10245 Capital View Avenue, Silver Spring

[HPC Case # 31/07-09C]

Capital View Park Historic District



HISTORIC PRESERVATION COMMISSION

Isiah Leggett County Executive David Rotenstein Chairperson

Date: June 25, 2009

MEMORANDUM

TO:

Carla Reid, Director

Department of Permitting Services

FROM:

Josh Silver, Senior Planner (JDS

Historic Preservation Section

Maryland-National Capital Park & Planning Commission

SUBJECT:

Historic Area Work Permit #512725, landscape alterations

The Montgomery County Historic Preservation Commission (HPC) has reviewed the attached application for a Historic Area Work Permit (HAWP). This application was **Approved** at the June 24, 2009 meeting.

The HPC staff has reviewed and stamped the attached construction drawings.

THE BUILDING PERMIT FOR THIS PROJECT SHALL BE ISSUED CONDITIONAL UPON ADHERENCE TO THE ABOVE APPROVED HAWP CONDITIONS AND MAY REQUIRE APPROVAL BY DPS OR ANOTHER LOCAL OFFICE BEFORE WORK CAN BEGIN.

Applicant:

Amy & Christopher Murphy

Address:

10245 Capitol View Avenue, Silver Spring

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.







Edit 6/21/99

RETURN TO DEPARTMENT 255 ROCKVIII

DEPARTMENT OF PERMITTING SERVICES
255 ROCKVILLE PIKE, 2nd FLOOR ROCKVILLE IND 20050
240:777-6376

DPS - #

HISTORIC PRESERVATION COMMISSION 301/563-3400

APPLICATION FOR HISTORIC AREA WORK PERMIT

	Contact Person: Amy B. Murphy
	Daytime Phone No.: (410) 345 5808
Tax Account No. 03534831	
Name of Property Owner: Amy B. & Christopher P. Murphy	Daytime Phone No.: (410) 345-5808
Address: 10245 Capitol View Avenue; Silver Spring, MD 20910	
Street Number City	Steet Zip Code
Contractorr: Korfonta Landscaping	Phone No.: (703) 327-7727
Contractor Registration No.:	
Agent for Owner: N/A	Daytime Phone No.: N/A
LOCATION OF BUILDING/PREMISE	
House Number: 10245 Street	Capitol View Avenue
	Meredith Avenue
Lot: 23 Block: 2 Subdivision: 5	
Liber: Parcet.	· · · · · · · · · · · · · · · · · · ·
PART ONE: TYPE OF PERMIT ACTION AND USE	
1A. CHECK ALL APPLICABLE: CHECK ALL	APPLICABLE:
7 Construct ☐ Extend ☐ Alter/Renovate ☐ A/C	□ Slab □ Room Addition □ Porch □ Deck □ Shed
☐ Move ☐ Install ☐ Wreck/Raze ☐ Solar	☐ Fireplace ☐ Woodburning Stove ☐ Single Family
	Wall (complete Section 4) ☑ Other: \(\int_{\infty} \frac{f_1C}{f_1C}\)
18. Construction cost estimate: \$ 50,000 (comp/d	, , ,
1C. If this is a revision of a previously approved active permit, see Permit #	14
TO, IT THIS IS A TEVISION OF A PREVIOUSLY APPROVED BOUVE PERMIT, SEC 1 CHINE #	
PART TWO: COMPLETE FOR NEW CONSTRUCTION AND EXTEND/ADDIT	<u>DNS</u>
2A. Type of sewage disposal; 01 🗇 WSSC 02 🗀 Septic	03 (Other:
2B. Type of water supply: 01 ☐ WSSC 02 ☐ Well	03 ' Other:
PART THREE: COMPLETE ONLY FOR FENCE/RETAINING WALL	
3A. Height feet inches	
3B. Indicate whether the fence or retaining wall is to be constructed on one of the	following locations:
1 On party line/property line Entirely on land of owner	☐ On public right of way/easement
I hereby certify that I have the authority to make the foregoing application, that the approved by all agencies listed and I hereby acknowledge and accept this to be a description of the control of the	application is correct, and that the construction will comply with plans condition for the issuance of this permit.
·X //	
Approved:For Chair	person, Historic Preservation Commission
Disapproved: Signature:	Date: 6 27 0 1
Application/Permit No.: 512725 Date F	iled: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:					
	Existing structure is an historic home in Capitol View Park built in 1893 and refurbished in					
	2005-2006 while maintaining the home's exterior in accordance with historic preservation					
	guidelines. The rear of the home is abutted by a forested reservation area. The home is					
	known locally as the "Dwyer House."					
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ь.	General description of project and its effect on the historic resource(s), the environmental setting, and, where applicable, the historic district:					
b.	This project seeks to enhance the existing historical home by planting trees and landscaping to replace some trees that were lost during the					
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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;

1. WRITTEN DESCRIPTION OF PROJECT

- 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 diameter (at approximately 4 feet above the ground), you must file an accurate tree survey identifying the size, location, and species of each tree of at least that dimension.

