#### MEMORANDUM

DATE:

September 25, 2020

TO:

Zoning Review Office

FROM:

Office of Administrative Hearings

RE:

Case No. 2020-0069-A - Appeal Period Expired

The appeal period for the above-referenced cases expired on September 24, 2020. 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.'

/dlw

c: V Case File

Office of Administrative Hearings

IN RE: PETITION FOR VARIANCE	*	BEFORE THE OFFICE
(7111 Security Blvd.)		
1st Election District	*	OF ADMINISTRATIVE
1st Council District		
Chadwick Manor, LLC	*	HEARINGS FOR
Legal Owner		
Deloitte, LLP	*	<b>BALTIMORE COUNTY</b>
Contract Purchaser		
	*	CASE NO. 2020-0069-A
Petitioner		
* * *	* * *	4

OPINION AND ORDER

This matter comes before the Office of Administrative Hearings ("OAH") for Baltimore County as a Petition for Variance filed by Chadwick Manor, LLC legal owner of the subject property ("Petitioner"). Petitioner is requesting variance relief from Section 450.5 (Table of Sign Regulations) 5 (d) of the Baltimore County Zoning Regulations ("BCZR"): (1) to allow a wall-mounted enterprise sign for a tenant without a separate exterior customer entrance in a location that does not define the pace occupied by the tenant.

Due to the COVID-19 pandemic, a WebEx hearing was conducted remotely by computer and/or phone participation. David H. Karceski, Esq. represented the Petitioner. The engineer, Stephen Warfield, P.E., also attended the hearing and was accepted as an expert in engineering, site design, and the BCZR. His site plan was admitted as Petitioner's Exhibit 1. There were no protestants or interested citizens in attendance. The Petition was advertised and posted as required by the BCZR. The Zoning Advisory Committee ("ZAC") comments were received and are made part of the record of this case. There were no adverse ZAC comments submitted by any of the County reviewing agencies.

The site is approximately 14.6596 AC in size and zoned BL-A5. Mr. Karceski explained that the parcel is irregularly shaped and has frontage on five public roads. The building is set back

Date \$120 By Dugnon over 300 feet from Security Boulevard, the street that the proposed sign will face. Although there are residences in the area they are on the other side of the subject building and the proposed sign will not be visible to any residences. The building itself houses several different businesses but there is only one central door, which is what generates the need for the sign variance.

A variance request involves a two-step process, summarized as follows:

- (1) It must be shown the property is unique in a manner which makes it unlike surrounding properties, and that uniqueness or peculiarity must necessitate variance relief; and
- (2) If variance relief is denied, Petitioner will experience a practical difficulty or hardship.

Cromwell v. Ward, 102 Md. App. 691 (1995).

As noted above, the property is unique in that it is irregularly shaped with frontage on several different public roads. Further, it is set far back from any roads so a large, wall mounted sign is necessary in order for Petitioner's clients to locate their offices. If this variance were denied the Petitioner would therefore experience practical difficulty and hardship. Finally, the sign in question is well designed, and is aesthetically pleasing and in scale with the building. I therefore find that the variance can be granted within the spirit and intent of the BCZR.

THEREFORE, IT IS ORDERED, this <u>25<sup>th</sup></u> day of **August**, **2020**, by the Administrative Law Judge for Baltimore County, that the Petition for Variance, to allow a wall-mounted enterprise sign for a tenant without a separate exterior customer entrance, in a location that does not define the space occupied by the tenant, 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.

Date S 25 20

By J War ON

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

PAUL M. MAYHEW

Administrative Law Judge for

Baltimore County

PMM:dlm

ORDER RECEIVED FOR FILING

Date

Bv\_



# PETITION FOR ZONING HEARING(S) To be filed with the Department of Permits, Approvals and Inspections

	To the Offic	e of Administr Security Boulevar	ative Law of	Baltimore County	for the property is presently zoned	located at:
	Deed Reference		1537	10 Digit Tax Acco	unt # 25000122	60
	Property Owner(	s) Printed Name(s		anor LLC		
(SEL				ATE SELECTION AND PRIN	T OR TYPE THE PETITIC	ON REQUEST)
The unde	ersigned legal ow ar	ner(s) of the proposition	erty situate in Ba ereto and made	altimore County and wh a part hereof, hereby p	ich is described in the	e description
aS	necial Hearing	inder Section 500	7 of the Zoning	Regulations of Baltimo	re County, to determ	ine whether
		ssioner should app		,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,	,	
						*
a S	pecial Exceptio	n under the Zoning	g Regulations of	Baltimore County to us	se the herein describ	ed property for
X aV	/ariance from Se	ction(s)				
, <u>,,,,</u> a v	ariance nom se	cuon(s)	SEE ATTAC	HED SHEET		
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of the z	oning regulations	of Baltimore Co	unty, to the zo	ning law of Baltimore indicate below "TO B	County, for the folk	Wing reasons:
(indicate	e below your na d additional sna	reship or practic ice, you may add	an attachment	to this petition)	L PRESENTED AT	TILARING . II
you nee	a additional spa	cc, you may add	an accommon	to and pounding		
			TO BE PRESEN	NTED AT HEARING		
or we, agre- nd restriction egal Owner	e to pay expenses of	ly adopted pursuant to re do so solemnly decla	ertising, posting, etc.	and further agree to and are		
Deloitte L	Purchaser/Lesse LP Soltis-Berner, D	ee: irector of Real Es	state	Legal Owners (Petiti Chadwick Manor LL By:	oners):	
lame- Type		0/ 0		Name # - Type or Print	Name #2 - Ty	
H	edia Soft	15-12		× HOWARD	BROWN, A	MANAGER
ignature				Signature #1	Signature # 2	
	s Avenue, Suite	1600, Dallas,	Texas	100 Painters Mill Roa		
Mailing Addre	ess	City	State	Mailing Address	City	State
75201	1	/		21117-0548		
ip Code	Telephone #	Email Add	liese.	Zip Code Telep	phone # Emai	Address
Attorney f	for Petitioner:	-OR FIL	,,,,	Representative to be	contacted:	
David H.	Kargeski, Esqui	RED FO		David H. Karceski,	Esquire	
lame- Type	or Pfint BECE	Email Add		Name - Type or Fin		
ignature Va	ENER IN	1		Signature Venable LLP		
210 W	nnsylvanja Ave., S	Ste. 500 Towso	n MD	210 W. Pennsylvania		son MD
		City	State	Mailing Address	City	State
Mailing Addre	410-494-6285		i@venable.com	21204 ,410-494-	6285 , dhkarc	ceski@venable.co
ip Code	Telephone #	Email Add				I Address
	PA-	- A	7 - 2 -			10
	JABO-BOL	S-A	3,5,702	O De Not Schodule Date	01	Reviewer

REV. 10/4/11

### 7111 SECURITY BOULEVARD

### ATTACHMENT TO PETITION FOR VARIANCE

Variance from Section 450 (Table of Sign Regulations) 5(d) to allow a wall-mounted enterprise sign for a tenant without a separate exterior customer entrance in a location that does not define the space occupied by the tenant.

2020-0069-A

#48654792v1



# ZONING DESCRIPTION to Accompany Petition For Administrative Variance Request

Beginning at a point on the south side of Security Boulevard which is 120-feet wide at the distance of 55-feet east of the centerline of the nearest improved intersecting street, Brookdale Road, which is 60-feet wide.

Thence the following courses and distances:

VA

```
S 75°27'53" E 618.94';
ARC with a Radius of R=239.00' L=214.43';
S 14°58'13" E 122.41';
S 75°01'47" W 172.05";
S 16°17'33" E 170.34';
ARC with a Radius of R=735.00' L=346.43';
S 84°08'07" W 35.33':
N 50°55'03" W 95.00';
ARC with a Radius of R=180.00' L=282.74':
S 39°04'57" W 171.89';
ARC with a Radius of R=168.85' L=47.84';
N 34°41'03" W 121.46':
N 87°10'33" W 62.39';
N 59°25'23" W 175.00';
N 30°24'37" E 123.54';
N 07°19'33" W 105.55';
ARC with a Radius of R=290.00' L=344.87':
N 14°32'07" E 358.61';
N 59°32'07" E 35.36';
To the point of beginning,
As recorded in Plat Book 75, Page 113
```

Containing 14.6596-acres±. Also known as Boulevard Place (A.K.A. Chadwick Manor Shopping Center), and located in the 1st Election District.

THIS DESCRIPTION COMPILED FOR ZONING PURPOSES ONLY AND IS NOT INTENDED TO BE USED FOR CONVEYANCES OR AGREEMENTS

#### PROFESSIONAL CERTIFICATION:

I hereby certify that these documents were prepared or approved by me, and that I am a duly licensed profesional engineer under the laws of the state of Maryland, License No. 21162
Expiration Date: 03-20-2022.



2020-0019-A

8.24-20 11 Am

#### **Debra Wiley**

From:

SGT ROBERT BLACK < 1 opie@comcast.net>

Sent:

Sunday, August 23, 2020 9:33 PM

To:

CARobinson@Venable.com; DKarceski@Venable.com; Barbara Lukasevich;

Administrative Hearings

Subject:

Recertification's for 2020-0069-A

Attachments:

RE-Cert 1 2020-0069-A.doc; RE-Cert 2 2020-0069-A.doc

**CAUTION:** This message from 1opie@comcast.net originated from a non Baltimore County Government or non BCPL email system. Hover over any links before clicking and use caution opening attachments.

