

ATTACHMENT 1

NAMES AND SUBJECT ADDRESSES OF APPELLANTS AND STATEMENTS OF REPRESENTATION

ANC 2B
9 Dupont Circle NW

INDIVIDUAL PROPERTY OWNER(S)	SUBJECT ADDRESS
Philip Palmer & Heather Shaner	1702 S Street NW
	<i>1707 S Street Condominium</i>
Martin Toews	1707 S Street NW, #A
	<i>Hampshire Plaza Condominium</i>
Charles Ellis	1725 New Hampshire Avenue NW, #106
Francesca Castellani	1725 New Hampshire Avenue NW, #206
Janet Philips	1725 New Hampshire Avenue NW, #501
Melissa Zelikoff	1725 New Hampshire Avenue NW, #601
Karen Sheive Salter	1725 New Hampshire Avenue NW, #706
	<i>1730 New Hampshire Avenue Condominium</i>
Joan Rogliano	1730 New Hampshire Avenue NW, #12
	<i>Portsmouth Condominium</i>
Katharine Gresham	1735 New Hampshire Avenue NW, #101
Bruce Cohen	1735 New Hampshire Avenue NW, #401
Marilyn Hoskins	1735 New Hampshire Avenue NW, #402
Richard Stirba	1735 New Hampshire Avenue NW, #404
David Fiore	1735 New Hampshire Avenue NW, #601
Jerrold Mallory	1735 New Hampshire Avenue NW, #604
	<i>Normanstone Condominium</i>
Stacie & Bruce Goffin	1737 New Hampshire Avenue NW, #2
Jack Cohen	1737 New Hampshire Avenue NW, #3
Julie Davidson	1737 New Hampshire Avenue NW, #4
	<i>1751 New Hampshire Avenue Condominium</i>
Rima Calderon, Association President	1751 New Hampshire Avenue NW, #G
On behalf of all owners in the Association:	
Doug Heydon	1751 New Hampshire Avenue NW, #C

Paul Hansen	1751 New Hampshire Avenue NW, #H
Demetrious Papathanasiou	1751 New Hampshire Avenue NW, #E
Sharon Lynett	1751 New Hampshire Avenue NW, #B
Nishi Rawat	1751 New Hampshire Avenue NW, #F
Rupert Scofield	1751 New Hampshire Avenue NW, #A
Sally Murray	1751 New Hampshire Avenue NW, #D
	<i>The Whyland Condominium</i>
Amy Garrick	1724 17 th Street NW, #2
Ulysses & Heidi Sofia	1724 17 th Street NW, #36
Robert Spiegel	1724 17 th Street NW, #41
Richard Wetzell & Larry Joseph	1724 17 th Street NW, #43
Andrew Abrams	1724 17 th Street NW, #66
Steven Reichert & William Sawicki	1724 17 th Street NW, #82
William Sawicki	1724 17 th Street NW, #83



GOVERNMENT OF THE DISTRICT OF COLUMBIA
Dupont Circle Advisory Neighborhood Commission 2B

August 14, 2015

Lloyd Jordan, Chairperson
Board of Zoning Adjustment
441 4th Street NW
Suite 210S
Washington, DC 20001

Re: Appeal of Building Permit B1404913 - Rooftop Structure at 1731 New Hampshire Ave NW

Dear Chairperson Jordan:

At its regular meeting on August 12, 2015, the Dupont Circle Advisory Neighborhood Commission (“ANC 2B” or “Commission”) considered the above-referenced matter. With 7 of 8 Commissioners in attendance, a quorum at a duly-noticed public meeting, the Commission approved the following resolution by a vote of 7-0-0:

Whereas the Carlyle Hotel at 1731 New Hampshire Ave is in a R-5 residential zone;

Whereas in 2013 the hotel applied for a permit to build a roof structure, which came before ANC 2B for historic preservation review that year;

Whereas ANC 2B supported the historic review because no structure would be visible from the street and hotel owners testified that the space would be used for “passive” activities for hotel guests, such as sun bathing or yoga.

