-							CASHIER'S VALIDATION

CERTIFICATE OF POSTING

ATTENTION: KRISTEN LEWIS

DATE: 07/10/2012

Case Number: 2012-0311-A

Petitioner / Developer: LESLIE PITTLER, ESQ.~RUSSELS, LLC~

KENNETH COLBERT

Date of Hearing (Closing): JULY 30, 2012

This is to certify under the penalties of perjury that the necessary sign(s) required by law were posted conspicuously on the property located at: 6624 BALTIMORE NATIONAL PIKE

The sign(s) were posted on: JULY 10, 2012



(Signature of Sign Poster)

Linda O'Keefe

(Printed Name of Sign Poster)

523 Penny Lane

(Street Address of Sign Poster)

Hunt Valley, Maryland 21030

(City, State, Zip of Sign Poster)

410 - 666 - 5366

(Telephone Number of Sign Poster)



KEVIN KAMENETZ County Executive

June 26, 2012

ARNOLD JABLON
Deputy Administrative Officer
Director, Department of Permits,
Approvals & Inspections

NOTICE OF ZONING HEARING

The Administrative Law Judges 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: 2012-0311-A

6624 Baltimore National Pike

N/s Baltimore National Pike, 1600 ft. +/- from centerline of intersection with Nuwood Road 1st Election District – 1st Councilmanic District

Legal Owners: Russels, LLC

Variance to permit a total of 5 wall mounted signs on the front facing façade in lieu of the permitted 1 sign for each franchise.

Hearing: Monday, July 30, 2012 at 11:00 a.m. in Room 205, Jefferson Building, 105 West Chesapeake Avenue, Towson 21204

Arnold Jablon Director

AJ:kl

C: Leslie Pittler, 25 Wandsworth Bridge Way, Lutherville 21903 Russels, LLC, 6700 Baltimore National Pike, Baltimore 21228 Kenneth Colbert, 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 TUESDAY, JULY 10, 2012.

(2) HEARINGS ARE HANDICAPPED ACCESSIBLE; FOR SPECIAL ACCOMMODATIONS PLEASE CALL THE ADMINISTRATIVE HEARINGS OFFICE AT 410-887-3868.

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

NOTICE OF ZONING HEARING

The Administrative Law Judges 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: # 2012-0311-A
6624 Baltimore National Pike
N/s Baltimore National Pike,
1600 ft. +/- from centerline
of intersection with
Nuwood Road
1st Election District
1st Councilinguite District 1st Election District
1st Councilmanic District
Legal Owner(s): Russels, LLC
Variance: to permit a total
of 5 wall mounted signs on
the front facing facade in
lieu of the permitted 1 sign
for each franchise.
Hearing: Monday, July 30,
2012 at 11:00 a.m. in
Room 205, Jefferson
Building, 105 West Chesapeake Avenue, Towson
21204.

ARNOLD JABLON, DIRECTOR
OF PERMITS, APPROVALS
AND INSPECTIONS FOR
BALTIMORE COUNTY
NOTES: (1) Hearings are
Handicapped Accessible;
for special accommodations Please Contact the
Administrative Hearings Office at (410) 887-3868.
(2): For information con-

(2) For information con-cerning the File and/or Hearing, Contact the Zoning Review Office at (410) 887-3391.

JT/7/631 July 10 304914

CERTIFICATE OF PUBLICATION

7/12/,20/2
THIS IS TO CERTIFY, that the annexed advertisement was published
in the following weekly newspaper published in Baltimore County, Md.,
once in each of successive weeks, the first publication appearing
on 7/10, 20/2.
The Jeffersonian Arbutus Times Catonsville Times Towson Times Owings Mills Times NE Booster/Reporter North County News
a rioral county riews
D/1104

LEGAL ADVERTISING

RECEIVED

JUL 13 2012

Colbert Matz Rosenfelt, Inc.

CERTIFICATE OF POSTING

99186.1

ATTENTION: KRISTEN LEWIS

DATE: 07/10/2012

Case Number: 2012-0311-A

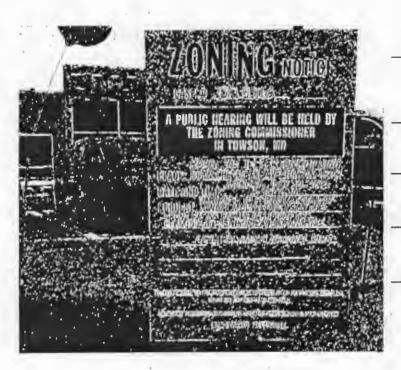
Petitioner / Developer: LESLIE PITTLER, ESQ.~RUSSELS, LLC~

KENNETH COLBERT

Date of Hearing (Closing): JULY 30, 2012

This is to certify under the penalties of perjury that the necessary sign(s) required by law were posted conspicuously on the property located at: 6624 BALTIMORE NATIONAL PIKE

The sign(s) were posted on: JULY 10, 2012



Kindy O Keefe-

Linda O'Keefe

(Printed Name of Sign Poster)

523 Penny Lane

(Street Address of Sign Poster)

Hunt Valley, Maryland 21030

(City, State, Zip of Sign Poster)

410 - 666 - 5366

(Telephone Number of Sign Poster)

Der / 25/12 pages 1
From KEN CULBERT
Pr410-653-3838
Fax #

TO: PATUXENT PUBLISHING COMPANY

Tuesday, July 10, 2012 Issue - Jeffersonian

Please forward billing to:

James Branson C/o Russel Motor Cars, Inc. 6700 Baltimore National Pike Baltimore, MD 21228

410-788-8400

NOTICE OF ZONING HEARING

The Administrative Law Judge 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: 2012-0311-A

6624 Baltimore National Pike

N/s Baltimore National Pike, 1600 ft. +/- from centerline of intersection with Nuwood Road

1st Election District – 1st Councilmanic District

Legal Owners: Russels, LLC

Variance to permit a total of 5 wall mounted signs on the front facing façade in lieu of the permitted 1 sign for each franchise.

