

AGENDA

ANC 6A Economic Development & Zoning Committee
Wednesday September 19, 2012, 7-9:00 PM
Sherwood Recreation Center (640 10th St, NE)
2nd Floor Community Room

7:00 pm **Call to order**

7:01 **Community Comments**

7:05 **Status Reports**

1. Resolution of previously heard BZA/HPRB cases (2 min)
2. Vacant Properties (Dan Golden) (3 min)
3. Zoning Regulations Rewrite (Drew Ronneberg) (2 min)
4. H Street Business Liaison Report (Charmaine Josiah) (3 min)

7:20 **Old Business - None**

7:20 **New Business**

1. 601-645 H Street NE. Representatives will be presenting updated plans for the new development at 601-645 H St NE (south side of 600 block). (15 minutes)
2. PUD (Murray's/H St Storage) redevelopment on north side of 600 block of H St NE) Representatives will be presenting the Planned Unit Development Submission for the large-scale redevelopment of the Murray's/H St Storage site. The PUD submission documents can be download at <https://docs.google.com/folder/d/0B9Fs4ArkSj6NanlpeDY3bU1oT2c/edit> (35 minutes)
3. HPA #12-XX (901 D St NE). The Developer is seeking HPO approval for the redevelopment of the site of the current DC Teachers Federal Credit union to a multi-unit residential building and the addition of 4 rowhouses. (35 minutes)
4. BZA 18418 (712 I St NE). Pilgrim Baptist Church is seeking a special exception pursuant to Section 216 of the zoning regulations to allow the use of an existing building at 712 I St NE, as the administrative offices for the church. The building is adjacent to the church located at 700 I St NE. (20 minutes)

8:45 **Additional Community Comment (time permitting)**

Everyone is welcome! Call Drew Ronneberg with questions at 202 431-4305.

