

***District of Columbia***

**REGISTER**

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**HIGHLIGHTS**

- D.C. Council passes Law 21-107, Child Support Guideline Revision Amendment Act of 2016
- D.C. Council passes Law 21-110, Health Care Benefits Lien Reduction Act of 2016
- D.C. Council passes Law 21-113, Higher Education Tax Exemption Act of 2016
- D.C. Council passes Law 21-119, Walter Reed Development Omnibus Act of 2016
- Department of Energy and Environment announces funding availability for the Watershed Restoration and Education Projects
- Department of Health Care Finance sets reimbursement guidelines for physician-administered chemotherapy drugs
- Office of the Deputy Mayor for Planning and Economic Development announces funding availability for the Great Streets Small Business(s) Grants

# DISTRICT OF COLUMBIA REGISTER

## Publication Authority and Policy

The District of Columbia Office of Documents and Administrative Issuances publishes the *District of Columbia Register* (ISSN 0419-439X) every Friday under the authority of the *District of Columbia Documents Act*, D.C. Law 2-153, effective March 6, 1979, D.C. Official Code § 611 *et seq.* (2012 Repl.). The policies which govern the publication of the *Register* are set forth in the Rules of the Office of Documents and Administrative Issuances (1 DCMR §§300, *et seq.*). The Rules of the Office of Documents and Administrative Issuances are available online at [dcregs.dc.gov](http://dcregs.dc.gov). Rulemaking documents are also subject to the requirements of the *D.C. Administrative Procedure Act*, D.C. Official Code §§2-501 *et seq.* (2012 Repl.).

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## DISTRICT OF COLUMBIA OFFICE OF DOCUMENTS AND ADMINISTRATIVE ISSUANCES

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ADMINISTRATOR

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## COUNCIL OF THE DISTRICT OF COLUMBIA

## NOTICE

## D.C. LAW 21-106

**"Military Installation Public Charter School  
Amendment Act of 2016"**

As required by Section 412(a) of the District of Columbia Home Rule Act, P.L. 93-198 (the Charter), the Council of the District of Columbia adopted Bill 21-39 on first and second readings February 2, 2016, and March 1, 2016, respectively. Following the signature of the Mayor on March 16, 2016, as required by Section 404(e) of the Charter, the bill became Act 21-334 and was published in the March 25, 2016 edition of the D.C. Register (Vol. 63, page 4309). Act 21-334 was transmitted to Congress on March 31, 2016 for a 30-day review, in accordance with Section 602(c)(1) of the Home Rule Act.

The Council of the District of Columbia hereby gives notice that the 30-day Congressional review period has ended, and Act 21-334 is now D.C. Law 21-106, effective May 12, 2016.



Phil Mendelson  
Chairman of the Council

Days Counted During the 30-day Congressional Review Period:

March	31
April	1, 4, 5, 6, 7, 8, 11, 12, 13, 14, 15, 18, 19, 20, 21, 22, 25, 26, 27, 28, 29
May	2, 3, 4, 5, 6, 9, 10, 11

## COUNCIL OF THE DISTRICT OF COLUMBIA

## NOTICE

## D.C. LAW 21-107

**"Child Support Guideline Revision  
Amendment Act of 2016"**

As required by Section 412(a) of the District of Columbia Home Rule Act, P.L. 93-198 (the Charter), the Council of the District of Columbia adopted Bill 21-71 on first and second readings February 2, 2016, and March 1, 2016, respectively. Following the signature of the Mayor on March 16, 2016, as required by Section 404(e) of the Charter, the bill became Act 21-335 and was published in the March 25, 2016 edition of the D.C. Register (Vol. 63, page 4311). Act 21-335 was transmitted to Congress on March 31, 2016 for a 30-day review, in accordance with Section 602(c)(1) of the Home Rule Act.

The Council of the District of Columbia hereby gives notice that the 30-day Congressional review period has ended, and Act 21-335 is now D.C. Law 21-107, effective May 12, 2016.



Phil Mendelson  
Chairman of the Council

Days Counted During the 30-day Congressional Review Period:

March	31
April	1, 4, 5, 6, 7, 8, 11, 12, 13, 14, 15, 18, 19, 20, 21, 22, 25, 26, 27, 28, 29
May	2, 3, 4, 5, 6, 9, 10, 11

COUNCIL OF THE DISTRICT OF COLUMBIA

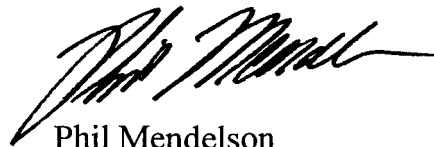
NOTICE

D.C. LAW 21-108

"Carcinogenic Flame Retardant Prohibition  
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As required by Section 412(a) of the District of Columbia Home Rule Act, P.L. 93-198 (the Charter), the Council of the District of Columbia adopted Bill 21-143 on first and second readings February 2, 2016, and March 1, 2016, respectively. Following the signature of the Mayor on March 17, 2016, as required by Section 404(e) of the Charter, the bill became Act 21-336 and was published in the March 25, 2016 edition of the D.C. Register (Vol. 63, page 4315). Act 21-336 was transmitted to Congress on March 31, 2016 for a 30-day review, in accordance with Section 602(c)(1) of the Home Rule Act.

The Council of the District of Columbia hereby gives notice that the 30-day Congressional review period has ended, and Act 21-336 is now D.C. Law 21-108, effective May 12, 2016.



Phil Mendelson  
Chairman of the Council

Days Counted During the 30-day Congressional Review Period:

- March 31
- April 1, 4, 5, 6, 7, 8, 11, 12, 13, 14, 15, 18, 19, 20, 21, 22, 25, 26, 27, 28, 29
- May 2, 3, 4, 5, 6, 9, 10, 11



## COUNCIL OF THE DISTRICT OF COLUMBIA

## NOTICE

## D.C. LAW 21-109

**"Youth Apprenticeship Advisory Committee  
Amendment Act of 2016"**

As required by Section 412(a) of the District of Columbia Home Rule Act, P.L. 93-198 (the Charter), the Council of the District of Columbia adopted Bill 21-287 on first and second readings February 2, 2016, and March 1, 2016, respectively. Following the signature of the Mayor on March 16, 2016, as required by Section 404(e) of the Charter, the bill became Act 21-337 and was published in the March 25, 2016 edition of the D.C. Register (Vol. 63, page 4319). Act 21-337 was transmitted to Congress on March 31, 2016 for a 30-day review, in accordance with Section 602(c)(1) of the Home Rule Act.

The Council of the District of Columbia hereby gives notice that the 30-day Congressional review period has ended, and Act 21-337 is now D.C. Law 21-109, effective May 12, 2016.



Phil Mendelson  
Chairman of the Council

Days Counted During the 30-day Congressional Review Period:

March	31
April	1, 4, 5, 6, 7, 8, 11, 12, 13, 14, 15, 18, 19, 20, 21, 22, 25, 26, 27, 28, 29
May	2, 3, 4, 5, 6, 9, 10, 11

## COUNCIL OF THE DISTRICT OF COLUMBIA

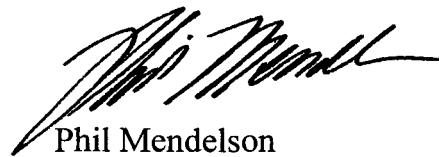
## NOTICE

## D.C. LAW 21-110

**"Health Care Benefits Lien Reduction  
Act of 2016"**

As required by Section 412(a) of the District of Columbia Home Rule Act, P.L. 93-198 (the Charter), the Council of the District of Columbia adopted Bill 21-387 on first and second readings February 2, 2016, and March 1, 2016, respectively. Following the signature of the Mayor on March 16, 2016, as required by Section 404(e) of the Charter, the bill became Act 21-338 and was published in the March 25, 2016 edition of the D.C. Register (Vol. 63, page 4322). Act 21-338 was transmitted to Congress on March 31, 2016 for a 30-day review, in accordance with Section 602(c)(1) of the Home Rule Act.

The Council of the District of Columbia hereby gives notice that the 30-day Congressional review period has ended, and Act 21-338 is now D.C. Law 21-110, effective May 12, 2016.



Phil Mendelson  
Chairman of the Council

Days Counted During the 30-day Congressional Review Period:

March	31
April	1, 4, 5, 6, 7, 8, 11, 12, 13, 14, 15, 18, 19, 20, 21, 22, 25, 26, 27, 28, 29
May	2, 3, 4, 5, 6, 9, 10, 11

## COUNCIL OF THE DISTRICT OF COLUMBIA


## NOTICE

## D.C. LAW 21-111

**"Workers' Compensation Benefits Lien Reduction  
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As required by Section 412(a) of the District of Columbia Home Rule Act, P.L. 93-198 (the Charter), the Council of the District of Columbia adopted Bill 21-388 on first and second readings February 2, 2016, and March 1, 2016, respectively. Following the signature of the Mayor on March 16, 2016, as required by Section 404(e) of the Charter, the bill became Act 21-339 and was published in the March 25, 2016 edition of the D.C. Register (Vol. 63, page 4324). Act 21-339 was transmitted to Congress on March 31, 2016 for a 30-day review, in accordance with Section 602(c)(1) of the Home Rule Act.

The Council of the District of Columbia hereby gives notice that the 30-day Congressional review period has ended, and Act 21-339 is now D.C. Law 21-111, effective May 12, 2016.



Phil Mendelson  
Chairman of the Council

Days Counted During the 30-day Congressional Review Period:

March	31
April	1, 4, 5, 6, 7, 8, 11, 12, 13, 14, 15, 18, 19, 20, 21, 22, 25, 26, 27, 28, 29
May	2, 3, 4, 5, 6, 9, 10, 11

## COUNCIL OF THE DISTRICT OF COLUMBIA

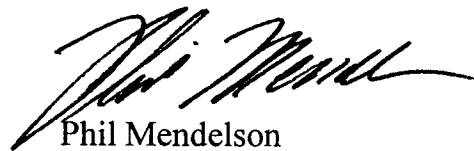
## NOTICE

## D.C. LAW 21-112

**"Marion S. Barry Summer Youth Employment  
Expansion Amendment Act of 2016"**

As required by Section 412(a) of the District of Columbia Home Rule Act, P.L. 93-198 (the Charter), the Council of the District of Columbia adopted Bill 21-399 on first and second readings February 2, 2016, and March 1, 2016, respectively. Following the signature of the Mayor on March 16, 2016, as required by Section 404(e) of the Charter, the bill became Act 21-340 and was published in the March 25, 2016 edition of the D.C. Register (Vol. 63, page 4326). Act 21-340 was transmitted to Congress on March 31, 2016 for a 30-day review, in accordance with Section 602(c)(1) of the Home Rule Act.

The Council of the District of Columbia hereby gives notice that the 30-day Congressional review period has ended, and Act 21-340 is now D.C. Law 21-112, effective May 12, 2016.



Phil Mendelson  
Chairman of the Council

Days Counted During the 30-day Congressional Review Period:

March	31
April	1, 4, 5, 6, 7, 8, 11, 12, 13, 14, 15, 18, 19, 20, 21, 22, 25, 26, 27, 28, 29
May	2, 3, 4, 5, 6, 9, 10, 11

## COUNCIL OF THE DISTRICT OF COLUMBIA

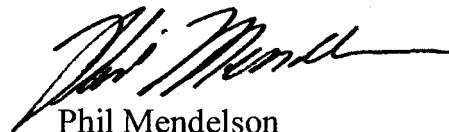
## NOTICE

## D.C. LAW 21-113

**"Higher Education Tax Exemption Act of 2016"**

As required by Section 412(a) of the District of Columbia Home Rule Act, P.L. 93-198 (the Charter), the Council of the District of Columbia adopted Bill 21-488 on first and second readings February 2, 2016, and March 1, 2016, respectively. Following the signature of the Mayor on March 16, 2016, as required by Section 404(e) of the Charter, the bill became Act 21-341 and was published in the March 25, 2016 edition of the D.C. Register (Vol. 63, page 4328). Act 21-341 was transmitted to Congress on March 31, 2016 for a 30-day review, in accordance with Section 602(c)(1) of the Home Rule Act.

The Council of the District of Columbia hereby gives notice that the 30-day Congressional review period has ended, and Act 21-341 is now D.C. Law 21-113, effective May 12, 2016.



Phil Mendelson  
Chairman of the Council

Days Counted During the 30-day Congressional Review Period:

March	31
April	1, 4, 5, 6, 7, 8, 11, 12, 13, 14, 15, 18, 19, 20, 21, 22, 25, 26, 27, 28, 29
May	2, 3, 4, 5, 6, 9, 10, 11

## COUNCIL OF THE DISTRICT OF COLUMBIA

## NOTICE

## D.C. LAW 21-114

**"Maverick Room Way Designation  
Act of 2016"**

As required by Section 412(a) of the District of Columbia Home Rule Act, P.L. 93-198 (the Charter), the Council of the District of Columbia adopted Bill 21-229 on first and second readings February 2, 2016, and March 1, 2016, respectively. Following the signature of the Mayor on March 23, 2016, as required by Section 404(e) of the Charter, the bill became Act 21-342 and was published in the April 1, 2016 edition of the D.C. Register (Vol. 63, page 4614). Act 21-342 was transmitted to Congress on March 31, 2016 for a 30-day review, in accordance with Section 602(c)(1) of the Home Rule Act.

The Council of the District of Columbia hereby gives notice that the 30-day Congressional review period has ended, and Act 21-342 is now D.C. Law 21-114, effective May 12, 2016.



Phil Mendelson  
Chairman of the Council

Days Counted During the 30-day Congressional Review Period:

March	31
April	1, 4, 5, 6, 7, 8, 11, 12, 13, 14, 15, 18, 19, 20, 21, 22, 25, 26, 27, 28, 29
May	2, 3, 4, 5, 6, 9, 10, 11

## COUNCIL OF THE DISTRICT OF COLUMBIA

## NOTICE

## D.C. LAW 21-115

**"Closing of a Portion of the Public Alley in  
Square 5197, S.O. 11-4822,  
Act of 2016"**

As required by Section 412(a) of the District of Columbia Home Rule Act, P.L. 93-198 (the Charter), the Council of the District of Columbia adopted Bill 21-400 on first and second readings February 2, 2016, and March 1, 2016, respectively. Following the signature of the Mayor on March 23, 2016, as required by Section 404(e) of the Charter, the bill became Act 21-343 and was published in the April 1, 2016 edition of the D.C. Register (Vol. 63, page 4616). Act 21-343 was transmitted to Congress on March 31, 2016 for a 30-day review, in accordance with Section 602(c)(1) of the Home Rule Act.

The Council of the District of Columbia hereby gives notice that the 30-day Congressional review period has ended, and Act 21-343 is now D.C. Law 21-115, effective May 12, 2016.



Phil Mendelson  
Chairman of the Council

Days Counted During the 30-day Congressional Review Period:

March	31
April	1, 4, 5, 6, 7, 8, 11, 12, 13, 14, 15, 18, 19, 20, 21, 22, 25, 26, 27, 28, 29
May	2, 3, 4, 5, 6, 9, 10, 11

## COUNCIL OF THE DISTRICT OF COLUMBIA


## NOTICE

## D.C. LAW 21-116

**"Closing of a Portion of the Public Alley in  
Square 2882, S.O. 14-21729,  
Act of 2016"**

As required by Section 412(a) of the District of Columbia Home Rule Act, P.L. 93-198 (the Charter), the Council of the District of Columbia adopted Bill 21-424 on first and second readings February 2, 2016, and March 1, 2016, respectively. Following the signature of the Mayor on March 23, 2016, as required by Section 404(e) of the Charter, the bill became Act 21-344 and was published in the April 1, 2016 edition of the D.C. Register (Vol. 63, page 4618). Act 21-344 was transmitted to Congress on March 31, 2016 for a 30-day review, in accordance with Section 602(c)(1) of the Home Rule Act.

The Council of the District of Columbia hereby gives notice that the 30-day Congressional review period has ended, and Act 21-344 is now D.C. Law 21-116, effective May 12, 2016.

  
Phil Mendelson  
Chairman of the Council

Days Counted During the 30-day Congressional Review Period:

March	31
April	1, 4, 5, 6, 7, 8, 11, 12, 13, 14, 15, 18, 19, 20, 21, 22, 25, 26, 27, 28, 29
May	2, 3, 4, 5, 6, 9, 10, 11



## COUNCIL OF THE DISTRICT OF COLUMBIA

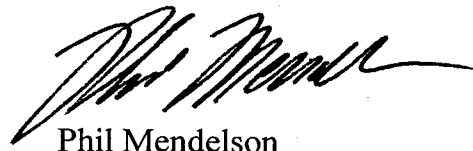
## NOTICE

## D.C. LAW 21-117

**"Dedication of Land for Street Purposes  
in Squares 3185 and 3186, S.O.  
13-11003, Act of 2016"**

As required by Section 412(a) of the District of Columbia Home Rule Act, P.L. 93-198 (the Charter), the Council of the District of Columbia adopted Bill 21-449 on first and second readings February 2, 2016, and March 1, 2016, respectively. Following the signature of the Mayor on March 23, 2016, as required by Section 404(e) of the Charter, the bill became Act 21-345 and was published in the April 1, 2016 edition of the D.C. Register (Vol. 63, page 4620). Act 21-345 was transmitted to Congress on March 31, 2016 for a 30-day review, in accordance with Section 602(c)(1) of the Home Rule Act.

The Council of the District of Columbia hereby gives notice that the 30-day Congressional review period has ended, and Act 21-345 is now D.C. Law 21-117, effective May 12, 2016.



Phil Mendelson  
Chairman of the Council

Days Counted During the 30-day Congressional Review Period:

March	31
April	1, 4, 5, 6, 7, 8, 11, 12, 13, 14, 15, 18, 19, 20, 21, 22, 25, 26, 27, 28, 29
May	2, 3, 4, 5, 6, 9, 10, 11

## COUNCIL OF THE DISTRICT OF COLUMBIA

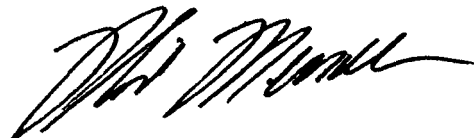
## NOTICE

## D.C. LAW 21-118

**"Construction Codes Harmonization  
Amendment Act of 2016"**

As required by Section 412(a) of the District of Columbia Home Rule Act, P.L. 93-198 (the Charter), the Council of the District of Columbia adopted Bill 21-69 on first and second readings February 2, 2016, and March 1, 2016, respectively. Following the signature of the Mayor on March 25, 2016, as required by Section 404(e) of the Charter, the bill became Act 21-355 and was published in the April 1, 2016 edition of the D.C. Register (Vol. 63, page 4645). Act 21-355 was transmitted to Congress on April 6, 2016 for a 30-day review, in accordance with Section 602(c)(1) of the Home Rule Act.

The Council of the District of Columbia hereby gives notice that the 30-day Congressional review period has ended, and Act 21-355 is now D.C. Law 21-118, effective May 18, 2016.



Phil Mendelson  
Chairman of the Council

Days Counted During the 30-day Congressional Review Period:

April	6, 7, 8, 11, 12, 13, 14, 15, 18, 19, 20, 21, 22, 25, 26, 27, 28, 29
May	2, 3, 4, 5, 6, 9, 10, 11, 12, 13, 16, 17

## COUNCIL OF THE DISTRICT OF COLUMBIA

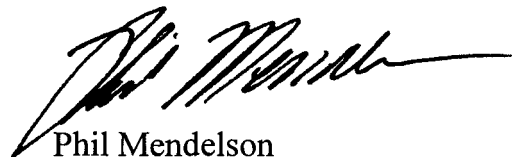
## NOTICE

## D.C. LAW 21-119

**"Walter Reed Development Omnibus Act of 2016"**

As required by Section 412(a) of the District of Columbia Home Rule Act, P.L. 93-198 (the Charter), the Council of the District of Columbia adopted Bill 21-474 on first and second readings February 16, 2016, and March 1, 2016, respectively. Following the signature of the Mayor on March 25, 2016, as required by Section 404(e) of the Charter, the bill became Act 21-357 and was published in the April 1, 2016 edition of the D.C. Register (Vol. 63, page 4678). Act 21-357 was transmitted to Congress on April 6, 2016 for a 30-day review, in accordance with Section 602(c)(1) of the Home Rule Act.

The Council of the District of Columbia hereby gives notice that the 30-day Congressional review period has ended, and Act 21-357 is now D.C. Law 21-119, effective May 18, 2016.



Phil Mendelson  
Chairman of the Council

Days Counted During the 30-day Congressional Review Period:

April	6, 7, 8, 11, 12, 13, 14, 15, 18, 19, 20, 21, 22, 25, 26, 27, 28, 29
May	2, 3, 4, 5, 6, 9, 10, 11, 12, 13, 16, 17

## ENROLLED ORIGINAL

## A CEREMONIAL RESOLUTION

21-221

## IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

June 7, 2016

To recognize the contributions of William Lloyd Garrison (1805-1879) as an American journalistic crusader who helped lead the successful abolitionist campaign against slavery in the United States and serves as namesake to Garrison Elementary School, and to declare June 10, 2016 as “Garrison Day” in the District of Columbia.

WHEREAS, the abolitionist movement in America in the early 1800's was directed at abolishing the inhumane, unjust, and cruel practice of slavery in America;

WHEREAS, William Lloyd Garrison was considered the most outspoken abolitionist in the country;

WHEREAS, Mr. Garrison helped found the American Anti-Slavery Society, the first abolitionist society to include both blacks and whites speaking out against slavery together, resulting in numerous chapters across the country and tens of thousands of members;

WHEREAS, Mr. Garrison published the first issue of the weekly newspaper *The Liberator* on January 1, 1831, which included the “Petition to Congress for the Abolition of Slavery in the District of Columbia” boldly demanding the immediate freedom of all slaves in the District;

WHEREAS, *The Liberator*, hand-set one letter at a time and without financial resources, was published weekly for 35 years until slavery was officially abolished in America by the passage of the Thirteenth Amendment to the Constitution in 1865;

WHEREAS, after years of criticizing President Abraham Lincoln for his evolving stance on slavery, Mr. Garrison acted in the minority among his abolitionist peers to support Lincoln only after his issuance of the Emancipation Proclamation and was then instrumental in his successful re-election;

WHEREAS, while visiting Lincoln at the White House after his re-election, the President confided in Mr. Garrison his plans to introduce a Constitutional Amendment banning slavery forever;

**ENROLLED ORIGINAL**

WHEREAS, the grounds of the Garrison Elementary School field were originally the site of Camp Barker, one of a few hundred “Contraband Camps” of formerly enslaved persons and was visited by President Lincoln;

WHEREAS, when the Union began forming regiments of “Colored Troops” in 1863, they recruited from the Contraband Camps, including the one on the Garrison Elementary School site;

WHEREAS, Mr. Garrison also went to England and assisted the British abolitionists in bringing about the official banning of slavery in England and throughout the British Empire in 1833;

WHEREAS, Garrison Elementary School, located at 1200 S Street, N.W., was proudly built and named after the renowned abolitionist William Lloyd Garrison in 1964; and

WHEREAS, Garrison Elementary School celebrates “Garrison Day” on June 10<sup>th</sup> and strives to inform its student body about the rich legacy of its namesake and the important contributions of the site to the District of Columbia and the nation.

RESOLVED, BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this resolution may be cited as the “Garrison Elementary School Day Recognition Resolution of 2016”.

Sec. 2. The Council of the District of Columbia declares June 10, 2016 as “Garrison Day” in the District of Columbia.

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

ENROLLED ORIGINAL

A CEREMONIAL RESOLUTION

21-222

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

June 7, 2016

To recognize and honor Shaw Main Streets for its selection as a national 2016 Great American Main Street Award winner and for its many contributions to the Shaw community and the District.

WHEREAS, on May 23, 2016, Shaw Main Streets received the 2016 Great American Main Street Award (“GAMSA”) at the Main Street Now Conference;

WHEREAS, for the last 21 years, Main Street America, a program of the National Trust for Historic Preservation's National Main Street Center (“NMSC”), annually celebrates the country’s best examples of comprehensive commercial district revitalization with the GAMSA;

WHEREAS, NMSC evaluates GAMSA winners based upon the strength of the Main Street in creating an exciting place to live, work, play and visit; commitment to historic preservation; implementation of model partnerships, and demonstrated success of the Main Street Approach;

WHEREAS, NMSC chose Shaw Main Streets for the exemplary manner in which the organization has led the neighborhood’s revitalization and historic preservation efforts and its success in actively involving its multicultural community, cultivating tech businesses, and supporting the arts;

WHEREAS, since its founding in 2003, Shaw Main Streets has led the neighborhood's recovery from the devastating 1968 riots and the decades of disinvestment that followed while infusing the community’s historic character with new energy and resources;

WHEREAS, Shaw Main Streets has helped the neighborhood flourish, reduced the retail vacancy rate from 20% to 1%, helped over 200 new businesses open, and attracted approximately \$3 billion in private and public investment;

WHEREAS, Shaw Main Street’s efforts and advocacy include the restoration of the Howard Theatre, the creation of flexible work space for 400 start-up businesses in the former Wonder Bread factory, the incorporation of the restored 1881 O Street Market building into the

**ENROLLED ORIGINAL**

catalytic City Market at O development, the addition of thousands of new units of housing while experiencing no net loss of affordable housing, and the creation of Art All Night DC, a popular overnight arts festival that draws visitors from all over the metropolitan region each year;

WHEREAS, Shaw Main Streets has championed the growth of the DC Main Streets program and pioneered the Clean and Safe Team programs that are now active throughout Washington, D.C.;

WHEREAS, Shaw Main Streets is a designated DC Main Streets local program funded in part by the Department of Small and Local Business Development;

WHEREAS, Shaw Main Streets has been led by Alexander M. Padro since its founding, as the first Board Chair and then as Executive Director since 2004;

WHEREAS, the Shaw Main Streets Board of Directors, including Chair Gretchen Wharton, Executive Director Alexander M. Padro, and hundreds of local volunteers work together to achieve Shaw Main Streets' mission; and

WHEREAS, Shaw Main Streets' mission is "to preserve and restore the diverse, historic environment of Shaw's 7th and 9th Street commercial corridors, offering residents and visitors a better place to live, work, shop, play, and pray".

RESOLVED, BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this resolution may be cited as the "Shaw Main Streets 2016 Great American Main Street Award Recognition Resolution of 2016".

Sec. 2. The Council recognizes Shaw Main Streets, its Board of Directors, and its hundreds of local volunteers, for the achievement of a 2016 Great American Main Street Award and acknowledges the organization's many contributions to the Shaw community and the District.

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

ENROLLED ORIGINAL

## A CEREMONIAL RESOLUTION

21-223

## IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

June 7, 2016

To recognize, honor, and express deep appreciation to Richard H. Bradley for his tireless commitment to the revitalization and development of downtown Washington, D.C., positioning it as a regional economic powerhouse through public space operations, economic development, partnerships, promotion, outreach, communication, and branding.

WHEREAS, Richard H. Bradley voluntarily staffed the Downtown Interactive Task Force, which recommended that the District create business improvement districts;

WHEREAS, Richard H. Bradley served as an advisor to the Council of the District of Columbia's Committee on Economic Development in 1995 as it was developing enabling legislation for business improvement districts in the District of Columbia;

WHEREAS, Richard H. Bradley served as executive director of the Downtown Business Improvement District ("BID") for nearly 2 decades, spearheading change and development in downtown Washington, D.C.;

WHEREAS, Richard H. Bradley, recognizing the importance and strength of like-minded partnerships, formed the DC BID Council to support the belief that business improvement districts would act as catalysts to disburse economic development throughout the city;

WHEREAS, Richard H. Bradley had the foresight to support and develop the National Cherry Blossom Festival into a premier global event highlighting and promoting springtime in Washington, D.C., which is now in its 104th year of celebrating the gift of trees from Japan, draws nearly 1.5 million people, and generates approximately \$160 million annually in visitor spending;

WHEREAS, Richard H. Bradley championed support for homeless individuals and homeless services through numerous city agencies to develop and initiate programs to help individuals transition into permanent housing, including a continuing partnership with Pathways to Housing DC, which has expanded beyond the BID's borders;



## ENROLLED ORIGINAL

WHEREAS, Richard H. Bradley, as executive director of the BID, promoted and championed the extension of Metro hours into late-night weekend service, recognizing the importance of supporting a nightlife economy, which helped prompt the exponential growth of the restaurant, hotel, entertainment, art, and cultural institutions in downtown Washington, D.C.;

WHEREAS, Richard H. Bradley, as executive director of the BID, helped create DC Surface Transit Inc. to advocate for, and advise the city about, the DC Circulator, DC Streetcar, and other surface transit modes and chaired its Board of Directors for 10 years; and

WHEREAS, Richard H. Bradley, as executive director of the BID, was a successful supporter of farmers markets to enhance urban quality of life and support local farmers, creating a lasting and expanding partnership between the BID and FRESHFARM Markets, of which there are now 3 in operation in downtown Washington, D.C.;

WHEREAS, Richard H. Bradley, as executive director of the BID, developed and facilitated a developer roundtable to champion economic development in downtown Washington, D.C., an area that now boasts over \$1 billion in revenue for the District of Columbia; and

WHEREAS, Richard H. Bradley has earned the deep respect of the government of the District of Columbia, business leaders, and downtown residents for his hard-working professionalism, guidance, and leadership.

RESOLVED, BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this resolution may be cited as the “Richard H. Bradley Recognition Resolution of 2016”.

Sec. 2. The Council of the District of Columbia is proud to recognize, honor, and express our overwhelming gratitude to Richard H. Bradley for his outstanding and inspirational actions on behalf of the District of Columbia and her citizens.

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

ENROLLED ORIGINAL

A CEREMONIAL RESOLUTION

21-224

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

June 7, 2016

To recognize and honor Paul L. Pascal, on the 50th anniversary of his admission to the District of Columbia Bar, for his service to the Capitol Hill community and the District of Columbia.

