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July 17 2007

VIA HAND DELIVERY

D C Zoning Commission

441 4th 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,


Wayne S. Quin


Kyrus L. Freeman

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 Columbia

CASE NO


06-30
EXHIBIT NO. 34

EXHIBIT NO

34

BEFORE
THE DISTRICT OF COLUMBIA
ZONING COMMISSION

NOTICE See other side of affidavit form for instructions

In Re Pollen Memorial Community Development LLC Case No -2C-06-30
Consolidated PUD and Related map

Arundel at Square 5040
Parcels 170/27 and 170/28 AFFIDAVIT OF POSTING
DISTRICT OF COLUMBIA, ss

Robert Reid / Freda Huber, being first duly sworn, does
hereby depose and say that

I, Robert Reid / Freda Huber, on June 19, 2007
(Date)
at 1:00pm, caused 19 Zoning Notice(s) furnished by the
(Time)

Secretary to the Zoning Commission to be posted on private property
known as Anacostha Ave, Hayes St, Barnes St, Grant St, and Earlworth Park NE
(Address of Premises)
in plain view of the public on the following street frontages

I caused to be taken 19 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
See Attached

Street Frontages

See Attached

[Signature]
Signature

Subscribed and sworn to before me this 19th day of JUNE, 2007

[Signature]
Notary Public, D C

My Commission Expires
Notary Public District of Columbia
My Commission Expires 4 14 2009

Attach photograph here

See Instruction No 1

ZONING COMMISSION
District of Columbia

CASE NO

EXHIBIT NO

0630

26

DC CR
JUN 19 2007
PM 4 56

Application of ZC 06-30
 Pollin Memorial Community
 Development LLC - Consolidated
 PUD and Related Map Amendment
 At Square 5040 Parcels 170/27
 and 170/28



ZC 06-30
 3700 Block of Hayes St NE



ZC 06-30
 700 Block of Inacoshia Avenue NE



ZC 06-30 3700 Block of Hayes St NE



ZC 06-30

corner of Hayes St and Inacoshia Ave NE



ZC 06-30
 700 Block of Inacoshia Avenue NE

Application of ZC 06-30
 from Rural Community Development LLC
 Consolidated PUD and Related Map Amendment
 at Square 5040 Parcels 170/27 and
 170/28



ZC 06-30
 Block bounded by Barnes St, Hayes St
 Anacostia Ave and Grant St NE



ZC 06-30
 Block bounded by Anacostia Ave
 Barnes St, Hayes St and Grant St NE



ZC 06-30
 Block bounded by Barnes St, Hayes St
 Anacostia Ave and Grant St NE



700 Block of Anacostia Avenue NE

Application for ZC 06-30
 Pullin Memorial Community
 Development LLC - Consolidate
 PUD and Rebuild Map Amendment
 At Square 5040 and Parcels
 170/29 and 170/28



3600 Block of Hayes St NE
 ZC 06-30



3600 Block of Hayes St NE
 ZC 06-30



3700 Block of Hayes Street NE
 ZC 06-30



800 Block of Barnes St NE
 ZC 06-30

Pullin Memorial Community Development LLC
 2000 1/2 S 1st St and Related High Apartment
 At Square 5040 and Parcels 170/27 and 170/28



700 Block of Anacostia Avenue NE
 ZC 06-30



705 Anacostia Avenue NE
 ZC 06-30



711 Anacostia Avenue NE
 ZC 06-30



715 Anacostia Avenue NE
 ZC 06-30



Corner of Hayes St and Barnes St
 NE