

BEFORE THE ZONING COMMISSION OR
BOARD OF ZONING ADJUSTMENT OF THE DISTRICT OF COLUMBIA

FORM 150 – MOTION FORM

THIS FORM IS FOR PARTIES ONLY. IF YOU ARE NOT A PARTY PLEASE FILE A
FORM 153 - REQUEST TO ACCEPT AN UNTIMELY FILING OR TO REOPEN THE RECORD.

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.

CASE NO.: 18702

Motion of: Applicant Petitioner Appellant Party Intervenor Other

PLEASE TAKE NOTICE, that the undersigned will bring a motion to:

Motion to dismiss BZA Case No. 18702

Points and Authorities:

Please state each and every reason why the Zoning Commission (ZC) or Board of Zoning Adjustment (BZA) should grant your motion, including relevant references to the Zoning Regulations or Map and where appropriate a concise statement of material facts. If you are requesting the record be reopened, the document(s) that you are requesting the record to be reopened for must be submitted separately from this form. No substantive information should be included on this form.

Please see attached.

CERTIFICATE OF SERVICE

I hereby certify that on this **2** **6** day of **June**, **,** **2** **0** **1** **5**

I served a copy of the foregoing Motion to each Applicant, Petitioner, Appellant, Party, and/or Intervenor, and the Office of Planning

in the above-referenced ZC or BZA case via: Mailed letter Hand delivery E-Mail Other _____

Signature: Leila Santos

Print Name: Leila M. Jackson Batties, Holland & Knight LLP

Address: 800 17th Street, NW, Suite 1100

Phone No.: 202.419.2583 E-Mail: leila.batties@hklaw.com Board of Zoning Adjustment
District of Columbia
CASE NO. 18702

**BEFORE THE DISTRICT OF COLUMBIA
BOARD OF ZONING ADJUSTMENT**

APPLICANT'S MOTION TO DISMISS BZA CASE NO. 18702

View 14 Investments, LLC (the “Applicant”) hereby moves to dismiss Board of Zoning Adjustment (“BZA” or the “Board”) Case No. 18702 seeking special exception approval for a dog day care center for the property located at 2303 14th Street, NW (Square 2868, Lot 155) (the “Property”). The Property is improved with a mixed-use building (“View 14”), which was approved as a planned unit development (“PUD”) by the District of Columbia Zoning Commission in Order No. 05-22, dated January 9, 2006, and effective on February 3, 2006. The Applicant’s request and the Board’s decision in BZA Case No. 18702 is no longer necessary or relevant since (1) as a result of the amendments made to Section 735 of the Zoning Regulations, the BZA’s decision in BZA Case No. 18702 became moot and (2) the Zoning Commission approved ZC Order No. 05-22A, which granted the Applicant’s request to modify the PUD to include a dog day care center use on the Property.

Respectfully submitted,

HOLLAND & KNIGHT LLP

By:


Leila M. Jackson Batties

CERTIFICATE OF SERVICE

I hereby certify that a copy of the foregoing Motion to Dismiss was filed electronically with the Office of Zoning and was sent by first-class mail and electronic mail, this 26th day of June, 2015, to the following:

ANC 1B
c/o Chairman James Turner
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Concerned Residents and Neighbors of View 14
c/o Marty Sullivan, Esq.
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Leila Jackson Batties
Leila M. Jackson Batties