

MEETING DATE: 02/23/2022

ITEM NO: 4

DATE: February 18, 2022

TO: Historic Preservation Committee

FROM: Joel Paulson, Community Development Director

SUBJECT: Consider a Request to Remove a Presumptive Historic Property (Pre-1941)

from the Historic Resources Inventory for Property Zoned R-1:8. Located at 33 Walnut Avenue. APN 510-41-007. PROPERTY OWNER/APPLICANT: Jeffrey

Siegel. PROJECT PLANNER: Erin Walters.

RECOMMENDATION:

Consider a request to remove a presumptive historic property (pre-1941) from the Historic Resources Inventory (HRI) for property zoned R-1:8 located at 33 Walnut Avenue.

PROPERTY DETAILS:

- 1. Date primary structure was built: 1890
- 2. Town of Los Gatos Historic Status Code: I- Historic and Intact
- 3. Does property have an LHP Overlay? No
- 4. Is structure in a historic district? No
- 5. If yes, is it a contributor? N/A
- 6. Findings required? Yes
- 7. Considerations required? No

BACKGROUND:

The Santa Clara County Assessor's Database lists a construction date of 1890, typically indicating substantial construction occurred around that time. The 1990 Anne Bloomfield Survey indicates that the residence was constructed in the 1890's and assigned a preliminary rating of "historic and intact" (Attachment 1). The Sanborn Fire Insurance maps show the residence on the subject property in 1895, having a consistent footprint through 1956 (Attachment 2).

PREPARED BY: ERIN WALTERS

Associate Planner

PAGE 2 OF 4

SUBJECT: 33 Walnut Avenue DATE: February 18, 2022 BACKGROUND (continued):

The property has frontage on both Walnut Avenue and Wissahickon Avenue. The property contains a pre-1941 single-family residence and a new second story accessory dwelling unit (ADU) located above a detached garage and carport, all currently under construction/renovation.

An investigation of Town records includes an ADU was approved in 1985 and in 1994 a Building Permit was issued for foundation work. On February 27, 2007, the Historic Preservation Committee (Committee) considered whether or not the work proposed to the pre-1941 single-family residence would be classified as a demolition. The Committee found that the rear of the home was an addition which was unsympathetic to the architectural style of the original house, and therefore the removal of the addition would not be classified as a demolition pursuant to Town Code (Sheet AO of Attachment 3). In 2007, a Building Permit was issued for a 300-square foot first story addition and a 99-square foot second story addition and remodel (Attachment 3). In 2007, a Building Permit was issued for repair of terminate damage and dry rot at the front porch. In 2008, a Building Permit was issued to rebuild the detached garage and retaining wall.

Recent Modifications to the Main Residence by Current Owner

On August 22, 2018, and May 15, 2019, the Committee reviewed and approved plans for modifications to the subject pre-1941 residence for the construction of a new roofed porch, interior remodel, and exterior door and window modifications for the structure (Attachments 4 and 5). The proposed development plans included a second story addition to the front of the existing two-story house. The proposed second story addition was associated with a proposed expansion of an attached second story ADU. State regulations and the Town's ADU Ordinance allow second story ADU's to be constructed on an existing two-story residence through a ministerial review with an ADU Permit. On May 14, 2019, ADU Permit (D-19-004) was approved for the reconstruction and expansion of an existing second story attached ADU in the main residence.

Modifications to the Detached Garage, Carport, and ADU by Current Owner

On March 13, 2020, the Development Review Committee approved Architecture and Site Application (S-19-041) for the construction of an addition to the existing detached garage which exceeds 450 square feet and occupies more than 10 percent of the lot exclusive of building setbacks on a non-conforming property. On December 7, 2020, ADU Permit (D-20-017) was approved for a new detached ADU to be located above the expanded garage and new carport and the removal of the existing attached ADU in the main residence. ADU permit (D-19-004) for the reconstruction and expansion of an existing second story attached ADU in the

PAGE **3** OF **4**

SUBJECT: 33 Walnut Avenue DATE: February 18, 2022

BACKGROUND (continued):

main residence was withdrawn. In July of 2021, Building Permit (B20-0951) was issued for a new detached ADU to be constructed above the expanded garage and new carport. Accessory structures and ADU's on historic properties are not reviewed by the Committee.

Technical Demolition of Main Residence by Current Owner

On April 21, 2021, Building Permit (B19-0482) was issued for the construction of a new roofed porch, interior remodel, and exterior door and window modifications for the pre-1941 structure, per the approval by the Committee (Attachment 6). A demolition plan and signed Demolition Affidavit was provided by the property owner/applicant/appellant's team acknowledging the Town Code's demolition policy and process for historic structures. The approved project did not result in a demolition.

On September 16, 2021, staff was informed by the property owner that more than 25 percent of the exterior siding had been removed from the front elevation of the main residence on Walnut Avenue.

This resulted in a technical demolition of the pre-1941 historic residence. On October 7, 2021, the Community Development Director issued a Notice of Unlawful Demolition to the property owner. On October 11, 2021, the property owner filed an appeal of the Director of Community Development's determination of demolition violation. On November 16, 2021, Town Council held a public hearing, denied the appeal, upheld the Community Development Director's determination of a demolition violation and reduced penalty fees. The applicant is in the process of applying for an Architecture and Site Application for a Technical Demolition which will require review by the Committee.

DISCUSSION:

The applicant is requesting approval to remove the residence from the HRI and has provided a written request, research on the property and photographs of the site (Attachments 7). Should the Committee find that the structure does not have sufficient historic significance or architectural merit, the structure would be removed from the HRI and any proposed work would not return to the Committee. An Architecture and Site application is required for the unlawful technical demolition, and it would not return to the Committee.

FINDINGS:

A. Findings - related to a request for a determination that a pre-1941 primary structure has no historic significance or architectural merit.

PAGE 4 OF 4

SUBJECT: 33 Walnut Avenue DATE: February 18, 2022

FINDINGS (continued):

In evaluating a request for a determination of historic significance or architectural merit, the Historic Preservation Committee shall consider the following:

- 1. The structure is not associated with events that have made a significant contribution to the Town;
- 2. No Significant persons are associated with the site;
- 3. There are no distinctive characteristics of type, period or method of construction or representation of work of a master;
- 4. The structure does not yield information to Town history; or
- 5. The integrity has been compromised such that the structure no longer has the potential to convey significance.

ATTACHMENTS:

- 1. 1990 Anne Bloomfield Survey
- 2. Sanborn Map Exhibit
- 3. Historic Preservation Committee Agenda, Minutes, and Staff Report of August 22, 2018
- 4. Historic Preservation Committee Agenda, Minutes, and Staff Report of May 15, 2019
- 5. Excerpts from 2007 Building Permit Plans
- 6. Excerpts from 2021 Building Permit Plans
- 7. Letter of Justification, Research, and Photographs

Anne Bloomfield

ARCHITECTURAL/CULTURAL SURVEY LOS GATOS RESEARCH

File address 33 Walnut	0
PARCEL MAP INFORMATION	
Parcel # 510 41-007 Lot size: 50 front ft. x 160	ft. deep
Lot shape: Rectangle <u> L Rectangle</u> with small rear jog Other	
Location: N_ S_ E_ W_ side of St Ave_ 0	ther
distance to cross st: 162 ft. N S/E W from He	rnandez
at NE NW SE SW corner of	
HISTORIC INFORMATION ON PARCEL MAP	
Old tract or subdivision name Glen Ridge Park Old Block # 3 Old lot	# 8
FIELD SURVEY INFORMATION (handwritten in red)	
Preliminary rating + Estimated age 1890s Style Queen Anne	# stories
Alterations	
Other	
COUNTY ASSESSORPROPERTY CHARACTERISTICS (paste on copy) Page EFFecti	ve date
OWNERSHIP SHOWN ON MAPS	
Source Source Location of property, or Lot Owner Name Date Page Old tract/block/lot Size Name	
1891	
B1k Book 1908	
Survey 1941	
MISCELLANEOUS PHOTOS: Roll/frame # 2	2/11 Date 15-2-90
National Register listed date County Inventory 1979	
Town of Los Gatos: Designation Recognition	
Previous Survey 1900 CAR 1890 AEG	
Gebhard: page # illustration page #	
EVALUATION Date C.1894(San)	
Contributor District Non-contrib	
Owner_Resident_: (Peed, 1930) Context(\$):	ATTACHMENT 1

Anne Bloomfield ARCHITECTURAL/CULTURAL SURVEY NAME RESEARCH

ARCHITECTURAL HISTORY (415) 922-1063 2229 WEBSTER STREET SAN FRANCISCO, CA 94115

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ile address 33 Walnut

Anne P'mfield

ARCHITECTURAL SURVEY BUILDING RESEARCH

ARCHITECTURAL HISTORY
15) 922-1063
2229 STER STREET
SAN FRANCISCO, CA 94115

/Initials

Date

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THE AUTHOR

RUTHERFORD MONTGOMERY would rather write than do anything else in the world. Most of his fifty-three books are about animals and the wilderness he knows so well. As a boy, Mr. Montgomery would listen to the tales told by hunters, and his favorite sport then and now is going into the woodland and sitting quietly on a log, observing the children of the wild. He is a watcher, not a hunter.

Mr. Montgomery was born in North Dakota, and taught school for ten years in Wyoming and Colorado after graduating from Colorado Agricultural College. He saw service in the United States Flying Corps in World War I. Later, he was a county judge in Colorado and held state offices there. He now lives in Los Gatos, California.

Other Books by Rutherford Montgomery

Troopers Three Broken Fang Gray Wolf* White Mountaineer

McGonigle's Lake Midnight*

Iceblink

Call of the West Carcajou*

Husky* Kildee House

Wapiti Big Brownie

Ghost Town Adventure*

*Available from Scholastic Book Services

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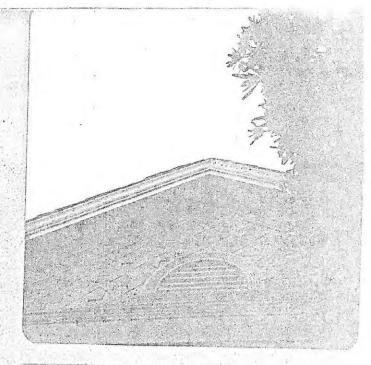
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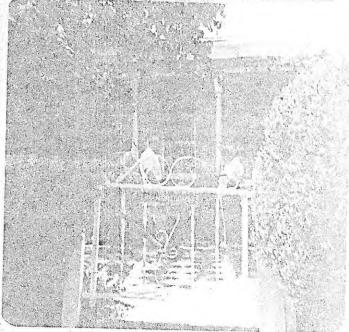
Illustrated by Farrell Collett

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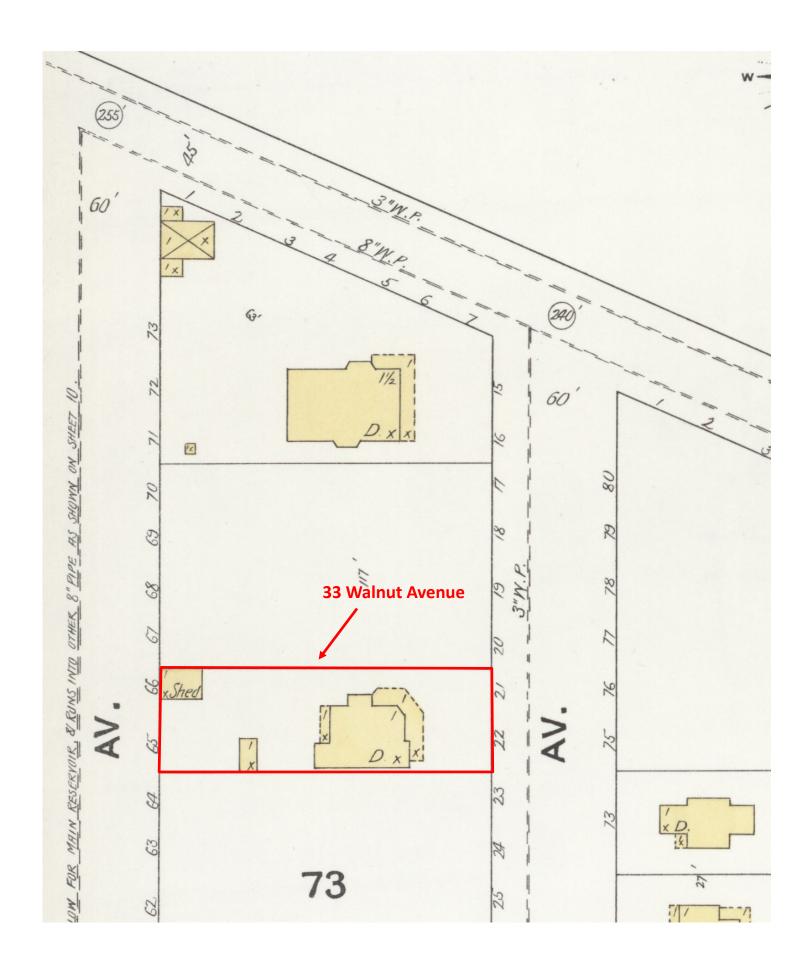
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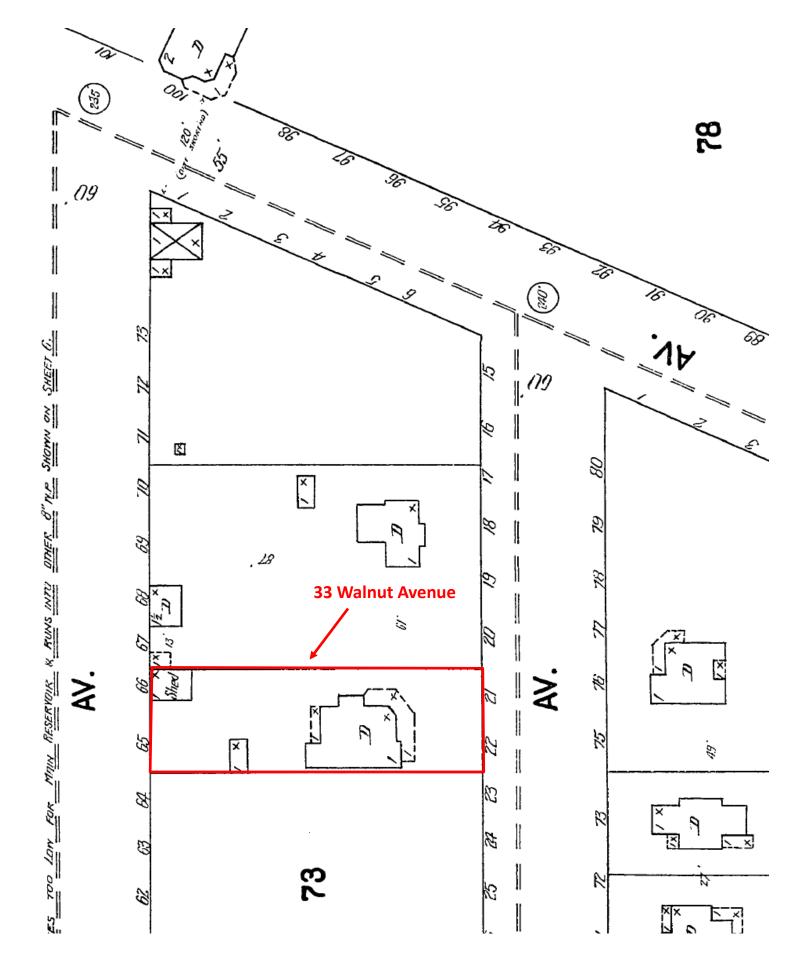


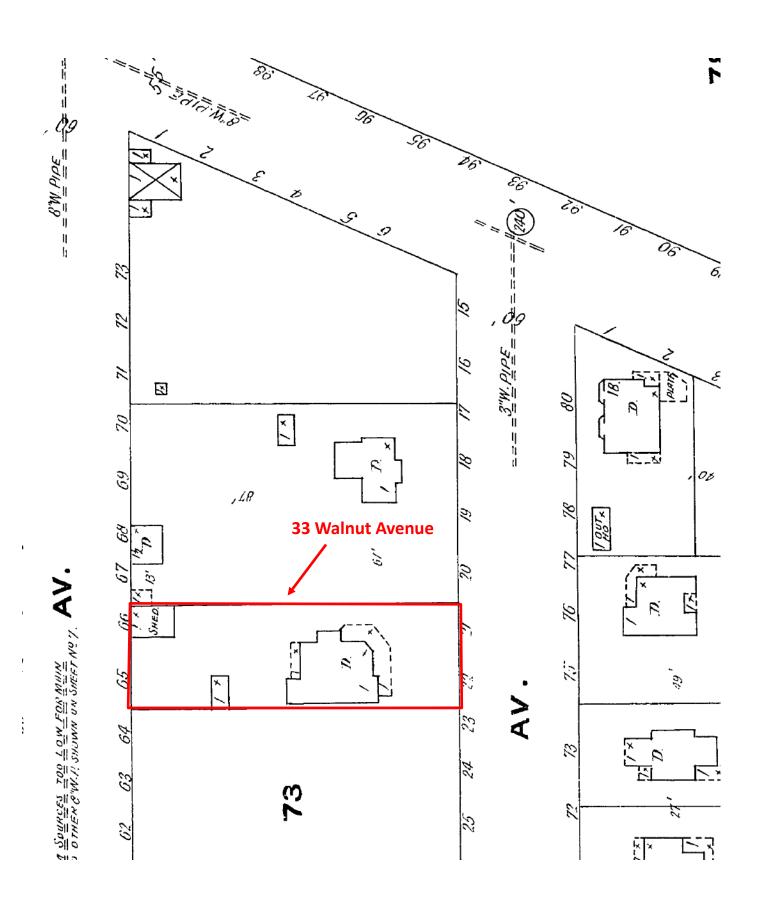


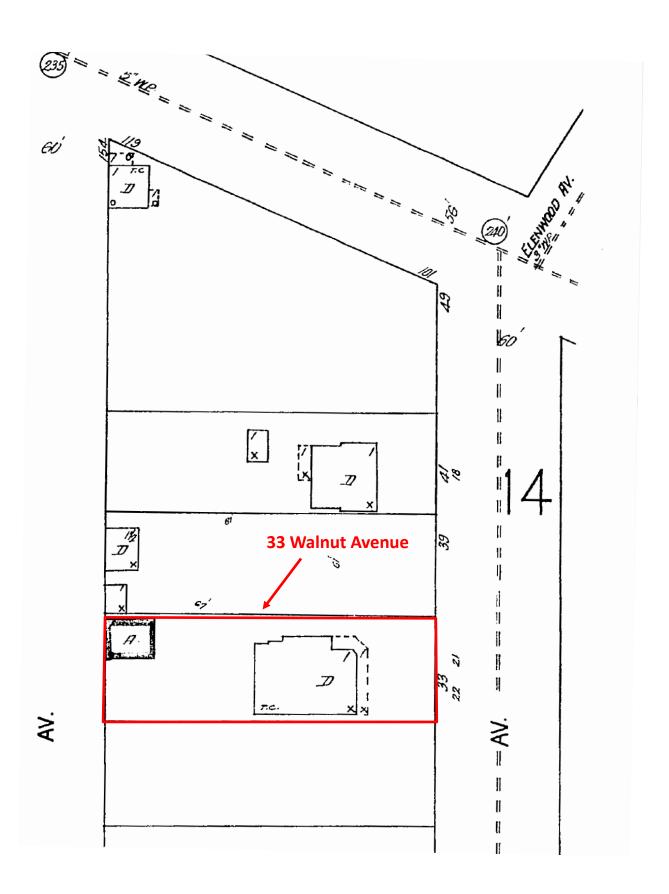


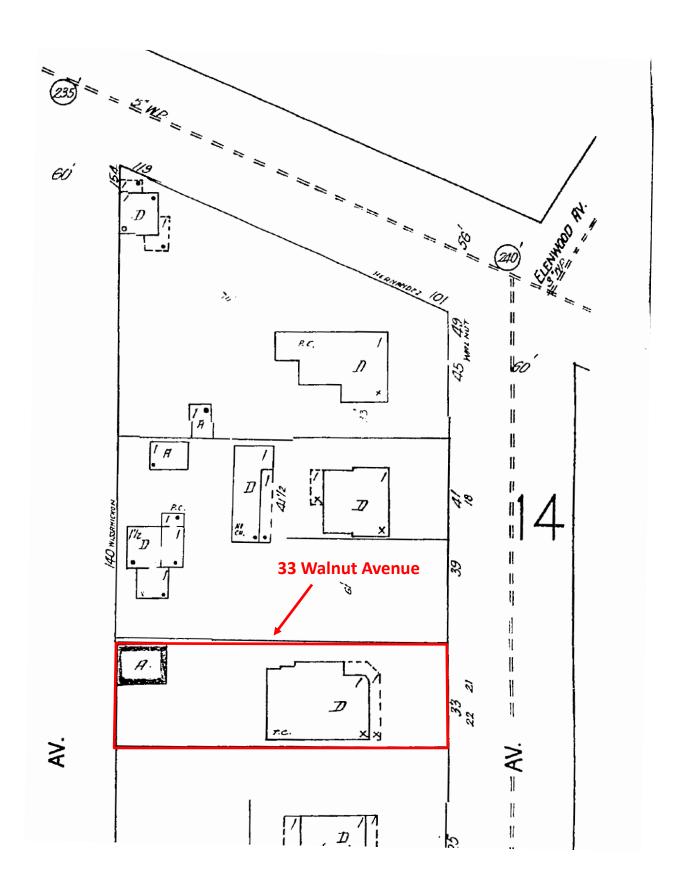
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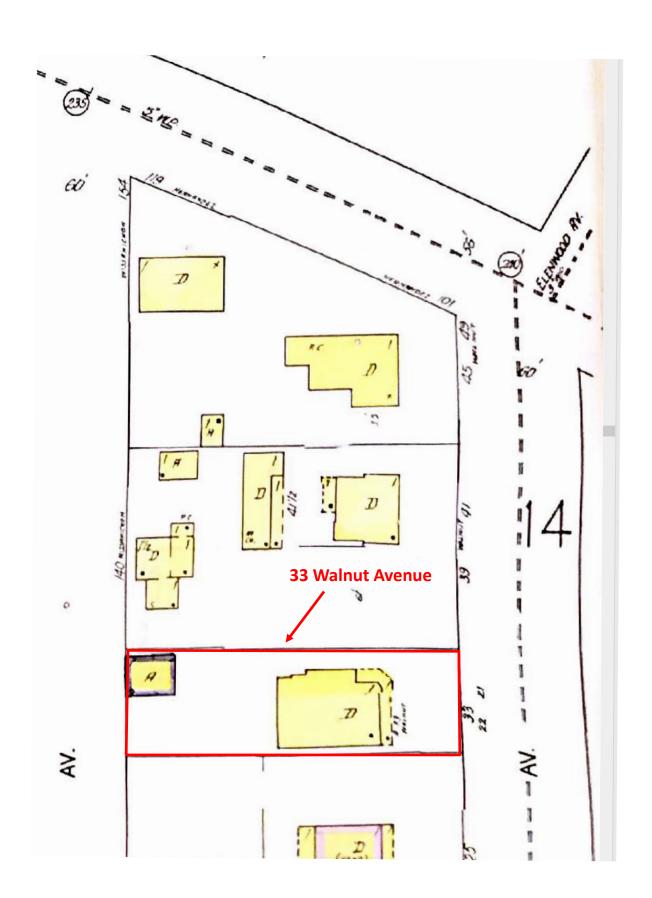












OS GATOS

TOWN OF LOS GATOS HISTORIC PRESERVATION COMMITTEE SPECIAL MEETING AUGUST 22, 2018 110 EAST MAIN STREET LOS GATOS, CA 3:30 P.M

Nancy Derham, Chair
Matthew Hudes, Vice Chair
Robert Cowan, Committee Member
Len Pacheco, Committee Member
Tom O'Donnell, Planning Commissioner

MEETING CALLED TO ORDER

ROLL CALL

PLEDGE OF ALLEGIANCE

VERBAL COMMUNICATIONS (Members of the public are welcome to address the *Committee* on any matter that is not listed on the agenda. To ensure all agenda items are heard and unless additional time is authorized by the Chair, this portion of the agenda is limited to 30 minutes and no more than three (3) minutes per speaker. In the event additional speakers were not able to be heard during the initial Verbal Communications portion of the agenda, an additional Verbal Communications will be opened prior to adjournment.)

CONSENT ITEMS (TO BE ACTED UPON BY A SINGLE MOTION) (Items appearing on the Consent Calendar are considered routine and may be approved by one motion. Unless there are separate discussion and/or actions requested by the Committee, staff, or a member of the public, it is requested that items under the Consent Calendar be acted on simultaneously. Any member of the Committee or public may request to have an item removed from the Consent Calendar for comment and action.)

1. Approval of Minutes – July 25, 2018

OTHER BUSINESS (Up to three minutes may be allotted to each speaker on any of the following items.)

2. 33 Walnut Avenue

Requesting comments on proposed modifications to the front porch of a pre-1941 property zoned R-1:8. APN 510-41-007.

PROPERTY OWNER: Jeffrey Siegel

APPLICANT: David V. Hernandez, Heritage Architecture

PROJECT PLANNER: Erin Walters

Page 1 of 2 ATTACHMENT 3

OTHER BUSINESS (Up to three minutes may be allotted to each speaker on any of the following items.)

3. 25 W. Main Street

Requesting preliminary review of a proposal for exterior modifications and an addition to a contributing commercial building in the Downtown Historic Commercial District on property zoned C-2:LHP. APN 529-01-017.

PROPERTY OWNER/APPLICANT: Steve Leonardis

PROJECT PLANNER: Jocelyn Shoopman

PUBLIC HEARINGS (Applicants and their representatives may be allotted up to a total of ten minutes maximum for opening statements. Members of the public may be allotted up to three minutes to comment on any public hearing item. Applicants and their representatives may be allotted up to a total of five minutes maximum for closing statements. Items requested/recommended for continuance are subject to the Committee's consent at the meeting.)

4. 16940 Roberts Road

Requesting approval to remove a pre-1941 property from the Historic Resources Inventory for property zoned R-M:5-12. APN 529-18-053.

PROPERTY OWNER: Chang 2003 Family Trust

APPLICANT: Josephine Chang

PROJECT PLANNER: Jocelyn Shoopman

ADJOURNMENT

IN COMPLIANCE WITH THE AMERICANS WITH DISABILITIES ACT, IF YOU NEED SPECIAL ASSISTANCE TO PARTICIPATE IN THIS MEETING, PLEASE CONTACT THE CLERK DEPARTMENT AT (408) 354-6834. NOTIFICATION 48 HOURS BEFORE THE MEETING WILL ENABLE THE TOWN TO MAKE REASONABLE ARRANGEMENTS TO ENSURE ACCESSIBILITY TO THIS MEETING [28 CFR §35.102-35.104]



MINUTES OF THE HISTORIC PRESERVATION COMMITTEE SPECIAL MEETING AUGUST 22, 2018

The Historic Preservation Committee of the Town of Los Gatos conducted a Special Meeting on August 22, 2018, 2018, at 3:30 p.m.

ROLL CALL

Present: Chair Nancy Derham, Vice Chair Matthew Hudes (arrived at 3:57 p.m.), Committee Member Robert Cowan, Committee Member Thomas O'Donnell, Committee Member Leonard

Pacheco Absent: None

MEETING CALLED TO ORDER AT 3:30 P.M.

VERBAL COMMUNICATIONS

None.

CONSENT ITEMS (TO BE ACTED UPON BY A SINGLE MOTION)

1. Approval of Minutes – July 25, 2018

MOTION: Motion by Committee Member Leonard Pacheco to approve the consent

item. Seconded by Committee Member Thomas O'Donnell.

VOTE: Motion passed 4-0-1, Vice Chair Matthew Hudes absent.

OTHER BUSINESS

2. 33 Walnut Avenue

Requesting comments on proposed modifications to the front porch of a pre-1941

property zoned R-1:8. APN 510-41-007.

PROPERTY OWNER: Jeffrey Siegel

APPLICANT: David V. Hernandez, Heritage Architecture

PROJECT PLANNER: Erin Walters

Committee Member Leonard Pacheco recused himself from this item.

Erin Walters, Associate Planner, presented the staff report.

PAGE **2** OF **3**

MINUTES OF THE HISTORIC PRESERVATION COMMITTEE MEETING OF AUGUST 22, 2018

Opened and closed Public Comment.

Committee members discussed the matter.