Whereas the Zoning Administrator issued a letter on July 24, 2013 indicating that “passive recreational” use of the rooftop would not constitute additional commercial activities and would thus be allowable under current zoning regulations for hotels in residential zones;

Whereas ANC 2B sent a letter to the Zoning Administrator in November 2013 asking for clarification on the term of art “passive recreational area”;

Whereas ANC 2B received a response from the Zoning Administrator in March 2014 stating that “passive recreational area” includes purchasing and consuming beverages and prepared food items;

Whereas on June 18, 2015 the Department of Consumer and Regulatory Affairs issued building permit B1404913 for construction on the roof, including a bar and seating for 97 with a total capacity of 237 people;

Whereas the plans as approved do not constitute “passive recreational” activities and there are concerns by neighbors on the impacts of over 200 people congregating on the rooftop in close proximity to residential buildings;

Whereas ANC 2B believes that the Zoning Administrator erred in approving building permit B1404913 as a “matter of right” under the current zoning regulations and believes that a special exception to the regulations is required for the proposed construction;

Whereas ANC 2B promotes a community that is hospitable, vibrant, safe and allows for the peaceful enjoyment of residents and business alike; and

Whereas ANC 2B believes that open and honest dialogue between neighbors and the hotel can lead to a formal agreement on the most appropriate use of rooftop space.

Therefore, BE IT RESOLVED that ANC 2B does hereby APPEAL the issuance of building permit B1404913 on the grounds that the Zoning Administrator incorrectly applied the zoning regulations.

BE IT FURTHER RESOLVED that ANC 2B appropriates up to \$3,000 from its savings to expend on the costs of this appeal, including any attorney’s fees, but that costs above \$3,000 will be the responsibility of the neighbors and/or other community groups.

BE IT FURTHER RESOLVED that Commissioners Stephanie Maltz and Noah Smith are designated as the Commission’s representatives for this appeal and may delegate informal responsibilities to residents to assist with communications, meeting planning, and document formulation.

BE IT FURTHER RESOLVED that ANC 2B intends to quickly engage the hotel owners and neighbors in structured dialogue that may lead to formal agreements on the use of rooftop space by the hotel in a manner that is negligibly intrusive to the peaceful enjoyment of property by nearby residents and that such an agreement could support the withdrawal of this appeal.

If you have any questions, please do not hesitate to contact me at Noah.Smith@anc.dc.gov or 202-688-5416.

Sincerely,



Noah Smith
Chair

CC: bzasubmissions@dc.gov, richard.nero@dc.gov, sara.bardin@dc.gov,
Jack.Evans@dccouncil.us, commissioners@dupontcircleanc.net

April 17, 2015

Ms. Sara Benjamin Bardin, Director and
Mr. Lloyd Jordan, Chairman
District of Columbia Office of Zoning
Board of Zoning Adjustment
441 4th Street NW, Room 210
Washington, DC 20001

Re: Appeal of Building Permit # B1504436 for 1731 New Hampshire Avenue NW

Dear Ms. Bardin and Mr. Jordan:

Please be advised that Rima Calderon and William Sawicki are authorized to represent me/us in the above-referenced zoning proceeding and for any additional zoning appeals of building permits issued to the referenced property (doing business as the Carlyle Suites Hotel). I/we own property within 200 feet of the referenced property.

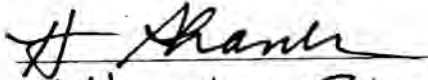
I/we believe Building Permit # B1504436 has been approved and issued in error, as it allows the construction of the following work that is in violation of the zoning regulations of the District of Columbia:

- An expansion of the existing hotel's function room and commercial adjunct spaces;
- Work that does not enhance the residential character of the area and will result in an increase and intensification of commercial uses on the site and within this residential district;
- Construction of new commercial adjunct spaces that will be visible from the sidewalk; and
- Work that will increase hotel activity and provide exterior equipment that will degrade the light, air, and privacy provided by open gardens and backyards in adjacent properties.

This work, if allowed to proceed despite non-compliance with the zoning regulations, will have a serious, adverse impact on the use, enjoyment, and value of my/our property and the surrounding residential neighborhood. I/we urge you to rule in favor of this appeal and cause the referenced building permit to be revoked.

