

MAYOR & COUNCIL AGENDA COVER SHEET

MEETING DATE:

June 5, 2008

CALL TO PODIUM:

Eliza Voigt

RESPONSIBLE STAFF:

Eliza Voigt, Planner

AGENDA ITEM:

(please check one)

	Presentation
	Proclamation/Certificate
	Appointment
	Public Hearing
x	Historic District Commission
	Consent Item
	Ordinance
	Resolution
	Policy Discussion
	Work Session Discussion Item
x	Other: Certificate of Approval

PUBLIC HEARING HISTORY:

(Please complete this section if agenda item is a public hearing)

Introduced	
Advertised	
Hearing Date	
Record Held Open	
Policy Discussion	

TITLE: CERTIFICATE OF APPROVAL OF HAWP-10A

HISTORIC DISTRICT COMMISSION

Applicant: Robert and Dorothy Powell, Request for tree removal at 8 Walker Avenue

SUPPORTING BACKGROUND:

The applicant is requesting approval to remove a large silver maple in the front of the property.

At their meeting of June 5, 2008, the Historic Preservation Advisory Committee (HPAC) held a public hearing on this request. There was no public testimony for or against the application.

The HPAC recommended approval, finding the proposed alteration in compliance with the Brookes, Russell, Walker Historic District Design Guidelines and with the Secretary of Interior Standard Two, which states: "The historic character of a property shall be retained and preserved. The removal of historic materials or alteration of features and spaces that characterize a property shall be avoided". The tree has the potential to be a hazard to several contributing resources in the historic district.

The committee vote was 5-1 in favor of approval. (HPAC Member La France voted in opposition.)

The following condition shall apply:

1. The applicant shall plant a replacement tree within one year.

Staff and the HPAC recommend the HDC make the following motion: **Grant approval of HAWP-10A and issue the Certificate of Approval, finding, based on the record before HPAC and for the reasons articulated by HPAC, that the application meets the Secretary of Interior Standards Two and the Brookes, Russell, Walker Historic District Design Guidelines.**

DESIRED OUTCOME:

Vote to approve or deny the issuance of the Certificate of Approval.

HPAC Public Hearing – June 5, 2008
HDC Review – June 16, 2008

**INDEX OF MEMORANDA
HAWP-10A**

**Applicant: Robert and Dorothy Powell
8 Walker Avenue
Tree Removal**

Number	Exhibit
1.	Application
2.	Plat of property
3.	Tree Inventory Data showing location of Tree
4.	Tree Inventory Data
5.	Photographs of tree to be removed
6.	Notice to include legal ad for public hearing in the May 28, 2008, <i>Gaithersburg Gazette</i>
7.	Public hearing notice, sent out May 23, 2008, to the required parties
8.	Mailing List
9.	By Reference: Brookes, Russell, Walker Historic District Guidelines
10.	By Reference: Annotated Code of Maryland, Article 66B, Historic Resources
11.	By Reference: Secretary of Interior Standards for Rehabilitation
12.	By Reference: HD-14 Designation Documents
13.	By Reference: Qualifications of HPAC, HDC, and staff
14.	By Reference: Historic Preservation Ordinance

FILE

SENT MAY 15

P&CA

PLANNING AND CODE ADMINISTRATION



City of Gaithersburg • 31 South Summit Avenue • Gaithersburg, Maryland 20877 • Telephone: (301) 258-6330 • Fax: (301) 258-6336
plancode@gaitHERSBURGMD.GOV • www.gaitHERSBURGMD.GOV

HISTORIC AREA WORK PERMIT APPLICATION

In accordance with Chapter 24, Article XII of the City Code.

