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

Case No. 16995

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: Robert Kelly, (Name of administrative officer and title) Zoning Administrator.

made on 1 1/9/2003 (Date of decision) **, to the effect that** issuance of a building permit, B448124, for work (2) 6 story apartment buildings.

Address(es) of Affected Premises	Square(s)	Lot(s)	Zoning Districts
800 4th Street, S.W.	0540	0105	R-5-C

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D.C. OFFICE OF ZONING
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Present use of Property: Apartment Building

Proposed use of Property: Apartment Building with Additions

Owner of Property: Potomac Place Land LLC **Telephone No.:**

Address of Owner: c/o Russell Hines, 1155 Connecticut Ave, NW, Suite 700

Name, address and telephone number of lessee: Washington, DC 20036

Name, address and telephone number of appellant, if other than owner: Council of Co-owners of Capitol Park Two Condo.; c/o B.L. Kass, Kass, Mitek & Kass, 1150 17th Street, NW, #1100, Washington, DC 20036

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: 1/17/2003 **Signature:** Richard P. Schmitt (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:	Benny L. Kass, Esq. Richard P. Schmitt, Esq.				
Address:	1150 17th Street, NW, #1100, Washington, DC 20036				
Phone No.:	202-659-6500	**Fax No.:**	202-293-2608	**E-Mail:**	

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

BZA
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Exhibit No. 1

Board of Zoning Adjustment
District of Columbia
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