

A-6068

Administrative Special Permit

Replace a wood fence measuring six feet, six inches (6'-6") in height located in the Connecticut Avenue and West Newlands Street public rights-of-way.

Mr. & Mrs. Presley Smith
1 West Melrose Street

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 A-6068
MR. & MRS. PRESLEY SMITH
1 WEST MELROSE STREET
CHEVY CHASE, MARYLAND 20815

The applicants seek an administrative special permit pursuant to Section 8-13 of the Chevy Chase Village Building Code to replace a wood fence measuring six feet, six inches (6'-6") in height located in the Connecticut Avenue and West Newlands Street public rights-of-way.

The Chevy Chase Village Code § 8-31 (c) states:

Except as provided in Section 8-31(b), no structures, play equipment, fence, wall, tree, hedge or shrubbery, or any other growth shall be permitted on public property devoted to private use without a special permit from the Board of Managers.

Additional information regarding this appeal may be obtained at the Chevy Chase Village Office between the hours of 9:00 a.m. and 5:00 p.m. Monday through Friday, may be viewed on the Village website at www.chevychasevillagemd.gov or you may contact the office for this information to be mailed to you.

This notice was mailed to abutting and confronting property owners on the 19th day of January, 2012. 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 Section 8-12 of the Chevy Chase Village Building Code.

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

Chevy Chase Village

Application for a Special Permit

Chevy Chase Village Code Section 8-1(aa) 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.

Subject Property: <u>1 W. MELROSE ST.</u>	
Describe the Proposed Project: <u>REPAIR/REPLACE EXISTING FENCE w/ LIKE MATERIALS + CONSTRUCTION.</u>	
Applicant Name(s) (List all property owners): <u>PRESELEY + LAURA SMITH</u>	
Daytime telephone: <u>(202) 413-5033</u>	Cell: <u>SAME</u>
E-mail: <u>ASMITH@GOFIRSTHOME.COM</u>	
Address (if different from property address):	
For Village staff use:	
Date this form received: <u>1/13/12</u>	Special Permit No: <u>A-6078</u>

Filing Requirements:

Application will not be accepted or reviewed until the application is complete

- Completed Chevy Chase Village Application for a Special Permit (this form)
- Completed Chevy Chase Village Building Permit Application
- A boundary survey or plat diagram with a margin of error of one tenth of a foot or less showing all existing structures, projections and impervious surfaces.
- Surveys, plats, engineering reports, construction plans/specifications or other accurate drawings showing boundaries, dimensions, and area of the property, as well as the location and dimensions of all structures/fences/walls/etc., existing and proposed to be erected, and the distances of such structures/fences/walls/etc., from the nearest property lines. These drawings shall incorporate and display reference dimensions from the boundary survey or plat diagram required above.
- Copy of Covenants, except for special permits authorized by Sections 8-22, 8-26 or Article IV of Chapter 8 of the Chevy Chase Village Code.
- Applicable special permit fee listed in Chapter 6 of the Village Code.

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 and that I or an authorized representative will appear at the scheduled public hearing in this matter. I hereby authorize the Village Manager, or the Manager's designee, and/or the Board of Managers 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.

Applicant's Signature: [Signature]

Date: 1-13-12

Applicant's Signature: [Signature]

Date: 1/13/2012

Describe the basis for the special permit request (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:

I AM REPLACING/REPAIRING AT THE SAME HEIGHT
AND AT SAME LOCATION

Describe the reasons why the special permit can be granted without substantial impairment of the intent and purpose of Chapter 8 of the Chevy Chase Village Code, entitled *Buildings and Building Regulations*:

IT IS NOT ALTERING EXISTING CONDITIONS.

In exercising its powers in connection with a special permit request, the Chevy Chase Village Board of Managers may reverse or affirm, wholly or partly, or may modify the requirement, decision or determination as it deems appropriate.

