#### MEMORANDUM

DATE:

July 16, 2013

TO:

Zoning Review Office

FROM:

Office of Administrative Hearings

RE:

Case No. 2013-0250-A - Appeal Period Expired

The appeal period for the above-referenced case expired on July 15, 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

(Reisterstown Road)

3<sup>rd</sup> Election District

2<sup>nd</sup> Councilman District

Woodholme Properties Ltd. Partnership

& Greenebaum and Rose Investments, Ltd.

Legal Owners

Petitioners

OF ADMINISTRATIVE
HEARINGS FOR

BALTIMORE COUNTY

CASE NO. 2013-0250-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 the legal owners of the subject property. The Petitioners are requesting Variance relief from Sections 450.4 Attachment 1.7(b)(IX) and 450.4 Attachment 1.7(d)(V) and (d)(VII) of the Baltimore County Zoning Regulations (B.C.Z.R.), to permit: (1) a freestanding joint identification sign to display 12 lines of text with a sign copy a minimum of 4 inches in height in lieu of the permitted 5 lines of text and required 8 inch height for a sign copy (Pylon Sign II (South); and (2) a freestanding joint identification sign with a sign face/area of 114 square feet and sign height of 16 ft. in lieu of the permitted sign face/area of 100 square feet and sign height of 12 feet (Pylon Sign IV [North]).

The subject property and requested relief is more fully depicted on the site plan that was marked and accepted into evidence as Petitioners' Exhibit 1A & 1B.

Appearing at the public hearing in support of the requests was John Fitzpatrick, Jack deVilliers and Joe Ucciferro, from Bohler Engineering, the firm that prepared the site plan. David H. Karceski, Esquire represented the Petitioners. There were no Protestants or interested citizens in attendance, and the file does not contain any letters of protest or opposition. The file reveals that the Petition was properly advertised and the site was properly posted as required by the ORDER RECEIVED FOR FILING

Date 6 14 13

Baltimore County Zoning Regulations.

There were no substantive Zoning Advisory Committee (ZAC) comments received.

Testimony and evidence revealed that the subject property is approximately 13.674 acres and is zoned BM and OR2. The site is improved with a commercial center known as Festival at Woodholme Shopping Center. The owners of the center would like to update the signage for the facility, and propose to install two pylon signs along Reisterstown Road, as shown on Exhibit 1B. The plan indicates that the shopping center has 1120 feet of frontage on Reisterstown Road. The Petitioners require variance relief to install the proposed signs.

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).

Petitioners have met this test. The split-zoned property is of very irregular dimensions and shape, and is thus unique for zoning purposes. If the B.C.Z.R. were strictly enforced, the Petitioners would indeed suffer a practical difficulty, given they would be unable to install adequate signage to gain attention of motorists on this busy roadway. 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 absence of County and /or community opposition.

Pursuant to the advertisement, posting of the property and public hearing on this Petition, and for the reasons set forth above, the variance relief requested shall be granted

THEREFORE, IT IS ORDERED, this <u>14th</u> day of June, 2013, by the Administrative Law ORDER RECEIVED FOR FILING

Date 6 14 13

2

Judge for Baltimore County, that the Petition for Variance seeking relief pursuant to Baltimore County Zoning Regulations ("B.C.Z.R") to permit: (1) a freestanding joint identification sign to display 12 lines of text with a sign copy a minimum of 4 inches in height in lieu of the permitted 5 lines of text and required 8 inch height for a sign copy (Pylon Sign II (South); and (2) a freestanding joint identification sign with a sign face/area of 114 square feet and sign height of 16 ft. in lieu of the permitted sign face/area of 100 square feet and sign height of 12 feet (Pylon Sign IV [North]), be and is hereby GRANTED.

The relief granted herein shall be subject to the following:

Petitioners may apply for appropriate permits and be granted same upon receipt of
this Order; however, Petitioners are hereby made aware that proceeding at this
time is at their own risk until such time as the 30-day appellate process from this
Order has expired. If, for whatever reason, this Order is reversed, Petitioners
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

Date\_

By\_



KEVIN KAMENETZ County Executive

LAWRENCE M. STAHL
Managing Administrative Law Judge
JOHN E. BEVERUNGEN
Administrative Law Judge

June 14, 2013

David H. Karceski, Esquire 210 W. Pennsylvania Ave Suite 500 Towson, Maryland 21204

RE: Petitio

Petitions for Variance

Case No. 2013-0250-A

Property: Reisterstown 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 É. BEVERUNGEN Administrative Law Judge for Baltimore County

JEB:sin Enclosure



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 1809, 1819, and 1829 Reisterstown Road which is presently zoned BM, OR2 10 Digit Tax Account # 2100001178 , 2100001177 Deed References: 7812/107, 10354/379

Property Owner(s) Printed Name(s)	Woodholme Properties Limited Partne	Statip, Otoeriobaum and I toso	
(SELECT THE HEARING(S) BY MARKING X AT 1	THE APPROPRIATE SELECTION A	AND PRINT OR TYPE THE PE	TITION REQUEST)
The undersigned legal owner(s) of the proper and plan attached here	rty situate in Baltimore County reto and made a part hereof, h		in the description
a Special Hearing under Section 500.7 or not the Zoning Commissioner should appro		Baltimore County, to det	termine whether
a Special Exception under the Zoning I	Regulations of Baltimore Cou	nty to use the herein des	scribed property for
X a Variance from Section(s)			
SEE ATTACHED SHEET	3		
TO BE DETERMINED AT H	HEARING		¢
r we, agree to pay expenses of above petition(s), adverti I restrictions of Baltimore County adopted pursuant to the gal Owner(s) Affirmation: I / we do so solemnly declare	ising, posting, etc. and further agree to zoning law for Baltimore County.		
operty is to be posted and advertised as prescribed by the rwe, agree to pay expenses of above petition(s), advertid restrictions of Baltimore County adopted pursuant to the gal Owner(s) Affirmation: I / we do so solemnly declare lich is the subject of this / these Petition(s).  Ontract Purchaser/Lessee:	ising, posting, etc. and further agree to zoning law for Baltimore County. and affirm, under the penalties of pe	erjury, that I / We are the legal	
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or we, agree to pay expenses of above petition(s), advertid restrictions of Baltimore County adopted pursuant to the gal Owner(s) Affirmation: I / we do so solemnly declare ich is the subject of this / these Petition(s).  Interpretation of the series of	Legal Owners Legal Owners Legal Owners  SEE ATTACHED S  Name #1 - Type of Session Signature  David H. Karoes  Name - Type of F  Signature  MD 210 W. Pennsyl  State Mailing Address  Mailing Address  Mailing Address	Signature  City  Telephone #  ve to be contacted:  Evania Ave., Ste. 500 Towson  City	owner(s) of the property 2 - Type or Print e # 2 State Email Address

#### **Petition for Variance**

#### **Attached Sheet 1**

Legal Owner: 1809 Reisterstown Road

Woodholme Properties Limited Partnership, a Maryland limited partnership

By: FW Woodholme GP, LLC, a Delaware limited liability company, its general partner

By: GRI-Regency, LLC, a Delaware limited liability partnership, its sole member

By: Regency Centers, L.P. A Delaware limited partnership, its managing member

By: Regency Centers Corporation, a Florida corporation, its general partner

By: Setham

Print Name: Done Enec PEDHAM

Its: VIE POSTOBELL

Date: 04/09/13.

#### **Petition for Variance**

#### **Attached Sheet 2**

Legal Owner – 1819 Reisterstown Road

Greenebaum and Rose Investments Limited Partnership, a Maryland Limited Partnership

By: Greenerose, Inc. a Maryland Corporation, its general partner

Print Name: Mark A. BENNETT

Its: VICE PRESIDENT

Date: 4/4/13

#### Petition for Variance Attached Sheet 3

#### 1809, 1819 and 1829 Reisterstown Road

- 1. Variance from BCZR Section 450.4 Attachment 1.7(b)(IX) to allow a freestanding joint identification sign to display 12 lines of text with a sign copy a minimum of 4 inches in height in lieu of the permitted 5 lines of text and required 8 inch height for sign copy (Pylon Sign II (South)).
- 2. Variance from BCZR Section 450.4 Attachment 1.7(d)(V) and (d)(VII) to allow a freestanding joint identification sign with a sign face/area of 114 square feet and sign height of 16 feet in lieu of the permitted sign face/area of 100 square feet and sign height of 12 feet (Pylon Sign IV (North)).



01 Dulaney Valley Road, Suite 801 Towson, MD 21204 PHONE 410.821.7900

FAX 410.821.7987

ZONING DESCRIPTION LOTS 1, 2 AND 3

2013-0250-X

LOT 1 THE LAND OF WH-I LAND, LLC LIBER 25712 FOLIO 502 3RD ELECTION DISTRICT BALTIMORE COUNTY, MD

LOT 2

THE LAND OF

GREENEBAUM AND ROSE INVESTMENTS LIMITED PARTNERSHIP **LIBER 10354 FOLIO 379** 3<sup>RD</sup> ELECTION DISTRICT BALTIMORE COUNTY, MD

#### LOT 3

THE LAND OF WOODHOLME PROPERTIES LIMITED PARTNERSHIP LIBER 7812 FOLIO 107 3RD ELECTION DISTRICT BALTIMORE COUNTY, MD

BEGINNING AT A POINT ON THE EASTERLY RIGHT-OF-WAY LIMITS OF REISTERSTOWN ROAD - MD RTE. 140 (VARIABLE WIDTH RIGHT-OF-WAY), WHICH IS 130 FEET NORTH OF THE INTERSECTION OF SAID REISTERSTOWN ROAD WITH HOOKS LANE (60' WIDE RIGHT-OF-WAY), THENCE DEPARTING SAID EASTERLY RIGHT-OF-WAY LIMITS AND WITH THE DIVISION LINE BETWEEN THE REISTERSTOWN ROAD RIGHT-OF-WAY ON THE WEST AND THE LAND OF WOODHOLME PROPERTIES LIMITED PARTNERSHIP (LIBER 7812 FOLIO 107) ON THE EAST:

- NORTH 42 DEGREES 07 MINUTES 40 SECONDS WEST, 86.16 FEET TO A POINT, THENCE:
- CONTINUING NORTH 27 DEGREES 43 MINUTES 54 SECONDS WEST, 59.14 FEET TO A POINT, THENCE;
- NORTH 41 DEGREES 53 MINUTES 18 SECONDS WEST, 969.97 FEET TO A POINT, THENCE:
- CONTINUING NORTH 47 DEGREES 15 MINUTES 54 SECONDS EAST, 81.64 FEET TO A POINT, THENCE;
- CONTINUING SOUTH 42 DEGREES 44 MINUTES 06 SECONDS EAST, 47.81 FEET TO A POINT, THENCE;
- CONTINUING 52.71 FEET ALONG THE ARC OF CURVE TO THE RIGHT, HAVING A RADIUS OF 630.00 FEET, A CENTRAL ANGLE OF 04 DEGREES - 47 MINUTES - 39 SECONDS, AND A CHORD BEARING AND DISTANCE OF SOUTH 42 DEGREES - 31 MINUTES - 58 SECONDS WEST, 52.70 FEET TO A POINT, THENCE;
- CONTINUING NORTH 40 DEGREES 08 MINUTES 09 SECONDS EAST, 19.99 FEET TO A POINT, THENCE; OTHER OFFICE LOCATIONS:
- Southborough, MA 508.480.9900
- · Philadelphia, PA 267,402,3400
- Albany, NY 518.438.9900

301.809.4500

- Bowie, MD
- · Ronkonkoma, NY 631.738.1200
- Sterling, VA 703.709.9500
- · Warren, NJ 908.668.8300
- Warrenton, VA 540.349.4500
- · Center Valley, PA 610.709.9971
- Fort Lauderdale, FL 954.202.7000
- · Chalfont, PA 215.996.9100
- Tampa, FL 813.379.4100



- 8. CONTINUING 91.08 FEET ALONG THE ARC OF CURVE TO THE RIGHT, HAVING A RADIUS OF 1,592.33 FEET, A CENTRAL ANGLE OF 03 DEGREES 16 SECONDS 39 MINUTES, AND A CHORD BEARING AND DISTANCE OF NORTH 41 DEGREES 46 MINUTES 29 SECONDS EAST, 91.07 FEET TO A POINT OF CURVATURE, THENCE;
- 9. CONTINUING NORTH 43 DEGREES 24 MINUTES 48 SECONDS EAST, 97.72 FEET TO A POINT OF CURVATURE, THENCE;
- 10. CONTINUING 62.84 FEET ALONG THE ARC OF CURVE TO THE RIGHT, HAVING A RADIUS OF 180.00 FEET, A CENTRAL ANGLE OF 20 DEGREES – 00 MINUTES – 07 SECONDS, AND A CHORD BEARING AND DISTANCE OF SOUTH 53 DEGREES – 24 SECONDS – 51 MINUTES WEST, 62.52 FEET TO A POINT, THENCE;
- 11. CONTINUING SOUTH 26 DEGREES 35 MINUTES 05 SECONDS EAST, 15.00 FEET TO A POINT OF CURVATURE, THENCE;
- 12. CONTINUING 96.02 FEET ALONG THE ARC OF CURVE TO THE RIGHT, HAVING A RADIUS OF 165.00 FEET, A CENTRAL ANGLE OF 33 DEGREES 20 MINUTES 36 SECONDS, AND A CHORD BEARING AND DISTANCE OF SOUTH 80 DEGREES 05 MINUTES 13 SECONDS WEST, 94.67 FEET TO A POINT, THENCE;
- 13. CONTINUING SOUTH 06 DEGREES 45 MINUTES 31 SECONDS WEST, 20.00 FEET TO A POINT, THENCE;
- 14. CONTINUING 102.62 FEET ALONG THE ARC OF CURVE TO THE RIGHT, HAVING A RADIUS OF 145.00 FEET, A CENTRAL ANGLE OF 40 DEGREES – 33 MINUTES – 04 SECONDS, AND A CHORD BEARING AND DISTANCE OF SOUTH 62 DEGREES – 57 MINUTES – 57 SECONDS EAST, 100.50 FEET TO A POINT, THENCE;
- 15. CONTINUING SOUTH 42 DEGREES 41 MINUTES 25 SECONDS EAST, 36.09 FEET TO A POINT, THENCE;
- 16. CONTINUING 180.01 FEET ALONG THE ARC OF CURVE TO THE RIGHT, HAVING A RADIUS OF 465.00 FEET, A CENTRAL ANGLE OF 22 DEGREES – 10 MINUTES – 48 SECONDS, AND A CHORD BEARING AND DISTANCE OF SOUTH 31 DEGREES – 36 MINUTES – 01 SECONDS EAST, 178.89 FEET TO A POINT, THENCE;
- 17. CONTINUING 221.68 FEET ALONG THE ARC OF CURVE TO THE RIGHT, HAVING A RADIUS OF 400.00 FEET, A CENTRAL ANGLE OF 31 DEGREES 45 MINUTES 11 SECONDS, AND A CHORD BEARING AND DISTANCE OF NORTH 83 DEGREES 04 MINUTES 24 SECONDS EAST, 218.85 FEET TO A POINT, THENCE;
- 18. CONTINUING SOUTH 81 DEGREES 03 MINUTES 01 SECONDS EAST, 150.68 FEET TO A POINT OF CURVATURE, THENCE
- 19. CONTINUING 628.97 FEET ALONG THE ARC OF A CURVE TO THE LEFT, HAVING A RADIUS OF 700.00 FEET, A CENTRAL ANGLE OF 51 DEGREES – 28 MINUTES – 54 SECONDS, AND A CHORD BEARING AND DISTANCE OF NORTH 13 DEGREES – 11 SECONDS – 32 MINUTES WEST, 608.02 FEET TO A POINT, THENCE;
- 20. CONTINUING SOUTH 04 DEGREES 35 MINUTES 44 SECONDS WEST, 13.77 FEET TO A POINT OF CURVATURE, THENCE;
- 21. CONTINUING 0.49 FEET ALONG THE ARC OF CURVE TO THE RIGHT, HAVING A RADIUS OF 7,570.00 FEET, A CENTRAL ANGLE OF 00 DEGREES 00 MINUTES 13 SECONDS, AND



A CHORD BEARING AND DISTANCE OF SOUTH 48 DEGREES – 09 MINUTES – 11 SECONDS WEST, 0.49 FEET TO A POINT, THENCE;

- 22. CONTINUING SOUTH 48 DEGREES 07 MINUTES 39 SECONDS WEST, 24.38 FEET TO A POINT, THENCE;
- 23. CONTINUING NORTH 43 DEGREES 48 MINUTES 06 SECONDS WEST, 103.49 FEET TO A POINT, THENCE;
- 24. CONTINUING SOUTH 48 DEGREES 36 MINUTES 55 SECONDS WEST, 177.03 FEET TO A POINT, THENCE;
- 25. CONTINUING SOUTH 42 DEGREES 49 MINUTES 55 SECONDS WEST, 260.20 FEET TO THE POINT OF BEGINNING.

