

1011 Minto Avenue Silver Spring
[HPC Case No. 3107-101]
Capitol View Park Historic District

LOCATION SURVEY
LOT 8, BLOCK 33
CAPITOL VIEW PARK
10011 MENLO AVENUE
13TH ELECTION DISTRICT
MONTGOMERY COUNTY, MARYLAND

MONTGOMERY COUNTY HISTORIC PRESERVATION COMMISSION
STAFF REPORT

Address:	10011 Menlo Avenue, Silver Spring	Meeting Date:	11/10/2010
Resource:	Non-Contributing Capitol View Park Historic District	Report Date:	11/3/2010
Applicant:	RKB Construction, LLC (Jay Bhalla, Agent)	Public Notice:	9/27/2010
Review:	HAWP	Tax Credit:	None
Case Number:	31/07-10I	Staff:	Josh Silver
PROPOSAL: 2 nd story addition and other alterations			

STAFF RECOMMENDATION

Staff recommends that the HPC approve this HAWP application.

ARCHITECTURAL DESCRIPTION

SIGNIFICANCE: Non-Contributing
 STYLE: Cape Cod
 DATE: 1946

PROPOSAL

***Note:** Since receipt of this application the applicant has agreed to the changes identified on the attached elevation drawings and in the proposal section below. Revised plans reflecting these changes were not available prior to the preparation of the HPC staff report.

The applicant is proposing to add a 2nd story addition to the existing building footprint. The proposed plan includes the removal and reuse of the existing gable roof, siding removal, window and door replacement, installation of a rear deck and 2nd story balcony on the left side elevation, and construction of a front porch.

The proposed material treatments include fiber cement siding (the existing aluminum siding on the 1st story will be removed and fiber cement siding will be installed throughout), asphalt shingle roofing, 1/1, double-hung vinyl clad exterior wooden windows, fiberglass and sliding glass doors, paintable wood and/or composite deck and balcony railings, posts and pickets, and wooden and/or paintable composite material front porch posts.

APPLICABLE GUIDELINES

When reviewing alterations and new construction in the Capitol View Park Historic District several documents are to be utilized as guidelines to assist the Commission in developing their decision. These documents include the *Montgomery County Code Chapter 24A* (*Chapter 24A*), and the *Secretary of the Interior's Standards for Rehabilitation (Standards)*. The pertinent information in these documents is outlined below.

Montgomery County Code; Chapter 24A

- (a) The commission shall instruct the director to deny a permit if it finds, based on the evidence and information presented to or before the commission that the alteration for which the permit is sought would be inappropriate, inconsistent with or detrimental to the preservation, enhancement or ultimate protection of the historic site or historic resource within an historic district, and to the purposes of this chapter.
- (b) The commission shall instruct the director to issue a permit, or issue a permit subject to such conditions as are found to be necessary to insure conformity with the purposes and requirements of this chapter, if it finds that:
 - (1) The proposal will not substantially alter the exterior features of an historic site or historic resource within an historic district; or
 - (2) The proposal is compatible in character and nature with the historical, archeological, architectural or cultural features of the historic site or the historic district in which an historic resource is located and would not be detrimental thereto or to the achievement of the purposes of this chapter; or
 - (3) The proposal would enhance or aid in the protection, preservation and public or private utilization of the historic site or historic resource located within an historic district in a manner compatible with the historical, archeological, architectural or cultural value of the historic site or historic district in which an historic resource is located; or
 - (4) The proposal is necessary in order that unsafe conditions or health hazards be remedied; or
 - (5) The proposal is necessary in order that the owner of the subject property not be deprived of reasonable use of the property or suffer undue hardship; or
 - (6) In balancing the interests of the public in preserving the historic site or historic resource located within an historic district, with the interests of the public from the use and benefit of the alternative proposal, the general public welfare is better served by granting the permit.
- (c) It is not the intent of this chapter to limit new construction, alteration or repairs to any 1 period or architectural style.
- (d) In the case of an application for work on an historic resource located within an historic district, the commission shall be lenient in its judgment of plans for structures of little historical or design significance or for plans involving new construction, unless such plans would seriously impair the historic or architectural value of surrounding historic resources or would impair the character of the historic district. (Ord. No. 9-4, § 1; Ord. No. 11-59.)

Secretary of the Interior's Standards for Rehabilitation:

- #9 New additions, exterior alterations, or related new construction will not destroy historic materials, features, and spatial relationships that characterize the property. The new work shall be differentiated from the old and will be compatible with the historic materials, features, size, scale and proportion, and massing to protect the integrity of the property and its environment.

STAFF DISCUSSION

Staff supports the proposed construction of a 2nd story addition and other alterations to the subject house.

2

The subject property is a non-contributing resource. The adjacent and confronting properties are also categorized as non-contributing resources. The proposed design will not substantially alter the exterior features of the property or the historic district. The proposed design is compatible in character and nature with the neighborhood context.

The proposed work will not destroy historic materials, features, and spatial relationships that characterize the property. The proposed material treatments are appropriate for alterations to a non-contributing resource. The commission shall be lenient in its judgment of plans for structures of little historical or design significance, unless such plans would seriously impair the character of the historic district.

Staff finds that the proposed construction of a 2nd story addition and alterations to the house as being consistent with Chapter 24-8(b) (1) (2) & (d) and *Standard #9* outlined above. Staff **recommends approval** of this application.

STAFF RECOMMENDATION:

Staff recommends that the Commission **approve** the HAWP application as being consistent with Chapter 24A-8(b)(1) & (2) and (d);

- (a) The commission shall instruct the director to issue a permit, or issue a permit subject to such conditions as are found to be necessary to insure conformity with the purposes and requirements of this chapter, if it finds:
 - (1) The proposal will not substantially alter the exterior features of an historic site or historic resource within an historic district; or
 - (2) The proposal is compatible in character and nature with the historical, archeological, architectural or cultural features of the historic site or the historic district in which an historic resource is located and would not be detrimental thereto or to the achievement of the purposes of this chapter; or
- (d) In the case of an application for work on an historic resource located within an historic district, the commission shall be lenient in its judgment of plans for structures of little historical or design significance or for plans involving new construction, unless such plans would seriously impair the historic or architectural value of surrounding historic resources or would impair the character of the historic district. (Ord. No. 9-4, § 1; Ord. No. 11-59.);

and with the *Secretary of the Interior's Standards for Rehabilitation*;

and with the general condition that the applicant shall present the **3 permit sets of drawings to Historic Preservation Commission (HPC) staff for review and stamping** prior to submission for the Montgomery County Department of Permitting Services (DPS) building permits;

and with the general condition that the applicant shall notify the Historic Preservation Staff if they propose to make **any alterations** to the approved plans.



RETURN TO DEPARTMENT OF PERMITTING SERVICES
255 ROCKVILLE PIKE 2nd FLOOR ROCKVILLE MD 20850
240 777 5570

DPS - #8

HISTORIC PRESERVATION COMMISSION

301/563-3400

552289

APPLICATION FOR HISTORIC AREA WORK PERMIT

Contact Person: Jay Ghalla
Daytime Phone No.: 202-498-5755

Tax Account No.: _____

Name of Property Owner: RKB Construction, LLC Daytime Phone No.: 202-498-5755

Address: 14334 Cartwright Way, M. Potomac Street Number: M.D. City: MD Zip Code: 20878

Contractor: Owner as Contractor Phone No.: 202-498-5755

Contractor Registration No.: N/A

Agent for Owner: N/A Daytime Phone No.: 202-498-5755

LOCATION OF BUILDING/PREMISE

House Number: 10011 Street: Menlo Ave

Town/City: Silver Spring Nearest Cross Street: Leafy St.

Lot: 8 Block: 33 Subdivision: Capitol View Park

Liber: _____ Folio: _____ Parcel: _____

PART ONE: TYPE OF PERMIT ACTION AND USE

1A. CHECK ALL APPLICABLE:

CHECK ALL APPLICABLE:

- | | | | | | | | | |
|------------------------------------|----------------------------------|--|--|------------------------------------|--|---|--|-------------------------------|
| <input type="checkbox"/> Construct | <input type="checkbox"/> Extend | <input checked="" type="checkbox"/> Alter/Renovate | <input type="checkbox"/> A/C | <input type="checkbox"/> Slab | <input type="checkbox"/> Room Addition | <input type="checkbox"/> Porch | <input checked="" type="checkbox"/> Deck | <input type="checkbox"/> Shed |
| <input type="checkbox"/> Move | <input type="checkbox"/> Install | <input type="checkbox"/> Wreck/Raze | <input type="checkbox"/> Solar | <input type="checkbox"/> Fireplace | <input type="checkbox"/> Woodburning Stove | <input checked="" type="checkbox"/> Single Family | | |
| <input type="checkbox"/> Revision | <input type="checkbox"/> Repair | <input type="checkbox"/> Revocable | <input type="checkbox"/> Fence/Wall (complete Section 4) <input type="checkbox"/> Other: _____ | | | | | |

1B. Construction cost estimate: \$ 35,000

1C. If this is a revision of a previously approved active permit, see Permit # _____

PART TWO: COMPLETE FOR NEW CONSTRUCTION AND EXTEND/ADDITIONS

2A. Type of sewage disposal: 01 WSSC 02 Septic 03 Other: _____

2B. Type of water supply: 01 WSSC 02 Well 03 Other: _____

PART THREE: COMPLETE ONLY FOR FENCE/RETAINING WALL

3A. Height _____ feet _____ inches N/A

3B. Indicate whether the fence or retaining wall is to be constructed on one of the following locations:

- On party line/property line Entirely on land of owner On public right of way/easement

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

[Signature]
Signature of owner or authorized agent

10/20/10
Date

Approved: _____ For Chairperson, Historic Preservation Commission

Disapproved: _____ Signature: _____ Date: _____

Application/Permit No.: _____ Date Filed: _____ Date Issued: _____



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Fax: 703-822-5914

Name and Address of property owners abutting and across 1011 Menlo Ave Residence

Abutting:

