



District of Columbia Government  
Advisory Neighborhood Commission 6A  
Box 75115  
Washington, DC 20013



July 28, 2008

District of Columbia Office of Zoning  
Board of Zoning Adjustment  
441 4th Street, NW  
Suite 210 South  
Washington, DC 20001

Chairperson Miller,

At our regularly scheduled monthly public meeting on July 17, 2008, and with a quorum of commissioners present, we voted unanimously to request postponement of the scheduled hearing to consider the special exception contained in Board of Zoning Adjustment (BZA) application #17825 to construct a Shell Gas Station at 1400 Maryland Avenue, NE. The hearing is presently scheduled for October 14, 2008.

Our Commission has extensive concerns that this application is scheduled to come before the BZA before the District Department of Transportation (DDOT) Public Space Committee has an opportunity to review this proposal. We ask that the BZA postpone this hearing until the DDOT Public Space Committee has an opportunity to make a determination on the use of the public space.

The applicant has not submitted an application to the DDOT public space committee.

The applicant has proposed to pave over 70% of the surrounding public space (8,200 SF) to facilitate the storage and movement of vehicles for their business. The square footage they propose utilizing is greater than the private space they actually own (6,400 SF) and will double their effective "lot" size. This use of public space for their private business will also result in a net loss of 10 metered public curb side parking spaces that could be utilized by residents and visitors to the H Street NE commercial corridor.

It is clear to our Commission, that the use of public space is the most critical issue for the determination of the viability of this proposal. We believe it would be inappropriate to make a determination of the requested special exception before the use of the public space is resolved.

On behalf of the Commission,

Joseph Fengler  
Chair, Advisory Neighborhood Commission 6A

cc: Councilmember Tommy Wells