

AA-7742
Administrative Special Permit

Replace an existing asphalt driveway with permeable pavers in the same footprint, a portion of which measures a maximum of eleven feet, nine inches (11'-9") in width for a length of five (5) feet within the public right-of-way.

Mr. Dane Butswinkas
4 Quincy Street



July 14, 2020

Mr. Dane Butswinkas
4 Quincy Street
Chevy Chase, MD 20815

RE: AA-7742: Administrative Special Permit Application for driveway replacement

Dear Mr. Butswinkas:

Please note that your request for an administrative review of a Special Permit application to replace the driveway at your property is being reviewed by the Building Officer and Village Manager.

A public notice was mailed to abutting and confronting property owners on the 14th day of July, 2020 and a sign was posted at the property. Abutting or confronting property owners or any aggrieved resident, within fifteen (15) days of the date the notices are issued, may submit written comments and request that the application be submitted to the Board of Managers in accordance with Sec. 8-11 of the Chevy Chase Village Building Code.

For your convenience, enclosed please find copies of the Public Notice and mailing list. Please contact the Village office if you have any questions.

Sincerely,

Jessica Gebhart
Permitting and Code Enforcement
Chevy Chase Village

Enclosures

CHEVY CHASE VILLAGE
5906 Connecticut Avenue
Chevy Chase, Maryland 20815
Phone (301) 654-7300
Fax (301) 907-9721
ccv@montgomerycountymd.gov
www.chevychasevillagemd.gov

BOARD OF MANAGERS
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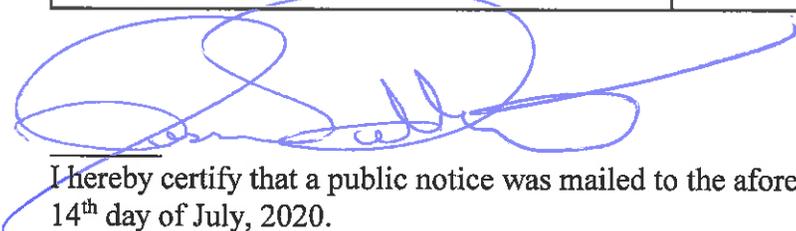
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MINH LE
Assistant Treasurer
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VILLAGE MANAGER
SHANA R. DAVIS-COOK
LEGAL COUNSEL
SUELLEN M. FERGUSON

MAILING LIST FOR APPEAL AA-7742

MR. DANE BUTSWINKAS ✓
4 QUINCY STREET
CHEVY CHASE, MARYLAND 20815

Adjoining and confronting property owners	
Mr. Chuck Miller & Ms. Nancy Stone Or Current Resident 2 Quincy Street Chevy Chase, MD 20815 ✓	Mr. & Mrs. Patrick Regan Or Current Resident ✓ 6 Quincy Street Chevy Chase, MD 20815
Dr. Thomas Jarrett & Ms. Mimi Burke Or Current Resident 3 Quincy Street Chevy Chase, MD 20815 ✓	Ms. Jeanne Ruesch Or Current Resident ✓ 1 Primrose Street Chevy Chase, MD 20815
Mr. William Curtin, III Or Current Resident 3 Primrose Street Chevy Chase, MD 20815 ✓	Mr. & Mrs. David Meadvin Or Current Resident ✓ 5 Primrose Street Chevy Chase, MD 20815
Mr. & Mrs. B. Saul Or Current Resident ✓ 1 Quincy Street Chevy Chase, MD 20815	


I hereby certify that a public notice was mailed to the aforementioned property owners on the 14th day of July, 2020.

Jessica Gebhart
Permitting and Code Enforcement Coordinator
Chevy Chase Village
5906 Connecticut Avenue
Chevy Chase, MD 20815

**CHEVY CHASE VILLAGE
NOTICE OF ADMINISTRATIVE SPECIAL PERMIT REQUEST**

Please take notice that the Chevy Chase Village Building Officer and Village Manager will conduct an administrative review of a Special Permit application for the following:

**APPEAL NUMBER AA-7742
MR. DANE BUTSWINKAS
4 QUINCY STREET
CHEVY CHASE, MARYLAND 20815**

The applicants seek an administrative Special Permit pursuant to Sec. 8-11 of the Chevy Chase Village Building Code to replace an existing asphalt driveway with permeable pavers in the same footprint, a portion of which measures a maximum of eleven feet, nine inches (11'-9") in width for a length of five (5) feet within the public right-of-way.

