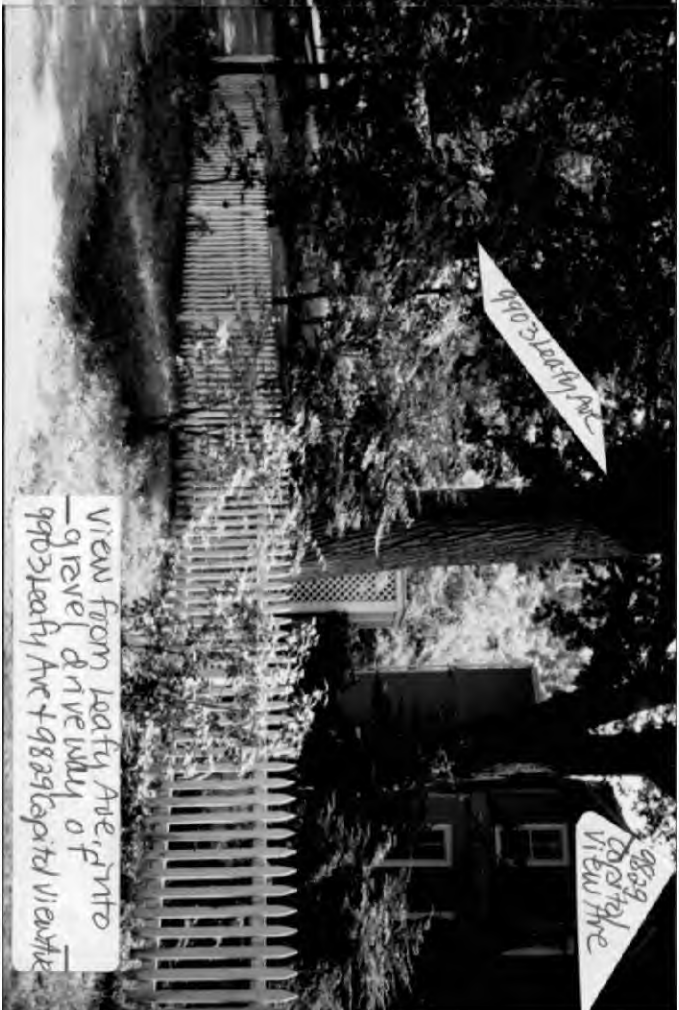


31/7-96G 9829 Capitol View Ave.
(Capitol View Park Historic Dst.)





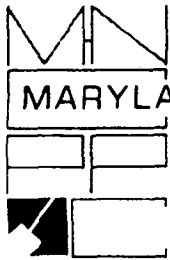




View from rear of
9829 Capital View Ave

Proposed fence drawn here

Proposed fence drawn here



THE MARYLAND-NATIONAL CAPITAL PARK AND PLANNING COMMISSION
8787 Georgia Avenue • Silver Spring, Maryland 20910-3760

DATE: 8/14/96

MEMORANDUM

TO: Robert Hubbard, Chief
Division of Development Services and Regulation
Department of Environmental Protection (DEP)

FROM: Gwen Marcus, Historic Preservation Coordinator
Design, Zoning, and Preservation Division
M-NCPPC

SUBJECT: Historic Area Work Permit

The Montgomery Historic Preservation Commission has reviewed the attached application for a Historic Area Work Permit. The application was:

Approved Denied
 Approved with Conditions: _____

THE BUILDING PERMIT FOR THIS PROJECT SHALL BE ISSUED CONDITIONAL UPON ADHERANCE TO THE APPROVED HISTORIC AREA WORK PERMIT(HAWP).

Applicant: Maggie & Paul Irvin

Address: 9829 Capitol View Ave. Silver Spring

***THE APPLICANT MUST ARRANGE FOR A FIELD INSPECTION BY CALLING DEP/FIELD SERVICES (217-6240) FIVE DAYS PRIOR TO COMMENCEMENT OF WORK AND WITHIN TWO WEEKS FOLLOWING COMPLETION OF WORK.



250 Hungerford Drive, Rockville, Maryland 20850
(301) 217-6370

Historic Preservation Commission (301) 495-4570

APPLICATION FOR HISTORIC AREA WORK PERMIT

CONTACT PERSON CHRISTOPHER S. PARIS
 DAYTIME TELEPHONE NO. (301) 663-4000
 TAX ACCOUNT # N/A
 NAME OF PROPERTY OWNER IRVIN, MAGGIE/PAUL DAYTIME TELEPHONE NO. 202-483-9186
(301) 585-3254
 ADDRESS 9829 CAPITAL VIEW AVE. SILVER SPRING MD 20910
CITY STATE ZIP CODE
 CONTRACTOR FREDERICK FENCE CO. INC TELEPHONE NO. (301) 663-4000
 CONTRACTOR REGISTRATION NUMBER 16416
 AGENT FOR OWNER CHRISTOPHER S. PARIS DAYTIME TELEPHONE NO. (301) 663-4000

LOCATION OF BUILDING/PREMISE

HOUSE NUMBER 9829 STREET CAPITAL VIEW AVE
 TOWN/CITY SILVER SPRING NEAREST CROSS STREET Leafy
WENTWORTH AVE
 LOT 1 BLOCK 35 SUBDIVISION CAPITAL VIEW PARK
 LIBER _____ FOLIO _____ PARCEL _____

PART ONE: TYPE OF PERMIT ACTION AND USE

1A. CIRCLE ALL APPLICABLE: Construct Extend Alter/Renovate Repair Move
 Wreck/Raze Install Revocable Revision Fence/Wall (complete Section 4) Single Family Other _____
 CIRCLE ALL APPLICABLE: A/C Slab Room Addition
 Porch Deck Fireplace Shed Solar Woodburning Stove
 1B. CONSTRUCTION COST ESTIMATE \$ 1080.00
 1C. IF THIS IS A REVISION OF A PREVIOUSLY APPROVED ACTIVE PERMIT SEE PERMIT # N/A

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 3' feet 6" 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.

