

5707 surrey street
sawmasset H.D.

2012 HAWP



HISTORIC PRESERVATION COMMISSION

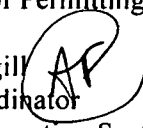
Isiah Leggett
County Executive

Leslie Miles
Chairperson

Date: 3/15/12

MEMORANDUM

TO: Diane Schwartz Jones, Director
Department of Permitting Services

FROM: Anne Fothergill 
Planner Coordinator
Historic Preservation Section-Planning Department
Maryland-National Capital Park & Planning Commission

SUBJECT: Historic Area Work Permit #591956—tree removal

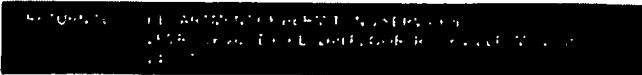
The Montgomery County Historic Preservation Commission (HPC) has reviewed the attached application for a Historic Area Work Permit (HAWP) and this application was **approved** by the HPC on March 14, 2012.

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: Ruthmary C. Balge Trust
Address: 5707 Surrey 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 completed the applicant will contact the staff person assigned to this application at 301-563-3400 to schedule a follow-up site visit.





Att: Kevin Manonville
DPS - #8

HISTORIC PRESERVATION COMMISSION
301/563-3400

**APPLICATION FOR
HISTORIC AREA WORK PERMIT**

Contact Person: Jeanne Doyle
Daytime Phone No.: 703 757 0191
(cell) 703.980-5310
Tax Account No.: unk.
Name of Property Owner: Ruthmary C. Baley Trust Daytime Phone No.: _____
Address: 5707 Surrey St., Chevy Chase, MD 20815
Street Number City State Zip Code
Contractor: N/A Phone No.: _____
Contractor Registration No.: _____
Agent for Owner: _____ Daytime Phone No.: _____

LOCATION OF BUILDING/PREMISE

House Number: 5707 Street: Surrey
Town/City: Chevy Chase Nearest Cross Street: ESSEX ST
Lot: 2 Block: 5 Subdivision: Somerset Heights
Liber: _____ Folio: _____ Parcel: _____

PART ONE: TYPE OF PERMIT ACTION AND USE

- 1A. CHECK ALL APPLICABLE: Construct Extend Alter/Renovate A/C Slab Room Addition Porch Deck Shed
 Move Install Wreck/Raze Remove Solar Fireplace Woodburning Stove Single Family
 Revision Repair Revocable Fence/Wall (complete Section 4) Other: 2 trees to be removed

1B. Construction cost estimate: \$ _____
1C. If this is a revision of a previously approved active permit, see Permit # _____
I replace believed to be greater than 6" at chest height

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 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.

Jeanne Doyle - Personal Representative 2/10/2012
Signature of owner or authorized agent Ruthmary C. Baley Trust

Approved: _____ for Chairperson, Historic Preservation Commission
Disapproved: _____ Signature: _____ Date: 3/15/12
Application/Permit No.: 591956 Date Filed: 2/20/12 Date Issued: _____

Edit 6/21/99

SEE REVERSE SIDE FOR INSTRUCTIONS

Please reference attached e-mail to Mr. Frank DeLorge, dated 2/10/12.

**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:

1939 Cape Cod (1751 1/2 Ct) has no historical significance other than being located in an "Historic District."

b. General description of project and its effect on the historic resource(s), the environmental setting, and, where applicable, the historic district:

Removal of 2 trees in front yard; 1 tree leaning on utility pole + 90% dead. The other, planted 3 feet from house, was growing into the house. This spruce was planted too close to house by owner approx. 40 yrs ago, + had to be removed as it was damaging house. Spruce replaced with a 7' Crepe myrtle. Pictures provided as attachments.

2. SITE PLAN

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

- the scale, north arrow, and date;
- dimensions of all existing and proposed structures; and
- 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.

- 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.
- 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. MATERIALS 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

- 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.
- 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).

