

**GOVERNMENT OF THE DISTRICT OF COLUMBIA  
Zoning Commission**



**ZONING COMMISSION FOR THE DISTRICT OF COLUMBIA  
ZONING COMMISSION ORDER NO. 13-14(4)**

**Z.C. Case No. 13-14**

**Vision McMillan Partners, LLC and  
Office of the Deputy Mayor for Planning and Economic Development  
(First-Stage PUD, Consolidated PUD, and Related Map Amendment  
@ Square 3128, Lot 800 - McMillan Reservoir Slow Sand Filtration Site)**

**PROCEDURAL ORDER PERTAINING TO THE ZONING  
COMMISSION'S ORAL REQUEST FOR PROPOSED ORDER**

The purpose of this Order is to clarify the nature of the Zoning Commission for the District of Columbia's ("Commission") non-mandatory request, made after its vote to grant this application, that Vision McMillan Partners, LLC and the Office of the Deputy Mayor for Planning and Economic Development (collectively, the "Applicant"), as the prevailing party, submit a proposed order.


Prior to its deliberations on September 14, 2017, the Office of the Attorney General ("OAG") advised the Commission that due to OAG's current workload that it would take several months for it to produce a draft order in this case. OAG therefore suggested that the Commission, after its vote, ask the prevailing party, whether that be the Applicant or the Friends of McMillan Park ("FOMP"), to provide an order consistent with the Commission's deliberations. OAG would then revise the order as needed and submit the revised order for the Commission's approval. The purpose of the order is not to persuade the Commission on the merits, but to reflect the Commission's findings and conclusions on the merits as made during its deliberations. The Commission is therefore not requesting FOMP, the non-prevailing party, to submit an order advocating its case, or an order disproving it. If FOMP believes that the order issued is erroneous, it may of course file a timely motion for reconsideration pursuant to 11-Z DCMR § 700.


Therefore, the Commission is requesting, but not requiring, the Applicant, as the prevailing party, to submit proposed findings of facts and conclusions of law. OAG is authorized, but not required, to provide Applicant's counsel with such guidance as it believes useful and to communicate with counsel for FOMP to ensure that OAG's final draft fully and fairly reflects FOMP's views.

The Applicant shall advise the Commission no later than 3:00 p.m. on Monday, September 25, 2017, whether or not it intends to file a proposed order. If the Applicant agrees to submit a proposed order, it shall do so by 3:00 p.m. on Friday, October 13, 2017. No submissions in

response will be accepted. Upon receipt of the proposed order, OAG shall forthwith review the document, expeditiously make such changes as it considers necessary, and submit the revised order to the Commission for its review.

Dated this 18<sup>th</sup> day of September, 2017.

  
\_\_\_\_\_  
**ANTHONY J. HOOD**  
**CHAIRMAN**  
**ZONING COMMISSION**

 for  
\_\_\_\_\_  
**SARA A. BARDIN**  
**DIRECTOR**  
**OFFICE OF ZONING**