

Form 140
(Revised 1/1/11)

Case No. 18399

FORM 140 - PARTY STATUS REQUEST

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.)

NAME: Last <i>Charter Barron East Neighborhood Association c/o President</i>		First <i>Thompson, Doreen</i>	Middle I. <i>Eva</i>
ADDRESS: Street <i>1510 Emerson St NW</i>	Apt. # (if any)	City <i>D.C.</i>	State <i>20011</i>
Phone No. <i>202-723-8711</i>	Fax No. <i>202-723-8711</i>	E-Mail <i>devathompson@yahoo.com</i>	
Signature <i>Doreen Thompson</i>		Date <i>9/11/12</i>	
Will you appear as a(n) ☐		Will you appear through legal counsel? ☐	

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

NAME: Last <i>NA - Not applicable</i>		First	Middle I.
ADDRESS: Street	Ste. # (if any)	City	State <i>Zip Code</i>
Phone No.	Fax No.	E-Mail	

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;
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:

On a separate piece of paper, 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?
2. What legal interest does the person have in the property? (i.e. owner, tenant, trustee, or mortgagee)
3. What is the distance between the person's property and the property that is the subject of the appeal or application before the Commission/Board? (Preferably no farther than 200ft.)
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?
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.
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.

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.

Board of Zoning Adjustment
District of Columbia
CASE NO. 18399
EXHIBIT NO. 27

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BOARD OF ZONING ADJUSTMENT
District of Columbia

CASE NO. 18399

EXHIBIT NO. 27

**Case No. Jewish Primary Day School (JPDS) - DC Board of Zoning Adjustment
(BZA) Application - Case No. 18399**

4715 16th Street NW (16th & Decatur)

Application for Special Exceptions and Zoning Variance to Expand Operations at a Private School

Addendum to Form 140

Date: September 11, 2012

PARTY STATUS CRITERIA

The Carter Barron East Neighborhood Association is a 45-year-old neighborhood association. Its boundaries are Decatur Street to the south, Longfellow Street to the north, 16th Street to the west and 13th Street to the east. It is primarily zoned R1. This community has significant traffic impacts. There are four major traffic arteries within or bordering it: 16th, 14th, 13th and Georgia Ave. This community has approximately 44 institutions within or bordering it including three major facilities: the Northern Metro Bus Garage, and the Carter Barron Theater and Fitzgerald Tennis Center. With the operation of the Jewish Primary Day School, there will be four private schools located in the CBENA community, numerous churches, a public school, a day care facility, a private club, and numerous other institutions. As a result, the community sought and obtained the extension of the Sixteenth Street Heights (SSH) Overlay to this area.

Within a block and half of 4715 16th Street are three private schools: Kingsbury, Parkmont and Ideal, the latter's status, however is unclear. Also within a two-block area of 4715 16th Street are 6 churches, a private club, the day care facility and the Northern Metro Bus Garage

The Carter Barron East Neighborhood Association (CBENA)/16th Street Heights hereby requests to appear and participate as a party. CBENA's position is that if the variance is granted, it should be contingent. CBENA's concern is the need to monitor traffic impacts, and the need for the preparation and submission of a satisfactory traffic flow and parking plan prepared with the input of the community and the Department of Transportation. This traffic flow and parking plan should indicate sufficient ingress and egress, drop-off areas, traffic flow and parking so that school operations do not adversely affect surrounding properties and the ability of the community to use surrounding streets during operations while ensuring the safety of the children attending the school.

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?

Answer: CBENA members live in close proximity to the property and are impacted by traffic flow and parking.

2. What legal interest does the person have in the property? (i.e. owner, tenant, trustee, or mortgagee)

Answer: CBENA members, who are property owners, live in close proximity to the property.

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3. What is the distance between the person's property and the property that is the subject of the appeal or application before the Commission/Board? (Preferably no farther than 200ft.)

Answer: The site is unique. Directly north of 4715 16th Street is the Church of Christ, which occupies the equivalent of a half a city block. The site is close to Delafield Street, which dead-ends into Piney Branch Rd. As a result, many property owners impacted by the operations at 4715 16th Street live beyond the 200-foot area, and the traffic impacts on the surrounding community are more spread-out because Delafield dead-ends into Piney Branch Rd.

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?

Answer: As indicated, some CBENA members, who live on or border Piney Branch Road and who have been significantly impacted by past school operations at that site, particularly prior schools providing pre-K to 1st grade services, live beyond the 200 foot area. Providing pre-K to 1st Grade services at that site results in more motor vehicle traffic as the children are young and are being dropped off by parents as opposed to a high school operation. Past school operations have used Piney Branch Road, a narrow road with missing sidewalks in some places, and no tree bed, resulting in street traffic being approx 10 feet from homes.

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.

Answer:

The use of Piney Branch Rd in the past has resulted in stacking up of vehicles from Decatur to Emerson with cars idling while picking up children at that site. It has also resulted in cars racing along Piney Branch to meet opening/closing times. Residents found it difficult to park, to exit garage space on the side and in back of their homes.

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.

Answer: CBENA members live in close proximity to the property and are impacted by traffic flow and parking as opposed to other persons in the general public.

WITNESS INFORMATION

A list of witnesses who will testify on the person's behalf:

Answer:

Doreen Thompson, President, CBENA, 1510 Emerson Street NW (equivalent of a city block away from 4715 16th Street)

Trish Cooper, 4822 Piney Branch Rd, (equivalent of a half a block away from 4715 16th Street)

Other members of the community plan to attend the hearing.

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FAX

TO: Board of Zoning Adjustment
Fax 202-727-6072

FROM: Carter Barron East Neighborhood Association/16th Street
Heights

SUBJ: Jewish Primary Day School (JPDS) - DC Board of Zoning
Adjustment (BZA) Application - Case No. 18399
4715 16th Street NW (16th & Decatur)
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Expand Operations at a Private School

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