## HOLLAND $\& K N I G H T ~ L L P ~$

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## VIA HAND DELIVERY

Zoning Commission for the
District of Columbia
441 4th Street, N.W., Suite 210S
Washington, D.C. 20001
Re: Zoning Commission Case No. 01-07C
1700 K Street PUD and Air Rights Application
Dear Members of the Commission:
On behalf of Commerce Building Associates, a Joint Venture, and Riddell Building Joint Venture, applicants in the above-referenced case, we are submitting herewith the following materials to the record in response to requests from the Commission at the conclusion of the October 11, 2001 hearing.

## 1. Supplemental Architectural Drawings:

a. Sun Angle Diagrams. Pei Cobb Freed Architects have prepared sun angle diagrams of the alley cul-de-sac to illustrate the impact of the proposed public space projection on the light of the Barr Building. The diagrams demonstrate that there will be no decrease in the amount of direct sunlight on the Barr Building as a result of the public space projection, and only a modest decrease in the reflected light during the summer solstice.
b. Massing Model Photograph. A model study of a partial section of the proposed retail frontage along K Street has been photographed to illustrate the northern exposure lighting of this façade.

D.C. Zoning Commiswion

October 31, 2001
Page 2
c. 17th Street Rendering: A perspective rendering of the 17 th Street elevation from Farragut Square depicts the appearance of the proposed building in relationship to the park, the Barr Building, and the building at the northwest corner of Connecticut Avenue and K Street, N.W.
d. Garage Entrance Rendering: This perspective rendering was presented to the Commission during the hearing and is now being submitted in a printed version.
e. Powerpoint Presentation. One copy of a booklet containing the architect's Powerpoint Presentation is enclosed.
f. Architectural Drawings-Addendum 1. Seven copies of Addendum 1 to the architectural drawings dated September 2001 are enclosed.
2. DOES First Source and LSDBE Information. The attached letter from Commerce Building Associates and Riddell Building Joint Venture describes the history of their compliance with DOES First Source Agreements and LSDBE Memoranda of Understanding.
3. Housing Linkage Information. The attached letter from Jubilee Enterprises of Greater Washington confirms the housing linkage program with Trenton Park Neighborhood Corporation and the use of the $\$ 320,000.00$ for affordable housing.
4. Golden Triangle BID. A letter from the Golden Triangle Business Improvement District ("BID") describes how the $\$ 70,000$ contribution from the applicants will be allocated for improvements to the BID and Farragut Square.
5. Estimated Tax Revenue. The new building is expected to generate more tax revenue for the city than the existing buildings. For example, based on projections provided by Colonial Parking, Inc., it is estimated that the parking garage would generate approximately $\$ 100,000.00$ a year in additional sales tax for the city. While it is difficult to accurately predict other retail sales tax without information on the prospective tenants, the owners of the building expect tax revenues to increase as the existing service tenant, Sun Trust Bank, is relocated and replaced with a traditional retail or restaurant use.
Additionally, the new building will also increase its proportionate share of the BID tax and Arena tax.
6. Zoning Interpretation of Light and Air Easement. The light and air easement on the property meets the definition of a "court niche" under the Zoning Regulations. While the niche was created to provide light and air, it was

## D.C. Zoning Commission

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created for the benefit of the adjacent property owner and not for the benefit of the subject property. Thus, it does not meet the definition of a court, which, when provided, is intended to supply light and ventilation to the property on which it is located. Instead, it is an architectural treatment designed to accommodate the perpetual easement. Without the easement, the proposed building would be built up to the adjoining property line.

Thank you for the opportunity to provide you with this supplemental information.

Respectfully submitted


Whayne S. Quin


Carolyn Brown
Enclosures
cc: Cynthia Giordano, counsel for David Brooks (w/encl.)
Advisory Neighborhood Commission 2B (w/encl.)
Michael Gewirz
Michael Tyler
Roy Burris

WAS 1 \#1027339 vi

October 23, 2001

Mr. Anthony Hood, Commissioner
District of Columbia Zoning Commission
441 Fourth Street, N.W.
Second Floor
Washington, D.C. 20002

## Re: Zoning Commission <br> Case \# 01-07C

Dear Mr. Hood,

Thank you for your consideration of the proposed newest addition to the Central Business District, 1700 K Street, N.W. At the hearing you asked about the record of the applicant vis a vis DOES First Source Agreements and LSDBE Memoranda of Understanding. The applicants in this case, Commerce Building Associates and Riddell Building Associates, have never entered into either type of agreement before and have not been involved in projects requiring such agreements.

