

RE: RECLASSIFICATION FROM B.M. AND RC 5 TO B.R. SW CORNER BRADSHAW AND JERUSALEM ROAD AND E/S BRADSHAW ROAD 11TH DISTRICT WILLIAM A. SCHULTE, ET UX

BEFORE COUNTY BOARD OF APPEALS OF BALTIMORE COUNTY CASE NO. R-87-95

ORDER OF DISMISSAL

Petition of William A. Schulte, et ux, for reclassification from B.M. and RC 5 to B.R. of property located SW corner Bradshaw and Jerusalem Road and E/S Bradshaw Road, in the 11th District of Baltimore County.

WHEREAS, the Board of Appeals is in receipt of letter of withdrawal of petition filed September 15, 1986, a copy of which letter is attached hereto and made a part hereof, from the attorney representing the Petitioners in the above entitled matter; and

WHEREAS, the said attorney for the said Petitioners requests that the petition filed in the name of said Petitioners be withdrawn as of September 15, 1986.

It is hereby ORDERED this 18th day of September, 1986, that said petition be and the same is withdrawn and dismissed.

COUNTY BOARD OF APPEALS OF BALTIMORE COUNTY

*William T. Hackett*  
William T. Hackett

*William R. Evans*  
William R. Evans  
*Patricia Phipps*  
Patricia Phipps

LEVAN, SCHIMEL, RICHMAN & BELMAN, P.A. ATTORNEYS AT LAW

Robert H. Levan  
Ronald S. Schimel  
Gerald M. Richman  
P. Dennis Belman  
David M. Abramson  
Paul S. Washawsky

Ernie M. Durbin  
Theresa L. Osterman  
Bernard A. Cook  
Ellen L.S. Koplow  
David B. Eberhardt

September 12, 1986

Mr. William T. Hackett,  
Chairman  
Baltimore County Board  
of Appeals  
Room 200  
Court House  
Towson, MD 21204

Re: Case No. R-87-95 (Cycle III, Item No. 9)  
Petition For Zoning Reclassification

Dear Chairman Hackett:

On February 28, 1986, a Petition was filed with the Baltimore County Board of Appeals to reclassify property located at the southwest corner of Bradshaw and Jerusalem Road from a B.M. and R.C.5 zone to a B.R. zone. The application was not signed by the legal owners and they gave no authority to any person to file an application on their behalf with respect to the reclassification of the property. Furthermore, the Petition for Zoning Reclassification has not been signed by the legal owners. Therefore, please withdraw the application which has been filed on behalf of William A. and Frances J. Schulte in the above-referenced case.

Respectfully yours,

*Bernard A. Cook*  
Bernard A. Cook

BAC:cmg  
cc: Mr. William A. Schulte  
cmg95616

COUNTY BOARD OF APPEALS  
RECEIVED  
SEP 15 11 26 AM '86

OVERLOOK CENTER SUITE 100 - 5457 TWIN KNOLLS ROAD - COLUMBIA, MARYLAND 21045  
(301) 996-5620 D.C. (301) 997-4101 BALTIMORE  
415 MAIN STREET SUITE 2 - LAUREL, MARYLAND 20777 - (301) 776-6767

BALTIMORE COUNTY OFFICE OF PLANNING & ZONING TOWSON, MARYLAND 21204 494-3353

ARNOLD JABLON ZONING COMMISSIONER

JEAN M. H. JUNG DEPUTY ZONING COMMISSIONER

September 19, 1986

Christian Camenisch, Esquire  
19430 Waters Road  
Germantown, Maryland 20874

RE: PETITION FOR ZONING RECLASSIFICATION SW/cor. of Bradshaw and Jerusalem Rd. and E/S of Bradshaw Rd. 11th Election District William A. Schulte, et ux - Petitioners Case No. R-87-95 (Cycle III, Item No. 9)

Dear Mr. Camenisch:

This is to advise you that \$419.07 is due for advertising and posting of the above property. This fee must be paid before an Order is issued.

THIS FEE MUST BE PAID AND THE RECLASSIFICATION SIGN AND POST RETURNED TO THE BALTIMORE COUNTY ZONING OFFICE ON THE DAY OF THE BOARD OF APPEALS' HEARING OR THE ORDER OF DISMISSAL WILL NOT BE ISSUED.

Please make your check payable to "Baltimore County, Maryland" and remit it to Ms. Margaret E. du Bois, Zoning Office, Room 113, County Office Building, Towson, Maryland 21204, before the hearing.

Sincerely,

*Arnold Jablon*  
ARNOLD JABLON  
Zoning Commissioner

AJ:mcd

cc: Board of Appeals for Baltimore County

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COUNTY BOARD OF APPEALS  
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PETITION FOR ZONING RE-CLASSIFICATION SPECIAL EXCEPTION AND/OR VARIANCE

TO THE COUNTY BOARD OF APPEALS OF BALTIMORE COUNTY:

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 (1) that the zoning status of the herein described property be re-classified, pursuant to the Zoning Law of Baltimore County, from an B.M. zone to an B.R. zone for the reasons given in the attached statement; and (2) for a Special Exception, under the said Zoning Law and Zoning Regulations of Baltimore County, to use the herein described property,

for \_\_\_\_\_

and (3) for the reasons given in the attached statement, a variance from the following sections of the Zoning Law and Zoning Regulations of Baltimore County:

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County Board of Appeals of Baltimore County

Room 200 Court House  
Towson, Maryland 21204  
(301) 494-3180

September 16, 1986

Bernard A. Cook, Esquire  
Levan, Schimel, Richman & Belman, P.A.  
Overlook Center, Suite 100  
5457 Twin Knolls Road  
Columbia, MD 21045

RE: Case No. R-87-95  
William A. Schulte, et ux

Dear Mr. Cook:

Enclosed is a copy of the Order of Dismissal which was passed by the Board of Appeals today in the above-entitled matter.

Very truly yours,

*Kathi Weidenhammer*  
Kathi Weidenhammer  
Admin. Secretary

Encl.

cc: Christian Camenisch, Esq.  
William A. Schulte, et ux  
Dr. Vernon E. Martens  
James Earl Kraft  
Phyllis Cole Friedman  
Norman E. Gerber  
James G. Hoswell  
Arnold Jablon  
Jean M. H. Jung  
James E. Dyer

February 28, 1986

Board of Appeals  
Baltimore County  
Old Courthouse #200  
Towson, Maryland 21204

RE: Subject: Reclassification  
Property: Jerusalem & Bradshaw Roads  
Present Zone: BM  
Proposed Zone: BR  
Petitioner: Dr. Vernon E. Martens

Gentlemen:

Pursuant to the implementation of the 1984 Comprehensive Zoning Map adopted by the Baltimore County Council on November 13, 1984, we respectfully submit that the vicinity and neighborhood had substantially transformed, both prior to, and subsequent to that promulgation.

Consequently, in the best interest of the community economically and historically, we petition that this error of omission be rectified to the proper status of which it should have been, both before and after the promulgation.

We thank you for your consideration in this matter.

Sincerely,

*Christian Camenisch*

Christian Camenisch  
Attorney  
19430 Waters Road  
Germantown, Maryland 20874  
Phone: 428-1878

cc: Dr. Vernon E. Martens  
Route 609  
Haywood, Virginia 22722

IN THE MATTER OF THE PETITION FOR ZONING RECLASSIFICATION FROM B.M.-C.R. AND R.C. 5 TO B.R. ZONE SW Corner of Bradshaw and Jerusalem Rds., 11th Dist.

BEFORE THE COUNTY BOARD OF APPEALS OF BALTIMORE COUNTY

Case No. R-87-95 (Item 9, Cycle III)  
Petitioners

ENTRY OF APPEARANCE

Please enter the appearance of the People's Counsel in the above-captioned matter. Notices should be sent of any hearing dates or other proceedings in this matter and of the passage of any preliminary or final Order.

*Phyllis Cole Friedman*  
Phyllis Cole Friedman  
People's Counsel for Baltimore County

*Peter Max Zimmerman*  
Peter Max Zimmerman  
Deputy People's Counsel  
Room 223, Court House  
Towson, Maryland 21204  
494-2188

I HEREBY CERTIFY that on this 5th day of August, 1986, a copy of the foregoing Entry of Appearance was mailed to Christian Camenisch, Esquire, 19430 Waters Road, Germantown, MD 20874, Attorney for Petitioners; and Dr. Vernon E. Martens, Route 609, Haywood, VA 22722, Contract Purchaser.

*Peter Max Zimmerman*  
Peter Max Zimmerman

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COUNTY BOARD OF APPEALS  
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Property is to be posted and advertised as prescribed by The Baltimore County Code.

I, or we, agree to pay expenses of above Re-classification, Special Exception and/or Variance, 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.

Contract Purchaser: Dr. Vernon E. Martens (Type or Print Name)  
Signature: *Dr. Vernon E. Martens*

Address: Route 609, Haywood, Virginia 22722  
City and State

Legal Owner(s): William A. Schulte (Type or Print Name)  
Signature: \_\_\_\_\_

Address: 15320 Old Frederick Road, Woodbine, Maryland 21797  
City and State

Attorney for Petitioner: Christian Camenisch (Type or Print Name)  
Signature: *Christian Camenisch*

Address: 19430 Waters Road, Germantown, Maryland 20874  
City and State

Name, address and phone number of legal owner, contract purchaser or representative to be contacted: \_\_\_\_\_  
Name: \_\_\_\_\_  
Address: \_\_\_\_\_  
City and State: \_\_\_\_\_  
Phone No.: \_\_\_\_\_

BAC-Form 1  
SEP 23 11 28 AM '86  
COUNTY BOARD OF APPEALS

WILLIAM A. SCHULTE, ET UX #R-87-95  
Dr. Vernon E. Martens, C. P. Item #9, Cycle III, 1986  
SW corner Bradshaw and Jerusalem Rd. and E/S Bradshaw Rd. 11th District  
B.M. and RC 5 to B.R. 1.777 acres

Feb. 28, 1986 Petition filed

Christian Camenisch, Esquire 19430 Waters Road Germantown, MD 20874 Counsel for Petitioners

William A. Schulte, et ux 15320 Old Frederick Road Woodbine, MD 21797 Petitioners

Dr. Vernon E. Martens Route 609 Haywood, VA 22722 Contract Purchaser

James Earl Kraft Baltimore County Board of Education 214 Alameda Road (21204) 944-5844

Phyllis Cole Friedman People's Counsel

Norman E. Gerber  
James G. Hoswell  
Arnold Jablon  
Jean M. H. Jung  
James E. Dyer

Bernard A. Cook, Esquire Overlook Center, Suite 100 5457 Twin Knolls Road Columbia, MD 21045 Counsel for Petitioners (Schulte)



DISTRICT COURT OF MARYLAND FOR BALTIMORE COUNTY  
 (LOCATED AT COURT ADDRESS)  
 DC/CV 1 (Rev. 1/85)

COMPLAINT  \$1,000 or under  over \$1,000  
 Clerk: Please check this case in an action of  contract  tort  replevin  detinue  
 The particulars of this case are:

That the Defendant is indebted to the Plaintiff for charges incurred for advertising and posting of a petition for zoning reclassification, special exception and/or variance, a copy of the application is attached hereto and hereinafter referred to as Exhibit #1; that these charges are provided for in Baltimore County Zoning Regulations 501.8 copy attached and hereinafter referred to as Exhibit #2; that demand for payment was made upon the Petitioner's attorney by way of letters dated September 19, 1986 and November 7, 1986, copies attached hereto and collectively referred to as Exhibit #3; that the Defendant has failed and refused to make payment despite these demands.

The Plaintiff claims:  
 \$ 419.07 plus interest of \$ \_\_\_\_\_ and attorney's fees of \$ \_\_\_\_\_  
 Return of the property and damages of \$ \_\_\_\_\_ for its detention in an action of replevin.  
 Return of the property, or its value, plus damages of \$ \_\_\_\_\_ for its detention in action of detinue.  
 Other: \_\_\_\_\_ and demand judgement for \_\_\_\_\_

For Plaintiff - Name, Address & Telephone No.  
 Barry A. Butanis, Esquire  
 Assistant County Attorney  
 Courthouse-2nd Floor  
 Towson, Maryland 21204  
 494-2417

APPLICATION AND AFFIDAVIT IN SUPPORT OF JUDGMENT  
 There are attached the documents indicated which contain sufficient detail as to liability and damage to apprise the Defendant clearly of the Defendant, including the amount of any interest claimed.  
 Properly authenticated copy of any note, security agreement upon which claim is based  Itemized statement of account  Interred Work Sheet  
 Vouchers  Check  Other written document  Letters dated 9/17/86  Verified itemized repair bill or estimate  
 Receipt  Other  11/7/86 of the plaintiff herein and am competent to testify to the matters stated herein, which are made on my personal knowledge. That there is justly due and owing by the Defendant to the Plaintiff the sum set forth in the Complaint.  
 That the Defendant is indebted to the Plaintiff for costs incurred for advertising and posting for a zoning reclassification.  
 I solemnly affirm under the penalties of perjury and upon personal knowledge that the contents of the above Complaint are true and I am competent to testify to these matters. The Defendant is not now in the military service, as defined in the Soldier's and Sailor's Civil Relief Act of 1940 with amendments, nor has been in such service within thirty days hereof.

