23/65-06B 200 MARKET ST

Brookeville Historic District

Fothergill, Anne

From:

Fothergill, Anne

Sent:

Wednesday, October 08, 2008 1:58 PM

To: Cc: 'Miche Booz'

Cc: Subject: Scanlon Chris
200 Market shed

Hi Chris and Miche.

Thanks for your email and I am happy to share the information that I know.

In October 2006 the owners of 200 Market Street applied for a "quaker made wood shed". The photos of the shed submitted appeared to be painted T-111 plywood. The staff recommendation was that the "final shed design be reviewed and approved at the staff level" because in the staff discussion, it was noted that ideally the owners would install something more sympathetic to the district. Staff's suggestions included a frame shed with gable roof and perhaps a stone facing to resemble a small stone outbuilding. Photos were included with the staff suggestions. The staff report noted that the location was not ideal since it was so close to Market Street but the applicant had explained the restrictions of the property and why it could only be located there. It was also noted in the staff report that the shed is small and could be removed by a future owner.

The HPC put the case on the consent calendar and approved it with one condition: "final shed design and materials to be reviewed and approved at the staff level." If there is an HPC approval that shows a different condition of approval, please forward that to me so I can look at that.

On November 6, the owner emailed a photo of a shed with horizontal lap siding that could be painted. In the email, the owner stated that the lap siding material is like Hardie Plank, which is the same siding as the house. That was approved and if the shed does have vinyl siding, that is not what was approved.

Recently we got a call from DPS that the shed was installed in a location that does not meet County zoning requirements. The inspector, Mark Moran, said he would work with the Brookeville Planning Commission on this possible violation. We are open to the relocation of this shed since, as noted in the staff report, ideally it would be behind the house and not so close to Market Street.

I hope this is helpful and please email me if you have any questions.

thanks, Anne

Anne Fothergill
Planner Coordinator
Historic Preservation Section - Countywide Planning Montgomery County Planning Department The Maryland-National Capital Park and Planning Commission
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: Miche Booz [mailto:mbooz@michebooz.com] Sent: Wednesday, October 08, 2008 11:50 AM

To: Fothergill, Anne Cc: Scanlon Chris

Subject: LAP and my new e-mail

Also, last night we had a Planning Commission Meeting with some of the discussion focusing on the garden shed at 200 Market St. Debbie Wagner has made a complaint that the shed is vinyl clad. The HAWP granted lists as the condition that it be cedar - or wood. Connie (the owner) wrote a letter saying you saw it and approved it.

We are trying to untangle this and wondering if you could give us an accurate history.

Thanks, Miche

Mark Moran from Mont. Govery CO. Zunis

P# 435119 200 Market St Brookerille

(301) 370 - 3653

I forwarded a call from Mark Moran to you regarding this permit HAWP. He needs some quidance as to the contitions of approval.





DPS/Application Details

Service Request Details

SR Number

199944865

SR Date

09/15/2008

Resolution Date

Inspected By

MARK MORAN

Problem Code

HISTORIC PRESERVATION

Site Address

200 Market ST Brookeville MD 20833-2502 Lot 36 Block -

Subdiv. BROOKEVILLE TOWN

Resolution Code

Problems

My next door neighbor, Scott Penland, got a permit a year and a half ago or more to put a shed on his property. I recall getting a notice in the mail that his permit was approved for a wood shed but that HPC staff had recommended or stipulated that the side facing the street be stone faced. What the neighbors bought is plastic, and they sited it very close to my property line. My house is one of the oldest in town; it was built by Richard Thomas in 1794 as a tavern, to go with his mill across the street. My neighbors? shed is visually offensive. Furthermore, they did not have a town permit to install the shed. For over a year and a half, I have asked the chair of the town planning commission to speak to this issue, but thus far he has not done so. This request was originally made with some urgency, as Mr. Penland decided to sell his house, and I do not want a future owner to think that the shed is approved. I would like the shed to be removed from the property. or at least removed from view of the street, and Mr Penland cited for violating his permit.

Resolution

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Help

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HISTORIC PRESERVATION COMMISSION

Douglas M. Duncan County Executive

Julia O'Malley Chairperson

Date: October 26, 2006

MEMORANDUM

TO:

Robert Hubbard, Director

Department of Permitting Services

FROM:

Anne Fothergill, Senior Planner

Historic Preservation Section

Maryland-National Capital Park & Planning Commission

SUBJECT:

Historic Area Work Permit #435119, shed installation

The Montgomery County Historic Preservation Commission (HPC) has reviewed the attached application for a Historic Area Work Permit (HAWP). This application was **Approved with Conditions** at the October 25, 2006 meeting.

I. Final shed design and materials to be reviewed and approved at the staff level.

THE BUILDING PERMIT FOR THIS PROJECT SHALL BE ISSUED AND CONDITIONAL UPON ADHERENCE TO THE ABOVE APPROVED HISTORIC AREA WORK PERMIT (HAWP) CONDITIONS AND MAY REQUIRE APPROVAL BY DPS OR ANOTHER TOWN GOVERNMENT AGENCY BEFORE WORK CAN COMMENCE.

Applicant:

Scott Penland

Address:

200 Market Street, Brookeville

This HAWP approval is subject to the general condition that the applicant will obtain all other applicable Montgomery County or local government agency permits. After the issuance of these permits the applicant must contact this Historic Preservation Office if any changes to the approved plan are made.





