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Arent Fox

October 13, 2009

BY HAND

Anthony J. Hood, Chair
District of Columbia Zoning Commission
441 Fourth Street, N.W., Suite 210 South
Washington D.C. 20001

Kinley R. Bray

Attorney
202.715.8572 DIRECT
202.857.6395 FAX
bray.kinley@arentfox.com

Reference Number
030919.00003

#09-17

Re: Petition of District of Columbia Public Library to Amend the Zoning Map and Text of the Zoning Regulations,

Application of District of Columbia Public Library for Special Exception Relief to construct a new full-service public library at

3660 Alabama Avenue S.E., PAR 207/64, Part of U.S. Reservation 518 (the "Property")

Dear Chairman Hood and Members of the Commission:

The District of Columbia Public Library (the "Applicant") herewith submits twenty (20) copies of a Petition to Amend the Zoning Map from unzoned to the R-5-A Zone District. Also enclosed herewith is a Petition to Amend the Zoning Text to create separate standards for public libraries on government-owned property in the Residence Districts. Finally, pursuant to the proposed text amendments, this application also includes a special exception application to construct a new full-service public library to replace the existing Francis A. Gregory Library on the above-referenced Property.

We hereby request that the Commission shorten the notice period for this case to 30 days. The District of Columbia Library has been proceeding under the attached letter issued by the Zoning Administrator for the District of Columbia indicating that the Property is not subject to zoning. We have recently been informed by the National Park Service and the Zoning Administrator that that ruling is currently being reconsidered. Given the late date, it is imperative that the Library seek to zone the Property as soon as possible. We have also identified areas of relief that will be required if the R-5-A Zone is applied. To avoid the need for a variance, the Library is also proposing an amendment to the Zoning text to treat public libraries separately from residential structures in the Residence Districts, such as is the case for schools and churches. We respectfully request that the Commission schedule a hearing on the requested Petitions and Applications at the earliest possible date.

ZONING COMMISSION
District of Columbia

555 West Fifth Street, 48th Floor

Los Angeles, CA 90013-1065

T 213.629.7400 F 213.629.7400

District of Columbia

CASE NO. 09-17

EXHIBIT NO. 1

1050 Connecticut Avenue, NW

Washington, DC 20036-5339

T 202.857.6000 F 202.857.6395

1675 Broadway

New York, NY 10019-5820

T 212.484.3900 F 212.484.3990

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EXHIBIT NO.

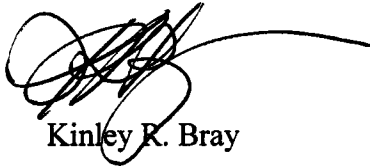
09-17

Arent Fox

Pursuant to 11 DCMR § 3043.1, the Applicant is exempt from filing fees and hearing fees as it is an agency of the government of the District of Columbia, the Property is under the control of the District of Columbia, and is to be used for government (library) purposes.

Please let me know if you require any further information to process this filing.

Sincerely,

A handwritten signature in black ink, appearing to read 'Kinley R. Bray', with a long horizontal flourish extending to the right.

Kinley R. Bray

Enclosures

Cc: Jeff Bonvechio, District of Columbia Public Library (via U.S. and electronic mail)
Lisa Deanes, District of Columbia Public Library (via U.S. and electronic mail)
Jennifer Steingasser, District of Columbia Public Library (via U.S. and electronic mail)
Joel Lawson, District of Columbia Office of Planning (via U.S. and electronic mail)
Scott Knudson, Wiencek + Associates (via U.S. Mail)
Austin Harris, Adjaye & Associates (via U.S. Mail)
Advisory Neighborhood Commission 7B (via U.S. Mail)

**GOVERNMENT OF THE DISTRICT OF COLUMBIA
DEPARTMENT OF CONSUMER AND REGULATORY AFFAIRS
OFFICE OF THE ZONING ADMINISTRATOR**



June 1, 2009

Kinley R. Bray
Ellen McCarthy
Arent Fox LLP
1050 Connecticut Avenue NW
Washington DC 20036

Re: Frances A. Gregory Neighborhood Library, 3660 Alabama Avenue, S.E. (the
"Property")

Dear Kinley and Ellen:

I am in receipt of your letter dated May 15, 2009 regarding the application of zoning to the above-referenced property.

Based on the information you have provided, the Property is owned by the United States Government and maintained as parkland by the National Park Service. The existing Frances A. Gregory Library is subject to a transfer of jurisdiction to the District of Columbia. The District of Columbia Library now wishes to replace the existing library with a new facility.

The Property is owned by the United States government, and therefore is not subject to zoning.

Please let me know if you have any questions about this information.

Sincerely, Matthew LeGrant

Matthew LeGrant
~~Zoning Administrator~~

File : Determination Letter re Frances A Gregory Library to Bray 6-1-09

GENBUS/677025 1



**Anthony Hood, Chairman
Zoning Commission
441 Fourth Street, Suite 210S
Washington D.C. 20001**

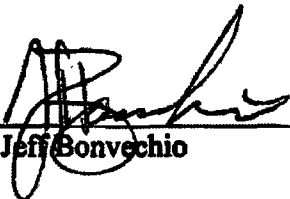
Re: Petition of District of Columbia Public Library to Amend the Zoning Map and to Amend the Text of the Zoning Regulations, and Application for Special Exception at 3660 Alabama Avenue S.E., Part of U.S. Reservation 518 (the "Subject Property")

Dear Chairman Hood:

This letter hereby authorizes Kinley R. Bray, Esquire, and the law firm Arent Fox LLP to represent the District of Columbia Public Library in the above-referenced Petition and Application regarding the Subject Property. Ms. Bray and Arent Fox are authorized to act on our behalf and as our agent with respect to this matter.

Sincerely,

District of Columbia Public Library

By 
Jeff Bonvechio

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