Christopher S. Paris Signature of owner or authorized agent Date 6-24-96
CHRISTOPHER S. PARIS

APPROVED For Chairperson, Historic Preservation Commission
 DISAPPROVED _____ Signature Rebecca Johnson Date 6/15/96

APPLICATION/PERMIT NO. 960070900007 DATE FILED _____ DATE ISSUED _____

1. **WRITTEN DESCRIPTION OF PROJECT**

- a. Description of existing structure(s) and environmental setting, including their historical features and significance:

White Victorian picket fence, originally installed by previous owner (approx 1990), which covers approximately 95% of lot perimeter.

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

Extension of existing fence to totally enclose yard (see site plan); is not visible on Leafy or Capitol View Ave. (visible only from 9903 Leafy Ave.)

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, (279-1355).

Please add this information on the following page. Please stay within the



THE MARYLAND-NATIONAL CAPITAL PARK AND PLANNING COMMISSION
8787 Georgia Avenue • Silver Spring, Maryland 20910-3760

DATE: 8/15/96

MEMORANDUM

TO: Historic Area Work Permit Applicants

FROM: Gwen Marcus, Historic Preservation Coordinator
Design, Zoning, and Preservation Division
M-NCPPC

SUBJECT: Historic Area Work Permit Application - Approval of
Application/ Release of Other Required Permits

Enclosed is a copy of your Historic Area Work Permit application, approved by the Historic Preservation Commission at its recent meeting, and a transmittal memorandum stating conditions (if any) of approval.

You may now apply for a county building permit from the Department of Environmental Protection (DEP), at 250 Hungerford Drive, Second Floor, in Rockville. Please note that although your work has been approved by the Historic Preservation Commission, it must also be approved by DEP before work can begin.

When you file for your building permit at DEP, you must take with you the enclosed forms, as well as the Historic Area Work Permit that will be mailed to you directly from DEP. These forms are proof that the Historic Preservation Commission has reviewed your project. For further information about filing procedures or materials for your county building permit review, please call DEP at 217-6370.

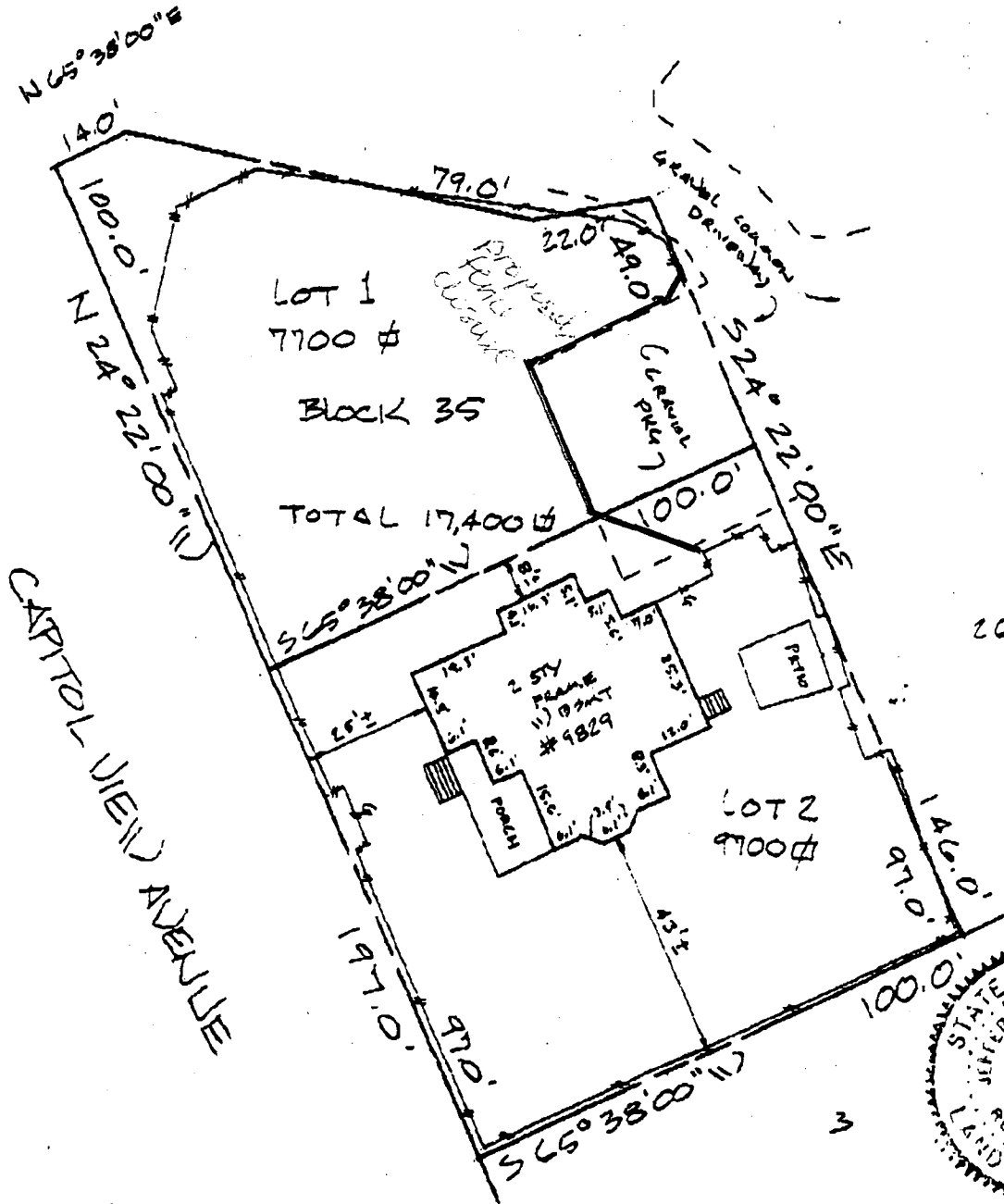
If your project changes in any way from the approved plans, either before you apply for your building permit or even after the work has begun, please contact the Historic Preservation Commission staff at 495-4570.

