



Government of the District of Columbia
**Advisory Neighborhood
Commission 6C**

November 9, 2017

Anthony J. Hood
Chair
Zoning Commission
of the District of Columbia
441 4th Street, NW
Suite 210-S
Washington, DC 20001

Re: ZC 16-13 / Request to Reconsider and Re-Open Record

Dear Chairman Hood:

We write to state our opposition¹ to the request of Union Market Neighbors (UMN) to re-open ZC 16-13.

ANC 6C expended significant time and energy on this case—in its engagement with the applicant, with nearby neighbors, and with the Zoning Commission—during the pendency of the application. By contrast, at no time did UMN appear before the ANC (or its zoning committee) or otherwise communicate to us its views on ZC 16-13. To our knowledge, UMN likewise failed to participate at all in the Zoning Commission’s proceedings other than to submit an eleventh-hour request—long after the record had closed—on the day of the Commission’s final-action vote.

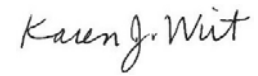
Under 11 DCMR subtitle Z, § 700.3, a motion to reconsider or rehear a final order may be filed by a party within ten days of the order becoming final. UMN’s request is therefore improper for two separate reasons: 1) UMN is not (and never was) a party to this proceeding, and 2) the request, filed on November 7, 2017 (according to the date-stamp in IZIS), comes far more than ten days after the order became final upon publication in the September 1 *Register*. The request should therefore be denied.

We certify that we have served a copy of this letter today by email on Mary Carolyn Brown, counsel for JS Congress Holdings, LLC, the only other party to this proceeding.

¹ On November 8, 2017, at a duly noticed regularly scheduled monthly meeting, with a quorum of six out of six commissioners and the public present, ANC 6C voted 6-0 to adopt the positions set forth in this letter.

Thank you for giving great weight to the views of ANC 6C.

Sincerely,

A handwritten signature in cursive script that reads "Karen J. Wirt".

Karen Wirt
Chair, ANC 6C