CONTAINING 569,424 SQUARE FEET OR 13.69 ACRES.





01 Dulaney Valley Road, Suite 801 Towson, MD 21204 PHONE 410.821.7900

FAX 410.821.7987

ZONING DESCRIPTION LOT 1

THE LAND OF WH-I LAND, LLC LIBER 25712 FOLIO 502 3<sup>RD</sup> ELECTION DISTRICT BALTIMORE COUNTY, MD 2013-0250-A

BEGINNING AT A POINT IN THE EASTERLY RIGHT-OF-WAY LIMITS OF REISTERSTOWN ROAD - MD RTE. 140 (VARIABLE WIDTH RIGHT-OF-WAY), WHICH IS 815 FEET NORTH OF THE INTERSECTION OF SAID REISTERSTOWN ROAD WITH HOOKS LANE (60' WIDE RIGHT-OF-WAY), THENCE DEPARTING SAID EASTERLY RIGHT-OF-WAY LIMITS AND WITH THE DIVISION LINE BETWEEN THE REISTERSTOWN ROAD RIGHT-OF-WAY ON THE WEST AND THE LAND OF WH-I LAND, LLC (LIBER 25712 FOLIO 502) ON THE EAST;

- NORTH 41 DEGREES 53 MINUTES 18 SECONDS WEST, 392.84 FEET TO A POINT, THENCE:
- 2. CONTINUING NORTH 47 DEGREES 15 MINUTES 54 SECONDS EAST, 81.64 FEET TO A POINT, THENCE;
- 3. CONTINUING SOUTH 42 DEGREES 44 MINUTES 06 SECONDS EAST, 47.81 FEET TO A POINT, THENCE;
- 4. CONTINUING 52.71 FEET ALONG THE ARC OF CURVE TO THE RIGHT, HAVING A RADIUS OF 630.00 FEET, A CENTRAL ANGLE OF 04 DEGREES - 47 MINUTES - 39 SECONDS, AND A CHORD BEARING AND DISTANCE OF SOUTH 42 DEGREES - 31 MINUTES - 58 SECONDS WEST, 52.70 FEET TO A POINT, THENCE;
- CONTINUING NORTH 40 DEGREES 08 MINUTES 09 SECONDS EAST, 19.99 FEET TO A POINT, THENCE;
- 6. CONTINUING 91.08 FEET ALONG THE ARC OF CURVE TO THE RIGHT, HAVING A RADIUS OF 1,592.33 FEET, A CENTRAL ANGLE OF 03 DEGREES - 16 SECONDS - 39 MINUTES, AND A CHORD BEARING AND DISTANCE OF NORTH 41 DEGREES - 46 MINUTES - 29 SECONDS EAST, 91.07 FEET TO A POINT OF CURVATURE, THENCE;
- 7. CONTINUING NORTH 43 DEGREES 24 MINUTES 48 SECONDS EAST, 97.72 FEET TO A POINT OF CURVATURE, THENCE;
- 8. CONTINUING 62.84 FEET ALONG THE ARC OF CURVE TO THE RIGHT, HAVING A RADIUS OF 180.00 FEET, A CENTRAL ANGLE OF 20 DEGREES - 00 MINUTES - 07 SECONDS, AND A CHORD BEARING AND DISTANCE OF SOUTH 53 DEGREES - 24 SECONDS - 51 MINUTES WEST, 62.52 FEET TO A POINT, THENCE;
- 9. CONTINUING SOUTH 26 DEGREES 35 MINUTES 05 SECONDS EAST, 15.00 FEET TO A POINT OF CURVATURE, THENCE;
- CONTINUING 96.02 FEET ALONG THE ARC OF CURVE TO THE RIGHT, HAVING A RADIUS OF 165.00 FEET, A CENTRAL ANGLE OF 33 DEGREES - 20 MINUTES - 36 SECONDS, AND A CHORD BEARING AND DISTANCE OF SOUTH 80 DEGREES - 05 MINUTES - 13 SECONDS WEST, 94.67 FEET TO A POINT, THENCE;

#### OTHER OFFICE LOCATIONS:

- · Albany, NY 518.438.9900
- Bowie, MD 301.809.4500
- Ronkonkoma, NY 631.738.1200
- Sterling, VA 703.709.9500
- Warren, NJ 908.668.8300
- Warrenton, VA 540.349.4500
- Center Valley, PA
- 610.709.9971 • Fort Lauderdale, FL 954.202.7000
- · Chalfont, PA 215.996.9100
- Tampa, FL 813.379.4100



- 11. CONTINUING SOUTH 06 DEGREES 45 MINUTES 31 SECONDS WEST, 20.00 FEET TO A POINT, THENCE;
- 12. CONTINUING 102.62 FEET ALONG THE ARC OF CURVE TO THE RIGHT, HAVING A RADIUS OF 145.00 FEET, A CENTRAL ANGLE OF 40 DEGREES 33 MINUTES 04 SECONDS, AND A CHORD BEARING AND DISTANCE OF SOUTH 62 DEGREES 57 MINUTES 57 SECONDS EAST, 100.50 FEET TO A POINT, THENCE;
- 13. CONTINUING SOUTH 42 DEGREES 41 MINUTES 25 SECONDS EAST, 36.09 FEET TO A POINT, THENCE;
- 14. CONTINUING 180.01 FEET ALONG THE ARC OF CURVE TO THE RIGHT, HAVING A RADIUS OF 465.00 FEET, A CENTRAL ANGLE OF 22 DEGREES 10 MINUTES 48 SECONDS, AND A CHORD BEARING AND DISTANCE OF SOUTH 31 DEGREES 36 MINUTES 01 SECONDS EAST, 178.89 FEET TO A POINT, THENCE;
- 15. CONTINUING 138.84 FEET ALONG THE ARC OF CURVE TO THE LEFT, HAVING A RADIUS OF 400.00 FEET, A CENTRAL ANGLE OF 19 DEGREES 53 MINUTES 14 SECONDS, AND A CHORD BEARING AND DISTANCE OF NORTH 57 DEGREES 15 MINUTES 11 SECONDS EAST, 138.14 FEET TO A POINT, THENCE;
- 16. CONTINUING SOUTH 47 DEGREES 18 MINUTES 35 SECONDS WEST, 334.41 FEET TO THE POINT OF BEGINNING.

CONTAINING 177,724 SQUARE FEET OR 4.08 ACRES.





1 Dulaney Valley Road, Suite 801 Towson, MD 21204 PHONE 410.821.7900

FAX 410.821.7987

METES AND BOUNDS DESCRIPTION LOT 3

THE LAND OF WOODHOLME PROPERTIES, LIMITED PARTNERSHIP LIBER 7812 FOLIO 107 3<sup>RD</sup> ELECTION DISTRICT BALTIMORE COUNTY, MD

2013-0250-A

BEGINNING AT A POINT IN THE EASTERLY RIGHT-OF-WAY LIMITS OF REISTERSTOWN ROAD - MD RTE. 140 (VARIABLE WIDTH RIGHT-OF-WAY), WHICH IS 130 FEET NORTH OF THE INTERSECTION OF SAID REISTERSTOWN ROAD WITH HOOKS LANE (60' WIDE RIGHT-OF-WAY), THENCE DEPARTING SAID EASTERLY RIGHT-OF-WAY LIMITS AND WITH THE DIVISION LINE BETWEEN THE REISTERSTOWN ROAD RIGHT-OF-WAY ON THE WEST AND THE LAND OF WOODHOLME PROPERTIES, LIMITED PARTNERSHIP (LIBER 7812 FOLIO 107) ON THE EAST;

- NORTH 42 DEGREES 07 MINUTES 40 SECONDS WEST, 86.16 FEET TO A POINT, THENCE;
- CONTINUING NORTH 27 DEGREES 43 MINUTES 54 SECONDS WEST, 59.14 FEET TO A POINT, THENCE:
- CONTINUING NORTH 41 DEGREES 53 MINUTES 18 SECONDS WEST, 312.02 FEET TO A POINT, THENCE:
- CONTINUING NORTH 47 DEGREES 52 MINUTES 20 SECONDS EAST, 185.58 FEET TO A POINT OF CURVATURE, THENCE;
- 5. CONTINUING 160.48 FEET ALONG THE ARC OF CURVE TO THE LEFT, HAVING A RADIUS OF 202.00 FEET, A CENTRAL ANGLE OF 45 DEGREES - 31 MINUTES - 06 SECONDS, AND A CHORD BEARING AND DISTANCE OF SOUTH 25 DEGREES - 08 MINUTES - 47 SECONDS WEST, 158.29 FEET TO A POINT, THENCE;
- CONTINUING NORTH 02 DEGREES 21 MINUTES 14 SECONDS EAST, 30.24 FEET TO A POINT, THENCE;
- CONTINUING SOUTH 89 DEGREES 02 MINUTES 20 SECONDS EAST, 43.01 FEET TO A POINT, THENCE;
- 8. CONTINUING NORTH 02 DEGREES 21 MINUTES 14 SECONDS EAST, 19.89 FEET TO A POINT OF CURVATURE, THENCE;
- CONTINUING 199.40 FEET ALONG THE ARC OF CURVE TO THE LEFT, HAVING A RADIUS OF 500.00 FEET, A CENTRAL ANGLE OF 22 DEGREES - 50 SECONDS - 57 MINUTES, AND A CHORD BEARING AND DISTANCE OF SOUTH 09 DEGREES - 04 MINUTES - 15 SECONDS EAST, 198.08 FEET TO A POINT OF CURVATURE, THENCE;
- 10. CONTINUING 186.67 FEET ALONG THE ARC OF CURVE TO THE RIGHT, HAVING A RADIUS OF 400.00 FEET, A CENTRAL ANGLE OF 26 DEGREES - 44 MINUTES - 17 SECONDS, AND A CHORD BEARING AND DISTANCE OF NORTH 85 DEGREES - 34 MINUTES - 51 SECONDS EAST, 184.98 FEET TO A POINT, THENCE;

#### OTHER OFFICE LOCATIONS:

- Southborough, MA 508.480.9900
- Philadelphia, PA 267,402,3400
- · Albany, NY 518.438.9900
- Bowie, MD 301.809.4500
- Ronkonkoma, NY
- 631.738.1200
- Sterling, VA 703.709.9500
- Warren, NJ 908.668.8300
  - · Warrenton, VA 540.349.4500
- Center Valley, PA 610.709.9971
- Fort Lauderdale, FL 954.202.7000
- · Chalfont, PA 215,996,9100
- Tampa, FL 813.379.4100



- 11. CONTINUING SOUTH 81 DEGREES 03 MINUTES 01 SECONDS EAST, 150.68 FEET TO A POINT OF CURVATURE, THENCE;
- 12. CONTINUING 628.97 FEET ALONG THE ARC OF CURVE TO THE LEFT, HAVING A RADIUS OF 700.00 FEET, A CENTRAL ANGLE OF 51 DEGREES 28 MINUTES 54 SECONDS, AND A CHORD BEARING AND DISTANCE OF NORTH 13 DEGREES 11 SECONDS 32 MINUTES WEST, 608.02 FEET TO A POINT, THENCE;
- 13. CONTINUING SOUTH 04 DEGREES 35 MINUTES 44 SECONDS WEST, 13.77 FEET TO A POINT OF CURVATURE, THENCE;
- 14. CONTINUING 0.49 FEET ALONG THE ARC OF CURVE TO THE RIGHT, HAVING A RADIUS OF 7570.00 FEET, A CENTRAL ANGLE OF 00 DEGREES – 00 MINUTES – 13 SECONDS, AND A CHORD BEARING AND DISTANCE OF SOUTH 48 DEGREES – 09 MINUTES – 11 SECONDS WEST, 0.49 FEET TO A POINT, THENCE;
- 15. CONTINUING SOUTH 48 DEGREES 07 MINUTES 39 SECONDS WEST, 24.38 FEET TO A POINT, THENCE;
- CONTINUING NORTH 43 DEGREES 48 MINUTES 06 SECONDS WEST, 103.49 FEET TO A POINT, THENCE;
- 17. CONTINUING SOUTH 48 DEGREES 36 MINUTES 55 SECONDS WEST, 177.03 FEET TO A POINT, THENCE;
- 18. CONTINUING SOUTH 42 DEGREES 49 MINUTES 55 SECONDS WEST, 260.20 FEET TO THE POINT OF BEGINNING.

CONTAINING 310,752 SQUARE FEET OR 7.13 ACRES.



# DEPARTMENT OF PERMITS, APPROVALS AND INSPECTIONS 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. <u>For those petitions which require a public hearing</u>, 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:
Petitioner: Woodholme Properties Limital Pontivership
Address or Location: 1809, 1819 and 1829 Resstus Dun Concl
PLEASE FORWARD ADVERTISING BILL TO
Name: Justin Williams
Address: Renable LLP
Suite 505 Touson MD 21204
Telephone Number: 416 494 6295

BALTIMORE COUNTY, MARYLAND OFFICE OF BUDGET AND FINANCE MISCELLANEOUS CASH RECEIPT  Rev Source/	No.  Date: Sub Rev/		PAID RECEIPT  MUSINESS ACTUAL TIME HER  1/24/2013 4/24/2013 14/23:39  WSC4 MALKIN SHIL SAN  LCEIPT N 563775 4/24/2013 0FD
Fund Dept Unit Sub Unit Obj	Sub Obj Dept Obj		5 528 ZONING WEREFICATION
For: 1809 Reinfourtour	Total:	386.00	
DISTRIBUTION WHITE - CASHIER PINK - AGENCY YELLOW PLEASE PRESS HARD		GOLD - ACCOUNTING	CASHIER'S VALIDATION

· .

