

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

January 12, 2015

Jason T. Vettori, Esquire Smith, Gildea & Schmidt, LLC 600 Washington Avenue Suite 200 Towson, Maryland 21204

RE: Petition for Variance

Property: 2021 Lord Baltimore Drive

Case No. 2015-0109-A

Dear Mr. Vettori:

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 Baltimore County Board of Appeals within thirty (30) days of the date of this Order. For further information on filing an appeal, please contact the Baltimore County Office of Administrative Hearings at 410-887-3868.

Sincerely,

JOHN E. BEVERUNGEN Administrative Law Judge

for Baltimore County

JEB:sln Enclosure

## IN RE: PETITION FOR VARIANCE (2021 Lord Baltimore Drive)

1<sup>st</sup> Election District 1<sup>st</sup> Council District Redeemed Christian Church of God Petitioner BEFORE THE OFFICE

**OF ADMINISTRATIVE** 

HEARINGS FOR

**BALTIMORE COUNTY** 

CASE NO. 2015-0109-A

#### OPINION AND ORDER

This matter comes before the Office of Administrative Hearings (OAH) for Baltimore County as a Petition for Variance on behalf of the legal owner of the subject property. Petitioner originally sought relief from the Baltimore County Zoning Regulations (B.C.Z.R.) §409.7.B.1 to permit off-street parking spaces for uses other than residential and lodging within 1,316 feet walking distance of a building entrance to the church use in lieu of the maximum walking distance to a building entrance of 500 feet. At the hearing, the Petition was amended to seek relief under a different provision of the off-street parking regulations, as noted in the order which follows. A site plan for the project was marked and accepted into evidence as Petitioner's Exhibit 1.

Appearing at the public hearing in support of the request was Senior Pastor Ayoola Olulana. Jason T. Vettori, Esquire, represented the Petitioner. There were no Protestants in attendance. The Petition was advertised and posted as required by the B.C.Z.R. Substantive Zoning Advisory Committee (ZAC) comments were received from the Department of Planning (DOP) and the Bureau of Development Plans Review (DPR).

The subject property is approximately 2.5 acres and is zoned BM-AS. The property is located near the Security Square Mall in the Woodlawn area of Baltimore County. Petitioner proposes to construct a church within an existing warehouse building on the site to accommodate

ORDER RECEIVED FOR FILING

Date 11715

By Street St

its growing congregation.

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. The site is of irregular dimensions and is therefore unique. Petitioner would experience a practical difficulty if the regulations were strictly interpreted, since it would be unable to construct the proposed church and sanctuary. 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 or community opposition.

THEREFORE, IT IS ORDERED, this <u>12<sup>th</sup></u> day of January, 2015, by the Administrative Law Judge for Baltimore County, that the Petition for Variance seeking relief from the Baltimore County Zoning Regulations ("B.C.Z.R.") to permit 65 off-street parking spaces in lieu of the required 90 spaces, be and is hereby GRANTED.

The relief granted herein shall be subject to the following:

- Petitioner may apply for necessary permits and/or licenses upon receipt
  of this Order. However, Petitioner is hereby made aware that
  proceeding at this time is at its own risk until 30 days from the date
  hereof, during which time an appeal can be filed by any party. If for
  whatever reason this Order is reversed, Petitioner would be required to
  return the subject property to its original condition.
- 2. Prior to issuance of permits, Petitioner must obtain approval from Baltimore County of landscape and lighting plans for the site.
- 3. Petitioner must within 30 days of the date hereof submit to the OAH and the Department of Planning (DOP) a revised (redline) site plan containing the details identified in Item Nos. 2 and 4 of the DOP's December 8, 2014 ZAC comment, a copy of which is attached hereto and incorporated herein.

ORDER RECEIVED FOR FILING

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

JEB:sln

JOHN E BEVERUNGEN Administrative Law Judge for Baltimore County

ORDER RECEIVED FOR FILING

3

#### BALTIMORE COUNTY, MARYLAND

#### INTER-OFFICE CORRESPONDENCE

TO:

Arnold Jablon

DATE: December 8, 2014

FROM:

Andrea Van Arsdale

Director, Department of Planning

Deputy Administrative Officer and

RECEIVED

SUBJECT:

2021 Lord Baltimore Drive

Director of Permits, Approvals and Inspections

DEC 08 2014

INFORMATION:

Item Number:

15-109

OFFICE OF ADMINISTRATIVE HEARINGS

Petitioner:

Ayoola Olulana

Zoning:

BM-AS

Requested Action:

Variance

#### SUMMARY OF RECOMMENDATIONS:

The Department of Planning has reviewed the petitioner's request and accompanying site plan. The petitioner is proposing to convert a portion of an existing warehouse to a place of worship with 350 seats. The petitioner is seeking a variance to permit off-street parking spaces for uses other than residential and lodging within 1,316 feet walking distance of a building entrance to the church in lieu of the maximum requirement of 500 feet. The petitioner has an agreement with the Macy's store at 6901 Security Boulevard for the use of 30 parking spaces for a period of five years.

The Department of Planning does not object to the petitioner's off-street variance parking request subject to the following conditions:

- 1. It is unclear how the building will function without a interior proposed floor plan. It appears from the site plan that there may be conflicts between pedestrian and vehicular movements. Provide and show on the development plan a safe convenient pedestrian access to the building from the sidewalk on Lord Baltimore Drive through the site and to the building entrance. Per Condition B of the Baltimore County Landscape Manual (pg. 19), "When parking spaces abut a building, the parking lot edge shall be a minimum of 6 feet from the face of the building".
- 2. Provide details of any proposed signage and any entrance treatments and show their proposed locations on the site plan. Specifically, provide the proposed dimensions and display them in the form of an elevation drawing and provide to this office for review and approval.
- 3. Place the signed parking lot useage agreement with Macy's store on the plan.
- 4. Show the entrance location for the warehouse on the plan and location of the required two parking spaces for the warehouse.

For further information concerning the matters stated here in, please contact Donnell Zeigler at 410-887-3480.

ORDER RECEIVED FOR FILING

s:\planning\dev rev\zac\zacs 2015\15-109.doc

Division Chief: AVA/LL

ORDER RECEIVED	FOR	FILING
----------------	-----	--------

Date 1117/15



PETITION FOR ZONING HEARING(S)

To be filed with the Department of Permits, Approvals and Inspections
se of Administrative Law of Baltimore County for the property