9-11-87  
 J. Robert Haines  
 J. Robert Haines  
 Zoning Commissioner

Rev. 12/82; 6/84

501.5-It shall cause an accurate record to be made of all testimony presented at hearings before it and shall have said record transcribed whenever called upon to do so as hereinafter set forth. Upon an appeal from said Board or upon any Order or writ of the Circuit Court for Baltimore County, the Board shall submit to the Court the original or certified copies of all papers in connection with such proceeding as may have been filed with it together with a transcript of the testimony taken before the said Board, but only after payment of the reasonable cost thereof shall have been received, by the Zoning Commissioner, from the party entering such appeal. [B.C.Z.R., 1955.]

501.6-Appeals from the Zoning Commissioner shall be heard by the Board of Zoning Appeals de novo. At such hearing, all parties, including the Zoning Commissioner, shall have the right to be represented by counsel, to produce witnesses and to file and submit all proper oral or written evidence. [B.C.Z.R., 1955.]

501.7-The decision and order of the Board of Zoning Appeals<sup>13</sup> may affirm or reverse in whole, or in part, any decision or order of the Zoning Commissioner, or may modify the Order appealed from and direct the issuance of a permit for such modified use as it may deem proper, subject, however, to zoning regulations and restrictions. [B.C.Z.R., 1955.]

501.8<sup>14</sup>-The charges and fees for procedures, before Zoning Commissioner to be paid by petitioner and before the Board of Appeals by the appellant or respondent, shall be as follows: [B.C.Z.R., 1955; Bill No. 64, 1960; No. 57, 1982; No. 36, 1984.]

10. The party entering the appeal now makes direct payment to the reporter who prepares the transcript.  
 11. Superseded by County Board of Appeals—see note 1, Section 401.  
 12. See note 2 above.  
 13. Superseded by County Board of Appeals—see note 1, Section 401.  
 14. The title of Bill No. 64, 1960 erroneously indicates that this subsection termed a "section" in the bill) was entitled "Board of Zoning Appeals" the title of the section as a whole and further indicates that, under the bill, it was to have been provided with the new title "Zoning Commissioners (sic) and County Board of Appeals" and a "new sub-heading 'Charges and Fees'"; however, the body of the bill contains no provisions effecting any change regarding a title or "sub-heading" pertaining to Subsection 501.8 or to any other part of Section 501. Thus (without article) in B.C.Z.R., 1955 and Bill No. 64, 1960.

-261- EXHIBIT #2  
 19430 Waters Road  
 Name, address and phone number of contact purchaser or representative to be contacted

Rev. 12/82; 6/84

Cost of procedure before Zoning Commissioner: [B.C.Z.R., 1955, Paragraph 501.8 a); Bill No. 64, 1960; No. 57, 1982:]

(a) Petition for Special Exception [B.C.Z.R., 1955, Subparagraphs 501.8.a(1) and 501.8.a(2); Bill No. 64, 1960; No. 57, 1982.]	\$100.00
(b) Petition for Special Hearing-pertaining to a one-family residence [Bill No. 57, 1982.]	\$ 35.00
(c) Petition for Variance-pertaining to a one-family residence [Bill No. 57, 1982.]	\$ 35.00
(d) All other Petitions for Variance or Special Hearing [Bill No. 57, 1982.]	\$100.00
(e) Maximum charge for Petitions filed together [Bill No. 57, 1982.]	\$250.00

Cost of proceedings before the County Board of Appeals: [Bill No. 57, 1982.]

(a) Appeals from granting or refusing to grant a special exception [Bill No. 57, 1982.]	\$100.00
(b) Petition for reclassification [Bill No. 57, 1982.]	\$100.00
(c) All other hearings or appeals [Bill No. 57, 1982.]	\$ 75.00

The fees established herein may be charged by the County Administrative Officer from time to time and shall be in addition to advertising and posting expenses as established by the County Administrative Officer. In addition, the County Administrative Officer shall waive any or all of the fees or expenses established herein for the filing of a petition for special exception or variance when such petition is filed by a Baltimore County Volunteer Fire, Ambulance or Rescue Company. [Bill No. 57, 1982; No. 36, 1984.]

BALTIMORE COUNTY  
 OFFICE OF PLANNING & ZONING  
 TOWSON, MARYLAND 21204  
 494-3353

ARNOLD JABLON  
 ZONING COMMISSIONER

JEAN M. H. JUNG  
 DEPUTY ZONING COMMISSIONER

September 19, 1986

Christian Camenisch, Esquire  
 19430 Waters Road  
 Germantown, Maryland 20874

RE: PETITION FOR ZONING RECLASSIFICATION  
 SW/cor. of Bradshaw and Jerusalem Rd. and E/S of Bradshaw Rd.  
 11th Election District  
 William A. Schulte, et ux - Petitioners  
 Case No. R-87-95 (Cycle III, Item No. 9)

Dear Mr. Camenisch:

This is to advise you that \$419.07 is due for advertising and posting of the above property. This fee must be paid before an Order is issued.

THIS FEE MUST BE PAID AND THE RECLASSIFICATION SIGN AND POST RETURNED TO THE BALTIMORE COUNTY ZONING OFFICE ON THE DAY OF THE BOARD OF APPEALS' HEARING OR THE ORDER OF DISMISSAL WILL NOT BE ISSUED.

Please make your check payable to "Baltimore County, Maryland" and remit it to Ms. Margaret E. du Bois, Zoning Office, Room 113, County Office Building, Towson, Maryland 21204, before the hearing.

Sincerely,  
 Arnold Jablon  
 Zoning Commissioner

AJ:med

cc: Board of Appeals for Baltimore County

EXHIBIT #3

BALTIMORE COUNTY  
 OFFICE OF PLANNING & ZONING  
 TOWSON, MARYLAND 21204  
 494-3353

ARNOLD JABLON  
 ZONING COMMISSIONER

JEAN M. H. JUNG  
 DEPUTY ZONING COMMISSIONER

November 7, 1986

Christian Camenisch, Esquire  
 19430 Waters Road  
 Germantown, Maryland 20874

RE: PETITION FOR ZONING RECLASSIFICATION  
 SW/cor. of Bradshaw and Jerusalem Rd. and E/S of Bradshaw Rd.  
 11th Election District  
 William A. Schulte, et ux - Petitioners  
 Case No. R-87-95 (Cycle III, Item No. 9)

Dear Mr. Camenisch:

Reference is made to my letter to you dated September 19, 1986, a copy of which is enclosed for your ready reference.

You client is liable to Baltimore County, Maryland for the payment of these fees and the return to our office of the two signs and posts in connection with this reclassification case. This is to inform you that unless I receive a check made payable to "Baltimore County, Maryland", in the amount of \$419.07 within 17 days from the date of this letter, I will refer this matter to the Baltimore County Office of Law for collection litigation.

Very truly yours,  
 Arnold Jablon  
 Zoning Commissioner

AJ:med  
 Enclosure

BALTIMORE COUNTY, MARYLAND  
 INTER-OFFICE CORRESPONDENCE

TO: Robert Haines  
 Zoning Commissioner  
 DATE: January 8, 1990

FROM: Barry A. Butanis  
 Office of Law

SUBJECT: Dr. Vernon E. Martens  
 Case No.: R-87-95

Attached is a money order in the amount of \$280.00, representing settlement and payment in full of the above captioned zoning case which resulted as the result of a petition for zoning reclassification.

The debtor owed a total of \$419.07 for advertising charges. Suit was filed and a defense was entered with the debtor contesting these charges.

This office settled for two thirds of the amount claimed due to the fact that the debtor is residing in the state of Virginia and has

receipt  
 Baltimore County  
 Zoning Commissioner  
 County Office Building  
 111 West Chesapeake Avenue  
 Towson, Maryland 21204  
 Account: 9-001 6150  
 Number  
 No 1806  
 Date  
 R-87-95

BALTIMORE COUNTY, MARYLAND  
 INTER-OFFICE CORRESPONDENCE

J. Robert Haines  
 Zoning Commissioner  
 Date: September 11, 1987

FROM: Office of Law

Dr. Vernon Martens  
 SUBJECT: Zoning Reclassification-Costs  
 Amount Due: \$419.08 R-87-95

Robert L. Barney  
 Zoning Reclassification Costs  
 Amount Due: \$320.71 R-87-96

RECEIVED  
 SEP 11 1987  
 ZONING OFFICE

Attached are Complaints on the above mentioned individuals for Zoning Re-classification Special Exception and/or Variance costs.

Please review, sign and return the attached to my office at your earliest opportunity so we may file same with the District Court.

Barry A. Butanis  
 Barry A. Butanis  
 Assistant County Attorney

BAB/lbf  
 Attachment

February 28, 1986

Board of Appeals  
 Baltimore County  
 Old Courthouse #200  
 Towson, Maryland 21204

RE: Subject: Reclassification  
 Property: Jerusalem & Bradshaw Roads  
 Present Zone: BR  
 Proposed Zone: BR  
 Petitioner: Dr. Vernon E. Martens

Gentlemen:

Pursuant to the implementation of the 1984 Comprehensive Zoning Map adopted by the Baltimore County Council on November 13, 1984, we respectfully submit that the vicinity and neighborhood had substantially transformed, both prior to, and subsequent to that promulgation.

Consequently, in the best interest of the community economically and historically, we petition that this error of omission be rectified to the proper status of which it should have been, both before and after the promulgation.

We thank you for your consideration in this matter.

Sincerely,  
 Christian Camenisch  
 Christian Camenisch  
 Attorney  
 19430 Waters Road  
 Germantown, Maryland 20874  
 Phone: 428-1873

