PETITION FOR ZONING VARIANCE FROM AREA AND HEIGHT REGULATIONS

TO THE ZONING COMMISSIONED OF BALTIMORE COUNTY.

William A. Schulte and Frances J. Schulte
I. or we. legal owner Rof the property situate in Baltimore
County and which is described in the description and plat situated hereto and made a part hereo.

hereby petition for a Variance from Section __235.3 (232.3b) to permit a

rear setback of 12 feet in lieu of the required 20 feet

of the Zoning Regulations of Baltimore County, to the Zoning Law of Baltimore County; for the following reasons: (indicate ha.dship or practical difficulty)

The building plans were drawn and finalized before the

4-21-71 9.14

79-29-H

1 221

Property is to be posted and advertised as prescribed by Zoning Regulations. 1, or ve, agree to pay expenses of above Variance advertising, posting, etc., upon filing of this likes, and further agree to and are to be bound by the soning regulations and restrictions of imcree County adopted pursuant to the Zoning Law For-Baltimoge County.

Windlam A Spruted to Frances J. Schulte Legal Owner s 716: Ritchie Highway

10 Light Street, Suite 2650

, 197 8., that the subject matter of this petition be advertised, as

Deputy Zoning Commissioner of Balt nor County

George J. Martinak Deputy Zoning Commissioner

July 26, 1978

Mr. William A. Schulte Premier Chevrolet, Inc. Belair and Bradshaw Roads

> RE: Building Permit No. 01978 Premier Chevrolet, Inc. Belair and Bradshaw Roads 11th Election District

Dear Mr. Schulte:

Reference is made to your letter of July 12, 1978, requesting that this office waive the requirements for privacy slate within the six foot high chain link fence to be erected on the subject property.

Please be advised that this office will waive the requirements for the slats within the fence on the condition that no automobiles in need of repairs be stored within the fenced area.

If you have any further questions regarding this matter, please desitate to contact either Mr. James E. Dyer, Zoning Supervisor, or

Very Fuly yours, Zohind Commissioner

GJM:JED:nr

cc: Mr. S. Eric DiNenna Zoning Commissione

Mr. James E. Dver

RE: PETITION FOR VARIANCE SE corner &chair Rd. & Jerusalem Rd., 11th District

: BEFORE THE ZONING COMMISSIONED OF BALTIMORE COUNTY

WILLIAM A. SCHULTE, et ux, Petitioners : Case No. 79-29-A

ORDER TO ENTER APPEARANCE

Pursuant to the authority contained in Section 524.1 of the Baltimore ounty Charter, I hereby enter my appearance in this proceeding. You are requested to notify me of any hearing date or dates which may be now or hereafter designated therefore, and of the passage of any preliminary or final Order in connection therewith.

Peter Max Zimmerman Deputy People's Counsel

John Tel Hessiamitt John W. Hessian, III People's Counsel County Office Buildin wson, Maryland 21204 4-2188

I HEREBY CERTIFY that on this 14th day of July, 1978, a copy of the aforegoing Order was mailed to George W. McManus, Jr., Esquire and James L. Mayer, Esquire, 10 Light Street, Suite 2650, Baltimore, Maryland 21202, 4ttorney for Patitioner.

John W. Hessian, III



BALTIMORE COUNTY, MARYLAND

INTER-OFFICE CORRESPONDENCE

5. Eric Di Nenna, Zoning Commissioner Date July 26, 1978

Leslie H. Graef, Director of Planning

Petition *79-29-A. Petition for Variance for a rear yard setback

Southeast corner of Belair Road and Jerusalem Road Petitioner - William A. Schulte and Frances J. Schulte

11th District

HEARING: Monday, August 7, 1978 (1:00 P.M.)

if granted, it is requested that compliance with the landscaping shown on the petitioner's plat be made a condition of the order.

LHG:JGH:rw



September 8, 1978

James L. Mayer, Esquire 10 Light Street, Suite 2650 Baltimore, Maryland 21202

> RE: Petition for Variance SE/corner of Belair and Jerusalem Roads - 11th Election District William A. Schulte, et ux -NO. 79-29-A (Item No. 221)

Dear Mr. Mayer:

I have this date passed my Order in the above referenced matter, cordance with the attached.

