Foggy Bottom and West End
Advisory Neighborhood Commission (ANC-2A)

c/o St. Mary's Court 725 24th Street, N.W. Washington, D.C. 20037 (202) 736-1775

November 11, 2004

Mr. Geoffrey H. Griffis, Chair
Board of Zoning Adjustment
441 4th Street, N.W., Suite 210
Washington, D.C. 20001

RE: BZA Case # 17204—New Application for 2512 I Street, N.W.

Dear Mr. Griffis:

On October 29, 2004 a new application was filed in the above case, replacing a previous application for which continuance was scheduled for November 30, 2004 from the September 21, 2004 Board of Zoning Adjustment (BZA) public hearing session. The previous application was strongly opposed by ANC-2A in its Resolution #04-9A at its monthly public meeting on September 14, 2004, and forwarded to you, with 3 attachments on September 15, 2004. As noted in the September 15, 2004 letter to you, the applicants announced at the start of the above cited ANC-2A meeting, that revised plans had been prepared for the 2512 I Street, N.W. and that a new application would be submitted to the BZA.

At its monthly public meeting on November 10, 2004 ANC-2A voted to respectfully request that the BZA not schedule the new application for the November 30, 2004 hearing.

As stated above, the new application was filed on October 29, 2004. While this date met the BZA deadline for submission, it gave ANC-2A less than 9 working days before our ANC public meeting to approve a well informed decision on this matter. It is unfortunate that the applicant delayed a month and a half in letting ANC-2A know the contents of the new application. The late filing of the new application has deprived us of adequate time to communicate it to members of the community for their views, to examine the application ourselves, and prepare a meaningful submission to the BZA.

BZA
Case No. 17204
Exhibit No. 42

Board of Zoning Adjustment
District of Columbia
CASE NO. 17204
EXHIBIT NO. 42

Moreover, we strongly feel, that to address some of the issues in this application, which are related to both the R-3 zoning and the Foggy Bottom Overlay District, we need to obtain expert zoning counsel. This morning we retained the services of Richard Nettler, an attorney familiar to the Board, to help us with this case. ANC-2A's next public meeting is scheduled for December 15, 2004, and we should reach our official position at that time following which our Resolution would be submitted to you without delay.

ANC-2A sincerely hopes that you will find it possible to accept our request for postponement. Should you have any questions, kindly contact me at 202-337-7896. Thank you for your consideration.

Respectfully,

For ANC-2A:

Maria Tyler

Maria Tyler
Commissioner, ANC-2A03

CERTIFICATE OF SERVICE:

I hereby certify that a copy of the letter dated November 11, 2004 to Mr. Geoffrey H. Griffis, Chair, Board of Zoning Adjustment, was mailed by first class mail to:

Stephen N. Gell, Esq.
1101 30th St. N.W.
Fifth Floor
Washington, D.C. 20007

and

Paul Falon, Esq.
2504 I Street, N.W.
Washington, D.C. 20037

FOR ANC-2A:

Maria Tyler
Commissioner ANC-2A03

FACSIMILE

To: Mr. Clifford W. MOY
D.C. Office of Zoning
Fax 727 6072

From: Maria Tyler, ANC-2A03

Date: November 12, 2004

Pages: 2, including cover note

The attached as promised in BZA Case # 17204