



VILLAGE OF MARTIN'S ADDITIONS

7013 Brookville Road (Second Floor, Suite B)

Chevy Chase, MD 20815-3263

Phone (301) 656-4112

www.martinsadditions.org

Agenda for Council Meeting Thursday, July 16, 2020, 7:30 PM

The Council may entertain a motion in open session to enter into a closed session, in accordance with Section 3-305(b) of the Open Meetings Act (Maryland Code, General Provisions Article).

- 6:00 PM Variance Hearing for 7200 Summit Ave
- 7:30 PM Call to Order: Fattig
- 7:31PM Officer Election
- 7:31 PM Opportunity for Council to hear residents' comments: TBD
- 7:41 PM Committee Appointments: TBD
- 7:51 PM Introduction of an Ordinance (2020-7-1) to amend chapter 7 of the Village code to regulate signs on private property and the public right-of-way.
- 8:01 PM Building Administrator's Report: Lohmeyer
- 8:11 PM Financial Matters, including Treasurer's Report: TBD
- 8:21 PM Manager's Report: Anderegg
- 8:25 PM Opportunity for Council to hear residents' comments: TBD
- 8:31 PM The Council will entertain a motion in open session to enter into a closed session, in accordance with Section 3-305(b)(1) of the Open Meetings Act (Maryland Code, General Provisions Article), to discuss personnel matters that affect one or more specific appointees, and with Section 3-305(b)(7), to consult with counsel to obtain legal advice regarding the 2020 election.
- 9:00 PM Adjourn

*Please Note: Listed times are approximate.



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Virtual Meeting Information

Below is the information for those residents who would prefer to dial in remotely or video in to the Council meeting.

1. Dial-In Option

Call: 1 301 715 8592

When prompted, enter the Meeting ID: 814 8078 4583 (you must enter the "#")

Password: 269933

2. Web/Video Option:

- a. Go to the Zoom meeting link: <https://us02web.zoom.us/j/81480784583>
- b. It will take you to Zoom to download, which is free. Then the meeting will launch. You can view the meeting or just listen in and talk when prompted.

Meeting ID: 814 8078 4583

Password: 269933

Topic: VMA Council Meeting

Time: July 16, 2020, 07:30 PM Eastern Time (US and Canada)

**The Village of Martin's Additions
(Sign Ordinance)**

Ordinance No.: 2020-7-1
Introduced: July 16, 2020
Adopted:
Effective Date:

**ORDINANCE TO REGULATE SIGNS
ON PRIVATE PROPERTY AND THE PUBLIC RIGHTS-OF-WAY**

WHEREAS, Maryland Code, Local Government Article, Sec. 5-202, as amended, authorizes the legislative body of each municipal corporation in the State of Maryland to pass ordinances that such legislative body deems necessary to assure the good government of the municipality, to protect and preserve the municipality's rights, property and privileges, to preserve peace and good order, to secure persons and property from danger and destruction, and to protect the health, comfort, and convenience of the citizens of the municipality;

WHEREAS, Maryland Code, Land Use Article, Section 20-509 grants to the legislative body of incorporated municipalities in the Maryland-Washington Regional District, general power to adopt regulations for the protection of the public health, safety, and welfare; the preservation, improvement, and protection of the lands, water, and improvements in the municipal corporation; and to regulate signs;

WHEREAS, Section 501 of the Charter of the Village of Martin's Additions authorizes the Village Council to pass such ordinances as it may deem necessary for the preservation of the property, rights, and privileges of the Village and its residents;

WHEREAS, the Village of Martin's Additions holds and maintains the streets and highways within its municipal boundaries in trust for the benefit, use, and convenience of the general public;

WHEREAS, after proper notice to the public, the Village Council introduced the following Ordinance in an open meeting conducted on the 16th day of July, 2020;

WHEREAS, to comply with Maryland Code, Land Use Article, Section 20-509, on the ____ day of _____, 2020, a copy of following Ordinance was submitted to the Montgomery County Council for its comments;

WHEREAS, the Montgomery County Council did not submit any comments;

WHEREAS, after proper notice to the public, the Council considered this Ordinance in public session assembled on the ____ day of _____, 2020; and

WHEREAS, the Village Council finds that the foregoing Ordinance would assure the good government of the municipality, protect and preserve the municipality's rights, property, and privileges, preserve peace and good order, secure persons and property from danger and destruction, and protect the health, comfort and convenience of the citizens of the Village of Martin's Additions, and is necessary for the preservation of the property, rights, and privileges of the Village and its residents.