PLEASE PRINT (IN BLUE OR BLACK INK) OR TYPE THIS INFORMATION ON THE FOLLOWING PAGE.
PLEASE STAY WITHIN THE GUIDES OF THE TEMPLATE, AS THIS WILL BE PHOTOCOPIED DIRECTLY ONTO MAILING LABELS.

EXPEDITED
MONTGOMERY COUNTY HISTORIC PRESERVATION COMMISSION
STAFF REPORT

Address:	5707 Surrey Street, Chevy Chase	Meeting Date:	3/14/12
Resource:	Contributing Resource Somerset Historic District	Report Date:	3/7/12
Applicant:	Ruthmary Balge Trust (Jeanne Doyle, Agent)	Public Notice:	2/29/12
Review:	HAWP	Tax Credit:	No
Case Numbers:	35/36-12A RETROACTIVE	Staff:	Anne Fothergill
Proposal:	Tree removal		

STAFF RECOMMENDATION

- Approval
- Approval with conditions

PROPERTY DESCRIPTION

SIGNIFICANCE: Contributing Resource
STYLE: Colonial Revival
DATE: 1939

PROPOSAL

The applicant is proposing to remove one 6" DBH Norway spruce tree because the tree is dead and leaning against a utility pole. The applicant did not provide an arborist's report. They proposed to plant one crape myrtle replacement tree.

Note: The other tree that was removed (Colorado blue spruce) was smaller than 6" DBH as noted by the Town of Somerset's arborist and therefore does not need HPC review. Also, if the Norway spruce had been determined to be dead or dying by an arborist, the applicant could have gotten a waiver from the HAWP process.

APPLICABLE GUIDELINES

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:

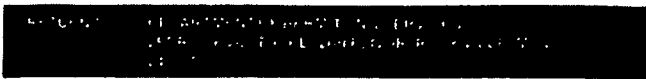
- (1) The proposal will not substantially alter the exterior features of an historic site or historic resource within an historic district; or
 - (2) The proposal is compatible in character and nature with the historical, archeological, architectural or cultural features of the historic site or the historic 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 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.)

STAFF RECOMMENDATION

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

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. Once the work is completed the applicant will **contact the staff person** assigned to this application at 301-563-3400 or anne.fothergill@mncppc-mc.org to schedule a follow-up site visit.



Attn: Kevin Manuella A

DPS - #8

HISTORIC PRESERVATION COMMISSION 301/563-3400

APPLICATION FOR HISTORIC AREA WORK PERMIT

Contact Person: Jeanne Doyle Daytime Phone No.: 703 757 0191 (cell) 703 980-5310

Tax Account No.: unk. Name of Property Owner: Ruthmary C Balge Trust Address: 5707 Surrey St, Chevy Chase, MD 20815 Contractor: N/A

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House Number: 5707 Street: Surrey Town/City: Chevy Chase Nearest Cross Street: ESSEX ST Lot: 2 Block: 5 Subdivision: Somerset Heights

PART ONE: TYPE OF PERMIT ACTION AND USE

1A. CHECK ALL APPLICABLE: Construct, Extend, Alter/Renovate, Wreck/Raze Remove, 2 trees to be replaced + replace believed to be greater than 6" at chest height

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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: Jeanne Doyle - Personal Representative Ruthmary C Balge Trust Date: 2/10/2012

Approved: For Chairperson, Historic Preservation Commission Disapproved: Signature: Date: Application/Permit No.: 591956 Date Filed: 2/24/12 Date Issued:

Edit 6/21/99

SEE REVERSE SIDE FOR INSTRUCTIONS

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

Owner's mailing address	Owner's Agent's mailing address
Jeanne Doyle 661 Ad Hoc Rd. Great Falls, VA 22066	Personal Representative Anthony C. Ridge Trust
Adjacent and confronting Property Owners mailing addresses	
Anthony + CA Mazlish 5706 Surrey St. Ch Ch Md 20815	Confronting
Brian Graham + Tonnie Clark 4728 Dorset Ave Ch Ch, Md 20815	Adjacent
Steve + Roberta Pieczek 4731 Essex Ave Ch Ch, Md 20815	Adjacent

Windows Live- Hotmail (146) Messenger SkyDrive | MSN

Jeanne Doyle

profile | sign out
Options

Hotmail

New | Reply Reply all Forward | Delete Mark as Move to Categories

Inbox (146)

5707 Surrey St, Ch Ch, MD

Back to messages

To see messages related to this one, group messages by conversation.

