



GOVERNMENT OF THE DISTRICT OF COLUMBIA
ADVISORY NEIGHBORHOOD COMMISSION 3D
PO Box 40846, Palisades Station
Washington, DC 20016

*PALISADES – KENT - SPRING VALLEY - WESLEY HEIGHTS - NEW MEXICO/CATHEDRAL –
THE AMERICAN UNIVERSITY - FOXHALL VILLAGE - BERKELEY*

March 15, 2018

Mr. Anthony Hood
Chairman
District of Columbia Zoning Commission
441 4th Street NW, Suite 210S
Washington, DC 20001

RE: Z.C. Case No. 16-23
Response of ANC3D to the Spring Valley Wesley Heights Citizens
Association/Neighbors for a Livable Community Motion to Strike ANC3D’s
March 9 submission.

Dear Chairman Hood:

Advisory Neighborhood Commission 3D (ANC3D), a party in support in the above-entitled contested zoning case, hereby files this response opposing the Spring-Valley Wesley Heights Citizens Association and Neighbors for a Livable Community (“SVWHCA/NLC”) Motion to Strike ANC3D’s March 9, 2018 filing to the Zoning Commission (Exhibit 230)

ANC3D’s March 9, 2018 filing (Exhibit 229) is ANC3D’s official and timely response to the February 12, 2018 filing made by SVWHCA/NLC (Exhibit 210).

As set forth in detail in ANC3D’s March 15, 2018 letter (Exhibit 213) detailing the procedural history of this matter, on February 22, 2018, the Zoning Commission, through the Secretary to the Zoning Commission, gave the full ANC until March 30, 2018 to submit a “corrected” response to SVWHCA/NLC February 12, 2018 submission relating to producing its membership lists. In accordance with the Zoning Commission’s directive, on March 7, 2018, at its regularly scheduled meeting, after considerable debate and discussion (which specifically involved the input of the SVWHCA who attended and spoke at length during our meeting), the full commission, with a quorum present, adopted by resolution the 50-page filing marked by the Zoning Commission as Exhibit 229. It is important to note that this document is a singular and

complete document and that no differentiation with respect to any of its pages or sections was considered or approved by ANC3D. It therefore constitutes the official action of ANC3D and is entitled to receive great weight in its entirety.

The notion that a party in opposition can move to strike an official, considered, and through filing by an ANC which was submitted in accordance with a Zoning Commission directive gives great pause for concern. It is clear from the SVWHCA/NLC motion that their primary argument is based upon the fact that they have no further opportunity to file a response. The procedural rules of the Zoning Commission are clear in this regard. The SVWHCA/NLC was given until a certain date to comply with the Zoning Commission's request to produce membership lists. Other parties were given until a certain date to file responses. No parties are afforded a further opportunity to respond to responses. If the Zoning Commission did not have these reasonable rules in place, the process would be never-ending.

For all the reasons stated above, ANC3D requests that the Zoning Commission deny the motion to strike any portion of ANC3D's official filing as set forth in Exhibit 229.

Thank you.

Respectfully submitted,

A handwritten signature in cursive script that reads "Stephen Gardner". The signature is written in dark ink on a light-colored, slightly textured paper background.

Stephen Gardner
Chair