3. 25 W. Main Street

Requesting preliminary review of a proposal for exterior modifications and an addition to a contributing commercial building in the Downtown Historic Commercial District on property zoned C-2:LHP. APN 529-01-017.

PROPERTY OWNER/APPLICANT: Steve Leonardis

PROJECT PLANNER: Jocelyn Shoopman

Jocelyn Shoopman, Associate Planner, presented the staff report.

Opened Public Comment.

Karen Delaney

Expressed disapproval of the current mural on the side of building.

Closed Public Comment.

Committee members discussed the matter.

PUBLIC HEARINGS

4. 16940 Roberts Road

Requesting approval to remove a pre-1941 property from the Historic Resources Inventory for property zoned R-M:5-12. APN 529-18-053.

PROPERTY OWNER: Chang 2003 Family Trust

APPLICANT: Josephine Chang

PROJECT PLANNER: Jocelyn Shoopman

Jocelyn Shoopman, Associate Planner, presented the staff report.

Open and closed the Public Comment.

Committee members discussed the matter.

MOTION: Motion by Committee Member Thomas O'Donnell to continue this

matter to the September 26, 2018 Historic Preservation Committee

meeting. Seconded by Chair Nancy Derham.

VOTE: Motion passed 5-0.

PAGE **3** OF **3** MINUTES OF THE HISTORIC PRESERVATION COMMITTEE MEETING OF AUGUST 22, 2018

ADJOURNMENT

The meeting adjourned at 5:08 p.m.

This is to certify that the foregoing is a true and correct copy of the minutes of the August 22, 2018 meeting as approved by the Historic Preservation Committee.

/s/ Sylvie Roussel, Administrative Technician



MEETING DATE: 08/22/2018

ITEM NO: 2

DATE: AUGUST 16, 2018

TO: HISTORIC PRESERVATION COMMITTEE

FROM: JOEL PAULSON, COMMUNITY DEVELOPMENT DIRECTOR

SUBJECT: PROJECT LOCATION: 33 WALNUT AVENUE. PROPERTY OWNER: JEFFREY

SIEGEL. APPLICANT: DAVID V. HERNANDEZ, HERITAGE ARCHITECTURE. REQUESTING COMMENTS ON PROPOSED MODIFICATIONS TO THE FRONT

PORCH OF A PRE-1941 PROPERTY ZONED R-1:8. APN 510-41-007.

RECOMMENDATION:

Review the proposal and provide comments on the proposed modifications to the front porch.

BACKGROUND:

A. Property Details

- 1. Date primary structure was built: 1890
- 2. Town of Los Gatos Preliminary Historic Status Code: I Historic and Intact
- 3. Does property have an LHP Overlay? No
- 4. Is structure in a historic district? No
- 5. If yes, is it a contributor? N/A
- 6. Findings required? No
- 7. Considerations required? No

B. Comments

The applicant proposes three modifications to the front porch:

 Expansion of the existing front porch from six feet, eight inches to 11 feet, eight inches in depth to create a more useable space. The existing decking and floor structure would be replaced in-kind due to water damage.

PREPARED BY: ERIN WALTERS

Associate Planner

BACKGROUND (Continued):

- 2. Raising the roof of the covered porch from six feet 10-inches to nine feet tall to accommodate the existing eight-foot, four-inch front windows and provide visibility from the house and light into the house.
- 3. Modify the existing six-inch by six-inch decorative wood columns and guard rail with a square wood column design and a code compliant guard rail with a modified decorative pattern.

Building permits are required for the proposed modifications to the front porch. Committee comments are requested to ensure the compatibility of the proposed modifications with the original structure and the surrounding area.

The proposed development plans show a second story addition to the existing two-story house. The proposed second story addition is associated with a proposed Accessory Dwelling Unit (ADU). New State regulations and the recent adoption of amendments to the Town's ADU Ordinance allow second story ADUs to be constructed on an existing two-story residence with a ministerial review through an ADU permit.

The applicant's request, the Bloomfield Survey, existing photos, and the proposed development plans are attached.

DISCUSSION:

A. Considerations

For pre-1941 structures, the proposed work will neither adversely affect the exterior architectural characteristics or other features of the property which is the subject of the application.

Attachments:

- 1. Letter of Justification (six pages)
- 2. Bloomfield Survey (seven pages)
- 3. Photos of Existing Porch (five pages)
- 4. Development Plans (8 pages)

Distribution:

Cc: Jeffrey Siegel, 33 Walnut Avenue, Los Gatos, CA 95030
David V. Hernandez, Architect, Heritage Architecture, P.O. Box 8033, San Jose, CA 95155

RECEIVED

HERITAGE ARCHITECTURE DAVID V. HERNANDEZ, ARCHITECT

P.O. Box 8033, San Jose, CA 95155 VM: (408) 298-0998 C: (408) 772-3502 AUG 0 9 2018

TOWN OF LOS GATOS PLANNING DIVISION

August 09, 2018

Job No. 2018.07

To: Erin M. Walters, Associate Planner

Town of Los Gatos

Community Development Department

Cc: Sally Zarnowitz, Planning Manager

Re: HPC Hearing

The Siegel Residence Front Porch Expansion/Repair

33 Walnut Avenue, Los Gatos, CA

This HPC review packet is being submitted for discretionary review by Committee for approval of a front porch expansion and repair attached to a pre-1941 residence, not within a historic district, but whose façade is considered of historical value.

Scope of Work/Justification:

1. Remove and replace water damaged decking and repair existing floor structure as necessary.

 Extend existing deck footprint an additional 5'-0", within Front Setback Building Envelope, primarily on the frontage side of the residence. This will allow for a best use of outdoor living and greater clear areas for furniture grouping on the porch.

3. Rebuild the roof to its existing slope in order to raise the bottom of the roof bearing beam height from 6'-10" above the residence subfloor to 9'-0". By doing so, the 8'-4" tall windows overlooking the porch will obtain a greatly improved sightline to the vista beyond and increase natural light gain into the residence. Rebuilding the roof will allow the owner to address the necessary roof coverage of the deck by way of deeper overhands as deemed necessary. Refer to interior view of porch photo attached.

4. Replace the existing partially turned 6x6 columns and 2'-3" high guardrail with new 6x6 square wood columns and pedestal, along with a new code compliant guardrail with a decorative pattern favored by the owner. Refer to photos of existing guardrail and column components.

5. Any graphics related to the future work of an ADU at the front of the residence is not to be considered for the purposes of this review. The ADU review is following a different tract for approval by staff.

Submitted by,

David V. Hernandez, Architect

Heritage Architecture Architect of Record

Page 2 contains the owner's justification for this scope of work. Please see attached document.

Sally Zarnowitz Los Gatos Planning Dept

Sally,

Thanks again for all your guidance in helping to develop our proposed architectural plans for adding the ADU to the upper floor facing the front street.

Our goal is to create an inviting livable space that will offer plenty of light and views that are possible from living on the second floor with sweeping views of the mountains and surrounding area. Having French doors and a walkout deck on the upper part of the front porch will create an attractive aesthetic from the street, and will bring additional light into the house and pleasant exterior views. This is also in keeping with the neighborhood where quite a few homes have this same feature including 151 Hernandez (deck faces onto Wissahickon), 7 Walnut Avenue, 381 Pennsylvania (deck is on top of the garage facing the street), 45 Glenridge (similar architectural style), 125 Tait (being built right now), and 220 Wilder are some illustrative examples. I have checked with several of my neighbors on Walnut Avenue and all are completely fine with the proposed addition as described.

At the same time, we are planning on resolving several design defects of the existing front porch which include 1) flooring is sloped away from the house making it awkward for people balancing, 2) flooring is in poor condition as a result of full exposure to rains from a lack of adequate roof protection, 3) porch roof slopes excessively down blocking views and light that would otherwise come into the tall front windows, and 4) depth is shallow limiting the usability of the porch. Unlike my prior house on Pine Avenue where the front porch was a wonderful, livable, space to enjoy the front yard as it was 11 feet deep.

Thanks again for your earlier guidance and support in helping us to complete the design approval process. We are excited about undertaking the work that will improve the aesthetics and functional use of the house.

Sincerely,

Jeffrey Siegel

Proposed Porch Design Improvements in Context of Historic Preservation for Queen Anne Style Residence at 33 Walnut Avenue

References:

AUG 16 2018

1) A field guide to American Houses, Published 2014 by Virginia Savage OF LOS GATOS McAlester

PLANNING DIVISION

2) The Secretary of the Interior's Standards for the Treatment of Historic Properties with Guidelines for Preserving, Rehabilitating, Restoring, and Reconstructing Historic Buildings, 2017 Revised by Anne Grimmer

3) Los Gatos Guidelines for Historic Preservation

4) Consultation with Anne Grimmer, Architectural Historian for the Technical Preservation Services Department of the United States Park Service

33 Walnut Avenue, built in 1890, is an example of a Queen Anne style residence with minor spindlework detailing. With a hipped roof and lower cross gables, together with a wrap around porch, the house displays multiple elements of an 1890 era Queen Anne. The house is not located in a historic district though is considered by the town of Los Gatos to be historical on account of the year that it was built.

History of the House:

While built in 1890, multiple alterations have been made to the house over the intervening years including:

- 1) Roofing material wood shingles replaced with composite material
- 2) Addition of second story ADU toward the rear of the house in 1986
- 3) Construction of a new two car garage in 2008 replacing a historic structure that could not be adapted for todays modern lifestyle
- 4) First floor alterations including addition of 250 square feet by pushing out the rear exterior walls of the house altering both size and shape
- 5) Full interior redesign and reconstruction in 2008 including removing interior walls, changing bedroom locations and sizes, adding windows and doors, creating a great room, adding a bathroom, and changing the interior flow of the house, along with all new plumbing, electrical, and HVAC
- 6) Multiple landscape changes over time including adding a stone retaining wall and patio in the rear, with steps and gate out to the newly constructed garage

Curing the Porch Design Defects:

While many improvements have already been made over time, the one remaining and much needed alteration is the improvement of the front porch to address specific design defects that has caused safety, lighting, and sustainability issues. To be clear, this does NOT mean changing the character defining features of the porch, which include wrapping around the front and front-side of the house and the use of stylized vertical supports and detailed railing design.

The design defects, which include shallow depth, overly pitched flooring, low profile roofline that obscures light and interior visibility, missing roof protective overhang, and absence of a south facing weather barrier, altogether negatively impacts the sustainability, safety, and functional use of the front section of the house. Weather exposure to the front of the house, and a dark front interior are problems that are worth solving while respecting the historical integrity of the Queen Anne style. In addition, the front steps have proven to be a safety hazard as multiple guests have now slipped and fallen when walking down the steps. This stems from the exposure of the steps to the elements, combined with their shallow foot depth and steep pitch. It is desired to extend the porch roofline to cover and protect the steps from the elements to create a safe environment. This is in keeping with the Queen Anne style of architecture as evidenced in photos in the book A Field Guide to American Houses page 361, image 11.

The desired porch improvements to address these existing problems include:

- 1) Deepening the porch from its current six feet to 11 feet, which is in keeping with the legal setbacks. Given the gaps in the weave style and low height of the existing railing, this will significantly improve the safety of using the porch, while allowing far more light to enter the tall front windows, and provide much needed protection from the strong west blowing winds and rains that assault the front (and side) of the house given its east (and south) facing exposure.
- 2) Slight change to the front porch railing to a tighter weave design for improved safety and stronger vertical supports with sturdier base.
- 3) Adding a transparent protective shield to the left side of the porch protecting the south exposure from wind-blasted rains during the winter months (as many other historic homes in Los Gatos currently have)
- 4) Raising the gutter eave height of the porch roofing, together with adding a porch roof overhang, as required for both lighting improvement and for protecting the front porch flooring and front siding of the house from the seasonal rains which continues to cause damage.
- 5) Reducing the existing pitch of the porch flooring to create a shallower pitched surface. Its current pitch creates a floor surface that is somewhat precarious to stand and walk on, particularly for the elderly or anyone that's tall.
- 6) Extending the porch roof over the front stairs as a safety feature. The front stairs are continually rained upon by environmental elements including water, bird droppings, and tree leaves. Altogether this has created a dangerous and slippery surface. Two guests have now slipped and at times fallen from these stairs and it's highly desired to create an environment for safe ingress/egress of the house while reducing legal liability.

A key question to answer:

The key question that arises when considering these proposed changes – is whether they constitute a *character-defining feature* change, or whether the character-defining features of the house can be preserved while making the required adaptation. To answer that question, we have turned to multiple sources, including those published, as well as consulted directly with the author of the *Department of the Interiors Standards for the Treatment of Historic Properties* – Anne Grimmer. Anne's guidance in considering and answering this question has directly informed the proposal being submitted to the Los Gatos Historic Committee.

Rehabilitation defined:

Rehabilitation is defined 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. Maintaining the Queen Anne style of the porch while incorporating the adaptation needed to address the design defects is the intention of this proposed project.

Guidance from Anne Grimmer:

It has been determined, after consulting in conference with the architectural historian and author of the Standards for the Treatment of Historic Properties with Guidelines for Preserving, Rehabilitating, Restoring, and Reconstructing Historic Buildings that the proposed changes to 33 Walnut will not create a 'character-defining change'. In fact, these guidelines state under Alterations – some exterior and interior alterations to a historic building are generally needed as part of a Rehabilitation project to ensure it's continued use. But it is most important that such alterations do not RADICALLY change, obscure, or destroy character-defining spaces, materials, features, or finishes.

Anne noted that the porch related issues stem directly from what she calls a 'design defect', which can be *intelligently addressed* while preserving the character-defining features of the Queen Anne style. She gives the example of the firehouse that is down the street from her office in Washington DC, and is also cited as an example in the guidelines. The opening of the building, based on its original design, could not accommodate todays modern fire trucks, and so the opening was enlarged as an adaptation to today's needs, while preserving the building's style.

According to Anne, "the tall front windows of your house (at 33 Walnut) are indeed a character defining feature, as is the style of the wrap around porch. But it's not unprecedented to see porch rooflines that hang so low as to block light and visibility. These should be considered a design defect, not a character-defining feature of the house. Raising the roofline to cure this defect would be considered a reasonable adaptation in the same way that enlarging the opening of the fire station down the street, to accommodate today's larger fire trucks, improved the functionality while still retaining the historic nature of the building itself. "For this example, Anne referenced page 150 in Standards for Preservation & Guidelines for Preserving Historic Buildings.

Anne views the front porch of 33 Walnut as similar to the firehouse example. She notes that making the improvements by addressing the design defects benefits the house and its livability, while preserving its true character-defining features (wrap around porch, tall front windows, detailed railing) of the Queen Anne architectural style. In other words, she sees the proposed improvements (roof height, porch depth, roof overhang, wind barrier) as an *intelligent adaptation* that would be barely discernible from the street, and not a radical change.

We look forward to hearing the historic committee's assessment of these proposed changes, as a means of intelligently addressing the design defects that have caused problems in safety, livability, and maintenance.

Respectfully...Jeffrey Siegel, homeowner of 33 Walnut Avenue

Jeffrey Siegel

Owner_Resident_: (Pead, 1930)
Context(\$):

Anne Bloomfield

(415) 922-1063 2229 WEBSTER STREET SAN FRANCISCO. CA 94115

ATTACHMENT 2

ARCHITECTURAL/CULTURAL SURVEY LOS GATOS RESEARCH

P#1-	address 33 Walnut	16
	INFORMATION	
	510 41-007 Lot size: 50 front ft. x [60]	f+ door
	Rectangle / L Rectangle with small rear jog Other	
Location:	N_ S_ E_ W _ side of St Ave _ Oth	ner
	distance to cross st: 162 ft. N S/E W from Her	nandez
	at NE NW SE SW corner of	
HISTORIC I	NFORMATION ON PARCEL MAP	
Old tract	or subdivision name Glen Ridge Park Old Block # 3 Old lot	# 8
FIELD SURV	EY INFORMATION (handwritten in red)	
Preliminar	y rating + Estimated age 1890; Style Queen Anne	# stories
Alteration	ış	
Other		
COUNTY ASS	ESSORPROPERTY CHARACTERISTICS (paste on copy) Page EFFective	e date
OWNEDCHID	SHOWN ON MAPS	
	Source Source Location of property, or Lot Owner	
Name	Date Page Old tract/block/lot Size Name	
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Survey	1941	
MISCELLANE	COUS PHOTOS: Roll/frame # 2 = =	/ / Data (C to G)
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Anne Bloomfield ARCHITECTURAL/CULTURAL SURVEY NAME RESEARCH

ARCHITECTURAL HISTOR'
(415) 922-1063
2229 WEBSTER STREET
SAN FRANCISCO. CA 94115

	Hame (person, building, organization, etc)									
ddresses associated with Name 33 Walnut										
				h other						
ī.	DIRECT	ORY SEARCH (City Directo	ories, County Directories	, Telephone Books, society directories, etc.)						
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	BIOGR	APHICAL SEARCH, indexes	6 other alphabetical listi	ngs.						
			g found) at each source yo	ou try. List findings below.						
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		ity directories (na		Biographical file						
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			wers, 1895 (bio inde	x)						
		uinn, 1904 (bio ind		San Jose Historical Museum:						
		awyer, 1922 (bio in		Great Registers (of voters)						
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			Frazer, 1881 (Survey	box)						
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			Mar N	Indexes, California Historical Quarterly						
		Gatos Museum (Forbe		State Library Information Index (fiche)						
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				Earlies Contribut						
				Earliest known Owner Resident : Contributor Context:						
				Context: Resident : (Hansen 1980)						
				1130)						

ile address 33 Walnut

Anne P' mfield

ARCHITECTURAL SURVEY BUILDING RESEARCH

ARCHITECTURAL HISTORY
15) 922-1063
2229 STER STREET
SAN FRANCISCO. CA 94115

Sources	Volume_	Bulle	DateContract	notice	Page	f completion		issued		_Elev/sketch/1	Oth	r planA	rch't/cont	'r pub	Real est
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BEULPINGERS - SEPT 5,1984

1891 - Post-Victorial

(1) 33 WALNUT AND . - EVAICE MONTGOMERY (WRITER)

PURCHASED HOUSE IN 1948 FROM "GLAD" DON/JOAN

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THE AUTHOR

RUTHERFORD MONTGOMERY would rather write than do anything else in the world. Most of his fifty-three books are about animals and the wilderness he knows so well. As a boy, Mr. Montgomery would listen to the tales told by hunters, and his favorite sport then and now is going into the woodland and sitting quietly on a log, ob-serving the children of the wild. He is a watcher, not a hunter.

Mr. Montgomery was born in North Dakota, and taught school for ten years in Wyoming and and taught school for ten years in Wyoming and Colorado after graduating from Colorado Agricultural College. He saw service in the United States Flying Corps in World War I. Later, he was a county judge in Colorado and held state offices there. He now lives in Los Gatos, California fornia.

Other Books by Rutherford Montgomery

Troopers Three Broken Fang Gray Wolf* White Mountaineer McGonigle's Lake

Call of the West Carcajou* Husky* Kildee House Wapiti Big Brownie

Widnight* **Reblink**

Ghost Town Adventure*

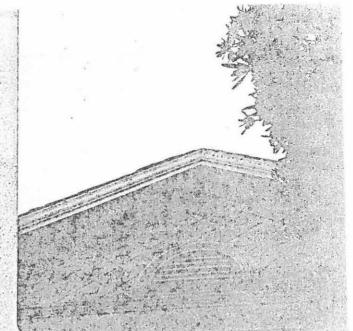
*Available from Scholastic Book Services

AELTOM EAE?

By RUTHERFORD MONTGOMERY

Illustrated by Farrell Collett





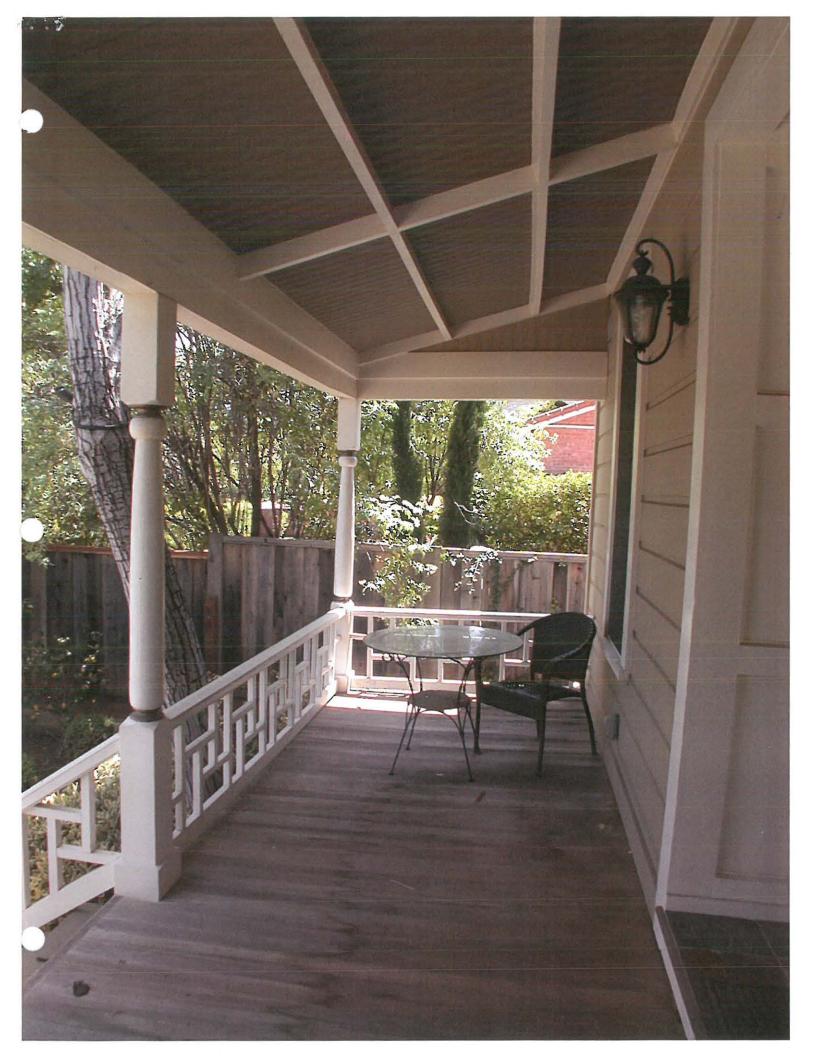


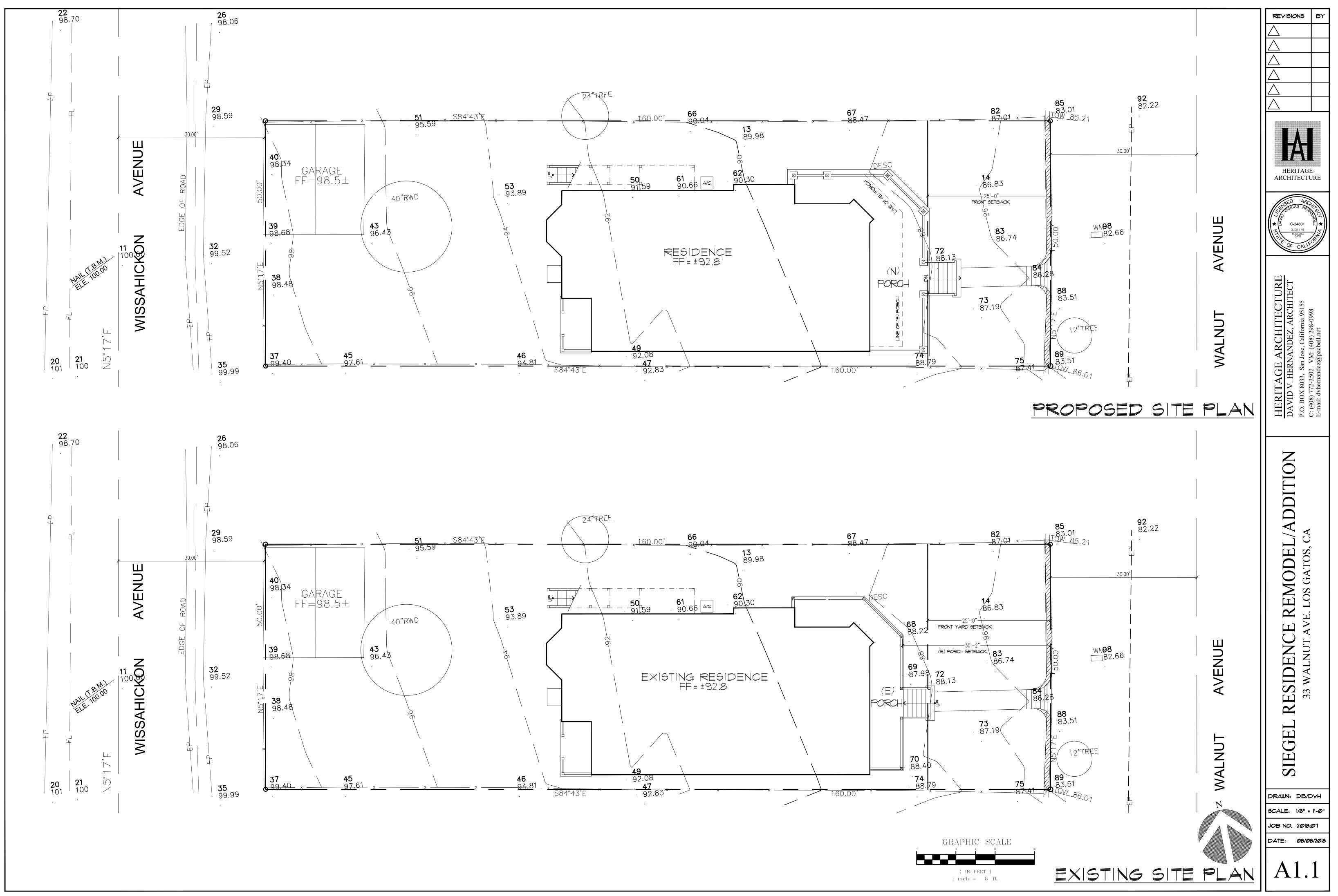


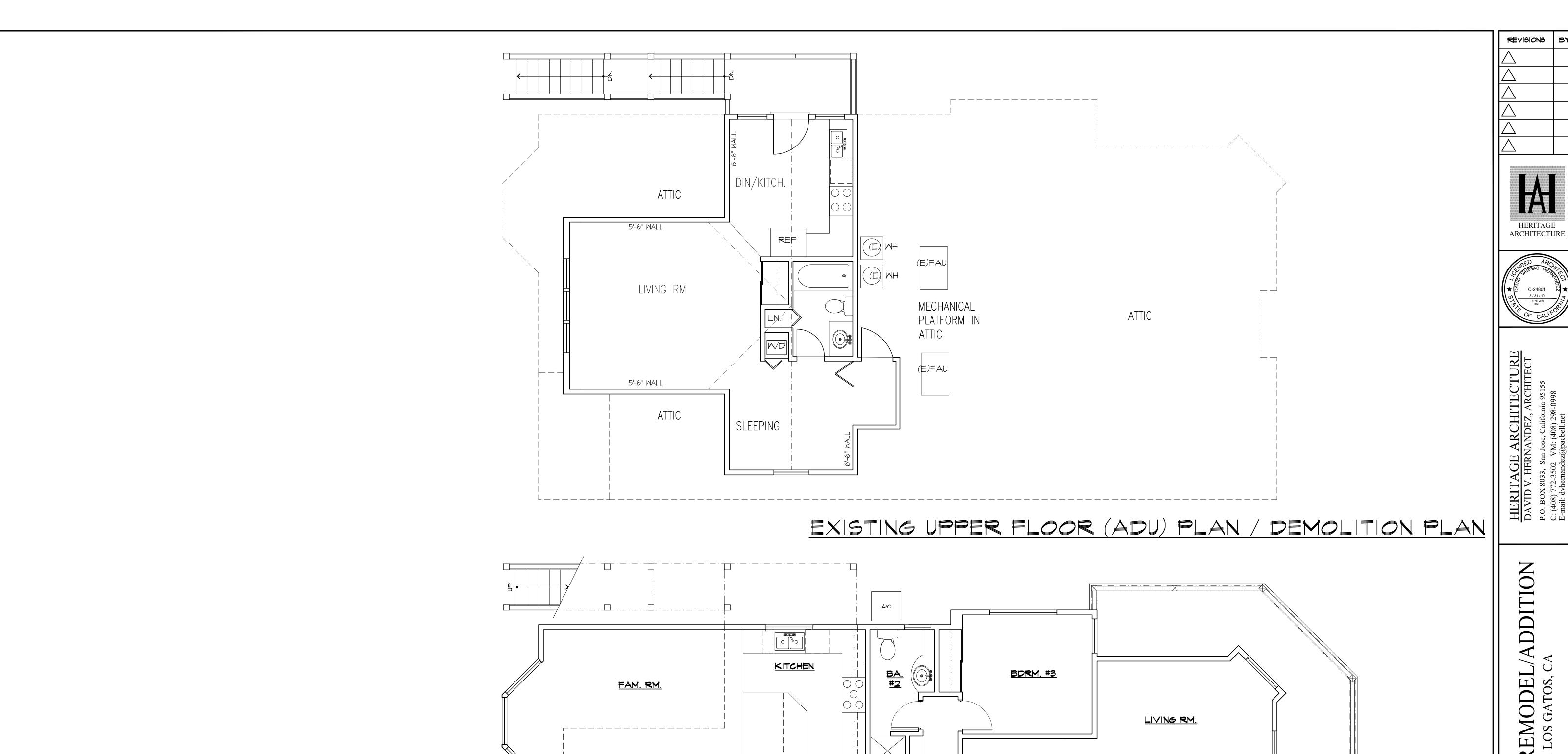












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GRAPHIC SCALE

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BDRM. #I



SIEGEL

<u>COVERED</u> <u>PORCH</u>

1X4 T&G WOOD DECKING

<u>BDRM. #2</u>

DRAWN: DB/DYH SCALE: 1/4" = 1'-0' JOB NO. 2018.07

DATE: 08/08/2018

EXISTING GROUND FLOOR PLAN / DEMOLITION PLAN







HERITAGE ARCHITECTU
DAVID V. HERNANDEZ, ARCHITE
P.O. BOX 8033, San Jose, California 95155
C: (408) 772-3502 VM: (408) 298-0998
E-mail: dvhernandez@pacbell.net

