

ALCOHOLIC BEVERAGE REGULATION ADMINISTRATION  
941 NORTH CAPITOL ST., NE, 7<sup>TH</sup> FLOOR, SUITE 7200  
WASHINGTON, DC 20002  
(202) 442-4423

POSTING DATE: SEPTEMBER 8, 2006  
PETITION DATE: OCTOBER 23, 2006  
HEARING DATE: NOVEMBER 8, 2006

LICENSE#: 75639  
LICENSEE: 156, INC  
TRADE NAME: THE WINE CELLAR & SPIRITS  
LICENSE CLASS: RETAILER'S "A"  
ADDRESS: 156 L STREET, SE  
  
WARD 6      ANC 6D07

NOTICE IS HEREBY GIVEN THAT THE FOLLOWING LICENSEE HAS APPLIED FOR A LICENSE UNDER THE D.C. ALCOHOLIC BEVERAGE CONTROL ACT AND THAT THE OBJECTORS ARE ENTITLED TO BE HEARD BEFORE THE GRANTING OF SUCH LICENSE ON THE ABOVE HEARING DATE AT 10:00 A.M., 7<sup>TH</sup> FLOOR, SUITE 7200, 941 NORTH CAPITOL ST., N.E. PETITION AND/OR REQUEST TO APPEAR BEFORE THE BOARD MUST BE FILED ON OR BEFORE THE ABOVE PETITION DATE.

NATURE OF OPERATION  
NEW LIQUOR STORE

HOURS OF OPERATION  
CLOSED SUNDAY  
MONDAY THROUGH SATURDAY 9:00AM-10:00PM

SALE, SERVICE OR CONSUMPTION OF ALCOHOLIC BEVERAGES  
CLOSED SUNDAY  
MONDAY THROUGH SATURDAY 9:00AM-10:00PM

ALCOHOLIC BEVERAGE REGULATION ADMINISTRATION  
941 NORTH CAPITOL ST., NE, 7<sup>TH</sup> FLOOR, SUITE 7200  
WASHINGTON, DC 20002  
(202) 442-4423

POSTING DATE: SEPTEMBER 8, 2006  
PETITION DATE: OCTOBER 23, 2006  
HEARING DATE: NOVEMBER 8, 2006

LICENSE#: 75678  
LICENSEE: YES ORGANIC FOUR, INC.  
TRADE NAME: YES ORGANIC MARKET  
LICENSE CLASS: RETAILER'S "B"  
ADDRESS: 3809 12<sup>TH</sup> STREET, NE

WARD 5          ANC 5A06

NOTICE IS HEREBY GIVEN THAT THIS APPLICANT HAS APPLIED FOR A LICENSE UNDER THE D.C. ALCOHOLIC BEVERAGE CONTROL ACT AND THAT THE OBJECTORS ARE ENTITLED TO BE HEARD BEFORE THE GRANTING OF SUCH LICENSE ON THE HEARING DATE AT 10:00 A.M., 7<sup>TH</sup> FLOOR, SUITE 7200, 941 NORTH CAPITOL ST., N.E.  
PETITION AND/OR REQUEST TO APPEAR BEFORE THE BOARD MUST BE FILED ON OR BEFORE THE PETITION DATE.

NATURE OF OPERATION

NEW, FULL SERVICE GROCERY STORE.

HOURS OF OPERATION

SUNDAY 8:00AM – 7:00PM

MONDAY THROUGH SATURDAY 9:00AM – 9:00PM

SALE, SERVICE OR CONSUMPTION OF ALCOHOLIC BEVERAGES

SUNDAY 9:00AM – 7:00PM

MONDAY THROUGH SATURDAY 9:00AM – 9:00PM

\*CORRECTION

ALCOHOLIC BEVERAGE REGULATION ADMINISTRATION  
941 NORTH CAPITOL ST., NE, 7<sup>TH</sup> FLOOR, SUITE 7200  
WASHINGTON, DC 20002 (202) 442-4423

