

**BEFORE THE ZONING COMMISSION OR  
BOARD OF ZONING ADJUSTMENT OF THE DISTRICT OF COLUMBIA**

Before completing this form, please review the instructions on the reverse side. Print or type all information unless otherwise indicated. All information must be completely filled out.

**CASE NO.:**

21393

**Motion of:**

Applicant

**PLEASE TAKE NOTICE, that the undersigned will bring a motion to:**

Accept revisions to Form 135, Plat and Burden of Proof to ensure consistency among exhibits.

**Points and Authorities:**

Please state each and every reason why the Zoning Commission (ZC) or Board of Zoning Adjustment (BZA) should grant your motion, including relevant references to the Zoning Regulations or Map and where appropriate a concise statement of material facts. If you are requesting the record be reopened, the document(s) that you are requesting the record to be reopened for must be submitted separately from this form. No substantive information should be included on this form.

There were discrepancies between documents. Further review revised lot coverage and rear setback measurements to conform with proposed conditions and ZR2016 measurement definitions. Affect document were: Form 135, lat and Burden of Proof. NO substantive changes have been made.

Consent: Consent was obtained by some, but not all parties

Further Explanation: Email notification has been sent to OP and ANC

**CERTIFICATE OF SERVICE**

I hereby certify that on this

25

day of

November

,

2025

I served a copy of the foregoing Motion to each Applicant, Petitioner, Appellant, Party, and/or Intervenor, and the Office of Planning

in the above-referenced ZC or BZA case via:

(email)

**Signature:**

joel Heisey

**Print Name:**

joel Heisey

**Address:**

1516 12th St NW, WDC 20005

**Phone No.:**

2022575921

**E-Mail:**

dchome@hotmail.com

Board of Zoning Adjustment  
District of Columbia  
CASE NO. 21393  
EXHIBIT NO. 25

**DISTRICT OF COLUMBIA GOVERNMENT  
OFFICE OF THE SURVEYOR**

Washington, D.C., July 29, 2025

Plat for Building Permit of :

SQUARE 876 LOT 30

Scale: 1 inch = 10 feet

Recorded in Book 15 Page 135

Receipt No. 25-04952

Drawn by: B.S.

Furnished to: JOEL HEISEY

I hereby certify that the dimensions and configuration of the lot(s) hereon depicted are consistent with the records of the Office of the Surveyor unless otherwise noted, but may not reflect actual field measurements. The dimensions and configuration of A&T lots are provided by the Office of Tax and Revenue and may not necessarily agree with the deed description(s).

*Anup Shrestha*  
\_\_\_\_\_  
For Surveyor, D.C.

I hereby certify that on this plat on which the Office of the Surveyor has drawn the dimensions of this lot, I have accurately and completely depicted and labeled the following:

- 1) all existing buildings and improvements - including parking spaces, covered porches, decks and retaining walls over four feet above grade, and any existing face-on-line or party wall labeled as such, as well as projections and improvements in public space - with complete and accurate dimensions;
- 2) all proposed demolition or raze of existing buildings duly labeled as such; all proposed buildings and improvements - including parking spaces, covered porches, decks and retaining walls over four feet above grade, any existing face-on-line or party wall labeled as such, as well as projections and improvements in public space and the improvements used to satisfy pervious surface or green area ratio requirements - with complete and accurate dimensions, in conformity with the plans submitted with building permit application \_\_\_\_\_; and
- 3) any existing chimney or vent on an adjacent property that is located within 10 feet of this lot.

I also hereby certify that:

- 1) my depiction on this plat, as detailed above, is accurate and complete as of the date of my signature hereon;
- 2) there is no elevation change exceeding ten feet measured between lot lines; or if so, this elevation change is depicted on a site plan submitted with the plans for this permit application;
- 3) I ~~have~~ have not (circle one) filed a subdivision application with the Office of the Surveyor;
- 4) I ~~have~~ have not (circle one) filed a subdivision application with the Office of Tax & Revenue; and
- 5) if there are changes to the lot and its boundaries as shown on this plat, or to the proposed construction and plans as shown on this plat, that I shall obtain an updated plat from the Office of the Surveyor on which I will depict all existing and proposed construction and which I will then submit to the Office of the Zoning Administrator for review and approval prior to permit issuance.

