

***District of Columbia*****REGISTER****HIGHLIGHTS**

- Department of Housing and Community Development schedules a public hearing on substantial amendments to the FY15 HOME Tenant Based Rental Assistance (TBRA) program
- Office of Planning schedules a public hearing on the Draft Southwest Neighborhood Plan
- Public Service Commission schedules a public hearing on Washington Gas Light Company's application for approval of a revised accelerated pipe replacement program
- Office of the State Superintendent of Education announces funding availability for the FY 2015 Teacher Quality Improvement Grant Program
- District Department of the Environment announces funding availability for Grants for Wildlife Rehabilitation in the District of Columbia
- Office of the Deputy Mayor for Planning and Economic Development announces changes to the eligibility criteria for the H Street NE Small Business Capital Improvement Grants

# DISTRICT OF COLUMBIA REGISTER

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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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## DISTRICT OF COLUMBIA OFFICE OF DOCUMENTS AND ADMINISTRATIVE ISSUANCES

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ENROLLED ORIGINAL

A RESOLUTION

20-646

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

October 28, 2014

To confirm the reappointment of Mr. Joseph Taylor to the Historic Preservation Review Board.

RESOLVED, BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this resolution may be cited as the “Historic Preservation Review Board Joseph Taylor Confirmation Resolution of 2014”.

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

Mr. Joseph Taylor  
1610 Tulip Street, N.W.  
Washington, D.C. 20012  
(Ward 4)

as an architect member of the Historic Preservation Review Board, established by Mayor’s Order 83-119, issued May 6, 1983 (30 DCR 3031), in accordance with section 4 of the Historic Landmark and Historic District Protection Act of 1978, effective March 3, 1979 (D.C. Law 2-144; D.C. Official Code § 6-1103), for a term to end July 21, 2017.

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

Sec. 4. This resolution shall take effect immediately.

ENROLLED ORIGINAL

A RESOLUTION

20-647

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

October 28, 2014

To confirm the reappointment of Ms. Rauzia Ruhana Ally to the Historic Preservation Review Board.

RESOLVED, BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this resolution may be cited as the “Historic Preservation Review Board Rauzia Ruhana Ally Confirmation Resolution of 2014”.

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

Ms. Rauzia Ruhana Ally  
1432 Swann Street, N.W.  
Washington, D.C. 20009  
(Ward 2)

as a historic architecture member of the Historic Preservation Review Board, established by Mayor’s Order 83-119, issued May 6, 1983 (30 DCR 3031), in accordance with section 4 of the Historic Landmark and Historic District Protection Act of 1978, effective March 3, 1979 (D.C. Law 2-144; D.C. Official Code § 6-1103), for a term to end July 21, 2017.

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

Sec. 4. This resolution shall take effect immediately.

ENROLLED ORIGINAL

A RESOLUTION

20-648

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

October 28, 2014

To confirm the reappointment of Ms. Johanna Shreve as the Chief Tenant Advocate of the Office of the Tenant Advocate.

RESOLVED, BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this resolution may be cited as the “Chief Tenant Advocate of the Office of the Tenant Advocate Johanna Shreve Confirmation Resolution of 2014”.

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

Ms. Johanna Shreve  
1719 Taylor Street, N.W.  
Washington, DC 20011-5312  
(Ward 4)

as the Chief Tenant Advocate of the Office of the Tenant Advocate, in accordance with section 2066(b) of the Chief Tenant Advocate Establishment Act of 2005, effective October 20, 2005 (D.C. Law 16-33; D.C. Official Code § 42-3531.06(b)), for a term to end June 3, 2017.

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

Sec. 4. This resolution shall take effect immediately.

## ENROLLED ORIGINAL

## A RESOLUTION

20-649

## IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

October 28, 2014

To confirm the reappointment of Ms. Denise L. Reed to the Commission on Human Rights.

RESOLVED, BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this resolution may be cited as the “Commission on Human Rights Denise L. Reed Confirmation Resolution of 2014”.

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

Ms. Denise L. Reed  
1711 40<sup>th</sup> Street, S.E.  
Washington, D.C. 20020  
(Ward 7)

as a member of the Commission on Human Rights, established by section 401 of the Human Rights Act of 1977, effective December 7, 2004 (D.C. Law 15-216; D.C. Official Code § 2-1404.01), in accordance with section 2(e)(8) of the Confirmation Act of 1978, effective March 3, 1979 (D.C. Law 2-142; D.C. Official Code § 1-523.01(e)(8)), for a term to end December 31, 2016.

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

Sec. 4. This resolution shall take effect immediately.

ENROLLED ORIGINAL

## A RESOLUTION

20-650

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

October 28, 2014

To confirm the appointment of Dr. Rebecca Katz to the District of Columbia Homeland Security Commission.

RESOLVED, BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this resolution may be cited as the “District of Columbia Homeland Security Commission Rebecca Katz Confirmation Resolution of 2014”.

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

Dr. Rebecca Katz  
6005 Conway Road  
Bethesda, MD 20817

as a member of the District of Columbia Homeland Security Commission, established by section 202 of the Homeland Security, Risk Reduction, and Preparedness Amendment Act of 2006, effective March 14, 2007 (D.C. Law 16-262; D.C. Official Code § 7-2271.02), replacing Andrew Cutts, for a term to end February 8, 2015.

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

Sec. 4. This resolution shall take effect immediately.

ENROLLED ORIGINAL

## A RESOLUTION

20-651

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

October 28, 2014

To confirm the reappointment of Mr. Michael Ward to the Commission on Human Rights.

RESOLVED, BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this resolution may be cited as the “Commission on Human Rights Michael Ward Confirmation Resolution of 2014”.

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

Mr. Michael Ward  
646 Acker Place, N.E.  
Washington, D.C. 20002  
(Ward 6)

as a member of the Commission on Human Rights, established by section 401 of the Human Rights Act of 1977, effective December 7, 2004 (D.C. Law 15-216; D.C. Official Code § 2-1404.01), in accordance with section 2(e)(8) of the Confirmation Act of 1978, effective March 3, 1979 (D.C. Law 2-142; D.C. Official Code § 1-523.01(e)(8)), for a term to end December 31, 2017.

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

Sec. 4. This resolution shall take effect immediately.

ENROLLED ORIGINAL

## A RESOLUTION

20-652

## IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

October 28, 2014

To confirm the reappointment of Mr. Matthew McCollough to the Commission on Human Rights.

RESOLVED, BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this resolution may be cited as the “Commission on Human Rights Matthew McCollough Confirmation Resolution of 2014”.

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

Mr. Matthew McCollough  
930 M Street, N.W. #807  
Washington, D.C. 20001  
(Ward 2)

as a member of the Commission on Human Rights, established by section 401 of the Human Rights Act of 1977, effective December 7, 2004 (D.C. Law 15-216; D.C. Official Code § 2-1404.01), in accordance with section 2(e)(8) of the Confirmation Act of 1978, effective March 3, 1979 (D.C. Law 2-142; D.C. Official Code § 1-523.01(e)(8)), for a term to end December 31, 2017.

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

Sec. 4. This resolution shall take effect immediately.



ENROLLED ORIGINAL

## A RESOLUTION

20-653

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

October 28, 2014

To confirm the reappointment of Mr. David Scruggs to the Commission on Human Rights.

RESOLVED, BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this resolution may be cited as the “Commission on Human Rights David Scruggs Confirmation Resolution of 2014”.

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

Mr. David Scruggs  
2003 Tremont Street, S.E.  
Washington, D.C. 20020  
(Ward 8)

as a member of the Commission on Human Rights, established by section 401 of the Human Rights Act of 1977, effective December 7, 2004 (D.C. Law 15-216; D.C. Official Code § 2-1404.01), in accordance with section 2(e)(8) of the Confirmation Act of 1978, effective March 3, 1979 (D.C. Law 2-142; D.C. Official Code § 1-523.01(e)(8)), for a term to end December 31, 2016.

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

Sec. 4. This resolution shall take effect immediately.

ENROLLED ORIGINAL

## A RESOLUTION

20-654

## IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

October 28, 2014

To confirm the appointment of Dr. Mai Abdul Rahman to the Commission on Human Rights.

RESOLVED, BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this resolution may be cited as the “Commission on Human Rights Mai Abdul Rahman Confirmation Resolution of 2014”.

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

Dr. Mai Abdul Rahman  
3318 Stephenson Place, N.W.  
Washington, D.C. 20015  
(Ward 4)

as a member of the Commission on Human Rights, established by section 401 of the Human Rights Act of 1977, effective December 7, 2004 (D.C. Law 15-216; D.C. Official Code § 2-1404.01), in accordance with section 2(e)(8) of the Confirmation Act of 1978, effective March 3, 1979 (D.C. Law 2-142; D.C. Official Code § 1-523.01(e)(8)), replacing Javier H. Araujo, for a term to end December 31, 2014.

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

Sec. 4. This resolution shall take effect immediately.

ENROLLED ORIGINAL

## A RESOLUTION

20-655

## IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

October 28, 2014

To confirm the reappointment of Mr. Howard Gibbs to the District of Columbia Water and Sewer Authority Board of Directors.

RESOLVED, BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this resolution may be cited as the "District of Columbia Water and Sewer Authority Board of Directors Howard Gibbs Confirmation Resolution of 2014".

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

Mr. Howard Gibbs  
741 3rd Street, S.W.  
Washington, D.C. 20024  
(Ward 6)

as an alternate member of the Board of Directors of the District of Columbia Water and Sewer Authority, in accordance with section 204 of the Water and Sewer Authority Establishment and Department of Public Works Reorganization Act of 1996, effective April 18, 1996 (D.C. Law 11-111; D.C. Official Code § 34-2202.04), for a term to end September 12, 2018.

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

Sec. 4. This resolution shall take effect immediately.

ENROLLED ORIGINAL

## A RESOLUTION

20-656

## IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

October 28, 2014

To confirm the reappointment of Ms. Rachna Butani Bhatt to the District of Columbia Water and Sewer Authority Board of Directors.

RESOLVED, BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this resolution may be cited as the "District of Columbia Water and Sewer Authority Board of Directors Rachna Butani Bhatt Confirmation Resolution of 2014".

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

Ms. Rachna Butani Bhatt  
700 New Hampshire Avenue, N.W.  
Unit 615  
Washington, D.C. 20037  
(Ward 2)

as a member of the Board of Directors of the District of Columbia Water and Sewer Authority, in accordance with section 204 of the Water and Sewer Authority Establishment and Department of Public Works Reorganization Act of 1996, effective April 18, 1996 (D.C. Law 11-111; D.C. Official Code § 34-2202.04), for a term to end September 12, 2018.

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

Sec. 4. This resolution shall take effect immediately.

ENROLLED ORIGINAL

A RESOLUTION

20-657

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

October 28, 2014

To approve proposed rules to require a residential building with 8 or more units to provide secure, sheltered bicycle parking spaces for tenants and to meet the legislative requirements of the Bicycle Commuter and Parking Expansion Act of 2007.

RESOLVED, BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this resolution may be cited as the “Long-Term Bicycle Parking Rulemaking Approval Resolution of 2014”.

Sec. 2. Pursuant to section 8 of the Bicycle Commuter and Parking Expansion Act of 2007, effective February 2, 2008 (D.C. Law 17-103; D.C. Official Code § 50-1641.07), on September 16, 2014, the Mayor transmitted to the Council proposed rules to require, among other things, a residential building with 8 or more units to provide sheltered and secure bicycle parking for the building’s tenants. The Council approves the proposed rules, published at 61 DCMR 2474 on March 21, 2014, to amend Chapter 12 of Title 18 (Vehicles and Traffic) of the District of Columbia Municipal Regulations (18 DCMR § 1200 *et seq.*).

Sec. 3. Transmittal.

The Council shall transmit a copy of this resolution, upon its adoption, to the Mayor and the Director of the District Department of Transportation.

Sec. 4. 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. 5. Effective date.

This resolution shall take effect immediately.

## ENROLLED ORIGINAL

## A RESOLUTION

20-658

## IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

October 28, 2014

To declare the sense of the Council that the District will close and discontinue use of the D.C. General homeless shelter for families only when certain benchmarks resolution are met, and that there must be funding for a sufficient number of appropriate apartment-style units and permanent housing options for existing and newly homeless families.

RESOLVED, BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this resolution may be cited as the “Sense of the Council for Closing D.C. General Shelter Resolution of 2014”.

Sec. 2. The Council finds that:

(1) Since 2008, following the closure of D.C. Village, a former nursing home located near a wastewater treatment plant, the District of Columbia has used the site of the former D.C. General Hospital as the primary placement for families seeking emergency shelter. D.C. General Shelter is located at 1900 Massachusetts Avenue, S.E., on Reservation 13, a 67-acre site that is also the location of the D.C. Jail and a methadone clinic.

(2) Because of the substantial, and still rising, numbers of families experiencing homelessness, in 2012 the District began to stop placing families in emergency shelter other than during the winter season, leaving many families to struggle with no safe place to sleep for most of the year.

(3) D.C. General had an original capacity of 153 units. However, in an effort to accommodate the demand for emergency shelter for homeless families, in February 2012 an additional 118 units were added, increasing the capacity to 271. Beginning in November 2012, the cafeteria has been used as overflow for families adding 18 additional spaces, bringing the total capacity to 289 units.

(4) During the 2013-2014 winter season, there was an unprecedented increase in the number of homeless families seeking shelter. On the night of its highest capacity, D.C. General sheltered 287 families, including 549 children, but many more families moved through D.C. General during the course of the season.

(5) While this shelter may be better for families than other less desirable options, research has consistently found that parent and child well-being decline while a family is in shelter when compared to housing or housing-like settings. Further, large communal shelter settings, such as D.C. General, are not healthy and safe environments for families, and especially not for children.

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(6) In addition to the challenges of ensuring the security and safety of all residents at a large shelter facility such as D.C. General, there are fundamental ongoing problems with the physical facility. Poor electrical, heating, and cooling systems and maintenance and pest control problems have continually plagued and negatively impacted the quality of life for the children and families who live there.

(7) The District spends \$13.8 million annually to operate D.C. General. This cost includes funding for operations, food, and security.

(8) Investments in the Emergency Rental Assistance Program, Rapid Rehousing, Permanent Supportive Housing, and the Local Rent Supplement Program will lessen the District's need for emergency shelter.

(9) The Council supports the Mayor's "500 Families, 100 Days" initiative to move families who were in D.C. General and hotels at the end of the 2013-2014 winter into more permanent housing situations through programs including Permanent Supportive Housing and Rapid Re-Housing.

(10) Successful completion of the Mayor's initiative is a critical step toward the closure of the D.C. General shelter. Once accomplished, there will remain only a small number of families in shelter. This will enable the District to move forward with the closure of D.C. General before the height of the 2014-2015 hypothermia season.

Sec. 3. It is the sense of the Council that before the closure of D.C. General:

(1) The Mayor's "500 Families, 100 Days" initiative must be substantially completed.

(2) The District must identify appropriate alternative housing for families remaining in the D.C. General shelter.

(3) The District must identify adequate replacement emergency shelter capacity for homeless families for the Fiscal Year 2014-2015 hypothermia season and into the future.

Sec. 4. It is the sense of the Council that the District shall close and discontinue use of the D.C. General homeless shelter for families located at 1900 Massachusetts Avenue, S.E., only after the benchmarks enumerated in section 3 have been substantially met. It is imperative that the District marshal the will and the necessary resources to close this dated and antiquated facility that was never intended to provide shelter for homeless families.

Sec. 5. It is further the sense of the Council that:

(1) Replacement emergency shelter capacity for families must:

(A) Consist of apartment-style units or private rooms as defined in the Dignity for Homeless Families Amendment Act of 2014, passed on 1<sup>st</sup> reading on October 28, 2014 (Engrossed version of Bill 20-767);

(B) Be sufficient and available to provide year-round access to shelter for homeless families;

**ENROLLED ORIGINAL**

(C) Allow all families placed in shelter to remain in shelter until appropriate and safe alternative housing is obtained; and

(D) Contain a sufficient number of units that are accessible to families with mobility impairments to ensure that the District complies with Title II of the Americans with Disabilities Act.

(2) All replacement emergency shelter facilities must provide quality, on-site supportive services including housing search, family case management, and case management that specifically ensure that the educational, physical health, and developmental needs of children and youth are identified and met.

(3) Providers must ensure that there are safety protocols and procedures in place, including staff background checks.

(4) Ongoing training must be provided to all shelter staff, including trauma-informed care training.

(5) Sufficient investments must be made in a full range of homelessness prevention and affordable housing programs including the Emergency Rental Assistance, Rapid Rehousing, Permanent Supportive Housing, and Rent Supplement Programs.

Sec. 6. The Council further resolves that savings from the closure of D.C. General must be shifted to support the costs associated with the development and operation of replacement emergency shelter capacity.

Sec. 7. The Chairman shall transmit copies of this resolution, upon its adoption, to the Mayor and the Interagency Council on Homelessness.

Sec. 8. This resolution shall take effect immediately upon publication in the District of Columbia Register.



## ENROLLED ORIGINAL

## A RESOLUTION

20-659

## IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

October 28, 2014

To declare the existence of an emergency with respect to the need to approve Modification Nos. 4-6 to Contract No. NFPHC-121 between the Not-for-Profit Hospital Corporation (“NFPHC”) and Washington Imaging Associates of Maryland d/b/a Progressive Radiology to provide, in consultation with the NFPHC, radiology services at United Medical Center, and to authorize payment for the services received and to be received under the contract modifications.

RESOLVED, BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this resolution may be cited as the “Modification Nos. 4-6 to Contract No. NFPHC-121 Approval and Payment Authorization Emergency Declaration Resolution of 2014”.

Sec. 2. (a) There exists an immediate need to approve Modification Nos. 4-6 to Contract No. NFPHC-121 (“Contract”) between the NFPHC and Washington Imaging Associates of Maryland d/b/a Progressive Radiology (“Progressive”) to provide, in consultation with the NFPHC, radiology services at United Medical Center, and to authorize payment for the services received and to be received under the contract modifications.

(b) After a competitive procurement under the NFPHC procurement rules, the NFPHC awarded Progressive a letter contract on July 13, 2011. A letter contract was used to allow Progressive to begin providing this critical service yet provided ample time for the parties to definitize the Contract. The letter contract had an initial period of 9 months and a value of \$912,450.

(c) Modification No. 1, deemed approved by the Council on April 12, 2012, was the definitized Contract that was submitted to and approved by Council for the base year contract period of July 13, 2011, to July 12, 2012 (CA19-307, approved by Council).

(d) Modification No. 2, effective July 27, 2012, exercised option year one of the Contract for an amount of \$1,364,900 for the period July 13, 2012, to July 12, 2013 (A19-426, approved by Council).

(e) Modification No. 3, deemed approved by Council on July 4, 2013, exercised option year two of the Contract for an amount of \$1,364,900 for the period July 4, 2013, to July 3, 2014 (CA20-124, approved by Council).

(f) Modification No. 4, effective July 4, 2014, exercised the first 3 months of option year three of the Contract for an amount of \$341,224.98 for the period July 4, 2014, to October

**ENROLLED ORIGINAL**

3, 2014, to allow the NFPHC time to negotiate focused performance metrics for insertion into the Contract.

(g) Modification No. 5, effective October 1, 2014, exercised an additional month of option year three of the Contract for an amount of \$113,741.66 for the period October 4, 2014, to November 3, 2014, to allow time for NFPHC to request Council approval for the entire option year three as a tipping contract.

(h) Proposed Modification No. 6, will exercise the remaining 8 months of option year three of the Contract for an amount of \$909,933.36 for the period of November 4, 2014, to July 3, 2015, thereby bringing the total value of option year three to \$1,364,900.

(i) Emergency approval of Modification Nos. 4-6 for a total value of \$1,364,900 for the Contract option year three is necessary so that NFPHC can continue to support the program. Without this approval, Progressive cannot be paid for these critical services provided and to be 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 Modification Nos. 4-6 to Contract No. NFPHC-121 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

20-660

## IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

October 28, 2014

To declare the existence of an emergency with respect to the need to approve Modification No. 8-10 to Contract No. NFPHC-151 between the Not-for-Profit Hospital Corporation (“NFPHC”) and Wisconsin Avenue Psychiatric Center d/b/a Psychiatric Institute of Washington, to provide, in consultation with the NFPHC, management and operation of the Behavioral Health and Professional Psychiatric Services Program, and to authorize payment for the services received and to be received under the contract modifications.

RESOLVED, BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this resolution may be cited as the “Modification Nos. 8-10 to Contract No. NFPHC-151 Approval and Payment Authorization Emergency Declaration Resolution of 2014”.

Sec. 2. (a) There exists an immediate need to approve Modification Nos. 8-10 to Contract No. NFPHC-151 between NFPHC and Wisconsin Avenue Psychiatric Center d/b/a Psychiatric Institute of Washington (“PIW”), to provide, in consultation with the NFPHC, management and operation of the Behavioral Health and Professional Psychiatric Services Program (“Program”), and to authorize payment for the services received and to be received under the contract modifications.

(b) After a competitive procurement under the NFPHC procurement rules, the NFPHC awarded PIW a letter contract on August 15, 2012. A letter contract was used to allow PIW to begin providing this critical service, yet provide ample time for the parties to definitize the contract. The letter contract had an initial period of 9 months and a value of \$712,150.

(c) Modification No. 1, effective October 29, 2012, added language to the letter contract defining parameters around PIW adding one additional physician to support the Program. Modification 1 did not have any financial impact on the 9-month base period.

(d) Modification No. 2, effective May 9, 2013, extended the letter contract by 3 months to August 14, 2013, as permitted in section 3 of the letter contract. This change was necessary to allow the NFPHC, now working closely with Huron Consulting Group, LLC pursuant to DCHT-2012-C-0014 with the Department of Health Care Finance, to initiate discussions with PIW regarding expansion of PIW’s services within the general scope of the letter contract. The value of Modification 2 was \$229,050, which brought the total value of the 12-month base period of the letter contract to \$941,200.

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(e) Modification No. 3, effective August 14, 2013, inserted language providing the authority for the letter contract to be extended for up to 6 months. This change was necessary because in August 2013, both the NFPHC and PIW realized that even more time was needed in order to continue negotiating the definitized contract, including the details of the expansion of PIW's services for the Program, more precise performance metrics, and contract incentives by which NFPHC would evaluate and better leverage PIW's expertise, especially regarding managed care payors. Most importantly, the NFPHC and PIW needed the time to ensure the ongoing discussions and proposed changes aligned with the new Hospital Strategic Plan approved by the NFPHC Board of Directors in July 2013. Modification No. 3, providing the authority for, but not yet exercising, a 6- month option period did not have any financial impact.

(f) Modification No. 4 used the authority inserted by Modification No. 3 and extended the letter contract to November 13, 2013, the first 3 months of the option period, with the same terms as the base year. This change allowed time for the discussions contemplated by Modification No. 3. The value of Modification No. 4, the 3-month option period, was \$231,250.

(g) During the Modification No. 4 term, the NFPHC realized that the definitized contract changes would cause the 12-month proposed option year one, which would incorporate the existing option period, to exceed \$1 million and would therefore require Council approval as a tipping contract modification.

(h) Modification No. 5, exercising an additional 2 months of the option period, extended the contract through January 13, 2014. This change was necessary to provide ample time for preparation of the Council package, receive appropriate NFPHC approvals, and provide time for Council review. The value of Modification No. 5 was \$154,156.66, bringing the 5- month option value to \$385,406.66.

(i) Modification No. 6 exercised an additional 2 months of the option period to allow for Council consideration of this tipping contract at a regularly scheduled legislative meeting. Modification No. 6 did not have any financial impact. The value of Modification No. 6 was \$77,078.33, bringing the option period value to \$462,484.99.

(j) Modification No. 7 exercised the remainder of the definitized contract option year one in the amount of \$1,471,136.30 and was enacted, after Council approval (D.C. Act 20-269) on January 16, 2014.

(k) Modification No. 8 exercised the first 2 months of option year two in the amount of \$292,794.50. The NFPHC attempted to submit proposed option year two to the Council for passive review during recess, but missed the fairly new Council Rule 307(b) deadline. Unable to suspend performance of critical services during Council recess, the NFPHC therefore exercised only 2 months of option year two.

(l) The NFPHC attempted to submit Modification No. 9 again on October 2, 2014, to exercise the remainder of option year two, however; the NFPHC mistakenly used five days, instead of five business days, as the deadline for transmittal. Unable to suspend performance of critical services, the NFPHC therefore exercised one additional month of option year two in the amount of \$146,397.25 to allow time to obtain Council approval.

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(m) Proposed Modification No. 10 will exercise the remaining 9 months of option year two for an amount of \$1,347,774.25, bringing the total value of option year two to \$1,786,936.

(n) Emergency approval of Modification Nos. 8-10 for a total value of \$1,786,936 for the contract option year two is necessary so that NFPHC can continue to support the Program. Without this approval, PIW cannot be paid for critical services provided and to be 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 Modification Nos. 8-10 to Contract No. NFPHC151 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

20-661

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

October 28, 2014

To confirm the appointment of Mr. Daniel W. Lucas as the Inspector General.

RESOLVED, BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this resolution may be cited as the “Inspector General Daniel W. Lucas Confirmation Resolution of 2014”.

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

Mr. Daniel W. Lucas  
2607 Meadowsweet Drive  
Waldorf, MD 20601

as the Inspector General, in accordance with section 208(a)(1) of the District of Columbia Procurement Practices Act of 1985, effective February 21, 1986 (D.C. Law 6-85; D.C. Official Code § 1-301.115a), to serve for a term to end May 19, 2020.

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

Sec. 4. This resolution shall take effect immediately.

