

COUNCIL OF CHEVY CHASE VIEW
Monthly Meeting

Date: February 17, 2010

Place: Christ Episcopal Church, Kensington, Maryland

Present: Mike Plantamura, Chair; Coral Bell, Lulu Gonella, Mike Greene,
Martie Mitchell, Council members

Jana Coe, Town Manager

Ron Bolt, Legal Counsel to Chevy Chase View

David Podolsky, Legal Counsel to Chevy Chase View

Alan Beal, Building Permit Administrator

Also Present: Theresa Rickman, 4001 Glenrose Street

Called to Order: 7:35 p.m. by Mike Plantamura, Chair

Connecticut Avenue Speed Camera Memorandum of Understanding: On February 2, 2010, a meeting among CCV (Mike Plantamura, Lulu Gonella, Jana Coe, David Podolsky), Town of Kensington (Sanford Daily, Suellen Ferguson) and Montgomery County officials was held to discuss the revised draft of the Memorandum of Understanding (MOU) covering the subjects of speed camera placement and revenue sharing.

Mike Plantamura explained that the three-month process to develop a strong Memorandum of Understanding will result in the Towns of Chevy Chase View and Kensington each receiving a share of the speed camera revenues from the cameras located within the two Towns. With the astute leadership of David Podolsky, we were able to secure a Maryland Attorney General's Office advice letter agreeing with CCV's interpretation of the provision in the Maryland speed camera law regarding the calculation of the annual cap on the amount of speed camera revenues that a municipality is permitted to retain and spend for public safety purposes.

Subject to appropriation by the County Council in May 2010, the first annual payment of revenues from Montgomery County is expected in November 2010. Lulu Gonella moved that Jana Coe be authorized to execute the MOU on behalf of the Town of Chevy Chase View. Coral Bell seconded the motion and it passed unanimously.

Approval of Minutes of January 20, 2010 Monthly Meeting and Waiver Hearing #10-1-1 Meeting: Lulu Gonella moved that the minutes of the January 20, 2010 meeting and the

Waiver Hearing #10-1-1 be approved. Coral Bell seconded the motion and it passed unanimously.

Financial Report for January 1, 2010 to January 31, 2010: Michael Greene moved that the financial report for January 1, 2010 to January 31, 2010 be accepted. Coral Bell seconded the motion and it passed unanimously.

Council Member Walk: Mike Greene conducted the monthly walk and reported that several downed telecommunication wires have been repaired. There are several Stop signs that will need to be repaired/replaced once the snow has melted.

Compliance Update: Theresa Rickman of 4001 Glenrose Street reported that on January 27, 2010, Montgomery County denied Mr. and Mrs. Rickman's waiver application requesting a waiver of 1.40 feet from the County's required front lot line setback of 30 feet for an existing one-story addition. Mr. and Mrs. Rickman have filed a waiver application with CCV requesting a 5.1 foot waiver from CCV's required front lot line setback of 35 feet. Mrs. Rickman stated that they are not applying to CCV for a waiver of 6.50 feet because the Rickman's must remove the 1.4 foot encroachment into the Montgomery County setback. The CCV waiver hearing will be held at 7:00 p.m. on Wednesday, March 24, 2010 (prior to the regular monthly Council meeting which begins at 7:30 p.m.)

BRAC Report: Lulu Gonella reported that earlier this month the BRAC Coalition was concerned that the state and/or the county were seeking to use a portion of the \$300 million appropriated by Congress in December 2009 toward a "surface transit way" using bus rapid transit. This transit way would extend well beyond the communities impacted by the base closure. The \$300 million was approved by Congress for two bases involved in the federal Base Realignment and Closure process and was intended to be used to provide relief of traffic congestion around the base and surrounding communities. It appears at this time that \$150 million has been dedicated to intersection improvements yet perhaps a small portion of those dedicated funds will be used to further study the feasibility of bus rapid transit.

Residents are encouraged to visit www.chevy ChaseView.org for links to BRAC related websites. Montgomery County's BRAC website is updated weekly and there is important information available for review.

