

CHILD SUPPORT GUIDELINE COMMISSION

NOTICE OF PUBLIC MEETING

Pursuant to D.C. Code § 16.916.02 (2003), on December 31, 2003, the District of Columbia Child Support Guideline Commission issued initial recommendations to the Mayor regarding changes to the District's Child Support Guideline. The Commission is currently finalizing its recommendations and plans to issue its final report in the near future.

The Commission will hold a public meeting to finalize its report and recommendations as follows:

When: Friday, July 9, 2004
8:00 – 10:00 am

Where: Child Support Enforcement Division
Office of the Attorney General
441 4th Street NW, 5th Floor North, Conference Room A
Washington, DC 20001

Please contact Chrystal Mincey at (202) 724-1462 if you have questions about this meeting.

GOVERNMENT OF THE DISTRICT OF COLUMBIA
DEPARTMENT OF CONSUMER AND REGULATORY AFFAIRS
BOARD FOR THE CONDEMNATION OF INSANITARY BUILDING
P.O. BOX 37200
WASHINGTON, D.C. 20013-7200

Find enclosed a list of buildings against which condemnation proceedings have been instituted. This list is current as of May 31, 2004. The following paragraphs will give some insight into why these buildings were condemned and the meaning of condemnation for insanitary reasons.

Each listed property has been condemned by the District of Columbia Government's Board for the Condemnation of Insanitary Buildings (BCIB). The authority for this board is Title 6, Chapter 9, of the District of Columbia Code, 2001 Edition. The BCIB has examined each property and has registered with the record owner (via condemnation) a strong disapproval of the condition in which the property is being maintained. The BCIB has recorded at the Office of the Recorder of Deeds an Order of Condemnation against each property for the benefit of purchasers and the real estate industry.

These properties were condemned because they were found to be in such an insanitary condition as to endanger the health and lives of persons living in or in the vicinity of the property. The corrective action necessary to remove the condemnation order could take the form of demolition and removal of the building by the owner or the BCIB. However, most buildings are rendered sanitary, i.e., the insanitary conditions are corrected by the owner or the BCIB.

The administration of the condemnation program does not take title to property. The title to each property remains with the owner. Accordingly, inquiries for the sale or value of these properties should be directed to the owner of record. Inquiries regarding the owner or owner's address should be directed to the Office of Tax and Revenue, Customer Service, Office of Real Property Tax (202) 727-4829, 941 North Capitol Street, NE, 1st floor.

For further assistance, contact the Support Staff of the BCIB on 442-4486.

**BOARD FOR
THE CONDEMNATION OF INSANITARY BUILDINGS**

NOTICE OF PUBLIC INTEREST

<u>BUILDINGS CONDEMNED</u>	<u>LOT</u>	<u>SQUARE</u>	<u>WD</u>
<u>Northwest</u>			
1106 Allison Street	76	2917	4
1518 Allison Street-Rear	28	2701	4
8R Bryant Street	800	3124	5
1102 Buchanan Street	124	2918	4
1102 Buchanan Street-Rear	124	2918	4
7100 Chestnut Street	808	3184	4
1323 Corcoran Street	21	240	2
1502 Decatur Street	32	2707	4
412 Delafield Place	175	3251	4
1205 Delafield Place	2	2923	4
1205 Delafield Place-Rear	2	2923	4
1315 Delafield Place-Rear	30	2808	4
1123 Fairmont Street-Rear	46	2859	1
1335 Fairmont Street-Rear	64	2830	1
416 Farragut Street-Rear	95	3252	4
617 Farragut Street	106	3212	4
1304 Farragut Street	41	2807	4
519 Florida Avenue	25	3093	1
521 Florida Avenue	26	3093	1
3200 Georgia Avenue	909	2892	1
3200 Georgia Avenue-Rear (West)	909	2892	1
3200 Georgia Avenue-Rear (East)	909	2892	1
3203 Georgia Avenue	809	3042	1
3626 Georgia Avenue	135	2897	1
3912 Georgia Avenue	104	2892	4
3912 Georgia Avenue-Rear	104	2892	4
3801 Georgia Avenue	55	3028	4
4100 Georgia Avenue	35	2910	4
4419 Georgia Avenue	815	3020	4
1235 Ingraham Street	64	2931	4
1342 Ingraham Street	75	2804	4
4820 Iowa Avenue	30	2709	4
425 Irving Street-Rear	64	3049	4
641 Keefer Place	19	3041	1
624 Kennedy Street	49	3208	4
440 Kenyon Street	43	3049	1
709 Kenyon Street	806	2892	1

<u>BUILDINGS CONDEMNED</u>	<u>LOT</u>	<u>SQUARE</u>	<u>WD</u>
<u>Northwest (cont'd)</u>			
1331 Kenyon Street	47	2843	1
717 Lamont Street	863	2892	1
414 Longfellow Street-Rear	19	3260	4
503 Longfellow Street	50	3206	4
416 Luray Place	77	3044	1
416 Luray Place-Rear	77	3044	1
430 Manor Place	65	3036	1
4001 Marlboro Place	48	3313	4
39 Missouri Avenue	40	3393	4
1021 Monroe Street	74	2832	1
1824 Monroe Street	813	2614	1
1342 Montague Street	46	2796	4
3500 Nebraska Avenue	24	1599	3
3816 New Hampshire Avenue	37	3133	4
1713 New Jersey Avenue	16	507	5
429 Newton Place-Rear	812	3035	1
1424 North Capitol Street	10	616	5
1424 North Capitol Street-Rear	10	616	5
505 O Street	36	479	5
507 O Street	37	479	5
509 O Street	2001/2002	479	5
820 Otis Place	119	2895	1
219 P Street	113	552	5
619 Park Road	833	3038	1
1424 Parkwood Place	46	2688	1
750 Quebec Place-Rear (garage)	201	3031	1
1001 Quebec Place	63	2902	4
50 R Street-Rear	31	3101	5
1221 Randolph Street	70	2907	4
1000 Rhode Island Avenue	19	337	2
1427 Rhode Island Avenue	27	210	2
1429 Rhode Island Avenue	28	210	2
735 Rock Creek Church Road-Rear	58	3130	4
423 Shepherd Street	38	3238	4
423 Shepherd Street-Rear	38	3238	4
1355 Shepherd Street	45	2823	4
201 T Street	832	3088	1
1421 T Street-Rear	845	205	1
901-01 U Street	88	360	1
613 Upshur Street	72	3226	4
613 Upshur Street-Rear	72	3226	4
1325 V Street-Rear	184	235	1

<u>BUILDINGS CONDEMNED</u>	<u>LOT</u>	<u>SQUARE</u>	<u>WD</u>
<u>Northwest (cont'd)</u>			
131 Varnum Street	803	3321	4
414 Varnum Street	58	3243	4
1505 Varnum Street	25	2698	4
2015 Vermont Avenue	49	360	1
223 Webster Street	820	3319	4
225 Webster Street	10	3319	4
1448 Whittier Place	80	2732	4
1329 Wisconsin Avenue	68	1232	2
1227 1 st Street	9	618	5
1542 1 st Street	199	552	5
5105 2 nd Street	23	3399	4
5233 2 nd Street	16	3396	4
5233 2 nd Street-Rear	16	3326	4
1202 3 rd Street	837	523	2
5807 3 rd Place-Rear	81	3291	4
5311 3 rd Street-Rear	6	3328	4
1221 4 th Street	848	523	2
1416 5 th Street	26	479	2
4109 5 th Street	47	3241	4
1104 6 th Street	859	449	2
1539 7 th Street	179	445	2
1513 8 th Street-Rear	8	421	2
1523 8 th Street-Rear	13	421	2
1527 8 th Street-Rear	15	421	2
1534 8 th Street	19	397	2
1301 9 th Street	801	399	2
1303 9 th Street	62	399	2
1305 9 th Street	63	399	2
1307 9 th Street	803	399	2
1309 9 th Street	804	399	2
1513-1515 11 th Street	815	337	2
1725 11 th Street	805	0335	2
2219 13 th Street	86	271	1
2719 13 th Street	57	2859	1
3637 13 th Street	145	2829	1
5008 13 th Street	53	2806	4
5008 13 th Street-Rear	53	2806	4
3564 14 th Street	24	2688	1
3614 14 th Street	26	2689	1
5310 14 th Street	13	2716	4
1825 19 th Street	218	132	2
3222 19 th Street-Rear	817	2604	1
1617 21 st Street	136	93	2
4513 45 th Street	73	1588	3

