

Holland & Knight

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September 14, 2011

Ms. Meredith Moldenhauer
Chairperson
The District of Columbia
Board of Zoning Adjustment
441 4th Street, NW - Suite 210-S
Washington, DC 20001

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**Re: Application No. 18257/Appeal of Walter Parrs
Request for Party Status - Euromarket Designs, Inc. d/b/a CB2**

Dear Chairperson Moldenhauer:

Please be advised that Holland & Knight LLP represents Euromarket Designs, Inc. d/b/a CB2 ("CB2") in connection with the above-referenced application for appeal. The case pertains to the Zoning Administrator's approval of a building permit for the elevator installed at the rear of the property located at 3307 M Street, N.W. (the "Property"). It is scheduled to be heard before the Board of Zoning Adjustment ("BZA") on November 1, 2011.

This letter is submitted on behalf of CB2, in accordance with Sec. 3106 of the Zoning Regulations. Specifically, CB2 opposes the subject appeal, and seeks to participate as a party to the case. CB2 is a tenant on the Property and the elevator for which the building permit was issued serves the CB2 store on the Property. Therefore, the BZA's decision in the case will affect CB2's store operations.

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BOARD OF ZONING ADJUSTMENT
District of Columbia
CASE NO. 18257
EXHIBIT NO. 21

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In light of the foregoing, we respectfully request that the Board grant this request for party status. Thank you for your considerate attention to this matter.

Sincerely yours,

HOLLAND & KNIGHT LLP



Leila M. Jackson Batties

cc: Mr. Matthew LeGrant, Zoning Administrator
Melinda M. Bolling, General Counsel, DCRA
Jay Surabian, Assistant Attorney General
Victoria L. Donati, Esq., Euromarket Designs, Inc.



BEFORE THE ZONING COMMISSION AND
BOARD OF ZONING ADJUSTMENT OF THE DISTRICT OF COLUMBIA



FORM 129 – ADVISORY NEIGHBORHOOD COMMISSION (ANC) REPORT

Before completing this form, please review the instructions on the reverse side.

Pursuant to §§ 3012.5 and 3115.1 of Title 11 DCMR Zoning Regulations, the written report of the Advisory Neighborhood Commission (ANC) shall contain the following information:

IDENTIFICATION OF APPEAL, PETITION, OR APPLICATION:

Case No.: Case Name:

Address or Square/Lot(s) of Property:

Relief Requested:

ANC MEETING INFORMATION

Date of ANC Public Meeting: / / Was proper notice given? Yes ☐ No ☐

Description of how notice was given:

Number of members that constitutes a quorum: Number of members present at the meeting:

MATERIAL SUBSTANCE

The issues and concerns of the ANC about the appeal, petition, or application as related to the standards of the Zoning Regulations against which the appeal, petition, or application must be judged (*a separate sheet of paper may be used*).

The recommendation, if any, of the ANC as to the disposition of the appeal, petition, or application (*a separate sheet of paper may be used*):

AUTHORIZATION

ANC ☐ Recorded vote on the motion to adopt the report (i.e. 4-1-1):

Name of the person authorized by the ANC to present the report:

Name of the Chairperson or Vice-Chairperson authorized to sign the report:

Signature of Chairperson/
Vice-Chairperson: Date:

ANY APPLICATION THAT IS FOUND TO BE INCOMPLETE MAY NOT BE ACCORDED "GREAT WEIGHT" PURSUANT TO
11 DCMR §§ 3012 AND 3115.

INSTRUCTIONS

Pursuant to 11 DCMR §§ 3012.6 and 3115.2, the Zoning Commission and Board of Zoning Adjustment shall give "*great weight*" to the written report of the affected Advisory Neighborhood Commission (ANC), as required by the Comprehensive Advisory Neighborhood Commissions Reform Amendment Act of 2000.

1. All ANC reports shall be made pursuant to this form. If additional space is necessary, use separate sheets of 8½" x 11" paper to complete the form.
2. Present this form and supporting documents to the Office of Zoning at 441 4th Street, N.W., Suite 200-S, Washington, D.C. 20001.
3. Submission deadlines are as follows:

For Zoning Commission:

- a. ANCs must file this form at least seven (7) calendar days in advance of the hearing, if they wish to participate in a contested case under § 3022.
- b. ANCs may file this form as long as the case record is open, if they wish to participate in a rulemaking case under § 3021.

For Board of Zoning Adjustment:

- a. ANCs must file this form at least seven (7) calendar days in advance of the hearing.



If you need a reasonable accommodation for a disability under the Americans with Disabilities Act (ADA) or Fair Housing Act, please complete a Form 155 - Request for Reasonable Accommodation.

District of Columbia Office of Zoning
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