#### MONTGOMERY COUNTY HISTORIC PRESERVATION COMMISSION STAFF REPORT

Address:

3948 Washington St., Kensington

**Meeting Date:** 

1/10/2018

Resource:

**Outstanding (Primary One) Resource** 

Report Date:

1/3/2018

Kensington Historic District

**Public Notice:** 

12/28/2017

**Applicant:** 

James Cooper

Tax Credit:

N/A

Review:

**HAWP** 

Staff:

Michael Kyne

Case Number:

31/06-17H

PROPOSAL:

Handrail installation

#### **STAFF RECOMMENDATION:**

Staff recommends that the HPC approve the HAWP application.

#### **ARCHITECTURAL DESCRIPTION**

SIGNIFICANCE: Outstanding (Primary One) Resource within the Kensington Historic District

STYLE:

Colonial Revival Eclectic

DATE:

1893

#### **PROPOSAL:**

The applicant proposes the following work items at the subject property:

Wooden handrail installation on each side of the front porch steps.

#### APPLICABLE GUIDELINES

When reviewing alterations and new construction within the Kensington Historic District several documents are to be utilized as guidelines to assist the Commission in developing their decision. These documents include the Amendment to the Master Plan for Historic Preservation: Kensington Historic District (Amendment), Vision of Kensington: A Long-Range Preservation Plan (Vision), 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.

#### Vision of Kensington

In accordance with Section 1.5 of the Historic Preservation Rules, Guidelines, and Procedures (Regulation No. 27-97), the Commission in developing its decision when reviewing a Historic Area Work Permit application for an undertaking involving a resource within the Kensington Historic District may use the Vision to determine the appropriateness of a proposal. The goal of the Vision "was to establish a sound database of information from which to produce a document that would serve the HPC, M-NCPPC, their

staff, and the community in wrestling with the protection of historic districts amidst the pressures of life in the 21st century."

In addition, the *Vision* provides a specific physical description of the district as it was at the time of the study, an analysis of character-defining features of the district, a discussion of the challenges facing the district, and a discussion of proposed strategies for maintaining the character of the district, while allowing for appropriate growth and change.

The *Vision* identifies the following, as those features that help define the character of Kensington's built environment:

- Building Setbacks: Residential and Commercial Patterns
- Rhythm and Spacing between Buildings
- Geographic and Landscape Features
- · Scale and Building Height
- Directional Expression of Buildings
- Roof Forms and Materials
- Porches
- Dominant Building Material
- Outbuildings
- Integrity of Form, Building Condition, and Threats
- Architectural Style

#### The Amendment notes that:

The district is architecturally significant as a collection of late 19th and early 20th century houses that exhibit a variety of architectural styles popular during the Victorian period including Queen Anne, Shingle, Eastlake, and Colonial Revival. The houses share a uniformity of scale, setbacks, and construction materials that contribute to the cohesiveness of the district's streetscapes. This uniformity, coupled with the dominant design inherent in Warner's original plan of subdivision, conveys a strong sense of both time and place, that of a Victorian garden suburb.

#### Sec. 24A-8. Same-Criteria for issuance.

- (a) 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.
- (b) 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; [emphasis added] 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 1 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. 94, § 1; Ord. No. 11-59.)

#### Secretary of Interior's Standards for Rehabilitation

The Secretary of the Interior defines rehabilitation as "the act or process of making possible a compatible use for a property through repair, alterations, and additions while preserving those portions or features, which convey its historical, cultural, or architectural values." The *Standards* are as follows:

