District of Columbia Government
Advisory Neighborhood Commission 6A
Box 75115
Washington, DC 20013

September 24, 2004

Board of Zoning Adjustment
441 4th St, NW, Suite 210
Washington, DC 20001

Re: Additional materials for BZA Case 17214

Dear Board Members,

Please accept the following materials as part of the record for ANC 6A's appeal from the administrative decision of the Zoning Administrator (BZA 17214):

1. A diagram of the floor plan of the Blimpie/Noble Roman Pizza at the subject address. This diagram demonstrates that the floor space allocated and used for customer queuing for self-service for carry out and on-premises consumption is greater than 10 percent of the total floor space on any one floor that is accessible to the public.

2. A letter from the Zoning Administrator to ANC 6C dated July 22, 2004 stating that Blimpie and Noble Roman's Pizza operate independently and both require a certificate of occupancy (CO). (It is not clear from the letter whether Noble Roman's has a valid CO. If a separate CO has been issued to Noble Roman's, this separate administrative decision of the Zoning Administrator is subject, at a minimum, to the same problems identified in this appeal and should also be considered by BZA as part of this appeal.) The letter indicates that the CO for Blimpie was issued before the Zoning Administrator had received the "Eating Establishment Affidavit" necessary to determine whether the establishment is a restaurant or a fast-food restaurant.

3. An email response from the Zoning Administrator dated September 17, 2004 responding to a request for an update on the status of the completion and review of the "Eating Establishment Affidavits" for Blimpie and Noble Roman's Pizza. This email indicates that the CO for Blimpie was issued before any inspection of the customer queing area was provided by the applicant or conducted by DCRA.

4. Menus for Blimpie and Noble Roman's Pizza. Based on dining experiences on September 21 and 22, 2004, the establishment primarily serves its food and beverages in disposable containers and provides disposable tableware.

