



HISTORIC PRESERVATION COMMISSION

Isiah Leggett County Executive Leslie Miles
Acting-Chairperson

Date: March 9, 2011

MEMORANDUM

TO:

Carla Reid, Director

Department of Permitting Services

FROM:

Josh Silver, Senior Planne

Historic Preservation Section

Maryland-National Capital Park & Planning Commission

SUBJECT:

Historic Area Work Permit #557276, construction of rear addtion

The Montgomery County Historic Preservation Commission (HPC) has reviewed the attached application for a Historic Area Work Permit (HAWP). This application was **approved with conditions** at the January 26, 2011 meeting.

1. The rear deck and stairs will be fabricated from wood or composite material that can be painted. Final details for the deck, stairs and patio area to be reviewed and approved by HPC staff prior to stamping the permit set of drawings.

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:

Andrew Herman

Address:

22 West Irving Street, Chevy Chase

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 the work is complete the applicant will contact the staff person assigned to this application at 301-563-3400 or joshua.silver@mncppc-mc.org to schedule a follow-up site visit.



DPS - #8



HISTORIC PRESERVATION COMMISSION 301/563-3400

APPLICATION FOR HISTORIC AREA WORK PERMIT

•	Contact Person: Josh Rosentha
	Daytime Phone No.: 301 370 3550
Tax Account No.: 00455417	<u> </u>
Name of Property Owner: Andrew Herman	Daytime Phone No.:
Address: 22 W. India St. Chevy Char	se MD 20815
Contractor: Calin John Builders	
Contractor Registration No.: MHIC # 128309	•
Agent for Owner: Josh Rose, M.J	_ Daytime Phone No.:
LOCATION OF BUILDING/PREMISE	
House Number: 22 Street	W. Icving
Town/City: Nearest Cross Street:	. 7
Lot: P15 Block: 29 Subdivision: Cheung (
Liber: Folio: Parcel:	
DARK ONE. TYPE OF REPART ACTION AND LICE	
RART ONE: TYPE OF PERMIT ACTION AND USE	
1A. CHECK ALL APPLICABLE: CHECK ALL A	
	Slab Room Addition Porch Deck Shed
	Fireplace Woodburning Stove Single Family
	all (complete Section 4) Uther:
1B. Construction cost estimate: \$ 200,000	· · · · · · · · · · · · · · · · · · ·
1C. If this is a revision of a previously approved active permit, see Permit #	
PART TWO: COMPLETE FOR NEW CONSTRUCTION AND EXTEND/ADDITIO	NS .
2A. Type of sewage disposal: 01 ♥ WSSC 02 □ Septic	03
2B. Type of water supply: 01 反 WSSC 02 □ Well	03
PART THREE: COMPLETE ONLY FOR FENCE/RETAINING WALL	
	lauring lageting.
3B. Indicate whether the fence or retaining wall is to be constructed on one of the following the street on land of owner.	
☐ On party line/property line ☐ Entirely on land of owner	On public right of way/easement
hereby certify that I have the authority to make the foregoing application, that the ap	
approved by all agencies listed and I hereby acknowledge and accept this to be a co	ndition for the issuance of this permit.
	- 1 - 1 -
Signature of owner or authorized agent	12/19/10 Date
Approved:For Chairper	rson, Historic Preservation Commission
Disapproved: Signature:	Date: 3/9/11
Application/Permit No. 55 7 29 / Date File	Date Issued:

SEE REVERSE SIDE FOR INSTRUCTIONS

Edit 6/21/99

MONTGOMERY COUNTY HISTORIC PRESERVATION COMMISSION STAFF REPORT

Address:

22 West Irving Street, Chevy Chase

Meeting Date: 1/26/11

Resource:

Contributing Resource

Report Date: 1/19/11

Chevy Chase Village Historic District

Public Notice: 1/12/11

Applicant:

Andrew Herman

Tax Credit:

None

Review:

HAWP

Staff:

Josh Silver

Case Number: 35/13-11C

PROPOSAL: Construction of rear addition

STAFF RECOMMENDATION

Staff recommends that the HPC approve the HAWP application with one condition:

The rear deck and stairs will be fabricated from wood or composite material that can be painted. Final details for the deck, stairs and patio area to be reviewed and approved by HPC staff prior to stamping the permit set of drawings.

PROPERTY DESCRIPTION

SIGNIFICANCE:

Contributing Resource within the Chevy Chase Village Historic District

STYLE:

Craftsman

DATE:

1916-27

PROPOSAL

The applicant is proposing to:

- 1. Remove an existing two-story porch at the rear of the house and construct a two-story addition across the rear elevation. The proposed addition is inset 7 1/2" from the original rear corners of the house and lower than the roof peak of the historic massing. The proposed material treatments for the addition include cedar shake and smooth synthetic board cladding, asphalt shingle roofing, and wooden interior/exterior, double-hung simulated-divided light windows and doors
- 2. Construct a new deck and patio at the rear of the house
- 3. Install one 6/1, wooden, double-hung simulated-divided light foundation level window in the right (east) elevation for egress.