Very truly yours,

Signature: 
Print Name: Philip D. Palmer

Signature: 
Print Name: H Heather Shaner

Principal Address: 1702 S St. N.W.
Washington DC. 20009

April 17, 2015

Ms. Sara Benjamin Bardin, Director and
Mr. Lloyd Jordan, Chairman
District of Columbia Office of Zoning
Board of Zoning Adjustment
441 4th Street NW, Room 210
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Very truly yours,

Signature: Martin L. Toews Signature: _____
Print Name: MARTIN L. TOEWS Print Name: _____

Principal Address: 1707 S ST. NW #A.
Washington, DC 20009

April 17, 2015

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Mr. Lloyd Jordan, Chairman
District of Columbia Office of Zoning
Board of Zoning Adjustment
441 4th Street NW, Room 210
Washington, DC 20001

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Very truly yours,

Signature:



Signature:

Print Name:

Charles H. Ellis III

Print Name:

Principal Address:

1725 New Hampshire Avenue, N.W.
Apt. 106
Washington, D.C. 20009

April 17, 2015

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Mr. Lloyd Jordan, Chairman
District of Columbia Office of Zoning
Board of Zoning Adjustment
441 4th Street NW, Room 210
Washington, DC 20001

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Very truly yours,

Signature:

Signature:

Print Name:

FRANCESCA CASTELLANI

Print Name:

Principal Address:

1725 NEW HAMPSHIRE AVE NW

UNIT 206

WASHINGTON DC 20009

April 17, 2015

Ms. Sara Benjamin Bardin, Director and
Mr. Lloyd Jordan, Chairman
District of Columbia Office of Zoning
Board of Zoning Adjustment
441 4th Street NW, Room 210
Washington, DC 20001

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Very truly yours,

Signature: Janet M. Philips Signature: _____

Print Name: Janet M. Philips Print Name: _____

owner #501 Hampshire Plaza
Principal Address: 7412 Chumley Ct.
Falls Church, Va.
22043

April 17, 2015

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Mr. Lloyd Jordan, Chairman
District of Columbia Office of Zoning
Board of Zoning Adjustment
441 4th Street NW, Room 210
Washington, DC 20001

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Very truly yours,

Signature: Melissa Zelickoff Signature: _____
Print Name: Melissa Zelickoff Print Name: _____

Principal Address:

1725 New Hampshire Ave NW
#601
Washington, DC 20005

April 17, 2015

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Mr. Lloyd Jordan, Chairman
District of Columbia Office of Zoning
Board of Zoning Adjustment
441 4th Street NW, Room 210
Washington, DC 20001

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Very truly yours,

Signature: Karen Sheive Salter Signature: _____

Print Name: KAREN SHEIVE SALTER Print Name: _____

Principal Address:

1725 New Hampshire Ave., N.W.,
Unit # 706
Washington, DC 20009

April 17, 2015

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Mr. Lloyd Jordan, Chairman
District of Columbia Office of Zoning
Board of Zoning Adjustment
441 4th Street NW, Room 210
Washington, DC 20001

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Very truly yours,

Signature:  Signature: _____

Print Name: Joan Rogliaro Print Name: _____

Principal Address:

1730 New Hampshire NW
Unit 12
Washington, DC 20009

April 17, 2015

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Mr. Lloyd Jordan, Chairman
District of Columbia Office of Zoning
Board of Zoning Adjustment
441 4th Street NW, Room 210
Washington, DC 20001

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Very truly yours,

Signature: Katharine B. Gresham Signature: _____

Print Name: KATHARINE B. GRESHAM Print Name: _____

Principal Address: 1735 NEW HAMPSHIRE AVE NW
APT. 101
WASHINGTON, DC 20009

April 17, 2015

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District of Columbia Office of Zoning
Board of Zoning Adjustment
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Very truly yours,

Signature: Bruce A Cohen Signature: _____

Print Name: BRUCE A COHEN Print Name: _____

Principal Address:

1735 NEW HAMPSHIRE AVE, NW
APT. 401
WASHINGTON, DC 20009

April 17, 2015

Ms. Sara Benjamin Bardin, Director and
Mr. Lloyd Jordan, Chairman
District of Columbia Office of Zoning
Board of Zoning Adjustment
441 4th Street NW, Room 210
Washington, DC 20001

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Very truly yours,

Signature: Marilyn W. Hoskins Signature: _____

Print Name: Marilyn Hoskins Print Name: _____

Principal Address: 1735 New Hampshire Ave NW #402
Washington, DC
20009

April 17, 2015

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Mr. Lloyd Jordan, Chairman
District of Columbia Office of Zoning
Board of Zoning Adjustment
441 4th Street NW, Room 210
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Very truly yours,

