



District of Columbia

REGISTER

HIGHLIGHTS

- DC Council schedules a public oversight roundtable on the recommendations of the CCNV (Community for Creative Non-Violence) Task Force
- Department of Employment Services announces increase in the minimum wage in District of Columbia
- DC Housing Authority approves rent increases for owners in the Housing Choice Voucher Program
- Public Service Commission approves Potomac Electric Power Company's updated Public Space Occupancy Surcharge
- Department of Behavioral Health waives moratorium for residential substance abuse treatment programs for pregnant women or women with dependent children
- Office of the State Superintendent of Education announces funding availability for building and supporting a Science, Technology, Engineering, Mathematics ("STEM") Network
- District Department of the Environment announces funding availability for low income energy efficiency and conservation programs

DISTRICT OF COLUMBIA REGISTER

Publication Authority and Policy

The District of Columbia Office of Documents and Administrative Issuances (ODAI) publishes the *District of Columbia Register* (ISSN 0419-439X) (*D.C. Register*) every Friday under the authority of the *District of Columbia Documents Act*, D.C. Law 2-153, effective March 6, 1979 (25 DCR 6960). The policies which govern the publication of the *D.C. Register* are set forth in Title 1 of the District of Columbia Municipal Regulations, Chapter 3 (Rules of the Office of Documents and Administrative Issuances.) Copies of the Rules may be obtained from the Office of Documents and Administrative Issuances. Rulemaking documents are also subject to the requirements of the *District of Columbia Administrative Procedure Act*, District of Columbia Official Code, §§2-501 *et seq.*, as amended.

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ENROLLED ORIGINAL

AN ACT

D.C. ACT 20-349

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

JUNE 17, 2014

To amend, on an emergency basis, the Retail Electric Competition and Consumer Protection Act of 1999 to prohibit the electric company from disconnecting residential electric service when the heat index is forecasted to be 95 degrees Fahrenheit or above.

BE IT ENACTED BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this act may be cited as the “Heat Wave Safety Emergency Amendment Act of 2014”.

Sec. 2. The Retail Electric Competition and Consumer Protection Act of 1999, effective May 9, 2000 (D.C. Law 13-107; D.C. Official Code § 34-1501 *et seq.*), is amended by adding a new section 106a to read as follows:

“Sec. 106a. Disconnection of service in extreme temperature prohibited.

“(a) For the purposes of this section, the term “forecast of extreme temperature” means a National Weather Service forecast that the heat index for the District of Columbia will be 95 degrees Fahrenheit or above at any time during a day.

“(b) The electric company shall not disconnect residential electric service during the day preceding, and the day of, a forecast of extreme temperature. If the forecast of extreme temperature precedes a holiday or weekend day, the electric company shall not disconnect residential electric service on any day during the holiday or weekend.”.

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.

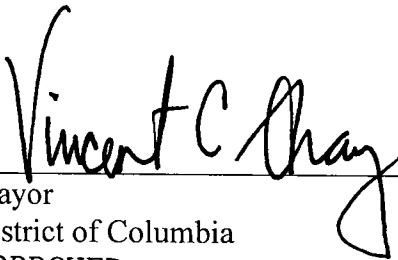
This act shall take effect following approval by the Mayor (or in the event of veto by the Mayor, action by the Council to override the veto), and shall remain in effect for no longer than 90 days, as provided for emergency acts of the Council of the District of Columbia in section

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
June 17, 2014

ENROLLED ORIGINAL

A RESOLUTION

20-492

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

June 3, 2014

To authorize and provide for the issuance, sale, and delivery in an aggregate principal amount not to exceed \$5 million of District of Columbia revenue bonds in one or more series and to authorize and provide for the loan of the proceeds of the bonds to assist National Presbyterian School, Inc., in the financing, refinancing, or reimbursing of costs associated with an authorized project pursuant to section 490 of the District of Columbia Home Rule Act.

RESOLVED, BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this resolution may be cited as the "National Presbyterian School, Inc. Revenue Bonds Project Approval Resolution of 2014".

Sec. 2. Definitions.

For the purpose of this resolution, the term:

(1) "Authorized Delegate" means the Mayor or the Deputy Mayor for Planning and Economic Development, or any officer or employee of the Executive Office of the Mayor to whom the Mayor has delegated or to whom the foregoing individuals have subdelegated any of the Mayor's functions under this resolution pursuant to section 422(6) of the Home Rule Act.

(2) "Bond Counsel" means a firm or firms of attorneys designated as bond counsel from time to time by the Mayor.

(3) "Bonds" means the District of Columbia revenue bonds, notes, or other obligations (including refunding bonds, notes, and other obligations), in one or more series, authorized to be issued pursuant to this resolution.

(4) "Borrower" means the operator, manager and user of the assets financed, refinanced, or reimbursed with proceeds from the Bonds, which shall be National Presbyterian School, Inc., a nonstock corporation organized under the laws of the State of Maryland, and exempt from federal income taxes under 26 U.S.C § 501(a) as an organization described in 26 U.S.C. § 501(c)(3).

(5) "Chairman" means the Chairman of the Council of the District of Columbia.

(6) "Closing Documents" means all documents and agreements other than Financing Documents that may be necessary and appropriate to issue, sell, and deliver the Bonds and to make the Loan contemplated thereby, and includes agreements, certificates, letters, opinions, forms, receipts, and other similar instruments.

(7) "District" means the District of Columbia.

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(8) "Financing Documents" means the documents other than Closing Documents that relate to the financing or refinancing of transactions to be effected through the issuance, sale, and delivery of the Bonds and the making of the Loan, including any offering document, and any required supplements to any such documents.

(9) "Home Rule Act" means the District of Columbia Home Rule Act, approved December 24, 1973 (87 Stat. 774; D.C. Official Code § 1-201.01 *et seq.*).

(10) "Issuance Costs" means all fees, costs, charges, and expenses paid or incurred in connection with the authorization, preparation, printing, issuance, sale, and delivery of the Bonds and the making of the Loan, including, but not limited to, underwriting, legal, accounting, rating agency, and all other fees, costs, charges, and expenses incurred in connection with the development and implementation of the Financing Documents, the Closing Documents, and those other documents necessary or appropriate in connection with the authorization, preparation, printing, issuance, sale, marketing, and delivery of the Bonds and the making of the Loan contemplated thereby, together with financing fees, costs, and expenses, including program fees and administrative fees charged by the District, fees paid to financial institutions and insurance companies, initial letter of credit fees (if any), compensation to financial advisors and other persons (other than full-time employees of the District) and entities performing services on behalf of or as agents for the District.

(11) "Loan" means the District's lending of proceeds from the sale, in one or more series, of the Bonds to the Borrower.

(12) "Project" means the financing, refinancing or reimbursing of all or a portion of the Borrower's costs to:

(A) Finance the renovation and expansion of the school building and facilities located at the Borrower's campus at 4121 Nebraska Avenue, N.W., Washington, D.C. 20016, Lot 805, Square 1724 to be developed in one or more phases and comprising:

(i) Academic and office facilities; and

(ii) The purchase of certain equipment and furnishings, together with other personal property related and subordinate thereto;

(B) Refinance, in whole or in part, existing indebtedness;

(C) Pay certain working capital expenditures associated with the foregoing, to the extent financeable; and

(D) Pay allowable Issuance Costs.

Sec. 3. Findings.

The Council finds that:

(1) Section 490 of the Home Rule Act provides that the Council may by resolution authorize the issuance of District revenue bonds, notes, or other obligations (including refunding bonds, notes, or other obligations) to borrow money to finance, refinance, or reimburse and to assist in the financing, refinancing, or reimbursing of undertakings in certain areas designated in section 490 and may effect the financing, refinancing, or reimbursement by loans made directly or indirectly to any individual or legal entity, by the purchase of any mortgage, note, or other security, or by the purchase, lease, or sale of any property.

ENROLLED ORIGINAL

(2) The Borrower has requested the District to issue, sell, and deliver revenue bonds, in one or more series, in an aggregate principal amount not to exceed \$5 million, and to make the Loan for the purpose of financing, refinancing, or reimbursing costs of the Project.

(3) The Project is located in the District and will contribute to the health, education, safety, or welfare of, or the creation or preservation of jobs for, residents of the District, or to economic development of the District.

(4) The Project is an undertaking in the area of elementary, secondary, and college and university facilities within the meaning of section 490 of the Home Rule Act.

(5) The authorization, issuance, sale, and delivery of the Bonds and the Loan to the Borrower are desirable, are in the public interest, will promote the purpose and intent of section 490 of the Home Rule Act, and will assist the Project.

Sec. 4. Bond authorization.

(a) The Mayor is authorized pursuant to the Home Rule Act and this resolution to assist in financing, refinancing, or reimbursing the costs of the Project by:

(1) The issuance, sale, and delivery of the Bonds, in one or more series, in an aggregate principal amount not to exceed \$5 million; and

(2) The making of the Loan.

(b) The Mayor is authorized to make the Loan to the Borrower for the purpose of financing, refinancing, or reimbursing the costs of the Project and establishing any fund with respect to the Bonds as required by the Financing Documents.

(c) The Mayor may charge a program fee to the Borrower, including, but not limited to, an amount sufficient to cover costs and expenses incurred by the District in connection with the issuance, sale, and delivery of each series of the Bonds, the District's participation in the monitoring of the use of the Bond proceeds and compliance with any public benefit agreements with the District, and maintaining official records of each bond transaction and assisting in the redemption, repurchase, and remarketing of the Bonds.

Sec. 5. Bond details.

(a) The Mayor is authorized to take any action reasonably necessary or appropriate in accordance with this resolution in connection with the preparation, execution, issuance, sale, delivery, security for, and payment of the Bonds of each series, including, but not limited to, determinations of:

(1) The final form, content, designation, and terms of the Bonds, including a determination that the Bonds may be issued in certificated or book-entry form;

(2) The principal amount of the Bonds to be issued and denominations of the Bonds;

(3) The rate or rates of interest or the method for determining the rate or rates of interest on the Bonds;

(4) The date or dates of issuance, sale, and delivery of, and the payment of interest on the Bonds, and the maturity date or dates of the Bonds;

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(5) The terms under which the Bonds may be paid, optionally or mandatorily redeemed, accelerated, tendered, called, or put for redemption, repurchase, or remarketing before their respective stated maturities;

(6) Provisions for the registration, transfer, and exchange of the Bonds and the replacement of mutilated, lost, stolen, or destroyed Bonds;

(7) The creation of any reserve fund, sinking fund, or other fund with respect to the Bonds;

(8) The time and place of payment of the Bonds;

(9) Procedures for monitoring the use of the proceeds received from the sale of the Bonds to ensure that the proceeds are properly applied to the Project and used to accomplish the purposes of the Home Rule Act and this resolution;

(10) Actions necessary to qualify the Bonds under blue sky laws of any jurisdiction where the Bonds are marketed; and

(11) The terms and types of credit enhancement under which the Bonds may be secured.

(b) The Bonds shall contain a legend, which shall provide that the Bonds are special obligations of the District, are without recourse to the District, are not a pledge of, and do not involve the faith and credit or the taxing power of the District, do not constitute a debt of the District, and do not constitute lending of the public credit for private undertakings as prohibited in section 602(a)(2) of the Home Rule Act.

(c) The Bonds shall be executed in the name of the District and on its behalf by the manual or facsimile signature of the Mayor, and attested by the Secretary of the District of Columbia by the Secretary of the District of Columbia's manual or facsimile signature. The Mayor's execution and delivery of the Bonds shall constitute conclusive evidence of the Mayor's approval, on behalf of the District, of the final form and content of the Bonds.

(d) The official seal of the District, or a facsimile of it, shall be impressed, printed, or otherwise reproduced on the Bonds.

(e) The Bonds of any series may be issued in accordance with the terms of a trust instrument to be entered into by the District and a trustee to be selected by the Borrower subject to the approval of the Mayor, and may be subject to the terms of one or more agreements entered into by the Mayor pursuant to section 490(a)(4) of the Home Rule Act.

(f) The Bonds may be issued at any time or from time to time in one or more issues and in one or more series.

Sec. 6. Sale of the Bonds.

(a) The Bonds of any series may be sold at negotiated or competitive sale at, above, or below par, to one or more persons or entities, and upon terms that the Mayor considers to be in the best interest of the District.

(b) The Mayor or an Authorized Delegate may execute, in connection with each sale of the Bonds, offering documents on behalf of the District, may deem final any such offering document on behalf of the District for purposes of compliance with federal laws and regulations governing such matters and may authorize the distribution of the documents in connection with the sale of the Bonds.

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(c) The Mayor is authorized to deliver the executed and sealed Bonds, on behalf of the District, for authentication, and, after the Bonds have been authenticated, to deliver the Bonds to the original purchasers of the Bonds upon payment of the purchase price.

(d) The Bonds shall not be issued until the Mayor receives an approving opinion from Bond Counsel as to the validity of the Bonds of such series and, if the interest on the Bonds is expected to be exempt from federal income taxation, the treatment of the interest on the Bonds for purposes of federal income taxation.

Sec. 7. Payment and security.

(a) The principal of, premium, if any, and interest on, the Bonds shall be payable solely from proceeds received from the sale of the Bonds, income realized from the temporary investment of those proceeds, receipts and revenues realized by the District from the Loan, income realized from the temporary investment of those receipts and revenues prior to payment to the Bond owners, other moneys that, as provided in the Financing Documents, may be made available to the District for the payment of the Bonds, and other sources of payment (other than from the District), all as provided for in the Financing Documents.

(b) Payment of the Bonds shall be secured as provided in the Financing Documents and by an assignment by the District for the benefit of the Bond owners of certain of its rights under the Financing Documents and Closing Documents, including a security interest in certain collateral, if any, to the trustee for the Bonds pursuant to the Financing Documents.

(c) The trustee is authorized to deposit, invest, and disburse the proceeds received from the sale of the Bonds pursuant to the Financing Documents.

Sec. 8. Financing and Closing Documents.

(a) The Mayor is authorized to prescribe the final form and content of all Financing Documents and all Closing Documents that may be necessary or appropriate to issue, sell, and deliver the Bonds and to make the Loan to the Borrower.

(b) The Mayor is authorized to execute, in the name of the District and on its behalf, the Financing Documents and any Closing Documents to which the District is a party by the Mayor's manual or facsimile signature.

(c) If required, the official seal of the District, or a facsimile of it, shall be impressed, printed, or otherwise reproduced on the Financing Documents and the Closing Documents to which the District is a party.

(d) The Mayor's execution and delivery of the Financing Documents and the Closing Documents to which the District is a party shall constitute conclusive evidence of the Mayor's approval, on behalf of the District, of the final form and content of the executed Financing Documents and the executed Closing Documents.

(e) The Mayor is authorized to deliver the executed and sealed Financing Documents and Closing Documents, on behalf of the District, prior to or simultaneously with the issuance, sale, and delivery of the Bonds, and to ensure the due performance of the obligations of the District contained in the executed, sealed, and delivered Financing Documents and Closing Documents.

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Sec. 9. Authorized delegation of authority.

To the extent permitted by District and federal laws, the Mayor may delegate to any Authorized Delegate the performance of any function authorized to be performed by the Mayor under this resolution.

Sec. 10. Limited liability.

(a) The Bonds shall be special obligations of the District. The Bonds shall be without recourse to the District. The Bonds shall not be general obligations of the District, shall not be a pledge of or involve the faith and credit or the taxing power of the District, shall not constitute a debt of the District, and shall not constitute lending of the public credit for private undertakings as prohibited in section 602(a)(2) of the Home Rule Act.

(b) The Bonds shall not give rise to any pecuniary liability of the District and the District shall have no obligation with respect to the purchase of the Bonds.

(c) Nothing contained in the Bonds, in the Financing Documents, or in the Closing Documents shall create an obligation on the part of the District to make payments with respect to the Bonds from sources other than those listed for that purpose in section 7.

(d) The District shall have no liability for the payment of any Issuance Costs or for any transaction or event to be effected by the Financing Documents.

(e) All covenants, obligations, and agreements of the District contained in this resolution, the Bonds, and the executed, sealed, and delivered Financing Documents and Closing Documents to which the District is a party, shall be considered to be the covenants, obligations, and agreements of the District to the fullest extent authorized by law, and each of those covenants, obligations, and agreements shall be binding upon the District, subject to the limitations set forth in this resolution.

(f) No person, including, but not limited to, the Borrower and any Bond owner, shall have any claims against the District or any of its elected or appointed officials, officers, employees, or agents for monetary damages suffered as a result of the failure of the District or any of its elected or appointed officials, officers, employees or agents to perform any covenant, undertaking, or obligation under this resolution, the Bonds, the Financing Documents, or the Closing Documents, or as a result of the incorrectness of any representation in or omission from the Financing Documents or the Closing Documents, unless the District or its elected or appointed officials, officers, employees, or agents have acted in a willful and fraudulent manner.

Sec. 11. District officials.

(a) Except as otherwise provided in section 10(f), the elected or appointed officials, officers, employees, or agents of the District shall not be liable personally for the payment of the Bonds or be subject to any personal liability by reason of the issuance, sale, or delivery of the Bonds, or for any representations, warranties, covenants, obligations, or agreements of the District contained in this resolution, the Bonds, the Financing Documents, or the Closing Documents.

(b) The signature, countersignature, facsimile signature, or facsimile countersignature of any official appearing on the Bonds, the Financing Documents, or the Closing Documents shall be valid and sufficient for all purposes notwithstanding the fact that the individual signatory ceases to hold that office before delivery of the Bonds, the Financing Documents, or the Closing Documents.

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Sec.12. Maintenance of documents.

Copies of the specimen Bonds and of the final Financing Documents and Closing Documents shall be filed in the Office of the Secretary of the District of Columbia.

Sec.13. Information reporting.

Within 3 days after the Mayor's receipt of the transcript of proceedings relating to the issuance of the Bonds, the Mayor shall transmit a copy of the transcript to the Secretary to the Council.

Sec. 14. Disclaimer.

(a) The issuance of Bonds is in the discretion of the District. Nothing contained in this resolution, the Bonds, the Financing Documents, or the Closing Documents shall be construed as obligating the District to issue any Bonds for the benefit of the Borrower or to participate in or assist the Borrower in any way with financing, refinancing, or reimbursing the costs of the Project. The Borrower shall have no claims for damages or for any other legal or equitable relief against the District, its elected or appointed officials, officers, employees, or agents as a consequence of any failure to issue any Bonds for the benefit of the Borrower.

(b) The District reserves the right to issue the Bonds in the order or priority it determines in its sole and absolute discretion. The District gives no assurance and makes no representations that any portion of any limited amount of bonds or other obligations, the interest on which is excludable from gross income for federal income tax purposes, will be reserved or will be available at the time of the proposed issuance of the Bonds.

(c) The District, by adopting this resolution or by taking any other action in connection with financing, refinancing, or reimbursing costs of the Project, does not provide any assurance that the Project is viable or sound, that the Borrower is financially sound, or that amounts owing on the Bonds or pursuant to the Loan will be paid. Neither the Borrower, any purchaser of the Bonds, nor any other person shall rely upon the District with respect to these matters.

Sec. 15. Expiration.

If any Bonds are not issued, sold, and delivered to the original purchaser within 3 years of the date of this resolution, the authorization provided in this resolution with respect to the issuance, sale, and delivery of the Bonds shall expire.

Sec. 16. Severability.

If any particular provision of this resolution or the application thereof to any person or circumstance is held invalid, the remainder of this resolution and the application of such provision to other persons or circumstances shall not be affected thereby. If any action or inaction contemplated under this resolution is determined to be contrary to the requirements of applicable law, such action or inaction shall not be necessary for the purpose of issuing the Bonds, and the validity of the Bonds shall not be adversely affected.

ENROLLED ORIGINAL**Sec. 17. Compliance with public approval requirement.**

This approval shall constitute the approval of the Council as required in section 147(f) of the Internal Revenue Code of 1986, approved October 22, 1986 (100 Stat. 2635; 26 U.S.C. § 147(f)), and section 490(k) of the Home Rule Act, for the Project to be financed, refinanced, or reimbursed with the proceeds of the Bonds. This resolution approving the issuance of the Bonds for the Project has been adopted by the Council after a public hearing held at least 14 days after publication of notice in a newspaper of general circulation in the District.

Sec. 18. Transmittal.

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

Sec. 19. Fiscal impact statement.

The Council adopts the fiscal impact statement in the committee report as the fiscal impact statement required by section 602(c)(3) of the Home Rule Act.

Sec. 20. Effective date.

This resolution shall take effect immediately.

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A RESOLUTION

20-493

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

June 3, 2014

To authorize and provide for the issuance, sale, and delivery in an aggregate principal amount not to exceed \$18.235 million of District of Columbia revenue bonds in one or more series and to authorize and provide for the loan of the proceeds of such bonds to assist The Lab School of Washington in the financing, refinancing, or reimbursing of costs associated with an authorized project pursuant to section 490 of the District of Columbia Home Rule Act.

RESOLVED, BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this resolution may be cited as "The Lab School of Washington Revenue Bonds Project Approval Resolution of 2014".

Sec. 2. Definitions.

For the purpose of this resolution, the term:

(1) "Authorized Delegate" means the Mayor or the Deputy Mayor for Planning and Economic Development, or any officer or employee of the Executive Office of the Mayor to whom the Mayor has delegated or to whom the foregoing individuals have subdelegated any of the Mayor's functions under this resolution pursuant to section 422(6) of the Home Rule Act.

(2) "Bond Counsel" means a firm or firms of attorneys designated as bond counsel from time to time by the Mayor.

(3) "Bonds" means the District of Columbia revenue bonds, notes, or other obligations (including refunding bonds, notes, and other obligations), in one or more series, authorized to be issued pursuant to this resolution.

(4) "Borrower" means the owner, operator, manager and user of the assets financed, refinanced, or reimbursed with proceeds from the Bonds, which shall be The Lab School of Washington, a corporation organized under the laws of the District of Columbia, and exempt from federal income taxes under 26 U.S.C § 501(a) as an organization described in 26 U.S.C. § 501(c)(3).

(5) "Chairman" means the Chairman of the Council of the District of Columbia.

(6) "Closing Documents" means all documents and agreements other than Financing Documents that may be necessary and appropriate to issue, sell, and deliver the Bonds and to make the Loan contemplated thereby, and includes agreements, certificates, letters, opinions, forms, receipts, and other similar instruments.

(7) "District" means the District of Columbia.

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(8) "Financing Documents" means the documents other than Closing Documents that relate to the financing or refinancing of transactions to be effected through the issuance, sale, and delivery of the Bonds and the making of the Loan, including any offering document, and any required supplements to any such documents.

(9) "Home Rule Act" means the District of Columbia Home Rule Act, approved December 24, 1973 (87 Stat. 774; D.C. Official Code § 1-201.01 *et seq.*).

(10) "Issuance Costs" means all fees, costs, charges, and expenses paid or incurred in connection with the authorization, preparation, printing, issuance, sale, and delivery of the Bonds and the making of the Loan, including, but not limited to, underwriting, legal, accounting, rating agency, and all other fees, costs, charges, and expenses incurred in connection with the development and implementation of the Financing Documents, the Closing Documents, and those other documents necessary or appropriate in connection with the authorization, preparation, printing, issuance, sale, marketing, and delivery of the Bonds and the making of the Loan contemplated thereby, together with financing fees, costs, and expenses, including program fees and administrative fees charged by the District, fees paid to financial institutions and insurance companies, initial letter of credit fees (if any), compensation to financial advisors and other persons (other than full-time employees of the District) and entities performing services on behalf of or as agents for the District.

(11) "Loan" means the District's lending of proceeds from the sale, in one or more series, of the Bonds to the Borrower.

(12) "Project" means the financing, refinancing or reimbursing of all or a portion of the Borrower's costs to:

(A) Finance the construction and equipping of a new 4-story, approximately 29,000 square foot high school facility at the Borrower's campus located at 4759 Reservoir Road, N.W., Washington, D.C. 20007, Lot 0025, Square 1372 ("Reservoir Campus");

(B) Refinance, in whole or in part, existing indebtedness including existing mortgage indebtedness originally incurred to finance the acquisition, renovation, and equipping of the Borrower's business office building located at 4749 Whitehaven Parkway, N.W., Washington, D.C. 20007;

(C) Finance additional capital improvements to the Borrower's Reservoir Campus, including a theater and arts wing expansion and renovation of the existing school building; and

(D) Pay allowable Issuance Costs.

Sec. 3. Findings.

The Council finds that:

(1) Section 490 of the Home Rule Act provides that the Council may by resolution authorize the issuance of District revenue bonds, notes, or other obligations (including refunding bonds, notes, or other obligations) to borrow money to finance, refinance, or reimburse and to assist in the financing, refinancing, or reimbursing of undertakings in certain areas designated in section 490 and may effect the financing, refinancing, or reimbursement by loans made directly or

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indirectly to any individual or legal entity by the purchase of any mortgage, note, or other security, or by the purchase, lease, or sale of any property.

(2) The Borrower has requested the District to issue, sell, and deliver revenue bonds, in one or more series, in an aggregate principal amount not to exceed \$18.235 million, and to make the Loan for the purpose of financing, refinancing, or reimbursing costs of the Project.

(3) The Project is located in the District and will contribute to the health, education, safety, or welfare of, or the creation or preservation of jobs for, residents of the District, or to economic development of the District.

(4) The Project is an undertaking in the area of elementary, secondary, and college and university facilities within the meaning of section 490 of the Home Rule Act.

(5) The authorization, issuance, sale, and delivery of the Bonds and the Loan to the Borrower are desirable, are in the public interest, will promote the purpose and intent of section 490 of the Home Rule Act, and will assist the Project.

Sec. 4. Bond authorization.

(a) The Mayor is authorized pursuant to the Home Rule Act and this resolution to assist in financing, refinancing, or reimbursing the costs of the Project by:

(1) The issuance, sale, and delivery of the Bonds, in one or more series, in an aggregate principal amount not to exceed \$18.235 million; and

(2) The making of the Loan.

(b) The Mayor is authorized to make the Loan to the Borrower for the purpose of financing, refinancing, or reimbursing the costs of the Project and establishing any fund with respect to the Bonds as required by the Financing Documents.

(c) The Mayor may charge a program fee to the Borrower, including, but not limited to, an amount sufficient to cover costs and expenses incurred by the District in connection with the issuance, sale, and delivery of each series of the Bonds, the District's participation in the monitoring of the use of the Bond proceeds and compliance with any public benefit agreements with the District, and maintaining official records of each bond transaction and assisting in the redemption, repurchase, and remarketing of the Bonds.

Sec. 5. Bond details.

(a) The Mayor is authorized to take any action reasonably necessary or appropriate in accordance with this resolution in connection with the preparation, execution, issuance, sale, delivery, security for, and payment of the Bonds of each series, including, but not limited to, determinations of:

(1) The final form, content, designation, and terms of the Bonds, including a determination that the Bonds may be issued in certificated or book-entry form;

(2) The principal amount of the Bonds to be issued and denominations of the Bonds;

(3) The rate or rates of interest or the method for determining the rate or rates of interest on the Bonds;

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(4) The date or dates of issuance, sale, and delivery of, and the payment of interest on the Bonds, and the maturity date or dates of the Bonds;

(5) The terms under which the Bonds may be paid, optionally or mandatorily redeemed, accelerated, tendered, called, or put for redemption, repurchase, or remarketing before their respective stated maturities;

(6) Provisions for the registration, transfer, and exchange of the Bonds and the replacement of mutilated, lost, stolen, or destroyed Bonds;

(7) The creation of any reserve fund, sinking fund, or other fund with respect to the Bonds;

(8) The time and place of payment of the Bonds;

(9) Procedures for monitoring the use of the proceeds received from the sale of the Bonds to ensure that the proceeds are properly applied to the Project and used to accomplish the purposes of the Home Rule Act and this resolution;

(10) Actions necessary to qualify the Bonds under blue sky laws of any jurisdiction where the Bonds are marketed; and

(11) The terms and types of credit enhancement under which the Bonds may be secured.

(b) The Bonds shall contain a legend, which shall provide that the Bonds are special obligations of the District, are without recourse to the District, are not a pledge of, and do not involve the faith and credit or the taxing power of the District, do not constitute a debt of the District, and do not constitute lending of the public credit for private undertakings as prohibited in section 602(a)(2) of the Home Rule Act.

(c) The Bonds shall be executed in the name of the District and on its behalf by the manual or facsimile signature of the Mayor, and attested by the Secretary of the District of Columbia by the Secretary of the District of Columbia's manual or facsimile signature. The Mayor's execution and delivery of the Bonds shall constitute conclusive evidence of the Mayor's approval, on behalf of the District, of the final form and content of the Bonds.

(d) The official seal of the District, or a facsimile of it, shall be impressed, printed, or otherwise reproduced on the Bonds.

(e) The Bonds of any series may be issued in accordance with the terms of a trust instrument to be entered into by the District and a trustee to be selected by the Borrower, subject to the approval of the Mayor, and may be subject to the terms of one or more agreements entered into by the Mayor pursuant to section 490(a)(4) of the Home Rule Act.

(f) The Bonds may be issued at any time or from time to time in one or more issues and in one or more series.

Sec. 6. Sale of the Bonds.

(a) The Bonds of any series may be sold at negotiated or competitive sale at, above, or below par, to one or more persons or entities, and upon terms that the Mayor considers to be in the best interest of the District.

(b) The Mayor or an Authorized Delegate may execute, in connection with each sale of the Bonds, offering documents on behalf of the District, may deem final any such offering document on

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behalf of the District for purposes of compliance with federal laws and regulations governing such matters and may authorize the distribution of the documents in connection with the sale of the Bonds.

(c) The Mayor is authorized to deliver the executed and sealed Bonds, on behalf of the District, for authentication, and, after the Bonds have been authenticated, to deliver the Bonds to the original purchasers of the Bonds upon payment of the purchase price.

(d) The Bonds shall not be issued until the Mayor receives an approving opinion from Bond Counsel as to the validity of the Bonds of such series and, if the interest on the Bonds is expected to be exempt from federal income taxation, the treatment of the interest on the Bonds for purposes of federal income taxation.

Sec. 7. Payment and security.

(a) The principal of, premium, if any, and interest on, the Bonds shall be payable solely from proceeds received from the sale of the Bonds, income realized from the temporary investment of those proceeds, receipts and revenues realized by the District from the Loan, income realized from the temporary investment of those receipts and revenues prior to payment to the Bond owners, other moneys that, as provided in the Financing Documents, may be made available to the District for the payment of the Bonds, and other sources of payment (other than from the District), all as provided for in the Financing Documents.

(b) Payment of the Bonds shall be secured as provided in the Financing Documents and by an assignment by the District for the benefit of the Bond owners of certain of its rights under the Financing Documents and Closing Documents, including a security interest in certain collateral, if any, to the trustee for the Bonds pursuant to the Financing Documents.

(c) The trustee is authorized to deposit, invest, and disburse the proceeds received from the sale of the Bonds pursuant to the Financing Documents.

Sec. 8. Financing and Closing Documents.

(a) The Mayor is authorized to prescribe the final form and content of all Financing Documents and all Closing Documents that may be necessary or appropriate to issue, sell, and deliver the Bonds and to make the Loan to the Borrower.

(b) The Mayor is authorized to execute, in the name of the District and on its behalf, the Financing Documents and any Closing Documents to which the District is a party by the Mayor's manual or facsimile signature.

(c) If required, the official seal of the District, or a facsimile of it, shall be impressed, printed, or otherwise reproduced on the Financing Documents and the Closing Documents to which the District is a party.

(d) The Mayor's execution and delivery of the Financing Documents and the Closing Documents to which the District is a party shall constitute conclusive evidence of the Mayor's approval, on behalf of the District, of the final form and content of the executed Financing Documents and the executed Closing Documents.

(e) The Mayor is authorized to deliver the executed and sealed Financing Documents and Closing Documents, on behalf of the District, prior to or simultaneously with the issuance, sale, and

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delivery of the Bonds, and to ensure the due performance of the obligations of the District contained in the executed, sealed, and delivered Financing Documents and Closing Documents.

Sec. 9. Authorized delegation of authority.

To the extent permitted by District and federal laws, the Mayor may delegate to any Authorized Delegate the performance of any function authorized to be performed by the Mayor under this resolution.

Sec. 10. Limited liability.

(a) The Bonds shall be special obligations of the District. The Bonds shall be without recourse to the District. The Bonds shall not be general obligations of the District, shall not be a pledge of or involve the faith and credit or the taxing power of the District, shall not constitute a debt of the District, and shall not constitute lending of the public credit for private undertakings as prohibited in section 602(a)(2) of the Home Rule Act.

(b) The Bonds shall not give rise to any pecuniary liability of the District and the District shall have no obligation with respect to the purchase of the Bonds.

(c) Nothing contained in the Bonds, in the Financing Documents, or in the Closing Documents shall create an obligation on the part of the District to make payments with respect to the Bonds from sources other than those listed for that purpose in section 7.

(d) The District shall have no liability for the payment of any Issuance Costs or for any transaction or event to be effected by the Financing Documents.

(e) All covenants, obligations, and agreements of the District contained in this resolution, the Bonds, and the executed, sealed, and delivered Financing Documents and Closing Documents to which the District is a party, shall be considered to be the covenants, obligations, and agreements of the District to the fullest extent authorized by law, and each of those covenants, obligations, and agreements shall be binding upon the District, subject to the limitations set forth in this resolution.

(f) No person, including, but not limited to, the Borrower and any Bond owner, shall have any claims against the District or any of its elected or appointed officials, officers, employees, or agents for monetary damages suffered as a result of the failure of the District or any of its elected or appointed officials, officers, employees, or agents to perform any covenant, undertaking, or obligation under this resolution, the Bonds, the Financing Documents, or the Closing Documents, or as a result of the incorrectness of any representation in or omission from the Financing Documents or the Closing Documents, unless the District or its elected or appointed officials, officers, employees, or agents have acted in a willful and fraudulent manner.

Sec. 11. District officials.

(a) Except as otherwise provided in section 10(f), the elected or appointed officials, officers, employees, or agents of the District shall not be liable personally for the payment of the Bonds or be subject to any personal liability by reason of the issuance, sale or delivery of the Bonds, or for any representations, warranties, covenants, obligations, or agreements of the District contained in this resolution, the Bonds, the Financing Documents, or the Closing Documents.

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(b) The signature, countersignature, facsimile signature, or facsimile countersignature of any official appearing on the Bonds, the Financing Documents, or the Closing Documents shall be valid and sufficient for all purposes notwithstanding the fact that the individual signatory ceases to hold that office before delivery of the Bonds, the Financing Documents, or the Closing Documents.

Sec.12. Maintenance of documents.

Copies of the specimen Bonds and of the final Financing Documents and Closing Documents shall be filed in the Office of the Secretary of the District of Columbia.

Sec.13. Information reporting.

Within 3 days after the Mayor's receipt of the transcript of proceedings relating to the issuance of the Bonds, the Mayor shall transmit a copy of the transcript to the Secretary to the Council.

Sec. 14. Disclaimer.

(a) The issuance of Bonds is in the discretion of the District. Nothing contained in this resolution, the Bonds, the Financing Documents, or the Closing Documents shall be construed as obligating the District to issue any Bonds for the benefit of the Borrower or to participate in or assist the Borrower in any way with financing, refinancing, or reimbursing the costs of the Project. The Borrower shall have no claims for damages or for any other legal or equitable relief against the District, its elected or appointed officials, officers, employees, or agents as a consequence of any failure to issue any Bonds for the benefit of the Borrower.

(b) The District reserves the right to issue the Bonds in the order or priority it determines in its sole and absolute discretion. The District gives no assurance and makes no representations that any portion of any limited amount of bonds or other obligations, the interest on which is excludable from gross income for federal income tax purposes, will be reserved or will be available at the time of the proposed issuance of the Bonds.

(c) The District, by adopting this resolution or by taking any other action in connection with financing, refinancing, or reimbursing costs of the Project, does not provide any assurance that the Project is viable or sound, that the Borrower is financially sound, or that amounts owing on the Bonds or pursuant to the Loan will be paid. Neither the Borrower, any purchaser of the Bonds, nor any other person shall rely upon the District with respect to these matters.

Sec. 15. Expiration.

If any Bonds are not issued, sold, and delivered to the original purchaser within 3 years of the date of this resolution, the authorization provided in this resolution with respect to the issuance, sale, and delivery of the Bonds shall expire.

Sec. 16. Severability.

If any particular provision of this resolution, or the application thereof to any person or circumstance is held invalid, the remainder of this resolution and the application of such provision

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to other persons or circumstances shall not be affected thereby. If any action or inaction contemplated under this resolution is determined to be contrary to the requirements of applicable law, such action or inaction shall not be necessary for the purpose of issuing the Bonds, and the validity of the Bonds shall not be adversely affected.

Sec. 17. Compliance with public approval requirement.

This approval shall constitute the approval of the Council as required in section 147(f) of the Internal Revenue Code of 1986, approved October 22, 1986 (100 Stat. 2635; 26 U.S.C. § 147(f)), and section 490(k) of the Home Rule Act, for the Project to be financed, refinanced, or reimbursed with the proceeds of the Bonds. This resolution approving the issuance of the Bonds for the Project has been adopted by the Council after a public hearing held at least 14 days after publication of notice in a newspaper of general circulation in the District.

Sec. 18. Transmittal.

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

Sec. 19. Fiscal impact statement.

The Council adopts the fiscal impact statement in the committee report as the fiscal impact statement required by section 602(c)(3) of the Home Rule Act.

Sec. 20. Effective date.

This resolution shall take effect immediately.

ENROLLED ORIGINAL

A RESOLUTION

20-494

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

June 3, 2014

To authorize and provide for the issuance, sale, and delivery in an aggregate principal amount not to exceed \$13 million of District of Columbia revenue bonds in one or more series and to authorize and provide for the loan of the proceeds of such bonds to assist Two Rivers Public Charter School Inc., in the financing, refinancing, or reimbursing of costs associated with an authorized project pursuant to section 490 of the District of Columbia Home Rule Act.