ENROLLED ORIGINAL

A RESOLUTION

20-662

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

October 28, 2014

To confirm the reappointment of Mr. Donald L. Isaac, Jr. to the Real Property Tax Appeals Commission.

RESOLVED, BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this resolution may be cited as the "Real Property Tax Appeals Commission Donald L. Isaac, Jr. Confirmation Resolution of 2014".

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

Mr. Donald L. Isaac, Jr.  
3333 M Street, S.E.  
Washington, D.C. 20019  
(Ward 7)

as a part-time member of the Real Property Tax Appeals Commission, established by D.C. Official Code § 47-825.01a, for a term to end April 30, 2018.

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

Sec. 4. This resolution shall take effect immediately.

ENROLLED ORIGINAL

## A RESOLUTION

20-663

## IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

October 28, 2014

To confirm the reappointment of Mr. Julio Ortiz to the Washington Convention and Sports Authority Board of Directors.

RESOLVED, BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this resolution may be cited as the "Washington Convention and Sports Authority Board of Directors Julio Ortiz Confirmation Resolution of 2014".

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

Mr. Julio Ortiz  
509 H Street, S.W.  
Washington, D.C. 20024  
(Ward 6)

as a public member of the Washington Convention and Sports Authority Board of Directors, established by section 205 of the Washington Convention Center Authority Act of 1994, effective September 28, 1994 (D.C. Law 10-188; D.C. Official Code § 10-1202.05), for a term to end May 16, 2018.

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

Sec. 4. This resolution shall take effect immediately.



ENROLLED ORIGINAL

A RESOLUTION

20-664

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

October 28, 2014

To confirm the appointment of Ms. Cheryle Doggett to the Washington Convention and Sports Authority Board of Directors.

RESOLVED, BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this resolution may be cited as the "Washington Convention and Sports Authority Board of Directors Cheryle Doggett Confirmation Resolution of 2014".

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

Ms. Cheryle Doggett  
5002 Warren Street, N.W.  
Washington, D.C. 20016  
(Ward 3)

as a public member of the Washington Convention and Sports Authority Board of Directors, established by section 205 of the Washington Convention Center Authority Act of 1994, effective September 28, 1994 (D.C. Law 10-188; D.C. Official Code § 10-1202.05), for a term to end October 1, 2017.

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

Sec. 4. This resolution shall take effect immediately.

ENROLLED ORIGINAL

A RESOLUTION

20-665

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

October 28, 2014

To confirm the reappointment of Ms. Linda Greenan to the Washington Convention and Sports Authority Board of Directors.

RESOLVED, BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this resolution may be cited as the "Washington Convention and Sports Authority Board of Directors Linda Greenan Confirmation Resolution of 2014".

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

Ms. Linda Greenan  
2700 Virginia Avenue, N.W., #303  
Washington, D.C. 20037  
(Ward 2)

as a public member of the Washington Convention and Sports Authority Board of Directors, established by section 205 of the Washington Convention Center Authority Act of 1994, effective September 28, 1994 (D.C. Law 10-188; D.C. Official Code § 10-1202.05), for a term to end May 16, 2018.

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

Sec. 4. This resolution shall take effect immediately.

ENROLLED ORIGINAL

## A RESOLUTION

20-666

## IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

October 28, 2014

To confirm the reappointment of Mr. William Hall to the Washington Convention and Sports Authority Board of Directors.

RESOLVED, BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this resolution may be cited as the "Washington Convention and Sports Authority Board of Directors William Hall Confirmation Resolution of 2014".

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

Mr. William Hall  
5148 Tilden Street, N.W.  
Washington, D.C. 20016  
(Ward 3)

as a public member of the Washington Convention and Sports Authority Board of Directors, established by section 205 of the Washington Convention Center Authority Act of 1994, effective September 28, 1994 (D.C. Law 10-188; D.C. Official Code § 10-1202.05), for a term to end October 1, 2017.

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

Sec. 4. This resolution shall take effect immediately.

ENROLLED ORIGINAL

## A RESOLUTION

20-667

## IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

October 28, 2014

To confirm the reappointment of Mr. Edmund C. Fleet to the Commission on the Arts and Humanities.

RESOLVED, BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this resolution may be cited as the "Commission on the Arts and Humanities Edmund C. Fleet Confirmation Resolution of 2014".

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

Mr. Edmund C. Fleet  
3608 Alabama Avenue, S.E.  
Washington, D.C. 20020  
(Ward 7)

as a member of the Commission on the Arts and Humanities, established by section 4 of the Commission on the Arts and Humanities Act, effective October 21, 1975 (D.C. Law 1-22; D.C. Official Code § 39-203), for a term to end June 30, 2017.

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

Sec. 4. This resolution shall take effect immediately.

ENROLLED ORIGINAL

## A RESOLUTION

20-668

## IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

October 28, 2014

To confirm the reappointment of Mr. Darrin Lewis Glymph to the Commission on the Arts and Humanities.

RESOLVED, BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this resolution may be cited as the "Commission on the Arts and Humanities Darrin Lewis Glymph Confirmation Resolution of 2014".

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

Mr. Darrin Lewis Glymph  
1823 Quincy Street, N.W.  
Washington, D.C. 20011  
(Ward 4)

as a member of the Commission on the Arts and Humanities, established by section 4 of the Commission on the Arts and Humanities Act, effective October 21, 1975 (D.C. Law 1-22; D.C. Official Code § 39-203), for a term to end June 30, 2017.

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

Sec. 4. This resolution shall take effect immediately.

ENROLLED ORIGINAL

## A RESOLUTION

20-669

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

October 28, 2014

To confirm the reappointment of Ms. MaryAnn Miller to the Commission on the Arts and Humanities.

RESOLVED, BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this resolution may be cited as the "Commission on the Arts and Humanities MaryAnn Miller Confirmation Resolution of 2014".

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

Ms. MaryAnn Miller  
3001 Veazey Terrace, N.W. #1531  
Washington, D.C. 20008  
(Ward 3)

as a member of the Commission on the Arts and Humanities, established by section 4 of the Commission on the Arts and Humanities Act, effective October 21, 1975 (D.C. Law 1-22; D.C. Official Code § 39-203), for a term to end June 30, 2017.

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

Sec. 4. This resolution shall take effect immediately.

## ENROLLED ORIGINAL

## A RESOLUTION

20-670

## IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

October 28, 2014

To disapprove the reappointment of Ms. Judith Terra to the Commission on the Arts and Humanities.

RESOLVED, BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this resolution may be cited as the "Commission on the Arts and Humanities Judith Terra Disapproval Resolution of 2014".

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

Ms. Judith Terra  
4845 Colorado Avenue, N.W.  
Washington, D.C. 20011  
(Ward 4)

as a member of the Commission on the Arts and Humanities, established by section 4 of the Commission on the Arts and Humanities Act, effective October 21, 1975 (D.C. Law 1-22; D.C. Official Code § 39-203), for a term to end June 30, 2017.

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

Sec. 4. This resolution shall take effect immediately.

ENROLLED ORIGINAL

A RESOLUTION

20-671

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

October 28, 2014

To confirm the reappointment of Mr. Jose Alberto Ucles to the Commission on the Arts and Humanities.

RESOLVED, BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this resolution may be cited as the "Commission on the Arts and Humanities Jose Alberto Ucles Confirmation Resolution of 2014".

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

Mr. Jose Alberto Ucles  
23 T Street, N.W.  
Washington, D.C. 20001  
(Ward 5)

as a member of the Commission on the Arts and Humanities, established by section 4 of the Commission on the Arts and Humanities Act, effective October 21, 1975 (D.C. Law 1-22; D.C. Official Code § 39-203), for a term to end June 30, 2017.

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

Sec. 4. This resolution shall take effect immediately.



ENROLLED ORIGINAL

## A RESOLUTION

20-672

## IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

October 28, 2014

To disapprove the reappointment of Ms. Lavinia Wohlfarth to the Commission on the Arts and Humanities.

RESOLVED, BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this resolution may be cited as the "Commission on the Arts and Humanities Lavinia Wohlfarth Disapproval Resolution of 2014".

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

Ms. Lavinia Wohlfarth  
1331 Allison Street, N. E.  
Washington, D.C. 20017  
(Ward 5)

as a member of the Commission on the Arts and Humanities, established by section 4 of the Commission on the Arts and Humanities Act, effective October 21, 1975 (D.C. Law 1-22; D.C. Official Code § 39-203), for a term to end June 30, 2017.

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

Sec. 4. This resolution shall take effect immediately.

ENROLLED ORIGINAL

## A RESOLUTION

20-673

## IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

October 28, 2014

To confirm the reappointment of Ms. Gretchen B. Wharton to the Commission on the Arts and Humanities.

RESOLVED, BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this resolution may be cited as the "Commission on the Arts and Humanities Gretchen B. Wharton Confirmation Resolution of 2014".

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

Ms. Gretchen B. Wharton  
1726 5<sup>th</sup> Street, N.W.  
Washington, D.C. 20001  
(Ward 6)

as a member of the Commission on the Arts and Humanities, established by section 4 of the Commission on the Arts and Humanities Act, effective October 21, 1975 (D.C. Law 1-22; D.C. Official Code § 39-203), for a term to end June 30, 2017.

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

Sec. 4. This resolution shall take effect immediately.

## ENROLLED ORIGINAL

## A RESOLUTION

20-674

## IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

October 28, 2014

To declare the existence of an emergency with respect to the need to amend the District of Columbia Statehood Constitutional Convention Initiative of 1979 to repeal the Statehood Commission, repeal the Statehood Compact Commission, to establish the Office of the Statehood Delegation, and to establish the New Columbia Statehood Commission and the New Columbia Statehood Fund; to repeal the 51<sup>st</sup> State Commission Establishment Act of 2010; to amend section 47-1812.11c of the District of Columbia Official Code to reflect the establishment of the New Columbia Statehood Fund; to amend the District of Columbia Government Comprehensive Merit Personnel Act of 1978 to establish personnel authority for the Statehood Delegation over the Office of the Statehood Delegation; to amend the District of Columbia Health Occupations Revision Act of 1985 to repeal the Health Occupation Advisory Committees; to amend the Department of Health Functions Clarification Act of 2001 to re-establish the Health Occupation Advisory Committees under the Department of Health; to amend the Retail Service Station Act of 1976 to modify the membership and scope of the Gas Station Advisory Board; to amend the District of Columbia Government Comprehensive Merit Personnel Act of 1978 to modify the personnel authority for the District of Columbia Law Revision Commission; to amend the District of Columbia Law Revision Commission Act of 1980 to modify the membership of the commission and provide that members shall not be compensated for service; to amend section 47-355.07 of the District of Columbia Official Code to codify the role and responsibilities of the Board of Review for Anti-Deficiency Violations, and to revise the membership of the board; to amend the District of Columbia Government Comprehensive Merit Personnel Act of 1978 to clarify the compensation provisions for various boards and commissions, and to increase the statutory compensation cap for members of certain boards and commissions; to abolish certain boards and commissions; to amend Chapter 24 of Title 17 of the District of Columbia Municipal Regulations to repeal the authority for the Notary Public Board of Review; to make conforming amendments; and to provide for the orderly transition of duties and responsibilities to the newly elected Mayor and Attorney General.

RESOLVED, BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this resolution may be cited as the “New Columbia Statehood Initiative, Omnibus Boards and Commissions Reform, and Election Transition Emergency Declaration Resolution of 2014”.

## ENROLLED ORIGINAL

Sec. 2. (a) On January 18, 2013, Chairman Phil Mendelson, at the request of the Mayor, introduced Bill 20-71, the Boards and Commissions Reform Act of 2013. That legislation was referred to the Committee of the Whole, which held a hearing on the bill on June 5, 2014, and approved the bill with amendments on October 7, 2014. That bill has undergone 1<sup>st</sup> and 2<sup>nd</sup> readings on October 7, 2014, and October 28, 2014.

(b) Streamlining the District's approach to statehood by combining the functions of several defunct and unfunded boards and commissions, creating a body through which funds dedicated to the achievement of statehood may be accessed, and assuring the participation of the Council and the Mayor with the Statehood Delegation is important to focus the District's efforts to achieve statehood. These reforms should be implemented without delay.

(c) Reform of the District's boards and commissions should occur without delay, and emergency adoption of Bill 20-71 will enable this to happen. The bill reduces the number of boards and commissions, eliminating ineffective ones. It also strengthens several others. It is appropriate that this happen with the impending change in government.

(d) In 1998, 2006, and 2010, the Council adopted emergency measures, D.C. Act 12-541, D.C. Act 16-534, and D.C. Act 18-590, to assist the incoming Mayor-elect with the transition into office. Again, there is that need with the new Mayor. There will also be, for the first time in the District's history, an elected Attorney General. Authorization for the Mayor to provide funds and resources to the Mayor-elect and Attorney General-elect will facilitate the orderly transition of duties and responsibilities for both offices.

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 New Columbia Statehood Initiative, Omnibus Boards and Commissions Reform, and Election Transition Emergency Amendment Act of 2014 be adopted after a single reading.

Sec. 4. This resolution shall take effect immediately.

ENROLLED ORIGINAL

## A RESOLUTION

20-675

## IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

October 28, 2014

To declare the existence of an emergency with respect to the need to amend the District of Columbia Government Comprehensive Merit Personnel Act of 1978 to require each administrative law judge, hearing officer, or attorney who is required to be a member of the District of Columbia Bar as a prerequisite of District government employment to file a Certificate of Good Standing from the District of Columbia Court of Appeals on an annual basis.

RESOLVED, BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this resolution may be cited as the "District Government Certificate of Good Standing Filing Requirement Emergency Declaration Resolution of 2014".

Sec. 2.(a) In a hearing held by the Committee on Business, Consumer and Regulatory Affairs on September 26, 2014, on the District's private workers' compensation program, it was determined that an administrative law judge had issued hundreds of workers' compensation rulings even though the administrative law judge had been disbarred from the practice of law for over 16 years.

(b) This has created a tremendous sense of confusion and frustration, and has undermined the confidence of the public in the District's workers' compensation program.

(c) Emergency legislation is needed to insure that each administrative law judge, hearing officer, and attorney who is required to be a member of the District of Columbia Bar is required to file an annual Certificate of Good Standing from the District of Columbia Court of Appeals to prevent the unethical practice of law.

Sec. 3. The Council of the District of Columbia determines that the circumstances enumerated in section 2 constitute emergency circumstances making it necessary that the District Government Certificate of Good Standing Filing Requirement Emergency Amendment Act of 2014 be adopted after a single reading.

Sec. 4. This resolution shall take effect immediately.

## ENROLLED ORIGINAL

## A RESOLUTION

20-676

## IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

October 28, 2014

To declare the existence of an emergency with respect to the need to approve multiyear Task Order No. GAGA-2014-T-0059 issued to Sharp Electronics Corporation pursuant to National Joint Powers Alliance Cooperative Agreement No. 100312-SEC to provide lease and maintenance services for copiers with multifunctional devices.

RESOLVED, BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this resolution may be cited as the “Task Order No. GAGA-2014-T-0059 Issued Pursuant to National Joint Powers Alliance Cooperative Agreement No. 100312-SEC Emergency Declaration Resolution of 2014”.

Sec. 2. (a) The District of Columbia Public Schools proposes to enter into a multiyear agreement with Sharp Electronics Corporation to provide lease and maintenance services for copiers with multifunctional devices.

(b) The estimated price of this multiyear contract with Sharp Electronics Corporation is in the amount of \$8,333,280.

(c) Council approval is necessary to allow the District to receive the benefit of these vital services in a timely manner from Sharp Electronics Corporation.

(d) These critical services can only be obtained through an award of the multiyear contract with Sharp Electronics Corporation.

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 Task Order No. GAGA-2014-T-0059 Issued Pursuant to National Joint Powers Alliance Cooperative Agreement No. 100312-SEC Emergency Approval Resolution of 2014 be adopted on an emergency basis.

Sec. 4. This resolution shall take effect immediately.

ENROLLED ORIGINAL

A RESOLUTION

20-677

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

October 28, 2014

To approve, on an emergency basis, multiyear Task Order No. GAGA-2014-T-0059 issued to Sharp Electronics Corporation pursuant to National Joint Powers Alliance Cooperative Agreement No. 100312-SEC to provide lease and maintenance services for copiers with multifunctional devices.

RESOLVED, BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this resolution may be cited as the “Task Order No. GAGA-2014-T-0059 Issued Pursuant to National Joint Powers Alliance Cooperative Agreement No. 100312-SEC Emergency 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)), the Council approves Task Order No. GAGA-2014-T-0059 issued to Sharp Electronics Corporation, pursuant to National Joint Powers Alliance Cooperative Agreement No. 100312-SEC in the amount of \$8,333,280 and for a term from October 1, 2014, through October 1, 2019.

Sec. 3. Transmittal.

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

Sec. 4. Fiscal impact statement.

The Council adopts the fiscal 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. Effective date.

This resolution shall take effect immediately.

ENROLLED ORIGINAL

## A RESOLUTION

20-678

## IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

October 28, 2014

To declare the existence of an emergency with respect to the need to amend the District of Columbia Procurement Practices Act of 1985 to align minimum qualifications for the position of Inspector General with federal standards.

RESOLVED, BY COUNCIL OF THE DISTRICT OF COLUMBIA, That this resolution may be cited as the “Inspector General Qualifications Emergency Declaration Resolution of 2014”.

Sec. 2. (a) On April 21, 2014, Charles J. Willoughby, after 9 years of service, announced his retirement from the position of Inspector General, effective May 19, 2014.

(b) The position of Inspector General is vital to the efficient and effective operation of the District government. The Inspector General serves in an independent role to investigate waste, fraud, and abuse. Moreover, the Inspector General performs tasks such as managing the Comprehensive Annual Financial Report.

(c) A national survey by the Department of Human Resources revealed that section 208(a)(1) of the District of Columbia Procurement Practices Act of 1985, effective February 21, 1986 (D.C. Law 6-85; D.C. Official Code § 1-301.115a(a)(1)) (“Act”), as amended by the Inspector General Qualifications Amendment Act of 2003, effective July 30, 2003 (D.C. Law 15-26), includes onerous provisions regarding the requisite qualifications for appointment as Inspector General that are not found in other state or federal statutes.

(d) Among the 9 jurisdictions surveyed (Alexandria, VA; Atlanta, GA; Chicago, IL; Dallas, TX; Fairfax County, VA; Philadelphia, PA; Montgomery County, MD; Prince George’s County, MD; and the Commonwealth of Virginia), none requires an Inspector General to be both a lawyer and a certified public accountant (“CPA”). In fact, none of the survey participants require their Inspector General to be an attorney. Only 3 of the jurisdictions surveyed require their Inspector General to be a CPA, or any equivalent.

(e) Before 2003, the requisite qualifications for appointment were substantively identical to the qualifications currently required for appointment as a federal Inspector General. The statutes governing appointment of Inspectors General in many jurisdictions similar to the District of Columbia require these qualifications, as well. Therefore, these qualifications are determined to be the standard for “best practices”.

(f) The Department of Human Resources contracted a firm to conduct a national search based on the current criteria for the position and did not find candidates who possessed these



**ENROLLED ORIGINAL**

qualifications and who were also highly accomplished. However, using the best practices criteria, extraordinary candidates were identified for consideration.

(g) Unless the requisite qualifications are amended to reflect best practices criteria, the District will be in jeopardy of being unable to confirm the most highly accomplished candidate for the position of Inspector General.

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 Inspector General Qualifications Emergency Amendment Act of 2014 be adopted after a single reading.

Sec. 4. This resolution shall take effect immediately.

ENROLLED ORIGINAL

A RESOLUTION

20-679

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

October 28, 2014

To declare the existence of an emergency with respect to the need to approve Contract No. CW30851 with the Washington Hospitality Foundation to operate the Hospitality High School for the academic school year 2014-2015.

RESOLVED, BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this resolution may be cited as the “Contract No. CW30851 Washington Hospitality Foundation Contract Approval Emergency Declaration Resolution of 2014”.

Sec. 2. (a) There exists an immediate need to approve the Contract No. CW30851 Washington Hospitality Foundation Contract Approval Emergency Resolution of 2014 and to authorize payment for services to be received under the contract.

(b) Since 1998, the Washington Hospitality Foundation has operated Hospitality High School as a public charter school.

(c) The mission of the high school is to ensure that students have access to an excellent educational program designed to promote success in college and the hospitality industry. Each year all of the students of the high school are exposed to the hospitality industry through hands-on experience.

(d) At the end of the 2013-2014 school year, the Washington Hospitality Foundation voluntarily relinquished its charter. Pursuant to section 2212(d)(5)(A) of the District of Columbia School Reform Act of 1995, approved April 26, 1996 (110 Stat. 1321; D.C. Official Code § 38-1802.12(d)(5)(A)), Mayor Vincent C. Gray assumed management of the operation of Hospitality High School.

(e) Pursuant to Mayor’s Order 2014-196, approved on August 12, 2014, Mayor Gray delegated authority to the State Superintendent of Education to take any and all actions authorized to be performed in connection with the direct management of Hospitality High School, including the authority to execute and deliver any other document, contract, agreement, statement, or instrument required by or incidental to the management of Hospitality High School.

(f) Council approval is necessary as the contract is in the amount of \$3,458,926 for the academic school year 2014-2015, second quarter to fourth quarter, and to allow the Washington Hospitality Foundation to operate Hospitality High School.

**ENROLLED ORIGINAL**

(g) Without Council approval, the Washington Hospitality Foundation will be unable to operate the school. This could lead to 173 students being unable to continue in the school, forcing them to have to find alternative educational plans in the middle of the academic year.

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. CW30851 Washington Hospitality Foundation Contract Approval Emergency Resolution of 2014 be adopted on an emergency basis.

Sec. 4 This resolution shall take effect immediately.

ENROLLED ORIGINAL

## A RESOLUTION

20-680

## IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

October 28, 2014

To approve, on an emergency basis, Contract No. CW30851 with the Washington Hospitality Foundation to operate Hospitality High School for the academic school year 2014-2015.

RESOLVED, BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this resolution may be cited as the “Contract No. CW30851 Washington Hospitality Foundation Contract Approval Emergency Resolution of 2014”.

Sec. 2. 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)), and in accordance with section 202(e) of the Procurement Practices Reform Act of 2010, effective April 8, 2011 (D.C. Law 18-371; D.C. Official Code § 2-352.02(e)), the Council approves Contract No. CW30851 with the Washington Hospitality Foundation to operate Hospitality High School for the academic school year 2014-2015, second quarter to fourth quarter, in the amount of \$3,458,926 for services to be received under the contract.

Sec. 3. Transmittal.

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

Sec. 4. Fiscal impact statement.

The Council adopts the fiscal 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. Effective date.

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 its introduction.

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

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**COUNCIL OF THE DISTRICT OF COLUMBIA**  
**LEGISLATION**

**PROPOSED**

**BILL**

B20-999      District of Columbia Board of Elections and Ethics Primary Date Alteration Act of 2014

Intro. 11-18-14 by Councilmember Cheh and referred to the Committee on Government Operations

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**RESOLUTION**

PR20-1127      Public Charter School Board Stephen D. Bumbaugh Confirmation Resolution of 2014

Intro. 11-6-14 by Chairman Mendelson at the request of the Mayor and referred to the Committee on Education

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**COUNCIL OF THE DISTRICT OF COLUMBIA**  
**CONSIDERATION OF TEMPORARY LEGISLATION**

**B20-993**, “Grandparents Caregivers Program Subsidy Transfer Temporary Amendment Act of 2014”, and **B20-995**, “Pepco Cost-Sharing Fund for DC PLUG Establishment Temporary Act of 2014” and **B20-998**, “Standard Deduction Withholding Clarification Temporary Act of 2014” were adopted on first reading on November 18, 2014. These temporary measures were considered in accordance with Council Rule 413. A final reading on these measures will occur on December 2, 2014.

<p style="text-align: center;"><b>COUNCIL OF THE DISTRICT OF COLUMBIA EXCEPTED SERVICE APPOINTMENTS AS OF OCTOBER 31, 2014</b></p>
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**NOTICE OF EXCEPTED SERVICE EMPLOYEES**

D.C. Code § 1-609.03(c) requires that a list of all new appointees to Excepted Service positions established under the provisions of § 1-609.03(a) be published in the D.C. Register. In accordance with the foregoing, the following information is hereby published for the following positions.

<b>COUNCIL OF THE DISTRICT OF COLUMBIA</b>			
<b>NAME</b>	<b>POSITION TITLE</b>	<b>GRADE</b>	<b>TYPE OF APPOINTMENT</b>
Shelton, Benjamin	Legislative Aide	2	Excepted Service - Reg Appt
Grant, Richard	Legislative Assistant	2	Excepted Service - Reg Appt
Boyett, Candace	Administrative Assistant	2	Excepted Service - Reg Appt
Lauture, Charles	Legislative Policy Analyst	6	Excepted Service - Reg Appt

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

Posting Date: November 21, 2014  
Petition Date: January 5, 2015  
Hearing Date: January 20, 2015

License No.: ABRA-095700  
Licensee: Chaplin Restaurant DC, LLC  
Trade Name: Chaplin  
License Class: Retailer's Class "C" Restaurant  
Address: 1501 9<sup>th</sup> St., N.W.  
Contact: Joyce Njorge, 202-644-8806

WARD 6

ANC 6E

SMD 6E01

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 the objectors are entitled to be heard before the granting of such on the hearing date at 10:00 am, 4th Floor, 2000 14<sup>th</sup> Street, N.W., Washington, DC 20009. Petition and/or request to appear before the Board must be filed on or before the petition date.

**Nature of Substantial Change:**

Applicant requests an Entertainment Endorsement to allow live music and a DJ.

