

**COUNCIL OF THE DISTRICT OF COLUMBIA  
COMMITTEE OF THE WHOLE  
COMMITTEE REPORT**

1350 Pennsylvania Avenue, NW, Washington, DC 20004

DRAFT

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**TO:** All Councilmembers

**FROM:** Chairman Phil Mendelson  
Committee of the Whole

**DATE:** April 10, 2018

**SUBJECT:** Report on PR 22-745, “Zoning Commission Anthony Hood Confirmation Resolution of 2018”

The Committee of the Whole, to which Proposed Resolution 22-745, the “Zoning Commission Anthony Hood Confirmation Resolution of 2018” was referred, reports favorably thereon with technical amendments and recommends approval by the Council.

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**I. BACKGROUND AND NEED**

Proposed Resolution 22-745, the “Zoning Commission Anthony Hood Confirmation Resolution of 2018,” was introduced by Chairman Mendelson at the request of the Mayor on January 29, 2018 and referred to the Committee of the Whole. The purpose of PR 22-745 is to confirm the Mayor’s reappointment of Anthony Hood as a member of the Zoning Commission, for term to end February 3, 2022.

The Zoning Commission is an independent, quasi-judicial and quasi-legislative body established by Congress in 1920<sup>1</sup>. The District of Columbia was one of the first jurisdictions in

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<sup>1</sup> The Zoning Commission is referred to as an independent agency created outside of District government in Part F of Title VI of the Charter of the District of Columbia Home Rule Act, approved December 24, 1973 (87 Stat. 788; D.C. Official Code § 6-621.01); *see also*, Tenley & Cleveland Park Emergency Comm. v. Dist. of Columbia Bd. of Zoning Adjustment, 550 A.2d 331 (D.C. 1988).

the United States to develop a comprehensive zoning ordinance after New York City. Under the 1920 Zoning Act, the Zoning Commission was authorized to divide the city into districts, or zones, to regulate land usage. This consisted of three specific categories of zoning: building heights within zones; “use districts” such as residential, commercial and industrial; and lot occupancy.

The Zoning Act of 1938 expanded the regulatory power of the Zoning Commission’s original jurisdiction.<sup>2</sup> It also called for a Comprehensive Plan for the District, created a framework for public involvement in zoning matters, established permitting systems, and exempted public buildings from zoning controls.<sup>3</sup>

After establishment of the DC Council in 1967, the Mayor-Commissioner and the Chairman and Vice-Chairman of the DC Council were automatically members of the Zoning Commission. The other two members were the Architect of the Capitol and the Director of the National Park Service. With passage of the Home Rule Act in 1974, the three District members were replaced by three Mayoral appointments, who are confirmed by the Council.

In 1990, the Council adopted the Office of Zoning Independence Act<sup>4</sup> which created the Office of Zoning as an independent agency with professional staff to assist both the Zoning Commission and the Board of Zoning Adjustment.<sup>5</sup>

The Zoning Commission has exclusive jurisdiction over all matters concerning zoning in the District of Columbia.<sup>6</sup> Although there is a separate Board of Zoning Adjustment (on which a rotating member of the Zoning Commission sits), the Zoning Commission has plenary authority and may review *sua sponte* any decision of the Board. The Zoning Commission is responsible for the zoning regulations (11 DCMR) and reviews all cases relating to the zoning map and text. These include planned unit developments (PUD) and campus plans of colleges and universities. The Zoning Commission is responsible for implementing the land use element of the Comprehensive Plan, a plan which is proposed by the Mayor and adopted by the Council.

**Table 1: Membership of the Zoning Commission for the District of Columbia**

<b>Resolution #</b>	<b>Appointee</b>	<b>Nominated for Term Expiring:</b>	<b>Residency</b>
<b>PR 22-745</b>	<b>Anthony J. Hood, Chairman</b>	<b>February 3, 2022</b>	<b>Ward 5</b>
R. 22-173	Robert Miller	February 3, 2021	Ward 3
R. 21-650	Peter Shapiro	February 9, 2019	Ward 3
N/A	Michael G. Turnbull, Architect of the Capitol Designee	N/A	N/A
N/A	Peter G. May, National Park Service Designee	N/A	Ward 6

<sup>2</sup> Zoning Act of 1938, approved June 20, 1938 (52 Stat. 797, as amended; D.C. Official Code §§6-441.01 to 6-641.15 (formerly codified at D.C. Code §§ 5-413 to 5-432))

<sup>3</sup> <http://dcoz.dc.gov/about/history2.shtm>; see also D.C. Official Code § 6-621.01.

<sup>4</sup> D.C. Official Code § 6-623.01 (Sept. 20, 1990, D.C. Law 8-163, § 2, 37 DCR 4676.)

<sup>5</sup> D.C. Official Code § 6-623.02

<sup>6</sup> Tenley & Cleveland Park Emergency Comm. v. Dist. of Columbia Bd. of Zoning Adjustment, 550 A.2d 331 (D.C. 1988).

Mr. Hood is currently the Chairman of the Zoning Commission and has served on the Commission since 1998.<sup>7</sup> Mr. Hood received his Bachelor of Science degree in Printing Management from the University of the District of Columbia. Mr. Hood is the former Chief of the Printing and Mail Management Section, Facilities Operations Branch, of the U.S. Environmental Protection Agency in Washington, DC, and now serves as Printing Officer.

During Mr. Hood's twenty-year tenure on the Zoning Commission, he has witnessed the city evolve, grow, and change rapidly. Mr. Hood has played an active role in rewriting and implementing the new Inclusionary Zoning Regulations; approving projects with hundreds of affordable units; lowering the height and length of additions in the RF zones to preserve the character of the surrounding neighborhood; creating specialized zone areas such as the Capital Gateway, Forest Hills Tree and Slope, Walter Reed, Union Station North, and St. Elizabeth's Zone; approving numerous campus plans; implementing the Green Area Ratio Regulations; and encouraging greater Advisory Neighborhood Commission participation in cases by conducting extensive outreach.<sup>8</sup> Additionally, Mr. Hood participated extensively in the Zoning Commission's revision of the Zoning Regulations for the first time in 60 years, a process that took nine years and over 60 hearings and meetings.<sup>9</sup>

Mr. Hood has demonstrated his commitment to his community. Mr. Hood is the former President of the Woodridge Civic Association and the Woodridge Civic Fund. After 20 years of service, he was voted Emeritus President of the Civic Association. He currently serves on the Board of Directors for the Bryant Park Homeowners Association and is a member of the 5<sup>th</sup> District's Citizens Advisory Council and the Bryant/Channing Streets Orange Hat Patrol. Mr. Hood is also a life-long member and Deacon of the Greater First Baptist Church of Washington, DC.

Mr. Hood is a longtime District resident with more than two decades of experience as a public servant. Drawing from his own experience, Mr. Hood has made it a priority "to make certain that the community is heard and their concerns are addressed" throughout the Zoning Commission process.<sup>10</sup> Mr. Hood continues to demonstrate the importance of balance in his role as Chair by evaluating development projects in light of community impacts and potential benefits. Mr. Hood's community background, institutional knowledge, and willingness to serve the District will allow him to continue to contribute significantly to the Zoning Commission.

The Committee of the Whole recommends his appointment.

## II. LEGISLATIVE CHRONOLOGY

January 29, 2018      PR 22-745, "Zoning Commission Anthony Hood Confirmation Resolution of 2018," is introduced by Chairman Mendelson at the request of the Mayor.

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<sup>7</sup>The Council approved Mr. Hood's previous Zoning Commission appointment on February 4, 2014. *See* R 20-407.

<sup>8</sup> PR 22-745, *Zoning Commission Anthony Hood Confirmation Resolution of 2018: Public Hearing before the Council of the District of Columbia Committee of the Whole*, Mar. 26, 2018 (written testimony of Anthony Hood, Nominee).

<sup>9</sup> *Id.*

<sup>10</sup> *Id.*

February 6, 2018	PR 22-745 is “read” at the February 6, 2018 Legislative Meeting; on this date the referral of the PR to the Committee of the Whole is official and the 90-day period for Council review begins. If the Council does not act by May 16, 2018, PR 22-745 is deemed disapproved.
February 9, 2018	Notice of Intent to act on PR 22-745 is published in the <i>DC Register</i> .
March 23, 2018	Notice of a Public Hearing on PR 22-745 is published in the <i>DC Register</i> .
March 26, 2018	The Committee of the Whole holds a roundtable on PR 22-745.
April 10, 2018	The Committee on the Whole marks-up PR 22-745.

### III. POSITION OF THE EXECUTIVE

Mr. Hood is the Mayor’s nominee for appointment to the Zoning Commission.

### IV. COMMENTS OF ADVISORY NEIGHBORHOOD COMMISSIONS

The Committee received no testimony or comments from any Advisory Neighborhood Commissions.

### V. SUMMARY OF TESTIMONY

The Committee of the Whole held a public roundtable on PR 22-745 on Monday, March 26, 2018. The testimony summarized below is from that hearing. Copies of the testimony are attached to this report.

***Ari Theresa, Stoop Law***, testified in opposition of Mr. Hood’s reappointment. Mr. Theresa expressed concerns with Mr. Hood’s role in previous Zoning Commission Cases including determining party-status and evaluating the community impact of major PUD projects.

***Mark Eckenwiler, Commissioner, ANC 6C04***, testified in support of Mr. Hood’s reappointment. Mr. Eckenwiler commended Mr. Hood’s role as Chair and testified that Mr. Hood addresses community interests.

***Alma Gates, Public Witness***, testified in support of Mr. Hood’s reappointment. Ms. Gates testified that Mr. Hood strives for balance as Chair to the Zoning Commission and described him as “the Commission’s most community-friendly member.” Ms. Gates offered constructive criticism, asking Mr. Hood to hold District agencies, applicants, and expert witnesses more accountable to make their case.

***Sherice Muhammad, Chair, ANC 7D***, testified with no objection to Mr. Hood’s reappointment. Ms. Muhmmad commended Mr. Hood’s service, knowledge, and the perspective he brings to the

Zoning Commission as a former Ward 7 resident. Ms. Muhammad expressed the Zoning Commission's lack of analyzing project impacts equitably so that growth is responsible, not one-sided nor adverse to the residents.

Ms. Muhammad concluded by stating that she hopes that "in the Council's deliberation of the appointment of Mr. Hood, there will be a greater focus on the integrity of the Zoning Commission and its responsibility in implementing the city's growth henceforth."

**Chris Otten, DC for Reasonable Development**, testified in opposition of Mr. Hood's reappointment. Mr. Otten expressed concerns with the increasing number of PUDs approved by the Zoning Commission under Mr. Hood's leadership that displace residents and fail to provide community benefits, including affordable housing.

