ORIGINAL

Board of Zoning Adjustment
Appeal No. 16935

Appellant's Pre-Hearing Statement & Exhibits
Southeast Citizens for Smart Development, Inc.
701 14th Street, SE
Washington, DC 20003

Date: January 7, 2003

BZA
Case No. 16935
Exhibit No. 22

Board of Zoning Adjustment
District of Columbia
CASE NO.16935
EXHIBIT NO.22A1

Southeast Citizens for Smart Development, Inc.

January 7, 2003

Jerrily R. Kress, Director
Board of Zoning Adjustment
441 4th St., NW Suite 201
Washington, DC 20001

RECEIVED
D.C. OFFICE OF ZONING
2003 JAN -7 PM 1:47

Re: BZA No. 16935
Filing of Pre-Hearing Statement and Exhibits
Notice and Authorization of New Counsel

Dear Ms. Kress:

We enclose for filing in the captioned appeal, 21 sets of Pre-Hearing Statements and Exhibits for the public hearing of this appeal, now set for January 21, 2003.

Please also note that our new counsel of record is Mary F. Withum, counsel to SCSD. She can be reached by mail at our SCSD address noted on the letterhead, as well as by telephone at (202) 547-5414 or (240) 476-6052. You may, of course also contact me at (202) 544-3785, if you have any questions about this or any other appeal issues. Thank you.

Sincerely,

Wilbert L. Hill

Wilbert Hill
Chair

Will Hill, Chair
701 14th St., SE
Washington, DC 20003
*202 544-3785 * (Email) willonthehill@starpower.net*

BOARD OF ZONING ADJUSTMENT
FOR THE DISTRICT OF COLUMBIA

Appeal of Decision by DCRA to issue building permits to Father Flanagan's Boy's Home to construct single family dwellings at 1308, 1310, 1312, and 1314 Potomac Ave., SE (Square 1045, Lots 137, 136, 135, and 134)	)	BZA No. 16935

SOUTHEAST CITIZENS FOR SMART DEVELOPMENT, INC.
(APPELLANT)
PRE-HEARING STATEMENT AND
REQUEST FOR RELIEF

Introduction

This pre-hearing statement is filed by Appellant, Southeast Citizens for Smart Development, Inc. ("SCSD"), in support of its appeal of the issuance on July 8, 2002 of four revised building permits numbered B446916, B446917, B446918, and B446919. ANC6B joined in this appeal by unanimous vote taken at its regularly scheduled meeting on September 12, 2002.

The permits were issued to Father Flanagan's Boys Home, developer of the properties. These properties constitute Phase I of a two phase development at the corners of Pennsylvania and Potomac Avenues, Southeast. As plainly noted on the building plans on file with DCRA for the revised permits, these four structures are intended to constitute four group homes forming part of Girls and Boys Town, USA, owned and operated by the developer.

The issue before this Board is whether the revised permits for the alleged two story and cellar residences with driveways, at 1308, 1310, 1312, and 1314 Potomac Avenue, SE (Square 1045, Lots 137, 136, 135 and 134) comply with applicable zoning regulations pertaining to side yard and parking requirements. Appellants submit that these revised permits do not.

Background

On September 6, 2001 building permits were first issued for the construction of four community based residential facilities (CBRF), on the same lots now at issue (Building Permit Nos. B438336, B438335, B438337 & B438338), following an August 30, 2001 determination by the Zoning Administrator that each of the proposed CBRF's in

Phase I were permitted as a matter of right within the C-2-B zoning district. On May 7, 2002, following a public hearing with argument, testimony and briefing by the parties, the BZA ruled that "the Zoning Administrator erred in approving the four building permits as a matter of right, since the use of the property constitutes a single community-based residential facility, a youth residential care home for 24 children, that requires special exception review and approval." See Appeal of Southeast Citizen's for Smart Development, Inc. and ANC6B, BZA No. 16791 (May 7, 2002) at Exhibit 7. On July 2, 2002, shortly before the first permits were due to be revoked on July, 8, 2002, the Developer filed with DCRA four new applications for permits which appeared to indicate only a change in use, not a change in the physical aspects of construction. The DCRA reviewing agencies, on either July 2 or July 8, 2002, signed off on the eleven review approval requirements in the applications, including zoning review. Exhibit 2. The revised permits were issued on July 8, 2002, the same date that the initial permits were due to be revoked.

On August 1, 2002, SCSD timely appealed the revised permits. ANC6B subsequently joined in the appeal, by vote taken September 12, 2002. SCSD alleged, based on both a reading of the BZA Order in BZA No. 16791 and the applicable side yard and parking regulations, that the revised permits were issued in error. By the time of filing this appeal, the Zoning Administrator never issued a written decision explaining the regulatory basis of its zoning review approval made July 8, 2002. Subsequently, on October 17, 2002, by letter to ANC6B, and October 21, 2002, by letter to SCSD, the DCRA explained the basis of its determination that the revised permits complied with side yard and parking requirements. Exhibits 13 and 14.

The four structures at issue sit on four separate lots of record. The structure at 1308 Potomac Ave. (Lot 137) is alleged by DCRA to meet the minimum eight foot side yard requirement on each side. Exhibit 13. DCRA states that the remaining three structures at 1310 – 1312 Potomac Avenue (Lots 136, 135 and 134) also met the side yard requirements of applicable zoning regulations. According to DCRA they are "allowable semi-detached single-family dwelling[s] having the required minimum side yard of eight feet. (As defined by 11 DCMR 199.1, a semi-detached single-family dwelling is "a one-family dwelling, the wall on one (1) side of which is either a party wall, or lot line wall, having one (1) side yard.") Exhibit 13.

The three semi-detached dwellings at 1310, 1312 and 1314 Potomac Ave., have each of their west side walls sitting directly on the lot line. None of these three semi-detached structures shares a common division wall with an adjacent building. The east side walls of the structures do not sit on the lot line, and are alleged by the Developer and DCRA to have an eight foot set back from the lot line.

As of the date of this filing, however, SCSD has been unable to independently confirm through a review of the plat, the key allegation that the 8 foot setbacks exist. The plat of these properties that is on file with the DC Surveyor's Office, does not contain this setback information. Exhibit 4. Neither is there on file with the Surveyor's office the required "wall check" to confirm these alleged setbacks. Indeed, this key

information is not part of the public record made available to SCSD or others in the general public who may be interested. Since this appeal was first filed, the SCSD has attempted in good faith to obtain a copy of the certified plats of these buildings. The document contained at Exhibit 4 constitutes the only plat on record with the DC Surveyor's Office. DCRA's Director and others have stated that the plats are available for public review and inspection, but none has been produced despite specific requests to the DC Surveyor's Office and through the DC Freedom of Information Act. See Exhibits 4, 11 – 15. SCSD asserts that there are significant procedural errors with this process since the necessary public records are not available for SCSD, ANC6B or others, to verify the setback claims noted in DCRA's decision letters at Exhibits 13 and 14. Notwithstanding this point, SCSD asserts that the 8 foot side yard claimed by the Developer and DCRA to exist, is still insufficient to meet the zoning requirements.

The BZA recently addressed side yard requirements in the Appeal of David and Janet Pritchard, BZA No. 16811 (June 4, 2002). In that decision, this Board considered the applicability of 11 DCMR 405.3, which states:

> In R-2, R-3, and R-5 Districts, when a one-family dwelling, flat or multiple dwelling is erected that does not share a common division wall with an existing building or a building being constructed together with the new building, then it shall have a side yard on each resulting free-standing side.

This provision was added by the Zoning Commission in 1970 through Z.C. Order No. 17. BZA interpreted this provision of the side-yard zoning requirements in the Pritchard case and determined that:

> . . . [T]he last clause of the sentence, in requiring 'a side yard on each resulting free-standing side,' refers to each one of potentially two free-standing sides. Moreover, the use of the word 'resulting' indicates that the free-standing side results from the absence of a common division wall with an adjacent building, such that a side yard must be provided on each side of the dwelling that does not share a common division wall with an adjacent building.

Pritchard, at 8 (See Exhibit 6).

The October 17 and 21, 2002 determinations by DCRA (See Exhibits 13 and 14), which set forth the legal basis of DCRA's determination to issue revised permits neither addressed the side yard zoning requirements of 11 DCMR 405.3, nor explained why the holdings established by BZA in Pritchard, i.e. requiring an 8 foot side yard setback on each of the free-standing sides, did not apply.

The DCRA Determination That These Properties Met The Side Yard Requirement Failed To Address 11 DCMR 405.3 And Thus Ignores The Plain Language Of The Zoning Regulations

The DCRA erred in considering the four structures to be permitted as a matter of right.

First, these structures are located in a C-2-B zone. Side yard regulations for a commercial zone are set forth at 11 DCMR 775. Pursuant to 11 DCMR 775.2 and .3 a one-family detached dwelling shall be subject to the side yard requirements of an R-1 District, and a one-family semi-detached dwelling shall be subject to the side yard requirements of an R-2 District. Also, as noted above, 11 DCMR 405.3 states that "in R-2, R-3, R-4, and R-5 Districts, when a one-family dwelling, flat, or multiple dwelling is erected that does not share a common division wall with an existing building or a building being constructed together with the new building, then it shall have a side yard on each resulting free-standing side."

Further, pursuant to 11 DCMR 405.9, structures in an R-1 or R-2 district must have a minimum side yard of 8 feet. The structures at issue in this appeal must therefore be analyzed under the regulations applicable for either R-1 (1308 Potomac Ave. detached dwelling), or R-2 (1310 – 1314 Potomac Ave. semi-detached dwellings). In every case, the side yard regulations require a minimum of 8 feet.

For the detached dwelling at 1308 Potomac Avenue, assuming *arguendo* that the side yards provided are at least 8 feet on both sides, it appears that the structure may conform to the applicable zoning regulations at 11 DCMR 405. The remaining three buildings, which are alleged to be one-family semi-detached with a lot line wall, however, do not conform to the applicable zoning regulations. This is because under 11 DCMR 405.3, these three buildings, which contain a lot line wall on their western sides, do not share a "common division wall with an existing building or a building being constructed together with the new building." Id. Under 11 DCMR 405.3, in such circumstances, the buildings at issue are required to have a side yard on the resulting free-standing side, i.e. an 8 foot side yard measured out from the wall. 11 DCMR 405.9. In the present case, the lot line wall, which is the free-standing wall, does not have an 8 foot side yard because the 8 foot side yard that exists is used by the adjoining structure to the west as satisfying its 8 foot side yard requirement.[1] 11 DCMR 199.1.

The issue of side yard requirements, and particularly 11 DCMR 405.3, was addressed in the Pritchard case by BZA. There, BZA ruled that a side yard is required "on each side of a dwelling that does not share a common division wall with an adjacent building." Pritchard, at 8. In reaching its decision, BZA looked at a variety of

[1] SCSD notes as well, that 1314 Potomac Ave. appears to have a porch or stoop of some sort extending eastward toward the property line, thereby reducing, if not eliminating, the 8 foot setback that is alleged to exist. At this time, it is unclear what the setbacks are for this structure, pending clarification by the certified plat showing as-built conditions. Accordingly, this property appears to lack the 8 foot setback needed for zoning conformance even under DCRA's theory.

arguments raised by the Zoning Administrator, none of which the BZA found persuasive. Instead, BZA looked at 405.3 and interpreted it in light of section 405 as a whole. For example, BZA noted that "the side yard regulations as a whole are designed to ensure the provision of an adequate amount of separation between structures." Pritchard, at 9. BZA also noted with approval that the appellant's position in the Pritchard case was supported by generally accepted policies and principles in zoning law.

> Restrictions on land development controlling building setback lines and requiring minimum front, side, or rear yard areas that must be kept free from structural development have long been recognized by courts as being reasonably related to promotion of public welfare. Front yards, rear yards, and side yards provide light, air, and privacy. They afford room for lawns and trees, keep residences away from street traffic, noise, dust, and neighbors, provide space for recreation and relaxation, and add to the attractiveness and comfort of a residential district. They provide access for firefighting equipment to the rear of buildings, and space for accessory buildings and uses. . . . More generally, police power restrictions relating to yards, courts, and other open spaces promote the overall community interest by fixing a spatial land use pattern and thereby promoting the orderly physical development of a community.

See Pritchard, at 10, citing 3 Rathkopf's The Law of Zoning and Planning, Sec. 34B.02[1] at 34B-2 to 34B-5 (2001).

The BZA noted that when adopting 405.3 in Z.C. Order No. 17, "the Zoning Commission expressly stated that its purpose is 'to ensure the provision of adequate side yards for all residential buildings regardless of the zoning district in which they lie.'" Pritchard, at 10. The BZA then determined that the "Zoning Administrator erred in approving the issuance of the permit, to allow as a matter of right the construction of an addition to a semi-detached dwelling, where the addition does not provide a side yard on its free-standing side." Id.

