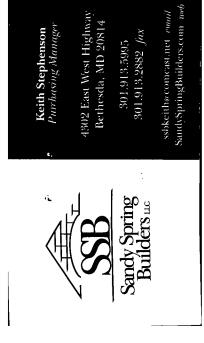
x 159 35/15-03N REVISED 15 West Lenox Chevy Chase Historic District pool + balcony

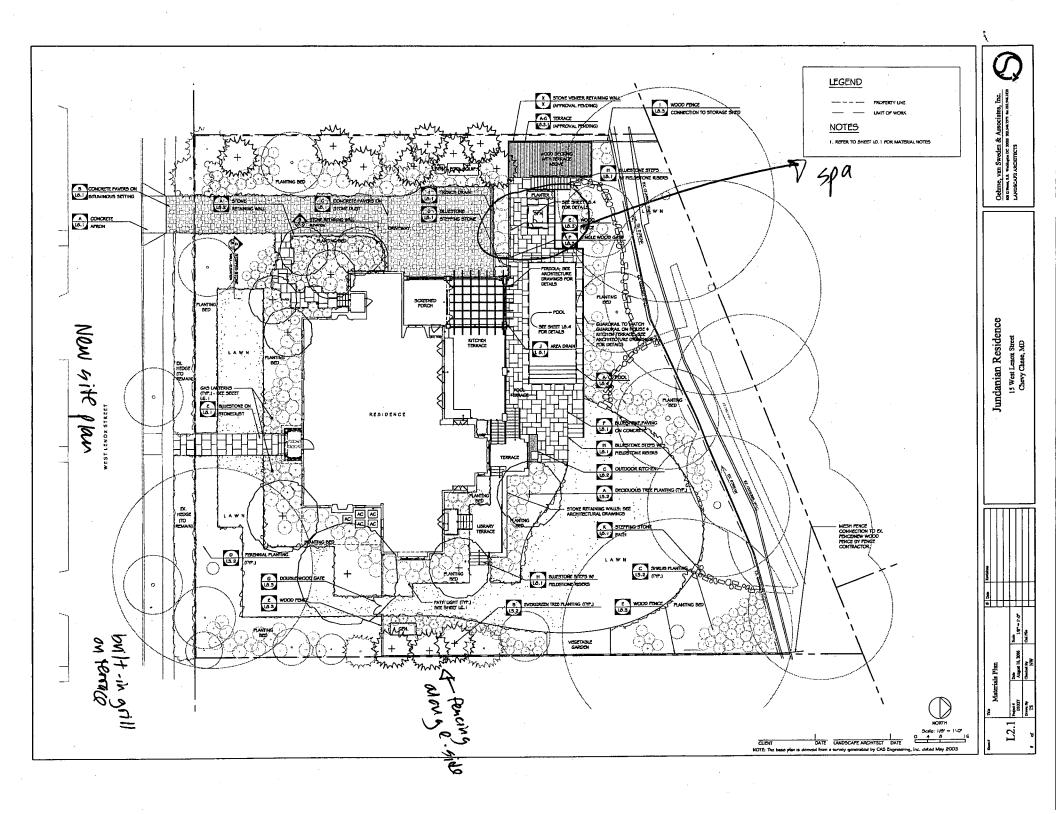


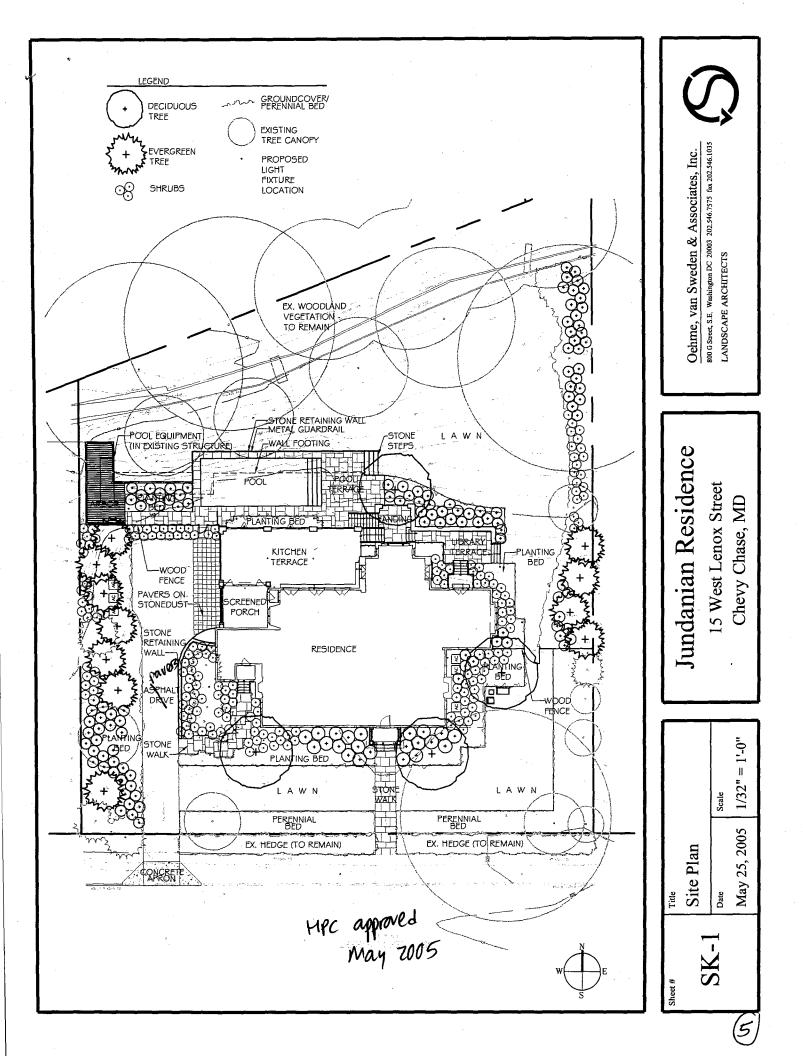


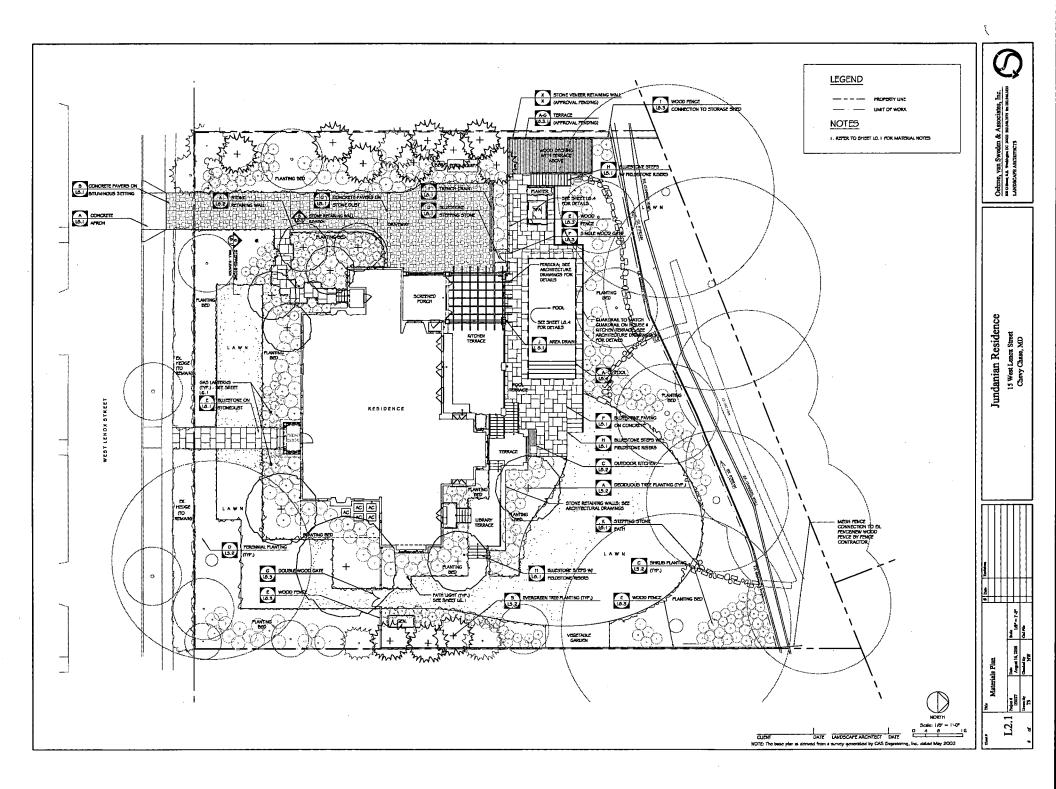
Staff item

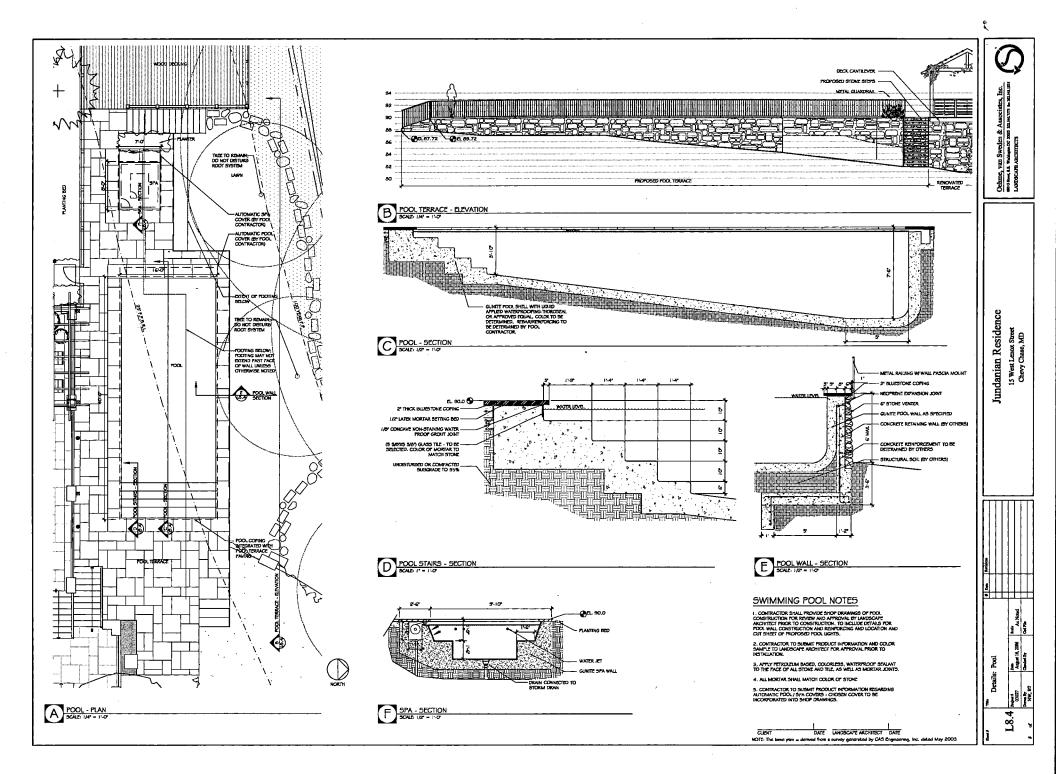
15 West Lenox was approved in May 2005 for a pool and other landscape alterations (patios, fencing, walls, etc.). They submitted the site plan for final approval and stamping and it now shows all the HPC- approved changes plus a spa near the pool.

Does this change require a HAWP revision?









From:Fothergill, AnneSent:Tuesday, September 26, 2006 1:57 PMTo:'Nicole Whiteside'Subject:RE: 15 West Lenox

hi Nicole.

I received the 3 site plans but I will need the extra sheets that show the other details (fencing, walls, arbor, etc.) so I can review them and make sure they are what the HPC approved and then stamp them. At this time I cannot stamp the site plan approved since it now shows a spa which was not on the plans that the HPC approved. Please email me the new site plan <u>before 12:30pm Wednesday</u> so I can take it to the HPC meeting tomorrow night (we cannot reduce full size plans for copying). I will show it to the HPC and ask them if this change requires a revision and will let you know Thursday, but I believe they will require a revision. Was the new site plan showing the spa submitted to the Village?

Thanks, Anne

Anne Fothergill Historic Preservation Planner Montgomery County Planning Department Countywide Planning--Historic Preservation Section 1109 Spring Street, Suite 801 Silver Spring, MD 20910 301-563-3400 phone 301-563-3412 fax http://www.mc-mncppc.org/historic/

OEHME, VAN SWEDEN & ASSOCIATES, INC.



LANDSCAPE ARCHITECTS, ASLA, AICP

800 G Street, SE Washington, DC 20003 202.546.7575 202.546.1035 Fax

TRANSMITTAL

То:	Anne Fothergill			
Firm:	Historic Preservation – Montgomery County Dept. of Park & Planning			
Address:	1109 Spring Street, Suite 801			
	Silver Spring, MD 20910			
Via:	courier Phone:	240-777-6370	Fax:	301-563-3412
From:	Nicole Whiteside			
Project:	Jundanian Residence	e Project Ni	umber:	03027
Date:	September 25, 2006			
Pages:	See Below			
Cc:				

The following items are enclosed:

• (3) 30" x 42" copies of sheet L2.1: Materials Plan for HPC signature as approved on May 25, 2005 (Case #35/13-03N Revision-Pool, terrace, retaining wall and fencing). Please retain one copy and send the remaining (2) copies to:

Mimi Brodsky Kress Sandy Spring Builders, LLC 4302 East West Highway Bethesda, Maryland 20814

The Contractor only requested HPC signoff on the site plan for permitting. If additional documents are necessary, please let me know.

Staff Item

Fothergill, Anne

From: DavidJonesArch@aol.com

Sent: Thursday, January 19, 2006 10:41 AM

To: Fothergill, Anne

Subject: 15 W Lenox Street/ Ch. Ch.

Hi Anne-

Its a New Year! All the best in 2006-

Renovations continue at the Jundanian Residence. Have you seen it?

The contractor suggests replacing the shingle siding (new shingle siding to match exactly- coursing, texture, wood, etc.). I assume that this is similar to the slate roof, i.e. replacement for wear and tear is allowed. Please advise me how to go about this- should we get written permission from HPC? Addition to permit?

Thank you Kevin Pruiett

David Jones Architects 1739 Connecticut Ave. NW Washington, DC 20009 202-332-1200 (phone) 202-332-7044 (fax) davidjonesarch@aol.com

HPC said okay to replace network at workhession at the record on the record four. 25, 2006

From: DavidJonesArch@aol.com

Sent: Friday, January 20, 2006 3:40 PM

To: Fothergill, Anne

Subject: 15 W Lenox/ Ch. Ch.

Hi Anne-

I have been informed by the site superintendent at the Jundanian job site that a big error has occurred. Due to a misunderstanding by the subcontractor, the shingle siding that we discussed yesterday was stripped from the second floor. Apparently, the sub was asked for a *price* to do said work (among other functions); he thought he had the job and his workers proceeded to remove the shingles before the superintendent could stop them. As you are not in the office today, I took the liberty to speak to Gwen directly. She instructed me to tell the contractor:

1) Retain all shingles that were stripped from the wall -on site.

2) Do not install any new shingles (new shingles have not been purchased..).

3) Any new waterproofing can move ahead.

4) Wait for additional guidance from HPC next week (after your meeting Wednesday).

She also told me to inform you of this situation

The contractors' have apologized to us for this mistake. We at David Jones also regret this mistake- its puts us in an awkward position. Please let me know if you have questions or comments. Thank you

Kevin Pruiett

David Jones Architects 1739 Connecticut Ave. NW Washington, DC 20009 202-332-1200 (phone) 202-332-7044 (fax) davidjonesarch@aol.com

From:Fothergill, AnneSent:Thursday, January 26, 2006 11:00 AMTo:'DavidJonesArch@aol.com'

Subject: RE: 15 W Lenox/ Ch. Ch.

hi Kevin,

The HPC reviewed the accidental siding removal last night as well as the original request to replace the wood shingle siding in-kind. They determined that because the removal was done accidentally, and because wood shingles that are already deteriorated would be very hard to re-install, and because you are going to match them as close as possible, in-kind replacement is approved. This email can serve as your official approval notice but if you need me to write a letter to DPS or Chevy Chase Village, please let me know.

Thanks, Anne

Anne Fothergill Historic Preservation Planner Montgomery County Park and Planning 1109 Spring Street, Suite 801 Silver Spring, MD 20910 301-563-3400 phone 301-563-3412 fax http://www.mc-mncppc.org/historic/

> -----Original Message----- **From:** DavidJonesArch@aol.com [mailto:DavidJonesArch@aol.com] **Sent:** Friday, January 20, 2006 3:40 PM **To:** Fothergill, Anne **Subject:** 15 W Lenox/ Ch. Ch.

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The contractors' have apologized to us for this mistake. We at David Jones also regret this mistakeits puts us in an awkward position. Please let me know if you have questions or comments. Thank you Kevin Prujett

David Jones Architects 1739 Connecticut Ave. NW

From: Sent: To: Cc: Subject: Fothergill, Anne Thursday, January 12, 2006 12:02 PM 'Davis-Cook, Shana' 'Nicole Whiteside' RE: 15 West Lenox

hi Shana,

Last night at the worksession the HPC approved the proposed change in driveway material from asphalt to pavers at 15 West Lenox. The driveway site plan had been previously reviewed and approved as part of the landscape plan in the Historic Area Work Permit.

1

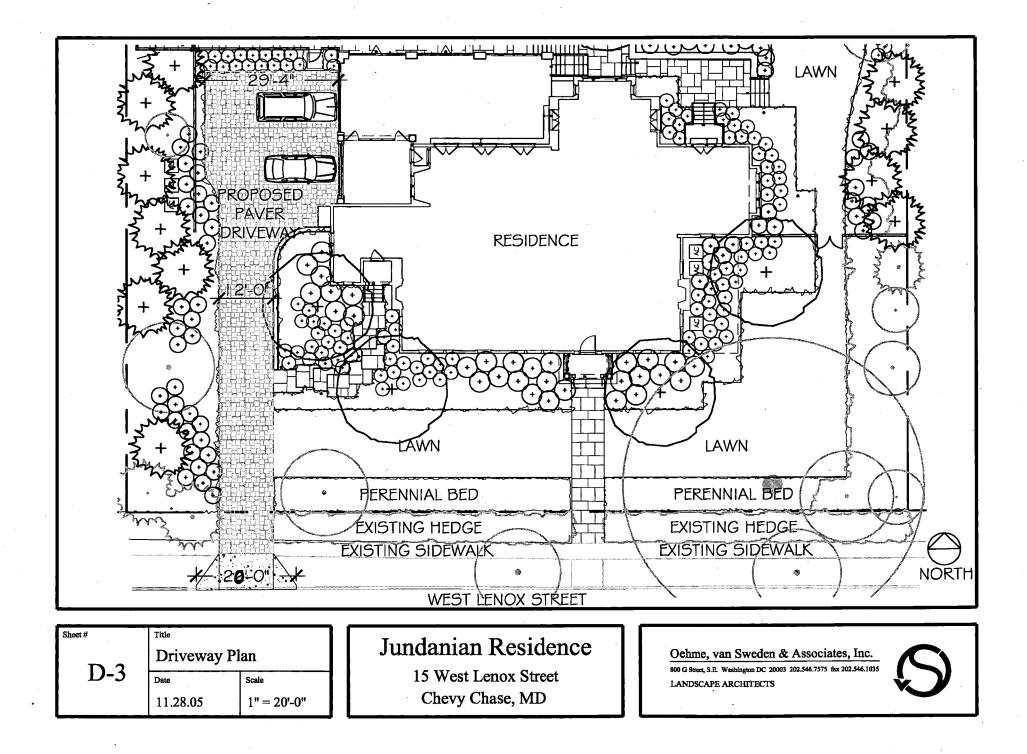
Thanks, Anne

Anne Fothergill Historic Preservation Planner Montgomery County Park and Planning 1109 Spring Street, Suite 801 Silver Spring, MD 20910 301-563-3400 phone 301-563-3412 fax http://www.mc-mncppc.org/historic/

January 11, 2006 Staff Item

In 2003 the HPC approved an addition to 15 West Lenox in Chevy Chase and in 2005 the HPC approved a landscape plan and some other small revisions to the approved plans.

The applicants are requesting staff level approval to change the driveway material from the existing asphalt to concrete or stone pavers. The driveway configuration has already been approved by the HPC in the previous site plan, so only the material change is being – requested. Chevy Chase Village has reviewed and approved the proposed changes. Driveway plan showing the proposed pavers is attached.



CHEVY CHASE VILLAGE Facsimile Transmission



5906 Connecticut Avenue Chevy Chase, MD 20815

Telephone: (301) 654-7300 Facsimile: (301) 907-9721 Website: <u>www.ccvillage.org</u> E-Mail: ccv@montgomerycountymd.gov

To: Onnetothergill, UPC From: Shana Davis- Cont Date: Fax Number: 301 510? Total Number of Pages (Including Cover Sheet): Comments: CC. 15 1A Lonor Street Der nuemail

CONFIDENTIAL

If all pages are not received, please contact the Village office at (301) 654-7300.

From: Nicole Whiteside [NWhiteside@ovsla.com]

Sent: Wednesday, January 04, 2006 11:14 AM

To: Fothergill, Anne

Subject: RE: 15 West Lenox Driveway

Hi Anne-

We have not made a final selection of paver, but it will either be a concrete or stone paver in a dark grey/charcoal color. The driveway apron would be concrete and the current driveway is already 12' in some areas, but it narrow to 10' as you cross the public right of way (sidewalk) to meet the current apron. I hope this helps. Thanks.

-Nicole

From: Fothergill, Anne [mailto:Anne.Fothergill@mncppc-mc.org] Sent: Wednesday, January 04, 2006 11:03 AM To: Nicole Whiteside Subject: RE: 15 West Lenox Driveway

hi Nicole,

I am writing my memo for the Jan. 11th HPC meeting. Just to clarify, what kind of pavers are you proposing? And the driveway apron is concrete, right? The driveway is proposed to be 12' wide, do you know how wide it is currently?

Thanks!

Anne

-----Original Message-----From: Nicole Whiteside [mailto:NWhiteside@ovsla.com] Sent: Thursday, December 22, 2005 1:47 PM To: Fothergill, Anne Subject: 15 West Lenox Driveway

Hi Anne-

I've attached a PDF with the proposed Driveway and the letter from Chevy Chase for the proposed driveway renovations at 15 West Lenox Street. Please note that we are going to change the curb cut from 22'-0" as proposed to 20'-0" as directed by the Village. Happy Holidays! Thanks.

Nicole K. Whiteside, Associate Oehme van Sweden & Associates, Inc. 800 G Street SE Washington, DC 20003 (T) 202.546.7575 (F) 202.546.1035 nwhiteside@ovsla.com www.ovsla.com GEOFFREY B. BIDDLE Village Manager DAVID R. PODOLSKY Legal Counsel CHEVY CHASE VILLAGE 5906 CONNECTICUT AVENUE CHEVY CHASE, MD 20815 Telephone (301) 654-7300 Fax (301) 907-9721 ccv@montgomerycountymd.gov

December 13, 2005

BOARD OF MANAGERS GEORGE L. KINTER Chair DOUGLAS B. KAMEROW Vice Chair SUSIE EIG Secretary GAIL S. FELDMAN Treasurer BETSY STEPHENS Assistant Treasurer DAVID L. WINSTEAD Board Member PETER M. YEO Board Member

Ms. Nicole Whiteside Oehme, Van Sweden & Associates, Inc. 800 G Street, SE Washington, DC 20003

RE: Special Permit Request, 15 West Lenox Street, Chevy Chase Village

Dear Ms. Whiteside:

As you are aware, your request for a Special Permit to replace and widen the driveway and apron entrance to the curbside on behalf of the owners of the above-referenced property has been approved by the Chevy Chase Village Managers pursuant to the following modification:

The curbside apron may not exceed 20-feet in width.

Pursuant to the plans submitted for the record, however, the driveway apron may be expanded to a total maximum width of twenty-nine feet, four-inches (29'-4") in front of the two-car garage and the driveway may be expanded to a maximum width of twelve-feet (12') in the public right-of-way.

