REVISED

Application No. 17013 First Rock Baptist Church Foundation, Inc.

RELIEF SOUGHT: Pursuant to 11 DCMR § 3104.1, a special exception to extend the provisions of the less restrictive R-5-A zone to the more restrictive R-2 Zone under subsection 2514.2, and a special exception to construct a new residential development under section 353, and pursuant to 11 DCMR § 3103.2, for a variance to extend the R-5-A provisions more than 35 feet into the R-2 District under subsection 2514.2(a), and pursuant to 11 DCMR § 3104.1, a special exception to operate a child development center for 90 children and 15 employees under section 205, to allow the construction of a 74-unit affordable apartment house for seniors with a child development center at premises 4638 H Street, S.E.

ZONING:	R-5-A and R-2 Districts
SQUARE & LOT:	Square 5359, Lot 324
d.:	**The Department of Transportation does not object to approval of the application. Exhibit No. 34. The report was filed one day late.**
OFFICE OF PLANNING:	**OP recommends APPROVAL of the application. Exhibit No. 33. The report was timely filed.**
OFFICE ON AGING:	**Letter of Support. Exhibit No. 29. The letter was timely filed.**
HOUSING:	**Letter of Support from the Department of Housing and Community Development. Exhibit No. 28. The letter was timely filed.**
HEALTH:	**The Department of Health, Health and Regulation Administration, Child and Residential Care Facilities Division, recommends APPROVAL of the child development center. Exhibit No. 35.**
ANC 7E:	**Letter of Support from ANC 7E. Exhibit No. 12. The report does not meet the technical requirements of the Regulations to be given "great weight".**

BZA
Case No. 17013
Exhibit No. 39

Board of Zoning Adjustment
District of Columbia
CASE NO. 17013
EXHIBIT NO. 39

By letter dated May 6, 2003 from Rosa A. Hamlett, Single Member District Commissioner for 7E03, the ANC rescinded its decision. The Commissioner stated that the ANC is supportive of the new residential development but does not support the child development center. Exhibit No. 32. The ANC report cannot be given "great weight".

The ANC filed a third report on May 19, 2003, recommending APPROVAL of the application. The ANC's last report meets all the technical requirements of the Zoning Regulations. Exhibit No. 37.

REQUEST FOR PARTY STATUS: **NONE**

AFFIDAVIT OF POSTING: The property was posted. Staff is unable to decipher from the photographs if the property was properly posted. The Affidavit of Posting was timely filed. Exhibit No. 30

NOTES:

Self-Certified Application. Exhibit No. 7.

Letter of Authorization. Exhibit No. 9.

The Applicant's pre-hearing statement was timely filed. A "Traffic Impact Analysis" that was prepared by O.R. George and Associates is included as a part of the pre-hearing statement, Exhibit No. 31, Tab J.

The Applicant's attorney is Norman M. Glasgow, Jr. with the law firm of Holland and Knight