Please also note that you must arrange for a field inspection for conformance with your approved HAWP plans. Please inform DEP/Field Services at 217-6240 of your anticipated work schedule.

Thank you very much for your patience and good luck with your project!

TDL LIMITED

30 FREDERICK AVENUE
CATHERSBURG, MARYLAND 20877
(301) 840-9747



NOTE: Eased 8-60 per Tax Assessment Records; Satisfaction Plat prior to 1954.
 Set Backs Of:
 Front: 25' or established front line of majority of lots.
 Side: Total 10' minimum 5' Corner 25' or 15'.
 Recorded Plat Dec. 21, 1953-7' each.
 Recorded Plat Mar. 5, 1928-40' to 50' lots 5' each.
 RDM: 20'



Property shown hereon is not in a flood plain per existing records unless otherwise noted.

SCALE: 1" = 30'
RECORDED IN:
PLAT BOOK A
PLAT: 9

HOUSE LOCATION
LOTS 1 & 2 BLOCK 35
CAPITOL VIEW PARK
MONTGOMERY COUNTY, MD

NOTE: This drawing is not intended to establish property lines nor are the existence of corner markers guaranteed. All information shown hereon taken from the land records of the county in which the property is located. Do not attempt to erect fences from information contained on this drawing.

I hereby certify that to the best of my knowledge and belief, the position of all the existing improvements on the above described property has been established by accepted field practices.

