



FORM 125 - APPEAL

GIS INFORMATION

Square	Lot(s)	Zone	ANC
1307	0859	R-3/GT	2E01

Address of Property: 1700 38th Street NW

ZONING INFORMATION

Relief from section(s):**Administrative -Officer/Officer:** D.C. Zoning Administrator**Date of Decision:** March 7, 2025**Building Permit No. / Certificate of Occupancy No. (if applicable):** Building Permit B2308807

Brief description of proposed project: The D.C. Zoning Administrator ruled in connection with Building Permit #B2308807 that lighting poles did not fit within the definition of "structures" and thus were not subject to otherwise applicable requirements, including the setback requirement in D-203.5. This determination is contrary to the plain meaning of the definition of "structure," a prior determination of the Board of Zoning Adjustment in a closely analogous case, and well-settled canons of interpretation.

Present use of Property: School athletic field without lights**Proposed use of Property:** DPR-managed athletic field with lights

Certificate of Service

I hereby certify that on 04/15/2025 I will serve a copy of the forgoing motion or request to each Applicant, Petitioner, Appellant, Party, Intervenor, and the Office of Planning on this case via

CONTACT INFORMATION

Owner Information

Name: Burleith Citizens Association**E-mail:** bca@burleith.org**Address:** PO Box 32262, Calvert Station 2336 Wisconsin Avenue NW Washington, DC, 20007**Phone No.s:** (434)989-1788**Phone No. Alternate:**

Authorized Agent Information

Name: District of Columbia Public Schools**E-mail:** lewis.ferebee@k12.dc.gov**Address:** 1200 First Street, NE Washington, DC, 20002**Phone No.s:** (202)442-5885**Phone No. Alternate:**

Name of Lessee

Name:**E-mail:****Address:****Phone No.s:****Fax No.:**

Appellant to be Notified of Hearing and Decision

Name: Michael McDuffie**E-mail:** Michael.mcduffie@gmail.com**Address:** 3723 R ST NW Washington, DC, 20007**Phone No.s:** 9176641536**Fax No.:**

WAIVERS

- Appellant is Citizens Association or Association created for civic purposes that is for non-profit

Board of Zoning Adjustment
District of Columbia
CASE NO.21314
EXHIBIT NO.1

FEE CALCULATOR

Fee Type	Fee	Unit	Total
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NCPC/ANCs/Citizens Association/Civic Association/Not-for-Profits	\$0	1	\$0
Grand Total			0

SIGNATURE	Date
Michael J. McDuffie	4/15/2025

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