At the hearing, I did share with the Commission, other instances where my company, Potomac Investment Properties, Inc. (PIP), which does not have ownership in the subject property, has participated in partnerships or limited liability companies which have had DOES and LSDBE goals, as well as in another entity which did not have those goals but was able to meet the good faith requirements regardless. This latter project is a new, 282,000 square foot office building called 300 M Street, S.E. It is located on M Street, S.E. directly across from the Navy Yard and Southeast Federal Center and is the first building to be built in this new office submarket. Our General Contractor was the Gilbane Building Company; one of the top 10 GC 's in the country. We "bought" the job in the summer of 1999, started the job in November of 1999 and finished in May of 2001. The results of our overall compliance are enclosed, but we were able to provide significant opportunity for small, local and disadvantaged businesses to participate in the project.

PIP also participates with Eakin/Youngentob Associates, Inc. in Capital Square which is a new, 93 unit, New Urbanist Townhouse Community located at $7^{\text {th }}, 9^{\text {th }}$ and $G$ Streets, S.W. above the Maine Avenue Waterfront. This community was an RLA guided project to provide new, quality housing proximate to the Waterfront Metro Station. The community incorporates the three different styles of Victorian architecture that are most

Mr. Hood
Page Two
prominent throughout the City and $80 \%$ of the buyers are new residents of the City who previously lived in Virginia and Maryland. Capital Square is in compliance with the good faith requirements of both their DOES and LSDBE Goals and its efforts have resulted in quantifiable results.

PIP also is a participant in the Lofts at Adams Morgan where it is a partner with PNHoffman Construction. This mixed-use project is comprised of a 350 car parking garage, 63 new condominiums and 3,000 square feet of retail. It represents the largest single private investment in Adams Morgan to date. The project is in compliance with its DOES and LSDBE good faith requirements and monitors these requirements on a monthly basis. With regard to the First Source Agreement, the project has filed for assistance, including laborers and a carpentry foreman. The filings have been acknowledged by DOES but they have not acted upon the requests in a timely manner. Our experience with the LSDBE is indicative of our good faith effort. However, the agency is not positioned effectively to provide the assistance required for placement. The Commission has a list, which is inadequate in terms of scope and selection, and this is more the case with regard to residential projects. One area of note is in the Miscellaneous Metals category where we were able to find American Ironworks to whom we allocated our entire miscellaneous metals requirement for the building. We have also negotiated additional compliance in our contracts with our subcontractors.

I hope this letter is responsive to your inquiry. As the above indicates, we understand the DOES and LSDBE system and process and are thus best positioned to put it to productive use in order to respect the underlying goals. 1700 K will mean a very significant investment of private sector funds and thus it will mean a greater opportunity for LSDBE and DOES participation.

Best regards.

Sincerely,


Michael KKGewirz
Commerce Building Associates
Riddell Building Associates


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October 29, 2001

Zoning Commission for the
District of Columbia
441 4th Street, N.W., Suite 210 S
Washington, D.C. 20001
Ke: Z.C. Case No. 01-07C
1700 K Street, N.W., PUD and Air Rights Application
Dear Members of the Commission:
Thank you for the opportunity to confirm and clarify the testimony that Jubilee Enterprise of Greater Washington ("Jubilee") presented to the Commission on October 11, 2001, regarding the housing linkage requirements for the above-referenced PUD application. As stated in our testimony, the $\$ 320,000.00$ contribution that Jubilce will receive from the applicant will assist in the substantial rehabilitation of twentyone units at the Trenton Park apartment complex. The units have been uninhabitable for dwelling purposes because they are in substantial violation of the housing regulations. These twenty-one units contain approximately 16,673 square feet space, which not only fulfills the housing requirement of 12,762 square feet, but exceeds that amount by almost twenty-five percent.

