

February 10, 2026

VIA IZIS

D.C. Board of Zoning Adjustment
441 4th Street, NW, Suite 200S
Washington, DC 20001

Re: BZA Case No. 21423 – Application of 2210 5th, LLC (the “Applicant”) for 2210 5th Street, NE (Square 3622, Lot 811) (the “Property”) – Outline of Witness Testimony

Dear Members of the Board:

In advance of the public hearing on March 11, 2026, the Applicant hereby submits the outline of witness testimony enclosed herewith as Exhibit A. For the sake of ensuring completeness in the record, the Applicant respectfully requests a waiver pursuant to Subtitle Y § 101.9 to allow this submission after the 30-day deadline under Subtitle Y § 300.15.

Pursuant to Subtitle Y § 101.9, the Board may waive any provision if, in the judgment of the Board, the waiver will not prejudice the rights of any party and is not otherwise prohibited by law. Upon further review of the record, the Applicant, in good faith, requests this waiver to remove any doubt that the requirements in the regulations were fulfilled. No party is prejudiced because the content included in Exhibit A is already discussed, at length, in the Applicant’s statement, at Exhibit 27A of the record. Further, the ANC has provided a letter of support, at Exhibit 21 of the record.

Thank you for your attention to this matter. Please do not hesitate to contact the undersigned if you have any questions.

Sincerely,

/s/ Jeff C. Utz
Jeff C. Utz

/s/ Lee S. Templin
Lee S. Templin

Certificate of Service

The undersigned hereby certifies that copies of the foregoing letter were delivered by electronic mail to the following on February 10, 2026.

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/s/ Lee S. Templin
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