Application Number	<u>10A</u>
Date Filed	<u>5/15/08</u>
Application Completed	<u>5/15/08</u>
HPAC Hearing/Review	<u>6/5/08</u>
HDC Hearing/Review	<u>6/16/08</u>
Decision	_____
Date of Decision	_____

1. SUBJECT PROPERTY

Address 8 WALKER AVENUE
 Lot 8 Block _____ Subdivision BROOKES, RUSSELL, WALKER HISTORIC DISTRICT
 Tax Account Number 3766-449-PE

2. APPLICANT/OWNER/AUTHORIZED AGENT

Name ROBERT C. AND DOROTHY D. POWELL Telephone 301, 977-2475
 Address 8 WALKER AVENUE, GAITHERSBURG MARYLAND 20877-2704

3. OWNER OF RECORD (IF NOT APPLICANT)

Name _____ Telephone _____
 Address _____

2. TYPE OF WORK (CHECK APPROPRIATE)

- Visible from public way
- Not visible from public way
- Fence
- Signage
- Parking
- Landscape TRGE
- Windows
- Siding
- Roofing
- Accessory Building
- Additions
- Relocation
- Restoration
- Demolition
- New Construction
- In-kind Replacement
- Utilities (meters, cables, etc.)
- Miscellaneous

4. DESCRIPTION OF PROPOSED WORK

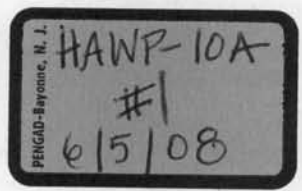
REMOVE TREE

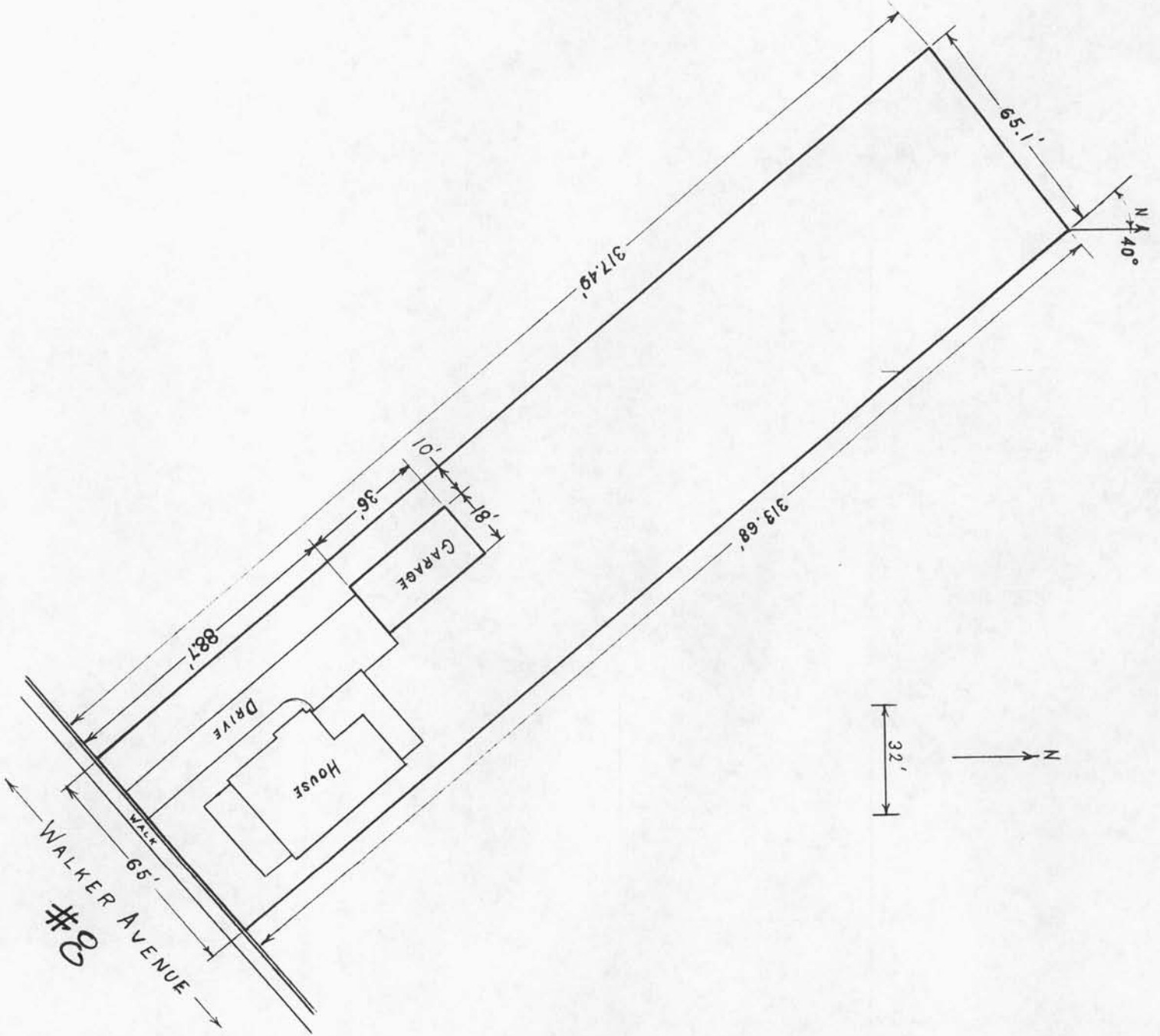
5. HISTORIC AREA WORK PERMIT PROCESS AND APPLICATION SUBMISSION REQUIREMENTS (SEE PAGES 2-7)

