

GOVERNMENT OF THE DISTRICT OF COLUMBIA
BOARD OF ZONING ADJUSTMENT



Application No. 14192, of St. Patrick's Episcopal Church as amended, pursuant to Paragraph 8207.11 of the Zoning Regulations, for variances from the use provisions (Sub-section 3103.3), from the prohibition against open parking spaces being less than ten feet from the wall of a multiple dwelling (Paragraph 7205.11), from the prohibition against allowing open parking spaces within a side yard less than three feet from a side lot line (Paragraph 7205.122) and from the prohibition against allowing a driveway to be less than fourteen feet in width (Sub-section 7206.7) to permit the conversion of an existing structure (church) to an apartment house of twenty-one units in an R-3 District at premises 1655 Foxhall Road, N.W., (Square 1350, Lot 156.).

HEARING DATE: October 17, 1984

DECISION DATES: November 7, 1984 and July 3, 1985

ORDER

1. By Board of Zoning Adjustment Order No. 14192, dated August 9, 1985, the Board GRANTED this application with conditions.

2. The Foxhall Community Citizens Association appealed the Order to the District of Columbia Court of Appeals.

3. By judgement dated April 27, 1987, the D. C. Court of Appeals REVERSED and REMANDED the Order to the Board for further action consistent with its opinion.

4. Accordingly, it is ORDERED that the Board of Zoning Adjustment Order No. 14192, dated August 9, 1985, is hereby VACATED. Pursuant to the Order of the Court, the application is DENIED and the Zoning Division of the Department of Consumer and Regulatory Affairs is hereby requested to insure that processing of any application for building permits pursuant to the Board of Zoning Adjustment's prior Order is terminated forthwith.

DECISION DATE: June 3, 1987

VOTE: 4-0 (William F. McIntosh, Charles R. Norris, Maybelle T. Bennett and Carrie L. Thornhill to reverse and deny; Paula L. Jewell not voting, not having heard the case).

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

ATTESTED BY:


EDWARD L. CURRY
Acting Executive Director

JUL 16 1987

FINAL DATE OF ORDER: _____

UNDER SUB-SECTION 3101.1 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."

THIS ORDER OF THE BOARD IS VALID FOR A PERIOD OF SIX MONTHS AFTER THE EFFECTIVE DATE OF THIS ORDER, UNLESS WITHIN SUCH PERIOD AN APPLICATION FOR A BUILDING PERMIT OR CERTIFICATE OF OCCUPANCY IS FILED WITH THE DEPARTMENT OF CONSUMER AND REGULATORY AFFAIRS.

14192order/LEE