



**BEFORE THE ZONING COMMISSION OR
BOARD OF ZONING ADJUSTMENT FOR THE DISTRICT OF COLUMBIA**



FORM 150 – MOTION FORM

**THIS FORM IS FOR PARTIES ONLY. IF YOU ARE NOT A PARTY PLEASE FILE A
FORM 153 – REQUEST TO ACCEPT AN UNTIMELY FILING OR TO REOPEN THE RECORD.**

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.: 20229

Motion of: Applicant Petitioner Appellant Party Intervenor Other _____

PLEASE TAKE NOTICE, that the undersigned will bring a motion to:

Request to waive the 21 day filing time. Changes were requested by the Office of Planning during their review to minimize the size and height of the penthouse. This included adding relief to a Section C1500.9 which was previously not required based on the original, larger and taller penthouse design.

Points and Authorities:

On a separate sheet of 8 1/2" x 11" paper, state each and every reason why the Zoning Commission (ZC) or Board of Zoning Adjustment (BZA) should grant your motion, including relevant references to the Zoning Regulations or Map and where appropriate a concise statement of material facts. If you are requesting the record be reopened, the document(s) that you are requesting the record to be reopened for must be submitted separately from this form. No substantive information should be included on this form (see instructions).

Consent:

Did movant obtain consent for the motion from all affected parties?

- Yes, consent was obtained by all parties
- Consent was obtained by some, but not all parties
- No attempt was made
- Despite diligent efforts consent could not be obtained

Further Explanation: The ANC6A has been notified and the applicant will be presenting to the ANC on Thursday, March 12th in the evening to present the additional special exception relief requested regarding Section C1500.9.

CERTIFICATE OF SERVICE

I hereby certify that on this 10 day of March, 2020

I served a copy of the foregoing Motion to each Applicant, Petitioner, Appellant, Party, and/or Intervenor, and the Office of Planning

in the above-referenced ZC or BZA case via: Mailed letter Hand delivery E-Mail Other _____

Signature:

Print Name: Jennifer Verbeke, AIA

Address: Re: 906 11th Street NE

Phone No.: 301-215-7277 x2 **E-Mail:** jennifer@mcdstudio.com

Board of Zoning Adjustment
District of Columbia
CASE NO.20229
EXHIBIT NO.37

Jennifer Verbeke, AIA
Principal, MCDStudio
4948 St. Elmo Ave Suite 304
Bethesda, MD 20814
p) 301-215-7277

March 10th, 2020

Board of Zoning Adjustment
Washington, DC Office of Zoning
441 4th Street, NW
Suite 200-S
Washington, DC 20001

Re: Special Exception for 906 11th Street, NE, BZA #20229

To Whom It May Concern:

We would like to motion a request to waive the 21-day filing time related to the above-mentioned case number.

As part of the review and comments made by the Office of Planning, some changes were made to reduce the size of the proposed penthouse enclosure. To reduce the footprint, we have removed the mechanical and ancillary storage areas so that the penthouse will only house the stairway to the roof deck. In doing so, it was possible to substantially lower the height of the proposed penthouse at the front of the house, greatly minimizing its appearance. In lowering the height of the front wall, we would not be in compliance with Section C1500.9, which requires enclosing walls of the penthouse to be of equal, uniform height as measured from the roof level. In an effort to make the penthouse as minimal as possible, we respectfully request to add a request for a special exception to permit a penthouse with walls of differing height that is non-compliant with C-1500.9. Relief to this request would mean that a portion of the proposed penthouse would be in compliance with the setback requirements, though relief is still required at the top of the stairs.

I will be meeting with the ANC6A on Thursday, March 12th, 2020 to present the modifications made to the penthouse from our previously presented penthouse design for their consideration. The ANC6A had previously supported the larger penthouse and the three original points on the referral memorandum from the zoning administrator on the letter dated September 9th at their December 18th, 2019 EDZ6a Committee meeting and the subsequent ANC6a meeting on January 9th, 2020. A self-certification form, as well as an updated burden of proof and updated proposed drawings have been attached with this motion to include the additional relief requested as part of comment response from the Office of Planning.

If you require anything else, please let me know.

Sincerely,

A handwritten signature in blue ink that reads "Jennifer Verbeke". The signature is cursive and fluid.

Jennifer Verbeke, AIA