7. ADDRESSES OF ADJACENT AND CONFRONTING PROPERTY OWNERS

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

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

MONTGOMERY COUNTY HISTORIC PRESERVATION COMMISSION **STAFF REPORT**

Address:

10245 Capitol View Avenue, Silver Spring

Meeting Date: 6/24/2009

Resource:

Outstanding Resource

Report Date: 6/17/2009

Capitol View Park Historic District

Public Notice: 6/10/2009

Applicant:

Amy & Christopher Murphy

Tax Credit:

None

Review:

HAWP

Staff:

Josh Silver

Case Number: 31/07-09C

PROPOSAL: Landscape alterations

STAFF RECOMMENDATION

Staff recommends that the HPC approve this HAWP application.

ARCHITECTURAL DESCRIPTION

SIGNIFICANCE: Outstanding Resource within the Capitol View Park Historic District

Colonial Revival

DATE:

c1893

PROPOSAL

The applicants are proposing to:

- Modify the configuration of an existing gravel driveway at the front of the house. The driveway will be angled and slightly narrowed where it transitions to meet an existing flagstone walkway that will be widened by approximately 12" at the front of the house. The driveway will remain all gravel and edged with a standard building stone similar to the stone veneer of the house foundation
- Install two, 24" x 24", 2' high square stone entrance columns where the driveway transitions to meet the proposed flagstone walkway expansion at the front of the house
- Install a 260 SF flagstone patio and stone seat wall in the rear yard of the property. The proposed patio will be accessed using an existing door at the rear of the house.

APPLICABLE GUIDELINES

When reviewing alterations and new construction within the Capitol View Park 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

The commission shall instruct the director to deny a permit if it finds, based on the evidence and information presented to or before the commission that the alteration for which the permit is sought would be inappropriate, inconsistent with or detrimental to the preservation, enhancement or ultimate protection of the historic site or historic resource within an historic district, and to the purposes of this chapter.

The commission shall instruct the director to issue a permit, or issue a permit subject to such conditions as are found to be necessary to insure conformity with the purposes and requirements of this chapter, if it finds that:

- (1) The proposal will not substantially alter the exterior features of an historic site or historic resource within an historic district; or
- (2) The proposal is compatible in character and nature with the historical, archeological, architectural or cultural features of the historic site or the historic district in which an historic resource is located and would not be detrimental thereto or to the achievement of the purposes of this chapter; or
- (3) The proposal would enhance or aid in the protection, preservation and public or private utilization of the historic site or historic resource located within an historic district in a manner compatible with the historical, archeological, architectural or cultural value of the historic site or historic district in which an historic resource is located; or
- (4) The proposal is necessary in order that unsafe conditions or health hazards be remedied; or
- (5) The proposal is necessary in order that the owner of the subject property not be deprived of reasonable use of the property or suffer undue hardship; or
- (6) In balancing the interests of the public in preserving the historic site or historic resource located within an historic district, with the interests of the public from the use and benefit of the alternative proposal, the general public welfare is better served by granting the permit.
 - (c) It is not the intent of this chapter to limit new construction, alteration or repairs to any period or architectural style.
 - (d) In the case of an application for work on an historic resource located within an historic district, the commission shall be lenient in its judgment of plans for structures of little historical or design significance or for plans involving new construction, unless such plans would seriously impair the historic or architectural value of surrounding historic resources or would impair the character of the historic district. (Ord. No. 9-4, § 1; Ord. No. 11-59.)

Secretary of the Interior's Standards for Rehabilitation:

- #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 shall 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.
- #10 New additions and adjacent or related new construction will be undertaken in such a manner that, if removed in the future, the essential form and integrity of the historic property and its environment would be unimpaired.

STAFF DISCUSSION

Staff supports the proposed landscape alterations at the subject property. The proposed work will not substantially alter the exterior features of the property or historic district. The subject property was extensively rehabilitated in 2005-06 and the adjacent property to the west was part of a subdivision plan that included the construction of a new house. As a result of the subdivision several onsite improvements were made which included the expansion of the existing driveway to serve the adjacent new construction.

The proposed work will enhance the appearance of the property and have no impact on the streetscape of the historic district. The proposed design minimizes impervious surfaces by maintaining the gravel driveway and includes landscaping that is compatible with the historic property and neighborhood. Staff is recommending approval of this application.

To achieve consistency with guidance for driveways found in Design Guidelines for Historic Sites and Districts in Montgomery County, Maryland, a proposed driveway should meet the following guidelines:

11.3 Use paving materials that will minimize a driveway's impact.

- Decomposed granite, pea gravel, exposed aggregate concrete, gravel or chip and seal are appropriate paving materials.
- Use materials that are pervious to water to minimize rain water runoff into the street or onto adjacent properties.

STAFF RECOMMENDATION

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

- (1) The proposal will not substantially alter the exterior features of an historic site or historic resource within an historic district; or
- (2) The proposal is compatible in character and nature with the historical, archeological, architectural or cultural features of the historic site or the historic district in which an historic resource is located and would not be detrimental thereto or to the achievement of the purposes of this chapter; or

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 to Historic Preservation Commission (HPC) staff for review and stamping prior to submission for the Montgomery County Department of Permitting Services (DPS) building permits;

and with the general condition that the applicant shall notify the Historic Preservation Staff if they propose to make **any alterations** to the approved plans. Once the work is completed the applicant will contact the staff person assigned to this application at 301.563.3400 or <u>joshua.silver@mncppc-mc.org</u> to schedule a follow-up site visit.



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HISTORIC PRESERVATION COMMISSION 301/563-3400

APPLICATION FOR HISTORIC AREA WORK PERMIT

•		Contact Person: Ar	ny B. Murphy
		Daytime Phone No.:	(410) 345 5808
Tax Account No.: 03534831			
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Address: 10245 Capitol View Avenue; Silver Spring	j, MD 20910		
Street Number	City	Staat	Zip Code
Contractorr: Korfonta Landscaping		Phone No.:	(703) 327-7727
Contractor Registration No.:			
Agent for Owner: N/A		Daytime Phone No.:	N/A
LOCATION OF BUILDING/PREMISE			
House Number: 10245	Street	Capitol View Aver	lue
	Nearest Cross Street:	Meredith Avenue	
Lot: 23 Block: 2 Subdivision:	5		
Liber: Folio: Parcel:			
PART ONE: TYPE OF PERMIT ACTION AND USE			
1A. CHECK ALL APPLICABLE:	CHECK ALL	APPLICABLE:	
☑ Construct ☐ Extend ☑ Alter/Renovate	ID A/C (□ Slab □ Room	Addition Porch Deck Shed
☐ Move ☐ Install ☐ Wreck/Raze	☐ Solar (☐ Fireplace ☐ Woodb	ourning Stove Single Family
☐ Revision ☐ Repair ☐ Revocable	[] Fence/V	Vall (complete Section 4)	1 Other: Patio
1B. Construction cost estimate: \$ 50,000	(comple	te projec	et cost)
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2A. Type of sewage disposal: 01 🖂 WSSC	02 🗌 Septic	03 🗍 Other:	
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3A. Height feet inches		•	•
3B. Indicate whether the fence or retaining wall is to be constr		allandas la cationa.	
•		_	
12 On party line/property line	id of owner	On public right of	way/easement
hereby certify that have the authority to make the foregoing a			
approved by all agencies listed and I hereby acknowledge and	CCEPT THIS TO BE A C	undition for the issuance	or this period.
THE STATE OF THE S			5/21/09
Signature of owner or authorized agent			J / J / (
-			
Approved:	For Chairp	erson, Historic Preservati	ion Commission
Disapproved: Signature:		i	Date:
Application/Permit No.: 512725	Date Fi	led: 1 1 A	Date Issued:
	Date I	1/110/	David (33000).
Edit 6/21/99 SEE REVER	SE SIDE FOR	INSTRUCTION	S



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

REQUIRED DOCUMENTS MUST ACCOMPANY THIS APPLICATION

8.	Description of existing structure(s) and environmental setting, including their historical features and significance:					
	Existing structure is an historic home in Capitol View Park built in 1893 and refurbished in					
	2005-2006 while maintaining the home's exterior in accordance with historic preservation					
	guidelines. The rear of the home is abutted by a forested reservation area. The home is					
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	while maintaining the permeable gravel surface; adding stone edging to the driveway border to create a clean boundary between the grass and the gravel driveway; expanding the existing flagstone walkway by approximately one foot in width; adding two 24x24 inch square					
	columns where the end of the driveway meets the walkway to creete a more formel entryway; and adding a 260 sq. ft. flagstone patio with a 30 feet long, 18 inch tall stone seat wall off the rear of the home that will not be visible from the street once landscaping is complete. The					
	home is located in Capitol View Park.					