APPLICABLE GUIDELINES

When reviewing alterations and new construction within the Chevy Chase Village Historic District several

documents are to be utilized as guidelines to assist the Commission in developing their decision. These documents include the historic preservation review guidelines in the approved and adopted amendment for the Chevy Chase Village Historic District (Guidelines), 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.

Chevy Chase Village Historic District

The Guidelines define a Contributing Resource as "A resource which contributes to the overall character of the district and its streetscape, but which is of secondary architectural and historical significance. A resource may be classified as contributing if it is a common or ubiquitous example of an architectural style that is important to the historic district, or if it was an outstanding resource that, while still identifiable as a specific architectural style, has lost some degree of its architectural integrity due to alterations. Contributing resources add to the overall streetscape due to their size, scale, and architectural character."

The Guidelines break down specific projects into three levels of review - Lenient, Moderate and Strict Scrutiny.

"Lenient Scrutiny" means that the emphasis of the review should be on issues of general massing and scale, and compatibility with the surrounding streetscape, and should allow for a very liberal interpretation of preservation rules. Most changes should be permitted unless there are major problems with massing, scale or compatibility.

"Moderate Scrutiny" involves a higher standard of review than "lenient scrutiny." Besides issues of massing, scale and compatibility, preserving the integrity of the resource is taken into account. Alterations should be designed so that the altered structure still contributes to the district. Use of compatible new materials, rather than the original building materials, should be permitted. Planned changes should be compatible with the structure's existing design, but should not be required to replicate its architectural style.

"Strict Scrutiny" means that the planned changes should be reviewed to insure that the integrity of the significant exterior architectural or landscaping features and details is not compromised. However, strict scrutiny should not be "strict in theory but fatal in fact" i.e. it does not mean that there can be no changes but simply that the proposed changes should be reviewed with extra care.

Specifically, the Guidelines state:

<u>Lot coverage</u> should be subject to strict scrutiny, in view of the critical importance of preserving the Village's open park-like character.

<u>Major additions</u> should, where feasible, be placed at the rear of the existing structure so that they are less visible from the public right-of-way. Major additions which substantially alter or obscure the front of the structure should be discouraged but not automatically prohibited. For example, where lot size does not permit placement to the rear, and the proposed addition is compatible with the streetscape, it should be subject to moderate scrutiny for contributing resources, but strict scrutiny for outstanding resources. <u>Decks</u> should be subject to moderate scrutiny if they are visible from the public right-of-way, lenient scrutiny if they are not.

Montgomery County Code; Chapter 24A-8:

- (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 one 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.)

Sccretary 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.
- #10: New additions and adjacent or related new construction will be undertaken in such a manner that, if removed in the future, the essential form and integrity of the historic property and its environment would be unimpaired.

STAFF DISCUSSION

Staff supports the proposed construction of a rear addition and the installation of a deck and patio at the rear of the house.

The proposed rear addition is differentiated from the historic massing through insets at the sides, a lower roof peak than the historic massing, vertical trim board and material treatments. The proposed addition is designed so that the original corners of the house remain visible and there are no changes to the historic massing. The proposed material treatments, windows and doors are appropriate for a rear addition to a Contributing Resource property in the Chevy Chase Village Historic District.

Staff supports the proposed installation of one foundation level window in the east elevation of the historic massing. The proposed window installation will have negligible impact on the streetscape of the historic district due to the location of the window near grade and toward the rear of the house.

Staff recommends a wood or composite material for the rear deck and stairs that can be painted for consistency with the front porch of the house.

Staff finds the proposed rear addition and other alterations as being consistent with the Chapter 24A-8(b) (1) & (2) and in keeping with the Chevy Chase Village *Guidelines* and the Secretary of the Interior's *Standards for Rehabilitation*. Staff recommends approval of this HAWP application with the condition specified on Circle 1.

STAFF RECOMMENDATION

Staff recommends that the Commission <u>approve</u> the HAWP application <u>with the condition specified on</u> <u>Circle 1</u> as being consistent with Chapter 24A-8(b)(1) & (2);

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, if applicable, 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.