The same rationale applies here, rendering the revised permits as erroneously issued by DCRA for not requiring the provision of adequate side yards on the freestanding sides of the structures located at 1310, 1312 & 1314 Potomac Avenue, pursuant to 11 DCMR 405.3 and the interpretation of that regulation made by BZA in the Pritchard case. Indeed, DCRA and the Zoning Administrator were on notice of the Pritchard case as early as June 4, 2002, when it was decided by BZA. In any case, the Order in the Pritchard case became final on October 15, 2002, two days before DCRA wrote to ANC6B, explaining why it believed the permits were lawfully issued.

Therefore, in deciding the present side yard issue, BZA must consider that the zoning laws not only regulate the construction of buildings, but the laws also regulate the *relationship* of one building to another. That relationship concept between buildings is precisely what the side yard regulations, particularly 405.3, were intended to address. The Pritchard decision recognized this important zoning principle. Accordingly, the

zoning regulations and decisional guidance cannot be reasonably interpreted to permit the kind of spacing between buildings that was done by the Developer here.

The DCRA Determination That These Properties Met Parking Requirements Failed To Address Key Ownership And Control Issues of 11 DCMR 2117.4

In addition to errors in interpreting and applying the side yard set back regulations, DCRA has also misapplied the applicable parking regulations. For this reason, all four building permits were issued in error.

In his letter to DCRA, ANC6B Chairman, Kenan P. Jarboe, raised the point that the four houses did not appear to have access to the required parking spaces on each lot or access from a private drive under the "ownership or control" of the particular lot. See Exhibit 10. It is unclear without a review of the plat, but according to DCRA, the parking spaces for each house are now located on each lot, instead of a community parking area. Assuming *arguendo* that this is correct, DCRA's analysis still failed to address key issues of future access through adequate guarantees of ownership and control. Exhibit 13.

For example, while the Developer owns and controls the private common driveway, each of the houses will presumably have access to parking spaces. However, in the event that the Developer sells the properties, either voluntarily or in the event of an unforeseen contingency that mandates the sale of the properties, the houses appear to have no independent legal right to guaranteed access through the common driveway. The DCRA makes no indications in its decision making that the driveway access to each home is independently guaranteed through an easement or some type of legal right of access that goes with each of the lots. For this reason, the parking regulations were not followed rendering the permits erroneously issued. 11 DCMR 2117.4.

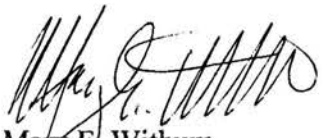
DCRA should have mandated that rear access to each parking space and house be legally guaranteed as a condition of the permits. The four houses must be independent because that is a fundamental principle of a single family home. It is contrary to single family parking regulations, including 11 DCMR 2117.4, to rely on community parking or community access, without legal right to enforce that access in the event of sale or transfer of ownership.

Furthermore, the issues raised by ANC6B about the parking demonstrate further errors by DCRA. For example, ANC6B found a lack of clarity with the parking arrangement that was inconsistent with the requirement of single-family homes to have independent spaces on each lot. ANC6B also had concerns about the creation of an illegal parking lot, and the resulting problems created by such lots, which has been a reoccurring problem in the ANC due to limited parking. Finally, the ANC raised concerns that nothing they saw about the parking proposals showed that the changes from the initial community parking arrangement was ever going to be implemented. SCSD repeats these concerns as further evidence that the zoning requirements for single family home parking were not fully vetted and addressed by DCRA in the process of issuing the revised permits. Accordingly, the permits should be revoked.

Relief Requested

For the foregoing reasons, Appellant requests that: 1) the appeal should be granted, 2) the building permits for 1308, 1310, 1312, and 1314 Potomac Avenue should be revoked, and 3) this Board should grant such other and further relief as it deems necessary.

Respectfully Submitted,



Mary F. Withum
Counsel, Southeast Citizens for Smart Development, Inc.
701 14th St., SE
Washington, DC 20003
(202) 547-5414
(202) 544-3785

January 7, 2003

TABLE OF CONTENTS

BOARD OF ZONING ADJUSTMENT
FOR THE DISTRICT OF COLUMBIA

Appeal of Decision by DCRA to issue building permits to Father Flanagan's Boy's Home to construct single family dwellings at 1308, 1310, 1312 & 1314 Potomac Ave., SE (Square 1045, Lots 137, 136, 135 & 134)	)	BZA No. 16935

EXHIBIT LIST

Appellant, Southeast Citizens for Smart Development, Inc., offers into evidence the following additional statements, information, briefs, reports, plans and other material in support of this appeal. See 11 DCMR 3112.10.

1. Appeal of Southeast Citizen's for Smart Development, Inc. ("SCSD"), BZA No. 16935.
2. Building Permits No. B446917 (Lot 137), B446919 (Lot 136), B446918 (Lot 135), and B446916 (Lot 134).
3. Construction Plans – Selected Sheets included with Exhibits to limit bulk. (Appellant incorporates by reference the full set of construction plans and drawings presently on File with DCRA. See 11 DCMR 3112.10.)
4. Plat for Building Permit of referenced properties (DC Office of the Surveyor, 12/9/02); DCRA Plan Correction List, Job 1135 – 1138B, dated January 19, 2001
5. Selected portions of 11 DCMR (Zoning).
6. BZA Appeal No. 16811 of David and Janet Pritchard (6/4/02).
7. BZA Appeal No. 16791 of Southeast Citizens for Smart Development, Inc. (6/21/02) selected pages included with Exhibits to limit bulk. (Appellant incorporates by reference the Exhibits, Record and Order for this prior, related Appeal as needed)
8. Letter from J. Gregory Love, Administrator, DCRA, to Andrea Ferster, SCSD Counsel, dated August 19, 2002.
9. Letter from Andrea Ferster, SCSD counsel, to David Clark, Director, DCRA, dated August 26, 2002.
10. Letter from Kenan P. Jarboe, Chairperson ANC6B, to David Clark, Director, DCRA, dated September 4, 2002.
11. Letter from Andrea Ferster, SCSD counsel, to Jerrily R. Kress, Director, Office of Zoning, dated September 30, 2002.
12. FOIA Letter from Will Hill, Chair, SCSD to David Clark, Director, DCRA, dated October 9, 2002.
13. Letter from J. Gregory Love, Administrator, DCRA to Kenan P. Jarboe, Chairperson ANC6B, dated October 17, 2002.

14. Letter from David A. Clark, Director, DCRA, to Andrea Ferster, SCSD counsel, dated October 21, 2002.
15. FOIA Letter from Will Hill, Chair, SCSD, to Robert Henry, FOIA Officer, DCRA, dated December 16, 2002.
16. Report of Issues and Concerns of ANC6B to BZA in support of BZA Appeal No. 16935. (SCSD incorporates as part of its case the ANC6B Report in support of this appeal that the ANC will file on January 14, 2002.) See 11 DCMR 3307.1.
17. Statements/Written Testimony at Public Hearing of ANC6B Representative. (SCSD incorporates as part of its case the testimony in support of appeal to be presented at the BZA hearing by the ANC6B Representative.)
18. Statement/Written testimony of the Capitol Hill Restoration Society in BZA Appeal No. 16935. (SCSD incorporates as part of its case the Written Statements and Expert Testimony at the BZA hearing by the Capitol Hill Restoration Society Representative.)
19. SCSD reserves the right to incorporate as part of its case any additional written statements or testimony by persons or organizations who may file written comments with the BZA or wish to present testimony at the public hearing in support of this appeal.

WITNESS LIST

The following persons will testify in support of the appeal:

1. Ellen Opper-Weiner – Fact Witness. Ms. Opper-Weiner, Vice Chair of the Southeast Citizens for Smart Development, Inc., will testify about the basis of the appeal by SCSD, DCRA communications and decision making about permits and supporting documentation, side yard and parking regulations raised by BZA No. 16791, and concerns about parking access legality as proposed for residential structures.
2. Kenan P. Jarboe – Fact Witness. Mr. Jarboe, former ANC6B Chairman, will testify about parking issues raised, including that this was the first time in this ANC that a developer sought to use community parking to satisfy single-family home parking requirements. Mr. Jarboe will also testify that the access and control issue for each of the parking spaces for the lots is inconsistent with 11 DCMR 2117 requirements, and that there is no clarity or certainty in the parking arrangement proposed by the building plans and permits because of the piecemeal way that this project has proceeded. Mr. Jarboe will further testify that the use of a community parking arrangement for the four lots raised ANC concerns about possible illegal parking lot establishment and future use.

3. ANC6B Representative – The ANC Representative is expected to testify on ANC's concerns, including the noncompliance with 11 DCMR 405, 2117, et seq., as noted in Exhibit 10. (SCSD incorporates in its case the statements and testimony of the ANC6B Representative.)
4. Capitol Hill Restoration Society Representative – The CHRS Representative is expected to provide an expert statement and testimony regarding the regulations and issues raised in this appeal, especially regarding the side yard regulations of 11 DCMR 405 & 775. (SCSD incorporates in its case the statements and testimony of the CHRS Representative.)

Form 125 – Exhibit 1
(Revised 03/15/02)

Case No. 16935

OF THE DISTRICT OF COLUMBIA

APPEAL

Notice: See other side of appeal form for instructions

Pursuant to Section (s) §3100 and §3101 of the Zoning Regulations of the District of Columbia, an appeal is hereby taken

from the administrative decision of:	David Clark, Administrator, DCRA (Name of person or office appealed)		
made on	July 8, 2002 (Date of decision)	, to the effect that	issuing Building Permit to Father Flanagan's Boys Home to construct four (4) one family dwellings

Address(es) of Affected Premises	Square(s)	Lot(s)	Zoning Districts
1308, 1310, 1312, & 1314 Potomac Ave SE	1045	137, 136, 138, & 134	C-2

Present use of Property:	empty lot
Proposed use of Property:	one family dwelling
Owner of Property:	Father Flanagan's Boys Home — Telephone No.:
Address of Owner:	1400 Crawford St. Boys Town, WE 68010
Name, address and telephone number of lessee:	
Name, address and telephone number of appellant, if other than owner:	Southeast Citizens for Smart Development, Inc. 701 14th St. SE, Washington, D.C. 20002, (202) 544-3785

State specifically manner in which appellant is aggrieved by the administrative decision, the allegations of error in the administrative decision, and the relevant sections of the Zoning Regulations (see reverse for more detailed explanation).

Please use a separate piece of 8 ½? x 11? to respond and attach it to the Form 125 Appeal.

Date:	08-01-02	Signature:	Robert E. Hill (Appellant)

authorizing the agent to act on his behalf in this appeal.

To be notified of hearing and decision:
(Appellant or Authorized Agent)*

Name:	ANDREA C. FERSTER, LAW OFFICES OF ANDREA C. FERSTER				
Address:	1100 SEVENTEENTH STREET, 10TH FL., WASHINGTON, DC 20036				
Phone No.:	(202) 974-5142	Fax No.:	(202) 331-9680	E-Mail:	AFERSTER@TRANSACT.ORG

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BZA
Case No. 16935
Exhibit No. 1

BOARD OF ZONING ADJUSTMENT
FOR THE DISTRICT OF COLUMBIA

Appeal of Decision by DCRA to issue buildings permits)
to Father Flanagan's Boy's Home)
construct single family dwellings at 1308, 1310, 1312 and) No. _____
1314 Potomac Ave., S.E. (Square 1045, Lots 134, 136, 137, 138))
)

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Attachment to Form 125

This is an Appeal of Southeast Citizens for Smart Development, Inc. of Building Permits ## B446916, B446917, B446918, and B446919, issued on July 8, 2002 to Father Flanagan's Boy's Home to construct three one-family dwellings at 1308, 1310, 1312, and 1314 Potomac Ave., S.E.

Manner in which Appellant is aggrieved, allegation of error, and relevant sections of zoning regulations:

Appellant Southeast Citizens for Smart Development, Inc. ("SCSD") is a nonprofit corporation organized to facilitate community involvement and education in planning of neighborhood development in Ward 6. SCSD is composed of and represents numerous persons who reside and/or own property within the immediate area of the Community Based Residential Facilities (CBRFs) proposed by Boys Town at Potomac and Pennsylvania Ave., S.E , including persons who reside within 200 feet of the proposed development.

Building permits were initially issued for the four two-story residences with cellars for use by Father Flanagan's Boys Home as a CBRFs in September 2001, based on determination by then-Zoning Administrator Michael Johnson that the four residences each constituted a separate CBRF for six youths, which were each entitled to matter-of-right zoning approval. Notwithstanding the issuance of the BZA Order in Appeal No. 16791 of Southeast Citizens for Smart Development, Inc. and ANC 6B, dated June 21, 2002, which found that the four two-story residences constituted a single CBRF, these building permits were never revoked, nor was a "stop work" order issued..