cc:  
 Dr. Vernon E. Martens  
 Route 609  
 Haywood, Virginia 22722



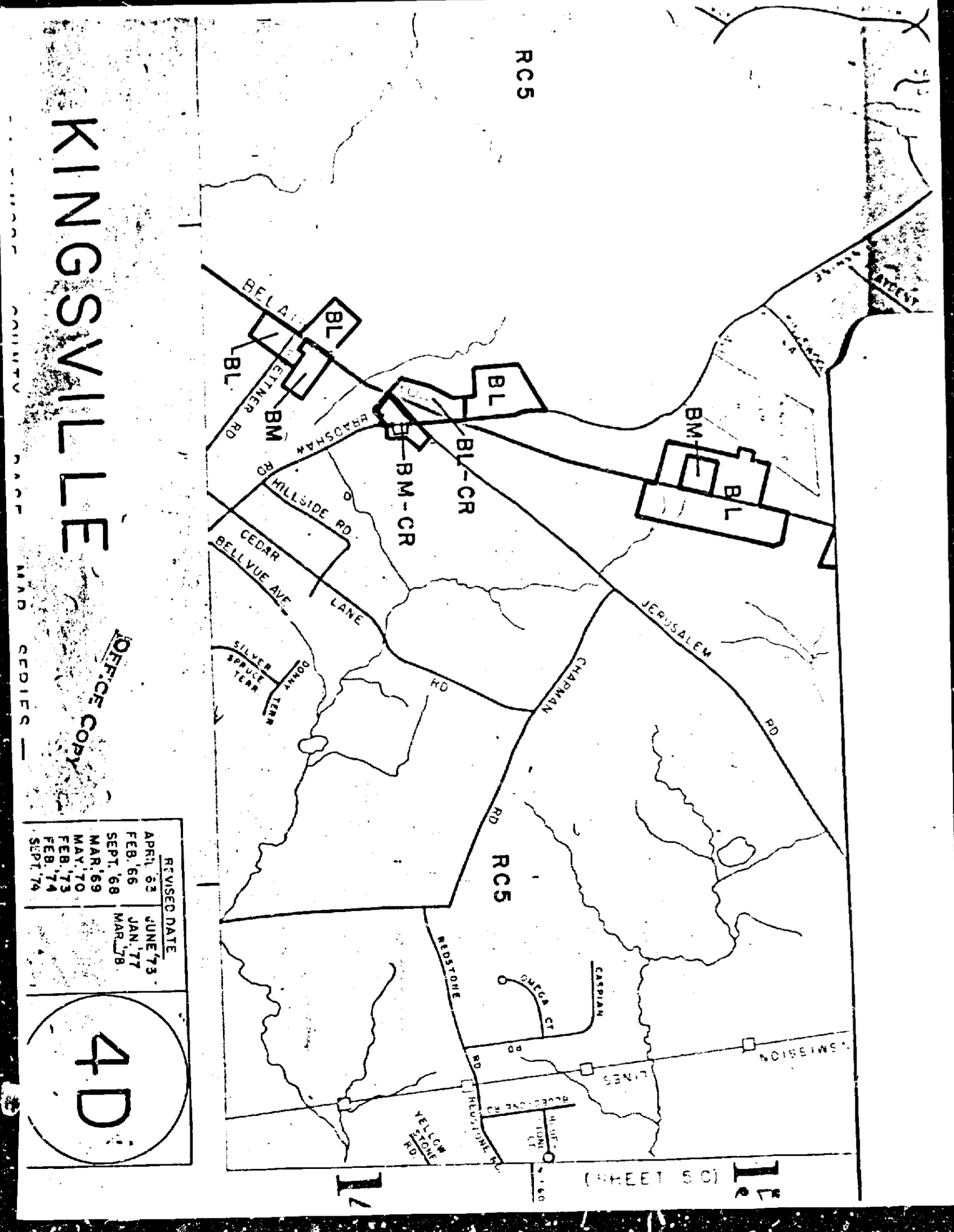
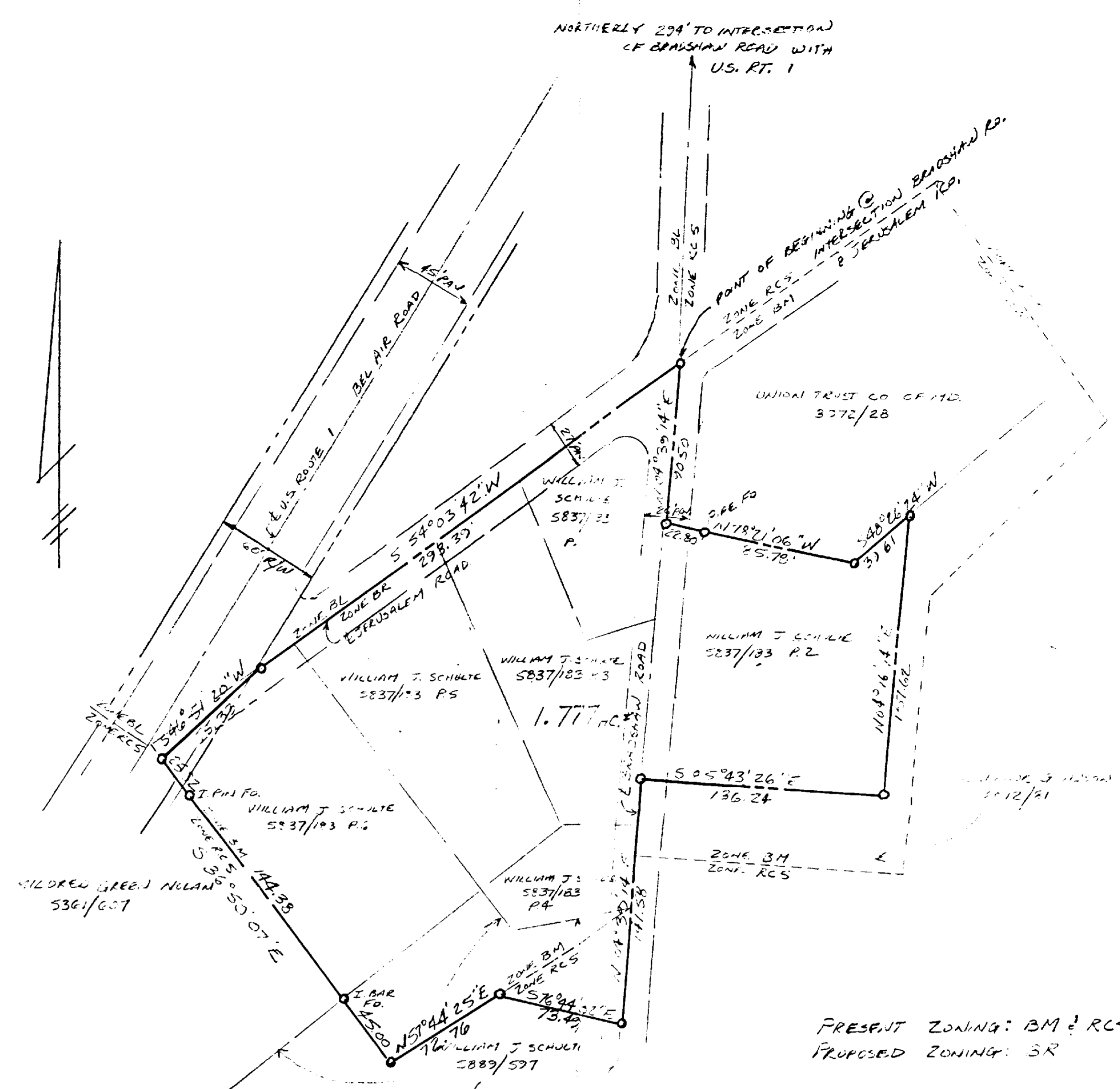
**Petition for Reclassification**  
 CASE NO. R-87-95  
 LOCATION: Southwest Corner of Bradshaw and Jerusalem Road and East Side of Bradshaw Road.  
 PUBLIC HEARING: Tuesday, October 7, 1986, at 10:00 A.M.  
 The County Board of Appeals for Baltimore County, by authority of the Baltimore County Charter, will hold a public hearing:  
 To reclassify the property from a B.M. and R.C. 5 Zone to a B.R. Zone.  
 All that parcel of land in 11th Election District of Baltimore County DECONTAINING for the same as a point in the intersection of Bradshaw Road and Jerusalem Road, said point 294 feet more or less, measured Southerly from the intersection of Bradshaw Road and Bal Air Road, U.S. Route 1, running thence from said point of beginning:  
 (1) South 64°00'43" West, 232.39 feet;  
 (2) South 66°11'30" West, 75.55 feet;  
 (3) South 80°00'00" East, 218.50 feet;  
 (4) North 57°44'25" East, 72.76 feet;  
 (5) North 78°44'03" East, 73.48 feet;  
 (6) North 04°29'14" East, 141.58 feet;  
 (7) South 55°43'26" East, 136.24 feet;  
 (8) North 54°18'14" East, 167.63 feet;  
 (9) South 48°28'24" West, 39.81 feet;  
 (10) North 78°21'08" West, 108.58 feet;  
 (11) North 04°29'14" East, 90.20 feet to the point of beginning hereof.  
 CONTAINING 1.777 acres of land, more or less.  
 Being the property of William A. Schulte, et ux, as shown on the plan filed with the Zoning Department.

**The Times**  
 Middle River, Md., Sept 25 1986  
 This is to Certify, That the annexed  
 Petition by L 95703  
 was inserted in The Times, a newspaper printed and published in Baltimore County, once in each of \_\_\_\_\_ successive weeks before the \_\_\_\_\_ day of \_\_\_\_\_, 1986.  
 J. [Signature] Publisher.

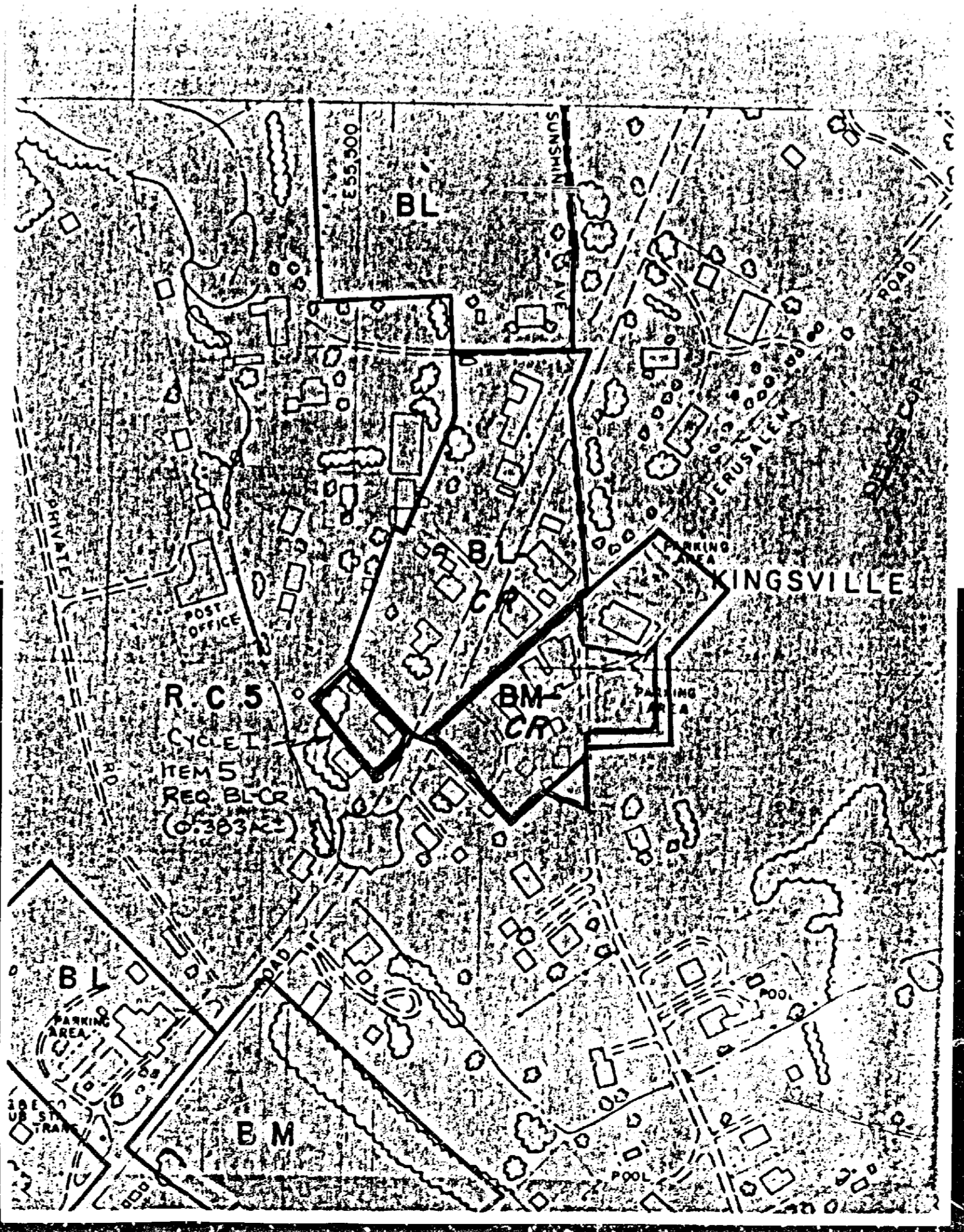
**CERTIFICATE OF POSTING**  
 ZONING DEPARTMENT OF BALTIMORE COUNTY R-87-95  
 Towson, Maryland  
 District 11.7A  
 Posted for: \_\_\_\_\_  
 Date of Posting: 9/21/86  
 Petitioner: \_\_\_\_\_  
 Location of property: 31/2 cor. Bradshaw & Jerusalem Rd. & E/S Bradshaw Rd.  
 Location of Signs: \_\_\_\_\_  
 Remarks: Renewed signs - 9/21/86, per Planning Office.  
 Posted by: [Signature] Date of return: 9/23/86  
 Number of Signs: 2

**CERTIFICATE OF POSTING**  
 ZONING DEPARTMENT OF BALTIMORE COUNTY R-87-95  
 Towson, Maryland  
 District 11.7A  
 Date of Posting: 9/21/86  
 Posted for: [Signature]  
 Petitioner: William A. Schulte, et ux  
 Location of property: 31/2 cor. Bradshaw & Jerusalem Rd. & E/S Bradshaw Rd.  
 Location of Signs: [Signature]  
 Remarks: [Signature]  
 Posted by: [Signature] Date of return: 9/23/86  
 Number of Signs: 2

**CERTIFICATE OF PUBLICATION**  
 TOWSON, MD., September 18, 1986  
 THIS IS TO CERTIFY, that the annexed advertisement was published in THE JEFFERSONIAN, a weekly newspaper printed and published in Towson, Baltimore County, Md., appearing on September 18, 1986.  
 THE JEFFERSONIAN,  
 Susan Studer Orselt  
 Publisher  
 Cost of Advertising 33.00



Christian Camenisch, Esquire  
 19430 Waters Road  
 Germantown, Maryland 20874  
 August 27, 1986  
**NOTICE OF HEARING**  
 RE: SW/cor. of Bradshaw and Jerusalem Rd. and E/S of Bradshaw Rd.  
 11th Election District  
 William A. Schulte, et ux - Petitioners  
 Case No. R-87-95 (Cycle III, Item No. 9)  
 PETITION FOR ZONING RECLASSIFICATION  
 TIME: 10:00 a.m.  
 DATE: Tuesday, October 7, 1986  
 PLACE: Room 218, Courthouse, Towson, Maryland  
 William T. Hackett  
 William T. Hackett, Chairman  
 County Board of Appeals  
 Baltimore County  
 WTH:med  
 ccs: Dr. Vernon E. Martens  
 Route 609  
 Haywood, Virginia 22722  
 Mr. William A. Schulte  
 Mrs. Frances J. Schulte  
 15320 Old Frederick Road  
 Woodbine, Maryland 21797  
 People's Counsel of Baltimore County  
 THIS IS TO ADVISE YOU THAT YOU WILL BE BILLED BY THE ZONING OFFICE FOR ADVERTISING AND POSTING COSTS WITH RESPECT TO THIS CASE APPROXIMATELY A WEEK BEFORE THE HEARING. THIS FEE MUST BE PAID AND THE SIGN AND POST RETURNED TO THE ZONING OFFICE ON THE DAY OF THE HEARING OR THE ORDER WILL NOT BE ISSUED.  
 W.T.H.



