## Holland+Knight

Tel 202 955 3000 Fax 202 955 5564

D C OFFICE OF ZONING 2007 JUL 17 PM 3 47 Holland & Knight LLP 2099 Pennsylvania Avenue NW Suite 100 Washington DC 20006 6801 www.hklaw.com

Whayne 5 Quin 202 663 7274 whayne quin@hklaw.com

Kyrus L Freeman 202 862 5978 kyrus freeman@hklaw.com

July 17 2007

VIA HAND DELIVERY
D C Zoning Commission
441 4<sup>th</sup> Street, N W Suite 210
Washington, D C 20001

Re Minor Waiver of Posting Requirements Zoning Commission Case No 06 30 (Pollin Memorial Community Development – Consolidated PUD and Related Map Amendment)

Dear Members of the Commission

On behalf of the Applicant in the above referenced case we hereby respectfully request that the Zoning Commission permit a minor waiver of the time requirements set forth in 11 DCMR §3014 3 to permit the late posting of the subject property

Timely notice of the public hearing was provided via mailing of the hearing notice to all owners of property within 200 feet of the subject property and publication of the notice in the D C Register. In addition, Section 3014.3 of the Zoning Regulations provides that the petitioner must also post a hearing notice on each street frontage of the subject property at least 40 days prior to the hearing. The hearing in this case is scheduled for Monday, July 23, 2007. Therefore the notice should have been posted by Wednesday, June 13, 2007. As shown on the Affidavit of Posting attached hereto, the Applicant posted 19 hearing notices at various locations on the property on June 19, 2007, which is six days after the regulatory requirement. The Applicant is thus seeking a minor waiver to permit this late posting since the error was harmless and ample notice has been provided via other means to all interested persons and parties. Moreover granting this waiver will not result in any prejudice to any of the other parties in this case.

Sincerely,

Whayne S/

Jugue 0

cc Dorothy Douglas, Chairperson ANC 7D (w/attachment via Hand)
Matt Jesick, D C Office of Planning (w/attachment via Hand)
John Stranix (w/attachment via UPS and E Mail)

ZONING COMMISSION
District of Columbias

CASE NO District of OASE NO

EXHIBIT NO ...

## BEFORE THE DISTRICT OF COLUMBIA ZONING COMMISSION

NOTICE See other side of affidavit form for instructions
In Re Consolidated PUD and Related map and December 12 Case No -ZC-06-30
bedrefats as SOYO AFFIDAVIT OF POSTING PARCES (70/27) AD 170/28 DISTRICT OF COLUMBIA, SS
Robert Reso / Freda Hobor, being first duly sworn, does
hereby depose and say that
I, Robert Red Fredo Hobar, on June 17,2007
I, Robot Red Fredo Hobor, on June 19,2007  at 100pm, caused 19 Zoning Notice(s) furnished by the  (Time)
Secretary to the Zoning Commission to be posted on private property
known as Anacosha Ave, Hoycs St, Bornes St, Grant St, and known Park NE (Address of Premises)
in plain view of the public on the following street frontages
I caused to be taken (Number) photographs(s), attached
(Number) hereto, of the Zoning Notice(s) in place which fairly depict each
Zoning Notice as seen by the public The photographs are numbered
and correspond to the following street frontages
Number Street Frontages
See Alfoched See Alfoched
Signature
Subscribed and sworn to before me this 19th day of June, 19
subscribed and sworn to before me this the day of state, as
Motary Public, D C
My Confirmestation Engreures Notary Public District of Columbia My Cammission Expires 4 14 2009
Attach photograph here
See Instruction No 1
Ty
CONING COMMISSION
CONING COMMISSION

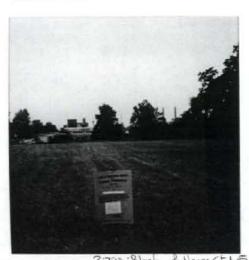
Pollin Henoral Contruity
Development LLC-Consolidated
PUD and Related trap breadness.
At square 5040 Passels 170/2.
and 170/28



20 06-30 3700 Block of Hoyes ST NE



ZC 06-30 700 Block of Anacostin Number



2C 06-303700-8lock of Haycost NE



20 06-30 cornel-of Hoyes stand Anacosha Ne NE



20 06-30 700 Block of Inacostra Werne NE

Application of ZC 06-50

Ran round Community Development (CC
consolidated PUD and Related May Renduced
at square 5040 Parcels 170/27 and
170/28



20 06-30 Block bunded by Barresst. HoyesSt Inscribational Grant ST NE



ZC 06-30 Blocked bounded by Annecosha twe Bounes St, Hoges St and Brant St NE



Block burded by Barres St. Hyposst Inneashor he and Bront St NE

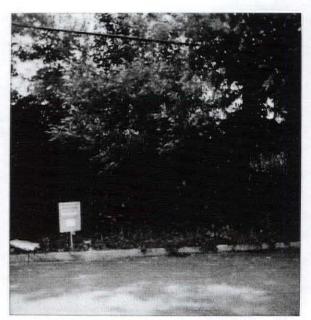


700 Block of Magustra Leone NE

Pulla Menoral Community Occelopent LCC - Consolidate PUD and Related Map brendared At Square 5040 and Parcels 170/29 and 170/28



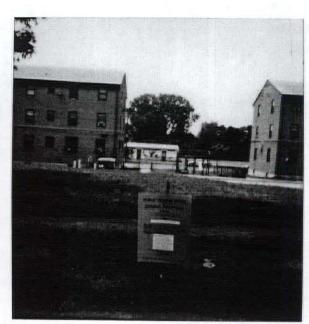
3600 Block of Hoyes St. NE 2006-30



3600 Black of Hoges St NE 2006-30



3700 Block of Mayes Street NE 2C 06-30



800 Block of Bornes St NE 20 66-30

ally improved community development use allows ADD and Related trap transment At Square 5040 and Pareels 178/27 and 170/2



700 Block of Anacostra Werne NE 20 06-30



705 Anacosha Avenue NE 70 06-30



ZII Anacosha News NE ZC 06-30



715 Anarosha Lueve NE 2C 06-30



Corner of Hayesst and Barresst