ZONING COMMISSION FOR THE DISTRICT OF COLUMBIA
NOTICE OF PUBLIC HEARING

TIME AND PLACE: **Thursday, November 15, 2007, @ 6:30 PM**
Office of Zoning Hearing Room
441 4th Street, N.W., Suite 220-S
Washington, D.C. 20001

FOR THE PURPOSE OF CONSIDERING THE FOLLOWING:

Z.C. Case No. 02-26A (The George Washington University/Lerner Health and Wellness Center – Square 42, Lot 847)

THIS CASE IS OF INTEREST TO ANC 2A

Application of The George Washington University, pursuant to 11 DCMR §§ 3104.1 and 210, for "further processing" of the existing Foggy Bottom Campus Plan to modify the conditions of Z.C. Order No. 02-26, dated December 24, 2004, pertaining to permitted users of the Lerner Health and Wellness Center (the "Center"). The University is requesting authority to:

(1) Allow the continued use by those classes of persons authorized to use the Center in Order No. 02-26, specifically, (a) students, faculty and staff of the University's Foggy Bottom and Mount Vernon campuses; (b) members of the University's Board of Trustees; and (c) students of the School Without Walls ("SWW") in organized activities under the supervision of SWW faculty;

(2) Permit the use by persons residing in, or members of, the facilities located immediately adjacent to the Center, specifically (a) St. Mary's Court, located at 725 24th Street, NW; (b) St. Mary's Episcopal Church, located at 728 23rd Street, NW; (c) Remington Condominium, located at 601 24th Street, NW; and (d) the Independent Order of Odd Fellows Lodge, located at 701 24th Street;

(3) Permit the use by GW alumni who reside in the Foggy Bottom/West End Area, as defined in the 2000 Foggy Bottom Campus Plan.

The University seeks no change to the hours of operation permitted under Z.C. Order No. 02-26; i.e., 6:00 AM to 11:30 PM on all days.

PLEASE NOTE:

- Failure of the applicant to appear at the public hearing will subject the application or appeal to dismissal at the discretion of the Commission.

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- Failure of the applicant to be adequately prepared to present the application to the Commission, and address the required standards of proof for the application, may subject the application to postponement, dismissal, or denial.

The public hearing in this case will be conducted in accordance with the provisions of Chapter 31 of the District of Columbia Municipal Regulations, Title 11, Zoning. Pursuant to § 3117.4 of the Regulations, the Commission will impose time limits on the testimony of all individuals.

Individuals and organizations interested in any application may testify at the public hearing or submit written comments to the Commission. All requests and comments should be submitted to the Commission through Jerrily R. Kress, Director, Office of Zoning, 441 4th Street, NW, Suite 200/210-S, Washington, D.C. 20001. Please include the case number on all correspondence.

Individuals and organizations wishing party status in this case must request that status and should do so in writing not less than fourteen (14) days prior to the date set for the public hearing on the particular application in accordance with § 3106.2. A party has the right to cross-examine witnesses, to submit proposed findings of fact and conclusions of law, to receive a copy of the written decision of the Zoning Commission, and to exercise the other rights of parties as specified in the Zoning Regulations.

Except for the affected ANC, any person who desires to participate as a party in this case must clearly demonstrate that the person's interests would likely be more significantly, distinctly, or uniquely affected by the proposed zoning action than other persons in the general public. Persons seeking party status **shall file with the Commission, not less than fourteen (14) days prior to the date set for the hearing, a written statement containing the following information:**

(a) The person's name, address, and daytime telephone number;

(b) A request to appear and participate as a party;

(c) Whether the person will appear as a proponent or opponent of the application;

(d) Whether the person will appear through legal counsel, and if so, the name and address of legal counsel;

(e) A list of witnesses who will testify on the person's behalf;

(f) A summary of the testimony of each witness;

(g) 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;

(h) The total amount of time being requested to present their case; and

(i) A written statement setting forth why the person should be granted party status, including reference to the following:

(1) The property owned or occupied by the person, or in which the person has an interest, that will be affected by the action requested of the Commission;

(2) The legal interest the person has in said property, such as owner, tenant, trustee, or mortgagee;

(3) The distance between the person's property and the property that is the subject of the application before the Commission;

(4) The economic, social, or other impacts likely to affect the person and/or the person's property if the action requested of the Commission is approved or denied; and

(5) An explanation of how the person's interest as identified in response to paragraph (4) would likely be more significantly, distinctively, or uniquely affected in character or kind by the proposed zoning action than those of other persons in the general public.

The applicant shall also provide the information indicated in (e) through (h) no later than fourteen (14) days before the date of the hearing.

If an affected Advisory Neighborhood Commission (ANC) intends to participate at the hearing, the ANC shall submit the written report described in § 3115.1 no later than seven (7) days before the date of the hearing. The report shall also contain the information indicated in (e) through (h) above.

Information responsive to this notice should be forwarded to the Director, Office of Zoning, Suite 200/210-S, 441 4th Street, N.W., Washington, D.C. 20001. **FOR FURTHER INFORMATION, YOU MAY CONTACT THE OFFICE OF ZONING AT (202) 727-6311.**

CAROL J. MITTEN, ANTHONY J. HOOD, GREGORY N. JEFFRIES, JOHN G. PARSONS, AND MICHAEL G. TURNBULL ---------- ZONING COMMISSION FOR THE DISTRICT OF COLUMBIA, BY JERRILY R. KRESS, FAIA, DIRECTOR, AND BY SHARON S. SCHELLIN, SECRETARY TO THE ZONING COMMISSION.

GOVERNMENT OF THE DISTRICT OF COLUMBIA
OFFICE OF ZONING
441 4th STREET, N.W. SUITE 200-S/210-S
WASHINGTON, D.C. 20001

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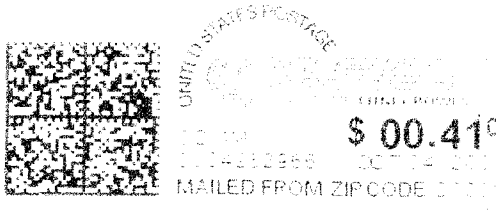

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