SIEGEL RESIDENCE REMODEL/ADDITION 33 WALNUT AVE. LOS GATOS, CA

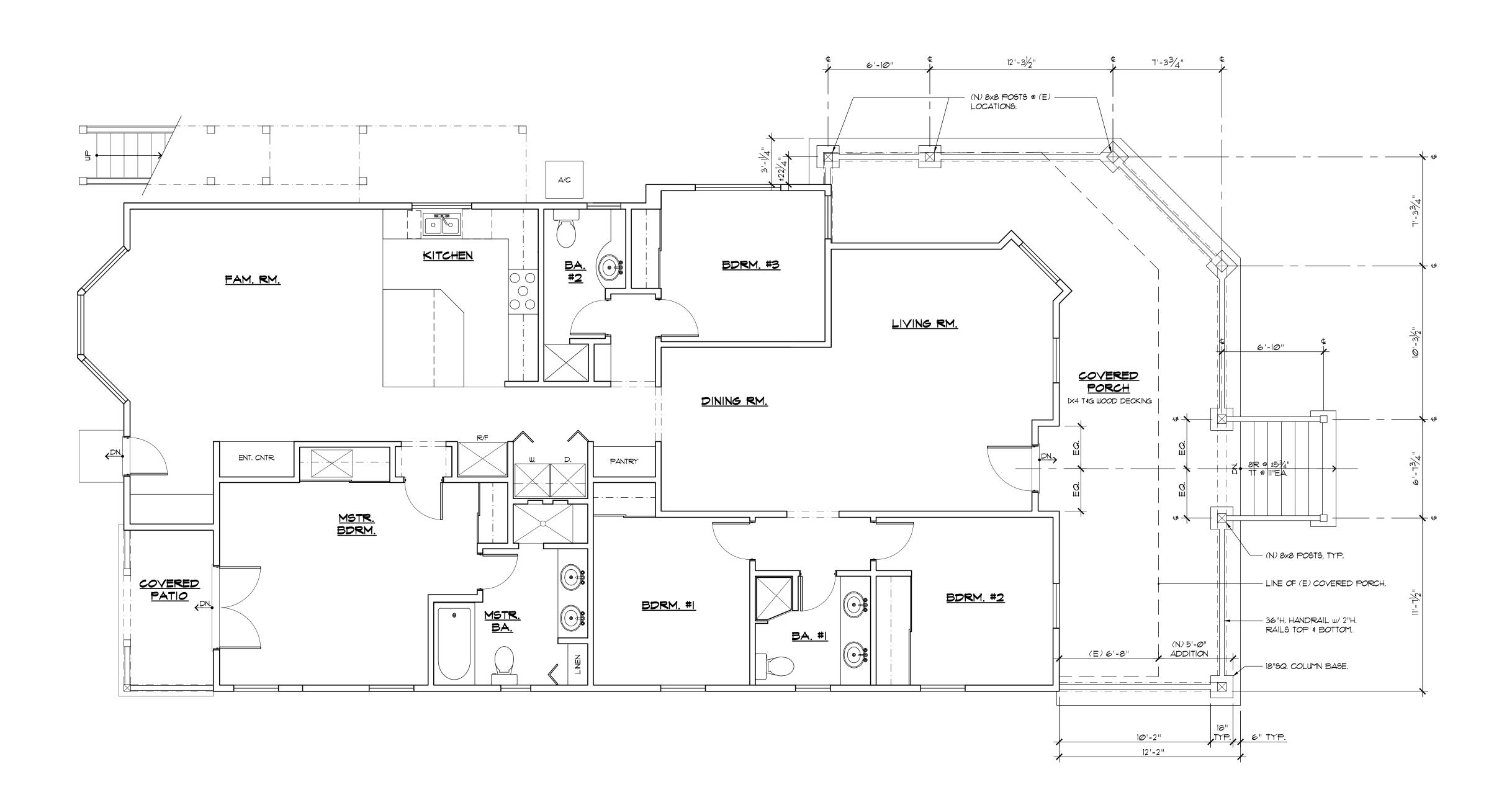
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JOB NO. 2018.07

DATE: 08/08/2018











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RESIDENCE REMODEL/ADDITIC 33 WALNUT AVE. LOS GATOS, CA

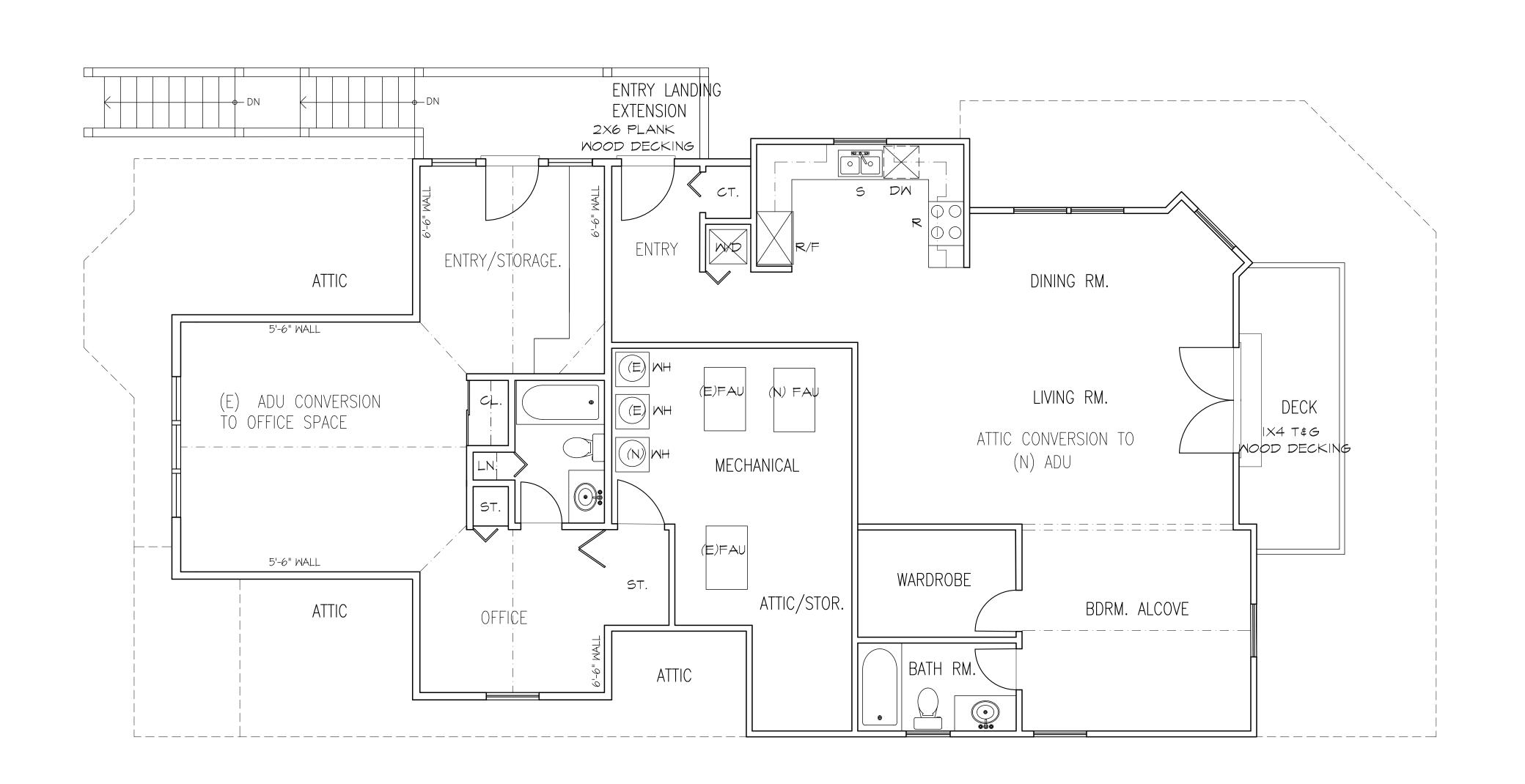
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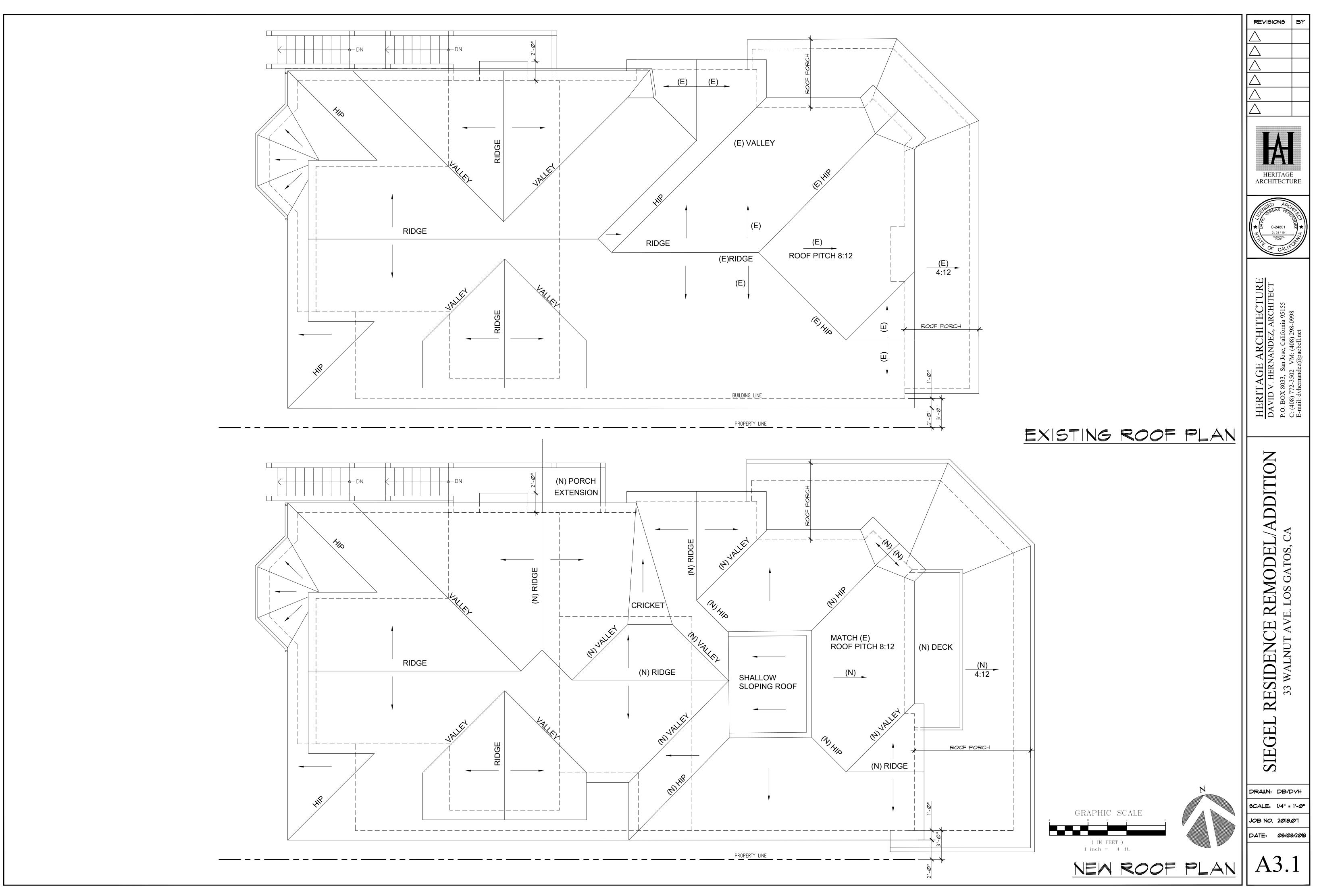
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DATE: 08/08/2018





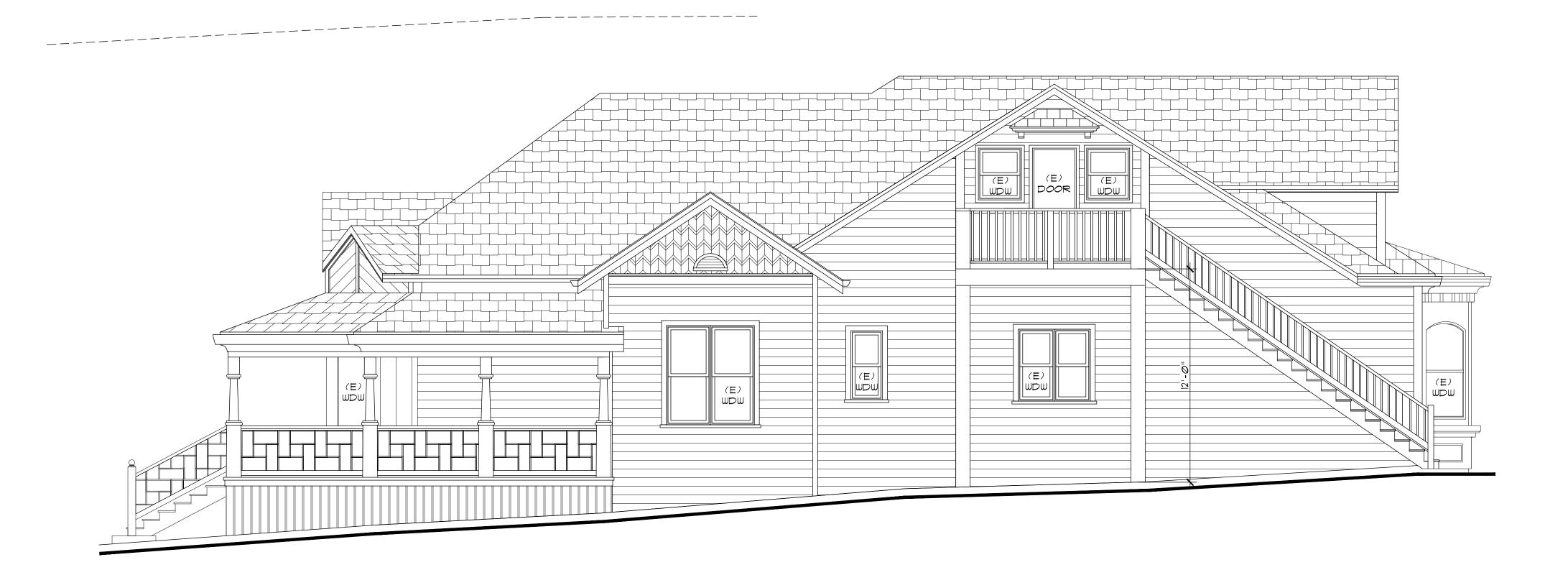


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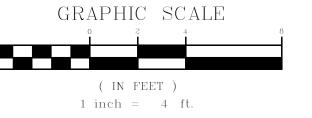
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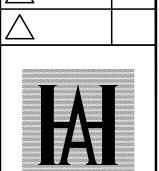


EXISTING NORTH ELEVATION

1/4" = 1' -0"



REVISIONS







HERITAGE ARCHITECTURE
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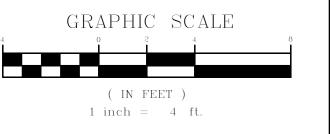
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EXISTING WEST ELEVATION 1/4" = 1' -0"



EXISTING SOUTH ELEVATION

1/4" = 1' -0"



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SIEGEL RESIDENCE REMODEL/ADDIT 33 WALNUT AVE. LOS GATOS, CA

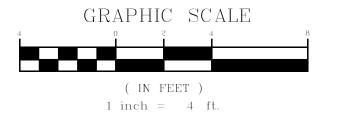
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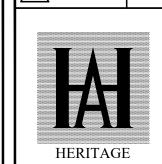
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NEW NORTH ELEVATION

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REVISIONS BY





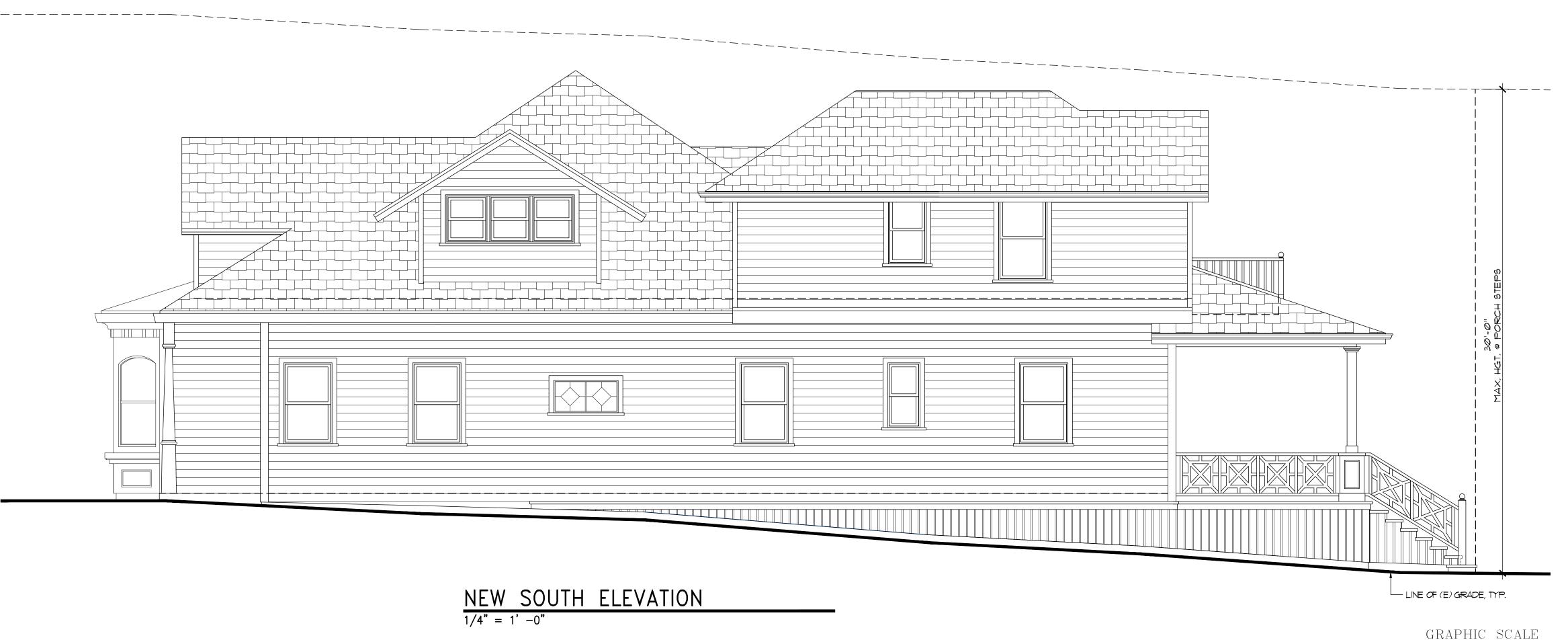


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E-mail: dyhernandez@pacbell.net

REMODEL/ RESIDENCE I SIEGEL

DRAWN: DB/DYH JOB NO. 2018.07

DATE: 08/08/2018









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DATE: 08/08/2018

(IN FEET) 1 inch = 4 ft.



TOWN OF LOS GATOS HISTORIC PRESERVATION COMMITTEE SPECIAL MEETING MAY 15, 2019 110 EAST MAIN STREET LOS GATOS, CA 4:00 PM

Matthew Hudes, Chair Robert Cowan, Vice Chair Tom O'Donnell, Planning Commissioner Nancy Derham, Committee Member Len Pacheco, Committee Member

MEETING CALLED TO ORDER

ROLL CALL

PLEDGE OF ALLEGIANCE

VERBAL COMMUNICATIONS (Members of the public are welcome to address the *Committee* on any matter that is not listed on the agenda. To ensure all agenda items are heard and unless additional time is authorized by the Chair, this portion of the agenda is limited to 30 minutes and no more than three (3) minutes per speaker. In the event additional speakers were not able to be heard during the initial Verbal Communications portion of the agenda, an additional Verbal Communications will be opened prior to adjournment.)

CONSENT ITEMS (TO BE ACTED UPON BY A SINGLE MOTION) (Items appearing on the Consent Calendar are considered routine and may be approved by one motion. Unless there are separate discussion and/or actions requested by the Committee, staff, or a member of the public, it is requested that items under the Consent Calendar be acted on simultaneously. Any member of the Committee or public may request to have an item removed from the Consent Calendar for comment and action.)

1. Approval of Minutes – April 24, 2019

2. 62 Ellenwood Avenue

Historic Resources Inventory Removal

Requesting continuance to June 26, 2019 for approval to remove a pre-1941 property from the Historic Resources Inventory for property zoned R-1:12. APN 510-20-068.

PROPERTY OWNER: Lisa and Case Swenson

APPLICANT: Kurt Simrock

PROJECT PLANNER: Azhar Khan Continued from April 24, 2019

PUBLIC HEARINGS (Applicants and their representatives may be allotted up to a total of ten minutes maximum for opening statements. Members of the public may be allotted up to three minutes to comment on any public hearing item. Applicants and their representatives may be allotted up to a total of five minutes maximum for closing statements. Items requested/recommended for continuance are subject to the Committee's consent at the meeting

3. 407 University Avenue

Historic Resources Inventory Removal

Requesting approval to remove a pre-1941 property from the Historic Resources Inventory for property zoned R-1P. APN 529-07-041.

PROPERTY OWNER/APPLICANT: Ravi Todi and Sudha Hisaria

PROJECT PLANNER: Sally Zarnowitz

OTHER BUSINESS (Up to three minutes may be allotted to each speaker on any of the following items.)

4. 33 Walnut Avenue

Preliminary Review

Requesting preliminary review of a proposal for exterior alterations to a pre-1941 single-family residence on property zoned R-1:8. APN 510-41-007.

PROPERTY OWNER: Jeffrey Siegel APPLICANT: David V. Hernandez PROJECT PLANNER: Erin Walters

5. 268 Los Gatos Boulevard

Preliminary Review

Requesting preliminary review of a proposal for exterior alterations to a pre-1941 single-family residence on property zoned R-1:D. APN 532-36-022.

PROPERTY OWNER: Werner J Wiechmann

APPLICANT: Firoz Pradhan PROJECT PLANNER: Azhar Khan

ADJOURNMENT

IN COMPLIANCE WITH THE AMERICANS WITH DISABILITIES ACT, IF YOU NEED SPECIAL ASSISTANCE TO PARTICIPATE IN THIS MEETING,
PLEASE CONTACT THE CLERK DEPARTMENT AT (408) 354-6834. NOTIFICATION 48 HOURS BEFORE THE MEETING WILL ENABLE THE TOWN
TO MAKE REASONABLE ARRANGEMENTS TO ENSURE ACCESSIBILITY TO THIS MEETING [28 CFR §35.102-35.104]



MINUTES OF THE HISTORIC PRESERVATION COMMITTEE SPECIAL MEETING MAY 15, 2019

The Historic Preservation Committee of the Town of Los Gatos conducted a Special Meeting on May 15, 2019, at 4:00 p.m.

ROLL CALL

Present: Vice Chair Robert Cowan, Committee Member Nancy Derham, Committee Member

Thomas O'Donnell

Absent: Leonard Pacheco, Matthew Hudes

MEETING CALLED TO ORDER AT 4:00 PM

VERBAL COMMUNICATIONS

Jefferey Siegel – Presented a copy of his letter to Town Council promoting adoption of the Mills Act.

CONSENT ITEMS (TO BE ACTED UPON BY A SINGLE MOTION)

- 1. Approval of Minutes April 24, 2019
- 2. 62 Ellenwood Avenue -- Historic Resource Inventory Removal

MOTION: Motion by Committee Member Thomas O'Donnell to approve the

consent calendar. Seconded by Committee Member Nancy Derham.

VOTE: Motion passed unanimously. 3-0-2, Committee Member Leonard

Pacheco and Chair Matthew Hudes absent.

PUBLIC HEARINGS

3. 407 University Avenue

Historic Resources Inventory Removal

Requesting approval to remove a pre-1941 property from the Historic Resources Inventory for property zoned R-1P. APN 529-07-041.

PROPERTY OWNER/APPLICANT: Ravi Todi and Sudha Hisaria

PROJECT PLANNER: Sally Zarnowitz

Sally Zarnowitz, Planning Manager, presented the staff report.

PAGE **2** OF **3** MINUTES OF THE HISTORIC PRESERVATION COMMITTEE MEETING OF MAY 15, 2019

Owner presented the reasons for his request.

Opened and closed Public Comment.

Committee members discussed the matter.

MOTION: Motion by Committee Member Thomas O'Donnell to approve the

request to remove from the Historic Resources Inventory. Seconded by

Committee Member Nancy Derham.

VOTE: Motion passed unanimously. 3-0-2, Committee Member Leonard

Pacheco and Chair Matthew Hudes absent.

OTHER BUSINESS (Up to three minutes may be allotted to each speaker on any of the following items.)

4. 33 Walnut Avenue

Preliminary Review

Requesting preliminary review of a proposal for exterior alterations to a pre-1941 single-family residence on property zoned R-1:8. APN 510-41-007.

PROPERTY OWNER: Jeffrey Siegel APPLICANT: David V. Hernandez PROJECT PLANNER: Erin Walters

Erin Walters, Associate Planner, presented the staff report.

Applicant presented the proposed project.

Opened and closed Public Comment.

Committee members discussed the matter.

MOTION: Motion by Committee Member Nancy Derham to recommend approval

of the proposal. Seconded by Vice Chair Robert Cowan.

VOTE: Motion passed unanimously. 3-0-2, Committee Member Leonard

Pacheco and Chair Matthew Hudes absent.

PAGE **3** OF **3** MINUTES OF THE HISTORIC PRESERVATION COMMITTEE MEETING OF MAY 15, 2019

5. 268 Los Gatos Boulevard

Preliminary Review

Requesting preliminary review of a proposal for exterior alterations to a pre-1941 single-family residence on property zoned R-1:D. APN 532-36-022.

PROPERTY OWNER: Werner J Wiechmann

APPLICANT: Firoz Pradhan PROJECT PLANNER: Azhar Khan

Azhar Khan, Assistant Planner, presented the staff report.

Applicant presented the proposed project.

Opened and closed Public Comment.

Committee members discussed the matter.

MOTION: Motion by Committee Member Nancy Derham to recommend for

approval of the proposal. Seconded by Committee Member Thomas

O'Donnell.

VOTE: Motion passed unanimously. 3-0-2, Committee Member Leonard

Pacheco and Chair Matthew Hudes absent.

ADJOURNMENT

The meeting adjourned at 4:56 p.m.

This is to certify that the foregoing is a true and correct copy of the minutes of the May 15, 2019 meeting as approved by the Historic Preservation Committee.

