

DISTRICT OF COLUMBIA
BOARD OF ZONING ADJUSTMENT
441 4th Street, N.W.
Washington, D.C. 20001

Appeal of Frederick W. McCarthy, III
Appeal of ANC 1C

BZA Appeal 19225
BZA Appeal 19224

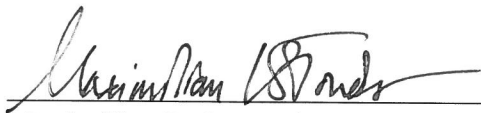
**DCRA'S MOTION TO CONTINUE TO APRIL 12 HEARING
AND MOTION TO CONSOLIDATE WITH APPEAL 19224 OF SAME PERMIT**

Respondent, the District of Columbia Department of Consumer and Regulatory Affairs (“DCRA”), hereby moves to continue BZA Appeal 19225 to the April 12 hearing of the Board of Zoning Adjustment (“Board”) and to consolidate this appeal with BZA Appeal 19224 scheduled for that same hearing in the interests of judicial economy, since both appeals are of the same building permit (B1502005, the “Permit”) for the same reasons (failure to recognize existing parking in a rear yard structure and installation of wall to change grade for purposes of classifying the lower level as a cellar and not a basement).

The Appellant in BZA Appeal 19225 has agreed via email to support DCRA’s motion to continue that appeal until the April 12 hearing and to consolidate that appeal with BZA Appeal 19224. DCRA has requested consent for the consolidation from the Appellant in BZA Appeal 19225, but has not yet heard back. Therefore, DCRA respectfully requests that the Board (i) grant the Motion to Continue BZA Appeal 19225 until the Board’s April 12 hearing and (ii) consider the Motion to Consolidate BZA Appeals 19224 and 19225 at that hearing.

Respectfully submitted,
CHARLES THOMAS
General Counsel
Department of Consumer and Regulatory Affairs

Date: 3/24/16


Maximilian L. S. Tondro

Assistant General Counsel, Office of General Counsel
Department of Consumer and Regulatory Affairs

1100 4th Street, S.W., Suite 5266
Washington, D.C. 20024
(202) 442-8403 (office) / (202) 442-9477 (fax)
maximilian.tondro@dc.gov

Attorney for Department of Consumer and Regulatory Affairs
Admitted to practice in the District of Columbia (Bar Number pending) and Maryland.

CERTIFICATE OF SERVICE

I hereby certify that on this 21st day of March 2016, a copy of the foregoing Motion to Continue and Motion to Consolidate Appeals was served via electronic mail to:

Frederick W. McCarthy III
1837 Ontario Place, N.W.
Washington, D.C. 20009
fwmccarthy3@gmail.com
Appellant in BZA Appeal 19225

Ted Guthrie, Chairperson
Advisory Neighborhood Commission, ANC-1C
1849 Kalorama Road, N.W., Apt. 2
Washington, D.C. 20009
1C@anc.dc.gov
1C03@anc.dc.gov

Bryce Jacobs, on behalf of ANC 1C
1833 Ontario Place, N.W.
Washington, D.C. 20009
bryceajacobs@gmail.com
Appellant in BZA Appeal 19224

Gabriela Mossi, Single Member Advisory
Neighborhood Commission, ANC-1C04
2853 Ontario Road, N.W.
Washington, D.C. 20009
1C04@anc.dc.gov

Samantha Mazo
Griffin, Murphy, Moldenhauer & Wiggins,
LLP
1912 Sunderland Place, N.W.
Washington, D.C. 20036
smazo@washlaw.com
Attorney for Permit Holder



Maximilian L.S. Tondro