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May 16, 2003

DENNIS R. HUGHES
202-419-2448
drhughes@hklaw.com

Via Facsimile
(202) 671-0617

Mr. Lewis Booker
District Department of Transportation
7th Floor
2000 14th Street, N.W.
Washington, D.C.
Attention: TPPA

Re: 1301-1309 9th Street, N.W.
BZA Application No. 17012

Dear Mr. Booker:

Pursuant to our telephone conversation yesterday, enclosed please find a certification from the D.C. Historic Preservation Office that the above-referenced property is contributing to the Shaw Historic District for purposes of the off-street parking requirement (pursuant to 11 DCMR §2100.5) and the off-street loading requirement (pursuant to 11 DCMR §2200.5).

Based upon our conversation, it is my understanding that the issues raised in the DDOT report to the BZA dated May 13th, namely, parking, loading and rear building access have now been satisfactory addressed by the enclosed Historic Preservation certification and the revised first floor plan for the building (as shown in the drawings submitted with the Applicant's Pre-Hearing Statement), which show required emergency egress provided from private property without encroaching on the public space. It is my further understanding that, with these items resolved, the DDOT supports BZA Application NO. 17012.

Please be so kind to confirm DDOT's support of Application No. 17012 by advising the Board of Zoning Adjustment and the Office of Planning of your support of the application prior to the hearing, which is scheduled for next Tuesday, May 20th, at 9:30 a.m.

BZA
Case No. 17012
Exhibit No. 29

Board of Zoning Adjustment
District of Columbia
CASE NO. 17012
EXHIBIT NO. 29

Thank you very much for your earliest attention to this matter.

Sincerely,

Dennis R. Hughes

Enclosures

cc: John Moore, Office of Planning
Richard Nero, Office of Zoning
Paul Millstein

WAS1 #1183412 v1

APPLICATION TO CERTIFY A HISTORIC BUILDING FOR D.C. ZONING REGULATIONS OR CONSTRUCTION CODES

I hereby request certification that the following property is a historic landmark or a building or structure contributing to the character of a historic district in the D.C. Inventory of Historic Sites, for the purpose of D.C. Zoning Regulations or the D.C. Construction Code. A photograph of the front of the building is attached.

Address: 1301-1309 9th Street, N.W.

Square: 399 Lot: 62, 63, 800, 801, 803, 804

2003 MAY 16 PM 1:16 GRIMKE CONSULTING

PURPOSE OF REQUEST:

X Waiver of Additional Off-Street Parking Spaces (Section 2100.5)

X Waiver of Additional Off-Street Loading Spaces (Section 2200.5)

_____ Increase in Number of Sleeping Rooms in a Bed-and-Breakfast Facility (Section 203.8)

_____ Non-Mandatory Compliance with Code Provisions (BOCA Section 3406.1)

_____ Alternative Compliance Provisions for Existing Buildings (Chapter 34, DC Construction Code Supplement of 1999)

Jemal's Benjo LLC
Applicant

Telephone

c/o Holland & Knight LLP, 2099 Pennsylvania Ave., NW, #100, Washington, DC 20006
Address

Signature

May 14, 2003
Date

HISTORIC PRESERVATION DIVISION USE ONLY

I hereby certify that this property is either a historic landmark or a building or structure contributing to the character of a historic district listed in the D.C. Inventory of Historic Sites.

State Historic Preservation Officer

5-14-03
Date

WAS1 #1182734 v1

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TO:

Lewis Booker	(202) 671-0617
John Moore	(202) 442-7637
Rick Nero	(202) 727-6072
Paul Millstein	(202)638-0303

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FROM:

Dennis Hughes	(202) 419-2448
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FOR THE RECORD:

DATE: May 16, 2003

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