Jubilee will hold the money in escrow for the benefit of the Trenton Park Neighborhood Corporation ("TPNC"), the tenant association that currently holds title to the property. Because of the significant rehabilitation costs associated with the apartment complex, it was necessary for TPNC to seek an investor who could offer the financial assistance and experience to undertake the renovations now estimated to cost $\$ 7.5$ million. TPNC was fortunate to enter an agreement with Banc off America Community Development Corporation ("BACDC"), and the two groups have formed a limited partnership which will acquire the property in December. In forming the partnership, TPNC hopes to maintain significant ownership interest in the property. Together with Jubilee, it set a goal of establishing a twenty percent equity interest.

As a consequence of the $\$ 320,000$.00 contribution to capital, not only will the twenty-one units be built, but TPNC will be able to achicve this twenty percent goal. The money, when added to the capital reserve amounts for the project, will comprise a twenty percent interest in the project and the contribution will be invested directly into the rehabilitation of the twenty-one units. The ownership stake will also allow TPNC to enjoy a portion of the income stream generated by rents, which can be reinvested back into the Trenton Park community for social and other services. Jubricc is
pleased to accept this generous contribution on behalf of TPNC and looks forward to the successful completion of the project.

Thank you for the opportunity to provide you with these additional comments.
Very truly yours,


WAS1 \#1026797 * vo


October 22, 2001

Mr. Michael K. Gewirz.<br>Commerce Building Associates<br>Riddell Building Joint Venture<br>1730 K Street, N.W., Suite 1204<br>Washington, D.C. 20006

Re: Follow-up on Contribution to the Golden Triangle BID
Dear Michael:
I would very much like to write 304 of these letters, one to each of our property owners, and accept offers to use donations towards our BID programs and services. Each one of our property owners is invested in the continued economic development of downtown Washington and the region. In addition to BID dues, financial donations that can be earmarked towards BID projects are always welcomed and very much appreciated.

As a follow-up to my previous letter regarding the donation of $\$ 70,0(0)$ to the Golden Triangle BID, the gift would specifically be used for one or more projects in Farragut Park or Longfellow Park. We have been working with the National Park Service and to date have ordered furniture in the form of trash receptacles and benches for those two parks.

The next phase to be completed is landscaping. Obviously, significant landscaping can be done with a donation of that size. There is also the upgraded lighting phase for the parks. Directing funds to that improvement would be appreciated, as much work needs to be done.

The BID would earmark the funds for the exclusive use in our two parks. The BID is committed to making these improvements but obviously would welcome financial assistance. Thanks again.