The Chevy Chase Village Code Sec. 25-5(a) states:

(a) 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 July 2016 Supplement - 289 - 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 Chevy Chase Village Code Sec. 8-11(b)(2) states:

- (a) The Building Officer and the Village Manager, by joint action, may grant variances and Special Permits for the following construction.
- (2) Replacement of an existing driveway, provided that
- (a) The replacement driveway is not wider than the existing driveway and
 - (b) The replacement driveway is in substantially the same location as the existing driveway.

Additional information regarding this case may be viewed on the Village website at www.chevychasevillagemd.gov or you may contact the office for this information to be mailed or emailed to you.

This notice was mailed (and emailed where possible) to abutting and confronting property owners on the 14th day of July 2020. Abutting or confronting property owners or any aggrieved resident may, within fifteen (15) days of the date the notices are issued, submit written comments and request that the application be submitted to the Board of Managers in accordance with Sec. 8-10 and 8-11 of the Chevy Chase Village Building Code.

**Chevy Chase Village Office
5906 Connecticut Avenue
Chevy Chase, Maryland 20815
301-654-7300**

Online Form Submittal: Building Permit Application for Driveways and Other Features at Grade

noreply@civicplus.com <noreply@civicplus.com>

Mon 7/13/2020 05:42 PM

To: CCV Permitting <ccvpermitting@montgomerycountymd.gov>; Village, Chevy Chase <ChevyChase.Village@montgomerycountymd.gov>

[EXTERNAL EMAIL]

Building Permit Application for Driveways and Other Features at Grade

Step 1

Property Address:	4 Quincy Street
Name	Dane Butswinkas
Email Address	janet@eclgd.com
Phone Number	2024941361
Cell Number	Field not completed.
After-hours Phone Number	Field not completed.
(Section Break)	
Primary Contact for Project:	Project Manager
*MHIC/MD Contractor's License No.	Field not completed.
Information for Primary Contact for Project (if different from property owner):	
Name	janet conroy
Email Address	janet@eclgd.com
Work Telephone	2024941361
Cell Number	Field not completed.
After-hours Telephone	Field not completed.
(Section Break)	
Check all that apply:	Driveway (If a new curb cut is required, note additional fee.)
(Section Break)	
Check all appropriate boxes:	a replacement in-kind and in the same location
Description of project:	Replace existing asphalt driveway with Techo-Bloc Villagio Paver in same location.
(Section Break)	

Step 2

Guidelines for Building, Replacing and Maintaining Driveways
Village Code states that any person intending to install, replace or alter a driveway, or any material part thereof, must first obtain a Building Permit from the Village office. (Residents within the Historic District must also obtain a Historic Area Work Permit; please contact the Historic Preservation Commission directly.) (12) Any external antenna, air conditioner, generator or heat pump including the replacement of any such external feature that is a developmental nonconformity.

Driveways are regulated in three areas: (1) the portion of the driveway located on private property, (2) the portion of the driveway that crosses the public right-of-way, and (3) the driveway apron, which is the portion of the driveway that meets the public street. Please refer to the illustration below for an example of these components.

(1) Driveways on Private Property

Driveways on private property may be installed using any material the resident chooses (although residents within the Historic District must consult with HPC), provided that the driveway does not exceed fifteen feet (15') in width. Village Code allows residents to install a wider garage apron—the section of a driveway just forward of a garage—for two-car garages. The apron in front of a two-car garage may extend the full width of the two-car garage for a distance up to twenty feet (20') from the face of the garage. The Code applies this accommodation only for two-car garages.

(2) Driveways on the Public Right-of-Way

All driveways must cross the public right-of-way to access the street, but where private property ends and the public right-of-way begins ends is not always consistent from street to street, and may even vary from block to block (as discussed above). The first step is to determine where the right-of-way begins in front of your property. Your proposed driveway cannot exceed ten feet (10') in width where the driveway crosses the right-of-way. Also, if your driveway (whether new or replacement) crosses or intersects with a public sidewalk, the sidewalk material must be restored/maintained across the driveway so as to create a continuous public sidewalk of consistent material type.

