REVISED
Application No. 16970
National Child Research Center (NCRC)

Continued from February 11, 2003

PRELIMINARY MATTER: The Board needs to determine if the application should be amended to include relief from Section 2516 of the Zoning Regulations.

RELIEF SOUGHT: Pursuant to 11 DCMR § 3104.1, for a special exception to continue an existing child development center under section 205 (last approved by BZA Order No. 16307) with morning and afternoon programs for 120 children at any one time, ages 2 ½ to 5 years, and 38 staff on all floors of the existing buildings, and for the construction of additions to the existing buildings (the additions to the buildings do not require variance relief) at premises 3209 Highland Place, N.W.

ZONING:	R-1-B District
SQUARE & LOT:	Square 2072, Lot 30 (855 & 866)
COUNCILMEMBER:	Jack Evans, Letter of Support, Exhibit Nos. 22 & 23
OFFICE OF PLANNING:	OP will not be making a recommendation until it has additional information from other District government agencies.
TRANSPORTATION:	DDOT does not support the application as currently proposed. Exhibit No. 99 & 116.
DEPT. OF HEALTH:	Letter of Support, Exhibit No. 68 & 112 The document was timely filed.
FIRE: DEPARTMENT	The Fire and Emergency Medical Services recommends APPROVAL. See attachment to the OP report.
HISTORIC:	The HPRB staff APPROVED the conceptual design and indicated that it is consistent with the purposes of the preservation act. See Applicant's pre-hearing statement.

BZA
Case No. 16970
Exhibit No. 128

Board of Zoning Adjustment
District of Columbia
CASE NO.16970
EXHIBIT NO.128

ANC-3C:	The ANC is OPPOSED to approval of the application. Exhibit No. 96.
AFFIDAVIT OF POSTING:	**The property was posted and the Affidavit of Posting timely filed. Exhibit No. 90**

The Applicant's attorney is Maureen E. Dwyer, with the law firm of ShawPittman.

A the February 11, 2003 Public Hearing, the Board determined that the parties of the case are:

PARTIES IN OPPOSITION

1. **"The Cleveland Park Neighbors"**
   Represented by Richard B. Nettler & Jeannine Rustad Zigner
   Robins, Kaplan, Miller & Ciresi, LLP
   Exhibit No. 67

2. **Gaylord Neely & Linda Badami**
   Represented by Linda Badami
   3207 Highland Place, N.W.
   Exhibit No. 76

3. **Sallie R. Beckner and R. Bruce Beckner**
   3225 Highland Place, N.W.
   Exhibit Nos. 82 and 92

4. **Steven R. Hunsicker**
   3083 Ordway Street, N.W.
   Exhibit No. 85

5. **Henry P. Little**
   3220 Ordway Street, N.W.
   Mr. Little resides in California; however, he owns property on Ordway Street.
   Exhibit Nos. 88

6. **ANC 3C**
   Nancy MacWood Chairperson
   Exhibit Nos. 96

PARTIES IN SUPPORT

7. **"The Friends of NCRC"**
   Represented by Anne Large
   Exhibit No. 80

8. **Katharine Marshal**
   3208 Highland Place, N.W.
   Exhibit No. 91

The Board dealt with preliminary matters at the February 11th hearing. At the conclusion of the hearing, the Board requested the following information[1]:

- The parties are to brief the Board concerning whether zoning relief is required from § 2516 of the Zoning Regulations. ***[Timely responses were received from the Applicant and The Cleveland Park Neighbors. Exhibit Nos. 118 and 119]***

- The Friends of NCRA are to provide a list of the seven households that they will be representing. Note: The households must reside within a 200-foot radius. ***[The response was filed late. Exhibit No. 120.]***

- Richard Nettler is to provide a comprehensive list identifying the names of the persons associated with The Cleveland Park Neighbors. ***[The response was filed late.]***

- The parties were to provide staff with pertinent information so that a comprehensive contact list can be developed. ***[This information was provided.]***

On February 11th, the Board denied the opposition's motions to Dismiss the Application, for Declaratory Relief and to Dismiss and for Declaratory Relief.

Timeline

FEBRUARY 18, 2003 - Submissions (Note: The snow emergency caused all District government office buildings to close on February 18th. The documents were to be filed the following business day, February 19th.)