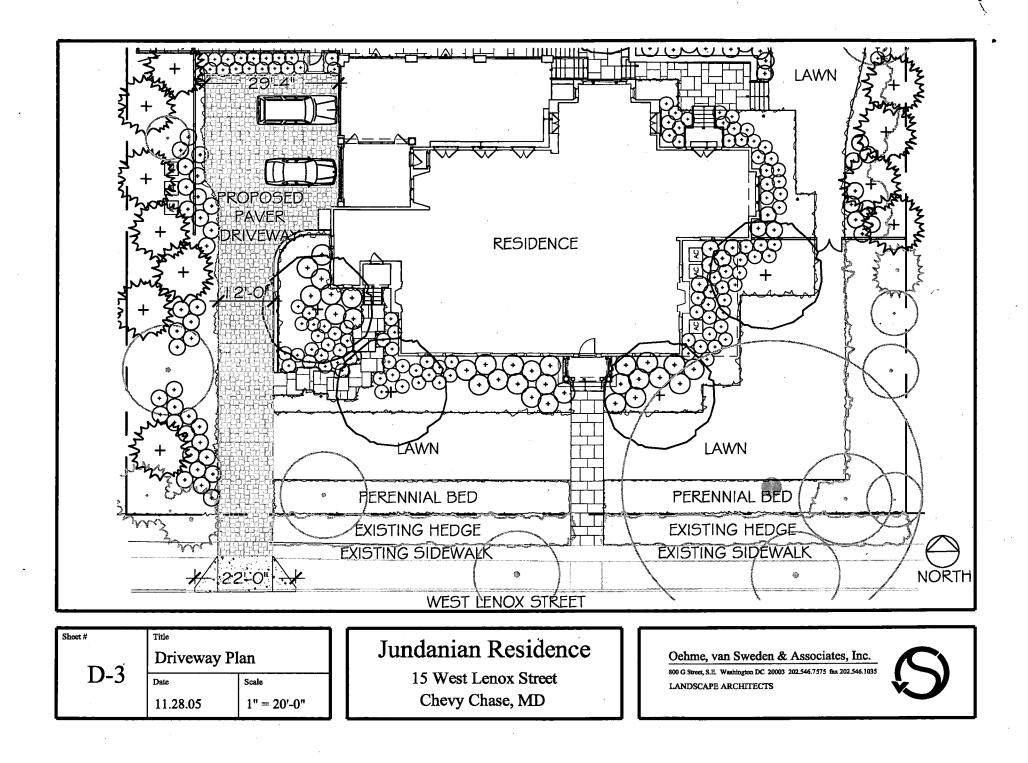
Village Legal Counsel will draft a written decision for the Board to review. Once approved and signed by the Board Secretary, a copy of the decision will be mailed to you along with the Building Permit. You may not replace the driveway until the Building Permit and signed decision are received. Upon receipt, the Permit must be prominently displayed when the driveway is replaced.

If you have any questions, please contact the Village office at (301) 654-7300.

Sincerely,

Shana R. Davis-Cook Manager of Administration Chevy Chase Village

cc: Mr. and Mrs. Lee Jundanian, owners



Board of Managers Chevy Chase Village

Ladies and Gentlemen:

I am John J. Ryan and reside with my wife Virginia and our two children at 33 West Lenox Street, in the Village, adjacent to the west of the subject property.

We do not believe that the village maximum of fifteen feet presents a hardship worthy of a cure exceeding the rule (the most common condition in the village) by an effective margin of 100%. If viewed as a hardship, it is a condition (as with that which led to the loss of five trees) which exists as a result of design and might have been or yet be avoided by redesign, say pushing slightly north rather than west to execute a three point turn from the garage interior.

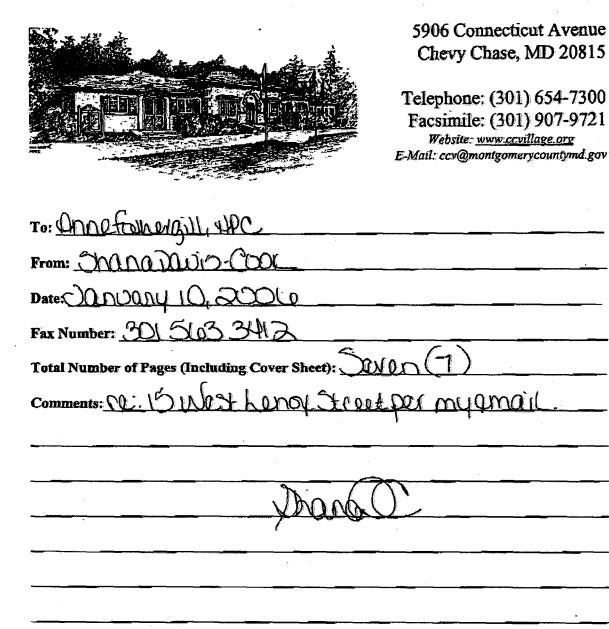
15 West Lenox is a triple lot and has presented significant green space in the past. Our concern is that the large new house, expanded driveway, rebuilt gazebo with paths and pool with ancillary decking, equipment and paths may consume remaining surface area in such a way as to compel, step by step, the further loss of green space, additional loss of trees and the creation of such oddities as HVAC mechanicals placed as far from the owners' house and as close to the neighbors' as seems possible; a nagging quiet enjoyment issue in the making.

We welcome this opportunity for all to benefit by a fresh look at this two and a half year old plan.

Respectfully submitted,

John and Virginia Ryan

CHEVY CHASE VILLAGE Facsimile Transmission



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If all pages are not received, please contact the Village office at (301) 654-7300.

CASE NO. A-5028 Appeal of Mr. and Mrs. Lee Jundanian (Hearing held December 12, 2005)

DECISION OF THE BOARD OF MANAGERS

This proceeding is an application for a special permit pursuant to Section 8-12(b) of the Chevy Chase Village Code. The applicants propose to replace an existing asphalt driveway with a paver driveway. The driveway would have a total maximum width of twenty-nine feet, four inches (29'4'') on private property, a total maximum width of twelve feet (12') in the public right of way and a total maximum width of twenty-two (22') at the curbside.

The application is filed pursuant to the requirements of Section 8-26 which provides:

"Any driveway on private property may not exceed 15 feet in width without a special permit from the Board of Managers, except that the apron in front of a two car garage may extend the full width of the two car garage, provided that such apron does not exceed 20 feet in length"

and pursuant to the requirements of Section 8-30(a) which provides:

"Any portion of a private driveway which crosses the public right-of-way may not exceed ten (10) feet in width without a special permit from the Board of Managers, except that the apron where the driveway connects with the street shall be allowed a five-foot radius on each side of the driveway for a total entrance at the curbside not to exceed twenty (20) feet in width."

The subject property is known as Lots 6 and 14 and parts of Lots 5, 7, 13 and 15, Block 42, in the Chevy Chase, Section 2

-1-

subdivision, also known as 15 West Lenox Street, Chevy Chase, Maryland 20815, in the R-60 zone. Notice was mailed to all abutting property owners, posted at the Village Hall and posted on the property on December 1, 2005.

The applicants submitted an application, a site plan showing the location of existing improvements and the proposed driveway, photographs showing existing conditions and a memorandum dated November 28, 2005 from Oehme, van Sweden & Associates, Inc., the applicants' architect, explaining the nature of and reasons for the application. Photographs of existing conditions, taken by Village staff, were submitted for the record.

The memorandum from Oehme, van Sweden & Associates, Inc. stated in relevant part:

As designed, the driveway will consist of charcoal grey (or similar color) pavers in various sizes in a random rectangular (or similar) pattern. The stem of the driveway would remain 12 feet wide and the apron in front of the garage would be 29 feet 4 inches wide to allow adequate space for automobiles to back out of the garage and drive up the driveway towards West Lenox Street head first. As designed, the portion of the driveway crossing the public right-of-way (sidewalk area) would also be 12 feet wide (consistent with the stem of the driveway) and the apron that connects the street with the driveway would subsequently be 22 feet (allowing for a five foot entry radius on either side of the driveway).

If the driveway plans of 15 West Lenox Street were to comply with the current Chevy Chase Village regulations as stated in Section 8-26 'Driveways on Private Property', then the apron portion of the driveway in front of the new garage would only extend into a portion of the existing driveway, consequently leaving only a 9 foot space for cars to go in and out of, losing all aspects of a functioning driveway, and actually taking away a portion of the driveway that currently exists. Please see drawing D-2 to identify this location.

-2-

Ø004

If the driveway plans were to comply with the current Chevy Chase Village regulations as stated in Section 8-30 'Driveways Crossing Public Right-of-Way', then the area where the driveway crosses the public right-of-way (sidewalk) would need to narrow down to a total width of 10 feet, which will not be as aesthetically pleasing as a continuous width and will be more difficult to maneuver in and out of. When designing the new driveway, it was important to use the same location of the existing driveway so that views would remain as they always The original asphalt driveway (please see the have been. images on sheet D-1) was approximately 2,876 square feet and extended into the back yard to the East in the same location that we are requesting the extension of the apron in front of the garage. The proposed paver driveway is only 2,002 square feet, a reduction in size from the original drive by approximately 30% (please see drawings D-2 and D-3). The flatter portions of the driveway such as the apron (in front of the garage) can be dry laid pavers to allow water to permeate through the surface during periods of rain, in turn reducing the amount of stormwater runoff that drains to the sewer system.

It is extremely important that this driveway can function and serve its purpose as intended. This driveway is not ideal for backing out of due to the large boxwoods and hollies at the end of the existing driveway and the steep incline as you move towards West Lenox Street. Both of these factors limit the sightlines and visibility of the driver, potentially compromising the safety of those driving, walking or biking by. Ideally, our client could drive up their driveway towards West Lenox, facing oncoming traffic rather than backing into it. This would allow more visibility for the driver. In the past, 5055 Kirkside Drive and 20 West Kirke Street requested consideration for something similar to what we are seeking and were granted special permits.

Mr. Jundanian appeared at the hearing and testified in support of the application. Nicole Whiteside, a landscape architect with Oehme, van Sweden & Associates, Inc. reiterated the information in the November 28, 2005 memorandum. She testified that the applicants' proposal would improve drainage because instead of draining toward the neighbor to the west, the northern section of

- 3 -

the proposed driveway would be graded so that it drains toward a trench drain in front of the applicants' garage. She also stated that although the northern section would be permeable, the southern section could not be permeable because it would traverse a steep slope and must be firmly fixed to avoid shifting. She testified that the 22-foot width at curbside assumes a 12-foot wide driveway with two 5-foot wide aprons. She confirmed that the applicants would replace the existing brick sidewalk crossing the driveway with a new brick sidewalk to match the existing sidewalk.

Phil Leibovitz of Sandy Spring Builders, the applicants' contractor, testified in support of the application. He stated that the "catch basin" near the garage would improve drainage and that a standard width for a pad to allow cars to turn to exit a driveway going forward is 28 feet.

A letter from John and Virginia Ryan of 33 West Lenox Street was submitted in opposition to the application. The Ryans expressed the opinion that the applicants' hardship is the result of the design of a proposed garage and other improvements to the property. Their letter stated, in part:

15 West Lenox Street is a triple lot and has presented significant green space in the past. Our concern is that the large new house, expanded driveway, rebuilt gazebo with paths and pool with ancillary decking, equipment and paths may consume remaining surface area in such a way as to compel, step by step, the further loss of green space, additional loss of trees and the creation of such oddities as HVAC mechanicals placed as far from the owners' house and as close to the neighbors' as seems possible; a nagging quiet enjoyment issue in the making.

-4-

Mr. Jundanian testified that, after receiving the Ryans' letter, he spoke with Mr. Ryan and expressed a willingness to consider relocating air conditioning units and/or installing quiet units. Mr. Jundanian pointed out that the driveway would be screened from the Ryans' property by extensive plantings.

No other testimony or evidence in opposition to the application was submitted.

Based upon the testimony and evidence of record, the Board accepts the representations of the applicants as true and finds that the special permit is authorized by the Village building regulations; will not adversely affect the public health, safety and welfare nor the reasonable use of adjoining properties; will not violate any Village covenants; and can be granted without substantial impairment of the purpose and intent of the Chevy Chase Village building regulations, provided however, that the applicants comply with the conditions set forth in the following paragraph.

Accordingly, the requested special permit to construct a driveway in excess of fifteen (15) feet in width on private property and in excess of ten (10) feet in width in the public right-of-way is granted subject to the following conditions:

(1) The construction shall be in accordance with the plans and specifications submitted for the record of this matter except that: a) the driveway and apron in the public right-of-way shall not exceed a total of 20 feet in width; and b) the

- 5 -

applicants shall restore the brick sidewalk with bricks matching the existing sidewalk where it crosses the driveway.

(2) The applicants shall complete construction of the driveway on or before the 12th day of December, 2006.

The Chevy Chase Village Board of Managers hereby adopts the following Resolution:

BE IT RESOLVED by the Board of Managers of Chevy Chase Village that the Decision stated above be adopted as the decision as required by Section 8-12 (d) of the Chevy Chase Village Code, and the Village Manager and/or his designee be and he is hereby authorized and directed to issue a building permit for the construction of the driveway, in accordance with this Decision, provided the same complies with all other applicable codes.

The foregoing Resolution was adopted by the Chevy Chase Village Board of Managers with the following members voting in favor: Susie Eig, Gail Feldman, Douglas B. Kamerow, George L. Kinter, Betsy Stephens and Peter Yeo. David Winstead was not present at the hearing and did not participate in this Decision.

I HEREBY CERTIFY that the foregoing Decision and Resolution were approved and adopted by the Chevy Chase Village Board of Managers on this 13^{+} day of December, 2005.

- 6 -

Eig, /Secretary oard of Managers

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MICHAEL C. GELMAN

11 West Lenox Street Chevy Chase, Maryland 20815

October 27, 2005

Mr. Robert Hubbard, Director Department of Permitting Services Montgomery County, Maryland 255 Rockville Pike Second Floor Rockville, Maryland 20850

Dear Mr. Hubbard:

This is a request for your department to review the compliance with building permits issued for the Jundanian residence at 15 West Lenox Street in Chevy Chase, Maryland. My home is at 11 West Lenox Street, next to the Jundanian home.

I have concerns about the Jundanians' compliance with the approved plans and permits, as well as their compliance with the agreement with the Historic Preservation Commission. By this letter, I ask that you give this matter some priority since the Jundanians are beginning to frame the structure and I do not want them to go too far in the construction if you determine that they are not in compliance.

Sincerely,

Michael C. Gelman

cc: Gwen Marcus Wright, Historic Preservation Coordinator Derick Berlage, Chairman, Montgomery County Planning Board John Ryan Brian Smith Allan Fox Michael C. Gelman 11 West Lenox Street Chevy Chase, MD 20815-4208



Gwen Marcus Wright Historic Preservation Coordinator 1109 Spring Street Suite 801 Silver Spring, MD 20910

20910+4032-01 6030





HISTORIC PRESERVATION COMMISSION

Douglas M. Duncan County Executive Julia O'Malley Chairperson

Date: July 15, 2005___

<u>MEMORANDUM</u>

TO:	Robert Hubbard, Director
	Gwen Wright, Coordinator
FROM:	Gwen Wright, Coordinator
	Historic Preservation

SUBJECT: Historic Area Work Permit

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

Denied

_____Approved

X Approved with Conditions

1. The applicants' tree replacement plan will be implemented.

2. Tree protection measures will be in place throughout the construction process.

3. The additional new tree will be placed in the location of the Dogwood that is currently to the right of the driveway, if the Dogwood does not survive.

4. All new trees must be planted within 6 months from the completion of construction on the site.

and HPC staff will review and stamp the construction drawings prior to the applicant's applying for a building permit with DPS; and

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

Applicant: Lee and Nicole Jundanian (Sheila Brady, Agent)_____

Address: 15 West Lenox Street, Chevy Chase

and subject to the general condition that, after issuance of the Montgomery County Department of Permitting Services (DPS) permit, the applicant arrange for a field inspection by calling the Montgomery County DPS Field Services Office at 240-777-6210 or online at http://permits.emontgomery.org prior to commencement of work and not more than two weeks following completion of work



Oaks, Michele

From: Bourke, Tom (Winchester Homes, Inc.)(Tom) [tom.bourke@whihomes.com]

Sent: Tuesday, July 12, 2005 2:32 PM

To: Fothergill, Anne; Oaks, Michele; Wright, Gwen

Cc: gbb@his.com; Bourke email file; Elliott, Bob; Feldman, Gail; Jacobs c/o angela muckenfuss; Marsh, Joan; Stephens, Betsy; Wellington, P. (ccv)

Subject: LAP comments for 15 West Lenox

The following are the Chevy Chase Village Local Advisory Panel comments for the HPC Hearing on July 13, 2005

Re: 15 West Lenox

The HPC agenda for Wednesday includes the latest HAWP application involving 15 West Lenox, which involves a request for HPC permission to remove some trees and plant some others in a manner that the Village Board has already approved.

The LAP defers to the Village Board and would like to be clear to the HPC that the Board's decision (which is in the HPC packet) constitutes the Village's input on the Jundanians' tree removal plan.

Submitted

Tom Bourke Chair

tom.bourke@whihomes.com tel: 301.803.4901 fax: 301.803.4929 cell: 301.252.9931

HISTORIC PRESERVATION COMMISSION STAFF REPORT

Address:	15 West Lenox Street	Meeting Date:	07/13/05
Applicant:	Lee and Nicole Jundanian (Sheila Brady, Agent)	Report Date:	07/06/05
Resource:	Contributing Resource Chevy Chase Village Historic District	Public Notice:	06/29/05
Review:	HAWP	Tax Credit:	None
Case Number:	: 35/13-03N REVISION	Staff:	Anne Fothergill
PROPOSAL:	Tree removal		

RECOMMEND: Approval with two conditions

STAFF RECOMMENDATION

Staff recommends that the Commission approve the HAWP application with the following conditions:

- 1. The applicants' tree replacement plan will be implemented.
- 2. Tree protection measures will be in place throughout the construction process.

PROJECT DESCRIPTION

SIGNIFICANCE:	Contributing Resource, Chevy Chase Village
STYLE:	Two-and-a-half story Craftsman
DATE:	1913

15 West Lenox Street is a two-and-a-half story Craftsman stucco house with a hipped slate roof. The original house was built in 1913 and sits on a double lot. The lot drops off as it goes back from the sidewalk, and the rear of the house overlooks a stream and the Chevy Chase Club's golf course.

BACKGROUND

A HAWP for a rear addition to this house was approved by the HPC in September 2003. In May 2005 the HPC approved a swimming pool and related decking, retaining walls, and fencing. At that time the HPC also approved a minor modification to the rear addition. The applicants' architect has stated that they do not anticipate proposing any other changes to the approved plans for the house.

PROPOSAL

The applicants are proposing removal of 5 hemlock trees located on the left (west) side of the house. The hemlocks are 17", 15", 11", 10", and 8" in diameter. See site plan with proposed tree removal in Circle and photos of the hemlocks in Circles

• The applicants are proposing to plant 8 replacement trees including six evergreen trees (Cryptomeria

japonica), one Japanese Maple, and an additional large canopy tree to be placed somewhere on the property. The evergreens will be 10-12 feet tall at the time of planting and will grow at a rate of 2-3 feet per year and will be planted along the west side property line. The Japanese Maple will be 12-14' tall and will be planted in the location of the removed hemlocks. See reforestation plan in Circle

This tree removal was not a part of the original HAWP application as the landscape architects have only recently determined that the hemlocks will not survive the construction of the approved addition to the house. The Board of Managers of Chevy Chase Village reviewed the tree removal application at a public hearing and allowed the tree removal with the submitted tree replacement plan. The Village Board's decision can be found in Circles ______.

STAFF DISCUSSION

The Chevy Chase Village Historic District guidelines for Contributing Resources state that "tree removal should be subject to strict scrutiny and consistent with the Chevy Chase Village Urban Forest Ordinance."

If a tree (6" dbh or larger) is not determined by a certified arborist to be dead, dying, or hazardous, the HPC must review and approve its removal. Generally the HPC looks to Chevy Chase Village for guidance on tree removal since owners must comply with the Urban Forest Ordinance. In this case the Village Board held a public hearing to review the tree removal proposal and they ultimately approved it. For that hearing, some of the neighbors wrote letters and spoke in opposition to the tree removal and proposed tree replacement and those letters are included in Circles ______. It appears the main concern that some of the neighbors had regarding the tree replacement is that the new trees are not proposed for the same location of the existing hemlocks. The HPC might want to discuss this concern with the applicants and their landscape architect and see if there is a possible solution.

The proposed tree replacement plan will provide screening between the houses and will add additional canopy trees to the property. Tree protection is crucial for this project and has been recommended again as a condition of approval.

Staff is recommending approval with two conditions.

STAFF RECOMMENDATION

Staff recommends that the Commission *approve with two conditions* the HAWP application as being consistent with Chapter 24A-8 (b) 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,

and with the conditions that:

- 1. The applicants' tree replacement plan will be implemented.
- 2. Tree protection measures will be in place throughout the construction process.

and with the general condition applicable to all Historic Area Work Permits that **the applicant will present** <u>3 permit sets of drawings</u> to HPC staff for review and stamping prior to submission for **permits (if applicable).** After issuance of the Montgomery County Department of Permitting Services (DPS) permit, the applicant will arrange for a field inspection by calling the DPS Field Services Office at (240) 777-6370 or online at <u>www.permits.emontgomery.org</u> prior to commencement of work <u>and</u> not more than two weeks following completion of work.

	DE PERMITING SERVICES E PIKE, 2nd FLOOR, ROCKVILLE, MD 20530
240/722-6370	DP5 - #8
N mat Al	ERVATION COMMISSION
<u> 30</u>	1/563-3400
APPLICA	ATION FOR
HISTORIC ARE	A WORK PERMIT
	Contact Person Sheila Brady
	Davime Phone Ho.: 202-546-75-75
The Account to 07-00457041	
	'an arrive Prome 110. 301.951.2101 (office)
Address 3500 Leland Street Ch	evy Chase, MD 20815
Contractor Registration Ho:	Dayline Phone 143 202-5410-7575
1	U
LOCATION OF BUILDING/PREMISE	Wash langu alreat
House Number: 15	stret West Lemox Street
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	Finite Wall (complete Section 4) 13 Other:
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Pit this is a revision of a previously approved active permit, see Permit 4	313092
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PART TWO: COMPLETE FOR NEW CONSTRUCTION AND EXTERIO 2A. Type of sewage disposal OI 17 WSSC 22 11 Se	
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PART THREE: COMPLETE ONLY FOR FENCE/RETAINING WALL	
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38 Indicate whether the fence or retaining will in to be constructed an or CF On party kne/property fine CE Entrely on land of owner	,
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I hereby certify that I have the authority to make the torego og opologition, approved by all agencies listed and I hereby acknowledge and accept it is	that the application is correct, and that the construction will comply with plans to be a condition for the issuance of this pennit.
Sheila F. Frady	6/21/05
Approved:	For Charpersen, Historic Preservation Commission
	Date:
	Date Filed
Edit 6/21/09 SEE REVERSE SID	E 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: SEE or i'gibal application

b. General description of project and its effect on the historic resource[s], the environmental setting, and, where applicable, the historic district. Removal of (5) hemlock trees from property that will be impacted by comptruction and reforest sife with new evergreen trees and canopy trees.

2. SITEPLAN

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

a the scale, south arrow, and date;

- b. dimensions of all existing and proposed structures; and
- o. site features such as welkways, driveways, fences, ponds, streams, tresh dumpsters, mechanical equipment, and landscaping,

3. PLANS AND ELEVATIONS

You must submit 2 copies of plans and elevations (0.a format no larger than 11" x 17", Plans on 3 1/2" x 11" paper are preferred.

- a. Schematic construction plans, with marked dimensions, indicating location, size and general type of wells, 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 appropriato, context. All materials and factores 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 effected portions. All labels should be placed on the front of photographic.
- b. Clearly label phytographic priorities in the resource as viewed from the public right-of-way and of the adjoining properties. All labels should be placed on the front of phytographs.

6. TREE SURVEY

If you are proposing construction adjacent to or writtin the produce of any time 6° or larger in diameter (at approximately 4 feet above the ground), you must file an accurate tree survey identifying the sure, too from and roecres of each tree of at least that dimension.

7. ADDRESSES OF ADJACENT AND CONFRONTING PROPERTY OWNERS

For <u>ALL</u> 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 carter in question, as well as the owner(s) of lot(s) or parcel(s) which he directly across the street/highway from the parcel in question. You can octa-n Crisi-information from the Department of Assessments and Texation, 51 Monroe Street, Rockville, (2017/21-1355).

PLEASE PRINT (IN BLUE OF 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.

OEHME, MAN SWEDEN & ASSOCIATES, HIC.

June 21, 2005

Ms. Anne Fothergill Historic Preservation Planner Maryland-National Capital Park and Planning Commission Montgomery County Historic Preservation Section 1109 Spring Street - Suite 801 Silver Spring, Maryland 20910

Dear Ms. Fothergill:

Now that construction has begun on our client's property at 15 West Lenox Street in Chevy Chase, Maryland, it is apparent that five existing hemlock trees, which are located west of the building, will be negatively impacted by the work. In order to promote the park-like character of the neighborhood and this property, we are requesting permission to remove the affected hemlocks and reforest the area with healthy trees. Our client has been granted approval from Chevy Chase Village to remove the trees as requested.

In an effort to replace the trees that are requested for removal, Oehme van Sweden and Associates has worked in conjunction with our client to prepare a reforestation plan for the replacement of the evergreen hemlocks. We propose replacing the five hemlock trees with a combination of evergreen trees, a specimen tree and a canopy tree. The six evergreen trees will be Cryptomeria japonica 'Yoshino' (Japanese Cryptomeria), will be ten to twelve feet in height at the time of planting, and will grow at a medium to fast rate, growing two to three feet per year. One specimen Japanese Maple (Acer palmatum), twelve to fourteen feet in height, will be planted in the location of the hemlocks to be removed. The Chevy Chase Village Board has requested that an additional large canopy tree be placed somewhere on the site. This request will be incorporated and added to the final planting plan. Each of the varieties of trees will compliment the current landscape palette and enhance the overall beauty, aesthetic and parklike feel of the property. Please see the additional materials that have been enclosed.

Thank you for your consideration.

Sincerely.