Edit 6/21/99

HISTORIC PRESERVATION COMMISSION 301/563-3400

APPLICATION FOR HISTORIC AREA WORK PERMIT

Tax Account No.:			Contact Person:	Josh Rosenthal
Name of Property Owner: Andrew Hermon Duylime Phone No.: Address: 22	,		Daytime Phone No.: _	301 370 3592
Address: 22 W. Truin, St. Chery Chase State: 20015 Street Number: 20 Contractors Registration Nos. 120 Code Contractors Registration Nos. 120 Code Contractor Registration Nos. 120 Code Code Code Contractor Registration Nos. 120 Code Code Code Code Contractor Code Code Code Code Code Code Code Code	Tax Account No.: 00455417			
Contractor Registration No:	Name of Property Owner: A See	Herman	Daytime Phone No.:	
Contractor Registration No:	Address: 22 W. Irving St.	Chevy Ch	ase MD	20815
Contractor Registration No:				•
Agent for Owner:	and the second s		Phone No.:	301 637 3566
Street Converticity Construct Construction Construction				
House Number: 2-2 Street	Agent for Owner: 1064 Kosen	کیملا	Daytime Phone No.: _	301 370 3592
Nearest Cross Street	LOCATION OF BUILDING/PREMISE			
Nearest Cross Street	House Number: 2.2	Street	: U. Irvina	
Part Note: Percet: Parcet: P	Town/City: Chery Chase	Nearest Cross Street	:	
Part Note: Percet: Parcet: P	Lot: 715 Block: 29 5	ubdivision: Chevz	Chase Villa	se (Sec. 2)
Check All APPLICABLE: Check All Application of the fireplace Check All Application Check All Applica				
Check All APPLICABLE: Check All Application of the fireplace Check All Application Check All Applica	PART ONE: TYPE OF PERMIT ACTION AND I	SF		
Construct			I APPLICARIE:	ν '
Move Install Wreck/Raze Solar Frençace Woodburning Stove Single Family Revision Repair Revocable Fence/Wall (complete Section 4) Other:	· · · · · · · · · · · · · · · · · · ·			ddition Porch 152 Back Shed
Revision Repair Revocable Fence/Wall (complete Section 4) Other:			•	_
1B. Construction cost estimate: \$ 200,000 1C. If this is a revision of a previously approved active permit, see Permit #			,	_
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 3B. Indicate whether the fence or retaining well 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. Approved: For Chairperson, Historic Preservation Commission Disapproved: Signature: Date:	• •			
PART TWO: COMPLETE FOR NEW CONSTRUCTION AND EXTEND/ADDITIONS 2A. Type of sewage disposal: 01				
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On party line/property line	3A. Heightfeetinches			
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Approved:	On party line/property line .	intirely on land of owner	On public right of w	ay/easement
Approved:				
Approved:For Chairperson, Historic Preservation Commission Disapproved:Date:Date:				
Approved:For Chairperson, Historic Preservation Commission Disapproved:Date:Date:				
Approved:For Chairperson, Historic Preservation Commission Disapproved:Date:Date:	-			12/19/10
Disapproved: Date: Date:	Signature of owner or authorized	l agent		*Date
Disapproved: Date: Date:				6 tota
· · · · · · · · · · · · · · · · · · ·			rperson, Historic Preservation	_
Application/Permit No.: Date Issued:	··	~	Filad:	

SEE REVERSE SIDE FOR INSTRUCTIONS

THE FOLLOWING ITEMS MUST BE COMPLETED AND THE REQUIRED DOCUMENTS MUST ACCOMPANY THIS APPLICATION.

1. WRITTEN DESCRIPTION OF PROJECT

a.	 Description of existing structure(s) and environmental setting, including their historical features and significance: 		
	1914 White Siding and stucco home located in the change chase		
	historic District. There are no plans to after the front		
	elevation of the home and the rear addition will be		
	constructed to compliment the existing home		
b.	General description of project and its effect on the historic resource(s), the environmental setting, and, where applicable, the historic district:		
	Rear Addition to the home of approximately 12' in Depth		
	across the whole home to accomplate new menster suite apstring		
	and Kitchen on main level. Existing 2 story parch (+/-8') in lepth		
	to be removed. New exterior feetures to natch existing home		
	as close as possible. No change to front about ion and minimal to side		
	· · · · · · · · · · · · · · · · · · ·		

2. SITE PLAN

Site and environmental setting, drawn to scale. You may use your plat. Your site plan must include:

- a. the scale, north arrow, and date;
- b. dimensions of all existing and proposed structures; and
- c. site features such as walkways, driveways, fences, ponds, streams, trash dumpsters, mechanical equipment, and landscaping.

3. PLANS AND ELEVATIONS

You must submit 2 copies of plans and elevations in a format no larger than 11" x 17". Plans on 8 1/2" x 11" paper are preferred.

- a. Schematic construction plans, with marked dimensions, indicating location, size and general type of walls, window and door openings, and other fixed features of both the existing resource(s) and the proposed work.
- b. Elevations (facades), with marked dimensions, clearly indicating proposed work in relation to existing construction and, when appropriate, context. All materials and fixtures proposed for the exterior must be noted on the elevations drawings. An existing and a proposed elevation drawing of each facade affected by the proposed work is required.

4. MATÉRIALS SPECIFICATIONS

General description of materials and manufactured items proposed for incorporation in the work of the project. This information may be included on your design drawings.

5. PHOTOGRAPHS

- a. Clearly labeled photographic prints of each facade of existing resource, including details of the affected portions. All labels should be placed on the front of photographs.
- b. Clearly label photographic prints of the resource as viewed from the public right-of-way and of the adjoining properties. All labels should be placed on the front of photographs.

6. TREE SURVEY

If you are proposing construction adjacent to or within the dripline of any tree 6" or larger in diameter (at approximately 4 feet above the ground), you must file an accurate tree survey identifying the size, location, and species of each tree of at least that dimension.