Hearing: Monday, July 30, 2012 at 11:00 a.m. in Room 205, Jefferson Building, 105 West Chesapeake Avenue, Towson 21204

Arnold Jablon

Director of Permits, Approvals and Inspections for Baltimore County

NOTES: (1) HEARINGS ARE HANDICAPPED ACCESSIBLE; FOR SPECIAL ACCOMODATIONS, PLEASE CONTACT THE ADMINISTRATIVE HEARINGS OFFICE AT 410-887-3868.

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

RE: PETITION FOR VARIANCE

6624 Baltimore National Pike; N/S Baltimore
National Pike, 1600' c/line of Nuwood Road

**

1st Election & 1st Councilmanic Districts Legal Owners: Russel, LLC

Petitioner(s)

BEFORE THE OFFICE

OF ADMINSTRATIVE

HEARINGS FOR

* BALTIMORE COUNTY

* 2012-311-A

ENTRY OF APPEARANCE

Pursuant to Baltimore County Charter § 524.1, please enter the appearance of People's Counsel for Baltimore County as an interested party 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 and all documentation filed in the case.

RECEIVED

JUN 19 2012

JUN 18 -212

Peter Max Zimmerman

PETER MAX ZIMMERMAN
People's Counsel for Baltimore County

Crok S Demilio

CAROLE S. DEMILIO Deputy People's Counsel Jefferson Building, Room 204 105 West Chesapeake Avenue Towson, MD 21204 (410) 887-2188

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on this 19th day of June, 2012, a copy of the foregoing Entry of Appearance was mailed to Kenneth Colbert, 2835 Smith Avenue, Baltimore Maryland 21209 and Leslie Pittler, Esquire, 25 Wandsworth Bridge Way, Lutherville, MD 21093, Attorney for Petitioner(s).

Peter Max Zummerman

PETER MAX ZIMMERMAN
People's Counsel for Baltimore County

CASE NAME RUSSELS LLC
CASE NUMBER ZOIZ - 311 -A
DATE 7-30-12

PETITIONER'S SIGN-IN SHEET

NAME	ADDRESS	CITY, STATE, ZIP	E- MAIL
Leslie M. Pittler Key Colbert	25 Wandsworth Bridge Way 2835 SMMH AVE	Lutherville, M. 21093 BALT MDZ1209	Leslaw 2 CUE(1300. MET KCO/berl & CONCENSURES COM GCASTANEDO @RCARS. COM
GEORGE CASTANEDA	6624 BALTO. NATE. PIKE	BACTO. MD. 21228	GCASTANEDO @RCARS. COM
Jayne Zinn	700 N. Hammonds Ferry R.	1. Rinthserem MD. 2109	WZINNE) HANDMS GNS.
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CONTROL OF THE PROPERTY OF THE			
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CHECKLIST

Comment Received	<u>Department</u>	Conditions/ Comments/ No Comment
6-27	DEVELOPMENT PLANS REVIEW (if not received, date e-mail sent)	NC
7-11	DEPS (if not received, date e-mail sent)	Ne
	FIRE DEPARTMENT	
	PLANNING (if not received, date e-mail sent)	· · · · · · · · · · · · · · · · · · ·
619	STATE HIGHWAY ADMINISTRATION	No djedion
	TRAFFIC ENGINEERING	
	COMMUNITY ASSOCIATION	
	ADJACENT PROPERTY OWNERS	
ZONING VIOLA	TION (Case No	
PRIOR ZONING	(Case No.	
NEWSPAPER AD	OVERTISEMENT Date: 7-12-12	
SIGN POSTING	Date: 7-10-12	by O'Keefer Hy
PEOPLE'S COUN	SEL APPEARANCE Yes No D	
'EOPLE'S COUN	SEL COMMENT LETTER Yes \square No \square	* = 1
Comments, if any:		

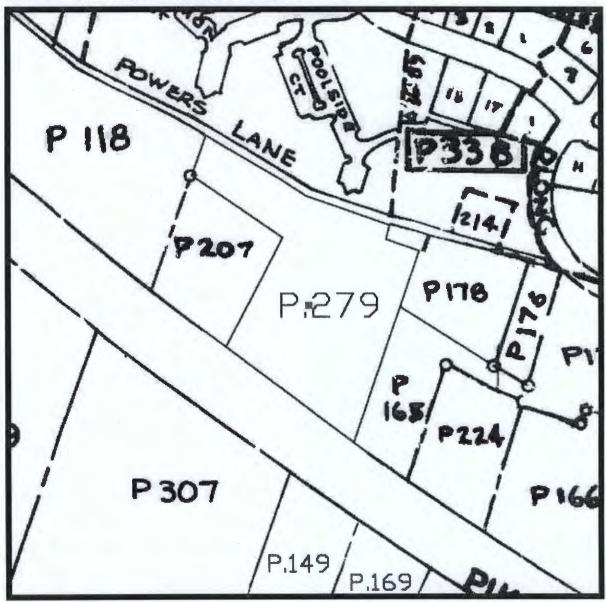
Maryland Department of Assessments and Taxation Real Property Data Search (vw5.1A) BALTIMORE COUNTY Go Back
View Map
New Search
GroundRent
Redemption
GroundRent
Registration

			Owne	r Informatio	n					
Owner Name: Mailing Address:	6700 BAL				-	pal Residence Reference:	<u>:</u>		NO	MERCIAL 43/ 00516
			Location & S	tructure Info	rmation					
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Γax Exempt: Exempt Class:						Sp		x Recap	ture:	

Maryland Department of Assessments and Taxation BALTIMORE COUNTY Real Property Data Search

Go Back View Map **New Search**

District - 01 **Account Number - 2200021359**



The information shown on this map has been compiled from deed descriptions and plats and is not a property survey. The map should not be used for legal descriptions. Users noting errors are urged to notify the Maryland Department of Planning Mapping, 301 W. Preston Street, Baltimore MD 21201.

If a plat for a property is needed, contact the local Land Records office where the property is located. Plats are also available online through the Maryland State Archives at www.plats.net.

Property maps provided courtesy of the Maryland Department of Planning ©2011. For more information on electronic mapping applications, visit the Maryland Department of Planning web site at www.mdp.state.md.us/OurProducts/OurProducts.shtml

BALTIMORE COUNTY, MARYLAND

13018 11Am

Inter-Office Correspondence



TO:

Hon. Lawrence M. Stahl; Managing Administrative Law Judge

Office of Administrative Hearings

FROM:

David Lykens, Department of Environmental Protection and Sustainability

(DEPS) - Development Coordination

DATE:

July 11, 2012

SUBJECT:

DEPS Comment for Zoning Item

2012-0311-A

Address

6624 Baltimore National Pike

(Russel, LLC Property)

Zoning Advisory Committee Meeting of June 18, 2012.

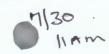
X The Department of Environmental Protection and Sustainability has no comment on the above-referenced zoning item.

Reviewer:

Jeff Livingston; Development Coordination

JUL 1 1 2012

OFFICE OF ADMINISTRATIVE HEARINGS



Debra Wiley - ZAC Comments - Distribution Mtg. of June 18, 2012

From: Del

Debra Wiley

To:

Kennedy, Dennis; Lanham, Lynn; Livingston, Jeffrey; Lykens, David; M...

Date:

6/19/2012 8:28 AM

Subject:

ZAC Comments - Distribution Mtg. of June 18, 2012

Good Morning,

Please see the cases listed below and the hearing date, if assigned. If you wish to submit a ZAC comment, please be advised that you must do so before the hearing date. If it's not received by the hearing date, it will not be considered in our decision.

2012-0310-A - 32 Bramleigh Rd.

Administrative Variance - Closing Date: 7/2

2012-0311-A - 6624 Baltimore National Pike

No hearing date in data base as of 6/18

2012-0312-A - 7313 Holabird Avenue - CRITICAL AREA

Administrative Variance - Closing Date: 7/9

2012-0313-SPH - 6915 Markel Avenue

No hearing date in data base as of 6/18

2012-0314-A - 12235 Jerico Road - HISTORIC

Administrative Variance - Closing Date: 7/9

2012-0315-X - 9831 Van Buren Lane

No hearing date in data base as of 6/18

2012-0316-A - 6 Saxony Court

Administrative Variance - Closing Date: 7/9

2012-0318-A - 12301 Harford Road

Administrative Variance - Closing Date: 7/9

2012-0319-A - 313 Weatherbee

Administrative Variance - Closing Date: 7/9

2012-0320-X - 6850 Sunshine Avenue

No hearing date in data base as of 6/18

2012-0321-A - 6506 Hal Court

Administrative Variance - Closing Date: 7/9

2012-0322-X - 10307 Davis Avenue

No hearing date in data base as of 6/18



KEVIN KAMENETZ County Executive

ARNOLD JABLON
Deputy Administrative Officer
Director, Department of Permits,
Approvals & Inspections

July 24, 2012

Russels, LLC 6700 Baltimore National Pike Baltimore MD 21228

RE: Case Number: 2012-0311, Address: 6624 Baltimore National Pike

Dear Mr. Branson:

The above referenced petition was accepted for processing **ONLY** by the Bureau of Zoning Review, Department of Permits, Approvals, and Inspection (PAI) on June 8, 2012. This letter is not an approval, but only a **NOTIFICATION**.

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. Carl Richal &

W. Carl Richards, Jr. Supervisor, Zoning Review

WCR: jaf

Enclosures

c: People's Counsel
Kenneth J. Colbert, 2835 Smith Avenue, Baltimore MD 21209
Leslie M. Pittler, 25 Wadsworth Bridge Way, Lutherville MD 21903

State Highway
Administration

Maryland Department of Transportation

Martin O'Malley, Governor Anthony G. Brown, Lt. Governor

Date: 6-19-12

Ms. Kristen Lewis
Baltimore County Department of
Permits, Approvals & Inspections
County Office Building, Room 109
Towson, Maryland 21204

Dear Ms. Lewis:

RE: Baltimore County
Item No. 2012-0311-A
Variance
Russel LLC
6624 Buttimore National
Pike
US40

Beverley K. Swaim-Staley, Secretary

Melinda B. Peters, Administrator

We have reviewed the site plan to accompany petition for variance on the subject of the above captioned, which was received on 6-18-12. A field inspection and internal review reveals that an entrance onto 4540 consistent with current State Highway Administration guidelines is not required. Therefore, SHA has no objection to approval for Variance, Case Number 2012-0311-A.

Should you have any questions regarding this matter feel free to contact Richard Zeller at 410-545-5598 or 1-800-876-4742 extension 5598. Also, you may email him at (rzeller@sha.state.md.us). Thank you for your attention.

Sincerely,

Steven D. Foster, Chief

Access Management Division

SDF/raz

BALTIMORE COUNTY, MARYLAND

INTEROFFICE CORRESPONDENCE

TO:

Arnold Jablon, Director

DATE: June 27, 2012

Department of Permits, Approvals

And Inspections

FROM:

Dennis A. Kennedy, Supervisor

Bureau of Development Plans

Review

SUBJECT:

Zoning Advisory Committee Meeting

For July 02, 2012

Item Nos. 2012-0310, 0311, 0312, 0313, 0314, 0315, 0316,0318, 0319

0321 and 0322

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

DAK:CEN cc: File

G:\DevPlanRev\ZAC -No Comments\ZAC-07022012-NO COMMENTS.doc

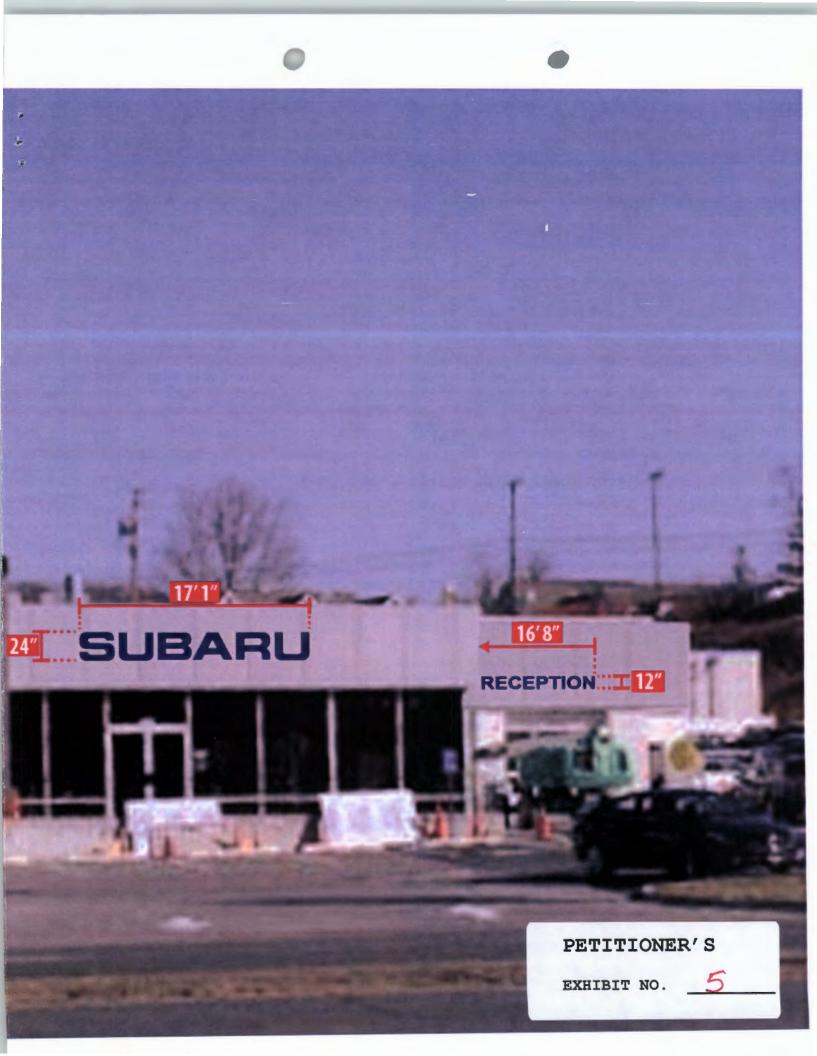
Case No.: 2012-0311-A

Exhibit Sheet

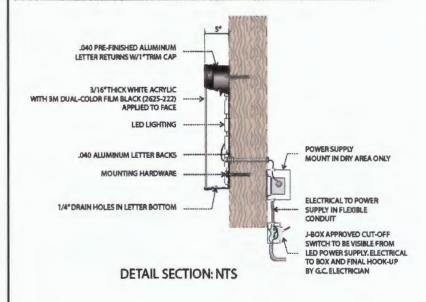
	Exhibit Sheet	* akilis
	Petitioner/Developer	Protestants SU 8/1/12
No. 1	Sitz Plan	
No. 2	Aerial Photo	
No. 3	Acrial Photo	4
No. 4	4A > Photos of Facade	
No. 5	Panoranic photo of Facade and Service Area Reception	
No. 6	Photo of Service Area	
No. 7		
No. 8		
No. 9		
No. 10		
No. 11		
No. 12		







This sign is intended to be installed in accordance with the requirements of Article 600 of the National Electrical Code and/or other applicable local codes. This includes proper grounding and bonding of the sign.





14'-9"

SERVICE RECEPTION

3/16"THICK WHITE ACRYLIC WITH 3M DUAL-COLOR FILM BLACK (2625-222) APPLIED TO FACE SCALE: 1/2" = 1'-0"

TOTAL SQ. FT.: 14.75

PETITIONER'S

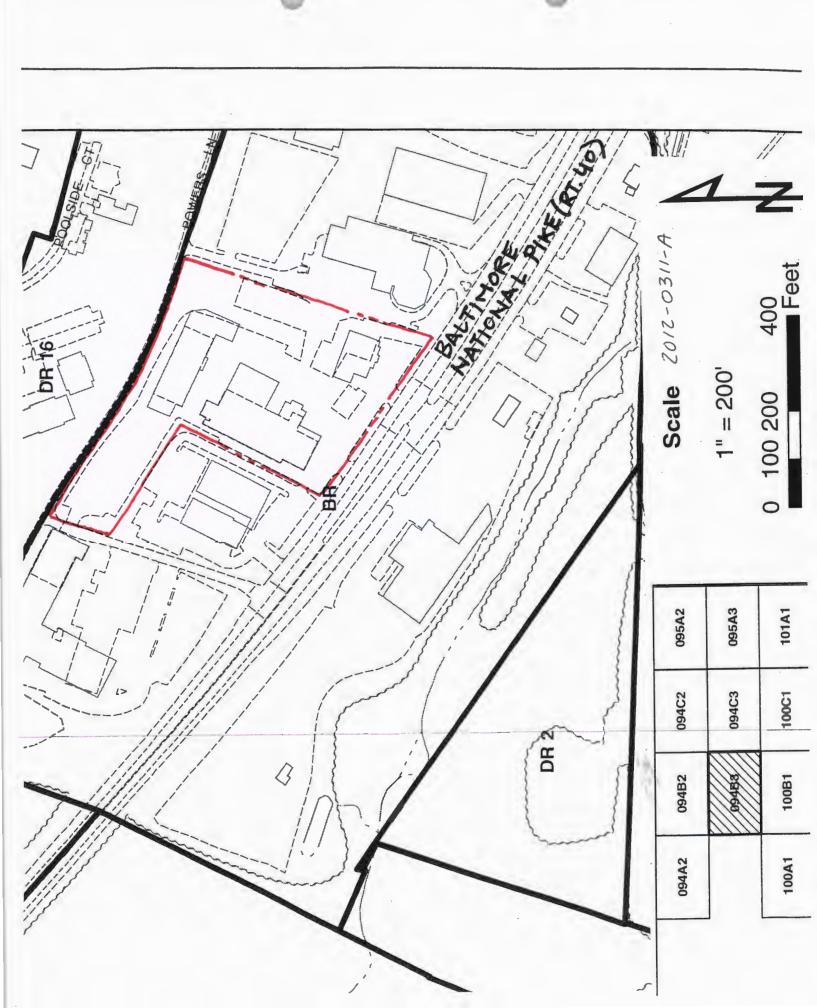
EXHIBIT NO.