Visit our website at <http://www.anc6a.org/>



Edmonds School

2012.8.31

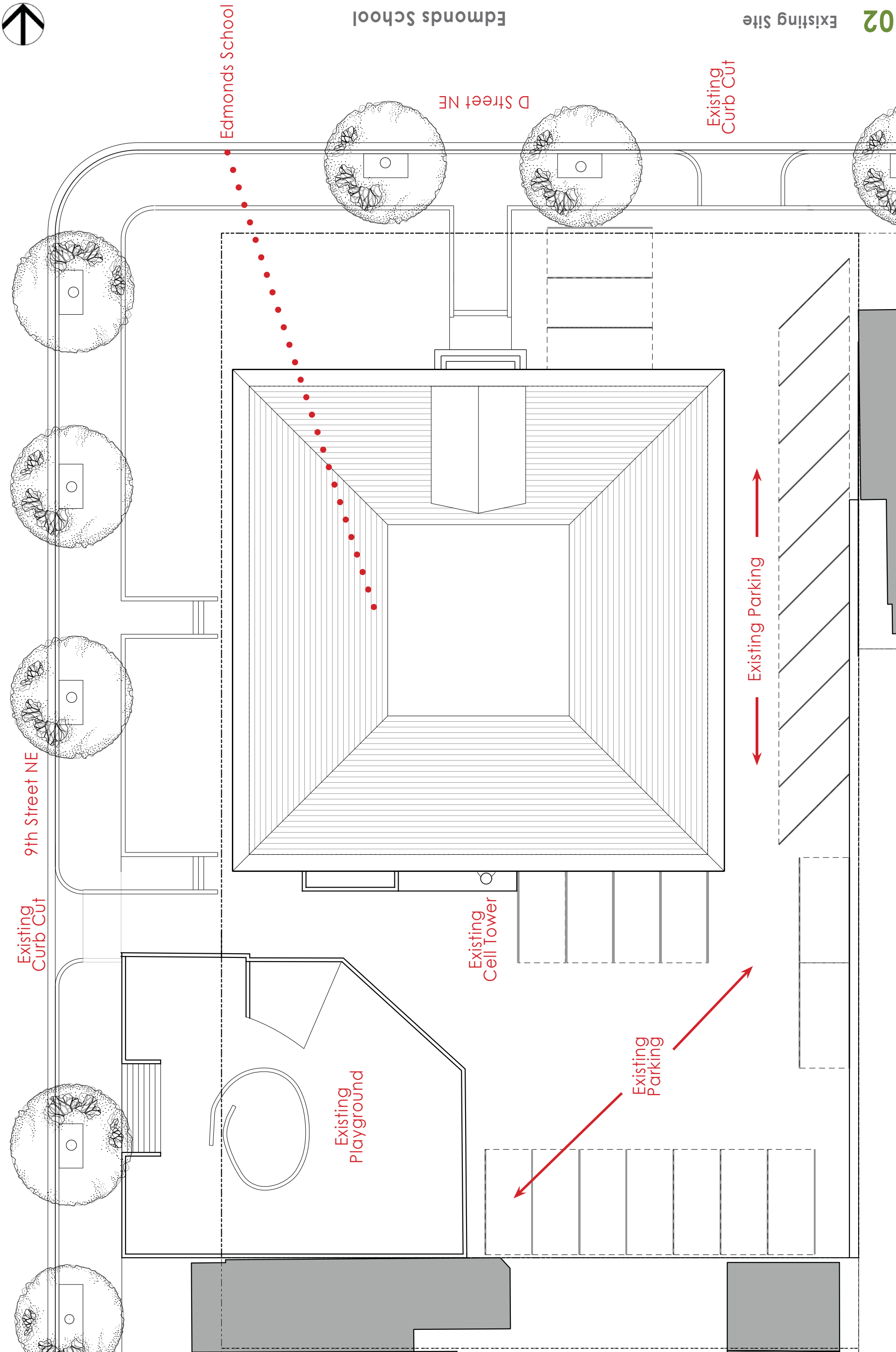


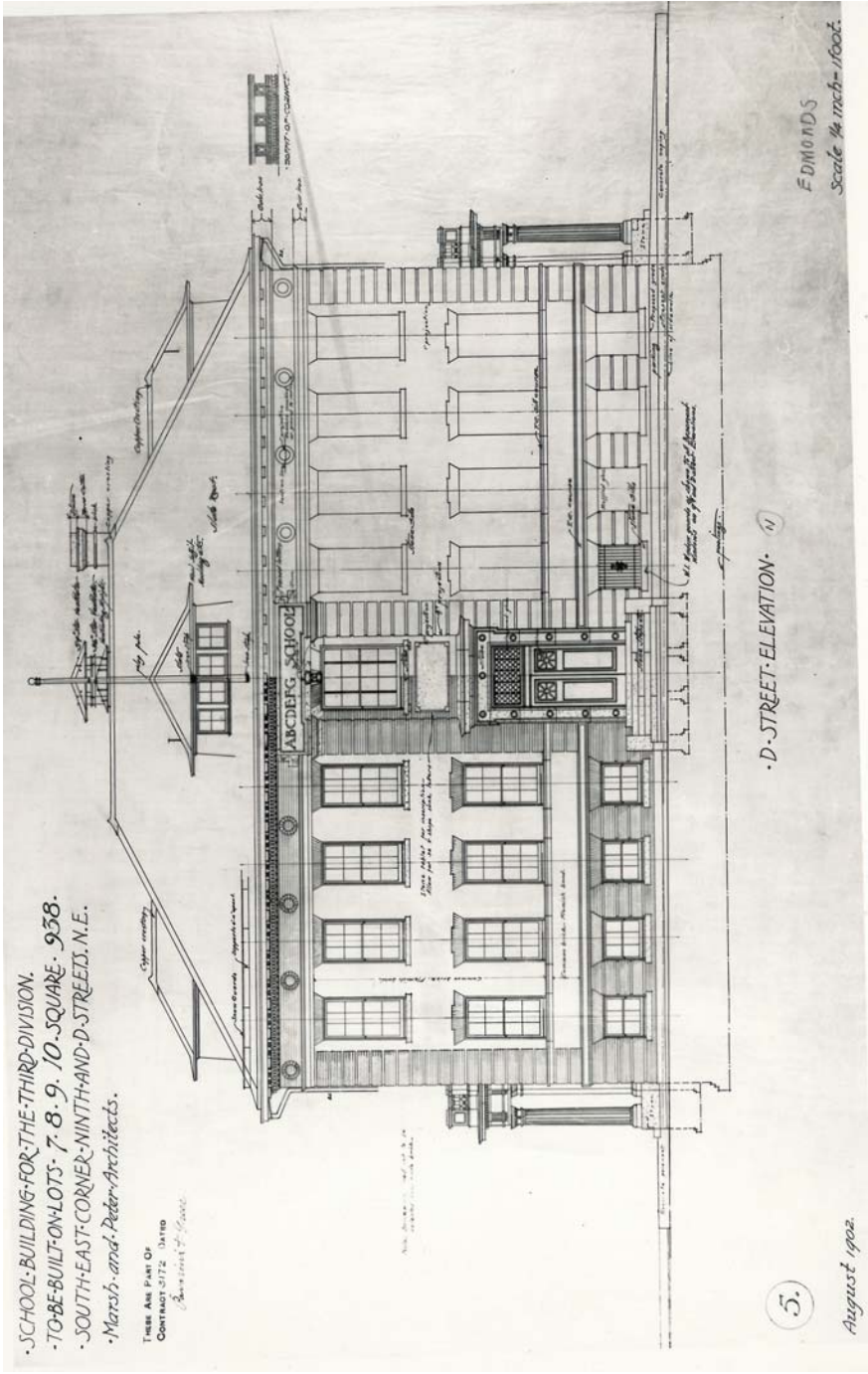
D Street NE



