

Z.C. CASE NO. 14-12E

SECOND-STAGE PUD FOR UNION MARKET NORTH BUILDING
MOTION TO ALLOW APPLICANT TO FILE A RESPONSE TO OP AND DDOT
REPORTS

Clarion Gables Multifamily Trust, L.P. and EAJ 1309 5th Street LLC (collectively, the “**Applicant**”) hereby request the Zoning Commission allow the Applicant to file a written response to the comments contained in the reports filed by the Office of Planning (“**OP**”) and the District Department of Transportation (“**DDOT**”) as, respectively, Exhibits 21 and 23 in the record of the above-captioned proceeding.

The Applicant requests the Commission grant this motion because the information contained in the response will help facilitate the Commission’s review of the record in this proceeding in advance of the public hearing scheduled for Monday, November 25, 2019.

Granting the motion is also in the public interest. The responses are the result of conversations between the Applicant, OP, and DDOT and represent the type of collaborative public process encouraged by the Commission and the Zoning Regulations. The Applicant has not been in touch with ANC 5D, the only other party to this proceeding, about filing this response to agency reports but does not expect that the ANC will object to the timing of the filing or the substance of the revision. The ANC filed evidence in the record indicating its support of the project. The ANC will have an opportunity to review the Applicant’s response and appear before the Commission at the public hearing to present directly to the Commission and, if necessary, to cross-examine the Applicant, OP and/or DDOT. Accordingly, the ANC is not prejudiced by this motion.

For the reasons stated herein, the Applicant requests the Commission grant this motion.

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