

Booth, Elaine (DCOZ)

From: Michael Steiner [msteiner@mskmarchitects.com]
Sent: Monday, February 15, 2010 3:15 PM
To: DCOZ - BZA Submissions (DCOZ)
Cc: Booth, Elaine (DCOZ); Moy, Clifford (DCOZ)
Subject: Case No. 18027 - Philly Pizza
Attachments: MSKM Philly Pizza letter.pdf

To whom it may concern-

We respectfully request that you accept the attached letter as testimony in connection with the above referenced case.

If you have any questions, please contact me.

Sincerely,

Michael Steiner, AIA

MSKM ARCHITECTS

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Washington, DC 20007

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BOARD OF ZONING ADJUSTMENT
District of Columbia

CASE NO. 18027

EXHIBIT NO. 52

Malesardi Steiner Keyes McCommons

MSKM A R C H I T E C T S

3244 Prospect Street, NW Washington, DC 20007 Telephone 202/337-4466 Facsimile 202/338-2555

February 15, 2010

Board of Zoning Adjustment
441 4th Street, NW
Suite 200 South
Washington, DC 20001

Submitted by E-mail

Re: Letter in Opposition to the Appeal of Philly Pizza; Case No. 18027

Dear Members of the Board:

My name is Michael Steiner, and I am a principal with MSKM Architects located at 3244 Prospect Street, NW. It has come to my attention that the Appellant in the above-referenced case has represented to the Board, on page 5 of its pre-hearing statement, that "[t]he delivery vehicles use off-street parking and are not allowed to park or stand on-street or in the public alley."

It has been my unfortunate experience that this statement is a complete fabrication. Delivery drivers from Philly Pizza have on dozens of occasions (without our permission) either blocked the access to our parking lot or actually parked in our parking lot. When confronted, the drivers have responded that their boss told them to park there. In a recent incident, a driver was parked in our lot, but insisted that he wasn't "parked" as long as he was in the vehicle, and he refused to move the vehicle.

It is also my understanding that the Appellant has represented, at the hearing, that he employs only one (1) delivery driver and that his delivery operations are but a small part of his overall operation. My experience and observation also directly contradict the Appellant on this point, as I often see more than one delivery driver at a time and they are quite busy throughout the day. Entrance to the alley is blocked many evenings, and I have to find the driver or wait until he returns so that I can get my car out of the alley. When I work late on occasion, I find their cars parked either in our lot or in one of the neighbors' lots.

I appreciate the Board's consideration of this information and I urge the Board to deny the Appeal.

Sincerely,

A handwritten signature in black ink, appearing to read "Michael Steiner", with a stylized flourish at the end.

Michael Steiner, AIA