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July 3, 2008

VIA HAND DELIVERY

Zoning Commission for the
District of Columbia
441 4th Street, N.W., Suite 220-South
Washington, D.C. 20001

ZONING COMMISSION
District of Columbia

CASE NO. 07-27
EXHIBIT NO. 27

RECEIVED
D.C. OFFICE OF ZONING
2008 JUL - 3 PM 2:20

Re: Case No. 07-27 (EYA, LLC and the Missionary Society of Saint Paul the
Apostle – Consolidated Planned Unit Development & Related Zoning Map
Amendment)

Dear Commissioners:

The undersigned counsel represents the Dominican House of Studies and College of the
Immaculate Conception (the “Dominicans”), and hereby requests that the Dominicans
participate in the above-referenced case as a party. In support of that request, the undersigned
hereby submits the following information:

- (a) Brother Gerard Thayer, O.P.
487 Michigan Avenue, N.E.
Washington, D.C. 20017
(203) 530-0088
- (b) The undersigned hereby requests to appear at the hearing and participate as a party.
- (c) The undersigned will appear as an opponent of the application, unless walls or other permanent barriers are constructed to prevent homeowners from the new development from using the open space of the Dominicans. The undersigned would support the proposed development if it is conditioned on providing adequate measures to protect the enjoyment of the Dominicans’ adjacent property.

- (d) Legal counsel will appear on behalf of the undersigned:

Elsie L. Reid, Esquire and Patrick F. Greaney, Esquire, Furey, Doolan & Abell,
LLP, 8401 Connecticut Avenue, Suite 1100, Chevy Chase, Maryland 20815
(301) 652-6880
- (e) Witnesses:


Brother Gerard Thayer, O.P.
Matthew J. Whalen, President, Whalen Construction Co., Inc.
- (f) Each witness will explain the value and necessity for privacy and why the use of the Dominicans' property is limited.
- (g) None of the witnesses will be offered as expert witnesses.
- (h) Our case will be presented in fifteen (15) minutes.
- (i)
 - (1) The property owned by the Dominicans, known as Parcel 133 in Square 3655, located at 487 Michigan Avenue, N.E., is adjacent to the subject property.
 - (2) The Dominicans is the fee simple owner of the adjacent property located at 487 Michigan Avenue, N.E.
 - (3) The property owned by the Dominicans is adjacent to the subject property.
 - (4) The social and other impacts likely to affect the Dominicans, as a result of the approval of the action requested of the Commission, are the following: use of the open area owned by the Dominicans by the homeowners of the new development, since it would be the closest open area particularly to the seven (7) homeowners in the northeast corner of the project. The privacy is particularly important to the seminarians, who study at the Dominican House of Studies. The proximity of the new development to an open space used for meditation and contemplation is our major concern.

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- (5) The Dominicans would be significantly, distinctively, and uniquely affected in character or kind, in an adverse manner, by the proposed zoning action, much more than those of other persons in the general public, because of the proximity of the project.

Sincerely,

Dominican House of Studies and College of
the Immaculate Conception

By: 
Elsie L. Reid, Esquire

PFJ/jts

cc: Brother Gerard Thayer, O.P.