POSTING DATE: AUGUST 11, 2006  
PETITION DATE: SEPTEMBER 25, 2006  
HEARING DATE: OCTOBER 11, 2006

LICENSE#: 74444  
LICENSEE: DEREK TAYLOR  
TRADE NAME: SAINTS BOURBON STREET  
LICENSE CLASS: RETAILER'S "C" RESTAURANT  
ADDRESS: 1812 HAMLIN STREET NE

WARD 5      ANC 5A10

NOTICE IS HEREBY GIVEN THAT THIS LICENSEE IN FILING FOR A SUBSTANTIAL CHANGE TO THE LICENSE UNDER THE D.C. ALCOHOLIC BEVERAGE CONTROL ACT AND THAT THE OBJECTORS ARE ENTITLED TO BE HEARD BEFORE THE GRANTING OF SUCH LICENSE ON THE HEARING DATE AT 10:00 A.M., 7<sup>TH</sup> FLOOR, SUITE 7200, 941 NORTH CAPITOL ST., N.E. PETITION AND/OR REQUEST TO APPEAR BEFORE THE BOARD MUST BE FILED ON OR BEFORE THE PETITION DATE.

LICENSEE REQUEST PERMISSION TO CHANGE FROM A CLASS "C" RESTAURANT TO A CLASS "C" TAVERN.

HOURS OF OPERATION

SUNDAY THROUGH SATURDAY 7:00AM – 3:00AM

\*SALE, SERVICE OR CONSUMPTION OF ALCOHOLIC BEVERAGES

SUNDAY THROUGH SATURDAY 11:00AM- 2:00AM

**BOARD OF ZONING ADJUSTMENT  
PUBLIC HEARING NOTICE  
TUESDAY, NOVEMBER 21, 2006  
SECOND FLOOR HEARING ROOM, SUITE 220-S  
441 4<sup>TH</sup> STREET, N.W.  
WASHINGTON, D.C. 20001**

**TO CONSIDER THE FOLLOWING:** The Board of Zoning Adjustment will adhere to the following schedule, but reserves the right to hear items on the agenda out of turn.

**9:30 A.M. TO 12:00 P.M. MORNING SESSION  
1:00 P.M. TO 6:00 P.M. AFTERNOON SESSION**

**A.M.**

**WARD SIX**

17539  
ANC-6C      **Application of Istiqomah Knights, pursuant to 11 DCMR § 3104.1, for a special exception to allow a front porch enlargement and rear deck addition to an existing single-family row dwelling under section 223, not meeting the lot occupancy requirements (section 403) in the R-4 District at premises 619 Orleans Place, N.E. (Square 855, Lot 363).**

**WARD TWO**

17536  
ANC-2B      **Application of Thomas J. Synhorst and Ben J. Kozlowski, pursuant to 11 DCMR § 3103.2, for a variance from the lot occupancy requirements under section 403, a variance from the rear yard requirements under section 404, and a variance from the nonconforming structure provisions under subsection 2001.3, to allow the construction of a rear deck to a single-family row dwelling in the DC/R-5-B District at premises 1405 21<sup>st</sup> Street, N.W. (Square 96, Lot 803).**

**WARD SIX**

17537  
ANC-6B      **Application of Victor Tabbs, pursuant to 11 DCMR § 3103.2, for a variance from the limitation on the number of stories under subsection 400.1, to construct a four (4) story rear addition to a flat (two-family dwelling) at premises 714 13<sup>th</sup> Street, S.E. (Square 1045, Lot 97).**

P.M.

WARD SIX

17532            **Appeal of AppleTree Institute for Education Innovation,**  
ANC-6A           pursuant to 11 DCMR §§ 3100 and 3101, from the administrative  
                     decision of the Zoning Administrator (ZA), Department of  
                     Consumer and Regulatory Affairs (DCRA) to require BZA special  
                     exception approval for a proposed addition to an existing public  
                     charter school. Appellant alleges in part that the ZA erroneously  
                     relied upon the Zoning Commission's 2/13/06 emergency  
                     rulemaking to require additional on-site parking spaces. The subject  
                     property is located in the R-4 District at premises at 138 12<sup>th</sup> Street,  
                     N.E. (Square 988, Lot 820).

