ADVISORY NEIGHBORHOOD COMMISSION 3D-05
4911 ASHBY STREET, NW
WASHINGTON, DC 20007

October 28, 2003

D.C. OFFICE OF ZONING
2003 OCT 29 PM 1:20

Mr. Geoffrey Griffis
Chair
Board of Zoning Adjustment
441 4th Street, NW, 210-S
Washington, DC 20001

RE: Application 17054, Appeal of Henry Sailor et al

Dear Chairman Griffis:

In response to your request of October 21, 2003 for a statement from the ANC on the issue of "timeliness" in this case, a letter has been sent from ANC 3D chair, John Finney. I would like to submit the following personal observations regarding a drawing from the landscape architect that I received at the ANC meeting on October 1 from Steven Wolf and Henry Sailor. It is a *Progress Set for Paving and Materials*, dated 8/7/03, and I am enclosing the top drawing for your review. I discovered the date during the BZA hearing and feel it supports the appellant's case regarding the issue of timeliness.

There are small triangles with a "1" inside to indicate revisions. Notes on the drawing also show that several prior revisions were made in 2001 before construction began on the house. The appellants received this drawing on September 15 as noted by Mr. Sailor on the upper left hand side of the page and indicates that at the time the appeal was filed on July 2, the appellants had not received complete information from either Mr. Logan or DCRA. Further, these major revisions were not "trivial" as asserted by Mr. Epting at the hearing.

Mr. Logan's drawings were approved by DCRA on June 13 although they were clearly out of line with Overlay requirements regarding pervious surfaces. Then this detailed revision was submitted sometime after August 7, 2003, and one month after the appellants filed. Given the fact that as late as August 7, 2003, Mr. Logan was attempting to make non-pervious surfaces into pervious surfaces to avoid being above the 50 percent maximum in the Overlay District and the need for a special exception; and, after listening to the statements made by both sides and DCRA in this case at the hearing; and, the necessity for probing questions from Board members, I submit this letter as the Single Member District Commissioner encouraging the Board to grant a hearing.

Sincerely,

Alma H. Gates

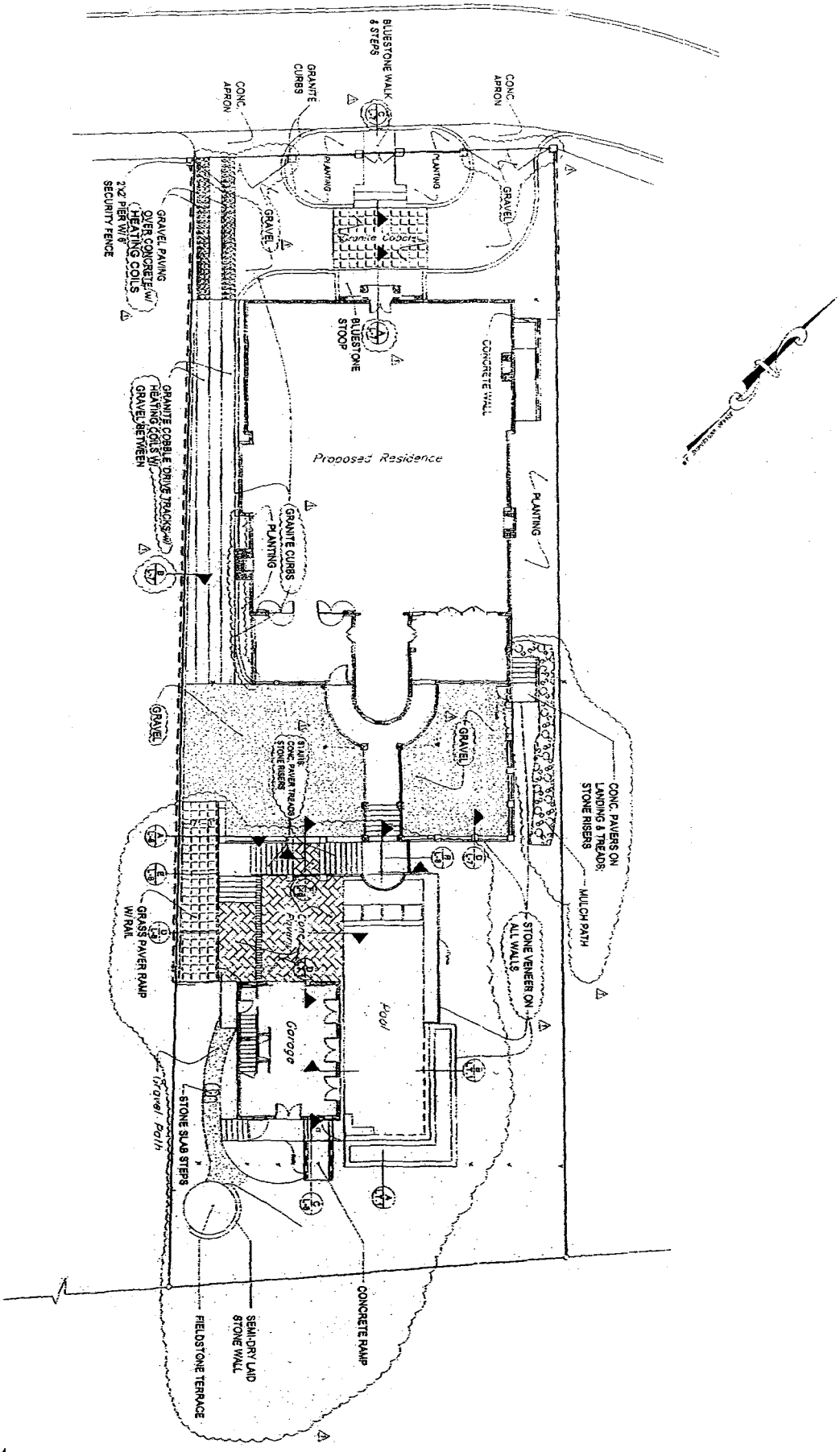
Alma H. Gates

Enclosure (1)

BZA
Case No. 17054
Exhibit No. 32

Board of Zoning Adjustment
District of Columbia
CASE NO. 17054
EXHIBIT NO. 32

CHAIN BRIDGE ROAD . N.W.
(ASPHALT ROAD)



1 08/07/05 Revision

FOR PERMIT ONLY

Progress Set
PAVING & MATERIALS
Date: 4.25.21, 7.17.01, 7.31.01

LOGAN RESIDENCE

[illegible] Chain Bridge Road NW

BRADLEY-PAPP
LANDSCAPE ARCHITECTURE, INC.