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, 2002

Honorable Adrian Fenty
Councilmember Ward Four
Wilson Building
1350 Pennsylvania Avenue, N.W.
Suite 506
Washington, D.C. 20004

Re: BZA Application No. 16686 – Benjamin Medley

Dear Couincilmember Fenty:

The Office of Zoning received your letter (attached) on September 25, 2002, requesting that the Board of Zoning Adjustment (BZA) consider refunding a filing fee of $800, to Mr. Medley (applicant) in the above-referenced matter.

Background

The subject BZA application was filed on December 12, 2000. The application was processed in accordance with the BZA rules, including mailing notices of a public hearing to all property owners within 200 feet of the subject property, Advisory Neighborhood Commission (ANC) 4B, the ANC 4B05 Single Member District Representative, the Office of Planning, and your office. The Public hearing was also advertised in the D.C. Register. Reports were generated by ANC 4B and the Office of Planning. The application was opposed by citizen petitions and individuals, the ANC, the Office of Planning and by you (letter attached). The Board dismissed the application at its April 17, 2001, public hearing.

Procedurally, BZA filing fees are not refunded after the notices of the public hearing are mailed. As described above, the subject application proceeded past notification all the way to the public hearing and generated considerable public participation along the way. The BZA filing fee cannot be refunded. Please feel free to call me personally or Richard S. Nero, Jr., Chief, Support Services and Quality Control on (202) 727-2806, if we can be of further assistance in this matter.

BZA
Case No. 16686
Exhibit No. 39

Board of Zoning Adjustment
District of Columbia
CASE NO.16686
EXHIBIT NO.39

SINCERELY,

JERRILY R. KRESS, FAIA
Director

rsn

Attachments
cc: Geoffrey H. Griffis
David A. Clark
Theresa Lewis
Benjamin Medley

COUNCIL OF THE DISTRICT OF COLUMBIA
WASHINGTON, D.C. 20001
Office: (202) 724-8052
Fax: (202) 724-8120

ADRIAN M. FENTY
Councilmember - Ward 4

April 6, 2001

Committee Member
Economic Development
Education, Library and Recreation
Public Services
Subcommittee on Human Rights
Property Management, and Latino Affairs

District of Columbia
Board of Zoning Adjustment
441 4th Street NW Ste. 210
Washington DC 20001

Please find, enclosed, a copy of a letter from two of my constituents, Mr. & Mrs. Calvin Ash. As you will see, Mr. & Mrs. Ash's letter asks for a denial of variance for 5812 5th Street NW BZA Case #16686.

In the letter, information is spelled out concerning many circumstances that would require that this application be denied. I urge you to review the attached letter and to vote against this variance request.

Sincerely,

Adrian Fenty
Councilmember Ward 4
www.dccouncil.washington.dc.us

cc: Mr. & Mrs. Calvin Ash
ANC Commissioner 4B05

AMF/jtw

RECEIVED
D.C. OFFICE OF ZONING
2001 APR -6 PM 3:16

BZA
Case No. 16686
Exhibit No. 21

COUNCIL OF THE DISTRICT OF COLUMBIA
WASHINGTON, D.C. 20004
www.dccouncil.washington.dc.us
Office: (202) 724-8052
Fax: (202) 724-8120

ADRIAN M. FENTY
Councilmember - Ward 4
Democrat

Committee Member
Economic Development
Education, Libraries and Recreation
Public Services
Subcommittee on Human Rights
Property Management, and Latino Affairs

September 18, 2002

16686

David A. Clark, Director
Department of Consumer and Regulatory Affairs (DCRA)
941 North Capitol Street, N.E., Suite 9500
Washington, D.C. 20002

Geoffrey Griffis, Chairman
Board of Zoning Adjustment (BZA)
441 Fourth Street, N.W., Suite 210 South
Washington, D.C. 20001

RECEIVED
D.C. OFFICE OF ZONING
2002 SEP 25 PM 12:03

By Facsimile and Mail

Dear Mr. Clark and Chairman Griffis:

My office has recently received a complaint from Benjamin Medley, a constituent of Ward Four. It is my understanding that Mr. Medley applied for a license to operate a rooming facility for the elderly at 5812 5th Street, N.W. approximately two (2) years ago. After he applied, he went through the procedure of paying a deposit of $800, but he was denied the license or continuing the process and was not refunded his $800.

I am requesting that DCRA and BZA investigate this matter and, if possible, refund Mr. Medley his money since it is such a large sum. I look forward to your immediate response and cooperation regarding this situation.

Sincerely,

Adrian M. Fenty
Councilmember, Ward 4

cc: Benjamin Medley
Theresa Lewis, Deputy Director/Chief of Staff, DCRA
Joseph McCarley, Customer Service Advocate, DCRA
Jerrily Kress, FAIA, Director, D.C. Office of Zoning (DCOZ)

AMF/jlg