Kensington Around Town

November 2011

Town Christmas Tree and Menorah Lighting

The Town will hold its Annual Christmas Tree Lighting on Sunday, December 11th. The festivities begin at 5:30 with caroling from the Kensington Arts Theatre, along with warm apple cider and cookies. The Tree will be lit at 6:00, followed by a visit from Santa Claus and the Kensington Volunteer Fire Department. The Town Menorah will be lit by residents beginning on Tuesday, December 20th.

Third Thursday!

Please join the businesses of Old Town Kensington for Third Thursday on December 15th from 5-8pm. There are many activities and specials being offered by the downtown businesses to include: playing chess with Chess Master Allan Savage at the Kensington Row Bookshop; Open Mike Night at the Two Pears Cafe; Carolers and treats at Itsy Bitsy Bakery; and great children’s book authors at Flotsam & Jetsam Antiques.

Avoid the traffic this holiday season and live local!

Contact Kensington.Books@verizon.net or 301-949-9416 for more information
Mayor Fosselman’s First Counsel met this fall with several residents from the north, south and west sides of Town. I am still looking for additional members, so please let me know if you are interested. The Counsel is open to all and serves as an additional avenue for communication and outreach for Kensingtonians. There is no set agenda and topics may range from Town business to community events. The next Counsel meeting will be announced soon for a winter date. Thank you to all of the volunteers. Topics discussed - all of the comments and suggestions have or will be addressed/considered as soon as possible - Pete Fosselman

- PEDESTRIAN SAFETY
Suggested that double stop signs, one mounted at lower eye level, be placed in the busier intersections; white cross walk and stop bars be repainted; more brick crosswalks be installed; and additional speed control devices be implemented such as cameras and speed humps; Metropolitan Ave. and St. Paul St. crossing is still unsafe as well as the Perry Ave. and University Blvd. intersection; orange flags like those used in Chevy Chase were suggested; a request for walk access from Kaiser Place to Summit Ave. was made.

- TRAFFIC & VEHICLE
State should consider additional lane on Knowles; County should consider adjusting the timing of the lights at Connecticut Ave. and Knowles Ave.; delivery trucks continue to park on Connecticut Ave. in the no parking lane, in front of 10400.

- SILVER CREEK
The issue of continued flooding from Silver Creek on both the north and south sides of Town was noted; County and Town need to enforce the imperious surface rules to prevent any further unnecessary storm water runoff.

- SNOW REMOVAL
Town should consider investing in a bobcat bulldozer to take care of sidewalks on main thoroughfares; businesses tend to pile snow from their plows onto sidewalk corners and pedestrians have trouble passing.

Additional topics included:
- KONTERRA project on Metropolitan Ave.
- State and County REDISTRICTING
- STREETSWEEPING and residents lack of cooperation in moving their vehicles
- COLORED FLAGS for fire hydrants in case of heavy snow storms
- GOOGLE MAP doesn’t list all of our businesses - they should contact Google
- 10400 CONNECTICUT AVENUE has snow plows that run late at night, broken property fence, bushes impeding the sidewalks, and a request might be made to the property owners to allow residents to park during heavy snow storms.
Directory Info—The Town is still accepting updated Directory forms for the new Directory. As of the printing of this Journal, the Town has received information from only 35% of the residents.

We ask that you please return the forms as soon as possible so we may begin printing.

If you have received a yellow sheet inserted within your Journal, it means that we have yet to hear from you.

Again, we understand some of the information (cell phone, email) we have requested is sensitive, but we ask at a minimum, you fill out the form with your name, address, and home phone number so that we can adequately update the directory.

If you have any questions, please feel free to contact the Town.

Directory Information may be emailed to Matt Hoffman at: MJHoffman@tok.md.gov

MAYOR
Peter C. Fosselman
Mayor.Fosselman@tok.md.gov

COUNCIL
Mackie Barch
Sean McMullen
John Thompson
Lydia Sullivan
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Town of Kensington
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Monday ~ Friday

Clerk—Treasurer
Susan Engels
Susan.Engels@tok.md.gov

Facility Manager/Events
Shirley Watson
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Town Permits
Pepco—St. Paul Street
10011 Frederick Avenue—New House
3603 Dupont Avenue—Front Porch
10701 St. Paul Street—Interior Renovations
September 26, 2011—Mayor Fosselman, Council Members Barch, McMullen, Sullivan and Thompson, Town Manager Dally, Building Inspector Stablow, Clerk Treasurer Engels and Assistant to the Town Manager Hoffman were present. The Pledge of Allegiance was recited and a Moment of Silence observed. Daniel Appenfeller, a University of Maryland Journalism student was also present to observe the Meeting.