Recertification's for 7111 Security Boulevard. Thanks.

RECEIVED

AUG 2 4 2020

OFFICE OF ADMINISTRATIVE HEARINGS

## CERTIFICATE OF POSTING

			2020-0069-A
	RE:	Case No.:	
	1	D-4:4:/Dl	
	7.0	Petitioner/Develope	r: Chadwick Manor, LLC.
			Deloitte, LLP.
	-		August 24, 2020
		Date of Hearing/Cl	0
Baltimore County Department of	ıf		
Permits, Approvals and Inspecti County Office Building, Room 1	ons	Γ	RECEIVED
11 West Chesapeake Avenue		1	9 4 2020
Towson, Maryland 21204		1	AUG 2 4 2020
Attn: Kristen Lewis:			OFFICE OF ADMINISTRATIVE HEARIN
adies and Gentlemen:			
This letter is to certify under the posted conspicuously on the pro-		that the necessary si	gn(s) required by law were
7111 Security Boulevard	SIGN 1	Recert	ification
The sign(s) were posted on	August	4, 2020	
	(Month	, Day, Year)	
	Sincerely,		
		16 11	August 23, 2020
6		1/1/1/20	



August 23, 2020

(Signature of Sign Poster) (Date)

SSG Robert Black

(Print Name)

1508 Leslie Road

(Address)

Dundalk, Maryland 21222

(City, State, Zip Code)

(410) 282-7940

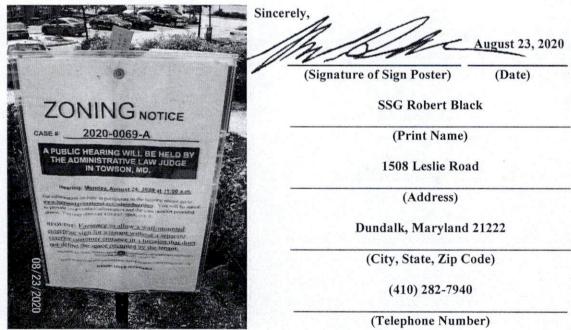
(Telephone Number)

RECEIVED.

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## CERTIFICATE OF POSTING

	Petitioner/Developer:
	Chadwick Manor, LLC.
	Deloitte, LLP.
	August 24, 2020
	Date of Hearing/Closing:
altimore County Department of	
ermits, Approvals and Inspections	RECEIVED
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	AUU 2 4 2020
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owson, Maryland 21204	OFFICE OF
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owson, Maryland 21204  ttn: Kristen Lewis:  adies and Gentlemen:  his letter is to certify under the penalties of penaltie	OFFICE OF ADMINISTRATIVE HEARI rjury that the necessary sign(s) required by law were
ttn: Kristen Lewis:  adies and Gentlemen: his letter is to certify under the penalties of penasted conspicuously on the property located at  111 Security Boulevard SIGN	OFFICE OF ADMINISTRATIVE HEARI  rjury that the necessary sign(s) required by law were  :
ttn: Kristen Lewis:  adies and Gentlemen: his letter is to certify under the penalties of penasted conspicuously on the property located at  111 Security Boulevard SIGN  Au he sign(s) were posted on	office of ADMINISTRATIVE HEARI  rjury that the necessary sign(s) required by law were  1. 2 Recertification



RECEIVED

Jan Bright

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## **CE...IFICATE OF POST...G**

2020-0069-A
RE: Case No.:
Petitioner/Developer:
Chadwick Manor, LLC.
Deloitte, LLP.
August 24, 2020 Date of Hearing/Closing:
ury that the necessary sign(s) required by law were
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gust 4, 2020
onth, Day, Year)
rely,



August 4, 2020

(Signature of Sign Poster) (Date)

SSG Robert Black

(Print Name)

1508 Leslie Road

(Address)

Dundalk, Maryland 21222

(City, State, Zip Code)

(410) 282-7940

(Telephone Number)

## CE IFICATE OF POST...G

RI	E: Case No.:	2020-0069-A
	Petitioner/Developer:Chadw	ick Manor, LLC. Deloitte, LLP.
	Date of Hearing/Closing:	August 24, 2020
Baltimore County Department of Permits, Approvals and Inspections County Office Building, Room 111 111 West Chesapeake Avenue Towson, Maryland 21204		
Attn: Kristen Lewis:		
Ladies and Gentlemen:		
This letter is to certify under the penalties of perjur posted conspicuously on the property located at:	y that the necessary sign(s) re	quired by law were
7111 Security Boulevard SIGN	2	
The sign(s) were posted on	st 4, 2020	
(Mon	th, Day, Year)	
Sincere	(Signature of Sign Poster)	August 4, 2020 (Date)
ZONING NOTICE	SSG Robert Bla	nck
CASE # 2020-0069-A  A PUBLIC HEARING WILL BE HELD BY	(Print Name)	
THE ADMINISTRATIVE LAW JUDGE IN TOWSON, MD.  Hearing: Monday, August 24, 2020 at 11:00 a.m.	1508 Leslie Ro	ad
For information on how to participate in the hearing please go to many half-innercensel and accordantishes the same please go to to provide your contact information and the case number provided above. You may also call 410-827-3386, etc. 0.	(Address)	=
REQUEST: Variance to allow a wall-mounted statesprise sign for a tenant without a separate exterior customer entrance in a location that does not define the space occupied by the tenant.	Dundalk, Maryland	1 21222
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*** THE PROPERTY OF THE TIME AND ADMINISTRATION AND	(410) 282-794	0
	/TP 1 1 37	

## The Daily Record 200 St. Paul Place Suite 2480

Baltimore, Maryland 21202 1 (443) 524-8100 www.thedailyrecord.com

### **PUBLISHER'S AFFIDAVIT**

Order #: Case #:

11905553 2020-0069-A

Description:

NOTICE OF ZONING HEARING - CASE NUMBER: 2020-0069-A

We hereby certify that the annexed advertisement was published in The Daily Record, a daily newspaper published in the State of Maryland 1 times on the following dates:

8/4/2020

Darlene Miller, Public Notice Coordinator

(Representative Signature)

#### Baltimore County

#### 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 virtual hearing the

### property identified herein as follows: CASE NUMBER: 2020-0069-A

7111 Security Boulevard

South side of Security Blvd., 55 ft. east of Brookdale Road 1st Election District-1st Councilmanic District

Legal Owners: Chadwick Manor, LLC

Legal owners: changing manor, the Contract Purchaser/Essee Delicite, LLP Variance to allow a wall-mounted enterprise sign for a tenant without a separate exterior customer entrance in a location that does not define the space

occupied by the tenant.

Hearing: Monday, August 24, 2020 at 11:00 a.m.

For information on how to participate in the hearings please go to www.ballimorecountsmd/gov/adminhearings no later than 48 hours prior to the hearing. You will be asked to provide your contact information and the case number provided above. You may also call 410-887-3868, ext. 0.

Michael Mellingt.

Michael Mallinoff

Director of Permits, Approvals and Inspections for Baltimore County



JOHN A. OLSZEWSKI, JR. County Executive

MICHAEL D. MALLINOFF, Director

Department of Permits,

Approvals & Inspections

July 30, 2020

### 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 virtual hearing on the property identified herein as follows:

CASE NUMBER: 2020-0069-A

7111 Security Boulevard

South side of Security Blvd., 55 ft. east of Brookdale Road

1st Election District – 1st Councilmanic District

Legal Owners: Chadwick Manor, LLC Contract Purchaser/Lessee: Deloitte, LLP

Variance to allow a wall-mounted enterprise sign for a tenant without a separate exterior customer entrance in a location that does not define the space occupied by the tenant.

Hearing: Monday, August 24, 2020 at 11:00 a.m.

For information on how to participate in the hearings please go to <a href="https://www.baltimorecountymd/gov/adminhearings">www.baltimorecountymd/gov/adminhearings</a> no later than 48 hours prior to the hearing. You will be asked to provide your contact information and the case number provided above. You may also call 410-887-3868, ext. 0.

Michael Mallinoff

Director

MM:kl

C: David Karceski, 210 W. Pennsylvania Avenue, Ste. 500, Towson 21204 Heidi Soltis-Berner, 2200 Ross Avenue, Ste. 1600, Dallas TX 75201 Howard Brown, 100 Painters Mill Road, Ste. 900, Owings Mills 21117

NOTES: (1) THE PETITIONER MUST HAVE THE ZONING NOTICE SIGN POSTED BY AN APPROVED POSTER ON THE PROPERTY BY TUESDAY, AUGUST 4, 2020

TO: THE DAILY RECORD

Tuesday, August 4, 2020 - Issue

Please forward billing to:

Barb Lukasevich Venable, LLP

210 W. Pennsylvania Avenue, Ste. 500

Towson, MD 21204

410-494-6279

### **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 virtual hearing on the property identified herein as follows:

CASE NUMBER: 2020-0069-A

7111 Security Boulevard

South side of Security Blvd., 55 ft. east of Brookdale Road

1st Election District - 1st Councilmanic District

Legal Owners: Chadwick Manor, LLC Contract Purchaser/Lessee: Deloitte, LLP

Variance to allow a wall-mounted enterprise sign for a tenant without a separate exterior customer entrance in a location that does not define the space occupied by the tenant.