**Detrice Belt, Public Witness**, testified in opposition of Mr. Hood's reappointment. Ms. Belt testified that the Zoning Commission needs more minority-representation in its membership. She expressed her discontent with the Zoning Commission's role in the Barry Farms redevelopment and the displacement that resulted.

**James Shabazz, Organized Vendors for Economic Cooperation**, testified in opposition of Mr. Hood's reappointment. Mr. Shabazz shared his concerns with the high-number of PUD approvals under Mr. Hood's leadership on the Zoning Commission. He also testified on the lack of retail opportunities for local vendors in PUDs.

**Laura Richards, Committee of 100 on the Federal City**, testified in support of Mr. Hood's reappointment with "mixed views." Ms. Richards testified that Mr. Hood brings a valuable point of view to the Zoning Commission given his long-time residency in the District and his ability to see the pros and cons of development.

However, Ms. Richards stated that the Committee of 100 is disappointed in the outcome of cases "where the Zoning Commission's considerable discretion has been so one-sided in favor of maximizing development without attention to known adverse consequences." She concluded that "the District will be better served than not were the Council to confirm Mr. Hood for another term."

**Anthony Hood, Nominee**, summarized his background and experience, including his current role on the Zoning Commission as Chair. He testified that he has decided to continue his 20-year tenure on the Zoning Commission because of his "love for the city." Mr. Hood expressed that his goal has always been to ensure that the community is heard and their concerns are addressed through "balance and coexistence." Recognizing that the District has greatly evolved recently and the increase of new development cases, Mr. Hood stated that he will "continue to make the best decisions that I can in the best interest of all in the city."

Mr. Hood welcomed and responded to witness' criticism at the hearing. Mr. Hood explained that he and his colleagues put a lot of time and effort to do what is best for the city when evaluating cases, including pushing back on developers on behalf of the citizens when necessary. Mr. Hood also expressed that he takes citizens' concerns seriously to understand and reach the best outcomes that often include community benefits. Moving forward, Mr. Hood expressed a willingness to make Zoning

Commission orders more specific and detailed to fully avail the public of the reasoning behind its decisions.

The Committee received one statement in opposition to Mr. Hood's reappointment and one statement without objection. Copies of the statements are attached to this report.

## **VI. IMPACT ON EXISTING LAW**

There are five members of the Zoning Commission pursuant to D.C. Official Code § 6-621.01(a). The Zoning Commission consists of the Architect of the Capitol, the Director of the National Park Service, and three members appointed after Council confirmation by the Mayor. Each Mayoral appointee shall serve for a term of four years.<sup>11</sup> The Mayor nominated Mr. Hood for appointment to the Zoning Commission on January 29, 2018, subject to Council confirmation.

## **VII. FISCAL IMPACT**

The approval of PR 22-745 will have no fiscal impact. Zoning Commissioners receive a stipend of 25 dollars an hour for a maximum allotment of \$12,000 dollars a year.<sup>12</sup> These costs are included as part of the annual budget for the Office of Zoning.

## **VIII. SECTION-BY-SECTION ANALYSIS**

<u>Section 1</u>	States the short title of PR 22-745.
<u>Section 2</u>	Confirms the appointment of Anthony Hood to the Zoning Commission to complete a term ending February 3, 2022.
<u>Section 3</u>	Directs the Council to transmit a copy of this resolution to the nominee and to the Office of the Mayor.
<u>Section 4</u>	Provides that PR 22-745 shall take effect immediately.

## **IX. COMMITTEE ACTION**

## **X. ATTACHMENTS**

1. PR 22-745 as introduced
2. Nominee's response to Committee questions

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<sup>11</sup> D.C. Official Code § 6-621.01(a).

<sup>12</sup> D.C. Official Code § 1-611.08(c)(6).

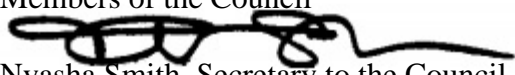
3. Written testimony
4. Legal Sufficiency Determination
5. Committee Print for PR 22-745

**COUNCIL OF THE DISTRICT OF COLUMBIA**  
**1350 Pennsylvania Avenue, N.W.**  
**Washington D.C. 20004**

Memorandum

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To : Members of the Council

From :   
Nyasha Smith, Secretary to the Council

Date : January 31, 2018

Subject : Referral of Proposed Legislation

Notice is given that the attached proposed legislation was introduced in the Office of the Secretary on Monday, January 29, 2018. Copies are available in Room 10, the Legislative Services Division.

TITLE: "Zoning Commission for the District of Columbia Anthony Hood Confirmation Resolution of 2018", PR22-0745

INTRODUCED BY: Chairman Mendelson at the request of the Mayor

The Chairman is referring this legislation to the Committee of the Whole. This resolution will be deemed disapproved on Wednesday, May 16, 2018 without Council action.

Attachment

cc: General Counsel  
Budget Director  
Legislative Services





2018 JAN 29 AM 11:02  
OFFICE OF THE  
SECRETARY

**MURIEL BOWSER**  
MAYOR

JAN 29 2018

The Honorable Phil Mendelson  
Chairman  
Council of the District of Columbia  
John A. Wilson Building  
1350 Pennsylvania Avenue NW, Suite 504  
Washington, DC 20004

Dear Chairman Mendelson:

In accordance with section 2 of the Confirmation Act of 1978, effective March 3, 1979 (D.C. Law 2-142; D.C. Official Code § 1-523.01), and pursuant to section 1 of An Act To regulate the height, area, and use of buildings in the District of Columbia and to create a Zoning Commission, and for other purposes, approved March 1, 1920 (41 Stat. 500; D.C. Official Code § 6-621.01), I am pleased to nominate the following person:

Mr. Anthony Hood  
1859 Channing Street, N.E.  
Washington, D.C. 20018  
(Ward 5)

for reappointment as a member of the Zoning Commission of the District of Columbia, for a term to end February 3, 2022.

Enclosed, you will find biographical information detailing the experience of the above-mentioned nominee, together with a proposed resolution to assist the Council during the confirmation process.

I would appreciate the Council's earliest consideration of this nomination for confirmation. Please do not hesitate to contact me, or Steven Walker, Director, Mayor's Office of Talent and Appointments, should the Council require additional information.

Sincerely,

A handwritten signature in black ink, appearing to read "Muriel Bowser".

Muriel Bowser

  
Chairman Phil Mendelson

at the request of the Mayor

1  
2  
3  
4  
5  
6 A PROPOSED RESOLUTION  
7  
8

9 IN THE COUNCIL OF THE DISTRICT OF COLUMBIA  
10  
11  
12

13 Chairman Phil Mendelson, at the request of the Mayor, introduced the following resolution,  
14 which was referred to the Committee on \_\_\_\_\_.

15  
16 To confirm the reappointment of Mr. Anthony Hood to the Zoning Commission for the District  
17 of Columbia.

18  
19 RESOLVED, BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this  
20 resolution may be cited as the "Zoning Commission for the District of Columbia Anthony Hood  
21 Confirmation Resolution of 2018".

22  
23 Sec. 2. The Council of the District of Columbia confirms the reappointment of:

24  
25 Mr. Anthony Hood  
26 1859 Channing Street, N.E.  
27 Washington, D.C. 20018  
28 (Ward 5)

29  
30 as a member of the Zoning Commission for the District of Columbia, pursuant to section 1 of An  
31 Act To regulate the height, area, and use of buildings in the District of Columbia and to create a  
32 Zoning Commission, and for other purposes, approved March 1, 1920 (41 Stat. 500; D.C.  
33 Official Code § 6-621.01), for a term to end February 3, 2022.

34 Sec. 3. The Council of the District of Columbia shall transmit a copy of this resolution,  
35 upon its adoption, to the nominee and to the Office of the Mayor.

36 Sec. 4. This resolution shall take effect immediately.

# **Anthony J. Hood**

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**OBJECTIVE:** Seeking to obtain a challenging and rewarding professional assignment in a higher leadership capacity with new challenges.

## **EDUCATION**

- University of the District of Columbia, BS, Printing Management, May 1993
- University of the District of Columbia, AA, Printing Technology, December 1992

## **PERSONAL INFORMATION**

- U.S. Citizen
- No Veteran's Preference

## **PROFESSIONAL WORK EXPERIENCE**

- **Printing Officer /Support Services Supervisor (Section Chief), GS-0342-14/9 (02/16 to Present, 02/13 to 10/15, and 10/04 to 10/13 – breaks due to Acting Branch Chief Position – see below)**  
**U.S. Environmental Protection Agency, 1200 Pennsylvania Avenue, N.W., Washington, D.C. 20460 - Supervisor: John Dady (202-564-3572)**
  - Tasked with providing leadership and guidance for the Printing, Forms, Mail, and Photocopy Management Section.
  - Assists in planning, formulating and establishing policies and procedures for the Printing, Forms, Mail, and Photocopy Management Section.
  - Manages team leaders and section employees by providing expert advice and technical leadership on agency-wide planning, execution, and evaluation of printing programs.
  - Serves as the authority in the development and modification of policy governing EPA headquarters and nationwide Printing, Form, Mail, and Photocopy Management.
  - Maintains a liaison with the Joint Committee on Printing (JCP) to negotiate approval of equipment for EPA print plants, support and justification of print reports, and approval of changes in printing regulations.
  - Manages the administration of a Class A Printing Facility, oversight of agency-wide Printing Control Officers to ensure compliance of all government regulations of Title 44.
  - Oversees the delegated responsibilities for managing and operating EPA mail and distribution operations on a nationwide basis.
  - Serves as a Project Officer/Alternate Project Officer/Delivery Order Project Officer on a \$3.8M service contract.
  - Provides automation in section procedures to make the Printing, Forms, Mail, and Photocopying business more efficient and user-friendly for our customers.
  - Provided leadership and guidance with a task force to develop the Communication Production Standards employee empowerment, involvement, open communication, and judicious monitoring of employee performance.
- **Acting Branch Chief, GS-301-15/5 (10/15 to 0216)**  
**U.S. Environmental Protection Agency, 1200 Pennsylvania Avenue, N.W., Washington, D.C. 20460 - Supervisor: Yvette Jackson (202-564-7231)**
  - Managed, directed and implemented the services provided in support of HQ building

