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OF COUNSEL
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ADMITTED IN NEW YORK AND NEW JERSEY ONLY

November 30, 2001

BY HAND DELIVERY

Mr. Geoffrey H. Griffis
Chairperson
Board of Zoning Adjustment
441 4th Street, N.W.
Room 210
Washington, D.C. 20001

Re: BZA Appeal No. 16764

Dear Mr. Griffis:

On behalf of the Intervenor, I am submitting the enclosed Building Permit No. B440540 dated November 28, 2001 for the subject property which authorizes "Decreasing The Bay Window By 6" In The Rear Of House." As set forth in the enclosed Location Survey previously submitted to the Board, it shows that the depth of the rear yard with the previously constructed rear bay window was 22.20 feet. Under 11 DCMR § 407.1, the Zoning Administrator testified that he exercised his established authority to permit a ten percent (10%) or 2.50 foot deviation from the 25 foot rear yard requirement in approving the original, October 13, 2000 building permit. However, the Intervenor confirmed with the Location Survey submitted that, as constructed, the rear yard was less than the permitted minimum depth of 22.50 feet by 0.30 feet or (less than 4 inches). As authorized by the November 28, 2001 Building Permit, reduction in the depth of the rear bay window by 6 inches (0.50 feet) will increase the rear yard depth to 22.70 feet which exceeds and is in full compliance with the minimum 22.50 feet required under 11 DCMR § 407.1 and approved by a Zoning Administrator.

Pursuant to the Board's Rules of Practice and Procedure, Section 3101.6, the Intervenor respectfully requests the Board to waive the filing deadline, for good cause shown, and allow this information to be entered into the record. Specifically, no prejudice will result from the inclusion of this information in the record for decision. The new Building Permit is a matter of

BZA
Case No. 16764
Exhibit No. 50

Board of Zoning Adjustment
District of Columbia
CASE NO.16764
EXHIBIT NO.50

public record and available to all parties and simply confirms information previously entered into the record by the Intervenor, but not available in a documented form at an earlier time.

Thank you for your cooperation and patience in hearing this lengthy appeal.

Very truly yours,

GREENSTEIN DELORME & LUCHS, P.C

By:_____
John Patrick Brown, Jr.

JPB:blv
Enclosures
cc: James T. Draude, Esq. (w/ encl.; by facsimile)
Marie-Claire Brown, Esq. (w/ encl.; by facsimile)
Mr. Robert V. Maudlin, ANC 3F (w/ encl.; by facsimile)
171534

GOVERNMENT OF THE DISTRICT OF COLUMBIA
Form BLRA-15
(Rev. 9/30/91

DEPARTMENT OF CONSUMER AND REGULATORY AFFAIRS
BUILDING AND LAND REGULATION ADMINISTRATION

BUILDING PERMIT

PERMIT NO. B440549

(Type)

Date 11/28/01 MISC.

Lot 30 Square 2256

Address of work 2944 CHESAPEAKE ST. NW.

TOTAL PERMIT FEE $

Permission is hereby granted to (Owner) FILING FEE $

WILLIAM WAHABI NO. DATE

who is authorized to perform the work described herein at the address shown above in strict accordance with the conditions stated on BOTH sides of this permit.

FEE PAYABLE $ 60.00

Authorized work and conditions of performance thereof:

FOR INSPECTIONS CALL ~~XXXXX~~ 442-4641

DECREASING THE BAY WINDOW BY 6" IN THE REAR OF HOUSE.

PERMIT

Builder— Value $ No. of Bldgs.

Width of Bldgs. Length Height No. of Stories 3

Zone R-1-A To be occupied as RESIDENTIAL

Height of terrace above grade Projections:

Address of owner

Deposit No. Amount $

DEPARTMENT OF CONSUMER AND REGULATORY AFFAIRS

Chief, Permit Issuance Branch

By Permit Clerk

DAVID CLARK 32301

DIRECTOR