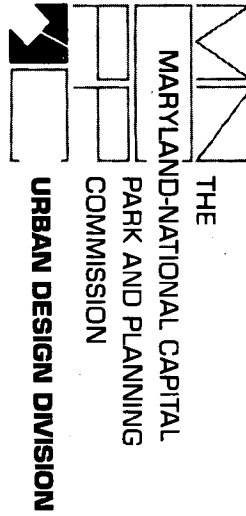


31/7 9829 Capitol View Ave.
13-85

8787 Georgia Avenue • Silver Spring, Maryland 20910-3760



9829 Capitol View Ave

Capitol View Park HD

3/7/91 O

HAWP: 11/20/91

APPLICATION OF MICHAEL
ENDERS FOR AN HISTORIC
AREA WORK PERMIT FOR
REMOVAL OF A TREE

BEFORE THE MONTGOMERY
COUNTY HISTORIC PRESERVATION
COMMISSION #13-85

FINDINGS AND CONCLUSIONS

The above application, filed pursuant to Section 24-A-7 of the Montgomery County Code was the subject of a public appearance before the Commission on August 15, 1985. Notice of the public appearance was published in the Journal newspaper and forwarded to citizens and organizations which the Commission felt may have an interest in the proceedings.

The testimony of all witnesses, the plans, specifications and all other documents in the record have been carefully considered, and the record was closed on August 15, 1985.


WHEREFORE, the Commission finds as follows:

1. That the applicant, Michael Enders, owns real property at 9829 Capitol View Ave., Silver Spring, which is located within the Capitol View Park Historic District (#31/7);
2. That the property is improved with a contributing resource within the historic district;
3. That a large white oak tree near the house is damaged and expert opinion concurs is a probable danger to the house;
4. That the proposed removal of the tree will not substantially alter the historic resource;
5. That the proposed removal would aid in the protection and preservation of the historic resource;
6. That the proposal is necessary in order that an unsafe condition be remedied;
7. That the proposal is necessary in order that the owner not be deprived of reasonable use of the property or suffer undue hardship.

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Now, therefore, it is the decision of the Montgomery County Historic Preservation Commission that the application of Michael Enders for the removal of a tree be approved and the permit granted.

The Director of the Department of Environmental Protection of Montgomery County, Maryland, is instructed to issue an Historic Area Work Permit to the applicant consistent with this decision dated August 15, 1985.


Priscilla Anne Schwab,
Chairwoman
Historic Preservation Commission

August 16, 1985

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