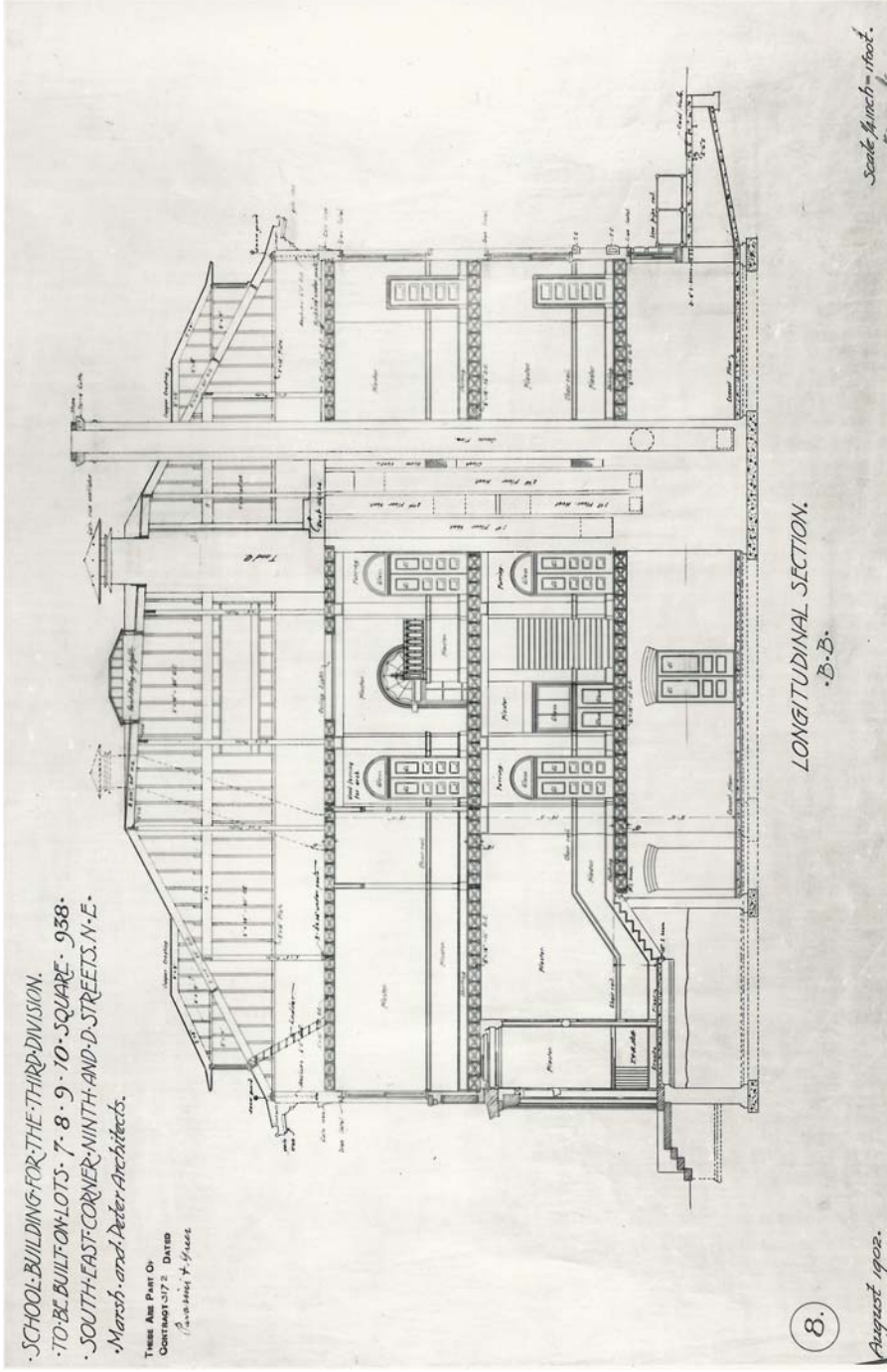
9th Street NE



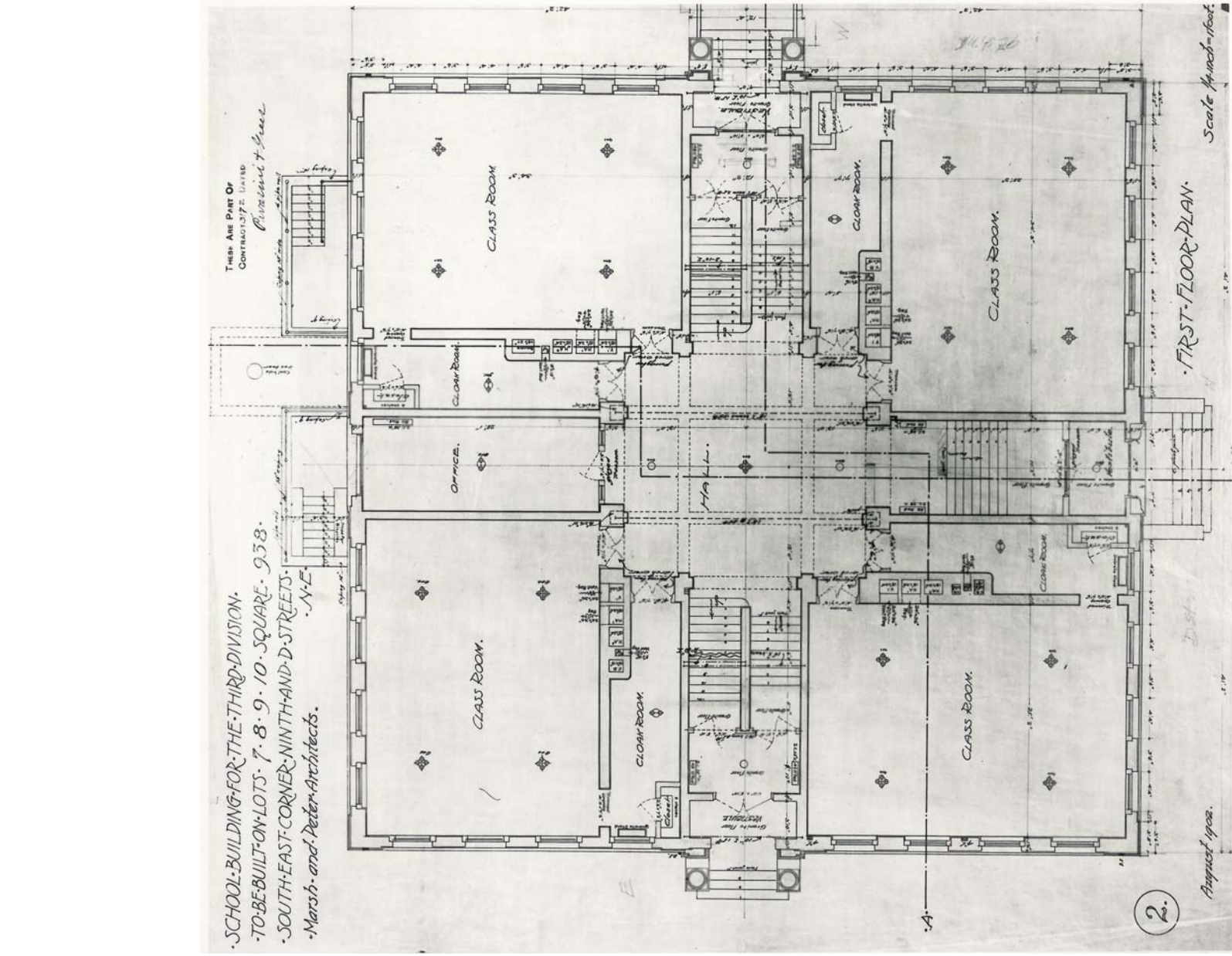




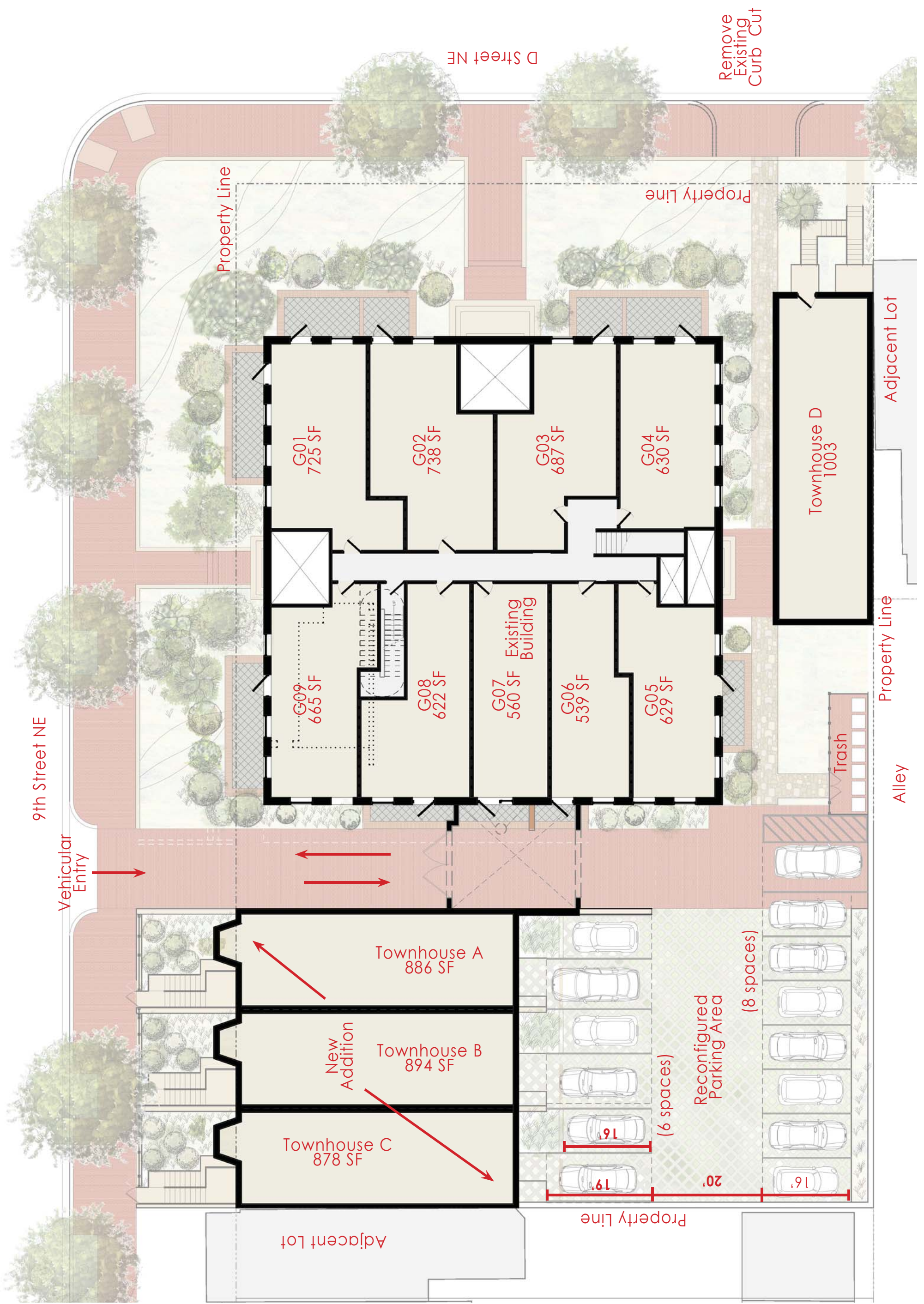
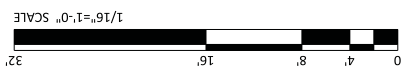
Historic Elevation