Deed References: 33343/00217	40 Di T	# 4000044004
Property Owner(s) Printed Name(s) The Redeemed C	10 Digit Tax Account	# 1800011834
(SELECT THE HEARING(S) BY MARKING $X$ AT THE APPROP	RIATE SELECTION AND PRINT OF	TYPE THE PETITION REQUEST)
The undersigned legal owner(s) of the property situate in and plan attached hereto and ma		
I a Special Hearing under Section 500.7 of the Zonion or not the Zoning Commissioner should approve	ng Regulations of Baltimore C	county, to determine whether
2 a Special Exception under the Zoning Regulations	of Baltimore County to use th	ne herein described property for
3 a Variance from Section(s)		
Please see attached.		
of the zoning regulations of Baltimore County, to the (Indicate below your hardship or practical difficulty you need additional space, you may add an attachme	or indicate below "TO BE P	
TO BE PRESENTED AT HEARING		
, or we, agree to pay expenses of above petition(s), advertising, posting, and restrictions of Baltimore County adopted pursuant to the zoning law for egal Owner(s) Affirmation: I / we do so solemnly declare and affirm, ur	etc. and further agree to and are to b or Baltimore County.	
, or we, agree to pay expenses of above petition(s), advertising, posting, and restrictions of Baltimore County adopted pursuant to the zoning law for egal Owner(s) Affirmation: I / we do so solemnly declare and affirm, unwhich is the subject of this / these Petition(s).	etc. and further agree to and are to b or Baltimore County.	Ve are the legal owner(s) of the property
, or we, agree to pay expenses of above petition(s), advertising, posting, and restrictions of Baltimore County adopted pursuant to the zoning law for Legal Owner(s) Affirmation: I / we do so solemnly declare and affirm, unwhich is the subject of this / these Petition(s).	etc. and further agree to and are to bor Baltimore County. Ider the penalties of perjury, that I / V	Ve are the legal owner(s) of the property
or we, agree to pay expenses of above petition(s), advertising, posting, and restrictions of Baltimore County adopted pursuant to the zoning law for Legal Owner(s) Affirmation: I / we do so solemnly declare and affirm, unwhich is the subject of this / these Petition(s).  Contract Purchaser/Lessee:	etc. and further agree to and are to be present the penalties of perjury, that I / V  Legal Owners (Petitione Ayoola Olulana  Name #1 – Type or Print	Ve are the legal owner(s) of the property  PS): Senior Pastor and Authorized Representative
or we, agree to pay expenses of above petition(s), advertising, posting, and restrictions of Baltimore County adopted pursuant to the zoning law for the county adopted pursuant to the zoning law for the zoni	etc. and further agree to and are to be present and surface to an are to be present and	Senior Pastor and Authorized Representative for me Redeemed Christian Church of God Name #2 - Type or Print Signature # 2
or we, agree to pay expenses of above petition(s), advertising, posting, and restrictions of Baltimore County adopted pursuant to the zoning law for egal Owner(s) Affirmation: I / we do so solemnly declare and affirm, unwhich is the subject of this / these Petition(s).  Contract Purchaser/Lessee:  Name-Type or Pinal For File Signature	Legal Owners (Petitione Ayoola Olulana Name #1 - Type or Print Signature #1  4 Katurah Lane	Ve are the legal owner(s) of the property  Property  Senior Pastor and Authorized Representative  of The Redeemed Christian Church of God  Thame #2 - Type or Print  Signature # 2  Owings Mills MD
or we, agree to pay expenses of above petition(s), advertising, posting, and restrictions of Baltimore County adopted pursuant to the zoning law for egal Owner(s) Affirmation: I / we do so solemnly declare and affirm, unwhich is the subject of this / these Petition(s).  Contract Purchaser/Lessee:  Hame- Type or Pinantian County adopted pursuant to the zoning law for egal Owner(s) Affirmation: I / we do so solemnly declare and affirm, unwhich is the subject of this / these Petition(s).	Legal Owners (Petitione Ayoola Olulana Name #1 – Type or Print Signature #1  4 Katurah Lane Mailing Address	Senior Pastor and Authorized Representative for The Redeemed Christian Church of God Name #2 - Type or Print Signature #2 Owings Mills MD City State
or we, agree to pay expenses of above petition(s), advertising, posting, and restrictions of Baltimore County adopted pursuant to the zoning law for each owner(s) Affirmation: I / we do so solemnly declare and affirm, unwhich is the subject of this / these Petition(s).  Contract Purchaser/Lessee:  Name- Type or PORDER FILE  Signature  Mailing Address  State	Legal Owners (Petitione Ayoola Olulana Name #1 - Type or Print Signature #1  4 Katurah Lane	Ve are the legal owner(s) of the property  Prs):  Senior Pastor and Authorized Representative Fig. 1779 Redeemed Christian Church of God Name #2 — Type or Print  Signature # 2  Owings Mills MD  City State  3292 / higrassembly@gmail.cor
or we, agree to pay expenses of above petition(s), advertising, posting, and restrictions of Baltimore County adopted pursuant to the zoning law for each of the subject of this / these Petition(s).  Contract Purchaser/Lessee:  Name Type or Pipper  Signature  Mailing Address  State  Zip Code  Telephone # Email Address	Legal Owners (Petitione Ayoola Olulana Name #1 – Type or Print 4 Katurah Lane Mailing Address 21117 / (443) 804-3 Zip Code Telephone	Senior Pastor and Authorized Representative / or The Redeemed Christian Church of God Name #2 - Type or Print Signature #2 Owings Mills MD City State 3292 / higrassembly@gmail.cor
or we, agree to pay expenses of above petition(s), advertising, posting, and restrictions of Baltimore County adopted pursuant to the zoning law for Legal Owner(s) Affirmation: I / we do so solemnly declare and affirm, unwhich is the subject of this / these Petition(s).  Contract Purchaser/Lessee:  Name- Type or Pina Signature  Mailing Address  Signature  Email Address  Attorney for Petitioner:	Legal Owners (Petitione Ayoola Olulana Name #1 – Type or Print A Katurah Lane Malling Address 21117 / (443) 804-4 Zip Code Telephone Representative to be co	Senior Pastor and Authorized Representative / or in a Redeemed Christian Church of God Name #2 – Type or Print  Signature # 2  Owings Mills MD  City State  3292 / higrassembly@gmail.cor  #### Email Address  Intacted:
Signature Date State  Mailing Address By City State	Legal Owners (Petitione Ayoola Olulana Name #1 – Type or Print 4 Katurah Lane Mailing Address 21117 / (443) 804-2 Zip Code Telephone Representative to be co	Senior Pastor and Authorized Representative / or in a Redeemed Christian Church of God  t Name #2 - Type or Print  Signature # 2 Owings Mills MD City State  3292 / higrassembly@gmail.cor a # Email Address  Intacted:  h, Gildea & Schmidt, LLC
or we, agree to pay expenses of above petition(s), advertising, posting, and restrictions of Baltimore County adopted pursuant to the zoning law for the segal Owner(s) Affirmation: I / we do so solemnly declare and affirm, unwhich is the subject of this / these Petition(s).  Contract Purchaser/Lessee:  Name-Type or Pinal Signature  Mailing Address  Attorney for Petitioner:  Jason T. Vettori, Smith, Gildea & Schmidt, LLC  Name-Type or Print  Name-Type or Print  Name-Type or Print  Name-Type or Print	Legal Owners (Petitione Ayoola Olulana Name #1 – Type or Print 4 Katurah Lane Mailing Address 21117	Senior Pastor and Authorized Representative / or in a Redeemed Christian Church of God tName #2 - Type or Print Signature # 2 Owings Mills MD City State 3292 / higrassembly@gmail.com ### Email Address  Intacted: h, Gildea & Schmidt, LLC
or we, agree to pay expenses of above petition(s), advertising, posting, and restrictions of Baltimore County adopted pursuant to the zoning law for each of the subject of this / these Petition(s).  Contract Purchaser/Lessee:  Name-Type or Pipe Signature  Mailing Address  Attorney for Petitioner:  Jason T. Vettori, Smith, Gildea & Schmidt, LLC  Name-Type or Print	Legal Owners (Petitione Ayoola Olulana Name #1 – Type or Print 4 Katurah Lane Mailing Address 21117 / (443) 804-6 Zip Code Telephone Representative to be co	Senior Pastor and Authorized Representative for The Redeemed Christian Church of God Name #2 - Type or Print Signature #2 Owings Mills MD City State 3292 / higrassembly@gmail.com ### Email Address  ntacted: h, Gildea & Schmidt, LLC
nor we, agree to pay expenses of above petition(s), advertising, posting, and restrictions of Baltimore County adopted pursuant to the zoning law for egal Owner(s) Affirmation: I / we do so solemnly declare and affirm, unwhich is the subject of this / these Petition(s).  Contract Purchaser/Lessee:  Name Type or Portionary State  Mailing Address  Attorney for Petitioner:  Jason T. Vettori, Smith, Gildea & Schmidt, LLC  Name Type or Print  Signature  Gildea & Schmidt, LLC  Signature  Gildea & Schmidt, LLC  Mailing Address  MD  Mailing Address  MD	Legal Owners (Petitione Ayoola Olulana Name #1 - Type or Print  4 Katurah Lane  Malling Address 21117  (443) 804-1 Zip Code Telephone  Representative to be co  Jason T. Vettori, Smit  Name - Type or Print  Signature  Signature  Malling Address  2 Malling Address	Ve are the legal owner(s) of the property  Property  Serior Pastor and Authorized Representative Property  Serior Pastor and Authorized Representative Property  Name #2 - Type or Print  Signature #2  Owings Mills MD  City State  3292 / higrassembly@gmail.com Email Address  Intacted:  h, Gildea & Schmidt, LLC  Tovvson MD  City State
nor we, agree to pay expenses of above petition(s), advertising, posting, and restrictions of Baltimore County adopted pursuant to the zoning law for a segal Owner(s) Affirmation: I / we do so solemnly declare and affirm, unwhich is the subject of this / these Petition(s).  Contract Purchaser/Lessee:  Name-Type or Portionary State  Zip Code Telephone * Email Address  Attorney for Petitioner:  Jason T. Vettori, Smith, Gildea & Schmidt, LLC  Name-Type or Print  Signature  Signature  Signature  Owner Type or Print  Signature  Owner Type or Print  City State  21204 (410) 821-0070 ,jvettori@sgs-law.com	Legal Owners (Petitione Ayoola Olulana Name #1 – Type or Print  4 Katurah Lane Mailing Address 21117	Senior Pastor and Authorized Representative for Time Redeemed Christian Church of God Name #2 - Type or Print Signature #2 Owings Mills MD City State 3292 / higrassembly@gmail.cor ### Email Address  Intacted: h, Gildea & Schmidt, LLC  Tovvson MD City State  OTOVSON MD City State  OTOVSON MD City State
nor we, agree to pay expenses of above petition(s), advertising, posting, and restrictions of Baltimore County adopted pursuant to the zoning law for egal Owner(s) Affirmation: I / we do so solemnly declare and affirm, unwhich is the subject of this / these Petition(s).  Contract Purchaser/Lessee:  Name Type or Portionary State  Mailing Address  Attorney for Petitioner:  Jason T. Vettori, Smith, Gildea & Schmidt, LLC  Name Type or Print  Signature  Gildea & Schmidt, LLC  Signature  Gildea & Schmidt, LLC  Mailing Address  MD  Mailing Address  MD	Legal Owners (Petitione Ayoola Olulana Name #1 - Type or Print  4 Katurah Lane  Malling Address 21117  (443) 804-1 Zip Code Telephone  Representative to be co  Jason T. Vettori, Smit  Name - Type or Print  Signature  Signature  Malling Address  2 Malling Address	Senior Pastor and Authorized Representative  Senior Pastor and Authorized Representative  For The Redeemed Christian Church of God  Name #2 - Type or Print  Signature #2  Owings Mills MD  City State  3292 / higrassembly@gmail.co  ### Email Address  Intacted:  h, Gildea & Schmidt, LLC  Tovvson MD  City State  OTOVSON MD  City State  OTOVSON MD  City State

#### ATTACHMENT TO PETITION FOR ZONING RELIEF

2021 Lord Baltimore Drive

Variance relief from BCZR Section(s): (2,000 SF)

- 1. 409.7.B.1 to permit off-street parking spaces for uses other than residential and lodging within 1,316 feet walking distance of a building entrance to the church use in lieu of the MAXIMUM requirement of 500 feet; and
- 2. For such other and further relief as the Administrative Law Judge may deem appropriate.