Attachmente

cc: Mr. Richard Colgan P.O. Box 87 ningsville, Maryland 21087

John W. Hessian, III, Esquire

FRANK S. LEE

Pobruary 28, 1978

Premier Chevrolet
Belcir Road and Jerusloum Road
lith District Baltimore County, Earyland

Beginning for the sume at the intersection of the southeast, side of Belair Road with the center line of 'erualeur Road, and thente running and binding on the southeast side of Belair Road by a line curving to the right with a radius of 2143.46 foet for a distance of 80 feet more or lee, thence leaving Belair Road for, four lines of division as follows: South 35 degrees 56 minutes Wast 145.30 feet, North 52 degrees 07 minutes East 97.22 feet, South 36 degrees 15 minutes East 30.15 feet and North 80 degrees 27 minutes East 71.25 feet to the center of Bradshaw Bond, thence running and binding on the center of Bradshaw Road North 4 degrees 56 minutes East 76.48 feet nors or less, thence leaving Bradchaw Road for, four lines of division as follows: South 84 degrees 39 minutes 40 seconds East 130:20 feet more of less, North 5 degrees 20 minutes has 157.62 feet, South 69 degrees 30 minutes less 157.62 feet, South 69 degrees 30 minutes 10 seconds West 40 feet and North 77 degrees 17 minutes 20 seconds West 103.25 feet more or less to the center of Bradshaw Road, thence running and binding on the center of Bradchaw Road North 4 degree 56 pinutes East 90.87 feet more or less to the center of Jerusleum Hos and thence running and binding on the center of Jerusleum Hoad South 54 degrees 26 minutes West 292.42 feet to the place of beginning.

Containing 2,40 acres of land more or lens.

BALTIMORE COUNTY

ADVISORY COMMITTEE



EVALUATION COS

James L. Mayer, Esquire Baltimore, Maryado IMORE COUNTY OFFICE OF PLANNING & ZONING Mr. Frank Lee 1277 Neighbors Avenue Baltimore, Maryland 21237

County Office Building 111 W. Chesapeake Ave. Towson, Maryland 21204

Your Petition has been received and accepted for filing

S. ERIC DINENNA

BALTIMORE COUNTY ZONING PLANS ADVISORY COMMITTEE

Chairman

Bureau of

Department of Traffic Engineering

State Foads Commis

Dureau of

Health Departmen

wilding Department

seard of Education

Inning Majoistra

Industrial Development

James L. Mayer, Esquire 10 Light Street Suite 2650 Baltimore, Maryland 21201

> RE: Variance Petition Item No. 221 Petitioner - Schule

July 27, 1978

Dear Mr. Mayers

The Zonine Plans Advisory Committee has reviewed the plans submitted with the above referenced polition and has made an on- c field inspection of the property. The following comments are not intended to indicate the appropriateness of the zoning action are not intended to inducte the appropriateness of the zoning action requested, but to assure that all parties are made aware of plans or problems with regard to the development plans that may have a bearing on this case. The Director of Planning may file a written report with the Zoning Commissioner with recommendations as to the suitability of the requested zoning.

Located at the triangle formed by the intersections of Belair, Jerusalem and Bradshaw Roads in the 11th Election District, this B. M. zoned property is presently improved with the facilities of a new/used car dealership. Residential properties abut this site to the southwest, shile the Kinesville Armory, a bank and additional property, owned by your client and proposed to be utilized for the storage of cars, exist to the north, northeast and east, respectively.

This petition originated as a result of your client's proposal to construct an addition to the rear of the existing building along Bradshaw Road within 12' of the rear property one in lieu of the required 20 feet. This 20 post rear setback was requied because a small portion of the This 20 iont rear actack was required because a small portion of the property is traversed by residential soming. In his come to my attention property is traversed by residential soming. In his come to my attention acre parcel to the south and abutting the subject property. Since this is the case, this patition would not be requi- off if the deeds for these two properties were combined. After our selephone conversation concerning this possibility, I was decided that the Variance would be the best procedure to follow.

