*Government of the District of Columbia*
Office of Zoning

**Z.C. CASE NO.: 05-11**

As Secretary to the Commission, I herby certify that on MAR 16 2005 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 Jerry A Moore, III, Esq
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575 7th Street, N W
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3 Vince Micone, Chair
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725 24th Street, N W
Washington, DC 20037

4 Vince Micone
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Washington, DC 20037

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

6 Councilmember Jack Evans

7 Office of Planning (Ellen McCarthy)

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

9 MLK Library (30 copies)

10 Ken Laden, DDOT

11 Zoning Administrator

12 Office of the Attorney General

**ATTESTED BY:** _____
**Jerrily R. Kress, FAIA**
**Director, Office of Zoning**

ZONING COMMISSION
District of Columbia
CASE NO. 05-11
EXHIBIT NO. 7



ZONING COMMISSION
District of Columbia
CASE NO.05-11
EXHIBIT NO.7

**ZONING COMMISSION FOR THE DISTRICT OF COLUMBIA**
**NOTICE OF PUBLIC HEARING**

**TIME AND PLACE:** **Monday, May 16, 2005, @ 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. 05-11 (George Washington University – 2036 G Street, N.W.)**

**THIS CASE IS OF INTEREST TO ANC 2A**

**Application of the George Washington University,** pursuant to 11 DCMR §§ 3104 1 and 210 for approval of an application for further processing pursuant to a Campus Plan to permit the renovation and addition to an existing university building to be used as a food service venue at premises 2036 G Street, N W (Square 103, Lot 816) The applicant proposes to use the building as a food service venue primarily for the use and enjoyment of the university population..

**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.

- Failure of the applicant to be adequately prepared to present the application or appeal to the Commission, and address the required standard of proof for the application or appeal, may subject the application or appeal 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 may place time limitations on cross-examination and pursuant to § 3117.5, may grant more or less time than permitted under § 3117.4 for the presentation of testimony. The Chair is authorized to exclude unduly repetitious and irrelevant testimony. 11 DCMR § 3117.3(k).

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 210, Washington, D C. 20001. Please include the case number on all correspondence.

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, not less than fourteen (14) days prior to the date set for the hearing, 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 the 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 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 the 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 interests 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.

Any person wishing to be considered a party should clearly state the request, and should also provide a daytime 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:

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 14 days before the date of the hearing.

**CAROL J. MITTEN, ANTHONY J. HOOD, JOHN G. PARSONS, KEVIN L. HILDEBRAND, AND GREGORY N. JEFFRIES ——— ZONING COMMISSION FOR THE DISTRICT OF COLUMBIA, BY JERRILY R. KRESS, FAIA, DIRECTOR AND BY CLIFFORD MOY, ACTING SECRETARY TO THE ZONING COMMISSION.**

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