- operations, including acquisition support for providing routine maintenance and repairs, space configuration and relocation/moves for HQ employees.
  - Managed and administered the nation-wide printing, transit subsidy, mail and forms management programs.
  - Served as first-line supervisor for a staff of 13 professional, technical and administrative employees. Oversaw the day-to-day operations of the Branch and the personnel.
  - Provided facility services management for the HQ EPA buildings and employees for repairs and maintenance. Managed the Building Services Desk to address reported facility issues. Managed the execution of plans for build out and renovations of space at HQ, and oversaw all HQ office moves and relocations, utilizing authorized acquisition services.
  - Oversaw and managed the activities for all HQ Safety, Health, and Environmental Management (SHEM) services. Led and managed the EPA HQ's health and wellness programs, including operating fitness centers and health units, managed the bicycle and lactation programs, and inspections/audits and indoor air quality.
  - Managed HQ badge offices and implemented HQ EPA Personal Access Security System (EPASS) program fingerprinting and badge issuance. Develops and manages Occupant Emergency Plans (OEPs) and promoted emergency preparedness for all HQ EPA facilities.
  - Property and Transportation: Managed the day-to-day HQ accountable and non-accountable property program utilizing the agency's system of record. Administered the EPA's HQ transit subsidy program; and shuttle bus service, executive motor pool, handicapped, carpool and other special purpose transportation services, for all Headquarters parking facilities and services.
  - Mail, Printing and Forms: Managed and oversaw the nationwide compliance of mail delivery and printing; the facilities mail delivery contract and management of the HQ mail distribution system; HQ printing support and photocopy services and the nationwide IAW with the Government Publishing Office (GPO).
- **Acting Branch Chief, Facilities Operations Branch (09/01/12 to 01/31/13)**  
**U.S. Environmental Protection Agency, 1200 Pennsylvania Avenue, N.W., Washington, D.C. 20460 - Supervisor: Yvette Jackson (202-564-7231)**
  - Oversaw Headquarters EPA building maintenance; allocation of space; purchased relevant equipment and services; transportation services; mail services; and printing, forms, and photocopy services within the Washington, D.C. area.
  - Served as the principal interface and liaison for the Facilities Operations Branch with EPA Headquarters program offices, EPA Inspector General's Office, GSA, GPO, GAO and reviewed and integrated branch plans and actions in line with FMSSD's strategies and approaches; considered and recommended alternatives based upon economic and cost-benefit analysis; and evaluated and oversaw processes and outputs to assure that program objectives were met.
  - Recommended and directed changes or improvements, as appropriate; monitored activities to enable oversight of project or program costs; compared expenditures to the budget and operating plans; and recommended options or an appropriate course of action.
  - Planned and directed programs relating to energy efficiency and facilities operations for all components of EPA Headquarters.
  - Directed the coordination of and evaluated national programs.
  - Initiated decisions within broad, overall policy, and made recommendations in those cases that impacted established policies or required new policy decisions.
  - Oversaw \$81,071,776.29 in full-term contracts which supported the facilities,

- transportation, mail, forms, and printing operations.
  - Provided effective human resources management through sound leadership qualities, employee empowerment, involvement, open communication, and judicious monitoring of employee performance.
  - Provided automation in section procedures to make the Printing, Forms, Mail, and Photocopying business more efficient and user-friendly for our customers, i.e., the online ordering system for CFRs agency-wide.
  - Managed a staff of approximately 35 full-time employees.
- **Printing Specialist, GS-1654-13 (04/99 to 10/04)**  
**U.S. Environmental Protection Agency, 1200 Pennsylvania Avenue, N.W., Washington, D.C. 20460 - Supervisors: James Anderson, Section Chief, 301/390-7422; Gayle Rice, Branch Chief, 202-564-1630**
  - Reviewed and analyzed specifications submitted with jobs or written by lower-grade Printing Specialists for purposes of need, cost, and adequacy of specifications.
  - Trained lower-grade Printing Specialists in the proper methods of preparing specifications both for the procurement of printed products and work produced in the Printing Plant.
  - Consulted with and advised the Printing Officer in the development and issuance of policies and procedures leading to more efficient and administration of EPA printing programs.
  - Coordinated decisions regarding in-house equipment purchases, staffing, and workload distribution based on extensive analysis of current and projected workload.
  - Reviewed, on an ongoing basis, all EPA printing contracts with GPO. Made recommendations to management concerning modifications to the contracts based on analysis of current and future Agency requirements.
  - Analyzed the printing needs of EPA Headquarters and nationwide offices and made appropriate recommendations as to the best ways of meeting their needs, i.e., term contracts, increase of in-house capability special arrangements with GPO, etc. Reviewed existing and proposed contracts to ensure continuing conformity with the needs of EPA and the rules, regulations and laws promulgated by JCP, GPO, and EPA.
  - Served as expert advisor and provided technical leadership and guidance to the Agencywide Printing Control Officers. Also, inspected field activity printing management functions to evaluate effectiveness and economy of operations, determined compliance with policies, standards, and regulations of the Agency and higher authority; identified general problem areas requiring Agency-level attention; recommended remedial actions.
  - Oversaw Printing Management's data base tracking system, estimating programs, and backlog of production in the Printing plant. Oversaw the writing and updating of programs as necessary.

#### **TRAINING COURSES/CERTIFICATES**

Yearly	Continuity of Operations (COOP) Awareness Training (since 2010)
Yearly	Information Security Training
2014	Telework Training for Managers
2012-2015	Guest Lecturer on Zoning @ University of Maryland, Catholic University, UDC, & Howard University
03/2015	EEO for Supervisors & Managers, Graduate School
07/2014	National Contract Management Association, World Congress
2013	General Privacy Awareness Training

09/2013 Purchase Card Training for Approving Officers  
02/2011 Outsourcing & Contract Mail Management Training, MAILCOM 2011, Annual Conference & Exhibition  
05/2010 Mail Systems Management Training, MAILCOM 2010, Conference & Exhibition  
05/2010 Leadership & Staff Development Training, MAILCOM 2010, Conference & Exhibition  
04/2008 Mail Systems Management Training, MAILCOM 2008, Annual Global Conference & Exhibition  
04/2008 Manager & Supervisor Mail Management Training, MAILCOM 2008, Annual Global Conference & Exhibition  
2005-2008 Mail Com Conference - Go Pro Supervisor to Manager Certificate and Mail Systems Management Training Certificate

### **AWARDS AND HONORS**

12/2016 Facilities Management & Services Division Cash and Time Off Awards  
12/2015 Facilities Management & Services Division Cash and Time Off Awards  
12/2013 Gold Medal Award  
12/2011 Facilities Management & Services Division Cash and Time Off Awards  
12/2010 Facilities Management & Services Division Cash and Time Off Awards  
12/2009 Facilities Management & Services Division Cash and Time Off Awards  
12/2008 Facilities Management & Services Division Cash and Time Off Awards  
04/2008 Bronze Medal Award for Exemplary Service for the Senior Executive Service National Training Conference  
04/2008 Bronze Medal for Outstanding & Expeditious Service for the Printing Office  
06/2002 D.C. Proclamation: Anthony J. Hood Day – June 29, 2002

### **PROFESSIONAL MEMBERSHIP AND VOLUNTEER LEADERSHIP WORK**

2012-Present Organizer, Printing and Mail Forums (agencies and other sites)  
01/2012 Ward 5 Redistricting Committee  
2009-Present Prince Hall Lodge No. 14 F. & A.M., PHA  
1998-Present Chair (Vice Chair and Commissioner), D.C. Zoning Commission dealing with Environmental Assessments, Urban Planning, and Public Policy  
1994-2013 President, Woodridge Civic Association and President, Woodridge Civic Fund, overseeing a \$1.25M budget



Executive Office of the Mayor - Office of Talent and Appointments  
John A. Wilson Building | 1350 Pennsylvania Avenue, Suite 600 | Washington, DC 20004

## **Anthony J. Hood**



Anthony J. Hood is current Chairman and has served on the District of Columbia Zoning Commission since 1998.

Mr. Hood is the former Chief of the Printing and Mail Management Section, Facilities Operations Branch, of the U.S. Environmental Protection Agency in Washington, DC, and now serves as Printing Officer. Mr. Hood is the Former President of the Woodridge Civic Association and the Woodridge Civic Fund. After 20 years of service he was voted Emeritus President of the Civic Association.

He serves on the Board of Directors of the Bryant Park Homeowners Association and is a Member of the 5th District's Citizens Advisory Council and the Bryant/Channing Streets Orange Hat Patrol. Mr. Hood is both a life-long member and Deacon of the Greater First Baptist Church of Washington, DC.

A Ward 5 resident, Mr. Hood received a Bachelor of Science Degree in Printing Management from the University of the District of Columbia.



GOVERNMENT OF THE DISTRICT OF COLUMBIA  
Executive Office of Mayor Muriel Bowser



Office of the General Counsel to the Mayor

**To:** Alana Intrieri, Steve Walker  
**From:** Betsy Cavendish  
**Date:** January 10, 2018  
**Subject:** Legal sufficiency review of Resolution nominating Anthony Hood as a member of the Zoning Commission for the District of Columbia

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**This is to Certify that** this office has reviewed the above-referenced Resolution and found it to be legally unobjectionable. If you have any questions in this regard, please do not hesitate to call me at 202-724-7681.

A handwritten signature in black ink that reads 'Elizabeth A. Cavendish'. The signature is written in a cursive style with a large, looped 'E' at the beginning.

---

Elizabeth Cavendish



**Mr. Anthony J. Hood**  
1859 Channing Street, NE  
Washington, DC 20018

March 20, 2018

The Honorable Phil Mendelson  
Chairman, Council of the District of Columbia  
1350 Pennsylvania Avenue, NW, Suite 504  
Washington, DC 20004

Dear Chairman Mendelson:

In response to the questions contained in the Committee of the Whole's letter dated March 16, 2018, concerning my confirmation hearing, I respectfully submit the following information.

1. *Please provide a copy of the Financial Disclosure Statement you filed with the Office of Campaign Finance or the Board of Ethics and Government Accountability. If you have not filed a Financial Disclosure Statement, please provide answers to questions 2-8 in lieu of that statement.*

Please see **Attachment A – 2016 Financial Disclosure Statement.**

2. *Please provide the name of each business entity transacting any business with the District Government in which you have a beneficial interest valued in excess of \$5,000, including publicly traded stock.*

Please see **Attachment A – 2016 Financial Disclosure Statement.**

3. *Please provide the name of each business entity transacting any business (including consulting) with the District Government from which you or your immediate family have received (or are receiving) income for services rendered in excess of \$1,000 during the past two years.*

Please see **Attachment A – 2016 Financial Disclosure Statement.**

4. *Please provide the name of each business entity transacting business with the District Government in which you or any member of your immediate family serves as an officer,*

*director, partner, or agent. Also list the position(s) held, a brief description of the entity, and any other pertinent details.*

Please see **Attachment A – 2016 Financial Disclosure Statement.**

5. *Please provide the name of any lender and the amount of liability for each outstanding liability borrowed by you or any member of your immediate family in excess of \$5,000. Do not include loans from a federal or state insured or regulated financial institution, or from any business enterprise regularly engaged in the business of providing revolving credit or installment accounts.*

Please see **Attachment A – 2016 Financial Disclosure Statement.**

6. *Please list the location of all real property located in the District of Columbia in which you have an interest with a fair market value in excess of \$5,000.*

Please see **Attachment A – 2016 Financial Disclosure Statement.**

7. *Please list all professional and occupational licenses held by you.*

Please see **Attachment A – 2016 Financial Disclosure Statement.**

8. *Please list any professional organizations of which you are currently a member.*

Please see **Attachment A – 2016 Financial Disclosure Statement.**

9. *Please list all boards and commissions connected with the District government on which you are or have been a member, and include the term of service for each.*

Zoning Commission – 1998 – Present

10. *Please list any other boards (e.g. Boards of Directors of a non-profit) on which you are a member.*

Board of Directors of the Bryant Park Homeowners Association

Board Member Stoddard Baptist Home

11. *Do you have any outstanding liability for taxes, fees, or other payments to the District, federal, or other state or local governments, either contested or uncontested? If so, please provide documentation of attempts to pay the amount owed or to resolve the disputed claim.*

I have an outstanding liability for taxes that I am working with the Internal Revenue Service (IRS) to resolve. I estimate the liability will be resolved shortly.

