Government of the District of Columbia
OFFICE OF ZONING

Z.C. CASE NO.: 03-13

As Secretary to the Commission, I herby certify that on JUN 10 2003 copies of this Z.C. Notice of Public Hearing were mailed first class, postage prepaid or sent by inter-office government mail to the following:

1. *D.C. Register*

2. Carolyn Brown, Esq.
Holland & Knight, LLP
2099 Pennsylvania Avenue, N.W.
Washington, D.C. 20006

3. Ahmed Assalaam, Chair
ANC 6D
400 I Street, S.W.
Washington, DC 20024

4. Mary Williams, Chair
ANC/SMD 6D03
1257 Carrollsburg Place, S.W.
Washington, D.C. 20024

5. Gottlieb Simon
ANC
1350 Pennsylvania Avenue, N.W.
Washington, D.C. 20004

6. Councilmember Sharon Ambrose

7. Office of Planning (Ellen McCarthy)

8. Ken Laden, DDOT

9. Zoning Administrator

10. MLK Library (30 Copies)

11. Property Owners Within 200 Feet (see attached list provided by Applicant)

ATTESTED BY: Alberto P. Bastida

Alberto P. Bastida, AICP
Secretary to the Zoning Commission

ZONING COMMISSION
District of Columbia
Case 03-13
Exhibit 20

ZONING COMMISSION
District of Columbia
CASE NO.03-13
EXHIBIT NO.20

ZONING COMMISSION FOR THE DISTRICT OF COLUMBIA
NOTICE OF PUBLIC HEARING

TIME AND PLACE: **Thursday, July 24, 2003, @ 6:30 P.M.**
Office of Zoning Hearing Room
441 4th Street, N.W. – Suite 220-South
Washington, D.C. 20001

FOR THE PURPOSE OF CONSIDERING THE FOLLOWING:

Case No. 03-13 (Consolidated Planned Unit Development– Arthur Capper/Carrollsburg HOPE VI Project)

THIS CASE IS OF INTEREST TO ANC 6D:

On March 21, 2003, the Office of Zoning received an application from Capper/Carrollsburg Venture, LLC, on behalf of the District of Columbia Housing Authority (DCHA) (collectively, the Applicants), requesting consolidated approval of a planned unit development ("PUD") for property located in the area generally bounded by 3rd and 4th Streets on the west, 5th Street on the east, Virginia Avenue on the north, and K and M Streets on the south, all in the Southeast portion of the District of Columbia. The consolidated application specifically includes the following:

Square	Lot(s)
797	All
798	All
824	37, 38, 39
825	All
S825	All
880	24

All of the subject property is currently zoned R-5-B. No change in zoning is requested within the area in the consolidated PUD. The case was set down for hearing on May 12, 2003, as recommended by the Office of Planning.

This case is a companion case to Case No. 03-12, which requests preliminary approval for a PUD that includes all of the subject site plus additional property to the east and west. Case No.

03-12 is the subject of a separate notice of public hearing but will be scheduled for hearing concurrently with the subject case.

The property has a land area of approximately 305,350 square feet. The property is improved with the Arthur Capper and Carrollsburg Dwellings, both projects of the DCHA.

The Applicants are seeking PUD approval to redevelop the existing public housing on the site with a total of approximately 475 housing units of single family and low-rise multi-family units, including market rate units, public housing replacement units, and home ownership units, under the Housing Choice Voucher Program. The PUD will have a maximum height of 45 feet, except for the Senior Housing Building 1 in Square 880, which will have a maximum height of 50 feet. The PUD will have a maximum gross floor area of approximately 650,000 square feet. The developer for the project is Capper/Carrollsburg Venture, LLC. The builder of the fee simple townhouse lots is Eakin/Youngentob. The architects are Torti Gallas and Partners – CHK and The Lessard Group. Land Use Counsel is Holland & Knight LLP.

The R-5-B District permits matter-of-right moderate density development of general residential uses, including single-family dwellings, flats, and apartment buildings, to a maximum lot occupancy of 60%, a maximum floor area ratio (FAR) of 1.8 and a maximum height of fifty (50) feet. Under Chapter 24, a PUD in an R-5-B District may have a maximum height of sixty feet and a maximum FAR of 3.0.

PUDs are authorized under Chapter 24 of the District of Columbia Municipal Regulations (DCMR) Title 11. Zoning.

The public hearing on this case will be conducted in accordance with the provisions of 11 DCMR 3022 (Contested Case Hearings).

Interested persons or representatives of organizations will be heard at the public hearing. **Any person who desires to participate as a party in this case must so request, and must comply with the provisions of 11 DCMR 3022.3.** 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 Rules. Except for the applicant and the ANC, to participate as a party in a proceeding before the Commission, **any affected person shall file with the Commission, no later than July 10, 2003, a written statement containing the following information:**

(a) The person's name and address;

(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; and

(f) 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 such person, or in which the person has an interest, that will be affected by the action requested of the Commission;

(2) The legal interest such person has in such 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 environmental, 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 Commission shall determine who will be recognized as a party. In so determining, the Commission shall consider whether the provisions of § 3022.3 have been complied with and whether the specific information presented qualifies the person as a party. The Commission shall grant party status only if the person requesting party status has clearly demonstrated that the person's interests would likely be more significant, distinctively, or uniquely affected in character or kind by the proposed zoning action than those of other persons in the general public.

