

BEFORE THE BOARD OF ZONING ADJUSTMENT, D. C.

Application No. 11895, of Hyman Zoslow pursuant to Section 8207.2 of the Zoning Regulations for a special exception to permit the continuation of a parking lot as provided by Section 4101.41 of the zoning regulations, at the premise 1135-47 10th Street, N.W., in the SP zone, known as Lots 854, 855, & 857, Square 369.

HEARING DATE: April 16, 1975

DECISION DATE: April 16, 1975

FINDINGS OF FACT:

1. Applicant requests a special exception to permit the continued use of a commercial parking lot in the SP zone.

2. There was no opposition to the application at public hearing.

3. Applicant previously obtained a certificate of occupancy to operate the subject property as a commercial parking lot pursuant to the Board of Zoning Adjustment Order No. 10056-57. Said certificate of occupancy expired May 5, 1975.

4. The Department of Highways and Traffic in its report dated March 19, 1975, and filed with the Board on March 20, 1975, stated no objection to the continued use of the property as a commercial parking lot.

CONCLUSIONS OF LAW:

Based upon the above Findings of Fact, and the record the Board finds that the continued use is not likely to create noise, traffic or other conditions objectionable to adjoining and nearby property.

The Board concludes that the special exception to continue the use of a commercial parking lot in the SP zone is in harmony with the general intent of the Zoning Regulations and will not tend to adversely affect the use of neighboring property.

ORDERED:

It is hereby Ordered that the above application be, GRANTED, for thirty (30) days and subject to the following condition:

1. Applicant shall submit to the Board within the thirty (30) days period a proposal for the general improvement of the lot and in addition shall submit photographs of other properties within the same square as the subject property.

VOTE: 3-1-0 (Mr. Harps not present and Lilla Burt Cummings, Esq. dissenting on the basis that applicant did not carry his required burden of proof.

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

ATTESTED BY: 
JAMES E. MILLER
Secretary to the Board

THAT THE ORDER OF THE D. C. BOARD IS VALID FOR A PERIOD OF SIX MONTHS ONLY UNLESS 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.

FINAL DATE OF THIS ORDER: JUN 09 1975

Before the Board of Zoning Adjustment, D. C.

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HEARING DATE: April 16, 1975

DECISION DATE: April 16, 1975

ORDER

Ordered: That the Findings of Fact and Conclusions of Law contained in BZA Order No. 11895, dated June 9, 1975, be incorporated by reference herein, and that the above application be GRANTED for the period of three (3) years.

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

ATTESTED By: _____

James E. Miller
JAMES E. MILLER

Secretary to the Board

FINAL DATE OF ORDER:

Sept. 15, 1975