

GOVERNMENT OF THE DISTRICT OF COLUMBIA
BOARD OF ZONING ADJUSTMENT



Application No. 14858, of Paul and Helen Steinberg, pursuant to 11 DCMR 3107.2, for a variance from the rear yard requirements (Sub-section 404.1) to construct a proposed addition to a single-family dwelling in an R-1-E District at premises 4512 Van Ness Street, N.W., (Square 1560, Lot 27).

HEARING DATE: September 28, 1988
DECISION DATE: September 28, 1988 (Bench Decision)

SUMMARY ORDER

The Board duly provided timely notice of the public hearing on this application, by publication in the D.C. Register, and by mail to Advisory Neighborhood Commission ("ANC") 3E and to owners of property within 200 feet of the site.

The site of the application is located in Advisory Neighborhood Commission ("ANC") 3E and in proximity to ANC 3D. ANC 3E, which is automatically a party to the application filed a written statement in support of the application. ANC 3D did not submit a written statement of issues and concerns, nor request to be treated as an affected ANC.

As directed by 11 DCMR 3324.2, 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 404.1. No person or entity appeared at the public hearing in opposition to the application or otherwise requested to participate as a party in opposition to this proceeding. 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.