- 1. A property shall be used for its historic purpose or be placed in a new use that requires minimal change to the defining characteristics of the building and its site and environment.
- 2. 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.
- 3. Each property shall be recognized as a physical record of its time, place, and use. Changes that create a false sense of historical development, such as adding conjectural features or architectural elements from other buildings, shall not be undertaken.
- 4. Most properties change over time; those changes that have acquired historic significance in their own right shall be retained and preserved.
- 5. Distinctive features, finishes, and construction techniques or examples of craftsmanship that characterize a historic property shall be preserved.
- 6. Deteriorated historic features shall be repaired rather than replaced. Where the severity of deterioration requires replacement of a distinctive feature, the new feature shall match the old in design, color, texture, and other visual qualities and, where possible, materials. Replacement of missing features shall be substantiated by documentary, physical, or pictorial evidence.
- 7. Chemical or physical treatments, such as sandblasting, that cause damage to historic materials shall not be used. The surface cleaning of structures, if appropriate, shall be undertaken using the gentlest means possible.
- 8. Significant archaeological resources affected by a project shall be protected and preserved. If such resources must be disturbed, mitigation measures shall be undertaken.
- 9. New additions, exterior alterations, or related new construction shall not destroy historic materials that characterize the property. The new work shall be differentiated from the old and shall be compatible with the massing, size, scale, and architectural features to protect the historic integrity of the property and its environment.

10. New additions and adjacent or related new construction shall 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

The applicant's HAWP for a retroactive storm door replacement, storm door repairs, and the installation of handrails at the central front porch steps was previously reviewed at the August 16, 2017 HPC meeting. The Commission approved the storm door replacement and storm door repairs, but, at the applicant's request, continued consideration of the handrails to a later meeting.

The applicant originally proposed to install wooden handrails on each side of the central front porch steps, matching the design of the original/existing porch railing. The applicant previously indicated that there is no evidence that handrails ever existed at the central front porch steps, and, staff suggested that, due to their location and visual prominence, the central front porch steps without handrails are a character-defining feature of the subject property that should be preserved.

However, because handrails may be required to satisfy safety concerns and/or codes, staff recommended a condition of approval, stipulating that the proposed handrails will be differentiated from the porch railings, with final review and approval delegated to staff. Staff suggested that one appropriate solution would be simple black metal handrails that recede from view when viewing the house from the public right-of-way. This would ensure that the proposed handrails are not misconstrued as being original to the house and that the house's character-defining features can be clearly discerned.

In their current submission, the applicant has proposed two alternative handrails – Handrail 1, which is similar to the existing/original porch railing, but with different dimensions, and Handrail 2, which is more modern than the existing/original porch railing. The applicant also proposes balusters and a bottom rail with different dimensions than the existing/original porch railing (see Circle \_\_\_\_\_ for details).

Staff finds that the applicant has attempted to address the previous concerns regarding differentiation, and that the two proposed alternatives are sufficiently differentiated from and compatible with the subject property. Staff recommends approval, with the final selection of Handrail 1 or Handrail 2 at the applicant's discretion; however, if the Commission finds that another alternative (such as simple black metal handrails) would be more appropriate, they may add a condition of approval, specifying materials and/or design.

After full and fair consideration of the applicant's submission staff finds the proposal as being consistent with the Criteria for Issuance in Chapter 24A-(b) 1 and 2, having found the proposal is consistent with the Secretary of the Interior's Standards for Rehabilitation, Amendment to the Master Plan for Historic Preservation: Kensington Historic District, and Vision of Kensington: A Long-Range Preservation Plan outlined above.

#### STAFF RECOMMENDATION:

Staff recommends that the Commission <u>approve</u> the HAWP application under the Criteria for Issuance in Chapter 24A-8(b), (1), (2) & (d) having found that the proposal will not substantially alter the exterior features of the historic resource and is compatible in character with the district and the purposes of Chapter 24A;

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 final project design details, not specifically delineated by the Commission, shall be approved by HPC staff or brought back to the Commission as a revised HAWP application at staff's discretion;

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 <u>contact the staff person</u> assigned to this application at 301-563-3400 or michael.kyne@montgomeryplanning.org to schedule a follow-up site visit.



