



**GOVERNMENT OF THE DISTRICT OF COLUMBIA
DEPARTMENT OF HOUSING AND COMMUNITY DEVELOPMENT**



Office of the Director

January 6, 2022

District of Columbia Zoning Commission
441 4th Street, NW, Suite 200S
Washington, DC 20001

Re: **Application (Z.C. Case No. 19-29) of UM 1348 4th Street NE, LLC and 1250 4th ST NE LLC (collectively, the “Applicant”) to the District of Columbia Zoning Commission for a Consolidated Planned Unit Development and Zoning Map Amendment (collectively, the “Application”) for 1346-1348 4th Street, NE (collectively, the “Property”) – Letter of Authorization Regarding Lot 819 in Square 3587**

Honorable Members of the Commission:

The District of Columbia ("**District**") is the owner of that certain real property known for tax and assessment purposes as Lot 819 in Square 3587 ("**District Parcel**"). The District by and through the Department of Housing and Community Development, consents to the inclusion of the necessary portions of the District Parcel in the Application. The Applicant (including its agents) is hereby designated as the agent of the District, as fee owner of the District Parcel, for the purposes of including such portions of the District Parcel in the Application. No substantial changes or amendments shall be made to the Application pertaining to the District Parcel without the prior written consent of the District. The consent contained in this letter shall not constitute an agreement by the District to assume any obligations of the Applicant set forth in the Application, nor shall the District be obligated to incur any financial obligations under the Application which would violate Section 446 of the District of Columbia Home Rule Act, the Federal Anti-Deficiency Act, the Anti-Deficiency Act of the District of Columbia, or other applicable law. The District and the Applicant have discussed the parameters of Applicant's use of the District Parcel, including balconies projecting into the District Parcel's air space. The consent contained in this letter is contingent on the District executing an agreement with the Applicant regarding Applicant's use and improvement of the District Parcel. The consent contained herein is being provided for the purpose of the Zoning Commission moving forward with the Application and a public hearing thereon.

Sincerely,

Drew Hubbard

Drew E. Hubbard
Interim Director

ZONING COMMISSION
District of Columbia
CASE NO.19-29
EXHIBIT NO.40