WHEREAS, Paul L. Pascal was born in the District of Columbia on June 18, 1937;

WHEREAS, Paul L. Pascal graduated from the George Washington University Law School in 1965;

WHEREAS, on June 24, 1966, Paul L. Pascal was admitted to the District of Columbia Bar;

WHEREAS, for the last 50 years, Paul L. Pascal has been an active member of the District of Columbia Bar, becoming a renowned and respected expert in alcoholic beverage regulation, food wholesale industry issues, and legislative affairs;

WHEREAS, Paul L. Pascal serves as President and General Counsel of the District of Columbia Association of Beverage Alcohol Wholesalers, the District of Columbia Representative to the National Beer Wholesalers Association, and the Advisory Council Member to the Wine and Spirits Wholesalers Association;

WHEREAS, Paul L. Pascal has been a fierce advocate for small businesses in the Florida Market, both as a volunteer and as the President and General Counsel to the Florida Avenue Market Merchants and Property Owners Association;

WHEREAS, Paul L. Pascal previously served as President of the Trial Lawyers Association of the District of Columbia and has been an active member of the District of Columbia Bar Association;

WHEREAS, Paul L. Pascal routinely shares his legal expertise on a pro bono basis for community purposes, such as donating his time to help the Hill Center at the Old Naval Hospital

**ENROLLED ORIGINAL**

navigate the alcoholic beverage licensing process in order to expand its offerings to the neighborhood;

WHEREAS, after the untimely death of George Didden III in 2007, Paul L. Pascal assumed the position of Chairman of the Board of the Capitol Hill Business Improvement District (“BID”), a volunteer role he held for 7 years;

WHEREAS, Paul L. Pascal, helped the BID prosper and grow, and passionately represented the best interests of all the people and businesses touched by the BID;

WHEREAS, Paul L. Pascal, since stepping down as BID Chairman, continues to work diligently on its behalf, ensuring the BID achieves its vision and makes the greatest impact for the community;

WHEREAS, in 2014, in honor of Paul L. Pascal, the Capitol Hill BID dedicated a large menorah as part of the annual Capitol Hill holiday traditions at Eastern Market Metro Plaza;

WHEREAS, Paul L. Pascal has been dedicated to working on behalf of the community in other capacities, including serving as the Vice President on the Ready, Willing & Working Board of Directors, previously serving as President of the National Capital Area Food Bank, and participating as a member of the Board of Advisors at Gallaudet University; and

WHEREAS, Paul L. Pascal has been a pivotal figure in Capitol Hill business and community life for his entire career.

RESOLVED, BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this resolution may be cited as the “Paul L. Pascal Recognition Resolution of 2016”.

Sec. 2. The Council of the District of Columbia recognizes Paul L. Pascal, on the 50th anniversary of his admission to the District of Columbia Bar, for his service to the Capitol Hill community and the District of Columbia.

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

## ENROLLED ORIGINAL

## A CEREMONIAL RESOLUTION

21-225

## IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

June 7, 2016

To recognize the District of Columbia Retirement Board for its actions to divest the District's pension funds from direct investment in fossil fuel companies.

WHEREAS, the substantial risks of climate change remain an important concern and immediate threat to current and future generations of Washingtonians;

WHEREAS, the Intergovernmental Panel on Climate Change Fifth Assessment Report found that climate change is already causing costly disruptions of human and natural systems throughout the world, including health hazards, elevated ocean acidity, flooding, and drought;

WHEREAS, the extraction of fossil fuels, such as coal mining, oil drilling, and hydrological fracturing, and the transportation of fossil fuels through pipelines and over rail has many negative environmental, public health, and ecological impacts;

WHEREAS, the District of Columbia has adopted a goal to reduce greenhouse gas emissions by 50% by 2032 and 80% by 2050, and plans to undertake climate adaptation measures to make the city resilient to future climate change;

WHEREAS, almost every government in the world has agreed, through the 2015 Paris Climate Agreement, to hold the increase in global average temperature to below 2°C (3.6°F) and to pursue efforts to limit the temperature increase to 1.5°C above pre-industrial levels;

WHEREAS, fossil fuel companies possess fossil fuel reserves that would release approximately 2,795 gigatons of CO<sub>2</sub> if they are burned, which is 5 times the amount that can be released without exceeding 2°C of warming, as reported by the Carbon Tracker Initiative's "Unburnable Carbon" report;

WHEREAS, in November 2013, the District of Columbia Retirement Board adopted an Environmental, Social, and Governance ("ESG") Policy for the purpose of achieving certain environmental (climate change, industrial waste, sustainability), social (diversity, human rights, animal rights), and governance (management structure, employee relations) goals;

**ENROLLED ORIGINAL**

WHEREAS, in December 2014, the Council of the District of Columbia approved a resolution urging the District of Columbia Retirement Board and the Other Post-Employment Benefits Fund to explore all means possible for minimizing the District’s involvement with companies with the largest fossil fuel reserves;

WHEREAS, the District of Columbia has set precedent in the divestment movement by previously divesting from apartheid South Africa, state-sponsored terrorism in Iran, and genocide in Sudan;

WHEREAS, by Fiscal Year 2016, the District of Columbia Retirement Board analyzed its investments and, prompted by its ESG guidelines and in accordance with its fiduciary obligations, removed all of its direct investments in fossil fuel companies from the District of Columbia’s retirement funds; and

WHEREAS, because of these efforts, the District of Columbia’s public pension funds are currently free of any direct investments in fossil fuel companies.

RESOLVED, BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this resolution may be cited as the “Fossil Fuel Divestment Recognition Resolution of 2016”.

Sec. 2. The Council of the District of Columbia acknowledges and applauds the District of Columbia Retirement Board for its leadership and efforts to fully divest from fossil fuel companies and urges this practice to continue indefinitely.

Sec. 3. The Council of the District of Columbia shall transmit a copy of this resolution, upon its adoption, to the District of Columbia Retirement Board.

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

ENROLLED ORIGINAL

A CEREMONIAL RESOLUTION

21-226

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

June 7, 2016

To declare the month of July, 2016 as “Fibroids Awareness Month” in the District of Columbia and to recognize the importance of raising awareness of uterine fibroids.

WHEREAS, uterine fibroids, clinically known as uterine leiomyoma, are the most common benign tumors in the uterus and the single most common indication for hysterectomy;

WHEREAS, the overall incidence of uterine leiomyomas is estimated to be 3-4 times higher in African American women compared to Caucasian women;

WHEREAS, African American women experience uterine fibroids at a rate 3 to 5 times that of the general population, a higher rate than any other ethnic group;

WHEREAS, 3 out of 4 women will have uterine fibroids during their lives, and up to 80% of women by 50 years of age will be affected by uterine fibroids;

WHEREAS, fibroids may cause significant morbidity through their presence in the uterus and pelvic cavity, with these benign tumors creating a significant cause of pelvic pain, abnormal uterine bleeding, and reproductive dysfunction;

WHEREAS, in the United States, uterine fibroids are the leading cause of hysterectomy, and, consequently, the loss of reproductive potential;

WHEREAS, nearly half of all hysterectomies are performed to address uterine fibroids;

WHEREAS, in the United States, obstetric outcomes that were attributed to fibroid tumors resulted in a cost of \$238 million to \$7.76 billion annually;

WHEREAS, uterine fibroid tumors were estimated to cost the United States \$5.9 billion – 34.4 billion annually and over \$5 billion is spent annually on the medical expense of hysterectomy procedures, with \$1.6 to \$17.2 billion estimated annual lost work cost; and

**ENROLLED ORIGINAL**

WHEREAS, the establishment of health seminars, funding opportunities, medical information panels, and community programs would empower and inform residents of the District about uterine fibroids and would encourage earlier diagnosis, more research, better treatment options, and eventually a cure for uterine fibroids.

RESOLVED, BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this resolution may be cited as the “Fibroids Awareness Month Recognition Resolution of 2016”.

Sec. 2. The Council of the District of Columbia recognizes and supports Fibroid Awareness Month, urges citizens to learn more about the detection and treatment of uterine fibroids, and declares the month of July, 2016 as “Fibroids Awareness Month” in the District of Columbia.

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

ENROLLED ORIGINAL

A CEREMONIAL RESOLUTION

21-227

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

June 7, 2016

To recognize Herbert H. Jones, Jr. for his life of service and significant accomplishments.

WHEREAS, Herbert H. Jones, Jr. was born in 1923 and raised in the Deanwood neighborhood of the District of Columbia;

WHEREAS, Herbert H. Jones, Jr. served as an Army Air Corps aviation cadet at the Tuskegee Army Airfield during World War II and became an Original Tuskegee Airman - Class 44J;

WHEREAS, Herbert H. Jones, Jr. received his pilot training from C. Alfred “Chief” Anderson, the famed Tuskegee instructor who took Eleanor Roosevelt for that famous ride that lead to the Airmen seeing action in Europe;

WHEREAS, Herbert H. Jones, Jr., after returning from the war, used the G.I. Bill to earn his commercial pilot’s license with flight instructors rating at Columbia Air Center, the first licensed black-owned and black-operated airport in America, near Upper Marlboro, Maryland, and founded by the original Cloud Club, a group of local black pilots who found themselves unwelcome at all white airports;

WHEREAS, Herbert H. Jones, Jr. became an instructor and later manager and co-owner of Columbia Air Center, now a historical site, before pursuing his professional career as a pilot;

WHEREAS, Herbert H. Jones, Jr. retired as a Lieutenant Colonel in the Civil Air Patrol;

WHEREAS, Herbert H. Jones, Jr. founded, owned, and operated International Air Association, the first black-owned airline, noted for charter flights to the Caribbean;

WHEREAS, Herbert H. Jones, Jr. later formed the Cloud Club II under Metropolitan Aviation, Inc., which operated out of both Washington Executive Airpark (Hyde Field) and Potomac Airfield (Rose Valley Airport) for many decades;



**ENROLLED ORIGINAL**

WHEREAS, Herbert H. Jones, Jr. retired from aviation in 2010 and passed the torch to a group of former Cloud Club II members and aviation enthusiasts who formed H.J. Aviation, Inc., the organization eponymously named with Mr. Jones' initials in his honor, to carry on the rich traditions of African American participation in aviation rooted in the Columbia Air Center;

WHEREAS, Herbert H. Jones, Jr. will turn 93 years old this fall and still drives out to the airport every day to check on H.J. Aviation, Inc. where the staff provides flight training, aircraft rental, ground school instruction, and youth STEM programs;

WHEREAS, Herbert H. Jones, Jr. can be credited for the success of hundreds of pilots, many of whom are professional commercial and military pilots today; and

WHEREAS, Herbert H. Jones, Jr. is now known as the "Godfather of Black Aviation in Washington, D.C." because of his accomplishments and contributions to aviation.

RESOLVED, BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this resolution may be cited as the "Herbert H. Jones, Jr. Recognition Resolution of 2016".

Sec. 2. The Council of the District of Columbia honors and recognizes Herbert H. Jones, Jr. for his service to his country and valuable contributions as a pioneer in aviation.

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

ENROLLED ORIGINAL

A CEREMONIAL RESOLUTION

21-228

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

June 7, 2016

To recognize and celebrate the career of Sandy Douglass who dedicated 24 years of service to the well-being of the District’s seniors at Forest Hills of DC (formerly the Methodist Home);

WHEREAS, throughout her tenure, Ms. Douglass exemplified Forest Hills of DC’s core mission of embracing residents from all walks of life, regardless of race, ethnicity, country, disability, or sexual orientation;

WHEREAS, Ms. Douglass is a well-respected national leader in aging services and has served as the President of the DC Health Care Association and as the DC State Leader with the National Center for Assisted Living;

WHEREAS, Ms. Douglass served as a provider expert on a coalition working with the Centers for Medicare and Medicaid Services and the Administration on Aging to develop regulations and policies with inclusive language to embrace LGBT individuals;

WHEREAS, under Ms. Douglass’ vision and management, a number of significant expansion projects were successfully completed, including the addition of a \$15 million health care facility and the establishment of the Forest Side facility that focuses care and attention to residents suffering from dementia;

WHEREAS, Ms. Douglass leaves Forest Hills of DC with a strong reputation as a caring and compassionate leader who strived to foster a healthy working environment for staff and a welcoming and supportive atmosphere for residents and their families; and

WHEREAS, although retiring at the Chief Executive Officer of Forest Hills of DC, Ms. Douglass will continue to support and guide the leadership at Forest Hills of DC in her new role as a consultant.

**ENROLLED ORIGINAL**

RESOLVED, BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this resolution may be cited as the “Sandy Douglass Recognition Resolution of 2016”.

Sec. 2. The District of Columbia is grateful for Sandy Douglass’ work and continuing commitment to the health and well-being of the District’s elderly residents.

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

ENROLLED ORIGINAL

A CEREMONIAL RESOLUTION

21-229

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

June 7, 2016

To recognize Andrene’s Soul Food & Caribbean Café, located at 308 Kennedy Street, N.W., for its contributions to the Ward 4 community, and to celebrate the restaurant on its 10<sup>th</sup> anniversary.

WHEREAS, on July 1, 2006, Andrene and Mike Finn opened their first restaurant, Andrene’s Soul Food & Caribbean Café in Petworth, a neighborhood in Ward 4;

WHEREAS, Andrene’s Soul Food & Caribbean Café is the first Caribbean eatery in the District of Columbia to offer a menu that combines traditional southern food with Caribbean dishes;

WHEREAS, since its opening, Andrene’s Soul Food & Caribbean Café has received numerous acknowledgements and awards, including the cover of DC North magazine in 2008, features in the Washingtonian Magazine and the Washington Post in 2009, and countless praise from the restaurant’s devoted patrons;

WHEREAS, Ms. Finn, who has been a Petworth resident since 2001 and lives within walking distance of Andrene’s Soul Food & Caribbean Café, has a Master’s Degree in Social Work and has been working with Family Matters of Greater Washington DC since 1998 to provide assistance to low-income senior citizens;

WHEREAS, Andrene’s Soul Food & Caribbean Café is a staple in the Ward 4 community; and well-known and respected throughout Petworth and the District of Columbia; and

WHEREAS, on July 1, 2016, Andrene’s Soul Food & Caribbean Café will celebrate its 10<sup>th</sup> anniversary.

RESOLVED, BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this resolution may be cited as the “10th Anniversary of Andrene’s Soul Food & Caribbean Café Recognition Resolution of 2016”.

**ENROLLED ORIGINAL**

Sec. 2. The Council of the District of Columbia recognizes and congratulates Andrene's Soul Food & Caribbean Café, located at 308 Kennedy Street, N.W., on its 10<sup>th</sup> anniversary.

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

ENROLLED ORIGINAL

A CEREMONIAL RESOLUTION

21-230

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

June 7, 2016

To recognize Albright Memorial United Methodist Church, located at 409 Rittenhouse Street, N.W., for its contributions to the Ward 4 community, and to celebrate the church on its 90<sup>th</sup> anniversary.

WHEREAS, Albright Memorial United Methodist Church is located on a site that was specifically chosen for the purpose of building a church in the Manor Park community in Ward 4;

WHEREAS, on June 27, 1926, Albright Memorial United Methodist Church, which was founded on the concept of services to the community under God, held its first formal worship service under a large canvas tent with 65 people in attendance;

WHEREAS, under the leadership of Reverend George E. Schnabel, the congregation of Albright Memorial United Methodist Church grew steadily and plans for a structure were developed;

WHEREAS, in 1927, the cornerstone of the church was laid and the first portion of the building included educational classrooms and a social hall that are still used by the congregation today;

WHEREAS, the vibrant congregation of Albright Memorial United Methodist Church is dedicated to community, service, and faith and has numerous ministries that serve residents in Ward 4 and across the District of Columbia, including the Food Pantry Mission, Clothes Donation Ministry, Prayer Ministry, and Senior Ministry;

WHEREAS, the congregation of Albright Memorial United Methodist Church is led by Senior Pastor, Reverend Gerald Elston, an experienced faith leader who has served several communities in Washington, D.C.; and

WHEREAS, on June 27, 2016, the Albright Memorial United Methodist Church will celebrate its 90<sup>th</sup> anniversary.

**ENROLLED ORIGINAL**

RESOLVED, BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this resolution may be cited as the “90th Anniversary of Albright Memorial United Methodist Church Recognition Resolution of 2016”.

Sec. 2. The Council of the District of Columbia recognizes and congratulates Albright Memorial United Methodist Church, located at 409 Rittenhouse Street, N.W., on its 90<sup>th</sup> anniversary.

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

ENROLLED ORIGINAL

A CEREMONIAL RESOLUTION

21-231

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

June 7, 2016

To recognize and honor CEASE FIRE...Don't Smoke the Brothers, & Sisters Inc. for its community activism and its contributions to the residents of the District of Columbia.

WHEREAS, CEASE FIRE...Don't Smoke the Brothers, & Sisters Inc. is located at 4708 14<sup>th</sup> Street, N.W., in Petworth, a neighborhood in Ward 4;

WHEREAS, CEASE FIRE...Don't Smoke the Brothers, & Sisters Inc. is a nonprofit, grassroots organization that was founded in response to the rapidly growing incidents of death, violence, and crime among, and directed at, minorities and at-risk youth involved in the criminal justice system;

WHEREAS, CEASE FIRE...Don't Smoke the Brothers, & Sisters Inc. started with an original group of 50 gang members, representing 5 area gangs across the District, that met under the leadership of former gang leader and long-time youth advocate, Al-Malik Farrakhan, and this group held its first meeting to negotiate peace on February 28, 1995;

WHEREAS, under the guidance of then-Mayor Marion Barry and Mr. Al-Malik Farrakhan the 50 gang members declared a truce that remains in effect to this day;

WHEREAS, CEASE FIRE...Don't Smoke the Brothers, & Sisters Inc. was one of the first organizations in the District of Columbia to advocate against police violence and has organized rallies and marches against police brutality;

WHEREAS, CEASE FIRE...Don't Smoke the Brothers, & Sisters Inc. serves communities across the District through numerous initiatives, including initiatives to feed and clothe the homeless, help residents earn their GEDs, collect and distribute food to those in need, collect and distribute school supplies for District schoolchildren, and help individuals develop entrepreneurial skills;

WHEREAS, CEASE FIRE...Don't Smoke the Brothers, & Sisters Inc. has taken numerous steps to combat violence in the District of Columbia, including brokering truces among gangs and hosting an annual amateur boxing match to raise awareness about the organization's call for an annual 6 months moratorium to "stop the killings;"



**ENROLLED ORIGINAL**

WHEREAS, CEASE FIRE...Don't Smoke the Brothers, & Sisters Inc. has received numerous accolades and acknowledgements for its work, including Mayoral Proclamations recognizing the organization's "Jim Brown/Ex-Prisoners Day" in 1999, "Fight for the Fighters Day" in 1999, and "Increase the Peace – Stop the Violence Day" in 1998;

WHEREAS, Mr. Al-Malik Farrakhan, the founder of CEASE FIRE...Don't Smoke the Brothers, & Sisters Inc., was born in Washington, D.C., and has dedicated his life to community activism that has helped returning citizens, at-risk youth, and members of the community at-large; and

WHEREAS, CEASE FIRE...Don't Smoke the Brothers, & Sisters Inc. is an organization dedicated to creating a support system for at-risk youth and gang members by offering them alternatives to violence.

RESOLVED, BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this resolution may be cited as the "CEASE FIRE...Don't Smoke the Brothers, & Sisters Inc. Recognition Resolution of 2016".

Sec. 2. The Council of the District of Columbia recognizes and honors CEASE FIRE...Don't Smoke the Brothers, & Sisters Inc. for its community activism and its contributions to the residents of the District of Columbia.

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

ENROLLED ORIGINAL

A CEREMONIAL RESOLUTION

21-232

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

June 7, 2016

To recognize National Caribbean-American Heritage Month and the Caribbean-American community as an integral and celebrated cultural community in the District of Columbia.

WHEREAS, in 1996, District of Columbia residents of Caribbean heritage first conceived a national celebration of Caribbean-American heritage, initiated by Doreen Thompson, Esq. with the support of Denys Vaughn Cooke, Errol McLaren, and Robert Nichols, all of Ward 4, with Dr. Basil Buchanan of Ward 1;

WHEREAS, in 2001, Mayor Anthony Williams first proclaimed June as Caribbean-American Heritage Month through the continued efforts of Doreen Thompson, Esq. and Dr. Basil Buchanan;

WHEREAS, the campaign moved to the national stage through the efforts of Dr. Claire Nelson of the Institute of Caribbean Studies, located in the District of Columbia;

WHEREAS, Representative Barbara Lee of California spearheaded the bipartisan, bicameral legislative effort to recognize Caribbean-American Heritage Month nationally, appointing staff person Jamila Thompson, of Caribbean heritage, to coordinate the policy strategy;

WHEREAS, the efforts of Representative Lee and Jamila Thompson resulted in President George W. Bush declaring June 2006 as National Caribbean-American Heritage Month, which is now recognized annually by the sitting President of the United States of America;

WHEREAS, Caribbean immigrants have contributed to the well-being of American society since the country's founding;

WHEREAS, the District of Columbia has benefitted from Caribbean-Americans through their contributions to our city and nation, including the Ali Family of Ben's Chili Bowl, Dr. Wayne A.I. Frederick, President of Howard University, and entertainers with Caribbean roots, including Lamman Rucker and Dave Chappelle;

**ENROLLED ORIGINAL**

WHEREAS, countless residents of Caribbean heritage serve the District of Columbia in the areas of public service, education, business, technology, healthcare, family services, the arts, and culture in every corner of the city;

WHEREAS, Ward 4 has been the historical base for the Caribbean community, continues to have the largest number of persons of Caribbean heritage in the District of Columbia, and includes many Caribbean-American restaurants and food businesses, as well as a major church of worship for the Caribbean community; and

WHEREAS, June 2016 is the 15<sup>th</sup> anniversary of celebrating Caribbean-American Heritage Month in the District of Columbia.

RESOLVED, BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this resolution may be cited as the “Caribbean-American Heritage Month and Caribbean-American Community Recognition Resolution of 2016”.

Sec. 2. The Council of the District of Columbia recognizes the outstanding contributions and valued accomplishments of the Caribbean-American community in the District of Columbia and the United States of America; and recognizes District residents of Caribbean heritage on the occasion of National Caribbean-American Heritage Month.

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

ENROLLED ORIGINAL

A CEREMONIAL RESOLUTION

21-233

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

June 7, 2016

To recognize and honor Kris Kornegay-Gober for his impressive achievements as an Olympic hopeful and District of Columbia Public Schools graduate.

WHEREAS, Kris Kornegay-Gober played soccer, football, and baseball, and competed in track and field for Mckinley Technology High School;

WHEREAS, Kris Kornegay-Gober saved 100 goals as goalie for the soccer team;

WHEREAS, Kris Kornegay-Gober was an All-Star baseball player for McKinley Technology High School;

WHEREAS, Kris Kornegay-Gober was a 2013 All-American indoor high jumper;

WHEREAS, Kris Kornegay-Gober is a 2-time NCAA Reginal Qualifier in the high jump and a 5-time All-ACC Champion in both the indoor and outdoor high jump;

WHEREAS, in 2013, Kris Kornegay-Gober earned his third-straight All-ACC accolade in the men’s high jump;

WHEREAS, in 2013, Kris Kornegay-Gober placed 11<sup>th</sup> at the NCAA Championships in the high jump at 7 feet, 2.5 inches;

WHEREAS, Kris Kornegay-Gober placed 2<sup>nd</sup> at the ACC Championships with a 7-foot, 4.25-inch high jump;

WHEREAS, Kris Kornegay-Gober made the NCAA All American 2nd team in the high jump;

WHEREAS, Kris Kornegay-Gober graduated from McKinley Technology High School in 2009;

WHEREAS, Kris Kornegay-Gober was ranked #11 in his graduating high school class;

**ENROLLED ORIGINAL**

WHEREAS, Kris Kornegay-Gober graduated high school with a 3.61 grade point average;

WHEREAS, Kris Kornegay-Gober graduated from North Carolina State University with a major in Science, Technology, & Society and a concentration in Geology & Communication; and

WHEREAS, Kris Kornegay-Gober is currently training as a 2016 Olympic hopeful.

RESOLVED, BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this resolution may be cited as the “Kris Kornegay-Gober Recognition Resolution of 2016”.

Sec. 2. The Council of the District of Columbia recognizes, honors, and celebrates, the work of Kris Kornegay-Gober, for his distinguished service and contributions to the District of Columbia.

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

ENROLLED ORIGINAL

A CEREMONIAL RESOLUTION

21-234

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

June 7, 2016

To recognize and congratulate Deshauna Barber on being crowned Miss USA 2016, for proudly representing the District of Columbia, and making history as the first-ever military member to win Miss USA.

WHEREAS, Deshauna Barber was born on December 6, 1989 in Columbus, Georgia;

WHEREAS, Deshauna Barber currently resides in the Northeast quadrant of the District of Columbia;

WHEREAS, Deshauna Barber completed her undergraduate studies at Virginia State University, her master’s studies at the University of Maryland University College, and currently works as an IT analyst for the United States Department of Commerce;

WHEREAS, Deshauna Barber serves in the United States Army Reserves as a logistics commander for the 988th Quartermaster Detachment Unit in Fort Meade, Maryland;

WHEREAS, on June 5, 2016, Deshauna Barber was crowned Miss USA 2016 and will represent the United States at Miss Universe 2016;

WHEREAS, Deshauna Barber’s win marks the first time in 14 years and only the third time in history that Miss District of Columbia has won the Miss USA pageant;

WHEREAS, Deshauna Barber made history by becoming first-ever military member to win Miss USA; and

WHEREAS, Deshauna Barber, through her accomplishments in school, her service in the military, and her crowning as Miss USA, serves as a positive role model for all young people not only in the District of Columbia but across the United States and the world.

RESOLVED, BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this resolution may be cited as the “Miss USA 2016 Deshauna Barber Ceremonial Recognition Resolution of 2016”.

**ENROLLED ORIGINAL**

Sec. 2. The Council of the District of Columbia recognizes and honors Deshauna Barber on winning the Miss USA 2016 pageant and proudly representing the United States Army and the District of Columbia.

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

**ENROLLED ORIGINAL**

A CEREMONIAL RESOLUTION

21-235

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

June 7, 2016

To recognize and honor Ms. Henrietta Bellamy on the occasion of her 106<sup>th</sup> birthday.

WHEREAS, Henrietta Bellamy will be honored by family and friends on the occasion of her 106<sup>th</sup> birthday on June 27, 2016;

WHEREAS, Ms. Henrietta Bellamy is the second-oldest centenarian in the District of Columbia;

WHEREAS, after moving from Edgewood, North Carolina in 1950, Ms. Henrietta Bellamy has called the District of Columbia home for the past 66 years;

WHEREAS, she raised her family in the District of Columbia;

WHEREAS, Ms. Henrietta Bellamy has been a member of the Jerusalem Baptist Church, located at 2600 P Street, N.W., in old Georgetown, since 1950 along with other family members, and has served in several ministries at the church;

WHEREAS, her favorite ministry was the Missionary Board;

WHEREAS, during a long and productive lifetime, she has served as an inspiration and example to her family and has demonstrated, in countless ways, her dedication to the welfare of others and the environment, and has earned the respect and affection of people from all walks of life and all ages; and

WHEREAS, in her lifetime she has witnessed the most eventful time in the history of our country and the District of Columbia, and in her positive way has been a force for good and a stabilizing influence on decision makers, neighbors, family, and all those around her during these interesting times.

RESOLVED, BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this resolution may be cited as the “Henrietta Bellamy Recognition Resolution of 2016”.



**ENROLLED ORIGINAL**

Sec. 2. The Council of the District of Columbia recognizes Ms. Henrietta Bellamy on her 106<sup>th</sup> birthday for her lifelong dedication and contribution to the District of Columbia.

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

ENROLLED ORIGINAL

A CEREMONIAL RESOLUTION

21-236

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

June 7, 2016

To honor and acknowledge Deshauna Barber for winning Miss USA 2016 and competing with determination, grace, and intelligence while representing the District of Columbia.

WHEREAS, the Miss USA Organization is operated by the Miss Universe Organization;

WHEREAS, the Miss USA Organization empowers women to develop confidence, achieve personal goals, and effect change in each contestant’s local community;

WHEREAS, the Miss USA Organization enables winners, during their reign, to personally and professionally enrich others by dedicating themselves to raising awareness and funding for philanthropic endeavors;

WHEREAS, Deshauna Barber was born on December 6, 1989 in Columbus, Georgia but relocated to several different states during her father’s military career;

WHEREAS, Deshauna Barber chose to make the District of Columbia her home;

WHEREAS, Deshauna Barber graduated from Virginia State University with a Bachelor of Science in Business Management, and was a member of the Alpha Zeta Chapter of Sigma Gamma Rho Sorority, Incorporated;

WHEREAS, Deshauna Barber is the daughter of a retired Army Master Sergeant and followed in his footsteps by joining the Army as an undergraduate;

WHEREAS, Deshauna Barber is 26 years old and the winner of the Miss District of Columbia USA 2016;

WHEREAS, Deshauna Barber is an IT Analyst at the United States Department of Commerce;

WHEREAS, Deshauna Barber obtained a Masters of Science in Management Information Systems and Services from the University of Maryland University College;

WHEREAS, Deshauna Barber was commissioned as a Quartermaster Officer in 2011 and is currently a Logistics Commander for the 988th Quartermaster Detachment unit at Fort Meade, Maryland;

**ENROLLED ORIGINAL**

WHEREAS, Deshauna Barber has a passion for dancing, hiking, and family;

WHEREAS, Deshauna Barber’s platform is focused on treating Post Traumatic Stress Disorder and preventing suicide for returning soldiers in the Armed Forces;

WHEREAS, Deshauna Barber has worked with numerous organizations such as Comfort for America’s Uniformed Services, the United Service Organizations, Hunter Holmes McGuire Veterans Administration Medical Center volunteer program, Big Brothers Big Sisters, Henrico Mentorship program, and Petersburg Feed The Homeless program;

WHEREAS, Deshauna Barber is a proud member of the United States Army and the first Miss District of Columbia to serve in the military while holding the title; and

WHEREAS, Deshauna Barber proudly represented the Nation’s Capital at Miss USA and successfully brought the crown home to Washington, D.C.