To the contrary, on July 8, 2002, the Director of the D.C. Department of Consumer and Regulatory Affairs (DCRA), by and through the Building and Land Regulation Administration (BLRA), issued four new building permits to Boys Home, based on an amended building permit application indicating that the proposed use of the buildings was as a "one-family dwelling." These buildings, however, do not conform the zoning regulations

Specifically, the BZA Order in Appeal No. 16791 found that the two-story residences presently under construction by Father Flanagan's Boys Home at 1308, 1310, 1312, and 1314 Potomac Ave., S.E. constituted a single CBRF. In reaching this conclusion, the BZA noted several ways in

BZA
Case No. 16935
Exhibit No. 2

which the buildings did not comply with zoning requirements applicable to single family detached dwellings in the C-2 district. First, the BZA order noted that three of the four buildings lacked the 8-foot side yard required by zoning regulations 11 DCMR §§ 405.9 and 775.2. Second, the BZA Order noted that none of the lots have access to their required parking spaces from a public street or alley, or from a private driveway under the ownership or control of the particular lot, as required by 11 DCMR § 2117.4, and some are not on the same lot with the residences that they are intended to serve, as required by 11 DCMR § 2116.1.

Because the residences to be constructed at 1308, 1310, 1312, and 1314 Potomac Ave., S.E. do not comply with the side yard and/or parking requirements applicable to one-family dwellings, the Director of DCRA and the BLRA erred in issuing building permits to Father Flanagan's Boys Home. Members of SCSD are aggrieved by this unlawful action, and believe that these nonconforming residences will adversely affect their use and enjoyment of their homes.

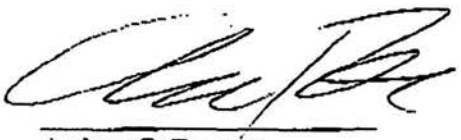
CERTIFICATE OF SERVICE

I hereby certify that, on August 1, 2002, a copy of the foregoing Appeal was served by mail on:

Kenan Jarboe, Chair
ANC 6B
921 Pennsylvania Ave., S.E.
Washington, D.C. 20003

Marie-Claire Brown,
Assistant D.C. Corporation Counsel
441 4th Street, N.W. Room 600 South
Washington, D.C. 20001

Phil Feola
ShawPittman
2300 N Street, N.W.
Washington, D.C. 20037-1128



Andrea C. Ferster

D.C. OFFICE OF ZONING

BOARD OF ZONING ADJUSTMENT
WASHINGTON, D.C. 20001

RECEIPT

CHECK NO. 1625

BZA CASE NO. 16935 (DATE) Aug. 1, 2002.

Name FATHER FLANAGAN'S Boys Home Amount $ 800.00

Address 1400 Crawford St. Boys Town NE 68010

DESCRIPTION

Appeal of Father Flanagan's Boys Home for the issuing a Building PERMit to construct single family dwellings at 1308, 1310, 1312 & 1314 Potomac Ave., S.E., Square 1045, Lots 134, 136, 137 & 138, C-2 District.

BZA-0100/9-98 98-0857

BZA
Case No. 16935
Exhibit No. 3

LAW OFFICES OF
ANDREA C. FERSTER
(202) 974-5142
1100 17TH STREET N.W. 10TH FLOOR
WASHINGTON, DC 20036

RIGGS BANK N.A.
DUPONT CIRCLE OFFICE
WASHINGTON, DC 20036-1147

15-3/540

1625

8-01-02

PAY TO THE ORDER OF Board of Zoning Adjustment $ 800.00

eight hundred dollars & 00/100 DOLLARS

Security features. Details on back.

MEMO Filing Fee

AUTHORIZED SIGNATURE

30-DEC-2002 01:11pm FROM-DC OFFICE OF ZONING 2027276072 T-873 P.005/008 F-283

GOVERNMENT OF THE DISTRICT OF COLUMBIA
BOARD OF ZONING ADJUSTMENT

★ ★ ★

Consideration of your Appeal No. 16935, **filed on** Aug. 1, 2002 will be governed by the Supplemental Rules of Practice and Procedure before the Board of Zoning Adjustment Rules of Practice and Procedure. Under these Rules, your appeal will be set for public hearing on the first available date. The Board holds at least **TWO HEARINGS** per month. Cases are set for hearing on a first come, first served basis. You will be notified of the date of the hearing approximately **FORTY (40) DAYS** in advance.

Please be advised that it is the responsibility of the appellant to carry the burden of proof for the appeal. That means that you must **demonstrate** to the Board **why the administrative decision for which this appeal is filed was in error.**

You are also advised that if you intend to submit materials in support of your appeal, any documentary evidence must be filed with the Office of Zoning at least **FOURTEEN (14) DAYS** prior to the **date of the hearing.** Documentary evidence includes statements, information, briefs, letters, reports, reports of experts and other witnesses, plans and other material.

The site of your appeal is within the jurisdiction of **Advisory Neighborhood Commission (ANC)** _____. If that ANC submits written comments on your appeal, the Board will give those comments "great weight" in its decision. The Board encourages you to contact the ANC to discuss your appeal at the earliest practical time. The telephone number of ANC _____ is _____.

If you should have any questions during the period your appeal is pending before the Board, please call the staff at **(202) 727-6311.**

JERRILY R. KRESS, FAIA
Director
Office of Zoning

ACKNOWLEDGED: _____

APPEALLTR/LJP

BZA
Case No. 16935
Exhibit No. 4

Form 125 – Exhibit 1
(Revised 03/15/02)

Case No._____

BEFORE THE BOARD OF ZONING ADJUSTMENT OF THE DISTRICT OF COLUMBIA

APPEAL

Notice: See other side of appeal form for instructions

Pursuant to Section(s) §3100 and §3101 of the Zoning Regulations of the District of Columbia, an appeal is hereby taken

from the administrative decision of: _____ (Name of administrative officer and title)

made on: _____ (Date of decision) to the effect that: _____

Address(es) of Affected Premises	Square(s)	Lot(s)	Zoning District

Present use of Property: _____

Proposed use of Property: _____

Owner of Property: _____ Telephone No.: _____

Address of Owner: _____

Name, address and telephone number of lessee: _____

Name, address and telephone number of appellant, if other than owner: _____

State specifically manner in which appellant is aggrieved by the administrative decision, the allegations of error in the administrative decision, and the relevant sections of the Zoning Regulations (see reverse for more detailed explanation).

Please use a separate piece of 8½" x 11" to respond and attach it to the Form 125 Appeal.

Date: _____ Signature: _____ Appellant*

* If appeal is filed by agent of the Appellant, Form 125 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:
(Appellant or Authorized Agent)*

Name: _____

Address: _____

Phone No.: _____ Fax No.: _____ E-Mail: _____

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

PERMIT

GOVERNMENT OF THE DISTRICT OF COLUMBIA
Form BLRA-1B
(Rev. 9/30/91)

DEPARTMENT OF CONSUMER AND REGULATORY AFFAIRS
BUILDING AND LAND REGULATION ADMINISTRATION

BUILDING PERMIT — PERMIT NO. B446916

Date 7/8/02 (Type) (MISC.) NEW BLDG.

Address of work 1314 POTOMAC AVE. S.E. Lot 134 Square 1045

Permission is hereby granted to (Owner) TOTAL PERMIT FEE $

FATHER FLANAGAN'S BOYS HOME FILING FEE $

and authorized operations work described herein at the address shown above in strict accordance with the conditions stated on BOTH sides of this permit. NO. DATE

Authorized work and conditions of performance thereof. FEE PAYABLE $150.00

FOR INSPECTIONS CALL XXXXXXX KAZ-4641

TWO STORY AND CELLAR RESIDENCE.
REVISION TO PERMIT NO B438336.

Builder— Value $ No. of Bldgs.

Width of Bldgs. Length Height No. of Stories 2

Zone C-2-B To be occupied as SFD.

Height of terrace above grade Projections

Address of owner BOYS TOWN, NE. 68010

Deposit No. Amount $

DEPARTMENT OF CONSUMER AND REGULATORY AFFAIRS

FILE COPY

Chief, Permit Issuance Branch

Permit Clerk

D. CLARK
DIRECTOR

32301

SALE# 0001 D.C. GOVERNMENT
07/08/02 at 16:07 CLK# 11
BUILDING & TROUBLE EQUI $150.00
DCRA CASHIER OFFICE

W2-00122

DEPARTMENT OF CONSUMER AND REGULATORY AFFAIRS
PERMIT SERVICE CENTER

BUILDING PERMIT CONTROL BATCH SHEET

Date: 7/2/2002 Intake Time: 0855 ☐AM ☐PM

LOG NO. 01 - 68195

Time At Engr.'s Counter: ☐AM ☐PM

Review Completion Due: ☐ ☐

Time Review Completed: ☐ ☐

Address: 1314 Potomac Ave SE

REQUIRED REVIEWS (Checked boxes only)	REVIEWER	TIME	REVIEW STATUS	JOB SCREEN
☐ PUBLIC SPACE		IN ☐AM ☐PM OUT ☐AM ☐PM	☐ Approved ☐HFC ☐ Ref. to DPW ☐ Conf. w/ Applicant	
☐ ZONING	[illegible]	IN ☐AM ☐PM OUT ☐AM ☐PM	☐Approved ☐HFC ☐Ref. to BZA ☐Ref. to Zoning Administrator☐ ☐ Conf. w/ Applicant	
☐ SOIL EROSION ☐ STORMWATER MGMT.	[illegible]	IN 12 ☐AM ☐PM OUT 12 ☐AM ☐PM	☐Approved ☐HFC ☐Ref. to DOH ☐ Conf. w/ Applicant	
☐ AIR QUALITY ☐ EIS		IN ☐AM ☐PM OUT ☐AM ☐PM	☐Approved ☐HFC ☐Ref. to DOH ☐ Conf. w/ Applicant	
☐ WATER AND SEWER	[illegible]	IN ☐AM ☐PM OUT ☐AM ☐PM	☒Approved ☐HFC ☐ Ref. to WASA ☐ Conf. w/ Applicant ☒ WASA Deposit Required	
☐ MECHANICAL/PLUMBING	[illegible]	IN ☐AM ☐PM OUT ☐AM ☐PM	☐Approved ☐HFC ☐ Conf. w/ Applicant	
☐ HEALTH (Food & Medical)		IN ☐AM ☐PM OUT ☐AM ☐PM	☐Approved ☐HFC ☐ Conf. w/ Applicant	
☑ ELECTRICAL	[illegible]	IN ☐AM ☐PM OUT ☐AM ☐PM	☐Approved ☐HFC Need Mtg ☐ Conf. w/ Applicant	
☐ ELEVATOR		IN ☐AM ☐PM OUT ☐AM ☐PM	☐Approved ☐HFC ☐ Conf. w/ Applicant	
☑ FIRE PROTECTION	[illegible]	IN 7/8/02 ☐AM ☐PM OUT ☐AM ☐PM	☑Approved ☐HFC ☐ Conf. w/ Applicant	
☐ STRUCTURAL	[illegible]	IN ☐AM ☐PM OUT ☐AM ☐PM	☐ Approved ☐HFC ☐ Conf. w/ Applicant	

Remarks:

PRE-FILE NUMBERS		ZONING DISTRICT	FILE NUMBER	PERMIT NUMBER	
A.D.C. No.:	O.G. No.:	C2B			By:
H.P.A. No.:	S.L. No.:	Ward No.:	Receipt No.:	Date:	Receipt No.:

★ ★ ★ GOVERNMENT OF THE DISTRICT OF COLUMBIA

BLRA-33 (Rev. 10/91)

DEPARTMENT OF CONSUMER AND REGULATORY AFFAIRS
BUILDING AND LAND REGULATION ADMINISTRATION; PERMIT PROCESSING DIVISION (727-7050)

APPLICATION FOR CONSTRUCTION PERMITS ON PRIVATE PROPERTY

(PRINT IN INK OR TYPE; DO NOT WRITE IN SHADED AREAS OR ON PAGE 4)

CLEARANCE TO FILE
By: Date:

ERASING, CROSSING OUT, WHITING OUT, OR OTHERWISE ALTERING ANY ENTERED INFORMATION WILL VOID THIS APPLICATION

(A) ALL APPLICANTS MUST COMPLETE ITEMS 1 THRU 27

1. Address of Proposed Work:	Suite No.:	2. Lot:	3. Square:	4. Application Date:
1314 Potomac Ave. S.E.		134	1045	

5. Owner of Building or Property:	6. Address: (include Zip)	7. Phone:
Father Flanagan's Boys Home	Boys Town, NE 68010	Work: 402-498-1136 Home:

8. Agent for Owner: (if applicable)	9. Address: (include Zip)	10. Phone:
Esocoff & Associates	1030 15th St., NW Suite 430 Washington, DC 20005	Work: 202-682-1600 Home:

11. Type of Proposed Work (check all applicable boxes):

- [X] New Building
- [ ] Addition
- [ ] Alteration and Repair
- [ ] Raze Building
- [ ] Retaining Wall
- [ ] Fence
- [ ] Shed
- [ ] Awning
- [ ] Garage
- [ ] Sign
- [ ] Other (Specify) _____

12. Description of Proposed Work:

Two Story and cellar residence
Revision to Permit No. B438336

13. Existing Use(s) of Building or Property:	14. Ex. No. of Stories of Bldg.:	15. Ex. No. of Dwelling Units:	Official Use Only Miscellaneous FEE
Vacant	0	0	$ 150.00
16. Proposed Use(s) of Building or Property:	**17. Prop. No. of Stories of Bldg.:**	**18. Prop. No. of Dwelling Units:**	By: Date:
One-family dwelling	2	1	7/2/02

19. Starting Date of Work:	20. Completion Date of Work:	21. Method of Removing Construction Debris:	22. Does the proposed work involve disturbing the earth or razing a building?
5/1/2001	9/1/2002	[ ] Pick-up Truck [X] Dumpster [ ] Other (specify):	[X] Yes, answer q. 23 [ ] No, SKIP q. 23-27

23. Is the area of disturbed earth more than 50 sq. ft.?	24. Soil Erosion Control Methods:	25. Area of Offsite Drainage:	26. No. of Footings or Columns:	27. Size of Footings of Columns:
[X] Yes, answer q. 24-25 [ ] No, SKIP q. 24-25	Silt Fence, Inlet protection Portable sediment tanks	4,000 sq. ft.	10	20 sq. ft.