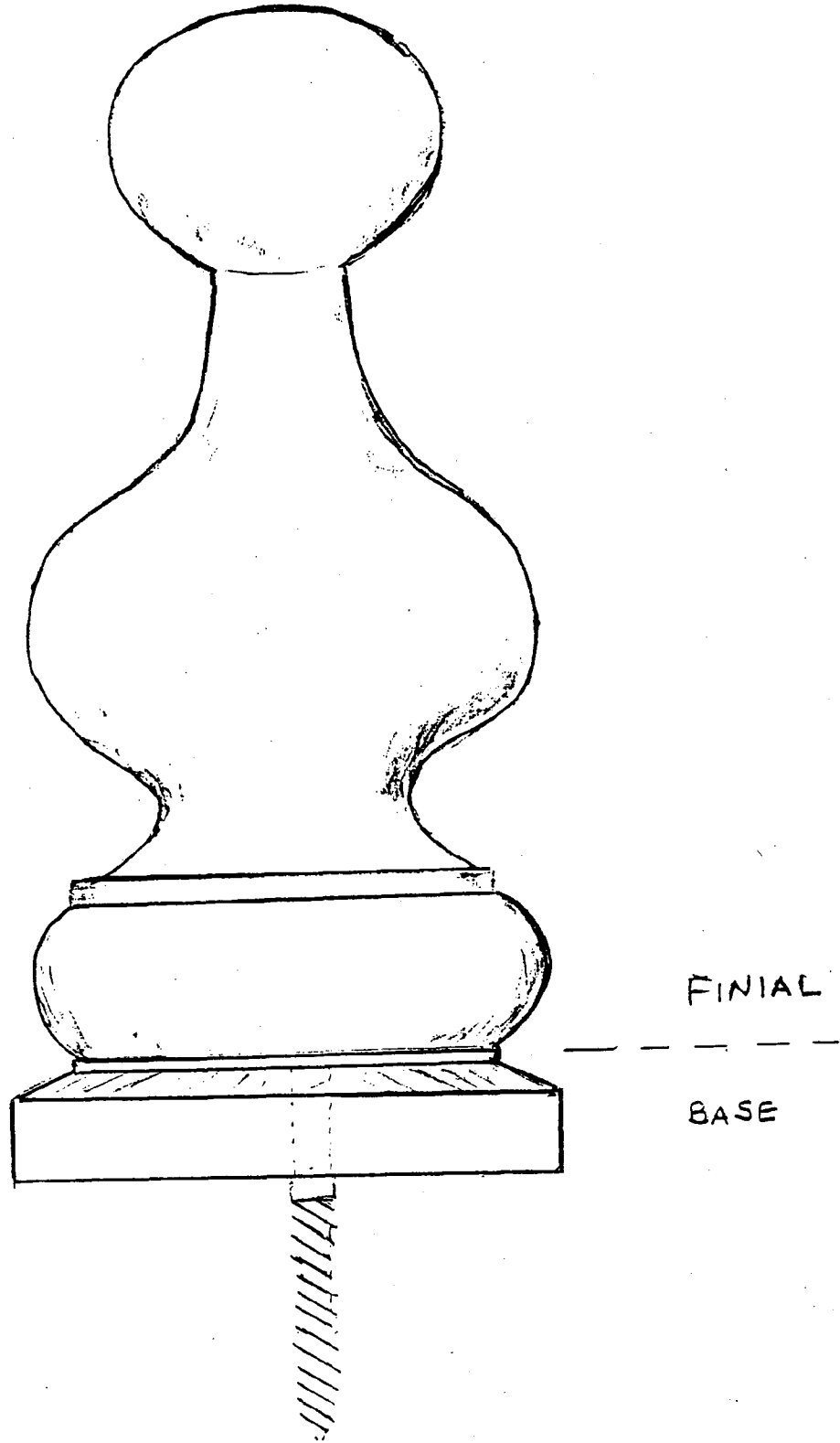
Date: January 25, 1994

Jefferson D. Lawrence
JEFFERSON D. LAWRENCE
PROFESSIONAL LAND SURVEYOR #8218

THIS DRAWING TO BE USED FOR TITLE PURPOSES ONLY

APPROVED
Montgomery County
Historic Preservation Commission

* Finial specifications



FINIAL

BASE

P.T. 31 FINIAL

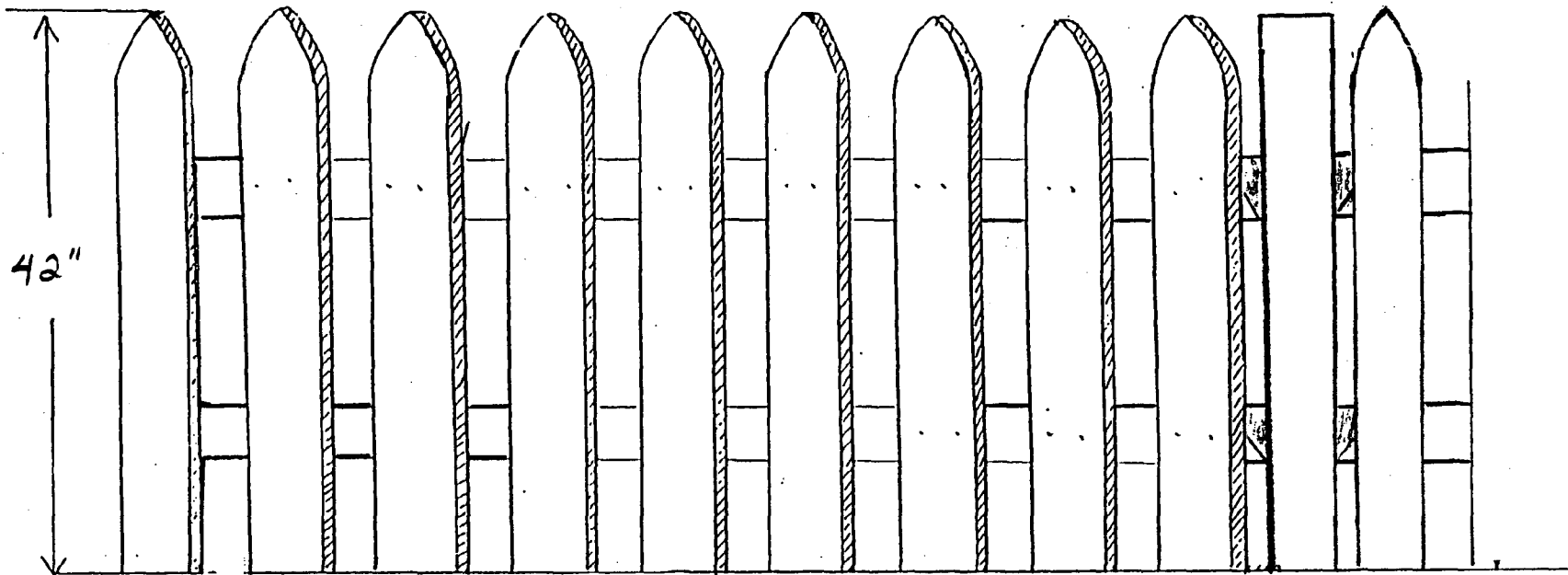
* to match existing finials

APPROVED
Montgomery County
Historic Presentation Commission
Samuel Seal 1/15/10

*fence specifications

SPECIFICATIONS			PROJECT		
COMPONENT	DIMENSIONS	MATERIAL	OWNER/GEN. CON.		
BACK RAILS	2 x 4 x 8'	CCA P.T.	IRVIN		
POSTS	4 x 4 x 7'	CCA PT			
PICKETS	1 x 4 x 3 1/2	CCA PT	SUBMITTED BY		
FOOTING	DIA X DEEP		DRAWING NO.		
NAILS			DATE		
TOP DESIGN					

FINIAL TO BE PLACED ON TOP OF POST



Victorian Picket

TECO Nailed

Spaced approximately 1 3/4"

* to match existing fence which encloses 95% of yard
 approximately

APPROVED
 Montgomery County
 Historic Preservation Commission
 [Signature]

**Expedited
Historic Preservation Commission Staff Report**

Address: 9829 Capitol View Ave, Silver Spring **Meeting Date:** 08/14/96
Resource: Capitol View Park Historic District **Public Notice:** 07/31/96
Case Number: 31/7-96G **Report Date:** 08/07/96
Review: HAWP **Tax Credit:** None
Applicant: Maggie & Paul Irvin **Staff:** Perry Kephart

DATE OF CONSTRUCTION: ca. 1890 - Calloway/Schooley House

SIGNIFICANCE:

- Individual Master Plan Site
- Within a Master Plan Historic District
- Outstanding Resource
- Contributing Resource
- Non-Contributing/Out-of-Period Resource

ARCHITECTURAL DESCRIPTION: Wood frame Queen Anne.

PROPOSAL:

Applicant proposes to add white 42" high wood picket fence identical in design to present fencing to complete enclosure of the property. Fence would divide yard from gravel parking area.

RECOMMENDATION:

- Approval
- Approval with conditions:
 1. _____
 2. _____
 3. _____

Approval is based on the following criteria from Chapter 24A of the Montgomery County Code, Section 8(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

- x 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.

