

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: which is presently zoned ML-IM Address 917 Middle River Road Deed References: 35589/374 10 Digit Tax Account # 2300001848 Property Owner(s) Printed Name(s) 917 Middle River Road, LLC (SELECT THE HEARING(S) BY MARKING X AT THE APPROPRIATE SELECTION AND PRINT OR TYPE THE PETITION REQUEST) The undersigned legal owner(s) of the property situate in Baltimore County and which is described in the description and plan attached hereto and made a part hereof, hereby petition for: a Special Hearing under Section 500.7 of the Zoning Regulations of Baltimore County, to determine whether or not the Zoning Commissioner should approve a Special Exception under the Zoning Regulations of Baltimore County to use the herein described property for 3. X a Variance from Section(s) 255.1 and 238.2 for a side yard setback of 6' in lieu of the required 30'. of the zoning regulations of Baltimore County, to the zoning law of Baltimore County, for the following reasons: (Indicate below your hardship or practical difficulty or indicate below "TO BE PRESENTED AT HEARING", If you need additional space, you may add an attachment to this petition) Existing conditions on the site and other information to be presented at the hearing Property is to be posted and advertised as prescribed by the zoning regulations. I, or we, agree to pay expenses of above petition(s), advertising, posting, etc. and further agree to and are to be bounded by the zoning regulations and restrictions of Baltimore County adopted pursuant to the zoning law for Baltimore County. Legal Owner(s) Affirmation: I / we do so solemnly declare and affirm, under the penalties of perjury, that I / We are the legal owner(s) of the property which is the subject of this / these Petition(s). Contract Purchaser/Lessee: Legal Owners (Petitioners): 917 MIDDLE RIVER ROAD LLC/ C/O VP Realty, Inc. Name-Type or Print Name #1 - Type or Print Name #2 - Type or Print Signature Signature #1 Signature # 2 150 W OSTEND ST BALTIMORE MD Mailing Address City State Mailing Address City State 21030 410-685-5181 / matt.tary@vacpacinc.com> Zip Code Telephone # **Email Address** Zip Code Telephone # **Email Address** Representative to be contacted: Attorney for Petitioner: Richardson Engineering Name-Type or Print rint Signature 30 E. Padonia Road, Suite 500 Timonium MD Mailing Address Mailing Address / Rick@RichardsonEngineering.net 21093 410-560-1502 Zip Code Telephone # Email Address Zip Code **Email Address**

> Reviewer C Do Not Schedule Dates:

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

410-560-1502, fax 443-901-1208

ZONING DESCRIPTION FOR 917 MIDDLE RIVER ROAD 15TH ELECTION DISTRICT 6TH COUNCILMANIC DISTRICT BALTIMORE COUNTY, MARYLAND

BEGINNING FOR THE SAME at a point on the East side of Middle River Road (60' ultimate width R.O.W.) at a distance of 390 feet north of the centerline intersection of Middle River Road and Bird River Road, thence along the east side of the right of way of Middle River Road (1) North 16 degrees 15 minutes 00 seconds West 43.57 feet, (2) By a curve to the left, having a radius of 1530.00 feet and an arc length of 248.06 feet, leaving the right of way of Middle River Road and proceeding, (3) North 45 degrees 18 minutes 05 seconds East 276.20 feet; (4) South 46 degrees 04 minutes 40 seconds East 255.39 feet, (5) South 43 degrees 55 minutes 20 seconds West 403.23 feet to the point of beginning;

Containing a net area of 86,822 square feet, or 1.99 acres of land, more or less.



PROFESSIONAL CERTIFICATION:
I HEREBY CERTIFY THAT THESE DOCUMENTS
WERE PREARED OR APPROVED BY ME, AND
THAT I AM A DULY LICENSED PROFESSIONAL
ENGINEER UNDER THE LAWS OF THE STATE OF
MARYLAND, LICENSE NUMBER 16597,
EXPIRATION DATE: 08-15-2015.

2015-0282A

OFFIC	E OF BUI	DGET AN	IARYLAN D FINANC RECEIPT	E.	Sub	No.	6/	7359	6/1		170E 15 14:24:10 5 LR	(AN)
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DISTRIBUTION WHITE - CASHIER PINK - AGENCY YELLOW - CUSTOMER GOLD - ACCOUNTING PLEASE PRESS HARD!!!!										CASHIER' VALIDATIO		



210 W. PENNSYLVANIA AVENUE SUITE 500 TOWSON, MD 21204 T 410.494.6200 F 410.821.0147 www.Venable.com

> t 410.494.6365 f 410.821.0147 cdmudd@venable.com

August 5, 2015

Hon. John E. Beverungen Office of Administrative Hearings 105 W. Chesapeake Avenue, Suite 103 Towson, Maryland 21204 RECEIVED

AUG 0 6 2015

OFFICE OF ADMINISTRATIVE HEARINGS

Re: Case No. 15-282-A

Withdrawal of Petition Without Prejudice

Judge Beverungen,

This firm represents the petitioner in the above-referenced zoning matter. Pursuant to Rule 4(F) of the Rules of Practice and Procedure before the Office of Administrative Hearings (Appendix G to the Baltimore County Zoning Regulations), I am hereby requesting that the petition for zoning relief be dismissed without prejudice. This request complies with Rule 4(F) as the hearing is scheduled for August 31, 2015 and this request is being made in writing more than 10 business days prior to the scheduled hearing.

