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March 22, 2005

RECEIVED
D.C. OFFICE OF ZONING
2005 MAR 23 AM 10: 42

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

RE: BZA Application No. 17304
Pre-Hearing Submission – Benning Road Metrorail Station Site

Dear Mr. Chairman and Members of the Board:

Submitted herewith are 20 copies of the Applicant's Pre-Hearing Submission in the above-referenced case.

Sincerely,
ARNOLD & PORTER LLP

Cynthia A. Giordano

Nathan W. Gross, AICP

Enclosure

BZA
Case No. 17304
Exhibit No. 24

Board of Zoning Adjustment
District of Columbia
CASE NO. 17304
EXHIBIT NO. 24

BEFORE THE BOARD OF ZONING ADJUSTMENT
FOR THE DISTRICT OF COLUMBIA

RECEIVED
D.C. OFFICE OF ZONING
2005 MAR 23 AM 10: 43

Pre-Hearing Statement of the Washington Metropolitan Area Transit Authority For Three Special Exceptions to Allow Construction of An Office Building At the Benning Road Metrorail Station

March 22, 2005

I. Nature of Relief Sought

This is the Pre-Hearing Statement in support of an application for special exception relief pursuant to § 3104 of the Zoning Regulations to allow construction of a new office building at 45th Street and Benning Road, N.E., (the "Property"). The following relief is being requested: (1) a special exception to reduce the number of required parking spaces (§ 2107); (2) a special exception to authorize accessory parking in a residential zone (§ 214); and (3) a special exception to deviate from the roof structure setback requirement (§§ 411.11, 770.6). The Property is zoned C-3-A, which is a medium-density commercial zone that allows a wide variety of commercial uses, including office, retail, service and hotel uses, as well as residential uses. The proposed development is a five-story, 40,708 square foot office building at the Benning Road Metrorail station.

II. Jurisdiction of the Board of Zoning Adjustment

The Board of Zoning Adjustment has jurisdiction to grant the relief requested pursuant to §§ 3104 of the Zoning Regulations.

III. The Applicant

The property owner and applicant is the Washington Metropolitan Area Transit Authority ("WMATA," the "Applicant"). WMATA, of course, owns and operates the region's rapid transit system, including Metrorail and Metrobus. WMATA included the parcel at the Benning Road Metrorail station as one of a number of Joint Development offerings in recent years. The goal of Joint Development is to secure compact developments at Metrorail stations that will help carry out the *Comprehensive Plan for the National Capital* and that will also provide efficient relationships between land use patterns and rapid transit service. The specific developments are intended to be suitable to Metrorail station locations and to increase Metrorail ridership as well.

The principal developer is Benning 45 LLC, a newly formed affiliate of The Jenco Group. The Marshall Heights Community Development Organization ("MHCDO") is also a member of the Benning 45 LLC. The architect is Shalom Baranes Associates, and the sole tenant of the building will be the District of Columbia Court Services and Offender Supervision Agency ("CSOSA").

Benning 45 LLC will purchase the site from WMATA, subject to WMATA's easements for operation and maintenance of the station and its facilities. The Jenco Group has extensive experience in the Washington Metropolitan area retail and commercial real estate market. Founded in 1980, Jenco has been an innovator in the redevelopment of older shopping centers and properties. Jenco has developed in excess of 1,250,000 square feet of urban real estate projects. Jenco has successfully completed joint development projects with WMATA at the Courthouse Metrorail Station in Arlington, Virginia and the U Street-Cardozo Metrorail Station at 13th and U Streets, N.W. Several of Jenco's developments include leases to District of Columbia agencies as well as private tenants.

The MHCDO has been a partner with Jenco since 1985. Together they have been the single largest commercial developer in Ward 7, having developed over 250,000 square feet of projects including the East River Park Shopping Center, Fort Davis Shopping Center and the John Wilson Community Center.

IV. The Property, Surrounding Area and Zoning

The Property is located on the site of the Benning Road Metrorail station, bounded by Central Avenue on the south, Benning Road and 45th Street on the west and 46th Street on the east. The site consists of two parcels separated by a public alley.[1] Parcel 1 consists of approximately 34,053 square feet of land, inclusive of land expected to be transferred from the District to WMATA, and is zoned C-3-A. This parcel includes the station entrances and all other Metrorail facilities. The Metrorail station site is improved with the entrance platform, an elevator and a set of escalators that lead down to the Metrorail train platforms. Also on-site are a chiller plant, vent shafts, and a Kiss and Ride area with six spaces. The topography slopes from north to south by approximately seven feet.[2]

Parcel 2 contains approximately 5,523 square feet of land and is zoned R-2 (single-family, detached and semi-detached dwellings). It is a rectangular property located immediately to the east of the Metro station at the intersection of Central Avenue and 46th Street, N.E. Parcel 2 will be used for surface parking accessory to the office building, if approved as a special exception in this application.

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[1] See the Survey of the Property, attached as *Exhibit A*.

[2] See the "Neighborhood Context Map" in *Exhibit B,* the "Zoning Map" in *Exhibit C* and the photographs of the site on Sheets A-09 and A-10 of the Project Plans attached as *Exhibit E*.

The Property includes Square 5138, part of Lots 84-87 and 45th Street realignment; all of Lots 140, 829, 83 and 126; and Square 5139, Part of Lot 806. This site is zoned C-3-A. Lots 83 and 126 in Square 5138 are zoned R-2.

Within the C-3-A District surrounding Metro and the Benning Road/East Capitol Street major intersection, the principal commercial activities are moderate scale retail establishments including restaurants such as Denny's, Popeye's, service retail such as 7-11 and Foot Locker, as well as several gasoline service stations.

To the east of 44th Street and Benning Road the existing residential zoning is R-5-A, a low-density apartment house zone that typically includes a mix of lower density residential building types as well as apartments. In this area the predominant development pattern is garden apartments, including the large Fort Chaplin Park Apartment complex with 430 units. In the area zoned R-2 semi-detached dwellings are the predominant use, together with scattered detached dwellings.

The Benning Road Metrorail Station is located in the Central Northeast and Capitol View neighborhoods, where there are increasing signs of private investment. Development activity includes new and renovated housing units and the reopening of previously boarded up stores along East Capitol Street and Benning Road. A significant recent development is the Unity Health Center adjacent to the station. The Benning Road station is on Metro's Blue Line, 17 minutes travel time from Downtown. Metrobus service is provided by a number of routes: 96, 97, E32, S51, U5, U6, U8, W4 and W54.

V. The Project

The proposed five-story office building will have approximately 40,708 square feet of gross floor area ("g.f.a.") on Parcel 1, which is zoned C-3-A and has 34,053 s.f. of land area. This results in a floor area ratio of 1.195 FAR, which is well within the 2.5 FAR of commercial development allowed in the C-3-A District. The proposed height of 65 feet also complies with the matter-of-right height limit of 65 feet.[2]

The footprint of the new building will be approximately 8,115 square feet, which is 7,945 square feet plus canopy projection. The site plan also accommodates 15 parking spaces (including 2 handicapped spaces). Eleven of these are accessed via a 24-foot-wide driveway from Benning Road, N.E., and four are accessed from the abutting alley. In addition, 13 spaces are located on the rectangular, R-2-zoned property at the corner of 44th Street and Central Avenue, N.E. Thus, a total of 28 parking spaces are provided, some of which are stacked spaces. The six existing drop-off ("Kiss-and-Ride") spaces will be relocated to the east of the proposed office building and immediately north of the Metro escalators. The site will be landscaped as indicated on the plans.

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[2] See the Project Plans attached as *Exhibit D*.

The project is being developed for, and will be leased in its entirety by the D.C. Court Services and Offender Supervision Agency ("CSOSA"). The CSOSA Community Supervision Services Division constitutes the probation and parole system for adult offenders in the District of Columbia. It provides a range of case management and related supervision services. CSOSA is locating facilities throughout the City to improve supervision of offenders in the community. The principal CSOSA occupants are Community Supervision Officers, who are unarmed Federal Law Enforcement Officers. The location of this site is extremely attractive to CSOSA, as this facility is intended to serve primarily residents of Ward 7. The project demonstrates the agency's commitment to the community and to transit-oriented growth, and many of the agency's employees will use Metrorail and Metrobus for commuting. CSOSA will bring approximately 90 professional employees to the site, and approximately 500 clients per day will visit the site. This represents significant new daytime population and activity in an under-developed commercial corridor, activity that will benefit local businesses.

VI. Description of Zoning Relief Requested

Three special exceptions are requested for the project, as follows:

- Pursuant to § 2107 of the Zoning Regulations, a special exception to reduce the parking requirement for the project from 65 required spaces to 28 provided;
- Pursuant to § 214 of the Zoning Regulations, a special exception to allow off-site accessory parking spaces on Parcel 2, which is zoned R-2; and
- A special exception pursuant to § 411.11 to deviate from the roof structure setback requirements.

