

GOVERNMENT OF THE DISTRICT OF COLUMBIA  
BOARD OF ZONING ADJUSTMENT



Application No. 12725 of Frank R. Gailor, pursuant to Sub-section 8207.2 and Paragraph 8207.11 of the Zoning Regulations, for a special exception under Sub-section 7104.2 to change a non-conforming use from a moving and storage warehouse to a squash court facility and for a variance from the requirements of Sub-section 7107.1 allowing enlargement of a non-conforming structure with a non-conforming use in the R-4 District at the premises 214-216 D Street, S.E. (Square 763, Lot 3) and for a special exception under Sub-section 7104.2 to change a non-conforming use from a moving and storage warehouse to a parking garage (part of ground floor only) for ten automobiles for the exclusive use of patrons of the proposed adjacent squash facility in the R-4 District at the premises 218-220 D Street, S.E. (Square 763, Lot 2).

HEARING DATE: November 1, 1978

DECISION DATE: December 6, 1978

DISPOSITION: Application was GRANTED by a vote of 4-0 (William F. McIntosh, Chloethiel Woodard Smith, Charles R. Norris and Ruby B. McZier to grant, Leonard L. McCants not present, not voting)

FINAL DATE OF ORDER: January 24, 1979

O R D E R

Lawrence A. Monaco, Jr., a party in opposition to this application, on July 16, 1979 filed a Motion for Stay of Board's Order on this application pending judicial review. On July 17, 1979 Jacques B. DePuy, Esq., counsel for applicant, filed a Motion in opposition to the Motion for Stay of Board's Order. Upon consideration of both motions the Board denied the Motion for Stay of the Board's Order by a vote of 2-1. Under the Supplemental Rules of Practice and Procedure before the BZA a motion to grant the relief sought must be approved by a majority of the Board. Accordingly, it is ORDERED that the motion is DENIED.

VOTE: 2-1 (William F. McIntosh and Charles R. Norris to deny, Chloethiel Woodard Smith opposed by proxy, Leonard L. McCants abstained)

DECISION DATE: August 8, 1979

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

ATTESTED By:

  
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STEVEN E. SHER  
Executive Director

FINAL DATE OF ORDER: 28 NOV 1979

UNDER SUB-SECTION 8204.3 OF THE ZONING REGULATIONS "NO DECISION OR ORDER OF THE BOARD SHALL TAKE EFFECT UNTIL TEN DAYS AFTER HAVING BECOME FINAL PURSUANT TO THE SUPPLEMENTAL RULES OF PRACTICE AND PROCEDURE BEFORE THE BOARD OF ZONING ADJUSTMENT."