



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
620 Southern Ave. SE	6250	0011	8D02	Special Exception	205
			R-3		

Present use(s) of Property: Residence and child development home (1 teacher 5 children)

Proposed use(s) of Property: Residence and child development center (expanded)

Owner of Property: Lubertha Payne

Telephone No: (202) 562 4629

Address of Owner: 620 Southern Avenue SE, Washington, DC 20032

Single-Member Advisory Neighborhood Commission District(s): 8D/02

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

I, Lubertha Payne, own my home at 620 Southern Avenue, Washington, DC and currently operate a child development home there for 5 children in accordance with the laws. I seek special exception under 11 DCMR 205 to expand to 11 children.

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: 1/30/2013

Signature*: [Signature]

To be notified of hearing and decision (Owner or Authorized Agent*):

Name: Justin Gundlach

E-Mail: jgundlach@crowell.com

Address: 1001 Pennsylvania Avenue, NW, Washington, DC 20004

Phone No(s): (202) 624 2996

Fax No.: (202) 628 5116

* 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.

18541
Board of Zoning Adjustment
District of Columbia
CASE NO.18541
EXHIBIT NO.1



Justin Gundlach
jgundlach@crowell.com
(202) 624-2996

February 4, 2013

2013 FEB 04 10:07 AM
099401.2253

FIRST CLASS MAIL

District of Columbia Board of Zoning Adjustment
441 4th Street, N.W.
Suite 200 S
Washington, D.C. 20001

**Re: Application of Bert's Family Child Care for a special exception pursuant to
11 DCMR § 205**

To whom it may concern:

I represent Ms. Lubertha Payne and write to you on her behalf to submit the enclosed application for a special exception pursuant to the provisions of 11 DCMR § 205. Please refer all communications relating to this application to me. My contact information is listed above.

Ms. Payne's application contains 20 copies each of the following documents:

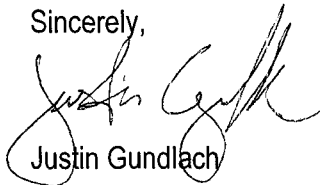
1. A complete form 120;
2. A complete form 126; please note that the total amount entered on this form and paid to the BZA reflects the instruction at the top of the form, which directs that "applications involving owner-occupied, one-family dwellings" like that of Ms. Payne, require a fee of \$325.00 regardless of the number of variances or special exceptions sought;
3. A detailed statement of existing and intended use of the structure;
4. A detailed statement explaining how this application meets the specific tests identified in the Zoning Regulations;
5. DCRA's response to Ms. Payne's application, directing Ms. Payne to apply to this Board;
6. The plat of the property showing the existing structure;

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January 30, 2013

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7. Three color images of the property showing the front, rear, and side;
8. The names and the addresses of the owners of properties located within 200 feet of Ms. Payne's property, and two sets of adhesive labels bearing the names and mailing addresses of those owners;
9. A copy of Ms. Payne's current Home Occupation Permit;
10. A floor plan and elevations prepared by Mr. Wallace J. Lane showing planned construction on Ms. Payne's house;
11. A letter from Ms. Heather Touch, dated November 7, 2012;
12. A letter from Mr. Thomas Johnson, dated November 7, 2012.

Sincerely,



Justin Gundlach

Enclosures

cc: Lubertha Payne

Derya Tokdemir, Esq.