

GOVERNMENT  
OF  
THE DISTRICT OF COLUMBIA

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BOARD OF ZONING ADJUSTMENT

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PUBLIC MEETING

+ + + + +

TUESDAY,

JANUARY 27, 2015

+ + + + +

The Regular Public Meeting convened in the Jerrily R. Kress Memorial Hearing Room, Room 220 South, 441 4<sup>th</sup> Street, N.W., Washington, D.C., 20001, pursuant to notice at 9:30 a.m., Lloyd J. Jordan, Chairperson, presiding.

BOARD OF ZONING ADJUSTMENT MEMBERS PRESENT:

LLOYD JORDAN, Chairperson  
MARNIQUE HEATH, Vice Chairperson  
JEFF HINKLE, Board Member (NCPC)

ZONING COMMISSION MEMBER PRESENT:

PETER MAY, Board Member (DCZC)

OFFICE OF ZONING STAFF PRESENT:

CLIFFORD MOY, Secretary  
JOHN NYARKU, Zoning Specialist

D.C. OFFICE OF THE ATTORNEY GENERAL PRESENT:

SHERRY GLAZER, ESQ.

The transcript constitutes the minutes from the Public Meeting held on January 27, 2015.

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P-R-O-C-E-E-D-I-N-G-S

9:54 a.m.

CHAIRPERSON JORDAN: Today is January 27, 2015 and we're here for the meeting of the Board of Zoning Adjustment of the District of Columbia. We're located at the Jerrily R. Kress Memorial Hearing Room at 441 4<sup>th</sup> Street, N.W.

My name is Lloyd Jordan, Chairperson. To my right is Jeffrey Hinkle, Member of the Board. To my left, Marnique Heath, a Member of the Board. To her left is Peter May, Member of the Zoning Commission sitting in as a Member of the Zoning Adjustment for the day.

Please be advised that today's proceedings are being webcast live and also being recorded by a court reporter.

So, therefore, I'm going to ask you to refrain from any disruptive noises here in the hearing room today. That's a signal to you to please make sure you silence telephones and computers and all of that would tend to ring out.

If you're going to provide any testimony or make any statement to the Board this morning, I'm going to need you to do two things. If you're going to provide any statement or address the Board in any manner, I'm going to need you to do two things.

The first of which, I'm going to need you to complete two witness cards per person. That's two witness

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1 cards per person and prior to testifying or providing a  
2 statement to the Board, hand those to the court reporter who's  
3 to my right.

4 The second thing I'm going to need you to do is  
5 to now stand and take the oath which will be given by Mr. Moy,  
6 Secretary to the Board.

7 MR. MOY: Good morning. Do you solemnly swear  
8 or affirm that the testimony you're about to present in this  
9 proceeding is the truth, the whole truth and nothing but the  
10 truth?

11 Ladies and gentlemen, you may consider  
12 yourselves under oath.

13 CHAIRPERSON JORDAN: Any announcements, Mr.  
14 Moy?

15 MR. MOY: Yes. Good morning, Mr. Chairman and  
16 Members of the Board.

17 I do, for the record. On the docket to today,  
18 there are applications that have been postponed and  
19 rescheduled. One, two, three, four, five cases. The first  
20 is 18906 of Endeka Enterprises has been rescheduled to March  
21 3rd, 2015.

22 Application Number 18895 of James Walker, Jr. has  
23 been rescheduled to February 24th, 2015.

24 Application Number 18872 of Kami Quinn Knight has  
25 been rescheduled to March 3rd, 2015.

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1 Application Number 18905 of Jemal's 9th Street  
2 Gage of 3, LLC has been rescheduled to March 10th, 2015.

3 And finally, 18886 of Hoorazor has been  
4 rescheduled to March 31, 2015.

5 Any other preliminaries we can address on a  
6 case-by-case basis, Mr. Chairman.

7 CHAIRPERSON JORDAN: Okay. Would you please  
8 call our first decision for the day?

9 MR. MOY: Yes, that would be Application 18932  
10 of Christopher Bulka and Andrew Hebbeler. Yes.

11 CHAIRPERSON JORDAN: All right. Is the Board  
12 ready to deliberate on 18932? The only other addition is OP  
13 recommended that they also be granted relief from 2001.3

14 I think the file shows the things necessary to  
15 be granted relief and I would move that we grant the relief  
16 requested in 18932 with the attention of 2001.3.