#### HISTORIC PRESERVATION COMMISSION 301/563-3400

## APPLICATION FOR HISTORIC AREA WORK PERMIT

Contact mail: JY Cooper.	990 Vahor Contact Person: JALHES LOCPER
	Daytime Phone No.: 301 953 4323
Tax Account No.:	
Name of Property Owner Ames Co	20PER Novime Place No. 30/9854825
Address: 3948 WAShin	STON ST KENSINGTON MD 20895  City Start Tacode
Street Mamber	City Stark In Code
	Phone Ne.:
Contractor Registration No.:	
Agent for 0 vmer:	Daytime Phone No.:
LOCATION OF BUILDING PRESENTS:	
	stook WAShington ST.
Immerion TRASIAC YOLA	Nonrest Cross Street Pros Pec 7 5 T
54	Notices Cross Street Pros Frec 1 57
	bdivision: Kensur, Tou Rakk
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☐ Move ☐ Restall ☐ Wreck/Rep	
☐ Revision ☐ Repair ☐ Revocable	☐ Fence/Well (complete Section 4) ☐ Other:
18. Construction cost estimate: \$ 50	<u>ه</u>
1C. If this is a revesion of a previously approved active	Dermit see Permit d
PARTY MORNE MEDICAL PROPERTY AND	non the sample working the
2A. Type of sewage disposal: 01 🛭 WSSC	02 🗆 Septic 93 🗅 Other:
2B. Type of water supply: 01 SK-WSSC	02 🗇 Well 03 🗇 Other:
27.14 cm 4 g 60% 1 at 40% 140 140 140 140 140	
JA. Height leet inches	
3B. Indicate whether the fence or reteining wall is to	hamman and a second
And the second s	
T) EUD	rely on land of owner   On public right of way/assement
heraby cardly that I have the authority to make the fo	wegoing application, that the application is correct, and that the construction will comply with plans
approved by all agencies listed and I haraby acknowle	regards apparation, that the application is correct, and that the construction will comply with plans adja and accept this to be a condition for the issuance of this permit.
	, ,
	7/10/17
Signature of owner or surficined eg	/Date
A research	
Approved;	For Chairperson, Historic Preservation Commission
Signature:	Drie;
Application/Permet No.:	Date Filed: Date leased;

SEE REVERSE SIDE FOR INSTRUCTIONS

BN6049

Edit 6/21/99

(Co)

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

1	. У	VRITTEN DESCRIPTION OF PROJECT
		Description of existing structure(s) and environmental setting, including their historical features and significance:  EXISTING STVUCTUVE IS A Primary Fesource in the Kenson For
		Historic District built in 1893. Porch Stair Configuration is
		Original, but the wood Steps HAVE been reconstructed MANY Times.
	b.	General description of project and its effect on the historic resource(s), the environmental setting, and, where applicable, the historic district
		See Addendum
2,		IE PLAN
	Sit	e and environmental setting, drawn to scale. You may use your plat. Your site plan must include:
	₽,	the scale, north arrow, and date;
	b.	dimensions and groupesed structures; and
		site features such as walkways, driveways, fences, ponds, streems, tresh dumpsters, mechanical equipment and landscaping.
3.	PL	ans 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 professed.
	Ł	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.	Elsvations (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.	MA	TERIALS SPECIFICATIONS
	Gen	eral description of meterials and manufactured items proposed for incorporation in the work of the project. This information may be included on you go drawings.
5.	PH	TOGRAPHS
	4,	Clearly isbaled 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 pisced on the front of photographs.
6.	IRE	E SURVEY
	if yo musi	u are proposing construction adjacent to or within the dripline of any tree 5° or larger in diameter (at approximetely 4 feet above the ground), you 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 first 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 its directly across



#### Addendum 1. b

#### Description of Project

#### 1.b.1.

For safety reasons, we seek to add handrails on both sides of the stairs to match the existing porch rail in profile and materials. As far as we know, the stairs were built originally without handrails.

#### b. 2.

We seek retroactive approval for the replacement of a wood and glass storm door at the basement entrance in the addition to the house built in 1987. In 2016, I applied for historic preservation tax credit for a number of different 2015 repair projects, one of which included a replacement of this storm door to the below ground level basement door which is obstructed from street view. The entrance is on the north side of the house and is accessed by concrete stairs down to a concreted-bottomed stairwell, which takes a lot of water during storms. The wood and glass storm door took on rot and eventually eroded due to constant splash and exposure to the rain, and began in 2015 to erode the existing interior wooden door. Thus, I replaced the rotten storm door with a high-quality Anderson metal and glass door [see attached pictures and specs/bill] that is identical in appearance to the storm door that it replaced, both for reasons of weather-tightness and for better security.

