



## ADVISORY NEIGHBORHOOD COMMISSION 3E

TENLEYTOWN AMERICAN UNIVERSITY PARK FRIENDSHIP HEIGHTS

c/o Lisner-Louise-Dickson-Hurt Home 5425 Western Avenue, NW Washington, DC 20015

[www.anc3e.org](http://www.anc3e.org)

Mathew Marcou, Chair of Public Space Commission

District Department of Transportation

55 M Street SE

Washington DC 20003

November 18, 2021

Dear Chair Marcou:

ANC 3E writes in support of Public Space Permit application #380662 for Fixture: Fence (Exception over 42") at 4900 47TH STREET NW, WASHINGTON, DC 20016.

While the ANC typically does not support over-height fences in public space, we believe in this instance approval of the application is warranted. The homeowner has a corner lot that has a unique slope and height. There is a stone retaining wall on two sides of the property that, without which, it would be difficult to maintain a sidewalk for pedestrians.

The homeowner has a pre-existing semi-transparent fence in this space and proposes to replace the dilapidated fence with a similarly transparent fence of the same height. From what we can tell, the majority of the replacement fence will not, in fact, exceed the 42 inches permissible by right in public space. Because of the grade, however, approximately 3 feet of the fence will be over-height. In our opinion, this constitutes only a *de minimis* violation of the general rule on height and merits an exception to it.

ANC 3E authorized me to send this letter by a vote of 5-0-0 at a properly noticed meeting held on November 16, 2021, at which a quorum was present, with Commissioners Bender, Cohen, Hall, McHugh, and Quinn, in attendance.

Sincerely,

Amy Hall, ANC 3E02