

GOVERNMENT OF THE DISTRICT OF COLUMBIA
BOARD OF ZONING ADJUSTMENT



Application No. 14784, of Christopher R. and Joan H. Tufts, pursuant to 11 DCMR 3107.2, for a variance from the prohibition against an accessory building exceeding one-story and 15 feet in height (Sub-section 2500.4), and a variance from the allowable percentage of lot occupancy requirements (Sub-section 403.2) to construct a two-story accessory building as a garage, storage and dwelling unit in an R-4 District at premises 124 - 11th Street, S.E., (Square 989, Lot 38).

HEARING DATE: April 27, 1988
DECISION DATE: April 27, 1988 (Bench Decision)

ORDER

The application appeared on the preliminary agenda of the public hearing of April 27, 1988, because no affidavit of posting had been submitted by the applicant as required by Section 3317.7 of the Zoning Regulations. The Board called for the applicant to address the preliminary issue. No representative of the applicant responded. The Board deferred the matter to be considered in the order that it appeared on the agenda. The application was called several times at the conclusion of the hearings on other scheduled applications. No representative of the applicant was present. The record contains no correspondence from the applicant requesting continuance or withdrawal of the application. A neighboring property owner appeared at the public hearing in opposition to the subject application.

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

VOTE: 5-0 (William F. McIntosh, John G. Parsons, Paula L. Jewell, Charles R. Norris and Carrie L. Thornhill to dismiss).

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

ATTESTED BY:


EDWARD L. CURRY
Executive Director

FINAL DATE OF ORDER: _____

MAY 5 1988

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."

14784order/LJP35