**PLEASE NOTE:**

Failure of an applicant or appellant to appear at the public hearing will subject the application or appeal to dismissal at the discretion of the Board.

Failure of an applicant or appellant to be adequately prepared to present the application or appeal to the Board, and address the required standards of proof for the application or appeal, may subject the application or appeal to postponement, dismissal or denial.

The public hearing in these cases will be conducted in accordance with the provisions of Chapter 31 of the District of Columbia Municipal Regulations, Title 11, and Zoning. Pursuant to Subsection 3117.4 of the Regulations, the Board will impose time limits on the testimony of all individuals.

Individuals and organizations interested in any application may testify at the public hearing or submit written comments to the Board. Individuals and organizations wishing party status in any case before the Board must request that status and should do so in writing not less than fourteen (14) days prior to the date set for the public hearing on the particular application in accordance with Subsection 3106.2. All requests and comments should be submitted to the Board through the Director, Office of Zoning, 441 4<sup>th</sup> Street, NW, Suite 210, Washington, D.C. 20001. Please include the case number on all correspondence. FOR FURTHER INFORMATION, CONTACT THE OFFICE OF ZONING AT (202) 727-6311.

BZA PUBLIC HEARING NOTICE

NOVEMBER 21, 2006

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**GEOFFREY H. GRIFFIS, CHAIRPERSON, RUTHANNE G. MILLER,  
VICE CHAIRPERSON, CURTIS L. ETHERLY, JR., JOHN A. MANN II,  
AND A MEMBER OF THE ZONING COMMISSION ----- BOARD  
OF ZONING ADJUSTMENT, BY JERRILY R. KRESS, FAIA, DIRECTOR.**

PHN 11/21/06 rsn

**BOARD OF ZONING ADJUSTMENT  
REVISED\* PUBLIC HEARING NOTICE  
TUESDAY, OCTOBER 10, 2006  
SECOND FLOOR HEARING ROOM, SUITE 220-S  
441 4<sup>TH</sup> STREET, N.W.  
WASHINGTON, D.C. 20001**

**\*Note:** See revised (underlined) zoning relief sought in Application No. 17521, below.

**TO CONSIDER THE FOLLOWING:** The Board of Zoning Adjustment will adhere to the following schedule, but reserves the right to hear items on the agenda out of turn.

9:30 A.M. TO 12:00 P.M. MORNING SESSION  
1:00 P.M. TO 6:00 P.M. AFTERNOON SESSION

**A.M.**

**WARD SEVEN**

17517  
ANC-7F      **Application of Charles B. Jackson, pursuant to 11 DCMR § 3104.1, for a special exception to allow the construction of a four (4) unit apartment building under section 353, in the R-5-A District at premises 4925 Call Place, S.E. (Square 5337, Lot 7).**

**WARD SIX**

17521  
ANC-6C      **Application of 601-645 H Street Ventures LLC, pursuant to 11 § 3103.2, for a variance from the lot occupancy requirements under section 772 and a variance from the residential recreation space requirements under section 773, and pursuant to 11 DCMR § 3104.1 and §1325.1, special exception from the ground floor level ceiling height provisions, a special exception from the lot occupancy requirements under subsection 1324.4, and a special exception from subsection 1303.2 to permit a curb cut on H Street to allow the construction of a new mixed-use (residential and commercial) building on a lot that has six-thousand square feet or more of land under subsections 1320.4 and 1325, in the H Street Northeast Neighborhood Commercial Overlay District in the HS/C-2-A and HS/C-2-C Districts at premises 601-645 H Street, N.E. (Square 859, Lot 177).**

BZA PUBLIC HEARING NOTICE

OCTOBER 10, 2006

PAGE NO. 2

WARD THREE

17522      **Application of The Vestry of St. Columba's Episcopal Church,**  
ANC-3E      pursuant to 11 DCMR § 3104.1, for a special exception to operate a  
child development center (90 children and 16 staff) under section  
205, at premises 4201 Albemarle Street, N.W. (Square 1677, Lot 7).