In From the Public, Al Lacey suggested the Town have a mascot; Barry Peoples requested the following: a time frame for repaving Kent Street, the Town contact Park and Planning to have the tennis court fence repaired, reconsideration of the handicap accessibility design for Kensington Cabin Park so the outfield area does not switch from grass to a hard surface, and the Town put in writing to the County Council that there should not be mass transit reductions for MARC; Jack Gaffey stated it was important to have adequate parking and suggested adopting a plan to encourage people to support local businesses; and Julie O’Malley requested information on the Mayor’s Counsel.

The Mayor reported he and Council Member Barch had discussion with Takoma Park in reference to the CR Zones and Sector Plan; the first Mayor’s Counsel was held, 14 or 15 people attended, information will be provided on the topics discussed; tomorrow the County Council will be discussing CR zone amendments, no public testimony will be taken; on October 11th there will be the 2nd public hearing on the Sector Plan at 7:30 at the County Council Building in Rockville; and he thanked Jenny Smith and all the volunteers that make the 8K Race a success.

Council Member Barch reported he attended an event for Delegate Frick in Chevy Chase last week; clarified that tomorrow’s meeting on the CR Zone will have no public comment; he spoke with Valerie Ervin’s Office and Takoma Park officials with regard to the Town’s position on the Sector Plan; and he stated Takoma Park has indicated they will be supporting the Planning Staff version of the ZTA.

Council Member Thompson reported he attended the train show; met with Vinnie Walter and Julian Mansfield of Montgomery Municipal Cable (MMC) in preparation to serve as an alternate on the MMC Board; and SHA has begun measuring for installation of the handicap crossing at Plyens Mill and Metropolitan.

Council Member McMullen thanked all involved with 8K Race; and noted residents have expressed the importance of having the existing speed bumps remain after Kent Street is paved.

Council Member Sullivan reported the following: she met with traffic engineers regarding the inadequate timing of the light to cross at Connecticut and University, she attended the work session of the County Council/PHED Committee, she is concerned with planning staff language regarding the Design Guidelines and feels stronger language should be kept stating CR Zones should be “substantially consistent” with the Design Guidelines; she is also concerned over planning staff language grandfathering certain building sites to allow reconstruction of the same size plus 10% without site plan review; she has been following Takoma Park, they are considering a resolution to reject urban design guidelines until they are more detailed and a resolution to approve the sector plan with a condition of including additional language for the Design Guidelines, which she feels should be part of the Town’s Sector Plan; was course marshal at the 8K Race; and she is planning on attending the Reynolds hearing at HPC on Wednesday.
Neil Stablow, Town Building Inspector, gave an update and answered questions on the new Gateway Parking Lot on Metropolitan Avenue. He explained the project is on schedule for completion by the middle of November; the existing sidewalk is being kept open during construction; a large amount of concrete was uncovered and funds allocated for unsuitable soil in the project are being used for removal of the concrete; the lighting has been upgraded to LED lights which will be funded out of contingency funds for the project, the fixtures will be similar to Howard Avenue; the entrance will be off of Metropolitan Avenue; the sign for the lot still needs to be determined; some plantings may be deferred until spring; and in order to stay on schedule, the temporary containment pond may still be used once the parking lot is open if the gas company is unable to relocate their pipe in time, after completion the temporary containment pond will be put back to the existing condition and the bio-retention system used. The Council discussed options for metering the parking lot, as annual maintenance and upkeep will be expensive. Town Manager Daily explained the lot does not have to be metered but should be in order to recoup money spent over the $446,000, any revenue from the lot would be shared with the County equally until the cost is recouped and then the County would receive 80%.

