Request for Waiver of Filing Fee

The Applicant, the Brandywine Street Association, requests that the Board, pursuant to its authority under Section 3106.6 of Title 11 of the District of Columbia Municipal Regulations (the "Zoning Regulations" or the "Regulations"), waive the $5,900 filing fee for this application required under Section 3180.1.

Section 3106.6 of the Regulations provides in pertinent part that: "[t]he Board may, for good cause shown, waive any of the provisions of this Chapter if, in the judgment of the Board, the waiver will not prejudice the rights of any party and is not otherwise prohibited by law." The Applicant respectfully submits that, given the mission and limited resources of the Brandywine Street Association, a waiver of the required filing fee in this case would be: 1) for a good cause; 2) would not prejudice the rights of any party; and 3) is not otherwise prohibited by law.

I. The Waiver Request is for a Good Cause

The Brandywine Street Association ("BSA") is a non-profit collaborative of property owners, non-profit groups, churches and other groups for the sole and exclusive purpose of improving the deteriorated area around 700 Brandywine Street in the Southeast section of the City. (See Exhibit A) The organization is funded primarily through small loans and grants from the District of Columbia. In addition, the BSA purchased the vacant and deteriorated apartment building that is the subject of this application for a nominal amount from the District of Columbia.

The BSA was organized in 1995 because the small neighborhood around the 700 block of Brandywine Street had experienced a significant increase in crime around that time, which had a devastating impact on residents. Many residents felt like prisoners in their homes after dark. Because of these dangers, some of the more stable families moved away.

Members of the BSA tried various methods to stop the negative activities affecting the quality of life of this block. They worked with local police and elected officials to establish a community policing program. Criminal activity decreased, but only until patrols were reduced by budget cuts. Off-duty police officers were hired for random evening coverage. This helped somewhat but had little permanent effect and was too expensive on a regular basis.

After brain-storming consultations with experts from the office of the Honorable Eleanor Holmes Norton, the federal Department of Housing and Urban Development, local public safety experts, the Non-Profit Housing Coalition, the Community Family Life Services and others, the BSA reached a consensus that the

BZA
Case No. 16911
Exhibit No. 10

Board of Zoning Adjustment
District of Columbia
CASE NO.16911
EXHIBIT NO.10

crucial element in fighting crime and decay in the neighborhood is community building. Toward that end, the BSA began to engage in a number of community building efforts, including the purchase in August 2001 of the subject property from the city government. The BSA plans to renovate and expand the building to a total of approximately 7,000 square feet, which will include such uses as: a child development center, a community service center, a police outreach center, a laundromat, a computer center, and a community room.

Given the composition of BSA of residents and community groups, the limited resources with which the organization has to accomplish its goals, and the enormity of its task, requiring the BSA to pay a filing fee for the subject application would work a hardship on the organization. Despite the limited funding from the District of Columbia Government, the budget of the BSA is small, with many of the services that will be utilized to redevelop the property being provided at little or no cost to the BSA. Thus, the $5,990 filing fee would divert a significant percentage of the already limited amount of funding in the BSA's budget. A waiver of the filing fee would allow the organization's limited resources to be applied more directly toward the actual renovation and expansion of the property.

II. The Waiver Would Not Be Prejudicial to Any Party

A waiver of the required filing fee would not be prejudicial to any current or future party to the application.

III. The Waiver Is Not Otherwise Prohibited By Law

The Applicant is not aware of any law that would prohibit the Board from granting a waiver of the required filing fee. To the contrary, Section 6-641.07(f) of the D.C. Official Code (2001 edition) and Section 3180.4 of the Zoning Regulations and Section exempt not-for-profit organizations created for civic purposes from having to pay filing fees. The BSA is a not-for-profit organization created for the sole civic purpose of improving the area around Brandywine Street, S.E. As such, the BSA should be exempt from having to pay a filing fee in this case.

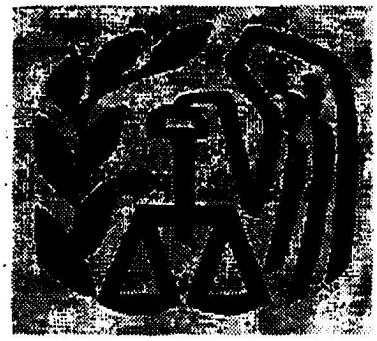
For the foregoing reasons, the Applicant respectfully requests that the Board waive the $5,900 filing fee in this case.

