MEMORANDUM

DATE:

August 2, 2017

TO:

Zoning Review Office

FROM:

Office of Administrative Hearings

RE:

Case No. 2017-0258-X - Appeal Period Expired

The appeal period for the above-referenced case expired on August 1, 2017. 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 SPECIAL EXCEPTION * BEFORE THE

(6263 & 6267 Kenwood Avenue)

14th Election District * OFFICE OF

6th Council District

Kenwood Hazelwood, LLC * ADMINISTRATIVE HEARINGS

Legal Owner

Veronica Brown * FOR BALTIMORE COUNTY

Lessee

Petitioners * Case No. 2017-0258-X

OPINION AND ORDER

This matter comes before the Office of Administrative Hearings (OAH) for consideration of a Petition for Special Exception filed on behalf of Kenwood Hazelwood, LLC, legal owner and Veronica Brown, lessee ("Petitioners"). The Special Exception was filed pursuant to the Baltimore County Zoning Regulations ("B.C.Z.R.") to use the herein described property for a community building (moon bounce).

Veronica Brown and professional engineer William Bafitis appeared in support of the petition. Richard Hackerman, Esq. represented the Petitioners. There were no protestants or interested citizens in attendance. No substantive Zoning Advisory Committee (ZAC) comments were received from County reviewing agencies.

The subject property is approximately 9.31 acres and is zoned BL-AS. A strip shopping center with a variety of tenants has operated at the site for nearly 50 years. Ms. Brown leased property at the center and began operation of a "moon bounce," a recreational use for children. She was later informed by County inspectors a special exception was required for the use, which is considered a "community building" under B.C.Z.R. §230.3.

ORDER	RECEIVED FOR FILING
Date	6-30-17
Ву	

Special Exception

Under Maryland law, a special exception use enjoys a presumption that it is in the interest of the general welfare, and therefore, valid. *Schultz v. Pritts*, 291 Md. 1 (1981). The *Schultz* standard was revisited in *Attar v. DMS Tollgate, LLC*, ___ Md. ___, 152 A.3d 765 (2017), where the court of appeals discussed the nature of the evidentiary presumption in special exception cases. The court again emphasized a special exception is properly denied only when there are facts and circumstances showing that the adverse impacts of the use at the particular location in question would be above and beyond those inherently associated with the special exception use.

As noted above, a strip shopping center has operated at the site for many years, and Mr. Bafitis explained there is sufficient parking on-site for this use. Petitioners expect that 30-40 children will visit the facility on any given day, though that number could increase if a school field trip or similar activity was planned. In short, there is no reason to believe the use will be detrimental in any way to the community.

THEREFORE, IT IS ORDERED this <u>30th</u> day of **June**, **2017**, by this Administrative Law Judge, that the Petition for Special Exception to use the herein described property for a community building (moon bounce), be and is hereby GRANTED.

The relief granted herein shall be subject to the following:

 Petitioners may apply for necessary permits and/or licenses upon receipt of this Order. However, Petitioners are hereby made aware that proceeding at this time is at their 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, Petitioners would be required to return the subject property to its original condition.

ORDER	RECEIVED FOR FILING	
Date	6-30-17	2
Ву	(LOW)	_

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
	1 6		

Date______



KEVIN KAMENETZ County Executive

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

June 30, 2017

Richard Hackerman, Esq. 3635 Old Court Road, Suite 208 Baltimore, Maryland 21208

RE: Petition for Special Exception

Case No. 2017-0258-X

Property: 6263 & 6267 Kenwood Avenue

Dear Mr. Hackerman:

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

In the event any party finds the decision rendered is unfavorable, any party may file an appeal to the County Board of Appeals within thirty (30) days of the date of this Order. For further information on filing an appeal, please contact the Office of Administrative Hearings at 410-887-3868.

Sincerely,

JOHN E. BEVERUNGEN Administrative Law Judge for Baltimore County

JEB:sln Enclosure

PETITIONER'S SIGN-IN SHEET

NAME	ADDRESS	CITY, STATE	E, ZIP	E- MAIL
Vergrun Brown	6267 penuorale	Buth Palyo		
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acob Milinan	12 AG ENGUEBRATH PL 11 E. Lexington 5th Ploor	Baltimore, MO	2/22/	BATITIS ASSOC COCCU
Daniel Vanderwhide	2135 Monumental Rd.	Baltimore, MO Baltimore, MO	.21227	daniel@ general parninc.com
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	New address for la	wyer >		
	Richard Hacherman			
-	Michael Hullerman	n		
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Real Property Data Search (w4)

Search Result for BALTIMORE COUNTY

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CERTIFICATE OF POSTING

	RE: Case No	2017-0258-X
	Petitioner:	Veronica Brown
	Hearing Date:	6/29/17
Baltimore County Department	t of	
Permits, Approvals and Inspec	tions	
Room 111, County Office Build	ding	
111 W. Chesapeake Ave.		
Γowson, Md. 21204		
This letter is to confirm, under	penalties of perju	ury, that the necessary sign(s)
were posted conspicuously on	the property loca	ited at
6263	& 6267 Kenwood	Avenue
·	on	6/9/17
	Since	erety,
	for the second	well 9 (19/17
		Richard E. Hoffman
		904 Dellwood Drive
		Fallston, Md. 21047
		(443) 243-7360

Certificate of Posting

Case No. <u>2017-0258-X</u>



6263 & 6267 Kenwood Avenue

(Posted 6/9/17)

Richard E. Hoffman

904 Dellwood Drive

Fallston, Md. 21047

443-243-7360



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 5000440

Sold To:

PERMITS APPROVALS & INSPECTIONS - CU00189490 111 W Chesapeake Ave, Ste 111 Towson, MD 21204

Bill To:

PERMITS APPROVALS & INSPECTIONS - CU00189490 111 W Chesapeake Ave, Ste 111 Towson, MD 21204

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

Jun 08, 2017

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: # 2017-0258-X
6263 & 6267 Kenwood Avenue
NW corner of Kenwood Avenue and Hazelwood Avenue
4th Election District - 6th Councilmanic District
Legal Owner(s) Kenwood Hazelwood, LLC
Contract Purchaser(s): Veronica Brown. Fun Bounce Contract Purchaser(s): Veronica Brown, Fun Bounce Paradise, LLC

Special Exception: to use property for a community

building (moon bounce).

