

Holland & Knight

800 17th Street, N.W. , Suite 1100 | Washington, D.C. 20006 | T 202.955.3000 | F 202.955.5564
Holland & Knight LLP | www.hklaw.com

Mary Carolyn Brown
(202) 862-5990
carolyn.brown@hklaw.com

September 15, 2014

VIA IZIS

Zoning Commission for the
District of Columbia
441 4th Street, N.W., Suite 200S
Washington, D.C. 20001


Re: Z.C. Case No. 13-14 – McMillan Sand Filtration Site
Request to Reopen the Record to Amend Application

Dear Commissioners:

Pursuant to section 3024.1 of the Zoning Regulations and the attached Form 150, we hereby request that the Commission reopen the record in the above-referenced case to allow Vision McMillan Partners (“VMP”) to amend its application. The requested waiver will allow VMP to file revised drawings for the Healthcare Facility that respond to the viewshed issues raised by the National Capital Planning Commission in its August 25, 2014, letter (Exhibit 850).

No party to this case will be prejudiced by approval of this request. Each party will have seven days in which to file a response to the revised drawings once they are submitted to the record, in accordance with section 3024.3.

Respectfully submitted,
Holland & Knight LLP

By: 
Whayne S. Quin
Mary Carolyn Brown

Attachment

cc: Sharon Schellin, Office of Zoning (via email)
Jennifer Steingasser, D.C. Office of Planning (via email)
Maxine Brown-Roberts, D.C. Office of Planning (via email)
Jonathan Rogers, DDOT (via email)
Advisory Neighborhood Commission 1B (via first class mail)
Advisory Neighborhood Commission 5A (via first class mail)

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a copy of the Applicant's Request to Reopen the Record was served by e-mail on September 15, 2014 on the following:

Sylvia Pinkney, Chair
Advisory Neighborhood Commission 5E
34 R Street, N.E.
Washington, D.C. 20002
Email: 5E04@anc.dc.gov

Andrea Ferster, Esq.
Law Offices of Andrea Ferster
2121 Ward Court, N.W., 5th Floor
Washington, D.C. 20037
afenster@railstotrails.org

Counsel for Friends of McMillan Park

C. Dianne Barnes, SMD 5E09
Advisory Neighborhood Commission 5E
41 Adams Street, N.W.
Washington, D.C. 20001
Email: 5E09@anc.dc.gov

By: 
Mary Carolyn Brown



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



FORM 150 – MOTION FORM

THIS FORM IS FOR PARTIES ONLY. IF YOU ARE NOT A PARTY PLEASE FILE A
FORM 153 – REQUEST TO ACCEPT AN UNTIMELY FILING OR TO REOPEN THE RECORD.

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.: 13-14 (Vision McMillan Partners & DMPED)

Motion of:

Applicant Petitioner Appellant Party Intervenor Other _____

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

Reopen the record to submit revised drawings

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.

The Applicant seeks to reopen the record to file revised drawings that address viewshed issues raised by the National Capital Planning Commission in its letter dated August 25, 2014 (Exhibit 850 in the record)

CERTIFICATE OF SERVICE

I hereby certify that on this

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 day of

September

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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:

Mailed letter Hand delivery E-Mail Other _____

Signature:

Mary Carolyn Brown

Print Name:

Mary Carolyn Brown, Holland & Knight LLP

Address:

800 17th Street, N.W., Suite 1100, Washington, D.C. 20006

Phone No.:

202-862-5990

E-Mail:

carolyn.brown@hklaw.com