AGENDA

ANC 6A Economic Development & Zoning Committee Wednesday January 21, 2009, 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 **Ongoing Status Reports**:

- 1. 1400 Maryland Ave. BZA Case #17825 (Rich Luna) (3 min)
- 2. H Street Survey (Drew Ronneberg) (2 min)
- 3. Zoning Code Rewrite (Cody Rice) (4 min)
- 4. Vacant Properties (Dan Golden) (4 min)
- 5. 1305-1311 H St NE Nomination for Historic Landmark (Drew Ronneberg) (3 min)
- 6. Proposed Redevelopment of H Street Connection (Drew Ronneberg) (2 min)

7:23 **Old Business** - None

7:23 New Business

- 1. BZA 17891 (1381 F St. NE). Application for a special exception to allow a partial third story addition to an existing one-family row dwelling under section 223, not meeting the lot occupancy (section 403), and nonconforming structure provisions (subsection 2001.3), in the R-4 District. (35 minutes)
- 2. 246 10th St NE. The owner plans to construct a rear addition that will limit the rear yard to 18 feet, while zoning regulations require a rear yard setback of 20 feet. The applicant will ask the Zoning Administrator, in accordance with 11 DCMR 407 (Minor Flexibility by Zoning Administrator's Ruling) to permit a 10% deviation in the requirement for the rear yard setback. The applicant is asking the ANC to provide a letter of support to the Zoning Administrator. (20 minutes)
- 3. Adoption of 2009 ED&Z Goals (10 minutes)
- 4. H Street NE Zoning Overlay Text Amendment. Discuss whether ANC 6A should pursue a text amendment to include all properties between 14th St, Florida Ave., and Maryland Ave. within the boundaries of the H Street NE Zoning Overlay. Currently only properties facing H Street NE are included and 2 properties facing Maryland Ave. are excluded. (15 min.)

8:45 Additional Community Comment (time permitting)

Visit our website at http://www.anc6a.org/ Sign up for automated meeting reminders and community listserv at http://groups.yahoo.com/group/anc-6a/ Form 120 — Exhibit 1 (Revised 04/29/02)

Case No. 17891

200

BEFORE THE BOARD OF ZONING ADJUSTMENT OF THE DISTRICT OF COLUMBIA

APPLICATION

Notice: Click Here for Application Form Instructions

| Addr | Address(es)* Squa | | | | | Zoning istricts* | | Relief Being Sought* | | S | ection No(s)* |
|--|---|---|-----------------------------|-------------------------------|-------------------------------------|---|-------------------|-------------------------------------|---------------|----------------|---|
| 1381 F Street NE | | 1029 | | 189 | 1 | R-4 | | Area Variance | | | 225 |
| | | | _ | | | | 1 | | | | |
| | | | \dashv | | - | | + | | | - | |
| Present Use of | Property:* | Single F | amily R | esidential | | | | | | | |
| Proposed Use | of Property:* | | | esidential | | | | 05050-550 | olle-cocces | | 200000000000000000000000000000000000000 |
| Owner of Property:* Judy Smith | | | | | | | | Telephone No.:4 | | (202)276-8331 | |
| Address:* 13 | Address:* 1381 F Street NE City | | City:* | Washingto | n Sta | te:* D | 0 | Zip:* | 20003 | | |
| Written parag | raph specifically | stating the | "who, w | at, and who | ere of the pr | oposed | action(| s)". This | will serve as | the Public | |
| Hearing Notice | e:* | | | 44111 | | | | | | | |
| The owner rec | prests special exce | eption to see | tion 223 | of the DCM | IR Title 11 : | egulatio | ns to b | e allowed | to build a p | artial 3rd flo | or on top of ar |
| existing two st | ory rowhouse. | | | | | | | | | | or our top or an |
| existing two st Estimated Construction (| ory rowhouse. | \$125,000. | 00 | | T, | Advisor | | iberhoed District(| Commission | 0- | 6A96 |
| existing two st Estimated | ory rowhouse. | \$125,000. | 00 | ×s | T, | Advisor | | | | . M | -1 |
| Estimated Construction (Date:* 09/05/ * The Owner files an appli | ory rowhouse. | y for which ehalf of the of applica | the app e Owner tion. | olication is , a letter si | gnature: made or h | Advisor Single A is/her a e Own | uthori er anth | District(Zed agen cortzing t | L at the ev | Ment an auth | 6A96 |
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| Form 135 — Side 1 (Revised 03/15/02) | | | | Case N | No. | 7891 |
|---|--|---|---|--|--------------------|--|
| 224 | ZONING SE | ELF-CE | RTIFICATION F | ORM | | $\omega = C$ |
| Project Address(es)* | Square(s)* | Lot No(s) | * Zoning Districts* | I AN | C(s)/Si | ingle Member District(s)* |
| 1381 F Street NE | 1029 | | | Participation | 6806 | |
| | | | | | | |
| 2610 - 260 | 1 制度管理 - 2 A | | Bedan to dutie | | 4.764 | m21,0% = 11:0 17.0 |
| and the same of the same | erende stempes er | CERTI | FICATION | | | and the desired |
| The undersigned agent hereby cert matter pursuant to: | ifies that the following | g zoning rel | ief is required from the | Board of Z | Couing / | Adjustment in this |
| Relief Saught* | §3103.2 - Use V | /ariance | §3103.2 - Area V | ariance | V | §3104.1-Special Excepti |
| Pursuant to Subsections | | | F 1 1901 / 16 | | 223 | |
| The undersigned agent and owner relief from that which is self-certifi other administrative determination Adjustment does not constitute a B determination. | ied in order to obtain, a based upon the Zoni | for the abo ng Regulati | ve-referenced project, a ons and Map. Any appr | ny building oval of the | g permi applica | it, certificate of occupanc ation by the Board of Zor |
| determination for which the reque | sted zoning relief is a | | | | | |
| determination for which the requesthat additional or different zoning. The undersigned agent and owner Affairs harmless from any liability Adjustment. | sted zoning relief is a relief is required. hereby hold the Distri for failure of the und | prerequisite ict of Colun ersigned to | e may appeal that permi ubia Office of Zouing an seek complete and prop | t, certificat d Departm er zoning t | te, or de | etermination on the grou |
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| determination for which the requesthat additional or different zoning. The undersigned agent and owner Affairs harmless from any liability Adjustment. The undersigned owner hereby and Owners Signature. Agent Signature | sted zoning relief is a relief is required. hereby hold the Distri for failure of the und | prerequisite ict of Colum ersigned to | e may appeal that permi abia Office of Zouing an seek complete and prop act on the owner's beha Owner's Name | d Departm or zoning r | nent of crelief fr | Consumer and Regulator om the Board of Zoning |
| determination for which the requesthat additional or different zoning. The undersigned agent and owner Affairs harmless from any liability Adjustment. The undersigned owner hereby and Owners Signature. Agent Signature | hereby hold the Distri- for failure of the und | prerequisite ict of Colum ersigned to Ad agent to | act on the owner's behat Owner's Name Architect | d Departmer zoning r If in this m Judy Si Dennis | nent of crelief fr | Consumer and Regulator om the Board of Zoning |
| determination for which the requesthat additional or different zoning. The undersigned agent and owner Affairs harmless from any liability Adjustment. The undersigned owner hereby and Owners Signature. Agent Signature | sted zoning relief is a relief is required. hereby hold the Districtor for failure of the und thereby the undersign DC Bar No. OFFICE | ict of Columersigned to | act on the owner's behat of Name Owner's Name Architect Registration No. NG DETERMINATION In 11 §3113.2 | d Departmer zoning r If in this m Judy Si Dennis | nent of crelief fr | Consumer and Regulator |
| determination for which the requesthat additional or different zoning. The undersigned agent and owner Affairs harmless from any liability Adjustment. The undersigned owner hereby and Owners Signature Agent Signature Date* 09/05/08 | sted zoning relief is a relief is required. hereby hold the Districtor for failure of the und thereby the undersign DC Bar No. OFFICE | ict of Columersigned to | act on the owner's behat of Name Owner's Name Architect Registration No. NG DETERMINATION In 11 §3113.2 | d Departmer zoning r If in this m Judy Si Dennis | nent of crelief fr | Consumer and Regulator |
| determination for which the requesthat additional or different zoning. The undersigned agent and owner Affairs harmless from any liability Adjustment. The undersigned owner hereby and Owners Signature Agent Signature Date* 09/05/08 Based upon review of the applicate | sted zoning relief is a relief is required. hereby hold the Distri- for failure of the und thorizes the undersign DC Bar No. OFFICE | ict of Columersigned to | e may appeal that permi abia Office of Zouing an seek complete and prop act on the owner's beha Owner's Name Architect Registration No. NG DETERMINATION le 11 §3113.2) | d Departmer zoning to the service of | nent of relief fr | Consumer and Regulator om the Board of Zoning |
| determination for which the requesthat additional or different zoning. The undersigned agent and owner Affairs harmless from any liability Adjustment. The undersigned owner hereby and Owners Signature Agent Signature Date* 09/05/08 Based upon review of the application of the Accepted for filing. | bereby hold the Distri- for failure of the und thorizes the undersign DC Bar No. OFFICE Zoning Administrato ly with the provisions 2; or | cof ZONII (DOMR Tit | e may appeal that permi abia Office of Zouing an seek complete and prop act on the owner's beha Owner's Name Agent Name Architect Registration No. NG DETERMINATION le 11 §3113.2} dication is ent of Consumer and Re | d Departmer zoning to the service of | nent of relief fr | Consumer and Regulator om the Board of Zoning |