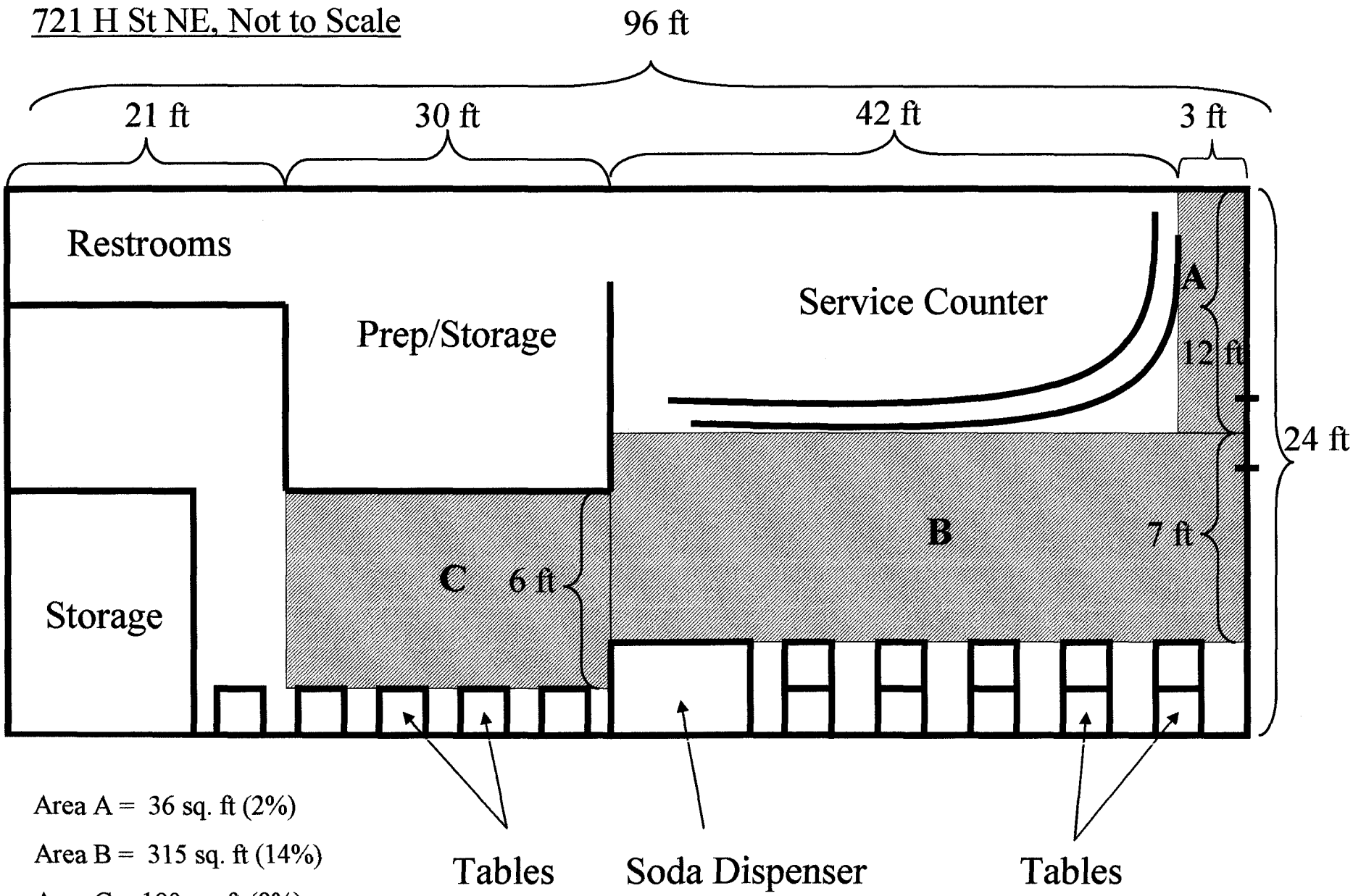
Sincerely,

Cody Rice

Cody Rice
Advisory Neighborhood Commissioner (6A03)

BZA
Case No. 17214
Exhibit No. 19

Board of Zoning Adjustment
District of Columbia
CASE NO. 17214
EXHIBIT NO. 19


721 H St NE, Not to Scale
96 ft
21 ft
30 ft
42 ft
3 ft
Restrooms
Prep/Storage
Service Counter
A
12 ft
24 ft
B
7 ft
C
6 ft
Storage
Tables
Soda Dispenser
Tables
Area A = 36 sq. ft (2%)
Area B = 315 sq. ft (14%)
Area C = 180 sq. ft (8%)
Total Area = 2,304 sq. ft

GOVERNMENT OF THE DISTRICT OF COLUMBIA
DEPARTMENT OF CONSUMER AND REGULATORY AFFAIRS



Building and Land Regulation Administration
Office of the Administrator

July 22, 2004

Advisory Neighborhood Commission 6C
P. O. Box 77876
Washington, DC 20013-7787
Attn: Robert Hall, Jr. Chairman

Re: Certificate of Occupancy for 721 H Street, NE

Dear Commissioner Hall:

This letter responds to your July 6, 2004 letter concerning the issuance of a certificate of occupancy for the captioned premises to operate as a "deli/restaurant"

An inspector from this agency inspected 721 H Street, NE on July 16, 2004. The investigation determined that there are two businesses operating independently at the location. The businesses are Blimpies and Noble Roman Pizza. The owner of the Blimpies has a certificate of occupancy (#76349) issued May 19, 2004 for the operation of a deli/restaurant seating 30 people.

An Eating Establishment Affidavit was delivered to both establishments occupying the premises for completion and certification by the business owners. The affidavits are to be returned to our offices on Friday, July 23. After review, a determination will be made on the legitimacy of the issued certificates of occupancy.

Thank you for bringing this situation to our attention, and please call our offices at 442-4567 if you have any additional questions or concerns regarding this issue.