<u>BUILDINGS CONDEMNED</u>	<u>LOT</u>	<u>SQUARE</u>	<u>WD</u>
<u>Northeast (cont'd)</u>			
3701 Benning Road	807	5044	5
4952 Blaine Street	1	5189N	7
3027 Channing Street	54	4360	5
3042 Clinton Street	826	4319	5
1820 Corcoran Street	18	4049	5
600 Division Avenue	13	5196	7
4419 Edson Place	831	5131	7
4419 Edson Place-Rear	831	5131	7
4920 Fitch Place	38	5181	7
26 Florida Avenue	71	3516	5
629 Florida Avenue	176	855	6
631 Florida Avenue	330	855	6
5900 Foote Street	805	5256	7
4116 Gault Place	67	5077	7
315 H Street	814	777	6
303 K Street	804	775	6
1907 Kearney Street	45	4206	5
612 M Street	8	855N	6
1227 Meigs Place	106	4055	5
1424 Montello Avenue	273	4059	5
1292 Morse Street	823	4066	5
1916 Newton Street	118	4202	5
1524 Olive Street	34	5165	7
1524 Olive Street-Rear	34	5165	7
52 Q Street	105	3520	5
58 Q Street	102	3250	5
4608 Quarles Street-Rear	24	5167	7
1218 Queen Street	814	4057	5
3101-3111 Rhode Island Avenue	46	4308	5
3131 Rhode Island Avenue	46	4308	5
115 Riggs Road	85	3701	5
4310 Sheriff Road	819	5097	7
1741 Trinidad Avenue	26	4082	5
1916 West Virginia Avenue	33	4045	5
2413 2 nd Street	38	3556	5
1020 3 rd Street	34	749	6
1022 3 rd Street	33	749	6
2407 3 rd Street	28	3555	5
819 7 th Street	22	889	6
821 7 th Street	39	889	6
251 8 th Street	64	917	6
608 8 th Street	45	891	6

<u>BUILDINGS CONDEMNED</u>	<u>LOT</u>	<u>SQUARE</u>	<u>WD</u>
<u>Northeast (cont'd)</u>			
802 10 th Street	47	933	6
4100 13 th Street	24	Par 146	5
3122 16 th Street	39	4014	5
4413 16 th Street	5	4617	5
1234 18 th Place	811	4445	5
1236 18 th Place	811	4445	5
3712 24 th Street	42	4242	5
913 43 rd Place	47	5096	7
1044 44 th Street	70	5125	7
919 47 th Street	119	5151	7
1062 48 th Place	26	5153	7
945 52 nd Street	803	5199	7
234 56 th Street	144	5250	7
244 56 th Place	145	5249	7
201 63 rd Street	31	5269	7

<u>BUILDINGS CONDEMNED</u>	<u>LOT</u>	<u>SQUARE</u>	<u>WD</u>
<u>Southeast (cont'd)</u>			
4928 A Street	23	5331	7
27 Atlantic Street	54	6170	8
4504 Bowen Road	811	5365	7
4926 Call Place	33	5336	7
4030 Call Place	32	5336	7
5000 Call Place	35	5323	7
420 Chesapeake Street-Rear	808	6165	8
422 Chesapeake Street-Rear	809	6165	8
1104 D Street	39	991	6
1107 D Street	50	992	6
1720 D Street	87	1100	6
1229 E Street	816	1019	6
3326 Ely Place	807	5444	6
1254 Half Street	99	0701	6
1260 Half Street	144	0701	6
2412 Martin Luther King Jr	243	5806	8
3600 Martin Luther King Jr	42	5331	7
3600 Martin Luther King Jr-Rear	42	5331	7
1448 Minnesota Avenue	837	5605	8
2329 Q Street	56	5587	6
1008 South Carolina Avenue	23	970	6

<u>BUILDINGS CONDEMNED</u>	<u>LOT</u>	<u>SQUARE</u>	<u>WD</u>
<u>Southeast (cont'd)</u>			
1219 Sumner Road	979	5865	8
1326 Valley Place	849	5799	8
1242 W Street	99	5782	8
1518 W Street	814	5779	8
4001 4 th Street	39	6167	8
1012 7 th Street	11	906	6
1014 7 th Street	10	906	6
102 9 th Street	801	0943	6
2105 13 th Street	681	5782	6
333 16 th Street	82	1074	6
2201 16 th Street	26	5795	8
2304 16 th Street	76	5753	8
1550 41 st Street	55	5370	7
20 53 rd Place	884	5284	7

<u>BUILDINGS CONDEMNED</u>	<u>LOT</u>	<u>SQUARE</u>	<u>WD</u>
<u>Southwest</u>			
78 Darrington Street-Rear	23	6223S	8
71 Forrester Street	67	6240	8

Department of Housing and Community Development

Notice of Funding Availability

Stanley Jackson, Director, Department of Housing and Community Development (DHCD), announces a Notice of Funding Availability (NOFA) for \$35 million in funding under the Community Development Block Grant (CDBG), the Home Investment Partnerships (HOME), the Housing Production Trust Fund (HPTF), and the Low Income Housing Tax Credits (LIHTC) programs. This NOFA is being conducted pursuant to the FY2004 (October 1, 2004 to September 30, 2005) Consolidated Action Plan prepared for submission to the U.S. Department of Housing and Urban Development (HUD). Projects selected for further underwriting consideration will be included for proposed funding in DHCD's FY 2005 federal entitlement grant Action Plan budget.

The District is interested in financing projects that focus on five types of housing categories:

1) Elderly Housing; 2) Special Needs Housing; 3) Preservation of Expiring Federal Subsidies; 4) New/Substantial Rehabilitation of Housing, (5 or more units); and, 5) Homeownership; and Community Facilities.

The competitive Request for Proposals (RFP) will be released on Friday, July 09, 2004, and the deadline for submission is Friday, September 03, 2004 at 4:00 p.m. The RFP package, including all application materials and reference guidebook, can be obtained from DHCD, Development Finance Division, 801 North Capitol Street, N.E., Washington, D.C. 20002, second floor reception desk. Material will also be available via the DHCD website, www.dhcd.dc.gov on or about Friday, July 16, 2004.

The reference guidebook contains technical information on the CDBG, HOME, HPTF, and LIHTC programs, as well as other information that may be useful in completing the application. **Proposals for the First Right Purchase Program and HOME-Community Housing Development Organization (CHDO) set-aside programs will also be accepted under this RFP; however, DHCD will continue to accept additional funding requests until all of these program funds have been exhausted.** For additional information, contact the DHCD's Development Finance Division at (202) 442-7280.

Completed applications must be delivered on or before 4:00 p.m., Friday, September 03, 2004, to the DHCD, Development Finance Division, 801 North Capitol Street, N.E., Second Floor Reception Desk, Washington, D.C., 20002.

NO APPLICATIONS WILL BE ACCEPTED AFTER THE FILING DEADLINE FOR SUBMISSION

A Pre-Proposal Conference will be held on, Friday, July 16, 2004, from 9:00 a.m. to 11:00 a.m. at Mt. Airy Baptist Church, located at 1100 North Capitol St., N.W., Washington, D.C.

DISTRICT OF COLUMBIA COMMISSION ON JUDICIAL DISABILITIES AND TENURE

Judicial Tenure Commission Begins Reviews of Judges
Steffen Graae, John Steadman, and Ronald Wertheim

This is to notify members of the bar and the general public that the Commission is reviewing the qualifications of Judges Steffen Graae and Ronald Wertheim of the Superior Court of the District of Columbia and Judge John Steadman of the District of Columbia Court of Appeals. Judges Graae and Steadman are retiring as Associate Judges and have requested recommendations for appointment as Senior Judges, and Judge Ronald Wertheim has requested a recommendation for reappointment as a Senior Judge.

The District of Columbia Retired Judge Service Act P.L. 98-598, 98 Stat. 3142, as amended by the District of Columbia Judicial Efficiency and Improvement Act, P.L. 99-573, 100 Stat. 3233, §13(1) provides in part as follows:

"... A retired judge willing to perform judicial duties may request a recommendation as a senior judge from the Commission. Such judge shall submit to the Commission such information as the Commission considers necessary to a recommendation under this subsection.

(2) The Commission shall submit a written report of its recommendation and findings to the appropriate chief judge of the judge requesting appointment within 180 days of the date of the request for recommendation. The Commission, under such criteria as it considers appropriate, shall make a favorable or unfavorable recommendation to the appropriate chief judge regarding an appointment as senior judge. The recommendation of the Commission shall be final.

(3) The appropriate chief judge shall notify the Commission and the judge requesting appointment of such chief judge's decision regarding appointment within 30 days after receipt of the Commission's recommendation and findings. The decision of such chief judge regarding such appointment shall be final."

The Commission hereby requests members of the bar, litigants, former jurors, interested organizations and members of the public to submit any information bearing on the qualifications of Judges Graae, Steadman and Wertheim which it is believed will aid the Commission. The cooperation of the community at an early stage will greatly aid the

Commission in fulfilling its responsibilities. The identity of any person submitting materials will be kept confidential unless expressly authorized by the person submitting the information.