Hearing: Monday, August 24, 2020 at 11:00 a.m.

For information on how to participate in the hearings please go to <a href="https://www.baltimorecountymd/gov/adminhearings">www.baltimorecountymd/gov/adminhearings</a> no later than 48 hours prior to the hearing. You will be asked to provide your contact information and the case number provided above. You may also call 410-887-3868, ext. 0.

Michael Mallinoff

ing. Munj

Director of Permits, Approvals and Inspections for Baltimore County

RE: PETITION FOR VARIANCE
7111 Security Boulevard; S/S of Security
Blvd, 55' E of Brookdale Road
1st Election & 1st Councilmanic Districts
Legal Owner(s): Chadwick Manor LLC
Contract Purchaser(s): Deloitte LLP
Petitioner(s)

RECEIVED

MAR 11 2020

- \* BEFORE THE OFFICE
- \* OF ADMINSTRATIVE
- \* HEARINGS FOR
- \* BALTIMORE COUNTY
- \* 2020-069-A

#### ENTRY OF APPEARANCE

Pursuant to Baltimore County Charter § 524.1, please enter the appearance of People's Counsel for Baltimore County as an interested party in the above-captioned matter. Notice should be sent of any hearing dates or other proceedings in this matter and the passage of any preliminary or final Order. All parties should copy People's Counsel on all correspondence sent and all documentation filed in the case.

Peter Max Zimmerman

PETER MAX ZIMMERMAN
People's Counsel for Baltimore County

CAROLE S. DEMILIO

Cook S Demlio

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 11<sup>th</sup> day of March, 2020, a copy of the foregoing Entry of Appearance was mailed to David Karceski, Esquire, 210 W. Pennsylvania Avenue, Suite 500, Towson, Maryland 21204, Attorney for Petitioner(s).

PETER MAX ZIMMERMAN

People's Counsel for Baltimore County



	2020-0069-A RE: Case No.:
	<del> </del>
	Petitioner/Developer:Chadwick Manor, LLC. Deloitte, LLP.
	August 24, 2020 Date of Hearing/Closing:
Baltimore County Department of Permits, Approvals and Inspections County Office Building, Room 111 111 West Chesapeake Avenue Towson, Maryland 21204	
Attn: Kristen Lewis:	
Ladies and Gentlemen:	
This letter is to certify under the penalt	ties of perjury that the necessary sign(s) required by law were ocated at:
7111 Security Boulevard S	IGN 1
The sign(s) were posted on	August 4, 2020
Zno sign(e) were present an	(Month, Day, Year)
	Sincerely,  August 4, 2020
•	(Signature of Sign Poster) (Date)
ZONINGNOTICE	SSG Robert Black
CASE# 2020-0069-A	(Print Name)
A PUBLIC HEARING WILL BE HELD BY THE ADMINISTRATIVE LAW JUDGE IN TOWSON, MD.  Hearing: Manufay, Annual 24, 2020 at 11:00 a.m.	1508 Leslie Road
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the definition in special and supplied to the lection of a supplied to the lection of the supplied of the supp	(City, State, Zip Code)
2002	(410) 282-7940
	(Telephone Number)



	2020-0069-A RE: Case No.:
	<del></del>
	Petitioner/Developer: Chadwick Manor, LLC Deloitte, LLP
	August 24, 2020 Date of Hearing/Closing:
Baltimore County Department of Permits, Approvals and Inspections County Office Building, Room 111 111 West Chesapeake Avenue Fowson, Maryland 21204	
Attn: Kristen Lewis:	
Ladies and Gentlemen:	
This letter is to certify under the penalties of per posted conspicuously on the property located at:	jury that the necessary sign(s) required by law were
7111 Security Boulevard SIGN	N 2
The sign(s) were posted on	gust 4, 2020 Month, Day, Year)
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Sinc	erely August 4, 2020
	(Signature of Sign Poster) (Date)
ZONING NOTICE	SSG Robert Black
CASE #	(Print Name)
A BUBLIC HEARING WILL BE HELD BY THE ADMINISTRATIVE LAW JUDGE IN TOWSON, MD.	1508 Leslie Road
Hearing: Monday. Aurust 24, 7020 mt 11:00 a.m.  Yes hat sunction on their tep materiagnes to the distance probes go on any activation and the second probes for on any activation and the second for the second Management of the second for the secon	(Address)
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references a specific College of the specific College	(City, State, Zip Code)
	(410) 282-7940
	(Telephone Number)

# 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: 2000-0069-A
Property Address: 7111 Security BIVal
Property Description:
<u> </u>
Legal Owners (Petitioners): Chalwick manor LLC
Contract Purchaser/Lessee:
PLEASE FORWARD ADVERTISING BILL TO: Name: Venable LLP 40 Barb Lukasevich
Company/Firm (if applicable): Veneble LLP
Address: ZO V. Pennsylvania Ave.
Suite 500 :
Touson, MD 21704
Telephone Number: 410 494 6779



JOHN A. OLSZEWSKI, JR. County Executive

MICHAEL D. MALLINOFF, Director Department of Permits, Approvals & Inspections

August 18, 2020

David Karceski, 210 W. Pennsylvania Ave Towson MD 21204

RE: Case Number: 2020-0069-A, 7111 Security Boulevard

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 5, 2020. 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/kl

Enclosures

c: People's Counsel Heidi Soltis-Berner, 2200 Ross Avenue Suite 1600 Dallas Texas 75201

#### **BALTIMORE COUNTY, MARYLAND**

#### Inter-Office Correspondence



TO:

Hon. Paul M. Mayhew; Managing Administrative Law Judge

Office of Administrative Hearings

FROM:

Jeff Livingston, Department of Environmental Protection and

Sustainability (EPS) - Development Coordination

DATE:

March 12, 2020

SUBJECT:

DEPS Comment for Zoning Item

# 2020-0069-A

7111 Security Bouleyard

(Chadwick Manor, LLC Property)

Zoning Advisory Committee Meeting of March 16, 2020.

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

Reviewer:

Steve Ford



Larry Hogan Governor Boyd K. Rutherford Lt. Governor Gregory Slater Secretary Tim Smith, P.E. Acting Administrator

Date: May 11, 2020

Ms. Kristen Lewis
Baltimore County Department of
Permits, Approvals & Inspections
County Office Building, Room 109
111 West Chesapeake Avenue
Towson, Maryland 21204

Dear Ms. Lewis:

We have reviewed the site plan to accompany the petition for variance on the subject of the Case number referenced below, which was received on 5/11/20. A field inspection and internal review reveals that an entrance onto MD 122 consistent with current State Highway Administration guidelines is not required. Therefore, SHA has no objection to approval for Variance Case Number 2020-0069-A.

Chadwick Manor, LLC 7111 Security Boulevard MD 122

Should you have any questions regarding this matter feel free to contact Richard Zeller at 410-229-2332 or 1-866-998-0367 (in Maryland only) X 2332 or by email at (rzeller@mdot.maryland.gov).

Sincerely,

For Wendy Wolcott, P.L.A.

Metropolitan District Engineer

Maryland Department of Transportation

State Highway Administration

District 4 - Baltimore and Harford Counties

WW/RAZ

## BALTIMORE COUNTY, MARYLAND INTER-OFFICE MEMORANDUM

TO:

Michael D. Mallinoff

**DATE: 4/2/2020** 

Director, Department of Permits, Approvals and Inspections

FROM:

C. Pete Gutwald

Director, Department of Planning

**ZONING ADVISORY COMMITTEE COMMENTS** SUBJECT:

Case Number: 20-069

**INFORMATION:** 

**Property Address:** 7111 Security Boulevard Chadwick Manor, LLC Petitioner:

Zoning: **BL-AS** Requested Action:

Variance

The Department of Planning has reviewed the petition for a variance under Section 450.5(d) of the Baltimore County Zoning Regulations (BCZR) to allow a wall-mounted enterprise sign for a tenant without a separate exterior customer entrance in a location that does not define the space occupied by the tenant.

The property is located in the Windsor Mill area, within the Chadwick Manor shopping center.

The applicant is proposing a wall-mounted enterprise sign with an area of 3'0"x 16'5" on a multitenant office building. The proposed sign will be visible from the parking lot.

The Department of Planning has no objection to granting the petitioned zoning relief. The request is not uncommon for the area.

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

Prepared by:

Krystle Patchak

Division Chief:

CPG/JGN/kma/

c: Ngone Seye Diop David Karceski, Venable LLP Office of the Administrative Hearings People's Counsel for Baltimore County

Kyte Rte





**Inter-Office Correspondence** 

RECEIVED

MAR 1 2 2020

OFFICE OF ADMINISTRATIVE HEARINGS



TO:

Hon. Paul M. Mayhew; Managing Administrative Law Judge

Office of Administrative Hearings

FROM:

Jeff Livingston, Department of Environmental Protection and

Sustainability (EPS) - Development Coordination

DATE:

March 12, 2020

SUBJECT:

DEPS Comment for Zoning Item

# 2020-0069-A

7111 Security Boulevard

(Chadwick Manor, LLC Property)

Zoning Advisory Committee Meeting of March 16, 2020.