**CURRENT HOURS OF OPERATION**

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

**CURRENT HOURS OF ALCOHOLIC BEVERAGE SALES/SERVICE/CONSUMPTION**

Sunday through Thursday 11 am – 1:30 am and Friday & Saturday 11 am – 2:30 am

**HOURS OF LIVE ENTERTAINMENT**

Sunday through Thursday 7 pm – 12 am and Friday & Saturday 7 pm – 1:30 am



**ALCOHOLIC BEVERAGE REGULATION ADMINISTRATION**

**ON**

**11/21/2014**

Notice is hereby given that:

License Number: ABRA-095113

License Class/Type: C Tavern

Applicant: Darnell Perkins & Associates LLC

Trade Name: Darnell's

ANC: 1B11

Has applied for the renewal of an alcoholic beverages license at the premises:

**944 FLORIDA AVE NW, Washington, DC 20002**

PETITIONS/LETTERS OF OPPOSITION OR SUPPORT MUST BE FILED ON OR BEFORE:

**1/5/2015**

HEARING WILL BE HELD ON

**1/20/2015**

AT 10:00 AM, 2000 14th Street, NW, 4th Floor, Washington, DC 20009

**ENDORSEMENTS: Cover Charge, Dancing, Entertainment, Summer Garden**

Days	Hours of Operation	Hours of Sales/Service	Hours of Entertainment
Sunday:	8 am - 11 pm	10 am -11 pm	6 pm - 11 pm
Monday:	8 am - 11 pm	10 am - 11 pm	6 pm - 11 pm
Tuesday:	8 am - 11 pm	10 am - 11 pm	6 pm - 11 pm
Wednesday:	8 am - 11 pm	10 am - 11 pm	6 pm - 11 pm
Thursday:	8 am - 11 pm	10 am - 11 pm	6 pm - 11 pm
Friday:	8 am - 1 am	10 am - 1 am	6 pm - 1 am
Saturday:	8 am - 1 am	10 am - 1 am	6 pm - 1 am

Days	Hours of Summer Garden Operation	Hours of Sales Summer Garden
Sunday:	8 am - 11 pm	10 am - 11 pm
Monday:	8 am - 11 pm	10 am - 11 pm
Tuesday:	8 am - 11 pm	10 am - 11 pm
Wednesday:	8 am - 11 pm	10 am - 11 pm
Thursday:	8 am - 11 pm	10 am - 11 pm
Friday:	8 am - 12 am	10 am - 12 am
Saturday:	8 am - 12 am	10 am - 12 am

ALCOHOLIC BEVERAGE REGULATION ADMINISTRATION

NOTICE OF PUBLIC HEARING

Posting Date: November 21, 2014
Petition Date: January 5, 2015
Hearing Date: January 20, 2015

License No.: ABRA-077812
Licensee: TGR, Inc.
Trade Name: Look
License Class: Retailer's Class "C" Restaurant
Address: 1909 K Street, N.W.
Contact: Erin Sharkey, 202.686.7600

WARD 2 ANC 2B SMD 2B06

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 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.

Nature of Substantial Change:

Applicant requests a Class Change from Class "C" Restaurant to Class "C" Tavern.

CURRENT HOURS OF OPERATION AND ALCOHOLIC BEVERAGE SALES/SERVICE/CONSUMPTION

Sunday through Thursday 11:30 am - 2am and Friday & Saturday 11:30 am - 3 am

HOURS OF ENTERTAINMENT

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

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

Saturday & Sunday 5 pm - 11 pm, Monday through Friday 11 am - 11 pm

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

Posting Date: November 21, 2014  
Petition Date: January 5, 2015  
Hearing Date: January 20, 2015

License No.: ABRA-087903  
Licensee: Rebecca Antoine  
Trade Name: Po Boy Jim  
License Class: Retailer's Class "C" Restaurant  
Address: 709 H Street, N.E.  
Contact: Rebecca Antoine, 202-621-7071

WARD 6

ANC 6C

SMD 6C05

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 the objectors are entitled to be heard before the granting of such on the hearing date at 10:00 am, 4th Floor, 2000 14<sup>th</sup> Street, N.W., Washington, DC 20009. Petition and/or request to appear before the Board must be filed on or before the petition date.

**Nature of Substantial Change:**

Applicant requests an Entertainment Endorsement to allow karaoke and a DJ.

**CURRENT HOURS OF OPERATION**

Thursday through Sunday 10 am – 2 am, Monday & Tuesday 10 am – 10 pm, and Wednesday 10 am - 1 am

**CURRENT HOURS OF ALCOHOLIC BEVERAGE SALES/SERVICE/CONSUMPTION**

Sunday 12 pm - 2 am, Monday & Tuesday 11 am – 10 pm, Wednesday 11 am – 1 am and Thursday through Saturday 11 am – 2 am

**HOURS OF LIVE ENTERTAINMENT**

Sunday through Thursday 6 pm – 10 pm and Friday & Saturday 6 pm – 2 am

**ALCOHOLIC BEVERAGE REGULATION ADMINISTRATION**

**NOTICE OF PUBLIC HEARING**

Posting Date: November 21, 2014  
 Petition Date: January 5, 2015  
 Roll Call Hearing Date: January 20, 2015  
 Protest Date: April 1, 2015

License No.: ABRA-097252  
 Licensee: S.R. Brothers, Inc.  
 Trade Name: S & R Liquors  
 License Class: Retailer’s Class “A”  
 Address: 1015 18<sup>th</sup> Street, N.W.  
 Contact: Bernard C. Dietz, 202-548-8000

WARD 2                      ANC 2B                      SMD 2B06

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 Roll Call Hearing Date at 10:00 am, 4th Floor, 2000 14<sup>th</sup> Street, N.W., Washington, DC 20009. Petitions and/or requests to appear before the Board must be filed on or before the Petition Date. The Protest Hearing Date is scheduled for 1:30 pm on April 1, 2015.

**NATURE OF OPERATION**

Licensee is transferring to a new location.

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

Sunday through Saturday 9 am - 12 am

ALCOHOLIC BEVERAGE REGULATION ADMINISTRATION

NOTICE OF PUBLIC HEARING

Posting Date: November 21, 2014
Petition Date: January 5, 2015
Roll Call Hearing Date: January 20, 2015
Protest Hearing Date: April 1, 2015

License No.: ABRA-097214
Licensee: Shop House, LLC
Trade Name: Shop House Southeast Asian Kitchen
License Class: Retailer's Class "D" Restaurant
Address: 50 Massachusetts Ave., N.E.
Contact: Stephen J. O'Brien: 202-625-7700

WARD 6 ANC 6C SMD 6C04

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 Roll Call 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 on April 1, 2015 at 4:30pm.

NATURE OF OPERATION

A Southeast Asian Restaurant. Recorded background music will be provided. No Nude Performances. Total Occupancy Load of 67.

HOURS OF OPERATION

Sunday through Saturday: 11am-10pm

HOURS OF ALCOHOLIC BEVERAGE SALES/SERVICE/CONSUMPTION

Sunday through Saturday: 11am-10pm

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

Posting Date: November 21, 2014  
Petition Date: January 5, 2015  
Roll Call Hearing Date: January 20, 2015  
Protest Hearing Date: April 1, 2015

License No.: ABRA-097172  
Licensee: Terroir LLC  
Trade Name: To Be Determined  
License Class: Retailer's Class "C" Restaurant  
Address: 1015 7<sup>th</sup> Street, N.W.  
Contact: Stephen J. O'Brien, 202-625-7700

WARD 6

ANC 6E

SMD 6E04

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 Roll Call Hearing Date at 10:00 am, 4th Floor, 2000 14<sup>th</sup> Street, N.W., Washington, DC 20009. Petitions and/or requests to appear before the Board must be filed on or before the Petition Date. The Protest Hearing Date is scheduled for April 1, 2015 at 1:30 pm.

**NATURE OF OPERATION**

New contemporary American restaurant serving an A la Carte menu with alcoholic and non-alcoholic beverage service, featuring a lower level with fine dining, which offers a seasonal tasting menu. Live entertainment may be provided for special events. No nude performances. Seating is for 200 patrons and the total occupancy load is 550. Sidewalk Café with seating for 20 patrons.

**HOURS OF OPERATION, ALCOHOLIC BEVERAGE SALES/SERVICE/CONSUMPTION AND LIVE ENTERTAINMENT FOR INSIDE PREMISES AND SIDEWALK CAFÉ**

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

**DISTRICT DEPARTMENT OF THE ENVIRONMENT****NOTICE OF PUBLIC HEARING ON AIR QUALITY ISSUES****Second Proposed Rulemaking to Regulate the Interstate Transport of Nitrogen Oxide (NO<sub>x</sub>) Emissions from Non-Electric Generating Unit (EGU) Sources and Proposed Revision of the District's State Implementation Plan (SIP)**

Notice is hereby given that a public hearing will be held on January 5, 2015, at 5:00 p.m. in Room 555 at 1200 First Street, N.E., 5<sup>th</sup> Floor, in Washington, D.C. This hearing provides interested parties an opportunity to comment on the District's proposed rulemaking and proposed State Implementation Plan (SIP) revision. Once finalized, the regulation will be submitted to the United States Environmental Protection Agency as a SIP Revision in order to meet the requirements of section 110(a)(2)(D)(i)(I) of the Clean Air Act (42 U.S.C. § 7410(a)(2)(D)(i)(I) (2010)) in accordance with 40 C.F.R. Part 51.

Title 20 (Environment) of the District of Columbia Municipal Regulations (DCMR), Subtitle A, Air Quality, Chapter 10 is being repealed in its entirety and replaced with a source category NO<sub>x</sub> emissions cap. The repeal is necessary to remove outdated requirements for electric generating units (EGUs) that are currently controlled through Federal regulation. Also, a definition and an abbreviation in Chapter 1 are being amended. The proposed regulation is necessary to maintain emissions limits for one remaining facility that was covered under Chapter 10 but is not an EGU: the United States General Services Administration Central Heating and Refrigeration Plant.

The proposed regulation is available for public review during normal business hours at the offices of the District Department of the Environment (DDOE), 1200 First Street, NE, Washington, D.C. 20002, and on-line at <http://ddoe.dc.gov/ddoe>. Interested parties wishing to testify at this hearing must submit in writing their names, addresses, telephone numbers, and affiliation, if any, to Mr. William Bolden at DDOE by 4:00 p.m. on January 5, 2015. Interested parties may also submit written comments to Ms. Jessica Daniels, DDOE Air Quality Division, at 1200 First Street, NE, 5<sup>th</sup> Floor, Washington, DC 20002, or by email at [jessica.daniels@dc.gov](mailto:jessica.daniels@dc.gov). No written or email comments will be accepted after January 5, 2015. For more information or to find out if the public hearing has been canceled, contact Ms. Jessica Daniels at 202-741-0862 or by email.

**GOVERNMENT OF THE DISTRICT OF COLUMBIA  
DEPARTMENT OF HOUSING AND COMMUNITY DEVELOPMENT**

**PUBLIC HEARING NOTICE**

**Monday, December 8, 2014 and Wednesday, December 10, 2014**

**Consolidated Plan Proposed Substantial Amendment Public Hearing  
FY15 HOME Tenant Based Rental Assistance (TBRA)**

Michael P. Kelly, Director, District of Columbia Department of Housing and Community Development (DHCD) will conduct two public hearings in December to discuss the District's Fiscal Year (FY) 2015 proposed Substantial Amendment to its FY11 – FY15 Consolidated Plan to reprogram a portion of HOME funds received from the U.S. Department of Housing and Urban Development (HUD). DHCD proposes using \$3 million in HOME funds from HUD in FY 2015 to provide Tenant Based Rental Assistance (TBRA) to homeless households, through the District of Columbia Department of Human Services (DHS).

In preparation for the submission of the FY 2015 Substantial Amendment to the Consolidated Plan, DHCD is soliciting public comment on its proposal. These comments will form part of DHCD's Substantial Amendment, as required by federal regulations (24 CFR Part 91). This hearing is reserved for a discussion of the DHCD's proposed Substantial Amendment.

The hearings will be held on **Monday, December 8, 2014, at the Department of Housing and Community Development, 1800 Martin Luther King Jr., Avenue, SE, 1<sup>st</sup> floor conference room, at 10:00 AM, and on Wednesday, December 10, 2014, at the Reeves Center, 2000 14<sup>th</sup> St, NW, at 6:30 pm.** To testify, you are encouraged to register in advance either by e-mail at [DHCDEVENTS@dc.gov](mailto:DHCDEVENTS@dc.gov) or by calling (202) 442-6993. Please provide your name, address, telephone number, and organization affiliation, if any.

Telecommunications Device for the Deaf (TDD) relay service will be provided by calling (800) 201-7165. Sign language interpretation and language translation services will be available upon request by calling Ms. Pamela Hillsman, seven days prior to the hearing on (202) 442-7251. Persons who require interpretation or language translation must specify the language of preference (i.e. Spanish, Vietnamese, Chinese-Mandarin/Cantonese, Amharic, French, or American Sign Language). Language translation/interpretation services will be provided to pre-registered persons only.

The proposed Substantial Amendment will be available on DHCD's website: [www.dhcd.dc.gov](http://www.dhcd.dc.gov), as well as at public libraries, and at DHCD's Housing Resource Center at 1800 Martin Luther King Jr. Ave, SE.

Written statements may be submitted for the record at the hearing, or until close of business, Friday, December 26, 2014. Mail written statements to: Michael P. Kelly, Director, DHCD, 1800 Martin Luther King Jr., Avenue, SE, Washington, DC 20020.



**DISTRICT OF COLUMBIA OFFICE OF PLANNING  
NOTICE OF AVAILABILITY OF THE DRAFT SOUTHWEST  
NEIGHBORHOOD PLAN FOR PUBLIC COMMENT**

**ACTION:** Notice of Availability of the Draft Southwest Neighborhood Plan (a Small Area Plan) for Public Comment.

**SUMMARY:** The DC Office of Planning (OP) has published the Draft Southwest Neighborhood Plan (“Draft Plan”) for public review and comment. The public comment period for the Draft Plan will begin on November 21, 2014 and end on January 30, 2015. OP will host a Mayoral Hearing on the Draft Plan on January 28, 2015 from 6:30-8:30 pm in the Department of Consumer and Regulatory Affairs (DCRA) Conference Room located at 1100 4th Street, SW, Second Floor, Washington DC 20024. Comments must be submitted to OP by the closing date, January 30, 2015.

The Draft Plan, a Small Area Plan, is a community-based strategy developed for the purpose of creating an urban design, land use, and neighborhood preservation framework to enhance parks, pedestrian and street connections, integrate community amenities, enhance transportation choices, and accommodate and guide the direction of future growth in the Southwest neighborhood. The planning area boundary is bordered on the north by I-395, to the west by Maine Avenue SW, to the east by South Capitol Street and to the south by P Street SW. The Draft Plan also provides land use guidance for multiple, underutilized District-owned properties where government uses are currently located. The Draft Plan provides residents, property owners, city officials and District agencies with a blueprint for informing future capital funding priorities, shaping growth and preserving neighborhood character.

The public planning process was officially launched by OP in September 2013 and was centered on a robust community engagement and participation from residents, Advisory Neighborhood Commissioners, Ward 6 Councilmember Tommy Wells, neighborhood and civic organizations, property owners, institutions and government agencies. The Draft Plan documents the community-based process and records the shared vision and guiding principles that were collectively developed to serve as the foundation for the Plan’s key opportunity areas and recommendations. The Draft Plan’s vision is to create a thriving, active environment that preserves and enhances the Southwest neighborhood’s culture and character. The recommendations are framed around seven core Concepts: Model Community; Modernist Gem; Green Oasis; Arts and Cultural Destination; Thriving Town Center; Optimized District Parcels; and Vibrant Connections. These themes cover open space, historic preservation, design guidance, land use, retail, housing, public realm and transportation. The Draft Plan includes an implementation matrix with time frames and the responsible entities for each recommendation to transform the Plan into reality.

Many of the general recommendations in the District’s 2006 Comprehensive Plan for the Southwest area have been implemented, including the reopening of 4th Street SW and the ongoing construction of the “the Wharf” on the Southwest waterfront. Significant change has happened in and around Southwest since the adoption of the Comprehensive Plan in 2006,

necessitating the creation of a Small Area Plan to guide both growth and preservation at the neighborhood level in the Southwest community.

The Draft Plan Builds on citywide plans such as Sustainable DC, moveDC, and Play DC, as well as studies completed for the Planning Area such as the District Department of Transportation's (DDOT) M Street SE/SW Transportation Study. The Draft Plan also was informed by technical analyses including an Existing Conditions Analysis and a Market Analysis. The Draft Plan incorporates feedback from four large community-wide meetings, seven Advisory Committee meetings, and three focus groups, as well as comments from online engagement.

### **Public Comment**

OP is providing a public comment period longer than the required 30 days to provide additional time for community review and comment over the holiday period. **The public comment period for the Draft Southwest Neighborhood Plan will begin on November 21, 2014 and end on January 30, 2015. Comments must be submitted in writing to OP by the closing date, January 30, 2015.**

### **Mayoral Hearing**

In addition to receiving written comments on the Draft Plan, the OP will host a **Mayoral Hearing on January 28 , 2015 from 6:30-8:30 pm in the Department of Consumer and Regulatory Affairs (DCRA) Conference Room located at 1100 4th Street, SW, Second Floor, Washington DC 20024. Please note that comments can be submitted until January 30, 2015.** At the hearing, the DC Office of Planning will provide boards with visual representation pertaining to the recommendations set forth within the Draft Plan and respond to any questions relative to the graphic displays. Following this, members of the public will have an opportunity to offer comments for the public record. To provide oral testimony, please contact Melissa Bird. For all comments, please include your full name, contact information, affiliation of the commenter and organize comments by the chapters of the Draft Plan. Comments can be submitted via email, US mail (post marked prior to the closing comment date), or fax.

**For further information and to submit all comments please contact:**

**Melissa Bird  
Neighborhood Planning Coordinator for Ward 6  
DC Office of Planning  
1100 4th Street SW, Suite E650  
Washington, DC 20024  
Phone: (202) 478-1323  
Fax: (202) 442-7638  
Email: [Melissa.bird@dc.gov](mailto:Melissa.bird@dc.gov)**

OP, working in collaboration with participating District government agencies, will consider all public comments on the Draft Plan and make its final recommendations on the Plan to the Mayor of the District of Columbia. Subsequently, the Mayor will submit a Revised Draft Plan to the DC

Council for consideration. The Council will then provide additional opportunities for public comments, and will vote on an approval resolution for the Southwest Neighborhood Plan. The Mayor will implement the Plan in conjunction with affected District government agencies.

**The Draft Plan is available for review at the following locations:**

DC Office of Planning  
1100 4<sup>th</sup> Street, SW, Suite E650  
Washington, DC 20024

Southwest Neighborhood Library  
900 Wesley Place, SW  
Washington, DC 20024

Martin Luther King Jr. Library  
901 G Street, NW  
Washington, DC 20001

Greenleaf Extension  
203 N Street, SW  
Washington, DC 20024

Greenleaf Senior Building  
1200 Delaware Ave, SW  
Washington, DC 20024

Westminster Church  
400 I Street, SW  
Washington, DC 20024

The Draft Plan is also available online at the DC Office of Planning's website:  
[www.planning.dc.gov](http://www.planning.dc.gov) or at [www.swneighborhoodplan.org](http://www.swneighborhoodplan.org)

Submitted by:

Melissa Bird, Ward 6 Planning Coordinator, DC Office of Planning, 1100 4<sup>th</sup> Street, SW, Suite E650, Washington, DC 20024. (202) 478-1323 (p), (202) 442-7638 (f) or email at [Melissa.bird@dc.gov](mailto:Melissa.bird@dc.gov)

## PUBLIC SERVICE COMMISSION OF THE DISTRICT OF COLUMBIA

NOTICE OF PUBLIC INTEREST HEARINGFORMAL CASE NO. 1115, APPLICATION OF WASHINGTON GAS LIGHT COMPANY FOR APPROVAL OF A REVISED ACCELERATED PIPE REPLACEMENT PROGRAM

The Public Service Commission of the District of Columbia (“Commission”) hereby gives notice of a public interest hearing to be held pursuant to Section 130.11 of the Commission’s Rules of Practice and Procedure<sup>1</sup> to consider the settlement agreement scheduled to be filed on or before December 3, 2014 by Washington Gas Light Company (“WGL” or “Company”), the Office of the People's Counsel (“OPC”), and the Apartment and Office Building Association of Metropolitan Washington (“AOBA”) (collectively, “Settling Parties”). The public interest hearing will convene Wednesday, December 10, 2014, at 11:30 a.m. in the Commission Hearing Room, 1333 H Street, N.W., East Tower, Suite 700, Washington, DC 20005.

**BACKGROUND**

In WGL’s last base rate case,<sup>2</sup> the Company sought, among other things, Commission approval to implement the first five (5) years of a 50-year Accelerated Pipe Replacement Plan (“APRP”) and to recover the costs through a surcharge mechanism called the Plant Recovery Adjustment (“PRA”) billed to customers on a monthly basis.<sup>3</sup> In the Commission’s decision on WGL’s rate application, Order No. 17132, issued May 15, 2013, the Commission acknowledged the need for a program to address the aging pipeline infrastructure in the District, but found, based on the record made in that proceeding, that there were problems with WGL’s proposed APRP which required the Commission to reject the program (and the PRA) as submitted.<sup>4</sup> The Commission directed the Company to reconsider certain aspects of its risk assessments (including large diameter/elevated pressure pipe), the timeframe of the proposed APRP and several specific questions, and to report back promptly to the Commission, in a filing to be made within three (3) months from the date of the Order, on its revised risk assessments and pipe replacement priorities.<sup>5</sup>

<sup>1</sup> 15 DCMR § 130.11 (1992).

<sup>2</sup> *Formal Case No. 1093, In the Matter of the Investigation into the Reasonableness of Washington Gas Light Company’s Existing Rates and Charges for Gas Service* (“*Formal Case No. 1093*”), Washington Gas Light Company’s Request for Approval of a Revised Accelerated Pipe Replacement Plan (Public Version and Confidential Version), filed August 15, 2013 (“WGL’s Request”). WGL’s Request was filed in *Formal Case No. 1093*, but was incorporated into a new case, *Formal Case No. 1115*, by Order No. 17431, rel. March 31, 2014.

<sup>3</sup> *Formal Case No. 1093*, WGL’s Application at 4-5. See also WGL (A) at 5-7 (Sims); WGL (L) at 3-15 (Buckley); and WGL (G) at 3-18 (Townsend).

<sup>4</sup> *Formal Case No. 1093*, Order No. 17132, ¶¶ 249-271, rel. May 15, 2013 (“Order No. 17132”).

<sup>5</sup> Order No. 17132, ¶ 259.

On August 15, 2013, pursuant to Order No. 17132, WGL filed its Revised APRP (also referred to herein as the “Revised Plan”) and requested Commission approval to implement the first five (5) years of its 40-year Revised Plan and proposed PRA.<sup>6</sup>

By Order No. 17431, issued on March 31, 2014, the Commission opened a new case, *Formal Case No. 1115*, and in that Order granted WGL’s Request for Approval of its Revised APRP subject to the conditions set forth in that Order.<sup>7</sup> The Commission also directed: (1) the Company to respond to the Commission’s directives for additional information that were set out in that Order; (2) other parties to file comments to those filings; and (3) Commission Staff to convene a technical conference to allow the parties to discuss WGL’s Revised Plan.<sup>8</sup>

On April 30, 2014, WGL filed Responsive Information pursuant to Order No. 17431.<sup>9</sup> The Company followed with two supplemental filings on May 5, 2014.<sup>10</sup> The technical conference was held on May 7, 2014, with a follow-up WebEx session on Optimain on May 29, 2014, and a live presentation on Optimain at the Company’s Springfield, Virginia office on June 20, 2014. AOBA and OPC filed its Comments to WGL’s responses to Order No. 17431 on May 30, 2014, and on June 17, 2014, respectively.<sup>11</sup>

By Order No. 17602, issued August 21, 2014, the Commission, among other things, granted final approval of WGL’s Revised APRP, determined that an evidentiary hearing is necessary to consider WGL’s requested funding mechanism for the APRP (the “funding mechanism” or “cost recovery” phase of this proceeding), and established a preliminary issues list for the cost recovery proceeding subject to additional relevant issues being proposed by the parties by August 29, 2014.<sup>12</sup> An evidentiary hearing was scheduled to be held November 12-14, 2014.<sup>13</sup>

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<sup>6</sup> WGL’s Request at 2-3.

<sup>7</sup> *Formal Case Nos. 1093 and 1115*, Order No. 17431, rel. March 31, 2014.

<sup>8</sup> Order No. 17431, ¶¶ 71, 79.

<sup>9</sup> *Formal Case No. 1115*, Washington Gas Light Company’s Responsive Information Pursuant to Order No. 17431, filed April 30, 2014 (“WGL’s Responsive Information”).

<sup>10</sup> *Formal Case No. 1115*, Washington Gas Light Company letters dated May 5, 2014 addressed to the Commission’s Secretary enclosing Rate Schedule 1A, Attachment H and revised Attachments A and G.

<sup>11</sup> *Formal Case No. 1115*, Comments of the Apartment and Office Building Association of Metropolitan Washington to the Washington Gas Light Company’s Further Revised Accelerated Pipe Replacement Plan, filed May 30, 2014 (“AOBA’s May 30, 2014 Comments”). *Formal Case No. 1115*, Comments of the Office of the People’s Counsel on the Response of Washington Gas Light Company to PSC Order No. 17431 (“OPC’s June 17, 2014 Comments”).

<sup>12</sup> *Formal Case No. 1115*, Order No. 17602, ¶ 116, rel. August 21, 2014.

<sup>13</sup> Order No. 17602, Attachment A.