All communications should be mailed, faxed, or delivered by September 1, 2004, and addressed to:

District of Columbia Commission on Judicial
Disabilities and Tenure
Building A, Room 312
515 Fifth Street, N.W.
Washington, D.C. 20001
(Telephone: (202) 727-1363)
(FAX: (202) 727-9718)

The members of the Commission are:

Ronald Richardson, Chairperson
Hon. Gladys Kessler, Vice Chairperson
Mary E. Baluss, Esquire
Gary C. Dennis, M.D.
Eric H. Holder, Jr., Esquire
William P. Lightfoot, Esquire

BY: /s/ Ronald Richardson
Chairperson

EXECUTIVE OFFICE OF THE MAYOR
Serve DC

PUBLIC NOTICE

NOTICE OF FUNDING AVAILABILITYDISTRICT OF COLUMBIA
COMMISSION ON NATIONAL AND COMMUNITY SERVICE

AmeriCorps Grants

NOTICE: ATTENDANCE AT A TECHNICAL ASSISTANCE SESSION IS REQUIRED IN ORDER TO BE ELIGIBLE TO APPLY FOR THIS GRANT. SESSIONS ARE SCHEDULED FOR July 8, 2004 FROM 6:00 TO 8:00 P.M.; July 14, 2004 FROM 6:00 TO 8:00 P.M.; and July 20, 2004 FROM 6:00 TO 8:00 P.M. PLEASE SEE THE REMAINDER OF THIS NOFA FOR DETAILS.

Summary: Serve DC announces the availability of AmeriCorps grant funds for fiscal year 2004 - 2005 to eligible organizations. Serve DC anticipates federal funding for new AmeriCorps programs for fiscal year 2004-2005. New applicants with high-quality proposals will compete locally with other new programs. Serve DC has a minimum of \$500,000 available in local formula funds.

Serve DC seeks to fund high-quality AmeriCorps programs that will address citywide goals and the priorities of the District of Columbia's Strategic Plan by mobilizing residents as volunteers and AmeriCorps members to:

- 1.) Enhance the education of our youth;
- 2.) Improve citizen safety and neighborhood emergency preparedness; and
- 3.) Strengthen our community through service.

AmeriCorps is a national service network that provides full- and less than full-time opportunities for participants, called members, to serve their communities and build the capacity of nonprofit organizations to meet local environmental, educational, public safety, homeland security, or other human needs. Within these five issue areas, programs may submit proposals that address specific problems of local communities.

Criteria for eligible applicants: Eligible applicants are local nonprofit organizations and state and local units of government (other than state education agencies). Programs applying to Serve DC for funding must operate the program only within the District.

An organization described in Section 501 (c) (4) of the Internal Revenue Code, 26 U.S.C. 501 (c) (4), that engages in lobbying activities is not eligible to apply, serve as a host site for members, or act in any type of supervisory role in the program. **Individuals are not eligible to apply.**

All eligible applicants must meet all of the applicable requirements contained in the application guidelines and instructions. The Request for Application (RFA) will be released on July 2, 2004 at 9:00 a.m. **The deadline for submission is August 4, 2004 at**

5:00 pm. Late applications will not be accepted. An application is considered late at 5:01 p.m.

The technical assistance sessions schedule is as follows: One Judiciary Square, 441 4th St. NW, Suite 1040 South, July 8, 2004 from 6 p.m. to 8 p.m.; July 14, 2004; and July 20, 2004. Take the Metro red line to Judiciary Square, exit 4th Street, Courthouse side. Call Cliffie Bailey at 202-727-7925 to RSVP for a training session.

Applications can be obtained from 441 4th Street NW, Suite 1040S, Washington, DC 20001 or our website at www.serve.dc.gov. For additional information please call Lucila Lagace, Director of National Service, at 202-727-7937.

BOARD OF REAL PROPERTY ASSESSMENTS AND APPEALS

NOTICE OF PUBLIC MEETING

The District of Columbia Board of Real Property Assessments and Appeals will hold a public meeting on Monday, July 12, 2004 from 2:00 p.m. through 4:00 p.m. The location is 441- 4th Street, N.W. Suite 410, Washington, D.C. 20001.

Members of the public who are interested in presenting testimony should contact the BRPAA at (202)727-6860 or fax comments to (202)727-0392 at least 48 hours prior to the meeting.

Office of the Secretary of the
District of Columbia

Notice is hereby given that the following named persons have been appointed as Notaries Public in and for the District of Columbia, effective on or after July 1, 2004.

Abadey, Baiyina	Rpt	Howard University 1739 7 th St,NW 20001
Aboujaoudi, Habib	Rpt	Adams National Bank 802 7 th St,NW 20001
Adams, Thomas E.	Rpt	Bob's Motors 5806 Ga Ave,NW 20011
Agranov, Sean J.	New	Piper Rudnick 1200 19 th St,NW 20036
Alston, Selena	Rpt	Kuder Smollar Friedman 1925 K St,NW#200 20006
Bailey, Beverley A.	New	132 Jefferson St,NW 20011
Balaras, Sadaf Mona	New	I R Federal Credit Union 1111Const Ave,NW#1716 20224
Berlin, Kurt	Rpt	Obergh & Berlin 1424 K St,NW#300 20005
Best, Martha Anderson	New	State Farm 3201NewMex Ave,NW#252 20016
Brown, Barbara A.	Rpt	DPW/AdminServ/Contracting 2000 14 th St,NW6thFl 20009
Buckbee, Sarah A.	New	Office of Compliance 110 2 nd St,SE#LA200 20540

Burgess, Cedric A.	New	Green Door 1221 Taylor St,NW 20011
Butler, Karen L.	New	Kelley Drye & Warren 1200 19 th St,NW#500 20036
Combs, Brian	Rpt	U P S Store 5505 Conn Ave,NW 20015
Curtin, John M.	New	Dupont Circle Phys Group 1737 20 th St,NW 20009
Davis, Byron	New	Wachovia Bank 2119 Bladensburg Rd,NE20018
Davis, Renee A.	Rpt	U S Conference/Cath Bisp 3211 4 th St,NE5thFl 20017
Delfin, Mila A.	New	Hamilton Crowne Plaza 14 th & K Sts,NW 20005
DiBari, Marjorie V.	Rpt	U S Tax Court 400 2 nd St,NW#145 20217
Duckett, Frances D.	New	I R Federal Credit Union 1111Const Ave,NW#1716 20224
Epps, Shirley F.	Rpt	1327 Emerson St,NW#203 20011
Faria, Pamela F.	New	Trinity College 125 Michigan Ave,NE 20017
Frazier, Caroline E.	Rpt	Gilbert Heintz Randolph 1100 N Y Ave,NW#700 20005
Gerver, Amy Susan	Rpt	Latham & Watkins 555 11 th St,NW#1000 20004
Gibson, Russell N.	New	Omni Land Settlement Corp 714 Rittenhouse St,NW 20011

Grier, Victoria M.	New	Battle & Associates 119 Raleigh St,NW 20032
Griggs, Grant W.	New	Omni Land Settlement Corp 714 Rittenhouse St,NW 20011
Guyton, Sandra	New	General Services Admin 301 7 th St,SW 20407
Hackley-Rusnak, Joyce	Rpt	D.C. Personnel 2000 14 th St,NW4thFl 20009
Haupt, Eve C.	New	Ross Dixon Bell 2001 K St,NW 20006
Hearn, Christine	New	Ballard Spahr et al 601 13 th St,NW#1000S 20005
Hennigan, Mary P.	New	D I A /Bldg 6000 DAL-ID Bolling AFB 20340
Higgins, Dawn J.	Rpt	Economists Inc 1200 N H Ave,NW#400 20036
Hilliard, Shirley V.	Rpt	D H C D 801 N C St,NE 20002
Holden, Tracy A.	Rpt	PorterWrightMorrisArthur 1919 Pa Ave,NW#500 20006
Huff, Tyrene L.	Rpt	Wash Gas Light Company 101 Const Ave,NW 20080
Ingram, Pamela D.	Rpt	BrickfieldBurchetteRitts 1025 ThJeff St,NW 20007
Irwin, Sandra P.	Rpt	Finkelstein Thompson... 1050 30 th St,NW 20007
Jefferson, Antonette	New	David E. Fox & Associates 1325 18 th St,NW#103 20036