By copy of this letter to Kristen Lewis, Zoning Review, I am also requesting that the county withdraw the advertisement for this matter and remove this petition from the schedule for August 31, 2015.

Very truly yours,

Christopher D. Mudd Adam M. Rosenblatt

cc: Kristen Lewis, Zoning Review

Rich Richardson, Richardson Engineering

t 410.494.6365 f 410.821.0147 cdmudd@venable.com

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cc: Kristen Lewis, Zoning Review

Rich Richardson, Richardson Engineering

Carl Richards Jr

From:

Rick Johnson

Sent: To: Thursday, June 04, 2015 9:08 AM Carl Richards Jr; Joseph C Merrey

Cc:

Rick Johnson

Subject:

variance required for new equipment outside building? 2015-510-M01r1.pdf; SSE2015-053-M02-20K Model (1).pdf

Attachments:

Ish

Carl,

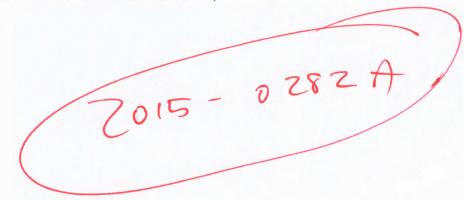
Attached are two (2) schematics from a company relocating to the County at 917 Middle River Road. They need to add a piece of operating equipment called a 'thermal oxidizer' to be in compliance with local MDE regulations. This unit, by nature, must be located 'outside' of the building. They are currently planning on installing the equipment in the right side of the building, set back as to not be in direct view from the street. Once installed it really cannot be moved. It will also be fenced in so as not to be visible.

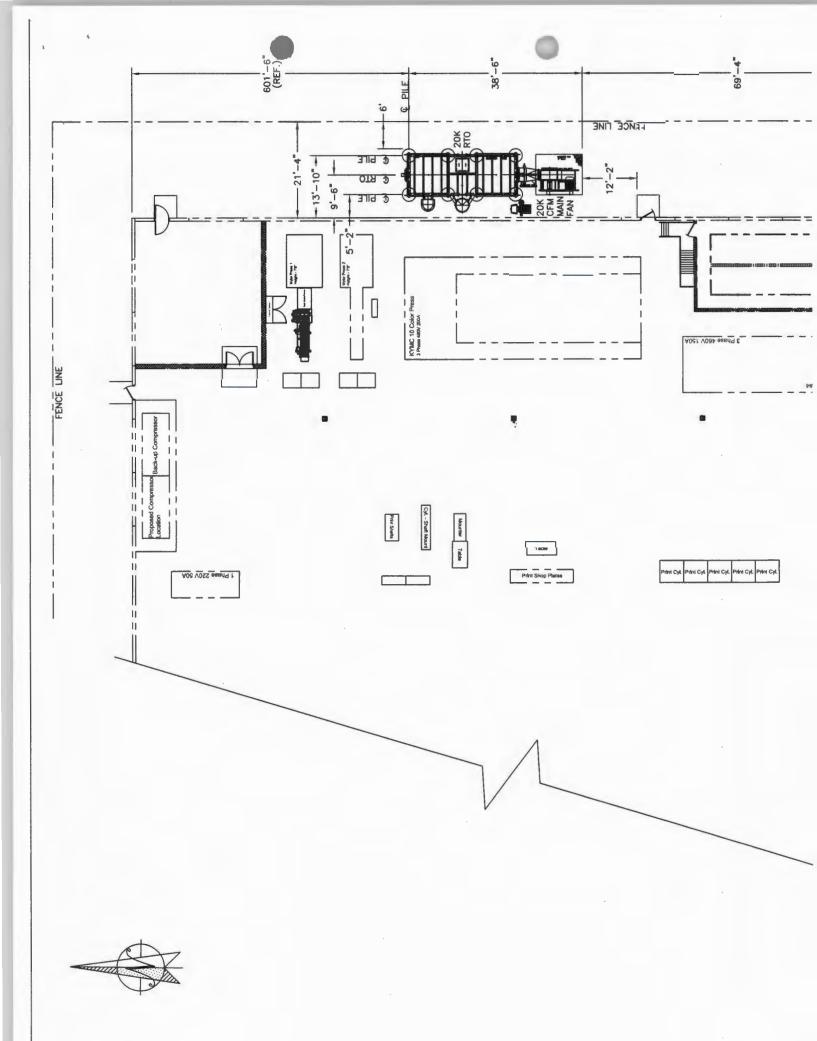
Q- Would the County consider this equipment as part of the structure, as opposed to operational equipment?