Signature: Richard Stirba Signature: _____
Print Name: RICHARD STIRBA Print Name: _____

Principal Address: 1735 NEW HAMPSHIRE AVE NW
#404
WASHINGTON DC 20009

April 17, 2015

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Mr. Lloyd Jordan, Chairman
District of Columbia Office of Zoning
Board of Zoning Adjustment
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Washington, DC 20001

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Very truly yours,

Signature: David R. Fiore Signature: _____

Print Name: DAVID R. FIORE Print Name: _____

Principal Address: 1735 NEW HAMPSHIRE AVENUE, NW
APT. 601
WASHINGTON, DC 20009

April 17, 2015

Ms. Sara Benjamin Bardin, Director and
Mr. Lloyd Jordan, Chairman
District of Columbia Office of Zoning
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441 4th Street NW, Room 210
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Very truly yours,

Signature:


JERROLD L. MALLORY

Signature:

Print Name:

JERROLD L. MALLORY

Print Name:

Principal Address:

1735 NEW HAMPSHIRE AVE NW
Apt. 604
WASHINGTON, DC 20009

April 17, 2015

Ms. Sara Benjamin Bardin, Director and
Mr. Lloyd Jordan, Chairman
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This work, if allowed to proceed despite non-compliance with the zoning regulations, will have a serious, adverse impact on the use, enjoyment, and value of my/our property and the surrounding residential neighborhood. I/we urge you to rule in favor of this appeal and cause the referenced building permit to be revoked.

Very truly yours,

Signature: Stacie G Goffin Signature: Bruce Goffin
Print Name: Stacie G Goffin Print Name: Bruce Goffin

Principal Address: 1737 New Hampshire Ave NW
Apt 2
Washington DC 20009

April 17, 2015

Ms. Sara Benjamin Bardin, Director and
Mr. Lloyd Jordan, Chairman
District of Columbia Office of Zoning
Board of Zoning Adjustment
441 4th Street NW, Room 210
Washington, DC 20001

Re: Appeal of Building Permit # B1504436 for 1731 New Hampshire Avenue NW

Dear Ms. Bardin and Mr. Jordan:

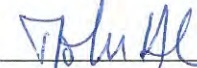
Please be advised that Rima Calderon and William Sawicki are authorized to represent me/us in the above-referenced zoning proceeding and for any additional zoning appeals of building permits issued to the referenced property (doing business as the Carlyle Suites Hotel). I/we own property within 200 feet of the referenced property.

I/we believe Building Permit # B1504436 has been approved and issued in error, as it allows the construction of the following work that is in violation of the zoning regulations of the District of Columbia:

- An expansion of the existing hotel's function room and commercial adjunct spaces;
- Work that does not enhance the residential character of the area and will result in an increase and intensification of commercial uses on the site and within this residential district;
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Very truly yours,

Signature:  Signature: _____

Print Name: John A. Cohen Print Name: _____

Principal Address:

1737 New Hampshire Ave., NW
Apt. 3
Washington, DC 20009

April 17, 2015

Ms. Sara Benjamin Bardin, Director and
Mr. Lloyd Jordan, Chairman
District of Columbia Office of Zoning
Board of Zoning Adjustment
441 4th Street NW, Room 210
Washington, DC 20001

Re: Appeal of Building Permit # B1504436 for 1731 New Hampshire Avenue NW

Dear Ms. Bardin and Mr. Jordan:

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Very truly yours,

Signature: _____

Signature: _____

Print Name: _____

Print Name: _____

Principal Address: _____

1737 New Hampshire Ave, NW
Apt. 7
Washington, DC 20009

April 17, 2015

Ms. Sara Benjamin Bardin, Director and
Mr. Lloyd Jordan, Chairman
District of Columbia Office of Zoning
Board of Zoning Adjustment
441 4th Street NW, Room 210
Washington, DC 20001

Re: Appeal of Building Permit # B1504436 for 1731 New Hampshire Avenue NW

Dear Ms. Bardin and Mr. Jordan:

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Very truly yours,

Signature: Rima Calderon Signature: _____
Print Name: Rima Calderon Print Name: _____