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;

1. WRITTEN DESCRIPTION OF PROJECT

- b. dimensions of all existing and proposed structures; and
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HAWP APPLICATION: MAILING ADDRESSES FOR NOTIFING

[Owner, Owner's Agent, Adjacent and Confronting Property Owners]

Owner's mailing address

Amy & Christopher Murphy 10245 Capitol View Avenue Silver Spring, MD 20910 Owner's Agent's mailing address

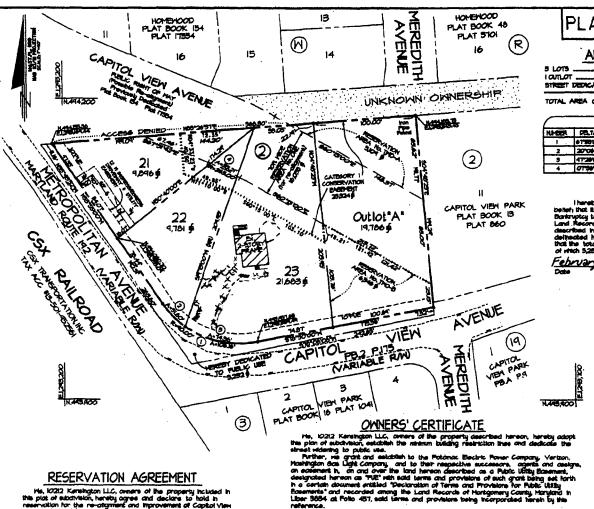
Adjacent and confronting Property Owners mailing addresses

10212 Kensington LLC 3024 44th St., NW Washington, DC 20016-3551 Encarnacao V. Marqueo 10240 Capitol View Avenue Silver Spring, MD 20910

MBS Properties LLC 10245 Capital View Avenue Kensington, MD 20895-3551 Apryl & Kenneth Pope 10238 Capital View Avenue Silver Spring, MD 20910 1071

Delores M. Howard 10234 Capital View Avenue Silver Spring, MD 20910 Nelson R. - Blanca 2. Lopez de Panameno 10222 Mereduth Avenue Silver Spring, MD 20910-1060

Gilbert S. & CG Donerty 10300 Meredith Avenue Rensington, MD 20895-2945 Peter J. - KM Daronco 10304 Heredith Avenue Kensington, MD 20895



RESERVATION AGREEMENT

His, 10212 Karahigton LLC, owners of the property included in this plot of subctivistion, hereby agree and declars to hold in reservation for the re-dispress and improvement of Capitol Vision Avenue, three (3) places or parcels of land shown hereon and identified as Reservation Area No. The Containing (6)000 square feet) and Reservation Areas No. The-A & 8 Containing a combined area of 11,425 square heet) for a period of times (3) years beginning with the recondition of the plot. Cutoff "A", Block 2 readled become eligible for ne-subdivision into a developable tot once the cesservation subtime.

/22/2006

THE MARYLAND-MATIONAL CAPITAL PARK AND PLANNING COMMISSION MONTDOMERY COUNTY PLANNING BOARD

March 2, 2006

626-117

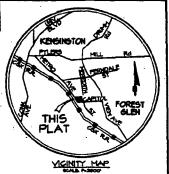
GEORET ARY THE ASURER

PLAT No. 23397

AREA TABULATION

41,000 Sq.Ft. or 0.4445 Ac. 14,786 Sq.Ft. or 0.4842 Ac. STREET DEDICATION 3,252 5q.Ft. or 0.1201 Ac.

CURVE DATA							
NAMED	PELTA	RACINE	ARC	TANODIT	GIORO BENDE	CHOPD	
					96T4290TE		
2	20'0191"	40.00	91.00	8.46	H49*30*2474	3.44	
. 3	41'28'07'	40,00	14.50	9157	HILLAGALIA	12.45	
4	OT:9842'	200,00	55.3"	17.68	104'00'21'91	55,18	



SURVEYOR'S CERTIFICATE

Professional Land Surve Maryland Rag No. 10148

NOTES

I. This subcivision record plot is not intended to show every motter affecting the ownership and use, nor every motter restricting the ownership and use, of this property. The subdivision record plot is not intended to replace an examination allited or to depict or note all extens effecting table.

- 2. All terms, conditions, agreements, limitations and negativenents associated with any prelimitary plan, site plan, project plan or other plan, allowing development of the preparety, approved by the fraginary County Planning Board are intended to strive and not be exhipped by the recordation of the plat uniese expression configurated by the plan as approved. The official plate files for any such plan are militatived by the Planning Board and one available for public review during named basises hours.
- The property included on this plot is shown on Montgomery County Tax Map H#55, and soned R-60.
- 4. Lot 23, Block 2 shall not be reduced in size in the nature, except to permit the right of may for relotated Capital View Avenue at the near of the lot to be used in the event that the road is constructed.
- If other three (5) years the reservation areas are not acquired for construction of hilosofied Capitol View Avenue or Meredith Avenue on application may be filled to convert Outor 1A*, Black 2 into a maximum of one record lot through the
- 6. The property shows hereon is stollected to the negativements of the Montgomery County Porcest Conservation Law of RFIQ, Including approval to Printi Porcest Conservation Plan and appropriate agreements prior to issuance of a seatherst
- 7. The lote shown hereon are limited to uses and conditions as required by Preliminary Plan 1-05005 and entitled "Macon Construction".