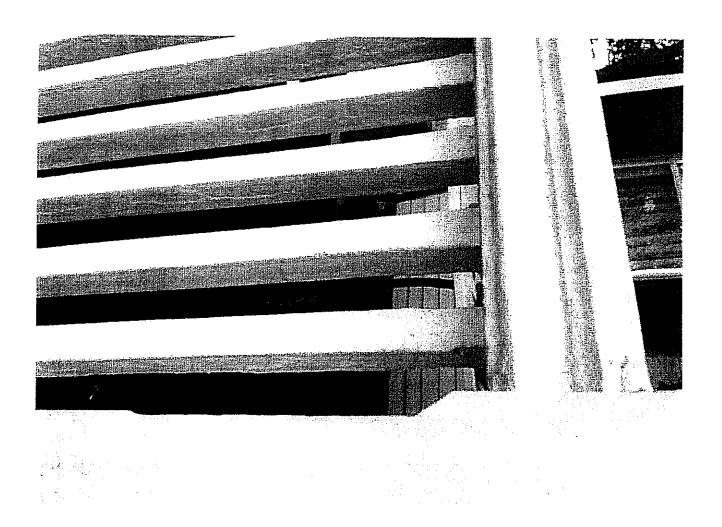
In December 2016, I received a call from Michael Kyne telling me that HPC was disallowing these repairs because I hadn't gotten HPC approval prior to purchasing and installing the new storm door. However, he suggested that if I presented this work to the HPC in 2017 and explained that I wasn't aware that the storm door replacement needed prior HPC approval for tax credit consideration, that the HPC might consider the issue for review now and possible approval for a future tax credit.

#### b. 3.

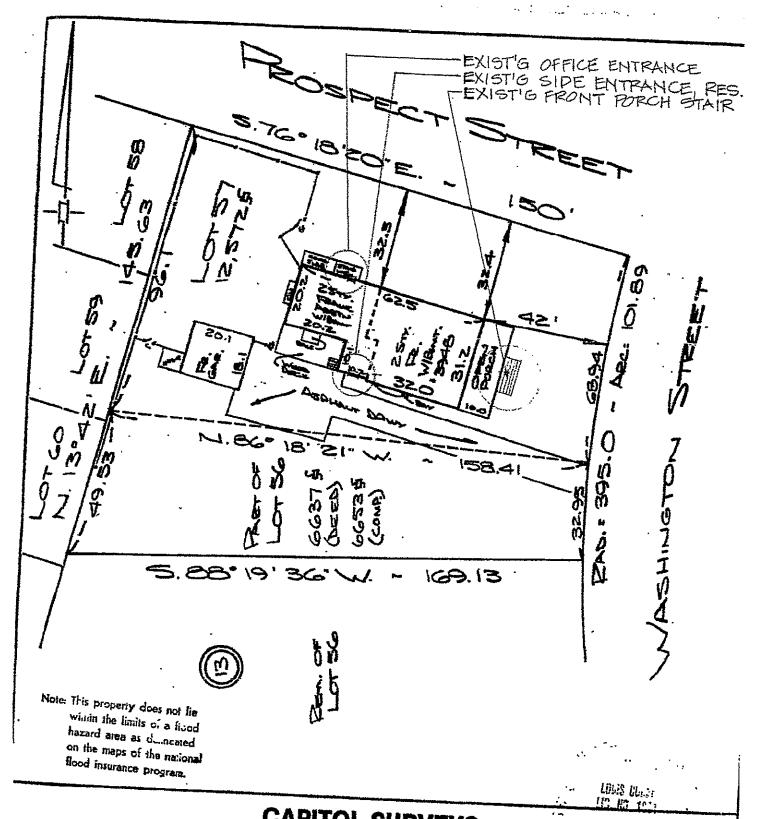
We now have a wood and interchangeable glass/screen storm door [see attached pictures] on the side entrance to the house on the south side, which has similarly rotted and has broken open this year. We have removed the broken storm door and are seeking HPC approval prior to repair of the existing door including the glass and screen insert frames.











### **CAPITOL SURVEYS**

NOTE: This drawing is not intended to establish property lines. It cannot be used for construction purposes. As information shown hereon taken from the land records of the county or city in which the property is located and field work performed.