Hearing: Thursday, June 29, 2017 at 10:00 a.m. in Room 205, Jefferson Building, 105 West Chesapeake Avenue, Towson 21204.

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

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

6/032 June 8

The Baltimore Sun Media Group

By_S.Wilkinson

Legal Advertising

TO: PATUXENT PUBLISHING COMPANY

Thursday, June 8, 2017 Issue - Jeffersonian

Please forward billing to:

Elizabeth Miller Permits, Approvals & Inspections 111 W. Chesapeake Avenue, Rm. 111

Towson, MD 21204

410-887-4277

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: 2017-0258-X

6263 & 6267 Kenwood Avenue

NW corner of Kenwood Avenue and Hazelwood Avenue

14th Election District – 6th Councilmanic District

Legal Owners: Kenwood Hazelwood, LLC

Contract Purchaser: Veronica Brown, Fun Bounce Paradise, LLC

Special Exception to use property for a community building (moon bounce).

Hearing: Thursday, June 29, 2017 at 10:00 a.m. in Room 205, Jefferson Building.

105 West Chesapeake Avenue, Towson 21204

Arnold Jablon

Director of Permits, Approvals and Inspections for Baltimore County

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

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



KEVIN KAMENETZ County Executive

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

May 11, 2017

NEW 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: 2017-0258-X

6263 & 6267 Kenwood Avenue

NW corner of Kenwood Avenue and Hazelwood Avenue

14th Election District – 6th Councilmanic District

Legal Owners: Kenwood Hazelwood, LLC

Contract Purchaser: Veronica Brown, Fun Bounce Paradise, LLC

Special Exception to use property for a community building (moon bounce).

Hearing: Thursday, June 29, 2017 at 10:00 a.m. in Room 205, Jefferson Building,

105 West Chesapeake Avenue, Towson 21204

Arnold Jablon...

Director

AJ:kl

C: Richard Hackerman, 116 West University Pkwy., Baltimore 21210 Veronica Brown, 6267 Kenwood Avenue, Baltimore 21237 Kenwood Hazelwood, LLC, 11 East Lexington Street, Baltimore 21202

NOTES: (1) THE PETITIONER MUST HAVE THE ZONING NOTICE SIGN POSTED BY AN APPROVED POSTER ON THE PROPERTY BY FRIDAY, JUNE 9, 2017.

- (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.

RICHARD J. HACKERMAN, P.A. ATTORNEY AT LAW 3635 OLD COURT ROAD, SUITE 208 BALTIMORE, MARYLAND 21208 (410) 243-8800 FAX (410) 630-7232

May 8, 2017

Fax to: (410) 887-3048 Office of Zoning Review 111 West Chesapeake Avenue, Room 111 Towson, Maryland 21204

Attention: Kristen Lewis, Office Assistant

Re: Case # 2017-0258-X

6263 & 6267 Kenwood Avenue

NW corner of Kenwood Avenue and Hazelwood Avenue

14th Election District-6th Councilmanic District Legal Owners: Kenwood Hazelwood, LLC

Contract Purchaser: Veronica Brown, Fun Bounce Paradise, LLC

Special Exception to use property for a community building (moon bounce).

Hearing Scheduled on May 17, 2017.

Dear Ms. Lewis:

Please postpone the hearing set in the above referenced matter for reason the undersigned Petitioner's counsel did not receive the notice of the hearing until April 28th, 2017 thereby leaving no opportunity to timely have the sign posted at the property. Please note the dates I unavailable in June 2017 are: June 1,2,5,6, 7, 9, 15, 16, 19, 22,23, 27, 28 and 30. Thank you for your consideration of this request.

Very truly yours Richard J. Hackerman

RJH/ms

cc: Peter Max Zimmerman, Esquire, Carole S. Demilio, Esquire. Office of People's Counsel, 105 West Chesapeake Ave., Room 204, Towson, Md. 21204.



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 4918801

Sold To:

Veronica Brown - CU00596127 6267 Kenwood Ave Rosedale, MD 21237-2020

Bill To:

Veronica Brown - CU00596127 6267 Kenwood Ave Rosedale, MD 21237-2020

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

Apr 27, 2017

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: # 2017-0258-X
6263 & 6267 Kenwood Avenue
NW Corner of Kenwood Avenue and Hazelwood Avenue
14th Election District - 6th Councilmanic District
Legal Owners: Kenwood Hazelwood, LLC
Contract Purchaser(s): Veronica Brown, Fun Bounce
Paradise, LLC
Special Execption: To use property for a community building

Special Execption: To use property for a community building (moon bounce).

Hearing: Wednesday, May 17, 2017 at 10:00-a.m. in Room 205, Jefferson Building, 105 West Chesapeake Avenue, Towson 21204.

ARNOLD JABLON, DIRECTOR OF PERMITS, APPROVALS AND INSPECTIONS FOR BALTIMORE COUNTY
NOTES: (1) Hearings are Handicapped Accessible; for special accommodations Please Contact the Administrative Hearings Office at (410) 887-3368.

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

4918801

The Baltimore Sun Media Group

S. Wilkinson

Legal Advertising

TO: PATUXENT PUBLISHING COMPANY

Thursday, April 27, 2017 Issue - Jeffersonian

Please forward billing to:

Veronica Brown

Fun Bounce Paradise, LLC 6267 Kenwood Avenue Baltimore, MD 21237 443-902-9032

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: 2017-0258-X

6263 & 6267 Kenwood Avenue

NW corner of Kenwood Avenue and Hazelwood Avenue

14th Election District - 6th Councilmanic District

Legal Owners: Kenwood Hazelwood, LLC

Contract Purchaser: Veronica Brown, Fun Bounce Paradise, LLC

Special Exception to use property for a community building (moon bounce).