/s/ Jocelyn Fong, Administrative Assistant

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MEETING DATE: 05/15/2019

ITEM NO: 4

DATE: MAY 9, 2019

TO: HISTORIC PRESERVATION COMMITTEE

FROM: JOEL PAULSON, COMMUNITY DEVELOPMENT DIRECTOR

SUBJECT: PROJECT LOCATION: 33 WALNUT AVENUE. PROPERTY OWNER: JEFFREY

SIEGEL. APPLICANT: DAVID V. HERNANDEZ, HERITAGE ARCHITECTURE.

REQUESTING PRELIMINARY REVIEW ON PROPOSED EXTERIOR

ALTERATIONS TO A PRE-1941 PROPERTY ZONED R-1:8. APN 510-41-007.

RECOMMENDATION:

Review the proposal and provide comments on the proposed exterior alterations.

BACKGROUND:

A. Property Details

- 1. Date primary structure was built: 1890
- 2. Town of Los Gatos Preliminary Historic Status Code: I Historic and Intact
- 3. Does property have an LHP Overlay? No
- 4. Is structure in a historic district? No
- 5. If yes, is it a contributor? N/A
- 6. Findings required? No
- 7. Considerations required? No

B. Comments

Previous Review

On August 22, 2018 the Historic Preservation Committee reviewed and approved modifications to the front porch as described below:

PREPARED BY: ERIN WALTERS

Associate Planner

BACKGROUND (continued):

- 1. Raising the roof of the covered porch from six feet 10-inches to nine feet tall to accommodate the existing eight-foot, four-inch front windows and provide visibility from the house and light into the house.
- Modify the existing six-inch by six-inch decorative wood columns and guard rail with a square wood column design and a code compliant guard rail with a modified decorative pattern.

Second Story- Accessory Dwelling Unit (ADU)

The development plans show a second story addition to the existing two-story house. The proposed second story addition is associated with an approved Accessory Dwelling Unit (ADU). New State regulations and the recent adoption of amendments to the Town's ADU Ordinance allow second story ADUs to be constructed on an existing two-story residence with a ministerial review through an ADU permit.

Current Proposal

The applicant proposes the following first story and second story exterior modifications to the structure:

1. First Floor

- a. Replace the existing front door with a new beveled glass front door (east elevation);
- b. Add a transom window above front door (east elevation);
- c. Replace one double hung window with three taller double hung bedroom windows (south elevation);
- d. Add a single double hung window to the master bathroom (south elevation);
- e. Replace two double hung master bedroom windows with two taller double hung windows (south elevation);
- f. Replace master bathroom and bedroom double hung windows with taller double hung windows (south elevation);
- g. Add a transom window above the existing master bedroom french doors (west elevation); and
- h. Add new French living room doors (north elevation).

2. Second Story Rear (non- ADU living area)

- a. Add a second story covered patio (north elevation);
- b. Add french doors to proposed covered patio (north elevation);
- c. Add one double hung bathroom window (south elevation); and
- d. Enlarge a portion of the south elevation to accommodate an expanded closet (south elevation).

BACKGROUND (continued):

The applicant has provided a scope of work and a letter of justification in Attachment 1.

The applicant's proposed scope of work includes a proposed new carport along Wissahickon Avenue (Attachment 1). The Historic Preservation Committee does not review accessory structures and staff has not yet reviewed the proposed carport to determine if the proposed location, height, or size meet the Town's Zoning Code.

Building permits are required for the proposed modifications. Per the applicant the proposed project does not result in a technical demolition. Committee comments are requested to ensure the compatibility of the proposed modifications with the original structure and the surrounding area.

The applicant's request, the Bloomfield Survey, existing photos, and the proposed development plans are attached.

DISCUSSION:

A. Considerations

For pre-1941 structures, the proposed work will neither adversely affect the exterior architectural characteristics or other features of the property which is the subject of the application.

CONCLUSION:

The proposal is being referred to the Committee for its input and recommendation on whether the proposed alterations are compatible with the original structure and the surrounding neighborhood.

Should the HPC find merit in the request, the proposal could be approved by the Community Development Director and processed with a Building Permit, and the project would not return to the HPC.

Attachments:

- Scope of Work/Letter of Justification
- 2. Bloomfield Survey
- 3. Photos of Existing Porch
- 4. Development Plans

PAGE **4** OF **4** SUBJECT: 33 WALNUT AVENUE MAY 9, 2019

Distribution:

Cc: Jeffrey Siegel, 33 Walnut Avenue, Los Gatos, CA 95030 David V. Hernandez, Architect, Heritage Architecture, P.O. Box 8033, San Jose, CA 95155

MAY 08 2614 TOWN OF LOS GATOS PLANNING DIVISION Addendum to the Renovation of 33 Walnut Avenue (starting on page 6)

(Original) Proposed Porch Design Improvements in Context of Historic Preservation for Queen Anne Style Residence at 33 Walnut Avenue

References:

- 1) A field guide to American Houses, Published 2014 by Virginia Savage McAlester
- 2) The Secretary of the Interior's Standards for the Treatment of Historic Properties with Guidelines for Preserving, Rehabilitating, Restoring, and Reconstructing Historic Buildings, 2017 Revised by Anne Grimmer
- 3) Los Gatos Guidelines for Historic Preservation
- 4) Consultation with Anne Grimmer, Architectural Historian for the Technical Preservation Services Department of the United States Park Service

33 Walnut Avenue, built in 1890, is an example of a Queen Anne style residence with minor spindlework detailing. With a hipped roof and lower cross gables, together with a wrap around porch, the house displays multiple elements of an 1890 era Queen Anne. The house is not located in a historic district though is considered by the town of Los Gatos to be historical on account of the year that it was built.

History of the House:

While built in 1890, multiple alterations have been made to the house over the intervening years including:

- 1) Roofing material wood shingles replaced with composite material
- 2) Addition of second story ADU toward the rear of the house in 1986
- 3) Construction of a new two car garage in 2008 replacing a historic structure that could not be adapted for todays modern lifestyle
- 4) First floor alterations including addition of 250 square feet by pushing out the rear exterior walls of the house altering both size and shape
- 5) Full interior redesign and reconstruction in 2008 including removing interior walls, changing bedroom locations and sizes, adding windows and doors, creating a great room, adding a bathroom, and changing the interior flow of the house, along with all new plumbing, electrical, and HVAC
- 6) Multiple landscape changes over time including adding a stone retaining wall and patio in the rear, with steps and gate out to the newly constructed garage

Curing the Porch Design Defects:

While many improvements have already been made over time, the one remaining and much needed alteration is the improvement of the front porch to address specific design defects that has caused safety, lighting, and sustainability issues. To be clear, this does NOT mean changing the character defining features of the porch, which include wrapping around the front and front-side of the house and the use of stylized vertical supports and detailed railing design.

The *design defects*, which include shallow depth, pitched flooring, low profile roofline that obscures light and interior visibility, missing roof overhang, and absence of a south facing weather barrier, altogether negatively impact the sustainability, safety, and functional use of the front section of the house. Weather exposure to the front of the house, and a dark front interior are problems that are worth solving while respecting the historical integrity of the Queen Anne style. In addition, the front steps have proven to be a safety hazard as multiple guests have now slipped and fallen when walking down the steps. This stems from the exposure of the steps to the elements, combined with their shallow foot depth and steep pitch. It is desired to extend the porch roofline to cover and protect the steps from the elements to create a safe environment. This is in keeping with the Queen Anne style of architecture as evidenced in photos in the book A Field Guide to American Houses page 361, image 11.

The desired porch improvements to address these existing problems include:

- 1) Deepening the porch from its current six feet to 11 feet, which is in keeping with the legal setbacks. Given the gaps in the weave style and low height of the existing railing, this will significantly improve the safety of using the porch, while allowing far more light to enter the tall front windows, and provide much needed protection from the strong west blowing winds and rains that assault the front (and side) of the house given its east (and south) facing exposure.
- 2) Slight change to the front porch railing to a tighter weave design that is in step with current safety standards and stronger vertical supports.
- 3) Adding a transparent protective shield to the left side of the porch protecting the south exposure from wind-blasted rains during the winter months (as many other historic homes in Los Gatos currently have)
- 4) Raising the lip height of the porch roofing, together with adding a porch roof overhang, as required for both lighting improvement and for protecting the front porch flooring and front siding of the house from the seasonal rains which continues to cause damage.
- 5) Changing the pitch of the porch flooring to create a level surface. Its current pitch creates a unbalanced floor surface which is somewhat precarious to stand and walk on, particularly for the elderly or anyone that's tall.
- 6) Extending the porch roof over the front stairs as a key safety feature. The front stairs are continually rained upon by environmental elements including water, bird droppings, and tree leaves. Altogether this has created a dangerous and slippery surface. Numerous guests have now slipped and at times fallen from these stairs and it's highly desired to create an environment for safe use of the house while reducing legal liability.

A key question to answer:

The key question that arises when considering these proposed changes – is whether they constitute a *character-defining feature* change, or whether the character-defining features of the house can be preserved while making the required adaptation. To answer that question, we have turned to multiple sources, including those published, as well as consulted directly with the author of the *Department of the Interiors Standards for the Treatment of Historic Properties* – Anne Grimmer. Anne's guidance in considering and answering this question has directly informed the proposal being submitted to the Los Gatos Historic Committee.

Rehabilitation defined:

Rehabilitation is defined 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. Maintaining the Queen Anne style of the porch while incorporating the adaptation needed to address the design defects is the intention of this proposed project.

Guidance from Anne Grimmer:

It has been determined, after consulting in person with the architectural historian and author of the Standards for the Treatment of Historic Properties with Guidelines for Preserving, Rehabilitating, Restoring, and Reconstructing Historic Buildings that the proposed changes to 33 Walnut will not create a 'character-defining change'. In fact, these guidelines state under Alterations – some exterior and interior alterations to a historic building are generally needed as part of a Rehabilitation project to ensure it's continued use. But it is most important that such alterations do not RADICALLY change, obscure, or destroy character-defining spaces, materials, features, or finishes.

Anne noted that the porch related issues stem directly from what she calls a 'design defect', which can be *intelligently addressed* while preserving the character-defining features of the Queen Anne style. She gives the example of the firehouse that is down the street from her office in Washington DC, and is also cited as an example in the guidelines. The opening of the building, based on its original design, could not accommodate todays modern fire trucks, and so the opening was enlarged as an adaptation to today's needs, while preserving the building's style.

According to Anne, "the tall front windows of your house (at 33 Walnut) are indeed a character defining feature, as is the style of the wrap around porch. But it's not unprecedented to see porch rooflines that hang so low as to block light and visibility. These should be considered a design defect, not a character-defining feature of the house. Raising the roofline to cure this defect would be considered a reasonable adaptation in the same way that enlarging the opening of the fire station down the street (from her office in Washington DC), to accommodate today's larger fire trucks, improved the functionality while still retaining the historic nature of the building itself. "For this example, Anne referenced page 150 in Standards for Preservation & Guidelines for Preserving Historic Buildings.

Anne views the front porch of 33 Walnut as similar to the firehouse example. She notes that making the improvements by addressing the design defects benefits the house and its livability, while preserving its true character-defining features (wrap around porch, tall front windows, detailed railing) of the Queen Anne architectural style. In other words, she sees the proposed improvements (roof height, porch depth, roof overhang, wind barrier) as an *intelligent adaptation* that would be barely discernible from the street, and not a radical change.

We look forward to hearing the historic committee's assessment of these proposed changes, as a means of intelligently addressing the design defects that have caused problems in safety, livability, and maintenance of 33 Walnut Avenue. With these proposed changes, we believe that the house value is improved while preserving its historical integrity and character.

Respectfully...Jeffrey Siegel, homeowner of 33 Walnut Avenue

Addendum to Historic Preservation project for 33 Walnut Avenue: - Rehabilitation of historic home to accommodate dark interior spaces (exacerbated by high fencing) and today's modern world (EV) requirements

In this second phase of renovation design, we are looking to make improvements to the livability aspects of the house, while maintaining its historical character with the following renovation work proposed:

- Front Door we are looking to replace the existing front door with a similar door but replacing the plain glass with a beveled glass look or other minor style change to maintain the natural lighting and increase privacy, plus adding a small transom window above the door for bringing in added natural light.
- 2. **First floor Natural Light** To address the dark interior spaces and embrace the views of the surrounding mountains particularly in the south facing bedrooms and bathrooms we are looking to:
 - a) replace one 'atypical' single short window with three taller windows to the (Southeast Corner) front bedroom's south side of the house view (facing a high fence) that also makes this particular room's windows height consistent with other windows in the house
 - b) add a second window to the master bathroom (rear south corner of the house facing a high fence)
 - c) increasing the tallness of the master bathroom and bedroom windows all for the purpose of better natural lighting that is largely blocked by a high fence.
 - d) adding a transom window above the existing rear-facing master bedroom French doors.
 - e) Adding French doors to the north side of the house as walk out to the side of the wrap around porch.

While these enhancements will NOT be visible from the front street (Walnut Avenue) they will greatly enhance the livability of the home.

3. **Second floor Bedroom Natural Light** - To address the dark interior of the upstairs rear bedroom, we are looking to add glass French doors with a covered walk-out deck by the rear corner of the house that faces to the North. The covered deck would be supported by four wooden slats that provide structural stability and spread out the roof load.

This rear corner upstairs bedroom change is also not visible from the front of the house. The newly built upper siding (above the French doors) will use matching materials/design to the home's existing decorative upper siding design to maintain historical character throughout. The neighbor whose backyard this deck faces (25 Walnut Avenue) would not be affected as the existing exterior stairs and landing currently overlooks their two buildings rental property from this vantage point. Plus, there is no loss of privacy as it's in the farthest rear corner of their lot with trees in-between. One small window would also be added to the upstairs bedroom facing to the South (which has the mountain views) that joins an existing window nearby. This window would be facing the north brick wall of the neighbor's house which has a single, small window and an unused side yard containing an abandoned, empty swimming pool.

- 4. **Second floor bedroom closet** To address the minimal amount of closet space in the existing rear upper bedroom, we are looking to push out a small wall area that is currently inset from the adjoining exterior walls. This slight push out would leave the wall still inset but to a lesser degree.
- 5. **EV Vehicles** To address the emerging adoption of EV vehicles, which is going mainstream over the next several years, we are looking to add a tastefully designed carport (with three open sides) as an extension of the existing garage. This would allow for chargeable covered parking off-street for a third car.

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Anne Bloomfield

ARCHITECTURAL HISTORY (415) 922-1063 2229 WEBSTER STREET SAN FRANCISCO, CA 94115

ATTACHMENT 2

ARCHITECTURAL/CULTURAL SURVEY LOS GATOS RESEARCH

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Anne Bloomfield CHITECTURAL/CULTURAL SURVEY

ARCHITECTURAL HISTOR'
(415) 922-106:
2229 WEBSTER STREET
SAN FRANCISCO, CA 94115

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III. LIST ALL REFERENCES FROM ABOVE. Find them. Copy good material & attach. Or copy below if only a few words. Or explain why not relevant (as, wrong person).								

ile address 33 Walnut

Anne P'mfield

ARCHITECTURAL SURVEY BUILDING RESEARCH

ARCHITECTURAL HISTORY 15) 922-1063 2229 STER STREET SAN FRANCISCO, CA 94115

Initials

Date

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PURCHASED HOUSE IN 1948 FROM "GLAD" DON/JOAN

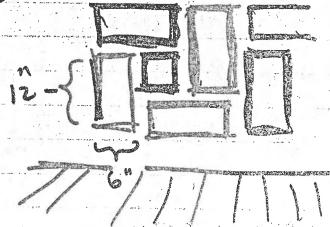
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THE AUTHOR

RUTHERFORD MONTGOMERY would rather write than do anything else in the world. Most of his fifty-three books are about animals and the wilderness he knows so well. As a boy, Mr. Montgomery would listen to the tales told by hunters, and his favorite sport then and now is going into the woodland and sitting quietly on a log, ob-serving the children of the wild. He is a watcher, not a hunter.

Mr. Montgomery was born in North Dakota, and taught school for ten years in Wyoming and Colorado after graduating from Colorado Agri-cultural College. He saw service in the United States Flying Corps in World War I. Later, he was a county judge in Colorado and held state offices there. He now lives in Los Gatos, Cali-

Other Books by Rutherford Montgomery

Call of the West Troopers Three

Carcajou* Broken Fang Gray Wolf*

Husky Kildee House White Mountaineer Wapiti

McGonigle's Lake Big Brownie Midnight* Ghost Town Adventure*

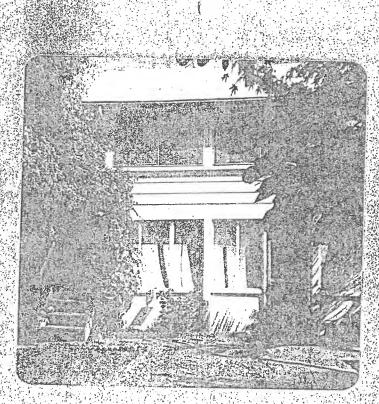
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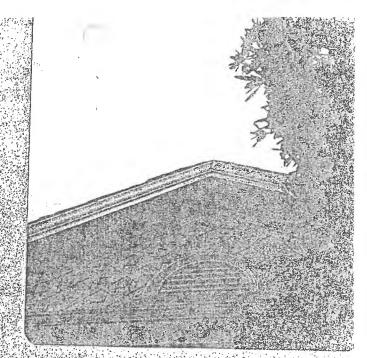
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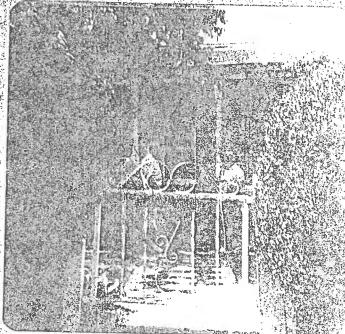
By RUTHERFORD MONTGOMERY

Illustrated by Farrell Collett

OLASTIC BOOK SERVICES







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MAY 08 2019

TOWN OF LOS GATOS PLANNING DIVISION This Page Intentionally Left Blank

PLANNING DATA

PROJECT ADDRESS: 33 WALNUT AVE. LOS GATOS, CA 95/03/0 510-41-007 ZONING DISTRICT: R-1:8 LOW DENSITY RESIDENTIAL MUI ZONE: STATE MANDATED LRA (VHFHA) LOT AREA 8,000 SQ.FT. (0.18 ACRES) MAXIMM BUILDING COVERAGE. 40%(8000) = 3,200 SQFT. 35 - (80-5)/25(2) = 0326 0326 x 8000 = 2608 SQFT. 45 - (80-5)/25(2) = 0.426 0.426 x 8000 = 3,408 SQFT. 0.036 x 8000 = 133 SQFT. MAXIMIM PLOOR AREA RATIO (FAR). MAXIMUM FLOOR AREA RATIO W/ ADU (FAR), MAXIMUM DETACHED GARAGE FAR. REG. PARKING SPACES (E) PARKING SPACES (N) PARKING SPACES: 2 (COVERED) 4 2 (UNCOVERED) MAX. HST. LIMIT: (E) BUILDING HST.; (N) BUILDING HST.; 29'-6 1/2" SETBACKS (FIRST STORY),
- FRONT (WALNUT AVE);
- FRONT (WISSAHICKON AVE);
- SIDES; (E) RESIDENCE FLOOR AREA - GROUND FLOOR: - UPPER FLOOR REAR YARD (ADU): 1,957,18 SQ. FT. 575,87 SQ. FT. TOTAL (E) RESIDENCE AREA 2533.05 SQ.FT. (3166%) (E) RESIDENCE BUILDING COVERAGE:

- RESIDENCE FOOTPRINT:

- COVERED ENTRY PORCH:

- COVERED REAR PORCH: 1,957.18 SQ. FT. 300 08 SQ. FT. 5236 SQ. FT. 15229 SQ. FT. 43.TI SQ. FT. 421.T5 SQ. FT. - SIDE-YARD ADU STAIRS; - FRONT ENTRY PORCH STAIRS; - (E) DETACHED GARAGE (18'-8" × 21'-9"); - TOTAL (E) BUILDING COVERAGE: 2,919.37 5Q. FT. (36.49%) (N) RESIDENCE FLOOR AREA - GROUND FLOOR: (95118 50. FT. - UPPER FLOOR (GROW STORAGE CLOSET): 4106 50. FT. - UPPER FLOOR (GROW STORAGE CLOSET): 4106 50. FT. - UPPER FLOOR ADDITION (NEW ADU) 796.51 SQ. FT. TOTAL (N) RESIDENCE AREA: 337(6) SQ FT. (42)53.2 NEU ADU FLOOR AREA: 196.51 SQ. FT. (N) RESIDENCE BUILDING COVERAGE, 1,957.18 SQ. FT. 487.01 SQ. FT. 52.36 SQ. FT. 156.40 SQ. FT. 59.10 SQ. FT. 427.75 6Q. FT. RESIDENCE FOOTPRINT (N) COVERED ENTRY PORCH COVERED REAR PORCH COVERED REAR MONCH:
- SIDE-YARD ADU STAIRS;
- (N) FRONT ENTRY PORCH STAIRS;
- (E) DETACHED GARAGE (8'-8"X 21'-9"); 3,139.80 SQ. FT. (39,2%. TOTAL (N) BUILDING COVERAGE:

BUILDING CODE DATA

OCCUPANCY: R-3: SINGLE FAMILY RESIDENCE CONSTRUCTION TYPE: V-B BUILDING CODES: ALL APPLICABLE ADOPTED ORDINANCES FOR THE TOUN OF LOS GATOS, CONTY OF SANTA CLARA, AND THE STATE OF CALEFORNIA BUILDING STANDARDS CODE (TITLE 24 OF THE CALIFORNIA CODE OF REGULATIONS) 2016 CALIFORNIA BUILDING CODE (T-24 PART 2) 2016 CALIFORNIA RESIDENTIAL BUILDING CODE (T-24 ADIS CALIFORNIA REDILETRIAL CODE (T-24 PART 3)
2016 CALIFORNIA ELECTRICAL CODE (T-24 PART 3)
2016 CALIFORNIA MECHANICAL CODE (T-24 PART 4)
2016 CALIFORNIA FILITENIS CODE (T-24 PART 5)
2016 CALIFORNIA FIRE CODE (T-24 PART 6)
2016 CALIFORNIA FIRE CODE (T-24 PART 3)
2016 CALIFORNIA GREEN BUILDING CODE (T-24 PART 1)

GENERAL NOTES

THE CONTRACTOR SHALL EXAMINE THE SITE CONDITIONS AND THE STRUCTURES TO DETERMINE THE EXISTING CONDITIONS. NO EXTRA CONTREMISTING WILL BE ALLOWED FOR THE CONTRACTOR'S FAILURE TO DISCOVER CONDITIONS THAT EFFECT THE WORK.

LIMITATION OF THE WORK

THE LIMITS OF THE WORK ARE ESTABLISHED BY THE DRAWINGS. THE CONTRACTOR SHALL BE RESPONSIBLE FOR COORDINATING TRADESMEN WITHIN THESE LIMITS.

DEMOLISH AND REMOVE ALL ITEMS SHOWN ON THE SITE PLAN SURVEY (DEMOLITION PLAN. THE OWNER SHALL NOTIFY THE CONTRACTOR OF ALL ITEMS TO BE SALVAGED PRIOR TO COMMENCING THE DEMOLITION.

THE CONTRACTOR SHALL VERIFY ALL DIMENSIONS SHOUN ON THE DRAWINGS IN THE FIELD PRIOR TO CONTENCING THE WORK NOTIFY THE ARCHITECT INMEDIATELY OF ANY AND ALL DISCREPANCIES AT (408) 112-3502. ALL DIMENSIONS ARE GIVEN TO THE FACE OF STUDS UNLESS OTHERWISE NOTED, DO NOT SCALE THE DRAWINGS -- ALL DIMENSIONS SHALL TAKE PRECEDENCE. CALL THE ARCHITECT WITH

ES AND REGULATIONS

ALL WORK SHALL BE PERFORMED IN ACCORDANCE WITH ALL APPLICABLE CODES AND SHALL BE PER INDUSTRY STANDARDS, SEE BUILDING CODE DATA ON THIS SHEET FOR PURTHER INFORMATION.

OWNERSHIP OF DRAWINGS

THESE DRAWINGS ARE THE PROPERTY OF HERITAGE ARCHITECTURE
--DAVID V HERNANDEZ, ARCHITECT, THE DRAWINGS SHALL NOT BE USED
FOR ANY OTHER PURPOSE EXCEPT AS APPROVED BY THE ARCHITECT ADDITIONAL INFORMATION

SEE SITE PLAN, FLOOR PLANS, MECHANICAL & ELECTRICAL PLANS, CIVIL, LANDSCAPE, ENERGY COMPLIANCE, ETC, FOR ADDITIONAL INFORMATION AND NOTES, SEE GENERAL NOTES AND INSTRUCTIONS ON SHEETS FOR FURTHER INFORMATION.

DEFERRAL OF SUBMITTAL ITEMS

THE DEFERRED SUBMITTAL ITEMS SHALL NOT BE INSTALLED UNTIL THEIR DESIGN AND SUBMITTAL DOCUMENTS HAVE BEEN APPROVED BY THE BUILDING OFFICIAL. (CBC 106.3.4.2).

FRONT YARD LANDSCAPING

FRIOR TO THE FINAL INSPECTION, ALL LANDSCAPING IN THE FRONT YARD SHALL BE MAINTAINED OR NEW LANDSCAPING INSTALLED, SHALL BE INSTALLED AS REQUIRED BY THE PLANNING DIVISION.

SCOPE OF WORK

- REBUILD AND ENLARGE (E) ENTRY PORCH SALVAGE COLUMNS AND MODIFY GUARDRAIL PATTERN.

 REMODEL AND CONVERT DE ADU AT REAR OF WID FLOOR TO NEW OFFICE SPACE AS PART OF THE MAIN RESIDENCE FLOOR AREA AND GROW THE STORAGE COFF THE R. W. AAD A COVERED DECK OFF THE (E) REAR ADU TO OFFICE CONVERSION.
- COVERT A PORTION OF THE (E) ATTIC AT THE PRONT OF THE RESIDENCE
- TABLE UPPER PLOOR ACCESSORY DUBLING INTERPOLICE

 5. ADD A ROOF COMER TO THE BRITEY DECK OF THE (E) ADU COVERSION TO CIFIC AND THE NEW ADDITION OF THE COMER AND THE NEW ADDITION OF THE AND THE NEW ADDITION OF THE AND THE PROPERTY OF THE NEW ADDITION OF THE PARK.

