Government of the District of Columbia
Office of Zoning

Z.C. CASE NO.: 04-35

As Director of the Office of Zoning, I herby certify that on MAY 23 2005 copies of this Z.C. Notice of Public Hearing were mailed first class, postage prepaid or sent by inter-office government mail to the following:

1. *D.C. Register*

2. Phil Feola, Esq.
Garland Stillwell, Esq.
ShawPittman LLP
2300 N Street, N.W.
Washington, D.C. 20037

3. Anthony Muhammad, Chair
ANC 8A
2140 MLK Jr. Avenue, S.E.
Washington, D.C. 20020

4. Commissioner T'Chaka M. Sapp
ANC/SMD 8A03
1357 Maple View Place, SE
Washington, DC 20020

5. Gottlieb Simon
ANC
1350 Pennsylvania Ave., N.W.
Washington, D.C. 20004

6. Councilmember Marion Barry

7. Office of Planning (Ellen McCarthy)

8. Ken Laden, DDOT

9. Property Owners Within 200 Feet (see list provided by Applicant)

10. MLK Library (30 copies)

11. Zoning Administrator

12. Office of the Attorney General

ATTESTED BY: Jerrily Kress
Jerrily R. Kress, FAIA
Director, Office of Zoning

ZONING COMMISSION
District of Columbia
CASE NO. 04-35
EXHIBIT NO. 19

ZONING COMMISSION
District of Columbia
CASE NO.04-35
EXHIBIT NO.19

ZONING COMMISSION FOR THE DISTRICT OF COLUMBIA

NOTICE OF PUBLIC HEARING

TIME AND PLACE: **Thursday, July 7, 2005 @ 6:30 P.M.**
Office of Zoning Hearing Room
441 4th Street, N.W. - Suite 220
Washington, D.C. 20001

FOR THE PURPOSE OF CONSIDERING THE FOLLOWING:

Case No. 04-35 (The Salvation Army - Consolidated Planned Unit Development)

THIS CASE IS OF INTEREST TO ANC 8A

The Salvation Army (the "Applicant") requests approval for a consolidated Planned Unit Development ("PUD"). The subject property is located at 2302-2320 Martin Luther King, Jr., Avenue, S.E. (Square 5805, Lots 222, 223, 224, 225, 226, and a portion of Lot 227). In accordance with Chapter 24 of the District of Columbia Zoning Regulations, this case is being heard and decided by the Zoning Commission.

The property that is the subject of this application consists of approximately 19,280 square feet of land area, has frontage along Martin Luther King, Jr. Avenue, S.E. and Morris Road, S.E. and is currently occupied by vacant buildings. The property is located in the C-2-A Zone District.

Consistent with the PUD guidelines for the C-2-A District, the project will include a total of 46,988 square feet of gross floor area, will have a total FAR of 2.45, will be approximately 50 feet in height, and will occupy 61% of the Subject Property. The project will include 4,100 square feet of retail space, community program space, a child care and family development center, worship space, job training space and a health and wellness center. The project will also include parking below grade for 34 automobiles that will be accessed from Morris Road, S.E. with a pedestrian entrance on Martin Luther King, Jr., Avenue, S.E. The Applicant will construct a sidewalk on Morris Road as well as landscape both frontages to contribute to a vibrant streetscape for this important corner of Anacostia, while the building's rich palette of materials, including brick, glass and metal will elevate the level of finish in the neighborhood streetscape.

The Applicant contends that the proposed building and use is not inconsistent with the *Comprehensive Plan for the National Capital.* The architects for the Applicant are the Smith Group, Inc.; the land use counsel is Pillsbury Winthrop Shaw Pittman, LLP.

This public hearing will be conducted in accordance with the contested case provisions of the Zoning Regulations, 11 DCMR § 3022.

How to participate as a witness.

Interested persons or representatives of organizations may be heard at the public hearing. The Commission requests that all witnesses prepare their testimony in writing, submit the written testimony prior to giving statements, and limit oral presentations to summaries of the most important points. The applicable time limits for oral testimony is described below. Written statements, in lieu of personal appearances or oral presentation, may be submitted for inclusion in the record.

How to participate as a party.

Any person who desires to participate as a party in this case must so request and must comply with the provisions of 11 DCMR § 3022.3.

A party has the right to cross-examine witnesses, to submit proposed findings of fact and conclusions of law, to receive a copy of the written decision of the Zoning Commission, and to exercise the other rights of parties as specified in the Zoning Regulations.