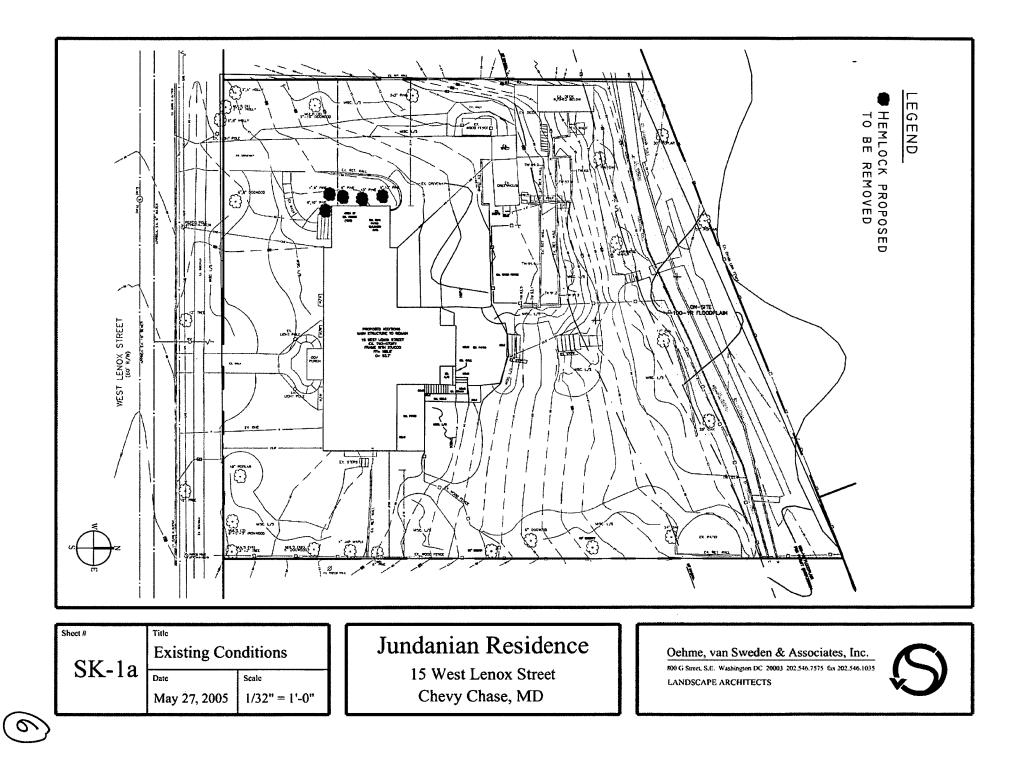
Shink A. Brady

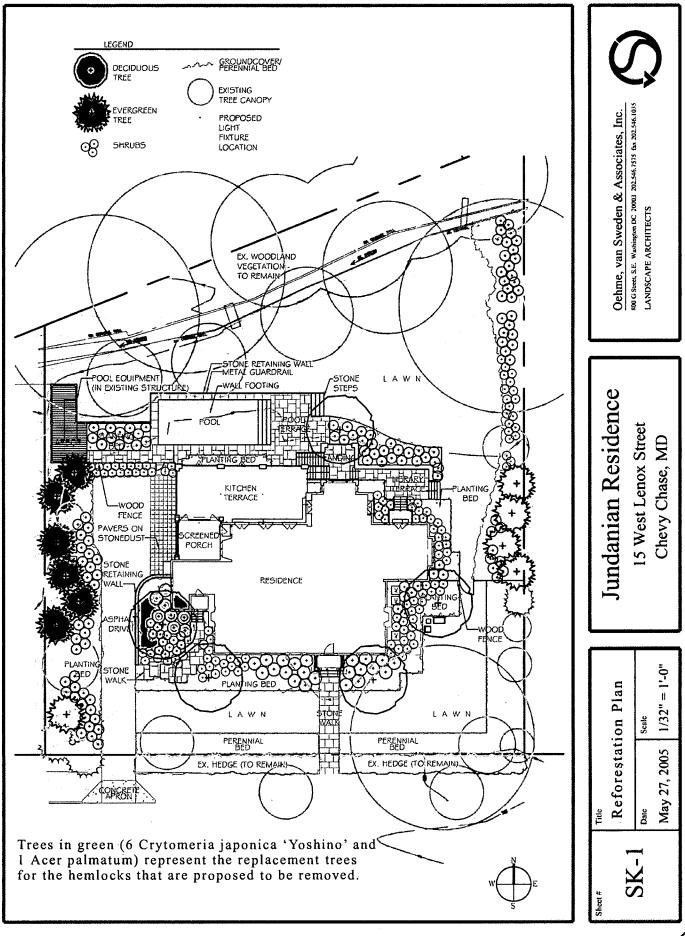
SHEILA A. BRADY, ASLA Principal

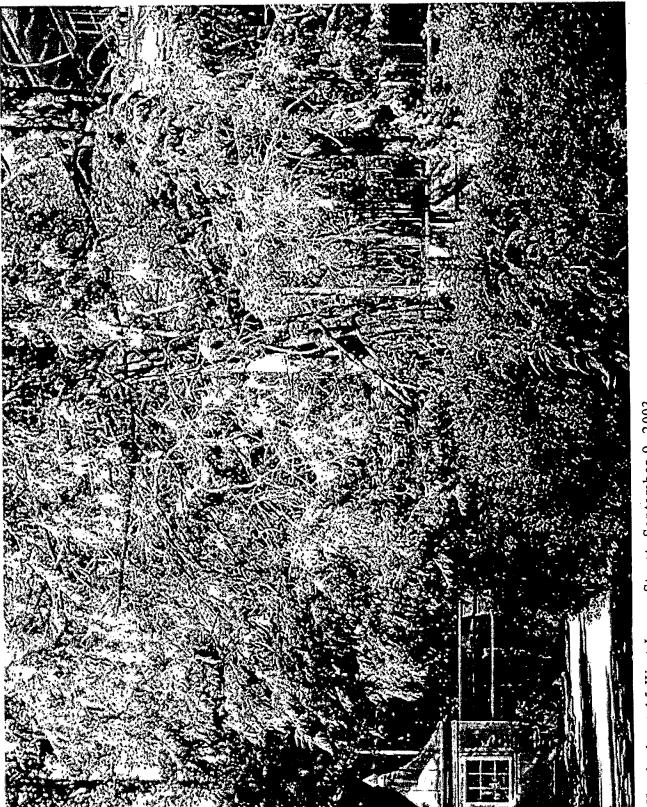
Enclosures

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Hemlocks at 15 West Lenox Street September 9, 2003



Hemlocks at 15 West Lenox Street November 3, 2003



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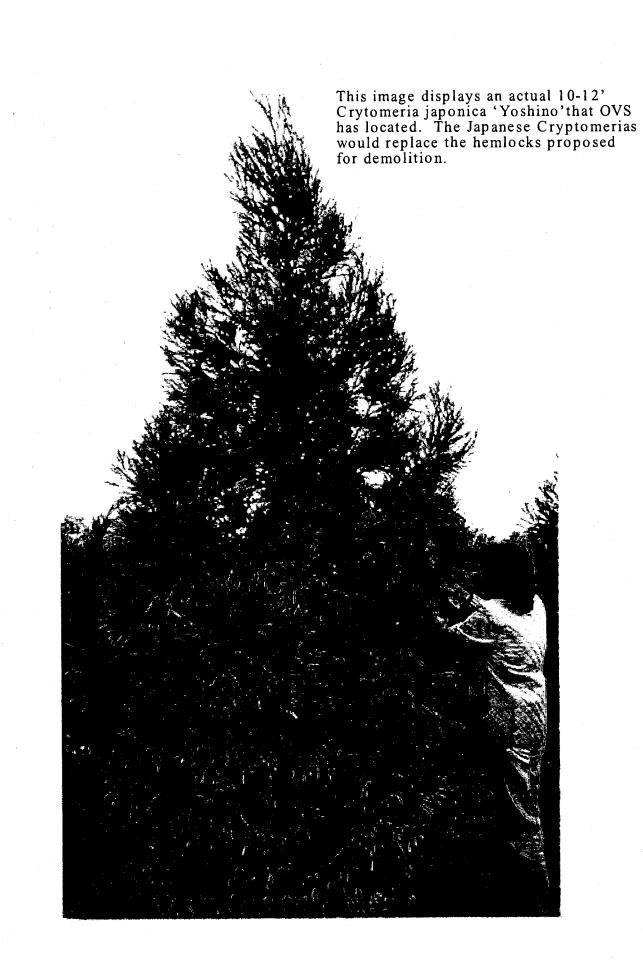
Hemlocks at 15 West Lenox Street January 25, 2005



This image displays an actual 12-14' Acer palmatum that OVS has located. A Japanese Maple would replace the hemlocks proposed for demolition and add canopy that the hemlocks did not provide.



An example of a Acer palmatum at maturity.





An example of a Cryptomeria japonica at maturity.

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CASE NO. A-1488 Appeal of Mr. and Mrs. Lee Jundanian (Hearing held June 13, 2005)

DECISION OF THE BOARD OF MANAGERS

This proceeding is an appeal pursuant to Section 17-4 of the Chevy Chase Village Code. The applicants request permission to remove five (5) Hemlock trees measuring 17.0 inches, 10.0 inches, 8.0 inches, 11.0 inches and 15.0 inches in diameter from the west side of their property. The Village Manager denied the application finding that none of the conditions described in Section 17-3 of the Urban Forest Ordinance apply.

This application is filed pursuant to the provisions of Section 17-4 which provide:

(a) An applicant who is denied a permit by the Village Manager may appeal the Manager's decision to the Board of Managers in writing within ten (10) days of the Village Manager's denial of the application for a permit.

(b) The Board of Managers shall have the authority to permit the removal or destruction of a tree or the undertaking of any action that will substantially impair the health or growth of a tree if, after a public hearing, the Board finds that such removal, destruction or other action will not adversely affect the public health, safety or welfare, nor the reasonable use of adjoining properties and can be permitted without substantial impairment of the purpose and intent of this Ordinance.

The subject property is Lots 6 and 14, and Parts of Lots 5, 7, 13 and 15, Block 42 in the Chevy Chase, Section 2

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subdivision, also known as 15 West Lenox Street, Chevy Chase, Maryland 20815, in the R-60 zone. Notice of the hearing in this matter was posted at the Village Hall and on the property and was mailed to all abutting property owners on June 1, 2005.

The applicants submitted a site plan showing the location of the trees proposed for removal as well as the proposed location for seven reforestation trees and a letter explaining the basis for the request. A report from the Village arborist and a photograph taken by Village staff showing the appearance of the trees were entered into the record of this matter.

At the hearing, Nicole Whiteside, the applicants' landscape architect, testified in support of the application. Ms. Whiteside testified that the Hemlock trees proposed for removal are in declining health and are not elegant specimens. She testified extensively regarding the proposed reforestation trees which would include six Cryptomeria japonica and one Japanese Maple. Ms. Whiteside presented photographs showing how the reforestation trees will appear at the time of planting and how they will appear at maturity. According to Ms. Whiteside, the Cryptomeria can grow to 50 feet in height. She stated that the evergreen reforestation trees had been chosen because they grow rapidly — at a rate of 2 to 3 feet per year. She asserted that the Japanese Maple tree will add to the Village tree canopy.

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CHEVY CHASE VILLAGE

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Phil Liebovitz, of Sandy Spring Builders, testified on behalf of the applicants. His company is constructing an addition to the applicants' house. They have attempted to save the Hemlock trees. However, it is necessary to excavate beyond the walls of the proposed addition in order to install footers. Mr. Liebovitz stated that there is not adequate room to excavate for the addition without cutting tree roots. In his opinion it is probably not possible to save the trees.

Letters in opposition to the application were received from John and Virginia Ryan of 33 West Lenox Street, Meredith Wellington of 18 West Lenox Street, and Courtney and Scott Kane of 16 West Lenox Street. The Ryans expressed concern regarding the elimination of the screening between their property and the Jundanian property. They pointed out that the Hemlocks are evergreens which provide year-round screening. They are concerned that the reforestation trees will not provide the same level of screening and that the Cryptomeria trees may never grow to a height where they would provide screening for the upper floor of the Ryans' home. Ms. Wellington's letter expressed concern regarding the removal of mature trees and noted that the Hemlock trees proposed for removal are evergreens. She believes that the removal of the Hemlocks will alter the appearance of the property when viewed from the street. The Kanes' letter asserted that the Hemlock trees

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CHEVY CHASE VILLAGE

contribute to the streetscape along West Lenox Street in addition to providing screening and shading. The Kanes' letter stated that the Hemlock trees contribute to the mid-canopy cover of the neighborhood and suggested that the Hemlocks should be given a chance to survive the construction project.

At the hearing, Ms. Wellington testified that the original construction plans submitted by the applicants showed that the Hemlocks would be preserved. She reiterated her opinion that the removal of the Hemlock trees would alter the view of the property. Ms. Wellington opined that the Japanese Maple tree would not be an adequate substitute for the Hemlock trees and that while the Cryptomeria may provide some screening, they would not help the view from the street.

Ralph Stephens, a member of the Village Tree Committee, speaking personally because the Tree Committee has not met to discuss this application, has no objection to the removal of the Hemlocks. He expressed concern regarding the proposed reforestation plan. Mr. Stephens is concerned that putting six trees of the same species together would run the risk that if one gets sick, they would all get sick.

Ms. Eig noted that the Ryans were permitted to and removed three Hemlock trees from their property.

Mr. Jundanian responded to the neighbors' concerns by stating that it would be very difficult to save the Hemlocks.

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Ms. Whiteside acknowledged that there is room on the property for an additional canopy tree and Mr. Jundanian agreed to include such a tree in an amended reforestation plan.

The Board has considered the factors set forth in Section 17-6 of the Urban Forest Ordinance and makes the following findings.

Although there is no evidence that the subject trees are seriously diseased or dying, or meet any of the other requirements of Section 17-3 which would permit the Village Manager to authorize a permit for the removal of the trees, the evidence leads to the conclusion that the application should be granted.

The Board finds that a preponderance of the evidence supports the conclusion that the applicants' construction and excavation work is likely to cut the roots of and cause the demise of the Hemlock trees.

The applicants proposed to reforest with seven new trees and have agreed to add an additional canopy tree. Denial of the application would impose a hardship on the applicants by requiring them to either make major changes to the building plans that have been approved or to make extensive, but probably futile, tree preservation efforts. The Hemlock trees, while healthy and a contribution to the Village urban forest, do not have any special qualities due to their age, size,

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uniqueness, rarity or species specimen. The evidence supports the conclusion that if removal is not authorized, the applicants' construction and excavation activities will either cause the complete demise of the Hemlock trees or will materially diminish their contribution to the Village urban forest.

Although nearby property owners expressed concern regarding the impact on the urban forest at the proposed removal of the trees, the reforestation plan, as amended, would promote the goals of the Village Urban Forest Ordinance to a greater extent than would attempts to preserve the Hemlock trees.

Taking all of the foregoing into consideration, the purposes of the Village Urban Forest Ordinance would be served by allowing the removal of the Hemlock trees identified in the application, provided that the applicant reforests as specified below.

Based upon the testimony and evidence of record, the Board finds that the removal of five Hemlock trees measuring 17.0 inches, 10.0 inches, 8.0 inches, 11.0 inches and 15.0 inches in diameter from the west side yard of the subject property, would not adversely affect the public health, safety or welfare, nor the reasonable use of adjoining properties and can be permitted without substantial impairment of the purpose

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CHEVY CHASE VILLAGE

and intent of the Village Urban Forest Ordinance, provided that the applicants comply with the conditions set forth in the following paragraph.

Accordingly, the request for a permit to remove five Hemlock trees measuring 17.0 inches, 10.0 inches, 8.0 inches, 11.0 inches and 15.0 inches in diameter, is granted subject to the following conditions:

(1) the trees must be removed on or before June13, 2006, or this permit shall become void;

(2) the applicants must reforest with at least 6 Cryptomeria Japonica trees, as described in the reforestation plan submitted by the applicants for the record of this matter, and one additional deciduous hardwood tree that must be at least 3 inches in caliper at the time of installation and must be of a species that achieves a mature height of at least 45 feet; and

(3) the installation of the reforestation trees shall be completed on or before June 13, 2006, and such trees shall be considered reforestation trees subject to regulation under the Village Urban Forest Ordinance.

The Chevy Chase Village Board of Managers hereby adopts the following Resolution:

BE IT RESOLVED by the Board of Managers of Chevy Chase Village that the Decision stated above be adopted as the decision required by Section 17-5(b) of

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the Chevy Chase Village Code, and the Village Manager be and he is hereby authorized and directed to issue a permit for the removal of three Hemlock trees measuring 17.0 inches, 10.0 inches, 8.0 inches, 11.0 inches and 15.0 inches in diameter upon the conditions, terms and restrictions set forth above.

The foregoing Resolution was adopted by the Chevy Chase Village Board of Managers with the following members voting in favor of the Resolution: Gail Feldman, Douglas B. Kamerow, Betsy Stephens, Peter Yeo, George L. Kinter and Susie Eig. David L. Winstead abstained.

I HEREBY CERTIFY that the foregoing Decision and Resolution were approved and adopted by the Chevy Chase Village Board of Managers on this 20th day of June, 2005.

cetary

Board of Managers

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Scott Kane 16 West Lenox Street, Chevy Chase, Maryland 20815

June 10, 2005

Board of Managers Chevy Chase Village Chevy Chase, Maryland 20815

Dear Members of the Board:

We are writing concerning the five Hemlock trees proposed for removal at 15 West Lenox.

These trees are quite old and appear to be healthy specimens. They provide much needed screening and shading, not only for 15 West Lenox but for a portion of the streetscape along West Lenox as well. As a group, the five are also a quite handsome addition to the landscape and firmament of this area.

It seems a shame to willfully remove five such strong contributors to the mid-canopy cover of the neighborhood. We have recently lost a number of fine old trees in this yard and the neighboring yard to the west. In all 2 Oaks, 2 Tulip Poplars and a maple have died and/or had to be removed. Their loss has adversely affected the shade and mid- and high-canopy of the area. It seems that healthy, functioning members of the landscape should be allowed to remain as a contribution as long as they are able.

Perhaps they will succumb to the substantial construction project currently underway. Would it not be better, however, to give them a chance to survive rather than to cut short their chance at continued benefit to our neighborhood.

We respectfully ask they receive that chance.

Sincerely,

Country & Scott Kan

Courtney & Scott Kane

June 7, 2005

Board of Managers Chevy Chase Village, Maryland 20815

Dear members of the Board,

We are John and Virginia Ryan and reside with our twin nine year olds at 33 West Lenox Street in the village. Our property is adjacent directly to the west of 15 West Lenox Street. We respectfully object to permitting, by exception, the removal of trees as described in Appeal Number A-1488 on the grounds of "reasonable use of adjoining properties". We refer specifically to privacy from open and available view of our primary living areas including den, kitchen, second floor sitting room, third floor office and three of four bedrooms. We invite the appropriate parties to confirm these conditions.

The height, branching and evergreen nature of this particular stand of trees provide the only year-round visual buffer between nos.15 and 33. From the street, they offer unique diversion to size and massing of the pre-demolition and proposed structures. Two of the trees are double stemmed, giving the appearance not of five, rather seven trees in total.

Individually the trees' mid and upper canopies may not be lush but together they offer protection from and to the upper floors that the single tree offered in their place, a slow growing ornamental, will never achieve. Cryptomaria proposed at the property line are appreciated and will, we hope, offer some relief from sight and sound of HVAC mechanicals located so close to our home. They will, however, do nothing to match what presently exists at the upper levels and may be endangered by the proposed placement of such equipment.

Throughout the approval process, the owners and their agents have submitted plans claiming sensitivity to, and have spoken of, the value of existing trees and their preservation, including these. We have seen nothing in the way of changes to the approved plan that would suggest, at this stage, the need to alter this group of five important trees to "accommodate construction".

We are losing so many of our tall trees to nature and Pepco. Our property alone has lost three of what we considered 'defining' trees only in the last year or so. The Hemlocks are mature and purposeful trees. We hope all will recognize their value.

We regret that we are out of the village from June 8 through July 5 and are therefore unable to participate the evening of June 13. We are available by phone at anytime 301-922-4034.

Sincorely,

John and Virginia Ryan

MEREDITH K. WELLINGTON

18 West Lenox Street Chevy Chase, Maryland 20815

Board of Managers Chevy Chase Village Chevy Chase, MD 20815 June 8, 2005

Dear Members of the Board of Managers:

I live at 18 West Lenox Street, directly across the street from 15 West Lenox Street. I was concerned and saddened to learn of the request for a permit to remove, by exception, the stand of trees (5 evergreen Hemlocks) that creates a mature treed buffer, and, when the leaves are out, the effect of a full treed canopy. Looking from Lenox Street, one sees an unbroken line of trees, moving from the stand of evergreens back to the trees along the creek. I do not understand how it is appropriate to remove the evergreens under the standards for tree removal in the Village.

My concern is that, with the removal of the trees, what will remain will be large, treeless surfaces and the new house structure. It seems that the new home should preserve on its own property appropriate trees and landscaping that will maintain the treed ambiance for which our community is known, and for which this Board has acted so many times to preserve and protect. Why are there not proper tree protection measures that can be taken to assure the retention of these trees?

I therefore request that the Board of Managers deny this request, and work with the property owner to assure its goals while protecting the trees of which our community is justly proud.

Sincerely,

Menter Wellington

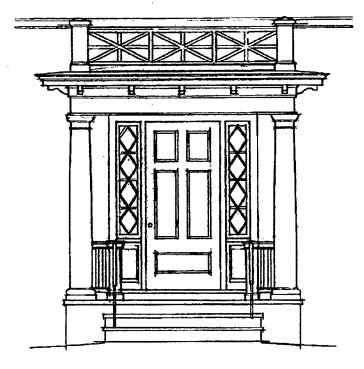
Mcredith Wellington

DAVID JONES ARCHITECTS

1739 CONNECTICUT AVE. NW. WASHINGTON. DC 20009 FAX: 202-332-7044 TEL: 202-332-1200

FAX TRANSMITTAL

DATE: <u>7.11.5</u> TOTAL PAGES: <u>2</u> MNCPPC / HISTORIC PRESERVATION Atta: Anne Fothergill TO: FROM: Kevin Prviett SUBJECT: 15 West Lenox / Jundanian Res. Following elevation shows the proposed front porch. The upper railing is slightly modified to simplify the Please call me if you have any questions or comments Thank wiett approve approved desiz



JUNDANIAN RES.	FRONT PORCH	elevation
David Jones Architects	$\frac{1}{4}^{11} = 1^{11} - 0^{11}$	7.11.5

Fothergill, Anne

From:	Fothergill, Anne
Sent:	Thursday, June 02, 2005 3:55 PM
To:	'buildfast@aol.com'; 'ssbkeith@comcast.net'
Cc:	'davidjonesarch@aol.com'
Subject:	15 West Lenox follow-up

hi Phil and Keith,

Thanks for meeting with me at the house this morning. This is a large project and will probably require some ongoing discussion between you and the architect and our office as the job goes on. I am copying Kevin Pruiett at David Jones' office on this email so he is informed too. If appropriate I will also include the landscape architect in future emails (regarding the arbor alterations and tree removal/replacement).

I wanted to follow-up on some of the things we discussed today:

1) <u>Windows:</u> I looked up the exact wording of what materials David Jones proposed in the application--and what was approved by the Historic Preservation Commission--for the windows (and other materials), and here it is:

The materials for the new addition include a slate roof and copper gutters and downspouts. There will be random granite veneer foundation and terrace walls. The terrace, walkways, and porch floors will be flagstone. The addition will have painted wood shingles, painted stucco, painted wood trim, columns, shutters, eaves and rafter tails. There will be painted wood double hung windows with single pane glass and painted triple-track storm and screen windows as well as painted wood simulated divided light casement windows where shown. The French doors will be painted wood with simulated divided light insulated glass and painted wood and the railings will be painted wrought iron.

Additionally, as I stated earlier, the historic windows must be retained, but they can be taken off-site for paint removal and needed rehabilitation.

2) **<u>Roof</u>**: The in-kind roof replacement with Vermont slate is allowable without a Historic Area Work Permit. To bring the roof up to Code and to take the existing sags out of the roof, the removal of the sheathing and the adding of needed support beams is also allowable without a HAWP. If the result of this is an additional 2 or so inches of overall roof height but the original form is retained, that is acceptable.

3) **Existing front right dormer:** The plans I have do not show it being rebuilt or enlarged as was mentioned today. The plans show the new stairs fitting within the existing dormer. If there is a change to this, that will need to come back to the HPC as a revision and I doubt it would be approved.

4) <u>Stucco</u>: As we discussed, the in-kind replacement of a small section of stucco in front of the chimney where the porch roof was removed is allowable without a HAWP.

5) <u>Front door and side lights:</u> Looking back at the staff report and the plans, I believe the only change discussed was a new front door. The implication was that the side lights would remain. However, if the architect can show that these are not the original side lights and the owner would like to come back with a revision for a change in sidelight design they could do that. But, if the sidelights are original, I doubt that change would be approved.

6) Arbor: Any changes to the existing arbor would need to come into the HPC for review.

7) <u>Trees at left side of house</u>: After the Village reviews the removal of these trees in late June, the proposed

tree removal will need to come back to the HPC as we discussed. If the landscape architect is not aware of this, I trust Kevin will let them know.

I would recommend that any proposed changes come back together to the HPC in one application revision. Today we discussed aiming for the July 27th HPC meeting and that would seem good timing for having the trees reviewed and also for you and the architects and the owners to have met and determined any other changes that they might want to propose. I would strongly encourage you to stick to the approved plans whenever possible as the HPC has reviewed this project many times. Also, you should know that the permit set of plans that you have at this point are not the final HPC-approved plans. I believe the architect plans to get you the revised plans showing some changes to the new rear dormers and the 2nd floor rear balcony soon.

I hope I covered all the issues we discussed today--I may have forgotten something and please email me if I did. I will do my best to advise you on what may be approvable and what might be denied. Please feel free to email or call me with any questions.