Johnson, Arlene	Rpt	ARC of D C 817 Varnum St, NE#229 20017
Johnson, Paula A.	New	G W Univ/Law School 2000 H St, NW 20052
Johnson, Rique	New	D H Lloyd & Associates 1625 K St, NW#400 20006
Jones, Gina Maria	New	Sullivan & Cromwell 1701 Pa Ave, NW 20006
Jordan, Gloria Barbara	New	4700 9 th St, NW 20011
Kressley, Luz M.	New	I R Federal Credit Union 1111 Const Ave, NW#1716 20224
Krupka, Susan	New	Educational Testing Serv 1800 K St, NW#900 20006
Lassiter, Ivery	New	5121 4 th St, NE#305 20011
Layne, J. Eve	New	Inst/Scrap Recycling Ind 1325 G St, NW#1000 20005
Lee, Gina	Rpt	Cole Raywid Braverman 1919 Pa Ave, NW#200 20006
Lett, Rosie M.	Rpt	Swank Audio Visuals 480 L'Enft Plz, SW 20024
Lussier, Lisa M.	New	Bank Fund Staff F C U 1818 H St, NW 20433
McKinnon, Marilyn D.	Rpt	CitiGroup 1101 Pa Ave, NW#1050 20004
MacIntyre, Scott S.	New	Bank of America 1801 K St, NW 20006

March, Natalie D.	New	Baach Robinson Lewis 1201 F St,NW#500 20004
Mathis, Tameka	New	Systems Design 1420 9 th St,NW 20001
Mayo, Laura	New	Chevy Chase Bank 701 Pa Ave,NW 20004
Meals, Torian	New	The KDW Group 1200 19 th St,NW#500 20036
Melton, Donna T.	Rpt	U S D A 1400Indep Ave,SW#1633 20250
Menshutkina, Elena N.	New	Freedom House 1319 18 th St,NW 20036
Merchant, Shelley	Rpt	Wash Convention Center 801 Mt Vernon Pl,NW 20001
Miller, Angela	Rpt	N A S D 1735 K St,NW 20006
Minus, Reginald C.	Rpt	Minus & Associates 6230 3 rd St,NW#15 20011
Mitchell, Jeanette	New	825 Kentucky Ave,SE 20003
Mitchell, Sally T.	Rpt	First Union Bank 3200 Pa Ave,SE 20020
Murphy, Darlene J.	New	Washington Post 1150 15 th St,NW 20071
Norman, Antarney C.	New	Lotstein Buckman 5185 MacA Blvd,NW 20016
Oo, Min Min	New	Wright & Talisman 1200 G St,NW 20005

Parkinson, Josephine R.	New	Lockheed Martin 300 M St, SE#700 20003
Patterson, Amy	New	A A F A 1233 20 th St, NW#402 20036
Petit, Patrick J.	Rpt	Cath Univ/Law Library 3600 JmcCormackRd, NE 20064
Phipps, India K.	New	EG&G Technical Services 300 M St, SE#400 20003
Pieper, Donna C.	Rpt	Venable LLP 575 7 th St, NW 20004
Powers, Emma L.	New	Child & Family Services 400 6 th St, SW 20025
Pulley, Ronald	New	Congressional F C U LHOB #B203 20026
Recabo, Grace L.	Rpt	Goodwin Procter 1717 Pa Ave, NW#500 20006
Reyes, Pilar Riera	Rpt	Clifford Chance US LLP 2001 K St, NW 20006
Rickett, Sandra	New	810 Quintana Pl, NW 20011
Roberts, Patricia	New	Wachovia Bank 5005 N H Ave, NW 20011
Ryan, Barbara	Rpt	Robert Ades & Associates 1140 Conn Ave, NW#1100 20036
Sadr, Shahla	New	State Dept F C U 2201 C St, NW#B641 20520
Saghy, Carmen	Rpt	O A S 1889 F St, NW#788C 20006

Salgueiro, Silvia	New	Wachovia Bank 3700 Calvert St,NW 20007
Saxton, Staci E.	New	Family Research Council 801 G St,NW 20001
Scott, Randolph	New	SunTrust Bank 6422 Ga Ave,NW 20012
Shapiro, Jane B.	Rpt	Miller & Chevalier 655 15 th St,NW#900 20005
Steinaker-Grimm, MaryAnn	New	Law Office/Mark J.Shmueli 6856EasternAve,NW#306 20012
Stephens, Sharon D.	New	Kaiser Permanente 1011 N Cap St,NE 20002
Thomas, Dorothy M.	New	2827 Newton St,NE 20018
Thomas, Jacqueline	New	Crowell & Moring 1001 Pa Ave,NW 20004
Thomas, Ray S.	New	Wachovia Bank 1100 Conn Ave,NW 20036
Tolbert-Hawkins, Tess	New	Mercantile Bank & Trust 1629 K St,NW 20006
Toscano, Nicholas E.	New	Omni Land Settlement Corp 714 Rittenhouse St,NW 20011
Turman, Joan	New	DOJ/Civil Div/Comm Litiga 1100 L St,NW 20005
Von Diezelski, Antonia	New	Bruce Klores & Associates 915 15 th St,NW#300 20005
Wallace, Maria	Rpt	W M A T A 600 5 TH St,NW#8F-04 20001

Warner, Jennifer	Rpt	Edmund J. Flynn Company 5100 Wis Ave, NW#514 20016
Williams, Harry	New	Points of Light 1400 I St, NW#800 20005
Wise, Helena S.	Rpt	Barnes & Thornburg 750 17 th St, NW#900 20006
Zavos, Michele A.	Rpt	1604 Newton St, NE 20018

**GOVERNMENT OF THE DISTRICT OF COLUMBIA
BOARD OF ZONING ADJUSTMENT**

Application No. 17145 of the Government of the District of Columbia (Washington Convention Center Authority), pursuant to 11 DCMR § 3103.2, for a variance to allow a temporary all-day commuter parking facility at the site of the former convention center under subsection 1702.7(c), in the DD/C-3-C District at premises 900 9th Street, N.W. (Squares 344, 373 and 374, All lots).

HEARING DATE: April 13, 2004

DECISION DATE: June 8, 2004

SUMMARY ORDER

Self-Certification

The zoning relief requested in this case was self certified, pursuant to 11 DCMR § 3113.2.

The Application

This application was submitted by the Government of the District of Columbia and Washington Convention Center Authority (an independent agency thereof), owner and operator of the former Washington Convention Center site (the site). The Applicant proposes to demolish the former Convention Center building and redevelop the site, using it on an interim basis for short term parking, all-day commuter parking, tour bus parking, park use, and public events. This application concerns only the all-day commuter parking which, under § 1702.7(c) of the Zoning Regulations, requires Board approval as a variance.¹

Notice of Public Hearing

The Board provided proper and timely notice of public hearing on this application, by publication in the D.C. Register, and by mail to Advisory Neighborhood Commission (ANC) 2F, the Office of Planning (OP) and to owners of property within 200 feet of the site. The Applicant posted placards at the property regarding the application and public hearing and submitted an affidavit to the Board to this effect.

¹ Short term parking is permitted as-of-right where the spaces are leased to merchants or park-and-shop organizations (see, § 1702.7(a)). However, the site is several blocks from the closest retail stores and outside the range for park-and-shop organizations. Thus, only a portion of the site may lawfully be used for short term parking.

ANC 2E The site of the application is located within the jurisdiction of ANC 2F, which is automatically a party to this application, but did not appear at the hearing. The ANC submitted a report in support of the application, containing several suggested conditions.² Because the ANC report was submitted after the public hearing, the Board voted to waive the time limitation to admit it into the record (Exhibit 42).

Requests for Party Status There were no requests for party status.

Persons in Support/Opposition The Board received letters in support and in opposition to the application. The Board also heard testimony from individuals who advocated that the site should be used on an interim basis as a shelter for the homeless.

Government Reports

OP Report The OP submitted a report recommending approval of the application subject to conditions (Exhibit 26).

Department of Transportation (DDOT) Report DDOT submitted an initial report (Exhibit 28) and supplemental report (Exhibit 41). Both reports recommended approval to use the site for short term automobile parking and tour bus parking, but not all day commuter parking.

DECISION

As directed by 11 DCMR § 3119.2, the Board required the applicant to satisfy the burden of proving the elements that are necessary to establish the case for a variance pursuant to 11 DCMR §§ 3103.2.

Based upon the record before the Board and having given great weight to the OP and ANC reports filed in this case, the Board concludes that the applicant has met the burden of proving under 11 DCMR §§ 3103.2 and 1702.7(c), that there exists an exceptional or extraordinary situation or condition related to the property that creates a practical difficulty or undue hardship for the owner in complying with the Zoning Regulations, and that the relief can be granted without substantial detriment to the public good and without substantially impairing the intent, purpose, and integrity of the zone plan as embodied in the Zoning Regulations and Map.

² Certain of those conditions are incorporated in this Order.

