

GOVERNMENT OF THE DISTRICT OF COLUMBIA  
BOARD OF ZONING ADJUSTMENT



Application No. 14204 of Rosetta F. and Filomena G. Caporaletti, pursuant to Paragraph 8207.11 of the Zoning Regulations, for a variance from the rear yard requirements (Sub-section 3304.1) to construct a rear addition to a single family attached dwelling in an R-2 District at premises 5725 Western Avenue, N.W., (Square 1746, Lot 63).

DECISION DATE: April 3, 1985

ORDER

The subject application was filed in the Office of the Zoning Secretariat on August 21, 1984. By letter dated October 30, 1984, the applicants were advised that the case could not be processed unless building plans for the rear addition and a statement of intent were submitted to the record. No further materials were submitted by the applicants. By letter dated January 2, 1985, the applicants were advised that, if the requested evidence was not submitted within ten days of the receipt of that letter, the staff would request the Board to dismiss the application for failure of prosecution. No evidence was submitted for the record.

On January 28, 1985, the staff was contacted by the applicants by telephone and informed that the applicants were considering a change in design of the proposed addition within the footprint of the addition reviewed by the Zoning Administrator and requiring relief from the Board. Staff advised that such modified plans should be submitted to the Zoning Administrator for review and that the Board should be informed in writing of the new plans. Again, no further materials were submitted for the record and the Board has received no written communication from the applicants indicating any change in plans.

Upon consideration of the foregoing facts, it is ORDERED that the subject application is DISMISSED for failure of prosecution.

VOTE: 4-0 (Charles R. Norris, William F. McIntosh, Lindsley Williams and Carrie L. Thornhill to dismiss; Douglas J. Patton not present, not voting).

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

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

FINAL DATE OF ORDER: 23 APR 1985

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."

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