Thanks, Anne

Anne Fothergill Historic Preservation Planner Maryland-National Capital Park and Planning Commission Montgomery County Historic Preservation Section 1109 Spring Street, Suite 801 Silver Spring, MD 20910 301-563-3400 301-563-3412 fax

Fothergill, Anne

From: Bourke, Tom (Winchester Homes, Inc.)(Tom) [tom.bourke@whihomes.com]

Sent: Wednesday, May 25, 2005 3:18 PM

- To: Fothergill, Anne; Hist Pres fax; Oaks, Michele; Wright, Gwen
- **Cc:** Bourke email file; Elliott, Bob; Feldman, Gail; Jacobs c/o angela muckenfuss; Marsh, Joan; Stephens, Betsy; Wellington, P. (ccv)

Subject: HPC Hearing 5/25/05 - 15 West Lenox St.

The following are the comments of the Chevy Chase Village Local Advisory Panel regarding:

<u>HPC Hearing 5/25/05</u> <u>Item D: Jundanian Residence</u> <u>15 W Lenox St</u> Contributing Resource Pool, patio, fencing and retaining wall, and window alterations

The LAP as a local advisory group composed of various residents of the area had a variety of opinions on the proposed 15 West Lenox application. The LAP was however unanimous that all members opinions should be heard regardless of the location of the panel member's residence. This is after all a "local" panel designed to provide neighbor comments. Accordingly, as Chair I am providing the HPC with the range of opinions, and the areas where the LAP did have consensus:

Fence:

There was concern regarding the fence on the east side of the property because it is approximately 30' in length and at least the upper portion will be visible from the street. The concern was to preserve "the open, park-like setting" of the Village.

Of the six LAP members who were available to be polled:

The majority (4 of 6) LAP felt that a fence was acceptable. Three of these members felt that the more open design shown in SK-8 (Circle 14) would be a sufficient compromise. They noted that fencing is required around swimming pools and that the yard slopes down from the curb approximately 4 feet which will mitigate the impact of the fence. One member had no concern regarding the fence and felt that types of fencing shown are similar to fences seen throughout the Village and did not feel that there are objective criteria which would justify our requiring one over the other.

There were two dissents; i.e. two members opposed the fence entirely as currently located; citing the impact on the "open, park-like character" criteria.

Tree Protection:

Given the intent of the proposed new patios the LAP all expressed concern that tree protection be carefully reviewed and enforced.

<u>Window Changes:</u> LAP had no comments and supports staff approval

Submitted for the Chevy Chase Village Local Advisory Panel by Tom Bourke, Chair

Thomas K. Bourke

5/2005

HISTORIC PRESERVATION COMMISSION STAFF REPORT

Address:	15 West Lenox Street	Meeting Date:	05/25/05
Applicant:	Lee and Nicole Jundanian (Sheila Brady, Agent)	Report Date:	05/18/05
Resource:	Contributing Resource Chevy Chase Village Historic District	Public Notice:	05/11/05
Review:	HAWP	Tax Credit:	None
Case Number	: 35/13-03N REVISION	Staff:	Anne Fothergill

PROPOSAL: Construction of pool, terrace, retaining wall, and fencing

RECOMMEND: Approval with one condition

STAFF RECOMMENDATION

Staff recommends that the Commission approve the HAWP application with the condition that:

1. Tree protection measures will be in place before construction starts.

PROJECT DESCRIPTION

SIGNIFICANCE:	Contributing Resource, Chevy Chase Village
STYLE:	Two-and-a-half story Craftsman
DATE:	1913

15 West Lenox Street is a two-and-a-half story Craftsman stucco house with a hipped slate roof. The original house was built in 1913 and sits on a double lot. The lot drops off as it goes back from the sidewalk, and the rear of the house overlooks a stream and the Chevy Chase Club's golf course.

BACKGROUND

A HAWP for a rear addition to this house was approved by the HPC in September 2003. At that time the HPC approved in concept the proposed site plan with the swimming pool and stated that the applicants would need to return for approval of the details of the pool, decking, retaining walls, and fencing at a later date. The transcript from that meeting is attached in Circles 22-36. The site plan that was approved in concept in 2003 is in Circles 19-21.

PROPOSAL

Behind the house the applicants propose installation of a 40' x 16' pool and a terrace around it. It will be located behind the house as shown in the site plan in Circle 3. The pool equipment will be located in an existing shed beneath the existing arbor. The applicants have already received HPC approval to remove two non-historic sheds and a greenhouse (see existing conditions in Circle 3).

The applicants propose 6' tall vertical painted or stained wood fencing connecting to the existing fences on the side property lines (see fence detail in Circle <u>3</u> and photos of similar fencing in Circles <u>14+15</u>). On the east side of the house the fencing will connect from the side of the library to the neighboring wood fence. On the west side the fence is located at the end of the driveway and will connect to the existing wooden arbor.

The stone retaining wall will surround the pool terrace and will vary in height from approximately 6" to approximately 6 tall. The color and type of stone will be the same as already approved for the terraces. There will be a black metal guardrail surrounding the pool terrace. This will be the same railing material and type as was approved by the HPC for around the kitchen terrace and landing. See retaining wall and gurardrail detail in Circle $\underline{---}$.

The pool terrace will be bluestone in a random rectangular pattern, the same as the previously-approved terrace off the new library and kitchen (see Circle **13** for a photo of a similar terrace). There will be stone steps from the pool terrace to the lawn. These steps will have a bluestone tread with a stone riser to match the retaining wall.

No trees will be removed for the pool, terrace, retaining wall or fencing installation.

The Village of Chevy Chase has reviewed this proposal and the Village arborist confirmed that the existing tree protection plan is adequate.

STAFF DISCUSSION

The Chevy Chase Village Historic District guidelines for Contributing Resources include:

- Swimming pools should be subject to lenient scrutiny.
- Tree removal should be subject to strict scrutiny and consistent with the Chevy Chase Village Urban Forest Ordinance.
- Fences should be subject to strict scrutiny if they detract significantly from the existing open streetscape. Otherwise, fences should be subject to moderate scrutiny if they are visible from the public right-of-way, lenient scrutiny if they are not.
- Decks should be subject to moderate scrutiny if they are visible from the public right-of-way, lenient scrutiny if they are not.

The last time the HPC saw the site plan the pool was sited at the end of the driveway. After working with the Village of Chevy Chase on tree protection, the pool was shifted to the east and is now more centered behind the house and not as visible as you look down the driveway, which is preferable.

The applicants had originally proposed solid fencing for privacy and in a previous staff report open fencing was recommended to allow the sight lines to remain as open and unobstructed as possible. The applicants have responded to that suggestion and now the proposed wood fencing is open and appropriate in design and material. The fencing must be 6' tall to meet Code for the pool but because it will be open it will allow some visibility and retain the sight lines. The lot slopes down significantly as it goes back from the sidewalk so the west side section of fencing located at the bottom of the driveway will be much lower. In terms of the section of fencing from the east side of the house to the side property line, this is the same location as what the HPC reviewed in the proposed site plan in 2003. While the HPC generally recommends 6' tall fencing be located at the back of a house, the HPC has approved 6' tall fencing towards the front of houses before. Pushing the fence further back towards the rear plane of the house was discussed with the landscape architects and they stated that the grade has such a steep downward slope that it would not be possible to install the fence further back. This section of fencing is behind the main

massing of the house and about 50 feet back from the street. The applicant included some photos of other existing approximately 6' tall fences on the block in Circle

The other proposed landscape features including the stone terrace, the stone retaining wall and the metal guardrail all use appropriate and compatible materials and design, are located behind the house, and will not adversely affect the historic house, streetscape, or historic district.

Using these guidelines, staff reviewed this proposal and finds it approvable. It is important for the applicant to preserve the existing trees on the property and tree protection measures must be in place before any construction on the property for the pool or landscape features begins.

STAFF RECOMMENDATION

Staff recommends that the Commission *approve with one condition* the HAWP application as being consistent with Chapter 24A-8 (b) 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,

and with the condition that:

1. Tree protection measures will be in place before construction starts.

and with the general condition applicable to all Historic Area Work Permits that **the applicant will present** <u>3 permit sets of drawings</u> to HPC staff for review and stamping prior to submission for **permits (if applicable).** After issuance of the Montgomery County Department of Permitting Services (DPS) permit, the applicant will arrange for a field inspection by calling the DPS Field Services Office at (240) 777-6370 or online at <u>www.permits.emontgomery.org</u> prior to commencement of work <u>and</u> not more than two weeks following completion of work.

AREIURN TO: DEPARTMENT OF PERMITTING SERVICES #55 ROCKVILLE PIKE. 2nd FLOOR, ROCKVILLE, MD 20859 240/TTF-6170 DPS - #8	
HISTORIC PRESERVATION COMMISSION	
APPLICATION FOR	
HISTORIC AREA WORK PERMIT	:
지 지지 않고 가장 같은 것이 아니는 것이 생각에 있는 생각한 것에서 이 생각한 부분가 이렇게 방송에 가장한 부물을 얻을 것 같아요. 나는 한 것 같아요. 나는 것 않. 나는 것 않. 나는 것 같아요. 나는 것 같아요. 나는 것 않. 나는 것 않. 나는 것 않. 나는 것 같아요. 나는 것 같아요. 나는 것 않. 나는 것 않. 나는 것 같아요. 나는 것 않. 나는 것 않. 나는 것 않. 나는 것 같아요. 나는 것 않. 나는 것 않. 나는 것 같아요. 나는 것 같아요. 나는 것 같아요. 나는 것 않. 나는 않. 나는 것 않. 나는 것 않. 나는 않. 나는 않. 나는 것 않. 나는 않. 나는 아니 한 것 않. 나는 않. 나는 것 않. 나는 것 않. 나는 것 않. 나는 않. 나 않. 나	
Contact Person: <u>Ghella Brady</u>	
Degrime Phone No.: 202-546-7575	
Mr. C.Mr. Leal Line 201-951, 2101 (200-)	
Name of Property Owner: Mr. 7 1043. Let Jun datus an Dayline Prione No.: Jor 151-2101 (OFFICE) Address: 3500 Let and Street Chevy Chase, MD 20815 Street Number City Street Zip Code	
Street Number City Staet In Code	
Contractori	
Contractor Registration No.: Agent for Owner:	
LOCATION OF BUILDING PREMISE	
House Number:15	
Townscity: <u>Chevy Chase</u> Nestest Closs Street: <u>Magnolia Parkway</u> Lot: 19 Block: 42 Subdivision: <u>Chevy Chase</u> Section 2	
Lot: 11 Block: 72 Subdivision: CPICVY CNIASE SECTION E	1
PART ONE: TYPE OF PERMIT ACTION AND USE	
CHECK ALL APPLICABLE: CHECK ALL APPLICABLE:	
Construct C Extend Atter/Renovate AC Slab Room Addition Porch Deck Shed	
🗋 Move 🗋 Install 🗋 Wreck/Raze 🗍 Solar 🗋 Fireplace 🗋 Woodburning Stove 📄 Single Family	
Revision I Repair I Revocable: I fence/Well (complete Section 4) I Other:	
18. Construction cost estimate: \$	
(1C) If this is a revision of a previously approved eclive permit, see Permit # 313092	
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 <u>6</u> feet <u>7</u> inches	
38. Indicate whether the fence or retaining wall is to be constructed on one of the following locations:	
C) of halfs, fuethinghess, and a runnest, an range of columns 2.7, of handre uit an addresseries.	
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 approved by al	
Ochner van Sweden & Asso. Fre	
Signature of owner or sutherized agent	
Approved:For Chairperson, Historic Preservation Commission	
pproved; Date:	
Application/Permit No.: Date Filed: Date Issued:	
Edit 6/21/99 SEE REVERSE SIDE FOR INSTRUCTIONS	

(4)

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: <u>SEE OFIGUNAL APPLICATION FOR DESCRIPTION</u>.

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

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 leatures 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" baper are preferred.

- a. Schematic construction plans, with marked dimensions, indicating location, size and general type of wells, window and door openings, and other fixed leatures of both the existing resource(s) and the proposed work.
- b. Elevations (lacades), 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 axisting 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

- 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 tabel 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.

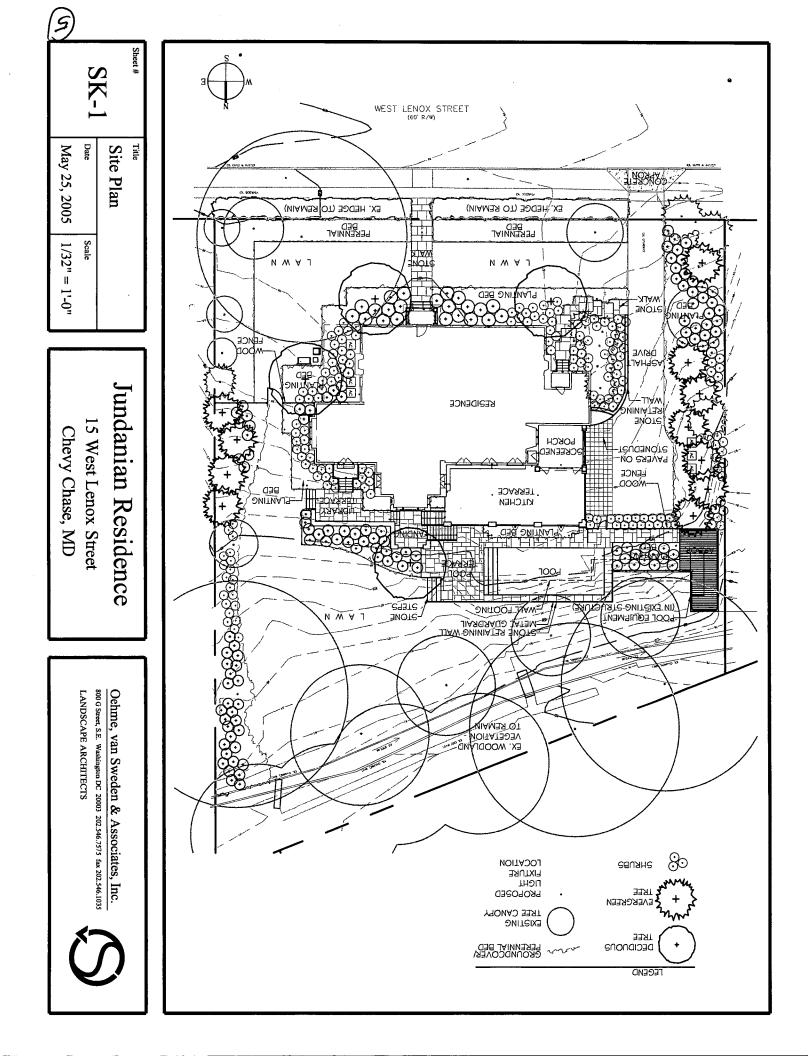
6. TREE SURVEY

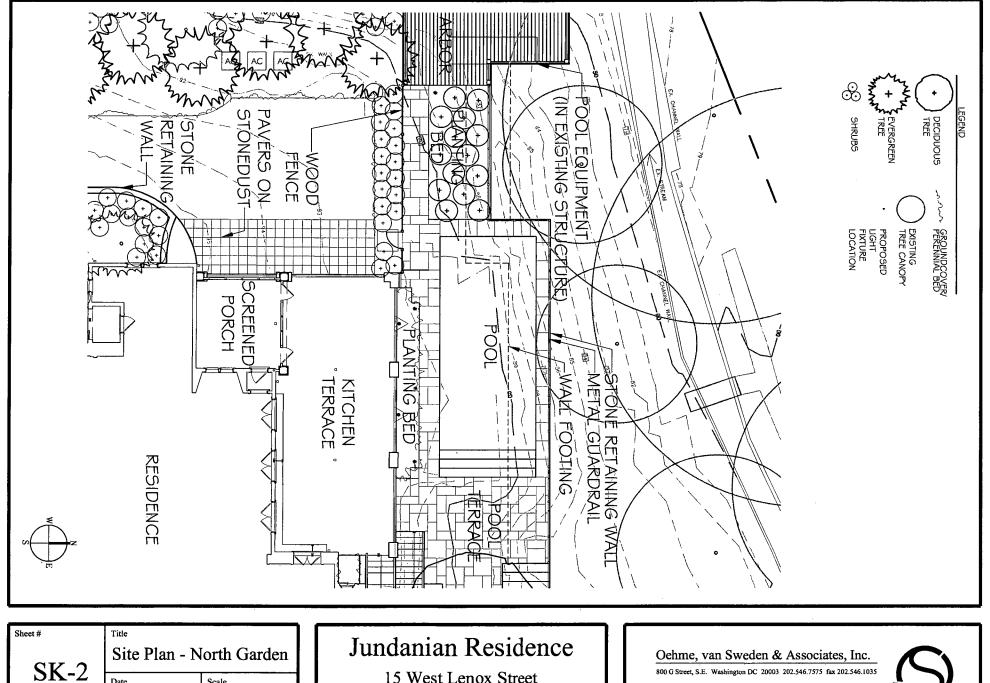
If you are proposing construction adjacent to or within the strictine of any tree 6° or latger in diameter (at approximately 4 feet above the ground), you must life in accurate tree survey identifying the size, incetion, and species of each tree of at least that dimension,

7. ADORESSES 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.





15 West Lenox Street Chevy Chase, MD

Date

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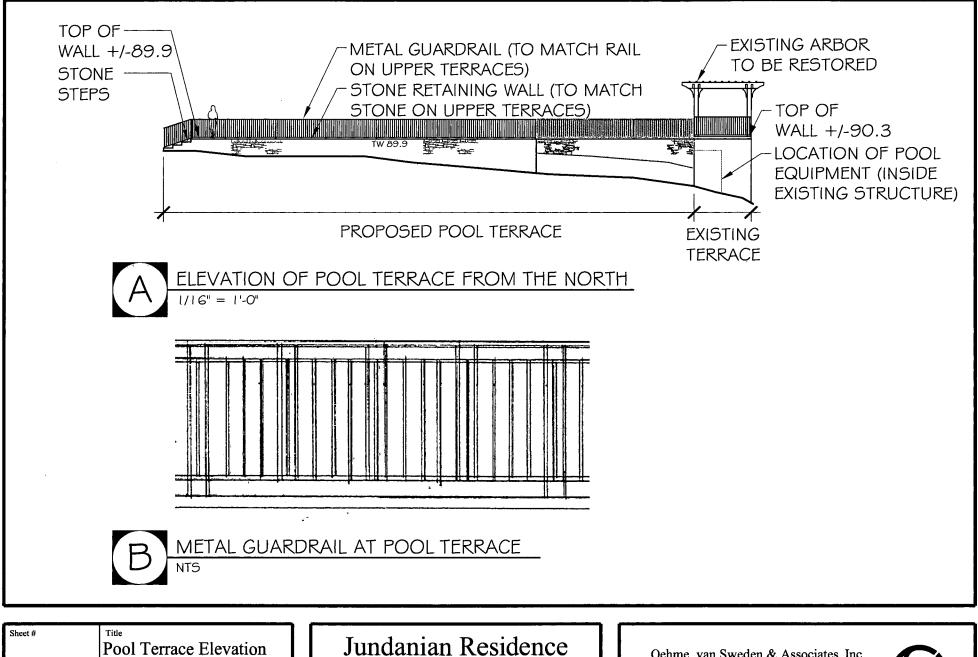
May 25, 2005

Scale

1/16" = 1'-0"

800 G Street, S.E. Washington DC 20003 202.546.7575 fax 202.546.1035 LANDSCAPE ARCHITECTS





15 West Lenox Street As Noted Chevy Chase, MD

SK-4

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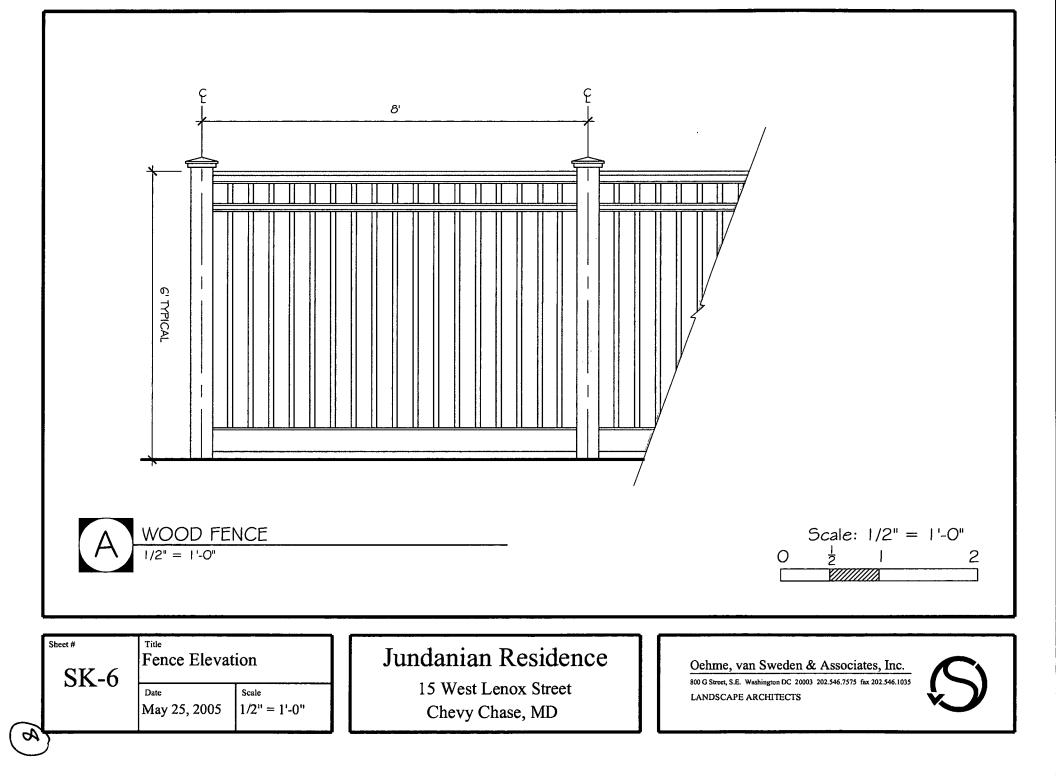
Date

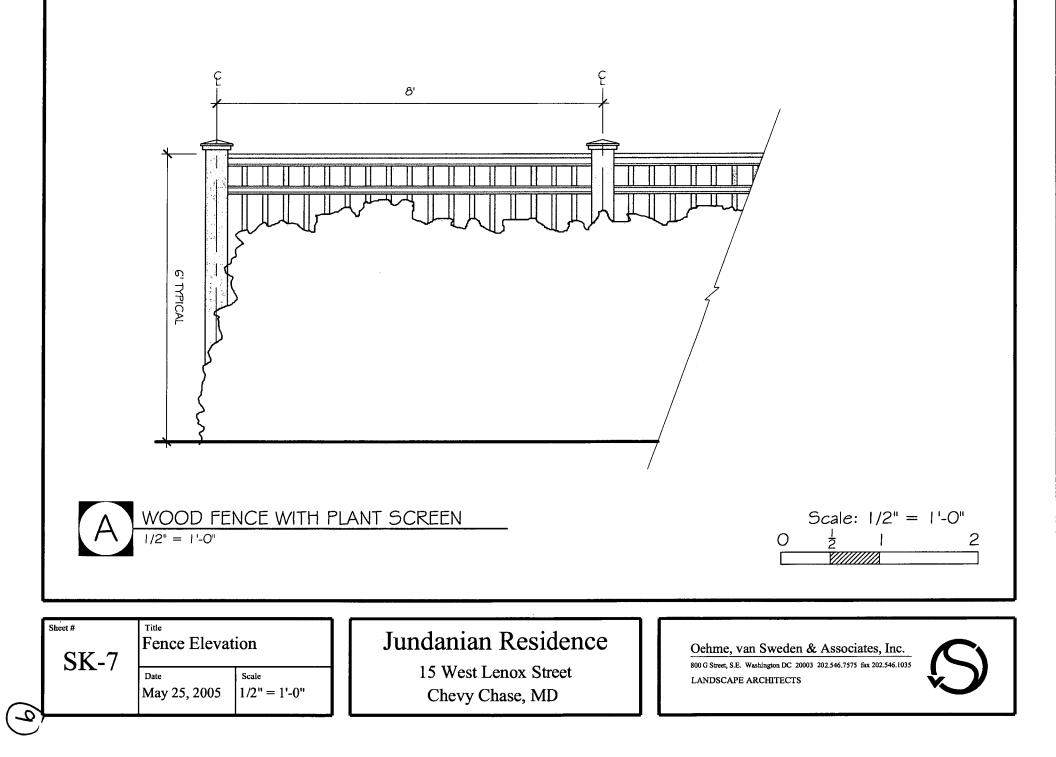
May 25, 2005

Scale

Oehme, van Sweden & Associates, Inc. 800 G Street, S.E. Washington DC 20003 202.546.7575 fax 202.546.1035 LANDSCAPE ARCHITECTS









OEHME, VAN SWEDEN & ASSOCIATES, INC.