Folders

Junk (25)

Drafts (4)

Sent

Deleted (2)

Save (1)

New folder

Quick views

Flagged (1)

Office docs (1)

Photos

Shipping updates

New category

Messenger

Sign in to
Messenger

Home

Contacts

Calendar



Jeanne Doyle
To frank.delange@montgomerycountymd.gov

11:51 AM
Reply

Dear Mr. Delange,

As I related to you yesterday, I did not realize that I needed authorization to take down the trees that I had removed from my mother's property at 5707 Surrey St., Ch Ch, MD, when preparing it for sale. The house is in a trust as mother, Ruthmary C. Balge, passed away in Sept. 2010. The trees that I had removed are described as follows:

1. A spruce that was planted by my father almost 40 years ago. It was about 3-4 ft. tall when planted and it was planted about 3 ft. from the house. In the past decades it grew very tall and wide and the branches were touching and damaging the house. It was approx. ^{30-35'} ~~10-15'~~ feet wide at the middle and the branches near the bottom were dead. It was much too close to the house and should have been removed years ago.

2. A dead evergreen by the sidewalk whose trunk was leaning against the utility pole with vines wrapping around the pole. The trunk had heavy branches with no greenery. I was later told that Pepco would have removed this tree at no cost to us (trust paid \$1600 to remove).

The removal of these trees, both causing damage to adjacent structures, was necessary. However, I would have obtained authorization to remove them -- had I known it was necessary. I apologize for not contacting your office prior to removal of the trees.

I would also like to note that the property has been greatly enhanced by the trees' removal. The front yard has since been landscaped and a pink crepe myrtle has been planted in place of the overgrown spruce. Sincerely, Jeanne Doyle (703) 757-0191

BLOCKBUSTER
TRIAL ACCESS

1
Month
Free
Trial



Ad feedback

New | Reply Reply all Forward | Delete Mark as Move to Categories

6

Only photo available, circa 2005 - spruce larger + brushing against house

Existing Property Condition Photographs (duplicate as needed)

