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September 8, 2000

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## VIA FACSIMILE/ HAND DELIVERY

Zoning Commission of the District of Columbia c/o District of Columbia Office of Zoning 441 4<sup>th</sup> Street, N.W., Suite 210 Washington, D.C. 20001 Attention: Anthony Hood, Chairman

Re:

Request for Further Delay in Setdown of the Application of Yale Steam Limited Partnership for Approval of Use of Air Space for an Alley Bridge, Square 514 for Public Hearing, ZC Case No. 00-01

Dear Chairman Hood:

This firm serves as legal counsel for Yale Steam Limited Partnership.

By our letter to the Zoning Commission, dated January 5, 2000, this firm on behalf of Yale Steam Limited Partnership submitted an Application for Approval of Use of Air Space (the "Application") to permit construction and maintenance of a bridge in public air space above a fifteen (15) foot wide public alley in the southern portion of Square 514 (the "Alley"). At that time the District of Columbia Historic Preservation Review Board (the "Board") had approved a proposed project involving the Yale Laundry Site on New York Avenue, N.W. Subsequent to that filing numerous challenges were made to the approval which have delayed processing.

As you are aware we had previously requested several postponements in the setdown of the Application for public hearing pending final action on matters related to proceedings before Board and the Mayor's Agent for Historic Preservation (the "Mayor's Agent"). As we advised earlier, we feel that final approval of the project under applicable historic preservation law should be obtained before we proceed to make a

ZONING COMMISSION of the Application.

CASE No. 00-0/ EXHIBIT No. 25 ZONING COMMISSION
District of Columbia
CASE NO.00-01
EXHIBIT NO.25

Anthony Hood, Chairman September 8, 2000 Page 2

While the Board has completed action on the proposed project, the Mayor's Agent has still not issued his decision in the matter of the subdivision of Lots 6, 67, 68, 73 and 74, being all of the lots west of the 15 foot wide public alley. The subdivision is necessary to be able to develop the "west" addition to the Yale buildings to which the "bridge" would be connected.

Since the Mayor's Agent has not issued his decision approving the subdivision, we must very regretfully again request a further deferral by the Commission of the setdown of the Application for public hearing until its October meeting. By that date the Mayor's Agent by law must have issued his decision.

Thank you for your patience in this matter; we regret the inconvenience to the Commission and appreciate your favorable consideration of this request.

Should you have any questions regarding this request, please contact me.

Sincerely,

**HOLLAND & KNIGHT LLP** 

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David W. Briggs

cc: Alberto Bastida Michael Minkoff Ellen McCarthy

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