Respectfully Submitted,

Lisa L. Jackson

Department of the Treasury
Internal Revenue Service

Facsimile Cover Sheet



www.irs.gov

Tax Exempt and Government Entities Division
Customer Service
P. O. Box 2508
Cincinnati, Ohio 45201

Tonya Martin
ID # 31-07387
Customer Service Representative

Toll Free Phone: **877-829-5500**
Fax: **513-263-3756**

Date	March 7, 2002
Organization	The Brandywine Street Association
Attention	
Fax Number	202-347-0520
Phone Number	*202-347-0511*
Total Pages including Cover Sheet	*5*

HERE IS THE COPY OF THE LETTER THAT STATES YOUR TAX- EXEMPT. HARD COPY WILL BE MAIL TO YOU.

In order for the Internal Revenue

Warning: Some FAX machines produce copies on thermal paper. The image is highly unstable and will deteriorate significantly in a few years. It should be copied on a plain paper copier prior to filing as a record. This communication is intended for the sole use of the individual to whom it is addressed and may contain information that is privileged, confidential, and exempt from disclosure under applicable law. If the reader of this communication is not the intended recipient or the employee or agent responsible for delivering the communication to the intended recipient, you are hereby notified that any dissemination, distribution, or copying of this communication may be strictly prohibited. If you receive this communication in error, please notify the sender immediately by phone call, and return the communication at the address above via fax or U.S. Postal Service.

INTERNAL REVENUE SERVICE
P. O. BOX 2508
CINCINNATI, OH 45201

DEPARTMENT OF THE TREASURY

Date: JAN 28 2002

THE BRANDYWINE STREET ASSOCIATION
C/O REV STEE YOUNG
721 BRANDYWINE ST SE STE 101
WASHINGTON, DC 20032

Employer Identification Number:
31-1797323
DLN:
17053249057011
Contact Person:
MARY ANN VELOSO ID# 31218
Contact Telephone Number:
(877) 829-5500
Accounting Period Ending:
September 30
Foundation Status Classification:
509(a)(1)
Advance Ruling Period Begins:
February 17, 1999
Advance Ruling Period Ends:
September 30, 2003
Addendum Applies:
No

Dear Applicant:

Based on information you supplied, and assuming your operations will be as stated in your application for recognition of exemption, we have determined you are exempt from federal income tax under section 501(a) of the Internal Revenue Code as an organization described in section 501(c)(3).

Because you are a newly created organization, we are not now making a final determination of your foundation status under section 509(a) of the Code. However, we have determined that you can reasonably expect to be a publicly supported organization described in sections 509(a)(1) and 170(b)(1)(A)(vi).

Accordingly, during an advance ruling period you will be treated as a publicly supported organization, and not as a private foundation. This advance ruling period begins and ends on the dates shown above.

Within 90 days after the end of your advance ruling period, you must send us the information needed to determine whether you have met the requirements of the applicable support test during the advance ruling period. If you establish that you have been a publicly supported organization, we will classify you as a section 509(a)(1) or 509(a)(2) organization as long as you continue to meet the requirements of the applicable support test. If you do not meet the public support requirements during the advance ruling period, we will classify you as a private foundation for future periods. Also, if we classify you as a private foundation, we will treat you as a private foundation from your beginning date for purposes of section 507(d) and 4940.

Grantors and contributors may rely on our determination that you are not a private foundation until 90 days after the end of your advance ruling period. If you send us the required information within the 90 days, grantors and contributors may continue to rely on the advance determination until we make

THE BRANDYWINE STREET ASSOCIATION

a final determination of your foundation status.

If we publish a notice in the Internal Revenue Bulletin stating that we will no longer treat you as a publicly supported organization, grantors and contributors may not rely on this determination after the date we publish the notice. In addition, if you lose your status as a publicly supported organization, and a grantor or contributor was responsible for, or was aware of, the act or failure to act, that resulted in your loss of such status, that person may not rely on this determination from the date of the act or failure to act. Also, if a grantor or contributor learned that we had given notice that you would be removed from classification as a publicly supported organization, then that person may not rely on this determination as of the date he or she acquired such knowledge.

