Appeal No. 16947 of Kuri Brothers, Inc.

Hearing Dates: November 12, 2002 and January 28, 2003

PRELIMINARY MATTER: The Appellant Filed A Consent Motion For A Two Business Day Extension of Time to File The Pre-Hearing Statement. Exhibit No. 30.

RELIEF SOUGHT: Pursuant to 11 DCMR §§ 3100 and 3101, from the administrative decision of J. Gregory Love, Administrator, Building and Land Regulation Administration, Department of Consumer and Regulatory Affairs, for allegedly illegally revoking the issuance of a certificate of occupancy (#B00181657) for an automobile service center at premises 4221 Connecticut Avenue, N.W.

ZONING: C-3-A District

SQUARE & LOT: 2051, Lot 5

PARTICIPANTS

APPELLANT: Kuri Brothers, Inc.
Tamir Damari is the attorney representing the Appellant.

PROPERTY OWNER: Jemal's VanNess, LLC (Douglas Development Corporation)

APPELLEE: DCRA/Zoning Administrator
Matthew J. Green, Jr. represented the ZA

INTERVENOR: The Board granted Intervenor status to Charles E. Smith manager and owner of the Van Ness South Apartments and the Consulate Apartments. Attorney John Patrick Brown, Jr. represented Charles E. Smith.

ANC 3F: Karen Perry and David Bardin represented the ANC. The ANC is recommending that the Board uphold the decision of the Zoning Administrator to vacate the subject Certificate of Occupancy (C of O). The ANC contends that Kuri Brothers have knowingly been operating a repair garage in violation of the C-3-A District and in violation of the Cs of O that have been issued for the premises. Koo Yuen and Van Ness Auto Care operate the facility.

BZA
Case No. 16947
Exhibit No. 39
Board of Zoning Adjustment
District of Columbia
CASE NO.16947
EXHIBIT NO.39

On January 28, 2003, after hearing preliminary arguments on the Appeal, the Board requested that the Appellant file a detailed Pre-Hearing statement detailing the specific information that will be presented at the Public Hearing. The filing date for the Appellant's brief was **FEBRUARY 21, 2003.** The parties were to respond by **APRIL 1, 2003**. The Board scheduled the hearing to be **CONTINUED on APRIL 8, 2003.**[1]

Documents Filed In The Record:

- **Appellant's Pre-Hearing Statement [Filed on February 25, 2003.]**
- **Pre-Hearing Statement of the Intervenor. [Timely filed on April 1, 2003.]**

Board Members Participating: David A. Zaidain, Curtis L. Etherly, Jr., Geoffrey H. Griffis and Carol J. Mitten

[1] **The Board requested that this case is the only one scheduled for the afternoon session.**


368'
100'
47
280'
Connecticut Ave NW
Veazey Ter NW
2051
Van Ness St NW