

GOVERNMENT OF THE DISTRICT OF COLUMBIA
Zoning Commission



Z.C. CASE NO.: 05-42

As Secretary to the Commission, I hereby certify that on JUL 21 2006 copies of this Z.C. Notice of Filing Zoning were mailed first class, postage prepaid or sent by inter-office government mail to the following:

1. D.C. Register
2. ~~Allison C. Prince, Esq.~~ ^{Paul Tymmonds, Esq.}
~~Jeffrey C. Utz, Esq.~~
Pillsbury Winthrop Shaw Pittman LLP
2300 N Street, N.W.
Washington, D.C. 20037-1128
3. ~~Karen Archer, Chair~~ ^{Alma Gades}
ANC 4G ~~3 D~~
~~4426 9th Street, NW~~ ^{P.O. Box 40846}
~~Washington, DC 20011~~ ²⁰⁰¹⁶
4. ~~Commissioner Karen Archer~~ ^{Rachel Thompson}
ANC/SMD ~~4C07~~ ^{3D04}
~~4426 9th Street, NW~~ ^{5835 Sherrill Pl. NW}
~~Washington, DC 20011~~ ²⁰⁰¹⁶
5. Gottlieb Simon
ANC
1350 Pennsylvania Avenue, N.W.
Washington, D.C. 20004
6. Councilmember Adrian Fenty
7. Office of Planning (Ellen McCarthy)
8. Ken Laden, DDOT
9. Bill Crews, Zoning Administrator
10. Jill Stern, Esq.
General Counsel - DCRA
941 North Capitol Street, N.E.
Suite 9400
Washington, D.C. 20002
11. Office of the Attorney General
~~Alan Bergstein~~
12. Property Owners within 200 Feet
(see attached list provided by applicant)
13. MLK Library (30 Copies)

ATTESTED BY:

Sharon S. Schellin

Sharon S. Schellin

Acting Secretary to the Zoning Commission

Office of Zoning

ZONING COMMISSION
District of Columbia

CASE NO. 05-42

EXHIBIT NO. 47

#05-42

Mr. John Parsons, Director
Cooperative Activities
1100 Ohio Dr., SW
Washington, DC 20024

Juraj L. J. Slavik, Trustee
5264 Loughboro Rd., NW
Washington, DC 20016-2634

John P. and Aneta R. Owens
5240 Loughboro Rd., NW
Washington, DC 20016-2634

L J G & P G Shaughness
5236 Loughboro Rd., NW
Washington, DC 20016-2634

Frederick Simpich II
c/o Camerown & Hornbostel
818 Connecticut Ave., NW
Washington, DC 20006-2702

Juan A. Giral
5813 MacArthur Blvd., NW
Washington, DC 20016-2511

Luis Rubio
5228 Loughboro Rd., NW
Washington, DC 20016-2634

Andrew Diem
5230 Loughboro Rd., NW
Washington, DC 20016-2634

N. R. Huhn
5220 Loughboro Rd., NW
Washington, DC 20016-2634

Bruce Babbitt
5169 Watson St., NW
Washington, DC 20016-5330

Humberto D. Filho
5246 Loughboro Rd., NW
Washington, DC 20016-2634

Erin M. Egan
5181 Watson St., NW
Washington, DC 20016-5330

Leonard Spector
5224 Loughboro Rd., NW
Washington, DC 20016-2634

William Haley
5223 Watson St., NW
Washington, DC 20016-5343

Charles S. Levy
5222 Loughboro Rd., NW
Washington, DC 20016-2634

Laurie Oseran
5175 Watson St., NW
Washington, DC 20016-5330

Stefan Tucker
4901 Palisade Ln., NW
Washington, DC 20016-5305

Amit Sachdev
5218 Loughboro Rd., NW
Washington, DC 20016-2634

Welsh Strawbridge
5161 Watson St., NW
Washington, DC 20016-5330

Kenneth Majors
5193 Watson St., NW
Washington, DC 20016-5330

Barbee L. Ponder
5193 Watson St., NW
Washington, DC 20016-5330

Kevin E. McCurdy
5817 MacArthur Blvd., NW
Washington, DC 20016-2511

Donald H. Ward
5821 MacArthur Blvd., NW
Washington, DC 20016-2511

Carol A. Jones, Trustee
5282 Loughboro Rd., NW
Washington, DC 20016-2634

Lawrence S. C. Griffith &
John G. Hofler, Trustees
802 W. Saint Georges Rd.
Baltimore, MD 21210-1409

Clinton R. Shaw, Jr.
5215 Watson St., NW
Washington, DC 20016-5343

Samuel J. Solt
c/o Ste 167
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San Diego, CA 92130-2132

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5231 Watson St., NW
Washington, DC 20016-5343

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4911 Palisade Ln., NW
Washington, DC 20016-5305

David R. Hope
5274 Loughboro Rd., NW
Washington, DC 20016-2634

Christopher D. Orr
5270 Loughboro Rd., NW
Washington, DC 20016-2634

Edward L. Lennard
c/o Sophia Henry Realty
5266 Loughboro Rd., NW
Washington, DC 20016-2634

William M. Hayman
5248 Loughboro Rd., NW
Washington, DC 20016-2634

United Kingdom Minister for Public Buildings & Works
3100 Massachusetts Ave., NW
Washington, DC 20008-3600

J. D. Forte
5254 Loughboro Rd., NW
Washington, DC 20016-2634

Patricia E. Simpich
5232 Loughboro Rd., NW
Washington, DC 20016-2634

United States of America & Pepco
c/o Pepco
701 9th St., NW
Washington, DC 20068

Denjen Management Corp.
5805 Searl Ter.
Bethesda, MD 20816-2024

Eleana G. Calcano
5822 MacArthur Blvd., NW
Washington, DC 20016-2512

Laura Wayne
5836 MacArthur Blvd., NW
Washington, DC 20016-2512

Socorro H. Angeles
5820 MacArthur Blvd., NW
Washington, DC 20016-2512

Advisory Neighborhood Commission 3D
P.O. Box 40846 Palisades Station
Washington, DC 20016

Rachel Thompson
Commissioner, ANC 3D04
5835 Sherrier Place, NW
Washington, DC 20016

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:

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|----|----------------------------------|---|
| 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, MICHAEL G. TURNBULL, AND GREGORY N. JEFFRIES ——— ZONING COMMISSION FOR THE DISTRICT OF COLUMBIA, BY JERRILY R. KRESS, FAIA, DIRECTOR AND BY SHARON SCHELLIN, SECRETARY TO THE ZONING COMMISSION.