(3) Driveway Aprons

The driveway apron is the portion of the driveway that meets the public street. In addition to the ten foot (10') maximum width of the driveway where the driveway crosses the public right-of-way, the Village Code allows a five foot (5') radius on either side to establish the driveway apron, thereby allowing a maximum width at the curb of twenty feet (20'). While driveways on private property may be installed in any material or color that residents choose, the Village Code specifies that the driveway apron must be installed in accordance with current Montgomery County standards.

Village Code limits the number of curb cuts permitted per property to one. Accordingly, residents who wish to install a circular driveway will need to request a variance from the Board of Managers.

Unlike other improvements in the public right-of-way, a License to Use the Public Right-of-Way is not required to install or replace driveways or driveway aprons. Replacement of a driveway apron is the sole responsibility of the adjoining property owner, not the Village.

Step 3

(Section Break)

Building Permit Application Filing Requirements *Field not completed.*

File Upload [Butswinkas-HardscapeRev8.pdf](#)

Once this permit application is complete, the Village Manager will review the application and accompanying documents and, under most circumstances, act on the application within 5 to 10 working days. If the Montgomery County permit is suspended, revoked or lapsed, the Village permit is automatically suspended, revoked or lapsed. No signs advertising any service provider may be posted on the work site.

I hereby certify that I have the authority to make the foregoing application, that the application is correct, that I have read and understood all requirements and that the construction will conform to the regulations of the Montgomery County Zoning Code, the Village Code including Urban Forest code, and any covenants and easements on the subject property.

Electronic Signature Agreement I agree.

Electronic Signature Janet T Conroy

Date: 7/13/2020

Step 4

Filing Fees *(due when application submitted)*

Permit Filing Fee:

(if a replacement in-kind and in the same location) - \$15

Quantity 1

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Online Form Submittal: Application for an Administrative Special Permit

noreply@civicplus.com <noreply@civicplus.com>

Mon 7/13/2020 05:48 PM

To: CCV Permitting <ccvpermitting@montgomerycountymd.gov>; Village, Chevy Chase <ChevyChase.Village@montgomerycountymd.gov>

[EXTERNAL EMAIL]

Application for an Administrative Special Permit

Step 1

Chevy Chase Village Code Section 8-1 defines a Special Permit as permission granted by the Board of Managers in accordance with Article II Division B of this Chapter [8], to construct, install, remove or alter a structure or planting , or take other action where such permission is required by this Chapter. The administrative Special Permit is a written authorization from the Building Officer and Village Manager pursuant to Sec. 8-11 permitting construction in a manner not otherwise allowed by the Village Code.

Subject Property: 4 Quincy Street
Describe the Proposed Project: Replace an existing asphalt driveway with a Techo-Bloc Villagio paver driveway in same location.
Applicant Name(s) (List all property owners): Dane Butswinkas
Phone Number: 202-494-1361
Cell Number: Field not completed.
Email Address: janet@eclgd.com
Address (if different from property address): 3 newlands street
For Village staff use: (Section Break)
Filing Requirements: Field not completed. (Section Break)

Affidavit
I hereby certify that I have the authority to submit the foregoing application, that all owners of the property have signed below, that I have read and understand all requirements in this matter. I hereby authorize the Village Manager, or the Manager's designee, to enter onto the subject property for the purposes of assessing the site in relation to this special permit request. I hereby declare and affirm, under penalty of perjury, that all matters and facts set forth in the foregoing application are true and correct to the best of my knowledge, information and belief.

Electronic Signature Agreement: I agree.
Electronic Signature: Janet T Conroy
Date: 7/13/2020
Electronic Signature Agreement: Field not completed.
Electronic Signature: Field not completed.
Date: Field not completed.

Step 2

Describe the basis for the Special Permit
(Applicants should become familiar with the pertinent sections of the Village Code. Attach additional pages as needed):

Describe the reasons why approval of the Special Permit would not adversely affect the public health, safety or welfare or the reasonable use of adjoining properties: No change is being made to the existing footprint of the driveway. Furthermore, the owner has agreed to install a brick sidewalk connecting to the village's brick sidewalk across his driveway at his expense to improve the look and ease of use of the property for the public.
Describe the reasons why the Special Permit can be granted without substantial impairment of the intent and purpose of Chapter 8 or Chapter 25 of the Chevy Chase Village Code: We are asking to build the driveway on the current footprint of the existing one which is only 1'-9" wider than the village requirements in public space. The non-conforming distance is 5' total.