III-9 R-87-95  
 PLAT TO ACCOMPANY PETITION FOR RECLASSIFICATION OF ZONING DISTRICT OF LAND SITE IN 11th ELECTION DISTRICT BALTIMORE COUNTY MARYLAND HEREBY RECORDED BY DONALD R. HALL, REALTOR 1321 CANTON RD ABERDEEN, MARYLAND 21011 272-2504  
 SCALE: 1"=50'



ARNOLD JABLON  
ZONING COMMISSIONER

JEAN M. H. JUNG  
DEPUTY ZONING COMMISSIONER

September 19, 1986

Christian Camenisch, Esquire  
19430 Waters Road  
Germantown, Maryland 20874

RE: PETITION FOR ZONING RECLASSIFICATION  
SW/cor. of Bradshaw and Jerusalem Rd. and E/S of Bradshaw Rd.  
11th Election District  
William A. Schulte, et ux - Petitioners  
Case No. R-87-95 (Cycle III, Item No. 9)

Dear Mr. Camenisch:

This is to advise you that \$419.07 is due for advertising and posting of the above property. This fee must be paid before an Order is issued.

THIS FEE MUST BE PAID AND THE RECLASSIFICATION SIGN AND POST RETURNED TO THE BALTIMORE COUNTY ZONING OFFICE ON THE DAY OF THE BOARD OF APPEALS' HEARING OR THE ORDER OF DISMISSAL WILL NOT BE ISSUED.

Please make your check payable to "Baltimore County, Maryland" and remit it to Ms. Margaret E. du Bois, Zoning Office, Room 113, County Office Building, Towson, Maryland 21204, before the hearing.

Sincerely,

*Arnold Jablon*  
ARNOLD JABLON  
Zoning Commissioner

AJ:med

cc: Board of Appeals for Baltimore County

BALTIMORE COUNTY, MARYLAND

INTER-OFFICE CORRESPONDENCE

TO: Mr. Barry Butanis  
Legal Assistant Date: January 27, 1987

FROM: Margaret E. du Bois  
Baltimore County Zoning Office *meb*

ZONING CASE NO. R-87-95  
SUBJECT: Petition for Zoning Reclassification

Pursuant to our telephone conversation of this date, enclosed are copies of the following papers in connection with the above-captioned collection matter we referred to your office on January 23rd:

1. Petition for Zoning Reclassification filed with the Board of Appeals on February 28, 1986;
2. Letter to Bernard A. Cook, Esquire, from Ms. Weidenhammer, dated September 18, 1986; and
3. Order of Dismissal of the County Board of Appeals, dated September 18, 1986.

If you need anything else or have any more questions regarding this matter, please feel free to contact me (X3394).

Enclosures

CPS-008

BALTIMORE COUNTY, MARYLAND

INTER-OFFICE CORRESPONDENCE

TO: Barry A. Butanis, Esquire  
Assistant County Attorney Date: September 11, 1987

FROM: Margaret E. du Bois  
Zoning Office *meb*

Dr. Vernon Martens  
Zoning Reclassification Costs  
SUBJECT: Amount Due: \$419.08, Case No. R-87-95

Robert L. Barney  
Zoning Reclassification Costs  
Amount Due: \$320.71  
Case No. R-87-96

Enclosed are the Complaints with respect to the above-entitled matters. Zoning Commissioner Haines has signed them as of this date. Please take care of filing them with the District Court. Thank you.

CPS-008

PAUL H. REINCKE  
CHIEF

May 13, 1986

Mr. Arnold Jablon  
Zoning Commissioner  
Office of Planning and Zoning  
Baltimore County Office Building  
Towson, Maryland 21204

Attention: William Hackett  
Chairman, County Board of Appeals

RE: Property Owner: William A. Schulte, et ux  
Dr. Vernon E. Martens  
Location: SW/cor. of Bradshaw and Jerusalem Rd. and E/S Bradshaw Road

Item No.: 9 Zoning Agenda: Cycle III  
4/86 - 10/86

Gentlemen:

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 hydrants for the referenced property are required and shall be located at intervals or \_\_\_\_\_ feet along an approved road in accordance with Baltimore County Standards as published by the Department of Public Works.
- ( ) 2. A second means of vehicle access is required for the site.
- ( ) 3. The vehicle dead end condition shown as \_\_\_\_\_ EXCEEDS the maximum allowed by the Fire Department.
- ( ) 4. The site shall be made to comply with all applicable parts of the Fire Prevention Code prior to occupancy or beginning of operation.
- ( x ) 5. The buildings and structures existing or proposed on the site shall comply with all applicable requirements of the National 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 comment at this time.

REVIEWER: *Paul Reincke* Noted and Approved: *John F. O'Brien*  
Fire Prevention Bureau  
Special Inspection Division

/mb

BALTIMORE COUNTY, MARYLAND

INTER-OFFICE CORRESPONDENCE

TO: William P. Hackett - Chairman  
Appeals Board Date: June 24, 1986

FROM: Charles E. "Ted" Burnham  
Plans Review Chief, Department of Permits & Licenses

SUBJECT: April - October 1986 - Zoning Classification - Cycle III

Item # 9 Property Owner: William A. Schulte, et ux  
Contract Purchaser: Dr. Vernon E. Martens  
Location: SW/cor. of Bradshaw and Jerusalem Road and E/S Bradshaw Road  
Existing Zoning: B.M. and R.C. 5  
Proposed Zoning: B.R.  
Acreage: 1.777 Acres  
District: 11th. Election District

No Comment at this time.

CZB/vw

Feb. 28, 1986

DESCRIPTION TO ACCOMPANY PETITION FOR RECLASSIFICATION OF ZONING  
1.777 ACRE PARCEL OF LAND, LOCATED ON BRADSHAW ROAD AND JERUSALEM  
ROAD, ELEVENTH ELECTION DISTRICT, BALTIMORE COUNTY, MARYLAND.

BEGINNING for the same at a point in the intersection of Bradshaw  
Road and Jerusalem Road, said point 294 feet, more or less, measured  
Southerly from the intersection of Bradshaw Road and Bel Air Road,  
U.S. Route 1 running thence from said point of beginning

- (1) South 54\*03'42" West, 293.39 feet
- (2) South 46\*51'20" West, 75.33 feet
- (3) South 36\*50'07" East, 215.20 feet
- (4) North 57\*44'25" East, 72.76 feet
- (5) South 76\*44'02" East, 73.49 feet
- (6) North 04\*39'14" East, 141.58 feet
- (7) South 85\*43'26" East, 136.24 feet
- (8) North 04\*16'14" East, 157.62 feet
- (9) South 48\*26'24" West, 39.61 feet
- (10) North 78\*21'06" West, 108.58 feet
- (11) North 04\*39'14" East, 90.50 feet to the point of beginning hereof.

CONTAINING 1.777 acres of land, more or less.



*Donald R. Hall*

BALTIMORE COUNTY ZONING PLANS ADVISORY COMMITTEE

October 1, 1986

COUNTY OFFICE BLDG.  
111 W. Chesapeake Ave.  
Towson, Maryland 21204

000

Chairman

MEMBERS

Bureau of Engineering  
Department of Traffic Engineering  
State Roads Commission  
Bureau of Fire Prevention  
Health Department  
Project Planning  
Building Department  
Board of Education  
Zoning Administration  
Industrial Development

Christian Camenisch, Esquire  
19430 Waters Road  
Germantown, Maryland 20874

RE: Item No. 9 - Cycle No. III  
Petitioners: William A. Schulte, et ux  
Reclassification Petition

Dear Ms. Camenisch:

This reclassification petition has been timely filed with the Board of Appeals for a public hearing within the April-October reclassification cycle (Cycle III). It has been reviewed by the zoning office as to form and content and has also been reviewed by the Zoning Plans Advisory Committee. The review and enclosed comments from the Committee are intended to provide you and the Board of Appeals with an insight as to possible conflicts or problems that could arise from the requested reclassification or uses and improvements that may be specified as part of the request. They are not intended to indicate the appropriateness of the zoning action requested.

If it has been suggested that the petition forms, descriptions, briefs, and/or the site plans be amended so as to reflect better compliance with the zoning regulations and/or commenting agencies' standards and policies, you are requested to review these comments, make your own judgment as to their accuracy and submit the necessary amendments to this office before October 6, 1986. In the event that any requested amendments are not received prior to this date, the petition will be advertised as originally submitted.

In view of the fact that the submitted site plan does not indicate a proposed use at this time, the comments from this Committee are general in nature. If the request is granted and an additional hearing is required at a later date, more detailed comments will be submitted at that time.

Page Two  
Item No. 9, Cycle III  
October 1, 1986

If you have any questions concerning the enclosed comments, please feel free to contact the Zoning Office at 494-3391 or the commenting agency.

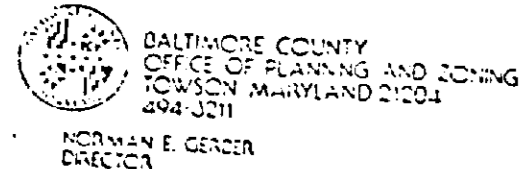
Very truly yours,

*James E. Dyer*  
JAMES E. DYER  
Chairman  
Zoning Plans Advisory Committee

JED:kbb (MS018)

Enclosures

cc: Donald R. Hall, R.P.L.S.  
1321 Loflin Road  
Aberdeen, Maryland 21001



BALTIMORE COUNTY  
OFFICE OF PLANNING AND ZONING  
TOWSON, MARYLAND 21204  
494-3550

NORMAN E. GENDER  
DIRECTOR

Mr. Arnold Jablon  
Zoning Commissioner  
County Office Building  
Towson, Maryland 21204

APRIL 22, 1986

Re: Zoning Advisory Meeting of **CYCLE III - RECLASS.**  
Item # **9 - CYCLE III**  
Property Owner: **WILLIAM A. SCHULTE, et ux**  
Location: **SW/C OF BRADSHAW & JERUSALEM  
RD. & E/S BRADSHAW RD.**

Dear Mr. Jablon:

The Division of Current Planning and Development has reviewed the subject petition and offers the following comments. The items checked below are applicable.

- There are no site planning factors requiring comment, **AT THIS TIME.**
- A County Review Group Meeting is required.
- A County Review Group meeting was held and the minutes will be forwarded by the Bureau of Public Services.
- This site is part of a larger tract; therefore it is defined as a subdivision. The plan must show the entire tract.
- A record plat will be required and must be recorded prior to issuance of a building permit.
- The access is not satisfactory.
- The circulation on this site is not satisfactory.
- The parking arrangement is not satisfactory.
- Parking calculations must be shown on the plan.
- This property contains soils which are defined as wetlands, and development on these soils is prohibited.
- Construction in or alteration of the floodplain is prohibited under the provisions of Section 22-53 of the Development Regulations.
- Development of this site may constitute a potential conflict with the Baltimore County Master Plan.
- The amended Development Plan was approved by the Planning Board on \_\_\_\_\_.
- Landscaping: Must comply with Baltimore County Landscape Manual.
- The property is located in a deficient service area as defined by Bill 175-79. No building permit may be issued until a Reserve Capacity Use Certificate has been issued. The deficient service is \_\_\_\_\_.
- The property is located in a traffic area controlled by a "g" level intersection as defined by Bill 170-79, and as conditions change traffic capacity may become more limited. The Basic Services Areas are re-evaluated annually by the County Council.
- Additional comments:

**IF SUBJECT PROPERTY IS REZONED ANY FUTURE DEVELOPMENT OF THE SITE MUST MEET THE REQUIREMENTS OF BILLS 56-82 "THE DEVELOPMENT REGULATIONS"**

cc: James Haswell

Therese A. Baber  
Chief, Current Planning and Development



BALTIMORE COUNTY  
DEPARTMENT OF TRAFFIC ENGINEERING  
TOWSON, MARYLAND 21204  
494-3550

STEPHEN E. COLLINS  
DIRECTOR

May 19, 1986

Mr. William Hackett, Chairman  
Board of Appeals  
Office of Law, Courthouse  
Towson, Maryland 21204

Cycle III April 1986  
Item No. 9  
Property Owner: William A. Schulte, et ux  
Contract Purchaser: Dr. Vernon E. Martens  
Existing Zoning: B.M. and R.C. 5  
Proposed Zoning: B.R.  
Acres: 1.777 acres  
District: 11th Election District  
Location: SW/cor. of Bradshaw and Jerusalem Rd. and E/S Bradshaw Rd.

Dear Mr. Hackett:

No major change in trip generation is expected by the requested change in zoning from B.M. to B.R.

Very truly yours,

*Michael S. Flanigan*  
Michael S. Flanigan  
Traffic Engineer Associate II

MSF:lt

BALTIMORE COUNTY, MARYLAND

INTER-OFFICE CORRESPONDENCE

TO: Malcolm F. Spicer, Jr. County Attorney Date: January 23, 1987  
FROM: Arnold Jablon Zoning Commissioner  
SUBJECT: Case No. R-87-95, Petitioners: William A. Schulte, et ux

Enclosed are copies of my letters dated September 19, 1986 and November 7, 1986, in connection with the above-entitled reclassification case. Also, enclosed is a breakdown of the costs which was prepared by Miss du Bois, of my office, concerning this matter.

I would appreciate your instituting the appropriate collection proceedings with regard to this case. If you have any questions or comments, please feel free to contact either Miss du Bois or myself.