SUBDIVISION RECORD PLAT LOTS 21, 22, 4, 25 and OUTLOT "A", BLOCK 2

FILED

IVY - 2 2008 Clark of the Circuit Cour! Montgoniery County, Md.

CAPITOL VIEW PARK

MEATON (19th) DISTRICT MONTGOMERY COUNTY, HARYLAND SCALE I" = 40" AUSUST 2005 pex

engineering

5050 CRASSS BRANCH HAY, SUTE 200, ROCKVILLE, HARYLAND 20053-3822 SOI-RT-0200 PAX SOI-TS-0801

FOR PUBLIC SENER AND WATER SYSTEMS ONLY 2.0.LA44/4504505/2012-60 The approval of this plat is predicated on the edequacy and evaluating of public sever and water Aren 12,2006 RECORDED PLAT NO.

PIA NOT APPLICABLE

Liber 19170 at Folio 412.

included in this pion of subdivision 10212 KENGINGTON LLC.

Purther, we establish the Category (Conservation Basement as shown hereon and subject to the terms and conditions as set forth in a certain document entitled "Conservation Basement Agreement" and recorded among the aforesald Land Records in

Puritier, we havely establish an ingress/Egress Driveway and Utility Basement across Lot 21, Block 2 to serve and benefit Lot 22, Block 2.

As owner of this subdivision, ries, my successoris, agents and assigns will cause all property corner narriers and any other required morumentation to be set by a registered Manyland surveyor in accordance with Section 50-24 (EX2) of the Montgameny County

2/22/2006

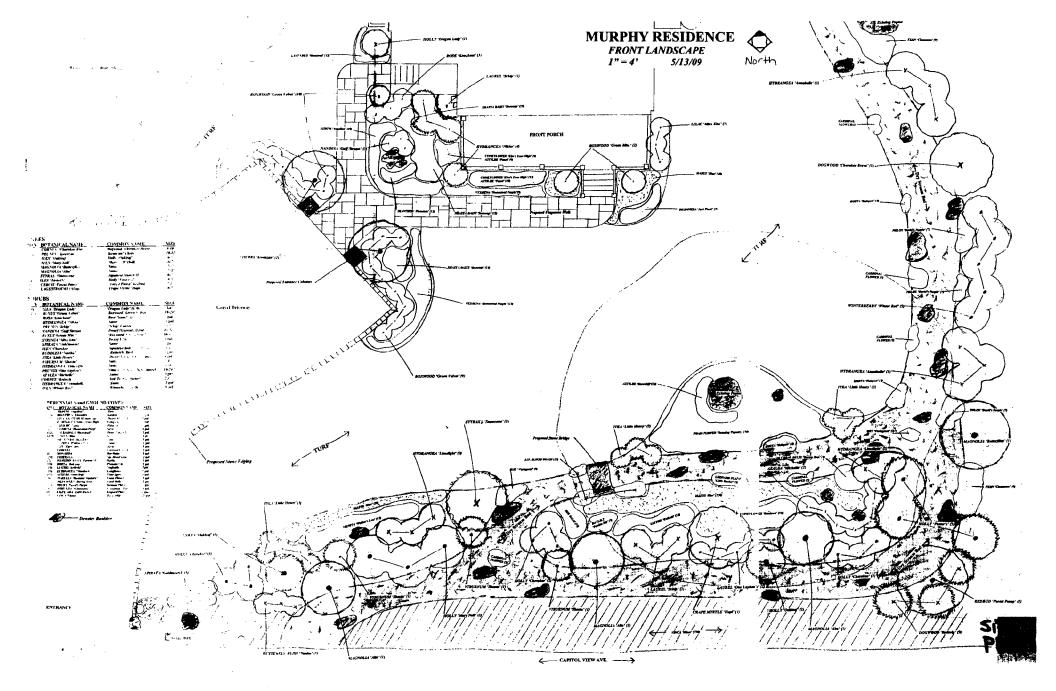
There are no evite, action at law, leases, Items, martgages or trusts on the property

HI/FROJECTS//SOB6/SURVEY/FLAT/FLAT_2LD6N

APPROVED -

MINCP. & P.C RECORD FILE NO.