RESOLVED, BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this resolution may be cited as the “Two Rivers Public Charter School Inc. Revenue Bonds Project Approval Resolution of 2014”.

Sec. 2. Definitions.

For the purposes of this resolution, the term:

(1) “Authorized Delegate” means the Mayor or the Deputy Mayor for Planning and Economic Development, or any officer or employee of the Executive Office of the Mayor to whom the Mayor has delegated or to whom the foregoing individuals have subdelegated any of the Mayor’s functions under this resolution pursuant to section 422(6) of the Home Rule Act.

(2) “Bond Counsel” means a firm or firms of attorneys designated as bond counsel from time to time by the Mayor.

(3) “Bonds” means the District of Columbia revenue bonds, notes, or other obligations (including refunding bonds, notes, and other obligations), in one or more series, authorized to be issued pursuant to this resolution.

(4) “Borrower” means the owner of the assets financed, refinanced, or reimbursed with proceeds from the Bonds, which shall be Two Rivers Public Charter School Inc., a nonprofit corporation organized under the laws of the District of Columbia, which is exempt from federal income taxes under 26 U.S.C § 501(a) as an organization described in 26 U.S.C. § 501(c)(3) and which is liable for the repayment of the Bonds.

(5) “Chairman” means the Chairman of the Council of the District of Columbia.

(6) “Closing Documents” means all documents and agreements, other than Financing Documents, that may be necessary and appropriate to issue, sell, and deliver the Bonds and to make the Loan, and includes agreements, certificates, letters, opinions, forms, receipts, and other similar instruments.

(7) “District” means the District of Columbia.

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(8) "Financing Documents" means the documents, other than Closing Documents, that relate to the financing or refinancing of transactions to be effected through the issuance, sale, and delivery of the Bonds and the making of the Loan, including any offering document, and any required supplements to any such documents.

(9) "Home Rule Act" means the District of Columbia Home Rule Act, approved December 24, 1973 (87 Stat. 774; D.C. Official Code § 1-201.01 *et seq.*).

(10) "Issuance Costs" means all fees, costs, charges, and expenses paid or incurred in connection with the authorization, preparation, printing, issuance, sale, and delivery of the Bonds and the making of the Loan, including, but not limited to, underwriting, legal, accounting, rating agency, and all other fees, costs, charges, and expenses incurred in connection with the development and implementation of the Financing Documents, the Closing Documents, and those other documents necessary or appropriate in connection with the authorization, preparation, printing, issuance, sale, marketing, and delivery of the Bonds and the making of the Loan, together with financing fees, costs, and expenses, including program fees and administrative fees charged by the District, fees paid to financial institutions and insurance companies, initial letter of credit fees (if any), and compensation to financial advisors and other persons (other than full-time employees of the District) and entities performing services on behalf of or as agents for the District.

(11) "Loan" means the District's lending of proceeds from the sale, in one or more series, of the Bonds to the Borrower.

(12) "Mayor" means the Mayor of the District of Columbia.

(13) "Project" means the financing, refinancing, or reimbursing of all or a portion of the Borrower's costs to:

(A) Acquire, construct, develop and equip an approximately 70,400 square foot facility used primarily as an elementary public charter school campus or facilities (excluding any fields) functionally related or subordinated thereto, located at 820 26th Street, NE, Washington, DC 20002 to be operated and either owned or leased by the Borrower, including any pre-construction services, design, engineering, furniture, fixture, or equipment functionally related or subordinated to the facility;

(B) Fund certain working capital costs directly related to the bond financed facility, to the extent financeable;

(C) Fund any required debt service reserve fund or capitalized interest on the Bonds, or both; and

(D) Pay certain costs of issuance and other related costs to the extent permissible.

Sec. 3. Findings.

The Council finds that:

(1) Section 490 of the Home Rule Act provides that the Council may, by resolution, authorize the issuance of District revenue bonds, notes, or other obligations (including refunding bonds, notes, or other obligations) to borrow money to finance, refinance, or reimburse costs, and to assist in the financing, refinancing, or reimbursing of, the costs of

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undertakings in certain areas designated in section 490 and may effect the financing, refinancing, or reimbursement by loans made directly or indirectly to any individual or legal entity, by the purchase of any mortgage, note, or other security, or by the purchase, lease, or sale of any property.

(2) The Borrower has requested the District to issue, sell, and deliver revenue bonds, in one or more series pursuant to a plan of finance, in an aggregate principal amount not to exceed \$13 million, and to make the Loan for the purpose of financing, refinancing, or reimbursing costs of the Project.

(3) The Project is located in the District and will contribute to the health, education, safety, or welfare of, or the creation or preservation of jobs for, residents of the District, or to economic development of the District.

(4) The Project is an undertaking in the area of elementary and secondary school facilities, within the meaning of section 490 of the Home Rule Act.

(5) The authorization, issuance, sale, and delivery of the Bonds and the Loan to the Borrower are desirable, are in the public interest, will promote the purpose and intent of section 490 of the Home Rule Act, and will assist the Project.

Sec. 4. Bond authorization.

(a) The Mayor is authorized pursuant to the Home Rule Act and this resolution to assist in financing, refinancing, or reimbursing the costs of the Project by:

(1) The issuance, sale, and delivery of the Bonds, in one or more series, in an aggregate principal amount not to exceed \$13 million; and

(2) The making of the Loan.

(b) The Mayor is authorized to make the Loan to the Borrower for the purpose of financing, refinancing, or reimbursing the costs of the Project and establishing any fund with respect to the Bonds as required by the Financing Documents.

(c) The Mayor may charge a program fee to the Borrower, including, but not limited to, an amount sufficient to cover costs and expenses incurred by the District in connection with the issuance, sale, and delivery of each series of the Bonds, the District's participation in the monitoring of the use of the Bond proceeds and compliance with any public benefit agreements with the District, and maintaining official records of each bond transaction, and assisting in the redemption, repurchase, and remarketing of the Bonds.

Sec. 5. Bond details.

(a) The Mayor is authorized to take any action reasonably necessary or appropriate in accordance with this resolution in connection with the preparation, execution, issuance, sale, delivery, security for, and payment of the Bonds of each series, including, but not limited to, determinations of:

(1) The final form, content, designation, and terms of the Bonds, including a determination that the Bonds may be issued in certificated or book-entry form;

(2) The principal amount of the Bonds to be issued and denominations of the Bonds;

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(3) The rate or rates of interest or the method for determining the rate or rates of interest on the Bonds;

(4) The date or dates of issuance, sale, and delivery of, and the payment of interest on, the Bonds, and the maturity date or dates of the Bonds;

(5) The terms under which the Bonds may be paid, optionally or mandatorily redeemed, accelerated, tendered, called, or put for redemption, repurchase, or remarketing before their respective stated maturities;

(6) Provisions for the registration, transfer, and exchange of the Bonds and the replacement of mutilated, lost, stolen, or destroyed Bonds;

(7) The creation of any reserve fund, sinking fund, or other fund with respect to the Bonds;

(8) The time and place of payment of the Bonds;

(9) Procedures for monitoring the use of the proceeds received from the sale of the Bonds to ensure that the proceeds are properly applied to the Project and used to accomplish the purposes of the Home Rule Act and this resolution;

(10) Actions necessary to qualify the Bonds under blue sky laws of any jurisdiction where the Bonds are marketed; and

(11) The terms and types of credit enhancement under which the Bonds may be secured.

(b) The Bonds shall contain a legend, which shall provide that the Bonds are special obligations of the District, are without recourse to the District, are not a pledge of, and do not involve the faith and credit or the taxing power of the District, do not constitute a debt of the District, and do not constitute lending of the public credit for private undertakings as prohibited in section 602(a)(2) of the Home Rule Act.

(c) The Bonds shall be executed in the name of the District and on its behalf by the manual or facsimile signature of the Mayor, and attested by the Secretary of the District of Columbia by the Secretary of the District of Columbia's manual or facsimile signature. The Mayor's execution and delivery of the Bonds shall constitute conclusive evidence of the Mayor's approval, on behalf of the District, of the final form and content of the Bonds.

(d) The official seal of the District, or a facsimile of it, shall be impressed, printed, or otherwise reproduced on the Bonds.

(e) The Bonds of any series may be issued in accordance with the terms of a trust instrument to be entered into by the District and a trustee to be selected by the Borrower subject to the approval of the Mayor, and may be subject to the terms of one or more agreements entered into by the Mayor pursuant to section 490(a)(4) of the Home Rule Act.

(f) The Bonds may be issued at any time or from time to time in one or more issues and in one or more series.

Sec. 6. Sale of the Bonds.

(a) The Bonds of any series may be sold at negotiated or competitive sale at, above, or below par, to one or more persons or entities, and upon terms that the Mayor considers to be in the best interest of the District.

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(b) The Mayor or an Authorized Delegate may execute, in connection with each sale of the Bonds, offering documents on behalf of the District, may deem final any such offering document on behalf of the District for purposes of compliance with federal laws and regulations governing such matters and may authorize the distribution of the documents in connection with the sale of the Bonds.

(c) The Mayor is authorized to deliver the executed and sealed Bonds, on behalf of the District, for authentication, and, after the Bonds have been authenticated, to deliver the Bonds to the original purchasers of the Bonds upon payment of the purchase price.

(d) The Bonds shall not be issued until the Mayor receives an approving opinion from Bond Counsel as to the validity of the Bonds of such series and, if the interest on the Bonds is expected to be exempt from federal income taxation, the treatment of the interest on the Bonds for purposes of federal income taxation.

Sec. 7. Payment and security.

(a) The principal of, premium, if any, and interest on, the Bonds shall be payable solely from proceeds received from the sale of the Bonds, income realized from the temporary investment of those proceeds, receipts and revenues realized by the District from the Loan, income realized from the temporary investment of those receipts and revenues prior to payment to the Bond owners, other moneys that, as provided in the Financing Documents, may be made available to the District for the payment of the Bonds, and other sources of payment (other than from the District), all as provided for in the Financing Documents.

(b) Payment of the Bonds shall be secured as provided in the Financing Documents and by an assignment by the District for the benefit of the Bond owners of certain of its rights under the Financing Documents and Closing Documents, including a security interest in certain collateral, if any, to the trustee for the Bonds pursuant to the Financing Documents.

(c) The trustee is authorized to deposit, invest, and disburse the proceeds received from the sale of the Bonds pursuant to the Financing Documents.

Sec. 8. Financing and Closing Documents.

(a) The Mayor is authorized to prescribe the final form and content of all Financing Documents and all Closing Documents to which the District is a party that may be necessary or appropriate to issue, sell, and deliver the Bonds and to make the Loan to the Borrower. Each of the Financing Documents and each of the Closing Documents to which the District is not a party shall be approved, as to form and content, by the Mayor.

(b) The Mayor is authorized to execute, in the name of the District and on its behalf, the Financing Documents and any Closing Documents to which the District is a party by the Mayor's manual or facsimile signature.

(c) If required, the official seal of the District, or a facsimile of it, shall be impressed, printed, or otherwise reproduced on the Financing Documents and the Closing Documents to which the District is a party.

(d) The Mayor's execution and delivery of the Financing Documents and the Closing Documents to which the District is a party shall constitute conclusive evidence of the Mayor's

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approval, on behalf of the District, of the final form and content of the executed Financing Documents and the executed Closing Documents.

(e) The Mayor is authorized to deliver the executed and sealed Financing Documents and Closing Documents, on behalf of the District, prior to or simultaneously with the issuance, sale, and delivery of the Bonds, and to ensure the due performance of the obligations of the District contained in the executed, sealed, and delivered Financing Documents and Closing Documents.

Sec. 9. Authorized delegation of authority.

To the extent permitted by District and federal laws, the Mayor may delegate to any Authorized Delegate the performance of any function authorized to be performed by the Mayor under this resolution.

Sec. 10. Limited liability.

(a) The Bonds shall be special obligations of the District. The Bonds shall be without recourse to the District. The Bonds shall not be general obligations of the District, shall not be a pledge of, or involve the faith and credit or the taxing power of, the District, shall not constitute a debt of the District, and shall not constitute lending of the public credit for private undertakings as prohibited in section 602(a)(2) of the Home Rule Act.

(b) The Bonds shall not give rise to any pecuniary liability of the District and the District shall have no obligation with respect to the purchase of the Bonds.

(c) Nothing contained in the Bonds, in the Financing Documents, or in the Closing Documents shall create an obligation on the part of the District to make payments with respect to the Bonds from sources other than those listed for that purpose in section 7.

(d) The District shall have no liability for the payment of any Issuance Costs or for any transaction or event to be effected by the Financing Documents.

(e) All covenants, obligations, and agreements of the District contained in this resolution, the Bonds, and the executed, sealed, and delivered Financing Documents and Closing Documents to which the District is a party, shall be considered to be the covenants, obligations, and agreements of the District to the fullest extent authorized by law, and each of those covenants, obligations, and agreements shall be binding upon the District, subject to the limitations set forth in this resolution.

(f) No person, including, but not limited to, the Borrower and any Bond owner, shall have any claims against the District or any of its elected or appointed officials, officers, employees, or agents for monetary damages suffered as a result of the failure of the District or any of its elected or appointed officials, officers, employees, or agents to perform any covenant, undertaking, or obligation under this resolution, the Bonds, the Financing Documents, or the Closing Documents, or as a result of the incorrectness of any representation in or omission from the Financing Documents or the Closing Documents, unless the District or its elected or appointed officials, officers, employees, or agents have acted in a willful and fraudulent manner.

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Sec. 11. District officials.

(a) Except as otherwise provided in section 10(f), the elected or appointed officials, officers, employees, or agents of the District shall not be liable personally for the payment of the Bonds or be subject to any personal liability by reason of the issuance, sale, or delivery of the Bonds, or for any representations, warranties, covenants, obligations, or agreements of the District contained in this resolution, the Bonds, the Financing Documents, or the Closing Documents.

(b) The signature, countersignature, facsimile signature, or facsimile countersignature of any official appearing on the Bonds, the Financing Documents, or the Closing Documents shall be valid and sufficient for all purposes notwithstanding the fact that the individual signatory ceases to hold that office before delivery of the Bonds, the Financing Documents, or the Closing Documents.

Sec.12. Maintenance of documents.

Copies of the specimen Bonds and of the final Financing Documents and Closing Documents shall be filed in the Office of the Secretary of the District of Columbia.

Sec.13. Information reporting.

Within 3 days after the Mayor's receipt of the transcript of proceedings relating to the issuance of the Bonds, the Mayor shall transmit a copy of the transcript to the Secretary to the Council.

Sec. 14. Disclaimer.

(a) The issuance of Bonds is in the discretion of the District. Nothing contained in this resolution, the Bonds, the Financing Documents, or the Closing Documents shall be construed as obligating the District to issue any Bonds for the benefit of the Borrower or to participate in or assist the Borrower in any way with financing, refinancing, or reimbursing the costs of the Project. The Borrower shall have no claims for damages or for any other legal or equitable relief against the District, its elected or appointed officials, officers, employees, or agents as a consequence of any failure to issue any Bonds for the benefit of the Borrower.

(b) The District reserves the right to issue the Bonds in the order or priority it determines in its sole and absolute discretion. The District gives no assurance and makes no representations that any portion of any limited amount of bonds or other obligations, the interest on which is excludable from gross income for federal income tax purposes, will be reserved or will be available at the time of the proposed issuance of the Bonds.

(c) The District, by adopting this resolution or by taking any other action in connection with financing, refinancing, or reimbursing costs of the Project, does not provide any assurance that the Project is viable or sound, that the Borrower is financially sound, or that amounts owing on the Bonds or pursuant to the Loan will be paid. Neither the Borrower, any purchaser of the Bonds, nor any other person shall not rely upon the District with respect to these matters.

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Sec. 15. Expiration.

If any Bonds are not issued, sold, and delivered to the original purchaser within 3 years after the date of this resolution, the authorization provided in this resolution with respect to the issuance, sale, and delivery of the Bonds shall expire.

Sec. 16. Severability.

If any particular provision of this resolution or the application thereof to any person or circumstance is held invalid, the remainder of this resolution and the application of such provision to other persons or circumstances shall not be affected thereby. If any action or inaction contemplated under this resolution is determined to be contrary to the requirements of applicable law, such action or inaction shall not be necessary for the purpose of issuing of the Bonds, and the validity of the Bonds shall not be adversely affected.

Sec. 17. Compliance with public approval requirement.

This approval shall constitute the approval of the Council as required in section 147(f) of the Internal Revenue Code of 1986, approved October 22, 1986 (100 Stat. 2635; 26 U.S.C. § 147(f)), and section 490(k) of the Home Rule Act, for the Project to be financed, refinanced, or reimbursed with the proceeds of the Bonds. This resolution approving the issuance of the Bonds for the Project has been adopted by the Council after a public hearing held at least 14 days after publication of notice in a newspaper of general circulation in the District.

Sec. 18. Transmittal.

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

Sec. 19. Fiscal impact statement.

The Council adopts the fiscal impact statement in the committee report as the fiscal impact statement required by section 602(c)(3) of the Home Rule Act.

Sec. 20. Effective date.

This resolution shall take effect immediately.

ENROLLED ORIGINAL

A RESOLUTION

20-495

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

June 3, 2014

To approve the disposition of District-owned real property located at 3825-29 Georgia Avenue, N.W., known for tax and assessment purposes as Lot 0818, in Square 3028.

RESOLVED, BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this resolution may be cited as the “3825-29 Georgia Avenue, N.W. Property Disposition Approval Resolution of 2014”.

Sec. 2. Definitions.

For the purposes of this resolution, the term:

(1) “CBE Agreement” means an agreement with the District governing certain obligations of the Developer of the Property under the Small, Local, and Disadvantaged Business Enterprise Development and Assistance Act of 2005, effective October 20, 2005 (D.C. Law 16-33; D.C. Official Code § 2-218.01 *et seq.*) (“CBE Act”), including the equity and development participation requirements set forth in section 2349a of the CBE Act (D.C. Official Code § 2-218.49a).

(2) “Certified Business Enterprise” means a business enterprise or joint venture certified pursuant to the CBE Act.

(3) “Developer” means Donatelli Development, a developer with a business address of 4416 East West Highway, Bethesda, Maryland, its successor, or one of its affiliates or assignees approved by the Mayor.

(4) “First Source Agreement” means an agreement with the District governing certain obligations of the Developer of the Property pursuant to section 4 of the First Source Employment Agreement Act of 1984, effective June 29, 1984 (D.C. Law 5-93; D.C. Official Code § 2-219.03), and Mayor’s Order 83-265, dated November 9, 1983, regarding job creation and employment generated as a result of construction on the Property.

(5) “Property” means the real property located at 3825-29 Georgia Avenue, N.W., known for tax and assessment purposes as Lot 0818, in Square 3028, and consisting of 5,757 square feet of land.

Sec. 3. Approval of disposition.

(a) Pursuant to section 1(b)(8)(F) of An Act Authorizing the sale of certain real estate in the District of Columbia no longer required for public purposes, approved August 5, 1939 (53 Stat. 1211; D.C. Official Code § 10-801(b)(8)(F)) (“Act”), the Mayor transmitted to the Council

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a request for approval to dispose of the Property through a public or private sale to the Developer providing the most benefit to the District.

(b) The intended use of the Property is a mixed-income residential development and any ancillary uses allowed under applicable law.

(c) The proposed disposition would include the following terms and conditions, in addition to other terms and conditions the Mayor considers necessary or appropriate:

(1) The Developer shall enter into a CBE Agreement with the District. The CBE Agreement shall require the Developer to, at a minimum, contract with certified business enterprises for at least 35% of the contract dollar volume of the development of the Property and shall require at least 20% equity and 20% development participation of certified business enterprises.

(2) The Developer shall enter into a First Source Agreement with the District.

(3) At least 7 residential units on the Property shall be developed as affordable units, with 4 units reserved for households with incomes at or below 30% of the area median income, and 3 units reserved for households with incomes at or below 60% of the area median income.

(d) The Council finds that the Property is no longer required for public purposes.

(e) All documents that are submitted with this resolution shall be consistent with the real property purchase agreement term sheet transmitted to the Council pursuant to section 1(b-1)(2) of the Act.

(f) The Council approves the disposition of the Property.

Sec. 4. Transmittal.

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

Sec. 5. Fiscal impact statement.

The Council adopts the fiscal impact statement in the committee report 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. 6. Effective date.

This resolution shall take effect immediately.

ENROLLED ORIGINAL

A RESOLUTION

20-496

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

June 3, 2014

To declare the existence of an emergency with respect to the need to approve Change Orders Nos. 001 and 002 to Contract No. DCAM-12-M-1031H-FM with MCH Build, LLC, for design-build services for Powell Elementary School, and to authorize payment to MCN Build, LLC, in the aggregate amount of \$20,446,980.57 for the goods and services received and to be received under these change orders.

RESOLVED, BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this resolution may be cited as the "Change Orders Nos. 001 and 002 to Contract No. DCAM-12-M-1031H-FM Approval and Payment Authorization Emergency Declaration Resolution of 2014".

Sec. 2. (a) There exists an immediate need to approve Change Orders Nos. 001 and 002 to Contract No. DCAM-12-M-1031H-FM for design-build services for Powell Elementary School in the aggregate amount of \$20,446,980.57 and to authorize payment for the goods and services received and to be received under these change orders.

(b) The underlying contract was competitively bid, awarded to MCN Build, LLC, and previously approved by the Council with a Phase A guaranteed maximum price of \$6,322,891 (CA20-0106). Thereafter, the Department of General Services issued Change Order No. 001. Change Order No. 001 was under \$1 million; thus, Change Order No. 001 did not require Council approval.

(c) Change Order No. 002 will cause the aggregate value of change orders issued after Council's approval of the contract to exceed the \$1 million threshold pursuant to section 451 of the District of Columbia Home Rule Act, approved December 24, 1973 (87 Stat. 803; D.C. Official Code § 1-204.51).

(d) Approval of Change Orders Nos. 001 and 002 in the aggregate amount of \$20,466,980.57 is necessary to compensate MCN Build, LLC for work completed and to be completed pursuant to Change Order Nos. 001 and 002 to Contract No. DCAM-12-M-1031H-FM for design-build services at Powell Elementary School.

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 Change

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Orders Nos. 001 and 002 to Contract No. DCAM-12-M-1031H-FM Approval and Payment Authorization Emergency Act of 2014 be adopted after a single reading.

Sec. 4. This resolution shall take effect immediately.

ENROLLED ORIGINAL

A RESOLUTION

20-497

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

May 28, 2014

To declare the existence of an emergency with respect to the need to approve Change Orders Nos. 002 through 005 to Contract No. DCAM-12-CS-0152 between the District of Columbia government and Chiaramonte-Hess, A Joint Venture, for design-build services for Ballou Senior High School, and to authorize payment to Chiaramonte-Hess, A Joint Venture, in the aggregate amount of \$13,658,662 for the goods and services received and to be received under these change orders.

RESOLVED, BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this resolution may be cited as the "Change Orders Nos. 002 through 005 to Contract No. DCAM-12-CS-0152 Approval and Payment Authorization Emergency Declaration Resolution of 2014".

Sec. 2.(a) There exists an immediate need to approve Change Orders Nos. 002 through 005 to Contract No. DCAM-12-CS-0152 for design-build services for Ballou Senior High School in the aggregate amount of \$13,658,662 and to authorize payment for the goods and services received and to be received from Chiaramonte-Hess, A Joint Venture, under these change orders.

(b) The underlying contract was previously approved by the Council (CA20-0026). Change Order No. 001 was also previously approved by the Council (CA20-0164). Thereafter, the Department of General Services issued Change Order No. 002 with a value of \$121,985; Change Order No. 003 with a value of \$748,725; and Change Order No. 004 with a value of \$114,303. The total value of Change Orders Nos. 002 through 004 was less than \$1 million; thus, Change Orders Nos. 002 through 004 did not require Council approval.

(c) Change Order No. 005 in the amount of \$12,673,649 will increase the aggregate value of the change orders to \$13,658,662.

(d) Council approval of Change Orders Nos. 002 through 005 in the aggregate amount of \$13,658,662 is required pursuant to section 451 of the District of Columbia Home Rule Act, approved December 24, 1973 (87 Stat. 803; D.C. Official Code § 1-204.51), because the change orders will increase the total expenditure under the contract by an amount in excess of \$1 million during a 12-month period.

(e) Approval is necessary to compensate Chiaramonte-Hess, A Joint Venture, for work completed under Change Orders Nos. 002 through 004 and work to be completed under Change Order No. 005 to Contract No. DCAM-12-CS-0152.

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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 Change Orders Nos. 002 through 005 to Contract No. DCAM-12-CS-0152 Approval and Payment Authorization Emergency Act of 2014 be adopted after a single reading.

Sec. 4. This resolution shall take effect immediately.

ENROLLED ORIGINAL

A RESOLUTION

20-498

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

June 3, 2014

To approve multiyear Contract No.SO-14-032-0000827 with Ticketmaster LLC to provide ticketing services for ticketed events at the Robert F. Kennedy Memorial Stadium and the DC Armory Campus.

RESOLVED, BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this resolution may be cited as the "Ticketmaster LLC Ticketing Services Contract Approval Resolution of 2014".

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)), and section 202 of the Procurement Practices Reform Act of 2010, effective April 8, 2011 (D.C. Law 18-371; D.C. Official Code § 2-352.02), the Council approves Contract No. SO-14-032-0000827, a multiyear agreement between the Washington Convention and Sports Authority and Ticketmaster LLC to provide ticketing services for ticketed events at the Robert F. Kennedy Memorial Stadium and the DC Armory campus.

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

Sec. 4. The Council adopts the fiscal impact statement 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

20-499

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

June 3, 2014

To declare the existence of an emergency with respect to the need to prohibit the electric company from shutting off service when the heat index is forecasted to be 95 degrees Fahrenheit or above.

RESOLVED, BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this resolution may be cited as "Heat Wave Safety Emergency Declaration Resolution of 2014".

Sec. 2. (a) There exists an immediate need to protect District residents who are vulnerable to health impairments that may be caused by periods of extreme heat and who may be unable to cool their homes if their electricity is shut off.

(b) District law prohibits utilities from disconnecting their service when the forecast predicts the temperature will be 32 degrees Fahrenheit or below during the following 24 hours.

(c) Exposure to extreme heat is more likely than extreme cold to cause people to experience negative health consequences, including death; yet the District does not prohibit the disconnection of electricity during or directly preceding periods of extreme heat analogous to the prohibition on disconnections during or directly preceding periods of extreme cold.

(d) Enacting a prohibition on the disconnection of electricity during or directly preceding periods of extreme heat will provide a measure of security for District residents without creating undue hardship for the electric company.

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 Heat Wave Safety Emergency Amendment Act of 2014 be adopted after a single reading.

Sec. 4. This resolution shall take effect immediately.

ENROLLED ORIGINAL

A RESOLUTION

20-500

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

June 3, 2014

To declare the existence of an emergency with respect to the need to amend the Board of Ethics and Government Accountability Establishment and Comprehensive Ethics Reform Amendment Act of 2011 to require that Advisory Neighborhood Commissioners and candidates for public office certify that they have filed and paid income and property taxes, diligently safeguarded the assets of the taxpayers and the District, reported known illegal activity, not accepted a bribe, not directly or indirectly received government funds through illegal or improper means, not raised or received funds in violation of federal or District law, and not received or been given anything of value based on any understanding that their official actions or judgment or vote would be influenced; and to remove the requirement that Advisory Neighborhood Commissioners file a confidential disclosure of financial interest.

RESOLVED, BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this resolution may be cited as the “Board of Ethics and Government Accountability Establishment and Comprehensive Ethics Reform Emergency Declaration Resolution of 2014”.

Sec. 2. (a) There exists an emergency with respect to the need to amend the Board of Ethics and Government Accountability Establishment and Comprehensive Ethics Reform Amendment Act of 2011 to maintain existing law and to require public financial disclosure certifications be submitted to the Board of Ethics and Government Accountability (“BEGA”) by Advisory Neighborhood Commissioners and candidates for public office.

(b) On September 17, 2013, the Council passed Bill 20-455, the Board of Ethics and Government Accountability Establishment and Comprehensive Ethics Reform Emergency Amendment of 2013. This emergency legislation required Advisory Neighborhood Commissioners to file an annual public financial disclosure certification instead of a confidential financial disclosure with BEGA. Bill 20-455 expired on January 2, 2014.

(c) The Council passed identical temporary legislation, Bill 20-456, which became effective on December 13, 2013. This legislation will expire on July 25, 2014. The Committee on Government Operations is scheduled to hold a public hearing on Bill 20-507, the permanent version of the legislation, on June 9, 2014, and will mark up the bill soon thereafter.

ENROLLED ORIGINAL

(d) It is therefore necessary to pass emergency legislation while the permanent bill is awaiting a markup.

(e) This emergency legislation maintains existing law by requiring that Advisory Neighborhood Commissioners file a public financial disclosure certification instead of the confidential disclosure required by BEGA's enabling legislation. This approach recognizes that the role of volunteer Advisory Neighborhood Commissioners is fundamentally different than the role of Councilmembers or high ranking officials, as they do not vote or affect policy or decision-making in the same, direct way as do other public officials, but it still requires transparency through a public certification.

(f) The emergency legislation additionally requires that candidates for nomination for election, or election, to public office, file the same public financial disclosure certification as Advisory Neighborhood Commissioners. Following the April 1, 2014, primary election, unsuccessful candidates were still required to file the more intrusive public financial disclosure statement required of sitting public officials. This legislation would exempt candidates who did not file with BEGA by the May 15, 2014, deadline, but requires that candidates file a public financial disclosure certification going forward.

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 Board of Ethics and Government Accountability Establishment and Comprehensive Ethics Reform Emergency Amendment of 2014 be adopted after a single reading.

Sec. 4. This resolution shall take effect immediately.

ENROLLED ORIGINAL

A RESOLUTION

20-501

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

June 3, 2014

To declare the existence of an emergency with respect to the need to approve the transfer of jurisdiction over Lot 802, Square 4325, from the District of Columbia to the United States by the Department of the Interior, National Park Service.

RESOLVED, BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this resolution may be cited as the "Transfer of Jurisdiction Over Lot 802, Square 4325, within Fort Lincoln New Town Emergency Declaration Resolution of 2014".

Sec. 2 (a) The District proposes to transfer administrative jurisdiction of 0.92 acres of land in Lot 803, Square 4325, within Fort Lincoln New Town (the "parcel"), to the United States so that it may combine the parcel with additional property to be used for additional residential development at Fort Lincoln New Town.

(b) The proposed additional residential development will provide needed additional housing in the District and contribute to the overall success of the Fort Lincoln New Town development and to economic development in the surrounding areas.

(c) The proposed transfer of jurisdiction requires approval of the Council and the National Capital Planning Commission ("NCPC"). Prompt approval is needed by the Council so that the NCPC may consider the transfer at its next meeting.

(d) Timely progress of the proposed additional development will contribute to the overall success of Fort Lincoln New Town. The proposed transfer of jurisdiction is necessary in order for the proposed additional development to proceed.

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 Jurisdiction Over Lot 802, Square 4325, within Fort Lincoln New Town Emergency Approval Resolution of 2014 be adopted on an emergency basis.

Sec. 4. This resolution shall take effect immediately.

ENROLLED ORIGINAL

A RESOLUTION

20-502

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

June 3, 2014

To approve the transfer of jurisdiction over 0.92 acres of real property owned by the National Park Service that is within Fort Lincoln New Town, and pledged for development therein, comprised of Lot 802, Square 4325, from the District of Columbia by the Office of the Deputy Mayor for Planning and Economic Development to the United States by the Department of the Interior, National Park Service, to be assembled with abutting urban renewal land to create a residential development parcel.

RESOLVED, BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this resolution may be cited as the “Transfer of Jurisdiction Over Lot 802, Square 4325 within Fort Lincoln New Town Emergency Approval Resolution of 2014”.

Sec. 2. (a) Pursuant to section 1 of An Act To authorize the transfer of jurisdiction over public land in the District of Columbia, approved May 20, 1932 (47 Stat.161; D.C. Official Code § 10-111), the Council of the District of Columbia approves the transfer of jurisdiction over 0.92 acres of land within Fort Lincoln New Town, known as Lot 802, Square 4325, as further identified on the attached map (the “parcel”), from the District of Columbia to the United States, by and through the Department of the Interior, National Park Service.

(b) The approval set forth in subsection (a) of this section is subject to approval by the United States Department of the Interior’s National Park Service and the National Capital Planning Commission.

(c) This approval is subject to the restriction that the parcel be combined with abutting urban renewal land to create a residential development parcel.

Sec. 3. Transmittal.

The Chairman of the Council of the District of Columbia shall transmit a copy of this resolution, upon its adoption, to the Mayor, the Surveyor of the District of Columbia, the Director of the National Capital Planning Commission, the Speaker of the United States House of Representatives, the President Pro Tempore of the United States Senate, the Director of the National Park Service, and the Regional Director of the National Capital Parks, National Park Service.

ENROLLED ORIGINAL

Sec. 4. Fiscal impact statement.

The Council adopts the fiscal impact statements of the Chief Financial Officer and 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. 5. This resolution shall take effect immediately.

ENROLLED ORIGINAL

A RESOLUTION

20-503

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

June 3, 2014

To declare the existence of an emergency with respect to the need to approve Option Period Four of Task Order No. DCTO-2010-T-0100 with Sprint Communications Company, L.P. to continue to supply the District with wireless telecommunications products and services and other products and support services related to enterprise communications and information technology, and to authorize payment for the services received and to be received under the Task Order.

RESOLVED, BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this resolution may be cited as the "Option Period Four of Task Order No. DCTO-2010-T-0100 with Sprint Communications Company, L.P., Approval and Payment Authorization Emergency Declaration Resolution of 2014".

Sec. 2. (a) There exists an immediate need to approve Option Period Four of Task Order DCTO-2010-T-0100 with Sprint Communications Company, L.P., to continue to supply the District with wireless telecommunications products and services and other products and support services related to enterprise communications and information technology, and to authorize payment for the services received and to be received under the Contract.

(b) On September 1, 2010, the District issued Task Order No. DCTO-2010-T-0100 to Sprint pursuant to the terms included in Sprint's GSA contract GS-35-F-0329L. The initial term of the Task Order was from September 1, 2010, to April 6, 2011.

(c) The first option period for Task Order No. DCTO-2010-T-0100 was from April 7, 2011, to April 6, 2012.

(d) The second option period for Task Order No. DCTO-2010-T-0100 was from April 7, 2012, to April 6, 2013.

(e) The third option period for Task Order No. DCTO-2010-T-0100 was from April 7, 2013, to April 6, 2014.

(f) Modification No. 9 to Task Order No. DCTO-2010-T-0100 was issued on April 6, 2014, to continue performance for the period of April 7, 2014, through April 25, 2014, in the amount of \$107,802.

(g) Modification No. 10 to Task Order No. DCTO-2010-T-0100 was issued to continue performance for the period of April 26, 2014, through May 9, 2014, in the amount of \$83,846.

ENROLLED ORIGINAL

(h) Modification No. 11 to Task Order No. DCTO-2010-T-0100 proposes to continue performance for the period of May 10, 2014, through April 6, 2015, in an amount not to exceed \$1,832,762.83.

(i) Option Period Four encompasses Modifications Nos. 9, 10, and 11, and authorizes the continuation of services from April 7, 2014 through April 6, 2015.

(j) Council approval is necessary pursuant to section 451(b)(1) of the District of Columbia Home Rule Act, approved December 24, 1973 (87 Stat. 803; D.C. Official Code §1-204.51(b)(1)), because the value of Option Period Four would increase the Task Order value by more than \$1 million during a 12-month period.

(k) Approval is necessary to allow the continuation of these vital services. Without this approval, Sprint Communications Company, L.P., cannot be paid for services provided in excess of \$1 million.

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 Option Period Four of Contract No. DCTO-2010-T-0100 with Sprint Communications Company, L.P., Approval and Payment Authorization Emergency Act of 2014 be adopted after a single reading.

Sec. 4. This resolution shall take effect immediately.

ENROLLED ORIGINAL

A RESOLUTION

20-504

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

June 3, 2014

To declare the existence of an emergency with respect to the need to approve Contract No. DCHBX-13-0003(a) to provide technical information technology support services and to authorize payment for the services received and to be received under the contract.

RESOLVED, BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this resolution may be cited as the "Contract No. DCHBX-13-0003(a) Approval and Payment Authorization Emergency Declaration Resolution of 2014".

Sec. 2. (a) There exists an immediate need to approve Contract No. DCHBX-13-0003(a) with Networking For Future, Inc. ("NFF") to provide technical information technology support services and to authorize payment for the services received and to be received under that contract.

(b) On April 29, 2013, the District of Columbia Health Benefit Exchange Authority ("DCHBX") entered into a contract with NFF to provide technical information technology support services in an amount not to exceed \$811,000.

(c) On September 17, 2013, DCHBX executed a contract modification to increase the contract ceiling amount to \$814,000.

(d) On October 10, 2013, DCHBX executed a contract modification to increase the contract ceiling amount to \$1 million.

(e) On October 10, 2013, the DCHBX Board of Directors approved a further increase to the contract ceiling amount to \$1,538,000.00.

(f) Council approval is necessary because the anticipated contract amount is more than \$1 million during a 12-month period.

(g) Approval is necessary to allow the continuation of these vital services. Without this approval, NFF cannot be paid for services provided in excess of \$1 million.

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 Contract No. DCHBX-13-0003(a) Approval and Payment Authorization Emergency Act of 2014 be adopted after a single reading.

Sec. 4. This resolution shall take effect immediately.

ENROLLED ORIGINAL

A RESOLUTION

20-505

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

June 3, 2014

To declare the existence of an emergency with respect to the need to appoint Mr. Matthew T. Brown as an alternate member of the Board of Directors of the Washington Metropolitan Area Transit Authority.