Mr. Mayer Page 2 July 27, 1978

For your own information there has been some inquiry as to whether the proposed "white pine" screening along the westerly property line will comply with Section 409, 2.c of the Baitimore Gounty Zening Regulations. J suggest that at time of the scieduled hearin you be prepared to verify that "hir proposed screening will satisfy the requirements of this Section.

Since the comments from the Health Department were written prior to the understanding that the southerly property was accounted by your client, it is my suggestion that yo pe sonally contact Mr. Robert Powell, at 494-2762, in order to determine whether any problem will arise with the future sewerage dis josal system. Particular attention should be afforded to all comments of the Department of Traffic Engineering as well as those of the Department of Permits

If this petition is granted and at the time of application for the necessary building permits, the site plan must be revised to indicate that the Variance is for a rearyard setbrck and not sideward as indicated on submitted site plan, as well as indicating that 75 spaces

This petition is accepted for filing in the date of the enclosed filing certificate. Notice of the hearing date and time, which will be held not less than 30 nor more than 90 days after the date on the filing certificate, will be forwarded to you in the near future.

> Very truly yours Nuloles & Commodan

NICHOLAS B. COMMODARI Chairman Zonir / Plans Advisory Committee

NBC:smr

Mr. Frank Lee 1277 Neighbors Avenu Baltimore, Maryland 21237



May 4, 1978

Mr. S. Eric DiNenna Zoning Commissioner County Office Bldg. Towson, Md. 21204

Attention: Mr. N. Commodari

Re: Z.A.C. Meeting, April 18, 1978
Item: 221
Property Owner: William A. 6 Frances
J. Schulz
Location: SE/C Belair Road 6 Jerusaiem
(Kr. 330)
Existing Zoning: Dair, C.R.
Propose: Zoning: Dair, C.R.
Propose: Zoning: Carrier setaback of 12'
in lieu of the required
Acres: 2.40

Acres: 2.40 District: 11th

Dear Mr. DiNenna:

with he existing entrance from Jerusalem Road at the intersection with helair Road is of insufficient width to herve the facility. The helair Road is of insufficient width to herve the facility. The control of the research of the research

The entrance at the intersection of Belair Road is in an undesirable location due to its being within the intersection. The state of th

The plan must be revised prior to the hearing.

CL:JEM:d:

Very truly yours. Charles Lee, Chief Bureau of Engineering Access Permits

Byl John E. Meyers

P.O. Box 717 / 300 West Preston Street, Baltimore, Maryland 21203

TOWSON, MAR /LAND 2120

ORDER F

July 11, 1978

Zoning Commissions County Office Buil

Item \$221 (1977-1978)
Property Owner: William A. & Frances J. Schulte
5/8 Dor. Belair 201. 6 Jerusalem pd.
Listing Zening: B.M.-C.R.
Proposed Zening: Variance to passit a rear setback of 12'
in lieu of the required 20'.
Acress 2.40 district: 11th

The following comments are furnished in regard to the plat submitted to this office for review by the Zoning Advisory Committee in connection with the subject item.

Relair Road (U.S. 1) and Jerusalem Road along the frontage of this site, are State Roads; therefore, all improvements, intersections, entrances and drainage requirements as they affect these roads one under the jurisdiction of the Ramyland State lighway Administration. Any utility construction within the State Road right-of-way will be of Ballionco Country.

Highway right-of-way widening, including any necessary revertible easements for slopes will be required in connection with any grading or building permit application.

The entrance locations are subject to approval by the Department of Traffic Engineering, and shall be constructed in accordance with Baltimore County Standards

Sediment Control:

Development of this property through stripping, grading and stabilization could result in a sediment pollution problem, damaging private and public buildings Nowautream of the progarty. A grading permit is, therefore, necessary for all grading, including the stripping of top soil.

Item '221 (1977-1978) Property Owner: William A. & Frances J. Schulte Page 2 July 11, 1978

Provisions for accommodating storm water or drainage have not been indicated on the submitted plan.

The Petitioner must provide necessary drainage facilities (temporary or permanent for prevent creating any muisances or damages to adjacent properties, especially by the concentration of surface waters. Correction of any problem which may result, due to improper grading or improper installation of drainage facilities, would be the full

Water and Sanitary Sewer:

Storm Drains.