ALWAYS SIGN THE APPLICATION ON PAGE 3 (SECTION I).

Complete Section B if the proposed work is **new building, addition or alteration.** (Page 2)
Complete Section C if the proposed work is **razing a building.** (Page 2)
Complete Section D if the proposed work is a **retaining wall.** (Page 2)
Complete Section E if the proposed work is a **fence.** (Page 3)
Complete Section F if the proposed work is a **shed/garage.** (Page 3)
Complete Section G if the proposed work is an **awning.** (Page 3)
Complete Section H if the proposed work is a **sign.** (Page 3)

OFFICIAL USE ONLY

	B	P	H	A	
M					
P					
E					W: [ ] Yes [ ] No
F					PLANS
S					[ ] No [ ] Sm. [ ] Lg.

Q307 wd-375

Architect's Name:	29. Lic. No.:	30. Architect's Address: (include Zip)	31. Phone:
Esocoff & Associates	3609	1030 15th St., NW Washington, DC 20005	202-682-1600
Engineer's Name:	**33. Lic. No.:**	**34. Engineer's Address: (include Zip)**	**35. Phone:**
Ehlert / Bryan Inc.	8385	1451 Dolly Madison Blvd. McLean VA 22101	703-827-9582
Building Contractor's Name:	**36A. Lic. No.:**	**37. Contractor's Address:**	**38. Phone:**

Type of Construction	40. Fire Suppression:	41. Booster Pump:	42. Total Lot Area:	43. Breakdown of Lot Area (= 100%):
☐ Masonry ☐ Steel ☐ Wood ☐ Other: ☐ Concrete	☒ Fully Sprinklered ☐ Standpipe System ☐ Partially Sprinklered ☒ None ☐ Other:	☐ New ☐ Existing ☐ None	7,262.26 sq. ft.	a. Building: 43.80 % b. Paved Area: 21.55 % c. Greenery: 34.65 %

Present Gross Floor Area of Bldg.:	45. Proposed Gross Floor Area of Bldg:	46. Floors involved in this permit:	47. Projection beyond building line?
0 sq. ft.	5,910.48 sq. ft.	☒ All ☐ Floors _____	☒ Yes, answer q. 48-52 ☐ No, SKIP q. 48-52

48. Number and type of projection:	49. Distance of projection:	50. Width of projection:	51. Width of building frontage:	52. Signature of Owner (projection only):
Bay Window (1) Cornice (1)	4' 0" 1-7 5/8	8'-0"	76 ft.	

53. Water or Sewer Excavation?	54. Driveway Construction?	55. Sheeting/Shoring Necessary?	56. Elevators involved?	57. No. and type of elev.:	58. Plans Certified by Engineer?
☒ Yes ☐ No	☐ Yes ☒ No	☐ Yes ☒ No	☐ Yes, answer q. 57 ☒ No, SKIP q. 57		☒ Yes, cert. is attached ☐ No

59. Estimated Cost of Work:	OFFICIAL USE ONLY			
i) New/Add.: $ 625,000	Alter/Repair FEE	New Const. FEE	Filing Fee	TOTAL PERMIT FEE
ii) Alt/Rep.: $	$	$	$	$
Total: $ 625,000	By: / Date:	By: / Date:	By: / Date:	By: / Date:
60. Volume of New Bldg. or Addition: cubic ft.				

(C) RAZING A BUILDING (COMPLETE ITEMS 61 THRU 83)

61. Raze Contractor's Name:	62. Contractor's Address: (include Zip)	63. Phone:

64. Insurance Company:	65. Policy or Certif. No.:	66. Expir. Date:	67. Raze Method:

68. Building Material:	69. Raze Entire Building?	70. Building Condemned?	70A. Building Vacant?	71. Public Space Vault?	72. Disconnect Water and/or Sewer?	73. Size of Water Connection:
	☐ Yes ☐ No	☐ Yes ☐ No	☐ Yes ☐ No	☐ Yes ☐ No	☐ Yes ☐ No	in

74. Plumber's Name:	75. Lic. No.	76. Length:	77. Width:	78. Height:	79. Volume:	80. Party Wall?
		ft.	ft.	ft.	cu. ft.	☐ Yes ☐ No

81. Asbestos in the Building?	82. Raze Contractor Signature:	OFFICIAL USE ONLY		
☒ No ☐ Yes, Location	83. Owner's Signature	FEE	By:	Date:
		$		

(D) RETAINING WALL (COMPLETE ITEMS 84 THRU 93)

The retaining wall will not obstruct any accessible parking required by D.C. Zoning Regulations

84. Cost of Work:	85. Material:	86. Height:	87. Color:	88. Location:
$ 18,000	Masonry	4 ft.	Brick Red	☒ Entirely on Owner's Land ☐ Party Line with Adjacent Neighboring Land*

* If party wall, the owner of the adjoining property must agree to the erection of the retaining wall and this application.

89. Signature of Adjoining Owner:	90. Phone: Work / Home	OFFICIAL USE ONLY		
		FEE	By:	Date:
91. Address of Adjoining Owner:	92. Lot: / 93. Square:	$		

(E) FENCE (COMPLETE ITEMS 94 THRU 102)

The fence will not obstruct any accessible parking required by D.C. Zoning Regulations

94. Material and type:	95. Height:	96. Color:	97. Location:
METAL Pickets	6 ft.	BLACK	☒ Entirely on Owner's Land ☐ Party Line with Adjacent Neighboring Land *

* If party fence, the owner of the adjoining property must agree to the erection of the fence and this application.

98. Signature of Adjoining Owner:	99. Phone: Work / Home	OFFICIAL USE ONLY: FEE $	By:	Date:
100. Address of Adjoining Owner:	101. Lot:	102. Square:		

(F) SHED OR GARAGE (COMPLETE ITEMS 103 THRU 113)

103. Number:	104. Length: ft.	105. Width: ft.	106. Area: sq. ft.	107. Height: ft.	108. Volume: cu. ft.	109. Estimated Cost of Work: $	OFFICIAL USE ONLY: FEE $ By: Date:
110. Material of Roof:	111. Material of Sides:	112. Wall thickness:: ☐ External ( ) inches ☐ Party ( ) inches				113. Color:	

(G) AWNING (COMPLETE ITEMS 114 THRU 123)

114. Number:	115. Color:	116. Type: ☐ Folding ☐ Fixed	117. Projections: Beyond bldg. line ____ in. Beyond pt. of attachm. ____ in.	118. Height of lowest part of awning: (a) ____ ft above sidewalk (b) ____ ft above parking (c) ____ ft above grade	OFFICIAL USE ONLY: FEE $ By: Date:

119. Material of Frame:	120. Material of Covering:	121. Lettering on Awning? ☐ Yes ☐ No	122. Fixed posts? ☐ Yes ☐ No	123. Over sidewalk cafe? ☐ Yes ☐ No

(H) SIGN (COMPLETE ITEMS 124 THRU 144)

124. Number:	125. Electric Signs? ☐ Yes, answer q. 126-132 ☐ No, SKIP q. 126-132	126. Type: ☐ Incandes. ☐ Fluoresc. ☐ Neon	127. Power ____ VA	128. Electrical Contractor: Lic. No.:

129. Address of Electrical Contractor (include Zip)	130. Signature of Licensed Electrician:	131. Phone:	132. License No.:

133. Height relative to building and ground: (a) ___ ft ___ in above sidewalk (b) ___ ft ___ in above roof (c) ___ ft ___ in is bldg height (d) ___ ft ___ in above projection or window (e) ___ ft ___ in from roof to sign's bottom	134. Material of Sign:	135. Type of Sign:	136. Color:
	137. Width: ft	138. Length: ft	139. Area of Sign: sq. ft.
			140. Width of Business Frontage: ft

141. C of O Number for Building:	142. Sign Contractor Lic. No.	OFFICIAL USE ONLY: Sign FEE $	Elect. FEE $	Total FEE $
143. Sign Contractor's Address:	144. Phone:	By: Date:	By: Date:	BY: Date:

(I) APPLICANT'S SIGNATURE

A. OWNER: I hereby certify that I am the owner of the property; that the application and plans are complete and correct to the best of my knowledge; and that if a permit (or permits) is issued, the construction will conform to the D.C. Construction Codes, the Zoning Regulations, and other applicable laws and regulations of the District of Columbia.

Signature of Owner: _____ Address: 14100 Crawford Date: 6-28-05

B. AGENT: I hereby certify that I have the authority of the owner to make this application. I declare that the application and plans are complete and correct to the best of my knowledge. The owner has assured me that if a permit (or permits) is issued, the construction will conform to the D.C. Construction Codes, the Zoning Regulations, and other applicable laws and regulations of the District of Columbia.

Signature of Agent: _____ Address: _____ Date: _____

(J) APPROVALS (DO NOT WRITE ON THIS PAGE; OFFICIAL USE ONLY):

A. PERMIT CONTROL

- ☐ 1. Fine Arts by: _____ Date: _____
- ☐ 2. Historic by: _____ Date: _____
- ☐ 3. PADC by: _____ Date: _____
- ☐ 4. Cap. Gateway by: _____ Date: _____
- ☐ 5. W.H./ Obs. Precinct by: _____ Date: _____
- ☐ 6. Flood Control by: _____ Date: _____
- ☐ 7. WMATA by: _____ Date: _____
- ☐ 8. Condem. by: _____ Date: _____
- ☐ 9. RLA by: _____ Date: _____
- ☐ 10. Rental Accom. by: _____ Date: _____
- ☐ 11. Chinatown Distr. by: _____ Date: _____
- ☑ 12. Utility Clearance by: _____ Date: _____
- ☐ 13. General Liability Ins. Policy Clearance by: _____ Date: _____

B. CLEARANCE TO FILE PLANS

- ☐ 1. Zoning by: _____ Date: _____
- ☐ 2. DPW — Permit and Records Division
  Access to Parking Street ☐ Street ☐ Alley
  Cleared by: _____ Date: _____
- ☐ 3. DPW - Consumer Engineer
  Cleared by: _____ Date: _____
- ☐ 4. ERA - Erosion Control
  Cleared by: _____ Date: _____

[redacted]strictions of the Permit:

C. PLANS AND APPLICATION APPROVAL

- ☑ 1. Information Counter by: CBD Date: 7 JUL 02
- ☐ 2. Information Center by: _____ Date: _____
  - ☐ (a) ABC Board by: _____ Date: _____
  - ☐ (b) Noise Control by: _____ Date: _____
  - ☐ (c) Industrial Safety by: _____ Date: _____
  - ☐ (d) Vector Control by: _____ Date: _____
  - ☐ (e) D.C. Animal by: _____ Date: _____
  - ☐ (f) Police Dept. by: [illegible] Date: 7/2/02
- ☑ 3. Zoning by: _____ Date: _____
  Zoning Update by: _____ Date: _____
- ☑ 4. DPW - Permit and Records Division/Deposit #
  Sidewalk Deposit $ _____ Driveway Deposit $ _____
  by: _____ Date: 7/2/02
- ☑ 5. Water/Sewer Design Branch
  Consumer Eng. by: VCC Date: 7/2/02
- ☑ 6. Environmental Regulation Administration
  - ☑ Environmental Policy Review
    Control No.: NA
    by: Bobb Date: 7/8/02
  - ☑ Erosion Control by: [signature] Date: 7-3-02
  - ☑ Storm Water Mgmt. by: [signature] Date: 7-8-02
    Plan No. _____
- ☑ 7. Mechanical Eng. Review by: [signature] Date: 7/3/02
- ☑ 8. Plumbing Eng. Review by: [signature] Date: 7/3/02
- ☑ 9. Electrical Eng. Review by: [signature] Date: 7/3/02
- ☐ 10. Health Plan Review
  - ☐ (a) Food Plan Review by: _____ Date: _____
  - ☐ (b) Medical X-ray Plan Rev. by: _____ Date: _____
- ☑ 11. D.C. Fire Dept. (Fire Prevention Plan Review Section) by: [signature] Date: 7/3/02
- ☐ 12. Elevator Plan Rev. Sec. by: _____ Date: _____
- ☐ 13. Plumbing Insp. Rev. by: _____ Date: _____
- ☐ 14. Construction Insp. Branch (Field Check) by: _____ Date: _____
- ☐ 15. Historic Pres. Div. by: _____ Date: _____
- ☑ 16. Structural Eng. by: [signature] Date: 7/8/02
- ☐ 17. Permit and Certificate Issuance Counter By _____ Date: _____
- ☑ 18. O.C. By: Bobb Date: 7/8/02

TO REPORT WASTE, FRAUD, OR ABUSE BY ANY D.C. GOVERNMENT OFFICE OR OFFICIAL, CALL THE D.C. INSPECTOR GENERAL AT 1-800-521-1639

ZONING

C of O Number _____ Date _____
Existing Use(s) _____

- ☐ New bldg.
- ☐ P.O.D.
- ☐ File in room 329

[redacted] No.: | BZA Case No.: | PUD Order No.:

DPW — PUBLIC SPACE

Street Name: _____
Street Width: _____
Road Width: _____
Sidewalk Width: _____
Parking: _____
Restrictions: _____

2-0307-4 wd-375

DEPARTMENT OF HEALTH
ENVIRONMENTAL HEALTH ADMINISTRATION

LEAD HAZARD CONTROL PERMIT QUESTIONNAIRE AND EXEMPTION FORM

Project Address: 1314 Potomac Ave, SE.

