



District of Columbia

REGISTER

HIGHLIGHTS

- DC Council passes Resolution Res 20-85, 0-48, Safety-Based Traffic Enforcement Congressional Review Emergency Declaration Resolution of 2013
- DC Council passes Resolution 20-102, Health Benefit Exchange Authority Establishment Emergency Declaration Resolution of 2013
- DC Council publishes Adopted Ceremonial Resolution 19-318, Washington Nationals 2012 Season Celebration Recognition Resolution of 2012
- Department of Consumer and Regulatory Affairs updates continuing education requirements for renewing inactive or expired real estate licenses
- Department of Health Care Finance proposes increase in Medicaid reimbursement rates for specific primary care services
- Board of Elections releases monthly report of voter registration statistics

DISTRICT OF COLUMBIA REGISTER

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ENROLLED ORIGINAL

AN ACT

D.C. ACT 20-48

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

APRIL 12, 2013

To amend, on an emergency basis, the Deputy Mayor for Planning and Economic Development Limited Grant-Making Authority Act of 2012 to require the Deputy Mayor for Planning and Economic Development to issue a loan in the amount of \$800,000 to support an affordable housing project in Ward 7.

BE IT ENACTED BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this act may be cited as the “Deputy Mayor for Planning and Economic Development Limited Grant-Making Authority Emergency Amendment Act of 2013”.

Sec. 2. Section 2032 of the Deputy Mayor for Planning and Economic Development Limited Grant-Making Authority Act of 2012, effective September 20, 2012 (D.C. Law 19-168; D.C. Official Code § 1-328.04), is amended as follows:

(a) Subsection (b)(F) is repealed.

(b) A new subsection (d) is added to read as follows:

“(d) Pursuant to subsection (c) of this section, the Deputy Mayor shall issue a loan for fiscal year 2013 in the amount of \$800,000 for the purpose of providing assistance to a mixed-use development located in Ward 7, including 100% affordable housing units supporting former Lincoln Heights residents.”.

Sec. 3. Fiscal impact statement.

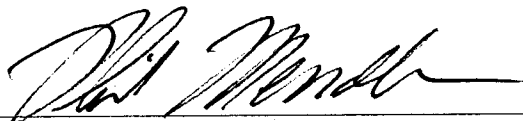
The Council adopts the fiscal impact statement of the Budget Director as the fiscal impact statement required by section 602(c)(3) of the District of Columbia Home Rule Act, approved December 24, 1973 (87 Stat. 813; D.C. Official Code § 1-206.02(c)(3)).

Sec. 4. Effective date.

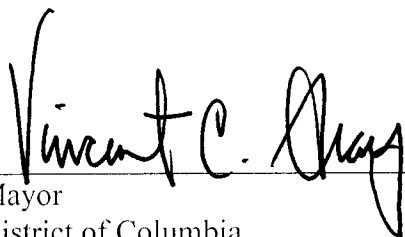
This act shall take effect following approval by the Mayor (or in the event of veto by the Mayor, action by the Council to override the veto), and shall remain in effect for no longer than 90 days, as provided for emergency acts of the Council of the District of Columbia in section

ENROLLED ORIGINAL

412(a) of the District of Columbia Home Rule Act, approved December 24, 1973 (87 Stat. 788;
D.C. Official Code § 1-204.12(a)).



Chairman
Council of the District of Columbia



Mayor
District of Columbia
APPROVED
April 12, 2013

ENROLLED ORIGINAL

A RESOLUTION

20-67

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

March 19, 2013

To confirm the reappointment of Mr. Lloyd J. Jordan to the Board of Zoning Adjustment.

RESOLVED, BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this resolution may be cited as the “Board of Zoning Adjustment Lloyd J. Jordan Confirmation Resolution of 2013”.

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

Mr. Lloyd J. Jordan, Esquire
264 G Street, S.W.
Washington, D.C. 20024
(Ward 6)

as a member of the Board of Zoning Adjustment, established by section 8 of An Act Providing for the zoning of the District of Columbia and the regulation of the location, height, bulk, and uses of buildings and other structures and of the uses of land in the District of Columbia, and for other purposes, approved June 20, 1938 (52 Stat. 799; D.C. Official Code § 6-641.07), for a term to end September 30, 2015.

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

Sec. 4. This resolution shall take effect immediately.

ENROLLED ORIGINAL

A RESOLUTION

20-80

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

April 9, 2013

To appoint Ms. Jennifer Budoff to the Children and Youth Investment Trust Corporation Board of Directors as a non-voting advisor.

RESOLVED, BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this resolution may be cited as the “Children and Youth Investment Trust Corporation Board of Directors Jennifer Budoff Appointment Resolution of 2013”.

Sec. 2. The Council of the District of Columbia appoints:

Ms. Jennifer Budoff
4410 49th Street, N.W.
Washington, D.C. 20016
(Ward 3)

as a non-voting advisor to the Board of Directors of the Children and Youth Investment Trust Corporation, established pursuant to section 2404 of the Children and Youth Initiative Establishment Act of 1999, effective October 20, 1999 (D.C. Law 13-38; 46 DCR 6408), for a 2-year term to end April 19, 2015.

Sec. 3. The Secretary to the Council of the District of Columbia shall transmit a copy of this resolution, upon its adoption, to the appointee, the chairperson of the Board of Directors of the Children and Youth Investment Trust Corporation, and the Office of the Mayor.

Sec. 4. This resolution shall take effect immediately upon the first date of publication in the District of Columbia Register.

ENROLLED ORIGINAL

A RESOLUTION

20-81

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

April 9, 2013

To appoint Councilmember Tommy Wells as the Council representative to the Child Support Guideline Commission.

RESOLVED, BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this resolution may be cited as the “Child Support Guideline Commission Councilmember Tommy Wells Appointment Resolution of 2013”.

Sec. 2. The Council of the District of Columbia appoints:

Councilmember Tommy Wells
311 4th Street, S.E. #3
Washington, D.C. 20003
(Ward 6)

as the Council of the District of Columbia designee to the Child Support Guideline Commission, established by D.C. Official Code § 16-916.02, for a 4-year term to end December 17, 2016.

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

Sec. 4. This resolution shall take effect immediately upon the first date of publication in the District of Columbia Register.

ENROLLED ORIGINAL

A RESOLUTION

20-82

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

April 9, 2013

To declare the existence of an emergency, due to Congressional review, with respect to the need to provide grant-making authority for the Director of the Department of Employment Services to ensure efficient use of funds for workforce job development.

RESOLVED, BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this resolution may be cited as the “Workforce Job Development Grant-Making Authority Second Congressional Review Emergency Declaration Resolution of 2013”.

Sec. 2. (a) The Workforce Job Development Grant-Making Authority Act of 2012, signed by the Mayor on January 25, 2013 (D.C. Act 19-648; 60 DCR 2136), was approved by the Council on 2nd reading on December 18, 2012. The temporary law, the Workforce Job Development Grant-Making Authority Temporary Act of 2012, effective May 31, 2012 (D.C. Law 19-130; 59 DCR 2387), expired on January 11, 2013. The first Congressional review emergency, the Workforce Job Development Grant-Making Authority Congressional Review Emergency Act of 2013, effective February 20, 2013 (D.C. Act 20-86; 60 DCR 3954), which contained an applicability clause of January 11, 2013, will expire on April 11, 2013. D.C. Act 19-648 is projected to complete its Congressional review period and become law on April 18, 2013. The purpose of this Congressional review emergency is to prevent a gap in legal authority.

(b) There exists a need to improve the grant-making process for workforce job development funds available to the Department of Employment Services from both local appropriations and federal Workforce Investment Act sources.

(c) Providing grant-making authority for the Director of the Department of Employment Services for these funds will improve the speed and efficiency of the grant process for training and other services for unemployed District residents.

(d) Failure to provided this grant-making authority will delay the provision of needed services and risks possible lapses of funds.

Sec. 3. The Council of the District of Columbia determines that the circumstances enumerated in section 2 constitute emergency circumstances making it necessary that the Workforce Job Development Grant-Making Authority Second Congressional Review Emergency Act of 2013 be adopted after a single reading.

Sec. 4. This resolution shall take effect immediately.

ENROLLED ORIGINAL

A RESOLUTION

20-83

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

April 9, 2013

To declare the existence of an emergency, due to Congressional review, with respect to the need to strengthen alcohol beverage enforcement and public safety laws, establish a noise complaint line at the Alcoholic Beverage Regulation Administration, establish clear timeframes for the scheduling of protest hearings and for the Alcoholic Beverage Control Board to issue decisions on hearings, clarify and preserve protest rights of residents, and address a range of other issues related to alcohol beverage laws in the District.

RESOLVED, BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this resolution may be cited as the "Omnibus Alcoholic Beverage Regulation Congressional Review Emergency Declaration Resolution of 2013".

Sec. 2. (a) The Omnibus Alcoholic Beverage Regulation Emergency Amendment Act of 2012, effective January 14, 2013 (D.C. Act 19-597; 60 DCR 1001) ("emergency legislation"), and the Omnibus Alcoholic Beverage Regulation Amendment Act of 2012, signed by the Mayor on February 11, 2013 (D.C. Act 19-678; 60 DCR 3410) ("permanent legislation"), amended Title 25 of the District of Columbia Official Code to strengthen alcohol beverage enforcement and public safety laws, establish a noise complaint line at the Alcoholic Beverage Regulation Administration, establish clear timeframes for the scheduling of protest hearings and for the Alcoholic Beverage Control Board to issue decisions on hearings, clarify and preserve protest rights of residents, and address a range of other issues related to alcohol beverage laws in the District.

(b) The emergency legislation will expire on April 14, 2013, before the permanent legislation is projected to become law.

(c) It is important that the provisions of the emergency legislation continue in effect, without interruption, until the permanent legislation is in effect.

Sec. 3. The Council of the District of Columbia determines that the circumstances enumerated in section 2 constitute emergency circumstances making it necessary that the Omnibus Alcoholic Beverage Regulation Emergency Amendment Act of 2013 be adopted after a single reading.

Sec. 4. This resolution shall take effect immediately.

ENROLLED ORIGINAL

A RESOLUTION

20-84

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

April 9, 2013

To declare the existence of an emergency, due to Congressional review, with respect to the need to amend the District of Columbia Implied Consent Act to clarify and organize provisions related to the chemical testing of breath, blood, and urine with regard to operation of vehicles and watercraft in the District, to clarify and strengthen provisions governing preliminary breath testing, implied consent to chemical testing, and refusal to submit specimens for chemical testing, to limit the persons permitted to withdraw blood for the purposes of chemical testing to medical professionals, to provide immunity from civil liability for medical professionals, law enforcement officers, and persons who assist them when they are engaged in the lawful withdrawal of blood, and to clarify the information related to chemical testing that is to be made available to a defendant; to amend the District of Columbia Traffic Act, 1925 to update definitions, to revise outdated language, to increase fines to make them proportional with the associated incarceration period, to create a new offense of leaving after colliding, and to create a new offense for an object falling or flying from a vehicle; to amend the Anti-Drunk Driving Act of 1982 to organize all impaired driving offenses and operating watercraft while impaired offenses together, to update and clarify definitions and provisions related to impaired driving, to create a new offense for operating a commercial vehicle while intoxicated or impaired, to clarify the provisions that require the imposition of mandatory-minimum sentences for alcohol or drug impairment offenses; to increase the mandatory-minimum sentences for people convicted of an impaired driving offense who have more than a stated level of alcohol concentration or who have prior impaired driving convictions; to amend the offense of operating a vehicle while impaired to allow the District to offer a plea option not only for people who operate a vehicle while impaired by the consumption of alcohol but also for people who are impaired by a drug or a combination of a drug and alcohol; to provide for a penalty for persons convicted of operating a vehicle while impaired when they have prior convictions for alcohol or drug impaired driving offenses; to provide that the alcohol concentration used nationally to revoke a commercial drivers license be used as the level for a per se impaired driving offense for drivers of commercial vehicles and vehicles for hire, and establishing a mandatory-minimum of 5 days incarceration for persons convicted of operating or being in physical control of those vehicles while impaired; to create a mandatory-minimum penalty for a person who is convicted of an impaired driving offense who at the time of the offense had a minor in the vehicle; to amend the Department of Forensic Sciences Establishment Act of 2011 to clarify and

ENROLLED ORIGINAL

strengthen the District's breath test program; to amend the Establishment of the Office of the Chief Medical Examiner Act of 2000 to clarify the responsibility for blood and urine testing and to clarify and strengthen the District's breath test program; to amend section 14-307 of the District of Columbia Official Code to permit the release of medical information when a patient is charged with an impaired driving offense and where the patient caused the death of or injury to a human being; and to amend Chapter 10 of Title 25 of the District of Columbia Official Code to move boating while intoxicated to Title 50 and to make conforming amendments.

RESOLVED, BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this resolution may be cited as the "Comprehensive Impaired Driving and Alcohol Testing Program Second Congressional Review Emergency Declaration Resolution of 2013".

Sec. 2. (a) Bill 19-777, the Comprehensive Impaired Driving and Alcohol Testing Program Amendment Act of 2012, signed by the Mayor on October 24, 2012 (D.C. Act 19-489; 59 DCR 12957), was unanimously approved by the Council.

(b) Bill 19-777 is a necessary overhaul of the District's impaired driving laws and a needed revision to the District's alcohol breath-testing program.

(c) Some of the key changes made by Bill 19-777 include:

(1) A reorganization and clarification to the provisions related to the chemical testing of breath, blood, and urine with regard to operation of vehicles and watercraft in the District;

(2) Amendments to the District of Columbia Traffic Act, 1925 to increase fines to make them proportional with the associated incarceration period, revising the offense of leaving after colliding, and creating a new offense for an object falling or flying from a vehicle;

(3) A reorganization of the District's impaired driving laws to make them clear and understandable, creating a new offense for operating a commercial vehicle while intoxicated or impaired, clarifying the provisions that require the imposition of mandatory-minimum sentences for alcohol or drug impairment offenses, increasing the mandatory-minimum sentences for people convicted of an impaired driving offense who have more than a stated level of alcohol concentration or who have prior impaired driving convictions, and increasing the mandatory-minimum sentences for impaired driving offenses and include enhancements for a person who is convicted of an impaired driving offense who at the time of the offense had a minor in the vehicle; and

(4) Clarifying and strengthening the District's breath-test program and clarifying the responsibility for blood and urine testing.

(d) The District's breath-test program has been out-of-service since February 2010, but a concerted effort by several public safety agencies has created a world-class breath-testing program that re-launched this month.

(e)(1) Emergency legislation, Bill 19-873, was adopted prior to Council recess and expired on October 28, 2012, at which point Bill 19-777 was still undergoing a 60-day Congressional review.

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(2) To prevent a gap in the law, a Congressional review emergency, Bill 19-981, was adopted by the Council on October 26, 2012, but expired on January 24, 2013.

(3) As Bill 19-777 did not complete the required 60-day Congressional review last term, the legislation had to be resubmitted to Congress in January 2013.

(4) An additional Congressional review emergency, Bill 20-16, was adopted on January 16, 2013, but is set to expire on April 29, 2013.

(5) Thus, another Congressional review emergency is necessary to prevent a gap in the law.

Sec. 3. The Council of the District of Columbia determines that the circumstances enumerated in section 2 constitute emergency circumstances making it necessary that the Comprehensive Impaired Driving and Alcohol Testing Program Second Congressional Review Emergency Amendment Act of 2013 be adopted after a single reading.

Sec. 4. This resolution shall take effect immediately.

ENROLLED ORIGINAL

A RESOLUTION

20-85

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

April 9, 2013

To declare the existence of an emergency, due to Congressional review, with respect to the need to require the Mayor to assess the potential safety impact from lower fines, to post general automated enforcement warning signs, to evaluate existing speed limits and revise existing speed limits through rulemaking, and to submit an automated enforcement expansion plan, to prohibit the Mayor from adopting an order, regulation, or rule concerning posted speed limits by emergency rulemaking, and to repeal any such order, regulation, or rule adopted after December 15, 2012; to amend the District of Columbia Traffic Adjudication Act of 1978 to modify the process for Council approval of mayoral changes to the fine schedule; to amend the Pedestrian Protection Amendment Act of 1987 with regard to when a vehicle must stop for a pedestrian in a marked crosswalk or unmarked crosswalk at an intersection; and to amend the District of Columbia Municipal Regulations to reduce traffic fines for certain moving violations, including speeding, failure to clear the intersection, failure to stop and give right-of-way to a pedestrian in a roadway, failure to come to a complete stop before turning right on red, and failure to obey a “no turn on red” sign.

RESOLVED, BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this resolution may be cited as the “Safety-Based Traffic Enforcement Congressional Review Emergency Declaration Resolution of 2013”.

Sec. 2. (a) There exists an immediate need to implement the provisions of Bill 19-1013, the Safety-Based Traffic Enforcement Amendment Act of 2012, which was approved by the Council on 2nd reading on December 18, 2012.

(b) Bill 19-1013 amends the District of Columbia Municipal Regulations to reduce the fines for several traffic violations, including speeding, failure to clear an intersection, right turn on red violations, and failure to stop and give right of way to a pedestrian in a roadway. Bill 19-1013 further requires that the Mayor transmit to the Council an assessment of any safety impact resulting from the fine reductions under the bill, post signs identifying the District as a strict traffic enforcement zone, transmit to the Council a plan for the expansion of automated traffic enforcement in the District, complete a District-wide assessment of speed limits, and revise existing speed limits in the District through rulemaking. Bill 19-1013 also clarifies the requirements for a vehicle stopping for a pedestrian in a crosswalk.

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(c) At the December 18, 2012, legislative meeting, the Council adopted the provisions of Bill 19-1013 on an emergency basis, the Safety-Based Traffic Enforcement Emergency Amendment Act of 2012, signed by the Mayor on January 19, 2103 (D.C. Act 19-635; 60 DCR 1731), but that measure is set to expire on April 19, 2013. As the permanent version of the bill is not projected to become law until May 7, 2013, a Congressional review emergency is necessary to prevent a gap in the law.

Sec. 3. The Council of the District of Columbia determines that the circumstances enumerated in section 2 constitute emergency circumstances making it necessary that the Safety-Based Traffic Enforcement Congressional Review Emergency Amendment Act of 2013 be adopted after a single reading.

Sec. 4. This resolution shall take effect immediately.

ENROLLED ORIGINAL

A RESOLUTION

20-86

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

April 9, 2013

To declare the existence of an emergency, due to Congressional review, with respect to the need to restore the applicability provision of the real-property-tax exemption granted to the United House of Prayer for All People.

RESOLVED, BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this resolution may be cited as the “United House of Prayer for All People Real Property Tax Exemption Technical Congressional Review Emergency Declaration Resolution of 2013”.

Sec. 2. The United House of Prayer for All People Real Property Tax Exemption Technical Emergency Act of 2012, effective January 14, 2013 (D.C. Act 19-603; 60 DCR 1043), was adopted on an emergency basis at the December 18, 2012, legislative meeting, but will expire on April 14, 2013. The United House of Prayer for All People Real Property Tax Exemption Technical Temporary Act of 2012, signed by the Mayor on January 31, 2013 (D.C. Act 19-664; 60 DCR 2627), received 2nd reading at the January 8, 2013, legislative meeting and was transmitted to Congress on March 5, 2013. The projected law date of D.C. Act 19-664 is April 30, 2013. This Congressional review emergency is necessary to prevent a gap in the law.

Sec. 3. The Council of the District of Columbia determines that the circumstances enumerated in section 2 constitute emergency circumstances making it necessary that the United House of Prayer for All People Real Property Tax Exemption Technical Congressional Review Emergency Act of 2013 be adopted after a single reading.

Sec. 4. The resolution shall take effect immediately.

ENROLLED ORIGINAL

A RESOLUTION

20-87

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

April 9, 2013

To declare the existence of an emergency, due to Congressional review, with respect to the need to amend section 47-4654 of the District of Columbia Official Code to extend the real property exemption of certain properties owned by Beulah Baptist Church of Deanwood Heights, the Beulah Community Improvement Association, and the Dix Street Corridor Senior Housing, LP, from September 30, 2010 through September 30, 2020.

RESOLVED, BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this resolution may be cited as the “Beulah Baptist Church Real Property Equitable Tax Relief Congressional Review Emergency Declaration Resolution of 2013”.

Sec. 2. (a) In January, the Council enacted the Beulah Baptist Church Real Property Equitable Tax Relief Emergency Act of 2012 (D.C. Act 19-621; 60 DCR 1336) (“emergency legislation”), and the Beulah Baptist Church Real Property Equitable Tax Relief Temporary Act of 2013 (D.C. Act 19-665; 60 DCR 2629) (“temporary legislation”), which amended section 47-4654 of the District of Columbia Official Code to extend the real property exemption of certain properties owned by Beulah Baptist Church of Deanwood Heights, the Beulah Community Improvement Association, and the Dix Street Corridor Senior Housing, LP, from September 30, 2010 through September 30, 2020.

(b) The emergency legislation will expire on April 22, 2013, before the temporary legislation is projected to become law.

(c) It is important that the provisions of the emergency legislation continue in effect, without interruption, until the temporary legislation is in effect.

Sec. 3. The Council of the District of Columbia determines that the circumstances enumerated in section 2 constitute emergency circumstances making it necessary that the Beulah Baptist Church Real Property Equitable Tax Relief Congressional Review Emergency Act of 2013 be adopted after a single reading.

Sec. 4. This resolution shall take effect immediately.

ENROLLED ORIGINAL

A RESOLUTION

20-88

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

April 9, 2013

To declare the existence of an emergency, due to Congressional review, with respect to the need to amend the Legalization of Marijuana for Medical Treatment Initiative of 1999 to provide that medical marijuana cultivation centers shall not be located in certain Retail Priority Areas.

RESOLVED, BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this resolution may be cited as the “Medical Marijuana Cultivation Center Congressional Review Emergency Declaration Resolution of 2013”.

Sec. 2. (a) In January, the Council enacted the Medical Marijuana Cultivation Center Emergency Amendment Act of 2013 (D.C. Act 20-4; 60 DCR 2790) (“emergency legislation”), and in March, the Medical Marijuana Cultivation Center Temporary Amendment Act of 2013, signed by the Mayor on March 5, 2013 (D.C. Act 20-13; 60 DCR 3962) (“temporary legislation”), which amended the Legalization of Marijuana for Medical Treatment Initiative of 1999 to prohibit locating medical marijuana cultivation centers in certain Retail Priority Areas.

(b) The emergency legislation will expire on April 29, 2013, before the temporary legislation is projected to become law.

(c) It is important that the provisions of the emergency legislation continue in effect, without interruption, until the temporary legislation is in effect.

Sec. 3. The Council of the District of Columbia determines that the circumstances enumerated in section 2 constitute emergency circumstances making it necessary that the Medical Marijuana Cultivation Center Congressional Review Emergency Amendment Act of 2013 be adopted after a single reading.

Sec. 4. This resolution shall take effect immediately.

ENROLLED ORIGINAL

A RESOLUTION

20-89

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

April 9, 2013

To confirm the appointment of Ms. Katherine R. Limon to the Commission on Fashion Arts and Events.

RESOLVED, BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this resolution may be cited as the "Commission on Fashion Arts and Events Katherine R. Limon Confirmation Resolution of 2013".

Sec. 2. The Council of the District of Columbia confirms the appointment of:

Ms. Katherine R. Limon
2800 Woodley Road, N.W., #225
Washington, D.C. 20008
(Ward 3)

as a member of the Commission on Fashion Arts and Events, in accordance with section 3 of the Commission on Fashion Arts and Events Establishment Act of 2008, effective April 15, 2008 (D.C. Law 17-148; D.C. Official Code § 3-652), for a term of one year.

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

Sec. 4. This resolution shall take effect immediately.

ENROLLED ORIGINAL

A RESOLUTION

20-90

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

April 9, 2013

To confirm the appointment of Ms. Mariessa R. Terrell to the Commission on Fashion Arts and Events.

RESOLVED, BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this resolution may be cited as the "Commission on Fashion Arts and Events Mariessa R. Terrell Confirmation Resolution of 2013".

Sec. 2. The Council of the District of Columbia confirms the appointment of:

Ms, Mariessa R. Terrell
3422 Brown Street, N.W., #202
Washington, D.C. 20010
(Ward 1)

as a member of the Commission on Fashion Arts and Events, in accordance with section 3 of the Commission on Fashion Arts and Events Establishment Act of 2008, effective April 15, 2008 (D.C. Law 17-148; D.C. Official Code § 3-652), for a term of 4 years.

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

Sec. 4. This resolution shall take effect immediately.

ENROLLED ORIGINAL

A RESOLUTION

20-91

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

April 9, 2013

To confirm the appointment of Ms. Patricia Elam to the Commission on Fashion Arts and Events.

RESOLVED, BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this resolution may be cited as the "Commission on Fashion Arts and Events Patricia Elam Confirmation Resolution of 2013".

Sec. 2. The Council of the District of Columbia confirms the appointment of:

Ms. Patricia Elam
3000 Franklin Street, N.E.
Washington, D.C. 20018
(Ward 5)

as a member of the Commission on Fashion Arts and Events, in accordance with section 3 of the Commission on Fashion Arts and Events Establishment Act of 2008, effective April 15, 2008 (D.C. Law 17-148; D.C. Official Code § 3-652), for a term of 4 years.

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

Sec. 4. This resolution shall take effect immediately.

ENROLLED ORIGINAL

A RESOLUTION

20-92

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

April 9, 2013

To confirm the appointment of Ms. Alida R. Sanchez to the Commission on Fashion Arts and Events.

RESOLVED, BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this resolution may be cited as the "Commission on Fashion Arts and Events Alida R. Sanchez Confirmation Resolution of 2013".

Sec. 2. The Council of the District of Columbia confirms the appointment of:

Ms. Alida R. Sanchez
1905 Constitution Avenue, N.E., Apt. 1
Washington, D.C. 20002
(Ward 6)

as a member of the Commission on Fashion Arts and Events, in accordance with section 3 of the Commission on Fashion Arts and Events Establishment Act of 2008, effective April 15, 2008 (D.C. Law 17-148; D.C. Official Code § 3-652), for a term of 3 years.

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

Sec. 4. This resolution shall take effect immediately.

ENROLLED ORIGINAL

A RESOLUTION

20-93

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

April 9, 2013

To confirm the appointment of Mr. Brian L. Evans to the Commission on Fashion Arts and Events.

RESOLVED, BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this resolution may be cited as the "Commission on Fashion Arts and Events Brian L. Evans Confirmation Resolution of 2013".

Sec. 2. The Council of the District of Columbia confirms the appointment of:

Mr. Brian L. Evans
2421 Good Hope Road, S.E.
Washington, D.C. 20020
(Ward 8)

as a member of the Commission on Fashion Arts and Events, in accordance with section 3 of the Commission on Fashion Arts and Events Establishment Act of 2008, effective April 15, 2008 (D.C. Law 17-148; D.C. Official Code § 3-652), for a term of 3 years.

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

Sec. 4. This resolution shall take effect immediately.

ENROLLED ORIGINAL

A RESOLUTION

20-94

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

April 9, 2013

To confirm the appointment of Ms. Janice D. Rankins to the Commission on Fashion Arts and Events.

RESOLVED, BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this resolution may be cited as the "Commission on Fashion Arts and Events Janice D. Rankins Confirmation Resolution of 2013".

Sec. 2. The Council of the District of Columbia confirms the appointment of:

Ms. Janice D. Rankins
3210 Loud Place, S.E.
Washington, D.C. 20019
(Ward 7)

as a member of the Commission on Fashion Arts and Events, in accordance with section 3 of the Commission on Fashion Arts and Events Establishment Act of 2008, effective April 15, 2008 (D.C. Law 17-148; D.C. Official Code § 3-652), for a term of 2 years.

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

Sec. 4. This resolution shall take effect immediately.

ENROLLED ORIGINAL

A RESOLUTION

20-95

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

April 9, 2013

To confirm the appointment of Ms. Michelle Shableski to the Commission on Fashion Arts and Events.

RESOLVED, BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this resolution may be cited as the "Commission on Fashion Arts and Events Michelle Shableski Confirmation Resolution of 2013".

Sec. 2. The Council of the District of Columbia confirms the appointment of:

Ms. Michelle Shableski
5113 44th Street, N.W.
Washington, D.C. 20016
(Ward 3)

as a member of the Commission on Fashion Arts and Events, in accordance with section 3 of the Commission on Fashion Arts and Events Establishment Act of 2008, effective April 15, 2008 (D.C. Law 17-148; D.C. Official Code § 3-652), for a term of 2 years.

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

Sec. 4. This resolution shall take effect immediately.

ENROLLED ORIGINAL

A RESOLUTION

20-96

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

April 9, 2013

To confirm the appointment of Ms. Christine M. Brooks-Cropper to the Commission on Fashion Arts and Events.

RESOLVED, BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this resolution may be cited as the "Commission on Fashion Arts and Events Christine M. Brooks-Cropper Confirmation Resolution of 2013".

Sec. 2. The Council of the District of Columbia confirms the appointment of:

Ms. Christine M. Brooks-Cropper
1000 Otis Street, N.E., #2
Washington, D.C. 20017
(Ward 5)

as a member, and as Chairperson, of the Commission on Fashion Arts and Events, in accordance with section 3 of the Commission on Fashion Arts and Events Establishment Act of 2008, effective April 15, 2008 (D.C. Law 17-148; D.C. Official Code § 3-652), for a term of 4 years.

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

Sec. 4. This resolution shall take effect immediately.

ENROLLED ORIGINAL

A RESOLUTION

20-97

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

April 9, 2013

To approve multiyear Contract No. CW19745 with First Vehicle Services, Inc., to provide fleet maintenance and management services for the Metropolitan Police Department.

RESOLVED, BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this resolution may be cited as the “Contract No. CW19745 Approval Resolution of 2013”.

Sec. 2. Pursuant to section 451(c)(3) of the District of Columbia Home Rule Act, approved December 24, 1973 (87 Stat. 803; D.C. Official Code § 1-204.51(c)(3)), the Council approves Contract No. CW19745, a multiyear contract with First Vehicle Services, Inc., to provide fleet maintenance and management services for the Metropolitan Police Department, in the amount of \$18,452,629.28.

Sec. 3. The Secretary to the Council shall transmit a copy of this resolution, upon its adoption, to the Mayor.

Sec. 4. The Council adopts the fiscal impact statement of the Office of the Chief Financial Officer as the fiscal impact statement required by section 602(c)(3) of the District of Columbia Home Rule Act, approved December 24, 1973 (87 Stat. 813; D.C. Official Code § 1-206.02(c)(3)).

Sec. 5. This resolution shall take effect immediately.

ENROLLED ORIGINAL

A RESOLUTION

20-98

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

April 9, 2013

To declare the existence of an emergency with respect to the need to require the Director of the Department of Small and Local Business Development to inquire about the 222 out of 247 public-private development construction projects that failed to submit Certified Business Enterprise ("CBE") subcontracting monitoring or compliance reports or have failed to meet their CBE expenditure goals.

RESOLVED, BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this resolution may be cited as the "Certified Business Enterprise Compliance Emergency Declaration Resolution of 2013".

Sec. 2. (a) This emergency declaration resolution is necessary to require the Director of the Department of Small and Local Business Development to inquire about the 222 out of 247 public-private development construction projects that failed to submit CBE subcontracting monitoring or compliance reports or have failed to meet their CBE expenditure goals.

(b) Only 25 out of 247 projects have met their CBE expenditure goals.

(c) 168 developers have failed to submit CBE expenditure reports with the Department of Small and Local Business Development ("Department").

(d) The CBE expenditure goal for the 168 projects is \$824,101,302. Currently, the status of these projects is unknown, which is of great concern because these projects are being provided with public funds.

(e) 54 developers have submitted CBE subcontracting expenditure plans, but have not met their CBE subcontracting goal as of September 30, 2012.