RESOLVED, BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this resolution may be cited as the “Miss USA 2016 Deshauna Barber Recognition Resolution of 2016”.

Sec. 2. The Council of the District of Columbia recognizes Deshauna Barber for proudly representing the District of Columbia, ultimately being crowned Miss USA 2016, and supports her effort to win Miss Universe.

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

ENROLLED ORIGINAL

A CEREMONIAL RESOLUTION

21-237

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

June 28, 2016

To recognize and honor the legacy of Muhammad Ali, whose life will continue to inspire generations of people around the world.

WHEREAS, Muhammad Ali was born Cassius Marcellus Clay Jr. on January 17, 1942 in Louisville, Kentucky;

WHEREAS, as an amateur boxer, Muhammad Ali won 6 Kentucky Golden Gloves championships, 2 national Golden Gloves titles, and 2 Amateur Athletic Union (“AAU”) crowns;

WHEREAS, Muhammad Ali won a gold medal in the light heavyweight boxing division at the 1960 Olympics in Rome;

WHEREAS, Muhammad Ali won his first professional fight in October 1960, and by 1964 had carried an impressive 19–0 record with 15 victories by way of knockout;

WHEREAS, on February 25, 1964, Muhammad Ali defeated reigning heavyweight champion Sonny Liston to become the heavyweight champion of the world at 22 years of age;

WHEREAS, in 1964, after his conversion to Islam, Muhammad Ali no longer went by the name Cassius Clay;

WHEREAS, on April 28, 1967, Muhammad Ali refused induction into the U.S. Army to fight in the Vietnam War due to his religious convictions and subsequently was stripped of his world title, his boxing license was suspended, and he was convicted of draft evasion and sentenced to 5 years in prison;

WHEREAS, during his 3-year ban from boxing, Muhammad Ali became an activist and spoke out against the Vietnam War on college campuses;

WHEREAS, Muhammad Ali became a cultural icon for being one of the most outspoken opponents of the Vietnam War and fighting for economic equality;

## ENROLLED ORIGINAL

WHEREAS, in 1970, the New York State Supreme Court ordered his boxing license reinstated;

WHEREAS, on March 8, 1971, Muhammad Ali was defeated by heavyweight champ Joe Frazier at Madison Square Garden in the 15th round in what is hailed as the “Fight of the Century”;

WHEREAS, on July 28, 1971, the U.S. Supreme Court overturned Muhammad Ali’s conviction by unanimous decision;

WHEREAS, in 1974, Muhammad Ali defeated Joe Frazier in a rematch at Madison Square Garden and later that year regained his world title by defeating George Foreman by knockout in the “Rumble in the Jungle” in Kinshasa, Zaire;

WHEREAS, in 1974, Muhammad Ali was named *Sportsman of the Year* by Sports Illustrated and *Fighter of the Year* by the Boxing Writers Association;

WHEREAS, in 1975, Muhammad Ali retained his belt after defeating Joe Frazier in the 15<sup>th</sup> round of the renowned "Thrilla in Manila" bout in the Philippines;

WHEREAS, Muhammad Ali retired in 1981 after 21 years of professional boxing with a boxing record of 56 wins, 5 losses, 37 knockouts, and is considered by many around the world to be the greatest boxer in the sport’s history;

WHEREAS, Muhammad Ali was named “Fighter of the Year” by Ring Magazine 5 times, more than any other boxer, and remains the only 3-time lineal world heavyweight champion, having won the title in 1964, 1974, and 1978;

WHEREAS, Muhammad Ali announced that he had Parkinson's disease in 1984 but would not let the disease slow down his spirit and spent most of his time traveling as an ambassador for human rights;

WHEREAS, as a philanthropist, Muhammad Ali raised millions of dollars for Parkinson’s research, distributed meals to homeless families in the United States, and participated in the Make-A-Wish Foundation and the Special Olympics;

WHEREAS, in 1990, Muhammad Ali was inducted into the International Boxing Hall of Fame;

## ENROLLED ORIGINAL

WHEREAS, in 1996, Muhammad Ali was granted the honor of lighting the Olympic cauldron during the opening ceremony of the centennial Olympic Games, creating one of the most emotional, touching, and iconic moments in Olympic history;

WHEREAS, in 1997, Muhammad Ali received the Arthur Ashe Courage Award, one of the most prestigious awards in sports;

WHEREAS, in 1998, Muhammad Ali was chosen to be a United Nations Messenger of Peace because of his work in developing nations;

WHEREAS, *Ring Magazine* named Muhammad Ali No. 1 in a 1998 ranking of greatest heavyweights from all eras;

WHEREAS, in 1999, Muhammad Ali was voted the No. 1 heavyweight of the 20th century by *The Associated Press*, was named "Kentucky Athlete of the Century" by the Kentucky Athletic Hall of Fame, and *Time* magazine named him one of the 100 Most Important People of the 20th Century;

WHEREAS, in 2005, the Muhammad Ali Center, a multicultural center with an award-winning museum dedicated to the life of Muhammad Ali, opened in Louisville, Kentucky;

WHEREAS, in 2005, Muhammad Ali received the Presidential Medal of Freedom from President George W. Bush;

WHEREAS, in 2007, Muhammad Ali cofounded "Athletes for Hope", a nonprofit organization that promotes charitable causes amongst athletes;

WHEREAS, in 2009, Muhammad Ali received the President's Award from the NAACP for his public service efforts;

WHEREAS, in 2012, Muhammad Ali was the recipient of the National Constitution Center Liberty Medal;

WHEREAS, in 2015, Muhammad Ali was inducted into the Nevada Boxing Hall of Fame;

WHEREAS, Muhammad Ali will be posthumously inducted into the California Boxing Hall of Fame on October 22, 2016;

**ENROLLED ORIGINAL**

WHEREAS, Muhammad Ali died on June 3, 2016, in Phoenix, Arizona at 74 years of age, after a courageous 32-year battle with Parkinson's disease, leaving behind a monumental legacy, inside and outside of the ring.

RESOLVED, BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this resolution may be cited as the “Muhammad Ali Legacy Recognition Resolution of 2016”.

Sec. 2. The Council of the District of Columbia recognizes, honors, and celebrates the life and legacy of Muhammad Ali for his commitment to the sport of boxing, his devotion to his faith and his beliefs, his philanthropic efforts, and his lasting impact on the world.

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

ENROLLED ORIGINAL

## A CEREMONIAL RESOLUTION

21-238

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

June 28, 2016

To recognize and congratulate the Georgetown Business Association on the occasion of its 40<sup>th</sup> anniversary, and to declare June 15, 2016 as “Georgetown Business Association Day” in the District of Columbia .

WHEREAS, the Georgetown Business Association was established in 1976, committed to maintaining and improving the climate for conducting business in Georgetown;

WHEREAS, the Georgetown Business Association has represented the Georgetown community and its merchants and businesses for 40 years;

WHEREAS, the Georgetown Business Association has members ranging from accounting, architects, restaurants, retail, and banks to clubs and nonprofits;

WHEREAS, members are offered opportunities to connect through events such as monthly networking receptions, a leadership awards luncheon, the annual meeting and holiday party, and various outreach initiatives;

WHEREAS, the Georgetown Business Association advocates on behalf of Georgetown businesses and professionals by monitoring legislation from the Council of the District of Columbia, and actions from the Advisory Neighborhood Commissions and relevant government and community organizations; and

WHEREAS, leaders and members actively attend and speak at hearings while engaging political figures to achieve an optimal business environment in Georgetown;

RESOLVED, BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this resolution may be cited as the “Georgetown Business Association’s 40th Anniversary Recognition Resolution of 2016”.

Sec. 2. The Council of the District of Columbia recognizes and honors the Georgetown Business Association’s observation of the 40<sup>th</sup> anniversary of its origin as a part of the Nation’s capital and declares June 15<sup>th</sup>, 2016 as “Georgetown Business Association Day” in the District of Columbia.

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



## ENROLLED ORIGINAL

## A CEREMONIAL RESOLUTION

21-239

## IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

June 28, 2016

To recognize and honor Ruth Pollak, a member of the House of Ruth Board of Directors, for her many years of dedicated service.

WHEREAS, House of Ruth was founded in 1976;

WHEREAS, House of Ruth helps women, children, and families in greatest need and with very limited resources build safe, stable lives and achieve their highest potential;

WHEREAS, at House of Ruth, women, children, and families heal from lifetimes of traumatic abuse;

WHEREAS, House of Ruth has 14 programs in Washington, D.C., at which the capacities and needs of each woman and child are assessed and a specialized combination of services to meet their specific needs and build on their strengths is designed;

WHEREAS, every year at House of Ruth, more than 1,000 women and children work hard to learn the skills to live independently so they can eliminate homelessness and abuse from their lives;

WHEREAS, House of Ruth enfolds the women and families in an environment that is safe, structured, and predictable and they receive highly responsive and caring attention from the staff;

WHEREAS, House of Ruth's Board of Directors consists of dedicated individuals who believe in the vision to enable the largest number of people served to achieve stable housing, trauma recovery, mental health, addiction recovery, employment, and abuse-free relationships;

WHEREAS, Ruth Pollak has lived in the Cleveland Park neighborhood of Washington, D.C. for more than 50 years, where she has been active in civic and neighborhood projects; and

WHEREAS, Ruth Pollak has served on the Board of Directors of the House of Ruth for over 20 years, and has worked tirelessly for women and families in need.

**ENROLLED ORIGINAL**

RESOLVED, BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this resolution may be cited as the “Ruth Pollak House of Ruth Board of Directors Recognition Resolution of 2016”.

Sec. 2. The Council of the District of Columbia recognizes and honors Ruth Pollak for her many contributions to the citizens and the city of Washington, D.C.

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

ENROLLED ORIGINAL

## A CEREMONIAL RESOLUTION

21-240

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

June 28, 2016

To recognize, honor, and express our overwhelming gratitude to John P. Ross for his years of service to the District of Columbia on the occasion of his retirement from public service, and to declare June 21, 2016 as “John P. Ross Day” in the District of Columbia.

WHEREAS, John P. Ross has served as Senior Advisor and Director of the Office of Economic Development Finance for the Office of the Chief Financial Officer of the District of Columbia for the past 13 years;

WHEREAS, John P. Ross has advised the Chief Financial Officer on all Tax Increment Financing and Payment in Lieu of Taxes projects for the District of Columbia;

WHEREAS, John P. Ross has developed financing packages for major public-private economic development projects; and

WHEREAS, John P. Ross has been instrumental in the creation and completion of numerous economic development projects in the District of Columbia, including the International Spy Museum, Gallery Place, Mandarin Oriental Hotel, Capitol Hill Tower, DC USA, H&M, Nationals Ballpark, Shakespeare Theater Harmon Center for the Arts, Verizon Center, Department of Transportation, Crime and Punishment Museum, Madame Tussauds, Zara, Arena Stage, CVS, Capper Carrollsburg, Convention Center Hotel, Forever 21, Rhodes Island Place, Fort Lincoln Retail, Howard Theatre, The Hamilton, City Market at O Street, The Wharf, The Yards, and Skyland Town Center.

RESOLVED, BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this resolution may be cited as the “John P. Ross Recognition Resolution of 2016”.

Sec. 2. The Council of the District of Columbia recognizes, honors, and salutes John P. Ross for his commitment to excellence in public service, and declares June 21, 2016 as “John P. Ross Day” in the District of Columbia.

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

ENROLLED ORIGINAL

A CEREMONIAL RESOLUTION

21-241

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

June 28, 2016

To honor and remember those individuals who lost their lives in the mass shooting in the Pulse nightclub in Orlando, Florida, on June 12, 2016.

WHEREAS, on June 12, 2016, 49 individuals were killed and more than 50 were injured in the Pulse nightclub in Orlando, Florida, in the deadliest mass shooting in United States history;

WHEREAS, thousands of District of Columbia residents have publicly expressed their grief and solidarity with the victims’ families, the survivors, first responders, and Orlando residents;

WHEREAS, the District celebrates its residents’ diversity, including diversity of gender, gender identity, sexual orientation, religion, race, and ethnicity;

WHEREAS, the District has vibrant and resilient Latino and lesbian, gay, bisexual, transgender, and queer (“LGBTQ”) communities;

WHEREAS, entertainment and nightlife venues have historically served as places of community and sanctuary for individuals who identify as LGBTQ;

WHEREAS, all District residents and visitors must feel safe in our private and public spaces;

WHEREAS, since January 2016, the District has experienced more than 60 homicides; and

WHEREAS, the Council reaffirms its commitment to actively addressing violence in all its forms, including the public health crisis of gun violence.

RESOLVED, BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this resolution may be cited as the “June 12th Orlando Victims of Gun Violence Remembrance and Recognition Resolution of 2016”.

**ENROLLED ORIGINAL**

Sec. 2. The Council of the District of Columbia recognizes and honors the victims and survivors of the June 12, 2016 shooting in Orlando, Florida, and calls on all District residents to celebrate the memory of those who died living proudly and authentically.

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

## ENROLLED ORIGINAL

## A CEREMONIAL RESOLUTION

21-242

## IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

June 28, 2016

To recognize Ledo Pizza & Pasta, located at 7435 Georgia Avenue, N.W., and its contributions to the Ward 4 community, and to celebrate the restaurant on its 10th anniversary.

WHEREAS, on August 7, 2006, Tim and Kelly Shuy opened Ledo Pizza & Pasta in Shepherd Park, a neighborhood in Ward 4, to help fill the void in family friendly, sit-down restaurants servicing the upper Georgia Avenue corridor;

WHEREAS, Tim and Kelly Shuy, who have been residents of Shepherd Park since 2001, mentor youth and remain actively involved in local community groups;

WHEREAS, Tim has served as the president and co-president of the Shepherd Park Citizens Association and was a voting member of the Walter Reed Local Redevelopment Authority;

WHEREAS, for 5 years, Ledo Pizza & Pasta proudly served the Walter Reed Army Medical Center's staff, patients, and family of patients, and was often the first meal for soldiers who had been released from Walter Reed;

WHEREAS, Ledo Pizza & Pasta is more than a neighborhood restaurant and is actively engaged in the community, including being an active business member of the Shepherd Park Citizens Association and Concerned Neighbors, Inc.; supporter and sponsor of various District of Columbia Public Schools and District of Columbia Public Charter School activities and programs; supporter of the local Clean Team and other District government workers, such as leaf collectors and snow plowers; and supporter and sponsor of various Metropolitan Police Department community programs, such as Neighborhood Watch, National Night Out, and back-to-school events;

WHEREAS, since its opening, Ledo Pizza & Pasta has received numerous acknowledgements and awards from local publications, including the Washingtonian Magazine and the Washington City Paper;

WHEREAS, over the last 10 years, Ledo Pizza & Pasta has employed hundreds of

**ENROLLED ORIGINAL**

District workers, including many young people; and

WHEREAS, on August 7, 2016, Ledo Pizza & Pasta will celebrate its 10th anniversary.

RESOLVED, BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this resolution may be cited as the "10th Anniversary of Ledo Pizza & Pasta Recognition Resolution of 2016".

Sec. 2. The Council of the District of Columbia recognizes and congratulates Ledo Pizza & Pasta, located at 7435 Georgia Avenue, N.W., on its 10th anniversary.

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

## ENROLLED ORIGINAL

## A CEREMONIAL RESOLUTION

21-243

## IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

June 28, 2016

To honor Frida Frazer Winslow Burling and recognize a longtime community leader for her numerous contributions to the citizens of the District of Columbia.

WHEREAS, Frida Frazer Winslow Burling was born on September 16, 1915 in Newport, Rhode Island;

WHEREAS, Frida Frazer Winslow Burling's family settled in Washington, D.C. in 1928, and in 1934 she graduated from Holton Arms School in Bethesda, Maryland;

WHEREAS, in 1938, Frida Frazer Winslow Burling married Walter Thacher Winslow, who had come to Washington, D.C. to work in President Franklin D. Roosevelt's New Deal and who died in 1955 after a heart attack;

WHEREAS, in 1959, Frida Frazer Winslow Burling married Edward Burling Jr., who was a senior partner and son of the founder of Covington & Burling, a Washington, D.C. law firm, and who died in 2002;

WHEREAS, Frida Frazer Winslow Burling was a Washington, D.C. volunteer for 80 years and her beneficiaries ranged from the Junior League and Planned Parenthood to a Georgetown market clerk who delivered her groceries for 50 years;

WHEREAS, at 99 years of age, she began volunteering at the weekly feeding to the homeless program at Mount Zion United Methodist Church; and

WHEREAS, Frida Frazer Winslow Burling died May 26, 2016, peacefully and surrounded by family and love, having led a life that allowed her to dive into causes with fervor that was fueled by self- assurance and compassion.

RESOLVED, BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this resolution may be cited as the "Frida Frazer Winslow Burling Recognition Resolution of 2016".

Sec. 2. The Council of the District of Columbia recognizes and honors Frida Frazer



**ENROLLED ORIGINAL**

Winslow Burling as one of Georgetown's oldest and most community-minded citizens.

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

ENROLLED ORIGINAL

A CEREMONIAL RESOLUTION

21-244

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

June 28, 2016

To recognize and honor the Douglas Family on the occasion of its annual family reunion, and to declare July 8-10, 2016 as the “Douglas Family Reunion Weekend” in the District of Columbia.

WHEREAS, Charlie Fisher and Elizabeth McCauley Douglas began their journey of life over 100 years ago;

WHEREAS, Charlie Fisher and Elizabeth McCauley Douglas had 13 children together: Wilam, Mary, Charlie Walter, Pearlie Mae, Mallie Clifton, Marie Ila, Wilma A. J., William McKinley, Aggie, Robert, Nannie Viola, and Kate Zepora;

WHEREAS, the Douglas family reunion was organized in 1969 with love, growth, and strength to remember their ancestry and to continue joining hands, hearts, and minds annually;

WHEREAS, the Douglas family reunion is scheduled for the second weekend of July every year after the July 4<sup>th</sup> holiday;

WHEREAS, the 47<sup>th</sup> Douglas family reunion is scheduled for the weekend of July 8-10, 2016, and this year’s theme is “Douglas Family Striving for Success”;

WHEREAS, the Douglas family is a family that prays together and stays together, a family guided by strong teachings of faith, as well as the renewing of unconditional love and a bond of family;

WHEREAS, the Douglas family will share the history of Charlie Fisher and Elizabeth McCauley Douglas faithfully in honor of their memories;

WHEREAS, the Douglas family will always remember their loved ones who have found eternal life;

WHEREAS, the Douglas family motto is “A Family Striving for Success!”;

**ENROLLED ORIGINAL**

WHEREAS, the Douglas family has adopted a family poem, “Don’t Quit”: “Success is belief that cannot fail. The winds of happiness fill our sail. If you think you might be slowing down a bit, rest if you must but don’t you quit;” and

WHEREAS, the Douglas family has adopted a family song, “By and By”: “Temptations, hidden snares, often take us unawares, and our hearts are made to bleed. For many a thoughtless word or deed, and we wonder why the test. When we try to our best. But we’ll understand it better by and by.”

RESOLVED, BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this resolution may be cited as the “Douglas Family Reunion Weekend Recognition Resolution of 2016”.

Sec. 2. The Council of the District of Columbia commends the Douglas family for its family values of unconditional love and respect, and declares July 8-10, 2016 as the “Douglas Family Reunion Weekend” in the District of Columbia.

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

ENROLLED ORIGINAL

A CEREMONIAL RESOLUTION

21-245

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

July 12, 2016

To recognize Donald L. Hense on his retirement on June 30, 2016 from serving as the Chief Executive Officer of Friendship Public Charter School.

WHEREAS, Donald L. Hense is a native of St. Louis, Missouri, was born on July 4, 1942 to Ivy and Fred Hense, and graduated from Vashon High School;

WHEREAS, Donald L. Hense is a graduate of Morehouse College in Atlanta, Georgia and went on to attend graduate school at Stanford University, completing all requirements for the Ph.D. except the dissertation;

WHEREAS, Donald L. Hense was a Rockefeller Intern in Economics at Cornell University, a Merrill Scholar to the University of Ghana, a Ford Foundation Fellow at Stanford University, and a Lecturer at the University of California, Berkeley;

WHEREAS, Donald L. Hense served as Vice President of the National Urban League, Director of Development of the Children’s Defense Fund, Director of Governmental Relations at Howard University, Boston University, and Dartmouth College, and Vice President of Prairie View A&M University of the Texas A&M System;

WHEREAS, Donald L. Hense is co-founder of the Bridges to Friendship Initiative, which provided the early impetus for the revitalization of the Navy Yard and was recognized by Vice President Al Gore as a model community initiative;

WHEREAS, Donald L. Hense is a life member of Kappa Alpha Psi Fraternity and serves on numerous organizational boards nationwide;

WHEREAS, Donald L. Hense is listed in Who’s Who in America and Who’s Who in the World and received the Presidential Award of Distinction from Morehouse College in 2012, the Benjamin E. Mays Award for Service, and the Outstanding Educator Award from the Center for Education Reform;

**ENROLLED ORIGINAL**

WHEREAS, Donald L. Hense served as Executive Director of the Friendship House, a 100-year-old social service agency that helps children, families, and older adults;

WHEREAS, Donald L. Hense founded and served as the CEO and the Chairman of the Board of Friendship Public Charter School, the largest chartered public school in the Nation’s Capital, serving more than 4,200 students on 11 campuses;

WHEREAS, Donald L. Hense was inducted into the National Charter School Hall of Fame in 2011 by the National Alliance for Public Charter Schools, and also was inducted into the D.C. Hall of Fame in 2015, and the District of Columbia Charter School Hall of Fame in 2016 as one of its first inductees; and

WHEREAS, Donald L. Hense retired as CEO of Friendship Public Charter School on June 30, 2016 after 20 years.

RESOLVED, BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this resolution may be cited as the “Donald L. Hense Retirement Recognition Resolution of 2016”.

Sec. 2. The Council of the District of Columbia recognizes Donald L. Hense for his years of service as CEO of Friendship Public Charter School.

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

ENROLLED ORIGINAL

A CEREMONIAL RESOLUTION

21-246

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

July 12, 2016

To recognize and honor Carla Perlo and Deborah Riley for their more than 35 years of service as the Co-Directors of Dance Place.

WHEREAS, Carla Perlo co-founded Dance Place in 1980 to serve as an educational and performing arts company;

WHEREAS, Dance Place moved to 3225 8th Street, N.E., in the Brookland/Edgewood neighborhood of Ward 5 in 1986;

WHEREAS, Deborah Riley joined Dance Place in 1987, serving as artist in residence, faculty member, and administrator before becoming Co-Director in 1999;

WHEREAS, Dance Place was the second dance organization to own and operate its space in the United States;

WHEREAS, Carla Perlo and Deborah Riley worked diligently to raise funds to create a premier dance facility;

WHEREAS, Dance Place has been recognized as the most prolific presenter and top training facility for diverse dance forms in Washington, D.C.;

WHEREAS, Dance Place has created a variety of after-school programs to engage local youth;

WHEREAS, Carla Perlo and Deborah Riley partnered with the District Department of Housing and Community Development and Artspace Projects to create the Brookland Artspace Lofts, which provide low-cost housing for artists;

WHEREAS, Carla Perlo and Deborah Riley have worked diligently to establish the newly created 8th Street Arts Park;

**ENROLLED ORIGINAL**

WHEREAS, Carla Perlo and Deborah Riley have greatly contributed to the development of an Arts Campus in Brookland and Edgewood;

WHEREAS, Carla Perlo was honored with the Mayor’s Arts Award for Excellence in Service to the Arts, as Washingtonian Magazine’s Washingtonian of the Year, WETA’s Hometown Hero, and Metro DC Dance Awards’ Special Recognition;

WHEREAS, Deborah Riley received one of the first Local Commissioning Grants from the Kennedy Center, the District of Columbia Commission on the Arts and Humanities – Artist Fellowship, and the inaugural award of Distinguished Alumni in Fine Arts from Ohio University; and

WHEREAS, Carla Perlo and Deborah Riley will retire in August 2017, leaving a lasting impression on the Washington, D.C. arts and education communities.

RESOLVED, BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this resolution may be cited as the “Carla Perlo and Deborah Riley Dance Place Recognition Resolution of 2016”.

Sec. 2. The Council of the District of Columbia recognizes and honors Carla Perlo and Deborah Riley, on the occasion of their retirement, for their commitment to Dance Place and the District of Columbia.

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

ENROLLED ORIGINAL

A CEREMONIAL RESOLUTION

21-247

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

July 12, 2016

To honor the National Organization of Black Law Enforcement Executives on the occasion of its 2016 40th Anniversary Annual Training Conference and to recognize its leadership and commitment to ensuring equity in the administration of justice in the provision of public service to all communities, and to serve as the conscience of law enforcement by being committed to justice by action in both the District of Columbia and nationwide.

WHEREAS, the National Organization of Black Law Enforcement Executives (“NOBLE”) has 3,000 members and nearly 60 chapters worldwide, and was founded and established in September 1976 in Arlington, Virginia;

WHEREAS, NOBLE is a nonprofit international organization of members who are chief executive officers and command-level law enforcement officials from federal, state, county, and municipal law enforcement agencies, and criminal justice practitioners;

WHEREAS, NOBLE has created programs designed to institute change in the lives of citizens in an environment where they are cultivated and motivated to thrive;

WHEREAS, committed to a holistic approach, NOBLE’s signature programs are in the areas of mentoring, education, leadership development, and safety;

WHEREAS, public safety is a core function of government, and effective law enforcement requires cultural sensitivity and diversity; and

WHEREAS, the city of Washington, D.C. is proud to recognize NOBLE for its commitment to serving the community, the law enforcement profession, and our great nation for 40 years.

RESOLVED, BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this resolution may be cited as the “National Organization of Black Law Enforcement Executives Recognition Resolution of 2016”.



**ENROLLED ORIGINAL**

Sec. 2. The Council of the District of Columbia welcomes the 2016 40th Anniversary Annual Training Conference and recognizes and honors the National Organization of Black Law Enforcement Executives for its invaluable contribution of providing solutions to law enforcement issues and concerns, as well as to the ever-changing needs of our communities.

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

ENROLLED ORIGINAL

A CEREMONIAL RESOLUTION

21-248

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

July 12, 2016

To recognize Sloane Stephens as the 2015 Citi Open Women’s Champion.

WHEREAS, Sloane Stephens won the first Women’s Tennis Association title of her career in Washington, D.C., defeating Samantha Stosur in the semifinals and defeating Anastasia Pavlyuchenkova in the finals of the 2015 City Open, 6-1, 6-2;

WHEREAS, Ms. Stephens was named one of the Top 50 Hottest Female Athletes of 2015;

WHEREAS, Ms. Stephens participated in youth tennis clinics with the District of Columbia Department of Parks and Recreation and the Washington Tennis and Education Foundation, and is committed to improving children’s lives on and off the court through her not-for-profit, The Sloane Stephens Foundation;

WHEREAS, Ms. Stephens reached a career high of No. 11 in the world and is currently No. 20 during the 2016 season;

WHEREAS, Ms. Stephens proudly claims Washington, D.C. as one of her favorite places that hosts one of her favorite tournaments, the Citi Open, formerly the Legg Mason; and

WHEREAS, Ms. Stephens has played in the summer hard court tournament since the inception of the women’s tournament in 2011 and was a semifinalist in 2012.

RESOLVED, BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this resolution may be cited as the “Sloane Stephens Recognition Resolution of 2016”.

Sec. 2. The Council of the District of Columbia recognizes Sloane Stephens for her extensive community, philanthropic, and charitable contributions, and applauds Ms. Stephens for her stellar athleticism in the game of tennis.

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

ENROLLED ORIGINAL

A CEREMONIAL RESOLUTION

21-249

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

July 12, 2016

To recognize and honor Past Grand Worthy Matron Ruth C. Smith on the occasion of her 100<sup>th</sup> birthday.

WHEREAS, Ruth C. Smith is a native Washingtonian, the younger daughter of the late Minerva G. Dabney, a charter member of Ruth Chapter No. 8, Order of the Eastern Star, and William H. Dabney, a member of Doric Lodge No. 19, and Jonathan Davis Consistory No. 1, of Washington, D.C.;

WHEREAS, Ruth C. Smith was educated in the public schools of the District of Columbia, graduated from Howard University, and received degrees in library science from Hampton University and Columbia University;

WHEREAS, Ruth C. Smith joined Ruth Chapter No. 8, Order of the Eastern Star in 1950 and has been active in most of the Masonic organizations for women in this city and across the country;

WHEREAS, Ruth C. Smith was elected as Grand Worthy Matron of the Georgiana Grand Chapter, Prince Hall Affiliate, Order of the Eastern Star in 1983, and her main activity was the presentation of the Reverend James Cleveland and the Jubilee Majestic Choir at the DAR Constitution Hall;

WHEREAS, Ruth C. Smith was the first black American and first woman to serve as director of the National Institutes of Health Library, one of the major medical libraries in the United States;

WHEREAS, Ruth C. Smith was active in several organizations, including Toastmistress, the Special Libraries Association, the Medical Library Association, and the International Federation of Library Associations (“IFLA”);

**ENROLLED ORIGINAL**

WHEREAS, the ILFA convened meetings all over the world and Ruth C. Smith (and often her husband) had the opportunity to visit London, Brussels, Czechoslovakia, Norway, Canada, Germany, Hawaii, Denmark, and the Philippines;

WHEREAS, Ruth C. Smith served the Grand Chapter as Grand Chairperson of the Committee on Foreign Correspondence (“CCFC”) for 19 years, and after retiring from the position in 2014 was named Grand CCFC Emeritus; and

WHEREAS, Ruth C. Smith continues to use her extensive knowledge in the following Masonic affiliations: elected Grand Historian of the General Conference of Grand Courts, and Heroines of Jericho of the United States and the Bahamas; and honors as Past General Conference Grand Most Ancient Matron in 2005; Lydia Court No. 3 and Honorary Past Royal Grand Perfect Matron and Royal Grand Treasurer Emeritus of Dorcas Grand Court, Ladies of the Circle of Perfection.