1. 10009 Menlo Ave: Sarah E McElroy NC

2. 10013 Menlo Ave : Rudolph K Cebulla NC

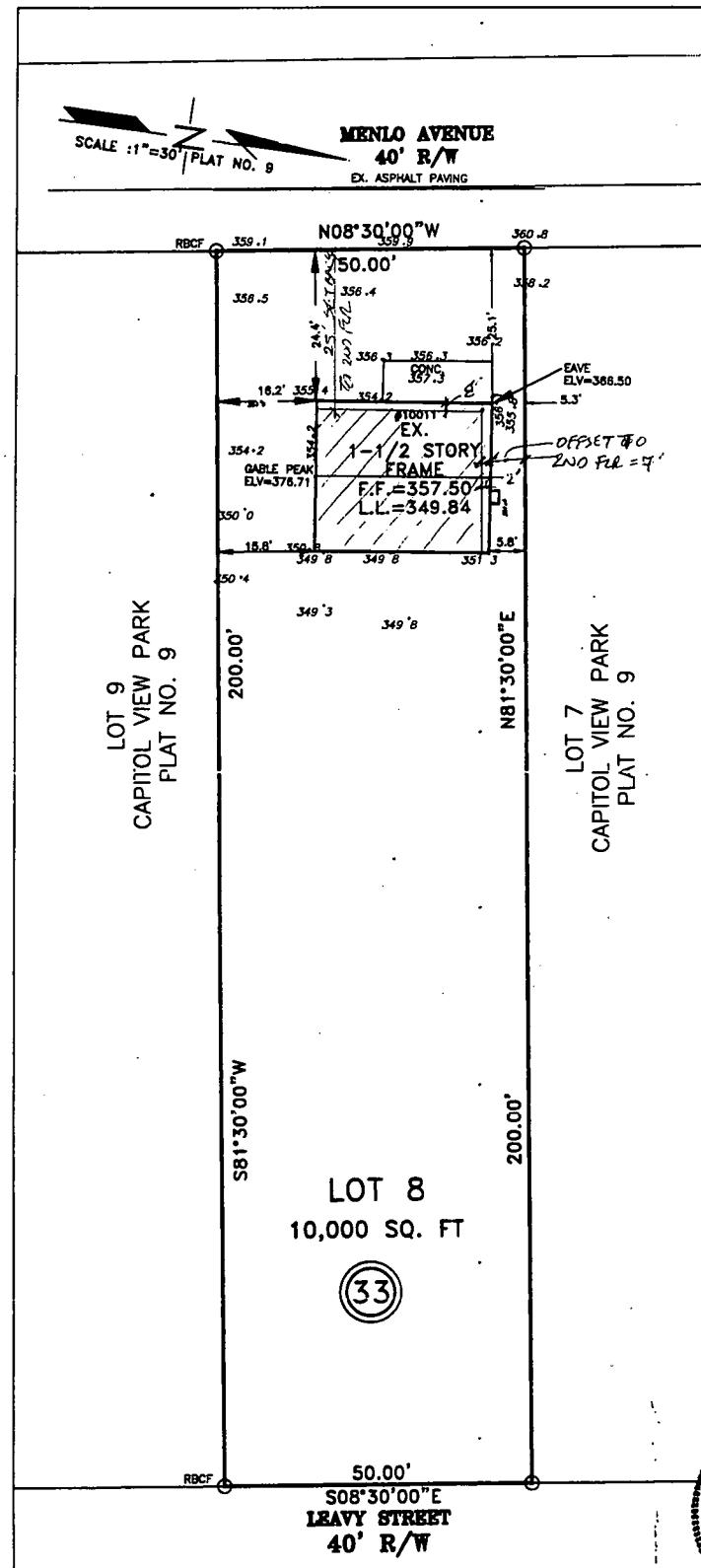
Across:

1. 10018 Menlo: Harry & MJ Dunkle NC

2. 10012 Menlo: Penelope L Maza NC

3. 10010 Menlo: Ronald K Foster NC

LOCATION SURVEY
LOT 8, BLOCK 33
CAPITOL VIEW PARK
10011 MENLO AVENUE
13th ELECTION DISTRICT
MONTGOMERY COUNTY, MARYLAND



MD. DEPT. OF COMAR
DEPARTMENT OF PERMITTING SERVICES
APPROVED *(initials)* DATE *10/13/2010*
ZONING CLASS *R-W* PAGE *A/B/4/3*
BOARD OF APPEALS CASE *Room 1010*

NOTE:
VERTICAL ELEVATION:
MEAN SEA LEVEL- WSSC DATUM

I hereby certify that this plat and the survey on which it is based were made in accordance with the Code of Maryland Regulations (COMAR) Title 9, Subtitle 13, Chapter 6 "Minimum Standards of Practice" and that the location of all features shown were as specifically requested by the owner; and that this survey has been prepared under my supervision as a Licensed Professional Surveyor.



Professional Land Surveyor
Maryland No. 21392
Charles Thomas Grimsley

DRAWN BY: JRL	CHK: CTG
DATE: 10-06-2010	REFERENCE
SCALE: 1"=20'	LIBER 38679 FOLIO 487 PLAT NO. 9
JOB NO.: 1030	

CFS
ENGINEERS
INC

Client
JAY BALLA

ADDRESS
ATT, STATE ZIP
PH: (xxx) 000-0000
FAX: (xxx) 000-0000

STUD SIZE AND GAGE
SPACING IS 16"

O.C. U.N.O.