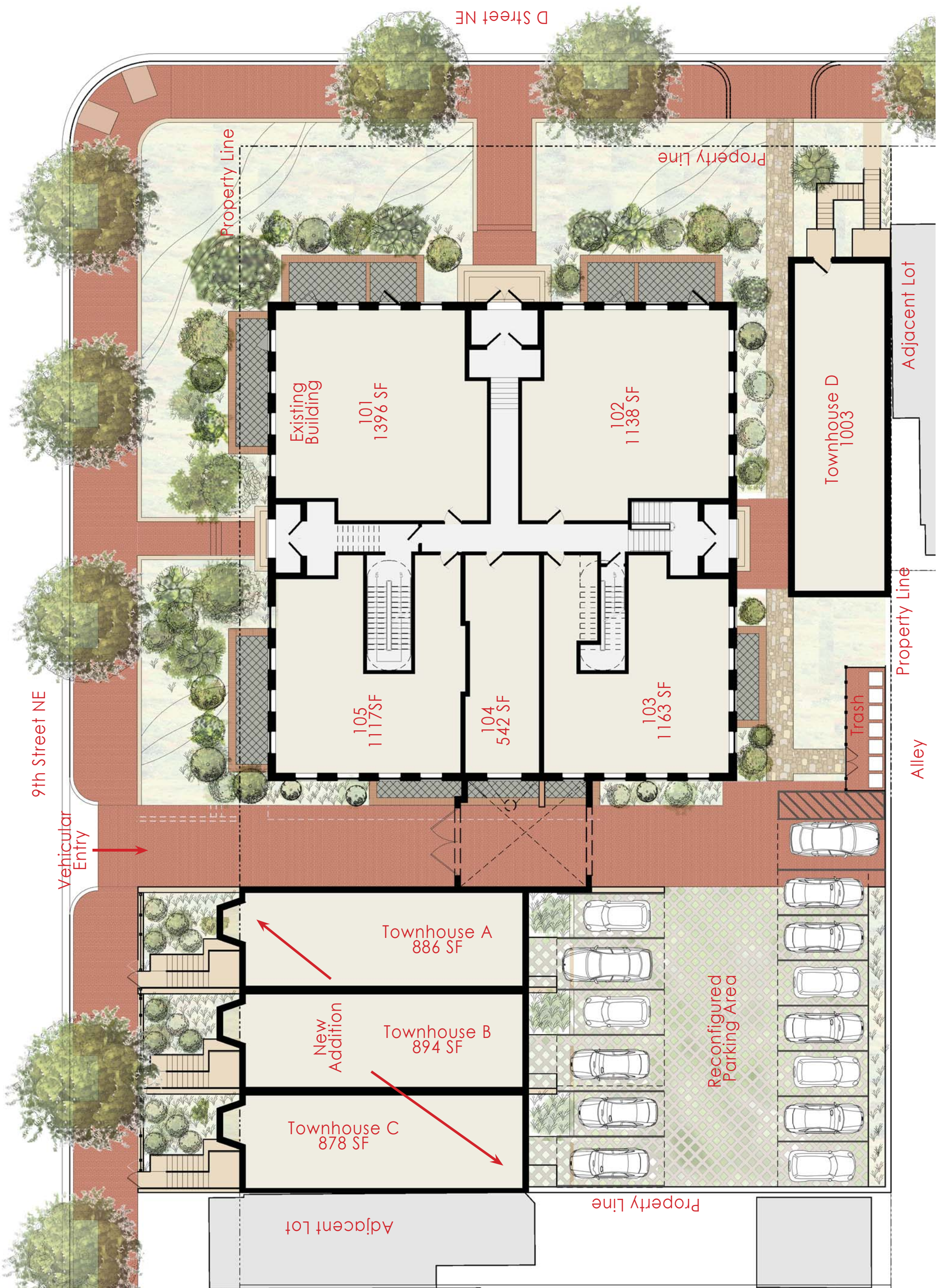
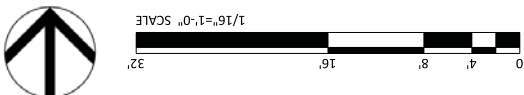