Sincerely,


Marcia Rosenthall
Executive Director

1700 K Street Nw
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Posthearing Submission-
Supplemental Drawings

PROPOSAL FORA CONSOLIDATED PLANNED UNIT DEVELOPMENT
octoter 2001

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| DCMR 11 Sec .1 | ■ | PREFACE TO OCTOBER 2001 POSTHEARING SUBMISSION | DCMR 11 Sec.: |  | Development Plans: |
|  |  | Development Data: | 2406.12(e.1) <br> 2406.12(e, () | A-1 | LEVEL B4-82 PLAN LEVEL B1 PLAN |
| 2406.11(e) | z-1 | ZONING TABULATIONS ${ }^{\prime}$ | $2468.11(0,0) 3.12(e, f)$ | A. 3 | LEVEL IPLAN |
|  |  | ZONNG TABULATONS |  | A-4 | LEVEL 2 PLAN |
|  |  | Site Information: | $2406.12($ e) | A. 5 | LEVEL 3 PLAN |
|  |  | Ste Information: | 2406.12 (e) | A. 6 | LEVEL 4-11 PLAN |
| 2406.11(b) | S-1 | LOCATION PLAN | ${ }^{24065.12(0)}$ | A.7 | LEVEL 12 PLAN |
|  | s-2 | AERIAL PHOTOGRAPH | 2406.12 (e) | A-8 | ROOF LEVEL PLAN / Mechanical Penthouse Roof Level' |
|  | S-3 | SITE PHOTOGRAPHS / Key Plan | 2406.12 (e) | A-9 | K STREET ELEVATION |
|  | S-4 | SITE PHOTOGRAPHS | $2466.12(0)$ | A-10 | 17 STREET ELEVATION |
|  | S-5 | SITE PHOTOGRAPHS | $24066.12(e)$ | A-11 | WEST ALLEY ELEVATION |
|  | S-6 | SITE PHOTOGRAPHS | 2406.12(e) | A-12 | BUILING SECTION /Transverse O K Street Lobby |
|  | S. 7 | SITE PHOTOGRAPHS |  | - A-13.1 | SUN ANGLE DIAGRAM Q ALLEY CUL-DE-SAC/ Summer Solstice |
|  | S-8 | NEIGHBORING STREET FRONTAGE PHOTOGRAPHS |  | - A-13.2 | SUN ANGLE DIAGRAM © ALLEY CUL-DE-SAC / Spring \& Fall Equinox |
|  | $\begin{aligned} & \text { S-9 } \\ & \text { S-10 } \end{aligned}$ | NEIGHBORING STREET FRONTAGE PHOTOGRAPHS NEIGHBORING STREET FRONTAGE PHOTOGRAPHS |  | - A-13.3 | SUN ANGLE DIAGRAM @ ALLEY CUL-DE-SAC/ Winter Solstice |
| $2406.11(*)$ | C-1 | EXISTING CONDITIONS SURVEY | 2406.12(e) | A-14 | BUILDING SECTION / Transverse @ Loading Docks |
|  | C-2 | SITE \& UTILTY PLAN |  | A-14.1 | PARTIAL SECTION AT GARAGE ENTRANCE |
|  |  |  | 2406.12(e) | A-15 | BUILDING SECTION/ Longitudinal |
|  |  |  |  | A-16 | PARTIAL ELEVATIONS / Typical Floor Level a $17^{7 \prime}$ \& K Streets |
|  |  |  |  | A-17 | PAATIAL ELEVATIONS / Typical Floor Level © West 8 South Aleyst |
|  |  |  |  | A-18 | PARTIAL ELEVATIONS / Storetiont Window © $17{ }^{\text {P }}$ \& K Streets |
|  |  |  |  | A-19 | PARTIAL ELEVATIONS / Storefiont Entrance © $17^{\circ}$ \& K Streets |
|  |  |  | 2406.11()A).12(6) | A-20 | STREETSCAPE PLAN/178 Stret |
|  |  |  |  | A-20.1 | LIGHTING PLAN / $17^{\circ}$ Street Streetscape |
|  |  |  | 2406.11(9) 12 1(6) | A-21 | STREETSCAPE PLAN / K Street - East |
|  |  |  |  | A-21.1 | LIGHTING PLAN / K Street Streetscape - East |
|  |  |  | 2406.11(d) 12.12 (d) | A-22 | STREETSCAPE PLAN / K Street - West |
|  |  |  |  | A-22.1 | LIGHTING PLAN/K Street Streetscape-West |
|  |  |  |  | A-23 | ELEVATION RENDEPING/ $17^{\circ}$ Street |
|  |  |  |  | A-24 | Elevation rendering / K Street |
|  |  |  |  | A-25 | PERSPECTIVE RENDEAING / Corner View (6) $17^{\circ}$ \& K Streets |
|  |  |  |  | A-26 | PERSPECTIVE RENDERING / K Stret View |
|  |  |  |  | A-27 A-28 | PERSPECTIVE RENDEAING / K Street Lobby Entrance View PERSPECTIVE RENDERING / 17/h Street Streatcape |
|  |  |  |  | A-29 | PERSPECTIVE RENDERING / K Streel Streetscape |
|  |  |  |  | A-30 | PEASPECTIVE RENDERING / K Street Pedestrian View |
|  |  |  |  | - A-30.1 | MASSING MODEL PHOTOGRAPH/K Street Retal Frontage |
|  |  |  |  | - A-30.2 | PEASPECTIVE RENDERING / Garage Entrance Views |
|  |  |  |  | - A-31 | DETALL VIEW OF SIDEWALK BENCH <br> PERSPECTIVE RENDERING / Farraqut Square Viaw |
|  |  |  |  | - | ARCHITECTS STATEMENT |
|  |  |  |  |  |  |
|  |  |  |  | - | PROUECT CREDITS |
|  |  |  |  |  | * Indicates new drawings in this October 2001 Posthearing Submis |