RESOLVED, BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this resolution may be cited as the “Ruth C. Smith Recognition Resolution of 2016”.

Sec. 2. The Council of the District of Columbia recognizes Ruth C. Smith and her contributions to the District as a community.

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

## ENROLLED ORIGINAL

## A CEREMONIAL RESOLUTION

21-250

## IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

July 12, 2016

To honor the District's Fire and Emergency Medical Services Department for its dedication to and protection of the citizens and visitors of Washington, D.C., and for its valiant and courageous service to the metropolitan area after the attacks of September 11, 2001.

WHEREAS, on the occasion of the 15<sup>th</sup> anniversary of the September 11, 2001 terrorist attacks on the United States, the Council of the District of Columbia honors the memory of the 2,977 people who perished from the attack, including 12 victims from the District;

WHEREAS, an exceptionally courageous force of first responders - including more than 100,000 firefighters, paramedics, rescue and recovery workers, and police officers - risked their lives that day to save the lives of others;

WHEREAS, the brave members of the District's Fire and Emergency Medical Services Department, along with members of the Arlington County Fire Department and other local fire agencies, helped with the Pentagon recovery efforts on September 11, 2001;

WHEREAS, the men and women who serve as first responders in the District of Columbia carry out the extraordinary responsibility of protecting not only District residents, but also all who visit and work here, and have always done so with tremendous dedication and respect;

WHEREAS, the men and women of the District's emergency services have fulfilled every duty to the District and their country in an honorable, courageous, and timely fashion, and they have demonstrated immense compassion for those who have suffered unforeseeable tragedies, while routinely considering the safety and well-being of others before their own;

WHEREAS, thousands of these same men and women have suffered adverse physical and emotional effects in the 15 years since 2001 and are at significantly greater risk for developing occupational cancers due to their exposure to chemicals and debris from the attacks;

WHEREAS, the Council acknowledges that there is more work to be done to support our first responders and to ensure that our men and women are suitably cared for and compensated

## ENROLLED ORIGINAL

for their brave work defending the District, our country, and our ideals; and

WHEREAS, it is fully right and just to honor the memory of those who lost their lives in the terrorist attacks a decade ago, it is equally compelling to observe and pay our respects to the first responders of the District and recognize their bravery and selflessness in the face of extraordinarily trying circumstances.

RESOLVED, BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this resolution be cited as the “September 11<sup>th</sup> Emergency and First Responders Remembrance and Recognition Resolution of 2016”.

Sec. 2. The Council of the District of Columbia honors its first responders for their tremendous commitment to serving the District, and remembers emergency workers who dutifully served their country in the face of danger on September 11, 2001.

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

ENROLLED ORIGINAL

A CEREMONIAL RESOLUTION

21-251

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

July 12, 2016

To recognize and honor Michael D. Thompson for 28 years of service at Providence Hospital, and his commitment to enrich the health and lives of District of Columbia residents.

WHEREAS, Michael D. Thompson was born in Washington, D.C. and is a graduate of Eastern Senior High School;

WHEREAS, Michael D. Thompson graduated from Lafayette College with a Bachelor of Science in Economics and Business and graduated from Howard University with a Masters of Business Administration, Healthcare Management and a Masters in Public Relations;

WHEREAS, Michael D. Thompson worked for the Hospital Corporation of America in Nashville, Tennessee from 1985-1988;

WHEREAS, Michael D. Thompson then returned to the District of Columbia to work at Providence Hospital, located in Ward 5, from 1988 to 2016;

WHEREAS, Michael D. Thompson served as the Vice President, Planning, Marketing, and Government Relations of Providence Hospital;

WHEREAS, Michael D. Thompson, in that role, assisted in developing positions on legislative and financial policy matters before the Council of the District of Columbia through 14 different Council Periods and 6 different Mayors of the District of Columbia.

WHEREAS, Michael D. Thompson, during his tenure at Providence Hospital, and under the leadership of President and Chief Executive Officer, Carol Keehan, dedicated himself to supporting the Providence Hospital Citizen’s Board comprised of Ward 5 residents;

WHEREAS, Michael D. Thompson, during his tenure, was responsible for submitting and successfully securing certificates of need for over 20 projects, including the Carroll Manor Nursing and Rehabilitation Center, Cardiac Catheterization Lab, and Magnetic Resonance Imaging Center and Emergency Room.

## ENROLLED ORIGINAL

WHEREAS, Michael D. Thompson worked closely with Advisory Neighborhood Commission 5A, North Michigan Park and other civic associations to bring Providence Hospital's resources into the community;

WHEREAS, Michael D. Thompson was the recipient of the American Hospital Association's Grassroots Champion Advocacy Award for developing an efficient protocol for discharging patients living with intellectual and developmental disabilities from hospitals to group homes;

WHEREAS, Michael D. Thompson helped coordinate a year-long series of events to celebrate Providence Hospital's 150th anniversary in 2011;

WHEREAS, Michael D. Thompson was the recipient of Providence Hospital's Mission Award for Employee of the year in 2013;

WHEREAS, Michael D. Thompson was appointed by Mayor Vincent Gray to serve on the Business Regulatory Reform Task Force in 2014;

WHEREAS, Michael D. Thompson collaborated with Unity Health Care and the Howard University School of Dentistry to organize a project in Anacostia that delivered medical and dental services to underserved residents in 2015 and 2016;

WHEREAS, Michael D. Thompson serves as an adjunct professor in the undergraduate Health Care Administration Department at the University of Maryland University College; and

WHEREAS, Michael D. Thompson is a deacon of Bethesda Baptist Church in the Ivy City/Trinidad neighborhood.

RESOLVED, BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this resolution may be cited as the "Michael D. Thompson Recognition Resolution of 2016".

Sec. 2. The Council of the District of Columbia recognizes and honors Michael D. Thompson for his dedication to the residents of the District of Columbia and for influencing healthcare policies within the District of Columbia.

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



<p style="text-align: center;"><b>COUNCIL OF THE DISTRICT OF COLUMBIA</b> <b>EXCEPTED SERVICE APPOINTMENTS AS OF JULY 31, 2016</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>
Priest, Gabrielle	Constituent Services Coordinator	1	Excepted Service - Reg Appt
Cheatham, Demetris	Deputy Chief of Staff	7	Excepted Service - Reg Appt
Brown, Miya	Constituent Services Coordinator	3	Excepted Service - Reg Appt

ALCOHOLIC BEVERAGE REGULATION ADMINISTRATION

NOTICE OF PUBLIC HEARING

Posting Date: August 12, 2016
Petition Date: September 26, 2016
Hearing Date: October 11, 2016

License No.: ABRA-097479
Licensee: Outpost DC, LLC
Trade Name: Abakedjoint
License Class: Retailer's Class "C" Restaurant
Address: 440 K Street, N.W.
Contact: Tessa Velaquez: (202) 277-7332

WARD 6 ANC 6E SMD 6E05

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

NATURE OF SUBSTANTIAL CHANGE

Request to add Entertainment Endorsement that will include live entertainment.

CURRENT HOURS OF OPERATION FOR INSIDE PREMISES

Sunday through Thursday 7:00 am to 11:00 pm, Friday and Saturday 7:00 am to 12:00 am

CURRENT HOURS OF ALCOHOLIC BEVERAGE SALES, SERVICE AND CONSUMPTION FOR INSIDE PREMISES

Sunday through Thursday 8:00 am to 11:00 pm, Friday and Saturday 8:00 am to 12:00 am

CURRENT HOURS OF OPERATION FOR SIDEWALK CAFE

Sunday through Saturday 7:00 am to 10:00 pm

CURRENT HOURS OF ALCOHOLIC BEVERAGE SALES, SERVICE AND CONSUMPTION FOR SIDEWALK CAFE

Sunday through Saturday 8:00 am to 10:00 pm

PROPOSED HOURS OF LIVE ENTERTAINMENT

Sunday through Thursday 6 pm to 11:00 pm, Friday and Saturday 6 pm to 12:00 am

ALCOHOLIC BEVERAGE REGULATION ADMINISTRATION

NOTICE OF PUBLIC HEARING

Posting Date: August 12, 2016
Petition Date: September 26, 2016
Hearing Date: October 11, 2016

License No.: ABRA-099556
Licensee: Independence 4 U, LLC
Trade Name: Declaration
License Class: Retailer's Class "C" Restaurant
Address: 804 V Street, N.W.
Contact: Alan Popovsky: (202) 627-2277

WARD 1 ANC 1B SMD 1B02

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 Summer Garden with seating for 18.

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

Sunday 10 am - 11 pm, Monday through Thursday 11 am - 12 am, Friday 11 am through 3 am and Saturday 10 am - 3 am

PROPOSED HOURS OF OPERATION AND ALCOHOLIC BEVERAGE SALE/SERVICE/CONSUMPTION FOR SUMMER GARDEN

Sunday 10 am - 11 pm, Monday through Thursday 11 am - 11:30 pm, Friday 11 am through 12:30 am and Saturday 10 am - 12:30 am

## ALCOHOLIC BEVERAGE REGULATION ADMINISTRATION

## NOTICE OF PUBLIC HEARING

Posting Date: August 12, 2016  
Petition Date: September 26, 2016  
Hearing Date: October 11, 2016

License No.: ABRA-000753  
Licensee: Calvert Restaurant, Inc.  
Trade Name: Mama Ayesha's Calvert Restaurant  
License Class: Retailer's Class "C" Restaurant  
Address: 1967 Calvert Street, N.W.  
Contact: Samir Abu-El-Hawa: 202-232-5431

WARD 1

ANC 1C

SMD 1C04

Notice is hereby given that this applicant has applied for a Substantial Change to its license under the D.C. Alcoholic Beverage Control Act and that the objectors are entitled to be heard before the granting of such on the Hearing Date at 10:00 am, 4th Floor, 2000 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.

**NATURE OF SUBSTANTIAL CHANGE**

Applicant requests a Change of Hours of operation, alcoholic beverage sales and consumption, and sidewalk café.

**CURRENT HOURS OF OPERATION/ ALCOHOLIC BEVERAGE SALES, SERVICE AND CONSUMPTION ON PREMISE**

Sunday through Thursday 12:00 pm – 10:00 pm, Friday and Saturday 12:00 pm – 10:30 pm

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

Sunday through Thursday 5:00 pm – 10:00 pm, Friday and Saturday 5:00 pm – 10:30 pm

**PROPOSED HOURS OF OPERATION AND ALCOHOLIC BEVERAGE SALES, SERVICE AND CONSUMPTION ON PREMISE**

Sunday through Saturday 10:00 am - 1:00 am

**PROPOSED HOURS OF OPERATION AND ALCOHOLIC BEVERAGE SALES, SERVICE AND CONSUMPTION FOR SIDEWALK CAFE**

Sunday through Saturday 10:00 am - 12:00 am

**ALCOHOLIC BEVERAGE REGULATION ADMINISTRATION**

**NOTICE OF PUBLIC HEARING**

Posting Date: August 12, 2016  
Petition Date: September 26, 2016  
Hearing Date: October 11, 2016  
Protest Hearing Date: December 7, 2016

License No.: ABRA-103741  
Licensee: FT Casaluca DC II, LLC  
Trade Name: Sfoglina Pasta House  
License Class: Retailer’s Class “C” Restaurant  
Address: 4445 Connecticut Avenue, N.W.  
Contact: Stephen O’Brien (202) 625-7700

WARD 3                      ANC 3F                      SMD 3F04

Notice is hereby given that this applicant has applied for a new license under the D.C. Alcoholic Beverage Control Act and that the objectors are entitled to be heard before the granting of such license on the hearing date at 10:00 am, 2000 14<sup>th</sup> Street, N.W., 400 South, Washington, DC 20009. Petitions and/or requests to appear before the Board must be filed on or before the petition date. The Protest Hearing Date is scheduled for December 7, 2016 at 4:30 pm.

**NATURE OF OPERATION**

A full-service modern Italian restaurant featuring a variety of house made pastas. Total Occupancy Load: 149. Total number of seats: 90. Total number of sidewalk café seats: 55.

**HOURS OF OPERATION AND ALCOHOLIC BEVERAGE**

**SALES/SERVICE/CONSUMPTION**

Sunday through Thursday 10 am – 12 am, Friday and Saturday 10 am- 1 am

**HOURS OF OPERATION AND ALCOHOLIC BEVERAGE**

**SALES/SERVICE/CONSUMPTION FOR SIDEWALK CAFE**

Sunday through Saturday 10 am – 12 am

**ALCOHOLIC BEVERAGE REGULATION ADMINISTRATION**

**NOTICE OF PUBLIC HEARING**

Posting Date: August 12, 2016  
 Petition Date: September 26, 2016  
 Hearing Date: October 11, 2016  
 Protest Hearing Date: December 7, 2016

License No.: ABRA-101706  
 Licensee: Wagshal's PCI, LLC  
 Trade Name: Wagshal's  
 License Class: Retailer's Class "B" Full- Service Grocery Store  
 Address: 4857 Massachusetts Avenue, N.W.  
 Contact: Rosemarie Salguero: (301) 657-0151

WARD 3                      ANC 3E                      SMD 3E02

Notice is hereby given that this applicant has applied for a new license under the D.C. Alcoholic Beverage Control Act and that the objectors are entitled to be heard before the granting of such license on the hearing date at 10:00 am, 2000 14<sup>th</sup> Street, N.W., 400 South, Washington, DC 20009. Petitions and/or requests to appear before the Board must be filed on or before the petition date. The Protest Hearing Date is scheduled for December 7, 2016 at 1:30 pm.

**NATURE OF OPERATION**

Grocery store with prepared food and deli also containing an eat-in café. Beer and Wine available for on and off premise consumption.

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

Sunday 8:30 am – 8 pm, Monday through Friday 7:30 am – 9 am, Saturday 8:30 am – 9 pm

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

Posting Date: August 12, 2016  
Petition Date: September 26, 2016  
Hearing Date: October 11, 2016  
Protest Hearing Date: December 7, 2016

License No.: ABRA-101707  
Licensee: Wagshal's PCI, LLC  
Trade Name: Wagshal's  
License Class: Retailer's Class "D" Restaurant  
Address: 4857 Massachusetts Avenue, N.W.  
Contact: Rosemarie Salguero: (301) 657-0151

WARD 3

ANC 3E

SMD 3E02

Notice is hereby given that this applicant has applied for a license under the D.C. Alcoholic Beverage Control Act and that the objectors are entitled to be heard before the granting of such license on the hearing date at 10:00 am, 2000 14<sup>th</sup> Street, N.W., 400 South, Washington, DC 20009. Petitions and/or requests to appear before the Board must be filed on or before the petition date. The Protest Hearing Date is scheduled for December 7, 2016 at 1:30 pm.

**NATURE OF OPERATION**

Restaurant-style food such as sandwiches, salads, and assortment of side dishes within a full-service grocery store. Sidewalk Café endorsement seating 46 patrons. Beer and wine available for on premise consumption. Total Occupancy Load of 40. Seating for 40 inside premises.

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

Sunday 8:30 am- 8 pm, Monday through Friday 7:30 am – 9 am, Saturday 8:30 am-9 pm

## DEPARTMENT OF HEALTH CARE FINANCE

NOTICE OF FINAL RULEMAKING

The Director of the Department of Health Care Finance (DHCF or the Department), pursuant to the authority set forth in An Act to enable the District of Columbia (District) to receive federal financial assistance under Title XIX of the Social Security Act for a medical assistance program, and for other purposes, approved December 27, 1967 (81 Stat.774; D.C. Official Code § 1-307.02 (2014 Repl. & 2016 Supp.)), and Section 6(6) of the Department of Health Care Finance Establishment Act of 2007, effective February 27, 2008 (D.C. Law 17-109; D.C. Official Code § 7-771.05(6) (2012 Repl.)), hereby gives notice of the adoption of an amendment to Section 995 (Medicaid Physician and Specialty Services Rate Methodology) of Chapter 9 (Medicaid Program) of Title 29 (Public Welfare) of the District of Columbia Municipal Regulations (DCMR).

These rules amend Subsection 995.1, which authorizes physician-administered chemotherapy drugs to be reimbursed at one hundred percent (100%) of the Medicare reimbursement rate, effective for services delivered on or after May 1, 2016. These rules allow DHCF to: (1) maintain access to services for this very fragile population who are in need of chemotherapy drugs for treatment without compromising treatment efficacy or patient safety; and (2) ensure greater consistency and currency of the District's reimbursement model for chemotherapy drugs with other public and private payers.

These rules also amend Subsection 995.5, which will align updates of the physician and specialty rates with the requirements for Medicaid fee schedule updates, as set forth under Section 988 of Chapter 9 of Title 29 DCMR. This will enable DHCF to: (1) periodically and prospectively update the fee schedule for physician and specialty services while complying with advance notice requirements, rather than implementing annual updates on January 1; and (2) correspondingly update the reimbursement of physician-administered chemotherapy drugs periodically, rather than implementing updates on January 1.

The corresponding State Plan amendment (SPA) was deemed approved by the Council of the District of Columbia (Council) on March 18, 2016 (PR 21-0557) before submission to the U.S. Department of Health and Human Services (HHS), Centers for Medicare and Medicaid Services (CMS). The SPA was approved by CMS on June 27, 2016 to be effective for all physician-administered chemotherapy drugs reimbursed on or after May 1, 2016.

A Notice of Emergency and Proposed Rulemaking was published in the *D.C. Register* on April 15, 2016 at 63 DCR 005786. No comments were received and no substantive changes have been made. The Director adopted these rules as final on July 29, 2016 and they shall become effective on the date of publication of this rulemaking in the *D.C. Register*.

**Chapter 9, MEDICAID PROGRAM, of Title 29 DCMR, PUBLIC WELFARE, is amended as follows:**

**Subsection 995.1 of Section 995, MEDICAID PHYSICIAN AND SPECIALTY SERVICES RATE METHODOLOGY, is deleted in its entirety and amended to read as follows:**



995.1 Medicaid reimbursement rates for fee-for-service physician and specialist services shall be eighty percent (80%) of the rates paid by the Medicare Program as set forth in this section, except for physician-administered chemotherapy drugs administered on or after May 1, 2016. Medicaid reimbursement for chemotherapy drugs that are administered on or after May 1, 2016 shall be one hundred percent (100%) of the Medicare fee schedule. The reimbursement rates for physician administered chemotherapy drugs shall be posted on DHCF's website at [www.dc-medicaid.com](http://www.dc-medicaid.com) and updated annually.

**Subsection 995.5 is deleted in its entirety and amended to read as follows:**

995.5 All updates to the Medicaid fee schedule governing reimbursement rates for physician and specialty services shall comply with the requirements set forth under Section 988 (Medicaid Fee Schedule) of this chapter.

## DEPARTMENT OF HEALTH CARE FINANCE

NOTICE OF FINAL RULEMAKING

The Director of the Department of Health Care Finance (DHCF), pursuant to the authority set forth in An Act to enable the District of Columbia to receive federal financial assistance under Title XIX of the Social Security Act for a medical assistance program, and for other purposes, approved December 27, 1967 (81 Stat. 744; D.C. Official Code § 1-307.02 (2014 Repl. & 2016 Supp.)) and Section 6(6) of the Department of Health Care Finance Establishment Act of 2007, effective February 27, 2008 (D.C. Law 17-109; D.C. Official Code § 7-771.05(6) (2012 Repl. & 2016 Supp.)), hereby gives notice of the adoption of amendments to Sections 1901-1902, 1904-1909, 1911-1912, 1937, and 1999, and new Section 1938, of Chapter 19 (Home and Community-Based Services Waiver for Individuals with Intellectual and Developmental Disabilities) of Title 29 (Public Welfare) of the District of Columbia Municipal Regulations (DCMR).

These final rules establish general standards for the services provided to participants in the Home and Community-Based Services Waiver for Individuals with Intellectual and Developmental Disabilities (ID/DD Waiver) and conditions of participation for providers.

The ID/DD Waiver was approved by the Council of the District of Columbia (Council) and renewed by the U.S. Department of Health and Human Services, Centers for Medicare and Medicaid Services (CMS) for a five-year period beginning November 20, 2012. The corresponding amendment to the ID/DD Waiver was approved by the Council through the Medicaid Assistance Program Amendment Act of 2014, effective February 26, 2015 (D.C. Law 20-155; D.C. Official Code § 1-307.02(a)(8)(E) (2014 Repl. & 2016 Supp.)). CMS approved the amendment to the ID/DD Waiver effective September 24, 2015.

The thirteen rules included in this final rulemaking (*i.e.* 29 DCMR §§ 1901-1902, 1904-1909, 1911-1912, 1937-1938, and 1999) have undergone three sets of emergency and proposed rulemakings since September 2015. The Notice of Emergency and Proposed Rulemaking, which was published in the *D.C. Register* on September 25, 2015, at 62 DCR 012777, amended the rules by making comprehensive changes to 29 DCMR §§ 1901-1902, 1904-1909, 1911-1912, 1937, and 1999, and creating a new 29 DCMR § 1938. Specifically, the first emergency and proposed rules amended these provisions by: (1) changing the name of Art Therapies to Creative Arts Therapies; (2) adding Companion to the list of covered services; (3) deleting Shared Living from the list of covered services; (4) clarifying the eligibility requirements related to intellectual disability; (5) allowing a waiver of the requirement that the owner/operator have a specific degree and years of experience; (6) requiring that providers of residential and day/ vocational services show evidence of fiscal and organization accountability; (7) modifying training requirements for a provider staff person who works exclusively as a driver; (8) requiring providers to participate and cooperate with the reporting requirements pursuant to, the Citizens with Intellectual Disabilities Constitutional Rights and Dignity Act of 1978, effective March 3, 1979 (D.C. Law 2-137; D.C. Official Code §§ 7-1301.01 *et seq.* (2012 Repl.)); (9) modifying requirements for Cardio Pulmonary Resuscitation and First Aid certification; (10) clarifying the educational requirements for Direct Support Professionals who were educated outside of the United States; (11) requiring that a Direct Support Professional be acceptable to

the person for whom they are providing services; (12) requiring that providers report all reportable incidents to the Department on Disability Services; (13) adding support plan to the list of required records; (14) clarifying the requirements for daily progress notes; (15) amending Section 1937 on cost reports and audits; (16) adding a new Section 1938 entitled Home and Community-Based Setting (HCBS) Requirements; (17) amending Subsection 1909.1 to clarify that DHCF and or its designees shall have access to all waiver provider locations, including access to the people receiving supports and all records in any form, and clarifying the meaning of “records” for purposes of this section; (18) adding certain definitions including definitions for Group Home for a Person with an Intellectual Disability, Living Wage, and SMARTER Goals; and (19) clarifying the requirements for Intellectual Disability and Qualified Development Disabilities Professional.

DHCF did not receive any comments to the first emergency and proposed rules. The Notice of Second Emergency and Proposed Rulemaking, which was published in the *D.C. Register* on February 5, 2016, at 63 DCR 001364, continued the changes reflected in the first emergency and proposed rules described above and further amended the rules by (1) requiring participation and cooperation with the National Core Indicators surveys or its successors; (2) indicating a timeframe where terminated or withdrawn providers may not re-enroll in the Waiver program; (3) requiring service coordinators to upload all documents pertaining to the service rule to the Department of Disability Service, Developmental Disabilities Administration’s MCIS database system or its successor; (4) requiring certain choices for a person receiving supports in some HCBS settings; and (5) requiring Provider Human Rights Committees to address certain questions before deviations from HCBS Requirements are made to a person’s supports.

DHCF received four comments to the second emergency and proposed rules related to 29 DCMR § 1904.5 (encouraging use of public transportation), § 1907.10 (annual commitment hearings conflict with individual rights), § 1909.2(m)(4) (use of electronic signatures), and § 1938.2(d)(3) (access to personal funds). These comments did not prompt DHCF to make any substantive changes to the second emergency and proposed amendments related to 29 DCMR §§ 1902, 1905-1908, 1911-1912, 1937, and 1999. The Notice of Third Emergency and Proposed Rulemaking, which was published in the *D.C. Register* on May 13, 2016, at 63 DCR 007304, retained changes from the first and second emergency and proposed rules for 29 DCMR §§ 1901, 1904 and 1909, and new 29 DCMR § 1938, and made additional changes as follows: (1) 29 DCMR § 1901 (Covered Services and Rates) was further amended to include the specific title for the implementing rule for each covered service, to reference the applicable DCMR section for each covered service, and to permit rates for each of the covered services to be published in a Medicaid fee schedule which will published online and a notice published in the *D.C. Register*; (2) 29 DCMR § 1904 (Provider Qualifications) was further amended to reflect that Board members should be representative of the community, to require certain providers to conduct and report on annual customer satisfaction surveys, and to encourage the use of community-based transportation options per the public comment; (3) 29 DCMR § 1909 (Records and Confidentiality of Information) was further amended to acknowledge the use of electronic signatures per the public comment, to include reference to recommended tools, and to further define teaching strategies in a new Subsection 1909.11; and (4) new 29 DCMR § 1938 (Home and Community-Based Setting Requirements) was further amended to clarify the use of community services, to ensure access to personal funds and bank accounts (though not

responsive to the public comment), and to clarify privacy rights. The third emergency and proposed rulemaking was adopted on April 29, 2016, became effective immediately, and shall remain in effect until August 27, 2016, unless superseded by publication of this Notice of Final Rulemaking in the *D.C. Register*. DHCF received no comments to the third emergency and proposed rulemaking and no changes have been made.

The Director of DHCF adopted these rules as final on July 29, 2016, and they shall become effective on the date of publication of this notice in the *D.C. Register*.

**Chapter 19, HOME AND COMMUNITY-BASED SERVICES WAIVER FOR INDIVIDUALS WITH INTELLECTUAL AND DEVELOPMENTAL DISABILITIES, of Title 29 DCMR, PUBLIC WELFARE, is amended as follows:**

**Section 1901, COVERED SERVICES AND RATES, is deleted in its entirety and amended to read as follows:**

**1901 COVERED SERVICES AND RATES**

1901.1 Services available under the Waiver shall include the following:

- (a) Creative Arts Therapies Services, 29 DCMR § 1918;
- (b) Behavioral Support Services, 29 DCMR § 1919;
- (c) Companion Services, 29 DCMR § 1939;
- (d) Day Habilitation Services, 29 DCMR § 1920;
- (e) Dental Services, 29 DCMR § 1921
- (f) Employment Readiness Services, 29 DCMR § 1922;
- (g) Environmental Accessibility Adaptation Services, 29 DCMR § 926;
- (h) Family Training Services, 29 DCMR § 1924;
- (i) Host Home without Transportation Services, 29 DCMR § 1915;
- (j) Individualized Day Supports Services, 29 DCMR § 1925;
- (k) In-Home Supports Services, 29 DCMR § 1916;
- (l) Occupational Therapy Services, 29 DCMR § 1926;
- (m) One-Time Transitional Services, 29 DCMR § 1913;
- (n) Personal Care Services, 29 DCMR § 1910;
- (o) Personal Emergency Response System (PERS) Services, 29 DCMR § 1927;
- (p) Physical Therapy Services, 29 DCMR § 1928;
- (q) Residential Habilitation Services, 29 DCMR § 1929;
- (r) Respite Services, 29 DCMR § 1930;
- (s) Skilled Nursing Services, 29 DCMR § 1931;
- (t) Speech, Hearing and Language Services, 29 DCMR § 1932;
- (u) Supported Employment Services – Individual and Small Group Services, 29 DCMR § 1933;
- (v) Supported Living Services, 29 DCMR § 1934;
- (w) Vehicle Modification Services, 29 DCMR § 1914; and
- (x) Wellness Services, 29 DCMR § 1936.

1901.2 For dates of services beginning November 20, 2016, which aligns with Waiver Year 5, the Medicaid provider reimbursement rate(s) to be paid for the Waiver services identified in Subsection 1901.1 shall be posted on the District of Columbia Medicaid fee schedule at [www.dc-medicaid.com](http://www.dc-medicaid.com). DHCF shall also publish a notice in the *D.C. Register* which reflects the change in the reimbursement rate(s) for Waiver services.

**Subsections 1902.1 and 1902.4, of Section 1902, ELIGIBILITY REQUIREMENTS, are amended to read as follows:**

1902.1 Any person eligible to receive Waiver services shall be a person who currently receives services from DDS/DDA and meets all of the following requirements:

- (a) Has a special income level up to three hundred percent (300%) of the SSI federal benefit or be aged and disabled with income up to one hundred percent (100%) of the federal poverty level or be medically needy as set forth in 42 C.F.R. §§ 435.320, 435.322, 435.324 and 435.330;
- (b) Has an intellectual disability as defined in D.C. Official Code § 7-1301.03(15A), which, when establishing qualifying intelligence quotient (IQ), includes consideration of the standard error of measurement associated with the particular IQ test, and requires adaptive deficits across at least two of the following three domains: conceptual, practical, and social;
- (c) Is eighteen (18) years of age or older;
- (d) Is a resident of the District of Columbia as defined in D.C. Official Code § 7-1301.03(22);
- (e) Has a Level of Care (LOC) determination that the person requires services furnished in an Intermediate Care Facility for Individuals with Intellectual Disabilities (ICF/IID) or be a person with related conditions pursuant to the criteria set forth in § 1902.4; and
- (f) Meets all other eligibility criteria applicable to Medicaid recipients including citizenship and alienage requirements.