<u>MEMORANDUM</u>

TO:	Anne Fothergill	
FROM:	Nicole Whiteside	
PROJECT:	Jundanian Residence	PROJECT #: 03027
SUBJECT:	Description of Materials & Drainage	
DATE:	April 6, 2005	
CC:		

The following is a description of the materials proposed to be used at 15 West Lenox Street in regard to the pool/pool terrace and the fence:

- Wooden Fence- 6'-0" tall (maximum)custom built fence; to be stained or painted to match the wood on the house; in order to screen the view of fence from the road, tall shrubs will be planted in front of it
- Pool Terrace-the material of the terrace as proposed is bluestone in a random rectangular pattern (this material is to match the library and kitchen terraces which have been previously proposed)
- Metal Guardrail-proposed to surround the pool terrace area; material and color to match the rail that has been proposed for the kitchen terrace and the landing
- Stone Retaining Wall-this wall surrounds the pool terrace and varies in height from approximately 6" to approximately 6'-0" in height; the color and type of stone will match what has been previously proposed for the kitchen and library terraces
- Stone Steps-the steps going from the pool terrace to the lawn will have a bluestone tread with a stone riser to match the proposed stone retaining wall that surround the pool terrace

As proposed, the current landscape design will not change the drainage patterns or runoff from 15 West Lenox Street significantly. The drainage patterns in the front will not change from what currently exists on the site. On the remaining sides of the house, runoff will still run towards the direction of the existing stream. The actual runoff that occurs on the entire site will be reduced significantly due to the amount of planting that will occur in the planting beds and from the underground storm chambers that will collect runoff from the downspouts on the house. The

LANDSCAPE ARCHITECTURE URBAN DESIGN MASTER PLANNING HORTICULTURE LANDSCAPE MANAGEMENT

800 G STREET, SE, WASHINGTON, D.C. 20003

202-546-7575 FAX 202-546-1035

EMAIL ovs@ovsla.com WEB www.ovsla.com

use of pavers on stone dust at the bottom of the driveway in front of the garage will also allow for increased drainage, since the water will be able to percolate through this paving directly into the soil beneath it.

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OEHME, VAN SWEDEN & ASSOCIATES, INC.

MEMORANDUM

TO: Anne Fothergill

FROM: Nicole Whiteside

PROJECT: Jundanian Residence

SUBJECT: Clarifications

DATE: May 12, 2005

CC:

The following are clarifications of the proposed pool and fence at 15 West Lenox Street:

- The size of the proposed pool is approximately 16'-0" x 40'-0"
- The wooden fence as displayed on the proposed plan has not been identified anywhere else on the site
- The fence section on the East side of the house will connect to the neighboring wood fence which seems to be approximately the same height
- The fence section on the West side of the house will connect to the wooden arbor structure. The existing arbor structure exceeds 6'-0" in height.

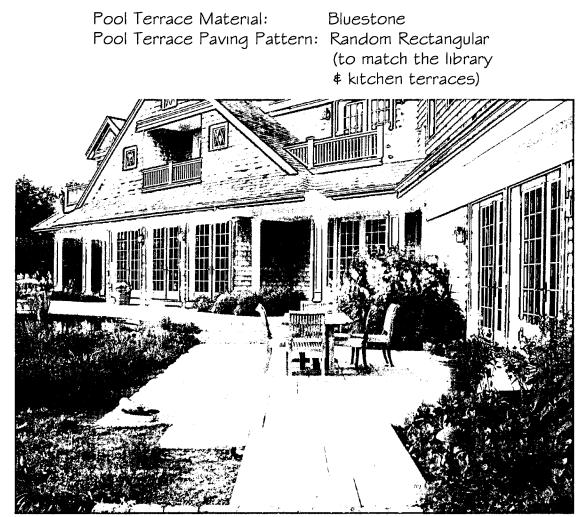
LANDSCAPE ARCHITECTURE URBAN DESIGN MASTER PLANNING HORTICULTURE LANDSCAPE MANAGEMENT

800 G STREET, SE, WASHINGTON, D.C. 20003

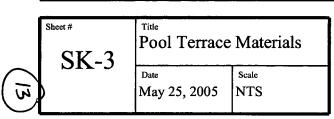
PROJECT #: 03027

202-546-7575 FAX 202-546-1035

EMAIL ovs@ovsla.com WEB www.ovsla.com



This image depicts a bluestone terrace with a random rectangular pattern, similar to what is proposed for the Pool Terrace at 15 West Lenox.



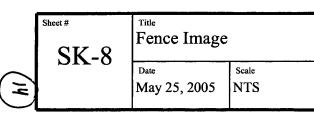
Jundanian Residence

15 West Lenox Street Chevy Chase, MD





Built example of proposed fence



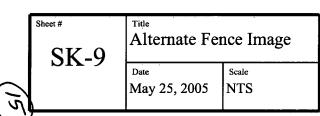
Jundanian Residence

15 West Lenox Street Chevy Chase, MD





Alternate style of wooden fence as proposed with planting in front of it.



Jundanian Residence

15 West Lenox Street Chevy Chase, MD

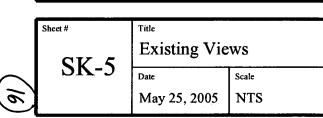




Existing Views on West Side of Residence from Top of Driveway



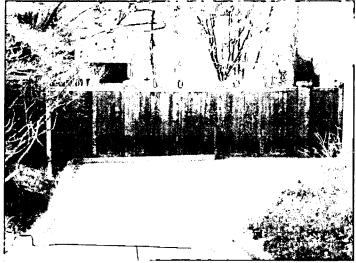
Existing Views on East Side of Residence from Sidewalk



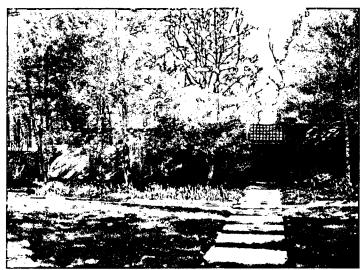
Jundanian Residence

15 West Lenox Street Chevy Chase, MD

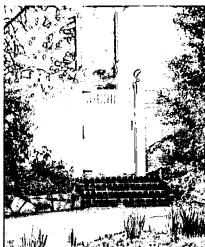




Existing fence at 11 West Lenox Street as seen from the front of the property.



Existing fence at I I West Lenox Street as seen from the front of the property.



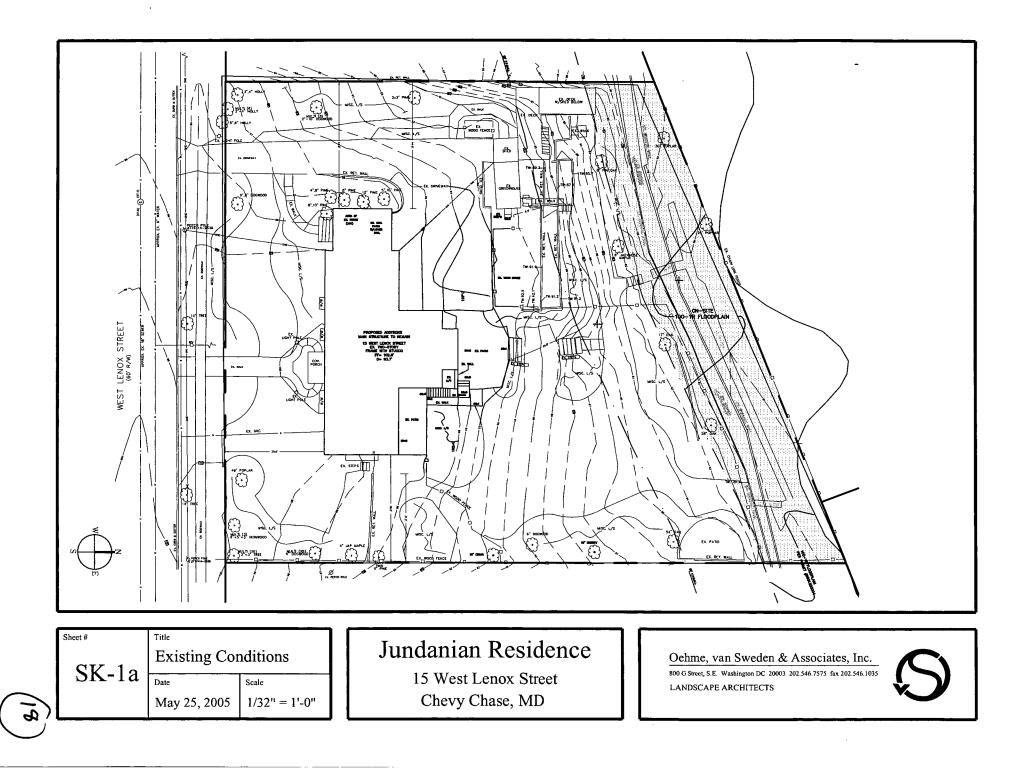
Existing fence at 8 West Lenox Street as seen from the front of the property.

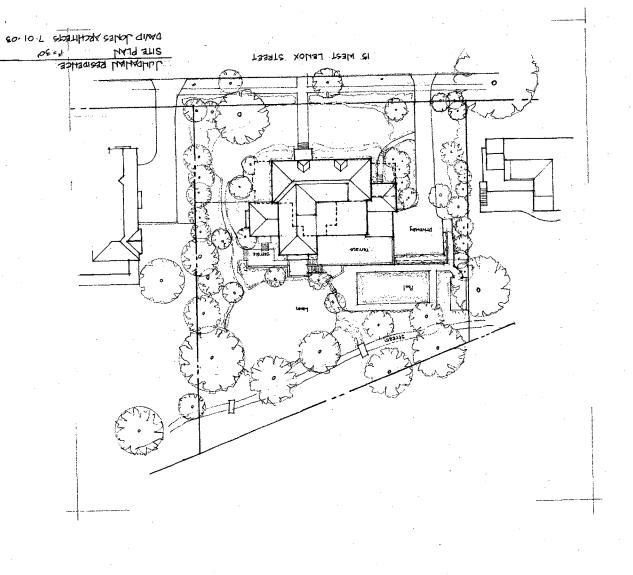
^{Sheet #}	Neighborhood Precedents		
	Date	Scale	
	May 25, 2005	NTS	

Jundanian Residence

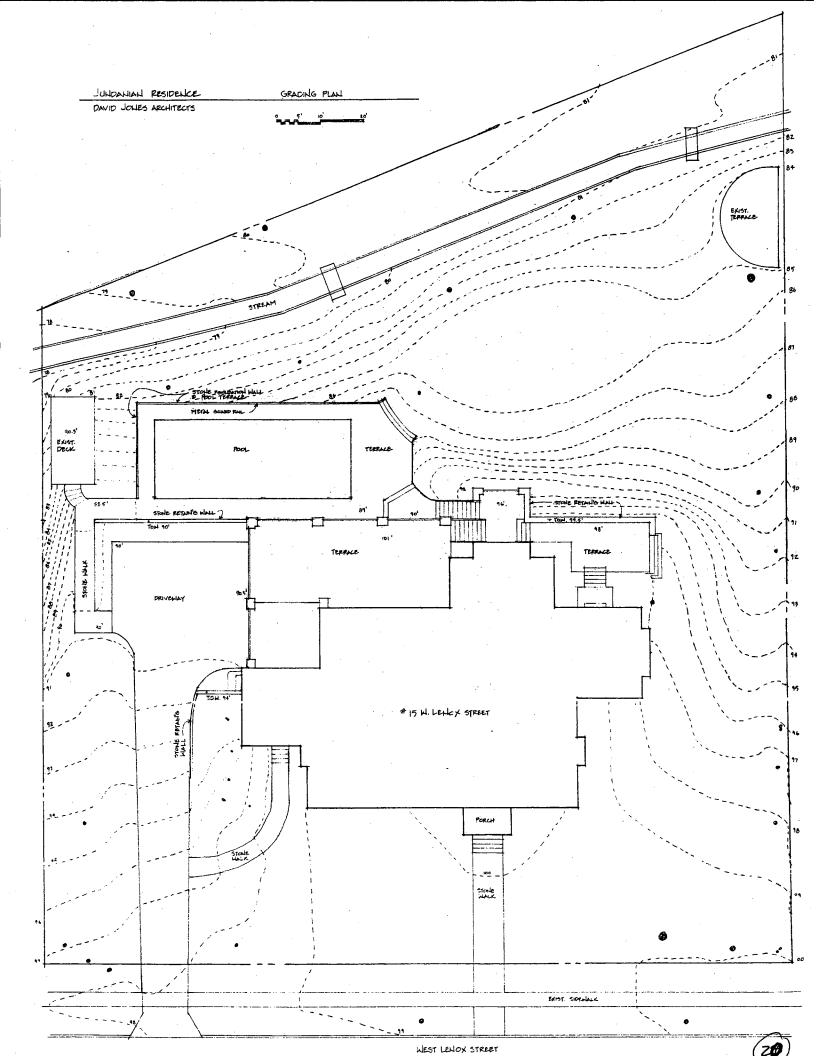
15 West Lenox Street Chevy Chase, MD

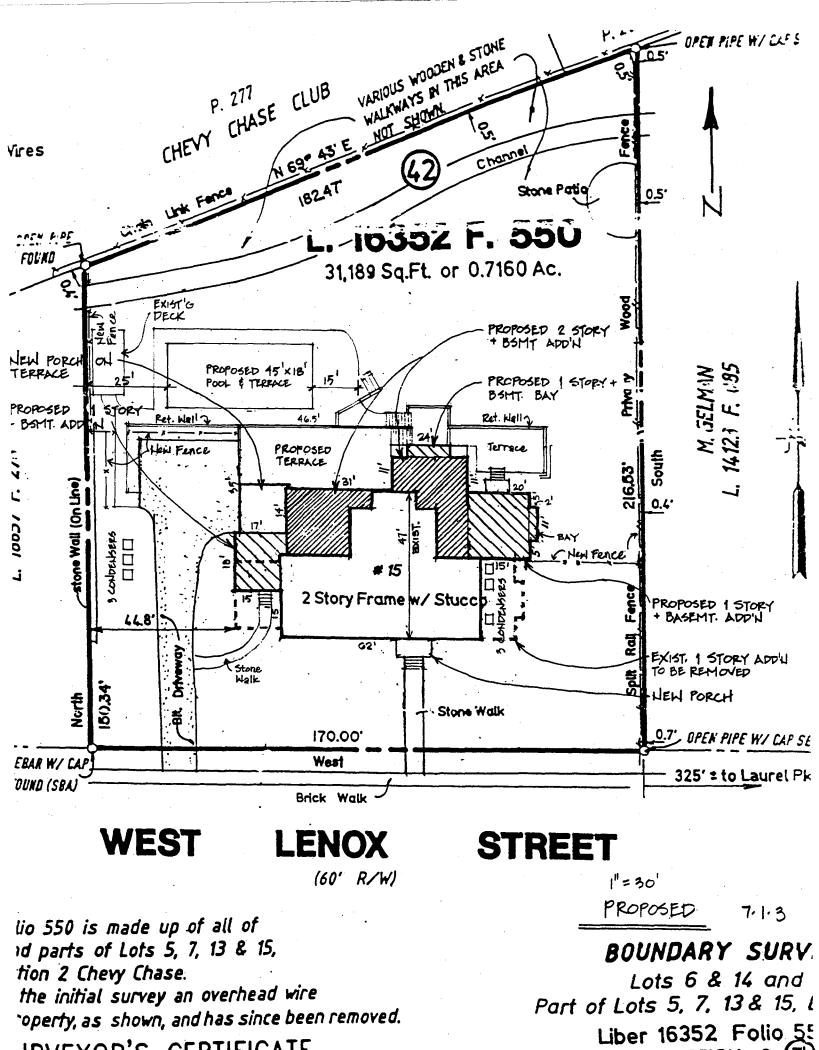






JAN A





IDVEVOD'S CEPTIFICATE

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	1	MS. VELASQUEZ: Okay, there is a motion on the
	2	floor which has been seconded. Is there any further
	3	discussion by the Commissioners? All right, all in favor of
	4	the motion raise your right hand? The motion carries six to
	5	one; Commissioner Williams
	6	MS. WILLIAMS: Five to one.
	7	MS. VELASQUEZ: Five to one I can't count
	8	Commissioner Williams opposed. Okay, thank you.
	9	MS. WRIGHT: Just to reiterate for the applicant,
	10	if you want to come back with a stone proposal, you can work
	11	with staff and to come back to request a revision to what
	12	they've approved. So, I don't think the intent here was to
	13	say don't do what we were talking; it's just a different way
	14	of getting to that point.
	15	MS. FULLER: Okay. My neighbor asks if we come
	16	back next meeting or
	17	MS. VELASQUEZ: No, no. That's all
	18	MS. WRIGHT: No, we'll work with you on the next
	19	possible date.
	20	MS. FULLER: All right.
	21	MS. VELASQUEZ: Okay, the next item on the agenda
	22	is Case I, Mr. and Mrs. Jundanian. Is there a staff report?
A	23	MS. FOTHERGILL: A brief staff report. This is
	24	the Historic Area Work Permit application for 15 West Lenox
	25	Street. They have come before you for two preliminary

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consultations, so it will be a brief staff report because you are very familiar with this case. I think I'm going to go over any changes from the second preliminary consultation to the current proposal. I also submitted to you the -- the comments from the Local Advisory Panel which came in today and clarifications to the staff report.

7 This is the front of 15 West Lenox. The main 8 change from the previous submission is that on this east 9 side the applicants have removed the music room, so the 10 current proposal is to remove this one story addition that 11 is not original -- and this is a side view -- and they will 12 install a chimney on this elevation and then it will be a 13 one-story addition behind this.

The substantial two-story addition is going to the 14 rear of the house so on this east side there will be a one-15 story addition sort of behind this original part of the 16 house. Then on the west side they will remove this porch, 17 also not original, and there will be a one-story addition on 18 this side. The rear of the house will have a two-story 19 addition. It will -- this parking pad will be removed. 20 There will be a two-car garage on the side with the whole 21 lot, as you can see, at the rear of the house. 22

The applicants also included in this submission plans for a pool, retaining walls and as a condition of approval, staff has recommended that they return to the

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Commission with more details on that part of the proposal. 1 The other main changes from the second 2 preliminary, which in general was received favorably by the 3 Commission and the Local Advisory Panel are that they are no 4 longer planning to remove a 12-inch oak tree as it had 5 originally -- as originally had been proposed, and 6 otherwise, the architect is here and can go over in detail 7 the addition, but this is -- I just wanted to refamiliarize 8 you with the house and the lot so that you could see the 9 site. The proposed pool is in this area that you're looking 10 11 at right now. And I know that the applicant is here as well as 12 some neighbors and the architect, so if you have any 13 14 questions for staff? 15 MS. VELASQUEZ: Thank you. Hi, would you like to please state your names for the record? 16 Sure, good evening. It's a pleasure MR. BROWN: 17 to be back again. My name is Todd Brown. I'm an attorney 18 from Linowes and Blocher, representing the Jundanians. 19 Mr. Jundanian is here and also David Jones, who is the 20 21 architect. As staff said, we've been before you a couple 22 times before. We think we've made some very significant 23

modifications to what you have seen before in response to 24 your comments and also tried to work with the neighbors who 25

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had previously expressed concerns about prior versions of the modification that's been proposed. We are in complete agreement with your staff report and recommendation. We are okay coming back with you for the pool details. We think -- concept is acceptable to us and we would come back at the appropriate time with details on the fence and the grading as your staff has recommended.

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We'd be happy to answer any questions. I think 8 that the major addition -- additional change is the removal 9 of what was going to be a music room on the east side of the 10 house where the existing den was, and there was a suggestion 11 that removing the den would expose part of the original 12 fabric of the house, and considering things with David and 13 the neighbors, we have gone ahead and decided to do that, 14 and we think that is really a very good faith effort to try 15 and meet the desired of the many interests that have been 16 expressed in this process. 17

If you take a look at Circles 13 and 21 of your 18 packet you'll see the existing and the proposed front 19 building elevations and they really essentially are the same 20 There's very little difference; even less elevation. 21 difference than we had the last time we came to the 22 consultation. So, we would be very happy to answer any 23 questions you have, provide you with any details that you 24 might need. Other than that --25

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1	MS. VELASQUEZ: Thank you. Commissioners?
2	MS. WILLIAMS: I just had a question about the
3	front porch. There's some discussion in the staff report
4	about the art deco locating historic photographs or
5	something?
6	MR. JONES: About this issue of looking at the
7	house and taking the house apart to see what sort of framing
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9	there are no drawings, there are no photographs. That
10	research has been done. It's really going and dismantling
11	the house to see where the original porch might have been
12	attached and to see if that was if there were any clues
13	with that as to what it's form was; particularly its roof, I
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25	MR. JONES: pretty much researched all other
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11	obviously much more like all the other hipped roofs that
12	are, you know, associated with the house, our additions, as
13	well as the existing house. We just don't know. I mean,
14	we'll really know much more when we're able to once we
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5	applaud the applicants and the architect for restoring the
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7	I do think that you have managed to gain a
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10	guidelines for the Chevy Chase Historic District.
11	So, I mean I think it's come a long way and I feel
12	comfortable in saying that I think it's there. I mean, it
13	meets the guidelines and I have no further objections.
14	MR. JONES: Thank you.
15	MS. VELASQUEZ: Any other questions? I have two
16	speakers. Can I ask you to step back just for a moment?
17	MR. JONES: Sure, we would like an opportunity to
18	respond though.
19	MS. VELASQUEZ: Oh, you'll come back.
20	MR. JONES: Thank you.
21	MS. VELASQUEZ: The first is Peter Wellington.
22	You have three minutes.
23	MR. WELLINGTON: Thank you very much. I've been
24	here before and you probably know who I am, but just to be
25	on the safe side, I will reintroduce myself. I live at 18
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West Lenox Street, which is right across the street from 15
 West Lenox Street. I am the drafter of the Chevy Chase
 Village Guidelines. I am on the Chevy Chase Village LAP,
 but not here representing the LAP. And I am not in the
 group of neighbors represented by Mr. Lerch, and so I'm just
 here independently just to note my continuing opposition to
 this project.

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It is too big. If you look at Circle 32 in your 8 package, by their own admission it is over 10,000 square 9 feet of lot coverage. That's 100 feet times 100 feet. This 10 project belongs in Potomac, not in Chevy Chase Village. We 11 12 are most directly affected by the replacement of the porch, which is right across the street from our house. It is an 13 open porch. It is being replaced by an extension of the 14 It's not even an enclosure of the porch, which would 15 house. at least preserve the illusion of openness. It is taking an 16 open porch and -- and instead putting an extension of the 17 house in there. I think the Chevy Chase Village Guidelines 18 are quite clear on the importance of an open park-like 19 setting. 20

21 And my last comment is, this is an evolving 22 project. It is apparently still evolving. I think it is 23 unwise for this Commission to approve it on a piecemeal 24 basis.

Thank you.

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MS. VELASQUEZ: Thank you. The next speaker I 1 2 have is Harry Lerch. MR. LERCH: Good evening. For the record, I'm 3 Harry Lerch from the firm of Lerch, Early & Brewer in 4 Bethesda, representing the -- five families who immediately 5 surround this home, other than the Wellingtons. I've set 6 forth their names in my letter and it's -- they are already 7 of record in the case. 8 I would request that the -- I'm not certain of the 9 procedure now with regard to the informal submission, but 10 I'd request that the record from the informal submission be 11 made part of this case, and I'd also mention that the sound 12 wall which was mentioned in the staff report -- or, the wall 13 around the swimming pool is a very important element for the 14 neighbors. It is low enough so that it does not interfere 15 with the views of the country club from the street, or the 16 vistas, and we feel that the wall as proposed is the 17 appropriate wall that should be used, although I think that 18 will be part of what's coming back. 19

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Just, as I say in my letter and I'll run through just a few paragraphs of it -- well, most of it, skipping the first one. We acknowledge that the applicants have done much to ameliorate the adverse affects of the size and bulk of the addition, but we respectfully submit that the proposed addition is still too large and is incompatible

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with the other homes in its immediate environs. The
Commission, in its prior informal submission reviews, as
well as the staff, seem to have gotten caught up in
comparing the proposed additions with the previous
submissions by this applicant, rather than considering them
in terms of the historic district.

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7 We submit that it is inconsistent with the 8 Secretary of Interior's Guidelines to consider the property 9 as if it was disconnected from the historic district in 10 which it is located. The guidelines require that the new 11 work shall be compatible with the massing, size, scale, and 12 architectural features to protect the historic integrity of 13 the property and it's environment.

Lenox Street was a historic district before the 14 designation of the entire Chevy Chase Village Historic 15 District. Each district -- both of them -- were created 16 because of their unique nature as a streetcar suburban 17 18 development. The park-like atmosphere was cited by the staff as essential to the natural cohesion of the area. 19 The 20 Secretary's guidelines state each structure was eval -- as required by the guidelines, each structure was evaluated for 21 22 its contribution to the historic district. This means that 23 the house was evaluated for its impact on the district at 24 the time of the district's designation.

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significance of the district is one in which by location, design, setting, materials, workmanship, feeling, and association adds to the district's sense of time and place and historic development. We submit that the mass and scale is not consistent in this regard. 5

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I'll skip through, but just point out toward the 6 end, we submit that size does matter. What is all the house 7 in the Lenox Street or Chevy Chase Historic District 8 expanded in comparable size to the proposed addition? Each 9 would be 40 percent larger. Would the district be the same? 10 Clearly not. Would it be looking very different? Certainly 11 12 yes. Wouldn't the difference negate the whole idea of preserving the historic district's uniqueness? We say very 13 likely. And no one knows what further additions might be 14 proposed in the future. This is among the neighbor's 15 greatest concerns. 16

In conclusion, we submit that the HPC must 17 consider the effect of such a large addition on the 18 community. You must view this case as a precedent. It will 19 be brought back to you in the future as the standard by 20 which to measure all future large additions. The neighbors 21 feel strongly enough about this one issue that they are 22 prepared to strongly object and to challenge a ruling which, 23 in their view, would be inconsistent with these principles. 24

I also submitted a letter which we've drafted to

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1	the Planning Board with regard to the subdivision plat
2	issues
3	MS. VELASQUEZ: Your time is up. Thank you, Mr.
4	Lerch.
5	MR. LERCH: Thank you. I'd be happy to answer any
6	questions you may have.
7	MS. VELASQUEZ: Thank you. Do you have any
8	questions for Mr. Lerch? Would the applicants like to come
9 ·	forward?
10	MR. BROWN: Thank you again. Just very briefly,
11	responding to Mr. Wellington's comments, of course the LAP
12	has recommended approval. They recommended approval with
13	the last consultation and they strongly recommend approval
14	with this proposal. We think that, of course, is
15	significant.
16	In terms of the comments by Mr. Lerch, the only
17	thing that I would say is that in the historic district, the
18	village document, the historic core of Chevy Chase Village,
19	built before 1930, has retained its open park-like character
20	large scale architecture and broad streets of mature
21	landscaping. This was a big house when it was started and
22	it's on a very big lot; 30,000 feet is the lost size
23	31,000 feet compared to Mr. Wellington's 7,500 square foot
24	lot. This lot can more than handle the size of this
25	addition.