Pursuant to 11 DCMR § 3101.6, the Board has determined to waive the requirement of 11 DCMR § 3125.3, that the order of the Board be accompanied by findings of fact and conclusions of law. The waiver will not prejudice the rights of any party, and is not prohibited by law. It is therefore **ORDERED** that this application be **GRANTED** subject to the following **CONDITIONS**:

1. Approval shall be for a period of **SIX (6) YEARS**.
2. Mandatory cleanup shall commence immediately after the conclusion of any and all events held at the site.
3. The site shall be equipped with adequate illumination.
4. The Applicant shall ensure that the organization selected to program special events on the old convention center site shall provide advance notice to ANC 2F of any proposed special event at the site. The notice from the event organizer shall be given to ANC 2F in sufficient time to: (1) allow ANC 2F to comment and make recommendations to minimize any adverse impacts of the event on ANC 2F; and (2) allow the event organizer to act upon ANC 2F's comment and concerns, if any, in the planning of the event.

VOTE: 4-0-1 (Curtis L. Etherly, Jr., Ruthanne G. Miller, Geoffrey H. Griffis (by absentee vote), Anthony J. Hood (by absentee vote) to approve, and John A. Mann, II abstaining)

BY ORDER OF THE D.C. BOARD OF ZONING ADJUSTMENT

Each concurring Board member has approved the issuance of this order.

FINAL DATE OF ORDER: JUN 21 2004

PURSUANT TO 11 DCMR § 3125.6, THIS ORDER WILL BECOME FINAL UPON ITS FILING IN THE RECORD AND SERVICE UPON THE PARTIES. UNDER 11 DCMR § 3125.9, THIS ORDER WILL BECOME EFFECTIVE TEN DAYS AFTER IT BECOMES FINAL.

PURSUANT TO 11 DCMR § 3130, THIS ORDER SHALL NOT BE VALID FOR MORE THAN TWO YEARS AFTER IT BECOMES EFFECTIVE UNLESS, WITHIN SUCH TWO-YEAR PERIOD, THE APPLICANT FILES PLANS FOR THE PROPOSED STRUCTURE WITH THE DEPARTMENT OF CONSUMER AND REGULATORY AFFAIRS FOR THE PURPOSES OF SECURING A BUILDING PERMIT.

BZA APPLICATION NO. 17145

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PURSUANT TO 11 DCMR § 3205, FAILURE TO ABIDE BY THE CONDITIONS IN THIS ORDER, IN WHOLE OR IN PART, SHALL BE GROUNDS FOR THE REVOCATION OF ANY BUILDING PERMIT OR CERTIFICATE OF OCCUPANCY ISSUED PURSUANT TO THIS ORDER.

PURSUANT TO 11 DCMR § 3125 APPROVAL OF AN APPLICATION SHALL INCLUDE APPROVAL OF THE PLANS SUBMITTED WITH THE APPLICATION FOR THE CONSTRUCTION OF A BUILDING OR STRUCTURE (OR ADDITION THERETO) OR THE RENOVATION OR ALTERATION OF AN EXISTING BUILDING OR STRUCTURE, UNLESS THE BOARD ORDERS OTHERWISE. AN APPLICANT SHALL CARRY OUT THE CONSTRUCTION, RENOVATION, OR ALTERATION ONLY IN ACCORDANCE WITH THE PLANS APPROVED BY THE BOARD.

THE APPLICANT IS REQUIRED TO COMPLY FULLY WITH THE PROVISIONS OF THE HUMAN RIGHTS ACT OF 1977, D.C. LAW 2-38, AS AMENDED, AND THIS ORDER IS CONDITIONED UPON FULL COMPLIANCE WITH THOSE PROVISIONS. IN ACCORDANCE WITH THE D.C. HUMAN RIGHTS ACT OF 1977, AS AMENDED, D.C. OFFICIAL CODE § 2-1401.01 ET SEQ., (ACT) THE DISTRICT OF COLUMBIA DOES NOT DISCRIMINATE ON THE BASIS OF ACTUAL OR PERCEIVED: RACE, COLOR, RELIGION, NATIONAL ORIGIN, SEX, AGE, MARITAL STATUS, PERSONAL APPEARANCE, SEXUAL ORIENTATION, FAMILIAL STATUS, FAMILY RESPONSIBILITIES, MATRICULATION, POLITICAL AFFILIATION, DISABILITY, SOURCE OF INCOME, OR PLACE OF RESIDENCE OR BUSINESS. SEXUAL HARASSMENT IS A FORM OF SEX DISCRIMINATION WHICH IS ALSO PROHIBITED BY THE ACT. IN ADDITION, HARASSMENT BASED ON ANY OF THE ABOVE PROTECTED CATEGORIES IS ALSO PROHIBITED BY THE ACT. DISCRIMINATION IN VIOLATION OF THE ACT WILL NOT BE TOLERATED. VIOLATORS WILL BE SUBJECT TO DISCIPLINARY ACTION. THE FAILURE OR REFUSAL OF THE APPLICANT TO COMPLY SHALL FURNISH GROUNDS FOR THE DENIAL OR, IF ISSUED, REVOCATION OF ANY BUILDING PERMITS OR CERTIFICATES OF OCCUPANCY ISSUED PURSUANT TO THIS ORDER. SG/RSN

**GOVERNMENT OF THE DISTRICT OF COLUMBIA
BOARD OF ZONING ADJUSTMENT**

Application No. 17165 of Public Storage, Inc., pursuant to 11 DCMR § 3103.2, for a variance from the off-street parking requirements under subsection 2101.1, and a variance from the loading requirements under subsection 2201.1, to permit the development of a three story self-storage facility in the C-M-1 District at premises 1600-18 Bladensburg Road, N.E. (Square 4273, Lots 3 and 4).

HEARING DATE: June 8, 2004
DECISION DATE: June 22, 2004

SUMMARY ORDER

SELF-CERTIFIED

The zoning relief requested in this case was self certified, pursuant to 11 DCMR § 3113.2.

The Board provided proper and timely notice of public hearing on this application, by publication in the D.C. Register, and by mail to Advisory Neighborhood Commission (ANC) 5B, the Office of Planning (OP) and to owners of property within 200 feet of the site. The site of the application is located within the jurisdiction of ANC 5B. The ANC 5B single member district representative submitted a letter in support of the application. The OP submitted a report recommending approval of the application.

As directed by 11 DCMR § 3119.2, the Board required the applicant to satisfy the burden of proving the elements that are necessary to establish the case for a variance pursuant to 11 DCMR §§ 3103.2, 2101.1 and 2201.1. No parties appeared at the public hearing in opposition to the application. Accordingly, a decision by the Board to grant this application would not be adverse to any party.

Based upon the record before the Board and having given great weight to the OP report filed in this case, the Board concludes that the applicant has met the burden of proving under 11 DCMR §§ 3103.2, 2101.1 and 2201.1, that there exists an exceptional or extraordinary situation or condition related to the property that creates a practical difficulty for the owner in complying with the Zoning Regulations, and that the relief can be granted without substantial detriment to the public good and without substantially impairing the intent, purpose, and integrity of the zone plan as embodied in the Zoning Regulations and Map.

BZA APPLICATION NO. 17165

PAGE NO. 2

Pursuant to 11 DCMR § 3101.6, the Board has determined to waive the requirement of 11 DCMR § 3125.3, that the order of the Board be accompanied by findings of fact and conclusions of law. The waiver will not prejudice the rights of any party, and is not prohibited by law. It is therefore **ORDERED** that this application be **GRANTED** with the following **CONDITION**:

1. There shall be no more than one sign on the east elevation of the building and no more than one sign on the south elevation of the building. These two signs shall be above the entrance at the southeast corner of the building, at the top of the first floor level, as shown on Sheet A-5 (Exhibit No. 31 of the Record).

VOTE: 4-0-1 (John G. Parsons, Ruthanne G. Miller, John A. Mann, II, and Curtis L. Etherly, Jr. to approve, Geoffrey H. Griffis not voting, not having heard the case).

BY ORDER OF THE D.C. BOARD OF ZONING ADJUSTMENT

Each concurring Board member has approved the issuance of this order.

FINAL DATE OF ORDER: JUN 23 2004

PURSUANT TO 11 DCMR § 3125.6, THIS ORDER WILL BECOME FINAL UPON ITS FILING IN THE RECORD AND SERVICE UPON THE PARTIES. UNDER 11 DCMR § 3125.9, THIS ORDER WILL BECOME EFFECTIVE TEN DAYS AFTER IT BECOMES FINAL.

PURSUANT TO 11 DCMR § 3130, THIS ORDER SHALL NOT BE VALID FOR MORE THAN TWO YEARS AFTER IT BECOMES EFFECTIVE UNLESS, WITHIN SUCH TWO-YEAR PERIOD, THE APPLICANT FILES PLANS FOR THE PROPOSED STRUCTURE WITH THE DEPARTMENT OF CONSUMER AND REGULATORY AFFAIRS FOR THE PURPOSES OF SECURING A BUILDING PERMIT.

