

**ANC 3F RESOLUTION
OBJECTING TO APPLICANT'S REQUEST TO MODIFY APPLICATION
ZONING COMMISSION CASE 05-26**

Advisory Neighborhood Commission 3F
North Cleveland Park, Forest Hills, & Tenleytown
4401A Connecticut Avenue, N.W., Box 244
Washington, D.C. 20008-2322

2006 MAY 26 AM 9:43

D.C. OFFICE OF ZONING

RECEIVED

WHEREAS, ANC 3F received a "Request to Modify Application, Zoning Commission Case No. 05-26, 2950 Tilden Street, NW, on Monday afternoon, May 22, 2006; and

WHEREAS, the applicant requests that the Zoning Commission waive Section 3013.8, authorized by Section 3000, for "good cause," and

WHEREAS, the applicant has had numerous meetings with the Office of Planning and the community over many months where numerous concerns were raised, and

WHEREAS, the applicant's attorney, Phil Feola, from the firm of Pillsbury Winthrop Shaw Pittman states that "the Zoning Commission's approval of this waiver will not prejudice the rights of the only party to this application, ANC 3F and that the Applicant presented these new project plans to ANC 3F during an ANC public meeting on May 8, 2006;" and

WHEREAS, the May 22, 2006, modification does include substantive changes to the plans that were presented to ANC 3F and the community; and

WHEREAS, the community as a whole and the other "parties" that might be named by the Zoning Commission are not privy to these new plans, nor do they, or the ANC have the ability to ask questions about these new plans prior to the Zoning Commission hearing, and

WHEREAS, the ANC resolution must be based on the plans presented and the questions and comments received during a public hearing;;

BE IT RESOLVED, that ANC 3F wants to go on record as objecting to this "Request to Modify Application."

Approved by a vote of 4-0-0 at a duly noticed public meeting of ANC 3F on May 24, 2006, with a quorum present (a quorum being 4).

Cathy Wiss
Cathy Wiss, Chair

Robert V. Maudlin
Robert V. Maudlin, Acting Secretary

ZONING COMMISSION
District of Columbia

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