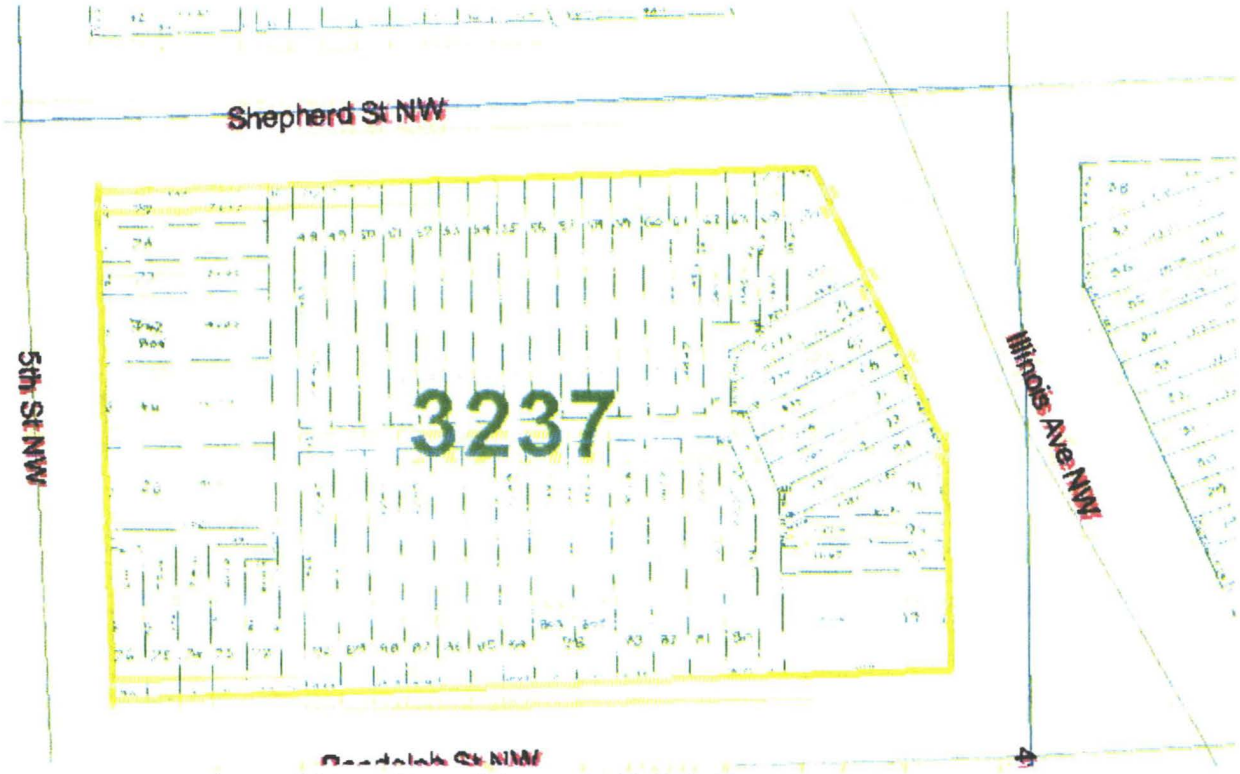


Application No. 16880 Endale Terefa

REVISED

PRELIMINARY MATTER: The Applicant's attorney, James L. O'Dea, III, is requesting a continuance, Exhibit No. 28. The case was previously continued from June 11, 2002.

RELIEF SOUGHT: Pursuant to 11 DCMR § 3104.1 for a special exception to allow a change of nonconforming use from retail grocery to retail grocery and deli (no seats) under section 2003, at premises 434 Shepherd Street, N.W.

ZONING: R-4 District

SQUARE & LOT: Square 3237, Lot 79

OFFICE OF PLANNING: OP recommends **APPROVAL** of the application. Exhibit No. 20. The report was timely filed.

COUNCILMEMBER: Letter from Adrian Fenty, Ward 4 Council, requesting **DENIAL** of the application. Exhibit No. 19

BZA Board of Zoning Adjustment District of Columbia
CASE NO.16880
EXHIBIT NO.32
Case No. 16880
Exhibit No. 32

ANC-4C:	**Letters requesting DENIAL of the application. Exhibit Nos. 23 and 29. The report was timely filed.**
AFFIDAVIT OF POSTING:	**The property was posted prior to the June 11th hearing date. The Affidavit of Posting was filed. Exhibit No. 21**

NOTES:

- On June 11, 2002, the Applicant requested additional time to work with the community to resolve issues at and in the immediate vicinity of the site. The Board **APPROVED** the request and rescheduled the hearing to **OCTOBER 1, 2002, afternoon session.** The Board did not hear any additional testimony on this application.

- The Office of Zoning has learned that the Applicant met with residents of the community twice and they were unable to reach agreement on the issues.

- Exhibit Nos. 18 and 27 are letters from Kiesha Miller requesting denial of the application. Also, attached is a petition requesting denial.

- Exhibit No. 26 is another petition and a correspondence recommending denial of the application.

- In 1972, the Board received a request to change the use from a grocery store to grocery store and delicatessen, BZA Application No. 11178. That request was denied. (The Applicant at that time was Benjabe Weldman.) The opponents at that time were expressing similar concerns to the current residents.

- Referral from the Zoning Administrator, Exhibit No. 4.

The Applicant's attorney is James L. O'Dea, III