RESOLVED, BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this resolution may be cited as the “Board of Directors of the Washington Metropolitan Area Transit Authority Alternate Member Matthew T. Brown Appointment Emergency Declaration Resolution of 2014”.

Sec. 2. (a) The Washington Metropolitan Area Transit Authority (“WMATA”) was established by An Act To grant the consent of Congress for the States of Virginia and Maryland and the District of Columbia to amend the Washington Metropolitan Area Transit Regulation Compact to establish an organization empowered to provide transit facilities in the National Capital Region and for other purposes and to enact said amendment for the District of Columbia, approved November 6, 1966 (80 Stat. 1324; D.C. Official Code § 9-1107.01) (“Congressional act”), as an interstate compact between the District, the State of Maryland, and the Commonwealth of Virginia to plan, finance, construct, and operate a mass-transit system for the Washington, D.C., metropolitan area.

(b) A board of directors, consisting of 2 members and 2 alternate members from each of the jurisdictions, and 2 members and 2 alternate members from the federal government, governs WMATA.

(c) The Congressional act and the interstate compact designate the Council as the appointing authority for the 4 District members.

(d) Mr. Terry L. Bellamy, who served an alternate member for the District, recently vacated his seat, leaving the District without a full complement of board members.

(e) Mr. Matthew T. Brown, acting director of the District Department of Transportation, would replace Mr. Bellamy as the District’s second alternate member to the WMATA Board of Directors.

(f) There is an immediate need to confirm Mr. Brown so that the District has its full complement of members on the WMATA Board of Directors as soon as possible, to ensure full District input regarding important operational, managerial, and budgetary issues considered by the board.

ENROLLED ORIGINAL

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 Board of Directors of the Washington Metropolitan Area Transit Authority Alternate Member Matthew T. Brown Appointment Emergency Resolution of 2014 be adopted on an emergency basis.

Sec. 4. This resolution shall take effect immediately.

ENROLLED ORIGINAL

A RESOLUTION

20-506

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

June 3, 2014

To appoint, on an emergency basis, Mr. Matthew T. Brown as an alternate member of the Board of Directors of the Washington Metropolitan Area Transit Authority.

RESOLVED, BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this resolution may be cited as the “Board of Directors of the Washington Metropolitan Area Transit Authority Alternate Member Matthew T. Brown Appointment Emergency Resolution of 2014”.

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

Mr. Matthew T. Brown
1228 C Street, S.E.
Washington, D.C. 20003
(Ward 6)

as an alternate member of the Board of Directors of the Washington Metropolitan Area Transit Authority, in accordance with section 5(a) of the Washington Metropolitan Area Transit Authority Compact, approved November 6, 1966 (80 Stat. 1324; D.C. Official Code § 9-1107.01), replacing Terry L. Bellamy, to serve at the pleasure of the Council.

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

Sec. 4. This resolution shall take effect immediately.

ENROLLED ORIGINAL

A RESOLUTION

20-507

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

June 3, 2014

To declare the existences of an emergency with respect to the need to approve Modification Nos. 10 and 10A of Contract No. DCKA-2011-C-0026 with Parkmobile USA, Inc., and to authorize payment for services received and to be received under the contract.

RESOLVED, BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this resolution may be cited as the "Modification Nos. 10 and 10A to Contract No. DCKA-2011-C-0026 Approval and Payment Authorization Emergency Declaration Resolution of 2014".

Sec. 2. (a) There exists an immediate need to approve Modification Nos. 10 and 10A to Contract No. DCKA-2011-C-0026 to provide pay-by-phone services to the District Department of Transportation and to authorize payment for services received and to be received under this contract.

(b) Contract DCKA-2011-C-0026 was awarded to Parkmobile USA, Inc. ("Parkmobile") on April 7, 2011, in the amount of \$600,000. The Council retroactively approved option years one and 2 of the contract.

(c) The full amount for option year 3 is \$4,363,360. The District exercised, by Modification No. 10A, a partial option in the amount of \$562,500 for the period of April 7, 2014, through May 15, 2014. The District exercised the remainder of option year 3 by Modification No. 10 for the amount of \$3,800,860 for the period of May 16, 2014, through April 6, 2015.

(d) Council approval is necessary because these modifications increase the contract by more than \$1 million during a 12-month period. Approval is also necessary to allow the continuation of these vital services and to allow Parkmobile to be paid for the full amount of services needed.

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 Modification Nos. 10 and 10A to Contract No. DCKA-2011-C-0026 Approval and Payment Authorization Emergency Act of 2014 be adopted after a single reading.

Sec. 4. This resolution shall take effect immediately.

ENROLLED ORIGINAL

A RESOLUTION

20-508

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

June 3, 2014

To declare the existence of an emergency with respect to the need to approve Modification Nos. 12 and 13 to Contract No. DCKA-2009-C-0123 with C&D Tree Services, Inc., and to authorize payment for services received and to be received under the contract.

RESOLVED, BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this resolution may be cited as the "Contract No. DCKA-2009-C-0123 Modification Nos. 12 and 13 Approval and Payment Authorization Emergency Declaration Resolution of 2014".

Sec. 2. (a) There exists an immediate need to approve Modification Nos. 12 and 13 to Contract No. DCKA-2009-C-0123 with C&D Tree Services, Inc. ("C&D") for tree removal services provided to the District Department of Transportation ("DDOT") and to authorize payment for services received and to be received under this contract.

(b) On February 4, 2014, DDOT's Office of Contracting and Procurement ("OCP") partially executed Option Year 4 from February 9, 2014, through March 10, 2014, for \$400,000.00 for tree removal services. On March 11, 2014, DDOT's OCP executed Modification No.13, which executed the remainder of Option Year 4, extending the contract performance period from March 11, 2014, through February 8, 2015. There have been 9 modifications to the contract.

(c) Through proposed Modification Nos. 12 and 13, DDOT seeks Council approval to exercise Option Year 4 for a contract amount of \$1,051,200.00.

(d) Council approval is necessary because these modifications increase the contract by more than \$1 million during a 12-month period. Approval is also necessary to allow the continuation of these vital services and to allow C&D to continue performance under the contract.

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 Contract No. DCKA-2009-C-0123 Modification Nos. 12 and 13 Approval and Payment Authorization Emergency Act of 2014 be adopted after a single reading.

Sec. 4. This resolution shall take effect immediately.

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 it is introduced.

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

B20-829 DC Rocks, So We Need One Act of 2014

Intro. 06-17-14 by Councilmember Catania and referred to the Committee of the Whole

B20-830 Rent Control Amendment Act of 2014

Intro. 06-17-14 by Councilmember Graham and referred to the Committee on Economic Development

B20-831 D.C. No Taxation Without Representation Way Designation Act of 2014

Intro. 06-17-14 by Chairman Mendelson and Councilmembers Bonds, Catania, Evans, Grosso, Orange, Alexander, Barry, Bowser, Cheh, Graham, McDuffie and Wells and referred to the Committee of the Whole

PROPOSED RESOLUTIONS

PR20-846 Barnaby Road Parcel 238/40 Surplus Declaration Resolution of 2014

Intro. 06-09-14 by Chairman Mendelson at the request of the Mayor and referred to the Committee on Government Operations

PROPOSED RESOLUTIONS CON'T

PR20-847 Barnaby Road Parcel 238/40 Disposition Approval Resolution of 2014

Intro. 06-09-14 by Chairman Mendelson at the request of the Mayor and referred to the Committee on Economic Development

PR20-848 Public Charter School Board Darren W. Woodruff Confirmation Resolution of 2014

Intro. 06-10-14 by Chairman Mendelson at the request of the Mayor and referred to the Committee on Education

PR20-849 Statewide Health Coordinating Council Jacqueline D. Bowens Confirmation Resolution of 2014

Intro. 06-10-14 by Chairman Mendelson at the request of the Mayor and referred to the Committee on Health

PR20-850 District of Columbia Homeland Security Commission Dr. Rebecca Katz Confirmation Resolution of 2014

Intro. 06-10-14 by Chairman Mendelson at the request of the Mayor and referred to the Committee on Judiciary and Public Safety

PR20-853 Domestic Violence Fatality Review Board Elizabeth Odongo Confirmation Resolution of 2014

Intro. 06-12-14 by Chairman Mendelson at the request of the Mayor and referred to the Committee on Judiciary and Public Safety

PR20-854 Sense of the Council for Closing DC General Shelter Resolution of 2014

Intro. 06-17-14 by Councilmember Graham and referred to the Committee on Human Services with comments from the Committee on Government Operations

**COUNCIL OF THE DISTRICT OF COLUMBIA
COMMITTEE ON THE JUDICIARY AND PUBLIC SAFETY
NOTICE OF PUBLIC HEARING**

1350 Pennsylvania Avenue, NW, Washington, D.C. 20004

REVISED AND ABBREVIATED

**COUNCILMEMBER TOMMY WELLS, CHAIRPERSON
COMMITTEE ON THE JUDICIARY AND PUBLIC SAFETY**

ANNOUNCES A PUBLIC HEARING ON

Bill 20-345, "Workman's Compensation Statute of Limitations Amendment Act of 2013"

Bill 20-790, "Reproductive Health Non-Discrimination Act of 2014"

Bill 20-757, "Wage Transparency Amendment Act of 2014"

Monday, June 23, 2014

11 a.m.

John A. Wilson Building, Room 412

1350 Pennsylvania Avenue, NW

Washington, D.C. 20004

Councilmember Tommy Wells, Chairperson of the Committee on the Judiciary and Public Safety, announces a public hearing on June 23, 2014, beginning at 11 a.m. in Room 412 of the John A. Wilson Building. The purpose of this public is to receive public comment on Bill 20-345, Bill 20-790, and Bill 20-757. *This notice has been revised to reflect a date change from June 24 to June 23, 2014; this notice is also abbreviated pursuant to Council Rule 421 (c).*

Bill 20-345 would amend the Workers' Compensation Act of 1979 to limit the time frame where the right to recover damages from a third party is assigned to the employer. Under the bill, if the employer does not bring an action against the third party within 90 days, then the right to recover reverts to the worker.

Bill 20-790 would amend the Human Rights Act of 1977 to prohibit an employer or employment agency from discriminating against an individual with respect to compensation, terms, conditions, or privileges of employment because of or on the basis of the individual's reproductive health decision making, including a decision to use or access a particular drug, device, or medical service, because of or on the basis of an employer's personal beliefs about such services.

Bill 20-757 would amend the Human Rights Act of 1977 to prohibit employers from requiring that an employee refrain from inquiring, disclosing, comparing, or otherwise discussing the employee's wages or those of another employee, and from retaliating against employees who do so. It would also require the Department of Human Resources to report to the Council the salaries of District government employees, without identifying information, organized by employing agency, position, and the employees' gender and race; and require the Department of Employment Services to submit to the Council a strategic plan to reduce wage disparities in the District between women and men in private and public sector employment.

The Committee invites the public to testify. Individuals who wish to testify should contact Nicole Goines at 724-7808 or ngoines@dccouncil.us, and furnish their name, address, telephone

number, and organizational affiliation, if any, by 5 p.m. on Thursday, June 19, 2014. Witnesses should bring 15 copies of their testimony. Testimony may be limited to 3 minutes for individuals and 5 minutes for those representing organizations or groups. Those persons unable to testify at the public hearing are encouraged to submit written statements for the official record. Written statements should be submitted by 5 p.m. on Tuesday, July 8, 2014 to Ms. Goines, Committee on the Judiciary and Public Safety, Room 109, 1350 Pennsylvania Ave., NW, Washington, D.C., 20004, or via email at ngoines@dccouncil.us.

**Council of the District of Columbia
Committee on Business, Consumer, and Regulatory Affairs
Notice of Public Hearing**

John A. Wilson Building 1350 Pennsylvania Avenue, NW, Ste. G-6 Washington, DC 20004

**COUNCILMEMBER VINCENT B. ORANGE, SR., CHAIR
COMMITTEE ON BUSINESS, CONSUMER, AND REGULATORY AFFAIRS**

ANNOUNCES A PUBLIC HEARING ON THE FOLLOWING MEASURES:

- **B20-465, the Used Bicycle Sales Amendment Act of 2013**
- **B20-773, the Workforce Investment Implementation Amendment Act of 2014**
- **B20-791, the Uniform Certificate of Title for Vessels Act of 2014**

**Thursday, July 10, 2014, 10:00 am
John A. Wilson Building, Room 120
1350 Pennsylvania Ave., NW
Washington, D.C. 20004**

Councilmember Vincent B. Orange, Sr. announces the scheduling of a public hearing of the Committee on Business, Consumer, and Regulatory Affairs for the purpose of receiving testimony on following measures: Bill 20-465, the “Used Bicycle Sales Amendment Act of 2013”, Bill 20-773, the “Workforce Investment Implementation Amendment Act of 2014”, and Bill 20-791, the “Uniform Certificate of Title for Vessels Act of 2014”.

The public hearing is scheduled for Thursday, July 10, 2014 at 10:00 a.m. in Room 120 of the John A. Wilson Building located at 1350 Pennsylvania Ave., N.W., Washington, DC 20014.

B20-465, the “Used Bicycle Sales Amendment Act of 2013 would amend Section 16-1000.6 of the District of Columbia Municipal Regulations (16 DCMR § 1000.6) to exempt dealers of used bicycles from being required to obtain a secondhand dealer license. The bill was introduced by Councilmembers Muriel Bowser (W-4).

B20-773, the “Workforce Investment Implementation Amendment Act of 2014” was introduced by Council Chair Phil Mendelson at the request of the Mayor. The bill amends the Workforce Investment Implementation Act of 2000 to update and conform to federal requirements.

B20-791, the “Uniform Certificate of Title for Vessels Act of 2014” proposes to modernize and standardize the law concerning the titling of vessels, provide clear rules for security interests in vessels, facilitate interstate transfers of vessels, and protect consumers from buy unsafe boats among other purposes. B20-791 was introduced by Councilmember Vincent B. Orange (AL).

Individuals and representatives of organizations who wish to testify at the public hearing are asked to contact Ms. Faye Caldwell or Gene Fisher of the Committee on Business, Consumer,

and Regulatory Affairs at (202) 727-6683 or by email at fcaldwell@dccouncil.us or gfisher@dccouncil.us. Witnesses are asked to furnish their names, addresses, telephone number, email address, and organizational affiliation, if any, by the close of business, Thursday, July 3, 2014. Each witness is requested to bring 20 copies of his/her written testimony. Representatives of organizations and government agencies will be limited to 5 minutes in order to permit each witness an opportunity to be heard. Individual witnesses will be limited to 3 minutes.

If you are unable to testify at the hearing, written statements are encouraged and will be made part of the official record. The official record will remain open until the close of business of July 24, 2014. Copies of written statements should be submitted to the Committee on Business, Consumer, and Regulatory Affairs, Council of the District of Columbia, Suite G-6, of the John A. Wilson Building, 1350 Pennsylvania Avenue, N.W., Washington, D.C. 20004.

**Council of the District of Columbia
Committee on Business, Consumer, and Regulatory Affairs
Notice of Public Hearing**

John A. Wilson Building 1350 Pennsylvania Avenue, NW, Ste. G-6 Washington, DC 20004

**COUNCILMEMBER VINCENT B. ORANGE, SR., CHAIR
COMMITTEE ON BUSINESS, CONSUMER, AND REGULATORY AFFAIRS**

ANNOUNCES A PUBLIC HEARING ON THE FOLLOWING MEASURES:

**B20-537, THE “INSURANCE HOLDING COMPANY AND CREDIT FOR
REINSURANCE MODERNIZATION ACT OF 2013”**

**B20-673, THE “DC TRANSACTION MODERNIZATION ELECTRONIC DELIVERY
AND POSTING ACT of 2014”**

B20-774, THE “CAPTIVE INSURANCE COMPANY AMENDMENT ACT OF 2014”

**B20-797, THE “FEDERAL HEALTH REFORM IMPLEMENTATION AND OMNIBUS
AMENDMENT ACT OF 2014”**

B20-802, THE “NMLS CONFORMITYACT OF 2014”

**Wednesday, July 9, 2014, 10:00 am
John A. Wilson Building, Room 500
1350 Pennsylvania Ave., NW
Washington, D.C. 20004**

Councilmember Vincent B. Orange, Sr. announces the scheduling of a public hearing of the Committee on Business, Consumer, and Regulatory Affairs for the purpose of receiving testimony on following measures: B20-537, the “Insurance Holding Company and Credit for Reinsurance Modernization Act of 2013”; B20-673, the “DC Transaction Modernization Electronic Delivery and Posting Act of 2014”; B20-774, the “Captive Insurance Company Amendment Act of 2014”; B20-797, the “Federal Health Reform Implementation and Omnibus Amendment Act of 2014”; and B20-802, The “NMLS Conformity Act of 2014”

The public hearing is scheduled for Wednesday, July 9, 2014 at 10:00 a.m. in Room 500 of the John A. Wilson Building located at 1350 Pennsylvania Ave., N.W., Washington, DC 20014.

B20-537, the “Insurance Holding Company and Credit for Reinsurance Modernization Act of 2013” was introduced by Council Chair Phil Mendelson at the request of the Mayor. The bill proposes to modernize how the District regulates insurance holding companies and their subsidiaries, and the process by which insurance companies can obtain credit for reinsurance.

B20-673, the “DC Transaction Modernization Electronic Delivery and Posting Act of 2014” would allow the Department of Insurance, Securities, and Banking to transmit, pursuant to a party’s consent and other specific conditions, electronic notices of insurance policies and insurance-related policies either by email, posting on an electronic network or site accessible on the internet, mobile application, computer, mobile device, tablet, or other electronic device. The bill was introduced by Councilmember Vincent Orange (AL).

B20-774, the “Captive Insurance Company Amendment Act of 2014” proposes to amend the Captive Insurance Company Act of 2004 and the Risk Retention Act of 1993 to clarify certain surplus requirements for protected cell captive insurers and the confidentiality of application materials, to extend the financial examination period to 5-years, and to make applicable the Unfair Trade Practices Act, among other things. The bill was introduced by Council Chair Phil Mendelson at the request of the Mayor.

B20-797, the “Federal Health Reform Implementation and Omnibus Amendment Act of 2014” was also introduced by Council Chair Phil Mendelson at the request of the Mayor. The purpose of the bill is to implement the provisions of the Affordable Care Act (“ACA”) to provide local authority to enforce federal mandates, including establishing benchmark plans, rating standards (geography, age, tobacco), and definitions for small and large employers, and create a regulatory framework for stop-loss coverage.

B20-802, the “NMLS Conformity Act of 2014” would the bring the District in compliance with the federal Secure and Fair Enforcement Mortgage Licensing and Registry Act of 2008 in order to ensure that the Department of Insurance, Securities, and Banking has the authority to use the National Mortgage Licensing System, a web-based record system for financial services licensing and registration, for non-depository institutions.

Individuals and representatives of organizations who wish to testify at the public hearing are asked to contact Ms. Faye Caldwell or Gene Fisher of the Committee on Business, Consumer, and Regulatory Affairs at (202) 727-6683 or by email at fcaldwell@dccouncil.us or gfisher@dccouncil.us. Witnesses are asked to furnish their names, addresses, telephone number, email address, and organizational affiliation, if any, by the close of business, Wednesday, July 2, 2014. Each witness is requested to bring 20 copies of his/her written testimony. Representatives of organizations and government agencies will be limited to 5 minutes in order to permit each witness an opportunity to be heard. Individual witnesses will be limited to 3 minutes.

If you are unable to testify at the hearing, written statements are encouraged and will be made part of the official record. The official record will remain open until the close of business of July 23, 2014. Copies of written statements should be submitted to the Committee on Business, Consumer, and Regulatory Affairs, Council of the District of Columbia, Suite G-6, of the John A. Wilson Building, 1350 Pennsylvania Avenue, N.W., Washington, D.C. 20004.

COUNCIL OF THE DISTRICT OF COLUMBIA
COMMITTEE ON TRANSPORTATION & THE ENVIRONMENT
MARY M. CHEH, CHAIR

REVISED

NOTICE OF PUBLIC HEARING ON

**Bill 20-796, Public Space Maintenance Contracting Authorization
Amendment Act of 2014**

The Condition of Streets and Potholes in the District

Tuesday, July 8, 2014
at 11:00 a.m.
in Room 500 of the
John A. Wilson Building
1350 Pennsylvania Avenue, NW
Washington, DC 20004

On Tuesday, July 8, 2014, Councilmember Mary M. Cheh, Chairperson of the Committee on the Transportation and the Environment, will hold a public hearing related to the District Department of Transportation. Bill 20-796, Public Space Maintenance Contracting Authorization Amendment Act of 2014, would allow the District Department of Transportation to delegate the authority to maintain and repair public space to a Business Improvement District. Additionally, the hearing will consider the condition of streets and potholes in the District. The hearing will begin at 11:00 a.m. in Room 500 of the John A. Wilson Building, 1350 Pennsylvania Avenue, N.W.

The Committee invites the public to testify or to submit written testimony, which will be made a part of the official Hearing Record. Anyone wishing to testify should contact Ms. Aukima Benjamin, staff assistant to the Committee on Transportation and the Environment, at (202) 724-8062 or via e-mail at abenjamin@dccouncil.us. Persons representing organizations will have five minutes to present their testimony. Individuals will have three minutes to present their testimony. Witnesses should bring 8 copies of their written testimony and should submit a copy of their testimony electronically to abenjamin@dccouncil.us.

If you are unable to testify in person, written statements are encouraged and will be made a part of the official record. Copies of written statements should be submitted to Ms. Aukima Benjamin, staff assistant to the Committee on Transportation and the Environment, John A. Wilson Building, 1350 Pennsylvania Avenue, N.W., Suite 108, Washington, D.C. 20004. They may also be e-mailed to abenjamin@dccouncil.us or faxed to (202) 724-8118. The record will close at the end of the business day on July 22, 2014.

This notice has been revised to remove Bill 20-824 and to add review of the condition of streets and potholes in the District.

**COUNCIL OF THE DISTRICT OF COLUMBIA
COMMITTEE OF THE WHOLE
NOTICE OF PUBLIC HEARING**

1350 Pennsylvania Avenue, NW, Washington, DC 20004

**CHAIRMAN PHIL MENDELSON
COMMITTEE OF THE WHOLE
ANNOUNCES A PUBLIC HEARING**

on

PR 20-813, Skyland Shopping Center Term Sheet Amendment Approval Resolution of 2014

on

**Tuesday, July 8, 2014
3:00 p.m., Hearing Room 412, John A. Wilson Building
1350 Pennsylvania Avenue, NW
Washington, DC 20004**

Council Chairman Phil Mendelson announces the scheduling of a public hearing of the Committee of Whole on PR 20-813, the “Skyland Shopping Center Term Sheet Amendment Approval Resolution of 2014.” The hearing will be held Tuesday, July 8, 2014 at 3:00 p.m., or immediately following the Committee hearing on PR 20-839 and PR 20-841, in Hearing Room 412 of the John A. Wilson Building, 1350 Pennsylvania Avenue, NW.

The stated purpose of PR 20-813 is to approve an amendment to the term sheet for disposition of the Skyland Shopping Center. The Council approved the “Skyland Town Center Omnibus Act of 2014” on April 8, 2014, which was accompanied by a term sheet dated June 28, 2013. The law requires that the Mayor submit to the Council a resolution along with any substantive change made to the term sheet that is part of a disposition of real property for economic development purposes. PR 20-813 represents the transmittal of an amended term sheet by the Mayor. The amended term sheet reflects certain changes to the schedule of performance and phasing of the financing requirements for the Skyland Town Center project, and includes a requirement that the developer obtain an executed lease with an anchor retail tenant prior to closing.

Those who wish to testify are asked to telephone the Committee of the Whole, at (202) 724-8196, or e-mail Jessica Jacobs, Legislative Counsel, at jjacobs@dccouncil.us and provide their name, address, telephone number, and organizational affiliation, if any, by the close of business Thursday, July 3, 2014. Persons wishing to testify are encouraged, but not required, to submit 15 copies of written testimony. If submitted by the close of business on July 3, 2014, the testimony will be distributed to Councilmembers before the hearing. Witnesses should limit their testimony to five minutes; less time will be allowed if there are a large number of witnesses. A copy of PR 20-813 can be obtained through the Legislative Services Division of the Secretary of the Council’s office or on <http://lims.dccouncil.us>.

If you are unable to testify at the hearing, written statements are encouraged and will be made a part of the official record. Copies of written statements should be submitted to the Committee of the Whole, Council of the District of Columbia, Suite 410 of the John A. Wilson Building, 1350 Pennsylvania Avenue, NW, Washington, D.C. 20004. The record will close at 5:00 p.m. on Friday, July 11, 2014.

**COUNCIL OF THE DISTRICT OF COLUMBIA
COMMITTEE OF THE WHOLE
NOTICE OF PUBLIC HEARING**

1350 Pennsylvania Avenue, NW, Washington, DC 20004

**CHAIRMAN PHIL MENDELSON
COMMITTEE OF THE WHOLE
ANNOUNCES A PUBLIC HEARING**

on

**PR 20-839, Compensation Agreement between the District of Columbia and Compensation Unit 19
Emergency Approval Resolution of 2014**

&

**PR 20-841, Compensation Agreement between the District of Columbia and the Doctors' Council of
the District of Columbia Emergency Approval Resolution of 2014**

on

**Tuesday, July 8, 2014
1:00 p.m., Hearing Room 412, John A. Wilson Building
1350 Pennsylvania Avenue, NW
Washington, DC 20004**

Council Chairman Phil Mendelson announces the scheduling of a public hearing of the Committee of the Whole on **PR 20-839**, the "Compensation Agreement between the District of Columbia and Compensation Unit 19 Emergency Approval Resolution of 2014" and **PR 20-841**, the "Compensation Agreement between the District of Columbia and the Doctors' Council of the District of Columbia Emergency Approval Resolution of 2014." The hearing will be held at 1:00 p.m. on Tuesday, July 8, 2014 in Room 412 of the John A. Wilson Building.

The stated purpose of **PR 20-839** is to approve the collective bargaining agreement submitted by the Mayor for certain employees in Compensation Unit 19, which comprises employees at the Department of Corrections, Department of Health, Department of Human Services, Department of Youth Rehabilitation Services, and Office of the Chief Medical Examiner, for a period which ends September 30, 2016. The stated purpose of **PR 20-841** is to approve the collective bargaining agreement submitted by the Mayor for District of Columbia Department of Behavioral Health employees who are represented by the Doctors' Council of the District of Columbia, which ends September 30, 2016.

Those who wish to testify should contact Ms. Jessica Jacobs, Legislative Counsel, at (202) 724-8196, or via e-mail at jjacobs@dccouncil.us, and provide their name, address, telephone number, organizational affiliation and title (if any) by close of business Thursday, July 3, 2014. Persons wishing to testify are encouraged, but not required, to submit 15 copies of written testimony. If submitted by the close of business on July 3, 2014 the testimony will be distributed to Councilmembers before the hearing. Witnesses should limit their testimony to five minutes; less time will be allowed if there are a large number of witnesses. A copy of the PRs can be obtained through the Legislative Services Division of the Secretary of the Council's office or on <http://lims.dccouncil.us>.

If you are unable to testify at the hearing, written statements are encouraged and will be made a part of the official record. Written statements should be submitted to the Committee of the Whole, Council of the District of Columbia, Suite 410 of the John A. Wilson Building, 1350 Pennsylvania Avenue, N.W., Washington, D.C. 20004. The record will close at 5:00 p.m. on Friday, July 11, 2014.

**COUNCIL OF THE DISTRICT OF COLUMBIA
COMMITTEE OF THE WHOLE
NOTICE OF PUBLIC HEARING**

1350 Pennsylvania Avenue, NW, Washington, DC 20004

**CHAIRMAN PHIL MENDELSON
COMMITTEE OF THE WHOLE
ANNOUNCES A PUBLIC HEARING**

on

**PR 20-845, Career and Excepted Service Employees Compensation System Changes for Police
Officials Emergency Approval Resolution of 2014**

on

**Tuesday, July 8, 2014
3:30 p.m., Hearing Room 412, John A. Wilson Building
1350 Pennsylvania Avenue, NW
Washington, DC 20004**

Council Chairman Phil Mendelson announces the scheduling of a public hearing of the Committee of Whole on PR 20-845, the "Career and Excepted Service Employees Compensation System Changes for Police Officials Emergency Approval Resolution of 2014." The hearing will be held Tuesday, July 8, 2014 at 3:30 p.m., or immediately following the Committee hearing on PR 20-813, in Hearing Room 412 of the John A. Wilson Building, 1350 Pennsylvania Avenue, NW.

The stated purpose of PR 20-845 is to approve the proposed compensation system changes submitted by the Mayor for certain uniformed members of the Metropolitan Police Department (MPD) not covered by collective bargaining. PR 20-845 would adjust the salary schedules by 1% for non-union police officers in the Career and Excepted Service, retroactively to the first pay period on or after April 1, 2013. These non-union officers were previously included in a 3% pay increase retroactive to April 7, 2013. The settlements and interest arbitration award between the District and the police union, approved by the Council on May 6, 2014, provides certain union employees at MPD with a 4% base salary increase effective the first pay period on or after April 1, 2013. The salary increase for non-union members proposed in PR 20-845 will reduce the current gap between collective bargaining unit and non-collective bargaining unit uniformed members of MPD.

Those who wish to testify are asked to telephone the Committee of the Whole, at (202) 724-8196, or e-mail Jessica Jacobs, Legislative Counsel, at jjacobs@dccouncil.us and provide their name, address, telephone number, and organizational affiliation, if any, by the close of business Thursday, July 3, 2014. Persons wishing to testify are encouraged, but not required, to submit 15 copies of written testimony. If submitted by the close of business on July 3, 2014, the testimony will be distributed to Councilmembers before the hearing. Witnesses should limit their testimony to five minutes; less time will be allowed if there are a large number of witnesses. A copy of PR 20-845 can be obtained through the Legislative Services Division of the Secretary of the Council's office or on <http://lims.dccouncil.us>.

If you are unable to testify at the hearing, written statements are encouraged and will be made a part of the official record. Copies of written statements should be submitted to the Committee of the Whole, Council of the District of Columbia, Suite 410 of the John A. Wilson Building, 1350 Pennsylvania Avenue, NW, Washington, D.C. 20004. The record will close at 5:00 p.m. on Friday, July 11, 2014.

Council of the District of Columbia

Committee on Human Services

PUBLIC OVERSIGHT ROUNDTABLE

1350 Pennsylvania Avenue, N.W., Room 116, Washington, D.C. 20004

**THE COMMITTEE ON HUMAN SERVICES
COUNCILMEMBER JIM GRAHAM, CHAIRPERSON**

ANNOUNCES A PUBLIC OVERSIGHT ROUNDTABLE ON

**THE RECOMMENDATIONS OF THE CCNV (COMMUNITY FOR
CREATIVE NON-VIOLENCE) TASK FORCE**

**TUESDAY, JULY 8, 2014 -- 2:00 P.M.
425 2ND STREET, N.W.—CCNV SHELTER
ROOM 2-NORTH
WASHINGTON, D.C. 20001**

Councilmember Jim Graham, Chairperson of the Committee on Human Services, announces a public oversight roundtable on the “Recommendations of the CCNV (Community for Creative Non-Violence) Task Force.” The roundtable will be held on Tuesday, July 8, 2014, at 2:00 p.m., in Room 2-North of CCNV Shelter.

In July of 2013, the DC Council unanimously approved, with the support of the Mayor, emergency legislation, that created the CCNV Task Force (Task Force). Councilmember Jim Graham authored the CCNV Task Force legislation. The Task Force was charged with exploring options for the future use of the District-owned shelter facility at 425 2nd Street NW and the adjacent properties owned by CCNV, in order to develop recommendations for better shelter space, improved homeless services, and options for affordable workforce and transitional housing. The Task Force was charged with submitting written recommendations to the Council and the Mayor at the conclusion of its work.

The Task Force has now concluded its work and finalized a “Statement of Principles” to be used as a guide for future planning and action. The purpose of this roundtable is to examine the Task Force document entitled “Statement of Principles” and to allow for public comment.

Those who wish to testify or have questions regarding the roundtable should contact Malcolm Cameron of the Committee on Human Services by e-mail at mcameron@dccouncil.us or by telephone at (202) 724-8191. E-mail contacts to Mr. Cameron should include the residential ward, full name, title, and affiliation -- if applicable -- of the person(s) testifying. Witnesses should bring 15 copies of their testimony to the roundtable. Representatives of organizations will be allowed a maximum of five (5) minutes for oral presentation and individuals will be allowed a maximum of three (3) minutes for oral presentation.

If you are unable to testify at the roundtable, written statements are encouraged and will be made a part of the official record. Copies of written statements should be submitted to the Committee on Human Services, 1350 Pennsylvania Avenue, N.W., Suite 116, Washington, D.C. 20004, no later than 6:00 p.m., Friday, July 18, 2014, when the official record will close.

Council of the District of Columbia
Committee on Economic Development
Committee on Government Operations

Notice of Joint Public Roundtable

1350 Pennsylvania Avenue, N.W. Washington, DC 20004

**COUNCILMEMBER MURIEL BOWSER, CHAIRPERSON
COMMITTEE ON ECONOMIC DEVELOPMENT**

AND

**COUNCILMEMBER KENYAN MCDUFFIE, CHAIRPERSON
COMMITTEE ON GOVERNMENT OPERATIONS**

ANNOUNCE A JOINT PUBLIC ROUNDTABLE

On

**Proposed Resolution 20-819, the Stevens School Surplus Declaration and Approval
Resolution of 2014**

AND

**Proposed Resolution 20-820, the Stevens School Disposition Approval Resolution of
2014**

JUNE 23, 2014

10:00 A.M.

ROOM 500

**JOHN A. WILSON BUILDING
1350 PENNSYLVANIA AVENUE, N.W.**

On Monday, June 23, 2014, Councilmember Muriel Bowser, Chairperson of the Committee on Economic Development, and Councilmember Kenyan McDuffie, Chairperson of the Committee on Government Operations, will hold a joint public roundtable to consider Proposed Resolution 20-819, the Stevens School Surplus Declaration and Approval Resolution of 2014 and Proposed Resolution 20-820, the Stevens School Disposition Approval Resolution of 2014.

Proposed Resolutions 20-819 and 20-820 will, respectively, declare District owned property at 1050 21st Street, N.W., the former Thaddeus Steven School site, as surplus, and authorize the Office of the Deputy Mayor for Planning and Economic Development to dispose of the property through two new ground leases on the property. The development team, a partnership between the John Akridge Development Company, Argos Group, LLC, and IvyMount School, has proposed a redevelopment project that includes the rehabilitation of the historic school building

for IvyMount's education and training programs that will serve students with Autism Spectrum Disorders and other developmental disabilities. Further, the story of the Stevens School will be memorialized through a sculpture of Thaddeus Stevens and a merit-based, post-secondary educational scholarship in his name funded by the development team for five years. The project will also include the development of a mixed-use office and retail building on the site.

The joint public roundtable will begin at 10:00 a.m. in Room 500 of the John A. Wilson Building, 1350 Pennsylvania Avenue, N.W.

Individuals and representatives of community organizations wishing to testify should contact Tsega Bekele, Legislative Counsel to the Committee on Economic Development, at (202) 724-8052, or tbekele@dccouncil.us and furnish his or her name, address, telephone number, and organizational affiliation, if any, by the close of business on June 20, 2014. Persons presenting testimony may be limited to 3 minutes in order to permit each witness an opportunity to be heard. Please provide the Committee with 20 copies of any written testimony.

If you are unable to testify at the joint public roundtable, written statements are encouraged and will be made a part of the official record. Copies of written statements should be submitted to the Committee on Economic Development, Council of the District of Columbia, Suite 110 of the John A. Wilson Building, 1350 Pennsylvania Avenue, N.W., Washington, D.C. 20004.

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

ABBREVIATED NOTICE OF INTENT TO CONSIDER LEGISLATION

The Council of the District of Columbia hereby gives notice of its intention to take action in less than fifteen days on PR 20-855, the “Sense of the Council of the District of Columbia in Support of Renaming a Portion of International Place N.W. for Dr. Liu Xiaobo Resolution of 2014” to allow for the proposed resolution to be considered at the June 24, 2014 meeting of the Council. The abbreviated notice is necessary to allow the Council to act in a timely manner due to the timing of the related commemorating event and the upcoming council Recess.