 5. CONVERT RETAINING ATTIC SPACE TO A MECHANICAL STORAGE AREA SUCH THAT THE PLOOR AREA BULL NOT COINT TOWARD THE FAR.







RECEIVE

MAY 08 201

TOWN OF LOS GA **PLANNING DIVIS**

HERITAGE ARCHITECTURE
DAVID V. HERNANDEZ, ARCHITECT
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C.(408) 772-3502 VM: (408) 298-0998
E-mail: (whermadez@packell.arc

FRONT ELEVATION

THE SIEGEL RESIDENCE REMODEL/ADDITION

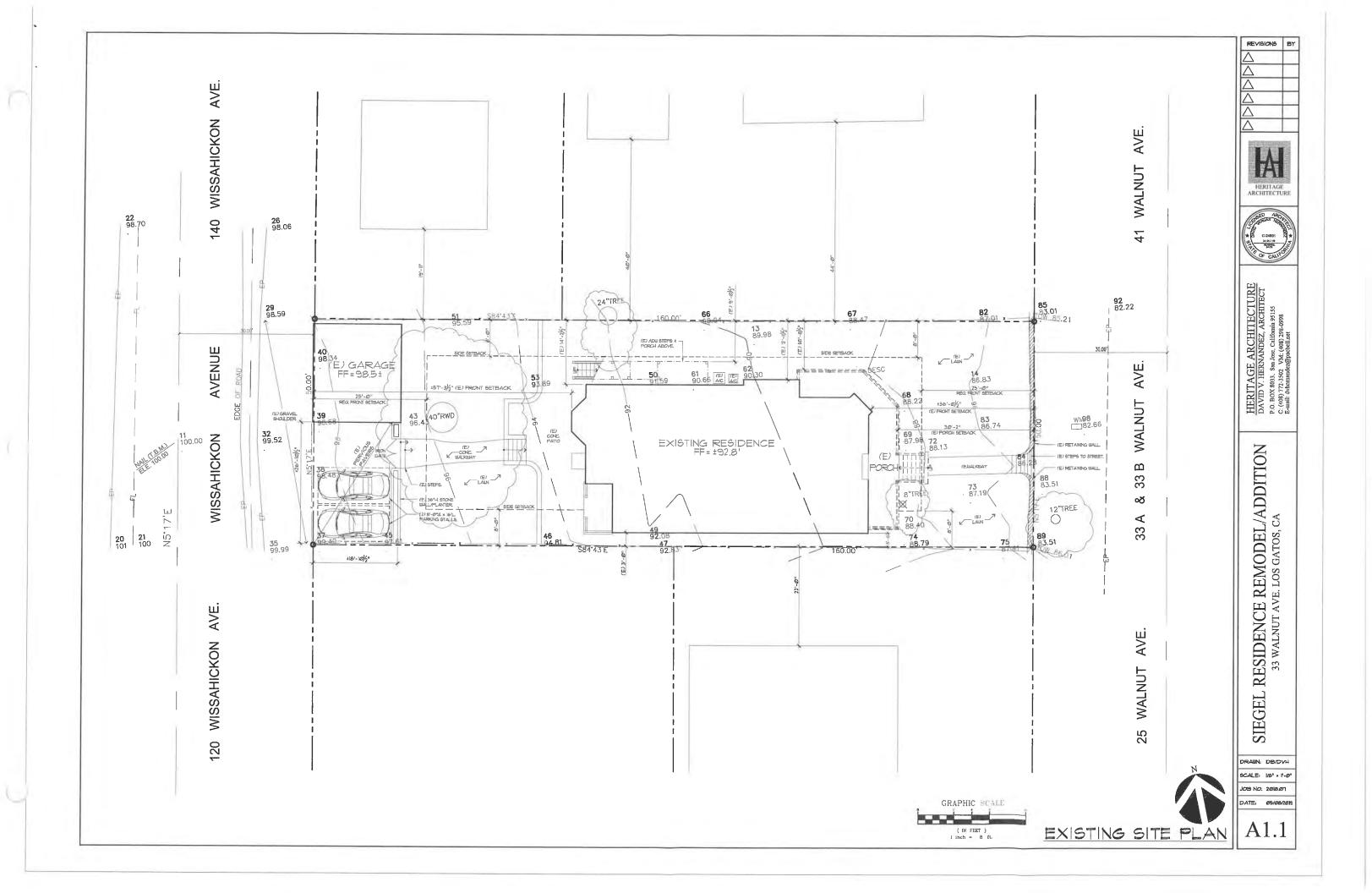
33 WALNUT AVENUE LOS GATOS, CALIFORNIA

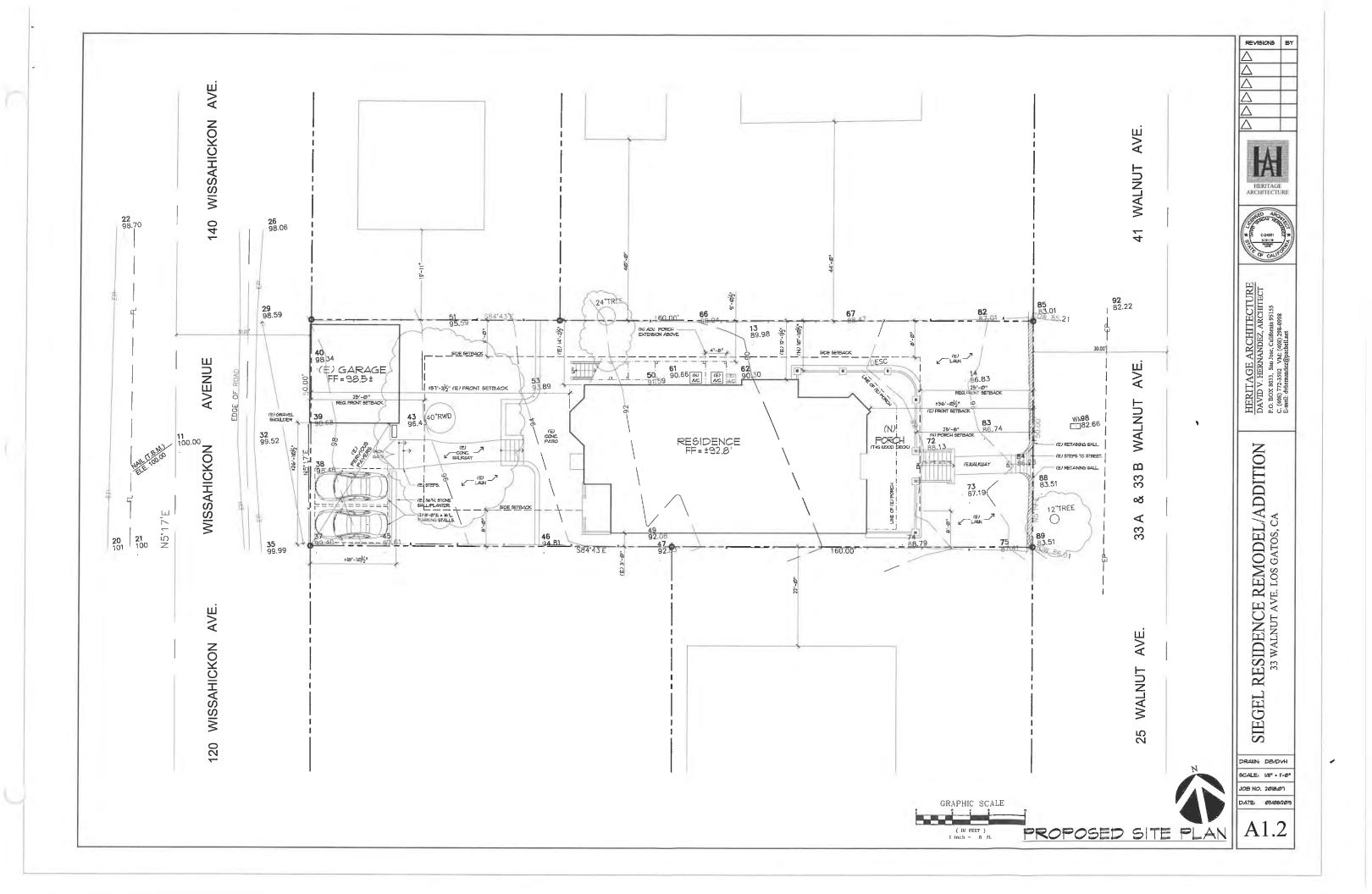
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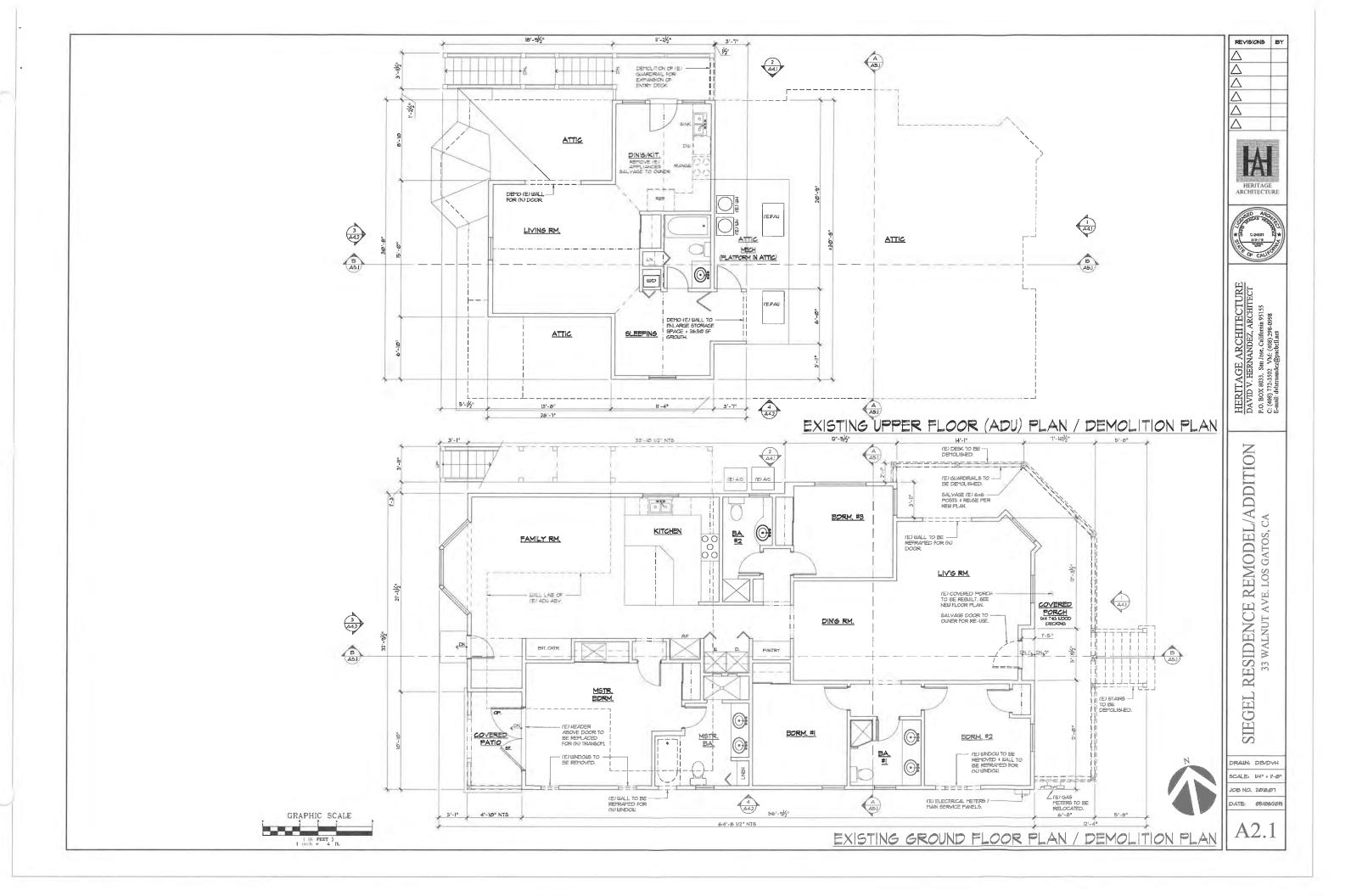
RESIDENCE REMODEL/ADDITION 33 WALNUT AVE. LOS GATOS, CA SIEGEL

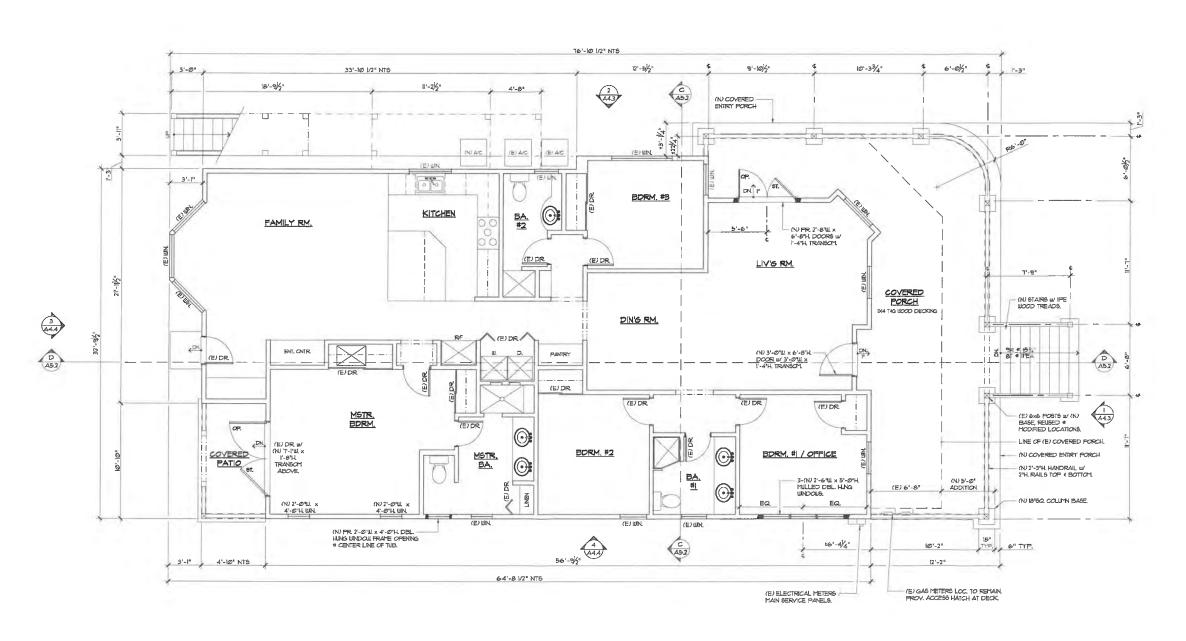
DRAWN: DB/DYH SCALE: NO SCALE JOB NO. 2018.01 DATE: 05/08/2019

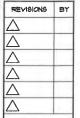
ATTACHMENT 4















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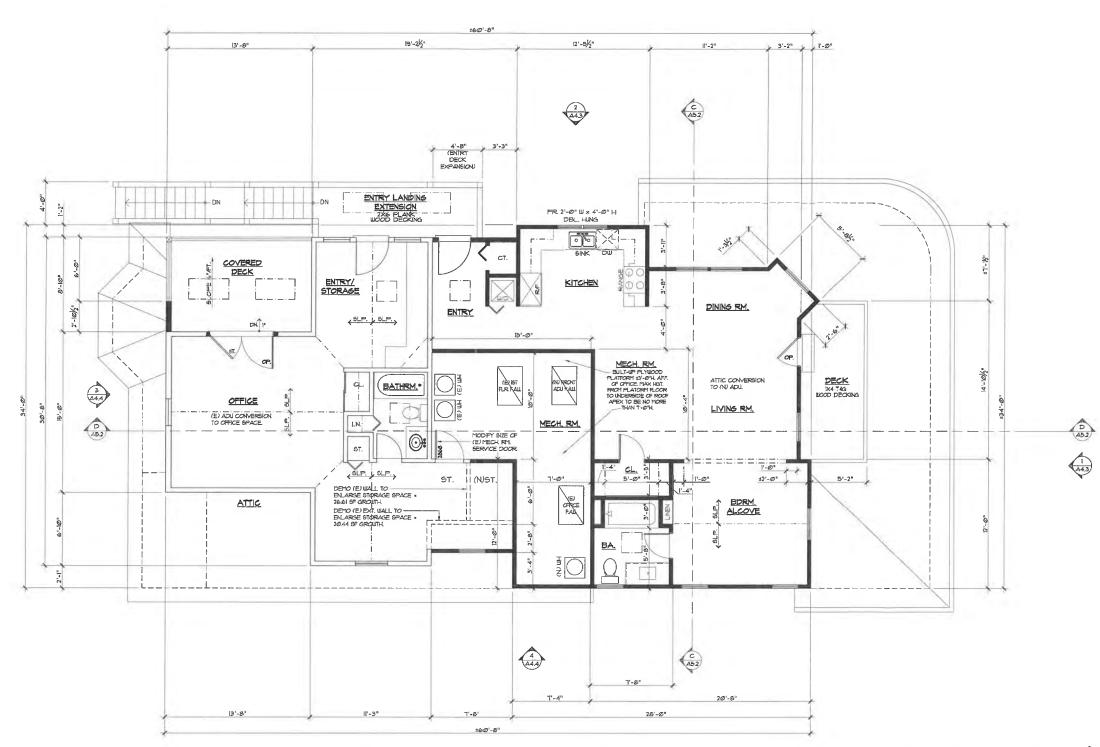
SIEGEL RESIDENCE REMODEL/ADDITION 33 WALNUT AVE. LOS GATOS, CA

NEW GROUND FLOOR PLAN

GRAPHIC SCALE

DRAWN: DB/DVH SCALE: 1/4" . I'-@" JOB NO. 2018.07 DATE: 05/08/2019

A2.2



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E-msil: dytemandez@pacbell.arch

SIEGEL RESIDENCE REMODEL/ADDITION 33 WALNUT AVE. LOS GATOS, CA

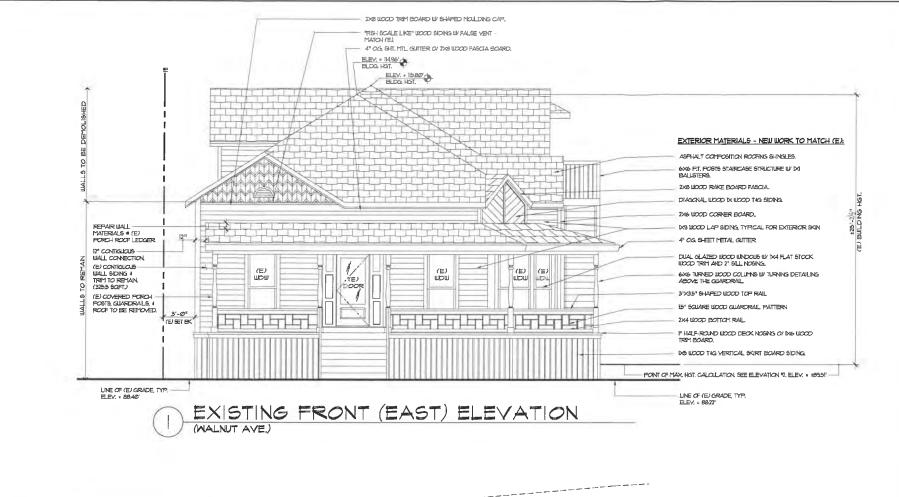
DRAWN: DB/DVH SCALE: 1/4" = 1'-0" JOB NO. 2018/07

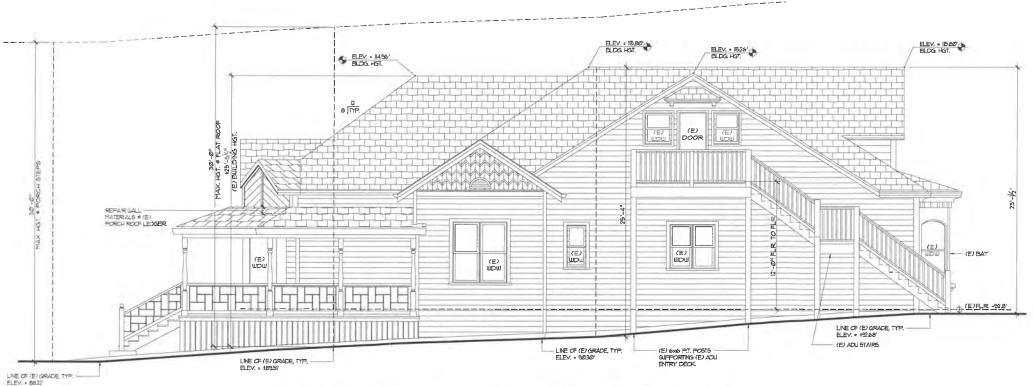
DATE: 05/08/2019

GRAPHIC SCALE

(IN FEET) 1 inch = 4 (L

A2.3 REMODELED UPPER FLOOR AND NEW (ADU) PLAN





EXISTING RIGHT-SIDE (NORTH) ELEVATION (REFER TO FRONT ELEVATION FOR TYPICAL EXTERIOR MATERIALS)

> GRAPHIC SCALE (IN FEET) 1 inch = 4 ft.

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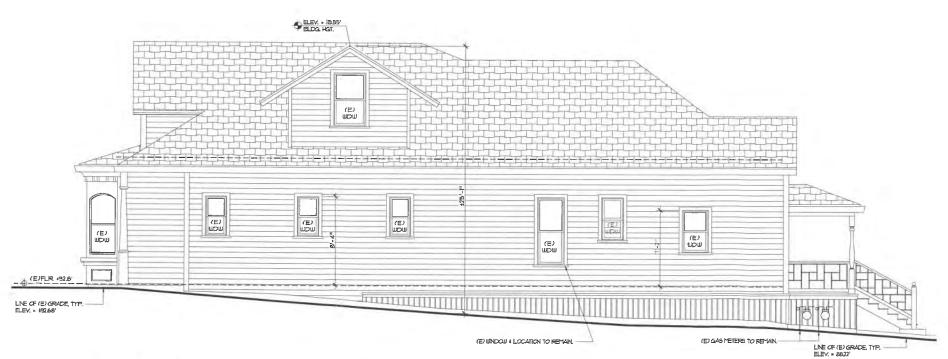
RESIDENCE REMODEL/ADDITION 33 WALNUT AVE. LOS GATOS, CA SIEGEL

DRAWN: DB/DVH SCALE: 1/4" = 1'-0"

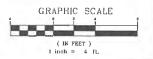
JOB NO. 2018.01

DATE: @5/@8/2@19

3 EXISTING REAR (MEST) ELEVATION
(WISSAHICKON AVE.) (REFER TO FRONT ELEVATION FOR TYPICAL EXTERIOR MATERIALS)



4 EXISTING LEFT-SIDE (SOUTH) ELEVATION (REFER TO FRONT ELEVATION FOR TYPICAL EXTERIOR MATERIALS)







C24801 Starring CALLEGE OF CALLEGE

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SIEGEL RESIDENCE REMODEL/ADDITION 33 WALNUT AVE. LOS GATOS, CA

DRAWN: DB/DVH SCALE: V4" = 1'-@"

JOB NO. 2018.01

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DRAUN: DB/DVH SCALE: 3/16" = 1'-0'

JOB NO. 2018.07 DATE: 05/08/2019

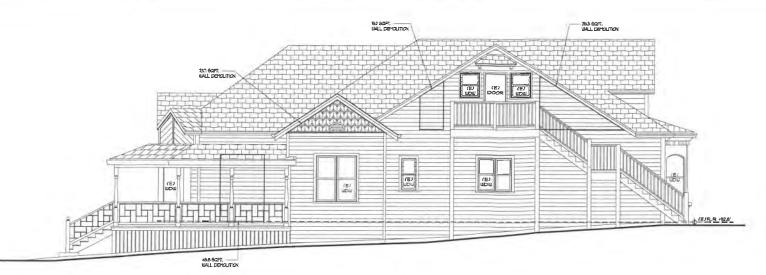
A4.3

225 SOFT.
BULL CEPTUTION
WILL CEPTUTION
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WILL CEPTUTION

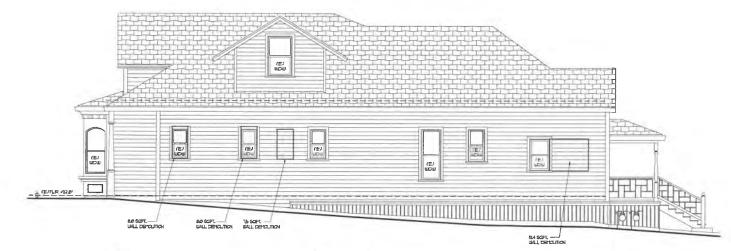
EXISTING FRONT (EAST) ELEVATION



3 EXISTING REAR (WEST) ELEVATION (WISSAHICKON AVE.) (REFER TO FRONT ELEVATION FOR TYPICAL EXTERIOR MATERIALS)



2 EXISTING RIGHT-SIDE (NORTH) ELEVATION (REFER TO FRONT ELEVATION FOR TYPICAL EXTERIOR MATERIALS)



4 EXISTING LEFT-SIDE (SOUTH) ELEVATION (REFER TO FRONT ELEVATION FOR TYPICAL EXTERIOR MATERIALS)

EXISTING WALL SURFACE AREA

	TOTAL WALL SURFACES.	WALL TO BE REMOVED	WALL SURFACES TO REMAIN
FRONT	325.5 SQFT. (IØØ%)	37.7 SQFT. (IL6%)	287.8 SQ.FT. (88.4%)
RIGHT-SIDE	954.6 SQFT. (100%)	120.0 SQFT. (12.5%)	834.6 SQ.FT. (87.5%)
REAR	438.2 SQFT. (100%)	142 SQFT. (32%)	424Ø SQFT. (96.8%)
LEFT-SIDE	875.3 SQFT. (100%)	42.9 SQFT. (4.9%)	832.4 SQFT. (95.1%)

*WALL SURFACES MINUS WINDOWS, DOORS, & VENTS.



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E-mill: Othermandez@pacbellact

RESIDENCE REMODEL/ADDITION 33 WALNUT AVE. LOS GATOS, CA SIEGEL

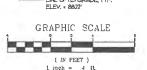
DRAIN: DB/DVH SCALE: 1/4" = 1'-0'

JOB NO. 2018.07 DATE: Ø5/08/201

NEW REAR (WEST) ELEVATION (WISSAHICKON AVE.) (REFER TO FRONT ELEVATION FOR TYPICAL EXTERIOR MATERIALS)

ELEV. • IPAØ4' 居り (E) (N) (N) REAR ENTRY -DOOR COVERED ROOF W/ 110000 BRACKETS. MOM (E) (N) MDM (E) CN) CN) CN) WOW WOW WOW - (E)FLR +92.8' LINE OF (E) GRADE TYP. -ELEV. : ±92.68' (E) WINDOW & LOCATION TO REMAIN -(E) GAS METERS TO REMAIN — FROV. ACCESS DOORS AS NEC. LINE OF (E) GRADE, TYP. ELEV. = 8822"

NEW LEFT-SIDE (SOUTH) ELEVATION (REFER TO FRONT ELEVATION FOR TYPICAL EXTERIOR MATERIALS)



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SIEGEL RESIDENCE REMODEL/ADDITION
33 WALNUT AVE. LOS GATOS, CA

DRAWN: DB/DVH SCALE: V4" : 1'-0"

JOB NO. 2018.07 DATE: 05/08/2019

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REMODELING AND ADDITION

33 WALNUT AVE LOS GATOES, CA CAD EXCHANGE INC

CAD Services for the A/E/C Community
3101 BORGATA WAY

E L DERADO HILLS , CA. 95762 (916) 205-4775

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License # 499052 B/C36/HIC 408-268-2223