RETURN FO: DEPARTMENT OF PERMITTING SERVICES
255 ROCKVILLE PIKE, 2nd FLOOR, ROCKVILLE, MD 2085
240-777-6376

HISTORIC PRESERVATION COMMISSION 301/563-3400

SEF 1, 200

APPLICATION FOR HISTORIC AREA WORK PERMIT

Phone No.: Contractor Registration No.: Agent for Owner: House Number: 200 Market St PART ONE: TYPE OF PERMIT ACTION AND USE CHECK ALL APPLICABLE: 1A. CHECK ALL APPLICABLE: ☐ Room Addition ☐ Porch ☐ Deck ☐ Shed Construct ☐ Alter/Renovate ☐ A/C ☐ Slab ☐ Single Family ☐ Solar ☐ Fireplace ☐ Woodburning Stove ☐ Move Install ☐ Wreck/Raze Fence/Wall (complete Section 4) Other: ☐ Repair Revocable ☐ Revision 1B. Construction cost estimate: \$ PART TWO: COMPLETE FOR NEW CONSTRUCTION AND EXTEND/ADDITIONS 2A. Type of sewage disposal: oi 🗆 wssc 02 🗆 Septic 03 🗍 Other: 2B. Type of water supply: 01 🗆 WSSC 02 🗀 Well 03 🗀 Other: PART THREE: COMPLETE ONLY FOR FENCE/RETAINING WALL 3B. Indicate whether the fence or retaining wall is to be constructed on one of the following locations: Entirely on land of owner On public right of way/easement I hereby certify that I have the authority to make the foregoing application, that the application is correct, and that the construction will comply with plans approved by all agencies listed and I hereby acknowledge and accept this to be a condition for the issuance of this permit. Disapproved: Date Issued: Application/Permit No.:

SEE REVERSE SIDE FOR INSTRUCTIONS



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

<u>U</u>	ITTEN DESCRIPTION OF PROJECT
	Description of existing structure(s) and environmental setting, including their historical features and significance:
	grassy area on south side of SW side
	property - no year, shed is graker made with
	word and aschold shingles it is probuilt lockable.
	and will be delivered to site location upon approval.
	General description of project and its effect on the historic resource(s), the environmental setting, and, where applicable, the historic district:
	pore
,	

2. SITE PLAN

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

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

3. PLANS AND ELEVATIONS

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

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

4. 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 label photographic prints of the resource as viewed from the public right-of-way and of the adjoining properties. All labels should be placed on the front of photographs.