Except for the affected ANC, any person who desires to participate as a party in this case must clearly demonstrate that the person's interests would likely be more significantly, distinctly, or uniquely affected by the proposed zoning action than other persons in the general public. Persons seeking party status **shall file with the Commission, not less than fourteen (14) days prior to the date set for the hearing, a written statement containing the following information:**

(a) The person's name, address, and daytime telephone number;

(b) A request to appear and participate as a party;

(c) Whether the person will appear as a proponent or opponent of the application;

(d) Whether the person will appear through legal counsel, and if so, the name and address of legal counsel;

(e) A list of witnesses who will testify on the person's behalf;

(f) A summary of the testimony of each witness;

(g) An indication of which witnesses will be offered as expert witnesses, the areas of expertise in which any experts will be offered, and the resumes or qualifications of the proposed experts;

(h) The total amount of time being requested to present their case; and

(i) A written statement setting forth why the person should be granted party status, including reference to the following:

(1) The property owned or occupied by the person, or in which the person has an interest, that will be affected by the action requested of the Commission;

(2) The legal interest the person has in said property, such as owner, tenant, trustee, or mortgagee;

(3) The distance between the person's property and the property that is the subject of the application before the Commission;

(4) The economic, social, or other impacts likely to affect the person and/or the person's property if the action requested of the Commission is approved or denied; and

(5) An explanation of how the person's interest as identified in response to paragraph (4) would likely be more significantly, distinctively, or uniquely affected in character or kind by the proposed zoning action than those of other persons in the general public.

The applicant shall also provide the information indicated in (e) through (h) to the extent that the information is not contained in the Applicant's prehearing submission as required by 11 DCMR § 3013.1. The information shall be filed no later than fourteen (14) days before the date of the hearing.

If an affected Advisory Neighborhood Commission (ANC) intends to participate at the hearing, the ANC shall submit the written report described in § 3012.5 no later than seven (7) days before the date of the hearing. The report shall also contain the information indicated in (e) through (h) above.

Time limits.

The following time limits for oral testimony shall be adhered to unless changed by the Commission, and no time may be ceded:

1.	Applicant and parties in support	60 minutes collectively
2.	Parties in opposition	15 minutes each (60 minutes collectively)
3.	Organizations	5 minutes each
4.	Individuals	3 minutes each

Information responsive to this notice should be forwarded to the Director, Office of Zoning, Suite 210, 441 4th Street, N.W., Washington, D.C. 20001. **FOR FURTHER INFORMATION, YOU MAY CONTACT THE OFFICE OF ZONING AT (202) 727-6311.**

CAROL J. MITTEN, ANTHONY J. HOOD, JOHN G. PARSONS, KEVIN L. HILDEBRAND, AND GREGORY N. JEFFRIES ---------- ZONING COMMISSION FOR THE DISTRICT OF COLUMBIA, BY JERRILY R. KRESS, FAIA, DIRECTOR, OFFICE OF ZONING.

