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GOVERNMENT OF THE DISTRICT OF COLUMBIA
Board of Zoning Adjustment



April 6, 2009

Lucy Eldridge, Vice Chairperson
Advisory Neighborhood Commission 3E
c/o Lisner Home
5425 Western Avenue, N.W.
Washington, D.C. 20015

Re: BZA Appeal No. 17745 (4849 Wisconsin Avenue, N.W.) ANC 3E

Dear Ms. Eldridge:

The Office of Zoning received your letter (attached) dated April 6, 2009, withdrawing the above-cited appeal. Please be advised that pursuant to subsection 3113.10 of the Zoning Regulations your appeal is hereby **WITHDRAWN**. No further action will be taken on this appeal.

If you have any questions, please call Clifford Moy, Secretary to the BZA at (202) 727-6311.

SINCERELY,



RICHARD S. NERO, JR.
Acting Director, Office of Zoning

Attachment

cc: Jennifer Steingasser, Office of Planning
Chairperson, ANC 3E
Ward Three Councilmember Mary Cheh

BOARD OF ZONING ADJUSTMENT
District of Columbia

CASE NO. 17745
EXHIBIT NO. 22

441 4th Street, N.W., Suite 200/210-S, Washington, D.C. 20001

Telephone: (202) 727-6311

Facsimile: (202) 727-6072

E-Mail: dcosz@dc.gov

Web Site: www.dcoz.dc.gov

Board of Zoning Adjustment
District of Columbia
CASE NO. 17745
EXHIBIT NO. 22



ADVISORY NEIGHBORHOOD COMMISSION 3E

**TENLEYTOWN AMERICAN UNIVERSITY PARK
FRIENDSHIP HEIGHTS**

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

April 6, 2009

VIA FACSIMILE AND EMAIL

Ruthanne G. Miller, Chairperson
Board of Zoning Adjustment
441 Fourth Street, NW Suite 210 South
Washington, DC 20001
FAX: (202) 727-6072
EMAIL: dcoz@dc.gov

Re: BZA Appeal No. 17745
Voluntary Withdrawal

Dear Chairperson Miller and Members:

Please be advised that Appellant, Advisory Neighborhood Commission ("ANC") 3E, hereby withdraws its appeal in the above-captioned matter.

The Department of Consumer and Regulatory Affairs ("DCRA") building permit issued on August 23, 2007 that was the basis of the instant appeal has been superseded by the issuance of a new permit dated March 27, 2009, rendering the instant appeal moot. ANC 3E withdraws this appeal without prejudice to its right to appeal the March 2009 permit.

Thank you for your attention to this matter.

Sincerely,

Lucy Eldridge
ANC 3E04, Vice-chair

Cc: Kinley Bray, Arent Fox, LLP, *Attorney for Intervenor Commerce Bank*
Matthew LeGrant, Zoning Administrator
Doris Parker-Woolridge, *Counsel for Appellee*
Matthew Marcou, District of Columbia, Department of Transportation
Mathew J. Green, Jr., *Counsel for Appellee*

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