Name of Owner(s): Father Flanagan's Boys Home Name of Contractor: _____

Phone Number: 402-498-1136 Square #: 1045 Lot #: 134 Ward #: 6

Project Start Date: May 1, 2001 Project End Date: Sept 1, 2002

Building Type:

Commercial -		Government -	
Office	☐	Federal	☐
Mixed Use (Explain)	☐	District	☐
Residential -		Institutional -	
Multi-family	☐	Hospital	☐
Single-Family	☒	Museum	☐
Elderly or handicapped	☐	School/Child Development	☐

1. **Is the project planned in response to a child being identified as lead poisoned? YES ☐ NO ☒**

2. **Is the project designed to eliminate or reduce lead-based paint hazards in a pre-1978 building or structure? YES ☐ NO**

If you answer "YES", contact the Lead Division at 51 N Street, N.E., 3rd Floor (202) 535-2637 for a lead-based paint control permit application and notification form, unless an exemption listed below applies. If you answer "NO", a permit is not required, but you are required to answer the following questions:

SCOPE OF PROJECT	YES	NO	COMMENTS
1. Is the project disturbing deteriorated lead based paint on surfaces totaling more than 2 square feet per room, or 20 square feet on exterior surfaces, or 10% of a building component with a small surface (such as a small painted window frame) involving the following:			
A. Removal and replacement of lead-based paint components, e.g. windows, doors and baseboards?		✓	
B. Onsite stripping and removal of lead-based paint?		✓	
C. Partial demolition or gutting of building?		✓	
2. Does the project involve the removal and covering of lead-contaminated soil?		✓	

EXEMPTIONS

Please indicate the applicable exemption from the following list:

- ☐ Individuals who perform lead-based paint activities at residences which they own, unless the residence is occupied by a person or persons other than the owner or the owner's immediate family; unless a child under the age of 8 years resides, is expected to reside in, or regularly visits such housing.
- ☐ Housing for the elderly or persons with disabilities; unless any child under the age of 8 years resides, is expected to reside in, or regularly visits such housing.
- ☐ Any (0)-bedroom unit, such as an efficiency apartment.

AFFIDAVIT

I declare that the information provided is accurate, true and complete to the best of my knowledge and belief, and/or I have the authority to represent the owner of the property to answer this application and sign on behalf of the company and/or persons listed as owners. I understand that if such information contained in this applica false, I am subject to the penalty provisions of D.C. Law 11-221. Any fraud or misrepresentation on an application shall be grounds for automatic rejection and/or ci administrative penalties. I understand that failure to provide full disclosure of any of the requested or required information may result in rejection of this application approval.

Karen Burdill — SIGNATURE — 7/8/02 DATE

KAREN BURDILL — PRINT NAME

For Official Government Use Only

PERMIT REQUIRED YES ☐ NO ☐ Reviewed By: Date:

ENVIRONMENTAL HEALTH ADMINISTRATION

CONSTRUCTION PERMIT APPLICATION – SUPPLEMENTAL FORM – ENVIRONMENTAL QUESTIONNAIRE

PROJECT ADDRESS: 1314 Potomac Ave ~~SE~~ SE LOT: 134 SQUARE: 1045

PROJECT DESCRIPTION: 2 story & cellar Residence

Note: please answer all 12 questions in this questionnaire, by checking either column "Yes" or "No" for each question. If you answer "Yes" to any of the questions, you should contact the corresponding office(s) indicated in column 'contact person/office' as soon as possible. Until this application is reviewed and approved by the concerned office(s), the permit will not be issued.

	SCOPE OF PROJECT	YES	NO	CONTACT PERSON/OFFICE	OFFICE USE (Initial/Date)
1	Will the proposed use involve the construction of a facility for the handling, transfer, storage, disposal or treatment of solid waste, medical waste, or recyclable materials?		✓	(202) 535-2200, EIS Coordinator, EHA	
2	Will the work to be performed involve the assessment or clean-up of soils associated with the release of materials from an underground storage tank (UST)?		✓	(202) 535-2525, Underground Storage Tank Division, EHA (202) 535-2250, Air Quality Division, EHA	
3	Will the work to be performed involve the assessment or clean-up of groundwater associated with the release of materials from an underground storage tank (UST)?		✓	(202) 535-2525, Underground Storage Tank Division, EHA (202) 535-2190, Water Quality Division, EHA (202) 535-2250 Air Quality Division, EHA	
4.	Will the proposed project involve the installation or drilling of wells other than for the purposes stated in questions 3 and 4?		✓	(202) 535-2190, Water Quality Division, EHA	
5.	Will the proposed project involve the generation, treatment, storage, disposal or transportation of chemicals or other substances which may be considered hazardous?		✓	(202) 535-2290, Hazardous Waste Division, EHA	
6	Will the proposed project involve construction that will disturb the sediment in rivers, streams or wetlands?		✓	(202) 535-2190, Water Quality Division, EHA	
	Will the work to be performed involve the installation, removal, abandonment, or repair of an underground storage tank (UST) system?		✓	(202) 535-2525, Underground Storage Tank Division, EHA	
8	Will the proposed project result in the discharge into the air of gases, dust, or the creation of any objectionable odors?		✓	(202) 535-2250, Air Quality Division, EHA	
9	Will the proposed project involve the removal, handling, transportation, disposal, or encapsulation of asbestos? **Please bring with you a copy of your asbestos survey, ten-day notification form, and asbestos abatement permit fee		✓	(202) 535-2250, Air Quality Division, EHA	
10	Was the building built before 1978? (Lead paint may be present.)		✓	If you answer "Yes" to this question, please answer the questions and follow the instructions on the "Lead Hazard Control Questionnaire" to determine if you need a permit to conduct a Lead Abatement Project	

AFFIDAVIT

I hereby certify that I have the authority of the owner of the property to make this application. I declare that the answers to the above questions in this Questionnaire are complete and correct to the best of my knowledge.

Signature Karen Berdtt Name (print) KAREN BERDTT

Address 1030 15th st. NW, Suite 430 Date 7/8/02 Phone 202-682-1600 ext 24

OFFICE USE ONLY

COMMENTS AND PERMIT RESTRICTIONS:

(USE REVERSE IF NEC

EHA Form # 09-1300 -- Revi

Scope of the Project	Yes	No	Instructions
12. Is an exemption claimed from the requirement to submit an Environmental Impact Screening Form pursuant to Title 20, Sec. 7202 that is not referred to in this form? If yes, describe the exemption and cite the relevant section of the regulations on an attachment.		✓	If yes, describe on an attachment and submit to EIS Coordinator, DCRA.
13. Does the total cost of the project exceed $1.42 million, including site preparation and construction?	✓		If yes, and no exemption claimed, Environmental Impact Screening Form (EISF) required. If no, indicate actual project cost _____
14. Is the cost of this project $1.42 million or less? If yes, please answer all of the following questions:	✓		If yes, complete A through G.
A. Does the project site contain any species of plant or animal that is identified as threatened or endangered?		✓	If yes, EISF required.
B. Are any streams, lakes, ponds, springs or wetlands within 100 feet of the project site?		✓	If yes, EISF required.
C. Will the project result in an emission of odorous or other air pollutants from any source, including VOCs?		✓	If yes, EISF required.
D. Will this action involve the use, production or disposal of hazardous substances as defined in 20 DCMR 7299?		✓	If yes, EISF required.
E. Will construction be on land where the depth to the water table is less than 3 feet?		✓	If yes, EISF required.
F. Will blasting occur as part of the project?		✓	If yes, EISF required.
G. Will the project generate medical, infectious, radioactive or hazardous waste?		✓	If yes, EISF required.

I certify that all of the statements on this application are true and complete to the best of my knowledge and belief. I agree to comply with all applicable laws and regulations of the District of Columbia. The making of false statements on this application is punishable by criminal penalties. (DC Code Sec. 22-2514)

Ken Bruce — 7/8/02

Signature of Owner/Authorized Agent **Date**

OFFICIAL USE ONLY

Environmental Impact Screening Form required: Yes _____ **No** ✓ **Referred to EIS Coordinator** _____

DCRA Reviewer Bobb **Date** 7/8/02

If yes, submit to EIS Coordinator
Department of Consumer and Regulatory Affairs
Building and Land Regulation Administration

Comments Owner previously submitted EISF for this project on 5/11/2001. Review of this intake form and EISF reveals no change in proposed construction or activity as originally described on EISF. Consequently pursuant to 20 DCMR, 7202.1(d); no new EISF required.

NOTE: APPROVAL OF A BUILDING PERMIT IS NOT SYNONYMOUS WITH APPROVAL OF AN ACTION OR ENTIRE PROJECT UNDER THE ENVIRONMENTAL POLICY ACT OF 1989. IF THE APPLICANT BUILDS ON THE SAME, ADJACENT OR ABUTTING PROPERTY OR EXPANDS UPON THE WORK DESCRIBED IN THE INSTANT APPLICATION OR PLANS AND SPECIFICATIONS WITHIN THREE YEARS, AN ENVIRONMENTAL IMPACT SCREENING FORM MAY BE REQUIRED FOR THE ENTIRE PROJECT, INCLUDING THE PORTION ENCOMPASSED BY THIS APPLICATION AND PERMIT APPROVAL. FURTHER, IF THE ACTION IS IN VIOLATION OF ANY FEDERAL OR DISTRICT LAWS PERTAINING TO THE ENVIRONMENT, AN EISF CAN BE REQUIRED.

TO REPORT WASTE, FRAUD, OR ABUSE BY ANY DC GOVERNMENT OFFICE OR OFFICIAL, CALL THE INSPECTOR GENERAL ON 1- 800- 521-1639

DEPARTMENT OF CONSUMER & REGULATORY AFFAIRS
Building and Land Regulation Administration
941 North Capitol Street NE, Suite 2000
Washington DC 20002

ENVIRONMENTAL INTAKE FORM

Project Name:	Project Address:	Lot:	Square:
Boys Town	134 Potomac Ave SE	134	1045
Filed Job Application # (if applicable):	**Project Description:**		
	2 Story & Cellar Residence		

Owner: FATHER FLANAGAN's Boys Home Date: 7/8/02

Owner's address and phone #: Boys Town NE 68010, 402-498-1136

Authorized agent: ESOCOFF & Associates - Karen Burdett

Address and Phone # of authorized agent: 1030 15th St. NW Suite 450, 202-682-1600 ext 21

Scope of the Project	Yes	No	Instructions
1. Does the owner of this site own adjacent or abutting property?	✓		If yes, submit a site plan to EIS Coordinator, DCRA. If no plan exists, submit written explanation to EIS Coordinator, DCRA.
2. Does the owner of this site plan to acquire property that is adjacent to or abutting this site within the next three years?		✓	If yes, submit a site plan to EIS Coordinator, DCRA. If no plan exists, submit written explanation to EIS Coordinator, DCRA.
3. Is additional activity planned by the applicant for this site or any site within the same square during the next three years that requires a permit?	✓		If yes, submit a site plan to EIS Coordinator, DCRA. If no plan exists, submit written explanation to EIS Coordinator, DCRA.
4. Is this a residential project within the R-1 through R-5-A zoning districts?		✓	If yes, skip to signature line.
5. Is this project a single-family residence that is not in conjunction with the building of two or more units?		✓	If yes, skip to signature line.
6. Is this project an accessory structure such as a garage, patio, swimming pool or fence?		✓	If yes, skip to signature line.
7. Is the project solely an interior renovation with no change in the use or capacity of the structure being renovated?		✓	If yes, skip to signature line.
8. Is the project located in an Economic Development Zone, as defined in DC Code 5-1401 et seq (DC Law 7-177)?		✓	If yes, skip to signature line.
9. Is the project located within the Central Employment Area as defined in DC Zoning Regulations? (Title 11DCMR)		✓	If yes, skip to signature line.
10. Does the project involve only the operation, repair, maintenance, or minor alteration of public structures, facilities, mechanical equipment, or topographical features and involve negligible or no expansion of use beyond that previously existing?		✓	If yes, skip to signature line.
11. Has an Environmental Impact Statement (EIS) been prepared pursuant to the National Environmental Policy Act of 1969 (NEPA), or a determination made that no EIS is needed, or has the functional equivalent of an EIS been prepared?		✓	If yes, submit documentation to EIS Coordinator, DCRA.