P.M.

WARD SIX

17523      **Application of WB/BP 101 K Street LLC,** pursuant to 11 DCMR  
ANC-6C      §§ 3103.2 and 3104.1, for a variance from the parking requirements  
under subsection 2101.1, and a variance from the loading  
requirements under subsection 2201.1, for a special exception from  
the rear yard requirements under section 774, and a special exception  
from the roof structure setback and wall of equal height  
requirements under sections 411 and 770.6, to allow the construction  
of an office building with ground floor retail use in the C-3-C  
District at premises 101 K Street, N.E. (Square 715, Lot 11).

WARD TWO

17513      **Appeal of Advisory Neighborhood Commission 2E,** pursuant to  
ANC-2E      11 DCMR §§ 3100 and 3101, from the administrative decision of the  
Zoning Administrator, Department of Consumer and Regulatory  
Affairs (DCRA) to issue Building Permit No. 88614, allowing  
additions to an existing single-family dwelling. Appellant alleges  
that the addition is in violation of the lot occupancy (section 403)  
and nonconforming structure provisions under subsection 2001.3.  
The subject property is located in the R-3 District at premises 1242  
Potomac Street, N.W. (Square 1219, Lot 45).

**PLEASE NOTE:**

Failure of an applicant or appellant to appear at the public hearing will subject the application or appeal to dismissal at the discretion of the Board.

Failure of an applicant or appellant to be adequately prepared to present the application or appeal to the Board, and address the required standards of proof for the application or appeal, may subject the application or appeal to postponement, dismissal or denial.

BZA PUBLIC HEARING NOTICE  
OCTOBER 10, 2006  
PAGE NO. 3

The public hearing in these cases will be conducted in accordance with the provisions of Chapter 31 of the District of Columbia Municipal Regulations, Title 11, and Zoning. Pursuant to Subsection 3117.4 of the Regulations, the Board will impose time limits on the testimony of all individuals.

Individuals and organizations interested in any application may testify at the public hearing or submit written comments to the Board. Individuals and organizations wishing party status in any case before the Board must request that status and should do so in writing not less than fourteen (14) days prior to the date set for the public hearing on the particular application in accordance with Subsection 3106.2. All requests and comments should be submitted to the Board through the Director, Office of Zoning, 441 4<sup>th</sup> Street, NW, Suite 210, Washington, D.C. 20001. Please include the case number on all correspondence. FOR FURTHER INFORMATION, CONTACT THE OFFICE OF ZONING AT (202) 727-6311.

**GEOFFREY H. GRIFFIS, CHAIRPERSON, RUTHANNE G. MILLER,  
VICE CHAIRPERSON, CURTIS L. ETHERLY, JR., JOHN A. MANN II,  
AND A MEMBER OF THE ZONING COMMISSION ----- BOARD  
OF ZONING ADJUSTMENT, BY JERRILY R. KRESS, FAIA, DIRECTOR.**

PHN 10/10/06 rsn

**ZONING COMMISSION FOR THE DISTRICT OF COLUMBIA  
NOTICE OF PUBLIC HEARING**

**TIME AND PLACE:** Monday, December 18, 2006, @ 6:30 PM  
Office of Zoning Hearing Room  
441 4<sup>th</sup> Street, N.W., Suite 220-South  
Washington, D.C. 20001

**FOR THE PURPOSE OF CONSIDERING THE FOLLOWING:**

**Case No. 06-08 (Fort Lincoln/Gateway Village LLC – Consolidated Planned Unit Development)**

**THIS CASE IS OF INTEREST TO ANC 5A**

On February 14, 2006, the Office of Zoning received an application from Fort Lincoln/Gateway Village LLC (the “Applicant”). The Applicant is requesting consolidated approval of a planned unit development (“PUD”). The Office of Planning provided its report on June 2, 2006, and the case was set down for hearing on June 12, 2006. The Applicant provided its pre-hearing statement on August 14, 2006.

