



## HISTORIC PRESERVATION COMMISSION

Marc Elrich  
*County Executive*

Robert K. Sutton  
*Chairman*

Date: March 22, 2023

### MEMORANDUM

TO: Rabbiah Sabbakhan, DPS Director Department of  
Permitting Services

FROM: Winnie Cargill  
Historic Preservation Section  
Maryland-National Capital Park & Planning Commission

SUBJECT: Historic Area Work Permit #1024803 - Fence  
Replacement

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The Montgomery County Historic Preservation Commission (HPC) has reviewed the attached application for a Historic Area Work Permit (HAWP). This application was **Approved** by the HPC Staff.

The HPC staff has reviewed and stamped the attached construction drawings.

THE BUILDING PERMIT FOR THIS PROJECT SHALL BE ISSUED CONDITIONAL UPON ADHERENCE TO THE ABOVE APPROVED HAWP CONDITIONS AND MAY REQUIRE APPROVAL BY DPS OR ANOTHER LOCAL OFFICE BEFORE WORK CAN BEGIN.

Applicant: Andre Herzog  
Address: 410015 Menlo Ave., Silver Spring

This HAWP approval is subject to the general condition that the applicant will obtain all other applicable Montgomery County or local government agency permits. After the issuance of these permits, the applicant must contact this Historic Preservation Office if any changes to the approved plan are made. Once work is complete the applicant will contact Winnie Cargill at 301.495.2108 or [winnie.cargill@montgomeryplanning.org](mailto:winnie.cargill@montgomeryplanning.org) to schedule a follow-up site visit.





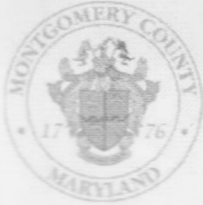
HISTORIC PRESERVATION COMMISSION

HAWP #: \_\_\_\_\_ at: \_\_\_\_\_
submitted on: \_\_\_\_\_
has been reviewed and determined that the proposal fits into the following category/categories:

- Repair or replacement of a masonry foundation with new masonry materials that closely match the original in appearance;
Installation of vents or venting pipes in locations not visible from the public right-of-way;
New gutters and downspouts;
Removal of vinyl, aluminum, asbestos, or other artificial siding when the original siding is to be repaired and/or replaced in kind;
Removal of accessory buildings that are not original to the site or non-historic construction;
Repair or replacement of missing or deteriorated architectural details such as trim or other millwork, stairs or stoops, porch decking or ceilings, columns, railings, balusters, brackets shutters, etc., with new materials that match the old in design, texture, visual characteristics, and, where possible materials, so long as the applicant is able to provide one extant example, photographic evidence, or physical evidence that serves as the basis for the work proposed;
Construction of wooden decks that are at the rear of a structure and are not visible from a public right-of-way;
Roof replacement with -compatible roofing materials, or with architectural shingles replacing 3-Tab asphalt shingles;
Installation of storm windows or doors that are compatible with the historic resource or district;
Repair, replacement or installation of foundation-level doors, windows, window wells, and areaways, or foundation vents, venting pipes, or exterior grills that do not alter the character-defining features and/or the historic character of the resource;
Construction of fences that are compatible with the historic site or district in material, height, location, and design;
Fence is lower than 48" in front of rear wall plane;

- Construction of walkways, parking pads, patios, driveways, or other paved areas that are not visible from a public right-of-way and measure no more than 150 square feet in size;
Replacement of existing walkways, parking pads, patios, driveways, or other paved areas with materials that are compatible with the visual character of the historic site and district and that are no greater than the dimensions of the existing hardscape;
Construction of small accessory buildings no larger than 250 square feet in size that are not visible from the public right-of-way;
Installations of skylights on the rear of a structure that will not be visible from the public right-of-way, and would not remove or alter character-defining roof materials;
Installation of solar panels and arrays in locations that are not readily visible from the public right-of-way or that are designed so as to have a minimal impact on the historic resource or the historic district (e.g., systems that are ground-mounted in areas other than the front or side yard of a corner lot, located on accessory or outbuildings, on non-historic additions, or on rear facing roof planes);
Installation of car charging stations in any location on a property or in the right-of-way;
Installation of satellite dishes;
Removal of trees greater than 6" in diameter (d.b.h.) that are dead, dying, or present an immediate hazard.
Removal of trees greater than 6" in diameter (d.b.h.) in the rear of the property that will not impact the overall tree canopy of the surrounding district or historic site;
Replacement tree required as a condition; and,
Other minor alterations that may be required by the Department of Permitting Services post-Commission approval that would have no material effect on the historic character of the property.