If you change your sources of support, your purposes, character, or method of operation, please let us know so we can consider the effect of the change on your exempt status and foundation status. If you amend your organizational document or bylaws, please send us a copy of the amended document or bylaws. Also, let us know all changes in your name or address.

As of January 1, 1984, you are liable for social security taxes under the Federal Insurance Contributions Act on amounts of $100 or more you pay to each of your employees during a calendar year. You are not liable for the tax imposed under the Federal Unemployment Tax Act (FUTA).

Organizations that are not private foundations are not subject to the private foundation excise taxes under Chapter 42 of the Internal Revenue Code. However, you are not automatically exempt from other federal excise taxes. If you have any questions about excise, employment, or other federal taxes, please let us know.

Donors may deduct contributions to you as provided in section 170 of the Internal Revenue Code. Bequests, legacies, devises, transfers, or gifts to you or for your use are deductible for Federal estate and gift tax purposes if they meet the applicable provisions of sections 2055, 2106, and 2522 of the Code.

Donors may deduct contributions to you only to the extent that their contributions are gifts, with no consideration received. Ticket purchases and similar payments in conjunction with fundraising events may not necessarily qualify as deductible contributions, depending on the circumstances. Revenue Ruling 67-246, published in Cumulative Bulletin 1967-2, on page 104, gives guidelines regarding when taxpayers may deduct payments for admission to, or other participation in, fundraising activities for charity.

You are not required to file Form 990, Return of Organization Exempt From Income Tax, if your gross receipts each year are normally $25,000 or less. If you receive a Form 990 package in the mail, simply attach the label provided, check the box in the heading to indicate that your annual gross receipts are normally $25,000 or less, and sign the return. Because you will be treated as a public charity for return filing purposes during your entire advance ruling period, you should file Form 990 for each year in your advance ruling period

MAR-7-2002 THU 02:24PM ID:COMMUNITY FAMILY LIFE SERVICES INC PAGE:3

that you exceed the $25,000 filing threshold even if your sources of support do not satisfy the public support test specified in the heading of this letter.

If a return is required, it must be filed by the 15th day of the fifth month after the end of your annual accounting period. A penalty of $20 a day is charged when a return is filed late, unless there is reasonable cause for the delay. However, the maximum penalty charged cannot exceed $10,000 or 5 percent of your gross receipts for the year, whichever is less. For organizations with gross receipts exceeding $1,000,000 in any year, the penalty is $100 per day per return, unless there is reasonable cause for the delay. The maximum penalty for an organization with gross receipts exceeding $1,000,000 shall not exceed $50,000. This penalty may also be charged if a return is not complete. So, please be sure your return is complete before you file it.

You are not required to file federal income tax returns unless you are subject to the tax on unrelated business income under section 511 of the Code. If you are subject to this tax, you must file an income tax return on Form 990-T, Exempt Organization Business Income Tax Return. In this letter we are not determining whether any of your present or proposed activities are unrelated trade or business as defined in section 513 of the Code.

You are required to make your annual information return, Form 990 or Form 990-EZ, available for public inspection for three years after the later of the due date of the return or the date the return is filed. You are also required to make available for public inspection your exemption application, any supporting documents, and your exemption letter. Copies of these documents are also required to be provided to any individual upon written or in person request without charge other than reasonable fees for copying and postage. You may fulfill this requirement by placing these documents on the Internet. Penalties may be imposed for failure to comply with these requirements. Additional information is available in Publication 557, Tax-Exempt Status for Your Organization, or you may call our toll free number shown above.

You need an employer identification number even if you have no employees. If an employer identification number was not entered on your application, we will assign a number to you and advise you of it. Please use that number on all returns you file and in all correspondence with the Internal Revenue Service.

If you distribute funds to individuals, you should keep case histories showing the recipients' names, addresses, purposes of awards, manner of selection, and relationship (if any) to members, officers, trustees or donors of funds to you, so that you can substantiate upon request by the Internal Revenue Service any and all distributions you made to individuals. (Revenue Ruling 56-304, C.B. 1956-2, page 306.)