A. Special Exception to Reduce Parking Provided at a Metrorail Station- § 2107

The Applicant requests a reduction in the parking requirements from 61 required spaces to 28 provided spaces. The parking requirement calculation is 40,708 gross square feet of office space, minus 2,000 g.f.a. exclusion by regulation (=38,708) divided by 600 based on the requirement for one parking space for each 600 square feet of general office space (§ 2100.1) for a requirement of 65 spaces.

Section 2107 authorizes the BZA to reduce or eliminate the amount of required parking spaces for nonresidential buildings or structures located outside the Central Employment Area where the building has a direct connection to a Metrorail station. Section 2107 does not define what is meant by a "direct connection" (i.e., whether there has to be a physical link between the Metro escalators or station and the project or whether it is sufficient for the project site to be directly linked to the Metro station above grade). The Applicant notes, however, that the Board, in Order No. 16868 approving a similar office development at the U Street-Cardozo Metrorail Station, determined that a connection had been provided by dint of the office building being on the Metrorail station site. The instant application is the same situation – a building on the Metrorail site itself.

The Property is unique, in that it is improved with Metrorail facilities above and below grade, including rail lines and platforms within the shell of the tunnel, escalators, an elevator, a chiller plant, vent shafts with surface grates and a drop-off area with 6 parking spaces. In addition, the Metrorail facilities are encumbered with easements that preclude the construction of any physical improvements (i.e., connections) around the escalators or below-grade excavation for parking. The result is that the proposed office building is situated on virtually the only part of the site where it is physically feasible to construct the building. Because of the underground facilities, construction of a parking garage beneath the building is clearly infeasible. The presence of the Metrorail facilities makes it virtually impossible to provide the required number of parking spaces.

In addition to a Metro connection, Section 2107 requires evidence that the parking spaces normally required are not necessary to serve the use located in the building or structure. In determining whether the parking spaces are necessary, the Board is directed to give consideration to the following criteria set forth in Section 2107.2:

(1) The nature and location of the building or structure and the nature and location of the connection to Metrorail.

The building will be located immediately adjacent to the Benning Road Metrorail station and at a location on arterial streets well served by a number of Metrobus lines. Although not complying with the required number of spaces, a substantial number (28) of spaces are provided. It is the intent of § 2107 that fewer spaces may be provided because of immediate Metrorail access, the desirability of increasing Metrorail ridership by means of development adjacent to stations and the impossibility of constructing parking garages underground in such locations. The nature and location of the connection have been addressed immediately above.

(2) The maximum number of students, employees, guests, customers, or clients who can reasonably be expected to use the proposed building or structure at one time.

CSOSA employs approximately 90 persons, and approximately 500 clients per day will come to the building. Based on the WMATA Development-Related Ridership Survey of December 1989, it is estimated that the proposed development will attract 510 new person trips per day at the Benning Road Metrorail station. Approximately 78 of these new person trips will be transit trips and the remainder will be walk trips and other non-transit trips. Because the site resides on top of the Metro and has limited parking (28 spaces), virtually all employees will have to use public transit for their daily commute. Many of CSOSA's clients reside in Ward 7 and already use public transportation as their primary means of transportation. CSOSA will promote Metrorail and Metrobus ridership by its employees.

(3) The amount of traffic congestion existing or which the building or structure can reasonably be expected to create in the neighborhood.

As to vehicular trip generation, a significant percentage of CSOSA's employees use public transportation for the work commute and will continue to do so at this transit-oriented location. Moreover, the number of employees (90) is not large. Many of the 500 daily client visits will use public transit, and virtually all of these clients reside in Ward 7. Benning Road is a major cross-town arterial connecting nearby with East Capitol Street, also a major cross-town arterial. These streets have the capacity to accommodate the relatively minor amount of additional traffic to be generated by this building. The client/visitor trips will primarily occur in non-peak traffic periods. The D.C. Department of Transportation will report to the Board on the project and its traffic implications. Note that there is a similar CSOSA facility serving Ward 8, located on South Capitol Street.

(4) The quantity of existing public, commercial, or private parking, other than on-street parking, on the property or in the neighborhood which can reasonably be expected to be available when the building or structure is in use.

In addition to the 28 parking spaces provided by the project, there is curbside parking available on 45th Street adjacent to the project and within the C-3-A District.

(5) The availability of public transportation service in the area, or a ride-sharing program approved by the District of Columbia Department of Public Works. (§ 2107.2)

The location of the office building right at the Metrorail station will maximize the opportunity for commuting by subway. Also, the bus stop on Benning Road will continue to have direct access to the Metro entrances, and numerous Metrobus lines serve this location, including 96, 97, E32, S51, U5, U6, U8, W4 and W54. CSOSA has surveyed its employees to determine their commuting method to this location and will develop a system for ride sharing among employees and other transportation management measures as feasible. The location at the Metrorail station with Metrobus connections as well will enable the maximum number of CSOSA's clientele to arrive and depart by public transit.

For the reasons stated above, the Applicant believes that the project qualifies for the special exception under § 2107 to reduce the quantity of parking provided.

B. Special Exception – Parking Lots (§ 213)

The Applicant proposes to provide 13 parking spaces on a rectangular site on Central Avenue, immediately across a 15-foot-wide alley from the Metrorail escalators. Subsection 213.1 authorizes such use in a residential zone as a special exception subject to criteria set forth in §§ 213.2 to 213.8. These conditions are addressed below.

213.2 A parking lot shall be located in its entirety within two hundred feet (200 ft.) of an existing Commercial or Industrial District.

Complies. The proposed parking lot is located immediately across a 15-foot-wide alley from the lot on which the principal use will be located. The latter property is zoned C-3-A, a Commercial District.

213.3 A parking lot shall be contiguous to or separated only by an alley from the use to which they are accessory.

Complies. Only an alley separates the accessory spaces from the principal use.

213.4 All provisions of chapter 23 of this title regarding parking lots shall be complied with.

Complies. The parking lot as designed complies regarding the standards in § 2303, which relate to surface materials, no extension into public space, no other use than parking, location of vehicular access, directional control of lighting, a masonry wall screening adjacent residential property and landscaping. The Applicant's architect will present these features graphically at the public hearing. (§ 214.5)

213.5 No dangerous or otherwise objectionable traffic conditions shall result from the establishment of the use, and the present character and future development of the neighborhood will not be affected adversely.

A masonry wall will separate the small parking lot from the only abutting residential neighbor, and the lot will be attractively landscaped. The parking lot will only have access from the alley separating it from the Metrorail station area, a commercial rather than a residential location. The residential uses to the east of the parking lot are separated by 46th Street, N.E., as well as the landscaping along the eastern edge of the parking lot. Accordingly, traffic to the parking lot will be small in volume and will not need to pass residences to enter and exit the lot.

The project is a moderate to medium sized office building in an established commercial district. This is a high-activity area at a Metrorail station, where employees and visitors can commute by Metrorail and bus. The bus stop on Benning Road will continue to have direct access to the Metro entrances, and numerous Metrobus lines serve this location, including 96, 97, E32, S51, U5, U6, U8, W4 and W54. CSOSA has surveyed its employees to determine their commuting method to this location and will develop a system for ride sharing among employees and other transportation management measures as feasible.

213.6 The parking lot will be reasonably necessary and convenient to other uses in the vicinity, so that the likely result will be a reduction in overspill parking on neighborhood streets.

The proposed parking lot will only serve the proposed office building, but the use will meet the intent of § 213.6 of minimizing overspill parking by providing parking adjacent to the proposed office building.

213.7 A majority of parking spaces shall serve residential uses or short-term parking needs of retail, service and public facility uses in the neighborhood.

Complies. The proposed use is a public facility that may also be considered a service use. The spaces will serve a combination of CSOSA employees and clients, the latter of which will be short-term parkers.

Subsection 213.8 requires a referral to the D.C. Department of Transportation for a report.

Based on the factors cited above, the Applicant believes the project complies with the special exception criteria for a parking lot under § 213.

C. Special Exception – Roof Structure Setback (§§ 770.6, 411.11)

Subsection 770.6 applicable to the Commercial zones, provides, in part:[4]

770.6 If housing for mechanical equipment or a stairway or elevator penthouse is provided on the roof of a building or structure, it shall be erected or enlarged as follows:

(a) It shall meet the requirements of § 411;

(b) It shall be set back from all exterior walls a distance at least equal to its height above the roof upon which it is located;

Section 411 governs roof structures in all zone districts and authorizes a special exception to deviate from specified standards, including the setback requirement of § 770.6(b). The following section reviews the requirements of § 411 and indicates areas of compliance and noncompliance;[5]

411.1 Purpose clause. Not regulatory.

411.2 Cross reference to specific standards in zone districts, including § 770.6 applicable to the C-3-A District among others and the Property.

411.3 All penthouses and mechanical equipment shall be placed in one enclosure and shall harmonize with the main structure in architectural character, material and color.

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[4] The roof structure is less than 18 ½ feet in height and thus complies with 770.6(d), and 770.6(c) is not applicable as it applies only to properties in the C-5 District.

[5] A copy of the entirety of § 411 is in *Exhibit D.*

Complies. The mechanical equipment and penthouse will be combined within one rooftop enclosure. This enclosure will harmonize with the main structure in architectural character and color and will appear as a vertical extension of the building.

