



## ADVISORY NEIGHBORHOOD COMMISSION 3E

TENLEYTOWN AMERICAN UNIVERSITY PARK FRIENDSHIP HEIGHTS  
c/o Lisner-Louise-Dickson-Hurt Home 5425 Western Avenue, NW Washington, DC 20015  
[www.anc3e.org](http://www.anc3e.org)

**Resolution in Support of a Variance for**  
**4601 Western Avenue, NW in BZA Case No. 18334**

**Whereas**, there is an application pending for Variance from the Board of Zoning Adjustment (the "BZA") with regard to Lot Occupancy for a proposed addition to 4601 Western Avenue, NW in BZA Case No. 18334, and

**Whereas**, the ANC has reviewed the plans, presented at a fully noticed public meeting, and

**Whereas**, the ANC considers the proposed project reasonable, particularly in light of the support expressed for it by the owner of the house most affected by the proposal – 4603 Western Avenue, NW -- and, to the knowledge of ANC 3E, no person has come forward in opposition to the application.

**Now therefore be it resolved**, ANC 3E supports the application for a Variance from the Board of Zoning Adjustment with regard to Lot Occupancy for a proposed addition to 4601 Western Avenue, NW in Case No. 18334.

ANC 3E approved this resolution at its meeting on February 9, 2012, which was properly noticed and at which a quorum was present. The resolution was approved by a vote of 5-0-0. Commissioners Jonathan Bender, Matthew Frumin, Tom Quinn, Sam Serebin and Beverly Sklover were present.

**Jonathan  
Bender**

Digitally signed by Jonathan  
Bender  
DN: cn=Jonathan Bender,  
email=jbender@businesslawyer.c  
om, o=Law Office of Jonathan  
Bender, P.C., c=US  
Date: 2012.02.14 15:09:21 -05'00'

ANC 3E  
By Jonathan Bender, Chairperson

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BOARD OF ZONING ADJUSTMENT  
District of Columbia

CASE NO. 18334  
EXHIBIT NO. 23

Board of Zoning Adjustment  
District of Columbia  
CASE NO.18334  
EXHIBIT NO.23



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.:                             | BZA 18334               | Case Name: | In Re 4601 Western Avenue, NW |
| Address or Square/Lot(s) of Property: | 4601 Western Avenue, NW |            |                               |
| Relief Requested:                     | variance                |            |                               |

**ANC MEETING INFORMATION**

|                                      |                       |   |   |   |   |   |   |   |                           |     |                                     |    |                          |
|--------------------------------------|-----------------------|---|---|---|---|---|---|---|---------------------------|-----|-------------------------------------|----|--------------------------|
| Date of ANC Public Meeting:          | 0                     | 9 | / | 0 | 2 | / | 1 | 2 | Was proper notice given?: | Yes | <input checked="" type="checkbox"/> | No | <input type="checkbox"/> |
| Description of how notice was given: | Newspaper / Listservs |   |   |   |   |   |   |   |                           |     |                                     |    |                          |

|                                              |   |                                           |   |
|----------------------------------------------|---|-------------------------------------------|---|
| Number of members that constitutes a quorum: | 3 | Number of members present at the meeting: | 5 |
|----------------------------------------------|---|-------------------------------------------|---|

**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*):

Please see attached resolution

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*):

Please see attached resolution

**AUTHORIZATION**

|                                                                            |   |                 |                                                               |               |
|----------------------------------------------------------------------------|---|-----------------|---------------------------------------------------------------|---------------|
| ANC                                                                        | 3 | E               | Recorded vote on the motion to adopt the report (i.e. 4-1-1): | 5-0-0         |
| Name of the person authorized by the ANC to present the report:            |   |                 | Matthew Frumin                                                |               |
| Name of the Chairperson or Vice-Chairperson authorized to sign the report: |   |                 | Jonathan Bender                                               |               |
| Signature of Chairperson/<br>Vice-Chairperson:                             |   | Jonathan Bender |                                                               | Date: 2/14/12 |

Digitally signed by Jonathan Bender  
DN: cn=Jonathan Bender, email=jbender@businesslawyer.com,  
o=Law Office of Jonathan Bender, P.C., c=US  
Date: 2012.02.14 15:08:34 -0500

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 4<sup>th</sup> 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  
441 4th Street, N.W. Ste. 200-S, Washington, D.C. 20001  
(202) 727-6311 \* (202) 727-6072 fax \* [www.dcoz.dc.gov](http://www.dcoz.dc.gov) \* [dcoz@dc.gov](mailto:dcoz@dc.gov)