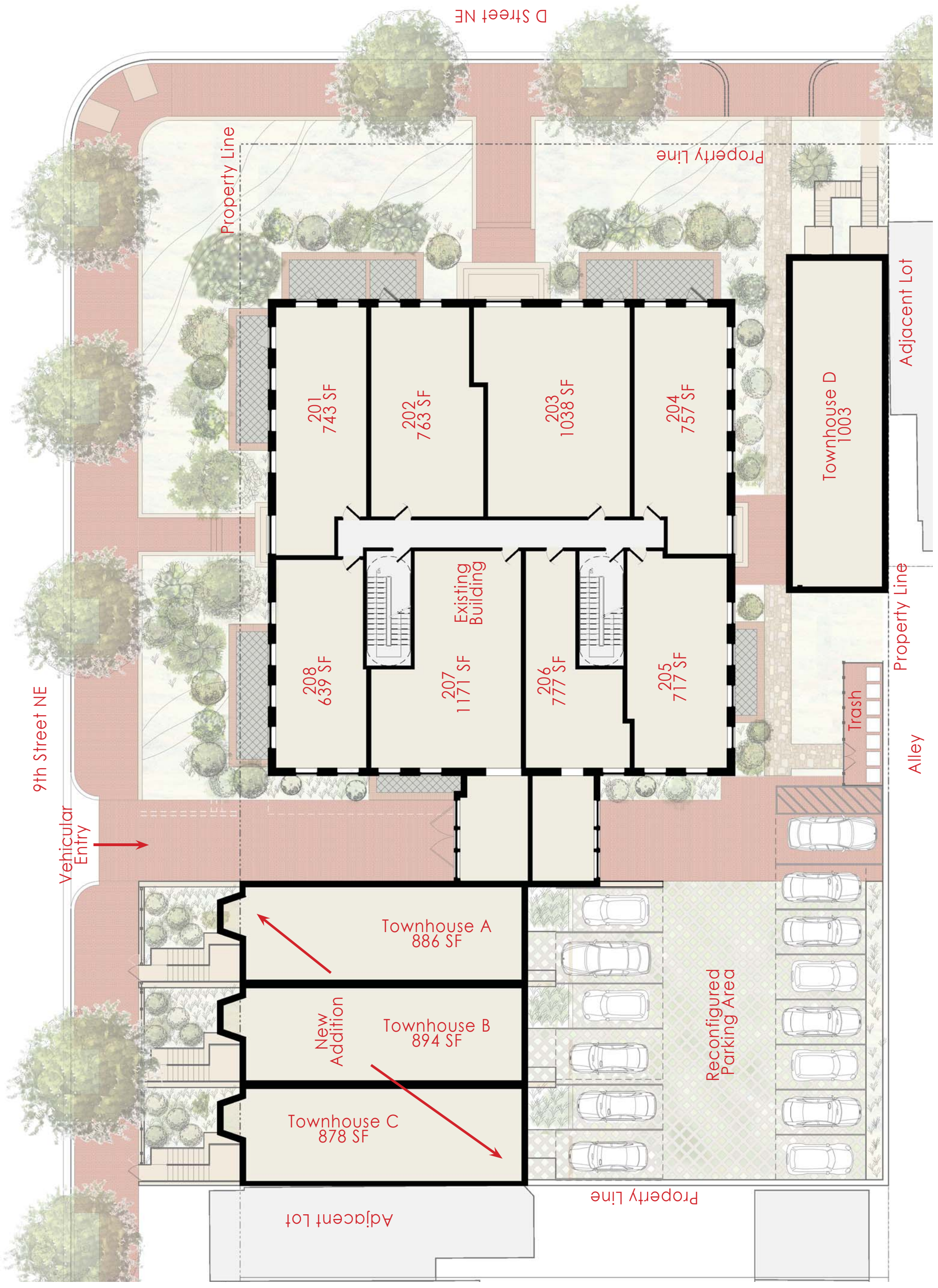
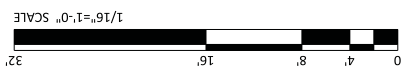
Historic Section

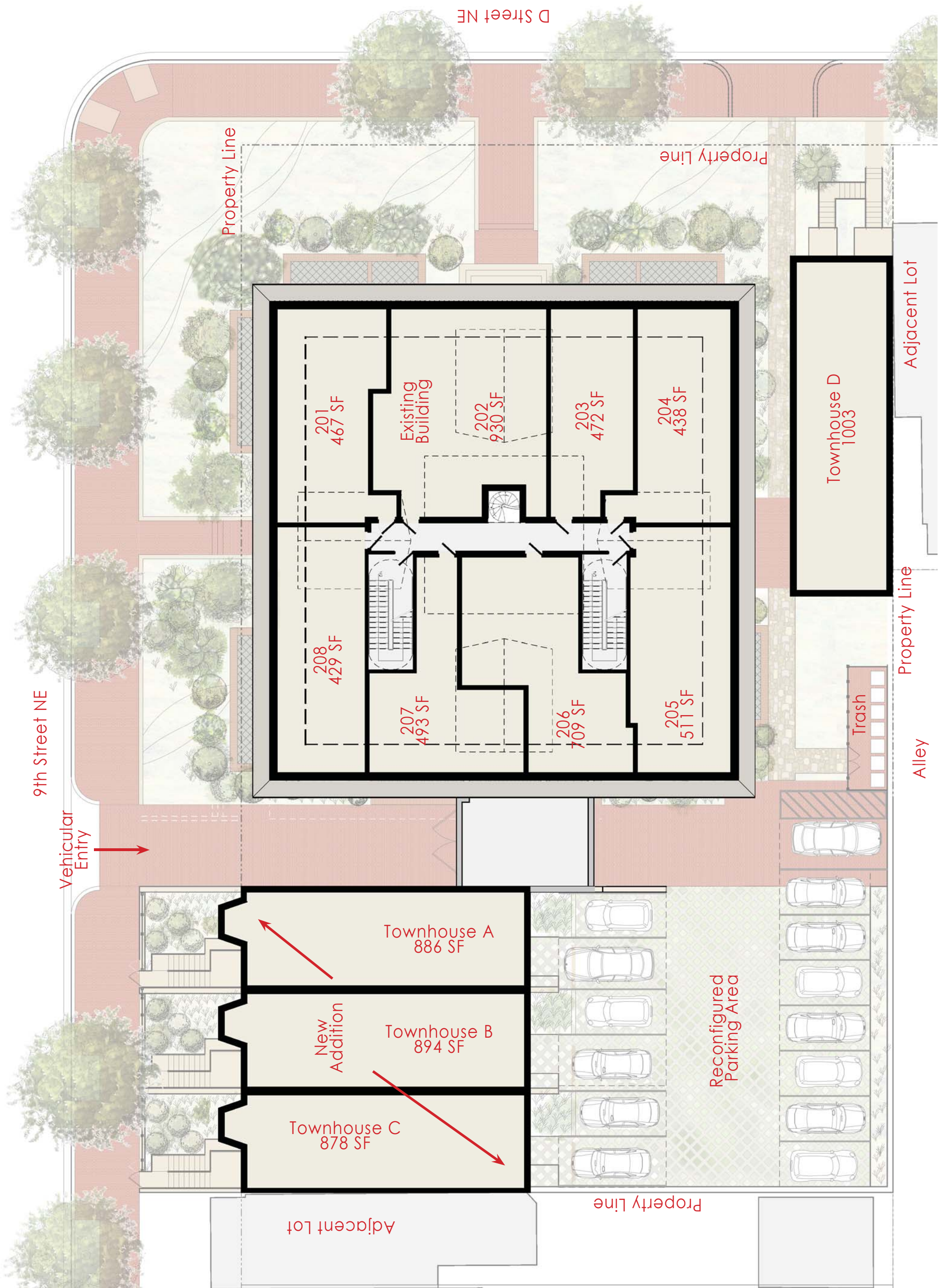
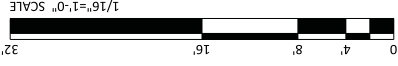