CLIP SIZE

16

CLIP LENGTH

16

CLIP DEPTH

16

CLIP TYPE

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CLIP NUMBER

16

CLIP TIGHTNESS

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CLIP NUMBER

CFS
ENGINEERS
INC

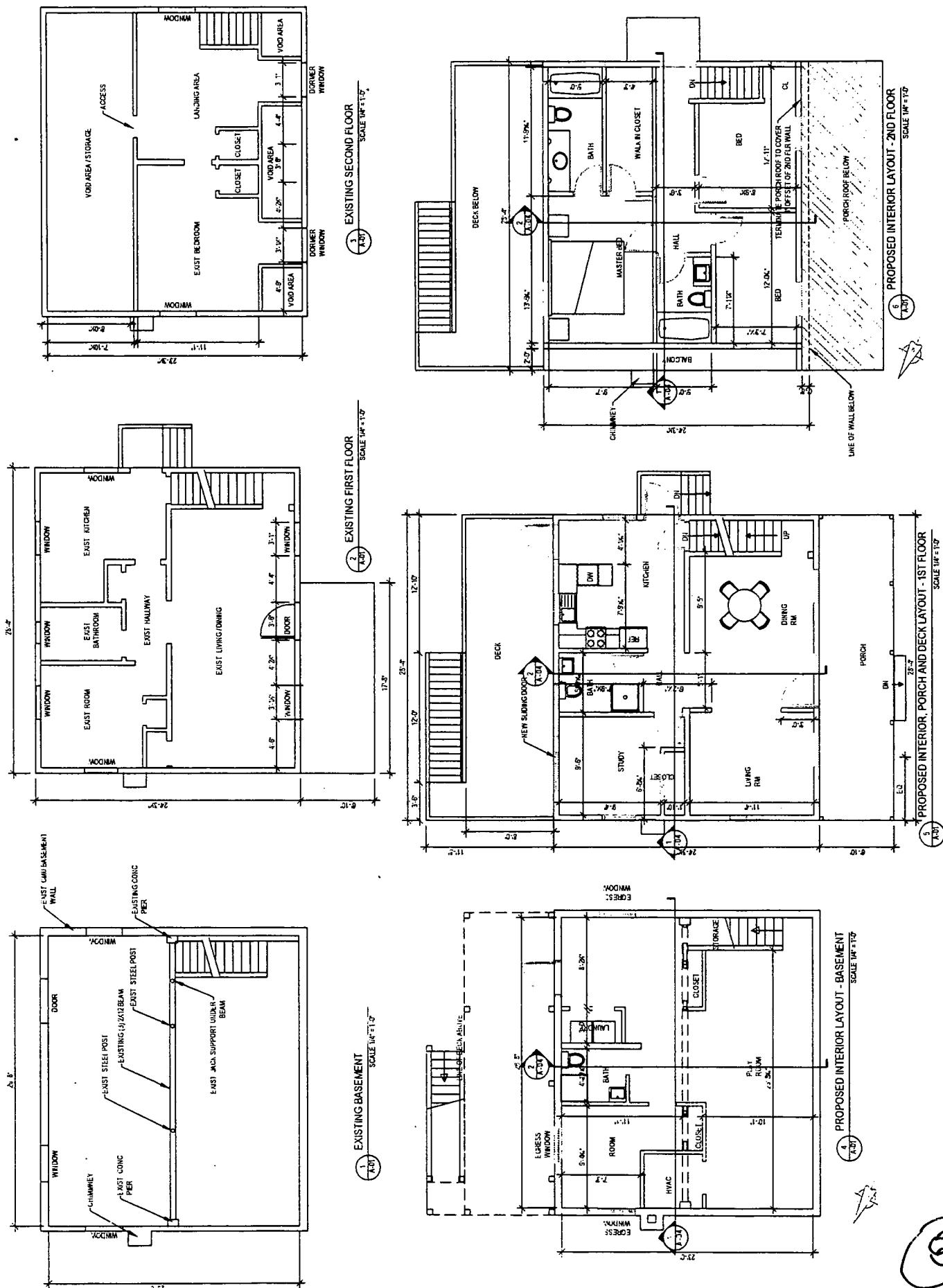
Client
JAY BALLA

ADDRESS
CITY, STATE ZIP
H: (000) 000-0000
A: (000) 000-0000
SIZE AND GAGE
SPACING IS 16"
O.C. U.N.O.

SILVER SPRING, MD 20910
1001 MENLO AVE

SILVER SPRING RESIDENCE

SHEET 01 OF 07



CFS
ENGINEERS

6308 BEN FRANKLIN ROAD
SPRINGFIELD VIRGINIA 22190
PH: (703) 622-5914
FAX: (703) 622-5936
WWW.CONSENSUS.COM

Client
JAY BALA

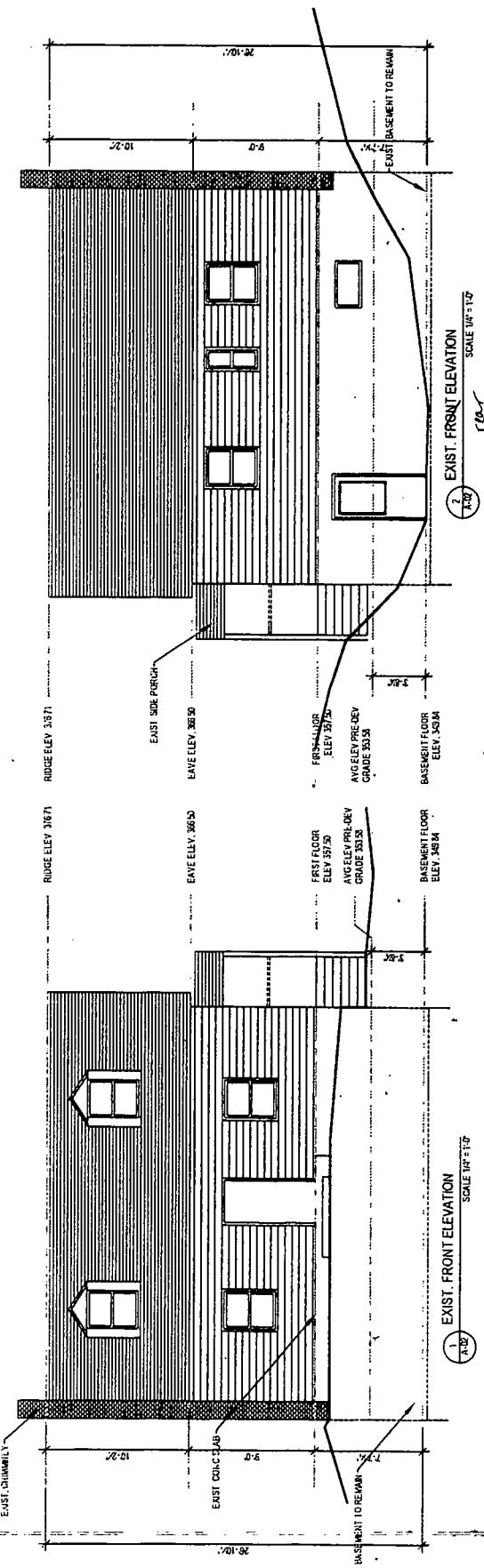
**ADDRESS
CITY, STATE ZIP**
**PH: (000) 000-0000
FAX: (000) 000-0000**
**STD SIZE AND GAGE
SPACING IS 16"**
O.C. U.N.O.