(f) The 54 public-private development construction projects have a total CBE expenditure goal of \$1,391,581,471.50; only \$262,837,361.90 has been allocated to CBEs as of September 30, 2012.

(g) The developers at the 54 projects have only met 19% of their CBE expenditure goal or they have a CBE goal deficit of \$1,128,744,109.60.

(h) This legislation is needed to allow the District government to quickly assess:

(1) How many public-private development construction projects are ongoing in the District;

(2) How many of these projects are meeting their CBE utilization goals;

(3) Why developers are failing to meet their CBE utilization goals;

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(4) How much revenue in taxes and fees the District is losing out on by not requiring a developer to meet its CBE utilization goal;

(5) How much revenue District-based businesses are losing out on, which could be in the hundreds of millions; and

(6) What is being done by the Department to solve this problem.

(i) This legislation is necessary to immediately demand stricter compliance by developers on meeting their CBE subcontracting requirements to help protect District-based businesses and help them grow.

Sec. 3. The Council of the District of Columbia determines that the circumstances enumerated in section 2 constitute emergency circumstances making it necessary that the Certified Business Enterprise Compliance Emergency Act of 2013 be adopted after a single reading.

Sec. 4. This resolution shall take effect immediately.

ENROLLED ORIGINAL

A RESOLUTION

20-99

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

April 9, 2013

To declare the existence of an emergency with the respect to the need to amend the Deputy Mayor for Planning and Economic Development Limited Grant-Making Authority Act of 2012 to require the Deputy Mayor for Planning and Economic Development to issue a loan in the amount of \$800,000 to support an affordable housing project in Ward 7.

RESOLVED, BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this resolution may be cited as the “Deputy Mayor for Planning and Economic Development Limited Grant-Making Authority Emergency Declaration Resolution of 2013”.

Sec. 2. (a) There exists an immediate need to approve the Economic Development Limited Grant-Making Authority Emergency Amendment Act of 2013 to require the Deputy Mayor for Planning and Economic Development (“Deputy Mayor”) to issue a loan in the amount of \$800,000 to support an affordable housing project in Ward 7, including 100% affordable housing units supporting former Lincoln Heights residents.

(b) Section 2032 of the Deputy Mayor for Planning and Economic Development Limited Grant-Making Authority Act of 2012, effective September 20, 2102 (D.C. Law 19-168; D.C. Official Code § 1-328.04) (“2012 Act”), included a provision authorizing the Deputy Mayor to make a grant in the amount of \$800,000 to the mixed-used development known as 4800 Nannie Helen Burroughs Avenue, N.E., in Ward 7, in order to make the affordable housing project viable.

(c) It was later discovered that if the project were to receive the \$800,000 grant, it would no longer be eligible for certain tax credits and there would be a great tax penalty imposed upon the project.

(d) A loan in the amount of \$800,000 will allow the project to move forward without further delays or financial duress.

(e) This emergency changes the language of the 2012 Act by simply changing the original grant to a loan and will serve the same purpose of assisting a mixed-use project that will provide 70 units of affordable housing to the Deanwood community of Ward 7.

Sec. 3. The Council of the District of Columbia determines that the circumstances enumerated in section 2 constitute emergency circumstances making it necessary that the Deputy

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Mayor for Planning and Economic Development Limited Grant-Making Authority Emergency Amendment Act of 2013 be adopted after a single reading.

Sec. 4. This resolution shall take effect immediately.

ENROLLED ORIGINAL

A RESOLUTION

20-100

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

April 9, 2013

To declare the existence of an emergency with respect to the need to exempt the transfer of real property located at 441 4th Street, N.W., to the District of Columbia from transfer taxation.

RESOLVED, BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this resolution may be cited as the “Transfer of Real Property Located at 441 4th Street, N.W., to the District of Columbia Transfer Tax Exemption Emergency Declaration Resolution of 2013”.

Sec. 2. Emergency legislation is necessary to facilitate the immediate transfer of the real property known as Lot 20 in Square 532, located at 441 4th Street, N.W., to the District of Columbia pursuant to the terms of a lease purchase agreement dated January 1, 1993, by exempting the transfer from the tax imposed pursuant to Chapter 9 of Title 47 of the District of Columbia Official Code.

Sec. 3. The Council of the District of Columbia determines that the circumstances enumerated in section 2 constitute emergency circumstances making it necessary that the Transfer of Real Property Located at 441 4th Street, N.W., to the District of Columbia Transfer Tax Exemption Emergency Act of 2013 be adopted after a single reading.

Sec. 4. This resolution shall take effect immediately.

ENROLLED ORIGINAL

A RESOLUTION

20-101

COUNCIL OF THE DISTRICT OF COLUMBIA

April 9, 2013

To declare the existence of an emergency with respect to the need to authorize the Director of the Department of Health to issue grants to qualified community organizations in fiscal year 2013.

RESOLVED, BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this resolution may be cited as the “Department of Health Grant-Making Authority Emergency Declaration Resolution of 2013”.

Sec. 2. Enactment of the Department of Health Grant-Making Authority Emergency Amendment Act of 2013 will enable the District to:

- (1) Prevent the closure of ambulatory care centers in the District;
- (2) Continue to fund school-based health care centers in Ballou, Woodson, Coolidge, and Anacostia High Schools;
- (3) Continue funding a poison control center;
- (4) Maintain a teen pregnancy prevention program; and
- (5) Continue to provide nutritional home delivery services to individuals living with cancer and other life-threatening diseases.

Sec. 3. The Council of the District of Columbia determines that the circumstances enumerated in section 2 constitute emergency circumstances making it necessary that the Department of Health Functions Clarification Emergency Amendment Act of 2013 be adopted after a single reading.

Sec. 4. This resolution shall take effect immediately.

ENROLLED ORIGINAL

A RESOLUTION

20-102

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

April 9, 2013

To declare the existence of an emergency with respect to the need to amend the Department of Health Functions Clarification Act of 2001 to streamline the procurement process for the Health Benefit Exchange Authority by clarifying that such procurements are not subject to the Procurement Practices Reform Act of 2010.

RESOLVED, BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this resolution may be cited as the “Health Benefit Exchange Authority Establishment Emergency Declaration Resolution of 2013”.

Sec. 2. (a) The purpose of the District of Columbia Health Benefit Exchange Authority (“the Authority”) is to establish, manage, and maintain the District’s health insurance exchange.

(b) The Patient Protection and Affordable Care Act of 2010, approved March 23, 2010 (124 Stat. 588; 42 U.S.C. 18001, note), as amended by the federal Health Care and Education Reconciliation Act, approved March 30, 2010 (124 Stat. 1029; 42 U.S.C. 1305, note), (collectively, the “Act”) made significant changes in the laws regulating the sale of private health insurance.

(c) The Act calls for the creation of state-based health insurance exchanges that will allow individuals, families, and small business owners to shop for coverage, compare policies, and choose the health plan that best meets their needs and budget. States were given the option of creating their own exchanges or having the federal government establish exchanges in the states.

(d) Individuals and small businesses wishing to receive federal tax credits to reduce the cost of insurance coverage can only do so through an exchange.

(e) The Act requires that individuals and small businesses be able to shop for coverage through a newly created exchange portal beginning in the fall of 2013, for coverage beginning January 1, 2014.

(f) The Act requires that an exchange shall establish a call center available to individuals and small businesses beginning in the fall of 2013, to assist them with the process of enrollment.

(g) On December 12, 2012, the District received conditional approval to establish a state-based exchange from the U.S. Department of Health and Human Services.

(h) The Centers for Medicare & Medicaid Services Center for Consumer Information and Insurance Oversight approved the District’s application based on the Authority’s self-

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assessment, progress to date, and expected progress across the entire spectrum of exchange requirements, and this approval is contingent on meeting several conditions including:

(1) Timely demonstration of the ability to perform all required exchange activities in line with the attestations the District of Columbia has made in its Exchange Blueprint Application submission;

(2) Ongoing compliance with future guidance and regulations, including all timelines related to guidance and infrastructure development;

(3) The exchange's ability to ensure a sustainability model; and

(4) Building an IT infrastructure with significant testing by the federal government which begins in April.

(i) Clarifying that the Authority is exempt from the requirements of the Procurement Practices Reform Act of 2010, effective April 8, 2011 (D.C. Law 18-371; D.C. Official Code §2-351.01 *et seq.*), will allow the Commission to accomplish its statutory mandate within the deadline set forth in the Act.

Sec 3. The Council of the District of Columbia determines that the circumstances enumerated in section 2 constitute emergency circumstances making it necessary that the Health Benefit Exchange Authority Establishment Emergency Amendment Act of 2013 be adopted after a single reading.

Sec. 4. This resolution shall take effect immediately.

ENROLLED ORIGINAL

A RESOLUTION

20-103

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

April 9, 2013

To declare the existence of an emergency with respect to the need to approve proposed multiyear contract No. DCAM-13-NC-0056 between the District of Columbia and Constellation Solar DC, LLC, to provide on-site solar power at the new Dunbar Senior High School.

RESOLVED, BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this resolution may be cited as the “Contract No. DCAM-13-NC-0056 Approval Emergency Declaration Resolution of 2013”.

Sec. 2. (a) There exists an immediate need to approve Contract No. DCAM-13-NC-0056 between the District of Columbia and Constellation Solar DC, LLC, to provide on-site solar power at the new Dunbar Senior High School.

(b) Contract No. DCAM-13-NC-0056 is a multiyear contract that requires Council approval pursuant to D.C. Official Code §§ 1-204.51(c) and § 1-252.02(b)(1).

(c) Approval of Contract No. DCAM-13-NC-0056 is necessary to authorize installation of a photovoltaic array on the roof of the new Dunbar Senior High School by Constellation Solar DC, LLC.

(d) The photovoltaic array will produce approximately 534,995 kWh per year, approximately 16% of the school’s electricity demand, at a rate of \$0.085 per kWh in fiscal year 2013.

Sec. 3. The Council of the District of Columbia determines that the circumstances enumerated in section 2 constitute emergency circumstances making it necessary that Contract No. DCAM-13-NC-0056 Emergency Approval Resolution of 2013 be adopted on an emergency basis.

Sec. 4. This resolution shall take effect immediately.

ENROLLED ORIGINAL

A RESOLUTION

20-104

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

April 9, 2013

To approve proposed multiyear contract No. DCAM-13-NC-0056 between the District of Columbia and Constellation Solar DC, LLC, to provide on-site solar power at the new Dunbar Senior High School.

RESOLVED, BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this resolution may be cited as the "Contract No. DCAM-13-NC-0056 Emergency Approval Resolution of 2013".

Sec. 2. Pursuant to section 451(c)(3) of the District of Columbia Home Rule Act, approved December 24, 1973 (87 Stat. 803; D.C. Official Code § 1-204.51(c)(3)), the Council approves Contract No. DCAM-13-NC-0056, a multiyear agreement between the District of Columbia and Constellation Solar DC, LLC, to provide on-site solar power at the new Dunbar Senior High School for 20 years from the date of contract award.

Sec. 3. Transmittal.

The Secretary to the Council shall transmit a copy of this resolution, upon its adoption, to the Mayor.

Sec. 4. Fiscal impact statement.

The Council adopts the fiscal statement of the Office of the Chief Financial Officer as the fiscal impact statement required by section 602(c)(3) of the District of Columbia Home Rule Act, approved December 24, 1973 (87 Stat. 813; D.C. Official Code § 1-206.02(c)(3)).

Sec. 5. Effective date.

This resolution shall take effect immediately.

ENROLLED ORIGINAL

A CEREMONIAL RESOLUTION

19-317

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

October 2, 2012

To recognize and honor Robert E. Miller for his numerous contributions to the Council of the District of Columbia, the Executive Office of the Mayor, and to Washington, D.C. on the occasion of his retirement.

WHEREAS, Robert E. Miller, is retiring after 32 years of government service and as the Deputy Director of the Mayor’s Office of Policy and Legislative Affairs from 2011-2012;

WHEREAS, Robert E. Miller joined the District of Columbia government in 1980 and was employed as the Legislative Aide to the late Councilmember Polly Shackleton;

WHEREAS, Robert E. Miller left the District of Columbia government once, briefly in 1983-1984, to become an adviser to Walter Mondale presidential campaign on local and state issues;

WHEREAS, Robert E. Miller has shown exceptional leadership as the Legislative Counsel to 6 Council Chairmen, (Dave Clarke, John Wilson, John Ray, Charlene Drew Jarvis, Linda Cropp, and Vincent Gray), as policy and legal advisor to the Committee of the Whole, and as liaison between the Washington Metropolitan Area Transit Authority, the National Capital Planning Commission, the Business Regulatory Reform Commission, D.C. Agenda, the Pennsylvania Avenue Development Corporation, the Metropolitan Washington Council of Governments, the U.S. Congress, the White House, and the Executive and Legislative branches of the District of Columbia government from 1985 thru 2010;

WHEREAS, Robert E. Miller has coordinated all related land use planning and economic development projects with 5 Mayors and with all Councilmembers;

WHEREAS, Robert E. Miller has been a dedicated employee of the District of Columbia government from the early stages of the developing a Comprehensive Plan as required by the Home Rule Act;

ENROLLED ORIGINAL

WHEREAS, Robert E. Miller’s hard work and ability to resolve conflicts has significantly contributed to the success of the District Columbia Comprehensive Plan and the relationship between the federal and District governments;

WHEREAS, Robert E. Miller’s work as the Deputy Director of Policy and Legislative Affairs continue to protect and advance the District’s interests at the Congress, the White House, federal agencies, and at the National Capital Planning Commission; and

WHEREAS, Robert E. Miller’s service stands as an example for other civil servants to follow.

RESOLVED, BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this resolution may be cited as the “Robert E. Miller Recognition Resolution of 2012”.

Sec. 2. The Council of the District of Columbia salutes Robert E. Miller on the occasion of his retirement from the District of Columbia government and for his contributions to the District of Columbia and its citizens.

Sec. 3. This resolution shall take effect immediately upon the first date of publication in the District of Columbia Register.

ENROLLED ORIGINAL

A CEREMONIAL RESOLUTION

19-318

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

October 2, 2012

To recognize and honor the Washington Nationals on their winning season and trip to the Major League Baseball playoffs, and to declare October 2, 2012 as “Washington Nationals Day” in the District of Columbia.

WHEREAS, the Washington Nationals moved to Washington, D.C. in 2005;

WHEREAS, the Washington Nationals were purchased by the Lerner Family from Major League Baseball in 2006;

WHEREAS, the Washington Nationals moved to a new stadium in 2008;

WHEREAS, the Washington Nationals are champions of the National League East;

WHEREAS, Washington, D.C. has a baseball team in FIRST PLACE for the first time since 1933 when the Washington Senators won the pennant and 1948 when the Homestead Grays won the Negro National League pennant;

WHEREAS, the Washington Nationals continue to display their NATITUDE, showing tremendous skill, spirit, and athletic achievement on the field;

WHEREAS, as of October 1st, the Washington Nationals have a regular season record of 96-64 with 2 games remaining;

WHEREAS, the Washington Nationals are truly winners in every meaningful way; and

WHEREAS, the Washington Nationals are READY for the playoffs.

ENROLLED ORIGINAL

RESOLVED, BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this resolution may be cited as the “Washington Nationals 2012 Season Celebration Recognition Resolution of 2012”.

Sec. 2. The Council of the District of Columbia salutes the Washington Nationals for their spirit and countless achievements in advancing sporting excellence in Washington, D.C. and recognizes their role in elevating our city to prominence in Major League Baseball.

Sec. 3. The Council of the District of Columbia declares October 2, 2012 to be “Washington Nationals Day” in the District of Columbia in celebration of the Washington Nationals winning season.

Sec. 4. This resolution shall take effect immediately upon the first date of publication in the District of Columbia Register.

ENROLLED ORIGINAL

A CEREMONIAL RESOLUTION

19-319

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

October 16, 2012

To recognize and honor Arturo V. Lawson, on the occasion of his retirement, for his years of outstanding public service to the District of Columbia.

WHEREAS, Arturo (“Art”) V. Lawson was born in Washington, D.C., at Columbia Hospital for Women on February 24, 1953, and resides in Ward 4;

WHEREAS, Art Lawson is the loving husband of Jacqueline L. Lawson, and the devoted father of adult children Justin Dickerson and Shelby Lawson;

WHEREAS, Art Lawson received his earlier education in the Washington Parochial School system, having attended St. Augustine and Nativity schools, DeMatha Catholic High School in Hyattsville, Maryland, and graduating from Northwestern Senior High School, also in Hyattsville, Maryland.

WHEREAS, after completing his Bachelor of Science degree at Morgan State College in Baltimore, Maryland, in urban studies with a concentration in urban planning, he returned to the District of Columbia, where he earned a Master of Science degree from Federal City College;

WHEREAS, Art Lawson is a member of Iota Phi Theta Fraternity, Incorporated from which, in 1974, he received the National Grand Council's Outstanding Undergraduate of the Year Award and in 1977 he received Outstanding Community Service Award from the Federal City College;

WHEREAS, Art Lawson is a member of Metropolitan Baptist Church and lends his baritone voice to the senior and men's choirs;

WHEREAS, Art Lawson is a staunch supporter of his alma mater, Morgan State University, and serves as president of the Washington, DC Metropolitan Area Chapter of the Alumni Association;

WHEREAS, a sports fan, art enthusiast and music lover, Art Lawson has a keen eye and ear for these talents and gifts;

ENROLLED ORIGINAL

WHEREAS, Art Lawson began his service to the District of Columbia and its residents in the Department of Recreation in 1974, where he distinguished himself in the senior citizens program as a center director;

WHEREAS, Art Lawson developed new and innovative programs and worked with Federal City College and the Department of Human Resources to develop a gerontology training curriculum for the Department of Recreation's senior citizen program employees;

WHEREAS, in 1978, Art Lawson moved to the Office on Aging, where he served as the special initiatives coordinator, helped create the Senior Services Network, Washington Center for Aging Services and did all of the staff work to fund and create the Washington Elderly and Handicapped Transportation Services;

WHEREAS, he worked with several private nonprofit organizations to create hundreds of elderly and handicapped housing units, and also served on the Board of Directors of Legal Counsel for the Elderly and the National Center for Black Aged -- NCBA Estates;

WHEREAS, in 1982, Art Lawson transferred to the Department of Public Works ("DPW"), where he rose from bus and rail planner in the Office of Mass Transit to the interim director of the agency during the first 8 months of the Anthony Williams administration;

WHEREAS, from 1989 through 1994, Art Lawson served as the Administrator of the Office of Mass Transit, where he led the District's staff effort to plan and finance the last 13.5 miles of the regionally adopted Metrorail system;

WHEREAS, Mr. Lawson's staff efforts led to the construction scenario that reduced the private residential takings from almost 240 down to zero and tied the zero takings to the District's approval of the fifth capital contributions agreement and the "Fast Track" Metrorail construction agreement;

WHEREAS, Art Lawson served as the Administrator of the Office of Policy and Planning from 1995 through 1996, where he led DPW staff efforts to construct the infrastructure to support the construction of the MCI arena, now known as Verizon Center;

WHEREAS, Mr. Lawson identified the scenario to fund the renovation of the Metrorail Gallery Place entrance under the arena and the scenario to mitigate the closing of a portion of the L'Enfant Street by opening up another portion of the same L'Enfant Street;

WHEREAS, from 1997 through 1999, Art Lawson served as the Department of Public Works Deputy Director for Operations, where he worked to implement the provisions of the

ENROLLED ORIGINAL

District of Columbia Highway Relief Act of 1996, which jump-started the District's Federal Aid Transportation program that had been discontinued due to the District's financial crisis;

WHEREAS, Art Lawson, served as the Interim Director of the Department of Public Works from December of 1999 through July of 2000, where he successfully implemented Mayor Anthony Williams' public infrastructure short-term action plan to make visible and sustained improvements in the city's infrastructure;

WHEREAS, Art Lawson retired in September 2000 but returned to public service in 2001 with the WMATA Office of Business Planning and Development, where he was the Project Director for the Regional Bus Study—the first comprehensive study and plan to address bus needs across the WMATA territory;

WHEREAS, since 2004, Art Lawson has served in the WMATA Office of Government Relations, a role in which he successfully orchestrated the political and regulatory waters to make the Shepherd Parkway bus garage a reality, and worked with the Council to pass legislation that enhanced the penalty for assaults on a bus or train operator;

WHEREAS, after almost 4 decades, on September 28, 2012, Art Lawson retired from his outstanding career serving the public; and

WHEREAS, although Art Lawson plans to spend his retirement pursuing his many interests and hobbies, he is looking forward with great enthusiasm to being a grandfather for the first, *and* second times.

RESOLVED, BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this resolution may be cited as the “Arthuro V. Lawson Recognition Resolution of 2012”.

Sec. 2. The Council of the District of Columbia commends and recognizes Arthuro V. Lawson for his years of exemplarily public service and outstanding commitment to the District of Columbia and the greater Washington, D.C. community.

Sec. 3. This resolution shall take effect immediately upon the first date of publication in the District of Columbia Register.

ENROLLED ORIGINAL

A CEREMONIAL RESOLUTION

19-320

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

October 16, 2012

To honor and recognize Mr. Robert L.E. Egger on the 24th anniversary of the founding of DC Central Kitchen, and to declare January 20, 2013 as “Robert Egger Day” in the District of Columbia.

WHEREAS, after volunteering to feed homeless in the District of Columbia, Mr. Egger recognized potential in the city’s underprivileged and decided to develop a system that could feed the homeless and empower them at the same time;

WHEREAS, Mr. Egger proposed a business plan that would safely collect all the surplus food from the city’s restaurants, hotels, and caterers and provide food service training to people on the street who lacked job skills;

WHEREAS, Mr. Egger founded DC Central Kitchen in 1989, which has produced over 25 million meals and empowered over 1,000 graduates to overcome addiction, homelessness, and incarceration through its culinary arts job training;

WHEREAS, DC Central Kitchen’s School Food Program serves 4,200 healthy, locally-sourced meals to 2,000 low-income District of Columbia schoolchildren every day;

WHEREAS, every day, DC Central Kitchen, through its First Helping team, provides warm meals and social services to chronically homeless residents of Wards 7 and 8;

WHEREAS, DC Central Kitchen has hosted 2 U.S. Presidents, visiting heads of state, Ambassadors, Senators, Congressmen and women, Cabinet Secretaries, Mayors, and other dignitaries;

WHEREAS, Mr. Egger was the founding Chair of both the Mayor’s Commission on Nutrition and *Street Sense*, the District’s “homeless” newspaper;

WHEREAS, Mr. Egger started the Campus Kitchens Project, which carries on hunger relief and student leadership development at 33 campuses across the country, has served over one million meals, and engaged over 25,000 student volunteers;

ENROLLED ORIGINAL

WHEREAS, Mr. Egger is recognized as a national leader in the field of social enterprise and a leading voice for the nonprofit sector; and

WHEREAS, Mr. Egger has been named an Oprah Angel, a Washingtonian of the Year, a Point of Light, and one of the Ten Most Caring People in America by the Caring Institute.

RESOLVED, BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this resolution may be cited as the “Mr. Robert L. E. Egger Recognition Resolution of 2012”.

Sec. 2. The Council of the District of Columbia recognizes and honors Mr. Robert L.E. Egger for his leadership and dedication to defeat hunger, poverty, and poor health in the metropolitan area, and declares January 20, 2013 as “Robert Egger Day” in the District of Columbia.

Sec. 3. This resolution shall take effect immediately upon the first date of publication in the District of Columbia Register.

ENROLLED ORIGINAL

A CEREMONIAL RESOLUTION

19-321

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

October 16, 2012

To recognize contributions made by the live-aboard boating community and declare October 20, 2012 as “Live-Aboard Boater Day” in the District of Columbia.

WHEREAS, the District of Columbia commemorates a rich maritime history by recognizing the historic live-aboard boating community of Southwest Washington;

WHEREAS, the Gangplank Marina live-aboard community represents an American ideal of unparalleled diversity spanning socioeconomic, ethnicity, age, and lifestyle boundaries;

WHEREAS, while other neighborhoods in the District struggle to create and maintain such a convergence, the Southwest Waterfront has been home to residents of Gangplank Marina for over 4 decades;

WHEREAS, like any small neighborhood in America, live-aboard boaters share important personal events together, look after each other, particularly in times of need, and contribute to the community at large, and live-aboards also keep a watchful eye for the safety of life and property and lend a colorful presence to the waterfront;

WHEREAS, live-aboard boaters assisted in drafting the original Green Marina guidelines adopted at Gangplank in 2002, which now serve as a model for environmental efforts in other marinas;

WHEREAS, the Washington Channel of the Potomac River is a cleaner body of water each year that live-aboard boaters reside, recreate, and depend upon the river;

WHEREAS, a viable live-aboard community is a valuable component of the waterfront revitalization efforts;

WHEREAS, live-aboard boaters enrich, enliven, and help build healthy community marinas across America;

ENROLLED ORIGINAL

WHEREAS, Gangplank Marina has the largest live-aboard population on the United States East Coast, currently numbering over 100 individuals; and

WHEREAS, October 20, 2012 is the District’s 2nd Annual Boat Home Tour, organized by live-aboard boaters at Gangplank Marina to share their unique living spaces with the general public and promote interest in the District’s Southwest Waterfront.

RESOLVED, BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this resolution may be cited as the “Live-Aboard Boater Day Recognition Resolution of 2012”.

Sec. 2. The Council of the District of Columbia recognizes the contribution to the District of the live-aboard boating community and recognizes October 20, 2012 as “Live-Aboard Boater Day” in the District of Columbia.

Sec. 3. This resolution shall take effect immediately upon the first date of publication in the District of Columbia Register.

ENROLLED ORIGINAL

A CEREMONIAL RESOLUTION

19-322

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

October 16, 2012

To recognize the importance of Azerbaijan Independence Day for the District of Columbia.

WHEREAS, the Republic of Azerbaijan was re-established on October 18, 1991, after 70 years of being part of the USSR;

WHEREAS, Azerbaijan stretches from the Caucasus Mountains in the north to the Araxes River in the south, Karabakh in the center, and the Caspian Sea in the east to Karki, Naxcivan in the west, and was quickly recognized by the United States of America;

WHEREAS, modern Republic of Azerbaijan has an area of 33,440 square miles, includes the exclave of Naxcivan and the Karabakh region, and is situated in the South Caucasus region, southeastern Europe;

WHEREAS, the territorial integrity, state sovereignty, and independence of the Republic of Azerbaijan is unconditionally supported by the United States;

WHEREAS, Azerbaijan has been a strategic ally of the U.S., sending troops to Kosovo, Iraq, and Afghanistan, combating proliferation of nuclear technologies, fighting international terrorism, cooperating with NATO, contributing to energy security, supplying U.S. and European allies with its oil and gas, and seeing eye to eye as a non-permanent member of the UN Security Council; and

WHEREAS, every year for the last 21 years, an estimated 40 million Azerbaijanis around the globe, including 400,000 Azerbaijani-Americans, and their organizations such as the U.S. Azeris Network, observe October 18 as the Independence Day of Azerbaijan and remember the contribution of their forefathers to the spread of freedom and democracy in the Caucasus and the greater region.

RESOLVED, BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this resolution be cited as the "Azerbaijan Independence Day Celebration Recognition Resolution of 2012".

ENROLLED ORIGINAL

Sec. 2. The Council of the District of Columbia hereby honors the contributions of the Azerbaijan community to our city and calls upon all residents of this great city to join in observing this day.

Sec. 3. This resolution shall take effect immediately upon the first date of publication in the District of Columbia Register.

ENROLLED ORIGINAL

A CEREMONIAL RESOLUTION

19-323

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

November 1, 2012

To recognize and honor the Washington Nationals on their winning season and trip to the Major League Baseball playoffs, and to declare October 2, 2012 as “Washington Nationals Day” in the District of Columbia.

WHEREAS, the Washington Nationals moved to Washington, D.C. in 2005;

WHEREAS, the Washington Nationals were purchased by the Lerner Family from Major League Baseball in 2006;

WHEREAS, the Washington Nationals moved to a new stadium in 2008;

WHEREAS, the Washington Nationals are champions of the National League East; and

WHEREAS, Washington, D.C. has a baseball team in FIRST PLACE for the first time since 1933 when the Washington Senators won the pennant and 1948 when the Homestead Grays won the Negro National League pennant;

WHEREAS, the Washington Nationals continue to display their NATITUDE, showing tremendous skill, spirit, and athletic achievement on the field;

WHEREAS, as of October 1st, The Washington Nationals have a regular season record of 96-64 with 2 games remaining;

WHEREAS, the Washington Nationals are truly winners in every meaningful way; and

WHEREAS, the Washington Nationals are READY for the playoffs.

ENROLLED ORIGINAL

RESOLVED, BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this resolution may be cited as the “Washington Nationals 2012 Season Celebration Recognition Resolution of 2012”.

Sec. 2. The Council of the District of Columbia salutes the Washington Nationals for their spirit and countless achievements in advancing sporting excellence in Washington, D.C. and recognizes its role in elevating our city to prominence in Major League Baseball.

Sec. 3. The Council of the District of Columbia declares October 2, 2012 to be “Washington Nationals Day” in celebration of the Washington Nationals winning season.

Sec.4. This resolution shall take effect immediately upon the first date of publication in the District of Columbia Register.

ENROLLED ORIGINAL

A RESOLUTION

19-324

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

November 1, 2012

To recognize and honor the Washington Kastles and its owner Mark Ein, who represent the District of Columbia’s finest living monument to professionalism, team work, caring, and community service, and to declare October 22, 2012 as “Washington Kastles Day” in the District of Columbia.

WHEREAS, this past summer, the Washington Kastles and owner Mark Ein attracted more than 15,000 fans from all sections of the city to one of the most unique sports venues ever constructed in Washington, D.C.;

WHEREAS, Mark Ein, a long-time Washington, D.C. resident and business owner, had the vision to create the Washington Kastles franchise and Kastles Stadium in the center of the city as well as the energy and the skills to bring it to reality in a first-class manner so that so many local citizens could benefit;

WHEREAS, the Kastles demonstrate Mark’s deep commitment to the city, its community, and numerous local charities over a long period of time;

WHEREAS, seven home matches were held between July 12th and July 24th, 2012, and players competing included 4-time Olympic gold medalist Venus Williams, 13-time Grand Slam doubles champion Leander Paes, former World No. 1 Martina Hingis, and Australian Olympian Anastasia Rodionova;

WHEREAS, the Washington Kastles captured their third World Team Tennis championship in 4 years, and in doing so, completed their second straight 16-0 season, extending their winning streak to 32 matches, the second-longest winning streak in major U.S. pro sports history, only one victory shy of the 33-game unbeaten run of the 1971-72 Los Angeles Lakers;

WHEREAS, through Kastle Community outreach efforts since the team’s inaugural 2008 season, Mark Ein and the franchise have provided a total of nearly \$800,000 in cash and donated goods, including tickets, racquets, and merchandise to local charities, youth groups, and children;

ENROLLED ORIGINAL

WHEREAS, among the many beneficiaries are The Boys and Girls Clubs, The Southeast Tennis and Learning Center, District of Columbia Public Schools, DC CAP, Big Brothers Big Sisters, and Washington Tennis and Education Foundation;

WHEREAS, two televised matches at Kastles Stadium at The Wharf and 3 more available via live streaming online showcased Washington, D.C. to an international audience; and

WHEREAS, while tennis fans around the world watched the Kastles from the comfort of their homes, notables who enjoyed the action in person included First Lady Michelle Obama, her daughters Sasha and Malia, and Washington, D.C. Mayor Vincent Gray.

RESOLVED, BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this resolution may be cited as the "Washington Kastles Recognition Resolution of 2012".

Sec. 2. The Council of the District of Columbia salutes the Washington Kastles and Mark Ein for their dedication, passion, and persevering spirit in advancing sporting excellence in Washington, D.C., and elevating our city to prominence in professional tennis.