748 -5-2015



### Gerhold, Cross & Etzel, Ltd.

Registered Professional Land Surveyors • Established 1906

Suite 100 • 320 East Towsontown Boulevard • Towson, Maryland 21286 Phone: (410) 823-4470 • Fax: (410) 823-4473 • www.gcelimited.com

November 11, 2014

#### ZONING PROPERTY DESCRIPTION FOR THE REDEEMED CHRISTIAN CHURCH OF GOD HIGHER GROUND ASSEMBLY 2021 LORD BALTIMORE DRIVE

Beginning at a point on the east side of Lord Baltimore Drive, which is 70 feet wide, at the distance of 740 feet, more or less, north of the centerline of Security Boulevard, which is 130 feet wide, being Lot 3 in the subdivision of "Champion Ford Dealership" as recorded in Baltimore County Plat Book E.H.K.,Jr. No. 44, folio 98, containing 113,338 square feet or 2.602 acres of land, more or less, located in the 1st Election District and 1st Council District.

License expires/renews 2/26/15

OFFICE	E OF BUI	GET AND	ARYLAN D FINANC RECEIPT	E	Sub Rev/	<b>No.</b> Date:	P - Z	16284	PAID RECEIPT  BUSDNESS ACTUAL TIME BRW  11/13/2014 11/13/2014 07:31:04 5  REG MSCS MALKIN REGS LINE  > RECEIPT N 771296 11/13/2014 OFLN
Fund	Dept	Unit	Sub Unit	Obj	Sub Obj	Dept Obj	BS Acct	Amount	Dept 5 528 ZOMING VERIFICATION
001	806	0000		6150		District of the second	A NAME	500.00	C7 NO. 116294
Carlotte.	THE THE CO				21.35	1	×		Recpt Tot #500.00 #500.00 CK #.60 CA
5 78 W	(現) 丰州		2001 B	7 2 1 2 2			- 1		Baltimore County, Maryland
	34743 103		- 94_0					1000	
2 2 2 2 2		,	2-2- 1					.500.	
Rec From:	64	oth Gu	Idea f	Scha.	14 66	Total:			
For:	7	021 60	nd 18	altino	RY		-		
- 185	13850	111	- 47_0				20,	15-0109-A	
DISTRIBL	JTION								CASHIER'S VALIDATION

the same of the sa

# 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 Adv	vertising:
Item Number or Cas	e Number: 2615-0109-A
Petitioner: RE	DEEMED CHRISTIAN CHURCH OF GOD
Address or Location	2021 LORD BALTIMORE DRIVE
PLEASE FORWARD	ADVERTISING BILL TO:
Name:	JASON T. VETTORY
Address:	SMITH, GILDEA & SCHMIDT, ILC
	600 WASHINGTON AVE. STE. 200
	TOWSON MD 21204
Telephone Number:	



501 N. Calvert St., P.O. Box 1377 Baltimore, Maryland 21278-0001 tel: 410/332-6000 800/829-8000

WE HEREBY CERTIFY, that the annexed advertisement of Order No 2886887

#### **Sold To:**

GILDEA & SCHMIDT L SMITH - CU00172003 600 Washington Ave Ste 200 Towson, MD 21204-1301

#### Bill To:

GILDEA & SCHMIDT L SMITH - CU00172003 600 Washington Ave Ste 200 Towson, MD 21204-1301

Was published in "Jeffersonian", "Bi-Weekly", a newspaper printed and published in Baltimore County on the following dates:

Dec 16, 2014

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: # 2015-0109-A

2021 Lord Baltimore Drive
E/s of Lord Baltimore Drive, 740 ft. n/of the centerline of

Security Boulevard
1st Election District - 1st Councilmanic District

Legal Owner(s) Ayoola Olulana

Variance: to permit off street parking spaces for uses other than residential and lodging within 1,316 ft. walking distance of a building entrance to the church use in lieu of the minimum requirement of 500 ft. and for such other and further relief as the Administrative Law Judge may deem

Appropriate. Hearing: Monday, January 5, 2015 at 2:30 p.m. in Room 205, Jefferson Building, 105 West Chesapeake Avenue, Towson 21204.

ARNOLD JABLON, DIRECTOR OF PERMITS, APPROVALS AND INSPECTIONS FOR BALTIMORE COUNTY
NOTES: (1) Hearings are Handicapped Accessible; for special accommodations Please Contact the Administrative

Hearings Office at (410) 887-3868.

(2) For information concerning the File and/or Hearing, Contact the Zoning Review Office at (410) 887-3391. JT 12/734 Dec. 16

The Baltimore Sun Media Group

By **S.Wilkinson** Legal Advertising

## **CERTIFICATE OF POSTING**

**ATTENTION: KRISTEN LEWIS** 

DATE: 12/16/2014

Case Number: 2015-0109-A

Petitioner / Developer: JASON VETTORI of SMITH, GILDEA &

SCHMIDT LLC~AYOOLA OLULANA

Date of Hearing (Closing): JANUARY 5, 2015

This is to certify under the penalties of perjury that the necessary sign(s) required by law were posted conspicuously on the property located at: 2021 LORD BALTIMORE DRIVE

The sign(s) were posted on: DECEMBER 14, 2014



(Signature of Sign Poster)

Linda O'Keefe

(Printed Name of Sign Poster)

523 Penny Lane

(Street Address of Sign Poster)

Hunt Valley, Maryland 21030

(City, State, Zip of Sign Poster)

410 - 666 - 5366

(Telephone Number of Sign Poster)

TO: PATUXENT PUBLISHING COMPANY

Tuesday, December 16, 2014 Issue - Jeffersonian

Please forward billing to:

Jason Vettori Smith, Gildea & Schmidt 600 Washington Avenue, Ste. 200 Baltimore, MD 21204 410-821-0070

#### 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: 2015-0109-A

4 Katurah Lane

E/s of Lord Baltimore Drive, 740 ft. n/of the centerline of Security Boulevard 1<sup>st</sup> Election District – 1<sup>st</sup> Councilmanic District

Legal Owners: Ayoola Olulana

<u>Variance</u> to permit off street parking spaces for uses other than residential and lodging within 1,316 ft. walking distance of a building entrance to the church use in lieu of the minimum requirement of 500 ft. and for such other and further relief as the Administrative Law Judge may deem appropriate.

Hearing: Monday, January 5, 2015 at 2:30 p.m. in Room 205, Jefferson Building, 105 W. Chesapeake Avenue, Towson 21204

Arnold Jablon

Director of Permits, Approvals and Inspections for Baltimore County

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

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

TO: PATUXENT PUBLISHING COMPANY

Tuesday, December 16, 2014 Issue - Jeffersonian

Please forward billing to:

Jason Vettori Smith, Gildea & Schmidt 600 Washington Avenue, Ste. 200 Baltimore, MD 21204 410-821-0070

#### CORRECTED 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: 2015-0109-A

2021 Lord Baltimore Drive

E/s of Lord Baltimore Drive, 740 ft. n/of the centerline of Security Boulevard 1<sup>st</sup> Election District – 1<sup>st</sup> Councilmanic District

Legal Owners: Ayoola Olulana

<u>Variance</u> to permit off street parking spaces for uses other than residential and lodging within 1,316 ft. walking distance of a building entrance to the church use in lieu of the minimum requirement of 500 ft. and for such other and further relief as the Administrative Law Judge may deem appropriate.

Hearing: Monday, January 5, 2015 at 2:30 p.m. in Room 205, Jefferson Building, 105 W. Chesapeake Avenue, Towson 21204

Arnold Jables

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 December 3, 2014 ARNOLD JABLON
Deputy Administrative Officer
Director, Department of Permits,
Approvals & Inspections

#### CORRECTED 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: 2015-0109-A

2021 Lord Baltimore Drive

E/s of Lord Baltimore Drive, 740 ft. n/of the centerline of Security Boulevard

1<sup>st</sup> Election District – 1<sup>st</sup> Councilmanic District

Legal Owners: Ayoola Olulana

<u>Variance</u> to permit off street parking spaces for uses other than residential and lodging within 1,316 ft. walking distance of a building entrance to the church use in lieu of the maximum walking distance to a building entrance of 500 ft. and for such other and further relief as the Administrative Law Judge may deem appropriate.

Hearing: Monday, January 5, 2015 at 2:30 p.m. in Room 205, Jefferson Building, 105 W. Chesapeake Avenue, Towson 21204

Arnold Jaklon

Director

AJ:kl

C: Jason Vettori, 600 Washington Avenue, Ste. 200, Towson 21204 Ayoola Olulana, 4 Katurah Lane, Owings Mills 21117

NOTES: (1) THE PETITIONER MUST HAVE THE ZONING NOTICE SIGN POSTED BY AN APPROVED POSTER ON THE PROPERTY BY TUESDAY, DECEMBER 16, 2014.