LOT 57 4 Fran BLOCK 13

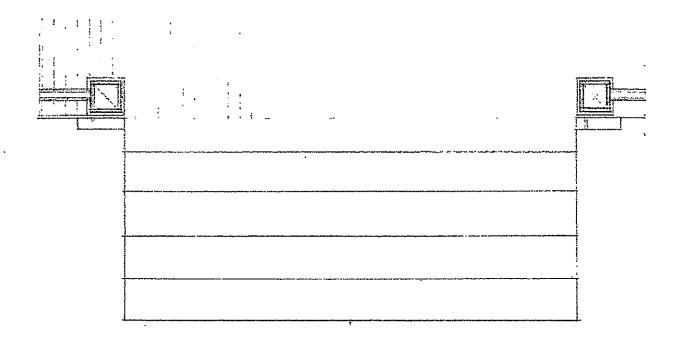
MONTGOMERY COUNTY, MARYLAND

Recorded in Plat Book S Plat 4 Scale 1" = 30"

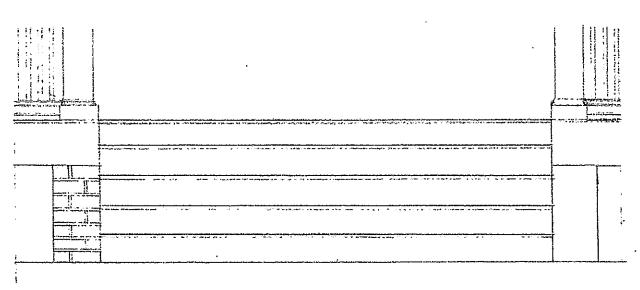
I hereby carsity that the position of all the existing improvements on the above described properly have been established by accepted field practices, and that strikes otherwise above there are no visible enorganisms.