Sec. 3. The Council of the District of Columbia declares October 22, 2012 as "Washington Kastles Day" in the District of Columbia.

Sec. 4. This resolution shall take effect immediately upon the first date of publication in the District of Columbia Register.

ENROLLED ORIGINAL

A RESOLUTION

19-325

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

November 1, 2012

To declare the month of November as “National Hospice and Palliative Care Month” in the District of Columbia and to recognize the dignity hospice and palliative care can provide to patients.

WHEREAS, every year more than 1.5 million Americans living with life-limiting illnesses and their families receive care from hospice programs in their communities;

WHEREAS, hospice services are available to terminally ill patients of any age, religion, or race;

WHEREAS, a professionally managed interdisciplinary team of providers that includes physicians, nurses, social workers, hospice aides, spiritual counselors, bereavement counselors, volunteers, dietary counselors, ancillary therapists, and others tailor patient care plans that emphasize control of pain and other symptoms;

WHEREAS, hospice and palliative teams provide emotional and spiritual support to families so that patients are surrounded and supported by their loved ones, friends, committed caregivers, and community;

WHEREAS, hospice and palliative care providers seek to remove barriers to quality palliative and end-of-life-care to ensure universal access, especially for traditionally underserved populations;

WHEREAS, a hospice program ensures patients and families receive peace of mind knowing the doctors and professionals involved are trained to administer high-quality and comprehensive care for terminally ill individuals; and

WHEREAS, an estimated 42% of all deaths in the United States were under the care of a hospice program.

ENROLLED ORIGINAL

RESOLVED, BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this resolution may be cited as the “National Hospice and Palliative Care Month Recognition Resolution of 2012”.

Sec. 2. The Council of The District of Columbia commends the hospice and palliative care providers in the District for their extraordinary commitment to the patients and residents of the District of Columbia and declares the month of November as “National Hospice and Palliative Care Month” in the District of Columbia.

Sec. 3. This resolution shall take effect immediately upon the first date of publication in the District of Columbia Register.

ENROLLED ORIGINAL

A RESOLUTION

19-326

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

November 1, 2012

To recognize and honor Delta Sigma Theta Sorority, Incorporated on the occasion of its centennial celebration.

WHEREAS, on January 13, 1913, 22 courageous and exemplary African-American collegiate women gathered at Howard University with the goal of promoting academic excellence, public service, and social activism;

WHEREAS, it is important to celebrate the role of history in our lives and the contributions made by dedicated individuals in helping to preserve the tangible aspects of our heritage that has shaped us as a people;

WHEREAS, Delta Sigma Theta Sorority, Incorporated continues to be a testament of their Founders' vision through strength, commitment, and dedication to sisterhood, public service, and scholarship;

WHEREAS, on January 13, 2013, Delta Sigma Theta Sorority, Incorporated is celebrating its 100th Founders Day Anniversary in the Nation's Capital; and

WHEREAS, Delta members from around the globe will gather together in Washington, D.C. to commemorate the sorority's founding and celebrate a "*Century of Sisterhood, Scholarship, and Service.*".

RESOLVED, BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this resolution may be cited as the "Delta Sigma Theta Sorority, Incorporated Centennial Recognition Resolution of 2012".

Sec. 2. The Council of the District of Columbia recognizes and honors Delta Sigma Theta Sorority, Incorporated and its members for their dedication, commitment, and contribution to African-Americans, women, and the United States of America.

Sec. 3. This resolution shall take effect immediately upon first date in the publication of the District of Columbia Register.

ENROLLED ORIGINAL

A RESOLUTION

19-327

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

November 1, 2012

To recognize and honor Lynn J. Brantley for her numerous contributions to the residents of Washington, D.C. and the Washington, D.C. metropolitan area on the occasion of her retirement.

WHEREAS, Lynn J. Brantley is retiring from the Capital Area Food Bank after 32 years of service, from 1980 through 2012;

WHEREAS, Lynn J. Brantley co-founded the food bank in 1980 as a faith-based nonprofit with the mission of ending hunger through partnerships with hundreds of community service organizations;

WHEREAS, Lynn J. Brantley was appointed President and CEO of the Capital Area Food Bank in 1988;

WHEREAS, Lynn J. Brantley has guided the Capital Area Food Bank to become the largest nonprofit food provider in the Washington, D.C. metropolitan area;

WHEREAS, Lynn J. Brantley, this year, has supervised the distribution of 33 million pounds of food, half of which is fresh produce, through more than 700 partner agencies, to 478,000 residents in the Washington, D.C. metropolitan area;

WHEREAS, Lynn J. Brantley has demonstrated a life-long commitment to nutrition education and hunger awareness which has led to a diverse number of Capital Area Food Bank direct service programs that inform, empower, train, and assist thousands of individuals and families in need;

WHEREAS, Lynn J. Brantley inspires more than 18,000 volunteers to support the Capital Area Food Bank's mission, saving an estimated \$2 million in annual staffing costs;

ENROLLED ORIGINAL

WHEREAS, Lynn J. Brantley was successful in obtaining \$16 million from the District of Columbia Department of Housing and Community Development for the Capital Area Food Bank's Capital Campaign to construct a new food distribution center in Northeast Washington, D.C.;

WHEREAS, Lynn J. Brantley led the Capital Area Food Bank during its successful \$37 million Capital Campaign, and oversaw the construction of the Bedford Falls Foundation Distribution Center at 4900 Puerto Rico Avenue, N.E., and the move to the new location on July 31, 2012;

WHEREAS, Lynn J. Brantley has received awards and recognition from the federal government, *Washingtonian* magazine, the *Washington Business Journal*, Toyota, and others;

WHEREAS, Lynn J. Brantley has dedicated much of her life to the problem of hunger in her community, because she believes that having nutritious food is a basic human right; and

WHEREAS, Lynn J. Brantley is an unwavering voice for the powerless, an inspiration to her staff, and an advocate for those suffering from hunger.

RESOLVED, BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this resolution may be cited as the "Lynn J. Brantley Recognition Resolution of 2012".

Sec. 2. The Council of the District of Columbia salutes and thanks Lynn J. Brantley on the occasion of her retirement from the Capital Area Food Bank and for her contributions to the District of Columbia and its citizens.

Sec. 3. This resolution shall take effect immediately upon the first date of publication in the District of Columbia Register.

ENROLLED ORIGINAL

A CEREMONIAL RESOLUTION

19-328

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

November 15, 2012

To recognize the Washington Nationals baseball organization for winning the 2012 National League East Division Title, for being the first Washington, D.C. team to make the Major League Baseball postseason since 1933, and for having the first winning season for a Washington, D.C. Major League Baseball team since 1969.

WHEREAS, on September 29, 2004, Major League Baseball (“MLB”) announced the Montreal Expos would move to Washington, D.C. and would begin playing in 2005, the first time baseball was to be played in the nation’s capital since 1971;

WHEREAS, on November 22, 2004, the team officially changed its name to the Washington Nationals (“Nationals”);

WHEREAS, on December 21, 2004, the Council of the District of Columbia in a 7-6 vote passed the “Ballpark Omnibus Financing Revenue Act of 2004” (“the Act”);

WHEREAS, the Act authorized the construction of Nationals Park and finalized a deal with MLB to make the Nationals the official baseball team of the District of Columbia;

WHEREAS, the current members of the Council who voted in the affirmative to bring baseball back to the District are Vincent B. Orange Sr. and Jack Evans and former members Harold Brazil, Sharon Ambrose, Kevin P. Chavous, Sandy Allen, and former Council Chairwoman Linda Cropp also voted in the affirmative;

WHEREAS, a great deal of hard work to bring baseball to the District must also be attributed to former Mayor Anthony Williams, to former Deputy Chief of Staff to Mayor Williams and now Vice President for the Nationals baseball organization, Greg McCarthy, to former Chairman of the DC Sports and Entertainment Commission, Mark Tuohey, and to former member of the DC Sports and Entertainment Commission, Bill Hall;

ENROLLED ORIGINAL

WHEREAS, on April 4, 2005, the Nationals played their first game, against the Philadelphia Phillies;

WHEREAS, on April 14, 2005, the Nationals played their first game in the District of Columbia at Robert F. Kennedy Memorial Stadium in front of a sell-out crowd against the Arizona Diamondbacks, with former President George W. Bush throwing out the first pitch;

WHEREAS, the Nationals cemented the return of major league baseball to the District with a 5-3 win over the Arizona Diamondbacks on April 14, 2005;

WHEREAS, construction broke ground on Nationals Park on May 4, 2006.

WHEREAS, on March 30, 2008, the Nationals played their first game at Nationals Park in front of a sell-out crowd and a nationally televised audience on ESPN's Sunday Night Baseball broadcast;

WHEREAS, All-Star and Gold Glove third baseman, Ryan Zimmerman, hit a walk-off home run against the Atlanta Braves that night to give the Nationals their first win at Nationals Park;

WHEREAS, Nationals Park has been an important part of the revitalization of the Southwest/Anacostia Riverfront area;

WHEREAS, the Nationals baseball organization has quickly become a pillar of the community with efforts such as helping fund the Washington Nationals Youth Baseball Academy and the Pediatric Diabetes Care Complex at Children's National Medical Center;

WHEREAS, on October 1, 2012, the Nationals clinched their first ever National League East Division Title;

WHEREAS, the Nationals currently have the best record in Major League Baseball, have won more than 95 games, and have better than a .600 winning percentage;

WHEREAS, this is the first time since 1933 that a Major League Baseball team from the nation's capital has made the postseason;

WHEREAS, this season marks the first time since 1969 that a baseball team from Washington has had a winning season; and

ENROLLED ORIGINAL

WHEREAS, a great deal of gratitude and appreciation goes to Mr. Theodore Lerner and the Lerner family, Nationals general manager, Mike Rizzo, Nationals manager, Davey Johnson, the Nationals staff and administrators, and, of course, the 40 players that make up the Washington Nationals, the 2012 National League East Division Champions.

RESOLVED, BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this resolution may be cited as the “Washington Nationals National League East Division Champions Recognition Resolution of 2012”.

Sec. 2. The Council of the District of Columbia recognizes and honors the Washington Nationals baseball organization for its outstanding contributions, both on and off the field, to the District of Columbia.

Sec. 3. This resolution shall take effect immediately upon the first date of publication in the District of Columbia Register.

ENROLLED ORIGINAL

A CEREMONIAL RESOLUTION

19-329

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

November 15, 2012

To recognize and honor 50 years of service by The Questers, Incorporated, a nonprofit that promotes benevolent, civic, cultural, and educational interests in the District of Columbia and causes that touch many lives.

WHEREAS, The Questers, Inc., was founded January 20, 1962 in the District of Columbia by 36 Christian, business, and professional Black women, and led by the late Mrs. Dorothy B. Smith, wife of the late Rev., E.C. Smith, Pastor, Metropolitan Baptist Church, Washington, D.C.;

WHEREAS, The Questers, Inc., since its inception, has raised over \$600,000 for charitable causes in the District, including the Children's Hospital National Medical Center, The Howard University Breast Cancer and Sickle Cell centers, 4-year college scholarships to area students, and the Kennedy Center, among others;

WHEREAS, The Questers, Inc. has spread their mission of volunteer service to areas like Durban, South Africa, Nigeria, and Haiti through fundraising efforts for supported schools and hospitals in those regions;

WHEREAS, The Questers, Inc. encourages the development of community spirit and a change in people's lives through its ongoing support of local causes like at-risk youth, group homes for girls and women, education, affordable housing for seniors, and needy families; and

WHEREAS, The Questers, Inc., have encouraged all District residents – and Americans – to continue “To Seek, To Find, To Share” their giving spirit for the betterment of communities around the world for the last 50 years.

RESOLVED, BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this resolution may be cited as the “The Questers, Incorporated Recognition Resolution of 2012”.

Sec. 2. The Council of the District of Columbia recognizes and honors The Questers, Incorporated for its contribution and commitment to volunteerism to various populations within the District.

Sec. 3. This resolution shall take effect immediately upon the first date of publication in the District of Columbia Register.

ENROLLED ORIGINAL

A CEREMONIAL RESOLUTION

19-330

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

November 15, 2012

To recognize, honor, and express overwhelming gratitude to Linda D. Rabbitt for her commitment to excellence and for her numerous contributions to the District of Columbia and her residents.

WHEREAS, Linda D. Rabbitt, a graduate and Trustee of George Washington University and founder and CEO of Rand Construction Corporation, has been a pioneer and guiding light of women in Washington, D.C.'s construction industry;

WHEREAS, Linda D. Rabbitt has advanced the entrepreneurial spirit in the District of Columbia and has served continuously to improve our community;

WHEREAS, Linda D. Rabbitt has improved the governance of our business economy through her tireless contributions as a member and leader of The Greater Washington Board of Trade, The Federal City council, and The Economic Club of Washington;

WHEREAS, Linda D. Rabbitt has furthered the influence of women in the real estate and construction industry through her leadership of The Women's Forum of Washington, Commercial Real Estate Women, and the Washington Building Congress; and

WHEREAS, for the past 3 years Linda D. Rabbitt has served as the Chair of the Federal City Council, as a leader and partner in enhancing the nation's capital by focusing the creative and administrative talents of the District's business and professional leaders on major problems and opportunities facing the city.

RESOLVED, BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this resolution may be cited as the "Linda D. Rabbitt Recognition Resolution of 2012".

Sec. 2. The Council of the District of Columbia is proud to recognize, honor, and express our overwhelming gratitude to Linda D. Rabbitt for her heroic civic actions on behalf of the District of Columbia and her citizens.

Sec. 3. This resolution shall take effect immediately upon the first date of publication in the District of Columbia Register.

ENROLLED ORIGINAL

A CEREMONIAL RESOLUTION

19-331

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

November 15, 2012

To recognize and honor Bonnie C. Rampersaud for her outstanding service to the government and citizens of the District of Columbia.

WHEREAS, Bonnie C. Rampersaud was born and raised in Washington, D.C.;

WHEREAS, Ms. Rampersaud received a high school diploma from Sacred Heart Academy, Washington, D.C.;

WHEREAS, she received a Bachelor of Science Degree in Psychology and Zoology from Howard University;

WHEREAS, she received a Master of Social Work degree from Howard University;

WHEREAS, Ms. Rampersaud worked for the Howard University's School of Social Work after obtaining her degree;

WHEREAS, she did grant writing for the District of Columbia Office of Criminal Justice Coordinating Council;

WHEREAS, she moved to Trinidad and Tobago and worked as an Outreach Coordinator;

WHEREAS, Ms. Rampersaud was Training Coordinator for Cannes and Company in Trinidad and was promoted to Director of Training;

WHEREAS, as Director of Training she collaborated with Cornell University to procure coursework for the trainees;

WHEREAS, her procurement of coursework resulted in the success of 3 graduated classes before she returned to the United States;

WHEREAS, Ms. Rampersaud served in the District of Columbia Public Schools as a Counselor in the Human Resources Department;

ENROLLED ORIGINAL

WHEREAS, Ms. Rampersaud served as the Department of Consumer and Regulatory Affairs Public Information Officer, providing information to the media and the public in response to crises and emergencies;

WHEREAS, she served as the Department of Health’s Public Information Officer and executed campaigns for the public’s awareness on key health issues;

WHEREAS, Ms. Rampersaud served as Program Manager for the Health Professional Licensing Administration;

WHEREAS, she served as Executive Director of Allied and Behavioral Health for fourteen Boards in the Health Professional Licensing Administration: Audiology & Speech Pathology, Dentistry, Dietetics & Nutrition, Marriage & Family Therapy, Massage Therapy, Nursing Home Administration, Occupational Therapy, Optometry, Physical Therapy, Podiatry, Professional Counseling, Psychology, Respiratory Care, and Social Work; and

WHEREAS, Ms. Rampersaud is recognized for her distinguished public service to the District of Columbia.

RESOLVED, BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this resolution may be cited as the “Bonnie C. Rampersaud Recognition Resolution of 2012”.

Sec. 2. The Council of the District of Columbia recognizes and honors Bonnie C. Rampersaud for her untiring dedication to the citizens and government of the District of Columbia.

Sec. 3. This resolution shall take effect immediately upon the first date of publication in the District of Columbia Register.

**COUNCIL OF THE DISTRICT OF COLUMBIA
NOTICE OF INTENT TO ACT ON NEW LEGISLATION**

The Council of the District of Columbia hereby gives notice of its intention to consider the following legislative matters for final Council action in not less than **15 days**. Referrals of legislation to various committees of the Council are listed below and are subject to change at the legislative meeting immediately following or coinciding with the date of introduction. It is also noted that legislation may be co-sponsored by other Councilmembers after its introduction.

Interested persons wishing to comment may do so in writing addressed to Nyasha Smith, Secretary to the Council, 1350 Pennsylvania Avenue, NW, Room 5, Washington, D.C. 20004. Copies of bills and proposed resolutions are available in the Legislative Services Division, 1350 Pennsylvania Avenue, NW, Room 10, Washington, D.C. 20004 Telephone: 724-8050 or online at www.dccouncil.us.

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COUNCIL OF THE DISTRICT OF COLUMBIA	PROPOSED LEGISLATION
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BILLS

- B20-225 Sexual Abuse Statue of Limitations Elimination Amendment Act of 2013

Intro. 04-09-13 by Councilmember Cheh and referred to the Committee on Judiciary and Public Safety

- B20-226 Reporting of Hospital-Acquired Infections Amendment Act of 2013

Intro. 04-09-13 by Councilmember Cheh and referred to the Committee on Health

- B20-227 Children’s Oral Health Care Amendment Act of 2013

Intro. 04-09-13 by Councilmember Cheh and referred to the Committee on Health

- B20-228 Large Tract Review Process Amendment Act of 2013

Intro. 04-09-13 by Councilmember Cheh and referred to the Committee of the Whole with comments from the Committee on Economic Development

- B20-229 Walter Reed Army Medical Center Site Reuse Community Advisory Committee Establishment Amendment Act of 2013

Intro. 04-10-13 by Councilmembers Bowser, Bonds, McDuffie, Orange, Grosso and Chairman Mendelson and referred to the Committee on Economic Development

BILLS con't

- B20-230 Public Charter School Neighborhood Preference Act of 2013
- Intro. 04-09-13 by Councilmembers Grosso, Bowser, Wells and Alexander and referred to the Committee on Education
-
- B20-231 Veteran Status Designation on Driver's License Amendment Act of 2013
- Intro. 04-09-13 by Councilmembers Alexander, Bonds, Barry, Orange, Wells and McDuffie and referred to the Committee on Transportation and the Environment
-
- B20-232 Trauma Technologists Amendment Act of 2013
- Intro. 04-09-13 by Councilmembers Alexander, Bonds, Barry and Evans and referred to the Committee on Health
-
- B20-233 Electronic Cigarette Parity Amendment Act of 2013
- Intro. 04-09-13 by Councilmembers Alexander and Grosso and retained by the Council
-
- B20-234 Manufacturer Sunday Tasting Permit Amendment Act of 2013
- Intro. 04-09-13 by Councilmembers McDuffie, Bonds, Bowser and Grosso and referred to the Committee on Business, Consumer, and Regulatory Affairs
-
- B20-235 Funeral and Memorial Service Leave Amendment Act of 2013
- Intro. 04-09-13 by Councilmember McDuffie and referred to the Committee on Government Operations
-
- B20-236 District of Columbia Comprehensive Merit Personnel Act of 1978 Administrative Review Rights Amendment Act of 2013
- Intro. 04-09-13 by Councilmember McDuffie and referred to the Committee on Government Operations
-
- B20-237 District of Columbia Summary Action Foreclosure Amendment Act of 2013
- Intro. 04-09-13 by Councilmember Orange and referred sequentially to the Committee on Business, Consumer, and Regulatory Affairs and the Committee on Judiciary and Public Safety
-

BILLS con't

- B20-238 Spring Place Property Limited Tax Abatement Assistance Act of 2013
Intro. 04-10-13 by Councilmember Bowser and referred to the Committee on Finance and Revenue
-
- B20-239 Dedication of Land for Street Purposes (S.O. 13-) Act of 2013
Intro. 04-10-13 by Councilmember Bowser and referred to the Committee of the Whole
-
- B20-240 Better Prices, Better Quality, Better Choices for Health Coverage Amendment Act of 2013
Intro. 04-15-13 by Chairman Mendelson at the request of the Mayor and referred to the Committee on Health
-

**Council of the District of Columbia
Committee on Finance and Revenue
Notice of Public Hearing**

John A. Wilson Building, 1350 Pennsylvania Avenue, N.W. Washington, D.C. 20004

**COUNCILMEMBER JACK EVANS, CHAIR
COMMITTEE ON FINANCE AND REVENUE**

ANNOUNCES A PUBLIC HEARING ON:

- PR 20-154, the “Real Property Tax Appeals Commission Karla D. Christensen Confirmation Resolution of 2013”**
PR 20-155, the “Commission on the Arts and Humanities Jose Alberto Ucles Confirmation Resolution of 2013”
PR 20-156, the “Commission on the Arts and Humanities James Edward Laws, Jr. Confirmation Resolution of 2013”
Bill 20-70, the “Historic Music Cultural Institutions Expansion Tax Abatement Act of 2013”

Thursday, May 9, 2013

10:30 a.m.

**Room 120 - John A. Wilson Building
1350 Pennsylvania Avenue, NW; Washington, D.C. 20004**

Councilmember Jack Evans, Chairman of the Committee on Finance and Revenue, announces a public hearing to be held on Thursday, May 9, 2013 at 10:30 a.m., in Room 120 of the John A. Wilson Building, 1350 Pennsylvania Avenue, N.W., Washington, D.C. 20004.

PR 20-154, the Real Property Tax Appeals Commission Karla D. Christensen Confirmation Resolution of 2013 would confirm the reappointment of Karla D. Christensen as a part-time member of the Real Property Tax Appeals Commission Board of Directors, for a term to end April 30, 2017.

PR 20-155, the Commission of the Arts and Humanities Jose Alberto Ucles Confirmation Resolution of 2013 would confirm the appointment of Jose Alberto Ucles as member of the Commission on Arts and Humanities, for a term to end June 30, 2014.

PR 20-156, the Commission of the Arts and Humanities James Edward Laws, Jr. Confirmation Resolution of 2013 would confirm the appointment of James Edward Laws, Jr. as a member of the Commission on Arts and Humanities, for a term to end June 30, 2015.

Bill 20-70, the Historic Music Cultural Institutions Expansion Tax Abatement Act of 2013 will amend Title 42 of the District of Columbia Code to conditionally and temporarily exempt Historic Music Cultural Institutions from certain recordation taxes as a condition of their expansion in the District; and to amend Title 47 of the District of Columbia Code to conditionally and temporarily exempt Historic Music Cultural Institutions from certain real property and transfer taxes and

assessments.

The Committee invites the public to testify at the hearing. Those who wish to testify should contact Sarina Loy, Committee Aide at (202) 724-8058 or sloy@dccouncil.us, and provide your name, organizational affiliation (if any), and title with the organization by 10:30 a.m. on Wednesday, May 8, 2013. Witnesses should bring 15 copies of their written testimony to the hearing. The Committee allows individuals 3 minutes to provide oral testimony in order to permit each witness an opportunity to be heard. Additional written statements are encouraged and will be made part of the official record. Written statements may be submitted by e-mail to sloy@dccouncil.us or mailed to: Council of the District of Columbia, 1350 Pennsylvania Ave., N.W., Suite 114, Washington D.C. 20004.

ALCOHOLIC BEVERAGE REGULATION ADMINISTRATION
ALCOHOLIC BEVERAGE CONTROL BOARD

NOTICE OF PUBLIC HEARINGS
CALENDAR

WEDNESDAY, APRIL 24, 2013
2000 14TH STREET, N.W., SUITE 400S,
WASHINGTON, D.C. 20009

Ruthanne Miller, Chairperson
Members:

Nick Alberti, Donald Brooks, Herman Jones, Mike Silverstein

Protest Hearing (Status) Case # 12-PRO-00033; Giant MJ Corporation t/a Best One Liquor, 322 Florida Ave NW, License #86168, Retailer A, ANC 5E Renewal Application	9:30 AM
Show Cause Hearing (Status) Case # 12-CMP-00074, # 12-CMP-00091; Mimi & D, LLC, t/a Vita Restaurant and Lounge/Penthouse Nine (formerly Mood), 1318 9th Street NW, License #86037, Retailer CT, ANC 2F Violation of Settlement Agreement	9:30 AM
Show Cause Hearing (Status) Case # 12-AUD-00053; M St. Enterprises, Inc., t/a Churreria Madrid Restaurant 2505 Champlain Street NW, License #60806, Retailer CR, ANC 1C Failed to provide invoices for purchased food and alcoholic beverages, Failed to Maintain Books and Records	9:30 AM
Show Cause Hearing (Status) Case # 12-CMP-00460; The Army & Navy Club, t/a The Army & Navy Club 901 17th Street NW, License #114, Retailer CX, ANC 2B Interfered with an ABRA Investigation	9:30 AM
Show Cause Hearing (Status) Case # 11-CMP-00477(a); The NMD Group, LLC, t/a Uniontown Bar & Grill 2200 Martin Luther King Jr., Ave SE, License #84348, Retailer CR, ANC 8A Felony conviction	9:30 AM

Board's Calendar

Page -2- April 24, 2013

Show Cause Hearing (Status) 9:30 AM

Case # 12-CMP-00431; Beg Investments, LLC, t/a Twelve Restaurant & Lounge, 1123 H Street NE, License #76366, Retailer CT, ANC 6A
Violation of Settlement Agreement, Failed to Comply With the Terms of Board Order No. 2011-289

Show Cause Hearing (Status) 9:30 AM

Case # 12-CMP-00613; Carnival, Inc., t/a Sunset Liquors, 1627 1st Street NW License #60657, Retailer A, ANC 5E
Sold Fewer Than Six Miniature Bottles of Spirits

Show Cause Hearing (Status) 9:30 AM

Case # 12-CMP-00399; Panda Café, Inc., t/a Panda Café, 2138 Pennsylvania Ave NW, License #72312, Retailer CR, ANC 2A
Failed to Maintain Books and Records, Failed to Produce Importation Permits, Failed to Post ABC Window Lettering

Show Cause Hearing (Status) 9:30 AM

Case # 12-CMP-00624; The Propal Group, LLC, t/a Napoleon, 1847 Columbia Road NW, License #75836, Retailer CR, ANC 1C
Failed to Post ABC License

Show Cause Hearing (Status) 9:30 AM

Case # 12-CMP-00683; Federal Center Hotel Associates, LLC, t/a Holiday Inn (Capitol), 550 C Street SW, License #75950, Retailer CH, ANC 6D
No ABC Manager on Duty

Show Cause Hearing 10:00 AM

Case # 12-AUD-00041; Sami Restaurant, LLC, t/a Bistro 18, 2420 18th Street NW, License #86876, Retailer CR, ANC 1C
Failed to File Quarterly Statements (1st Quarter 2012)

Show Cause Hearing 11:00 AM

Case # 12-CC-00087; SJA Foods, Inc., t/a 7 Food Store, 1830 Benning Road NE, License #60663, Retailer B, ANC 5D
Sale to Minor

Board's Calendar
Page -3- April 24, 2013

BOARD RECESS AT 12:00 PM
ADMINISTRATIVE AGENDA
1:00 PM

Protest Hearing	1:30 PM
Case # 13-PRO-00002; 2408 Wisconsin Avenue, LLC, t/a Mason Inn, 2408 Wisconsin Ave NW, License #79644, Retailer CT, ANC 3B	
Substantial Change (Summer Garden with 48 Seats)	
Protest Hearing	4:00 PM
Case # 13-PRO-00004; Amduffy, LLC, t/a Duffy's Irish Restaurant, 2106 Vermont Ave NW, License #72539, Retailer CT, ANC 1B	
Substantial Change (Sidewalk Café with approx. 40 seats)	

ALCOHOLIC BEVERAGE REGULATION ADMINISTRATION**NOTICE OF PUBLIC HEARING****CORRECTED NOTICE**

Posting Date: April 12, 2013

Petition Date: May 28, 2013

Hearing Date: June 10, 2013

License No.: ABRA-086384

Licensee: Highland Restaurant Group, LLC

Trade Name: Acre 121

License Class: Retailer's Class "C" Restaurant

Address: 1400 Irving Street, NW

Contact: Rosemarie Salguero, Agent 202-589-1834

WARD 1

ANC 1A

SMD 1A03

Notice is hereby given that this applicant has applied for a substantial change to its license under the D.C. Alcoholic Beverage Control Act and that the objectors are entitled to be heard before the granting of such on the Hearing Date at 10:00 am, 4th Floor, 2000 14th Street, N.W., Washington, DC 20009. Petitions and/or requests to appear before the Board must be filed on or before the Petition Date.

NATURE OF SUBSTANTIAL CHANGE

Request to Change License Class from "CR" Restaurant to "CT" Tavern

CURRENT HOURS OF OPERATION/ALCOHOL SALES/SERVICE/CONSUMPTION FOR PREMISE AND SUMMER GARDEN

Sunday 10:00 am – 2:00 am; Monday through Thursday 11:00 pm – 2:00 am; Friday and Saturday 11:00 am – 3:00 am.

CURRENT HOURS OF ENTERTAINMENT

Sunday through Thursday 6:00 pm – 2:00 am; Friday and Saturday 6:00 pm – 3:00 am.

ALCOHOLIC BEVERAGE REGULATION ADMINISTRATION

NOTICE OF PUBLIC HEARING

CORRECTED NOTICE

Posting Date: April 12, 2013
Petition Date: May 28, 2013
Roll Call Hearing Date: June 10, 2013
Protest Hearing Date: July 31, 2013

License No.: ABRA-91894
Licensee: FT Casaluca DC LLC
Trade Name: Casa Luca
License Class: Retailer’s Class “C” Restaurant
Address: 1099 New York Avenue, NW
Contact: Stephen J. O’Brien, 202-625-7700

WARD 2 ANC 2C SMD 2C01

Notice is hereby given that this applicant has applied for a license under the D.C. Alcoholic Beverage Control Act and that the objectors are entitled to be heard before the granting of such on the Roll Call Hearing Date at 10:00 am, 4th Floor, 2000 14th Street, N.W., Washington, DC 20009. Petitions and/or requests to appear before the Board must be filed on or before the Petition Date. The Protest Hearing Date is scheduled for 1:30 pm on July 31, 2013.

NATURE OF OPERATION

New Italian restaurant featuring traditional and updated cooking from the Marache region of Italy. Live entertainment and dancing for brunch and special events only. Inside seating capacity is 132, total load is 168. Sidewalk Café with seating for 40 patrons.

HOURS OF OPERATION AND ALCOHOLIC BEVERAGE SALES/SERVICE AND CONSUMPTION FOR INSIDE PREMISES

Sunday through Saturday 8:00 am – 2:00 am

HOURS OF OPERATION AND ALCOHOLIC BEVERAGE SALES/SERVICE AND CONSUMPTION FOR THE SIDEWALK CAFÉ

Sunday through Saturday 11:30 am – 12:00 am

HOURS OF ENTERTAINMENT

Sunday through Saturday 6:00 pm – 2:00 am

ALCOHOLIC BEVERAGE REGULATION ADMINISTRATION

NOTICE OF PUBLIC NOTICE

Persons objecting to the approval of a renewal application are entitled to be heard before the granting of such license on the hearing date at 10:00 am, 2000 14th Street, NW, 4th Floor, Washington, DC 20009.

