

**BEFORE THE ZONING COMMISSION OR
BOARD OF ZONING ADJUSTMENT OF THE DISTRICT OF COLUMBIA**

Before completing this form, please review the instructions on the reverse side. Print or type all information unless otherwise indicated. All information must be completely filled out.

CASE NO.:

12-15D

Motion of:

Applicant

PLEASE TAKE NOTICE, that the undersigned will bring a motion to:

For limited waiver of the public hearing notice requirements of 11-Z DCMR 402.4.

Points and Authorities:

Please state each and every reason why the Zoning Commission (ZC) or Board of Zoning Adjustment (BZA) should grant your motion, including relevant references to the Zoning Regulations or Map and where appropriate a concise statement of material facts. If you are requesting the record be reopened, the document(s) that you are requesting the record to be reopened for must be submitted separately from this form. No substantive information should be included on this form.

letter of support attached.

Consent: No attempt was made

Further Explanation:

CERTIFICATE OF SERVICE

I hereby certify that on this

5

day of

December

,

2024

I served a copy of the foregoing Motion to each Applicant, Petitioner, Appellant, Party, and/or Intervenor, and the Office of Planning

in the above-referenced ZC or BZA case via:

(email)

Signature:

Dennis Hughes, Holland & Knight LLP, Agent for Applicant Gallaudet University

Print Name:

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December 5, 2024

VIA IZIS

Zoning Commission for the
District of Columbia
441 4th Street, NW, Suite 210S
Washington, D.C. 20001

**Re: Z.C. Case No. 12-15D - Gallaudet University
Proposed Amendment to University Campus Plan and Further Processing
Applicant's Request for Waiver of 11-Z DCMR § 402.4**

Dear Chairman Hood and Members of the Zoning Commission:

On behalf of Gallaudet University ("Gallaudet" or the "University"), the applicant in the above-referenced case, we respectfully request that the Commission approve a limited waiver from the hearing notice requirement set forth in 11-Z DCMR § 402.4. More specifically, this request only applies to the requirement of § 402.4(a) that the Applicant post notice of the public hearing in this matter "on the front of each existing building located on the subject property".

Gallaudet makes the present waiver request given the exceptional burden created in having to post and maintain public hearing notices on more than three dozen campus buildings, most of which are internal to the 90+ acre university campus and far-removed from public street frontages.


If the waiver is approved by the Commission, posting of hearing notice will still be provided along all street frontages of the campus that face any property not owned by the University, as required pursuant to § 402.4(b). Further, the University has engaged with the three Advisory Neighborhood Commissions which include or bound the University's campus (ANCs 5D, 6A and 6C) and is actively including its student population in planning related to the limited amendment proposed to the campus plan and related further processing in this application, which involves the renovation and repurposing of the Merrill Learning Center in the heart of the campus.

Subtitle Z § 101.9 confirms the Commission's authority to waive its rules where the exercise of such a waiver would also not prejudice the rights of any party nor is otherwise prohibited by law. As set forth above, we believe waiver would not work any prejudice nor is prohibited by law.

Thank you for your consideration of this waiver request.

Respectfully submitted,

HOLLAND & KNIGHT LLP


Dennis R. Hughes, Esq.

cc : Certificate of Service

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on December 5, 2024, electronic copies of Gallaudet University's request for partial waiver from 11-Z DCMR § 402.4 were delivered as follows:

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Mr. Joel Lawson

Mr. Philip Bradford

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Commissioner Amber Grove, Chairperson

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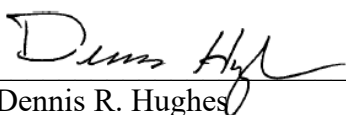
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