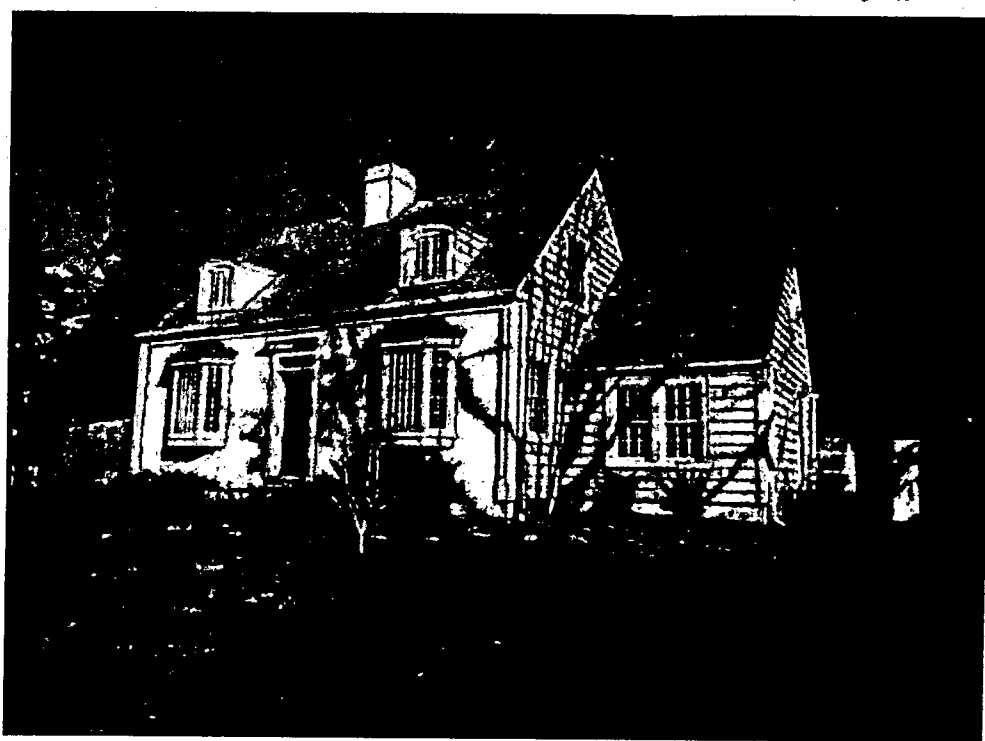


Photo taken in Feb. 2012. Shows spruce now planted in place of spruce.

Detail:

Applicant: Jeanne Duke
Ruthmary C. Duke Trust

Page: __

(7)

5707 Surrey



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Feather & Assoc.

Tolbert V. Feather, Ph.D.

*Advisors for: Landscape Development
Landscape Management, Plant Pest Management*

February 9, 2012

Town of Somerset

RE: Tree Removals 5707 Surrey St.

On February 3 and 8, 2012 I visited the site and also looked up the address in Google Maps and found a street side photo taken in 2009. The photographic results are shown on the attached photos.

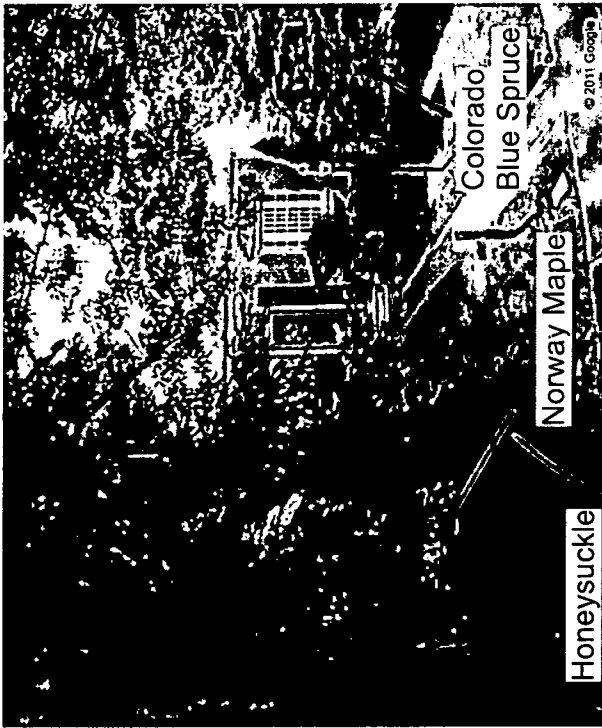
From the photographs and site inspections, I conclude the following.

1. Two trees a Norway spruce and a Colorado blue spruce were removed from the front of the house. Both trees appear to be over 4" in diameter and are regulated under the Town Tree Ordinance. I have no record of inspection or issuing recommendations for the removal of the 2 spruce trees on this property.
2. There is a third stump near the Norway spruce. This looks like a honeysuckle stump and is verified by the Google Map photo of being a shrub and not a tree.
3. A crepemyrtle was planted in the location where the Colorado blue spruce was removed.

Town of Somerset
Tree Removal
5707 Surrey St.