NOW, THEREFORE, the Village Council does hereby adopt the following Ordinance.

BE IT ORDAINED AND ORDERED, this ____ day of _____, 2020, by the Village Council, acting under and by virtue of the authority given it by the Maryland Code and the Charter of the Village of Martin's Additions, that the Village Code is hereby amended as follows:

* * *

ARTICLE 5 SIGNS

<u>7-501</u>	<u>Purpose</u>
<u>7-502</u>	<u>Prohibited Signs</u>
<u>7-503</u>	<u>Permitted Signs</u>
<u>7-504</u>	<u>Location of Signs, Generally</u>
<u>7-505</u>	<u>Removal of Signs</u>

Section 7-501. Purpose

It is the policy of the Village of Martin's Additions to enhance vehicular and pedestrian safety by limiting visual distractions and physical obstructions and by maintaining clear sight lines for users of the public rights-of-way, and to maintain the continued attractiveness of the Village through the reduction of litter and visual clutter, by providing the following standards for signs displayed within the Village.

Section 7-502. Prohibited Signs

(a) No sign shall be erected, placed or maintained in any public right-of-way, except for signs posted by the Village or other governmental authority, or by any utility company in accordance with applicable law or the consent of the Village.

(b) No sign other than those permitted in accordance with this Article shall be erected, placed, or maintained within the Village.

Section 7-503. Permitted Signs.

(a) Noncommercial signs. Noncommercial signs may be erected, placed, or maintained on private property, subject to the following conditions:

(1) No sign shall exceed sixteen (16) square feet per sign face;

(2) No sign shall be illuminated or contain any embellishment or other attachment which may cause undue distraction to or jeopardize the safety of vehicle operators or pedestrians, as determined by the Village Manager; and

(3) No sign shall be located within two (2) feet, at its closest point, of the nearest public improvement in the public right-of-way.

(b) Real estate signs. Real estate signs may be erected, placed, or maintained on private property to advertise a property's sale, lease, or rent, subject to the following conditions:

(1) There shall not be erected more than one (1) sign per street frontage of any property, and the sign face shall not exceed six (6) square feet;

(2) No sign shall be illuminated or contain any embellishment or other attachment which may cause undue distraction to or jeopardize the safety of vehicle operators or pedestrians, as determined by the Village Manager; and

(3) No sign shall be located within two (2) feet, at its closest point, of the nearest public improvement in the public right-of-way; and

(4) All signs shall be removed immediately upon the sale, lease, or rental of the property.

(c) Temporary event signs. Temporary event signs, displayed for a limited period of time to announce a public, charitable, educational, religious, celebratory, fundraising, or other similar type of event, or to announce a special event, such as a yard, garage, or estate sale, or open house, may be posted on private property. Such signs may be posted up to two (2) days before the event begins and must be removed immediately after the event is over.

Section 7-504. Location of Signs, Generally.

No sign shall be erected, placed or maintained in a manner which would interfere with a pedestrian's or vehicle operator's view of vehicular or pedestrian traffic, traffic signs or street signs, or in a manner which would constitute an obstruction to those using the public right-of-way, as determined by the Village Manager.

Section 7-505. Removal of Signs.

The Village Manager or the Manager's designee may remove or order the removal of any sign erected, placed, or maintained in violation of this Article.

(Cross Reference: Chapter 3, Code Violations)

* * *

SECTION 2. AND BE IT FURTHER ORDAINED AND ORDERED, by the Council of the Village of Martin's Additions, acting under and by virtue of the aforementioned authority, that:

(1) If any part or provision of this ordinance is declared by a court of competent jurisdiction to be invalid, the part or provision held to be invalid shall not affect the validity of the ordinance as a whole or any remaining part thereof; and

(2) This Ordinance shall take effect on the _____ day of _____, 2020 (at least 20 days after adoption).

ATTEST:

THE VILLAGE OF MARTIN'S ADDITIONS

_____, Secretary

_____, Chair
Village Council

Underline indicates new material
~~Strikethrough~~ indicates material deleted
* * * indicates material unchanged

TO: The Council at the Village of Martin's Additions

FROM: Doug Lohmeyer

DATE OF MEMO: July 13, 2020

SUBJECT: Building Administrator's Report

3506 Bradley Lane.

Demolition and building permit applications were submitted to the Village office. The staff has initially reviewed the information. Waiting for MCDPS approval. The resident's information meeting was held on Wed. June 17th.