### **CERTIFICATE OF POSTING**

	RE: Case No.:	2013-0250-A
	Petitioner/Developer:	
Woodholme Properties Ltd. Pa	rtnership & Greenebaum & l	Rose Investments
	Date of Hearing/Closing:	June 11, 2013
Baltimore County Department of Permits, Approvals and Inspections County Office Building, Room 111 111 West Chesapeake Avenue Towson, Maryland 21204		
Attn: Kristen Lewis:		
Ladies and Gentlemen:		
posted conspicuously on the property located at 1809, 1819 & 1829 Reisterstown Rd	at:	
The sign(s) were posted on	May 22, 2013	
	(Month, Day, Year)	
Sin	ncerely,	May 22, 2013
	(Signature of Sign Poster)	(Date)
ZONINGNOTICE	SSG Robert Bla	nck
A PUBLIC HEARING WILL BE HELD BY THE ZONING COMMISSIONER	(Print Name)	1
PLACE: 185 M. CHERAPPAKE AVI. TOYFOO BERM	1508 Leslie Ro	ad
DATE AND TIME: THE AND TIME SET OF THE AND TIM	(Address)	
has heavy-ray of 1 fam. I made to the state of the state	Dundalk, Maryland	21222
Stratute Age to Accounted	(City, State, Zip C	Code)
	(410) 282-794	0
ALANDROAN SAARCA AAAA AAAA AAAA AAAA AAAA AAAA AA	(Telephone Num	ber)



Baltimore, Maryland 21278-0001

May 23, 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 May 21, 2013

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

THE BALTIMORE SUN MEDIA GROUP

By: Susan Wilkinson

Susan Wilkinst

#### 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 ploperty identified herein as follows: Case: #2013-0250-A 1809, 1819 & 1829 Reisterstown Road

INE/s of Reisterstown Road, 150 ft. N/of centerline of

Problem of Medicerstown Road, 150 ft. N/of centerline of Modes Lane

3rd Election District - 2nd Councilmanic District
Legal Owner(s): Woodholme Properties Ltd. Partnership & Greenebaum & Rose Investments

Greenebaum & Rose Investments
Variance: to allow a freestanding joint identification sign to
display 12 lines of text with a sign copy a minimum of 4
in thes fin height in lieu of the permitted 5 lines of text and
required 8 inch height for sign copy (Pylon Sign II -South). To
allow a freestanding joint identification sign with a sign face/
also of 114 sq. ft. and sign height of 16 ft. in lieu of the
pirmitted sign face/area of 100 sq. ft. and sign height of 12
ft. (Pylon Sign IV - North).
Haaring: Tuesday, June 11, 2013 at 2:30 p.m. in Room
255, Jefferson Building, 105 West Chesapeake Avenue,
Tewson 21204.

ASNOLD 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.

J105/719 May 21



KEVIN KAMENETZ
County Executive

May 9, 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: 2013-0250-A

1809, 1819 & 1829 Reisterstown Road

NE/s of Reisterstown Road, 150 ft. N/of centerline of Hooks Lane

3<sup>rd</sup> Election District – 2<sup>nd</sup> Councilmanic District

Legal Owners: Woodholme Properties Ltd. Partnership & Greenebaum & Rose Investments

Variance to allow a freestanding joint identification sign to display 12 lines of text with a sign copy a minimum of 4 inches in height in lieu of the permitted 5 lines of text and required 8 inch height for sign copy (Pylon Sign II – South). To allow a freestanding joint identification sign with a sign face/area of 114 sq. ft. and sign height of 16 ft. in lieu of the permitted sign face/area of 100 sq. ft. and sign height of 12 ft. (Pylon Sign IV – North).

Hearing: Tuesday, June 11, 2013 at 2:30 p.m. in Room 205, Jefferson Building, 105 West Chesapeake Avenue, Towson 21204

Arnold Jablon

Director

AJ:kl

C: David Karceski, 210 W. Pennsylvania Ave., Ste. 500, Towson 21204

NOTES: (1) THE PETITIONER MUST HAVE THE ZONING NOTICE SIGN POSTED BY AN APPROVED POSTER ON THE PROPERTY BY WEDNESDAY, MAY 22, 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.

TO: PATUXENT PUBLISHING COMPANY

Tuesday, May 21, 2013 Issue - Jeffersonian

Please forward billing to:

Justin Williams Venable, LLP 210 W. Pennsylvania Avenue, Ste. 500 Towson, MD 21204 410-494-6285

#### 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: 2013-0250-A

1809, 1819 & 1829 Reisterstown Road

NE/s of Reisterstown Road, 150 ft. N/of centerline of Hooks Lane

3<sup>rd</sup> Election District – 2<sup>nd</sup> Councilmanic District

Legal Owners: Woodholme Properties Ltd. Partnership & Greenebaum & Rose Investments

Variance to allow a freestanding joint identification sign to display 12 lines of text with a sign copy a minimum of 4 inches in height in lieu of the permitted 5 lines of text and required 8 inch height for sign copy (Pylon Sign II – South). To allow a freestanding joint identification sign with a sign face/area of 114 sq. ft. and sign height of 16 ft. in lieu of the permitted sign face/area of 100 sq. ft. and sign height of 12 ft. (Pylon Sign IV – North).

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Arnold Jablon

Director of Permits, Approvals and Inspections for Baltimore County

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

CASE NO. 2013-0055-A

### CHECKLIST

Comment Received	<u>Department</u>	Support/Oppose/ Conditions/ Comments/ No Comment
	DEVELOPMENT PLANS REVIEW (if not received, date e-mail sent)	NC
	DEPS (if not received, date e-mail sent)	MC
	FIRE DEPARTMENT	
5 2 13 s	PLANNING if not received, date e-mail sent)  STATE HIGHWAY ADMINISTRATION  RAFFIC ENGINEERING	NO Obj
	OMMUNITY ASSOCIATION DJACENT PROPERTY OWNERS	•
ZONING VIOLATION PRIOR ZONING	(Case No. 10 - 363 - F	<u> </u>
NEWSPAPER ADVERT	TSEMENT Date: 500113 Date: 500115	Black by Black
PEOPLE'S COUNSEL A	H -	
Comments, if any:		



KEVIN KAMENETZ County Executive ARNOLD JABLON
Deputy Administrative Officer
Director, Department of Permits,
Approvals & Inspections

June 6, 2013

Woodholme Properties Ltd. Partnership 1809 Reisterstown Road Reisterstown MD 21208 Greenebaum and Rose Investments Ltd Partnership 1819 Reisterstown Road Reisterstown MD 21208

RE: Case Number: 2013-0250 A, Address: 1809, 1819, 1829 Reisterstown Road

To Whom It May Concern:

The above referenced petition was accepted for processing **ONLY** by the Bureau of Zoning Review, Department of Permits, Approvals, and Inspection (PAI) on April 24, 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,

1. Cal Ris

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**

#### **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:

May 9, 2013

SUBJECT:

DEPS Comment for Zoning Item

# 2013-0250-A

Address

1809, 1819 &1829 Reisterstown Road

(Woodholme Properties Ltd Partnership/ Greenebaum and Rose Investments Ltd Partnership)

Zoning Advisory Committee Meeting of May 6, 2013.

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

Reviewer:

Jeff Livingston - Development Coordination

RECEIVED

MAY 0 9 2013

OFFICE OF ADMINISTRATIVE HEARINGS

## BALTIMORE COUNTY, MARYLAND INTEROFFICE CORRESPONDENCE

TO:

Arnold Jablon, Director

**DATE:** May 13, 2013

Department of Permits, Approvals

And Inspections

FROM:

Dennis A. Kennedy, Supervisor

Bureau of Development Plans

Review

SUBJECT:

Zoning Advisory Committee Meeting

For May 10, 2013

Item Nos. 2013- 0241, 0244, 0245, 0246,0248, 0250,0251,0252,0253

and 0254.

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

DAK:CEN Cc: file

Martin O'Malley, Governor Anthony G. Brown, Lt. Governor Darrell B. Mobley, Acting Secretary Melinda B. Peters, Administrator

#### MARYLAND DEPARTMENT OF TRANSPORTATION

Date: 5-2-13

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. 2013-0250-A

Variance Woodholme Proporties Ltd. Partnership, 1809, 1819, 1829 Reistorstown Road

We have reviewed the site plan to accompany petition for variance on the subject of the above captioned, which was received on 5-1-13. A field inspection and internal review reveals that an entrance onto MD140 consistent with current State Highway Administration guidelines is not required. Therefore, SHA has no objection to approval for Variation Case Number 2013-0250-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.

Steven D. Foster, Chief

Access Management Division

SDF/raz

**RE: PETITION FOR VARIANCE** 1809, 1819 & 1829 Reisterstown Road; NE/S Reisterstown Road, 150' N c/line Hooks Lane \* 3<sup>rd</sup> Election & 2<sup>nd</sup> Councilmanic Districts Legal Owner(s): Woodholme Properties Ltd Partnership & Greenebaum & Rose Investments

Petitioner(s)

BEFORE THE OFFICE

OF ADMINSTRATIVE

**HEARINGS FOR** 

**BALTIMORE COUNTY** 

2013-250-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

MAY 07 2013

PETER MAX ZIMMERMAN

Peter Max Zimmerman

People's Counsel for Baltimore County

Carle S Vembro

**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 7<sup>th</sup> day of May, 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 Zimmerman

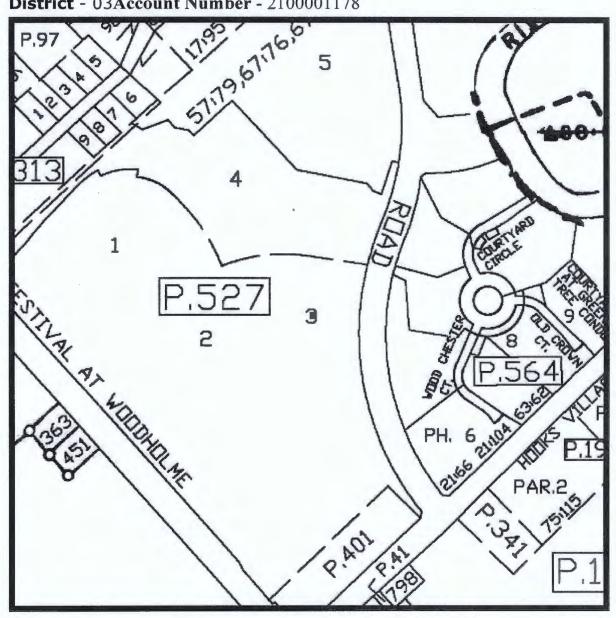
PETER MAX ZIMMERMAN People's Counsel for Baltimore County Maryland Department of Assessments and Taxation Real Property Data Search (vw6.1A) BALTIMORE COUNTY Go Back
View Map
New Search
GroundRent
Redemption
GroundRent
Registration

			Owner Inform	ation					
Owner Name:	woodholme properties LIMITED PARTNERSHIP			<u>Use:</u> Principal Residence:		COMMERCIAL NO			
Mailing Address:	POBO	OPERTY TAX DEPT X 790830 NTONIO TX 78279-0		Deed	Referei	ice:		1) /07812/ 0 2)	0107
		Locat	ion & Structure	Informatio	n				
Premises Address				l Descript					
1809 REISTERSTOWN RI BALTIMORE MD 21208-0				AC PRT L' REISTERS		PD.			
BALTIMORE MD 21200-0	,000			IVAL AT V					
Map Grid Parc	el Sub District	Subdivision	Section	Block	Lot	Assessment Area		Plat No:	
0068 0019 0527		0000			3	1		Plat Ref:	0057/ 0079
		Town	NONE						
Special Tax Areas		Ad Valorem Tax Class							
Primary Structure Buil	<u>t</u>	Enclosed Area		Property		Area	(	County Use	
	****			7.0500 AC			1-	4	
Stories Basement	Type Exte	rior							
			Value Informa	tion					
	Base Value	Value	Phase-in Asse						
		As Of 01/01/2013	As Of 07/01/2012	As Of 07/01/20	13				
Land	3,173,800	3,173,800		01/01/20					
Improvements:	16,521,500	20,136,600							
Total:	19,695,300	23,310,400	19,695,300	20,900,3	33				
Preferential Land:	0			0					
			Transfer Inforn	nation					
	IM STEWA RT J LENGTH OTHER			Date: Deed1:	03/10 /0781	/1988 2/ 00107	Price: Deed2:	\$0	
Seller: Type:				Date: Deed1:			Price: Deed2:		
Seller: Type:				Date: Deed1:			Price: Deed2:		
		1	Exemption Infor	mation					
Partial Exempt Assessn	nents			lass		07/01/2012		07/01/2013	
County				00		0.00			
State			00	00		0.00			
Municipal			00	00		0.00		0.00	
Tax Exempt: Exempt Class:						Special T	ax Recap	ture:	
		Homes	tead Application	Informatio	n				

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

Go Back View Map New Search

#### District - 03Account Number - 2100001178



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.

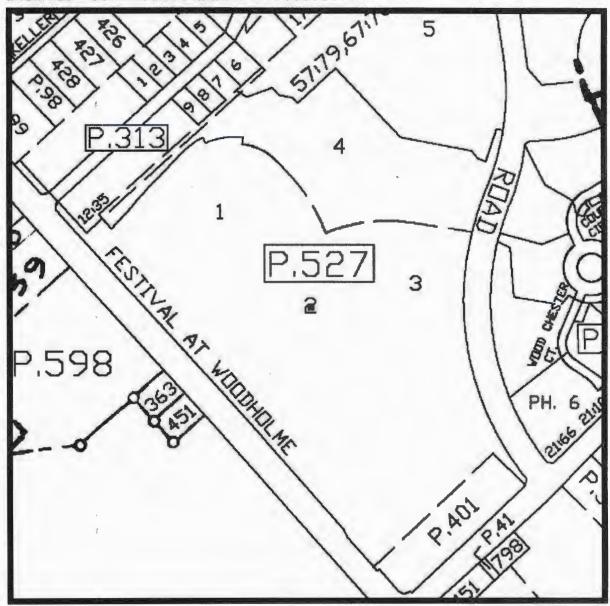
Maryland Department of Assessments and Taxation Real Property Data Search (vw6.1A) BALTIMORE COUNTY Go Back
View Map
New Search
GroundRent
Redemption
GroundRent
Registration

Account Identifier:	District	- 03 Account Number		,				
D N	GREENEBAUM AND I	Owner Info	rmation	Lines			COMME	EDCIAL
	LTD PRTNERSHP STE		А	Use:	al Residence		NO	RCIAL
Mailing Address:	1829 REISTERSTOWN	RD #300			Reference:	<u>.</u>	1)/10354	4/ 00379
	BALTIMORE MD 2120	8-7106					2)	
		Location & Structu	re Information	n ·				
Premises Address		-	egal Descript	ion				
819 REISTERSTOWN RD BALTIMORE MD 21208-1336			541 AC 319 REISTERS	TOWN RI	NE			
ALTIMORE MD 21200-1550			ESTIVAL AT V					
Map Grid Parcel	Sub Sul	bdivision Section	Block	Lot	Assessment		Plat No:	
	District				Area		Plat	0057
068 0019 0527	000	0		2	1		Ref:	0079
	Town	NO	NE					
Special Tax Areas	Ad Valo	orem						
	Tax Cla	<u>iss</u>						
Primary Structure Built		osed Area	Property	Land A	ea	_	County Use	
	27992		2.5400 AC			1	4	
	pe Exterior							
RE	TAIL STORE							
		Value Info	rmation					
Ba	se Value Value	Phase-in A						
	As Of 01/01/20	As Of 07/01/2012	As Of 07/01/20	13				
Land 1,1	43,400 1,143,40		07/01/20	15				
	47,400 5,088,40							
	90,800 6,231,80	00 4,890,800	5,337,80	0				
Preferential Land: 0			0					
		Transfer Inf	ormation	)				
Seller: GREENEBAUM ST	EWART J		Date:	02/18/1	994	Price:	\$0	
Type: NON-ARMS LENG	TH OTHER		Deed1:	/10354/	00379	Deed2:		
Seller: GREENEBAUM ST	EWA RT J		Date:	05/04/1	992	Price:	\$1	
Type: ARMS LENGTH IM	MPROVED		Deed1:	/09159/	00747	Deed2:		
Seller:			Date:			Price:		
Гуре:			Deed1:			Deed2:		
		Exemption In	formation					
Partial Exempt Assessments			Class		07/01/2012		07/01/2013	
County			000		0.00			
State			000		0.00			
Municipal			000		0.00		0.00	
Γax Exempt:					Special T		ture:	
Exempt Class:					N	ONE		

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

Go Back View Map New Search

District - 03Account Number - 2100001177



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.