Feather and Associates
February 9, 2012

Google Maps Photo taken in 2009



Recent Photo taken Feb., 2012



Recent Photo taken Feb, 2012



Fothergill, Anne

From: Tolbert Feather <tfeather@xecu.net>
Sent: Friday, February 10, 2012 10:30 AM
To: Fothergill, Anne
Cc: town@townofsomerset.com; Manarolla, Kevin;
Frank.delange@montgomerycountymd.gov
Subject: Re: 5707 Surrey Street - Trees removed without permission

Anne
FYI

The norway spruce may have been 6" in diameter but I don't think the Colorado Blue Spruce was 6".

Tolbert

On Feb 10, 2012, at 9:58 AM, Fothergill, Anne wrote:

Thanks.

As you all know, removal of a tree that is 6" or greater DBH within a historic district like Somerset requires a Historic Area Work Permit. If the tree TBR is determined to be dead, dying or hazardous by an arborist it may qualify for a waiver from the HAWP process but the owner must contact Kevin Manarolla (copied here).

Frank, the owners of this property can be issued a citation and they will need to apply for retroactive approval from the Historic Preservation Commission.

Thanks to you all for your help.

Anne

Anne Fothergill
Planner Coordinator
M-NCPPC
Montgomery County Planning Department
Functional Planning and Policy Division
Historic Preservation Section
1400 Spring Street, Suite 500W
Silver Spring, MD 20910
(301) 563-3400 phone
(301) 563-3412 fax
anne.fothergill@montgomeryplanning.org
www.montgomeryplanning.org/historic

From: Town of Somerset [<mailto:town@townofsomerset.com>]
Sent: Friday, February 10, 2012 9:54 AM
To: Fothergill, Anne; Manarolla, Kevin; Frank.delange@montgomerycountymd.gov
Subject: 5707 Surrey Street - Trees removed without permission

Hi Frank, Anne and Kevin,

Here is the report that was prepared by our Arborist - Hope this helps and please let me know if you have any questions. This is for the Complaint report #199962614.

Nicole Ventura

Admin. Asst.

Town of Somerset
4510 Cumberland Avenue
Chevy Chase, Maryland 20815
301-657-3211
301-657-2773 (fax)
town@townofsomerset.com

----- Original Message -----

Subject:Re: Only missing one item
Date:Thu, 9 Feb 2012 16:39:53 -0500
From:Tolbert Feather <tfeather@xecu.net>
To:<town@townofsomerset.com>

Attached is a short report.

Tolbert
2 trees removed according to google map streetside photo taken in 2009.
both look over 4" diameter.
Tolbert

Windows Live- Hotmail (146) Messenger SkyDrive | MSN

Jeanne Doyle

profile | sign out
Options

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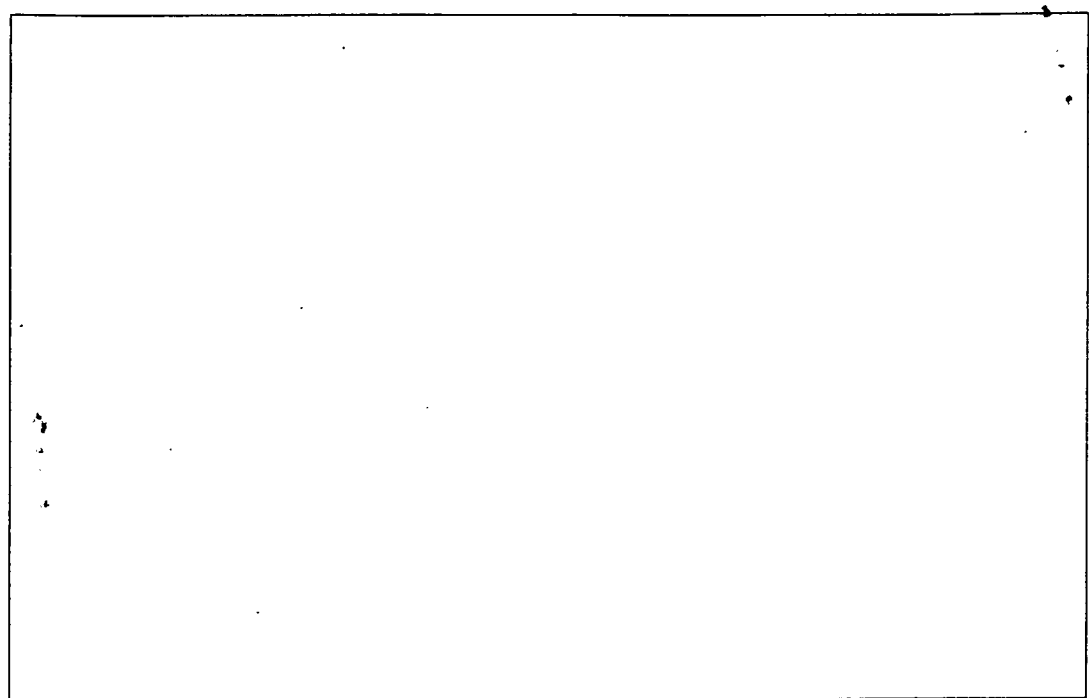