RENEWAL NOTICES

POSTING DATE: 4/19/2013
 PETITION DATE: 6/3/2013
 HEARING DATE: 6/17/2013

License Number: ABRA-074714
 License Class/Type: C Restaurant
 ANC: 6C

Applicant: Jun & Jin, Inc.
 Trade Name: Momoyama
 Premise Address: 231 2ND ST NW

Endorsements:

Days	Hours of Operation	Hours of Sales/Service	Hours of Entertainment
SUN:	closed -	closed - closed	-
MON:	11 am - 10:30 pm	11 am - 10:30 pm	-
TUE:	11 am - 10:30 pm	11 am - 10:30 pm	-
WED:	11 am - 10:30 pm	11 am - 10:30 pm	-
THU:	11 am - 10:30 pm	11 am - 10:30 pm	-
FRI:	11 am - 10:30 pm	11 am - 10:30 pm	-
SAT:	5:30 pm - 12 am	5:30 pm - 12 am	-

License Number: ABRA-074934
 License Class/Type: C Restaurant
 ANC: 2E

Applicant: Farmers & Fishers, LLC
 Trade Name: Farmers & Fishers
 Premise Address: 3000 K ST NW

Endorsements: Sidewalk Cafe

Days	Hours of Operation	Hours of Sales/Service	Hours of Sidewalk Cafe Operation	Hours of Sales Sidewalk Cafe	Hours of Entertainment
SUN:	8 am - 2 am	10 am - 2 am	10 am - 2 am	10 am - 2 am	-
MON:	8 am - 2 am	10 am - 2 am	10 am - 2 am	10 am - 2 am	-
TUE:	8 am - 2 am	10 am - 2 am	10 am - 2 am	10 am - 2 am	-
WED:	8 am - 2 am	10 am - 2 am	10 am - 2 am	10 am - 2 am	-
THU:	8 am - 2 am	10 am - 2 am	10 am - 2 am	10 am - 2 am	-
FRI:	8 am - 2 am	10 am - 2 am	10 am - 2 am	10 am - 2 am	-
SAT:	8 am - 2 am	10 am - 2 am	10 am - 2 am	10 am - 2 am	-

ALCOHOLIC BEVERAGE REGULATION ADMINISTRATION

NOTICE OF PUBLIC NOTICE

Persons objecting to the approval of a renewal application are entitled to be heard before the granting of such license on the hearing date at 10:00 am, 2000 14th Street, NW, 4th Floor, Washington, DC 20009.

RENEWAL NOTICES

POSTING DATE: 4/19/2013
PETITION DATE: 6/3/2013
HEARING DATE: 6/17/2013

License Number: ABRA-077061
License Class/Type: C Restaurant
ANC: 2A

Applicant: Founding Farmers LLC
Trade Name: Founding Farmers
Premise Address: 1900 PENNSYLVANIA AVE NW

Endorsements: Sidewalk Cafe, Summer Garden

Days	Hours of Operation	Hours of Sales/Service	Hours of Sidewalk Cafe Operation	Hours of Summer Garden Operation	Hours of Entertainment
SUN:	8 am - 2 am	10 am - 2 am	8 am - 2 am	8 am - 2 am	-
MON:	8 am - 2 am	8 am - 2 am	8 am - 2 am	8 am - 2 am	-
TUE:	8 am - 2 am	8 am - 2 am	8 am - 2 am	8 am - 2 am	-
WED:	8 am - 2 am	8 am - 2 am	8 am - 2 am	8 am - 2 am	-
THU:	8 am - 2 am	8 am - 2 am	8 am - 2 am	8 am - 2 am	-
FRI:	8 am - 2 am	8 am - 2 am	8 am - 2 am	8 am - 2 am	-
SAT:	8 am - 2 am	8 am - 2 am	8 am - 2 am	8 am - 2 am	-

License Number: ABRA-077986
License Class/Type: C Multipurpose
ANC: 2C

Applicant: The Shakespeare Theatre
Trade Name: Sidney Harman Hall
Premise Address: 610 F ST NW

Endorsements:

Days	Hours of Operation	Hours of Sales/Service	Hours of Entertainment
SUN:	10 am - 2 am	10 am - 2 am	-
MON:	10 am - 2 am	10 am - 2 am	-
TUE:	10 am - 2 am	10 am - 2 am	-
WED:	10 am - 2 am	10 am - 2 am	-
THU:	10 am - 2 am	10 am - 2 am	-
FRI:	10 am - 2 am	10 am - 2 am	-
SAT:	10 am - 2 am	10 am - 2 am	-

ALCOHOLIC BEVERAGE REGULATION ADMINISTRATION

NOTICE OF PUBLIC NOTICE

Persons objecting to the approval of a renewal application are entitled to be heard before the granting of such license on the hearing date at 10:00 am, 2000 14th Street, NW, 4th Floor, Washington, DC 20009.

RENEWAL NOTICES

POSTING DATE: 4/19/2013
PETITION DATE: 6/3/2013
HEARING DATE: 6/17/2013

License Number: ABRA-023533
License Class/Type: C Restaurant
ANC: 2A

Applicant: HML Rose Inc.
Trade Name: Lindys Bon Appetit
Premise Address: 2040 I ST NW

Endorsements:

Days	Hours of Operation	Hours of Sales/Service	Hours of Entertainment
SUN:	11 am - 2 am	11 am - 2 am	-
MON:	11 am - 2 am	11 am - 2 am	-
TUE:	11 am - 2 am	11 am - 2 am	-
WED:	11 am - 2 am	11 am - 2 am	-
THU:	11 am - 2 am	11 am - 2 am	-
FRI:	11 am - 3 am	11 am - 3 am	-
SAT:	11 am - 3 am	11 am - 3 am	-

License Number: ABRA-017109
License Class/Type: C Multipurpose
ANC: 2C

Applicant: The Shakespeare Theatre at The Folger Library
Trade Name: The Shakespeare Theatre At The Folger Library
Premise Address: 450 7TH ST NW

Endorsements:

Days	Hours of Operation	Hours of Sales/Service	Hours of Entertainment
SUN:	10 am - 2 am	10 am - 2 am	-
MON:	10 am - 2 am	10 am - 2 am	-
TUE:	10 am - 2 am	10 am - 2 am	-
WED:	10 am - 2 am	10 am - 2 am	-
THU:	10 am - 2 am	10 am - 2 am	-
FRI:	10 am - 2 am	10 am - 2 am	-
SAT:	10 am - 2 am	10 am - 2 am	-

ALCOHOLIC BEVERAGE REGULATION ADMINISTRATION

NOTICE OF PUBLIC NOTICE

Persons objecting to the approval of a renewal application are entitled to be heard before the granting of such license on the hearing date at 10:00 am, 2000 14th Street, NW, 4th Floor, Washington, DC 20009.

RENEWAL NOTICES

POSTING DATE: 4/19/2013
PETITION DATE: 6/3/2013
HEARING DATE: 6/17/2013

License Number: ABRA-078941
License Class/Type: C Restaurant
ANC: 3E

Applicant: Tara Thai Spring Valley, Inc.
Trade Name: Tara Thai
Premise Address: 4849 MASSACHUSETTS AVE NW

Endorsements: Summer Garden

Days	Hours of Operation	Hours of Sales/Service	Hours of Summer Garden Operation	Hours of Sales Summer Garden	Hours of Entertainment
SUN:	11:00 am - 11:00 pm	11:00 am - 11:00 pm	11:00 am - 11:00 pm	11:00 am - 11:00 pm	-
MON:	11:00 am - 11:00 pm	11:00 am - 11:00 pm	11:00 am - 11:00 pm	11:00 am - 11:00 pm	-
TUE:	11:00 am - 11:00 PM	11:00 am - 11:00 pm	11:00 am - 11:00 pm	11:00 am - 11:00 pm	-
WED:	11:00 am - 11:00 pm	11:00 am - 11:00 pm	11:00 am - 11:00 pm	11:00 am - 11:00 pm	-
THU:	11:00 am - 11:00 pm	11:00 am - 11:00 pm	11:00 am - 11:00 pm	11:00 am - 11:00 pm	-
FRI:	11:00 am - 11:00 pm	11:00 am - 11:00 pm	11:00 am - 11:00 pm	11:00 am - 11:00 pm	-
SAT:	11:00 am - 11:00 pm	11:00 am - 11:00 pm	11:00 am - 11:00 pm	11:00 am - 11:00 pm	-

License Number: ABRA-084410
License Class/Type: C Marine Vessel
ANC: 6D

Applicant: Capital Yacht Charters, LLC
Trade Name: Motor Yacht Celebrity (1 of 3)
Premise Address: 1300 Maine AVE SW

Endorsements:

Days	Hours of Operation	Hours of Sales/Service	Hours of Entertainment
SUN:	1 pm - 1 am	1 pm - 1 am	-
MON:	10 am - 1 am	10 am - 1 am	-
TUE:	10 am - 1 am	10 am - 1 am	-
WED:	10 am - 1 am	10 am - 1 am	-
THU:	10 am - 1 am	10 am - 1 am	-
FRI:	10 am - 1 am	10 am - 1 am	-
SAT:	10 am - 1 am	10 am - 1 am	-

ALCOHOLIC BEVERAGE REGULATION ADMINISTRATION

NOTICE OF PUBLIC NOTICE

Persons objecting to the approval of a renewal application are entitled to be heard before the granting of such license on the hearing date at 10:00 am, 2000 14th Street, NW, 4th Floor, Washington, DC 20009.

RENEWAL NOTICES

POSTING DATE: 4/19/2013
PETITION DATE: 6/3/2013
HEARING DATE: 6/17/2013

License Number: ABRA-084413
License Class/Type: C Marine Vessel
ANC: 6D

Applicant: Capital Yacht Charters, LLC
Trade Name: Motor Yacht Finished Business (2 of 3)
Premise Address: 1300 Maine AVE SW

Endorsements:

Days	Hours of Operation	Hours of Sales/Service	Hours of Entertainment
SUN:	1 pm - 1 am	1 pm - 1 am	6 pm - 1 am
MON:	10 am - 1 am	10 am - 1 am	6 pm - 1 am
TUE:	10 am - 1 am	10 am - 1 am	6 pm - 1 am
WED:	10 am - 1 am	10 am - 1 am	6 pm - 1 am
THU:	10 am - 1 am	10 am - 1 am	6 pm - 1 am
FRI:	10 am - 1 am	10 am - 1 am	6 pm - 1 am
SAT:	10 am - 1 am	10 am - 1 am	6 pm - 1 am

License Number: ABRA-084580
License Class/Type: C Restaurant
ANC: 1A

Applicant: Top Spanish Catering, Inc.
Trade Name: Top Spanish Cafe & Catering
Premise Address: 3541 GEORGIA AVE NW

Endorsements:

Days	Hours of Operation	Hours of Sales/Service	Hours of Entertainment
SUN:	11 am - 2 am	11 am - 2 am	-
MON:	11 am - 2 am	11 am - 2 am	-
TUE:	11 am - 2 am	11 am - 2 am	-
WED:	11 am - 2 am	11 am - 2 am	-
THU:	11 am - 2 am	11 am - 2 am	-
FRI:	11 am - 3 am	11 am - 3 am	-
SAT:	11 am - 3 am	11 am - 3 am	-

ALCOHOLIC BEVERAGE REGULATION ADMINISTRATION

NOTICE OF PUBLIC NOTICE

Persons objecting to the approval of a renewal application are entitled to be heard before the granting of such license on the hearing date at 10:00 am, 2000 14th Street, NW, 4th Floor, Washington, DC 20009.

RENEWAL NOTICES

POSTING DATE: 4/19/2013
 PETITION DATE: 6/3/2013
 HEARING DATE: 6/17/2013

License Number: ABRA-083564
 License Class/Type: C Restaurant
 ANC: 3D

Applicant: Oishi Inc.
 Trade Name: Sur La Place
 Premise Address: 5105 MACARTHUR BLVD NW

Endorsements: Sidewalk Cafe

Days	Hours of Operation	Hours of Sales/Service	Hours of Sidewalk Cafe Operation	Hours of Sales Sidewalk Cafe	Hours of Entertainment
SUN:	11 am - 11 pm	11 am - 11 pm	11 am - 11 pm	11 am - 11 pm	-
MON:	11 am - 11 pm	11 am - 11 pm	11 am - 11 pm	11 am - 11 pm	-
TUE:	11am - 11pm	11 am - 11 pm	11 am - 11 pm	11 am - 11 pm	-
WED:	11am - 11 pm	11 am - 11 pm	11 am - 11 pm	11 am - 11 pm	-
THU:	11 am - 11 pm	11 am - 11 pm	11 am - 11 pm	11 am - 11 pm	-
FRI:	11 am - 11 pm	11 am - 11 pm	11 am - 11 pm	11 am - 11 pm	-
SAT:	11 am - 11 pm	11 am - 11 pm	11 am - 11 pm	11am - 11pm	-

License Number: ABRA-085471
 License Class/Type: C Restaurant
 ANC: 1A

Applicant: 3313 11th Hospitality, LLC
 Trade Name: El Chucho - Cocina Superior
 Premise Address: 3313 11TH ST NW

Endorsements: Sidewalk Cafe, Summer Garden

Days	Hours of Operation	Hours of Sales/Service	Hours of Sidewalk Cafe Operation	Hours of Summer Garden Operation	Hours of Entertainment
SUN:	7 am - 2 am	10 am - 2 am	11 am - 11 pm	7 am - 11 pm	-
MON:	7 am - 2 am	8 am - 2 am	7 am - 11 pm	7 am - 11 pm	-
TUE:	7 am - 2 am	8 am - 2 am	7 am - 11 pm	7 am - 11 pm	-
WED:	7 am - 2 am	8 am - 2 am	7 am - 11 pm	7 am - 11 pm	-
THU:	7 am - 2 am	8 am - 2 am	7 am - 11 pm	7 am - 11 pm	-
FRI:	7 am - 3 am	8 am - 3 am	7 am - 12 am	7 am - 12 am	-
SAT:	7 am - 3 am	8 am - 3 am	11 am - 12 am	7 am - 12 am	-

ALCOHOLIC BEVERAGE REGULATION ADMINISTRATION

NOTICE OF PUBLIC NOTICE

Persons objecting to the approval of a renewal application are entitled to be heard before the granting of such license on the hearing date at 10:00 am, 2000 14th Street, NW, 4th Floor, Washington, DC 20009.

RENEWAL NOTICES

POSTING DATE: 4/19/2013
PETITION DATE: 6/3/2013
HEARING DATE: 6/17/2013

License Number: ABRA-085705 Applicant: Boomerang Boat Tour, LLC
License Class/Type: C Marine Vessel Trade Name: The Boomerang Boat
ANC: 6D Premise Address: 600 WATER ST SW

Endorsements: Dancing, Entertainment

Days	Hours of Operation	Hours of Sales/Service	Hours of Entertainment
SUN:	10 am - 2 am	10 am - 2 am	6 pm - 2 am
MON:	10 am - 2 am	10 am - 2 am	6 pm - 2 am
TUE:	10 am - 2 am	10 am - 2 am	6 pm - 2 am
WED:	10 am - 2 am	10 am - 2 am	6 pm - 2 am
THU:	10 am - 2 am	10 am - 2 am	6 pm - 2 am
FRI:	10 am - 3 am	10 am - 3 am	6 pm - 3 am
SAT:	10 am - 3 am	10 am - 3 am	6 pm - 3 am

License Number: ABRA-085903 Applicant: Big Chair Cafe LLC
License Class/Type: C Restaurant Trade Name: Big Chair Coffee & Grill
ANC: 8A Premise Address: 2122 Martin Luther King Jr. AVE SE

Endorsements:

Days	Hours of Operation	Hours of Sales/Service	Hours of Entertainment
SUN:	7 am - 2 am	12 pm - 2 am	-
MON:	7 am - 2 am	12 pm - 2 am	-
TUE:	7 am - 2 am	12 pm - 2 am	-
WED:	7 am - 2 am	12 pm - 2 am	-
THU:	7 am - 2 am	12 pm - 2 am	-
FRI:	7 am - 2 am	12 pm - 2 am	-
SAT:	7 am - 2 am	12 pm - 2 am	-

ALCOHOLIC BEVERAGE REGULATION ADMINISTRATION

NOTICE OF PUBLIC NOTICE

Persons objecting to the approval of a renewal application are entitled to be heard before the granting of such license on the hearing date at 10:00 am, 2000 14th Street, NW, 4th Floor, Washington, DC 20009.

RENEWAL NOTICES

POSTING DATE: 4/19/2013
 PETITION DATE: 6/3/2013
 HEARING DATE: 6/17/2013

License Number: ABRA-086700 Applicant: Tres Amigos, LLC
 License Class/Type: C Restaurant Trade Name: The Getaway
 ANC: 1A Premise Address: 1400 - 1402 MERIDIAN PL NW

Endorsements: Sidewalk Cafe, Summer Garden

Days	Hours of Operation	Hours of Sales/Service	Hours of Sidewalk Cafe Operation	Hours of Summer Garden Operation	Hours of Entertainment
SUN:	9 am - 2 am	10 am - 2 am	10 am - 2 am	9 am - 2 am	-
MON:	10 am - 2 am	10 am - 2 am	10 am - 2 am	10 am - 2 am	-
TUE:	10 am - 2 am	10 am - 2 am	10 am - 2 am	10 am - 2 am	-
WED:	10 am - 2 am	10 am - 2 am	10 am - 2 am	10 am - 2 am	-
THU:	10 am - 2 am	10 am - 2 am	10 am - 2 am	10 am - 2 am	-
FRI:	10 am - 3 am	10 am - 3 am	10 am - 3 am	10 am - 3 am	-
SAT:	9 am - 3 am	9 am - 3 am	10 am - 3 am	9 am - 3 am	-

License Number: ABRA-086808 Applicant: Riot Act DC, LLC
 License Class/Type: C Multipurpose Trade Name: Penn Social
 ANC: 2C Premise Address: 801 E ST NW

Endorsements: Sidewalk Cafe, Summer Garden

Days	Hours of Operation	Hours of Sales/Service	Hours of Sidewalk Cafe Operation	Hours of Summer Garden Operation	Hours of Entertainment
SUN:	8 am - 2 am	10 am - 2 am	11 am - 12 am	11am - 12am	-
MON:	8 am - 2 am	8 am - 2 am	11 am - 12 am	11am - 12am	-
TUE:	8 am - 2 am	8 am - 2 am	11 am - 12 am	11am - 12am	-
WED:	8 am - 2 am	8 am - 2 am	11 am - 12 am	11am - 12am	-
THU:	8 am - 2 am	8 am - 2 am	11 am - 12 am	11am - 12am	-
FRI:	8 am - 3 am	8 am - 3 am	11 am - 12 am	11am - 12am	-
SAT:	8 am - 3 am	8 am - 3 am	11 am - 12 am	11am - 12am	-

ALCOHOLIC BEVERAGE REGULATION ADMINISTRATION

NOTICE OF PUBLIC NOTICE

Persons objecting to the approval of a renewal application are entitled to be heard before the granting of such license on the hearing date at 10:00 am, 2000 14th Street, NW, 4th Floor, Washington, DC 20009.

RENEWAL NOTICES

POSTING DATE: 4/19/2013
PETITION DATE: 6/3/2013
HEARING DATE: 6/17/2013

License Number: ABRA-087556
License Class/Type: C Restaurant
ANC: 2E

Applicant: Next Door Dining, LLC
Trade Name: Unum
Premise Address: 2917 M ST NW

Endorsements:

Days	Hours of Operation	Hours of Sales/Service	Hours of Entertainment
SUN:	11:30 am - 11 pm	11:30 am - 11 pm	-
MON:	11:30 am - 11 pm	11:30 am - 11 pm	-
TUE:	11:30 am - 11 pm	11:30 am - 11 pm	-
WED:	11:30 am - 11 pm	11:30 am - 11 pm	-
THU:	11:30 am - 11 pm	11:30 am - 11 pm	-
FRI:	11:30 am - 3 am	11:30 am - 3 am	-
SAT:	11:30 am - 3 am	11:30 am - 3 am	-

License Number: ABRA-088738
License Class/Type: C Marine Vessel
ANC: 6D

Applicant: Capital Yacht Charters, LLC
Trade Name: Virginia's Jewels (3 of 3)
Premise Address: 1300 MAINE AVE SW

Endorsements:

Days	Hours of Operation	Hours of Sales/Service	Hours of Entertainment
SUN:	1 pm - 1 am	1 pm -1 am	-
MON:	10 am - 1 am	10 am - 1 am	-
TUE:	10 am - 1 am	10 am - 1 am	-
WED:	10 am - 1 am	10 am - 1 am	-
THU:	10 am - 1 am	10 am - 1 am	-
FRI:	10 am - 1 am	10 am - 1 am	-
SAT:	10 am - 1 am	10 am - 1 am	-

ALCOHOLIC BEVERAGE REGULATION ADMINISTRATION

NOTICE OF PUBLIC NOTICE

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RENEWAL NOTICES

POSTING DATE: 4/19/2013
PETITION DATE: 6/3/2013
HEARING DATE: 6/17/2013

License Number: ABRA-089631
License Class/Type: C Restaurant
ANC: 2B

Applicant: Urban Taste LLC
Trade Name: Takeateasy
Premise Address: 1990 M ST NW

Endorsements:

Days	Hours of Operation	Hours of Sales/Service	Hours of Entertainment
SUN:	11am - 11pm	11am - 11pm	-
MON:	6:30am - 12am	8am - 12am	-
TUE:	6:30am - 12am	8am - 12am	-
WED:	6:30am - 12am	8am - 12am	-
THU:	6:30am - 4am	8am - 12am	-
FRI:	6:30am - 5:30am	8am - 12am	-
SAT:	6:30am - 5:30am	8am - 12am	-

License Number: ABRA-090832
License Class/Type: C Restaurant
ANC: 5E

Applicant: SEATON MOTOR COMPANY LLC
Trade Name: RED HEN
Premise Address: 1822 1st ST NW

Endorsements:

Days	Hours of Operation	Hours of Sales/Service	Hours of Entertainment
SUN:	7 am - 2 am	8 am - 2 am	-
MON:	7 am - 2 am	8 am - 2 am	-
TUE:	7 am - 2 am	8 am - 2 am	-
WED:	7 am - 2 am	8 am - 2 am	-
THU:	7 am - 2 am	8 am - 2 am	-
FRI:	7 am - 3 am	8 am - 3 am	-
SAT:	7 am - 3 am	7 am - 3 am	-

ALCOHOLIC BEVERAGE REGULATION ADMINISTRATION

NOTICE OF PUBLIC NOTICE

Persons objecting to the approval of a renewal application are entitled to be heard before the granting of such license on the hearing date at 10:00 am, 2000 14th Street, NW, 4th Floor, Washington, DC 20009.

RENEWAL NOTICES

POSTING DATE: 4/19/2013
PETITION DATE: 6/3/2013
HEARING DATE: 6/17/2013

License Number: ABRA-091610
License Class/Type: C Restaurant
ANC: 2C

Applicant: Albisu Black, LLC
Trade Name: Del Campo
Premise Address: 777 I ST NW

Endorsements: Summer Garden

Days	Hours of Operation	Hours of Sales/Service	Hours of Summer Garden Operation	Hours of Sales Summer Garden	Hours of Entertainment
SUN:	11 am - 2 am	11 am - 2 am	11 am - 12 am	11 am - 12 am	-
MON:	11 am - 2 am	11 am - 2 am	11 am - 12 am	11 am - 12 am	-
TUE:	11 am - 2 am	11 am - 2 am	11 am - 12 am	11 am - 12 am	-
WED:	11 am - 2 am	11 am - 2 am	11 am - 12 am	11 am - 12 am	-
THU:	11 am - 2 am	11 am - 2 am	11 am - 12 am	11 am - 12 am	-
FRI:	11 am - 3 am	11 am - 3 am	11 am - 12 am	11 am - 12 am	-
SAT:	11 am - 3 am	11 am - 3 am	11 am - 12 am	11 am - 12 am	-

License Number: ABRA-082751
License Class/Type: C Restaurant
ANC: 2F

Applicant: Ghana Cafe, LLC
Trade Name: Ghana Cafe
Premise Address: 1336 14TH ST NW

Endorsements:

Days	Hours of Operation	Hours of Sales/Service	Hours of Entertainment
SUN:	11 am - 1 am	11 am - 1 am	-
MON:	11 am - 12 am	11 am - 12 am	-
TUE:	11 am - 12 am	11 am - 12 am	-
WED:	11 am - 12 am	11 am - 12 am	-
THU:	11 am - 1 am	11 am - 1 am	-
FRI:	11 am - 1 am	11 am - 1 am	-
SAT:	11 am - 1 am	11 am - 1 am	-

ALCOHOLIC BEVERAGE REGULATION ADMINISTRATION

NOTICE OF PUBLIC NOTICE

Persons objecting to the approval of a renewal application are entitled to be heard before the granting of such license on the hearing date at 10:00 am, 2000 14th Street, NW, 4th Floor, Washington, DC 20009.

RENEWAL NOTICES

POSTING DATE: 4/19/2013
PETITION DATE: 6/3/2013
HEARING DATE: 6/17/2013

License Number: ABRA-089731
License Class/Type: C Restaurant
ANC: 3E

Applicant: Tanad Thai, Inc.
Trade Name: Tanad Thai Cuisine
Premise Address: 4912 WISCONSIN AVE NW

Endorsements: Summer Garden

Days	Hours of Operation	Hours of Sales/Service	Hours of Summer Garden Operation	Hours of Sales Summer Garden	Hours of Entertainment
SUN:	11:30 am - 10 pm	11:30 am - 10 pm	11:30 am - 10 pm	11:30 am - 10 pm	-
MON:	11:30 am - 10 pm	11:30 am - 10 pm	11:30 am - 10 pm	11:30 am - 10 pm	-
TUE:	11:30 am - 10 pm	11:30 am - 10 pm	11:30 am - 10 pm	11:30 am - 10 pm	-
WED:	11:30 am - 10 pm	11:30 am - 10 pm	11:30 am - 10 pm	11:30 am - 10 pm	-
THU:	11:30 am - 10 pm	11:30 am - 10 pm	11:30 am - 10 pm	11:30 am - 10 pm	-
FRI:	11:30 am - 11 pm	11:30 am - 11 pm	11:30 am - 11 pm	11:30 am - 11 pm	-
SAT:	11:30 am - 11 pm	11:30 am - 11 pm	11:30 am - 11 pm	11:30 am - 11 pm	-

ALCOHOLIC BEVERAGE REGULATION ADMINISTRATION

NOTICE OF PUBLIC NOTICE

Persons objecting to the approval of a renewal application are entitled to be heard before the granting of such license on the hearing date at 10:00 am, 2000 14th Street, NW, 4th Floor, Washington, DC 20009.

RENEWAL NOTICES

POSTING DATE: 4/19/2013
 PETITION DATE: 6/3/2013
 HEARING DATE: 6/17/2013

License Number: ABRA-084554
 License Class/Type: D Restaurant
 ANC: 3D

Applicant: Little China Cafe, Inc.
 Trade Name: Little China Cafe
 Premise Address: 4830 MACARTHUR BLVD NW

Endorsements: Summer Garden

Days	Hours of Operation	Hours of Sales/Service	Hours of Summer Garden Operation	Hours of Sales Summer Garden	Hours of Entertainment
SUN:	12 pm - 10 pm	12 pm - 10 pm	12 pm - 10 pm	12 pm - 10 pm	-
MON:	11 am - 10 pm	11 am - 10 pm	11 am - 10 pm	11 am - 10 pm	-
TUE:	11 am - 10 pm	11 am - 10 pm	11 am - 10 pm	11 am - 10 pm	-
WED:	11 am - 10 pm	11 am - 10 pm	11 am - 10 pm	11 am - 10 pm	-
THU:	11 am - 10 pm	11 am - 10 pm	11 am - 10 pm	11 am - 10 pm	-
FRI:	11 am - 10 pm	11 am - 10 pm	11 am - 10 pm	11 am - 10 pm	-
SAT:	11 am - 10 pm	11 am - 10 pm	11 am - 10 pm	11 am - 10 pm	-

License Number: ABRA-088067
 License Class/Type: D Restaurant
 ANC: 6B

Applicant: Pound the Hill Inc.
 Trade Name: Pound the Hill
 Premise Address: 621 PENNSYLVANIA AVE SE

Endorsements: Entertainment, Sidewalk Cafe

Days	Hours of Operation	Hours of Sales/Service	Hours of Sidewalk Cafe Operation	Hours of Sales Sidewalk Cafe	Hours of Entertainment
SUN:	8am - 10pm	10am - 10pm	10am - 10pm	10am - 10pm	-
MON:	7am - 12am	8am - 12am	8am - 12am	8am - 12am	-
TUE:	7am - 12am	8am - 12am	8am - 12am	8am - 12am	-
WED:	7am - 12am	8am - 12am	8am - 12am	8am - 12am	-
THU:	7am - 12am	8am - 12am	8am - 12am	8am - 12am	8pm - 11pm
FRI:	7am - 12am	8am - 12am	8am - 12am	8am - 12am	8pm - 11pm
SAT:	7am - 12am	8am - 12am	8am - 12am	8am - 12am	8pm - 11pm

ALCOHOLIC BEVERAGE REGULATION ADMINISTRATION

NOTICE OF PUBLIC NOTICE

Persons objecting to the approval of a renewal application are entitled to be heard before the granting of such license on the hearing date at 10:00 am, 2000 14th Street, NW, 4th Floor, Washington, DC 20009.

RENEWAL NOTICES

POSTING DATE: 4/19/2013
PETITION DATE: 6/3/2013
HEARING DATE: 6/17/2013

License Number: ABRA-088954
License Class/Type: D Restaurant
ANC: 2B

Applicant: P STREET GOURMET EMPANADAS, LLC
Trade Name: Panas Gourmet Empanadas
Premise Address: 2029 P ST NW

Endorsements: Entertainment, Summer Garden

Days	Hours of Operation	Hours of Sales/Service	Hours of Summer Garden Operation	Hours of Sales Summer Garden	Hours of Entertainment
SUN:	11 am - 12 am	11 am - 12 am	11 am - 11 pm	11 am - 11 am	11 am - 12 am
MON:	11 am - 12 am	11 am - 12 am	11 am - 11 pm	11 am - 11 pm	11 am - 12 am
TUE:	11 am - 12 am	11 am - 12 am	11 am - 11 pm	11 am - 11 pm	11 am - 12 am
WED:	11 am - 12 am	11 am - 12 am	11 am - 11 pm	11 am - 11 pm	11 am - 12 am
THU:	11 am - 12 am	11 am - 12 am	11 am - 11 pm	11 am - 11 pm	11 am - 12 am
FRI:	11 am - 1 am	11 am - 1 am	11 am - 12 am	11 am - 12 am	11 am - 12 am
SAT:	11 am - 1 am	11 am - 1 am	11 am - 12 am	11 am - 12 am	11 am - 12 am

ALCOHOLIC BEVERAGE REGULATION ADMINISTRATION

NOTICE OF PUBLIC HEARING

Posting Date: April 19, 2013
Petition Date: June 3, 2013
Hearing Date: June 17, 2013

License No.: ABRA-086154
Licensee: Luby's Fuddruckers Restaurants, LLC
Trade Name: Fuddruckers
License Class: Retailer's Class "C" Restaurant
Address: 734 7th St. NW
Contact: Gwen Friel, General Member 202-628-3380

WARD 2 ANC 2C SMD 2C01

Notice is hereby given that this applicant has applied for a substantial change to its license under the D.C. Alcoholic Beverage Control Act and that the objectors are entitled to be heard before the granting of such on the Hearing Date at 10:00 am, 4th Floor, 2000 14th Street, N.W., Washington, DC 20009. Petitions and/or requests to appear before the Board must be filed on or before the Petition Date.

NATURE OF SUBSTANTIAL CHANGE

Request to change the Hours of Operation and Hours of Alcoholic Beverage Sales/Service/Consumption.

CURRENT HOURS OF OPERATION FOR PREMISES

Sunday through Thursday 11:00am - 10:00pm; Friday and Saturday 11:00am - 11:00pm.

