



BEFORE THE BOARD OF ZONING ADJUSTMENT
OF THE DISTRICT OF COLUMBIA



APPEAL

Before completing this form, please review the instructions on the reverse side.
Print or type all information unless otherwise indicated.

Pursuant to Section (s) §3100 and §3101 of the Zoning Regulations of the District of Columbia, an appeal is hereby taken

from the administrative decision of: Name of administrative officer and title Rabbiah Sabbakhan, Acting Chief DCRA Permit Operation Division

made on Date of decision February 24, 2011, to the effect that ANC 6A is appealing DCRA's decision to

withdraw the revocation of building permit NO. B1010205

	Square(s)	Lot(s)	Zoning Districts
138 12th St. NE	0988	820	R-4

Present use of Property: Vacant

Proposed use of Property: Public School

Owner of Property: AppleTree Institute for Education Innovation, Inc. Telephone No.: (202) 488-3990

Address of Owner: 415 Michigan Ave NE, Washington DC 20017, Attention: Jack McCarthy

Name, address and telephone number of lessee:

BOARD OF ZONING ADJUSTMENT
District of Columbia

Name, address and telephone number of appellant, if other than owner: ANC 6A

CASE NO. 18239

EXHIBIT NO. 2

PO Box 75115, Washington DC 20013-0115

State specifically manner in which appellant is aggrieved by the administrative decision, the allegations of error in the

administrative decision, and the relevant sections of the Zoning Regulations (see reverse for more detailed explanation).

Please use a separate piece of 8 ½" x 11" to respond and attach it to the Form 125 Appeal.

I/We certify that the above information is true and correct to the best of my/our knowledge, information and belief. Any person(s) using a fictitious name or address and/or knowingly making any false statement on this application/petition is in violation of D.C. Law and subject to a fine of not more than \$1,000 or 180 days imprisonment or both.
(D.C. Official Code § 22 2405)

Date: April 21, 2011

Signature:

* If appeal is filed by agent of the Appellant, Form 125 Appeal shall be accompanied by a letter signed by the appellant authorizing the agent to act on his behalf in this appeal.

To be notified of hearing and decision (Appellant or Authorized Agent*):

Name: Commissioner David Holmes

Address: PO Box 75115, Washington DC 20013-0115

Phone No.: 202 251-7079

Fax No.:

E-Mail: holmes6a3@gmail.com

Board of Zoning Adjustment
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INSTRUCTIONS

Any notice of appeal for an administrative ruling as provided by the District of Columbia Zoning Regulations (11 DCMR Zoning) that is not completed in accordance with the following instructions shall not be accepted. Do not mail this form to the Board of Zoning Adjustment.

1. All applications shall be made on BZA Form 125. All appeal forms must be completely filled out and be typewritten or printed. All information shall be furnished by the appellant. If additional space is necessary, use separate sheets of 8½" x 11" paper to complete the form (drawings and plans may be no larger than 11"x 17").
2. Present this form and supporting documents, in person, to the Office of Zoning at 441 4th Street, N.W., Suite 200-S, Washington, D.C. 20001.
3. At the time of filing this application before the Board of Zoning Adjustment (BZA), the Applicant shall complete and submit a Form 126 - Board of Zoning Adjustment Fee Calculator - and pay a filing fee in accordance with the BZA Schedule of Fees - 11 DCMR §3180, except as provided in §3180.3 and §3180.4. **(Check or money order is payable to the "DC Treasurer"; cash and credit/debit card payments will not be accepted.)**
4. **REQUIRED information to be submitted when making an application submission, includes one (1) original and twenty (20) copies of the following:**
 - A. All Appellants are required to submit in specific detail each and every exception they have to the administrative decision. Details should state the allegations of error in the administrative decision - "why it was an error" and reference the relevant Sections of the Title 11 DCMR Zoning Regulations and/or Map. It shall be typewritten or printed and attached to Form 125 Appeal.
 - B. A detailed statement at the time of filing explaining how the appellant intends on proving their case.
 - C. In the case of an area variance, a plat drawn to scale and certified by a DC licensed survey engineer or D.C. Surveyor's Office showing boundaries and dimensions of the existing and proposed buildings and accessory buildings. Also required are, if any, architectural plans and elevations in sufficient detail to clearly illustrate any proposed building to be erected or altered, proposed landscaping/screens and building materials as they relate to the specifics of the appeal. Submittal of plat and plans shall not exceed 11" x 17" in size. (See Form 130 - Plat, Plan and Elevation Specifications for the required information on these drawings.)

Note: All Appellants are required at the time of filing to serve all parties; including, as appropriate, the Appellee, the Owner of the property, the Lessee, and the Advisory Neighborhood Commission. Also please note, in an appeal only parties can testify or submit information into the record; however, parties may solicit pertinent information from affected persons to include in their submissions into the record.



If you need a reasonable accommodation for a disability under the Americans with Disabilities Act (ADA) or Fair Housing Act, please complete a Request for Reasonable Accommodation form.

District of Columbia Office of Zoning
441 4th Street, N.W. Ste. 200 S, Washington, D.C. 20001
(202) 727 6311 * (202) 727 6072 fax * www.dcoz.dc.gov * dcoz@dc.gov