Form 135 - Side 2

INSTRUCTIONS

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

- All self-certification applications shall be made on Form 135. 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 paper to complete
 this form.
- Complete one self-certification form for each application filed. Present this form with the Form 120
 Application to the Office of Zoning, 441 4th Street, N.W., Suite 210, Washington, D.C. 20001.

| ITEM | EXISTING CONDITIONS | MINIMUM REQUIRED | MAXIMUM ALLOWED | PROVIDED BY PROPOSED CONSTRUCTION | VARIANCE Deviation/Percent |
|--|-----------------------|--------------------------------|---------------------|---|-------------------------------|
| Lot Area (sq. ft.) | 1,190 SF | 1,800 SF | N/A | 1,190 SF | Not / Applicable |
| Lot Width (ft. to the tenth) | 17.0' | 18.0' | N/A | 17.0' | N/A |
| Lot Occupancy (building area/lot | 67.1% | N/A | 60.0% | 67.1% | 7.1% Existing |
| Floor Area Ratio (floor area/lot area) | 1.3 | N/A | none prescrib | 1.5 | N/A |
| Parking Spaces (number) | O 1) a large model to | IntroVision00 of the engine | N/A | O third proved oncome to | N/A |
| Loading Berths (number and size | N/A | N/A | N/A | N/A | N/A |
| Front Yard (ft. to the tenth) | N/A | N/A | N/A | N/A | N/A |
| Rear Yard (ft. to the tenth) | 23.0* | 20.0 | N/A | 23.0' | N/A |
| Side Yard (ft. to the tenth) | none | none | none | none | none |
| Court, Open (width by depth | none | N/A | N/A | none | none |
| Court, Closed (width by depth | none | N/A | N/A | none | none |
| Height (ft. to the tenth) | 26.0' two stories | N/A | 40.0' three str. | 32.3' three stories | none |

Case Number: 17891 September 29, 2008

To: The District of Columbia Office of Zoning

441 4th Street, NW

Ste 210-2

Washington, DC 20001

202-727-6311

202-727-6072 fax

From: Judith Smith

1381 F Street, NE

Washington, DC 20002

To whom it may concern,

I give permission to, Dennis Connors, my architect to file my request for a Special Exception regarding the Lots 189 within Square 1029 located at 1381 F Street, NE.

Thank you,

udtla Mma 9/9/08

Owner

Case Number: 1789 | September 22, 2008

To: The District of Columbia Office of Zoning

441 4th Street, NW

Ste 210-2

Washington, DC 20001

202-727-6311

fax 202-727-6027

From: Judith Smith

1381 F Street, NE

Washington, DC 20002

202-276-8331

fax 202-318-4921

To whom it may concern,

The following information describes the special exception application for 1381 F Street, NE:

Special Exception being sought:

I, the owner and resident of 1381 F Street, NE am seeking a special exception to the zoning regulation 223 found in Title 11 of the DCMR. 223 explains that one might be granted a special exception to build an addition to a single family dwelling if the addition along with the existing house does not exceed 70% in the R4 Zone. Our lot currently has an occupancy percentage of 67.0% because an existing side court does not conform to the minimum width for zoning regulations in the R4 Zone. The court has been previously covered with a glass sunroom of storefront construction.

Physical Characteristics of the property:

The lot is number 189 within square 1029, located at the 1300 block of the south side of F Street, NE in between 13th and 14th Street. The property is 17.0 feet wide and its depth is 70.0°. The lot area is 1,190 square feet, well under the typical 1,800 square feet required for a row dwelling in the R4 Zone.

The lot is occupied currently by a two story row house, which has 2 bedrooms and 1.5 baths, and was built before zoning regulations. The neighboring structures are similar, each having a dogleg at their sides. However, there are no neighboring windows facing into the existing dogleg of this property (the side walls are all brick).

