

GOVERNMENT OF THE DISTRICT OF COLUMBIA  
Office of Zoning



MEMORANDUM

---

**To:** Office of Documents and Administrative Issuance

**From:** Sharon S. Schellin<sup>5</sup>  
Secretary to the Zoning Commission

**Date:** November 2, 2006

**Re:** Publication for the Office of Zoning

---

Please publish the following in the *D.C. Register* on November 10, 2006:

1. Z.C. Notice of Public Hearing (Case No. 04-24A);
2. Z.C. Notice of Public Hearing (Case No. 06-32);
3. Z.C. Notice of Public Hearing (Case No. 06-43);
4. Z.C. Notice of Proposed Rulemaking (Case No. 05-10); and
5. Z.C. Notice of Final Rulemaking & Order No. 05-43 (Case No. 05-43).

Item number 5 above is also included on the enclosed diskette in MS Word format.

Attachment

ZONING COMMISSION  
District of Columbia

CASE NO. 06-43

EXHIBIT NO. 5

Office of  
Documents and  
Administrative  
Issuance

2.15 PM  
11/2/06

---

441 4<sup>th</sup> Street, N.W., Suite 200/210-S, Washington, D.C. 20001

Telephone: (202) 727-6311

Facsimile: (202) 727-6072

E-Mail: [dcz@dc.gov](mailto:dcz@dc.gov)

Web Site: [www.dcoz.dc.gov](http://www.dcoz.dc.gov)

District of Columbia

CASE NO.06-43

EXHIBIT NO.5

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

**TIME AND PLACE:**        **Thursday, March 15, 2007, @ 6:30 p.m.**  
                                 **Office of Zoning Hearing Room**  
                                 **441 4th Street, N.W., Suite 220**  
                                 **Washington, D.C. 20001**

**FOR THE PURPOSE OF CONSIDERING THE FOLLOWING:**

**Case No. 06-43 (American University – Partial Renovation and Reconstruction of the McKinley Building as the new home for American University's School of Communication)**

**THIS CASE IS OF INTEREST TO ANC 3D**

**Application of American University**, pursuant to 11 DCMR § 3104.1 and 210, for special exception approval of a further processing application of an approved campus plan for the partial renovation and reconstruction, consisting of approximately 3,152 square feet of gross floor area, to the McKinley Building as the new home for the School of Communication on the main campus of American University in the R-5-A District at premises 4400 Massachusetts Avenue, NW (Lot 1 in Square 1600).

**PLEASE NOTE:**

- Failure of an applicant or appellant to appear at the public hearing will subject the application or appeal to dismissal at the discretion of the Commission.
- Failure of an applicant or appellant to be adequately prepared to present the application or appeal to the Commission, and address the required standards 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 Subsection 3117.4 of the Regulations, the Commission will impose time limits on the testimony of all individuals.

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 4<sup>th</sup> Street, NW, Suite 200-S, Washington, D.C. 20001. Please include the case number on all correspondence.

Individuals and organizations wishing party status in this case must request that status and should do so in writing not less than fourteen (14) days prior to the date set for the public hearing on the particular application in accordance with Subsection 3106.2. 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 Zoning Regulations.

Except for the affected ANC, any person who desires to participate as a party in this case must clearly demonstrate that the person's interests would likely be more significantly, distinctly, or uniquely affected by the proposed zoning action than other persons in the general public. Persons seeking party status **shall file with the Commission, not less than fourteen (14) days prior to the date set for the hearing, a written statement containing the following information:**

- (a) The person's name, address, and daytime telephone number;
- (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;
- (f) A summary of the testimony of each witness;
- (g) 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 or qualifications of the proposed experts;
- (h) The total amount of time being requested to present their case; and
- (i) 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 said 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 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 applicant shall also provide the information indicated in (e) through (h). The information shall be filed no later than fourteen (14) days before the date of the hearing.

If an affected Advisory Neighborhood Commission (ANC) intends to participate at the hearing, the ANC shall submit the written report described in § 3115.1 no later than seven (7) days before the date of the hearing. The report shall also contain the information indicated in (e) through (h) above.

Information responsive to this notice should be forwarded to the Director, Office of Zoning, Suite 210, 441 4<sup>th</sup> Street, N.W., Washington, D.C. 20001. **FOR FURTHER INFORMATION, YOU MAY CONTACT THE OFFICE OF ZONING AT (202) 727-6311.**

**CAROL J. MITTEN, ANTHONY J. HOOD, GREGORY N. JEFFRIES, JOHN G. PARSONS, AND MICHAEL G. TURNBULL ————— ZONING COMMISSION FOR THE DISTRICT OF COLUMBIA, BY JERRILY R. KRESS, FAIA, DIRECTOR AND BY SHARON S. SCHELLIN, SECRETARY TO THE ZONING COMMISSION.**