GOVERNMENT OF THE DISTRICT OF COLUMBIA
BOARD OF ZONING ADJUSTMENT

SEP 0 9 2003

Thomas L. Birch, Chairperson
Advisory Neighborhood Commission 2E
3265 S Street, N.W.
Washington, DC 20007

Re: BZA Appeal No. 17034
(1500 Block of 32nd Street, N.W.)

Dear Mr. Birch:

This to advise you that a public hearing has been scheduled by the Board of Zoning Adjustment on Tuesday, November 18, 2003, at 441 4th Street, N.W., Suite 220, Washington, D.C., 20001, which is located in your ANC area:

> **Appeal of Advisory Neighborhood Commission 2E**, pursuant to 11 DCMR §§ 3100 and 3101, from the administrative decision of the Zoning Administrator in the issuance of a final and bidding ruling letter dated July 12, 2001, to the law firm of Shaw Pittman confirming the ability to develop three lots on the east side of the 1500 block of 32nd Street, N.W. with three row dwellings. Appellant alleges that the Zoning Administrator decision is flawed and contains factual and legal errors. The R-3 zoned subject premises is located in the 1500 block of 32nd Street, N.W. (east side) (Square 1270, Lots 19, 20 and 21).

This case will be heard between 1:00 p.m. and 6:00 p.m.

You should be aware that items may be submitted to the Board by other individuals, organizations and government agencies both in support of and in opposition to your appeal. Approximately one week prior to the public hearing, you should review the file in your appeal so that you are prepared to respond to any issues that may be raised regarding your appeal. Further, if you are not clear about what information you must present to the Board in support of your appeal, please contact the Office of Zoning as soon as possible.

BZA
Case No. 17034
Exhibit No. 9

Board of Zoning Adjustment
District of Columbia
CASE NO. 17034
EXHIBIT NO. 9

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

appealhrg17034/ljp

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.