MEMORANDUM

DATE:

April 19, 2013

TO:

Zoning Review Office

FROM:

Office of Administrative Hearings

RE:

Case No. 2013-0172-A - Appeal Period Expired

The appeal period for the above-referenced case expired on April 18, 2013. 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
(11435 Red Lion Road)
11th Election District
5 th Councilman District
11435 Red Lion Road LLC
Petitioner

BEFORE THE OFFICE

OF ADMINISTRATIVE

HEARINGS FOR

BALTIMORE COUNTY

CASE NO. 2013-0172-A

OPINION AND ORDER

This matter comes before the Office of Administrative Hearings (OAH) for Baltimore County as a Petition for Variance filed by David H. Karceski, Esquire on behalf of Robert Lang, Member of 11435 Red Lion Road LLC, the legal owner of the subject property. The Petitioner is requesting Variance relief from Section 409.8.A.4 of the Baltimore County Zoning Regulations (B.C.Z.R.), to allow parking spaces in a surface parking facility for a non-residential use to be located a minimum of 0 ft. from the right-of-way of a public street in lieu of the required 10 ft.

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 of the requests was Bob Lang and Rick Richardson from Richardson Engineering, LLC, who prepared the site plan. David H. Karceski, Esquire and Justin Williams, Esquire appeared as counsel and represented 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 substantive Zoning Advisory Committee (ZAC) comments received from any County reviewing agencies.

Testimony and evidence revealed that the subject property is 2.887 acres and is zoned ML.

ORDER RECEIVED FOR FILING

The Petitioner has for over 18 years operated at the site a business known as "Bobby's Pottys," which provides portable toilets to sites throughout the state. The Petitioner's business has done well, and Mr. Lang indicated he needed additional office and storage space on site. The Petitioner proposes to raze a pair of older structures on site, and construct a new one story metal building (11,200 sq. ft.) for storage and office space. To do so requires variance relief.

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. Mr. Richardson testified (via proffer) that the property is irregularly shaped, and the northern boundary follows the curvature of Red Lion Road. In addition, the Petitioner presented an Inquisition (Exhibit 4) showing that in 1996 Baltimore County acquired approximately 0.238 acres of Petitioner's land for highway widening, at the exact location where the surface parking in question is located. Thus, the property is unique for zoning purposes.

If the B.C.Z.R. were strictly enforced, the Petitioner would indeed suffer a practical difficulty since it would be unable to use the surface parking spots needed for its operations. Finally, I find that the variance can be granted in harmony with the spirit and intent of the B.C.Z.R., and in such manner as to grant relief without injury to the public health, safety, and general welfare. This is demonstrated by the lack of County and/or community opposition.

Pursuant to the advertisement, posting of the property and public hearing on this Petition, ORDER RECEIVED FOR FILING and for the reasons set forth above, the variance relief requested shall be granted. 3-19-13

2

THEREFORE, IT IS ORDERED, this 19th day of March, 2013, by the Administrative Law Judge for Baltimore County, that the Petition for Variance seeking relief pursuant to Section 409.8.A.4. of the Baltimore County Zoning Regulations (B.C.Z.R.), to allow parking spaces in a surface parking facility for a non-residential use to be located a minimum of 0 ft. from the right-of-way of a public street in lieu of the required 10 ft., be and is hereby GRANTED.

The relief granted herein shall be subject to the following:

1. Petitioner may apply for its appropriate permits and be granted same upon receipt of this Order; however, Petitioner is hereby made aware that proceeding at this time is at its own risk until such time as the 30-day appellate process from this Order has expired. If, for whatever reason, this Order is reversed, Petitioner would 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 E. BEVERUNGEN Administrative Law Judge for Baltimore County

JEB:sln

ORDER RECEIVED FOR FILING

By_____



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

March 19, 2013

David H. Karceski, Esquire Justin Williams, Esquire 210 W. Pennsylvania Avenue Suite 500 Towson, Maryland 21204

RE:

Petition for Variance

Case No.: 2013-0172-A

Property: 11435 Red Lion Road

Dear Mr. Karceski:

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:sln Enclosure

c:



PETITION FOR ZONING HEARING(S)

To be filed with the Department of Permits, Approvals and Inspections

To the Office of Administrative Law of Baltimore County for the property located at:

Address 11435 Red Lion Road which is presently zoned ML

Deed References: 21166-44 10 Digit Tax Account # 1 1 0 8 0 0 4 9 8 0

Property Owner(s) Printed Name(s) 11435 Red Lion Road, LLC

(SELECT THE HEARING(S) BY MARKING X AT THE APPROPRIATE SELECTION AND PRINT OR TYPE THE PETITION REQUEST)

The undersigned legal owner(s) of the property situate in Baltimore County and which is described in the description and plan attached hereto and made a part hereof, hereby petition for:

and plant	and the fibriolo and fiduo a part fibrior, fibriory position for.
a Special Hearing under Se or not the Zoning Commissioner s	ection 500.7 of the Zoning Regulations of Baltimore County, to determine whether should approve
2a Special Exception under	the Zoning Regulations of Baltimore County to use the herein described property for
3. X a Variance from Section(s)	409.8.A.4 to allow parking spaces in a surface parking facility for a non-residential use to be located a minimum of 0 feet from the right-of-way of a public street in lieu of the required 10 feet.

of the zoning regulations of Baltimore County, to the zoning haw of Baltimore County, for the following reasons: (Indicate below your hardship or practical difficulty or Indicate below "TO BE PRESENTED AT HEARING". If you need additional space, you may add an attachment to this petition)

TO BE PRESENTED AT HEARING.

or we, agree to pay expenses of above petition(s), adventising, posting and nestrictions of Baltimore County adopted pureuence of the zoning law for Begal Owner(s) Affirmation: I / we do so splenning declare and affirm, under thich is the subject of this / these Petition(s).	r the penalties of perjury, that I / We are the legal owner(s) of the property
contract Purchaser/Lessee	Legal Owners (Petitioners): 11435 Red Lion Road, LLC
ame- Type or Prips	Name #1 - Type of Print Name #2 - Type or Print
gnatur	Signature #1 Signature # 2
ate	P.O. Sex 501 Joppa MD
ailing Address	Mailing Address City State 21085 / 410-679-2662 /
Code Telephone # Email Address	Zip Code Telephone # Email Address
torney for Petitioner:	Representative to be contacted:
avid H. Karceski, Esquire	Cavid H. Karçeski, Esquire
ame- Type or Print	Name - Type of Print
gnature Venable LLP	Signature Venable LLP
10 W. Pennsylvania Ave., Ste. 500 Towson MD	210 W. Pennsylvania Ave., Ste. 500 Towson MD
alling Address City State	Melling Address City State
1204 , 410-494-6285 , dhkarceski@venable.com	21204 / 410-494-6285 / dhkarceski@venable.com
Code Telephone # Email Address	Zip Code Telephone # Email Address