411.4 When there are varying roof levels, multiple elevator cores are allowed.

Comment: Not applicable. The proposed building has only one roof level and one elevator core.

411.5 Enclosing walls shall be of equal height and rise vertically to a roof.

Comment: Complies. Enclosing walls are of equal height and rise vertically to the roof of the penthouse.

411.6 Allows no roof on penthouse structure when it encloses solely mechanical equipment.

Comment: Complies. As shown on Sheet A-05 of the Plans, the proposed penthouse is partly covered with a roof and partly open to the sky.

411.7 Additional density of 0.37 FAR is allowed solely for the roof structure.

Comment: Complies. The proposed roof structure is only 692 g.f.a. for an FAR of 0.02, well within the 0.37 FAR (12,600 g.f.a.) allowed.

411.8 Roof structures not to exceed 1/3 of roof area in those zones having a limit on the number of stories.

Comment: Not applicable because the C-3-A District does not have a limit on the number of stories.

411.9 In addition to the floor area ratio allowed by § 411.7, mechanical equipment owned and operated as a roof structure by a fixed right-of-way public mass transit system shall be permitted in addition to roof structures permitted in this section.

Comment: This provision clarifies that the roof structure proposed for the office building in this Application does not conflict with any roof structure on-site for the Metrorail facilities.

411.10 Zoning Administrator to refer plans to the Office of Planning for review and report.

Comment: This provision applies to a matter-of-right project. In the instant case, because there will be a public hearing, the Office of Planning will report its findings to the Board of Zoning Adjustment.

411.12 through 411.17 These subsections provide rules of interpretation rather than regulations. The special exception provision is § 411.11:

411.11 Where impracticable because of operating difficulties, size of building lot, or other conditions relating to the building or surrounding area that would tend to make full compliance unduly restrictive, prohibitively costly, or unreasonable, the Board of Zoning Adjustment shall be empowered to approve, as a special exception under § 3104, the location, design, number, and all other aspects of such structure regulated under §§ 411.3 through 411.6, even if such structures do not meet the normal setback requirements of §§ 400.7, 530.4, 630.4, 770.6, 840.3, or 930.3, when applicable, and to approve the material of enclosing construction used if not in accordance with §§ 411.3 and 411.5; provided, that the intent and purpose of this chapter and this title shall not be materially impaired by the structure, and the light and air of adjacent buildings shall not be affected adversely.

This is the critical regulation authorizing a special exception from the setback standards of § 770.6. The justification for setting back less than 1:1 from all exterior walls derives, again, from the extreme complications of constructing a building atop an operating rapid transit station. Because the site is irregular in shape, the floor plate will be highly inefficient if the elevator core were to be in the middle of the building.

Consistency with the Intent and Purpose of the Zoning Regulations and Map

Regarding all three special exceptions, the relief requested can be granted without impairing the intent and purpose of the Zoning Regulations and Map. The project is a moderate to medium sized office building in an established commercial district. This is a high-activity area at a Metrorail station, where employees and visitors can commute by Metrorail and bus and where additional daytime population will help revitalize a marginal but improving commercial precinct. As stated in § 740.1: "The C-3 District is designed to accommodate major business and employment centers supplementary to the Central Business (C-4) District." The proposed office building is consistent with this purpose, and the requested flexibility from matter-of-right standards are relatively minor and do not deviate from the intended development pattern in C-3-A District.

No Substantial Detriment to the Public Good and No Adverse Effect on Neighboring Property

The responses to the detailed criteria in the two special exceptions requested in this application demonstrate quite thoroughly that the requested relief will not tend to adversely affect neighboring property. The use is in keeping with the public good in terms of economic development and jobs, as well as the important social services provided by the CSOSA agency.

VII. Community Comment

The Applicant met with Advisory Neighborhood Commission 7D at an early stage in development of the project and will meet with them again in April, prior to the public hearing on this case. The Applicant is also in the process of consulting with other civic groups in the neighborhood area.

VIII. Conclusion

For the reasons set forth in this Statement, the Applicant believes that the project complies with the requirements for approval of the requested special exceptions and requests that the Board approve the application.

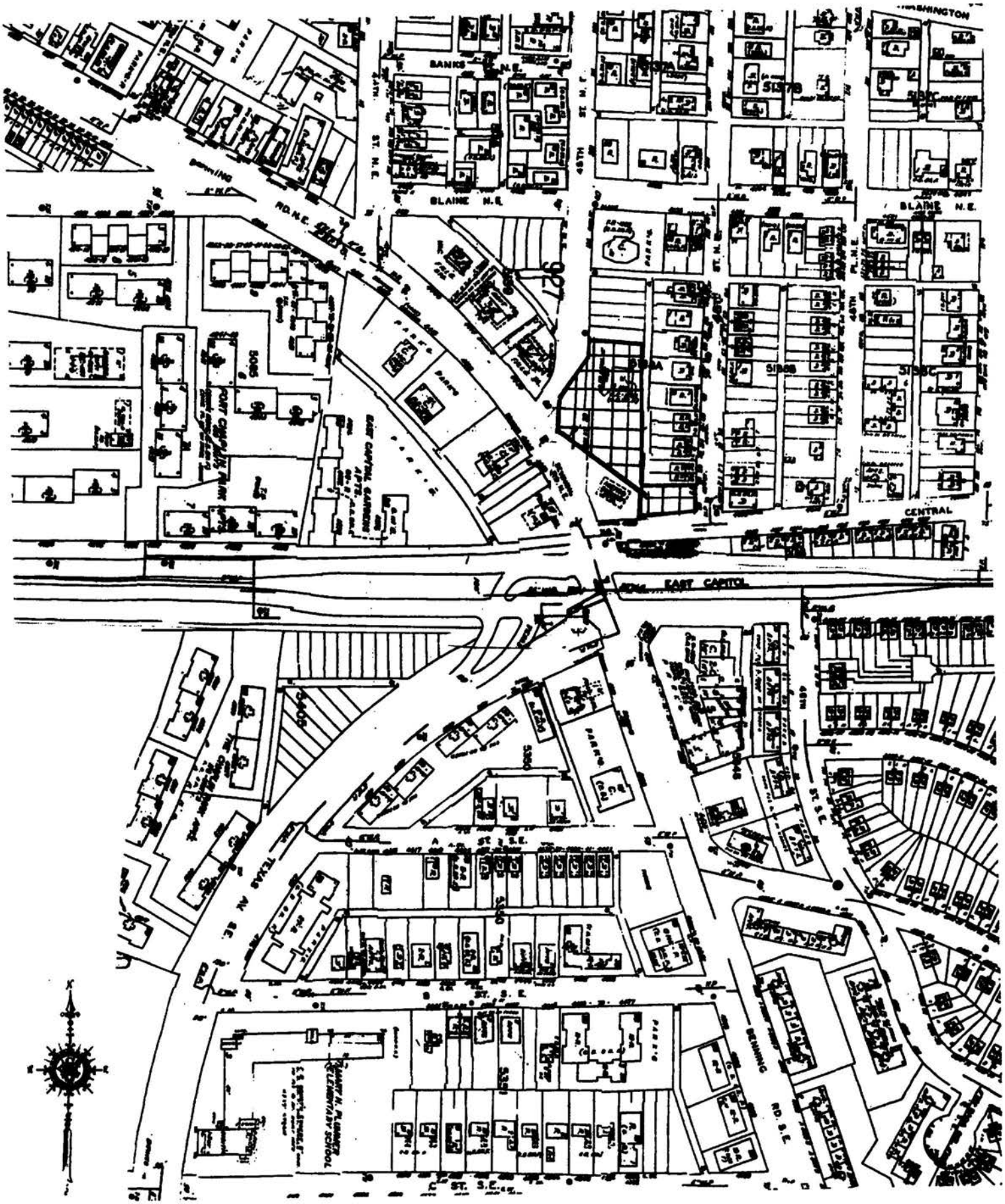
Respectfully submitted,
ARNOLD & PORTER LLP