-OVER-

BLRA 33C

CONTRACT AGREEMENT

Name of Contractor/Owner Escoff & Associates Contractor's License No. _____

Address of Contractor/ Owner 1030 15th St. NW Suite 430 Date: 7/8/02

ADDRESS OF PROPOSED WORK 1314 Potomac Ave. SE	LOT: 134 SQUARE: 1045
OWNER OF BUILDING OR BUSINESS: Father Flanagan's Boys Home Boys Town NE 68010	PHONE No: 402-498-1136
DESCRIPTION OF PROPOSED WORK: Two Story & Cellar.	

COST ESTIMATE

CONSTRUCTION e.g drywall, ceilings, framing, carpentry etc	$ 180,000	
ELECTRICAL	$ 180,000	
MECHANICAL	$ 120,000	
PLUMBING	$ 120,000	
FIRE PROTECTION e.g sprinkler system, fire alarm system, generator etc.	$ 5,000	
~~DEMOLITION~~ Sitework	$ 20,000	
MISC/OTHER (please specify)	$	
TOTAL	$ 625,000	

The labor and material costs of counter tops, kitchen cabinets, floor coverings, tile work, caulking, patching and plaster repair, painting other than fire retardant paint, gutters and downspouts, not more than 160 square feet of gypsum board shall not be included in the cost estimate for permitting purposes. The entire list can be seen in the 1999 D.C Building Supplement Chapter 1 Section 107.3.

The foregoing terms, specifications and conditions are satisfactory and hereby agreed to. You are authorized to work as specified and payment will be made in the amount as outlined. Upon signing this agreement, the owner represents and warrants that he or she is the owner or the authorized agent of the owner of the aforesaid premises and that he or she has read this agreement.

CONTRACTOR Karen Budd KAREN BUDITT Date: 7/8/02
Signature & print

OWNER OF BUILDING/BUSINESS _____ Date: _____
Signature & print

Upon signing this document, the owner and contractor declare that the cost of construction as specified above for the referenced project is true and correct to the best of their knowledge

Please fill out this agreement form in accordance with D.C Construction Code Supplement 1999, Chapter 1 Section 112.1.

PERMIT

★★★ GOVERNMENT OF THE DISTRICT OF COLUMBIA
Form BLRA-15
(Rev. 9/30/91

DEPARTMENT OF CONSUMER AND REGULATORY AFFAIRS
BUILDING AND LAND REGULATION ADMINISTRATION

BUILDING PERMIT

PERMIT NO. B446919

Date 7/8/02 (Type) NEW BUILDING

Address of work 1310 POTOMAC AVE. S.E. Lot 136 Square 1045

Permission is hereby granted to (Owner) TOTAL PERMIT FEE $

FATHER FLANAGAN'S BOYS HOME NO. FILING FEE $

DATE

FEE PAYABLE $ 150.00

FOR INSPECTIONS CALL [redacted] 442-464

to construct, alter, demolish, repair, or use and occupy the building or premises for the purpose stated herein, at the address shown above in strict accordance with the conditions stated on BOTH sides of this permit.

Authorized work and conditions of performance thereof:

TWO STORY & CELLER RESIDENCE WITH DRIVEWAY.
REVISION TO PERMIT # B438338.

Builder—
Width of Bldgs. Length Height No. of Stories 2
Zone To be occupied as SFD
Height of terrace above grade Projections:
Address of owner BOYS TOWN, NE. 68010
Deposit No. Amount $

DEPARTMENT OF CONSUMER AND REGULATORY AFFAIRS

Value $ No. of Bldgs.

Chief, Permit Issuance Branch

By Permit Clerk

D. CLARK
DIRECTOR

FILE COPY

3230

OTR/DCRA CASHIER OFFICE
07/08/02 at 6:07 Clk# 11
Acct# 260082 Amount $***150.00
BUILD/STRUCTURE & EQUI
20020215

02-00122

DEPARTMENT OF CONSUMER AND REGULATORY AFFAIRS
PERMIT SERVICE CENTER

BUILDING PERMIT CONTROL BATCH SHEET

Date: 7/2/2002 Intake Time: 0855 ☐AM ☐PM

LOG NO. 01 - 68193

Time At Engr.'s Counter: ☐AM ☐PM

Review Completion Due: ☐AM ☐PM

Time Review Completed: ☐AM ☐PM

Address: 1310 Potomac Ave SE

REQUIRED REVIEWS (Checked boxes only)	REVIEWER	TIME	REVIEW STATUS	JOB SCREEN ☐?
☐ PUBLIC SPACE		IN ☐AM ☐PM OUT ☐AM ☐PM	☐ Approved ☐HFC ☐ Ref. to DPW ☐ Conf. w/ Applicant	
☐ ZONING	[illegible]	IN ☐AM ☐PM OUT ☐AM ☐PM	☐Approved ☐HFC ☐Ref. to BZA ☐Ref. to Zoning Administrator☐ ☐ Conf. w/ Applicant	
☐ SOIL EROSION ☐ STORMWATER MGMT.	[illegible]	IN [illegible] ☐AM ☐PM OUT [illegible] ☐AM ☐PM	☐Approved ☐HFC ☐Ref. to DOH ☐Conf. w/ Applicant	
☐ AIR QUALITY ☐ EIS		IN ☐AM ☐PM OUT ☐AM ☐PM	☐Approved ☐HFC ☐Ref. to DOH ☐Conf. w/ Applicant	
☐ WATER AND SEWER	[illegible]	IN ☐AM ☐PM OUT ☐AM ☐PM	☐Approved ☐HFC ☐ Ref. to WASA ☐ Conf. w/ Applicant ☐ WASA Deposit Required	
☐ MECHANICAL/PLUMBING	[illegible]	IN ☐AM ☐PM OUT ☐AM ☐PM	☐Approved ☐HFC ☐ Conf. w/ Applicant	
☐ HEALTH (Food & Medical)		IN ☐AM ☐PM OUT ☐AM ☐PM	☐Approved ☐HFC ☐ Conf. w/ Applicant	
☐ ELECTRICAL		IN ☐AM ☐PM OUT ☐AM ☐PM	☐Approved ☐HFC ☐ Conf. w/ Applicant	
☐ ELEVATOR		IN ☐AM ☐PM OUT ☐AM ☐PM	☐ Approved ☐HFC ☐ Conf. w/ Applicant	
☐ FIRE PROTECTION	[illegible]	IN 7/8/02 ☐AM ☐PM OUT ☐AM ☐PM	☐ Approved ☐HFC ☐ Conf. w/ Applicant	
☐ STRUCTURAL	[illegible]	IN ☐AM ☐PM OUT ☐AM ☐PM	☐ Approved ☐HFC ☐ Conf. w/ Applicant	

Remarks:

PRE-FILE NUMBERS		ZONING DISTRICT	FILE NUMBER	PERMIT NUMBER	
C. No.:	O.G. No.:				By:
No.:	S.L. No.:	Ward No.:	Receipt No.:	Date:	Receipt No.:

★ ★ ★ GOVERNMENT OF THE DISTRICT OF COLUMBIA

CRA-33 (Rev. 10/91)

DEPARTMENT OF CONSUMER AND REGULATORY AFFAIRS
BUILDING AND LAND REGULATION ADMINISTRATION; PERMIT PROCESSING DIVISION (727-7050)

APPLICATION FOR CONSTRUCTION PERMITS ON PRIVATE PROPERTY

(PRINT IN INK OR TYPE; DO NOT WRITE IN SHADED AREAS OR ON PAGE 4)

RANCE TO FILE Date

ERASING, CROSSING OUT, WHITING OUT, OR OTHERWISE ALTERING ANY ENTERED INFORMATION WILL VOID THIS APPLICATION

(A) ALL APPLICANTS MUST COMPLETE ITEMS 1 THRU 27

ddress of Proposed Work:	Suite No.:	2. Lot:	3. Square:	4. Application Date:
310 Potomac Ave, S.E.		136	1045	

wner of Building or Property:	6. Address: (include Zip)	7. Phone:
Father Flanagan's Boys Home	Boys Town Ne 68010	Work: 402-498-1136 Home:
gent for Owner: (if applicable)	9. Address: (include Zip)	10. Phone:
Socolb & Assoc.	1030 15th St. NW # 430 Washington, DC 20005	Work: 202-682-1600 Home:

Type of Proposed Work (check all applicable boxes):

- [x] New Building
- [ ] Addition
- [ ] Alteration and Repair
- [ ] Raze Building
- [ ] Retaining Wall
- [ ] Fence
- [ ] Shed
- [ ] Awning
- [ ] Garage
- [ ] Sign
- [ ] Other (Specify) _____

Description of Proposed Work:

Two Story + Celler Residence w/ Driveway

Revision to permit # B438338

Existing Use(s) of Building or Property:	14. Ex. No. of Stories of Bldg.:	15. Ex. No. of Dwelling Units:	Official Use Only
Vacant	0	0	Miscellaneous FEE $ 150.-
Proposed Use(s) of Building or Property:	17. Prop. No. of Stories of Bldg.:	18. Prop. No. of Dwelling Units:	By: Date:
One Family Dwelling	2	1	7/2/02

19. Starting Date of Work:	20. Completion Date of Work:	21. Method of Removing Construction Debris:	22. Does the proposed work involve disturbing the earth or razing a building?
May 1, 2001	Sept. 1, 2002	[ ] Pick-up Truck [x] Dumpster [ ] Other (specify):	[x] Yes, answer q. 23 [ ] No, SKIP q. 23-27

23. Is the area of disturbed earth more than 50 sq. ft.?	24. Soil Erosion Control Methods:	25. Area of Offsite Drainage:	26. No. of Footings or Columns:	27. Size of Footings of Columns:
[x] Yes, answer q. 24-25 [ ] No, SKIP q. 24-25	Silt Fence, Inlet protection Portable Sediment Tanks	4,000 sq. ft.	10	20 sq. ft.

ALWAYS SIGN THE APPLICATION ON PAGE 3 (SECTION I).

nplete Section B if the proposed work is **new building, addition or alteration.** (Page 2)
nplete Section C if the proposed work is **razing a building.** (Page 2)
nplete Section D if the proposed work is a **retaining wall.** (Page 2)
nple Section E if the proposed work is a **fence.** (Page 3)
nple ection F if the proposed work is a **shed/garage.** (Page 3)
nple ection G if the proposed work is an **awning.** (Page 3)
nplete Section H if the proposed work is a **sign.** (Page 3)

7 wd-375

OFFICIAL USE ONLY

	R	P	H	A	
M					
P					
E					W: ☐ Yes ☐ No
F					PLANS:
S					☐ No ☐ Sm ☐ Lg

(B) NEW BUILDING, ADDITION, & ALTERATION (COMPLETE ITEMS 28 THRU 60)

Architect's Name:	29. Lic. No.:	30. Architect's Address: (include Zip)	31. Phone:
Esocoff & Associates	3609	1030 15th St. NW Washington DC 20005	202-682-1600
Engineer's Name:	**33. Lic. No.:**	**34. Engineer's Address: (include Zip)**	**35. Phone:**
Ehlert/Bryan Inc.	8385	1451 Dolley Madison Blvd Mclean VA	703-827-9552
Building Contractor's Name:	**36A. Lic. No.:**	**37. Contractor's Address:**	**38. Phone:**
[redacted]			

Type of Construction	40. Fire Suppression:	41. Booster Pump:	42. Total Lot Area:	43. Breakdown of Lot Area (= 100%):
☐ Masonry ☐ Steel	☑ Fully Sprinklered ☐ Standpipe System	☐ New	6959.17	a. Building: 45.71 %
☐ Wood ☐ Other:	☐ Partially Sprinklered ☐ None	☐ Existing	sq. ft.	b. Paved Area: 21.76 %
☐ Concrete	☐ Other:	☒ None		c. Greenery: 32.53 %

44. Present Gross Floor Area of Bldg.:	45. Proposed Gross Floor Area of Bldg:	46. Floors involved in this permit:	47. Projection beyond building line?
0 sq. ft.	5910,48 sq. ft.	☒ All ☐ Floors _____	☒ Yes, answer q. 48-52 ☐ No, SKIP q. 48-52

48. Number and type of projection:	49. Distance of projection:	50. Width of projection:	51. Width of building frontage:	52. Signature of Owner (projection only):
Bay Window (1) Cornice (1)	4'-0" 1-7 5/8	8'-0"	76 ft.	[signature]