Hearing: Wednesday, May 17, 2017 at 10:00 a.m. in Room 205, Jefferson Building,

105 West Chesapeake Avenue, Towson 21204

Arnold Jablon

Director of Permits, Approvals and Inspections for Baltimore County

NOTES: (1) HEARINGS ARE HANDICAPPED ACCESSIBLE; FOR SPECIAL ACCOMODATIONS, PLEASE CONTACT THE ADMINISTRATIVE HEARINGS

. OFFICE AT 410-887-3868.

(2) FOR INFORMATION CONCERNING THE FILE AND/OR HEARING, CONTACT

THE ZONING REVIEW OFFICE AT 410-887-3391.



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

April 17, 2017

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: 2017-0258-X 6263 & 6267 Kenwood Avenue

NW corner of Kenwood Avenue and Hazelwood Avenue

14th Election District – 6th Councilmanic District

Legal Owners: Kenwood Hazelwood, LLC

Contract Purchaser: Veronica Brown, Fun Bounce Paradise, LLC

Special Exception to use property for a community building (moon bounce).

Hearing: Wednesday, May 17, 2017 at 10:00 a.m. in Room 205, Jefferson Building,

105 West Chesapeake Avenue, Towson 21204

Arnold Jablon

Director

AJ:kl

C: Richard Hackerman, 116 West University Pkwy., Baltimore 21210 Veronica Brown, 6267 Kenwood Avenue, Baltimore 21237 Kenwood Hazelwood, LLC, 11 East Lexington Street, Baltimore 21202

NOTES: (1) THE PETITIONER MUST HAVE THE ZONING NOTICE SIGN POSTED BY AN APPROVED POSTER ON THE PROPERTY BY THURSDAY, APRIL 27, 2017.

- (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.



ZONING DESCRIPTION FOR 6263 & 6267 KENWOOD AVENUE BALTIMORE, MARYLAND 21237 ELECTION DISTRICT 14^{TH} AND 6^{TH} COUNCILMANIC DISTRICT

Beginning at a point on the North side of Hazelwood Avenue 60 feet wide; and 180 feet \pm Northwesterly from the centerline intersection of Kenwood Avenue varies in width;

1) Thence running along Hazelwood Avenue North 84°-25'-25" West 426.84' to a point:

Thence leaving said avenue the following two courses and distances:

- 2) North 01°-19'-02" West 761.68' to a point;
- 3) Thence South 69°-24'-48" East 747.80' to a point on the Westside of Kenwood Avenue;

Thence running along Kenwood Avenue the following six courses and distances:

- 4) South 10-°-08'-45" West 93.04' to a point;
- 5) Thence South 10°-07'-17" West 45.57' to a point;
- 6) Thence South 11°-18'-38" West 53.07' to a point;
- 7) Thence South 05°-38'-51" West 100.41' to a point;
- 8) Thence South 09°-01'-06" West 65.02' to a point;
- 9) Thence South 10°-47'-10" West 56.52 ' to a point;

Thence leaving said avenue the following two courses and distances:

- 10) North 84°-25'-25" West 173.95' to a point;
- 11) Thence South 07°-19'-35" West 149.99' to the place of beginning;

Containing 405,781 Square Feet or 9.31 Acres ±.

Seal

Civil Engineers / Land Planners / Surveyors - 1249 Engleberth Road / Baltimore, Maryland 21221 / 410-391-2336

2017-0258-X



ZONING DESCRIPTION FOR 6263 KENWOOD AVENUE 14TH ELECTION DISTRICT, 6TH COUNCILMANIC DISTRICT

Beginning for a point in the center of Hazelwood Avenue 60 feet wide; and 558 feet ± Northeasterly from the centerline intersection of Kenwood Avenue varies in width;

Thence leaving said centerline North 20°-28'-36" East 278.73 feet to a point of beginning at the Southeast corner of 6263 Kenwood Avenue;

Thence leaving said corner the four (4) following courses and distances:

- 1) Thence North 69°-29'-11" West 80.00 feet to a point;
- 2) Thence North 20°-30'-49" East 15.00 feet to a point;
- 3) Thence South 69°-29'-11" East 80.00 feet to a point;
- 4) Thence South 20°-30'-49" West 15.00 feet to the place of beginning;

Containing 1,200 S.F. or 0.027 Acres ±.

Seal

William N. Bafitis P.E. #11641

2017-0258-X



ZONING DESCRIPTION FOR 6267 KENWOOD AVENUE 14TH ELECTION DISTRICT, 6TH COUNCILMANIC DISTRICT

Beginning for a point in the center of Hazelwood Avenue 60 feet wide; and 558 feet ± Northeasterly from the centerline intersection of Kenwood Avenue varies in width;

Thence leaving said centerline North 20°-28'-36" East 226.73 feet to a point of beginning at the Southeast corner of 6267 Kenwood Avenue;

Thence leaving said corner the four (4) following courses and distances;

- 1) Thence North 69°-29'-11" West 80.00 feet to a point;
- 2) Thence North 20°-30'-49" East 30.40 feet to a point;
- 3) Thence South 69°-29'-11" East 80.00 feet to a point;
- 4) Thence South 20°-30'-49" West 30.40 feet to the point of beginning;

Containing 2,520 S.F. or 0.057 Acres ±.

