Form 140
(Revised 03/15/02)

Case No. 17022

PARTY STATUS APPLICATION

Notice: See other side of party status form for instructions. CLICK HERE.

NAME: Last	First	Middle I.
McDiarmid	Ruth	

ADDRESS: Street	Apt. # (if any)	City	State	Zip Code
2936 Upton St, NW		Washington	DC	20008

Phone No.	Fax No.	E-Mail
(202) 363-4411	—	RMCDIAR@HELIX.NIH.GOV

I, hereby request to appear and participate as a party. Signature: Ruth McDiarmid Date: June 25, 2003

Will you appear as a(n) ☐ Proponent ☒ Opponent Will you appear through legal counsel ☐ Yes ☒ No

If yes, please enter the name and address of such legal counsel.

NAME: Last	First	Middle I.

ADDRESS: Street	Ste. # (if any)	City	State	Zip Code

Phone No.	Fax No.	E-Mail

Please answer all of the following questions referencing why the above person should be granted party status.
(If you require additional space, please attach an additional sheet.)

1). How will the property owned or occupied by such person, or in which the person has an interest be affected by the action requested of the Board?

See Attached

2). What legal interest does the person have in the property? (i.e. owner, tenant, trustee, or mortgagee)

See Attached

3). What is the distance between the person's property and the property that is the subject of the appeal or application before the Board? (Preferably no farther than 200ft.) See Attached

4). What are the environmental, economic or social impacts that are likely to affect the person and/or the person's property if the action requested of the Board is approved or denied?

See Attached

5). Describe any other relevant matters that demonstrate how the person will likely be affected or aggrieved if the action requested of the Board is approved or denied.

See Attached

6). Explain how the person's interest will be more significantly, distinctively, or uniquely affected in character or kind by the proposed zoning action than that of other person's in the general public.

See Attached

BZA
Case No. 17022
Exhibit No. 44

Board of Zoning Adjustment
District of Columbia
CASE NO. 17022
EXHIBIT NO. 44

Attachment to Party Status Application by Ruth McDiarmid, Owner 2936 Upton St, NW
In re Burke School, Case No. 17022

1. How will the property owned or occupied by such person, or in which the person has an interest be affected by the action requested of the Board.

Burke plans to expand their school, provide a three(3) lane driveway into their garage and drop-off area, build an unsightly pedestrian bridge between their buildings, widen the current Van Ness street – Upton Street alley, build a non-residential building at the entrance to Upton Street, increase their student population, remove parking spaces on Upton Street and others. These actions, individually and collectively, will make my property, 2936 Upton Street, less desirable and less valuable to me and to future purchasers of the property because of the following reasons:

a) The existence of a large institutional building at the entrance to Upton Street will damage the residential character of my neighborhood,

b) The hazard caused by me and other pedestrians having to compete with cars streaming into and out of the proposed three lane parking garage/drop-off area will make my use of public transportation – the Metro – less accessible,

c) The presence of a large deserted building on weekends and at night will make the street between my house and the metro and shops in the Van Ness center less safe to walk along,

d) The increased student and faculty population will decrease parking availability on my street by day; the increased student population will cause an increase in numbers of visitors to the school (parents conferring with faculty) and further decrease available parking to me,

e) Cars backed up to enter the parking garage/drop-off area will obstruct north-bound traffic on Connecticut Avenue during the morning rush house, traffic that is already significantly impeded by the blocking of the left-hand of the two permitted lanes by cars waiting to turn left onto Van Ness street, and

f) The inadequacy of the Burke facilities for its activities – it lacks a lunchroom, a suitably-sized recreational area, adequate athletic facilities, ... -- now causes, and will cause to a greater extent, the school to use my entire neighborhood as their school facilities, and thereby impair the residential character of my neighborhood.

2) What legal interest does the person have in the property.

I am the owner of the property at 2936 Upton St, NW.

Ruth McDiarmid
6/25/03

3) What is the distance between the person's property and the property that is the subject of the application before the Board.

My property is across the street and somewhat down from the Burke School. It is well within 200 feet of the Burke School.

4) What are the environmental, economic or social impacts that are likely to affect the person and/or the person's property if the action requested of the Board is approved or denied?

The answers given to question (1), above, are the environmental economic and social impacts that will deleteriously affect me and my property if the action requested of the Board is approved. If the action requested of the Board is denied, the additional impacts to be caused by approval will not occur.

5) Describe any other relevant matters that demonstrate how the person will likely be affected or aggrieved if the action requested of the Board is approved or denied.

I chose to live in Washington, DC instead of the suburbs because I wanted the advantages of living in a city. These include the ability to use public transportation and to walk to stores, restaurants, etc along the public streets. To be able to do so I must feel safe on the streets. Safety requires both people on the streets to observe what is occurring and refuges to use if danger approaches. If the action requested of the Board is approved these security requirements will be reduced for the reasons given in answer to question (1), namely the empty property at night, the need to compete with cars attempting to enter and exit the new three lane thoroughfare into the garage during the morning rush period, and the encroachment of Burke on my neighborhood.

6) Explain how the person's interest will be more significantly, distinctively, or uniquely affected in character or kind by the proposed zoning action that that of other person's in the general public.

If the general public includes people driving north on Connecticut Ave and using Upton street and people walking from the south towards the Van Ness metro station, they too will be affected by the requested zoning action. If, however, the general public means the population of greater Washington, the general public does not live in the Burke neighborhood. I own the property in which I live, in the immediate Burke neighborhood. I, and not the general public, will be subjected to the invasion of my neighborhood by the inadequately-sized school facility, the day-time hazard of having to compete with Burke cars and the night-time hazard of walking through deserted, hence dangerous, property. If the zoning action is approved, I, not the general public, will have the desirability and value my property reduced.

Ruth McDermid

6/25/03

Board of Zoning Adjustment
Application of Edmund Burke School
Application Number 17022

I hereby supplement my request for party status as follows,

1. Representation

I authorize Jodie Smolik, Julie Weisman, and Neighbors United for Livable Streets, and/or their designees, to represent me before the BZA in this matter. I agree that this authorization includes the power to bind me in this case.

2. Witnesses

My witnesses will include Jodie Smolik, Julie Weisman, and such other persons as may testify on behalf of Neighbors United for Livable Streets.

Ruth McDiarmid June 25, 2003
Signature Date

Ruth McDiarmid
Print Name