Rublic water supply and sanitary severage are not available to serve this property, which is utilizing private omsite facilities. This property is within the Baltimore County Metropolitan District, and beyond the Urban-Paral Demacation Lime. The County Meter and Severage Plans, W-17B and S-17P. as amended, indicate "Planned Service" in this area in 6 to 10 years.

Extended A Cori / se mo ELLSWORTH .. DIV"R, P.E. Chief, Bureau of Engineering

END: EAM: FWR: SE

cc: J. Trenner

Q-NE Key Sheet 55 & 56 NE 38 Pos. Sheets NE 14 J Topo 55 Tax Map



June 7, 1978

Mr. Fric S. DiNenna, Zaning Commiss Zaning Advisory Committee Office of Planning and Zaning Baltimore County Office Building Towson, Maryland 21204

Dear Mr. DiNenna

Comments on Item *221, Zoning Advisory Committee Meeting, April 18, 1978, are as follows:

Property Owner: William A and Frances J. Schulte Location SE/C beloir Road and Jerusaleir Road
Existing Zoning: B.M.-C. R.
Proposed Zoning: Varione to permit a rear setback of '2' in lieu of the required 20'

This office has reviewed the subject petition and offers the following comments. These comments are not intended to indicate the appropriate iess of the zoning in quest'on, but are to assure that all parties are made aware of plans or prolifers with regard to development plans that may have a

This plan has been reviewed and there are no site-planning factors requiring comment.

Very truly yours,

John Levibles John L. Wimbiey



DONALD J. HOOP, M.D., M.P.H. DEPUTY STATE AND COUNTY HEALTH OFFICER

May 17, 1978

Mr. S. Eric DiNenna Office of Planning and Zoning County Office Building Towson, Maryland 21204

Comments on Item #221, Zoning Advisory Committee Meeting, April 18, 1978, are as ft down:

William A. & Frances J. Schulte SE/C Belair Ed. & Jerusales Ed. B.M.-C.R. Variance to permit a rear setback of 12' in lieu of the required 20'. 2.10

The proposed storage addition (7200 sq. ft.) will decrease the area available for future sewage disposal system expansion, therefore another area must be reserved for this purpose. Scil tests will be required in the relocated area prior to approval of a building permit.

The construction of the proposed showroom (2750 sq. ft.) will not interfere with the location of either the soptic system or well, therefore no health hazards are anticipated.

Very truly yours. Otomy d. Donni

THID/THP/fthe

Thomas H. Devlin, Director BURRAU OF ENVIRONMENTAL SERVICES



June 22, 1978

Mr. S. Eric DiNenna Moning Commissioner County Office Building

Item No. 221 Property Owner: Location:

- ZMC - April 18, 1978 (Revised Comments William A. & Francis J. Schults SE/C Belair Rd. & Jerusalem Rd. B.M. - C.R. : Variance to permit a rear setback of 12 Existing Zoning in lies of the required 20'

District

The variance should have little effect on traffic. The existing notrance to the eastern lot off of Bradshaw Road, which is approximately 15' wide, must be widemed to a suiname of 2' 4' wide standard entermor. The proposed one-way exit onto Bradshaw Road should also be at least 2' wide. Adequate signay should be placed on the sixt to the use which the standard of the sixty of the standard sixty traffic pattern is realized. The master sixty traffic pattern is realized. The master sixty traffic pattern is realized. The substantial sixty traffic pattern is realized. The substantial sixty traffic pattern is realized. The substantial sixty traffic pattern is realized.

Other Wiber Stephen E. Weber

CEW/hms

DEPUTY ZUMP COMMIS



Attention: N. Commodari, Chai san

Re: Property Owner: William A. & Frances J. Schulte

Location: SE/C Belair Rd. & Jerusalem Rd.

Ttom No. 221

Zoning Agonda Meeting of 04/18/78

Pursuant to your request, the referenced property has been surveyed by this Bureau and the comments below marked with an "x" are applicable and required to be corrected or incorporated into the final plans for the property.