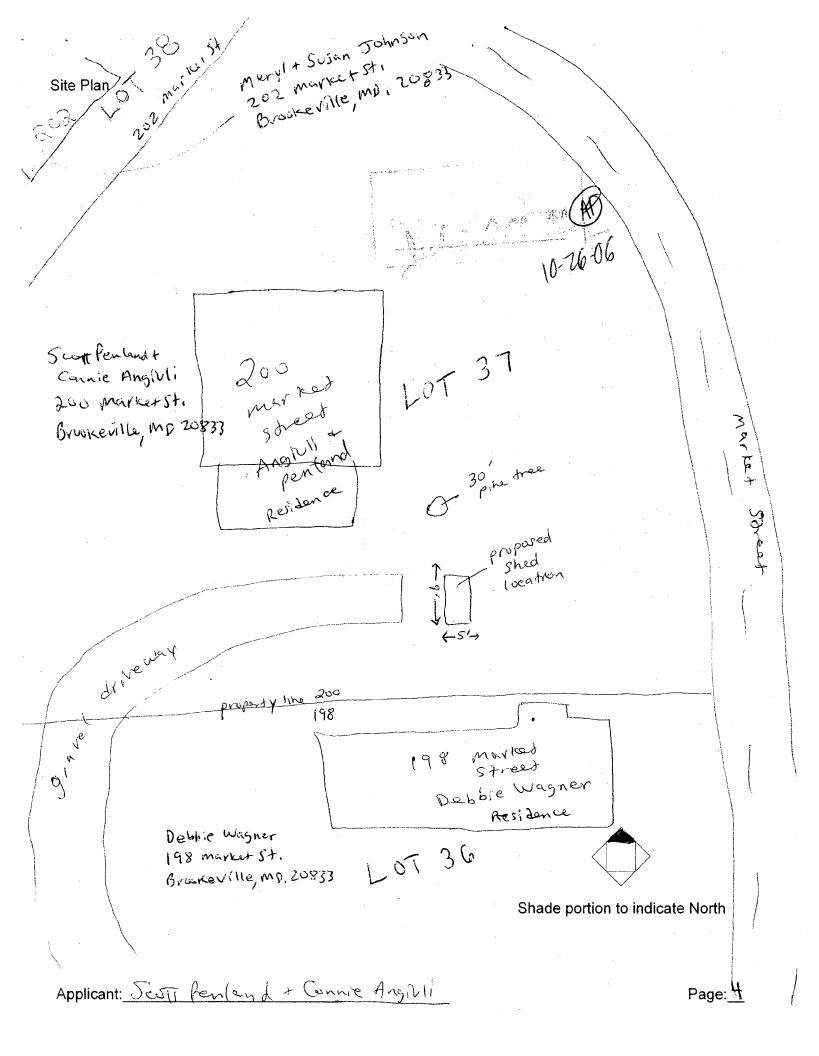
6. TREE SURVEY

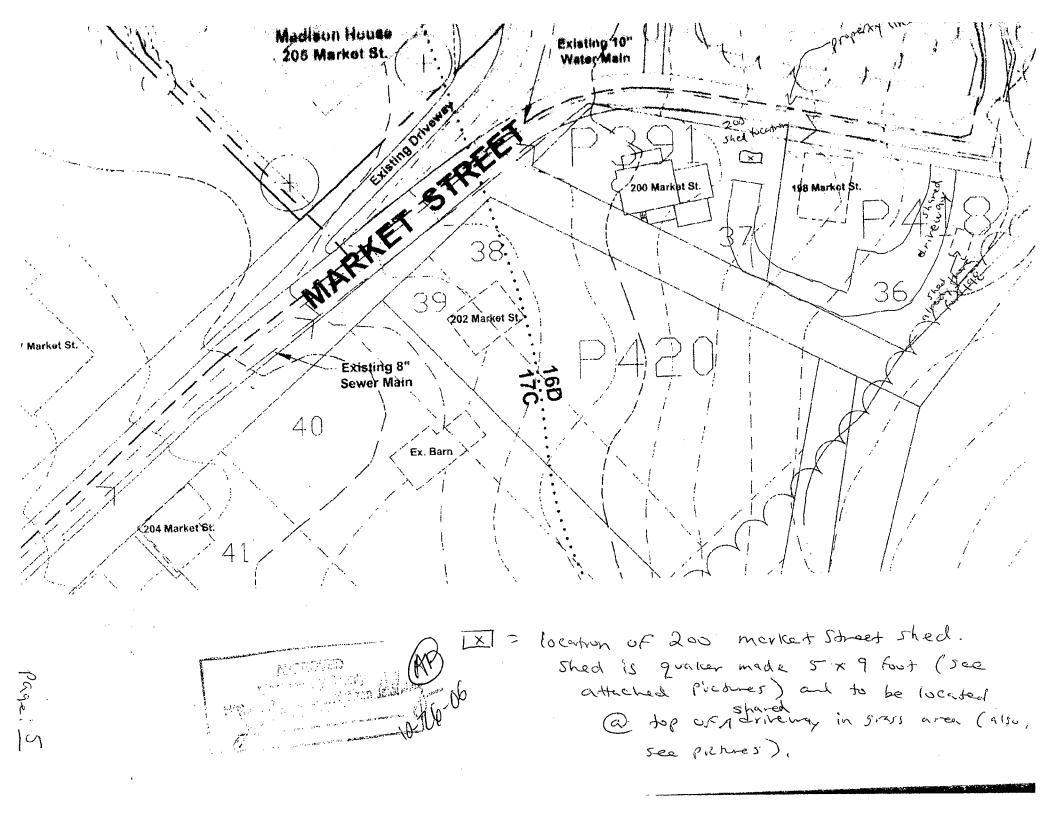
If you are proposing construction adjacent to or within the dripline of any tree 6" or larger in diametar (at approximately 4 feet above the ground), you must file an accurate tree survey identifying the size, location, and species of each tree of at least that dimension.

7. ADDRESSES OF ADJACENT AND CONFRONTING PROPERTY OWNERS

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

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





Fax Cover Sheet

From	: Scott Penland Phone: 301 570-7557
	•
T 1	Anne Fothergill (MNC PPC) Fax#: 301-563-3412
10: '	Jil (Minerie) Faxing
Total	pages: 2
_	7.4
<u>Re:</u>	200 market Street Shed specs.
	•
Comm	ents: Anne, attached you will
	Find the specs on our 7x9x9 sted
	with light grey + white trih do match our
	And the speed on our 7x9x9 sted with light grey + white trim do match our home. Please call 30: 570 1337 if we can
	procede like are discussed 301 GV 9-4450 Co

If not receiving the entire fax clearly, please call 301-570-7557 for a re-fax. Thank you.

BELLES SPRINGS STRUCTURES, LLC 15520-D Georgia Avenue Rockville, MD 20853 (301) 774-4250 47 6 3 0 0 (201) (20) www.belles-springs.com



ON Order Date: Phone: (3/1)

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sold to: Scatt Ralen			Delivery Instruc	tions:	97 1 10 5	lapsin	۲۷	
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Brookeville MD		ce mill on at						
SOLD BY PURCHASE ORDER	Metal (Mini		(Cottage) Du		Pine Log Poolhouse Garage	Ce Barn Style • C	dar Ottage	
OPTIONS			COLÖR		6 BUILDING SIZE			
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Doors: Steel House / Steel Door Size:	Trim: Door			s: () Driver Side () Passenger Side : () Forward () Backward				
/ ~ Style:		Roof:	1 word		Base Price	1580	<i>-</i> 0	
Ramp: 4' / 5' / 6' / Garage		 	Deposit:	•	Total Options	1991	४४	
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Roof: (X) Shingles / () Metal			Received Balance in Full: () Cash		Subtotal	1779	१८	
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TOTAL OPTIONS \$ /77.88			,		364 F			

NOTE: Sheds will be delivered to customer's prepared site as near as truck can get, under normal conditions we will allow a 1 hour unload and position time. Any time over 1 hour you the customer will be charged \$40.00 per hour. Customer will also be charged for any special equipment needed to place the building. We are not responsible for damage to your shed once it arrives on your property, caused by tree branches, low hanging wires or any other damage done beyond the control of the truck driver. We are not responsible for any damage done to neighboring properties or yard damage. You the customer are also responsible for any towing charges if we get stuck unless we made the decision to move the shed in.

CUSTOMER ACCEPTANCE — The above prices, specifications and conditions are satisfactory and are hereby accepted.

