

GOVERNMENT
OF
THE DISTRICT OF COLUMBIA

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BOARD OF ZONING ADJUSTMENT

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PUBLIC MEETING

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TUESDAY

JULY 21, 2015

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The Regular Public Meeting convened in the Jerrily R. Kress Memorial Hearing Room, Room 220 South, 441 4th 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 Y. HEATH, Vice-Chairperson
JEFFREY L. HINKLE, Board Member

ZONING COMMISSION MEMBER PRESENT:

ROBERT MILLER, Member

OFFICE OF ZONING STAFF PRESENT:

CLIFFORD W. MOY, Secretary

D.C. OFFICE OF THE ATTORNEY GENERAL PRESENT:

SHERRY GLAZER, ESQ.

OFFICE OF PLANNING STAFF PRESENT:

MAXINE BROWN-ROBERTS
STEPHEN MORDFIN
JOHN NYARKU
ELISE VITALE
BRANDICE ELLIOTTE
ANNE FOTHERGILL

The transcript constitutes the minutes from the Public Meeting held on July 21, 2015.

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BOARD ACTIONS/MOTIONS

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Appeal No. 18114-A of Ward 5 Improvement Association from decisions of Zoning Administrator and DCRA to issue Certificate of Occupancy for premises at 2127 Queens Chapel Road, N.E. 4

Application No. 19030 of Raul Falconi for special exception under rear yard width requirements to allow expansion to convert three-story one-family dwelling into a flat at 1826 12th Street, N.W. 5

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

(9:43 a.m.)

CHAIRMAN JORDAN: Good morning. We're here for the Meeting and Hearing of the Board of Zoning Adjustment of the District of Columbia. We're located at Jerrily R. Kress Memorial Hearing Room at 441 4th Street, N.W. Today's date is July 21, 215. My name is Lloyd Jordan, Chairperson; to my right is Jeffrey Hinkle, Member of the Board; to my left is Vice Chair Marnique Heath; to her left is Robert Miller, Member of the Zoning Commission sitting in as a member of the Board of Zoning Adjustment today.

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 take a look at your phones or anything that may ring or buzz loudly and to silence them.

If you're going to present testimony or address the Board in any manner today, or take a seat at this witness table or read a letter or whatever, I'm going to need you to do two things, the first of which is to complete two witness cards per person. To complete two witness cards per person and prior to taking a seat at this table please give those cards to the court reporter who's seated to my right.

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The second thing I'm going to need you to do is to now stand and take the oath which will be administered by Mr. Moy, Board Secretary please. Please stand so you can take the oath if anyone's going to present testimony.

[SPEAKERS SWORN]

CHAIRMAN JORDAN: Mr. Moy, are there any announcements?

SECRETARY MOY: Yes, Mr. Chairman. Good morning and good morning to members of the Board. For the record, I'd like to announce some changes in the cases on the docket. First is as originally scheduled for today, Application No. 19017 of the Department of General Services of the District of Columbia, that application has been withdrawn by the applicant.

Second, Application No. 18983 of Trieu T-r-i-e-u has been rescheduled to September 22, 2015 and also I'd like to announce while I have the microphone the applications of District Properties.com, there were three cases, 19040, 19041 and 19042 has been rescheduled to September 22, 2015. And that's it, Mr. Chairman.

CHAIRMAN JORDAN: Thank you. Also on the docket we have Case No. 18114-A of Ward 5 Improvement Association. Unless there's an objection by the Board, we previously had deliberated on this case and not able to reach a consensus and

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we have another member of the Board I think it would be important that we have here on 18114-A, and so it would be my recommendation to the Board or I guess procedurally I can move it if there's no objection to move it to a date certain of August 4th and have that as a docket case by itself and ask that the Office of Zoning do the proper notification to the public, the notice on the Office of Zoning bulletin board as well as the D.C. Register and etc. Is there any objection to that by consensus? Then let's do that, Mr. Moy, so that would be the order.

SECRETARY MOY: Yes sir. Thank you.

CHAIRMAN JORDAN: Okay. Let's do our first meeting case please.

SECRETARY MOY: All right. The first meeting case is an application that's on the expedited review calendar, Mr. Chairman, and that is application No. 19030 of Falconi.

As publicly advertised, Mr. Chairman, this is a request for a special exception under Section 223, not meeting Sections 404.1 and open court requirements under Section 406.1 at property 1826 12th Street, N.W.

CHAIRMAN JORDAN: Okay. Is the Board ready to deliberate on this case? I do believe and in conjunction with the Office of Planning's recommendation that they need additional relief under 403.2 for lot occupancy and relief for

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2001.3, so I would amend the relief to include that, unless there's an objection from the Board.

All right. Based upon the documents in the record in this case and in light of the support in the record and the Office of Planning's recommendation to support this application, I would move that we grant the amended relief.

VICE-CHAIRPERSON HEATH: Second.

CHAIRMAN JORDAN: Motion made and second. Additional discussion? All those in favor of the motion aye. Those opposed nay.

[VOTE TAKEN]

The motion carries. Mr. Moy, please.

SECRETARY MOY: The staff will record the vote as 4-0. This on the motion of Chairman Jordan to approve the amended relief. Second the motion is Vice-Chairperson Heath; also in support Mr. Robert Miller and Mr. Jeffrey Hinkle. We have a Board Member not present with us today so the motion carries 4-0.

CHAIRMAN JORDAN: Summary please.

SECRETARY MOY: Thank you.

(Whereupon, the proceedings went off the record at 10:00 a.m.)

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