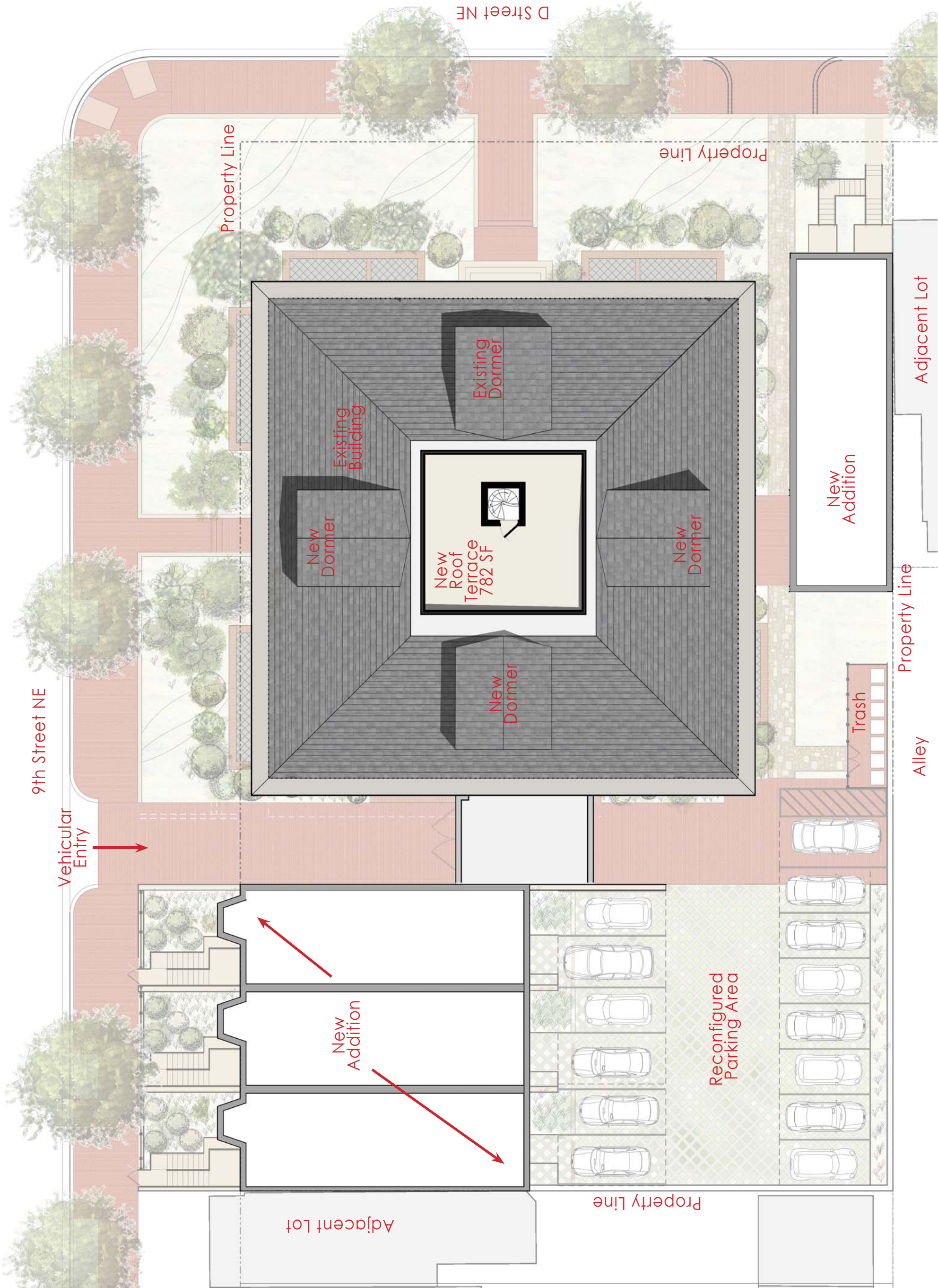
Historic Plan

















North Elevation and Addition After



North Elevation Before



Side Lot Before



Side Lot with Addition After



BEFORE THE BOARD OF ZONING ADJUSTMENT
OF THE DISTRICT OF COLUMBIA



FORM 120 - APPLICATION FOR VARIANCE/SPECIAL EXCEPTION

Before completing this form, please review the instructions on the reverse side.
Print or type all information unless otherwise indicated. All information must be completely filled out.

Pursuant to §3103.2 - Area/Use Variance and/or §3104.1 - Special Exception of Title 11 DCMR- Zoning Regulations,
an application is hereby made, the details of which are as follows:

Address(es)	Square	Lot No(s).	Zone District(s)	Type of Relief Being Sought	
				Area Variance Use Variance Special Exception	Section(s) of Title 11 DCMR - Zoning Regulations from which relief is being sought
712 I Street NE	0888	0800	R-4	Spec. Except	3104.1
					216.3

Present use(s) of Property: Property occasionally used for administrative offices for church.

Proposed use(s) of Property: Administrative Office or Church

Owner of Property: Pilgrim Baptist Church

Telephone No: (202) 547-8849

Address of Owner: 700 I Street NE, Washington DC 20002

Single-Member Advisory Neighborhood Commission District(s): 6A01

Written paragraph specifically stating the "who, what, and where of the proposed action(s)". This will serve as the Public Hearing Notice:

Pilgrim Baptist Church, pursuant to Section 3104.1, seeks a Special Exception to allow use of the existing building at 712 I Street NE, as the administrative offices for the church. The building is adjacent to the church located at 700 I Street NE

EXPEDITED REVIEW REQUEST (If interested, please select the appropriate category)

I waive my right to a hearing, agree to the terms in Form 128 - Waiver of Hearing for Expedited Review, and hereby request that this case be placed on the Expedited Review Calendar, pursuant to §3118.2 (CHOOSE ONE):

- ☒ A park, playground, swimming pool, or athletic field pursuant to §209.1, or
☐ An addition to a one-family dwelling or flat or new or enlarged accessory structures pursuant to §223

I/We certify that the above information is true and correct to the best of my/our knowledge, information and belief. Any person(s) using a fictitious name or address and/or knowingly making any false statement on this application/petition is in violation of D.C. Law and subject to a fine of not more than \$1,000 or 180 days imprisonment or both. (D.C. Official Code § 22 2405)

Date: May 24, 2012

Signature*: 

To be notified of hearing and decision (Owner or Authorized Agent*):

Name: Nathaniel Bush

E-Mail: natebushesq@aol.com

Address: 1119 44th Place SE, Washington DC 20019

Phone No(s): (202) 360-8446

Fax No.: (202) 564-7561

* To be signed by the Owner of the Property for which this application is filed or his/her authorized agent. In the event an authorized agent files this application on behalf of the Owner, a letter signed by the Owner authorizing the agent to act on his/her behalf shall accompany this application.