Any person wishing to be considered a party should clearly state the request, and should also provide a daytime telephone number should it be necessary for the Office of Zoning to obtain additional information or clarification prior to the hearing. Written statements, in lieu of personal appearances or oral presentations, may be submitted for inclusion in the record.

The Zoning Commission hereby gives notice of the following procedures applicable to this case. Any person requesting to appear as a party to this application shall submit the following additional information by July 10, 2003:

1. A summary of the testimony of each witness.

2. 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 of qualifications of the proposed experts.

3. The total amount of time that will be required to present the case.

The information cited above shall also be submitted by the applicant. To the extent that the information is not contained in the applicant's prehearing submission required by 11 DCMR § 3013.1, the information shall be filed no later than July 10, 2003.

If an affected Advisory Neighborhood Commission (ANC), pursuant to DCMR § 3012.5, intends to participate at the hearing, the ANC shall also submit the information cited above relating to the hearing procedures. However, the written report of the ANC shall be filed no later than July 17, 2003.

The Zoning Commission gives further notice that it intends to establish time limits for oral presentations of both parties and persons. Accordingly, the following time limits shall apply:

1.	Applicant	60 minutes
2.	Other Parties	15 minutes
3.	Organizations	5 minutes
4.	Individuals	3 minutes

The Commission intends to adhere to the time limits as strictly as possible, in order to hear the case in a reasonable period of time. The Commission reserves the right to change the time limits for presentations if necessary and notes that no time shall be ceded. The Commission also requests that all witnesses prepare their testimony in writing, submit the written testimony prior to giving statements, and limit oral presentations to summaries of the most important points.

Information should be forwarded to the Director, Office of Zoning, Suite 210, 441 4th Street, N.W., Washington, D.C. 20001. Please include the number of this particular case and your daytime telephone number. **FOR FURTHER INFORMATION, YOU MAY CONTACT THE OFFICE OF ZONING AT (202) 727-6311.**

CAROL J. MITTEN, ANTHONY J. HOOD, JOHN G. PARSONS, JAMES H. HANNAHAM AND PETER G. MAY ---------- ZONING COMMISSION FOR THE DISTRICT OF COLUMBIA, BY JERRILY R. KRESS, FAIA, DIRECTOR, AND BY ALBERTO P. BASTIDA, AICP, SECRETARY TO THE ZONING COMMISSION.

NEW JERSEY AVENUE & I STREET, S.E., ASSOC.
0900 2nd Street, N.E., #300
Washington, DC 20002

CONSOLIDATED RAIL CORPORATION
c/o CSX Transportation Tax
0500 Water Street, #J910
Jacksonville, FL 32256

SQUARE 737 LLC
c/o WCS Development
1220 L Street, N.W., #300
Washington, DC 20005

M. W. FAHMI
1030 Willowleaf Way
Potomac, MD 20854

I. H. GUTTMAN
2639 Spruce Way
Pittsburgh, PA 15222

CHERFEIN JOINT VENTURE
1399 35th Street
Denver, CO 80205-2447

JOSEPH M. BENSON
1523 A Street, N.E.
Washington, DC 20002

921-923 NEW JERSEY AVENUE
2001 Pennsylvania Avenue, N.W., #800
Washington, DC 20006

MARTIN CHERNOFF ET AL.
c/o Cherfein Joint Venture
1399 35th Street
Denver, CO 80205-2447

MANUCHEHR MIRZAIEG
7415 Paxton Road
Falls Church, VA 22043

MOHAMMAD POURABI
7545 Axton Street
Springfield, VA 22151

F. ROONEY
5123 Shore Drive
Huntingtown, MD 20639

WILLIAM COHEN ET AL.
c/o Willco Construction Co. Inc.
7811 Montrose Road, #S500
Potomac, MD 20854

1021 NEW JERSEY AVENUE, S.E.
c/o Potomac Development Co.
0900 2nd Street, N.E., #300
Washington, DC 20002

MI Y. KIM
c/o Edwin Lim
0156 L Street, S.E.
Washington, DC 20003

KYU HOM
Edwin Lim
156 L Street, S.E.
Washington, DC 20003-3335

225 Virginia Avenue LLC
Suite 2300
285 Peachtree Center Avenue, N.E.
Atlanta, GA 30303-1229

JERRY D. MASSIE
14410 Danube Lane
Mitchellville, MD 20721

VIVIAN TURNER
1004 3rd Street, S.E.
Washington, DC 20003

JOSEPH OH
14401 Northwyn Drive
Silver Spring, MD 20904

DAVID L. MEADOWS
305 K Street, S.E.
Washington, DC 20003-3452

NJA DEVELOPMENT PARTNERSHIP
& NEW JERSEY
Valhal Corp.
434 Broadway, Fl. 8
New York, NY 10013-2563