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

Reviewer:

Steve Ford



Larry Hogan Governor Boyd K. Rutherford Lt. Governor Gregory Slater Acting Secretary Tim Smith, P.E. Acting Administrator

Date: 3/9/20

Ms. Kristen Lewis
Baltimore County Department of
Permits, Approvals & Inspections
County Office Building, Room 109
111 West Chesapeake Avenue
Towson, Maryland 21204

Dear Ms. Lewis:

We have reviewed the site plan to accompany the petition for variance on the subject of the Case number referenced below, which was received on 3/9/2 OA field inspection and internal review reveals that an entrance onto 122 consistent with current State Highway Administration guidelines is not required. Therefore, SHA has no objection to approval for 12020 - 0069-A.

Chadwick Manor, LLC De loitle LLP. 7111 Securily Bonkward. MB1ZZ

Should you have any questions regarding this matter feel free to contact Richard Zeller at 410-229-2332 or 1-866-998-0367 (in Maryland only) X 2332 or by email at (rzeller@mdot.maryland.gov).

Sincerely,

Wendy Wolcott, P.L.A.

Metropolitan District Engineer

Maryland Department of Transportation

State Highway Administration

District 4 - Baltimore and Harford Counties

WW/RAZ







JOHN A. OLSZEWSKI, JR. County Executive

MICHAEL D. MALLINOFF, Director
Department of Permits,
Approvals & Inspections

July 30, 2020

#### 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 virtual hearing on the property identified herein as follows:

**CASE NUMBER: 2020-0069-A** 

7111 Security Boulevard

South side of Security Blvd., 55 ft. east of Brookdale Road

1st Election District – 1st Councilmanic District

Legal Owners: Chadwick Manor, LLC Contract Purchaser/Lessee: Deloitte, LLP

Variance to allow a wall-mounted enterprise sign for a tenant without a separate exterior customer entrance in a location that does not define the space occupied by the tenant.

Hearing: Monday, August 24, 2020 at 11:00 a.m.

For information on how to participate in the hearings please go to <a href="https://www.baltimorecountymd/gov/adminhearings">www.baltimorecountymd/gov/adminhearings</a> no later than 48 hours prior to the hearing. You will be asked to provide your contact information and the case number provided above. You may also call 410-887-3868, ext. 0.

Michael Mallinoff

ins. Muns

Director

MM:kl

C: David Karceski, 210 W. Pennsylvania Avenue, Ste. 500, Towson 21204 Heidi Soltis-Berner, 2200 Ross Avenue, Ste. 1600, Dallas TX 75201 Howard Brown, 100 Painters Mill Road, Ste. 900, Owings Mills 21117

NOTES: (1) THE PETITIONER MUST HAVE THE ZONING NOTICE SIGN POSTED BY AN APPROVED POSTER ON THE PROPERTY BY TUESDAY, AUGUST 4, 2020



#### PETITION FOR ZONING HEARING(S)

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

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

Address 7111 Security Boulevard which is presently zoned BL-AS

Address 7111 Security Boulevard which is presently zoned BL-AS

Deed References: 17112 / 537 10 Digit Tax Account # 2500012260

Property Owner(s) Printed Name(s) Chadwick Manor LLC

(select the Hearing(8) 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 a Variance from Section(s)

#### SEE ATTACHED SHEET

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)

#### TO BE PRESENTED AT HEARING

Property is to be posted and advertised as prescribed by the zoning regula I, or we, agree to pay expenses of above petition(s), advertising, posting, a and restrictions of Baltimore County adopted pursuant to the zoning law for Logal Owner(s) Affirmation: I/we do so solemnly declare and affirm, the which is the subject of this / these Petition(s).	ilc, and further agree to and are to be bounded by the zoning regulations
Contract Purchaser/Lessee: Deloitte LLP By: Heidi Soltis-Berner, Director of Real Estate Name-Type or Print, Ci /// C	Legal Owners (Petitioners): Chadwick Manufiel LC By: Name #2 – Type or Print
Hude Sutto 12	* HOWARD BROWN, MANAGER
Signature	Signature #1 Signature # 2
2200 Ross Avenue, Sulte 1600, Dallas, Texas	100 Painters Mill Road, Suite 900, Owing Mills, Maryland
Mailing Address City State	Mailing Address City State
75201 , ,	21117-0548
Zip Code Telephone # Email Address	Zip Code Telephone# Email Address
Attorney for Petitioner:	Representative to be contacted:
David H. Kargeski, Esquire	David H. Karoeski, Esquire
Name-Type or offini	Name - Type of Find
Signature Venable LLP	Signature Venable LLP
210 W. Pennsylvania Ave., Ste. 500 Towson MD	210 W. Pennsylvania Ave., Ste. 500 Towson MD
Mailing Address City State	Melling Address City State
21204 , 410-494-6285 , dhkarceski@venable.com	
Zip Code Telephone # Email Address	Zip Code Telephone # Email Address
CABE NUMBER 2000-0069-A Filing Date 3,5,20	20 Do Not Schedule Dates: Roviewer_Cof-
•	REV. 10/4/11

Jamo and water of





Case Number: 2020-0069-A

Reviewer: Christina Frink Existng Use: COMMERCIAL Proposed Use: COMMERCIAL

Type: VARIANCE

Legal Owner: Chadwick Manor LLC Contract Purchaser: Deloitte LLP

Critical Area: No Flood Plain: No Historic: No Election Dist: 1 Council Dist: 1

Property Address: 7111 SECURITY BLVD

Location: South side of Security Blvd 55 feet East of Brookdale Road.

**Existing Zoning:** BL-A5

Area: 14.6596 AC

**Proposed Zoning:** 

VARIANCE:

Section 450 (Table of Sign Regulations) 5(d) to allow a wall-mounted enterprise sign for a tenant without a separate exterior customer entrance in a location that does not define the space occupied by the tenant.

Attorney: David H. Karceski

Prior Zoning Cases: 1971-0215-A; 1986-0491-A; 1996-0106-XA

Concurrent Cases: None Violation Cases: None

**Closing Date:** 

Miscellaneous Notes:

IN RE: PETITIONS FOR SPECIAL EXCEPTION \* BEFORE THE

AND VARIANCE - SE/Corner Security

Boulevard and Brookdale Road ZONING COMMISSIONER

(Chadwick Manor Shopping Center)

1st Election District OF BALTIMORE COUNTY

1st Councilmanic District

Case No. 96-106-XA

Chadwick Manor Shopping Center

Petitioner

#### FINDINGS OF FACT AND CONCLUSIONS OF LAW

This matter comes before the Zoning Commissioner as Petitions for Special Exception and Variance for that property known as the Chadwick Manor Shopping Center, located on the southeast corner of Security Boulevard and Brookdale Road, adjacent to Security Square Mall in Woodlawn. The Petitions were filed by the owner of the property, Chadwick Manor Shopping Center, a Maryland Joint Venture, by Anthony J. Mierzwicki, Director of Development, through their attorney, Michael E. Marino, Esquire. Petitioner seeks approval of certain existing signs in connection with the operation of the existing shopping center, and variances from the Baltimore County Zoning Regulations (B.C.Z.R.) as follows: From Section 409.2.b.(3), (4), (5), and (6), to permit 721 parking spaces in lieu of the required 911 spaces; from Section 413.2.E to permit two existing double-faced shopping center identification signs, one of 360 sq.ft. (Sign A) and one of 160 sq.ft. (Sign D), both in lieu of the maximum permitted 150 sq.ft.; from Section 413.2.F to permit three (3) "other business signs" of 140 sq.ft. each, or 420 sq.ft. total, in lieu of the maximum permitted 100 sq.ft. (existing Sign B and proposed Signs O and P); and from Section 413.1.E to permit four (4) existing directional signs, all of which exceed 15 sq.ft., and three of which are illuminated, as follows: One single-faced illuminated sign of 36 sq.ft. (Sign E), one single-faced illuminated sign of 32

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sq.ft. (Sign F), one double-faced illuminated sign of 36 sq.ft. (Sign G), and one double-faced, non-illuminated sign of 23 sq.ft. (Sign H). The subject property and relief sought are more particularly described on the site plan submitted which was accepted and marked into evidence as Petitioner's Exhibit 1.

Appearing at the hearing on behalf of the Petitions were Anthony

J. Mierzwicki, Director of Development for the Petitioner, David S. Thaler

and Alan E. Scoll, engineering and landscape architects with D. S. Thaler

and Associates, Inc., who prepared the site plan for this project, James

Morris, and Michael E. Marino, Esquire, attorney for the Petitioner.

There were no Protestants present.

Testimony and evidence offered revealed that the subject property consists of 14.09 acres, more or less, zoned B.L.-C.N.S. and is the site of the Chadwick Manor Shopping Center. The property is located at the intersection of Security Boulevard and Brookdale Road, not far from the Baltimore Beltway (I-695) in Woodlawn. The site is an older commercial site which has been developed for many years. The shopping center contains a number of retail and commercial uses, as well as the unique combination of office space. Kaiser Permanente, a health maintenance organization (HMO), maintains its offices at the site.