CHRIS TSE & ASSOCIATES
544 Dudley Avenue, #7
San Jose, CA 95128
408 -247-4745

DATE
PLAN CHECK
05/21/07

DATE

DATE

O5/21/07

BACK CHECK

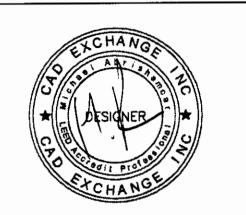
O7/25/07

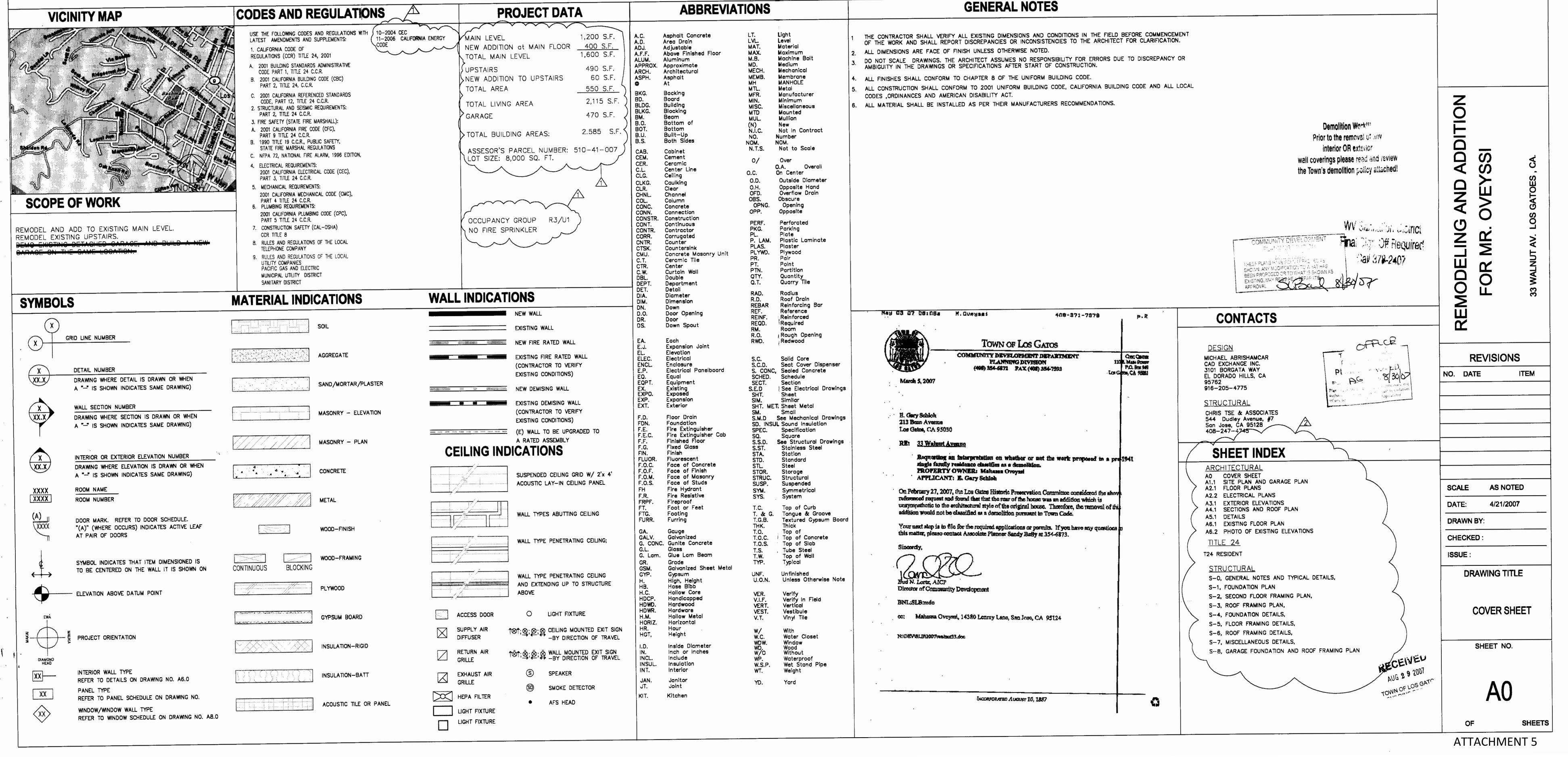
CONSTRUCTION

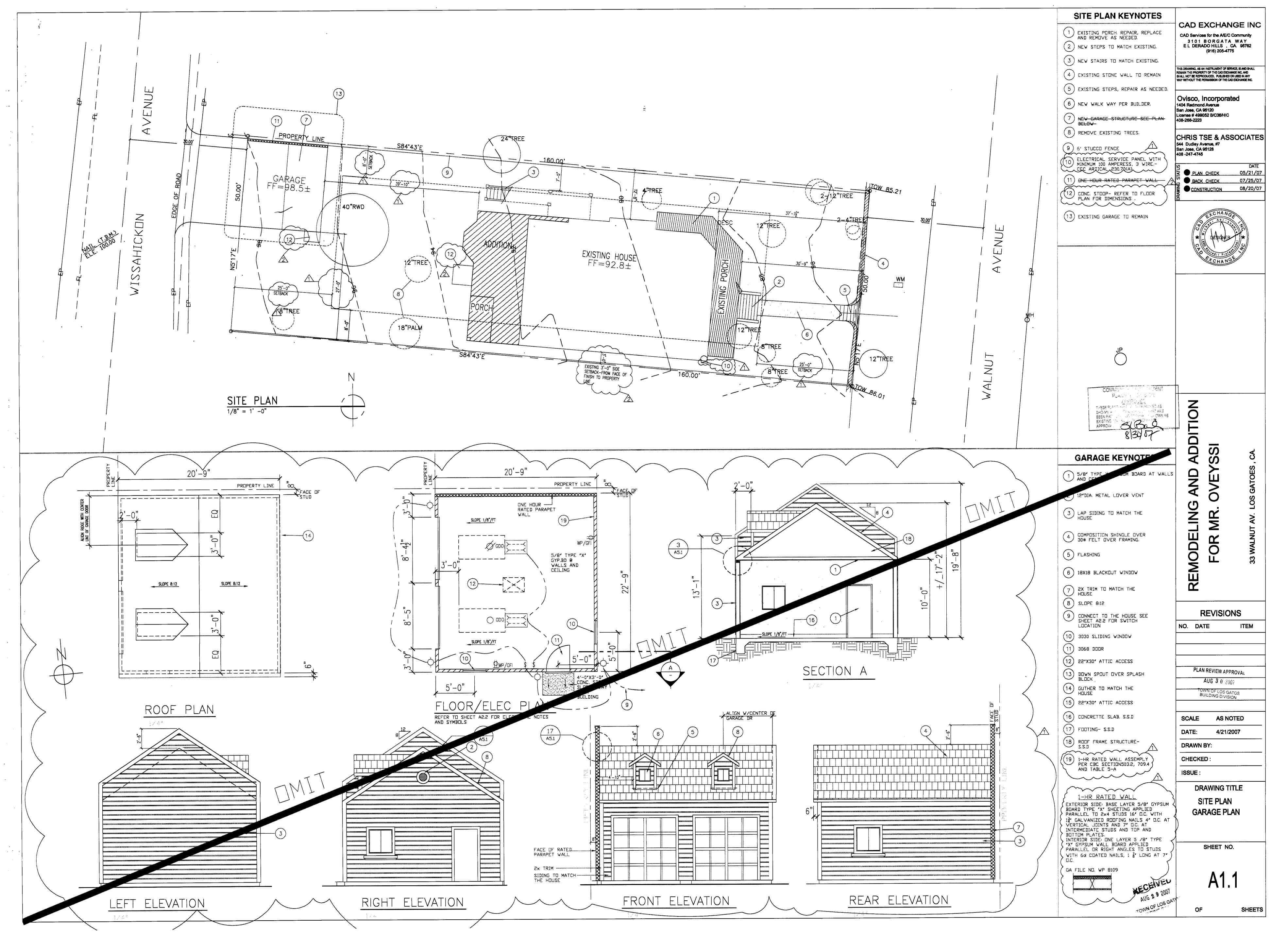
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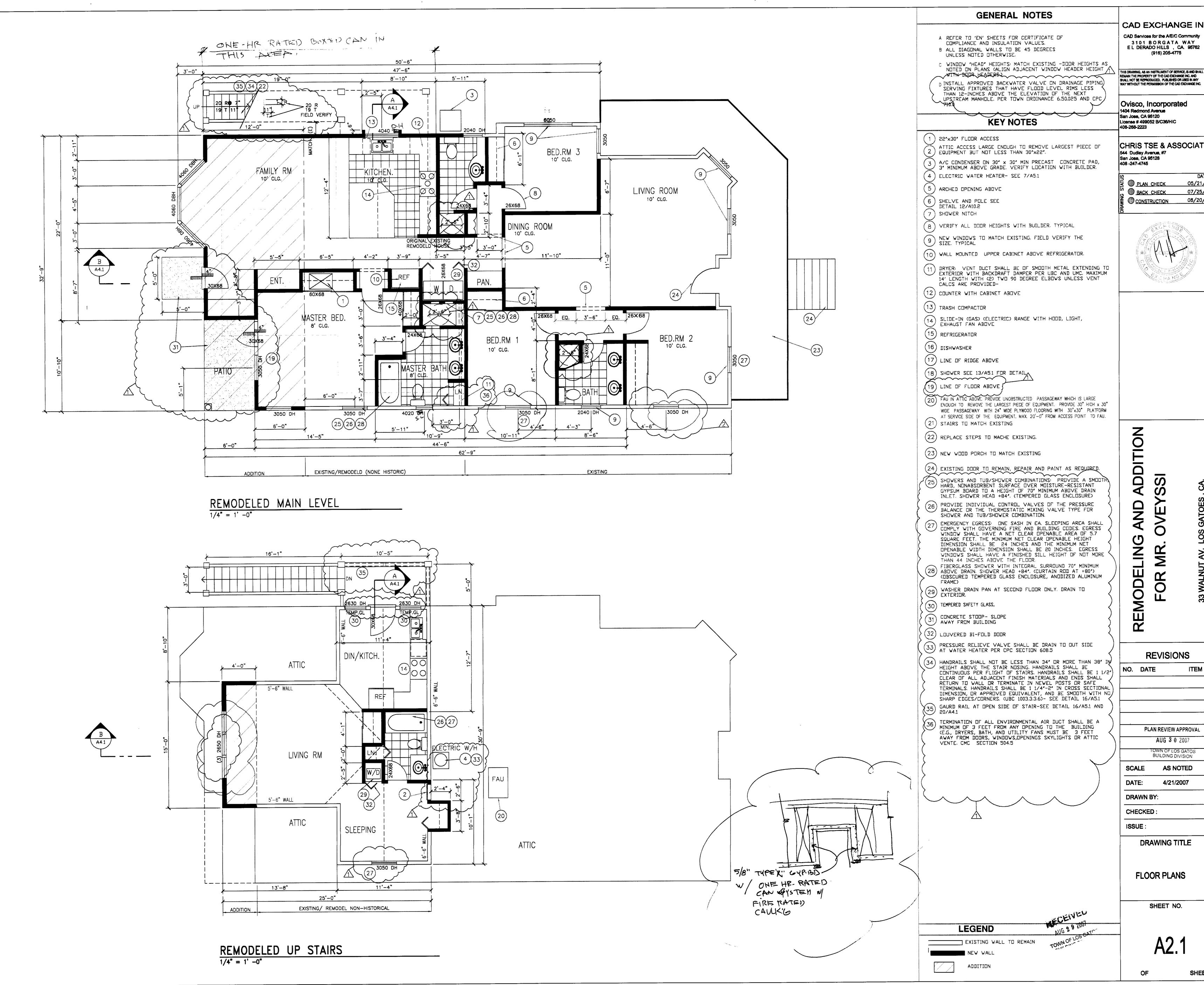
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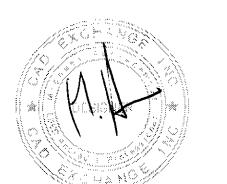


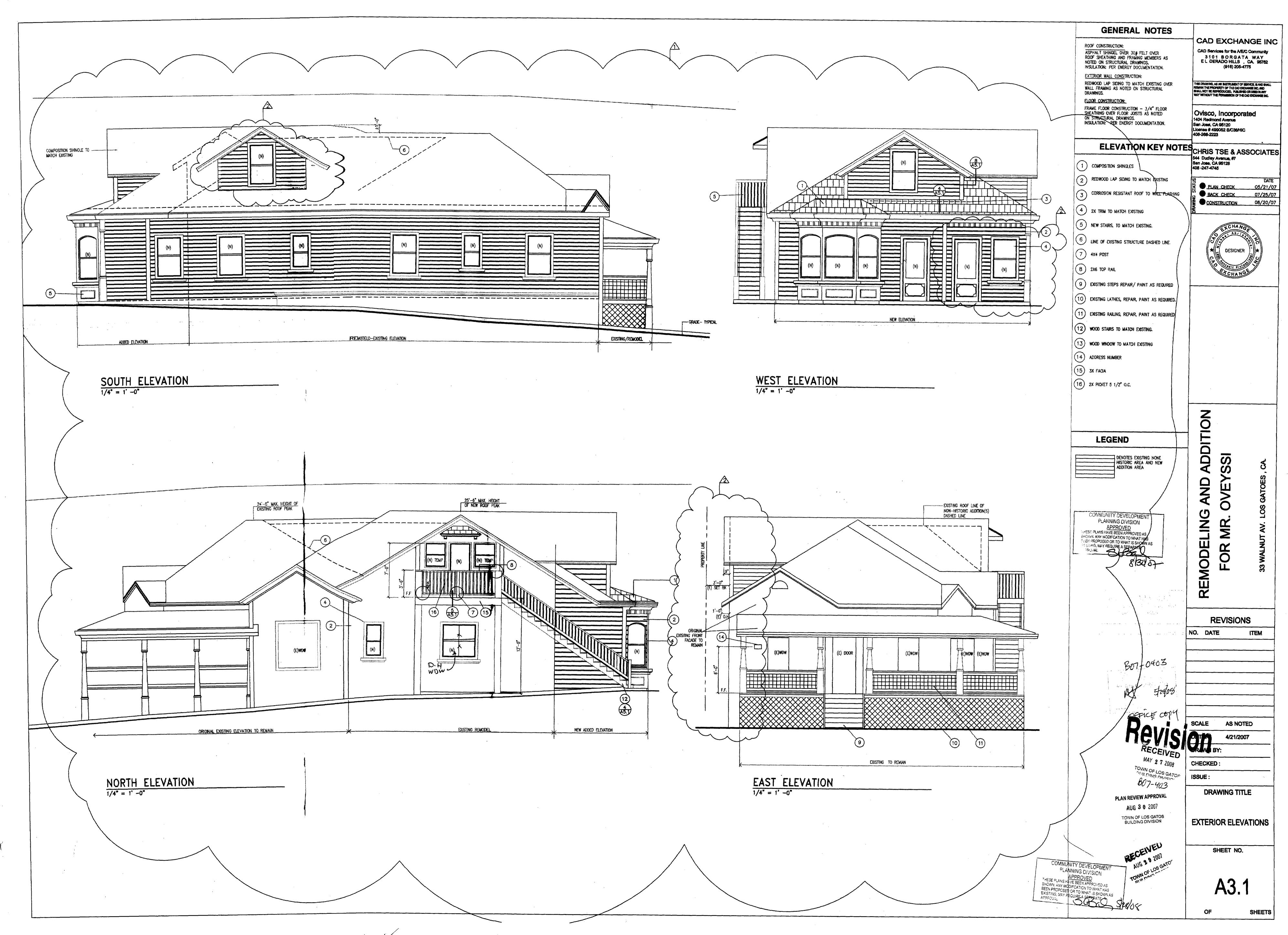


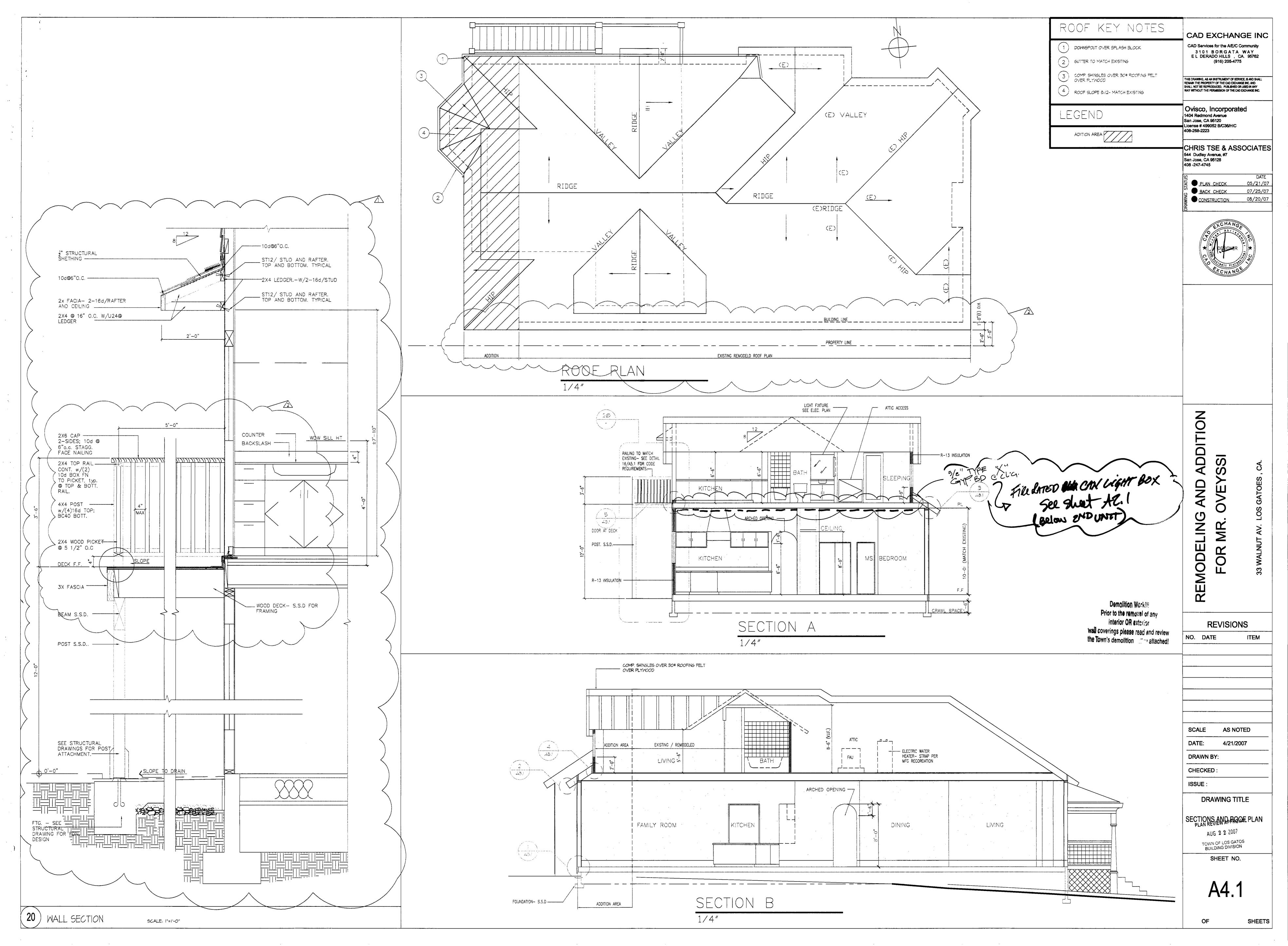
CAD EXCHANGE INC CAD Services for the A/E/C Community

CHRIS TSE & ASSOCIATES

05/21/07 07/25/07 © CONSTRUCTION 08/20/07



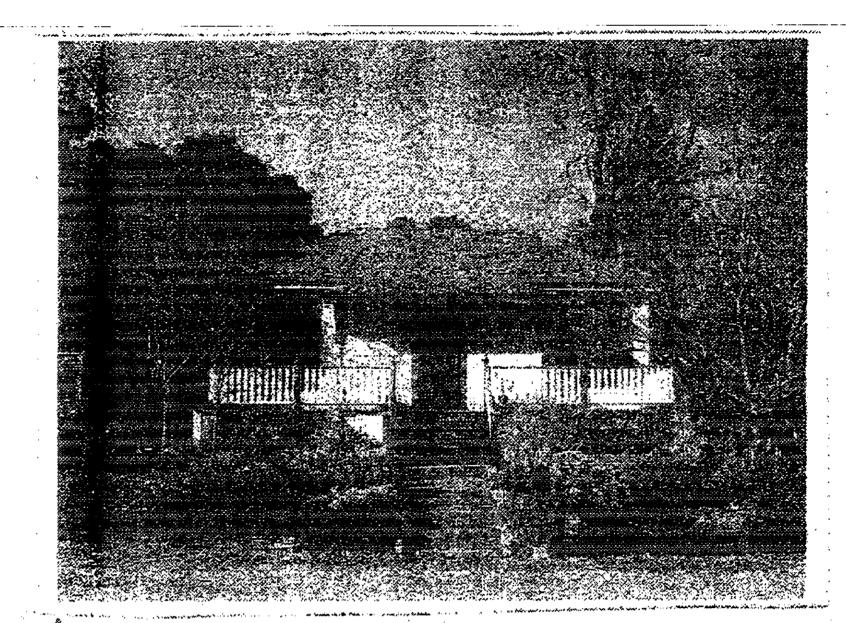




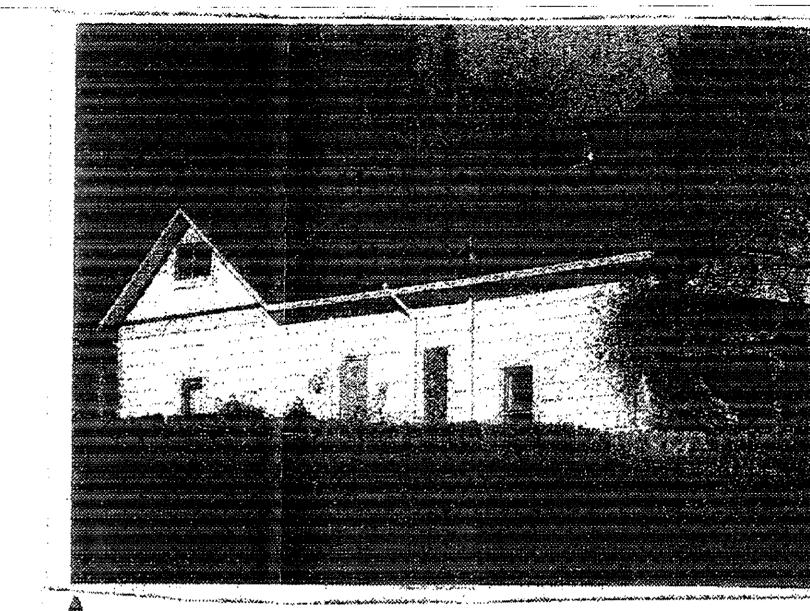
A SOUTH NEIGHBOR



A SUBJECT HOUSE



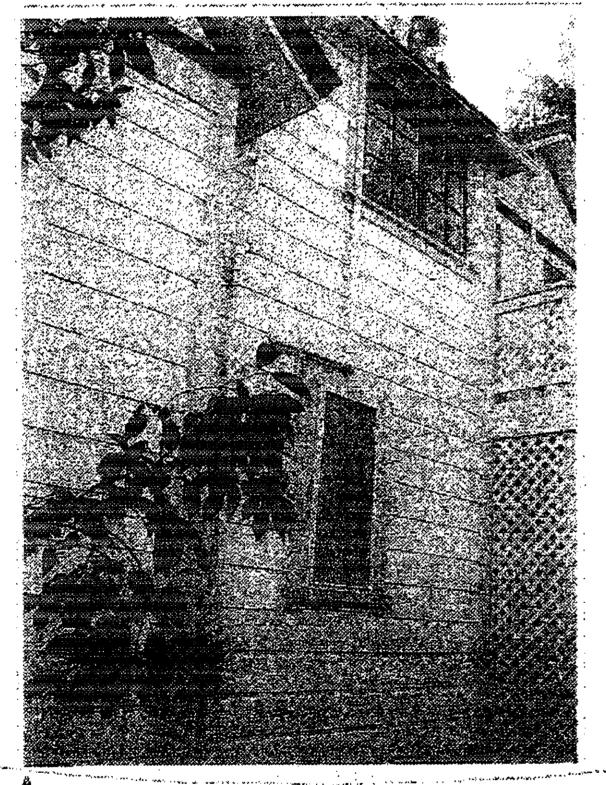
3 NORTH NEIGHBOR



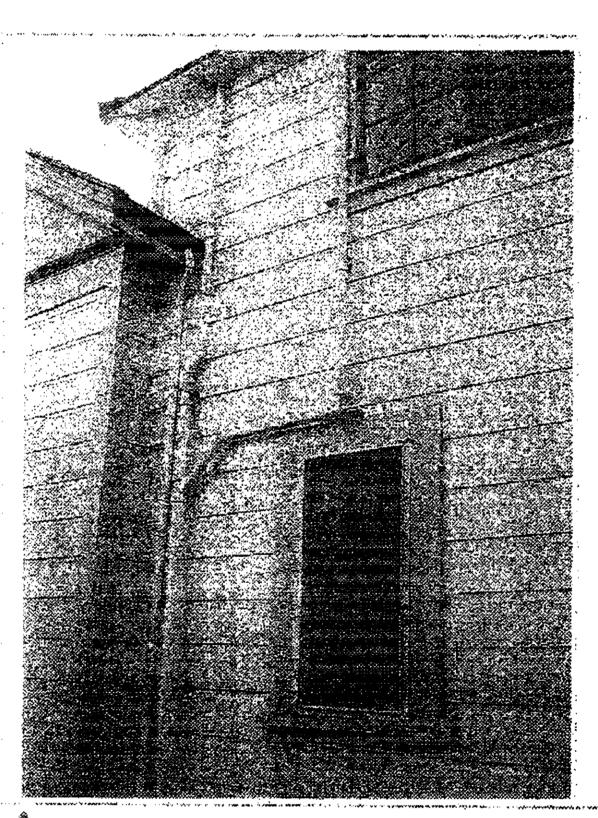
A SOUTH ELEVATION



SWEST ELEVATION



A PARTIAL ELEVONORTH



A PARTIAL ELEV@NORTH



8 WATER TABLE DETAIL

CAD EXCHANGE INC

CAD Services for the A/E/C Community

3 1 0 1 B O R G A T A W A Y
E L DERADO HILLS , CA. 95762

(916) 205-4775

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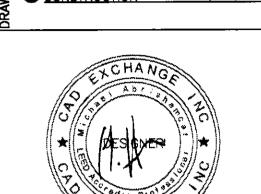
CHRIS TSE & ASSOCIATES
544 Dudley Avenue, #7
San Jose, CA 95128
408 -247-4745

DATE

PLAN CHECK 05/21/07

BACK CHECK 07/25/07

CONSTRUCTION 08/20/07



EMODELING AND ADDITION FOR MR. OVEYSSI

REVISIONS
NO. DATE ITEM

SCALE AS NOTED

DATE: ,4/21/2007

DRAWN BY:

ISSUE:

DRAWING TITLE

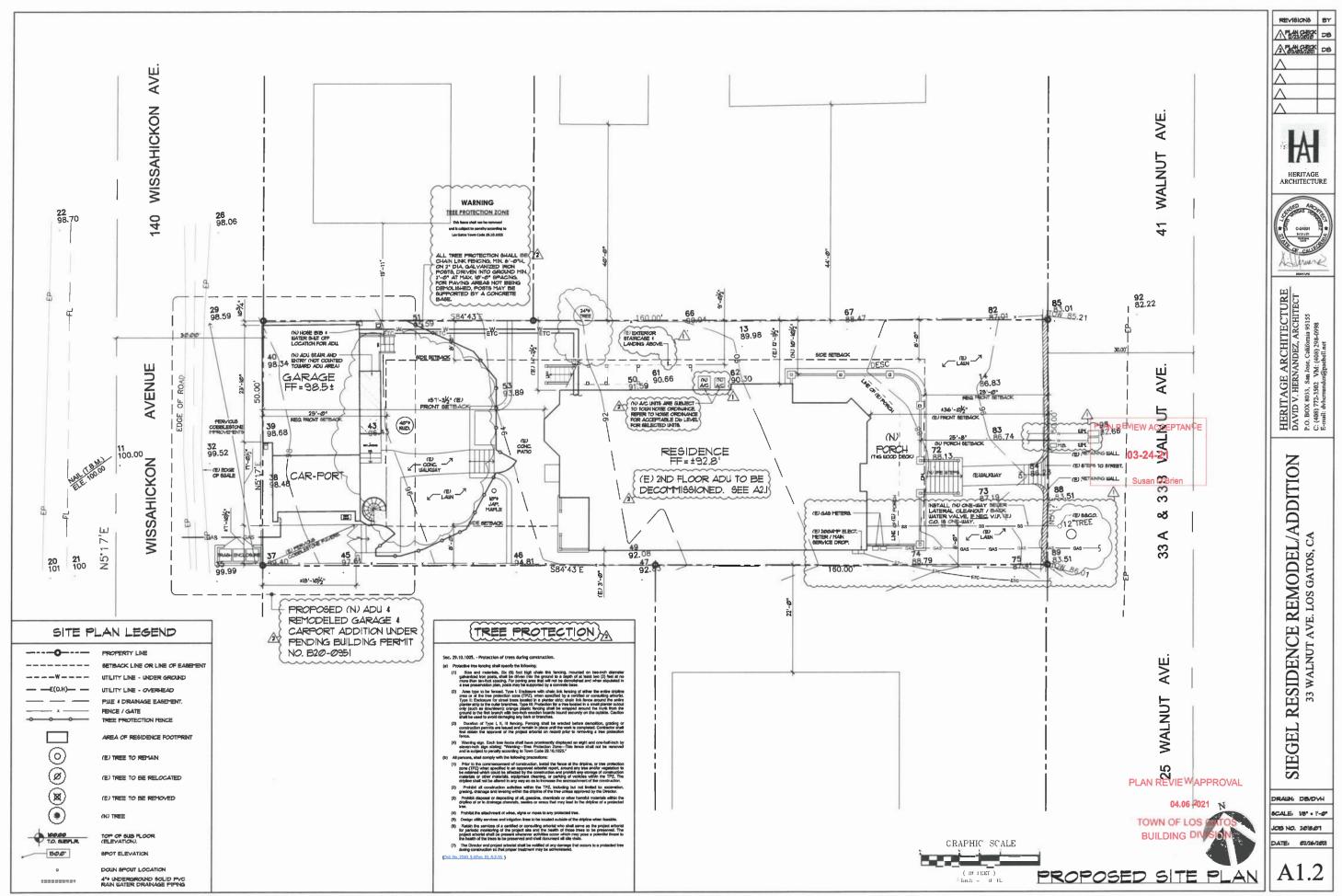
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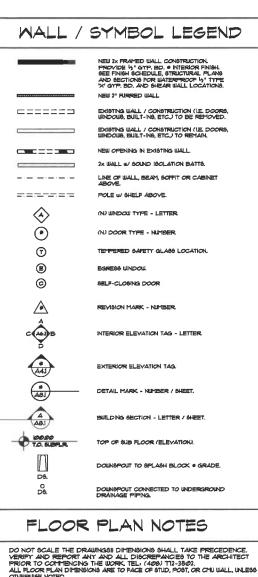
NOFLOS CATOS SHE

.

