Government of the District of Columbia

OFFICE OF ZONING

441 4TH STREET, N.W.
SUITE 210
WASHINGTON, D.C. 20001
(202) 727-6311

September 29, 2001

BY FAX

Adrian M. Fenty
Councilmember - Ward Four
1350 Pennsylvania Avenue, N.W.
Washington, D.C. 20004

Re: BZA Application No. 16784 – Comcast

Dear Honorable Councilmember Fenty:

This is to acknowledge receipt of your letter dated September 20, 2001 (attached) and received by this office on September 24, 2001, concerning your interest in the above-cited matter. Please be advised that as Director of the Office of Zoning I do not have the authority to postpone a Board of Zoning Adjustment (Board) public hearing once it has been officially advertised. Only the Board, at the time of the public hearing, can take this action. By doing so, the Board can assess the validity of the request for postponement by hearing from those affected, including the Applicant and the Advisory Neighborhood Commission, and if persuaded, can publicly announce the new hearing date at that time. The Board will consider the community's request for postponement as a preliminary matter on October 9, 2001, at 9:30 AM. Your personal participation in this discussion is welcomed. All of your correspondence regarding this matter, including this letter has been made a part of the record.

As always, please call me directly, or Richard S. Nero, Jr., Special Assistant, on (202) 727-2806, if we can be of further assistance in this matter.

Sincerely,

JERRILY R. KRESS, FAIA
Director

BZA
Case No. 16784
Exhibit No. 34

Board of Zoning Adjustment
District of Columbia
CASE NO.16784
EXHIBIT NO.34

JR/22

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

ADRIAN M. FENTY
Councilmember - Ward 4

September 20, 2001

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

Jerrily R. Kress, FAIA
Director
Office of Zoning - Suite 210
441 4th Street, N.W.
Washington, D.C. 20001

Dear Ms. Kress:

I continue to be troubled by the problem created by the expedited hearing involving Comcast on October 9, 2001 (BZA Application No. 16784 - Comcast). As you and I discussed, Mr. Michael Johnson's request for, and BZA's adherence to that request for, an expedited hearing, specifically prejudges the Brightwood Community. That is why the both of us orally agreed that my request for a continuance of this hearing would be granted. To date, I have not received a response to my recent correspondence requesting such a continuance.

Your September 11, 2001 letter to Jim Jones explaining the waiver and oral argument process ignores the fact that the community does not have enough time to legally prepare for the hearing.

Accordingly, I continue to wait for your response.

Sincerely,

Adrian Fenty

Attachment

cc: David Clark
Members of the BZA
Jim Jones
Riddick Vann
Gerri Johnson

Confirmation Report – Memory Send

Page : 001
Date & Time: Sep-28-01 12:18pm
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Line 2 :
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Date : Sep-28 12:17pm

To : ☎92027248120

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Government of the District of Columbia
OFFICE OF ZONING

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FACSIMILE TRANSMISSION COVER SHEET

To: COUNCILMEMBER ADRIAN FENTY	**From:** JERRILY R. KRESS
Fax: (202) 724-8120	**Fax:**
Phone:	**Phone:** (202) 727-6311
Re:	**Date:** 9/29/01
Pages: 2 + COVER	**CC:**

☒ **Urgent** ☐ **For Review** ☐ **Please Comment** ☐ **Please Reply**

Comments: RE: BZA PUBLIC HEARING — COMCAST

If you do not receive all of this transmission, please contact sender immediately.

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