WGL filed a Motion to Stay the Proceedings on November 5, 2014, alleging that the Settling Parties have reached a settlement in principle on the issues addressed in the case, but that additional time is needed to memorialize the terms and conditions of settlement.<sup>14</sup>

In Order No. 17700, issued on November 7, 2014, the Commission: (1) granted WGL's Motion to Stay the Proceedings to facilitate the parties' time requirements to finalize the details and memorialize the terms and conditions of the settlement in a settlement agreement; (2) cancelled the evidentiary hearing scheduled for November 12-14, 2014 in this proceeding; (3) directed the Settling Parties to file the settlement agreement on or before December 3, 2014; and (4) set December 10, 2014, at 11:30 a.m., as the date of the hearing to determine whether the settlement agreement is in the public interest.<sup>15</sup>

### **PUBLIC INTEREST HEARING**

The purpose of this public interest hearing is to determine if the proposed settlement agreement is in the public interest pursuant to Section 130.11 of the Commission's Rules of Practice and Procedure.<sup>16</sup> During the course of the hearing, the settling parties will present witnesses to testify regarding the proposed settlement agreement and may be cross-examined by non-Settling Parties, if any, and questioned by the Commission on whether the settlement agreement is in the public interest.<sup>17</sup> The Commission also notifies non-Settling Parties that they may be subject to cross-examination by the Settling Parties and may be questioned by the Commission. Interested persons who are not parties to this proceeding and wish to testify at the hearing may do so by notifying the Commission's Secretary in writing at the address or email address listed in the final paragraph of this Notice prior to the date of the hearing.

The hearing will be streamed live on the Commission's website, [www.dcpssc.org](http://www.dcpssc.org), and the video archived at [http://www.dcpssc.org/public\\_meeting/index.asp](http://www.dcpssc.org/public_meeting/index.asp).

### **ADDITIONAL INFORMATION**

On or after December 3, 2014, copies of the proposed settlement agreement may be obtained by contacting the Office of the Commission Secretary, Public Service Commission of the District of Columbia, 1333 H Street, N.W., West Tower, Suite 200, Washington, DC 20005 or by visiting the Commission's website at [www.dcpssc.org](http://www.dcpssc.org). The proposed settlement agreement will be located on the Commission's eDocket system in *Formal Case No. 1115*.

Interested persons who are not parties to this proceeding may submit written comments or statements regarding the proposed Settlement Agreement to Brinda Westbrook-Sedgwick, Commission Secretary, Public Service Commission of the District of Columbia, 1333 H Street,

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<sup>14</sup> *Formal Case No. 1115*, Washington Gas Light Company's Motion to Stay the Proceedings, filed November 5, 2014 ("WGL's Motion to Stay").

<sup>15</sup> *Formal Case No. 1115*, Order No. 17700, rel. November 7, 2014.

<sup>16</sup> 15 DCMR § 130.11 (1992).

<sup>17</sup> 15 DCMR § 130.12 (1992).

NW, Suite 200, West Tower, Washington D.C. 20005 or by email at [Psc-commissionsecretary@psc.dc.gov](mailto:Psc-commissionsecretary@psc.dc.gov). on or before December 17, 2014.

## DEPARTMENT OF SMALL AND LOCAL BUSINESS DEVELOPMENT

**NOTICE OF PUBLIC HEARING  
AND PRELIMINARY FINDING****ON****APPLICATION FOR SOUTHWEST BUSINESS IMPROVEMENT DISTRICT**

Notice is hereby given that, pursuant to section 6 of the Business Improvement Districts Act of 1996 ("Act"), D.C. Official Code § 2-1215.06, the Department of Small and Local Business Development (DSLBD) will hold a public hearing on the application of the Southwest Business Improvement District for registration as a business improvement district.

The public hearing will be held at 3:30 p.m. Wednesday, December 10, 2014 in the Old Council Chambers, 441 4<sup>th</sup> Street, N.W., Washington, D.C.

On Friday, October 24, 2014, Director Robert Summers sent a letter to the Southwest Business Improvement District in which he announced his preliminary determination that the filing criteria set forth in D.C. Official Code § 2-1215.04 have been met and that the application is otherwise in conformity with the Act. This public hearing will determine whether or not the BID application meets the purposes of the BID law, the definition of BID activity and all other BID application requirements. The BID application is available for review by the public during normal business hours on weekdays at 690 Water Street, S.W., in the offices of PN Hoffman and at 441 4<sup>th</sup> Street, N.W., Suite 850N, in the offices of DSLBD.

DSLBD invites the public to testify at the public hearing. Witnesses should bring a copy of their written testimony to the hearing. Additional written statements are encouraged and will be made part of the official record. Written statements may be submitted by e-mail to [lincoln.lashley@dc.gov](mailto:lincoln.lashley@dc.gov) or mailed to: Lincoln Lashley, DSLBD, 441 4<sup>th</sup> Street, N.W., Suite 850N, Washington, DC 20001.

The public hearing record will close five business days following the conclusion of the hearing, or Wednesday, December 17, 2014. Persons submitting written statements for the record should observe this deadline.



**BOARD OF ZONING ADJUSTMENT  
PUBLIC HEARING NOTICE  
TUESDAY, FEBRUARY 3, 2015  
441 4<sup>TH</sup> STREET, N.W.  
JERRILY R. KRESS MEMORIAL HEARING ROOM, SUITE 220-SOUTH  
WASHINGTON, D.C. 20001**

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

**TIME: 9:30 A.M.**

**WARD SIX**

18908            **Application of Donald E. Hurlbert and Barbara Watanabe**, pursuant to 11  
ANC-6B            DCMR § 3103.2, for variances from the lot occupancy requirements under §  
                         403.2, the rear yard requirements under § 404.1, and the non-conforming  
                         structure requirements under § 2001.3, to allow the construction of a two-story  
                         addition to an existing single-family dwelling in the R-4 District at premises  
                         1401 A Street, S.E. (Square 1059, Lot 119).

**WARD ONE**

18910            **Application of Matt Cohen and Lilia Browning**, pursuant to 11 DCMR §§  
ANC-1C            3103.2 and 3104.1, for variances from the floor area ratio requirements under §  
                         402, and the lot occupancy requirements under § 403, and a special exception  
                         from the open court requirements under § 406, to enclose an existing covered  
                         porch and construct a two-story addition to a flat in the R-5-B District at  
                         premises 2719 Ontario Road, N.W. (Square 2581, Lot 290).

**WARD SIX**

18911            **Application of Potomac Electric Power Company**, pursuant to 11 DCMR §§  
ANC-6D            3103.2 and 3104.1, for variances from the public space requirements under §  
                         633, and the off-street parking space requirements under § 2101.1, and a special  
                         exception from the utilities requirements under § 608.1, to construct a new  
                         electric substation in the CG/CR District at premises 100 block of Q Street, S.W.  
                         (Square 603, Lot 809).

**WARD FIVE**

18912            **Application of Michael Pietsch**, pursuant to 11 DCMR §§ 3103.2 and 3104.1,  
ANC-5E            for variances from the lot area requirements under § 401.3, and the lot occupancy  
                         requirements under § 403.2, and a special exception from the off-street parking  
                         requirements under § 2101.1, to convert a one-story market into a three-story flat  
                         in the R-4 District at premises 2007 First Street N.W. (Square 3117, Lot 73).

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WARD SIX

18913            **Application of Simone Goring and Richard Devaney**, pursuant to 11 DCMR  
ANC-6E            §§ 3103.2 and 3104.1, for variances from the lot occupancy requirements under §  
403.2, the side yard requirements under § 405.6, and the off-street parking  
requirements under § 2101.1, and a special exception from the roof-structure  
setback requirements under § 400.7, to construct a three-story multi-family  
apartment building with three dwelling units in the R-4 District at premises 517  
Q Street N.W. (Square 477, Lot 827).

WARD SIX

18914            **Application of John Peters**, pursuant to 11 DCMR § 3104.1, for special  
ANC-6A            exceptions from the alley setback requirements under § 2300.4, and the accessory  
building height requirements under § 2500.4, to construct a second story to an  
existing garage in the R-4 District at premises 240 9th Street, N.E. (Square 917,  
Lot 68).

**PLEASE NOTE:**

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

Failure of an applicant or appellant to be adequately prepared to present the application or appeal to the Board, and address the required standards of proof for the application or appeal, may subject the application or appeal to postponement, dismissal or denial. The public hearing in these cases will be conducted in accordance with the provisions of Chapter 31 of the District of Columbia Municipal Regulations, Title 11, and Zoning. Pursuant to Subsection 3117.4, of the Regulations, the Board will impose time limits on the testimony of all individuals. Individuals and organizations interested in any application may testify at the public hearing or submit written comments to the Board.

Except for the affected ANC, any person who desires to participate as a party in this case must clearly demonstrate that the person's interests would likely be more significantly, distinctly, or uniquely affected by the proposed zoning action than other persons in the general public. **Persons seeking party status shall file with the Board, not less than 14 days prior to the date set for the hearing, a Form 140 – Party Status Application Form.** This form may be obtained from the Office of Zoning at the address stated below or downloaded from the Office of Zoning's website at: [www.dcoz.dc.gov](http://www.dcoz.dc.gov). All requests and comments should be submitted to the Board through the Director, Office of Zoning, 441 4<sup>th</sup> Street, NW, Suite 210, Washington, D.C. 20001. Please include the case number on all correspondence.

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

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**LLOYD J. JORDAN, CHAIRMAN, S. KATHRYN ALLEN, VICE CHAIRPERSON,  
MARNIQUE Y. HEATH, JEFFREY L. HINKLE AND A MEMBER OF THE ZONING  
COMMISSION, CLIFFORD W. MOY, SECRETARY TO THE BZA, SARA A. BARDIN,  
DIRECTOR, OFFICE OF ZONING**

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

**TIME AND PLACE:** Thursday, February 12, 2015, @ 6:30 p.m.  
Jerrily R. Kress Memorial Hearing Room  
441 4<sup>th</sup> Street, N.W., Suite 220-South  
Washington, D.C. 20001

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

**CASE NO. 14-16 (Text and Map Amendment to Create and Implement the C-2-B-1 Zone District)**

**THIS CASE IS OF INTEREST TO ALL ANCs<sup>1</sup>**

On September 5, 2014, the Office of Planning filed a report that served as a petition requesting amendments to the Zoning Regulations and Map. The proposed text and map amendments would create and implement the C-2-B-1 Zone District, which would be identical to the existing C-2-B Zone District but with an allowable matter-of-right height of 75 feet instead of 65. The district would first be mapped generally within the triangle formed by New York Avenue, Montana Avenue, and Bladensburg Road, on the specific lots and parcels noted below.

The Zoning Commission set down this case for a public hearing on September 15, 2014. The Office of Planning report served as its supplemental filing required by 11 DCMR § 3014.

**PROPOSED MAP AMENDMENT**

Rezone from C-M-1 to C-2-B-1 the following lots and parcels:

- Square 4268, Lots 2, 5, 6, 8, 10, 11, 12, 14, 800, 801, 804, 811, and 815; and
- Parcels 153/26, 153/83, 153/105, 153/113, 153/123, 153/150, 153/152, and 153/153.

**PROPOSED TEXT AMENDMENT**

Title 11 DCMR (Zoning) is proposed to be amended as follows:

***1. AMEND SECTION 105, ZONE DISTRICTS, AS FOLLOWS:***

105.1(d)(2) C-2 community business center, subdivided as follows:

- (A) C-2-A medium density;

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<sup>1</sup> ANC 5C would be considered the affected ANC as to the specific map amendment proposed. However, because the new zone district could also be mapped in other District areas, all ANCs are considered to be affected with respect to the general question of whether the new zone district should be created.

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Z.C. CASE NO. 14-16  
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(B) C-2-B medium-high density; ~~and~~

(C) C-2-B-1 medium-high density; and

~~(D)~~ C-2-C high density.

**2. AMEND SECTION 720, COMMUNITY BUSINESS CENTER DISTRICTS (C-2), AS FOLLOWS:**

**720 COMMUNITY BUSINESS CENTER DISTRICTS (C-2)**

720.1 The Community Business Center (C-2) District is divided into C-2-A, C-2-B, C-2-B-1, and C-2-C Districts.

720.2 The C-2-A District is designed to provide facilities for shopping and business needs, housing, and mixed uses for large segments of the District of Columbia outside of the central core.

720.3 The C-2-A Districts shall be located in low and medium density residential areas with access to main highways or rapid transit stops, and shall include office employment centers, shopping centers, and medium-bulk mixed use centers.

720.4 The C-2-A District shall permit development to medium proportions.

720.5 The C-2-A District shall accommodate a major portion of existing commercial strip developments.

720.6 The C-2-B and C-2-B-1 Districts ~~are~~ is designated to serve commercial and residential functions similar to the C-2-A District, but with high-density residential and mixed uses.

720.7 The C-2-B and C-2-B-1 Districts shall be compact and located on arterial streets, in uptown centers, and at rapid transit stops.

720.8 In the C-2-B and C-2-B-1 Districts, building use may be entirely residential or a mixture of commercial and residential uses.

720.9 The C-2-C District is designed to serve commercial and residential functions similar to the C-2-A District, but with higher density residential and mixed uses.

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- 720.10 The C-2-C District is also designated for those areas previously zoned C-2-B, where the Zoning Commission had permitted a maximum floor area ratio of six (6.0).
- 720.11 The C-2-C Districts shall be compact and located in or near the Central Employment Area.
- 720.12 In the C-2-C District, buildings may be entirely residential, or may be a mixture of commercial and residential uses.
- 720.13 Except as provided in chapters 20 through 25 of this title, in a C-2 District, no building or premises shall be used and no building shall be erected or altered that is arranged, intended, or designed to be used except for one (1) or more of the uses listed in §§ 721, 722, and 726 through 734.

**3. AMEND SECTION 721, USES AS A MATTER OF RIGHT(C-2), AS FOLLOWS:**

- 721.3(j) Fast food establishment or food delivery service, only in a C-2-B, C-2-B-1, or C-2-C District; provided:

**4. AMEND SECTION 770, HEIGHT OF BUILDINGS OR STRUCTURES (C), AS FOLLOWS:**

- 770.1 Except as provided in this section and in chapters 17 and 20 through 25 of this title, the height of a building or structure in a Commercial District shall not exceed that set forth in the following table:

ZONE DISTRICT	MAXIMUM HEIGHT (Feet)	MAXIMUM HEIGHT (Stories)
C-1	40	3
C-2-A	50	No Limit
C-2-B,C-3-A	65	No Limit
C-3-B	70	6
<b><u>C-2-B-1</u></b>	<b><u>75</u></b>	<b><u>No Limit</u></b>
C-2-C,C-3-C	90	No Limit
C-4	110	No Limit
C-5(PAD)	130	No Limit

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**5. AMEND SECTION 771, FLOOR AREA RATIO(C), AS FOLLOWS:**

771.2 For a building or structure for which an application for a building permit was filed on or after November 17, 1978, the maximum permitted floor area ratio shall be as set forth in the following table:

ZONE DISTRICT	APARTMENT HOUSE OR OTHER RESIDENTIAL USE OR PUBLIC SCHOOL	OTHER PERMITTED USE	MAXIMUM PERMITTED (FAR)
C-1	1.0	1.0	1.0
C-2-A	2.5	1.5	2.5
C-2-B, <u>C-2-B-1</u>	3.5	1.5	3.5
C-2-C	6.0	2.0	6.0
C-3-A	4.0	2.5	4.0
C-3-B	5.0	4.0	5.0
C-3-C	6.5	6.5	6.5
C-4	8.5	8.5	8.5
C-5 (PAD)	10.0	10.0	10.0

**6. AMEND SECTION 772, PERCENTAGE OF LOT OCCUPANCY(C), AS FOLLOWS:**

772.1 In a Commercial District, no building or portion of a building devoted to a residential use, including accessory buildings but excluding hotels, shall occupy the lot upon which it is located in excess of the percentage of lot occupancy in the following table:

ZONE DISTRICT	MAXIMUM PERCENTAGE OF LOT OCCUPANCY
C-1	60%
C-2-A	60%
C-3-A	75%
C-2-B, <u>C-2-B-1</u> , C-2-C	80%
C-3-B, C-3-C, C-4, C-5 (PAD)	100%

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**7. AMEND SECTION 774, REAR YARDS(C), AS FOLLOWS:**

774.1 Except as provided in this section, a rear yard shall be provided for each structure located in a Commercial District, the minimum depth of which shall be as prescribed in the following table:

ZONE DISTRICT AND STRUCTURE	MINIMUM DEPTH OF REAR YARD
C-1 All structures	20 feet
C-2-A, C-2-B, <u>C-2-B-1</u> , C-2-C All structures	15 feet
C-3-A, C-3-B, C-3-C, C-4, C-5 (PAD) All structures	2-1/2 inches per foot of vertical distance from the mean finished grade at the middle of the rear of the structure to the highest point of the main roof or parapet wall, but not less than 12 feet

**8. AMEND SECTION 2003, CHANGING USES WITHIN STRUCTURES, AS FOLLOWS:**

2003.6(c) C-1, C-2-A, C-2-B, C-2-B-1, C-2-C, C-3-A, C-3-B, C-3-C, C-4, and C-5 (PAD);

**9. AMEND SECTION 2101, SCHEDULE OF REQUIREMENTS FOR PARKING SPACES, AS FOLLOWS:**

<u>Office - General, including television and radio broadcast studio:</u>	
C-1, C-2-A, C-3-A	In excess of 2,000 ft.2, 1 for each additional 600 ft.2 of gross floor area and cellar floor area
W, C-2-B, <u>C-2-B-1</u> , C-2-C, C-3-B, C-3-C, SP, CR	In excess of 2,000 ft.2, 1 for each additional 1,800 ft.2 of gross floor area
C-4 For a building or structure built on a lot having an area of 10,000 ft. <sup>2</sup> or less	No requirement
For a building or structure built on a lot having an area of more than 10,000 ft. <sup>2</sup>	In excess of 2,000 ft.2, 1 for each additional 1,800 ft.2 of gross floor area



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C-5 (PAD)	No requirement
C-M, M	In excess of 2,000 ft.2, 1 for each additional 800 ft.2 of gross floor area and cellar floor area devoted to that use
<b><u>Retail or service establishment except gasoline service station and repair garage:</u></b>	
C-1, C-2-A, C-3-A, C-M-1, M	In excess of 3,000 ft.2, 1 for each additional 300 ft.2 of gross floor area and cellar floor area
W, CR, C-2-B, <b><u>C-2-B-1</u></b> , C-2-C, C-3-B, C-3-C, C-M-2, C-M-3	In excess of 3,000 ft.2, 1 for each additional 750 ft.2 of gross floor area
C-4	In excess of 30,000 ft.2, 1 for each additional 3,000 ft.2 of gross floor area
C-5 (PAD)	No requirement

***10. AMEND SECTION 2201, SCHEDULE OF REQUIREMENTS FOR LOADING BERTHS, LOADING PLATFORMS, AND SERVICE/DELIVERY LOADING SPACES, AS FOLLOWS:***

Office Building in W, CR, C-2-B, <b><u>C-2-B-1</u></b> , C-2-C, and C-M-1 Districts:			
With 20,000 to 50,000 ft. <sup>2</sup> of gross floor area	1 @ 30 feet deep	1 @ 100 ft. <sup>2</sup>	1 @ 20 feet deep
With more than 50,000 to 200,000 ft. <sup>2</sup> of gross floor area	2 @ 30 feet deep	2 @ 100 ft. <sup>2</sup>	1 @ 20 feet deep
With more than 200,000 ft. <sup>2</sup> of gross floor area	3 @ 30 feet deep	3 @ 100 ft. <sup>2</sup>	1 @ 20 feet deep

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Grocery Store or Drug Store in W, CR, C-2-B, <b>C-2-B-1</b> , C-2-C, C-M-1, and C-M-2 Districts:			
With 5,000 to 20,000 ft. <sup>2</sup> of gross floor area	1 @ 30 feet deep	1 @ 100 ft. <sup>2</sup>	None
With more than 20,000 to 100,000 ft. <sup>2</sup> of gross floor area	1 @ 30 feet deep 1 @ 55 feet deep	1 @ 100 ft. <sup>2</sup> 1 @ 200 ft. <sup>2</sup>	1 @ 20 feet deep
With more than 100,000 ft. <sup>2</sup> of gross floor area	1 @ 30 feet deep 1 @ 55 feet deep	1 @ 100 ft. <sup>2</sup> 2 @ 200 ft. <sup>2</sup>	1 @ 20 feet deep

**11. AMEND SECTION 2405, PUD STANDARDS, AS FOLLOWS:**

2405.1 No building or structure shall exceed the maximum height permitted in the least restrictive zone district within the project area as indicated in the following table; provided, that the Commission may authorize minor deviations for good cause pursuant to § 2405.3:

<b>ZONE DISTRICT</b>	<b>MAXIMUM HEIGHT (feet)</b>
R-1-A, R-1-B, R-2, R-3, C-1, W-0	40
R-4, R-5-A, R-5-B, W-1, W-2, C-M-1	60
C-2-A	65
R-5-C, SP-1	75
R-5-D, R-5-E, SP-2, C-2-B, <b>C-2-B-1</b> C-2-C, C-3-A, C-3-B, W-3, C-M-2, C-M-3, M	90
CR	110
C-3-C, C4, C-5 (PAD)	130
C-5 (PAD) (Where permitted by the Building Height Act of 1910, D.C. Official Code § 6-601.05(b) (formerly codified at D.C. Code §5-405(b) (1994 Repl.)), along the north side of Pennsylvania Avenue)	160

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2405.2 The floor area ratio of all buildings shall not exceed the aggregate of the floor area ratios as permitted in the several zone districts included within the project area; provided, that the Commission may authorize minor deviations for good cause pursuant to § 2405.3:

FLOOR AREA RATIO (FAR)			
ZONE DISTRICT	RESIDENCE	COMMERCIAL, INCLUDING HOTELS AND MOTELS	TOTAL
R-1-A, R-1-B, R-2	0.4		0.4
R-3	0.6		0.6
R-4, R-5-A	1.0		1.0
R-5-B	3.0		3.0
R-5-C	4.0		4.0
R-5-D	4.5		4.5
R-5-E	6.0		6.0
SP-1	4.5	3.5	4.5
SP-2	6.5	4.5	6.5
CR	8.0	4.0	8.0
C-1	1.0	1.0	1.0
C-2-A	3.0	2.0	3.0
<u>C-2-B, C-2-B-1</u>	6.0	2.0	6.0
C-2-C	6.0	2.5	6.0
C-3-A	4.5	3.0	4.5
C-3-B	5.5	4.5	5.5
C-3-C	8.0	8.0	8.0
C-4	10.5	10.5	10.5
C-4 (facing a street at least 110 ft. wide)	11.0	11.0	11.0
C-5 (PAD)	12.0	12.0	12.0
W-1	3.0	1.0	3.0

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W-2	4.0	2.0	4.0
W-3	6.0	5.0	6.0
C-M-1		3.0	3.0
C-M-2		4.0	4.0
C-M-3, M		6.0	6.0
W-0		0.5	0.5

**12. AMEND SECTION 2514, ZONE DISTRICT BOUNDARY LINE CROSSING A LOT, AS FOLLOWS:**

2514.3(c) C-1, C-2-A, C-2-B, C-2-B-1, C-2-C, C-3-A, C-3-B, C-3-C, C-4, and C-5 (PAD) Districts;

**13. AMEND SECTION 2603, SET-ASIDE REQUIREMENTS, AS FOLLOWS:**

2603.2 An inclusionary development of steel and concrete frame construction located in the zone districts stated in § 2603.1 or any development located in a C-2-B, C-2-B-1, C-2-C, C-3, CR, R-5-C, R-5-D, SP, USN, W-2, or W-3 Zone District shall devote the greater of eight percent (8%) of the gross floor area being devoted to residential use or fifty percent (50%) of the bonus density utilized for inclusionary units.

**14. AMEND SECTION 3401, APPLICABILITY OF GREEN AREA RATIO STANDARDS, AS FOLLOWS:**

3401.2 Except as provided in § 3401.3 and pursuant to the conditions and requirements of this chapter, properties in zones listed in the following table shall provide a GAR as specified in the following table:

ZONE DISTRICT	GREEN AREA RATIO
R-5-A and R-5-B	0.40
R-5-C, R-5-D and R-5-E C-1, C-2-A, C-2-B, <u>C-2-B-1</u> and C-2-C W-1, W-2, W-3 SP-1, SP-2	0.30

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C-3-A, C-3-B	0.25
C-3-C, C-4, C-5, CR and any property within the DDD overlay	0.20
CM-1, CM-2, CM-3 and M, <ul style="list-style-type: none"> <li>• all structures except one story warehouses</li> <li>• one story warehouses</li> </ul>	<ul style="list-style-type: none"> <li>• 0.30</li> <li>• 0.10</li> </ul>

Proposed amendments to the Zoning Regulations of the District of Columbia are authorized pursuant to the Zoning Act of June 20, 1938, (52 Stat. 797), as amended, D.C. Official Code § 6-641.01, et seq.

The public hearing on this case will be conducted as a rulemaking in accordance with the provisions of § 3021.

**How to participate as a witness.**

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

**Time limits.**

All individuals, organizations, or associations wishing to testify in this case are encouraged to inform the Office of Zoning of their intent to testify prior to the hearing date. This can be done by mail sent to the address stated below, e-mail ([donna.hanousek@dc.gov](mailto:donna.hanousek@dc.gov)), or by calling (202) 727-0789.