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

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

ZONING DESCRIPTION 11435 RED LION ROAD LLC 11445 RED LION ROAD 11TH ELECTION DISTRICT 5TH COUNCILMANIC DISTRICT BALTIMORE COUNTY, MARYLAND

BEGINNING FOR THE SAME at a point on the south side of Red Lion Road; leaving Red Lion Road for the following courses and distances: (1) South 18 degrees 43 minutes 25 seconds West 388.25 feet, (2) South 18 degrees 43 minutes 25 seconds West 369.74 feet, (3) North 29 degrees 03 minutes 42 seconds West 357.88 feet to the south side of Red Lion Road, binding Red Lion Road for the following courses and distances: (4) North 25 degrees 50 minutes 47 seconds East 268.01 feet, (5) North 31 degrees 38 minutes 00 seconds East 47.58 feet, (6) North 42 degrees 40 minutes 25 seconds East 46.03 feet, (7) curve to the right with radius of 135.23 feet and length of 40.06 feet, (8) North 68 degrees 59 minutes 34 seconds East 55.62 feet, (9) curve to the right with radius of 375.00 feet and length of 141.13 feet to the point of beginning.

Containing a net area of 125,766 square feet, or 2.887 acres of land, more or less.



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: 20/3-0/72-A Petitioner: 11435 Red Lion Road, LLC
Address or Location: 11435 Red Lion Road
PLEASE FORWARD ADVERTISING BILL TO: Name: Barbara Lukasevich
Address: Venable, LLP
210 W. Pennsylvania Ave, Suite 500
Towson, MD 21204
Telephone Number: (410) 494-6352

OFFIC	E OF BUD	GET AN	IARYLAN D FINANC	E		No.	91	4070	
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PLEASE PRESS HARD!!!!

CASHIER'S VALIDATION

TO: PATUXENT PUBLISHING COMPANY

Tuesday, February 26, 2013 Issue - Jeffersonian

Please forward billing to:

Barbara Lukasevich

Venable, LLP

210 W. Pennsylvania Avenue, Ste. 500

Towson, MD 21204

410-494-6352

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: 2013-0172-A

11435 Red Lion Road

S/s Red Lion Road, 241 ft. S/w of the centerline of Allender Road

11th Election District – 5th Councilmanic District

Legal Owners: 11435 Red Lion Road, LLC

Variance to allow parking spaces in a surface parking facility for a non-residential use to be located a minimum of 0 feet from the right-of-way of a public street in lieu of the required 10 feet.

Hearing: Monday, March 18, 2013 at 11:00 a.m. in Room 205, Jefferson Building, 105 West Chesapeake Avenue, Towson 21204

Arnold Jabion

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.



KEVIN KAMENETZ
County Executive

February 19, 2013

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: 2013-0172-A

11435 Red Lion Road S/s Red Lion Road, 241 ft. S/w of the centerline of Allender Road 11th Election District – 5th Councilmanic District Legal Owners: 11435 Red Lion Road, LLC

Variance to allow parking spaces in a surface parking facility for a non-residential use to be located a minimum of 0 feet from the right-of-way of a public street in lieu of the required 10 feet.

Hearing: Monday, March 18, 2013 at 11:00 a.m. in Room 205, Jefferson Building, 105 West Chesapeake Avenue, Towson 21204

Arnold Jablon Director

AJ:kl

C: David Karceski, 210 W. Pennsylvania Avenue, Ste. 500, Towson 21204 Robert Lang, P.O. Box 501, Joppa 21085

NOTES: (1) THE PETITIONER MUST HAVE THE ZONING NOTICE SIGN POSTED BY AN APPROVED POSTER ON THE PROPERTY BY TUESDAY, FEBRUARY 26, 2013.

- (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.

CERTIFICATE OF POSTING

	RE: Case No.:	2013-0172-A
	Petitioner/Developer:	
	11435 R	ed Lion Rd, LLC
	Date of Hearing/Closing:	March 18, 2013
saltimore County Department of termits, Approvals and Inspections County Office Building, Room 111 11 West Chesapeake Avenue Cowson, Maryland 21204		
ttn: Kristen Lewis:		
adies and Gentlemen:		
1435 Red Lion Rd	E-1	
he sign(s) were posted on	February 26, 2013 (Month, Day, Year)	
ZONING NOTICE	(Signature of Sign Poster)	February 26, 2013 (Date)
CASE #	SSG Robert Bl	ack
A PUBLIC HEARING WILL BE HELD BY THE ZONING COMMISSIONER IN TOWSON, MD	(Print Name)
PLACE: 105 W. CHESAPEAKE AVE, TOWSON MD 21204 DATE AND TIME: Monday, March 18, 2013 H11:09 a.m.	1508 Leslie Ro	ad
REQUEST: <u>Variance</u> to allow parking spaces in a surface parking facility for a non-residential use to be located a minimum of 0 feet from the right-of-way of a public street	(Address)	
in lieu of the required 10 feet.	Dundalk, Marylan	1 21222
HANDKAPPLD ACET WITE 5	(City, State, Zip	Code)
	(410) 282-794	0
大学学 医外侧线	(Telephone Num	ber)

NOTICE OF ZONING HEARING

The Administrative Law Judges of Baltimore County, by rauthority of the Zening Act and Regulations of Baltimore County will hold a public hearing in Towson, Maryland on the property identified herein as follows:

Case: # 2013-0172-A

11435 Red Lion Road

11435 Red Lion Road
S/s Red Lion Road, 241 ft. S/w of the centerline
of Allender Road
11th Election District - 5th Councilmanic District
Legal Owner(s): 11435 Red Lion Road, LLC
Variance: to allow parking spaces in a surface parking facility for a non-residential use to be located a minimum of 0
feet from the right-of-way of a public street in lieu of the
required 10 feet.
Hearing: Monday, March 18, 2013 at 14100 a.m. in Road

Hearing: Monday, March 18, 2013 at 11:00 a.m. in Room 205, Jefferson Building, 105 West Chesapeake Avenue,

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 concerning the File and/or Hearing, Contact the Zoning Review Office at (410) 887-3391.

