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July 13, 2005

BY HAND-DELIVERY

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

Re: BZA Application No. 17309

Dear Chairperson Griffis:

This firm is counsel for the Chain Bridge Road/University Terrace Preservation Committee ("Preservation Committee"), a party to these proceedings.

By letter dated June 24, 2005, the Applicant has requested a second continuance of this matter, suggesting that a hearing be rescheduled for a date in December, 2005. As with the first continuance, the Applicant again pleads the need for more time to provide long outstanding requested information, to continue to work with the community, and offers the vague possibilities of "alternative site plans ... including a possible reduction in the number of proposed units." (Emphasis added).

The Board must recognize that during the first continuance of almost three months, the Applicant provided scarcely any of the information requested and when he held one, last-minute (June 13) meeting with the community, he offered no meaningful response to our concerns and no basis for further discussion. The Applicant appears to have used all the additional time afforded him to argue on behalf of his original proposal before several agencies of the D.C. government.

BZA

Case No. 17309
Exhibit No. 71

Board of Zoning Adjustment
District of Columbia
CASE NO. 17309
EXHIBIT NO. 71

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The Applicant has now twice failed to satisfy his obligation of going forward and meeting his burden of proof. He has twice monopolized the Board's crowded hearing calendar and forced the community to expend its limited resources for a hearing postponed at the eleventh hour. In the meantime, other cases and applicants who were ready to move forward have been unnecessarily delayed.

We ask that the Board invite the Applicant to withdraw his application and not resubmit it until he has a plan consistent with the CBUT zoning overlay and other requirements for protection of the neighborhood's environment and unique character. But whether the existing application is withdrawn or a continuance is granted, the Preservation Committee urges the Board to insist that the Applicant consult in a timely, meaningful, and substantive manner the with the ANC, the Office of Planning, and the community as his planning goes forward.

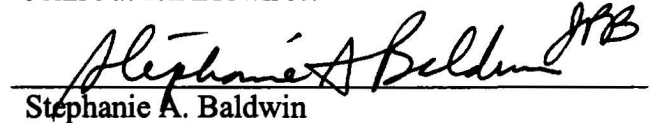
Thank you for your cooperation and patience in this matter.

Very truly yours,

GREENSTEIN DELORME & LUCHS, P.C.,



John Patrick Brown Jr.



Stephanie A. Baldwin

JPB:kmh 266028v1

cc: Advisory Neighborhood Commission 3D
Norman M. Glasgow, Jr., Esq.
Maxine Brown-Roberts, Office of Planning
Mark Brodsky, Esq.