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DISTRICT OF COLUMBIA
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January 26, 2000

BY HAND

D.C. Board of Zoning Adjustment
Room 220
441 4th Street, N.W.
Washington, D.C. 20001

Re: BZA Application No. 16542
Georgetown Flea Market - 1819 35th Street, N.W.

Dear Members of the Board:

The above-numbered application is a request for a use variance to continue the operation of the Georgetown Flea Market on the grounds of the Hardy Middle School. A public hearing has been scheduled on the application for February 9, 2000. On behalf of Michael Sussman, operator of the Georgetown Flea Market, we hereby request that the public hearing on the subject variance application be postponed.

Mr. Sussman is also the appellant in Appeal No. 16535, involving the same use at the same property. At the request of the appellant, the Board has postponed a public hearing on the appeal until Wednesday, June 7, 2000. We request that the hearing on this application be postponed to the same date.

On December 21, 1999, the Council of the District of Columbia enacted legislation on an emergency basis to exempt from zoning the subject use on the subject property. That legislation is pending, in that it must be signed by the Mayor and is subject to review by the Control Board. When the legislation becomes effective, the appellant will be entitled to continue the existing use. Assuming that the Zoning Administrator follows the legislation, there would be no need for action by the Board and it may ultimately be appropriate to withdraw the application, as well as the appeal.

Accordingly, in the interest of administrative economy and efficiency, we request that the Board not proceed with consideration of the application at this

BZA
Case No. 16542
Exhibit No. 25

Board of Zoning Adjustment
District of Columbia
CASE NO.16542
EXHIBIT NO.25

time. Once the legislation has become effective and we have reviewed the matter with the Zoning Administrator, we will advise the Board of the status of both the application and the appeal.

Please contact us if you or the staff have any questions about this matter.

Sincerely,

Norman M. Glasgow, Jr.

Steven E. Sher
Director of Zoning Services