...

1902.4 A person shall meet the LOC determination set forth in § 1902.1(e) if one of the following criteria has been met, taking into consideration the standard error of measurement for the IQ test:

- (a) The person's primary disability is an intellectual disability with an intelligence quotient (IQ) of fifty-nine (59) or less;
- (b) The person's primary disability is an intellectual disability with an IQ of sixty (60) to sixty-nine (69) and the person has at least one (1) of the following additional conditions:
  - (1) Mobility deficits;
  - (2) Sensory deficits;
  - (3) Chronic health problems;
  - (4) Behavior problems;
  - (5) Autism;
  - (6) Cerebral Palsy;
  - (7) Epilepsy; or
  - (8) Spina Bifida.
- (c) The person's primary disability is an intellectual disability with an IQ of sixty (60) to sixty-nine (69) and the person has severe functional limitations in at least three (3) of the following major life activities:
  - (1) Self-care;
  - (2) Understanding and use of language;
  - (3) Functional academics;
  - (4) Social skills;
  - (5) Mobility;
  - (6) Self-direction;
  - (7) Capacity for independent living; or
  - (8) Health and safety.
- (d) The person has an intellectual disability, has severe functional limitations in at least three (3) of the major life activities as set forth in § 1902.4(c)(1) through § 1902.4(c)(8), and has one (1) of the following diagnoses:
  - (1) Autism;
  - (2) Cerebral Palsy;
  - (3) Prader Willi; or
  - (4) Spina Bifida.

**Section 1904, PROVIDER QUALIFICATIONS, is deleted in its entirety and amended to read as follows:**

#### **1904 PROVIDER QUALIFICATIONS**

- 1904.1 HCBS Waiver provider agencies shall complete an application to participate in the Medicaid Waiver program and shall submit to DDS both the Medicaid provider enrollment application and the following organizational information:

- (a) A resume and three (3) letters of reference demonstrating that the owner(s)/operators(s) have a degree in the Social Services field or a related field with at least three (3) years of experience of working with people with intellectual and developmental disabilities; or a degree in a non-Social Services field with at least five (5) years of experience working with people with intellectual and developmental disabilities, unless waiver by the Department on Disability Services Deputy Director for the Developmental Disabilities Administration;
- (b) Documentation proving that the program manager of the HCBS Waiver provider agency has a Bachelor's degree in the Social Services field or a related field with at least five (5) years of experience in a leadership role or equivalent management experience working with people with intellectual and developmental disabilities or a Master's degree in the Social Services field or a related field with at least three (3) years of experience in a leadership role or equivalent management experience working with people with intellectual and developmental disabilities;
- (c) A copy of the business license issued by the Department of Consumer and Regulatory Affairs (DCRA);
- (d) A description of ownership and a list of major owners or stockholders owning or controlling five percent (5%) or more outstanding shares;
- (e) A list of Board members representing a diverse spectrum of the respective community and their affiliations;
- (f) A roster of key personnel, with qualifications, resumes, background checks, local license, if applicable, and a copy of their position descriptions;
- (g) A copy of the most recent audited financial statements of the agency performed by a third-party Certified Public Accountant or auditing company (not applicable for a new organization);
- (h) A copy of the basic organizational documents of the provider, including an organizational chart, and current Articles of Incorporation or partnership agreements, if applicable;
- (i) A copy of the Bylaws or similar documents regarding conduct of the agency's internal affairs;
- (j) A copy of the certificate of good standing from the DCRA;

- (k) Organizational policies and procedures, such as personnel policies and procedures required by DDS and available at:  
<http://dds.dc.gov/DC/DDS/Developmental+Disabilities+Administration/Policies?nav=1&vgnextrefresh=1>;
- (l) A continuous quality assurance and improvement plan that includes community integration and person-centered thinking principles and values as intentional outcomes for persons supported;
- (m) A copy of professional/business liability insurance of at least one million dollars (\$1,000,000) prior to the initiation of services, or more as required by the applicable Human Care Agreements;
- (n) A sample of all documentation templates, such as progress notes, evaluations, intake assessments, discharge summaries, and quarterly reports;
- (o) For providers of Supported Living, Supported Living with Transportation, Host Homes, and Residential Habilitation, a Continuity of Operations Plan;
- (p) For providers, of Supported Living, Supported Living with Transportation, Host Homes, Residential Habilitation, In Home Supports, Day Habilitation, Individualized Day Supports, and Employment Readiness, evidence fiscal and organizational accountability; and
- (q) Any other documentation deemed necessary to support the approval as a provider.

1904.2 Professional service provider applicants who are in private practice as an independent clinician and are not employed by an enrolled HCBS Waiver provider agency of residential or day/vocational services or a Home Health Agency, shall complete and submit to DDS the Medicaid provider enrollment application and the following:

- (a) Documentation to prove ownership or leasing of a private office, even if services are always furnished in the home of the person receiving services;
- (b) A copy of a professional license in accordance with District of Columbia Health Occupations Revision Act of 1985, effective March 25, 1986 (D.C. Law 6-99; D.C. Official Code §§ 3-1201.01 *et seq.*), as amended, and the applicable state and local licenses in accordance with the licensure laws of the jurisdiction where services are provided; and
- (c) A copy of the insurance policy verifying at least one million dollars (\$1,000,000) in liability insurance.



1904.3 Home Health Agencies shall complete and submit to DDS the Medicaid provider enrollment application and the following documents:

- (a) A copy of the Home Health Agency license pursuant to the Health-Care and Community Residence Facility, Hospice and Home Care Licensure Act of 1983, effective February 24, 1984 (D.C. Law 5-48; D.C. Official Code §§ 44-501 *et seq.*), and implementing rules; and
- (b) If skilled nursing is utilized, a copy of the registered nurse or licensed practical nurse license in accordance with District of Columbia Health Occupations Revision Act of 1985, effective March 25, 1986 (D.C. Law 6-99; D.C. Official Code §§ 3-1201.01 *et seq.*), as amended, and the applicable state and local licenses in accordance with the licensure laws of the jurisdiction where services are provided.

1904.4 In order to provide services under the Waiver and qualify for Medicaid reimbursement, DDS approved HCBS Waiver providers shall meet the following requirements:

- (a) Maintain a copy of the approval letter issued by DHCF;
- (b) Maintain a current District of Columbia Medicaid Provider Agreement that authorizes the provider to bill for services under the Waiver;
- (c) Obtain a National Provider Identification (NPI) number from the National Plan and Provider Enumeration System website;
- (d) Comply with all applicable District of Columbia licensure requirements and any other applicable licensure requirements in the jurisdiction where services are delivered;
- (e) Maintain a copy of the most recent Individual Support Plan (ISP) and Plan of Care that has been approved by DDS for each person;
- (f) Maintain a signed copy of a current Human Care Agreement with DDS for the provision of services, if determined necessary by DDS;
- (g) Ensure that all staff are qualified, properly supervised, and trained according to DDS policy;
- (h) Ensure that a plan is in place to provide services for non-English speaking people pursuant to DDA's Language Access Policy available at: <http://dds.dc.gov/publication/language-access-policy>;
- (i) Offer the Hepatitis B vaccine to all employees with potential exposure;

- (j) Ensure that staff are trained in infection control procedures consistent with the standards established by the Federal Centers for Disease Control and Prevention (CDC) and the U.S. Department of Labor, Occupational Safety and Health Administration (OSHA), as set forth in 29 C.F.R. § 1910.1030;
- (k) Ensure compliance with the provider agency's policies and procedures and DDS policies such as, reporting of unusual incidents, human rights, language access, employee orientation objectives and competencies, individual support plan, most integrated community based setting, health and wellness standards, behavior management, and protection of the person's funds, available at:  
<http://dds.dc.gov/page/policies-and-procedures-dda>;
- (l) For providers of Supported Living, Supported Living with Transportation, Host Homes, Residential Habilitation, In-Home Supports, Day Habilitation, Individualized Day Supports, and Employment Readiness, complete mandatory training in Person-Centered Thinking, Supported Decision-Making, Supporting Community Integration, and any other topics as determined by DDS;
- (m) Provide a written staffing schedule for each site where services are provided, if applicable;
- (n) Maintain a written staffing plan, if applicable;
- (o) Develop and implement a continuous quality assurance and improvement system, that includes person-centered thinking, community integration, and compliance with the HCBS Settings Rule, to evaluate the effectiveness of services provided;
- (p) Ensure that a certificate of occupancy is obtained, if applicable;
- (q) Ensure that a certificate of need is obtained, if applicable;
- (r) Obtain approval from DDS for each site where residential, day, employment readiness, and supported employment services are provided prior to purchasing or leasing property;
- (s) Ensure that, if services are furnished in a private practice office space, spaces are owned, leased, or rented by the private practice and used for the exclusive purpose of operating the private practice;
- (t) Ensure that a sole practitioner shall individually supervise assistants and aides employed directly by the independent practitioner, by the partnership

group to which the independent practitioner belongs, or by the same private practice that employs the independent practitioner;

- (u) Complete the DDA abbreviated readiness process, if applicable;
- (v) Participate, and support willing waiver recipients to participate, in the National Core Indicators surveys, or successors surveys, as requested by DDS and/ or its assigned contractors; and
- (w) Adhere to the specific provider qualifications in each service rule.

1904.5 Each service provider under the Waiver for which transportation is included or otherwise provided shall:

- (a) Ensure that each vehicle used to transport a person has valid license plates;
- (b) Ensure that each vehicle used to transport a person has at least the minimum level of motor vehicle insurance required by law;
- (c) Present each vehicle used to transport a person for inspection by a certified inspection station every six (6) months, or as required in the jurisdiction where the vehicle is registered, and provide proof that the vehicle has passed the inspection by submitting a copy of the Certificate of Inspections to DDS upon request, except in circumstances where transportation is not included in the Waiver service;
- (d) Ensure that each vehicle used to transport a person is maintained in safe, working order;
- (e) Ensure that each vehicle used to transport a person meets the needs of the person;
- (f) Ensure that each vehicle used to transport a person has seats fastened to the body of the vehicle;
- (g) Ensure that each vehicle used to transport a person has operational seat belts;
- (h) Ensure that each vehicle used to transport a person can maintain a temperature conducive to comfort;
- (i) Ensure that each vehicle used to transport a person is certified by the Washington Metropolitan Area Transit Commission, except in circumstances where transportation is not included in the Waiver service;

- (j) Ensure that each person is properly seated when the vehicle is in operation;
- (k) Ensure that each person is transported to and from each appointment in a timely manner;
- (l) Ensure that each person is provided with an escort on the vehicle, when needed;
- (m) Ensure that each vehicle used to transport a person with mobility needs is adapted to provide safe access and use;
- (n) Ensure that each staff/employee/contractor providing services meets the requirements set forth in § 1906 of these rules, except that a staff/employee/contractor who works exclusively as a driver is exempt from § 1906.1(h), but must be trained on use of the vehicle safety restraints and any specific safety needs of the person being transported; and
- (o) Ensure that each staff/employee/contractor providing services be certified in Cardiopulmonary Resuscitation (CPR) and First Aid.
- (p) Encourage the use of community-based transportation, as appropriate and described in the ISP.

**Subsection 1905.10 of Section 1905, PROVIDER ENROLLMENT PROCESS, is amended to read as follows:**

- 1905.10 Each provider shall be subject to the administrative procedures set forth in Chapter 13 of Title 29 DCMR; to the provider certification standards established by DDS, currently known as the Provider Certification Review process; to all policies and procedures promulgated by DDS that are applicable to providers during the provider's participation in the Waiver program; and to participation and cooperation in the reporting requirements pursuant to the Citizens with Intellectual Disabilities Constitutional Rights and Dignity Act of 1978, effective March 3, 1979 (D.C. Law 2-137; D.C. Official Code §§ 7-1301.02 *et seq.*), as implemented by the Superior Court of the District of Columbia.
- 1905.11 Each provider who has been terminated or has voluntarily withdrawn from the Waiver program may not reapply to the Waiver program for a period of no less than one (1) year.

**Section 1906, REQUIREMENTS FOR DIRECT SUPPORT PROFESSIONALS, is deleted in its entirety and amended to read as follows:**

**1906 REQUIREMENTS FOR DIRECT SUPPORT PROFESSIONALS**

1906.1 The basic requirements for all employees and volunteers providing direct services are as follows:

- (a) Be at least eighteen (18) years of age;
- (b) Obtain annual documentation from a physician or other health professional that he or she is free from tuberculosis;
- (c) Possess a high school diploma, general educational development (GED) certificate, or, if the person was educated in a foreign country, its equivalent;
- (d) Possess an active CPR and First Aid certificate and ensure that the CPR and First Aid certifications are renewed every two (2) years, with CPR certification and renewal via an in-person class;
- (e) Complete pre-service and in-service training as described in DDS policy;
- (f) Have the ability to communicate with the person to whom services are provided;
- (g) Be able to read, write, and speak the English language;
- (h) Participate in competency based training needed to address the unique support needs of the person, as detailed in his or her ISP; and
- (i) Have proof of compliance with the Health-Care Facility Unlicensed Personnel Criminal Background Check Act of 1998, effective April 20, 1999 (D.C. Law 12-238; D.C. Official Code §§ 44-551 *et seq.*); as amended by the Health-Care Facility Unlicensed Personnel Criminal Background Check Amendment Act of 2002, effective April 13, 2002 (D.C. Law 14-98; D.C. Official Code §§ 44-551 *et seq.*) for the following employees or contract workers:
  - (1) Individuals who are unlicensed under Chapter 12, Health Occupations Board, of Title 3 of the D.C. Official Code, who assist licensed health professionals in providing direct patient care or common nursing tasks;
  - (2) Nurse aides, orderlies, assistant technicians, attendants, home health aides, personal care aides, medication aides, geriatric aides, or other health aides; and

(3) Housekeeping, maintenance, and administrative staff who may foreseeably come in direct contact with Waiver recipients or patients.

(j) Be acceptable to the person for whom they are providing supports.

1906.2 Volunteers who work under the direct supervision of an individual licensed pursuant to Chapter 12 of Title 3 of the D.C. Official Code shall be exempt from the unlicensed personnel criminal background check requirement set forth in § 1906.1(i).

**Section 1907, INDIVIDUAL SUPPORT PLAN (ISP), is deleted in its entirety and amended to read as follows:**

**1907 INDIVIDUAL SUPPORT PLAN (ISP)**

1907.1 The ISP is the plan that identifies the supports and services to be provided to the person and the evaluation of the person’s progress on an on-going basis to assure that the person’s needs and desired outcomes are being met, based on what is important to and for the person, specifically including identifying the person’s interest in employment, identifying goals for community integration and inclusion, and determining the most integrated setting available to meet the person’s needs.

1907.2 The ISP shall include all Waiver and non-Waiver supports and services the person is receiving or shall receive consistent with his or her needs.

1907.3 The ISP shall be developed by the person and his or her support team using Person-Centered Thinking and Discovery tools and skills.

1907.4 At a minimum, the composition of the support team shall include the person being served, his or her substitute decision maker, if applicable, the DDS Service Coordinator and other individuals chosen by the person.

1907.5 The ISP shall be reviewed and updated annually by the support team. The ISP shall be updated more frequently if there is a significant change in the person’s status or any other significant event in the person’s life which affects the type or amount of services and supports needed by the person or if requested by the person.

1907.6 The Plan of Care shall be derived from the ISP and shall describe the frequency and types of services to be provided to the person, and the providers of those services.

1907.7 The provider shall:

- (a) Ensure that the service provided is consistent with the person's ISP and Plan of Care;
- (b) Participate in the annual ISP and Plan of Care meeting or Support Team meetings when indicated; and
- (c) Develop the documents described under § 1909.2(i), including goals and objectives, within thirty (30) days of the initiation of services, which shall address how the service will be delivered to each person, after notification by DDS that a service has been authorized.

1907.8 DHCF shall not reimburse a provider for services that are not authorized in the ISP, not included in the Plan of Care, furnished prior to the development of the ISP, furnished prior to receiving a service authorization from DDS, or furnished pursuant to an expired ISP.

1907.9 Each provider shall submit to the person's DDS Service Coordinator a quarterly report which summarizes the person's progress made toward achieving the desired goals and outcomes and identification and response to any issue relative to the provision of the service.

1907.10 Each provider shall submit to the DDS Court Liaison and to the person's DDS Service Coordinator an annual court status report not less than fifteen (15) business days prior to the annual review hearing for the person, pursuant to the Citizens with Intellectual Disabilities Constitutional Rights and Dignity Act of 1978, effective March 3, 1979 (D.C. Law 2-137; D.C. Official Code §§ 7-1301.02 *et seq.*), as implemented by the Superior Court of the District of Columbia. Each provider shall provide the annual court status report to the person's court appointed attorney not less than ten (10) business days prior to the annual review hearing of the person. Each provider shall cooperate with DDS to ensure that any necessary corrections to the annual court status report are made and submitted promptly and prior to the annual review hearing for the person.

**Section 1908, REPORTING REQUIREMENTS, is deleted in its entirety and amended to read as follows:**

**1908 REPORTING REQUIREMENTS**

1908.1 Each Waiver provider shall submit quarterly reports to the DDS Service Coordinator no later than seven (7) business days after the end of the first quarter, and each subsequent quarter thereafter.

1908.2 For purposes of reporting, the first quarter shall begin on the effective date of a person's ISP.

- 1908.3 Each Waiver provider shall submit assessments, quarterly reports as set forth in § 1909.2(n), documents as described in § 1909.2(i), and physician orders, if applicable, to the DDS Medicaid Waiver unit for the authorization of services.
- 1908.4 Each Waiver provider shall complete all documents required for the service(s) as set forth in each service rule and upload the documents into DDS' MCIS system, ninety (90) days prior to the person's ISP meeting.
- 1908.5 Failure to submit all required documents may result in sanctions by DDS up to and including a ban on authorizations for new service recipients. Service interruptions to the waiver participant due to the service provider's failure to submit required documentation will initiate referrals to a choice of a new service provider to ensure a continuation of services for the waiver participant. The date of the authorization of services shall be the date of receipt of the required documents by the Medicaid Waiver Unit, if the documents are submitted after the effective date of the ISP.
- 1908.6 Each Waiver provider shall report on a quarterly basis to the person served, his or her family, as applicable, guardian and/or surrogate decision maker and the DDS Service Coordinator about the programming and support provided to fulfill the objectives and outcomes identified in the ISP and Plan of Care, and any recommended revisions to the ISP and Plan of Care, when necessary, to promote continued skill acquisition, no later than seven (7) business days after the end of the first quarter, and each subsequent quarter thereafter.
- 1908.7 Each Waiver provider shall report all reportable incidents and all serious reportable incidents to DDS pursuant to the timelines established under DDA's Incident Management and Enforcement Policy and Procedures, available at: <http://dds.dc.gov/page/policies-and-procedures-dda>.

**Subsections 1909.1, 1909.2 and 1909.5 of Section 1909, RECORDS AND CONFIDENTIALITY OF INFORMATION, are amended, and new Subsections 1909.10 and 1909.11 are added, to read as follows:**

- 1909.1 Each Waiver provider shall allow appropriate personnel of DHCF, DDS and other authorized agents of the District of Columbia government or of other jurisdictions where services are provided, and the federal government full access, whether the visit is announced or unannounced, to all waiver provider locations, including access to the people receiving supports and all records, in any form. For purposes of this section, the term 'records' includes, but is not limited to, all information relating to the provider, the services and supports being provided, and the people for whom services are provided; any information which is generated by or in the possession of the provider; the information required by D.C. Law 2-137; and any information required by the regulations implementing the HCBP waiver program.



1909.2 Each Waiver provider entity shall maintain the following records, if applicable, for each person receiving services for monitoring and audit reviews:

- (a) General information including each person's name, Medicaid identification number, address, telephone number, date of birth, sex, name and telephone number of emergency contact person, physician's name, address and telephone number, and the DDS Service Coordinator's name and telephone number;
- (b) A copy of the most recent DDS approved ISP and Plan of Care indicating the requirement for and identification of a provider who shall provide the services in accordance with the person's needs;
- (c) A record of all service authorization and prior authorizations for services;
- (d) A record of all requests for change in services;
- (e) The person's medical records;
- (f) A discharge summary;
- (g) A written staffing plan, if applicable;
- (h) A back-up plan detailing who shall provide services in the absence of staff when the lack of immediate care poses a serious threat to the person's health and welfare;
- (i) Documents which contain the following information:
  - (1) The results of the provider's functional analysis for service delivery;
  - (2) A schedule of the person's activities in the community, if applicable, including strategies to execute goals identified in the ISP and the date and time of the activity, The staff as identified in the staffing plan;
  - (3) Teaching strategies utilized to execute goals in the ISP and the person's response to the teaching strategy as further described in Subsection 1909.11; and
  - (4) A support plan with SMARTER goals and outcomes using the information from the DDS approved person-centered thinking and discovery tools, the functional analysis, the ISP, Plan of Care, and other information as appropriate to assist the person in achieving their goals;

- (j) Any records relating to adjudication of claims;
- (k) Any records necessary to demonstrate compliance with all rules and requirements, guidelines, and standards for the implementation and administration of the Waiver;
- (l) An annual supervision plan for each staff member who is classified as a Direct Support Professional (DSP), developed and implemented by a provider designated staff member, containing the following information:
  - (1) The name of the DSP and date of hire;
  - (2) The DSP's place of employment, including the name of the provider entity or day services provider;
  - (3) The name of the DSP's supervisor who shall have at least two (2) years' experience working with persons with intellectual and developmental disabilities;
  - (4) A documentation of performance goals for the DSP;
  - (5) A description of the DSP's duties and responsibilities;
  - (6) A comment section for the DSP's feedback;
  - (7) A statement of affirmation by the DSP's supervisor confirming statements are true and accurate;
  - (8) The signature, date, and title of the DSP; and
  - (9) The signature, date, and title of the DSP's supervisor.
- (m) Progress notes, as set forth in each service rule, containing the following information:
  - (1) The progress in meeting the specific goals in the ISP and Plan of Care that are addressed on the day of service and relate to the provider's scope of service;
  - (2) The health or behavioral events or change in status that is not typical to the person;
  - (3) Evidence of all community integration and inclusion activities attended by the person and related to the person's ISP goals and for each, a response to the following questions: "What did the person like about the activity?" and "What did the person not like about

the activity?” DDS recommends the use of the Person Centered Thinking Learning Log for recording this information;

- (4) The start time and end time of any services received including the DSP’s signature (Note that, where progress notes are written using an electronic record system, an electronic signature meets the requirement for signature.); and
  - (5) The matters requiring follow-up on the part of the Waiver service provider or DDS.
- (n) Reports on a quarterly basis, containing the following information (DDS recommends use of the Person Centered Thinking 4+1 Tool for recording this information.):
- (1) An analysis of the goals identified in the ISP and Plan of Care and monthly progress towards reaching the goals;
  - (2) The service interventions provided and the effectiveness of those interventions;
  - (3) A summary analysis of all habilitative support activities that occurred during the quarter;
  - (4) For providers of Supported Living, Supported Living with Transportation, Host Homes, Residential Habilitation, In Home Supports, Day Habilitation, Individualized Day Supports, and Employment Readiness, the quarterly report shall include information on the person’s employment, including place of employment, job title, hours of employment, salary/hourly wage, information on fringe benefits, and current checking, savings and burial fund balances, as applicable; and
  - (5) Any modifications or recommendations that may be required to be made to the documents described under § 1909.2(i), ISP, and Plan of Care from the summary analysis.

1909.5 Each Waiver provider shall ensure the person’s privacy including securing service records for each person in a locked room or file cabinet and limiting access only to authorized individuals; and shall not post mealtime protocols, clinical therapy schedules, or any other health information.

1909.10 DHCF shall retain the right to conduct audits at any time. Each Waiver provider shall allow access, during on site audits or review by DHCF or U.S. Department of Health and Human Services auditors, to relevant financial records.

1909.11 For purposes of Subsection 1909.2(i)(3), the teaching strategy used to execute goals in the ISP should include enough information so that any provider staff member or DSP could step in to assist the person in completing the goal. At minimum, the teaching strategy shall contain:

- (a) The goal statement;
- (b) The purpose of the goal/measurable outcome;
- (c) The materials needed to implement the goal;
- (d) The preferred learning/teaching style for the person;
- (e) The learning steps (*i.e.* individual actions that need to be completed for success); and
- (f) The method for measuring success.

**Section 1911, INDIVIDUAL RIGHTS, is deleted in its entirety and amended to read as follows:**

**1911 INDIVIDUAL RIGHTS**

1911.1 Each Waiver provider shall develop and adhere to policies which ensure that each person receiving services has the right to the following:

- (a) Be treated with courtesy, dignity, and respect;
- (b) Direct the person-centered planning of his or her supports and services;
- (c) Receive treatment, care, and services consistent with the ISP;
- (d) Receive services by competent personnel who can communicate with the person;
- (e) Refuse all or part of any treatment, care, or service and be informed of the consequences;
- (f) Be free from mental and physical abuse, neglect, and exploitation from staff providing services;
- (g) Be assured that for purposes of record confidentiality, the disclosure of the contents of his or her personal records is subject to all the provisions of applicable District and federal laws and rules;

- (h) Voice a complaint regarding treatment or care, lack of respect for personal property by staff providing services without fear of retaliation;
- (i) Have access to his or her records; and
- (j) Be informed orally and in writing of the following:
  - (1) Services to be provided, including any limitations;
  - (2) The amount charged for each service, the amount of payment received/authorized for him or her and the billing procedures, if applicable;
  - (3) Whether services are covered by health insurance, Medicare, Medicaid, or any other third party source;
  - (4) Acceptance, denial, reduction, or termination of services;
  - (5) Complaint and referral procedures including how to file an anonymous complaint;
  - (6) The name, address, and telephone number of the provider;
  - (7) The telephone number of the DDS customer complaint line;
  - (8) How to report an allegation of abuse, neglect and exploitation;
  - (9) For people receiving residential supports, the person's rights as a tenant, and information about how to relocate and request new housing.

**Subsections 1912.1 and 1912.6 of Section 1912, INITIATING, CHANGING, OR TERMINATING ANY APPROVED SERVICE, are amended to read as follows:**

1912.1 A provider shall hold a support team meeting and provide each person receiving Waiver services at least thirty (30) calendar days advance written notice of intent to initiate, suspend, reduce, or terminate services and shall offer a meeting to explain the notice. A copy of the notice shall also be provided to DDS and DHCF. If DDS intends to suspend, reduce or terminate services, DDS shall also provide written notice which complies with the requirements set forth in this section.

1912.6 In the event of a person's death, a provider shall comply with all written notice requirements and any policies established by DDA in accordance with DDA's Incident Management and Enforcement Policy and Procedures available at: <http://dds.dc.gov/page/policies-and-procedures-dda>.

**Subsection 1937.1 of Section 1937, COST REPORTS AND AUDITS, is amended to read as follows:**

1937.1 **Beginning October 1, 2015**, each waiver provider of residential habilitation, host home, supported living, supported living with transportation, day habilitation, in-home supports, individualized day supports, respite, employment readiness and supported employment services shall report costs to DHCF no later than ninety (90) days after the end of the provider's cost reporting period, which shall correspond to the fiscal year used by the provider for all other financial reporting purposes, unless DHCF has approved an exception, on request. Such cost reporting will be for the purpose of informing rate setting parameters to be the most cost-effective for the government and to reimburse allowable costs for the providers. All cost reports shall cover a twelve (12) month cost reporting period. DHCF shall provide a cost report template.

**A new Section 1938, HOME AND COMMUNITY-BASED SETTING REQUIREMENTS, is added to read as follows:**

**1938 HOME AND COMMUNITY-BASED SETTING REQUIREMENTS**

1938.1 All Supported Living, Supported Living with Transportation, Host Home, Respite Daily, Residential Habilitation, Day Habilitation, Small Group Day Habilitation, Individualized Day Supports, Supported Employment, Small Group Supported Employment and Employment Readiness settings must:

- (a) Be chosen by the person from HCBS settings options including non-disability settings;
- (b) Ensure people's right to privacy, dignity, and respect, and freedom from coercion and restraint;
- (c) Be physically accessible to the person and allow the person access to all common areas;
- (d) Support the person's community integration and inclusion, including relationship-building and maintenance, support for self-determination and self-advocacy;
- (e) Provide opportunities for the person to seek employment and meaningful non-work activities in the community;
- (f) Provide information on individual rights;
- (g) Optimize the person's initiative, autonomy and independence in making life choices including but not limited to, daily activities, physical environment, and with whom to interact;

- (h) Facilitate the person's choices regarding services and supports, and who provides them;
- (i) Create individualized daily schedules for each person receiving supports, that includes activities that align with the person's goals, interests and preferences, as reflected in his or her ISP;
- (j) Provide opportunities for the person to engage in community life;
- (k) Provide opportunities to receive services in the community to the same degree of access as individuals not receiving Medicaid HCBS;
- (l) Control over his or her personal funds and bank accounts; and
- (m) Allow visitors at any time.

1938.2 All Supported Living, Supported Living with Transportation, Host Home, Residential Habilitation, and Respite Daily, settings must:

- (a) Be integrated in the community and support access to the greater community;
- (b) Allow full access to the greater community;
- (c) Be leased in the names of the people who are being supported. If this is not possible, then the provider must ensure that each person has a legally enforceable residency agreement or other written agreement that, at a minimum, provides the same responsibilities and protections from eviction that tenants have under relevant landlord/tenant law. This applies equally to leased and provider owned properties.
- (d) Develop and adhere to policies which ensure that each person receiving services has the right to the following:
  - (1) Privacy in his or her personal space, including entrances that are lockable by the person (with staff having keys as needed);
  - (2) Freedom to furnish and decorate his or her personal space (with the exception of Respite Daily);
  - (3) Privacy for telephone calls, texts and/or emails; or any other form of electronic communication, *e.g.* FaceTime or Skype; and
  - (4) Access to food at any time.