Customer's Signature: Date:

Fap: 301-563-3412

>From: scottyhp@verizon.net

>Date: 2006/11/01 Wed PM 08:33:50 CST >To: anne.fothergill@mncppc-mc.org

>Subject: pic of lap siding shed for 200 market

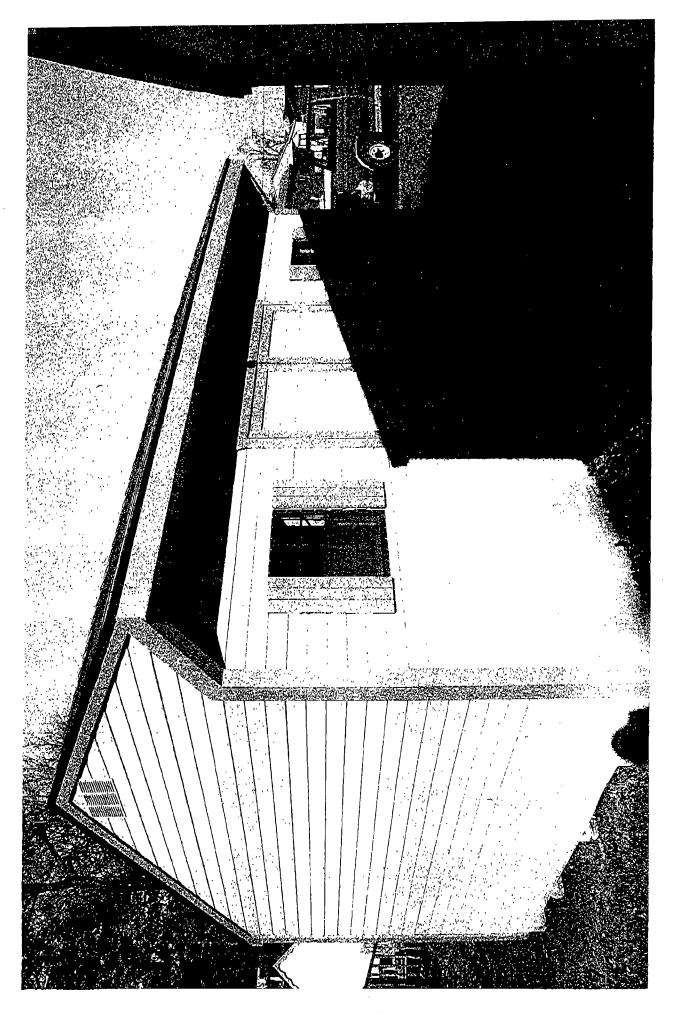
>Anne: It took a little while but the vendor finally got the pic I needed to send you with the lap siding. The shed can be the same color as our house with architectural shingles (asphalt which has the appearance of cedar shake) and the trim painted white like our house. The lap siding pictured will be duratemp - which is just like our hardy plank siding on our house (the appearance of wood). The shed design has 2 windows and is about the same footprint of the old shed 8x10 and will work great in that space we discussed. Please call and let me know if this will work and your opinion. (301-648-4450) We are heading out of town on Friday for the weekend but I can be reached at that cell number. I look forward to hearing from you.

>Scott Penland

>301-648-4450

Anne: As I sent this file to you on Wed, it came back a day later being too large to send. I'll need to fax this to you Monday morning. I hope the picture comes through clear enough for you. Please call me tomorrow-late morning at my cell 301-648-4450. I'll likely be able to call you at my lunch break at noon. Thanks for all of your help on assisting us with our shed. Scott Penland

7 × 9



HISTORIC PRESERVATION COMMISSION STAFF REPORT

Address: 200 Market Street, Brookeville Meeting Date: 10/25/2006

Resource: Non-Contributing Resource Report Date: 10/18/2006

Brookeville Historic District

Applicant: Scott Penland Public Notice: 10/11/2006

Review: HAWP Tax Credit: None

Case Number: 23/65-06B Staff: Anne Fothergill

PROPOSAL: Shed installation

RECOMMENDATION: Approve with Conditions

STAFF RECOMMENDATION

Staff is recommending that the HPC approve this HAWP application with the following condition:

1. Final shed design and materials to be reviewed and approved at the staff level.

ARCHITECTURAL DESCRIPTION

SIGNIFICANCE: Non-Contributing Resource within the Brookeville Historic District

DATE: 2004

PROPOSAL

The applicant is proposing to install a 5' x 9' x 8' tall painted wood shed (see Circle 10) at the end of the driveway next to the house (see Circle 1).

APPLICABLE GUIDELINES

When reviewing alterations and new construction within the Brookeville Historic District several documents are to be utilized as guidelines to assist the Commission in developing their decision. These documents include *Montgomery County Code Chapter 24A* (*Chapter 24A*) and the *Secretary of the Interior's Standards for Rehabilitation (Standards)*. The pertinent information in these documents is outlined below.

Montgomery County Code; Chapter 24A

A HAWP permit should be issued if the Commission finds that:

- 1. The proposal will not substantially alter the exterior features of a historic site or historic resource within a historic district.
- 2. The proposal is compatible in character and nature with the historical archaeological, architectural or cultural features of the historic site or the historic district in which a historic

resource is located and would not be detrimental thereto of to the achievement of the purposes of this chapter.

In the case of an application for work on a historic resource located within a historic district, the Commission shall be lenient in its judgment of plans for structures of little historical or design significance or for plans involving new construction, unless such plans would seriously impair the historic or architectural value surrounding historic resources or would impair the character of the historic district.

Secretary of the Interior's Standards for Rehabilitation:

#2 The historic character of a property will be retained and preserved. The removal of distinctive materials or alteration of features, spaces, and spatial relationships that characterize a property will be avoided.

