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

FORM 140 - PARTY STATUS REQUEST

18296

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.

PLEASE NOTE: YOU ARE NOT REQUIRED TO COMPLETE THIS FORM IF YOU SIMPLY WISH TO TESTIFY AT THE HEARING. COMPLETE THIS FORM ONLY IF YOU WISH TO BE A PARTY IN THIS CASE.
(Please see reverse side for more information about this distinction.)

Pursuant to 11 DCMR §§ 3022.3 or 3106.2, a request is hereby made, the details of which are as follows:

Name: Peter R. Kolker
Address: 5524 39th Street, N.W., Washington, D.C. 20015
Phone No(s): 202-778-1812; 202-256-6111 E-Mail: Pkolker@Verizon.net

I hereby request to appear and participate as a party. Signature: Peter R. Kolker Date: 1/3/12

Will you appear as a(n) ☐ Proponent ☒ Opponent Will you appear through legal counsel? ☐ Yes ☒ No

If yes, please enter the name and address of such legal counsel.

Name: BOARD OF ZONING ADJUSTMENT
District of Columbia
Address: CASE NO. 18296
Phone No(s): E-Mail: 31
RECEIVED
OFFICE OF ZONING
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WITNESS INFORMATION:

On a separate piece of paper, please provide the following witness information:

1. A list of witnesses who will testify on the person's behalf; Peter R. Kolker; Robert Bell
2. A summary of the testimony of each witness (Zoning Commission only);
3. An indication of which witnesses will be offered as expert witnesses, the areas of expertise in which any experts will be offered, and the resumes or qualifications of the proposed experts (Zoning Commission only); and
4. The total amount of time being requested to present your case (Zoning Commission only).

PARTY STATUS CRITERIA:

Please answer all of the following questions referencing why the above entity should be granted party status:

1. How will the property owned or occupied by such person, or in which the person has an interest be affected by the action requested of the Commission/Board? Applicant's property is directly across 39th Street from my property and application directly affects my property.
2. What legal interest does the person have in the property? (i.e. owner, tenant, trustee, or mortgagee) My wife and I own our property and have resided in it for 32 years.
3. What is the distance between the person's property and the property that is the subject of the application before the Commission/Board? (Preferably no farther than 200 ft.) Approximately 60 feet.
4. What are the environmental, economic, or social impacts that are likely to affect the person and/or the person's property if the action requested of the Commission/Board is approved or denied? Unless removed or mitigated, applicant's construction changes the character of neighborhood and adversely affects our enjoyment and property's value.
5. Describe any other relevant matters that demonstrate how the person will likely be affected or aggrieved if the action requested of the Commission/Board is approved or denied. If allowed without mitigation, a precedent will be set that adversely affects the neighborhood.
6. Explain how the person's interest will be more significantly, distinctively, or uniquely affected in character or kind by the proposed zoning action than that of other persons in the general public. Because of our location directly across from applicant's property, ours is one of three properties most affected.

Except for the applicant, appellant or the ANC, to participate as a party in a proceeding before the Commission/Board, any affected person shall file with the Zoning Commission or Board of Zoning Adjustment this Form 140 not less than fourteen (14) days prior to the date set for the hearing.

CASE NO. 18296
EXHIBIT NO. 31