BZA Form #1 (7-98) Docket No. 16821

BEFORE THE BOARD OF ZONING ADJUSTMENT
FOR THE DISTRICT OF COLUMBIA

APPEAL

Note: See reverse side of this application for filing instructions, filing fees and information required by the Board

DO NOT MAIL **DO NOT MAIL**

TO THE BOARD OF ZONING ADJUSTMENT:

Pursuant to Sections 3105 and 3106 of the Zoning Regulations of the District of Columbia, an **appeal is hereby taken from the administrative decision of** J. Gregory Love, Administrator
(Name of administrative officer and title)

Building and Land Regulation Admin., DCRA made on October 9, 2001, to the effect that
(Date of decision)

a certificate of occupany was issued for the purpose of sales of antiques and collectibles (Flea Market Sundays ONLY)-not sexually oriented and subject to all conditions listed in the Settlement Agreement between Michael Sussman and the District of Columbia dated October 9, 2001

Premises affected are located at 1819 35th Street, N.W.
(street address)

Lot(s) 850, Square(s) 1297,

in the District of Columbia, in Zoning District R-3.

Present Use of Property: See Statement in Support of Appeal.

Proposed Use of Property: See Statement in Support of Appeal.

Owner of Property: D.C. Public Schools.

Address of Owner: 825 North Capitol Street, N.E., Washington, DC 20002-4210.

Name and address of appellant, if other than owner: Safeway, Inc., 4551 Forbes Boulevard, Lanham, MD 20706-4344.

State manner in which appellant is aggrieved by administrative decision: See Statement in Support of Appeal.

State briefly the allegations of error in administrative decision: See Statement in Support of Appeal.

Relevant Sections of the Zoning Regulations: 101.5, 320.2, 320.3, 3100.2, 3200.2, 3203.1, 3203.8.

Date: November , 2001 Signature: _____
(Appellant)*

* If appeal is filed by agent of the appellant, Form 1 (notice of appeal) shall be accompanied by a letter signed by the appellant authorizing the agent to act on his behalf in this appeal.

TO BE NOTIFIED OF HEARING AND DECISION:

Name Jerry A. Moore III, Arter & Hadden LLP
Address 1801 K Street, N.W., 3rd Floor, L Street Side, Washington, DC
Zip Code 20006 Phone No. 202-775-7101

ANY APPEAL THAT IS NOT COMPLETED IN ACCORDANCE WITH THE INSTRUCTIONS ON THE BACK OF THIS FORM WILL NOT BE ACCEPTED.

BZA Case No. 16821 Exhibit No. 1

Board of Zoning Adjustment
District of Columbia
CASE NO.16821
EXHIBIT NO.1