CLIP SIZE AND GAGE
1/8" CLIP SIZE
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NOT USED

SUBMITTAL 10-13-2010

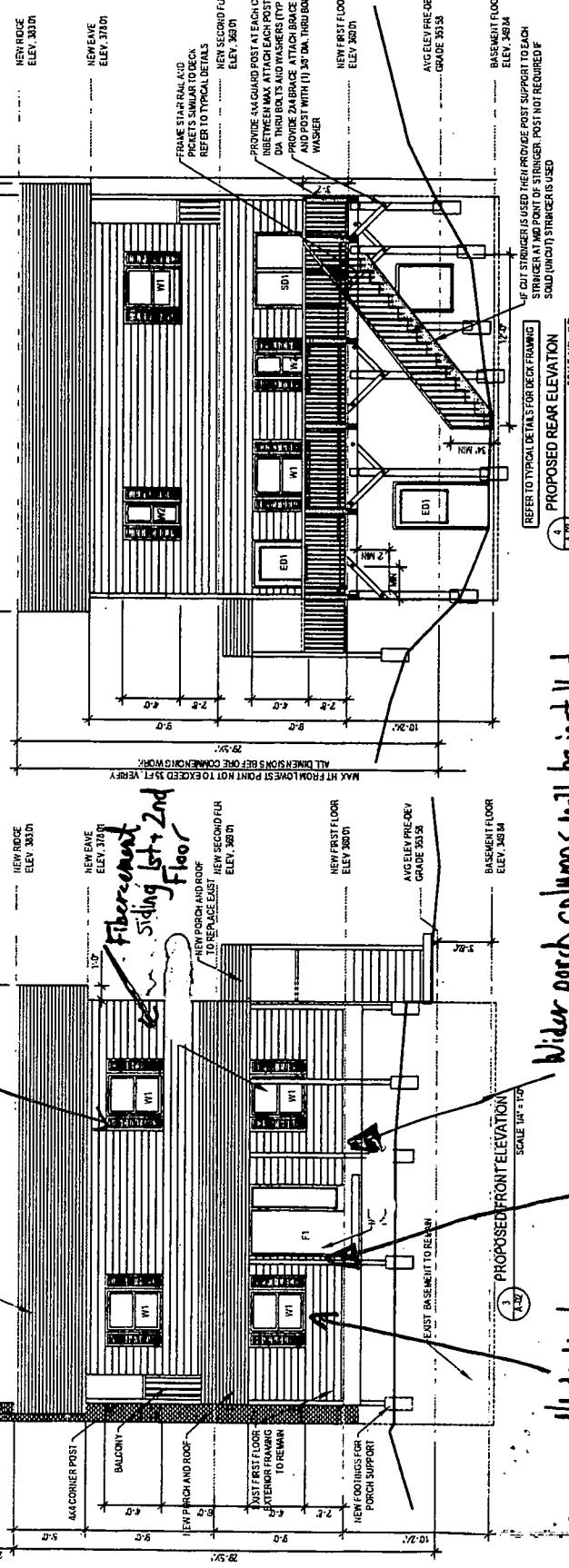
SILVER SPRING RESIDENCE
EXSISTING AND PROPOSED ELEVATION
10011 MELNO AVE
SILVER SPRING, MD 20910
A-02

SHEET 02 OF 07



Vinyl shutters have been removed from proposal (all elevations).

REUSE AND REMOVE



S. S. S.

CFS
ENGINEERS
INC.