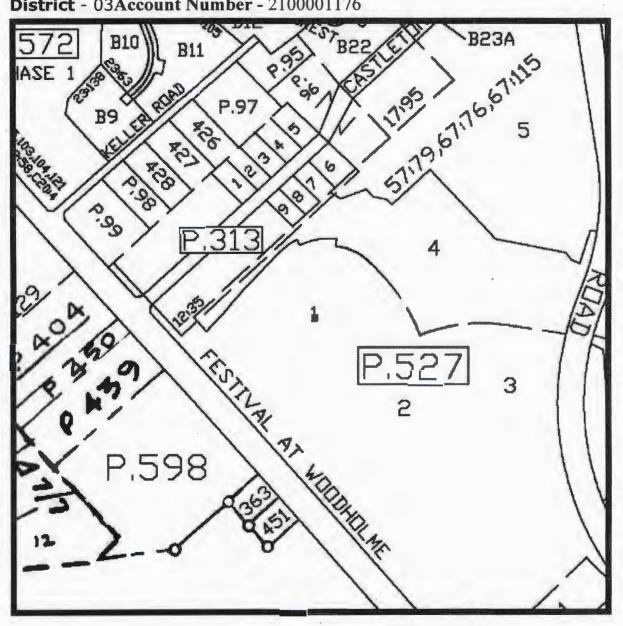
Maryland Department of Assessments and Taxation Real Property Data Search (vw6.1A) BALTIMORE COUNTY Go Back
View Map
New Search
GroundRent
Redemption
GroundRent
Registration

Account Identifier:		District - 03 Acco			0				
			Owner Inform	nation					
Owner Name: Mailing Address:		D LLC INGTON REAL EST UTIVE BLVD STE 8		j		i Residence: ference:		NO 1) /25712/ 2)	
		LE MD 20852-3927						2)	
		Locat	on & Structure	e Informatio	n				
Premises Address				al Descript	tion				
1829 REISTERSTOWN RI BALTIMORE MD 21208-0				REISTERS	TOWN	RD			
DADTIMORE NID 21200				TIVAL AT					
Map Grid Parc	el Sub District	Subdivision	Section	Block	Lot	Assessment Area		Plat No:	
0068 0019 0527		0000			1	1		Plat Ref:	0057 0079
		Town	NON	E					
Special Tax Areas		Ad Valorem Tax Class							
Primary Structure Buil	t	Enclosed Area		Property 4.0800 AC		Area	<u>C</u>	County Use	
Stories Basement	Type Exte	rior							
			Value Inform	nation				-	
	Base Value	Value	Phase-in Ass	essments					
		As Of 01/01/2013	As Of 07/01/2012	As Of 07/01/20	013				
Land	1,836,000	1,836,000							
Improvements: Total:	8,400,200 10,236,200	8,446,000 10,282,000	10,236,200	10,251,4	167				
Preferential Land:	0	10,202,000	. 0,200,200	0					
			Transfer Infor	mation					
	LIMITED PARTNE	RSHIP		Date: Deed1:	05/31 /2571	/2007 2/ 00502	Price: Deed2:	\$0	
	JM STEWA RT J LENGTH OTHER			Date: Deed1:		/1988 2/ 00208	Price: Deed2:	\$0	
Seffeir: Type:			The second second	Date: Deed1:			Price: Deed2:		
			Exemption Info	rmation					
Partial Exempt Assessn	nents			Class		07/01/2012		07/01/2013	
County				000		0.00			
State				000		0.00			
Municipal				000		0.00		0.00	
Tax Exempt: Exempt Class:						Special T	ax Recap	oture:	
		Homes	tead Application	กเ ได้กับการณ์	rurd .				

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

Go Back View Map New Search

#### District - 03Account Number - 2100001176



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.

IN RE: PETITION FOR VARIANCE	*	BEFORE THE
NE/S of Reisterstown Road, 130' NW c/line of Hooks Lane	*	ZONING COMMISSIONER
(1809 Reisterstown Road)	*	OF
3 <sup>rd</sup> Election District 2 <sup>nd</sup> Council District	*	BALTIMORE COUNTY
Woodholme Properties Limited Partnership	*	
- Aminot I state that	*	Case No. 2010-0363-A
Petitioner		

#### FINDINGS OF FACT AND CONCLUSIONS OF LAW

This matter comes before this Zoning Commissioner for consideration of a Petition for Variance filed by the legal owner of the subject property, Woodholme Properties Limited Partnership, by and through its attorney, David Karceski, Esquire, with Venable LLP. Petitioner requests a variance from Section 409.6 of the Baltimore County Zoning Regulations (B.C.Z.R.) to permit 391 parking spaces in lieu of the required 478 parking spaces for the subject property, known as the Festival at Woodholme Shopping Center. The subject site and the requested relief are more particularly described on the site plan accepted into evidence and marked as Petitioner's Exhibit 1.

Appearing at the requisite public hearing in support of the petition were David Karceski, Esquire and Kedrick Whitmore, Esquire, attorneys for the Petitioner; Nathan Bath, project manager for the property owner; Matthew T. Allen, P.E., with Bohler Engineering, the engineer who prepared the site plan, and Steven Schwope, with Glavan Feher Architects, Inc., the architectural firm used by Chipotle, a restaurant operator that desires to occupy an available tenant space within the shopping center. As there were no Protestants or other interested persons

present, the hearing proceeded on a proffer from Mr. Karceski in combination with testimony provided by Petitioner's witnesses.

Testimony and evidence revealed that the 7.07 acre, more or less, subject site is zoned B.M. (Business, Major) in its entirety and located just north of I-695, in the Pikesville area of Baltimore County. The property has frontage on three (3) public roads: Reisterstown Road to the southwest, Greene Tree Road to the east, and Hooks Lane to the southeast. As shown on Petitioner's Exhibit 3B, an aerial photograph from the Office of Planning website, both Greene Tree Road and a private road, Festival Drive, curve inward toward the center of the site giving it an "hourglass" shape. Festival at Woodholme is improved with an 81,000 square foot, more or less, one-story building, which contains numerous commercial uses, including retail, restaurant, and other service-oriented tenants. The subject site is also a part of a larger development known as Woodholme Center, which includes other commercial uses located to the north and west.

The requested relief pertains to off-street parking for the Festival at Woodholme Shopping Center and Petitioner's desire to fill an available tenant space in the center with a standard restaurant use. Petitioner indicated that the requested parking variance would allow it to locate a Chipotle restaurant in this tenant space, which is shaded in grey and marked as "PROP. STANDARD RESTAURANT" on Petitioner's Exhibit 1. All three (3) of Petitioner's witnesses present at the public hearing, Mr. Bath, Mr. Schwope, and Mr. Allen, testified that they visited the site during peak operating hours for the shopping center, and confirmed that adequate parking is currently available on the site, and that sufficient parking would continue to be available if the requested variance is granted. Petitioner proceeded to explain that the subject property should not be examined in isolation, but viewed as part of the larger Woodholme Center. Woodholme Center is made up of a variety of commercial uses, including lifestyle,

office, medical office, and other retail businesses. An aerial photograph from the Office of Planning's website accepted into evidence and marked as Petitioner's Exhibit 3A indicates that there are a number of internal vehicular and pedestrian connections between Petitioner's building and these other uses within Woodholme Center. Mr. Allen visited the subject site on a number of occasions and testified for Petitioner that these connections serve to integrate the subject property with the rest of Woodholme Center. Site photographs taken by Mr. Allen (Petitioner's Exhibit 5) were offered to provide further evidence of the interconnectivity between Petitioner's building and the rest of Woodholme Center, which allows for a cross-flow of pedestrian traffic throughout Woodholme Center. Additionally, multiple joint identification signs are located at the entrances to Woodholme Center from its public road frontages, which are shown on additional photographs, accepted into evidence and marked as Petitioner's Exhibit 4. These signs indicate that the Festival at Woodholme and other uses within the Woodholme Center are accessible from any approach to the site. Based on these factors, the property is unique with respect to the requested parking variance.

Petitioner then explained that the uniqueness of the property would result in a practical difficulty in complying with the parking regulations, if strictly interpreted. As shown by Petitioner's Exhibit 1 and the aerial photograph exhibits, there is no adjacent land on which additional off-street parking may be installed for Petitioner's use. Even if additional parking could be created, it is unnecessary, given the unique features of the site. This practical difficulty is reinforced through testimony from Petitioner's witnesses, all of whom stated that there will be adequate parking on-site if the requested variance is granted. The fact that sufficient parking will continue to exist at the subject site is also evidence that no adverse impact will result from granting the requested relief.

After due consideration of the testimony and evidence presented, it is clear that Petitioner has met the standards set forth in B.C.Z.R. Section 307, and that the Petition for Variance should be granted. The subject property is physically unique by virtue of its irregular "hourglass" shape, frontage on multiple public roads, and its integration within the larger Woodholme Center. It is also clear that, based on the unique features of the site, requiring Petitioner to adhere strictly to the requirements of the B.C.Z.R. would cause a practical difficulty. Finally, I find that no adverse impact will result if the requested relief is granted. Additionally, the Office of Planning issued its Zoning Advisory Committee (ZAC) comment supporting the variance request. Therefore, I am persuaded to grant the requested relief.

Pursuant to the advertising and posting of the property, and public hearing held thereon, for the reasons set forth above, the Petition for Variance shall be granted.

THEREFORE, IT IS ORDERED by the Zoning Commissioner of Baltimore County this

27

day of August, 2010, that the Petition for Variance from Section 409.6 of the

Baltimore County Zoning Regulations (B.C.Z.R.) to allow 391 parking spaces in lieu of the
required 478 parking spaces, in accordance with Petitioner's Exhibit 1, be and is hereby

GRANTED, subject to the following restriction:

 Petitioner may apply for building 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, the relief granted herein shall be rescinded.

Any appeal of this decision must be taken within thirty (30) days of the date of this

Order.

WILLIAM J VISIEMAN, III

for Baltimore County

PLEASE PRINT CLEARLY

CASE NAME & CLICTUS XWAPE.

CASE NUMBER 2013-250-1

DATE 6/11/13

## PETITIONER'S SIGN-IN SHEET

NAME	ADDRESS	CITY, STATE, ZIP	E- MAIL
Joe Uci Herro	got Dulancy rather board	Suite 801 Powson, MD 2120	
John fitzpatrich	1919 GAllows Rd#1000	VIENNA, VA 22182	JFITZPATAICH Com/
			e regercy conters.com
Jack de Villies		15.	Jdevilliers e
David Karceski	210 W. Gennsylvania Are		regencycentus.con
	Suite 500	Duson, M) 21264	And the second s
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Case No.: \_

2013 - 250 - A

Petitioner/Developer

Exhibit Sheet

13

Protestant

SUN 6-14-13

No. 1	1A Site plan	
No. 2	Ucciferro CV	
No. 3	Zoning map	
No. 4	Plat-Festvala Woodholne	
No. 5	5A Color Photos 5B Color Photos	
No. 6		
No. 7		
No. 8	· ·	
No. 9		
No. 10		
No. 11		·
No. 12		

#### RESUME

# Joseph J. Ucciferro, P.E. Project Manager

### **EDUCATION:**

Bachelor of Civil Engineering, University of Delaware, Newark, DE

### **PROJECT TESTIMONY:**

Testified on behalf of Bohler Engineering in numerous municipalities before Planning Commissions, Board of Supervisors, Board of Appeals, and related municipal entities in Maryland, Delaware, and Pennsylvania.

#### **EXPERIENCE:**

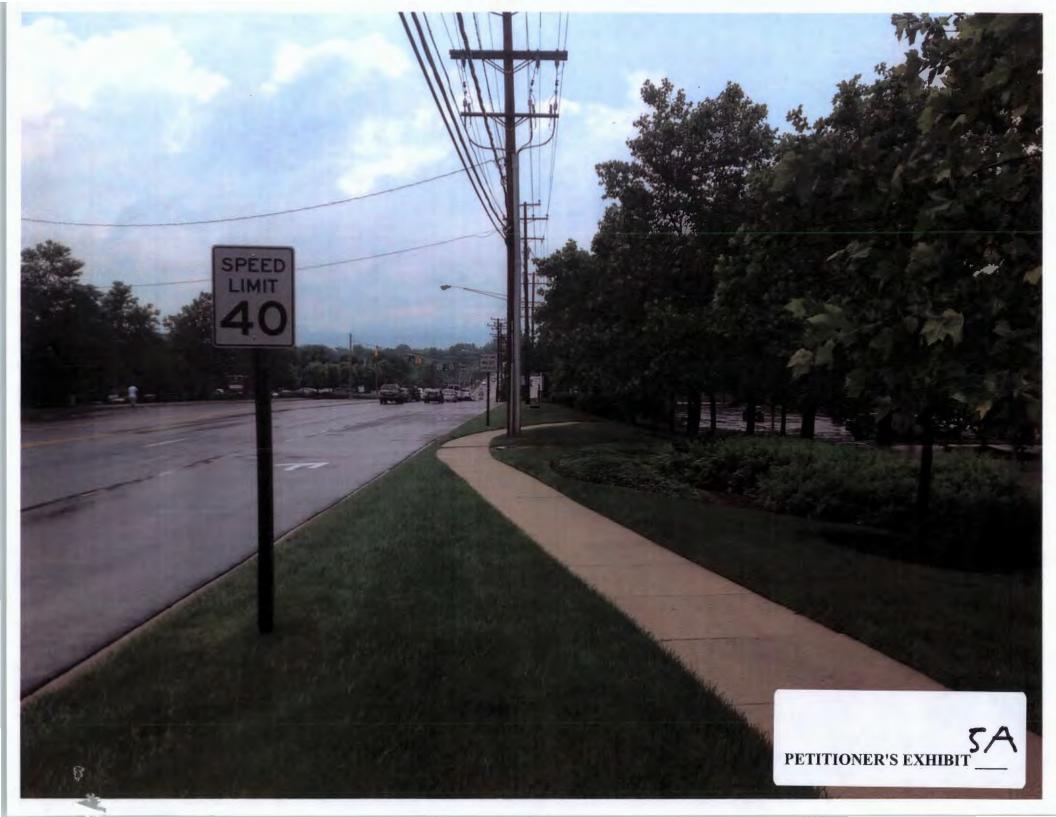
Currently serves as a Project Manager in Bohler Engineering's Towson, Maryland Office. Experience includes eight years of design and project management. Primarily responsible for client and project management for various commercial and industrial developments. Areas of experience include site feasibility analysis and budgeting, site layout and planning, zoning and subdivision ordinance review/interpretation, horizontal and vertical roadway design, site grading, earthwork balancing and analysis, soil erosion and sediment control measures and facilities, utility design, stormwater management and water quality system designs, environmental compliance/evaluations, pump/tank design and permitting, lighting photometric studies/design, signage compliance, landscaping design, vehicular circulation design, oversight of expediting and application approvals, and related services. Expertise includes supermarkets, service stations, maintenance facilities, restaurants, shopping centers, retail centers, car washes and other related projects in municipalities in Maryland, Delaware, and Pennsylvania.