The Office of the Zoning Administrator will only accept a Building Plat issued by the Office of the Surveyor within the two years prior to the date DCRA accepts a Building Permit Application as complete.

I acknowledge that any inaccuracy or errors in my depiction on this plat will subject any permit or certificate of occupancy issued in reliance on this plat to enforcement, including revocation under Sections 105.6(1) and 110.5.2 of the Building Code (Title 12A of the DCMR) as well as prosecution and penalties under Section 404 of D.C. Law 4-164 (D.C. Official Code §22-2405).

Signature: \_\_\_\_\_

Date: 7/30/25

Printed Name: Joel Heisey

Relationship to Lot Owner: Agent

If a registered design professional, provide license number \_\_\_\_\_ and include stamp below.



SCALE: 1:10

## FORM 135 – ZONING SELF-CERTIFICATION

<b>Project Information</b>	Address(es)	
	Square and Lot(s) <i>Note: Parcels start with "PAR"</i>	
	Zone District(s)	
	ANC Single Member District(s)	

<b>Certification</b> <small>Select relief requested</small>	<i>The undersigned agent hereby certifies that the following zoning relief is requested from the Board of Zoning Adjustment in this matter (include all relevant section citations, e.g. "E-210.1 and E-5201"):</i>	
	Special Exception X § 901.2	Zoning Regulations Section(s)
	Area Variance X § 1002.1(a)	Zoning Regulations Section(s)
	Use Variance X § 1002.1(b)	Zoning Regulations Section(s)

Pursuant to 11 DCMR Y § 300.6(b), the undersigned agent certifies that:

1. The agent is duly licensed to practice law or architecture in the District of Columbia;
2. The agent is currently in good standing and otherwise entitled to practice law or architecture in the District of Columbia; and
3. The applicant is entitled to apply for the variance or special exception sought for the reasons stated in the application.

The undersigned agent and owner acknowledge that they are assuming the risk that the owner may require additional or different zoning relief from that which is self-certified in order to obtain, for the above-referenced project, any building permit, certificate of occupancy, or other administrative determination based upon the Zoning Regulations and Map. Any approval of the application by the Board of Zoning Adjustment (BZA) does not constitute a Board finding that the relief sought is the relief required to obtain such permit, certification, or determination.

The undersigned agent and owner further acknowledge that any person aggrieved by the issuance of any permit, certificate, or determination for which the requested zoning relief is a prerequisite may appeal that permit, certificate, or determination on the grounds that additional or different zoning relief is required.

The undersigned agent and owner hereby hold the District of Columbia Office of Zoning and Department of Buildings harmless from any liability for failure of the undersigned to seek complete and proper zoning relief from the BZA.

The undersigned owner hereby authorizes the undersigned agent to act on the owner's behalf in this matter.

**I/We certify that the above information is true and correct to the best of my/our knowledge, information and belief. Any person(s) using a fictitious name or address and/or knowingly making any false statement on this form is in violation of D.C. Law and subject to a fine of not more than \$1,000 or 180 days imprisonment or both. (D.C. Official Code § 22-2405)**

<b>Owner Name (Print)</b>	<b>Owner Signature</b>	
		
<b>Agent Name (Print)</b>	<b>Agent Signature</b>	<b>DC Bar No. or Architect Registration No.</b>
		