Granting the application will not be of substantial detriment to the public good:

The desired addition will not substantially or adversely affect either the light or air available to neighboring properties. First, our house and neighboring houses face North, and the houses beyond the alley are at a higher grade than ours; therefore, our desired partial 3rd floor will not cast shadows towards our rear neighbors (in some cases the houses behind ours have 2 stories above a cellar level and are higher). Second, our proposed addition would be approximately in

the middle of our house starting beyond the wall of our neighbor's side court yards; therefore, our addition would only cast shadows on their roofs. Third, our proposed addition is considerably setback from the front and would not cast shadows into our neighbor's front yards, which are always in shadow due to the north positioning regardless. Fourth, the proposed partial 3rd floor, would not visibly detract from the rhythm and scale of F Street, since there is quite a variety of prominent roof elements and some of the houses across the street are elevated with cellars below two stories or have three full stories.

The desired addition would not affect the traffic pattern or parking requirements of the neighborhood. Currently our back yard could have a full size parking space if we opened our back yard up via a gate, although we currently choose to use the yard as green space.

The desired addition would not affect the scale and character of the neighborhood. First, the addition is extremely small, and some of the neighboring properties to our rear or within our blocks alley have 2 story rear additions or two level decks of substantial size. Second, our block is extremely long, and not only do our houses along F Street have a variety of styles and forms, but when looking down our alley from entry along 13th Street, our house is so far within the block it is impossible for one to even see our house or our property at all. Third, our neighborhood is in transition with larger newer developments in the surrounding blocks, and unfortunately with some abandoned properties within our block that deter from our established family oriented community.

Granting the application will not be inconsistent with the general intent and purpose of the Zoning Regulations and Map:

The R-4 Zone allows for various types of residential structures at a height of 40'-0" or 3 stories. Even though the structure does not conform with the lot occupancy requirements, the renovated structure would be consistent with the general intent of zoning which normally allows such additions to Single Family homes. Even with the proposed third story, our house would be well under 40'-0" of height and the addition would only be a 23% footprint compared to the lot.

Summary:

We would like to work with the District and neighborhood committees to achieve our desired addition, while being appropriate in both intent of zoning and design. The addition would not affect any neighboring properties. The desire is not to exceed height, but to gain the better use of our lot which is primarily under-sized and under-built. The need for this variance is self-evident when the existing conditions are revealed. Furthermore, I have lived in this house for more than 9 years, have made substantial upgrades to the property and would like to remain in DC and specifically in this property; however, as a family with a young child, we do need additional space. We are without a basement and see this modification as the best way to gain some additional space.

Sincerely,

Judith Smith

DISTRICT OF COLUMBIA GOVERNMENT OFFICE OF THE SURVEYOR

Washington, D.C., Januaray 2, 2003

and are correctly platted; that all proposed buildings or construction, or parts thereof, including covered porches, are correctly dimensioned and platted and agree with plans accompanying

accurately to the same scale as the property lines shown on this plat; and that by reason of the proposed improvements to be erected as shown herson the size of any adjoining lot or

the application; that the foundation plans as shown hereon is drawn, and dimensioned

and ventilation; and it is further certified and agreed that accessible parking area where required by the Zoning Regulations will be reserved in accordance with the Zoning Regulations, and that this area has been correctly drawn and dimensioned hereon. It is

premises is not decreased to an area less than is required by the Zoning Regulations for light

I hereby certify that all existing improvements shown hereon, are completely dimensioned,

Plat for Building Permit of SQUARE 1029 LOT 189

Scale: 1 inch = 10 feet Recorded in Book 19 Page 63

Receipt No.

08719

Furnished to:

JUDITH SMITH

of driveway at any point on private property in excess of 20% for single-family dwellings or flats.

further agreed that the elevation of the accessible parking area with respect to the Highway Department approved curb and alley grade will not result in a rate of grade along centerline or in excess of 12% at any point for other buildings. (The policy of the Highway Department permits a maximum driveway grade of 12% across the public parking and the private

Surveyor, D.C.

By: L.M.A.

" ydd h.g anner

Signature of owner or his authorized agent)

REVISED for BZA by (N: 4

NOTE: Data shown for Assessment and Taxation Lots or Parcels are in accordance with the records of the Department of Finance and Revenue, Assessment Administration, and do not necessarily agree with deed description.



1381 F STREET, NE - BZA APPLICATION FOR A SPECIAL EXCEPTION: Relief of Section 223 Addition to a Single Family



- Sheet Index and Area Map
- 2 Existing Photos I
- 3 Existing Photos II
- 4 Existing Floor Plans
- 5 Proposed Floor Plans
- 6 Existing Rowhouse Section
- 7 Proposed Rowhouse Section
- 8 Existing and Proposed Elevations

The owners seek to add a partial 3rd floor level (one room, one bathroom). The house is a non-conforming structure with a conforming use due to a lot occupancy percentage of 67% due to a covered side courtyard. The proposed addition would not increase any non-conforming conditions.



3 story F & 14th Streets SW Corner



1381 F Street, NE (Subject House)



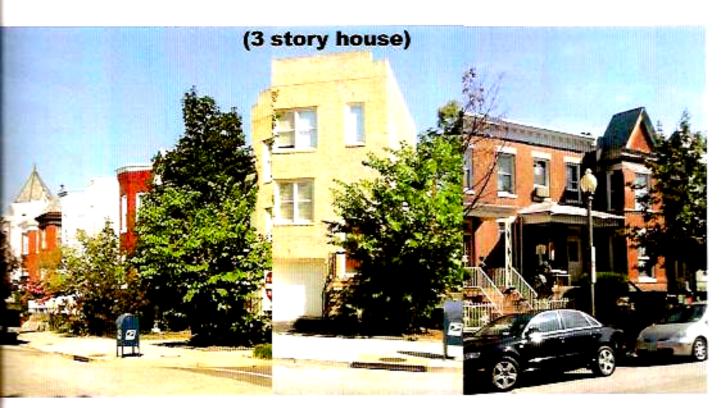
Abandoned 2.5 Story 13th at Alley behind F Street



(some have cellars)



Various Housing 1300 Block of F Street NE (East of Subject House South Side of Block)



Various Housing 1300 Block of F Street NE (Across from Subject House North Side of Block)



Very Long Alley at Rear of (Subject House)



Mid-Block View of Alley at Rear of (Subject House)



Rear Facade of (Subject House)