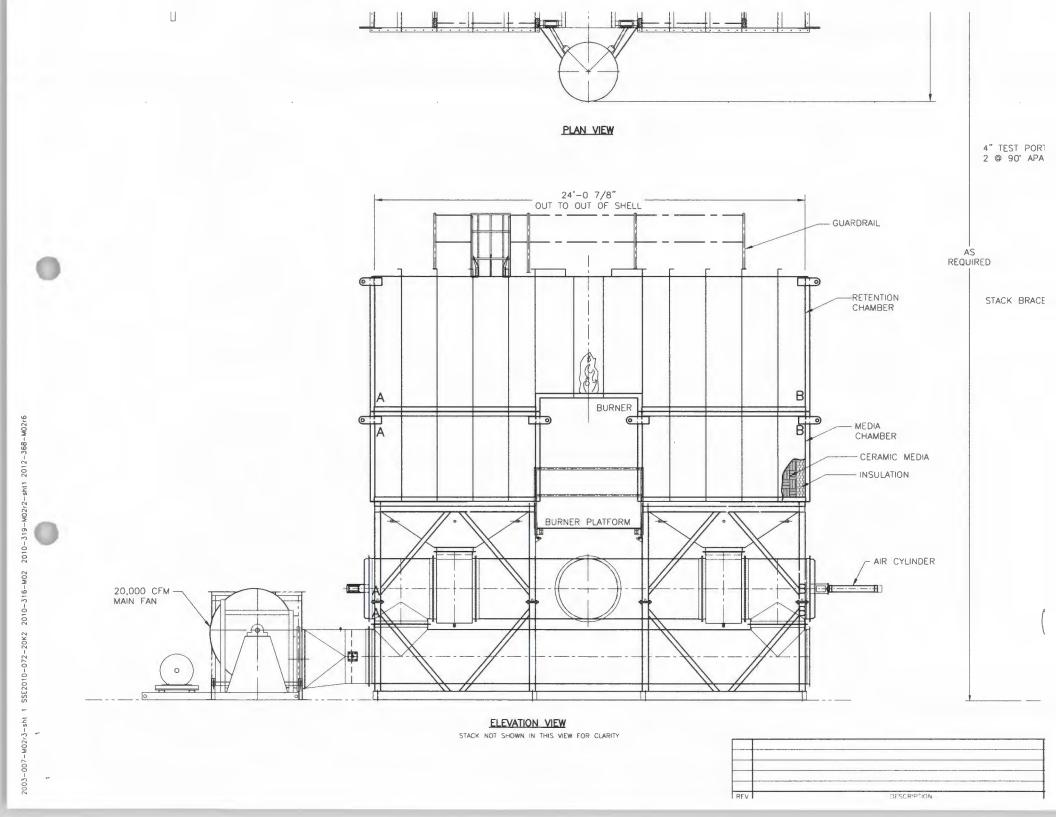
They are seeking clarification.

The time frame to install is scheduled for the last week of July.

Rick







BALTIMORE COUNTY, MARYLAND

INTER-OFFICE CORRESPONDENCE

TO:

Arnold Jablon

DATE: June 25, 2015

Deputy Administrative Officer and

Director of Permits, Approvals and Inspections

FROM:

Andrea Van Arsdale

Director, Department of Planning

SUBJECT:

Zoning Advisory Petition(s) for

Item No: 15-263, 15-270, 15-272, and 15-282

The Department of Planning has reviewed the above referenced zoning item(s) and has no comments.

For further questions or additional information concerning the matters stated herein, please contact Lloyd Moxley at 410-887-3480.

Prepared By:

LTM:kma

c:

John Beverungen, ALJ

Peter Max Zimmerman

RECEIVED

JUN 2 5 2015

DEPARTMENT OF PERMITS

APPROVE TEN MONOCHANG

RE: PETITION FOR VARIANCE
917 Middle River Road; NE/S Middle River
Road, SE 825' c/line Pulaski Park Drive
15th Election & 6th Councilmanic Districts
Legal Owner(s): 917 Middle River
Road LLC c/o VP Realty Inc

Petitioner(s)

- BEFORE THE OFFICE
- * OF ADMINSTRATIVE
- * HEARINGS FOR
- * BALTIMORE COUNTY
- * 2015-282-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.

