GOVERNMENT OF THE DISTRICT OF COLUMBIA
Zoning Commission

MEMORANDUM

TO: Zoning Commission Members

FROM: Jerrily R. Kress, FAIA, Director
Office of Zoning

DATE: September 7, 2005

SUBJECT: Z.C. Case No. 03-12B/03-13B (Request For Minor Modification)

The applicant has filed with the Zoning Commission a Request for a Consent Calendar Modification to the Planned Unit Development for Capper/Carrollsburg Venture LLC dated October 8, 2004. This submission sets forth the request and outlines the nature and rationale for the consent calendar request.

Below, in summary fashion, are the written comments and recommendations to the Zoning Commission pursuant to **§ 3030, Consent Calendar**.

3030.2 For purposes of this section, "minor modifications" shall mean modifications of little or no importance or consequence.

a. The request is a modification to the previously approved PUD in Zoning Commission Order No. 03-12/03-13. The applicant requests seeks a modification to change the height of the senior apartment building in Square 825S from 45 feet to 48-3¾ inches, which is less than the R-5-B matter-of-right height of 50 feet.

3030.4 The request shall be in writing; state the nature of, and reasons, and grounds for the minor modification or technical correction; and include a copy of any Commission final order, map, plan, rulemaking, or other action or relief proposed to be modified or corrected.

Applicant's submission complies.

ZONING COMMISSION
CASE No. 03-12B/03-13B
EXHIBIT No. 2

ZONING COMMISSION
District of Columbia
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EXHIBIT NO.2

3030.6 All written requests shall be served by the moving party on all parties in the original proceeding at the same time that the request is served on the Director.

Applicant's submission complies; the ANC was the only party.

3030.7 The Director shall, in the Director's sole discretion, determine the appropriate form of public notice and any additional service, taking into account the nature of the request and any issues relating to efficiency and fairness.

It has been determined that no further notice is required.

3030.8 Within seven (7) days after a request to put a matter on the Consent Calendar has been filed and served, any other party may file a response in opposition to or in support of the request. The responding party shall serve all other parties at the time that the response is filed with the Office of Zoning.

As of this writing, no response has been received.

3030.9 The Director shall provide written comments and recommendations to the Commission on each request for placement of a matter on the Consent Calendar.

It is recommended that this request be placed on the Commission's consent calendar.

3030.10 In reviewing requests for placement of a matter on the Consent Calendar, the Director may request advice from other District agencies, including the Office of the Attorney General.

It has been determined that there is no advice necessary from other District agencies.

3030.11 Based upon the written request for placement of a matter on the Consent Calendar, all supporting and opposing submissions and the reports of other District of Columbia agencies, the Director shall determine which matters shall be placed on the Consent Calendar for consideration and action by the Commission without public hearing at its monthly meeting.

It has been determined that it is appropriate to place this matter on the consent calendar for consideration and action by the Zoning Commission without public hearing at its September 15, 2005, public meeting.

3030.12 Any member of the Commission may remove any item from the Consent Calendar for any reason. Any matter that is not placed on the Consent Calendar or that is removed from the Consent Calendar shall be acted upon by the Commission according to the applicable procedures contained in other sections of this chapter.

To be determined by the Commission.

3030.13 All relief granted by the Commission under this section shall be consistent with the intent of the Commission in approving its original order, map, plan, rulemaking, or other action or relief proposed to be modified or corrected and shall not substantially impair the intent, purpose, or integrity of the zone plan as embodied in the Zoning Regulations and Zoning Map.

Prepared by Sharon S. Schellin.

It is recommended that the requested modification be granted as it is consistent with the intent of the Commission in approving its original Order No. 03-12/03-13 and does not substantially impair the intent, purpose, or integrity of the zone plan as embodied in the Zoning Regulations and Zoning Map.

Prepared by Sharon S. Schellin.