The Petitioner proposes substantial renovations to the property, including two new buildings which will be separate from the existing building. Proposed Building A is designated as a bank building and will house a bank/financial institution. This building will be located immediately adjacent to Security Boulevard and will be a one-story building of approximately 5,000 sq.ft. Proposed Building B is shown as a 3,300 sq.ft. building, located immediately adjacent to Rolling Road, and will contain a

Date HEUEIVED FW. 1911.

restaurant. The property also has a unique zoning history. A special hearing was granted in prior Case No. 72-22-SPH to approve permit parking in a residential zone. Later, in Case No. 84-85-SPH, special hearing approval was granted to allow off-street parking in a residential zone and to amend the previously approved site plan accordingly. Lastly, in Case No. 86-80-SPH, an amendment to the previously approved site plan in prior Case No. 84-85-SPH was requested to permit an entrance to the shopping center through D.R. 5.5 zoned land.

As noted above, much of the special hearing and variance relief requested herein springs from the installation of new signage proposed for this site. These signs are designed to direct customer traffic within the shopping center and to facilitate a reasonable amount of advertising. It is to be noted that within its Zoning Plans Advisory Committee (ZAC) comments dated September 21, 1995, the Office of Planning and Zoning (OPZ) opined that the proposed signs are compatible, in terms of design and scale, with other signs in the area, and recommended approval of same.

Special Exception approval should be granted if the Petitioner demonstrates that the proposed use will not be detrimental to the health, safety and general welfare of the surrounding locale in accordance with the standards set forth in Section 502.1 of the B.C.Z.R. and variance relief can be granted upon compliance with the provisions of Section 307 of the B.C.Z.R. That Section requires that the Petitioner demonstrate that a practical difficulty would exist if variance relief were denied. Moreover, the Petitioner must demonstrate that the property contains some unique characteristics which justifies the grant of the relief. Lastly, the relief can only be granted so as to be consistent with the spirit and intent of the regulations and without detriment to the surrounding locale.

The subject site was developed a number of years ago in the mid1960s. This is a large parcel of approximately 15 acres, primarily zoned
B.L.-C.N.S., with a small portion zoned D.R. 5.5. It is clear that the
Petitioner satisfies the burdens set forth at law as described above. I
concur with the assessment of the Office of Planning and Zoning, wherein
they conclude that the proposed improvements to the site will constitute
an upgrade to the property and improve the site's utility and appearance.
The total sign package proposed, along with the other improvements and new
construction, will provide a real benefit to not only this site but neighboring properties as well. For these reasons, the Petitions for Special
Exception and Variance should be approved.

I will also incorporate as a condition of the relief granted, a requirement that the Petitioner provide landscaping as required by the Landscape Manual for the new buildings. This requirement is consistent with the comment offered by the Developers Plans Review division. An examination of the site plan indicates that the existing portion of this site is landscaped and thus, this restriction is applicable only to the proposed new buildings.

Pursuant to the advertisement, posting of the property, and public hearing on these Petitions held, and for the reasons set forth above, the relief requested should be granted.

THEREFORE, IT IS ORDERED by the Zoning Commissioner for Baltimore County this day of November, 1995 that the Petition for Special Exception seeking approval of certain existing signs in connection with the operation of the existing shopping center, in accordance with Petitioner's Exhibit 1, be and is hereby GRANTED; and,

IT IS FURTHER ORDERED that the Petition for Variance seeking relief from the Baltimore County Zoning Regulations (B.C.Z.R.) as follows: From Section 409.2.b.(3), (4), (5), and (6), to permit 721 parking spaces in lieu of the required 911 spaces; from Section 413.2.E to permit two existing double-faced shopping center identification signs, one of 360 sq.ft. (Sign A) and one of 160 sq.ft. (Sign D), both in lieu of the maximum permitted 150 sq.ft.; from Section 413.2.F to permit three (3) "other business signs" of 140 sq.ft. each, or 420 sq.ft. total, in lieu of the maximum permitted 100 sq.ft. (existing Sign B and proposed Signs O and P); and from Section 413.1.E to permit four (4) existing directional signs, all of which exceed 15 sq.ft., and three of which are illuminated, as One single-faced illuminated sign of 36 sq.ft. (Sign E), one follows: single-faced illuminated sign of 32 sq.ft. (Sign F), one double-faced illuminated sign of 36 sq.ft. (Sign G), and one double-faced, non-illuminated sign of 23 sq.ft. (Sign H), in accordance with Petitioner's Exhibit 1. be and is hereby GRANTED, subject to the following restrictions:

- 1) The Petitioners may apply for their building permit and be granted same upon receipt of this Order; however, Petitioners are hereby made aware that proceeding at this time is at their own risk until such time as the 30-day appellate process from this Order has expired. If, for whatever reason, this Order is reversed, the relief granted herein shall be rescinded.
- 2) Landscaping of the proposed buildings shall be in compliance with the Landscape Manual for Baltimore County.
- 3) When applying for a building permit, the site plan and/or landscaping plan filed must reference this case and set forth and address the restrictions of this Order.

LAWRENCE E. SCHMIDT Zoning Commissioner for Baltimore County

LES:bjs

### Baltimore County Government Zoning Commissioner Office of Planning and Zoning



Suite 112 Courthouse 400 Washington Avenue Towson, MD 21204

(410) 887-4386

November 29, 1995

Michael E. Marino, Esquire 609 Bosley Avenue Towson, Maryland 21204

RE: PETITIONS FOR SPECIAL EXCEPTION AND VARIANCE SE/Corner Security Boulevard and Brookdale Road (Chadwick Manor Shopping Center)
1st Election District - 1st.Councilmanic District Chadwick Manor Shopping Center - Petitioner Case No. 96-106-XA

Dear Mr. Marino:

Enclosed please find a copy of the decision rendered in the above-captioned matter. The Petitions for Special Exception and Variance have been granted in accordance with the attached Order.

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 Zoning Administration and Development Management office at 887-3391.

Very truly yours,

LAWRENCE E. SCHMIDT Zoning Commissioner

for Baltimore County

LES:bjs

cc: Mr. Anthony J. Mierzwicki, Chadwick Manor Shopping Ctr., J.V., 920 Providence Road, Baltimore, Md. 21286

People's Counsel

Pile



## **Petition for Special Exception**

### to the Zoning Commissioner of Baltimore County

for the property located at

CHADWICK MANOR SHOPPING CENTER Southeast Corner of Security Boulevard and Brookdale Road

which is presently zoned

BL-CNS DR.5.5

This Petition shall be filed with the Office of Zoning Administration & Development Management.

The undersigned, legal owner(s) of the property situate in Baltimore County and which is described in the description and plat attached hereto and made a part hereof, hereby petition for a Special Exception under the Zoning Regulations of Baltimore County, to use the transfer exception and plat attached hereto and made a part hereof, hereby petition for a Special Exception under the Zoning Regulations of Baltimore County, to use the transfer exception and plat attached hereto and made a part hereof, hereby petition for a Special Exception under the Zoning Regulations of Baltimore County, to use the

certain existing signs in connection with the operation of an existing shopping center all more particularly set forth on the attached Schedule A

Property is to be posted and advertised as prescribed by Zoning Regulations.

I, or we, agree to pay expenses of above Special Exception advertising, posting, etc., upon filing of this petition, and further agree to and are to be bound by the zoning regulations and restrictions of Baltimore County adopted pursuant to the Zoning Law for Baltimore County

			I/We do solemnly declare and a legal owner(s) of the property wi			
Contract Purchaser/Lessee			Legal Owner(s)			
			CHADWICK MANOR Maryland joint	SHOPPING venture	CENTE	R, a
(Type or Print Name)		<del></del>	(Type or Print Name)	-	·	
Signature			Signature			
			Anthony J. Mier	zwicki		<del></del> .
Address			(Type or Print Name)	DRECTOR	of Jen	veldpmau.
City	State	Zipcode	Signature	·		
,			920 Providence	Road	(410)	823-0637
Attorney for Petitioner			Address		P	hane No
Michael E. Marino,	Esquire		Baltimore, Mary	land 21	286	
(Type or Print Name) Willer	m-		City Name, Address and phone rum		tate se to be contr	Zipcoce nated
Signature		•	Name			
609 Bosley Avenue	(410) 821-6	622	Mario			
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#### SPECIAL EXCEPTION

SPECIAL EXCEPTION TO PERMIT FOUR (4) OUTDOOR ADVERTISING SIGNS IN A BL ZONE, WITH THE FOLLOWING VARIANCES FROM THE BALTIMORE COUNTY ZONING REGULATIONS: SECTIONS 413.3.B (100-FOOT SETBACK TO A DUAL-LANE HIGHWAY); 413.3.C. (10-FOOT SETBACK TO A RIGHT-OF-WAY LINE); 413.3.D. (100-FOOT SETBACK TO AN INTERSECTION INVOLVING A DUAL HIGHWAY; 50-FEET FROM ANY OTHER INTERSECTION); AND 413.3.F. (MINIMUM 100-FOOT SPACING BETWEEN OUTDOOR ADVERTISING SIGNS ON AN IMPROVED COMMERCIAL PROPERTY); AS FOLLOWS:

### SIGN 'C':

413.3.B.: LESS THAN ONE FOOT IN LIEU OF 100 FEET 413.E.C.: LESS THAN ONE FOOT IN LIEU OF 10 FEET 413.3.D.: LESS THAN ONE FOOT IN LIEU OF 100 FEET 413.3.F.: +/- 15 FEET IN LIEU OF 100 FEET

#### SIGN 'J':

413.3.C. : LESS THAN ONE FOOT IN LIEU OF 10 FEET

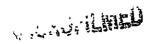
#### SIGN 'K':

413.3.C.: +/- 5 FEET IN LIEU OF 10 FEET 413.3.D.: +/- 5 FEET IN LIEU OF 50 FEET

### SIGN 'L':

413.3.B. : LESS THAN ONE FOOT IN LIEU OF 100 FEET 413.2.C. : LESS THAN ONE FOOT IN LIEU OF 10 FEET 413.3.D. : LESS THAN ONE FOOT IN LIEU OF 100 FEET 413.E.F. : +/-15 FEET IN LIEU OF 100 FEET

HADWICK/VARIANCES/D11/SAM/gf1/518





**JADER RECEIVED** 

# Petition for Variance

### to the Zoning Commissioner of Baltimore County

for the property located at

CHADWICK MANOR SHOPPING CENTER Southeast Corner of Security Boulevard and Brookdale Road

which is presently zoned

BL-CNS DR.5.5

This Petition shall be filed with the Office of Zoning Administration & Development Management.

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

SEE ATTACHED SCHEDULE "A"

of the Zoning Regulations of Baltimore County, to the Zoning Law of Baltimore County, for the following reasons: (indicate hardship or practical difficulty) The property and/or improvements thereon are unique and without the requested variances, the subject property is not capable of being developed as contemplated, thereby creating practical difficulty or hardship with regard to developability. The granting of this variance will not result in injury to public health, safety or welfare.

Property is to be posted and advertised as prescribed by Zoning Regulations.

I, or we, agree to pay expenses of above Variance advertising, posting, etc., upon filing of this petition, and further agree to and are to be bound by the zoning regulations and restrictions of Baltimore County adopted pursuant to the Zoning Law for Baltiman County

		legal owner(s) of the property which is the subje	
Contract Purchaser/Lessee		Legal Cymer(s) CHADWICK MANOR SHOPPII	NG CENTER, a
		Maryland joint venture	
(Type or Print Name)		(Type or Print Name)	
Signature	<del></del>	Signature	<del></del>
Address	<u> </u>	Anthony J. Mierzwicki	<del></del>
AGORES		(Type or Print Name) TARKATOR	06 DEVELOPMENT
C: v State	Zipcode	Signature	
Attorney for Petitioner			
Michael E. Marino, Esquire	2	920 Providence Road	(410) 823-0637
(Type or Print Name) Wil Surv	<del>-</del>	Address	Phone No.
1 Shi was		Baltimore, Maryland 2	1286
William		City	State Ziocode
Signature		Name Address and phone number of represent	
609 Bosley Avenue (410)	821-6633		
Address Phone	No	Name	
Sowson, Maryland 21204			
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Lt -Order- / 8/24(0) 1000

CASE NO. 2020-0009 A

### CHECKLIST

Comment Received	<u>Depa</u>	<u>rtment</u>			Conditions/ Comments/ No Comment
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PEOPLE'S COU	NSEL COMMENT LE	TTER Yes		No 🗸	
Comments, if any	1				

### **Debra Wiley**

From:

Robinson, Drew <CARobinson@Venable.com>

Sent:

Friday, August 21, 2020 11:48 AM

To:

Administrative Hearings

Cc:

Donna Mignon; Kristen L Lewis; Debra Wiley; Karceski, David H.

Subject:

Attachments:

Exhibits - 2020-0069-A Jack Stone Sign Case 7111 Security Boulevard

Petitioner Exhibit 1 - Site Plan.pdf; Petitioner Exhibit 2 - Warfield CV.pdf; Petitioner Exhibit 3A - Aerial.pdf; Petitioner Exhibit 3B - Aerial (Wide).pdf; Petitioner Exhibit 4 - Site

Photos and Location Map.pdf; Petitioner Exhibit 5 - CRG Plan.pdf

**CAUTION:** This message from CARobinson@venable.com originated from a non Baltimore County Government or non BCPL email system. Hover over any links before clicking and use caution opening attachments.

Donna,

Please find attached the petitioner's 6 exhibits (there is a 3A and 3B, so 6 total) for Case No. 2020-0069-A (7111 Security Boulevard). We have also marked each with a digital exhibit sticker. Let us know if you have any questions.

Could you please also send over all ZAC comments, and let us know if anyone else has signed up to speak (other than those we requested)?

Thanks in advance for your assistance. Have a good weekend.

Best,

Drew

C. Andrew Robinson, Esq. | Venable LLP t 410.494.6279 | f 410.821.0147 | m 443.600.0302 210 W. Pennsylvania Avenue, Suite 500, Towson, MD 21204

CARobinson@Venable.com | http://secure-

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\*

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8/24 @ 11 Am 2020-0069-A

### **Debra Wiley**

From:

Donna Mignon

Sent:

Wednesday, August 19, 2020 2:27 PM

To:

Debra Wilev

Cc:

Kristen L Lewis; Robinson, Drew; Karceski, David H.

Subject:

FW: Case No. 20-69-A

Hi Deb.

Please see below. please add the following participant to this hearing, Thank you.

Donna

From: Robinson, Drew < CARobinson@Venable.com>

Sent: Wednesday, August 19, 2020 2:21 PM

To: Kristen L Lewis <klewis@baltimorecountymd.gov>

Cc: Donna Mignon <a href="mailto:com/">cc: Donna Mignon <

Subject: Case No. 20-69-A

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Kristen,

Could you please add Wesley Spikberg as a participant for Monday's 11am hearing for 7111 Security Boulevard? It is case number 2020-0069-A.

Wesley Spikberg

Wspikberg@deloitte.com

Please let me know if you need any other information for this request.

Thanks,

Drew

C. Andrew Robinson, Esq. | Venable LLP t 410.494.6279 | f 410.821.0147 | m 443.600.0302 210 W. Pennsylvania Avenue, Suite 500, Towson, MD 21204

CARobinson@Venable.com | www.Venable.com

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transmission and delete the message without copying or disclosing it.

### Panelist List

Name	Email address	Phone number	Time Zone	Language	Locale
Donna Mignon (Alternate Host)	dmignon@baltimorecountymd.gov	1-	New York Time	English	Ų.S.
Henry Ayakwah (Alternate Host)	hayakwah@baltimorecountymd.gov	1-	New York Time	English	U.Ş.
Paul Mayhew (Alternate Host)	pmayhew@baltimorecountymd.gov	1-	New York Time	English	U.S.
David H. Karceski	dhkarceski@venable.com	1-	New York Time	English	U.S.
Wesley Snikhera	wspikberg@deloitte.com	1-	New York Time	English	U.S.



### Panelist List

Email address	Phone number	Time Zone	Language	Locale
dmignon@baltimorecountymd.gov	1-	New York Time	English	U.S.
hayakwah@baltimorecountymd.gov	1-	New York Time	English	U.S.
pmayhew@baltimorecountymd.gov	1-	New York Time	English	U.S.
dhkarceski@venable.com	1-	New York Time	English	U.S.
carobinson@venable.com	1-	New York Time	English	U.S.
justin@jackstonesigns.com	1-	New York Time	English	U.S.
steve.warfield@matiswarfield.com	1-	New York Time	English	U.S.
wspikberg@deloitte.com	1-	New York Time	English	U.S.
	dmignon@baltimorecountymd.gov hayakwah@baltimorecountymd.gov pmayhew@baltimorecountymd.gov dhkarceski@venable.com carobinson@venable.com justin@jackstonesigns.com steve.warfield@matiswarfield.com	dmignon@baltimorecountymd.gov 1- hayakwah@baltimorecountymd.gov 1- pmayhew@baltimorecountymd.gov 1- dhkarceski@venable.com 1- carobinson@venable.com 1- justin@jackstonesigns.com 1- steve.warfield@matiswarfield.com 1-	dmignon@baltimorecountymd.gov 1- New York Time hayakwah@baltimorecountymd.gov 1- New York Time pmayhew@baltimorecountymd.gov 1- New York Time dhkarceski@venable.com 1- New York Time carobinson@venable.com 1- New York Time justin@jackstonesigns.com 1- New York Time steve.warfield@matiswarfield.com 1- New York Time	dmignon@baltimorecountymd.gov 1- New York Time English hayakwah@baltimorecountymd.gov 1- New York Time English pmayhew@baltimorecountymd.gov 1- New York Time English dhkarceski@venable.com 1- New York Time English carobinson@venable.com 1- New York Time English justin@jackstonesigns.com 1- New York Time English steve.warfield@matiswarfield.com 1- New York Time English



### **Donna Mignon**

F	r	_	r	n	
· II		v		11	•

Robinson, Drew < CARobinson@Venable.com>

Sent:

Monday, August 24, 2020 9:50 AM

To:

Kristen L Lewis; Administrative Hearings; Debra Wiley; Donna Mignon

Cc:

Karceski, David H.