LOUIS COHEN

#### COOPER RESIDENCE 3940 WASHINGTON ST., KENSINGTON EXISTING PORCH STAIR

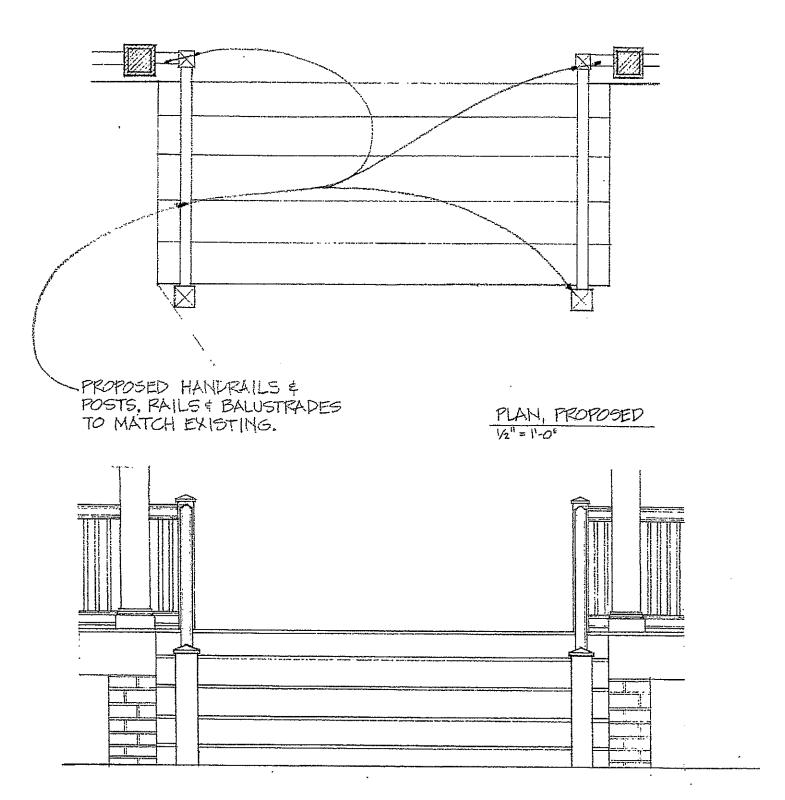


## STAIR PLAN, EXISTING

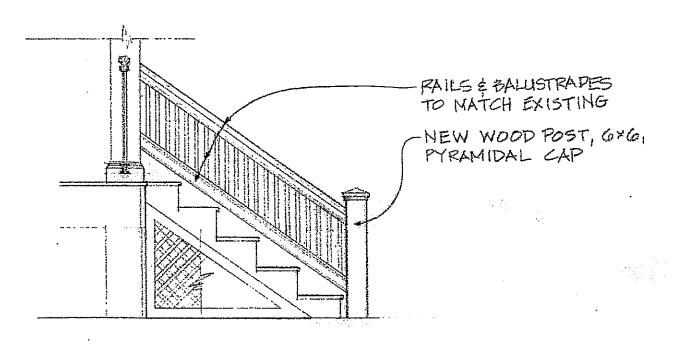


STAIR ELEVATION, EXISTING

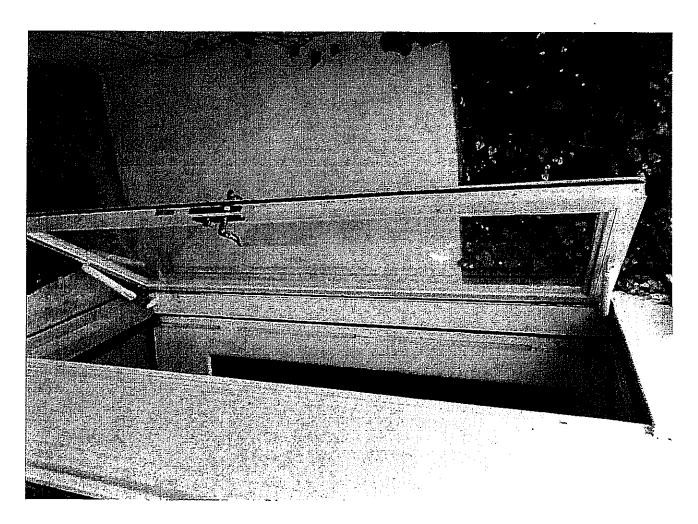
## COOPER RESIDENCE PROPOSED STAIR RAIL



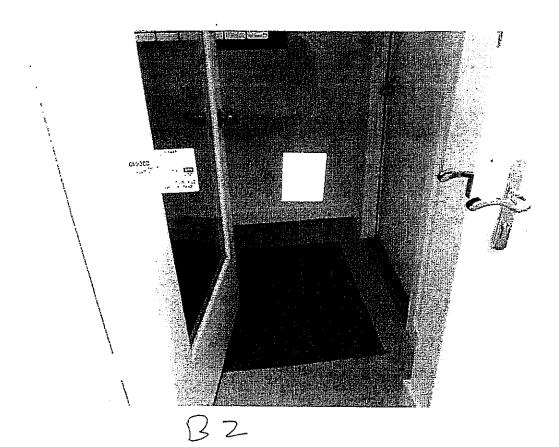
ELEVATION, PROPOSED...



SIDE ELEVATION, PROPOSED



B 2 Replaced Anderson Storm door.



Replaced Anderson Stormdown.





#### More saving. More doing.™

14000 GEORGIA AVE ASPEN HILL, MD 20906 (301)871-0603 BRIAN CONWAY-MANAGER

00097 25797

08/08/15 01:20 PM

CASHIER - SPOS01

ORDER ID: 2558-697716

669,08

RECALL AMOUNT

669.08

SUBTOTAL 40.15 SALES TAX \$709.23 TOTAL

XXXXXXXXXXXXXX0460 VISA AUTH CODE 06739G/4973294 709.23 TA

P.O.#/JOB NAME: StormDoor



2558 97 25797 08/08/2015 4837

THE HOME DEPOT RESERVES THE RIGHT TO LIMIT / DENY RETURNS. PLEASE SEE THE RETURN POLICY SIGN IN STORES FOR DETAILS.

BUY ONLINE PICK-UP IN STORE AVAILABLE NOW ON HOMEDEPOT.COM. CONVENIENT, EASY AND MOST ORDERS READY IN LESS THAN 2 HOURS!

#### ENTER FOR A CHANCE TO WIN A \$5,000 HOME DEPOT GIFT CARD!

Share Your Opinion With Us! Complete the brief survey about your store visit and enter for a chance to win at:

www.homedepot.com/opinion

COMPARTA SU OPINION EN UNA BREVE ENCUESTA PARA LA OPORTUNIDAD DE GANAR.