CURRENT HOURS OF SALES/SERVICE/CONSUMPTION FOR PREMISES

Monday through Sunday 11:00am - 10:00pm

PROPOSED HOURS OF OPERATION AND HOURS OF SALES/SERVICE/CONSUMPTION FOR PREMISES

Monday through Sunday 10:30am - 11:00pm

ALCOHOLIC BEVERAGE REGULATION ADMINISTRATION

NOTICE OF PUBLIC HEARING

Posting Date: April 19, 2013
Petition Date: June 3, 2013
Roll Call Hearing Date: June 17, 2013
Protest Hearing Date: August 7, 2013

License No.: ABRA-091952
Licensee: Giant of Maryland, LLC
Trade Name: Giant #2381
License Class: Retailer's Class "B" Grocery
Address: 300 H Street, NE
Contact: Steven J. O'Brien, Agent: 202-625-7700

WARD 6 ANC 6C SMD 6C05

Notice is hereby given that this applicant has applied for a license under the D.C. Alcoholic Beverage Control Act and that the objectors are entitled to be heard before the granting of such on the Roll Call Hearing Date at 10:00 am, 4th Floor, 2000 14th Street, N.W., Washington, DC 20009. Petitions and/or requests to appear before the Board must be filed on or before the Petition Date. The Protest Hearing Date is scheduled for 1:30 pm on August 7, 2013.

NATURE OF OPERATION

Full Service Grocery Store with accessory pharmacy, delicatessen, and bakery departments.

PROPOSED HOURS OF OPERATION FOR PREMISES:

Monday through Sunday 24 Hours

PROPOSED HOURS OF ALCOHOL SALES/SERVICE/CONSUMPTION FOR PREMISES:

Monday through Sunday 7:00am - 12:00am.

ALCOHOLIC BEVERAGE REGULATION ADMINISTRATION

NOTICE OF PUBLIC HEARING

Posting Date: April 19, 2013
Petition Date: June 3, 2013
Hearing Date: June 17, 2013
Protest Date: August 7, 2013

License No.: ABRA-091915
Licensee: Jackpot, LLC
Trade Name: Jackpot
License Class: Retailer's Class "C" Tavern
Address: 726 7th Street, NW
Contact: Stephen O'Brien 202-625-7700

WARD 2 ANC 2C SMD 2C01

Notice is hereby given that this applicant has applied for a license under the D.C. Alcoholic Beverage Control Act and that the objectors are entitled to be heard before the granting of such on the hearing date at 10:00 am, 4th Floor, 2000 14th Street, N.W., Washington, DC 20009. Petition and/or request to appear before the Board must be filed on or before the petition date. The Protest Hearing Date is scheduled for 1:30 pm on August 7, 2013.

NATURE OF OPERATION

Tavern serving light food with a seating capacity of 47 for patrons and total load of 160. Request an entertainment endorsement for occasional entertainment. No nude performance.

HOURS OF OPERATION

Sunday through Thursday 6 am - 2 am and Friday & Saturday 6 am - 3 am

HOURS OF ALCOHOLIC BEVERAGES SALES/SERVICE/CONSUMPTION

Sunday through Thursday 8 am - 2 am and Friday & Saturday 8 am - 3 am

HOURS OF ENTERTAINMENT

Sunday through Thursday 6 pm - 2 am and Friday & Saturday 6 pm - 3 am

**BOARD OF ZONING ADJUSTMENT
PUBLIC HEARING NOTICE
TUESDAY, JUNE 25, 2013
441 4TH STREET, N.W.
JERRILY R. KRESS MEMORIAL HEARING ROOM, SUITE 220-SOUTH
WASHINGTON, D.C. 20001**

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

9:30 A.M. MORNING HEARING SESSION

A.M.

WARD SEVEN

18578 **Application of District Properties.Com Inc**, pursuant to 11 DCMR §
ANC-7C 3103.2, for variances from the lot width and lot area requirements under
 section 401, and a variance from the side yard requirements under section
 405, to construct a one-family detached dwelling in the R-2 District at
 premises 1019 49th Place, N.E. (Square 5175, Lot 4).

WARD THREE

18572 **Application of Shiau Feng Chen**, pursuant to 11 DCMR § 3104.2, for a
ANC-3D special exception to establish a pet grooming establishment under section
 736, in the C-2-A District at premises 4824 MacArthur Boulevard, N.W.
 (Square 1388, Lot 25).

WARD THREE

18573 **Application of Kathleen M. Sullivan**, pursuant to 11 DCMR § 3103.2,
ANC-3D for a variance from the use provisions to establish a rental apartment unit
 in the basement of a one-family row dwelling under subsection 320.3, in
 the R-3 District at premises 4463 Greenwich Parkway, N.W. (Square
 1350, Lot 80).

WARD FOUR

18575 **Application of Donatelli Development, on behalf of the Government of**
ANC-4C **the District of Columbia**, pursuant to 11 DCMR § 3103.2, for a variance
 from the off-street parking requirements under subsection 2101.1, to allow
 the construction of a new residential building in the GA/C-2-A District at
 premises 3825-3829 Georgia Avenue, N.W. (Square 3028, Lot 818).

BZA PUBLIC HEARING NOTICE

JUNE 25, 2013

PAGE NO. 2

WARD FIVE

18576 **Application of Fort Lincoln Banneker Townhouses, LLC**, pursuant to
ANC-5C 11 DCMR §§ 3104.1 and 3103.2, for a special exception to construct more
 than one building on a record lot under section 2516, and a variance from
 the front yard requirements under subsection 2516.5, to allow the
 construction of forty-two (42) townhouses in the R-5-D and C-2-B
 Districts along Fort Lincoln Drive, N.E. and Banneker Drive, N.E. (Square
 4325, Lots 29, 31, 813 and 814).

WARD THREE

18577 **Appeal of Lawrence M. and Kathleen B. Ausubel**, pursuant to 11
ANC-3C DCMR §§ 3100 and 3101, from a February 13, 2013, decision by the
 Department of Consumer and Regulatory Affairs, to allow an electrical
 cabinet in the yard of a one-family dwelling in the TSP/R-1-A District at
 premises 2750 32nd Street, N.W. (Square 2119, Lots 12 and 25).

PLEASE NOTE:

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

Failure of an applicant or appellant to be adequately prepared to present the application or appeal to the Board, and address the required standards of proof for the application or appeal, may subject the application or appeal to postponement, dismissal or denial. The public hearing in these cases will be conducted in accordance with the provisions of Chapter 31 of the District of Columbia Municipal Regulations, Title 11, and Zoning. Pursuant to Subsection 3117.4, of the Regulations, the Board will impose time limits on the testimony of all individuals. Individuals and organizations interested in any application may testify at the public hearing or submit written comments to the Board. Except for the affected ANC, any person who desires to participate as a party in this case must clearly demonstrate that the person's interests would likely be more significantly, distinctly, or uniquely affected by the proposed zoning action than other persons in the general public. **Persons seeking party status shall file with the Board, not less than 14 days prior to the date set for the hearing, a Form 140 – Party Status Application Form.** This form may be obtained from the Office of Zoning at the address stated below or downloaded from the Office of Zoning's website at: www.dcoz.dc.gov. All requests and comments should be submitted to the Board through the Director, Office of Zoning, 441 4th Street, NW, Suite 210, Washington, D.C. 20001. Please include the case number on all correspondence.

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

BZA PUBLIC HEARING NOTICE

JUNE 25, 2013

PAGE NO. 3

**LLOYD J. JORDAN, CHAIRMAN, NICOLE C. SORG, VICE CHAIRPERSON,
S. KATHRYN ALLEN, JEFFREY L. HINKLE AND A MEMBER OF THE
ZONING COMMISSION ----- BOARD OF ZONING ADJUSTMENT,
CLIFFORD W. MOY, SECRETARY TO THE BZA, SARA A. BARDIN,
DIRECTOR, OFFICE OF ZONING.**

Z.C. PUBLIC HEARING NOTICE
 Z.C. CASE NO. 02-38D
 PAGE 2

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

How to participate as a party.

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

A party has the right to cross-examine witnesses, to submit proposed findings of fact and conclusions of law, to receive a copy of the written decision of the Zoning Commission, and to exercise the other rights of parties as specified in the Zoning Regulations. If you are still unsure of what it means to participate as a party and would like more information on this, please contact the Office of Zoning at dcoz@dc.gov or at (202) 727-6311.

Except for the affected ANC, any person who desires to participate as a party in this case must clearly demonstrate that the person's interests would likely be more significantly, distinctly, or uniquely affected by the proposed zoning action than other persons in the general public. Persons seeking party status **shall file with the Commission, not less than 14 days prior to the date set for the hearing, a Form 140 – Party Status Application, a copy of which may be downloaded from the Office of Zoning's website at: <http://dcoz.dc.gov/services/app.shtm>.** This form may also be obtained from the Office of Zoning at the address stated below.

To the extent that the information is not contained in the Applicant's prehearing submission as required by 11 DCMR § 3013.1, the Applicant shall also provide this information not less than 14 days prior to the date set for the hearing.

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

Time limits.

The following maximum time limits for oral testimony shall be adhered to and no time may be ceded:

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

**Z.C. PUBLIC HEARING NOTICE
Z.C. CASE NO. 02-38D
PAGE 3**

Pursuant to § 3020.3, the Commission may increase or decrease the time allowed above, in which case, the presiding officer shall ensure reasonable balance in the allocation of time between proponents and opponents.

Information responsive to this notice should be forwarded to the Director, Office of Zoning, Suite 200-S, 441 4th Street, N.W., Washington, D.C. 20001. **FOR FURTHER INFORMATION, YOU MAY CONTACT THE OFFICE OF ZONING AT (202) 727-6311.**

ANTHONY J. HOOD, MARCIE I. COHEN, ROBERT E. MILLER, PETER G. MAY, AND MICHAEL G. TURNBULL ----- ZONING COMMISSION FOR THE DISTRICT OF COLUMBIA, BY SARA A. BARDIN, DIRECTOR, AND BY SHARON S. SCHELLIN, SECRETARY TO THE ZONING COMMISSION.

DEPARTMENT OF CONSUMER AND REGULATORY AFFAIRS**NOTICE OF FINAL RULEMAKING**

The Director of the Department of Consumer and Regulatory Affairs (Director), pursuant to the authority set forth in D.C. Official Code § 47-2853.10 (a)(12)(2005 Repl.), Mayor's Order 2000-70, dated May 2, 2000, and Mayor's Order 2009-11, dated February 2, 2009, hereby gives notice of the adoption of the following amendments to Title 17 (Business, Occupations and Professions), Chapter 26 (Real Estate Licenses) and Chapter 27 (Real Estate Practice and Hearings) of the District of Columbia Municipal Regulations.

This rulemaking amends the continuing education requirements for individuals seeking to renew an inactive license or reinstate an expired, suspended, or revoked license to practice as a real estate broker, real estate salesperson, or property manager; repeals a restriction on the use of nicknames in advertisements; allows for the Real Estate Commission's approval of distance learning courses for pre-license education and mandatory continuing education requirements; addresses cheating by applicants on examinations; and corrects the stated amount of the maximum assessment for the Real Estate Guaranty and Education Fund.

This rulemaking was previously published as a proposed rulemaking in the *D.C. Register* on February 15, 2013 (60 DCR 1797). No comments were received in response to the proposed rulemaking and no changes have been made. The Director took final rulemaking action on April 12, 2013. This rulemaking will become effective upon publication of this notice in the *D.C. Register*.

Title 17, BUSINESS, OCCUPATIONS AND PROFESSIONS, of the District of Columbia Municipal Regulations (DCMR) is amended as follows:

Chapter 26, REAL ESTATE LICENSES, is amended as follows:

Section 2602, LICENSURE OF REAL ESTATE SALESPERSONS, is amended by adding a new Subsection 2602.7 to read as follows:

2602.7 An applicant may satisfy the pre-license education requirements by taking distance learning courses that have been approved by the Commission pursuant to § 2606.14 of this chapter.

Section 2604, REGISTRATION AND CERTIFICATION OF RESIDENT PROPERTY MANAGER [REPEALED], is amended to read as follows:

2604 CHEATING ON AN EXAMINATION

2604.1 No person shall cheat or assist another in cheating on an examination required by the Act or rules promulgated pursuant thereto.

2604.2 As used in this section, "cheating" includes, but is not limited to, the following:

- (a) Communication relating to the examination between applicants inside or outside of an examination room or copying another applicant's answers while an examination is in progress;
- (b) Communication relating to an examination with others outside of an examination room while the examination is in progress;
- (c) Substitution by an applicant of another person to sit in an examination room in the applicant's place; and
- (d) Use of crib sheets, text books, or other materials not authorized by a board inside or outside an examination room while an examination is in progress.

2604.3 If a person designated to proctor an examination suspects that an applicant is cheating or has cheated on the examination, the person shall do the following:

- (a) If necessary, seat the applicant in a segregated location for the remainder of the examination;
- (b) Keep a record of the applicant's seat location and identification number, and the names and identification numbers of the applicants on either side of the applicant;
- (c) Confiscate any materials or devices that are suspected of being used by the applicant to cheat on the examination;
- (d) Permit the applicant to complete the examination; and
- (e) Notify the testing service, the Commission, and the Director that the applicant is suspected of cheating and provide the Commission with a copy of the examination booklet and any evidence obtained by the person proctoring the examination.

2604.4 If the Commission has cause to believe that an applicant has cheated or has failed to comply with an instruction of a proctor given pursuant to § 2604.3, it may propose to deny a license, impose a civil fine, or take other actions in accordance with the Act.

2604.5 If the Commission determines that an applicant cheated on an examination, in addition to any other consequences, the applicant shall not be eligible to take another examination for a period of one (1) year from the date of the decision of the Commission, or other period established by the Commission in its order.

Section 2605, CONTINUING EDUCATION REQUIREMENTS FOR REAL ESTATE BROKERS, PROPERTY MANAGERS, AND SALESPERSONS, is amended to read as follows:

2605 CONTINUING EDUCATION REQUIREMENTS FOR REAL ESTATE BROKERS, PROPERTY MANAGERS, AND SALESPERSONS

2605.1 This section shall apply to all applicants for the renewal or reinstatement of a real estate broker, real estate salesperson, or property manager license, except those applicants seeking first renewal of a license granted by examination.

2605.2 A continuing education credit shall be valid only if it is part of a program or activity approved by the Commission in accordance with § 2607 of this chapter. Licensees are responsible for ensuring that continuing education courses taken to satisfy the Commission's renewal or reinstatement requirements are Commission certified or approved.

2605.3 The continuing education renewal requirements of a real estate broker's, real estate salesperson's, or property manager's license shall be as follows:

(a) An applicant for renewal of a real estate broker's license, a real estate salesperson's license, or a property manager's license shall submit proof pursuant to § 2605.6 of this section that the applicant has completed no fewer than fifteen (15) hours of acceptable continuing education credit during the two- (2-) year period preceding the date the license expires.

(b) Of the fifteen (15) hours noted in Subsection (a), nine (9) hours shall consist of mandated courses with curriculums administratively established and approved by the Commission and six (6) hours will be general elective courses as approved by the Commission.

2605.4 A licensee applying to renew a property manager's license who also possesses an active real estate broker's or real estate salesperson's license shall be considered to have satisfied the continuing education requirements for renewal of the property manager license if the licensee has satisfied the renewal requirements for the real estate broker's or real estate salesperson's license.

2605.5 Licensees who also hold equivalent licenses in another jurisdiction may, at the Commission's discretion, substitute continuing education credit completed in the other jurisdiction for the general elective continuing education requirements under this section if the licensee earned the continuing education credit during the two- (2-) year period preceding the date that the licensee's District license expires.

2605.6 An applicant shall prove completion of required continuing education credits by submitting with the application a certification of completion that includes the following:

- (a) The name and address of the sponsor of the program;
- (b) The name of the program, its location, a description of the subject matter covered, and the names of the instructors;
- (c) The dates on which the applicant attended the program;
- (d) The hours of credit claimed; and
- (e) A verification of completion with the signature or stamp of the sponsor.

2605.7 An applicant for renewal of an inactive license or reinstatement of an expired, suspended or revoked real estate broker's, real estate salesperson's, or property manager's license shall submit proof pursuant to § 2605.6 of this section of having completed the following continuing education credits:

- (a) Nine (9) hours of mandated courses with curriculums administratively established and approved by the Commission; and
- (b) Six (6) hours of general elective courses, as approved by the Commission, per licensing cycle that the applicant's license was inactive, expired, revoked or suspended.

2605.8 An applicant for the renewal of a license who fails to submit proof of having completed the continuing education requirements by or before the expiration date may renew the license within sixty (60) days after expiration by submitting proof pursuant to § 2605.6 of this section and by paying the required late fee. Upon renewal, the Commission will deem the applicant to have possessed a valid license during the period between the expiration of the license and its renewal.

2605.9 If an applicant for the renewal of a license fails to submit proof of having completed required continuing education prior to the expiration date of the license within sixty (60) days after the expiration of the applicant's license, the license shall be deemed to have lapsed on the date of expiration, and the applicant shall be required to apply for reinstatement of the expired license pursuant to § 2622 of this chapter.

2605.10 The Commission may grant an extension of the sixty (60) day period to renew after expiration if the applicant's failure to submit proof of completion was for good cause. For purposes of this subsection, "good cause" includes proof of the following:

- (a) Serious and protracted illness of the applicant, who must submit a doctor's statement verifying the illness;

- (b) The death or serious and protracted illness of a member of the applicant's immediate family, if the death or illness resulted in the applicant's inability to complete the continuing education requirements within the specified time. For the purposes of this subsection, the term "immediate family" means the applicant's spouse and any parent, brother, sister, or child of the applicant and the spouse of any such parent, brother, sister, or child; or
- (c) Due to age (seventy (70) years of age or older), the applicant is unable to complete the requirements within the specified time.

Section 2606, ACCREDITATION AND CERTIFICATION OF PRE-LICENSE EDUCATION PROGRAMS, is amended by adding a new Subsection 2606.14 to read as follows:

2606.14 The Commission may approve distance learning courses for pre-license education that meet the requirements of § 2607.9 of this chapter.

Section 2607, APPROVED CONTINUING EDUCATION PROGRAMS, is amended as follows:

Subsection 2607.9 is amended to read as follows:

2607.9 Distance learning courses may be approved as follows:

- (a) Distance learning courses that are certified by the Association of Real Estate Licensing Law Officials (ARELLO) shall be considered for approval by the Commission under this section if they provide the Commission with appropriate documentation that ARELLO certification is in effect, that the distance learning course meets the content requirements of § 2607.8 of this section, and the course meets the following other requirements of the Commission:
 - (1) Distance learning courses shall be in a mastery-based format defined as follows:
 - (i) Having at least one (1) objective;
 - (ii) Having a method for measuring student progress;
 - (iii) Having delivery formats that are interactive, which may include computer based instruction via CD-ROM or the Internet; and
 - (iv) Having a delivery format that does not deliver course material in a passive, text only format consisting primarily

of questions similar to those found on the licensing examination;

- (2) Distance learning courses shall be equivalent to in-class continuous instruction and attendance formats;
 - (3) Distance learning providers located outside the District of Columbia approved by ARELLO shall offer courses through District-based and Commission-approved distance learning providers; and
 - (4) Secondary providers of distance learning courses shall obtain certification by ARELLO;
- (b) Approval under this section shall be revoked immediately should ARELLO certification be discontinued for any reason;
 - (c) The distance learning provider shall inform the Commission immediately if ARELLO certification is discontinued for any reason; and
 - (d) A student shall complete the distance learning course within three (3) months of the date of enrollment in the course.

Section 2609, APPROVED CONTINUING EDUCATION PROGRAMS, is amended as follows:

Subsections 2609.4, 2609.5, and 2609.6 are amended to read as follows:

- 2609.4 A real estate broker shall not advertise without disclosing the broker's name and telephone number or the company's name and telephone number as shown by the records of the Department of Consumer and Regulatory Affairs.
- 2609.5 A real estate broker shall not knowingly permit a real estate salesperson or associate broker to use the salesperson's or associate broker's name in any advertisement without the name of the brokerage company with whom the salesperson or associate broker is affiliated, and the main telephone number of the brokerage company or branch office which serves as the salesperson's or associate broker's regular place of employment.
- 2609.6 A real estate salesperson or associate broker shall not knowingly permit the use of his or her name in any advertisement without the name of the brokerage company with whom he or she is affiliated, and the main telephone number of the brokerage company or branch office which serves as his or her regular place of employment.

Section 2615, ADVERTISING REQUIREMENTS, is amended as follows:

Subsection 2615.4 is amended to read as follows:

2615.4 [RESERVED].

Section 2622, REINSTATEMENT OF AN EXPIRED LICENSE, is amended as follows:

Subsection 2622.7 is amended to read as follows:

2622.7 An applicant for reinstatement of an expired license shall submit proof of having completed all continuing education credits required pursuant to § 2605.7 of this chapter.

Section 2623, REINSTATEMENT OF SUSPENDED OR REVOKED LICENSE, is amended as follows:

Subsection 2623.3 is amended to read as follows:

2623.3 An applicant shall satisfy the continuing education requirements of § 2605.7 of this chapter and shall demonstrate fitness to resume practice by submitting evidence satisfactory to the Commission that the applicant has the moral qualifications, competency, and knowledge of District and federal laws necessary to resume practice, and that the applicant’s resumption of practice will not be detrimental to the public interest or the integrity of the real estate profession.

Chapter 27, REAL ESTATE PRACTICE AND HEARINGS, is amended as follows:

Section 2704, REAL ESTATE GUARANTY AND EDUCATION FUND ASSESSMENT, is amended as follows:

Subsection 2704.6 is amended to read as follows:

2704.6 Any time the amount of the Fund falls below the minimum amount established under this section, the Commission shall assess each licensee up to fifty dollars (\$50) during any license year to bring the balance of the Fund up to the minimum amount.

DEPARTMENT OF HEALTH CARE FINANCE**NOTICE OF EMERGENCY AND PROPOSED RULEMAKING**

The Director of the Department of Health Care Finance (DHCF), pursuant to the authority set forth in An Act to enable the District of Columbia to receive federal financial assistance under Title XIX of the Social Security Act for a medical assistance program, and for other purposes approved December 27, 1967 (81 Stat.774; D.C. Official Code §1-307.02 (2006 Repl.; 2012 Supp.)) and Section 6(6) of the Department of Health Care Finance Establishment Act of 2007, effective February 27, 2008 (D.C. Law 17-109; D.C. Official Code § 7-771.05(6) (2008 Repl.)), hereby gives notice of the adoption, on an emergency basis, of a new Section 938 (Increased Reimbursement for Eligible Primary Care Services) of Chapter 9 (Medicaid Program) of Title 29 (Public Welfare) of the District of Columbia Municipal Regulations (DCMR).

This rule authorizes increased Medicaid reimbursement rates for specific primary care services, such as evaluation and management (E&M) services and immunization administration provided by the Medicaid providers enrolled in the fee-for-service (FFS) program. These rules also establish the reimbursement rates, the types of providers and services that are eligible for the increased reimbursement, and the application process for the FFS program. The Health Care and Education Reconciliation Act of 2010, approved January 5, 2010 (Pub.L. 111-152; 124 Stat. 1029)(codified as amended in scattered sections of 42 U.S.C.), requires the Medicaid program to increase Medicaid payments for specific primary care services furnished by certain physicians in calendar years 2013 and 2014. E&M services and immunization administration services are considered to be a core part of a state's Medicaid benefit package. These services consist of visits and consultations furnished by physicians and other qualified non-physician providers. E&M services play an important role in the coordination of care of patients with chronic disease by establishing a regular source of care or "medical home." Immunization administration services include the administration of vaccines and toxoids. The administration of vaccines and toxoids serves to reduce and eliminate the incidence of vaccine-preventable diseases affecting District residents. Pursuant to the Fiscal Impact Statement, approved by the Office of the Chief Financial Officer on February 22, 2013, the total computed cost of increased reimbursement for specific primary care services is estimated at \$27,667,118 for calendar years 2013 and 2014.

The corresponding State Plan Amendment (SPA) to the District of Columbia State Plan for Medical Assistance (State Plan) must be approved by the Council of the District of Columbia (Council) and the U.S. Department of Health and Human Services, Centers for Medicare and Medicaid Services (CMS). These rules are contingent upon approval of the corresponding SPA by CMS. If the corresponding SPA is approved, DHCF will publish a notice setting forth the effective date.

This emergency rulemaking is necessitated by the immediate need to ensure that District residents have continued access to quality primary care services furnished by physicians and other qualified non-physician providers. Emergency action is necessary for the immediate preservation of the health, safety and welfare of persons receiving primary care services.

The emergency rulemaking was adopted on March 21, 2013, and became effective on that date. The emergency rules shall remain in effect for one hundred and twenty (120) days or until July 18, 2013, unless superseded by publication of a Notice of Final Rulemaking in the *D.C. Register*. The Director also gives notice of the intent to adopt this proposed rule not less than thirty (30) days from the date of publication of this notice in the *D.C. Register*.

A new Section 938 of Chapter 9 of Title 29 DCMR is added to read as follows:

938 INCREASED REIMBURSEMENT FOR ELIGIBLE PRIMARY CARE SERVICES

938.1 Except as provided in Subsection 938.2, primary care services eligible for increased reimbursement under the Healthcare Common Procedure Coding System (HCPCS) shall include evaluation and management (E&M) services billed under codes 99201 through 99499; and Current Procedural Terminology (CPT) vaccine administration codes 90460, 90461, 90471, 90472, 90473, and 90474, or their successor codes. DHCF shall publish a list of all eligible codes on its provider website at www.dc-medicaid.com.

938.2 Services billed under codes that were not reimbursable under the DHCF fee schedule as of January 1, 2013 shall be ineligible for reimbursement. DHCF shall publish a list of ineligible codes on its provider website at www.dc-medicaid.com.

938.3 An eligible primary care physician shall receive increased reimbursement for eligible primary care services, provided the following requirements are met:

- (a) A physician provides a written self-attestation that the physician has a specialty designation of family medicine, general internal medicine, or pediatric medicine; and
- (b) A primary care physician provides a written self-attestation of the following:
 - (1) That he or she has Board-certification in family medicine, general internal medicine, pediatric medicine, or in a subspecialty of family medicine; general internal medicine or pediatric medicine as designated by the American Board of Medical Specialties (ABMS); the American Board of Physician Specialties (ABPS); or the American Osteopathic Association (AOA); or
 - (2) He or she has provided E&M and vaccine administration services under the codes described in Subsection 938.1 that equal at least sixty percent (60%) of all the Medicaid services that the physician bills during either of the following:
 - (i) The most recently completed calendar year; or

- (ii) The month prior to the month that DHCF receives the self-attestation form referenced in Subsections 938.3 through 938.9, for a physician enrolled in Medicaid for less than a full calendar year.
- 938.4 An Advanced Practice Registered Nurse (APRN) shall receive increased reimbursement for eligible primary care services billed pursuant to the FFS fee schedule, provided the APRN provides eligible primary care services under the direct supervision of a physician who:
- (a) Meets the eligibility requirements of Subsection 938.3;
 - (b) Assumes professional responsibility for the services provided by the APRN; and
 - (c) Has submitted a self-attestation form, as described in Subsections 938.3 through 938.9, which identifies the APRN as a practitioner under the physician's direct supervision.
- 938.5 To receive reimbursement under this rule for calendar year (CY) 2013 and CY 2014, an eligible physician shall provide the DHCF with a self-attestation that the physician meets the requirements of Subsection 938.3 using a form prescribed by DHCF.
- 938.6 Except as provided in Subsection 938.7, reimbursement under this rule shall commence from the date that DHCF receives the self-attestation form from an eligible provider, as described in Subsections 938.3 through 938.9.
- 938.7 Reimbursement shall be made in accordance with the corresponding State Plan Amendment as approved by the Centers for Medicare and Medicaid Services (CMS), provided, an eligible physician who is participating in Medicaid on the effective date of these rules shall submit the self-attestation form, as described by Subsections 938.3 through 938.6, to DHCF no later than July 1, 2013.
- 938.8 An eligible physician, who has submitted a self-attestation form as required by Subsection 938.3, is obligated to inform DHCF in writing of any changes that alter the physician's eligibility for reimbursement under this rule.
- 938.9 An APRN who provides eligible primary care services under the direct supervision of an eligible physician shall be exempt from the self-attestation form requirement.
- 938.10 For eligible primary care services rendered by an eligible physician, FFS Medicaid reimbursement shall be made at the lower of the physician's billed charges or the applicable reimbursement rate, as defined in Subsection 938.13.

- 938.11 For eligible primary care services rendered by an APRN, FFS Medicaid reimbursement shall be made in accordance with the approved State Plan using the applicable rate, as defined in Subsection 938.13.
- 938.12 Reimbursement rates established pursuant to this section apply to eligible primary care services billed as fee-for-service that are furnished on and after the effective date of the corresponding State Plan Amendment as approved by CMS and ending on December 31, 2014.
- 938.13 The applicable rates for eligible primary care services shall be as follows:
- (a) For eligible E&M services:
 - (1) The applicable rate for services furnished for the period beginning with the effective date of the corresponding State Plan Amendment as approved by the Centers for Medicare and Medicaid Services (CMS) through December 31, 2013 shall be the higher of the Medicare Part B fee schedule rate that is applicable to the non-facility site of service in effect on January 1, 2013 or the rate that would be derived using the CY 2009 conversion factor and the CY 2013 Medicare relative value units (RVUs); and
 - (2) The applicable rate for services furnished for the period beginning January 1, 2014 through December 31, 2014 shall be the higher of the Medicare Part B fee schedule rate that is applicable to the non-facility site of service in effect on January 1, 2014 or the rate that would be derived using the CY 2009 conversion factor and the CY 2014 Medicare relative value units (RVUs).
 - (b) For eligible vaccine administration services:
 - (1) The applicable rate for services furnished for the period beginning with the effective date of the corresponding State Plan Amendment as approved by the Centers for Medicare and Medicaid Services (CMS) through December 31, 2013 shall be the Regional Maximum Administration Fee in effect in CY 2013; and
 - (2) The applicable rate for services furnished for the period beginning January 1, 2014 through December 31, 2014 shall be the Regional Maximum Administration Fee in effect in CY 2014.
 - (c) DHCF shall publish the applicable rates for eligible primary care services each calendar year on its provider website at www.dhcf.dc.gov/.

- 938.14 The eligibility of each physician or APRN shall be subject to verification that the physician or APRN has complied with the requirements set forth in this rule.
- 938.15 Any administrative action with respect to an eligible physician or APRN found in violation of the rule, shall comply with the requirements set forth in Chapter 13 of Title 29 DCMR.
- 938.99 **DEFINITIONS**

For the purposes of this section, the following terms shall have the meanings ascribed:

Advanced Practice Registered Nurse (APRN): A licensed registered nurse with advanced education, knowledge, skills, and scope of practice who has been certified to perform advanced-level nursing actions by a national certifying body acceptable to the Board of Nursing; and pursuant to District of Columbia Health Occupations Revisions Act of 1985, effective March 25, 1986 (D.C. Law 6-99; D.C. Official Code §§ 3-1201 *et seq.* (2007 Repl.; 2011 Supp.)). Advanced practice registered nursing shall include the categories of nurse midwife and nurse-practitioner. (D.C. Official Code § 3-1202.04 (2007 Repl.; 2011 Supp.)).

Comments on the proposed rule shall be submitted, in writing, to Linda Elam, Ph.D., Deputy Director/Medicaid Director, Department of Health Care Finance, 899 North Capitol Street, N.E., Sixth Floor, Washington, D.C. 20002, via telephone on (202) 442-9115, via email at Publiccomments@dc.gov, or online at www.dcregs.dc.gov, within thirty (30) days after the date of publication of this notice in the D.C. Register. Copies of the proposed rule may be obtained from the above address.