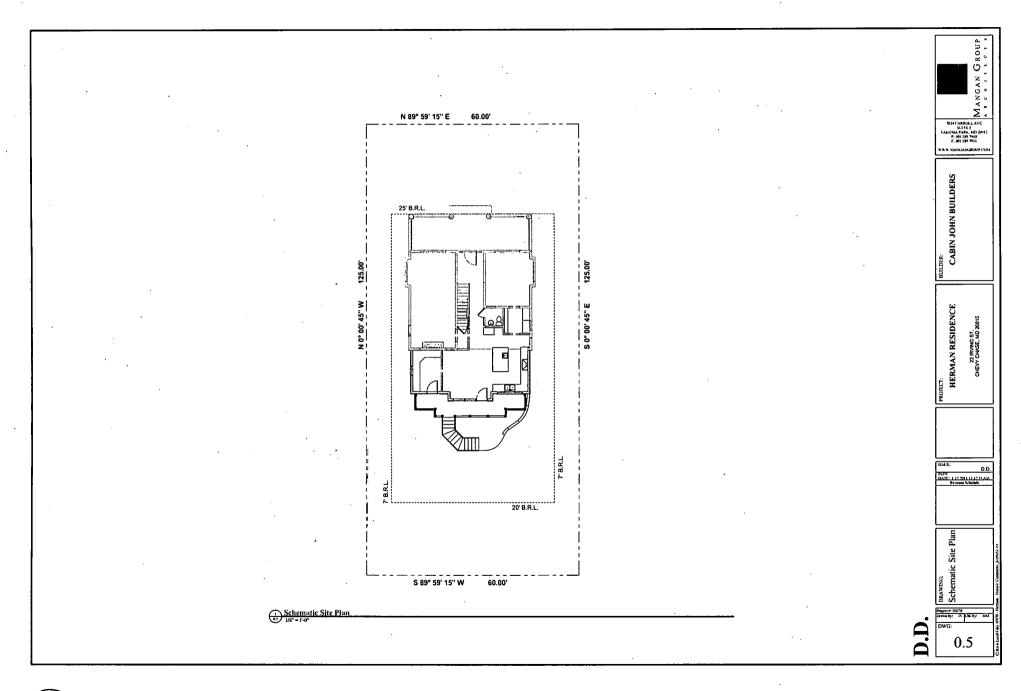
7. ADDRESSES OF ADJACENT AND CONFRONTING PROPERTY OWNERS

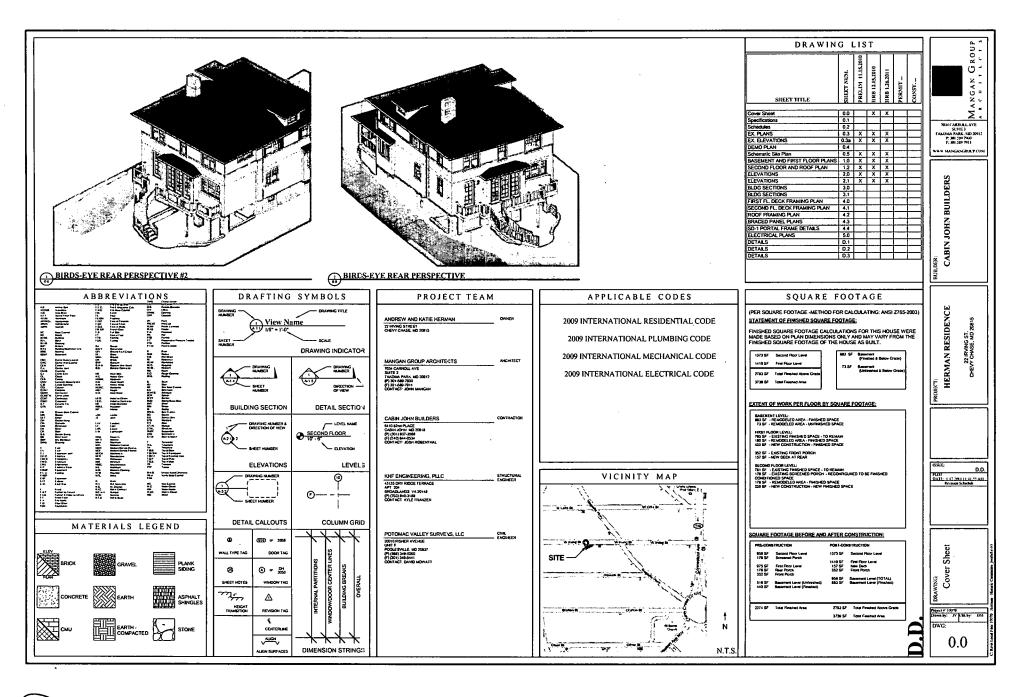
For ALL projects, provide an accurate list of adjacent and confronting property owners (not tenants), including names, addresses, and zip codes. This list should include the owners of all lots or parcels which adjoin the parcel in question, as well as the owner(s) of lot(s) or parcel(s) which lie directly across the street/highway from the parcel in question. You can obtain this information from the Department of Assessments and Taxation, 51 Monroe Street, Rockville, (301/279-1355).