PURSUANT TO 11 DCMR § 3125 APPROVAL OF AN APPLICATION SHALL INCLUDE APPROVAL OF THE PLANS SUBMITTED WITH THE APPLICATION FOR THE CONSTRUCTION OF A BUILDING OR STRUCTURE (OR ADDITION THERETO) OR THE RENOVATION OR ALTERATION OF AN EXISTING BUILDING OR STRUCTURE, UNLESS THE BOARD ORDERS OTHERWISE. AN APPLICANT SHALL CARRY OUT THE CONSTRUCTION, RENOVATION, OR ALTERATION ONLY IN ACCORDANCE WITH THE PLANS APPROVED BY THE BOARD.

THE APPLICANT IS REQUIRED TO COMPLY FULLY WITH THE PROVISIONS OF THE HUMAN RIGHTS ACT OF 1977, D.C. LAW 2-38, AS AMENDED, AND THIS ORDER IS CONDITIONED UPON FULL COMPLIANCE WITH THOSE PROVISIONS. IN ACCORDANCE WITH THE D.C. HUMAN RIGHTS ACT OF 1977, AS AMENDED, D.C. OFFICIAL CODE § 2-1401.01 ET SEQ., (ACT) THE DISTRICT OF COLUMBIA DOES NOT DISCRIMINATE ON THE BASIS OF ACTUAL OR PERCEIVED: RACE, COLOR, RELIGION, NATIONAL ORIGIN, SEX, AGE, MARITAL STATUS, PERSONAL APPEARANCE, SEXUAL ORIENTATION, FAMILIAL STATUS, FAMILY RESPONSIBILITIES, MATRICULATION, POLITICAL AFFILIATION, DISABILITY, SOURCE OF INCOME, OR PLACE OF RESIDENCE OR BUSINESS. SEXUAL HARASSMENT IS A FORM OF SEX DISCRIMINATION WHICH IS ALSO PROHIBITED BY THE ACT. IN ADDITION, HARASSMENT BASED ON ANY OF THE ABOVE PROTECTED CATEGORIES IS ALSO PROHIBITED BY THE ACT. DISCRIMINATION IN VIOLATION OF THE ACT WILL NOT BE TOLERATED. VIOLATORS WILL BE SUBJECT TO DISCIPLINARY ACTION. THE FAILURE OR REFUSAL OF THE APPLICANT TO COMPLY SHALL FURNISH GROUNDS FOR THE DENIAL OR, IF ISSUED, REVOCATION OF ANY BUILDING PERMITS OR CERTIFICATES OF OCCUPANCY ISSUED PURSUANT TO THIS ORDER. RSN

**GOVERNMENT OF THE DISTRICT OF COLUMBIA
BOARD OF ZONING ADJUSTMENT**

Application No. 17167 of the Welch Family Limited Partnership Sixteen, on behalf of FCD-Development LLC, pursuant to 11 DCMR §§3104.1 and 3103.2, for a special exception from the roof structure requirements (§411), a special exception and variance to extend the DD/C-2-C zoning regulations by forty feet onto the portion of the premises zoned C-2-A (§2514.2), and for variances from the width of court requirements (§776), the building setback requirements (§1706.15), the lot occupancy requirements (§772.1), and the rear yard requirements (§774.1) to permit the development of an apartment house in the DD/C-2-C District at 910 M Street, NW (Square 369, Lots 834, 861, 862, 865, 866, 872, 873 and 876)

HEARING DATE: June 15, 2004
DECISION DATE: June 15, 2004 (Bench Decision)

SUMMARY ORDER

SELF-CERTIFIED

The zoning relief requested in this case was self-certified, pursuant to 11 DCMR § 3113.2.

The Board provided proper and timely notice of public hearing on this application by publication in the D.C. Register and by mail to the Applicant, Advisory Neighborhood Commission (ANC) 2C, and to owners of all property within 200 feet of the property that is the subject of this application. The application was also referred to the Office of Planning (OP). The OP submitted a report in support of the application. The subject property is located within the jurisdiction of ANC 2C. ANC 2C submitted a letter in support of the application.

As directed by 11 DCMR § 3119.2, the Board required the applicant to satisfy the burden of proving the elements that are necessary to establish the case for special exceptions pursuant to 11 DCMR §§ 3104.1, 2514.2, and 411, and variances under 11 DCMR § 3103.2 from the strict application of the requirements of §§ 2514.2, 1706.15, 776, 774, and 772. No party appeared at the public hearing in opposition to this application or otherwise requested to participate as a party in this proceeding. Accordingly, a decision by the Board to grant this application would not be adverse to any party.

The Board closed the record at the conclusion of the hearing. Based upon the record before the Board, and having given great weight to the Office of Planning

BZA APPLICATION NO. 17167

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and ANC reports filed in this case, the Board concludes that the applicant has met the burden of proof pursuant to 11 DCMR § 3104.1, for a special exception under §§ 2514.2, and 411, that the requested relief can be granted as in harmony with the general purpose and intent of the Zoning Regulations and Map and will not tend to affect adversely the use of neighboring property in accordance with the Zoning Regulations and Map.

The Board also concludes that the applicant has met its burden of proof under 11 DCMR §§ 3103.2 and §§ 2514.2, 1706.15, 776, 774, and 772, that there exists an exceptional or extraordinary situation or condition related to the property that creates a practical difficulty for the owner in complying with the Zoning Regulations, and that the requested relief can be granted without substantial detriment to the public good and without substantially impairing the intent, purpose, and integrity of the zone plan as embodied in the Zoning Regulations and Map. It is therefore **ORDERED** that the application is **GRANTED**.

Pursuant to 11 DCMR § 3101.6, the Board has determined to waive the requirement of 11 DCMR § 3125.3, that the order of the Board be accompanied by findings of fact and conclusions of law. The waiver will not prejudice the rights of any party, and is appropriate in this case.

VOTE: 4-0-1 (Curtis L. Etherly, Jr., John A. Mann II, Ruthanne G. Miller, and Gregory Jeffries to approve, Geoffrey H. Griffis not hearing the case, not voting).

BY ORDER OF THE D.C. BOARD OF ZONING ADJUSTMENT

Each concurring member has approved the issuance of this Order.

FINAL DATE OF ORDER: JUN 16 2004

PURSUANT TO 11 DCMR § 3125.6, THIS ORDER WILL BECOME FINAL UPON ITS FILING IN THE RECORD AND SERVICE UPON THE PARTIES. UNDER 11 DCMR § 3125.9, THIS ORDER WILL BECOME EFFECTIVE TEN DAYS AFTER IT BECOMES FINAL.

PURSUANT TO 11 DCMR § 3130, THIS ORDER SHALL NOT BE VALID FOR MORE THAN TWO YEARS AFTER IT BECOMES EFFECTIVE UNLESS, WITHIN SUCH TWO-YEAR PERIOD, THE APPLICANT FILES PLANS FOR THE PROPOSED STRUCTURE WITH THE DEPARTMENT OF CONSUMER AND REGULATORY AFFAIRS FOR THE PURPOSES OF SECURING A BUILDING PERMIT.

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PURSUANT TO 11 DCMR § 3125 APPROVAL OF AN APPLICATION SHALL INCLUDE APPROVAL OF THE PLANS SUBMITTED WITH THE APPLICATION FOR THE CONSTRUCTION OF A BUILDING OR STRUCTURE (OR ADDITION THERETO) OR THE RENOVATION OR ALTERATION OF AN EXISTING BUILDING OR STRUCTURE, UNLESS THE BOARD ORDERS OTHERWISE. AN APPLICANT SHALL CARRY OUT THE CONSTRUCTION, RENOVATION, OR ALTERATION ONLY IN ACCORDANCE WITH THE PLANS APPROVED BY THE BOARD.

