Foggy Bottom and West End
Advisory Neighborhood Commission (ANC-2A)

c/o St. Mary's Court 725 24th Street, N.W. Washington, D.C. 20037 (202) 736-1775

FACSIMILE TRANSMISSION

DATE: July 3, 2001
TO: Ms. Jerrily Kress
Director, D.C. Office of Zoning
FROM: Elizabeth B. Elliott PHONE: 202-783-5480
Chair, ANC-2A FAX: 202-783-0375
PAGES: 1

RE: ANC-2A's Initial Response to GWU's 7/2/01 Request to Reopen BZA Appeal No. 16701 and its Motion for Reconsideration (1957 E Street, N.W.)

After close of business yesterday, July 2, counsel for the George Washington University (GWU) served the Board of Zoning Adjustment (BZA) and the parties with an unprecedented request prior to issuance of the Board's written order granting BZA Appeal No. 16701, 1957 E Street, N.W.

Claiming there is "good cause," GWU requested that the BZA either reopen the case or reconsider the not-yet-issued order. As you know, the well-established standards for a good cause exemption are very strict and GWU does not meet them for this latest self-inflicted "injury." As established in our appeal, well prior to the commencement of any construction, the community questioned GWU's secret plans. Also, GWU's filing includes new information not previously in the record and discredited misinformation from the hearing (e.g., the nonexistence of meetings between the Zoning Administrator and the Foggy Bottom community organizations about GWU's building plans and permit).

The Advisory Neighborhood Commission (ANC) 2A, considers this unusual filing to be improper since the record is closed and the order has not yet been issued, and asks the BZA to return without acceptance this filing. In the alternative, if the BZA accepts this filing, the ANC-2A requests full notice in the DC Register, an opportunity to be heard and have cross examination at a public hearing, and an opportunity to respond.

cc: Arthur Parker, Esq., Corporation Counsel
Marie Sansome, Esq., Corporation Counsel
Barbara Kahlow, West End Citizens Association
Michael Johnson, Zoning Administrator
GWU, c/o Phil Feola, Esq., Shaw Pittman

BZA
Case No. 16701
Exhibit No. 54

Board of Zoning Adjustment
District of Columbia
CASE NO.16701
EXHIBIT NO.54