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September 2, 2004

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BY HAND DELIVERY
Carol J Mitten, Chair
District of Columbia Zoning Commission
441 4th Street, N W
Suite 220 - South
Washington, DC 20001

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Re. Zoning Commission Case No 04-07 - DC WASA Special Exception
Request for Withdrawal of Application

Dear Chairman Mitten and Members of the Commission

On behalf of our client, the District of Columbia Water and Sewer Authority ("WASA"), we are hereby requesting withdrawal of the above-mentioned Special Exception case for the Main and O Street Pumping Stations As you may recall, WASA filed the subject Special Exception application on February 27, 2004 in order to meet a deadline set forth by a federal Consent Decree Since that time, there have been numerous meetings between WASA, the Office of Planning and various City officials regarding the proposed Special Exception project WASA has become keenly aware of the City's interest in redevelopment of the Capital Gateway Area and in particular the WASA property Further, WASA continues to support the effort of the City in seeking redevelopment of the Anacostia Waterfront and in making its property compatible with the surrounding proposed developments

Accordingly, after additional review of the architectural and engineering plans for the Main Pumping Station, and by allowing internal modifications to the building which were previously "off limits", WASA has determined that it can satisfy the Consent Decree without making alterations to the exterior of the Main Pumping Station building In addition, WASA will forego exterior changes to the parking lot areas and the O Street Pumping Station at this time while additional discussions can be had with relevant City officials and agencies

WASA greatly appreciates the efforts of all City Staff and the Commission in reviewing the subject application WASA recognizes the need for a comprehensive plan for the redevelopment of our site in keeping with the plans for the Anacostia Waterfront The discussions WASA has had during this process will be beneficial as WASA develops a plan

ZONING COMMISSION
District of Columbia
Case 04-07
Exhibit 38

ZONING COMMISSION
District of Columbia
CASE NO.04-07
EXHIBIT NO.38

that addresses the numerous competing demands for the property Consequently, WASA respectfully requests withdrawal without prejudice of the subject Special Exception

Please contact me if you have any questions

Very truly yours,

LINOWES AND BLOCHER LLP

Emily J Vaias

cc Ahmed Assalaam, Chairman, ANC 6D
Mr Andrew Altman, Office of Planning
Mr Robert Bobb, City Administrator
Ms Patricia E Gallagher, NCPC
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