#9 New additions, exterior alterations, or related new construction will not destroy historic materials, features, and spatial relationships that characterize the property. The new work will be differentiated from the old and will be compatible with the historic materials, features, size, scale and proportion, and massing to protect the integrity of the property and its environment.

STAFF DISCUSSION

Generally the HPC recommends that an applicant locate a shed behind the house and towards the back of the property if possible. In this case, the lot has a unique shape and directly behind the new house is a public alley ROW that the applicant cannot use. This leaves them with one location for their shed that meets their needs and is on their property, which is at the end of their driveway as they have proposed. This location is approximately 20 feet from Market Street but at this stretch of the road, Market Street makes a big turn as it leaves the historic district and there are no sidewalks here. There is substantial vegetation that would screen the shed from the street and the shed they are proposing is small (45 SF footprint and 8' tall). The shed could be removed by a future owner with no adverse impact on the historic district. It is for these reasons that staff is recommending an exception to allow a shed in this location.

However, because this shed is in a more prominent location than most, staff is recommending a change in its design. In this case, perhaps something more sympathetic to the historic district and the adjacent historic house should be installed. Staff has recommended a few options to the applicant including a frame shed with a gable roof and a stone facing so it resembles a small stone outbuilding (see example in Circle

15

Additionally, staff has referred the applicant to a company that sells simple cedar sheds that may also be more compatible with the district (see Circle

14

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Staff is recommending approval of a shed in this location with one condition of approval that the final design of the shed be reviewed and approved at the staff level.

STAFF RECOMMENDATION

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

and with the Secretary of the Interior's Standards for Rehabilitation;

and with the general condition that the applicant shall present the 3 permit sets of drawings, if applicable, to Historic Preservation Commission (HPC) staff for review and stamping prior to submission for the Montgomery County Department of Permitting Services (DPS) building permits;

and with the general condition that the applicant shall notify the Historic Preservation Staff if they propose to make **any alterations** to the approved plans.



Edit 6/21/99

RETURNTO: DEPARTMENT OF PERMITTING SERVICES
255 ROCKVILLE PIKE, 2nd FLOOR, ROCKVILLE, MD 20850
240/777-8370

HISTORIC PRESERVATION COMMISSION 301/563-3400

SEP 29 200

APPLICATION FOR APPLICATION FO

Name of Property Owner: Phone No.: Contractor Registration No.: Agent for Owner: Daytime Phone No.: House Number: 200 Market St Street Market

Town/City: Broskeulc Nearest Cross Street Brighton Dam Subdivision: PART ONE: TYPE OF PERMIT ACTION AND USE CHECK ALL APPLICABLE: 1A. CHECK ALL APPLICABLE: ☐ Construct ☐ Extend ☐ A/C ☐ Slab ☐ Room Addition ☐ Porch ☐ Deck ☐ Shed ☐ Alter/Repoyate ☐ Move Installسیک ☐ Wreck/Raze ☐ Solar ☐ Fireplace ☐ Woodburning Stove ☐ Single Family ☐ Revision ☐ Repair ☐ Revocable ☐ Fence/Wall (complete Section 4) Other: 950 1B. Construction cost estimate: \$ 1C. If this is a revision of a previously approved active permit, see Permit # PART TWO: COMPLETE FOR NEW CONSTRUCTION AND EXTEND/ADDITIONS 2A. Type of sewage disposal: 01 D WSSC 02 🗆 Septic 03 C Other: 2B. Type of water supply: 01 U WSSC 02 🔲 Well 03 🗌 Other: PART THREE: COMPLETE ONLY FOR FENCE/RETAINING WALL 3B. Indicate whether the fence or retaining wall is to be constructed on one of the following locations: On party line/property line ☐ Entirely on land of ewner On public right of way/easement I hereby certify that I have the authority to make the foregoing application, that the application is correct, and that the construction will comply with plans approved by all agencies listed and I hereby acknowledge and accept this to be a condition for the issuance of this permit. nature of owner or authorized agent _For Chairperson, Historic Preservation Commission Approved: Signature: Disapproved: Date: Application/Permit No.: Date Issued:

SEE REVERSE SIDE FOR INSTRUCTIONS



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

****	Description of existing structure(s) and environmental setting, including their historical features and significance: WARDA ANGAL BY DOWN STALL S SW SIDLE S
	property - no then shed is quaker made with wood and asphalt shingles, it is prebuilt, lockable,
	and will be delivered to site location upon approval.
b.	General description of project and its effect on the historic resource(s), the environmental setting, and, where applicable, the historic district
<u>SI</u>	TE PLAN
Sit	e and environmental setting, drawn to scale. You may use your plat. Your site plan must include:
a.	the scale, north arrow, and date;
b.	dimensions of all existing and proposed structures; and
C.	site features such as walkways, driveways, fences, ponds, streams, trash dumpsters, mechanical equipment, and landscaping.
PL	ANS AND ELEVATIONS
Yo	u must submit 2 copies of plans and elevations in a format no larger than 11" x 17". Plans on 8 1/2" x 11" paper are preferred.
a.	Schematic construction plans, with marked dimensions, indicating location, size and general type of walls, window and door openings, and other fixed features of both the existing resource(s) and the proposed work.

b. Elevations (facades), with marked dimensions, clearly indicating proposed work in relation to existing construction and, when appropriate, context.
All materials and fixtures proposed for the exterior must be noted on the elevations drawings. An existing and a proposed elevation drawing of each facade affected by the proposed work is required.

4. 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

1.

2.

3.