JUN 11 2015

Peter Max Zummerman

PETER MAX ZIMMERMAN
People's Counsel for Baltimore County

CAROLE S. DEMILIO Deputy People's Counsel Jefferson Building, Room 204 105 West Chesapeake Avenue Towson, MD 21204

Croke S Vemlio

(410) 887-2188

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on this 11th day of June, 2015, a copy of the foregoing Entry of Appearance was mailed to Richardson Engineering, LLC, 30 E. Padonia Road, Suite 500, Timonium, Maryland 21093, Representative for Petitioner(s).

Peter Max Zimmerman

PETER MAX ZIMMERMAN
People's Counsel for Baltimore County

BALTIMORE COUNTY, MARYLAND

INTEROFFICE CORRESPONDENCE

TO:

Arnold Jablon, Director

DATE: June 17, 2015

Department of Permits, Approvals

And Inspections

FROM:

Dennis A. Kennedy, Supervisor

Bureau of Development Plans Review

SUBJECT:

Zoning Advisory Committee Meeting

For June 15, 2015

Item No. 2015-0269, 0270, 0271, 0275, 0276, 0277, 0278, 0279, 0280,

0281, 0282 and 0283

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

DAK:CEN cc:file

Larry Hogan, Governor
Boyd Rutherford, Lt. Governor



Pete K. Rahn, Secretary

Date: 6/10/13

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

RE: Baltimore County

Item No 2015-0282-17

101

Dear Ms. Lewis:

Thank you for the opportunity to review your referral request on the subject of the above 2013-0282-13 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.

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,

Con David W. Peake

Metropolitan District Engineer Baltimore & Harford Counties

DWP/RAZ



KEVIN KAMENETZ County Executive

June 30, 2015

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: 2015-0282-A

917 Middle River

NE/s of Middle River Road, southeast of Pulaski Park Drive

15th Election District - 6th Councilmanic District

Legal Owners: 917 Middle River Road, LLC

Variance to a side yard setback of 6' in lieu of the required 30'.

Hearing: Monday, August 31, 2015 at 10:00 a.m. in Room 205, Jefferson Building,

105 West Chesapeake Avenue, Towson 21204

Arnold Jabion

Director

AJ:kl

C: Richardson Engineering, 30 E. Padonia Road, Ste. 500, Timonium 21093 917 Middle River Road, LLC, 150 W. Ostend Street, Baltimore 21030

NOTES: (1) THE PETITIONER MUST HAVE THE ZONING NOTICE SIGN POSTED BY AN APPROVED POSTER ON THE PROPERTY BY TUESDAY, AUGUST 11, 2015.

- (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, August 11, 2015 Issue - Jeffersonian

Please forward billing to:

Josh Rosenthal

VAC PAC

150 W. Ostend Street Baltimore, MD 21230 410-685-5181

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Director of Permits, Approvals and Inspections for Baltimore County

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DEPARTMENT OF PERMITS, APPROVALS AND INSPECTIONS ZONING REVIEW

RTISUS REQUIREMENTS AND PROCEDURES FOR ZONING HEARINGS

The <u>Baltimore County Zoning Regulations</u> (BCZR) require that notice be given to the general public/neighboring property owners relative to property which is the subject of an upcoming zoning hearing. For those petitions which require a public hearing, this notice is accomplished by posting a sign on the property (responsibility of the petitioner) and placement of a notice in a newspaper of general circulation in the County, both at least fifteen (15) days before the hearing.

Zoning Review will ensure that the legal requirements for advertising are satisfied. However, the petitioner is responsible for the costs associated with these requirements. The newspaper will bill the person listed below for the advertising. This advertising is due upon receipt and should be remitted directly to the newspaper.

OPINIONS MAY NOT BE ISSUED UNTIL ALL ADVERTISING COSTS ARE PAID.

917 Middle River Road 1001 1506200291 ML IM Bk. 0000069, Folio 0001 917 2002-0404-A 2300001848 NE 5-H Middle River - Bird River Area Plan 082B3 Middle River Community Plan (2007) R-1970-0108-A Martin State Airport Restriction 6 CD MLIM 1961-5260-X R-1958-4408 DR 3.5 1997-0418-A 2005-0081-X 1990-0102-X 1992-0115-SPH 300001849 2014-0035-SPHX PAI # 150897 PAI # 150318 PA) # 150897 Lot # - 52 - PAI # 150318 PL Rk (Folio # PAI # 150897 Pt. Bk. 0000077, Folio 0160 100009961 PAV# 150318 PAL# 150318 Pt. Bk./Folio # 077160 901-G 2300001850 901-A Publication Date: 6/4/2015 0 25 50 100 150 200 Publication Agency: Permits, Approvals & Inspections Projection/Datum: Maryland State Plane, ■ Feet FIPS 1900, NAD 1983/91 HARN, US Foot 1 inch = 100 feet