191908 BEN FRANKLIN ROAD
SPRINGFIELD, VIRGINIA 22161
PH: (703) 822-5935
FAX: (703) 822-5914
WWW.CFSENGINEERS.COM

Client
JAY BALLA

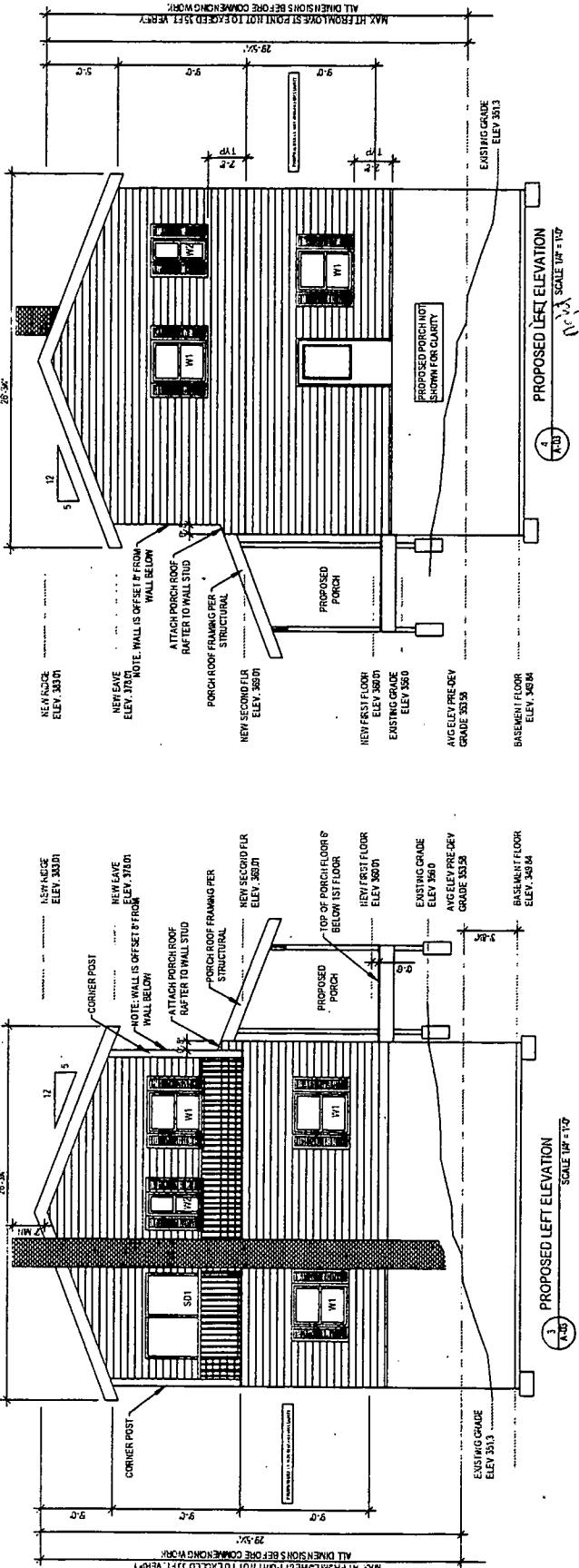
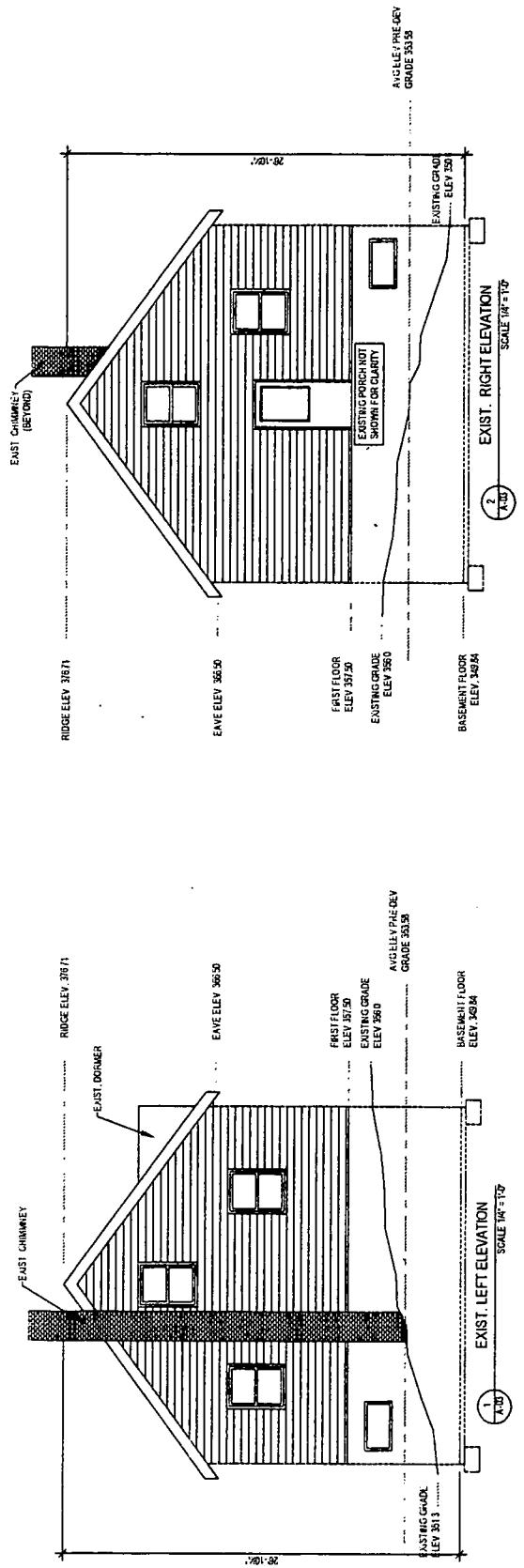
ADDRESS
CITY, STATE ZIP
PH: (000) 000-0000
FAX: (000) 000-0000
TUD SIZE AND GAC
SPACING IS 16
O.C. U.N.O.

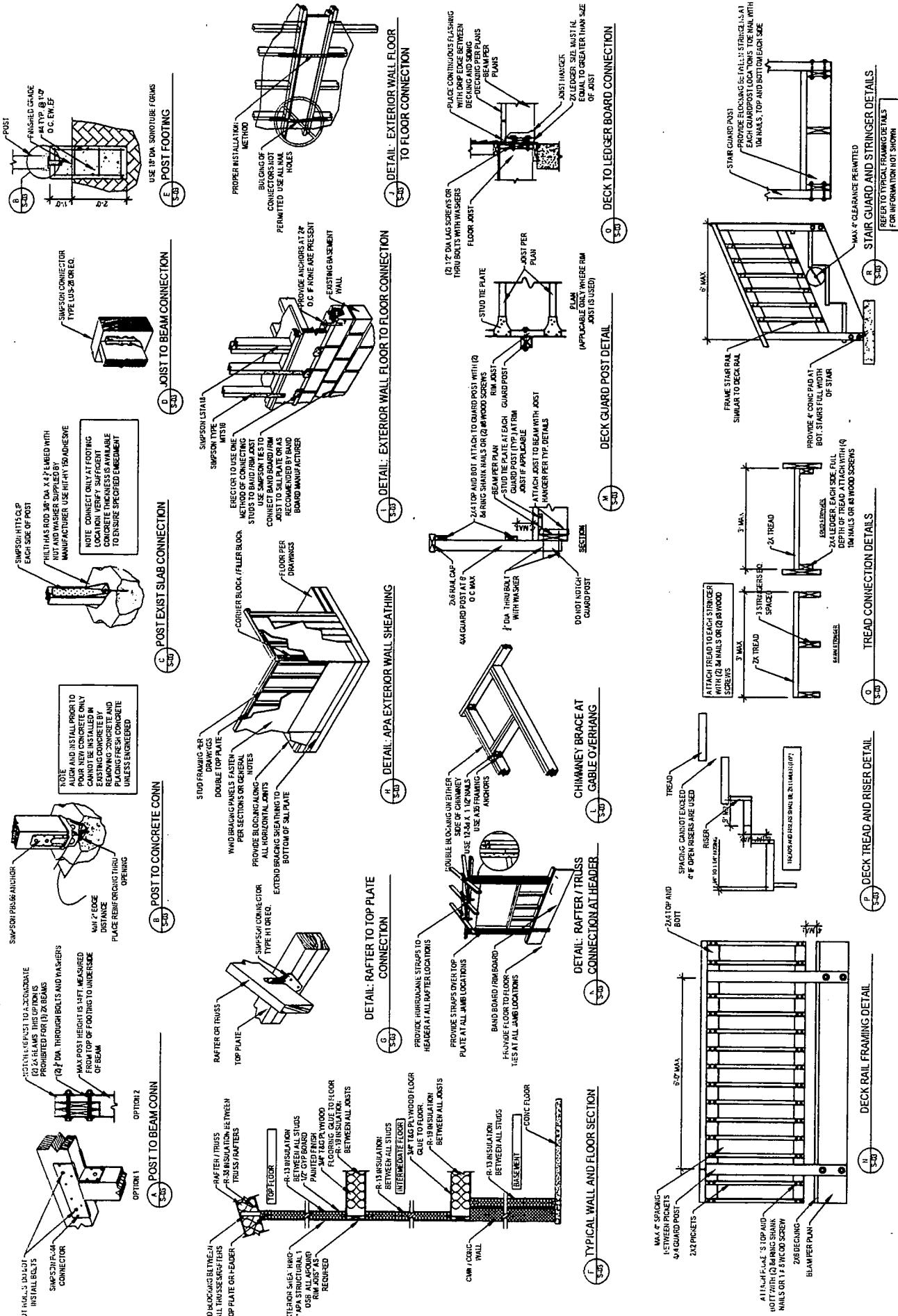
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NOT USED	NOT USED	NOT USED

