



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



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.: 13-14E

I, **Kevin Rapp** hereby request the following relief:

- ☐ Accept an untimely filing of _____
- ☒ To reopen the record to accept _____

Points and Authorities:

Accept an untimely filing: Please state each and every reason you believe the Zoning Commission (ZC) or Board of Zoning Adjustment (BZA) should grant your request to accept an untimely filing, including relevant references to the Zoning Regulations or Map. If you require more space, please use a separate piece of paper.

Reopen the Record: Please state each and every reason you believe the Zoning Commission (ZC) or Board of Zoning Adjustment (BZA) should grant your request to reopen the record, including relevant references to the Zoning Regulations or Map. 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.

Motion to reopen the record in Z.C. Case No. 13-14E to allow submission of clarifying information in response to the Applicant's July 23 filing and statements made regarding my prior testimony given on July 17th. Some of the figures I referenced in my testimony—such as the 26,000 sq ft minimum retail flexibility request—came directly from documents presented by Jair Lynch's team at the July 17 hearing and in prior correspondence, yet the applicant responded that these numbers were not accurate.

I/We certify that the above information is true and correct to the best of my/our knowledge, information and belief. Any person(s) using a fictitious name or address and/or knowingly making any false statement on this application/petition is in violation of D.C. Law and subject to a fine of not more than \$1,000 or 180 days imprisonment or both. (D.C. Official Code § 22-2405)

Date: 07/31/2025

Signature:

Name: Kevin Rapp

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ZONING COMMISSION
District of Columbia
CASE NO. 13-14E
EXHIBIT NO. 38