Representative Projects to Note:

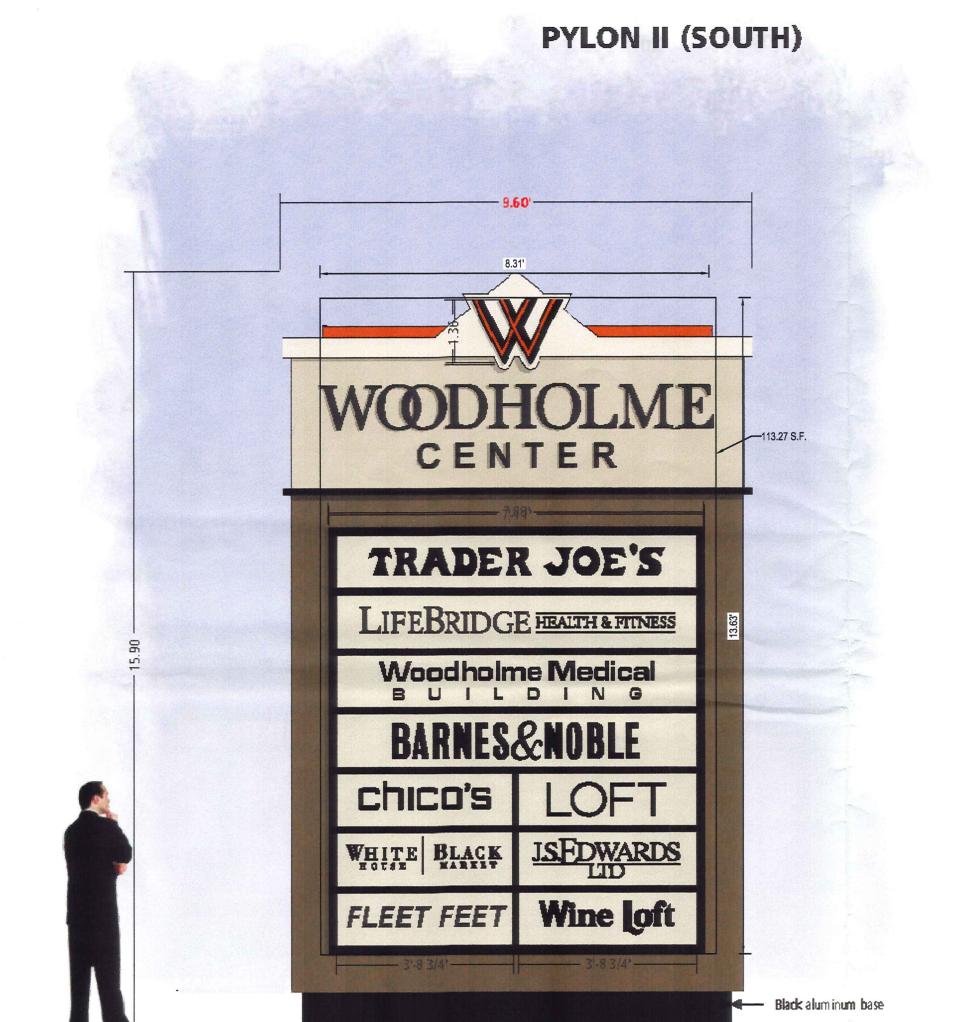
- 1) Chick-fil-A projects in Baltimore County (Catonsville, Carney, Essex, Hunt Valley, Middle River, Perry Hall)
- 2) Chick-fil-A projects in other Maryland jurisdictions (approx. 25 total)
- 3) Multiple Car Washes, Fuel Service Stations, Banks in Baltimore County that demonstrate knowledge of County Parking and Stacking Requirements

### PROFESSIONAL AFFILIATIONS:

- Maryland Professional Engineer #36064
- Delaware Professional Engineer #15985
- Pennsylvania Professional Engineer #076279
- Urban Land Institute (ULI)
- National Association of Industrial & Office Properties (NAIOP)







All aluminum cabinet. Huorescent illumination.

Phote mockup

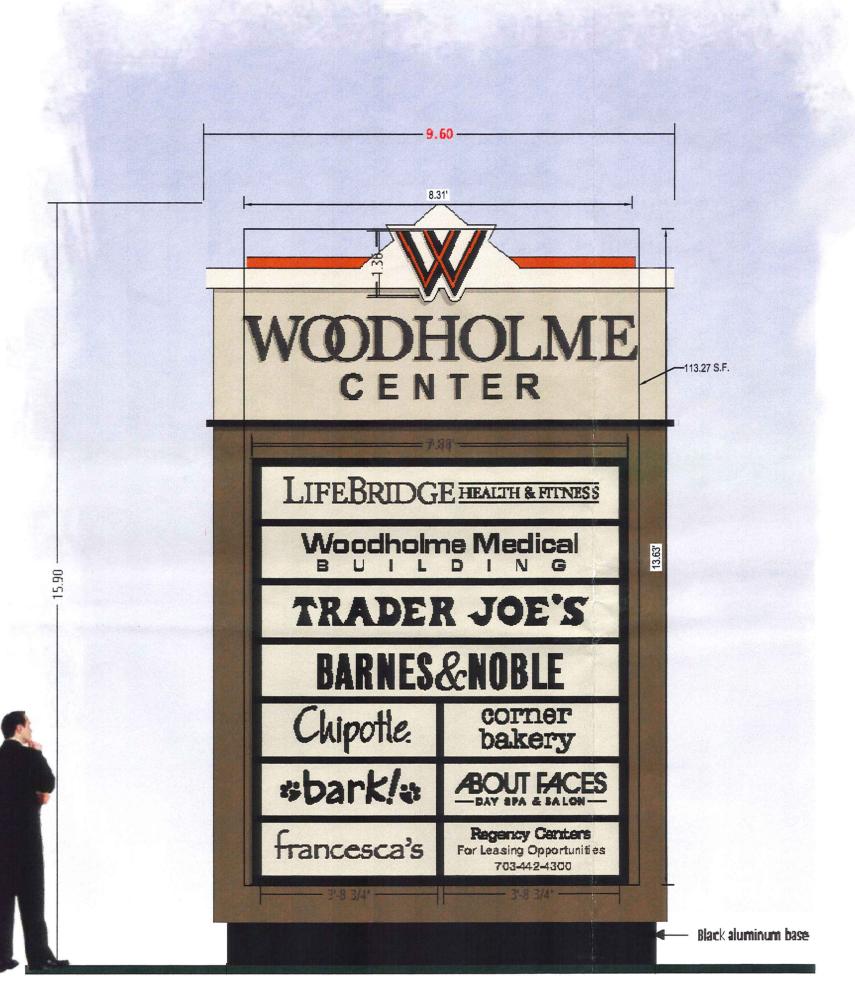
Page #2

Font: Aurora

Woodholme Pylon- Large version

| Rev. #, Date / BV | FA | 5/19/11 | dHuyett | Rt | 7/13/11 | dHuyett | Rt | 10/12/12 | dHuyett | Rt | 10/12/

PYLON IV (NORTH)



All aluminum cabinet Fluorescent illumination.

CASE # 2013-0250-A

GAppio Signs, Joc. 2011

PROFESSIONAL CERTIFICATION
I, ADAM J. VOLANTH, 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. 21342, EXPIRATION DATE: 9/14/2014

1809, 1819, AND 1829
REISTERSTOWN ROAL
BALTIMORE COUNTY
BALTIMORE, MD 2120

BOHLE
ENGINEERI

901 DULANEY VALLEY ROAD,
SUITE 801
TOWSON, MARYLAND 21204

NOT APPROVED FO

SITE PLAN

REGENCY

CENTERS FESTIVAL AT WOODHOLME

LOCATION OF SITE

DRAWN BY: CHECKED BY:

SCALE: CAD I.D.: REVISIONS

901 DULANEY VALLEY ROAD, SUITE 801 TOWSON, MARYLAND 21204 Phone: (410) 821-7900 Fax: (410) 821-7987 www.BohlerEngineering.com



SHEET TIT

SIGN DETAILS

SHEET NUMBER:

2 OF 2

GENERAL NOTE:

IT IS THE RESPONSIBILITY OF THE CONTRACTOR TO REVIEW ALL OF THE DRAWINGS AND SPECIFICATIONS ASSOCIATED WITH THIS PROJECT WORK SCOPE PRIOR TO THE INITIATION OF CONSTRUCTION. SHOULD THE CONTRACTOR FIND A CONFLICT WITH THE DOCUMENTS RELATIVE TO THE SPECIFICATIONS OR APPLICABLE CODES, IT IS THE CONTRACTOR'S RESPONSIBILITY TO NOTIFY THE PROJECT ENGINEER OF RECORD IN WRITING PRIOR TO THE START OF CONSTRUCTION. FAILURE BY THE CONTRACTOR TO NOTIFY THE PROJECT ENGINEER SHALL CONSTITUTE ACCEPTANCE OF FULL RESPONSIBILITY BY THE CONTRACTOR TO COMPLETE THE SCOPE OF THE WORK AS DEFINED BY THE DRAWINGS AND IN

# PYLON II (SOUTH)

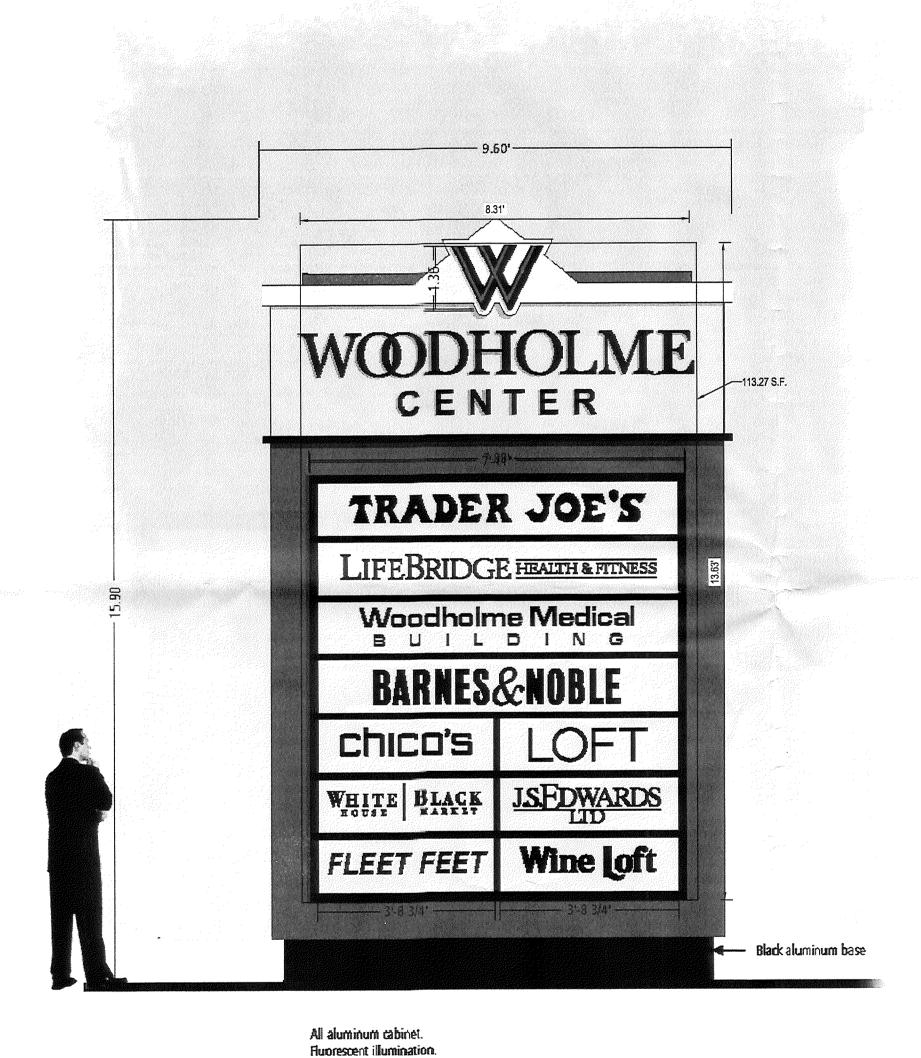
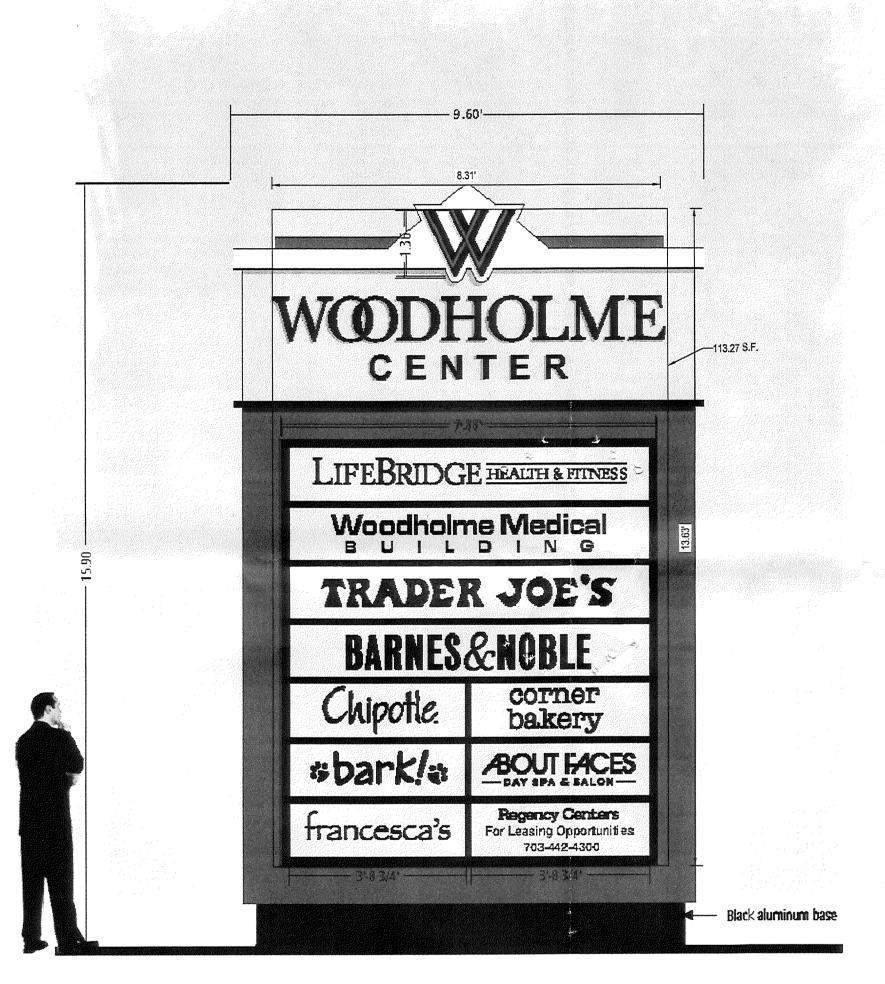


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R1 7/1-3/11 dHuyett
R2 7/29/11 dHuyett Woodholme Pylon- Large version R3 8/8/11 cHuyett
R4 10/26/11 cHuyett
R5 01/19/12 cHuyett
R6 06//11/12 dh
R8 07//12/12 dh DATE 10/26/12 JOB#70351 BY - DH \_\_\_PRODUCTION\_\_\_\_\_\_SALES\_\_\_ 404 Serendipity Dr. Millersville, MD 21108 410.987.7446 Fax 410.987.1580 www.applesigns.com R9 10/26/12 dh

# PYLON IV (NORTH)



All a luminum cabinet. Fluorescent illumination.

