GOVERNMENT OF THE DISTRICT OF COLUMBIA
BOARD OF ZONING ADJUSTMENT

August 24, 2000

MEMORANDUM

TO: Arnold R. Finlayson, Administrator
Office of Documents and Administrative Issuances

FROM: Kathy J. Wright
Office Manager

SUBJECT: Publication

Please publish the attached in the D.C. Register on Friday, September 1, 2000 as follows:

PROPOSED RULEMAKING– Application No. 16620
(Embassy of the Republic of Azerbaijan)

BZA
Case No. 16620
Exhibit No. 21

Board of Zoning Adjustment
District of Columbia
CASE NO.16620
EXHIBIT NO.21

EXCERPT FROM TITLE 11 DCMR, "ZONING"

3106 APPEARANCE AND REPRESENTATION

3106.1 In a proceeding before the Board, any person or party may appear on his or her own behalf. Any person or party may be represented by any other person duly authorized in writing to do so. The authorization shall state specifically that the authorization includes the power of the agent or representation to bind the person in the case before the Board.

3106.2 Except for the applicant, appellant or the ANC, to participate as a party in a proceeding before the Board, any affected person shall file with the Board, not less than fourteen (14) days prior to the date set for the hearing, the following information.

(a) The person's name and address;
(b) A request to appear and participate as a party;
(c) Whether the person will appear as a proponent or opponent of the application or appeal;
(d) Whether the person will appear through legal counsel and, if so, the name and address of such legal counsel; and
(e) A written statement setting forth why the person should be granted party status, including reference to the following:

(1) The property owned or occupied by such person, or in which such person has an interest, that will be affected by the action requested of the Board;
(2) The legal interest such person has in such property, such as owner, tenant, trustee or mortgagee;
(3) The distance between such person's property and the property that is the subject of the application or appeal before the Board;
(4) The environmental, economic or social impacts that are likely to affect such person and/or such person's property if the action requested of the Board is approved or denied; and
(5) Any other relevant matters that demonstrate how such person likely will be affected or aggrieved if the action requested of the Board is approved or denied.

3106.3 In considering any request for party status pursuant to Subsection 3106.2, the Board shall grant party status only if the person has clearly demonstrated that his or her interests will be more significantly, distinctively or uniquely affected in character or kind by the proposed zoning action than those of other persons in the general public.

3106.4 No member of the Board or the Zoning Commission shall represent any person before the Board other than himself or herself while he or she is a member of the Board or the Zoning Commission.

3106.5 No former member of the Board or the Zoning Commission shall represent any person before the Board other than himself or herself for a period of six (6) months after the date that the member's service on the Board of Zoning Commission terminates.

3106.6 No former member of the Board or former employee of the Government of the District of Columbia shall represent any person other than himself or herself in a particular matter for which the member or employee had a substantial responsibility while he or she was a member of the Board or an employee of the District.

anc3106/LJP

RULEMAKING TRANSMITTAL FORM

TYPE OF RULEMAKING ACTION: ___ EMERGENCY RULES

___ FINAL RULES x PROPOSED RULES ___ COMBINED

AGENCY: BOARD OF ZONING ADJUSTMENT/OFFICE OF ZONING

DATE AND TIME RECEIVED
OFFICE OF DOCUMENTS USE ONLY

AGENCY REPRESENTATIVE: JERRILY R. KRESS

ADDRESS: 441 4th STREET, N.W., SUITE 210 **TELEPHONE:** (202) 727-6311

TITLE AND DESCRIPTION OF RULES:

Permission to locate a new chancery for the Embassy of the Republic of Azerbaijan at 2741 34th Street, N.W. (Square 2122, Lot 27)

If this rulemaking action will amend or repeal existing rules, give a complete citation to the rules being amended or repealed:

NOT APPLICABLE

FINAL RULES ONLY: Give the D.C. REGISTER citation and date of publication of the Notice of Proposed Rulemaking for these rules: ___ DCR _____ Date: _____

COMPLETE CITATION to the statute, regulation, or other legal authority which specifically authorizes the issuance of the substance of these rules:

11 DCMR, Chapter 10 (1987); D.C. Code, Sec. 5-1206 (1987 Supp.)

LEGAL CERTIFICATION: I certify that I have reviewed the attached rulemaking and, in my opinion, the substance of the text of the rules is legally sufficient.

DATE: 8/24/00 SIGNED: Janice N. Skyper for PHONE: (202) 727-624

☒ FINAL ☐ CONDITIONAL NAME: ALAN BERGSTEIN TITLE: CORPORATION COUNSEL

PROMULGATOR: Name and title of the person legally authorized to adopt and promulgate these rules (or the name of the board or other body authorized to adopt rules by vote):

NAME: BOARD OF ZONING ADJUSTMENT TITLE: _____

COMPLETE CITATION to the statute, regulation, order, or other legal authority that specifically authorizes this person or agency to adopt and promulgate these rules:

11 DCMR, Chapter 10 (1987); D.C. Code, Sec. 5-1206 (1987 Supp.)

SIGNATURE OF THE PERSON AUTHORIZED TO ADOPT RULES OR ATTEST TO THE ADOPTION OF RULES

DATE OF APPROVAL OR VOTE: _____

APPROVAL OR ATTEST: JERRILY R. KRESS, FAIA

TITLE: Director PHONE: (202) 727-6311

Office of Documents use only:

THIS NOTICE PUBLISHED AT: VOL ___ DCR _____ DATE: _____

GOVERMENT OF THE DISTRICT OF COLUMBIA

BOARD OF ZONING ADJUSTMENT

NOTICE OF PROPOSED RULEMAKING

APPLICATION NO. 16620

The Board of Zoning adjustment of the District of Columbia, pursuant to the authority set forth in the Foreign Missions Act (Title 2, Public Law 97-241, 96 Stat. 283, August 24, 1982) and the Zoning Regulations of the District of Columbia, hereby gives notice of its intention to approve, or in the alternative disapprove, the application of the Embassy of the Republic of Azerbaijan to locate a chancery in the R-1-A District at premises 2741 34th Street, N.W., (Square 2122, Lot 27). Final action to approve or disapprove this application will be taken in not less than thirty days from the date of publication of this notice.

Written comments may be submitted to the Board of Zoning Adjustment through the Director of the Office of Zoning, 441 4th Street, N.W., Suite 210, Washington. C. 20001. Copies of this notice are available from the Office of Zoning. For further information, call the Office of Zoning at 727-6311.