

GOVERNMENT OF THE DISTRICT OF COLUMBIA  
BOARD OF ZONING ADJUSTMENT



Application No. 15405 of Kenneth M. and Terese H. Brown, pursuant to 11 DCMR 3107.2, for a variance from the rear yard requirements (Sub-section 404.1) for an addition to detached single-family dwelling in an R-1-A District at premises 2801 Ellicott Street, N.W., (Square 2272, Lot 28).

HEARING DATE: December 12, 1990  
DECISION DATE: December 12, 1990 (Bench Decision)

ORDER

The application appeared on the preliminary calendar of the public hearing of December 12, 1990 due to the applicant's failure to comply with Section 3317 of the Board's Rules. The applicant failed to submit a sworn affidavit demonstrating that the property had been posted with notice of the public hearing as required by the Board's Rules.

At the public hearing of December 12, 1990, the application was called as a preliminary matter. There was no response from either of the applicants or a representative of the applicants. Staff contacted the applicant by telephone during the public hearing. Staff was informed by the applicant that no one would be able to appear at the hearing to prosecute the case, that the applicants were considering alternative plans regarding the property and that the applicants would not object to dismissal by the Board. No one claiming an interest in the application appeared at the hearing.

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

VOTE: 4-0 (Charles R. Norris, Paula L. Jewell, Sheri M. Pruitt and Carrie L. Thornhill to dismiss; Lloyd D. Smith not present, not voting).

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

ATTESTED BY:

  
EDWARD L. CURRY  
Executive Director

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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."

15405order/BHS

GOVERNMENT OF THE DISTRICT OF COLUMBIA  
BOARD OF ZONING ADJUSTMENT



APPLICATION NO. 15405

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

Kenneth and Terese Brown  
2801 Ellicott Street, N.W.  
Washington, D.C. 20008

Eben Fodor, Chairperson  
Advisory Neighborhood Commission 3F  
4401 Connecticut Avenue, N.W.  
Suite 205  
Washington, D.C. 20008

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

EDWARD L. CURRY  
Executive Director

DATE: DEC 26 1990