



District of Columbia Government
Advisory Neighborhood Commission 6A
Box 75115
Washington, DC 20013
RECEIVED
D.C. OFFICE OF ZONING

2006 NOV 27 PM 2:42
November 20, 2006

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

Attention: Richard Nero

RE: BZA Appeal No. 17533 - Request for Postponement of Hearing

Dear Board Members,

I am writing to request a postponement of the November 28, 2006 hearing for the BZA Appeal No. 17533. I request the hearing be rescheduled to the first available date in January, 2007.

As the representative for ANC 6A I have been unable to obtain all of the documents needed to prepare testimony for presentation to the BZA. Specifically, I do not have copies of the permit application or plans for the proposed construction at 1405 N. Carolina Ave NE. As you know, these documents are public information and should be freely available from the Department of Consumer and Regulatory Affairs records management office. I have made three requests to the DCRA for these documents. The latest request was made on June 12, 2006 by ANC 6A through a Freedom of Information Act (FOIA) request (see attached copy). To date, DCRA has not responded to this FOIA request.

Regards,

Nicholas Alberti
Advisory Neighborhood Commission 6A

Cc: Dr. Canavan, Director DCRA
Mr. Crews, Zoning Administrator (DCRA)

BOARD OF ZONING ADJUSTMENT
District of Columbia

CASE NO. 17533
EXHIBIT NO. 20

Board of Zoning Adjustment
District of Columbia
CASE NO. 17533
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District of Columbia Government
Advisory Neighborhood Commission 6A
Box 75115
Washington, DC 20013



June 12, 2006

Dr. Patrick J. Canavan, Director
Department of Consumer and Regulatory Affairs
941 North Capitol Street NE, Room 2200
Washington, DC 20002

Re: Freedom of Information Request regarding 1405 North Carolina Ave NE

Dear Dr. Canavan,

At our regularly scheduled public meeting on June 8, 2006, and with a quorum present, our Commission voted unanimously to submit a Freedom of Information Act (FOIA) for copies of all permits, plans and materials related to 1405 North Carolina Ave NE, Washington DC 20002. The Department of Consumer and Regulatory Affairs (DCRA) has not fulfilled repeated requests for this public information. As of June 8, 2006, the DCRA website shows that all Building Plan and Review disciplines have been approved on May 1, 2006 (tracking number 4442 E 6)

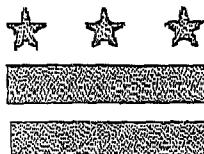
Beginning on May 8, 2006, Commissioner Alberti sent a series of e-mail requests to the Zoning Administrator and ANC Coordinator for copies of the application and permits. On May 15, 2006 and June 6, 2006, Commissioner Alberti made requests in person to the DCRA records management office to review the permits and plans. On both occasions, he spoke with Ms. Mabelle Wiggins who informed him that the permits and plans were unavailable. On June 9, 2006, the Zoning Administrator finally informed Commissioner Alberti by telephone that, despite his best efforts, the permits or plans can not be located.

We have concerns that the permits may have been issued in error. However, this is impossible to determine without the relevant documents. Failure to provide the permits and plans has prevented our Commission from fulfilling our obligations to our constituents. Specifically, the Commission will be unable to comply with the 60 day Board of Zoning Adjustment appeal requirement if DCRA is unable to produce these public documents. Accordingly, we request your personal assistance to satisfy this FOIA request by June 21, 2006.

On behalf of the Commission

Joseph Fengler
Chair, Advisory Neighborhood Commission 6A

Cc: Mayor Williams
Councilmember Graham
Councilmember Ambrose
Mr. Jackson, Deputy Mayor for Planning and Economic Development
Mr. Crews, Zoning Administrator
Ms. Britt, FOIA Officer



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441 4th St, NW, Suite 210
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Regards,

Nicholas Alberti
Advisory Neighborhood Commission 6A

Cc: Dr. Canavan, Director DCRA
Mr. Crews, Zoning Administrator (DCRA)

BOARD OF ZONING ADJUSTMENT
District of Columbia

CASE NO. 17533 FAX
20

EXHIBIT NO.



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



June 12, 2006

Dr. Patrick J. Canavan, Director
Department of Consumer and Regulatory Affairs
941 North Capitol Street NE, Room 2200
Washington, DC 2002

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We have concerns that the permits may have been issued in error. However, this is impossible to determine without the relevant documents. Failure to provide the permits and plans has prevented our Commission from fulfilling our obligations to our constituents. Specifically, the Commission will be unable to comply with the 60 day Board of Zoning Adjustment appeal requirement if DCRA is unable to produce these public documents. Accordingly, we request your personal assistance to satisfy this FOIA request by June 21, 2006.

On behalf of the Commission

Joseph Fengler
Chair, Advisory Neighborhood Commission 6A

Cc: Mayor Williams
Councilmember Graham
Councilmember Ambrose
Mr. Jackson, Deputy Mayor for Planning and Economic Development
Mr. Crews, Zoning Administrator
Ms. Britt, FOIA Officer

Fax Cover Sheet

to:	Richard Nero	From:	Nicholas Alberti
Fax:	202 727 6072	Pages:	3 (including this page)
Date:	11/20/06	Re: B2A Appeal # 17533	

Per our conversation

For Review

Please Comment

Please Reply

- Comments: