

GOVERNMENT OF THE DISTRICT OF COLUMBIA
BOARD OF ZONING ADJUSTMENT



ORDER DISMISSING APPLICATION

Application No. 14968 of Robert E. and Doris J. Moorman, pursuant to 11 DCMR 3107.2, for a variance to allow a subdivision that will create a nonconforming rear yard for an existing single-family dwelling (Subsection 101.6) for a proposed subdivision in an R-1-B District at premises 4225 49th Street, NW (Square 1501, Lot 6).

DECISION DATE: October 1, 1997

Application No. 14968 of Robert E. and Doris J. Moorman was filed with the Board of Zoning Adjustment on October 17, 1988. On February 13, 1989 and March 23, 1989, the then Secretary to the Board of Zoning Adjustment contacted the Zoning Administrator's office and requested a revised zoning memorandum. There was no response to the requests. Because of the long period of time since the application had been filed, a letter was sent to the applicants on August 20, 1997 by Madeliene H. Dobbins, Director of the Office of Zoning asking the applicants to indicate, in writing, whether they intended to withdraw the application or to proceed with the application. The requested response was not received, nor was any further action taken by the applicants to either withdraw the application or to proceed with the case. The only reasonable result of the applicants' election not to proceed pursuant to the Board's Rules is dismissal of the application.

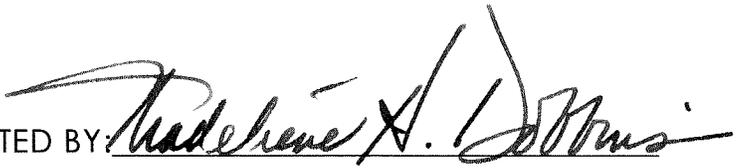
The applicants have left the Board with no reasonable alternative other than to dismiss this action for failure to prosecute.

Accordingly, it is ORDERED that this application is DISMISSED for want of prosecution.

VOTE: 4-0 (Susan Morgan Hinton, Maybelle Taylor Bennett, Laura M. Richards and Sheila Cross Reid to dismiss; Betty King not present, not voting).

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

ATTESTED BY: 
MADELIENE H. DOBBINS
Director

Final Date of Order: OCT 14 1997

UNDER 11 DCMR 3103.1, "NO DECISION 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."

Ord14968/AZ

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As Director of the Board of Zoning Adjustment, I certify that on OCT 14 1997 a copy of the order entered on that date in this matter was mailed first class, postage prepaid to each party in this matter, and who is listed below:

Robert E. and Doris J. Moorman
4225 49th Street, NW
Washington, D.C. 20016

Joseph D. Murphy
Chairperson, ANC 3D
P.O. Box 40846
Palisades Station
Washington, DC 20008

A handwritten signature in black ink, reading "Madeliene H. Dobbins".

MADELIENE H. DOBBINS
Director

DATE OCT 14 1997