**ALCOHOLIC BEVERAGE REGULATION ADMINISTRATION
ALCOHOLIC BEVERAGE CONTROL BOARD**

**NOTICE OF PUBLIC HEARINGS
CALENDAR**

**WEDNESDAY, JUNE 25, 2014
2000 14TH STREET, N.W., SUITE 400S
WASHINGTON, D.C. 20009**

**Ruthanne Miller, Chairperson
Members: Nick Alberti, Donald Brooks, Herman Jones
Mike Silverstein, Hector Rodriguez, James Short**

Protest Hearing (Status) 9:30 AM

**Case # 14-PRO-00035; M & I, LLC, t/a To be Determined, 637 Florida Ave
NW, License #94603, Retailer CT, ANC 1B**

Application for a New License

9:30 AM

Protest Hearing (Status)

**Case # 14-PRO-00023; Gebri, Inc., t/a Cedar Hill Bar and Grill, 2200 Martin
Luther King, Jr. Ave SE, License #91887, Retailer CT, ANC 8A**

Substantial Change (Change of Hours, Entertainment Endorsement)

9:30 AM

Protest Hearing (Status)

**Case # 14-PRO-00038; The VIP Room, LLC, t/a The VIP, 6201 3rd Street NW
License #94561, Retailer CT, ANC 4B**

Application for a New License

9:30 AM

Show Cause Hearing (Status)

**Case # 13-251-00113; AG Corporation, t/a Fairmont Liquor and Grocery
2633 Sherman Ave NW, License #80900, Retailer A, ANC 1B**

**Sale to Minor Violation, Failed to Take Steps Necessary to Ascertain Legal
Drinking Age**

9:30 AM

Show Cause Hearing (Status)

**Case # 14-CC-00003; AG Corporation, t/a Fairmont Liquor and Grocery
2633 Sherman Ave NW, License #80900, Retailer A, ANC 1B**

**Sale to Minor Violation, Failed to Take Steps Necessary to Ascertain Legal
Drinking Age**

Board's Calendar
June 25, 2014

Show Cause Hearing (Status) **9:30 AM**

Case # 14-AUD-00023; GR, Inc., t/a Look, 1909 K Street NW, License #77812
Retailer CR, ANC 2B

Failed to Meet Food Sales Requirements

9:30 AM

Show Cause Hearing (Status)

Case # 13-AUD-00073 and # 13-AUD-00073(a); The Johnny Rockets Group,
LLC, t/a Johnny Rockets, 3131 M Street NW, License #81606, Retailer CR
ANC 2E

Failed to File Quarterly Statements (2nd Quarter 2013)

9:30 AM

Show Cause Hearing (Status)

Case # 14-251-00044; Backdoor, Inc., t/a Bachelors Mill/Backdoor Pub, 1104
8th Street SE, License #11277, Retailer CT, ANC 6B

**Failed to Follow Security Plan, Allowed the Establishment to be Used for an
Unlawful or Disorderly Purpose**

9:30 AM

Show Cause Hearing (Status)

Case # 14-251-00003 and # 14-251-00003(a); Chloe, LLC, t/a District, 2473
18th Street NW, License #92742, Retailer CR, ANC 1C

Interfered with an Investigation

10:00 AM

Show Cause Hearing*

Case # 13-CMP-00476; Garay Corporation, t/a Corina's Restaurant, 831
Kennedy Street NW, License #79873, Retailer CR, ANC 4D

**Failed to File Quarterly Statements (1st Quarter 2013), Failed to Maintain
Books and Records.**

11:00 AM

Show Cause Hearing*

Case # 12-CMP-00044; 1819 14th Ventures, LLC, t/a El Centro D.F., 1819
14th Street NW, License #84847, Retailer CR, ANC 1B

Failed to Comply with Board Order No. 2013-323

BOARD RECESS AT 12:00 PM

ADMINISTRATIVE AGENDA

1:00 PM

Protest Hearing*

1:30 PM

Case # 13-PRO-00065; GBP, LLC, t/a Tackle Box, 3245 M Street NW
License #84952, Retailer CR, ANC 2E

Application to Renew the License

***The Board will hold a closed meeting for purposes of deliberating these
hearings pursuant to D.C. Official Code §2-574(b)(13).**

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

Posting Date: June 20, 2014
Petition Date: August 4, 2014
Hearing Date: August 18, 2014

License No.: ABRA-090430
Licensee: Bardo, LLC
Trade Name: Bardo
License Class: Retailer's Class "C" Tavern
Address: 1200-1216 Bladensburg Road, NE
Contact: William Irwin Stewart (202) 233-7070

WARD 5

ANC 5D

SMD 5D02

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 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.

NATURE OF SUBSTANTIAL CHANGE

Request is for a new Entertainment Endorsement involving Bluegrass bands and DJs. The Premise capacity is 349.

CURRENT HOURS OF OPERATION

Sunday through Thursday 11 am – 2 am, Friday and Saturday 11 am -3 am

CURRENT SALES/SERVICE/CONSUMPTION

Sunday through Thursday 11 am – 2 am, Friday and Saturday 11 am -3 am

HOURS OF ENTERTAINMENT

Sunday through Monday 6 pm – 11 pm, Tuesday through Saturday 6 pm – 12 am

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

Posting Date: June 20, 2014
Petition Date: August 4, 2014
Hearing Date: August 18, 2014

License No.: ABRA-086319
Licensee: Cities, LLC
Trade Name: Cities
License Class: Retailer's Class "C" Restaurant
Address: 919 19th Street, NW

Contact: Michael Kosmides 202-331-3232

WARD 2

ANC 2B

SMD 2B06

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 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.

NATURE OF SUBSTANTIAL CHANGE

Request is for an Entertainment Endorsement for the Sidewalk Café. Entertainment will include Jazz Bands, Steel Drums, and a DJ. The Sidewalk Cafe capacity is 64.

CURRENT HOURS OF OPERATION/SALES/SERVICE/CONSUMPTION

Sunday through Thursday 8 am – 2 am, Friday and Saturday 8 am -3 am

CURRENT HOURS OF OPERATION/SALES/SERVICE/CONSUMPTION/SIDEWALK CAFE

Sunday 12 pm -2 am, Monday- Thursday 11:30 am - 2 am, Friday through Saturday 11:30 am - 3 am

PROPOSED HOURS OF ENTERTAINMENT/ SIDEWALK CAFE

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

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

Posting Date: June 20, 2014
Petition Date: August 4, 2014
Hearing Date: August 18, 2014
Protest Date: October 8, 2014

License No.: ABRA-095567
Licensee: Dolcezza Gelato Pints, LLC
Trade Name: Dolcezza Gelato
License Class: Retail Class "C" Tavern
Address: 550 Penn Street, N.E.
Contact: Paul Pascal, (202)544-2200

WARD 5

ANC 5D

SMD 5D01

Notice is hereby given that this applicant has applied for a new license under the D.C. Alcoholic Beverage Control Act and that the objectors are entitled to be heard before the granting of such license on the Hearing Date at 10:00 am, 2000 14th Street, N.W., 400 South, 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 1:30pm on October 8, 2014.

NATURE OF OPERATION

New Tavern to prepare and sell gelato, coffee and other food products. Occupancy load is 69. Sidewalk Cafe.

HOURS OF OPERATION

Sunday through Thursday 7 am – 2 am, Friday and Saturday 7 am – 3 am

HOURS OF SALES/SERVICE/CONSUMPTION

Sunday through Thursday 8 am – 2 am, Friday and Saturday 8 am – 3 am

HOURS OF OPERATION OF SIDEWALK (10 SEATS)

Sunday through Thursday 7 am – 2 am, Friday and Saturday 7 am – 3 am

HOURS OF SALES/SERVICE/CONSUMPTION OF SIDEWALK

Sunday through Thursday 8 am – 2 am, Friday and Saturday 8 am – 3 am

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

Posting Date: June 20, 2014
Petition Date: August 4, 2014
Hearing Date: August 18, 2014

License No.: ABRA-093124
Licensee: Ventura Market, LLC
Trade Name: LaJoya Steakhouse
License Class: Retailer's Class "C" Restaurant
Address: 201 Upshur Street, NW

Contact: Eliseo Ventura 202 413-6432

WARD 4

ANC 4C

SMD 4C10

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 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.

NATURE OF SUBSTANTIAL CHANGE

Request is for an Entertainment Endorsement. Entertainment will include music played by a DJ and occasionally have local groups play live music with dancing.

CURRENT HOURS OF OPERATION

Sunday through Saturday 9 am -3 am

CURRENT SALES/SERVICE/CONSUMPTION

Sunday through Thursday 9 am – 2 am, Friday and Saturday 9 am -3 am

PROPOSED HOURS OF ENTERTAINMENT

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

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

Posting Date: June 20, 2014
Petition Date: August 4, 2014
Hearing Date: August 18, 2014
Protest Date: October 8, 2014

License No.: ABRA-095228
Licensee: Quinn Development, LLC
Trade Name: Lot 1644
License Class: Retailer's Class "C" Tavern
Address: 1644 North Capitol St. NW
Contact: Terr Quinn 1-214-908-1913

WARD 5

ANC 5E

SMD 5E06

Notice is hereby given that this applicant has applied for a new 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 October 8, 2014.

NATURE OF OPERATION

A new wine, cheese and charcuteries style tavern with a French influence; the seating capacity will be 60 and total occupancy load of 90. Request an entertainment endorsement, summer garden with 16 and sidewalk café with 15 seats.

**HOURS OF OPERATION AND ALCOHOLIC BEVERAGES
SALES/SERVICE/CONSUMPTION**

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

**HOURS OF OPERATION AND ALCOHOLIC BEVERAGES
SALES/SERVICE/CONSUMPTION ON OUTSIDE SIDE WALK CAFÉ & SUMMER
GARDEN**

Sunday through Thursday 8 am – 11 pm and Friday & Saturday 8 am – 12 am

HOURS OF ENTERTAINMENT

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

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

Posting Date: June 20, 2014
Petition Date: August 4, 2014
Roll Call Hearing Date: August 18, 2014

License No.: ABRA-092421
Licensee: WTY & MYINT, INC.
Trade Name: Mandalay
License Class: Retailer's Class "C" Restaurant
Address: 1501 9th Street, NW
Contact: Joyce Njorge: 301-841-5287

WARD 6

ANC 6E

SMD 6E01

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 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.

NATURE OF SUBSTANTIAL CHANGE

Requesting to expand operating and sales hours.

APPROVED HOURS OF OPERATION AND ALCOHOLIC BEVERAGE SALES AND CONSUMPTION:

Sunday through Thursday: 11am– 11pm, Friday and Saturday: 11am – 12am

REQUESTED HOURS OF OPERATION

Sunday through Thursday: 11am-2am, Friday and Saturday: 11am-3am

REQUESTED HOURS OF ALCOHOLIC BEVERAGE SALES AND CONSUMPTION

Sunday through Thursday: 11am-1:30am, Friday and Saturday: 11am-2:30am

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

Posting Date: June 20, 2014
Petition Date: August 4, 2014
Hearing Date: August 18, 2014

License No.: ABRA-083415
Licensee: MT 617 Corporation
Trade Name: Ming's
License Class: Retailer's Class "C" Restaurant
Address: 617 H Street, NW
Contact: Michelle Tam 202-289-1001

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 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.

NATURE OF SUBSTANTIAL CHANGE

Change of Hours

CURRENT HOURS OF OPERATION/SALES/SERVICE/CONSUMPTION

Sunday through Thursday 11 am- 2 am

Friday and Saturday 11 am -3 am

PROPOSED HOURS OF OPERATION

Sunday 11 am - 5 am

Monday through Thursday 11 am- 4 am

Friday through Saturday 11 am- 5 am

ALCOHOLIC BEVERAGE REGULATION ADMINISTRATION

NOTICE OF PUBLIC HEARING

Posting Date: June 20, 2014
Petition Date: August 4, 2014
Hearing Date: August 18, 2014
License No.: ABRA-092357

Licensee: Right Proper, LLC
Trade Name: Right Proper Brewing Company
License Class: Retailer's Class "C" Restaurant
Address: 624 T Street NW
Contact: John B. Snedden 202-244-9706

WARD 6

ANC 1B

SMD 1B01

Notice is hereby given that this licensee who has applied for a substantial change to his license under the D.C. Alcoholic Beverage Control Act and that objectors are entitled to be heard before the granting of such on the hearing date at 10:00 am, 4th Floor, 2000 14th Street, NW, Washington, DC, 20009. A petition or request to appear before the Board must be filed on or before the petition date.

LICENSEE REQUESTS THE FOLLOWING SUBSTANTIAL CHANGE TO THE NATURE OF OPERATIONS:

Add a new Summer Garden with 28 seats. The establishment has 130 seats.

CURRENT HOURS OF OPERATION

Sunday through Saturday 11:30am – 1:00am

CURRENT HOURS OF ALCOHOLIC BEVERAGE SALES/CONSUMPTION

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

PROPOSED HOURS OF OPERATION FOR THE SIDEWALK CAFE

Sunday through Saturday 11:30am – 1:00am

PROPOSED HOURS OF SALE/CONSUMPTION FOR THE SIDEWALK CAFE

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

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

Posting Date: June 20, 2014
Petition Date: August 4, 2014
Hearing Date: August 18, 2014

License No.: ABRA-084598
Licensee: Smith Commons DC, LLC
Trade Name: Smith Commons
License Class: Retailer's Class "C" Restaurant
Address: 1245 H Street NE
Phone: Ron McNeil 202-396-0038

WARD 6

ANC 6A

SMD 6A02

Notice is hereby given that this licensee has applied for a substantial change to its license under the D.C. Alcoholic Beverage Control Act and that objectors are entitled to be heard before the granting of such on the hearing date at 10:00 am, 4th Floor, 2000 14th Street, NW, Washington, DC, 20009. A petition or request to appear before the Board must be filed on or before the petition date.

LICENSEE REQUESTS THE FOLLOWING SUBSTANTIAL CHANGE TO THE NATURE OF OPERATIONS:

Add a new Summer Garden with 35 seats. The establishment has 174 seats.

CURRENT HOURS OF OPERATION

Sunday through Tuesday 8 am -11 pm Wednesday through Saturday 8 am – 2 am

HOURS OF ALCOHOLIC BEVERAGE SALES/CONSUMPTION/SUMMMER GARDEN

Sunday through Thursday 11 am – 11 pm Friday and Saturday 11 am – 2 am

HOURS OF LIVE ENTRTAINMENT OCCURING OR CONTINUING AFTER 6:00PM

Sunday through Thursday 6 pm – 11 pm Friday and Saturday 6 pm – 12 am

PROPOSED HOURS OF OPERATION FOR THE SUMMER GARDEN

Sunday through Tuesday 8 am – 11 pm Friday and Saturday 8 am -2 am

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

Posting Date: May 23, 2014

Petition Date: July 7, 2014

Hearing Date: July 21, 2014

License No.: ABRA-001782

Licensee: Alamac, Inc.

Trade Name: The River Inn/Dish

License Class: Retailer's Class "C" Hotel

Address: 924 25th Street, NW

Contact: Michael Fonseca (202) 625-7700

WARD 2

ANC 2A

SMD 2A03

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 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.

NATURE OF SUBSTANTIAL CHANGE

Request is to have a Sidewalk Cafe. The Sidewalk Cafe capacity is 44.

**PROPOSED HOURS OF OPERATION/SALES/SERVICE/CONSUMPTION/
SUMMER GARDEN**

Sunday through Saturday 11:00am- 11:00pm

**PROPOSED HOURS OF OPERATION/SALES/SERVICE/CONSUMPTION/
SIDEWALK CAFE**

Sunday through Saturday 11:00am- 11:00pm

**DISTRICT OF COLUMBIA
HISTORIC PRESERVATION REVIEW BOARD**

**PENDING HISTORIC LANDMARK AND HISTORIC DISTRICT NOMINATIONS
TENTATIVE PUBLIC HEARING SCHEDULE**

(All hearing dates are subject to change)

<u>Property</u>	<u>Case Number</u>	<u>Scheduled Hearing Date</u>
Park View Christian Church 625 Park Road NW	14-08	June 2014
Gyro Motor Company 770-774 Girard Street NW	14-07	June 2014
Capitol Park Towers 301 G Street SW	13-05	June 2014
District Pound and Stable 820 South Capitol Street SW	13-18	June 2014
George Washington/West End Historic District	14-12	July 2014
Terminal Refrigerating and Warehousing Co. 300 D Street SW	14-17	July 2014
The Ethelhurst 1025 15 th Street NW	14-13	September 2014
E Street Complex 2430 E Street/2301 Constitution Avenue NW	14-03	September 2014
Old Naval Observatory Historic District 2300 E Street NW, Reservation 4	11-21	September 2014
Scheele-Brown Farmhouse 2207 Foxhall Road NW	13-22	September 2014
James Ormond Wilson Normal School 1100 Irving Street NW	13-20	October 2014
Blanche K. Bruce School 770 Kenyon Street NW	13-21	October 2014
First Church of Christ, Scientist 1770 Euclid Street NW	08-13	October 2014

The Denrike Building 1010 Vermont Avenue NW	10-16	November 2014
Southern Railway Building 1500 K Street NW	11-05	November 2014
Real Estate Trust Company 1343 H Street NW	11-02	November 2014
B.F. Saul Building 925 15 th Street NW	11-03	November 2014
Davidson Building 927 15 th Street/1432 K Street NW	14-14	November 2014
Interstate Building 1317 F Street NW	14-15	November 2014
Recorder of Deeds Building 515 D Street NW	11-19	December 2014
District of Columbia Municipal Center 300 Indiana Avenue/301 C Street NW	14-02	December 2014
Lunch Room and Oyster Shucking Shed 1100 Maine Avenue SW	12-03	December 2014
INTELSAT Headquarters Building 3400 International Drive/4000 Connecticut Avenue NW	14-06	January 2015
Round House 1001 Irving Street NE	13-06	January 2015
Hill Building 839 17th/1636 I Street NW	11-06	February 2015
Editors Building 1729 H Street, NW	13-02	February 2015
West Heating Plant 1051/1055 29 th Street NW	14-04	2015
C&P Telephone Cleveland Emerson Exchange 4268 Wisconsin Avenue NW	09-06	2015
Union Station amendment (interior and boundary) 50 Massachusetts Avenue NE	12-08	2015
Williams-Addison House amendment 1645 31 st Street NW	07-38	2015

Corcoran Gallery of Art amendment (interior) 1700 New York Avenue/500 17 th Street NW	13-01	2015
1007, 1009, 1011, 1015 and 1017 K Street NW	09-02	2015
Western Bus Garage 5230 Wisconsin Avenue NW	06-03	2015
Dunblane 4340 Nebraska Avenue NW	08-11	2015
U Street Historic District expansion Most of Square 441	08-12	2015
Kennedy-Warren Apartments amendment 3131-3133 Connecticut Avenue NW	09-03	2015
Suter Properties 511 and 521 G Street NW	09-01	2015
Brookland Bowling Alley 3726 10 th Street NE	09-08	2015
Sheridan Theater and Park 'n' Shop 6201 (6201-6221) Georgia Avenue NW	07-01	2015
Barney Circle Historic District Squares 1092, 1092-S, 1092-W and most of Squares 1077 and 1091-S	08-01	2015
Barney Circle Historic District amendment Squares 1092, 1092-S, 1092-W and most of Squares 1077 and 1091-S	10-19	2015
Downtown Historic District expansion Parts of Squares 404, 405, 428, 453, 454 and 486	13-08	2015

For additional information, including monthly hearing notice and agendas, please see the HPO and HPRB website at www.preservation.dc.gov. For inquiries about a particular property, please contact Tim Dennee, Landmarks Coordinator, at timothy.dennee@dc.gov or 202-442-8847.

**MAYOR'S AGENT
FOR THE HISTORIC LANDMARK AND HISTORIC DISTRICT PROTECTION ACT**

NOTICE OF PUBLIC HEARING

Public notice is hereby given that the Mayor's Agent will hold a public hearing on an application affecting property subject to the Historic Landmark and Historic District Protection Act of 1978. Interested parties may appear and testify on behalf of, or in opposition to, the application. The hearing will be held at the Office of Planning, 1100 4th Street SW, Suite E650.

Hearing Date: **Monday, August 4, 2014 at 1:30 p.m.**
Case Number: H.P.A. 14-257
Address: 1901-1903 Martin Luther King Jr. Avenue SE
Square/Lot: Square 5770, Lot 911
Applicant: Anacostia Economic Development Corporation
Type of Work: Raze

Affected Historic Property: Anacostia Historic District
Affected ANC: 8A

The Applicant's claim is that the alteration is consistent with the purposes of the Act and that the failure to issue the permit will result in unreasonable economic hardship to the owner.

The hearing will be conducted in accordance with the Rules of Procedure pursuant to the Historic Landmark and Historic District Protection Act (Title 10C DCMR Chapters 4 and 30), which are on file with the D.C. Historic Preservation Office and posted on the Office website under "Regulations."

Interested persons or parties are invited to participate in and offer testimony at this hearing. Any person wishing to testify in support of or opposition to the application may appear at the hearing and give evidence without filing in advance. However, any affected person who wishes to be recognized as a party to the case is required to file a request with the Mayor's Agent at least ten working days prior to the hearing. This request shall include the following information: 1) his or her name and address; 2) whether he or she will appear as a proponent or opponent of the application; 3) if he or she will appear through legal counsel, and if so, the name and address of legal counsel; and 4) a written statement setting forth the manner in which he or she may be affected or aggrieved by action upon the application and the grounds upon which he or she supports or opposes the application. Any requests for party status should be sent to the Mayor's Agent at 1100 4th Street SW, Suite E650, Washington, D.C. 20024. For further information, contact the Historic Preservation Office, at (202) 442-8800.

DEPARTMENT OF BEHAVIORAL HEALTH**NOTICE OF FINAL RULEMAKING**

The Director of the Department of Behavioral Health (“the Department”), pursuant to the authority set forth in Sections 5113, 5115, 5117 and 5118 of the “Department of Behavioral Health Establishment Act of 2013”, effective December 24, 2013 (D.C. Law 20-0061; D.C. Official Code Sections 7-1141.06 and 7-1141.07 (2014 Supp.)), hereby gives notice of an amendment to Chapter 51, “Supported Employment Program — Reimbursement,” of Subtitle A, “Mental Health”, of Title 22, “Health” of the District of Columbia Municipal Regulations (DCMR).

The Department reviewed all of its reimbursement rates to certified Mental Health Rehabilitation Services (MHRS) providers, including the reimbursement rates for Supported Employment services provided by MHRS providers which are also certified as Supported Employment providers. As a result of the review, the Department determined that the reimbursement rates for supported employment services should be increased. This amendment raises the reimbursement rates for those supported employment services that are reimbursed by local funds.

A Notice of Proposed Rulemaking was published on January 17, 2014, in the *D.C. Register* at 61 DCR 000430. No comments were received and no substantive changes were made to the proposed rules as originally published on January 17, 2014.

The Department of Behavioral Health took final action on the rule on June 12, 2014. This rule will become effective on the date of publication of this notice in the *D.C. Register*.

Section 5101 (Reimbursement Rate) of Chapter 51 (Supported Employment Program – Reimbursement), Title 22-A, (Mental Health) of the District of Columbia Municipal Regulations is amended by deleting the current Section 5101 and substituting the following:

5101 REIMBURSEMENT RATE

5101.1 The Supported Employment Program rate is as set forth below:

SERVICE	RATE	UNIT	CODE
Supported Employment (non-MHRS)	\$18.61	15 minutes	H2025
Supported Employment - Group (non-MHRS Job Club)	\$6.65	15 minutes	H2025HQ

BOARD OF ETHICS AND GOVERNMENT ACCOUNTABILITY**NOTICE OF FINAL RULEMAKING**

The Board of Ethics and Government Accountability (“Board”), pursuant to the authority set forth in Section 209 of the Board of Ethics and Government Accountability Establishment and Comprehensive Ethics Reform Amendment Act of 2011 (“Ethics Act”), effective April 27, 2012 (D.C. Law 19-124; D.C. Official Code § 1-1162.09 (2012 Repl.)), hereby gives notice of final rulemaking action to amend Chapter 53 (General Provisions) of Title 3 (Elections and Ethics) of the District of Columbia Municipal Regulations (“DCMR”).

The rulemaking amends Subsection 5303.2 to bring it into conformity with Section 211 of the Ethics Act (D.C. Official Code § 1-1162.11).

The proposed rulemaking was adopted by the Board on April 3, 2014, and was published in the *D.C. Register* on April 18, 2014 at 61 DCR 004003. No written comments were received and no changes have been made to the text of the proposed rules. The Board adopted the rulemaking as final on June 6, 2014. These rules shall become effective on the date of publication of this notice in the *D.C. Register*.

Chapter 53 (General Provisions) of Title 3 (Elections and Ethics) of the DCMR is amended as follows:

Subsection 5303.2 is amended to read as follows:

5303.2 The Director’s authority includes the power to:

- (a) Require any person to submit, within a reasonable period and under oath or otherwise as the Director may determine, written reports, and answers to questions that the Director may propound relating to the administration and enforcement of the Act;
- (b) Administer oaths;
- (c) Require by subpoena the attendance and testimony of witnesses and the production of all documentary evidence relating to the execution of the Board's duties; provided, that subpoenas issued under this paragraph shall be issued by the Director only upon approval of a majority of the Board and served either personally or by certified or registered mail on the individual named in the subpoena, or by other means agreed to by the individual named in the subpoena;
- (d) Order testimony to be taken by deposition in a proceeding or investigation before any person who is designated by the Director and has the power to administer oaths and, in such instances, to compel testimony and the production of evidence in the same manner as authorized under the Act;

- (e) Pay witnesses the same fees and mileage as are paid in like circumstances in the Superior Court of the District of Columbia;
- (f) Institute or conduct, on the Director's own motion, a preliminary investigation into alleged violations of the Code of Conduct or other violations of the Act;
- (g) Retain, on a temporary basis, consultants, including attorneys or others; and
- (h) Require any person to submit required reports or documents through an electronic format or medium.

BOARD OF ETHICS AND GOVERNMENT ACCOUNTABILITY**NOTICE OF FINAL RULEMAKING**

The Board of Ethics and Government Accountability (“Board”), pursuant to the authority set forth in Section 209 of the Board of Ethics and Government Accountability Establishment and Comprehensive Ethics Reform Amendment Act of 2011 (“Ethics Act”), effective April 27, 2012 (D.C. Law 19-124; D.C. Official Code § 1-1162.09 (2012 Repl.)), hereby gives notice of final rulemaking action to amend Chapter 57 (Financial Disclosures and Honoraria) of Title 3 (Elections and Ethics) of the District of Columbia Municipal Regulations (“DCMR”).

The rulemaking amends Subsection 5704.4 to bring it into conformity with Section 225 (a-1) of the Ethics Act, which was added by the Board of Ethics and Government Accountability Establishment and Comprehensive Ethics Reform Temporary Amendment Act of 2013, effective December 13, 2013 (D.C. Law 20-57; 60 DCR 15168 (November 1, 2013)).

The proposed rulemaking was adopted by the Board on April 3, 2014, and was published in the *D.C. Register* on April 18, 2014 at 61 DCR 004005. No written comments were received and no changes have been made to the text of the proposed rules. The Board adopted the rulemaking as final on June 6, 2014. These rules shall become effective on the date of publication of this notice in the *D.C. Register*.

Chapter 57 (Financial Disclosures and Honoraria) of Title 3 (Elections and Ethics) of the DCMR is amended as follows:

Subsection 5704.4 is amended to read as follows:

- 5704.4 Advisory Neighborhood Commissioners in office for at least thirty (30) days shall file a certification required by Section 224(a)(1)(G) of the Act for the preceding year.
- (a) The certification shall be due May 15th of each year;
 - (b) The certification shall be filed with the Ethics Board; and
 - (c) The certification shall be publicly filed.

BOARD OF ETHICS AND GOVERNMENT ACCOUNTABILITY**NOTICE OF FINAL RULEMAKING**

The Board of Ethics and Government Accountability (“Board”), pursuant to the authority set forth in Sections 101(47)(I) and 209 of the Board of Ethics and Government Accountability Establishment and Comprehensive Ethics Reform Amendment Act of 2011 (“Ethics Act”), effective April 27, 2012 (D.C. Law 19-124; D.C. Official Code §§ 1-1161.01(47)(I) and 1-1162.09 (2012 Repl. & 2014 Supp.)), hereby gives notice of final rulemaking action to amend Chapter 99 (Definitions) of Title 3 (Elections and Ethics) of the District of Columbia Municipal Regulations (“DCMR”).

The rulemaking amends Subsection 9900.1, the definition of “public official”, by creating paragraph (j) to add a new category of District of Columbia employees paid, regardless of pay schedule, at a rate equivalent to Excepted Service employees paid at a rate of Excepted Service 9 or above.

The emergency and proposed rulemaking was adopted by the Board on April 3, 2014, and became effective immediately, published in the *D.C. Register* on April 18, 2014 at 61 DCR 004027. No written comments were received and no changes have been made to the text of the proposed rules. The Board adopted the rulemaking as final on June 6, 2014. These rules shall become effective on the date of publication of this notice in the *D.C. Register*.

Chapter 99 (Definitions) of Title 3 (Elections and Ethics) of the DCMR is amended as follows:

Subsection 9900.1 is amended as follows:

The definition of “Public official” is amended by adding a new paragraph (j), to read as follows:

- (j) A District of Columbia employee paid, regardless of pay schedule, at a rate equivalent to an Excepted Service employee paid at a rate of Excepted Service 9 or above, who makes decisions or participates substantially in areas of contracting, procurement, administration of grants or subsidies, developing policies, land use planning, inspecting, licensing, regulating, or auditing, or acts in areas of responsibility that may create a conflict of interest or appearance of a conflict of interest.

THE DISTRICT OF COLUMBIA HOUSING AUTHORITY**NOTICE OF FINAL RULEMAKING**

The Board of Commissioners of the District of Columbia Housing Authority (DCHA) pursuant to the District of Columbia Housing Authority Act of 1999, effective May 9, 2000 (D.C. Law 13-105; D.C. Official Code § 6-203 (2012 Repl.)), hereby gives notice of the adoption of the following amendments to Chapter 83 (Rent Increases to Owner) of Title 14 (Housing) of the District of Columbia Municipal Regulations (DCMR).

The purpose of the amendments is to allow DCHA to approve rent increases to Owners in the Housing Choice Voucher Program, which will create more affordable housing in the District of Columbia.

The proposed rulemaking was published in the *D.C. Register* on May 9, 2014, at 60 DCR 004729. This rulemaking was adopted as final at the Board of Commissioners' regular meeting on June 11, 2014. The final rules will become effective upon publication of this notice in the *D.C. Register*.

Chapter 83 (Rent Increases to Owner), of Title 14 (Housing), of the DCMR is amended as follows:

Section 8304 is amended as follows:

8304 RENT INCREASES TO OWNER

- 8304.1 Written Request Required. Owners may request a rent increase no later than 90 days prior to any Family reexamination month. The request must be in writing.
- 8304.2 Amount of Rent Adjustment Rent to the Owner may be adjusted either up or down. Subject to compliance with § 8304.1 above, the adjusted rent to an Owner who has submitted a written request shall be the LESSER of:
- (a) The current rent multiplied by the applicable annual adjustment factor published by HUD in effect 60 days before the HAP anniversary date; or
 - (b) The reasonable rent as most recently determined (or redetermined) by DCHA; or
 - (c) The amount requested by the Owner.
- 8304.3 Prerequisites to a Rent Increase. The annual lease rent may not be increased unless:
- (a) The Owner has requested a specific increase amount at least 90 days before the Family's reexamination month; and

- (b) The request is made in writing on DCHA provided forms for each unit for which an increase is being requested; and
- (c) In the preceding year, the Owner has complied with all requirements of the HAP contract, including compliance with the Housing Quality Standards.

8304.4 Timing of any Increases to Rent. Housing Assistance Payment increases, if approved by DCHA, shall be effective as of the first day of the first month commencing on or after the Participant's reexamination month.

8304.5 At its discretion DCHA may approve higher rents, subject to the availability of funding, in instances where contract rents are substantially lower than the DCHA approved maximum rent in a submarket.

THE DISTRICT OF COLUMBIA HOUSING AUTHORITY

NOTICE OF FINAL RULEMAKING

The Board of Commissioners of the District of Columbia Housing Authority (“DCHA”) hereby gives notice, pursuant to the District of Columbia Housing Authority Act of 1999, effective May 9, 2000, as amended (D.C. Law 13-105; D.C. Official Code § 6-203 (2012 Repl.)), of its intent to adopt amendments to Chapter 61 (Public Housing: Admission and Recertification) of Title 14 (Housing) of the District of Columbia Municipal Regulations (“DCMR”).

This rulemaking updates the guidelines for Shelter System Relief for Housing Choice Voucher Program applicants.

The Notice of Proposed Rulemaking was published in the *D.C. Register* on March 21, 2014 at 61 DCR 002481. Final action to adopt this rulemaking was taken at the Board of Commissioners’ regular meeting held on June 11, 2014. These rules will become effective upon publication of this notice in the *D.C. Register*.

Chapter 61 (Public Housing: Admission and Recertification) of Title 14 (Housing) of the DCMR is amended as follows:

14 DCMR Section 6125 (Preferences for Placement Eligibility for Housing Choice Voucher Program Applicants), is amended to add a new Subsection 6125.12, to read as follows:

6125.12 Shelter System Relief—Applicants are included under this preference if an applicant is referred to DCHA by District of Columbia Department of Human Services (“DHS”) or some other District agency as designated by the Office of the Mayor as a homeless individual or family temporarily housed in a shelter and such applicant meets the DHS eligibility requirements in addition to the DCHA HCVP program requirements. Up to **113** vouchers are authorized for this purpose. Such vouchers will be available for issuance to individuals/families that are referred to DCHA by September 30, 2014 and any vouchers not issued to the referred families will no longer be available and will be returned to DCHA’s general voucher inventory for issuance to individuals/families selected from the DCHA waiting list. Any extension of this allocation will be made at the sole discretion of DCHA’s Executive Director.

DEPARTMENT OF HUMAN SERVICES

NOTICE OF FINAL RULEMAKING

The Director of the Department of Human Services (DHS), pursuant to the authority set forth in Section 31 of the Homeless Services Reform Act of 2005 (HSRA), effective October 22, 2005 (D.C. Law 16-35; D.C. Official Code § 4-756.02 (2012 Repl.)), and Mayor's Order 2006-20, dated February 13, 2006, hereby gives notice of the intent to take final rulemaking action for adopting amendments to Chapter 25 (Shelter and Supportive Housing for Individuals and Families) of Title 29 (Public Welfare) of the District of Columbia Municipal Regulations (DCMR).

The purpose of this rulemaking is to align the terminology in the District of Columbia's (District) homeless services regulations with its practices for selecting available housing units for clients in the Scattered-Sites Transitional Housing Initiative (STI) and Permanent Supportive Housing (PSH) programs. DHS had previously described the standard it used as the U.S. Department of Housing and Urban Development's (HUD) Fair Market Rent (FMR) Standard; however, DHS has learned that the standard it uses is better described as HUD's Rent Reasonableness Standard. In an effort to assure that the terminology used in the homeless services regulations are consistent with the District's practices, DHS is seeking to amend the necessary sections in 29 DCMR Chapter 25 by replacing the FMR Standard with the Rent Reasonableness Standard. Further, the 29 DCMR § 2599 (Definitions) will be amended by removing the definition for "HUD Fair Market Rent" and adding "Rent Reasonableness Standard."

The Notice of Emergency and Proposed Rulemaking was published in the *D.C. Register* on March 21, 2014, at 61 DCR 2483. DHS did not receive any comments from the public concerning the proposed rules during the thirty (30)-day comment period, which expired on April 20, 2014. Pursuant to Section 31 of the HSRA (D.C. Official Code § 4-756.02), the proposed rules were submitted to the Council of the District of Columbia for a forty-five (45)-day review period. The review period expired on May 30, 2014 without any action by the Council; therefore, the rules were deemed approved at that time.

These rules were adopted as final on June 4, 2014, and shall take effect upon publication in the *D.C. Register*.

Section 2528 (STI Program – Determination of the Applicant Household's Housing Cost Contribution and Housing Assistance) of Chapter 25 (Shelter and Supportive Housing for Individuals and Families) of Title 29 (Public Welfare) of the DCMR is amended as follows:

Paragraph (a) of § 2528.3 is amended by replacing "HUD Fair Market Rent standards" with "Rent Reasonableness Standard" so that it reads as follows:

- (a) A clear statement of the maximum rental costs for which the family qualifies pursuant to the Rent Reasonableness Standard for their family size;

Section 2529 (STI Program – Tenant Housing Cost Contribution and Program Housing Cost Assistance) of Chapter 25 (Shelter and Supportive Housing for Individuals and Families) of Title 29 (Public Welfare) of the DCMR is amended as follows:

Subsection 2529.2 is amended to read as follows:

2529.2 The STI Program shall pay the difference between the household's housing cost contribution and the cost of housing. For purposes of this section, the cost of housing shall include the cost of utilities, the relative share of which shall be determined as set forth in the DCHA Housing Choice Voucher Program regulations found at 14 DCMR § 6200. Subject to the availability of funds, the Department may pay an increased share of rent or utilities, when the housing cost exceeds the Rent Reasonableness Standard.

Section 2532 (STI Program – Unit Identification) of Chapter 25 (Shelter and Supportive Housing for Individuals and Families) of Title 29 (Public Welfare) of the DCMR is amended as follows:

Subsections 2532.1 and 2532.2 are amended to read as follows:

2532.1 Participation in the STI Program is conditional on accepting a unit that passes a housing inspection and meets the Rent Reasonableness Standard.

2532.2 An applicant shall be assigned one unit in the Program's unit inventory list. An applicant may also find a unit of their choice, except that the unit shall pass a housing inspection and shall not exceed the Rent Reasonableness Standard for their family size.

Paragraph (c) of § 2532.3 is amended to read as follows:

- (c) Accept a unit that meets the Rent Reasonableness Standard for their family size.

Paragraph (b) of § 2532.5 is amended to read as follows:

- (b) Identifies an alternate unit that passes a housing inspection and does not exceed the Rent Reasonableness Standard for their family size;

Section 2540 (The Department's Housing Subsidy Program for PSH Program Participants) of Chapter 25 (Shelter and Supportive Housing for Individuals and Families) of Title 29 (Public Welfare) of the DCMR is amended as follows:

Paragraph (a) of § 2540.5 is amended to read as follows:

- (a) A clear statement of the maximum rental costs for which the household qualifies pursuant to the Rent Reasonableness Standard for their household size;

Section 2542 (PSH Program – Unit Identification and Acceptance) of Chapter 25 (Shelter and Supportive Housing for Individuals and Families) of Title 29 (Public Welfare) of the DCMR is amended as follows:

Subsections 2542.1 and 2542.2 are amended to read as follows:

- 2542.1 Participants in the PSH Housing Program shall accept a unit that passes a housing inspection and meets the Rent Reasonableness Standard.
- 2542.2 A PSH Program participant shall be assigned one (1) unit in the available unit inventory list. The Program shall consider the participant's stated needs and preferences when assigning the unit to the extent possible considering the PSH Program inventory and the housing market. Participants may also find a unit of their choice, as long as such unit passes a housing inspection required by the PSH Program and does not exceed the Rent Reasonableness Standard for their household size.