New 4 story 13th Street between Emerald and

synergy design September 19, 2008

1381 F Street, NE W Owner: Ju



House North of Alley



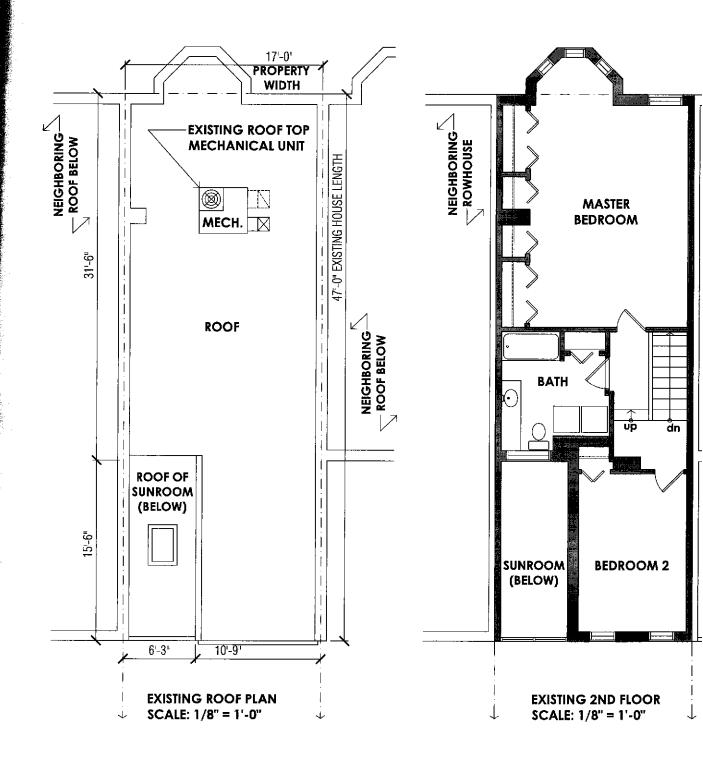
House North of Alley near (Subject House)

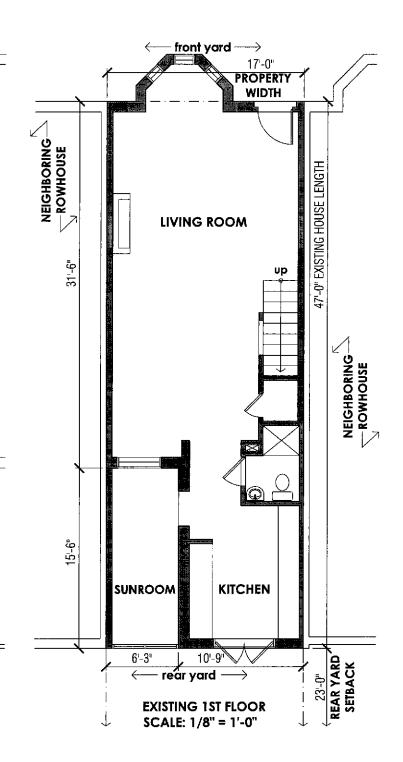


Existing 4 story 13th Street between F and Emerald



New 3.5 story 1200 block F Street





- ROWHOUSE

KOOF BILOW

NOTE:

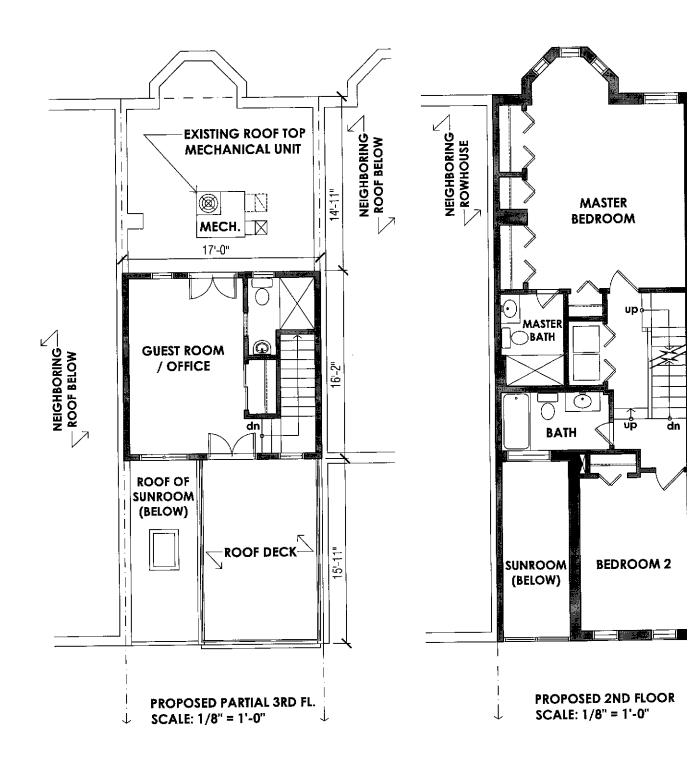
EXISTING 1ST FLOOR PLAN WILL NOT CHANGE; UNLESS THE 1ST FLOOR BATHROOM WITH A SHOWER BECOMES A POWDER ROOM ONLY WITHOUT A SHOWER. THIS WOULD DEPEND ON WHETHER THE OWNER DECIDES TO RECONFIGURE THE 2ND FLOOR AS WELL.

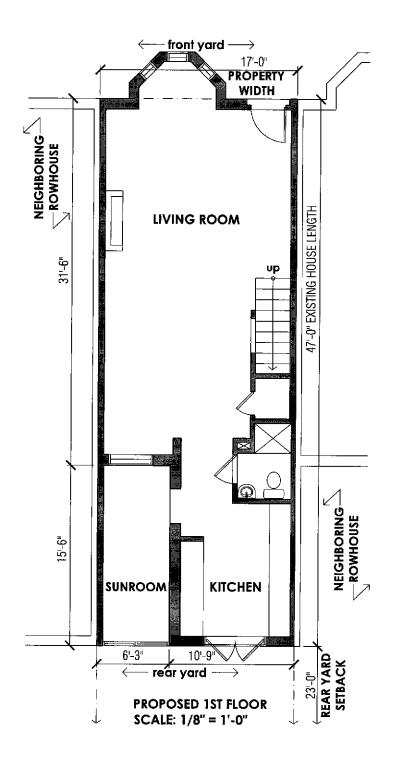


NORTH

EXISTING ROWHOUSE PLANS

DATE: 09/22/08 SCALE: 1/8" = 1'-0"





NOTE:

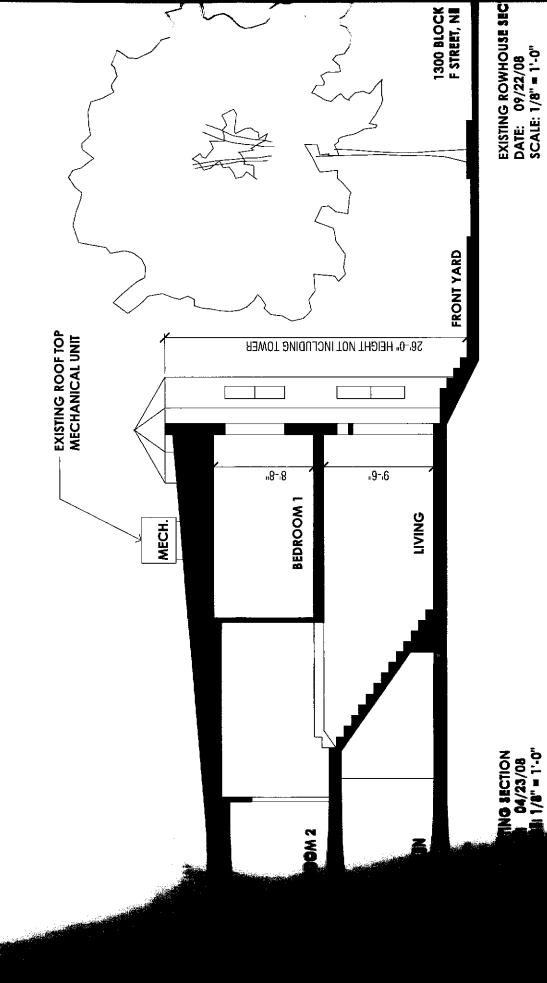
EXISTING 1ST FLOOR PLAN WILL NOT CHANGE; UNLESS THE 1ST FLOOR BATHROOM WITH A SHOWER BECOMES A POWDER ROOM ONLY WITHOUT A SHOWER. THIS WOULD DEPEND ON WHETHER THE OWNER DECIDES TO RECONFIGURE THE 2ND FLOOR AS WELL.

