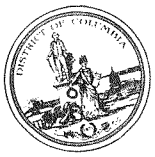
GOVERNMENT OF THE DISTRICT OF COLUMBIA
BOARD OF ZONING ADJUSTMENT



Application No. 15026, of John E. and Kristin F. Williams, pursuant to 11 DCMR 3107.2, for a variance to allow an addition to an existing nonconforming structure which does not meet the side yard requirements [Paragraphs 2001.3(b) and (c)], and a variance from the side yard requirements (Sub-section 405.9) for a proposed addition to a single-family dwelling in an R-1-B District at premises 4526 - 36th Street, N.W., (Square 1975, Lot 2).

HEARING DATE: June 21, 1989
DECISION DATE: June 21, 1989 (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 ANC 3F and to owners of property within 200 feet of the site.

The site of the application is located in Advisory Neighborhood Commission ("ANC") 3F. ANC 3F, which is automatically a party to the application, did not submit written issues and concerns relative to the application.

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 405.9, 2001.3 (b) and 2001.3 (c). No person or entity appeared at the hearing or otherwise requested to participate as a party in 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 ca be granted without substantial detriment to the public go and without substantially impairing the intent, purpose, integrity of the zone plan as embodied in the Zoning Regulations and maps. It is therefore ORDERED that th application is GRANTED.

Pursuant to 11 DCMR 3301.1, the Board ha waive the requirement of 11 DCMR 3331.3 that the Board be accompanied by findings of fact f law. The waiver will not prejudice the d is not prohibited by law.