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

6. TREE SURVEY

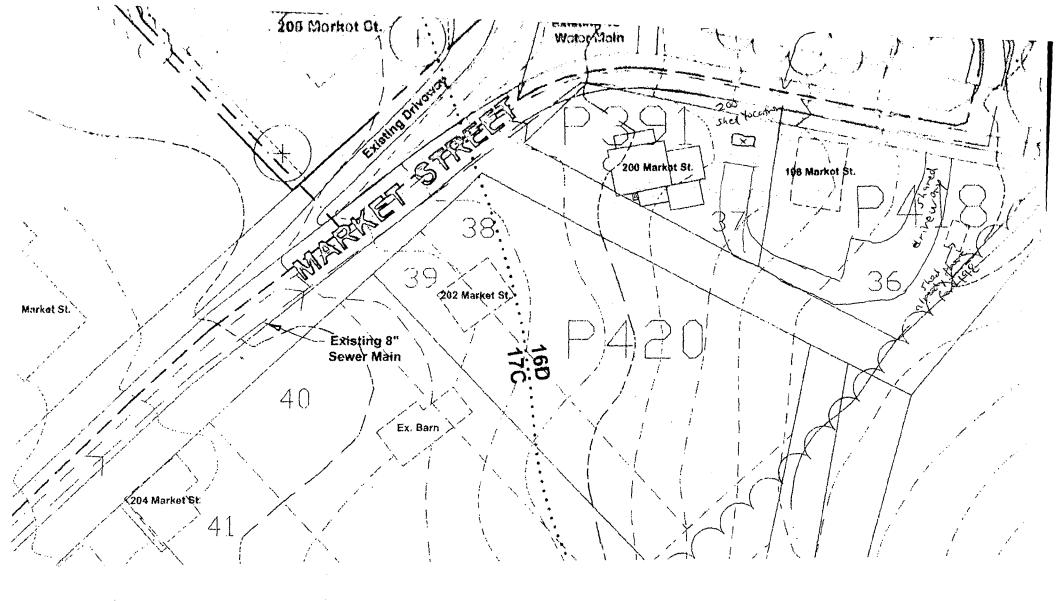
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7. ADDRESSES OF ADJACENT AND CONFRONTING PROPERTY OWNERS

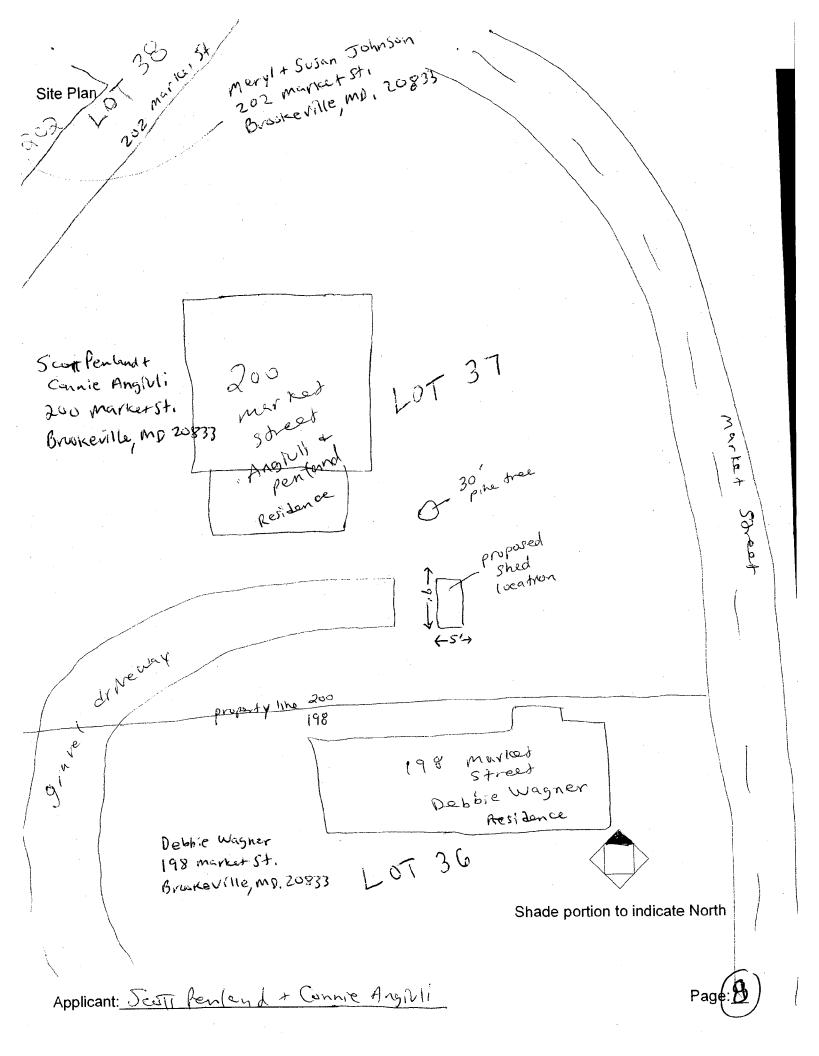
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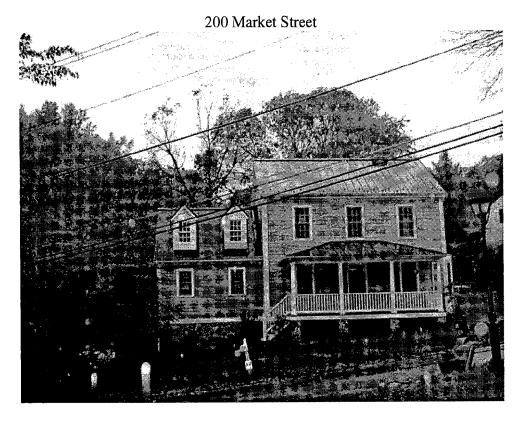
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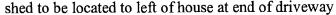