IT 2/713 Feb. 26

906603



501 N. Calvert Street, Baltimore, MD 21278

February 28, 2013

THIS IS TO CERTIFY, that the annexed advertisement was published in the following newspaper published in Baltimore County, Maryland, ONE TIME, said publication appearing on February 26, 2013.

×	The Jeffersonian
	Arbutus Times
	Catonsville Times
	Towson Times
	Owings Mills Times
	NE Booster/Reporter
	North County News

PATUXENT PUBLISHING COMPANY

By: Susan Wilkinson

Susan Wilkinst



KEVIN KAMENETZ
County Executive

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

March 13, 2013

11435 Red Lion Road LLC Robert Lang, Member P. O. Box 501 Joppa MD 21085

RE: Case Number: 2013-0172 A, Address: 11435 Red Lion Road

Dear Mr. Lang:

The above referenced petition was accepted for processing **ONLY** by the Bureau of Zoning Review, Department of Permits, Approvals, and Inspection (PAI) on January 18, 2013. 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. Cal Richal &

W. Carl Richards, Jr. Supervisor, Zoning Review

WCR: jaf

Enclosures

c: People's Counsel
David H. Karceski, Esquire, 210 W. Pennsylvania Avenue, Suite 500, Towson MD 21204

BALTIMORE COUNTY, MARYLAND INTEROFFICE CORRESPONDENCE

TO:

Arnold Jablon, Director

Department of Permits, Approvals

And Inspections

FROM:

Dennis A. Kennedy, Supervisor

Bureau of Development Plans

Review

SUBJECT:

Zoning Advisory Committee Meeting

For January 28, 2013

Item Nos. 2013-0151,0153,0154,0156,0157,0158,0159,0160,0161,0162,

0163,0164,0165,0166,0167,0168,0169, and 0172.

DATE: January 30, 2013

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

DAK:CEN Cc: file SKAA State Highway Administration S

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

MARYLAND DEPARTMENT OF TRANSPORTATION

Darrell B. Mobley, Acting Secretary Melinda B. Peters, Administrator

Date: 1-25-13

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

RE: Baltimore County

Item No 2013-0172-A

Variance

11435 Red Lion Road, LLC

11435 Red Lion Roed.

Dear Ms. Lewis:

Thank you for the opportunity to review your referral request on the subject of the above captioned. We have determined that the subject property does not access a State roadway and is not affected by any State Highway Administration projects. Therefore, based upon available information this office has no objection to Baltimore County Zoning Advisory Committee approval of Item No. 2013-0172-A

Should you have any questions regarding this matter, please contact Richard Zeller at 410-545-5598 or 1-800-876-4742 extension 5598. Also, you may E-mail him at (rzeller@sha.state.md.us).

Sincerely,

Steven D. Foster, Chief

Access Management Division

SDF/raz

RE: PETITION FOR VARIANCE

11435 Red Lion Road; S/S Red Lion Road,
241' SW of c/line Allender Road

11th Election & 5th Councilmanic Districts
Legal Owner(s): 11435 Red Lion Road, LLC

Petitioner(s)

* BEFORE THE OFFICE

OF ADMINSTRATIVE

HEARINGS FOR

* BALTIMORE COUNTY

* 2013-172-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.

Peter Max Zummerman

PETER MAX ZIMMERMAN
People's Counsel for Baltimore County

Comple S Demlio

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

RECEIVED

JAN 2 4 2013

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on this 24th day of January, 2013, a copy of the foregoing Entry of Appearance was mailed to David Karceski, Esquire, 210 W. Pennsylvania Avenue, Suite 500, Towson, Maryland 21204, Attorney for Petitioner(s).

Peter Max Zummerman

PETER MAX ZIMMERMAN
People's Counsel for Baltimore County

Case No.: 2013-0172-A

Exhibit Sheet

Dun 13

Alp.19-13

Petitioner/Developer

Protestants

No. 1	Site Plan	
No. 2	CV-Richardson	
No. 3	My Neighborhood Map	
No. 4	Inquisition	
No. 5		
No. 6		
No. 7		
No. 8		
No. 9		
No. 10		
No. 11		
No. 12		

30 E. Padonia Road, Suite 500 Timonium, Maryland 21093

tel. 410-560-1502 fax 443-901-1208

Patrick C. Richardson, Jr., PE 30 E. Padonia Road, Suite 500 Timonium, Maryland 21093

EDUCATION

BSCE University of Delaware, 1982

Professional Engineer in Maryland 1988, Virginia 1993, Washington DC 1997, Delaware 1997

WORK EXPERIENCE

October 1999 to Present, Richardson Engineering, LLC

Owner of engineering firm specializing in Commercial and Residential Land Development. Work includes preparation of zoning plats, site development plans and project management for site development projects. Projects including: Giant Food Stores in Baltimore City and County, Krispy Kreme Stores in Maryland, Verizon switch station expansions in Maryland, Parkway 100 and Techwood Center in Anne Arundel County, and Columbia Technology Campus in Howard County.

July 1999 to September 1999, Purdum and Jeschke, LLC

Chief engineer responsible for preparation of layout and construction documents for commercial land developments. Work included preparation of zoning plats, site development plans and project management for sites in Maryland. Projects including: Loyola College play fields, Baltimore City. Md.; St Paul's Lutheran Church, Baltimore Co.; Red Star Yeast, Baltimore City; Giant Food Stores in Baltimore City.

February 1997 to June 1999, William Monk, Inc.

Chief engineer responsible for preparation of layout and construction documents for commercial land developments. Work included preparation of zoning plats, site development plans and project management for sites in Maryland and Washington DC.

Major projects including: Edmondson Square Shopping Center, Baltimore City, Md. Amoco Oil Company, sites in Baltimore, Anne Arundel, Prince George's, Howard and Baltimore City. Chick-fil-A Restaurant, Baltimore, Anne Arundel and Frederick Co., Md. International Trade Center Office Warehouse, Anne Arundel Co. Md. KFC Restaurants in Maryland and Washington DC.

April 1986 to Jan. 1997, STV Incorporated

Project Manager in the Site Development Department. Responsible for supervision of the preparation of design documents for the department, including review and sealing all documents submitted to reviewing agencies.