53. Water or Sewer Excavation?	54. Driveway Construction?	55. Sheeting/Shoring Necessary?	56. Elevators involved?	57. No. and type of elev.:	58. Plans Certified by Engineer?
☒ Yes ☐ No	☐ Yes ☒ No	☐ Yes ☒ No	☐ Yes, answer q. 57 ☒ No, SKIP q. 57		☐ Yes, cert. is attached ☐ No

59. Estimated Cost of Work:
(a) New/Add.: $ 625,000
(b) Alt/Rep.: $ _____
Total: $ 625,000

60. Volume of New Bldg. or Addition: 69,750 cubic ft.

OFFICIAL USE ONLY

Alter/Repair FEE	New Const. FEE	Filing Fee	TOTAL PERMIT FEE
$	$	$	$

By:	Date:	By:	Date:	By:	Date:	By:	Date:

(C) RAZING A BUILDING (COMPLETE ITEMS 61 THRU 83)

61. Raze Contractor's Name:	62. Contractor's Address: (include Zip)	63. Phone:

64. Insurance Company:	65. Policy or Certif. No.:	66. Expir. Date:	67. Raze Method:

68. Building Material:	69. Raze Entire Building?	70. Building Condemned?	70A. Building Vacant?	71. Public Space Vault?	72. Disconnect Water and/or Sewer?	73. Size of Water Connection:
	☐ Yes ☐ No	☐ Yes ☐ No	☐ Yes ☐ No	☐ Yes ☐ No	☐ Yes ☐ No	in

74. Plumber's Name:	75. Lic. No.	76. Length:	77. Width:	78. Height:	79. Volume:	80. Party Wall?
		ft.	ft.	ft.	cu. ft.	☐ Yes ☐ No

81. Asbestos in the Building?	82. Raze Contractor Signature:	OFFICIAL USE ONLY		
☒ No ☐ Yes, Location _____	83. Owner's Signature	FEE	By:	Date:
		$		

(D) RETAINING WALL (COMPLETE ITEMS 84 THRU 93)

The retaining wall will not obstruct any accessible parking required by D.C. Zoning Regulations.

84. Cost of Work:	85. Material:	86. Height:	87. Color:	88. Location:
$18,000	Masonary	4 ft.	Brick / Red	☒ Entirely on Owner's Land ☐ Party Line with Adjacent Neighboring Land*

* If party wall, the owner of the adjoining property must agree to the erection of the retaining wall and this application.

89. Signature of Adjoining Owner:	90. Phone: Work / Home	OFFICIAL USE ONLY		
[redacted]		FEE	By:	Date:
91. Address of Adjoining Owner:	92. Lot:	93. Square:	$	

(E) FENCE (COMPLETE ITEMS 94 THRU 102)

The fence will not obstruct any accessible parking required by D.C. Zoning Regulations

94. Material and type:	95. Height:	96. Color:	97. Location:
Metal Pickets	8 ft.	Black	☒ Entirely on Owner's Land ☐ Party Line with Adjacent Neighboring Land *

* If party fence, the owner of the adjoining property must agree to the erection of the fence and this application.

98. Signature of Adjoining Owner:	99. Phone: Work / Home	OFFICIAL USE ONLY: FEE	By:	Date:
100. Address of Adjoining Owner:	101. Lot:	102. Square:	$	

(F) SHED OR GARAGE (COMPLETE ITEMS 103 THRU 113)

103. Number:	104. Length:	105. Width:	106. Area:	107. Height:	108. Volume:	109. Estimated Cost of Work:
	ft.	ft.	sq. ft.	ft.	cu. ft.	$

110. Material of Roof:	111. Material of Sides:	112. Wall thickness::	113. Color:
		☐ External ( ) inches ☐ Party ( ) inches	

OFFICIAL USE ONLY: FEE $ | By: | Date:

(G) AWNING (COMPLETE ITEMS 114 THRU 123)

114. Number:	115. Color:	116. Type:	117. Projections:	118. Height of lowest part of awning:
		☐ Folding ☐ Fixed	Beyond bldg. line _____ in. Beyond pt. of attachm. _____ in.	(a) _____ ft above sidewalk (b) _____ ft above parking (c) _____ ft above grade

119. Material of Frame:	120. Material of Covering:	121. Lettering on Awning?	122. Fixed posts?	123. Over sidewalk cafe?
		☐ Yes ☐ No	☐ Yes ☐ No	☐ Yes ☐ No

OFFICIAL USE ONLY: FEE $ | By: | Date:

(H) SIGN (COMPLETE ITEMS 124 THRU 144)

124. Number:	125. Electric Signs?	126. Type:	127. Power	128. Electrical Contractor:
	☐ Yes, answer q. 126-132 ☐ No, SKIP q. 126-132	☐ Incandes. ☐ Fluoresc. ☐ Neon	_____ VA	Lic. No.:

129. Address of Electrical Contractor (include Zip)	130. Signature of Licensed Electrician:	131. Phone:	132. License No.:

133. Height relative to building and ground:	134. Material of Sign:	135. Type of Sign:	136. Color:
(a) ___ ft ___ in above sidewalk (b) ___ ft ___ in above roof (c) ___ ft ___ in is bldg height (d) ___ ft ___ in above projection or window (e) ___ ft ___ in from roof to sign's bottom			

137. Width:	138. Length:	139. Area of Sign:	140. Width of Business Frontage:
ft	ft	sq. ft.	ft

141. C of O Number for Building:	142. Sign Contractor: Lic. No.	143. Sign Contractor's Address:	144. Phone:

OFFICIAL USE ONLY

Sign FEE		Elect. FEE		Total FEE	
$		$		$	
By:	Date:	By:	Date:	BY:	Date:

(I) APPLICANT'S SIGNATURE

A. **OWNER:** I hereby certify that I am the owner of the property; that the application and plans are complete and correct to the best of my knowledge; and that if a permit (or permits) is issued, the construction will conform to the D.C. Construction Codes, the Zoning Regulations, and other applicable laws and regulations of the District of Columbia.

Signature of Owner: _____ Address: 1400 Crawford Date: 6-28-02

B. **AGENT:** I hereby certify that I have the authority of the owner to make this application. I declare that the application and plans are complete and correct to the best of my knowledge. The owner has assured me that if a permit (or permits) is issued, the construction will conform to the D.C. Construction Codes, the Zoning Regulations, and other applicable laws and regulations of the District of Columbia.

Signature of Agent: _____ Address: _____ Date: _____

A. PERMIT CONTROL

1. Fine Arts by: _____ Date: _____
2. Historic by: _____ Date: _____
3. NCPDC by: _____ Date: _____
4. Cap. Gateway by: _____ Date: _____
5. W.H./ Obs. Precinct by: _____ Date: _____
6. Flood Control by: _____ Date: _____
7. WMATA by: _____ Date: _____
8. Condem. by: _____ Date: _____
9. RLA by: _____ Date: _____
10. Rental Accom. by: _____ Date: _____
11. Chinatown Distr. by: _____ Date: _____
12. Utility Clearance by: _____ Date: _____
13. General Liability Ins. Policy Clearance by: _____ Date: _____

B. CLEARANCE TO FILE PLANS

1. Zoning by: _____ Date: _____
2. DPW — Permit and Records Division

   Access to Parking Street ☐ Street ☐ Alley

   Cleared by: _____ Date: _____
3. DPW - Consumer Engineer

   Cleared by: _____ Date: _____
4. ERA - Erosion Control

   Cleared by: _____ Date: _____

Restrictions of the Permit:

C. PLANS AND APPLICATION APPROVAL

☑ 1. Information Counter by: CBD Date: 2 Jul 02

☐ 2. Information Center by: _____ Date: _____

- ☐ (a) ABC Board by: _____ Date: _____
- ☐ (b) Noise Control by: _____ Date: _____
- ☐ (c) Industrial Safety by: _____ Date: _____
- ☐ (d) Vector Control by: _____ Date: _____
- ☐ (e) D.C. Animal by _____ Date: _____
- ☐ (f) Police Dept. by _____ Date: 7/2/02

☑ 3. Zoning by: _____ Date: _____

Zoning Update by: _____ Date: _____

☑ 4. DPW - Permit and Records Division/Deposit #

Sidewalk Deposit $_____ Driveway Deposit $_____

by: _____ Date: 7/2/02

☑ 5. Water/Sewer Design Branch

Consumer Eng. by: _____ Date: 7/2/02

☑ 6. Environmental Regulation Administration

- ☐ Environmental Policy Review

  Control No.: _____

  by: _____ Date: 7/8/02
- ☑ Erosion Control by: _____ Date: 7/9/02
- ☑ Storm Water Mgmt. by: _____ Date: 7/8/02

Plan No. _____

☑ 7. Mechanical Eng. Review by: _____ Date: 7/8/02

☑ 8. Plumbing Eng. Review by: _____ Date: 7/8/02

☑ 9. Electrical Eng. Review by: _____ Date: 7/3/02

☐ 10. Health Plan Review

- ☐ (a) Food Plan Review by: _____ Date: _____
- ☐ (b) Medical X-ray Plan Rev. by: _____ Date: _____

☑ 11. D.C. Fire Dept. (Fire Prevention Plan Review Section) by: _____ Date: 7/8/02

☐ 12. Elevator Plan Rev. Sec. by: _____ Date: _____

☐ 13. Plumbing Insp. Rev. by: _____ Date: _____

☐ 14. Construction Insp. Branch (Field Check) by: _____ Date: _____

☑ 15. Historic Pres. Div. by: _____ Date: 7-15-02

☑ 16. Structural Eng. by: _____ Date: _____

☐ 17. Permit and Certificate Issuance Counter By _____ Date: _____

☑ 18. O.C. By: _____ Date: 7/8/02

TO REPORT WASTE, FRAUD, OR ABUSE BY ANY D.C. GOVERNMENT OFFICE OR OFFICIAL, CALL THE D.C. INSPECTOR GENERAL AT 1-800-521-1639

ZONING

C of O Number _____ Date _____

Existing Use(s) _____

☐ New bldg.
☐ P.O.D.
☐ File in room 329

Job [redacted] | BZA Case No.: | PUD Order No.:

DPW — PUBLIC SPACE

Street Name: _____

Street Width: _____

Road Width: _____

Sidewalk Width: _____

Parking: _____

Restrictions: _____

0307.4 wd-375

Scope of the Project	Yes	No	Instructions
12. Is an exemption claimed from the requirement to submit an Environmental Impact Screening Form pursuant to Title 20, Sec. 7202 that is not referred to in this form? If yes, describe the exemption and cite the relevant section of the regulations on an attachment.		✓	If yes, describe on an attachment and submit to EIS Coordinator, DCRA.
13. Does the total cost of the project exceed $1.42 million, including site preparation and construction?	✓		If yes, and no exemption claimed, Environmental Impact Screening Form (EISF) required. If no, indicate actual project cost _____.
14. Is the cost of this project $1.42 million or less? If yes, please answer all of the following questions:	✓		If yes, complete A through G.
A. Does the project site contain any species of plant or animal that is identified as threatened or endangered?		✓	If yes, EISF required.
B. Are any streams, lakes, ponds, springs or wetlands within 100 feet of the project site?		✓	If yes, EISF required.
C. Will the project result in an emission of odorous or other air pollutants from any source, including VOCs?		✓	If yes, EISF required.
D. Will this action involve the use, production or disposal of hazardous substances as defined in 20 DCMR 7299?		✓	If yes, EISF required.
E. Will construction be on land where the depth to the water table is less than 3 feet?		✓	If yes, EISF required.
F. Will blasting occur as part of the project?		✓	If yes, EISF required.
G. Will the project generate medical, infectious, radioactive or hazardous waste?		✓	If yes, EISF required.

I certify that all of the statements on this application are true and complete to the best of my knowledge and belief. I agree to comply with all applicable laws and regulations of the District of Columbia. The making of false statements on this application is punishable by criminal penalties. (DC Code Sec. 22-2514)

Karen Bender — 7/8/02

Signature of Owner/Authorized Agent — **Date**

OFFICIAL USE ONLY

Environmental Impact Screening Form required: Yes _____ No ✓ Referred to EIS Coordinator _____

DCRA Reviewer Doble **Date** 7/8/02

If yes, submit to EIS Coordinator
Department of Consumer and Regulatory Affairs
Building and Land Regulation Administration

Comments Owner previously submitted EISF for this project on 5/11/2001. Review of this intake form and EISF reveals no change in proposed construction or activity as*

NOTE: APPROVAL OF A BUILDING PERMIT IS NOT SYNONYMOUS WITH APPROVAL OF AN ACTION OR ENTIRE PROJECT UNDER THE ENVIRONMENTAL POLICY ACT OF 1989. IF THE APPLICANT BUILDS ON THE SAME, ADJACENT OR ABUTTING PROPERTY OR EXPANDS UPON THE WORK DESCRIBED IN THE INSTANT APPLICATION OR PLANS AND SPECIFICATIONS WITHIN THREE YEARS, AN ENVIRONMENTAL IMPACT SCREENING FORM MAY BE REQUIRED FOR THE ENTIRE PROJECT, INCLUDING THE PORTION ENCOMPASSED BY THIS APPLICATION AND PERMIT APPROVAL. FURTHER, IF THE ACTION IS IN VIOLATION OF ANY FEDERAL OR DISTRICT LAWS PERTAINING TO THE ENVIRONMENT, AN EISF CAN BE REQUIRED.

