

GOVERNMENT OF THE DISTRICT OF COLUMBIA  
Board of Zoning Adjustment



SEP 03 2009

Mary D. Jackson, Chairperson  
Advisory Neighborhood Commission 7E  
135 49<sup>th</sup> Street, S.E.  
Washington, DC 20019

Re: BZA Appeal No. 17988

Dear Ms. Jackson:

This is to advise you that a public hearing has been scheduled by the Board of Zoning Adjustment to consider the following appeal that are located within the boundaries of your ANC area:

**Appeal of Koo L. Yuen**, pursuant to 11 DCMR §§ 3100 and 3101, from an April 30, 2009, Notice to Intent to Revoke Building Permit N. B85608, by the Zoning Administrator, Department of Consumer and Regulatory Affairs, for a gasoline service station in the C-1 District at premises 5010 Benning Road, SE. (Square 5340, Lot 68).

The hearing will be held on Tuesday, November 17, 2009, in hearing suite 220, 441 4<sup>th</sup> Street, N.W., Washington, D.C. 20001. This appeal will be heard between 1:00 p.m. and 6:00 p.m.

You are advised that 11 DCMR Section 3115.1 sets out certain requirements related to reports of ANC's, and specifically that Section 3115 requires that the written report of the ANC be filed with the Board at least seven days in advance of the hearing. A copy of Section 3115 is enclosed for your convenience. Information on the procedures which will govern consideration of this case are also available from the Office of Zoning, in Suite 200-S, 441 4<sup>th</sup> Street, N.W. Washington, D.C. 20001. The telephone number for the Office of Zoning is (202) 727-6311.

BOARD OF ZONING ADJUSTMENT  
District of Columbia

CASE NO. 17988

EXHIBIT NO. 15

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

Telephone: (202) 727-6311

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Board of Zoning Adjustment  
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## EXCERPT FROM TITLE 11 DCMR, "ZONING

### 3115 ADVISORY NEIGHBORHOOD COMMISSIONS

**3115.1** The written report of the ANC shall be submitted to the Board at least seven (7) days in advance of the hearing and shall contain the following information:

- (a) An identification of the appeal or application;
- (b) When the public meeting of the ANC to consider the appeal or application was held;
- (c) Whether proper notice of that meeting was given by the ANC;
- (d) The number of members of the ANC that constitutes a quorum and the number of members present at the meeting;
- (e) The issues and concerns of the ANC about the appeal or application, as related to the standards of the Zoning Regulations against the appeal or application must be judged;
- (f) The recommendation, if any, of the ANC as to the disposition of the appeal or application;
- (g) The vote on the motion to adopt the report to the Board;
- (h) The name of the person who is authorized by the ANC to present the report; and
- (i) The signature of the chairperson or vice-chairperson of the ANC.

**3115.2** The Board shall give "great weight" to the written report of the ANC, as required by No. 1-261, D.C. Code, 1982 ed.

**3115.3** In the event the ANC submits its report on the basis of understandings, agreements, or meetings with the appellant, or applicant which later are modified by appellant or applicant, the designated representative of the ANC may comment orally concerning the specific inconsistencies. No other new matters may be presented orally by the designated representative of the ANC.

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If you wish to forward comments in writing directly to the Board, such comments should be addressed to the Board of Zoning Adjustment at 441 4<sup>th</sup> Street, N.W., Suite 210 South, Washington, D.C. 20001.

SINCERELY,

A handwritten signature in black ink, reading "Jamison L. Weinbaum". The signature is fluid and cursive, with the first name "Jamison" being the most prominent part.

**JAMISON L. WEINBAUM**  
**Director, Office of Zoning**

Enclosure