

ANC 6D

Advisory Neighborhood Commission 6D Navy Yard | Capitol Riverfront | Buzzard Point | Southwest



September 21, 2022

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Frederick L. Hill, Chairperson
DC Board of Zoning Adjustment
441 4th Street, NW, Suite 200S
Washington, DC 20001

OFFICERS

Chairman
Edward Daniels
Vice Chair
Fredrica Kramer
Secretary
Jared Weiss
Treasurer
Ronald Collins

Transmitted via email to: bzasubmissions@dc.gov

RE: Resolution of ANC 6D Opposing the Request for a Modification of Consequence in ZC 06-22a

Dear Chairperson Frederick L. Hill:

At a regularly scheduled and properly noticed public meeting on September 21, 2022, with a quorum being present, a quorum being 4 Commissioners, Advisory Neighborhood Commission (ANC) 6D **voted 7-0-0** for the motion to submit this **letter of resolution opposing the request for modification of consequence in ZC 06-22a.**

COMMISSIONERS

SMD 1 *Marjorie Lightman*
SMD 2 *Jared Weiss*
SMD 3 *Ronald Collins*
SMD 4 *Andy Litsky*
SMD 5 *Fredrica Kramer*
SMD 6 *Rhonda Hamilton*
SMD 7 *Edward Daniels*

Whereas, in related case 06-22, the Applicant has petitioned the Zoning Commission of the District of Columbia to modify the conditions of the Order in that case to (1) reduce by 64% the requirement to build additional retail space and attendant parking around the perimeter of the Ballpark and (2) to impose a time limit for filing a permit to build existing space along the First Street SE side of Nationals Park for retail, service, entertainment or arts uses as per requirements of the Order; and

Whereas, among the conditions that the Applicant seeks to modify: (1) Applicant's plan will significantly impact upon ANC6D residents who reside in and may even own property adjacent to the Ballpark and will have no opportunity to address their concerns, and (2) Applicant's plan will alter parking requirements of the Ballpark Order impacting transportation and traffic safety and (3) and, most importantly, will significantly diminish the previously agreed to list of Community Benefits in the Order by providing less than 36% of the square feet of agreed upon for retail, service, entertainment or arts uses surrounding (not within) the Ballpark itself; and

Whereas, the September 30, 2022, Sword of Damocles that had been hanging over the Applicant requiring the pressure of immediate action has been lifted and, consequently, this request should no longer be considered an emergency action; and

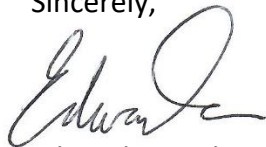
Whereas, the Applicant has chosen to request these extraordinary changes through a Modification of Consequence rather than seeking a Modification of Significance where their request to alter their obligations under the existing Order can be discussed properly and testimony can be provided in full sunshine at a regularly scheduled Zoning Hearing,

Therefore, be it resolved that ANC 6D -- the Advisory Neighborhood Commission in which the Ballpark is located and 16 years ago was a party in the original proceeding -- at a duly noticed meeting held on September 21, 2022, with a quorum present a (quorum being 4 of 7 Commissioners), voted to oppose the Applicant's request for a Modification of Consequence in ZC Case 06-22A and strongly urge the Zoning Commission to review this request only through a Modification of Significance at which time ANC 6D and other concerned residents throughout the District of Columbia will have an opportunity to provide further comment on the merits of this case.

ANC6D urges that our advice and counsel in this matter be accorded Great Weight under law.

Should you have any questions, please contact me at 6D07@anc.dc.gov.

Sincerely,



Edward Daniels
Chairman, ANC 6D
Southwest, Navy Yard, & Buzzard Point

CC via email: Mayor Muriel Bowser
Council of the District of Columbia