I have read and understand the attached information regarding process and requirements in obtaining a Historic Area Work Permit.

Signature Robert C. Powell
Dorothy D. Powell

Date May 14, 2008
May 15, 2008

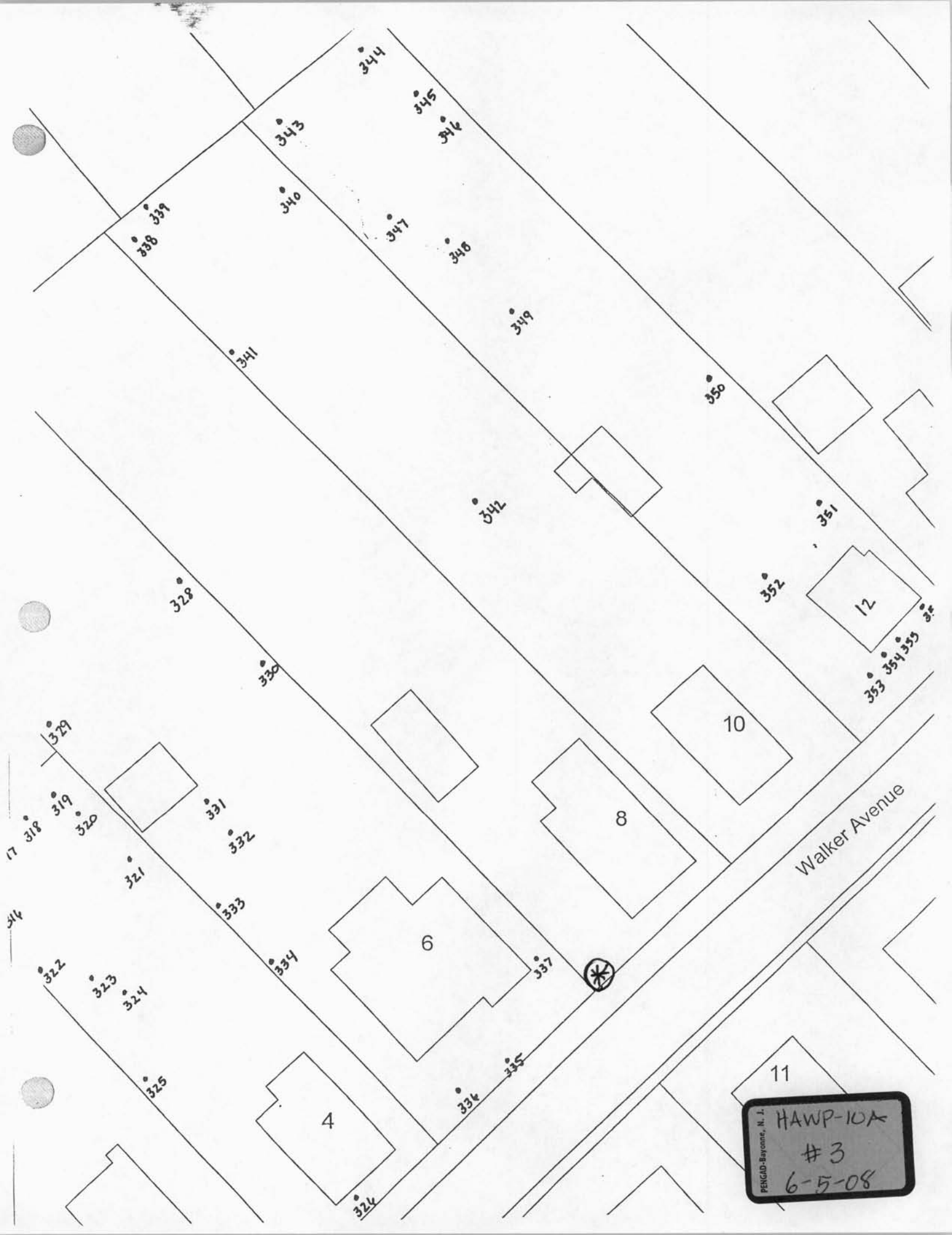




SITE PLAN

HAWP-10A
 #2
 6-5-08
PERICAD-Bayonne, N. J.

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Walker Avenue

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HAWP-10A
#3
6-5-08

PENGLAND-BAYONNE, N. J.

INV#	Location	Street	MHO	PB	APS	No.	of total	Species	dbh	cond	PR	RM	CB	HE	IPM	Wires	SW	Comments
318	Right center	"				3	11	Red mulberry	14	2	2							
319	Right center	"				4	11	Red mulberry	14	2	2							
320	Right rear side	"				5	11	Colorado blue spruce	14	2	2				1			Vines
321	Right rear side	"				6	11	Colorado blue spruce	16	2	2				1			
322	Right left side	"				7	11	Norway maple	20	2	3		X					
323	Right left side	"				8	11	Colorado blue spruce	15	2	2				1			Vines
324	Right left side	"				9	11	Colorado blue spruce	10	2	2		X					
325	Right left side	"				10	11	Silver maple	42	2	2		X					
