

Date: October 19, 2020

FROM: Chetan Chandra & Meghann Teague  
Owners of 417 T St NW  
cgchandra3@gmail.com  
mteague@cooley.com

TO: Via IZIS  
Board of Zoning Adjustment  
441 4<sup>th</sup> Street, N.W.  
Suite 210S  
Washington, DC 20001

RE: Request for Postponement, Consent of Parties, Request for waiver of 21-day filing requirements

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Dear Members of the Board of Zoning Adjustment:

We wish to clarify our positions<sup>1</sup> regarding Applicant's Request for Postponement (Ex. 36) and the Applicant's Motion to Waive the 21-Day Filing Deadline (Ex. 39).

**Request for Postponement**

We do not object to the request for postponement of the hearing. We have indicated our non-objection to postponement in direct emails with the Applicant's attorney.

We believe the postponement is appropriate in view of the Historic Preservation Review Board's (HPRB) comments that the plans require substantial revision and that the Applicant should engage with the parties and community organizations (LPCA and ANC) before returning to the HPRB. We have agreed to discussions with the Applicant regarding their proposals, but, as of this letter, those discussions have not yet been scheduled.

**Motion to Waive the 21 Day Filing Deadline**

We object to the motion to waive the 21-day filing deadline under 11-Y DCMR 300.15.

Granting the motion to waive the 21-day deadline will prejudice the parties involved in this matter because the revised plans were not served to give sufficient time for consideration.

The Applicant served the revised plans on the evening of Friday October 16. The original plans and request for relief were already very extensive and, on an initial review, the revisions appear to raise several new concerns and questions. There is simply not enough time for us to

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<sup>1</sup> We note that our party status application will be considered as a preliminary matter in the October 21, 2020 hearing. Applicant has stated that they have no objection to the granting of party status (See, Ex. 37).

understand their revisions, how they differ from their original plans, and how the requested relief should be viewed. This is heightened by the fact that the Applicant has not discussed the revisions with us.

Accordingly, we object to the waiver of the 21-day deadline because doing so will unfairly prejudice our ability to fully review and state our positions to the Board.

**Conclusion**

We request that the Board **grant** the request for postponement and **deny** the motion to waive the 21-day filing deadline.

Sincerely,



Chetan Chandra, Esq.  
Owner 417 T St. NW



Meghann Teague, PhD, Esq.  
Owner 417 T St NW.