Application No. 16973
Bundy Development Corporation

PRELIMINARY MATTERS:

1. **The Applicant did not own the property for a majority of the time that the case was scheduled on the docket. On January 2, 2003, the Applicant withdrew the application on grounds that they were the contract/purchaser and the property owner requested that the application be withdrawn. Exhibit No. 22. By correspondence dated January 28, 2003, staff acknowledged the Applicant's withdrawal request. Exhibit No. 23. By letter received on February 3rd, the Applicant requested that the Board reinstate the application. Exhibit No. 24.**

2. **The property was not posted for the required 15 days; it was posted for 11 days. A waiver from the posting requirement is required.**

3. **The Applicant did not file the pre-hearing statement 14 days prior to the hearing. The pre-hearing statement was filed on February 3, 2003, eight (8) days prior to the hearing. A waiver from Section 3113.8 of the Regulations is required.**

Staff is recommending that the Board discuss the preliminary matters when the case is called.

RELIEF SOUGHT: Pursuant to 11 DCMR § 3103.2, for a variance from the lot occupancy requirements under section 403, a variance from the rear yard requirements under section 404, a variance from the Downtown Development (DD) district's Chinatown provisions under section 1705, and variances from floor area ratio (FAR) requirements under sections 402 and 1707 and Chapter 17, or in the alternative to a portion of the FAR variances sought, pursuant to 11 DCMR §3104.1, a special exception from the roof structure set back provisions under Section 411, to construct an apartment building at premises **809 – 813** 6th Street, N.W.

ZONING: DD/R-5-E District

SQUARE & LOT: Square 485, Lot 46

BZA
Case No. 16973
Exhibit No. 27

Board of Zoning Adjustment
District of Columbia
CASE NO.16973
EXHIBIT NO.27

OFFICE OF PLANNING:	**The OP report was not in the file on Monday, February 10, 2003**
ANC-2C:	**The ANC report was not in the file on Monday, February 10, 2003**
REQUEST FOR PARTY STATUS:	**NONE**
AFFIDAVIT OF POSTING:	**The property was not posted for the required number of days. A waiver from the posting requirement is necessary.**

NOTES:

- Self-Certified Application. Exhibit No. 7.
- The Applicant is proposing to construct a 30-unit apartment house on the site. The site is currently vacant and is being used as a parking lot.
- The site is located in the Downtown Historic District and the Chinatown Sub-Area. A report from HPRB was not in the file on Feb. 6, 03.

The Applicant's agent is Lindsley Williams