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D.C. OFFICE OF ZONING

APR 21 AM 11:51 b.c. Board of Zoning Adjustment

Re: Appeal # 17747

Dear Regulators:

My ANC (3E) has forwarded you some careful, cogent advice on this situation. If you have any sense for the integrity of the zoning process, you will follow it.

What appellant would have you believe has been an "ordeal", I would style as a "charade". A charade with tones of nuisance (unfenced work site, unsecured portable toilet, breeding ground for mosquitos, et cetera). And I have observed it happening from directly across the street.

It is amazing to see John Patrick Brown, Esq. (#417566) strive to bootstrap his advocacy for ignoring sideyard requirements on his success in the Toggas matter (Application No. 17270) wherein he plead Hurricane Isabel as an act of God in order to have you accept termites as an equivalent casualty. Fortunately, the seller of 5013 Belt Road was on the public record advising potential buyers of its "as is" basis and the factual condition of termites. Fortunately, neighbor Lemoine (whose property has been concretely damaged) took photographs after the rear of the original house had been taken down which photographs clearly show that the front of the original house, the last to be demolished, had been gutted inside revealing basic termite damage to the structure before any excavation for the so-called addition had been commenced.

God may be smiling at such casuistry. Those who know that everything is an act of God don't find it amusing at all.

Respectfully submitted:

B. H. Custer

17APR08

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BOARD OF ZONING ADJUSTMENT
District of Columbia

CASE NO. 17747
EXHIBIT NO. 22

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