- () 1. Fire hydrant for the referenced property are required and shall be located at intervals or feet along an approved road in ar ordance with Bultimore County Standards as published by the D. Arthant of Public Ordan.
- () 2. A second means of vehicle access is required for the site.
- () 3. The vehicle dead end condition shown at EYCENDS the maximum allowed by the Fire Department.
- () i. The site shall be made to comply with all applicable parts of the Fire Provention Code prior to occupancy or beginning of operations.
- "he buildings and structures existing or proposed on the site shall comply with all applicable requirements of the Satisral Fire Protection Association Standard No. 101 "Life Safety Code", 1976 Edition prior to occupancy.
- () 6. Site plans are approved as drawn.
- () 7. The Fire Prevention Bureau has no comments, at this time.

REVIEWER A TOUR Planning Group Special Inspectation Division

Fire Prevention Bureau

April 13, 1978

Comments on Item # 221 Zoning Advisory Committee Meeting, April 18, 1978

Variance to permit a rear setback of 12' in lieu of the required 20'.

The items checked below are applicable:

- X 4. Structure shall conform to Baltimore County Building Code (B.O.C.A.) .970 Edition and the 1971 Supplement, State of Maryland Code for the Handicapped and aged and other applicable codes.
- X B. A building permit shall be required before construction can begin X C. Additional _____ Permits shall be required.
- D. Building shall be upgraded to new use requires alteration permit.
- E. Three sets of construction drawings will be required to file an application for a bailding permit.
- X s. Three sets of construction drawings with a registered Maryland Architect or Engineer's original seal will be required to file in application for a building purmit.
- G. Wood frume walls are not permitted within 3'0" of a property line. Contact building Department if distance is between 3'0" and 6'0" of property line.
- E. Requested setback variance conflicts with the Baltimore County Building Code. See Section
- XJ Community First separation from property lines and other buildings will possibly dtermine construction classification

Very truly yours. Made & Sumbon

Road

ROGER B. HATDEN -----

Very truly yours

Vil Feliant

W Nick Petrovich

MICHARD W. TRACET, DVM

___Cash

TOWSON, MARYLAND - 21204

Date: April 20, 1.78

Z.A.C. Meeting of: April 18, 1978

Item No: 221
Property Onner: William A. & Frances J. Schulte
Location: SE/C Belair Rd. & Jerusalem Rd.
Present Toning:
B.M.-C.R.
Propried Zoning: Variance to permit a rear setback of 12' in lieu of

the required 205

No bearing on student population

TOWSON MD 21204

July 20

1978

THIS IS TO CERTIFY, that the annexed advertisement of was inserted in the following:

- ☐ Catonsville Times ☐ Dundalk Times
- ☐ Towson Times Arbutus Times
- ☐ Community Times E Fises Times ☐ Suburban Times West ☐ Suburban Times East

weekly newspapers published in Baltimore, County, Maryland, once a week for one successive weeks before the 21st day of July 19 78 that is to say, the same was inserted in the issues of July 20, 1978

STROMBERG PUBLICATIONS, INC.



CERTIFICATE OF PUBLICATION

TOWSON MD.....July 20.... ... 19...78 THIS IS TO CERTIFY that the annexed advertisement was published in THE JEFFERSONIAN, a weekly newspaper printed and published in Towson, Baltimore County, Md., oucceringeach ofx one time suggestionsworks before the 7th day of _____August ______ 19. 78, the first publication appearing on the 20th day of July

> THE JEFFERSONIAN L. Lerak Street

Cost of Advertisement, \$_

79-29A CERTIFICATE OF POSTING ZONING DEPARTMENT OF BALTIMORE COUNTY Townen, Maryland District _______ Date of Posting 7-20-78 Posted for ... Vacabilet Petitioner: William A. Schulte etux Location of property. Sta Lex Believe Road . 7 Janus alim

Location of Signs: 1, Auga front on Jerusalen ford of Belan Road 1 - organ front on Bridslaw Kd Posted by G. Frank Date of return: 7-20-78