12. *Do you or any member of your immediate family have any interest, financial or otherwise, that may directly or indirectly pose a conflict of interest for you in performance of your duties as a member of the Zoning Commission?*

No member of my family, including myself, has any interest, financial or otherwise, that may directly or indirectly pose a conflict of interest for me in performing my duties on the Zoning Commission.

13. *Please describe any local political activity (i.e. the District of Columbia local elections or campaigns) that you have engaged in over the past five years, including campaign contributions to a local candidate or political action committee.*

I have campaigned for the following candidates:

<i>2014 – Gray Campaign</i>	<i>2016 – Grosso Campaign</i>
<i>2014 – Bowser Campaign</i>	<i>2016 – Orange Campaign</i>
<i>2014 – Mendelson Campaign</i>	<i>2018 – Bowser Campaign (\$105)</i>
<i>2014 – McDuffie Campaign</i>	<i>2018 – Mendelson Campaign</i>
<i>2014 – Bonds Campaign</i>	<i>2018 – McDuffie Campaign</i>

14. *Are you registered with any local, state, or federal government to lobby? If so, list the jurisdiction(s) in which you are registered.*

I am not registered with any local, state, or federal government to lobby.

15. *Why have you agreed to serve, and how do you plan to help the Zoning Commission fulfill its role and mission during your time on the Zoning Commission over the next four years?*

I have agreed to another term on the Zoning Commission because of my love for this city. During my tenure of the Commission, I have heard over 1,000 ZC and BZA cases, and have seen a number of projects realized in my years of service. I will say that the Zoning Commission has been a very important entity in making sure that the character of our

neighborhoods has been protected and that all parties involved have expressed their views. It has always been my number one goal to make sure the community is being heard and that their concerns are addressed. In most cases, the development has been a win-win for all interested parties in the city. I am glad to be a part of the Zoning Commission and, if reconfirmed, I will continue to make the best decisions that I can for the best interest of all in the city.

16. *Please discuss any past and present experiences not already mentioned that you believe are relevant to support your appointment as a member of the Zoning Commission.*

I look forward to continuing my public service by sitting on the Zoning Commission. The District is in continuous transition and the work of the Commission continues to play a key role on how this great City moves forward.

I look forward to the March 26<sup>th</sup> roundtable. Please do not hesitate to contact me if you have any additional questions.

Sincerely,



Anthony J. Hood

**GOVERNMENT OF THE DISTRICT OF COLUMBIA  
BOARD OF ETHICS AND GOVERNMENT ACCOUNTABILITY**



Office of Government Ethics

**PUBLIC FINANCIAL DISCLOSURE STATEMENT**

Each public official subject to section 224 of the District of Columbia Board of Ethics and Government Accountability Establishment and Comprehensive Ethics Reform Act of 2011 (D.C. Official Code § 1-1162.24 (2015 Supp.)), is required to complete and submit this Public Financial Disclosure Statement to the Board of Ethics and Government Accountability (BEGA) annually, not later than May 15th of each year for the prior calendar year. A public official must also complete and submit a PFDS within 90 days of the end of their appointment to office, if the filer ceases to serve prior to May 15th of any

**All questions on this PFDS should be answered for the prior calendar year. If the form is submitted as an Amendment, answer only the question to which there is a change in information.**

Prior Calendar Year for which Filing is made: 2016

ORIGINAL  AMENDMENT  Date of Filing: 4/14/2017

Name: Hood Anthony  
Last First Middle

**GENERAL INFORMATION**

**Current Paid or Unpaid Position with the District of Columbia**

I am currently: None

(The information below regarding your agency, position, and email address, is supplied to BEGA by your agency. If any of this information is incorrect, please contact BEGA at bega-fds@dc.gov to correct it.)

Position/Title: BD Grade: \_\_\_\_\_

Name of Agency/Board/Commission: Office of Zoning

Agency Address: 441 4th Street, NW Washington DC 20001

Agency Telephone: (202) 727-6311

District E-mail Address: \_\_\_\_\_

Start Date (in this position): \_\_\_\_\_

**Former Paid or Unpaid Position with the District of Columbia (if applicable)**

(If you held a paid or unpaid position with the District for more than thirty days during the previous calendar year that is different from the position you listed above)

Position: Zoning Commissioner Grade: \_\_\_\_\_

Name of Agency: N/A

Dates During Which You Held the Position: 02/03/2018

**NON-DISTRICT EMPLOYMENT/BUSINESS**

1. Did you have any non-District employment or engage in any outside business during 2016 for which you received compensation of \$200 or more?

Yes     No

Position/Title: \_\_\_\_\_

Name of Employer: \_\_\_\_\_

Description of Work:

Start Date: \_\_\_\_\_ End Date (if applicable): \_\_\_\_\_

Income Received from Outside activity or employment: \_\_\_\_\_

Clients

If you answered "yes," because your spouse, registered domestic partner, or dependent child(ren) were paid by a client (as opposed to an employer) please identify which, if any, client had or has a contract with the District or who stands to gain a direct financial benefit from legislation that was pending before the Council in 2016:

Client Name: \_\_\_\_\_

---

2. Was your spouse, registered domestic partner, or dependent child(ren) employed by a private entity or did they engage in any business endeavors during 2016 for which they received compensation of \$200 or more?

Yes     No

Position/Title: \_\_\_\_\_

Name of Employer: \_\_\_\_\_

Start Date: \_\_\_\_\_ End Date (if applicable): \_\_\_\_\_

Income Received from Outside activity or employment: \_\_\_\_\_

Clients

If you answered "yes," because you were paid by a client (as opposed to an employer) please identify which, if any, client had or has a contract with the District or who stands to gain a direct financial benefit from legislation that was pending before the Council in 2016:

Client Name: \_\_\_\_\_

Description of Work: \_\_\_\_\_

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3. Did you serve in any unpaid position (without compensation) as an officer, director, partner, consultant, contractor, volunteer, member or in any other formal capacity of a non-government board or other outside entity during 2016?

Yes  No

Position/Title: \_\_\_\_\_

Name of Non-Government Board and/or outside Entity: \_\_\_\_\_

Start Date: \_\_\_\_\_ End Date (if applicable): \_\_\_\_\_

- 
4. Did your spouse, registered domestic partner, or dependent child(ren) serve in any unpaid position (without compensation) as an officer, director, partner, consultant, contractor, volunteer, member or in any other formal capacity of a non-government board or other outside entity during 2016 ?

Yes  No

Position/Title: \_\_\_\_\_

Name of Non-Government Board and/or outside Entity: \_\_\_\_\_

Start Date: \_\_\_\_\_ End Date (if applicable): \_\_\_\_\_

- 
5. During 2016, did you have any agreements with a former or current employer, other than with the District of Columbia, for future payments or benefits (*such as separation pay, partnership buyouts, or pension or retirement pay*) or for future employment or for a leave of absence?

Yes  No

Former/Current Employer: \_\_\_\_\_

Type of Agreement or Benefit:

- 
6. During 2016, did your spouse, registered domestic partner, or dependent child(ren) have any agreements with a former or current employer, other than with the District of Columbia, for future payments or benefits (such as separation pay, partnership buyouts, or pension or retirement pay) or for future employment or for a leave of absence?

Yes  No

Former/Current Employer: \_\_\_\_\_

Type of Agreement or Benefit:

### SECURITIES, HOLDINGS & INVESTMENTS

7. Did you have a beneficial interest in or hold any **security** ("*security*" means stocks (any class), bonds (including savings bonds and tax exempt bonds), , stock options, warrants, debentures, obligations, notes (not mortgage notes), mortgages (not on one's home), investment interests in limited partnerships, REITs, and such other evidences of indebtedness and certificates of interest or participation in any profit-sharing agreement as are usually referred to as securities) at the close of 2016 that exceeded in the aggregate \$1,000 or that produced income of \$200 or more?

Yes  No

List each security and/or beneficial interest you held below:

Total Value of Beneficial Interests or Securities at the close of 2016: \_\_\_\_\_

- 
8. Did your spouse, domestic partner, or dependent child(ren) have a beneficial interest in a business or hold any **security** ("security" means stocks (any class), bonds (including savings bonds and tax exempt bonds), mutual funds, stock options, warrants, debentures, obligations, notes (not mortgage notes), mortgages (not on one's home), investment interests in limited partnerships, REITs, and such other evidences of indebtedness and certificates of interest or participation in any profit-sharing agreement as are usually referred to as securities) at the close of 2016 that exceeded in the aggregate \$1,000 or that produced income of \$200 or more?

Yes  No

List each security and/or beneficial interest you held below:

Total Value of Beneficial Interests or Securities at the close of 2016: \_\_\_\_\_

- 
9. Did you owe any entity or person (other than a member of your immediate family) \$1,000 or more, (excluding: mortgages on your personal residence, student loans, automobile loans, credit card accounts or other revolving credit, and other loans from a federal or state insured or regulated financial institution), during 2016?

Yes  No

Name of Entity or Person: \_\_\_\_\_

Type of Liability: \_\_\_\_\_

Amount of Liability: \_\_\_\_\_

- 
10. Did your spouse, domestic partner or dependent child(ren) owe any entity or person (other than a member of their immediate family) \$1,000 or more, (excluding: mortgages on personal residences, student loans, automobile loans, credit card accounts or other revolving credit, and other loans from a federal or state insured or regulated financial institution), during 2016?

Yes  No

Name of Entity or Person: \_\_\_\_\_

Type of Liability: \_\_\_\_\_

Amount of Liability: \_\_\_\_\_



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11. Did you have an interest in any real property located in the District during 2016 *aside from your primary personal residence*, where your interest had a fair market value of more than \$1,000, or where the property produced income of \$200 or more?

Yes  No

Location of Real Property: \_\_\_\_\_

Purchase Date: \_\_\_\_\_ Date Sold (if applicable): \_\_\_\_\_

Value of Real Estate or Interest: \_\_\_\_\_

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12. Did your spouse, domestic partner, or dependent child(ren) you have an interest in any real property located in the District during 2016 *aside from their primary personal residence*, in which their interest had a fair market value of more than \$1,000, or where the property produced income of \$200 or more?

