

GOVERNMENT OF THE DISTRICT OF COLUMBIA  
BOARD OF ZONING ADJUSTMENT



Appeal No. 15000, of Brian Feldman, pursuant to 11 DCMR 3200.2 and 3105.1, from the decision of Hampton Cross, Administrator of the Building and Land Regulation Administration, Department of Consumer and Regulatory Affairs, made on September 30, and October 4, 1988 to the effect that Certificate of Occupancy No. B147322 issued to appellant, shall be revoked for a retail newsstand, sale of periodicals and magazines in a C-4 District at premises 1226 H Street, N.W., (Square 288, Lot 817).

HEARING DATES: April 19 and May 3, 1989  
DECISION DATE: May 3, 1989 (Bench Decision)

ORDER

The appeal was originally scheduled for the public hearing of April 19, 1989. As a preliminary matter at the public hearing, counsel for the appellant requested a continuance of the public hearing until after May 1, 1989, based on the fact that the appellant proposed to vacate the subject premises by April 30, 1989. There was no opposition to the proposed continuance from other parties to the appeal. The Board continued the appeal to its special public hearing of May 3, 1989.

At the public hearing of May 3, 1989, the appellant and other parties indicated that the appellant had vacated the premises and surrendered the Certificate of Occupancy to the appropriate D.C. Government officials, thereby rendering the matter moot. Based on the foregoing, the Board concludes that issue is moot. Accordingly, it is ORDERED that the appeal is hereby DISMISSED.

VOTE: 4-0 (William F. McIntosh, Charles R. Norris, Paula L. Jewell 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 31 1989

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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."

15000order/LJP48