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April 22, 2021

via IZIS

Board of Zoning Adjustment  
441 4<sup>th</sup> Street, NW  
Suite 210S  
Washington, DC 20001

**Re: BZA Application No. 20412- 1515 Wisconsin Ave., NW**

Dear Members of the Board:

As requested by the Board at the end of the hearing on April 14, 2021, the Applicant will work with the Parties in Opposition (the “Neighbors”) to draft a Construction Management Agreement (“CMA”) comprised of the following elements:

- Construction Activity: Applicant shall use its best efforts to ensure that all its contractors and subcontractors will comply with all applicable District of Columbia Municipal Regulations applicable to hours of work, noise, dirt, trash, and public health and safety.
- Permits: Applicant will secure all permits required to complete the Project, including all storm water management permits and tree removal permits. All plans and permits will be on-site as required under the DC Construction Code.
- Lighting: During construction, a minimum amount of lighting, directed inward toward the Property, will be provided at night. Such lighting will be sufficient to provide necessary security and to comply with federal and municipal safety standards.
- Cleanliness: Applicant will remove rubbish and construction debris continuously during the construction period during the normal construction. In addition, Applicant will monitor the construction site daily to ensure cleanliness. Dust and debris will be removed from the Subject Property on an as needed basis.
- Pest Control: Applicant will undertake a program of pest control program during the construction period.
- Contractors and Subcontractors: Applicant will require that all contractors and subcontractors be contractually required to follow the terms of, and comply with, the policies set forth in the CMA.

- Hours of Construction: Applicant agrees to conduct all construction operations on the Property from Monday through Friday from 7:00 a.m. until 7:00 p.m., and Saturday from 8:00 a.m. until 4:00 p.m.
- Point of Contact: Applicant shall designate Nick Sanati to be its key contact during the period of construction and will provide the neighbors with Mr. Sanati's phone number. Mr. Sanati will be accessible during all business hours. Mr. Sanati and his designee will be able to answer questions and receive comments about the site activities and address any concerns the Neighbors might have throughout the construction process.

Sincerely,

*Martin P Sullivan*

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Martin P. Sullivan, Esq.

Sullivan & Barros, LLP

Date: April 22, 2021

**CERTIFICATE OF SERVICE**

I hereby certify that on April 22, 2021, an electronic copy of this Construction Management Agreement was served on the following on behalf of the Applicant, 1515 Wisconsin Avenue LLC.

**D.C. Office of Planning**

Stephen Mordfin  
[stephen.mordfin@dc.gov](mailto:stephen.mordfin@dc.gov)

**Advisory Neighborhood Commission 2E**

ANC Office  
[anc2E@dc.gov](mailto:anc2E@dc.gov)

Rick Murphy, Chairperson & SMD  
[2E03@anc.dc.gov](mailto:2E03@anc.dc.gov)

**Party Opponents**

Michael Lechliter  
[mlechliter@cov.com](mailto:mlechliter@cov.com)

Matthew Bottelson  
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Nicole Vikan  
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Tarleton H. Watkins and Iain R. Dimond  
[tarleton.watkins@gmail.com](mailto:tarleton.watkins@gmail.com)

Respectfully Submitted,

*Martin P Sullivan*

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Sullivan & Barros, LLP