



**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.:	Z.C. 18-13					
Motion of:	<input checked="" type="checkbox"/> Applicant	<input type="checkbox"/> Petitioner	<input type="checkbox"/> Appellant	<input type="checkbox"/> Party	<input type="checkbox"/> Intervenor	<input type="checkbox"/> Other _____

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

The Applicant requests that the Commission defer deliberations and their decision until March 11, 2019, and to defer the date of a draft Conclusions of Law and Findings of Fact to February 25, 2019 at 3:00 p.m.

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: Applicant has advised the ANC of its intent to request this deferral. The ANC will provide a response separately.

CERTIFICATE OF SERVICE

I hereby certify that on this

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 day of January, 2019

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: Samantha L. Mazo

Address: 1200 19th Street NW, Washington, DC 20036

Phone No.: 202-747-0768 E-Mail: smazo@cozen.com

January 11, 2019



Meridith H. Moldenhauer
Samantha L. Mazo
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Direct Fax 202-683-9389
mmoldenhauer@cozen.com
smazo@cozen.com

VIA IZIS

Zoning Commission of the District of Columbia
441 4th Street NW Suite 200S
Washington, DC 20001

**Re: Z.C. Case No. 18-13 – 1530 First Street SW- Design Review
Request for Deferral of Commission’s Decision to March 11, 2019 and
Deferral of Draft Findings of Fact and Conclusions of Law to February 25,
2019 at 3:00 p.m.**

Dear Chairman Hood and Members of the Zoning Commission:

On behalf of TM Jacob, LLC, (the “Applicant”), we respectfully request the Commission to defer its decision to March 11, 2019. The decision is currently scheduled for January 28, 2019. The purpose of this deferral is to provide the Applicant additional time to finalize its discussions with the adjacent neighbor, located at the premises address 1515 Half Street SW (Square 656, Lot 824), regarding limited access to secure loading maneuverability. Additional background information regarding the necessity for the discussions with the adjacent neighbor was provided in the original deferral request at **Z.C. Exhibit No. 39**.

The discussions with the neighbor commenced in December, but due to the holidays and other scheduling conflicts, the discussions could not be complete and remain on-going. The Applicant believes it will be able to complete the necessary conversations with the adjacent property owner by mid-February, which would provide sufficient time to update the Commission and submit the draft Findings of Fact/ Conclusions of Law on February 25, 2019 identifying the plans to be approved.

The Applicant has advised DDOT, OP, and the ANC of its intent to request a deferral of the decision for this purpose. There are no other parties to this case, and the requested deferral will not cause harm. Further, this request is for good cause because it will resolve this issue and provide more clarity to the Commission.

As required, a copy of this filing will be served on the ANC, Office of Planning and DDOT.

Thank you for your consideration of this request.

Sincerely,
COZEN O'CONNOR

A handwritten signature in blue ink, appearing to be 'MMD', written over a horizontal line.

Meridith H. Moldenhauer
Samantha L. Mazo
1200 19th Street NW
Washington, DC 20036

Certificate of Service

I hereby certify that on this 11th day of January, 2019, copies of this Request for Deferral of Deliberations and Findings of Fact & Conclusions of Law were served via email, as follows:

Elisa Vitale
District of Columbia Office of Planning
1100 4th Street SW, Suite E650
Washington, DC 20024
elisa.vitale@dc.gov

District Department of Transportation
55 M Street SE, Suite 400
Washington, DC 20003
Jonathan.Rogers2@dc.gov

Advisory Neighborhood Commission 6D
c/o Meredith Fascett, Chairperson
6D07@anc.dc.gov

Advisory Neighborhood Commission 6D06
c/o Rhonda N. Hamilton, SMD Commissioner
6D06@anc.dc.gov



Meridith H. Moldenhauer