Yes  No

Location of Real Property: \_\_\_\_\_

Purchase Date: \_\_\_\_\_ Date Sold (if applicable): \_\_\_\_\_

Value of Real Estate or Interest: \_\_\_\_\_

**REGULATED PROFESSIONS**

13. Do you hold any professional or occupational licenses issued by the District of Columbia government (i.e., are you licensed to practice law in the District of Columbia, or are you licensed by the District's Department of Health, the District's Department of Consumer and Regulatory Affairs, the District's Department of Mental Health, the District's Department of Insurance Securities and Banking, the Metropolitan Police Department, the District's Occupational and Professional Licensing Administration, etc.)?

Yes  No

Type of License Issued: \_\_\_\_\_

Issuing Entity: \_\_\_\_\_

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14. Does your spouse, domestic partner, or dependent child(ren) hold any professional or occupational licenses issued by the District of Columbia government (i.e., are you licensed to practice law in the District of Columbia, or are you licensed by the District's Department of Health, the District's Department of Consumer and Regulatory Affairs, the District's Department of Mental Health, the District's Department of Insurance Securities and Banking, the Metropolitan Police Department, the District's Occupational and Professional Licensing Administration, etc.)?

Yes  No

Type of License Issued: \_\_\_\_\_

Issuing Entity: \_\_\_\_\_

**GIFTS**

15. Did you receive any gift(s) (*Gift is defined as a payment, subscription, advance, forbearance, rendering, or deposit of money, services, or anything of value, unless consideration of equal or greater value is received*) from any person that has or is seeking to do business with the District, conducts operations or activities that are regulated by the District, or has an interest that may be favorably affected by the performance or nonperformance of your duties in the total amount or with a total value of \$100 or more during 2,016.00?

Yes     No

Identity of Gift Giver: \_\_\_\_\_

Gift Giver's Company: \_\_\_\_\_

Description of Gift: \_\_\_\_\_

Date of Gift: \_\_\_\_\_                      Amount or Estimated Value: 0 \_\_\_\_\_

Explanation of Acceptance (if necessary):

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**CERTIFICATION**

**I certify that I have:**

- Not caused title to property to be placed in another person or entity for the purpose of avoiding the disclosure requirements on the preceding form;
- Filed and paid my income and property taxes;
- Diligently safeguarded the assets of the taxpayers and the District;
- Reported known illegal activity, including attempted bribes, to the appropriate authorities;
- Not been offered or accepted any bribes;
- Not directly or indirectly received government funds through illegal or improper means;
- Not raised or received funds in violation of federal or District law; and
- Not received or been given anything of value, including a gift, favor, service, loan gratuity, discount, hospitality, political contribution, or promise of future employment, based on any understanding that my official actions or judgment or vote would be influenced.

**Additional Information or If you are unable to certify each of the above, please provide an explanation (i.e., I have been granted an extension to file my income taxes):**

**YOU MUST SIGN THIS FORM.** Read the following carefully before you sign. I understand that the making of a false statement on this form or materials submitted with this form is punishable by criminal penalties pursuant to D.C. Official Code § 22-2405 et seq. (2001). I understand that any information I give may be investigated as allowed by law or Mayoral order. I certify that, to the best of my knowledge and belief, all of my statements are true, correct, and complete.

**ELECTRONICALLY CERTIFIED**

**By: Hood, Anthony**

4/14/2017

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**Signature**

**Printed Name of Filer**

**Date**

**From:** [Ari Theresa](#)  
**To:** [Committee of the Whole \(Council\)](#)  
**Subject:** Testimony  
**Date:** Monday, March 26, 2018 2:16:35 PM

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The standard for receiving party status in a contested hearing is whether the party applying is uniquely affected by the proposal. Here is Chairman Hoods comments on Barry Farm residents who sought party status in an attempt to save their home, "I don't think it warrants the level of party status. Typically, our requirement is how they are uniquely affected, then the general public. I think, due to the site and this area, a lot of folks are affected," pg 43, zctranscript June 16, 2016. Hood then seconds the motion to deny party status against residents of public housing seeking to engage the zoning process to save their home.

Here is Hoods comments on members who live within 200 ft of a proposed high density thousand unit site seeking to engage zoning about adverse impacts, "doesn't meet our criteria for being uniquely affective in party status." 15-24, Zoning Commission Transcript June 23rd , 2016."

The zoning commissions empowering statute states the zoning commissions purpose is to "protect the health, safety, and welfare of District residents" DC Code 6-621.01. When evaluating PUD projects the Commission must evaluate the impact of major projects...on the natural environment. 10A DCMR section 2502.1. Yet Chairman Hood presided over a commission that refused to weigh the adverse impacts on the environment to a project as large as McMillan. In Jemals Gateway at Ward 5 Hood refused verified evidence of environmental pollutants that came after closing of hearings because it would be "unusual" unquote to accept a motion to reconsider for non parties.

This is a slight sample of the Chairmans tact towards legacy residents and community members. He has been chair almost 20 years and has no will to follow simple statutory rules or use the slightest of his discretion to assist unsophisticated residents pitted against large law firms and unfortunately the citys planning apparatus. That we just had one of largest gathering of witnesses on record to change the comp plan in order in large part to slow development appeals is ironic considering Hood routinely oversees administrative error that creates opportunity for appeal.

Whats worse are his errors tend to prejudice the community. Under his chairmanship the cities changed drastically, I believe it is in large part due to that fact that Chairman Hood has become densitized to the lives of struggling residents and no longer sees them as people worthy of earnest consideration. Thank you.

**COUNCIL OF THE DISTRICT OF COLUMBIA**  
**The Committee of the Whole Public Roundtable on**  
**PR22-745, Zoning Commission for the District of Columbia**  
**Anthony Hood Confirmation**

March 26, 2018

Testimony of Alma Hardy Gates

Chairman Mendelson and Members of the DC Council, I am Alma Gates, a life-long resident of the city's Palisades neighborhood.

When a zoning case was literally staring me in the face, our Neighborhood Planner remarked, "Change is coming – you can either fight it or make it work for you." That was my first experience with zoning but, as I've learned over the past 15 years, zoning isn't easy.

As a member of the ZRR Task Force, it's fair to say I've been before the Zoning Commission many times; and, while not always thrilled with zoning decisions, Anthony Hood is honest in his opinions and direct about his feelings. I've never had the impression that Anthony Hood was in anyone's pocket or that he lets things become personal. He strives for balance. He chairs an established five-member Zoning Commission, whose individual members' opinions sometimes differ from his; and, some even support different ideologies. Never-the-less, over his twenty years of service, Mr. Hood has earned the respect of his colleagues, the reputation for being the Commission's most community-friendly member; and, he often draws from his experiences with local issues. He also serves as the Commission's institutional memory.

Recently, members of ANC 3D publicly attacked me when I attempted to deliver a minority report. It was reassuring, that without hesitation, Chairman Hood stated, "The Zoning Commission is well acquainted with Mrs. Gates – she helped us rewrite the Zoning Regulations." From my perspective, this speaks to the integrity of the person who is being considered for appointment to the Zoning Commission.

The following guidance was offered on a recent Sunday, which I offer the candidate: "To succeed, you need a wishbone, a backbone and a funny bone. In other words, to have a wish, a goal, something to look forward to. And, show some backbone by working hard, staying strong, holding on to principles and

persevering in the face of setbacks. But don't forget your funny bone – try to smile, even laugh if you can, when times get tough.”

In terms of constructive criticism, I suggest that Mr. Hood be more assertive in his role as chair – your colleagues elected you – show them their choice was correct. Express your opinions first and be more **emphatic** when offering them. Demonstrate your conviction. Invoke appropriate Comprehensive Plan Policies and refer to the FLUM to ensure this great City moves forward as envisioned. Hold OP, DDOT, applicants and expert witnesses more accountable – they must make their case. When appropriate, require studies to back up their assumptions. Continue to recognize, respect and strongly support the city's established neighborhoods, make sure the community is being heard and that their concerns are addressed.

**Thank you for the opportunity to state, I support PR22-745, Zoning Commission for the District of Columbia Anthony Hood Confirmation.**



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**ADVISORY NEIGHBORHOOD COMMISSION 7D****Government of the District of Columbia**

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March 25, 2018

Greetings and thank you for the opportunity to testify this afternoon re: PR22-745, Zoning Commission for the District of Columbia Anthony Hood Confirmation. As ANC 7D Chair, I and my colleagues have been thoroughly engaged in a number of PUD hearings at the Zoning Commission, availing us extensive interaction with the Zoning Commission, as a whole, its regulations, its pathology in how decisions are derived and the impacts of those decisions. In light of this hearing being moved from the original date in April, I felt compelled to come and testify, in person, due to the significance of this hearing as it directly relates to the marathon hearing last week (March 20, 2018) re: Bill 22-663 the Comprehensive Plan Amendment Act 2018. Much of the testimony provided from public witnesses, developers, ANC Commissioners and organization leadership clearly illustrated that the proposed Framework Elements are not even close to being ready for a Council vote. It requires extensive work to regain clarity and specificity to what will guide this city into the future, which brings us to this hearing.

It is without question that I respect Mr. Anthony Hood and his service as Chairman on the Zoning Commission. In my experience and observation, Mr. Hood's historic knowledge of the District of Columbia, and as a former Ward 7 resident, has shown to be an asset in further explaining overlooked nuances and impacts while applications were reviewed.

However, when I reflect on the Comprehensive Plan Framework Elements (proposals), the Zoning Commission, in conjunction with the Office of Planning and DDOT, is the epicenter of implementation of said plan. The Zoning Commission's integral role to review applications, weigh the components, analyze for impacts *equitably* so that growth is responsible, not one-sided nor adverse to the residents. I am in question of the integrity of this very responsibility and more importantly on whose behalf does and will the Zoning Commission function, the people of the District of Columbia or by whom the Chairman is appointed.

I have included § 6-641.01 Zoning Commission — Regulations; districts or zones which details the Zoning Commission's role and terms.

