

GOVERNMENT OF THE DISTRICT OF COLUMBIA
BOARD OF ZONING ADJUSTMENT



Application No. 14766 as amended, of Delta Sigma Theta Sorority, Inc., pursuant to 11 DCMR 3107.2, for a variance from the use provisions (Sub-section 350.4) to allow an office for the national headquarters of a sorority in a D/R-5-B District at premises 1705-09 New Hampshire Avenue, N.W., (Square 154, Lots 25 and 39).

HEARING DATE: March 16, 1988
DECISION DATE: March 16, 1988

SUMMARY ORDER

At the public hearing, the applicant amended the application to eliminate the request for a variance from the rear yard requirements (Sub-section 404.1) and a variance from the open court width requirements (Sub-section 406.1).

The site of the application is located in Advisory Neighborhood Commission ("ANC") 2B and in proximity to ANC 1C. ANC 2B, which is automatically a party to the application, filed a written statement of issues and concerns in support of the application. ANC 1C did not submit a written statement of issues and concerns, or request to be treated as an affected ANC.

The Board duly provided timely notice of the public hearing on this application, by publication in the D.C. Register, and by mail to ANC 2B, ANC 1C, and to owners of property within 200 feet of the site.

As required by 11 DCMR 3324, the Board has required the applicant to satisfy the burden of proving the elements which are necessary to establish the case for a variance from the strict application of the requirements of 11 DCMR 350.4 (use as an office in a D/R-5-B district). An adjoining property owner at 1711 New Hampshire Avenue, N.W. and a representative of the Dupont Circle Citizens Association appeared at the public hearing and participated as parties in support of the application. Accordingly, a decision by the Board to grant this application would not be adverse to any party. Based upon the record before the Board, the Board concludes that the applicant has met the burden of proof, pursuant to 11 DCMR 3107, and that the requested relief can be granted without substantial detriment to the public good and without substantially impairing

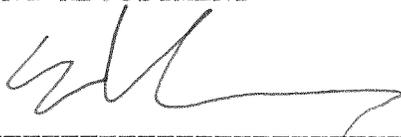
the intent, purpose, and integrity of the zone plan as embodied in the Zoning Regulations and Maps. It is therefore ORDERED that the application is GRANTED.

Pursuant to 11 DCMR 3301.1, the Board has determined to waive the requirement of 11 DCMR 3331.3 that the order of the Board be accompanied by findings of fact and conclusions of law. The waiver will not prejudice the rights of any party, and is not prohibited by law.

VOTE: 4-0 (Charles R. Norris, Paula L. Jewell, William F. McIntosh, and Carrie L. Thornhill to grant).

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

ATTESTED BY:



EDWARD L. CURRY
Executive Director

JUN 24 1988

FINAL DATE OF ORDER: _____

UNDER 11 DCMR 3103.1, "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.

14766order/BJW29

GOVERNMENT OF THE DISTRICT OF COLUMBIA
BOARD OF ZONING ADJUSTMENT



APPLICATION No. 14766

As Executive Director of the Board of Zoning Adjustment, I hereby certify and attest to the fact that a copy of the Order of the Board in the above numbered case, said Order dated JUN 24 1988, has been mailed postage prepaid to each party who appeared and participated in the public hearing concerning this matter, and who is listed below:

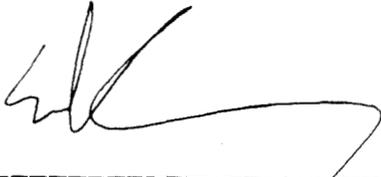
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Geneveieve Messanotte
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EDWARD L. CURRY
Executive Director

JUN 24 1988
DATE: _____