GOVERNMENT OF THE DISTRICT OF COLUMBIA

ADMINISTRATIVE ISSUANCE SYSTEM

Mayor's Order 2013-073
April 12, 2013

SUBJECT: Appointment – Commission on Aging

ORIGINATING AGENCY: Office of the Mayor

By virtue of the authority vested in me as Mayor of the District of Columbia pursuant to section 422(2) of the District of Columbia Home Rule Act, approved December 24, 1973, 87 Stat. 790, Pub. L. 93-198, D.C. Official Code § 1-204.22(2) (2012 Supp.), and in accordance with section 402 of the District of Columbia Act on the Aging, effective October 29, 1975, D.C. Law 1-24, D.C. Official Code § 7-504.02 (2008 Repl.), it is hereby **ORDERED** that:

1. **JOSUÉ E. SALMERÓN** is appointed as a member of the Commission on Aging, for a term to end October 28, 2015.
2. **EFFECTIVE DATE:** This Order shall become effective immediately.



VINCENT C. GRAY
MAYOR

ATTEST: 
CYNTHIA BROCK-SMITH
SECRETARY OF THE DISTRICT OF COLUMBIA

GOVERNMENT OF THE DISTRICT OF COLUMBIA

ADMINISTRATIVE ISSUANCE SYSTEM


Mayor's Order 2013-074
April 15, 2013

SUBJECT: Delegation of Authority to the Director of the Department of General Services to Execute a Ground Lease Pertaining to the Fort Dupont Ice Arena


ORIGINATING AGENCY: Office of the Mayor

By virtue of the authority vested in me as Mayor of the District of Columbia by section 422(2) of the District of Columbia Home Rule Act, approved December 24, 1973, 87 Stat. 790, Pub. L. 93-198, D.C. Official Code § 1-204.22(2) (2012 Supp.), and by section 1022 of the Department of General Services Establishment Act of 2011 ("Act"), effective September 14, 2011, D.C. Law 19-21, D.C. Official Code § 10-551.01(b)(5) (2012 Supp.), it is hereby **ORDERED** that:

1. Pursuant to 40 U.S.C. § 8124 and D.C. Official Code § 10-111 (2008 Repl.) and by virtue of the Transfer of Jurisdiction and Declaration of Covenants Regarding a Portion of Fort Dupont Park (U.S. Reservation 405) entered into between the District of Columbia ("District") and the United States of America, acting by and through the Department of the Interior, by and through the Regional Director, National Capital Region, National Park Service ("NPS"), the District assumed, and NPS transferred to the District, administrative jurisdiction and development of the real property and improvements thereon, located at 3779 Ely Street, S.E., currently known as the Fort Dupont Ice Arena and more specifically designated for District of Columbia tax and assessment purposes as Square 5438 in Lot 0803 ("Property").
2. The Director of the Department of General Services is delegated the authority vested in the Mayor of the District of Columbia pursuant to section 1022(b)(5) of the Act to dispose of District property through a lease, in order to execute and deliver a ground lease agreement between the District of Columbia and the Friends of Fort Dupont Ice Arena, Inc. (a District of Columbia nonprofit corporation recognized as exempt under section 501(c)(3) of the Internal Revenue Code of 1986, as amended) pertaining to the Property and all other documents necessary to effectuate the ground lease of the Property.
3. **EFFECTIVE DATE:** This Order shall become effective immediately.


VINCENT C. GRAY
MAYOR

ATTEST:


CYNTHIA BROCK-SMITH
SECRETARY OF THE DISTRICT OF COLUMBIA

GOVERNMENT OF THE DISTRICT OF COLUMBIA

ADMINISTRATIVE ISSUANCE SYSTEM

Mayor's Order 2013-075
April 15, 2013

SUBJECT: Appointments – District of Columbia Commission on Fashion Arts and Events

ORIGINATING AGENCY: Office of the Mayor

By virtue of the authority vested in me as Mayor of the District of Columbia by section 422(2) of the District of Columbia Home Rule Act, approved December 24, 1973, 87 Stat. 790, Pub. L. 93-198, D.C. Official Code § 1-204.22(2) (2012 Supp.), and in accordance with the Commission on Fashion Arts and Events Establishment Act of 2008, effective April 15, 2008, D.C. Law 17-148, D.C. Official Code § 3-652(b)(1) (2012 Supp.), it is hereby **ORDERED** that:

1. **KATHERINE R. LIMON**, who was nominated by the Mayor on January 25, 2013, and approved by the Council pursuant to Proposed Resolution 20-0063, on April 9, 2013, is appointed as a member of the District of Columbia Commission on Fashion Arts and Events (“Commission”), for a term to end one (1) year from the effective date of this order.
2. **MARIESSA R. TERRELL**, who was nominated by the Mayor on January 25, 2013, and approved by the Council pursuant to Proposed Resolution 20-0064, on April 9, 2013, is appointed as a member of the Commission, for a term to end four (4) years from the effective date of this order.
3. **PATRICIA ELAM**, who was nominated by the Mayor on January 25, 2013, and approved by the Council pursuant to Proposed Resolution 20-0065, on April 9, 2013, is appointed as a member of the Commission, for a term to end four (4) years from the effective date of this order.
4. **ALIDA R. SANCHEZ**, who was nominated by the Mayor on January 25, 2013, and approved by the Council pursuant to Proposed Resolution 20-0066, on April 9, 2013, is appointed as a member of the Commission, for a term to end three (3) years from the effective date of this order.

5. **BRIAN L. EVANS**, who was nominated by the Mayor on January 25, 2013, and approved by the Council pursuant to Proposed Resolution 20-0067, on April 9, 2013, is appointed as a member of the Commission, for a term to end three (3) years from the effective date of this order.
6. **JANICE D. RANKINS**, who was nominated by the Mayor on January 25, 2013, and approved by the Council pursuant to Proposed Resolution 20-0068, on April 9, 2013, is appointed as a member of the Commission, for a term to end two (2) years from the effective date of this order.
7. **MICHELLE SHABLESKI**, who was nominated by the Mayor on January 25, 2013, and approved by the Council pursuant to Proposed Resolution 20-0069, on April 9, 2013, is appointed as a member of the Commission, for a term to end two (2) years from the effective date of this order.
8. **CHRISTINE M. BROOKS-CROPPER**, who was nominated by the Mayor on January 25, 2013, and approved by the Council pursuant to Proposed Resolution 20-0070, on April 9, 2013, is appointed as a member, and Chairperson, of the Commission, for a term to end four (4) years from the effective date of this order.
9. **EFFECTIVE DATE:** This Order shall become effective immediately.


VINCENT C. GRAY
MAYOR

ATTEST: 
CYNTHIA BROCK-SMITH
SECRETARY OF THE DISTRICT OF COLUMBIA

ALCOHOLIC BEVERAGE REGULATION ADMINISTRATION
ALCOHOLIC BEVERAGE CONTROL BOARD

NOTICE OF MEETING
CHANGE OF HOURS AGENDA

WEDNESDAY, APRIL 24, 2013 AT 1:00 PM
2000 14TH STREET, N.W., SUITE 400S, WASHINGTON, D.C. 20009

1. Review of Change of Hours Application to change Hours of Operation and Hours of Alcoholic Beverage Sales. Approved Hours of Operation and Approved Hours of Alcoholic Beverage Sales/Service: Monday through Saturday 7:00 am - 12:00 am. Proposed Hours of Operation and Proposed Hours of Alcoholic Beverage Sales/Service: Sunday through Saturday 7:00 am - 12:00 am. No pending investigative matters. No pending enforcement matters. No outstanding fines/citations. No Settlement Agreement. ANC 5C. SMD 5C01. *NDA Incorporated T/A Stop & Shop Liquors*, 3011 Rhode Island Ave., NE, Retailer's Class A, License No.: 088222.
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**ALCOHOLIC BEVERAGE REGULATION ADMINISTRATION
ALCOHOLIC BEVERAGE CONTROL BOARD**

**NOTICE OF MEETING
INVESTIGATIVE AGENDA**

**WEDNESDAY, APRIL 24, 2013
2000 14TH STREET, N.W., SUITE 400S, WASHINGTON, D.C. 20009**

On April 24, 2013 at 4:00 pm, the Alcoholic Beverage Control Board will hold a closed meeting regarding the matters identified below. In accordance with Section 405(b) of the Open Meetings Amendment Act of 2010, the meeting will be closed “to plan, discuss, or hear reports concerning ongoing or planned investigations of alleged criminal or civil misconduct or violations of law or regulations.”

1. Case#13-CC-00011 Twelve Restaurant & Lounge, 1123 - 1125 H ST NE Retailer C Tavern,
License#: ABRA-076366

2. Case#13-AUD-00033 Peacock Cafe, 3251 PROSPECT ST NW F Retailer C Restaurant,
License#: ABRA-025832

3. Case#13-PRO-00004 Duffy's Irish Restaurant, 2106 VERMONT AVE NW Retailer C Tavern,
License#: ABRA-072539

4. Case#13-AUD-00027 Smith & Wollensky, 1112 19TH ST NW Retailer C Restaurant,
License#: ABRA-060001

5. Case#13-AUD-00030 The Cheesecake Factory, 5345 WISCONSIN AVE NW Retailer C
Restaurant, License#: ABRA-014760

6. Case#13-AUD-00028 Taberna Del Alabardero, 1776 I ST NW Retailer C Restaurant,
License#: ABRA-013218

7. Case#13-CMP-00161 The Rhino-bar & Pumphouse, 3295 M ST NW Retailer C Tavern,
License#: ABRA-000523

8. Case#13-AUD-00037 Maddy's Bar and Grille, 1726 CONNECTICUT AVE NW Retailer C Restaurant, License#: ABRA-082036

9. Case#13-CC-00007 Bier Baron Hotel & Tavern, 1523 22ND ST NW Retailer C Tavern, License#: ABRA-086093

10. Case#13-AUD-00032 TruOrleans, 400 H ST NE Retailer C Restaurant, License#: ABRA-086210

11. Case#13-CC-00009 Black & Orange, 1931 14TH ST NW Retailer C Restaurant, License#: ABRA-088273

ALCOHOLIC BEVERAGE REGULATION ADMINISTRATION
ALCOHOLIC BEVERAGE CONTROL BOARD

NOTICE OF MEETING
AGENDA

WEDNESDAY, APRIL 24, 2013 AT 1:00 PM
2000 14TH STREET, N.W., SUITE 400S, WASHINGTON, D.C. 20009

1. Review of Application for Entertainment Endorsement. **Approved Hours of Operation:** Sunday through Thursday 11:00 am - 2:00 am; Friday and Saturday 11:00 am - 3:00 am. **Approved Hours of Alcoholic Beverage Sales/Service:** Sunday through Thursday 11:00 am - 1:30 am; Friday and Saturday 11:00 am - 2:30 am. **Proposed Hours of Live Entertainment:** Sunday through Thursday 8:00 pm - 1:30 am; Friday and Saturday 8:00 pm - 3:00 am. No pending investigative matters. No pending enforcement matters. No outstanding fines/citations. No conflict with Settlement Agreement. ANC 1C. SMD 1C07. **Meze**, 2437 18th Street NW Retailer CR01, Lic.#: 60347.

2. Review of Letter dated April 5, 2013 from Christopher Nwaeze requesting reconsideration of Board's denial of request for reconsideration (Request for License was withdrawn after Protest filed). **Hush Restaurant and Lounge**, 2121 New York Avenue NE Retailer CT03, Lic.#: 89332.

3. Review of request dated October 18, 2012 for an amendment to a Settlement Agreement dated October 15, 2012 by and between Boomerang Boat Tours, LLC and Advisory Neighborhood Commission 6D (Additional boat). **Boomerang Boat Tours, LLC**, 600 Water Street SW Retailer CX, Lic.#: 90816.

4. Review of Application for Sidewalk Cafe Endorsement. **Approved Hours of Operation and Approved Hours of Alcoholic Beverage Sales/Service:** Sunday 12:00 pm - 2:00 am; Monday through Thursday 4:00 pm - 2:00 pm; Friday 4:00 pm - 3:00 am; Saturday 12:00 pm - 3:00 am. **Approved Hours of Live Entertainment:** Sunday through Thursday 9:30 pm - 1:45 am; Friday and Saturday 6:00 pm - 2:30 am. **Proposed Hours of Operation for Sidewalk Café:** Sunday 12:00 pm - 2:00 am; Monday through Thursday 3:00 pm - 2:00 pm; Friday 3:00 pm - 3:00 am; Saturday 12:00 pm - 3:00 am. **Proposed Hours of Alcoholic Beverage Sales/Service for Sidewalk Café:** Sunday 12:00 pm - 1:45 am; Monday through Thursday 4:00 pm - 1:45 pm; Friday 4:00 pm - 2:45 am; Saturday 12:00 pm - 2:45 am. No pending investigative matters. No pending enforcement matters. No outstanding fines/citations. No conflict with Settlement Agreement. ANC 1C. SMD 1C03. **Millie And Al's Ballances Columbia Restaurant**, 2440 18th Street NW Retailer CR01, Lic.#: 460.

Board's Agenda – April 24, 2013 - Page 2

5. Review of letter, dated April 8, 2013, from Jackie Greenbaum requesting permission to store records off premises at another location in the District. *El Chucho-Cocina Superior*, 3313 11th Street NW Retailer CR01, Lic.#: 85471.

6. Review of correspondence, dated April 13, 2013, from Ann Gossett requesting for the Board to deny One Day Substantial Change requests from Justin's Café for block parties. *Justin's Café*, 1025 1st Street SE Retailer CR01, Lic.#: 83690.

7. Review of letter, dated April 10, 2013, from Denis James requesting that the Board deny Habana Village's request to terminate its Settlement Agreement. *Habana Village*, 1834 Columbia Road NW Retailer CR02, Lic.#: 24197.*

8. Review of letter, dated April 10, 2013, from Denis James requesting that the Board deny The Blaguard's request to terminate its Settlement Agreement. *The Blaguard*, 2003 18th Street NW Retailer CR01, Lic.#: 86012.*

9. Review of letter, dated April 10, 2013, from Denis James requesting that the Board deny Bistro 18's request to terminate its Settlement Agreement. *Bistro 18*, 2420 18th Street NW Retailer CR01, Lic.#: 86876.*

10. Review of Petition to Terminate or Amend Settlement Agreement, dated April 8, 2013, for Red Lounge. The Petition was untimely filed and was not submitted with the Renewal Application. *Red Lounge*, 2013 14th Street NW Retailer CR02, Lic.#: 76011.*

11. Review of Petition to Terminate or Amend Settlement Agreement, dated April 9, 2013, for Sisy's. The Petition was untimely filed and was not submitted with the Renewal Application. *Sisy's*, 3911 14th Street NW Retailer CR01, Lic.#: 76125.*

12. Review of Settlement Agreement, dated April 9, 2013, between Fresh Fields Whole Foods Market and ANC 2F. *Fresh Fields Whole Foods Market*, 1440 P Street NW Retailer B, Lic.#: 60167.*

13. Review of Settlement Agreement, dated April 10, 2013, between Mothership and ANC 1A. *Mothership*, 3301 Goergia Avenue NW Retailer CR02, Lic.#: 91237.*

Board's Agenda – April 24, 2013 - Page 3

14. Review of Settlement Agreement, dated April 3, 2013, between Black Whiskey and ANC 2F. *Black Whiskey*, 1410 14th Street NW Retailer CT01, Lic.#: 91434.*
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*** In accordance with Section 405(b) of the Open Meetings Amendment Act of 2010, this portion of the meeting will be closed for deliberation and to consult with an attorney to obtain legal advice. The Board's vote will be held in an open session, and the public is permitted to attend.**

DC MAYOR'S OFFICE ON ASIAN AND PACIFIC ISLANDER AFFAIRS**DC MAYOR'S COMMISSION ON ASIAN AND
PACIFIC ISLANDER AFFAIRS****NOTICE OF REGULAR MEETING**

The DC Mayor's Commission on Asian and Pacific Islander Affairs will be holding its regular meeting on Wednesday, April 24, 2013 at 6:30 pm.

The meeting will be held in Conference Room 1114 at One Judiciary Square, 441 4th Street NW, Washington, DC 20001. The location is closest to the Judiciary Square metro station on the red line of the Metro. All commission meetings are open to the public. If you have any questions about the commission or its meetings, please contact oapia@dc.gov or Andrew Chang at andrew.chang@dc.gov. Telephone: (202) 727-3120.

The DC Commission on Asian and Pacific Islander Affairs usually convenes monthly meetings to discuss current issues affecting the DC AAPI community.

Future meetings for the remainder of the year have been scheduled for the following dates:

May 22, 2013
June 26, 2013
September 25, 2013
October 23, 2013
November 20, 2013

DEPARTMENT OF CONSUMER AND REGULATORY AFFAIRS
CONSTRUCTION CODES COORDINATING BOARD

NOTICE OF SPECIAL MEETINGS

The Construction Codes Coordinating Board will be holding a special meeting on Tuesday, April 23, 2013 at 9:30 am.

The meeting will be held at 1100 Fourth Street, SW, Fourth Floor Conference Room, Washington, D.C. 20024. The location is on the Metro Green Line, at the Waterfront/SEU stop. Limited paid parking is available on site.

Draft board meeting agendas and Technical Advisory Group meeting schedules and agendas are available on the website of the Department of Consumer and Regulatory Affairs at dcra.dc.gov, under the Permits/Zoning tab on the main page.

DC SCHOLARS PUBLIC CHARTER SCHOOL
REQUEST FOR PROPOSALS (RFP)

DC Scholars Public Charter School seeks bids for:

Special Education Services to provide evaluations, speech therapy, physical therapy, audiology, and other special education related services to identified students grades PS-4th for the 2013-2014 academic year. Contractors should also be able to provide Medicaid Billing for services provided. The bid should include individual prices for all services provided.

Janitorial Services to provide a summer deep cleaning post construction, general weekly janitorial services, and a day porter for a 2-3 level school building for the School Year 2013-2014. The bid should include individual prices for all services and supplies provided.

Copier Services for 3-4 high functioning black and white and color copy machines for the School Year 2013-2014. The bid should include individual prices for all services provided.

Bids must be received by 5:00 PM, Monday, May 27th. They can be mailed or electronically submitted to vharris@dcscholars.org.

Vashaunta Harris
DC Scholars Public Charter School
5601 E. Capitol St. SE
Washington, DC 20019
(202) 302-8861

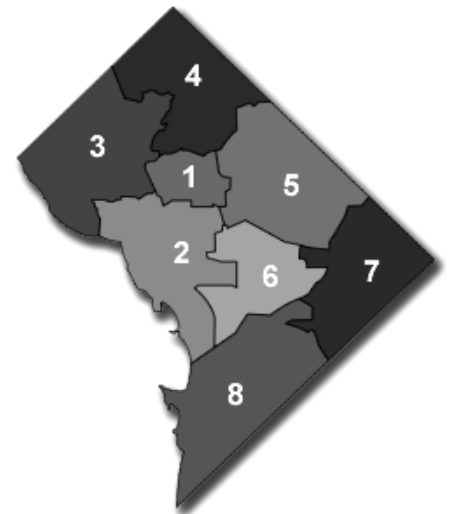
**D.C. BOARD OF ELECTIONS
MONTHLY REPORT OF VOTER REGISTRATION STATISTICS
CITYWIDE REGISTRATION SUMMARY
As Of MARCH 31, 2013**

WARD	DEM	REP	STG	LIB	OTH	N-P	TOTALS
1	45,466	2,969	857	18	169	12,887	62,366
2	32,100	6,493	289	25	160	12,847	51,914
3	39,452	8,050	411	20	128	13,141	61,202
4	51,950	2,685	608	9	179	10,463	65,894
5	54,398	2,281	607	16	167	9,545	67,014
6	53,395	6,634	600	18	194	13,668	74,509
7	52,427	1,420	487	1	133	7,339	61,807
8	50,566	1,484	492	2	190	8,258	60,992
Totals	379,754	32,016	4,351	109	1,320	88,148	505,698
Percentage By Party	75.09%	6.33%	.86%	.02%	.26%	17.43%	100.00%

DISTRICT OF COLUMBIA BOARD OF ELECTIONS MONTHLY REPORT OF
VOTER REGISTRATION STATISTICS AND REGISTRATION TRANSACTIONS
AS OF THE END OF MARCH 31, 2013

COVERING CITY WIDE TOTALS BY:
WARD, PRECINCT AND PARTY

ONE JUDICIARY SQUARE
441 4TH STREET, NW SUITE 250N
WASHINGTON, DC 20001
(202) 727-2525
<http://www.dcoee.org>



D.C. BOARD OF ELECTIONS
MONTHLY REPORT OF VOTER REGISTRATION STATISTICS
WARD 1 REGISTRATION SUMMARY
As Of MARCH 31, 2013

PRECINCT	DEM	REP	STG	LIB	OTH	N-P	TOTALS
20	1,484	43	14	1	11	245	1,798
22	3,706	307	32	2	8	1,022	5,077
23	2,836	170	68	3	6	787	3,870
24	2,628	263	38	0	9	871	3,809
25	4,202	477	77	1	7	1,393	6,157
35	3,679	245	73	0	13	1,160	5,170
36	4,532	298	80	2	17	1,262	6,191
37	3,294	158	58	0	9	782	4,301
38	2,820	142	63	1	9	780	3,815
39	4,296	227	108	3	17	1,125	5,776
40	3,972	235	106	1	26	1,226	5,566
41	3,436	212	69	2	21	1,120	4,860
42	1,882	65	33	2	6	516	2,504
43	1,750	73	25	0	4	382	2,234
137	949	54	13	0	6	216	1,238
TOTALS	45,466	2,969	857	18	169	12,887	62,366

D.C. BOARD OF ELECTIONS
MONTHLY REPORT OF VOTER REGISTRATION STATISTICS
WARD 2 REGISTRATION SUMMARY
As Of MARCH 31, 2013

PRECINCT	DEM	REP	STG	LIB	OTH	N-P	TOTALS
2	719	170	7	0	11	470	1,377
3	1,492	448	17	1	13	764	2,735
4	1,720	491	9	1	8	880	3,109
5	2,290	783	23	1	10	963	4,070
6	2,742	1,163	29	2	23	1,744	5,703
13	1,411	302	7	1	1	528	2,250
14	3,138	494	28	1	12	1,178	4,851
15	3,337	364	27	6	15	1,056	4,805
16	3,895	440	37	4	12	1,145	5,533
17	5,030	712	49	6	32	1,769	7,598
129	2,068	370	15	1	6	857	3,317
141	2,545	280	28	0	9	771	3,633
143	1,713	476	13	1	8	722	2,933
TOTALS	32,100	6,493	289	25	160	12,847	51,914

D.C. BOARD OF ELECTIONS
MONTHLY REPORT OF VOTER REGISTRATION STATISTICS
WARD 3 REGISTRATION SUMMARY
As Of MARCH 31, 2013

PRECINCT	DEM	REP	STG	LIB	OTH	N-P	TOTALS
7	1,253	438	17	0	4	583	2,295
8	2,418	714	26	2	8	828	3,996
9	1,229	560	13	0	11	569	2,382
10	1,754	491	9	1	9	706	2,970
11	3,515	1,025	47	3	9	1,518	6,117
12	519	219	3	0	4	235	980
26	3,027	402	33	2	5	1,038	4,507
27	2,615	324	20	1	6	674	3,640
28	2,535	656	34	4	9	966	4,204
29	1,369	307	17	0	4	504	2,201
30	1,361	270	17	0	5	315	1,968
31	2,421	380	21	0	10	637	3,469
32	2,908	422	32	3	6	724	4,095
33	3,118	422	38	2	12	882	4,474
34	3,875	585	30	0	12	1,368	5,870
50	2,256	344	20	2	11	555	3,188
136	926	146	10	0		373	1,455
138	2,353	345	24	0	3	666	3,391
TOTALS	39,452	8,050	411	20	128	13,141	61,202

D.C. BOARD OF ELECTIONS
MONTHLY REPORT OF VOTER REGISTRATION STATISTICS
WARD 4 REGISTRATION SUMMARY
As Of MARCH 31, 2013

PRECINCT	DEM	REP	STG	LIB	OTH	N-P	TOTALS
45	2,303	82	45	2	7	480	2,919
46	3,198	92	33	0	15	664	4,002
47	3,212	175	37	3	16	856	4,299
48	3,001	155	36	0	11	649	3,852
49	925	51	17	0	6	225	1,224
51	3,378	620	27	0	10	733	4,768
52	1,371	269	6	0	2	274	1,922
53	1,275	79	20	0	4	313	1,691
54	2,500	115	39	0	7	549	3,210
55	2,756	84	39	1	14	524	3,418
56	3,372	106	37	0	14	795	4,324
57	2,837	99	36	0	17	536	3,525
58	2,522	68	24	1	3	444	3,062
59	2,832	101	38	1	8	455	3,435
60	2,366	100	23	0	8	746	3,243
61	1,815	63	19	0	3	337	2,237
62	3,404	155	31	0	5	420	4,015
63	3,596	134	64	0	14	698	4,506
64	2,443	65	17	1	6	372	2,904
65	2,844	72	20	0	9	393	3,338
Totals	51,950	2,685	608	9	179	10,463	65,894

D.C. BOARD OF ELECTIONS
MONTHLY REPORT OF VOTER REGISTRATION STATISTICS
WARD 5 REGISTRATION SUMMARY
As Of MARCH 31, 2013

PRECINCT	DEM	REP	STG	LIB	OTH	N-P	TOTALS
19	4,251	206	62	4	9	1,000	5,532
44	3,019	237	32	3	15	708	4,014
66	5,038	147	38	0	12	610	5,845
67	3,248	125	24	0	9	440	3,846
68	2,048	184	33	1	7	452	2,725
69	2,405	85	18	0	10	298	2,816
70	1,671	79	21	1	3	288	2,063
71	2,654	74	36	1	8	393	3,166
72	4,883	131	30	1	15	814	5,874
73	2,038	110	34	2	6	403	2,593
74	4,424	206	64	0	12	880	5,586
75	3,374	135	51	0	8	699	4,267
76	1,309	56	14	0	4	260	1,643
77	3,229	123	38	0	11	577	3,978
78	3,090	80	33	0	8	486	3,697
79	2,130	69	15	2	8	387	2,611
135	3,208	186	52	1	16	599	4,062
139	2,379	48	12	0	6	251	2,696
TOTALS	54,398	2,281	607	16	167	9,545	67,014

D.C. BOARD OF ELECTIONS
MONTHLY REPORT OF VOTER REGISTRATION STATISTICS
WARD 6 REGISTRATION SUMMARY
As Of MARCH 31, 2013

PRECINCT	DEM	REP	STG	LIB	OTH	N-P	TOTALS
1	4,409	408	52	1	21	1,126	6,017
18	4,251	260	48	0	15	927	5,501
21	1,154	55	18	0	5	270	1,502
81	5,146	371	53	1	19	1,037	6,627
82	2,692	282	25	0	11	602	3,612
83	3,909	432	41	1	13	987	5,383
84	2,085	460	31	2	9	650	3,237
85	2,910	583	28	2	9	875	4,407
86	2,391	290	29	1	7	544	3,262
87	2,972	239	29	1	12	612	3,865
88	2,267	340	21	0	7	565	3,200
89	2,732	764	32	2	7	898	4,435
90	1,715	288	14	1	6	527	2,551
91	4,281	382	48	2	19	1,038	5,770
127	4,203	293	56	1	13	957	5,523
128	2,285	216	32	1	10	672	3,216
130	879	371	10	0	3	353	1,616
131	1,699	425	15	2	4	597	2,742
142	1,415	175	18	0	4	431	2,043
TOTALS	53,395	6,634	600	18	194	13,668	74,509

D.C. BOARD OF ELECTIONS
MONTHLY REPORT OF VOTER REGISTRATION STATISTICS
WARD 7 REGISTRATION SUMMARY
As Of MARCH 31, 2013

PRECINCT	DEM	REP	STG	LIB	OTH	N-P	TOTALS
80	1,779	86	18	0	8	307	2,198
92	1,695	41	13	0	10	249	2,008
93	1,689	46	17	0	6	238	1,996
94	2,122	57	18	0	3	276	2,476
95	1,824	52	21	0		317	2,214
96	2,531	76	27	0	7	380	3,021
97	1,590	34	14	0	4	207	1,849
98	1,988	44	25	0	4	270	2,331
99	1,576	45	15	0	4	238	1,878
100	2,229	43	15	0	5	281	2,573
101	1,844	37	21	0	6	206	2,114
102	2,618	57	28	0	7	328	3,038
103	3,804	98	40	0	14	578	4,534
104	3,095	84	28	0	11	458	3,676
105	2,560	62	27	0	4	395	3,048
106	3,332	78	23	0	7	466	3,906
107	1,921	59	17	0	4	294	2,295
108	1,271	41	8	0	2	141	1,463
109	1,096	40	9	0	1	116	1,262
110	4,341	131	36	1	10	505	5,024
111	2,706	68	29	0	9	397	3,209
113	2,501	77	21	0	5	322	2,926
132	2,315	64	17	0	2	370	2,768
TOTALS	52,427	1,420	487	1	133	7,339	61,807

D.C. BOARD OF ELECTIONS
MONTHLY REPORT OF VOTER REGISTRATION STATISTICS
WARD 8 REGISTRATION SUMMARY
As Of MARCH 31, 2013

PRECINCT	DEM	REP	STG	LIB	OTH	N-P	TOTALS
112	2,379	68	13	0	7	337	2,804
114	3,467	114	32	0	22	571	4,206
115	3,303	78	28	1	11	685	4,106
116	4,350	117	43	0	18	684	5,212
117	2,094	56	18	0	10	330	2,508
118	2,960	85	35	0	10	456	3,546
119	3,187	134	50	0	11	599	3,981
120	2,086	47	22	0	6	350	2,511
121	3,620	89	39	1	14	588	4,351
122	2,084	55	21	0	6	313	2,479
123	2,676	135	28	0	14	506	3,359
124	2,929	71	18	0	5	409	3,432
125	5,086	131	47	0	16	801	6,081
126	4,167	134	39	0	18	756	5,114
133	1,549	47	10	0	5	199	1,810
134	2,473	53	32	0	7	331	2,896
140	2,156	70	17	0	10	343	2,596
TOTALS	50,566	1,484	492	2	190	8,258	60,992

D.C. BOARD OF ELECTIONS
MONTHLY REPORT OF VOTER REGISTRATION STATISTICS
CITYWIDE REGISTRATION ACTIVITY

For voter registration activity between 2/28/2013 and 3/31/2013

NEW REGISTRATIONS	DEM	REP	STG	LIB	OTH	N-P	TOTAL
Beginning Totals	379,611	32,002	4,353	110	1,318	88,009	505,403
Board of Elecitons Over the Counter	18	0	1	0	0	5	24
Board of Elections by Mail	95	6	0	0	1	26	128
Board of Elections Online Registration	86	17	2	0	0	28	133
Department of Motor Vehicle	782	105	5	0	1	335	1,228
Department of Disability Services	8	0	0	0	0	0	8
Office of Aging	0	0	0	0	0	0	0
Federal Postcard Application	1	0	0	0	0	0	1
Department of Parks and Recreation	0	0	0	0	0	0	0
Nursing Home Program	0	0	0	0	0	0	0
Dept, of Youth Rehabilitative Services	0	0	0	0	0	0	0
Department of Corrections	16	0	0	0	0	6	22
Department of Human Services	19	1	0	0	0	2	22
Special / Provisional	6	0	0	0	0	0	6
All Other Sources	45	2	0	0	3	51	101
+Total New Registrations	1,076	131	8	0	5	453	1,673

ACTIVATIONS	DEM	REP	STG	LIB	OTH	N-P	TOTAL
Reinstated from Inactive Status	84	8	1	0	0	17	110
Administrative Corrections	41	1	0	1	0	92	135
+TOTAL ACTIVATIONS	125	9	1	1	0	109	245

DEACTIVATIONS	DEM	REP	STG	LIB	OTH	N-P	TOTAL
Changed to Inactive Status	51	1	0	0	0	7	59
Moved Out of District (Deleted)	11	2	0	0	0	2	15
Felon (Deleted)	0	0	0	0	0	0	0
Deceased (Deleted)	58	15	0	0	0	3	76
Administrative Corrections	1,125	101	15	0	4	228	1,473
-TOTAL DEACTIVATIONS	1,245	119	15	0	4	240	1,623

AFFILIATION CHANGES	DEM	REP	STG	LIB	OTH	N-P	
+ Changed To Party	301	47	9	1	13	118	
- Changed From Party	-114	-54	-5	-3	-12	-301	
ENDING TOTALS	379,754	32,016	4,351	109	1,320	88,148	505,698

DISTRICT DEPARTMENT OF THE ENVIRONMENT

FISCAL YEAR 2013

PUBLIC NOTICE

Notice is hereby given that, pursuant to 40 C.F.R. Part 51.161, and D.C. Official Code §2-505, the Air Quality Division (AQD) of the District Department of the Environment (DDOE), located at 1200 First Street NE, 5th Floor, Washington, DC, intends to issue air quality permit #6725 to JBG/1233 20th St., LLC, A Delaware Limited Liability Co. to operate one (1) 150 kW diesel fired emergency generator at the JBG/1233 20th St., LLC property, located at 1233 20th Street NW, Washington DC 20036. The contact person for the facility is Brian Coulter, Managing Member, at (202) 697-0274.