Cynthia A. Giordano

Nathan W. Gross, AICP

Attachments

Exhibit A: **Site Location and Neighborhood Context Map**



SITE LOCATION AND NEIGHBORHOOD CONTEXT MAP

Exhibit B: **Zoning Map**

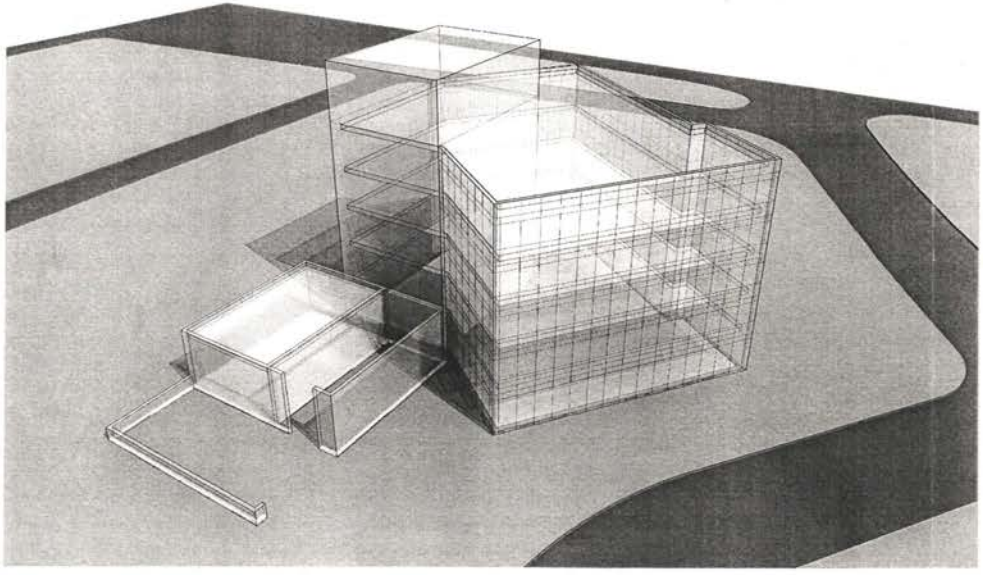

R-5-A
C-3-K
Ft Chaplin Park
5406
R-2
Woodlawn Cemetery
R-5-A
5134
5186
5137
5140
5349
5350
5351
5347
5399
5398E

ZONING MAP

Exhibit C: Project Plans

4500 BENNING ROAD, NE.
WASHINGTON, DC.

MARCH 14, 2005
BZA SUBMITTAL



Developer:
Benning 45 LLC

Architect:
Shalom Baranes Associates

Drawing Index

A0–0 Cover Sheet
A0–1 Zoning and Site Context
A0–2 Property Lines, Easements and Site Qualifications
A0–3 Circulation Plan
A0–4 Landscape Plan
A0–5 Building Plans
A0–6 Building Sections
A0–7 Building Elevations
A0–8 Building Elevations
A0–9 Site Context Photographs
A0–10 Site Context Photographs
A0–11 Building Modeling

ZONING INFORMATION

SQUARE:	5138	
PARCEL ONE:	ZONE: C-3-A LOTS: PART OF 84, 85, 86, 87; 140, 829, 45TH STREET REALIGNMENT SITE AREA: 33,924 SF	
PARCEL TWO:	ZONE: R-2 LOTS: 83,126 SITE AREA: 5,523 SF	
SQUARE:	5139	
PARCEL ONE:	ZONE: C-3-A LOT: PART OF 806 SITE AREA: 129 SF	

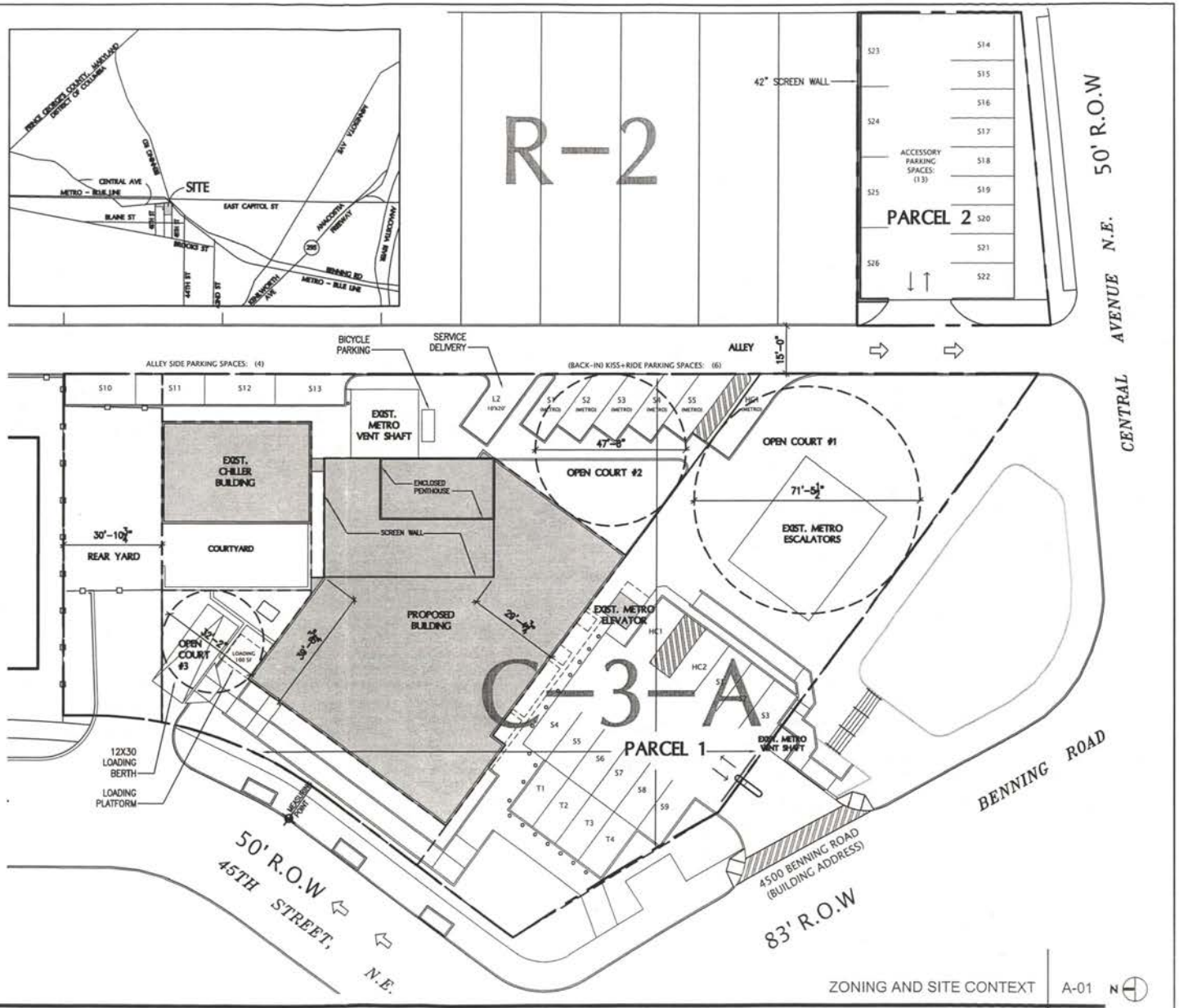
C-3-A ZONING REGULATION	ALLOWED / REQUIRED	PROVIDED
HEIGHT	65' (NO LIMIT TO NUMBER OF STORIES)	65'
FAR	2.5 (COMMERCIAL) OR 85,132 SF	1.195 OR 40,706 SF
LOT OCCUPANCY	75%	28.4 %
REAR YARD (H = 62' - 8 1/2")	13' - 0 3/4" (1)	30' - 10 3/4"
SIDE YARD	NONE	NONE
OPEN COURT 1 - WIDTH (H = 64' - 9")	16' - 2 1/4" (2, 3)	71' - 5 1/2"
OPEN COURT 2 - WIDTH (H = 63' - 4")	15' - 10" (2, 3)	47' - 8"
OPEN COURT 3 - OPEN (H = 64' - 9")	16' - 2 1/4" (2, 3)	32' - 2"
PENTHOUSE		
HEIGHT	18' - 6"	18' - 6"
SETBACK (4)	18' - 6"	NONE ON TWO SIDES, 29' - 4 3/4" and 33' - 9 3/4" ON REMAINING SIDES
PARKING	65 SPACES (5)	28 SPACES (6)
LOADING	1 BERTH @ 12 X 30 FT 1 PLATFORM @ 100 SF 1 SERVICE/DELIVERY @ 10 X 20 FT	1 BERTH @ 12 X 30 FT 1 PLATFORM @ 100 SF 1 SERVICE/DELIVERY @ 10 X 20 FT

NOTES:
(1) SEC. 774.1 — 2 1/2 INCHES PER FOOT OF HEIGHT (12 FT. MIN.)
(2) SEC. 776.1 — 3 INCHES PER FOOT OF HEIGHT (12 FT. MIN.)
(3) SEC. 199.1 — DEFINITIONS; WIDTH OF COURT; IN THE CASE OF A NON-RECTANGULAR COURT, THE DIAMETER OF THE LARGEST CIRCLE THAT MAY BE INSCRIBED IN A HORIZONTAL PLANE WITHIN THE COURT
(4) SEC. 411.1 — BZA SPECIAL EXCEPTION
(5) SEC. 2101.1 — IN EXCESS OF 2,000 SF, 1 FOR EACH 600 GSF FAR
(6) SEC. 214 — ACCESSORY PARKING SPACES
SEC. 301.1, SEC. 302.1 — 15 SPACES ARE PROVIDED ON PARCEL 1. 13 SPACES ARE PROVIDED ON PARCEL 2 AS AN ACCESORY USE SUBJECT TO BZA APPROVAL
SEC. 2107.1 — BZA EXCEPTION TO REDUCE AMOUNT OF REQUIRED PARKING PROVIDED THAT THE BUILDING IS PROVIDED WITH A DIRECT CONNECTION TO A METRORAIL STATION
SEC. 2116.5 — LOCATION BASED ON BZA APPROVAL
SEC. 2116.7 — LOCATED ELSEWHERE THAN ON LOT INTENDED TO SERVE
SEC. 2116.9 — SCREENING REQUIREMENTS
SEC. 2117.11 — LANDSCAPING REQUIREMENTS
SEC. 2117.12 — SCREENING FROM CONTIGUOUS RESIDENTIAL PROPERTY
SEC. 2117.13 — LIGHTING REQUIREMENTS
SEC. 2117.14 — SUBMITTAL TO DC DEPARTMENT OF PUBLIC WORKS