Seal

2017-0258-X



1263+

144 B(B+ Priv(S)	ZUNING HEARING(S)
	nt of Permits, Approvals and Inspections
Address 6267 Ken wood Ave.	of Baltimore County for the property located at: which is presently zoned ## BL-AS
Deed References: 27435 10012	4 10 Digit Tax Account # 1 4 1 1 0 1 8 2 0 0
	mond Have word LC
(SELECT THE HEARING(S) BY MARKING X AT THE APPROPR	RIATE SELECTION AND PRINT OR TYPE THE PETITION REQUEST)
	Baltimore County and which is described in the description le a part hereof, hereby petition for:
a Special Hearing under Section 500.7 of the Zonin or not the Zoning Commissioner should approve	g Regulations of Baltimore County, to determine whether
2. (a Special Exception under the Zoning Regulations	of Baltimore County to use the herein described property for
A COMMUNITY BUILDING (MOON B	
3 a Variance from Section(s)	
	9
of the zoning regulations of Baltimore County to the z	coning law of Baltimore County, for the following reasons:
	r indicate below "TO BE PRESENTED AT HEARING". If
you need additional space, you may add an attachmen	nt to this petition)
	1. To a favore a
I Leased space forchildren's a muse metice.	Special exceptor was required
Property is to be posted and advertised as prescribed by the zoning regular	tions.
I, or we, agree to pay expenses of above petition(s), advertising, posting, e and restrictions of Baltimore County adopted pursuant to the zoning law for	
Legal Owner(s) Affirmation: I / we do so solemnly declare and affirm, und which is the subject of this / these Petition(s).	der the penalties of perjury, that I / We are the legal owner(s) of the property
Contract Purchaser/Lessee:	Legal Owners (Petitioners):
Veronica Brown Fin Bounce Paralse	Kenyoud Hazelwood LC
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Zip Code Telephone # Email Address	Zip Code Telephone # Email Address
Attorney for Petitioner:	Representative to be contacted:
CicharD 1 Haskerman	Jacobo Hallman
Name- Type or Print	Name - Type or Print
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Signature	Signature / 177
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Mailing Address City State	Mailing Address City State
Zip Code Telephone # Email Address	Zip Code Telephone # Email Address
	ORDER RECEIVED FOR FILING
CASE NUMBER 2017-0258-X Filing Date 3 27, 19	Do Not Schedule Dates: Reviewer Reviewer
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DEPARTMENT OF PERMITS, APPROVALS AND INSPECTIONS ZONING REVIEW OFFICE

ADVERTISING REQUIREMENTS AND PROCEDURES FOR ZONING HEARINGS

The <u>Baltimore County Zoning Regulations</u> (BCZR) require that notice be given to the general public/neighboring property owners relative to property which is the subject of an upcoming zoning hearing. For those petitions which require a public hearing, this notice is accomplished by posting a sign on the property (responsibility of the legal owner/petitioner) and placement of a notice in a newspaper of general circulation in the County, both at least twenty (20) days before the hearing.

Zoning Review will ensure that the legal requirements for advertising are satisfied. However, the legal owner/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:
Case Number: 3017-0258-X Property Address: 6263 & 6261 KENWOOD AVE Property Description:
Floberty Description:
Legal Owners (Petitioners):
Contract Purchaser/Lessee:
PLEASE FORWARD ADVERTISING BILL TO: Name: VERONICA BROWN OLINO 1977
Company/Firm (if applicable): FUN BOUNCE PARABITEE LLC
Address: 6267 KENWOOD AVE BALTIMORE, MD 21237
Telephone Number: 443 - 902 - 9032



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

June 22, 2017

Kenwood Hazelwood LLC
Jacob Milliman
11 E Lexington Street 5th Floor
Baltimore MD 21202

RE: Case Number: 2017-0258 A, Address: 6263 & 6267 Kenwood Avenue.

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 March 27, 2017. 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,

W. Carl Richards, Jr. Supervisor, Zoning Review

WCR: iaw

Enclosures

c: People's Counsel
Veronica Brown, Fun Bounce Paradise, LLC, 6267 Kenwood Avenue, Baltimore MD 21237
Richard J Hackerman, Esquire, 116 W University Parkway, Baltimore MD 21210

Date: 4/5/17

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

Dear Ms. Lewis:

Thank you for the opportunity to review your referral request on the subject of the Case number referenced below. 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 Case No. 2017-0258-X: Special Exception Kenwood Hazelwood LLC 6263 & 6267 Kenwood Arenue

Should you have any questions regarding this matter, please contact Mr. Richard Zeller at 410-229-2332 or 1-866-998-0367 (in Maryland only) extension 2332, or by email at (rzeller@sha.state.md.us).

Sincerely,

Wendy Wolcott, PLA

Metropolitan District Engineer – District 4

Baltimore & Harford Counties

WW/RAZ

BALTIMORE COUNTY, MARYLAND INTER-OFFICE MEMORANDUM

TO:

Arnold Jablon

DATE: 5/3/2017

RECEIVED

MAY 0 8 2017

OFFICE OF ADMINISTRATIVE HEARINGS

Deputy Administrative Officer and

Director of Permits, Approvals and Inspections

FROM:

Andrea Van Arsdale

Director, Department of Planning

SUBJECT: ZONING ADVISORY COMMITTEE COMMENTS

Case Number: 17-258

INFORMATION:

Property Address:

6263 & 6267 Kenwood Avenue

Petitioner:

Kenwood Hazelwood, LLC

Zoning:

BL-AS

Requested Action:

Special Exception

The Department of Planning has reviewed the petition for a special exception to use the properties for a community building.

The Department of Planning has no objection granting the requested zoning relief.

For further information concerning the matters stated herein, please contact Ngone Seye Diop at 410-887-3480.

Prepared by:

Division Chief:

AVA/KS/LTM/ka

c: Ngone Seye Diop Jackie Millman

Office of the Administrative Hearings People's Counsel for Baltimore County

loyd T) Moxley

20BALTIMORE COUNTY, MARYLAND

INTEROFFICE CORRESPONDENCE

TO:

Arnold Jablon, Director

DATE: April 10, 2017

Department of Permits, Approvals

And Inspections

FROM:

Dennis A. Kennedy, Supervisor

Bureau of Development Plans Review

SUBJECT:

Zoning Advisory Committee Meeting

For April 3, 2017

Item No. 2017-0257, 0258, 0259, 0260, 0262, 0263, 0264, 0265, 0267

and 0268

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

DAK:CEN cc:file

RE: PETITION FOR SPECIAL EXCEPTION *
6263 & 6267 Kenwood Avenue; NW corner
of Kenwood & Hazelwood Avenues *
14th Election & 6th Councilmanic Districts
Legal Owner(s): Kenwood Hazelwood LLC *
Contract Purchaser(s): Fun Bounce Paradise
By Veronica Brown *