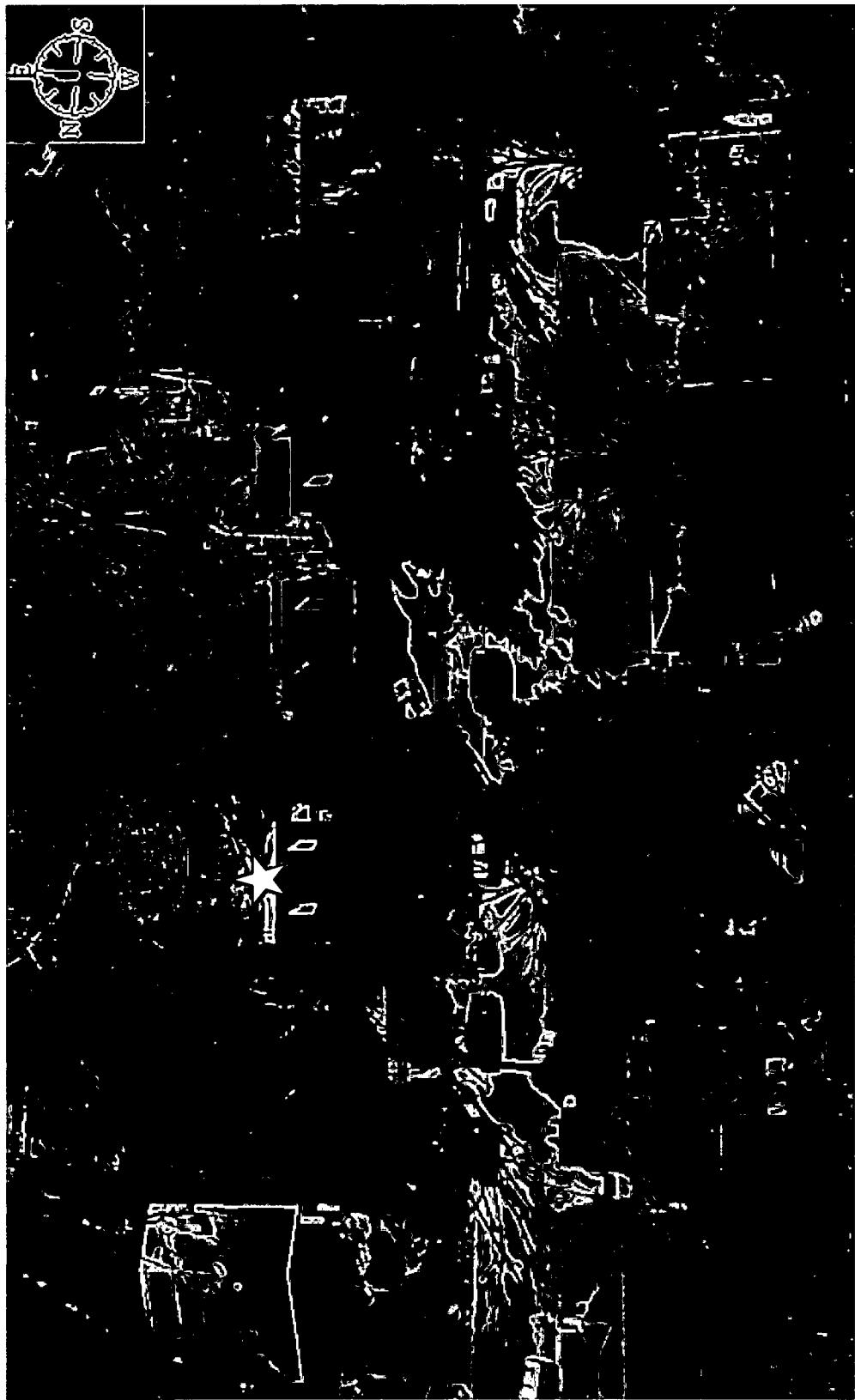
SILVER SPRING, MD 20910

SILVER SPRING RESIDENCE

DWG: A-03









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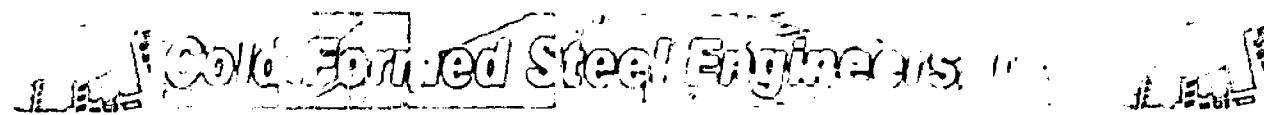
Fax: 703-822-5914