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1	And we'd be happy to answer any questions you
2	have.
3	MS. VELASQUEZ: Thank you. Commissioners? We've
4	heard from do you have anything else?
5	MS. WILLIAMS: Yeah, I have one comment, and this
6	is just to clarify that, unfortunately, in evaluating
7	alterations, changes, additions, whatever, in historic
8	districts or, to the Chevy Chase Historic District, this
9	Commission does not use the Secretary of Interior's
10	Standards. I wish we did. Unfortunately, the Chevy Chase
11	Historic District Guidelines supersede those standards.
12	They aren't our guidelines, and those guidelines
13	specifically state that additions to historic resources
14	within the Chevy Chase Historic District can take place,
15	that they be placed, as best is possible, at the rear or the
16	house, and that they do not detract from the character of
17	the streetscape.
18	I believe at this point that this proposal meets
19	those criteria. I agree with Mr. Lerch that it does not
20	meet the Secretary of Interior Standards, but unfortunately
21	those are not the guidelines that our Commission is
22	operating under. Very unfortunate.
23	MR. FULLER: Personally I think the massing of the

project is greatly improved from the very first time we came in and slightly improved obviously from what was last time.

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61 I can support the application. 1 MS. VELASQUEZ: Do I have a motion? 2 MS. WILLIAMS: I move that we approve the staff 3 report for Case No. 35/13-03N with the staff conditions that 4 the swimming pool is approved only at concept level and that 5 we will be seeing another HAWP for specifics and details of 6 grading, fence, and retaining walls, and that tree 7 8 protection measures will be undertaken during construction. And that this staff recommendation is being approved for 9 meeting the Chevy Chase Historic District Guidelines. 10 11 MS. WATKINS: Second. MS. VELASQUEZ: Any further discussion? All in 12 favor, please raise your right hand. The motion passes 13 14 unanimously. 15 MR. BROWN: Thank you very much for all your time. 16 MS. NARU: Excuse me, I'm sorry, while the applicants are here, do any Commissioners have any comments 17 on the proposal for fencing, retaining walls -- any 18 19 direction you wold like me --MS. VELASQUEZ: That -- I thought we were going to 20 treat that as probably a separate application, unless you 21 have something you're prepared to discuss now, but I got the 22 idea that it was kind of a nebulous --23 24 MR. BROWN: We prefer to come back. 25 MS. VELASQUEZ: Okay.

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	ı	MS. WILLIAMS: I just want to make a comment along
	2	that line. You know, this is the beginning of a part of a
	3	much larger whole. I would just say prepare yourselves for
	4	maybe a less than enthusiastic response from this
	5	Commission.
	6	MR. BROWN: We're not sure I appreciate what
.*	7	you're saying. We're not at all sure where it's going
	8	comes from other than speculation. There certainly isn't
	9	any intention at this point on our part to do anything other
:	10	than what you see.
	11	MS. VELASQUEZ: Great. Thank you. The next
	12	Historic Area Work okay, before we start the next one,
	13	let's take a five-minute break. We've been going for a
	14	while now, and the next one may take a few minutes.
	15	(Whereupon, a brief recess was taken.)
	16	MS. VELASQUEZ: Okay, we're back on the record.
	17	The next application is Greentree Associates, Case J. Is
	18	there a staff report?
	19	MS. NARU: Case No. 35/43-03A is proposed new
	20	construction at 5504 Greentree Road in Bethesda. This
	21	property is, as you may remember, Lot 27, which is
	22	associated in the environmental setting of the Bethesda
	23	Community Store, a Master Plan site.
	24	In November 13th of 2002 you were presented with a
	25	preliminary consultation which outlined a proposed design

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HISTORIC PRESERVATION COMMISSION STAFF REPORT

Address:	15 West Lenox Street	Meeting Date:	05/25/05
Applicant:	Lee and Nicole Jundanian (David Jones, Architect)	Report Date:	05/18/05
Resource:	Contributing Resource Chevy Chase Village Historic District	Public Notice:	05/11/05
Review:	HAWP	Tax Credit:	None
Case Number:	35/13-03N REVISION	Staff:	Anne Fothergill

PROPOSAL: Alterations to bay window and second story windows in new rear addition

RECOMMEND: Approval

BACKGROUND

A HAWP for a rear addition to this house was approved by the HPC in September 2003. The approved elevations are in Circles 2 - 9. The transcript from that HPC meeting is attached in Circles 10 - 24.

PROJECT DESCRIPTION

SIGNIFICANCE:Contributing Resource, Chevy Chase VillageSTYLE:Two-and-a-half story CraftsmanDATE:1913

15 West Lenox Street is a two-and-a-half story Craftsman stucco house with a hipped slate roof. The original house was built in 1913 and sits on a double lot.

PROPOSAL

The applicants are proposing an alteration of the bay window and the second story windows above the bay on their new rear addition (not yet constructed). The change would include slightly different windows in the bay and on the second floor a change from windows to doors leading to a balcony. The new doors will be wood with simulated divided lights and all the windows will be wood with simulated divided lights. The railing on the balcony will be wood. The proposed plans are in Circles 3-6.

STAFF DISCUSSION

The Chevy Chase Village Historic District guidelines for Contributing Resources state:

• Balconies should be subject to moderate scrutiny if they are visible from the public right-of-way, lenient scrutiny if they are not.

Using these guidelines, the proposed alteration is approvable. The bay window and balcony are located on the rear of the house and not visible from the street. The change from windows to doors and the addition of a balcony and railing on a section of the house that is new construction will not adversely affect this resource. The proposed materials are appropriate and compatible with this house.

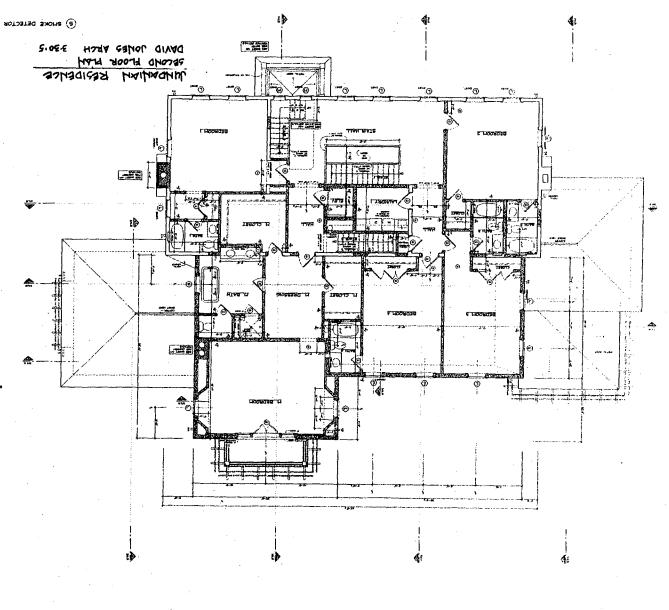
Staff recommends approval.

STAFF RECOMMENDATION

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

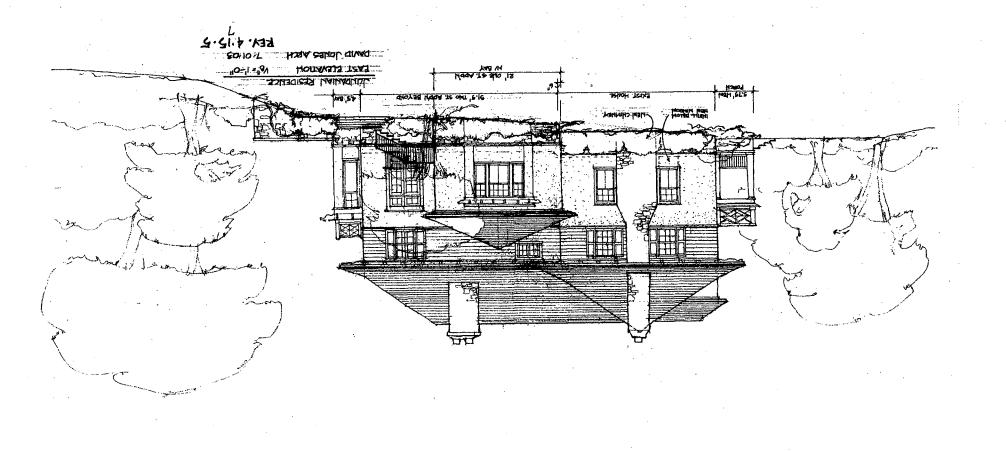
The proposal is compatible in character and nature with the historical, archeological, architectural or cultural features of the historic site or the historic district in which an historic resource is located and would not be detrimental thereto or to the achievement of the purposes of this chapter,

and with the general condition applicable to all Historic Area Work Permits that **the applicant will present** <u>3 permit sets of drawings</u> to HPC staff for review and stamping prior to submission for **permits (if applicable).** After issuance of the Montgomery County Department of Permitting Services (DPS) permit, the applicant will arrange for a field inspection by calling the DPS Field Services Office at (240) 777-6370 or online at <u>www.permits.emontgomery.org</u> prior to commencement of work <u>and</u> not more than two weeks following completion of work.



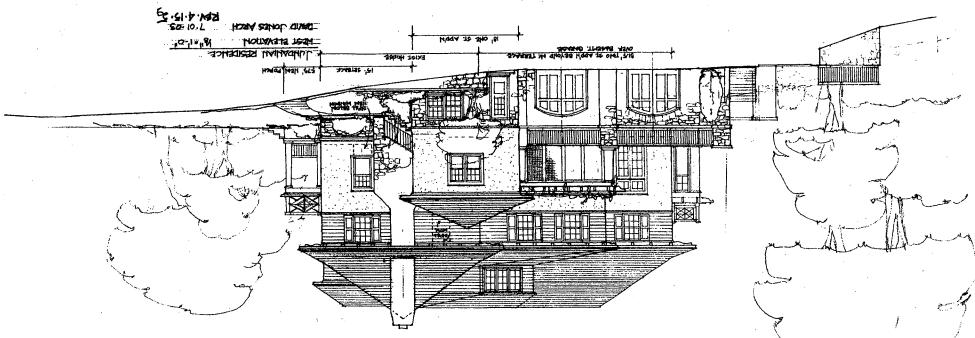
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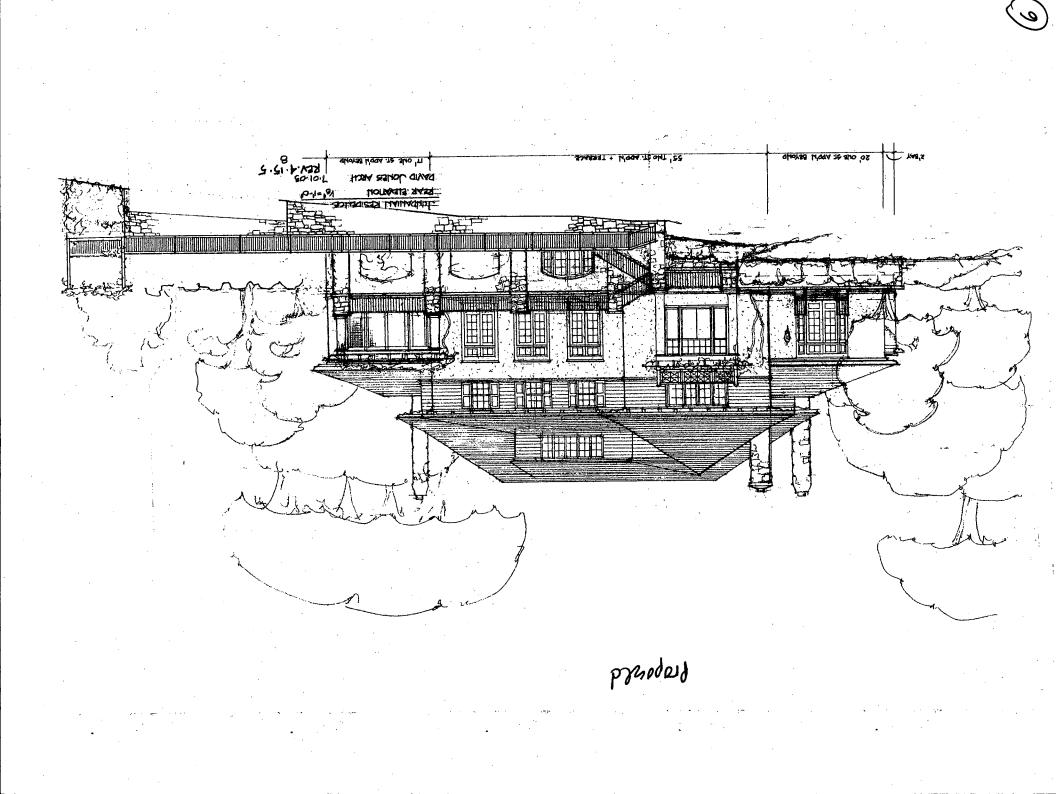
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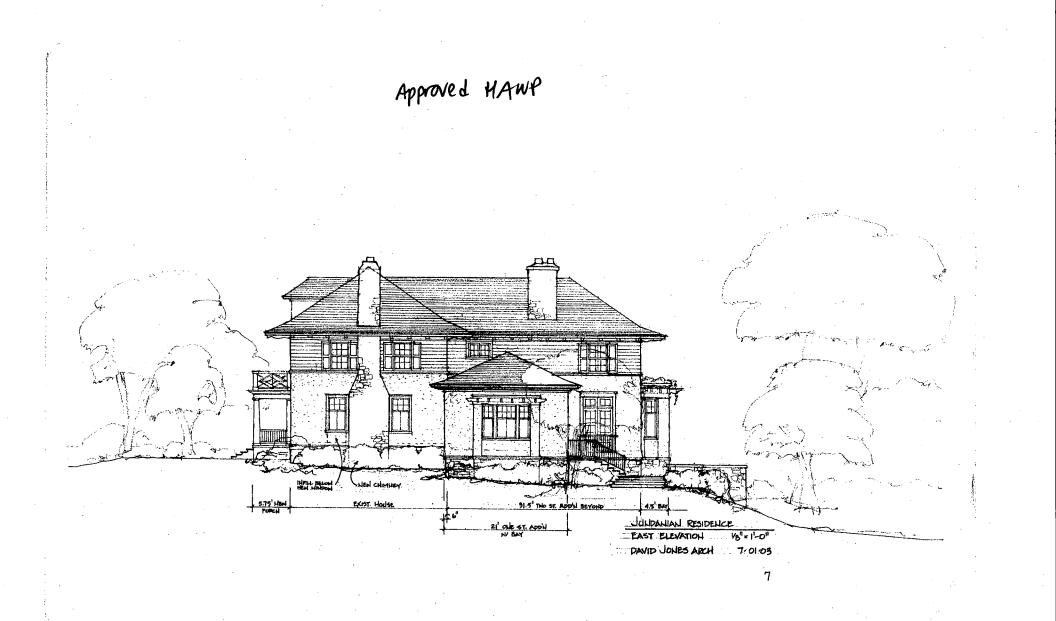
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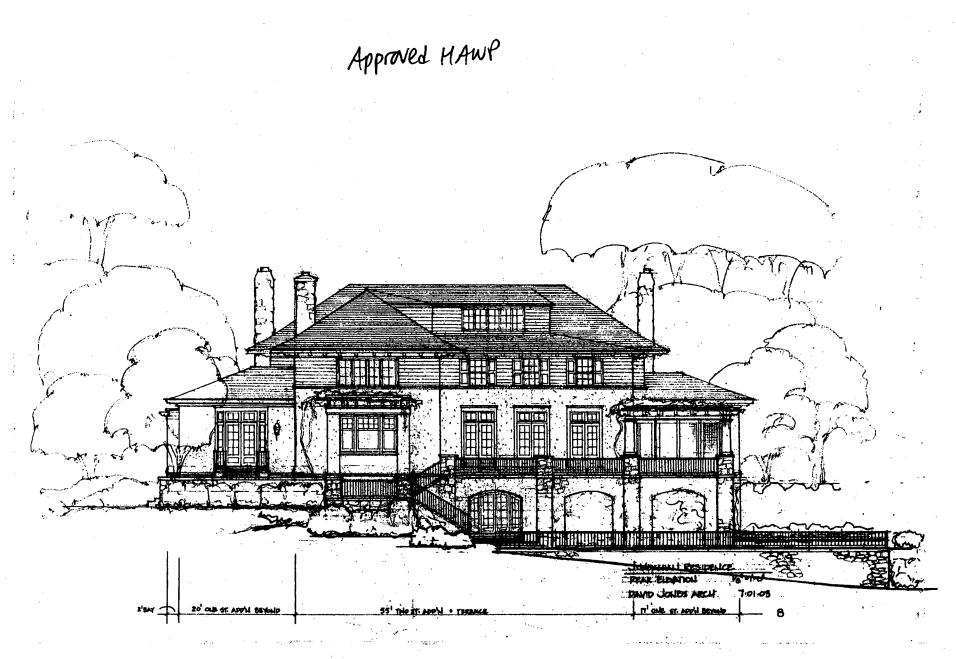
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	1	MS. VELASQUEZ: Okay, there is a motion on the
	2	floor which has been seconded. Is there any further
	3	discussion by the Commissioners? All right, all in favor of
	4	the motion raise your right hand? The motion carries six to
	5	one; Commissioner Williams
	6	MS. WILLIAMS: Five to one.
	7	MS. VELASQUEZ: Five to one I can't count
	8	Commissioner Williams opposed. Okay, thank you.
	9	MS. WRIGHT: Just to reiterate for the applicant,
	10	if you want to come back with a stone proposal, you can work
	11	with staff and to come back to request a revision to what
	12	they've approved. So, I don't think the intent here was to
	13	say don't do what we were talking; it's just a different way
	14	of getting to that point.
	15	MS. FULLER: Okay. My neighbor asks if we come
	16	back next meeting or
	17	MS. VELASQUEZ: No, no. That's all
	18	MS. WRIGHT: No, we'll work with you on the next
,	19	possible date.
	20	MS. FULLER: All right.
	21	MS. VELASQUEZ: Okay, the next item on the agenda
	22	is Case I, Mr. and Mrs. Jundanian. Is there a staff report?
7	23	MS. FOTHERGILL: A brief staff report. This is
	24	the Historic Area Work Permit application for 15 West Lenox
	25	Street. They have come before you for two preliminary
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consultations, so it will be a brief staff report because you are very familiar with this case. I think I'm going to go over any changes from the second preliminary consultation to the current proposal. I also submitted to you the -- the comments from the Local Advisory Panel which came in today and clarifications to the staff report.

7 This is the front of 15 West Lenox. The main 8 Change from the previous submission is that on this east 9 side the applicants have removed the music room, so the 10 current proposal is to remove this one story addition that 11 is not original -- and this is a side view -- and they will 12 install a chimney on this elevation and then it will be a 13 one-story addition behind this.

The substantial two-story addition is going to the 14 rear of the house so on this east side there will be a one-15 story addition sort of behind this original part of the 16 Then on the west side they will remove this porch, 17 house. also not original, and there will be a one-story addition on 18 this side. The rear of the house will have a two-story 19 It will -- this parking pad will be removed. 20 addition. There will be a two-car garage on the side with the whole 21 22 lot, as you can see, at the rear of the house.

The applicants also included in this submission plans for a pool, retaining walls and as a condition of approval, staff has recommended that they return to the

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1	Commission with more details on that part of the proposal.
2	The other main changes from the second
3	preliminary, which in general was received favorably by the
4	Commission and the Local Advisory Panel are that they are no
5	longer planning to remove a 12-inch oak tree as it had
6	originally as originally had been proposed, and
7	otherwise, the architect is here and can go over in detail
8	the addition, but this is I just wanted to refamiliarize
9	you with the house and the lot so that you could see the
10	site. The proposed pool is in this area that you're looking
11	at right now.
12	And I know that the applicant is here as well as
13	some neighbors and the architect, so if you have any
14	questions for staff?
15	MS. VELASQUEZ: Thank you. Hi, would you like to
16	please state your names for the record?
17	MR. BROWN: Sure, good evening. It's a pleasure
18	to be back again. My name is Todd Brown. I'm an attorney
19	from Linowes and Blocher, representing the Jundanians. Mr.
20	Jundanian is here and also David Jones, who is the
21	architect.
22	As staff said, we've been before you a couple
23	times before. We think we've made some very significant
24	modifications to what you have seen before in response to
25	your comments and also tried to work with the neighbors who

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had previously expressed concerns about prior versions of the modification that's been proposed. We are in complete agreement with your staff report and recommendation. We are okay coming back with you for the pool details. We think -- concept is acceptable to us and we would come back at the appropriate time with details on the fence and the grading as your staff has recommended.

We'd be happy to answer any questions. I think 8 that the major addition -- additional change is the removal 9 of what was going to be a music room on the east side of the 10 house where the existing den was, and there was a suggestion 11 that removing the den would expose part of the original 12 fabric of the house, and considering things with David and 13 the neighbors, we have gone ahead and decided to do that, 14 and we think that is really a very good faith effort to try 15 and meet the desired of the many interests that have been 16 expressed in this process. 17

If you take a look at Circles 13 and 21 of your 18 packet you'll see the existing and the proposed front 19 building elevations and they really essentially are the same 20 elevation. There's very little difference; even less 21 difference than we had the last time we came to the 22 consultation. So, we would be very happy to answer any 23 questions you have, provide you with any details that you 24 might need. Other than that --25

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MS. VELASQUEZ: Thank you. Commissioners? MS. WILLIAMS: I just had a question about the front porch. There's some discussion in the staff report about the art deco -- locating historic photographs or something?

About this issue of looking at the MR. JONES: 6 house and taking the house apart to see what sort of framing 7 would have gone back into the front facade of the house, 8 there are no drawings, there are no photographs. That 9 research has been done. It's really going and dismantling 10 the house to see where the original porch might have been 11 attached and to see if that was -- if there were any clues 12 with that as to what it's form was; particularly its roof, I 13 think, to see. Because now it's all stuccoed over. It has 14 this metal -- you know, fairly, you know, later porch that 15 was added. 16

17 MS. WILLIAMS: So, the porch that you have shown 18 could change based upon some of your selected demolition or 19 whatever?

MR. JONES: Yes.

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MS. WILLIAMS: Okay. So, then --

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MS. WILLIAMS: Okay, I would just request that during, you know, the demolition phase or construction phase 23 24 that you change, you know, to a significant degree the porch 25 design that you presented to staff for their approval

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11	So, I mean I think it's come a long way and I feel
12	comfortable in saying that I think it's there. I mean, it
13	meets the guidelines and I have no further objections.
14	MR. JONES: Thank you.
15	MS. VELASQUEZ: Any other questions? I have two
16	speakers. Can I ask you to step back just for a moment?
17	MR. JONES: Sure, we would like an opportunity to
18	respond though.
19	MS. VELASQUEZ: Oh, you'll come back.
20	MR. JONES: Thank you.
21	MS. VELASQUEZ: The first is Peter Wellington.
22	You have three minutes.
23	MR. WELLINGTON: Thank you very much. I've been
24	here before and you probably know who I am, but just to be
25	on the safe side, I will reintroduce myself. I live at 18

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West Lenox Street, which is right across the street from 15 1 West Lenox Street. I am the drafter of the Chevy Chase 2 Village Guidelines. I am on the Chevy Chase Village LAP, 3 but not here representing the LAP. And I am not in the 4 group of neighbors represented by Mr. Lerch, and so I'm just 5 here independently just to note my continuing opposition to 6 this project. 7 It is too big. If you look at Circle 32 in your 8 package, by their own admission it is over 10,000 square 9 feet of lot coverage. That's 100 feet times 100 feet. This 10 project belongs in Potomac, not in Chevy Chase Village. We 11 12 are most directly affected by the replacement of the porch, which is right across the street from our house. It is an 13 open porch. It is being replaced by an extension of the 14 house. It's not even an enclosure of the porch, which would 15 at least preserve the illusion of openness. It is taking an 16 open porch and -- and instead putting an extension of the 17 house in there. I think the Chevy Chase Village Guidelines 18 are guite clear on the importance of an open park-like 19 setting. 20

21 And my last comment is, this is an evolving 22 project. It is apparently still evolving. I think it is 23 unwise for this Commission to approve it on a piecemeal 24 basis.

Thank you.

