

GOVERNMENT OF THE DISTRICT OF COLUMBIA
BOARD OF ZONING ADJUSTMENT



Application No. 12552 of 22nd and M Street Associates, pursuant to Sub-section 8207.2 of the Zoning Regulations, for a special exception under Paragraph 3104.44 to continue the use of a parking lot for five years in the R-5-D District at the premises 1116 New Hampshire Avenue, N.W. (Square 71, Lots 11, 19, 21, 23, 28, 31-33, 802-806, 813 and 814).

HEARING DATE: December 21, 1977

DECISION DATE: December 21, 1977 (Bench Decision)

ORDER

By letter of November 14, 1977 the Executive Director of the Zoning Secretariat advised the applicant that his application form and the letter from the Zoning Regulations Division had both cited the subject property as being in an R-5-D Zone which was incorrect and that the correct zoning is C-2-B, which was enacted in 1974 by the Zoning Commission in Order No. 109. The applicant was further advised that a parking lot is a use permitted as a matter-of-right in a C-2-B District and that the Board of Zoning Adjustment, accordingly, had no jurisdiction over the application. It was suggested that the application be withdrawn or that the Board would dismiss it.

Based on the record the Board finds that it has no jurisdiction over the subject application. Accordingly, it is ORDERED that the application is DISMISSED.

VOTE: 5-0 (Walter B. Lewis, Charles R. Norris, Chloethiel Woodard Smith, William F. McIntosh and Leonard L. McCants)

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

ATTESTED BY:

Steven E. Sher

STEVEN E. SHER
Executive Director

FINAL DATE OF ORDER:

29 DEC 1977