GOVERNMENT OF THE DISTRICT OF COLUMBIA
BOARD OF ZONING ADJUSTMENT

APR 2 4 2003

Dorothy Miller, Chairperson
Advisory Neighborhood Commission 2A
725 24th Street, N.W.
Washington, DC 20037

**Re: BZA Application No. 17021**

Dear Ms. Miller:

This is to advise you that a public hearing has been scheduled by the Board of Zoning Adjustment to consider the following application which is located within the boundaries of your ANC area:

> **Application of Estelle Goldman**, pursuant to 11 DCMR § 3104.1, for a special exception to continue the use of a nonconforming retail grocery/deli (last authorized by BZA Order No. 16261, dated November 12, 1997) with hours of operation expanded to 24 hours a day under section 2003, in the FBOD/R-3 District at premises 912 New Hampshire Avenue, N.W., first floor and basement (Square 28, Lot 122).

This hearing will be held on Tuesday, June 17, 2003, in Suite 220, 441 4th Street, N.W., Washington, D.C. 20001. This case will be heard between 9:30 a.m. and 12:00 p.m.

You are advised that 11 DCMR Section 3115.1 sets out certain requirements related to reports of ANCs, and specifically that Section 3115 requires that the written report of the ANC be filed with the Board at least seven days in advance of the hearing. A copy of Section 3115 is enclosed.

Information on the procedures which will govern consideration of this case are available from the Office of Zoning, in Suite 210, 441 4th Street, N.W. Washington, D.C. 20001. The telephone number for the Office of Zoning is (202) 727-6311.

BZA
Case No. 17021
Exhibit No. 22



Board of Zoning Adjustment
District of Columbia
CASE NO. 17021
EXHIBIT NO. 22

If you wish to forward comments in writing directly to the Board, such comments should be addressed to the Board of Zoning Adjustment at 441 4th Street, N.W., Suite 210, Washington, D.C. 20001.

**Sincerely,**

**JERRILY R. KRESS, FAIA**
**Director**

**Enclosure**

# EXCERPT FROM TITLE 11 DCMR, "ZONING

## 3115 ADVISORY NEIGHBORHOOD COMMISSIONS

**3115.1** The written report of the ANC shall be submitted to the Board at least seven (7) days in advance of the hearing and shall contain the following information:

(a) An identification of the appeal or application;

(b) When the public meeting of the ANC to consider the appeal or application was held;

(c) Whether proper notice of that meeting was given by the ANC;

(d) The number of members of the ANC that constitutes a quorum and the number of members present at the meeting;

(e) The issues and concerns of the ANC about the appeal or application, as related to the standards of the Zoning Regulations against the appeal or application must be judged;

(f) The recommendation, if any, of the ANC as to the disposition of the appeal or application;

(g) The vote on the motion to adopt the report to the Board;

(h) The name of the person who is authorized by the ANC to present the report; and

(i) The signature of the chairperson or vice-chairperson of the ANC.

**3115.2** The Board shall give "great weight" to the written report of the ANC, as required by No. 1-261, D.C. Code, 1982 ed.

**3115.3** In the event the ANC submits its report on the basis of understandings, agreements, or meetings with the appellant, or applicant which later are modified by appellant or applicant, the designated representative of the ANC may comment orally concerning the specific inconsistencies. No other new matters may be presented orally by the designated representative of the ANC.