

BEFORE THE BOARD OF ZONING ADJUSTMENT, D.C.

Application No. 12253 of Louis Burman, pursuant to Sub-section 8207.2 of the Zoning Regulations, for a special exception under Sub-section **3101.48**. Applicant seeks permission to continue the operation of an accessory parking lot in the R-1-B District at rear of **6400** Georgia Avenue, N.W., Lots **836** and **842**, Square **2945**.

HEARING DATE: December 15, **1976**

DECISION DATE: December **21**, **1976** (Executive Session)

FINDINGS OF FACT:

1. Applicant seeks permission to continue the operation of the subject parking lot which has been in existence for twenty-five years.
2. The said lot is located in an R-1-B District, abutting an R-1-B type single family residential area to the west, Tuckerman Street to the south and public alleys to the north and east. The access to the parking lot is from Tuckerman Street.
3. The parking lot provides off street parking for **tenants** and their customers for the adjacent commercial building known as 6400 Georgia Avenue, N.W.
4. Both the Department of Transportation and the MPO approved the continuance of the subject parking lot.
5. No **opposition** to the application was voiced at the public hearing.
6. An inspection of the subject premises evidences that the conditions imposed by prior order of the BZA are enforced.

CONCLUSIONS OF LAW:

Based on the record the Board of Zoning Adjustment finds that the use herein is reasonably necessary or convenient to the neighborhood and is so located and all facilities thereof are so designed that they are not likely to become objectionable to adjoining or nearby property because of noise, traffic, or other objectionable conditions.

Accordingly, it is ORDERED that this application is GRANTED for five (5) years SUBJECT TO THE **FOLLOWING CONDITIONS:**

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

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

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

d. **No** vehicle **or** any part thereof shall be permitted to project over any lot or building line or an or over the public space.

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

f. **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 structures or otherwise permitted in the zoning district in which the parking lot is located.

g. 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.

VOTE: 3-0 (William F. McIntosh, Richard L. Stanton and William S. Harps).

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

ATTESTED BY: Arthur B. Hatton
ARTHUR B. HATTON
Executive Secretary

FINAL DATE OR ORDER: 2-18-77

THAT THE ORDER OF THE 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 HOUSING **AND** COMMUNITY DEVELOPMENT WITHIN A PERIOD OF SIX MONTHS AFTER THE EFFECTIVE DATE OF THIS ORDER.