326	Front center	"				11	11	Norway maple	12	2	2							Girdling rope
327	Right left corner	6 Walker Ave.	No			1	11	Eastern red cedar	14	3	2				2			
328	Right rear side	"				2	11	Silver maple	18/20/32	1	2		X					storm damage, vines, weight reduction
329	Left rear side	"				3	11	Cottonwood	19	3								Ivy
330	Right rear side	"				4	11	Black cherry	20	2	2				2			
331	Right left side	"				5	11	Black walnut	10/14	2	2							
332	Right left side	"				6	11	Arborvitae	12/14	2	2				2			
333	Front left side	"				7	11	Black locust	23	1	1							Vines
334	Front left side	"				8	11	Norway maple	32	1		2		X				Resistograph, carpenter ants
335	Front Right corner	"				9	11	Norway maple	24	1		2		X				
336	Front left side	"				10	11	Norway maple	5	4	3							
337	Front Right side	"				11	11	American dogwood	12	2	2				2	X		House clearance

Key: MHO=met homeowner; PB=public tree; APS=avail planting space; PR=prune; RM=remove; CB=cable; HE=hazard eval; IPM=plant health care priority level: 1=urgent, 2=medium, 3=low
Condition Key: 5=excellent; 4=very good; 3=good; 2=fair; 1=poor D=dead/dying

FENGAD-Bayonne, N. J.

