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ANDREW B. SCHULWOLF *

* ALSO ADMITTED IN DC, VA and FL

October 20, 2022

Via Electronic Mail

Frederick Hill, Chairman
Board of Zoning Adjustment
441 4th Street, N.W.
Suite 200-S
Washington, D.C. 20001

**Re: Request to Postpone Hearing Date
BZA Application No. 20410 - 5504 Connecticut Avenue, N.W.**

Dear Chairman Hill:

I am writing on behalf of the applicant, **Mamma Lucia of Chevy Chase, LLC** ("Applicant"), in the above-referenced application to respectfully request a postponement of the scheduled November 9, 2022 to the Board's January 10, 2023 or January 24, 2023 hearing date.

On August 22, 2022, counsel for Applicant emailed Brandice Elliott, the Development Review Specialist that was assigned to this case, drawings for Applicant's proposed construction of a trash receptacle enclosure in the hopes that it would satisfy the DC Office of Planning's ("OP") concerns regarding Applicant's compliance with the refuse dumpster enclosure requirement under §U-511.1(e)(3). Thereafter, on August 26, 2022, on September 7, 2022, on September 19, 2022, on September 23, 2022, on October 3, 2022 and on October 4, 2022, I emailed Ms. Elliott to follow up on her approval of Applicant's proposed plans. In addition to the foregoing emails, counsel also called Ms. Elliott on multiple occasions. On or about October 11, 2022, Crystal Myers reached out to counsel and advised him that, unbeknownst to Applicant, Ms. Elliott was no longer employed by the OP and that she had taken over this matter. On October 18, 2022, counsel and Ms. Myers spoke and Ms. Myers advised counsel of some concerns regarding the plans. Applicant is in the process of addressing Ms. Myers' inquiries and Applicant's engineer will be modifying the dumpster enclosure plans. In addition, Applicant's engineer is in the process of working with Applicant's landlord to determine whether there are any alternative locations to house the shopping center's dumpsters, which was a possibility that Ms. Myers raised. This will take some additional time to resolve and should be a part of Ms. Myers OP report to the Board.

As a result of the foregoing, Applicant respectfully requests that the November 9, 2022 hearing be rescheduled to the Board's January 10, 2023 or January 24, 2023 hearing date or to

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such other date in January 2023 that the Board may be holding hearings. This brief continuance will provide Applicant's engineer with sufficient time to revise the plans and to determine whether an alternative location to house the trash dumpsters is feasible. Ms. Myers is in favor of this postponement.

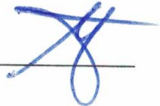
This will be Applicant's final request to postpone this hearing.

Thank you for consideration of this request.

Very truly yours,

/s/ Andrew B. Schulwolf

Andrew B. Schulwolf



CERTIFICATE OF SERVICE

BZA Application No. 20410

Pursuant to the requirements of Subtitle Y § 407.3, I hereby certify that a copy of the Request for Postponement has been served upon all parties:

- (a) The ANC
- (b) The ANC Single Member District
- (c) Office of Planning

Service was made on the 20th day of October, 2022 via electronic mail as follows:

1. Office of Planning
planning@dc.gov
2. ANC 3G
3g@anc.dc.gov
3. SMD 3G06
3g06@anc.dc.gov
4. Crystal Myers
Crystal.myers@dc.gov

/s/ Andrew B. Schulwolf
Andrew B. Schulwolf