MSA SS. 1249 29085

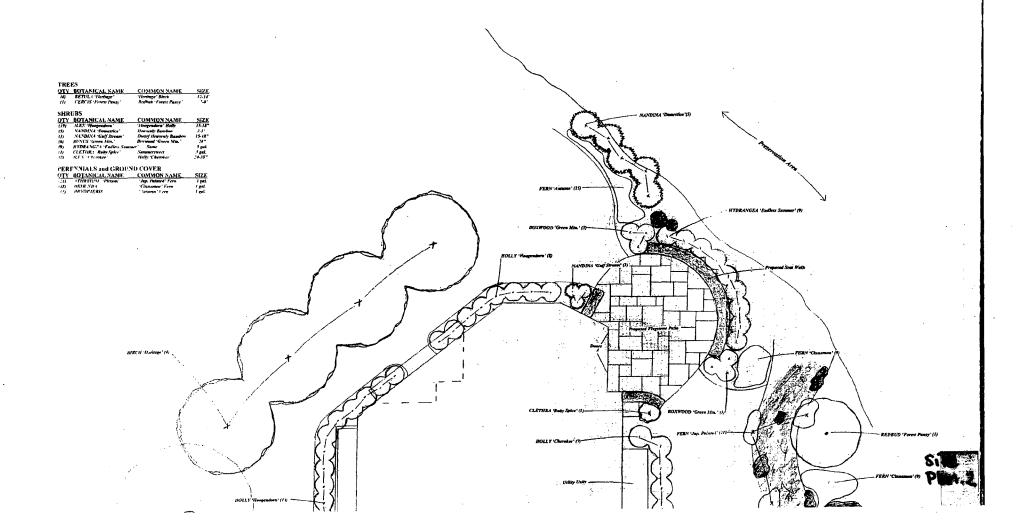




MURPHY RESIDENCE

BACK LANDSCAPE
1"=4' 5/13/09

North



Murphy Residence

List of Landscape Materials

Flagstone Walk: Pennsylvanis pattern flagstone

Boulders: Pennsylvania fieldstone boulders

Dry Stream Bed: 'Delaware' river jacks matching existing

Driveway Edging Stone: 'Golden Hue' building stone (very similar to house veneer stone)

Low Entrance Columns: 'Carderrock' type stone (matching house veneer stone)

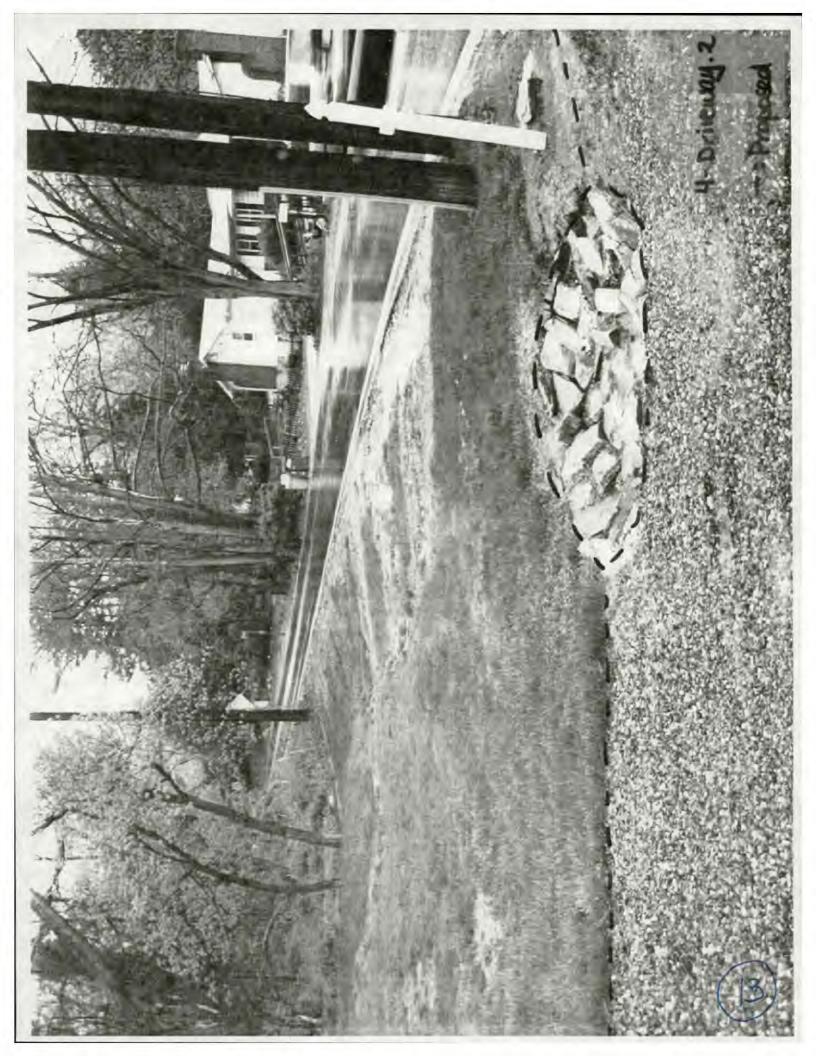
Lighting Fixtures: Hadco CUL2 copper path lights
Hadco RLL2 copper lights in wall-flush mount
(well lights will be composite-they will not show)