HAWP-10A
#4
6-5-08



PENGAD-Bayonne, N. J.
HAWP-10A
#5
6-5-08



Gaithersburg
A CHARACTER COUNTS! CITY

May 20, 2008

Ashby Tanner, Law Section
The Gaithersburg Gazette
P.O. Caller 6006
Gaithersburg, Maryland 20884

Dear Ashby:

Please publish the following legal advertisement in the **May 28, 2008**, issue of the *Gaithersburg Gazette*.

Sincerely,

Eliza Voigt, Planner
Planning and Code Administration

ASSIGN CODE: **HAWP-10A**

NOTICE OF PUBLIC HEARING

The Historic Preservation Advisory Committee of the City of Gaithersburg will conduct a public hearing on HAWP-10A, filed by Robert and Dorothy Powell, on

**THURSDAY
JUNE 5, 2008
AT 7:30 P.M.**

or as soon thereafter as this matter can be heard in the Council Chambers at 31 South Summit Avenue, Gaithersburg, Maryland.

The application requests a certificate of approval from the City's Historic District Commission for a tree removal request at **8 Walker Avenue**. §24-228 of the City Code (Zoning Ordinance) requires a historic area work permit for altering exterior features of a historic resource. The subject property, located on Lot P8 of the Walkers Addition to Gaithersburg, is a contributing resource to the Brookes, Russell, Walker Historic District.

Further information may be obtained from the Planning and Code Administration Department at City Hall, 31 South Summit Avenue, between the hours of 8 a.m. and 5 p.m., Monday through Friday.

Eliza Voigt, Planner
Planning and Code Administration
EBV
Acct# 133649

City of Gaithersburg • 31 South Summit Avenue, Gaithersburg, Maryland 20877-2098
301-258-6300 • FAX 301-948-6149 • TTY 301-258-6430 • cityhall@gaitersburgmd.gov • www.gaitersburgmd.gov

MAYOR
Sidney A. Katz

COUNCIL MEMBERS
Jud Ashman
Cathy C. Drzyzgula
Henry F. Marraffa, Jr.
Ryan Spiegel
Michael A. Sesma

ACTING CITY MANAGER
James D. Aronson

PENGAD-Bayonne, N. J.
HAWP-10A
#6
6-5-08



Gaithersburg

A CHARACTER COUNTS! CITY

CITY OF GAITHERSBURG
31 South Summit Avenue
Gaithersburg, Maryland 20877
Telephone: 301-258-6330

NOTICE OF PUBLIC HEARING

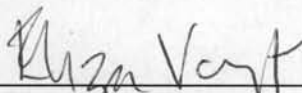
The City of Gaithersburg Historic Preservation Advisory Committee will conduct a public hearing at the time and place noted below.

Meeting: **Historic Preservation Advisory Committee**
Application Type: **Historic Area Work Permit Request**
File Number: **HAWP-10A**
Location: **8 Walker Avenue**
Lot P8, of the Walkers Addition to Gaithersburg
Applicant: **Robert and Dorothy Powell**
Development: **Brookes, Russell, Walker Historic District**
Day/ Date/Time: **Thursday, June 5, 2008, 7:30 p.m.**
Place: **COUNCIL CHAMBERS, GAITHERSBURG CITY HALL**
31 SOUTH SUMMIT AVENUE

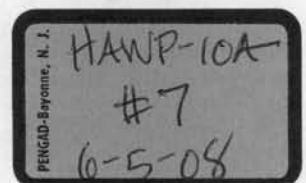
*****IMPORTANT*****

The application requests a certificate of approval from the City's Historic District Commission for a tree removal request **8 Walker Avenue**. Section 24-228 of the City Code (Zoning Ordinance) requires a historic area work permit for altering exterior features of a historic resource. The subject property, located on Lot P8 Walkers Addition to Gaithersburg, is a contributing resource to the Brookes, Russell, Walker Historic District. Contact the Planning and Code Administration City Planner (listed below) at (301) 258-6330 if you should have any questions and/or to learn more about this process and your ability to offer testimony and input.

