



BEFORE THE BOARD OF ZONING ADJUSTMENT
OF THE DISTRICT OF COLUMBIA



FORM 120 - APPLICATION FOR VARIANCE/SPECIAL EXCEPTION

Before completing this form, please review the instructions on the reverse side.
Print or type all information unless otherwise indicated. All information must be completely filled out.

Pursuant to §3103.2 - Area/Use Variance and/or §3104.1 - Special Exception of Title 11 DCMR- Zoning Regulations,
an application is hereby made, the details of which are as follows:

Address(es)	Square	Lot No(s)	Zone District(s)	Type of Relief Being Sought	
				Area Variance Use Variance Special Exception	Section(s) of Title 11 DCMR - Zoning Regulations from which relief is being sought
3160 Sixteenth Street NW	2595	830	R-5-D	Area Variance	404.1

Present use(s) of Property: public library

Proposed use(s) of Property: proposed addition to existing public library

Owner of Property: District of Columbia Public Library Telephone No: 202-727-0321

Address of Owner: 901 G Street N.W. Washington DC 20001

Single-Member Advisory Neighborhood Commission District(s): 1D

Written paragraph specifically stating the "who, what, and where of the proposed action(s)". This will serve as the Public Hearing Notice:

Application for variance from the rear yard requirements of Section 404.1 to allow an addition to an existing public library.

EXPEDITED REVIEW REQUEST (If interested, please select the appropriate category)

I waive my right to a hearing, agree to the terms in Form 128 - Waiver of Hearing for Expedited Review, and hereby request that this case be placed on the Expedited Review Calendar, pursuant to §3118.2 (CHOOSE ONE):

- ☐ A park, playground, swimming pool, or athletic field pursuant to §209.1, or
☐ An addition to a one-family dwelling or flat or new or enlarged accessory structures pursuant to §223

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: 4/21/2011

Signature*: 

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

Name: Kinley R. Bray, Esq. Arent Fox LLP E-Mail: bray.kinley@arentfox.com

Address: 1050 Connecticut Ave NW Washington, D.C. 20036

Phone No(s): (202) 715-8572

Fax No.: (202) 857-6395

* To be signed by the Owner of the Property for which this application is filed or his/her authorized agent. In the event an authorized agent files this application on behalf of the Owner, a letter signed by the Owner authorizing the agent to act on his/her behalf shall accompany this application.

ANY APPLICATION THAT IS NOT COMPLETED IN ACCORDANCE WITH THE INSTRUCTIONS ON THE BACK OF THIS FORM WILL NOT BE ACCEPTED.

FOR OFFICIAL USE ONLY

Exhibit No. 1

Case No. 18240

Board of Zoning Adjustment
District of Columbia
CASE NO. 18240
EXHIBIT NO. 1

Arent Fox

2011 APR 22 PM 4:13
DISTRICT OF COLUMBIA
OFFICE OF ZONING

April 22, 2011

BY HAND

Meridith Moldenhauer, Chair
District of Columbia Board of Zoning Adjustment
441 Fourth Street NW, Suite 210 South
Washington DC 20001

Kinley R. Bray

Attorney
202.715.8572 DIRECT
202.857.6395 FAX
bray.kinley@arentfox.com

Reference Number
030919.00005

Re: Application of District of Columbia Public Library
3160 Sixteenth Street NW (Lot 830 in Square 2595)

Dear Chairperson Moldenhauer and Members of the Board:

On behalf of our client, the District of Columbia Public Library, we have enclosed for filing an original and twenty (20) copies of the District of Columbia's application for an area variance from Section 404.1 of the Zoning Regulations to allow an addition to an existing public library building at 3160 Sixteenth Street N.W. (Lot 830 in Square 2595).

The subject property is the same property that is the subject of BZA Appeal No. 18152, currently pending before the Board. As we understand the Board was unable to reach a majority vote after deliberating in that case on April 5, 2011, in an abundance of caution, our client has directed us to file on their behalf an application for variance relief, which will be necessary to complete the construction already underway on the subject property in the event the appeal in Case No. 18152 is granted by the Board. In the event the Board denies the appeal in that case, the District of Columbia Public Library will withdraw the application for variance.

Pursuant to 11 DCMR § 3180.3, a department, office, or agency of the Government of the District of Columbia shall not be required to pay a filing fee for a special exception or variance where the property is owned by the District of Columbia or that agency or is under one or both of their jurisdictions and the property is to be occupied for a government building or use. As the subject property is under the jurisdiction of the District of Columbia government and will be occupied for government use as a public library, no fee is required.

GENBUS/800561.1

2011 APR 25 AM 9:44
DISTRICT OF COLUMBIA
OFFICE OF ZONING

Arent Fox

Sincerely,

A handwritten signature in black ink, appearing to be 'Kinley R. Bray', with a long horizontal flourish extending to the right.

Kinley R. Bray

Enclosures

Cc: Ellen McCarthy
Jeff Bonvechio, District of Columbia Public Library
Chris Wright, District of Columbia Public Library
Jennifer Steingasser, District of Columbia Office of Planning
Advisory Neighborhood Commission 1D

2011 APR 25 AM 9:44