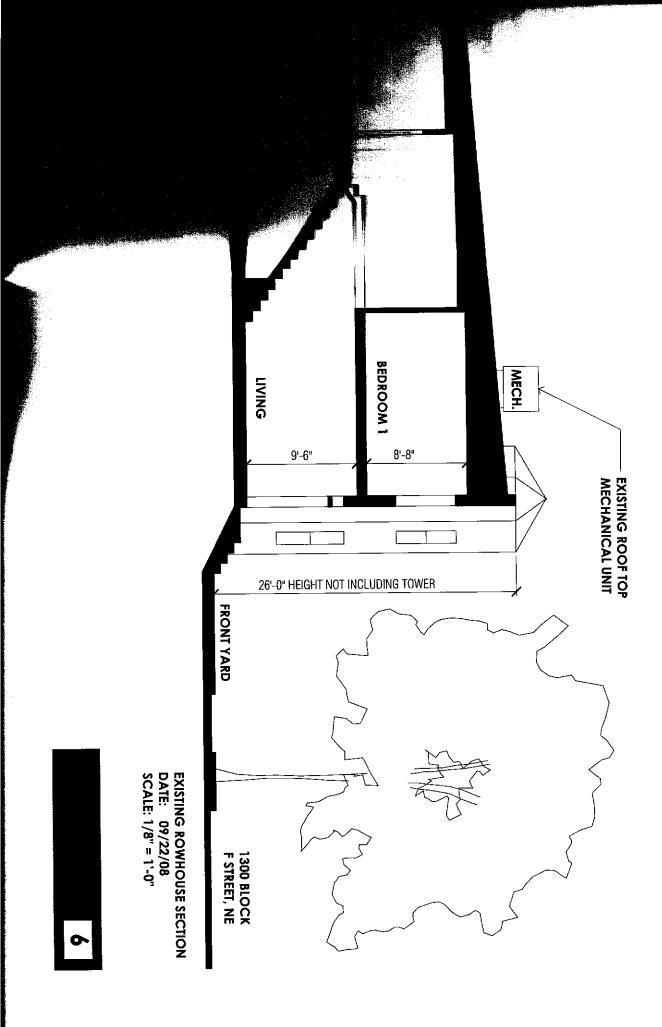


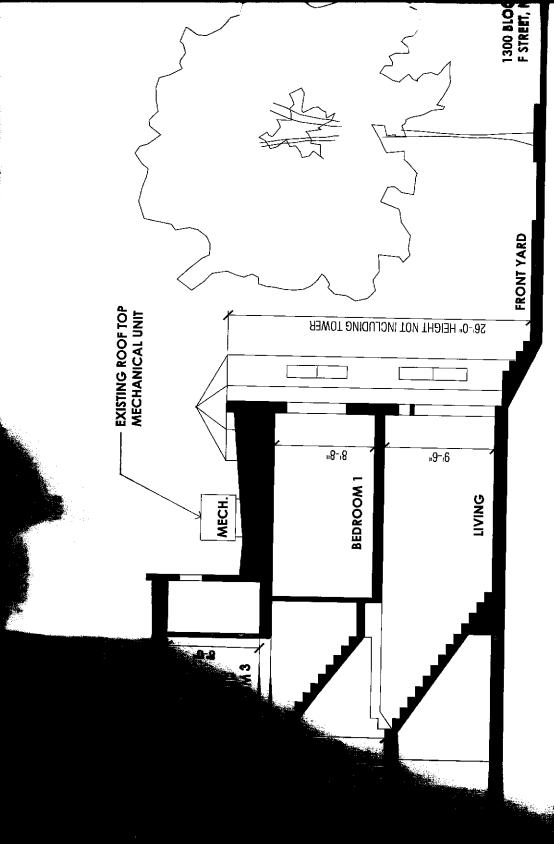
NORTH

PROPOSED ROWHOUSE PLANS

DATE: 09/22/08 SCALE: 1/8" = 1'-0"

