

GOVERNMENT OF THE DISTRICT OF COLUMBIA
Zoning Commission



ZONING COMMISSION FOR THE DISTRICT OF COLUMBIA
ZONING COMMISSION ORDER NO. 18-12
Z.C. Case No. 18-12
Keep Meridian Hill Green Civic Association
(Map Amendment @ Square 2568)
November 19, 2018

NOTICE OF DENIAL OF PETITION

Pursuant to 11-Z DCMR § 500, the Zoning Commission for the District of Columbia (“Commission”) hereby gives notice of its denial of a map amendment petition, filed August 13, 2018 by Keep Meridian Hill Green Civic Association, to rezone Lot 808 in Square 2586 (“Property”) from split-zoned RA-2/RA-4 to RA-2 only.

On November 9, 2018, the Office of Planning (“OP”) submitted a report that concluded that the Property’s existing RA-4 zoning is not inconsistent with the Comprehensive Plan, particularly when the policy statements are read on balance with the Future Land Use Map and Policy map designations and the zoning history of the site. At its November 19, 2018 public meeting, the Commission voted to deny the petition for a public hearing, agreeing with OP that the Property’s RA-4 zoning was not inconsistent with the Comprehensive Plan. Further, the Commission found that the proposed downzoning unnecessary to further the public interest.

The Commission’s review of petitions is governed by § 6 of the District of Columbia Administrative Procedure Act, approved October 21, 1968 (82 Stat. 1206; D.C. Official Code § 2-505 (2012 Repl.)). Subsection 505 (b) provides that “nothing in [the Act] shall make it mandatory that ... any agency promulgate, amend, or repeal any rule pursuant to a petition.” Accordingly, the Commission has the discretion to deny this petition.

On November 19, 2018, upon the motion of Commissioner May, as seconded by Vice Chairman Miller, the Zoning Commission **DENIED** the petition at its public meeting by a vote of **5-0-0** (Anthony J. Hood, Robert E. Miller, Peter A. Shapiro, Michael G. Turnbull, and Peter G. May to deny).

In accordance with the provisions of 11-Z DCMR § 604.9, this Order shall become final and effective upon publication in the *D.C. Register*; that is on December 21, 2018.

441 4th Street, N.W., Suite 200-S, Washington, D.C. 20001

Telephone: (202) 727-6311

Facsimile: (202) 727-6072


E-Mail: dcoz@dc.gov

Web Site: www.dcoz.dc.gov


ZONING COMMISSION
District of Columbia
CASE NO.18-12
EXHIBIT NO.16

BY THE ORDER OF THE D.C. ZONING COMMISSION

A majority of the Commission members approved the issuance of this Order.



ANTHONY J. HOOD
CHAIRMAN
ZONING COMMISSION



SARA A. BARDIN
DIRECTOR
OFFICE OF ZONING