Special Permit Filing Fees	Checks Payable To: Chevy Chase Village 5906 Connecticut Ave. Chevy Chase, MD 20815
<i>Per Village Code Sec. 6-2(a)(24):</i> <input type="checkbox"/> \$300.00 for new construction. <input checked="" type="checkbox"/> \$150.00 for replacing existing non-conformities. <input type="checkbox"/> \$2,250.00 for demolition of main building. <input type="checkbox"/> \$300.00 for demolition of accessory building or structure. <input type="checkbox"/> \$300.00 for fences, walls, play equipment, trees, hedges, shrubbery in the public right-of-way.	Date Paid: 1/13/13 Staff Signature: 
Fee Paid: \$150.00 check # 105.00	

NOTE: THIS PROPERTY LIES IN FLOOD ZONE C, AN AREA OF MINIMAL FLOODING AS DELINEATED ON THE MAPS OF THE NATIONAL FLOOD INSURANCE PROGRAM

Landtech Associates, Inc.

7307 Baltimore Avenue Suite 214
College Park, MD 20740
301-277-88



Ingress/Egress Easement
* L.10874 F.264

Lot 11

EAST 55.0

NORTH 38.89

WEST NEWLANDS STREET
R=186.32
A=85.22

House Connection Easement * L.10874 F.267
NOTE: 25' Building Restriction Line shown on original record plat (Plat Book 2 Plat Number 106) but not shown on record plat of resubdivision.

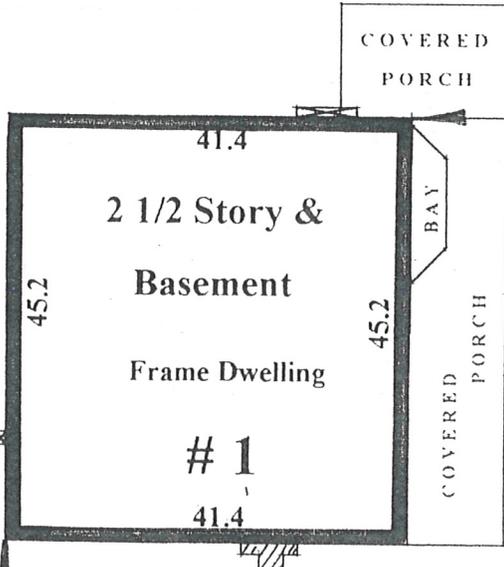
Lot 12

16,667 Square Feet

* Agreement recorded in L.10874 F.254
** Declaration : L.3834 F.457

125.0

Lot 13



COVERED PORCH

BAY

2 1/2 Story & Basement

Frame Dwelling

#1

COVERED PORCH

CONCRETE WALK

78' (+/-1')

SOUTH CONNECTICUT AVENUE

81.70

6'

10' P.U.E.

NORTH

28' (+/-1')

10' P.U.E.

GATE

WEST WEST MELROSE STREET 105.0

REPLACE EXISTING FENCE

private property
r.o.w

Location Drawing of:
#1 West Melrose Street
LOTS 12 & 13, BLOCK 48
Resubdivision of Lot 1 & Pt. of Lot 2
SECTION 2
CHEVY CHASE
Montgomery Co., MD

A=52.36
R=50.00

Location Drawing of:
#1 West Melrose Street
LOTS 12 & 13, BLOCK 48
Resubdivision of Lot 1 & Pt. of Lot 2
SECTION 2
CHEVY CHASE
Montgomery Co., MD

NOTE : A.T. & T. R/W (L.1026 F.219) Not Plottable.