3525 Bradley Lane

A Village building permit has been issued for a new deck at the left rear of the existing house. The work is proceeding.

7204 Chestnut St.

The Village building permit was extended to July 3, 2020. The construction has been completed and the County has closed their building permit. The staff is in the process of closing the Village building permit and refunding the applicant's performance bond.

7210 Chestnut St.

The Village issued their building permit on Oct. 11, 2018. The County has closed their building permit but their sediment control permit is still open. Once they close that permit, we will do a final inspection and if everything is acceptable, the Village Building Permit can be closed.

7200 Delfield St.

The property owners (a partnership) has applied for a Village demolition and building permit for a new house. The MCDPS is reviewing their application. The Village staff has completed the initial review of the application and submitted their comments of the applicant. A resident information meeting has not been scheduled.

163 Quincy St.

The homeowner is proposing to add additional parking along the side of the existing driveway. The parking area will be different material than the driveway and the preliminary non-vegetative analysis indicates the non-vegetative area will not exceed 30% of the front yard. They have not filed for a Village permit.

3515 Raymond St.

The applicant has submitted plans to remove the existing house and to construct a new house. The County is reviewing their plans. The Village staff has been in contact with the applicant and the architect with Village comments, including the requirement for the “Wall Plane Length”.

7200 Summit Ave.

On April 28, 2020, the homeowners submitted a Variance Application for the front and rear setbacks in order to construct a new porch and bay window at the front of the existing house and an addition on the north (right) side of the house. The staff has reviewed the application and submitted comments to the owner and the architect. The applicant has revised the original variance application. The Variance hearing is scheduled for Thursday, July 16, 2020.

3412 Taylor St.

The Village original building permit was issued on Feb. 4, 2019 and extended. The house construction has completed. The MCDPS building permit and sediment control permit has been finalized. The Village is waiting for a couple of minor repairs to the Village right of way, before the Village close their permit. The contractor has been notified of these needed repairs.

3407 Thornapple St.

The Village issued their building permit on May 30, 2019. Work is continuing on the new house construction. The applicant has submitted a “Wall Check”, which indicated the new house is in conformance with the approved site plan and the Village Code. On May 29th, the building permit was extended and work is proceeding. The Applicant is proposing to revised the detached garage at the rear of the lot. They have been advised that they will

need to obtain a revised permit from MCDPS and to amend the existing Village building permit to show that revision. They have not filed the revised application with the Village.

Miscellaneous Items

The staff is presently working with the following properties:

1. The MSHA has responded to the Village's letter regarding water ponding at the Village street intersections along Brookville Rd. They plan on making improvements to the intersections at Bradley, Quincy, and Cummings this summer. An email was recently sent to MSHA requesting a status report on their improvements.
2. The staff has spoken to several homeowners about proposed improvements to their property.

From: Niles Anderegg, Village Manager
To: Village Council
Subject: Village Office Update
Date: 7/14/2020

Walkability Survey

The Village Office would like to thank everyone who responded to the Walkability Survey. The survey garnered 192 responses, which is one of, if not the highest, response rates to a Village survey in the Village's history. The Office is working on compiling the results for the Walkability Committee to review and discuss at their next meeting in August.

Village Directory

The Village Office is completing its work on updating the Village Directory for 2020. In the coming days a survey will be sent to residents asking them whether they want the email the Office has on file for them to be listed in the Directory. We anticipate sending out the new Directory by the end of July/early August.

Cybersecurity

The Village is implementing updates to its cybersecurity infrastructure this week. The Village will also be creating new email addresses for the Village Council and for those Village committees that don't already have one. These email addresses will be housed on Village servers and will have the @martinsaddition.org domain. These email addresses will not only help with our cybersecurity but also with our records retention policies.

GIS Update

Wallace Montgomery, the Village's GIS contractor, is finishing up requests for changes to the GIS data. Staff should have another version of the data to review very soon as we try to finalize this project.

Management Assistant Search

The Management Assistant search has gone well so far. We received over 20 applications and have already conducted 6 first-round interviews. The Office plans to conduct second-round interviews later this week or early next week with the remaining candidates, as well as asking for writing samples from the candidates.

Streetlights

Last November the Village Council approved a new street light near 3401 Thornapple Street. The Village Office is finalizing the details with Pepco to have the new street light installed soon.