ANY APPLICATION THAT IS NOT COMPLETED IN ACCORDANCE WITH THE INSTRUCTIONS ON THE BACK OF THIS FORM WILL NOT BE ACCEPTED.

FOR OFFICIAL USE ONLY

Exhibit No. 1

Case No. 18418

INSTRUCTIONS

Any request for self-certification that is not completed in accordance with the following instructions shall not be accepted.

1. All self-certification applications shall be made on this form. All certification forms must be completely filled out (front and back) and be typewritten or printed legibly. All information shall be furnished by the applicant. If additional space is necessary, use separate sheets of 8½" x 11" paper to complete the form.
2. Complete one self-certification form for each application filed. Present this form with the Form 120 - Application for Variance/Special - Exception to the Office of Zoning, 441 4th Street, N.W., Suite 200-S, Washington, D.C. 20001. (All applications must be submitted before 3:00 p.m.)

ITEM	EXISTING CONDITIONS	MINIMUM REQUIRED	MAXIMUM ALLOWED	PROVIDED BY PROPOSED CONSTRUCTION	VARIANCE Deviation/Percent
Lot Area (sq. ft.)	1530			X	X
Lot Width (ft. to the tenth)	17.0			X	X
Lot Occupancy (building area/lot area)	2040/1530			X	X
Floor Area Ratio (FAR) (floor area/lot area)				X	X
Parking Spaces (number)	N/A			X	X
Loading Berths (number and size in ft.)	N/A			X	X
Front Yard (ft. to the tenth)	15/17			X	X
Rear Yard (ft. to the tenth)	10/17			X	X
Side Yard (ft. to the tenth)				X	X
Court, Open (width by depth in ft.)				X	X
Court, Closed (width by depth in ft.)				X	X
Height (ft. to the tenth)				X	X

If you need a reasonable accommodation for a disability under the Americans with Disabilities Act (ADA) or Fair Housing Act, please complete Form 155 - Request for Reasonable Accommodation.

DCOZ

Pilgrim Baptist Church
700 I Street, NE, Washington DC 20002
(202) 547-8849

May 29, 2012

Reverend Louis B. Jones, II
Pastor

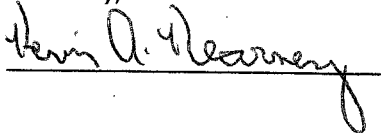
Director
District of Columbia Office of Zoning
441 4th Street, NW, Suite 200-S
Washington DC 20001

Re: Appointment of Agent

Dear Sir:

Please be advised that by this letter, attorney Nathaniel Bush is appointed agent for Pilgrim Baptist Church (PBC) to represent PBC in the proceedings before the Office of Zoning. Further you are advised that Attorney Bush is vested with full authority to decide any question or commit PBC to any agreement with the Office of Zoning concerning this application.

Sincerely,

A handwritten signature in dark ink, appearing to read "Kevin A. Reamery", is written over a horizontal line.

Title: Director of Finance

Pilgrim Baptist church

**BEFORE THE BOARD OF ZONING ADJUSTMENT
OF THE DISTRICT OF COLUMBIA**

Application of Pilgrim Baptist Church

**STATEMENT IN SUPPORT OF THE
APPLICATION BY PILGRIM BAPTIST
CHURCH TO ESTABLISH ADMINISTRATIVE OFFICES
AT 712 I STREET NE**

May 24, 2012

I. NATURE OF RELIEF SOUGHT

The Pilgrim Baptist Church ("PBC" or "Applicant") is the owner of the property located on Lot 0800 in Square 0888 at 712 I, NE. The property at 712 I, NE is located adjacent to the main sanctuary building of PBC and is currently zoned R-4. This is an application by PBC for a Special Exception to operate administrative offices for Pilgrim Baptist Church to house 5 staff members at the stated location and premises for the said purpose.

II. JURISDICTION OF THE BOARD ZONING ADJUSTMENTS

The Board of Zoning Adjustment ("BZA") has jurisdiction to grant the relief requested pursuant to 11 DCMR § 3104 of the Zoning Regulations.

III. DESCRIPTION OF THE SUBJECT PROPERTY AND VICINITY

The subject property is a single family brick dwelling located on the north side I street in the 700 block between 7th and 8th Streets North East. The property is located one block north of the H Street commercial strip corridor in the District of Columbia and is within the boundary of Advisory Neighborhood Commission ("ANC") 6A. The neighborhood is a quiet, well maintained community of predominantly attached row houses and semi-detached single-family homes. The 700 hundred block of I Street is predominated by attached row houses and two vacant lots. The property is located one block north of the commercial zone on H Street and is bounded by 7th street to the east and 8th Street to the west. There are no proposed changes to the premises or the foot prints of the property and the administrative offices will operate within the existing building.

Immediately to the west of the subject property and adjacent thereto is the Sanctuary, Worship Center and current offices of Pilgrim Church located at 700 I Street NE.

One block north and one block east of the applicant premises is the J O Wilson Elementary School.

IV. THE PROPOSED USE

Pilgrim Baptist Church proposes to use the property to house the administrative offices of the church and to provide office space for not more than five (5) employees of the church. The employees will perform routine administrative activities of the church and from time to time will serve as the staging center for special and identified projects that will be managed by volunteer staff person. The existing structure will serve as the premises for the offices and there will be no changes to the premises or construction changes necessary to convert or in any way change the building or the property there around.

The administrative offices will operate from 8 am to 5pm Monday thru Friday and from 10am until 2 pm on Saturdays. On Sundays the building will be closed for office activities.

V. COMPLIANCE WITH THE SPECIAL EXCEPTION CRITERIA

The Board is authorized under § 8 of the Zoning Act, D.C. Official Code 6-641.07(g)(2), to grant special exception, as provided in said title, where, in the judgment of the Board, the special exception will be in harmony with the general purpose and intent of the Zoning Regulations and Zoning Maps and will not tend to affect adversely, the use of neighboring property in accordance with the Zoning Regulations and Zoning Maps subject in each case to § 216 if approved.

The subject property is zoned R-4, which permits matter-of-right development of single-family residential uses including detached, semi-detached and row dwellings and flats for detached structures, with a minimum lot of 40 feet and lot area 4000 square feet for detached structures.

