



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
1815 Wisconsin Ave., N.W.	1299	327	C-1/C-2-A	Special Exception	733

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Present use(s) of Property:	restaurant (vacant)		
Proposed use(s) of Property:	fast food establishment (restaurant)		
Owner of Property:	Safeway, Inc.	Telephone No:	
Address of Owner:	5918 Stoneridge Mall Rd., Pleasanton, CA 94588		
Single-Member Advisory Neighborhood Commission District(s):	2E-07		

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

Application of Noodles & Company, pursuant to 11 DCMR 3104.1, for a special exception under section 733 to establish a fast food establishment in the C-1 and C-2-A Districts at premises 1815 Wisconsin Ave., N.W., (Square 1299, Lot 327).

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:	11.14.11	Signature*:	Mary Carolyn Brown
To be notified of hearing and decision (Owner or Authorized Agent*):			
Name:	Mary Carolyn Brown	E-Mail:	carolyn.brown@hklaw.com
Address:	Holland & Knight LLP, 2099 Pennsylvania Ave., N.W., Suite 100, Washington, D.C. 20006		
Phone No(s):	(202) 862-5990	Fax No.:	(202) 955-5564

* 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. 18328 Board of Zoning Adjustment
District of Columbia
CASE NO 18328
EXHIBIT NO.1

Holland & Knight

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Mary Carolyn Brown
(202) 862-5990
carolyn.brown@hklaw.com

November 14, 2011

Via Hand Delivery

Board of Zoning Adjustment
for the District of Columbia
441 4th Street, N.W., Suite 210S
Washington, D.C. 20001

Re: BZA Application – 1815 Wisconsin Ave., N.W.
(Square 1299, Lot 327)

Dear Board Members:

On behalf of Noodles & Company, we submit herewith an application and supporting materials requesting approval for a special exception to occupy an existing retail space as a fast food establishment at 1815 Wisconsin Ave., N.W., Washington, D.C. (Square 1299, Lot 327). Enclosed are the following materials:

- A completed BZA Form 126 (fee calculator) and a check in the amount of \$1,560.00;
- A completed BZA Form 120 (application);
- A completed BZA Form 135 (self-certification)
- A building plat showing the subject property and proposed improvements;
- A statement explaining how the application meets the specific tests identified in the Zoning Regulations;
- A statement of existing and intended uses of the subject property;
- Photographs of the subject property;
- Letter from the property owner and tenant authorizing Holland & Knight LLP to file the application;

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- The name and mailing address of the owners of all property within 200 feet in all directions from all boundaries of the subject property, in both list and mailing label format; and
- Drawings showing the proposed fast food establishment use.

We respectfully request that the Board schedule the application for a public hearing on the next available date.

Very truly yours,

HOLLAND & KNIGHT LLP

By: Mary Carolyn Brown
Mary Carolyn Brown

Attachments

cc: Joel Lawson, OP
Advisory Neighborhood Commission 2E
Charles Eason, ANC 2E07

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