AJ:med  
Enclosures

1/23/87 Re: R-87-95  
Breakdown of Costs:

\$327.21 (Share for full page ads)  
33.00 (Jeffersonian ad)  
28.86 (Case Times Ad)  
30.00 (2 signposts)  
8419.07 (posts)

B. du Bois  
Zoning Office  
X3394



RE: RECLASSIFICATION FROM B.M. AND RC 5 TO B.R. SW CORNER BRADSHAW AND JERUSALEM ROAD AND E/S BRADSHAW ROAD 11TH DISTRICT WILLIAM A. SCHULTE, ET UX

BEFORE COUNTY BOARD OF APPEALS OF BALTIMORE COUNTY CASE NO. R-87-95

ORDER OF DISMISSAL

Petition of William A. Schulte, et ux, for reclassification from B.M. and RC 5 to B.R. of property located SW corner Bradshaw and Jerusalem Road and E/S Bradshaw Road, in the 11th District of Baltimore County.

WHEREAS, the Board of Appeals is in receipt of letter of withdrawal of petition filed September 15, 1986, a copy of which letter is attached hereto and made a part hereof, from the attorney representing the Petitioners in the above entitled matter; and

WHEREAS, the said attorney for the said Petitioners requests that the petition filed in the name of said Petitioners be withdrawn as of September 15, 1986.

It is hereby ORDERED this 18th day of September, 1986, that said petition be and the same is withdrawn and dismissed.

COUNTY BOARD OF APPEALS OF BALTIMORE COUNTY

*William T. Hackett*  
William T. Hackett

*William R. Evans*  
William R. Evans  
*Patricia Phipps*  
Patricia Phipps

LEVAN, SCHIMEL, RICHMAN & BELMAN, P.A. ATTORNEYS AT LAW

Robert H. Levan  
Ronald S. Schimel  
Gerald M. Richman  
P. Dennis Belman  
David M. Abramson  
Paul S. Washawsky

Ernie M. Durbin  
Theresa L. Osterman  
Bernard A. Cook  
Ellen L.S. Koplow  
David B. Eberhardt

September 12, 1986

Mr. William T. Hackett,  
Chairman  
Baltimore County Board  
of Appeals  
Room 200  
Court House  
Towson, MD 21204

Re: Case No. R-87-95 (Cycle III, Item No. 9)  
Petition For Zoning Reclassification

Dear Chairman Hackett:

On February 28, 1986, a Petition was filed with the Baltimore County Board of Appeals to reclassify property located at the southwest corner of Bradshaw and Jerusalem Road from a B.M. and R.C.5 zone to a B.R. zone. The application was not signed by the legal owners and they gave no authority to any person to file an application on their behalf with respect to the reclassification of the property. Furthermore, the Petition for Zoning Reclassification has not been signed by the legal owners. Therefore, please withdraw the application which has been filed on behalf of William A. and Frances J. Schulte in the above-referenced case.

Respectfully yours,

*Bernard A. Cook*  
Bernard A. Cook

BAC:cmg  
cc: Mr. William A. Schulte  
cmg95616

COUNTY BOARD OF APPEALS  
RECEIVED  
SEP 15 11 26 AM '86

OVERLOOK CENTER SUITE 100 - 5457 TWIN KNOLLS ROAD - COLUMBIA, MARYLAND 21045  
(301) 997-4101 BALTIMORE (301) 596-5620 D.C.  
415 MAIN STREET SUITE 2 - LAUREL, MARYLAND 20777 - (301) 776-6767

BALTIMORE COUNTY OFFICE OF PLANNING & ZONING TOWSON, MARYLAND 21204 494-3353

ARNOLD JABLON ZONING COMMISSIONER

JEAN M. H. JUNG DEPUTY ZONING COMMISSIONER

September 19, 1986

Christian Camenisch, Esquire  
19430 Waters Road  
Germantown, Maryland 20874

RE: PETITION FOR ZONING RECLASSIFICATION SW/cor. of Bradshaw and Jerusalem Rd. and E/S of Bradshaw Rd. 11th Election District William A. Schulte, et ux - Petitioners Case No. R-87-95 (Cycle III, Item No. 9)

Dear Mr. Camenisch:

This is to advise you that \$419.07 is due for advertising and posting of the above property. This fee must be paid before an Order is issued.

THIS FEE MUST BE PAID AND THE RECLASSIFICATION SIGN AND POST RETURNED TO THE BALTIMORE COUNTY ZONING OFFICE ON THE DAY OF THE BOARD OF APPEALS' HEARING OR THE ORDER OF DISMISSAL WILL NOT BE ISSUED.

Please make your check payable to "Baltimore County, Maryland" and remit it to Ms. Margaret E. du Bois, Zoning Office, Room 113, County Office Building, Towson, Maryland 21204, before the hearing.

Sincerely,

*Arnold Jablon*  
ARNOLD JABLON  
Zoning Commissioner

AJ:mcd

cc: Board of Appeals for Baltimore County

RECEIVED  
COUNTY BOARD OF APPEALS  
SEP 22 11 28 AM '86

PETITION FOR ZONING RE-CLASSIFICATION SPECIAL EXCEPTION AND/OR VARIANCE

TO THE COUNTY BOARD OF APPEALS OF BALTIMORE COUNTY:

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 (1) that the zoning status of the herein described property be re-classified, pursuant to the Zoning Law of Baltimore County, from an B.M. zone to an B.R. zone for the reasons given in the attached statement; and (2) for a Special Exception, under the said Zoning Law and Zoning Regulations of Baltimore County, to use the herein described property, for

and (3) for the reasons given in the attached statement, a variance from the following sections of the Zoning Law and Zoning Regulations of Baltimore County:

Property is to be posted and advertised as prescribed by The Baltimore County Code.

I, or we, agree to pay expenses of above Re-classification, Special Exception and/or Variance, 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.

Contract Purchaser: Dr. Vernon E. Martens (Type or Print Name) <i>Dr. Vernon E. Martens</i> Signature Route 609 Address Haywood, Virginia 22722 City and State	Legal Owner(s): William A. Schulte (Type or Print Name) <i>William A. Schulte</i> Signature Frances J. Schulte (Type or Print Name) Signature 15320 Old Frederick Road Address Woodbine, Maryland 21797 City and State Name, address and phone number of legal owner, contract purchaser or representative to be contacted 19430 Waters Road Address Germantown, Maryland 20874 City and State Name Attorney's Telephone No.: 428-1878 Address Phone No.
Attorney for Petitioner: Christian Camenisch (Type or Print Name) <i>Christian Camenisch</i> Signature 19430 Waters Road Address Germantown, Maryland 20874 City and State Attorney's Telephone No.: 428-1878 Address Phone No.	

BABC-Form 1

February 28, 1986

Board of Appeals  
Baltimore County  
Old Courthouse #200  
Towson, Maryland 21204

RE: Subject: Reclassification  
Property: Jerusalem & Bradshaw Roads  
Present Zone: BM  
Proposed Zone: BR  
Petitioner: Dr. Vernon E. Martens

Gentlemen:

Pursuant to the implementation of the 1984 Comprehensive Zoning Map adopted by the Baltimore County Council on November 13, 1984, we respectfully submit that the vicinity and neighborhood had substantially transformed, both prior to, and subsequent to that promulgation.

Consequently, in the best interest of the community economically and historically, we petition that this error of omission be rectified to the proper status of which it should have been, both before and after the promulgation.

We thank you for your consideration in this matter.

Sincerely,

*Christian Camenisch*

Christian Camenisch  
Attorney  
19430 Waters Road  
Germantown, Maryland 20874  
Phone: 428-1878

cc: Dr. Vernon E. Martens  
Route 609  
Haywood, Virginia 22722

IN THE MATTER OF THE PETITION FOR ZONING RECLASSIFICATION FROM B.M.-C.R. AND R.C. 5 TO B.R. ZONE SW Corner of Bradshaw and Jerusalem Rds., 11th Dist.  
WILLIAM A. SCHULTE, et ux, Petitioners

BEFORE THE COUNTY BOARD OF APPEALS OF BALTIMORE COUNTY  
Case No. R-87-95 (Item 9, Cycle III)

ENTRY OF APPEARANCE

Please enter the appearance of the People's Counsel in the above-captioned matter. Notices should be sent of any hearing dates or other proceedings in this matter and of the passage of any preliminary or final Order.

*Phyllis Cole Friedman*  
Phyllis Cole Friedman  
People's Counsel for Baltimore County

*Peter Max Zimmerman*  
Peter Max Zimmerman  
Deputy People's Counsel  
Room 223, Court House  
Towson, Maryland 21204  
494-2188

I HEREBY CERTIFY that on this 5th day of August, 1986, a copy of the foregoing Entry of Appearance was mailed to Christian Camenisch, Esquire, 19430 Waters Road, Germantown, MD 20874, Attorney for Petitioners; and Dr. Vernon E. Martens, Route 609, Haywood, VA 22722, Contract Purchaser.

*Peter Max Zimmerman*  
Peter Max Zimmerman

RECEIVED  
COUNTY BOARD OF APPEALS  
SEP 15 11 09 AM '86



County Board of Appeals of Baltimore County

Room 200 Court House  
Towson, Maryland 21204  
(301) 494-3180

September 16, 1986

Bernard A. Cook, Esquire  
Levan, Schimel, Richman & Belman, P.A.  
Overlook Center, Suite 100  
5457 Twin Knolls Road  
Columbia, MD 21045

RE: Case No. R-87-95  
William A. Schulte, et ux

Dear Mr. Cook:

Enclosed is a copy of the Order of Dismissal which was passed by the Board of Appeals today in the above-entitled matter.

Very truly yours,

*Kathi Weidenhammer*  
Kathi Weidenhammer  
Admin. Secretary

Encl.

cc: Christian Camenisch, Esq.  
William A. Schulte, et ux  
Dr. Vernon E. Martens  
James Earl Kraft  
Phyllis Cole Friedman  
Norman E. Gerber  
James G. Hoswell  
Arnold Jablon  
Jean M. H. Jung  
James E. Dyer

WILLIAM A. SCHULTE, ET UX #R-87-95  
Dr. Vernon E. Martens, C. P. Item #9, Cycle III, 1986  
SW corner Bradshaw and Jerusalem Rd. 11th District  
and E/S Bradshaw Rd. 1.777 acres  
B.M. and RC 5 to B.R.

Feb. 28, 1986 Petition filed

Christian Camenisch, Esquire Counsel for Petitioners  
19430 Waters Road  
Germantown, MD 20874

William A. Schulte, et ux Petitioners  
15320 Old Frederick Road  
Woodbine, MD 21797

Dr. Vernon E. Martens Contract Purchaser  
Route 609  
Haywood, VA 22722

James Earl Kraft  
Baltimore County Board of Education  
2145 Eastern Road (21204)  
946 V 564

Phyllis Cole Friedman People's Counsel

Norman E. Gerber  
James G. Hoswell  
Arnold Jablon  
Jean M. H. Jung  
James E. Dyer

Bernard A. Cook, Esquire Counsel for Petitioners (Schulte)  
Overlook Center, Suite 100  
5457 Twin Knolls Road  
Columbia, MD 21045



DISTRICT COURT OF MARYLAND FOR BALTIMORE COUNTY  
 (LOCATED AT COURT ADDRESS)  
 DC/CV 1 (Rev. 1/85)

COMPLAINT  \$1,000 or under  over \$1,000  
 Clerk: Please check this case in an action of  contract  tort  replevin  detinue  
 The particulars of this case are:

That the Defendant is indebted to the Plaintiff for charges incurred for advertising and posting of a petition for zoning reclassification, special exception and/or variance, a copy of the application is attached hereto and hereinafter referred to as Exhibit #1; that these charges are provided for in Baltimore County Zoning Regulations 501.8 copy attached and hereinafter referred to as Exhibit #2; that demand for payment was made upon the Petitioner's attorney by way of letters dated September 19, 1986 and November 7, 1986, copies attached hereto and collectively referred to as Exhibit #3; that the Defendant has failed and refused to make payment despite these demands.

The Plaintiff claims:  
 \$ 419.07 plus interest of \$ \_\_\_\_\_ and attorney's fees of \$ \_\_\_\_\_  
 Return of the property and damages of \$ \_\_\_\_\_ for its detention in an action of replevin.  
 Return of the property, or its value, plus damages of \$ \_\_\_\_\_ for its detention in action of detinue.  
 Other: \_\_\_\_\_ and demand judgement for \_\_\_\_\_

For Plaintiff - Name, Address & Telephone No.  
 Barry A. Butanis, Esquire  
 Assistant County Attorney  
 Courthouse-2nd Floor  
 Towson, Maryland 21204  
 494-2417

APPLICATION AND AFFIDAVIT IN SUPPORT OF JUDGMENT  
 There are attached the documents indicated which contain sufficient detail as to liability and damage to apprise the Defendant clearly of the Defendant, including the amount of any interest claimed.  
 Properly authenticated copy of any note, security agreement upon which claim is based  Itemized statement of account  Interred Work Sheet  
 Vouchers  Check  Other written document  Letters dated 9/17/86  Verified itemized repair bill or estimate  
 Receipts  Other  Agent  Plaintiff  Defendant  Agent of the plaintiff herein and am competent to testify to the matters stated herein, which are made on my personal knowledge. That there is justly due and owing by the Defendant to the Plaintiff the sum set forth in the Complaint.  
 That the Defendant is indebted to the Plaintiff for costs incurred for advertising and posting for a zoning reclassification.  
 I solemnly affirm under the penalties of perjury and upon personal knowledge that the contents of the above Complaint are true and I am competent to testify to these matters. The Defendant is not now in the military service, as defined in the Soldier's and Sailor's Civil Relief Act of 1940 with amendments, nor has been in such service within thirty days hereof.