Report on Safe Route to School Grant: Jana Coe reported that State Highway Administration officials as well as Town of Kensington officials met with her on February 4, 2010 to review the status of the sidewalk design work as well as reporting requirements.

Regulation of Solar Panels: The Council discussed the need to require a building permit for solar panels. Under existing CCV regulations, a permit is required under Sec. D.1 because the solar panel would alter the three-dimensional boundaries of the structure. Mike Plantamura stated that the consensus was to amend the building regulations to

exempt solar panels, similar to the exemption provided for items such as rooftop satellite dishes. The Council authorized Ron Bolt to draft an ordinance amending Sec. 13 A.15 to add solar panels to the list of exemptions. This draft ordinance will be considered at the March 24, 2010 Council meeting.

Date for Work Session on FY 2011 Budget: The Council will hold a work session to develop the FY 2011 Budget on March 17, 2010, at 6:30 p.m. The work session will be held at 4204 Franklin Street, Kensington, Maryland (home of Lulu Gonella, Council member).

Transfer of Fund to Snow Removal Expenses to Cover February Storms:

A total of \$10,937.00 has been expended through January 31, 2010 for snow removal and road sanding. The FY 2010 budget for Snow Removal and Sanding (\$12,000.00) will need to be increased by an additional \$20,000.00 (for a total of \$32,000.00) to cover the three storms thus far in the month of February 2010. Lulu Gonella moved that \$18,000.00 be transferred from Right-of-Way Tree Planting and \$2,000.00 be transferred from Business Expenses to cover the cost of storm cleanup through February 17, 2010. Lulu stated that she felt comfortable reducing the Right-of-Way Tree Planting budget to \$8,500 as all new planting opportunities have been fulfilled. Lulu also indicated that, going forward, the plan was for the number of new plantings to mirror the number of tree removals. Mike Greene seconded the motion and it passed unanimously.

Spring Bulk Cleanup: The Council discussed the Spring Bulk Cleanup that is held in mid-April each year. Mike Greene suggested that it be moved up a few weeks in order to residents to consider adding the recent snow storm debris. Jana Coe will talk to Myers & Laws regarding their schedule. More details will follow.

Motion to Adjourn: At 8:35 p.m., Lulu Gonella moved that the meeting be adjourned. Martie Mitchell seconded the motion and it passed unanimously.

Time and Place of Next Meeting: The Council will meet next for its monthly meeting on Wednesday, March 24, 2010, at 7:30 p.m. at the Christ Episcopal Church, Kensington, Maryland, immediately following the waiver hearing for 4001 Glenrose Street (Rickman). **Please note that this March meeting date is a departure from the usual regular meeting date of the third Wednesday of each month.**

Respectfully submitted,

Jana Coe, Town Manager

See over for Notes.

Application for Building Permit – Building Permit Applications for consideration at the March 24, 2010, meeting must be fully perfected by 5:00 p.m. on March 10, 2010. Applications can be submitted to Alan Beal, the Building Permit Administrator, for review. Please note that Mr. Beal’s review may take several days and an application is not considered perfected until Mr. Beal completes his review. Any questions about this process should be directed to Mr. Beal at 202-607-4153.

Bulk Pick-Up - The next bulk pick-up will be **Saturday, March 6, 2010**.

As a reminder, heavy refuse includes major appliances, furniture, large toys, bicycles, plumbing fixtures and up to two tires cut into quarters. Excluded are batteries, propane tanks, bricks and general construction debris and iron pipes. Please have your items at the curb by 7:00 AM on Saturday as the truck comes through early.

Website - Please visit our website at www.chevychaseview.org.

Listserv – Please consider becoming a member of the CCV listserv. Send an email to ChevyChaseViewNet-subscribe@yahogroups.com. As a reminder, the ChevyChaseViewNet listserv **is not** intended to be used by residents to contact the Town Manager or Council members. For the latter, please use the appropriate telephone number or email address for the Town Manager or Town Council member(s). To ensure the most timely response on matters related to Town business or the Chevy Chase View Council, your inquiries are best directed to the Town Manager at ccviewmanager@verizon.net or by calling 301-949-9274.

Trash Pickup – CCV provides backyard trash pickup. Please do not take your cans to the curb. Thank you.