



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
4124 3rd Street, NW	3312	61	R-4	Special Exception	205
Present use(s) of Property:	Child Development Center - 16 children and 4 staff				
Proposed use(s) of Property:	Child Development Center - 24 children and 6 staff				
Owner of Property:	McKinley Battle			Telephone No:	202-503-1704
Address of Owner:	3010 13th Street, NW Washington, DC 20009				
Single-Member Advisory Neighborhood Commission District(s):	4C-10				
Written paragraph specifically stating the "who, what, and where of the proposed action(s)". This will serve as the Public Hearing Notice:					

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McKinley Battle, owner of the property located at 4124 3rd Street, NW, requests special exception approval pursuant to 11 DCMR § 205 to expand the existing Child Development Center operated on the premises by 2 New Heights LLC from 16 children and 4 staff to 24 children and 6 staff.

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:	8/16/12	Signature*:	Martin P. Sullivan
To be notified of hearing and decision (Owner or Authorized Agent*):			
Name:	Martin P. Sullivan, Esq.	E-Mail:	msullivan@sullivanbarros.com
Address:	1990 M Street, NW Suite 200 Washington, DC 20036		
Phone No(s):	202-503-1704	Fax No.:	888-318-2443

* 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.

18464

August 17, 2012

By Hand Delivery

Board of Zoning Adjustment
441 4th Street, NW
Suite 210S
Washington, DC 20001

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Re Special Exception Application – Child Development Center, 4124 3rd Street, NW, Square 3312, Lot 61

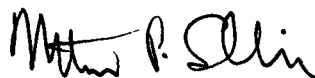
Dear Members of the Board,

Enclosed please find an original and twenty (20) copies (where applicable) of the following

- A check for \$792 for the application filing fee, along with BZA Form 126,
- BZA Application Form 120,
- A letter from the property owner authorizing Sullivan & Barros, LLP, to represent the Applicant,
- A letter from the tenant, 2 New Heights LLC, authorizing Sullivan & Barros, LLP, to represent it, as the operator of the Child Development Center,
- BZA Self-Certification Form 135,
- A statement of existing and intended use,
- A plat of the Property from the D C Office of the Surveyor,
- An Applicant's Statement explaining how the application meets the burden of proof for the requested relief, including maps, photographs, and other exhibits,
- Names and addresses – and self-stick labels – of the owners of all property owners within 200 feet of the subject property (two sets of labels and one copy)

The Applicant requests that the Board schedule a public hearing on the application as soon as possible. Thank you for your consideration of this Application.

Sincerely,



Martin P. Sullivan

Exhibit List

Exhibit A	Zoning Map
Exhibit B	Photos of the Property and surrounding area
Exhibit C	Interior Photos
Exhibit D	Certificate of Occupancy
Exhibit E	License
Exhibit F	Certificate of Accreditation
Exhibit G	Comparable Approvals

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