

GOVERNMENT OF THE DISTRICT OF COLUMBIA
BOARD OF ZONING ADJUSTMENT



Application No. 15336 of Lawrence E. and Carolyn M. Smith, pursuant to 11 DCMR 3107.2, for a variance from the side yard requirements to permit the construction of a deck to an existing semi-detached single family dwelling and garage in an R-4 District at premises 1006 Upshur Street, N.E. (Square 3891, Lot 113).

HEARING DATE: Not scheduled
DECISION DATE: November 7, 1990

ORDER

The subject application was accepted for filing on May 10, 1990. The materials submitted by the applicant at the time of the initial filing were not sufficient to permit further processing of the application in accordance with the provisions of Chapter 33 of the Zoning Regulations. The staff of the Zoning Secretariat verbally informed the applicant of the further submissions necessary to complete the filing requirements on several occasions.

By letter dated October 1, 1990, the Executive Director of the Office of Zoning Secretariat informed the applicant that the application could not be processed further unless the applicant submitted the specified materials necessary to complete the application. The Executive Director further advised the applicant that failure to submit the specified materials by October 24, 1990 would result in a recommendation from the staff to the Board that the application be dismissed.

At its public meeting of November 7, 1990, the staff noted that the applicant had not submitted the materials requested and recommended that the Board dismiss the application for failure of prosecution.

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

VOTE: 3-0 (Paula L. Jewell, John G. Parsons, Carrie L. Thornhill to dismiss; Charles R. Norris not present, not voting).

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

ATTESTED BY:



EDWARD L. CURRY
Executive Director

FINAL DATE OF ORDER: DEC 26 1990

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."

15336order/BHS30

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APPLICATION NO. 15336

As Executive Director of the Board of Zoning Adjustment, I hereby certify and attest to the fact that a copy of the Order in this case, dated DEC 26 1990 has been mailed postage prepaid to each party who appeared and participated in the public hearing concerning this matter, and who is listed below:

Lawrence E. Smith
1006 Upshur Street, N.E.
Washington, D.C. 20017

Bernard N. Price, Chairperson
Advisory Neighborhood Commission 5A
Slowe School Demountable
14th & Irving Streets, N.E.
Washington, D.C. 20017

A handwritten signature in black ink, appearing to read "E. L. Curry", written over a horizontal line.

EDWARD L. CURRY
Executive Director

DATE: DEC 26 1990