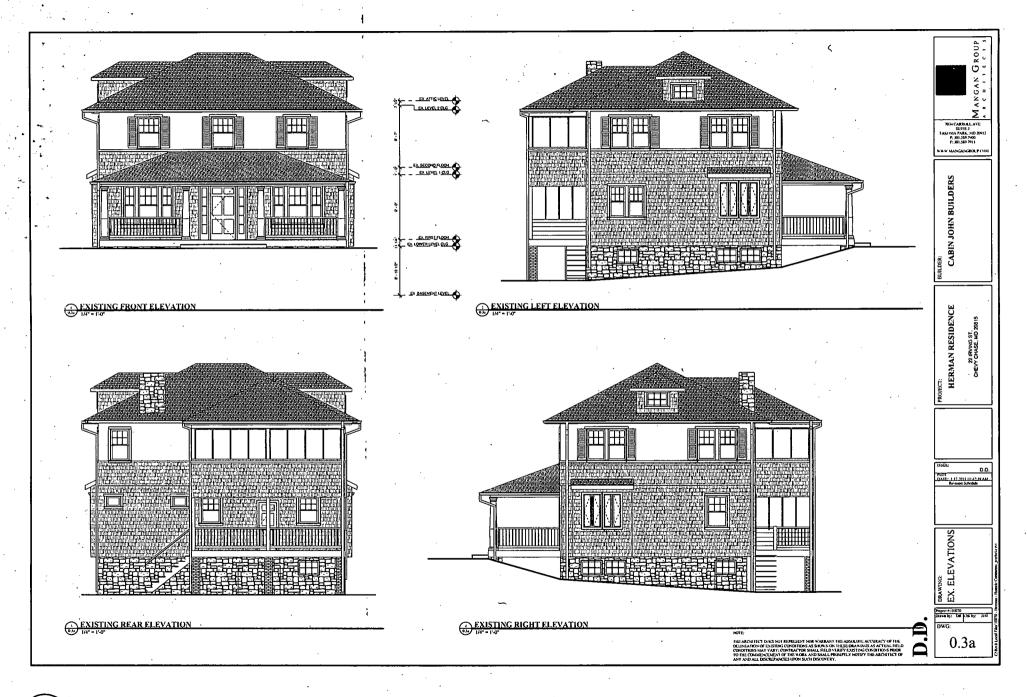
HAWP APPLICATION: MAILING ADDRESSES FOR NOTIFING

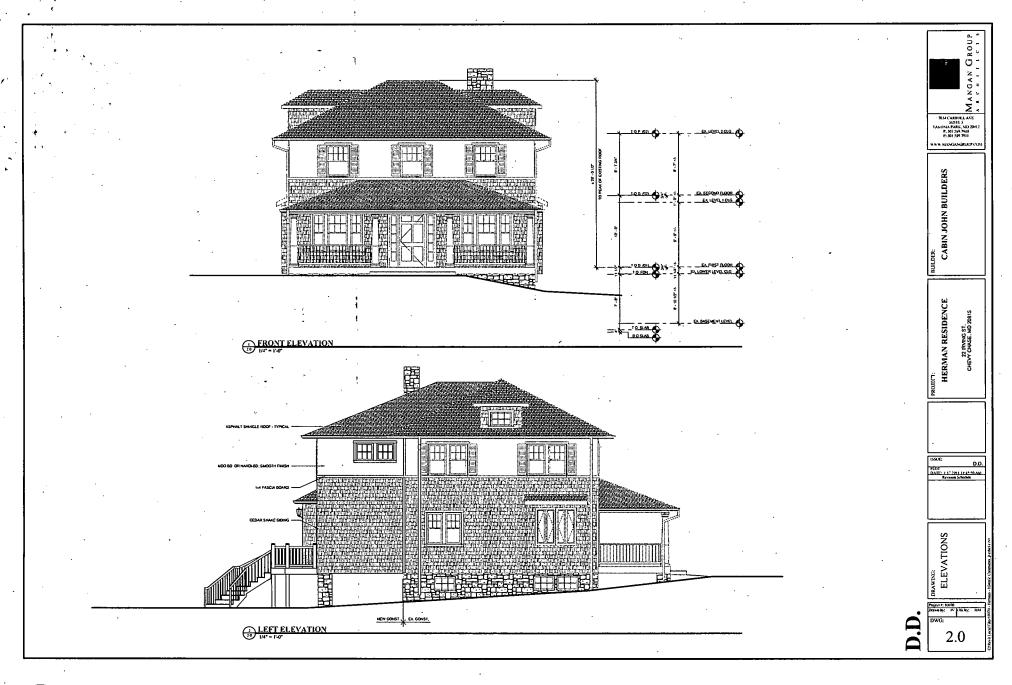
[Owner, Owner's Agent, Adjacent and Confronting Property Owners]

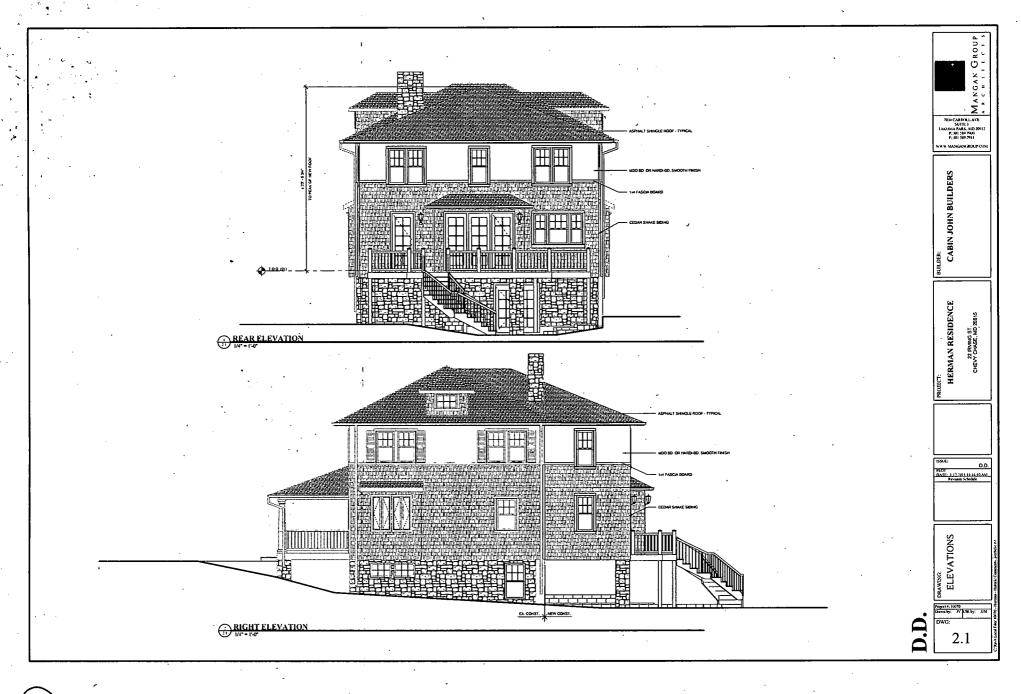
Owner's mailing address	Owner's Agent's mailing address
Andrew Herman 22 W. Irving St. Chevy Chase, mD 20815	Josh Rosenthal 6410 82-2 71 Cabin John, MD 20818
Adjacent and confronting	Property Owners mailing addresses
David Williams 24 W. Irving St. Chery Chase, MD 20815	James Sommerville 20 W. Irving St. Chevy Chase, MD 20815
Daniel Waterman 15 Hesketh St. Chevy Chase, MD 20815	Duane Gibson 23. W. Irving St. Cheug Chise, MD 20815