Principal Address: 1751 New Hampshire Avenue NW
#G
Washington, DC 20009

April 17, 2015

Ms. Sara Benjamin Bardin, Director and
Mr. Lloyd Jordan, Chairman
District of Columbia Office of Zoning
Board of Zoning Adjustment
441 4th Street NW, Room 210
Washington, DC 20001

Re: Appeal of Building Permit # B1504436 for 1731 New Hampshire Avenue NW

Dear Ms. Bardin and Mr. Jordan:

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Very truly yours,

Signature: Amy Garrick Signature: _____

Print Name: Amy Garrick Print Name: _____

Principal Address: 1724 17th St NW #2
Wash DC 20009

April 17, 2015

Ms. Sara Benjamin Bardin, Director and
Mr. Lloyd Jordan, Chairman
District of Columbia Office of Zoning
Board of Zoning Adjustment
441 4th Street NW, Room 210
Washington, DC 20001

Re: Appeal of Building Permit # B1504436 for 1731 New Hampshire Avenue NW

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Very truly yours,

Signature: Ulysses J. Sofia Signature: Heidi J. Sofia
Print Name: Ulysses J. Sofia Print Name: Heidi J. Sofia

Principal Address: 1724 17th St., NW
Apt. 36
Washington, DC 20009

April 17, 2015

Ms. Sara Benjamin Bardin, Director and Mr. Lloyd Jordan, Chairman
District of Columbia Office of Zoning Board of Zoning Adjustment
441 4th Street NW, Room 210 Washington, DC 20001

Re: Appeal of Building Permit # B1504436 for 1731 New Hampshire Avenue NW

Dear Ms. Bardin and Mr. Jordan:

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Very truly yours,

Signature: ____RAS____ Signature: _____

____ Print Name: _____

Print Name: ____Robert A. Spiegel_____

Principal Address: 1724 17th Street NW ____ Apartment No.

41 _____

____ Washington, DC 20009 _____

April 17, 2015

Ms. Sara Benjamin Bardin, Director and
Mr. Lloyd Jordan, Chairman
District of Columbia Office of Zoning
Board of Zoning Adjustment
441 4th Street NW, Room 210
Washington, DC 20001

Re: Appeal of Building Permit # B1504436 for 1731 New Hampshire Avenue NW

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Very truly yours,

Signature:

Richard F. Wetzell

Signature:

Larry P. Joseph

Print Name:

RICHARD F. WETZELL

Print Name:

LARRY P. JOSEPH

Principal Address:

1724 17TH ST NW, APT 43
WASHINGTON DC 20009

RECEIVED
D C OFFICE OF ZONING
April 17, 2015
2015 APR 30 AM 8:39

Ms Sara Benjamin Bardin, Director and
Mr Lloyd Jordan, Chairman
District of Columbia Office of Zoning
Board of Zoning Adjustment
441 4th Street NW, Room 210
Washington, DC 20001

Re Appeal of Building Permit # B1504436 for 1731 New Hampshire Avenue NW

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Very truly yours,

Signature Andrew Abrams Signature _____

Print Name Andrew Abrams Print Name _____

Principal Address 1724 17th St. NW #66
Washington, DC 20009

April 17, 2015

Ms. Sara Benjamin Bardin, Director and
Mr. Lloyd Jordan, Chairman
District of Columbia Office of Zoning
Board of Zoning Adjustment
441 4th Street NW, Room 210
Washington, DC 20001

Re: Appeal of Building Permit # B1504436 for 1731 New Hampshire Avenue NW

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Very truly yours,

Signature:



Signature:



Print Name:

Steven Reichert

Print Name:

William Sawicki

Principal Address:

1724 17th Street NW, #82

Washington, DC 20009

April 17, 2015

Ms. Sara Benjamin Bardin, Director and
Mr. Lloyd Jordan, Chairman
District of Columbia Office of Zoning
Board of Zoning Adjustment
441 4th Street NW, Room 210
Washington, DC 20001

Re: Appeal of Building Permit # B1504436 for 1731 New Hampshire Avenue NW

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Very truly yours,

Signature:



Signature:

Print Name:

William Sawicki

Print Name:

Principal Address:

1724 17th Street NW, #83

Washington, DC 20009