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

- 1. Organizations 5 minutes each
- 2. Individuals 3 minutes each

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

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Written statements, in lieu of personal appearances or oral presentations, may be submitted for inclusion in the record. Written statements may also be submitted by mail to 441 4<sup>th</sup> Street, N.W., Suite 200-S, Washington, DC 20001; by e-mail to [zcsubmissions@dc.gov](mailto:zcsubmissions@dc.gov); or by fax to (202) 727-6072. Please include the case number on your submission. **FOR FURTHER INFORMATION, YOU MAY CONTACT THE OFFICE OF ZONING AT (202) 727-6311.**

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

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 adoption of the amended Chapter 91 (Housing Choice Voucher Program: Rent Reform Demonstration Program) of Title 14 (Housing) of the District of Columbia Municipal Regulations (DCMR).

The proposed rulemaking was published in the *D.C. Register* on October 3, 2014, at 61 DCR 010287. This rulemaking was adopted as final at the Board of Commissioners’ regular meeting on November 12, 2014. The final rules will become effective upon publication of this notice in the D.C. Register.

**Section 9100, Section 9101, Section 9107, Section 9108, Section 9109, Section 9111, Section 9112, Section 9114, Section 9116, and Section 9118 of Chapter 91, HOUSING CHOICE VOUCHER PROGRAM: RENT REFORM DEMONSTRATION PROGRAM, Title 14, HOUSING, of the DCMR are amended as follows:**

**CHAPTER 91 HOUSING CHOICE VOUCHER PROGRAM: RENT REFORM DEMONSTRATION PROGRAM**

Secs.	
9100	Program Purpose
9101	Selection of Study Group and Control Group
9102	Enrollment
9103	Annual Income
9104	Utility Payments and Reimbursements
9105	Applying Utility Allowances
9106	Utility Allowances
9107	Adjusted Income and Determination of Rent
9108	Overview of Rent and Subsidy Calculations
9109	DCHA’s Housing Assistance Payment
9110	Delayed Family Share at Initial Certification under the Rent Reform Demonstration
9111	Changes in Family Share and Housing Assistance Payment
9112	Triennial Recertification of Income
9113	Recertification Notice to the Family
9114	Interim Recertifications
9115	Assets
9116	Family Moves
9117	Portability Procedures
9118	Hardship Waiver Policy
9999	Definitions

**Subsection 9100.1(d) is amended to read as follows, and Subsection 9100.1(g) is added as follows:**

**9100 PROGRAM PURPOSE**

9100.1 The United States Department of Housing and Urban Development (HUD) is conducting the Moving to Work (MTW) Housing Choice Voucher Program Rent Reform Demonstration program (Rent Reform Demonstration or Program), designed to implement and evaluate an alternative rent policy, implemented by several MTW agencies. DCHA has been selected to participate in the demonstration, and as such, shall modify its policies and rent calculations for a group of program participants (study group), and shall compare the results to a group of program participants who are assisted under the rent policies used for all other DCHA assisted households (control group). The HUD Rent Reform Demonstration Program is designed to implement and assess an alternative strategy to standard HUD operating rules for HCVP. The proposed alternative rent policies shall include the following five key features:

- (d) Require that the family rent to owner is the greater of 28% of gross monthly income less any applicable utility allowance or at least the minimum rent of \$75.
- (g) Prior to issuing a recommendation for termination, DCHA will exercise its discretion on a case-by-case basis in issuing a recommendation for termination based solely on a study group Family's failure to pay a new higher rent due to the program rent calculation.

**Section 9101 is amended by adding subparagraph (k) to Subsection 9101.2:**

**9101 SELECTION OF STUDY GROUP AND CONTROL GROUP**

9101.2 The following households shall be excluded from the study:

- (a) Elderly as defined in this chapter
- (b) Disabled
- (c) Project Based Voucher
- (d) VASH (Veteran's Administration Supportive Vouchers) Voucher
- (e) Enhanced Voucher
- (f) Moderate Rehabilitation/Single Room Occupancy (SRO)
- (g) Family Self-Sufficiency (FSS) program participants



- (h) Households exercising the portability option
- (i) Households who end participation in the program (either voluntarily or involuntarily)
- (j) Mixed households of eligible and non-eligible household members
- (k) Families currently receiving a child care deduction.

**Subsection 9107.1 is amended to read as follows:**

**9107 ADJUSTED INCOME AND DETERMINATION OF RENT**

9107.1 The alternative rent policy does not use adjusted income to calculate rent and Housing Assistance Payment (HAP); therefore there are no deductions or allowances applied to the gross income calculated in accordance with 14 DCMR Section 5306, and with the following exception.

**Subsection 9108.1 is amended to read as follows:**

**9108 OVERVIEW OF RENT AND SUBSIDY CALCULATIONS**

9108.1 In order to calculate family rent to owner for the Rent Reform Demonstration, DCHA shall calculate annual income and the TTP pursuant to Section 9107, but shall require the family rent to owner to be at least 28% of gross income less any applicable utility allowance, or the minimum rent of \$75, whichever amount is greater.

**Subsection 9109.1 is amended to read as follows:**

**9109 DCHA’S HOUSING ASSISTANCE PAYMENT**

9109.1 DCHA shall pay a monthly HAP for a family that is equal to the lower of the applicable payment standard or the gross rent, minus the greater of the family’s TTP less any applicable utility allowance or the minimum rent of \$75.

**Section 9111’s title is amended to read as follows, and adds Subsection 9111.5 to read as follows:**

**9111 CHANGES IN FAMILY SHARE AND HOUSING ASSISTANCE PAYMENT**

9111.5 If the removal of a household member from the family composition results in a reduction in income that cannot be feasibly replaced, that Household member’s income shall not be included in the retrospective income calculation at the interim

recertification.

**Subsection 9112.2 is amended to read as follows:**

**9112 TRIENNIAL RECERTIFICATION OF INCOME**

9112.2 All triennial recertifications shall have an effective date of the first of the month that the family was initially recertified as part of the rent reform demonstration.

**Subsection 9114.3(a) is amended to read as follows:**

**9114 INTERIM RECERTIFICATIONS**

9114.3 Family's may request and receive an interim reduction in rent when their family income decreases subject to the following conditions:

- (a) Households may request an interim re-certification of their income. An interim shall be conducted only when a household has a reduction in income of more than 10% from the retrospective income used to calculate their TTP.

**Subsection 9116.2 is amended to read as follows:**

**9116 FAMILY MOVES**

9116.2 DCHA shall not approve requests to move a Family more than once in a twelve (12) month period unless one of the following exceptions applies:

- (a) A victim or Family seeks to move under the protections enumerated in the VAWA;
- (b) DCHA terminates the HAP contract with the owner;
- (c) The move is necessary to grant a request for a reasonable accommodation;
- (d) A transfer voucher is granted as part of a hardship waiver; or
- (e) DCHA has determined, in its sole discretion that one or more of the following emergency situations apply:
  - (1) There is a credible threat of domestic violence or need for witness protection in connection with the Household that may be mitigated by a move;
  - (2) There are serious unresolved Housing Quality Standard landlord violations in the Participant Household's existing leased unit;

- (3) Other emergency factors acceptable to DCHA have been identified by the Participant Household.

**Subsections 9118.1, 9118.2, 9118.3, 9118.4, 9118.7, 9118.8 are amended to read as follows:**

**9118 HARDSHIP WAIVER POLICY**

9118.1 A Family may request a Hardship waiver at any time if the family can demonstrate one of the following circumstances listed below. If the family receives a temporary TTP during the initial grace period, then the family may request a hardship waiver no more than thirty (30) days before the expiration of the initial grace period or thereafter.

- (a) After the effective date of the TTP, the new TTP has put the Family at imminent risk of eviction as a result of non-payment of rent, and the hardship cannot be remedied by the one interim recertification permitted each year (which cannot reduce a household's TTP below the minimum level);
- (b) The Family is at an income level or experiences a loss of income and/or a TTP increase such that its total monthly TTP exceeds forty percent (40%) of its current monthly gross income. Any amount by which the gross rent exceeds the payment standard must be paid by the family and is not used in determining this forty percent (40%) rent burden. The gross income shall include imputed income in the same manner as current calculations;
- (c) Zero household income;
- (d) Loss of eligibility for a federal state, or local assistance program which reduces the Family income such that the total monthly TTP exceeds forty percent (40%) of its current monthly gross income;
- (e) Temporary or permanent disability, incapacitation or illness, or death of a household member, which reduces the Family income such that the total monthly TTP exceeds forty percent (40%) of its current monthly gross income;
- (f) Significant income loss because of other changed circumstances, including the loss of employment, reduction in work hours or pay, or loss of public benefits; or
- (g) Other circumstances as determined by DCHA.

9118.2 The process for requesting a Hardship Waiver is as follows:

- (a) The Head of Household may request a justifiable Hardship Waiver at any time during the Rent Reform Demonstration Program.
- (b) The Head of Household must initiate a request for a Hardship Waiver by completing and submitting a written hardship request to the Housing Choice Voucher Program.
- (c) The Head of Household may submit evidence to DCHA in support of the Hardship Waiver Request.
- (d) The Head of Household must supply information and documentation that supports a hardship claim with their written request. For example, a household must provide proof of the following: loss of eligibility for a federal state, or local assistance program; loss of employment, reduction in work hours, or loss of federal, state or local assistance; or the temporary or permanent disability, incapacitation or illness, or death of a household member and amount of lost income.
- (e) If the Head of Household claims zero household income as part of its hardship request, it must provide a detailed accounting of funds used to cover basic costs of living (food, personal/family care necessities, etc.).
- (f) To receive a hardship based on the risk of eviction for non-payment of rent, a household must provide a copy of a rent ledger showing an accruing balance, a notice from the landlord, a thirty (30) day Notice to Vacate or Cure or a Summons and Complaint from the landlord for non-payment of rent or any other proof acceptable to DCHA.
- (g) To receive hardship based on the risk of utility shut-off, a household must provide a copy of a shut-off notice, a recent bill from the utility company showing an accruing balance, a notice from the landlord, or any other proof acceptable to DCHA.

9118.3 The Hardship Review Process is as follows:

- (a) The Head of Household may review and obtain a copy of the Family's HCVP file and/or copies of documents or evidence that DCHA relies upon in making any Hardship determination.
- (b) DCHA shall review the Hardship Request and any evidence submitted by the Head of Household in accordance with this section and provide written notice to the Head of Household within ten (10) business days of its decision to grant or deny the Hardship requests.

- (c) DCHA shall review all information submitted by the Head of Household regarding the request for Hardship and document its decision in the Head of Household file.
- (d) Where a Hardship Waiver is denied, the Head of Household may request an informal review of DCHA's denial to the Director of the Housing Choice Voucher Program or his/her designee within thirty (30) days of the denial of the Hardship Request.
- (e) If an Informal Review is timely requested, DCHA shall within thirty (30) days review the Hardship Request and any evidence submitted by the Head of Household and issue a written determination and the basis for the approval or denial of the Hardship Waiver.
- (f) For hardship claims related to imminent risk of eviction or utility shut-off, DCHA shall conduct an expedited informal review.

9118.4 At the sole discretion of DCHA, the Hardship Remedies may include any of the following:

- (a) Allowing an additional interim recertification beyond the normal one-per-year option. This could lower a household's TTP, which includes lowering the minimum rent until the next triennial recertification;
- (b) Setting the household's TTP below the minimum, at twenty-eight percent (28%) of current income, for up to one hundred eighty (180) days;
- (c) Offering a "transfer voucher" to support a move to a more affordable unit (including a unit with lower utility expenses); or
- (d) Any combination of the above remedies.

9118.5 During the one hundred eighty (180) day period when the TTP is reduced, DCHA shall recalculate the subsidy payment based on the reduced TTP. DCHA shall notify the Landlord and the Head of Household of the change in subsidy payment.

9118.6 In addition to the remedy or remedies offered, the Head of Household may be referred to federal, state or local assistance programs to apply for assistance, or to obtain verification that they are ineligible to receive benefits.

9118.7 The Hardship remedies are subject to the following limitations:

- (a) The new Family rent to owner shall be effective on the first (1<sup>st</sup>) of the month following the submission of an approved hardship request;

- (b) Remedies shall not affect any rent attributable to a gross rent that exceeds the applicable payment standard;
- (c) Opting out of the alternative rent policy is not a remedy option.

9118.8 Expiration of the Hardship Waiver Period:

- (a) If after the one hundred eighty (180)-day Hardship period expires and the Family's hardship continues, the Family may submit a request for an extension of the hardship remedy.
- (b) The Family may within thirty (30) days before the expiration of the initial grace period or thereafter submit an additional hardship request.
- (c) The Hardship Waiver shall never go past the triennial recertification date.
- (d) At the end of the Hardship Waiver period, the household's regular TTP shall be reinstated.

**DISTRICT DEPARTMENT OF THE ENVIRONMENT****NOTICE OF SECOND PROPOSED RULEMAKING****Interstate Transport of Nitrogen Oxide (NO<sub>x</sub>) Emissions from  
Non-Electric Generating Unit (EGU) Sources and Proposed  
Revision of the District's State Implementation Plan (SIP)**

The Director of the District Department of the Environment (DDOE), pursuant to the authority set forth in Sections 107(4) and 110 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) and 8-151.10 (2013 Repl.)), and Mayor's Order 2006-61, dated June 14, 2006, hereby gives notice of the intent to adopt the following amendments to Chapters 1 (General Rules) and 10 (Nitrogen Oxides Emissions Budget Program) of Title 20 (Environment) of the District of Columbia Municipal Regulations (DCMR). These rules shall become effective in not less than thirty (30) days from the date of publication of notice in the District of Columbia Register.

This rulemaking action proposes to regulate the interstate transport of nitrogen oxides (NO<sub>x</sub>) emissions from non-electric generating unit (EGU) sources, by repealing 20 DCMR Chapter 10 in its entirety and replacing the chapter with a source-specific NO<sub>x</sub> emissions cap. Also one definition in Chapter 1 is being amended.

The proposed regulation was first published in the *D.C. Register* on July 22, 2011 (58 DCR 6029; Notice ID [1293415](#)). The comment period officially closed on August 22, 2011. Comments were received from the U.S. General Services Administration (GSA). Numerous alternatives have been explored since the rulemaking was initially proposed and the District has decided to proceed with an emissions cap during ozone season to meet federal air quality requirements.

**Background**

NO<sub>x</sub> is a precursor to fine particulate matter (PM<sub>2.5</sub>) and ozone, two serious threats to human health in the District. PM<sub>2.5</sub> is associated with a number of health effects including premature mortality, aggravation of respiratory and cardiovascular disease (as indicated by increased hospital admissions, emergency room visits, absences from school or work, and restricted activity days), lung disease, decreased lung function, asthma attacks, and certain cardiovascular problems such as heart attacks and cardiac arrhythmia. 70 Fed. Reg. 25162, 25168 (May 12, 2005). Short-term (1- to 3-hour) and prolonged (6- to 8-hour) exposures to ambient ozone have been linked to a number of adverse health effects, such as irritation of the respiratory system, temporary reduced lung function, aggravated asthma symptoms, and inflammation and damage to lining of the lungs, which may lead to permanent changes in lung tissue and irreversible reductions in lung function. 70 Fed. Reg. 25162, 25169 (May 12, 2005).

The District initially addressed the interstate transport of NO<sub>x</sub> emissions by adopting the Ozone Transport Commission (OTC) NO<sub>x</sub> Budget Program. The OTC is comprised of Maine, New

Hampshire, Vermont, Massachusetts, Connecticut, Rhode Island, New York, New Jersey, Pennsylvania, Maryland, Delaware, the northern counties of Virginia, and the District of Columbia (“the OTC States”). In September of 1994, the OTC states (except for Virginia) agreed to a memorandum of understanding (MOU) to achieve regional emissions reductions of NO<sub>x</sub>. By signing the MOU, states committed to developing and adopting regulations that would reduce region-wide NO<sub>x</sub> emissions in 1999 and further reduce emissions in 2003.

The United States Environmental Protection Agency (EPA) promulgated a rule on October 27, 1998, known as the “NO<sub>x</sub> SIP Call,” requiring twenty-two (22) states and the District to submit state implementation plans (SIPs) that address the regional transport of ground-level ozone. 63 Fed. Reg. 57356 (October 27, 1998). The OTC states finalized a model rule to comply with EPA’s regulation in collaboration with EPA, industry, utilities, and environmental groups. The model rule imposed seasonal limits on NO<sub>x</sub> emissions and implemented a NO<sub>x</sub> emissions cap and trade program. Title 20 DCMR §§ 1000 to 1013 incorporated requirements of the OTC’s NO<sub>x</sub> Budget Program model rule through 2003.

In 2003, EPA began to administer the NO<sub>x</sub> Budget Trading Program under the NO<sub>x</sub> SIP Call. The requirements of EPA’s NO<sub>x</sub> SIP Call<sup>1</sup>, intended to replace the OTC NO<sub>x</sub> Budget Program model rule, are incorporated by reference in 20 DCMR § 1014. The rule was in effect through 2008.

On May 12, 2005, EPA published the Clean Air Interstate Rule (CAIR), which included a finding that twenty-eight (28) States and the District of Columbia contribute significantly to the nonattainment of National Ambient Air Quality Standards (NAAQS) for PM<sub>2.5</sub> and/or the eight (8)-hour ozone standard. 70 Fed. Reg. 25162, 25165 (May 12, 2005). CAIR requires these states to implement controls of sulfur dioxide (SO<sub>2</sub>) and/or NO<sub>x</sub>, and includes a NO<sub>x</sub> ozone season trading program intended to phase out the NO<sub>x</sub> SIP Call cap and trade program. *Id.* After 2008, EPA stopped administering the NO<sub>x</sub> SIP Call trading program and required NO<sub>x</sub> SIP Call states to sunset their NO<sub>x</sub> SIP Call trading program provisions.

The District did not adopt its own CAIR regulation, so instead operates under a CAIR Federal Implementation Plan (FIP) to meet its NO<sub>x</sub> SIP Call obligations for electric generating units (EGUs).<sup>2</sup> The District’s SIP takes credit for CAIR reductions from two EGUs at the Pepco-Benning Road facility<sup>3</sup>. The facility’s EGU units were shut down in 2012 and CAIR EGU allowances remain available to the owner for trading purposes.

States with non-EGU units that participated in the NO<sub>x</sub> SIP Call are required to take regulatory action to continue to meet NO<sub>x</sub> SIP Call non-EGU emissions reduction obligations adopted in their SIPs. 40 C.F.R. § 51.905. According to EPA, this can be done by adopting control

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<sup>1</sup> NO<sub>x</sub> SIP Call allocations initially were based on 1995 emissions extrapolated to 2007.

<sup>2</sup> On August 11, 2011, EPA published a final rulemaking to replace CAIR called the Cross-State Air Pollution Rule (CSAPR). 76 Fed. Reg. 48208 (August 8, 2011). On August 21, 2012, the U.S. Court of Appeals for the District of Columbia Circuit vacated CSAPR. *EME Homer City Generation, L.P. v. EPA*, 696 F.3d 7 (D.C. Cir. 2012). On April 29, 2014, the U.S. Supreme Court reversed and remanded this decision. *EPA v. EME Homer City Generation L.P.* 134 S. Ct. 1584 (2014).

<sup>3</sup> *Plan to Improve Air Quality in the Washington, DC-MD-VA Region: State Implementation Plan (SIP) for 8-Hour Ozone Standard, “Moderate Area SIP”*, (May 23, 2007), section 6, page 6-9.



measures that either: “(A) impose a NO<sub>x</sub> mass emissions cap on each source; (B) impose a NO<sub>x</sub> emissions rate limit on each source and assume maximum operating capacity for every source for the purpose of estimating mass NO<sub>x</sub> emissions; or (C) impose any other regulatory requirement which the State has demonstrated to EPA provides equivalent or greater assurance than [options A or B] that will comply with the State’s NO<sub>x</sub> budget in the 2007 ozone season.” 40 C.F.R. § 51.121(f)(2).

### **Summary of Rulemaking**

The District currently has one (1) source that was regulated under the NO<sub>x</sub> SIP Call but was not included in CAIR because it is not an EGU: the U.S. General Services Administration Central Heating and Refrigeration Plant (GSA CHRP). The NO<sub>x</sub> SIP Call emissions limit for this NO<sub>x</sub> source was included in the District’s SIP at approximately twenty-five (25) tons per control period<sup>4</sup>.

This rulemaking places an overall cap on GSA’s applicable units. Although the trading provisions of the NO<sub>x</sub> SIP Call have expired, the remaining provisions are still applicable. The proposed rule also includes emissions monitoring, record-keeping, and reporting requirements, along with enforceable mechanisms from the NO<sub>x</sub> SIP Call to ensure that the sources, including new or modified units, will not exceed the total NO<sub>x</sub> budget. Finally, the definitions in 20 DCMR § 1099 are being replaced. The definition of “fossil-fuel-fired” in 20 DCMR § 199 is being amended to indicate that there is a different meaning of the term in Chapter 10.

The District also proposes to repeal the outdated NO<sub>x</sub> Budget Program provisions that pre-dated the NO<sub>x</sub> SIP Call (20 DCMR §§ 1000 through 1013), because the program ended in 2003. Additionally, the NO<sub>x</sub> SIP Call provisions of 20 DCMR § 1014 are being repealed, as the trading portions do not apply to any control period after 2008 and the remaining provisions are being retained in this proposed rulemaking.

The extension of a deadline for the cap to the ozone season of 2015<sup>5</sup> is intended to address GSA’s concerns about being able to comply with the cap. Once finalized, this regulation will be submitted to EPA as a SIP revision to satisfy the same portion of the District’s NO<sub>x</sub> emission reduction requirements that the NO<sub>x</sub> SIP Call once satisfied.

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<sup>4</sup> *Plan to Improve Air Quality in the Washington, DC-MD-VA Region: State Implementation Plan (SIP) for 8-Hour Ozone Standard, “Moderate Area SIP”*, (May 23, 2007), section 6, page 6-9.

<sup>5</sup> Phase II of the Clean Air Interstate Rule (CAIR) goes into effect in 2015, which is eight (8) years after CAIR replaced the NO<sub>x</sub> State Implementation Plan (SIP) Call. The date is considered a sufficient extension of time for compliance.

Title 20, ENVIRONMENT, of the DCMR, Chapter 1, GENERAL RULES, is amended as follows:

199 DEFINITIONS AND ABBREVIATIONS

By amending the definition of “Fossil-fuel-fired” to read as follows:

199.1 Fossil fuel-fired – Except as used in Chapter 10, the combustion of fossil fuel or any derivative of fossil fuel, alone or in combination with any other fuel, independent of the percentage of fossil fuel consumed in any calendar year, expressed in Million British Thermal Units (MMBtu).

By amending the abbreviation of “NO[x]” to read as follows:

199.2 NO<sub>x</sub> nitrogen oxides or oxides of nitrogen

Title 20, ENVIRONMENT, of the DCMR, Chapter 10, NITROGEN OXIDES EMISSIONS BUDGET PROGRAM, is repealed and replaced with:

CHAPTER 10 – AIR QUALITY – NON-EGU LIMITS ON NITROGEN OXIDES EMISSIONS

1000 APPLICABILITY

1000.1 Beginning on May 1, 2015, this chapter applies to any new or existing nitrogen oxides (NO<sub>x</sub>) unit.

1001 NO<sub>x</sub> EMISSIONS BUDGET AND NO<sub>x</sub> LIMIT PER SOURCE

1001.1 The total amount of NO<sub>x</sub> mass emissions from all NO<sub>x</sub> budget sources during a control period shall not exceed the maximum allowable NO<sub>x</sub> budget of twenty five (25) tons per control period, which shall be allocated as follows:

General Service Administration, Central Heating and Refrigeration Plant (GSA CHRP)	Unit #3, Unit #4, and Unit #5 (DB, CT-1, and CT-2)	25 tons per control period
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1001.2 If the emissions limit specified in § 1001.1 is different from the limit specified in any permit or regulation unrelated to this chapter, the more stringent limit shall apply.

1001.3 When an entity seeks to construct and operate a new NO<sub>x</sub> unit in the District, and the Director concludes that this unit shall be authorized to emit NO<sub>x</sub>, the NO<sub>x</sub> emissions budget for the existing NO<sub>x</sub> budget source identified in § 1001.1, shall be revised by rulemaking, based on a determination by the Director that:

- (a) Justifies that the cap for each NO<sub>x</sub> budget source does not exceed what is reasonable, based on historical emissions during ozone season, operational needs, and other considerations, as relevant; and
- (b) Ensures that the total sum of emissions from all NO<sub>x</sub> budget sources shall not exceed the total NO<sub>x</sub> budget in § 1001.1.

## **1002 EMISSIONS MONITORING**

1002.1 The owner or operator of each NO<sub>x</sub> budget source shall comply with the continuous emissions monitoring system (CEMS) provisions of 40 C.F.R. Part 75, subpart H. The emissions monitoring system shall:

- (a) Be installed, certified, operated, maintained, and quality assured in a manner approved by the District Department of the Environment (Department) and acceptable to the United States Environmental Protection Agency (EPA).
- (b) Demonstrate whether the NO<sub>x</sub> emissions exceed the maximum allowable NO<sub>x</sub> budget or source-specific NO<sub>x</sub> emission limits specified in this chapter.

## **1003 RECORD-KEEPING AND REPORTING**

1003.1 In addition to meeting the general reporting requirements in 20 DCMR §§ 500 and 501, the owner or operator of each NO<sub>x</sub> budget source shall retain, for a period of at least five (5) years:

- (a) Information on the amount of NO<sub>x</sub> emissions from the source, such as records of all measurements, data, reports, and other information required by this chapter and the provisions of 40 C.F.R. Part 75, subpart H; and
- (b) Other information that:
  - (1) The Director concludes will enable him or her to determine whether sources are in compliance with these regulations; and
  - (2) Is described in one or both of the operation permits issued pursuant to 20 DCMR §§ 200.2 or 300.1 to the NO<sub>x</sub> budget source.

