



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

BOARD OF ZONING ADJUSTMENT
District of Columbia

CASE NO. 17533
EXHIBIT NO. 6