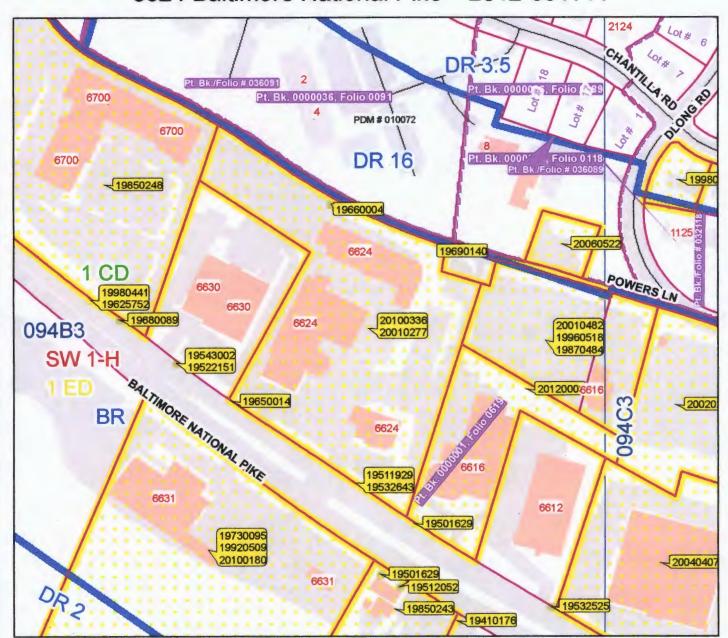
Customer/Salesperson signature

Client	Location	Date	Drawing No.	Revised:	700 N. Hammonds Ferry Rd.
Russel Subaru	M\Frank\Russel_Subaru.PDF	May 14,2012	1 of 1		Linthleum MD 21090
Salesman Frank Miles	Jeb No. N/A	Scale NOTED	Designer John Welch		Phone 410.789.1640 FAX 410.789.2790 REPRODUCTION IN WHOLE OF RIGHT PROHIBITED WITHOUT RETAINSSION OF HISM SQNS, INC.





6624 Baltimore National Pike 2012-0311-A





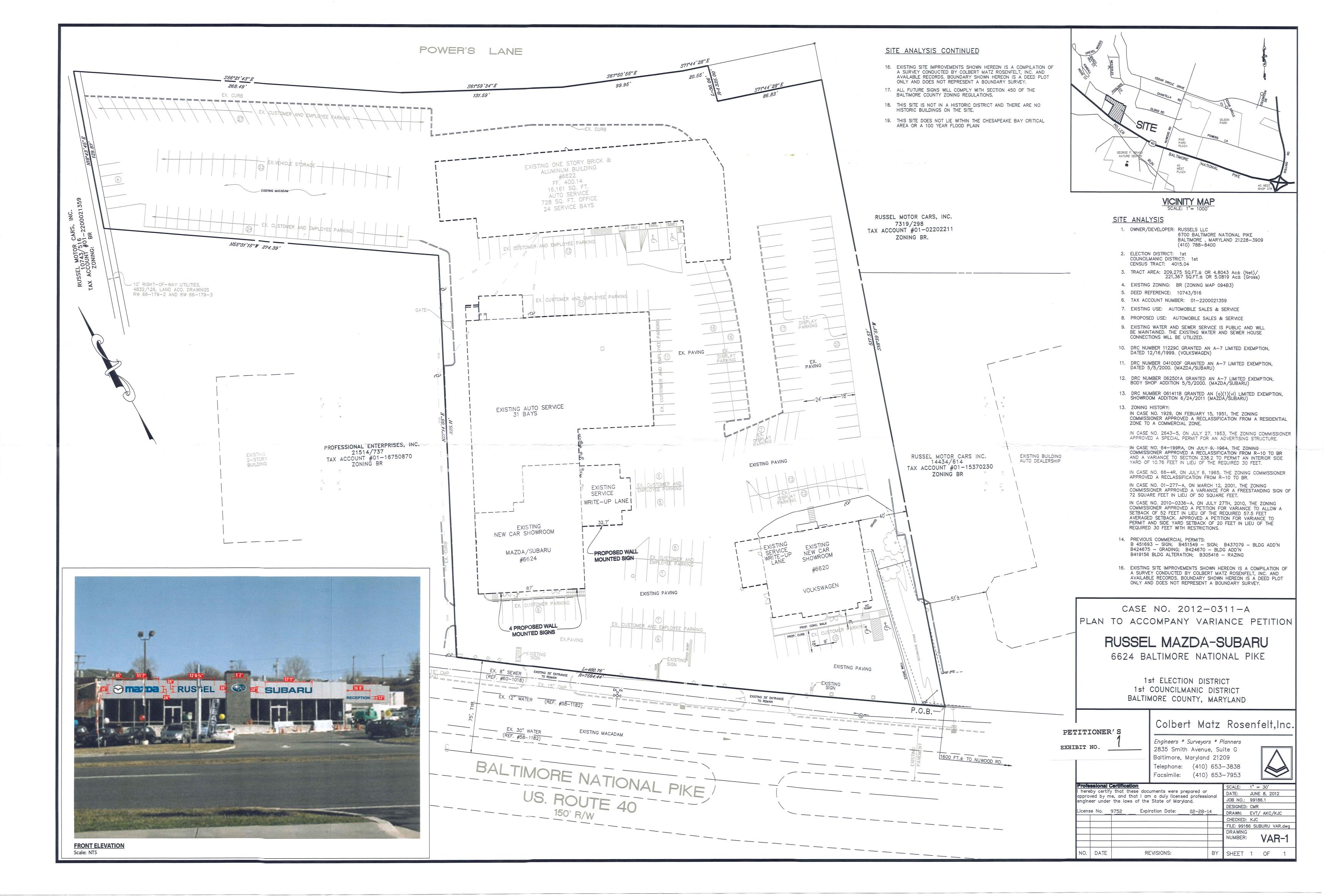
DQ Map Notes

Publication Date: June 08, 2012
Publication Agency: Department of Permits & Development Management
Projection/Datum: Maryland State Plane,
FIPS 1900, NAD 1983/91 HARN, US Foot





