

GOVERNMENT OF THE DISTRICT OF COLUMBIA
Zoning Commission



ZONING COMMISSION FOR THE DISTRICT OF COLUMBIA
ZONING COMMISSION ORDER NO. 11-03(1)
Z.C Case No. 11-03
Hoffman-Struever Waterfront, L.L.C.
(First-Stage Planned Unit Development and Related Zoning Map Amendment
@ Southwest Waterfront)
June 11, 2012

ORDER DISMISSING
MOTION FOR MINOR MODIFICATION OF ORDER

On May 8, 2012, Harbour Square Owners, Inc. (“Harbour Square”) filed a motion (“Motion”), requesting what it characterized as a “minor modification” to Z.C. Order No. 11-03 pursuant to the Commission’s consent calendar procedures, which are codified at 11 DCMR § 3030. Harbor Square was not a party in this proceeding; its request for party status having been denied. (Z.C. Order No. 11-03 at 2 (Finding No. 5).)

The Motion requested that the Commission modify paragraph A.1 of the Decision portion of Z.C. Order No. 11-03, to add the language, “[t]his decision is without prejudice to an affected party’s ability to raise questions about the location of development of Pier 4 when the applicant submits a second-stage application as to that site.”

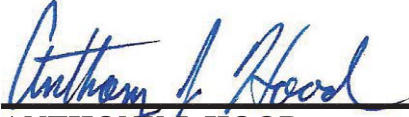
The Commission’s consent calendar procedures authorize the Commission to make “minor modifications ... to previously approved final orders.” (11 DCMR § 3030.1.) Only parties to the proceeding, or the Commission on its own motion, can request a minor modification. (11 DCMR § 3030.3.) Because Harbor Square was not a party to Z.C. Case No. 11-03, it did not meet this prerequisite for requesting a minor modification¹ and its motion must therefore be dismissed.

On June 11, 2012, upon the motion of Chairman Hood, as seconded by Commissioner May, the Zoning Commission **DISMISSED** the Motion by a vote of **4-0-1** (Anthony J. Hood, Marcie I.

¹ Because Harbor Square’s motion was dismissed on procedural grounds, the Commission did not reach the issue as to whether the modification was indeed minor.

Z.C. ORDER NO. 11-03(1)
Z.C. CASE NO. 11-03
PAGE 2

Cohen, Peter G. May, and Michael G. Turnbull in favor; third Mayoral appointee position vacant, not voting).



ANTHONY J. HOOD
CHAIRMAN
ZONING COMMISSION



SARA A. BARDIN
DIRECTOR
OFFICE OF ZONING