Paragraph (d) of § 2542.3 is amended to read as follows:

- (d) Accept a unit that meets the Rent Reasonableness Standard for their household size.

Section 2599 (Definitions) of Chapter 25 (Shelter and Supportive Housing for Individuals and Families) of Title 29 (Public Welfare) is amended by removing the term, “HUD Fair Market Rent” and its corresponding definition.

Section 2599 (Definitions) of Chapter 25 (Shelter and Supportive Housing for Individuals and Families) of Title 29 (Public Welfare) is amended by adding the following term and definition in alphabetical order:

Rent Reasonableness Standard – is defined by the United States Housing and Urban Development, and means that the total rent charged for a unit must be reasonable in relation to the rents being charged during the same time period for comparable units in the private unassisted market and must not be in excess of rents being charged by the owner during the same time period for comparable non-luxury unassisted units.

PUBLIC SERVICE COMMISSION OF THE DISTRICT OF COLUMBIA

NOTICE OF FINAL RULEMAKING**ET00-2, IN THE MATTER OF POTOMAC ELECTRIC POWER COMPANY'S PUBLIC SPACE OCCUPANCY SURCHARGE ELECTRICITY TARIFF, P.S.C.-D.C. No. 1**

1. The Public Service Commission of the District of Columbia (Commission) hereby gives notice, pursuant to Section 34-802 of the District of Columbia Official Code, and in accordance with Section 2-505 of the District of Columbia Official Code,¹ of its final action taken in the above-captioned proceeding. On June 12, 2014, the Commission released Order No. 17518, approving the Potomac Electric Power Company's (Pepco or the Company) updated Rider "PSOS" - Public Space Occupancy Surcharge (Surcharge Update).²

2. On February 27, 2014, pursuant to D.C. Official Code § 10-1141.06,³ Pepco filed with the Commission an updated Rider PSOS. In the filing, Pepco shows the process to be used to recover from its customers the fees paid by Pepco to the District of Columbia Government for the rental of public structures in public space. Pepco proposes to amend the following tariff page, so that it will read:

**ELECTRICITY TARIFF, P.S.C.-D.C. No. 1
14th Revised Page No. R-33**

3. According to its tariff, Pepco's surcharge rate for its Rider PSOS will be updated annually to be effective March 1 of each year.⁴ In light of its tariff, Pepco states that its "updated Rider PSOS is to become effective with meter readings on and after March 1, 2014."⁵ On April 11, 2014, the Commission published a Notice of Proposed Rulemaking (NOPR)⁶ in the D.C.

¹ D.C. Official Code § 2-505 (2001 ed.) and D.C. Official Code § 34-802 (2001 ed.).

² *ET00-2, In the Matter of Potomac Electric Power Company's Public Occupancy Surcharge Electricity Tariff, P.S.C.-D.C. No. 1*, Letter to Brinda Westbrook-Sedgwick, Commission Secretary, from Peter E. Meier, Vice President, Legal Services, re: ET00-2 - Rider "PSOS," filed February 27, 2014 (hereinafter referred to as Surcharge Update).

³ D.C. Official Code § 10-1141.06 (2001 ed.) states that "[e]ach public utility company regulated by the Public Service Commission shall recover from its utility customers all lease payments which it pays to the District of Columbia pursuant to this title through a surcharge mechanism applied to each unit of sale and the surcharge amount shall be separately stated on each customer's monthly billing statement."

⁴ *ELECTRICITY TARIFF, P.S.C.- D.C. No. 1*, 13th Revised Page No. R-33. The effective date is March 1, 2014.

⁵ *ET00-2*, Application at 1.

⁶ 61 DCR 4180 (April 11, 2014). On May 16, 2014, the Commission announced a change in the nomenclature used to give public notice of its processing of applications for tariff changes from "Notice of Proposed Rulemaking" and "Notice of Final Rulemaking" to "Notice of Proposed Tariff" and "Notice of Approved Tariff," respectively. 61 DCR 5150 (May 16, 2014). The Commission is using the prior nomenclature for this matter in order to be consistent with the nomenclature that has been used since the commencement of the proceeding.

Register inviting public comment on Pepco's Application.⁷ In the NOPR, the Commission stated that Pepco has a statutory right to implement the PSOS, however, if the Commission discovers any inaccuracies in the calculation of the proposed surcharge rate, Pepco could be subject to reconciliation of the surcharges. No comments were filed in response to the NOPR and the Commission is satisfied that Pepco's proposed surcharge complies with D.C. Official Code § 10-1141.06. Subsequently, the Commission approved Pepco's Surcharge Update by Order No. 17518.

⁷ 61 DCR 3842-3843 (April 11, 2014).

**ZONING COMMISSION FOR THE DISTRICT OF COLUMBIA
NOTICE OF FINAL RULEMAKING
AND**

Z.C. ORDER NO. 13-07

Z.C. Case No. 13-07

(Map Amendment – 11 DCMR)

**(Zoning Map Amendment for Lots 11-13 (Tax Lot 805), 14, 15, 16-17 (Tax Lot 806), 18-21
(Tax Lot 804), 22, and 52, in Square 5081 from the C-3-A Zone District to the
R-5-C Zone District)**

June 9, 2014

The Zoning Commission for the District of Columbia (Commission), pursuant to its authority under § 1 of the Zoning Act of 1938, approved June 20, 1938 (52 Stat. 797 D.C. Official Code § 6-641.01) (2012 Repl.)) hereby gives notice of the adoption of the following amendments to the Zoning Map incorporated into the Zoning Regulations of the District of Columbia Municipal Regulations (Title 11 DCMR).

A Notice of Proposed Rulemaking was published in the *D.C. Register* on May 2, 2014, at 61 DCR 4452. The amendments shall become effective upon the publication of this notice in the *D.C. Register*.

The amendment accomplishes the following rezoning:

SQUARE	LOTS	Map Amendment
5081	11-13 (Tax Lot 805)	C-3-A to R-5-C
5081	14	C-3-A to R-5-C
5081	15	C-3-A to R-5-C
5081	16-17 (Tax Lot 806)	C-3-A to R-5-C
5081	18-21 (Tax Lot 804)	C-3-A to R-5-C
5081	22	C-3-A to R-5-C
5081	52	C-3-A to R-5-C

The properties identified in the above table will collectively be referred to as “the Subject Property.”

Procedures Leading to Adoption of Amendments

On April 19, 2013, David P. Belt filed a petition requesting that the Commission rezone the Subject Property¹ from the C-3-A to the R-1-B Zone District. The petition asserted that the C-3-A Zone District is not consistent with the “moderate density residential” designation for the Subject Property shown on the Comprehensive Plan’s Future Land Use Map.

¹ Mr. Belt’s petition described the Subject Property as Lots 11-22, 52, 804, 805, and 806. However, Tax Lot 804 is comprised of Record Lots 18-21, Tax Lot 805 is comprised of Record Lots 11-13, and Tax Lot 806 is comprised of Record Lots 16 and 17. Thus, the petition lists several of the Record Lots twice. The Commission revised the property description in this order for clarity, but the property in question has not changed.

On June 28, 2013, the Office of Planning (“OP”) submitted a report suggesting that the Commission should set down only an R-5-A rezoning for a public hearing, rather than the R-1-B zoning proposed because the R-5-A Zone District is more consistent with the moderate density residential designation. The OP report stated that OP had consulted with Mr. Belt, and that he was not opposed to OP’s suggestion.

The Commission considered the petition and the OP report at its July 8, 2013 public meeting and voted to only hold a hearing to rezone the Subject Property to the R-5-A Zone District.

A properly noticed public hearing was held on September 26, 2013. At the hearing, the contract purchaser of one of the parcels, Lot 52, Square 5081, and the owner of a second parcel, record Lots 18 through 21, testified in opposition to the amendment. The contract purchaser of Lot 52, Square 5081 stated that the proposed amendment would not permit it to construct a proposed 71-unit affordable residential project on the property.

In light of that and other testimony, the Commission requested that OP prepare a supplemental report that took into account all the circumstances surrounding this case, for the Commission’s consideration at its October 21, 2013 regularly scheduled public meeting.

OP submitted a supplemental report on October 7, 2013 and recommended dismissal of the petition principally because 60% of the Subject Property was owned by persons who opposed the rezoning proposed. The Petitioner objected to that recommendation in a response submitted on October 15, 2013.

The Commission considered these filings at its October 21, 2013 public meeting. The Commission stated its discomfort at dismissing a petition intended to reconcile existing zoning with the Comprehensive Plan, but also did not favor keeping its set down in effect, since this would require that all future building permit applications be processed as if the R-5-A zoning were in place for so long as the case was pending pursuant to § 3202.5 (b). The Commission therefore voted to rescind its set down and asked OP to submit a second preliminary report with an alternative recommendation for rezoning the Subject Property.

The Petitioner submitted his recommendation on November 5, 2013, and OP submitted its second preliminary report on November 8, 2013. The Petitioner recommended an amendment to the R-5-B Zone District for the entire Subject Property while OP recommended R-5-C zoning for Lot 52 and R-5-A zoning for the remaining properties. OP also indicated that it had no objection to all but Lot 52 being rezoned to R-5-B. In its testimony to the Commission at the public meeting, OP indicated that it was withdrawing its R-5-A recommendation and was now only recommending R-5-B for all but Lot 52.

At a public meeting on November 18, 2013, the Commission set down the revised OP recommendation for a public hearing and a second notice of public hearing was published.

OP submitted a hearing report dated February 10, 2014. The report concluded that the proposed zoning was not inconsistent with the Comprehensive Plan.

The Commission held a hearing on February 20, 2014. At the conclusion of the hearing, the Commission, among other things, requested that OP convene a meeting between the property owners, the developers of the affordable housing project, and Advisory Neighborhood Commission (ANC) 7F to discuss zoning alternatives for the seven properties that comprised the Subject Property.

OP submitted its final report dated March 24, 2014. The report stated that the requested meeting was held on Thursday, March 20th, and was attended by the owners or representatives of all the parcels (except one) comprising the Subject Property, the co-developers of the affordable housing project, the Single Member Representative of ANC 7F, and three OP staff. At that meeting, a consensus emerged that all of the properties should be treated the same and that, under these circumstances, an amendment to rezone the Subject Property to the R-5-C Zone District would be acceptable. OP indicated that while it continued to support the R-5-B/R-5-C split, it would not oppose all properties being rezoned to R-5-C. The report also listed the factors that supported R-5-C zoning for the Subject Property, and stated that OP found that R-5-C zoning for the Subject Property was not inconsistent with the Comprehensive Plan.

In a letter dated March 27, 2014, the Petitioner stated his support for the compromise approach, indicating that “after careful consideration we will accept whatever zoning the [C]ommission sees fit, whether it is R-5-B or R-5-C we request that the [C]ommission zone all properties the same.” The letter also referred to a conversation that the Petitioner had during the meeting with Mr. Stan Voudrie who represented one of the co-developers. According to the Petitioner, Mr. Voudrie indicated that the developers had “not spent considerable resources as represented to the Zoning Commission” and “only had a concept drawing, not working plans.” In addition, the letter stated that Mr. Voudrie indicated that the project had not yet received funding.

At its regularly scheduled public meeting held on April 15, 2014, the Commission considered OP’s final report and the Petitioner’s letter, and took proposed action to rezone the Subject Property to the R-5-C Zone District, authorizing publication of a proposed rulemaking notice and referral of the proposed change to the National Capital Planning Commission (NCPC) for the thirty (30) day period of review required under § 492 of the District Charter. The Commission also offered Mr. Voudrie an opportunity to respond to the statements attributed to him by the Petitioner.

Mr. Voudrie submitted a letter in response to Petitioner on April 22, 2014. His letter stated that Mr. Belt’s characterization of their conversation on March 20, 2014 was inaccurate, because the developers had expended in excess of \$500,000 in furtherance of their development plans for the site and that they had developed schematic plans at that point that were appropriate for the proposal given that it was still early in the development process. Mr. Voudrie also stated in his

letter that he had made accurate representations to the Commission about their efforts to finance the project.

NCPC's Executive Director, through a delegated action dated April 24, 2014, found that the proposed map amendment would not be inconsistent with the Federal Elements of the Comprehensive Plan for the National Capital.

The Notice of Proposed Rulemaking was published in the *D.C. Register* on May 2, 2014, at 61 DCR 4452, for a 30-day notice and comment period. No comments were received.

At a properly noticed June 9, 2014 public meeting, the Commission, after reviewing Mr. Voudrie's letter and concluding that it adequately responded to the Petitioner's assertions, took final action to adopt the following map amendment:

The Zoning Map of the District of Columbia is amended as follows:

SQUARE	LOTS	Map Amendment
5081	11-13 (Tax Lot 805)	C-3-A to R-5-C
5081	14	C-3-A to R-5-C
5081	15	C-3-A to R-5-C
5081	16-17 (Tax Lot 806)	C-3-A to R-5-C
5081	18-21 (Tax Lot 804)	C-3-A to R-5-C
5081	22	C-3-A to R-5-C
5081	52	C-3-A to R-5-C

On April 15, 2014, upon the motion of Commissioner Miller, as seconded by Vice Chairman Cohen, the Zoning Commission **APPROVED** the petition at its public meeting by a vote of **5-0-0** (Anthony J. Hood, Marcie I. Cohen, Robert E. Miller, Peter G. May, and Michael G. Turnbull to approve).

On June 9, 2014, upon the motion of Chairman Hood, as seconded by Vice Chairman Cohen, the Zoning Commission **ADOPTED** this Order at its public meeting by a vote of **5-0-0** (Anthony J. Hood, Marcie I. Cohen, Robert E. Miller, Peter G. May, and Michael G. Turnbull to adopt).

In accordance with the provisions of 11 DCMR § 3028.9, this Order shall become effective upon publication in the *D.C. Register*; that is on June 20, 2014.

DISTRICT DEPARTMENT OF THE ENVIRONMENT**NOTICE OF PROPOSED RULEMAKING****Revisions to the Sulfur Content Requirements for Fuel Oil**

The Director of the District Department of the Environment (the Department), pursuant to the authority set forth in Sections 5 and 6(b) of the District of Columbia Air Pollution Control Act of 1984, effective March 15, 1985, as amended (D.C. Law 5-165; D.C. Official Code §§ 8-101.05 and 8-101.06(b) (2013 Repl.)); Section 107(4) of the District Department of the Environment Establishment Act of 2005, effective February 15, 2006 (D.C. Law 16-51; D.C. Official Code § 8-151.07(4) (2013 Repl.)); Mayor's Order 98-44, dated April 10, 1998; and Mayor's Order 2006-61, dated June 14, 2006, hereby gives notice of the intent to adopt the following amendments to Chapter 5 (Source Monitoring and Testing) and Chapter 8 (Asbestos, Sulfur, Nitrogen Oxides and Lead) of Title 20 (Environment) of the District of Columbia Municipal Regulations (DCMR), after a thirty (30) day public comment period. Further, these rules shall not become effective until approved by the Council of the District of Columbia, or forty-five (45) days after submission to the Council, not including Saturdays, Sundays, legal holidays, and days of Council recess, if the Council has not disapproved these rules.

The District is proposing this rulemaking to amend 20 DCMR § 801 and related definitions in § 899 to reduce the sulfur content of commercially available “home heating” fuel oils used in oil-burning combustion units in the District. Number two (No. 2) and lighter fuel oils (distillates) are generally used in residential, commercial, and municipal heating units, such as boilers and furnaces. Number two (No. 2) as well as numbers four (No. 4), five (No. 5), and heavier residual oils are used in industrial, commercial, and institutional (ICI) boilers. This rulemaking also proposes to ban the use of number five (No. 5) and heavier fuel oils, as there are no known users of these higher-polluting fuels in the District at this time. Finally, the District proposes to amend 20 DCMR § 502.6, related to fuel oil testing requirements, and is particularly interested in feedback or suggestions from stakeholders about the proposed testing methods.

Summary of the Proposed Amendments

Beginning on July 1, 2016, it will be unlawful to purchase, sell, offer for sale, store, transport, or use number two (No. 2) commercial fuel oil containing more than five hundred parts per million (500 ppm), or five one-hundredths percent (0.05%) by weight of sulfur; and number four (No. 4) commercial fuel oil containing more than two thousand five hundred parts per million (2,500 ppm) or twenty-five one-hundredths percent (0.25%) by weight of sulfur. Also, in July 2016, the use of residual fuel oil number five (No. 5) and heavier will be prohibited in the District. Beginning on July 1, 2018, it will be unlawful to purchase, sell, offer for sale, store, transport, or use number two (No. 2) commercial fuel oil containing more than fifteen parts per million (15 ppm) or fifteen ten-thousandths percent (0.0015%) by weight of sulfur. Fuel oils stored before the applicable compliance dates may be used after the applicable compliance date. This rulemaking includes third-party sampling and testing requirements as well as record-keeping and reporting requirements.

Background

Commercial fuel oils are processed to meet various legal and regulatory requirements at refineries in places such as the Gulf of Mexico. Processed oil is barged or linked via underground steel pipes from refineries to terminals, where it is stored and blended. Nearby terminals in Maryland and Virginia are connected to pipelines owned by Colonial Pipeline or Plantation Pipe Line Company. Fuel oils are ultimately distributed to customers in the District by truck.

Distillate fuel oil is essentially the same refinery-produced liquid as diesel fuel. The only difference is that fuel oil is dyed red because it is not subject to the same taxes as diesel fuel used in vehicles. *See* 26 C.F.R. § 48.4082-1 (2013). Since 2006, there has been a Federal limit of fifteen parts per million (15 ppm) on the sulfur content of highway diesel fuels. *See* 66 Fed. Reg. 5001 (January 18, 2001).

Fuel oils are combusted primarily to heat buildings during winter months. The combustion of fossil fuels containing sulfur results in emissions of pollutants such as fine particulate matter and sulfur dioxide. Fine particulate matter can cause serious health effects and premature mortality in humans, and contribute to environmental effects such as acid deposition and eutrophication. *See* 64 Fed. Reg. 35714 (July 1, 1999). Sulfur dioxide emissions oxidize in the atmosphere to form sulfate particles and are the most significant pollutant involved in the formation of regional haze. Sulfate particles account for the largest percentage of the total fine particle mass on the twenty percent (20%) haziest days in the mid-Atlantic and northeast region, according to the 2006 "Contribution Assessment" prepared by the Mid-Atlantic/ Northeast Visibility Union (MANE-VU). *See Contributions to Regional Haze in the Northeast and Mid-Atlantic United States*, MANE-VU Contribution Assessment, August 2006, p. 2-1.

These rules will reduce emissions of fine particulate matter. The District is designated as a nonattainment area (and is currently seeking redesignation to attainment) under the 1997 annual national ambient air quality standard (NAAQS).

These rules will also allow the District to meet its commitment to the Mid-Atlantic/Northeast Visibility Union (MANE-VU) to implement reasonable measures that are part of a coordinated course of action designed to assure reasonable further progress towards reducing regional haze. Regional haze is a visibility impairment caused when fine particles from manmade or natural sources scatter and absorb sunlight. *See* 64 Fed. Reg. 35714 (July 1, 1999). Regional haze from manmade air pollution has reduced the visibility range in the eastern United States substantially, from an average of ninety miles to an average of between fifteen and twenty-five miles. *See* <http://www.epa.gov/visibility/what.html>.

In 1977, Congress amended the Federal Clean Air Act (CAA) by adding Section 169A (relating to visibility protection for Federal class I areas), which "declares as a national goal the prevention of any future, and the remedying of any existing, impairment of visibility in Class I areas which impairment results from manmade air pollution." *See* 42 USCA § 7491(a)(1). The U.S. Environmental Protection Agency (EPA) promulgated its Regional Haze Rule in 1999 (64 Fed. Reg. 35714, July 1, 1999) and amended it in 2005 (70 Fed. Reg. 39104, July 6, 2005).

EPA's regulations require all states, even those that do not contain a Federal Class I area, to submit a State Implementation Plan (SIP) revision containing emission reduction strategies to improve visibility in Class I areas that their emissions affect. The EPA regulations require states to demonstrate reasonable progress toward meeting the national goal of a return to natural visibility conditions by 2064. The regulations also encourage states to address haze through regional planning organizations. *See* 64 Fed. Reg. 35714, 35720 (July 1, 1999).

The District accomplishes this objective through participation in MANE-VU. MANE-VU was formed by the Mid-Atlantic and Northeastern states, tribes, and federal agencies to coordinate regional haze planning activities for the region. The organization includes portions of Pennsylvania, Delaware, New Jersey, and New York, as inner zone states, as well as Connecticut, Maine, Maryland, Massachusetts, New Hampshire, Rhode Island, Vermont, and the District, as outer zone states. On June 20, 2007, MANE-VU adopted a tiered strategy to meet the requirement to make reasonable further progress toward reducing regional haze.

Once finalized, this regulation will be submitted to EPA as a SIP revision.

SECTION 199 (DEFINITIONS AND ABBREVIATIONS), OF CHAPTER 1, (GENERAL RULES), TITLE 20 DCMR (ENVIRONMENT), IS AMENDED AS FOLLOWS:

Section 199 is amended to add the following definition:

ASTM – ASTM International, formally known as the American Society for Testing and Materials, develops international voluntary consensus standards that can be purchased at: <http://www.astm.org/>

SECTION 502 (SAMPLING, TESTS, AND MEASUREMENTS) OF CHAPTER 5 (SOURCE MONITORING AND TESTING), TITLE 20 DCMR (ENVIRONMENT), IS AMENDED AS FOLLOWS:

Subsection 502.6 is amended to read as follows:

- 502.6 Testing of fuel oil shall be undertaken in accordance with the most current version of the following methods, as appropriate for the application:
- (a) To obtain fuel samples:
 - (1) ASTM D 4057, "Practice for Manual Sampling of Petroleum and Petroleum Products;" or
 - (2) ASTM D 4177, "Standard Practice for Automatic Sampling of Petroleum and Petroleum Products;"
 - (b) To determine the sulfur concentration of fuels:

- (1) ASTM D 2622, "Standard Test Method for Sulfur in Petroleum Products by Wavelength Dispersive X-Ray Fluorescence Spectrometry;"
 - (2) ASTM D 4294, "Test Method for Sulfur in Petroleum and Petroleum Products by Energy Dispersive X-ray Fluorescence Spectrometry;" or
 - (3) ASTM D 5453, "Standard Test Method for Determination of Total Sulfur in Light Hydrocarbons, Spark Ignition Engine Fuel, Diesel Engine Fuel, and Engine Oil by Ultraviolet Fluorescence;" and
- (c) Other methods developed or approved by the Department or the Administrator of the United States Environmental Protection Agency (EPA).

SECTION 801 (SULFUR CONTENT OF FUEL OILS) OF CHAPTER 8 (ASBESTOS, SULFUR, NITROGEN OXIDES, AND LEAD), TITLE 20 DCMR (ENVIRONEMENT), IS AMENDED AS FOLLOWS:

801 SULFUR CONTENT OF FUEL OILS

- 801.1 The purchase, sale, offer for sale, storage, transport, or use of fuel oil that contains more than one percent (1%) sulfur by weight in the District is prohibited, if the fuel oil is to be burned in the District.
- 801.2 On and after July 1, 2016, commercial fuel oil that is purchased, sold, offered, stored, transported, or used in the District shall meet the following requirements, unless otherwise specified in § 801.5:
- (a) Number two (No.2) commercial fuel oil shall not contain sulfur in excess of five hundred parts per million (500 ppm) by weight, or five one-hundredths percent (0.05%) by weight;
 - (b) Number four (No. 4) commercial fuel oil shall not contain sulfur in excess of two thousand five hundred parts per million (2,500 ppm) by weight, or twenty-five one-hundredths percent (0.25%) by weight; and
 - (c) Number five (No. 5) and heavier fuel oils are prohibited.
- 801.3 On and after July 1, 2018, the purchase, sale, offer for sale, storage, transport, or use of number two (No. 2) commercial fuel oil is prohibited if it contains more than fifteen parts per million (15 ppm) or fifteen ten-thousandths percent (0.0015%) by weight of sulfur, unless otherwise specified in § 801.5.

- 801.4 Fuel oil that was stored in the District by the ultimate consumer prior to the applicable compliance date in §§ 801.2 or 801.3, which met the applicable maximum sulfur content at the time it was stored, may be used in the District after the applicable compliance date.
- 801.5 With the written concurrence of the Administrator of the United States Environmental Protection Agency (EPA), the Department may temporarily suspend or increase the applicable limit or percentage by weight of sulfur content of a commercial fuel oil set forth in §§ 801.2 or 801.3 if both of the following occur:
- (a) The Department receives a written request for a suspension or increase on the basis that compliant commercial fuel oil is not reasonably available; where the request must include both of the following:
 - (1) The reason compliant commercial fuel oil is not reasonably available; and
 - (2) The duration of time for which the suspension or increase is requested and the justification for the requested duration; and
 - (b) The Department determines that a sufficient quantity of compliant commercial fuel oil is not reasonably available.
- 801.6 If a temporary increase in the applicable limit of sulfur content is granted under § 801.5:
- (a) The Department will limit a suspension or an increase in the applicable limit granted to the shortest duration in which adequate supplies of compliant commercial fuel oil can be made reasonably available; and
 - (b) The sulfur content for number two (No. 2) and lighter fuel oils may not exceed five hundred parts per million (500 ppm) by weight.
- 801.7 Subsections 801.2 and 801.3 shall not apply to:
- (a) A person who uses equipment or a process to reduce the sulfur emissions from the burning of a fuel oil, provided that the emissions may not exceed those that would result from the use of commercial fuel oil that meets the applicable limit or percentage by weight specified in §§ 801.2 or 801.3;
 - (b) The owner or operator of a stationary source where equipment or a process is used to reduce the sulfur emissions from the burning of a fuel oil, provided that the emissions may not exceed those that would result from the use of commercial fuel oil that meets the applicable limit or percentage by weight specified in §§ 801.2 or 801.3; and

- (c) Commercial fuel oil that is transported through the District but is not intended for purchase, sale, offering, storage, or use in the District.

801.8 For the purpose of determining compliance with the requirements of this section, the sulfur content of fuel oil shall be determined in accordance with the sample collection, test methods, and procedures specified under § 502.6 (relating to sulfur in fuel oil).

801.9 The following recordkeeping and reporting requirements shall apply to any purchase, sale, offering for sale, storage, transportation, or use of commercial fuel oil in the District:

- (a) On or after the applicable compliance dates specified in §§ 801.2 and 801.3, at the time of delivery, the transferor of commercial fuel oil shall provide to the transferee an electronic or paper record of the fuel data described as follows, which must legibly and conspicuously contain the following information:
 - (1) The date of delivery;
 - (2) The name, address, and telephone number of the transferor;
 - (3) The name and address of the transferee;
 - (4) The volume of fuel oil being sold or transferred;
 - (5) The fuel oil grade;
 - (6) The sulfur content of the fuel oil as determined using the sampling and testing methods specified in § 801.8;
 - (6) The date and time the tested sample was taken;
 - (7) The location of the fuel oil during testing; and
 - (8) The type of test or test method performed;
- (b) All applicable records required under paragraph (a) shall be maintained in electronic or paper format for not less than three (3) years;
- (c) An electronic or paper copy of the applicable records required under paragraph (a) shall be provided to the Department upon request;
- (d) The ultimate consumer shall maintain the applicable records required under (a) in electronic or paper format for not less than three (3) years, unless the transfer or use of the fuel oil occurs at a private residence; and

- (e) General fuel specifications are not acceptable for the datum in paragraph (a).

SECTION 899 (DEFINITIONS AND ABBREVIATIONS) OF CHAPTER 8 (ASBESTOS, SULFUR, NITROGEN OXIDES, AND LEAD), 20 DCMR (ENVIRONMENT), IS AMENDED AS FOLLOWS:

Section 899 is amended to add the following definitions:

Carrier – A distributor who does not take title to or otherwise have ownership of the commercial fuel oil or gasoline, and does not alter either the quality or quantity of the commercial fuel oil or gasoline.

Commercial fuel oil – A fuel oil specifically produced, manufactured for sale, and intended for use in fuel burning equipment. A mixture of commercial fuel oil with noncommercial fuel where greater than fifty percent (50%) of the heat content is derived from the commercial fuel oil portion is considered a commercial fuel oil.

Distributor – A person who transports, stores or causes the transportation or storage of commercial fuel oil or gasoline at any point between a refinery, a blending facility or terminal and a retail outlet, wholesale purchaser-consumer's facility or ultimate consumer. The term includes a refinery, a blending facility, or a terminal.

Noncommercial fuel – A gaseous or liquid fuel generated as a byproduct or waste product that is not specifically produced and manufactured for sale. A mixture of a noncommercial fuel and a commercial fuel oil when at least fifty percent (50%) of the heat content is derived from the noncommercial fuel portion is considered a noncommercial fuel.

Retail outlet – An establishment where commercial fuel oil or gasoline is sold or offered for sale to the ultimate consumer for use in a combustion unit or motor vehicle, respectively.

Terminal – A facility that is capable of receiving commercial fuel oil or gasoline in bulk, that is, by pipeline, barge, ship or other transport, and where commercial fuel oil or gasoline is sold or transferred into trucks for transportation to retail outlets, wholesale purchaser-consumer's facilities, or ultimate consumers. The term includes bulk gasoline terminals and bulk gasoline plants.

Transferee – A person who is the recipient of a sale or transfer. The term includes the following:

- (a) Terminal owner or operator;
- (b) Carrier;

- (c) Distributor;
- (d) Retail outlet owner or operator; and
- (e) Ultimate consumer.

Transferor – A person who initiates a sale or transfer. The term includes the following:

- (a) Refinery owner or operator;
- (b) Terminal owner or operator;
- (c) Carrier;
- (d) Distributor; and
- (e) Retail outlet owner or operator.

Ultimate consumer – With respect to a commercial fuel oil transfer or purchase, the last person, facility owner or operator or entity who in good faith receives the commercial fuel oil for the purpose of using it in a combustion unit or for purposes other than resale.

Public Participation

Comments on these proposed rule must be submitted, in writing, no later than thirty (30) days after the date of publication of this notice in the *D.C. Register* to Ms. Jessica Daniels, District Department of the Environment, Air Quality Division, 1200 First Street, NE, 5th Floor, Washington, D.C. 20002 or sent electronically to jessica.daniels@dc.gov. Copies of the proposed rule and ASTM methods adopted by reference may be obtained between the hours of 9:00 a.m. and 5:00 p.m. at the address listed above for a small fee to cover the cost of reproduction or on-line at <http://ddoe.dc.gov>.

All comments will be treated as public documents and may be made available for public viewing on the Department's website. When the Department identifies a comment containing copyrighted material, the Department will provide a reference to that material on the website. The Department will look for the commenter's name and address on the comment. If a comment is sent by electronic mail ("email"), the email address will be automatically captured and included as part of the comment that is placed in the public record to be made available on the Department's website. If the Department cannot read a comment due to technical difficulties, and the email address contains an error, the Department may not be able to contact the commenter for clarification and may not be able to consider the comment. Including the commenter's name and contact information in the comment will avoid this difficulty.

DEPARTMENT OF HEALTH CARE FINANCE

NOTICE OF PROPOSED RULEMAKING

The Director of the Department of Health Care Finance, 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. 744; D.C. Official Code §1-307.02 (2012 Repl. & 2014 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) (2012 Repl.)), hereby gives notice of the intent to adopt an amendment to Section 964 (Dental Services) of Chapter 9 (Medicaid Program) of Title 29 of the District of Columbia Municipal Regulations (DCMR).

These rules update the Medicaid dental program by aligning coverage with best practices and improving the regulatory framework for adults and children. Services are predicated upon being medically necessary; thus, affording the agency the opportunity to maintain a dental program that adequately meets the needs of all qualified Medicaid beneficiaries. Lastly, these rules stipulate that, at a minimum, preventive services be delivered to all eligible children.

The Director also gives notice of the intent to take final rulemaking action to adopt this proposed rule not less than thirty (30) days from the date of publication of this notice in the *D.C. Register*.

Section 964 (DENTAL SERVICES) of Chapter 9 (MEDICAID PROGRAM) of Title 29 (PUBLIC WELFARE) DCMR is deleted in its entirety and amended to read as follows:

964 DENTAL SERVICES

- 964.1 Subject to requirements established in this section, the Department of Health Care Finance (DHCF) shall reimburse dental services, as further described in these rules, to the following eligible populations:
- (a) Medicaid beneficiaries under the age of twenty-one (21);
 - (b) Medicaid beneficiaries residing in intermediate care facilities for persons with intellectual and developmental disabilities (ICF/IDD) or enrolled in the Home and Community-Based Services Waiver for Individuals with Intellectual and Developmental Disabilities, as described in Chapter 19 of Title 29 DCMR; or
 - (c) Medicaid beneficiaries twenty-one (21) years of age and over who do not live in an institution.
- 964.2 Dental services for Medicaid beneficiaries shall be furnished in a public or private dental facility, under the direction of a dentist.

- 964.3 Medicaid beneficiaries under the age of twenty-one (21) shall be eligible to receive medically necessary dental services as a required component of the Early and Periodic Screening, Diagnostic and Treatment (EPSDT) benefit.
- 964.4 Dental services for Medicaid beneficiaries under age twenty-one (21) shall be provided at intervals that meet reasonable standards of dental practice as determined by DHCF after consultation with recognized dental organizations involved in child health.
- 964.5 Dental services for Medicaid beneficiaries under the age of twenty-one (21) shall include, at a minimum, preventive services; relief of pain and infections; restoration of teeth; and maintenance of dental health.
- 964.6 Dental services for Medicaid beneficiaries under the age of twenty-one (21) shall not be limited to emergency services.
- 964.7 Medicaid beneficiaries under the age of twenty-one (21) shall be eligible to receive medically necessary orthodontic services subject to the requirements set forth in § 964.8.
- 964.8 Before delivering an orthodontic service to a Medicaid beneficiary under the age of twenty-one (21), each provider shall obtain prior authorization from DHCF or its agent. To be eligible for orthodontia services, the beneficiary's dental or orthodontia provider shall demonstrate that the beneficiary meets at least one (1) of the following criteria:
- (a) Has an adjusted score greater than or equal to fifteen (15) on the Handicapping Labio-Lingual Deviation (HLD) Index;
 - (b) Exhibits one (1) or more of the following Automatic Qualifying Condition(s) that cause dysfunction due to a handicapping malocclusion and is supported by evidence in the beneficiary's treatment records:
 - (1) Cleft palate deformity;
 - (2) Cranio-facial anomaly;
 - (3) Deep impinging overbite;
 - (4) Crossbite of individual anterior teeth;
 - (5) Severe traumatic deviation; or
 - (6) Overjet greater than nine millimeters (9 mm.) or mandibular protrusion greater than three and half millimeters (3.5 mm.); or

- (c) Has otherwise established a medical need for orthodontic treatment that is supported by comprehensive dental records including, but not limited to:
 - (1) Upper and lower study models;
 - (2) Cephalometric head film with analysis;
 - (3) Panoramic or full series periapical radiographs;
 - (4) Extra oral and intra oral photographs;
 - (5) Clinical summary with diagnosis; and
 - (6) Treatment plan.

964.9 Providers of dental services, with the exception of children's fluoride varnish treatments, shall be dentists or dental hygienists working under the supervision of a dentist, who meet the following requirements:

- (a) Provide services consistent with the scope of practice authorized pursuant to the 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.* (2012 Repl. & 2013 Supp.)), or consistent with the applicable professional practices act within the jurisdiction where services are provided; and
- (b) Have a current District of Columbia Medicaid Provider Agreement that authorizes the provider to bill for dental services for the covered populations.

964.10 A dental provider, primary care physician, or pediatrician may administer preventive fluoride varnish treatment to children, unless expressly prohibited by the scope of practice in the state where the physician is licensed.

964.11 Medicaid beneficiaries residing in an ICF/IDD shall be eligible to receive medically necessary dental services.

964.12 Reimbursement for dental services provided to an ICF/IDD beneficiary shall be consistent with the District of Columbia Medicaid fee schedule for beneficiaries receiving dental services under Home and Community-Based Services Waiver for Individuals with Intellectual and Developmental Disabilities, as described in Title 29 DCMR, Chapter 19, and available online at <http://www.dc-medicaid.com> and as described in 29 DCMR § 1921.

- 964.13 Any dental service for a Medicaid beneficiary twenty-one (21) years of age or older that does not live in an institution and requires inpatient hospitalization or general anesthesia shall be prior authorized by DHCF or its agent.
- 964.14 Medicaid beneficiaries twenty-one (21) years of age and over who do not live in an institution shall be eligible to receive the following medically necessary dental services:
- (a) General dental examinations consisting of preventive services, which include semi-annual routine cleaning and oral hygiene instruction;
 - (b) Emergency, surgical and restorative services including root canal treatment; the previous rule limited to two molars per year.
 - (c) Denture reline and rebase, limited to one (1) over a five (5) year period unless additional services are prior authorized;
 - (d) Complete radiographic survey, including full, panoramic and bitewing x-rays, limited to one every three (3) years unless additional services are prior authorized;
 - (e) Periodontal scaling and root planning;
 - (f) Initial placement or replacement of a removal prosthesis, once every five (5) years per beneficiary;
 - (g) Removable partial prosthesis, subject to a beneficiary meeting conditions specified in the billing manual.
- 964.15 Medicaid beneficiaries twenty-one (21) years of age and over shall not be eligible to receive the following services:
- (a) Local anesthesia used in conjunction with surgical procedures that are billed separately;
 - (b) Hygiene aids, including toothbrushes and dental floss;
 - (c) Cosmetic or aesthetic procedures;
 - (d) Medication dispensed by a dentist that a beneficiary could obtain over-the-counter from a pharmacy;
 - (e) Acid etch for a restoration that is billed separately;

- (f) Fixed prosthodontics (such as a bridge), unless prior authorized because a beneficiary cannot use a removable prosthesis or other procedures that are less cost effective;
- (g) Gold restoration, inlay, or onlay, including cast non-precious and semiprecious metals;
- (h) Duplicative x-rays;
- (i) Space maintainers;
- (j) Denture replacement when reline or rebase would correct the problem;
- (k) Prosthesis cleaning; and
- (l) Removable unilateral partial dentures that are one-piece cast metal including clasps and teeth.