<b>Date:</b>		

**NOTES AND COMPUTATIONS**

All fields should be filled in completely, insert "N/A" where not applicable

Item	Existing Conditions	Minimum Required	Maximum Allowed	Provided by Proposed Construction	Deviation/ Percentage
<b>Lot Area</b> (sq. ft.)	812	1500	-	812	n/a
<b>Lot Width</b> (ft. to the tenth)	16.0	18.0	-	16.0	n/a
<b>Lot Occupancy</b> (building area/lot area)	74	-	60	84	40%
<b>Gross Floor Area</b> (sq. ft.)	n/a	-	-	-	n/a
<b>Floor Area Ratio (FAR)</b> (floor area/lot area)	n/a	-	-	-	n/a
<b>Principal Building Height</b> (stories) <i>Check boxes applicable to proposed project below:</i> <input type="checkbox"/> Basement <input type="checkbox"/> Penthouse <input type="checkbox"/> Cellar <input type="checkbox"/> Rooftop Structure <input checked="" type="checkbox"/> None	2	-	3	2	n/a
<b>Principal Building Height</b> (ft. to the tenth)	+/-28.0	-	35.0	28.0	n/a
<b>Accessory Building Height</b> (stories)	n/a	-	-	-	n/a
<b>Accessory Building Height</b> (ft. to the tenth)	n/a	-	-	-	n/a
<b>Front Yard</b> (ft. to the tenth)	0	-	--	0	n/a
<b>Rear Yard</b> (ft. to the tenth)	7.8	20.0	-	7.8	39%
<b>Distance Beyond Rear Wall of Adjoining Buildings (R/RF zones)</b> (ft. to the tenth)	0	-	10	0	n/a
<b>Side Yard</b> (ft. to the tenth)	4.3	5.0	-	0	n/a
<b>Open Court</b> (width by depth in ft.)	4.3x12.3	-	-	0	n/a
<b>Closed Court</b> (width by depth in ft.)	n/a	-	-	-	n/a
<b>Vehicle Parking Spaces</b> (#)	0	0	-	0	n/a
<b>Bicycle Parking Spaces</b> (#)	n/a	-	-	-	n/a
<b>Loading Berths</b> (# and size in ft.)	n/a	-	-	-	n/a
<b>Pervious Surface</b> (%)	n/a	-	-	-	n/a
<b>Principal Dwelling Units</b> (#)	2	-	2	2	n/a
<b>Accessory Dwelling Units</b> (#)	n/a	-	-	-	n/a
<b>Solar Shading of Abutting Properties (R/RF zones)</b> (%)	n/a	-	-	-	n/a
<b>Other:</b>	n/a	-	-	-	n/a
<b>Other:</b>	n/a	-	-	-	n/a

**BEFORE THE DISTRICT OF COLUMBIA  
BOARD OF ZONING ADJUSTMENT**

**APPLICATION OF  
MR. ULYSSES GLEE**

**655 SOUTH CARLOINA AVE SE  
ANC 6B**

**STATEMENT OF THE APPLICANT  
AMENDMENT**

**NATURE OF THE RELIEF SOUGHT**

This statement is submitted by Mr. Ulysses Glee, (the “Applicant”), as the owner of 655 South Carolina Ave SE, (the “Property”), (Square 876, Lot 30). The Applicant seeks a Special Exception and Variance relief to allow a rear two story in-fill addition in the RF-1 District. The Property is presently a 2-story with basement 2 unit Flat. The requested relief to title 11 DCMR is:

1. Lot Occupancy (Subtitle E-§210.1) allows a maximum of 60% lot occupancy. The existing structure covers 74% of the lot. The proposed in-fill addition would increase occupy to 84% of the lot.
2. Rear Yard Setback (Subtitle E-§207.1) requires a 20ft rear yard setback. The existing building has a rear yard setback of 7'-9". The proposed addition would extend to the existing rear wall of the building and would not decrease the existing rear yard setback.

**JURISDICTION OF THE BOARD**

The Board of Zoning Adjustment (the “Board” or “BZA”) has jurisdiction to grant the special Exceptions requested herein pursuant to 11 DCMR Subtitle X-§901.2 of the 2016 Zoning Regulations.

**BACKGROUND INFORMATON OF THE PROPERTY**

The property is in the middle of the block; a RF-1 zoned lot of 812 square feet improved by a two-story brick, attached structure with a basement originally constructed c.1900. The structure contains 1252 sq. ft. of livable area covering 578 sq. ft. of the lot (71% + 3% for an existing deck). The building is flanked to the east and west by similar 2 story townhouses and the opposite (north) side of South Carolina Ave SE. There is no alley in this block; however, there is a 3ft access ROW behind lots 31-36, i.e. the lots east to 7<sup>th</sup> St SE. The structure sits on the front property line. The existing pervious surface area will not be changed. The adjacent property has no solar

installations. The proposal does not impact a chimney within 10 feet since the proposed addition matches the existing roof level.