Resolution No. R-12-2011 to approve a debris management plan memorandum of understanding with the County was discussed. Town Manager Daily explained the legal arrangement with the County is needed in order to get reimbursed from FEMA for debris related to a disaster.

Resolution No. R-13-2011 to establish the Town’s policy for fencing of property when Town property adjoins private property was discussed. The policy will establish a standard amount, subject to appropriation of the funds, for the Town to pay for one half of the cost of the length of fence the Town’s property adjoins based on the cost of a three and one half foot number 9 gauge galvanized chain link fence. Town Manager Daily explained a resident adjacent to Town Hall was planning to install a new fence along the adjoining property and wanted to know if the Town was interested in participating. Based on this policy the approximate cost to the Town for the property adjoining the Town parking lot would be $1,000. Council Member Sullivan corrected grammar in the Resolution and Council Member McMullen suggested adding wording to enable the Council to review each request.

Upcoming agenda items include a revision to the police agreement which the Town Attorney is reviewing.

**Council Actions:**

Council Member McMullen moved to approve the minutes from the September 12, 2011 Town Meeting. The motion passed 3 to 0. Council Member Sullivan abstained because she was not present at the meeting.

Council Member Thompson moved to approve Resolution No. R-12-2011. The motion passed unanimously.

Council Member Sullivan moved to approve Resolution No. R-13-2011 with the title changed from “in regards” to “with regard” and to change the wording from an agreement with the “Town” to “Town Council”. The motion passed unanimously.

Council Member Barch moved to adjourn the meeting at 8:15 p.m. The motion passed unanimously.

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Mark Hudson
301.641.6266

McEnearney Associates
October 24, 2011—Mayor Fosselman, Council Members Barch, McMullen, Sullivan and Thompson, Town Manager Daily, Clerk-Treasurer Engels and Assistant Town Manager Hoffman were present. The Pledge of Allegiance was recited and a Moment of Silence observed.

Jack Gaffey suggested extending the historic district to Frederick Avenue and requested the status of the committee working on expanding the historic district.

The Mayor stated a property owner on Frederick Avenue could pursue having their home designated historic if they wished. Council Member McMullen explained the committee had been waiting to meet with Fred Boyd and needs to reconvene to discuss expansion of the historic district.

Julie O’Malley questioned the Council to see if they agreed with the letter published in the Town newsletter regarding the Sector Plan. She felt the rumors listed were not substantiated. She also questioned whether the Council had discussed the resolution on the Reynolds’s property and considered the repercussions.

Council Members Thompson, McMullen, and Barch signed the letter and stated they agreed with the letter published in the newsletter. Council Member Sullivan stated she never saw the letter.

The Mayor, Council Members Barch, and Thompson disagreed with Council Member Sullivan on what they classify as intentional misinformation being presented on the Sector Plan.

Council Member Sullivan stated she has no access to the Town list serve, website, or newsletter which promotes the Sector Plan. The Mayor explained Town resources are being used to promote the Sector Plan because the Town has consistently voted in favor of the Sector Plan.

The Mayor corrected false traffic information and stated the Dupont Avenue barrier is not being removed and the time restrictions are not being lifted on Lexington Street or any other Town street.

The Mayor reported he spoke at the PHED Committee Meeting, Oct. 4th on the CR Zone Amendments, he thanked the County Council for approving the amendments to the CR Zone which were very close to what the Town wanted along with Wheaton and Takoma Park; attended a Hearing for the Sector Plan on Oct. 11th, attended a Town merchants meeting on Oct. 13th, businesses requested additional parking and directional signs for parking and requested sandwich signs, the sandwich signs will be discussed with the Town Attorney since the sidewalks are narrow; and attended the monthly MML meeting, the CR Zone, storm water management issues, curfews, Pepco rates, and the annual tax duplication were discussed.