Policy on use of Expedited Staff Reports for simple HAWP cases

This policy is developed with the understanding that:

I. the HPC's policy regarding in-kind replacements has not changed, that is - all replacement of exterior features with **exactly matching** materials may be done without a HAWP;

II. staff will continue to notify Local Advisory Panels (LAPs), and adjacent and confronting owners of all HAWP requests and, if a neighbor or the LAP is known to object to a proposal, then the Expedited Staff Report format will not be used;

III. if, because of the specifics of a case, staff is uncertain whether the Expedited Staff Report format is appropriate, or if an applicant requests it, then the standard report format shall be used;

IV. the Expedited Staff Report format may be used on the following type of cases:

1. Alterations to properties on which the Maryland Historical Trust (MHT) holds an easement and which have been reviewed and approved by the MHT Easement Committee.
2. Modifications to a property which do not significantly alter its visual character. These include, but are not limited to:
 - a. repair or replacement of masonry foundations with new materials that match the original closely,
 - b. installation of vents, venting pipes, and exterior grills,
 - c. new installation of gutters.
4. Removal of asbestos, asphalt, or other artificial siding when the original siding is to be repaired, and (where necessary) replaced in kind.
5. Removal of accessory buildings which are not original to the site nor otherwise historically significant.
6. Replacement of missing architectural details, provided that at least one example of the detail to be replaced exists on the house, and/or physical or documentary evidence exists which illustrates or describes the missing detail or details.
7. Signs which are in conformance with all other County sign regulations.
8. Construction of wooden decks which are at the rear of a structure and are not readily visible from a public right-of-way - this applies to all categories of resources: outstanding, contributing, individually designated sites, etc.

9. Replacement of roofs on non-contributing/out-of-period buildings, as well as new installation of historic, appropriate roofing materials on outstanding and contributing buildings.
10. Installation of exterior storm windows and/or doors which are compatible with the historic site or district in terms of material, design, etc.
11. Construction of fences which are compatible with historic site or district in terms of material, height, location and design. Requests for fences higher than 48" to be located in the front yard of a property will not be reviewed through the Expedited Staff Report format.
12. Construction or replacement of walkways, parking areas, patios, driveways or other paved areas which are not readily visible from a public right-of-way and/or are compatible in material, location and design with the visual character of the historic site or district.
13. Construction or repair of retaining walls where the new walls are compatible in material, location, design and height with the visual character of the historic site or district.
14. Construction or replacement of storage and small accessory buildings which are not readily visible from a public right-of-way.
15. Landscaping, or the removal or modification of existing planting, which is compatible with the visual character of the historic site or district.

APPLICATION FOR HISTORIC AREA WORK PERMIT

CONTACT PERSON CHRISTOPHER S. PARIS
 DAYTIME TELEPHONE NO. (301) 663-4000

TAX ACCOUNT # N/A
 NAME OF PROPERTY OWNER IRVIN, MAGGIE/PAUL

202-483-9186
 DAYTIME TELEPHONE NO. (301) 585-3254

ADDRESS 9829 CAPITAL VIEW AVE. SILVER SPRING MD 20910
CITY STATE ZIP CODE

CONTRACTOR FREDERICK FENCE CO, INC TELEPHONE NO. (301) 663-4000
 CONTRACTOR REGISTRATION NUMBER 16416

AGENT FOR OWNER CHRISTOPHER S. PARIS DAYTIME TELEPHONE NO. (301) 663-4000

LOCATION OF BUILDING/PREMISE

HOUSE NUMBER 9829 STREET CAPITAL VIEW AVE
 TOWN/CITY SILVER SPRING NEAREST CROSS STREET LEAFY AVE
 LOT 1 BLOCK 35 SUBDIVISION CAPITAL VIEW PARK
 LIBER _____ FOLIO _____ PARCEL _____

PART ONE: TYPE OF PERMIT ACTION AND USE

- 1A. CIRCLE ALL APPLICABLE:
- | | | | | | | | | | | | |
|------------|--|----------------|----------|---|---------------------------|---------------|-----------|------|-------|-------------------|--|
| Construct | <input checked="" type="checkbox"/> Extend | Alter/Renovate | Repair | Move | Porch | Deck | Fireplace | Shed | Solar | Woodburning Stove | |
| Wreck/Raze | Install | Revocable | Revision | <input checked="" type="checkbox"/> Fence | Wall (complete Section 4) | Single Family | Other | | | | |
- 1B. CONSTRUCTION COST ESTIMATE \$ 1080.00
- 1C. IF THIS IS A REVISION OF A PREVIOUSLY APPROVED ACTIVE PERMIT SEE PERMIT # N/A

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 3' 6" 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.

Christopher S. Paris Signature of owner or authorized agent 6-24-96 Date
CHRISTOPHER S. PARIS

APPROVED _____ For Chairperson, Historic Preservation Commission

DISAPPROVED _____ Signature _____ Date _____

5

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:

White Victorian picket fence, originally installed by previous owner (approx 1990), which covers approximately 95% of lot perimeter.

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

Extension of existing fence to totally enclose yard (see site plan); is not visible on Leafy or Capitol View Ave. (visible only from 9903 Leafy Ave.)

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.