§ 6-641.01. Zoning Commission — Regulations; districts or zones

*To promote the health, safety, morals, convenience, order, prosperity, or general welfare of the District of Columbia and its planning and orderly development as the national capital, the Zoning Commission created by § 6-621.01, is hereby empowered, in accordance with the conditions and procedures specified in this subchapter, to regulate the location, height, bulk, number of stories and size of buildings and other structures, the percentage of lot which may be occupied, the sizes of yards, courts, and other open spaces, the density of population, and the uses of buildings, structures, and land for trade, industry, residence, recreation, public activities, or other purposes; and for the purpose of such regulation said Commission may divide the District of Columbia into districts or zones of such number, shape, and area as said Zoning Commission may determine, and within such districts may regulate the erection, construction, reconstruction, alteration, conversion, maintenance, and uses of buildings and structures and the uses of land. The said Zoning Commission shall also have power to promulgate regulations to require, with respect to buildings erected subsequent to the promulgation of such regulations, that facilities be provided and maintained either on the same lot with any such building, or on the same lot with any such building or elsewhere, for the parking of automobiles and motor vehicles of the owners, occupants, tenants, patrons, and customers of such building, and of the business, trades, and professions conducted therein. All such regulations shall be uniform for each class or kind of building throughout each district, but the regulations in 1 district may differ from those in other districts.*

*(a) To protect the public health, secure the public safety, and to protect property in the District of Columbia there is created a Zoning Commission for the District of Columbia, which shall consist of the Architect of the Capitol, the Director of the National Park Service, and 3 members appointed by the Mayor, by and with the advice and consent of the Council. Each member appointed by the Mayor shall serve for a term of 4 years, except of the members first appointed under this section:*

- (1) One member shall serve for a term of 2 years, as determined by the Mayor;*
- (2) One member shall serve for a term of 3 years, as determined by the Mayor; and*
- (3) One member shall serve for a term of 4 years, as determined by the Mayor.*

*(b) Members of the Zoning Commission appointed by the Mayor shall be entitled to receive compensation as determined by the Mayor, with the approval of a majority of the Council. The remaining members shall serve without additional compensation.*

*(c) Members of the Zoning Commission appointed by the Mayor may be reappointed. Each member shall serve until his successor has been appointed and qualifies.*

*(d) The Chairman of the Zoning Commission shall be selected by the members.*

*(e) The Zoning Commission shall exercise all the powers and perform all the duties with respect to zoning in the District as provided by law.*

I have two PUDs that I am referencing for the record, ZC:16-20 and ZC:15-21 where we have questioned the Zoning Commission's review, and ultimate decisions to approve said applicants in the face of documented adverse impacts which included flawed site designs, potential gridlock, displacement, questionable marketability of the development and poor planning. I will venture to say that the Mayor's declared ***urgent priority of affordable housing*** took precedence over adverse impacts, which in essence begs the question of the direction of the Zoning Commission and its ability to intelligently balance the



urgent priority and the inherent role of responsible growth and development. For the record, I hope that in the DC Council's deliberation of the appointment of Anthony Hood, there will be a greater focus on the integrity of the Zoning Commission and its responsibility in implementing the city's growth henceforth.

Respectfully submitted,

Sherice A. Muhammad  
ANC 7D, Chair  
4409 Jay Street NE | Washington, DC 20019  
(202) 808-4615 (mobile) | (202) 340-5362 (mobile)

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GOVERNMENT OF THE DISTRICT OF COLUMBIA  
Zoning Commission

Public Hearing

Case No. 16-20 [3443 Benning, LLC - Consolidated PUD  
Application and Related Map Amendment at Square 5017,  
Lots 839, 840, 841, 842, and a portion of the public  
alley abutting Lots 839 and 840.]

6:31 p.m. to 10:32 p.m.  
Thursday, May 4, 2017

Jerrily R. Kress Memorial Hearing Room  
441 4th Street, N.W., Suite 220 South  
Washington, D.C. 20001

OLENDER REPORTING, INC.  
1100 Connecticut Avenue NW, #810, Washington, DC 20036  
Washington: 202-898-1108 • Baltimore: 410-752-3376  
Toll Free: 888-445-3376

## 1 Board Members:

2 ANTHONY HOOD, Chairman

3 ROBERT MILLER, Vice Chair

4 PETER MAY, Commissioner

5 PETER SHAPIRO, Commissioner

6

## 7 Office of Zoning:

8 SHARON SCHELLIN, Secretary

9

## 10 Office of Planning:

11 JOEL LAWSON

12 KAREN THOMAS

13

## 14 Department of Transportation:

15 EVELYN ISRAEL

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1 your presentation to us, because you don't have a  
2 time limit, you can convey that to us.

3 MS. MUHAMMAD: That's fine.

4 CHAIRPERSON HOOD: Okay.

5 MS. MUHAMMAD: So, hold that for cross-  
6 examination?

7 CHAIRPERSON HOOD: Hold that for -- no. Hold  
8 that for when you come to do your presentation. You  
9 can get that in there when you come to do your piece.

10 MS. MUHAMMAD: Okay.

11 CHAIRPERSON HOOD: Your presentation. But  
12 right now, anything that they said that you want to  
13 clarify, you can ask those questions. And then if  
14 you want to refute it, when you come up and do your  
15 presentation you can put all that in there.

16 MS. MUHAMMAD: Understood.

17 CHAIRPERSON HOOD: Okay. All right.

18 MS. MUHAMMAD: So, is there anything specific  
19 that you want me to say at this present time?

20 CHAIRPERSON HOOD: Do you have any cross? I  
21 mean, anything you've heard -- I think the line of  
22 what you were saying, if you could put that in a  
23 question, because I think you were going somewhere.

24 MS. MUHAMMAD: Yes, I was.

25 CHAIRPERSON HOOD: I just -- yeah. But if

1 you could just put that in a question?

2 MS. MUHAMMAD: Okay.

3 CHAIRPERSON HOOD: Because we're doing cross.  
4 And then you can come back up and give us the full  
5 piece of it.

6 MS. MUHAMMAD: I'm now unclear. You're  
7 saying that I'm coming back to cross-examine?

8 CHAIRPERSON HOOD: No, you --

9 MS. MUHAMMAD: Or, is this cross-examination?

10 CHAIRPERSON HOOD: This is cross-examination  
11 right now.

12 MS. MUHAMMAD: Thank you. I'm sorry. That  
13 was my error. Okay. I'm thinking that the next time  
14 I come back up is cross-examination.

15 CHAIRPERSON HOOD: No, you're doing cross  
16 now.

17 MS. MUHAMMAD: That is not a problem.

18 CHAIRPERSON HOOD: Okay.

19 MS. MUHAMMAD: Okay. With regards to -- it's  
20 a couple of things. I'll ask my first question to  
21 Mr. Giulioni. Earlier in your testimony you  
22 mentioned that there was a window to affordable  
23 housing and that the fact that affordable housing was  
24 closing in the Ward and I'd like to get some more  
25 clarification on that.

1           MR. GIULIONI: Sure. You know, I guess the  
2 way to further explain that statement, what I meant  
3 by it is, this you know, this area is predominantly  
4 ownership housing. That's what we've been told by  
5 the community. There are some apartment buildings at  
6 the southern end. So, I guess southeast end of River  
7 Terrace. I guess sort of along 295. Not actually on  
8 295, but on the adjacent road.

9           But as we've also heard at public meetings,  
10 the sales price of these buildings is going up. One  
11 of the concerns we heard was that you know, this  
12 project could devalue these sales prices continuing  
13 to increase. So, I think in general what we see is  
14 the city as it grows, rents and costs of housing are  
15 going up. And right now, this area doesn't have  
16 housing that serves the need it's intended to.

17           And so, if we get it there now, it's 40 years  
18 of that housing because you know, I'm theorizing, but  
19 in theory, what will happen on Benning Road on the  
20 next phase will not be affordable housing, it will  
21 just be market rate housing. But what we'll have, at  
22 least on our site, is an area that is preserved for  
23 the demograph that we are now targeting.

24           MS. MUHAMMAD: And exactly your demographic,  
25 if you'll clarify that as well?

1 MR. GIULIONI: Sure. So, I guess under the -  
2 - excuse me. Under the DHCD requirements, a senior  
3 qualifies as one who is 55 years of age or older.

4 MS. MUHAMMAD: Okay. With that said, in our  
5 special meeting that came up in April, we have a  
6 number -- the majority of our River Terrace residents  
7 are homeowners who are retirees. So, the target for  
8 seniors, according to the marketing plan, Ms.  
9 Crowder, our question at the special meeting, and I  
10 wanted to reiterate this before the Zoning  
11 Commission. If, if our residents in River Terrace  
12 who are aging in place, in homes that are much larger  
13 than 500, 600, 700 square feet, are able to age in  
14 place in their homes that they've paid for, what  
15 would be the incentive, or what would be the  
16 marketability for said housing? This project.

17 MR. GIULIONI: Sorry. Are you addressing  
18 that to myself?

19 MS. MUHAMMAD: Yes.

20 MR. GIULIONI: Sure. Sure.

21 MS. MUHAMMAD: And I'd like to get input or  
22 weigh in from Ms. Crowder as well.

23 MR. GIULIONI: Sure. If you'd just give me a  
24 moment?

25 MS. MUHAMMAD: Sure.

1 MS. CROWDER: Can you repeat the question,  
2 please?

3 MS. MUHAMMAD: Certainly. A number of our  
4 residents in River Terrace are seniors who are  
5 retirees, who are living in their homes, paid for,  
6 for the most part, and they're aging in their homes,  
7 aging in place. What would be the marketability for  
8 said housing project if you're looking at marketing  
9 to people in the River Terrace community?

10 And by your own testimony, Ms. Crowder, you  
11 said that you're going to use the ANC meeting to  
12 attract potential buyers.

13 MS. CROWDER: When I said that I will use the  
14 ANC meeting, it's to allow anyone that you know to  
15 pass that information on. I don't know exactly who  
16 in your community would be willing to move. So, it  
17 would be to give you first-hand information.

18 To give you first-hand information on someone  
19 that you know that may live two blocks from this  
20 community that will be considering to sell their  
21 home. We don't know what their circumstances are,  
22 but you as the ANC may know of several individuals,  
23 and which that's why I would like to present you with  
24 the marketing tools to let you know, this is what's  
25 happening, this is how far along we are. In the next



1 three or four months, this building is planning to  
2 open. But I don't know who don't have that  
3 information, so I wanted to start with you.

4 MS. MUHAMMAD: Okay. Can you be a little  
5 more specific, Ms. Crowder, with regards to ANC  
6 outreach? Are you speaking of east of the river  
7 ANCs, or are you opening this up to ANCs throughout  
8 the city?

9 MS. CROWDER: Well, this would be Ward 7,  
10 particularly for this building.

11 MS. MUHAMMAD: Just a rule of thumb, your  
12 residents, your seniors in Ward 7, many of which the  
13 larger percentage, I can't quote it at a this present  
14 time, but I am familiar with a number of civic  
15 associations throughout Ward 7, which is a vast area,  
16 many are aging in their homes, aging in place. So,  
17 if seniors are your target you might want to consider  
18 opening it up to the city, to the broader community,  
19 and not just people east of the river. Just a  
20 suggestion.

21 However, the ANC 7D is opposed to this  
22 project, and we wanted to continue with questions  
23 relative to the building itself and how it is -- it  
24 just seems like somebody is coming in and dropping  
25 this building in the midst of rowhouses.

