

GOVERNMENT OF THE DISTRICT OF COLUMBIA
Zoning Commission



July 16, 2009

Councilmember Phil Mendelson
Council of the District of Columbia
1350 Pennsylvania Avenue, N.W.
Washington, D.C. 20004

Re: Zoning Commission Case No. 08-15 (Friendship-Macomb SC, Inc. - Consolidated PUD & Related Map Amendment @ Square 1920, Lot 831 and Square 1920N, Lots 1 and 2)

Dear Councilmember Mendelson:

The Office of Zoning is in receipt of your letter dated July 6, 2009, regarding the above-referenced case.

The Zoning Regulations are strict regarding the timeliness of submissions into case records. The record on this case was closed on May 20, 2009, except for specific items requested by the Commission. Your letter was received after the record closed. On July 13, 2009, the Commission decided not to reopen the file to receive your submission. Accordingly, we are returning your submission to you.

If you have any questions, please do not hesitate to call me at (202) 727-0340.

Sincerely,

Sharon S. Schellin
Secretary to the Zoning Commission

Enclosure

ZONING COMMISSION
District of Columbia

CASE NO. 08-15
EXHIBIT NO. 268



COUNCIL OF THE DISTRICT OF COLUMBIA
1350 PENNSYLVANIA AVENUE, N.W.
WASHINGTON, D.C. 20004

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Phil Mendelson
Councilmember At-Large

Office: (202) 724-8064
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July 6, 2009

Phil Feola, Esq.
Pillsbury Winthrop Shaw Pittman LLP
2300 N Street, NW
Washington, DC 20037-1122

RE: Friendship Shopping Center (Giant)

Dear Mr. Feola:

I recognize that the Zoning Commission has voted to approve the Planned Unit Development related to Giant Food in the area of Wisconsin Avenue and Newark Street, NW. Nevertheless, the neighbors of the project along Idaho Avenue are quite upset with the proposed loading dock and commercial driveway on Idaho Avenue. I believe this issue was the only one about which the Zoning Commission asked your client to submit additional information prior to the Commission's next meeting.

Although this portion of Idaho Avenue is across from the Second District Police Station, it is a residential street and remains residentially zoned. The impact of bringing commercial trucks onto this street is obvious. Nevertheless, I am told that the solution being contemplated by your client is to replace doors and windows in two affected houses – sort of like someone responsible for making a nuisance level of noise passing out earplugs instead of quieting down.

I am writing to request that the applicant reconsider the design of the proposed supermarket loading dock and driveway on Idaho Avenue. The current proposal may be the most advantageous for the supermarket. The proposed buffering elements may reduce some of the impacts, but I urge the applicant to take this opportunity to re-examine the options and to consider alternative siting options that would relieve the Idaho Avenue residents from the unpleasant effects associated with the placement of a large loading dock and driveway near their homes.

I would be pleased to meet with you or the developer prior to the Zoning Commission's meeting July 13th if that would be helpful in resolving this problem. Regardless, it is imperative that the project's impacts on its neighbors be resolved by modifying the project itself, not by modifying the neighbors' property. As you know, a great many people are excited by the prospect of an improved supermarket, and it would be unfortunate if the project could not be a benefit for all.

Sincerely,


Phil Mendelson

ZONING COMMISSION
District of Columbia

FILE NO. 158-15
EXHIBIT NO. 268

cc: Zoning Commission