In exercising its powers in connection with an administrative special permit request, the Chevy Chase Village Building Officer and the Village Manager may reverse or affirm, wholly or partly, or may modify the requirement, decision or determination as it deems appropriate.

Special Permit Fees
Per Village Code Sec. 6-2(a)(24):
For new construction:
Filing Fee Cost
\$300
Quantity: 0

For replacing existing non-conformities:

\$150

1

For demolition of main building:

\$2,250

0

For demolition of accessory building or structure:

\$250

0

For fences, walls, play equipment, trees, hedges, shrubbery in the public right-of-way:

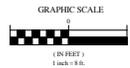
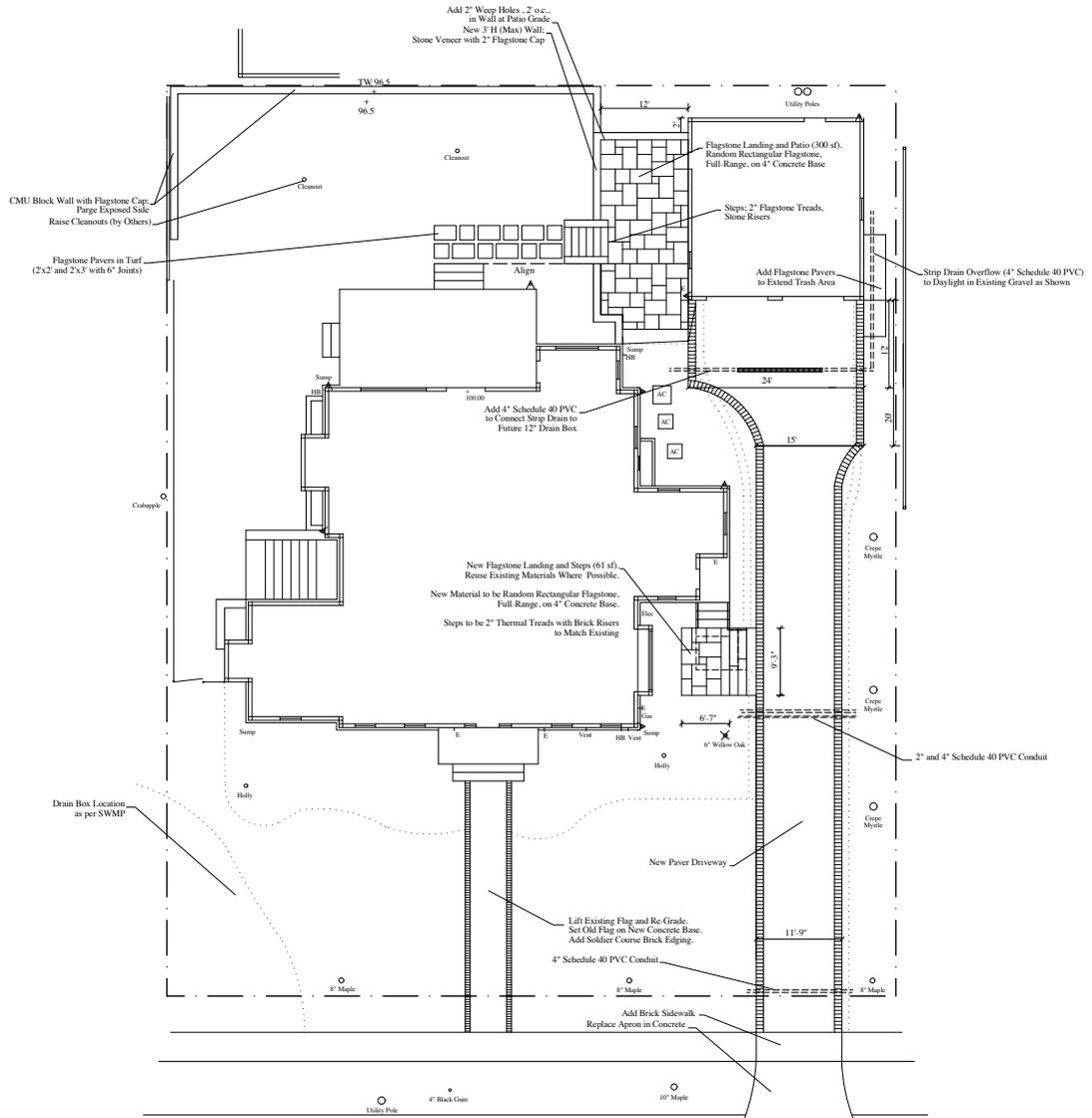
\$300