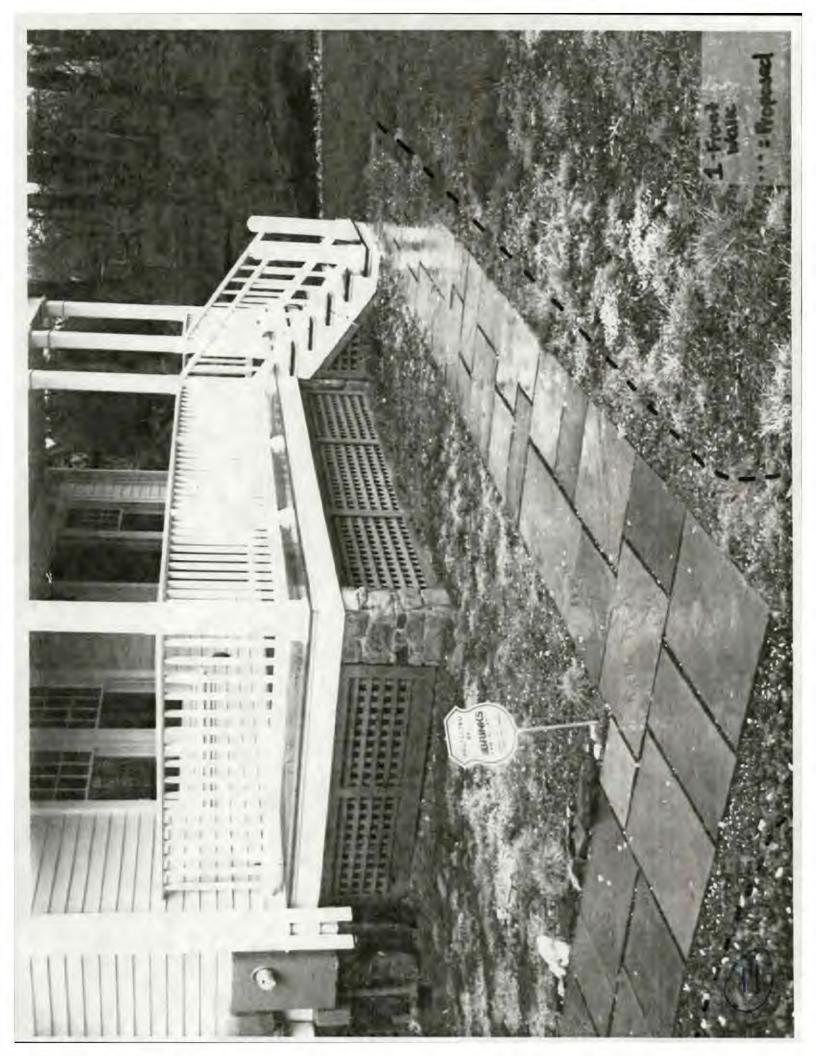
Stone available to view @ Tri-State and/or Irwin stone centers