FAR CALCULATIONS

FLOOR	TOTAL GSF	TOTAL FAR
LEVEL 1 (GROUND)	9,895 (1)	9,564 (2)
LEVEL 2	7,945	7,786
LEVEL 3	7,945	7,786
LEVEL 4	7,945	7,786
LEVEL 5	7,945	7,786
TOTAL	41,475	40,706
MECH. PENTHOUSE	692 GSF	692 SF (.02 FAR) (3)

NOTES: (1) 8,115 GSF NEW + 1,580 GSF EXISTING STRUCTURE
(2) 7,953 SF NEW FAR + 1,611 SF EXISTING FAR
(3) SEC. 411.7 ALLOWABLE PENTHOUSE FAR OF .37 OR 12, 600 SF



4500 BENNING ROAD, NE
WASHINGTON, D.C.

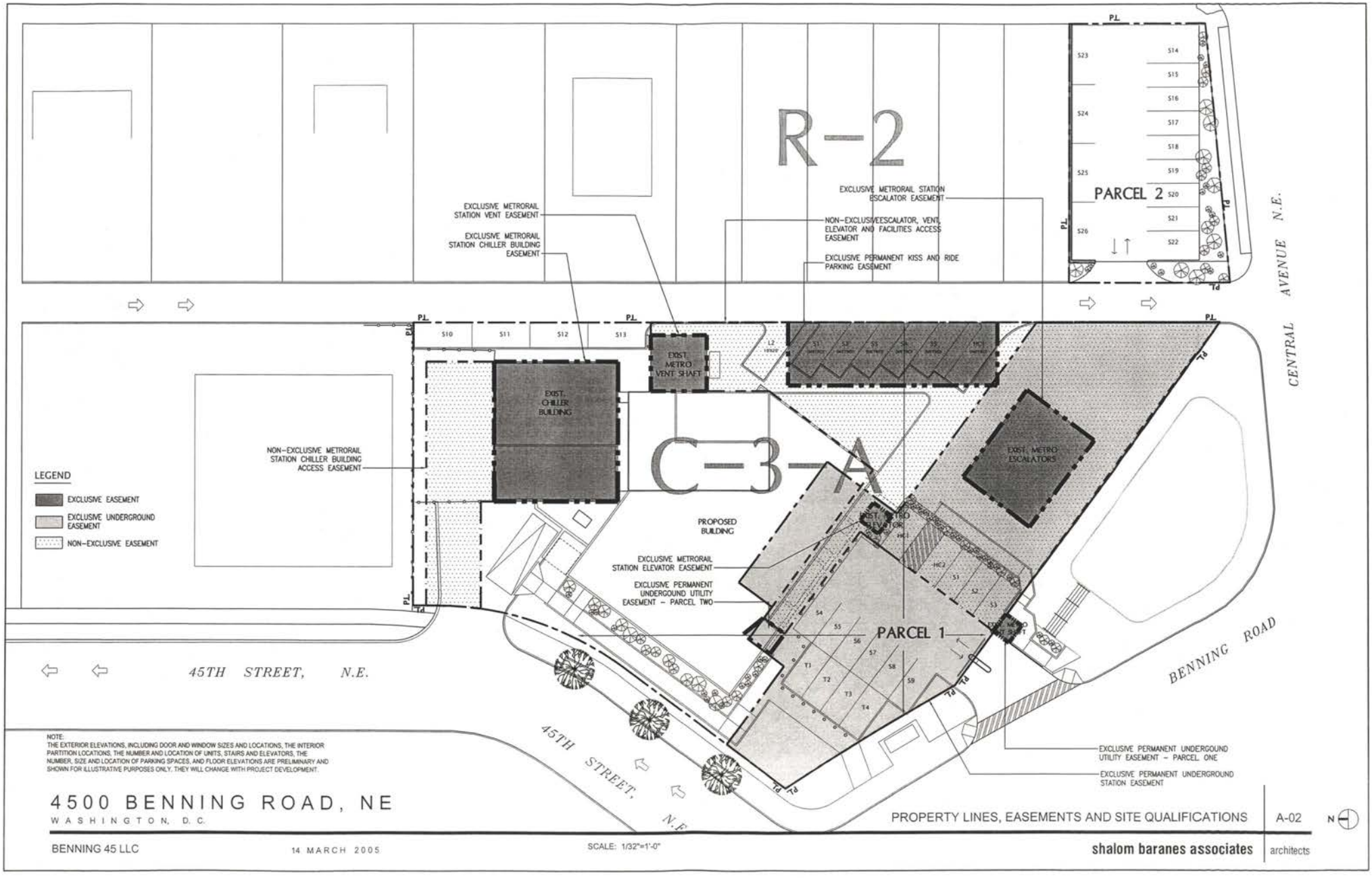
ZONING AND SITE CONTEXT | A-01

BENNING 45 LLC

14 MARCH 2005

SCALE: 1/32"=1'-0"

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NOTE:
THE EXTERIOR ELEVATIONS, INCLUDING DOOR AND WINDOW SIZES AND LOCATIONS, THE INTERIOR PARTITION LOCATIONS, THE NUMBER AND LOCATION OF UNITS, STAIRS AND ELEVATORS, THE NUMBER, SIZE AND LOCATION OF PARKING SPACES, AND FLOOR ELEVATIONS ARE PRELIMINARY AND SHOWN FOR ILLUSTRATIVE PURPOSES ONLY. THEY WILL CHANGE WITH PROJECT DEVELOPMENT.

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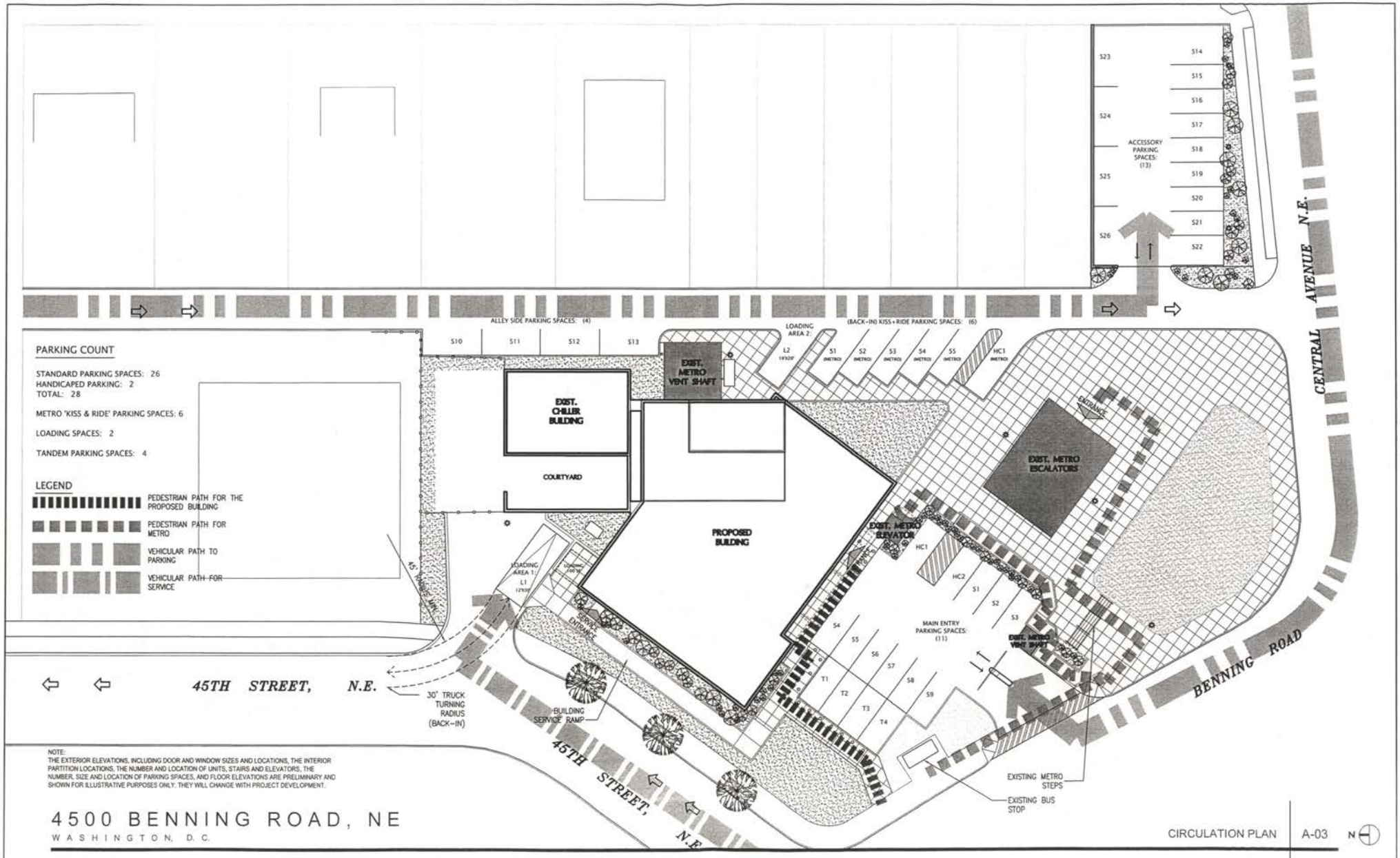
PROPERTY LINES, EASEMENTS AND SITE QUALIFICATIONS | A-02