1003.2 The owner or operator of each NO<sub>x</sub> budget source shall begin recording data the first hour that the NO<sub>x</sub> budget source is operating for reporting purposes.

1003.3 The information in § 1003.1 shall be submitted to the Department within thirty (30) days of the end of a control period.

1003.4 Any excess emissions shall be reported to the Department in writing within two (2) working days.

**1004 EXCESS EMISSIONS**

1004.1 For purposes of determining the number of days of violation, if a NO<sub>x</sub> Budget unit has excess emissions for a control period, each day in the control period (153 days) constitutes a day in violation unless the owners and operators of the unit demonstrate that a lesser number of days should be considered.

1004.1 Each ton of excess emissions shall be a separate violation.

**1099 DEFINITIONS**

1099.1 When used in this chapter, the following terms shall have the meanings ascribed:

**Continuous emissions monitoring system or CEMS** – the equipment used to sample, analyze and measure air pollutants and provide a permanent record of emissions expressed in pounds per Million British Thermal Units (lb/MMBtu) and tons per day. The following component parts shall be included in a continuous monitoring system:

- (a) NO<sub>x</sub> pollutant concentration monitor;
- (b) Diluent gas (oxygen or carbon dioxide) monitor;
- (c) Data acquisition and handling system; and
- (d) Flow monitor (where appropriate).

**Control period** – the period beginning May 1<sup>st</sup> of each year and ending on September 30<sup>th</sup> of the same year, inclusive.

**Excess emissions** – the NO<sub>x</sub> emissions, in tons, that a NO<sub>x</sub> source reports during a control period that is greater than the maximum allowable NO<sub>x</sub> emissions limit in § 1001.1 of this chapter.

**Fossil fuel-fired** – the combustion of fossil fuel, alone or in combination with any other fuel, where fossil fuel:

- (a) Actually combusted comprises more than fifty percent (50%) of the annual heat input on a British Thermal Unit (Btu) basis during any year; or

- (b) Is projected to comprise more than fifty percent (50%) of the annual heat input on a Btu basis during any year, provided that the source shall be “fossil fuel-fired” as of the date, during such year, on which the source begins combusting fossil fuel.

**Heat input** – the product (expressed in MMBtu/time) of the gross calorific value of the fuel (expressed in Btu/lb) and the fuel feed rate into the combustion device (expressed in fuel mass/time) and does not include the heat derived from preheated combustion air, recirculated flue gases, or exhaust from other sources.

**NO<sub>x</sub> budget source** – a source that includes one or more NO<sub>x</sub> budget units.

**NO<sub>x</sub> budget unit** – a NO<sub>x</sub> unit that is subject to the NO<sub>x</sub> budget emissions limitation under § 1001.1.

**NO<sub>x</sub> unit** – fossil fuel-fired stationary boiler, combustion turbine, or combined cycle system that has a maximum design heat input of greater than two hundred fifty Million British Thermal Units (250 MMBtu) per hour.

**Ton** – any “short” ton (two thousand pounds (2,000 lb)). For the purpose of determining compliance with the NO<sub>x</sub> budget under § 1001, total tons for a control period shall be calculated as the sum of all recorded hourly emissions (or the tonnage equivalent of the recorded hourly emissions rates) in accordance with this chapter, with any remaining fraction of a ton equal to or greater than five-tenths (0.5) ton being deemed to equal one (1) ton.

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, 5<sup>th</sup> Floor, Washington, D.C. 20002 or sent electronically to [jessica.daniels@dc.gov](mailto:jessica.daniels@dc.gov). Comments received during the previous public comment period will be considered for this comment period and do not need to be resubmitted. Copies of the proposed rule 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>.

The Department’s policy is that public comments, whether mailed, delivered, submitted electronically on computer disks or in paper, may be made available for public viewing on its website as the Department addresses them and without change, unless the comment contains copyrighted material, confidential business information, or other information whose disclosure is restricted by statute. When the Department identifies a comment containing copyrighted material, the Department will provide a reference to that material on the website. The copyrighted material will be available in hard copy to the public.

## PUBLIC SERVICE COMMISSION OF THE DISTRICT OF COLUMBIA

NOTICE OF PROPOSED RULEMAKING**RM29-2014-01, IN THE MATTER OF THE INVESTIGATION INTO ELECTRIC SERVICES MARKET COMPETITION AND REGULATORY PRACTICES**

1. The Public Service Commission of the District of Columbia (“Commission”) hereby gives notice, pursuant to Sections 34-802 and 2-505 of the District of Columbia Code,<sup>1</sup> of its intent to amend Chapter 29 (Renewable Energy Portfolio Standard) of Title 15 (Public Utilities and Cable Television) of the District of Columbia Municipal Regulations, in not less than 30 days from the date of publication of this Notice of Proposed Rulemaking in the *D.C. Register*.

2. The two proposed amendments modify paragraphs 2902.6(f) and 2902.7(b) (“RPS Compliance Requirements”) of Chapter 29 of the Commission’s rules. The purpose of the amendments is to make applying to certify solar energy facilities easier by removing the requirement that applicants seeking certification of solar energy facilities submit affidavits of environmental compliance as part of their application to be certified as a Renewable Energy Standards Generating Facility.

3. Paragraph 2902.6(f) is amended to read as follows:

2902.6 In addition to the information required in § 2902.5, an applicant submitting a Regular Application must also attach:

(f) An Affidavit of Environmental Compliance, if the fuel type is not solar energy;

4. Paragraph 2902.7(b) is amended to read as follows:

2902.7 In addition to the information required in § 2902.5, an applicant submitting a Streamlined Application must also attach:

(b) An Affidavit of Environmental Compliance, if the fuel type is not solar energy;

5. The Application for Certification as an Eligible District of Columbia Renewable Energy Standards Generating Facility and Streamlined Application for Certification as an Eligible District of Columbia Renewable Energy Standards Generating Facility will also be amended to incorporate the revisions in paragraphs 3 and 4 respectively. Samples of the revised applications will be available on the Commission’s website at [www.dcpssc.org](http://www.dcpssc.org) under the headings Electric: Renewable Portfolio Standards Program.

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<sup>1</sup> D.C. Official Code § 34-802 (2012 Repl.); D.C. Official Code § 2-505 (2012 Repl.).

6. Any person interested in commenting on the subject matter of this proposed rulemaking must submit comments and reply comments in writing no later than thirty (30) days and forty-five (45) days, respectively, from the date of publication of this Notice in the *D.C. Register*. Comments and reply comments are to be addressed 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. After the comment period expires, the Commission will take final rulemaking action.

**OFFICE OF TAX AND REVENUE**

**NOTICE OF PROPOSED RULEMAKING**

The Deputy Chief Financial Officer of the District of Columbia Office of Tax and Revenue (OTR), pursuant to the authority set forth in D.C. Official Code § 47-874 (2012 Repl.); Section 201(a) of the 2005 District of Columbia Omnibus Authorization Act, approved October 16, 2006 (120 Stat. 2019; Pub.L. 109-356); D.C. Official Code § 1-204.24d; and the Office of the Chief Financial Officer Financial Management and Control Order No. 00-5, effective June 7, 2000; hereby gives notice of its intent to amend Chapter 3 (Real Property Taxes) of Title 9 (Taxation and Assessments) of the District of Columbia Municipal Regulations (DCMR), by amending Section 336 (Fees).

The proposed amendment to Subsection 336.1(a) streamlines the amount of the fees charged for radius requests. The proposed amendment also reformats paragraph (a) by specifically enumerating in paragraph format the services for which fees are being imposed.

OTR gives notice of its intent to take final rulemaking action to adopt these regulations in not less than thirty (30) days from the date of publication of this notice in the *D.C. Register*.

**Chapter 3, REAL PROPERTY TAXES, of Title 9, TAXATION AND ASSESSMENTS, DCMR is amended as follows:**

**Subsection 336.1(a) of Section 336, FEES, is amended by striking the subsection in its entirety and replacing it with the following:**

336.1

- (a) The following fees shall cover all services and materials for which a charge is imposed.

DESCRIPTION OF SERVICE	FEE
(1) Certificate of Taxes and Assessments Due	\$15.00
(2) Certificate of Redemption	\$100.00
(3) Public Release Extract (on CD in Access format)	\$150.00
(4) Residential CAMA Extract (on CD in text format)	\$150.00
(5) Commercial CAMA Extract (on CD in text format)	\$150.00
(6) Condominium CAMA Extract (on CD in text format)	\$150.00
(7) Copying of Real Property Assessment Records (Property Record Cards, Sales Studies, Worksheets, etc.)	\$1.00 per side
(8) Assessor Reference Materials	\$75.00
(9) Tax Map (18" x 24")	\$30.00
(10) Tax Map (24" x 36")	\$30.00
(11) Radius Request	



200-499 feet	\$35.00
500-999 feet	\$40.00
1000 feet or more	\$100.00
(12) Pertinent Data Book	\$100.00

Comments on this proposed rulemaking should be submitted in writing to Sonia Kamboh, Assistant General Counsel, no later than thirty (30) days after publication of this notice in the *D.C. Register*. Sonia Kamboh may be contacted by: mail at DC Office of Tax and Revenue, 1101 4<sup>th</sup> Street, SW, Suite 750, Washington, DC 20024; telephone at (202) 442-4063; or, email at [sonia.kamboh@dc.gov](mailto:sonia.kamboh@dc.gov). Copies of this rule and related information may be obtained by contacting Sonia Kamboh at the address stated herein.

**GOVERNMENT OF THE DISTRICT OF COLUMBIA**

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**ADMINISTRATIVE ISSUANCE SYSTEM**

Mayor's Order 2014-268  
November 12, 2014

**SUBJECT:** Reappointments and Appointment – Commission on Human Rights


**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 pursuant to Title IV, section 2(b) of the Commission on Human Rights Establishment Amendment Act of 2004, effective December 7, 2004, D.C. Law 15-216, D.C. Official Code § 2-1404.03 (2012 Repl.), it is hereby **ORDERED** that:

1. **DENISE L. REED**, who was nominated by the Mayor on June 6, 2014 and approved by the Council of the District of Columbia on October 28, 2014 pursuant to Resolution 20-0649, is reappointed as a member of the Commission on Human Rights ("**Commission**"), for a term to end December 31, 2016.
2. **MICHAEL WARD**, who was nominated by the Mayor on June 16, 2014 and approved by the Council of the District of Columbia on October 28, 2014 pursuant to Resolution 20-0651, is reappointed as a member of the Commission, for a term to end December 31, 2017.
3. **MATHEW MCCOLLOUGH**, who was nominated by the Mayor on June 16, 2014 and approved by the Council of the District of Columbia on October 28, 2014 pursuant to Resolution 20-0652, is reappointed as a member of the Commission, for a term to end December 31, 2017.
4. **DAVID SCRUGGS**, who was nominated by the Mayor on June 27, 2014 and approved by the Council of the District of Columbia on October 28, 2014 pursuant to Resolution 20-0653, is reappointed as a member of the Commission, for a term to end December 31, 2016.
5. **DR. MAI ABDUL RAHMAN**, who was nominated by the Mayor on July 11, 2014 and approved by the Council of the District of Columbia on October 28, 2014 pursuant to Resolution 20-0654, is appointed as a member of the Commission, replacing Javier Araujo, to complete the remainder of an unexpired term to end December 31, 2014.

6. **EFFECTIVE DATE:** This Order shall become effective immediately.

  
\_\_\_\_\_  
VINCENT C. GRAY  
MAYOR

ATTEST:   
\_\_\_\_\_  
SHARON D. ANDERSON  
INTERIM SECRETARY OF THE DISTRICT OF COLUMBIA

GOVERNMENT OF THE DISTRICT OF COLUMBIA

## ADMINISTRATIVE ISSUANCE SYSTEM

Mayor's Order 2014-269  
November 14, 2014


**SUBJECT:** Appointment – Interim Attorney General for the District of Columbia

**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 of 1973, approved December 24, 1973, 87 Stat. 790, Pub. L. 93-198, D.C. Official Code § 1-204.22(2) (2012 Repl.), and pursuant to section 102 of the Attorney General for the District of Columbia Clarification and Elected Term Amendment Act of 2010, effective May 27, 2010 (D.C. Law 18-160, D.C. Official Code § 1-301.82), it is hereby **ORDERED** that:

1. **EUGENE A. ADAMS** is appointed Interim Attorney General for the District of Columbia and shall serve in that capacity at the pleasure of the Mayor.
2. This Order supersedes Mayor's Order 2011-99, dated May 20, 2011.
3. **EFFECTIVE DATE:** This Order shall become effective November 18, 2014.

  
\_\_\_\_\_  
VINCENT C. GRAY  
MAYOR

ATTEST:   
\_\_\_\_\_  
SHARON D. ANDERSON  
INTERIM SECRETARY OF THE DISTRICT OF COLUMBIA

GOVERNMENT OF THE DISTRICT OF COLUMBIA

ADMINISTRATIVE ISSUANCE SYSTEM

Mayor's Order 2014-270  
November 14, 2014

**SUBJECT:** Appointment – Interim Director, Mayor’s Office of Legal Counsel

**ORIGINATING AGENCY:** Office of the Mayor

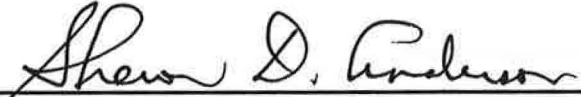
By virtue of the authority vested in me as Mayor of the District of Columbia by section 422(2) of the District of Columbia Home Rule Act, approved December 24, 1973, 87 Stat. 790, Pub. L. 93-198, D.C. Official Code § 1-204.22(2) (2012 Repl.) and section 101(a) of the Elected Attorney General Implementation and Legal Service Establishment Amendment Act of 2013, effective October 23, 2013, D.C. Law 20-60, to be codified at D.C. Official Code § 1-608.51a, it is hereby **ORDERED** that:

1. **EUGENE A. ADAMS** is appointed Interim Director of the Mayor’s Office of Legal Counsel and shall serve in that capacity for the duration of the period in which he serves as Interim Attorney General for the District of Columbia.
2. The Interim Director is authorized to delegate all or part of his authority to subordinates under the jurisdiction of the Interim Director, such delegation to be effective for the period in which he serves as Interim Director.
3. This Order supersedes Mayor’s Order 2014-214, dated September 11, 2014.
4. **EFFECTIVE DATE:** This Order shall become effective November 18, 2014.


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 VINCENT C. GRAY  
 MAYOR

ATTEST:   


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 SHARON D. ANDERSON  
 INTERIM SECRETARY OF THE DISTRICT OF COLUMBIA

**GOVERNMENT OF THE DISTRICT OF COLUMBIA****ADMINISTRATIVE ISSUANCE SYSTEM**

Mayor's Order 2014-271  
November 14, 2014

**SUBJECT:** Delegation of Authority to the City Administrator to Manage the Pay-for-Success Contract with Social Finance Inc. and Social Finance District of Columbia Teen Pregnancy Prevention and Educational Attainment 2014 Manager, Inc.

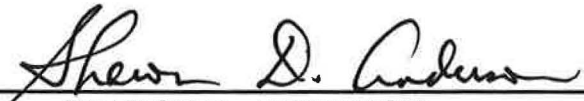
**ORIGINATION AGENCY:** Office of the Mayor

By virtue of the authority vested in me as Mayor of the District of Columbia by sections 422(1) and (6) of the District of Columbia Home Rule Act, approved December 24, 1973, Pub. L. 93-198; 87 Stat. 790, D.C. Official Code, §§ 1-204.22(1) and (6), it is hereby **ORDERED** that:

1. The City Administrator of the District of Columbia is delegated the authority vested in the Mayor to take any and all actions authorized to be performed by the Mayor in connection with the direct management of the Pay-for-Success Contract with Social Finance Inc. and Social Finance District of Columbia Teen Pregnancy Prevention and Educational Attainment 2014 Manager, Inc., including but not limited to the authority to execute a Pay-for-Success Contract between the District of Columbia and Social Finance Inc. and Social Finance District of Columbia Teen Pregnancy Prevention and Educational Attainment 2014 Manager, Inc., and to execute and deliver any other document, agreement, statement, or instrument required by or incidental to the management of the Pay-for-Success Contract.
2. The Pay-for-Success Contract will result in significant performance improvements and budgetary savings to the District across all impacted areas if the performance targets are achieved.
3. The authority delegated by the Mayor to the City Administrator herein may be further delegated to subordinates under the personnel authority of the City Administrator.

4. **EFFECTIVE DATE:** This Order shall become effective immediately.

  
\_\_\_\_\_  
VINCENT C. GRAY  
MAYOR

ATTEST:   
\_\_\_\_\_  
SHARON D. ANDERSON  
INTERIM SECRETARY OF THE DISTRICT OF COLUMBIA

**GOVERNMENT OF THE DISTRICT OF COLUMBIA****ADMINISTRATIVE ISSUANCE SYSTEM**

Mayor's Order 2014-272  
November 14, 2014

**SUBJECT:** Appointment – Board of Dentistry

**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 201 of the District of Columbia Health Occupations Revision Act of 1985, effective March 25, 1986, D.C. Law 6-99, D.C. Official Code § 3-1202.01 (2012 Repl.), it is hereby **ORDERED** that:

1. **YOLANDA JOSEY-BAKER**, who was nominated by the Mayor on June 25, 2014, and was deemed approved by the Council of the District of Columbia pursuant to Proposed Resolution 20-0909 on October 31, 2014, is appointed as a licensed dental hygienist member of the Board of Dentistry, replacing Sibyl Gant, for a term to end November 30, 2016.
2. **EFFECTIVE DATE:** This Order shall become effective immediately.

  
\_\_\_\_\_  
VINCENT C. GRAY  
MAYOR

ATTEST:

  
\_\_\_\_\_  
SHARON D. ANDERSON

INTERIM SECRETARY OF THE DISTRICT OF COLUMBIA



GOVERNMENT OF THE DISTRICT OF COLUMBIA

## ADMINISTRATIVE ISSUANCE SYSTEM

Mayor's Order 2014-273  
November 14, 2014

**SUBJECT:** Reappointment and Appointment -- Board of Real Estate Appraisers

**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(g) (2014 Supp.), it is hereby **ORDERED** that:

1. **MARGUERITE ALLEN**, who was nominated by the Mayor on June 25, 2014 and was deemed approved by the Council of the District of Columbia pursuant to Proposed Resolution 20-0915 on October 31, 2014, is reappointed as a consumer member of the Board of Real Estate Appraisers, for a term to end June 26, 2017.
2. **TODD CANTERBURY**, who was nominated by the Mayor on June 25, 2014 and was deemed approved by the Council of the District of Columbia pursuant to Proposed Resolution 20-0914 on October 31, 2014, is appointed as a licensed real estate appraiser member of the Board of Real Estate Appraisers, replacing Jerome Farrow, for a term to end June 26, 2016.
3. **EFFECTIVE DATE:** This Order shall become effective immediately.

  
VINCENT C. GRAY  
MAYOR

ATTEST:

  
SHARON D. ANDERSON

INTERIM SECRETARY OF THE DISTRICT OF COLUMBIA

GOVERNMENT OF THE DISTRICT OF COLUMBIA

## ADMINISTRATIVE ISSUANCE SYSTEM

Mayor's Order 2014-274  
November 14, 2014

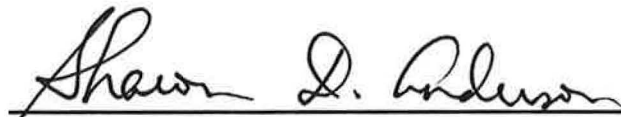
**SUBJECT:** Reappointment and Appointment -- Healthy Youth and Schools  
Commission

**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 pursuant to section 702 of the Healthy Schools Act of 2010, effective July 27, 2010, D.C. Law 18-209, D.C. Official Code § 38-827.02 (2012 Repl.), it is hereby **ORDERED** that:

1. **DR. CHARNETA SCOTT** is reappointed to the Healthy Youth and Schools Commission ("Commission") as the designee representative of the Department of Behavioral Health, to complete the remainder of an unexpired term to end May 1, 2016.
2. **JEFF TRAVERS** is appointed to the Commission as a general member, replacing Alexandra C. Lewin-Zwerdling, to complete the remainder of an unexpired term to end May 1, 2016.
3. **EFFECTIVE DATE:** This Order shall become effective immediately.

  
\_\_\_\_\_  
VINCENT C. GRAY  
MAYOR

**ATTEST:**   
\_\_\_\_\_  
SHARON D. ANDERSON  
INTERIM SECRETARY OF THE DISTRICT OF COLUMBIA

GOVERNMENT OF THE DISTRICT OF COLUMBIA

ADMINISTRATIVE ISSUANCE SYSTEM

Mayor's Order 2014-275  
November 14, 2014


**SUBJECT:** Reappointment -- D.C. Children and Youth Investment Trust Corporation Board of Directors

**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.), pursuant to section 2403 of the Children and Youth Initiative Establishment Act of 1999, effective October 20, 1999, D.C. Law 13-38, D.C. Official Code § 2-1553 (2012 Repl.), and in accordance with sections 4.03 and 4.04 of Article IV of the By-Laws of the D.C. Children and Youth Investment Trust Corporation, it is hereby **ORDERED** that:

1. **KATHLEEN LALLY** is reappointed as a Director to the D.C. Children and Youth Investment Trust Corporation Board, for a term to end two years from the effective date of this Order.
2. **EFFECTIVE DATE:** This Order shall become effective immediately.

  
 \_\_\_\_\_  
 VINCENT C. GRAY  
 MAYOR

ATTEST:   
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 SHARON D. ANDERSON  
 INTERIM SECRETARY OF THE DISTRICT OF COLUMBIA

**GOVERNMENT OF THE DISTRICT OF COLUMBIA**

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**ADMINISTRATIVE ISSUANCE SYSTEM**

Mayor's Order 2014-276  
November 17, 2014

**SUBJECT:** Appointments – Concealed Pistol Licensing Review Board


**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 2 of the License to Carry a Pistol Emergency Amendment Act of 2014, effective October 9, 2014 (D.C. Act 20-0447; 61 DCR 10765), it is hereby **ORDERED** that:

1. **DR. NICOLE R. JOHNSON** is appointed, as a member, as a mental health professional employed by the Department of Behavioral Health, to the Concealed Pistol Licensing Review Board ("**Board**"), for a term to end four years from the date a majority of the members are sworn-in.
2. **ALICIA D. WASHINGTON** is appointed, as a member, as a representative from the Office of the Attorney General for the District of Columbia, to the Board, for a term to end four years from the date a majority of the members are sworn-in.
3. **LAURA INGERSOLL** is appointed, as a member, as a representative from the United States Attorney's Office for the District of Columbia, to the Board, for a term to end four years from the date a majority of the members are sworn-in.
4. **HONORABLE SYLVIA BACON** is appointed, as a member, as a retired judge of the Superior Court of the District of Columbia, to the Board, for a term to end four years from the date a majority of the members are sworn-in.
5. **GARY L. ABRECHT** is appointed, as a public member, as a former sworn officer of a law enforcement agency other than the Metropolitan Police Department, to the Board, for a term to end four years from the date a majority of the members are sworn-in.

6. EFFECTIVE DATE: This Order shall become effective immediately.

  
VINCENT C. GRAY  
MAYOR

ATTEST:   
SHARON D. ANDERSON  
INTERIM SECRETARY OF THE DISTRICT OF COLUMBIA

**GOVERNMENT OF THE DISTRICT OF COLUMBIA****ADMINISTRATIVE ISSUANCE SYSTEM**

Mayor's Order 2014-277

November 17, 2014

**SUBJECT:** Reappointments -- District of Columbia Commission on the Arts and Humanities

**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 pursuant to sections 4(a), (b) and (d) of the Commission on the Arts and Humanities Act, effective October 21, 1975, D.C. Law 1-22, D.C. Official Code §§ 39-203(a), (b) and (d) (2012 Repl.), it is hereby **ORDERED** that:

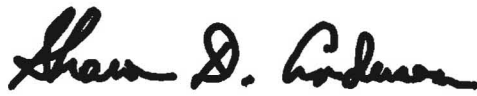
1. **EDMUND C. FLEET**, who was nominated by the Mayor on June 25, 2014, and approved by the Council pursuant to Resolution 20-0667 on October 28, 2014, is reappointed as a member and as Chairperson of the Commission on the Arts and Humanities, for a term to end June 30, 2017.
2. **DARRIN L. GLYMPH**, who was nominated by the Mayor on June 25, 2014, and approved by the Council pursuant to Resolution 20-0668 on October 28, 2014, is reappointed as a member of the Commission on the Arts and Humanities, for a term to end June 30, 2017.
3. **MARY ANN MILLER**, who was nominated by the Mayor on June 25, 2014, and approved by the Council pursuant to Resolution 20-0669 on October 28, 2014, is reappointed as a member of the Commission on the Arts and Humanities, for a term to end June 30, 2017.
4. **JOSE ALBERTO UCLES**, who was nominated by the Mayor on June 25, 2014, and approved by the Council pursuant to Resolution 20-0671 on October 28, 2014, is reappointed as a member of the Commission on the Arts and Humanities, for a term to end June 30, 2017.
5. **GRETCHEN B. WHARTON**, who was nominated by the Mayor on September 26, 2014, and approved by the Council pursuant to Resolution 20-0673 on October 28, 2014, is reappointed as a member of the Commission on the Arts and Humanities, for a term to end June 30, 2017.

6. **EFFECTIVE DATE:** This Order shall become effective immediately.



