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**ZONING COMMISSION FOR THE DISTRICT OF COLUMBIA
NOTICE OF PUBLIC HEARING**

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**TIME AND PLACE: Thursday, September 14, 2006, @ 6:30 PM (2nd)
Office of Zoning Hearing Room
441 4th Street, N.W., Suite 220-South
Washington , D.C. 20001**

FOR THE PURPOSE OF CONSIDERING THE FOLLOWING:

Cases No. 06-11 (The George Washington University – Special Exception Application for a Campus Plan) and No. 06-12 (The George Washington University – First Stage Planned Unit Development & Related Zoning Map Amendment)

THIS CASE IS OF INTEREST TO ANC 2A

On February 16, 2006, the Office of Zoning received an application from the George Washington University (“Applicant” or “University”) requesting special exception review and approval of the Foggy Bottom Campus Plan: 2006 – 2025 (“Campus Plan”) pursuant to 11 DCMR §§ 3104 and 210. Also on February 16, 2006, in conjunction with the campus plan application, the Applicant filed for first-stage approval of a planned unit development (“PUD”) and related amendment to the Zoning Map of the District of Columbia. The applications for approval of the Campus Plan and the PUD with related Map Amendment were consolidated and will be heard simultaneously. The Office of Planning provided its report on April 10, 2006, and the case was set down for hearing on April 20, 2006.

The property that is the subject of these applications includes the properties owned by the University and located within the area of its Foggy Bottom Campus, as defined in BZA Order No. 16553. This application involves the following properties: Square 39; Square 40; Square 41; Square 42 (Lots 54 and 55); Square 43 (Lot 26); Square 54; Square 55; Square 56; Square 57; Square 58 (Lots 1, 5, 6, 800, 801, 802, 803); Square 75 (Lots 23, 33, 34, 41, 42, 46, 47, 858, 861, 863, 864, 2097); Square 77 (Lots 5, 51, 59, 60, 845, 846, 864); Square 79 (Lots 63, 64, 65, 808, 853, 854, 861, 862); Square 80 (Lots 2, 26, 27, 28, 29, 42, 43, 44, 45, 46, 47, 50, 51, 52, 54, 55, 800, 811, 820, 822, 823, 824, 825, 828); Square 81 (Lot 846); Square 101 (Lots 58, 60, 62, 879); Square 102; Square 103 (Lots 1, 13, 14, 27, 28, 33, 34, 35, 40, 41, 42, 809, 812, 813, 814, 816, 819, 820); Square 121 (Lot 819); and Square 122 (Lots 29, 824, 825), herein after referred to as the “Property”. The Property is generally bounded by K Street, Washington Circle, and Pennsylvania Avenue to the north, 24th Street to the west, F Street to the south, and 19th and 20th Streets to the east. It is currently devoted primarily to university use. Please note that this application includes only those properties owned by the University. Although included in the PUD application, certain properties owned by the Applicant in Square 80 (Lot 55) and Square 54 is the subject of a separate consolidated PUD and rezoning applications (ZC Case 06-27), which the Zoning Commission has also set down for a public hearing to be held at a yet to be determined date.

**ZONING COMMISSION
District of Columbia**
CASE NO. 06-11
EXHIBIT NO. 40

The Property currently is located primarily in the R-5-D Zone district. Some properties located near Washington Circle and F Street are in the R-5-E Zone; and some properties located along Pennsylvania Avenue and between 19th and 20th Street are in the C-3-C Zone. The Zoning Map Amendment application requests a PUD-related rezoning of portions of Squares 55, 56, 75, 77, 79, and 101 to the C-3-C Zone, and a PUD-related rezoning of a portion of Square 75, located along Pennsylvania Avenue, to the C-4 Zone. The remainder of the Property will remain in its existing R-5-D or R-5-E Zone, except for Squares 80 and 54, which will be the subject of separate PUD applications. For the portions of the Property located in the C-3-C and C-4 Zones, the maximum height will be 130 feet, or the maximum height permitted under the 1910 Height Act, whichever is less. The FAR will continue to be aggregated, as required under Section 210 of the Zoning Regulations, among the residentially-zoned properties throughout the campus to the maximum FAR set forth in the Zoning Regulations. (The maximum FAR permitted under Section 210 is the subject of a proposed text amendment currently under consideration in Z.C. Case No. 06-19, which will be heard immediately prior to these cases.) The development sites that will be rezoned will be developed to an FAR of no greater than the permitted FAR under the PUD regulations for the C-3-C and C-4 Districts, as reviewed and approved by the Zoning Commission during the Second Stage PUD.

The proposed Foggy Bottom Campus Plan: 2006 - 2025 is intended to address the University's forecasted academic and undergraduate student housing space requirements within the existing Foggy Bottom Campus Plan boundaries, concentrated within the campus core, as well as measures to preserve open spaces and buildings of architectural and historic significance on the campus. The plan calls for the creation of a retail corridor along I Street and proposes mechanisms for monitoring the University's compliance with the campus plan.

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 also 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:

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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.