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SCALE: 1/32"=1'-0"

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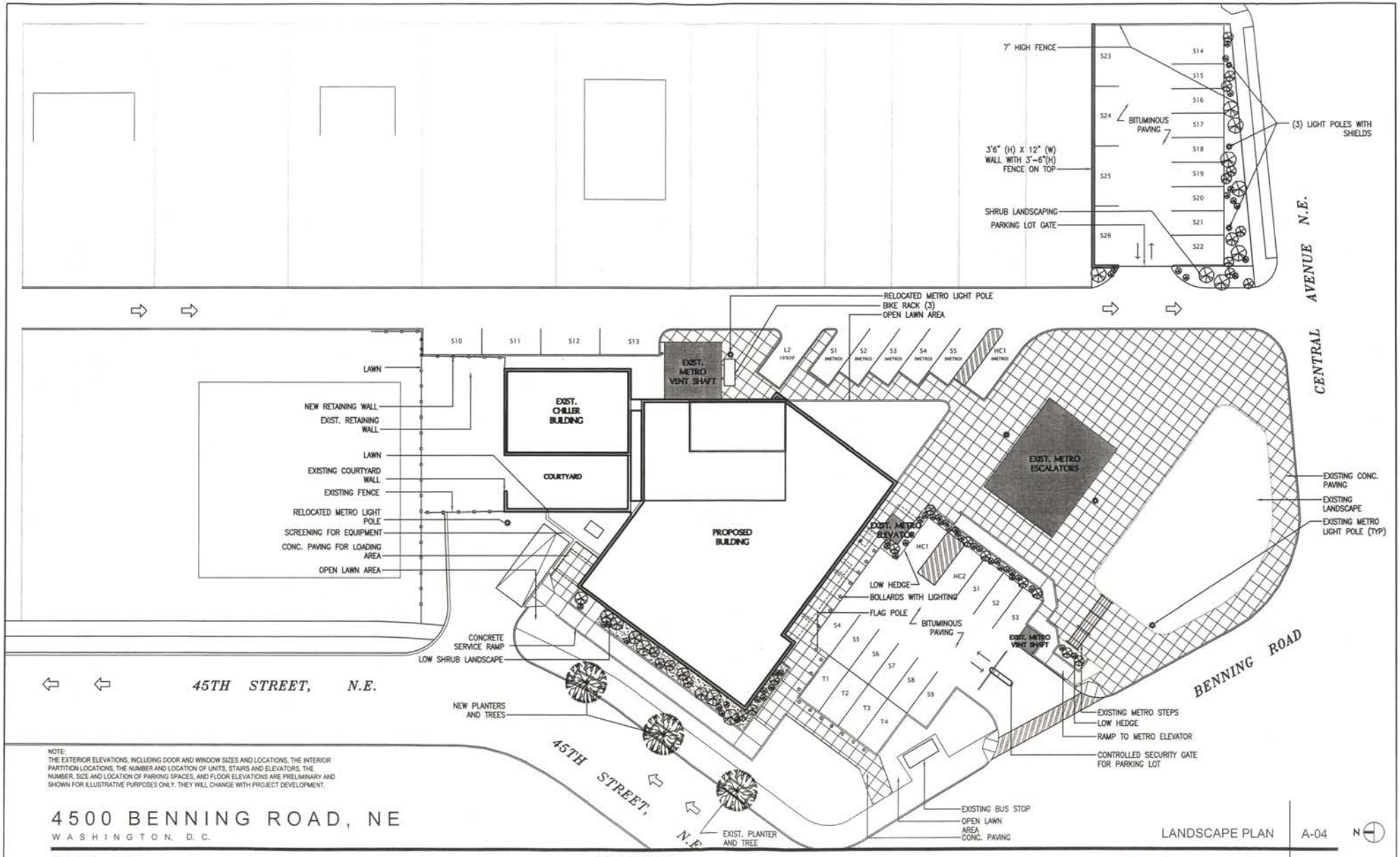
CIRCULATION PLAN | A-03

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SCALE: 1/32"=1'-0"

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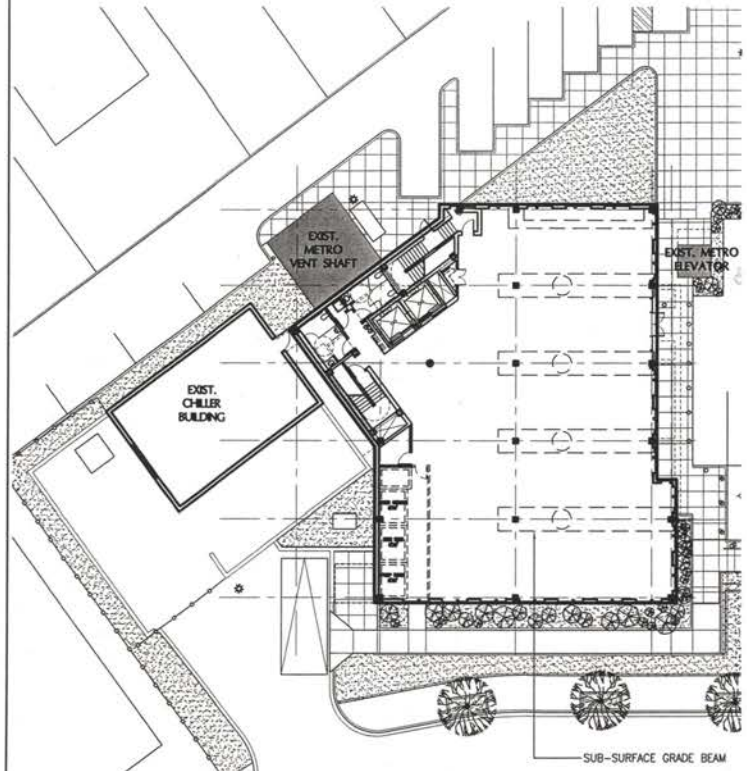
LANDSCAPE PLAN | A-04

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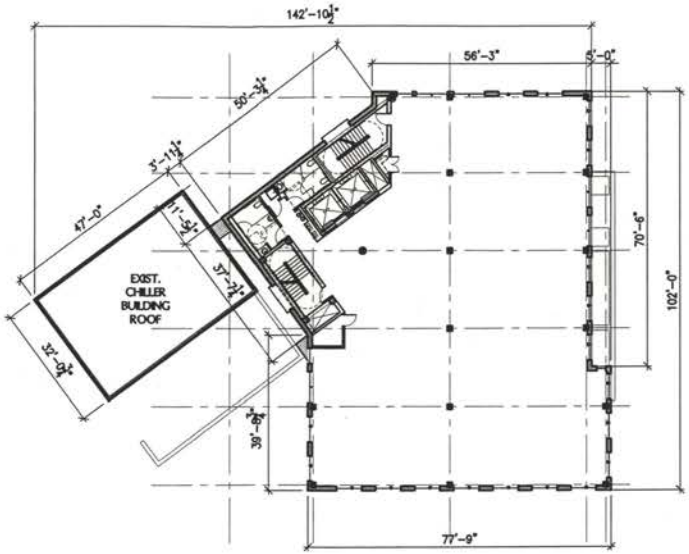
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SCALE: 1/32"=1'-0"

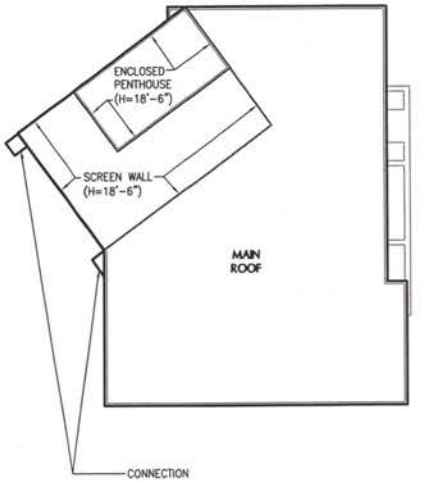
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GROUND FLOOR
8,115 GSF (NEW) + 1,580 GSF EXISTING STRUCTURE
7,786 SF FAR (NEW) + ~~1,611 SF EXISTING STRUCTURE~~