The use of the property as administrative offices for the PBC is allowed by §216.1 if approved by the Board subject to the generic standards of § 3104 and the specific criteria reviewed below.

§216.2 The program shall not be operated for profit, but shall be organized exclusively for the promotion of the social welfare of the community

Pilgrim Baptist Church is a tax exempt religious organization that is operated to provide religious services to the community and congregation of the church. The administrative offices of the church shall be operated by PBC employees overseeing a variety of programs for the church and the community. All of the activities of the church employees are in support of the activities of the church and are sanctioned as nonprofit activities as is required by this subsection. The PBC congregation specifically is a direct beneficiary of the activities of the church and the operation of administrative offices that facilitate and manage church programs and activities promote the social welfare of the community. The greater community at large also is a beneficiary of the activities of the PBC and the activities of the church, i.e. a child daycare

program; facilities to operate civic meeting, ANC meeting and other community activities all contribute to the social welfare of the community.

§216.3 The part of the church program conducted on the property shall be carried on within the existing church building(s) or structure(s).

The location for the proposed administrative offices is a building owned by PBC, located along the property line of the church immediately east of the church that abuts the church property proper. The building located at 712 I Street, NE is located adjacent to the foot print of the church building and property line. The property is within twenty feet (20) of the church building. The applicant premises has several rooms that are sufficient to provide office space for church employees, meeting rooms and storage space for church files and equipment. All of the administrative activities and functions of the church shall be operated exclusively within the stated premises. Based upon the current use of the property as an occasional church auxiliary office structure and in view of the point that there has been no disruption of the use and enjoyment of the adjacent property owners, the applicant property under current BZA regulation appear to qualify this structure as a church property for purposes of Section 216.3. However, if the Boards interpretation is such that the structure does not so qualify for purposes of Section 216.3, then it is the request of the applicant that a variance is granted from this section to allow the applicant to operate the proposed program in the existing building.

§216.4 The staff conducting the program shall be composed of persons, at least seventy-five percent (75%) of whom volunteer their time and services.

The current staffing of the administrative offices of the church consist of three salaried employees of the church, however many of the administrative functions of the church are performed by volunteers that comprise a staff of approximate 10 workers. The volunteer staff work on an unspecified work schedule but perform specific assigned duties. Pursuant to the requirements of this section the current staffing of the program falls within the requirements of 216.4. The administrative staff and the volunteer staff are the principle persons operating the church programs within the church.. While the exact number of volunteers will vary depending on church activities and functions, it is anticipated that the actual staffing of the administrative offices shall not fall below the requirements for this section

§216.5 The operation of the program shall be such that it is not likely to become objectionable in the Residential District because of noise and traffic.

The PBC has engaged in a vigorous out-reach program to inform community residents of the proposed use of the property. In meetings with community organizations, civic associations and the local ANC, PBC has outlined the proposed use of the subject property as an administrative office for the church. The premise that is subject to this application has been owned by the church for a period of years and has been use from time to time on a very limited basis to operate church activities and there have been no complaints from adjacent neighbor about noise from the premises or additional traffic. The proposed use of the property shall not result in the development of additional traffic in the community. The persons who will be housed

in the proposed offices currently are housed in the main sanctuary of the church. The church currently has parking on property owned by the church and no additional parking is necessary. The employees now housed in the church will relocate to the premises approximately 20 feet east of their current location.

If the Board finds that additional parking may be necessary to approve the requested Special Exception then the applicant is prepared and provide future evidence of to support and to dedicate three parking spaces on the church parking lot directly across the street from the premises to meet the requirement of one parking space per 600 square feet of building program space. The three dedicated spaces shall be located within twenty-five feet of the program site.

Given the favorable situation of the premises and small size of the program and other factors cited above, the Applicant is of the Opinion that the program will not in any meaningful way, disrupt the peaceful enjoyment of the home owners of the community contiguous to the site of the training program..

§216.6 *No sign or display indicating the location of the program shall be located on the outside of the building or the grounds.*

In compliance with the provision of this section, the program will not display any signs or advertisement on the outside of the building or grounds where the program is housed. All activity advertising the program will be achieved through community outreach activities.

§216.7 *Any authorization by the Board shall be limited to a period of three (3) years, but may be renewed at the discretion of the Board.*

The applicant is aware of the 3 year limitation on the authorization provided in this section. Under this section, the applicant requests an exception to allow the initial administrative use of the property to operate for a period of five (5) years before renewal. The church currently operates on a five year planning cycle. The proposed relocation of the administrative offices for the stated extended period of time would permits proper development, transition, implementation and evaluation of the proposed offices. This will be a new site for the church offices that will require a period of adjustment. Like any relocation of offices, organization, implementation, evaluation and adjustments to changing condition will require time. An exception to this provision to allow the program to operate for five years is therefore requested.

VI. Compliance with § 3104

Section 3104 authorizes the Board of Zoning Adjustment to grant variances subject to the specific criteria for the individual use, reviewed above, and subject to a finding that the special exception will be in harmony with the general purpose and intent of the Zoning Regulations and Map and will not tend to adversely affect the use of neighboring property.

The facts and analysis in this statement document concludes that the proposed use of the premises, that is the subject of this application, as administrative offices for PBC will be compatible and in harmony with the requirements of DCMR section 3104. The purpose of the

R-4 Districts is to provide for quiet residential areas, where "only a few additional and compatible uses shall be permitted." (11 DMCR 200.2) The proposed administrative offices will be an entirely compatible use with the surrounding residential neighborhood and is consistent with the intent of the R-4 District purpose statement.

VII. Community Comment

Members of PBC have consulted with the immediate neighbors of the Church and the local ANC. As the program is initiated, PBC will provide additional information to the community and arrange to meet with Civic Associations to advise same on the proposed use of the premises. In addition, PBC will meet with block clubs and other neighborhood groups to inform them of the new offices and to request their advise or concerns about the use of the premises. PBC representatives have also made a preliminary arrangements with ANC 6A to take a formal vote on the project prior to the public hearing on this application. Community comments up to the day of filing on this application have been generally supportive of the proposed use for the property located at 712 I Street NE.

VIII. Conclusion

The proposed use of the premises as administrative offices for PBC satisfies all of the requirements for the requested special exception as set forth in Sections 3104 and 216 of the Zoning Regulations. It is the request that the Board approve the application of PBC for a Special Exception to use of the premises as administrative offices.

Respectfully submitted,

Nathaniel Bush Esq.

Attachments

**BEFORE THE BOARD OF ZONING ADJUSTMENT
OF THE DISTRICT OF COLUMBIA**

Application of Pilgrim Baptist Church

STATEMENT OF INTENDED USE AND RELIEF SOUGHT

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