Council Member Sullivan reported the following: the Sector Plan Public Hearing had a very good turn out of Town Residents; she stated the October 6th letter the Mayor sent out had misinformation and disinformation; she stated information from the Town should be professional and correct; she stated the public relations eBlast sent out was misleading and noted the Sector Plan has not been approved and there are still many opportunities for residents to be heard; she spoke on the CR Zones, there were two important changes for neighborhoods that were good, the 10,000 square feet was retained as a threshold for site plans and a lower minimum was allowed to be mapped into the zones, there was a last minute addition that was not good, which changed how R-60 special exceptions are viewed; she wrote an op-ed in the Gazette which was presented for the record;
noted there was a Gazette article stating the new school superintendent was going to be studying redistricting county wide which is of concern for the Town, she suggested a letter or resolution be sent on behalf of the Town; she opposes the Rock Creek Hills site for the proposed middle school due to park land being used, additional traffic for the Town, and how the site selection process was handled; and stated her report is important for the public record, she has reviewed how the 10400 building came about in the late 1950’s and there was one council member who spoke out against it back then, we may be in a similar period now because of county finances and wants to make sure the right decisions are made for Kensington.

Council Member McMullen stated he will be working on sending MML information to show how the Town is using highway user funds for the public benefit; attended the open house meeting on bus rapid transit at Park and Planning, which he will be following; and he agreed it is important to keep up with the school boundary issue but thought the article he read referred only to redistricting of school boundaries in Bethesda and Chevy Chase.

Council Member Thompson related his support and the Town’s support to the County Council on the Sector Plan; he will be attending the MML fall convention, has been meeting with the business community in Town and discussed issues they have; toured the new LEED Gold home on Kent Street, the owner will be offering four upcoming tours; and walked through the house that was recently demolished on Frederick Avenue which will have two houses instead of the three houses originally planned.

Council Member Barch reported he attended a meeting hosted by a resident from Takoma Park, Capitol View, Wheaton and Council Member Sullivan which was held at Holy Redeemer. He stated the meeting was very upsetting to him and others, not because they were against the Sector Plan but because of very extreme examples used as certainties to scare people away from the Sector Plan. He stated the Sector Plan has had support of the Council and the Mayor and himself for the last two terms. He noted he respects Council Member Sullivan’s opinion but felt it was unacceptable for a public official to present extremes as certainties and not to present the entire picture. He stated it was not just this incident but a clear pattern of incorrect information provided to people in order to sway them against revitalization over the last two years and requested a resolution of censure be drafted. He also stated he attended the MML Meeting, the curfew was discussed and he doesn’t think it is an issue the Town needs to take up at this time.

Council Member Thompson stated he was not happy with conduct of Council Member Sullivan and questioned how we can effectively work together as a Council.

Council Member Sullivan stated that the other Council Members didn’t like that she doesn’t share their opinion on this issue.

Council Member McMullen stated he does not agree with Council Member Sullivan on the Sector Plan and believes the majority of Town wants the Sector Plan but does not feel it is appropriate to censure a Council Member. He noted the importance of moving forward after the Sector Plan is passed to other important issues in Town.

George Myers presented information and a drawing of his proposed fence for his property which adjoins Town property. He stated he will cover the cost of stockade fence and appreciates the Town’s contribution based on half the cost of chain link fence. He explained in order to have a straight fence and preserve trees the fence would need to be located approximately one to two feet on Town property and would be considered the Town’s fence. He inquired whether the Town was interested in covering the additional cost for a more attractive fence to match the existing fence at each end of the Town parking lot. Town Manager Daily will check with the Town Attorney to see if any agreement is needed and will find out the cost difference. The Council concurred to look at the area and decide at the next meeting.

Town Manager Daily reported leaf collection began, the schedule will be slightly modified, some large piles may be picked up in areas not
scheduled in order to keep on schedule and stated the contractor has started on the curb and gutter for Kent Street.

Resolution No. R-15-2011 was discussed to support the appeal to the Montgomery County Board of Appeals to allow demolition subject to conditions in the declaration of covenants at 3914 Baltimore Street. The Mayor explained the covenant is consistent with the prior Council's position and allows for no more than two homes once the house is demolished. Steven Robins, the attorney for Mr. & Mrs. Reynolds, stated the Reynolds are interested in the matter being resolved and two houses was a compromise on behalf of the Reynolds and the Town. He stated the Covenant would give the Town assurance the compromise reached would be upheld and run with the land. He stated the HPC will be the ultimate decision maker on the houses that are developed.