1938.3 All Day Habilitation, Small Group Day Habilitation, Individualized Day Supports, Supported Employment, Small Group Supported Employment and Employment Readiness settings must develop and adhere to policies which ensure that each person receiving services has the right to the following:

- (a) Privacy for personal care, including when using the bathroom;
- (b) Access to snacks at any time;
- (c) Privacy for telephone calls, texts and/or emails; or any other form of electronic communication, *e.g.* FaceTime or Skype; and
- (d) Meals at the time and place of a person's choosing.

1938.4 Any deviations from the requirements in §§ 1938.1(l) and (m), 1938.2(d) and § 1938.3 must be supported by a specific assessed need, justified in the person's person-centered Individualized Support Plan, and reviewed and approved as a restriction by the Provider's Human Rights Committee (HRC). There must be documentation that the Provider's HRC review included discussion of the following elements:

- (a) What the person's specific individualized assessed need is that results in the restriction;
- (b) What prior interventions and supports have been attempted, including less intrusive methods;
- (c) Whether the proposed restriction is proportionate to the person's assessed needs;
- (d) What the plan is for ongoing data collection to measure the effectiveness of the restriction;
- (e) When the HRC or the person's support team will review the restriction again;
- (f) Whether the person, or his or her substitute decision-maker, gives informed consent; and
- (g) Whether the HRC has assurance that the proposed restriction or intervention will not cause harm.

**Section 1999, DEFINITIONS, is deleted in its entirety and amended to read as follows:**

**1999            DEFINITIONS**



1999.1 When used in this chapter, the following terms and phrases shall have the meaning ascribed:

**Abbreviated Readiness Process** - A process that assures that existing providers that have been approved as HCBS Waiver providers possess and demonstrate the capability to effectively serve people with disabilities and their families by providing the framework for identifying qualified providers ready to begin serving people in the Waiver and assisting those providers already in the DDS/DDA system who may need to improve provider performance.

**Archive** – Maintenance and storage of records.

**Group Home for a Person with an Intellectual Disability** - Shall have the same meaning as Group Home for Mentally Retarded Persons and shall meet the definitions and licensure requirements as set forth in Health-Care and Community Residence Facility, Hospice and Home Care Licensure Act of 1983, effective February 24, 1984 (D.C. Law 5-48; D.C. Official Code §§ 44-501 *et seq.*), and implementing rules.

**HCBS Settings Rule** – The Centers for Medicare & Medicaid Services (CMS) issued a final rule effective March 17, 2014, that contains a new, outcome-oriented definition of home and community-based services (HCBS) settings. The purpose of the federal regulation, in part, is to ensure that people receive Medicaid HCBS in settings that are integrated in and support full access to the greater community. This includes opportunities to seek employment and work in competitive and integrated settings, engage in community life, control personal resources, and receive services in the community to the same degree as people who do not receive HCBS. The HCBS Settings Rule is available at 79 Fed. Reg. 2947 (January 16, 2014).

**Home Health Agency** - Shall have the same meaning as "home care agency" and shall meet the definitions and licensure requirements as set forth in the Health-Care and Community Residence Facility, Hospice and Home Care Licensure Act of 1983, effective February 24, 1984 (D.C. Law 5-48; D.C. Official Code §§ 44-501 *et seq.*), and implementing rules.

**Individual Support Plan (ISP)** - Identifies the supports and services to be provided to the person and the evaluation of the person's progress on an on-going basis to assure that the person's needs and desired outcomes are being met.

**Intellectual Disability** - Means a substantial limitation in capacity that manifests before eighteen (18) years of age and is characterized by significantly below-average intellectual functioning, existing concurrently with two (2)

or more significant limitations in adaptive functioning as defined in D.C. Official Code § 7-1301.03(15A). The determination of intellectual functioning includes consideration of the standard error of measurement associated with the particular intelligence quotient (IQ) test. The adaptive functioning deficits must cross at least two of the following three domains: conceptual, practical, and social.

**Intermediate Care Facility for Individuals with Intellectual Disabilities -** Shall have the same meaning as an “Intermediate Care Facility for Individuals with Mental Retardation” as set forth in Section 1905(d) of the Social Security Act.

**Living Wage -** Living Wage refers to minimum hourly wage requirements as set forth in Title I of the Living Wage Act of 2006, effective June 9, 2006 (D.C. Law 16-18; D.C. Official Code §§ 2-220.01 to .11). The law provides that District of Columbia government contractors and recipients of government assistance (grants, loans, tax increment financing) in the amount of one hundred thousand dollars (\$100,000) or more shall pay affiliated employees wages no less than the current living wage rate.

**Qualified Intellectual Disabilities Professional (QIDP) -** Also known as Qualified Developmental Disabilities Professional or QDDP, is someone who oversees the initial habilitative assessment of a person; develops, monitors, and review ISPs; and integrates and coordinates Waiver services.

**Plan of Care -** A written service plan that meets the requirements set forth in Subsection 1907.6 of Title 29 DCMR, is signed by the person receiving services, and is used to prior authorize Waiver services.

**Provider -** Any entity that meets the Waiver service requirements, has signed a Medicaid Provider Agreement with DHCF to provide those services, and is enrolled by DHCF to provide Waiver services.

**Registered Nurse -** An individual who is licensed or authorized to practice registered nursing pursuant to the District of Columbia Health Occupations Revisions Act of 1985, effective March 25, 1986 (D.C. Law 6-99; D.C. Official Code §§ 3-1201 *et seq.*), as amended, or licensed as a registered nurse in the jurisdiction where services are provided.

**Service Coordinator –** The DDS staff responsible for coordinating a person’s services pursuant to their ISP and Plan of Care.

**Serious Reportable Incident -** Events that due to severity require immediate response, notification to, and investigation by DDS in addition to the internal review and investigation by the provider agency. Serious reportable incidents include death, allegations of abuse, neglect or

exploitation, serious physical injury, inappropriate use of restraints, suicide attempts, serious medication errors, missing persons, and emergency hospitalization.

**Skilled Nursing** - Health care services that are delivered by a registered or practical nurse acting within the scope of their practice and shall meet the definitions and licensure requirements as set forth in the District of Columbia Health Occupations Revision Act of 1985, effective March 25, 1986 (D.C. Law 6-99; D.C. Official Code §§ 3-1201 *et seq.*), as amended, and implementing rules.

**SMARTER Goals** – Means goals that are: Specific, Measureable, Attainable, Relevant and Time-Bound, Evaluated and Revisable.

**Waiver** - Shall mean the HCBS Waiver for Individuals with Intellectual and Developmental Disabilities as approved by the Council of the District of Columbia (Council) and CMS, as may be further amended and approved by the Council and CMS.

**DISTRICT OF COLUMBIA TAXICAB COMMISSION****NOTICE OF FINAL RULEMAKING**

The District of Columbia Taxicab Commission (“Commission”), pursuant to the authority set forth in Sections 8(c)(2), (3), and (19), and 14 of the District of Columbia Taxicab Commission Establishment Act of 1985 (“Establishment Act”), effective March 25, 1986 (D.C. Law 6-97; D.C. Official Code §§ 50-307(c)(2), (3), and (19), and 50-313 (2014 Repl. & 2016 Supp.)), hereby gives notice of the adoption of amendments to Chapter 6 (Taxicab Parts and Equipment) and Chapter 99 (Definitions) of Title 31 (Taxicabs and Public Vehicles For Hire) of the District of Columbia Municipal Regulations (DCMR).

This final rulemaking simplifies the taxicab vehicle retirement rules in Chapter 6 by establishing a single age limit and a single mileage limit for all taxicab vehicles. The existing retirement rule in § 609 impose multiple limits, based on a combination of fuel-efficiency and wheelchair accessibility. This approach has proven to be ineffective for incentivizing the deployment of greater numbers of fuel efficient and accessible vehicles, in part due to confusion among stakeholders about the existing rule. The rules also clarify applicable requirements for owners of vehicles that have been granted vehicle extensions. This rulemaking would also add new definitions to Chapter 99.

The proposed rulemaking was published in the *D.C. Register* on March 25, 2016 at 63 DCR 004464. The Commission received comments during the comment period which expired on April 25, 2016. Comments were received from the District of Columbia Transportation Operators Association and the Washington D.C. Taxi Operators Association. Both of these organizations requested that the age limit be raised to eight (8) model years and that the mileage limit be eliminated. In response to these comments, the Commission has increased the age limit to eight (8) model years, from the seven (7) years stated in the proposed rules. This change decreases the burdens on affected stakeholders and is therefore not a substantial change. Other changes have been made to correct typographic and grammar errors, and to clarify intent. No substantial changes have been made.

The Commission voted to adopt these rules as final on May 11, 2016, and they will become effective upon publication in the *D.C. Register*.

**Chapter 6, TAXICAB PARTS AND EQUIPMENT, of Title 31 DCMR, TAXICABS AND PUBLIC VEHICLES FOR HIRE, is amended as follows:****Section 609, TAXICAB VEHICLE RETIREMENT, is amended as follows:****Subsections 609.3 through 609.6 are amended to read as follows:**

- 609.3 Maximum age: eight (8) model years.
- 609.4 Maximum mileage: three hundred fifteen thousand (315,000) miles.
- 609.5 Pursuant to §§ 609.3 and 609.4, a vehicle shall be retired not later than the earlier of the following:
- (a) December 31<sup>st</sup> of the calendar year in which the vehicle reaches its

maximum age, as provided in § 609.3; or

(b) When it reaches its maximum mileage, as provided in § 609.4.

609.6 No vehicle shall be placed into service if:

(a) It would have one (1) year or less prior to retirement under § 609.5;

(b) It has been driven more than one hundred thousand (100,000) miles, regardless of whether it has previously been used as a public vehicle-for-hire; or

(c) It has been salvaged or rebuilt.

**New Subsections 609.10 through 609.11 are added to read as follows:**

609.10 Notwithstanding the requirements of §§ 609.1-609.4, no vehicle that is licensed and in active service on the effective date of this rulemaking shall be required to be retired sooner than required by the prior vehicle retirement rules published in the *D.C. Register* on January 2, 2015 at 62 DCR 000119.

609.11 If the Office issues an administrative issuance requiring owners to provide the Office with periodic updates about the safety and mechanical condition of an extended vehicle, or its mileage, each owner of an extended vehicle shall comply with such administrative issuance. Notwithstanding any other provision of this title, failure to comply with such administrative issuance may result in the following enforcement actions:

(a) An immediate suspension of the vehicle extension;

(b) A proposed suspension of the vehicle extension;

(c) A civil fine of one hundred dollars (\$100);

(d) Any civil penalty provided by another provision of this title; or

(e) A combination of the penalties in subparagraphs (a)-(d).

**Chapter 99, DEFINITIONS, is amended as follows:**

**Section 9901, DEFINITIONS, is amended as follows:**

**Subsection 9900.1 is amended to add the following:**

“**Extended vehicle**” – a vehicle which is the subject of an extension under § 609.7.

“**New vehicle**” – any vehicle owned by its manufacturer, or a dealer holding a valid franchise for the sale of such vehicle, or a bank or a finance company and which has never before been titled or registered in this or

any other jurisdiction, except the kind of title issued only to dealers, provided however that:

- (a) A vehicle may also be classified as a “new” vehicle when titled for the first time in the District by any person applying for a certificate of title who produces a manufacturer’s statement of origin or other evidence of ownership in the form required by the laws of the jurisdiction in which the vehicle was purchased, and which vehicle has never before been titled or registered in any jurisdiction, and
- (b) The model year of the vehicle cannot be more than one (1) year earlier than the current calendar year.

**DISTRICT OF COLUMBIA TAXICAB COMMISSION****NOTICE OF FINAL RULEMAKING**

The District of Columbia Taxicab Commission (“Commission” or “DCTC”), pursuant to the authority set forth in Sections 8(c)(2), (3), (7), (10), and (19), and 14, 20, and 20j of the District of Columbia Taxicab Commission Establishment Act of 1985 (“Establishment Act”), effective March 25, 1986 (D.C. Law 6-97; D.C. Official Code §§ 50-301.07(c)(2), (3), (7), (10), and (19), 50-301.13, 50-301.19, and 50-301.29 (2014 Repl. & 2016 Supp.)), hereby gives notice of the adoption of amendments to Chapter 10 (Public Vehicles for Hire) and Chapter 18 (Wheelchair Accessible Paratransit Taxicab Service) of Title 31 (Taxicabs and Public Vehicles For Hire) of the District of Columbia Municipal Regulations (“DCMR”).

This final rulemaking amends Chapters 10 and 18 to allow licensed independent taxicab operators to join the CAPS-DC (now known as “Transport DC”) program, giving them an opportunity to obtain new DCTC taxicab vehicle licenses from the Office of Taxicabs (and corresponding “H” tags from the Department of Motor Vehicles) on conditions which include the purchase of wheelchair accessible vehicles that must be actively used in the program for at least three (3) years. The rules are part of the Commission’s ongoing efforts to make new DCTC taxicab vehicle licenses available, consistent with the Panel on Industry’s H-Tag Report, available at <http://dctaxi.dc.gov/page/panel-industry>, while also enabling taxicabs to continue filling the gap in wheelchair service, which is almost entirely unaddressed by other vehicle-for-hire services.

Emergency and proposed rulemaking was adopted by the Commission on January 20, 2016 and was published in the *D.C. Register* on April 1, 2016 at 63 DCR 004888. The Commission received one comment during the comment period which expired on May 2, 2016. The commenter supports the rulemaking but expressed concern about the possibility that competitive pressures might somehow impact the income of drivers who participate in Transport DC, without requesting any changes in the rule. Accordingly, the Commission did not make any changes in response to this comment. Changes were made in this final rulemaking from the proposed rulemaking solely to correct grammar and typographic errors, and to clarify the Commission’s intent, but no substantial changes have been made.

The Commission voted to adopt these rules as final on May 11, 2016, and they will become effective upon publication in the *D.C. Register*.

**Chapter 10, PUBLIC VEHICLES FOR HIRE, of Title 31 DCMR, TAXICABS AND PUBLIC VEHICLES FOR HIRE, is amended as follows:****Section 1010, ISSUANCE OF DCTC VEHICLE LICENSES, is amended as follows:****Subsection 1010.18 is amended to read as follows:**

1010.18 Each company, taxicab owner, or operator of a vehicle participating in CAPS-DC pursuant to a dispatch agreement under §§ 1010.17 or 1010.19 shall be subject to the prohibitions and penalties of §§ 1807 and 1808.

**A new Subsection 1010.19 is added to read as follows:**

- 1010.19 A new DCTC taxicab vehicle license shall be issued to an applicant who possesses a current and valid DCTC taxicab operator’s license, provided that:
- (a) The license is used exclusively for the purchase and placement into active service of a wheelchair accessible vehicle with the best fuel available;
  - (b) Notwithstanding the provisions of § 609, the vehicle purchased and placed into active service is not more than two (2) model years old (with reference to the current calendar year), or such earlier model year as the Office may establish in an administrative issuance;
  - (c) The applicant executes a written dispatch agreement with a taxicab company approved to participate in CAPS-DC for a period of not less than three (3) years, during which time the vehicle shall be in continuous, active service and available for dispatch in accordance with all of the applicable operating requirements of § 1806, a copy of which shall be filed with the Office; and
  - (d) The license shall be subject to suspension or revocation if, at any time and for any reason, the vehicle or the applicant is not in compliance with a requirement of subparagraphs (a), (b), or (c) of this subsection.

**Chapter 18, WHEELCHAIR ACCESSIBLE PARATRANSIT TAXICAB SERVICE, is amended as follows:**

**Section 1806, TAXICAB COMPANIES AND OPERATORS – OPERATING REQUIREMENTS, is amended as follows:**

**Subsection 1806.8, is amended to read as follows:**

- 1806.8 Each company shall maintain with the Office a current and accurate inventory of all active operators and vehicles approved for and providing CAPS-DC service, including all vehicles associated with the company pursuant to a dispatch agreement under § 505.11 or § 1010.17, updated in such manner and at such times as determined by the Office, with the following information:
- (a) For each operator: name, cellular telephone number, DCTC operator’s license number, and an indication of whether the operator has completed the wheelchair service training pursuant to § 1806.6, and, if so, the date of completion; and
  - (b) For each vehicle: year, make, model, color, PVIN, tag number, and an indication of whether the vehicle is wheelchair accessible.



**DISTRICT OF COLUMBIA BOARD OF ELECTIONS****NOTICE OF PROPOSED RULEMAKING**

The District of Columbia Board of Elections, pursuant to the authority set forth in the District of Columbia Election Code of 1955, approved August 12, 1955, as amended (69 Stat. 699; D.C. Official Code § 1-1001.05(a)(14) (2014 Repl.)), hereby gives notice of a proposed rulemaking to adopt amendments to Chapters 1 (Organization of the Board of Elections) and 4 (Hearings) of Title 3 (Elections and Ethics) of the District of Columbia Municipal Regulations (DCMR).

The amendments to Chapter 1 and 4 affirm the Board's ability to conduct meetings by telephone, video conference, or any device that allows all board members to be able to hear each other.

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

**Chapter 1, ORGANIZATION OF THE BOARD OF ELECTIONS, of Title 3 DCMR, ELECTIONS AND ETHICS, is amended as follows:**

**Section 102, ORGANIZATION OF THE BOARD OF ELECTIONS, is amended in its entirety to read as follows:**

**102 ORGANIZATION OF THE BOARD OF ELECTIONS**

- 102.01 Board members are charged with providing ultimate oversight over the activities and affairs of the agency. Members should make every effort to ensure their participation in all Board activities.
- 102.02 Board attendance is directly correlated to Board participation and thereby to the success of the agency and its mission. Such participation is necessary for Board Members to fulfill their fiduciary obligation to the electors of the District of Columbia. All Board Members are expected to be physically present, at all scheduled meetings unless some other form of attendance has been approved by the Chair.
- 102.03 Except as provided otherwise by statute, a quorum of the Board shall consist of no fewer than two (2) members of the Board and shall be necessary to conduct official Board business. Board members may be present by any means, be it in person, telephonic, video or other wherein all Board members may hear and be heard by each other.
- 102.04 At the beginning of each calendar year, a preliminary schedule of regular meetings for the year, which the Board has discretion to change, will be published in the *D.C. Register*.

- 102.05 The Board may hold a pre-meeting immediately prior to commencing a regular meeting for the sole purpose of administrative action, which does not include the deliberation or taking of official action.
- 102.06 Regularly scheduled Board meetings shall be held on the first Wednesday of each month, or at least once each month, at a time to be determined by the Board. Additional meetings may be called as needed by the Board.
- 102.07 Notice of all regular and additional meetings of the Board will be published on the Board's web site at least forty-eight (48) hours in advance, except in the case of emergency.
- 102.08 The Board may exercise its discretion and reschedule a regular meeting or call special meetings when necessary with reasonable notice to the public.
- 102.09 The Board encourages comments on any issue under the jurisdiction of the Board at its regular meetings and will provide the public with a reasonable opportunity to appear before the Board and offer such comments.
- 102.10 To ensure the orderly conduct of public Board meetings, public comments may be limited with respect to the number of speakers permitted and the amount of time allotted to each speaker; however, the Board will not discriminate against any speaker on the basis of his or her position on a particular matter.
- 102.11 Any member of the public who intends to comment regarding any agenda item or any issue under the jurisdiction of the Board is encouraged to notify the Board in advance of his or her intent to do so, providing his or her name and the topic on which he or she wishes to speak. Such notification may be provided by e-mail to [ogc@dcboee.org](mailto:ogc@dcboee.org), by fax to (202) 741-8774, by telephone at (202) 727-2194, by mail to 441 4<sup>th</sup> Street, N.W., Suite 270 North, Washington, D.C. 20001, or in person at the Board's office. No person shall be prevented from speaking at a Board meeting simply because he or she has not provided advance notice of his or her intent to do so.
- 102.12 Members of the public who wish to submit items for consideration by the Board shall do so in writing one (1) week in advance. Failure to submit an item in advance as required may, within the Board's discretion, result in the matter being continued until the next regularly scheduled meeting.

**Section 406, MEETINGS AND HEARINGS, of Chapter 4, HEARINGS, is amended in its entirety to read as follows:**

**406 MEETINGS AND HEARINGS**

- 406.1 The meetings and hearings of the Board shall be open to the public, with the exception of executive sessions, as that term is defined and explained in Section 103 in Chapter 1 of this title.

- 406.2 The proposed agenda for each Board meeting and the minutes from the previous regular Board meeting shall be posted in the office of the Board and on its website at least twenty-four (24) hours prior to a regular Board meeting.
- 406.3 Copies of the agenda and the minutes from the previous regular Board meeting shall be available to the public at the meeting or hearing.
- 406.4 Nothing in this section shall preclude the Board from amending the agenda at the meeting or hearing.
- 406.5 A meeting of the Board shall be held once each month in accordance with a schedule to be established by the Board, and additional meetings may be called as needed by the Board.
- 406.6 Hearings shall be scheduled as needed for the purpose of receiving evidence and testimony on specific complaints or petitions.
- 406.7 Meetings and hearings shall be held at the time and place the Board or the Chairperson designates.
- 406.8 Meetings and hearings may be adjourned from time-to-time.
- 406.9 If the time and place of resumption is publicly announced when the adjournment is ordered, no further notice shall be required.
- 406.10 A majority of the Board shall constitute a quorum. However, the Board is authorized to utilize the use of one-member panels pursuant to D.C. Official Code § 1-1001.05(g) (2006 Repl.).
- 406.11 A member absent at the decision meeting may cast an absentee vote only if the member attended all of the hearings on the complaint or petition.
- 406.12 A member attending the decision meeting and having read the transcript and reviewed the complete record may vote even though that member may not have attended any or all of the prior meetings or hearings on the complaint or petition.
- 406.13 At the discretion of the Chairperson, any member may participate in a meeting of the Board by means of a video conference, telephone conference or by any means of communication by which all persons participating in the meeting are able to hear one another, and such participation shall constitute presence in person at the meeting.
- 406.14 At least one member shall be physically present at any hearing.

All persons desiring to comment on the subject matter of this proposed rulemaking should file written comments by no later than thirty (30) days after the date of publication of this notice in the *D.C. Register*. Comments should be filed with the Office of the General Counsel, Board of Elections, 441 4<sup>th</sup> Street, N.W., Suite 270N, Washington, D.C. 20001. Please direct any questions or concerns to the Office of the General Counsel at 202-727-2194 or [ogc@dcboee.org](mailto:ogc@dcboee.org). Copies of the proposed rules may be obtained at cost from the above address, Monday through Friday, between the hours of 9:00 a.m. and 4:00 p.m.

## DISTRICT DEPARTMENT OF TRANSPORTATION

NOTICE OF PROPOSED RULEMAKING

The Director of the District Department of Transportation (DDOT), pursuant to the authority in Sections 3(b), 5(a)(3)(D) (allocating and regulating on street parking and curb regulations), 6(b) and (c) (transferring certain transportation related functions to DDOT), and 7 (delegating and redelegating all transportation related authority to DDOT) of the Department of Transportation Establishment Act of 2002, effective May 21, 2002 (D.C. Law 14-137; D.C. Official Code §§ 50-921.02(b), 50-921.04(a)(3)(D), 50-921.05(b) and (c), and 50-921.06 (2014 Repl. & 2016 Supp.)), and Section 6(a)(1), (a)(6), and (b) of the District of Columbia Traffic Act, approved March 3, 1925 (43 Stat. 1121; D.C. Official Code § 50-2201.03(a)(1), (a)(6), and (b) (2014 Repl.)), hereby gives notice of this proposed action to adopt rules that amend Chapters 24 (Stopping, Standing, Parking, and Other Non-Moving Violations), 26 (Civil Fines For Moving And Non-Moving Infractions), and 99 (Definitions) of Title 18 (Vehicles and Traffic) of the District of Columbia Municipal Regulations (DCMR).

The proposed regulations will: (1) revise and add definitions to related terms identified in this rulemaking; (2) establish criteria for the modification of residential permit parking (RPP) and resident-only parking restrictions on established RPP streets; (3) establish a fine for parking unlawfully in a resident-only parking area without a permit; (4) remove any provisions in Chapter 24 with location-specific details; (5) update citations to violations in Chapter 26 of Title 18; (6) repeal Section 2403, Emergency Parking Permits; (7) clarify how on-street and point-to-point car-sharing vehicles are issued permits; (8) include parking meters as a traffic control device to indicate the times that parking, stopping, or standing applies according to Chapter 24; (9) add a no parking, stopping, or standing with no sign required reference for a shared use path; and (10) repeal references to specific visitor permits issued to residents in Performance Parking Pilot Zone.

Final rulemaking action to adopt these amendments shall be taken in not less than thirty (30) days from the date of publication of this notice in the *D.C. Register*.

**Chapter 24, STOPPING, STANDING, PARKING, AND OTHER NON-MOVING VIOLATIONS, of Title 18 DCMR, VEHICLES AND TRAFFIC, is amended as follows:**

**Section 2400, PROPER PARKING: GENERAL REQUIREMENTS AND PROHIBITIONS, is amended as follows:**

**Subsection 2400.6 is amended to read as follows:**

2400.6        The provisions of this chapter prohibiting the stopping, standing, or parking of a vehicle shall apply at all times, or at those times herein specified, or as indicated on official signs and parking meters, except when it is necessary to stop a vehicle to avoid conflict with other traffic or when complying with the direction of a police officer or official traffic control device.

**Section 2401, LOADING AND UNLOADING VEHICLES, is amended by repealing Subsection 2401.9 in its entirety.**

**Section 2403, EMERGENCY PARKING PERMITS, is repealed in its entirety.**

**Section 2405, STOPPING, STANDING, OR PARKING PROHIBITED: NO SIGN REQUIRED, is amended as follows:**

**Subsection 2405.1(g) is amended to read as follows:**

- (g) In a bicycle lane or shared use path;

**Subsection 2405.2(c) is amended to read as follows:**

- (c) Except as provided in § 2440.2 of this title, within forty feet (40 ft.) of the intersection of curb lines of intersecting streets or within twenty-five feet (25 ft.) of the intersection of curb lines on the far (non-approach) side of a one-way street; except that trucks vending ice cream shall park curbside when stopping to make a sale, as close as possible to a pedestrian crosswalk without entering the intersection or obstructing the pedestrian crosswalk and without unduly interfering with the flow of traffic.

**A new Subsection 2405.7 is added to read as follows:**

2405.7 Parking is permitted within a legal curved driveway located in the front of any one-family detached dwelling at any time, provided vehicles do not extend into or obstruct the sidewalk.

**Section 2406, PARKING PROHIBITED BY POSTED SIGN, is amended as follows:**

**Subsection 2406.12 is amended to read as follows:**

2406.12 The Director is authorized to establish reserved on-street parking spaces for the exclusive use of car-sharing vehicles provided:

- (a) The Director may establish reserved on-street parking spaces for the exclusive use of car-sharing vehicles pursuant to public right-of-way occupancy permits issued pursuant to 24 DCMR § 3313.
- (b) Unauthorized vehicles parked in such spaces shall be in violation of and subject to the fine set forth in § 2601.
- (c) The Director may issue annual permits, described in paragraph (d) of this subsection, to on-street car-sharing vehicles. The annual permits shall entitle the permitted vehicle to the same parking privileges and restrictions contained in § 2406.18 (c), (d), (e), and (f).

- (d) The annual permit for an on-street car-sharing vehicle shall be a non-transferrable sticker, which shall include the phrases “Zone 9” or “Car Sharing Vehicle”. The sticker shall be affixed by its own adhesive to the lower left (driver’s) side of the windshield so that its contents are clearly visible through the windshield of the vehicle.

**Subsection 2406.18 is amended as follows:**

**Paragraphs (e), (f), and (g) are amended to read as follows:**

- (e) Car-sharing vehicles registered in the point-to-point car-sharing program may not be parked at times and locations in the District when and where parking is prohibited, including but not limited to a.m. and p.m. rush hour restricted streets, designated street cleaning times, on-street parking spaces for the exclusive use of persons with disabilities, spaces reserved for the use of other types of vehicles and designated emergency or evacuation routes when an emergency is in effect;
- (f) Notwithstanding § 2435.2 of this chapter, a point-to-point car-sharing vehicle registered in the point-to-point car-sharing program may park in any residential permit parking zone, provided it displays a valid annual permit described in paragraph (g) of this subsection;
- (g) The annual permit for a point-to-point car-sharing vehicle shall be a non-transferable sticker, which shall include the phrases “Zone 9” or “Car Sharing Vehicle”, or any successor phrases. The sticker shall be affixed by its own adhesive to the lower left (driver's) side of the windshield so that its contents are clearly visible through the windshield of the vehicle;

**Sections 2411, RESIDENTIAL PERMIT PARKING, 2412, ESTABLISHMENT AND APPROVAL OF RESIDENTIAL PERMIT PARKING AREAS, and 2413, ISSUANCE OF RESIDENTIAL PARKING PERMITS, are repealed in their entirety.**

**Section 2414, VISITOR OR TEMPORARY PERMITS, is amended as follows:**

**Subsection 2414.11 is amended to read as follows:**

- 2414.11 Each housing unit located on a residential permit parking block or an ERPP block as defined by § 2438 in the VPP program area shall be eligible to receive one (1) annual visitor parking pass.