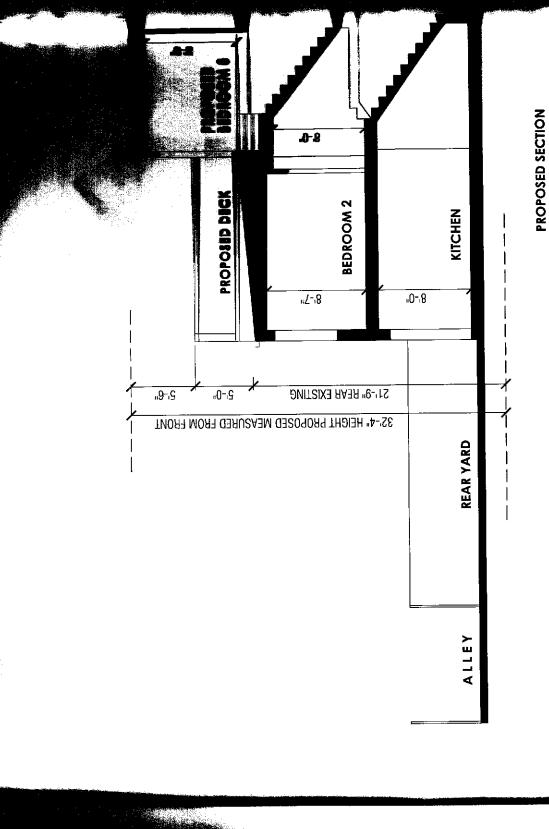




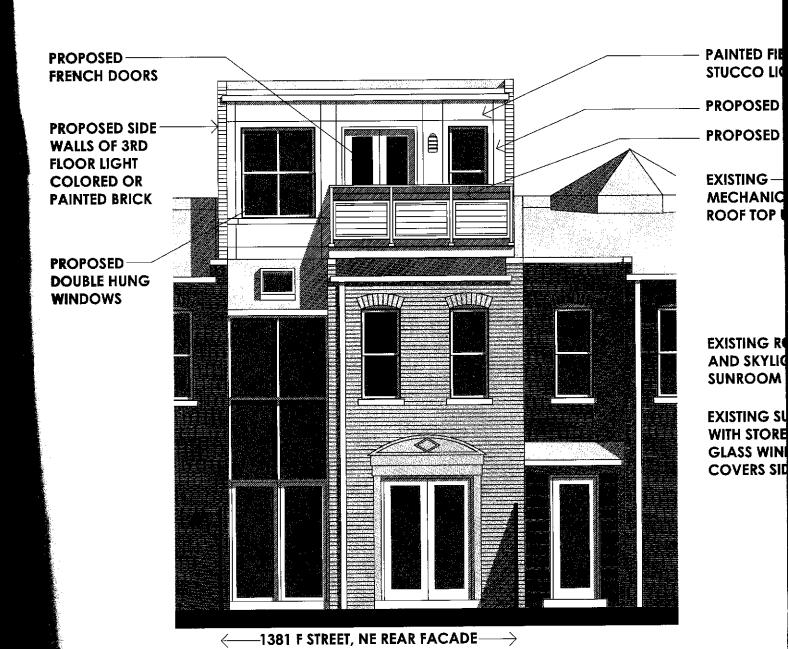


TOSED SECTION TE: 04/23/08 SALE: 1/8" = 1:-0"

PROPOSED ROWHOUSE DATE: 09/22/08 SCALE: 1/8" = 1'-0"



PROPOSED SECTION DATE: 04/23/08 SCALE: 1/8" = 1'-0"

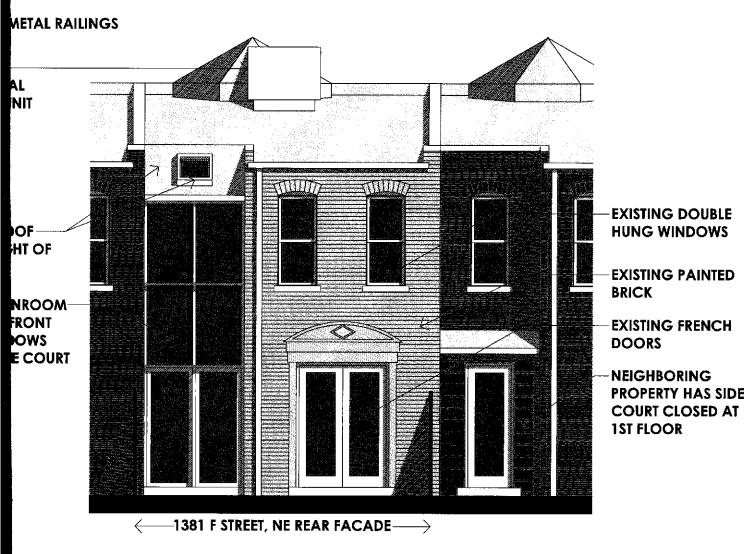


PROPOSED REAR ELEVATION

DATE: 04/23/08 SCALE: 3/16" = 1'-0"