(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.



KEVIN KAMENETZ County Executive November 25, 2014 ARNOLD JABLON
Deputy Administrative Officer
Director, Department of Permits,
Approvals & Inspections

#### 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: 2015-0109-A

4 Katurah Lane

E/s of Lord Baltimore Drive, 740 ft. n/of the centerline of Security Boulevard 1<sup>st</sup> Election District – 1<sup>st</sup> Councilmanic District

Legal Owners: Ayoola Olulana

<u>Variance</u> to permit off street parking spaces for uses other than residential and lodging within 1,316 ft. walking distance of a building entrance to the church use in lieu of the minimum requirement of 500 ft. and for such other and further relief as the Administrative Law Judge may deem appropriate.

Hearing: Monday, January 5, 2015 at 2:30 p.m. in Room 205, Jefferson Building, 105 W. Chesapeake Avenue, Towson 21204

Arnold Jabion

Director

AJ:kl

C: Jason Vettori, 600 Washington Avenue, Ste. 200, Towson 21204 Ayoola Olulana, 4 Katurah Lane, Owings Mills 21117

NOTES: (1) THE PETITIONER MUST HAVE THE ZONING NOTICE SIGN POSTED BY AN APPROVED POSTER ON THE PROPERTY BY TUESDAY, DECEMBER 16, 2014.

- (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.

**RE: PETITION FOR VARIANCE** 4 Katurah Lane; E/S Lord Baltimore Drive, 740' N of c/line Security Boulevard 1<sup>st</sup> Election & 1<sup>st</sup> Councilmanic Districts Legal Owner(s): Ayoola Olulana Petitioner(s)

RECEIVED

MAY 25 2014

- BEFORE THE OFFICE
- OF ADMINSTRATIVE
- **HEARINGS FOR**
- **BALTIMORE COUNTY**
- 2015-109-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.

Pedan Max Zummerman

PETER MAX ZIMMERMAN

People's Counsel for Baltimore County

Cank S Vemlio

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 25th day of November, 2014, a copy of the foregoing Entry of Appearance was mailed to Jason Vettori, Esquire, Smith, Gildea & Schmidt, LLC, 600 Washington Avenue, Suite 200, Towson, Maryland 21204, Attorney for Petitioner(s).

Peter Max Zimmerman

PETER MAX ZIMMERMAN People's Counsel for Baltimore County

#### MEMORANDUM

DATE: Febru

February 12, 2015

TO:

Zoning Review Office

FROM:

Office of Administrative Hearings

RE:

Case No. 2015-0109-A - Appeal Period Expired

The appeal period for the above-referenced case expired on February 11, 2015. 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

#### PLEASE PRINT CLEARLY

CASE NAME 2021 Lord Bultimare D. CASE NUMBER 2015-0109-A DATE JANUARY 5, 2015

## PETITIONER'S SIGN-IN SHEET

NAME	ADDRESS	CITY, STATE, ZIP	E- MAIL
JASON VETTORY	600 WASHINGTON ANE. STE. 200	TOWSON, MD 21204	jvettori@sgs-law.com
A-WOLA OLULANA	4. Katurah Lage	Dwings Mills MD 21117	higassemblya gmail cam
VINCENT AJIE	3623 WASHLAGTON AVE.	Kembrok MULL, MD 21244.	Vajienna yerhoo.com
MICHAEL FISHER	14315 Jarrettsville Pike	Phoenix, mp 2431	misharasiteresourcesi com
Oluneum Oginelenes	4/ Katurah In F	Owings muls mb sur	My NGrem, 2002 ago un
ALADE O. Moses	4, KATIMAN LN	Durags oulls mo	Shelterching@gmail.com
		•	
•	· ·		
		<del>                                     </del>	
		1	8
		,	
			•
	·		
	1		

CASE NO. 2015-0109-A

#### CHECKLIST

Comment Received	<u>Department</u>	Support/Oppose/ Conditions/ Comments/ No Comment
11/31	DEVELOPMENT PLANS REVIEW (if not received, date e-mail sent)	_ ('
	DEPS (if not received, date e-mail sent)	
	FIRE DEPARTMENT	
12/8	PLANNING (if not received, date e-mail sent)	<u> </u>
11117	STATE HIGHWAY ADMINISTRATION	mody
	TRAFFIC ENGINEERING	<u> </u>
	COMMUNITY ASSOCIATION	
	ADJACENT PROPERTY OWNERS	
ZONING VIOLA	ATION (Case No	
PRIOR ZONING	(Case No.	
NEWSPAPER AI	DVERTISEMENT Date:	0.01
SIGN POSTING	Date: 121414	by O'heefe
	NSEL APPEARANCE  Ves No	
Comments, if any:		
	•	

#### Real Property Data Search (w2)

#### Guide to searching the database

#### Search Result for BALTIMORE COUNTY

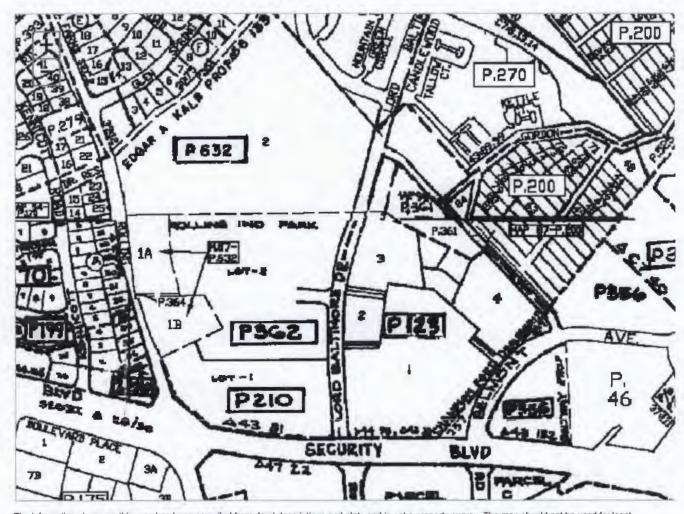
View Map	View GroundRent Redemp	ption	View GroundRent Regist	tration		
Account Identifier:		nt Number - 1800011834				
		vner Information				
Owner Name:	THE REDEEMED CHRISTIAN CHURCH OF GOD	Use: Principal Res	dence: NO			
Mailing Address:	4 KATURAH LN OWINGS MILL MD 2	Deed Referen	ce: /33343/ 00217	/33343/ 00217		
		& Structure Information				
Premises Address:	2021 LORD BALTIN DR 0-0000	ORE Legal Descrip	tion: 2.6019 AC 2021 LORD BA CHAMPION FO DEALERSHI	ALTIMORE DR		
Map: Grid: Parcel	District:	n: Section: Block:	Year:	Plat No:		
0094 0006 0123	0000			Plat 0044/ Ref: 0098		
Special Tax Areas:		Town: Ad Valorem: Tax Class:	NONE			
Primary Structure Built 1981	Above Grade Enclosed Area 29852	Finished Basement Area	Property Land Area 2.6000 AC	County Use 06		
Stories Basement	Туре	Exterior Full/Half	Garage Last Ma Renova	jor		
	DISTRIBUTION WAREHOUSE	Bath	Renova	tion		
	Va	alue Information				
Land:	Base Value 617,600	Value . As of 01/01/2012 617,600	Phase-in Assessments As of As of 07/01/2014 07/0	of 1/2015		
Improvements Total: Preferential Land:	288,500 906,100 0	288,500 906,100	906,100			
	Tra	nafer information				
Seller: LB84 LLC Type: ARMS LENGTH		te: 03/25/2013 ed1: /33343/ 00217	Price: \$1,700,0 Deed2:	00		
Seller: 84 LUMBER CO Type: ARMS LENGTH I		te: 06/03/2008 ed1: /27051/ 00258	Price: \$1,450,0 Deed2:	00		
Seller: FORD MOTOR I	DEALE RSHIP Dat	te: 01/08/1981	Price: \$0			
Type: NON-ARMS LEN		ed1: /06249/ 00482	Deed2:			
		nption information				
Partial Exempt Assessments:	Class	07/01/2014	07/01/2015			
County:	000	0.00				
State:	000	0.00	0.001			
Municipal: Tax Exempt: Exempt Class:	. Spo	0.00  ecial Tax Recapture:	0.00			

Homestead Application Status: No Application

#### **Baltimore County**

New Search (http://sdat.resiusa.org/RealProperty)

District: 01 Account Number: 1800011834



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 (http://www.plats.net).

Property maps provided courtesy of the Maryland Department of Planning @2011.

For more information on electronic mapping applications, visit the Maryland Department of Planning web site at www.mdp.state.md.us/OurProducts/OurProducts.shtml (http://www.mdp.state.md.us/OurProducts/OurProducts.shtml).



(http://imsweb05.mdp.state.md.us/website/mosp/)

x Loading... Please Wait. Loading... Please Wait.



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

December 31, 2014

Ayoola Olulana 4 Katurah Lane Owings Mills MD 21117

RE: Case Number: 2015-0109 A, Address: 2021 Lord Baltimore Drive

Dear Mr. Olulana:

The above referenced petition was accepted for processing **ONLY** by the Bureau of Zoning Review, Department of Permits, Approvals, and Inspection (PAI) on November 13, 2014. This letter is not an approval, but only a **NOTIFICATION**.