CURTIS PROPERTIES, INC.
2401 MARTIN LUTHER KING, JR. AVE., SE
WASHINGTON, DC 20020-5815

VICTOR D. BOTTS
42901 VESTALS GAP
ASHBURN, VA 20148-4006

JULIANA E. WILLIAMS
1132 CHICAGO STREET, SE
WASHINGTON, DC 20020-5878

CORNELUS H. JOHNSON
1130 CHICAGO STREET, SE
WASHINGTON, DC 20020-5878

CORNELUS H. JOHNSON
1130 CHICAGO STREET, SE
WASHINGTON, DC 20020-5878

CURTIS PROPERTIES
3701 SAINT BARNABAS ROAD
SUITLAND, MD 20746-3211

PV SCOTT
1131 CHICAGO STREET, SE
WASHINGTON, DC 20020-5804

JERRY D MASSIE ET AL
14410 DANUBE LANE
MITCHELLVILLE, MD 20721-3212

JAMES M WILLIAMS
2318 SHANNON PLACE, SE
WASHINGTON, DC 20020-5818

DERRICK K. DAVIS
P.O. BOX 442063
FORT WASHINGTON, MD 20749-2063

LAURA E JOHNSON
240 M STREET, SW, APT. 211
WASHINGTON, DC 20024-3624

WHITMAN WALKER CLINIC
1407 S STREET, NW
WASHINGTON, DC 20009-3819

ROY S. MONROE
6105 RAYBURN DRIVE
TEMPLE HILLS, MD 20748-3850

ARCH RESEARCH & DEVELOPMENT FUND INC
1227 GOOD HOPE ROAD, SE
WASHINGTON, DC 20020-6907

AFRICAN CULTURAL FOUNDATION, INC.
2131 YOUNG STREET, SE, #203
WASHINGTON, DC 20020-5349

EDITH BOONE
1135 CHICAGO ST SE
WASHINGTON, DC 20020-5804

GEORGIA L GANS
1137 CHICAGO ST SE
WASHINGTON, DC 20020-5804

2323 MARTIN LUTHER KING AVENUE CORP.
3847 NORTH TAZEWELL ST
ARLINGTON, VA 22207-4544

STEVEN MADEOY
8511 CEDAR ST
SILVER SPRING, MD 20910-4323

HOWARD MABRY
26 O ST, NW
WASHINGTON, DC 20001-1259

MASJID MUHAMMAD AMERICAN MUSLIM MISSION
1519 4TH STREET, NW
WASHINGTON, DC 20001-1905

M W FRAZIER
1903 CAMPBELL DRIVE
SUITLAND, MD 20746-1027

M D FRAZIER
5006 EASTERN AVENUE, NE
WASHINGTON, DC 20017-2811

BLANCHE Q FRACTIOUS
2308 SHANNON PLACE, SE
WASHINGTON, DC 20020-5818

SOUTHEAST NEIGHBORHOOD HOUSE
1225 MAPLE VIEW PLACE, SE
WASHINGTON, DC 20020-5707

ANDREW H CHO
15001 NORTHCOTE LANE
BOWIE, MD 20716-1044

ANN M KUSHNER
7900 SOUTHDOWN ROAD
ALEXANDRIA, VA 22308-1344

DISTRICT TLC TRUST
101 FARNSWORTH AVENUE
BORDENTOWN, NJ 08505-1307

DISTRICT TLC TRUST
1225 MAPLE VIEW PL SE
WASHINGTON, DC 20020-5707

LENARD KUSHNER
7900 SOUTHDOWN ROAD
ALEXANDRIA, VA 22308-1344

HERCULES O PITTS
1509 19TH ST SE, APT 102
WASHINGTON, DC 20020-6849

TROY HAYMAN
2284 MOUNT VIEW PLACE, SE
WASHINGTON, DC 20020-5234

FM PROPERTIES INC.
1204 TALBERT STREET, SE
WASHINGTON, DC 20020-5202

GEORGE BASILIKO
1113 I STREET, NW
WASHINGTON, DC 20005-3913

REGINALD OLIVER
1213 MORRIS ROAD, SE
WASHINGTON, DC 20020-5220

LUZ V AMARO
1215 MORRIS ROAD, SE
WASHINGTON, DC 20020-5220

YVONNE C MCCOY
1232 TALBERT STREET, SE
WASHINGTON, DC 20020-5202

JOHN H DISTAD ET AL
823 PENNSYLVANIA AVENUE, SE
WASHINGTON, DC 20003-2155

JOSEPH RENARD, ETAL
1252 TALBERT STREET, SE
WASHINGTON, DC 20020-5222

LUDIE J JOHNSON
1841 MASSACHUSETTS AVENUE, SE
WASHINGTON, DC 20003-2531

BRIAN E. AGARD
2305 MOUNT VIEW PACE, SE
WASHINGTON, DC 20020-5249

BERNARD A. HALL & J P SHAW
1224 TALBERT STREET, SE
WASHINGTON, DC 20020-5202

JAMES F. BOWMAN
860 S GREENBRIER STREET, #A
ARLINGTON, VA 22204-2710

TANYA D. DUCKETT
1231 TALBERT STREET, SE
WASHINGTON, DC 20020-5201

RALPH K. GREEN
1205 TALBERT STREET, SE
WASHINGTON, DC 20020-5201

MARY E. GREEN
1207 TALBERT STREET, SE
WASHINGTON, DC 20020-5201

BEVERLY EASON
1215 TALBERT STREET, SE
WASHINGTON DC 20020-5201

MARY E. SLADE
5305 KENMONT ROAD
OXON HILL, MD 20745-2031

JIN S. YI
20671 FOREST OVERLOOK COURT STERLING, VA
20165-3165

MELANI N. DOUGLASS
1213 TALBERT STREET, SE
WASHINGTON, DC 20020-5201

C. SAVAGE-EL
1227 TALBERT STREET, SE
WASHINGTON, DC 20020-5201

A. LYON
1225 TALBERT STREET, SE
WASHINGTON, DC 20020-5201