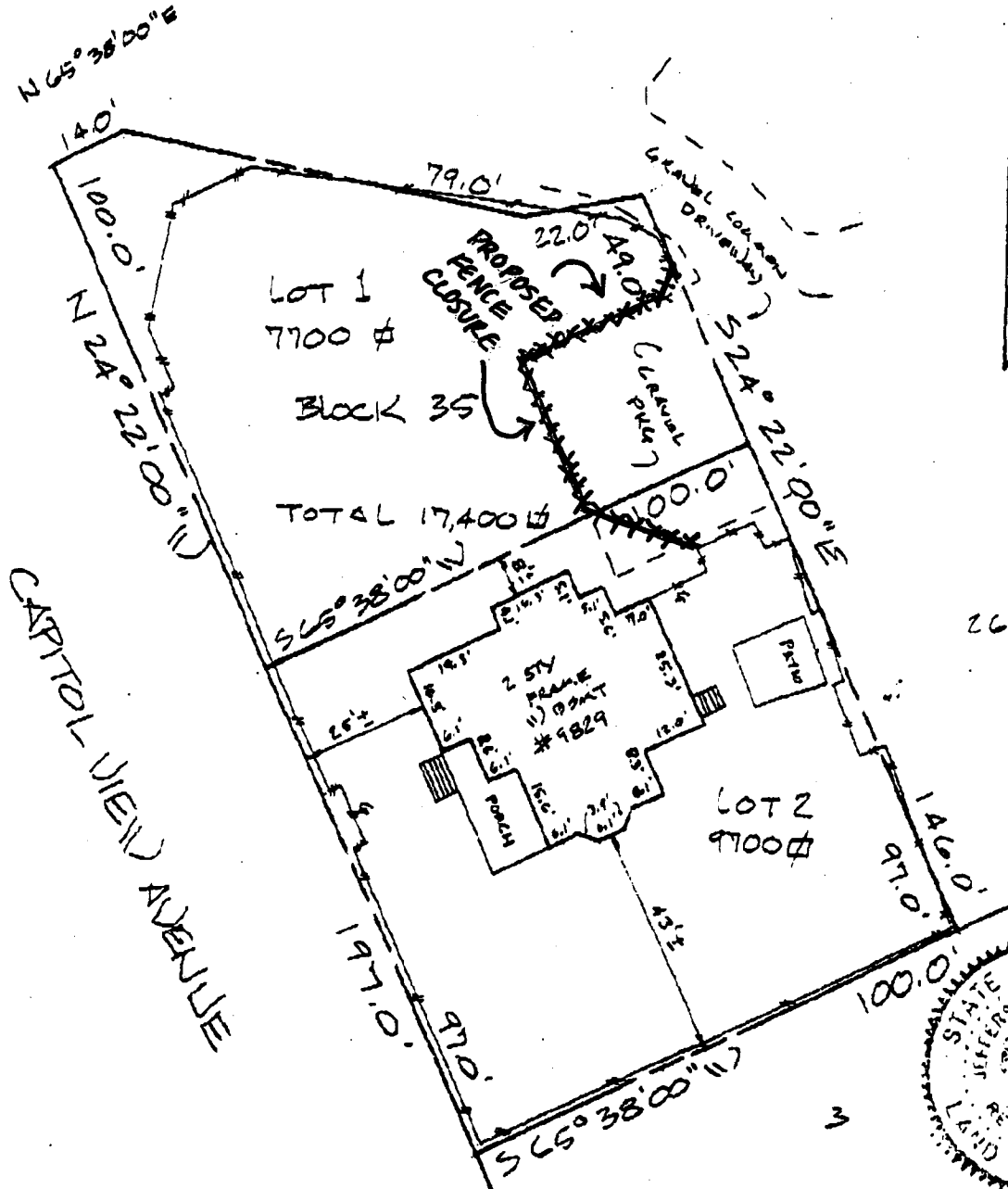
5. PHOTOGRAPHS

- 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

6



NOTE: Zoned R-60 per Tax Assessor's records;
Subdivision plat prior to 1954.
See Books Of:
Plat: 25' or established front line of majority of lots.
SIDE: Total 18' minimum R' Corner 25' or 15'
Recorded lot Dec. 21, 1953-7' each,
Recorded lot Mar. 6, 1928-40' to 50' lots 5' each.
R2M: 20'

Property shown hereon is not in a flood plain per existing records unless otherwise noted.

SCALE: 1" = 30'
RECORDED IN:
PLAT BOOK: A
PLAT: 9

HOUSE LOCATION
LOTS 1 & 2 BLOCK 35
CAPITOL VIEW PARK
MONTGOMERY COUNTY, MD

NOTE: This drawing is not intended to establish property lines nor are the existence of corner markers guaranteed. All information shown hereon taken from the land records of the county in which the property is located. Do not attempt to erect fences from information contained on this drawing.

I hereby certify that to the best of my knowledge and belief, the position of all the existing improvements on the above described property has been established by accepted field practices.

Date: January 25, 1994

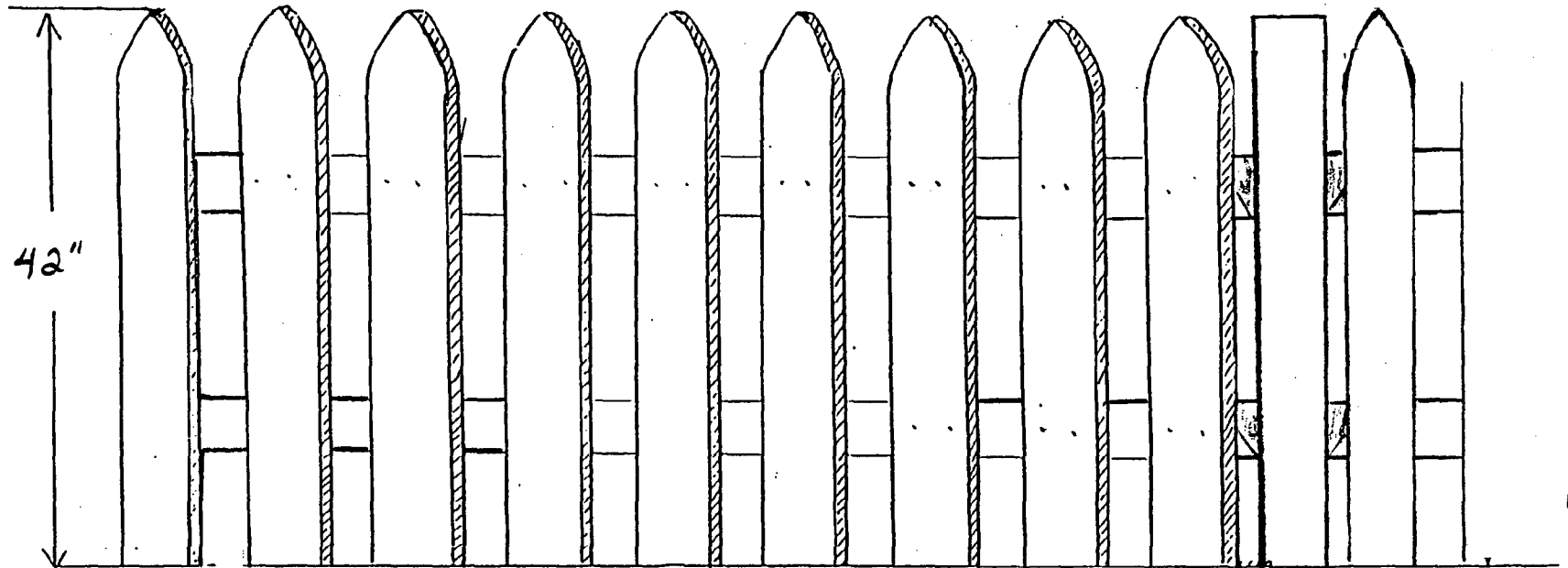
Jefferson D. Lawrence
JEFFERSON D. LAWRENCE
PROFESSIONAL LAND SURVEYOR #8216