If we said in the heading of this letter that an addendum applies, the addendum enclosed is an integral part of this letter.

Letter 1045 (DO/CG)

THE BRANDYWINE STREET ASSOCIATION

Because this letter could help us resolve any questions about your exempt status and foundation status, you should keep it in your permanent records.

If you have any questions, please contact the person whose name and telephone number are shown in the heading of this letter.

Sincerely yours,

Steven T. Miller
Director, Exempt Organizations

Enclosure(s):
Form 872-C

Letter 1045 (DO/CG)

GOVERNMENT OF THE DISTRICT OF COLUMBIA
DEPARTMENT OF CONSUMER AND REGULATORY AFFAIRS
BUSINESS REGULATION ADMINISTRATION

990526

CERTIFICATE

THIS IS TO CERTIFY that all applicable provisions of the DISTRICT OF COLUMBIA NONPROFIT CORPORATION ACT have been complied with and accordingly, this CERTIFICATE of INCORPORATION is hereby issued to

THE BRANDYWINE STREET ASSOCIATION

as of FEBRUARY 17TH , 1999 .

Lloyd J. Jordan
Director

Patricia A. Montgomery
Administrator
Business Regulation Administration

Act. Asst.

Eldred E J Fornah
Superintendent of Corporations
Corporations Division

Anthony A. Williams
Mayor

FILED FEB 17 1999

BY

ARTICLES OF INCORPORATION

OF

THE BRANDYWINE STREET ASSOCIATION

To: D.C. Department of Consumer
and Regulatory Affairs
Corporations Division
Washington, D.C.

We, the undersigned natural persons of the age of eighteen years or more, acting as incorporators of a non-profit corporation, adopt the following Articles of Incorporation for such corporation pursuant to the District of Columbia Non-Profit Corporation Act.

ARTICLE I

The name of the Corporation is The Brandywine Street Association (hereinafter called the "Corporation").

ARTICLE II

The period of duration of the Corporation is perpetual.

ARTICLE III

The purpose for which the Corporation is organized is to operate exclusively for charitable, educational, scientific, and literary purposes, within the meaning of Section 501(c)(3) of the Internal Revenue Code of 1986, as amended (or corresponding provisions of any subsequent federal tax laws) (the "Code"); and within such limits, to work to improve the 700 block of Brandywine Street, S.E. in

the District of Columbia; and, consistent with the above, to exercise all powers available to corporations organized pursuant to the District of Columbia Non-Profit Corporation Act.

ARTICLE IV

The Corporation shall have one class of non-voting members, whose qualifications and privileges shall be set forth in the Bylaws. The Corporation may admit non-voting members as provided in the Bylaws.

ARTICLE V

The affairs of the Corporation shall be managed by its Board of Directors. The number of directors (not less than three) and the manner of electing or appointing directors shall be fixed in the Bylaws.

ARTICLE VI

Except as provided in these Articles, the internal affairs of the Corporation shall be regulated and determined as provided in the Bylaws.

ARTICLE VII

In all events and under all circumstances, and notwithstanding merger, consolidation, reorganization, termination, dissolution, or winding up of the Corporation, voluntary or involuntary, or by the operation of law, or upon amendment of the Articles of the Corporation, --

(a) The Corporation shall not have or exercise any power or authority either expressly, by interpretation, or by operation of law, nor shall it directly or

indirectly engage in any activity that would prevent it from qualifying (and continuing to qualify) as a corporation described in Section 501(c)(3) of the Code.

(b) No part of the assets or net earnings of the Corporation shall inure to the benefit of or be distributable to its incorporators, directors, officers, or other private persons having a personal or private interest in the Corporation, except that the Corporation shall be authorized and empowered to pay reasonable compensation for services actually rendered and to make reimbursement in reasonable amounts for expenses actually incurred in carrying out the purposes set forth in ARTICLE III hereof.

(c) No substantial part of the activities of the Corporation shall consist of the carrying on of propaganda, or of otherwise attempting to influence legislation, unless Section 501(h) of the Code shall apply to the Corporation, in which case the Corporation shall not normally make lobbying or grass roots expenditures in excess of the amounts therein specified. The Corporation shall not in any manner or to any extent participate in, or intervene in (including the publishing or distributing of statements), any political campaign on behalf of (or in opposition to) any candidate for public office; nor shall it engage in any "prohibited transaction" as defined in Section 503(b) of the Code.

