

Form 140  
(Revised 03/15/02)

Case No.

17747



## PARTY STATUS APPLICATION

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|                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                      |                                                                                 |                                              |                                                                     |
|------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|---------------------------------------------------------------------------------|----------------------------------------------|---------------------------------------------------------------------|
| Name:* Mary Grumbine and Jack Simmons                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                |                                                                                 |                                              |                                                                     |
| Address:* 3952 Garrison St., NW                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                      |                                                                                 | City:* Washington                            | State:* DC Zip:* 20016                                              |
| Phone:* (202)244-2670                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                |                                                                                 | Fax:                                         | Email:                                                              |
| I, hereby request to appear and participate as a party.                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                              |                                                                                 | Signature: <i>M. Grumbine / Jack Simmons</i> | Date:* 03/20/2008                                                   |
| Will you appear as a(n)                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                              | <input type="checkbox"/> Proponent <input checked="" type="checkbox"/> Opponent | Will you appear through legal counsel        | <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No |
| If yes, please enter the name and address of such legal counsel.                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                     |                                                                                 |                                              |                                                                     |
| Name:                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                |                                                                                 |                                              |                                                                     |
| Address:                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                             |                                                                                 | City:                                        | State: Zip:                                                         |
| Phone:                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                               |                                                                                 | Fax:                                         | Email:                                                              |
| Please answer all of the following questions referencing why the above person should be granted party status.<br>(If you require additional space, please attach an additional sheet.)                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                               |                                                                                 |                                              |                                                                     |
| 1). How will the property owned or occupied by such person, or in which the person has an interest be affected by the action requested of the Board?*                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                |                                                                                 |                                              |                                                                     |
| Please see the response to Nos. 4, 5, and 6, below.                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                  |                                                                                 |                                              |                                                                     |
| 2). What legal interest does the person have in the property? (i.e. owner, tenant, trustee, or mortgagee)*                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                           |                                                                                 |                                              |                                                                     |
| Owners                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                               |                                                                                 |                                              |                                                                     |
| 3). What is the distance between the person's property and the property that is the subject of the appeal or application before the Board?<br>(Preferably no farther than 200ft.)*                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                   |                                                                                 |                                              |                                                                     |
| There is no distance. They are abutting properties.                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                  |                                                                                 |                                              |                                                                     |
| 4). What are the environmental, economic or social impacts that are likely to affect the person and/or the person's property if the action requested of the Board is approved or denied?*                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                            |                                                                                 |                                              |                                                                     |
| We are affected because the construction is too close to the property line; it has diverted water onto our property; it is so large that it deprives our property of light and air. The construction caused a cave-in on our property. A charming house has been razed and the new house, a McMansion, is shoe-horned into a small, narrow lot, fully out of character with the neighborhood. Construction workers have continued to use our property for access to the construction site and debris has been tossed onto our property. We are affected by a construction process that has lasted more than three years. The developer has tried to "grandfather" a McMansion onto the lot while obliterating the legal basis for the new McMansion. |                                                                                 |                                              |                                                                     |
| 5). Describe any other relevant matters that demonstrate how the person will likely be affected or aggrieved if the action requested of the Board is approved or denied.*                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                            |                                                                                 |                                              |                                                                     |
| The developer has persisted in violating the law, for example, by the attempted storage of materials on our property, by the trespass of its workers on our property, by scattering debris on our property, by working during prohibited hours, by creating an attractive nuisance without security or safeguards, by creating a swamp in the backyard (mosquito breeding ground), by diverting water flow onto our property, and by causing a subsidence of our property.                                                                                                                                                                                                                                                                           |                                                                                 |                                              |                                                                     |
| 6). Explain how the person's interest will be more significantly, distinctively, or uniquely affected in character or kind by the proposed zoning action than that of other person's in the general public.*                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                         |                                                                                 |                                              |                                                                     |
| We are one of the adjacent properties. We will be affected by this the fact that this project is out of scale, is too close to our property line, and is out of character with the neighborhood. We will be most affected in the event of a fire at this vacant construction site and/or in the event that it continues to be an attractive nuisance. We have been and will continue to be affected by construction debris, noise, and trespass by workers, more than the non-adjacent neighbors.                                                                                                                                                                                                                                                    |                                                                                 |                                              |                                                                     |

BOARD OF ZONING ADJUSTMENT  
District of ColumbiaBoard of Zoning Adjustment  
District of Columbia

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EXHIBIT NO. 17

EXHIBIT NO.

17

3/21/2008