Photo taken in
Feb. 2012. Shows
crape myrtle
planted in
place of spruce.

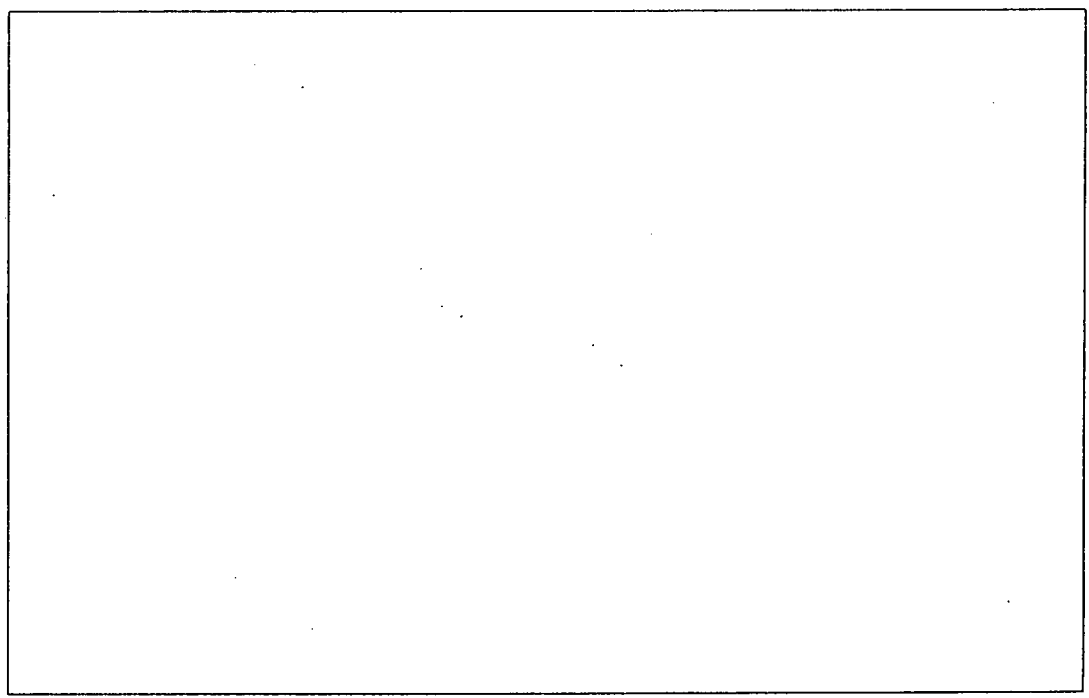


Only photo available, circa 2005 - sparse trees + bushes against house

Existing Property Condition Photographs (duplicate as needed)



Detail: _____



Detail: _____

Applicant: Jeanne Dyer
Ruthmary C. Dodge Trust

Page: ___