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October 13, 2000

VIA FACSIMILE/ HAND DELIVERY

Zoning Commission of the District of Columbia c/o District of Columbia Office of Zoning 441 4th 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 request for setdown of the Application.

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ZONING COMMISSION CASE NO 0 0 - 0 1 EXHIBIT NO 2 6 Anthony Hood, Chairman October 13, 2000 Page 2

While the Board has approved the proposed project and the Mayor's Agent has now issued his decision approving the subdivision for the project, we must very regretfully again request a further deferral by the Commission of the setdown of the Application for public hearing until the Commission's December meeting.

The proposed project, like many other projects in the District, is now being held up by an environmental impact analysis and review being conducted by the Department of Health. While progress has been made in the environmental impact analysis and review, including obtaining a signoff from the Office of Planning, signoffs have not been received from other reviewing agencies and departments or from the Department of Health. As you are probably aware the results of this new review process might necessitate changes in the project, raising the specter of that use of the public air space would not be necessary or appropriate.

Until the Department of Health clears the project as it is currently proposed under the environmental impact analysis and review, we do not believe, in deference to the Commission's busy schedule, that it is of any benefit to the Commission, to the public or to our client to proceed to a public hearing on the matter of the "air space" application at this time.

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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