9-11-87  
 J. Robert Haines  
 J. Robert Haines  
 Zoning Commissioner

Rev. 12/82; 6/84

501.5-It shall cause an accurate record to be made of all testimony presented at hearings before it and shall have said record transcribed whenever called upon to do so as hereinafter set forth. Upon an appeal from said Board or upon any Order or writ of the Circuit Court for Baltimore County, the Board shall submit to the Court the original or certified copies of all papers in connection with such proceeding as may have been filed with it together with a transcript of the testimony taken before the said Board, but only after payment of the reasonable cost thereof shall have been received, by the Zoning Commissioner, from the party entering such appeal. [B.C.Z.R., 1955.]

501.6-Appeals from the Zoning Commissioner shall be heard by the Board of Zoning Appeals de novo. At such hearing, all parties, including the Zoning Commissioner, shall have the right to be represented by counsel, to produce witnesses and to file and submit all proper oral or written evidence. [B.C.Z.R., 1955.]

501.7-The decision and order of the Board of Zoning Appeals<sup>13</sup> may affirm or reverse in whole, or in part, any decision or order of the Zoning Commissioner, or may modify the Order appealed from and direct the issuance of a permit for such modified use as it may deem proper, subject, however, to zoning regulations and restrictions. [B.C.Z.R., 1955.]

501.8<sup>14</sup>-The charges and fees for procedures, before Zoning Commissioner to be paid by petitioner and before the Board of Appeals by the appellant or respondent, shall be as follows: [B.C.Z.R., 1955; Bill No. 64, 1960; No. 57, 1982; No. 36, 1984.]

10. The party entering the appeal now makes direct payment to the reporter who prepares the transcript.  
 11. Superseded by County Board of Appeals—see note 1, Section 401.  
 12. See note 2 above.  
 13. Superseded by County Board of Appeals—see note 1, Section 401.  
 14. The title of Bill No. 64, 1960 erroneously indicates that this subsection termed a "section" in the bill) was entitled "Board of Zoning Appeals" the title of the section as a whole and further indicates that, under the bill, it was to have been provided with the new title "Zoning Commissioners (sic) and County Board of Appeals" and a "new sub-heading 'Charges and Fees'"; however, the body of the bill contains no provisions effecting any change regarding a title or "sub-heading" pertaining to Subsection 501.8 or to any other part of Section 501. Thus (without article) in B.C.Z.R., 1955 and Bill No. 64, 1960.

-261- EXHIBIT #2  
 19430 Waters Road  
 Name, address and phone number of contact purchaser or representative to be contacted

Rev. 12/82; 6/84

Cost of procedure before Zoning Commissioner: [B.C.Z.R., 1955, Paragraph 501.8 a); Bill No. 64, 1960; No. 57, 1982:]

(a) Petition for Special Exception [B.C.Z.R., 1955, Subparagraphs 501.8.a(1) and 501.8.a(2); Bill No. 64, 1960; No. 57, 1982.]	\$100.00
(b) Petition for Special Hearing-pertaining to a one-family residence [Bill No. 57, 1982.]	\$ 35.00
(c) Petition for Variance-pertaining to a one-family residence [Bill No. 57, 1982.]	\$ 35.00
(d) All other Petitions for Variance or Special Hearing [Bill No. 57, 1982.]	\$100.00
(e) Maximum charge for Petitions filed together [Bill No. 57, 1982.]	\$250.00

Cost of proceedings before the County Board of Appeals: [Bill No. 57, 1982.]

(a) Appeals from granting or refusing to grant a special exception [Bill No. 57, 1982.]	\$100.00
(b) Petition for reclassification [Bill No. 57, 1982.]	\$100.00
(c) All other hearings or appeals [Bill No. 57, 1982.]	\$ 75.00

The fees established herein may be charged by the County Administrative Officer from time to time and shall be in addition to advertising and posting expenses as established by the County Administrative Officer. In addition, the County Administrative Officer shall waive any or all of the fees or expenses established herein for the filing of a petition for special exception or variance when such petition is filed by a Baltimore County Volunteer Fire, Ambulance or Rescue Company. [Bill No. 57, 1982; No. 36, 1984.]

BALTIMORE COUNTY  
 OFFICE OF PLANNING & ZONING  
 TOWSON, MARYLAND 21204  
 494-3353

ARNOLD JABLON  
 ZONING COMMISSIONER

JEAN M. H. JUNG  
 DEPUTY ZONING COMMISSIONER

September 19, 1986

Christian Camenisch, Esquire  
 19430 Waters Road  
 Germantown, Maryland 20874

RE: PETITION FOR ZONING RECLASSIFICATION  
 SW/cor. of Bradshaw and Jerusalem Rd. and E/S of Bradshaw Rd.  
 11th Election District  
 William A. Schulte, et ux - Petitioners  
 Case No. R-87-95 (Cycle III, Item No. 9)

Dear Mr. Camenisch:

This is to advise you that \$419.07 is due for advertising and posting of the above property. This fee must be paid before an Order is issued.

THIS FEE MUST BE PAID AND THE RECLASSIFICATION SIGN AND POST RETURNED TO THE BALTIMORE COUNTY ZONING OFFICE ON THE DAY OF THE BOARD OF APPEALS' HEARING OR THE ORDER OF DISMISSAL WILL NOT BE ISSUED.

Please make your check payable to "Baltimore County, Maryland" and remit it to Ms. Margaret E. du Bois, Zoning Office, Room 113, County Office Building, Towson, Maryland 21204, before the hearing.

Sincerely,  
 Arnold Jablon  
 Zoning Commissioner

AJ:med  
 cc: Board of Appeals for Baltimore County

EXHIBIT #3

BALTIMORE COUNTY  
 OFFICE OF PLANNING & ZONING  
 TOWSON, MARYLAND 21204  
 494-3353

ARNOLD JABLON  
 ZONING COMMISSIONER

JEAN M. H. JUNG  
 DEPUTY ZONING COMMISSIONER

November 7, 1986

Christian Camenisch, Esquire  
 19430 Waters Road  
 Germantown, Maryland 20874

RE: PETITION FOR ZONING RECLASSIFICATION  
 SW/cor. of Bradshaw and Jerusalem Rd. and E/S of Bradshaw Rd.  
 11th Election District  
 William A. Schulte, et ux - Petitioners  
 Case No. R-87-95 (Cycle III, Item No. 9)

Dear Mr. Camenisch:

Reference is made to my letter to you dated September 19, 1986, a copy of which is enclosed for your ready reference.

You client is liable to Baltimore County, Maryland for the payment of these fees and the return to our office of the two signs and posts in connection with this reclassification case. This is to inform you that unless I receive a check made payable to "Baltimore County, Maryland", in the amount of \$419.07 within 17 days from the date of this letter, I will refer this matter to the Baltimore County Office of Law for collection litigation.

Very truly yours,  
 Arnold Jablon  
 Zoning Commissioner

AJ:med  
 Enclosure

BALTIMORE COUNTY, MARYLAND  
 INTER-OFFICE CORRESPONDENCE

TO: Robert Haines  
 Zoning Commissioner

DATE: January 8, 1990

FROM: Barry A. Butanis  
 Office of Law

SUBJECT: Dr. Vernon E. Martens  
 Case No.: R-87-95

Attached is a money order in the amount of \$280.00, representing settlement and payment in full of the above captioned zoning case which resulted as the result of a petition for zoning reclassification.

The debtor owed a total of \$419.07 for advertising charges. Suit was filed and a defense was entered with the debtor contesting these charges.

This office settled for two thirds of the amount claimed due to the fact that the debtor is residing in the state of Virginia and has

receipt  
 Baltimore County  
 Zoning Commissioner  
 County Office Building  
 111 West Chesapeake Avenue  
 Towson, Maryland 21204  
 Account: 9-001 6150  
 Number  
 No 1806  
 Date  
 R-87-95

BALTIMORE COUNTY, MARYLAND  
 INTER-OFFICE CORRESPONDENCE

J. Robert Haines  
 Zoning Commissioner

Date: September 11, 1987

FROM: Office of Law

Dr. Vernon Martens  
 SUBJECT: Zoning Reclassification Costs  
 Amount Due: \$419.08 R-87-95

Robert L. Barney  
 Zoning Reclassification Costs  
 Amount Due: \$320.71 R-87-96

RECEIVED  
 SEP 11 1987  
 ZONING OFFICE

Attached are Complaints on the above mentioned individuals for Zoning Re-classification Special Exception and/or Variance costs.

Please review, sign and return the attached to my office at your earliest opportunity so we may file same with the District Court.

Barry A. Butanis  
 Barry A. Butanis  
 Assistant County Attorney

BAB/lbf  
 Attachment

February 28, 1986

Board of Appeals  
 Baltimore County  
 Old Courthouse #200  
 Towson, Maryland 21204

RE: Subject: Reclassification  
 Property: Jerusalem & Bradshaw Roads  
 Present Zone: BR  
 Proposed Zone: BR  
 Petitioner: Dr. Vernon E. Martens

Gentlemen:

Pursuant to the implementation of the 1984 Comprehensive Zoning Map adopted by the Baltimore County Council on November 13, 1984, we respectfully submit that the vicinity and neighborhood had substantially transformed, both prior to, and subsequent to that promulgation.

Consequently, in the best interest of the community economically and historically, we petition that this error of omission be rectified to the proper status of which it should have been, both before and after the promulgation.

We thank you for your consideration in this matter.

Sincerely,  
 Christian Camenisch  
 Christian Camenisch  
 Attorney  
 19430 Waters Road  
 Germantown, Maryland 20874  
 Phone: 428-1873

cc:  
 Dr. Vernon E. Martens  
 Route 609  
 Haywood, Virginia 22722



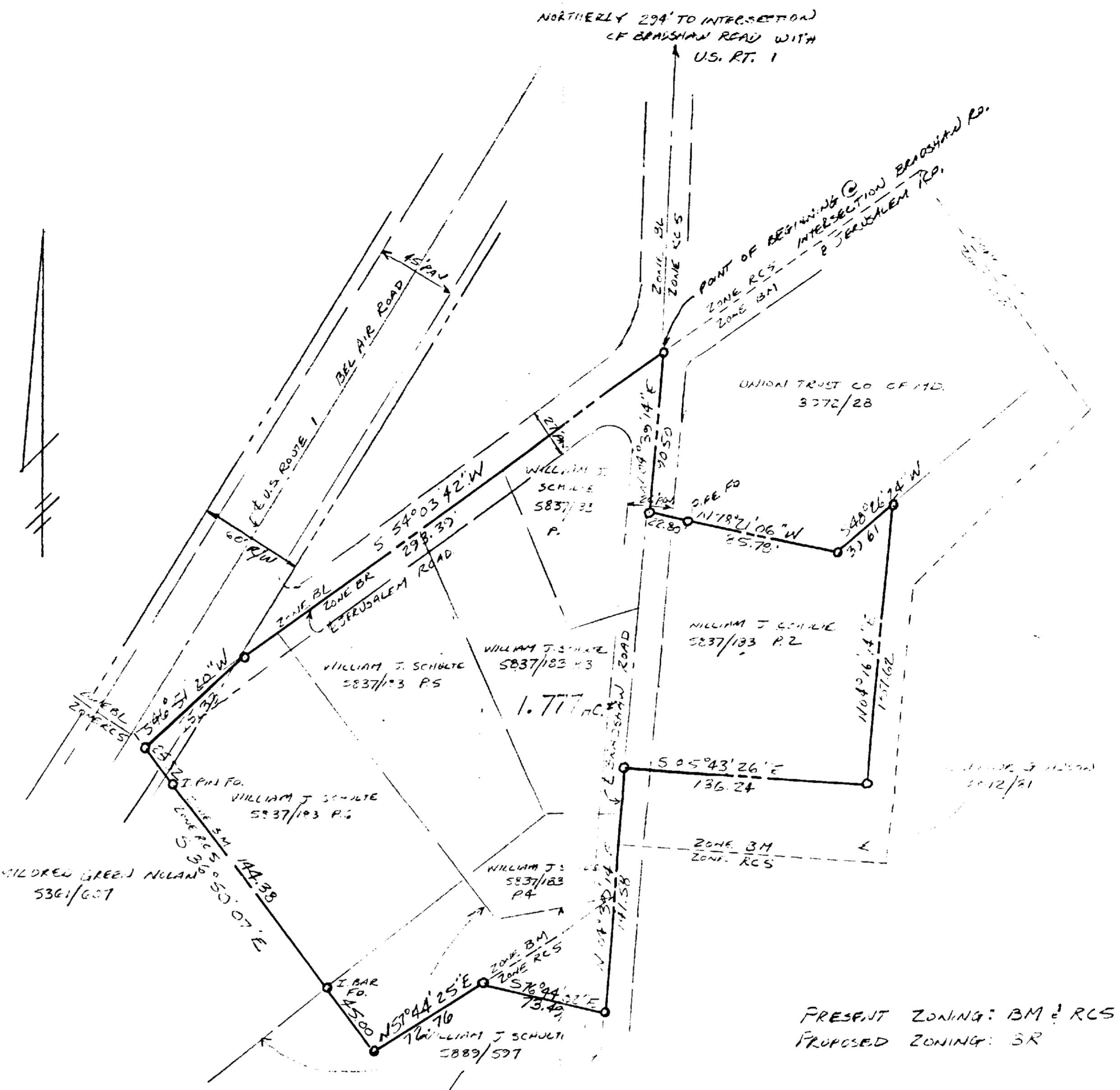
**Petition for Reclassification**  
 CASE NO. R-87-95  
 LOCATION: Southwest Corner of Bradshaw and Jerusalem Road and East Side of Bradshaw Road.  
 PUBLIC HEARING: Tuesday, October 7, 1986, at 10:00 A.M.  
 The County Board of Appeals for Baltimore County, by authority of the Baltimore County Charter, will hold a public hearing:  
 To reclassify the property from a B.M. and R.C. 5 Zone to a B.R. Zone.  
 All that parcel of land in 11th Election District of Baltimore County BEING GINNING for the same as a point in the intersection of Bradshaw Road and Jerusalem Road, said point 294 feet more or less, measured Southerly from the intersection of Bradshaw Road and Bal Air Road, U.S. Route 1, running thence from said point of beginning:  
 (1) South 64°00'43" West, 232.39 feet;  
 (2) South 66°11'30" West, 75.55 feet;  
 (3) South 80°00'00" East, 218.50 feet;  
 (4) North 57°44'25" East, 72.76 feet;  
 (5) North 78°44'03" East, 73.48 feet;  
 (6) North 04°29'14" East, 141.58 feet;  
 (7) South 55°43'26" East, 136.24 feet;  
 (8) North 54°18'14" East, 167.63 feet;  
 (9) South 48°28'24" West, 39.81 feet;  
 (10) North 78°21'08" West, 108.58 feet;  
 (11) North 04°29'14" East, 90.29 feet to the point of beginning hereof.  
 CONTAINING 1.777 acres of land, more or less.  
 Being the property of William A. Schulte, et ux, as shown on the plan filed with the Zoning Department.