1 inch = 200 feet



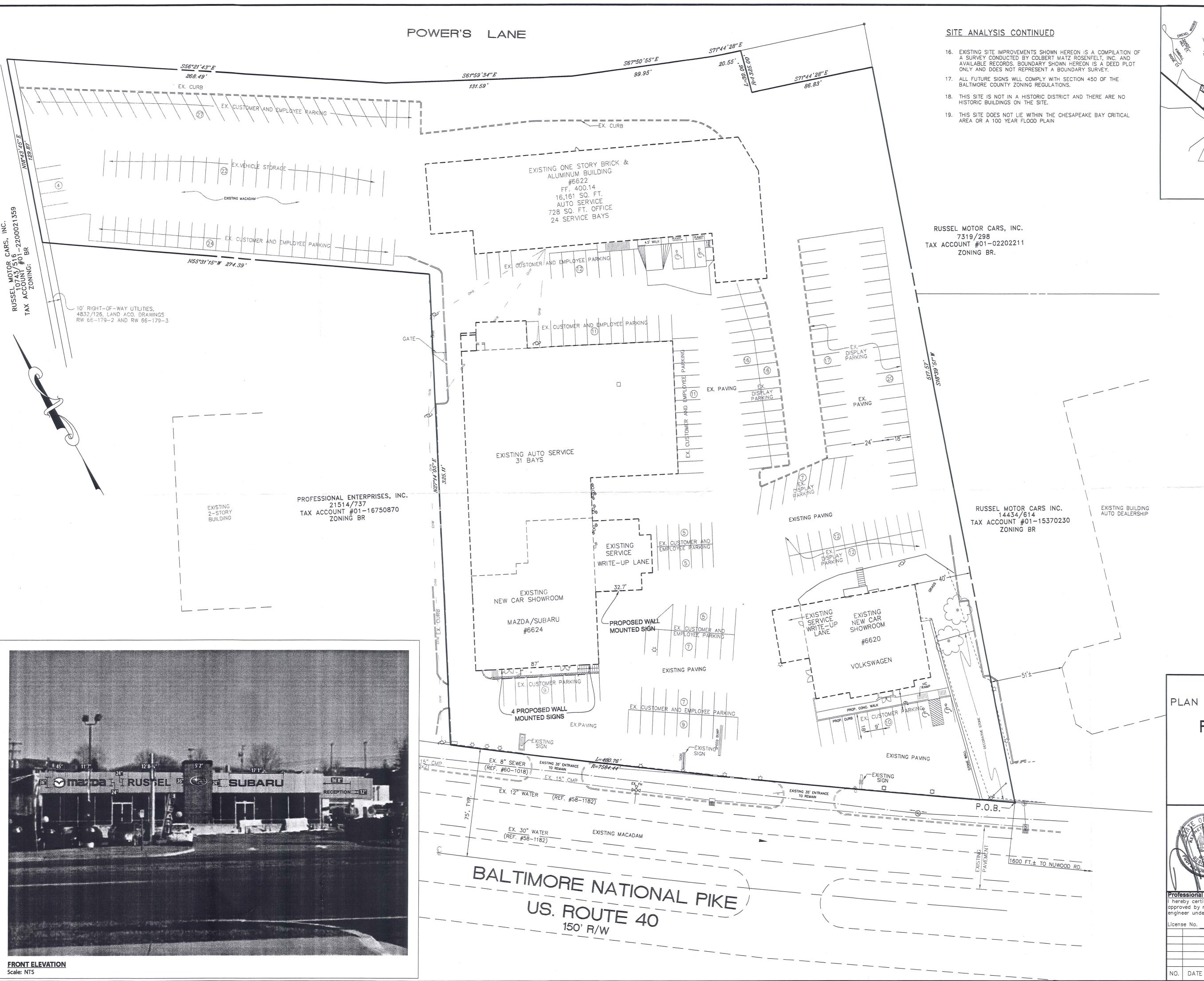
BY SHEET 1 OF 1

REVISIONS:

BY SHEET 2 OF 2

REVISIONS:

BR CCC





VICINITY MA

SITE ANALYSIS

GEORGE F. BRACE NATURE CENTER

- 1. OWNER/DEVELOPER: RUSSELS LLC
 6700 BALTIMORE NATIONAL PIKE
 BALTIMORE , MARYLAND 21228-3909
 (410) 788-8400
- 2. ELECTION DISTRICT: 1st COUNCILMANIC DISTRICT: 1st
- 4. EXISTING ZONING: BR (ZONING MAP 094B3)
- 5. DEED REFERENCE: 10743/516
- 6. TAX ACCOUNT NUMBER: 01-2200021359
- 7. EXISTING USE: AUTOMOBILE SALES & SERVICE
- 8. PROPOSED USE: AUTOMOBILE SALES & SERVICE
- EXISTING WATER AND SEWER SERVICE IS PUBLIC AND WILL BE MAINTAINED. THE EXISTING WATER AND SEWER HOUSE CONNECTIONS WILL BE UTILIZED.
- DRC NUMBER 11229C GRANTED AN A-7 LIMITED EXEMPTION, DATED 12/16/1999. (VOLKSWAGEN)
- 11. DRC NUMBER 041000F GRANTED AN A-7 LIMITED EXEMPTION, DATED 5/5/2000. (MAZDA/SUBARU)
- 12. DRC NUMBER 062501A GRANTED AN A-7 LIMITED EXEMPTION, BODY SHOP ADDITION 5/5/2000. (MAZDA/SUBARU)
- 13. DRC NUMBER 061411B GRANTED AN (a)(1)(vi) LIMITED EXEMPTION, SHOWROOM ADDITION 6/24/2011 (MAZDA/SUBARU)
- 13. ZONING HISTORY
- IN CASE NO. 1929, ON FEBUARY 15, 1951, THE ZONING COMMISSIONER APPROVED A RECLASSIFICATION FROM A RESIDENTIAL ZONE TO A COMMERCIAL ZONE.
- IN CASE NO. 2643-5, ON JULY 27, 1953, THE ZONING COMMISSIONER APPROVED A SPECIAL PERMIT FOR AN ADVERTISING STRUCTURE.
- IN CASE NO. 64-199RA, ON JULY 9, 1964, THE ZONING COMMISSIONER APPROVED A RECLASSIFICATION FROM R-10 TO BR AND A VARIANCE TO SECTION 238.2 TO PERMIT AN INTERIOR SIDE
- IN CASE NO. 66-4R, ON JULY 6, 1965, THE ZONING COMMISSIONER APPROVED A RECLASSIFICATION FROM R-10 TO BR.
- IN CASE NO. 01-277-A, ON MARCH 12, 2001, THE ZONING COMMISSIONER APPROVED A VARIANCE FOR A FREESTANDING SIGN OF 72 SQUARE FEET IN LIEU OF 50 SQUARE FEET.