LOT: 12 BLOCK: 48
PLAT BK: 190 PLAT#: 20823

**Chevy Chase Village
Building Permit Application
for Fences & Walls**

Permit No: A-6078

Property Address: <u>1 WEST MELROSE STREET</u>	
Resident Name: <u>PRESELY SMITH</u>	
Daytime telephone: <u>(202) 413-5033</u>	Cell phone: <u>SAME</u>
After-hours telephone: <u>SAME</u>	
E-mail: <u>ASMITH@GOFIRSTHOME.COM</u>	
Primary Contact for Project:	
<input checked="" type="checkbox"/> Resident <input type="checkbox"/> Architect <input type="checkbox"/> Project Manager <input type="checkbox"/> Contractor*	
*MHIC/MD Contractor's License No. (required): <u>9989</u>	
Primary Contact Information:	
Name: <u>SAME AS ABOVE</u>	
Daytime telephone:	After-hours telephone:
E-mail:	
Description of Fence or Wall Project:	
<u>REPLACE EXISTING FENCE W/ LIKE MATERIALS & CONSTRUCTION.</u>	
Check appropriate box:	
<input type="checkbox"/> Fence or wall to be constructed is: (1) new, (2) an enlargement of an existing fence or wall, or (3) replacing an existing fence or wall with one of a different kind.	
<input checked="" type="checkbox"/> Fence or wall to be constructed is replacing an existing fence or wall with the same kind and in the same location.	
Parking Compliance:	
Is adequate on-site parking available for the construction crews? <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	
If no, please attach a parking plan which minimizes inconvenience to neighboring residents, and indicate if the property is in a permit parking area.	
Will road closings be required due to deliveries, equipment or other reasons? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	
<i>To be completed by Village staff:</i>	
Is this property within the historic district? Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>	Staff Initials: <u>CS</u>
Date application filed with Village: <u>11/3/12</u>	Date permit issued: _____ Expiration date: _____

**Building Permit Application for Fences and/or Walls:
Filing Requirements**

Application will not be reviewed until the application is complete

- Copy of stamped drawings approved by Montgomery County Department of Permitting Services (DPS) and the Historic Preservation Commission (HPC), if required. Every page of drawings must be clearly stamped.
- This application form, signed by resident.
- Boundary Survey
- Site Plan (see: Village Site Plan Checklist to ensure completeness)
- Building plans and specifications
- Tree Preservation Plan requested of Village arborist (see: Village Tree Inspection Request form). All required tree protections must be fully installed before any work begins.
- Filing Fee (due at time of application). Fee schedule is listed in Chapter 6 of the Village Code.
- Damage deposit or performance bond (due when permit is issued). Amount will be set by Village Manager.

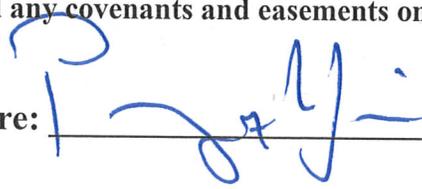
Once this permit application is complete, the Village Manager will review the application and accompanying documents and, under most circumstances, act on the application within 5 to 10 working days.

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.

Applicant's Signature:



Date:

1-14-12

For Use By Village Manager	Application approved with the following conditions:

For Use By Village Manager <div style="border: 2px solid black; padding: 5px; text-align: center;"> <h1 style="margin: 0;">DENIED</h1> <p style="margin: 0;">JAN 17 2012</p> <p style="margin: 0;">Chevy Chase Village Manager</p> </div>	Application denied for the following reasons:
	<i>Handwritten:</i> Portions in the public rights-of-way (Conn. Ave + W. Newlands St.) require a special permit due to height.

Filing Fees (due when application submitted)	Checks Payable to:
Permit Application Fee: <input type="checkbox"/> \$30.00 (if fence or wall is new, enlarged or replaced with different kind) <input checked="" type="checkbox"/> \$15.00 (if fence or wall is being replaced in-kind and in the same location) <input type="checkbox"/> \$50.00 (if construction is in the Public Right-of-way) <i>check # 2306</i>	Chevy Chase Village 5906 Connecticut Ave. Chevy Chase, MD 20815
Tree Preservation Plan Fee: <input type="checkbox"/> \$250.00 <input type="checkbox"/> Not required for this project	
TOTAL Fees: <i>\$15.00</i>	Date: <i>1/17/12</i> Staff Signature: <i>[Signature]</i>
Damage Deposit/Performance Bond <input type="checkbox"/> \$ _____ <input type="checkbox"/> Waived by Village Manager	Date: Staff Signature:

For Village Staff use: Field file for inspections by Code Enforcement Officer has been created: <input type="checkbox"/> Yes (Date: _____)
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