**The Times**  
 Middle River, Md., Sept 25 1986  
 This is to Certify, That the annexed  
 Petition by L 95703  
 was inserted in The Times, a newspaper printed and published in Baltimore County, once in each of \_\_\_\_\_ successive weeks before the \_\_\_\_\_ day of \_\_\_\_\_, 1986.  
 J. [Signature] Publisher.

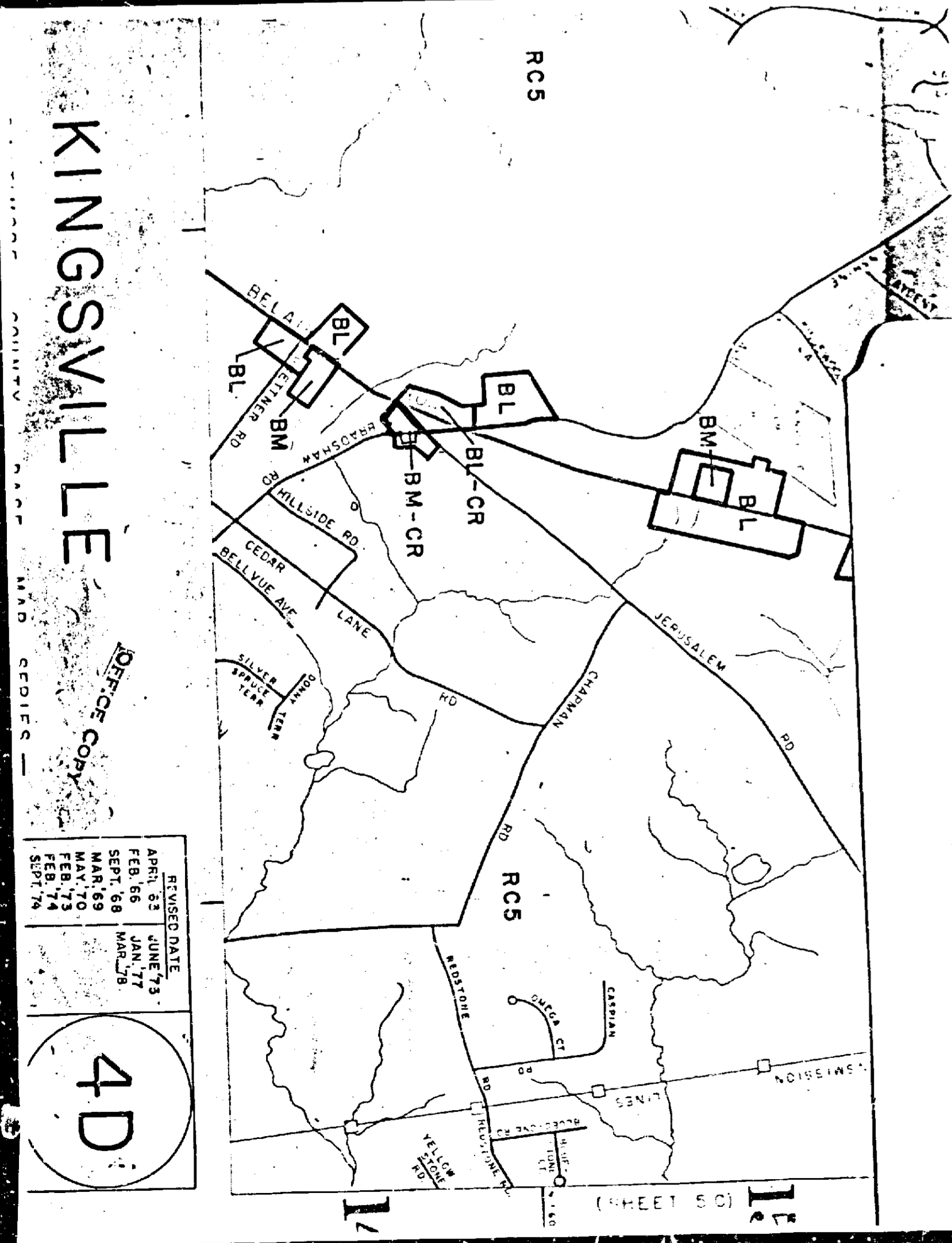
**CERTIFICATE OF POSTING**  
 ZONING DEPARTMENT OF BALTIMORE COUNTY R-87-95  
 Towson, Maryland  
 District 11.71 Date of Posting 9/21/86  
 Posted for: \_\_\_\_\_  
 Petitioner: \_\_\_\_\_  
 Location of property: 341/2 Bradshaw & Jerusalem Rd. & E/S Bradshaw Rd.  
 Location of Signs: \_\_\_\_\_  
 Remarks: Renewed signs - 9/21/86, per Planning Office.  
 Posted by: [Signature] Date of return: 9/23/86  
 Number of Signs: 2

**CERTIFICATE OF POSTING**  
 ZONING DEPARTMENT OF BALTIMORE COUNTY R-87-95  
 Towson, Maryland  
 District 11.71 Date of Posting 9/14/86  
 Posted for: \_\_\_\_\_  
 Petitioner: William A. Schulte, et ux  
 Location of property: 341/2 Bradshaw & Jerusalem Rd. & E/S Bradshaw Rd.  
 Location of Signs: William A. Schulte, et ux, 341/2 Bradshaw & Jerusalem Rd. & E/S Bradshaw Rd. with an acre of adjacent land.  
 Remarks: See case file for details.  
 Posted by: [Signature] Date of return: 9/15/86  
 Number of Signs: 2

**CERTIFICATE OF PUBLICATION**  
 TOWSON, MD., September 18, 1986  
 THIS IS TO CERTIFY, that the annexed advertisement was published in THE JEFFERSONIAN, a weekly newspaper printed and published in Towson, Baltimore County, Md., appearing on September 18, 1986.  
 THE JEFFERSONIAN,  
 Susan Studer Orselt  
 Publisher  
 Cost of Advertising 33.00



PRESIDENT ZONING: BM & RCS  
 PROPOSED ZONING: BR



Christian Camenisch, Esquire  
 19430 Waters Road  
 Germantown, Maryland 20874

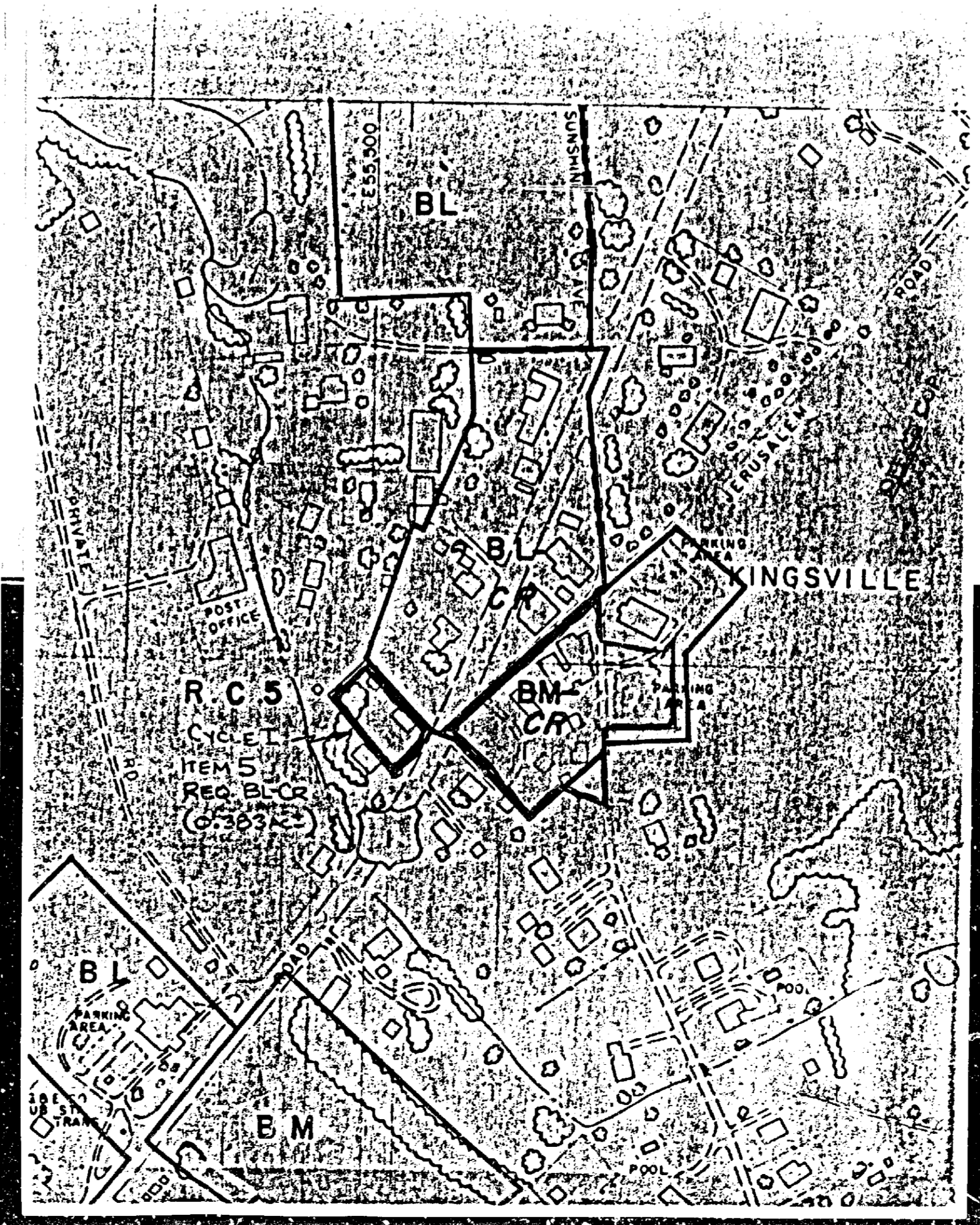
**NOTICE OF HEARING**  
 RE: SW/cor. of Bradshaw and Jerusalem Rd. and E/S of Bradshaw Rd.  
 11th Election District  
 William A. Schulte, et ux - Petitioners  
 Case No. R-87-95 (Cycle III, Item No. 9)  
 PETITION FOR ZONING RECLASSIFICATION

TIME: 10:00 a.m.  
 DATE: Tuesday, October 7, 1986  
 PLACE: Room 218, Courthouse, Towson, Maryland

William T. Hackett  
 William T. Hackett, Chairman  
 County Board of Appeals

ccs: Dr. Vernon E. Martens, Mrs. William A. Schulte, Mrs. Frances J. Schulte  
 Route 609, 15320 Old Frederick Road, Haywood, Virginia 22722, Woodbine, Maryland 21797

THIS IS TO ADVISE YOU THAT YOU WILL BE BILLED BY THE ZONING OFFICE FOR ADVERTISING AND POSTING COSTS WITH RESPECT TO THIS CASE APPROXIMATELY A WEEK BEFORE THE HEARING. THIS FEE MUST BE PAID AND THE SIGN AND POST RETURNED TO THE ZONING OFFICE ON THE DAY OF THE HEARING OR THE ORDER WILL NOT BE ISSUED.  
 W.T.H.



