ROBINS, KAPLAN, MILLER & CIRESI L.L.P.
ATTORNEYS AT LAW

ATLANTA
BOSTON
CHICAGO
LOS ANGELES
MINNEAPOLIS
ORANGE COUNTY
SAINT PAUL
WASHINGTON, D.C.

SUITE 1200
1801 K STREET, N.W.
WASHINGTON, D.C. 20006-1301
TELEPHONE (202) 775-0725
FACSIMILE (202) 223-8604
TELEX 4931197 RKMC

RICHARD B. NETTLER
(202) 775-0725

April 18, 2001

16702

BY HAND

J. Carter Brown
Chairman
The Commission of Fine Arts
National Building Museum
441 F Street, N.W.
Suite 312
Washington, D.C., 20001

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Re: Georgetown Incinerator Project
Our File No. 091852.0000

Dear Chairman Brown:

This letter serves to memorialize a conversation from your staff to us regarding the presentation of the re-design of the Georgetown Incinerator project by Millennium Georgetown Partners LLC, at your public meeting of April 19, 2001. We were informed that the re-design will not be allowed to be presented to the Commission of Fine Arts tomorrow, although the matter was on your public agenda, since the Commission of Fine Arts has already taken a position opposed to the re-design based on the recommendation of the Old Georgetown Board.

As a consequence of the foregoing decision, we will be unable to present the re-design, which varies substantially from the design presented to the Commission at its public meeting in March 2001, we will not be permitted to correct the record regarding the Waterfront zoning which affects the site, particularly with regard to the present height restrictions, and the National Park Service will not be permitted to present testimony in support of the re-design.

BZA
Case No. 16702
Exhibit No. 55

Board of Zoning Adjustment
District of Columbia
CASE NO.16702
EXHIBIT NO.55

We regret that you have decided to preclude us from making the presentation, which action we believe is unwarranted and impermissible.

Sincerely,

ROBINS, KAPLAN, MILLER & CIRESI L.L.P.

Richard B. Nettler

cc: Sheila Cross Reid, Chairman, Board of Zoning Adjustment
Andrew Altman, Director, Office of Planning
Rohulamin Quander, Mayor's agent for D.C. Law 2-144
Anthony Lanier, Eastbanc Inc.
Mario Palumbo, Millennium Partners