Petitioner(s)

BEFORE THE OFFICE

OF ADMINSTRATIVE

HEARINGS FOR

BALTIMORE COUNTY

2017-258-X

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

APR 05 2017

Peter Max Zummerman

PETER MAX ZIMMERMAN

Cambo S Nambre

People's Counsel for Baltimore County

CAROLE S. DEMILIO

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

(410) 887-2188

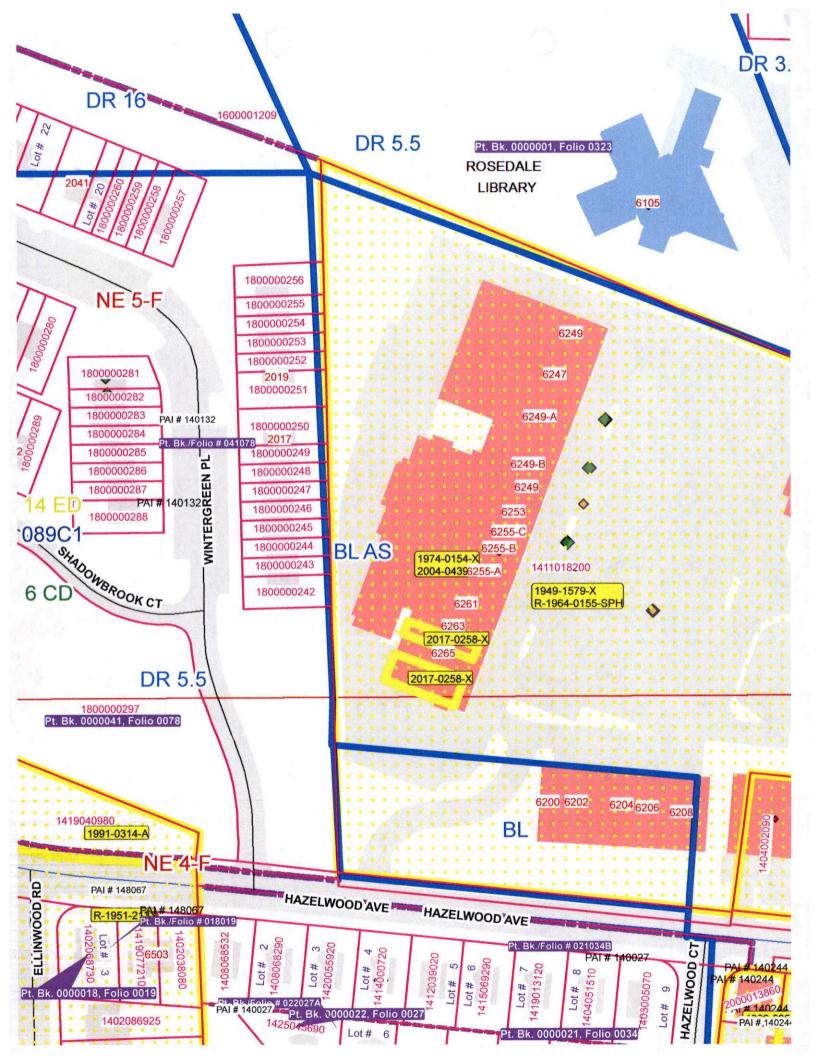
CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on this 5th day of April, 2017, a copy of the foregoing Entry of Appearance was mailed to Jack Hackerman, 116 West University Parkway, Baltimore, Maryland 21210, Attorney for Petitioner(s).