THIS DRAWING TO BE USED FOR TITLE PURPOSES ONLY

*fence specifications

SPECIFICATIONS			PROJECT		
COMPONENT	DIMENSIONS		MATERIAL	OWNER/GEN. CON.	
BACK RAILS	2	4 x 8'	CCA P.T.	IRVIN	
POSTS	4	4 x 7'	CCA PT		
PICKETS	1	4 x 3 1/2	CCA PT	SUBMITTED BY	
FOOTING	DIA X DEEP				
NAILS				DRAWING NO.	
TOP DESIGN					

FINIAL TO
BE PLACED
ON TOP OF POST



Victorian Picket

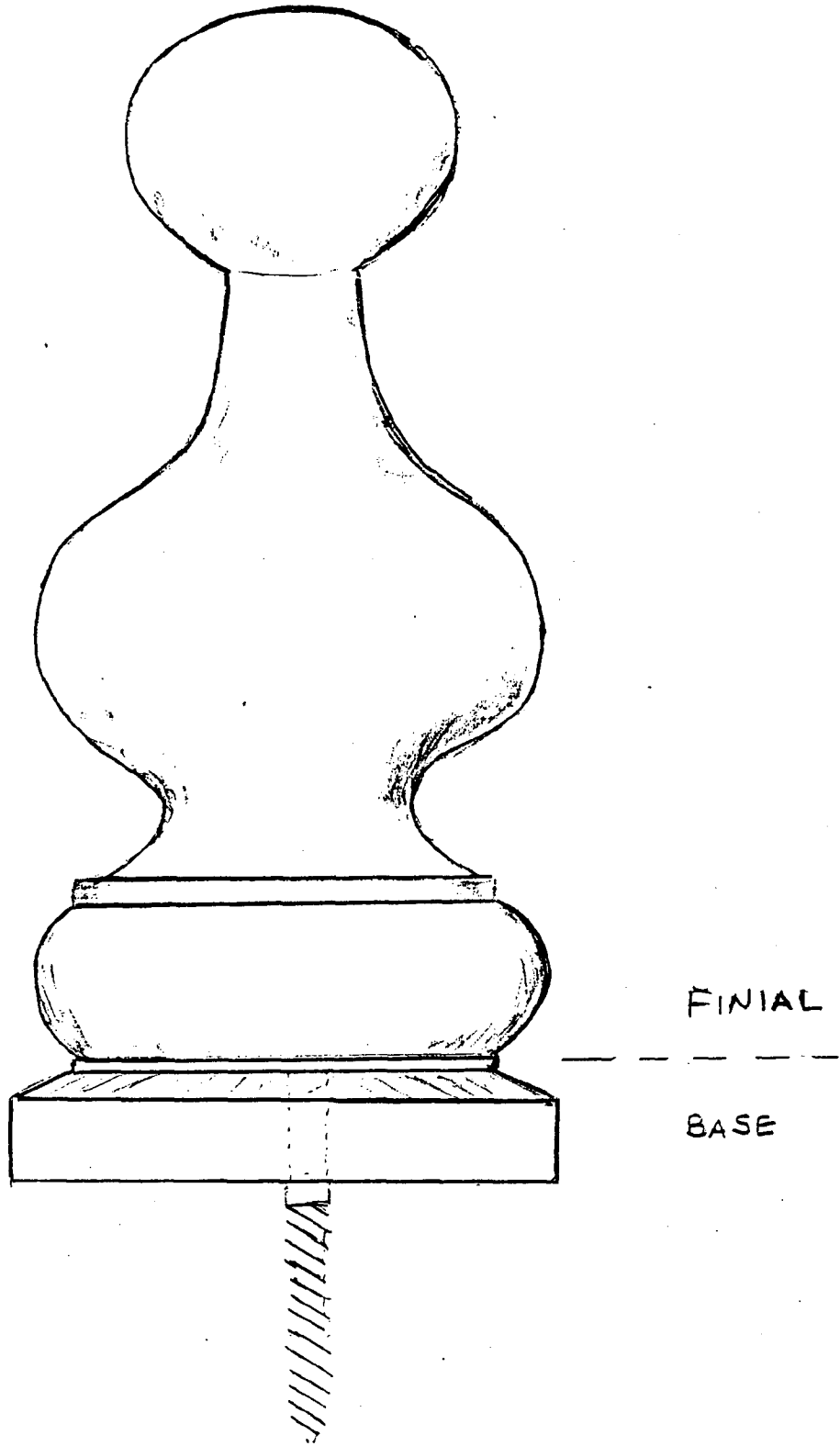
TECO Nailed

Spaced approximately 1 3/4"