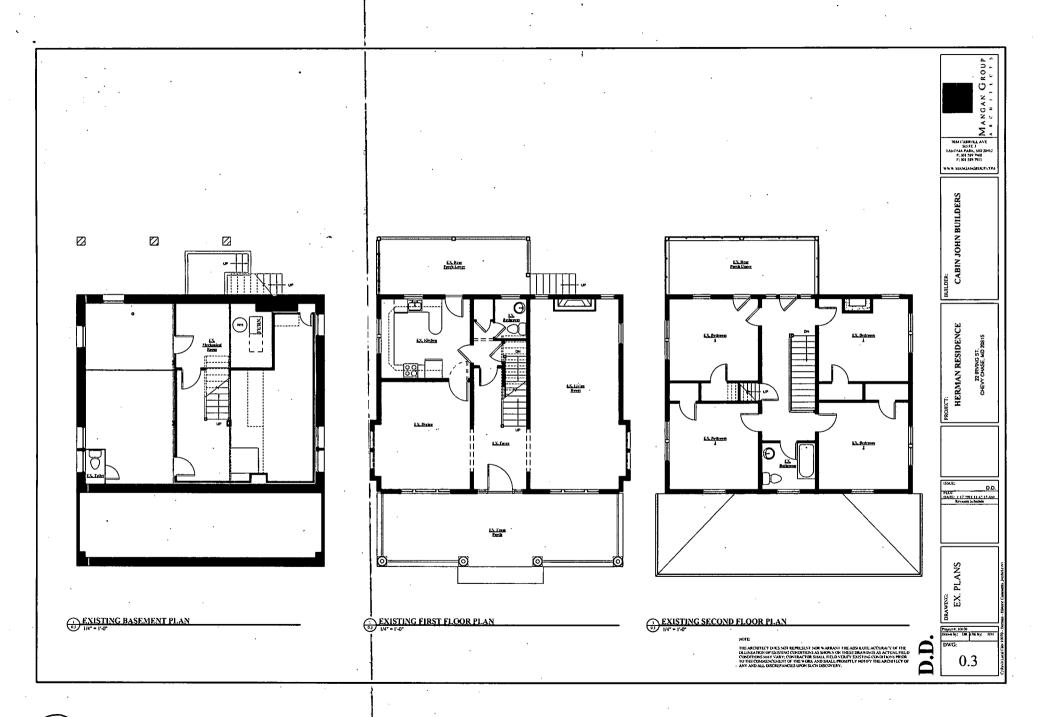




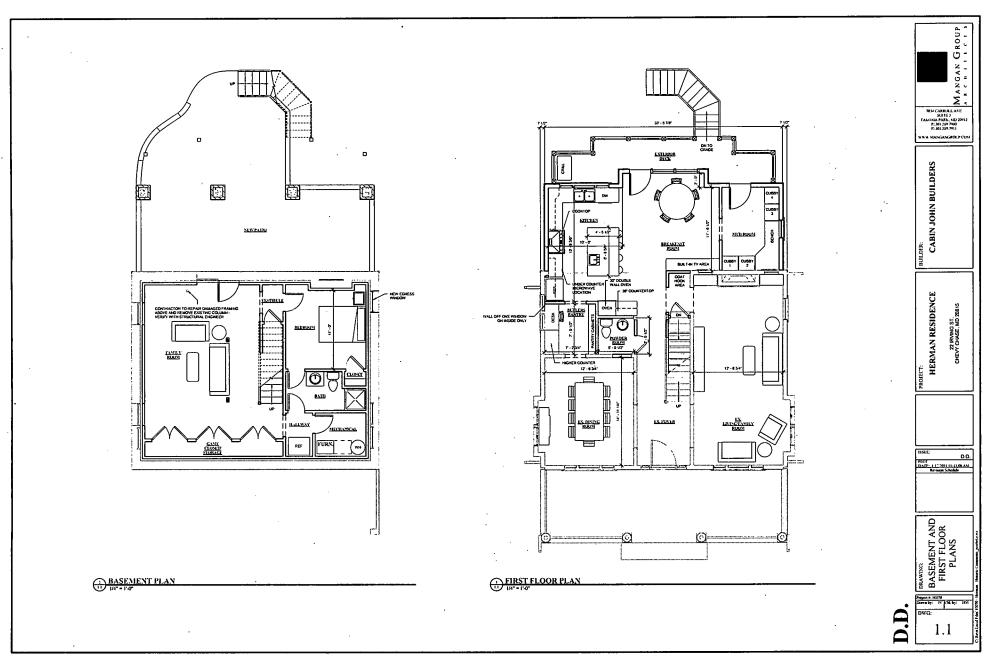


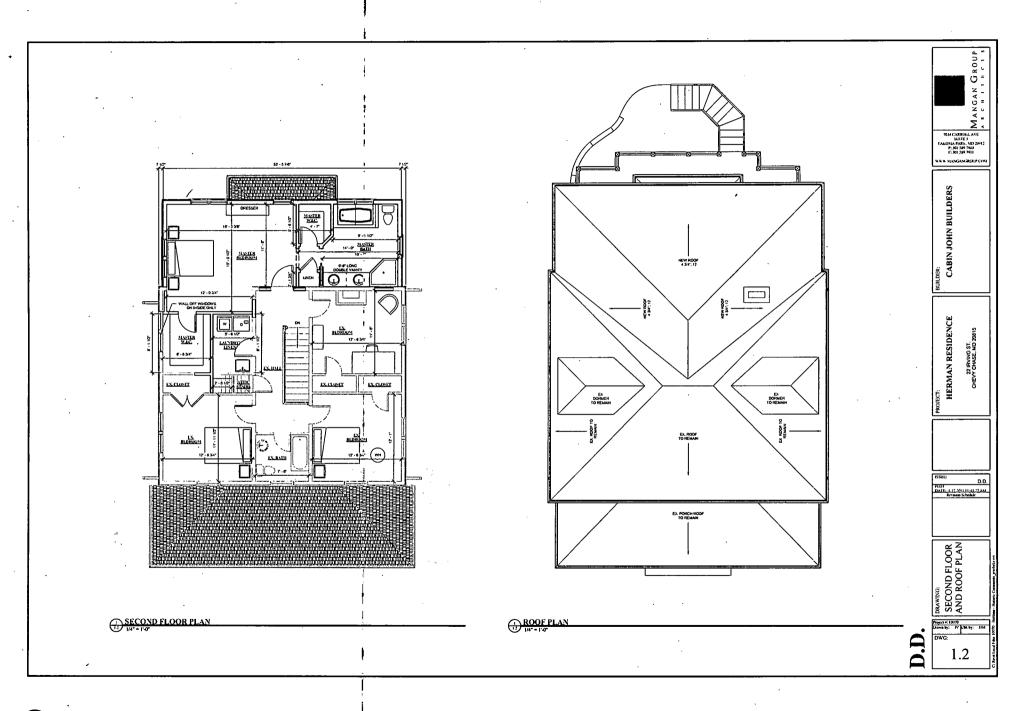


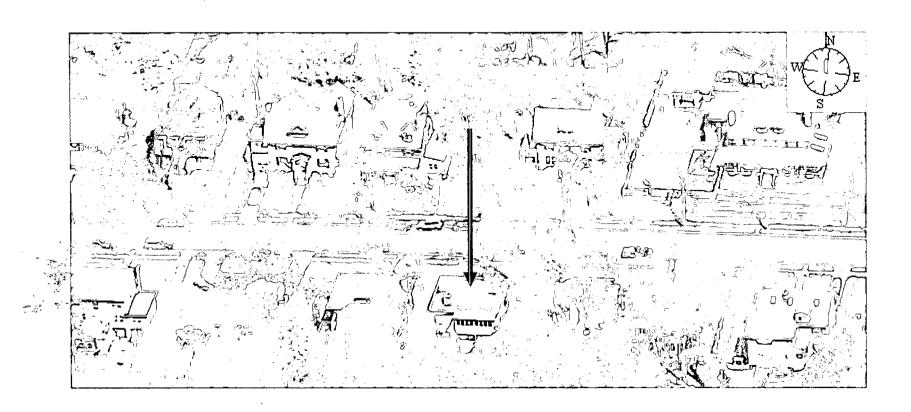




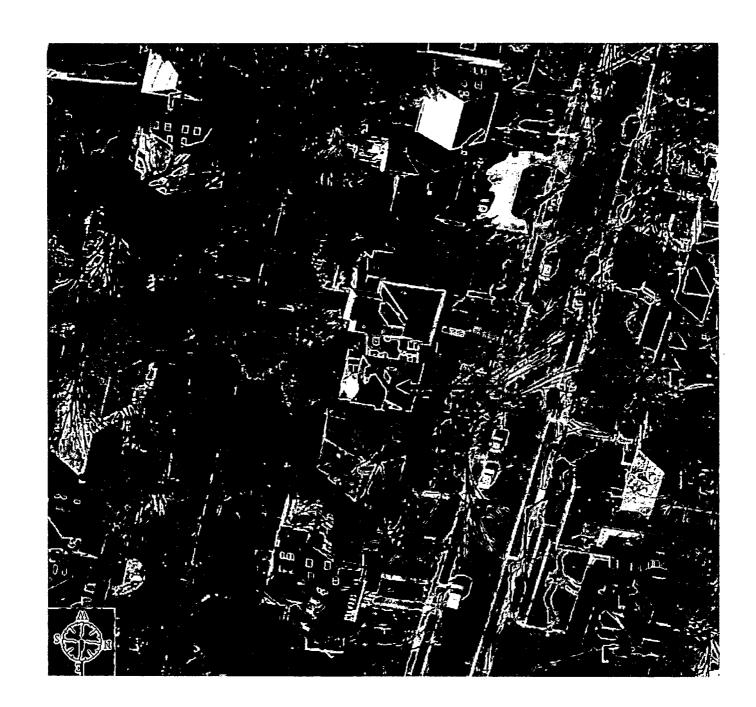
















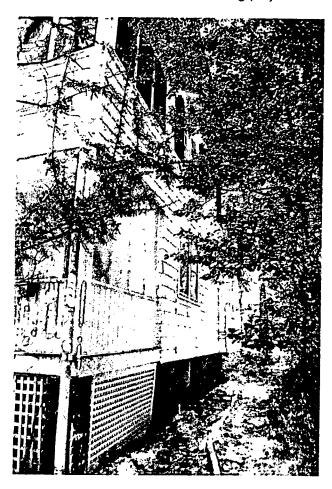
Existing Front Elevation of 22 W. Irving (View from ROW)



Existing Right Elevation of 22 W. Irving (Adj. 24 W. Irving)



Existing Rear Elevation of 22 W. Irving (Adj. 15 Hesketh St.)



Existing left Elevation of 22 W. Irving (obscured due to location of neighboring fence) Adj. 20 W. Irving

Silver, Joshua

From:

josh@cabinjohnbuilders.com

Sent:

Monday, January 31, 2011 3:19 PM

To:

Silver, Joshua

Subject:

RE: HPC Meeting: 22 W. Irving

Thank you for the update.

We will plan to see you on 2/9/11

From: Silver, Joshua [mailto:Joshua.Silver@mncppc-mc.org]

Sent: Monday, January 31, 2011 10:27 AM

To: josh@cabinjohnbuilders.com

Subject: RE: HPC Meeting: 22 W. Irving

Hi Josh.

The Historic Area Work Permit (HAWP) application will be reviewed at the February 9, 2011 HPC meeting.

The Historic Preservation Commission, Rules, Guidelines, and Procedures, [Regulation No. 27-97, Section 1.4 (h)] states "A quorum of the Commission must be present to conduct a public appearance or hearing."

We were unable to establish a quorum for a meeting this week, as such the HAWP application cannot be considered by the HPC. Please confirm the receipt of this e mail and your client's agreement to the postponement of the HAWP application and its consideration at the February 9, 2011 HPC meeting.

We apologize for any inconvenience this may cause or project delays and look forward to the consideration of the application at the February 9th meeting.

Please contact me with any questions.

Regards, Josh

From: josh@cabinjohnbuilders.com [mailto:josh@cabinjohnbuilders.com]

Sent: Monday, January 31, 2011 8:46 AM

To: Silver, Joshua

Subject: HPC Meeting: 22 W. Irving

Josh,

I just wanted to check in and see if a final decision has been made yet regarding the meeting date and time.

and agreement to

Thanks,

Josh Rosenthal