The property that is the subject of this application is located between Fort Lincoln Drive, NE and Commodore Joshua Barney Drive, NE, and known as Square 4325, Parcel 173/145 (the “Subject Property”). The Subject Property is located in the Fort Lincoln neighborhood of Ward 5 and consists of approximately 1,003,544 square feet of land area (approximately 23 acres). The Subject Property is currently located in the R-5-D Zone District.

The proposed PUD seeks consolidated approval to develop a 357-unit townhome and townhome condominium development consisting of three sizes of single-family townhomes and “2 over 2” townhome condominiums. In total, the project will provide 576,109 square feet of gross floor area of residential uses. The project will also feature a community green, mews green, pocket park, and children’s play area, for a total of 180,486 square feet of open green space. The proposed development provides 896 parking spaces.

This public hearing will be conducted in accordance with the contested case provisions of the Zoning Regulations, 11 DCMR § 3022.

**How to participate as a witness.**

Interested persons or representatives of organizations may be heard at the public hearing. The Commission also requests that all witnesses prepare their testimony in writing, submit the written testimony prior to giving statements, and limit oral presentations to summaries of the most important points. The applicable time limits for oral testimony is described

below. Written statements, in lieu of personal appearances or oral presentation, may be submitted for inclusion in the record.

**How to participate as a party.**

Any person who desires to participate as a party in this case must so request and must comply with the provisions of 11 DCMR § 3022.3.

A party has the right to cross-examine witnesses, to submit proposed findings of fact and conclusions of law, to receive a copy of the written decision of the Zoning Commission, and to exercise the other rights of parties as specified in the Zoning Regulations.

Except for the affected ANC, any person who desires to participate as a party in this case must clearly demonstrate that the person's interests would likely be more significantly, distinctly, or uniquely affected by the proposed zoning action than other persons in the general public. Persons seeking party status **shall file with the Commission, not less than fourteen (14) days prior to the date set for the hearing, a written statement containing the following information:**

- (a) The person's name, address, and daytime telephone number;
- (b) A request to appear and participate as a party;
- (c) Whether the person will appear as a proponent or opponent of the application;
- (d) Whether the person will appear through legal counsel, and if so, the name and address of legal counsel;
- (e) A list of witnesses who will testify on the person's behalf;
- (f) A summary of the testimony of each witness;
- (g) An indication of which witnesses will be offered as expert witnesses, the areas of expertise in which any experts will be offered, and the resumes or qualifications of the proposed experts;
- (h) The total amount of time being requested to present their case; and
- (i) A written statement setting forth why the person should be granted party status, including reference to the following:
  - (1) The property owned or occupied by the person, or in which the person has an interest, that will be affected by the action requested of the Commission;

- (2) The legal interest the person has in said property, such as owner, tenant, trustee, or mortgagee;
- (3) The distance between the person's property and the property that is the subject of the application before the Commission;
- (4) The economic, social, or other impacts likely to affect the person and/or the person's property if the action requested of the Commission is approved or denied; and
- (5) An explanation of how the person's interest as identified in response to paragraph (4) would likely be more significantly, distinctively, or uniquely affected in character or kind by the proposed zoning action than those of other persons in the general public.

The applicant shall also provide the information indicated in (e) through (h) to the extent that the information is not contained in the Applicant's prehearing submission as required by 11 DCMR § 3013.1. The information shall be filed no later than fourteen (14) days before the date of the hearing.

If an affected Advisory Neighborhood Commission (ANC) intends to participate at the hearing, the ANC shall submit the written report described in § 3012.5 no later than seven (7) days before the date of the hearing. The report shall also contain the information indicated in (e) through (h) above.

