

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



FORM 140 - PARTY STATUS REQUEST

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.

**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.)

Pursuant to 11 DCMR §§ 3022.3 or 3106.2, a request is hereby made, the details of which are as follows:

Name:	<i>Jody R. Westby</i>		
Address:	4501 FOXHALL CRESCENTS NW, WASHINGTON, DC 20007		
Phone No(s):	202 337-0097	E Mail:	<i>Westby@mudspring.com</i>
I hereby request to appear and participate as a party in Case No.:	18708		
Signature:	<i>Jody R. Westby</i>		Date: 9-15-14
Will you appear as a(n) <input checked="" type="checkbox"/> Proponent <input type="checkbox"/> Opponent	Will you appear through legal counsel? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No		

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

Name:	BOARD OF ZONING ADJUSTMENT District of Columbia		
Address:	CASE NO. <i>18708</i>		
Phone No(s):	E Mail:	EXHIBIT NO. <i>36</i>	

**PARTY WITNESS INFORMATION:**

On a separate piece of paper, please provide the following witness information:

1. A list of witnesses who will testify on the party's behalf; *Please see attached pages*
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:**

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? *Please see attached pages*
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 application before the Commission/Board? (Preferably no farther than 200 ft.)
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? *RE* *HS* *OP* *OFFICE* *EX-15*
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. *PM*

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. 18708  
EXHIBIT NO. 36

**Party Status Request: Jody R. Westby**

**Supplement to Form 140**

**BZA Case No. 18708**

**PARTY WITNESS INFORMATION**

1. A list of witnesses who will testify on the party's behalf.

- Jody R. Westby, Resident and Member of Foxhall Crescents Homeowners Association

**PARTY STATUS CRITERIA**

**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?**

I own a home at 4501 Foxhall Crescents, NW. I am the first home on the right as one enters the neighborhood. There is only one road in and out of the neighborhood. Therefore, all traffic coming and going passes by my home. Additionally, the subject home of the BZA matter will be the 4<sup>th</sup> house around the corner from my residence.

**2. What legal interest does the person have in the property?**

I do not have an ownership interest in the property, but I am a member of the Foxhall Crescents Homeowners Association and have common rights granted to all members under the bylaws.

**3. What is the distance between the person's property and the property that is the subject of the application before the Commission/Board?**

My back property line is within 200 feet of the back property line of 4509 Foxhall Crescents. The case before the BZA requests approval of a home that would be the 4<sup>th</sup> house around the corner from my home. I receive notices from the BZA regarding this action.

**4. What are the environmental, economic, 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?**

If approved, the environmental impact will be positive and improve water drainage and erosion; the presence of a newly built home in the neighborhood will help raise property values, and any negative social impacts will be minimal and outweighed by the benefits. Any disruption during construction will be short-lived and can be mitigated. The neighborhood will benefit from a new home where a vacant lot sits now.

**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?**

If the action of the Board is denied, the property values in the neighborhood will suffer and current water issues will continue unabated. The proposed new construction offers a wonderful opportunity to help correct some water issues.

**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.**

The Foxhall Crescents neighborhood is private property, thus the homeowners are directly affected by such actions, whereas the general public is not.