Maximum annual potential emissions from the unit are expected to be as follows:

	Maximum Annual Emissions
Pollutant	(tons/yr)
Particulate Matter (PM) (Total)	0.1595
Sulfur Oxides (SO _x)	0.1486
Nitrogen Oxides (NO _x)	2.2475
Volatile Organic Compounds (VOC)	0.1791
Carbon Monoxide (CO)	0.4843

The proposed emission limits are as follows:

- a. Visible emissions shall not be emitted into the outdoor atmosphere from this generator, except that discharges not exceeding forty percent (40%) opacity (unaveraged) shall be permitted for two (2) minutes in any sixty (60) minute period and for an aggregate of twelve (12) minutes in any twenty-four hour (24 hr.) period during start-up, cleaning, adjustment of combustion controls, or malfunction of the equipment [20 DCMR 606.1].
- b. An emission into the atmosphere of odorous or other air pollutants from any source in any quantity and of any characteristic, and duration which is, or is likely to be injurious to the public health or welfare, or which interferes with the reasonable enjoyment of life or property is prohibited. [20 DCMR 903.1]

The permit application and supporting documentation, along with the draft permit are available for public inspection at AQD and copies may be made available between the hours of 8:15 A.M. and 4:45 P.M. Monday through Friday. Interested parties wishing to view these documents should provide their names, addresses, telephone numbers and affiliation, if any, to Stephen S. Ours at (202) 535-1747.

Interested persons may submit written comments or may request a public hearing on this subject within 30 days of publication of this notice. The written comments must also include the

person's name, telephone number, affiliation, if any, mailing address and a statement outlining the air quality issues in dispute and any facts underscoring those air quality issues. All relevant comments will be considered in issuing the final permit.

Comments on the proposed permit and any request for a public hearing should be addressed to:

Stephen S. Ours
Chief, Permitting Branch
Air Quality Division
District Department of the Environment
1200 First Street NE, 5th Floor
Washington, DC 20002
Stephen.Ours@dc.gov

No written comments postmarked after May 20, 2013 will be accepted.

For more information, please contact Stephen S. Ours at (202) 535-1747.

**DEPARTMENT OF HEALTH
HEALTH PROFESSIONAL LICENSING ADMINISTRATION**

NOTICE OF MEETING

Board of Medicine

April 24, 2013
899 North Capitol Street NE
2nd Floor
Washington, DC 20002

On APRIL 24, 2013 at 8:30 am, the Board of Medicine will hold a meeting to consider and discuss a range of matters impacting competency and safety in the practice of medicine.

In accordance with Section 405(b) of the Open Meetings Amendment Act of 2010, the meeting will be closed from 8:30 am until 10:30 am to plan, discuss, or hear reports concerning licensing issues, ongoing or planned investigations of practice complaints, and or violations of law or regulations. The meeting will be open to the public from 10:30 am to 12:00 pm to discuss various agenda items and any comments and/or concerns from the public. After which the Board will reconvene in closed session to continue its deliberations until 2:00 pm.

Visit the Board of Medicine website www.doh.dc.gov/bomed - select BoMed Calendars and Agendas to view the agenda.

**DISTRICT OF COLUMBIA HOUSING FINANCE AGENCY
BOARD OF DIRECTORS MEETING**

April 23, 2013
815 Florida Avenue, NW
Washington, DC 20001

5:30 pm

AGENDA

- I. Call to order and verification of quorum.
- II. Vote to close meeting to discuss the approval of an Eligibility Resolution for the Metro Village Apartments project and bond transaction.

Pursuant to the District of Columbia Administrative Procedure Act, the Chairperson of the Board of Directors will call a vote to close the meeting in order to discuss, establish, or instruct the public body's staff or negotiating agents concerning the position to be taken in negotiating the price and other material terms of the Metro Village Apartments project and bond transaction. An open meeting would adversely affect the bargaining position or negotiation strategy of the public body. (D.C. Code §2-405(b)(2)).
- III. Re-open meeting.
- IV. Consideration of DCHFA Eligibility Resolution No. 2013-06 for the approval of the Metro Village Apartments project and bond transaction.
- V. Discussion: Agency's draft travel policy.
- VI. Discussion: Agency's draft credit card policy and procedures.
- VII. Executive Director's Report.
- VIII. Other Business.
- IX. Adjournment.

**THE NOT-FOR-PROFIT HOSPITAL CORPORATION
BOARD OF DIRECTORS
NOTICE OF PUBLIC MEETING**

The monthly Governing Board meeting of the Board of Directors of the Not-For-Profit Hospital Corporation, an independent instrumentality of the District of Columbia Government, will be held at 9:00 a.m. on Thursday, April 25, 2013. The meeting will be held at 1310 Southern Avenue, SE, Washington, DC 20032, in Conference Room 3/4. Notice of a location or time change will be published in the D.C. Register, posted in the Hospital, and/or posted on the Not-For-Profit Hospital Corporation's website (www.united-medicalcenter.com).

DRAFT AGENDA

- I. CALL TO ORDER**

- II. DETERMINATION OF A QUORUM**

- III. APPROVAL OF AGENDA**

- IV. CONSENT AGENDA**
 - A. READING AND APPROVAL OF MINUTES**
 - 1. March 28, 2013

- V. NONCONSENT AGENDA**
 - A. EXECUTIVE REPORTS**
 - 1. Executive Management Report / David Small, Interim CEO

 - B. MEDICAL STAFF REPORT**
 - 1. Chief of Staff Report / Dr. Gilbert Daniel, COS

 - C. COMMITTEE REPORTS**
 - 1. Finance Committee Report / Mr. Steve Lyons, Chair
 - 2. Strategic Steering Committee Report / Dr. Margo Baily, Chair
 - 3. Governance Committee Report / Mr. Virgil McDonald, Chair

 - D. OTHER BUSINESS**
 - 1. Old Business
 - 2. New Business

E. ANNOUNCEMENT

1. The next Governing Board Meeting will be held at 9:00am, May 23, 2013 at United Medical Center/Conference Room 3/4.

F. ADJOURNMENT

NOTICE OF INTENT TO CLOSE. The NFPHC Board hereby gives notice that it may close the meeting and move to executive session to discuss contracts, settlements, collective bargaining agreements, personnel, discipline, and investigations of alleged criminal or civil misconduct. D.C. Official Code §§2-575(b)(2)(4A)(5),(9),(10),(14).

DISTRICT OF COLUMBIA RETIREMENT BOARD**NOTICE OF OPEN PUBLIC MEETING**

April 25, 2013
1:00 p.m.

DCRB Board Room (2nd floor)
900 7th Street, N.W.
Washington, D.C. 20001

The District of Columbia Retirement Board (DCRB) will hold an Open meeting on April 25, 2013, at 1:00 p.m. The meeting will be held in the DCRB Board Room (2nd floor) at 900 7th Street, N.W., Washington, D.C. 20001. A general agenda for the Open Board meeting is outlined below.

Please call one (1) business day prior to the meeting to ensure the meeting has not been cancelled or rescheduled. For additional information, please contact Rabinai Carson, Administrative Specialist at (202) 343-3200 or rabinai.carson@dc.gov.

AGENDA

- | | | |
|-------|--|-------------------|
| I. | Call to Order and Roll Call | Chairman Bress |
| II. | Approval of Board Meeting Minutes for March 21, 2013 | Chairman Bress |
| III. | Chairman's Comments | Chairman Bress |
| IV. | General Counsel Report | Ms. Sampson |
| V. | Investment Committee Report | Trustee Blum |
| VI. | Operations Committee Report | Trustee Ross |
| VII. | Benefits Committee Report | Trustee Suter |
| VIII. | Legislative Committee Report | Trustee Blanchard |
| IX. | Executive Director's Report | Mr. Stanchfield |
| X. | Other Business | Chairman Bress |
| XI. | Adjournment | Chairman Bress |

TWO RIVERS PUBLIC CHARTER SCHOOL

NOTICE OF REQUEST FOR PROPOSALS

Title Insurance and Settlement Services

Two Rivers Public Charter School, in compliance with Section 2204 (c) of the District Of Columbia School Reform Act of 1995 ("Act"), hereby solicits expressions of interest for the following service.

I. Title Insurance and Settlement Services for Refinance Project:

Seeking a firm to provide title and settlement services for a refinance-only transaction using the DC Revenue Bond program. Must have demonstrated experience with closing DC Revenue Bond transactions, specifically NBQs. Additional preference points given to firms that are Certified Business Enterprises with the DC Department of Small and Local Business Development.

For Additional Information and Statement of Work E-Mail:

procurement@tworiverspcs.org. Deadline for submission is May 1, 2013, at 5pm.

WASHINGTON YU YING PCS**REQUEST OF PROPOSALS****Copying Services**

Washington Yu Ying PCS invites all interested parties to submit proposals to provide copying services. Services would include, but are not limited to, high speed black and white copying, color copying, book printing, digital printing, signs, posters, and banners. Deadline for submission is close of business May 9, 2013. Please email proposals and supporting documents to rfp@washingtoneyu.org.

DISTRICT OF COLUMBIA WATER AND SEWER AUTHORITY

BOARD OF DIRECTORS

NOTICE OF PUBLIC MEETING

Audit Committee

The Board of Directors of the District of Columbia Water and Sewer Authority (DC Water) Audit Committee will be holding a meeting on Thursday, April 25, 2013 at 9:30 a.m. The meeting will be held in the Board Room (4th floor) at 5000 Overlook Avenue, S.W., Washington, D.C. 20032. Below is the draft agenda for this meeting. A final agenda will be posted to DC Water's website at www.dcwater.com.

For additional information, please contact Linda R. Manley, Board Secretary at (202) 787-2332 or لمانley@dcwater.com.

DRAFT AGENDA

- | | |
|--|------------------|
| 1. Call to Order | Chairman |
| 2. Summary of Internal Audit Activity -
Internal Audit Status | Internal Auditor |
| 3. Executive Session | Chairman |
| 4. Adjournment | Chairman |

DISTRICT OF COLUMBIA WATER AND SEWER AUTHORITY

BOARD OF DIRECTORS

NOTICE OF PUBLIC MEETING

Finance and Budget Committee

The Board of Directors of the District of Columbia Water and Sewer Authority (DC Water) Finance and Budget Committee will be holding a meeting on Thursday, April 25, 2013 at 11:00 a.m. The meeting will be held in the Board Room (4th floor) at 5000 Overlook Avenue, S.W., Washington, D.C. 20032. Below is the draft agenda for this meeting. A final agenda will be posted to DC Water’s website at www.dcwater.com.

For additional information please contact: Linda R. Manley, Board Secretary at (202) 787-2332 or لمانley@dcwater.com.

DRAFT AGENDA

- | | | |
|------|------------------------------------|------------------------------|
| I. | Call to Order | Chairman |
| II. | March 2013 Financial Report | Director of Finance & Budget |
| III. | Agenda for March Committee Meeting | Chairman |
| IV. | Adjournment | Chairman |

**THE WILLIAM E. DOAR, JR. PUBLIC CHARTER SCHOOL
FOR THE PERFORMING ARTS**

REQUEST FOR PROPOSALS

The William E. Doar Jr. Public Charter School for the Performing Arts, in compliance with Section 2204 © of the District of Columbia School Reform Act of 1995)’Act), hereby solicits expressions of interest from Vendors or Consultants for the following tasks and services:

1. Accounting/Bookkeeping/Student Data Management Service – Monthly and annual accounting services and student data management to include: monthly reconciliation, financial statement preparation, adjusting journal entries, audit preparation, state and federal tax return preparation, student data compliance submissions and other various and sundry tasks related to the accounting, bookkeeping and data management of the school. Respondents can reply to all or part of this RFP.
2. Music Education Services – Soliciting proposals from high quality music education organizations to provide full time music instruction to grade Pre-K through 8th. To obtain copies of the full RFP, contact Rita Lawson. The full RFP contains guidelines for submission, applicable qualification and deadlines. Contact person: Rita Lawson via email at rlawson@wedjschool.us.
3. Theater Education Services – Soliciting proposals from high quality theater education organizations to provide full time theater instruction to grade Pre-K through 8th. To obtain copies of the full RFP, contact Rita Lawson. The full RFP contains guidelines for submission, applicable qualification and deadlines. Contact person: Rita Lawson via email at rlawson@wedjschool.us.
4. W. E. Doar Jr. Public Charter School is soliciting certified speech-language and occupational therapists for special education students in grades Pre-K to 8th.

Proposal Submission

A Portable Document Format (pdf) election version of your proposal must be received by the school no later than 2:00 p.m. EST on June 1, 2013 unless otherwise stated in associated RFP’s. Proposals should be emailed to Ms. Rita Lawson, Deputy Chief Operations Officer, rlawson@wedjschool.us

For information regarding the school please see: www.wedjschool.us

No phone call submission or late responses please. Interviews, samples, demonstrations will be scheduled at our request after the review of the proposals only.

**GOVERNMENT OF THE DISTRICT OF COLUMBIA
BOARD OF ZONING ADJUSTMENT**

Application No. 18400 of The Jewish Primary Day School of the Nation's Capital, pursuant to 11 DCMR §§ 3103.1 and 3104.1 for a variance from the off-street parking requirements under § 2101.1 and a special exception under § 206 to expand a private school by increasing the maximum student enrollment and number of faculty and staff in the R-1-B and R-5-A Districts at premises 6045 16th Street, N.W. (Square 2726, Lots 825, 831).

HEARING DATE: September 25, 2012

DECISION DATE: January 15, 2013

DECISION AND ORDER

The applicant in this case is The Jewish Primary Day School of the Nation's Capital ("JPDS" or "Applicant"). JPDS filed an application with the Board of Zoning Adjustment ("Board" or "BZA") on April 24, 2012, for a special exception under 11 DCMR § 3104.1 to expand an existing private school use at 6045 16th Street, N.W. (the "Property") by increasing the maximum student enrollment from 275 students to 300 students and the maximum number of faculty and staff from 56 individuals to 72 individuals, and by expanding the campus to include property purchased by the Applicant at 6017 16th Street, N.W. It also seeks a variance under 11 DCMR § 3103.1 from the off-street parking requirements for a private school use to provide 48 spaces; JPDS will provide 24 on-site, zoning-compliant spaces but will also provide stacked parking for a total of 45 spaces on the Property.

The Board held a public hearing on September 25, 2012. Following the hearing, at its decision meeting on January 15, 2013, the Board voted 4-0-1 to grant the application for the school special exception and variance, subject to conditions.

FINDINGS OF FACT

Preliminary Matters

1. Applicant. The Application was filed by JPDS, a not-for-profit corporation. JPDS is a co-educational day school that was founded in 1988. In 2002, the School moved from Montgomery County, Maryland to the present location of its Main Campus at 6045 16th Street, N.W. JPDS provides education for children in pre-kindergarten through sixth grade.

BZA APPLICATION NO. 18400**PAGE NO. 2**

The Applicant plans to move its pre-kindergarten, kindergarten, and first grade programs to 4715 16th Street, N.W.¹ and to maintain second through sixth grades at the Main Campus.

2. Application. The application requests a special exception under 11 DCMR § 3104.1 to increase the maximum student enrollment of the Main Campus at 6045 16th Street, N.W. (Square 2726, Lots 825, 831) from 275 students to 300 students and to increase the maximum number of faculty and staff from 56 individuals to 72 individuals. The application also requests a parking variance under 11 DCMR § 3103.1 from the requirement to provide at least 48 on-site spaces; the Applicant will provide 24 zoning-compliant spaces, with a total of 45 stacked spaces, on-site.
3. Notice of Application and Notice of Public Hearing. By memoranda dated April 27, 2012, the Office of Zoning advised the D.C. Office of Planning ("OP"), the Zoning Administrator, the District of Columbia Department of Transportation ("DDOT"), the Councilmember for Ward 4, Advisory Neighborhood Commission ("ANC") 4A, the ANC within which the Property is situated, and the Single Member District Commissioner, ANC 4A07, of the application. (Exhibits 14-19.)
4. Pursuant to 11 DCMR § 3113.13, the Office of Zoning mailed the Applicant, the owners of all property within 200 feet of the Property, and ANC 4A, notice of the September 25, 2012, hearing. Notice was also published in the *D.C. Register* on June 22, 2012 (59 DCR 7485). The Applicant's affidavits of posting and maintenance indicate that three zoning posters were posted at the Property beginning on September 6, 2012, in plain view of the public. (Exhibits 20-22, 26.)
5. Requests for Party Status. In addition to the Applicant, ANC 4A was automatically a party in this proceeding. The Board granted a request for party status in opposition to the application submitted by Dr. Frances Welsing, the owner and resident of a dwelling abutting the Applicant's property. (Exhibit 24.)
6. Applicant's Case. The Applicant presented testimony and evidence from Janine Goodman, the President of the Board of Trustees; Naomi Reem, Head of School; and Nicole White, an expert in traffic engineering.
7. Office of Planning: By a report dated September 18, 2012, supplemented by testimony at the public hearing and an additional report dated December 31, 2012, OP recommended approval of the special exception and variance requested in the application, subject to 10 conditions. The Applicant was in agreement with the OP's proposed conditions of approval. (Exhibits 27.)
8. The OP testified that a fence proposed by the Applicant along the southern property line would be a "reasonable compromise" to address Dr. Welsing's concerns. It further noted that

¹ See Application No. 18399, whose order was issued February 11, 2013.

BZA APPLICATION NO. 18400**PAGE NO. 3**

the application would “not tend to affect adversely the use of neighboring property” and “would not result in a substantial detriment to the public good”. (Exhibit 27.)

9. The OP testified that the parking variance was appropriate given the number of students who will utilize either the shuttle bus or student bus service as well as measures by JPDS to encourage biking to school and further reduce demand for on-campus parking. (Exhibit 27.)
10. District Department of Transportation: DDOT, by report dated September 21, 2012, and supplemented by testimony at the hearing, supported the application. It requested additional information regarding the details of the satellite parking and recommended active management of bus operations and management and continuation of JPDS’ carpool and bus programs. DDOT noted that it supported the implementation of the proposed Applicant’s transportation demand management measures and intercampus connectivity programs.
11. ANC 4A: On June 5, 2012, the ANC voted unanimously in support of the application. The ANC submitted a letter dated September 19, 2012, into the record memorializing its support and noting that the requested special exceptions and variance would “create no adverse and unacceptable changes in the Applicant’s programs, activities, or mission as same relate to the education of youth. In addition, residents of several single member districts of ANC 4A have strongly recognized and appreciated the Applicant’s mission and commitment to its neighboring communities. Finally, ANC 4A determined that supporting the Applicant and Project would be in the best interests of eligible residents of single member districts comprising ANC 4A, as well as, District residents generally.”
12. Parties and Persons in Support of Application. There were no parties or persons in support of the application.
13. Parties and Persons in Opposition to the Application. Dr. Frances Welsing testified as a party in opposition. She testified to concerns with the level of noise generated by the children playing on the outdoor playing area adjacent to her house, which she alleged had adverse impacts on her well-being.

The Subject Property and the Surrounding Area

14. The Main Campus is located at 6045 16th Street, NW. It is situated to the east of Rock Creek Park and just north of the intersection of Military Road and 16th Street, N.W. The remainder of the Square is comprised primarily of apartment houses and also contains the home of the party in opposition.
15. The Main Campus is located Ward 4, in the Brightwood neighborhood of Northwest D.C. The property has over 350 feet of frontage along 16th Street to the west. It also fronts Fort Stevens Drive and Rock Creek Ford Road to the north. The Applicant recently acquired the neighboring property located at 6017 16th Street and seeks to incorporate that property into its campus.

BZA APPLICATION NO. 18400**PAGE NO. 4**

16. With the inclusion of the additional property, the Main Campus will be approximately 67,853 square feet in size. The property is improved with a two-story school building consisting of approximately 27,886 square feet, an outdoor playing field, and the newly acquired building, which was formerly used as a one-family dwelling.
17. The Main Campus is located in the R-1-B and R-5-A Zone Districts. The R-1-B Zone District is designed for low density residential areas. The R-5-A Zone District is designed to permit flexibility of design by permitting in a single district a variety of urban residential uses. A private school is permitted in those zones if approved by the Board as a special exception pursuant to §§ 206 and 3104.1 of the Zoning Regulations.

Previous Zoning Approvals

18. A private school was first allowed at the subject property in 1948 as the Hebrew Academy of Washington. See BZA Appeal No. 2069 (1948), BZA Appeal No. 2320 (1949), and BZA Appeal No. 2561 (1949). The Hebrew Academy constructed its two-story building at the site in 1950 and enrolled more than 350 students there. The site was subsequently used by the Owl School and was acquired by the Applicant in 2002. In 2008, the Board approved an application by JPDS for a maximum occupancy of 275 students and 56 faculty and staff for the site as well as an expansion of the campus to include an outdoor playing area and a variance from the access requirements for parking. Use of the outdoor playing area was made subject to several conditions of approval, including a landscaping requirement, a limit of 65 students permitted at one time on the play area, and restrictions on when the play area could be used. See BZA Order No. 17700-A (May 13, 2008).

The Applicant's Proposed Project

19. The Applicant currently enrolls 273 students (2011-2012 school year) at the Property. The Applicant proposed to increase enrollment to a maximum of 300 students and to increase the number of employees at the Main Campus from 56 to 72.
20. The Applicant plans to incorporate the recently acquired neighboring property (6017 16th Street) into its campus. That building will house fundraising and accounting offices for as many as five persons.
21. Under chapter 21 of the Zoning Regulations, an increase to 72 employees would create a minimum parking requirement of 48 spaces. Because the Property contains 24 parking spaces that comply with zoning requirements, such as those concerning size and accessibility, the Applicant seeks a variance to reduce the parking requirement of the private school use by 24 spaces. The Main Campus can accommodate a maximum of 45 stacked spaces on-site.
22. JPDS operates a student bus program, which currently uses three buses to transport approximately 140 students (approximately half of the existing student population). The

BZA APPLICATION NO. 18400**PAGE NO. 5**

Applicant plans to expand the bus program to include a fourth bus, which will help streamline bus routes and services provided to children.

Noise Impacts

23. Raising the cap on student enrollment at the Main Campus from 275 to 300 will not create a substantial objectionable increase in the amount of noise on the Property that cannot be mitigated with sufficient measures. The children are indoors for the majority of the day and create minimal noise while outdoors. The outdoor play area to the south of the school is used for the School's program only Monday through Friday for a maximum of five hours each day. The School is not proposing to modify the terms of use approved by the Board regarding use of the outdoor play area. These measures, as well as additional conditions adopted in this Order, will mitigate any potential adverse impact created by the use of the outdoor space on neighboring properties.
24. At the hearing, the party in opposition testified that the private school use created adverse impacts related to noise generated on the play area. She testified that she often heard noise from the children playing outdoors and requested that a wall be constructed between her property and the play area. At the close of the hearing on September 25, 2012, the Board asked the Applicant to develop a noise mitigation plan to address the concerns noted by Dr. Welsing. The Applicant retained a noise consultant to devise recommendations to mitigate noise impacts from the play area. (Exhibit 41, tab B.) The consultant recommended placing a barrier between the play area and Dr. Welsing's property to the south.
25. Pursuant to the recommendation of its noise consultant, the Applicant proposed to construct a 10-foot tall solid fence along the southern property line as shown in the record as Exhibit 41, tab C. The fence would consist of wooden posts, box steel beams for framing, and spacers that set the wooden panels forward by approximately one inch. The baffling of the panels would be effective in absorbing noise from the play area, and material below the panels would be lined with diagonal planks to further deaden noise generated on the play area. The proposed barrier was designed to provide a measurable reduction in the noise generated by the children on the play area. The Applicant forwarded this proposal to Dr. Welsing's attorney on November 19 and again on November 30, but did not receive a response.
26. The District of Columbia Construction Code provides that "where owners propose to erect a party fence over 7 feet (2134 mm) in height in Residential Districts ... written agreement to the height by the owners of the properties on which the fence is to be located shall be filed with the code official before issuance of a permit." (12 DCMR § A § 3110.3.3.)

Traffic Impacts

27. JPDS' expert in traffic engineering testified that the increase in student enrollment at the Main Campus would not have a negative effect on traffic in the community. The analysis provided by Symmetra Design found that the traffic management plan implemented by the

BZA APPLICATION NO. 18400**PAGE NO. 6**

School after 2008 has been effective, as 73% of the student body either carpool or take the bus to and from school. Given the success of the Applicant's bus program, Symmetra did not anticipate that an increase of 25 students or 16 staff members would create a detrimental traffic condition.

28. JPDS will continue to implement a transportation demand management program that includes reserving on-site parking spaces for carpools, offering transportation subsidies, providing showers and bicycle racks for those who bike to work, and providing a zip code list to help connect families interested in carpooling. In order to promote alternative modes of transportation, JPDS provides shower facilities on the Main Campus as an incentive for faculty and staff members to either bike or walk to campus. Bicycle racks are also available for faculty or staff biking to campus. JPDS will also increase the transit subsidies it provides its faculty and staff to encourage taking public transportation to school.
29. JPDS will implement a monitoring program to ensure that it meets the projections set forth in its transportation analysis. If JPDS successfully meets the projections for two years in a row, the monitoring plan will expire.

Parking

30. For a private school use, the Zoning Regulations require at least two parking spaces for every three faculty and other employees. (11 DCMR § 2101.1.)
31. As a private school use, the School is also required to have "ample" parking to accommodate students, teachers, and visitors at the site. (11 DCMR § 206.3.)
32. The Zoning Regulations therefore require that a minimum of 48 parking spaces be provided on-site. The site has capacity for 24 on-site parking spaces capable of complying with all zoning requirements, and the Applicant will provide 45 stacked spaces on-site (including the 24 compliant spaces) and a minimum of 25 spaces off-site that will be accessible by carpool or shuttle bus, for a total of 70 spaces.
33. The transportation analysis provided by Symmetra Design states that 84% of JPDS faculty and staff drive to campus, indicating that 70 spaces will meet parking demand generated by employees.
34. In an effort to encourage use of the satellite parking, JPDS will reserve spaces on-site for the carpools shuttling people from the off-site parking location. It will also encourage alternative modes of transportation by providing transit subsidies and make showers available to those biking to work.

Other Potentially Objectionable Conditions

35. There are no other potentially objectionable conditions suggesting the requested relief is not appropriate.

BZA APPLICATION NO. 18400**PAGE NO. 7**

36. The School is taking affirmative steps to minimize its impact on the community, particularly on residential neighbors.
37. The existing building has the capacity to accommodate an additional 25 students. Previous use of the building by other schools exceeded 350 students.

Harmony with the Zoning Regulations and Map

38. The Applicant will undertake several precautions to ensure that neighboring property owners will not be adversely affected by an increase in the enrollment of students and staff. The Applicant is taking affirmative steps to decrease its trip generation, and to minimize any noise that may be generated by the requested relief. These measures will diminish any possibility of adverse effects on neighbors as consistent with the Zoning Regulations and Zoning Maps.

CONCLUSIONS OF LAW AND OPINION

The Board is authorized to grant a special exception where, in its judgment, the special exception will be "in harmony with the general purpose and intent of the Zoning Regulations and Zoning Maps and will not tend to affect adversely, the use of neighboring property." (11 DCMR § 3104.1.) Certain special exceptions must also meet the conditions enumerated in the particular sections pertaining to them. In this case, the Applicant had to meet the requirements of both § 3104 and § 206 (Private Schools) with respect to the proposed expansion of the private school use at the Main Campus.

The School Special Exception

Subsection 206.2 of the Zoning Regulations mandates that a private school must be located so as not to become objectionable to surrounding properties due to noise, traffic, number of students, or other objectionable conditions. (11 DCMR § 206.2.) Subsection 206.3 states that ample parking must be provided, but not less than that required by Chapter 21, to accommodate students, teachers, and visitors. (11 DCMR § 206.3.) Similarly, § 3104 stipulates that the special exception use must not tend to affect adversely neighboring properties, and further, that it be in harmony with the Zoning Regulations and Map.

The Board finds that the proposed increase in maximum enrollment and number of faculty and staff will not create a substantial objectionable condition to the surrounding properties. The building is located such that there is buffering between it and the neighboring property owner. Further, the School has agreed to provide solid fence along the southern property line with the cooperation of Dr. Welsing. To further mitigate any impacts, the School has agreed to implement a transportation demand management plan and monitoring plan.

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The expanded size of the School, at a maximum of 300 students and 72 faculty members, is manageable on the site and within the community, as the building has historically been used for more than 350 students in the past. The School will be providing ample parking on-site and off-site. The 70 spaces provided will be sufficient to accommodate the needs of teachers and visitors to the site. The potential demand for parking will be decreased in part through implementation of the Applicant's transportation demand management plan. The School's proposal for the Main Campus is in harmony with the purpose and intent of the Zoning Regulations and Map.

The Parking Variance

The Board is authorized to grant a variance where, in its judgment, the variance satisfies the three-pronged test set forth in § 3103 of the Zoning Regulations. The first prong of the test requires a showing that there is an exceptional situation or condition of the property such that the strict application of the Zoning Regulations would create a practical difficulty for the owner of the property in complying with the parking requirements.

The Applicant's property faces an exceptional situation in that the site is improved with a building, constructed before the current Zoning Regulations went into effect, whose location limits the availability of parking on the site to 24 zoning-compliant parking spaces. The building is built on the property line along 16th Street and has its greatest length from north to south, stretching nearly the entire length of the lot as it existed at the time the school building was constructed. A parking lot was established to the east of the building, which is the existing lot today. Because the school building is constructed along the property line to the west, the only available space for additional parking is in the existing parking lot or on the playing field. The property is otherwise occupied by a single family house, which the Applicant recently acquired and plans to devote to the private school use, and an outdoor play area for the children. Complying with the parking requirement would create a practical difficulty for the school and would either require modifications to a building constructed in 1950 or elimination of outdoor play area for the children. The provision of zoning-compliant spaces to the lot is not possible given the odd shape of the lot and the limitations on expansion because of the existing school building and the adjacent roadways. The Applicant previously established an outdoor play area for the children on the southern portion of the lot. That area is not amenable to parking in light of a grade change at the subject property and the need for an additional curb cut on 16th Street. The strict application of the parking regulations would also limit the number of faculty and staff JPDS could hire at the subject property, which, in turn, would hinder the quality of the education for the students.

A variance cannot be granted unless the "relief can be granted without substantial detriment to the public good and without substantially impairing the intent, purpose, and integrity of the zone plan as embodied in the Zoning Regulations and Map." In this case the Board finds no substantial detriment to the public good associated with a variance that will allow the Applicant to continue to provide the existing 24 parking spaces at the Property instead of the 45 that would otherwise be required in light of the increase in the number of employees at the site. The Applicant will implement a transportation demand management plan that will decrease the

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demand for parking that would otherwise be generated by the expanded private school use, and will provide 25 parking spaces off-site as well as 21 additional stacked spaces on-site; that is, parking sufficient to accommodate a total of 70 vehicles. The 25 off-site parking spaces will be accessible by carpools or shuttles.