III-9 R-87-95  
 PLAT TO ACCOMPANY PETITION FOR RECLASSIFICATION OF ZONING PARCEL OF LAND SITING IN 11th ELECTION DISTRICT BALTIMORE COUNTY MARYLAND  
 PREPARED BY  
 DONALD R. HALL, RALLS 2013  
 1321 CUREN RD  
 ABERDEEN, MARYLAND 2101  
 272-2504



ARNOLD JABLON  
ZONING COMMISSIONER

JEAN M. H. JUNG  
DEPUTY ZONING COMMISSIONER

September 19, 1986

Christian Camenisch, Esquire  
19430 Waters Road  
Germantown, Maryland 20874

RE: PETITION FOR ZONING RECLASSIFICATION  
SW/cor. of Bradshaw and Jerusalem Rd. and E/S of Bradshaw Rd.  
11th Election District  
William A. Schulte, et ux - Petitioners  
Case No. R-87-95 (Cycle III, Item No. 9)

Dear Mr. Camenisch:

This is to advise you that \$419.07 is due for advertising and posting of the above property. This fee must be paid before an Order is issued.

THIS FEE MUST BE PAID AND THE RECLASSIFICATION SIGN AND POST RETURNED TO THE BALTIMORE COUNTY ZONING OFFICE ON THE DAY OF THE BOARD OF APPEALS' HEARING OR THE ORDER OF DISMISSAL WILL NOT BE ISSUED.

Please make your check payable to "Baltimore County, Maryland" and remit it to Ms. Margaret E. du Bois, Zoning Office, Room 113, County Office Building, Towson, Maryland 21204, before the hearing.

Sincerely,

*Arnold Jablon*  
ARNOLD JABLON  
Zoning Commissioner

AJ:med

cc: Board of Appeals for Baltimore County

BALTIMORE COUNTY, MARYLAND

INTER-OFFICE CORRESPONDENCE

TO: Mr. Barry Butanis  
Legal Assistant Date: January 27, 1987

FROM: Margaret E. du Bois  
Baltimore County Zoning Office *md*

ZONING CASE NO. R-87-95  
SUBJECT: Petition for Zoning Reclassification

Pursuant to our telephone conversation of this date, enclosed are copies of the following papers in connection with the above-captioned collection matter we referred to your office on January 23rd:

1. Petition for Zoning Reclassification filed with the Board of Appeals on February 28, 1986;
2. Letter to Bernard A. Cook, Esquire, from Ms. Weidenhammer, dated September 18, 1986; and
3. Order of Dismissal of the County Board of Appeals, dated September 18, 1986.

If you need anything else or have any more questions regarding this matter, please feel free to contact me (X3394).

Enclosures

CPS-008

BALTIMORE COUNTY, MARYLAND

INTER-OFFICE CORRESPONDENCE

TO: Barry A. Butanis, Esquire  
Assistant County Attorney  
Margaret E. du Bois  
Zoning Office *md*

FROM: Dr. Vernon Martens  
Zoning Reclassification Costs

SUBJECT: Amount Due: \$419.08, Case No. R-87-95

Robert L. Barney  
Zoning Reclassification Costs  
Amount Due: \$320.71  
Case No. R-87-96

Enclosed are the Complaints with respect to the above-entitled matters. Zoning Commissioner Haines has signed them as of this date. Please take care of filing them with the District Court. Thank you.

CPS-008

PAUL H. REINCKE  
CHIEF

May 13, 1986

Mr. Arnold Jablon  
Zoning Commissioner  
Office of Planning and Zoning  
Baltimore County Office Building  
Towson, Maryland 21204

Attention: William Hackett  
Chairman, County Board of Appeals

RE: Property Owner: William A. Schulte, et ux  
Dr. Vernon E. Martens  
Location: SW/cor. of Bradshaw and Jerusalem Rd. and E/S Bradshaw Road

Item No.: 9 Zoning Agenda: Cycle III  
4/86 - 10/86

Gentlemen:

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 hydrants for the referenced property are required and shall be located at intervals or \_\_\_\_\_ feet along an approved road in accordance with Baltimore County Standards as published by the Department of Public Works.
- ( ) 2. A second means of vehicle access is required for the site.
- ( ) 3. The vehicle dead end condition shown as \_\_\_\_\_ EXCEEDS the maximum allowed by the Fire Department.
- ( ) 4. The site shall be made to comply with all applicable parts of the Fire Prevention Code prior to occupancy or beginning of operation.
- ( x ) 5. The buildings and structures existing or proposed on the site shall comply with all applicable requirements of the National 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 comment at this time.

REVIEWER: *Paul H. Reincke* Noted and Approved: *John F. O'Brien*  
Fire Prevention Bureau  
Special Inspection Division

/mb

BALTIMORE COUNTY, MARYLAND

INTER-OFFICE CORRESPONDENCE

TO: William P. Hackett - Chairman  
Appeals Board Date: June 24, 1986

FROM: Charles E. "Ted" Burnham  
Plans Review Chief, Department of Permits & Licenses

SUBJECT: April - October 1986 - Zoning Classification - Cycle III

Item # 9 Property Owner: William A. Schulte, et ux  
Contract Purchaser: Dr. Vernon E. Martens  
Location: SW/cor. of Bradshaw and Jerusalem Road and E/S Bradshaw Road  
Existing Zoning: B.M. and R.C. 5  
Proposed Zoning: B.R.  
Acreage: 1.777 Acres  
District: 11th. Election District

No Comment at this time.

CZB/vw

Feb. 28, 1986

DESCRIPTION TO ACCOMPANY PETITION FOR RECLASSIFICATION OF ZONING  
1.777 ACRE PARCEL OF LAND, LOCATED ON BRADSHAW ROAD AND JERUSALEM  
ROAD, ELEVENTH ELECTION DISTRICT, BALTIMORE COUNTY, MARYLAND.

BEGINNING for the same at a point in the intersection of Bradshaw  
Road and Jerusalem Road, said point 294 feet, more or less, measured  
Southerly from the intersection of Bradshaw Road and Bel Air Road,  
U.S. Route 1 running thence from said point of beginning

- (1) South 54\*03'42" West, 293.39 feet
- (2) South 46\*51'20" West, 75.33 feet
- (3) South 36\*50'07" East, 215.20 feet
- (4) North 57\*44'25" East, 72.76 feet
- (5) South 76\*44'02" East, 73.49 feet
- (6) North 04\*39'14" East, 141.58 feet
- (7) South 85\*43'26" East, 136.24 feet
- (8) North 04\*16'14" East, 157.62 feet
- (9) South 48\*26'24" West, 39.61 feet
- (10) North 78\*21'06" West, 108.58 feet
- (11) North 04\*39'14" East, 90.50 feet to the point of

beginning hereof.

CONTAINING 1.777 acres of land, more or less.



BALTIMORE COUNTY ZONING PLANS ADVISORY COMMITTEE

October 1, 1986

COUNTY OFFICE BLDG.  
111 W. Chesapeake Ave.  
Towson, Maryland 21204

000

Chairman

MEMBERS

Bureau of Engineering  
Department of Traffic Engineering  
State Roads Commission  
Bureau of Fire Prevention  
Health Department  
Project Planning  
Building Department  
Board of Education  
Zoning Administration  
Industrial Development

Christian Camenisch, Esquire  
19430 Waters Road  
Germantown, Maryland 20874

RE: Item No. 9 - Cycle No. III  
Petitioners: William A. Schulte, et ux  
Reclassification Petition

Dear Ms. Camenisch:

This reclassification petition has been timely filed with the Board of Appeals for a public hearing within the April-October reclassification cycle (Cycle III). It has been reviewed by the zoning office as to form and content and has also been reviewed by the Zoning Plans Advisory Committee. The review and enclosed comments from the Committee are intended to provide you and the Board of Appeals with an insight as to possible conflicts or problems that could arise from the requested reclassification or uses and improvements that may be specified as part of the request. They are not intended to indicate the appropriateness of the zoning action requested.

If it has been suggested that the petition forms, descriptions, briefs, and/or the site plans be amended so as to reflect better compliance with the zoning regulations and/or commenting agencies' standards and policies, you are requested to review these comments, make your own judgment as to their accuracy and submit the necessary amendments to this office before October 6, 1986. In the event that any requested amendments are not received prior to this date, the petition will be advertised as originally submitted.

In view of the fact that the submitted site plan does not indicate a proposed use at this time, the comments from this Committee are general in nature. If the request is granted and an additional hearing is required at a later date, more detailed comments will be submitted at that time.

Page Two  
Item No. 9, Cycle III  
October 1, 1986

If you have any questions concerning the enclosed comments, please feel free to contact the Zoning Office at 494-3391 or the commenting agency.

Very truly yours,

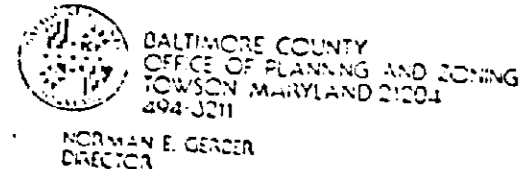
*James E. Dyer*  
JAMES E. DYER  
Chairman  
Zoning Plans Advisory Committee

JED:kbb (MS018)

Enclosures

cc: Donald R. Hall, R.P.L.S.  
1321 Loflin Road  
Aberdeen, Maryland 21001





BALTIMORE COUNTY  
OFFICE OF PLANNING AND ZONING  
TOWSON, MARYLAND 21204  
494-3550

NORMAN E. GENDER  
DIRECTOR

Mr. Arnold Jablon  
Zoning Commissioner  
County Office Building  
Towson, Maryland 21204

APRIL 22, 1986

Re: Zoning Advisory Meeting of **CYCLE III - RECLASS.**  
Item # **9 - CYCLE III**  
Property Owner: **WILLIAM A. SCHULTE, et ux**  
Location: **SW/C OF BRADSHAW & JERUSALEM  
RD. & E/S BRADSHAW RD.**

Dear Mr. Jablon:

The Division of Current Planning and Development has reviewed the subject petition and offers the following comments. The items checked below are applicable.

- There are no site planning factors requiring comment, **AT THIS TIME.**
- A County Review Group Meeting is required.
- A County Review Group Meeting was held and the minutes will be forwarded by the Bureau of Public Services.
- This site is part of a larger tract; therefore it is defined as a subdivision. The plan must show the entire tract.
- A record plat will be required and must be recorded prior to issuance of a building permit.
- The access is not satisfactory.
- The circulation on this site is not satisfactory.
- The parking arrangement is not satisfactory.
- Parking calculations must be shown on the plan.
- This property contains soils which are defined as wetlands, and development on these soils is prohibited.
- Construction in or alteration of the floodplain is prohibited under the provisions of Section 22-53 of the Development Regulations.
- Development of this site may constitute a potential conflict with the Baltimore County Master Plan.
- The amended Development Plan was approved by the Planning Board on \_\_\_\_\_.
- Landscaping: Must comply with Baltimore County Landscape Manual.
- The property is located in a deficient service area as defined by Bill 175-79. No building permit may be issued until a Reserve Capacity Use Certificate has been issued. The deficient service is \_\_\_\_\_.
- The property is located in a traffic area controlled by a "g" level intersection as defined by Bill 170-79, and as conditions change traffic capacity may become more limited. The Basic Services Areas are re-evaluated annually by the County Council.
- Additional comments:

**IF SUBJECT PROPERTY IS REZONED ANY FUTURE DEVELOPMENT OF THE SITE MUST MEET THE REQUIREMENTS OF BILLS 56-82 "THE DEVELOPMENT REGULATIONS"**

cc: James Haswell

Therese A. Baber  
Chief, Current Planning and Development



BALTIMORE COUNTY  
DEPARTMENT OF TRAFFIC ENGINEERING  
TOWSON, MARYLAND 21204  
494-3550

STEPHEN E. COLLINS  
DIRECTOR

May 19, 1986

Mr. William Hackett, Chairman  
Board of Appeals  
Office of Law, Courthouse  
Towson, Maryland 21204

Cycle III April 1986  
Item No. 9  
Property Owner: William A. Schulte, et ux  
Contract Purchaser: Dr. Vernon E. Martens  
Existing Zoning: B.M. and R.C. 5  
Proposed Zoning: B.R.  
Acres: 1.777 acres  
District: 11th Election District  
Location: SW/cor. of Bradshaw and Jerusalem Rd. and E/S Bradshaw Rd.

Dear Mr. Hackett:

No major change in trip generation is expected by the requested change in zoning from B.M. to B.R.

Very truly yours,

*Michael S. Flanigan*  
Michael S. Flanigan  
Traffic Engineer Associate II

MSF:lt

BALTIMORE COUNTY, MARYLAND

INTER-OFFICE CORRESPONDENCE

TO: Malcolm F. Spicer, Jr. County Attorney Date: January 23, 1987  
FROM: Arnold Jablon Zoning Commissioner  
SUBJECT: Case No. R-87-95, Petitioners: William A. Schulte, et ux

Enclosed are copies of my letters dated September 19, 1986 and November 7, 1986, in connection with the above-entitled reclassification case. Also, enclosed is a breakdown of the costs which was prepared by Miss du Bois, of my office, concerning this matter.

I would appreciate your instituting the appropriate collection proceedings with regard to this case. If you have any questions or comments, please feel free to contact either Miss du Bois or myself.

AJ:med  
Enclosures

CPS-008

1/23/87 Re: R-87-95  
Breakdown of Costs:

\$327.21 (Share for full page ads)  
33.00 (Jeffersonian ad)  
28.86 (Essex Times Ad)  
30.00 (2 signposts)  
8419.07

B. du Bois  
Zoning Office  
X3394