The Zoning Advisory Committee (ZAC), which consists of representatives from several approval agencies, has reviewed the plans that were submitted with your petition. All comments submitted thus far from the members of the ZAC are attached. These comments are not intended to indicate the appropriateness of the zoning action requested, but to ensure that all parties (zoning commissioner, attorney, petitioner, etc.) are made aware of plans or problems with regard to the proposed improvements that may have a bearing on this case. All comments will be placed in the permanent case file.

If you need further information or have any questions, please do not hesitate to contact the commenting agency.

Very truly yours,

U. Carl Richal &

W. Carl Richards, Jr. Supervisor, Zoning Review

WCR: jaw

Enclosures

c: People's Counsel Jason T. Vettori, Esquire, 600 Washington Avenue, Suite 200, Towson MD 21204

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



James T. Smith, Jr., Secretary Melinda B. Peters, Administrator

Date: 11/17/14

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

RE: **Baltimore County** 

Item No 2015-0109-A Variance Ayoola Olulana

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. 2015-0109-A.

Should you have any questions regarding this matter, please contact Mr. Richard Zeller at 410-545-5598 or 1-800-876-4742 (in Maryland only) extension 5598, or by email at (rzeller@sha.state.md.us).

Sincerely,

Steven D. Foster, Chief Development Manager

Access Management Division

SDF/raz

## BALTIMORE COUNTY, MARYLAND INTEROFFICE CORRESPONDENCE

TO:

Arnold Jablon, Director

DATE: November 21, 2014

Department of Permits, Approvals

And Inspections

FROM:

Dennis A. Kennedy, Supervisor

Bureau of Development Plans Review

SUBJECT:

**Zoning Advisory Committee Meeting** 

For November 24, 2014 Item No. 2015-0109

The Bureau of Development Plans Review has reviewed the subject zoning item and we have the following comment.

If this constitutes a change of occupancy, Landscape and Photometric Lighting Plans will be required prior to any permit issuance (B852207).

DAK:CEN cc:file

#### BALTIMORE COUNTY, MARYLAND

#### INTER-OFFICE CORRESPONDENCE

TO:

Arnold Jablon

DATE: December 8, 2014

Deputy Administrative Officer and

Director of Permits, Approvals and Inspections

FROM:

Andrea Van Arsdale

Director, Department of Planning

RECEIVED

**SUBJECT:** 

2021 Lord Baltimore Drive

DEC 08 2014

**INFORMATION:** 

Item Number:

15-109

OFFICE OF ADMINISTRATIVE HEARINGS

**Petitioner:** 

Ayoola Olulana

Zoning:

**BM-AS** 

Requested Action:

Variance

#### **SUMMARY OF RECOMMENDATIONS:**

The Department of Planning has reviewed the petitioner's request and accompanying site plan. The petitioner is proposing to convert a portion of an existing warehouse to a place of worship with 350 seats. The petitioner is seeking a variance to permit off-street parking spaces for uses other than residential and lodging within 1,316 feet walking distance of a building entrance to the church in lieu of the maximum requirement of 500 feet. The petitioner has an agreement with the Macy's store at 6901 Security Boulevard for the use of 30 parking spaces for a period of five years.

The Department of Planning does not object to the petitioner's off-street variance parking request subject to the following conditions:

- 1. It is unclear how the building will function without a interior proposed floor plan. It appears from the site plan that there may be conflicts between pedestrian and vehicular movements. Provide and show on the development plan a safe convenient pedestrian access to the building from the sidewalk on Lord Baltimore Drive through the site and to the building entrance. Per Condition B of the Baltimore County Landscape Manual (pg. 19), "When parking spaces abut a building, the parking lot edge shall be a minimum of 6 feet from the face of the building".
- 2. Provide details of any proposed signage and any entrance treatments and show their proposed locations on the site plan. Specifically, provide the proposed dimensions and display them in the form of an elevation drawing and provide to this office for review and approval.
- 3. Place the signed parking lot useage agreement with Macy's store on the plan.
- 4. Show the entrance location for the warehouse on the plan and location of the required two parking spaces for the warehouse.

For further information concerning the matters stated here in, please contact Donnell Zeigler at 410-887-3480.

Division Chief: AVA/LL



DATE: December 8, 2014

#### BALTIMORE COUNTY, MARYLAND

#### INTER-OFFICE CORRESPONDENCE



TO:

Arnold Jablon

Deputy Administrative Officer and

Director of Permits, Approvals and Inspections

FROM:

Andrea Van Arsdale

Director, Department of Planning

SUBJECT:

2021 Lord Baltimore Drive

INFORMATION:

Item Number:

15-109

Petitioner:

Ayoola Olulana

Zoning:

**BM-AS** 

Requested Action:

Variance

#### SUMMARY OF RECOMMENDATIONS:

The Department of Planning has reviewed the petitioner's request and accompanying site plan. The petitioner is proposing to convert a portion of an existing warehouse to a place of worship with 350 seats. The petitioner is seeking a variance to permit off-street parking spaces for uses other than residential and lodging within 1,316 feet walking distance of a building entrance to the church in lieu of the maximum requirement of 500 feet. The petitioner has an agreement with the Macy's store at 6901 Security Boulevard for the use of 30 parking spaces for a period of five years.

The Department of Planning does not object to the petitioner's off-street variance parking request subject to the following conditions:

- 1. It is unclear how the building will function without a interior proposed floor plan. It appears from the site plan that there may be conflicts between pedestrian and vehicular movements. Provide and show on the development plan a safe convenient pedestrian access to the building from the sidewalk on Lord Baltimore Drive through the site and to the building entrance. Per Condition B of the Baltimore County Landscape Manual (pg. 19), "When parking spaces abut a building, the parking lot edge shall be a minimum of 6 feet from the face of the building".
- 2. Provide details of any proposed signage and any entrance treatments and show their proposed locations on the site plan. Specifically, provide the proposed dimensions and display them in the form of an elevation drawing and provide to this office for review and approval.
- 3. Place the signed parking lot useage agreement with Macy's store on the plan.
- 4. Show the entrance location for the warehouse on the plan and location of the required two parking spaces for the warehouse.

For further information concerning the matters stated here in, please contact Donnell Zeigler at 410-887-3480.

Division Chief:

## SMOH, GILDEA & SCHMOT

MICHAEI, PAUL SMITH
DAVID K. GILDEA
LAWRENCE E. SCHMIDT
MICHAEL G. DEHAVEN
JASON T. VETTORI
DAVID W. TERRY\*
\*Admitted in MD, MO, IL, AR

LAUREN DODRILL BENJAMIN
CHRISTOPHER W. COREY
MARIELA C. D'ALESSIO\*\*
NATALIE MAYO
ELYANA TARLOW
of counsel:
EUGENE A. ARBAUGH, JR.
DAVID T. LAMPTON
\*\*Admitted in MD, FL, PA

February 11, 2015

Sent Via Hand Delivery

Andrea Van Arsdale Director, Department of Planning 105 W. Chesapeake Avenue, Suite 101 Towson, MD 21204 RECEIVED

FEB 1 1 2015

OFFICE OF ADMINISTRATIVE HEARINGS

John Beverungen Administrative Law Judge Office of Administrative Hearings 105 W. Chesapeake Avenue, Suite 103 Towson, MD 21204

Re: Revised Redlined Site Plan and Plan Showing Signage and Entranceway Treatments Case No. 2015-0109-A 2021 Lord Baltimore Drive

Dear Ms. Van Arsdale and Mr. Beverungen,

In compliance with Administrative Law Judge for Baltimore County (ALJ) John Beverungen's decision in the above referenced matter, please find a Redlined Plan to Accompany Petition for Zoning Relief as well as a Plan Showing Signage and Entranceway Treatments. ALJ Beverungen requested that the following materials be submitted within 30 days of the January 12, 2015 decision.

The instant submission fully satisfies Condition 3 of ALJ John Beverungen's decision. Condition 3 stated that the Petitioner "must within 30 days of the date hereof submit to the OAH and the Department of Planning (DOP) a revised (redline) site plan containing the details identified in Item Nos. 2 and 4 of the DOP's December 8, 2014 ZAC comment, a copy of which is attached hereto and incorporated herein." DOP ZAC Comment condition No. 2 stated, "[p]rovide

Case No. 2015-0109-A Condition 3 Supplemental Submission February 11, 2015 Page 2

details of any proposed signage and any entrance treatments and show their proposed locations on the site plan. Specifically, provide the proposed dimensions and display them in the form of an elevation drawing and provide to this office for review and approval." DOP ZAC Comment condition No. 4 stated, "[s]how the entrance location for the warehouse on the plan and location of the required two parking spaces for the warehouse."

The attached redlined Plan to Accompany Petition for Zoning Relief and Plan Showing Signage and Entranceway Treatments satisfies Condition 3 of ALJ John Beverungen's decision dated January 12, 2015.

Very truly yours,

Jason T. Vettori

cc: Pastor Ayo Olulana

Mike Fisher, Site Resources, Inc.