**Time limits.**

The following time limits for oral testimony shall be adhered to unless changed by the Commission, and no time may be ceded:

- |    |                                  |   |
|----|----------------------------------|---|
| 1. | Applicant and parties in support | 60 minutes collectively                   |
| 2. | Parties in opposition            | 15 minutes each (60 minutes collectively) |
| 3. | Organizations                    | 5 minutes each                            |
| 4. | Individuals                      | 3 minutes each                            |

Information responsive to this notice should be forwarded to the Director, Office of Zoning, Suite 210, 441 4<sup>th</sup> Street, N.W., Washington, D.C. 20001. **FOR FURTHER INFORMATION, YOU MAY CONTACT THE OFFICE OF ZONING AT (202) 727-6311.**

**CAROL J. MITTEN, ANTHONY J. HOOD, JOHN G. PARSONS, MICHAEL G. TURNBULL, AND GREGORY N. JEFFRIES ----- ZONING COMMISSION FOR THE DISTRICT OF COLUMBIA, BY JERRILY R. KRESS, FAIA, DIRECTOR AND BY SHARON SCHELLIN, SECRETARY TO THE ZONING COMMISSION.**

ZONING COMMISSION FOR THE DISTRICT OF COLUMBIA  
NOTICE OF PUBLIC HEARING

**TIME AND PLACE:** Thursday, December 21, 2006, @ 6:30 P.M.  
Office of Zoning Hearing Room  
441 4<sup>th</sup> Street, N.W., Suite 220  
Washington, D.C. 20001

**FOR THE PURPOSE OF CONSIDERING THE FOLLOWING:**

**CASE NO. 06-26 (PUD and Related Map Amendment @ Square 3788, Lot 814, Rocky Gorge Development LLC, on behalf of the Thos. Somerville Co.)**

**THIS CASE IS OF INTEREST TO ANC 5A**

On May 21, 2006, the Office of Zoning received an application from Rocky Gorge Development, LLC (the "Applicant"), contract purchaser of Lot 814, in Square 3788 on behalf of the Thos. Somerville Co., requesting approval of a consolidated PUD and a related zoning map amendment from R-2 and FT/C-M-1 to R-4 for Lot 814 in Square 3788. The Office of Planning provided its report on July 14, 2006, and the case was set down for hearing on July 24, 2006. The Applicant provided its pre-hearing statement as part of its application on August 14, 2006.

The property which is the subject of this application consists of approximately 182,595 square feet of land area, is irregularly shaped, and is bounded to the north by Phase I of the Emerson Park townhouse development, to the east by a strip of residential properties fronting on 7<sup>th</sup> Street, NE, to the south by detached dwellings fronting on 6<sup>th</sup> Place, NE, and to the west by another portion of the Thos. Somerville Co. site. The property is largely unimproved and vacant. The underlying zoning of the property is a combination of R-2 and FT/C-M-1. Residential uses are not permitted as a matter of right in the C-M Districts. A rezoning of the property is necessary to permit residential use. The proposed zoning is R-4.

The Applicant proposes to redevelop the property with construction of 35 three-story single family row dwellings with garage parking. Parking for a total of approximately 77 cars will be provided throughout the PUD Site. The floor area ratio ("FAR") of the property will be approximately 0.44 FAR. The building height will measure approximately 30 feet. The property will be buffered from surrounding properties with extensive landscaping. Vehicular access to the PUD Site will be provided by a private road connecting Emerson Street, NE, to the north, and Sixth Street, NE, to the south.

The R-2 District permits detached and semi-detached single family dwellings as a matter-of-right. Detached dwellings require a minimum lot area of 4,000 square feet and a minimum lot width of 40 feet and semi-detached dwellings require a minimum lot area of 3,000 square feet and a minimum lot width of 30 feet. The maximum permitted height is 3 stories and 40 feet and the maximum permitted lot occupancy is 40 percent. A detached dwelling requires an 8 foot side

yard on each and a semi-detached dwelling has one lot line and one 8 foot side yard. Each dwelling requires a 20 foot rear yard and a minimum of 1 parking space.

The C-M-1 District permits office, retail, service, wholesale, warehouse and light manufacturing, processing, fabricating and repair uses as a matter-of-right, to a maximum height of 3 stories and 40 feet and a maximum FAR of 3.0. New residential development is not permitted. Under Chapter 24, the guideline for height in a PUD is 60 feet and the guideline for FAR in a PUD is 3.0. The Fort Totten (FT) Overlay provides additional restrictions and requirements.