Major projects including: The New International Terminal at BWI Airport: Responsible for management of the civil aspects of the site construction including airfield taxiway and hardstand construction, reconstruction of the existing roadways and extention of the upper level roadway bridge to service the building addition. FILA Warehouse - 650,000 SF warehouse in Brandon Woods Industrial Park, Anne Arundel County, Md. Work included coordination with ongoing infrastructure grading, utilities, construction and sediment control for the adjacent activities. FILA Warehouse - 500,000 SF warehouse in Holabird Industrial Park, Baltimore City, Md. Work included getting permission to construct across Municipal Utilities, and Chesapeake Bay Critical Area mitigation. Amoco Oil Company Convenience

PETITIONER'S

EXHIBIT NO.

2

Mart on Route 140 and Sandymount Road, Carroll County, Md. Blockbuster Video - New store in Jacksonville, Baltimore County, Md. EXXON Company USA - Demolish and Rebuild' Belvedere and York Roads, Baltimore City, Md. Parkway Crossing Shopping Center - Work included reconstruction for several stores, and a new culvert and access from Perring Parkway including a State Highway Access Permit and WRA approval. Old Dominion Freight Lines - 25,000 SF Addition to existing warehouse, Howard County, Md. Ashton Meadows 300 unit apartment complex in Howard County, Md. Sunrise House of Towson 56 unit three story assisted living facility, Baltimore County, Md. SCM Chemicals Hawkins Point Plant Numerous projects including (2) million gallon tanks and secondary containment, chlorinator replacement, railroad track improvements, technical center building addition and secondary containment for existing tanks. Work included a stormwater management master plan for the facility, Chesapeake Bay Critical Area mitigation and railroad track design. National Gypsum - Canton Plant expansion including dock improvements, storm water management for the Chesapeake Bay Critical Area, grading, utilities, and sediment control. Bayview Medical Campus - Design of infrastructure for the first phase of development of the campus including 0.6 mile road and utilities, and a 19 acre park with a pond.

February 1985 to March 1996, Spellman, Larson and Associates Engineer/Designer/Draftsman for land development projects in Baltimore County

May 1982 to January 1985, CBI Industries

Engineer for construction of steel plate structures. Field engineer responsible for layout of materials, and coordination with field personnel. Worked on the Peach Bottom No. 2 Recirculation and Reheat Piping Replacement preparing procedures and policies for the construction and field supervision of the work.

0012006 088

RW 86-037 JO 7-143-1 Dist 11c5

Acct: 11-08-004980

BALTIMORE COUNTY, MARYLAND

a body corporate and politic

EDWARD A. BULL

IN THE

CIRCUIT COURT FOR

BALTIMORE COUNTY

CALE NO LO 13-6-96-6967

INOUISITION

INQUISITION made and taken at Bar in the Circuit Court for Baltimore County, in the matter of the Petition of Baltimore County, Maryland, a body corporate and politic, for the condemnation of the property hereinafter mentioned, witnesseth:

That, I, the Judge, whose name is hereunto subscribed and whose seal is hereunto affixed, hereby fix the damages which the Defendant will sustain by the taking, use and occupation of the following property:

Being a portion of all that parcel of land located in the 11th Election District of Baltimore County, Maryland, containing 0.238 ac. ± (10,369 sq. ft.) in fee simple, absolute, of which 0.065 ac. ± (2,850 sq. ft.) consists of existing paving; a severed area containing $0.005 \pm (219 \text{ sq. ft.})$ in fee simple, absolute; a revertible slope easement area containing 0.021 ac. ± (912 sq. ft.); and a temporary construction area containing 0.009 ac. ± (375 sq. ft.). All as more fully shown and described on Baltimore County Plat #RW 86-037-6, attached hereto and made a part hereof.

Having heard the evidence and duly considered the same, I do find and determine that:

It is necessary for the Plaintiff to condemn the said property and that the damages sustained by the Defendant because of the taking of his fee simple interest and estate in and to the parcel of land hereinbefore particularly described and the property and rights as set forth in the Petition are the sum of:

> Thirteen Thousand Six Hundred and Fifty Dollars (\$13,650.00).

This sum is inclusive of any and all interest which may or will accrue on said sum.

BA CIRCUIT COURT (Land Recoves ARMS NO 85 12006, p. 0088, Pri

HK DATE 1/27/97

PETITIONER'S

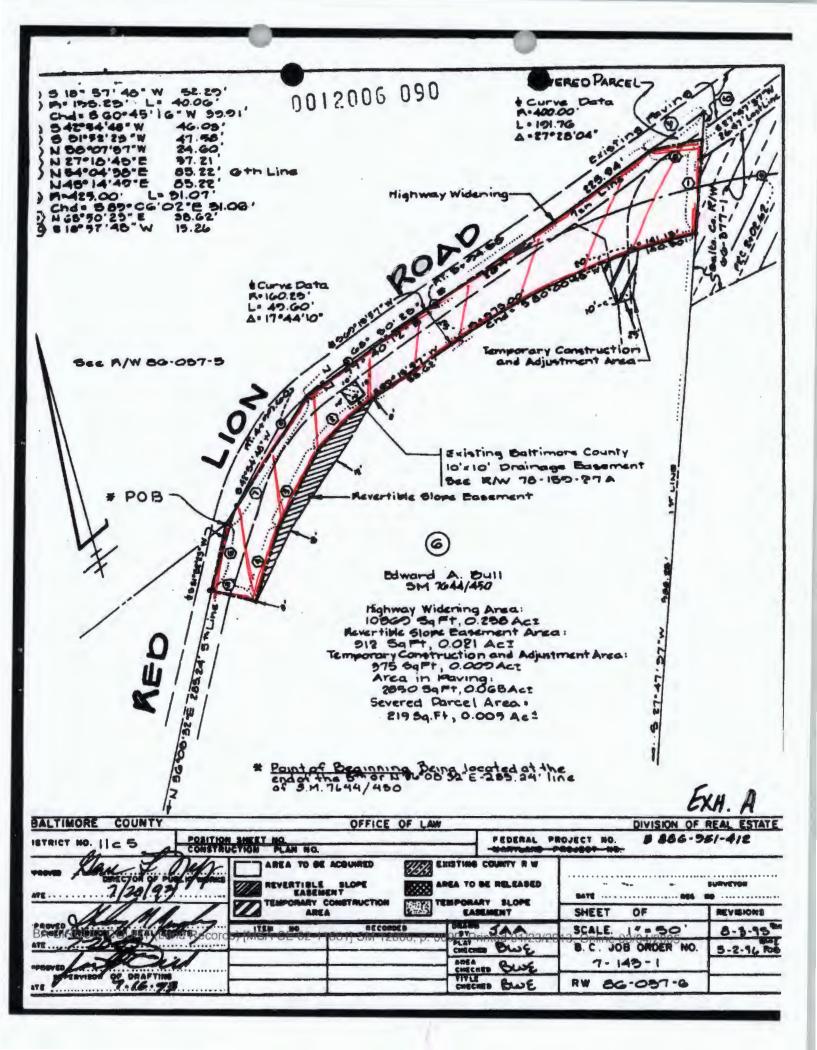
EXHIBIT NO.