A6.2

SHEET





- OTHERWISE NOTED.

 VERIFY IN THE FIELD, ALL DIMENSIONS WITH THE SETBACK LINE.

 ALL NITERIOR ELEVATION DIMENSIONS ARE TO FINISH SURFACE, SHEET ROCK OR

 CASINET, UNLESS OTHERWISE NOTED.

 CENTER ALL WINDOWS/DOORS OR OPENINGS ON INSIDE WALLS UNLESS
 OTHERWISE DIMENSIONED.
- OTHERWISE DIFFERMISIONED.

 SEE SITE PLAN, SHEET ALL FOR FURTHER INFORMATION REGARDING TERRACES, STEPS, PORCHES, PATIOS, DECKS AND OTHER SITE DEVELOPMENT.
 SEE STRUCTURAL DRAWINGS FOR LOCATION OF 2x6 STUDS, WALLS, SHEAR
- SEE 3 PROCURS PROMINED FOR ELOCATION FOR THE DIDOS, MALES, SHEAR MALEST AS AN AVERTAGE OF THE PROPERTY OF THE SHEAR MALEST AS AN AVERTAGE OF THE SHEAR MALEST MALEST MALEST AS AN AVERTAGE OF THE SHEAR MALEST MALES
- CLEAR HEAD RICCH SHALL BE PROVIDED ABOVE HE ALCESS. CAL SEC. SOTJ.:

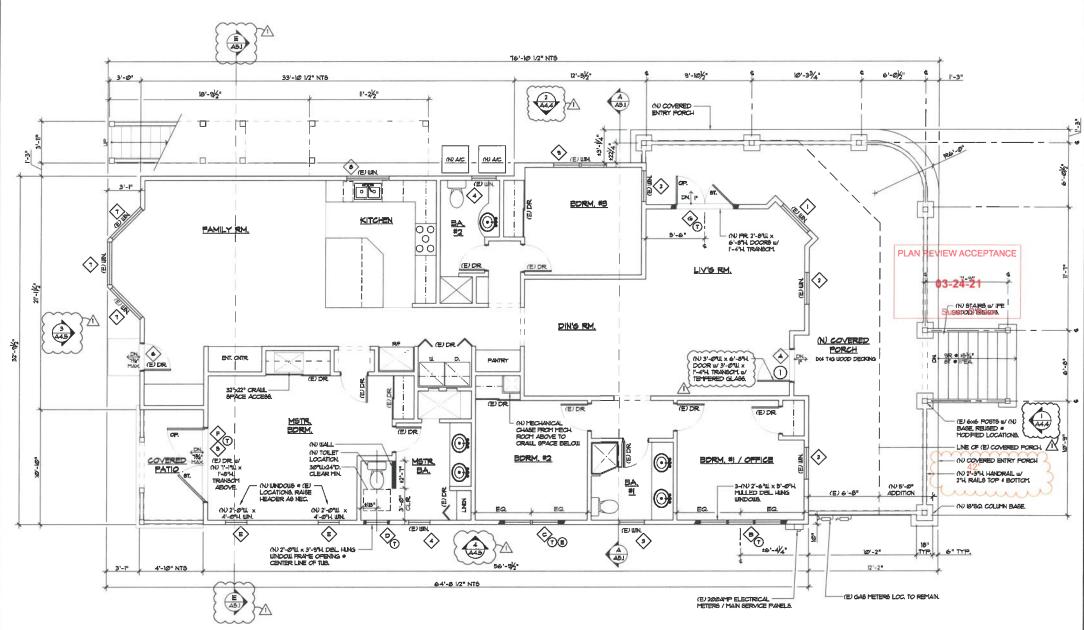
 CHE WINDOW/DOOR PROME EACH SLEEPING ROOM MUST HAVE A NET CLEAR OPENING OF 5.1 80.57 (3.9 80.57). WHEN WINDOW IS AT FLOOR / GRADE LEVEL) WITH A NET CLEAR HEIGHT OF 24°, A NET CLEAR WIDTH OF 20° AND THE SILL MUST SE WITH 44° OF THE FLOOR. AN AFPROVED NUMBER OR ADDRESS SHALL SE PROVIDED IN SUCH A POSITION AS TO SE PLANLY LEGISLE AND VISIBLE FROM THE STREET FRONTING THE PROPERTY. NUMBERS SHALL CONTRAST W/THEIR SACKGROUND, SHALL BE A MIN OF 4° HIGH, WITH A MIN STROKE WIDTH OF 5', NUMBERS SHALL BE A MIN OF 4° HIGH, WITH A MIN STROKE WIDTH OF 5', NCH. REFER TO CSC S012.

 PROVIDE A MINIMUM INSULATION OF R-IS AT ALL EXTERIOR WALLS, R-30 NSULATION AT SLOPED CEILING AFTERS AT VALITED CEILINGS. AND R-38 NSULATION AT SLOPED CEILING AFTERS AT VALITED CEILINGS.

 PROVIDE MINIMUM INSULATION OF R-IS AT ALL EXTERIOR WALL OF NT PROVIDE MINIMUM INSULATION OF R-IS AT ALL EXTERIOR WALLS AND R-38 NSULATION AT SLOPED CEILING AFTERS AT VALITED CEILINGS.

 PROVIDE MINIMUM INSULATION OF R-IS AT ALL EXTERIOR WALL NOT INTERFERS WITH THE ACCESS PIFFS, DICTS AND OTHER NONSTRUCTURAL CONSTRUCTION SHALL NOT INTERFERS WITH THE ACCESS PIFFS, DICTS AND OTHER NONSTRUCTURAL CONSTRUCTION SHALL NOT INTERFERS WITH THE ACCESS PIFFS, DICTS AND OTHER NONSTRUCTURAL CONSTRUCTION SHALL NOT INTERFERS

- WITH THE ACCESSIBILITY TO OR WITHIN WIDEN-FLOOR MACHO. HAVE A COMMANDAN AS AN AROUND BUILDING.
 PROVIDE A MINITUM OF 5% GRADE SLOPE AWAY FROM THE FOUNDATION AROUND BUILDING.
 WALL COVERING SHALL BE TILE, MIN 13* ABOVE DRAIN AT ALL SHOWERS OR TUB / SHOWER WITS. MATERIALS OTHER THAN STRUCTURAL ELEMENTS TO BE MOISTURE RESISTANT, CRIC 30*123.
 HOUSE AND TUBSHOURE COMENTATIONS SHALL BE PROVIDED WITH INDIVIDUAL CONTROL VALVES OF THE PRESSURE SALANCE OR THERMOSTATIC PICKING TYPE.
 SEE INTERIOR ELEVATIONS FOR EXTENT OF CABINETRY, PANEL, CASINGS 4 TRIM.
 REQUIRED FIRE BLOCKING TO BE INSTALLED FOR CRIC SECTION ROOZIL



A BANGES DB A PANASTER DB Δ HERITAGE ARCHITECTURE

REVISIONS BY



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E-mail: dyhermadaz@pabell.lar

REMODEL/ADDITION E. LOS GATOS, CA RESIDENCE RI SIEGEL

DRAWN DB/DVH 8CALE: 1/4" = 1'-@" JOB NO. 2018/01 DATE: Ø2/26/2021

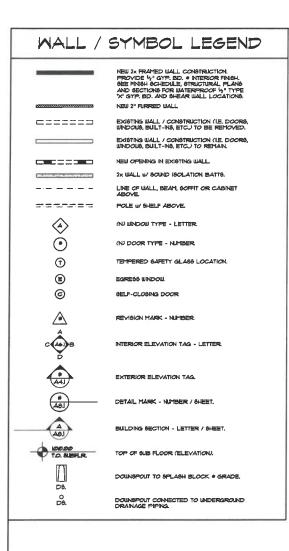
PLAN REVIEW APPROVAL

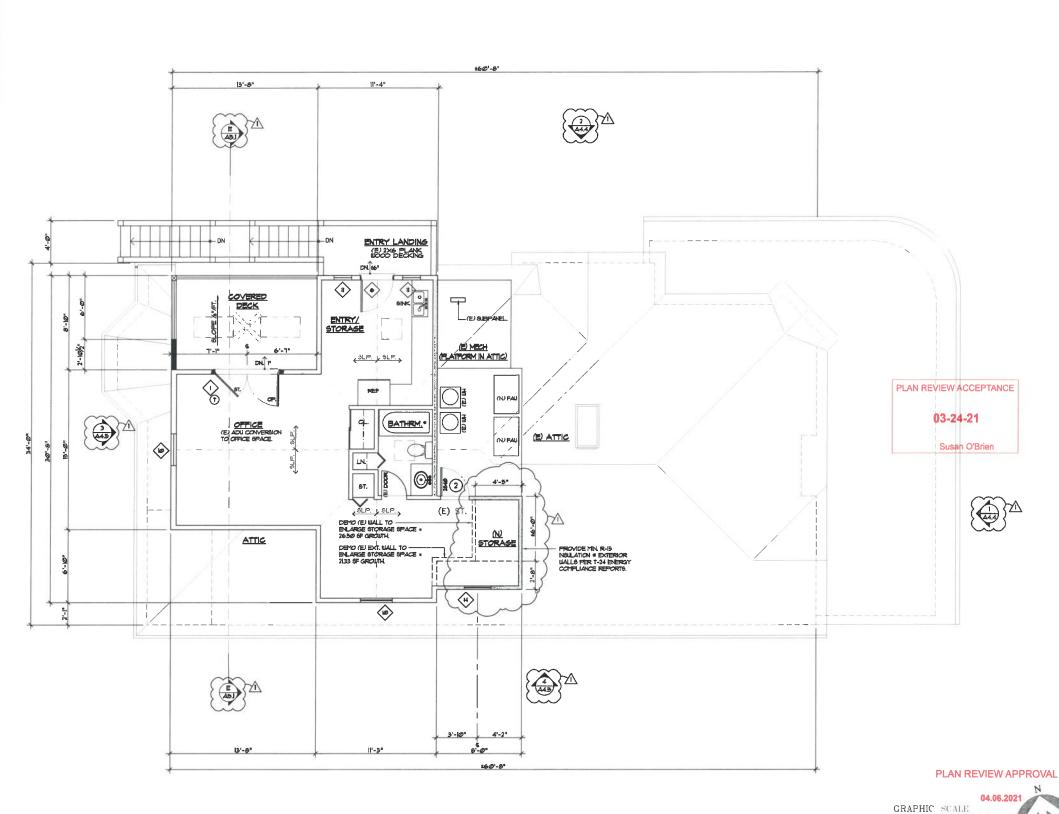
GRAPHIC SCALE TOWN OF LO

(IN FEET) Linch = 4 HL

NEW GROUND FLOOR PLAN

A2.2





REVISIONS BY

APANASS DB



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E-mail: dyhermadez@pacbell.net

SIEGEL RESIDENCE REMODEL/ADDITION 33 WALNUT AVE. LOS GATOS, CA

DRAUN: DB/DVH 8CALE: V4" = 1'-8" JOB NO. 2619/21 DATE: 82/29/201

TOWN OF LOS

REMODELED UPPER FLOOR PLAN

A2.3

ROOF PLAN NOTES

- ROOFING MATERIALS TO HAVE A FIRE RATING OF CLASS A OR BETTER.
- 2. ALL GUTTERS 4 DOUNSPOUTS TO BE GSM-PAINTED AND MATCH EXISTING
- 3. ALL EXHAUST VENTS, FLUES AND STACKS ARE TO BE GROUPED AND LOCATED ON THE REARYARD OF ROOF - VERIFY LOCATION W ARCHITECT.
- OPERATING SKYLIGHTS, IF APPLICABLE, ARE TO BE 10' FROM OR 3' BELOW A PLUMBING VENT, 4' FROM OR I' BELOU A GAS FLUE, AND 3' FROM AND I' BELOU AN AIR EXHAUST DUCT. OTHERWISE IT MUST BE PIXED.
- 5. ALL VALLEY FLASHINGS TO BE MIN 26 GA. GALVANIZED SHEET METAL PAINTED, TO MATCH ROOF MATERIAL COLOR
- 6. ALL MIGC, SHEET METAL FLASHING, VALLEYS, FLUES, ETC., TO BE PAINTED TO BLEND WITH FINISHED ROOF COLOR.
- EXTERIOR OPENINGS INTO THE ATTIC SPACE SHALL BE COVERED WITH CORROSION-RESISTANT WIRE CLOTH SCREENING, HARDWARE CLOTH, PERFORATED VINTL OR SIMILAR MATERIAL. THE OPENINGS SHALL BE A MINIMUM OF 1/3" AND SHALL NOT EXCEED 1/4". REFER TO GBC 12032.L
- 8. FINISHED ROOFING MATERIAL SHALL BE INSTALLED AND COMPLETED PRIOR TO PRAME INSPECTION.
- PROVIDE R-30 INSULATION AT SLOPED CEILING RAFTERS AT VALUED CEILINGS, AND R-36 INSULATION AT CEILING JOISTS LOCATED AT THE FLAT CEILINGS, REPER TO 1-24 ENERGY COMPLIANCE PORTIS.

ATTIC VENTILATION CALCULATIONS

ATTIC VENTILATION CALCULATION:

- AT EAVE BLOCKING, VENT THROUGH (3) 2½** SCREENED VENTS . EVERY VENTED BAY, REFER TO DETAIL I/A&! I BELOW FOR WHICH BAYS TO
- 2. AREA OF (3) 1/4" + EAVE VENTS = 0.003 SQFT, OF VENTILATION PER BAY.
 3. 6"xi8" EYEBROW VENT PROVIDES 0.75 SQFT, PER VENT.

- ATTIC AREA © CFFICE = 624Ø 8Q. FT.
 624Ø 8QFT. / 30Ø 9QFT. = 20Ø 9Q. FT. OF YENTILATION REGIO.
 (THE CFENING AREA SHALL BE U30Ø OF THE AREA OF THE SPACE VENTILATED
 PER CBC 12032 DYCHPITION ()
- VENTING . EAVES:
- 1. 208 / 2 . 1044 OF MIN. VENTING IS REQ. . LOWER PORTION OF ROOF.
- 2. THERE ARE IS EAVES . OPEN ATTIC SPACE. VENT ALL IS OF THOSE BAYS.
- 18 x 0.083 . 149 SQ. FT. OF VENTILATION . EAVES.
- VENTING ® RIDGES.

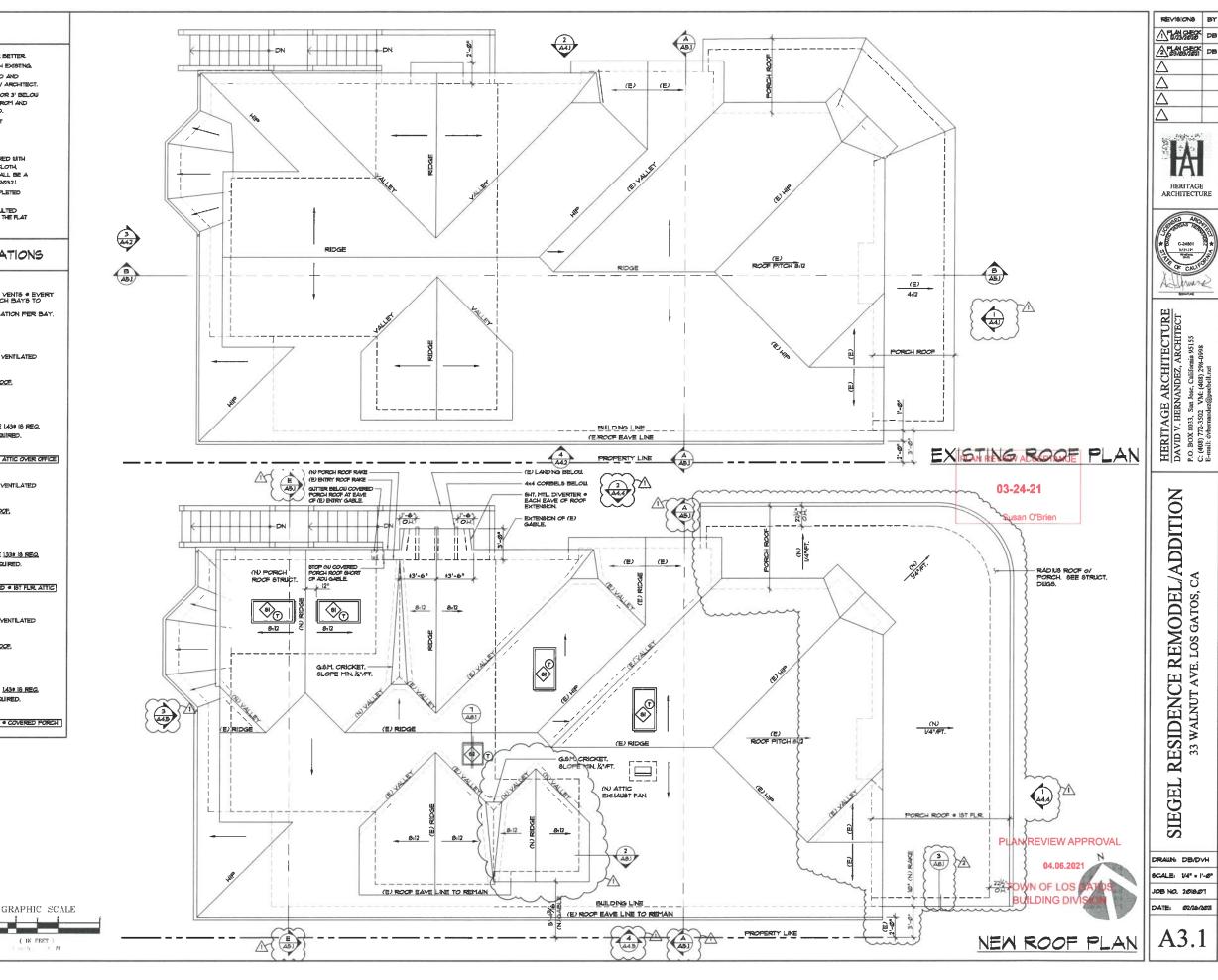
 I. 50% OF VENTILATION MUST COME FROM UPPER ROOF, THEREFORE <u>1439 IS REQ.</u>
- 2. 1434 / Ø.154 PER EYEBROU VENT = 1.91 OR 2 EYEBROU VENTS REQUIRED. 2 × Ø.15 4/VENT = 15 5QFT, OF VENTILATION RIDGES
- TOTAL ROOF VENTILATION PROVIDED KIT/DING: 149 90, FT. 129 90, FT. 1299 90, FT. TOTAL VENTILATION PROVIDED ATTIC OVER OFFICE
- ATTIC AREA ABOYE GROUND FLOOR = 1,115.8 SQ. FT.
- ITISS 60FT. / 500 60FT. = 330 60 FT. OF VENTILATION REQTD.
 (THE OPENING AREA SHALL BE 1/200 OF THE AREA OF THE SPACE VENTILATED
 FER CBC 12031 DESPITION I)
- VENTING & FAVES 1. 3.92 / 2 = 1.96 # OF MIN VENTING 18 REQ. • LOWER PORTION OF ROOF.
- 2. THERE ARE 24 EAVES OPEN ATTIC SPACE.
 VENT ALL 24 OF THOSE BAYS.
- 24 x Ø.Ø83 = 199 SQ. FT. OF VENTILATION EAVES.
- VENTING @ RIDGES:

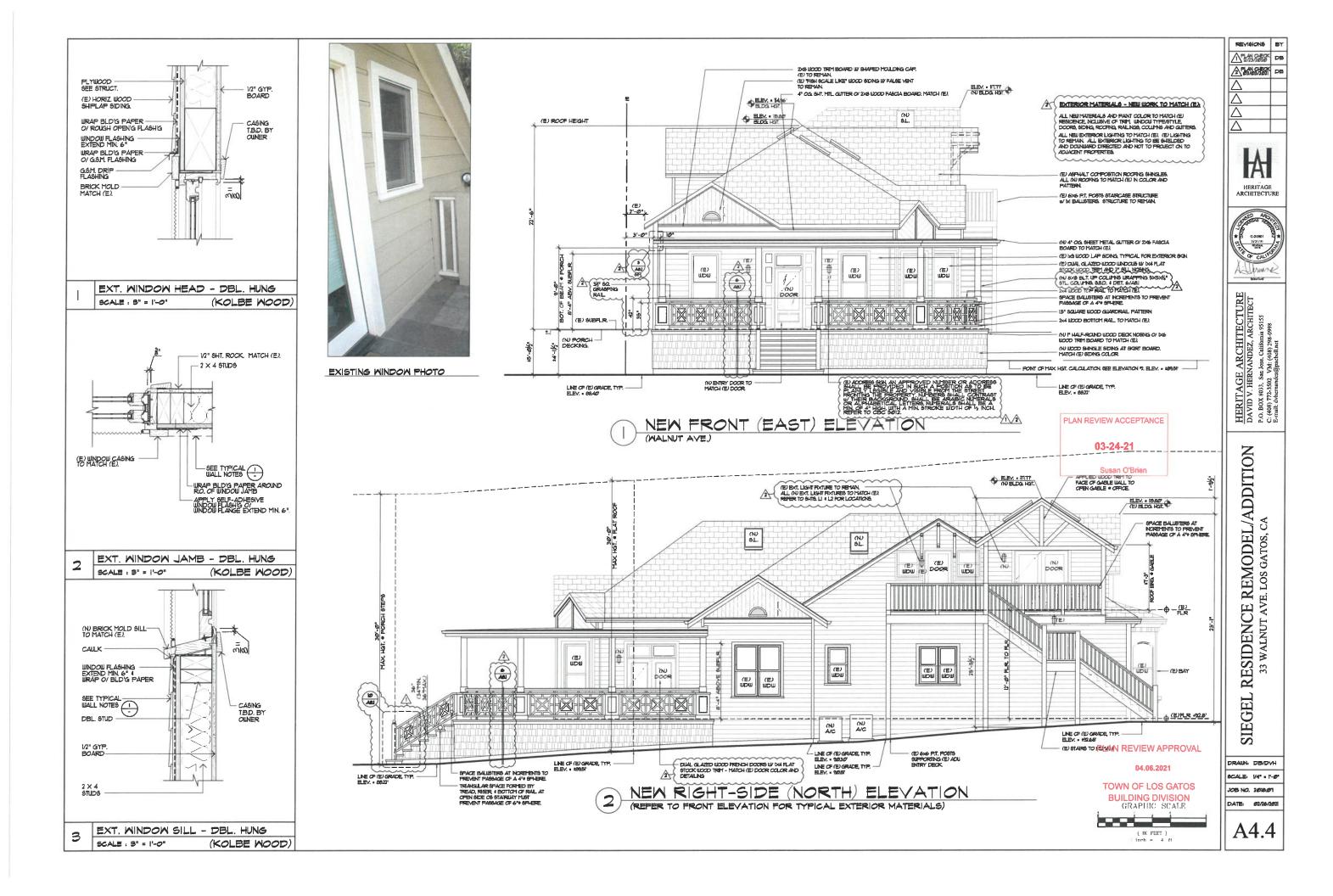
 1. 50% OF VENTILATION MUST COME FROM UPPER ROOF, THEREFORE 1,239 IS REQ.
- 2. 1339 / Ø.159 PER EYEDROU VENT = 1.TT OR 2 EYEDROU VENTS REQUIRED.
 2 x Ø.15 \$VENT = 15 SQFT, OF VENTIL ATION = RIDGES
- TOTAL ROOF VENTILATION PROVIDED . KIT/DING:
 199 9Q FT. + 15 9Q FT. + 13:49 9Q FT. TOTAL VENTILATION PROVIDED . IST FLR. ATTIC.
- ATTIC AREA COVERED PORCH = 399.0 8Q, FT.
 399.0 SQFT, / 300 SQFT, = 132 8Q, FT. OF VENTILATION REGID.
 (THE OFFINIS) AREA SHALL BE 1/300 OF THE AREA OF THE SPACE VENTILATED
 PER CBC 1/203.2 EXCHIPTION ()
- VENTING . EAVES: I. 132 / 2 = @66¢ OF MIN, VENTING IS REQ. ● LOWER PORTION OF ROOF.
- 2. THERE ARE 35 EAVES © OPEN ATTIC SPACE.

 VENT EVERY 3RD EAVE. 35/3 = 11 VENTED EAVE DAYS.

 11 x 0.003 = 0.91 SQ. FT. OF VENTILATION EAVES.

- VENTING ® RIDGES. I, 50% OF VENTILATION MUST COME FROM UPPER ROOF, THEREFORE <u>1430 IS REQ.</u> 2. 0.664 / 0.154 PER EYEBROU VENT = 26 OR 1 EYEBROU VENT REQUIRED. 1 x 0.15 4/VENT = <u>0.15 8QFT, OF YENTILATION ● RIDGES</u>
- TOTAL ROOF VENTILATION PROVIDED . KIT/DIN'G:
 0.91 SQ. FT. + 0.75 SQ. FT. . 1[166 SQ. FT. TOTAL VENTILATION PROVIDED ... COVERED PORCH.]





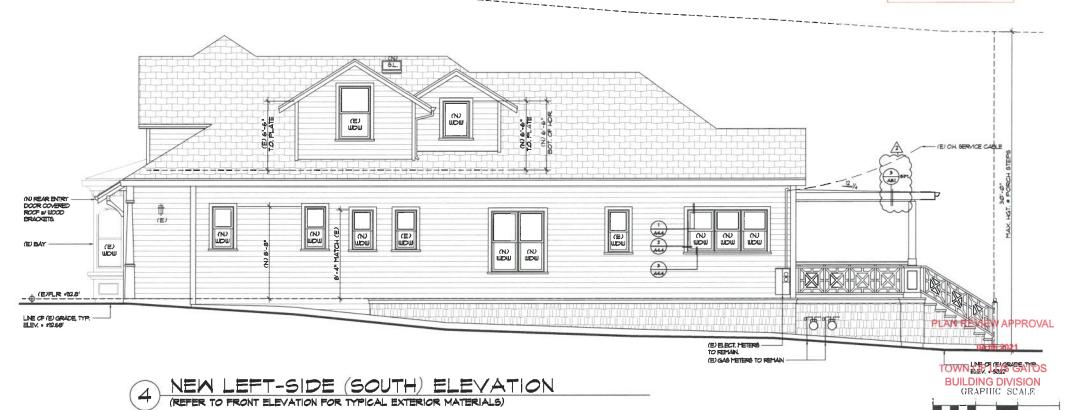




PLAN REVIEW ACCEPTANCE

03-24-21

Susan O'Brien



REVISIONS DE





HERITAGE ARCHITECTURE
DAVID V. HERNANDEZ, ARCHITECT
P.O. BOX 8033, San Jose, California 95155
C. (408) 772-3502 VM: (408) 298-0998
Frmil: Othermandz@pachell.Act

SIEGEL RESIDENCE REMODEL/ADDITION
33 WALNUT AVE. LOS GATOS, CA

DRAWN: DB/DVH 8CALE: 1/4" = 1'-2"

JOB NO. 2018/07 DATE: 07/16/2021

A4.5

(IN FEET)

Town of Los Gatos 110 E. Main Street Los Gatos, CA 95030

Property: 33 Walnut Avenue

Subject: Request to Remove a Presumptive Historic Property (Pre-1941) from the Historic Inventory

Enclosed:

- 1) Historical accounting of changes made to the property since built
- 2) Diagrams showing what has already been permitted
- 3) Photos of what has already been built under the HPC approved permitting
- 4) Justification for removal of a pre-1941 property from the historic inventory

Resources consulted:

- Anne Bloomfield Survey
- Oral history account from long-established neighbor
- Prior permitted plans filed by Oveyssi detailing changes
- Prior HPC review documents
- Built environment Historical artifacts remaining of the original roofing frame in attic

History of Property Since Built:

Unlike other lots in the neighborhood, 33 Walnut fronts onto two streets - Walnut and Wissahickon. This means that changes made to the rear of the Walnut-facing home are clearly visible from Wissahickon, and vice versa. There is no way to 'hide' exterior structural changes from viewing by either of these two streets.