The R-4 District permits detached, semi-detached and row single family dwellings and flats as a matter-of-right, as well as the conversion to multi-family use of a building built prior to 1958. Detached dwellings require a minimum lot area of 4,000 square feet and a minimum lot width of 40 feet, semi-detached dwellings require a minimum lot area of 3,000 square feet and a minimum lot width of 30 feet, row dwellings require a minimum lot area of 1,800 square feet and a minimum lot width of 18 feet and conversions to multifamily use requires a minimum lot area of 900 square feet per unit. The maximum permitted height is 3 stories and 40 feet and the maximum permitted lot occupancy is 60 percent for row dwellings, and flats and 40 percent for other structures. Each dwelling requires a 20 foot rear yard and a minimum of 1 parking space.

This public hearing will be conducted in accordance with the contested case provisions of the Zoning Regulations 11 DCMR, § 3022.

Interested persons or representatives of organizations will be heard at the public hearing. **Any person who desires to participate as a party in this case must so request and must comply with the provisions of 11 DCMR 3022.3.** A party has the right to cross-examine witnesses, to submit proposed findings of fact and conclusions of law, to receive a copy of the written decision of the Zoning Commission, and to exercise the other rights of parties as specified in the Rules. Except for the applicant and the ANC, to participate as a party in a proceeding before the Commission, **any affected person shall file with the Commission, not less than fourteen (14) days prior to the date set for the hearing, a written statement containing the following information:**

- (a) The person's name and address;
- (b) A request to appear and participate as a party;
- (c) Whether the person will appear as a proponent or opponent of the application;
- (d) Whether the person will appear through legal counsel, and if so, the name and address of legal counsel;
- (e) A list of witnesses who will testify on the person's behalf; and
- (f) A written statement setting forth why the person should be granted party status, including reference to the following:

- (1) The property owned or occupied by such person, or in which the person has an interest, that will be affected by the action requested of the Commission;
- (2) The legal interest such person has in such property, such as owner, tenant, trustee, or mortgagee;
- (3) The distance between the person's property and the property that is the subject of the application before the Commission;
- (4) The environmental, economic, social, or other impacts likely to affect the person and/or the person's property if the action requested of the Commission is approved or denied;
- (5) An explanation of how the person's interest as identified in response to paragraph (4) would likely be more significantly, distinctively, or uniquely affected in character or kind by the proposed zoning action than those of other persons in the general public.

The Commission shall determine who will be recognized as a party. In so determining, the Commission shall consider whether the provisions of § 3022.3 have been complied with and whether the specific information presented qualifies the person as a party. The Commission shall grant party status only if the person requesting party status has clearly demonstrated that the person's interests would likely be more significantly, distinctly, or uniquely affected by the proposed zoning action than other persons in the general public.

Any person wishing to be considered a party should clearly state the request, and should also provide a daytime telephone number should it be necessary for the Office of Zoning to obtain additional information or clarification prior to the hearing. Written statements, in lieu of personal appearances or oral presentations, may be submitted for inclusions in the record.

The Zoning Commission hereby gives notice of the following procedures applicable to this case. Any person requesting to appear as a party to this application shall submit the following additional information:

1. A summary of the testimony of each witness.
2. An indication of which witnesses will be offered as expert witnesses, the areas of expertise in which any experts will be offered, and the resumes of qualifications of the proposed experts.
3. The total amount of time being requested to present the case.

The information cited above shall also be submitted by the Applicant. To the extent that the information is not contained in the Applicant's prehearing submission required by 11 DCMR § 3013.1, the information shall be filed no later than fourteen (14) days before the date of the hearing.

