



## Advisory Neighborhood Commission 4B

6856 Eastern Avenue, NW - Suite 314

Washington, DC 20012

202-291-6282 (Office)

*Ron Austin, ANC 4B06, Chairperson; Douglass Sloan, ANC 4B09, Vice Chairperson;*

*Judi Jones, ANC 4B07, Secretary Frederick Grant, ANC 4B03, Treasurer;*

*Andre Carley, ANC 4B01; Frank Jones III, ANC 4B02; Brenda Parks, ANC 4B04; Brenda Speaks, ANC 4B05;*

October 7, 2015

Hon. Lloyd Jordan, Chairman  
D.C. Board of Zoning Adjustment  
Office of Zoning  
441 4<sup>th</sup> Street N.W.  
Washington, D.C. 20001

**RE: BZA 19082, 37-39 Missouri Avenue NW.**

Dear Chairman Jordan and Members of the Board:

At its regularly scheduled meeting on October 6, 2015 (notice of which was properly given, and at which a quorum of seven of eight members was present) ANC 4B voted (7 yes, 0 no) to adopt the attached resolution supporting an application for a special exception from the zoning regulations at 37-39 Missouri Avenue N.W.

The Commission submits this resolution under the provisions of DC Code 1-309.10(a) through 1-309.10(h)(1), which require, among other things, that Advisory Neighborhood Commission recommendations be given "great weight" by DC government agencies, that DC government agencies "articulate with particularity and precision the reasons why the Commission does or does not offer persuasive advice under the circumstances. In doing so, the government entity must articulate specific findings and conclusions with respect to each issue and concern raised by the Commission."

Sincerely,

Ronald Austin, ANC 4B06  
Chairperson

cc: Commissioners, ANC 4B  
Hon. Brandon Todd, Councilmember, Ward 4  
Mr. Gottlieb Simon, Executive Director, Office of Advisory Neighborhood Commissions  
Mr. Marty Sullivan, Sullivan & Barros, LLP



**Advisory Neighborhood Commission 4B**  
**Government of the District of Columbia**  
**6856 Eastern Avenue, NW - Suite 314**  
**Washington, DC 20012**

**RESOLUTION #15-0903**  
**Recommendations Regarding BZA 19082,**  
**an Application for a Special Exception at**  
**37-39 Missouri Avenue NW**  
**Adopted October 6, 2015**

- Chichest LLC has applied to the Board of Zoning Adjustment (BZA) for a special exception from zoning regulations to construct a 16-unit condominium apartment building at 37-39 Missouri Avenue N.W.
- Zoning regulations require that all new residential developments in the R-5-A zone must be reviewed by the BZA as special exceptions.
- The site for proposed construction is currently a vacant lot.
- Residents have welcomed the proposed development as a great improvement over the present situation.

**RESOLVED:**

- That Advisory Neighborhood Commission 4B (the Commission) supports this application for a special exception and recommends that the BZA approve it.
- That the Commission recommends that the applicant utilize trash compactors instead of trash dumpsters for collection and disposal of trash.

**FURTHER RESOLVED:**

That Commissioner Barbara Rogers, ANC 4B08, is hereby authorized to serve as the Commission's representative in all matters relating to this resolution.

**FURTHER RESOLVED:**

That, in the event the designated representative Commissioner cannot carry out her representative duties for any reason, the Commission authorizes the Chairperson to designate another Commissioner to represent the Commission in all matter relating to this resolution.

**FURTHER RESOLVED:**

Consistent with DC Code §1-309, only actions of the full Commission voting in a properly noticed public meeting have standing and carry great weight. The actions, positions and opinions of individual commissioners, insofar as they may be contradictory to or otherwise inconsistent with the expressed position of the full Commission in a properly adopted resolution or letter, have no standing and cannot be considered as in any way associated with the Commission.

**ADOPTED** by voice vote at a regular public meeting (notice of which was properly given, and at which a quorum of seven of eight members was present) on October 6, 2015 by a vote of 7 yes, 0 no.