Staff finds the proposal complies with Chapter 24A, the Secretary of the Interior's Standards for Rehabilitation, and any additional requisite guidance. Under the authority of COMCOR No. 24A.04.01, this HAWP is approved by Christina Cargill on \_\_\_\_\_. The approval memo and stamped drawings follow.



**APPLICATION FOR  
HISTORIC AREA WORK PERMIT**  
HISTORIC PRESERVATION COMMISSION  
301.563.3400

FOR STAFF ONLY:  
HAWP# \_\_\_\_\_  
DATE ASSIGNED \_\_\_\_\_

**APPLICANT:**

Name: Andre Herzog E-mail: deco.h1968@gmail.com  
Address: 10015 Menlo Ave City: Silver Spring Zip: 20910  
Daytime Phone: 202-4598980 Tax Account No.: 13-00994496

**AGENT/CONTACT (if applicable):**

Name: \_\_\_\_\_ E-mail: \_\_\_\_\_  
Address: \_\_\_\_\_ City: \_\_\_\_\_ Zip: \_\_\_\_\_  
Daytime Phone: \_\_\_\_\_ Contractor Registration No.: \_\_\_\_\_

**LOCATION OF BUILDING/PREMISE:** MIHP # of Historic Property \_\_\_\_\_

Is the Property Located within an Historic District?  Yes/District Name Capital View Park  
 No/Individual Site Name \_\_\_\_\_

Is there an Historic Preservation/Land Trust/Environmental Easement on the Property? If YES, include a map of the easement, and documentation from the Easement Holder supporting this application.

Are other Planning and/or Hearing Examiner Approvals /Reviews Required as part of this Application? (Conditional Use, Variance, Record Plat, etc.?) If YES, include information on these reviews as supplemental information.

Building Number: 10015 Street: Menlo Ave  
Town/City: Silver Spring Nearest Cross Street: Barker Street  
Lot: 6 Block: 33 Subdivision: Capital View Park Parcel: \_\_\_\_\_

**TYPE OF WORK PROPOSED: See the checklist on Page 4 to verify that all supporting items for proposed work are submitted with this application. Incomplete Applications will not be accepted for review. Check all that apply:**

- |   |  |  |
|---|--|--|
| <input type="checkbox"/> New Construction   | <input type="checkbox"/> Deck/Porch          | <input type="checkbox"/> Shed/Garage/Accessory Structure |
| <input type="checkbox"/> Addition           | <input checked="" type="checkbox"/> Fence    | <input type="checkbox"/> Solar                           |
| <input type="checkbox"/> Demolition         | <input type="checkbox"/> Hardscape/Landscape | <input type="checkbox"/> Tree removal/planting           |
| <input type="checkbox"/> Grading/Excavation | <input type="checkbox"/> Roof                | <input type="checkbox"/> Window/Door                     |
|   |  | <input type="checkbox"/> Other: _____                    |

I hereby certify that I have the authority to make the foregoing application, that the application is correct and accurate and that the construction will comply with plans reviewed and approved by all necessary agencies and hereby acknowledge and accept this to be a condition for the issuance of this permit.

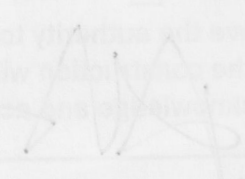
[Signature]  
Signature of owner or authorized agent

3/15/2023  
Date

**HAWP APPLICATION: MAILING ADDRESSES FOR NOTIFYING**  
 [Owner, Owner's Agent, Adjacent and Confronting Property Owners]

|   |  |
|---|--|
| <b>Owner's mailing address</b><br>10015 Menlo Ave<br>Silver Spring MD 20910 | <b>Owner's Agent's mailing address</b> |
| <b>Adjacent and confronting Property Owners mailing addresses</b>           |  |
| 10013 Menlo Ave, Silver Spring MD 20910                                     |  |
| 10017 Menlo Ave, Silver Spring MD 20910                                     |  |
| 10020 Menlo Ave, Silver Spring MD 20910                                     |  |