**Section 2416, PENALTY, is amended as follows:**

**Subsection 2416.1 is amended to read as follows:**

2416.1 It shall be a violation of the provisions of §§ 2414 through 2415, and §§ 2432 through 2441, for any person to falsely represent himself or herself as eligible for a residential permit parking sticker or permit, annual visitor parking pass, or temporary visitor parking permit, or to furnish any false information in an application for a residential permit parking sticker or permit, annual visitor parking pass, or temporary visitor parking permit. A violation of this subsection shall be punishable by a fine of \$ 300 and any sticker or permit issued as a result of false information shall be void.

**Subsection 2416.3 is amended to read as follows:**

2416.3 Failure, when requested, to surrender a residential permit parking sticker or permit, annual visitor parking pass , or temporary visitor parking permit revoked by the Director or the Chief of Police shall constitute a violation of the provisions under §§ 2414 through 2415 and §§ 2432 through 2441.

**Subsection 2416.4 is amended to read as follows:**

2416.4 Any person who violates any of the provisions of §§ 2414 through 2415 and §§ 2432 through 2441 shall, upon determination of liability, be subject to a civil fine established pursuant to the District of Columbia Traffic Adjudication Act of 1978, effective September 12, 1978 (D.C. Law 2-104; D.C. Official Code §§ 50-2301.01 *et seq.*).

**Section 2424, PERFORMANCE PARKING PILOT ZONE, is amended as follows:**

**The section heading is amended to read as follows:**

**2424 PERFORMANCE PARKING ZONE**

**The lead-in text of Subsection 2424.4 is amended to read as follows:**

2424.4 Notwithstanding §§ 2402, 2404, 2414, and 2431 through 2441, the operator of a motor vehicle shall pay the rate posted on the applicable parking meter and abide by the associated time restrictions in the Ballpark Performance Parking Zone, except as provided below:

**Subsection 2424.5 is amended to read as follows:**

2424.5 Notwithstanding §§ 2402, 2404, 2414, and 2431 through 2441, the Director at his or her discretion may designate any blocks within the Ballpark Performance Parking Zone to be included in the Residential Parking Permit Program. A current listing of the designated blocks shall be posted for public access on the DDOT website.

**Subsection 2424.6 is amended to read as follows:**



2424.6 All streets within the Ballpark Performance Parking Zone that are west of South Capitol Street will be restricted where appropriate to state “Zone 6 Resident Parking Only, 7 A.M. to Midnight, Monday through Sunday, Zone 6 Residential Parking Permit Holders and Zone 6 Visitor Pass Permit Holders Exempt”, and all streets within the Ballpark Performance Parking Zone that are east of South Capitol Street with “Zone 6 Resident Parking Only, 7 A.M. to 9:30 P.M., Monday through Saturday, Zone 6 Residential Parking Permit Holders and Zone 6 Visitor Pass Permit Holders Exempt”.

**The lead-in text of Subsection 2424.8 is amended to read as follows:**

2424.8 Notwithstanding §§ 2402, 2404, 2414, 2424.7, 2428, and 2431 through 2441, the initial rates for parking meters in the Ballpark Performance Parking Zone shall be as follows:

**Subsection 2424.9 is repealed in its entirety.**

**New Sections 2431 through 2441 are added to read as follows:**

2431 [RESERVED]

**2432 RESIDENTIAL PERMIT PARKING – GENERAL**

2432.1 The Residential Permit Parking (RPP) program is established to restrict parking on designated blocks in the District as follows:

- (a) Parking on a block may be restricted so that only motor vehicles registered to residents who live in the applicable RPP parking zone may be parked on the block; provided that motor vehicles not registered to residents who live in the applicable RPP parking zone may be parked on the block for up to two (2) hours; and
- (b) Parking on a block may be restricted so that only motor vehicles registered to residents who live in the applicable RPP parking zone, or vehicles with annual visitor parking passes as established in § 2414 of this title, may be parked on the block.

**2433 RESIDENTIAL PERMIT PARKING – BOUNDARIES OF RESIDENTIAL PERMIT PARKING ZONES**

2433.1 Each Ward of the District shall constitute a separate RPP parking zone; provided, that census tract 79.03 (starting at the corner of Nineteenth Street, N.E., and Benning Road, N.E., east along said Benning Road, N.E., to Oklahoma Avenue, N.E.; thence in a southerly direction along said Oklahoma Avenue, N.E., to C Street, N.E.; thence west along said C Street, N.E., to Nineteenth Street, N.E.; thence north along said Nineteenth Street, N.E., to the point of beginning) shall be included in the RPP parking zone for Ward 6.

2433.2 A vehicle displaying a valid residential parking permit may park on any residential permit parking street within one (1) block of any street that serves as the boundary of a residential permit parking zone.

**2434 RESIDENTIAL PERMIT PARKING – STANDARDS AND PROCESS FOR DESIGNATING RESIDENTIAL PERMIT PARKING BLOCKS**

2434.1 Notwithstanding the notice requirements in §§ 6 and 10 of the District of Columbia Administrative Procedure Act, approved October 21, 1968 (82 Stat 1204; D.C. Official Code §§ 2-505 and 2-509 (2012 Repl.)), the Director may at his or her discretion designate any residential block as a residential permit parking block, if residents on that block petition the Director for such designation, provided that:

- (a) Based on at least three (3) distinct observations during any weekday between 7:00 a.m. and 6:30 p.m., DDOT determines that the motor vehicles parked on the street occupy at least seventy percent (70%) of the parking spaces of the block; and
- (b) Based on at least three (3) distinct observations during any weekday between 7:00 a.m. and 6:30 p.m., DDOT determines that at least ten percent (10%) of the motor vehicles parked on the street are not registered in that residential permit parking zone.

2434.2 When designating a block as part of the RPP program, the Director shall determine whether curb space abutting a place of worship, healthcare facility, school, park, or recreational facility on that block will be included in the RPP program. This determination shall be made based on the existing parking supply and the demand for parking for the place of worship, healthcare facility, school, park, or recreational facility, as well as the residential parking demand in adjacent blocks.

2434.3 For the Director to consider designating any residential block as a residential permit parking block, the petition referred to in § 2434.1 must be signed by at least one (1) adult resident of a majority of the households on that block.

2434.4 The Director will accept petitions from residents on blocks that: (1) are subject to parking prohibitions, including but not limited to, weekday a.m. and p.m. rush hour restrictions; and (2) are surrounded by blocks which are designated as RPP blocks.

2434.5 A petition is not necessary, and the Director may at his or her discretion designate for residential permit parking, any block where any one of the following criteria is met:

- (a) The block to be designated has no residences fronting on it, and the block abuts the side or rear of residences already included in the RPP program;
- (b) The block to be designated abuts a park or recreational facility, and the block is adjacent to a block that is in the RPP program;
- (c) The block to be designated is within five (5) blocks of a commercial district or any other private or public facility that accommodates five hundred (500) or more people, such as a theater, concert hall, convention center, stadium, nightclub, university, or any other major traffic generator; or
- (d) Less than twenty percent (20%) of curbside space in the block to be designated is available for resident parking.

2434.6 In cases where a petition represents less than a majority of the individual households on the block, but where circumstances suggest to the Director that a majority of the residents may support residential permit parking, the Director may, at his or her discretion, initiate a vote on whether or not the block shall be part of the residential parking program.

2434.7 For the vote referred to in § 2434.6, one ballot shall be distributed to each household on the block. A majority of those ballots returned to DDOT within fifteen (15) days of their date of distribution shall be regarded as indicating the will of the residents of the block as to residential permit parking.

**2435 RESIDENTIAL PERMIT PARKING – DAYS, HOURS, AND RESTRICTIONS FOR RESIDENTIAL PERMIT PARKING**

2435.1 If a block is designated as a residential permit parking (“RPP”) block pursuant to § 2434 of this chapter, the times and days during which the RPP restrictions shall apply shall be from 7:00 a.m. to 8:30 p.m., Monday through Friday; unless stopping, standing, or parking is restricted during that time period pursuant to a separate provision of this chapter (such as the provision authorizing rush hour parking restrictions) or by provision of law.

2435.2 During the time periods the residential permit parking restrictions apply, no vehicle without a valid RPP sticker for that RPP zone may park for more than two (2) hours.

2435.3 Pursuant to § 2436, the days or hours during which residential permit parking restrictions apply on a block designated as an RPP block may be expanded or modified.

2435.4 Pursuant to § 2437, Resident Only Parking restrictions may be applied to all blocks participating in the RPP program within an ANC; provided, that no more

than fifty percent (50%) of available parking spaces in each residential block, as determined by the Director, shall be designated with Resident Only Parking restrictions.

2435.5 Additional restrictions specific to parking a motor vehicle on a residential permit parking block may be imposed within a performance parking zone. Any such restrictions shall be included in the implementation plan for the applicable performance parking zone.

**2436 RESIDENTIAL PERMIT PARKING MODIFYING THE DAYS OR HOURS OF RESIDENTIAL PERMIT PARKING RESTRICTIONS**

2436.1 Notwithstanding the notice requirements in §§ 6 and 10 of the District of Columbia Administrative Procedure Act, approved October 21, 1968 (82 Stat 1204; D.C. Official Code §§ 2-505 and 2-509 (2012 Repl.)), within each residential permit parking zone, the Director may re-designate, at his or her discretion, the days or hours for residential permit parking of any specific block which meets all of the following criteria:

- (a) A petition has been submitted to the Director, signed by at least one (1) adult resident of a majority of the households on the block, supporting the change to the days or hours for residential permit parking restrictions for their specific block;
- (b) At least one (1) year has passed between the date on which the block was designated by DDOT as a residential permit parking block and the date on which the petition is filed;
- (c) The petition is accompanied by a resolution from the Advisory Neighborhood Commission within which the block is located, supporting the change to the days or hours; and
- (d) The block meets the following criteria:
  - (1) Based on at least one (1) distinct observation during the requested hours, DDOT determines that the motor vehicles parked on the block occupy at least seventy percent (70%) of the parking spaces of the block; and
  - (2) Based on at least one (1) distinct observation during the requested hours, DDOT determines that at least ten percent (10%) of the motor vehicles parked on the block are not registered in that residential permit parking zone.

2436.2 Notwithstanding § 2436.1, the Director shall determine whether a block abutting a place of worship, healthcare facility, school, park, or recreational facility shall be included in the modified RPP zone. This determination shall be made based on

the existing parking supply and the demand for parking for the place of worship, healthcare facility, school, park, or recreational facility, as well as the residential parking demand in adjacent blocks.

2436.3 Before taking action on the petition, DDOT shall publish a Notice of Intent on the DDOT website.

**2437 RESIDENTIAL PERMIT PARKING – RESIDENT-ONLY PARKING**

2437.1 Notwithstanding the notice requirements in §§ 6 and 10 of the District of Columbia Administrative Procedure Act, approved October 21, 1968 (82 Stat 1204; D.C. Official Code §§ 2-505 and 2-509 (2012 Repl.)), the Director may re-designate residential permit parking blocks as resident-only parking blocks if all of the following criteria are met:

- (a) An Advisory Neighborhood Commission (“ANC”) passes a resolution petitioning DDOT to designate all blocks participating in the RPP program within that ANC as resident-only parking blocks;
- (b) At least one (1) year has passed between the date on which the majority of blocks in the ANC were designated as residential permit parking blocks and the date of the resolution;
- (c) The resolution lists at least five (5) blocks within the ANC as being impacted by increased parking demands and requiring additional parking restrictions; and
- (d) The standards set forth in § 2437.2 are satisfied.

2437.2 After receiving a petition from an ANC requesting resident-only parking, the Director may modify the RPP restrictions on any blocks participating in the RPP program within the ANC if all of the following conditions are met:

- (a) There is a major traffic generator within or abutting the ANC;
- (b) The parking needs, in excess of two (2) hours, of visitors to any place of worship, healthcare facility, school, park, or recreational facility within the ANC are considered according to the following criteria:
  - (1) More than seventy-five percent (75%) of parking demand from the place of worship, healthcare facility, school, park, or recreational facility is unmet by off-street parking; and
  - (2) The place of worship, healthcare facility, school, park, or recreational facility does not require parking for more than twenty-

five percent (25%) of the requested hours and days during which residential permit parking restrictions would apply.

- (c) Based on at least three (3) distinct observations of the five (5) or more blocks listed in the ANC petition required by § 2437.1 during any weekday between 7:00 a.m. and 8:30 p.m., the motor vehicles parked on the block occupy at least eighty-five percent (85%) of the parking spaces; and
- (d) Based on at least three (3) distinct observations during any weekday between 7:00 a.m. and 8:30 p.m., at least fifty percent (50%) of the motor vehicles parked within the five (5) or more blocks listed in the ANC petition required by § 2437.1 are not registered in that RPP zone.
- (e) The Director may, at his or her discretion, modify the observation hours described in § 2437.2(c) and (d).

2437.3 Notwithstanding § 2437.2, the Director shall determine whether a block abutting a place of worship, healthcare facility, school, park, or recreational facility shall be included in the Resident Only Parking zone. This determination shall be made based on the existing parking supply and the demand for parking for the place of worship, healthcare facility, school, park, or recreational facility, as well as the residential parking demand in adjacent blocks.

2437.4 Pursuant to § 2437.1, Resident Only Parking restrictions shall be applied to all blocks participating in the RPP program within an ANC; provided, that no more than fifty percent (50%) of available parking spaces of each residential block, as determined by the Director, shall be designated with Resident Only Parking restrictions.

2437.5 Prior to taking action on the ANC petition, DDOT shall publish a Notice of Intent on the DDOT website.

## **2438 ENHANCED RESIDENTIAL PERMIT PARKING PROGRAM**

2438.1 The Enhanced Residential Permit Parking (ERPP) program as established by the Residential Parking Protection Pilot Act of 2010, effective October 26, 2010 (D.C. Law 18-240; D.C. Official Code §§ 50-2551 *et seq.* (2012 Repl.)), applies only within the boundaries of Ward 1.

2438.2 The ERPP program is established as follows:

- (a) The ERPP program includes the following elements:
  - (1) Fifty percent (50%) of available parking spaces of each residential block, as determined by the Director, shall be reserved for Zone 1

Resident Only Parking; the opposite side of each residential block shall be designated as described in § 2432.1(a);

- (2) A motor vehicle without a valid Zone 1 Resident Only Parking sticker shall not park on any portion of a street in Ward 1 that has been reserved for Zone 1 Resident Only Parking pursuant to this subsection; and
  - (3) Any resident owning a vehicle registered at an address within the ERPP program area shall be eligible to apply for residential permit parking decals as provided by the Department of Motor Vehicles.
- (b) Each Ward 1 ANC may, by resolution voted upon in accordance with the law governing ANCs, choose not to participate in the ERPP program. Absent such a resolution, all of the provisions of paragraph (a) of this subsection shall apply to each residential block of the Ward 1 ANC unless prohibited by paragraph (c) of this subsection.
  - (c) Any blocks within a streetscape construction project impact zone in Ward 1 shall be excluded from the ERPP program until the Director declares that all major construction associated with the streetscape construction project impact zone is complete.
  - (d) For purposes of this section, the phrase "streetscape construction project impact zone" means an area designated by DDOT where, due to the nature and duration of a streetscape project (that is, a roadway construction project on a commercial street), a local or small business as defined in D.C. Official Code §§ 2-218.31 and 2-218.32 (2012 Repl.) may experience demonstrated losses during the construction period.
  - (e) The ERPP program shall not apply within one (1) block of a residential permit parking zone boundary. Streets within one (1) block of a residential permit parking zone boundary shall instead be designated so that vehicles displaying a valid residential permit for either adjacent residential permit parking zone may park on any such block that was a residential permit parking street before the institution of the program.

## 2439

### RESIDENTIAL PERMIT PARKING – ENFORCEMENT

#### 2439.1

Except as provided in §§ 2406, 2414, and 2424, parking a motor vehicle on a residential permit parking street shall be restricted as follows:

- (a) A vehicle without the necessary residential permit parking zone sticker shall not park in the same zone for more than two (2) consecutive hours. This restriction applies even if the vehicle is moved from one location within the zone to another location in the same zone. A separate violation

of this provision shall exist for each additional two (2) hour period the vehicle has been parked in the same zone.

- (b) If the restrictions on a residential permit parking block (or portion of a block) prohibit non-permit holders during posted times, a vehicle shall not park for any such period of time on that block (or portion of that block) without the necessary residential permit parking zone sticker. An initial violation shall exist when the non-permit holder first parks his or her vehicle on the restricted block and a separate violation shall exist for each additional two (2) hour period the vehicle has been parked in the same zone.

**2440 RESIDENTIAL PERMIT PARKING – ADDITIONAL RESIDENTIAL PERMIT PARKING PRIVILEGES**

2440.1 Between the hours of 9:00 p.m. and 7:30 a.m., a vehicle displaying a valid residential parking permit may park, within a designated residential permit parking zone, in the following locations:

- (a) In loading zones, except loading zones used by hotels; and
- (b) In entrances, except entrances to hospitals.

2440.2 Unless posted signage specifies otherwise, no vehicle may park within forty (40) feet of an intersection, except that vehicles displaying valid RPP stickers for the zone may park within twenty-five (25) feet of an intersection at all times. At no time may any vehicle park within forty (40) feet of a stop or a yield sign.

2440.3 The Director may exempt an intersection from the parking restriction moratorium of § 2405.2(c) as established by this subsection, where the Director determines parking would be inappropriate and unsafe.

2440.4 A residential permit parking sticker shall not authorize the vehicle displaying the sticker to stand or park in any place or during any time when the stopping, standing, or parking of motor vehicles is prohibited or set aside for specific types of vehicles, nor shall it provide an exemption from the observance of any traffic regulation other than the residential permit parking two (2) hour parking limit, where available, and the exemptions listed in §§ 2439.1 and 2440.

**2441 RESIDENTIAL PERMIT PARKING – RESIDENTIAL PERMIT PARKING STICKERS**

2441.1 Each residential permit parking sticker shall indicate at least the following:

- (a) Its expiration date;



- (b) The residential permit parking zone in which it is valid;
- (c) The license plate number of the motor vehicle for which it is valid; and
- (d) The last six (6) digits of the motor vehicle's VIN number.

2441.2 A residential permit parking sticker shall be issued or reissued for a period of either one (1) year or two (2) years, unless the Director specifies a different time period.

2441.3 A residential permit parking sticker shall be valid only if it is affixed by its own adhesive to the lower left (driver's) side of the windshield so that its contents are clearly visible through the windshield of the vehicle; provided; that in the case of a motorcycle, motorized bicycle, or autocyycle, the RPP sticker shall be affixed to a mounting tab which shall be bolted to either corner of the license plate. An expired RPP sticker shall not be left visible on a vehicle.

2441.4 Simultaneous display of current residential permit parking stickers for more than one (1) zone shall make all the residential permit parking stickers invalid and shall be *prima facie* evidence of misrepresentation on the residential permit parking sticker application.

2441.5 A residential permit parking sticker shall not guarantee or reserve to the holder a parking space within the designated residential permit parking zone.

2441.6 No sticker or permit for residential permit parking shall be used or displayed on any vehicle other than the vehicle for which it was issued. Any sticker or permit so displayed shall be void, and any unauthorized display of stickers or permits shall constitute a violation of this section by the sticker holder and by the owner or the operator of the vehicle displaying the permit.

2441.7 An application for a residential permit parking sticker shall contain the name of the owner or operator of the motor vehicle, the vehicle's make, body style, serial or VIN number, identification tag number, and, when appropriate, the vehicle's reciprocity number.

2441.8 The motor vehicle registration and related documentation may, in the discretion of the Director, be required to be presented when filing an application in order to verify the application.

2441.9 The Director may issue a residential permit parking sticker, upon application and payment of the fee established pursuant to § 2415, to a motor vehicle owner who resides on:

- (a) Property abutting a block designated as a residential permit parking street which is not eligible for residential permit parking because of existing parking restrictions, but which is surrounded by streets which have been

designated as residential permit parking streets or have other restrictions which prohibit all day parking; or

- (b) A private street which is not eligible for residential permit parking because of its roadway designation.

2441.10 Residential permit parking stickers may be issued only for, and shall be valid only on, vehicles which are registered in the District, or which have valid reciprocity privileges in the District.

2441.11 Buses, commercial vehicles, sightseeing vehicles, trailers, and motor vehicles longer than twenty-two feet (22 ft.) shall not be issued residential permit parking stickers.

2441.12 The Director may replace current residential permit parking stickers, without extension of their duration, when: (1) the sticker holder changes address from one (1) zone to a block designated for residential permit parking in a different zone; or (2) where a residential permit parking sticker holder provides satisfactory evidence of the destruction of the original sticker.

2441.13 The residential parking permit shall expire on the same date that the vehicle registration expires.

**Chapter 26, CIVIL FINES FOR MOVING AND NON-MOVING INFRACTIONS, Section 2600, CIVIL FINES FOR MOTOR VEHICLE MOVING INFRACTIONS, is amended as follows:**

**The chart set forth in Subsection 2600.1 is amended as follows:**

**The row labeled “Stopping, standing, or parking a vehicle in a bicycle lane [§ 2405.1]” in the section labeled “Right-of-way” is amended to read as follows:**

Stopping, standing, or parking a vehicle in a bicycle lane or shared use path [§ 2405.1]	\$65.00
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**Section 2601, PARKING AND OTHER NON-MOVING INFRACTIONS, is amended as follows:**

**The chart set forth in Subsection 2601.1 is amended as follows:**

**The section labeled “Residential Permit Parking” is amended to read as follows:**

<b>Residential Permit Parking</b>	<b>Fine</b>
Fail to properly display current sticker [§ 2424.4, § 2424.5, § 2424.6, § 2441.3]	\$ 15.00

Fail to remove expired sticker [ § 2424.4, § 2424.5, § 2424.6, § 2441.3]		\$ 15.00	
Improper use of annual visitor parking pass [§ 2414.18]		\$ 300.00	
Resident Only Parking area, without valid permit [ § 2432.1(b), § 2438.2(a)(2)]		In each calendar year: first offense \$30, second offense \$30, third and any subsequent offense \$60	
	<b>Fine</b>	<b>In Ballpark Performance Parking Zone [§ 2404.24, § 2424.12]</b>	<b>During Ballpark Events [§ 2424.12]</b>
Residential permit parking area, beyond consecutive two hour period without valid permit [§ 2439.1(a), § 2432.1(a)]	In each calendar year: First offense \$30, Second offense \$30, Third and any subsequent offense \$60.	In each calendar year: First offense \$30, Second offense \$30, Third and any subsequent offense \$60	In each calendar year: First offense \$60, Second offense \$60, Third and any subsequent offense \$60.

**Chapter 99, Section 9901, DEFINITIONS, is amended as follows:**

**Subsection 9901.1 is amended as follows:**

**The following definition is added after the definition of “Alley”:**

**Annual Car-Sharing Permit Sticker** – a certificate of permission issued to a car-sharing company for display on a company vehicle pursuant to § 2406.

**The following definition is added after the definition of “Authorized Emergency Vehicle”:**

**Autocycle** - a 3-wheeled motor vehicle that has a steering wheel, seating that does not require the operator or passenger to straddle or sit astride, is equipped with safety belts for all occupants, and is manufactured to comply with federal safety requirements for motorcycles.

**The following definition is added after the definition of “Low-speed vehicle”:**

**Major Traffic Generator** – a place of worship, healthcare facility, school, park, or recreational facility, or other group of land uses that, on regular basis, attracts five hundred (500) or more people.

**The definition of “Residential Permit Parking Sticker” is amended to read as follows:**

**Residential Permit Parking Sticker** - a certificate of permission issued to a resident of a residential permit parking zone in the District to park a motor vehicle in that zone beyond the limits generally imposed upon motor vehicles parked in the zone.

**The following definition is added after the definition of “Residential Permit Parking Sticker”:**

**Residential Permit Parking Zone** – all residential areas located in a specific Ward, except that census tract 79.03 (starting at Nineteenth Street, N.E., and Benning Road, N.E., east on Benning Road, N.E., to Oklahoma Avenue, N.E.; south on Oklahoma Avenue, N.E., to C Street, N.E.; west on C Street, N.E., to Nineteenth Street, N.E.; north to Nineteenth Street, N.E.) shall be included in residential permit parking Zone 6.

**The following definition is added after the definition of “Service Vehicle”:**

**Shared Use Path** – a pathway designated for non-motorized transportation users, which is physically separated from motorized vehicular traffic by an open space or barrier and either within the highway right-of-way or within an independent right-of-way.

**The definition of “Temporary Permit” is amended to read as follows:**

**Temporary Visitor Parking Permit** - – a certificate of permission which temporarily provides the permit holder the same parking rights as those provided by a residential permit parking sticker for a period of up to fifteen (15) days.

**The definition of “Visitor Permit” is amended to read as follows:**

**Annual Visitor Parking Pass** - a certificate of permission which provides the permit holder the same parking rights as those provided by a residential permit sticker for a period of one (1) year from the date of issuance.

All persons interested in commenting on the subject matter in this proposed rulemaking may file comments in writing, not later than thirty (30) days after the publication of this notice in the *D.C. Register*, with Alice Kelly, Manager, Office of Policy and Governmental Affairs, Office of the Director, District Department of Transportation, 55 M Street, S.E., 7th Floor, Washington, D.C.

20003. An interested person may also send comments electronically to [publicspace.policy@dc.gov](mailto:publicspace.policy@dc.gov). Copies of this proposed rulemaking are available, at cost, by writing to the above address, and are also available electronically, at no cost, on the District Department of Transportation's website at [www.ddot.dc.gov](http://www.ddot.dc.gov).

**OFFICE OF THE STATE SUPERINTENDENT OF EDUCATION****NOTICE OF EMERGENCY AND PROPOSED RULEMAKING**

The State Superintendent of Education, pursuant to the authority set forth in Sections 102, 106 and 501 of the Pre-k Enhancement and Expansion Amendment Act of 2008, effective July 18, 2008 (D.C. Law 17-202; D.C. Official Code §§ 38-271.02, 38-271.06, and 38-271.05 (2012 Repl.)); and Mayor's Order 2009-44, dated March 27, 2009, hereby gives notice of the adoption, on an emergency basis, of amendments to Chapter 35 (Pre-K Enhancement and Expansion Funding) of Title 5 (Education), Subtitle A (Office of the State Superintendent of Education) of the District of Columbia Municipal Regulations ("DCMR").

The purpose of the emergency and proposed rulemaking is to further support the community-based organizations providing high quality pre-K programs across the District ("pre-K CBO") by providing the Office of the State Superintendent of Education ("OSSE") authority to grant a temporary waiver, not to exceed twelve (12) months, from certain high quality standards if the pre-K CBO demonstrates hardship and that they are meeting the intent of the high quality standard(s) on which they seek the waiver. The emergency rulemaking action is necessary for OSSE to provide pre-K CBOs who have received pre-K enhancement and expansion funding in the past with limited flexibility in meeting the standards to ensure stability and a continuum of care for children and families currently enrolled in these pre-K CBO programs across the District.

This emergency rulemaking was adopted on July 22, 2016 and became effective on that date. The emergency rulemaking will remain in effect for up to one hundred twenty (120) days after the date of adoption, expiring on November 28, 2016, or upon earlier amendment or repeal by the State Superintendent of Education or publication of a final rulemaking in the *D.C. Register*, whichever occurs first.

The State Superintendent of Education also hereby gives notice of the intent to take final rulemaking action to adopt these proposed rules in not less than thirty (30) days after the publication of this notice in the *D.C. Register* and after approval by the Council of the District of Columbia, as specified in Section 501(a) of the Act (D.C. Official Code § 38-275.01(a)).

**Chapter 35, PRE-K ENHANCEMENT AND EXPANSION FUNDING, of Title 5-A DCMR, OFFICE OF THE STATE SUPERINTENDENT OF EDUCATION, is amended as follows:**

**Section 3501, HIGH QUALITY STANDARDS, by adding a new Subsection 3501.3 to read as follows:**

3501.3 The Office of the State Superintendent of Education ("OSSE") may waive compliance with one or more of the high quality standards in Subsection 3501.1 for no more twelve (12) months if:

- (a) The pre-K CBO seeking a waiver received pre-K enhancement and expansion funding from OSSE previous to its request for a waiver;

- (b) OSSE determines that the immediate economic impact on the pre-K CBO is sufficiently great to make immediate compliance temporarily impractical;
- (c) OSSE determines that the pre-K CBO is meeting or exceeding the intent of the high quality standard(s) for which waiver is requested; and
- (d) OSSE determines that granting a waiver to the pre-K CBO is in the best interest of children receiving care at the pre-K CBO.

3501.4 A pre-K CBO may apply for a waiver by submitting a written request to OSSE that shall include the following:

- (a) Name, address of the pre-K CBO, and its assigned license number;
- (b) Citation of each standard for which a waiver is being sought;
- (c) Explanation and description of the extent to which the pre-K CBO seeks to be waived from the standard;
- (d) Timeframe in which the pre-K CBO anticipates coming into compliance with the standard;
- (e) Proof of the immediate economic impact of compliance on the pre-K CBO;
- (f) Proof that the intent of the specific standard shall be achieved in a manner other than that prescribed by the standard; and
- (g) All other relevant information regarding the alleged hardship.

3501.5 Any waiver of a standard shall be at the discretion of OSSE and may be revoked by OSSE at any time, either upon violation of any condition attached to it or upon the determination of OSSE that continuance of the waiver is no longer in the best interest of children receiving care at the pre-K CBO.

3501.6 A determination by OSSE that the pre-K CBO is not in compliance with the terms of the waiver shall void the waiver, require the pre-K CBO to become compliant with the standard, and may be the basis of additional enforcement action.

All persons desiring to comment on the subject matter of this proposed rulemaking should file comments in writing not later than thirty (30) days after the date of publication of this notice in the *D.C. Register* via email addressed to: [ossecomments.proposedregulations@dc.gov](mailto:ossecomments.proposedregulations@dc.gov); or by mail or hand delivery to the Office of the State Superintendent of Education, Attn: Jamai Deuberry re: Pre-K Waiver of High Standards, 810 First Street, N.E. 9th Floor, Washington, D.C. 20002. Additional copies of this rule are available from the above address and on the Office of the State Superintendent of Education website at [www.osse.dc.gov](http://www.osse.dc.gov).