* to match existing fence which encloses 95% of yard perimeter



* finial specifications

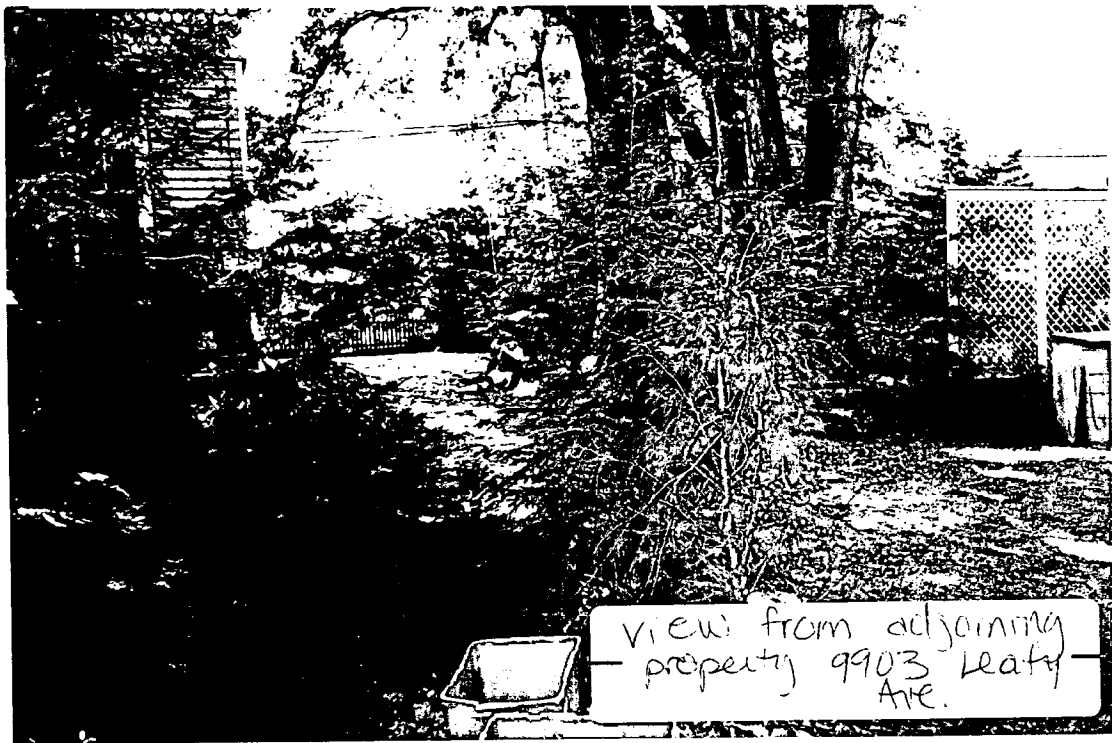


P.T. 31 FINIAL

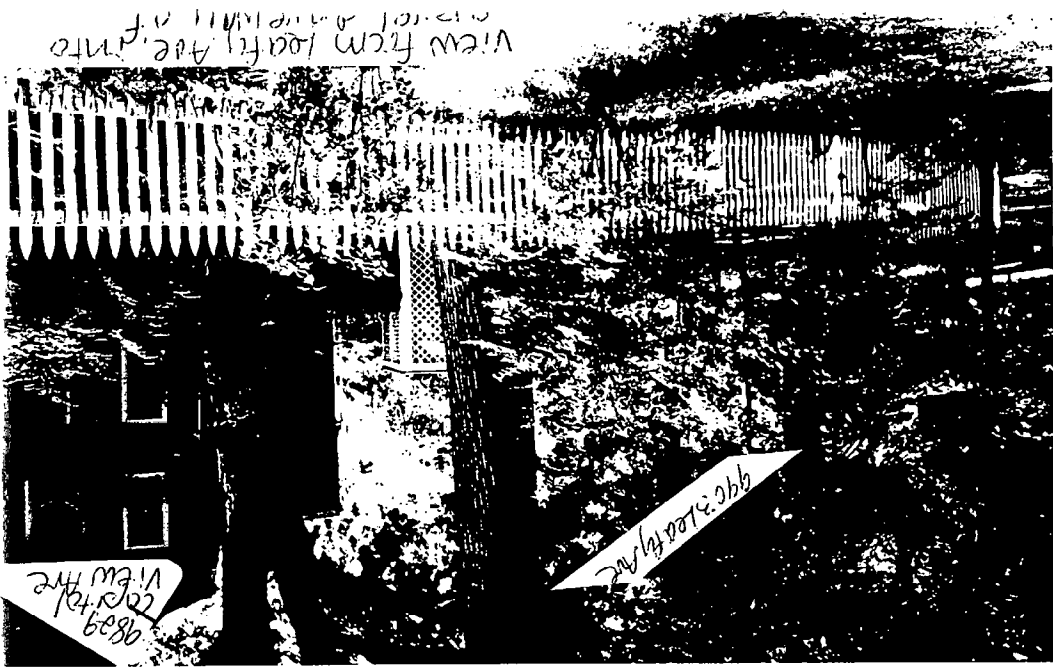
* to match existing finials



View from side of 9829 Capital
View Ave looking into
gravel driveway



View from adjoining
property 9903 Leafy
Ave.



(11)

George and Sarah Carr
9830 Capital View Ave.
Silver Spring, MD
20910

Roger Friedman and
Roz Berzel
9826 Capital View Ave.
Silver Spring, MD.
20910

Robert and Sherry
Zuckerman
9903 Leafy Ave.
Silver Spring, MD
20910

John and Stacy Cummings
9907 Leafy Ave.
Silver Spring, MD
20910

Bruce Cohen
2006 Washington Ave.
Wilmette, Illinois
60091