(d) Neither the whole, nor any part or portion, of the assets or net earnings of the Corporation shall be used, nor shall the Corporation ever be operated, for objects or purposes other than those set forth in ARTICLE III hereof.

(e) In the event that the Corporation is a private foundation within the meaning of Section 509(a) of the Code --

(1) The Corporation shall distribute its income for each taxable year at such time and in such manner as not to subject it to the tax on undistributed income imposed by Section 4942 of the Code.

(2) The Corporation shall not engage in any act of self-dealing within the meaning of Section 4941(d) of the Code.

(3) The Corporation shall not retain any excess business holdings as defined in Section 4943(c) of the Code.

(4) The Corporation shall not make any investments in such manner as to subject it to tax under Section 4944 of the Code.

(5) The Corporation shall not make any taxable expenditures that would subject it to tax under Section 4945(d) of the Code.

(f) Upon dissolution of the Corporation, all of its assets and property of every nature and description remaining after the payment of all liabilities and obligations of the Corporation (but not including assets held by the Corporation upon condition requiring return, transfer, or conveyance, which condition occurs by reason of the dissolution) shall be paid over and transferred to one or more organizations which engage in activities substantially similar to those of the Corporation and which are then qualified for exemption from federal income taxes as organizations described in Section 501(c)(3) of the Code.

ARTICLE VIII

The address, including street and number, of the Corporation's initial registered office in the District of Columbia is 718 Brandywine Street, S.E., Suite 102, Washington, D.C. 20032. The name of the Corporation's initial registered agent at such address is Rev. Steve Young.

ARTICLE IX

The number of directors constituting the initial Board of Directors is ten (10) and the names and addresses, including street and number, of the persons who are to serve as the initial directors until the first annual meeting or until their successors be elected and qualified are:

NAME	ADDRESS
Donna Hinton	706 Brandywine Street, S.E. Apartment 303 Washington, DC 20032
Joyce Peebles	721 Brandywine Street, S.E. Apartment B-1 Washington, DC 20032
May Francis Johnson	718 Brandywine Street, S.E. Apartment 101 Washington, DC 20032
Rene Carolina	725 Brandywine Street, S.E. Apartment B-2 Washington, DC 20032
John H. Dodds	718 Brandywine Street, S.E. Apartment 104 Washington, DC 20032
Ayo H. Johnson	638 Brandywine Street, S.E. Washington, DC 20032

Marion Smith	750 Brandywine Street, S.E. Apartment 302 Washington, DC 20032
Rev. Steve Young	718 Brandywine Street, S.E. Apartment 102 Washington, DC 20032
Mary Lou Teks	305 E Street, N.E. Washington, D.C. 20001
Charles W. Rinker, Jr.	718 Brandywine Street, S.E. Apartment 102 Washington, D.C. 20032

ARTICLE X

The names and addresses, including street numbers, of the Incorporators of the Corporation, are:

NAME	ADDRESS
John H. Dodds	718 Brandywine Street, S.E. Apartment 104 Washington, DC 20032
Charles W. Rinker, Jr.	718 Brandywine Street, S.E. ~~Apartment 102~~ Washington, D.C. 20032
Rev. Steve Young	718 Brandywine Street, S.E. Apartment 102 Washington, DC 20032

IN WITNESS WHEREOF, we have hereunto set our hands and seals this 29th day of January, 1999.

John H. Dodds

Charles W. Rinker, Jr.

Rev. Steve Young

CITY OF WASHINGTON)
DISTRICT OF COLUMBIA) ss:

I, Kerry A. Austin, a Notary Public, hereby certify that on the 29th day of January, 1999, Steve Young, Charles W. Rinker, Jr., and John H. Dodds personally appeared before me being by me first duly sworn, declared that they signed the foregoing Articles of Incorporation of The Brandywine Street Association as Incorporators, and that the statements therein contained are true.

Notary Public

(Notarial Seal)

My Commission Expires:

June 1, 2002