Photo mockup Page #1 REV. #, / DATE / BY , font: Aurora FA 5/1-9/11 dHuyett
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R2 7/29/11 dHuyett Woodholme Pylon- Large version R3 8/8/11 altuyett
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R5 01/11/12 altuyett DATE 10/26/12 JOB#70351 \_\_\_PRODUCTION\_\_\_\_\_SALES\_\_ 404 Serendipity Dr. Millersville, MD 21108 410.987.7446 Fax 410.987.1580 www.applesigns.com R9 10/25/12 dh

CASE # 2013-0250-A

PROFESSIONAL CERTIFICATION I, ADAM J. VOLANTH, 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. 21342, EXPIRATION DATE: 9/14/2014

DETAILS SHEET NUMBER: OF 2

**REVISIONS** 

NOT APPROVED FOR

CONSTRUCTION

SITE PLAN

REGENCY CENTERS

FESTIVAL AT

WOODHOLME

LOCATION OF SITE 1809, 1819, AND 1829

REISTERSTOWN ROAD

BALTIMORE COUNTY BALTIMORE, MD 21208

BOHLER ENGINEERING

901 DULANEY VALLEY ROAD,

TOWSON, MARYLAND 21204

Phone: (410) 821-7900 Fax: (410) 821-7987

www.BohlerEngineering.com

PROFESSIONAL ENGINEER

MARYLAND LICENSE NO. 237427

SIGN

SHEET TITLE:

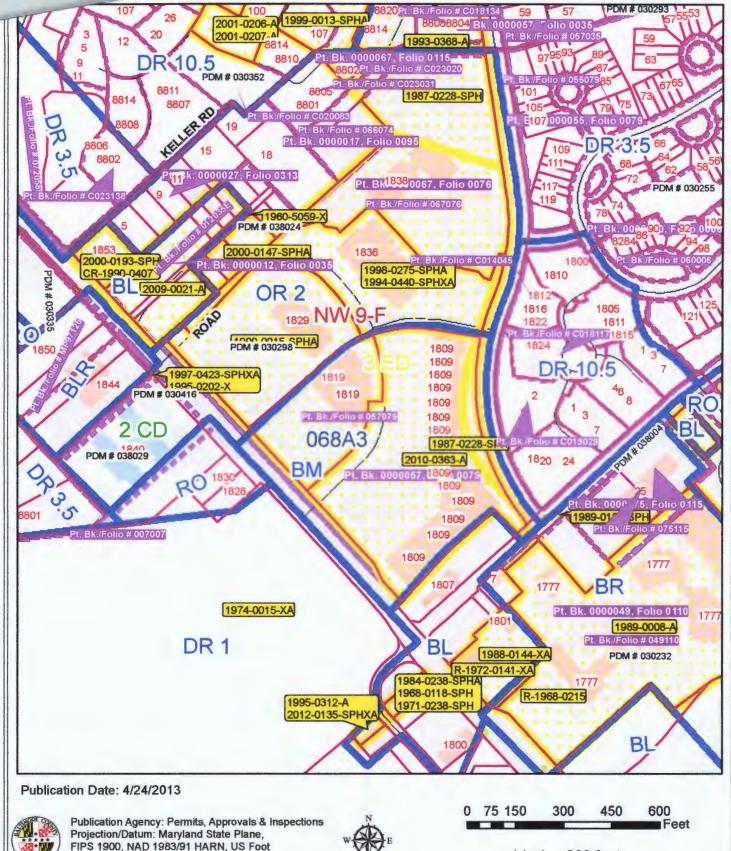
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GENERAL NOTE:

IT IS THE RESPONSIBILITY OF THE CONTRACTOR TO REVIEW ALL OF THE DRAWINGS AND SPECIFICATIONS ASSOCIATED WITH THIS PROJECT WORK SCOPE PRIOR TO THE INITIATION OF CONSTRUCTION, SHOULD THE CONTRACTOR FIND A CONFLICT WITH THE DOCUMENTS RELATIVE TO THE SPECIFICATIONS OR APPLICABLE CODES, IT IS THE CONTRACTOR'S RESPONSIBILITY TO NOTIFY THE PROJECT ENGINEER OF RECORD IN WRITING PRIOR TO THE START OF CONSTRUCTION. FAILURE BY THE CONTRACTOR TO NOTIFY THE PROJECT ENGINEER SHALL CONSTITUTE ACCEPTANCE OF FULL RESPONSIBILITY BY THE CONTRACTOR TO COMPLETE THE SCOPE OF THE WORK AS DEFINED BY THE DRAWINGS AND IN FULL CONFORMANCE WITH LOCAL REGULATIONS AND CODES.

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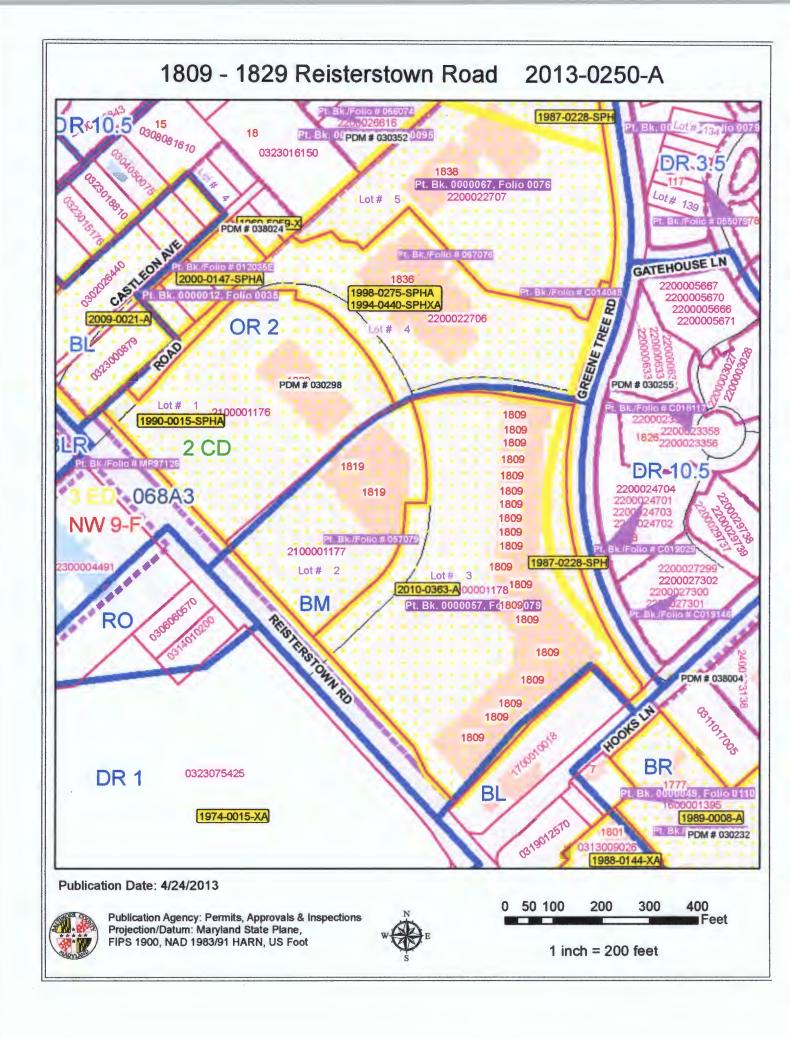
### Reisterstown Road 2013-0250-A

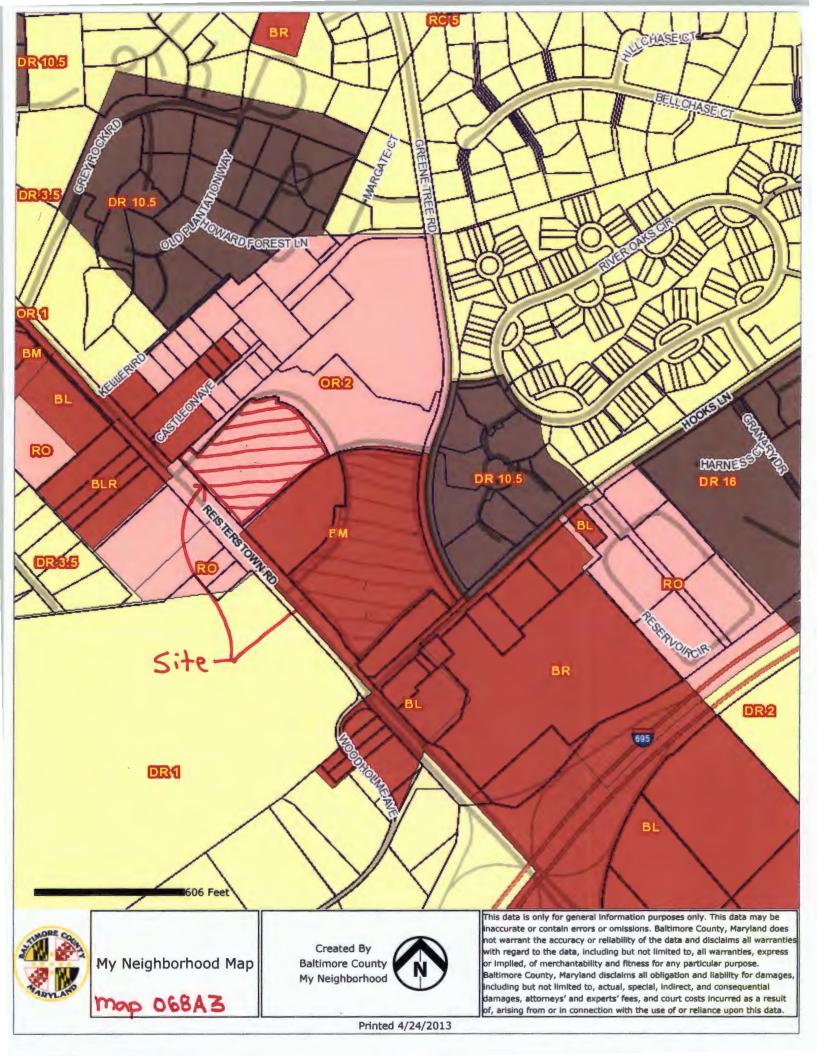


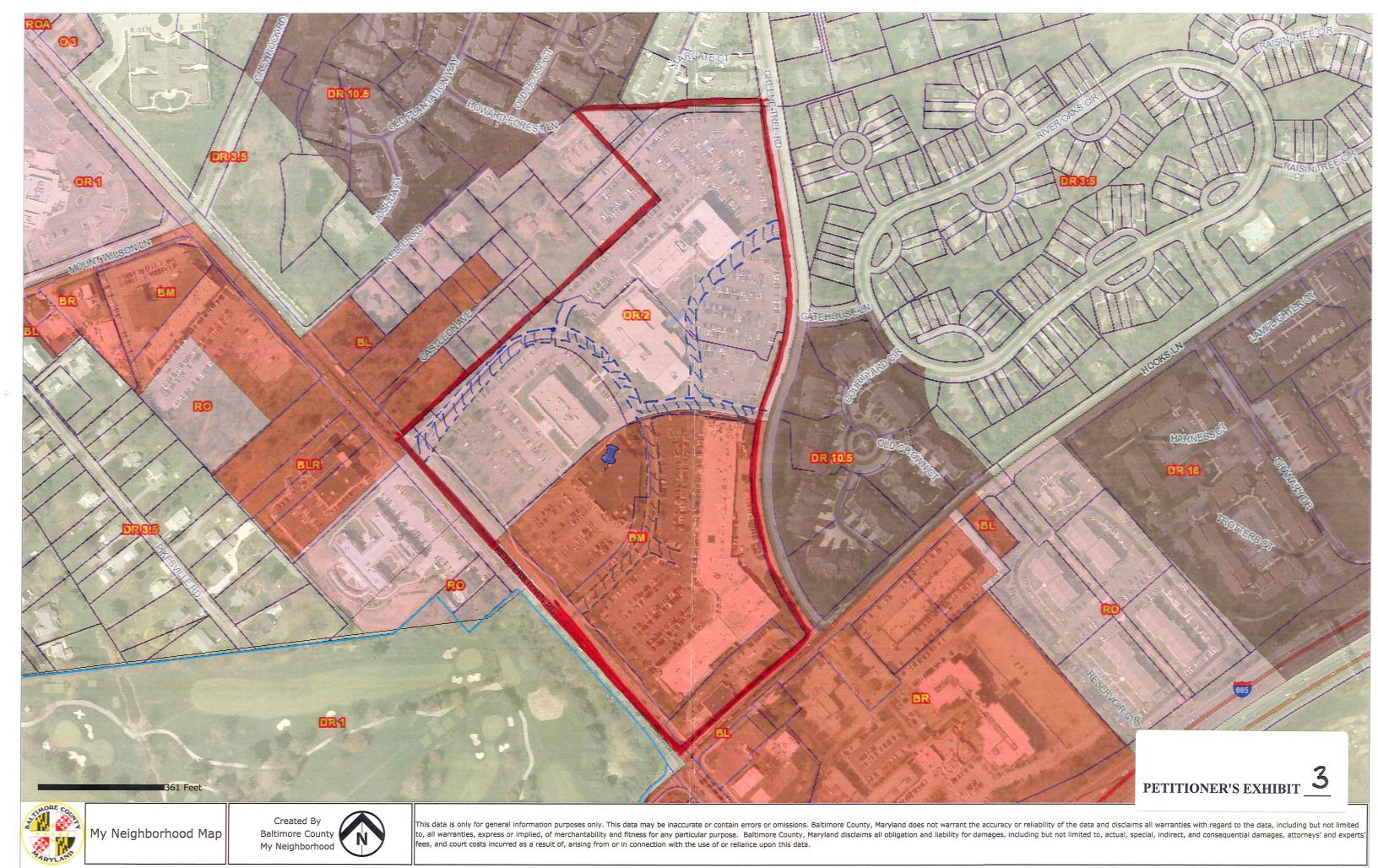




1 inch = 300 feet







Printed 6/11/2013

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C2	05*00*13*	7570.00	.49	2 48.68.11. M.	.49	.24
24	51*28*54"	700.00	628.97	N 13*11'32" W	608.02	337.50
C5	09*53*50*	760.00	120.92	N 17*29'51" E	120.77	60.61
C6	26*44*17*	460.00	186.67	N 85"34"51" E	184.98	95.07
C7	31*45*11"	400.00	221.68	N 83*C4"24" E	218.85	113.77
CS	24*54*08*	400.00	173.85	N 59*45'38" E	172.49	88.32
C9	19*53-14"	400.00	135.84	N 57*15"11" E	138.14	79.12
C10	22*50*57*	500.00	199.40	5 09*04*15" E	198.08	101.04
C11	45*31"06"	202.00	160.48	5 25*96'47" W	15€.29	54.74
C12	22*10-48-	460,00	180.01	N 31.38.61. M	178.89	91.14
C13	43.33.04.	145.00	102.62	N 62*57*57" W	100.50	53.57
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C15	28*30*67*	187.00	62.84	\$ 53*24"51" W		31.74
C16	03-16.34.	1592.33	91.08	5 41"45"29" W		45.55
C17	04*47-39*	630.00	52.71	S 42"31"58" W		26.37
C18	41"05"48"	:40 00	100.46	N 27"18"55" E	98.32	52.50
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### PETITIONER'S EXHIBIT

CONTROL OF STREET OF STREE

HOTE:

HIGHWAY AND HIGHWAY WIDENING, SLOPE, DRAINAGE AND UTILITY EASEMENTS SHOWN HEREON ARE RESERVED UNTO THE DEVELOPER AND ARE HEREBY OFFERED FOR DEDICATION TO BALTIMORE COUNTY, MARYLAND. THE DEVELOPER, HIS PERSONAL REPRESENTATIVES AND ASSIGNS SHALL CONVEY SAID AREAS BY DEED TO BALTIMORE COUNTY, MARYLAND AT NO COST.

COORDINATES AND BEARINGS SHOWN ON THIS PLAT ARE REFERRED TO THE SYSTEM OF COORDINATES ESTABLISHED IN THE BALTIMORE COUNTY METROPOLITAN DISTRICT AND ARE BASED ON THE FOLLOWING TRAVERSE STATIONS.