012006 089

THAT upon the payment of said sum to the Defendant, subject to the adjustment to the date payment is made to the Defendant, of all state and municipal real estate taxes and public charges, and subject to the satisfaction by the Defendant of all mortgages, judgments and encumbrances, if any, the title to the property shall be held and become vested in Baltimore County, Maryland, clear and discharged of any claims, liens and demands of the Defendant and the said Baltimore County, Maryland, shall thereupon have the right to immediate possession of said property.

WITNESS HEREOF, I, the Judge, have hereunto set my hand and seal this vo day of Lumbo, 1996.

Judge Judge



* RW #86-037	0012006 091							
Item #6								
I Rai	State of Maryland Land Instrument Intake timore City							
	remation provided is for the use of the Clerk's Office, State Dep Assessments and Taxation, and County Finance Office on	ermont of						
	Assessments and Taxation, and County Finance Office on (Type or Print in Black Ink Only—All Copies Must Be Le							
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of Instruments	Deed of Trust Lease Other	Other Cn BARD						
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(if Applicable)	Recordation State Transfer	the extraorphism is the contract of						
e or Explain Authorit	Andre for a sufferior tree explain as a second							
_}	Consideration Amount Purchase Price/Consideration \$	Finance Office Use Only Transfer and Recordation Tax Consideration						
Consideration and Tax	Any New Mortgage \$	Transfer Tax Consideration \$						
Calculations	Balance of Existing Mortgage \$ Other:	X()% × \$						
	Ouer:	Total Transfer Tax = \$						
	Other: \$ 13,650,00	Recordation Tax Consideration \$						
	Full Cash Value \$	X() per \$500 m \$						
	Amount of Fees Doc. 1	Dec. 2 Agent:						
Fees	Recording Charge \$	s gre						
X	Surcharge \$ State Recordation Tax \$	S Tax Bills						
Kon	State Transfer Tax 5	S C.B. Credit:						
y's	County Transfer Tax \$ Other \$	S As. Tax/Other:						
2116	Other s -0-	S A. Tawoulli						
0/	District Property Tax ID No. (1) Granter Liber/Feli 11 11-08-004980 7644/450	Map Parcel No. Var. LOG						
Property) Block (3b) Sect/AB(3c) Fint Bul. SqFt/Acrenge (4						
SDAT requires		0.238						
ibmission of all cable information	pares. The first in the contract of the contra	operty Boing Conveyed (2)						
maximum of 40	Other Property Identifiers (if applica	Water Motor Account No.						
aracters will be ked in accordance	Residential or Non-Residential Fee Simple or	County Bank (C. Amanus)						
the priority cited in	Partial Conveyance? Ves No Description/Amt. of Se	FVAcreage Transferred: Parcel cont 0.238 ac.						
il Property Article tion 3-104(g)(3)(i).	severed area cont 0.005 ac in fee s: If Partial Conveyance, List Improvements Conveyed.	mple, revert slope east cont 0.021 ac,						
	Doc. 1 - Granter(s) Name(s)	Doc. 2 - Granter(s) Name(s)						
Transferred	EDWARD A. BULL	•						
From	Doc. 1 - Owner(s) of Record, if Different from Granter(s)	Dec. 2 - Owner(s) of Record, if Different from Granter(s)						
	The second secon							
ransferred	Baltimore County, Haryland	Doc. 2 - Grantes(s) Name(s)						
То								
	New Owner's (Gra	Hd 21204						
Other Names	Doc. 1 - Additional Names to be Indexed (Optional)	Doc. 2 - Additional Names to be Indexed (Optional)						
o Be Indexed								
	Instrument Submitted By or Contact P	Return to Contact Person						
contact/Mail Information	Name: Bureau of Land Acquisition							
	Firm: County Office Building	Hold for Pickup						
	Towson, Hd 21204 Phone: (410, 887-3284 Return Address Provided							
	11 IMPORTANT: BOTH THE ORIGINAL DEED AND	A PHOTOCOPY MUST ACCOMPANY EACH TRANSFER						
	Assessment Ves No Door transfer include name	nveyed be the grantee's principal residence?						
F 3 2	Information I Tes Division include person	nau property: 11 yes. racinaly.						
HANSFER Dire	principle measurement on communication of the state of	yes, attach copy of survey (if recorded, no copy required).						
Direc	Assessment Use Only - D Terminal Verification Agricultural Verification	Not Write Below This Line Pert Tran. Process Verification						
	Transfer Number: Date Receives:	Deed Rolespace: Assigned Property No.: Map Sub Block						
Director of Finance DRE COUNTY MARY Authorized Seglature	Land Zonina	Grid Plet Lat						
ST NEW	Ruildings UP9 Total Town C							
MAN AN	REWARKS:	aleksi rilangani maja likerakan daga da kima maji tala dan sagata na majan ga da manara ta maya na maja na						
11 20								
ROUNT COURT	Land Records) [MSA CE 62 11861] SM 12006, p. 00	01. Printed 01/23/2013. Online 03/04/2005.						
NO E	Distribution: White - Clerk's Office Canary - SDAT	- Marie and American and Americ						
	Pink - Office of Finance							
	Goldenrod - Preparer AOC-CC-300 (6/95)							

PLEASE PRINT CLEARLY

CASE NAME 11435 Red LION Rd. CASE NUMBER 2013-172-A
DATE 3/18/13

PETITIONER'S SIGN-IN SHEET

NAME	ADDRESS	CITY, STATE, ZIP	E- MAIL
David Kancesty	Venuste LLY	Tonson, MD	Skarces Ki flveratsk. com
Justin Williams	210 W. JENN. AM SOME	White MARSH NEWILL	12 Balla Ball Ball - Com
RICK RICHARDSON	30 E PADONIA SUITE 500	TIMONIUM, MD 21093	RICKO RICHARDSON ENGINEERING. NET
O CONTRACTOR	Je D Thought Jolie Jee	((Magioto 1-1) They are to	Hite Market 200 Engineering.
•			
	•		

