

**Judi Jones, ANC 4B07
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July 5, 2006

Ms. Carol J. Mitten, Chairperson
Zoning Commission
Office of Zoning, Suite 210S
One Judiciary Square
441-4th Street, NW
WDC 20001

ZONING COMMISSION
District of Columbia

CASE NO. 05-30 FAX
EXHIBIT NO. 44

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2006 JUL 13 AM 9:04

Dear Ms. Mitten

RE: Rejection of the West Group Development and Jarvis Company Consolidated PUD Zoning Commission Case No. 05-30, 6000 New Hampshire Avenue, NE

This letter is a follow up to the January 2006 letter rejecting the West Group proposal. The following is the conclusion from the January letter.

"Based on the insincerity of the negotiation process, the imposition to 4B07 of community benefits and the lack of interest of the developer to get a consensus from the community directly affected, the 4B07 community rejects the plan and application for development at 6000 New Hampshire Avenue, NE. Lamond also requests that the Zoning Commission reject their plan as well for revising and renegotiating the density and community benefits with better information and input from the community."

The West Group has continually invested their time in a negotiation process that divides rather than unites the community around their project. As the affected ANC, I have not affected any negotiations since January 2006. I have been unable to effectively communicate any developments to my constituents. Despite my suggestions to narrow their negotiation process in December 2005 and January 2006 to the 4B07 SMD meetings, the West Group continued to negotiate outside of the 4B07 area. Cmsr Whiting, ANC 4B Chairman, insisted that the West Group negotiate through her and the Lamond Community Action Group (LCAG). Both supported the West Group proposal. LCAG is a block group in the 4B07 area with a membership of less than 50. However, LCAG continues to relay information to me without comment or explanation from either the West Group or Chairman Whiting. Information is so vague and unverified that I cannot engage my constituents to make a qualified decision about what their community proposes to look like.

Information regarding the West Group proposal keeps changing. My letter to the Zoning Commission in January 2006 stated that the West Group's lacked a definitive traffic study that has morphed into an engineering feat of magical proportions within the last two months. The 4B07 community has not seen DDOT's report nor been able to communicate effectively with Samira Cook (out of the country) to identify issues to be addressed with my constituents. The West Group's appearance at my June SMD meeting, residents became combative with the West Group over their answers to the traffic concerns. Still, their information was incomplete. I received the updated report from the West Group May 23, 2006 only when I requested the update. This update does not include more concerns addressed with DDOT in June 2006.

On June 22, 2006, the ANC 4B voted 5-0-4 NOT to support the West Group proposal as presented and submitted. No one voted to support the West Group proposal. Even Chairman Whiting voted against the West Group proposal without explanation as to why she suddenly doesn't support the proposal. She has been the

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major negotiator for the West Group since January 2006. The ANC 4B vote in June (22) was the first indication since July 2005 of any dissatisfaction with the West Group proposal on her part. I will testify against the West Group proposal on behalf of ANC 4B and the affected area (4B07). The ANC 4B has voted in the past to allow the affected ANC to represent the ANC 4B commission. Due to time constraints, the motion was not included in the June ANC 4B meeting. I am requesting the 4B Commissioners sign a letter stating their consent for my representation as well.

As the affected ANC, the entire 4B07 community rejects the West Group proposal for the same reasons as in January 2006. Further, I have recently received vital information too late (if at all) to effectively inform my constituents of significant or verifiable developments with the West Group proposal.

On behalf of the 4B07 community and the ANC 4B, we would like the Zoning Commission to reject the West Group's proposal. The 4B07 residents would like to review a completed proposal with traffic and environmental studies. Further, the West Group should negotiate through the 4B07 community to resolve the unclear and vague proposal. ANC 4B07 will continue to work with the Ward 4 Planner and DDOT Planner to align our community's view with the comprehensive plan. ANC 4B07 will provide periodic updates to the Zoning Commission as well.

Thank you for your time and attention to this important matter.

Sincerely



Judi Jones,
ANC 4B07

cc:

ANC 4B07 Residents
ANC 4B Commissioners
Council Member Adrian Fenty
Lamond Community Action Group
Citizens Aware
Anita Hairston, Ward 4 Planner
Samira Cook, DDOT Planner
West Group Developers

ANC 4B07

Fax

To: Ms. Carol Mitten, Chair
Zoning Commission

From: Judi Jones, ANC 4B07
202-291-5327 phone and fax

Fax: 202-727-6072

Pages: 3 (inclusive)

Phone: 727-0340

Date: 7/12/2006

Re: Update report for PUD Case No. 05-30,
6000 New Hampshire Avenue, NE

CC: Sharon Shellin, Secretary
Zoning Commission/202-727-0340

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Any corresponding information regarding the letter, I will bring to the hearing July 20! Thank you for your time and attention. JJones



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