Vincent C. Gray

VINCENT C. GRAY  
MAYOR



Sharon D. Anderson

ATTEST:

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SHARON D. ANDERSON  
INTERIM SECRETARY OF THE DISTRICT OF COLUMBIA

**ACHIEVEMENT PREP  
REQUESTS FOR PROPOSAL**

**Commissioning Services**

Achievement Prep invites all interested parties to submit proposals to provide Commissioning services for the proposed new construction of an approximately 50,000 square foot facility and the renovation of an approximately 50,000 square foot facility. Please find RFP specifications at [www.achievementprep.org](http://www.achievementprep.org) under News. Achievement Prep reserves the right to reject any proposals at any point during the selection process. Please contact [crollman@programmanagers.com](mailto:crollman@programmanagers.com) with any questions.



**OFFICE OF THE STATE SUPERINTENDENT OF EDUCATION  
OFFICE OF PUBLIC CHARTER SCHOOL FINANCING AND SUPPORT**

**ANNOUNCES 2015 MEETING SCHEDULE  
FOR THE DISTRICT OF COLUMBIA PUBLIC CHARTER SCHOOL CREDIT  
ENHANCEMENT FUND COMMITTEE**

The Office of the State Superintendent of Education hereby announces that it will hold meetings on January 15, 2015 February 19, 2015, March 19, 2015, April 15, 2015, May 21, 2015, June 18, 2015, July 16, 2015, August 20, 2015, September 17, 2015, October 15, 2015, November 19, 2015, and December 17, 2015 for the District of Columbia Public Charter School Credit Enhancement Fund Committee.

The meetings will take place at 810 First Street, N.E., 9<sup>th</sup> Floor, Washington, D.C., 20002 from 12:30 pm to 1:30 pm. For additional information, please contact:

Debra Roane, Financial Program Specialist  
Office of Public Charter School  
Financing and Support  
810 First Street, N.E., 8<sup>th</sup> Floor,  
Washington, DC 20002  
Tele: 202-478-5940  
Fax: 202-741-0227  
[debra.roane@dc.gov](mailto:debra.roane@dc.gov)-  
[www.osse.dc.gov](http://www.osse.dc.gov)

**OFFICE OF THE STATE SUPERINTENDENT OF EDUCATION  
NOTICE OF FUNDING AVAILABILITY**

**State System of Support Best Practices Grant  
Request for Applications Release Date: December 1, 2014  
Notice of Intent to Apply Submission Deadline: December 12, 2014  
Mandatory Pre-Application Conference Date: December 12, 2014  
Grant Application Submission Deadline: January 9, 2015**

The Office of the State Superintendent of Education (“OSSE”)’s Division of Elementary, Secondary and Specialized Education (“DESSE”) is charged with implementing a new State System of Support (“SSOS”) for schools that is based on data-driven, targeted technical assistance in ways that are meaningful and relevant to school needs. Under this system, OSSE seeks to promote partnerships between schools to address common challenges through the identification of best practices worthy of replication.

**Purpose and Description:** OSSE is soliciting grant applications from District of Columbia public schools that have successfully implemented academic improvement strategies and are willing to partner with other schools to disseminate and support the replication of these practices. This grant opportunity is a component of OSSE’s State System of Support (“SSOS”). The purpose of the grant is to reward schools for implementing best and promising practices, to foster innovation through the dissemination of these practices, and to provide funding to build effective relationships between higher-performing schools and schools in need of appropriate supports aimed at raising student achievement. Grantees will be required to partner with at least one school in Priority or Focus status.

**Request for Applications:** As a component of the State System of Support (“SSOS”), OSSE requests the submission of applications from schools that are interested in:

1. Opening up their schools for scheduled visits from leadership teams participating in the Learning Support Network;
2. Making available job-alike consultation and coaching, and sharing of resources to participating Learning Support Network Schools;
3. Playing a lead role with OSSE in the tri-annual OSSE LEA institutes and other opportunities for best practice dissemination, either through facilitation of a best practice session, participation on a panel, or through co-facilitation of a Community of Practice; and
4. Supporting OSSE in documenting/evaluating impact of the SSOS best practice dissemination strategy.

Applicant schools are encouraged to identify Learning Support Network Schools to partner with and to identify proposed partners by name in their applications. Alternatively, an applicant school may express a willingness to be partnered with a school selected by OSSE based on the needs of a partner school.

Applicants are encouraged to consider a wide range of activities that will reward staff for past work developing and implementing successful practices, support efforts to sustain/accelerate gains in applicant schools, effectively disseminate and seed those practices in partner schools, encourage staff in partnering schools to participate in all proposed activities and broadly foster evidence-based innovation.

**Anticipated Number of Awards:** OSSE seeks to fund three (3) or more Grantees. In the case that there are more applications than available funding, priority will be given to applications as described below.

**Available Funding for Awards:** It is anticipated that \$1,700,000 will be available for awards. Individual grants are expected to range between \$100,000 and \$500,000 per award. The amount of each award will be, in part, determined by the number of proposed Priority and Focus school partners. The duration of this grant is for a period of one (1) year from the grant award date.

**Eligibility Criteria:** OSSE seeks applications from all schools that believe that they have identified and successfully implemented a practice that has led to improved student achievement. LEAs may submit an application on behalf of one or more school(s) that meet the eligibility criteria described below but all applications will be evaluated at the school level. Schools which are part of multi-campus LEAs must submit applications that demonstrate LEA-level commitment to the project in order to be considered.

Schools in the following categories are eligible to apply:

- Schools who have been in Reward or Rising Status and have achieved cumulative growth of at least ten (10) points over the course of two (2) years in Reading or Math;
- Schools who are currently rated Tier I in PCSB's Performance Management Framework and schools who are rated Tier II with an overall percentage point rating of greater than fifty percent (50%); and
- Schools that are "beating the odds" and have demonstrated strong or significantly improved performance of specific student subgroups or groups of students typically considered "at-risk" while at least maintaining achievement levels for all other groups. Examples of successful applicants in this category include schools that have successfully exited Priority or Focus status through the demonstrated implementation of school-wide strategies or schools in Developing status with significant growth for a given subgroup.

In addition to the criteria above, priority for funding may be given on the basis of any of the following:

- Cross-LEA Collaboration: Applications from schools proposing to partner with schools in other LEAs may be given funding priority.
- Cross-Sector Collaboration: Applications from DCPS schools proposing to partner with charter schools and applications for charter school proposing to partner with DCPS schools may be given funding priority.
- Accelerating Improvement: Schools who can implement their proposed plan by June 30, 2015, may be given funding priority.
- Maximizing Impact: Schools who propose to partner with more than one Priority school may be given funding priority.
- Hitting the Ground Running: Schools who identify proposed partners and include a letter of commitment from the partner may be given funding priority.

**Important Dates:** The Request for Application (RFA) is expected to be available on December 1, 2014. Applications may be obtained from the OSSE website, <http://osse.dc.gov>. Applications may also be obtained from Ms. Katherine Cox. Please email Ms. Cox at [Katherine.cox@dc.gov](mailto:Katherine.cox@dc.gov) to request an electronic copy of the application. All schools planning to apply for this grant must submit a notification of Intent to Apply by December 12, 2014. The Intent to Apply form will be made available at the same time as the RFA and must be signed by the instructional leader of the applicant school and an authorized representative of the LEA. All parties planning to apply for this grant must also attend the Pre-Application Conference and are required to RSVP via email to Katherine Cox at [Katherine.cox@dc.gov](mailto:Katherine.cox@dc.gov) by December 12, 2014. The **mandatory** Pre-Application Conference will be held on December 12, 2014, 1:00 p.m. to 3:00 p.m. EST at 810 First Street, NE, Washington, DC 20002. The **deadline for application submission is January 9, 2014, via electronic submission at 3:30 p.m. EST.**

## OFFICE OF THE STATE SUPERINTENDENT OF EDUCATION

## REQUEST FOR APPLICATIONS

## FY 2015 Teacher Quality Improvement Grant Program

Notice of Funds Availability

The District of Columbia Office of the State Superintendent of Education (OSSE) is soliciting applications for the development and provision of professional development programs aimed at enhancing student achievement in eligible Local Educational Agencies (LEAs). The purpose of these professional development programs will be to ensure that teachers, highly qualified paraprofessionals, and, if appropriate, principals have subject matter knowledge in the core academic subjects they teach, and build upon the skills necessary to help students master core academic subjects. The Teacher Quality Improvement Grant Program is authorized under Part A, Subpart 3 of Title II of the Elementary and Secondary Education Act of 1965 (ESEA), as amended – Teacher and Principal Training and Recruiting Fund.

**Available Funding for Awards:** The amount available for this award period is approximately \$269,000.

**Anticipated Number and Amount of Awards:** Historically, grants have ranged in the amount of \$50,000 to approximately \$175,000.

**Award Period:** The grant period will be from the date of award until September 30<sup>th</sup>, 2016.

**Eligibility:** The Teacher Quality Improvement Grant Program is a partnership grant. An eligible application must include the following principal partners at a minimum:

- (1) a private or State IHE and the division of the institution that prepares teachers and principals;
- (2) a school of arts and sciences; and
- (3) a high need LEA.

**State Application Priority:** The District of Columbia Office of the State Superintendent of Education (OSSE) has aligned federal priorities of the Teacher Quality Improvement grant program with the following areas of focus, identified as OSSE priorities for this grant funding opportunity. Grant applications that are awarded funding during the FY 2015 cycle will describe proposed programs which substantially address one or both of the following focus areas:

1. **Professional development programs aimed at supporting the creation of high-quality induction systems for new teachers of core subject areas.** Prospective applicants may consider developing a corps of highly-effective master educators with the intent of helping new teachers and other teachers not rated highly effective, to become highly effective. Funding may also be used to support implementation or revision of already-existing induction systems. These initiatives shall target a majority of teachers

and/or principals rated as effective or minimally effective per the LEA's evaluation system, with professional development geared toward moving these teachers toward earning highly effective ratings

2. **Professional development programs aimed at supporting teachers rated as effective or minimally effective in improving to highly effective, per the LEA's evaluation system.** Applicants may consider using funding to supplement existing teacher residency programs. Funding will target a majority of teachers teaching out of field, and/or out of compliance with DC regulations related to teacher licensure and/or federal requirements pertaining to highly qualified teachers. Prospective applicants may consider forming a consortium of LEAs for residency placements and to provide broad supports for teacher residents.
3. **Professional development programs aimed at supporting LEA use of student learning objectives (SLOs).** Funding may be used to better prepare administrators and teachers to deconstruct learning standards, identify priority content, create high-quality goals and objectives, and measure student progress in tested and non-tested grades and in core subject areas. Prospective applicants may also consider forming a consortium of LEAs, led by an LEA experienced in using student learning objectives that will help other LEAs to successfully implement SLOs through provision of targeted professional development and by modeling best practices.
4. **Professional Development programs aimed at facilitating implementation of the Next Generation Science Standards (NGSS) in DC LEAs and schools.** Applicants will target a cadre of highly effective STEM teachers within the high need LEA, or a consortium of high-need LEAs to participate in NGSS-specific training, who will return to their schools and LEAs to lead NGSS-specific professional development to other STEM teachers. Applications should demonstrate a strong intention to provide opportunities for participants to have direct contact with individuals and organizations that represent STEM fields such as scientists, mathematicians, engineers, etc. Programs designed under this option will demonstrate how they intend to be used as a model to support effective instruction across the District of Columbia.

The OSSE will no longer accept paper applications for the Teacher Quality Improvement grant. The Request for Applications (RFA) will be released Monday, November 17<sup>th</sup>, 2014 through OSSE's new Enterprise Grants Management System (EGMS). The online system and training videos may be accessed by visiting <http://osse.dc.gov/service/enterprise-grants-management-system-egms>. **The deadline for online application submission is Friday, January 23<sup>rd</sup>, 2015 by 5:00 p.m.**

A Pre-Application Webinar will be held on Wednesday, December 3<sup>rd</sup>, 2014 from 1:00pm to 2:30pm. You may RSVP by emailing Tanisha Brown at [tanisha.brown@dc.gov](mailto:tanisha.brown@dc.gov). **It is strongly recommended that applying organizations attend the pre-application webinar.**

Applicants may email questions to Tanisha Brown at [tanisha.brown@dc.gov](mailto:tanisha.brown@dc.gov).

**DISTRICT DEPARTMENT OF THE ENVIRONMENT  
NOTICE OF FUNDING AVAILABILITY**

**GRANTS FOR**

**Wildlife Rehabilitation in the District of Columbia**

The District Department of the Environment (“DDOE”) is seeking eligible entities, as defined below, to Provide for wildlife rehabilitation services in the District of Columbia for sick, injured, and orphaned native and naturlized wild animals..

Beginning 11/21/2014, 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](http://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@dc.gov with “Request copy of RFA 2014-1503-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:2014-1503-FWD” on the outside of the letter.

**The deadline for application submissions is 12/12/2014, 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@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 end date for the work of this grant program will be September 30, 2015.

**Available Funding:** The total amount available for this RFA is approximately \$200,000. 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 [2014cvarfa@dc.gov](mailto:2014cvarfa@dc.gov).

**DISTRICT DEPARTMENT OF THE ENVIRONMENT**

FISCAL YEAR 2015

**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, 5<sup>th</sup> Floor, Washington, DC, intends to issue an air quality permit (#6099-R2) to operate an existing 2,000 kW diesel-fired emergency generator set with a 2,937 horsepower engine at Square 634, underground adjacent to the U.S. Capitol Visitor Center truck tunnel, Washington DC 20515. The contact person for the facility is James Styers at (202) 226-6636.

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

Interested persons may submit written comments or may request a public hearing on this subject within 30 days of publication of this notice. The written comments must also include the person's name, telephone number, affiliation, if any, mailing address and a statement outlining the air quality issues in dispute and any facts underscoring those air quality issues. All relevant comments will be considered in issuing the final permit.

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

Stephen S. Ours  
Chief, Permitting Branch  
Air Quality Division  
District Department of the Environment  
1200 First Street NE, 5<sup>th</sup> Floor  
Washington, DC 20002  
[Stephen.Ours@dc.gov](mailto:Stephen.Ours@dc.gov)

**No written comments or hearing requests postmarked after December 22, 2014 will be accepted.**

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



**DEPARTMENT OF HEALTH****PUBLIC NOTICE**

The District of Columbia Board of Audiology and Speech-Language Pathology (“Board”) hereby gives notice of a change in its regular meeting, 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)) (2012 Repl.) (“Act”).

The Board’s next regular meeting, which is expected to be held on Monday, January 19, 2015, will be rescheduled to Monday, December 15, 2014, from 9:30 AM to 12:30 PM. The meeting will be open to the public from 9:30 am until 10:30 am to discuss various agenda items and any comments and/or concerns from the public. In accordance with Section 405(b) of the Open Meetings Amendment Act of 2010, the meeting will be closed from 10:30 am to 12:00 pm to plan, discuss, or hear reports concerning licensing issues, ongoing or planned investigations of practice complaints, and or violations of law or regulations.

In addition, the Board will hold an educational session on ethics from 8:30 AM – 9:30 AM. The session will be open to the public. Attendees will receive up to one (1) hour of credit for audiology & speech-language pathology continuing education in ethics.

The meeting will be held at 899 North Capitol Street, NE, Second Floor, Washington, DC 20002. Visit the Health Professional Licensing Administration website at <http://doh.dc.gov/events> and to view additional information and agenda.

**DEPARTMENT OF HEALTH****PUBLIC NOTICE**

The District of Columbia Board of Occupational Therapy (“Board”) hereby gives notice of a change in its regular meeting, 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)) (2012 Repl.) (“Act”).

The Board’s next regular meeting, which is expected to be held on Monday, December 15, 2014, will be rescheduled to Monday, December 8, 2014, from 2:00 PM to 5:00 PM. The meeting will be open to the public from 2:00 PM until 3:00 PM to discuss various agenda items and any comments and/or concerns from the public. In accordance with Section 405(b) of the Open Meetings Amendment Act of 2010, the meeting will be closed from 3:00 PM to 5:00 PM to plan, discuss, or hear reports concerning licensing issues, ongoing or planned investigations of practice complaints, and or violations of law or regulations.

The Board’s regular meeting is held on a quarterly basis on the third Monday of each quarter.

The meeting will be held at 899 North Capitol Street, NE, Second Floor, Washington, DC 20002. Visit the Health Professional Licensing Administration website at <http://doh.dc.gov/events> and to view additional information and agenda.

**DEPARTMENT OF HEALTH****PUBLIC NOTICE**

The District of Columbia Board of Respiratory Care (“Board”) hereby gives notice of a change in its regular meeting, 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)) (2012 Repl.) (“Act”).

The Board’s next regular meeting, which is expected to be held on Monday, December 8, 2014, will be rescheduled to Monday, December 1, 2014, from 9:00 AM to 12:00 PM. The meeting will be open to the public from 9:00 AM until 10:00 AM to discuss various agenda items and any comments and/or concerns from the public. In accordance with Section 405(b) of the Open Meetings Amendment Act of 2010, the meeting will be closed from 10:00 AM to 12:00 PM to plan, discuss, or hear reports concerning licensing issues, ongoing or planned investigations of practice complaints, and or violations of law or regulations.

The Board’s regular meeting is held on a monthly basis on the second Monday of each month.

The meeting will be held at 899 North Capitol Street, NE, Second Floor, Washington, DC 20002. Visit the Health Professional Licensing Administration website at <http://doh.dc.gov/events> and to view additional information and agenda.

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

November 25, 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 November 13, 2014 board meeting.
- III. Vote to close meeting to discuss the approval of the Maycroft Apartments project and bond transaction and the 4000 Benning Road 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 Maycroft Apartments project and bond transaction and the 4000 Benning Road 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 DCHFPA Eligibility Resolution No. 2014-22 for Maycroft Apartments.
- VI. Consideration of DCHFPA Eligibility Resolution No. 2014-23 for 4000 Benning Road.
- VII. Discussion – Agency's Proposed Revised Investment Policy.
- VIII. Interim Executive Director's Report.
- IX. Other Business.
- X. Adjournment.

## LEE MONTESSORI PUBLIC CHARTER SCHOOL

## REQUEST FOR PROPOSALS

## Food Services

Lee Montessori is advertising the opportunity to bid on the delivery of breakfast, lunch, snack and/or CACFP supper meals to children enrolled at the school for the 2014-2015 school year with a possible extension of (4) one year renewals. All meals must meet at a minimum, but are not restricted to, the USDA National School Breakfast, Lunch, Afterschool Snack and At Risk Supper meal pattern requirements. Additional specifications outlined in the Request for Proposals (RFP) such as; student data, days of service, meal quality, etc. may be obtained beginning on on November 14, 2014 from Erin Rowsey 202-779-9740 or [erin@leemontessori.org](mailto:erin@leemontessori.org).

Proposals will be accepted at Lee Montessori PCS, 200 Douglas St. NE, Washington, DC 20002 on December 11, 2014 no later than 3:00 pm.

**All bids not addressing all areas as outlined in the IFB will not be considered.**



BA11/05/14

OFFICE OF THE DEPUTY MAYOR  
FOR PLANNING AND ECONOMIC DEVELOPMENT

**NOTICE OF CHANGES TO  
ELIGIBILITY CRITERIA AND CORRIDOR BOUNDARIES**

**H STREET NE SMALL BUSINESS CAPITAL IMPROVEMENT GRANTS**

The Office of the Deputy Mayor for Planning and Economic Development (DMPED) invites the submission of applications for the H Street NE Small Business Capital Improvement Grants. Funding for this program is authorized under the "H Street NE Retail Priority Area Incentive Act of 2010," effective April 8, 2011 (D.C. Law 18-354; D.C. Official Code § 1-325.171 et seq.), and as amended by the "H Street NE Retail Priority Area Incentive Amendment Act of 2012," effective September 20, 2012 (D.C. Law 19-168).

**Eligible applicants**

Eligible applicants for the grant are owners of small retail and service-oriented businesses. The following types of businesses are ***ineligible*** to receive this grant funding: ***adult entertainment establishments, liquor stores, restaurants whose annual alcohol sales exceed 20% of total annual sales, nightclubs, bars, banks, phone stores, hotels, home-based businesses, and businesses with 20 or more locations in the United States.*** PLEASE NOTE: This change in eligibility criteria allows business owners who hold restaurant licenses but focus on food sales – such as owners of bakeries and coffee shops – to apply for this grant opportunity.

Eligible applicants must meet the following minimum requirements to be considered for a grant:

1. Have direct frontage on a commercial corridor within the H Street NE Retail Priority Area. Prospective applicants can verify their location eligibility by using the interactive mapping tool at [greatstreets.dc.gov](http://greatstreets.dc.gov). PLEASE NOTE: This change in the corridor boundaries expands the area where the grant opportunity is made available.
2. Be a registered business in Good Standing with the DC Department of Consumer and Regulatory Affairs (DCRA), the DC Office of Tax and Revenue (OTR), the DC Department of Employment Services (DOES), and the federal Internal Revenue Service (IRS).
3. Retain site control of the business property either through fee simple ownership or an executed contract or lease with the property owner with a minimum unexpired term of at least two (2) years.
4. Provide proof of property and liability insurance (an insurance quote is permitted for new businesses) compliant with the requirements set forth in the grant application.

**Please direct all inquiries to:**

LaToyia Hampton, Grants Manager  
Office of the Deputy Mayor for Planning and Economic Development  
1100 4<sup>th</sup> Street, SW  
Washington, DC 20024  
Telephone: [\(202\) 724-7648](tel:2027247648) Email: [LaToyia.Hampton@dc.gov](mailto:LaToyia.Hampton@dc.gov)

**OFFICE OF THE DEPUTY MAYOR  
FOR PLANNING AND ECONOMIC DEVELOPMENT**

**NOTICE OF CLOSING DATE**

**GREAT STREETS SMALL BUSINESS CAPITAL IMPROVEMENT GRANTS**

The Office of the Deputy Mayor for Planning and Economic Development (DMPED) invites the submission of applications for the Great Streets Small Business Capital Improvement Grants. Funding for this program is authorized from the Economic Development Special Account pursuant to DC Official Code §2-1225.21 and also pursuant to the Great Streets Neighborhood Retail Priority Area Amendment Act of 2013, effective December 24, 2013 (D.C. Law 20-61; D.C. Official Code § 2-1217.71 *et seq.*).

The grant application was released on **Tuesday, September 9<sup>th</sup>, 2014**. The grant application is available on the Great Streets website at [greatstreets.dc.gov](http://greatstreets.dc.gov). To be considered for funding, applicants must submit a completed online application to DMPED by **Monday, November 24<sup>th</sup>, 2014 at 4:00 PM**. Late applications will not be forwarded to the review team. Please note that this notice signifies the end of the rolling application process for this grant cycle.

**Please direct all inquiries to:**

LaToyia Hampton, Grants Manager  
Office of the Deputy Mayor for Planning and Economic Development  
1100 4<sup>th</sup> Street, SW  
Washington, DC 20024  
Telephone: [\(202\) 724-7648](tel:(202)724-7648)  
Email: [LaToyia.Hampton@dc.gov](mailto:LaToyia.Hampton@dc.gov)

## PUBLIC SERVICE COMMISSION OF THE DISTRICT OF COLUMBIA

## PUBLIC NOTICE

**FORMAL CASE NO. 1119, IN THE MATTER OF THE JOINT APPLICATION OF EXELON CORPORATION, PEPCO HOLDINGS, INC., POTOMAC ELECTRIC POWER COMPANY, EXELON ENERGY DELIVERY COMPANY, LLC AND NEW SPECIAL PURPOSE ENTITY, LLC FOR AUTHORIZATION AND APPROVAL OF PROPOSED MERGER TRANSACTION,**

1. This Notice informs the public that the Public Service Commission of the District of Columbia (“Commission”) seeks input on its consideration of the June 18, 2014, joint application of Exelon Corporation (“Exelon”), Pepco Holdings, Inc. (“PHI”), the Potomac Electric Power Company (“Pepco”), Exelon Energy Delivery Company, LLC (“EEDC”), and New Special Purpose Entity, LLC (“SPE”) (collectively, the “Joint Applicants”) for approval by the Commission, pursuant to D.C. Code §§ 34-504 and 34-1001, for a change of control of Pepco, the electric distribution company that serves the District of Columbia (“District”), to be effected by the merger of PHI with Purple Acquisition Corp. (“Merger Sub”), a wholly-owned subsidiary of Exelon (“Joint Application”).

2. On February 9 to 13, 2015, the Commission will hold an evidentiary hearing to determine if the proposed merger transaction is in the public interest. In making this determination the Commission will look at seven public interest factors determined in Order No. 17597, which look at the effects of the transaction on:

- (1) ratepayers, shareholders, the financial health of the utilities standing alone and as merged, and the economy of the District;
- (2) utility management and administrative operations;
- (3) public safety and the safety and reliability of services;
- (4) risks associated with all of the Joint Applicants’ affiliated non-jurisdictional business operations, including nuclear operations;
- (5) the Commission’s ability to regulate the new utility effectively;
- (6) competition in the local retail, and wholesale markets that impacts the District and District ratepayers; and
- (7) conservation of natural resources and preservation of environmental quality.