FEBRUARY 25, 2003 - Continuation of the Public Hearing

At the conclusion of the hearing, the Board advised the members of the audience that the next scheduled hearing would last until approximately 9:00 p.m. on Tuesday, February 25th.

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[1] The Board requested that the parties serve each other.

Continuation of the Hearing

Applicant's Case

Parties/Persons in Support

Office of Planning and Other Government Agencies

Advisory Neighborhood Commission 3C

Parties/Persons in Opposition

Closing Remarks by the Applicant

LETTERS IN SUPPORT

Black Student Fund
Barbara Patterson
Exhibit No. 20
(Note: The letter is addressed to Tersh Boasberg, Chair HPRB)

Haley Kaufman and Jeff Alpher
2938 Macomb Street, N.W.
Exhibit No. 28

John Buckley
2932 New Mexico Avenue, N.W.
Exhibit No. 29

Sudhir Rajkumar
3916 48th Street, N.W.
Exhibit No. 30

Rebecca DelCarmen-Wiggins
4840 Quebec Street, N.W.
Exhibit No. 31

Shelly Galli
4411 Cathedral Avenue, N.W.
Exhibit No. 32

William & Kristen Meyer
4009 Highwood Court, N.W.
Exhibit Nos. 33 & 34

Abby S. Cherner
4145 Parkglen Court, N.W.
Exhibit No. 35

Joe Galli
4411 Cathedral Avenue, N.W.
Exhibit No. 36

Winthrop N. Brown
3549 Springland Lane, N.W.
Exhibit No. 37

Michael Andrews
3309 Macomb Street, N.W.
Exhibit No. 38

Kim Sperduto
Exhibit No. 39

Ellen S. Fern
5040 Albemarle Street, N.W.
Exhibit No. 40

C. Fairley Spillman
3049 Ordway Street, N.W.
Exhibit No. 41

Daniel Covitz
3545 Albemarle Street, N.W.
Exhibit No. 42

Pedro & Kimberly Affonso
1809 Parkside Drive, N.W.
Exhibit No. 43

Curtis Large
3520 35th Street, N.W.
Exhibit No. 44

Allison & John Shulman
Exhibit No. 45

Jeffrey Blount
Exhibit No. 46

Hattie Ruttenberg & Jonathan T. Molot
2424 Wyoming Avenue, N.W.
Exhibit No. 47

LETTERS IN SUPPORT CONTINUED

Robert S. Risoleo
Exhibit No. 48

Jan Crawford Greenburg
2940 Woodland Drive, N.W.
Exhibit No. 49

Anne Large
3520 35th Street, N.W.
Exhibit No. 50

Mari Tuma Foret
5069 Overlook Road, N.W.
Exhibit No. 51

Andrew D. Plepler
Exhibit No. 52

Andrew M Cherner
4145 Parkglen Court, N.W.
Exhibit No. 53

Robert K. Webb
3309 Highland Place, N.W.
Exhibit No. 54

Diana M. Daniels
5152 Manning Place, N.W.
Exhibit No. 55

Margaret & Mike Carvin
Exhibit No. 56

Carrie & Stuart Irvin
5609 Wood Way
Exhibit No. 57

Leila & Marc Austin
5108 45th Street, N.W.
Exhibit No. 58

Stuart Bergstein
Ambassador of Denmark
Exhibit No. 59

Michael Kenneth Gewirz
Exhibit No. 60

Rebecca J. Hanson
3916 48th Street, N.W.
Exhibit No. 61

Jon Thoren
3049 Ordway Street, N.W.
Exhibit No. 62

Bret O'Brien
5040 Albemarle Street, N.W.
Exhibit No. 63

Michael Teoke [illegible]
Exhibit No. 64

Letters and Petitions in Support Filed
by the Applicant
Exhibit No. 89

Matthew S. Watson
Letter Concerning Occupancy **Level**
Exhibit No. 104

Marianne C. Niles

LETTERS OF OPPOSITION

Faye & Jack Moskowitz
3306 Highland Place, N.W.
Exhibit No. 97.

