GOVERNMENT OF THE DISTRICT OF COLUMBIA
BOARD OF ZONING ADJUSTMENT

Application No. 16619-A of Romano Romani and Thomas D. Parry, pursuant to 11 DCMR 3103.2 and subsection 330.5, for a variance from the use provisions to allow the premises to be used as general office space (a lobbyist group) in an R-4 District at premises 233 Constitution Avenue, N.E. (Square 758, Lot 39).

HEARING DATES: November 8, 2000; February 13, 2001; May 15, 2001

DECISION DATES: May 15, 2001; October 2, 2001

ORDER GRANTING MOTION FOR RECONSIDERATION AND REHEARING

This Application was brought by Romano Romani and Thomas D. Parry (collectively, the Applicant), the owners of the subject property and partners in a lobbying firm whose offices are located on the property.

A hearing was originally scheduled for November 8, 2000 but the Board granted the Applicant's request for a continuance and the hearing was rescheduled for February 13, 2001. The Applicant made another request for a continuance at the February 13 hearing due to the death of Thomas D. Parry, one of the partners of the lobbying firm. This request was granted and the hearing was again rescheduled, for May 15, 2001. A third request for a continuance was made at the May 15 hearing due to the fact that the property in question was involved in a complicated estate proceeding following the death of Mr. Parry. The Applicant requested postponement of the hearing until September, 2001 pending the completion of the estate proceeding, after which the lobbying firm would evaluate the property and determine the ownership rights and its future use the subject property.

At the May 15, 2001, hearing date, the Board concluded that further postponement of this application was unwarranted and ordered that the application be dismissed. A final order was issued on July 12, 2001.

On July 23, 2001, the applicant submitted: "Applicant's Appeal of Final Decision". There was no opposition to the submission. The Board considers the applicant to be more properly seeking reconsideration and a rehearing and not an appeal, which could not be submitted to the Board but only to the Court of Appeals. The Board therefore considers the applicant's July 23, 2001, submittal as a motion for reconsideration and rehearing.

At its October 2, 2001, decision meeting, the Board voted 7 to 0 to grant the applicant's motion for reconsideration and rehearing.

BZA
Case No.
Exhibit No. 57
Board of Zoning Adjustment
District of Columbia
CASE NO.16619
EXHIBIT NO.51

The Board grants the motion for appeal for the reasons stated in the October 2, 2001, decision meeting and in the applicant's July 23, 2001, submission.

A hearing for this case is scheduled for December 11, 2001.

In light of the foregoing, the Board hereby **ORDERS** that the motion for reconsideration and rehearing be **GRANTED**.

VOTE: **5-0-0** (Sheila Cross Reid, Anthony J. Hood, Anne M. Renshaw, David W. Levy, and Geoffrey H. Griffis, to approve).

BY ORDER OF THE D.C. BOARD OF ZONING ADJUSTMENT

Each concurring member has approved the issuance of this Decision and Order and authorized the undersigned to execute this Decision and Order on his or her behalf.

ATTESTED BY: **JERRILY R. KRESS, FAIA**
Director

FINAL DATE OF ORDER: DEC - 5 2001

UNDER 11 DCMR § 3125.9, NO ORDER OF THE BOARD SHALL TAKE EFFECT UNTIL TEN DAYS AFTER IT BECOMES FINAL PURSUANT TO § 3125.6 OF THE DISTRICT OF COLUMBIA BOARD OF ZONING ADJUSTMENT RULES OF PRACTICE AND PROCEDURE AND UPON ITS FILING IN THE RECORD AND SERVICE ON THE PARTIES.

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GOVERNMENT OF THE DISTRICT OF COLUMBIA
BOARD OF ZONING ADJUSTMENT

BZA APPLICATION NO. 16619-A

As Director of the Office of Zoning, I hereby certify and attest that on DEC - 5 2001 a copy of the order entered on that date in this matter was mailed first class, postage prepaid or delivered via inter-agency mail, to each party and public agency who appeared and participated in the public hearing concerning the matter, and who is listed below:

Romano Romani & Thomas D. Parry
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Janet Quigley, Commissioner
Single Member District 6A05
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rsn

ATTESTED BY:

JERRILY R. KRESS, FAIA
Director