> User ID: GVM3 54441 51980

> > Password: 15408 51883

Entries must be entered by 09/07/2015. Entrants must be 18 or older to enter. See complete rules on website. No purchase necessary.

109.23

ANDERSEN STORM DR

25 x 78 1/2

3.1:T

51528450 BX:2:1:

607393 132799-0034

**SU14** 02:53 CUT > TEMPER > SHIP

> Questions on installation? Missing or damaged parts?

Please DO NOT return to the store.

Please call 1-800-933-3626 for consumer/homeowner service.

Before calling, please locate the serial number on the inside hinge of the door.

¿Dudas sobre la Instalación? ¿Faitan piezas o están dañadas?

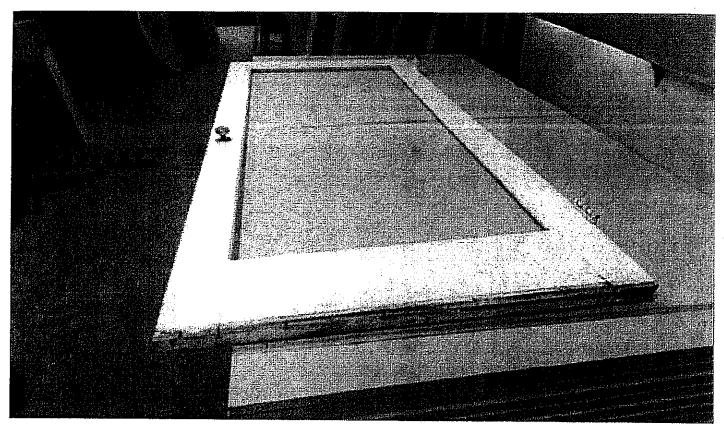
NO devuelva el producto a la tienda.

Comuníquese al 1-800-933-3626 para solicitar el Servicio al consumidor/propietario.

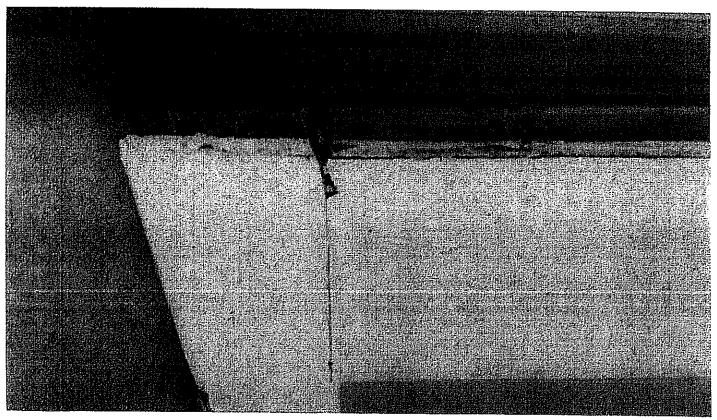
Antes de llamar, ubique el número de serie que se encuentra en el interior de la bisagra de la puerta.

Andersen Y EMCO

Name Toopper	
Address 3948 Washington st formington 20895	
Address - 29 4 8 Washing 1011	
Phone	
Power wash  Wash exterior windows and storm  Caulk where needed  Scrape and sand peeling paint  Prime bare wood  Paint—coat finish paint	ed South
Trim Siding Stephen Stephen and reprinted Siding Stephen Steph	repair be form storms
· Garage door	
"Downspouts - en chermer, orglage and paint	
* Shutters —	
Others	
*Cover side walks and bushes  * Cleanup work area  Additional work will be discussed and priced  Deposit required prior to starting work ———————Remainder due upon completion	
Signed Modely C. Romes Date 10/12/15	