1 I don't want to be shallow and say, it looks  
2 terrible, but I'm wondering -- I always like to put  
3 the shoe on, you know, try the shoe on yourself. In  
4 your community, a building of this magnitude, with  
5 the housing surrounding it, is as it is. Would you,  
6 yourself, want to see a building dropped in on that  
7 lot land?

8 Now, like I said, in our report the land use  
9 to me, after reading the applicant's information, I  
10 don't necessarily see this as the best use of that  
11 land. And I'm saying that we can't just arbitrarily  
12 use the land just because it's there and it's  
13 available if it doesn't fit, if it's not suitable.  
14 And I just don't see in this application, I mean,  
15 I've heard consistently that, you know, we're meeting  
16 the zoning regulations. We're meeting the DDOT  
17 regulations. But this is not serving the community  
18 to the degree that this is something that the  
19 community would want, have a buy-in. And that was  
20 clearly stated in the special meeting.

21 CHAIRPERSON HOOD: Is there a question?

22 MS. MUHAMMAD: There is a question. So, my  
23 point is, based upon the building itself, the  
24 surrounding transportation, how do you think that  
25 people will be able to access, ingress/egress, into

1 River Terrace, on to Eads Street, with the ease that  
2 was -- with the ease that this applicant is stating  
3 that it will be? How can you prove that? Or can you  
4 prove that? And I'm addressing this to the  
5 transportation expert.

6 MR. WATSON: So, when we look at  
7 transportation impacts, typically we look at how the  
8 development will impact the network during peak  
9 times. So, when the peak traffic times are. And  
10 what sort of additional traffic would be added during  
11 those peak times.

12 Obviously, most buildings are going to  
13 generate traffic throughout the day. But in order to  
14 kind of get a handle on how the development would  
15 impact the transportation network during those peak  
16 times, that's how we look at it for most every  
17 development.

18 For this one, because it's a senior building  
19 and most seniors are not commuting during peak times,  
20 and the fact that there is a low number of parking  
21 spaces, the general impact associated with those  
22 trips during that peak time is relatively low.

23 MS. MUHAMMAD: So, would you say that this  
24 application and considering the transportation  
25 aspects, how do you think the seniors that are

## **Testimony before the DC City Council**

**Re: PR22-745, Anthony Hood Confirmation Hearing**

**DC Zoning Commission:: Where are the Black women?**

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My name is Detrice Belt. I live at Barry Farms. My life and that of my children have been put in direct harm by the actions of Mr. Hood and the Zoning Commission.

It is time that people of the demographics being displaced by the unjust zoning and planning decisions in the District actually have a voice on the Zoning Commission.

That is, directly affected black women from East of the River must have a seat at the table and a direct stake in the future of our neighborhoods for self-determination. We must be on DC's planning commissions for any chance at an equitable and inclusive future.

I say this because I am tired of seeing men, some who don't even live in DC (Michael Turnbull), sit on the Commission dais and pretend they care about folks like me but then turn around and rubberstamp projects that displace me and my family from my longtime home.

My way of life is about to drastically change. There's been no attempts at avoiding displacement from Barry Farms. We've asked them to Build First. Anthony Hood and the Commission said No. We've asked them to repair our homes. DHCD and the Commission have turned the other way. We've asked them not to privatize and give away to who knows who this most precious land and history. DMPED and the Commission have laughed at us.

The city is giving away a huge piece of history in Barry Farms to an out of town private developer who doesn't want us Barry Farms people and culture back after they've built their giant eyesore.

The Commission and Mr. Hood approved a new so-called mixed use building with thousands of new units, but they are almost all small enough for rabbits. There will be no more yards, as we have now. We won't have front and back yards with gardens and I will lose spending time with my family and friends that I'm used to seeing in my community. We are losing our light, air, and trees, and people. This is an attack on a way of life in Ward 8.

Are you aware the amazing people and power of Barry Farms helped seed the money to start Howard University!

Yet, here we have a man, Anthony Hood who could care less about the history of this amazing place and care even less about the Barry Farm families like me living there now. They are ready to rubberstamp us out of the city forever, imminently harming me and my family and my network of friends and neighbors. They are destroying our city and our culture in service to developer-profits.

Its time for term limits. It's time for real leadership. It's time for women like me to be on the Zoning Commission especially since we are the one's directly affected and imminently facing down the hatchet of displacement.

Please, stop the abuse of overdevelopment that displaces low income families from DC. Please tell the Zoning Commission to stop ignoring us and the displacement impacts of the luxury developments. Please tell Mr. Hood, the days of rubberstamping without caring about the existing community must end now!

*Thank you.*

**Detrice Belt, Longtime Barry Farms resident**  
detriceb26@gmail.com

## **Testimony on PR22-745, Anthony Hood Re-Confirmation on the Zoning Commission for the District of Columbia**

My name is James Shabazz. Longtime District resident, now in Ward 4 and organizer with Organized Vendors for Economic Cooperation (OVEC).

Mr. Hood has been Commissioner for 18 years, and Chair for many years before that.

As pointed out at the OZ/OP oversight hearing at the end of February, almost all PUD's get approved under his leadership. PUD = Planned Unit Development, aka very large project that needs a super variance to get approved.

These PUD approvals have allowed the construction of very large exclusive and segregated communities and projects. Take for example Union Market: Out of 6000 new residential units only about 10 are affordable for families as I understand.

Mr. Hood has approved projects that destroy public and subsidized housing units and won't replace those units at bedroom sizes for the families that are there now. For example at Barry Farms and Brookland Manor.

This is why gentrification and displacement is off the charts in this city. This is why the number of homeless residents is skyrocketing. These are longtime DC residents, black folks, like me. We are being harmed by the Commission's behavior under Hood's leadership.

Moreover, I represent vendors of limited means, street vendors. We don't get any chance or consideration for any of the new retail opportunities in these new large PUD projects approved by the Zoning Commission. In fact, under Hood's leadership most communities won't know what's going in the first floor of these very large new projects. It's entirely the discretion of the real estate speculators who are molding our communities in their image, that is of wealthy single professionals. Most of these developers don't even live in DC and yet they are dictating what the face of our community will look like, that

is they determine the important uses of the first floor retail and commercial space without any consideration of the socio-economic needs of the existing community in the areas where these very large PUD projects are going.

We want to see local entrepreneurs and local vendors and small businesses local to the area's where these projects are going to be invited into the first floor retail spaces. Just like with the affordable housing, we want to carve out a percentage of the retail/commercial space as affordable or free start-up incubator space for local people, and local vendors like me thrive.

We need new leadership on the Commission. We want Commissioners who will represent the interests of the everyday people who have been living and surviving in this city for generations. Instead we see ourselves just being rubberstamped right out of the city. It's time for serious change.

**James Shabazz, OVEC**  
*shabazzovec@gmail.com*

Before the District of Columbia City Council, Committee of the Whole  
Confirmation Hearing for Anthony Hood to the D.C. Zoning Commission  
Statement of the Committee of 100 on the Federal City

March 26, 2018

The Committee of 100 on the Federal City approaches Mr. Hood's nomination with decidedly mixed views. We outlined our very grave concerns with the operation on the Zoning Commission at the Committee of the Whole oversight hearing on February 28, 2018, especially the Commission's expansive view of its waiver authority. Those concerns remain, but we do not need to reiterate them at this at this time.

Mr. Hood brings a valuable point of view to the work of the Commission. By virtue of his longtime residence in Ward 5, he can see the city from east to west: from east of North Capitol Street, 16th Street, Connecticut Avenue and Rock Creek Park. Numerous public and private decision makers in the District approach the city from a west to east vantage point. Many bring a sense of manifest destiny to the development of the District from the west. This attitude is exemplified by a *Washington Post* headline (one of many such headlines), "Anacostia in Southeast D.C. is emerging at last."<sup>1</sup>

Mr. Hood has the capacity, by virtue of his experience, to look at Rhode Island Avenue, Benning Road or Nannie Helen Burroughs Avenue and see functioning communities, not merely development opportunities to be exploited or low income households to be swept away.

Mr. Hood's comments from the Zoning Commission dais indicate that when he sees poorly maintained properties and outdated infrastructure, he sees the effects of intentional disinvestment, intentionally neglected public services and limited incomes rather than the incapacity of residents. Mr. Hood has decades of lived experience on the fault line separating affluent Washington from working class and poor Washington. Through his long service on the Zoning Commission, he has firsthand knowledge of the ways in which development has been a two-edged sword: improved neighborhoods for some, displacement and homelessness for others. He knows why the term "dog park" is a dog whistle." This perspective needs to be present on the Commission.

The Committee of 100 is disappointed that, given Mr. Hood's experience, the outcome in cases where the Zoning Commission has considerable discretion has been so one-sided in favor of maximizing development without attention to known adverse consequences. For instance, at a minimum, we would have expected more attention to the equity of community benefits packages

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<sup>1</sup> <https://www.washingtonpost.com/realestate/where-we-live-anacostia-in-southeast-dc-emerging-at-last/2015/11/25/0c43d098-8c92-11e5-acff-673ae92ddd2>



in planned unit development projects. The 2016 Zoning Code imposed tighter restrictions on the land use elements of community benefits and the Committee of 100 is watching its impact. But for years, the Zoning Commission has treated the ineffective First Source program as if it were a bona fide source of gainful employment. It is particularly galling for structurally unemployed residents to be denied meaningful work on development projects that will result in some of them being displaced. Similarly, the Commission has steadily approved -- as a benefit -- projects whose inclusionary zoning provisions far exceed the median income of the affected community.

The Zoning Commission has limited jurisdiction and neither can nor should solve all of the District's problems of income inequality and gentrification, but it has not used the authority and discretion that it does have to greater effectiveness, and this lassitude has occurred under Mr. Hood's watch.

We would have expected a closer relationship between overall outcomes and Mr. Hood's integrity, empathy, and deep understanding of the District. We note that during the long process leading to issuance of the 2016 Code, he took great pains, within his power, to encourage public involvement. We have always appreciated his dedication to the work of the Commission, and the sense of mission he brings to it. If the Committee of 100's position on this nomination were to be based solely on Mr. Hood's character, commitment and knowledge, we would give him ringing endorsement. Our review of outcomes and some Zoning Commission operations precludes that. On balance, we conclude that the District will be better served than not were the Council to confirm Mr. Hood for another term.

*Laura M. Richards*

Laura M. Richards (lmmrichards@gmail.com)  
Chair, Zoning Subcommittee  
Committee of 100 on the Federal City

**Testimony of Anthony Hood  
Committee of the Whole  
Council of the District of Columbia  
John A. Wilson Building  
1350 Pennsylvania Avenue, NW  
Washington, D.C. 20004**

Good Afternoon, Chairman Mendelson, Councilmembers, and staff.

My name is Anthony Jerome Hood. It is my pleasure to appear before you today on my nomination for reappointment to the Zoning Commission of the District of Columbia. I want to thank you Mr. Chairman for holding today's hearing. If confirmed, I will continue to commit the time, energy and my experience to serving our great City as a member of the Commission.