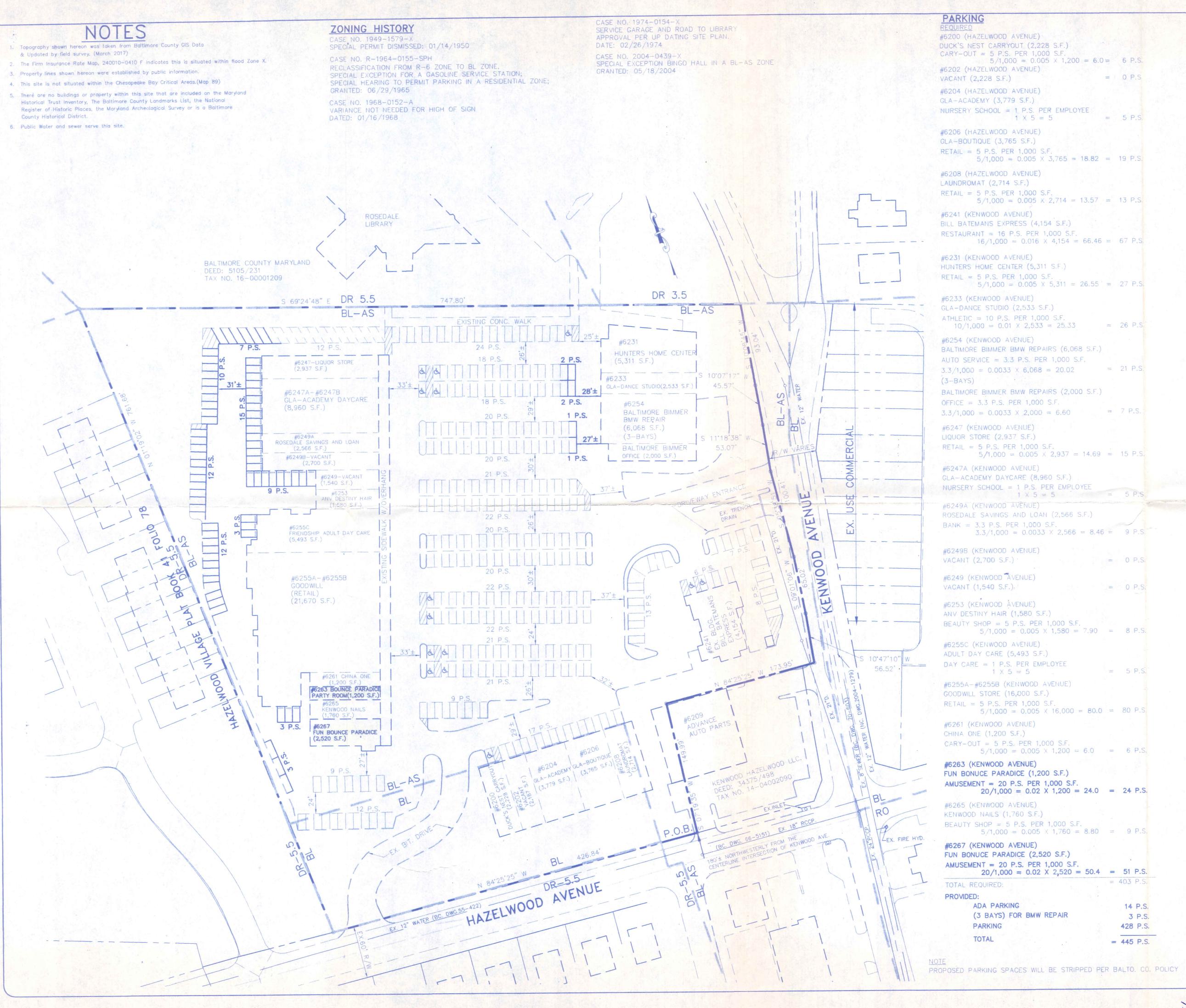
PETER MAX ZIMMERMAN

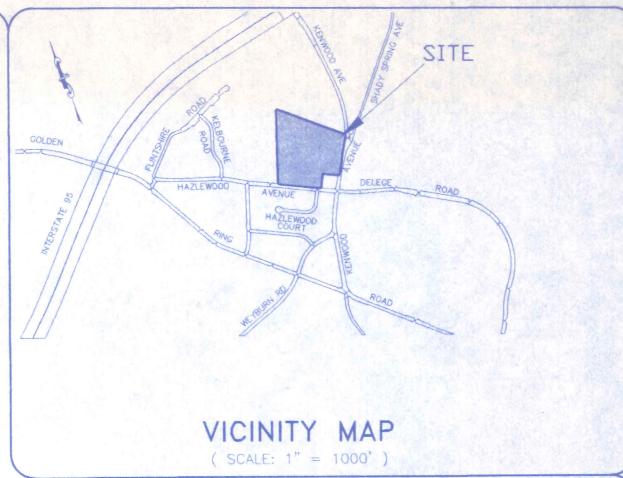
Peter Max Zimmerman

People's Counsel for Baltimore County









SITE DATA

1) OWNER: KENWOOD HAZELWOOD, LLC. #11 E. LEXINGTON STREET 5TH FLOOR BALTIMORE, MARYLAND 21202 TELEPHONE: 240-678-4771

1A) LEASEE: FUN BONUCE PARADICE LLC. #6263 & #6267 KENWOOD AVE. BALTIMORE, MARYLAND 21237 TELEPHONE: 443-902-9032

2) DEED REF: 27435/129 3) TAX ACC. NO.: 14-11018200

4) TAX MAP: 89 PARCEL: 91 LOT: NONE 5) PLAT REF: NONE

6) ELECTION DISTRICT: 14TH

7) COUNCILMANIC DISTRICT: 6TH

8) REGIONAL PLANNING DISTRICT: 320

9) CENSUS TRACT: 4902

10) ZONING: BL-AS, BL AND DR-5.5

11) ZONING MAP: 089C1
12) USE: EXISTING: AMUSTMENT/ASSEMBLY (COMMERCIAL)

PROPOSED: AMUSTMENT/ASSEMBLY (COMMERCIAL)

13) PROPOSED FLOOR AREA:

89,188 S.F./405,781 S.F. = 0.21 MAX. FLOOR AREA = 3.0

14) SITE AREA: 405,781 S.F. OR 9.31 AC.+/-

HOURS OF OPERATION

F 4:00 PM TO 8:00 PM T. & SUN. 12:00 PM TO 8:00 PM

Bafitis & Associates, Inc.