B. 3: Broken Storm door - South side



## HAWP APPLICATION: MAILING ADDRESSES FOR NOTIFING [Owner, Owner's Agent, Adjacent and Confronting Property Owners]

Owner's mailing address  JAMES COOPER  3947 WASHINGTON ST.  Kensington, Md. 20895	Owner's Agent's mailing address
Adjacent and confrontin	ng Property Owners mailing addresses
HALARAMIE Frazier 3942 WASHINGTON ST. Kensigten Md 20895	Kristen & Mire Herehan 3951 Baltimire St, Keusing for MD 20895
Patricia Metzger 3947 WAShing Ton ST. Heasing Ton MO.	
Wm + Yusmedy Kerfc 4010 Prospect St. 16en gay Ton Md 20095	

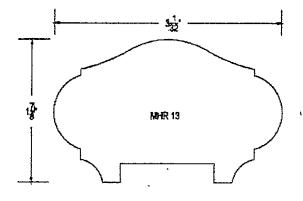
# Supplemental Information Provided for the January 10, 2018 HPC Meeting

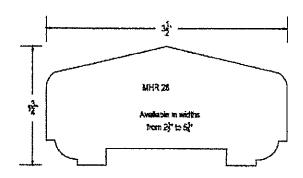
Addendum to HAWP application for addition of handralls to the front porch stair at 3948 Washington Street, Kensington

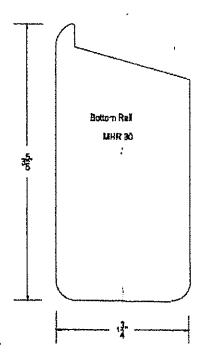
This addendum to the original application is (a) to acknowledge staff's comments regarding the original proposal to replicate the existing porch rail in adding a handrail where, as far as we know, none has existed before; and (b) to propose an alternative to the solution which was suggested by staff.

- We understand that the viewer ought to be able to clearly distinguish between the old and the new. The Secretary
  of the Interior's Standards do not, however, dictate that there ought to be a change of materials, construction type,
  or even style, to distinguish what is non-historic. Yet, personal safety is increasingly a concern in the use of these
  stairs and we seek a solution that balances historic preservation requirements with compatibility.
- The Secretary of the Interior's Standard #9 expresses that "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." In our view, the addition of an iron or other minimal rail is not compatible with the characteristic architectural features of this house. We also question whether original wood porch stairs that were built without handrails is a character-defining feature of Kensington's primary resources, since it is not clear that porch stairs were consistently built without handrails. We cannot discern a clear pattern relative to architectural styles that would indicate, one way or another, that the lack of a rail was a characteristic feature of a particular style or of the time period.
- We have walked much of the historic district in Kensington and have been confounded by the variety of new-rail
  solutions we've viewed. It is hard to know whether rails that are clearly not original to several of the primary
  resources we observed were rebuilt "in kind"; or added where there was no rail before (because there is no clear
  pattern of handrails being original to houses, or a lack thereof, to demonstrate a consistent, characteristic aspect of
  Kensington's historic houses); or indeed, whether they were constructed with benefit of required permitting, or not.
- In our case, the existing original porch handrail, bottom rail, and balusters are relatively substantial in profile as compared with typical stock wood porch rails today. We propose a solution for the porch stair that balances differentiation with compatibility, using stock wood rail components and baluster spacing that are dimensionally different enough to be readily distinguishable from the original porch rail such that there can be no confusion as to whether the new rail was of a different period. This rail would be "compatible with the historic materials, features, size, scale and proportion, and massing to protect the integrity of the property and its environment". We believe that none of the minimalist rails we've viewed would be a worthy addition in terms of compatibility and believe further that such an addition as we've seen on several other primary resources' porch stairs would detract from the architectural integrity of the existing house. Accordingly, we ask the HPC to approve the balanced solution we seek.

jim cooper







Existing porch rail assembly component dimensions in section:

Handrail: 3 %" wide x 3 %" high Balusters: 1" w x 1 3/8" deep Bottom rail: 3" wide x 3 %" high

Proposed porch rail assembly component dimensions:

Handrail: 3" wide x 1 7/8" high Balusters: 1" wide x 1" deep

Bottom rail: 13/4" deep x 35/8" high

Proposed Possible Handrail Profiles:

- Handrail: More curvilinear and in our opinion more compatible with existing porch handrail, but clearly differentiated in dimension
- (2) Handrail: More contemporary and more differentiated from the original
- (3) Bottom rail: More vertical in profile than existing porch bottom rail