5/12/03



Signature of owner or authorized agent

Description of Property: Please describe the building and surrounding environment. Include information on significant structures, landscape features, or other significant features of the property:

The house was built in 1963 on a lot comprising 10,000 Sq.Ft. and a total construction comprising 1,778 Sq. Ft. The style is mid-century/contemporary. Lot number 6 in Block number 33, in the subdivision known as Capital View Park 1 story and basement

Description of Work Proposed: Please give an overview of the work to be undertaken:

Installation of wood fence on the south side of the backyard. The Northeasterly and Southeasterly sides of the backyard have already a wood fence in good conditions, but the Southwesterly side of the backyard there is an existing old metallic fence which is in high stage of deterioration through which wild animals often pass through.

The work will comprise of installation of a new wood fence along the Southwesterly side of the backyard. The new wood fence will be approximately 150 feet long, 4 feet high, with a flat top, 1x4 framing, and no gates.

**REVIEWED**

*By Winnie Cargill at 1:28 pm, Mar 22, 2023*



Work Item 1: Installation of wood fence to close backyard

Description of Current Condition:

Old metallic fence on the Southwesterly side of the backyard in very bad condition, with several broken places and openings through which wild animals pass through often.

**REVIEWED**

By Winnie Cargill at 1:28 pm, Mar 22, 2023

Proposed Work:

Installation of wood fence (140 feet long, 4 feet high) on the Southwesterly side similar type from the wood fence which already exist on the Northeasterly and Southeasterly of the backyard.



Work Item 2: \_\_\_\_\_

Description of Current Condition:

Proposed Work:

Work Item 3: \_\_\_\_\_

Description of Current Condition:

Proposed Work:











DEPARTMENT OF PERMITTING SERVICES

Marc Elrich  
*County Executive*

Rabbiah Sabbakhan  
*Director*

# HISTORIC AREA WORK PERMIT APPLICATION

Application Date: 3/15/2023

Application No: 1024803  
AP Type: HISTORIC  
Customer No: 1460029

## Affidavit Acknowledgement

The Homeowner is the Primary applicant  
This application does not violate any covenants and deed restrictions

## Primary Applicant Information

Address 10015 MENLO AVE  
SILVER SPRING, MD 20910

Homeowner Herzog (Primary)

## Historic Area Work Permit Details

Work Type CONST

Scope of Work  
Instillation of wood fence on the south side of the backyard. The Northeasterly and Southeasterly sides of the backyard have already a wood fence in good conditions, but the Southwesterly side of the backyard there is an existing old metallic fence which is in high stage of deterioration through which wild animals often pass through. The work will comprise of installation of a new wood fence along the Southwesterly side of the backyard. The new wood fence will be approximately 150 feet long, 4 feet height, with a flat top, 1x4 framing, and no gates.



CASE #: 22-17748



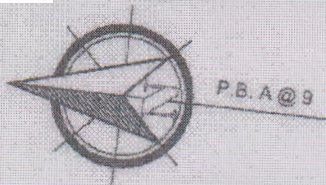
Lee Murphy  
2624 P Street NW  
Washington, DC 20007  
Office: 202-333-3320  
Mobile: 202-277-7477