2nd - 5th FLOORS
7,945 GSF
7,786 SF FAR



ROOF
692 GSF
692 SF FAR

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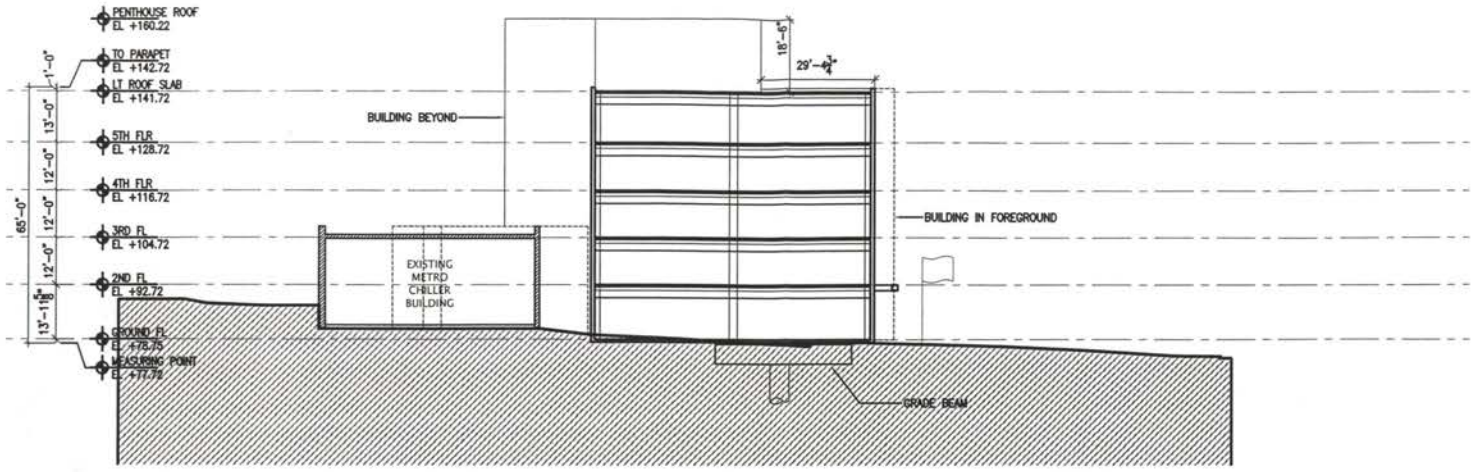
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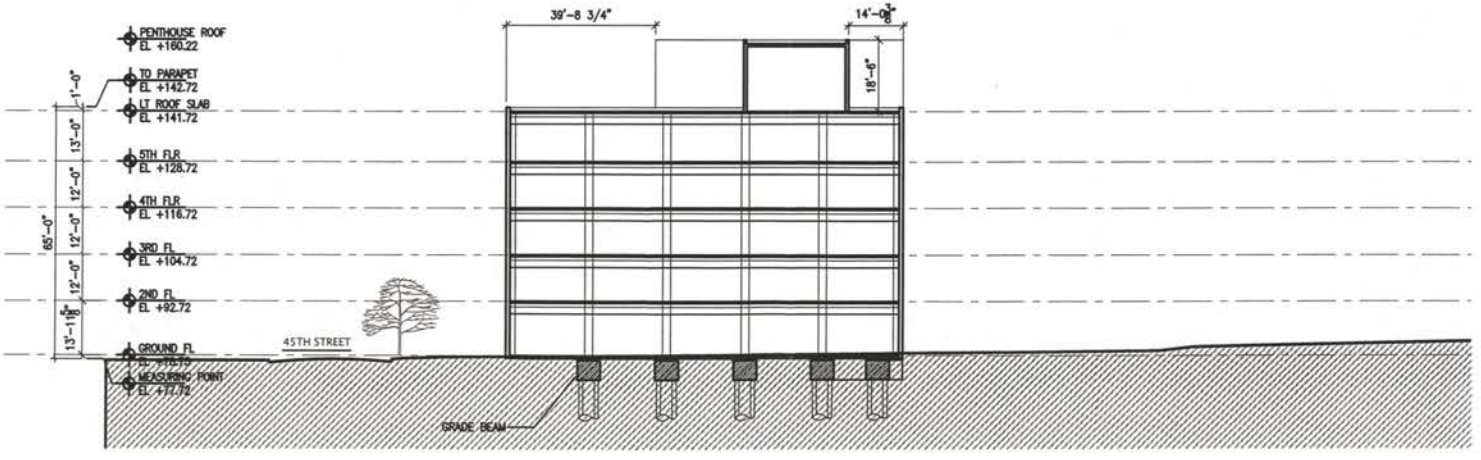
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SCALE: 1/32"=1'-0"

BUILDING PLANS | A-05

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BUILDING SECTIONS | A-06

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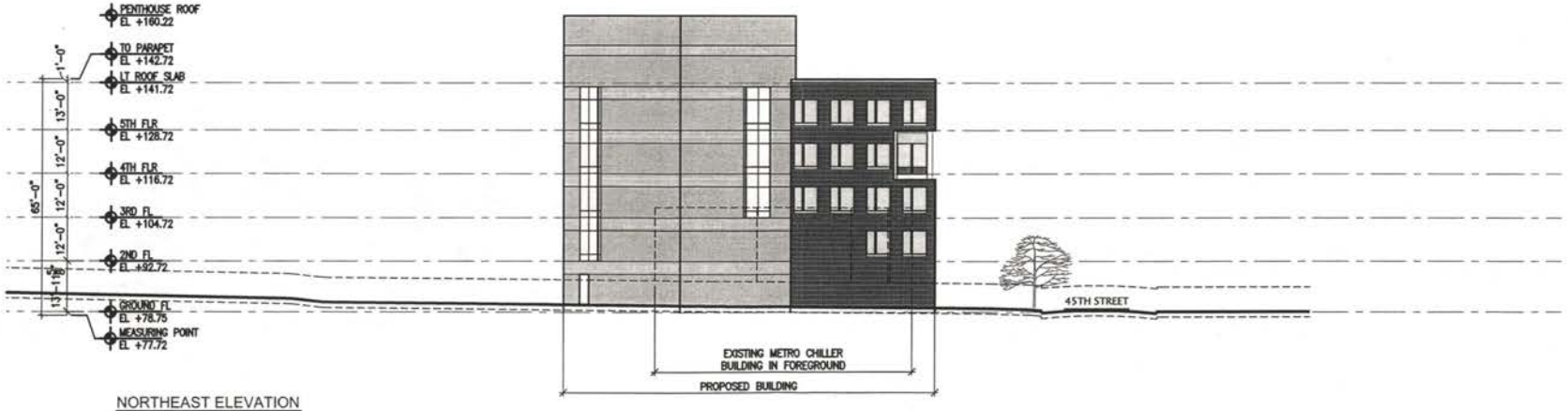
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SCALE: 1/32"=1'-0"

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SOUTHWEST ELEVATION



NORTHEAST ELEVATION

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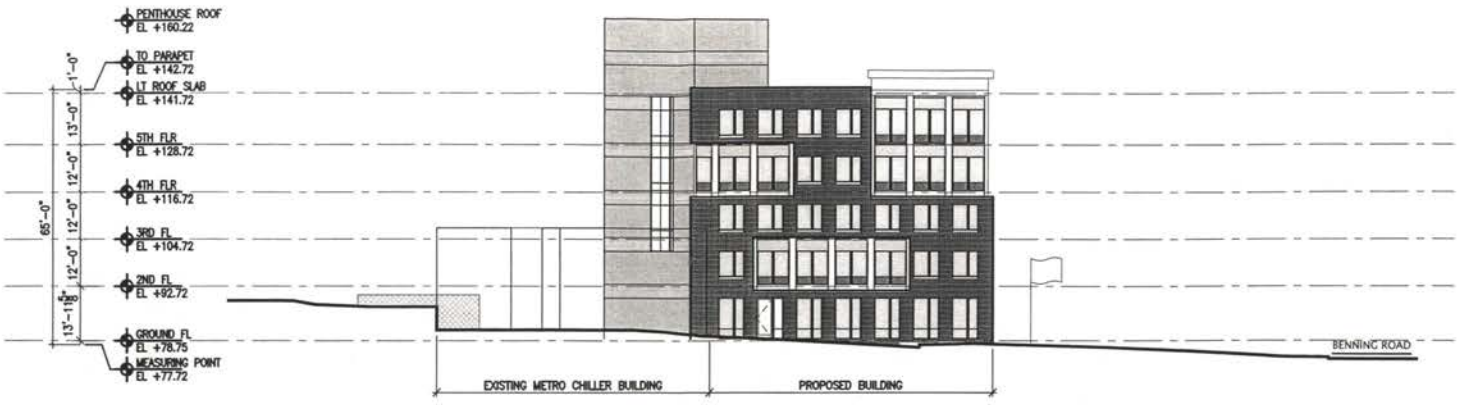
BUILDING ELEVATIONS | A-07