YARD OF 10.76 FEET IN LIEU OF THE REQUIRED 30 FEET.

- IN CASE NO. 2010-0336-A, ON JULY 27TH, 2010, THE ZONING COMMISSIONER APPROVED A PETITION FOR VARIANCE TO ALLOW A SETBACK OF 52 FEET IN LIEU OF THE REQUIRED 57.5 FEET AVERAGED SETBACK. APPROVED A PETITION FOR VARIANCE TO PERMIT AND SIDE YARD SETBACK OF 20 FEET IN LIEU OF THE REQUIRED 30 FEET WITH RESTRICTIONS.
- 14. PREVIOUS COMMERCIAL PERMITS:
 B 451693 SIGN; B451549 SIGN; B437079 BLDG ADD'N
 B424675 GRADING; B424670 BLDG ADD'N
 B419156 BLDG ALTERATION; B305416 RAZING
- 16. EXISTING SITE IMPROVEMENTS SHOWN HEREON IS A COMPILATION OF A SURVEY CONDUCTED BY COLBERT MATZ ROSENFELT, INC. AND AVAILABLE RECORDS. BOUNDARY SHOWN HEREON IS A DEED PLOT ONLY AND DOES NOT REPRESENT A BOUNDARY SURVEY.

CASE NO. 2012-0311-A
PLAN TO ACCOMPANY VARIANCE PETITION

RUSSEL MAZDA-SUBARU
6624 BALTIMORE NATIONAL PIKE

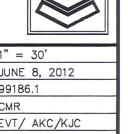
1st ELECTION DISTRICT 1st COUNCILMANIC DISTRICT BALTIMORE COUNTY, MARYLAND



Colbert Matz Rosenfelt,Inc.

Engineers * Surveyors * Planners 2835 Smith Avenue, Suite G Baltimore, Maryland 21209

Telephone: (410) 653-3838 Facsimile: (410) 653-7953



hereby certify that these documents were prepared or approved by me, and that I am a duly licensed professional engineer under the laws of the State of Maryland.

License No. 9752 Expiration Date: 02-28-14 DRAWN: EVT/ AKC/KJC CHECKED: KJC
FILE: 99186 SUBURU VAR.dwg
DRAWING
NUMBER: VAR-1

NO. DATE REVISIONS: BY SHEET 1 OF 1



CASE NO 2012-0311-A



CASE NO 2 DIZ-0311-A

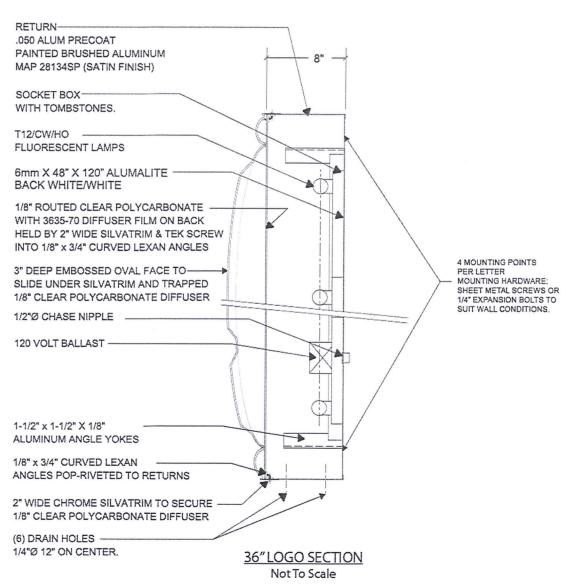


SUBARU

N01 - 36" ILLUM LOGO Scale: 1/2" = 1'0"

NO2 - 24" ILLUM CHANNEL LETTERS

Scale: 1/8" = 1'0"



Drawing Number

B43994

1" WIDE CHROME JEWELITE .050" x 5.3 COIL RETURNS -BRUSHED ALUMINUM/ WHITE PRECOAT PERMLIGHT 747 - WHITE EL PLATO LED MODULES 14 GAUGE LED WIRE -WITH GROUND (3 WIRE) 3/16" #2447 WHITE ACRYLIC CONDUIT WITH PERFORATED 3M VINYL DN00053 LAMINATED TO FACE (BLUE BY DAY, WHITE BY NIGHT) METAL STUDS 1/2" DIA CHASE NIPPLE W/ COUPLING 1/2"-5/8" PLYWOOD -.050" PRECOAT WHT/WHT ALUMINUM BACKS ALUM COMPOSITE 111111 MATERIAL FASCIA (3) PERMLIGHT 250-12DC POWER SUPPLIES 41111 #10 x 1/2" PAN HD SCREWS GROUNDING SCREW 24" ILLUM CHANNEL LETTER

ELECTRICAL LOAD 3.0 Amps @ 120 Volts **ELECTRICAL REQ'MTS**

(1) 20 Amp/120 Volt Circuit

STANDARD LETTER NOTES:

1. Sufficient Primary Circuit In Vicinity Of Sign By Others.

4 MOUNTING POINTS

MOUNTING HARDWARE:

SUIT WALL CONDITIONS.