Case No.: 2015-0109-A

Exhibit Sheet

Petitioner/Developer

and Sheet

1/12/15
Protestants Aln

No. 1	Site plan	
No. 2	Zoning Verification Letter	
No. 3	Parking Agreement W/ Macy's Store	
No. 4	Zoning Map	
No. 5	Parking Agreement  w Trade School	
No. 6	Zoning Map	
No. 7	7A+7B Aerial photographs	
No. 8	Aerial photographs Letter dated 1-5-2015 Security Square Mall	
No. 9	9A+9B photos of church van	
No. 10	Letter dated 1-2-2015 from Redeemed Church	·
No. 11	Letter dated 11-19-2013 From Macy's	
No. 12		



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

January 29, 2013

Pastor Ayoola Olulana (Pastor-In-Charge)
The Redeemed Christian Church, Higher Ground Assembly
1808 Woodlawn Drive, Unit P&Q
Baltimore, MD 21207

RE: Zoning Verification, 2021 Lord Baltimore Drive, 21244

Property Tax ID Number 18-00-011834

1st Election District

To Whom It May Concern:

Your letter to the Director of Permits, Approvals and Inspections has been referred to me for reply. Based on the information contained in your letter and the BCZR (Baltimore County Zoning Regulations) the following has been determined.

The property known as 2021 Lord Baltimore Drive is currently zoned BM-AS (Business Major - Automotive Service) as shown on the official Baltimore County Zoning Map 094C1 & 087C3 (copy of map enclosed). The uses of the property are permitted and restricted by Section 233 & 259 (BCZR). The use of the property as a church is permitted by right, subject to conditions. For a complete list of permitted and Special Exception uses please visit our website at <a href="www.baltimorecountymd.gov">www.baltimorecountymd.gov</a>. (I have copied and included those sections with this letter).

Hopefully the information set forth in this letter is sufficiently detailed and responsive to this request. If you have any questions please do not hesitate calling me at 410-887-3391.

THE FOREGOING IS MERELY AN INFORMAL OPINION; IT IS NOT AN EXPERT OR LEGAL OPINION. IT IS NOT INTENDED TO BE RELIED ON AS EXPERT OR LEGAL ADVICE, AND IS NOT LEGALLY OR FACTUALLY BINDING ON BALTIMORE COUNTY OR ANY OF ITS OFFICIALS, AGENTS, OR EMPLOYEES. BALTIMORE COUNTY EXPRESSLY DISCLAIMS ANY AND ALL LIABILITY ARISING OUT OF, OR IN ANY WAY CONNECTED WITH THE INFORMATION PROVIDED IN THIS DOCUMENT, OR ANY INTERPRETATION THEREOF.

Sincerely,

Jason Seidelman Zoning Review

JS/13-044

Zoning Review | County Office Building

111 West Chesapeake Avenue, Room 111 | Towson, Maryland 21204 | Phone 410-887-3391 | Fax 410-887-3048

www.baltimorecountymd.gov PETITIONER'S

#### PARKING SPACE AGREEMENT

Macy's Store (formerly Federated Department Store, Inc.) of 6901 Security Blvd, Baltimore MD 21244 as Lessor does hereby agree to allow The Redeemed Christian Church of God, Higher Ground Assembly of 2021 Lord Baltimore Blvd, Baltimore MD 21244 as Lessee the use of 50 parking spaces (out of its allotted parking spaces) located at Security Square Mall, 6901, Security Blvd, Baltimore MD 21244 such parking space being further described as Parking Space along Security Blvd at the aforementioned location.

The following terms and conditions shall apply to this Parking Space Agreement ("Agreement")

- 1. Use of Parking Space: RCCG, Higher Ground Assembly is allowed the use of the aforementioned parking space from 7:00pm 10:00pm Monday Saturday and 10:00am 2:00pm on Sunday.
- 2. Items Left in Vehicle. Macy's shall not be responsible for damage or loss to possessions or items left in the Church members' vehicle.
- 3. **Damage to Vehicle.** Macy's shall not be responsible for damage to RCCG Higher Ground Assembly member's vehicle, whether or not such damage is caused by other vehicle(s) or person(s) in the parking lot and surrounding area.
- 4. **Injuries:** Macy's shall not be liable for any damage or injury to RCCG Higher Ground Assembly member, or any other person, or to property occurring on or at the parking space(s) or any part thereof, and RCCG Higher Ground Assembly agrees to hold Macy's harmless from any claim for damages, during the term of this agreement or any extension of it, no matter how caused.
- 5. Parking Lot Attendants. Macy's shall not provide parking lot attendants and shall not be responsible for one.
- 6. Payments. Parties agree that there shall be a \$1.00 per parking space monthly rent.
- 7. **Terms and Termination.** The term of this agreement shall be for 5 years with the agreement renewing every year automatically until either party gives at least three full calendar months written notice. Any such notice shall be directed to a party at the party's address as listed in this Agreement.

PET	IT	ON	EF	3'5

If by fault or no-fault of the church or Macy's, this agreement becomes void the church understands that it has 90 days to come into compliance with the county's regulations.

EXECUTED AND AGREED by the parties hereto, this 30th day of December, 2014.

**LESSOR** 

Witness

Macy's

By:

Print Name: Joseph Neubauer

Title: Chairman, Board of Directors 7, West Seventh Street Cincinnati, Ohio 45202

LESSEE

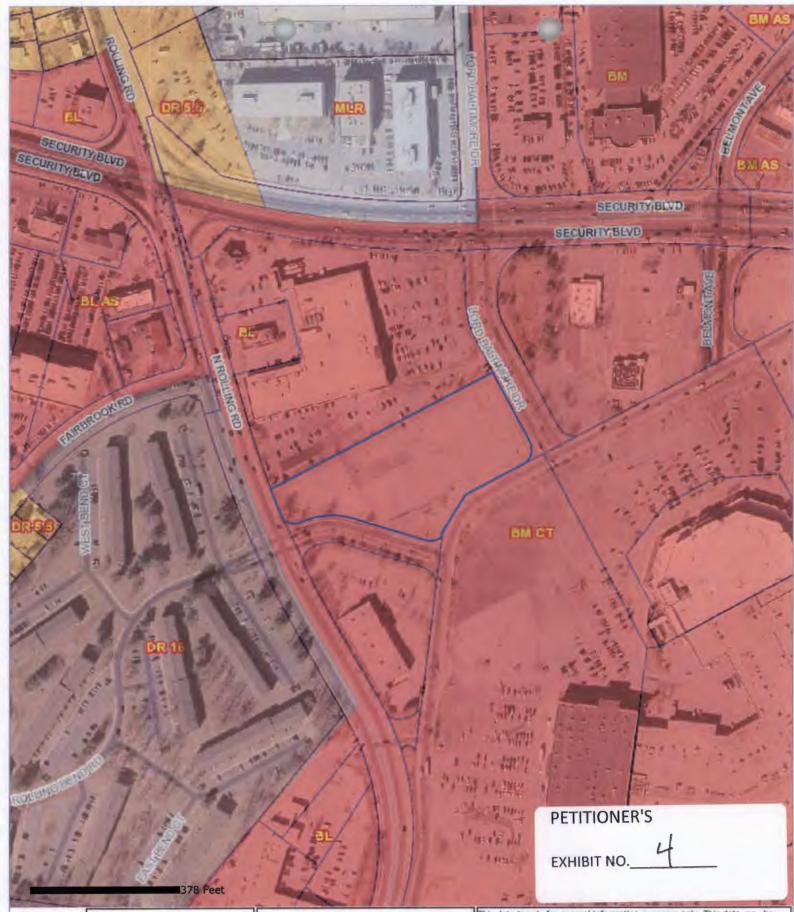
Witness

RCCG, Higher Ground Assembly

VINCENT ATIE

Print Name: Ayoola Olulana

Title: Senior Pastor





My Neighborhood Map

Created By Baltimore County My Neighborhood



This data is only for general information purposes only. This data may be inaccurate or contain errors or omissions. Baltimore County, Maryland does not warrant the accuracy or reliability of the data and disclaims all warranties with regard to the data, including but not limited to, all warranties, express or implied, of merchantability and fitness for any particular purpose. Baltimore County, Maryland disclaims all obligation and liability for damages, including but not limited to, actual, special, indirect, and consequential damages, attorneys' and experts' fees, and court costs incurred as a result of, arising from or in connection with the use of or reliance upon this data.

#### PARKING SPACE AGREEMENT

North American Trade School, Baltimore MD of 6901 Security Blvd, Baltimore MD 21244 as Lessor does hereby agree to allow The Redeemed Christian Church of God, Higher Ground Assembly of 2021 Lord Baltimore Blvd, Baltimore MD 21244 as Lessee the use of 50 parking spaces (out of its allotted parking spaces) located at Security Square Mall, 6901, Security Blvd, Baltimore MD 21244 such parking space being further described as Parking Space along Security Blvd at the aforementioned location.

