

Form 150

Case No: ZC 15-27A

Motion of Union Market Neighbors ("UMN")

Please take notice, that the undersigned bring a motion to:

Consider the attached filing for the record, a filing denied submission at the Monday, June 17, 2016, Zoning Commission hearing about an zoning application that modifies the first stage PUD and approves the second stage PUD for a very large luxury project at Union Market on 4th Street, NE.

Despite no notice from the Applicant, ANC, Office of Planning, or Zoning Office, Union Market Neighbors at the very last minute was alerted to this zoning case & hearing and tried its best to send members without much preparation. The filing attached is UMN's written testimony.

Union Market Neighbors co-facilitator, Chris Otten was granted authorization by UMN members, including Shanifinne Ball (in attendance), Ilaf Ayyash, and Valerie Murphy to bring the attached submission to be put on the record. The hearing was still ongoing when Mr. Otten arrived and attempted to testify but was unfairly denied.

At the hearing, the Secretary of the Zoning Commission, Sharon Schellin would not acknowledge that UMN had official testimony to bring to the Commission. And, upon witnessing Mr. Otten's appearance, the Commission quickly moved to finish the hearing and take a final vote. This very large PUD that will bring impacts onto the surrounding community, as all large projects do, was approved in about half an hour. The Commission's vote took place despite limited relevant agency reports on the record. And, despite the affordable housing crisis in the area, there is no where in the record demonstration of the number of family sized units this project will provide, especially affordable family sized units. Further, the Applicant is asking to provide only the bare minimum affordability requirements as would be in a matter-of-right project, but this is a PUD.

The lack of transparent review with little data presented or even considered by OP, DPR, DDOE, DHCD, and ultimately by the ZC cannot in any way be reconciled with the principles of the Comprehensive Plan to build inclusive, successful neighborhoods that are healthy and affordable. UMN asks the Commission to explore these issues by allowing the attached document to be entered onto the record, and so that the Applicant may respond in writing before any additional deliberations and approvals. Otherwise UMN will consider this due process denied.

Consent: Movant has submitted this Form 150 per request of OZ staff and delivered to all parties for deliberations by the BZA.

Certificate of Service

I hereby certify on this the 20th day of June, 2016, served a copy of the foregoing motion to each party in ZC Case No. 15-27A, by email as follows:

Applicant Grosvenor USA Limited

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* Jessica Bloomfield, Jessica.Bloomfield@hkllaw.com

Office of Planning

* Jennifer Steingasser, jennifer.steingasser@dc.gov

ANC 5D

* Clarence Lee, Chair, 5D07@anc.dc.gov

* Ryan Linehan, Secretary, 5D01@anc.dc.gov

As submitted by,

A large, stylized handwritten signature in black ink, appearing to be 'Chris Otten', is written over the text 'As submitted by,' and extends across the contact information below.

c/o Chris Otten, Union Market Neighbors
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