Helen Wilkes expressed concerns that two houses could dominate the streetscape and be jarring to the neighborhood. She explained the building envelope will be far greater on two 75 foot lots than on 50 foot lots. She presented a drawing to illustrate the approximate size of the building envelopes and provided the Council with appropriate language which could be inserted into the covenant to further restrict the size of the houses.

Jackie Holmes shared her memories of the Reynolds and her past experience obtaining a permit with HPC, she asked the Council to preserve and protect the historic district and questioned whether the Reynolds have changed their position from originally wanting one house in 2009 to two houses. She also noted the sidewalk in front of the house has been broken for two months and was in need of repair. The Mayor stated the sidewalk was the Town’s responsibility to repair.

Julie O’Malley stated one house could still be built and requested the Council think very carefully before approving the covenant.

Jack Gaffey requested the Council vote against the covenant.

Dan Murphy requested the Council not support the covenant as written and additional language be added to the covenant to define terms of density and address the terrain.

Jeff Buss suggested the Council consider what is in the best interest of Kensington and stated a precedent will be set by this and it will question the legitimacy of the historic district.

Mike Hauser stated the terms of the agreement as written protect the economic interests of the builder and should be rewritten to take into account terrain, offsets, and protect the interests of the neighborhood.

Duane Rollins questioned if massing was restricted only to the original lot since the existing house is built on 1 ½ lots. Helen Wilkes stated once the house is demolished there will be three buildable lots.

Council Members McMullen and Sullivan stated when discussing the compromise of two houses instead of three they were thinking of two similar size houses that would be built on 50 foot lots and did not consider the massing of the two houses.

The Council discussed the covenant and agreed to review the covenant further to see if additional language is needed or whether the HPC has effective laws to protect the neighborhood. Town Manager Daily informed the Council the Reynolds case is scheduled before the Board of Appeals on Wednesday and a letter had already been sent regarding the Town’s previous position of two houses. The Mayor clarified that we are not reconsidering two houses but want to review the covenant itself and possibly add more restrictions. Town Manager Daily will request the Board of Appeals to hold the record open until the Council completes deliberation of whether conditions should be added to the covenant. See Council Actions.

Resolution R-14-2011 was discussed to authorize the purchase of LED light fixtures in the amount of $10,945. Town Manager Daily explained this would be offset by the Maryland Energy Administration Grant which was applied for in the amount of $11,000.
The light fixtures would be purchased for 11 lights on Howard Avenue which the Town would install. In response to a question he stated the illumination would be similar to the lights around Safeway.

The Mayor noted that we are looking into installing electric sockets on the light poles on Howard Avenue, Fawcett Street, and Montgomery Avenue so white lights can be installed on the trees.

Upcoming agenda items noted were the sign ordinance to address sandwich signs, modifying the police agreement, scheduling a Revitalization Committee Meeting on the Design Guidelines, and Council Member Thompson will review the traffic issue on the north side of Town before convening a Traffic Committee Meeting.

Council Actions:
Council Member Sullivan moved to approve the minutes from the September 26, 2011 Town Meeting. The motion passed unanimously.

Council Member Thompson moved to table Resolution No. R-15-2011 approving the demolition and Covenant for 3914 Baltimore Avenue. Council Member Thompson withdrew the motion in order to hear more from the Residents at the meeting.

Council Member Thompson moved to table Resolution No. R-15-2011 until the Town Attorney has reviewed and considered for inclusion the points of interest and concerns brought before the Council tonight on the covenant for 3914 Baltimore Street. The motion passed unanimously.

Council Member Barch moved to approve Resolution No. R-14-2011 to purchase LED light fixtures for $10,945. The motion passed unanimously.

Council Member Barch moved to adjourn the meeting at 9:45 p.m. The motion passed unanimously.
Leaving Schedule

The Town will continue collecting leaves through Friday, December 2nd.

Please note that the schedule is intended to be used as a guide only and is meant to better gauge when your leaves will be picked up. However, the Crew will be moving throughout the entire Town to collect leaves as the workload permits. For example, if there are not as many leaves on the north side of Town on one particular day, the Crew will move to another area of Town that has leaves ready to be picked up. How it works... Please rake your leaves to the curb, but not into the street. We ask you have all the leaves you would like collected to the curb by the beginning of your designated week.