The following terms and conditions shall apply to this Parking Space Agreement ("Agreement")

- 1. Use of Parking Space: RCCG, Higher Ground Assembly is allowed the use of the aforementioned parking space from 7:00pm 10:00pm Monday Saturday and 10:00am 2:00pm on Sunday.
- 2. Items Left in Vehicle. North American Trade School shall not be responsible for damage or loss to possessions or items left in the Church members' vehicle.
- 3. **Damage to Vehicle.** North American Trade School shall not be responsible for damage to RCCG Higher Ground Assembly member's vehicle, whether or not such damage is caused by other vehicle(s) or person(s) in the parking lot and surrounding area.
- 4. **Injuries:** North American Trade School shall not be liable for any damage or injury to RCCG Higher Ground Assembly member, or any other person, or to property occurring on or at the parking space(s) or any part thereof, and RCCG Higher Ground Assembly agrees to hold North American Trade School harmless from any claim for damages, during the term of this agreement or any extension of it, no matter how caused.
- 5. **Parking Lot Attendants.** North American Trade School shall not provide parking lot attendants and shall not be responsible for one.
- 6. **Payments.** Parties agree that there shall be a \$1.00 per parking space monthly rent.
- 7. **Terms and Termination.** The term of this agreement shall be for 5 years with the agreement renewing every year automatically until either party gives at least three full calendar months written notice. Any such notice shall be directed to a party at the party's address as listed in this Agreement.

PETITIONEI	
EXHIBIT NO	5

DETITIONER'S

If by fault or no-fault of the church or North American Trade School, this agreement becomes void the church understands that it has 90 days to come into compliance with the county's regulations.

EXECUTED AND AGREED by the parties hereto, this 30th day of December, 2014.

Witness

Witness

**LESSOR** 

North American Trade School

Daine Manage

Title: Schol Weeter

LESSEE

RCCG, Higher Ground Assembly

Print Name: Ayoola Olulana

Title: Senior Pastor

TRADE SCHOOLS

School Director 6901 Security Blvd suite16

Baltimore, MD 21244 Office: 410-298-4844

Fax: 410-298-0641

mdaly@natradeschools.edu

www.natradeschools.com







### **Matt Daly**

School Director 6901 Security Blvd

suite16

Baltimore, MD 21244 Office: 410-298-4844

Fax: 410-298-0641

mdaly@natradeschools.edu www.natradeschools.com

# **BALTIMORE COUNTY, MARYLAND**

DEPARTMENT OF PERMITS, APPROVALS, AND INSPECTIONS

Arnold Jable Deplty Administrative Officer



Conver & Brent

Donald E. Brand, Building Engineer

PERMIT NO: B763134

PERMISSION IS HEREBY GRANTED TO:

NAME: SECURITY SQUARE MALL ADDRESS: 6901 SECURITY BLVD, 21244

Baltimore MD 21244

TO USE AND OCCUPY THE LAND AND/OR BUILDINGS DESCRIBED AND LOCATED AS FOLLOWS ON PERMIT NO. B763134

LOCATION OF PROPERTY: 6901 SECURITY BLVD /SPACE885 DIST: 01 LOT NO: 2 BLOCK NO.

SUBDIVISION: SECURITY SQUARE SHOPPIN

DATE: 07/14/2011

FEE PAID: 40.00

ISSUED BY THE BUILDINGS ENGINEER





## THE REDEEMED CHRISTIAN CHURCH OF GOD



Otigher Ground Assembly

1808 Woodlawn Drive, Suites P & Q, Baltimore MD 21207

Phone: 410-944-3323, Fax: 410-944-3324

Email: admin@rccghigherground.org

www.rccghigherground.org

January 2, 2015

To whom it may concern:

Re: Letter of Commitment to shuttling RCCG, Higher Ground Assembly members to and from Security Square Mall parking lot to Church.

The Redeemed Christian Church of God, Higher Ground Assembly is committed to ensuring that all Church members are transported in a safe and responsible manner from Macy's parking lot at Security Square Mall to Church for service and back to the parking lot to pick up their vehicles after Church services.

It is our commitment to our members that they will experience a high level of effective, prompt and satisfactory service from the transport department of the Church while riding the Church's 15 Passenger GMC Van.

Signed: Agoola Olulana Date: 01/02/15

Print name: AXOOLA OLULANA

Pastor E. A Adeboye | Pastor Ayo Olulana General Overseer | Pastor-in-Charge

Jesus Christ the same yesterday, today, and forever- Hebrews

DEVELOPER'S

EXHIBIT NO.



November 19, 2013

To Whom It May Concern

#### PARKING LOT USAGE

Macy's Store, 6901 Security Blvd, Baltimore MD 21244 does hereby agree to allow The Redeemed Christian Church of God, Higher Ground Assembly, 2021 Lord Baltimore Blvd, Baltimore MD 21244 the use of 30 parking spaces (out of its allotted parking spaces) located at Security Square Mall, 6901, Security Blvd, Baltimore MD 21244 from 7:00pm – 10:00pm Monday – Saturday and 10:00am – 2:00pm on Sunday for a period of 5 years.

Macy's shall not be liable for any damage to vehicles or injury to RCCG Higher Ground Assembly member, or any other person, or to property occurring on or at the parking space(s) or any part thereof.

If by fault or no-fault of the church or Macy's, this agreement becomes void, the church understands that it has 90 days to come into compliance with the county regulations.

11/19/13

**Authorized Signer** 

Date

DEVELOPER'S

Macy's East 6901 Security Boulevard, Baltimore, MI

EXHIBIT NO.

Kristen,

We received the attached notice in the mail. The address is incorrect. It should not be Pastor Olulana's residence but rather **2021 Lord Baltimore Drive**. I have attached the executed petition that was filed that referenced the address.

Please correct the notice and send me the corrected notice.

Alyssa M. Fiore
Paralegal
SMITH, GILDEA & SCHMIDT, LLC
600 Washington Avenue
Suite 200
Towson, MD 21204
(410) 821-0070
(410) 821-0071 - fax
afiore@sgs-law.com

This email contains information from the law firm of Smith, Gildea & Schmidt, LLC which may be confidential and/or privileged. The information is intended to be for the exclusive use of the individual or entity named above. If you are not the intended recipient, be advised that any disclosure, copying, distribution or other use of this information is strictly prohibited. If you have received this e-mail in error, please notify Smith, Gildea & Schmidt, LLC by telephone immediately.

2015-0109

#### Kristen Lewis - RE: 4 Katurah Lane / 2015-0109-A

From: Alyssa Fiore <afiore@sgs-law.com>

To: "klewis@baltimorecountymd.gov" <klewis@baltimorecountymd.gov>

Date: 12/2/2014 11:08 AM

Subject: RE: 4 Katurah Lane / 2015-0109-A
CC: Jason Vettori < jvettori@sgs-law.com>

#### Kristen,

I understand you are not in the office today. Just to follow up/clarify my email below, please make sure the following corrections are made to the hearing notice:

1. The Property is: 2021 Lord Baltimore Drive

2. The zoning relief requested should be as follows:

#### Variance relief from BCZR Section(s):

- 1. 409.7.B.1 to permit off-street parking spaces for uses other than residential and lodging within 1,316 feet walking distance of a building entrance to the church use in lieu of the maximum walking distance to a building entrance of 500 feet; and
- 2. For such other and further relief as the Administrative Law Judge may deem appropriate.

Please let me know if you have any questions! Thanks!

Alyssa M. Fiore

Paralegal

SMITH, GILDEA & SCHMIDT, LLC

600 Washington Avenue

Suite 200

Towson, MD 21204

(410) 821-0070

(410) 821-0071 - fax

afiore@sgs-law.com

This email contains information from the law firm of Smith, Gildea & Schmidt, LLC which may be confidential and/or privileged. The information is intended to be for the exclusive use of the individual or entity named above. If you are not the intended recipient, be advised that any disclosure, copying, distribution or other use of this information is strictly prohibited. If you have received this e-mail in error, please notify Smith, Gildea & Schmidt, LLC by telephone immediately.

From: Alyssa Fiore

Sent: Tuesday, December 02, 2014 10:06 AM

To: klewis@baltimorecountymd.gov

Cc: Jason Vettori

Subject: 4 Katurah Lane / 2015-0109-A

Importance: High

\*macy\$

November 19, 2013

To Whom It May Concern

#### PARKING LOT USAGE

Macy's Store, 6901 Security Blvd, Baltimore MD 21244 does hereby agree to allow The Redeemed Christian Church of God, Higher Ground Assembly, 2021 Lord Baltimore Blvd, Baltimore MD 21244 the use of 30 parking spaces (out of its allotted parking spaces) located at Security Square Mail, 6901, Security Blvd, Baltimore MD 21244 from 7:00pm - 10:00pm Monday - Saturday and 10:00am - 2:00pm on Sunday for a period of 5 years.

Macy's shall not be liable for any damage to vehicles or injury to RCCG Higher Ground Assembly member, or any other person, or to property occurring on or at the parking space(s) or any part thereof.

If by fault or no- fault of the church or Macy's, this agreement becomes void, the church understands that it has 90 days to come into compliance with the county regulations.

Authorized Signer

Date

Macy's East 6901 Security Boulevard, Baltimore, MD 21244

2015-0109-A



November 19, 2013

To Whom It May Concern

#### PARKING LOT USAGE

Macy's Store, 6901 Security Blvd, Baltimore MD 21244 does hereby agree to allow The Redeemed Christian Church of God, Higher Ground Assembly, 2021 Lord Baltimore Blvd, Baltimore MD 21244 the use of 30 parking spaces (out of its allotted parking spaces) located at Security Square Mail, 6901, Security Blvd, Baltimore MD 21244 from 7:00pm – 10:00pm Monday – Saturday and 10:00am – 2:00pm on Sunday for a period of 5 years.