Subject:

RE: Case No. 20-069-A Hearing Invites

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All,

Please also resend to:

Wesley Spikberg

Wspikberg@deloitte.com

Thanks,

Drew

From: Robinson, Drew

Sent: Monday, August 24, 2020 9:48 AM

To: Kristen L Lewis <klewis@baltimorecountymd.gov>; Administrativehearings@baltimorecountymd.gov; Debra Wiley

<dwiley@baltimorecountymd.gov>; 'Donna Mignon' <dmignon@baltimorecountymd.gov>

Cc: Karceski, David H. < DKarceski@Venable.com>

Subject: Case No. 20-069-A Hearing Invites

Kristen/Debbie/Donna,

Could you please resend the participant invitations for this morning's 11am hearing? Some of the participants either have not received the invitation or cannot locate it. Thanks!

Steve Warfield

Steve.warfield@matiswarfield.com

Justin Wyman

justin@jackstonesigns.com

David Karceski

dkarceski@venable.com

**Drew Robinson** 

carobinson@venable.com

Thanks.

Drew

C. Andrew Robinson, Esq. | Venable Lint 410.494.6279 | f 410.821.0147 | m 443.600.0302 210 W. Pennsylvania Avenue, Suite 500, Towson, MD 21204

CARobinson@Venable.com | http://secure-web.cisco.com/1vlfkL9MJon-

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\*

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From:

Robinson, Drew <CARobinson@Venable.com>

Sent:

Monday, August 24, 2020 9:48 AM

To:

Kristen L Lewis; Administrative Hearings; Debra Wiley; Donna Mignon

Cc:

Karceski, David H.

Subject:

Case No. 20-069-A Hearing Invites

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Kristen/Debbie/Donna,

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Steve Warfield

Steve.warfield@matiswarfield.com

Justin Wyman

justin@jackstonesigns.com

David Karceski

dkarceski@venable.com

**Drew Robinson** 

carobinson@venable.com

Thanks,

Drew

C. Andrew Robinson, Esq. | Venable LLP t 410.494.6279 | f 410.821.0147 | m 443.600.0302 210 W. Pennsylvania Avenue, Suite 500, Towson, MD 21204

CARobinson@Venable.com | http://secure-

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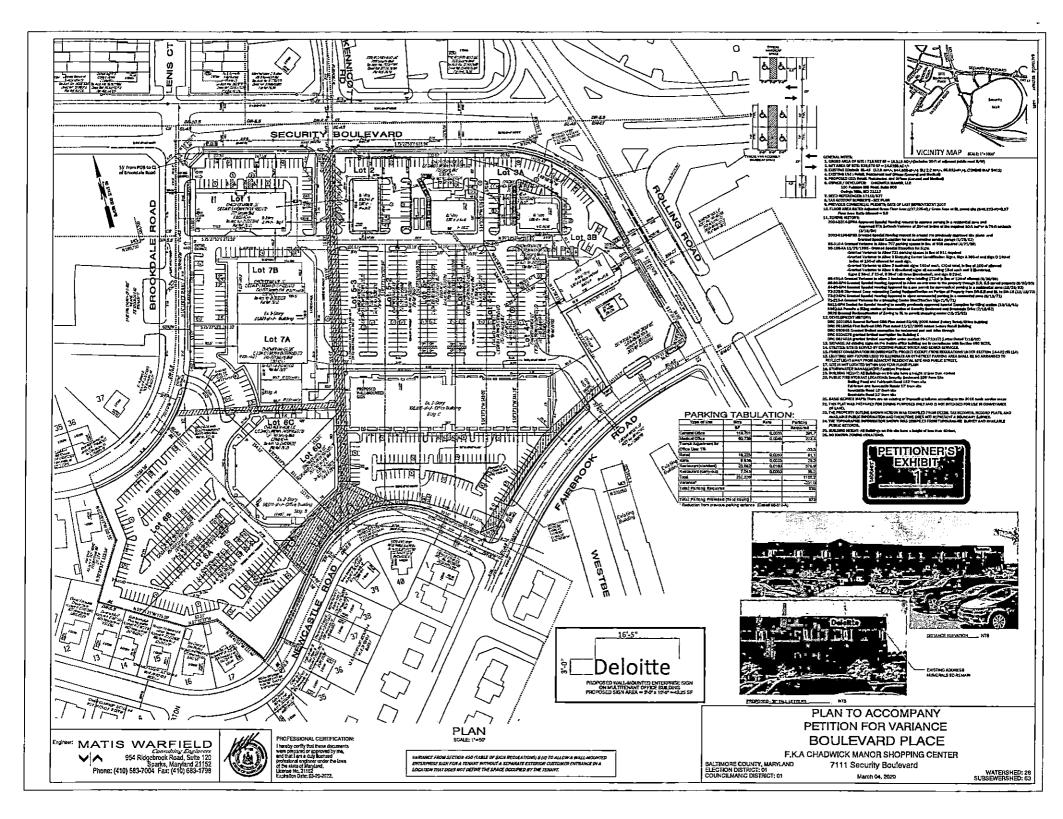




### Real Property Data Search

### Search Result for BALTIMORE COUNTY

View Map	View GroundRent Re	edemption	Vi	ew GroundRent Registr	ation
Special Tax Recapture	: None			5	
Account Identifier:	District - 01 Accoun	nt Number - 250001226	60	N	
		Owner Information	1		
Owner Name:	CHADWICK MANOR C/O DAVID S BROV LTD		Use: Principal Residence:	COMMERCIAL NO	
Mailing Address:	PO BOX 548 100 PAINTERS MILI OWINGS MILLS ME		Deed Referen	ce:	
		ocation & Structure Info			
Premises Address:	7103 SECURITY BL BALTIMORE MD 21		Legal Descrip	tion: 0.8314 AC 7103-7135 SEC SSR BOULEVARD PI	
Map: Grid: Parcel:	Neighborhood: Subdivi	ision: Section: Blo	ck: Lot: Ass	essment Year: Plat No	):
0094 0005 0175	30000.04 9493		5-1 202	1 Plat Re	f: 0079/0493
Town: None					
Primary Structure Built	t Above Grade Living	Area Finished Bas	sement Area	Property Land Area 0.8300 AC	County Use
Stories Basement	Type Exterior Quali	ty Full/Half Bath	Garage La	st Notice of Major Impro	vements
		Value Information			
	Base Value	Value		se-in Assessments	
		As of 01/01/2018	As 0	The state of the s	/2021
Land:	900,400	900,400	0770	7172020 07701	72021
Improvements	1,591,600	1,591,600			
Total:	2,492,000	2,492,000	2,49	2,000	
Preferential Land:	0				111
		Transfer Informatio	n	Proc. of	
Seller:		Date:		Price:	
Type:		Deed1:		Deed2:	
Seller:		Date:		Price:	
Type:		Deed1:		Deed2:	
Seller:		Date:		Price:	
Type:		Deed1:		Deed2:	
Partial Exempt	Class	Exemption Informati	07/01/2020	07/01/2021	
Assessments:				3770172021	
County:	000		0.00		
State:	000		0.00		
Municipal:	000		0.00	0.00	
Special Tax Recapture		amostond Application Int	formation		
Homestead Application		omestead Application Int	IUIIIIauOII		
		ners' Tax Credit Applica	tion Information		
	1101110088	men and an active transfer of	Date and Indianoli		



### Stephen A. Warfield, P.E.

10540 York Road, Suite M Hunt Valley, Maryland 21030 (410) 683-7004



### **Professional Registration**

Registered Professional Engineer - Civil Engineering 1995 - Maryland P.E. # 21162

#### Education

B.S. Civil Engineering - 1990 - University of Maryland, College Park Master of Environmental Engineering - 1994- Johns Hopkins University

### **Professional Experience**

12/94-Present

Matis Warfield, Inc.; 10540 York Road, Suite M; Hunt Valley, Maryland 21030: Currently employed as a principal at Matis Warfield, Inc. Responsible for civil engineering services for the development community. Responsibilities include; planning, design, development, and permitting for site development projects. Responsibilities include; feasibility studies, concept plans, development plans, zoning plans, expert witness testimony, floodplain studies, open channels, stormwater management facilities, storm drain systems, erosion and sediment control plans, highways, pumping stations, utilities, specification development, cost estimating, grading, alternatives analysis, critical area analysis, project management, marketing, administration, client relations, etc.