CASE NO. 2013-012-A

Support/Oppose/

CHECKLIST

Comment Received	<u>Department</u>	Conditions/ Comments/ No Comment
13013	DEVELOPMENT PLANS REVIEW (if not received, date e-mail sent)	N/C
	DEPS (if not received, date e-mail sent)	
	FIRE DEPARTMENT	
	PLANNING (if not received, date e-mail sent)	
1125113	STATE HIGHWAY ADMINISTRATION	NOOD
	TRAFFIC ENGINEERING	<u></u>
	COMMUNITY ASSOCIATION	
	ADJACENT PROPERTY OWNERS	
ZONING VIOLAT	ION (Case No.	
PRIOR ZONING	(Case No.	
NEWSPAPER ADV	VERTISEMENT Date: 2/2/13 Date: 2/3/6/13	by Black
PEOPLE'S COUNS	EL APPEARANCE Yes No 🔲	
PEOPLE'S COUNS	EL COMMENT LETTER Yes No	
Comments, if any: _		

Ink 12/2/99

IN RE: PETITION FOR ADMIN. VARIANCE

S/S Red Lion Road, 180 ft. W of centerline of Allender Road 11th Election District 5th Councilmanic District (11445 Red Lion Road)

Edward A. Bull Petitioner

- * BEFORE THE
- * DEPUTY ZONING COMMISSIONER
- * OF BALTIMORE COUNTY
- * CASE NO. 00-169-X

ORDER OF DISMISSAL

The Petitioner herein filed a Petition for Special Exception for the property located at 11445 Red Lion Road in the Loreley area of Baltimore County. A special exception was requested from the Baltimore County Zoning Regulations (B.C.Z.R.) for a Class II Trucking Facility for this property which is currently zoned ML; and,

WHEREAS, a letter dated November 16, 1999 was received from the Petitioner's attorney, Newton A. Williams, Esquire, requesting that this matter be dismissed without prejudice.

IT IS THEREFORE, ORDERED by the Deputy Zoning Commissioner of Baltimore County, this day of November, 1999, that the hereinabove Petition for Special Exception be and is hereby DISMISSED, without prejudice.

TIMOTHY M. KOTROCO

DEPUTY ZONING COMMISSIONER

FOR BALTIMORE COUNTY

TMK:raj

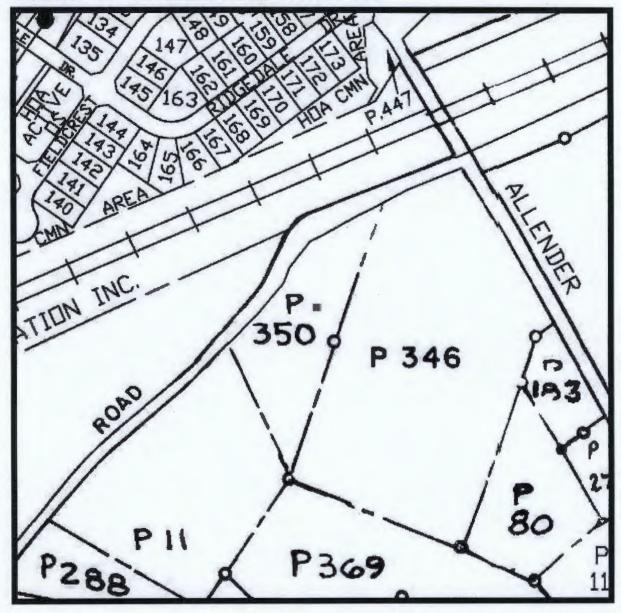
Maryland Department of Assessments and Taxation Real Property Data Search (vw3.1A) BALTIMORE COUNTY Go Back
View Map
New Search
GroundRent
Redemption
GroundRent
Registration

						Owner Infor	mation						
Owner Name: 11435 RED LION ROAD Mailing Address: PO BOX 501 JOPPA MD 21085-0501						С	<u>Use:</u> Principal Residence: Deed Reference:				INDUSTRIAL NO 1)/21166/00044 2)		
					Locati	on & Structur	re Informatio	n					
	s Address D LION RD					3.0	gal Descript 470 AC						
Map 0073	<u>Grid</u> 0008	Parce 0350	l Sub Dist	rict	Subdivisi 0000			ock Lo	ot Asse	essment Ar	ea	Plat No: Plat Ref:	
Special '	Γax Areas			Town Ad Val		NO	NE						
Primary 1979	Structure	Built		Encl 3900	osed Area		Property 3.0500 AC	Land Are	<u>a</u>	<u>C</u>	ounty L	J <u>se</u>	
Stories	Baseme		<u>Type</u> STORAGE GAR		<u>erior</u>								
						Value Infor	mation						
Land			Base Value	Value As Of 01/01/2	013	Phase-in As As Of 07/01/2012	As Of 07/01/20	013					
Land Improve Total:			376,200 276,700 652,900	376,200 263,800 640,000)	652,900	640,000						
Preferei	ntial Land:		0			Transfer Info	0						
C. II	DILLE	DIVARE				I ranster into		12/22/200	04	Duiana	\$485	000	
Seller: Type:	BULL E		IMPROVED			,	Date: Deed1:	/21166/ 0		Price: Deed2:	9403	,000	
Seller: Type:			LIAM JOE,SR I IMPROVED	_			Date: Deed1:	08/18/19 /07644/ (Price: Deed2:	\$132	,400	
Seller: Type:			•				Date: Deed1:			Price: Deed2:			
7					1	Exemption In	formation						
County State		sessme	nts				Class 000 000 000		07/01/2012 0.00 0.00 0.00		0.00	2013	
Municip									Special	Tax Recap	ture:		
Municij Tax Exe Exempt		,								1,01,0			