SQUARE 742 LLC
1717 Pennsylvania Avenue, N.W., Suite
Washington, DC 20006-4614

SQUARE 769 LLC
Wm. C. Smith & Co., Inc.
1220 L Street, N.W., Ste. 515
Washington, DC 20005-4086

MOHAMMED Z. SALARBUX
Crescent Properties
301 L Street, S.E. Apt. 1
Washington, DC 20003-3401

BLAINE ASHER
c/o Fred A. Smith Co.
1730 K Street, N.W., #713
Washington, DC 20006

JAMES L. JENNINGS
303 K Street, S.E.
Washington, DC 20003-3452

GLADA C. HEARN
0307 K Street, S.E.
Washington, DC 20003

ELIZABETH H. HAMPTON
c/o CORJO Inc.
0309 K Street, S.E.
Washington, DC 20003

ALLEN J. CARROLL
13304 Piscataway Drive
Oxon Hill, MD 20744

EDWARD B. BATAL
1026 3rd Street, S.E.
Washington, DC 20003-3425

MAYIAK LLC
c/o Apt. 512-S
0950 25th Street, N.W.
Washington, DC 20037

DAVID A. LEINER
1018 3rd Street, S.E.
Washington, DC 20003

GREGORY P. MAISON
3401 Lumar Drive
Fort Washington, MD 20744

PATRICIA McINNIS
1008 3rd Street, S.E.
Washington, DC 20003

LINDA J. TYLER
0302 L Street, S.E.
Washington, DC 20003

ANNIE M. TUCKER
0304 L Street, S.E.
Washington, DC 20003

VICTOR I. ONYEZIRI
0306 L Street, S.E.
Washington, DC 20005

LUKE C. STRIDER
[Not on file]

L. M. BURRUSS
3112 O Street, S.E.
Washington, DC 20020

FEDERAL CENTER LP
1730 K Street, N.W., #1204
Washington, DC 20006

HOLY COMFORTER ST. CYPRIAN C A G
0901 Pennsylvania Avenue, S.E.
Washington, DC 20003

1628 C STREET SE LLC
0301 L Street,. S.E.
Washington, DC 20003

SIMON L. SHUPAK
5837 Biscayne Drive
Alexandria, VA 22303-1925

CONFERENCE OF AFRICAN UNION FIRST COLORED
c/o Sister W. M. Footman, Trs
0401 I Street, S.E.
Washington, DC 20003

C. JOHNSON
7806 Bellington Court
Fort Washington, MD 20744

DORETHA JOHNSON
10757 Judy Lane
Columbia, MD 21044

WASHINGTON MUTUAL BANK
P.O. Box 60020
City Industry, CA 91716-0020

JAMES E. BANKS
0921 5th Street, S.E.
Washington, DC 20003

MIA M. JORDAN
0923 5th Street, S.E.
Washington, DC 20003

CAROLYN E. KIMBROUGH
9204 Grandhaven Avenue
Upper Marlboro, MD 20772

CHERI D. DUNLAP
0927 5th Street, S.E.
Washington, DC 20003

W. MAE
0929 5th Street, S.E.
Washington, DC 20003

BRIAN HUNGERFORD
0931 5th Street, S.E.
Washington, DC 20003

SEAN C. & M. A. MASSIE MORE DR
14410 Danube Lane
Mitchellville, MD 20721

WINFIELD S. SEALANDER
111 10th Street, N.E.
Washington, DC 20002-6211

WINFIELD S. SEALANDER
200 G Street, N.E.
Washington, DC 20002-4328

CHECKMATE VENTURES LLC
P.O. Box 797
Beltsville, MD 20705

ALLIANCE HOLDINGS LLC
8614 Westwood Center Drive, Suite 650
Vienna, Virginia 22182-2278

1012 SEVENTH STREET LP
c/o C & R Realty
1101 F Street, N.W.
Washington, DC 200040

JAN E. CAMMARATA
0710 L Street, S.E.
Washington, DC 20003

PIERRE GAUNOUX
2902 M Street, N.W.
Washington, DC 20007

706-08 L STREET LLC
7100 Brookville Road
Chevy Chase, MD 20815

HEE S. OH
0700 L Street, S.E.
Washington, DC 20003

770 LP
c/o M. Abramowitz
4600 East-West Highway, #900
Bethesda, MD 20814

DISTRICT OF COLUMBIA HOUSING AUTHORITY (
Mr. Michael Kelly
1133 North Capitol Street, N.E.
Washington, DC 20002

DISTRICT OF COLUMBIA
Mr. Timothy Dimond-Director OPM
One Judiciary Square / 441 Fourth Street, N.W.
Washington, DC 20001

UNITED STATES OF AMERICA
Cmr. F. Joseph Moravek: GSA/FBS
1800 F Street, N.W. - Room 6340
Washington, DC 20405

THE SECRETARY OF HUD
The Honorable Mel Martinez
c/o 820 1ST ST NE
Washington, DC 20002-4243