964.16 Reimbursement for dental procedure codes for non-institutionalized Medicaid-enrolled adults shall be made according to the District of Columbia Medicaid fee schedule available online at <http://www.dc-medicaid.com> and shall cover all services related to the procedure.

964.99 DEFINITIONS

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

Dental Hygienist – A person who is licensed as a dental hygienist pursuant to the 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.* (2012 Repl. & 2013 Supp.)) or licensed as a dental hygienist in the jurisdiction where the services are provided.

Dentist – A person who is licensed as a dentist pursuant to the 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.* (2012 Repl. & 2013 Supp.)) or licensed as a dentist in the jurisdiction where the services are provided.

Facility – A dental facility that is enrolled as a District Medicaid provider.

Treatment Plan – A written plan that includes diagnostic findings and treatment recommendations resulting from a comprehensive evaluation of the dental health needs of a beneficiary.

Comments on these rules should be submitted in writing to Claudia Schlosberg, J.D., Acting Senior Deputy Director/Medicaid Director, Department of Health Care Finance, 441 4th Street, NW, Suite 900S, Washington, DC 20001, via telephone on (202) 442-8742, via email at DHCFPubliccomment@dc.gov, or on-line at www.dcregs.dc.gov, within thirty (30) days of the date of publication of this notice in the *D.C. Register*. Additional copies of these rules are available from the above address.

PUBLIC SERVICE COMMISSION OF THE DISTRICT OF COLUMBIA**NOTICE OF PROPOSED RULEMAKING****FORMAL CASE NO. 1116, IN THE MATTER OF APPLICATIONS FOR APPROVAL OF TRIENNIAL UNDERGROUND INFRASTRUCTURE IMPROVEMENT PROJECTS PLANS**

The Public Service Commission of the District of Columbia (Commission) hereby gives notice, pursuant to Section 34-802 of the District of Columbia Code and in accordance with Section 2-505 of the District of Columbia Code, of the adoption of the following rulemaking.¹ This rulemaking amends Chapter 1 (Public Service Commission Rules of Practice and Procedure) of Title 15 (Public Utilities and Cable Television) of the District of Columbia Municipal Regulations to establish rules to expedite the reconsideration of any Commission order issued pursuant to Title III of the “Electric Company Infrastructure Improvement Financing Act of 2014” (“ECIIFA”).² The ECIIFA requires the Commission to amend its rules to expedite the reconsideration of any Commission order issued on any matter before the Commission pursuant to Title III within 120 days of the effective date of ECIIFA.

The Commission hereby gives notice of its intent to adopt this rule, in final, in not less than twenty-one (21) days from the publication of this notice in the *D.C. Register*.

Chapter 1 (Public Service Commission Rules of Practice and Procedure) of Title 15 (Public Utilities and Cable Television) of the District of Columbia Municipal Regulations is amended by adding a new Section 141 to read as follows:

141 RECONSIDERATION OF ORDERS ISSUED PURSUANT TO TITLE III OF THE ELECTRIC COMPANY INFRASTRUCTURE IMPROVEMENT FINANCING ACT OF 2014

141.1 Any person affected by any final order or decision issued pursuant to Title III of the “Electric Company Infrastructure Improvement Financing Act of 2014” (“ECIIFA”) may, within thirty (30) days after publication of the order or decision, file with the Commission an application in writing requesting a reconsideration or modification of the matters involved (*See* D.C. Official Code § 34-604(b)).

141.2 The parties shall identify with specificity in the application for reconsideration error(s) of law or fact in the Commission’s final order that they seek to have corrected. The application for reconsideration is not a vehicle for losing parties to rehash arguments earlier considered and rejected by the Commission where there exists no error of law or fact.

¹ D.C. Official Code § 34-802; D.C. Official Code § 2-505.

² Electric Company Infrastructure Improvement Financing Act of 2014, effective May 3, 2014 (D.C. Law 20-102; 60 DCR 1882 (March 7, 2014)).

- 141.3 Responses to applications for reconsideration shall be filed with the Commission within ten (10) days after receipt of the application.
- 141.4 The Commission may, in its discretion, permit or require oral argument or briefs or both upon application for reconsideration or modification. The Commission shall proceed to hear and determine the reconsideration application as expeditiously as practicable. An application for reconsideration filed pursuant to this section will be given priority and acted upon by the Commission as expeditiously as practicable.
- 141.5 The Commission shall, within thirty (30) days after the filing of the application, either grant or deny the application for reconsideration or modification. Failure by the Commission to act within that period shall be considered a denial of the application. An application for reconsideration filed pursuant to this section will be given priority and acted upon by the Commission as expeditiously as practicable.
- 141.6 If the Commission determines that more time is needed to address the issues in the application for reconsideration and any responses thereto, the Commission may issue a tolling order extending the deadline for reconsideration.
- 141.7 If the application is granted, the Commission shall, after notice to all parties, either with or without a hearing, rescind, modify, clarify or affirm its order or decision.
- 141.8 The filing of an application for reconsideration shall act as a stay upon the execution of the order or decision of the Commission until the final action of the Commission upon the application; provided, that upon written consent of the affected utility such order or decision shall not be stayed unless otherwise ordered by the Commission.
- 141.9 Any application for reconsideration or modification filed on the thirtieth (30th) day after the publication of the order or decision which the application seeks to have reconsidered or modified, shall be filed on or before the close of business of that day.

All persons interested in commenting on the subject matter of this proposed rulemaking action may submit Comments, in writing, not later than twenty-one (21) days after the publication of this Notice in the *D.C. Register*. Comments are to be submitted to Brinda Westbrook-Sedgwick, Commission Secretary, Public Service Commission of the District of Columbia, 1333 H Street, N.W., West Tower, Suite 200, Washington, D.C. 20005, 202-626-5150.

UNIVERSITY OF THE DISTRICT OF COLUMBIA

NOTICE OF PROPOSED RULEMAKING

The Board of Trustees of the University of the District of Columbia, pursuant to the authority set forth under the District of Columbia Public Postsecondary Education Reorganization Act Amendments (Act), effective January 2, 1976 (D.C. Law 1-36; D.C. Official Code §§ 38-1202.01(a); 38-1202.06(3),(13) (2012 Repl. & 2014 Supp.), hereby gives notice of its intent to amend Chapter 1 (Board of Trustees) of Subtitle B (University of the District of Columbia) of Title 8 (Higher Education) of the District of Columbia Municipal Regulations (DCMR), in not less than thirty (30) days from the date of publication of this notice in the *D.C. Register*.

The purpose of the proposed rule is to reconfigure the Standing Committees of the Board of Trustees.

The Board of Trustees will take final action to adopt these amendments to the University Rules in not less than thirty (30) days from the date of publication of this notice in the *D.C. Register*.

Section 110, COMMITTEES OF THE BOARD OF TRUSTEES, of Chapter 1, BOARD OF TRUSTEES, of Subtitle B, UNIVERSITY OF THE DISTRICT OF COLUMBIA, of Title 8, HIGHER EDUCATION, is amended as follows:

Subsection 110.1 is amended to read:

110 COMMITTEES OF THE BOARD OF TRUSTEES

110.1 The Standing Committees of the Board of Trustees shall be the following: Executive Committee; Audit, Budget and Finance Committee; Operations Committee; Student and Academic Affairs Committee; Community College Committee; and Committee of the Whole. The membership and jurisdiction of each committee shall be as follows:

- (a) The Executive Committee shall be comprised of the Officers of the Board. The Executive Committee shall have all of the power of the Board between meetings, but the Board may limit such power by Resolution. Interim actions taken by the Executive Committee must be submitted for ratification by the Board at its next regularly scheduled meeting. If a majority fails to confirm the validity of an Executive Committee action, that action shall be deemed void *ab initio*. Appropriate notice of Executive Committee actions must be given to all members of the Board and to the public within five (5) business days.
- (b) The Academic and Student Affairs Committee shall consist of a chairperson and at least two (2) other members. It shall ensure that the academic programs of the University are consistent with the institution's mission and strategies; that the faculty and students have adequate

resources; that the academic budget reflects the institution's academic priorities; that the faculty personnel policies and procedures complement academic priorities; that the students' interest in the Board's policy-making activities are adequately represented; that the institution's academic programs are appropriate for its students; that technology is effectively used to enhance the academic programs of the University; that the institution assesses the effectiveness of its academic programs; and shall monitor philanthropic giving, fundraising and alumni affairs.

- (c) The Audit, Budget and Finance Committee shall consist of the Treasurer as Chairperson, and at least two (2) other members. It shall ensure that the financial operations of the University are in compliance with all applicable laws, regulations, and financial accounting standards; oversee annual and long-range operating budgets; ensure that accurate and complete financial records are maintained; review capital budgets for adherence to prescribed policy and guidance; present exceptions to the full Board for approval; recommend investment policies to the Board; manage asset classes; review investment expenses; oversee accounting and financial reporting; confer with the Office of the Inspector General of the District of Columbia (OIG) regarding significant investigations into financial matters; ensure that timely and accurate information is presented to the Board; provide oversight and guidance to the University's Internal Auditor in the performance of his or her duties; ensure that an annual audit is conducted; provide oversight responsibility for management's system of internal financial controls and the controls over external reporting, the internal and external audit processes, the regulatory compliance functions, institutional ethics and conflicts of interest, and the risk management process; present the financial statement to the full Board and communicate with and educate the Board on all aspects of the University's financial status.
- (d) The Operations Committee shall consist of a chairperson, and at least two (2) other members. The Operations Committee serves as the Board's principal forum for the consideration of matters relating to the University's business and administrative operations. It shall review and approve University policies; monitor personnel practices to ensure that the University is promoting fair and respectful practices and compliance with all applicable employment, labor, and workplace laws; determine the adequacy, condition, and use of existing facilities; review renewal or replacement decisions and oversee financing of capital projects; establish a budget for all capital projects which shall include a list of all capital projects planned for the fiscal year; review contracts as necessary or as required by law; review and discuss issues and proposals involving government relations; receive periodic updates on the University's legal issues; and review University-wide policies and practices concerning communications and media, and public relations.

- (e) The Community College Committee shall consist of a chairperson and at least two (2) other members. The Community College Committee shall have jurisdiction over matters which specifically or exclusively affect the Community College.
- (f) The Committee of the Whole shall consist of all members of the Board and shall have jurisdiction concurrent with that of any committee. The Committee of the Whole may also have jurisdiction over matters not subject to the jurisdiction of any established standing committee.

All persons desiring to comment on the subject matter of the proposed rulemaking should file comments in writing not later than thirty (30) days after the date of publication of this notice in the *D.C. Register*. Comments should be filed with the Office of General Counsel, Building 39, Room 301-Q, University of the District of Columbia, 4200 Connecticut Avenue, N.W., Washington, D.C. 20008. Comments may also be submitted by email to smills@udc.edu. Individuals wishing to comment by email must include the phrase "Comment to Proposed Rulemaking: Committee Structure" in the subject line. Copies of the proposed rules may be obtained from the Office of General Counsel at the address set forth above.

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

The Director of the Department of Consumer and Regulatory Affairs (Director), pursuant to authority set forth in the Second Omnibus Regulatory Reform Amendment Act of 1998, effective April 20, 1999, as amended (D.C. Law 12-261; D.C. Official Code § 47-2851.20 (2012 Repl.)), hereby gives notice of the adoption, on an emergency basis, of the following amendments to Chapter 9 (Prohibition on the Sale of Synthetic Drugs), Title 17 (Business, Occupations, and Professions) of the District of Columbia Municipal Regulations (DCMR).

The rulemaking provides enforcement penalties for businesses engaged in the sale, possession, or manufacture of synthetic drugs. The penalties would include business license suspensions and business license revocations.

This emergency rulemaking is necessary to bring enforcement regulations in line with Section 301 of the District of Columbia's Omnibus Criminal Code Amendments Act of 2012, effective June 19, 2013 (D.C. Law 19-320; 60 DCR 3390 (March 15, 2013)), which added synthetic drugs, such as synthetic marijuana and "bath salts", to the District of Columbia's schedule of controlled substances. This rulemaking supports various Federal Drug Enforcement Administration and Department of Justice regulations that make it illegal to buy, sell, or possess Schedule I controlled substances such as K2/Spice, synthetic drugs, or their equivalents because these substances pose an imminent hazard to public health, safety and welfare.

This emergency rulemaking was adopted June 5, 2014, and became effective on that date. The emergency rulemaking shall remain in effect for up to one hundred and twenty (120) days, until October 3, 2014, unless earlier superseded by publication of a Notice of Final Rulemaking in the *D.C. Register*. The Director also gives notice of intent to take final rulemaking action to adopt these rules in not less than thirty (30) days after the date of publication of this notice in the *D.C. Register*.

Chapter 9 (Prohibition on the Sale of Synthetic Drugs) of Title 17 (Business, Occupations, and Professions) of the DCMR is amended as follows:

Section 901, EXEMPTIONS, is amended to read as follows:

901 EXEMPTIONS

901.1 The products prohibited for sale under this chapter shall not apply to:

- (a) Any herbal or plant material containing synthetic chemicals or chemical compounds which:
 - (1) Require a prescription;
 - (2) Are approved by the Food and Drug Administration;

- (3) Are dispensed in accordance with District and federal law; and/or
 - (4) Are subject to the jurisdiction of a federal entity.
 - (b) Any material containing synthetic chemicals or chemical compounds which:
 - (1) Require a prescription;
 - (2) Are approved by the Food and Drug Administration; and/or
 - (3) Are dispensed in accordance with District and federal law.
- 901.2 A business subject to § 900.1 that believes any of its products should not be subject to prohibition shall submit a request for an exemption on a form provided by the Department of Consumer and Regulatory Affairs (DCRA).
- 901.3 In its request for exemption, the business shall provide a basis for the exemption, including a description of the product(s) and an affirmation by the business licensee that, to the best of the business licensee's knowledge, the product(s) are not used by consumers to achieve a high, euphoria, relaxation, mood enhancement, hallucinogenic effect or other mind or body-altering effect.
- 901.4 If an exemption request is granted, DCRA:
 - (a) May conduct on-site inspections of the business; and
 - (b) Shall require the business licensee to maintain purchase and sales records for any products that have been issued an exemption, which the licensee shall provide upon request by any official from DCRA, the D.C. Metropolitan Police Department, or the D.C. Department of Health.
- 901.5 If DCRA denies an exemption request, the business licensee may submit to the DCRA Director or designee a request for reconsideration. The DCRA Director or designee shall have fifteen business (15) days to issue a written determination on the request for reconsideration.
- 901.6 In determining whether to issue an exemption under this section, DCRA may seek recommendations from the D.C. Metropolitan Police Department, the D.C. Department of Health, or other government agencies having expertise with synthetic drugs.

Section 903, PROOF OF INTENT, is amended to read as follows:

903 PROOF OF INTENT

- 903.1 Any reasonable evidence may be utilized to demonstrate that a product's marketed and/or intended use causes it to fit the definition of a synthetic drug including, but not limited to, any of the following evidentiary factors:
- (a) The product is not suitable for its marketed use (such as a crystalline or powder product being marketed as "glass cleaner");
 - (b) The individual or business providing, distributing, displaying or selling the product does not typically provide, distribute, or sell products that are used for that product's marketed use (such as liquor stores, smoke shops, or gas/convenience stores selling "plant food");
 - (c) The product contains a warning label that is not typically present on products that are used for that product's marketed use including, but not limited to, "Not for human consumption", "Not for purchase by minors", "Must be 18 years or older to purchase", "100% legal blend", or similar statements;
 - (d) The product is significantly more expensive than products that are used for that product's marketed use. For example, 0.5 grams of a substance marketed as "glass cleaner" costing \$50.00, 1 gram of potpourri costing \$10.00, or 0.5 grams of incense costing \$15.00;
 - (e) The product resembles an illicit street drug (such as cocaine, methamphetamine, marijuana, or schedule 1 narcotic); or
 - (f) The business licensee or any employee has been warned by DCRA or has received a criminal incident report, arrest report or equivalent from any law enforcement agency that the product or a similarly labeled product contains a synthetic drug.

Section 904, REVOCATION OF BUSINESS LICENSE, is amended to read as follows:

904 REVOCATION OF BUSINESS LICENSE

- 904.1 Any business licensee violating this chapter may receive a Notice of Infraction.
- 904.2 DCRA may issue a notice of intent to suspend or revoke the licensee's basic business license for violating this chapter.
- 904.3 Following an adjudication that is adverse to the business licensee, DCRA shall suspend or revoke the basic business license. In adjudicated cases where a notice of intent to revoke was issued, the basic business license shall be revoked pursuant to D.C. Official Code § 47-2844(a-1)(1), and the licensee shall be ineligible to apply for a new basic business license for a substantially similar business for two (2) years.

**DISTRICT OF COLUMBIA
HEALTH BENEFIT EXCHANGE AUTHORITY**

NOTICE OF EMERGENCY RULEMAKING

The Executive Board of the District of Columbia Health Benefit Exchange Authority (“Authority”), pursuant to the authority set forth in § 18 of the Health Benefit Exchange Authority Establishment Act of 2011, effective March 4, 2012 (D.C. Law 19-94; D.C. Official Code § 31-3171.01 *et seq.* (2012 Repl.)) (“Act”), hereby gives notice of the adoption, on an emergency basis, of the following rule which will establish a new Subtitle D (Health Benefit Exchange) of Title 26 (Insurance, Securities, and Banking) of the District of Columbia Municipal Regulations (DCMR).

This emergency rule was adopted by the Executive Board on June 11, 2014 and establishes a process by which an assessed entity may contest an assessment levied pursuant to Health Benefit Exchange Authority Financial Sustainability Emergency Amendment Act of 2014.

Emergency action is necessary to ensure there is due process available to assessed entities to contest the assessment levied pursuant to § 31-3171.03(f). The Authority must assess health carriers in the summer of 2014 to support the FY 2015 Authority budget. As the Health Benefit Exchange Authority Financial Sustainability Emergency Amendment Act of 2014 became effective on May 22, 2014, the issuance of regulations through full notice and comment would result in delays in the application of the assessment, which would compromise the operations of the Authority, making emergency rulemaking necessary for the public health and welfare.

The emergency rulemaking became effective on the date of adoption, June 11, 2014, by the Executive Board. The emergency rule shall remain in effect for one hundred and twenty (120) days; expiring on October 9, 2014, unless superseded or withdrawn.

A new Subtitle D, Health Benefit Exchange, is added to Title 26, District of Columbia Municipal Regulations, as follows:

A new Section 110 of Chapter 1, titled “Health Carrier Assessment,” is added to read as follows:

110 Health Carrier Assessment Administrative Appeal

110.1 An entity assessed pursuant to D.C. Official Code § 31-3171.03(f) may file a request for reconsideration under this section to contest the assessment in the Notice of Assessment. An entity is limited to contesting its classification under § 31-3171.01(6), a processing error, the incorrect application of relevant methodology, or mathematical error with respect to the assessment.

- 110.2 An entity may file a request for reconsideration under Subsection 110.1 of the amount assessed only if the amount in dispute is equal to or exceeds one percent of the applicable assessment.
- 110.3 An entity must file a request for reconsideration within 30 calendar days after the date of the Notice of Assessment.
- 110.4 A contesting entity must specify the basis for the reconsideration in the request, as specified in Subsection 110.1. Such entity may provide, only at the time the reconsideration is requested, additional documentation supporting the request for reconsideration by the Authority. An entity may not submit documentation or data that was previously submitted to the Department of Insurance Securities and Banking, but may provide evidence of timely submission.
- 110.5 The Executive Director of the Authority or his or her designee will review evidence and findings upon which the assessment was based and any additional documentation provided by the contesting entity. The Executive Director or designee may review any additional information believed to be relevant to the request for reconsideration. The Executive Director or designee will provide any additional information used in the review to the contesting entity and provide such entity with a reasonable time to review and rebut the additional information. The contesting entity must prove its case by a preponderance of the evidence with respect to the issues of fact.
- 110.6 The Executive Director or designee will inform the contesting entity of their decision in writing within 30 calendar days of receipt of the request for reconsideration. The Executive Director's or designee's decision on the request for reconsideration is final and binding.

A new Chapter 99, "Definitions", is added to read as follows:

9900 DEFINITIONS

- 9900.1 When used in this chapter, the following terms shall have the meanings ascribed:

"Authority" means the District of Columbia Health Benefit Exchange Authority established pursuant to D.C. Official Code § 31-3171.02.

"Health carrier" has the same meaning as provided in D.C. Official Code § 31-3171.01(6).

GOVERNMENT OF THE DISTRICT OF COLUMBIA

ADMINISTRATIVE ISSUANCE SYSTEM

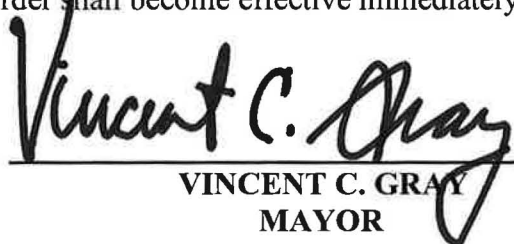
Mayor's Order 2014-137
June 11, 2014

SUBJECT: Delegation of Authority to the Director of the District Department of Transportation – Submission of Annual Certification of Public Road Mileage to the Federal Highway Administration


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(6) and (11) 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(6) and (11) (2012 Repl.), it is hereby **ORDERED** that:

1. The authority vested in the Mayor by 23 CFR 460.3 to report the amount of public road mileage in the District is delegated to the Director of the District Department of Transportation.
2. This Order shall supersede all previous Mayor's Orders to the extent of any inconsistency.
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 2014-138
June 11, 2014

SUBJECT: Delegation of Authority to the Director of the Department of General Services to execute a Lease Agreement for approximately 200,000 square feet of land between Southern Avenue, SW and South Capitol Street, SW (portions of PAR 246/53 and PAR 247/34)

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 Repl.) and section 1(c) of An Act To grant additional powers to the Commissioners of the District of Columbia, and for other purposes, approved December 20, 1944, 58 Stat. 821, D.C. Official Code § 1-301.01(c) (2012 Repl.), it is hereby **ORDERED** that:

1. The Director of the Department of General Services is delegated the authority vested in the Mayor to execute a lease agreement between the District of Columbia and WDC Greenhouse, LLC for a portion of certain real property, as specified in the Lease, located between Southern Avenue, SW and South Capitol Street, SW, most commonly known as a portion of Oxon Run park (previously known as the "Eastover" site), and more specifically, approximately 200,000 square feet contained in portions of Square 246, Lot 53 and Square 247, Lot 34 (the "Property"), and all other documents that may be necessary to effectuate the lease of the Property, including, but not limited to, a memorandum of ground lease and a real property recordation and tax form.

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 2014-139
June 11, 2014

SUBJECT: Establishment – District of Columbia Innovation and Technology
Inclusion Council

ORIGINATING AGENCY: Office of the Mayor

By virtue of the authority vested in me as Mayor of the District of Columbia by section 422(11) 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(11) (2012 Repl.), it is hereby **ORDERED** that:

I. ESTABLISHMENT

There is hereby established a District of Columbia Innovation and Technology Inclusion Council ("Council") within the executive branch of the government of the District of Columbia.

II. PURPOSE

The Council shall:

- A. Advise the Mayor and the public on ways in which to grow the District's innovation and tech-economy in an inclusive manner, increase the number of jobs and high-technology businesses in the District, and ensure opportunities for all District residents;
- B. Advise the Mayor on how science, technology, engineering and math (STEM) workforce development strategies can be developed and integrated into the District's comprehensive economic development plan and support technology inclusion efforts locally and regionally;
- C. Identify effective strategies to engage and support the inclusion of underrepresented groups and their performance in the District's innovation and tech-economy through STEM education, workforce development and tech-entrepreneurship;
- D. Develop reports, proposals and plans for ways in which the District can grow and leverage its innovation and tech-economy efforts including, but not limited to, matching human capital development efforts with the needs

of the local technology-industry; increasing technology-entrepreneurship and university-based commercialization; leveraging the District's proximity to federal research and development (R&D) laboratories and research institutions; and increasing access and availability of investment capital for technology-startups and early stage/growth phase companies in the District; and

- E. Advise the Mayor on effective ways in which to respond to high technology business concerns including workforce development, access to capital, professional development and community involvement and development of the innovation-technology ecosystem in the District.

III. FUNCTIONS

The Council shall:

- A. Conduct an annual review of the state of the District's innovation economy and technology-sector with key metrics and assessments for STEM workforce development, new venture and job creation, access to investment capital along the investment continuum, and technology-entrepreneurship that collectively will determine the overall health of the local innovation and technology-economy;
- B. Provide focused recommendations on how the innovation sector can grow and thrive in the District including increasing the number of startup entrepreneurs and emerging cutting-edge technology companies;
- C. Investigate short-term, medium-term, and long-term actions that may be taken by universities, District agencies, small businesses, corporations, federal laboratories, federal agencies and the Mayor's Office to address areas of concern for high-technology businesses;
- D. Evaluate methods by which the District government could engage in additional outreach and increase the diversity of high-technology businesses involved in all levels of the governmental process in the future;
- E. Provide recommendations on the STEM education and workforce training programs in the District, entrepreneurship incubators, and the proper connections between STEM workforce development programs and innovative small business development;
- F. Identify specific areas of concern for innovative high technology businesses in the District, including, but not limited to, incentives for their business growth, regulatory barriers to their growth and ways in which to increase their community relationships; and

- G. Review and provide recommendations to the Mayor on the need to coordinate the efforts to focus all sectors of the District's economy on innovation and job growth (including universities, venture capitalists, government, small businesses, corporations, non-profits, federal laboratories, angel investors, lending institutions, foundations and others).

IV. MEMBERSHIP

The Council shall be appointed by the Mayor and shall consist of not less than fifteen (15) and no more than twenty-five (25) members as follows:

- A. One (1) faculty member from each university within the District of Columbia which has an active high-technology business development program;
- B. Public members who are representative of the diversity of people and ideas within the high-technology business community of the District of Columbia representing private, public, and community institutions, and who are representative of the diversity of economic, religious, racial, ethnic, gender identification, age and family status in the District of Columbia;
- C. The Deputy Mayor for Planning and Economic Development, or his or her designee, who shall serve as an ex-officio voting member of the Council;
- D. A designee of the Deputy Mayor for Planning and Economic Development;
- E. The Director of the Department of Small and Local Business Development, or his or her designee, who shall serve as an ex-officio voting member of the Council;
- F. A designee of the Director of the Department of Small and Local Business Development; and
- G. The Director of the Office of the Chief Technology Officer, or his or her designee, who shall serve as an ex-officio voting member of the Council.

V. TERMS

- A. Members of the Council shall be appointed to serve a term of four (4) years and shall serve until their successor is appointed. A member of the Council may be re-appointed but may serve no more than two (2) consecutive terms.
- B. Members who are appointed based on their positions within relevant

organizations or the District government shall only serve during their tenure as employees of those organizations or the District government.

- C. The Mayor may remove any member of the Council for failure to attend three (3) consecutive meetings of the Council.

VI. COMPENSATION

The members of the Council shall serve without compensation.

VII. ORGANIZATION

- A. The Mayor shall designate, from among the members appointed to the Council, the Chairperson, who shall serve in that capacity at the pleasure of the Mayor.
- B. The Council may establish such subcommittees as it deems appropriate. Any subcommittee must be chaired by a member of the Council although it may include any other public or government member.
- C. The Council shall meet at least six (6) times a year. Meetings of the Council shall be held in the District at such times and locations as are designated by the Chairperson.
- D. The Council may utilize telephone or video conferencing technologies to satisfy the District's Open Meetings Act requirements.
- E. The Council may conduct public stakeholder meetings as it deems necessary.

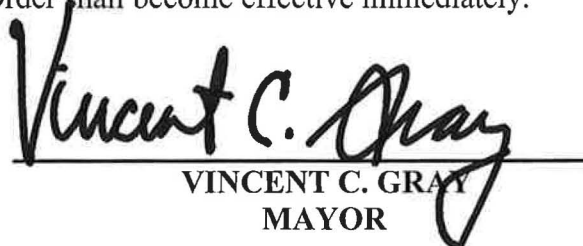
VIII. ADMINISTRATION


- A. Each meeting shall be open to the public and shall include a period of time for the public to comment on issues being considered by the Council.
- B. The Office of the Deputy Mayor for Planning and Economic Development (DMPED) and the Department of Small and Local Business Development (DSLBD) shall provide technical and administrative support to the Council.
- C. The Council may, at the request of the Chairperson, request information or technical support from any other agency of the District government.
- D. A quorum to transact business shall consist of a majority plus one of the voting members.

IX. CONFLICT OF INTEREST

The Council must develop procedures to guard against conflicts of interest for its members. These procedures must guarantee that no member of the Council shall participate in any way in the consideration of decisions that are likely to provide a direct financial benefit to that member or otherwise give the appearance of a conflict of interest under District of Columbia law.

X. 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 2014-140
June 11, 2014


SUBJECT: Appointment – Commission for Women

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 Repl.), and in accordance with section 3 of the District of Columbia Commission for Women Act of 1978, effective September 22, 1978, D.C. Law 2-109, D.C. Official Code § 3-702 (2012 Repl. and 2013 Supp.), it is hereby **ORDERED** that:

1. **PRINCESS MCDUFFIE** is appointed as a member of the Commission for Women, replacing Shari E. Miles-Cohen, to complete the remainder of an unexpired term to end April 20, 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 2014-141
June 12, 2014


SUBJECT: Appointment – Director, Office of Human Rights

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 Repl.), pursuant to the Office of Human Rights Establishment Act of 1999, effective October 20, 1999, D.C. Law 13-38, D.C. Official Code § 2-1411.01 (2012 Repl.), and in accordance with section 2 of the Confirmation Act of 1978, effective March 3, 1979, D.C. Law 2-142, D.C. Official Code § 1-523.01 (2012 Repl. and 2013 Supp.), it is hereby **ORDERED** that:

1. **MONICA PALACIO**, who was nominated by the Mayor on November 22, 2013, and approved by the Council of the District of Columbia pursuant to Resolution 20-0426 on March 4, 2014, is appointed as the Director of the Office of Human Rights, and shall serve in that capacity at the pleasure of the Mayor.
2. This Order supersedes Mayor's Order 2013-216, dated November 14, 2013.
3. **EFFECTIVE DATE:** This Order shall be effective *nunc pro tunc* to March 4, 2014.


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 2014-142
June 12, 2014


SUBJECT: Reappointments and Appointment – Advisory Committee to the Office of Gay, Lesbian, Bisexual, and Transgender Affairs

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 Repl.) and section 3(b) of the Office of Gay Lesbian, Bisexual and Transgender Affairs Act of 2006, effective April 4, 2006, D.C. Law 16-89, D.C. Official Code § 2-1382(b) (2012 Repl.), and in accordance with Mayor's Order 2006-52, dated May 3, 2006, it is hereby **ORDERED** that:

1. **DAVID PEREZ** is reappointed as a member of the Advisory Committee to the Office of Gay, Lesbian, Bisexual, and Transgender Affairs ("Committee"), for a term to end June 30, 2016.
2. **IMANI WOODY** is reappointed as a member of the Committee, for a term to end June 30, 2016.
3. **JULIA SALADINO** is appointed as a member of the Committee, replacing Khadijah Tribble, for a term to end June 30, 2016.
4. **EFFECTIVE DATE:** This Order shall become effective June 30, 2014.


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 2014-143
June 12, 2014


SUBJECT: Appointment – Board of Barber and Cosmetology

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 Repl.), and in accordance with section 1002 of the Non-Health Related Occupations and Professions Licensure Act of 1998, effective April 20, 1999, D.C. Law 12-261, D.C. Official Code § 47-2853.06(c) (2012 Repl. and 2013 Supp.), it is hereby **ORDERED** that:

1. **NANITA N. WILSON**, who was nominated by the Mayor on March 4, 2014 and, following a forty-five day period of review by the Council of the District of Columbia, whose nomination was deemed approved pursuant to Proposed Resolution 20-0684 on May 12, 2014, is appointed as a consumer member of the Board of Barber and Cosmetology, for a term to end December 13, 2014.
2. **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****INVESTIGATIVE AGENDA****WEDNESDAY, JUNE 25, 2014****2000 14TH STREET, N.W., SUITE 400S, WASHINGTON, D.C. 20009**

On June 25, 2014 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#14-CC-00068 Napoleon/Hierarchy/Cru, 1847 COLUMBIA RD NW Retailer C Restaurant, License#:ABRA-075836

2. Case#14-CC-00051 Busboys & Poets, 1390 V ST NW 111 Retailer C Restaurant, License#: ABRA-071220

3. Case#14-CMP-00089 The 51st State, 2512 L ST NW Retailer C Tavern, License#: ABRA-071333

4. Case#13-CMP-00370(a) Universal Liquors, 2018 FLORIDA AVE NW Retailer A Retail - Liquor Store, License#:ABRA-072213

5. Case#14-CC-00071 Chop Sticks, 1073 WISCONSIN AVE NW Retailer C Restaurant, License#: ABRA-060470

6. Case#14-251-00169 Macombo Lounge, 5335 GEORGIA AVE NW Retailer C Nightclub, License#: ABRA-000771

7. Case#14-CC-00052 Bell Wine & Liquor, 1821 M ST NW Retailer A Retail - Liquor Store, License#: ABRA-000226

8. Case#14-251-00086 The Town Tavern, 2323 18TH ST NW Retailer C Tavern, License#: ABRA-079996

9. Case#14-CC-00034 Liberty Tree, 1016 H ST NE Retailer C Tavern, License#: ABRA-083356

10. Case#14-251-00132 The Codmother, 1334 U ST NW A Retailer C Tavern, License#: ABRA-086231

11. Case#14-CC-00063 The Codmother, 1334 U ST NW A Retailer C Tavern, License#: ABRA-086231

12. Case#14-AUD-00024 Cities, 919 19th ST NW Retailer C Restaurant, License#: ABRA-086319

13. Case#14-CC-00035 Tortilla Coast, 1454 - 1460 P ST NW Retailer C Restaurant, License#: ABRA-086859

14. Case#14-CC-00065 U & Pizza, 1250 U ST NW Retailer C Restaurant, License#: ABRA-092159

15. Case#14-251-00135 RiRa Irish Pub, 3123 - 3125 M ST NW Retailer C Restaurant, License#: ABRA-092168

16. Case#14-CC-00062 Kiflu's Wine & Spirits, 1201 5TH ST NW Retailer A Retail - Liquor Store, License#: ABRA-092419

17. Case#14-251-00134 Modern, 3287 M ST NW Retailer C Tavern, License#: ABRA-076925

ALCOHOLIC BEVERAGE REGULATION ADMINISTRATION

ALCOHOLIC BEVERAGE CONTROL BOARD

NOTICE OF MEETING

LEGAL AGENDA

WEDNESDAY, JUNE 25, 2014 AT 1:00 PM
2000 14th STREET, N.W., SUITE 400S, WASHINGTON, D.C. 20009

1. Review of Resolution dated June 16, 2014 from Will Stephens ANC2B Chairman.
Hampton Inn, 1729 H Street NW, Retailer CH, Lic#: 91668.
-

2. Review of two (2) request from E & J Gallo to provide retailers with products valued at more than \$50 and less than \$500.
-

*** In accordance with D.C. Official Code §2-574(b) Open Meetings Act, 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**

ALCOHOLIC BEVERAGE REGULATION ADMINISTRATION

ALCOHOLIC BEVERAGE CONTROL BOARD

NOTICE OF MEETING

LICENSING AGENDA

WEDNESDAY, JUNE 25, 2014 AT 1:00 PM

2000 14th STREET, N.W., SUITE 400S, WASHINGTON, D.C. 20009

1. Review application for Change of Hours. *Approved Hours of Operation:* Sunday 9am to 8pm. Monday-Saturday 8am to 9pm. *Approved Hours of Sales:* Sunday 9am to 8pm. Monday-Saturday 9am to 9pm. *Proposed Hours of Operation:* Sunday-Saturday 6am to 12am. *Proposed Hours of Sales:* Sunday 9am to 10pm. Monday-Saturday 7am to 12am. ANC 5E. SMD 5E06. Outstanding Fines/Citations. Pending Enforcement matter(s). No Settlement Agreement. *Capitol Food Market*, 1634 North Capitol Street NW, Retailer B, License No. 088815.

2. Review letter from Kevin Dziekonski requesting a determination on proposal. *Project GG*. 11311 Ashley Drive, Rockville, MD.

***In accordance with D.C. Official Code §2-574(b) of the Open Meetings Amendment Act, 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.**

DEPARTMENT OF BEHAVIORAL HEALTH

NOTICE

The Director of the D.C. Department of Behavioral Health (DBH), pursuant to the authority set forth in sections 5113, 5115, 5117 and 5118 of the “Department of Behavioral Health Establishment Act of 2013,” effective December 24, 2013, D.C. Law 20-0061, 60 DCR 12523, hereby gives notice that the DBH will continue to accept certification applications for residential substance abuse treatment programs for pregnant, post-partum women or women with dependent children. The moratorium notice which DBH published on May 2, 2014, shall remain in effect for all other substance abuse treatment and recovery program applications.

Applications that are currently under review by the DBH Certification and Regulation Branch will be processed in accordance with applicable law and regulations.

The Department plans to publish new substance abuse treatment provider certification regulations that will be effective on or around October 1, 2014. These new regulations are necessary to align our certification standards with the District of Columbia Medicaid State Plan Amendment for Adult Substance Abuse Rehabilitative Services (ASARS). The Department will evaluate the need for additional substance abuse treatment and recovery services providers after the new certification rules are effective.