William N. Bafitis, P.E. PRESIDENT

Civil Engineers/Land Planners
SURVEYORS

1249 Engleberth Rd. Baltimore, MD 21221 (410) 391-2336

PLAN TO ACCOMPANY
ZONING PETITION FOR
SPECIAL EXCEPTION
FOR

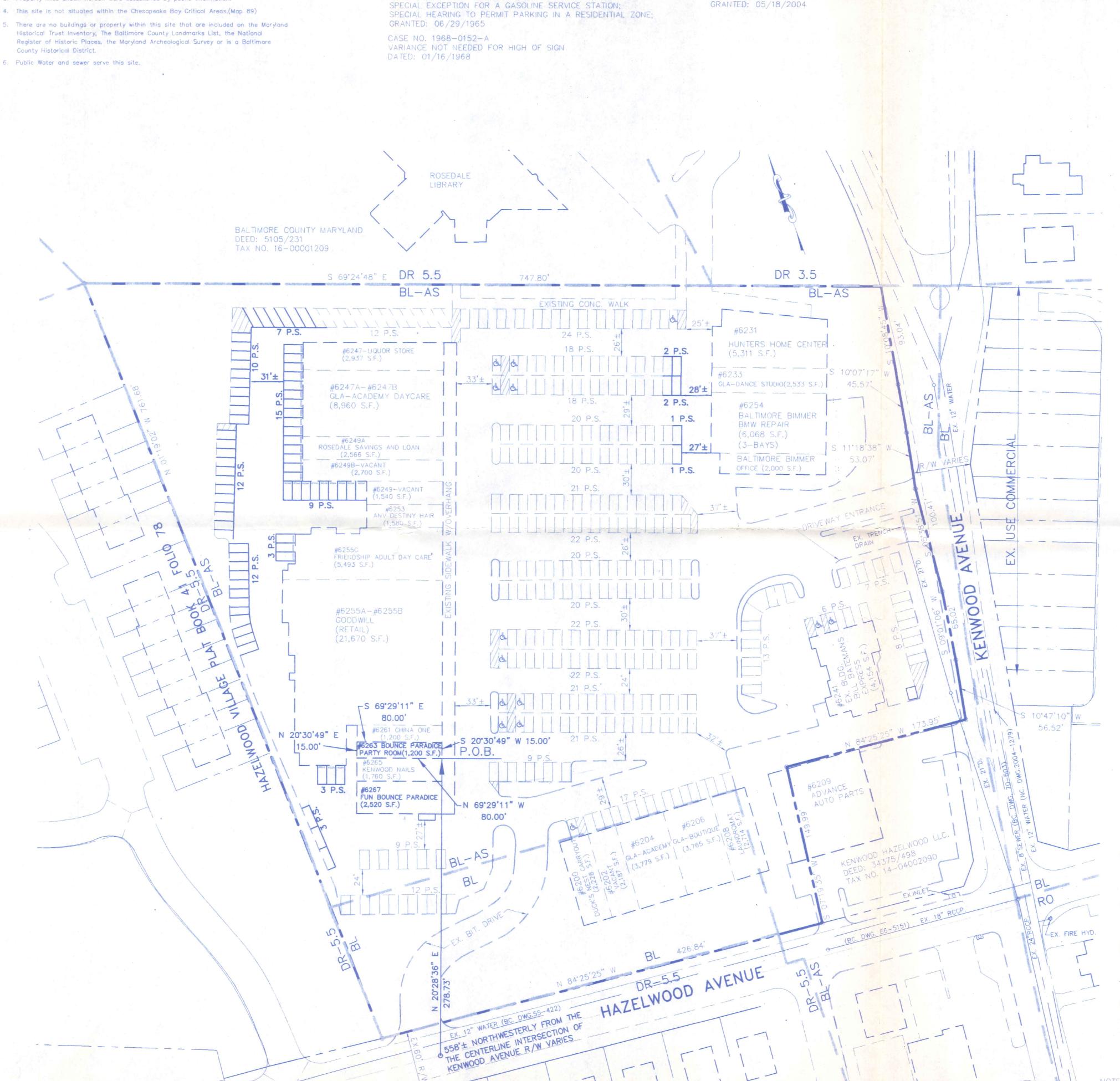
#6263 & #6267 KENWOOD AVENUE

BALTIMORE COUNTY, MARYLAND 14TH ELECTION DISTRICT SCALE: 1" = 50' JOB ORDER NO. 21702 ATE: 03/13/17 CHECKED: W.N.B. fessional Certification. I hereby certify that ese documents were perpared or approved RAWN: y me, and that I am a duly licensed profession N.W.B. ngineer under the laws of the State of Maryland. cense No. 11641 Expiration Date: 09/09/2017

2017-0258-X

Petitioners No. 1

1. Topography shown hereon was taken from Baltimore County GIS Data & Updated by field survey. (March 2017) 2. The Firm Insurance Rate Map, 240010-0410 F indicates this is situated within flood Zone X. 3. Property lines shown hereon were established by public information. 4. This site is not situated within the Chesapeake Bay Critical Areas.(Map 89) County Historical District. 6. Public Water and sewer serve this site.



ZONING HISTORY

CASE NO. 1949-1579-X

CASE NO. R-1964-0155-SPH

SPECIAL PERMIT DISMISSED: 01/14/1950

RECLASSIFICATION FROM R-6 ZONE TO BL ZONE,

CASE NO. 1974-0154-X

CASE NO. 2004-0439-X

DATE: 02/26/1974

SERVICE GARAGE AND ROAD TO LIBRARY

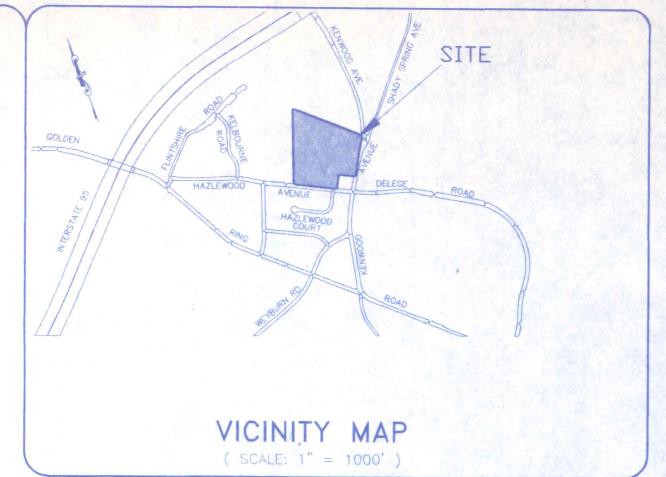
SPECIAL EXCEPTION BINGO HALL IN A BL-AS ZONE

APPROVAL PER UP DATING SITE PLAN.