0

File Upload

[Butswinkas-HardscapeRev8.pdf](#)

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EVERETT

■ GARDEN DESIGNS LLC ■
202.465.5740
www.everettgardendesigns.com

TITLE: HARDSCAPE PLAN, REV

DATE: 11-5-19, 12-13-19, 1-20-20, 1-21-20,
2-4-20, 2-6-20, 2-10-20, 2-25-20, 3-1-20, 3-2-20, 4-1-20, 7-9-20

BUTSWINKAS RES

4 Quincy Street
Chevy Chase, MD

SCALE: 1/8" = 1'

NORTH:



Feather & Assoc.

Tolbert V. Feather, Ph.D.

*Advisors for: Landscape Development
Landscape Management, Plant Pest Management*

Chevy Chase Village
5906 Connecticut Avenue
Chevy Chase, MD 20815

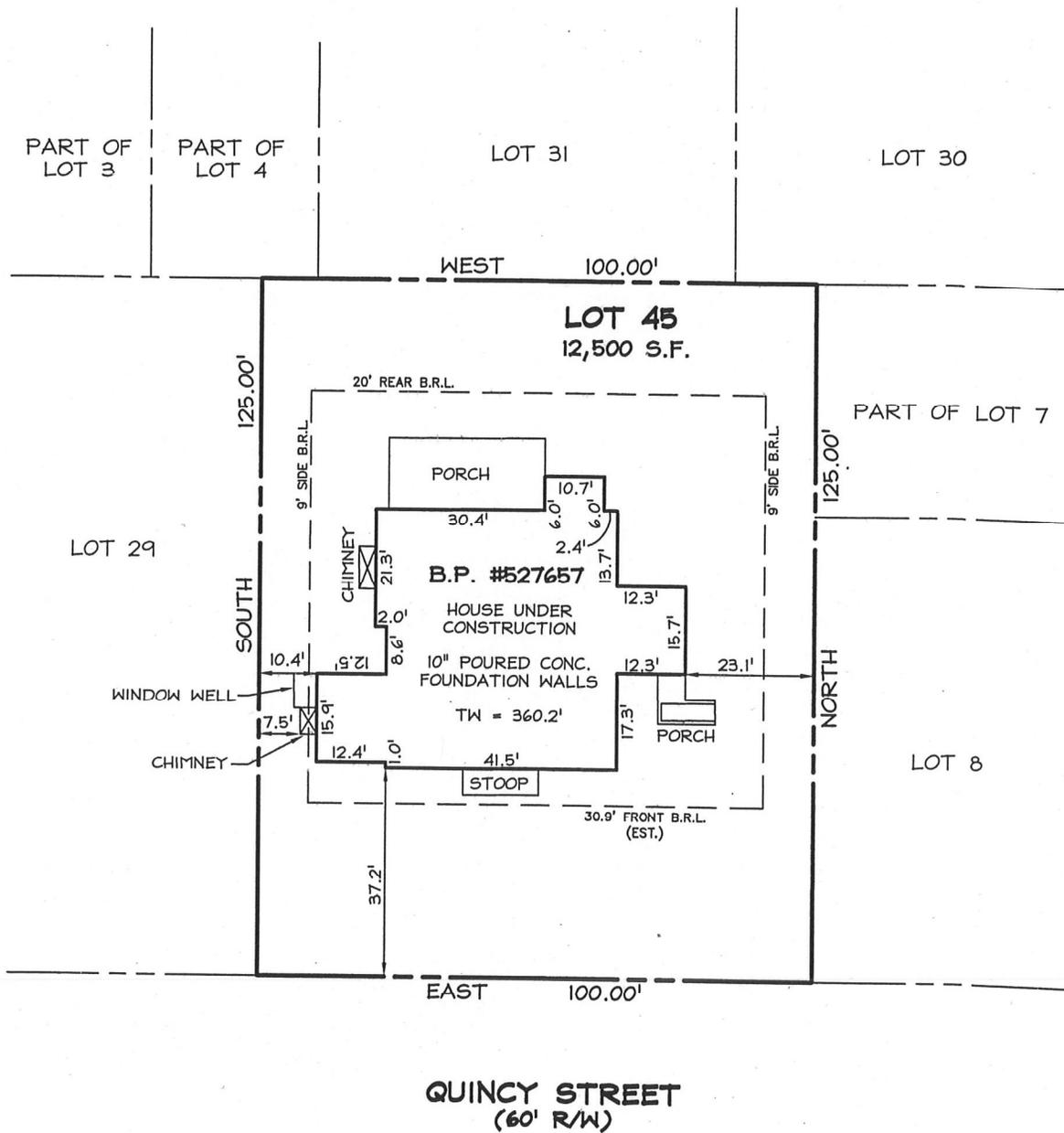
April 7, 2020

Tree Preservation Plan – 4 Quincy Street

I recommend issuance of the Building Permit conditioned on the Owner's compliance with the tree preservation plan shown on the attached sheet and as stated below.

I visited the site on Friday April 3, 2020 and reviewed the drawings. No tree protection is required for this project.

4) STREET ADDRESS: #4 QUINCY STREET.



QUINCY STREET
(60' R/W)



4 QUINCY STREET
LOT 28, BLOCK 58
CHEVY CHASE - SECTION 2
WALL CHECK DRAWING

SURVEYOR'S CERTIFICATE

THE INFORMATION SHOWN HEREON HAS BEEN BASED UPON THE RESULTS OF A FIELD INSPECTION PURSUANT TO THE DEED OR PLAT OF RECORD. EXISTING STRUCTURES SHOWN HAVE BEEN FIELD LOCATED BASED UPON MEASUREMENTS FROM PROPERTY MARKERS FOUND OR SET. NO TITLE REPORT FURNISHED. SUBJECT TO ALL EASEMENTS AND CONDITIONS OF RECORD.

David John Ritchie

DAVID JOHN RITCHIE
PROFESSIONAL LAND SURVEYOR, MARYLAND REG. No. 21172



