



ADVISORY NEIGHBORHOOD COMMISSION 3E

TENLEYTOWN AMERICAN UNIVERSITY PARK FRIENDSHIP HEIGHTS
c/o Lisner Home 5425 Western Avenue, NW Washington, DC 20015

July 2, 2007

Chair Ruthanne G. Miller
Board of Zoning Adjustment
441 4th St., NW Suite 201 South
Washington, DC 20001

Re: Case No. 17631

Dear Chairman Miller:

Enclosed is a copy of the ANC 3E resolution, which was previously submitted, for insertion into the file for the hearing on July 10, Case No. 17631.

Thank you very much.

Carolyn Sherman
ANC3E-03
For ANC3E

DC OFFICE OF THE ATTORNEY GENERAL
JUL 11 2007 11:15 AM

BOARD OF ZONING ADJUSTMENT
District of Columbia

CASE NO. 17631

EXHIBIT NO. 19

Board of Zoning Adjustment
District of Columbia
CASE NO. 17631
EXHIBIT NO. 19



ADVISORY NEIGHBORHOOD COMMISSION 3E

TENLEYTOWN AMERICAN UNIVERSITY PARK

FRIENDSHIP HEIGHTS

c/o Lisner Home 5425 Western Avenue, NW Washington, DC 20015

ANC3E RESOLUTION APPEALING CONSTRUCTION PERMITS AT

4319-21 FESSENDEN STREET, N.W.

Whereas, The *Department of Consumer and Regulatory Affairs* (DCRA) on December 26, 2006 issued permits for construction at the following addresses on Fessenden Street, NW: 4319 (permit #101584), 4319 ½ (permit # 101585), 4321 (permit # 101587) and 4321 ½ (permit # 4321 ½ for “alteration and repair”); to owner Dunn, Whiskey, LLC;

Whereas, ANC 3E filed a notice of appeal with the *Board of Zoning Adjustment* (BZA) challenging the propriety of the construction permits. Specifically, ANC 3E seeks a determination as to whether the structures built on these lots comport with Matter-of-Right zoning.

THEREFORE BE IT RESOLVED THAT: ANC3E hereby requests that the BZA determine whether the construction at 4319, 4319 ½, 4321, and 4321 ½ comports with Matter-of-Right zoning for that site and that if it determines that the buildings do not, that it order the developer to appear before ANC 3E to request a special exception in accordance with proper procedures.

BE IT FURTHER RESOLVED THAT: Commissioner Carolyn Sherman may testify at the hearing on this appeal, but any such testimony will be on behalf of her Single Member District 3E03 and not on behalf of ANC 3E as a whole.

ANC 3E approved this resolution by a vote of 4-0 at a duly noted public meeting on June 14, 2007, with a quorum present. Commissioners present were Amy McVey, Anne Sullivan, Carolyn Sherman, and Lucy Eldridge..

Amy McVey, Chair ANC3E