CITY OF GAITHERSBURG

By: 
 Eliza Voigt, Planner
 Planning and Code Administration

SEE LOCATION MAP ON REVERSE SIDE



NOTICES SENT THIS 23th DAY OF MAY, 2008, TO:

APPLICANT AND INTERESTED PARTIES

(A list of interested parties and agencies is available in the file in the Planning and Code Administration.)

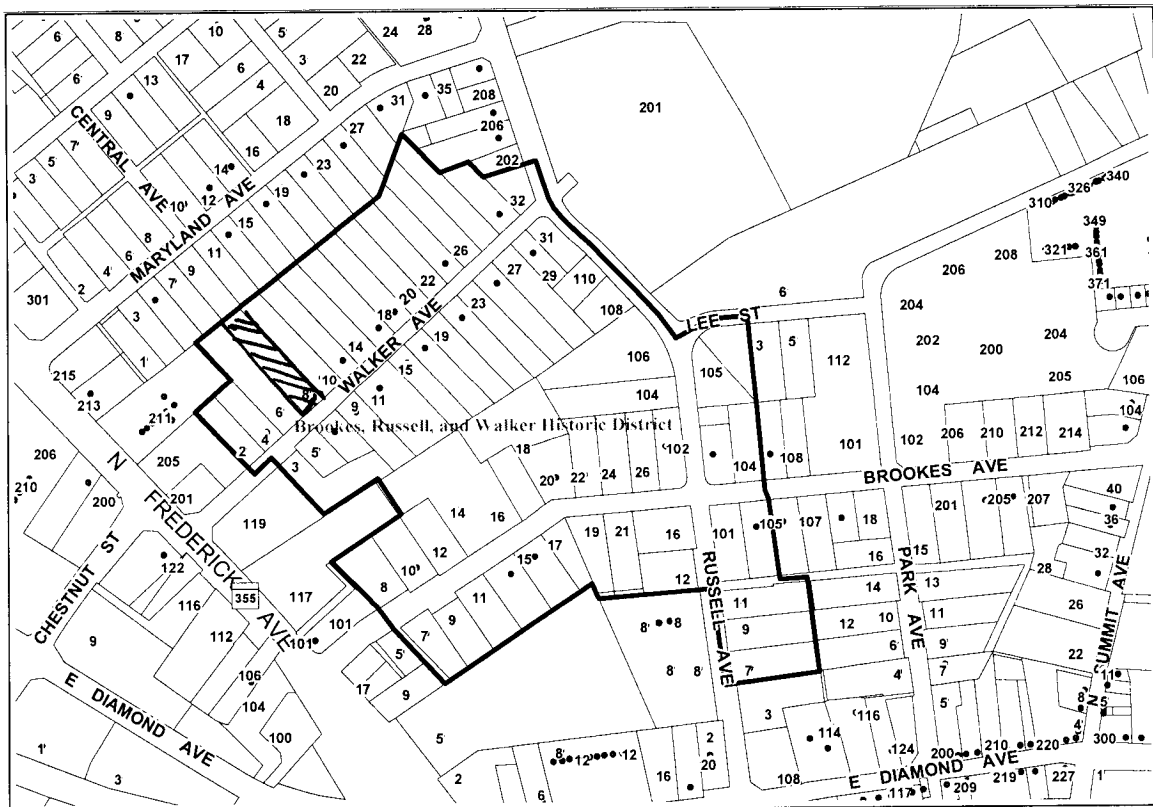
HISTORIC PRESERVATION ADVISORY COMMITTEE

HISTORIC DISTRICT COMMISSION

CITY STAFF

Jim Arnoult, Acting City Manager
Frederick J. Felton, Assistant City Manager
Tony Tomasello, Assistant City Manager
N. Lynn Board, City Attorney
Britta Monaco, Public Information Director
Doris Stokes, Administrative Assistant
Jeff Baldwin, City Web Administrator (via email)

LOCATION MAP



OCCUPANT
1 MARYLAND AVE SUITE 200
GAITHERSBURG MD 20877

OCCUPANT
211 N FREDERICK AVE SUITE 100
GAITHERSBURG MD 20877

OCCUPANT
213 N FREDERICK AVE SUITE 4
GAITHERSBURG MD 20877

OCCUPANT
1 MARYLAND AVE
GAITHERSBURG MD 20877

OCCUPANT
213 N FREDERICK AVE SUITE 10
GAITHERSBURG MD 20877

OCCUPANT
213 N FREDERICK AVE
GAITHERSBURG MD 20877

OCCUPANT
201 N FREDERICK AVE
GAITHERSBURG MD 20877

OCCUPANT
205 N FREDERICK AVE
GAITHERSBURG MD 20877

OCCUPANT
213 N FREDERICK AVE SUITE 3
GAITHERSBURG MD 20877

OCCUPANT
213 N FREDERICK AVE SUITE 2
GAITHERSBURG MD 20877

OCCUPANT
205 N FREDERICK AVE FLOOR 2
GAITHERSBURG MD 20877

OCCUPANT
213 N FREDERICK AVE SUITE 5
GAITHERSBURG MD 20877

OCCUPANT
213 N FREDERICK AVE SUITE 7
GAITHERSBURG MD 20877

OCCUPANT
211 N FREDERICK AVE SUITE 110
GAITHERSBURG MD 20877

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211 N FREDERICK AVE SUITE 170
GAITHERSBURG MD 20877

OCCUPANT
213 N FREDERICK AVE SUITE 8
GAITHERSBURG MD 20877

OCCUPANT
213 N FREDERICK AVE SUITE 1
GAITHERSBURG MD 20877

OCCUPANT
3 WALKER AVE APT 1
GAITHERSBURG MD 20877

OCCUPANT
3 WALKER AVE APT 2
GAITHERSBURG MD 20877

OCCUPANT
5 WALKER AVE
GAITHERSBURG MD 20877

OCCUPANT
7 WALKER AVE
GAITHERSBURG MD 20877

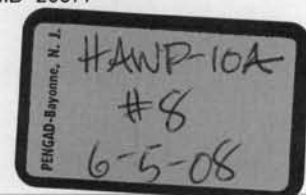
OCCUPANT
9 WALKER AVE
GAITHERSBURG MD 20877

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GAITHERSBURG MD 20877

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12 WALKER AVE
GAITHERSBURG MD 20877

OCCUPANT
14 WALKER AVE
GAITHERSBURG MD 20877

OCCUPANT
211 N FREDERICK AVE SUITE 130
GAITHERSBURG MD 20877

OCCUPANT
1 MARYLAND AVE SUITE 100B
GAITHERSBURG MD 20877

JAMES D B & N CHUNG
10215 SWEETWOOD AVE
ROCKVILLE MD 20850

PROVIDENT BANKSHARES CORP
C/O PROPERTY MANAGER-HQFM
114 E LEXINGTON ST
BALTIMORE MD 21202

DUVALL DEVELOPMENT COMPANY LLP
211 N FREDERICK AVE
GAITHERSBURG MD 20877

DISCOVERY LLC
8210 BEECHCRAFT AVE
GAITHERSBURG MD 20879

FARMERS BANKING & TRUSTUST CO
C/O ALLFIRST BANK 109-820
PO BOX 1596
BALTIMORE MD 21203

1 MARYLAND AVE INC
PO BOX 656
ROCKVILLE MD 20848

MARTHA JANE COURY
2 WALKER AVE
GAITHERSBURG MD 20877

GRACE UNITED METHODIST CH
TR OF GAITHERSBURG METHODIST
119 N FREDERICK AVE
GAITHERSBURG MD 20877

CITY OF GAITHERSBURG
31 S SUMMIT AVE
GAITHERSBURG MD 20877