



**GOVERNMENT OF THE DISTRICT OF COLUMBIA
ADVISORY NEIGHBORHOOD COMMISSION 3D
PO Box 40846, Palisades Station
Washington, DC 20016**

***PALISADES · KENT · SPRING VALLEY · WESLEY HEIGHTS · NEW MEXICO/CATHEDRAL · THE AMERICAN UNIVERSITY
· FOXHALL VILLAGE · BERKELEY***

January 1, 2019

On December 31, 2018, Advisory Neighborhood Commission 3D received Exhibit 268 in Zoning Case 16-23: “Applicant’s Response To Spring Valley Opponents Response to Revised Plans.” In designating Troy Kravitz to represent ANC3D before the Zoning Commission in Zoning Case 16-23, the authority to file timely responses to procedural matters pertaining to the case without the full review of the ANC was conveyed as well.¹ This authority is enshrined in ANC3D’s By-Laws.² Nonetheless, this letter was distributed for review to all commissioners prior to submission.

In Exhibit 268, the Applicant submits a “motion to strike the Spring Valley Opponents’ (“SVO”) untimely response to the Applicant’s revised plans.”³ The Applicant offers three justifications for supporting the motion to strike:

- 1) The SVO Response is untimely
- 2) The SVO Response mischaracterizes the Applicant’s outreach
- 3) The SVO Response contains unsubstantiated claims that have no factual basis

ANC3D does not disagree with the substance of the Applicant’s three justifications in Exhibit 268 and believes the Zoning Commission would have sufficient grounds to strike The SVO Response. Nonetheless, ANC3D opposes the motion to strike The SVO Response. While ANC3D believes it is imperative that all submissions and testimonies before government agencies present faithful and accurate renderings of facts and experiences, ANC3D is generally opposed to motions to strike submissions, even those failing to meet this fundamental standard. ANC3D views The SVO Response as presenting an aspect of Applicant-community engagement less easily seen elsewhere in the case record. Lastly, while we understand the need to adhere to established deadlines, ANC3D generally opposes elevating strict adherence to those deadlines over more fulsome community participation.

In opposing the motion to strike The SVO Response, absolutely nothing in this submission should be construed as support by ANC3D – either explicit or tacit – for the arguments advanced in The SVO Response.

Troy Kravitz, Commissioner 3D02
Authorized representative of ANC3D

¹ Delegation of authority was expressly granted during ANC3D’s regularly-scheduled and publicly-advertised meeting on December 5, 2018 (Minute 2:45:30, <https://www.dropbox.com/s/33r44q4xtb5drqd/2018-12-05%20Recording.wav?dl=0>). ANC3D’s next public meeting is scheduled for January 9, 2019.

² Article III, Section 6 of ANC3D By-Laws, <https://www.anc3d.org/bylaws>. The ANC’s official designee is also permitted to participate substantively in the proceeding provided such participation is in accordance with the Commission’s stated position.

³ Exhibit 268, p. 1. The SVO Response is currently Exhibit 254.