

Before the Board of Zoning Adjustment, D. C.

PUBLIC HEARING -- October 18, 1972

Application No. 11144 - Samuel M. Levy, et al, appellant

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 1, 1972.

EFFECTIVE DATE OF ORDER -- January 4, 1973

ORDERED:

That the application for permission to continue parking lot for a period of five (5) years at 3053 M Street, N. W., lots 872 and 894, Square 1209, be **CONDITIONALLY GRANTED**.

FINDINGS OF FACT:

1. Subject parking lot is located at 3053 M Street, N. W. and has been used as a parking lot for the past five years.
2. Applicant seeks to continue the facility as a public parking lot.
3. The Department of Highways and Traffic submitted an evaluation of the subject application and offers no objection to the granting of this special exception to continue the operation of this public parking lot.
4. This application is submitted to the Board pursuant to Section 3104.44 of the Zoning Regulations which authorizes the Board to grant the application upon the owner's showing that no dangerous or otherwise objectionable traffic conditions shall result from the continued operation of the parking lot.
5. No opposition was voiced at the public hearing, nor were any letters of opposition to the application submitted to the file for the Board's consideration.

OPINION:

This is an application by Samuel M. Levy, et al, owner, for permission to continue a public parking lot at 3053 M Street, N. W.

The Board notes that the Department of Highways and Traffic offers no objection to this application and adopts its recommendation.

We are of the opinion that the continuance of this private parking lot will not create any dangerous or otherwise objectionable traffic conditions. The present character and future development of the neighborhood will not be adversely affected. The lot has been demonstrated by the owner-applicant to be reasonably necessary and convenient to the community which it serves.

This Order shall be subject to the following conditions:

a. Permit shall issue for a period of five (5) years but shall be subject to renewal in the discretion of the Board upon the filing of a new application in the manner prescribed by the Zoning Regulations.

b. All areas devoted to driveways, access lanes and parking areas shall be maintained with a paving of material forming an all-weather impervious surface.

c. An eight (8) inch coping shall be erected and maintained along each side of all driveways to protect the public space.

d. Bumper stops shall be erected and maintained for the protection of all adjoining buildings.

e. No vehicle or any part thereof shall be permitted to project over any lot or building line or on or over the public space.

f. All parts of the lot shall be kept free of refuse and debris and shall be paved or landscaped. Landscaping shall be maintained in a healthy growing condition and in a neat and orderly appearance.

g. No other use shall be conducted from or upon the premises and no structure other than an attendant's shelter shall be erected or used upon the premises unless such use or structure is otherwise permitted in the zoning district in which the parking lot is located.

h. Any lighting used to illuminate the parking lot or its accessory building shall be so arranged that all direct rays of such lighting are confined to the surface of the parking lot.

i. No commercial trucks or vehicles shall be permitted to park on the lot.

j. Landscaping plans must be approved by the Department of Highways and Traffic.

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Permit shall not issue until all conditions of this Order are met and complied with and further, the Board reserves the right to direct revocation of permit upon proper showing that any terms or conditions of this Order have been violated.

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

ATTESTED:

By: 

GEORGE A. GROGAN
Secretary of the Board

THAT THE ORDER OF THE BOARD IS VALID FOR A PERIOD OF SIX MONTHS ONLY UNLESS AN APPLICATION FOR A BUILDING AND/OR OCCUPANCY PERMIT IS FILED WITH THE DEPARTMENT OF ECONOMIC DEVELOPMENT WITHIN A PERIOD OF SIX MONTHS AFTER THE EFFECTIVE DATE OF THIS ORDER.

Before the Board of Zoning Adjustment, D.C.

PUBLIC HEARING - October 18, 1972

Application No. 11144 - Samuel M. Levy, 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 1, 1972.

EFFECTIVE DATE OF ORDER - January 4, 1973

ORDERED:

That the application for permission to continue parking lot for a period of five (5) years at 3053 M Street, N.W., Lots 872 and 894, Square 1209, be CONDITIONALLY GRANTED.

FINDINGS OF FACT:

1. Subject parking lot is located at 3053 M Street, N.W., and has been used as a parking lot for the past five years.

2. Applicant seeks to continue the parking lot which serves the Shiloh Baptist Church; record owner.

3. Applicant requests permission to continue the use of this private parking lot for the convenience of its members, guests, and other special occasions such as funerals and weddings.

4. The Department of Highways and Traffic submitted an evaluation of the subject application and offers no objection to the granting of this special exception to continue the operation of this private parking lot.

5. This application is submitted to the Board pursuant to Section 3104.44 of the Zoning Regulations which authorizes the Board to grant the application upon the owner's showing that no dangerous or otherwise objectionable traffic conditions shall result from the continued operation of the parking lot.

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6. No opposition was voiced at the public hearing, nor were any letters of opposition to the application submitted to the file for the Board's consideration.

OPINION:

This is an application by Shiloh Baptist Church, owner, for permission to continue parking lot at 3053 M Street, N.W. This is a private lot utilized by the applicant for church services and other church-related activities.

The Board notes that the Department of Highways and Traffic offers no objection to this application and adopts its recommendation.

We are of the opinion that the continuance of this private parking lot will not create any dangerous or otherwise objectionable traffic conditions. The present character and future development of the neighborhood will not be adversely affected. The lot has been demonstrated by the owner-applicant to be reasonably necessary and convenient to the church which it serves.

This Order shall be subject to the following conditions:

a. Permit shall issue for a period of five (5) years but shall be subject to renewal in the discretion of the Board upon the filing of a new application in the manner prescribed by the Zoning Regulations.

b. All areas devoted to driveways, access lanes and parking areas shall be maintained with a paving of material forming an all-weather impervious surface.

c. An eight (8) inch coping shall be erected and maintained along each side of all driveways to protect the public space.

d. Bumper stops shall be erected and maintained for the protection of all adjoining buildings.

e. No vehicle or any part thereof shall be permitted to project over any lot or building line or on or over the public space.

f. All parts of the lot shall be kept free of refuse and debris and shall be paved or landscaped. Landscaping shall be maintained in a healthy growing condition and in a neat and orderly appearance.

g. No other use shall be conducted from or upon the premises and no structure other than an attendant's shelter shall be erected or used upon the premises unless such use or structure is otherwise permitted in the zoning district in which the parking lot is located.

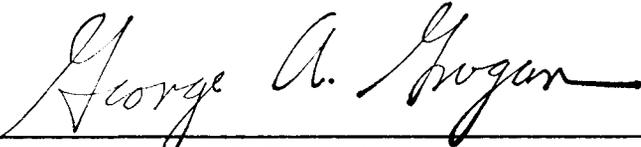
h. Any lighting used to illuminate the parking lot or its accessory building shall be so arranged that all direct rays of such lighting are confined to the surface of the parking lot.

i. No commercial trucks or vehicles shall be permitted to park on the lot.

Permit shall not issue until all conditions of this Order are met and complied with and further, the Board reserves the right to direct revocation of permit upon proper showing that any terms or conditions of this Order have been violated.

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

ATTESTED

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GEORGE A. GROGAN
Secretary of the Board

THAT THE ORDER OF THE BOARD IS VALID FOR A PERIOD OF SIX MONTHS ONLY UNLESS AN APPLICATION FOR A BUILDING AND/OR OCCUPANCY PERMIT IS FILED WITH THE DEPARTMENT OF ECONOMIC DEVELOPMENT WITHIN A PERIOD OF SIX MONTHS AFTER THE EFFECTIVE DATE OF THIS ORDER.