X-13157 N 35611.44 W 31193.99 X-13158 N 35338.43 W 30934.32

NOTE:
THE STREETS AND OR ROADS AS SHOWN
HEREON AND THE MENTION THEREOF IN
DEEDS ARE FOR THE PURPOSE OF DESCRIPTION ONLY AND THE SAME ARE NOT INTENDED
TO BE DEDICATED TO PUBLIC USE, THE FEE
SIMPLE TITLE TO THE BEDS THEREOF IS EXPRESSLY RESERVED IN THE GRANTORS OF
THE DEED TO WHICH THIS PLAT IS ATTACHED
THEIR HEIRS AND ASSIGNS.

#### OWNERS CERTIFICATE

THE UNDERSIGNED, OWNER OF THE LAND SHOWN ON THIS PLAT, HEREBY CERTIFIES THAT, TO THE BEST OF ITS KNOWLEDGE, THE REQUIREMENT OF SUBSECTION (C) OF SECTION 3-108 OF THE REAL PROPERTY ARTICLE OF THE ANNOTATED CODE OF MARYLAND, HAS BEEN COMPLIED WITH, INSOFAR AS SAME CONCERNS THE MAKING OF THE PLAT AND SETTING OF THE MARKERS.

SURVEYORS CERTIFICATE
THE UNDERSIGNED, A REGISTERED LAND SURVEYOR
OF THE STATE OF MARYLAND, DOES HERBY CERTIFY
THAT HE IS THE SURVEYOR WHO PREPARED THIS PLAT
AND THAT THE LAND SHOWN ON THIS PLAT HAS BEEN
LAD OUT AND THE PLAT THEREOF HAS BEEN PEEPARED, IN COMPLIANCE WITH SUBSECTION (C) OF
SECTION 3-108 OF THE REAL PROPERTY ARTICLE OF
THE ANNOTATED CODE OF MARYLAND PARTICULARLY
MISOFAR AS SAME CONCERNS THE MAKING OF PLAT
AND SETTING OF THE MARKERS.

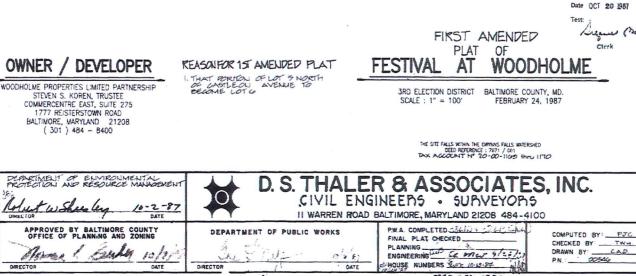
# DEPARTMENT OF ENVIRONMENTAL PROTECTION AND RESOURCE MANAGEMEN

1ST AMENDED
PHASE ONE
"GREENTREE"
SECTIONS TWO & THREE
PLAT TWO OF TWO
E.H.K., JR. 55/80

5 60 01 08 W

APPROVED BY BALTIMORE COUNTY OFFICE OF PLANNING AND ZONING

COMPUTED BY: PJC CHECKED BY TWH. DRAWN BY: \_\_\_\_\_CAD. P.N.:\_\_\_\_\_00546



1ST AMENDED
PHASE ONE
"GREENTREE"
SECTIONS TWO & THREE
PLAT ONE OF TWO
E.H.K., JR. 55/79

# PETITIONER'S EXHIBIT

#### NOTES

JEMICY REALTY CORP. 4223/479

- 1. The recording of this pict does not constitute on inply acceptance by the county of any street, essenent, park open space, or any other public ares shown on the plat.
  2. This plat any expire in accordance with the provisions of Section 22-68, Bill 856-82.
  3. The recording of this pict does not guarantee installation of streets or utilities by Beltinor County.

  The incompliance of the provisions of the

- 4. The information shown hereon may be superseded by a subsequent or spended plat.
- or smended plat.

  Rdditional information concerning this plat many be obtained from the Office of Pismaing and Zoning and the Department of Public Marks.

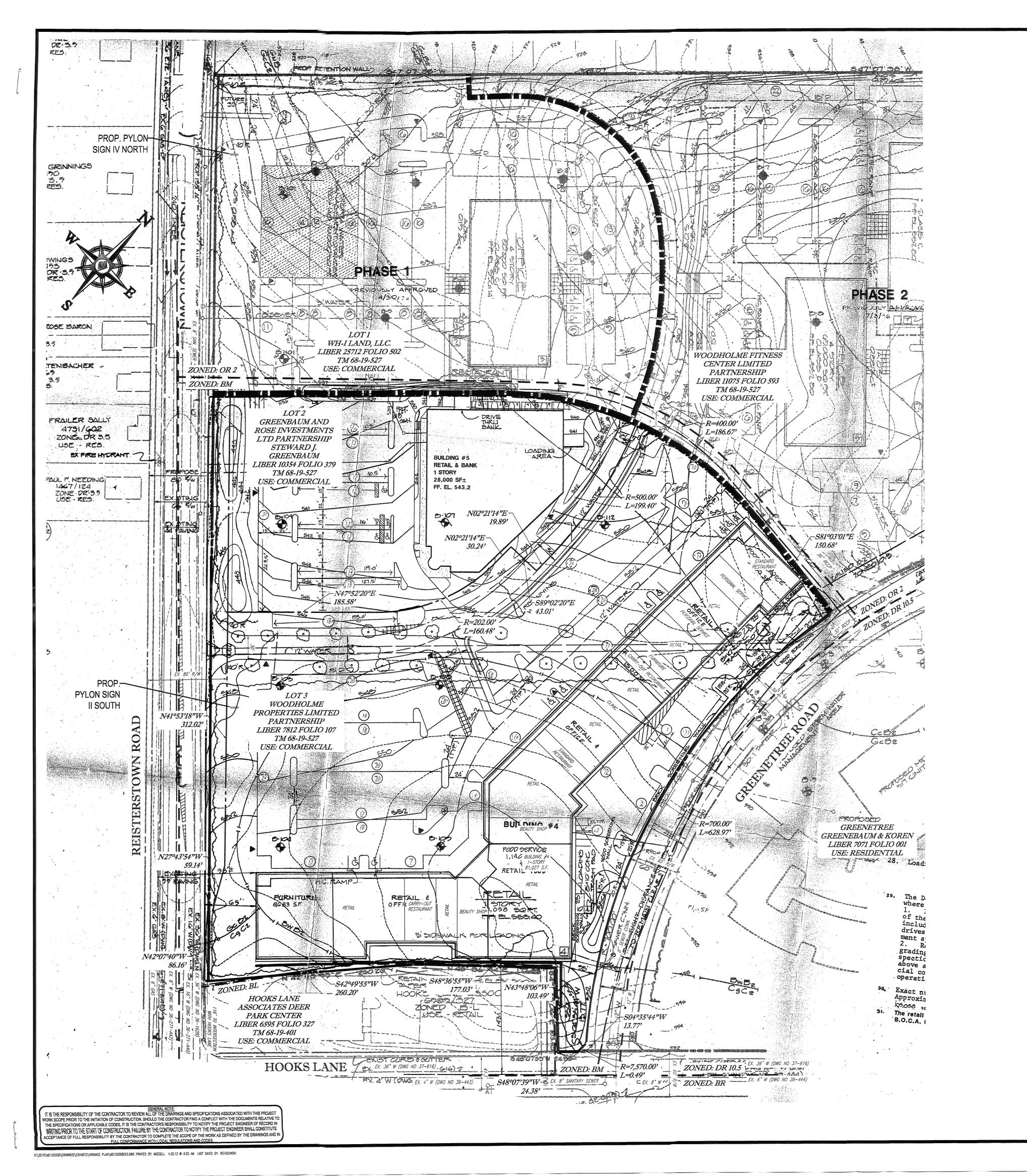
  C.R.C. plan approval: 10-10-60 Greene Tree Read G.R.G. Approval: 10-21-85

SAL 57 FOLIO 7 9

VICINITY MAP SCALE IT = 2000'

BM ELEY SOCII PK NAIL SET IN
MACADAM, 110 HW EDGE OF HOOKS
LANE

Find for record





1. THIS PLAN IS BASED ON THE FOLLOWING DOCUMENTS: A CRG PLAN BY: D.S. THALER & ASSOCIATES TITLE: "3RD AMENDED CRG PLAN, PHASE THREE, FESTIVAL AT WOODHOLME, BALTIMORE COUNTY, MARYLAND." DATE: 03/25/93

A PLAT BY: D.S. THALER & ASSOCIATES
TITLE: "FIRST AMENDED PLAT OF FESTIVAL AT WOODHOLME, BALTIMORE COUNTY,

SITE ADDRESS: 1809 REISTERSTOWN ROAD (LOT 3 1819 REISTERSTOWN ROAD (LOT 2 1829 REISTERSTOWN ROAD (LOT 1 BALTIMORE, MARYLAND 21208

3. TOTAL SITE AREA: LOT 1: 4.080 AC. LOT 2: 2.541 AC. LOT 3: 7.053 AC. TOTAL: 13.674 AC.

4. OWNER/APPLICANT:

WH-I LAND LLC
C/O WASHINGTON REAL ESTATE INV
6110 EXECTUVIE BLVD, STE. 800
ROCKVILLE, MD 20852-3927

LOT 2: GREENBAUM AND ROSE INVESTMENTS LTD PARTNERSHIP STEWARD J. GREENBAUM 1829 REISTERSTOWN ROAD, STE. 300 BALTIMORE, MD 21208

WOODHOLME PROPERTIES LIMITED PARTNERSHIP C/O PROPERTY TAX DEPT P.O. BOX 790830 SAN ANTONIO, TX 78279-0830

5. COUNTY INFORMATION

WATERSHED: GWYNNS FALLS WATER SERVICE AREA: PIKESVILLE FOURTH ZONE SEWERSHED: 65 COUNTY COUNCIL DISTRICT: 2 ELECTION DISTRICT: 3RD

6. TAX ACCOUNT NO.: 2100001178

7. EXISTING USE: SHOPPING CENTER WITH VARIOUS USES PROPOSED USE: SHOPPING CENTER WITH VARIOUS USES

LAST APPROVED CRG PLAN: THIRD AMENDED CRG PLAN, PHASE THREE, FESTIVAL AT WOODHOLME, DATED MARCH 25,1993, LAST REVISED DECEMBER 10,1993, APPROVED

9. ZONE: BM (BUSINESS, MAJOR) AND OR-2 (OFFICE BUILDING - RESIDENTIAL) PER PLAN SHEET 068A3

10. THIS PLAN IS LOCATED IN ZONE X (AREAS DETERMINED TO BE OUTSIDE THE 0.2% ANNUAL CHANGE FLOODPLAIN) PER PLAN FEMA MAP 2400100240F, DATED SEPTEMBER

11. THERE ARE NO WETLANDS LOCATED WITHIN THE SITE BOUNDARY.

12. THE SUBJECT SITE IS NOT LOCATED WITHIN A WATER, SEWER OR TRANSPORTATION DEFICIENT AREA PER THE 2012 BASIC SERVICES MAPS.

13.LANDSCAPING IS PROVIDED IN ACCORDANCE WITH THE LANDSCAPE MANUAL AND ALL OTHER MANUALS ADOPTED PURSUANT TO SECTION 22-105 OF THE BALTIMORE COUNTY CODE AT THE TIME OF TECHNICAL PLAN APPROVAL.

14.NO CHANGES TO SITE LIGHTING ARE PROPOSED WITH THIS PLAN.

15. ALL HANDICAP SPACES ARE IN CONFORMANCE WITH THE ADA CODE OF MARYLAND REGULATIONS AT THE TIME OF TECHNICAL PLAN APPROVAL.

16.BUILDING AREA (NO ADDITIONAL BUILDING SQUARE FOOTAGE IS BEING PROPOSED) EXISTING: 81,027 S.F. PROPOSED: 81,027 S.F.

17. SETBACKS:

PROVIDED BUILDING: REQUIRED NORTH SOUTH WEST LANDSCAPING: NORTH SOUTH EAST WEST

\* SCREENING WALL PROVIDED \*\* NO SITE OR EXTERIOR MODIFICATIONS PROPOSED WITH THIS APPLICATION

18.PARKING:

RETAIL: 5/1,000 S.F. = 54,786 x 5/1,000 = 273.93 SPACES CARRY-OUT RESTAURANT: 5/1,000 S.F. = 4,408 x 5/1,000 = 22.04 SPACES BEAUTY SHOP: 5/1,000 S.F. = 6,558 x 5/1,000 = **32.79 SPACES** STANDARD RESTAURANT: 16/1,000 S.F. = 7,659 x 16/1,000 = 122.54 SPACES 4.01 SPACES FURNITURE: 2.5/1,000 S.F. = 1,604 x 2.5/1,000 = 14.55 SPACES PERSONAL SERVICE: 3.3/1,000 S.F. = 4,409 x 3.3/1,000 = 7.21 SPACES CLINIC: 4.5/1,000 S.F. = 1,603 x 4.5/1,000 = 477.07 OR 478 SPACES TOTAL REQUIRED:

391 SPACES

EXISTING PARKING:

19.FLOOR AREA RATIO: MAX. ALLOWABLE FOR SHOPPING CENTER: 4.0 EXISTING SHOPPING CENTER: 81,027 S.F. TOTAL FLOOR AREA 81,027 S.F./TOTAL SITE AREA 308,013 = 0.263

20.SITE IS SERVED BY PUBLIC WATER AND SEWER.

21.SITE CIRCULATION IS PROVIDED VIA TWO-WAY DRIVE AISLES, MINIMUM 22' WIDE.

22.ALL SIGNAGE WILL COMPLY WITH SECTION 450 OF THE BCZR.

23. THE SITE IS NOT LOCATED WITHIN THE CHESAPEAKE BAY CRITICAL AREA.

24. THERE ARE NO HISTORICAL STRUCTURES LOCATED ON THE PROPERTY.

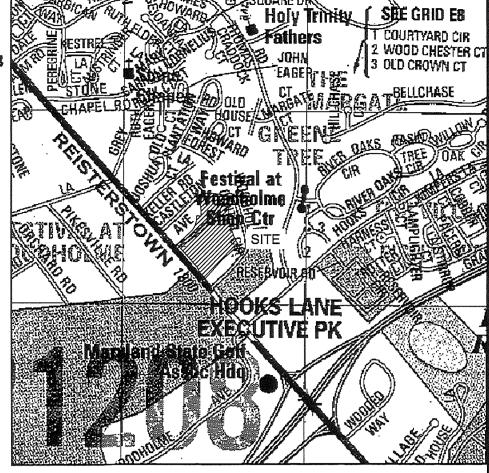
### ZONING HISTORY

1. CASE NO.: <u>1990-0015-SPHA</u>

PETITION FOR VARIANCE TO PERMIT ONE DIRECTIONAL/INFORMATIONAL, SINGLE FACED, SEVEN FOOT "E" TYPE SIGN IN A DR3.5 ZONE; A VARIANCE TO PERMIT TWO DIRECTIONAL/INFORMATIONAL SINGLE-FACED 14 SQUARE FOOT "D" TYPE SIGNS IN A BM ZONE; A VARIANCE TO PERMIT ONE RETAIL CENTER IDENTIFICATION SIGN, DOUBLE FACED, 78 SQUARE FOOT PER FACE, "A" TYPE SIGN IN THE BM ZONE OPPOSITE RESIDENTIALLY ZONED PROPERTY, IN LIEU OF THE 150 SQUARE FOOT PERMITTED OPPOSITE COMMERCIALLY ZONED PROPERTY; A VARIANCE TO PERMIT TWO BUSINESS, DOUBLE FACED 78 SQUARE FOOT PER FACE (FOR A TOTAL OF 312 SQUARE FEET OF SIGNAGE) IN THE BM ZONE, IN LIEU OF THE PERMITTED THREE SIGNS TOTALING AN AREA OF 100 SQUARE FEET PURSUANT TO SECTION 413.2, A VARIANCE TO PERMIT SEVEN DOUBLE FACED SIGNS FOR A TOTAL OF 150 SQUARE FEET PURSUANT TO SECTION 205.3.C.2.b ON LOT NUMBERS 1, 4 AND 5; A VARIANCE TO PERMIT SEVEN SINGLE FACED DIRECTIONAL/INFORMATIONAL SIGNS, EACH BEING NO MORE THAN 14 SQUARE FEET FOR A TOTAL OF 98 SQUARE FEET, IN LIEU OF THE PERMITTED 8 SQUARE FEET FOR A TOTAL OF 56 SQUARE FEET, IN LIEU OF THE PERMITTED 8 SQUARE FEET PER SIGN FOR A TOTAL OF 56 SQUARE FEET OF SIGNAGE, PURSUANT TO SECTION 203.3.C.2.e; A VARIANCE TO PERMIT TWO DOUBLE FACED PARK IDENTIFICATION SIGNS OF 78 SQUARE FEET PER FACE FOR A TOTAL OF 312 SQUARE FEET OF SIGNAGE IN LIEU OF THE PERMITTED 50 SQUARE FEET FOR A TOTAL OF 50 SQUARE FEET FOR SIGNAGE PURSUANT TO SECTION 205.3.C.2.h WAS GRANTED BY THE ZONING COMMISSIONER ON SEPTEMBER 22, 1989.