Great Weight

The Board is required to give "great weight" to issues and concerns raised by the affected ANC and to the recommendations of the Office of Planning. (D.C. Official Code §§ 1- 309.10(d) and 6-623.04 (2001).) "Great weight" means acknowledgement of the issues and concerns of these two entities and an explanation of why the Board did or did not find their views persuasive.

ANC 4A recommended unanimously unconditional approval of the School special exception and variance. The Board agrees with the ANC's recommendation of approval.

OP recommended conditional approval of the School special exception and the Board likewise agrees with this recommendation. OP recommended a list of 10 conditions, addressing various aspects of the School's operations. The Board concludes that all of OP's concerns are adequately recognized, addressed, and dealt with in the conditions to this Order and by the provisions of the Applicant's Traffic Management Plan.

The Board also concludes that the Noise Mitigation Plan submitted by the Applicant addresses Dr. Welsing's noise concerns.

For the reasons stated above, the Board concludes that the Applicant has met its burden of proof with respect to an application for a special exception pursuant to §§ 3103, 2101, 3104 and 206 to expand enrollment and faculty and staff and to provide less than the required on-site parking. Therefore, it is hereby **ORDERED** that the application for a special exception for a private school for Lots 825 and 831 in Square 2726 is **GRANTED, SUBJECT** to the following **CONDITIONS**:²

1. Enrollment shall not exceed 300 students.
2. Faculty and staff combined shall not exceed 72.
3. No more than 65 students shall be permitted at one time on the play area adjacent to the residential property on the southern property line.
4. Use of the play area as part of the School's program shall be limited to Monday through Friday to the hours of 10:00 a.m. - 2:30 p.m. and 3:30 p.m. - 4:30 p.m.

² These conditions include several that were originally adopted as part of the Board's approval of the private school use of the Property in Application No. 17700-A. In the event of an inconsistency between this Order and the prior decision, the conditions adopted in this proceeding supersede the previously approved conditions.

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5. The School shall publish its programmed use of the play area for both the School and the summer camp.
6. The play area shall be set back an average of 15 feet from the south property line and landscaped as approved in Application No. 17700-A.
7. No permanent play equipment shall be permitted on the play area.
8. The School shall maintain the transportation demand management program dated September 11, 2012.
9. The Applicant shall provide 24 zoning-compliant and 21 stacked parking spaces at the subject property, as well as 25 additional parking spaces at a satellite location, with bus and carpool transportation available between the satellite location and the school for faculty and staff. Reserved parking shall be available for these carpools at the school.
10. The Applicant shall construct a 10-foot high fence along the common lot line with Dr. Welsing's residence, as shown on sheets 1 and 2 of the plans prepared by MJCI, Inc., and dated December 12, 2012, (Exhibit No. 41, tab C). If the adjacent property owner does not sign the fence permit application within 60 days of the final date of this Order, this condition shall expire.
11. The Applicant shall implement a noise mitigation plan to ensure that noise impacts of the private school use on the abutting residence shall not exceed the levels permitted under the D.C. Code (currently 60 dBAs during the day and 55 dBAs at night) based upon the normal industry standard. The Applicant shall measure the noise level at the abutting property quarterly during the first year of the implementation of the noise mitigation plan, and if the noise exceeds levels permitted by law, the Applicant shall put forth additional remedial measures sufficient to reduce the level of noise on that property.

VOTE: **4-0-1** (Lloyd J. Jordan and Jeffrey L. Hinkle to APPROVE; Nicole C. Sorg and Anthony J. Hood to approve by absentee vote; one Board seat vacant.)

BY ORDER OF THE D.C. BOARD OF ZONING ADJUSTMENT

A majority of the Board members approved the issuance of this order.

FINAL DATE OF ORDER: April 11, 2013

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PURSUANT TO 11 DCMR § 3125.9, NO ORDER OF THE BOARD SHALL TAKE EFFECT UNTIL TEN (10) DAYS AFTER IT BECOMES FINAL PURSUANT TO § 3125.6.

PURSUANT TO 11 DCMR § 3130, THIS ORDER SHALL NOT BE VALID FOR MORE THAN TWO YEARS AFTER IT BECOMES EFFECTIVE UNLESS, WITHIN SUCH TWO-YEAR PERIOD, THE APPLICANT FILES PLANS FOR THE PROPOSED STRUCTURE WITH THE DEPARTMENT OF CONSUMER AND REGULATORY AFFAIRS FOR THE PURPOSE OF SECURING A BUILDING PERMIT, OR THE APPLICANT FILES A REQUEST FOR A TIME EXTENSION PURSUANT TO § 3130.6 AT LEAST 30 DAYS PRIOR TO THE EXPIRATION OF THE TWO-YEAR PERIOD AND THAT SUCH REQUEST IS GRANTED. NO OTHER ACTION, INCLUDING THE FILING OR GRANTING OF AN APPLICATION FOR A MODIFICATION PURSUANT TO §§ 3129.2 OR 3129.7, SHALL EXTEND THE TIME PERIOD.

PURSUANT TO 11 DCMR § 3125, APPROVAL OF AN APPLICATION SHALL INCLUDE APPROVAL OF THE PLANS SUBMITTED WITH THE APPLICATION FOR THE CONSTRUCTION OF A BUILDING OR STRUCTURE (OR ADDITION THERETO) OR THE RENOVATION OR ALTERATION OF AN EXISTING BUILDING OR STRUCTURE. AN APPLICANT SHALL CARRY OUT THE CONSTRUCTION, RENOVATION, OR ALTERATION ONLY IN ACCORDANCE WITH THE PLANS APPROVED BY THE BOARD AS THE SAME MAY BE AMENDED AND/OR MODIFIED FROM TIME TO TIME BY THE BOARD OF ZONING ADJUSTMENT.

PURSUANT TO 11 DCMR § 3205, THE PERSON WHO OWNS, CONTROLS, OCCUPIES, MAINTAINS, OR USES THE SUBJECT PROPERTY, OR ANY PART THERETO, SHALL COMPLY WITH THE CONDITIONS IN THIS ORDER, AS THE SAME MAY BE AMENDED AND/OR MODIFIED FROM TIME TO TIME BY THE BOARD OF ZONING ADJUSTMENT. FAILURE TO ABIDE BY THE CONDITIONS IN THIS ORDER, IN WHOLE OR IN PART SHALL BE GROUNDS FOR THE REVOCATION OF ANY BUILDING PERMIT OR CERTIFICATE OF OCCUPANCY ISSUED PURSUANT TO THIS ORDER.

IN ACCORDANCE WITH THE D.C. HUMAN RIGHTS ACT OF 1977, AS AMENDED, D.C. OFFICIAL CODE § 2-1401.01 *ET SEQ.* (ACT), THE DISTRICT OF COLUMBIA DOES NOT DISCRIMINATE ON THE BASIS OF ACTUAL OR PERCEIVED: RACE, COLOR, RELIGION, NATIONAL ORIGIN, SEX, AGE, MARITAL STATUS, PERSONAL APPEARANCE, SEXUAL ORIENTATION, GENDER IDENTITY OR EXPRESSION, FAMILIAL STATUS, FAMILY RESPONSIBILITIES, MATRICULATION, POLITICAL AFFILIATION, GENETIC INFORMATION, DISABILITY, SOURCE OF INCOME, OR PLACE OF RESIDENCE OR BUSINESS. SEXUAL HARASSMENT IS A FORM OF SEX DISCRIMINATION WHICH IS PROHIBITED BY THE ACT. IN ADDITION, HARASSMENT BASED ON ANY OF THE ABOVE PROTECTED CATEGORIES IS PROHIBITED BY THE ACT. DISCRIMINATION IN VIOLATION OF THE ACT WILL NOT BE TOLERATED. VIOLATORS WILL BE SUBJECT TO DISCIPLINARY ACTION.

**GOVERNMENT OF THE DISTRICT OF COLUMBIA
BOARD OF ZONING ADJUSTMENT**

Application No. 18517 of Valerie Baldwin, pursuant to 11 DCMR § 3104.1, for a special exception under section 223, not meeting the lot occupancy requirements (section 403), and nonconforming structure provisions (subsection 2001.3) to allow an addition to an existing one-family dwelling in the R-4 District at premises 608 Constitution Avenue, N.E. (Square 866, Lot 22).

HEARING DATE: March 26, 2013, April 9, 2013
DECISION DATE: April 9, 2013

SUMMARY ORDER

SELF-CERTIFIED

The zoning relief requested in this case was self-certified, pursuant to 11 DCMR § 3113.2.

The Board provided proper and timely notice of the public hearing on this application by publication in the *D.C. Register* and by mail to Advisory Neighborhood Commission (“ANC”) 6C, and to owners of property within 200 feet of the site. The site of this application is located within the jurisdiction of ANC 6C, which is automatically a party to this application. ANC 6C did not participate in the application. The Office of Planning (“OP”) submitted a report and testified at the hearing in support of the application. The Board received letters in support of the application from neighboring property owners.

As directed by 11 DCMR § 3119.2, the Board has required the Applicant to satisfy the burden of proving the elements that are necessary to establish the case pursuant to § 3104.1, for a special exception under subsection 223. No parties appeared at the public hearing in opposition to this application. Accordingly, a decision by the Board to grant this application would not be adverse to any party.

Based upon the record before the Board and having given great weight to the OP report, the Board concludes that the Applicant has met the burden of proof, pursuant to 11 DCMR §§ 3104.1 and 223, that the requested relief can be granted as being in harmony with the general purpose and intent of the Zoning Regulations and Map. The Board further concludes that granting the requested relief will not tend to affect adversely the use of neighboring property in accordance with the Zoning Regulations and Map.

Pursuant to 11 DCMR § 3100.5, the Board has determined to waive the requirement of 11 DCMR § 3125.3, that the order of the Board be accompanied by findings of fact and conclusions of law. It is therefore **ORDERED** that this application (pursuant to Exhibit 21 - Revised Plans) be **GRANTED**.

VOTE: **4-0-1** (Nicole C. Sorg, Jeffrey L. Hinkle, S. Kathryn Allen and Anthony J. Hood)

BZA APPLICATION NO. 18517

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to APPROVE. Lloyd J. Jordan to approve by absentee ballot.)

BY ORDER OF THE D.C. BOARD OF ZONING ADJUSTMENT

The majority of the Board members approved the issuance of this order.

FINAL DATE OF ORDER: April 9, 2013

PURSUANT TO 11 DCMR § 3125.9, NO ORDER OF THE BOARD SHALL TAKE EFFECT UNTIL TEN (10) DAYS AFTER IT BECOMES FINAL PURSUANT TO § 3125.6.

PURSUANT TO 11 DCMR § 3130, THIS ORDER SHALL NOT BE VALID FOR MORE THAN TWO YEARS AFTER IT BECOMES EFFECTIVE UNLESS, WITHIN SUCH TWO-YEAR PERIOD, THE APPLICANT FILES PLANS FOR THE PROPOSED STRUCTURE WITH THE DEPARTMENT OF CONSUMER AND REGULATORY AFFAIRS FOR THE PURPOSE OF SECURING A BUILDING PERMIT, OR THE APPLICANT FILES A REQUEST FOR A TIME EXTENSION PURSUANT TO § 3130.6 AT LEAST 30 DAYS PRIOR TO THE EXPIRATION OF THE TWO-YEAR PERIOD AND THAT SUCH REQUEST IS GRANTED. NO OTHER ACTION, INCLUDING THE FILING OR GRANTING OF AN APPLICATION FOR A MODIFICATION PURSUANT TO §§ 3129.2 OR 3129.7, SHALL EXTEND THE TIME PERIOD.

PURSUANT TO 11 DCMR § 3125, APPROVAL OF AN APPLICATION SHALL INCLUDE APPROVAL OF THE PLANS SUBMITTED WITH THE APPLICATION FOR THE CONSTRUCTION OF A BUILDING OR STRUCTURE (OR ADDITION THERETO) OR THE RENOVATION OR ALTERATION OF AN EXISTING BUILDING OR STRUCTURE. AN APPLICANT SHALL CARRY OUT THE CONSTRUCTION, RENOVATION, OR ALTERATION ONLY IN ACCORDANCE WITH THE PLANS APPROVED BY THE BOARD AS THE SAME MAY BE AMENDED AND/OR MODIFIED FROM TIME TO TIME BY THE BOARD OF ZONING ADJUSTMENT.

IN ACCORDANCE WITH THE D.C. HUMAN RIGHTS ACT OF 1977, AS AMENDED, D.C. OFFICIAL CODE § 2-1401.01 ET SEQ. (ACT), THE DISTRICT OF COLUMBIA DOES NOT DISCRIMINATE ON THE BASIS OF ACTUAL OR PERCEIVED: RACE, COLOR, RELIGION, NATIONAL ORIGIN, SEX, AGE, MARITAL STATUS, PERSONAL APPEARANCE, SEXUAL ORIENTATION, GENDER IDENTITY OR EXPRESSION, FAMILIAL STATUS, FAMILY RESPONSIBILITIES, MATRICULATION, POLITICAL AFFILIATION, GENETIC INFORMATION, DISABILITY, SOURCE OF INCOME, OR PLACE OF RESIDENCE OR BUSINESS. SEXUAL HARASSMENT IS A FORM OF SEX DISCRIMINATION WHICH IS PROHIBITED BY THE ACT. IN ADDITION, HARASSMENT BASED ON ANY OF THE ABOVE PROTECTED CATEGORIES IS PROHIBITED BY THE ACT. DISCRIMINATION IN VIOLATION OF THE ACT WILL NOT BE TOLERATED. VIOLATORS WILL BE SUBJECT TO DISCIPLINARY ACTION.

**GOVERNMENT OF THE DISTRICT OF COLUMBIA
BOARD OF ZONING ADJUSTMENT**

Application No. 18519 of Gregory Igbozuruike, pursuant to 11 DCMR § 3103.2, for a variance from the lot width requirements under subsection 401.3, to allow the construction of three new flats in the R-4 District at premises 429 Newton Street, N.W. (Square 3035, Lots 82 and 83).

HEARING DATE: April 9, 2013
DECISION DATE: April 9, 2013

SUMMARY ORDER

SELF-CERTIFIED

The zoning relief requested in this case was self-certified, pursuant to 11 DCMR § 3113.2.

The Board of Zoning Adjustment (“Board”) provided proper and timely notice of the public hearing on this application by publication in the *D.C. Register*, and by mail to Advisory Neighborhood Commission (“ANC”) 1A and to owners of property within 200 feet of the site. The site of this application is located within the jurisdiction of ANC 1A, which is automatically a party to this application. The ANC submitted a letter in support of the application. The Office of Planning (“OP”) submitted a report in support of the application. The Department of Transportation submitted a report of no objection to the application.

Variance

As directed by 11 DCMR § 3119.2, the Board has required the Applicant to satisfy the burden of proving the elements that are necessary to establish the case, pursuant to § 3103.2, for a variance from § 401.3. No parties appeared at the public hearing in opposition to this application. Accordingly, a decision by the Board to grant this application would not be adverse to any party.

Based upon the record before the Board and having given great weight to the OP and ANC reports filed in this case, the Board concludes that in seeking a variance from § 401.3, the applicant has met the burden of proving under 11 DCMR § 3103.2, that there exists an exceptional or extraordinary situation or condition related to the property that creates a practical difficulty for the owner in complying with the Zoning Regulations, and that the relief can be granted without substantial detriment to the public good and without substantially impairing the intent, purpose, and integrity of the zone plan as embodied in the Zoning Regulations and Map.

Pursuant to 11 DCMR § 3100.5, the Board has determined to waive the requirement of 11 DCMR § 3125.3, that the order of the Board be accompanied by findings of fact and conclusions of law. It is therefore **ORDERED** that this application (pursuant to Exhibit No. 7 – Plans) is hereby **GRANTED**.

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VOTE: 4-0-1 Nicole C. Sorg, Jeffrey L. Hinkle and Peter G. May to Approve. Lloyd J. Jordan to approve by absentee ballot. No other member participating.)

BY ORDER OF THE D.C. BOARD OF ZONING ADJUSTMENT

A majority of the Board members approved the issuance of this order.

FINAL DATE OF ORDER: April 10, 2013

PURSUANT TO 11 DCMR § 3125.9, NO ORDER OF THE BOARD SHALL TAKE EFFECT UNTIL TEN (10) DAYS AFTER IT BECOMES FINAL PURSUANT TO § 3125.6.

PURSUANT TO 11 DCMR § 3130, THIS ORDER SHALL NOT BE VALID FOR MORE THAN TWO YEARS AFTER IT BECOMES EFFECTIVE UNLESS, WITHIN SUCH TWO-YEAR PERIOD, THE APPLICANT FILES PLANS FOR THE PROPOSED STRUCTURE WITH THE DEPARTMENT OF CONSUMER AND REGULATORY AFFAIRS FOR THE PURPOSE OF SECURING A BUILDING PERMIT, OR THE APPLICANT FILES A REQUEST FOR A TIME EXTENSION PURSUANT TO § 3130.6 AT LEAST 30 DAYS PRIOR TO THE EXPIRATION OF THE TWO-YEAR PERIOD AND THAT SUCH REQUEST IS GRANTED. NO OTHER ACTION, INCLUDING THE FILING OR GRANTING OF AN APPLICATION FOR A MODIFICATION PURSUANT TO §§ 3129.2 OR 3129.7, SHALL EXTEND THE TIME PERIOD.

PURSUANT TO 11 DCMR § 3125, APPROVAL OF AN APPLICATION SHALL INCLUDE APPROVAL OF THE PLANS SUBMITTED WITH THE APPLICATION FOR THE CONSTRUCTION OF A BUILDING OR STRUCTURE (OR ADDITION THERETO) OR THE RENOVATION OR ALTERATION OF AN EXISTING BUILDING OR STRUCTURE, UNLESS THE BOARD ORDERS OTHERWISE. AN APPLICANT SHALL CARRY OUT THE CONSTRUCTION, RENOVATION, OR ALTERATION ONLY IN ACCORDANCE WITH THE PLANS APPROVED BY THE BOARD.

IN ACCORDANCE WITH THE D.C. HUMAN RIGHTS ACT OF 1977, AS AMENDED, D.C. OFFICIAL CODE § 2-1401.01 *ET SEQ.* (ACT), THE DISTRICT OF COLUMBIA DOES NOT DISCRIMINATE ON THE BASIS OF ACTUAL OR PERCEIVED: RACE, COLOR, RELIGION, NATIONAL ORIGIN, SEX, AGE, MARITAL STATUS, PERSONAL APPEARANCE, SEXUAL ORIENTATION, GENDER IDENTITY OR EXPRESSION, FAMILIAL STATUS, FAMILY RESPONSIBILITIES, MATRICULATION, POLITICAL AFFILIATION, GENETIC INFORMATION, DISABILITY, SOURCE OF INCOME, OR PLACE OF RESIDENCE OR BUSINESS. SEXUAL HARASSMENT IS A FORM OF SEX DISCRIMINATION WHICH IS PROHIBITED BY THE ACT. IN ADDITION, HARASSMENT BASED ON ANY OF THE ABOVE PROTECTED CATEGORIES IS PROHIBITED BY THE ACT. DISCRIMINATION IN VIOLATION OF THE ACT WILL NOT BE TOLERATED. VIOLATORS WILL BE SUBJECT TO DISCIPLINARY ACTION.

**GOVERNMENT OF THE DISTRICT OF COLUMBIA
BOARD OF ZONING ADJUSTMENT**

Application No. 18530 of Deborah A. Drummond, pursuant to 11 DCMR § 3104.1, for a special exception under section 223, not meeting the rear yard requirements (section 404) and nonconforming structure (subsection 2001.3), to allow an addition to an existing one-family row dwelling in the R-3 District at premises 1609 44th Street, N.W. (Square 1327, Lot 23).

DECISION DATE: April 9, 2013 (Expedited Calendar)

SUMMARY ORDER

SELF-CERTIFIED

The zoning relief requested in this case was self-certified, pursuant to 11 DCMR § 3113.2.

Pursuant to 11 DCMR § 3181 this application was tentatively placed on the Board's expedited calendar for decision without hearing as a result of the applicant's waiver of their right to a hearing.

The Board provided proper and timely notice of the decision meeting for this application together with the information required by 11 DCMR § 3118.5 by publication in the *D.C. Register* and by mail to Advisory Neighborhood Commission (ANC) 3D and to owners of property within 200 feet of the site. The site of this application is located within the jurisdiction of ANC 3D which is automatically a party to this application. ANC 3D did not participate in the application. The Office of Planning (OP) submitted a report in support of the application. The Department of Transportation submitted a report with no objection to the application. The Applicant submitted support letters from neighboring property owners.

No objections to expedited calendar consideration were made by any person or entity entitled to do by §§ 3118.6 and 3118.7, and no requests for party status were received. The matter was therefore called on the Board's expedited calendar for the date referenced above and the Board voted to grant the application.

As directed by 11 DCMR § 3119.2, the Board has required the Applicant to satisfy the burden of proving the elements that are necessary to establish the case pursuant to § 3104.1, for special exception under section 223. No parties appeared at the public hearing in opposition to this application. Accordingly, a decision by the Board to grant this application would not be adverse to any party.

Based upon the record before the Board and having given great weight to the OP report, the Board concludes that the Applicant has met the burden of proof, pursuant to 11 DCMR §§ 3104.1 and 223, that the requested relief can be granted as being in harmony with the general purpose and intent of the Zoning Regulations and Map. The Board further concludes that

BZA APPLICATION NO. 18530

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granting the requested relief will not tend to affect adversely the use of neighboring property in accordance with the Zoning Regulations and Map.

Pursuant to 11 DCMR § 3100.5, the Board has determined to waive the requirement of 11 DCMR § 3125.3, that the order of the Board be accompanied by findings of fact and conclusions of law. It is therefore **ORDERED** that this application (pursuant to Exhibit 10 – Plans) be **GRANTED**.

VOTE: 5-0-0 (Anthony J. Hood, Nicole C. Sorg, S. Kathryn Allen and Jeffrey L. Hinkle to APPROVE. Lloyd J. Jordan to approve by absentee ballot.)

BY ORDER OF THE D.C. BOARD OF ZONING ADJUSTMENT

The majority of the Board members approved the issuance of this order.

FINAL DATE OF ORDER: April 9, 2013

PURSUANT TO 11 DCMR § 3125.9, NO ORDER OF THE BOARD SHALL TAKE EFFECT UNTIL TEN (10) DAYS AFTER IT BECOMES FINAL PURSUANT TO § 3125.6.

PURSUANT TO 11 DCMR § 3130, THIS ORDER SHALL NOT BE VALID FOR MORE THAN TWO YEARS AFTER IT BECOMES EFFECTIVE UNLESS, WITHIN SUCH TWO-YEAR PERIOD, THE APPLICANT FILES PLANS FOR THE PROPOSED STRUCTURE WITH THE DEPARTMENT OF CONSUMER AND REGULATORY AFFAIRS FOR THE PURPOSE OF SECURING A BUILDING PERMIT, OR THE APPLICANT FILES A REQUEST FOR A TIME EXTENSION PURSUANT TO § 3130.6 AT LEAST 30 DAYS PRIOR TO THE EXPIRATION OF THE TWO-YEAR PERIOD AND THAT SUCH REQUEST IS GRANTED. NO OTHER ACTION, INCLUDING THE FILING OR GRANTING OF AN APPLICATION FOR A MODIFICATION PURSUANT TO §§ 3129.2 OR 3129.7, SHALL EXTEND THE TIME PERIOD.

PURSUANT TO 11 DCMR § 3125, APPROVAL OF AN APPLICATION SHALL INCLUDE APPROVAL OF THE PLANS SUBMITTED WITH THE APPLICATION FOR THE CONSTRUCTION OF A BUILDING OR STRUCTURE (OR ADDITION THERETO) OR THE RENOVATION OR ALTERATION OF AN EXISTING BUILDING OR STRUCTURE. AN APPLICANT SHALL CARRY OUT THE CONSTRUCTION, RENOVATION, OR ALTERATION ONLY IN ACCORDANCE WITH THE PLANS APPROVED BY THE BOARD AS THE SAME MAY BE AMENDED AND/OR MODIFIED FROM TIME TO TIME BY THE BOARD OF ZONING ADJUSTMENT.

IN ACCORDANCE WITH THE D.C. HUMAN RIGHTS ACT OF 1977, AS AMENDED, D.C. OFFICIAL CODE § 2-1401.01 *ET SEQ.* (ACT), THE DISTRICT OF COLUMBIA DOES NOT DISCRIMINATE ON THE BASIS OF ACTUAL OR PERCEIVED: RACE, COLOR, RELIGION, NATIONAL ORIGIN, SEX, AGE, MARITAL STATUS, PERSONAL APPEARANCE, SEXUAL ORIENTATION, GENDER IDENTITY OR EXPRESSION, FAMILIAL STATUS, FAMILY RESPONSIBILITIES, MATRICULATION, POLITICAL

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AFFILIATION, GENETIC INFORMATION, DISABILITY, SOURCE OF INCOME, OR PLACE OF RESIDENCE OR BUSINESS. SEXUAL HARASSMENT IS A FORM OF SEX DISCRIMINATION WHICH IS PROHIBITED BY THE ACT. IN ADDITION, HARASSMENT BASED ON ANY OF THE ABOVE PROTECTED CATEGORIES IS PROHIBITED BY THE ACT. DISCRIMINATION IN VIOLATION OF THE ACT WILL NOT BE TOLERATED. VIOLATORS WILL BE SUBJECT TO DISCIPLINARY ACTION.

**GOVERNMENT OF THE DISTRICT OF COLUMBIA
BOARD OF ZONING ADJUSTMENT**

Application No. 18536 of Pamela Maxwell, pursuant to 11 DCMR § 3104.1, for a special exception under section 223, not meeting the lot occupancy (section 403) and rear yard (section 404) requirements for an addition to an existing one-family semi-detached dwelling in the R-4 District at premises 1610 E Street, S.E. (Square 1090, Lot 805).

DECISION DATE: April 9, 2013 (Expedited Calendar)

SUMMARY ORDER

SELF-CERTIFIED

The zoning relief requested in this case was self-certified, pursuant to 11 DCMR § 3113.2.

Pursuant to 11 DCMR § 3181 this application was tentatively placed on the Board's expedited calendar for decision without hearing as a result of the applicant's waiver of their right to a hearing.

The Board provided proper and timely notice of the decision meeting for this application together with the information required by 11 DCMR § 3118.5 by publication in the *D.C. Register* and by mail to Advisory Neighborhood Commission (ANC) 6B and to owners of property within 200 feet of the site. The site of this application is located within the jurisdiction of ANC 6B which is automatically a party to this application. ANC 6B submitted a report in support of the application. The Office of Planning (OP) submitted a report in support of the application. The Department of Transportation submitted a report with no objection to the application.

No objections to expedited calendar consideration were made by any person or entity entitled to do by §§ 3118.6 and 3118.7, and no requests for party status were received. The matter was therefore called on the Board's expedited calendar for the date referenced above and the Board voted to grant the application.

As directed by 11 DCMR § 3119.2, the Board has required the Applicant to satisfy the burden of proving the elements that are necessary to establish the case pursuant to § 3104.1, for special exception under section 223. No parties appeared at the public hearing in opposition to this application. Accordingly, a decision by the Board to grant this application would not be adverse to any party.

Based upon the record before the Board and having given great weight to the OP and ANC reports, the Board concludes that the Applicant has met the burden of proof, pursuant to 11 DCMR §§ 3104.1 and 223, that the requested relief can be granted as being in harmony with the general purpose and intent of the Zoning Regulations and Map. The Board further concludes

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that granting the requested relief will not tend to affect adversely the use of neighboring property in accordance with the Zoning Regulations and Map.

Pursuant to 11 DCMR § 3100.5, the Board has determined to waive the requirement of 11 DCMR § 3125.3, that the order of the Board be accompanied by findings of fact and conclusions of law. It is therefore **ORDERED** that this application (pursuant to Exhibit 9 – Plans) be **GRANTED**.

VOTE: **4-0-1** (Nicole C. Sorg, Anthony J. Hood, S. Kathryn Allen and Jeffrey L. Hinkle and to APPROVE. Lloyd J. Jordan not present, not voting.)

BY ORDER OF THE D.C. BOARD OF ZONING ADJUSTMENT

The majority of the Board members approved the issuance of this order.

FINAL DATE OF ORDER: April 9, 2013

PURSUANT TO 11 DCMR § 3125.9, NO ORDER OF THE BOARD SHALL TAKE EFFECT UNTIL TEN (10) DAYS AFTER IT BECOMES FINAL PURSUANT TO § 3125.6.

PURSUANT TO 11 DCMR § 3130, THIS ORDER SHALL NOT BE VALID FOR MORE THAN TWO YEARS AFTER IT BECOMES EFFECTIVE UNLESS, WITHIN SUCH TWO-YEAR PERIOD, THE APPLICANT FILES PLANS FOR THE PROPOSED STRUCTURE WITH THE DEPARTMENT OF CONSUMER AND REGULATORY AFFAIRS FOR THE PURPOSE OF SECURING A BUILDING PERMIT, OR THE APPLICANT FILES A REQUEST FOR A TIME EXTENSION PURSUANT TO § 3130.6 AT LEAST 30 DAYS PRIOR TO THE EXPIRATION OF THE TWO-YEAR PERIOD AND THAT SUCH REQUEST IS GRANTED. NO OTHER ACTION, INCLUDING THE FILING OR GRANTING OF AN APPLICATION FOR A MODIFICATION PURSUANT TO §§ 3129.2 OR 3129.7, SHALL EXTEND THE TIME PERIOD.

PURSUANT TO 11 DCMR § 3125, APPROVAL OF AN APPLICATION SHALL INCLUDE APPROVAL OF THE PLANS SUBMITTED WITH THE APPLICATION FOR THE CONSTRUCTION OF A BUILDING OR STRUCTURE (OR ADDITION THERETO) OR THE RENOVATION OR ALTERATION OF AN EXISTING BUILDING OR STRUCTURE. AN APPLICANT SHALL CARRY OUT THE CONSTRUCTION, RENOVATION, OR ALTERATION ONLY IN ACCORDANCE WITH THE PLANS APPROVED BY THE BOARD AS THE SAME MAY BE AMENDED AND/OR MODIFIED FROM TIME TO TIME BY THE BOARD OF ZONING ADJUSTMENT.

IN ACCORDANCE WITH THE D.C. HUMAN RIGHTS ACT OF 1977, AS AMENDED, D.C. OFFICIAL CODE § 2-1401.01 *ET SEQ.* (ACT), THE DISTRICT OF COLUMBIA DOES NOT DISCRIMINATE ON THE BASIS OF ACTUAL OR PERCEIVED: RACE, COLOR, RELIGION, NATIONAL ORIGIN, SEX, AGE, MARITAL STATUS, PERSONAL APPEARANCE, SEXUAL ORIENTATION, GENDER IDENTITY OR EXPRESSION, FAMILIAL STATUS, FAMILY RESPONSIBILITIES, MATRICULATION, POLITICAL

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AFFILIATION, GENETIC INFORMATION, DISABILITY, SOURCE OF INCOME, OR PLACE OF RESIDENCE OR BUSINESS. SEXUAL HARASSMENT IS A FORM OF SEX DISCRIMINATION WHICH IS PROHIBITED BY THE ACT. IN ADDITION, HARASSMENT BASED ON ANY OF THE ABOVE PROTECTED CATEGORIES IS PROHIBITED BY THE ACT. DISCRIMINATION IN VIOLATION OF THE ACT WILL NOT BE TOLERATED. VIOLATORS WILL BE SUBJECT TO DISCIPLINARY ACTION.

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