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

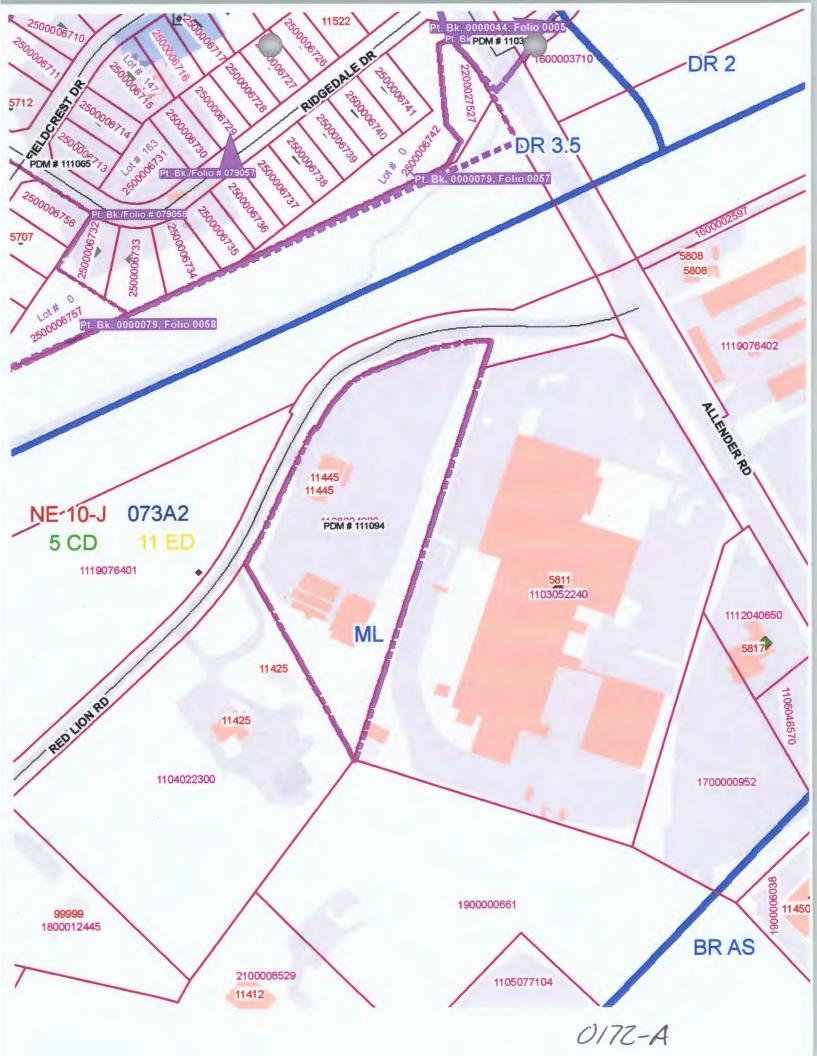
Go Back View Map New Search

District - 11 Account Number - 1108004980

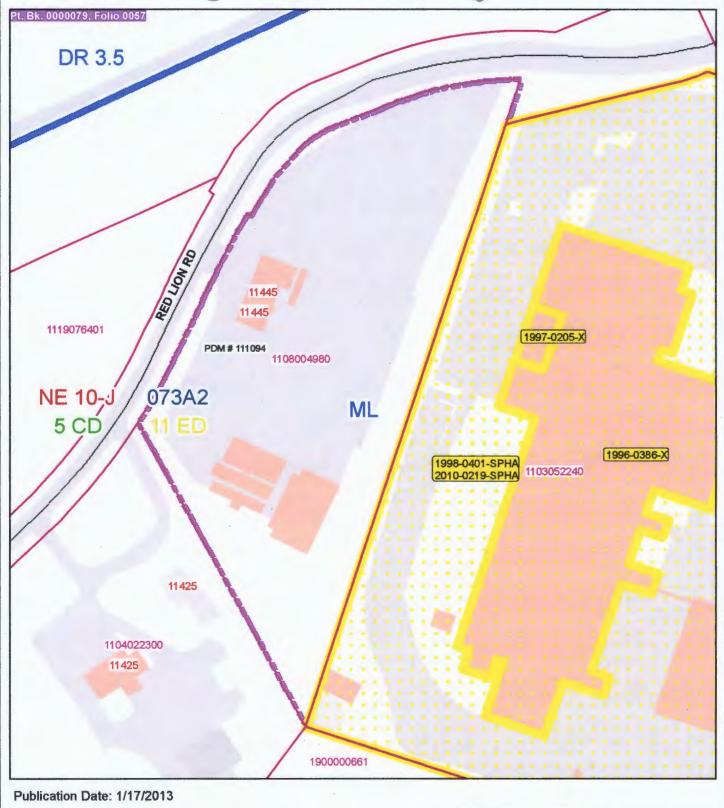


The information shown on this map has been compiled from deed descriptions and plats and is not a property survey. The map should not be used for legal descriptions. Users noting errors are urged to notify the Maryland Department of Planning Mapping, 301 W. Preston Street, Baltimore MD 21201.

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.