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MS. VELASQUEZ: Thank you. The next speaker I 1 have is Harry Lerch. 2 MR. LERCH: Good evening. For the record, I'm 3 Harry Lerch from the firm of Lerch, Early & Brewer in 4 Bethesda, representing the -- five families who immediately 5 surround this home, other than the Wellingtons. I've set 6 forth their names in my letter and it's -- they are already 7 of record in the case. 8 I would request that the -- I'm not certain of the 9 procedure now with regard to the informal submission, but 10 I'd request that the record from the informal submission be 11 made part of this case, and I'd also mention that the sound 12 wall which was mentioned in the staff report -- or, the wall 13 around the swimming pool is a very important element for the 14 It is low enough so that it does not interfere 15 neighbors. with the views of the country club from the street, or the 16 vistas, and we feel that the wall as proposed is the 17 appropriate wall that should be used, although I think that 18 will be part of what's coming back. 19 Just, as I say in my letter and I'll run through 20

just a few paragraphs of it -- well, most of it, skipping the first one. We acknowledge that the applicants have done much to ameliorate the adverse affects of the size and bulk of the addition, but we respectfully submit that the proposed addition is still too large and is incompatible 25

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with the other homes in its immediate environs. The Commission, in its prior informal submission reviews, as well as the staff, seem to have gotten caught up in comparing the proposed additions with the previous submissions by this applicant, rather than considering them in terms of the historic district.

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We submit that it is inconsistent with the Secretary of Interior's Guidelines to consider the property as if it was disconnected from the historic district in which it is located. The guidelines require that the new work shall be compatible with the massing, size, scale, and 11 architectural features to protect the historic integrity of the property and it's environment. 13

Lenox Street was a historic district before the 14 designation of the entire Chevy Chase Village Historic 15 District. Each district -- both of them -- were created 16 because of their unique nature as a streetcar suburban 17 development. The park-like atmosphere was cited by the 18 staff as essential to the natural cohesion of the area. 19 The Secretary's guidelines state each structure was eval -- as 20 required by the guidelines, each structure was evaluated for 21 its contribution to the historic district. This means that 22 the house was evaluated for its impact on the district at 23 the time of the district's designation. 24

A building contributing to the historic

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significance of the district is one in which by location, design, setting, materials, workmanship, feeling, and association adds to the district's sense of time and place 3 and historic development. We submit that the mass and scale 4 is not consistent in this regard. 5

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I'll skip through, but just point out toward the 6 end, we submit that size does matter. What is all the house 7 in the Lenox Street or Chevy Chase Historic District 8 expanded in comparable size to the proposed addition? Each 9 would be 40 percent larger. Would the district be the same? 10 11 Clearly not. Would it be looking very different? Certainly yes. Wouldn't the difference negate the whole idea of 12 preserving the historic district's uniqueness? We say very 13 14 likely. And no one knows what further additions might be 15 proposed in the future. This is among the neighbor's 16 greatest concerns.

In conclusion, we submit that the HPC must 17 consider the effect of such a large addition on the 18 community. You must view this case as a precedent. 19 It will 20 be brought back to you in the future as the standard by which to measure all future large additions. The neighbors 21 feel strongly enough about this one issue that they are 22 prepared to strongly object and to challenge a ruling which, 23 in their view, would be inconsistent with these principles. 24

I also submitted a letter which we've drafted to

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	1	the Planning Board with regard to the subdivision plat
•	2	issues
	3	MS. VELASQUEZ: Your time is up. Thank you, Mr.
	4	Lerch.
	5	MR. LERCH: Thank you. I'd be happy to answer any
	6	questions you may have.
	7	MS. VELASQUEZ: Thank you. Do you have any
	8	questions for Mr. Lerch? Would the applicants like to come
	9	forward?
	10	MR. BROWN: Thank you again. Just very briefly,
	11	responding to Mr. Wellington's comments, of course the LAP
	12	has recommended approval. They recommended approval with
	13	the last consultation and they strongly recommend approval
	14	with this proposal. We think that, of course, is
	15	significant.
	16	In terms of the comments by Mr. Lerch, the only
	17	thing that I would say is that in the historic district, the
	18	village document, the historic core of Chevy Chase Village,
	19	built before 1930, has retained its open park-like character
	20	large scale architecture and broad streets of mature
	21	landscaping. This was a big house when it was started and
	22	it's on a very big lot; 30,000 feet is the lost size
	23	31,000 feet compared to Mr. Wellington's 7,500 square foot
	24	lot. This lot can more than handle the size of this
	25	addition.
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60 And we'd be happy to answer any questions you 1 have. 2 MS. VELASQUEZ: Thank you. Commissioners? We've 3 heard from -- do you have anything else? 4 MS. WILLIAMS: Yeah, I have one comment, and this 5 is just to clarify that, unfortunately, in evaluating 6 alterations, changes, additions, whatever, in historic 7 districts -- or, to the Chevy Chase Historic District, this 8 Commission does not use the Secretary of Interior's 9 I wish we did. Unfortunately, the Chevy Chase Standards. 10 Historic District Guidelines supersede those standards. 11 They aren't our guidelines, and those guidelines 12 specifically state that additions to historic resources 13 within the Chevy Chase Historic District can take place, 14 that they be placed, as best is possible, at the rear or the 15 house, and that they do not detract from the character of 16 17 the streetscape. I believe at this point that this proposal meets 18 those criteria. I agree with Mr. Lerch that it does not 19 20 meet the Secretary of Interior Standards, but unfortunately those are not the guidelines that our Commission is 21

23 MR. FULLER: Personally I think the massing of the 24 project is greatly improved from the very first time we came 25 in and slightly improved obviously from what was last time.

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operating under. Very unfortunate.

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I can support the application.

2	MS. VELASQUEZ: Do I have a motion?
3	MS. WILLIAMS: I move that we approve the staff
4	report for Case No. 35/13-03N with the staff conditions that
	the swimming pool is approved only at concept level and that
5	
6	we will be seeing another HAWP for specifics and details of
7	grading, fence, and retaining walls, and that tree
8	protection measures will be undertaken during construction.
9	And that this staff recommendation is being approved for
10	meeting the Chevy Chase Historic District Guidelines.
11	MS. WATKINS: Second.
12	MS. VELASQUEZ: Any further discussion? All in
13	favor, please raise your right hand. The motion passes
14	unanimously.
15	MR. BROWN: Thank you very much for all your time.
16	MS. NARU: Excuse me, I'm sorry, while the
17	applicants are here, do any Commissioners have any comments
18	on the proposal for fencing, retaining walls any
19	direction you wold like me
20	MS. VELASQUEZ: That I thought we were going to
21	treat that as probably a separate application, unless you
22	have something you're prepared to discuss now, but I got the
23	idea that it was kind of a nebulous
24	MR. BROWN: We prefer to come back.
25	MS. VELASQUEZ: Okay.

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1	MS. WILLIAMS: I just want to make a comment along
2	that line. You know, this is the beginning of a part of a
3	much larger whole. I would just say prepare yourselves for
4	maybe a less than enthusiastic response from this
5	Commission.
6	MR. BROWN: We're not sure I appreciate what
7	you're saying. We're not at all sure where it's going
8	comes from other than speculation. There certainly isn't
9	any intention at this point on our part to do anything other
10	than what you see.
11	MS. VELASQUEZ: Great. Thank you. The next
12	Historic Area Work okay, before we start the next one,
13	let's take a five-minute break. We've been going for a
14	while now, and the next one may take a few minutes.
15	(Whereupon, a brief recess was taken.)
16	MS. VELASQUEZ: Okay, we're back on the record.
17	The next application is Greentree Associates, Case J. Is
18	there a staff report?
19	MS. NARU: Case No. 35/43-03A is proposed new
20	construction at 5504 Greentree Road in Bethesda. This
21	property is, as you may remember, Lot 27, which is
22	associated in the environmental setting of the Bethesda
23	Community Store, a Master Plan site.
24	In November 13th of 2002 you were presented with a
25	preliminary consultation which outlined a proposed design

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ARTIAL .	TORIC PRESERVATION COMMISSION 301/563-3400	
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HISTORI	C AREA WORK PERN	
	Contact Person: 60012 B	bradu
	Daytime Phone No.: <u>202-5</u> 457041	<u> 16 - 1575</u>
	5. Lee Jundamian Daytime Phone No.: 301-951-	2101 (0551)
at a laland		20815
Address: <u>5500 L.C. Ar la</u> Sirber Number	Street Chevy Chase, MD	Lip Code
Contractor:	Phone No.:	
Contractor Registration No.:		
Agent for Owner: <u>Sheila</u> E	Brady Daysime Phone No:54	0-7515
LOCATION OF BUILDING/PREMISE		an in the survey of
House Number: 15	street West Lenox Stree	zet
Townscity: Chenv Chase	Nearest Cross Street: Magnolia Parkw	av.
Lot: 19 Block: 42	subdivision: Chevy Chase Section 2	
Liber: 10352 Folio: 550	Parcel:	
PART ONE: TYPE OF PERMIT ACTION AND	DUSE	
CHECK ALL APPLICABLE:	CHECK ALL APPLICABLE:	
Construct C Extend C Alter/F		Deck D Shed
🗋 Move 🖾 Install 🔲 Wreck	k/Raze 🖸 Solar 💭 Fireplace 🗋 Woodburning Stove	Single Family
C Revision C Repair C Revoc	cable 🔲 Fence/Well (complete Section 4) 🛄 Other:	
18. Construction cost estimate: \$		
1C) If this is a revision of a previously approved a	ective permit, see Permit # 313092	<u>and gan and an Angan angan</u>
PART TWO: COMPLETE FOR NEW CONST		an a
2A. Type of sewage disposal: 0] D W		
2B. Type of water supply: 01 🗇 W		
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PART THREE: COMPLETE ONLY FOR FENC 3A. Height 6 feet 0 inche	교육 가슴에 가지만 비행자들에게 하는 것이 가지 않는 것이 하는 것이 같이 있는 것이 가지?	χ.
	two free states of the second s	
	Il 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	n barra di seconda di s
I hereby certify that I have the outhority to make	e the foregoing application, that the application is correct, and that the construction	n will comply with plans
opproved by ell agencies listed and I hereby act	inpulation and accept this to be a condition for the issuance of this permit.	
Shulp A +	Sodo Man 3	20005
Signature of pwmer or author	tized ageni	Dete
	<u> </u>	
Approved:	For Chairperson, Historic Preservation Commission	:
•	August	
pproved: Signa	· · ·	
pproyed: Signal Application/Permit No.:	· · ·	

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

1. WAITTEN DESCRIPTION OF PROJECT

a: Description of existing structure(s) and environmental setting, including their historical features and significance: <u>SEE ORIGINAL APPLICATION FOR PESCEIPTION</u>.

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

SITE PLAN

2.

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, thash 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" * 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 lixed 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 axisting and a proposed alevation 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

- a. Clearly labeled photographic prints of each facade of existing resource, including details of the effected portions. All tabels 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 constituction adjacent to or within the crictine 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 <u>ALL</u> 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 guestion, as well as the owner(s) of lot(s) or parcels) 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 INX) 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.

OEHME, VAN SWEDEN & ASSOCIATES, INC. LANDSCAPE ARCHITECTS, ASLA, AICP

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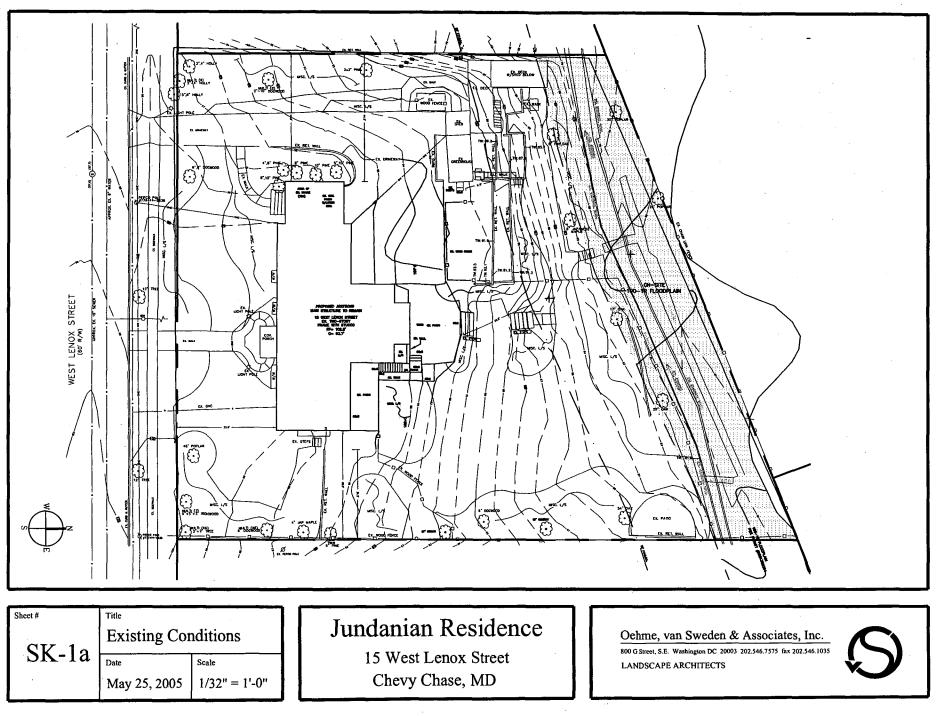
800 G Street, SE Washington, DC 20003 202.546.7575 202.546.1035 Fax

TRANSMITTAL

To:	Anne Fothergill					
Firm:	Historic Preservation Commission					
Address:	1109 Spring Street, Suite 801					
	Silver Spring, MD 20910					
Via:	UPS	Phone:	301-563-3400) Fa	ix:	301-563-3412
From:	Nicole Whiteside					
Project: Jundanian Residence		e Pr	oject Numb	er:	03027	
Date:	May 3,	2005				
Pages:	es: See Below					
Cc:	Ce:					

The following items are enclosed:

- (2 copies) Revisions to application for historic area work permit
- (2 copies) Sk-1 Site Plan (8.5x11)
- (2 copies) Sk-2 Site Plan North Garden (8.5x11)
- (2 copies) Sk-3 Pool Terrace Materials (8.5x11)
- (2 copies) Sk-4 Pool Terrace Elevation (8.5x11)
- (2 copies) Sk-5 Existing Views (8.5x11)
- (2 copies) Sk-6 Fence Elevation (8.5x11)
- (2 copies) Sk-7 Fence Elevation (8.5x11)
- (2 copies) Sk-8 Fence Image (8.5x11)
- (2 copies) Sk-9 Alternate Fence Image (8.5x11)
- (2 copies) Sk-10 Neighborhood Precedents (8.5x11)
- (2 copies) Memo dated April 6, 2005 describing the materials used





OEHME, VAN SWEDEN & ASSOCIATES, INC.

MEMORANDUM

TO:	Anne Fothergill	
FROM:	Nicole Whiteside	
PROJECT:	Jundanian Residence	PROJECT #: 03027
SUBJECT:	Description of Materials & Drainage	
DATE:	April 6, 2005	
CC:		`

The following is a description of the materials proposed to be used at 15 West Lenox Street in regard to the pool/pool terrace and the fence:

- Wooden Fence- 6'-0" tall (maximum)custom built fence; to be stained or painted to match the wood on the house; in order to screen the view of fence from the road, tall shrubs will be planted in front of it
- Pool Terrace-the material of the terrace as proposed is bluestone in a random rectangular pattern (this material is to match the library and kitchen terraces which have been previously proposed)
- Metal Guardrail-proposed to surround the pool terrace area; material and color to match the rail that has been proposed for the kitchen terrace and the landing
- Stone Retaining Wall-this wall surrounds the pool terrace and varies in height from approximately 6" to approximately 6'-0" in height; the color and type of stone will match what has been previously proposed for the kitchen and library terraces
- Stone Steps-the steps going from the pool terrace to the lawn will have a bluestone tread with a stone riser to match the proposed stone retaining wall that surround the pool terrace

As proposed, the current landscape design will not change the drainage patterns or runoff from 15 West Lenox Street significantly. The drainage patterns in the front will not change from what currently exists on the site. On the remaining sides of the house, runoff will still run towards the direction of the existing stream. The actual runoff that occurs on the entire site will be reduced significantly due to the amount of planting that will occur in the planting beds and from the underground storm chambers that will collect runoff from the downspouts on the house. The

LANDSCAPE ARCHITECTURE URBAN DESIGN MASTER PLANNING HORTICULTURE LANDSCAPE MANAGEMENT

800 G STREET, SE, WASHINGTON, D.C. 20003

202-546-7575 FAX 202-546-1035

EMAIL ovs@ovsla.com WEB www.ovsla.com

use of pavers on stone dust at the bottom of the driveway in front of the garage will also allow for increased drainage, since the water will be able to percolate through this paving directly into the soil beneath it.

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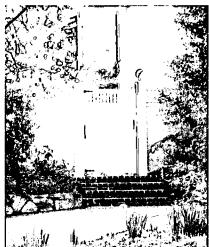
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Existing fence at I I West Lenox Street as seen from the front of the property.



Existing fence at II West Lenox Street as seen from the front of the property.



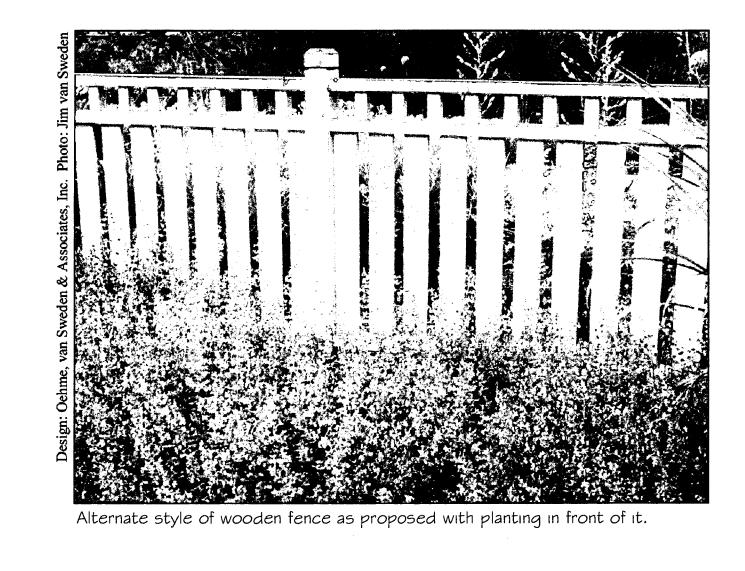
Existing fence at 8 West Lenox Street as seen from the front of the property.

^{Sheet #}	Title Neighborhood Precedents		
	Date May 25, 2005	^{Scale} NTS	

Jundanian Residence

15 West Lenox Street Chevy Chase, MD





Sheet #	Title Alternate Fence Image		
	Date	Scale	
	May 25, 2005	NTS	

15 West Lenox Street Chevy Chase, MD

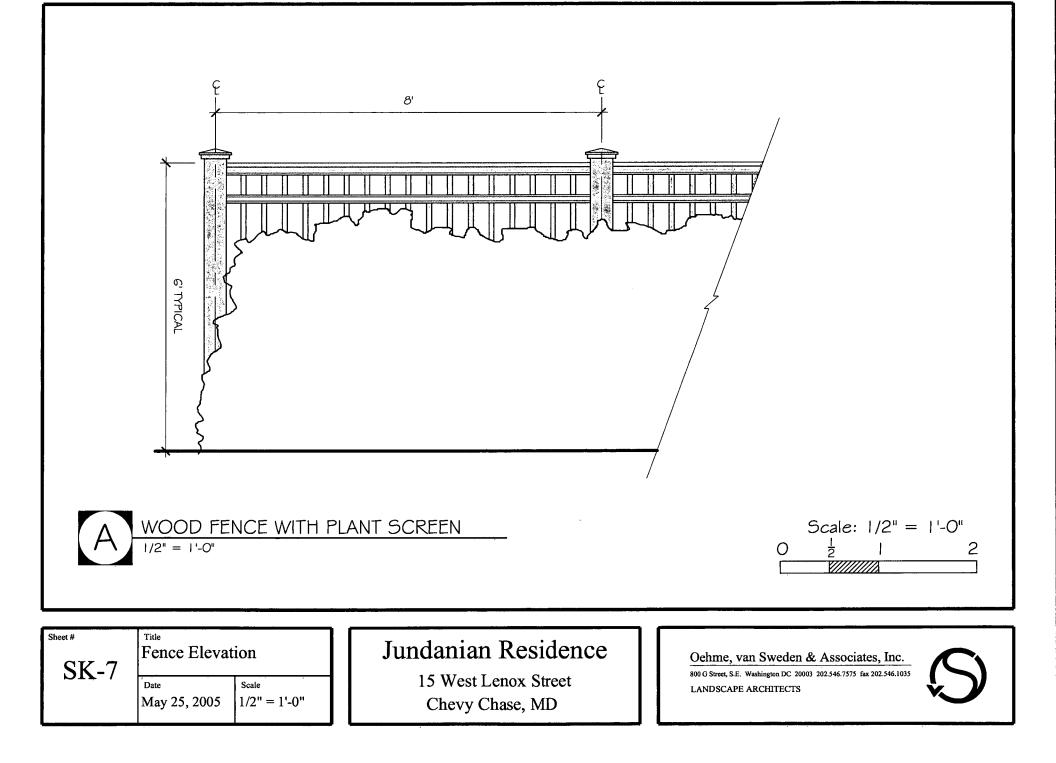


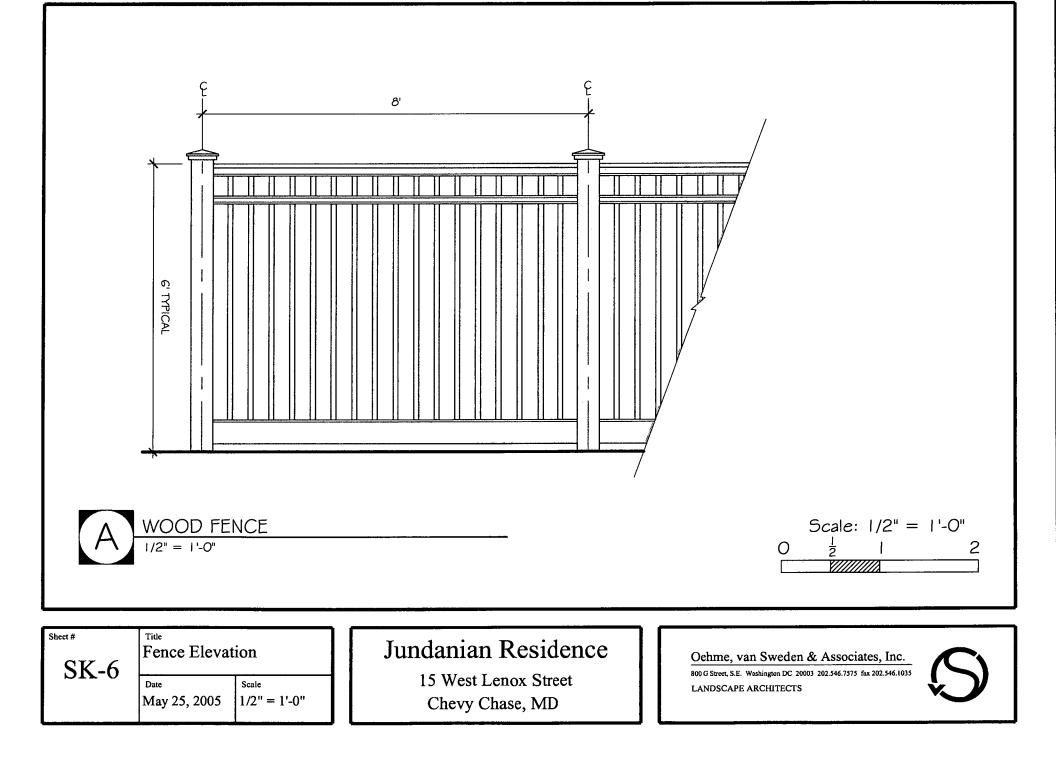


Sheet # SK-8	Title Fence Image		
	Date	Scale	
	May 25, 2005	NTS	

15 West Lenox Street Chevy Chase, MD





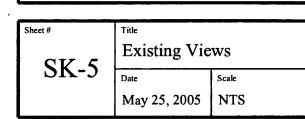




Existing Views on West Side of Residence from Top of Driveway

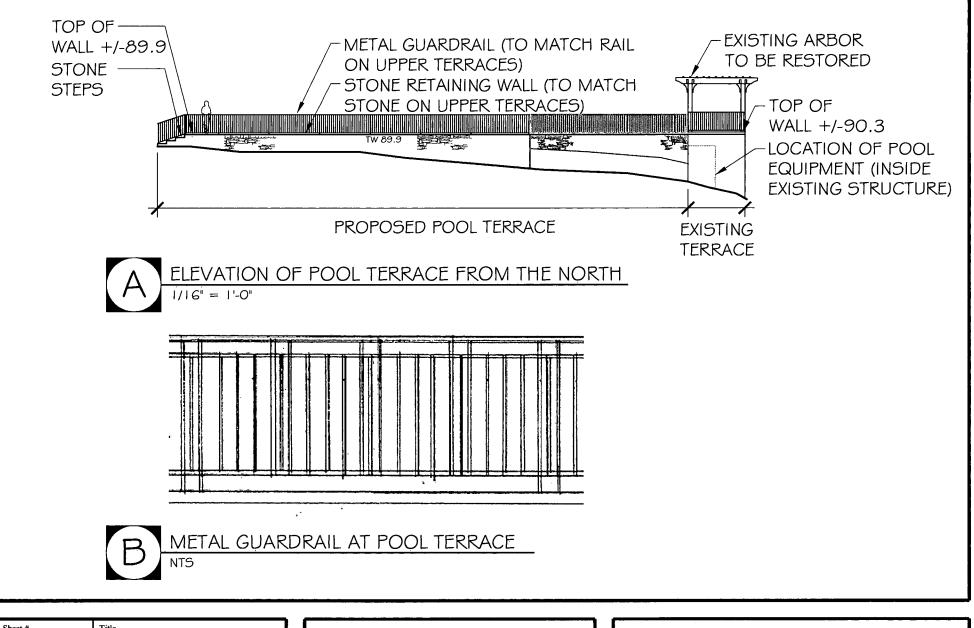


Existing Views on East Side of Residence from Sidewalk



15 West Lenox Street Chevy Chase, MD







15 West Lenox Street Chevy Chase, MD





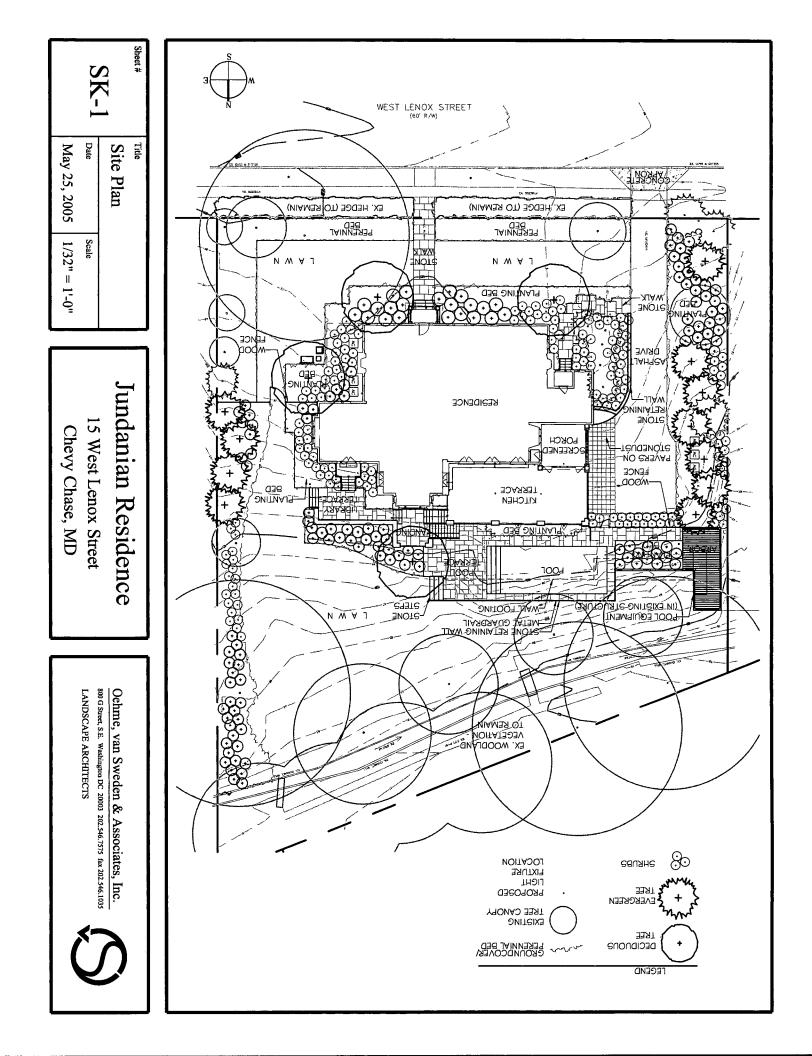
This image depicts a bluestone terrace with a random rectangular pattern, similar to what is proposed for the Pool Terrace at 15 West Lenox.

