

Government of the District of Columbia
ADVISORY NEIGHBORHOOD COMMISSION 3F
North Cleveland Park • Forest Hills • Tenleytown

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3F03 – Mary Beth Ray
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3F05 – Manolis R. Priniotakis
3F06 – Malachy Nugent, Secretary
3F07 – Bob Summersgill, Treasurer



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**Resolution Supporting a Public Space Permit Application
for a Fence Exception (over 42”) at 4919 Nebraska Ave., NW**

WHEREAS, 4919 Nebraska Ave, NW is situated at the corner of Nebraska Ave. and Everett St. NW; and

WHEREAS, the residents of 4919 Nebraska Ave installed a 72 inch privacy fence to enclose the back (alley-facing) and side (Everett-facing) portions of their yard; and

WHEREAS, since the installation of the fence, the District Department of Transportation have informed the residents that a fence higher than 42 inches must be set back a minimum of 15 feet from the curb; and

WHEREAS, the portion of fence on the Everett St. side of the yard is between 12 and 13 feet from the curb; and

WHEREAS, the Commission is not aware of any complaints from neighbors concerning the fence, neither that it is too close to the curb nor that it poses a safety concern for drivers exiting the alley onto Everett St.; and

WHEREAS, the residents have retroactively applied to DDOT for a fence permit with an exception to the 42 inch height restriction, to cover the portion of fence in violation of the regulation on the Everett St. side of the yard; and

WHEREAS, the Commission has repeatedly asked DDOT whether there are any other concerns or violations with regard to this particular fence other than the fact that it is two to three feet too close to the curb, and have received no response to date;

THEREFORE BE IT RESOLVED,

- a) that ANC 3F supports the application for a fence permit with an exception to the 42-inch height restriction, for the purpose bringing the existing fence into compliance with the set-back requirements along Everett St. for a fence above 42 inches; and
- b) that ANC 3F reserves the right to revisit this support if it discovers the fence is in violation of other city regulations.

BE IT FURTHER RESOLVED that Commissioners Malachy Nugent and Adam Tope are authorized to speak on behalf of ANC 3F regarding this issue.

ANC 3F approved this resolution at its meeting on September 16, 2014, which was properly noticed and a quorum present, by a vote of X-X-X.

Adam Tope, Chair