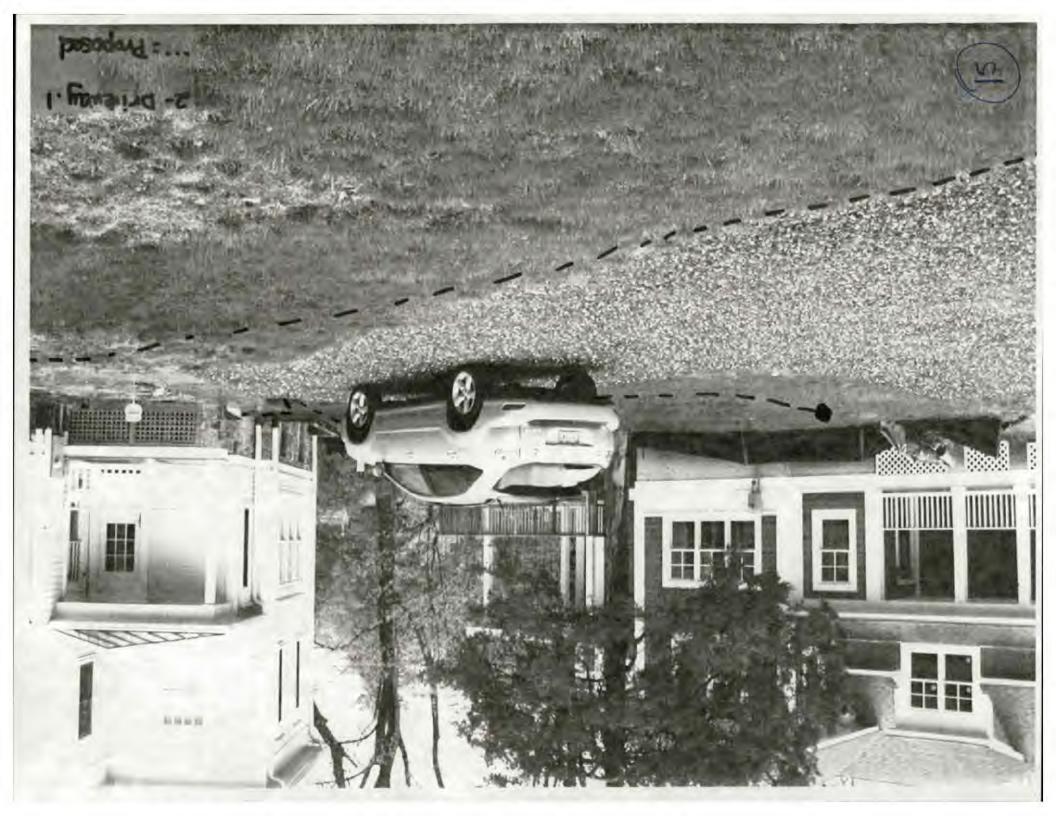
10245 Capitol View Avenue, Silver Spring Capitol View Park Historic District

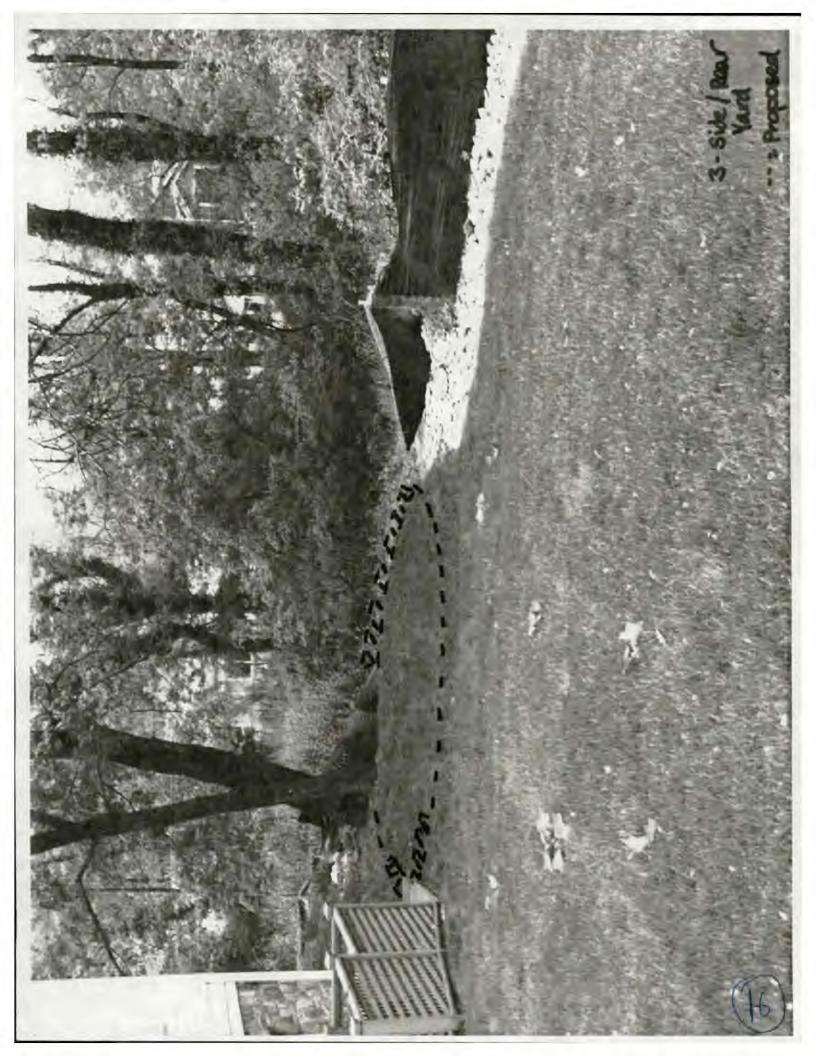




















MURPHY RESIDENCE BACK LANDSCAPE

1"=4' 5/13/09