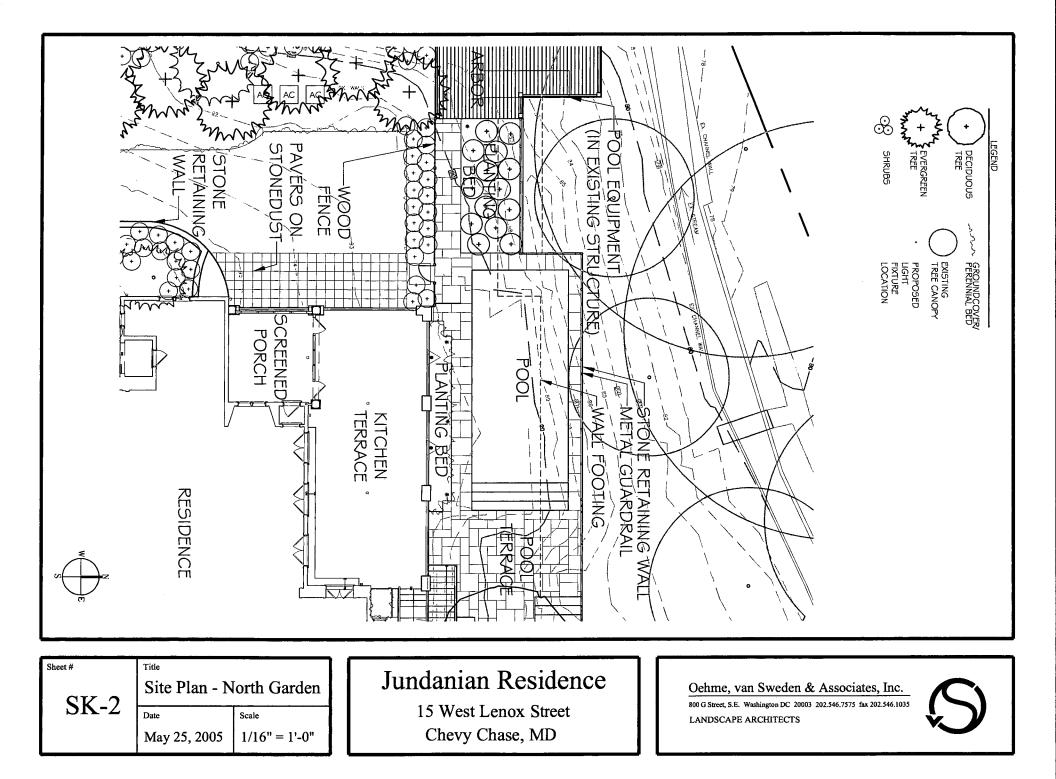
Sheet # SK-3	Title Pool Terrace Materials				
	Date May 25, 2005	scale NTS			

Jundanian Residence

15 West Lenox Street Chevy Chase, MD







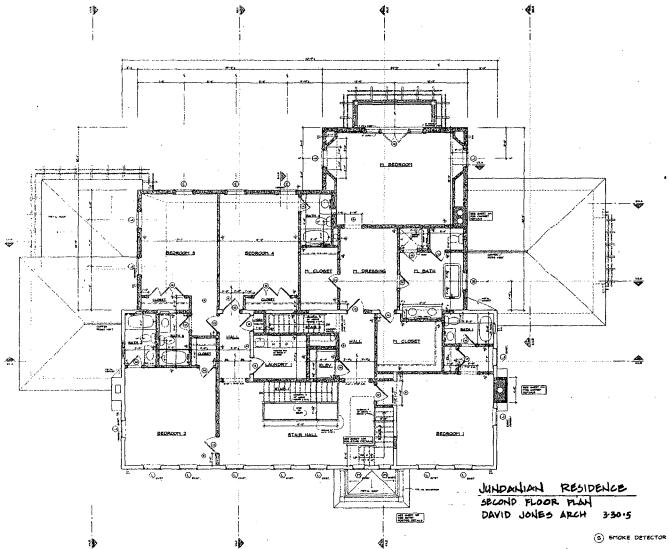
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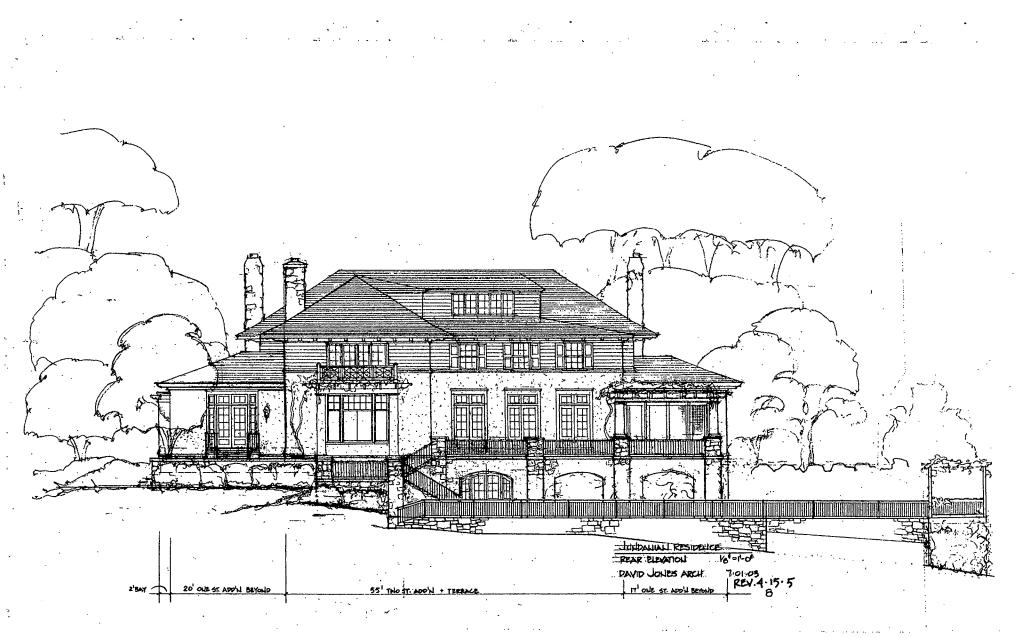
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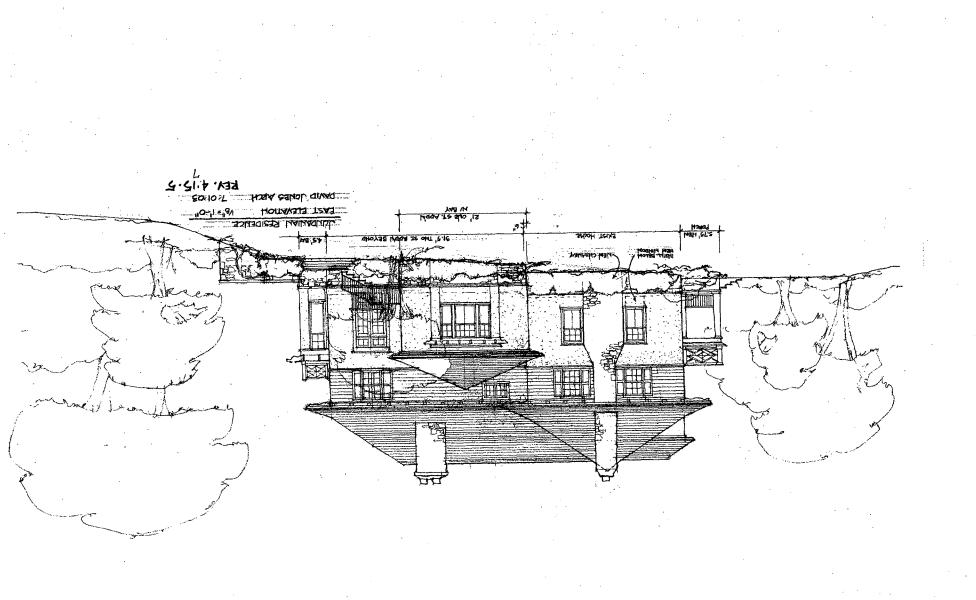
DAVID JONES ARCH 1739 Connecticut Aven WASHINGTON, DC 2	ue N.W.	LETTER OF TRANSMITTA	A
(202) 332-1200 TO <u>HISTORIC PRESERV</u>	ATION COMMISSION	ATTENTION Anne Fothergill, Preservation Planns RE: 15 W. Lenox St.	
>	🛛 Prints 🗌 Plans	the following items:	
COPIES DATE NO.		DESCRIPTION	
7.1.03	3 elevations from H	AWP #313092	
1 4.15.05	3 revised elevations	\$	
THESE ARE TRANSMITTED as checked	below:		
For approval	Approved as submitted	Resubmit copies for approval	
Sor your use	Approved as noted		
X As requested	 Returned for correction 		
→ C For review and commer			
· · · · · · · · · · · · · · · · · · ·		PRINTS RETURNED AFTER LOAN TO US	
REMARKS the are sub to the bay	on the back of	A for proposed changes A the house to allow for This is a proposed change HAWP #313092,	
Our team is May 25, zoc	submitting material 5 meeting, Pleas	s to be reviewed at the e let me know if you	
need addition	onal information	or clarification.	
		Thank you	
СОРҮ ТО	S	IGNED: Kein Prinett	

If enclosures are not as noted, kindly notify us at once.



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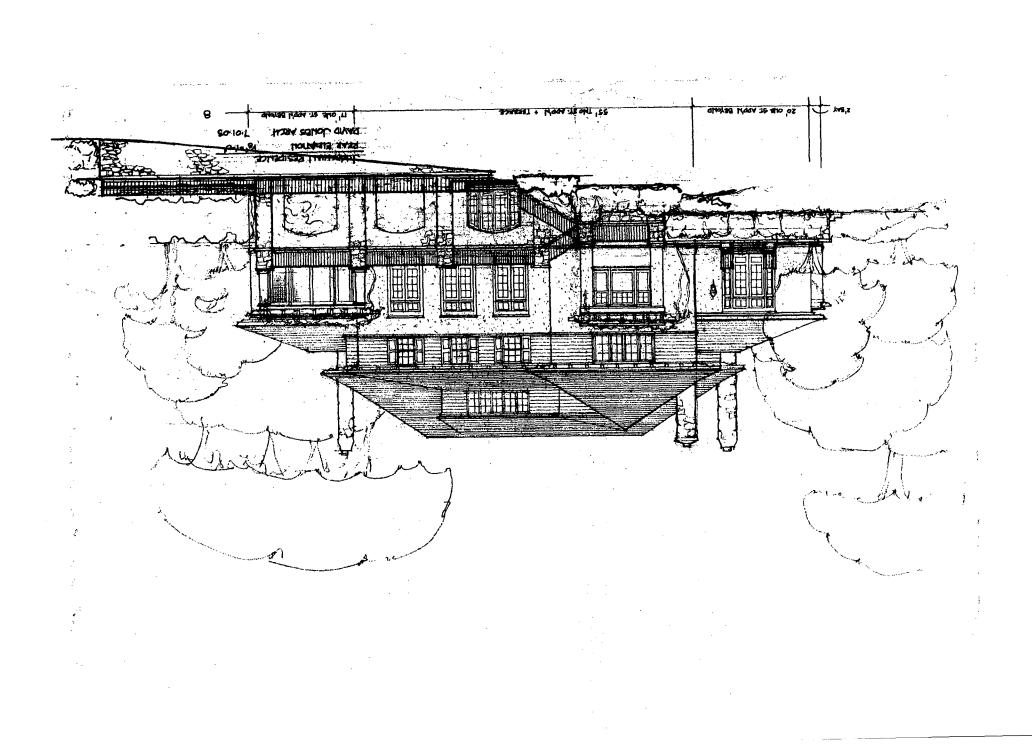
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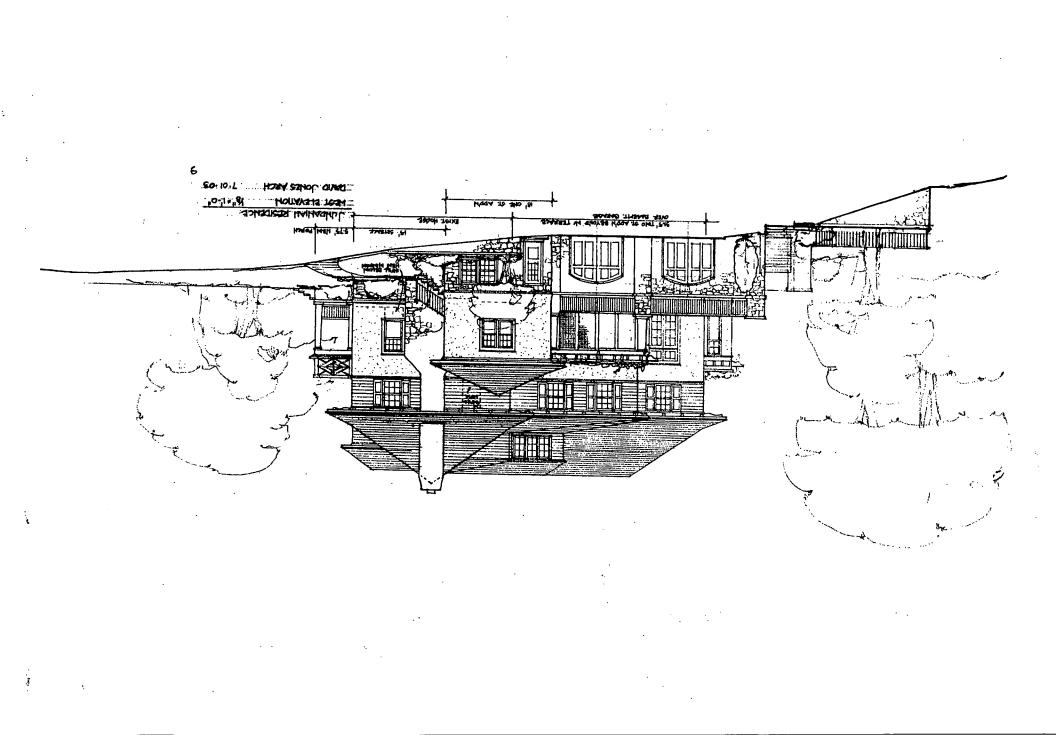
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18. Construction cost estimate: \$		20 00 0					
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PART TWO: COMPLETE FOR HE	W CONSTRUCTION AND EXTEND/ADD	ITIONS					
2.4 Type of sewage disposat	01 🗋 WSSC D2 🗋 Septie	03 🗋 Other:					
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PART THREE: COMPLETE ONLY	ON FENCEREYAINING WALL						
3A. Height fact							
	taining wall is to be constructed on one of th	e following focations;					
On party line/preperty line	Entirely in land of owner	D On public right of way/essement					
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Signature of our	er or sufnamed agent		Neto				
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		niperson, Historic Preservation Commission					
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Application/Permit No.:	Cer	e Filed: Date issued:					
Edit 6/21/99	SEE REVERSE SIDE FO	DR INSTRUCTIONS					







Fothergill, Anne

From:Fothergill, AnneSent:Monday, April 18, 2005 4:53 PMTo:Wright, GwenSubject:FW: 15 W Lenox

Gwen,

Kevin is writing up a list of the changes they have made, but here is what I saw in my quick review of the HPCapproved plans versus the current/revised plans:

front elevation: slightly altered balustrade above portico new railing at top right of west side door steps narrower steps to west side door new slate roof to match existing (I don't remember this being discussed, but I will check)

east elev .: retaining wall alteration

west elev.: 3rd floor dormer windows--4 not 3 foundation level windows smaller

rear elev.: 3rd floor dormer windows--4 not 5

These are not huge changes but they are changes from what the HPC saw and approved. I wanted to let you know and then we can discuss Wednesday morning before the 11am meeting. Again, I am <u>very</u> sorry I didn't catch the changes before stamping but I really didn't think they would make any changes after the appeal and everything.

Thanks, Anne

-----Original Message----- **From:** DavidJonesArch@aol.com [mailto:DavidJonesArch@aol.com] **Sent:** Monday, April 18, 2005 4:01 PM **To:** Fothergill, Anne **Subject:** 15 W Lenox

Hi Anne-

David has confirmed with the Jundanians that we are delaying the application. Please do not disburse the drawings that we delivered to you earlier. We will see you Wednesday morning. Sorry for any headaches we've caused. Thank you-Kevin Prujett

David Jones Architects 1739 Connecticut Ave. NW Washington, DC 20009 202-332-1200 (phone) 202-332-7044 (fax) davidjonesarch@aol.com



OEHME, VAN SWEDEN & ASSOCIATES, INC.

MEMORANDUM

TO:	Anne Fothergill	
FROM:	Nicole Whiteside	
PROJECT:	Jundanian Residence	PROJECT #: 03027
SUBJECT:	Description of Materials & Drainage	
DATE:	April 6, 2005	
CC:		

The following is a description of the materials proposed to be used at 15 West Lenox Street in regard to the pool/pool terrace and the fence:

- Wooden Fence- 6'-0" tall (maximum)custom built fence; to be stained or painted to match the wood on the house; in order to screen the view of fence from the road, tall shrubs will be planted in front of it
- Pool Terrace-the material of the terrace as proposed is bluestone in a random rectangular pattern (this material is to match the library and kitchen terraces which have been previously proposed)
- Metal Guardrail-proposed to surround the pool terrace area; material and color to match the rail that has been proposed for the kitchen terrace and the landing
- Stone Retaining Wall-this wall surrounds the pool terrace and varies in height from approximately 6" to approximately 6'-0" in height; the color and type of stone will match what has been previously proposed for the kitchen and library terraces
- Stone Steps-the steps going from the pool terrace to the lawn will have a bluestone tread with a stone riser to match the proposed stone retaining wall that surround the pool terrace

As proposed, the current landscape design will not change the drainage patterns or runoff from 15 West Lenox Street significantly. The drainage patterns in the front will not change from what currently exists on the site. On the remaining sides of the house, runoff will still run towards the direction of the existing stream. The actual runoff that occurs on the entire site will be reduced significantly due to the amount of planting that will occur in the planting beds and from the underground storm chambers that will collect runoff from the downspouts on the house. The use of pavers on stone dust at the bottom of the driveway in front of the garage will also allow

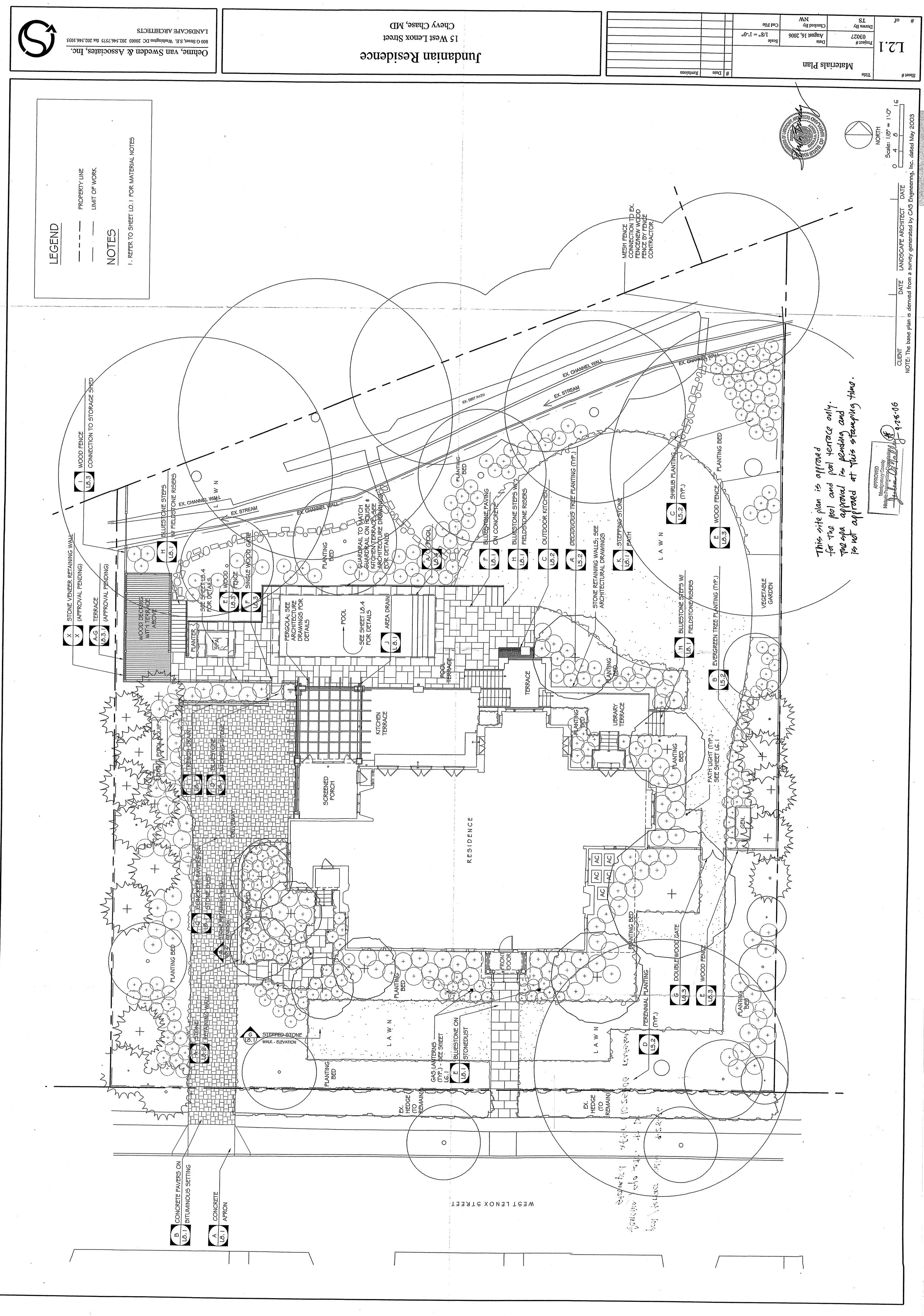
LANDSCAPE ARCHITECTURE URBAN DESIGN MASTER PLANNING HORTICULTURE LANDSCAPE MANAGEMENT 800 G STREET, SE, WASHINGTON, D.C. 20003

202-546-7575 FAX 202-546-1035

EMAIL ovs@ovsla.com WEB www.ovsla.com

for increased drainage, since the water will be able to percolate through this paving directly into the soil beneath it.

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