



BEFORE THE ZONING COMMISSION OR
BOARD OF ZONING ADJUSTMENT OF THE DISTRICT OF COLUMBIA



FORM 140 - PARTY STATUS REQUEST

Before completing this form, please go to www.dcoz.dc.gov > IZIS > Participating in an Existing Case > Party Status Request for instructions. Print or type all information unless otherwise indicated. All information must be completely filled out.

PLEASE NOTE: YOU ARE NOT REQUIRED TO COMPLETE THIS FORM IF YOU SIMPLY WISH TO TESTIFY AT THE HEARING. COMPLETE THIS FORM ONLY IF YOU WISH TO BE A PARTY IN THIS CASE.

Pursuant to 11 DCMR Subtitle Y § 404.1 or Subtitle Z § 404.1, a request is hereby made, the details of which are as follows:

Name: **Mark Rosenman**

Address: **3023 Newark St NW**

Phone No(s): **(202) 841-0607** E Mail: **mark.rosenman@verizon.net**

I hereby request to appear and participate as a party in Case No.: **20266**

Signature: *Mark Rosenman* Date: *July 13, 2020*

Will you appear as a(n) Proponent Opponent Will you appear through legal counsel? Yes No

If yes, please enter the name and address of such legal counsel.

Name:

Address:

Phone No(s): E Mail:

ADVANCED PARTY STATUS CONSIDERATION PURSUANT TO: Subtitle Y § 404.3/Subtitle Z § 404.3:

I hereby request advance Party Status consideration at the public meetings scheduled for: **July 29, 2020**

PARTY WITNESS INFORMATION:

On a separate piece of paper, please provide the following witness information:

1. A list of witnesses who will testify on the party's behalf;
2. A summary of the testimony of each witness;
3. 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; and
4. The total amount of time being requested to present your case.

PARTY STATUS CRITERIA:

Please answer all of the following questions referencing why the above entity should be granted party status:

1. How will the property owned or occupied by such person, or in which the person has an interest be affected by the action requested of the Commission/Board?
2. What legal interest does the person have in the property? (i.e. owner, tenant, trustee, or mortgagee)
3. What is the distance between the person's property and the property that is the subject of the application before the Commission/Board? (Preferably no farther than 200 ft.)
4. What are the environmental, economic, or social impacts that are likely to affect the person and/or the person's property if the action requested of the Commission/Board is approved or denied?
5. Describe any other relevant matters that demonstrate how the person will likely be affected or aggrieved if the action requested of the Commission/Board is approved or denied.
6. Explain how the person's interest will be more significantly, distinctively, or uniquely affected in character or kind by the proposed zoning action than that of other persons in the general public.

ADDENDUM TO FORM 140

**RE: #20266; 3400 Connecticut Partners LLC
3400 Connecticut Avenue, NW
BZA Hearing Scheduled for July 29, 2020**

PARTY STATUS REQUEST of Mark Rosenman on behalf of 41 Macklin Neighbors

Mark Rosenman
3023 Newark Street, NW
Washington, DC 20008-3342
(202) 841-0607
Mark.Rosenman@verizon.net

I request Party Status as an individual on behalf of myself and 40 neighbors of what we refer to as the Macklin, known here as 3400 Connecticut Avenue LLC, and constituting Square 2069, Lots 817 – 821. I request that Party Status in opposition to this application and, along with several of those Macklin Neighbors, wish to offer testimony. Witnesses will include:

1. Mark Rosenman – to offer an overview of why denial of the application is necessary and appropriate
2. Alejandro Sanguinetti – will testify about parkers regularly blocking driveways and even damaging cars
3. Jennifer Anderson – who lives across the street from the Macklin, will testify about the challenges that exist already before 31 additional units are added
4. Judith Kennedy – will speak to exacerbating already over-burdened street parking, especially without considering temporary and continuing effects of the coronavirus pandemic
5. Peter Edelman – will address concerns about street parking and traffic even blocks from Connecticut Avenue
6. Karen Lightfoot – a perspective from Ordway Street regarding residents' and businesses' parking needs, and problems with alley usage for various purposes.

I (Mark Rosenman) should be granted Party Status not simply as the owner and occupant, with my wife, of our residence at 3023 Newark Street (since 1998), but perhaps more importantly because *40 other Macklin Neighbors have endorsed me doing so on their behalf*. Our house is about 550' from the Macklin; six (6) of the other Macklin Neighbors are within 200', another dozen within 550', an additional 11 within 800', 3 more within 1500' and 8 closer than 3000' (all measurements approximate). All Macklin Neighbors are close enough to be seriously and directly affected by this development. I would note that, because of a commissioner's resignation, many of us have no ANC representation.

Parking is already a serious challenge in our neighborhood. As are many, but certainly not all, of the other Macklin Neighbors and our friends, families and other visitors, I am elderly. Many of us depend on street parking (my house, for instance, has no off-street parking) when we use our cars to shop for necessities, run errands, visit family and friends, receive services and deliveries, or return to our homes after having left to dine out, enjoy entertainment, or for any other purpose. We also depend on the free and safe flow of traffic on Newark and surrounding streets. The fact that residents even a ¼ or ½ mile from the Macklin are sufficiently concerned to join me in this request, should give a sense of how serious

and far-reaching a problem already exists and how extraordinarily profound an issue for us is the applicant's waiver request.

Those of us in proximity to the Macklin development site will be very much more adversely affected by such a waiver than would the general public since we would be required to live with its impact every day and every night. We, the Macklin Neighbors, are in a unique position in regard to this development. Of course, the general public – those who would frequent the Connecticut Avenue shops and restaurants, those businesses themselves, and those who would visit our homes – would also feel the adverse effects of the proposed zoning action.

In total, I believe that we will need approximately 45 minutes, including those named individuals who would testify as such if Party Status is denied, to present our concerns and offer supporting documentation.

As part of this application for Party Status, I hereby swear and affirm that I have already emailed copies of this request to the Applicant: Phil Kang pkang@vpmgroup.net and his counsel Meghan Hottel-Cox MHottel-Cox@goulstonstorrs.com, and to the ANC via Chairperson Nancy MacWood at 3c@anc.dc.gov and at nmacwood@gmail.com. The ANC SMD 3C05 (covering the northside of Newark Street and Ordway Street) seat is vacant; Chairperson MacWood represents SMD 3C09 (covering the southside of Newark Street and Macomb Street). The Macklin Neighbors supporting this request live within those SMDs.