

GOVERNMENT OF THE DISTRICT OF COLUMBIA
BOARD OF ZONING ADJUSTMENT



Application No. 13096, of First Baptist Church, pursuant to Sub-section 8207.2 of the Zoning Regulations for a special exception under Paragraph 3104.44 to continue the operation of a parking lot in an R-5-B District at the premises 1513-1519 O Street, N.W., (Square 195, Lots 74, 75, 830, 840, 71 and 111).

HEARING DATE: November 28, 1979
DECISION DATE: December 5, 1979

FINAL DATE OF ORDER: April 7, 1980

DISPOSITION: The application was DENIED by a Vote of 3-1 (Walter B. Lewis, Connie Fortune and William F. McIntosh to deny; Leonard L. McCants opposed; Charles R. Norris not voting, not having heard the case).

ORDER

The applicant filed a timely motion for Reconsideration, Rehearing or in the alternative Reargument of the Board's Order denying the application. The grounds for the motion are that the Board made three erroneous findings of fact and two erroneous conclusions of law. The opposition filed its reply. Upon consideration of the motion, the reply thereto and the Order, the Board finds that the motion presents no substantive evidence that was not before the Board at the time the application was heard. The Board concludes that it has committed no error in deciding the application. It is therefore ORDERED that the motion for Reconsideration, Rehearing or in the alternative Reargument is DENIED.

The Board notes an error in its finding of fact No. 8 wherein it found that the subject lot is within 200 feet of the Dupont Circle Subway station. It should read "within 2500 feet." The Order is hereby amended to correct "200 feet" to "2500 feet". In all other respects, the Order is affirmed.

VOTE: 4-1 (Walter B. Lewis, Connie Fortune, William F. McIntosh and Charles R. Norris to DENY; Leonard L. McCants OPPOSED).

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

ATTESTED BY: *Steven E. Sher*
STEVEN E. SHER
Executive Director

FINAL DATE OF ORDER: 12 JUN 1980

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."