

GOVERNMENT OF THE DISTRICT OF COLUMBIA
BOARD OF ZONING ADJUSTMENT



Appeal No. 11908 of Paul Wieck, pursuant to Sections 8102 and 8206 of the Zoning Regulations from a determination by the Chief of the Zoning Inspection Branch ordering the removal of items contained in accessory building which by their very nature make the building suitable for human habitation, in the R-3 Zone, (Square 1255, Lot 845) at premises 3267 P St., N.W.

HEARING DATE: May 21, 1975

DECISION DATE: May 21, 1975 (Bench Decision)

AMENDED ORDER

By BZA Order No. 11908, dated November 4, 1975, the Board DENIED the appeal and upheld the decision of the Zoning Administrator. The Order of the Board was appealed to the District of Columbia Court of Appeals.

The Court, in case No. 10639 decided February 1, 1978, held that the District of Columbia Government is barred from enforcing the applicable Zoning Regulations against petitioner/appellant due to laches. By judgement of said Court, dated February 1, 1978, the Court ordered that BZA Order No. 11908 is VACATED and the cause is REMANDED for disposition consistent with the Court's opinion. Accordingly, in conformance with the order of the Court of Appeals it is ORDERED that the BZA Order No. 11908, dated Nov. 4, 1978, is hereby VACATED, Appeal No. 11908 is GRANTED and the decision of the Zoning Administrator is REVERSED.

ATTESTED BY

Alan E. Allen

FINAL DATE OF ORDER

27 APR 1978