THE APPLICANT IS REQUIRED TO COMPLY FULLY WITH THE PROVISIONS OF THE HUMAN RIGHTS ACT OF 1977, D.C. LAW 2-38, AS AMENDED, AND THIS ORDER IS CONDITIONED UPON FULL COMPLIANCE WITH THOSE PROVISIONS. IN ACCORDANCE WITH THE D.C. HUMAN RIGHTS ACT OF 1977, AS AMENDED, D.C. OFFICIAL CODE § 2-1401.01 ET SEQ., (ACT) THE DISTRICT OF COLUMBIA DOES NOT DISCRIMINATE ON THE BASIS OF ACTUAL OR PERCEIVED: RACE, COLOR, RELIGION, NATIONAL ORIGIN, SEX, AGE, MARITAL STATUS, PERSONAL APPEARANCE, SEXUAL ORIENTATION, FAMILIAL STATUS, FAMILY RESPONSIBILITIES, MATRICULATION, POLITICAL AFFILIATION, DISABILITY, SOURCE OF INCOME, OR PLACE OF RESIDENCE OR BUSINESS. SEXUAL HARASSMENT IS A FORM OF SEX DISCRIMINATION WHICH IS ALSO PROHIBITED BY THE ACT. IN ADDITION, HARASSMENT BASED ON ANY OF THE ABOVE PROTECTED CATEGORIES IS ALSO PROHIBITED BY THE ACT. DISCRIMINATION IN VIOLATION OF THE ACT WILL NOT BE TOLERATED. VIOLATORS WILL BE SUBJECT TO DISCIPLINARY ACTION. THE FAILURE OR REFUSAL OF THE APPLICANT TO COMPLY SHALL FURNISH GROUNDS FOR THE DENIAL OR, IF ISSUED, REVOCATION OF ANY BUILDING PERMITS OR CERTIFICATES OF OCCUPANCY ISSUED PURSUANT TO THIS ORDER. RSN

**GOVERNMENT OF THE DISTRICT OF COLUMBIA
BOARD OF ZONING ADJUSTMENT**

Application No. 17169 of Karen Epstein, pursuant to 11 DCMR § 3104.1, for a special exception to allow a one-car garage addition to an existing single-family detached dwelling under section 223, not meeting the side yard requirements (section 405), in the R-1-A District at premises 4470 Dexter Street, N.W. (Square 1341, Lot 45).

HEARING DATE: June 15, 2004
DECISION DATE: June 15, 2004 (Bench Decision)

SUMMARY ORDER

SELF-CERTIFIED

The zoning relief requested in this case was self-certified, pursuant to 11 DCMR § 3113.2.

The Board provided proper and timely notice of the public hearing on this application by publication in the D.C. Register, and by mail to Advisory Neighborhood Commission (ANC) 3D and to owners of property within 200 feet of the site. The site of this application is located within the jurisdiction of ANC 3D, which is automatically a party to this application. ANC 3D submitted a letter in support of the application. The Office of Planning (OP) submitted a report in support of the application.

As directed by 11 DCMR § 3119.2, the Board has required the Applicant to satisfy the burden of proving the elements that are necessary to establish the case pursuant to § 3104.1, for special exception under § 223. No parties appeared at the public hearing in opposition to this application or otherwise requested to participate as a party in this proceeding. Accordingly, as set forth in the provisions and conditions below, a decision by the Board to grant this application would not be adverse to any party.

Based upon the record before the Board and having given great weight to the OP and ANC reports the Board concludes that the Applicant has met the burden of proof, pursuant to 11 DCMR §§ 3104.1 and 223, that the requested relief can be granted, subject to the conditions set forth below, as being in harmony with the general purpose and intent of the Zoning Regulations and Map. The Board further concludes that granting the requested relief will not tend to affect adversely the use of neighboring property in accordance with the Zoning Regulations and Map.

BZA APPLICATION NO. 17169

PAGE NO. 2

Pursuant to 11 DCMR § 3101.6, the Board has determined to waive the requirement of 11 DCMR § 3125.3, that the order of the Board be accompanied by findings of fact and conclusions of law. It is therefore **ORDERED** that this application be **GRANTED**.

VOTE: **4-0-1** (Curtis L. Etherly, Jr., John A. Mann II, Ruthanne G. Miller, and Gregory Jeffries to approve, Geoffrey H. Griffis not present not voting)

BY ORDER OF THE D.C. BOARD OF ZONING ADJUSTMENT

Each concurring member approved the issuance of this order.

FINAL DATE OF ORDER: JUN 16 2004

UNDER 11 DCMR 3125.9, "NO DECISION OR ORDER OF THE BOARD SHALL TAKE EFFECT UNTIL TEN DAYS AFTER HAVING BECOME FINAL PURSUANT TO THE SUPPLEMENTAL RULES OF PRACTICE AND PROCEDURE FOR THE BOARD OF ZONING ADJUSTMENT."

PURSUANT TO 11 DCMR § 3130, THIS ORDER SHALL NOT BE VALID FOR MORE THAN TWO YEARS AFTER IT BECOMES EFFECTIVE UNLESS, WITHIN SUCH TWO-YEAR PERIOD, THE APPLICANT FILES PLANS FOR THE PROPOSED STRUCTURE WITH THE DEPARTMENT OF CONSUMER AND REGULATORY AFFAIRS FOR THE PURPOSES OF SECURING A BUILDING PERMIT.

PURSUANT TO 11 DCMR § 3125 APPROVAL OF AN APPLICATION SHALL INCLUDE APPROVAL OF THE PLANS SUBMITTED WITH THE APPLICATION FOR THE CONSTRUCTION OF A BUILDING OR STRUCTURE (OR ADDITION THERETO) OR THE RENOVATION OR ALTERATION OF AN EXISTING BUILDING OR STRUCTURE, UNLESS THE BOARD ORDERS OTHERWISE. AN APPLICANT SHALL CARRY OUT THE CONSTRUCTION, RENOVATION, OR ALTERATION ONLY IN ACCORDANCE WITH THE PLANS APPROVED BY THE BOARD.

THE APPLICANT IS REQUIRED TO COMPLY FULLY WITH THE PROVISIONS OF THE HUMAN RIGHTS ACT OF 1977, D.C. LAW 2-38, AS AMENDED, AND THIS ORDER IS CONDITIONED UPON FULL COMPLIANCE WITH THOSE PROVISIONS. IN ACCORDANCE WITH THE D.C. HUMAN RIGHTS ACT OF 1977, AS AMENDED, D.C. OFFICIAL CODE § 2-1401.01 ET SEQ., (ACT) THE DISTRICT OF COLUMBIA DOES NOT DISCRIMINATE ON THE BASIS OF ACTUAL OR PERCEIVED: RACE, COLOR, RELIGION, NATIONAL ORIGIN, SEX, AGE, MARITAL STATUS,

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PERSONAL APPEARANCE, SEXUAL ORIENTATION, FAMILIAL STATUS, FAMILY RESPONSIBILITIES, MATRICULATION, POLITICAL AFFILIATION, DISABILITY, SOURCE OF INCOME, OR PLACE OF RESIDENCE OR BUSINESS. SEXUAL HARASSMENT IS A FORM OF SEX DISCRIMINATION WHICH IS ALSO PROHIBITED BY THE ACT. IN ADDITION, HARASSMENT BASED ON ANY OF THE ABOVE PROTECTED CATEGORIES IS ALSO PROHIBITED BY THE ACT. DISCRIMINATION IN VIOLATION OF THE ACT WILL NOT BE TOLERATED. VIOLATORS WILL BE SUBJECT TO DISCIPLINARY ACTION. THE FAILURE OR REFUSAL OF THE APPLICANT TO COMPLY SHALL FURNISH GROUNDS FOR THE DENIAL OR, IF ISSUED, REVOCATION OF ANY BUILDING PERMITS OR CERTIFICATES OF OCCUPANCY ISSUED PURSUANT TO THIS ORDER. RSN

**GOVERNMENT OF THE DISTRICT OF COLUMBIA
BOARD OF ZONING ADJUSTMENT**

Application No. 17171 of PNH 14th Street LLC and Baptist Senior Adult Ministries, pursuant to 11 DCMR § 3104.1, for a special exception to extend the C-4 zoning onto a portion of the split-zoned subject premises that is within the DD/R-5-E District under subsection 2514.2, to construct an apartment house at premises 1151-3 14th Street, N.W. (Square 247, Lots 870 and 874).

HEARING DATE: June 22, 2004
DECISION DATE: June 22, 2004 (Bench Decision)

SUMMARY ORDER

SELF-CERTIFIED

The zoning relief requested in this case was self-certified, pursuant to 11 DCMR § 3113.2.

The Board provided proper and timely notice of the public hearing on this application by publication in the D.C. Register, and by mail to Advisory Neighborhood Commission (ANC) 2F and to owners of property within 200 feet of the site. The site of this application is located within the jurisdiction of ANC 2F, which is automatically a party to this application. ANC 2F submitted a letter in support of the application. The Office of Planning (OP) submitted a report in support of the application.

As directed by 11 DCMR § 3119.2, the Board has required the Applicant to satisfy the burden of proving the elements that are necessary to establish the case pursuant to § 3104.1, for special exception under § 2514.2. No parties appeared at the public hearing in opposition to this application or otherwise requested to participate as a party in this proceeding. Accordingly, as set forth in the provisions and conditions below, a decision by the Board to grant this application would not be adverse to any party.

