GOVERNMENT OF THE DISTRICT OF COLUMBIA
BOARD OF ZONING ADJUSTMENT



September 8, 2000

Gregory Ferrell, Commissioner Designee
Advisory Neighborhood Commission 6A
624 H Street, NE, First Floor
Washington, D.C. 20002

Dear Commissioner Ferrell:
This is a follow-up to the telephone conversation that I, along with Paul Hart of my staff, had with you on August 23, 2000. The conversation was initiated by your letter dated August 22, 2000, to the Chairperson of the Board of Zoning Adjustment (BZA), Ms. Sheila Cross Reid, requesting that the decision for a modification of BZA Order No. 16407 be reconsidered. You indicated that there were several concerns that the community had regarding the potential negative impact that the Board's decision in this case could generate. You also indicated that there was relevant information to the support the potential negative impact of the requested modification, that was not submitted to the Board.

In our conversation we informed you that the Applicant had inadvertently applied for a modification that had already been approved by the Board at its June 7, 2000, public meeting. This meant that the record was closed and your letter dated August 22, 2000, would be returned to you. We also informed you that Modification Order No. 16407 had not been written and that once the order was written and signed your Advisory Neighborhood Commission (ANC), as a party, had the right to request a reconsideration or rehearing of the decision pursuant to 11 DCMR Subsection 3126.2 which states, "Any party may file a motion for reconsideration or rehearing of any decision of the Board, provided that motion is filed with the Director within ten (10) days from the date of issuance of a final written order by the Board".

Enclosed is a copy of final Modification Order. No. 16407. If your ANC intends to file a motion for reconsideration, I suggest that you inform this Office in writing, within the specified time and include your letter to the BZA dated August 22, 2000, as an attachment. I would also suggest that you continue to work with Paul Hart who will provide you with the necessary assistance required for filing a motion for reconsideration.

If there is a need for additional information, please contact Paul Hart on (202) 727-0348

Sincerely

Jerrily R. Kress, FAIA
Director

BZA
Case No. 16407
Exhibit No. 46

Board of Zoning Adjustment
District of Columbia
CASE NO.16407
EXHIBIT NO.46