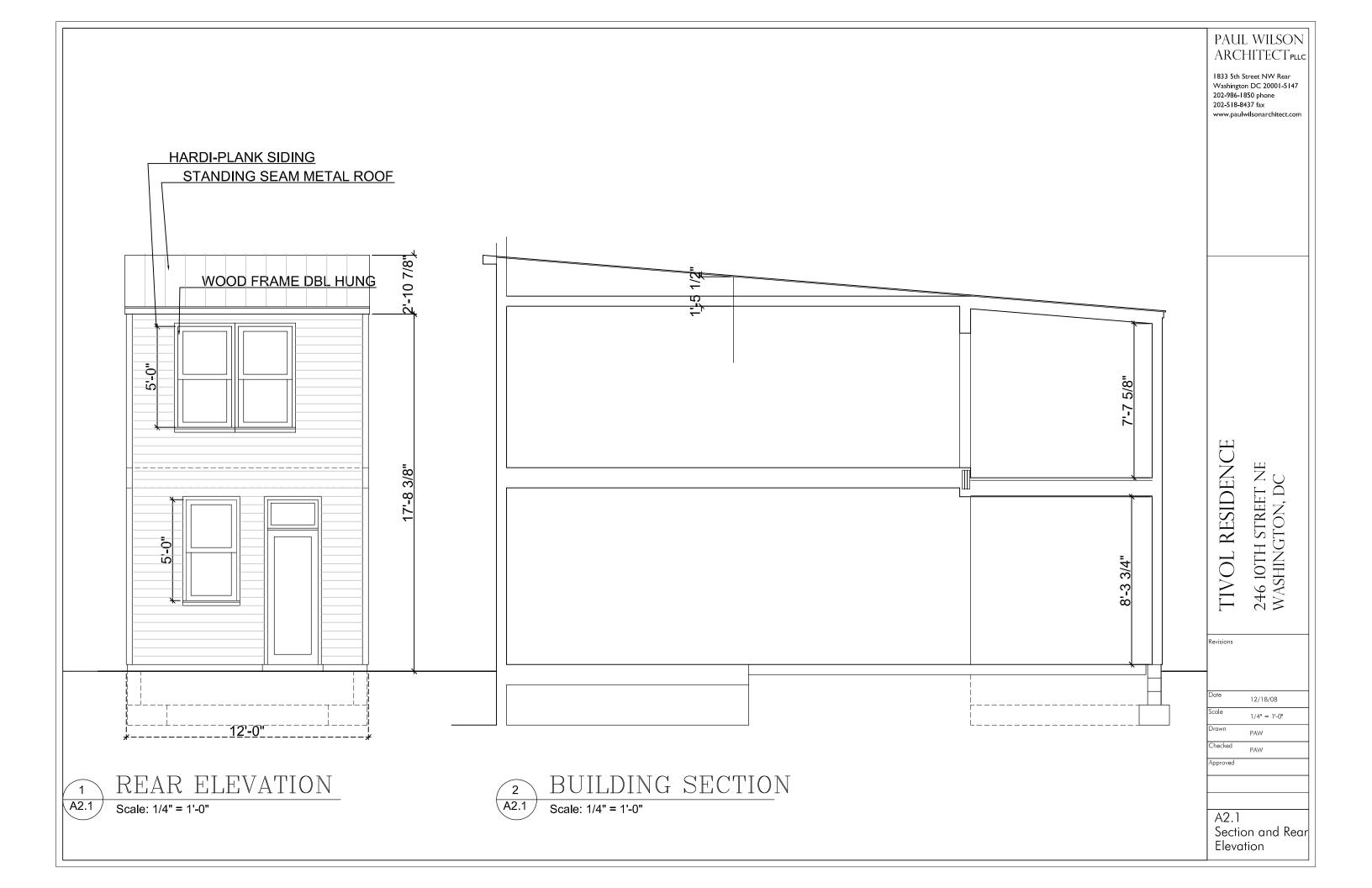
ER-CEMENT OR HT COLORED

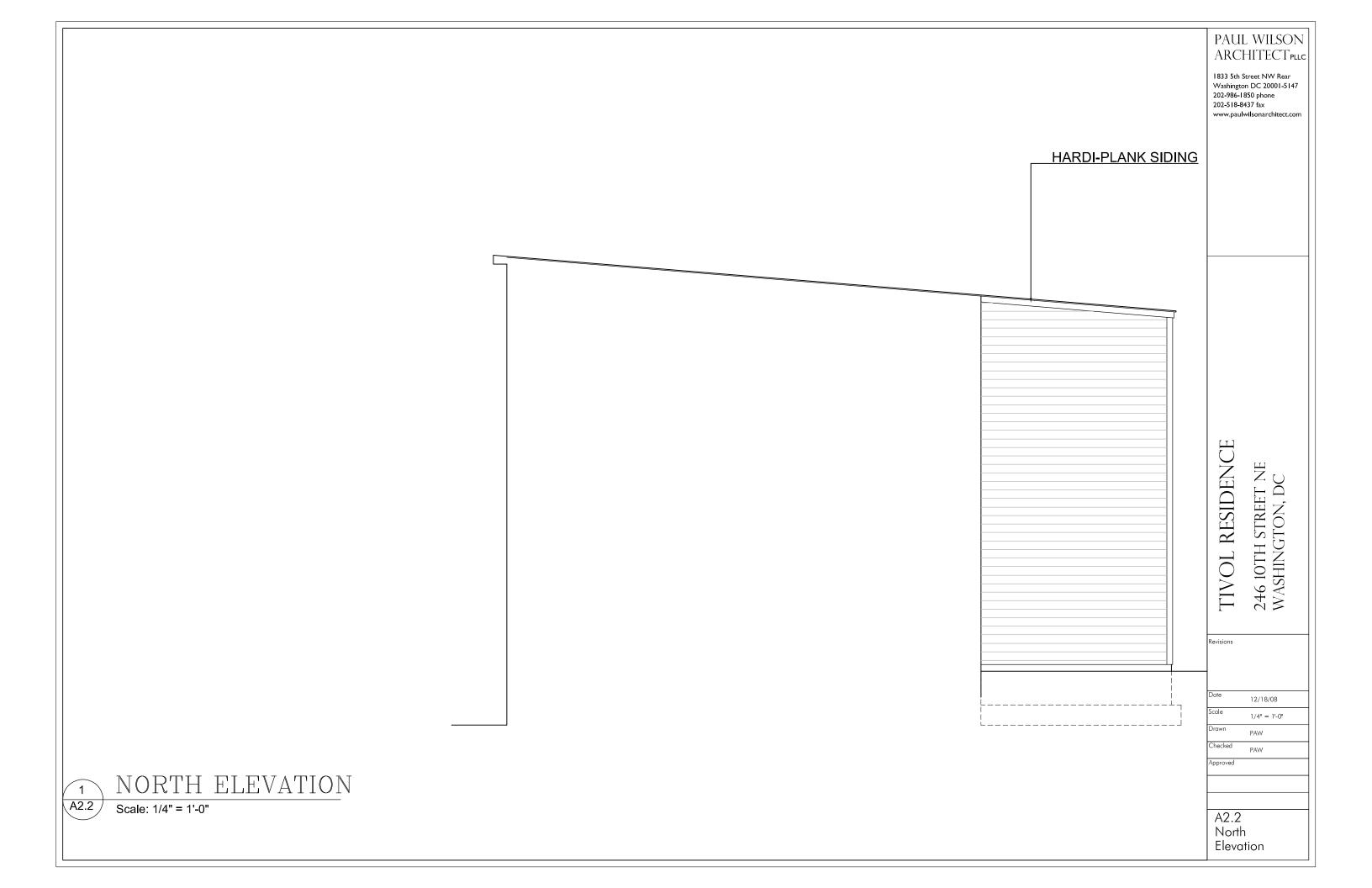
PARTIAL 3RD FLOOR

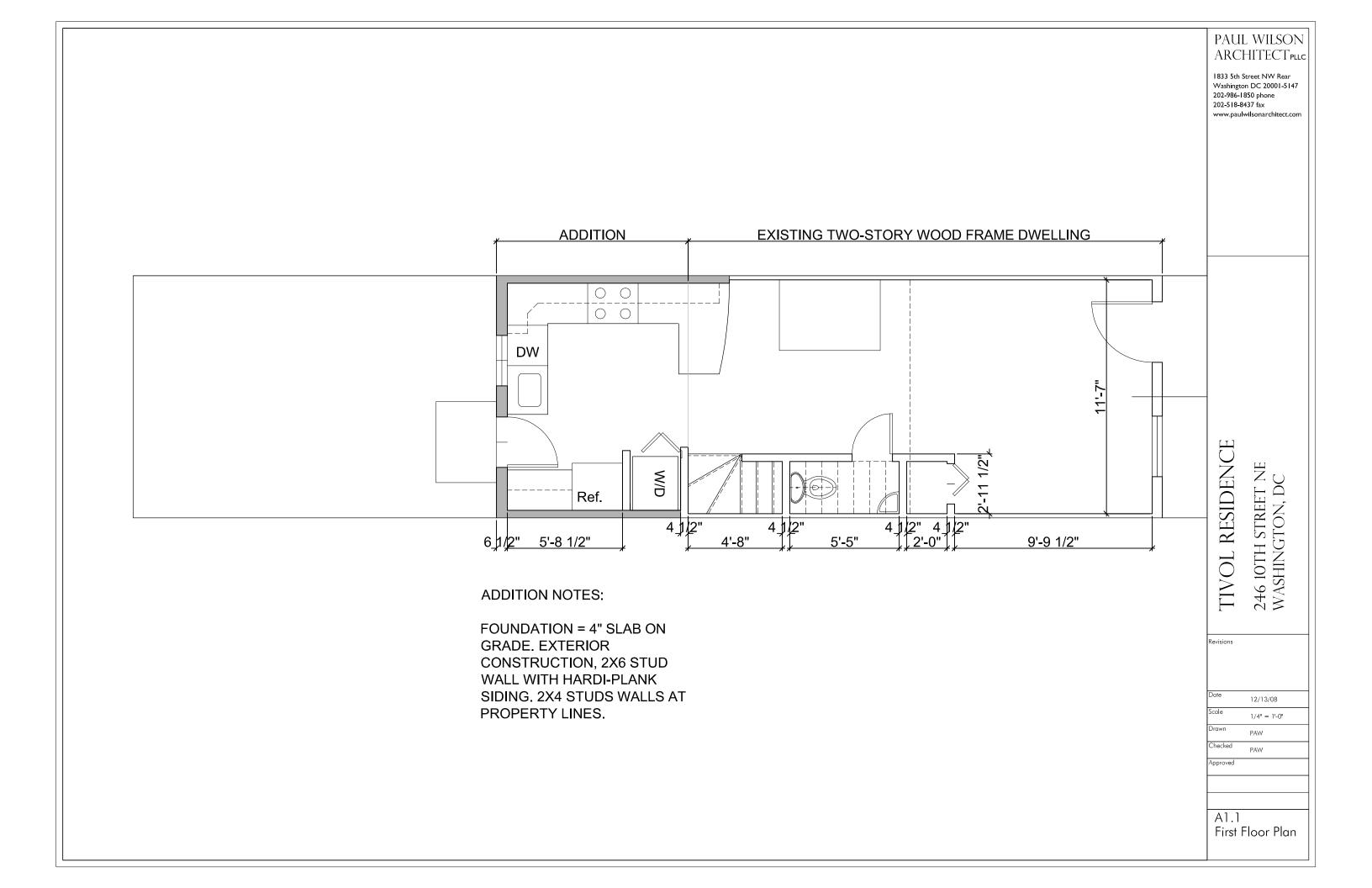


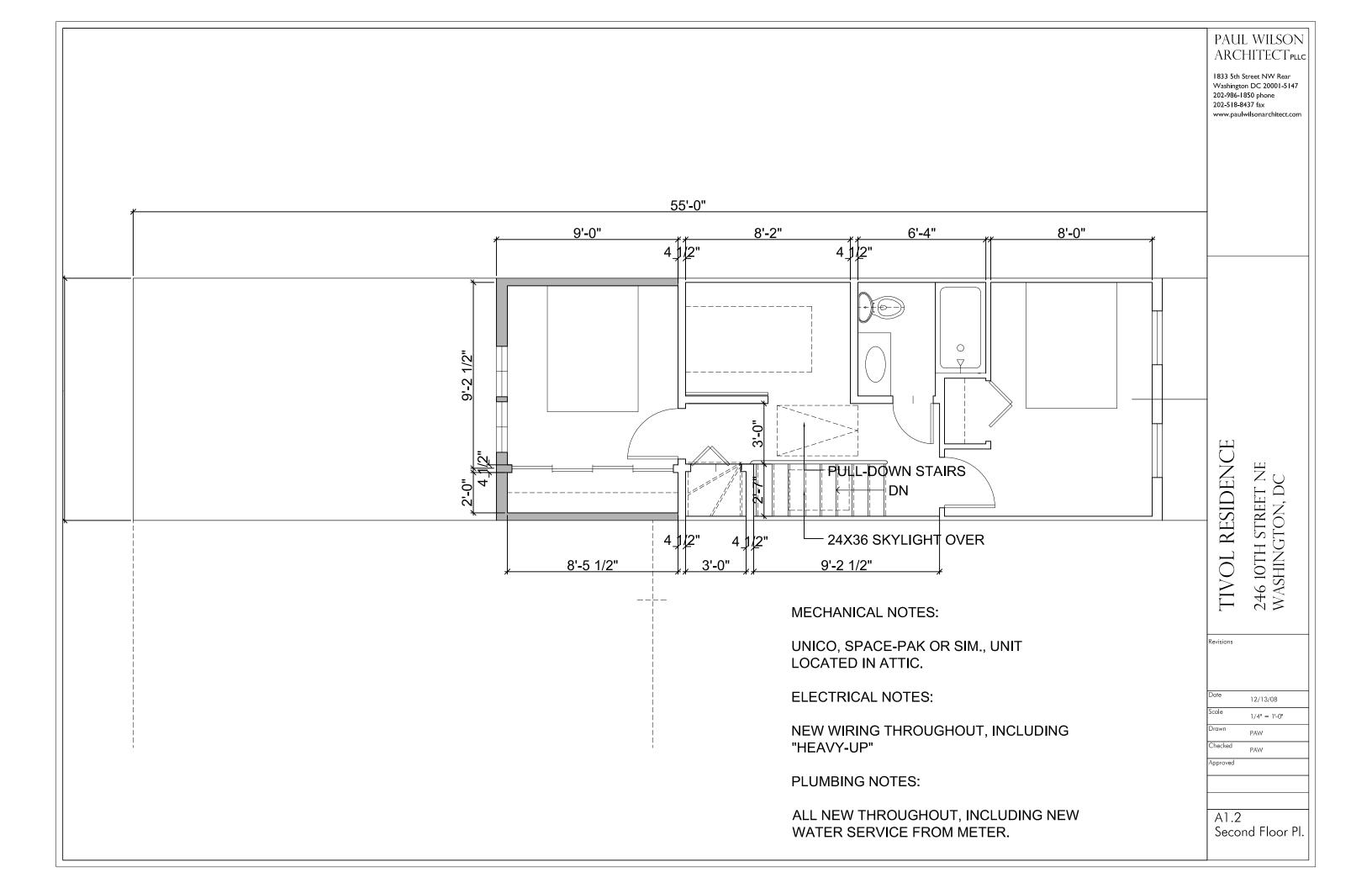
EXISTING REAR ELEVATION

DATE: 04/23/08 SCALE: 3/16" = 1'-0" 8









Draft: Economic Development & Zoning Committee 2009 Goals

- 1. Provide a regular public forum for Commissioners and residents to obtain information and discuss land use issues in the ANC 6A area or that affect the ANC 6A area.
- 2. Review and report to the ANC on all significant activities by the Board of Zoning Adjustment, Zoning Commission, Historic Preservation Review Board, Office of Planning, National Capital Planning Commission, and other agencies that affect land use in the ANC 6A area.
- 3. Make timely recommendations to the ANC that permit informed participation in city decisions on zoning, historic preservation, economic development, and other topics related to land use in the ANC 6A area.
- 4. Monitor public and private development activities on H Street NE for consistency with the Strategic Development Plan and Neighborhood Commercial Overlay.
- 5. As needed, schedule speakers from city or federal agencies who can address the interests or concerns of residents related to land use in the ANC 6A area.
- 6. Work with the Transportation and Public Space Committee to systematically collect and report all
 - a) vacant and nuisance properties,
 - b) building permit violations and
 - c) public space violations.

7. Major topical focus areas will be:

- a) Initiating and Completing the Survey of all H Street Properties
- b) Insuring that of the redevelopment of the H Street Connection site (800-1000 H St NE) consistent with Commission guidance
- c) Making sure DCRA applies the provisions of the H Street NE NC Overlay district to all properties on H Street,
- d) Working with OTR to eliminate discrepancies in H Street NE property assessments.
- e) Investigating Historic District creation/expansion
- f) Insuring that ANC 6A vacant properties are on the DCRA vacant property list and that occupied properties are removed from the list.
- g) Participating in the process of rewriting the DC Zoning Code
- h) Working with other groups to pass legislation to insure that City-funded social services are spread fairly and evenly across DC
- i) Developing condo warrantee legislative proposals that close loopholes in the current system.