

**RESOLUTION OF ADVISORY NEIGHBORHOOD COMMISSION 4A
IN SUPPORT OF APPLICATION #18587 FOR SPECIAL EXCEPTION FOR
5714 16TH STREET, NW, WASHINGTON, DC (Square 2723W, Lot 15)**

Effective June 4, 2013

WHEREAS, Pursuant to applicable District laws, each Advisory Neighborhood Commission ("Commission") may advise the Council of the District of Columbia, the Mayor and each executive agency, and all independent agencies, boards and commissions of the government of the District of Columbia with respect to all proposed matters of District government policy including, but not limited to, decisions regarding planning, streets, recreation, social services programs, education, health, safety, budget, and sanitation which affect that Commission area [D.C. Official Code §§ 1-309.10(a)];

WHEREAS, Proposed District government actions include actions of the Council of the District of Columbia, the executive branch, or independent agencies, boards, and commissions. In addition to those notices required in D.C. Official Code §§ 1-309.10(a), each agency, board and commission shall, before the award of any grant funds to a citizen organization or group, before the transmission to the Council of a proposed revenue bond issuance, or before the formulation of any final policy decision or guideline with respect to grant applications, comprehensive plans, requested or proposed zoning changes, variances, public improvements, licenses, or permits affecting said Commission area, the District budget and city goals and priorities, proposed changes in District government service delivery, and the opening of any proposed facility systems, provide to each affected Commission notice of the proposed action as required by subsection (b) of this section;

WHEREAS, The issues and concerns raised in the recommendations of the Commission shall be given great weight during the deliberations by the government entity, and great weight requires acknowledgement of the Commission as the source of the recommendations and explicit reference to each of the Commission's issues and concerns [D.C. Official Code §§ 1-309.10(c)(3)(A)];

WHEREAS, Advisory Neighborhood Commission 4A ("ANC 4A") has received notice of an upcoming hearing ("Hearing") of the District of Columbia, Office of Zoning, Board of Zoning Adjustment ("BZA") which will consider the 18587 ANC-4A07 Application ("Application") of Lester Foote ("Applicant"), pursuant to 11 DCMR § 3104.1, for a special exception under section 223, to allow a rear addition to an existing one-family detached dwelling ("Addition") not meeting the lot occupancy (section 403), side yard (section 405) and nonconforming structure (subsection 2001.3) requirements in the SSH/R-1-B District at premises 5714 16th Street, N.W., Washington, DC, and more particularly described for real property assessment and taxation purposes as Square 2723W, Lot 15 ("Property");

WHEREAS, the Property is located entirely within the boundaries of Advisory Neighborhood Commission 4A07 ("ANC 4A07") and within the boundaries of ANC 4A, and, therefore, ANC 4A07 is the only single member district, and ANC 4A is the only Commission area, affected by the Application;

WHEREAS, Commissioner Dave Wilson ("Commissioner Wilson") is presently the duly elected and serving Advisory Neighborhood Commissioner for ANC 4A07;

WHEREAS, Commissioner Wilson has diligently taken actions to determine if those residents living in relatively close proximity to the Property would deem the Addition as materially and adversely impacting their quality of life or the relative value of their respective property. Such actions included Commissioner Wilson personally (1) making copies of the Application that the BZA served upon him; (2) delivering one such copy to the Applicant's neighbors on 16th Street, NW, as well as, to a residence located across the alley from the Property; (3) speaking to the neighbors that were home during the two occasions that

Commissioner Wilson knocked on the doors of such neighbors; and (4) leaving written messages at the neighbors' homes indicating that the Applicant's architect would be at the Property on May 19, 2013 to present an explanation of the proposed Addition and would respond to any questions that the neighbors might have;

WHEREAS, Commissioner Wilson, along with certain other residents living in the neighborhood in which the Property is situated, attended the afore-stated presentation and expressed positive comments about the proposed Addition;

WHEREAS, Commissioner Wilson met with and spoke to several residents and neighbors while he walked door-to-door to discuss the Application, and those residents and neighbors expressed positive comments about the proposed Addition;

WHEREAS, several residents and stakeholder neighbors have signed letters in support of the Application;

WHEREAS, the Applicant has advised Commissioner Wilson has spoken with the Applicant seeks to expand the Property in order to create additional space in the residence for the Applicant's growing family;

WHEREAS, at ANC 4A's duly noticed, convened and conducted open meeting held on June 4, 2013, at Fort Steven's Recreation Center, (1) the Application was an agenda item, (2) no stakeholder or resident raised any objection to the Application, and (3) the ANC 4A Commissioners present at such meeting voted unanimously in support of the Application and this Resolution, and authorized Commissioner Wilson to appear and testify on behalf of ANC 4A at the Hearing, as may be necessary;

WHEREAS, ANC 4A has determined, among other things, that, to its knowledge and after due inquiry (1) except for lot occupancy, the Application is consistent with applicable zoning regulations, (2) Commissioner Wilson and ANC 4A is aware of no opposition of stakeholders to the BZA's approval of the Application; and (3) BZA approval of the Application would result in no material and adverse impact on the quality of life of residents or the property value of their respective property interests;

THEREFORE, BE IT RESOLVED, That ANC 4A supports the Application and authorizes Commissioner Wilson to appear and testify on behalf of ANC 4A at the Hearing;

FURTHER, RESOLVED, That, at the Hearing, BZA may rely upon Commissioner Wilson's statements made consistent with this Resolution; and

FURTHER RESOLVED, That, ANC 4A requests that the BZA give "great weight" to the views of ANC 4A in during the Hearing and in deciding the merits of the Application.

Respectfully submitted,

Dwayne M. Toliver

Dwayne M. Toliver, Chair, ANC 4A