Form 120 – Exhibit 1
(Revised 04/29/02)

Case No._____

BEFORE THE BOARD OF ZONING ADJUSTMENT OF THE DISTRICT OF COLUMBIA

APPLICATION

Notice: See other side of application form for instructions

Pursuant to Sections §3103.2 – Use Variance, §3103.2 – Area Variance and/or §3104.1 – Special Exception of Title 11 DCMR – Zoning Regulations an application is hereby made, the details of which are as follows:

Address(es)	Square	Lot No(s).	Zoning Districts	Relief Being Sought Area Variance – Use Variance Special Exception	Section No(s).
777 6th Street, NW	486	10,11,12,13,36, 804,805,806, 807,808	DD/C-2-C	Special Exception	770.6, 411

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Present use(s) of Property:	Parking, Residential		
Proposed use(s) of Property:	Office, Residential		
Owner of Property	Ruby Restaurant, Inc. (Lots 10, 36); Avalon Bay Communities, Inc. (Lots 11-13, 804-808)	**Telephone No:**	TC MidAtlantic – (703) 288-2563
Address of Owner:	Ruby Restaurant - 11045 Snowshoe Lane Rockville, MD 20852 Avalon Bay – 2900 Eisenhower Avenue, Ste 300, Alexandria, VA 22314		

Written paragraph specifically stating the "who, what, and where of the proposed action(s)". This will serve as the Public Hearing Notice: Application of TC MidAtlantic Development Inc. on behalf of Avalon Bay Communities, Inc. and Ruby Restaurant, Inc. for special exception from roof structure requirements in order to permit the development of a ten-story office building with ground floor retail in the DD/C-2-C District pursuant to §§ 770.6 and 411of the Zoning Regulations at premises address 777 6th Street, NW (Square 486, Lots 10, 11, 12, 13, 36, 804, 805, 806, 807, 808).

Estimated construction cost	$22,000,000	**Advisory Neighborhood Commission Single-Member District(s)**	6C/09
Date:	Aug. 29th, 2003	**Signature:**	Norman M. Glasgow, Jr. Applicant*

* *The Owner of the Property for which the application is made or his/her authorized agent. In the event an authorized agent files an application on the behalf of the Owner, a letter signed by the Owner authorizing to act on his/her behalf shall accompany the notice of application.*

To be notified of hearing and decision:
(Owner or Authorized Agent*)

Name:	Norman M. Glasgow, Jr. Dennis R. Hughes				
Address:	Holland & Knight LLP, 2099 Pennsylvania Avenue, NW, Suite 100, Washington, DC 20006				
Phone No.:	(202) 955-3000	**Fax No.:**	(202) 955-5564	**E-Mail:**	

ANY APPLICATION THAT IS NOT COMPLETED IN ACCORDANCE WITH THE INSTRUCTIONS ON THE BACK OF THIS FORM WILL NOT BE ACCEPTED.

BZA
Case No. 17078
Exhibit No. 2

Board of Zoning Adjustment
District of Columbia
CASE NO. 17078
EXHIBIT NO. 2