SHEET METAL SCREWS OR

PER LETTER

- 2. Letter To Letter Wiring & Final Primary Hook-up By Sign Installer, Where Allowed By Local Codes.
- 3. Sign Shall Be U.L. Listed.
- 4. Mounting Hardware By Sign Installer.
- 5. Full Size Drilling Template Furnished With Sign.
- 6. This Sign has been Designed with the Criteria as set forth in the IBC 2003 & IBC 2006. The Design Meets or Exceeds those Requirements for the Geographical Location in Which it is to be Erected.

Philadelphia Sign

707 West Spring Garden Street Phone: 856-829-1460 Palmyra, New Jersey 08065

ELECTRICAL LOAD

2.0 Amps @ 120 Volts

ELECTRICAL REQ'MTS

(1) 20 Amp/120 Volt Circuit

3. Sign Shall Be U.L. Listed.

By Others.

STANDARD WALL SIGN NOTES:

1. Sufficient Primary Circuit In Vicinity Of Sign

2. Final Primary Hook-up By Sign Installer,

Where Allowed By Local Codes.

4. Mounting Hardware By Sign Installer.

CLIENT: Subaru DATE: 05.02.12 LOCATION: SUB03560 SHEET: 6624 Baltimore National Pike DWG BY: Baltimore, MD 21228 RJW

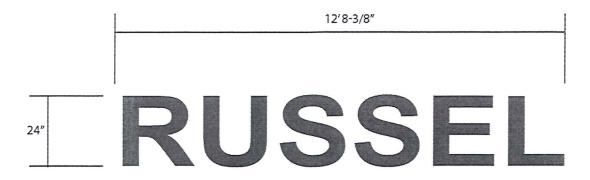
Date: Description:

Not to Scale

THIS IS AN ORIGINAL UNPUBLISHED DRAWING CREATED BY PHILADELPHIA SIGN IT IS SUBMITTED FOR YOUR PERSONAL USE IN CONJUNCTION WITH A PROJECT BEING PLANNED FOR YOU BY PHILADELPHIA SIGN IT IS NOT TO BE SHOWN TO ANYONE OUTSIDE YOUR ORGANIZATION NOR IS IT TO BE USED. COPIED. REPRODUCED, OR EXHIBITED IN ANY FASHION.



NO3 - 18" ILLUM CHANNEL LETTER Scale: 1/2" = 1'0"



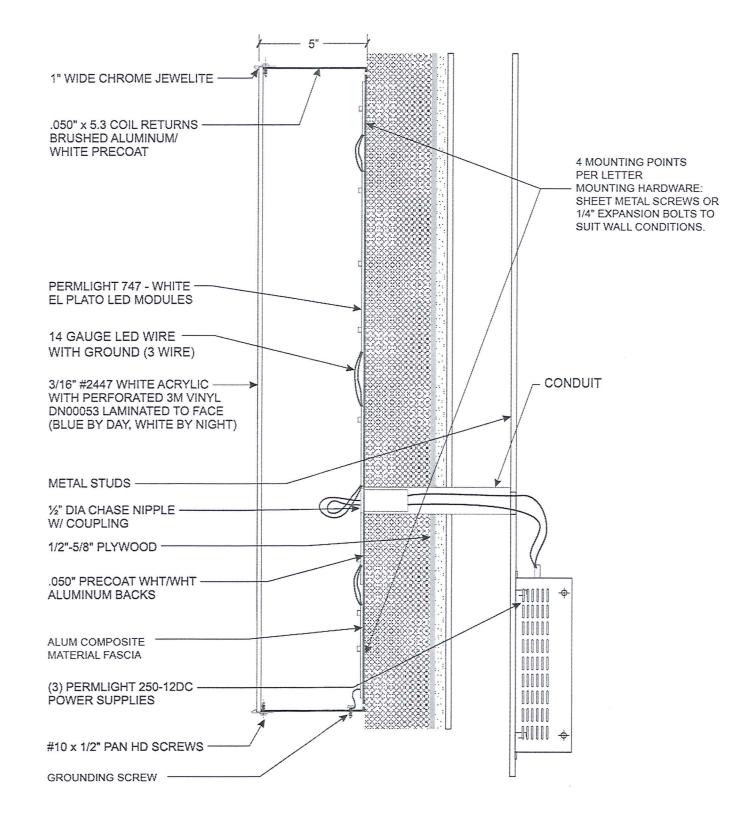
NO4 - 24" ILLUM CHANNEL LETTER Scale: 3/8" = 1'0"

STANDARD LETTER NOTES:

- 1. Sufficient Primary Circuit In Vicinity Of Sign
- 2. Letter To Letter Wiring And Final Primary Hook-up By Sign Installer, Where Allowed By Local Codes.
- 3. Sign Shall Be U.L. Listed.
- 4. Mounting Hardware By Sign Installer.
- 5. Full Size Drilling Template Furnished With Sign.

ELECTRICAL LOAD

2.0 Amps @ 120 Volts **ELECTRICAL REQ'MTS** (1) 20 Amp/120 Volt Circuit



CROSS SECTION Not to Scale



707 West Spring Garden Street Phone: 856-829-1460 Palmyra, New Jersey 08065

_			
	CLIENT: S	ubaru	DATE: 05.02.12
	LOCATION:	SUB03560 6624 Baltimore National Pike	SHEET:
		Baltimore, MD 21228	DWG BY:

Drawing Number:

B43994

#	Date:	Description:	Ву:
1.			
2.			
3.			
4.			
5.			

THIS IS AN ORIGINAL UNPUBLISHED DRAWING CREATED BY PHILADELPHIA SIGN IT IS SUBMITTED FOR YOUR PERSONAL USE IN CONJUNCTION WITH A PROJECT BEING PLANNED FOR YOU BY PHILADELPHIA SIGN IT IS NOT TO BE SHOWN TO ANYONE OUTSIDE REPRODUCED, OR EXHIBITED IN ANY FASHION.