- Indicaies drawings that describe proposed Pubic Space projections.
PEI COBB FREED \& PARTNERS Arritucta ILI
WDG WEIHE DESIGN GROUP PLLC

[^0]This Posthearing Submission for the PUD Application for the proposed 1700 K Street NW Building supplements drawings previously issued in the Exhibil A attachment to the Pre-Hearing Statement dated
August 7,2001 , and the Addendum 1 Supplemental Filing dated September 21, 2001. In response to requests from the Commission and Office of Planning, new material included in this submission further illustrates the design or show additional analyses of the design. The following drawings are new:

A-13.1 SUN ANGLE DIAGRAM \& ALLEY CUL-DE-SAC / Summer Solstice These diagrams illustrate the impact of the proposed Pubic Space projection (alley overiang) above the north side of the alley cul-de-sac as bounded by the $1700 \mathrm{~K} \mathrm{St} .\mathrm{and} \mathrm{Barr} \mathrm{Bulding} \mathrm{properties}$. proposed projection is at the north (south facing) wall of the cul-de-sac, the North-South alley section is the relevant view, and the southemmost exposure angle (solar noon) is ifeevise most directly impacted by the proposed projection. These diagrams ilustrate the angles of direct sol and primary refiected solar exposures, with and without the proposed projection. The diagrams on this sheet indicate the exposure angles al noon June 21 .
SUN ANGLE DIAGRAM © ALLEY CUL-DE-SAC/Spring \& Fall Equinox These diagrams indicate the exposure angles at noon April 21 or Sept. 21

A-13.3 SUN ANGLE DIAGRAM @ ALLEY CUL-DE-SAC / Winter Solstice These diagrams indicate the exposure angles at noon January 21 ,

MASSING MODEL PHOTOGRAPH/ K Street Retai Frontage Model study of a partial section of the proposed retail frontage along $k$ St. The model has been photographed outdoors facing North in order to emulate the planned northem exposure. Because of the slope of $K$ St nising to the west, the sofili ot he cantiever vanes in height iro
13 - 6 above the sidewalk. This model represents an area of approximately $11133^{\prime \prime}$ soffit height. The model does not incorporate the planned architectural Ighting (filuminated signage band, sofft mounted downights above the pilasters), or any retail display feature lighting. both of which would animate the realized frontage.

## A-30.2

PERSPECTIVE RENDERING / Garage Entranco Views These views show the proposed parking entrance located adjacent to the West Aligy Both open and closed situations are reprosented. For further description of fighting and frisish materials, refer to Dwg. A-14.1 in the pre-hearing submissions.
PERSPECTIVE RENDERING / Farragut Square View A new perspective of the 17ih Street frontage, from a vantage near the center of Farragut Square.

## PEI COBB FREED \& PARTNERS Antrifucts

WDG welle design group pic


1 ALLEY CUL-DE-SAC with PUBLIC SPACE PROJECTION


2 alley cul-de-sac without Public space Projection
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SUN ANGLE DIAGRAM a ALLEY CUL-DE-SAC
Summer Solstice
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1 alley cul.des.sac with puelic space prouection


## daylight intensity

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1 alley cul-de-sac with Public space projection
2 ALLEY CUL-DE-SAC without PUBLIC SPACE PROJECTION

## PEI COBB FREED \& PARTNERS Archifects

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do The Chates E. Smith Companies

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& \text { Washington. D. } 20006
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(202) 2968625

## 1700 K Street Nw

Zoning Commission Public Hearing
Presentation Materials
October 11, 2001

PROPOSAL FORA CONSOLIDATED
PLANNED UNIT DEVELOPMENT

ZONING COMMISSION
District of Columbia

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COMMERCIAL REALTY

## Owners

COMMERCE BUIIPING ASSOCHATES A JOINT VENTURE
\& RIDPEL BUILDING JOINT VENTIURE
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4700 K Street NW $\qquad$



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