17 MEMBER HINKLE: Second.

18 CHAIRPERSON JORDAN: Motion made and second.  
19 Discussion? All those in favor of the motion aye.

20 (Ayes.)

21 CHAIRPERSON JORDAN: Those opposed nay. The  
22 motion carries.

23 Our next case, Mr. Moy, please.

24 MR. MOY: On the roll call vote that was 4 to 0  
25 on the motion of Chairman Jordan. Seconded by Mr. Hinkle.

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1 Also in support Vice Chair Heath and Mr. May. So, that gives  
2 me four and we have a Board Member not present.

3 Thank you, sir.

4 CHAIRPERSON JORDAN: All right. Summary.

5 MR. MOY: Thank you.

6 The next application is 18933 of Gunnar or Gunnar  
7 and Jennifer Gode.

8 CHAIRPERSON JORDAN: Okay. All right. Is the  
9 Board ready to deliberate on 18933? Okay.

10 I would move that we grant the relief in 18933.

11 VICE CHAIR HEATH: Second.

12 CHAIRPERSON JORDAN: Additional discussion?  
13 All those in favor of the motion aye.

14 (Ayes.)

15 CHAIRPERSON JORDAN: Those opposed nay. The  
16 motion carries. Mr. Moy.

17 MR. MOY: Staff would record the vote as 4 to 0.  
18 This is on the motion of Chairman Jordan to approve the  
19 application for the relief requested. Seconded the motion  
20 Vice Chair Heath. Also in support Mr. May and Mr. Hinkle.  
21 Board Member not present. Motion carries, sir, 4 to 0.

22 CHAIRPERSON JORDAN: Okay. Next case please.

23 MR. MOY: Summary?

24 CHAIRPERSON JORDAN: Summary please.

25 MR. MOY: Thank you.

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1 COMMISSIONER MAY: Well, basically, on 223s, we  
2 probably are -- ruled on the summary.

3 MR. MOY: I just want to get that on the  
4 transcript, sir.

5 Application Number 18934 of Michael Welch. Also  
6 a special exception 223.

7 CHAIRPERSON JORDAN: Okay. Okay. Is the Board  
8 ready to deliberate on 18934?

9 This is another case in which OP has recommending  
10 that they need to get relief from 2001.3. We might as well  
11 add it to this case.

12 So, with that, I would move we grant the relief  
13 requested in 19834 with the additional relief for 2001.3.

14 VICE CHAIR HEATH: Second.

15 CHAIRPERSON JORDAN: Motion made and second.  
16 Additional discussion? All those in favor aye.

17 (Ayes.)

18 CHAIRPERSON JORDAN: Those opposed nay. The  
19 motion carries. Mr. Moy.

20 MR. MOY: Thank you.

21 Staff would record the vote as 4 to 0 on a motion  
22 of Chairman Jordan. Second the motion Vice Chair Heath. Also  
23 in support Mr. May and Mr. Hinkle. The Board Member not  
24 present. 4 to 0, sir.

25 CHAIRPERSON JORDAN: Okay. Our next one

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1 please.

2 MR. MOY: Next and final decision case is 18936  
3 of Brandon and Emily Gallas. Also a special exception under  
4 Section 223.

5 CHAIRPERSON JORDAN: All right. Thank you.

6 Is the Board ready to deliberate on 18936?

7 I would move that we grant the relief in 18936.

8 VICE CHAIR HEATH: Second.

9 CHAIRPERSON JORDAN: Motion made and second.  
10 Discussion. All of those in favor of the motion signify by  
11 saying aye.

12 (Ayes.)

13 CHAIRPERSON JORDAN: Those opposed nay. The  
14 motion carries. Mr. Moy.

15 MR. MOY: Staff would record the vote as 4 to 0.  
16 This on the motion of Chairman Jordan for the relief requested.  
17 Second the motion Vice Chair Heath. Also in support Mr. Peter  
18 May and Mr. Jeffrey Hinkle. Board Member not present. Motion  
19 carries 4 to 0.

20 CHAIRPERSON JORDAN: Okay. Thank you and  
21 summary please.

22 MR. MOY: Thank you.

23 CHAIRPERSON JORDAN: See I remember.

24 (Whereupon, the above-entitled matter went off  
25 the record at 10:02 a.m.)

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