

D.C. FEDERATION OF CIVIC ASSOCIATIONS, INC.

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Alberto P. Bastida, Secretary
D.C. Zoning Commission
441 4th Street, NW, Suite 210
Washington, DC 20001

July 28, 2002

2002 JUL 31 PM 2:06
D.C. ZONING COMMISSION

Case No. 01-02 (Text Amendment – 11 DCMR)

Dear Mr. Bastida,

I wish to thank the Zoning Commissioners on behalf of the D.C. Federation of Civic Associations for moving toward correcting the miscodification of regulations on antenna towers. These regulations were originally formulated in 1989 in Commission Order 587. It is vitally important to get the matter right, as has been illustrated by the legal difficulties caused when the Tenley Tower was inadvertently approved by a reliance on text that clearly flouted the intention of the basic Zoning Order on the subject.

We strongly support proposed text amendments in unit A that the repeal paragraphs 701.6(g) and 721.2(t) of the Zoning Regulations.

The Federation has also looked into the recommendations of the Cleveland Park Citizens Association regarding the proposed text amendment B, and finds them sound. Like the CPCA, we urge that the clause "except that an antenna tower for television and radio broadcasting and in conjunction therewith the erection, alteration, or use of buildings for transmission or reception equipment shall not be permitted;" be relocated from Paragraph 1201.2(c) to a new subparagraph (4) under Paragraph 1201.3(b). The effect will be to remove the antenna towers from a paragraph defining matter-of-right uses to one listing uses permitted only by special exception. Nothing as intrusive and as potentially dangerous as an antenna tower should be permitted as a matter of right in the Capital Interest District.

To bring the Regulations into compliance with Paragraph 26 of Order 587, we urge you to make one final change in Paragraph 3104.1, where "Any district" should be amended to "Any district except the Capitol Interest District."

Finally we endorse the request of CPCA in its letter of July 17 that the Commission correct what appear to be typographical errors in paragraph 211.1 (which should refer to Paragraph 3104) and Paragraph 914.1 where "objections" should read "objectives"

ZONING COMMISSION
District of Columbia
Case 01-02
Exhibit 58

ZONING COMMISSION
District of Columbia
CASE NO.01-02
EXHIBIT NO.58

I close by commending the Commission for moving to correct these longstanding errors in the basic Zoning Regulations in the District

Sincerely,

A handwritten signature in black ink that reads "Gregory New". The signature is written in a cursive, flowing style.

Gregory R. New, President
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