

**FORM 153 – REQUEST TO ACCEPT AN UNTIMELY FILING OR TO REOPEN THE RECORD**

**THIS FORM IS FOR NON-PARTIES ONLY. IF YOU ARE A PARTY, PLEASE FILE A FORM 150 – MOTION.**

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.:** ZC 25-13 - WISCONSIN AVE MIXED-USE CORRIDOR

I, JUDY CHESSER hereby request the following relief:

- Accept an untimely filing of \_\_\_\_\_
- To reopen the record to accept COMMENTS ON OP SUPPLEMENTAL SUBMISSION

**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 ZC or 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 (see instructions). No substantive information is to be included on this form.

Regs: Title 11, Subtitle Z - Rules of Practice and Procedure, Ch 6 Post-Hearing Procedures, 602 Closing the Record

602.1 The record shall be closed at the end of the public hearing, unless the Commission makes a determination to keep the record open for a stated period for the receipt of specific exhibits, information, or legal briefs, as directed by the presiding officer.

602.4 In a rulemaking case, the Commission may allow individuals an opportunity to file written responses to any exhibits, information, or legal briefs submitted within the period designated by the Commission. ...

602.6 Any supplemental material received by the Commission after the close of the record that bears upon the substance of the application or petition shall be returned by the Director and not accepted into the files of the Commission. However, if the materials are accompanied by a separate request to re-open the record, the request shall be accepted and presented to the Commission for consideration. The request must demonstrate good cause and the lack of prejudice to any party. Such requests may be granted by the presiding officer and, if granted, the supplemental materials shall be entered into the record.

The Committee of 100 requests that the Zoning Commission (ZC) reopen the record to allow the public to respond to Supplemental Report II submitted by the Office of Planning on 4/20/26. new report includes major substantive changes - especially the incorporation of design review guidelines - making it a substantially different rule from the one issued for public comment and heard by ZC.

A number of witnesses, including ourselves, testified against adopting corridor rules that established matter-of-right development into the foreseeable future. The Commission asked OP to consider including design review guidelines. OP has now generated standards and a mechanism for case-by-case review. The Commission should allow the public a meaningful opportunity to comment.

Please note that Ward 3 Councilmember Matthew Frumin also asked the Commission to reopen the record. His letter notes that OP "has requested several months to conduct the necessary analysis indicating that its responses are likely to be substantial. The public should have a reasonable opportunity to review and provide comments on the analysis and any resulting recommendations." Ex. 230.

We request the Zoning Commission to do what it did in Case 25-09 - allow public responses on the record to OP's supplemental.

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)

<b>Date:</b>	4/28/26	<b>Signature:</b>	Judy L. Chesser
<b>Name:</b>	JUDY L. CHESSER		
<b>Address:</b>	945 G ST, NW, WASH, DC 20001		
<b>Phone No(s):</b>	202 744.2503	<b>E-Mail:</b>	CHAIR@Committeeof100.NET

ANY APPLICATION THAT IS NOT COMPLETED IN ACCORDANCE WITH THE INSTRUCTIONS ON THE BACK OF THIS FORM WILL NOT BE ACCEPTED