Sincerely,

Denzil L. Noble
Acting Zoning Administrator

IQ#186636 hall

YAHOO! Mail

Print - Close Window

From: "Reeves, Edward (DCRA)" <Edward.Reeves@dc.gov>

To: "'Cody Rice'" <rice_cody@yahoo.com>

CC: "Concerns, Dcra (DCRA)" <Dcra.Concerns@dc.gov>, "Thigpen, Sarah (DCRA)" <Sarah.Thigpen@dc.gov>, "Alston, Joyce (DCRA)" <Joyce.Alston@dc.gov>, "McCarley, Joseph (DCRA)" <Joseph.McCarley@dc.gov>, "Ogunneye, Faye (DCRA)" <Faye.Ogunneye@dc.gov>

Subject: 721 H St NE Affidavits

Date: Fri, 17 Sep 2004 14:46:12 -0400

Good day Commissioner Rice: Our response to your inquiry is an attachment to this document. Please contact our offices at 442-4576 if you have additional questions or comments with regard to this matter

Edward Reeves for Denzil L. Noble, Acting Zoning Administrator

Attachment



721_H_St_NE_Affidavits.doc
.doc file

Good Afternoon Commissioner Rice:

Re: Status of Eating Establishment Affidavits for 721 H Street, NE

This electronic mail responds to your August 31, 2004 message to Concerns; DCRA regarding the status of the eating establishment affidavits at the above captioned property.

The applicant submitted an affidavit, as required. On the document, the applicant affirmed that the proposed uses as "Restaurant" and thus, is in compliance with the Zoning Regulations, however, the affidavit was inadvertently returned to the applicant and he has been advised to return it to this office. After receipt, we will be able to share a copy with you.

On Wednesday, September 15, 2004, a zoning inspection of the premises was conducted to verify the size of the queuing area. The existing queuing area is approximately 5% of the gross floor area, which validates the use of the premises as a restaurant, pursuant to DCMR Title 11, the DC Zoning Regulations.

Please contact Denzil Noble, Acting Zoning Administrator, or Faye Ogunneye, Chief of Zoning Review at 442-4576 if you should have any additional questions or concerns regarding this issue.

Menu

"I want my Blimpie"

777 H Street N.E.
On the corner of 8th & H Street
Washington, D.C. 20002
Phone: (202) 544-0007 Fax: (202) 544-1551

Cold Subs

	Regular	Giant
BLIMPIE® BEST® *ham, salami, cappacola, proscittutini & provolone*	$3.99	$6.19
Turkey	$3.99	$6.19
Roast Beef	$3.99	$6.19
Club *ham, turkey, cheese*	$3.99	$6.19
Ham & Cheese	$3.99	$6.19
Seafood	$3.99	$6.19
Tuna	$3.99	$6.19
Veggie Sub	$2.99	$5.19
Stack It! *with 50% More Meat & Cheese!*		
On Any Cold Sub - add	*$1.00*	*$2.00*

Grilled Subs

	Regular	Giant
Pastrami Special	$4.59	$6.79
Beef, Turkey & Cheddar	$4.59	$6.79
Reuben	$4.59	$6.79
Ultimate Club	$4.59	$6.79
Cuban	$4.59	$6.79
Buffalo Chicken	$4.59	$6.79

Hot Subs

	Regular	Giant
Steak & Onion Melt	$4.29	$6.49
VegiMax™, MexiMax™, ChikMax™	$4.29	$6.49
Meatball	$4.29	$6.49
BLT	$4.29	$6.49
Chicken (Grilled or Breaded)	$4.29	$6.49
Pastrami	$4.29	$6.49
BBQ Beef	$4.29	$6.49

Wraps

	Regular	Stacked
Zesty Italian	$4.59	$5.59
Southwestern	$4.59	$5.59
Chicken Caesar	$4.59	$5.59
Beef & Cheddar	$4.59	$5.59
Ultimate BLT	$4.59	$5.59
BBQ Wrap	$4.59	$5.59

Salads

Chef/Tuna/Turkey	$3.99
Chicken Caesar/Antipasto/Seafood	$3.99
Tossed Salad	$2.99

Combo Meals

	Regular	Giant
1. BLIMPIE® BEST®	$5.49	$7.69
2. Steak & Onion Melt	$5.79	$7.99
3. Turkey	$5.49	$7.69
4. Club *ham, turkey, cheese*	$5.49	$7.69
5. Chicken Caesar Wrap	$6.09	
6. Grilled *beef, turkey & cheddar*	$6.09	$8.29

