

Government of the District of Columbia
ADVISORY NEIGHBORHOOD COMMISSION 3-D
P.O. Box 40846
Palisades Station
Washington, D.C. 20016

February 20, 2005

Mr. Richard L. Aguglia
Hunton & Williams
1900 K Street, NW
Washington, DC 20006

RE: Appeal # 17285
Date of Hearing: March 1, 2005

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D.C. OFFICE OF ZONING
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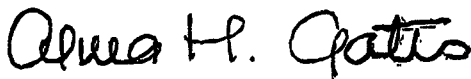
Dear Mr. Aguglia:

At ANC 3D's meeting earlier this month you informed the commission that the soil used to backfill the walled rear yard at 4825 Dexter Terrace, NW originated in Spring Valley. You will recall that great surprise was expressed at that information given the potential for chemicals of concern -- warfare agents (mustard and lewisite) as well as arsenic -- to be found in soil originating in that area. Given the amount of backfill required to level the rear yard at Dexter Terrace and the potential for risks associated with materials that might be found in the subject soil, I request your client, Frank Economides, take the following steps:

1. Identify the site/s from which the soil originated in Spring Valley;
2. Request the soil be sampled by the US Army Corps of Engineers (USACE) to ensure it does not contain chemical contaminants; and
3. Furnish ANC 3D with a letter from the USACE stating that the soil has been sampled and determined to be free of chemical contaminants.

We appreciate your assurance that these steps will be immediately taken and eagerly await a response. I have enclosed a copy of the USACE *Fact Sheet* for informational purposes and to assist Mr. Economides in making contact with Ben Rooney in the USACE Public Affairs Office to arrange for soil identification and testing purposes.

Sincerely,



Alma H. Gates
Chair, ANC 3D

Enclosure (1)

Cc: Ben Rooney

BZA

Case No. 17285
Exhibit No. 25

Board of Zoning Adjustment
District of Columbia
CASE NO. 17285
EXHIBIT NO. 25