Area 1: Monday, November 14th, on the north side of Town – north of the railroad tracks and east of Connecticut Avenue.

Area 2: will begin on the south side on Monday, November 21st, consisting of residences south of the railroad tracks and east of Connecticut Avenue.

Area 3: will begin on the west side on Monday, November 28th, consisting of residences west of Connecticut Avenue.

Kensington merchants are responding enthusiastically to the increased awareness received through the Explore Kensington campaign and the new social media initiatives. The campaign is in place to encourage more visitors and shoppers to explore everything Kensington has to offer.

A recurring sight around town is a Maier & Warner associate armed with a camera who is capturing images of Kensington to illustrate the town’s charms. She has photographed scenes at the busy farmers’ market, including vendors and their wares. She’s also creating brief videos that will be edited and posted online, one which will feature the ever-popular pizza man, Frank of Frankly Pizza, and his 900-degree portable oven.

Maier & Warner will also have a presence at upcoming farmers’ markets and will staff a table to bring greater awareness to the Explore Kensington campaign.

The agency kicked off a monthly eBlast distribution featuring new shops and restaurants, specials, sales and events. All merchants are welcome to contact Maier & Warner to request inclusion in the eBlasts (jessica@maierwarnepr.com).

Think you know Kensington’s distinguishing architectural elements and symbols? There’s a gargoyle, a jockey, crossed guitar and others to be found. Locating them is the point of a new scavenger hunt designed to encourage people to LIKE Explore Kensington on Facebook. Quizzes are available online at www.ExploreKensington.com or at the Farmers’ Market.

Our goal – as always – remains to attract outside interest, visitors and shoppers to Explore Kensington. There’s a lot to offer!
Knowles Thanksgiving

William Wheatley bought 25 acres of land north of the railroad in 1883 and moved there with his wife Mary and their children, building a farmhouse, barn and mill and called it Oak Knoll.

For their first Thanksgiving feast they gathered wheat for baking, their daughter helped her mother prepare a satisfying corn pudding and vegetables they had dried for preservation. William and his two sons Joshua and Jacob walk into their field away from the house to hunt for wild turkey, deer and grouse.

The long gun which they brought with them on their voyage from Northern Wales to England, and now to the new world is primed and ready for a feast!

Mary and Laura prepare and cook the corn for pudding, wash the beans, split melons. A simple meal fit for royalty. William and his sons come in with two deer and three wild turkeys for cooking and later storing for the long winter ahead.

The Knowles Methodists began to use their home and then the barn for church services. Daughter Laura would play the organ while Circuit Rider Daniel Haskell would bring the message of God.

In 1884, 30 Methodists contributed money to build a Church. William Wheatley gave the land at the corner of what is now St. Paul Street and Plyers Mill Road. In the beginning each family brought their own chairs.

William in 1886 purchased a bell for the church from McShane Foundry in Baltimore. It became the fire bell for the town of Knowles, since it was the only bell in town.

~Richard H. Rice

If It Snows.

The Town requires all of its residents and businesses to clear a path on the sidewalk in front of their properties within 24 hours of each snow fall. If a path has not been cleared within 24 hours, a notice will be sent to the resident or business reminding them it needs to be done. If a path still has not been cleared within 24 hours of the notice, a citation will be issued—$65 for residential and $195 for businesses. Businesses are reminded to NOT pile the snow at sidewalk corners or block pedestrian right-of-ways.

Exceptions: residential sidewalks located on Conn., Summit and Knowles Avenues will be cleared by the Town.

If you are traveling during the winter months, please make arrangements before leaving to have someone clear your sidewalk.

The Kensington Farmers Market is one of the few markets open during the winter. Thirteen of our summer season vendors are staying this winter and we expect 2 new winter only vendors to start in the next few weeks. We will continue sending weekly vendor updates on Kensingtown and look forward to seeing all of you this winter.
You are cordially invited to join

The merchants of
Kensington’s Antique Row

For their annual Open House!

Friday, December 2nd, 7 p.m. to 9 p.m.

Holiday music, refreshments and joy along the Old Town streets of Armory, Howard, Fawcett and Montgomery!