All questions regarding this Notice should be directed to Atiya Frame-Shamblee, Deputy Director of Accountability, DBH, at 64 New York Ave. NE, 3rd floor, Washington D.C. 20002; or Atiya.Frame@dc.gov; or (202) 671-2245.

CENTER CITY PUBLIC CHARTER SCHOOLS, INC.**NOTICE OF INTENT**

Pursuant to the School Reform Act, D.C. 38-1802 (SRA) and the D.C. Public Charter Schools procurement policy, Center City PCS hereby submits this Notice of Intent to award the following Sole Source Contracts:

Vendor: Apple, Inc.

Description of Good or Service Procured: Center City PCS plans to purchase approximately 25 computers with AppleCare Protection Plans (3 year extended warranties) for new and returning staff members for SY2014-15.

Amount of Contract: \$31,829

Selection Justification: Products sourced directly from manufacturer/manufacturer's discounted pricing for educational institutions.

Vendor: Josh Boots (Independent Contractor)

Description of Good or Service Procured: Contractor will provide data & analytics capacity-building, including the review of school year 2013-14 data, preparations for the 2014-15 school year, on-going analysis of 2014-15 school quality data, and professional development opportunities for Center City staff throughout SY14-15.

Amount of Contract: \$60,000

Selection Justification: Contractor's experience and capabilities meet the schools' requirements for data and reporting initiatives.

Vendor: Center for Transformative Teacher Training (CTTT)

Description of Good or Service Procured: CTTT will provide The No-Nonsense Nurturer (NNN) program training and related services to campus staff during SY2014-15. The program focuses on classroom management and classroom culture protocols, theories, and practices.

Amount of Contract: \$50,000

Selection Justification: Contractor's experience and capabilities meet the schools' requirements for staff training initiatives.

Vendor: Reading Partners

Description of Good or Service Procured: Reading Partners will operate a tutoring program at Capitol Hill and Shaw Campuses. Programming will include one-on-one support for students during school hours and will directly align with Center City's instructional practices and curriculum.

Amount of Contract: \$40,000

Selection Justification: Contractor's experience and capabilities meet the schools' requirements for supplemental programming initiatives.

Vendor: Urban Teacher Center (UTC)

Description of Good or Service Procured: UTC will provide teacher placement services and ongoing developmental support for SY2014-15. Each campus will receive resident teachers (up to 4 across the district) for \$20,000 per placement.

Amount of Contract: \$80,000

Selection Justification: Contractor's experience and capabilities meet the schools' requirements for resident teacher staffing initiatives.

CHILD AND FAMILY SERVICES AGENCY
MAYOR'S ADVISORY COMMITTEE ON CHILD ABUSE AND NEGLECT
(MACCAN)

2014 MONTHLY MEETING SCHEDULE

This notice outlines the schedule for the remainder of the year of the regular meetings of the Mayor's Advisory Committee on Child Abuse and Neglect. The meetings are held in open session and the public is invited to attend. The meetings are held at the Child and Family Services Agency (CFSA) 200 I Street SE Washington, DC 20003. A copy of the agenda for each meeting is posted on the 3rd Floor of the building three business days in advance. For further information, please contact Marcy Chell at 202 727 6322. This Schedule is subject to change.

DATE	TIME	LOCATION
Tuesday July 29, 2014	10:30 AM	CFSA
Tuesday September 30, 2014	10:30 AM	CFSA
Tuesday December 2, 2014	10:30 AM	CFSA

CREATIVE MINDS INTERNATIONAL PUBLIC CHARTER SCHOOL**VARIOUS REQUESTS FOR PROPOSALS 2014**

Creative Minds International PCS is a public charter school that opened in August 2012. The school will be serving 183 students from preschool to 4th grade during school year 2014-15.

Creative Minds International PCS, in accordance with section 2204(c) of the District of Columbia School Reform Act of 1995, invites all interested and qualified vendors to submit proposals to provide goods and services in the following areas for SY 2014-15 beginning July 1, 2014:

- Accounting and Financial Services
- Aftercare Services
- Building Maintenance Services
- Cleaning and Janitorial Services
- Education Consultant Services
- English Language Learner (ELL) assessments and related services
- Information Technology (IT) Services
- Special Education Services (SPED) and related services including but not limited to, Occupational Therapy, Physical Therapy, Speech and Language Therapy, Psychological Assessments and Special Education Evaluations
- Substitute Teaching Staff

Proposals are due no later than 5:00 pm June 30, 2014. Questions and proposals may be emailed to procurement@creativemindspcs.org.

Assumptions and Agreements

Proposals will not be returned. Creative Minds International PCS reserves the right to dismiss a proposal without providing a reason. Creative Minds International PCS reserves the right to terminate a contract at any time. Creative Minds International PCS reserves the right to renew a contract at the end of the first year for the next school year, for a maximum of two subsequent extensions based on mutual agreement of both parties.

Submission Information

Bids must include evidence of experience in the field, qualifications and estimated fees. Please send proposals to James Lafferty-Furphy at procurement@creativemindspcs.org

Basis for Award of Contract

Creative Minds International PCS reserves the right to award a contract as it determines to be in the best interest of the school.

Proposals must be received by 5:00 pm June 30, 2014, 5PM EST. Late proposals will not be accepted.

DC INTERNATIONAL SCHOOL**REQUEST FOR PROPOSALS****Special Education Providers**

RFP for Special Education Service Providers: DC International School is seeking competitive bids for Special Education Psychological Evaluations & Psychological Services. Service Providers will be required to attend IEP meetings and assist in writing IEPs. These services are to be offered at DC International School during school hours to students who require specialized services. Bids must include evidence of experience in field, qualifications and estimated fees. Please send proposals to RFP@washingtonyuying.org. Proposals must be received no later than the close of business Friday, July 4, 2014.

D.C. PREPARATORY ACADEMY
REQUESTS FOR PROPOSALS

D.C. Preparatory Academy, in accordance with section 2204(c)(XV)(A) of the District of Columbia School Reform Act of 1995, hereby solicits proposals to provide:

- Accounting services
- Advertising and marketing services
- Assessment and instructional data support and services
- Banking/Procurement card services
- Business insurance
- Classroom furniture, fixtures, and equipment
- Computer hardware and software
- Construction/General Contractor services
- Curriculum materials
- Custodial services
- Employee medical benefits
- Financial audit services
- HR consulting services
- HR information systems
- Instructional support services
- Janitorial supplies
- Legal services
- Office furniture, fixtures, and equipment
- Office supplies
- Payroll services
- Printing and duplication services
- Professional development and consulting services
- Project management consulting services
- Security services
- Special education services
- Student data management systems
- Student transportation services
- Talent recruitment and development services
- Temporary staffing services
- Waste management services

Please email bids@dcprep.org for more details about requirements.

Bids are DUE BY JUNE 30, 2014.

DC SCHOLARS PUBLIC CHARTER SCHOOL**REQUEST FOR PROPOSAL****AFTERSCHOOL SERVICES**

DC Scholars Public Charter School, in accordance with section 2204 (c) (1) (A) of the D.C. School Reform Act of 1995 (Public Law 104-134), hereby solicits proposals for afterschool services. DC Scholars Public Charter School serves grades PS -5 with approximately 396 students and 55 staff. The school is located at 5601 East Capitol Street, SE, Washington, DC 20019 and operates from 7:45am-6:00pm daily.

Proposals should include the following:

- Description of afterschool programming for Mon-Fri 3:50-6:00PM for PS-5th grades.
- Explanation of how program enhances student academic achievement
- Explanation of how program incorporates physical fitness and other enrichment courses/activities
- Description of staffing model
- Quote on 1 full year of after school and summer program for 2014-2015 academic year and summer.
- Description of professional development for the staff

DC Scholars Public Charter School will receive proposals titled "Proposal for Afterschool" until June 30, 2014. All proposals should be sent to vharris@dcscholars.org

Proposals will be opened and recorded at 9AM on July 1, 2014. A contract will be offered within three weeks of the bid opening. Bids may not be withdrawn after the closing period.

Bid will be evaluated on price, references, ability to meet specifications, customer service, and alignment to Scholar Academies' mission. The school seeks a one-year contract with specified options for renewals. We are price sensitive and open to ideas to revise our scope slightly in order to generate savings.

All questions should be in writing by e-mail. Please put "Afterschool RFP" in the subject heading. No phone calls regarding this RFP will be accepted.

All quotes are due by June 30 2014. Any further questions, please contact vharris@dcscholars.org.

E.L. HAYNES PUBLIC CHARTER SCHOOL**REQUEST FOR PROPOSALS**

E.L. Haynes Public Charter School (“ELH”) is seeking one or more qualified service providers for HVAC services. Vendors may apply for one or more of the below services:

- 1) Diagnosis of HVAC deficiencies with review of all HVAC components including fan coil units, RTUs, Mitsubishi air handlers, Trane units and boilers.
- 2) Repair of deficiencies found.
- 3) Annual contract for maintenance of all components with annual opportunities for renewal.

All proposals must be received by 4pm on Tuesday, July 1, 2014. The RFP with bidding requirements can be obtained by contacting:

Bethany Molitor
Director of Kansas Operations
E.L. Haynes Public Charter School
Please contact via email only: bmolitor@elhaynes.org

E.L. HAYNES PUBLIC CHARTER SCHOOL**REQUEST FOR PROPOSALS****Security Services**

E.L. Haynes Public Charter School, serving 1200 students from Pre-Kindergarten through 12th grade, invites proposals for school building security. Proposals are due via email to Vicki Koussoglou no later than 5:00 p.m. on Thursday, July 3, 2014. The RFP with bidding requirements can be obtained by contacting: Vicki Koussoglou vkoussoglou@elhaynes.org; 202.667.4446 x1006

OFFICE OF THE STATE SUPERINTENDENT OF EDUCATION

NOTICE OF FUNDING AVAILABILITY**Fiscal Year 2015 McKinney-Vento Homeless Education Grant****Request for Application Release Date: Monday, July 7, 2014****Pre-Application Conference: Friday, June 20, 2014 and Thursday, August 28, 2014****Application Submission Deadline: Monday, September 15****Grant Award Notification (GAN): Monday, September 15**

The Division of Elementary and Secondary Education, within the Office of the State Superintendent of Education (the "OSSE"), will be soliciting grant proposals from District of Columbia local education agencies (LEAs). The amount of funding available is \$170,701.00.

The purpose of the McKinney-Vento Homeless Assistance Act Program Grant is to assist LEAs in addressing the educational and related needs of homeless children and youth. LEAs, with or without this funding, must ensure that homeless children and youth have equal access to the same free, appropriate public education, including public preschool education, as provided to other children and youths. Authorized under Title X of the Elementary and Secondary Education Act (ESEA), as amended, the law's specific purposes are to:

- Facilitate the enrollment, attendance, and success in school of homeless children and youth; and to
- Provide opportunities for academic enrichment, including providing tutorial services, expedited evaluations, professional development, provision of assistance to defray the excess cost of transportation, and the provision of referral services to homeless children and youth for medical, dental, mental, and other health services.

Program costs must be paid, not merely incurred, by the awardee to the payee prior to requesting reimbursement. All awards will be reviewed annually for consideration of continued funding. To receive more information or for a copy of the Request for Applications (RFA), please contact:

Sheryl Hamilton
Office of the State Superintendent of Education
810 First Street, NE, 8th Floor
Washington, D.C. 20002
Telephone: (202) 741-6404
Email: transitory.services@dc.gov

LEAs interested in applying for McKinney-Vento funds may use the following link to access OSSE's on-line Enterprise Grants Management System:
<https://osse.mtwgms.org/wdcossegrmsweb/logon.aspx>. The RFA and application submission guidance will also be available on OSSE's Transitory Services.

OFFICE OF THE STATE SUPERINTENDENT OF EDUCATION**REQUEST FOR PROPOSALS/INTEREST (“RFP/RFI”)****Building and Supporting a STEM Network in the District of Columbia****Due Date: June 27, 2014****Selection Date: July 7, 2014****MOA Date: September 15, 2014**Introduction

The District of Columbia is well-positioned to be an exemplar for science, engineering, technology and mathematics (“STEM”) education. It is a region rich with a multitude of STEM jobs that can be found across a variety of employers. Currently, we have an unprecedented window of opportunity to reimagine STEM education for DC. We need to bring STEM to life in new ways to inspire and engage the next generation. A networked approach will serve to create a unified system of STEM education and workforce development in our local community – fostering partnerships, eliminating the duplication of work, and increasing impact.

The District would like to create “a shared vision of equity, excellence and innovation” in STEM education and 1) prepare all students in DC to graduate high school with a college and career ready mastery of STEM, and 2) to increase the number of DC students who major in STEM fields in college and enter STEM careers.

OSSE is creating a Request for Proposals/Request for Interest to identify potential partners to help build an interactive and integrated set of partners who have the resources to fund and provide overall strategic guidance. This partner will develop a network to help accomplish its goals (as defined by the Office of State Superintendent of Education (“OSSE”), build momentum, and establish a long-term practice in the District supporting STEM education.

Battelle has been a Race to the Top (“RTTT”) partner with OSSE for four (4) years and an active participant in helping to stand up state networks like the Ohio STEM Learning Network and the Tennessee STEM Innovation Network (through their respective Governors’ Offices) and will be a continued partner through this process. In addition, Battelle has worked with OSSE to maintain its membership in STEMx.

Battelle is the world’s largest nonprofit research and development organization, with over 22,000 employees at more than 60 locations globally. A 501(c)(3) charitable trust, Battelle was founded on industrialist Gordon Battelle’s vision that business and scientific interests can go hand-in-hand as forces for positive change.

Battelle is guided by a founding mission to reinvest our profits for greater purpose. This was the vision of our founder and it is his words that guide our philanthropic efforts to support education

in STEM. By doing so, we look to inspire the next generation of leaders, whose contributions will advance our community and the public good. More information about STEMx can be found at www.stemx.us.

Overview of the Proposal Process

RFP/RFI Submission Instructions: Responses are due no later than 4:30PM EST on Friday, June 27, 2014. Responses should be submitted electronically to schofieldr@battelle.org. Responses must be no longer than 5-7 pages in length. An appendix of no more than two (2) pages can also be included with biographies of key personnel.

Additional information: After a review of the RFP/RFI Responses, a finalist will be selected and notified by July 7, 2014, and by no later than September 15, 2014, a MOA will be signed with OSSE to facilitate this work.

Content of Response

One of the major components of transforming STEM education is instructional leadership, please develop a proposal that describes how your vision to create and sustain a STEM Network in the District will occur and include the following information.

I. Contact Information

- 1) Respondent Contact Person
- 2) Name
- 3) Address
- 4) Email
- 5) Telephone/Fax Number

II. Respondent Overview

- 1) Organization Name
- 2) Organization Website
- 3) Type of Legal Entity (non-profit, trust, etc.
- 4) Incorporation Date
- 5) Recent 990s and Audited Financial Data available for the past two (2) years

III. A demonstrated history of working with K-12 educators & Lead Education Agencies (LEA's) in the District of Columbia

- 1) Capacity for developing strong partnerships by engaging and building a cross-section of partners that can support school leadership and students. This includes but is not limited to:
 - a. Building an advisory board
 - b. Bringing diverse partners to the table such as non-profits, higher institutions of learning, working with informal science educators, etc.
 - c. Growing DC student outcomes as defined and measured by OSSE:
 - i. To prepare all students in DC to graduate high school with a college and career ready mastery of math, science, engineering and technology.
 - ii. To increase the number of DC students who major in STEM fields in college and enter STEM careers.
 - d. Creating an active environment for transformative education
 - e. Engaging with workforce and industry partners
- 2) Demonstrated capacity for completing program evaluations, developing systems for tracking program participants & outcomes as well as keeping accurate records
- 3) Demonstrated capacity for managing services to meet performance targets
- 4) Demonstrated policy & advocacy capacity
- 5) Demonstrated capacity to sustain an organization

IV. Leadership

- 1) Please describe your organization's leadership team, including the length of time the senior management team has held their positions or positions of similar responsibility. Please detail senior management's participation in scaling or replicating efforts as well as senior management's participation in K-12 education across the District of Columbia.

OFFICE OF THE STATE SUPERINTENDENT OF EDUCATION

NOTICE OF FUNDING AVAILABILITY

Fiscal Year 2015 Title I, Part D Neglected and Delinquent

Request for Application Release Date: Monday, July 7, 2014

Pre-Application Conference: Monday, July 7, 2014

Pre-Application Conference: Monday, July 21, 2014

Application Submission Deadline: Tuesday, August 12, 2014

Grant Award Notification (GAN): Friday, August 29, 2014

Division of Elementary and Secondary Education, within the Office of the State Superintendent of Education (OSSE), is soliciting applications from eligible state agencies. This program provides financial assistance to educational programs for youth in State-operated institutions. The amount of funding available is \$214,634.97.

The purposes of the Title I, Part D Program (ND) are:

- 1) to improve educational services for children and youth in local and State institutions for neglected or delinquent children and youth so that such children and youth have the opportunity to meet the same challenging State academic content standards and challenging State student academic achievement standards that all children in the State are expected to meet;
- 2) to provide such children and youth with the services needed to make a successful transition from institutionalization to further schooling or employment; and
- 3) to prevent at-risk youth from dropping out of school, and to provide dropouts, and children and youth returning from correctional facilities or institutions for neglected or delinquent children and youth, with a support system to ensure their continued education.

Program costs must be paid, not merely incurred, by the awardee to the payee prior to requesting reimbursement. All awards will be reviewed annually for consideration of continued funding. To receive more information or for a copy of the Request for Applications (RFA), please contact:

Sheryl Hamilton
Office of the State Superintendent of Education
810 First Street, NE, 8th Floor
Washington, D.C. 20002
Telephone: (202) 741-6404
Email: transitory.services@dc.gov

LEAs interested in applying for ND funds may use the following link to access OSSE's on-line Enterprise Grants Management System: <https://osse.mtwgms.org/wdcossegmsweb/logon.aspx>. The RFA and application submission guidance will also be available on OSSE's website- OSSE.DC.Gov.

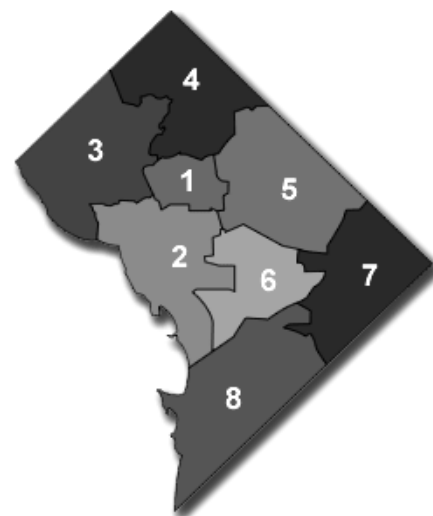
D.C. BOARD OF ELECTIONS
MONTHLY REPORT OF VOTER REGISTRATION STATISTICS
CITYWIDE REGISTRATION SUMMARY
As Of MAY 31, 2014

WARD	DEM	REP	STG	LIB	OTH	N-P	TOTALS
1	41,925	2,605	700	50	122	11,016	56,418
2	28,646	5,438	208	56	120	10,471	44,939
3	35,806	6,700	339	48	93	10,925	53,911
4	46,411	2,146	495	28	127	8,512	57,719
5	48,759	1,922	540	32	139	8,096	59,488
6	49,549	5,987	493	74	151	11,873	68,127
7	48,507	1,230	428	6	106	6,702	56,979
8	45,747	1,225	402	10	162	7,062	54,608
Totals	345,350	27,253	3,605	304	1,020	74,657	452,189
Percentage By Party	76.37%	6.03%	.80%	.07%	.23%	16.51%	100.00%

DISTRICT OF COLUMBIA BOARD OF ELECTIONS MONTHLY REPORT OF
VOTER REGISTRATION STATISTICS AND REGISTRATION TRANSACTIONS
 AS OF THE END OF MAY 31, 2014

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.dcboee.org>



D.C. BOARD OF ELECTIONS
MONTHLY REPORT OF VOTER REGISTRATION STATISTICS
WARD 1 REGISTRATION SUMMARY
As Of MAY 31, 2014

PRECINCT	DEM	REP	STG	LIB	OTH	N-P	TOTALS
20	1,281	30	6	2	7	189	1,515
22	3,538	304	29	6	7	917	4,801
23	2,660	164	53	5	6	681	3,569
24	2,365	213	31	5	6	725	3,345
25	3,627	400	60	4	7	1,072	5,170
35	3,301	200	61	2	8	934	4,506
36	4,108	263	60	2	9	1,100	5,542
37	3,044	126	47	3	6	676	3,902
38	2,638	133	54	3	8	698	3,534
39	4,066	203	82	5	13	961	5,330
40	3,805	202	96	2	18	1,077	5,200
41	3,233	181	64	7	15	986	4,486
42	1,725	64	30	3	6	451	2,279
43	1,619	66	19	1	2	349	2,056
137	915	56	8	0	4	200	1,183
TOTALS	41,925	2,605	700	50	122	11,016	56,418

**D.C. BOARD OF ELECTIONS
MONTHLY REPORT OF VOTER REGISTRATION STATISTICS
WARD 2 REGISTRATION SUMMARY
As Of MAY 31, 2014**

PRECINCT	DEM	REP	STG	LIB	OTH	N-P	TOTALS
2	667	144	8	0	7	402	1,228
3	1,289	353	12	4	13	592	2,263
4	1,630	448	8	3	5	770	2,864
5	2,115	658	12	4	10	817	3,616
6	2,279	915	21	3	17	1,250	4,485
13	1,338	253	7	2		456	2,056
14	2,730	440	24	6	10	988	4,198
15	2,899	318	19	7	10	840	4,093
16	3,402	358	27	7	12	872	4,678
17	4,696	630	38	9	17	1,558	6,948
129	1,914	313	13	5	5	704	2,954
141	2,152	238	10	4	8	639	3,051
143	1,535	370	9	2	6	583	2,505
TOTALS	28,646	5,438	208	56	120	10,471	44,939

D.C. BOARD OF ELECTIONS
MONTHLY REPORT OF VOTER REGISTRATION STATISTICS
WARD 3 REGISTRATION SUMMARY
As Of MAY 31, 2014

PRECINCT	DEM	REP	STG	LIB	OTH	N-P	TOTALS
7	1,180	389	17	0	2	533	2,121
8	2,304	605	23	4	7	714	3,657
9	1,099	488	8	2	6	460	2,063
10	1,677	411	12	2	8	611	2,721
11	3,233	925	39	3	6	1,338	5,544
12	453	189	1	0	2	206	851
26	2,780	344	25	3	3	875	4,030
27	2,357	283	16	3	5	583	3,247
28	2,234	520	33	6	7	747	3,547
29	1,172	229	10	1	5	363	1,780
30	1,228	220	15	3	3	262	1,731
31	2,303	307	21	2	8	537	3,178
32	2,630	310	21	3	3	596	3,563
33	2,820	329	31	4	9	715	3,908
34	3,446	473	26	6	6	1,118	5,075
50	2,015	288	13	3	9	458	2,786
136	833	115	8	1		308	1,265
138	2,042	275	20	2	4	501	2,844
TOTALS	35,806	6,700	339	48	93	10,925	53,911

D.C. BOARD OF ELECTIONS
MONTHLY REPORT OF VOTER REGISTRATION STATISTICS
WARD 4 REGISTRATION SUMMARY
As Of MAY 31, 2014

PRECINCT	DEM	REP	STG	LIB	OTH	N-P	TOTALS
45	2,095	72	35	4	7	410	2,623
46	2,719	68	31	2	9	498	3,327
47	2,850	136	35	3	9	687	3,720
48	2,669	129	29	1	6	525	3,359
49	849	36	15	0	4	177	1,081
51	3,204	538	19	1	7	623	4,392
52	1,258	177	5	0	3	214	1,657
53	1,220	74	19	1	6	251	1,571
54	2,272	86	32	2	4	457	2,853
55	2,324	67	21	1	6	405	2,824
56	2,971	80	30	0	10	638	3,729
57	2,445	70	31	2	13	418	2,979
58	2,242	53	17	1	2	359	2,674
59	2,521	77	31	4	9	390	3,032
60	2,109	76	23	2	7	654	2,871
61	1,579	49	12	0	1	275	1,916
62	3,098	123	26	0	2	340	3,589
63	3,353	124	48	0	11	596	4,132
64	2,188	51	14	1	5	300	2,559
65	2,445	60	22	3	6	295	2,831
Totals	46,411	2,146	495	28	127	8,512	57,719

**D.C. BOARD OF ELECTIONS
MONTHLY REPORT OF VOTER REGISTRATION STATISTICS
WARD 5 REGISTRATION SUMMARY
As Of MAY 31, 2014**

PRECINCT	DEM	REP	STG	LIB	OTH	N-P	TOTALS
19	3,905	176	60	5	6	899	5,051
44	2,774	204	29	4	12	618	3,641
66	4,417	97	40	1	10	481	5,046
67	2,934	98	24	0	8	377	3,441
68	1,873	135	24	5	7	372	2,416
69	2,087	67	14	1	10	251	2,430
70	1,419	64	19	1	3	204	1,710
71	2,324	56	24	1	8	327	2,740
72	4,294	113	23	1	14	705	5,150
73	1,853	84	29	4	6	326	2,302
74	4,026	187	57	2	8	753	5,033
75	3,179	132	53	2	6	667	4,039
76	1,313	59	13	0	4	243	1,632
77	2,709	91	28	2	7	452	3,289
78	2,800	77	34	0	8	419	3,338
79	1,877	71	16	1	8	308	2,281
135	2,913	173	44	2	11	501	3,644
139	2,062	38	9	0	3	193	2,305
TOTALS	48,759	1,922	540	32	139	8,096	59,488

**D.C. BOARD OF ELECTIONS
MONTHLY REPORT OF VOTER REGISTRATION STATISTICS
WARD 6 REGISTRATION SUMMARY
As Of MAY 31, 2014**

PRECINCT	DEM	REP	STG	LIB	OTH	N-P	TOTALS
1	3,840	393	45	4	15	994	5,291
18	4,089	240	40	6	11	853	5,239
21	1,128	57	19	2	2	237	1,445
81	4,627	344	41	4	15	911	5,942
82	2,530	252	25	5	10	543	3,365
83	3,745	428	34	9	9	919	5,144
84	1,968	407	24	4	6	526	2,935
85	2,603	481	23	3	7	716	3,833
86	2,248	267	26	0	7	477	3,025
87	2,690	226	20	1	7	533	3,477
88	2,123	291	14	2	7	512	2,949
89	2,512	651	22	8	5	747	3,945
90	1,585	264	11	3	6	461	2,330
91	4,045	351	37	5	15	934	5,387
127	3,816	261	47	5	10	751	4,890
128	2,147	190	28	4	7	568	2,944
130	784	314	9	2	5	289	1,403
131	1,747	412	12	6	4	555	2,736
142	1,322	158	16	1	3	347	1,847
TOTALS	49,549	5,987	493	74	151	11,873	68,127

D.C. BOARD OF ELECTIONS
MONTHLY REPORT OF VOTER REGISTRATION STATISTICS
WARD 7 REGISTRATION SUMMARY
As Of MAY 31, 2014

PRECINCT	DEM	REP	STG	LIB	OTH	N-P	TOTALS
80	1,495	77	16	0	5	251	1,844
92	1,612	39	11	1	6	241	1,910
93	1,543	43	15	1	4	209	1,815
94	2,022	50	17	0	3	266	2,358
95	1,683	42	17	0		294	2,036
96	2,367	64	23	0	8	358	2,820
97	1,516	35	15	0	3	194	1,763
98	1,797	41	24	0	4	249	2,115
99	1,464	40	17	1	5	230	1,757
100	2,182	43	16	1	4	262	2,508
101	1,679	32	18	0	5	182	1,916
102	2,491	52	23	0	4	309	2,879
103	3,631	92	38	0	11	555	4,327
104	3,013	76	24	0	10	435	3,558
105	2,404	58	22	0	3	380	2,867
106	2,964	68	22	0	7	446	3,507
107	1,920	52	15	0	4	279	2,270
108	1,131	26	6	0		113	1,276
109	946	33	7	0	1	88	1,075
110	3,735	93	24	2	7	393	4,254
111	2,478	57	23	0	7	352	2,917
113	2,231	60	21	0	2	271	2,585
132	2,203	57	14	0	3	345	2,622
TOTALS	48,507	1,230	428	6	106	6,702	56,979

D.C. BOARD OF ELECTIONS
MONTHLY REPORT OF VOTER REGISTRATION STATISTICS
WARD 8 REGISTRATION SUMMARY
As Of MAY 31, 2014

PRECINCT	DEM	REP	STG	LIB	OTH	N-P	TOTALS
112	2,086	56	8	1	9	291	2,451
114	3,164	105	26	1	19	513	3,828
115	2,919	68	18	2	10	608	3,625
116	3,881	96	38	0	13	557	4,585
117	1,891	45	13	0	9	284	2,242
118	2,685	66	27	1	9	391	3,179
119	2,890	108	42	0	8	538	3,586
120	1,968	36	20	0	5	309	2,338
121	3,327	73	34	1	12	485	3,932
122	1,811	43	17	0	4	243	2,118
123	2,270	91	23	2	12	346	2,744
124	2,607	57	14	1	4	348	3,031
125	4,786	122	40	0	11	734	5,693
126	3,886	117	37	1	19	681	4,741
133	1,408	41	11	0	5	179	1,644
134	2,211	41	23	0	5	263	2,543
140	1,957	60	11	0	8	292	2,328
TOTALS	45,747	1,225	402	10	162	7,062	54,608

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

For voter registration activity between 4/30/2014 and 5/31/2014

NEW REGISTRATIONS	DEM	REP	STG	LIB	OTH	N-P	TOTAL
Beginning Totals	344,354	27,133	3,591	284	1,020	74,197	450,579
Board of Elections Over the Counter	78	3	2	0	0	24	107
Board of Elections by Mail	135	7	2	0	3	55	202
Board of Elections Online Registration	72	6	2	1	0	18	99
Department of Motor Vehicle	1,207	174	13	12	1	524	1,931
Department of Disability Services	3	1	0	0	0	3	7
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	6	0	0	0	0	3	9
Department of Human Services	28	1	0	1	0	8	38
Special / Provisional	0	0	0	0	0	0	0
All Other Sources	39	6	0	0	0	14	59
+Total New Registrations	1,569	198	19	14	4	649	2,453

ACTIVATIONS	DEM	REP	STG	LIB	OTH	N-P	TOTAL
Reinstated from Inactive Status	142	7	0	1	1	29	180
Administrative Corrections	2,342	119	0	0	86	370	2,917
+TOTAL ACTIVATIONS	2,484	126	0	1	87	399	3,097

DEACTIVATIONS	DEM	REP	STG	LIB	OTH	N-P	TOTAL
Changed to Inactive Status	322	27	4	1	2	86	442
Moved Out of District (Deleted)	1	0	0	0	0	0	1
Felon (Deleted)	2	0	0	0	0	0	2
Deceased (Deleted)	2,711	138	1	0	68	156	3,074
Administrative Corrections	275	40	8	14	2	81	420
-TOTAL DEACTIVATIONS	3,311	205	13	15	72	323	3,939

AFFILIATION CHANGES	DEM	REP	STG	LIB	OTH	N-P	
+ Changed To Party	413	50	20	21	8	141	
- Changed From Party	-159	-49	-12	-1	-27	-406	
ENDING TOTALS	345,350	27,253	3,605	304	1,020	74,657	452,189

DEPARTMENT OF EMPLOYMENT SERVICES**OFFICE OF WAGE AND HOUR****PUBLIC NOTICE****District of Columbia Minimum Wage Increase**

Beginning July 1, 2014, the minimum wage in the District of Columbia will increase from \$8.25 per hour to \$9.50 per hour for all workers, regardless of size of employer. Mayor Vincent C. Gray signed the Minimum Wage Amendment Act of 2013 into law on January 15, 2014 after unanimous passage by the D.C. Council. The law also includes provisions to further increase the minimum wage in subsequent years.

Under the new law, the minimum wage is slated to increase by \$1.00 on July 1 each year through 2016, capping at \$11.50 per hour. Beginning July 1, 2017, the District's minimum wage will increase annually in proportion to the annual average increase in the Consumer Price Index for All Urban Consumers in the Washington Metropolitan Statistical Area for the preceding 12 months.

The base minimum wage for tipped restaurant employees will remain at \$2.77 per hour. However, if an employee's hourly tip earnings (averaged weekly) added to the base minimum wage do not equal the District's full minimum wage, the employer must pay the difference.

The Department of Employment Services will produce and mail new D.C. Minimum Wage workplace posters to all District employers. Every employer subject to the provisions of the Act must post the D.C. Minimum Wage poster in or about the premises at which any employee covered is employed.

Please direct all inquiries to:

Mohammad Sheikh
Deputy Director, Labor Standards Bureau
(202) 671-0588

DISTRICT DEPARTMENT OF THE ENVIRONMENT

NOTICE OF FUNDING AVAILABILITY

**GRANTS FOR
Low Income Energy Efficiency and Conservation Programs**

The District Department of the Environment (“DDOE”) is seeking eligible entities, as defined below, to install energy efficiency measures in more than 300 units per year, depending on funding availability. A successful applicant will assist DDOE in achieving this objective by installing approved energy efficiency measures in low income households and providing energy savings information to occupants. Energy efficiency improvements include energy-audit recommended measures, HVAC repair or replacement, and directly related measures.

Beginning 6/20/2014, the full text of the Request for Applications (“RFA”) will be available online at DDOE’s website. It will also be available for pickup. A person may obtain a copy of this RFA by any of the following means:

Download from DDOE’s website, www.ddoe.dc.gov. Select “Resources” tab. Cursor over the pull-down list; select “Grants and Funding;” then, on the new page, cursor down to the announcement for this RFA. Click on “Read More,” then download and related information from the “attachments” section.

Email a request to 2015EECPRFA.grants@dc.gov with “Request copy of RFA 2014-1411-EECP” in the subject line;

Pick up a copy in person from the DDOE reception desk, located at 1200 First Street NE, 5th Floor, Washington, DC 20002 (call LaWanda Jones at (202) 671-1757 to make an appointment and mention this RFA by name); or

Write DDOE at 1200 First Street NE, 5th Floor, Washington, DC 20002, “Attn: LaWanda Jones RE:2014-1411-EECP” on the outside of the letter.

The deadline for application submissions is 7/18/2014 at 4:30 p.m. Five hard copies must be submitted to the above address and a complete electronic copy must be e-mailed to 2015EECPRFA.grants@dc.gov.

Eligibility: All the checked institutions below may apply for these grants:

- ☒-Nonprofit organizations, including those with IRS 501(c)(3) or 501(c)(4) determinations;
- ☒-Faith-based organizations;
- ☒-Government agencies; and
- ☒-Universities/educational institutions.

Period of Awards: The Award is for a fixed term of three consecutive Fiscal Years, commencing on October 1, 2014 (the “Start Date”) and ending automatically on September 30, 2017 (the “End Date”), unless terminated earlier based on performance or at the Director’s discretion.

Available Funding: The total amount available for this RFA is approximately \$3,600,000. The amount is subject to continuing availability of funding and approval by the appropriate agencies.

For additional information regarding this RFA, please contact DDOE as instructed in the RFA document, at 2015EECPRFA.grants@dc.gov.

DISTRICT DEPARTMENT OF THE ENVIRONMENT

NOTICE OF FUNDING AVAILABILITY

GRANTS FOR THE
Pumpout Boat for DC Waters

The District Department of the Environment (“DDOE”) is seeking eligible entities, as defined below, to 1. To reduce the amount and frequency of sanitary boat sewage deposition in the waters of the District of Columbia. 2. For boaters, especially transient boaters, come into and remain in compliance with the District’s regulations concerning discharge of sanitary boat sewage.

Beginning 6/20/2014, the full text of the Request for Applications (“RFA”) will be available online at DDOE’s website. It will also be available for pickup. A person may obtain a copy of this RFA by any of the following means:

Download from DDOE’s website, www.ddoe.dc.gov. Select “Resources” tab. Cursor over the pull-down list; select “Grants and Funding;” then, on the new page, cursor down to the announcement for this RFA. Click on “Read More,” then download and related information from the “attachments” section.

Email a request to 2014CVARFA.grants@dc.gov with “Request copy of RFA 2014-10-FWD in the subject line;

Pick up a copy in person from the DDOE reception desk, located at 1200 First Street NE, 5th Floor, Washington, DC 20002 (call Joanne Goodwin at (202) 535-1798 to make an appointment and mention this RFA by name); or

Write DDOE at 1200 First Street NE, 5th Floor, Washington, DC 20002, “Attn: Joanne Goodwin RE:2014-10-FWD on the outside of the letter.

The deadline for application submissions is 7/18/2014, at 4:30 p.m. Five hard copies must be submitted to the above address and a complete electronic copy must be e-mailed to 2014CVARFA.grants@dc.gov.

Eligibility: All the checked institutions below may apply for these grants:

- ☒-Nonprofit organizations, including those with IRS 501(c)(3) or 501(c)(4) determinations;
- ☒-Private enterprises;
- ☒-Government agencies; and
- ☒-Universities/educational institutions.

Period of Awards: The end date for the work of this grant program will be 9/30/2015.

Available Funding: The total amount available for this RFA is approximately \$95,500.00. The amount is subject to continuing availability of funding and approval by the appropriate agencies.

For additional information regarding this RFA, please contact DDOE as instructed in the RFA document, at 2014CVARFA.grants@dc.gov.

DISTRICT DEPARTMENT OF THE ENVIRONMENT

FISCAL YEAR 2014

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 Permit #6729 to Potomac Electric Power Company (Pepco) to operate a 10 kW propane-fired emergency generator set (Unit GE001) with 13 bhp engine located at the Benning Service Center, 3400 Benning Road NE, Washington, DC. The contact person for the facility is Shirley Harmon, Manager, Environmental Compliance & Performance Assessment, at (202) 331-6640.