Early Era:

33 Walnut started off as a small, one-bedroom cottage, not unlike the small one-bedroom homes to its neighboring immediate left and right, but since then has undergone successive waves of alterations and expansions by multiple owners over time, leaving to today resembling little of its original design. It was constructed around 1890 (exact date not definitively documented) in the Queen Anne style that was popular at that time, serving as a summer home for its first residents, Don and Joan Glod. There is some reference to a William and Maybelle Peed who appear to have purchased the cottage in the 1920's, and changing it before selling to the Montgomery family. This is likely when the fireplace was removed with the advent of electricity brought to Los Gatos.

The property was later sold to Rutherford and Eunice Montgomery in 1948 where it became their primary residence. Rutherford was an author of children's books and raised his family here before passing away in 1985. During the time that the Montgomery family lived here, extensive modifications were made to both the interior and exterior of the house to make it suitable to raise a growing family. On the exterior, the rear of the house was enlarged by adding a glassed-in rear porch along with further expanding the footprint by adding a room adjacent to the kitchen. Later, following his death in 1985, a second-story addition was built on top of the enclosed rear porch with exterior staircase extending into the rear of the yard, not visible from Walnut Avenue. This second story was significant in changing the roofline while adding mass, becoming the second significant modification to a family residence that began as a small, single-story, Queen Anne styled cottage.

Oveyssi Era:

Following the death of Eunice Montgomery in July 2006, the house was sold to Michael Oveyssi who devoted nearly two years on its third major modification further expanding the footprint and changing both the interior and exterior of the house. His intent was to expand and modernize the house before flipping it, but due to the 2008 housing market downturn, kept it as a rental property until selling it its current owner in

2016. It was during that extensive rebuild by Oveyssi that the entire interior of the house was gutted, the footprint further enlarged, and interior space reconfigured and restyled. This expansion included demolition of the rear porch before newly constructing roughly 500sf onto the back of the house, plus expanding the second-story living space. This second story expansion completely altered the roofline transforming it from the small shed dormer into a three-gabled profile that added high interior ceilings and enlatrged living space. This expansion also entailed first demolishing the rear facing exterior staircase built by the Montgomery family and then building a new exterior staircase and landing onto the north-facing side of the house that offers views into neighboring properties to the North. This dramatically transformed skyline is prominent when viewed from Wissahickon and also from Walnut when approaching the house from either the South or North. During this time period, all windows were replaced with modern, dual-pane windows including the addition of arched windows that starkly deviated from the original Queen Anne cottage.

What originally began as a small one bedroom, one bath, approximately 889sf summer cottage has been transformed into a two-story 2620sf sprawling five-bedroom, four-bath family residence. The once-small summer cottage no longer remains. In addition, in 2008 Mr. Oveyssi demolished the historic tin-clad structure facing Wissahickon, replacing it with a modern-day, ranch-style two-car garage transforming the appearance of the property from that frontage street. The one area left untouched by all prior owners throughout its life was the wraparound front porch. Unfortunately, after decades of neglect exacerbated by damage inflicted by storms approaching from the east and southern exposures, the front porch was structurally compromised. Rotted decking, failing structural beams and weakened foundation created an unsafe condition. The stairs were replaced by 2x8 slats of rough lumber before the property was placed on the market by Oveyssi in 2016. The residence was then sold to the current owner in October 2016 in this compromised condition.

Present Era:

A once-upon-a-time, small, single-story Queen Anne cottage with small tin-clad horse shelter bears no resemblance to the existing lot now housing dual, two-story residential structures. The brew of demolitions, alterations, and additions over the past century was recently perpetuated with the complete demolition of the badly deteriorated front porch. The newly constructed porch differs in size, depth, roofline height and distinctive radius corner contributing to the improved structural integrity of the house. Concrete and steel have replaced old wood support structure. The porch changes, as approved by the HPC in 2019, retains a Queen Anne architectural style. But burdened with conforming to modern-day seismic and safety codes, it nonetheless is an abandonment of the historic materials, original construction methods, and low-slung railing design; that are among the tests for being designated historic. While the house already differed in every respect (shape and size and height) from the south, west, and north elevation views, it now differs from the east elevation view as well.

As part of that permitted renovation, engineering specified a structural reinforcement of the front (East facing) house wall. This required removal of the siding to attach tie-downs to foundation four feet below and to add vertical framing members to the thinly-built front wall frame. The town code disallows removing more then 25% of the front wall of a historic house, and while the wall itself was structurally reinforced, not removed (only the siding removed in order to reinforce the wall), the town staff interprets the language of the code to mean excluding even the removing of the siding. This runs contrary to the interpretation by the property owner, builder, and architect and resulted in the property owner being assessed a fine and the property assessed as a technical demolition of the entire house.

Carriage House – living space above detached garage:

Most recently, beginning in 2021, and continuing into early 2022, the two-car, single-story ranch-style garage, facing Wissahickon, has been transformed into a two-story structure that contains an 800SF residence over a three-car garage. While growing the housing stock (ADU) for Los Gatos, and providing EV

charging for three electric vehicles, the tall structure dominates the skyline from both Wissahickon and from the rear windows of the main residence. The newly-built structure is visible as well from Walnut Avenue given its mass and towering height, amplified by its high topological position on the lot. The roofline sits about thirty-seven feet above Walnut Avenue making it impossible to miss from any viewpoint. In summary, little about the property at 33 Walnut, when viewed from either Walnut or Wissahickon looks anything like the small summer cottage and accompanying tin-clad horse shelter that once stood.

Today's Request of the HPC:

Today, the request is before the HPC to remove the extensively altered residence from the historic inventory. It simply fails to meet the tests of being historically significant by state or local standards, and should therefore be removed from the historic inventory. With decades of successive changes to both the residence and the entire lot, nothing about the house actually meets the state or local tests for historical preservation.

The information provided below to the HPC clearly shows that the property does not meet the criteria of the state or local policies and regulations for designating a historic property. The information describes in detail that the property has not contributed to the cultural heritage of California, is not associated with an important person of history, has lost if any existed, significantly distinctive architectural characteristics through many alterations, demolitions and expansions, and does not yield important information for history.

Enclosed are diagrams, previously approved by HPC and permitted in 2021, that showed the pre-existing and permitted changes to the main residence. The front porch work has been largely completed, with a new concrete and steel foundation, flattened roof, and steel posts that provide structural integrity to both the porch and front wall of the house. Remaining for completion is adding the new porch decking, railing, and skirting.

Changing Character of Walnut Avenue:

Unlike streets in the Los Gatos Historic Districts, Walnut Avenue is an eclectic and rural street (no sidewalk improvements) sporting a mixture of architectural styles and ages, with the most recently built, in 2010, home located two lots to the north in a faux-craftsman style ranch home. To the immediate south is a small, single-story, single-bedroom Spanish-style house. Directly across the street at 32 Walnut Avenue is a 1900-built house previously removed from the historic inventory and now scheduled for demolition, to be replaced by a two-story residence of far greater mass and livable space. Walnut Avenue is not in a historic district. The residence at 33 Walnut Avenue, in its original form, would have more closely resembled these neighboring, small homes in size and scale.

Lot Layout Differs:

In addition, the layout of structures on the lot, which has an elongated shape of 50 feet wide and 160 feet deep, has undergone significant change. Where once stood a tin-fabricated horse shelter facing onto Wissahickon, not sits a two-story Carriage House with new residence sitting over a three-car garage. As a result, the site bears little resemblance or feel to when the main residence was built on the lot.

In summary, the changed layout of structures on the lot, the building mass-to-lot ratio, and the changed size, shape and mass of the original residence, together with the newly built, seismically sound front porch has collectively transformed the lot and dual residences into property that bears little resemblance to what was built around 1890. That cottage has disappeared under the successive waves of substantial changes made over the decades leaving nothing that the state of California would consider historic.

California Register of Historical Resources (CRHR)2

The California Register of Historical Resources is "an authoritative listing and guide to be used by state and local agencies, private groups and citizens in identifying the existing historical resources of the state and to indicate which resources deserve to be protected, to the extent prudent and feasible, from substantial adverse change" (Public Resources Code Section 5024.1[a]). The criteria for eligibility to the California Register are based on National Register criteria (Public Resources Code Section 5024.1[b]). Certain resources are determined by the statute to be automatically included in the California Register, including California properties formally determined eligible for or listed in the National Register. To be eligible for the California Register as a historical resource, a prehistoric or historic-period resource must be significant at the local or state level under one or more of the following criteria:

1) It is associated with events that have made a significant contribution to the broad patterns of local or regional history, or the cultural heritage of California or the United States;

The property at 33 Walnut Avenue, once a small, Queen Anne styled single-story cottage, is not associated with events that contributed to the broad patterns of local or regional history, nor the cultural heritage of California. Neither is it located in a historic district of town.

2) It is associated with the lives of persons important to local, California, or national history;

The subject property has no known historic relevance related to people or events. Prior owners were not prominent in the community nor in local, California, or national history.

3) It embodies the distinctive characteristics of a type, period, region, or method of construction, or represents the work of a master, or possesses high artistic values

The original, small summer cottage was designed in the Queen Anne style, accentuated most prominently by its shallow depth porch with low-slung roof and dangerously low railing height as the porch sits six feet above the surrounding grade. The cottage has evolved over the decades into a two-story residence that is nearly twice the size of the original with different proportions, massing, roofline, and a character-defining wraparound front porch that while built in the Queen Anne style appearance-wise, bears no historic relevance to the original porch due to state-mandated utilization of modern materials and construction methods. Demolitions in front and back, additions in front, back, and second-story plus major remodeling using modern materials makes the residence not distinctive of a historic type, period, region or method of construction. It does not represent the work of a master or possess high artistic value.

4) It has yielded, or has the potential to yield, information important to the prehistory or history of the local area, California, or the nation.

The site is not near or part of a historic site and has been graded for construction and landscaping. It is unlikely to yield information important to the history or prehistory of the area. The building that stands today is mostly recent construction and cannot yield important information from history.

Finding: The property at 33 Walnut Avenue does not meet the criteria to be listed in the California Register of Historical Resources.

For a resource to be eligible for the California Register, it must also retain enough integrity to be recognizable as a historical resource and to convey its significance.

Although the property at 33 Walnut Avenue is not found to be historically significant, a comparison to the original design and fabrication reveals the building to have been substantially altered and does not meet the criteria for retaining integrity.

Integrity:

Integrity is the ability of a property to convey its significance. To be listed in the National Register of Historic Places, a property must not only be shown to be significant under the National Register criteria, but it also must have integrity. The evaluation of integrity is something of a subjective judgment, but it must always be grounded in an understanding of a property's physical features and how they relate to its significance. Historic properties either retain integrity (convey their significance) or they do not. Within the concept of integrity, the National Register criteria recognizes seven aspects or qualities that, in various combinations, define integrity. To retain historic integrity, a property will always possess several, and usually most, of the aspects. The retention of specific aspects of integrity is paramount for a property to convey its significance. Determining which of the aspects are most important to a particular property requires knowing why, where, and when the property is significant.

The following defines the seven aspects and how they combine to produce integrity. A rule of thumb is to consider whether the original owner would recognize the building and how it once functioned. There is no question that the original owner would fail to recognize the small cottage that he built over a century ago.

SEVEN APSECTS OF INTEGRITY3

Location:

Location is the place where the historic property was constructed or the place where the historic event occurred. The relationship between the property and its location is often important to understanding why the property was created or why something happened. The actual location of a historic property, complemented by its setting, is particularly important in recapturing the sense of historic events and persons. Except in rare cases, the relationship between a property and its historic associations is destroyed if the property is moved or partly demolished.

The property is not located in a historic district.

Design:

Design is the combination of elements that create the form, plan, space, structure, and style of a property. It results from conscious decisions made during the original conception and planning of a property (or its significant alteration) and applies to activities as diverse as community planning, engineering, architecture, and landscape architecture. Design includes such elements as organization of space, proportion, scale, technology, ornamentation, and materials. A property's design reflects historic functions and technologies as well as aesthetics. It includes such considerations as the structural system; massing; arrangement of spaces; pattern of fenestration; textures and colors of surface materials; type, amount, and style of ornamental detailing; and arrangement and type of plantings in a designed landscape.

The present design in form, space, structure and style differs from what was originally built in 1890. When viewed from all four elevations, the modifications don't resemble a small, single-story cottage nor its original style.

Setting:

Setting is the physical environment of a historic property. Whereas location refers to the specific place where a property was built or an event occurred, setting refers to the character of the place in which the property played its historical role. It involves how, not just where, the property is situated and its relationship to surrounding features and open space. Setting often reflects the basic physical conditions under which a property was built and the functions it was intended to serve. In addition, the way in which a property is

positioned in its environment can reflect the designer's concept of nature and aesthetic preferences. The physical features that constitute the setting of a historic property can be either natural or manmade, including such elements as:

- Topographic features (a gorge or the crest of a hill);
- Vegetation;
- Simple manmade features (paths or fences); and
- Relationships between buildings and other features or open space.

These features and their relationships should be examined not only within the exact boundaries of the property, but also between the property and its surroundings. This is particularly important for districts.

Where once there was a small Queen Anne styled cottage and a tin-clad horse shelter on a wide-open lot spanning two streets, today there are two residential structures co-existing on that lot eliminating any sense of openness. Both structures are quite visible from Walnut Avenue and Wissahickon. These two, large massed buildings are a complete departure from the small cottage first built on the lot. Due to vastly higher topology of Wissahickon, the Carriage House looms large overshadowing the primary residence. When viewed from Walnut, the Carriage House is quite visible with its rooftop towering some 37 feet above the street grade of Walnut Avenue.

Materials:

Materials are the physical elements that were combined or deposited during a particular period of time and in a particular pattern or configuration to form a historic property. The choice and combination of materials reveal the preferences of those who created the property and indicate the availability of particular types of materials and technologies. Indigenous materials are often the focus of regional building traditions and thereby help define an area's sense of time and place. A property must retain the key exterior materials dating from the period of its historic significance. If the property has been rehabilitated, the historic materials and significant features must have been preserved. The property must also be an actual historical resource, not a re-creation; a recent structure fabricated to look historic is not eligible. Likewise, a property whose historic features and materials have been lost and then reconstructed is usually not eligible.

While it would have been nice to have preserved the historic, original railing and lathed wooden posts on the front porch, modern building codes imposed by the state and local authorities pre-empted that option. Seismic and human safety factors trumped preservation of historical materials.

Workmanship:

Workmanship is the physical evidence of the crafts of a particular culture or people during any given period in history or prehistory. It is the evidence of artisans' labor and skill in constructing or altering a building, structure, object, or site. Workmanship can apply to the property as a whole or its individual components. It can be expressed in vernacular methods of construction and plain finishes or in highly sophisticated configurations and ornamental detailing. It can be based on common traditions or innovative period techniques. Workmanship is important because it can furnish evidence of the technology of a craft, illustrate the aesthetic principles of a historic or prehistoric period, and reveal individual, local, regional, or national applications of both technological practices and aesthetic principles. Examples of workmanship in historic buildings include tooling, carving, painting, graining, turning, and joinery.

The workmanship methods used to build the original front porch were dramatically different from modern building methods that must take into account seismic and other factors. These factors that shape modern building codes prevailed over reconstructing the porch based on original construction and design methods. Likewise, most of the construction methods and materials used throughout the many structural changes to the house differ from how homes were constructed in the late 1800's.

Feeling:

Feeling is a property's expression of the aesthetic or historic sense of a particular period of time. It results from the presence of physical features that, taken together, convey the property's historic character. For example, a rural historic district retaining original design, materials, workmanship, and setting will relate the feeling of agricultural life in the 19th century.

Due to changes in building mass, altered roofline, removal of historic elements including fireplace/chimney (before electricity was added), original windows and doors, complete reconfiguration and remodel of interior spaces, changed proportion of multiple physical structures to land, and the inability to reuse front porch historic materials due to safety and structural factors, there is little feeling elicited of a historic period in time. A five-bedroom, four-bath, two-story residence feels entirely different than a small cottage with open land behind it.

Association:

Association is the direct link between an important historic event or person and a historic property. A property retains association if it is the place where the event or activity occurred and is sufficiently intact to convey that relationship to an observer. Like feeling, association requires the presence of physical features that convey a property's historic character. Because feeling and association depend on individual perceptions, their retention alone is never sufficient to support eligibility of a property for the National Register.

There is no known association of the property with any historic event or person. The aspect of association cannot be applied because no event or person of importance is associated with the property.

CRHR SUMMARY:

The 1890-91 dated architecture, embodied in a small Queen Anne cottage, was remodeled and enlarged first in the 1920's by the Peed's, then again in the 1940/50's by the Montgomery's, again in 2007/8 by Michael Oveyssi, and finally again in 2021 by the present owner. Over this succession of changes, every aspect of the house has changed. Given the sweeping breadth of these successive waves of changes over the decades, little remains of any historic aspects of the original, small one-bedroom, one-bath cottage. The small neighboring one-bedroom house to the right, at 41 Walnut is a good reference point to grasp what the original house would have looked like, other than the front porch distinction.

The feeling of the lot as shaped by the views of the lot and beyond, from inside the residence, the proximity to another large, two-story structure that looms large above the original residence, creates a feeling far removed from a once-small cottage on a wide-open lot with unobstructed views of the surrounding mountains when first built.

Transforming a single-story small cottage into a larger footprint, two-story house caused a loss of integrity. After the 2007/8 remodeling and the additions to the original house, there was further loss of integrity. Of the seven aspects of integrity, not even the aspect of location is present given how dramatically altered the layout of structures on the lot is today. The design has changed, historic materials have been replaced with steel and other contemporary, structurally rigid materials and using construction methods needed to meet today's stringent building codes, the original workmanship is lost. The setting has changed from a once open setting to both Walnut and Wissahickon, to a setting of multiple buildings in close proximity where the once-cottage mountain views now look out onto a two-story second building that sits ten feet higher on the lot due in part to topology. The feeling of a small cottage has changed to one of a large massed, two-story house with altered front façade, albeit seismically sound.

Findings: The property does not meet the criteria for significance or integrity, is not a significant historical resource, and is not eligible for listing in the California Register of Historical Resources.

Town of Los Gatos:

The following Town of Los Gatos 2020 General Plan goals and policies relating to archaeological and historical resources are applicable to consider.

Goal OSP-9 To protect Los Gatos's archaeological and cultural resources to maintain and enhance a unique sense of place. Policy OSP-9.1 Evaluate archaeological and/or cultural resources early in the development review process through consultation with interested parties and the use of contemporary professional techniques in archaeology, ethnography, and architectural history.

The property was researched and then evaluated for cultural and architectural importance. Nothing of substance was discovered.

Goal CD-12 To preserve significant historic and architectural features within the Town.

The research and evaluation show that the buildings on the property are not significant features in Los Gatos. In the immediate area, several of the earlier houses have been reconstructed to larger buildings in different architectural styles. These include homes on upper Pennsylvania Avenue, on Walnut Avenue, on Wissahickon, and on Ellenwood. The property location is not within a historic district.

Division 3. Historic Preservation and LHP or Landmark and Historic Preservation Overlay Zone Sec. 29.80.215. Purposes.

It is hereby found that structures, sites, and areas of special character or special historical, architectural or aesthetic interest or value have been and continue to be unnecessarily destroyed or impaired, despite the feasibility of preserving them. It is further found that the public health, safety, and welfare require prevention of needless destruction and impairment, and promotion of the economic utilization and discouragement of the decay and desuetude of such structures, sites and areas. The purpose of historic preservation is to promote the health, safety, and general welfare of the public through:

- (1) The protection, enhancement, perpetuation, and use of structures, sites, and areas that are reminders of past eras, events, and persons important in local, State, or National history, or which provide significant examples of architectural styles of the past or are landmarks in the history of architecture, or which are unique and irreplaceable assets to the Town and its neighborhoods, or which provide for this and future generations examples of the physical surroundings in which past generations lived.
- (2) The development and maintenance of appropriate settings and environment for such structures.
- (3) The enhancement of property values, the stabilization of neighborhood and areas of the Town, the increase of economic and financial benefits to the Town and its inhabitants, and the promotion of tourist trade and interest.
- (4) The enrichment of human life in its educational and cultural dimensions by serving aesthetic as well as material needs and fostering knowledge of the living heritage of the past.

The Town recognizes a historical resource as follows: any structure/site that is located within a historic district, any structure/site that is historically designated, or any primary structure constructed prior to 1941 unless the Town has determined that the structure has no historic significance or architectural merit.

Finding: The Town has designated the historic districts of Almond Grove, Broadway, Los Gatos Commercial, Fairview Plaza and University/Edelen. All the historic districts are located in the

historic core area of Los Gatos. The subject property is not in a designated historic district. The main house has been extensively altered and enlarged, and does not exhibit special character; or special historical, architectural, or aesthetic interest; or value to the built environment of Los Gatos. The Carriage House building, landscaping, and second story expansion has been constructed since 2006 and are not contributing to nor preserving any historic value.

California Environmental Quality Act (CEQA)

In the historical resource section of CEQA, the concern is directed toward any project that may create an adverse change to any historical resource. CEQA Guidelines Appendix G indicates that a project may have a significant effect on the environment if it would:

- 1. Cause a substantial adverse change in the significance of a historical resource as defined in section 15064.5;
- 2. Cause a substantial adverse change in the significance of an archaeological resource pursuant to section 15064.5;
- 3. Directly or indirectly destroy a unique paleontological resource or site or unique geologic feature;
- 4. Disturb any human remains, including those interred outside of formal cemeteries; or
- 5. Conflict with a plan or policy adopted for the purpose of avoiding or mitigating an environmental effect.

A "substantial adverse change" to a historical resource is defined in Guidelines Section 15064.5(b) as "physical demolition, destruction, relocation, or alteration of the resource or its immediate surroundings such that the significance of a historical resource would be materially impaired." The significance of a historical resource is materially impaired when a project "demolishes or materially alters in an adverse manner those physical characteristics of a historical resource that convey its historical significance and that justify its inclusion in, or eligibility for inclusion in the California Register of Historical Resources;" or "demolishes or materially alters in an adverse manner those physical characteristics that account for its inclusion in a local register of historical resources..." or "demolishes or materially alters in an adverse manner those physical characteristics of a historical resource that convey its historical significance and that justify its eligibility for inclusion in the California Register of Historical Resources as determined by a lead agency for purposes of CEQA."

CEQA (Guidelines Section 15064.5), define the term "historical resources" to include the following: 1. A resource listed in, or determined to be eligible by the State Historical Resources Commission, for listing in the California Register (Public Resources Code §5024.1, Title 14 California Code of Regulations, Section 4850 et seq.).

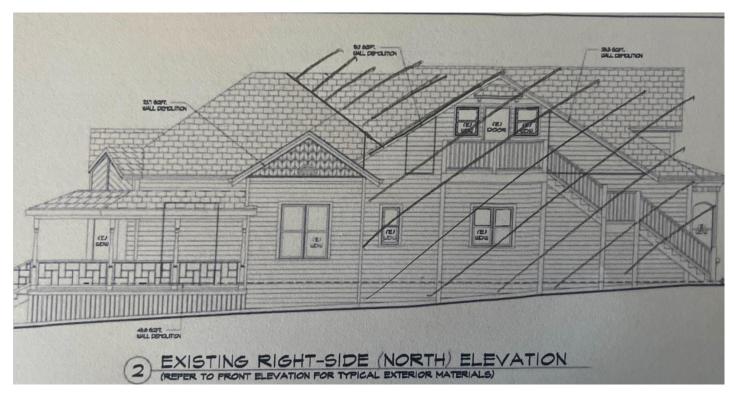
- 2. A resource included in a local register of historical resources, as defined in Section 5020.1(k) of the Public Resources Code or identified as significant in a historical resource survey meeting the requirements of Section 5024.1(g) of the Public Resources Code, shall be presumed to be historically or culturally significant. Public agencies must treat any such resource as significant unless the preponderance of evidence demonstrates that it is not historically or culturally significant.
- 3. Any object, building, structure, site, area, place, record, or manuscript which a lead agency determines to be historically significant or significant in the architectural, engineering, scientific, economic, agricultural, educational, social, political, military, or cultural annals of California, may be considered to be a historical resource, provided the lead agency's determination is supported by substantial evidence in light of the whole record. Generally, a resource shall be considered by the lead agency to be "historically significant" if the

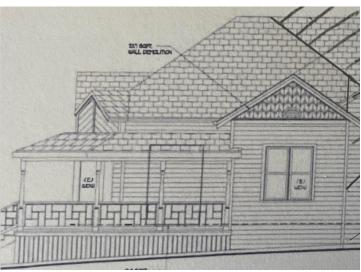
resource meets the criteria for listing in the California Register (Public Resources Code Section 5024.1, Title14 California Code of Regulations, Section 4852)

CEQA Finding: The research and evaluation of the primary residence and Carriage House at 33 Walnut Avenue conclude that the property and buildings do not meet the criteria of the California Register of Historical Resources or the criteria of the Town of Los Gatos for designating a historical resource. For purposes of CEQA, the subject property is not a "Historical Resource" under the CEQA Guidelines.

Reference Materials:

1. **Drawings:** The following drawings shows precisely where the 1891-built cottage footprint was, based on the original roof-frame artifact that remains beneath the actual functioning rooftop. It clearly shows that the original footprint of the house was 889 sf of living space before the Peed and Montgomery families made their alterations which included removing the fireplace and building an additional room (behind the kitchen) onto the rear of the house. That added room extended the rear of the house back about fourteen feet before being further extended in 2007 by Oveyssi.





2. This photo shows the roof frame artifact remaining in the attic indicating precisely where the rear of the original house ended. This is hard evidence of the original structure not otherwise found in town records.



The following photos show some of the exterior changes that have been made over the course of several decades. Earlier changes such as the addition of a glassed-in rear porch and first version of the second story addition are not shown, but are available to see in older photos provided by town staff.

3. View of newly constructed front porch from Walnut Avenue:

While true to the Queen Anne style front porch architecture, the improvements in depth, height, and shape, together with the yet to be built new railing leaves no trace of the historic materials or construction methods..



4. View from Walnut Avenue of Carriage House:

This photo shows both the 2007 built exterior staircase and the newly built carriage house structures, both visible from Walnut Avenue.



5. East-facing View of 2021/22-built Carriage House from Rear of Main Residence: No longer is there any view looking out onto Wissahickon from the original house.



6. Northwest view of gabled 2nd-story of 33 Walnut plus 2021/22-built Carriage House:

Visibility from Wissahickon the Walnut facing house clearly reveals an entirely different residence than the single-story house originally built with a wide-open view lot.



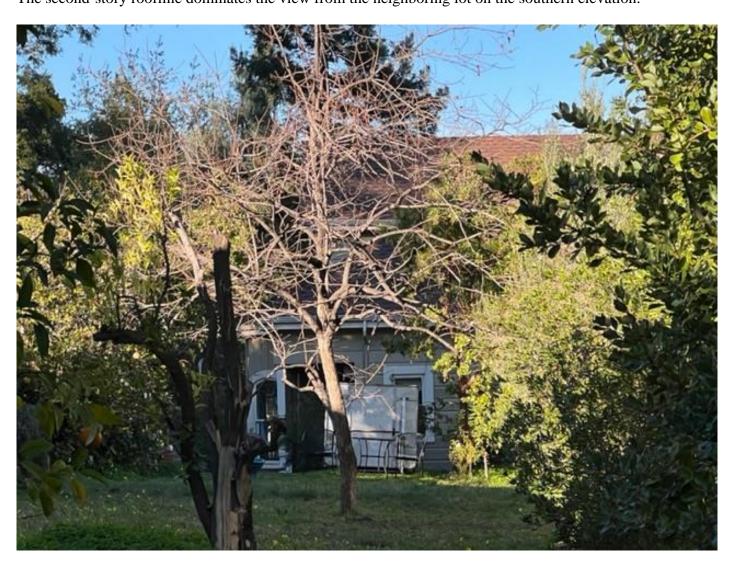
7. Northern Elevation View of 2007 massively altered second-story of 33 Walnut: Clearly no longer a small 889 sf cottage.



8. Southwestern Elevation (from Wissahickon) view of three-gabled second-story addition:



9. Southern View of the First/Second-story 2007 Additions with High Extended Roofline: The second-story roofline dominates the view from the neighboring lot on the southern elevation.



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