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November 6, 1987

Mr. Lindsley Williams, Chairman
D.C. Zoning Commission
District Building
1350 Pennsylvania Avenue, NW - Room 11
Washington, DC 20004

Re: Z.C. Case No. 86-26
Connecticut Avenue (Cleveland Park)

Dear Mr. Williams:

You may recall that after the Zoning Commission's October 1, 1986 hearing, I was concerned (and confused) about exactly what zoning issues the Commission would be considering in its hearings on Cleveland Park. I spoke to you twice after the meeting and I (together with other members of our Board) came away with the impression that while the "vesting" of rights in the current zoning would cease on October 1 as to those specific items which the Zoning Commission agreed to hear (i.e., the specific recommendations for an overlay zone made by the Office of Planning), that we (as petitioners) were free to discuss any other matter directly related and pertinent to the proposed overlay zone classification.

There was some discussion between you and Mr. Curry over exactly what would be in the "Notice" of hearing. I am writing to make sure that whatever notice is given or other procedural steps undertaken prior to the December 7 pre-hearing ensure that our rights to address (and the Zoning Commission's authority to decide) the following matters are preserved:

1. The proposed overlay zone classification (Connecticut Avenue Corridor Study, pp. 54-62) may be applicable to all three commercial blocks on Connecticut between Macomb and Porter Streets.

2. The proposed overlay height limit may contain a maximum of 40 feet or 3 stories.

ZONING COMMISSION

District of Columbia
CASE NO. 86-26
EXHIBIT NO. 104

EXHIBIT No.

BOASBERG & NORTON

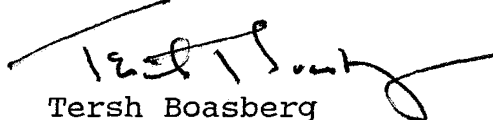
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3. The proposed overlay may contain an FAR mixed use maximum no greater than 1.8 (1.2 commercial, .6 residential).

4. The proposed overlay may contain a provision that no PUD shall be allowed which increases the height or FAR allowed by the overlay or underlying zone classification.

I hope this accords with your understanding as well.

Sincerely,


Tersh Boasberg

TB/vrr

cc: Peggy Robin
Diane Olsson
Gene Massey
John O'Sullivan

11/6
Ed
I was worried
about your conversation
w/ O'Sullivan & thought
I'd best put this
in writing. Thanks
T.