BENNING 45 LLC

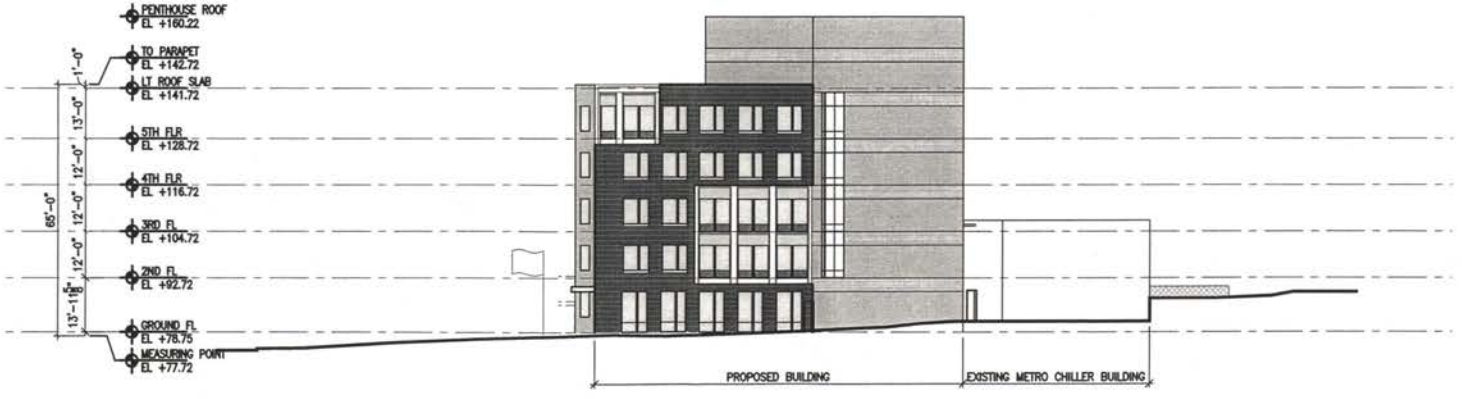
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SCALE: 1/32"=1'-0"

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NORTHWEST ELEVATION



SOUTHEAST ELEVATION

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BUILDING ELEVATIONS | A-08

BENNING 45 LLC

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SCALE: 1/32"=1'-0"

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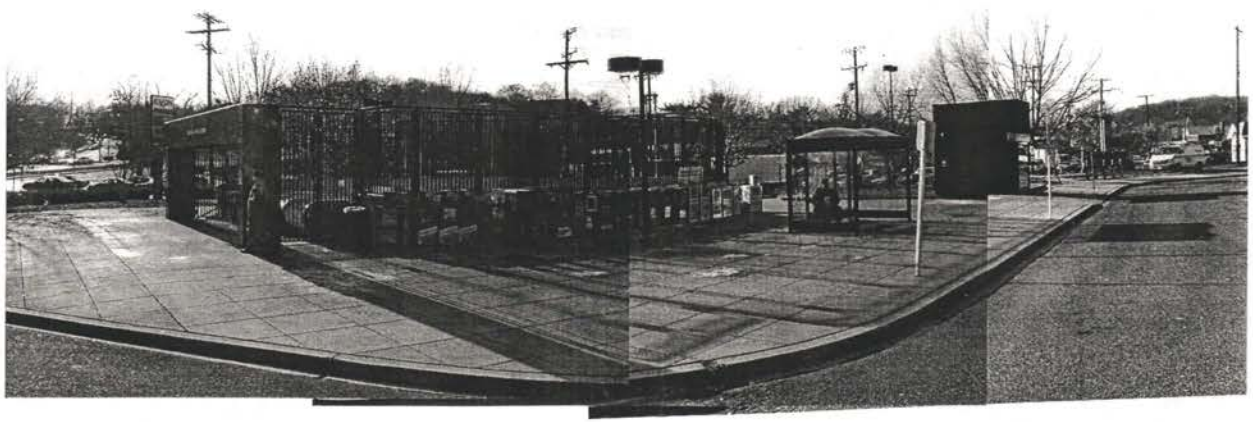
VIEW FROM 45TH STREET AND BENNING ROAD



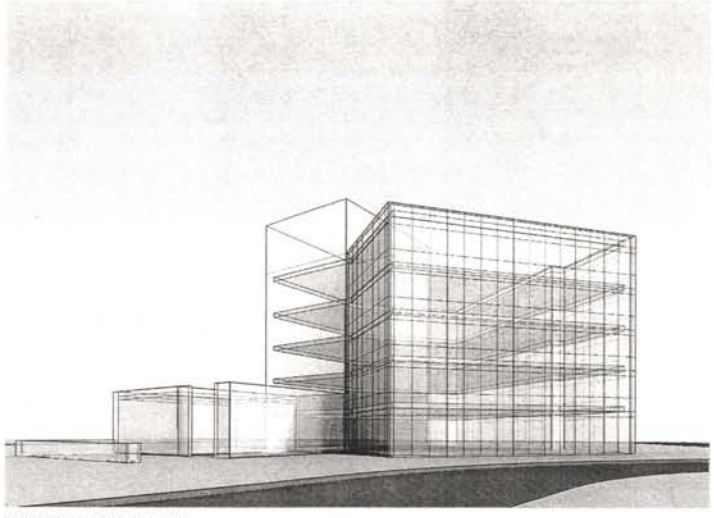
VIEW OF EXISTING CHILLER BUILDING



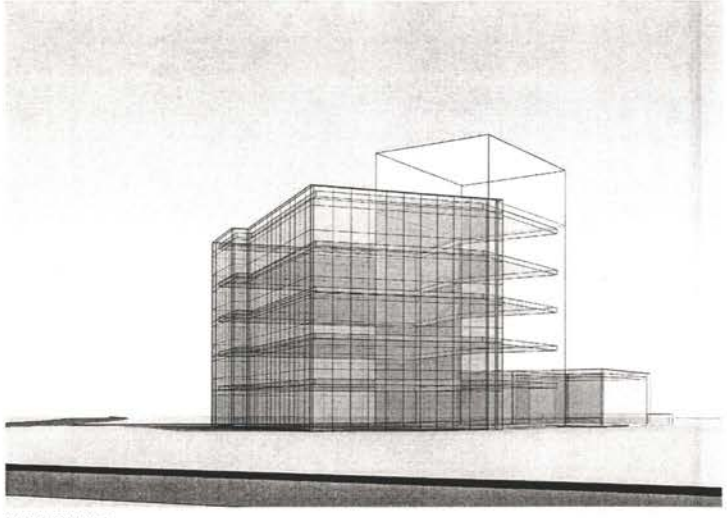
VIEW OF EXISTING CHILLER BUILDING LOADING DOCK



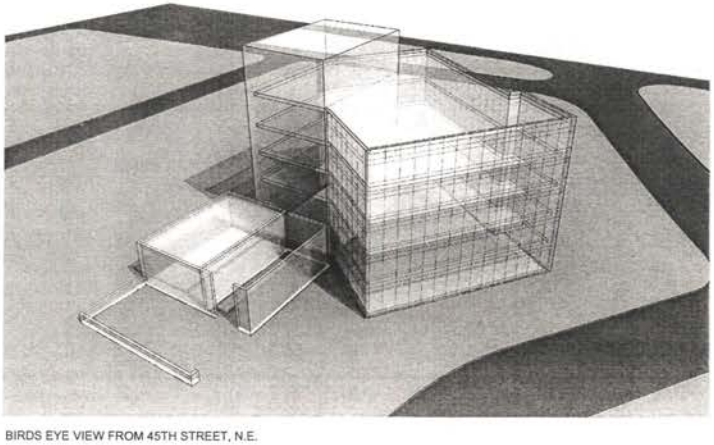
VIEW OF EXISTING BENNING ROAD METRO STATION



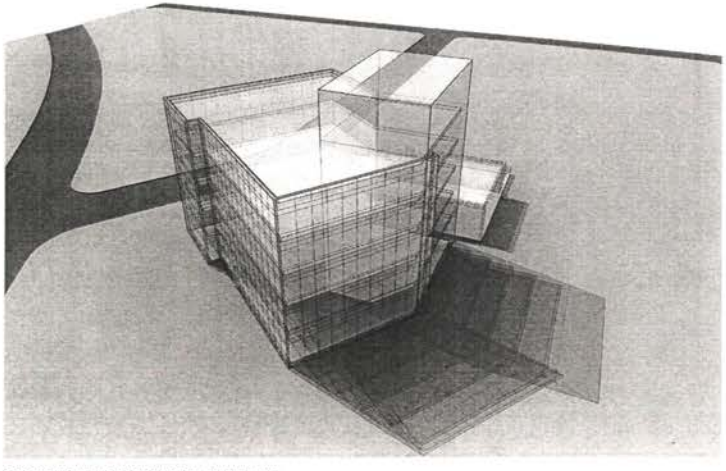
VIEW FROM 45TH STREET, N.E.



VIEW FROM ALLEY



BIRDS EYE VIEW FROM 45TH STREET, N.E.



BIRDS EYE VIEW FROM CENTRAL AVENUE, N.E.

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BUILDING MODELING | A-11

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