2. CASE NO.: 2010-0363-A

PETITION FOR VARIANCE TO PERMIT 391 OFF-STREET PARKING SPACES IN LIEU OF THE REQUIRED 478 PARKING SPACES WAS GRANTED ON AUGUST 27, 2010.



**LOCATION MAP** COPYRIGHT ADC THE MAP PEOPLE PERMIT USE NO. 20602153-5 SCALE: 1"=1000'

**REVISIONS** EV DATE COMMENT

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(CAVATORS, DESIGNERS, OR ANY PERSON PREPARING T STURB THE EARTH'S SURFACE ANYWHERE IN THE STATE (IN VIRGINIA, MARYLAND, AND DELAWARE 811) A 1-800-552-7001) (MD 1-800-257-7777) (DE 1-800-282-8

NOT APPROVED FOR CONSTRUCTION

PROJECT No.:	MD1020
RAWN BY:	R
CHECKED BY:	M
DATE:	4/17
SCALE:	1"=
CAD I.D.:	E

SITE PLAN

REGENCY CENTERS

FESTIVAL AT

WOODHOLME LOCATION OF SITE 1809, 1819, AND 1829 REISTERSTOWN ROAD **BALTIMORE COUNTY** BALTIMORE, MD 21208



TOWSON, MARYLAND 21204 Phone: (410) 821-7900

Fax: (410) 821-7987 www.BohlerEngineering.com



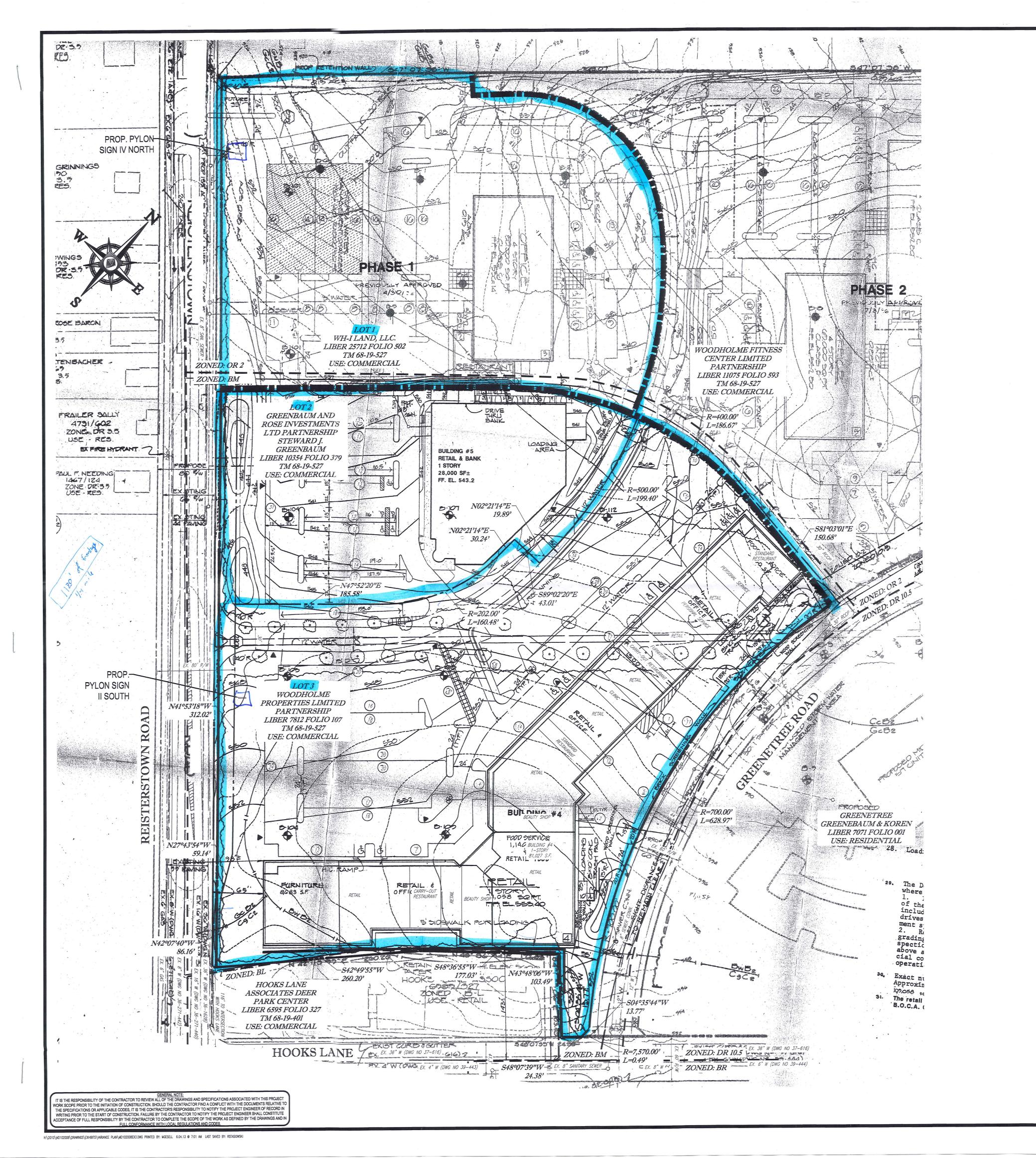
SHEET TITLE:

PLAN TO **ACCOMPANY** PETITION FOR A VARIANCE HEARING

CASE # 2013-0250-A

SHEET NUMBER: OF 2

I, ADAM J. VOLANTH, 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. 21342, EXPIRATION DATE: 9/14/2014





1. THIS PLAN IS BASED ON THE FOLLOWING DOCUMENTS: A CRG PLAN BY: D.S. THALER & ASSOCIATES TITLE: "3RD AMENDED CRG PLAN, PHASE THREE, FESTIVAL AT WOODHOLME, BALTIMORE COUNTY, MARYLAND." DATE: 03/25/93

A PLAT BY: D.S. THALER & ASSOCIATES
TITLE: "FIRST AMENDED PLAT OF FESTIVAL AT WOODHOLME, BALTIMORE COUNTY,
MARYLAND."
DATE: 4/104/197 DATE: 04/24/87

2. SITE ADDRESS: 1809 REISTERSTOWN ROAD (LC 1819 REISTERSTOWN ROAD (LC 1829 REISTERSTOWN ROAD (LC BALTIMORE, MARYLAND 21208

3. TOTAL SITE AREA: LOT 1: 4.080 AC. LOT 2: 2.541 AC. LOT 3: 7.053 AC. TOTAL: 13.674 AC.

4. OWNER/APPLICANT:

WH-I LAND LLC
C/O WASHINGTON REAL ESTATE INV
6110 EXECTUVIE BLVD, STE. 800
ROCKVILLE, MD 20852-3927

COT 2: GREENBAUM AND ROSE INVESTMENTS LTD PARTNERSHIP STEWARD J. GREENBAUM 1829 REISTERSTOWN ROAD, STE. 300 BALTIMORE, MD 21208

WOODHOLME PROPERTIES LIMITED PARTNERSHIP C/O PROPERTY TAX DEPT

P.O. BOX 790830 SAN ANTONIO, TX 78279-0830 5. COUNTY INFORMATION TAX MAP: 68

TAX MAP: 68
PARCEL: 527
CENSUS TRACT: 403701
WATERSHED: GWYNNS FALLS
WATER SERVICE AREA: PIKESVILLE FOURTH ZONE
SEWERSHED: 65
COUNTY COUNCIL DISTRICT: 2
ELECTION DISTRICT: 3RD

6. TAX ACCOUNT NO.: 2100001178 7. EXISTING USE: SHOPPING CENTER WITH VARIOUS USES PROPOSED USE: SHOPPING CENTER WITH VARIOUS USES

8. LAST APPROVED CRG PLAN: THIRD AMENDED CRG PLAN, PHASE THREE, FESTIVAL AT WOODHOLME, DATED MARCH 25,1993, LAST REVISED DECEMBER 10,1993, APPROVED

9. ZONE: BM (BUSINESS, MAJOR) AND OR-2 (OFFICE BUILDING - RESIDENTIAL) PER PLAN SHEET 068A3

10. THIS PLAN IS LOCATED IN ZONE X (AREAS DETERMINED TO BE OUTSIDE THE 0.2% ANNUAL CHANGE FLOODPLAIN) PER PLAN FEMA MAP 2400100240F, DATED SEPTEMBER 26, 2008.

11. THERE ARE NO WETLANDS LOCATED WITHIN THE SITE BOUNDARY.

12. THE SUBJECT SITE IS NOT LOCATED WITHIN A WATER, SEWER OR TRANSPORTATION DEFICIENT AREA PER THE 2012 BASIC SERVICES MAPS.

13.LANDSCAPING IS PROVIDED IN ACCORDANCE WITH THE LANDSCAPE MANUAL AND ALL OTHER MANUALS ADOPTED PURSUANT TO SECTION 22-105 OF THE BALTIMORE COUNTY CODE AT THE TIME OF TECHNICAL PLAN APPROVAL.

14.NO CHANGES TO SITE LIGHTING ARE PROPOSED WITH THIS PLAN.

15. ALL HANDICAP SPACES ARE IN CONFORMANCE WITH THE ADA CODE OF MARYLAND REGULATIONS AT THE TIME OF TECHNICAL PLAN APPROVAL.

16.BUILDING AREA (NO ADDITIONAL BUILDING SQUARE FOOTAGE IS BEING PROPOSED): EXISTING: 81,027 S.F. PROPOSED: 81,027 S.F.

17.SETBACKS: PROVIDED REQUIRED BUILDING: NORTH SOUTH WEST LANDSCAPING: NORTH SOUTH

\* SCREENING WALL PROVIDED \*\* NO SITE OR EXTERIOR MODIFICATIONS PROPOSED WITH THIS APPLICATION

18.PARKING:

EAST

REQUIRED: 273.93 SPACES RETAIL: 5/1,000 S.F. = 54,786 x 5/1,000 = 22.04 SPACES CARRY-OUT RESTAURANT: 5/1,000 S.F. = 4,408 x 5/1,000 = BEAUTY SHOP: 5/1,000 S.F. = 6,558 x 5/1,000 = **32.79 SPACES** STANDARD RESTAURANT: 16/1,000 S.F. = 7,659 x 16/1,000 = 122.54 SPACES FURNITURE: 2.5/1,000 S.F. = 1,604 x 2.5/1,000 = 4.01 SPACES 14.55 SPACES PERSONAL SERVICE: 3.3/1,000 S.F. = 4,409 x 3.3/1,000 = CLINIC: 4.5/1,000 S.F. = 1,603 x 4.5/1,000 = 7.21 SPACES 477.07 OR 478 SPACES TOTAL REQUIRED:

EXISTING PARKING:

391 SPACES 19.FLOOR AREA RATIO: MAX. ALLOWABLE FOR SHOPPING CENTER: 4.0

TOTAL FLOOR AREA 81,027 S.F./TOTAL SITE AREA 308,013 = 0.263 20.SITE IS SERVED BY PUBLIC WATER AND SEWER.

EXISTING SHOPPING CENTER: 81,027 S.F.

21. SITE CIRCULATION IS PROVIDED VIA TWO-WAY DRIVE AISLES, MINIMUM 22' WIDE.

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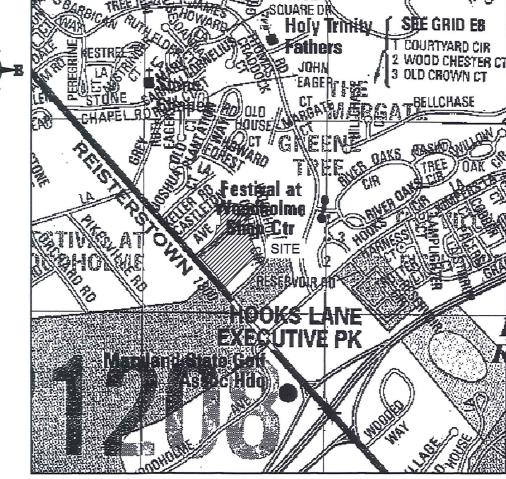
## **ZONING HISTORY**

1. CASE NO.: 1990-0015-SPHA

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2. CASE NO.: 2010-0363-A

PETITION FOR VARIANCE TO PERMIT 391 OFF-STREET PARKING SPACES IN LIEU OF THE REQUIRED 478 PARKING SPACES WAS GRANTED ON AUGUST 27, 2010.



LOCATION MAP COPYRIGHT ADC THE MAP PEOPLE PERMIT USE NO. 20602153-5 SCALE: 1"=1000'

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	REVISIONS				
REV	DATE	COMMENT	BY		
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XCAVATORS, DESIGNERS, OR ANY PERSON PREPARING DISTURB THE EARTH'S SURFACE ANYWHERE IN THE STATE. (IN VIRGINIA, MARYLAND, AND DELAWARE 811) (WV 1-800-245-4848) (PA 1-800-242-1776) 'A 1-800-552-7001) (MD 1-800-257-7777) (DE 1-800-282-855

NOT APPROVED FOR CONSTRUCTION

PROJECT No.:	MD10200
DRAWN BY:	RM
CHECKED BY:	MJ
DATE:	4/17/1
SCALE:	1"=60
CAD I.D.:	EX

SITE PLAN

REGENCY CENTERS

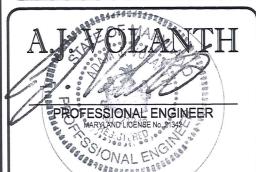
FESTIVAL AT

WOODHOLME

LOCATION OF SITE 1809, 1819, AND 1829 REISTERSTOWN ROAD BALTIMORE COUNTY BALTIMORE, MD 21208



901 DULANEY VALLEY ROAD, SUITE 801 TOWSON, MARYLAND 21204 Phone: (410) 821-7900 (410) 821-7987 www.BohlerEngineering.com



SHEET TITLE:

PLAN TO ACCOMPANY PETITION FOR A VARIANCE HEARING

SHEET NUMBER:

OF 2

PETITIONER'S EXHIBIT

CASE # 2013-0250-A

, ADAM J. VOLANTH, 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. 21342, EXPIRATION DATE: 9/14/2014