CAS ENGINEERING
CIVIL ENGINEERING • SURVEYING • LAND PLANNING
A DIVISION OF CAS ENTERPRISES, INC.
108 West Ridgeville Blvd., Suite 101, Mt. Airy, MD 21771
Phone: (301) 607-8031 Fax: (301) 607-8045

DATE OF LOCATIONS:	REFERENCES:	SCALE: 1" = 30'
WALL CHECK: 06/25/10	BOOK: 99	DRAWN BY: JAH
HOUSE LOC.: N/A	PLAT: 11172	JOB #: 09-073
DWG: 09073_WC.dwg		

N:\year 2009\09073_WC.dwg 10/14/2010 10:31:30 AM EDT

Online Form Submittal: Website Posting Notice for Appeal, Special Permit and Variance Hearing

noreply@civicplus.com <noreply@civicplus.com>

Tue 7/14/2020 10:16 AM

To: Village, Chevy Chase <ChevyChase.Village@montgomerycountymd.gov>; CCV Permitting <ccvpermitting@montgomerycountymd.gov>

[EXTERNAL EMAIL]

Website Posting Notice for Appeal, Special Permit and Variance Hearing

Case Number: 7742

Hearing Date: 7/14/2020

(Section Break)

By signing below, I acknowledge as the applicant/appellant in the above-referenced case number that all supporting information and documentation for my case will be posted on the Village's website at for review by the general public.

Applicant/Appellant Name Dane Butswinkas

Phone Number: 202-494-1361

Address: 4 Quincy Street

Email Address: janet@eclgd.com

Applicant/Appellant Signature: Dane Butswinkas

(Section Break)

Agent Name for applicant/appellant: *Field not completed.*

Phone Number: *Field not completed.*

Address: *Field not completed.*

Email Address: *Field not completed.*

Signature of agent: *Field not completed.*

(Section Break)

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