

GOVERNMENT OF THE DISTRICT OF COLUMBIA
Office of Zoning



Z.C. CASE NO.: 08-24

As Secretary to the Commission, I hereby certify that on JUL 24 2009 copies of this Z.C. Notice of Public Hearing were mailed first class, postage prepaid or sent by inter-office government mail to the following:

- | | |
|---|--|
| 1. D.C. Register | 8. Gottlieb Simon
ANC
1350 Pennsylvania Avenue, N.W.
Washington, D.C. 20004 |
| 2. Paul Ttummonds, Jr.
Pillsbury
2300 N St., N.W.
Washington, D.C. 20037-1128 | 9. Councilmember Harry Thomas, Jr. |
| 3. Anita Bonds, Chair
ANC 5C
P.O. Box 77761
Washington, DC 20013 | 10. Office of Planning (Harriet Tregoning) |
| 4. Commissioner Silas Grant, Jr.
ANC/SMD 5C09
2830 6th Street NE
Washington, DC 20017 | 11. DDOT (Karina Ricks) |
| 5. Commissioner Timothy Day
ANC/SMD 5C10
3205 7 th St., N.E.
Washington, D.C. 20017 | 12. General Counsel - DCRA
941 North Capitol Street, N.E.
Suite 9400
Washington, D.C. 20002 |
| 6. Angel Alston, Chair
ANC 5A
1322 Irving St., N.E.
Washington, D.C. 20017 | 13. Office of the Attorney General
(Alan Bergstein) |
| 7. Commissioner Carolyn C. Steptoe
ANC/SMD 5A07
1257 Lawrence Street NE
Washington, DC 20017 | 14. DDOE (Shane Farthing) |
| | 15. Owners Within 200 Feet (see attached
list provided by Applicant) |

ZONING COMMISSION
District of Columbia

CASE NO. 08-24

EXHIBIT NO. 22

ATTESTED BY:

Sharon S. Schellin
Secretary to the Zoning Commission
Office of Zoning

441 4th Street, N.W., Suite 200/210-S, Washington, D.C. 20001

Telephone: (202) 727-6311

Facsimile: (202) 727-6072

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Web Site: www.dcoz.dc.gov

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 pre-hearing 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 maximum time limits for oral testimony shall be adhered to and no time may be ceded:

- | | | |
|----|----------------------------------|-------------------------|
| 1. | Applicant and parties in support | 60 minutes collectively |
| 2. | Parties in opposition | 60 minutes collectively |
| 3. | Organizations | 5 minutes each |
| 4. | Individuals | 3 minutes each |

Pursuant to § 3020.3, the Commission may increase or decrease the time allowed above, in which case, the presiding officer shall ensure reasonable balance in the allocation of time between proponents and opponents.

Information responsive to this notice should be forwarded to the Director, Office of Zoning, Suite 200/210-S, 441 4th Street, N.W., Washington, D.C. 20001. **FOR FURTHER INFORMATION, YOU MAY CONTACT THE OFFICE OF ZONING AT (202) 727-6311.**

ANTHONY J. HOOD, WILLIAM W. KEATING, III, KONRAD W. SCHLATER, PETER G. MAY, AND MICHAEL G. TURNBULL ----- ZONING COMMISSION FOR THE DISTRICT OF COLUMBIA, BY RICHARD S. NERO, JR., ACTING DIRECTOR, AND BY SHARON S. SCHELLIN, SECRETARY TO THE ZONING COMMISSION.

College Immaculate Conception
487 Michigan Avenue, NE
Washington, DC 20017-1584

E M Cieslak
3212 7th Street, NE
Washington, DC 20017-1413

Oblates of St. Francis Desales Inc.
c/o Office of Treasurer
2200 Kentmere Pkwy.
Wilmington, DE 19806-2018

District of Columbia Property
1133 N. Capitol Street, NE
Washington, DC 20002-7549

Charles W. Morrow
1334 Farragut Street, NW
Washington, DC 20011-6908

Sureia A. Ahmed
718 Lawrence Street, NE
Washington, DC 20017-3523

Washington Metropolitan Area Transit
Authority (WMATA)
600 5th Street, NW
Washington, DC 20001-2610

Reta G. Yirga Signs for the Times
1110 4th Street, NW
Washington, DC 20001-2519

German Chevez
1501 Decatur Street, NW
Washington, DC 20011-4344

John P. Smith, Jane Saindon Roger,
Per Rep
1025 Connecticut Avenue, NW
Washington, DC 20036-5423

Linda F. Yahr
717 Lawrence Street, NE
Washington, DC 20017-3522

Carlos A. Miranda
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Potomac, MD 20854-4455

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George Basiliko Revocable Trust
1804 11th Street, NW
Washington, DC 20001-5015

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3219 7th Street, NE
Washington, DC 20017-1414

Lydia F. Bargiel
3323 7th Street, NE
Washington, DC 20017-1423

Bennett Corporation
700 Monroe Street, NE
Washington, DC 20017-1754

Scott L. Audrey
624 Faraday Place, NE
Washington, DC 20017-2355

S. L. Webster
3301 7th Street, NE
Washington, DC 20017-1423

Catholic University of America
c/o Controller
620 Michigan Avenue, NE
Washington, DC 20064-0001

F. Simmons
1743 Holbrook Street, NE
Washington, DC 20002-2507

William H. Fixsen
3303 7th Street, NE
Washington, DC 20017-1423

Byte Eack
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Washington, DC 20017-1757

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Washington, DC 20036-1733

Henry Chasten, Jr.
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Washington, DC 20017-1423

Rosemary Allsup
2026 Evarts Street, NE
Washington, DC 200018-2116

Religious of Mary Immaculate Cent Maria
650 Jackson Street, NE
Washington, DC 20017-1424

Lillian McChristian
711 Lawrence Street, NE
Washington, DC 20017-3522

Tony L Johnson
9462 Lovat Road
Fulton, MD 20759-9637

#08-24



William L. Rush
3424 9th Street, NE
Washington, DC 20017-1704

ANC 5A
1322 Irving Street, NE
Washington, DC 20017

Tidewater Enterprises Inc.
c/o John Q. Aukward
5301 Westbard Cir # County
Bethesda, MD 20816-1401

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3205 7th Street, NE
Washington, DC 20017

Lee's Investment Company LP
3315 8th Street, NE
Washington, DC 20017-3504

Edgewood Civic Association
c/o Michael Henderson
200 Adams Street, NE
Washington, DC 20002-1116

Yazge LLC
4212 Colchester Drive
Kensington, MD 20895-4017

Missionary Society of St. Paul
997 Macarthur Blvd.
Mahwah, NJ 07430-2045