Based upon the record before the Board and having given great weight to the OP and ANC reports the Board concludes that the Applicant has met the burden of proof, pursuant to 11 DCMR §§ 3104.1 and 2514.2, that the requested relief can be granted, subject to the conditions set forth below, as being in harmony with the general purpose and intent of the Zoning Regulations and Map. The Board further concludes that granting the requested relief will not tend to affect adversely the use of neighboring property in accordance with the Zoning Regulations and Map.

BZA APPLICATION NO. 17171

PAGE NO. 2

Pursuant to 11 DCMR § 3101.6, the Board has determined to waive the requirement of 11 DCMR § 3125.3, that the order of the Board be accompanied by findings of fact and conclusions of law. It is therefore **ORDERED** that this application be **GRANTED**.

VOTE: 5-0-0

(Geoffrey H. Griffis, Anthony J. Hood, John A. Mann II, Curtis L. Etherly, Jr., and Ruthanne G. Miller to approve).

BY ORDER OF THE D.C. BOARD OF ZONING ADJUSTMENT

Each concurring member approved the issuance of this order.

FINAL DATE OF ORDER: JUN 23 2004

UNDER 11 DCMR 3125.9, "NO DECISION OR ORDER OF THE BOARD SHALL TAKE EFFECT UNTIL TEN DAYS AFTER HAVING BECOME FINAL PURSUANT TO THE SUPPLEMENTAL RULES OF PRACTICE AND PROCEDURE FOR THE BOARD OF ZONING ADJUSTMENT."

PURSUANT TO 11 DCMR § 3130, THIS ORDER SHALL NOT BE VALID FOR MORE THAN TWO YEARS AFTER IT BECOMES EFFECTIVE UNLESS, WITHIN SUCH TWO-YEAR PERIOD, THE APPLICANT FILES PLANS FOR THE PROPOSED STRUCTURE WITH THE DEPARTMENT OF CONSUMER AND REGULATORY AFFAIRS FOR THE PURPOSES OF SECURING A BUILDING PERMIT.

PURSUANT TO 11 DCMR § 3125 APPROVAL OF AN APPLICATION SHALL INCLUDE APPROVAL OF THE PLANS SUBMITTED WITH THE APPLICATION FOR THE CONSTRUCTION OF A BUILDING OR STRUCTURE (OR ADDITION THERETO) OR THE RENOVATION OR ALTERATION OF AN EXISTING BUILDING OR STRUCTURE, UNLESS THE BOARD ORDERS OTHERWISE. AN APPLICANT SHALL CARRY OUT THE CONSTRUCTION, RENOVATION, OR ALTERATION ONLY IN ACCORDANCE WITH THE PLANS APPROVED BY THE BOARD.

THE APPLICANT IS REQUIRED TO COMPLY FULLY WITH THE PROVISIONS OF THE HUMAN RIGHTS ACT OF 1977, D.C. LAW 2-38, AS AMENDED, AND THIS ORDER IS CONDITIONED UPON FULL COMPLIANCE WITH THOSE PROVISIONS. IN ACCORDANCE WITH THE D.C. HUMAN RIGHTS ACT OF 1977, AS AMENDED, D.C. OFFICIAL CODE § 2-1401.01 ET SEQ., (ACT) THE DISTRICT OF COLUMBIA DOES NOT DISCRIMINATE ON THE BASIS OF ACTUAL OR PERCEIVED: RACE,

BZA APPLICATION NO. 17171**PAGE NO. 3**

COLOR, RELIGION, NATIONAL ORIGIN, SEX, AGE, MARITAL STATUS, PERSONAL APPEARANCE, SEXUAL ORIENTATION, FAMILIAL STATUS, FAMILY RESPONSIBILITIES, MATRICULATION, POLITICAL AFFILIATION, DISABILITY, SOURCE OF INCOME, OR PLACE OF RESIDENCE OR BUSINESS. SEXUAL HARASSMENT IS A FORM OF SEX DISCRIMINATION WHICH IS ALSO PROHIBITED BY THE ACT. IN ADDITION, HARASSMENT BASED ON ANY OF THE ABOVE PROTECTED CATEGORIES IS ALSO PROHIBITED BY THE ACT. DISCRIMINATION IN VIOLATION OF THE ACT WILL NOT BE TOLERATED. VIOLATORS WILL BE SUBJECT TO DISCIPLINARY ACTION. THE FAILURE OR REFUSAL OF THE APPLICANT TO COMPLY SHALL FURNISH GROUNDS FOR THE DENIAL OR, IF ISSUED, REVOCATION OF ANY BUILDING PERMITS OR CERTIFICATES OF OCCUPANCY ISSUED PURSUANT TO THIS ORDER. RSN

**GOVERNMENT OF THE DISTRICT OF COLUMBIA
BOARD OF ZONING ADJUSTMENT**

Application No. 17173 of 2525 Minnesota Avenue LLC, pursuant to 11 DCMR § 3103.2, for a variance from the floor area ratio requirements under section 402, a variance from the lot occupancy requirements under section 403, a variance from the side yard requirements under section 405, and a variance from the location of parking spaces requirements under section 2116, and pursuant to 11 DCMR § 3104.1, a special exception to allow the construction of ten (10) new row dwellings under section 353, in the R-5-A District at premises 2525 Minnesota Avenue, S.E. (Square 5553, Lot 804).

Note: The Board amended the application at the public hearing to include variance relief from section 405.

HEARING DATE: June 22, 2004
DECISION DATE: June 22, 2004 (Bench Decision)

SUMMARY ORDER

SELF-CERTIFIED

The zoning relief requested in this case was self-certified, pursuant to 11 DCMR § 3113.2.

The Board provided proper and timely notice of public hearing on this application by publication in the D.C. Register and by mail to the Applicant, Advisory Neighborhood Commission (ANC) 7A, and to owners of all property within 200 feet of the property that is the subject of this application. The application was also referred to the Office of Planning (OP). The OP submitted a report in support of the application. The subject property is located within the jurisdiction of ANC 7A. A representative of ANC 7A testified in support of the application at the public hearing.

As directed by 11 DCMR § 3119.2, the Board required the applicant to satisfy the burden of proving the elements that are necessary to establish the case for special exceptions pursuant to 11 DCMR §§ 3104.1 and 353, and variances under 11 DCMR § 3103.2 from the strict application of the requirements of §§ 402, 403, 405 and 2116. No party appeared at the public hearing in opposition to this application or otherwise requested to participate as a party in this proceeding. Accordingly, a decision by the Board to grant this application would not be adverse to any party.

The Board closed the record at the conclusion of the hearing. Based upon the record before the Board, and having given great weight to the Office of Planning report filed in this case, the Board concludes that the applicant has met the burden of proof pursuant to 11 DCMR § 3104.1, for a special exception under § 353, that the requested relief can be granted as in harmony with the general purpose and intent of the Zoning Regulations and Map and will not tend to affect adversely the use of neighboring property in accordance with the Zoning Regulations and Map.

The Board also concludes that the applicant has met its burden of proof under 11 DCMR §§ 3103.2 and §§ 402, 403, 405 and 2116, that there exists an exceptional or extraordinary situation or condition related to the property that creates a practical difficulty for the owner in complying with the Zoning Regulations, and that the requested relief can be granted without substantial detriment to the public good and without substantially impairing the intent, purpose, and integrity of the zone plan as embodied in the Zoning Regulations and Map. It is therefore **ORDERED** that the application is **GRANTED**.

Pursuant to 11 DCMR § 3101.6, the Board has determined to waive the requirement of 11 DCMR § 3125.3, that the order of the Board be accompanied by findings of fact and conclusions of law. The waiver will not prejudice the rights of any party, and is appropriate in this case.

VOTE: 5-0-0 (Geoffrey H. Griffis, Curtis L. Etherly, Jr., John A. Mann II, Ruthanne G. Miller, and Anthony J. Hood to approve).

BY ORDER OF THE D.C. BOARD OF ZONING ADJUSTMENT

Each concurring member has approved the issuance of this Order.

FINAL DATE OF ORDER: JUN 23 2004

PURSUANT TO 11 DCMR § 3125.6, THIS ORDER WILL BECOME FINAL UPON ITS FILING IN THE RECORD AND SERVICE UPON THE PARTIES. UNDER 11 DCMR § 3125.9, THIS ORDER WILL BECOME EFFECTIVE TEN DAYS AFTER IT BECOMES FINAL.

PURSUANT TO 11 DCMR § 3130, THIS ORDER SHALL NOT BE VALID FOR MORE THAN TWO YEARS AFTER IT BECOMES EFFECTIVE UNLESS, WITHIN SUCH TWO-YEAR PERIOD, THE APPLICANT FILES PLANS FOR THE PROPOSED STRUCTURE WITH THE DEPARTMENT OF CONSUMER AND REGULATORY AFFAIRS FOR THE PURPOSES OF SECURING A BUILDING PERMIT.

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