

**GOVERNMENT OF THE DISTRICT OF COLUMBIA
DEPARTMENT OF CONSUMER AND REGULATORY AFFAIRS**

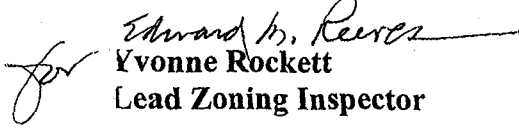
Building and Land Regulation Administration
Office of the Zoning Administrator



May 30, 2003

MEMORANDUM

To: Denzil L. Noble
Administrator

From:  Edward M. Reeves
Yvonne Rockett
Lead Zoning Inspector

Re: Chef's Express Carry-Out
1717 - 17th Street, NW

The above captioned property is located in the R-5-E zone district (the property is also a part of the Dupont Circle Overlay zone, thus making its complete designation: COD/R-5-E. This zone district does not allow carry-out restaurant use as a matter of right.

Former Zoning Administrator Robert Kelly determined that there is a distinction between 'delicatessen' and 'carry-out' and that therefore, the use of the property as a carry-out restaurant is not in compliance with the issued certificate of occupancy for a delicatessen.

The owner of Chef's Express Carry-out has been notified through a Violation Notice to seek relief from the Board of Zoning Adjustment via Special Exception. The applicant filed a request for a carry-out permit on March 11, 2002. The application was denied by DCRA. A denial letter was issued on April 21, 2003 and mailed (via Certified Mail) on May 5, 2002. The letter directed the applicant to obtain a special exception from the BZA.

Today, I called the applicant to determine if the denial letter had been received, and was told 'no'. He came to our offices today and retrieved a copy of the letter.

BOARD OF ZONING ADJUSTMENT
District of Columbia

CASE NO. 17589

EXHIBIT NO. 23