Photo 1: Front face (East face)



Photo 2: Right face and rear of house (South and West face)



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Photo 3: Left face and front of house (North and East face)



Photo 4: Menlo Ave looking North from house

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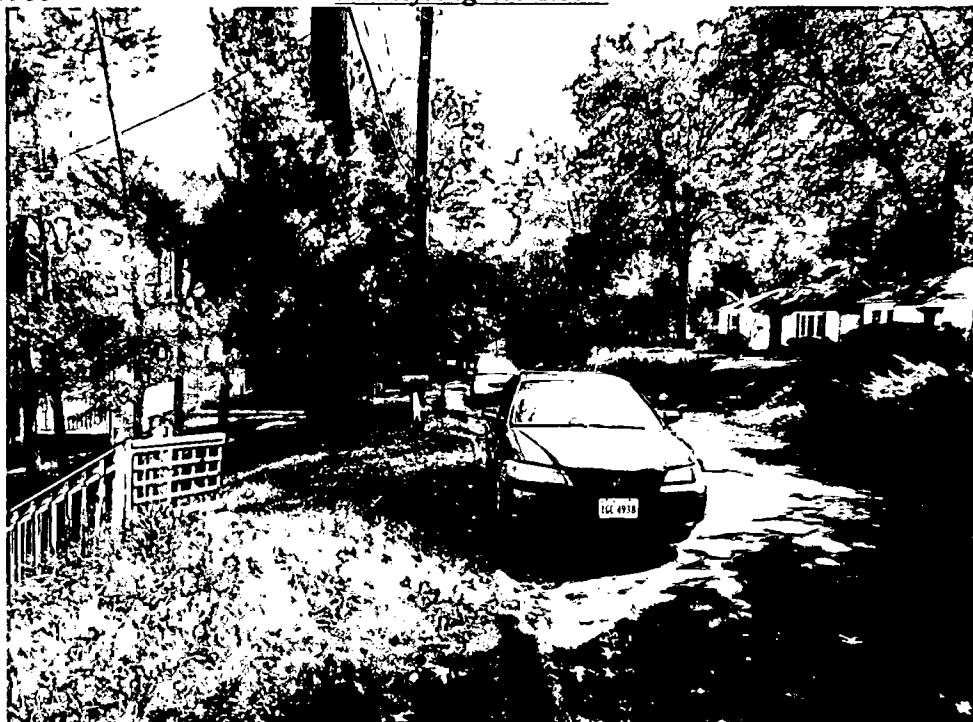


Photo 5: Menlo Ave looking South from house



Photo 6: Rear of house from Leafy Ave



RETURN TO: DEPARTMENT OF PERMITTING SERVICES
255 ROCKVILLE PIKE, 2nd FLOOR, ROCKVILLE, MD 20850
240/777-6370

DPS - #8

HISTORIC PRESERVATION COMMISSION
301/563-3400

**APPLICATION FOR
HISTORIC AREA WORK PERMIT**

552289

Contact Person: Jay E. Hall
Daytime Phone No.: 202-498-5755

Tax Account No.: _____

Name of Property Owner: RKB Construction, LLC Daytime Phone No.: 202-498-5755

Address: 14134 Cartwright Way City: AI Potomac State: MD Zip Code: 20874
Street Number _____

Contractor: Owner as Contractor Phone No.: 202-498-5755

Contractor Registration No.: N/A

Agent for Owner: (initials) N/A Daytime Phone No.: 202-498-5755

LOCATION OF BUILDING/PREMISE

House Number: 10874 Street: Mark Ave

Town/City: Silver Spring Nearest Cross Street: Leafy St

Lot: 8 Block: 33 Subdivision: Capitol View Park

Liber: _____ Folio: _____ Parcel: _____

PART ONE: TYPE OF PERMIT ACTION AND USE

1A. CHECK ALL APPLICABLE:

CHECK ALL APPLICABLE:

- | | | | | | | | | |
|------------------------------------|----------------------------------|--|--|------------------------------------|--|---|--|-------------------------------|
| <input type="checkbox"/> Construct | <input type="checkbox"/> Extend | <input checked="" type="checkbox"/> Alter/Renovate | <input type="checkbox"/> A/C | <input type="checkbox"/> Slab | <input type="checkbox"/> Room Addition | <input type="checkbox"/> Porch | <input checked="" type="checkbox"/> Deck | <input type="checkbox"/> Shed |
| <input type="checkbox"/> Move | <input type="checkbox"/> Install | <input type="checkbox"/> Wreck/Raze | <input type="checkbox"/> Solar | <input type="checkbox"/> Fireplace | <input type="checkbox"/> Woodburning Stove | <input checked="" type="checkbox"/> Single Family | | |
| <input type="checkbox"/> Revision | <input type="checkbox"/> Repair | <input type="checkbox"/> Revocable | <input type="checkbox"/> Fence/Wall (complete Section 4) <input type="checkbox"/> Other: _____ | | | | | |

1B. Construction cost estimate: \$ 35,000

1C. If this is a revision of a previously approved active permit, see Permit # _____

PART TWO: COMPLETE FOR NEW CONSTRUCTION AND EXTEND/ADDITIONS

2A. Type of sewage disposal: 01 WSSC 02 Septic 03 Other: _____

2B. Type of water supply: 01 WSSC 02 Well 03 Other: _____

PART THREE: COMPLETE ONLY FOR FENCE/RETAINING WALL

3A. Height _____ feet _____ inches N/A

3B. Indicate whether the fence or retaining wall is to be constructed on one of the following locations:

- On party line/property line Entirely on land of owner On public right of way/easement

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

Signature of owner or authorized agent

10/20/10

Date

Approved: X For Chairperson, Historic Preservation Commission

Disapproved: _____ Signature: T. G. C. (T.G.) Date: 11/1/10

Application/Permit No.: _____ Date Filed: _____ Date Issued: _____