Government of the District of Columbia

OFFICE OF ZONING

441 4TH STREET, N.W.
SUITE 210
WASHINGTON, D.C. 20001
(202) 727-6311

September 26, 2001

Phil T. Feola
Sarah E. Shaw
Shaw Pittman LLP
2300 N Street, N.W.,
Washington, D.C. 20037-1128

RE: BZA Application No. 16611

Dear Mr. Feola and Ms. Shaw:

The Office of Zoning is in receipt of your correspondence dated September 24, 2001, regarding the above-referenced case. The Office of Zoning welcomes your interest and input; however, this document can not be accepted because your correspondence was not specifically requested by the Board at the conclusion of the public hearing in this matter and was received after the deadline for the submission of post-hearing documents requested by the Board of Zoning Adjustment. The letter from Advisory Neighborhood Commission 3F cited in your letter was also withheld from the record. The record in this case is closed. If the record in this case becomes active again, the Office will gladly accept any correspondence for the case. Once again, thank you for your interest and I look forward to working with you in the future.

Should you have any questions or need clarification, please feel free to contact Paul Hart at (202) 727-6311.

Sincerely,

JERRILY R. KRESS, FAIA
Director
Office of Zoning

BZA
Case No. 16611
Exhibit No. 252

Board of Zoning Adjustment
District of Columbia
CASE NO.16611
EXHIBIT NO.252

ShawPittman LLP

A Limited Liability Partnership Including Professional Corporations

September 24, 2001

VIA HAND DELIVERY

Sheila Cross Reid
Chairperson
Board of Zoning Adjustment
441 4th Street, N.W
Second Floor
Washington, D.C. 20001

RECEIVED
D.C. OFFICE OF ZONING
2001 SEP 24 PM 3:29

Re: BZA Application No. 16611, Edmund Burke School

Dear Chairperson Reid and Members of the Board:

On behalf of the applicant in the above-captioned matter, we oppose ANC 3F's request, by letter dated September 20, 2001, for the Board to waive its rules in order to accept that letter into the record because the ANC letter is merely a rebuttal to the Board's mandated responses from the parties due on September 18th. Neither the Board's rules, the Zoning Regulations nor the Board's instructions in this particular case established at September 4, 2000 public meeting provide for such surrebuttal. The School believes that the record in this case is complete and the BZA needs no additional materials in order for the Board to make a reasoned determination on this application.

In the event that the Board grants the ANC's request, please note that the School's official response to the September 20, 2001 letter from ANC 3F is that it has no response.

Sincerely,

Phil T. Feola

Sarah E. Shaw

cc: David Shapiro
Marie Sansone, Esquire

Document #: 1165792 v.1

BZA
Case No. 16611
Exhibit No. _____

Certificate of Service

I hereby certify that on September 24, 2001, a copy of the foregoing materials was sent via first class mail to the following:

Jennifer Steingasser
Office of Planning
801 North Capitol Street, NW, 4th Floor
Washington, DC 20002

Mr. Kenneth Laden
Department of Public Works
2000 14th Street, NW, 5th Floor
Washington, DC 20009

ANC 3F c/o Phil Kogan
Health and Human Services
200 Independence Ave, SW, #503H
Washington, DC 20201

Linda Jay
2951 Upton Street, NW
Washington, DC 20008

And

3634 Veazey Street, NW
Washington, DC 20008-3135

Van Ness South Tenants Association
c/o Pat Brown
Greenstein, DeLorme & Luchs
1620 L Street, NW, Suite 900
Washington, DC 20036

NULS
c/o Jodie Smolik
2945 Upton Street, NW
Washington, DC 20008

Sirrus, LLC
c/o Cynthia Giordano, Esq.
Arnold & Porter
555 12th Street, NW
Washington, DC 20004

Sarah E. Shaw

Sarah E. Shaw

Document #: 1115471 v.8