TO REPORT WASTE, FRAUD, OR ABUSE BY ANY DC GOVERNMENT OFFICE OR OFFICIAL, CALL THE INSPECTOR GENERAL ON 1- 800- 521-1639

5/2002

* originally described on EISF. Consequently, pursuant to 20 DCMR, 7202.1(d), no new EISF required.

DEPARTMENT OF CONSUMER & REGULATORY AFFAIRS
Building and Land Regulation Administration
941 North Capitol Street NE, Suite 2000
Washington DC 20002

ENVIRONMENTAL INTAKE FORM

Project Name:	Project Address:	Lot:	Square:
Boys Town	1310 Potomac Ave SE	136	1045
Filed Job Application # (if applicable):	Project Description: 2 story & cellar Residence		

Owner: _____ Date: _____

Owner's address and phone #: _____

Authorized agent: _____

Address and Phone # of authorized agent: _____

Scope of the Project	Yes	No	Instructions
1. Does the owner of this site own adjacent or abutting property?	✓		If yes, submit a site plan to EIS Coordinator, DCRA. If no plan exists, submit written explanation to EIS Coordinator, DCRA.
2. Does the owner of this site plan to acquire property that is adjacent to or abutting this site within the next three years?		✓	If yes, submit a site plan to EIS Coordinator, DCRA. If no plan exists, submit written explanation to EIS Coordinator, DCRA.
3. Is additional activity planned by the applicant for this site or any site within the same square during the next three years that requires a permit?	✓		If yes, submit a site plan to EIS Coordinator, DCRA. If no plan exists, submit written explanation to EIS Coordinator, DCRA.
4. Is this a residential project within the R-1 through R-5-A zoning districts?		✓	If yes, skip to signature line.
5. Is this project a single-family residence that is not in conjunction with the building of two or more units?		✓	If yes, skip to signature line.
6. Is this project an accessory structure such as a garage, patio, swimming pool or fence?			If yes, skip to signature line.
7. Is the project solely an interior renovation with no change in the use or capacity of the structure being renovated?		✓	If yes, skip to signature line.
8. Is the project located in an Economic Development Zone, as defined in DC Code 5-1401 et seq (DC Law 7-177)?		✓	If yes, skip to signature line.
9. Is the project located within the Central Employment Area as defined in DC Zoning Regulations? (Title 11DCMR)		✓	If yes, skip to signature line.
10. Does the project involve only the operation, repair, maintenance, or minor alteration of public structures, facilities, mechanical equipment, or topographical features and involve negligible or no expansion of use beyond that previously existing?		✓	If yes, skip to signature line.
11. Has an Environmental Impact Statement (EIS) been prepared pursuant to the National Environmental Policy Act of 1969 (NEPA), or a determination made that no EIS is needed, or has the functional equivalent of an EIS been prepared?		✓	If yes, submit documentation to EIS Coordinator, DCRA.

-OVER-

BLRA 33C

CONTRACT AGREEMENT

Name of Contractor/Owner ESOCOFF & Associates Contractor's License No. _____

Address of Contractor/ Owner 1030 15th st- NW Suite 430, WDC Date: 7/8/02

ADDRESS OF PROPOSED WORK 1310 Potomac Ave SE	LOT: 136 SQUARE: 1045
OWNER OF BUILDING OR BUSINESS: FATHER FLANAGAN'S BOYS HOME BOYS TOWN NE 68010	PHONE No: 402-498-1136
DESCRIPTION OF PROPOSED WORK: 2- story & cellar.	

COST ESTIMATE

CONSTRUCTION e.g drywall, ceilings, framing, carpentry etc	$ 160,000	
ELECTRICAL	$ 180,000	
MECHANICAL	$ 120,000	
PLUMBING	$ 129,000	
FIRE PROTECTION e.g sprinkler system, fire alarm system, generator etc.	$ 5,000	
~~DEMOLITION~~ Sitework	$ 20,000	
MISC/OTHER (please specify)	$	
TOTAL	$ 625,000	

The labor and material costs of counter tops, kitchen cabinets, floor coverings, tile work, caulking, patching and plaster repair, painting other than fire retardant paint, gutters and downspouts, not more than 160 square feet of gypsum board shall not be included in the cost estimate for permitting purposes. The entire list can be seen in the 1999 D.C Building Supplement Chapter 1 Section 107.3.

The foregoing terms, specifications and conditions are satisfactory and hereby agreed to. You are authorized to work as specified and payment will be made in the amount as outlined. Upon signing this agreement, the owner represents and warrants that he or she is the owner or the authorized agent of the owner of the aforesaid premises and that he or she has read this agreement.

CONTRACTOR Karen Burdett KAREN BURDETT Date: 7/8/02
Signature & print

OWNER OF BUILDING/BUSINESS _____ Date: _____
Signature & print

Upon signing this document, the owner and contractor declare that the cost of construction as specified above for the referenced project is true and correct to the best of their knowledge

Please fill out this agreement form in accordance with D.C Construction Code Supplement 1999, Chapter 1 Section 112.1.

DEPARTMENT OF HEALTH
ENVIRONMENTAL HEALTH ADMINISTRATION

LEAD HAZARD CONTROL PERMIT QUESTIONNAIRE AND EXEMPTION FORM

Project Address: 1310 Potomac Ave SE

Name of Owner(s): Father Flanagan's Boys Home Name of Contractor:

Phone Number: 402-498-1B6 Square #: 1045 Lot #: 136 Ward #: 6

Project Start Date: May 1, 2001 Project End Date: Sept 1, 2002

Building Type:

Commercial -		Government -	
Office	☐	Federal	☐
Mixed Use (Explain)		District	☐
Residential -		Institutional -	
Multi-family	☐	Hospital	☐
Single-Family	☒	Museum	☐
Elderly or handicapped	☐	School/Child Development	☐

1. **Is the project planned in response to a child being identified as lead poisoned? YES ☐ NO ☒**

2. **Is the project designed to eliminate or reduce lead-based paint hazards in a pre-1978 building or structure? YES ☐ NO ☒**

If you answer "YES", contact the Lead Division at 51 N Street, N.E., 3rd Floor (202) 535-2637 for a lead-based paint control permit application and notification form, unless an exemption listed below applies. If you answer "NO", a permit is not required, but you are required to answer the following questions.

SCOPE OF PROJECT	YES	NO	COMMENTS
1. Is the project disturbing deteriorated lead based paint on surfaces totaling more than 2 square feet per room, or 20 square feet on exterior surfaces, or 10% of a building component with a small surface (such as a small painted window frame) involving the following:			
A. Removal and replacement of lead-based paint components, e.g. windows, doors and baseboards?		✓	
B. Onsite stripping and removal of lead-based paint?		✓	
C. Partial demolition or gutting of building?		✓	
2. Does the project involve the removal and covering of lead-contaminated soil?		✓	

EXEMPTIONS

Please indicate the applicable exemption from the following list:

- ☐ Individuals who perform lead-based paint activities at residences which they own, unless the residence is occupied by a person or persons other than the owner or the owner's immediate family; unless any child under the age of 8 years resides, is expected to reside in, or regularly visits such housing.
- ☐ Housing for the elderly or persons with disabilities; unless any child under the age of 8 years resides, is expected to reside in, or regularly visits such housing.
- ☐ Any (0)-bedroom unit, such as an efficiency apartment.

AFFIDAVIT

I declare that the information provided is accurate, true and complete to the best of my knowledge and belief, and/or I have the authority to represent the owner of the property to answer this application and sign on behalf of the company and/or persons listed as owners. I understand that if such information contained in this application false, I am subject to the penalty provisions of D.C. Law 11-221. Any fraud or misrepresentation on an application shall be grounds for automatic rejection and/or civil administrative penalties. I understand that failure to provide full disclosure of any of the requested or required information may result in rejection of this application for approval.

Karen Brudett — SIGNATURE

7/8/02 — DATE

KAREN BRUDETT — PRINT NAME

For Official Government Use Only

PERMIT REQUIRED YES ☐ NO ☐ Reviewed By: Date

ENVIRONMENTAL HEALTH ADMINISTRATION

CONSTRUCTION PERMIT APPLICATION – SUPPLEMENTAL FORM - ENVIRONMENTAL QUESTIONNAIRE

PROJECT ADDRESS: 1310 Potomac Ave SE LOT: 136 SQUARE: 1045

PROJECT DESCRIPTION: 2 story & cellar residence

Note: please answer all 12 questions in this questionnaire, by checking either column "Yes" or "No" for each question. If you answer "Yes" to any of the questions, you should contact the corresponding office(s) indicated in column 'contact person/office' as soon as possible. Until this application is reviewed and approved by the concerned office(s), the permit will not be issued.

	SCOPE OF PROJECT	YES	NO	CONTACT PERSON/OFFICE	OFFICE USE (Initial/Date)
1	Will the proposed use involve the construction of a facility for the handling, transfer, storage, disposal or treatment of solid waste, medical waste, or recyclable materials?		✓	(202) 535-2289, EIS Coordinator, EHA	
2	Will the work to be performed involve the assessment or clean-up of soils associated with the release of materials from an underground storage tank (UST)?		✓	(202) 535-2525, Underground Storage Tank Division, EHA (202) 535-2250, Air Quality Division, EHA	
3	Will the work to be performed involve the assessment or clean-up of groundwater associated with the release of materials from an underground storage tank (UST)?		✓	(202) 535-2525, Underground Storage Tank Division, EHA (202) 535-2190, Water Quality Division, EHA (202) 535-2250 Air Quality Division, EHA	
4.	Will the proposed project involve the installation or drilling of wells other than for the purposes stated in questions 3 and 4?		✓	(202) 535-2190, Water Quality Division, EHA	
5	Will the proposed project involve the generation, treatment, storage, disposal or transportation of chemicals or other substances which may be considered hazardous?		✓	(202) 535-2290, Hazardous Waste Division, EHA	
6	Will the proposed project involve construction that will disturb sediment in rivers, streams or wetlands?		✓	(202) 535-2190, Water Quality Division, EHA	
7	Will the work to be performed involve the installation, removal, abandonment, or repair of an underground storage tank (UST) system?		✓	(202) 535-2525, Underground Storage Tank Division, EHA	
8	Will the proposed project result in the discharge into the air of gases, dust, or the creation of any objectionable odors?		✓	(202) 535-2250, Air Quality Division, EHA	
9	Will the proposed project involve the removal, handling, transportation, disposal, or encapsulation of asbestos? **Please bring with you a copy of your asbestos survey, ten-day notification form, and asbestos abatement permit fee		✓	(202) 535-2250, Air Quality Division, EHA	
10	Was the building built before 1978? (Lead paint may be present.)		✓	If you answer "Yes" to this question, please answer the questions and follow the instructions on the "Lead Hazard Control Questionnaire" to determine if you need a permit to conduct a Lead Abatement Project	

AFFIDAVIT

I hereby certify that I have the authority of the owner of the property to make this application. I declare that the answers to the above questions in this Questionnaire are complete and correct to the best of my knowledge.

Signature Karen Burditt Name (print) KAREN BURDITT

Address 1030 15th st. NW Suite 430 Date 7/8/02 Phone # 202-682-1600 ext 21

OFFICE USE ONLY

COMMENTS AND PERMIT RESTRICTIONS:

(USE REVERSE IF NECES

EHA Form # 09-1300 – Revise

GOVERNMENT OF THE DISTRICT OF COLUMBIA
Department of Consumer and Regulatory Affairs

Office of the Director

August 14, 2001

Ms. Karen Burditt
Project Manager - Architect
Esocoff & Associates, Architects
1030 15th Street, N.W. - Suite 430
Washington, D.C. 20005

RE: Boys and Girls Town - 1308-14 Potomac Avenue, S.E.
Environmental Impact Screening Form 00-00056

Dear Ms. Burditt:

The Department of Consumer and Regulatory Affairs has carefully reviewed and considered the recommendations of the reviewing agencies, (Department of Health, the Office of Intermodal Planning and the Solid Waste Management Administration of the Department of Public Works, the D.C. Water and Sewer Authority, and the Office of Planning) related to the referenced Environmental Impact Screening Form.

Based on the agencies' recommendations, it has been determined that the proposed action is not likely to have substantial negative impact on the environment, and that submission of an Environmental Impact Statement (EIS) is not required.

If you have questions regarding this decision, please call Denzil Noble, Deputy Administrator, Building and Land Regulation Administration on (202) 442-4455.

Sincerely,

for Theresa A. Lewis

David A. Clark
Director

cc: Reviewing Agencies
Denzil L. Noble, Deputy Administrator, BLRA