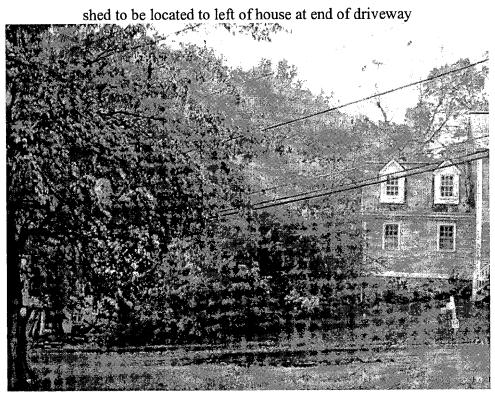


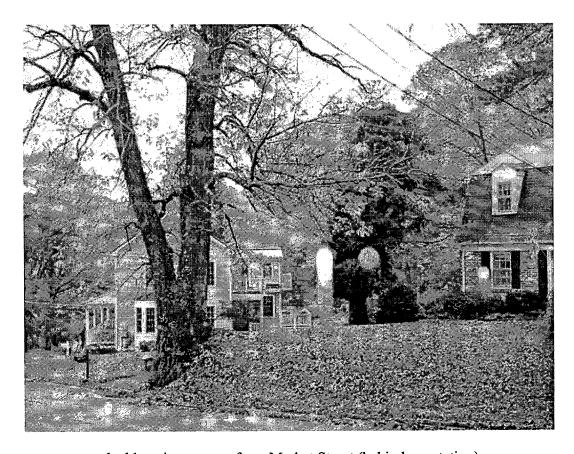
IX = location of 200 market street shed. Shed is quaker made 5 x 9 foot (see attached pictures) and to be located @ top or starding in srass area (9150, See pilhres),

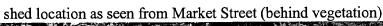


















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bargains

home 🗆 **sheds** 🗅 pool houses 🗀 cabin kits 🗀 spa enclosures

7x10 10x10 8x14 10' 5-Sided







price this unit

7 x 10 Storage Shed

This practical 7×10 Storage Shed features cedar siding, a gable roof, an standard opening window, and a Partial French door.

Our storage sheds are constructed with cedar or maintenance-free siding, and cedar doors, windows and trim. All our storage sheds come standard with 1/2" plywood roof sheathing and 2x4 SPF framing.

Click on the pictures in the filmstrip to view larger images of the pictures shown there. Use the models listed in the design center as a starting point for your storage shed design.





Use this desig price and/or c this storage: Use the differe shown below a point.

Watch our des instructional v find out how t and get pricin storage shed: almost any si

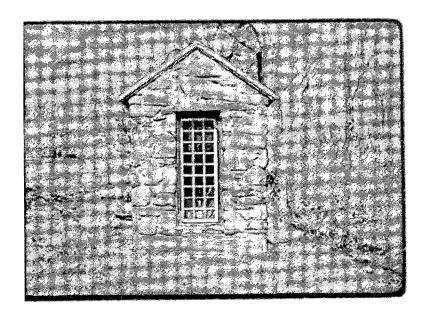
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- 7 x 10
- 8 x 8
- 8 x 10

