

GOVERNMENT OF THE DISTRICT OF COLUMBIA  
BOARD OF ZONING ADJUSTMENT



**Application No.16466 of D.C. Teachers Federal Credit Union**, pursuant to 11 DCMR 3107.2, for a variance from the use provision of Subsection 330.5 to allow the continued use of general offices in an R-4 District at premises 901-903 D Street. N.E. (Square 938. Lot 809).

**HEARING DATE:** June 2,1999  
**DECISION DATE:** June 2,1999 (Bench Decision)

**SUMMARY ORDER**

The Board provided proper and timely notice of public hearing on this application by publication in the D.C. Register. and by mail to Advisor) Neighborhood Commission (ANC) 6A and to owners of property within 200 feet of the site.

The site of this application is located within the jurisdiction of ANC 6A. ANC 6A; which is automatically a party to this application, did not file a written statement regarding the application.

As directed by 11 DCMK 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 330.5. No person or entity appearing as a party to this case testified in opposition to the application Accordingly. a decision by the Board to grant this application would not be adverse to any party.

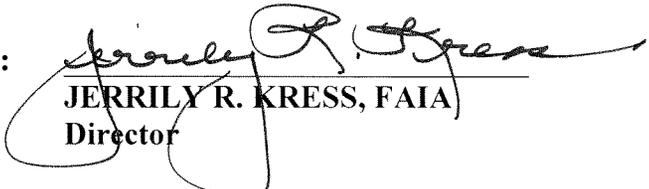
Based upon the record before the Board, the Board concludes that the applicant has met the burden of proof. pursuant to 11 DCMR 3107 that there exists an exceptional or extraordinary situation or condition related to the property which creates an undue hardship for the owner in complying with the Zoning Regulations. and that the requested relief can be granted without substantial detriment to the public good and without substantially impairing the intent. purpose and integrity of the zone plan as embodied in the Zoning Regulations and Map. It is therefore **ORDERED** that the application be **GRANTED**.

Pursuant to 11 DCMR 3301.1, the Board has determined to waive the requirement of 11 DCMR 3331.3 that the order of the Board be accompanied by findings of fact and conclusions of law. The waiver will not prejudice the rights of any party. and is appropriate in this case.

**Vote: 4-0** (Sheila Cross Reid, Jerry Gilreath, Betty King and Anthony Hood to grant).

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

ATTESTED BY:

  
JERRILY R. KRESS, FAIA  
Director

**Final Date of Order:** AUG - 4 1999

PURSUANT TO D.C. CODE SEC. 1-2531 (1987), SECTION 267 OF D.C. LAW 2-38, THE HUMAN RIGHTS ACT OF 1977, THE APPLICANT IS REQUIRED TO COMPLY FULLY WITH THE PROVISIONS OF D.C. LAW 2-38, AS AMENDED, CODIFIED AS D.C. CODE, TITLE 1, CHAPTER 25 (1987), AND THIS ORDER IS CONDITIONED UPON FULL COMPLIANCE WITH THOSE PROVISIONS. THE FAILURE: OR REFUSAL OF APPLICANT TO COMPLY WITH ANY PROVISIONS OF D.C. LAW 2-38. AS AMENDED, SHALL BE A PROPER BASIS FOR THE REVOCATION OF THIS ORDER.

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.

THIS ORDER OF THE BOARD IS VALID FOR A PERIOD OF TWO YEARS AFTER THE EFFECTIVE DATE OF THIS ORDER, UNLESS WITHIN SUCH PERIOD AN APPLICATION FOR A BUILDING PERMIT OR CERTIFICATE OF OCCUPANCY IS FILED WITH THE DEPARTMENT OF CONSUMER AND REGULATORY AFFAIRS.

GOVERNMENT OF THE DISTRICT OF COLUMBIA  
BOARD OF ZONING ADJUSTMENT



**BZA APPLICATION NO.: 16466**

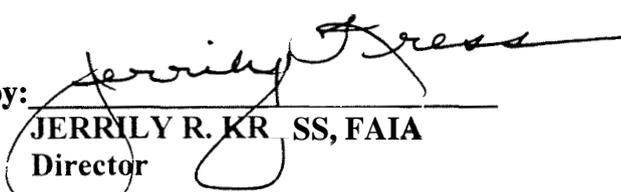
As Director of the Office of Zoning, I hereby certify and attest that on **AUG - 4 - 1999** a copy of the order entered on that date in this matter before the Board of Zoning Adjustment was mailed first class postage prepaid to each party who appeared and participated in the public hearing concerning this matter, and who is listed below:

John Patrick Brown, Jr., Esq.  
Greenstein, DeLorme & Luchs, P.C.  
1620 L Street, N.W. Suite 900  
Washington, D.C, 20036

Anthony M. Rachal 111, Esq.  
Edmonds Building – Capitol Hill, 2ndFloor  
9th & D Streets, N.E  
Washington, D.C. 20002

Daniel M. Pernell. 111, Chairperson  
Advisory Neighborhood Commission 6A  
St. James Parish  
1132 14th Street, N.E.  
Washington, D.C. 20002

Attested by:

  
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JERRILY R. KR SS, FAIA  
Director

Date: AUG - 4 1999

So.