**If an affected Advisory Neighborhood Commission (ANC), pursuant to 11 DCMR 3012.5, intends to participate at the hearing, the ANC shall also submit the information cited above relating to the hearing procedures. The written report of the ANC shall be filed no later than seven (7) days before the date of the hearing.**

The Zoning Commission gives further notice that it intends to establish time limits for oral presentations of both parties and persons. Accordingly, the following time limits shall apply:

- |    |                                  |   |
|----|----------------------------------|---|
| 1. | Applicant and parties in support | 60 minutes collectively                   |
| 2. | Parties in opposition            | 15 minutes each (60 minutes collectively) |
| 3. | Organizations                    | 5 minutes each                            |
| 4. | Individuals                      | 3 minutes each                            |

The Commission intends to adhere to the time limits as strictly as possible, in order to hear the case in a reasonable period of time. The Commission reserves the right to change the time limits for presentations if necessary and notes that no time shall be ceded. The Commission also requests that all witnesses prepare their testimony in writing, submit the written testimony prior to giving statements, and limit oral presentations to summaries of the most important points.

Information should be forwarded to the Director, Office of Zoning, Suite 210, 441 4<sup>th</sup> Street, N.W., Washington, D.C. 20001. Please include the number of this particular case and your daytime telephone number. **FOR FURTHER INFORMATION, YOU MAY CONTACT THE OFFICE OF ZONING AT (202) 727-6311.**

**CAROL J. MITTEN, ANTHONY J. HOOD, JOHN G. PARSONS, GREGORY N. JEFFRIES, AND MICHAEL G. TURNBULL ----- ZONING COMMISSION FOR THE DISTRICT OF COLUMBIA, BY JERRILY R. KRESS, FAIA, DIRECTOR, AND BY SHARON SCHELLIN, SECRETARY TO THE ZONING COMMISSION.**

**ZONING COMMISSION FOR THE DISTRICT OF COLUMBIA  
NOTICE OF PUBLIC HEARING**

**TIME AND PLACE:**            **Thursday, January 18, 2007, @ 6:30 p.m.**  
   **Office of Zoning Hearing Room**  
   **441 4th Street, N.W., Suite 220**  
   **Washington, D.C. 20001**

**FOR THE PURPOSE OF CONSIDERING THE FOLLOWING:**

**Case No. 06-38 (Howard University – Further Processing: 2400 6<sup>th</sup> Street, N.W.)**

**THIS CASE IS OF INTEREST TO ANC 1B**

**Application of President and Trustees of Howard University**, pursuant to 11 DCMR §§ 210, 411, and 3104.1, for special exception approval of a 'further processing of an approved campus plan for the construction of a new Living and Learning Center, which will be located on the central campus between Crampton Auditorium, Childers Hall, and Greene Memorial Stadium. The property is located at 2400 6<sup>th</sup> Street, N.W. and is known as Square 3057, Lot 92.

**PLEASE NOTE:**

- Failure of an applicant or appellant to appear at the public hearing will subject the application or appeal to dismissal at the discretion of the Commission.
- Failure of an applicant or appellant to be adequately prepared to present the application or appeal to the Commission, and address the required standards of proof for the application or appeal, may subject the application or appeal to postponement, dismissal, or denial.

The public hearing in this case will be conducted in accordance with the provisions of Chapter 31 of the District of Columbia Municipal Regulations, Title 11, Zoning. Pursuant to Subsection 3117.4 of the Regulations, the Commission will impose time limits on the testimony of all individuals.

Individuals and organizations interested in any application may testify at the public hearing or submit written comments to the Commission. Individuals and organizations wishing party status in this case must request that status and should do so in writing not less than fourteen (14) days prior to the date set for the public hearing on the particular application in accordance with Subsection 3106.2. All requests and comments should be submitted to the Commission through Jerrily R. Kress, Director, Office of Zoning, 441 4<sup>th</sup> Street, NW, Suite 210, Washington, D.C. 20001. Please include the case number on all

correspondence. FOR FURTHER INFORMATION, CONTACT THE OFFICE OF ZONING AT (202) 727-6311.

**CAROL J. MITTEN, ANTHONY J. HOOD, JOHN G. PARSONS, GREGORY N. JEFFRIES, AND MICHAEL G. TURNBULL ----- ZONING COMMISSION FOR THE DISTRICT OF COLUMBIA, BY JERRILY R. KRESS, FAIA, DIRECTOR AND BY SHARON S. SCHELLIN, SECRETARY TO THE ZONING COMMISSION.**