5/91-12/94

Gannett Fleming, Inc.; Suite 200; East Quadrangle; The Village of Cross Keys; Baltimore, Maryland 21210: Supervisors: Fred Wagner-Project Manager, and Dave Ross-Office Manager

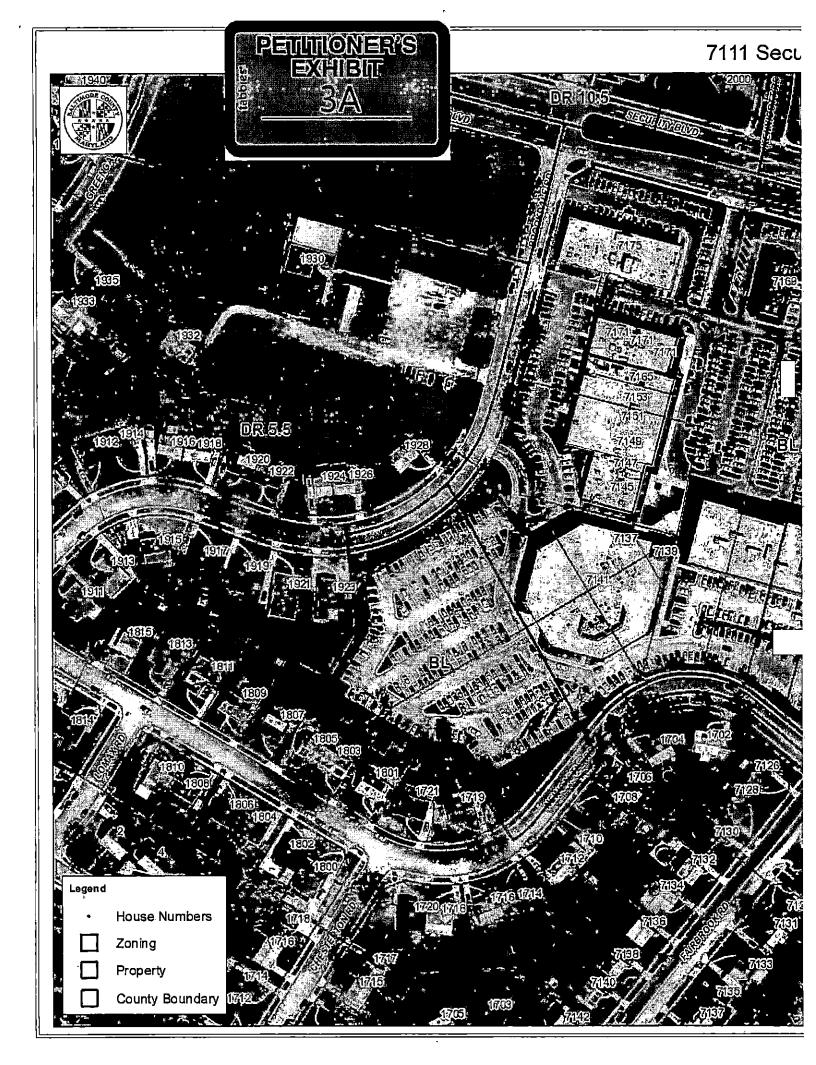
Employed as a project engineer by Gannett Fleming, Inc., Baltimore Maryland. Responsible for design and specification development for water treatment plant process design, wastewater treatment plant process and site design, pumping station design, open channel design, stormwater management design, erosion and sediment control design, drainage studies, alternatives analysis, and highway designs.

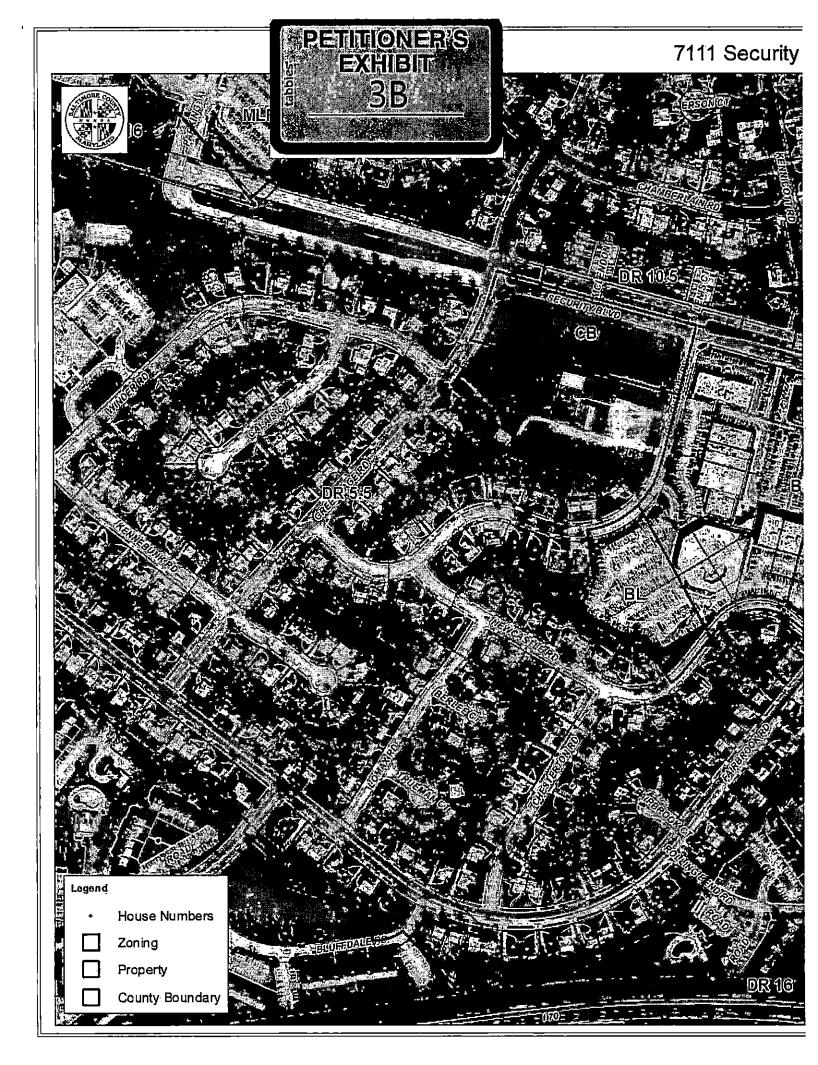
6/90-5/91

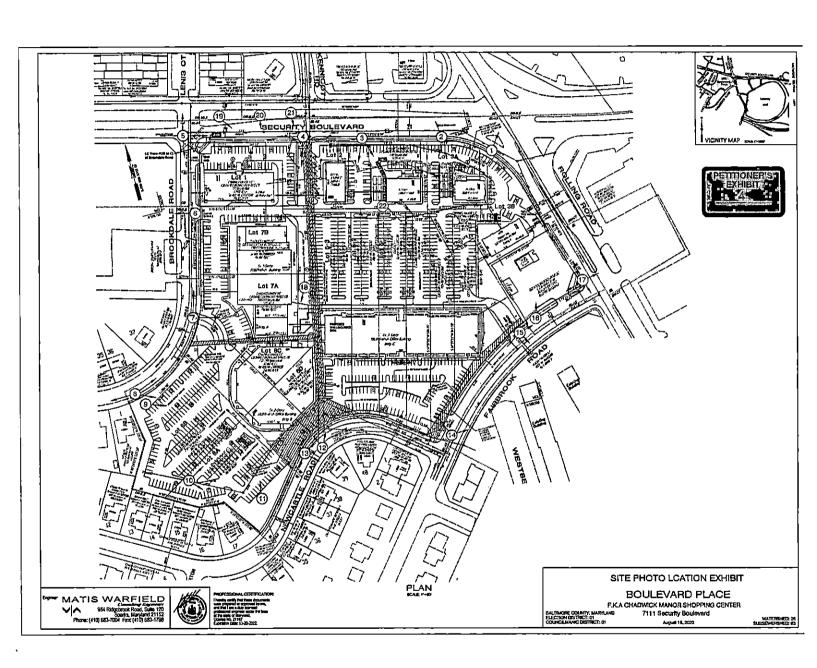
George William Stephens, & Associates, Inc.; 658 Kenilworth Drive; Towson, Maryland 21204: Supervisor: Tapobrata Chakrabarti, Partner Employed as a design engineer by George William Stephens Jr. & Associates, Inc., Towson, Maryland. Performed floodplain studies, designed stormwater management facilities, and designed open channel flow systems for residential, commercial, and industrial development projects. Responsibilities also included development of computer programs to aid stormwater management design.

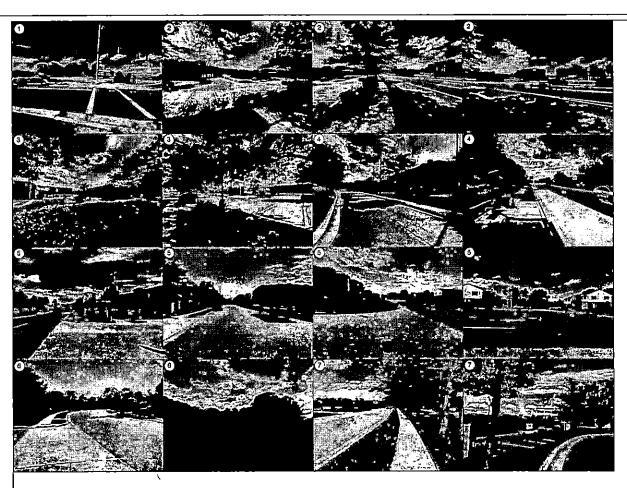
#### **Professional Affiliations**

Baltimore County Engineers Association Home Builders Association of Maryland Maryland Society of Professional Engineers











SITE PHOTO LCATION EXHIBIT

BOULEVARD PLACE
F.K.A CHADWICK MANOR SKOPPING CENTER
WIG 7111 Security Boulevard
II August 16, 2020