REQUIRED #6200 (HAZELWOOD AVENUE) DUCK'S NEST CARRYOUT (2,228 S.F.) CARY-OUT = 5 P.S. PER 1.000 S.F. $5/1,000 = 0.005 \times 1,200 = 6.0 = 6 P.S.$ #6202 (HAZELWOOD AVENUE) VACANT (2,228 S.F.) = 0 P.S. #6204 (HAZELWOOD AVENUE) GLA-ACADEMY (3,779 S.F.) NURSERY SCHOOL = 1 P.S. PER EMPLOYEE $1 \times 5 = 5$ = 5 P.S. #6206 (HAZELWOOD AVENUE) GLA-BOUTIQUE (3,765 S.F.) RETAIL = 5 P.S. PER 1,000 S.F. $5/1,000 = 0.005 \times 3,765 = 18.82 = 19 P.S.$ #6208 (HAZELWOOD AVENUE) LAUNDROMAT (2,714 S.F.). RETAIL = 5 P.S. PER 1,000 S.F. $5/1,000 = 0.005 \times 2,714 = 13.57 = 13 P.S.$ #6241 (KENWOOD AVENUE) BILL BATEMANS EXPRESS (4,154 S.F.) RESTAURANT = 16 P.S. PER 1,000 S.F. $16/1,000 = 0.016 \times 4,154 = 66.46 = 67 P.S.$ #6231 (KENWOOD AVENUE) HUNTERS HOME CENTER (5,311 S.F.) RETAIL = 5 P.S. PER 1,000 S.F. $5/1,000 = 0.005 \times 5,311 = 26.55 = 27 P.S.$ #6233 (KENWOOD AVENUE) GLA-DANCE STUDIO (2,533 S.F.) ATHLETIC = 10 P.S. PER 1.000 S.F. $10/1,000 = 0.01 \times 2,533 = 25.33 = 26 P.S.$ #6254 (KENWOOD AVENUE) BALTIMORE BIMMER BMW REPAIRS (6,068 S.F.) AUTO SERVICE = 3.3 P.S. PER 1,000 S.F. $3.3/1,000 = 0.0033 \times 6,068 = 20.02 = 21 P.S.$ (3-BAYS)sale) BALTIMORE BIMMER BMW REPAIRS (2,000 S.F.) OFFICE = 3.3 P.S. PER 1,000 S.F. $3.3/1,000 = 0.0033 \times 2,000 = 6.60$ = 7 P.S. #6247 (KENWOOD AVENUE) LIQUOR STORE (2,937 S.F.) RETAIL = 5 P.S. PER 1,000 S.F. $5/1,000 = 0.005 \times 2,937 = 14.69 = 15 P.S.$ #6247A (KENWOOD AVENUE) GLA-ACADEMY DAYCARE (8,960 S.F.) NURSERY SCHOOL = 1 P.S. PER EMPLOYEE $1 \times 5 = 5$ = 5 P.5 #6249A (KENWOOD AVENUE) ROSEDALE SAVINGS: AND LOAN (2,566 S.F.) BANK = 3.3 P.S. PER 1,000 S.F. $3.3/1,000 = 0.0033 \times 2,566 = 8.46 = 9 P.S.$ #6249B (KENWOOD AVENUE) VACANT (2,700 S.F.) = 0 P.S. #6249 (KENWOOD AVENUE) VACANT (1,540 S.F.) = 0 P.S. #6253 (KENWOOD AVENUE) ANV DESTINY HAIR (1,580 S.F.) BEAUTY SHOP = 5 P.S. PER 1,000 S.F. $5/1,000 = 0.005 \times 1,580 = 7.90 = 8 P.S.$ #6255C (KENWOOD AVENUE) ADULT DAY CARE (5,493 S.F.) DAY CARE = 1 P.S. PER EMPLOYEE = 5 P.S. $1 \times 5 = 5$ #6255A-#6255B (KENWOOD AVENUE) GOODWILL STORE (16,000 S.F.) RETAIL = 5 P.S. PER 1,000 S.F. $5/1,000 = 0.005 \times 16,000 = 80.0 = 80 P.S.$ #6261 (KENWOOD AVENUE) CHINA ONE (1,200 S.F.) CARY-OUT = 5 P.S. PER 1,000 S.F. $5/1,000 = 0.005 \times 1,200 = 6.0 = 6 P.S.$ #6263 (KENWOOD AVENUE) FUN BONUCE PARADICE (1,200 S.F.) AMUSEMENT = 20 P.S. PER 1,000 S.F. $20/1,000 = 0.02 \times 1,200 = 24.0 = 24 P.S.$ #6265 (KENWOOD AVENUE) KENWOOD NAILS (1,760 S.F.) BEAUTY SHOP = 5 P.S. PER 1,000 S.F. $5/1,000 = 0.005 \times 1,760 = 8.80 = 9 P.S.$ #6267 (KENWOOD AVENUE) FUN BONUCE PARADICE (2,520 S.F.) AMUSEMENT = 20 P.S. PER 1,000 S.F. $20/1,000 = 0.02 \times 2.520 = 50.4 = 51 P.S.$ = 403 P.S.TOTAL REQUIRED: PROVIDED: ADA PARKING 14 P.S. (3 BAYS) FOR BMW REPAIR 3 P.S. PARKING 428 P.S. TOTAL = 445 P.S.

PROPOSED PARKING SPACES WILL BE STRIPPED PER BALTO. CO. POLICY

PARKING



1) OWNER: KENWOOD HAZELWOOD, LLC. #11 E. LEXINGTON STREET 5TH FLOOR BALTIMORE, MARYLAND 21202 TELEPHONE: 240-678-4771

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5) PLAT REF: NONE 6) ELECTION DISTRICT: 14TH

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12) USE: EXISTING: AMUSTMENT/ASSEMBLY (COMMERCIAL) PROPOSED: AMUSTMENT/ASSEMBLY (COMMERCIAL)

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89,188 S.F. /405,781 S.F. = 0.21

MAX. FLOOR AREA = 3.014) SITE AREA: 405,781 S.F. OR 9.31 AC.+/-

4:00 PM TO 8:00 PM

-12:00 PM TO 8:00 PM



William N. Bafitis, P.E. PRESIDENT

Civil Engineers/Land Planners SURVEYORS

SCALE:

1" = 50'

JOB ORDER NO:

03/13/17

W.N.B.

N.W.B.

DATE

03/29/17

21702

HECKED:

RAWN:

ATE:

1249 Engleberth Rd. Baltimore, MD 21221 (410) 391-2336

ZONING DESCRIPTION FOR SPECIAL EXCEPTION CASE NO. 2017-0258-X FOR #6263 KENWOOD AVENUE

14TH ELECTION DISTRICT BALTIMORE COUNTY, MARYLAND ofessional Certification. I hereby certify that ese documents were perpared or approved.

me, and that I am a duly licensed profession naineer under the laws of the State of Maryland. cense No. 11641 Expiration Date: 09/09/2017

PER ZONING COMMENTS ADD ZONING DESCRIPTION