GOVERNMENT OF THE DISTRICT OF COLUMBIA
BOARD OF ZONING ADJUSTMENT

January 4, 2002

Jerry A. Moore, III, Esq.
Arter & Hadden LLP
1801 K Street, N.W., 3rd Floor
Washington, D. C. 20006

Re: **BZA Appeal 16821**

Dear Mr. Moore:

You are hereby notified to appear before the Board of Zoning Adjustment on Tuesday, February 19, 2002, at 441 4th Street, N.W., Suite 220, Washington, D.C., 20001 for a public hearing concerning the following appeal:

> **Appeal of Safeway, Inc.**, pursuant to 11 DCMR §§ 3100 and 3101, from the administrative decision of J. Gregory Love, Administrator, BLRA, DCRA, for the issuance of Certificate of Occupancy No. 20768, dated October 9, 2001, to Michael Sussman allowing the operation of a flea market allegedly not in compliance with the use provisions of the R-3 District at premises 1819 35th Street, N.W. (Square 1297, Lot 850).

This case is in Advisory Neighborhood Commission 2E. Cases in this area will be heard between 1:00 p.m. and 6:00 p.m. All cases will be heard in the order listed on the public hearing agenda.

You should be aware that items may be submitted to the Board by other individuals, organizations, and government agencies both in support of and in opposition to your appeal. Approximately one week prior to the public hearing, you should review the file in your appeal so that you are prepared to respond to any issues that may be raised regarding your appeal. Further, if you are not clear about what information you must present to the Board in support of your appeal, please contact the Office of Zoning as soon as possible.

BZA
Case No. 16821
Exhibit No. 16

Board of Zoning Adjustment
District of Columbia
CASE NO.16821
EXHIBIT NO.16

If you have any questions or require any additional information, feel free to call the Office of Zoning at (202) 727-6311.

Sincerely,

JERRILY R. KRESS, FAIA
Director

cc: D.C. Public Schools
825 North Capitol Street, N.E.
Washington, D. C. 200o2-4120