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
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July 30, 2001

Ms. Sheila Cross Reid
Chairperson
D.C. Board of Zoning Adjustment
441 4th Street N.W.
2nd Floor
Washington, D.C. 20001

Re: Failure of George Washington University to serve ANC-2A with untimely motion –
"Motion for Stay of Decision, BZA appeal No. 16701"

Dear Chairperson Reid and Members of the Board:

We have just received via facsimile the July 30, 2001 initial and partial response by Intervenor West End Citizens Association (WECA) to an untimely motion filed by Intervenor George Washington University on July 27, 2001.

GWU has of today failed to notice Advisory Neighborhood Commission 2A (ANC-2A), also Appellant, of its July 27, 2001 "Motion for Stay of Decision, BZA Appeal No. 16701 (1957 E Street, N.W.)" and therefore we are prevented from responding.

As we stated in our July 27, 2001 response to GWU's July 20, 2001 "Motion for Reconsideration and to Reopen the Record, BZA Appeal No. 16701 (1957 E Street, N.W.)," this motion is without merit and should be denied. Furthermore, ANC-2A is in support of the BZA order No. 16701 dated July 12, 2001 and respectfully requests that this PUD be returned immediately to the Zoning Commission for review.

In addition, the Board should know that DCRA is disregarding the BZA order overturning the Zoning Administrator's decision and vacating Building Permit No. 434036 and refuses to issue a stop work order as of last Monday, July 23, 2001. GWU continues to build on the site, extending construction both before and after the 7am to 7pm construction hours in a residential neighborhood.

Sincerely,

Elizabeth B. Elliott
Chair, ANC-2A

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

BZA
Case No. 16701
Exhibit No. 65

Board of Zoning Adjustment
District of Columbia
CASE NO.16701
EXHIBIT NO.65