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September 16, 2002

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VIA FACSIMILE

Board of Zoning Adjustment for the
District of Columbia
441 4th Street, N.W., Suite 210-S
Washington, D.C. 20001

RECEIVED
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2002 SEP 16 AM 10:43

Re: BZA Appeal No. 16239
USA Waste of D.C., Inc.

Dear Members of the Board:

On behalf of USA Waste of D.C., Inc., appellant in the above-referenced case, we hereby submit this report on the status of the settlement negotiations with the District. As set forth in the status report letter dated July 15, the District and USA Waste are finalizing the language in a Solid Waste Transfer Station Service and Settlement Agreement. The parties expected to complete the document by the first week of August 2002. Due to the various and disparate vacation schedules of the key personnel involved in the negotiations, however, the parties were unable to complete their discussions until last week. All language issues have now been resolved and the document is being reviewed for legal sufficiency by the Office of Corporation Counsel. The parties anticipate that Agreement will be signed by the first week of October 2002.

Under the revised terms of the Agreement, USA Waste's facility at 1140 3rd Street, N.E., will close ten business days after the effective date of the Agreement, thereby obviating the need for the November 17th hearing date in this matter. Thereafter, USA Waste with file a motion to withdraw the above-referenced appeal. USA Waste will promptly notify the Office of Zoning when the Agreement becomes effective.

BZA
Case No. 16239
Exhibit No. 47

Board of Zoning Adjustment
District of Columbia
CASE NO.16239
EXHIBIT NO.47

Respectfully submitted,

HOLLAND & KNIGHT LLP

Carolyn Brown

Carolyn Brown

cc: Advisory Neighborhood Commission 6A
Institute For Public Representation
Arthur J. Parker, Esq.