The present time in the District of Columbia is exciting, especially with the vibrancy of projects that are being proposed for the city. In all cases, zoning is very important in the placement, size, and how projects will co-exist in the surrounding area and the city as a whole.

I have served on the Zoning Commission since 1998; and have served as Chairman since 2007. Professionally, I serve as the Printing Officer at the U.S. Environmental Protection Agency, and I am the Former President and President Emeritus of the Woodridge Civic Association and the Woodridge Civic Fund. I am also on the board of the Stoddard Baptist home. I am both a life-long member and Deacon of the Greater First Baptist Church of Washington, DC and a resident of Ward 5.

I have accepted another term on the Zoning Commission because of my love for this city. During my tenure of the Commission, I have heard

over 1,000 Zoning Commission and Board of Zoning Adjustment cases and have seen a number of projects completed. The Zoning Commission has been a very important entity in making sure that the character of our neighborhoods is being protected and that all parties involved have the opportunity to express their views. It has always been my goal to make certain that the community is heard and their concerns are addressed. Two words have resonated with me in the past twenty years and they are: "balance and coexistence," and this is the lens with which I carry out my duties on the Commission. In most cases, the development provides a benefit for all interested parties in the city. I am glad to be a part of the Zoning Commission and, if reconfirmed, will continue to make the best decisions that I can in the best interest of all in the city.

The District has greatly evolved during my tenure on the Commission. There has been an influx of new residents, necessitating thousands of new housing units, including affordable units; there has been an increase of new development cases that have included community benefits and amenities in many of our neighborhoods; and the Zoning Regulations were revised for the first time in 60 years after nine years and over 60 hearings and meetings. Also, during this time, the Commission took many initiatives including, but not limited to, the following:

- Implementing the Inclusionary Zoning Regulations;
- Approving projects with hundreds of affordable units;
- Reducing the required AMI from 80% to 60% for some projects.
- Lowering the height and length of additions in the RF zones to preserve the character of the surrounding neighborhood;

- Creating specialized zone areas such as the Capital Gateway, Forest Hills Tree and Slope, Walter Reed, Union Station North and St. Elizabeth's Zone;
- Approving numerous Campus Plans for the universities located in the District, including, but not limited to: Georgetown, George Washington, Howard, Gallaudet, and American;
- Implementing the Green Area Ratio Regulations; and
- Encouraging greater ANC participation in cases, by conducting extensive outreach.

I now want to take a moment to thank a variety of people who have supported me through the years:

- First, I would like to thank the Honorable Mayor Muriel Bowser for the nomination for my reappointment. Her support is not taken lightly, and I greatly appreciate her reappointing me;
- Secondly, I would like to thank everyone who has supported and opposed my appointment and reappointments through the years, as well as all the residents and interested parties who have taken the time to express their views to the Zoning Commission. They all have made me work harder to be the best Zoning Commissioner that I can be for all who reside in the District of Columbia;
- Next, let me mention the great help I've received from the Office of Zoning staff. During my tenure, this office has received many awards and acknowledgements for the fine service they provide. The spectacular staff at the Office of Zoning has many accomplishments. Thank you, all Office of Zoning staff;

- Next, I would like to thank other government agencies including, the Office of Planning, the D.C. Office of the Attorney General, and the Mayor's Office of Talent and Appointments, under the great leadership of Steve Walker;
- I would also like to give a big thank you to the many colleagues who have sat with me over the years and whom I admire and value greatly; and
- Last, but not least, I want to give thanks to my wife, Camille, for allowing me to spend so much time in service to the city.

Before I conclude my testimony, I would like to extend one last thank you to the Council of the District of Columbia for their steadfast support of me over the years. Thank you, and I will answer any questions you may have.

Statement in Opposition  
to PR 22-745, the Reappointment of Anthony Hood  
as Chairman of the D.C. Zoning Commission  
*March 26, 2018*

Since 2013, admittedly late in Anthony Hood's career on the Zoning Commission, I have observed the Zoning Commission deliberate on varied cases, ranging from the PUD at McMillan; to Case 14-11 to address pop-ups; to redevelopment of Brookland Manor. Except on an initial decent 14-11 ruling by ZC (which later seemed to be ignored by many developers and the BZA), I have yet to see the input of anyone who is not a developer, developer's lawyer, or developer's surrogate affect a Zoning decision.

After the D.C. Court of Appeals vacated the Zoning Commission's original approval of McMillan and remanded it back to the Commission for new hearings (that might possibly lead to a different decision, said the Court), the ZC held several hearings. Last March (2017), Friends of McMillan Park's expert witness on environmental health spoke in specifics about particulates in the air and the insalubrious effect of more traffic related to the development. Mr. Hood seemed engaged, asked questions, confirmed with her that she was submitting written testimony with complete data. I have come to recognize this as the Chairman's giving hope to the uninitiated. While I have no proof to confirm my hunch that in the end, the expert's data will be ignored, I would wager that that will be the result. The 600 people who filed testimony and/or showed up over three nights to testify against the first approval of the McMillan PUD, in 2013, made not a whit of difference.

ZC approved the McMillan PUD again at a meeting in September 2017, orally addressing the Court's height questions but not its other objections, e.g., environmental impacts. But the Commission has yet to issue a new written order, even though its remand hearings (held March and September 2017) and the Mayor's Agent's remand hearings (September 2017) are long over. Could the ZC be waiting for the Comp Plan to be amended, convinced that under the Office of Planning's newly relaxed rules, the court will have to no recourse but to dismiss FOMP's suit?

Several nights of Zoning hearings in Spring 2017 were packed by Brookland Manor residents and supporters asking that when their 535 deeply affordable apartments were replaced by MidCity Financial with mostly market-rate housing, the affordable units be replaced one-to-one (i.e., with the same number of bedrooms and subsidy levels) so that they could return. Meanwhile many residents testified that the developers were acting to limit the number of current residents who would be eligible to return when the property was redeveloped. Chairman Hood invited several little girls who wanted to speak to sit on a panel. They asked for reassurance that they could come back to their homes, which they said they loved, and by the way, could Mr. Hood ensure that there would be

swings when they came back? He spoke with them for a long while, and promised them their swings. But when the Zoning Commission issued its orders approving the first two buildings in the complex, it accepted MidCity's plan to make 200 of the total 373 deeply affordable units one-bedrooms for seniors only. The Commission assured the crowd that it would tighten the requirements surrounding the "right of existing tenants to return" in its detailed approval order, but what can that even mean in the context of their approval?

Usually it is the developers and the Coalition for Smarter Growth's Cheryl Cort who get the sympathetic questions. The developers are treated as colleagues; Ms. Cort, with notable deference. Most of the rest of us are summarily dismissed, no questions asked, or worse. I testified during the remand of McMillan on the potential displacement effects of higher property taxes on properties surrounding PUDs from original research I had conducted, and got not a single question. At least DMPED's "expert witness on displacement" (in real life, a real estate investment consultant) accorded me the backhand compliment of denouncing my findings as untrue. In 2014, I had testified against approval of the second-stage PUD at McMillan because of the "poor door" and "poor lobby" needlessly incorporated into the design. I was ignored. A case has now been argued in court challenging the zoning approval on those grounds.

The Court of Appeals specifically highlighted that the Commission's approvals of the 901 Monroe PUD were copied, right down to the errors, from the lawyers' documents, and chastened the Commission for obviously skipping the steps of deliberating and coming to its own conclusions. Whether the orders are written by the applicant's lawyer or by the Office of Planning, that is unacceptable. Moreover, the Court of Appeals has ruled that the ZC hasn't adequately addressed the consistency of two PUDs with the Comprehensive Plan.

The Zoning Commission is a quasi-judicial body that is meant to be independent. Unfortunately its independence is undermined by a serious structural flaw. That it is advised by the Office of Planning, which itself is under the control of the Deputy Mayor of Planning and Economic Development, means that it will be steered to economic development. But because the ZC is the guardian of our city's physical form and the people who inhabit it, our city needs a strong, independent thinker at the helm who will stand up to the pressure--at least occasionally just to earn some legitimacy!

Most observers outside the development industry do not believe that Chairman Hood makes zoning rulings equitably and with discernment. Several well-informed people who would very much like to weigh in against his reappointment believe they cannot do so because speaking up would harm some zoning cases that they are involved in. Here is another example of our government undermining trust in government.

Andrea Rosen / 3266 Worthington St., NW / Ward 4

**From:** [Betsy McDaniel](#)  
**To:** [Committee of the Whole \(Council\); Mendelson, Phil \(COUNCIL\)](#)  
**Subject:** Re: PR22-0745 roundtable  
**Date:** Monday, March 26, 2018 12:21:22 PM

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Good afternoon!

I'm sorry that I didn't make it on time this morning for the budget hearing, so I don't think I will come down for the confirmation roundtable.

I wanted to report that while I am not always in agreement with Chairman Hood, I do feel that he generally tries to be fair when listening to residents. At the BZA hearing date following the Performance Oversight hearing, he seemed to have gotten the message that approving 30 foot popbacks to rowhouses was not in the spirit of the text amendment 14-11 and voted against them. Unfortunately, only one of those cases was denied.

I will continue to follow these hearings and will be back in four (!) years if he is confirmed and is again nominated.

Thank you.

Betsy McDaniel

On Fri, Mar 23, 2018 at 9:58 AM, Betsy McDaniel <[bloomingdame@gmail.com](mailto:bloomingdame@gmail.com)> wrote:

Good morning!

I would like to testify Monday afternoon at the Anthony Hood confirmation roundtable.

Thank you.

Betsy McDaniel



6 A PROPOSED RESOLUTION  
7

8  
9 22-745  
10

11 IN THE COUNCIL OF THE DISTRICT OF COLUMBIA  
12  
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14  
15  
16

17 To confirm the reappointment of Mr. Anthony Hood to the Zoning Commission for the District  
18 of Columbia.  
19

20 RESOLVED, BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this  
21 resolution may be cited as the "Zoning Commission Anthony Hood Confirmation Resolution of  
22 2018."

23 Sec. 2. The Council of the District of Columbia confirms the reappointment of:

24 Mr. Anthony Hood  
25 1859 Channing Street, N.E.  
26 Washington, DC 20018  
27 (Ward 5)  
28

29 as a member of the Zoning Commission for the District of Columbia, established by section 1 of  
30 An Act To regulate the height, area, and use of buildings in the District of Columbia and to  
31 create a Zoning Commission, and for other purposes, approved March 1, 1920 (41 Stat. 500;  
32 D.C. Official Code § 6-621.01), for a term to end February 3, 2022.

33 Sec. 3. The Council of the District of Columbia shall transmit a copy of this resolution,  
34 upon its adoption, to the nominee and to the Office of the Mayor.

35 Sec. 4. This resolution shall take effect immediately.