The property is within the boundaries of ANC 6B, located within the Capitol Hill Historic District and the existing building on the Property is not listed on the D.C. Inventory of Historic Sites.

### **DESCRIPTION OF IMPROVEMENTS IN THE SURROUNDING AREA**

Square 876 is in the Capitol Hill neighborhood. The square is bounded by South Carolina Ave SE to the north, 7<sup>th</sup> Street SE to the east, E St SE to the south and 6<sup>th</sup> Street SE to the west. The square is a uniform RF-1 zoning district containing residential structures, mostly attached rowhouses. The lots fronting SC Ave SE are of varying size from 4561 -812sq ft in size. The smallest lot being the subject property. The Lots on the north side of SC Ave, opposite the street from the applicant's lot, contain row dwellings with a more uniform lot configuration. The surrounding squares are similarly developed with row house units.

The 7 properties on the Northeast of the block are some of the smallest in the Square. Several have had extensions with smaller rear yards and larger lot occupancy that the Subject property:

While none of the other structures have in-filled the dog legs, most have decks with one having an addition extending beyond the rear building wall. Comparable (approximate) Lot Occupancies like the one proposed in this Application are located at:

Lot	Address	Approx Lot Coverage (%)
30	655 SC Ave SE	84% (proposed)
31	657 SC Ave SE	76%
32	659 SC Ave SE	73%
33	661 SC Ave SE	67%
34	663 SC Ave SE	71%
35	665 SC Ave SE	66%
36	667 SC Ave SE	79%

### **DESCRIPTION OF THE PROPOSED DEVELOPMENT**

The Applicant is proposing to in-fill the existing 4'-4" x 12'-0" "dog leg" at the rear of the building by constructed a new double story addition. The proposed footprint will increase the existing non-conforming 74% lot occupancy to 84%. The addition will extend to the rear of the existing building. The existing deck will be extended almost the full width (15ft) of the lot and 3'-8" in depth. The existing 7'-9" rear yard will not be reduced, but is still non-conforming. The proposed building will be the same height as the existing building. The adjoining structure to the West has a double story addition extending 9'-9" from the structure. The adjoining structure to the East has a single-story

addition extending 5'-5" from the structure. The proposed addition meets the side yard requirement by eliminating the existing non-conforming side yard.

The building was constructed c.1900 and became non-conforming with introduction of the 1958 Zoning Regulations and perpetuated by the 2016 Zoning Regulations. Aside from the requests for Exemptions, the Project complies with the development standards for the RF-1 zoning district. The Project will not affect the main façade's existing architectural elements.

### **NATURE OF RELIEF SOUGHT AND STANDARD OF REVIEW**

The Board of Zoning Adjustment is authorized under §8 of the Zoning Act, D.C. Official Code §6-641.07(g)(2), to grant Special Exceptions, as provided in DCRM Chapter 11, Subtitle X §901.2, where, in the judgment of the Board of Zoning Adjustment, the Special Exceptions:

- (a) Will be in harmony with the general purpose and intent of the Zoning Regulations and Zoning Maps;

*The granting of the special exception will be in harmony with the general purpose and intent of the Zoning Regulations and Zoning Maps. The Property is in the RF-1 zone. The Property will remain a 2 unit Flat. The rear yard setback is permitted via Special Exemption approval and remains unchanged from the existing conditions. Accordingly, the proposed Addition will be in harmony with the general purpose and intent of the Zoning Regulations and Zoning Maps.*

- (b) Will not tend to affect adversely, the use of neighboring property in accordance with the Zoning Regulations and Zoning Maps; and

*The in-fill addition will not impact the light and air or privacy nor adversely affect the use of neighboring properties, as more fully described below.*

The Applicant's compliance under §901.3 with those requirements is:

### **THE APPLICANT MEETS THE BURDEN OF PROOF FOR SPECIAL EXCEPTIONS**

Subtitle E, Section 5201.4 provides relief for the applicant by special Exception when demonstrated that the addition or accessory structure shall not have a substantially adverse effect on the use or enjoyment of any abutting or adjacent dwelling or property, in particular:

- (a) The light and air available to neighboring properties shall not be unduly affected;