2 sugar

PETITION MAPPING PROGRESS SHEET Wali Map Original Duplicato Tracing 200 Sheet FUNCTION Descriptions checken and 14 outline plotted on man Petition number added to outline Granted by ZC, BA, CC, CA Reviewad by: Revised Plans Change in outline or description Previous case: 4940 Map # 06 45

BOARD OF EDUCATION OF BALTIMORE COUNTY

Mr. S. Eric DiNenna Zoning Commissioner
Baltimore County Office Building
Towson, Maryland 21204

RE: Iten No: 221

District:

Dear Mr. DiNenna:

T PANART MILLIAMS AS VICE PARAMEN -----

No Acres: 2.40

County Office Building 111 W. Chesapeake Avenue Towson, Marylanc 21204 Your Petition has been received * this 7 19%. Filing Fee \$ 2. . Received _Check BALTIMORE COUNTY, MARYLAND No. 73386 No. 73470 OFFICE OF FINANCE - REVENUE DIVISION MISCELLANEOUS CASH RECEIPT

Eric Dinenna.

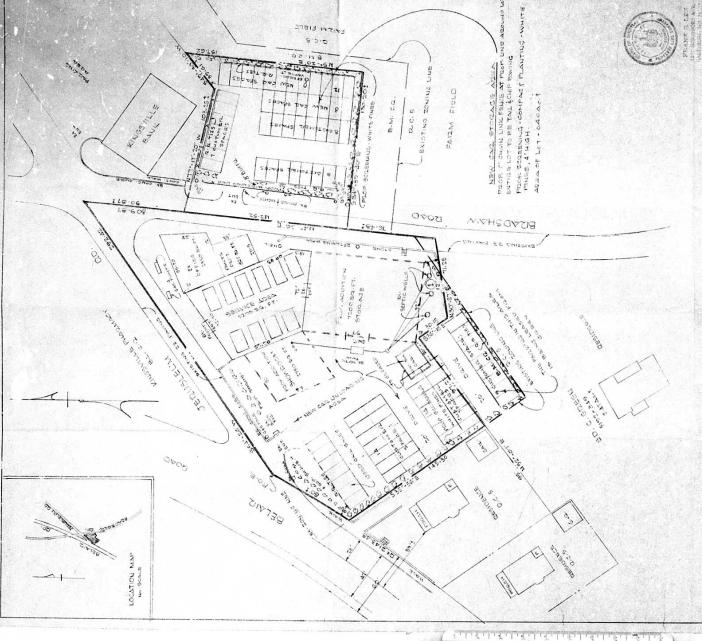
BALTIMORE COUNTY OFFICE OF PLANNING AND ZONING

Petitioner Willia H . Frage 1 5 Luth Submitted by frage 1 Maga Petitioner's Attorney Gang W. Achons & Reviewed by

* This is not to be interpreted as acceptance of the Petition for assignment of a hearing date.



_ACCOUNT_01-662 July 12, 1978 288 4 OF AL 12 25.00m 66.7 UNS



EXISTING USE- NEW-USED CAR SALES (USED CARS INDICENTAL PROP. USE-SAME ENSTING ZONING -B.M. C.R.
PROP. ZONING -B.M. C.R. WITH AVARIANCE FOR A SIDE YARD SETEVAK OF IT INSTEAD OF THE RES. 20.
AREA OF LOT 2 2 AC.1

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PADKING DATA

CUSTOMED, PARKING

OLD BUILDING -NEW BUILDINGS

OFFIGE, 2850 SQ.RT. (//200) , 12 SPACES PARTS, 829 SQ.FT. (//300) : 2 SPACES SERVICE, 9200 SQ.FT. (//300) : 11 SFACES

SHOWNDOM, 21905217. (1200) * 16 SPACES STORAGY, 12005247. (1/200) : 24 SPACES No. OF SPACES PROVIDED * 18 SPACES

THE EUTIDE PAZKING AZES TO BE TAZ & CHIP PANING. PROPOSED SCREENING, WHITE DISABLED VEHICLES NOT TO BE STORED OUTSI

PREMIER CHEVROLET

E:-1'=30'

OWNED.

WM. A \$ LJ. SCHULTE

HEIL SCHULTE

KINGSVILLE, MAKALY CAND

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