

Before the Board of Zoning Adjustment, D.C.

PUBLIC HEARING - November 17, 1971

Appeal No. 10982 Murray Levine, et al, appellants.

THE ZONING ADMINISTRATOR OF THE DISTRICT OF COLUMBIA, appellee.

On motion duly made, seconded and unanimously carried, the following Order of the Board was entered at the meeting of November 23, 1971.

ORDERED:

That the appeal for permission to establish motorcycle sales and service and variance from Section 5102.42(b) to permit use less than 50 feet from residential district at 6428 Georgia Avenue, NW., Lot 817, Square 2945, be denied.

FINDING OF FACTS:

1. The subject property is located in a C-2-A District.
2. The property is improved with a one story brick building previously used as a super market.
3. Appellant request permission to establish motorcycle sales and service and variance from Section 5102.42(b) to permit use less than 50 feet from residential district.
4. Appellant stated that the building is presently occupied by A & P super market whose lease will expire in the near future and will not be renewed.
5. There was massive neighborhood objections to the granting of this appeal.
6. The neighborhood objection was based upon:
 1. The objectable noises that would be created by these vehicles going to and from the establishment, plus the resulting heavy traffic in the area from trial and practice rides from prospective purchasers.

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2. Crowding of the area from the variance local motorcycle clubs that congregate day and night.
3. The residents in this area has expressed no interest in this type of product as indicated by the attached petitions.
4. The present occupants of 6428 Georgia Avenue, A & P Food Stores, would benefit the residents of this area far more than a cycle shop.
5. The safety of our children while enroute to and return from their activities is seen as a potential hazard.

OPINION:

We are of the opinion that the motorcycle sales and service is so located and the activities therein will be of such a nature that they are likely to become objectionable to adjoining and nearby property because of noise, traffic, or other objectionable conditions. We are further of the opinion that the nature of the project is such that a more suitable location would be more compatible and convenient to the neighborhood which it proposes to serve.

BY ORDER OF THE D.C. BOARD OF ZONING ADJUSTMENT

ATTESTED:

By: _____
GEORGE A. GROGAN
Secretary of the Board