**REVIEWED**

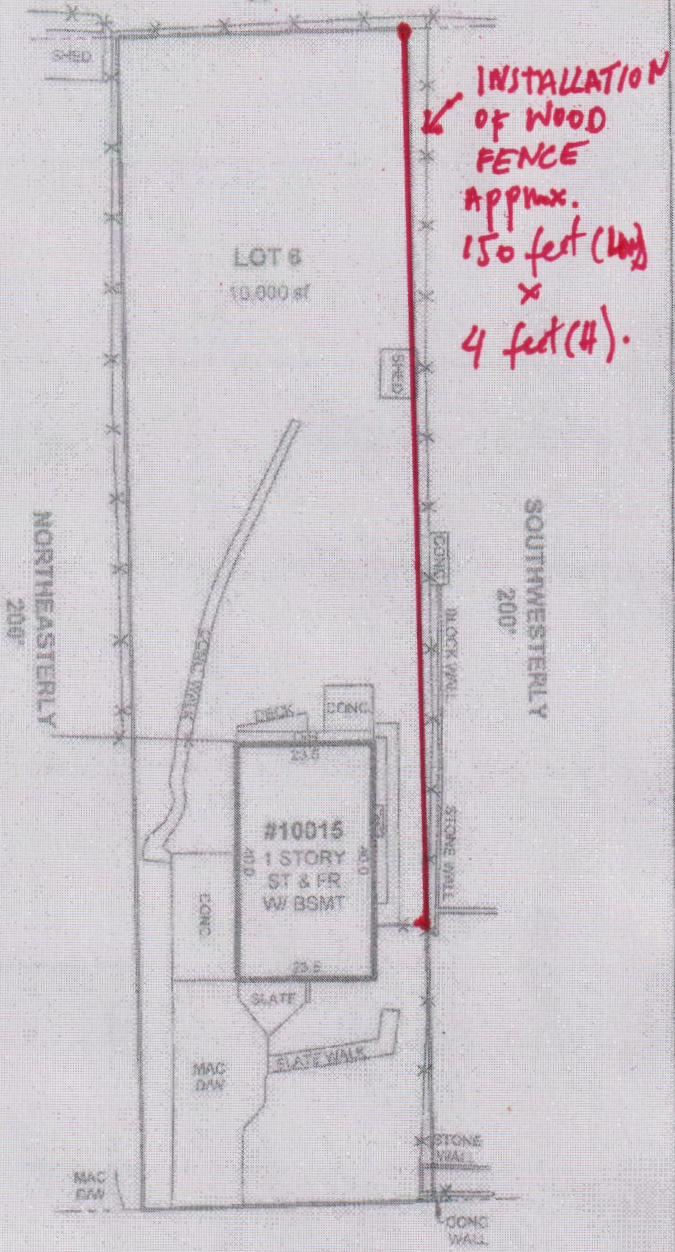
By Winnie Cargill at 1:29 pm, Mar 22, 2023

APPROVED  
Montgomery County  
Historic Preservation Commission  
*Robert A. ...*



LEAFY AVENUE

SOUTHEASTERLY 50'



NORTHWESTERLY 50'

MENLO AVENUE

THE LEVEL OF ACCURACY OF DISTANCES TO APPARENT PROPERTY LINES IS: **2±**

LOCATION DRAWING OF:

**#10015 MENLO AVENUE**  
**LOT 6 BLOCK 33**  
MAP OF  
**CAPITOL VIEW PARK**  
PLAT BOOK A, PLAT 9  
MONTGOMERY COUNTY, MARYLAND

SCALE: 1"=30' DATE: 09-29-2022

DRAWN BY: JMB/G. FILE #: 2210023-888

LEGEND:

- FENCE
- B/E - BASEMENT ENTRANCE
- B/W - BRY WINDOW
- ST - STONE
- BRL - BLDG. RESTRICTION LINE
- BBVT - BASEMENT
- C/S - CONCRETE STOOP
- CCNC - CONCRETE
- DAW - DRIVEWAY
- EX - EXISTING
- FR - FRAME
- MAC - MACADAM
- MF - M/W OR FORMERLY
- OV - OVERPAINT
- PUK - PUBLIC UTILITY EMBT
- PIE - PUBLIC IMPROVEMENT EMBT

COLOR KEY:

- 2022 - RECORD MEASUREMENTS
- 2010 - SURVEY MEASUREMENTS
- 2002 - PLAT & RESTRICTION LINES

A Land Surveying Company



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and  
**Associates, Inc.**

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SURVEYOR'S CERTIFICATE

I HEREBY STATE THAT I WAS RESPONSIBLE DURING THE PREPARATION OF THIS DRAWING AND THE SURVEY WORK, AND I HAVE COMPLIED WITH ALL THE REQUIREMENTS SET FORTH IN THE MONTGOMERY COUNTY SURVEYING ACT AND REGULATIONS. THIS SURVEY IS NOT...

DULEY & ASSOC.

WILL GIVE YOU A 100%...