



ADVISORY NEIGHBORHOOD COMMISSION 3E

TENLEYTOWN AMERICAN UNIVERSITY PARK FRIENDSHIP HEIGHTS

c/o Lisner-Louise-Dickson-Hurt Home 5425 Western Avenue, NW Washington, DC 20015

www.anc3e.org

Resolution Regarding Board of Zoning Adjustment Application #19006
For Janney School Rooftop HVAC Unit

WHEREAS, the District's Department of General Services (DGS) filed an application (BZA Application #19006) with the Board of Zoning Adjustment (BZA) for a special exception to permit the installation of an HVAC unit on the roof of Janney School without screening required by section 411.11; and

WHEREAS, although the wording of Application #19006 suggests that the HVAC unit was not installed at the time the Application was filed¹, in fact, the HVAC unit was already installed without screening and without notice to owners within 200 feet; and

WHEREAS, despite the defects in screening and notice, the rooftop Janney School HVAC unit is not visible from the street or from the school property and no complaints regarding noise have been received.

NOW, THEREFORE, in recognition of these considerations, ANC 3E adopts the following resolution:

RESOLVED, ANC 3E is very concerned by the failure of DGS to comply with applicable zoning requirements by placing the rooftop HVAC unit in a location where screening could not be installed and failing to provide notice to owners within 200 feet. However, ANC 3E will not oppose Application #19006 because the facts of this particular case do not support opposition inasmuch as the HVAC unit is not visible from the street or school property and no complaints regarding noise have been received.

BE IT FURTHER RESOLVED, ANC 3E is aware of other non-compliant HVAC units in ANC 3E which have caused serious problems and stresses that it takes compliance with zoning and other quality of life regulations seriously and will evaluate each case that comes before ANC 3E on its own merits.

¹ Application #19006 states: "We propose to install an existing HVAC unit on a rooftop without screening as the proposed location of the unit cannot accommodate screening due to lack of space."

The resolution passed by a vote of 5-0-0 at a properly noticed meeting held on May 14th, 2015, with Commissioners Bender, McHugh, Quinn, Hall, and Wallace present and voting.

ANC 3E

By Jonathan Bender, Chairperson