Cleveland Park Citizens Association
Exhibit No. 98

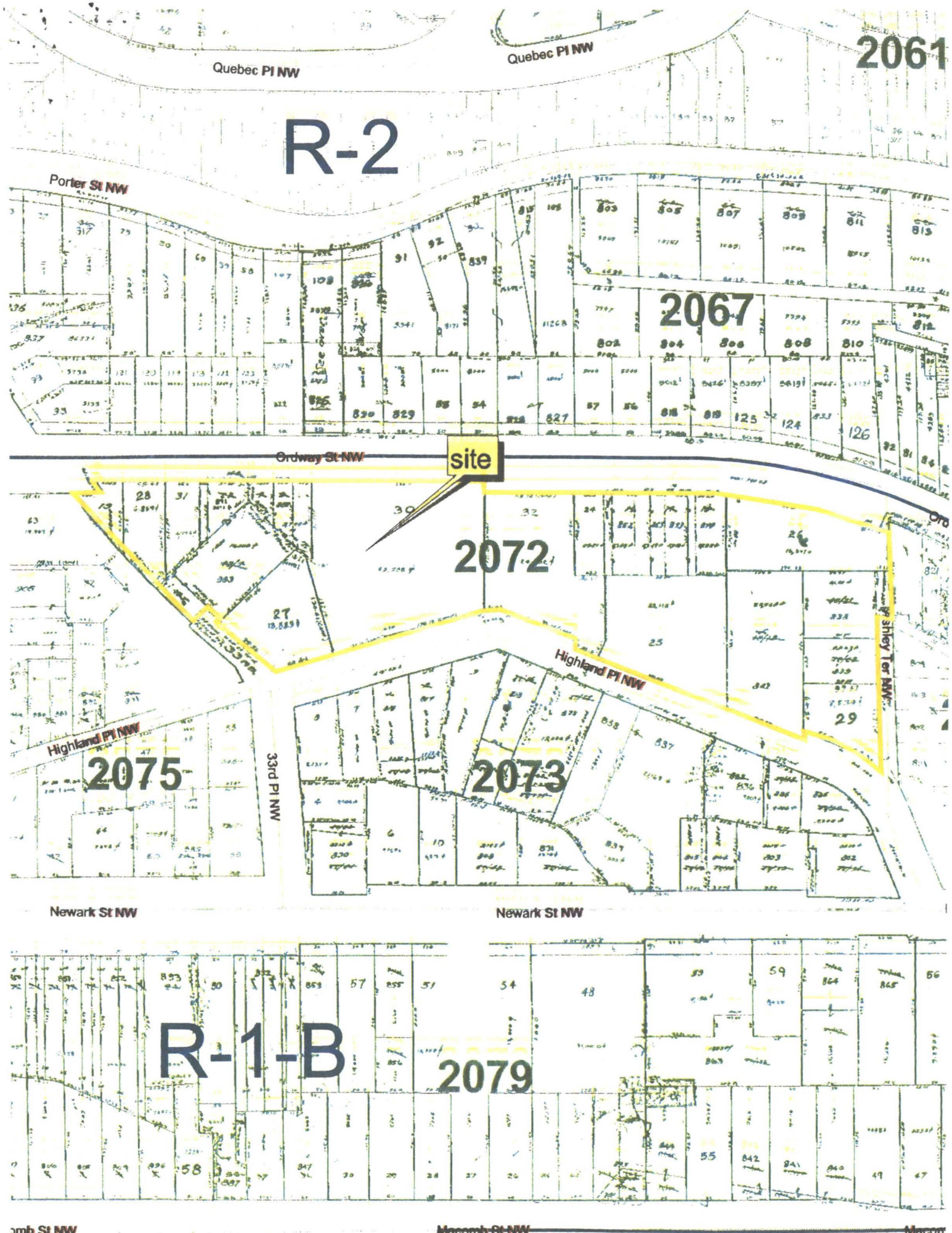
Rives Carroll
3405 Ashley Terrace, N.W.
Exhibit No. 101

Nancy G. Harter
3028 Newark Street, N.W.
Exhibit No. 100

Cleveland Park Historical Society
Exhibit No. 105

Susan Taylor
3301 Highland Place, N.W.
Exhibit No. 110

Federation of Citizens Associations of the District of Columbia
Exhibit No. 117


Quebec Pl NW
Quebec Pl NW
2061
R-2
Porter St NW
2067
Ordway St NW
site
2072
Highland Pl NW
Highland Pl NW
2075
33rd Pl NW
2073
Newark St NW
Newark St NW
R-1-B
2079
Macomb St NW
Macomb St NW