Emergency Generator to be Permitted

Equipment Location	Address	Equipment Size	Fuel	Model Number	Permit Number
Pepco Generating Side, Benning Service Center	3400 Benning Rd. NE, Washington DC	10 kW (13 hp)	Propane	12JC-3R/5606R	6729

The proposed emission limits are as follows:

- a. Visible emissions shall not be emitted into the outdoor atmosphere from the 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 estimated emissions from the emergency generator are as follows:

Pollutant	Emission Rate (lb/hr)	Maximum Annual Emissions (tons/yr)
Carbon Monoxide (CO)	0.03	0.00721
Oxides of Nitrogen (NO _x)	0.37	0.09
Total Particulate Matter , PM (Total)	0.000909	0.000227
Volatile Organic Compounds (VOCs)	0.01	0.00268
Sulfur Dioxide (SO _x)	0.0000535	0.0000134

The application to operate the emergency generator and the draft permit and supporting documents 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 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 or hearing requests postmarked after July 21, 2014 will be accepted.

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

DISTRICT DEPARTMENT OF THE ENVIRONMENT

FISCAL YEAR 2014

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 #6887 to the District of Columbia Superior Courts to operate one (1) 2,000 kW diesel-fired emergency generator set at the District of Columbia Superior Courts property located at 500 Indiana Avenue NW, Washington DC. The contact person for the facility is Joseph Sanchez, Contracting Officer, at (202) 879-2801

The proposed emission limits are as follows:

- a. Emissions shall not exceed those found in the following table, as measured according to the procedures set forth in 40 CFR 89, Subpart E. [40 CFR 60.4205(b), 40 CFR 60.4202(a)(2) and 40 CFR 89.112(a)]

Pollutant Emission Limits (g/kW-hr)		
NMHC+NO _x	CO	PM
6.4	3.5	0.20

- b. Visible emissions shall not be emitted into the outdoor atmosphere from the 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]
- c. 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 estimated maximum emissions from the emergency generator are as follows:

Pollutant	Maximum Annual Emissions (tons/yr)
Carbon Monoxide (CO)	0.652
Oxides of Nitrogen (NO _x)	3.701
Total Particulate Matter , (PM Total)	0.087
Oxides of Sulfur (SO _x)	0.00005
Volatile Organic Compounds (VOCs)	0.138

The application to operate the emergency generator and the draft permit and supporting documents 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 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 or hearing requests postmarked after July 21, 2014 will be accepted.

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

DISTRICT DEPARTMENT OF THE ENVIRONMENT

FISCAL YEAR 2014

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 #6888 to the District of Columbia Superior Courts to operate one (1) 2,000 kW diesel-fired emergency generator set at the District of Columbia Superior Courts property located at 500 Indiana Avenue NW, Washington DC. The contact person for the facility is Joseph Sanchez, Contracting Officer, at (202) 879-2801

The proposed emission limits are as follows:

- a. Emissions shall not exceed those found in the following table, as measured according to the procedures set forth in 40 CFR 89, Subpart E. [40 CFR 60.4205(b), 40 CFR 60.4202(a)(2) and 40 CFR 89.112(a)]

Pollutant Emission Limits (g/kW-hr)		
NMHC+NO _x	CO	PM
6.4	3.5	0.20

- b. Visible emissions shall not be emitted into the outdoor atmosphere from the 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]
- c. 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 estimated maximum emissions from the emergency generator are as follows:

Pollutant	Maximum Annual Emissions (tons/yr)
Carbon Monoxide (CO)	0.652
Oxides of Nitrogen (NO _x)	3.701
Total Particulate Matter , (PM Total)	0.087
Oxides of Sulfur (SO _x)	0.00005
Volatile Organic Compounds (VOCs)	0.138

The application to operate the emergency generator and the draft permit and supporting documents 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 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 or hearing requests postmarked after July 21, 2014 will be accepted.

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

DISTRICT DEPARTMENT OF THE ENVIRONMENT

FISCAL YEAR 2014

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 #6889 to the District of Columbia Superior Courts to operate one (1) 400 kW diesel-fired emergency generator set at the District of Columbia Superior Courts property located at 500 Indiana Avenue NW, Washington DC. The contact person for the facility is Joseph Sanchez, Contracting Officer, at (202) 879-2801

The proposed emission limits are as follows:

- a. Emissions shall not exceed those found in the following table, as measured according to the procedures set forth in 40 CFR 89, Subpart E. [40 CFR 60.4205(b), 40 CFR 60.4202(a)(2) and 40 CFR 89.112(a)]

Pollutant Emission Limits (g/kW-hr)		
NMHC+NO _x	CO	PM
4.0	3.5	0.20

- b. Visible emissions shall not be emitted into the outdoor atmosphere from the 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]
- c. 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 estimated emissions from the Emergency Generator are as follows:

Pollutant	Maximum Annual Emissions (tons/yr)
Carbon Monoxide (CO)	0.244
Oxides of Nitrogen (NO _x)	0.812
Total Particulate Matter , (PM Total)	0.014
Oxides of Sulfur (SO _x)	0.00001
Volatile Organic Compounds (VOCs)	0.027

The application to operate the emergency generator and the draft permit and supporting documents 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 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 or hearing requests postmarked after July 21, 2014 will be accepted.

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

FRIENDSHIP PUBLIC CHARTER SCHOOL**REQUEST FOR PROPOSALS****Medicaid Billing Services**

Friendship Public Charter School is soliciting proposals from qualified vendors for Medicaid billing services. The competitive Request for Proposal can be found on FPCS website at <http://www.friendshipschools.org/procurement>.

Proposals are due no later than 5:00 P.M., EST, June 27, 2014. No proposals will be accepted after the deadline. Questions can be addressed to ProcurementInquiry@friendshipschools.org

DEPARTMENT OF HEALTH

PUBLIC NOTICE

The District of Columbia Board of Physical Therapy hereby gives notice, pursuant to § 405 of the District of Columbia Health Occupation Revision Act of 1985, effective March 25, 1986 (D.C. Law 6-99; D.C. Official Code § 3-1204.05 (b)) (2009), that its regularly scheduled monthly meeting date has been changed for the month of June 2014.

The District of Columbia Board of Physical Therapy will hold its June meeting on **Tuesday, June 24, 2014 at 3:30 p.m.**

The District of Columbia Board of Physical Therapy's regularly scheduled monthly meeting is the third Tuesday of each month at 3:30 p.m. The open (public) session begins at 3:30 p.m. The Board of Physical Therapy meets at 899 North Capitol Street, NE, 2nd Floor, Washington, D.C. 20002.

GOVERNMENT OF THE DISTRICT OF COLUMBIA**DEPARTMENT OF HEALTH**

**Health Regulation & Licensing Administration
Board of Podiatry**

Written: April 14, 2014

Board of Podiatry Advisory Opinions

QUESTION: Where on the body can a podiatrist harvest epidermal skin, epidermis, an Autograft?

ANSWER: Any part of the lower extremity, including the thigh.

QUESTION: Where on the body can the recipient bed be located for application of the Autograft to the wound bed?

ANSWER: Within the scope of practice of podiatry which includes soft tissue from the mid-calf distally.

QUESTION: If a podiatrist is allowed to harvest from anywhere on the body or specifically the thigh, is the podiatrist allowed to treat complications to the donor site that may potentially occur or would the podiatrist have to refer the patient to an appropriate provider for treatment of the donor?

ANSWER: Harvest from the thigh is within the scope of practice of a podiatrist. Any complications would be addressed by additional consultations as warranted.

This statement is an advisory opinion of the Board of Podiatry as to what constitutes competent and safe podiatry practice.

DEPARTMENT OF HEALTH (DOH)

HIV/AIDS, HEPATITIS, STD & TB ADMINISTRATION (HAHSTA)

NOTICE OF FUNDING AVAILABILITY (NOFA)
RFA # HAHSTA_EBP070714

Effi Barry HIV/AIDS Capacity Building Program

The Government of the District of Columbia, Department of Health (DOH) HIV/AIDS, Hepatitis, STD & TB Administration (HAHSTA) is soliciting applications from District organizations to participate in the Effi Barry HIV/AIDS Program. The Effi Barry Program is a capacity-building initiative that seeks to strengthen the infrastructure of District medical and non-medical providers and to prepare organizations for the changes in HIV care, treatment, and prevention brought on by the Affordable Care Act. The Effi Barry Program supports innovative collaborative programmatic approaches that promote integrated HIV services.

Up to **\$300,000** will be made available for the Effi Barry Program through FY 15 DC Appropriated funds. The funds are authorized by the "Effi Slaughter Barry HIV/AIDS Initiative Act of 2008". DOH is soliciting applications to support two different program areas under this RFA:

- **Linkages Applicants:** up to two (2) awards; total funding amount approximately \$80,000 with no single award more than \$50,000. Linkages applicants consist of two or more organizations that have agreed to collaborate to facilitate an integrated HIV/AIDS service delivery program model.
- **Strategic Planning Applicants:** up to seven (7) awards for organizations; total funding amount of \$220,000 with no single award more than \$50,000. Strategic Planning applicants will design sustainability plans and/or supports to manage new business relationships, such as between clinical and non-clinical providers, for a continuum of HIV health care, support and prevention services that improve health outcomes of persons living with or at risk of HIV.

The release date for RFA # HAHSTA_EBP070714 is Friday, July 07, 2014The RFA will be available for pick up at 899 North Capitol Street, NE, 4th Floor, Washington, DC and on the website at <http://opgs.dc.gov/page/opgs-district-grants-clearinghouse> under the District Grants Clearinghouse on Monday, July 7, 2014. Submission deadline is **Monday, July 28, 2014 no later than 4:45 p.m.**

The Pre-Application meeting will be held in the HAHSTA offices located at 899 North Capitol Street, NE, Washington, DC 20002 4th Floor, on **Tuesday, July, 15, 2014** from 2:30pm – 4:00pm.

Please contact Gail Hansen at Gail.Hansen@dc.gov or (202) 671-5091 for additional information.

DISTRICT OF COLUMBIA DEPARTMENT OF HEALTH**HIV/AIDS, HEPATITIS, STD, & TB ADMINISTRATION****NOTICE OF FUNDING AVAILABILITY
RFA# HAHSTA_PSP071114****FY2015 HIV Prevention Special Programs and Needle Exchange Programs**

The Government of the District of Columbia, Department of Health (DOH) HIV/AIDS, Hepatitis, STD, & TB Administration (HAHSTA) is soliciting applications from qualified applicants to provide HIV prevention services. **Program Area A - Harm Reduction & Needle Exchange**

Total Available - \$720,000.00

Program Area B – Special HIV Prevention Initiatives

Total Available - \$1,500,000.00

Multiple Service Areas:

- Prevention Services for African American Heterosexual Men and MSM Men
- Faith-based Initiatives: Prevention for African American Women through Faith-based Approaches
- Pre-Exposure Prophylaxis Support and Outreach
- Latino Navigator Services
- Older Adults and HIV
- Youth Services: (a) Peer Education and Support Services, (b) Building HIV/STD Capacity among Providers to Young People, (c) Social Mobilization

Grants will be awarded through the use of District of Columbia Appropriated Funds as authorized by pending legislation for the FY 15 local budget. Grant awards under this authorization are projected to begin October 1, 2014 and end September 30, 2015, with two option years. Additionally the District is in receipt of federal funds allocated to the District's FY 14 budget and shall make those available to fund some projects starting September 30, 2014.

The awards and the amounts of each award are contingent upon availability of funds and authorization for use of those funds. The options years are contingent upon successful implementation, a satisfactory performance rating and availability of funds.

The following entities are eligible to apply: private, non-profit and for profit organizations licensed to conduct business with the District of Columbia. Private entities include community development corporations, community action agencies, community-based and faith-based organizations. All awards will be made to organizations located and providing services within the District of Columbia.

The release date for RFA#HAHSTA_PSP071114 is Friday, July 11, 2014. The District of Columbia, Department of Health, HIV/AIDS, Hepatitis, STD & TB Administration will have the complete RFA available for pick up at 899 North Capitol Street, NE, 4th Floor and on the internet at <http://opgs.dc.gov/page/opgs-district-grants-clearinghouse> **Friday, July 11, 2014.**

The Request for Application (RFA) submission deadline is 4:45 PM Monday, August 11, 2014. The Pre-Application conference will be held in the District of Columbia at 899 North Capitol Street NE, 4th floor Conference Room, Washington, DC 20002, on **July 16, 2014, from 10:00 AM to 12:00 Noon. Note: This is a government building and all parties must have government issued identification in order to access the building.**

If you have any questions, please contact Stacey L. Cooper via email at Stacey.Cooper@dc.gov or by telephone at (202) 671-4900.

DEPARTMENT OF HEALTH

PUBLIC NOTICE

The Director of the Department of Health hereby gives the following notice pursuant to § 405 of the District of Columbia Health Occupation Revision Act of 1985, effective March 25, 1986 (D.C. Law 6-99; D.C. Official Code § 3-1204.05 (b)) (2009); Section 14 of the Legalization of Marijuana for Medical Treatment Amendment Act of 2010 (Act), effective July 27, 2010 (D.C. Law 18-210; D.C. Official Code §§ 7-1671.01, *et seq.* (2012 Supp.)), and Mayor's Order 2013-201, dated October 28, 2013.

The District of Columbia Medical Marijuana Scientific Subcommittee of the Medical Marijuana Advisory Committee will hold a meeting on:

Wednesday, July 9, 2014, 2:00 pm – 4:00 pm.
At 899 North Capitol St, NE, Room 216
Washington, D.C. 20002.

Following the Open Session of the meeting, the Subcommittee will meet in executive (closed) session pursuant to D.C. Official Code § 2-575(b), and for the purposes set forth therein.

HOMELAND SECURITY AND EMERGENCY MANAGEMENT AGENCY**DISTRICT OF COLUMBIA HOMELAND SECURITY COMMISSION****NOTICE OF CLOSED MEETING**

Pursuant to DC Code § 2-575(b), DC Code § 7-2271.04 and DC Code § 7-2271.05., the Homeland Security Commission hereby provides notice that it will hold a **CLOSED MEETING** on the date, time and place noted below for the purposes of discussing its Annual Report to the Mayor.

June 24, 2014
1850 K Street, NW, 11th floor
Washington DC 20006
9:00 am to 11:00 am

For more information, please contact: Nicole Chapple, Assistant Director, External Affairs and Policy District of Columbia Homeland Security and Emergency Management Agency, 2720 Martin Luther King Jr. Avenue, SE, Washington, DC. Telephone: (202) 481-3049. Email: Nicole.Chapple@dc.gov.

DEPARTMENT OF HOUSING AND COMMUNITY DEVELOPMENT

HOUSING PRODUCTION TRUST FUND ADVISORY BOARD

**NOTICE OF NEW DATE FOR JULY MEETING:
AUGUST REGULAR MEETING CANCELLATION**

The Housing Production Trust Fund (HPTF) Advisory Board announces its next Meeting on **Monday, July 14, 2014, from 10:00 A.M. to Noon**, at the D.C. Department of Housing and Community Development, Housing Resource Center, 1800 Martin Luther King Jr., Avenue, SE, Washington, DC 20020. This is a date change from the regularly scheduled first Monday meetings. The Board agreed to combine its July and August meetings. At this time, there will be *no regularly scheduled August meeting*. See below the Draft Agenda for the July meeting.

For additional information, please contact Oke Anyaegbunam via e-mail at Oke.Anyaegbunam@dc.gov or by telephone at 202-442-7200.

DRAFT AGENDA (as of 6.10.14):

Call to Order, David Bowers, Chair

- 1) Approval of Prior Meeting Summaries
- 2) *Discussion Item*: Financial Leveraging Options
 - a. Leverage Working Group Updates
- 3) *Discussion Item*: Demand Side Leveraging Options
 - a. Department of Human Services, Department of Health and Department of Behavioral Health Leveraging Dollars for Permanent Supportive Housing, Social Services and Rent Subsidies.
- 4) DHCD: Update on the NOFA Pipeline Report, Tier One and Two Applications
- 5) Old Business
 - a. DHCD: DFD Project Pipeline Database Demonstration – Expanded Features
- 6) New Business
 - a. Legal Opinion Regarding Use of HPTF Dollars for Social Service Costs
- 7) Announcements
- 8) Public Comments
- 9) Adjournment

DISTRICT OF COLUMBIA HOUSING AUTHORITY**BOARD OF COMMISSIONERS****NOTICE OF PUBLIC MEETINGS**

1133 NORTH CAPITOL STREET, NORTHEAST
WASHINGTON, D.C. 20002-7599
202-535-1000

The regular meetings of the Board of Commissioners of the District of Columbia Housing Authority ("DCHA") are held in open session on the second Wednesday of each month. The dates, times and locations of the meetings for the remainder of this year 2014 are set forth below:

July 9, 2014	Fort Lincoln 2855 Bladensburg Road, N.E. (REVISED LOCATION)	1:00 p.m.
August 13, 2014	1133 North Capitol St., N.E.	1:00 p.m.
September 10, 2014	Potomac Gardens 1225 G Street, S. E.	1:00 p.m.
October 8, 2014	1133 North Capitol St., N.E.	1:00 p.m.
November 12, 2014	Greenleaf Gardens 203 N Street, S.W.	1:00 p.m.
December 10, 2014	Annual & Regular meeting 1133 North Capitol St., NE	1:00 p.m.

A draft agenda for the regular meetings of the DCHA Board of Commissioners and the working session will be posted at 1133 North Capitol Street, NE and on the District of Columbia Housing Authority website: www.dchousing.org

DISTRICT OF COLUMBIA HOUSING FINANCE AGENCY
BOARD OF DIRECTORS MEETING

June 24, 2014
815 Florida Avenue, NW
Washington, DC 20001
5:30 pm

AGENDA

- I. Call to order and verification of quorum.
- II. Approval of minutes from the May 13, 2014 board meeting.
- III. Vote to close meeting to discuss the approval of the Eastbrooke Apartment Homes at Beulah Crossing 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 Eastbrooke Apartment Homes at Beulah Crossing project and bond transaction. An open meeting would adversely affect the bargaining position or negotiation strategy of the public body. (D.C. Code §2-575(b)(2)).
- IV. Re-open meeting.
- V. Consideration of DCHFA Final Bond Resolution No. 2014-06 for the approval of the Eastbrooke Apartment Homes at Beulah Crossing.
- VI. Caine Mitter Presentation – Post sale analysis of multifamily pass through refunding.
- VII. Update – Financial Management Software RFP.
- VIII. Interim Executive Director's Report.
- IX. Other Business
 - Parkway Overlook
- X. Adjournment.

KIPP DC**REQUEST FOR PROPOSALS: Cabling and networking services**

KIPP DC is soliciting proposals from qualified vendors for cabling and networking services. The competitive Request for Proposal can be found on KIPP DC's website at <http://www.kippdc.org/public-information/>.

Proposals are due no later than 5:00 P.M., EST, June 27, 2014. No proposals will be accepted after the deadline. Questions can be addressed to Chelsea.rock@kippdc.org.

MAYA ANGELOU PUBLIC CHARTER SCHOOL**INVITATION FOR BID****Preventative Maintenance Providers**

RFP for Preventative Maintenance Providers: Maya Angelou Public Charter School is seeking competitive bids for Preventative Maintenance Providers (HVAC Equipment and Building Control Systems) for the 2014-15 school year. Service providers must attend a mandatory walk-through of the building with the Operations Manager. Bids must include evidence of previous experience in public facilities maintenance, qualifications and estimated costs. Please send proposals to jsamples@seeforever.org. Proposals must be received no later than 1pm on Monday, June 30, 2014.

MERIDIAN PUBLIC CHARTER SCHOOL

REQUEST FOR PROPOSAL

Food Service Management Services

Meridian Public Charter School is advertising the opportunity to bid on the delivery of breakfast, lunch, snack to children enrolled at the school for the 2014-2015 school year with a possible extension of (3) one year renewals. All meals must meet at a minimum, but are not restricted to, the USDA National School Breakfast, Lunch, Afterschool Snack requirements. Additional specifications outlined in the Request for Proposal (RFP) such as; student data, days of service, meal quality, etc. may be obtained beginning on **June 20th, 2014** from:

Kim Ryder, Director of Management
Meridian Public Charter School
2120 13th Street, NW
Washington, DC 20009
kryder@meridian-dc.org

Bids will be accepted at the above address on Monday, June 30, 2014 no later than 12:00 P.M.

Proposals not addressing all areas as outlined in the RFP will not be considered.

TWO RIVERS PUBLIC CHARTER SCHOOL**NOTICE OF REQUEST FOR PROPOSALS****Education Staffing Services**

Two Rivers PCS is seeking a company or companies to provide the recruitment and placement of temporary, part-time educators, school administrators, and support staff for daily and long-term positions. The staffing company will be responsible for conducting background checks and the execution and management of payroll and benefits for placed employees. For complete RFP and Statement of Work email Mary Gornick at procurement@tworiverspcs.org. Proposals are due July 1, 2014 at noon.

ZONING COMMISSION FOR THE DISTRICT OF COLUMBIA
ZONING COMMISSION ORDER NO. 11-15C
Z.C. Case No. 11-15C
Howard University
(Special Exception for Lot 53 in Square 417)
June 2, 2014

Application of Howard University, pursuant to 11 DCMR § 3035.1, for a special exception under § 210.5 of the Zoning Regulations to permit interim university office, dining, and food service/catering uses at the existing building in the R-4 Zone District at 1840 7th Street, N.W., Square 417, Lot 53.

HEARING DATE: June 2, 2014

DECISION DATE: June 2, 2014 (Bench Decision)

SUMMARY ORDER

The zoning relief requested in this case was self-certified, pursuant to 11 DCMR § 3113.2.

The Zoning Commission for the District of Columbia ("Commission") provided proper and timely notice of the public hearing on this application by publication to the *D.C. Register*, and by mail to Advisory Neighborhood Commission ("ANC") 1B, and to owners of property within 200 feet of the site. The application was also referred to the Office of Planning ("OP") for review and report.

The subject property is located within the jurisdiction of ANC 1B. ANC 1B, which is automatically a party to the application, submitted a written statement stating that at its regularly scheduled, duly noticed meeting on May 2, 2014, with a quorum of seven commissioners present, ANC 1B voted unanimously (7-0) to support the Applicant's special exception request.

OP submitted a written report and testified in support of the application. The District Department of Transportation also submitted a written report finding no objection to the application. The Applicant received seven letters of support from neighborhood community groups, including the LeDetroit Park Civic Association, Westminster Neighborhood Association, Georgia Avenue Community Development Task Force, Cleveland Elementary School, ANC 6E01 Commissioner Alexander Padro, Ellis Development Group, and Shaw Main Streets. No person requested to participate as a party in this proceeding and the ANC party supported the Application. Accordingly, a decision by the Commission to grant this application would not be adverse to any party. Therefore, pursuant to 11 DCMR § 3100.5, the Commission waived the requirement of 11 DCMR § 3125.4 that a final order must include findings of fact and conclusions of law. The waiver will not prejudice the rights of any party and is appropriate in this case.

As directed by 11 DCMR § 3035.4, the Commission required the Applicant to satisfy the burden of proving that the applications satisfied the general special exception standard of 11 DCMR

Z.C. ORDER NO. 11-15C
Z.C. CASE NO. 11-15C
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§ 3104.1 and the specific conditions of 11 DCMR § 210 pertaining to the establishment of university uses, including the interim use requested here.

Based upon the record before the Commission, the Commission concludes that the Applicant has met the burden of proof pursuant to 11 DCMR §§ 210.5 and 3104.1, and that the requested relief can be granted as being in harmony with the general purpose and intent of the Zoning Regulations and Map. The Commission further concludes that granting the requested relief will not tend to adversely affect the use of neighboring property. The record reflects no objections to the application, and the Commission gives great weight to the recommendations of approval from OP and the affected ANC.

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.

It is, therefore, **ORDERED** that the application be **GRANTED** for a period of **TEN (10) YEARS** beginning on the date that this Order becomes final.

VOTE: **5-0-0 (Peter G. May, Robert E. Miller, Anthony J. Hood, Marcie I. Cohen, and Michael G. Turnbull to approve)**

BY ORDER OF THE D.C. ZONING COMMISSION

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

FINAL DATE OF ORDER: June 19, 2014

**ZONING COMMISSION FOR THE DISTRICT OF COLUMBIA
NOTICE OF FINAL RULEMAKING**

AND

Z.C. ORDER NO. 13-07

Z.C. Case No. 13-07

(Map Amendment – 11 DCMR)

**(Zoning Map Amendment for Lots 11-13 (Tax Lot 805), 14, 15, 16-17 (Tax Lot 806), 18-21
(Tax Lot 804), 22, and 52, in Square 5081 from the C-3-A Zone District to the
R-5-C Zone District)**

June 9, 2014

The full text of this Zoning Commission Order is published in the Final Rulemaking section of this edition of the *D.C. Register*.

**GOVERNMENT OF THE DISTRICT OF COLUMBIA
BOARD OF ZONING ADJUSTMENT**

Application No. 18768 of Shad A. Gohn, pursuant to 11 DCMR § 3104.1, for a special exception to allow a rear deck and pergola addition to an existing one-family row dwelling under section 223, not meeting the lot occupancy (section 403) and rear yard (section 404) requirements in the R-4 District at premises 1162 Abbey Place, N.E. (Square 773, Lot 216).

DECISION DATE: June 10, 2014

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 waived the late filing of the affidavit of posting.

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 submitted a report in support of the application. The Office of Planning ("OP") submitted a report and testified at the hearing in support of the application. The Department of Transportation submitted a letter of no objection.

No objections to expedited calendar consideration were made by any person or entity entitled to do by §§ 2118.6 and 2118.7 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 a special exception under subsection 223.

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 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

BZA APPLICATION NO. 18768

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of law. It is therefore **ORDERED** that this application (pursuant to Exhibits 8 – Plans) be **GRANTED**.

VOTE: **3-0-2** (Anthony J. Hood, Lloyd J. Jordan and Jeffrey L. Hinkle to APPROVE.
 S. Kathryn Allen and Marnique Y. Heath 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: June 10, 2014

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. 18771 of Neil and Kate Hare, pursuant to 11 DCMR § 3104.1, for a special exception to allow a two-story rear addition and deck to an existing one-family semi-detached dwelling under section 223, not meeting the lot occupancy (section 403), rear yard (section 404), court (section 406) and nonconforming structure (subsection 2001.3) requirements in the R-3 District at premises 2242 Hall Place, N.W. (Square 1300, Lot 405).

DECISION DATE: June 3, 2014

SUMMARY ORDER

REVIEW BY THE ZONING ADMINISTRATOR

The application was accompanied by a memorandum from the Zoning Administrator certifying the required relief.

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 waived the late filing of the affidavit of posting.

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") 3B, and to owners of property within 200 feet of the site. The site of this application is located within the jurisdiction of ANC 3B, which is automatically a party to this application. ANC 3B submitted a report in support of the application. The Office of Planning ("OP") submitted a report and testified at the hearing in support of the application. The Department of Transportation submitted a letter of no objection.

No objections to expedited calendar consideration were made by any person or entity entitled to do by §§ 2118.6 and 2118.7 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 a special exception under subsection 223.

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 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

BZA APPLICATION NO. 18771

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of law. It is therefore **ORDERED** that this application (pursuant to Exhibits 7 – Plans) be **GRANTED**.

VOTE: **3-0-2** (Anthony J. Hood, Lloyd J. Jordan and Jeffrey L. Hinkle to APPROVE.
 S. Kathryn Allen and Marnique Y. Heath 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: June 10, 2014

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. 18773 of Stephan Rodiger and Marissa Piropato, pursuant to 11 DCMR §§ 3104.1 and 3103.2, for a variance from the alley setback requirements under § 2300, and a special exception to allow a rear addition to an existing one-family row dwelling under § 223, not meeting the lot occupancy requirements under § 403, and the rear yard requirements under § 404, in the DC/R-5-B District at premises 1528 Church Street, N.W. (Square 194, Lot 802).

HEARING DATE: June 10, 2014

DECISION DATE: June 10, 2014

SUMMARY ORDER

SELF CERTIFIED

The zoning relief requested in this case was self-certified, pursuant to 11 DCMR § 3113.2. (Exhibit 17.)

The Board of Zoning Adjustment ("Board" or "BZA") 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") 2B and to owners of property within 200 feet of the site. The site of this application is located within the jurisdiction of ANC 2B, which is automatically a party to this application. ANC 2B submitted a timely written report dated May 21, 2014, in support of the application. In the ANC's report, the ANC indicated that at the ANC's regularly scheduled, duly noticed meeting at which a quorum was present, the ANC voted to support the application by a vote of 7:0. (Exhibits 23 and 24.)

The Office of Planning ("OP") submitted a timely report on June 3, 2014, recommending approval of the application. (Exhibit 28.) The District Department of Transportation ("DDOT") submitted a letter recommending "no objection". (Exhibit 29.)

Letters of support for the application were submitted by Alex Aguilar, 1530 Church Street, N.W., The Institute of World Politics, 1521 16th Street, N.W., and Family Matters, 1509 16th Street, N.W. (Exhibits 27, 25, and 26.)

Variance Relief

As directed by 11 DCMR § 3119.2, the Board required the Applicant to satisfy the burden of proving the elements that are necessary to establish the case for variances under § 3103.2 from the strict application of the alley setback (§ 2300) requirements under those provisions of the Zoning Regulations. No parties appeared at the public hearing in

BZA APPLICATION NO. 18773

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opposition to the 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 ANC and OP reports filed in this case, the Board concludes that in seeking the variance relief that 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 requested 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.

Special Exception Relief

The Applicant satisfied the burden of § 3119.2 in its request for special exception relief to allow a rear addition to an existing row dwelling under §§ 3104.1 and 223, not meeting the lot occupancy (§ 403) and rear yard (§ 404) requirements. No parties appeared at the public hearing in opposition to the application. Accordingly, a decision by the Board to grant this application would not be adverse to any party.

The Board concludes that the Applicant has met the burden of proof for special exception relief, pursuant to 11 DCMR §§ 3104.1, 223, 403, and 404 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. The waiver will not prejudice the rights of any party and is appropriate in this case.

It is therefore **ORDERED** that this application be **GRANTED SUBJECT TO THE APPROVED PLANS AT EXHIBIT 10.**

BY ORDER OF THE D.C. BOARD OF ZONING ADJUSTMENT

A majority of the Board members approved the issuance of this summary order.

VOTE: **3-0-2** (Lloyd L. Jordan, Anthony J. Hood, and Jeffrey L. Hinkle, to APPROVE; S. Kathryn Allen and Marnique Y. Heath, not present, nor voting.)

BY ORDER OF THE D.C. BOARD OF ZONING ADJUSTMENT

A majority of the Board members approved the issuance of this order.

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FINAL DATE OF ORDER: June 12, 2014

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 PRIOR TO THE EXPIRATION OF THE TWO-YEAR PERIOD AND THE REQUEST IS GRANTED. PURSUANT TO § 3129.9, NO OTHER ACTION, INCLUDING THE FILING OR GRANTING OF AN APPLICATION FOR A MODIFICATION PURSUANT TO §§ 3129.2 OR 3129.7, SHALL TOLL OR 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. 18774 of Robert E. Copyak, pursuant to 11 DCMR § 3104.1, for a special exception to allow a two story rear porch addition, and extension of third floor to an existing one-family row dwelling and expansion of garage height under § 223, not meeting the lot occupancy (§ 403), court (§ 406), rear yard (§ 404), and nonconforming structure (§ 2001.3) requirements in the R-4 District at premises 2819 13th Street, N.W. (Square 2856, Lot 109).¹

HEARING DATE: May 13, 2014

DECISION DATE: May 13, 2014

SUMMARY ORDER

SELF CERTIFIED

The zoning relief requested in this case was self-certified, pursuant to 11 DCMR § 3113.2. (Exhibits 5 and 25.)

The Board of Zoning Adjustment ("Board" or "BZA") 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") 1B and to owners of property within 200 feet of the site. The site of this application is located within the jurisdiction of ANC 1B, which is automatically a party to this application. ANC 1B did not appear at the hearing or submit a written report. However, the Applicant testified that it had presented the project at the ANC at two meetings in a row and that the ANC voted unanimously in support of the application at one of those meetings. The Board accepted the Applicant's representation of the ANC's support of the application for the record.

The Office of Planning ("OP") submitted a timely report on June 3, 2014, recommending approval of the application. (Exhibit 27.) The District Department of Transportation ("DDOT") submitted a letter recommending "no objection". (Exhibit 28.)

Letters of support were submitted by the adjacent neighbors at 2821 13th Street, N.W. and 2817 13th Street, N.W. (Exhibits 23 and 22.)

The Applicant satisfied the burden of § 3119.2 in its request for special exception relief to allow a two story rear porch addition, and extension of the third floor to an existing one-family row dwelling and expansion of garage height under § 223, not meeting the lot

¹ The application was self-certified. The Applicant submitted two self-certification forms, the second self-certification form revised the application by adding special exception relief from the rear yard requirements under § 2500.3 to the relief initially requested. (Exhibit 25.) At the hearing, the Applicant further amended the application by substituting special exception relief from the rear yard requirements under § 404.1 for relief from § 2500.3. The caption has been amended accordingly.

BZA APPLICATION NO. 18774

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occupancy (§ 403), court (§ 406), rear yard (§ 404), and nonconforming structure (§ 2001.3) requirements in the R-4 District. No parties appeared at the public hearing in opposition to the application. Accordingly, a decision by the Board to grant this application would not be adverse to any party.

The Board concludes that the Applicant has met the burden of proof for special exception relief, pursuant to 11 DCMR §§ 3104.1, 223, 403, 406, 404, and 2001.3 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. The waiver will not prejudice the rights of any party and is appropriate in this case.

It is therefore **ORDERED** that this application be **GRANTED SUBJECT TO THE APPROVED PLANS AT EXHIBIT 7.**

BY ORDER OF THE D.C. BOARD OF ZONING ADJUSTMENT

A majority of the Board members approved the issuance of this summary order.

VOTE: **3-0-2** (Lloyd L. Jordan, Jeffrey L. Hinkle, and Anthony J. Hood, to
 Approve; S. Kathryn Allen and Marnique Y. Heath, not participating
 or voting.)

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: June 12, 2014

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 PRIOR TO THE EXPIRATION OF THE TWO-YEAR PERIOD AND THE REQUEST IS GRANTED. PURSUANT TO § 3129.9, NO OTHER ACTION, INCLUDING THE FILING OR GRANTING OF AN

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APPLICATION FOR A MODIFICATION PURSUANT TO §§ 3129.2 OR 3129.7,
SHALL TOLL OR 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. 18775 of Travis Brown, Jr. and Teresa Barger, pursuant to 11 DCMR § 3104.1, for a special exception to allow a one story rear addition to an existing one-family detached dwelling under section 223, not meeting the side yard (section 405) and nonconforming structure (subsection 2001.3) requirements in the R-1-B District at premises 2824 Hurst Terrace, N.W. (Square 1420, Lot 23).

DECISION DATE: June 3, 2014

SUMMARY ORDER

REVIEW BY THE ZONING ADMINISTRATOR

The application was accompanied by a memorandum from the Zoning Administrator certifying the required relief.

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 waived the late filing of the affidavit of posting.

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") 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 submitted a report in support of the application. The Office of Planning ("OP") submitted a report and testified at the hearing in support of the application. The Department of Transportation submitted a letter of no objection.

No objections to expedited calendar consideration were made by any person or entity entitled to do by §§ 2118.6 and 2118.7 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 a special exception under subsection 223.

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 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

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of law. It is therefore **ORDERED** that this application (pursuant to Exhibits 8 – Plans) be **GRANTED**.

VOTE: **3-0-2** (Anthony J. Hood, Lloyd J. Jordan and Jeffrey L. Hinkle to APPROVE.
 S. Kathryn Allen and Marnique Y. Heath 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: June 10, 2014

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. 18777 of Tiernan Sittenfeld and Darren Speece, pursuant to 11 DCMR § 3104.1, for a special exception to allow a rear addition to an existing one-family detached dwelling under section 223, not meeting the rear yard (section 404) and nonconforming structure (subsection 2001.3) requirements in the R-1-B District at premises 3120 Patterson Place, N.W. (Square 2339, Lot 23).

HEARING DATE: June 17, 2014

DECISION DATE: June 17, 2014

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”) 3G, and to owners of property within 200 feet of the site. The site of this application is located within the jurisdiction of ANC 3G, which is automatically a party to this application. ANC 3G submitted a letter in support of the application. The Office of Planning (“OP”) submitted a report and testified at the hearing in support of the application. The Department of Transportation submitted a letter having no objection to 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 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 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 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 3 - Plans) be **GRANTED**.

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VOTE: **4-0-1** (Lloyd J. Jordan, S. Kathryn Allen, Marnique Y. Heath and Robert E. Miller to APPROVE. The NCPC representative 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: June 17, 2014

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.

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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.

ZONING COMMISSION FOR THE DISTRICT OF COLUMBIA

NOTICE OF CLOSED MEETING

TIME AND PLACE: **Monday, July 21, 2014, @ 6:00 p.m.**
 Office of Zoning Conference Room
 441 4th Street, N.W., Suite 220
 Washington, D.C. 20001

FOR THE PURPOSE OF CONSIDERING THE FOLLOWING:

CASE NO. 11-07 (American University – Remand of Court of Appeals Case)

The Zoning Commission, in accordance with § 406 of the District of Columbia Administrative Procedure Act (“Act”) (D.C. Official Code § 2-576), hereby provides notice it will hold a closed meeting, either in person or by telephone conference call, at the day and time noted above regarding the case noted above in order to receive legal advice from its counsel, per § 405(b)(4), and to deliberate on, without voting on, the case noted above, per § 405(b)(13) of the Act (D.C. Official Code § 2-575(b)(4) and (13)).

**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.**

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