Includes Your Choice Of
Chips or Deli Salad (Potato or Macaroni)
or Cookie & a 21 oz. Drink
Trade Chips for regular Boardwalk Fries
add 50¢ to your Combo Meal

Soups & Extras

Soup of the Day or Chili	8 oz. $1.49	12 oz. $1.99
Potato / Macaroni		.89¢
Potato Chips		69¢
Extra Cheese		30¢ / 60¢
Extra Bacon		.50¢ / $1.00
Cookies	each 69¢	3/$1.39 6/$2.69

Kid's Meal

Kid's Size Sub $3.99
Choose: Ham & Cheese, Tuna or Turkey
Includes: Chips, Drink & Cookie

Boardwalk Fries

Boardwalk Fries ..... Reg. $1.99 Med. $2.29 Lg. $3.99

Beverages

Fountain Drinks:
Sm. $1.19 Med. $1.39 Lg. $1.59
Bottled Juice ..... .99¢
Bottled Water ..... .99¢

Ask About Catering!

Call In Orders for Fast Pick Up!!

Noble Roman's®

THE BETTER PIZZA PEOPLE

7" INDIVIDUAL PIZZA

Cheese.....$3.29
Pepperoni or Sausage.....$3.49
The Wild Side Specialty Pizzas.....$3.79
Wild and out-of-the-ordinary specialty topped pizzas
The "Works".....$3.99
Includes pepperoni, sausage, mushroom, onion, green pepper, and bacon
Additional Toppings.....$0.50

14" LARGE PIZZA

Cheese.....$10.99
1-Topping.....$11.99
The Wild Side Specialty Pizzas.....$13.99
Wild and out-of-the-ordinary specialty topped pizzas
The "Works".....$14.99
Includes pepperoni, sausage, mushroom, onion, green pepper, and bacon
Additional Toppings.....$1.00

DEEP DISH SICILIAN PIZZA

Cheese.....$11.99
1-Topping.....$12.99
The Wild Side Specialty Pizzas.....$14.99
Wild and out-of-the-ordinary specialty topped pizzas
The "Works".....$15.99
Includes pepperoni, sausage, mushroom, onion, green pepper, and bacon
Additional Toppings.....$1.25

Topping Selection

Pepperoni • Sausage • Bacon • Ham • Onion • Mushroom
Canadian Bacon • Ground Beef • Green Pepper • Green Olive
Black Olive • Jalapeno Peppers • Pineapple

PIZZA STUFFER

Pepperoni and Sausage Stuffed Pizza Pocket

Stuffer.....$3.29

BREADSTICKS WITH SPICY CHEESE DIP

Tangy Tomato or Buttery Garlic may be substituted for Spicy Cheese Dip.

3 Breadsticks & Dip.....$1.99
Extra Dip.....$0.50

OVEN BAKED PASTA

Meaty Lasagna.....$4.99
Fettuccine Alfredo.....$4.99
Spaghetti with Meat Sauce.....$4.99

BUFFALO WINGS

Hot-N-Spicy and Bar-B-Que with Dipping Sauce

6 Wings.....$3.99
12 Wings.....$7.99
24 Wings.....$14.99
48 Wings.....$28.99

BREAKFAST ITEMS

Sausage Biscuit Sandwich.....$1.99
Sausage, Egg & Cheese Biscuit Sandwich.....$2.09
Bacon, Egg & Cheese Biscuit Sandwich.....$2.29
Pan One Omelet.....$2.59
Cinnamon Round.....$1.89
Biscuits & Gravy.....$2.59

VALUE MEALS

1. 7" Pepperoni or Sausage Pizza, Breadsticks a 22oz drink.....$5.29

2. 14" 1-Topping Pizza, 2 Orders of Breadsticks and Spicy Cheese Dip, plus a FREE 2-Liter.....$12.99

BEVERAGES

22oz. Drink.....$1.39
32oz. Drink.....$1.59
2-Liter (Carry-Out or Delivery Only).....$2.50

Noble Roman's Pizza Located With Blimpie®

Call for Delivery or Carry-Out 202-544-5252!

777 H Street NE • Washington, D.C. 20002

Prices subject to change without notice.

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