11465 Red Lion Road 20160172-A





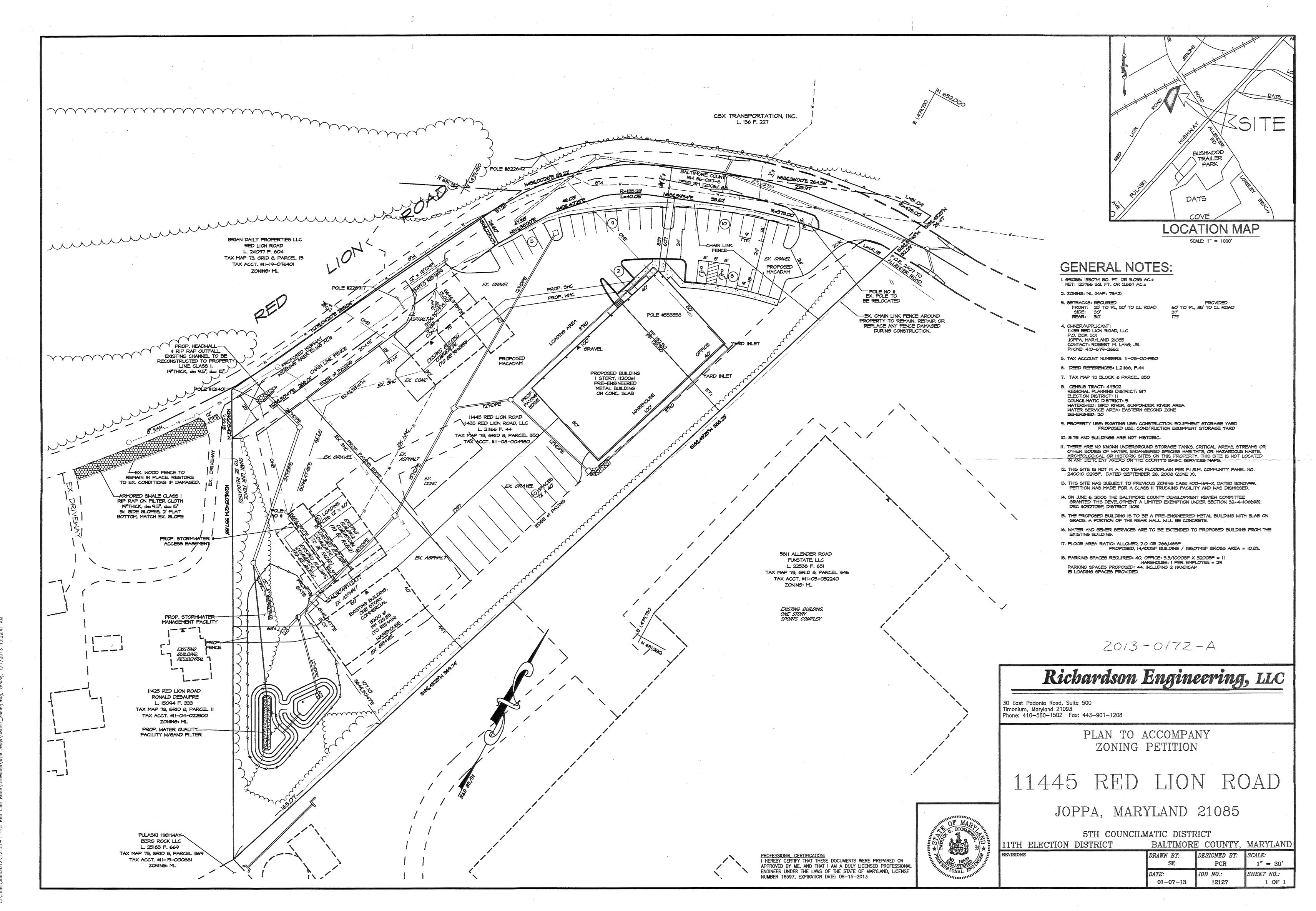
Publication Agency: Permits, Approvals & Inspections Projection/Datum: Maryland State Plane, FIPS 1900, NAD 1983/91 HARN, US Foot

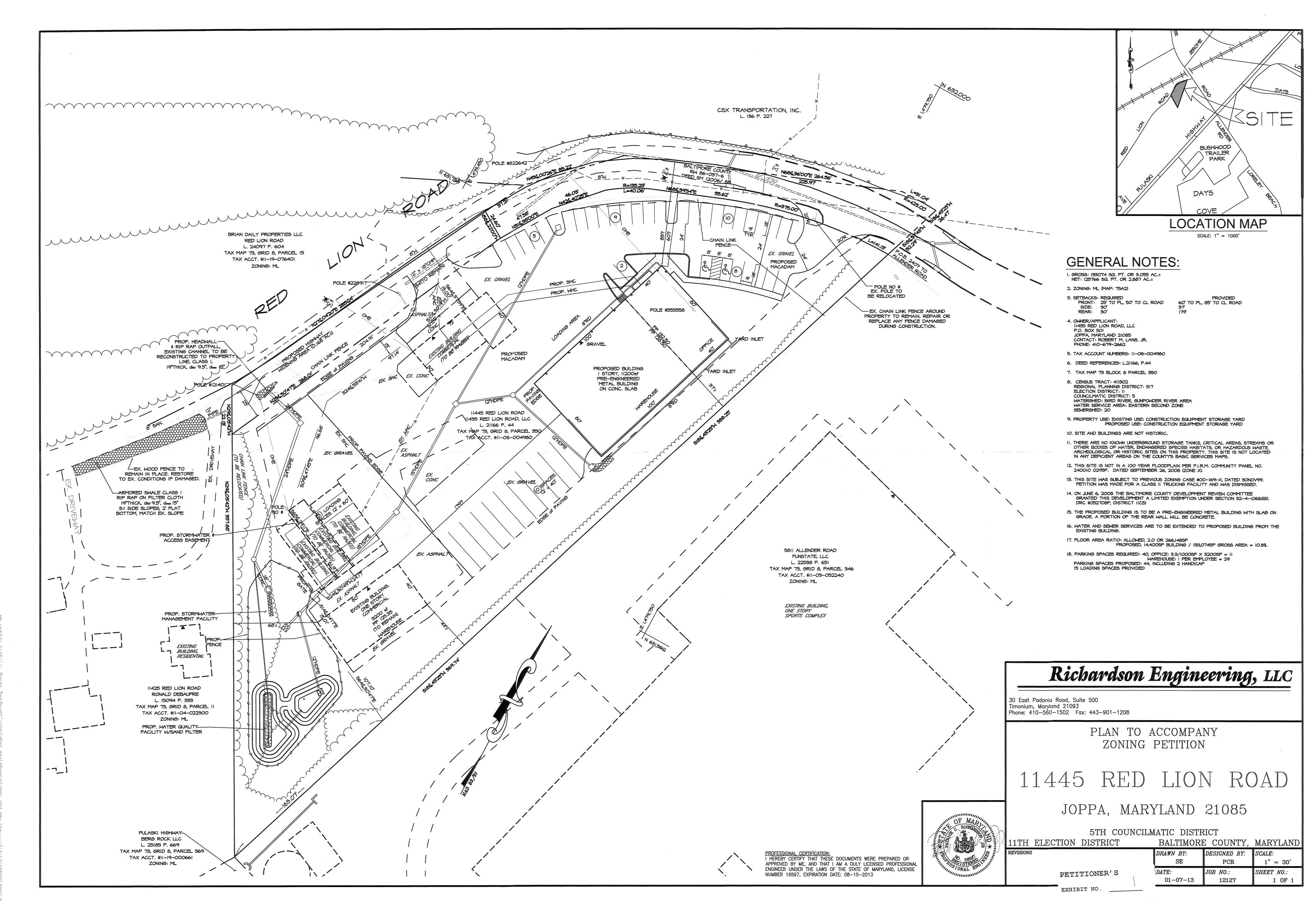


0 25 50 100 150 200 Feet

1 inch = 100 feet







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