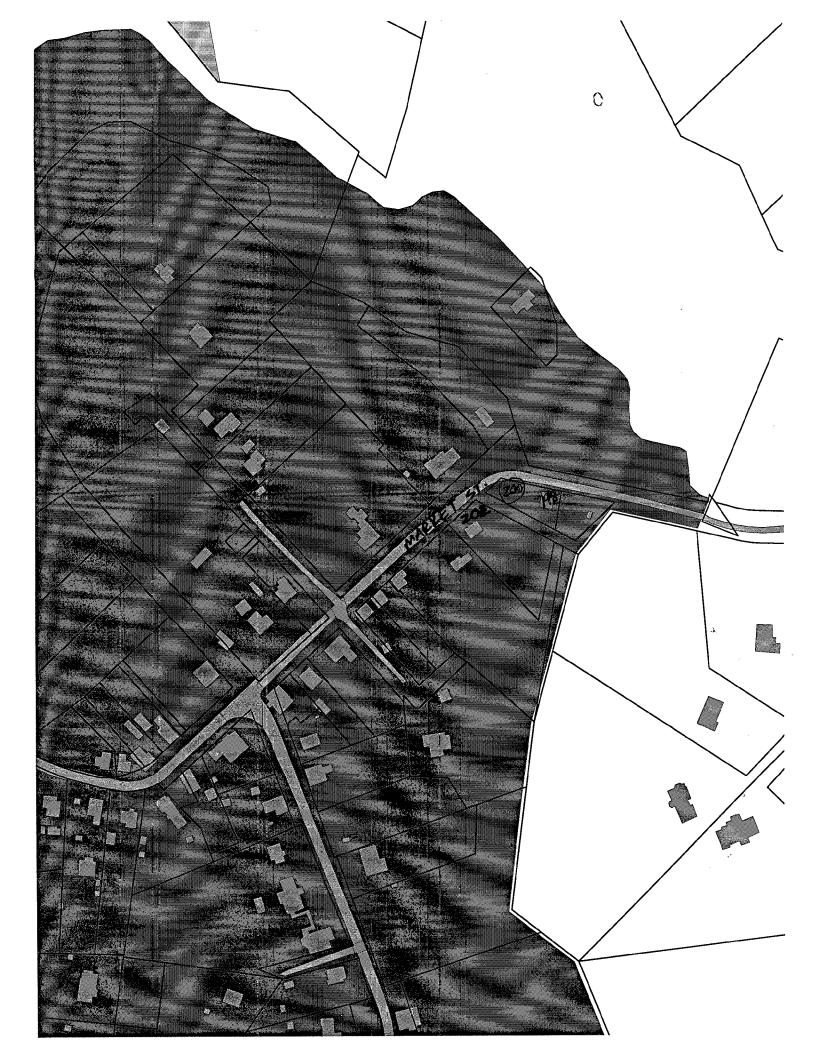


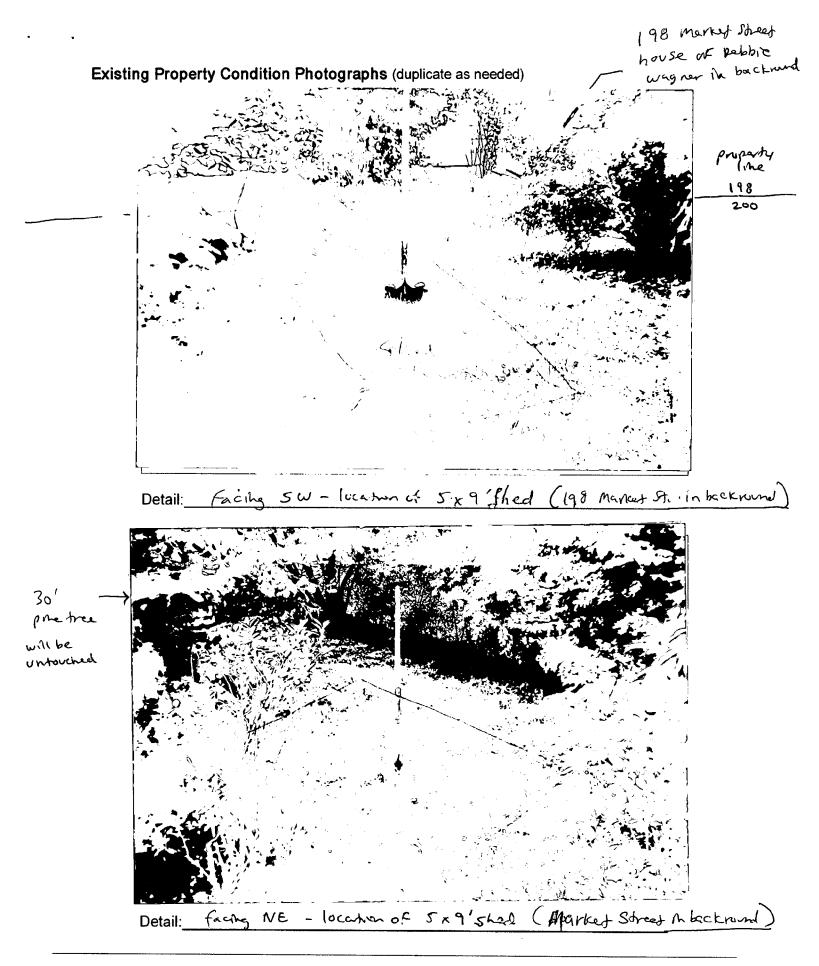


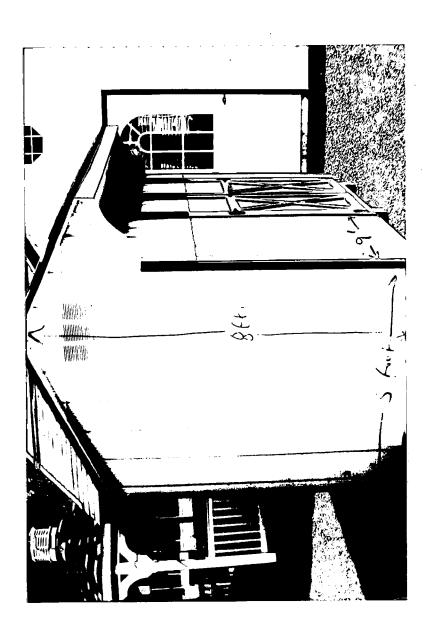
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garden sheds - storage sheds - comer sheds - pool cabanas - pool houses - pool house kits - pool cabana kits - cabin kits - spa enclosures

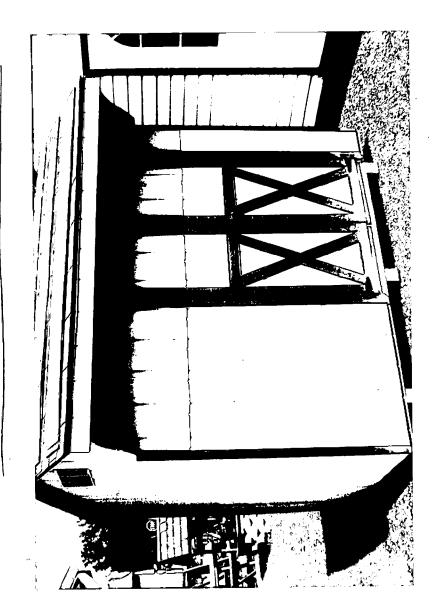








dimpensions of actual shed 8 above Dedail i



the be purchased upon 4 5*9'shed picture extrems of Debail