*The in-fill addition is south facing and aligns with the rear wall of the existing structure so no additional shadows will be cast onto the adjoining structure. There is an existing two-story addition to the west and a single-story addition to the east that extend beyond the existing structure. Therefore, the light and air of adjacent neighbors will not be negatively impacted. There are no existing or permitted solar energy systems in proximity to the proposed construction. Finally, the height of the proposed addition will not exceed the existing structure height and is well below the height limitations.*

- (b) The privacy of use and enjoyment of neighboring properties shall not be unduly compromised;

*The privacy and use of enjoyment of the neighboring properties shall not be unduly compromised. The in-fill only extends to the rear wall of the existing structure.*

- (c) The proposed addition or accessory structure, together with the original building, as viewed from the street, alley, and other public way, shall not substantially visually intrude upon the character, scale, and pattern of houses along the subject street and alley frontage;

*The project will conform to the character, scale, and pattern of the houses on the block. The addition stays below the existing building height which is well below the allowed height. The rear in-fill maintains the line of the existing extent of the other structures on the block. Due to the lot configuration and no alley, the proposed addition will not be visible from any public street.*

- (d) In demonstrating compliance with paragraphs (a), (b) and (c) of this subsection, the applicant shall use graphical representations such as plans, photographs, or elevation and section drawings sufficient to represent the relationship of the proposed addition or accessory structure to adjacent buildings and views from public ways; and

*The Applicant has provided graphical representations vis-à-vis plat, plans, elevations, sections, and photographs to represent the project and its relationship to the adjacent buildings and views from the public way.*

With respect to variances, the [Board of Zoning Adjustment](#) has the power under § 8 of the [Zoning Act](#), D.C. Official Code § 6-641.07(g)(3) (formerly codified at D.C. Official Code § 5-424(g)(3) (2012 Repl.)), "[w]here, by reason of exceptional narrowness, shallowness, or shape of a specific piece of property at the time of the original adoption of the regulations, or by reason of exceptional topographical conditions or other extraordinary or exceptional situation or condition of a specific piece of property, the strict application of any regulation adopted under D.C. Official Code §§ 6-641.01 to 6-651.02 would result in



peculiar and exceptional practical difficulties to or exceptional and undue hardship upon the owner of the property, to authorize, upon an appeal relating to the property, a variance from the strict application so as to relieve the difficulties or hardship; provided, that the relief can be granted without substantial detriment to the public good and without substantially impairing the intent, purpose, and integrity of the [zone](#) plan as embodied in the Zoning Regulations and Map.

### **THE APPLICANT MEETS THE BURDEN OF PROOF FOR VARIANCES**

The standard for granting a variance, as stated in Subtitle X § 1000.1 in respect to area variances as follows:

- (a) An applicant for an area variance must prove that, as a result of the attributes of a specific piece of property described in Subtitle X § 1000.1, the strict application of a zoning regulation would result in peculiar and exceptional practical difficulties to the owner of property;

*The exceptionally small lot size imposes an exceptional practical difficulty for the owner. The narrow (16ft) lot is even less at the existing dog leg (12'-0"). The existing footprint is a small 552 sq.ft. per floor. The interior layout does not allow for adequately sized bedrooms or a 2<sup>nd</sup> bath in the existing floor plate. The existing floor plan room sizes and amenities make the units very difficult to rent, creating a financial burden. The additional 52 sq. ft will allow providing a 2<sup>nd</sup> bath and a larger bedroom therefore providing a more suitable structure for contemporary living demands. The application of the zoning requirements would impose a peculiar and exceptional practical difficulty by not being permitted to construct a structure that others in the same Square would be permitted to build by-right.*

*Allowing this addition would still create a small house (<1500sq.ft.) on a lot that is less than 50% of the required minimum lot size for the zone. If this structure were on a minimum sized lot, the lot occupancy would be 34%, well below the 60% permitted.*

### **CONCLUSION**

For the reasons stated above, the requested relief meets the applicable standards for zoning relief under the Zoning Regulations. Accordingly, the Applicant respectfully requests that the Board grant the Application.

Respectfully submitted,

Ulysses Glee  
655 SC Ave SE  
Washington, D.C. 20003