Macy's shall not be liable for any damage to vehicles or injury to RCCG Higher Ground Assembly member, or any other person, or to property occurring on or at the parking space(s) or any part thereof.

If by fault or no-fault of the church or Macy's, this agreement becomes void, the church understands that it has 90 days to come into compliance with the county regulations.

Authorized Signer

Date

#### 2021 Lord Baltimore Drive 2015-0109-A 1979-022 **DR 16** PAI # 010172 1987-0318-SPHA 1988-0379-SPH PAI # 010172 Lot # 2 2100000048 PAI # 010172 PAI # 010172 Pt. Bk. 0000056, Folio 0133 BM R-1975-0194-087C3 1800010941 LORD BALTIMORE DR Pt. Bk. 0000043, Folio 0081 **MLR** 1 CD **NW 2-G** 1800011836 2076 2021 MLR 1800011834 Lot# 3 Pt. Bk. 0000044, Folio 0098 **BM AS** 1900003671 Lot# 2 1800004599 1981-0152-SPH 1979 56-SPHX Pt. Bk:/Folio # 043081A R-1974-0049 Pt. Bk./Folio # 044098 1900006484 094C1 1997-0415-XA Lot # 1 2010 2015 2015 2015 BM 1996-0511-A 1800011833 Lot# 2 1800011832 Lot # 1 1997-0076-SPH 1985-0325-SPH 2015 Publication Date: 11/13/2014 150 200 0 25 50 100 Publication Agency: Permits, Approvals & Inspections Feet Projection/Datum: Maryland State Plane, FIPS 1900, NAD 1983/91 HARN, US Foot 1 inch = 100 feet











January 5, 2015

Baltimore Zoning & Planning 111 West Chesapeake Ave Rm111 Towson, MD 21204

To Whom It May Concern;

This letter is to confirm that Security Square Holdings, LLC dba Security Square Mall does not own the parking lots at Macy's or at the North American Trade School, therefore would not be able to grant access for vendors to use for events.

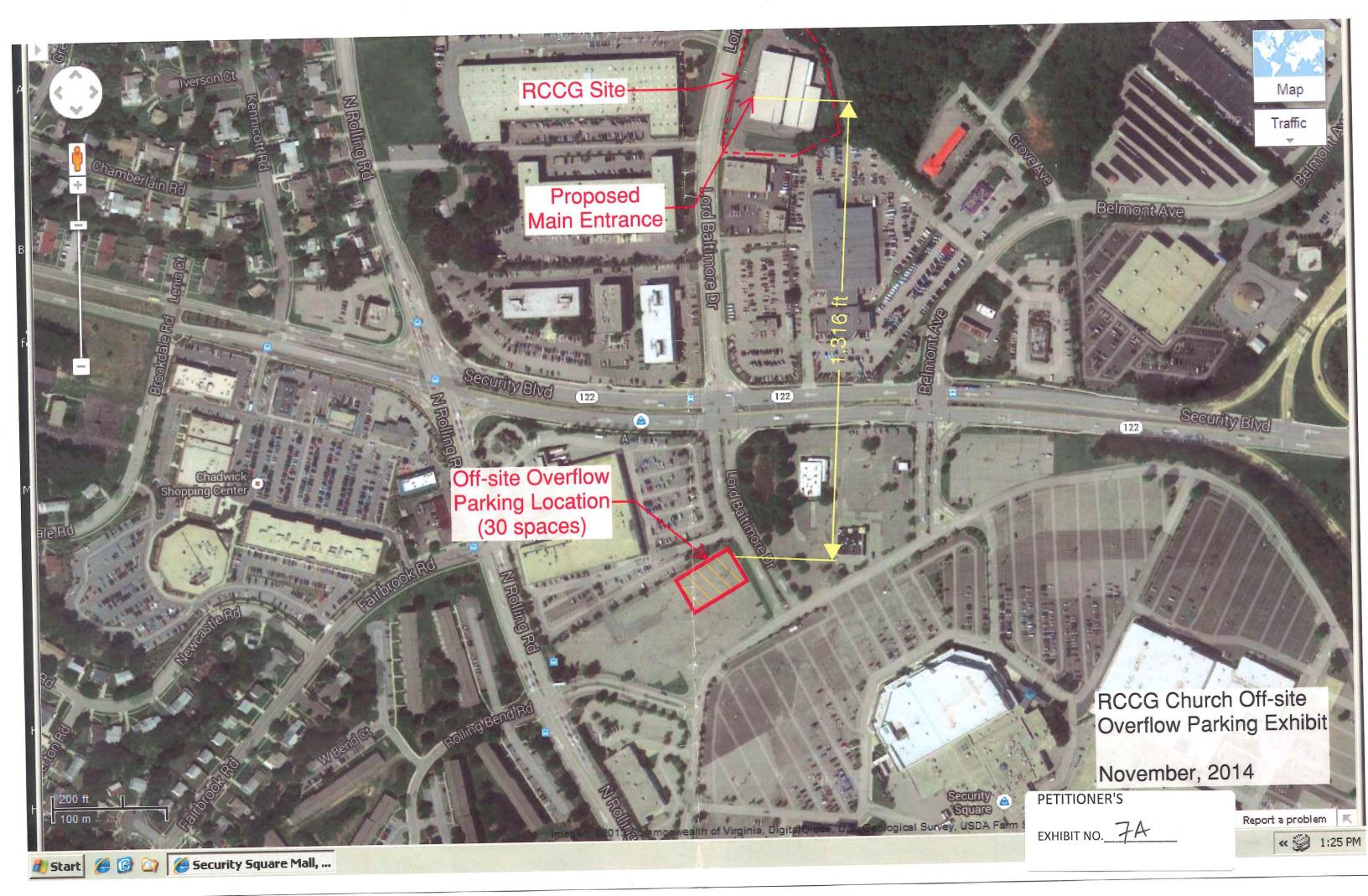
If you have any further questions, please feel free to give us a call at 410-265-5810.

Sincerely,

Heather Meyer Specialty Leasing

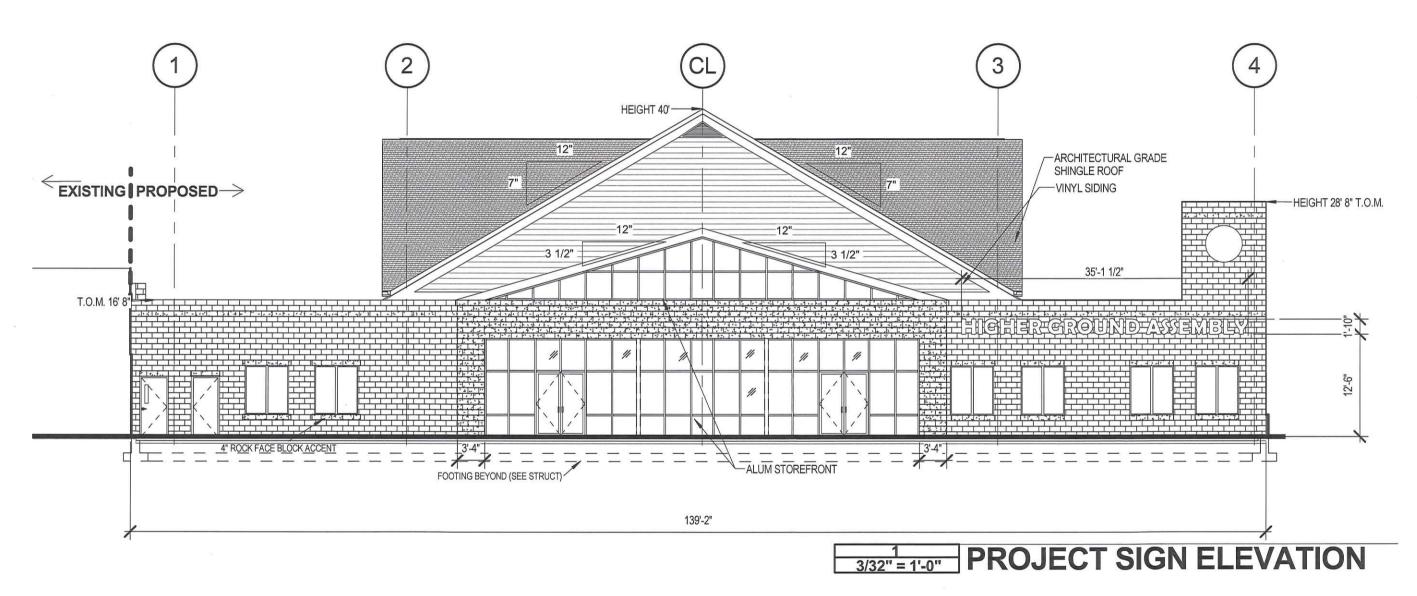
PETITIONER'S

EXHIBIT NO. \_ &









LED CHANNEL LETTERS (mounted on wall) SIGN AREA 1'-10"x 35'-1 1/2" = 65 SQ FT