3. In addition to the evidentiary hearing, the Commission will convene four (4) community hearings to receive comments from the public on these issues on the following dates:

**December 17, 2014 – 6:00 p.m.**

Public Service Commission of the District of Columbia  
Hearing Room  
1333 H Street, N.W., Suite 700  
Washington, D.C. 20005

**January 6, 2015 – 6:00 p.m.**

Thurgood Marshall Academy  
Multi-Purpose Room  
2427 Martin Luther King Jr. Avenue, S.E.  
Washington, D.C. 20020

**January 12, 2015 – 6:00 p.m.**

Southwest Library  
Community Meeting Room  
900 Wesley Place, S.W.  
Washington, D.C. 20024

**January 20, 2015 – 6:00 p.m.**

University of the District of Columbia Community College  
Conference Room  
801 North Capital Street, N.E.  
Washington, D.C. 20002

4. **Those who wish to testify at the community hearings should contact the Commission Secretary by the close of business, three (3) business days prior to the date of the hearing by calling (202) 626-5150.** Representatives of organizations shall be permitted a maximum of five (5) minutes for oral presentations. Individuals shall be permitted a maximum of three (3) minutes for oral presentations. If an organization or an individual is unable to offer comments at the community hearings, written statements may be submitted by mail or in person to Brinda Westbrook-Sedgwick, Commission Secretary, Public Service Commission of the District of Columbia, 1333 H Street, N.W., Suite 200, West Tower, Washington, D.C. 20005, by email to [PSC-CommissionSecretary@dc.gov](mailto:PSC-CommissionSecretary@dc.gov), or through the Commission's eDocket system at <http://www.dcpsc.org/edocket.asp> until March 26, 2015.

5. Any person who is deaf or hard-of-hearing, cannot readily understand or communicate in spoken English, or persons with disabilities who need special accommodations in order to participate in the hearing, must contact the Commission Secretary by the close of business, seven (7) days prior to the date of the community hearing. Persons who wish to testify in Spanish, Chinese, Amharic, or Korean must also contact the Commission Secretary by close of business three (3) business days before the

date of the hearing. **The number to call to request special accommodations and interpretation services is (202) 626-5150.**

6. Copies of previously filed documents in this proceeding, *Formal Case No. 1119*, are available for inspection on the Commission's website ([www.dcpssc.org](http://www.dcpssc.org)) and at the Office of the Commission Secretary, 1333 H Street, N.W., Suite 200 West Tower, Washington D.C. 20005 between the hours of 9:00 a.m. and 5:30 p.m., Monday through Friday. Copies of any of the documents in this proceeding may be purchased at the Commission at a cost of \$0.10 per page, actual reproduction cost. Additionally, copies of the Joint Application may also be inspected at the following public libraries:

<b>Ward</b>	<b>Name and Address</b>
Main	Martin Luther King Memorial Library 901 G Street, N.W. Washington, D.C. 20001
Ward 1	Mount Pleasant Library 3160 16th Street, N.W. Washington, D.C. 20010
Ward 2	Southwest Library 900 Wesley Place, S.W. Washington, D.C. 20024
Ward 3	Cleveland Park Library 3310 Connecticut Avenue, N.W. Washington, D.C. 20008
Ward 4	Petworth Library 4200 Kansas Avenue, N.W. Washington, D.C. 20011
Ward 5	Woodridge Library 1790 Douglas Street, N.E. Washington, D.C. 20018
Ward 6	Southeast Library 403 7th Street, S.E. Washington, D.C. 20003
Ward 7	Capitol View Library 5001 Central Avenue, S.E. Washington, D.C. 20019
Ward 8	Bellevue Library 115 Atlantic Street, S.W. Washington, D.C. 20032

**OFFICE OF THE SECRETARY OF THE DISTRICT OF COLUMBIA**  
**RECOMMEND FOR APPOINTMENTS OF NOTARIES PUBLIC**

Notice is hereby given that the following named persons have been recommended for appointment as Notaries Public in and for the District of Columbia, effective on or after December 15, 2014.

Comments on these potential appointments should be submitted, in writing, to the Office of Notary Commissions and Authentications, 441 4<sup>th</sup> Street, NW, Suite 810 South, Washington, D.C. 20001 within seven (7) days of the publication of this notice in the *D.C. Register* on November 21, 2014. Additional copies of this list are available at the above address or the website of the Office of the Secretary at [www.os.dc.gov](http://www.os.dc.gov).

**D.C. Office of the Secretary  
Recommended for appointment as a DC Notaries Public**

**Effective: December 15, 2014  
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Ahmad	Kamal S.	UPV Services 1050 17th Street, NW, Suite 1000	20036
Akinfenwa	Karamotu	Paige Industrial Services, Inc. 2828 10th Street, NE	20017
Alula	Makondi Claudine	Government of the District of Columbia, Department of Insurance, Securities and Banking 810 First Street, NE, Suite 701	20002
Anderson	Vanessa Ann	Edison International 555 12th Street, NW, Suite 640	20004
Arness, II	John E.	LP Title, LLC 4725 Wisconsin Avenue, NW, #250	20016
Artiz	Antonette M.	Stewart Funeral Home, Inc. 4001 Benning Road, NE	20019
Backus	Cambria	Reading Is Fundamental Inc. 1730 Rhode Island Avenue, NW, Suite 1100	20036
Bennett	Roberta A.	Bennett Career Institute, Inc. 700 Monroe Street, NE	20017
Birmingham	John	Neal R. Gross & Co., Inc. 1323 Rhode Island Avenue, NW	20005
Blystone	Jessica	Manatt, Phelps & Phillips LLP 700 12th Street, NW, Suite 1100	20005
Bonilla	Jesica Lizet	Environment al Defense Fund 1875 Connecticut Avenue, NW, Suite 600	20009
Boyd	Valerie	Wells Fargo Advisors 5301 Wisconsin Avenue, NW, Suite 400	20015
Briscoe, Sr.	Ronald N.	Trinidad Manor Apartments, LLC 1215 Meigs Place, NE, #2	20002
Brown	Velma L.	Self (Dual) 1968 Naylor Road, SE	20020

**D.C. Office of the Secretary  
Recommended for appointment as a DC Notaries Public**

**Effective: December 15, 2014**

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Brown	Rosalind	NERA Economic Consulting 1255 33rd Street, NW	20037
Calixto-Lobo	Maria S.	U.S. Agency For international Development - USAID 1300 Pennsylvania Avenue, NW	20523
Cardona	Cristina	CommuniKids Preschool, LLC 4729 Wisconsin Avenue, NW	20016
Carroccio	Peter	Federal Title & Escrow Company 5335 Wisconsin Avenue, NW, Suite 700	20015
Casey	Judith Leigh	Perkins Coie LLP 700 Thirteenth Street, NW, Suite 600	20005
Charles	Dominique	Prince Construction Company 1111 Good Hope Road, SE	20020
Chu	Chi N.	Covington & Burning, LLP 1201 Pennsylvania Avenue, NW	20004
Clark	Lovelace Z.	St. Patrick's Episcopal Day School 4700 Whitehaven Parkway, NW	20007
Clough	Jill	Arent Fox, LLP 1717 K Street, NW	20006
Conley	Denver	United Bankshares, Inc. 1667 K Street, NW	20006
Davis	Noelle	Agriculture Federal Credit Union 1400 Independence Avenue, Room 1210 SW	20250
Dawson	Ernest C.	Department of Housing Urban and Development 820 First Street, NE, Suite 300	20001
Dockery	Rosita T.	District of Columbia Housing Authority 1133 North Capitol Street, NE	20002
Dominguez	Miguel	Bank of America 3 DuPont Circle, NW	20036

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Recommended for appointment as a DC Notaries PublicEffective: December 15, 2014  
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Dubose	Catherine G.	Finnegan, Henderson, Farabow, Garrett & Dunner, LLP 901 New York Avenue, NW	20001
Dudley	Marquita	Government Printing Office 732 North Capitol Street, NW	20401
Ellis	Claudell	Bank of America 3 DuPont Circle, NW	20036
Erdmann	Ann M.	Joseph Gawler's Sons LLC 5130 Wisconsin Avenue, NW	20016
Fanning	Iryna	The Moss Group, Inc. 1312 Pennsylvania Avenue, SE	20003
Fiddick	Hanna M.	Capitol Seniors Housing 975 F Street, NW, 9th Floor	20004
Fisher	Jordan W.	Bank of America 3 DuPont Circle, NW	20036
Fitzgerald	Christopher R.	Starwood Hotels and Resorts 515 15th Street, NW	20004
Fleshman	Donna Yvette	BMS Realty Services, LLC 4201 Connecticut Avenue, NW, Suite 407	20008
Flores	Ana M.	United Bank 4900 Massachusetts Avenue, NW	20016
Fuhrmann	Lisa	Burr Law Firm 1630 Connecticut Avenue, NW, Suite 400	20009
Garrett	Mamie	DC Office of Aging 500 K Street, NE	20002
Gifford	Chelsea H.	Monument Realty 1700 K Street, NW, Suite 600	20006
Hall	Sandra T.	U.S. General Services Administration 1800 F Street, NW	20405

D.C. Office of the Secretary  
Recommended for appointment as a DC Notaries PublicEffective: December 15, 2014  
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Harris	Yvonne Wyatt	Government of the District of Columbia Office of Contracting and Procurement 441 4th Street, NW, Suite 700	20001
Hart	Lucille E.	Department of Human Services, Family Services Administration 64 New York Avenue, NE	20002
Harvey	Patience L.	Bank Fund Staff Federal Credit Union 1725 I Street, NW, Suite 400	20006
Hassan	Hassan K.	Covington & Burling LLP 1201 Pennsylvania Avenue, NW	20004
Hawes	Sharnette	Navy Federal Credit Union 9th & M Street, SE, Building 218 Ground Floor	20374
Hawkins	Richelle C.	Washington Metropolitan Area Transit Authority 600 Fifth Street, NW, 2nd Floor	20001
Henry	Rene' A.	American Humane Association 1400 16th Street, NW, Suite 360	20036
Hill	Joan P.	National Child Research Center 3209 Highland Place, NW	20008
Holloway	Tre	The Law Office of Justin Zelikovitz PLLC 519 H Street, NW	20001
Houston	Kimberly	Simmer Law Group The Watergate, Suite 10-A, 600 New Hampshire Avenue, NW	20037
Jackson	Jonathan T.	Bank of America 915 Rhode Island Avenue, NE	20018
Jamaia	Moez H.	District Government Employees FCU 3059 Mount Pleasant Street, NW	20010
Jones, Sr.	Alonzo W.	Department of Behavior Health, Saint Elizabeths Hospital 1100 Alabama Avenue, SE	20032

**D.C. Office of the Secretary  
Recommended for appointment as a DC Notaries Public**

**Effective: December 15, 2014**

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Lawrence	Danielle E.	Merrill Deposition Services 1325 G Street, NW, 2nd Floor	20005
Leake	Yolanda	Green Door 1221 Taylor Street, NW	20011
Leithead	Katharine R.	U.S. Trust, Bank of America Private Wealth Management 730 15th street, NW, 1st Floor	20005
Lockett	Corleus D.	MedStar Washington Hospital Center 110 Irving Street, NW, NA 117	20010
Lopez	Nairobi L.	Estevez and Associates, LLC 3600 14th Street, NW	20010
Macias	Mitchell	Wells Fargo Bank 1310 G Street, NW	20005
Magruder	Lisa	Covington & Burling LLP 1201 Pennsylvania Avenue, NW	20004
Manley	Linda R.	District of Columbia Water and Sewer Authority 5000 Overlook Avenue, SW	20032
Marsh	Randy E.	Melanoma Research Alliance Foundation 1101 New York Avenue, NW, Suite 620	20005
Martin-Heflin	Monica Genine	Title Forward 2001 S Street, NW, Suite 250	20009
McDonald	Elizabeth	Mary's Center for Maternal & Child Care, Inc. 2333 Ontario Road, NW	20009
McNair	Robert	Hughes & Bentzen, PLLC 1100 Connecticut Avenue, NW, Suite 340	20036
McWilliams	Laura	Exponent, Inc. 1150 Connecticut Avenue, NW, Suite 1100	20036
Meeks	Camille S.	Wells Fargo Bank, N.A. 1350 New York Avenue, NW	20005



**D.C. Office of the Secretary** **Effective: December 15, 2014**  
**Recommended for appointment as a DC Notaries Public** **Page 7**

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Miller	Andrew	Simmer Law Group The Watergate, Suite 10-A, 600 New Hampshire Avenue, NW	20037
Mukherjee	Shveta	Human Rights Campaign, Inc. 1640 Rhode Island Avenue, NW	20036
Munoz	Yesenia	Wells Fargo Bank 215 Pennsylvania Avenue, SE	20003
Newhall	Rossitza P.	Youth For Understanding USA 641 S Street, NW	20001
Nielsen	Sarah	Amplify Education 500 New Jersey Avenue, NW, Suite 6	20001
Nwanze	Audrey L.	Goal LLC 4710 14th St, NW, Suite 200	20011
Nwanze	George O.	Goal LLC 4710 14th Street, NW, Suite 200	20011
Perry	Bryant	Tax Express 1313 Pennsylvania Avenue, SE	20003
Peters	Kathleen G.	Taylor Companies, Inc. 1667 K Street, NW, #200	20006
Pointer	Stephanie	Nexant, Inc. 1015 18th Street, NW, Suite 801	20036
Poma	Oscar A. Ponce	U.S. Department of Justice 950 Pennsylvania Avenue, NW	20530
Price	Sheree A.	District of Columbia Department of Employment Services 4058 Minnesota Avenue, NE, Suite 4300	20019
Priscoli	Victoria	United States Marshals Service 333 Constitution Avenue, NW, Room 1500	20001
Reeves	Deborah E.	Self 6827 Fourth Street, NW, Apt. #113	20012

D.C. Office of the Secretary  
Recommended for appointment as a DC Notaries Public

Effective: December 15, 2014

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Renton	Elvira B.	Navy Federal Credit Union 9th & M Street, SE, Building 218 Ground Floor	20374
Roberts	Keilah	Hanley Wood 1 Thomas Circle, NW, Suite 600	20005
Robinson	Charlene	Broughton Construction Company 4832 Nannie Helen Burroughs Avenue, NE	20019
Ross	Jane B.	Greenleaf Health LLC 2900 K Street, NW, Suite 100	20007
Sanchez	Caitlin	Brailsford & Dunlavey 1140 Connecticut Avenue, NW, Suite 400	20036
Savoy	Shantell A.	Covington & Burling LLP 1201 Pennsylvania Avenue, NW	20004
Senopole	Kelli	Morgan Stanley 1850 K Street, NW, Suite 900	20006
Stewart	Karen D.	Agriculture Federal Credit Union U.S.D.A. Room SM-2 1400 Independence Avenue, SW	20250
Straitz	Dawn	Irvins, Phillips & Barker 1700 Pennsylvania Avenue, NW, Suite 600	20006
Sutton	Megan	Urban Alarm 5614 Connecticut Avenue, NW, Suite 306	20015
Thornton	Kedrick	Neighborhood Development Company 3232 Georgia Avenue, NW, Suite 100	20010
Tutt	Shawnieda	Bank of America 888 17th Street, NW	20006
Upshaw	Tongalis A.	Ideal Electrical Supply Corporation 2230 Adams Place, NE	20018

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VanDusen	Andrew L.	Joseph Gawler's Sons LLC 5130 Wisconsin Avenue, NW	20016
Wade, Sr.	Bobby L.	Self 2015 Naylor Road, SE	20020
Walker	Linda L.	American University 4400 Massachusetts Avenue, NW	20016
Wandtke	Katherine	Mapbox, Inc. 1714 14th Street, NW, Rear Entrance	20009
Ward	Lorraine S.	Eastbanc, Inc. 3307 M Street, NW, Suite 400	20007
Watkins	Dana J.	Covington & Burling LLP 1201 Pennsylvania Avenue, NW	20004
Weinstein	Isabelle	Property Group Partners 801 17th Street, NW, Suite 1200	20006
White	Veronica D.	Government Printing Office 732 North Capital Street, NW	20401
Wills	Gwendolyn	Self (Dual) 107 56th Street, SE	20019
Zamir	Asif M.	Covington & Burning, LLP 1201 Pennsylvania Avenue, NW	20004

**GOVERNMENT OF THE DISTRICT OF COLUMBIA  
BOARD OF ZONING ADJUSTMENT**

**Application No. 18850 of Parkmont School**, pursuant to 11 DCMR §§ 3104.1 and 3103.2, for a special exception to allow a private school (65 students and 12 Staff) under § 206, and a variance from the off-street parking provisions under § 2101.1, in the R-1-B District at 4842 16th Street, N.W. (Square 2654, Lot 34).<sup>1</sup>

**HEARING DATE:** November 5, 2014

**DECISION DATE:** November 5, 2014

**SUMMARY ORDER**

**REVIEW BY THE ZONING ADMINISTRATOR**

The application was accompanied by a memorandum, dated May 19, 2014, from the Zoning Administrator, which stated that Board of Zoning Adjustment ("Board" or "BZA") approval is required for special exception relief. (Exhibit 4.)

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") 4A and 4C and to owners of property located within 200 feet of the site. The site of this application is located within the jurisdiction of ANC 4A, which is automatically a party to this application.<sup>2</sup> ANC 4A submitted a resolution of support for the application, indicating that at a public meeting at which a quorum of Commissioners were present, the ANC voted 6-0-1 in support of the application. (Exhibit 34.) ANC 4C submitted a report in support of the application, indicating that at a properly noticed public meeting on October 8, 2014, at which a quorum was present, the ANC unanimously voted to support the application for a permanent special exception and variance by the Applicant with conditions. (Exhibit 30.) No party in opposition appeared at the public hearing.

The Office of Planning ("OP") submitted a timely report dated October 28, 2014, recommending approval of the application with conditions, (Exhibit 35), and testified in support of the application at the hearing. The District Department of Transportation

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<sup>1</sup> The Board previously approved the special exception and variance relief for the school to operate in BZA Case Nos. 13985, 15176, 16473, and 17209. This application was for a renewal of these previous approvals with no time limit.

<sup>2</sup> The Applicant mistakenly identified the affected ANC as 4C and the Single Member District as 4C02, believing that the school is located between ANC 4C02 and ANC 4A08. Upon learning that it is actually within ANC 4A08, the Applicant provided a copy of its application to ANC 4A08. (Exhibits 32 and 33.) The Office of Zoning had sent a Notice of Public Hearing to both ANC 4A and 4C, which are the current and former ANCs for the subject property. At the public hearing, the Applicant testified that it met with both ANCs and that both ANCs supported the application. (Exhibits 30 and 34.)

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("DDOT") submitted a timely report on October 29, 2014, indicating that it had no objection to the Applicant's requests for variance and special exception relief for the continued operation of the school. DDOT made two recommendations for additional transportation demand management measures, including adding four bicycle racks and providing Smartrip cards for employees. (Exhibit 36.) The Applicant testified that it already had bicycle parking and had applied for Metro Smart Benefits for its staff. Three letters of support were submitted by residents and neighbors. (Exhibits 24, 25, and 29.)

Variance Relief

The Board closed the record at the conclusion of the hearing. 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 pursuant to § 3103.2 for an area variance from § 2101.1. 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.

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 a variance from § 2101.1 the Applicant has met the burden of proof under 11 DCMR § 3103.2, that there exists an exceptional or extraordinary situation or condition related to the property that creates a practical difficulty for the owner in complying with the Zoning Regulations, and that the relief can be granted without substantial detriment to the public good and without substantially impairing the intent, purpose, and integrity of the zone plan as embodied in the Zoning Regulations and Map.

Special Exception 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 a special exception from requirements of § 206 to allow a private school. 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.

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 the Applicant has met the burden of proof for special exception relief, pursuant to 11 DCMR §§ 3104.1 and 206, 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 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.

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It is therefore **ORDERED THAT THIS APPLICATION IS HEREBY GRANTED SUBJECT TO THE FOLLOWING CONDITIONS:**

1. Operation of the school shall be limited to Parkmont School.
2. The number of students shall not exceed sixty-five (65) and the number of faculty shall not exceed twelve (12).
3. There shall be no non-school-related activities on the subject premises.
4. Landscaping shall be in accordance with the site plan marked as Exhibit No. 44A of the record of BZA Application No. 13985, as detailed by the letter marked as Exhibit No. 44 of the record.
5. Three parking spaces shall be provided on the site.
6. There shall be no enlargement of the existing paved area on the site.
7. The Applicant shall maintain its student lunch policy that prohibits students from leaving the campus to purchase lunch offsite.
8. The Applicant shall monitor student and staff parking to ensure compliance with the school parking policy, as described in Exhibit No. 8 of the record.
9. The Applicant shall notify the community of major school-related events.
10. The Applicant shall monitor trash collection services and encourage its vendor to commit to appropriate collection times in accordance with the District of Columbia regulations.

**VOTE:**       **3-0-2** (Lloyd J. Jordan, Marnique Y. Heath, and Michael G. Turnbull to APPROVE; S. Kathryn Allen and Jeffrey L. Hinkle, not present or participating.)

**BY ORDER OF THE D.C. BOARD OF ZONING ADJUSTMENT**

A majority of the Board members approved the issuance of this order.

**FINAL DATE OF ORDER:** November 6, 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

**BZA APPLICATION NO. 18850****PAGE NO. 4**

SUCH TWO-YEAR PERIOD, THE APPLICANT FILES PLANS FOR THE PROPOSED STRUCTURE WITH THE DEPARTMENT OF CONSUMER AND REGULATORY AFFAIRS FOR THE PURPOSE OF SECURING A BUILDING PERMIT, OR THE APPLICANT FILES A REQUEST FOR A TIME EXTENSION PURSUANT TO § 3130.6 AT LEAST 30 DAYS PRIOR TO THE EXPIRATION OF THE TWO-YEAR PERIOD AND THAT SUCH REQUEST IS GRANTED. NO OTHER ACTION, INCLUDING THE FILING OR GRANTING OF AN APPLICATION FOR A MODIFICATION PURSUANT TO §§ 3129.2 OR 3129.7, SHALL EXTEND THE TIME PERIOD.

PURSUANT TO 11 DCMR § 3125, APPROVAL OF AN APPLICATION SHALL INCLUDE APPROVAL OF THE PLANS SUBMITTED WITH THE APPLICATION FOR THE CONSTRUCTION OF A BUILDING OR STRUCTURE (OR ADDITION THERETO) OR THE RENOVATION OR ALTERATION OF AN EXISTING BUILDING OR STRUCTURE. AN APPLICANT SHALL CARRY OUT THE CONSTRUCTION, RENOVATION, OR ALTERATION ONLY IN ACCORDANCE WITH THE PLANS APPROVED BY THE BOARD AS THE SAME MAY BE AMENDED AND/OR MODIFIED FROM TIME TO TIME BY THE BOARD OF ZONING ADJUSTMENT.

PURSUANT TO 11 DCMR § 3205, THE PERSON WHO OWNS, CONTROLS, OCCUPIES, MAINTAINS, OR USES THE SUBJECT PROPERTY, OR ANY PART THERETO, SHALL COMPLY WITH THE CONDITIONS IN THIS ORDER, AS THE SAME MAY BE AMENDED AND/OR MODIFIED FROM TIME TO TIME BY THE BOARD OF ZONING ADJUSTMENT. FAILURE TO ABIDE BY THE CONDITIONS IN THIS ORDER, IN WHOLE OR IN PART SHALL BE GROUNDS FOR THE REVOCATION OF ANY BUILDING PERMIT OR CERTIFICATE OF OCCUPANCY ISSUED PURSUANT TO THIS ORDER.

IN ACCORDANCE WITH THE D.C. HUMAN RIGHTS ACT OF 1977, AS AMENDED, D.C. OFFICIAL CODE § 2-1401.01 *ET SEQ.* (ACT), THE DISTRICT OF COLUMBIA DOES NOT DISCRIMINATE ON THE BASIS OF ACTUAL OR PERCEIVED: RACE, COLOR, RELIGION, NATIONAL ORIGIN, SEX, AGE, MARITAL STATUS, PERSONAL APPEARANCE, SEXUAL ORIENTATION, GENDER IDENTITY OR EXPRESSION, FAMILIAL STATUS, FAMILY RESPONSIBILITIES, MATRICULATION, POLITICAL AFFILIATION, GENETIC INFORMATION, DISABILITY, SOURCE OF INCOME, OR PLACE OF RESIDENCE OR BUSINESS. SEXUAL HARASSMENT IS A FORM OF SEX DISCRIMINATION WHICH IS PROHIBITED BY THE ACT. IN ADDITION, HARASSMENT BASED ON ANY OF THE ABOVE PROTECTED CATEGORIES IS PROHIBITED BY THE ACT. DISCRIMINATION IN VIOLATION OF THE ACT WILL NOT BE TOLERATED. VIOLATORS WILL BE SUBJECT TO DISCIPLINARY ACTION.

**ZONING COMMISSION FOR THE DISTRICT OF COLUMBIA  
NOTICE OF FILING**

**Z.C. Case No. 14-21**

**(Barry Place Partners, LLC – Consolidated PUD and Related Map Amendment @  
Square 2882, Lots 742-769, 1034, 1038, and 1039)**

**November 13, 2014**

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

On November 7, 2014, the Office of Zoning received an application from Barry Place Partners, LLC (the “Applicant”) for approval of a consolidated PUD and related map amendment for the above-referenced property.

The property that is the subject of this application consists of Lots 742-769, 1034, 1038, and 1039 in Square 2882 in Northwest Washington, D.C. (Ward 1), which is located on the north side of Barry Place, N.W., between 9<sup>th</sup> Street and Sherman Avenue. The property is currently zoned R-5-B. The Applicant proposes a PUD-related map amendment to rezone the property, for the purposes of this project, to C-2-B.

The site is currently improved with a vacant warehouse, six row houses, and a surface parking lot. The Applicant proposes to construct a mixed-use development that includes approximately 233,599 square feet of residential use and 11,517 square feet of retail use. The mix of residential uses proposed consists of 14 flats along Barry Place and six two-story units fronting on 9<sup>th</sup> Street, with approximately 299 multi-family units above. The project will have a total of 145 parking spaces.

This case was filed electronically through the Interactive Zoning Information System (“IZIS”), which can be accessed through <http://dcoz.dc.gov>. For additional information, please contact Sharon S. Schellin, Secretary to the Zoning Commission at (202) 727-6311.



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