**GOVERNMENT OF THE DISTRICT OF COLUMBIA**

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**ADMINISTRATIVE ISSUANCE SYSTEM**

Mayor's Order 2016-098  
August 5, 2016

**SUBJECT:** Appointments and Reappointments — District of Columbia Workforce  
Investment Council

**ORIGINATING AGENCY:** Office of the Mayor

By virtue of the authority vested in me as Mayor of the District of Columbia by section 422(2) and (11) of the District of Columbia Home Rule Act, approved December 24, 1973, 87 Stat. 790, Pub. L. 93-198, D.C. Official Code § 1-204.22(2) and (11) (2014 Repl.), and in accordance with Mayor's Order 2016-086, dated June 2, 2016, it is hereby **ORDERED** that:

1. The following persons are appointed as members of the Workforce Investment Council ("Council") to serve at the pleasure of the Mayor:
  - a. **DEBORAH CARROLL** as the Director of the Department of Employment Services.
  - b. **HANSEUL KANG** as a representative of the Office of State Superintendent of Education.
  - c. **BRIAN KENNER** as the Deputy Mayor for Planning & Economic Development.
  - d. **ANDREW REESE** as a representative of the Department of Disability Serviced
  - e. **COURTNEY SNOWDEN**, the Deputy Mayor for Greater Economic Opportunity, as the designee of the Mayor
  - f. **DR. TONY SUMMERS** as a representative of the Community College of the University of the District of Columbia.
  - g. **LAURA ZELLINGER** as the Director of the Department of Human Services
  
2. The following persons are appointed as members of the Council for terms to end June 23, 2017:
  - a. **ROBIN ANDERSON** as a representative of the Retail sector.
  - b. **STEVE COURTIEN** as a representative of the Community Based Organizations.
  - c. **LIZ DEBARROS** as a representative of the Business Organization sector.
  - d. **KOREY GRAY** as a representative of the Energy and Utility Sector.




- e. **BENTON MURPHY** as a representative of the Community Based Organizations.
  - f. **DAYVIE PASCHALL** as a representative of the Construction sector.
  - g. **ANDY SHALLAL** as a representative of the Hospitality sector.
  - h. **STACY SMITH** as a representative of the Hospitality sector.
  - i. **JOSLYN WILLIAMS** as a representative of the District Labor Organizations sector.
3. The following persons are appointed as members of the Council for terms to end June 23, 2018:
- a. **JOSEPH ANDRONACO** as a representative of the Construction sector.
  - b. **ANTHONY CANCELLOSI** as a representative of the Community Based Organizations.
  - c. **SOLOMON KEENE** as a representative of the Business Organization sector.
  - d. **NORBERT KLUSMANN** as the representative of a labor organization or training director from a joint labor-management registered apprenticeship program.
  - e. **JAMES MOORE** as a representative of the Information Technology sector.
  - f. **THOMAS PENNY** as a representative of the Hospitality sector.
  - g. **QUEENIE PLATER** as a representative of the Healthcare sector.
4. The following persons are appointed as members of the Council for terms to end June 23, 2019:
- a. **STEVEN BONEY** as an at-large representative from District industry sectors.
  - b. **ANGELA FRANCO** as a representative of the Business Organization sector.
  - c. **LATARA HARRIS** as a representative of the Information Technology sector.
  - d. **KIM HORN** as a representative of the Healthcare sector.
  - e. **MICHAEL W. MAXWELL** as a representative of owners of businesses, chief executives or operating officers of businesses, or other business executives or employers with optimum policy-making or hiring authority.
  - f. **KATHLEEN McKIRCHY** as a representative of the District Labor Organizations sector.
  - g. **DARRYL WIGGINS** as a representative of the Information Technology sector.
  - h. **LAURIE WINGATE** as a representative of the Community Based Organizations.

5. The following persons are appointed as members of the Executive Committee:
  - a. **STEVEN BONEY**
  - b. **KIM HORN**
  - c. **MICHAEL MAXWELL**
  - d. **THOMAS PENNY**
  - e. **ANDY SHALLAL**
  - f. **JOSLYN WILLIAMS**
  - g. **LAURIE WINGATE**
  
6. The following persons are appointed as members of the Implementation Committee:
  - a. **DAVID HALL**
  - b. **ANA HARVEY**
  - c. **CENDRIC HENDRICKS**
  - d. **SHANAZ PORTER**
  - e. **ADRIANNE TODMAN.**
  - f. **CHARLES THORNTON**
  - g. **MARRULUS WILLIAMS**
  
7. **ANDY SHALLAL** is appointed Chairperson of the Council.
  
8. **JOSLYN WILLIAMS** is appointed Vice-Chairperson of the Council.
  
9. **STACY SMITH** is appointed as the Chairperson of the Youth Committee.
  
10. **EFFECT:** This Order supersedes all previous Mayor's Orders to the extent of any inconsistency therein.

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

  
\_\_\_\_\_  
MURIEL BOWSER  
MAYOR

ATTEST:   
\_\_\_\_\_  
LAUREN C. VAUGHAN  
SECRETARY OF THE DISTRICT OF COLUMBIA

**GOVERNMENT OF THE DISTRICT OF COLUMBIA**

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**ADMINISTRATIVE ISSUANCE SYSTEM**

Mayor's Order 2016-099  
August 5, 2016

**SUBJECT:** Appointments and Reappointment – Board of Physical Therapy

**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) (2014 Repl.), and pursuant to section 209 of the District of Columbia Health Occupations Revisions Act of 1985, effective March 25, 1986, D.C. Law 6-99, D.C. Official Code § 3-1202.09 (2012 Repl and 2015 Supp.), and in accordance with section 2 of the Confirmation Act of 1978, effective March 3, 1979, D.C. Law 2-142; D.C. Official Code § 1-523.01 (2014 Repl. and 2015 Supp.), it is hereby **ORDERED** that:

1. **TIMOTHY VIDALE** pursuant to the Board of Physical Therapy Timothy Vidale Confirmation Resolution of 2016, effective June 4, 2016, PR21-0654, is reappointed as a licensed physical therapist member and chairperson of the Board of Physical Therapy, for a term to end April 16, 2019.
2. **MARGARET PLACK** pursuant to the Board of Physical Therapy Margaret Plack Confirmation Resolution of 2016, effective June 4, 2016, PR21-0655, is appointed as a licensed physical therapist member of the Board of Physical Therapy, replacing Senora Simpson, for a term to end April 16, 2018.
3. **JOEL HEMPHILL** pursuant to the Board of Physical Therapy Joel Hemphill Confirmation Resolution of 2016, effective June 4, 2016, PR21-0656, is appointed as a licensed physical therapist member of the Board of Physical Therapy, replacing Beverly Gordon, for a term to end April 16, 2017.

4. **EFFECTIVE DATE:** This Order shall be effective *nunc pro tunc* to June 4, 2016.



MURIEL BOWSER  
MAYOR

ATTEST:   
LAUREN C. VAUGHAN  
SECRETARY OF THE DISTRICT OF COLUMBIA

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

Mayor's Order 2016-100  
August 5, 2016

**SUBJECT:** Appointments and Reappointments — District of Columbia Commission on African Affairs

**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) (2014 Repl.), and pursuant to section 5 of the Office and Commission on African Affairs Act of 2006, effective June 8, 2006, D.C. Law 16-111; D.C. Official Code § 2-1394 (2012 Repl.), establishing the Commission on African Affairs ("**Commission**"), and in accordance with section 2 of the Confirmation Act of 1978, effective March 3, 1979, D.C. Law 2-142; D.C. Official Code § 1-523.01(f) (2014 Repl. And 2015 Supp.), it is hereby **ORDERED** that:


1. **KEDIST GEREMAW** pursuant to the Commission on African Affairs Kedist Geremaw Confirmation Resolution of 2016, effective July 2, 2016, PR 21-0763, is reappointed as a member of the District of Columbia Commission on African Affairs, for a term to end March 27, 2018.
2. **LYDIA NYLANDER** pursuant to the Commission on African Affairs Lydia Nylander Confirmation Resolution of 2016, effective July 2, 2016, PR 21-0762, is appointed as a member of the District of Columbia Commission on African Affairs, to fill the unexpired term vacated by Mamadou Samba, to expire October 27, 2016, and for full term a term to end October 27, 2019.
3. **ABDEL MALIKY** pursuant to the Commission on African Affairs Abdel Maliky Confirmation Resolution of 2016, effective July 2, 2016, PR 21-0761, is appointed as a member of the District of Columbia Commission on African Affairs, replacing George Banks, for a term to end October 27, 2017.
4. **NDIOGOU F. CISSE** pursuant to the Commission on African Affairs Ndiogou F. Cisse Confirmation Resolution of 2016, effective July 2, 2016, PR 21-0760, is appointed as a member of the District of Columbia Commission on African Affairs, replacing Louisa Buadoo-Amoa, for a term to end October 27, 2018.
5. **AKUA G. ASARE** pursuant to the Commission on African Affairs Akua G. Asare Confirmation Resolution of 2016, effective July 2, 2016, PR 21-0759, is reappointed as a member of the District of Columbia Commission on African Affairs, for a term to end October 27, 2018.

6. EFFECTIVE DATE: This Order shall be effective *nunc pro tunc* to July 2, 2016.



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MURIEL BOWSER  
MAYOR

ATTEST: 

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LAUREN C. VAUGHAN  
SECRETARY OF THE DISTRICT OF COLUMBIA

**GOVERNMENT OF THE DISTRICT OF COLUMBIA**

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**ADMINISTRATIVE ISSUANCE SYSTEM**

Mayor's Order 2016-101  
August 5, 2016

**SUBJECT:** Appointments – Board of Pharmacy

**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) (2014 Repl.), and pursuant to section 208 of the District of Columbia Health Occupations Revisions Act of 1985, effective March 25, 1986, D.C. Law 6-99; D.C. Official Code § 3-1202.08 (2012 Repl. and 2015 Supp.), and in accordance with section 2 of the Confirmation Act of 1978, effective March 3, 1979, D.C. Law 2-142; D.C. Official Code § 1-523.01 (2014 Repl. and 2015 Supp.), it is hereby **ORDERED** that:

1. **EMMANUEL BELLEGARDE** pursuant to the Board of Pharmacy Emmanuel Bellegarde Confirmation Resolution of 2016, effective July 2, 2016, PR21-0740, is appointed as a consumer member of the Board of Pharmacy, replacing Darwin Curry, for a term to end March 12, 2018.
2. **JAMES APPLEBY** pursuant to the Board of Pharmacy James Appleby Confirmation Resolution of 2016, effective June 4, 2016, PR21-0636, is reappointed as a licensed pharmacist member of the Board of Pharmacy, for a term to end March 12, 2019.
3. **DAPHNE BERNARD** pursuant to the Board of Pharmacy Daphne Bernard Resolution of 2016, effective June 4, 2016, PR21-0637, is reappointed as a licensed pharmacist member of the Board of Pharmacy, for a term to end March 12, 2019.
4. **EDDIE CURRY** pursuant to the Board of Pharmacy Eddie Curry Resolution of 2016, effective June 4, 2016, PR21-0638, is reappointed as a consumer member of the Board of Pharmacy, for a term to end March 12, 2018.




5. **EFFECTIVE DATE:** This Order shall be effective *nunc pro tunc* to the date of confirmation.



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MURIEL BOWSER  
MAYOR

ATTEST: 

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LAUREN C. VAUGHAN  
SECRETARY OF THE DISTRICT OF COLUMBIA

GOVERNMENT OF THE DISTRICT OF COLUMBIA

ADMINISTRATIVE ISSUANCE SYSTEM

Mayor's Order 2016-102  
August 5, 2016

**SUBJECT:** Appointments — District of Columbia Board of Dietetics and Nutrition

**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) (2014 Repl.), and pursuant to section 202 of the District of Columbia Health Occupations Revision Act of 1985, effective March 25, 1986, D.C. Law 6-99; D.C. Official Code § 3-1202.02. (2014 Repl. and 2015 Supp.), and in accordance with section 2 of the Confirmation Act of 1978, effective March 3, 1979, D.C. Law 2-142; D.C. Official Code § 1-523.01 (2014 Repl. and 2015 Supp.), it is hereby **ORDERED** that:

1. **JENNIFER MCCRINDLE** pursuant to the District of Columbia Board of Jennifer McCrindle Confirmation Resolution of 2016, effective July 2, 2016, PR 21-0754, is appointed as a consumer member of the District of Columbia Board of Dietetics and Nutrition, replacing Edward Johnson, for a term to end March 12, 2017.
2. **ANNINA BURNS** pursuant to the District of Columbia Board of Annina Burns Confirmation Resolution of 2016, effective July 2, 2016, PR 21-0753, is appointed as a dietician member of the District of Columbia Board of Dietetics and Nutrition, replacing Melissa Emily Musiker, for a term to end March 12, 2019.
3. **EFFECTIVE DATE:** This Order shall be effective *nunc pro tunc* to July 2, 2016.




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MURIEL BOWSER  
MAYOR

ATTEST: 

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LAUREN C. VAUGHAN  
SECRETARY OF THE DISTRICT OF COLUMBIA

GOVERNMENT OF THE DISTRICT OF COLUMBIA

ADMINISTRATIVE ISSUANCE SYSTEM

Mayor's Order 2016-103  
August 5, 2016


**SUBJECT:** Appointments — District of Columbia Board of Psychology

**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) (2014 Repl.), and pursuant to section 211 of the District Columbia Health Occupations Revision Act of 1985, effective March 25, 1986, D.C. Law 6-99; D.C. Official Code §3-1202.11 (2012 Repl.), and in accordance with section 2 of the Confirmation Act of 1978, effective March 3, 1979, D.C. Law 2-142; D.C. Official Code § 1-523.01 (2014 Repl. and 2015 Supp.), it is hereby **ORDERED** that:

1. **ERIC JONES** pursuant to the District of Columbia Board of Psychology Eric Jones Confirmation Resolution of 2016, effective July 2, 2016, PR 21-0752, is appointed as a licensed psychologist member of the District of Columbia Board of Psychology, replacing Dr. Adrienne D. Mitchell, for a term to end November 30, 2018.
2. **TERESA GRANT** pursuant to the District of Columbia Board of Psychology Teresa Grant Confirmation Resolution of 2016, effective July 2, 2016, PR 21-0751, is appointed as a licensed psychologist member of the District of Columbia Board of Psychology, replacing Dr. Maia Coleman King, for a term to end November 30, 2018.
3. **EFFECTIVE DATE:** This Order shall be effective *nunc pro tunc* to July 2, 2016.

  
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 MURIEL BOWSER  
 MAYOR

ATTEST:   
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 LAUREN C. VAUGHAN  
 SECRETARY OF THE DISTRICT OF COLUMBIA

**GOVERNMENT OF THE DISTRICT OF COLUMBIA**

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**ADMINISTRATIVE ISSUANCE SYSTEM**

Mayor's Order 2016-104  
August 5, 2016

**SUBJECT:** Appointments and Reappointment — District of Columbia Board of Nursing

**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) (2014 Repl.), and pursuant to section 204 of the District of Columbia Health Occupations Revisions Act of 1985, effective March 25, 1986, D.C. Law 6-99; D.C. Official Code § 3-1202.04 (2012 Repl. and 2015 Supp.) which established the Board of Nursing ("**Board**"), and in accordance with section 2 of the Confirmation Act of 1978, effective March 3, 1979, D.C. Law 2-142; D.C. Official Code § 1-523.01 (2014 Repl. And 2015 Supp.), it is hereby **ORDERED** that:

1. **WINSLOW WOODLAND** pursuant to the District of Columbia Board of Nursing Winslow Woodland Confirmation Resolution of 2016 effective July 2, 2016, PR 21-0743, is reappointed as a consumer member of the Board, for a term to end July 21, 2018.
2. **LAVERNE PLATER** pursuant to the District of Columbia Board of Nursing Laverne Platter Confirmation Resolution of 2016 effective July 2, 2016, PR 21-0742, is appointed as a licensed registered nurse member of the Board, replacing Sukhjit Randhawa, for a term to end July 21, 2017.
3. **LAYO GEORGE** pursuant to the District of Columbia Board of Nursing Layo George Confirmation Resolution of 2016 effective July 2, 2016, PR 21-0741, is appointed as a licensed registered nurse member of the Board, replacing Mary Ellen Husted, for a term to end July 21, 2017.

4. **EFFECTIVE DATE:** This Order shall be effective *nunc pro tunc* to July 2, 2016.



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MURIEL BOWSER  
MAYOR

ATTEST:



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LAUREN C. VAUGHAN

SECRETARY OF THE DISTRICT OF COLUMBIA

GOVERNMENT OF THE DISTRICT OF COLUMBIA

ADMINISTRATIVE ISSUANCE SYSTEM

Mayor's Order 2016-105  
August 5, 2016

**SUBJECT:** Appointments — District of Columbia Board of Podiatry

**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) (2014 Repl.), and pursuant to section 210 of the District of Columbia Health Occupations Revision Act of 1985, effective March 25, 1986, D.C. Law 6-99; D.C. Official Code § 3-1202.10, (2012 Repl), and in accordance with section 2 of the Confirmation Act of 1978, effective March 3, 1979, D.C. Law 2-142; D.C. Official Code § 1-523.01 (2014 Repl. and 2015 Supp.), it is hereby **ORDERED** that:

1. **ALISON GARTEN** pursuant to the District of Columbia Board of Podiatry Alison Garten Confirmation Resolution of 2016, effective June 18, 2016, PR 21-0694, is reappointed as a licensed podiatrist member of the District of Columbia Board of Podiatry, for a term to end April 16, 2018.
2. **EFFECTIVE DATE:** This Order shall be effective *nunc pro tunc* to June 18, 2016.




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MURIEL BOWSER  
MAYOR

ATTEST: 

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LAUREN C. VAUGHAN  
SECRETARY OF THE DISTRICT OF COLUMBIA

**GOVERNMENT OF THE DISTRICT OF COLUMBIA**

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**ADMINISTRATIVE ISSUANCE SYSTEM**

Mayor's Order 2016-106  
August 5, 2016

**SUBJECT:** Appointments — District of Columbia Board of Ethics and Government  
Accountability

**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) (2014 Repl.), pursuant to Section 203 of the Board of Ethics and Government Accountability Establishment and Comprehensive Ethics Reform Amendment Act of 2011, effective April 27, 2012, D.C. Law 19-124; Official Code 1-1162.03 (2012 Repl.), and in accordance with section 2 of the Confirmation Act of 1978, effective March 3, 1979, D.C. Law 2-142; D.C. Official Code § 1-523.01 (2014 Repl. and 2015 Supp.), it is hereby **ORDERED** that:


1. **SHOMARI WADE** pursuant to the District of Columbia Board of Ethics and Government Accountability Shomari Wade Confirmation Resolution of 2016, effective June 28, 2016, R21-0527, is appointed as a member of the District of Columbia Board of Ethics and Government Accountability, replacing Deborah Ann Lathen, for a term to end July 1, 2022.
2. **NORMA HUTCHESON** pursuant to the District of Columbia Board of Ethics and Government Accountability Norma Hutcheson Confirmation Resolution of 2016, effective June 28, 2016, R21-0526, is appointed as a member of the District of Columbia Board of Ethics and Government Accountability, for a term to end July 1, 2022.

3. **EFFECTIVE DATE:** This Order shall be effective *nunc pro tunc* to June 28, 2016.



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MURIEL BOWSER  
MAYOR

ATTEST: 

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LAUREN C. VAUGHAN  
SECRETARY OF THE DISTRICT OF COLUMBIA



**GOVERNMENT OF THE DISTRICT OF COLUMBIA**

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**ADMINISTRATIVE ISSUANCE SYSTEM**

Mayor's Order 2016-107  
August 5, 2016

**SUBJECT:** Appointments and Reappointments — Board of Medicine

**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) (2014 Repl.), and pursuant to section 203 of the District of Columbia Health Occupations Revisions Act of 1985, effective March 25, 1986, D.C. Law 6-99; D.C. Official Code § 3-1202.03 (2012 Repl. and 2015 Supp.), and in accordance with section 2 of the Confirmation Act of 1978, effective March 3, 1979, D.C. Law 2-142; D.C. Official Code § 1-523.01 (2014 Repl. and 2015 Supp.), it is hereby **ORDERED** that:


1. **KELLY ANN COLDEN** pursuant to the Board of Medicine Kelly Ann Colden Confirmation Resolution of 2016, effective July 2, 2016, PR21-0735, is reappointed as a licensed physician member of Board of Medicine, for a term to end August 5, 2018.
2. **THOMAS DAWSON** pursuant to the Board of Medicine Thomas Dawson Confirmation Resolution of 2016, effective July 2, 2016, PR21-0736, is reappointed as a consumer member of Board of Medicine, for a term to end August 5, 2019.
3. **VIKISHA FRIPP** pursuant to the Board of Medicine Vikisha Fripp Confirmation Resolution of 2016, effective July 2, 2016, PR21-0737, is appointed as a licensed physician member of the Board of Medicine, replacing Dr. Bernard Arons, for a term to end August 5, 2018
4. **JEFFERY SMITH** pursuant to the Board of Medicine Jeffery Smith Confirmation Resolution of 2016, effective July 2, 2016, PR21-0738, is reappointed as a licensed physician member of the Board of Medicine, for a term to end August 5, 2018.
5. **TERRENCE STRAUB** pursuant to the Board of Medicine Terrence Straub Confirmation Resolution of 2016, effective July 2, 2016, PR21-0739, is reappointed as a consumer member of the Board of Medicine, for a term to end August 5, 2019.

6. EFFECTIVE DATE: This Order shall be effective *nunc pro tunc* to July 2, 2016.



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MURIEL BOWSER  
MAYOR

ATTEST: 

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LAUREN C. VAUGHAN  
SECRETARY OF THE DISTRICT OF COLUMBIA

**APPLETREE EARLY LEARNING PUBLIC CHARTER SCHOOL****REQUEST FOR PROPOSALS****Speech and Language Pathology Services**

AppleTree Early Learning PCS is seeking an organization to provide speech and language pathology services. Please contact Jenna Umansky, Special Education Manager, for details on the RFP. The deadline for responding to the RFP is August 22, 2016 at 4pm. Contact - Jenna Umansky, Special Education, 415 Michigan Avenue NE, Washington, DC 20017, (202) 821-3288, [Jenna.Umansky@appletreepcs.org](mailto:Jenna.Umansky@appletreepcs.org)

**BRIDGES PUBLIC CHARTER SCHOOL**  
**REQUEST FOR PROPOSALS**

The Bridges Public Charter School, in compliance with Section 2204 (c) of the District of Columbia School Reform Act of 1995 (“Act”), hereby solicits expressions of interest from Vendors or Consultants for the following service:

- Special Education Services

Please send an email to [bids@bridgespcs.org](mailto:bids@bridgespcs.org) to receive a full RFP offering more detail on scope of work and bidder requirements.

Proposals shall be received no later than **5:00 pm, Friday, August 19, 2016**. No phone call submission or late responses please. Interviews, samples, demonstrations will be scheduled at our request after the review of the proposals only.

Prospective Firms shall submit one electronic submission via e-mail to the following address:

Bid Administrator  
[bids@bridgespcs.org](mailto:bids@bridgespcs.org)

**CENTER CITY PUBLIC CHARTER SCHOOLS**

**REQUEST FOR PROPOSALS**

Center City Public Charter Schools is soliciting proposals from qualified vendors for the following:

Center City PCS would like to engage one or more contractors to design + build the schoolyard at Capitol Hill Campus.

To obtain copies of full RFP's, please visit our website: [www.centercitypcs.org](http://www.centercitypcs.org). The full RFP's contain guidelines for submission, applicable qualifications and deadlines.

Contact person:

Natasha Harrison  
nharrison@centercitypcs.org

**CITY ARTS & PREP PUBLIC CHARTER SCHOOL  
FOR THE PERFORMING ARTS**

**NOTICE OF INTENT TO ENTER A SOLE SOURCE CONTRACT**

**Recruiting and Training Teacher Residents**

City Arts & Prep Public Charter School for the Performing Arts intends to enter into a sole source contract with Urban Teaching Center for contracted curricular support for approximately \$50,000 for the upcoming school year.

- UTC has long and proven history of training novice teachers to be effective in urban education including DC public schools using their unique evidence based approach to teacher preparation.
- A partnership with the Urban Teaching Center will position City Arts & Prep Public Charter School for the Performing Arts to achieve a full return on investment associated with the program model, through a four year commitment to teaching.
- UTC trained teachers possess deeper knowledge of and experience with our students various demographics compared to other novices, that enables them to be better equipped and prepared for their first year of lead teaching.

For further information regarding this notice contact Andrew Kirkland at **202-269-4646 or [akirkland@cityartspcs.org](mailto:akirkland@cityartspcs.org)** no later than **4:00 pm August 26, 2016.**

**CITY ARTS & PREP PUBLIC CHARTER SCHOOL  
FOR THE PERFORMING ARTS**

**REQUEST FOR PROPOSALS**

The City Arts & Prep Public Charter School for the Performing Arts, in compliance with Section 2204 (c) of the District of Columbia School Reform Act of 1995 (“Act”), hereby solicits expressions of interest from Vendors or Consultants for the following tasks and services:

- Fundraising Counsel and Strategy Services

Please send an email to [bids@cityartspcs.org](mailto:bids@cityartspcs.org) to receive a full RFP offering more detail on scope of work and bidder requirements.

Proposals shall be received no later than 5:00 pm, Friday, August 19, 2016.

Prospective Firms shall submit one electronic submission via e-mail to the following address:

Bid Administrator  
[bids@cityartspcs.org](mailto:bids@cityartspcs.org)

Please include the bid category for which you are submitting as the subject line in your e-mail (e.g. Student Data Support). Respondents should specify in their proposal whether the services they are proposing are only for a single year or will include a renewal option.

**CITY ARTS & PREP PUBLIC CHARTER SCHOOL  
FOR THE PERFORMING ARTS**

**REQUEST FOR PROPOSALS**

The City Arts & Prep Public Charter School for the Performing Arts, in compliance with Section 2204 (c) of the District of Columbia School Reform Act of 1995 (“Act”), hereby solicits expressions of interest from Vendors or Consultants for the following tasks and services:

- Professional Development and Teacher Coaching Support
- Student Data Analysis

Please send an email to [bids@cityartspcs.org](mailto:bids@cityartspcs.org) to receive a full RFP offering more detail on scope of work and bidder requirements.

Proposals shall be received no later than 5:00 pm, Saturday, September 10, 2016.

Prospective Firms shall submit one electronic submission via e-mail to the following address:

Bid Administrator  
[bids@cityartspcs.org](mailto:bids@cityartspcs.org)

Please include the bid category for which you are submitting as the subject line in your e-mail (e.g. Student Data Support). Respondents should specify in their proposal whether the services they are proposing are only for a single year or will include a renewal option.



**DEPARTMENT OF CONSUMER AND REGULATORY AFFAIRS  
CONSTRUCTION CODES COORDINATING BOARD**

**NOTICE OF REGULAR MEETING**

Notice is hereby given that the August 2016 Regular Meeting of the Construction Codes Coordinating Board, previously scheduled for August 18, 2016, has been rescheduled and will be held on the date and location as follows:

**Tuesday, August 23, 2016  
10:00 AM – 4:00 PM**

**Department of Fire and Emergency Medical Services  
1100 Fourth Street, SW  
Seventh Floor Conference Room (E700)  
Washington, D.C. 20024.**

The meeting location is on the Metro Green Line, at the Waterfront/SEU stop. Limited paid parking is available on site.

Board meeting agendas and minutes are available on the website of the Department of Consumer and Regulatory Affairs at <http://dcra.dc.gov/page/construction-codes-coordinating-board-cccb-meetings> and/or on the website of the Board of Ethics and Government Accountability, Office of Open Government at <http://www.open-dc.gov/public-bodies/meetings>.

**EAGLE ACADEMY PUBLIC CHARTER SCHOOL****REQUEST FOR PROPOSALS****Professional Educational Consulting Services****Project Summary**

Your firm is invited to submit qualifications to provide professional educational consulting services, including leadership coaching and instructional coaching, strategic planning support, support in the development of systems and protocols, and other related activities as agreed upon by Eagle Academy PCS and the Consultant.

**Date and Location Submittal is Due: Friday, August 19, 2016 by 5:00 p.m.**

Send proposal to the attention of Mayra Martinez-Fernandez, Deputy Chief Operating Officer, at [mmartinez@eagleacademypcs.org](mailto:mmartinez@eagleacademypcs.org)

**DISTRICT OF COLUMBIA  
BOARD OF ELECTIONS**

**Certification of Filling a Vacancy  
In Advisory Neighborhood Commissions**

Pursuant to D.C. Official Code §1-309.06(d)(6)(G) and the resolution transmitted to the District of Columbia Board of Elections “Board” from the affected Advisory Neighborhood Commission, the Board hereby certifies that the vacancy has been filled in the following single-member district by the individual listed below:

Christine Miller  
Single-Member District 1A05

## DEPARTMENT OF ENERGY AND ENVIRONMENT

NOTICE OF FUNDING AVAILABILITY**Watershed Restoration and Education Projects**

The Department of Energy and Environment (the Department) seeks eligible entities to help control, prevent, and remediate nonpoint sources of polluted runoff to District of Columbia (District) waters and the Chesapeake Bay. Engaging, educating, and empowering District residents to become stewards of the District's waters and the Chesapeake Bay is an important facet of this RFA. The amount available for projects is approximately \$2,440,000.00. This amount is subject to availability of funding and approval by the appropriate agencies.

Beginning 8/12/2016, the full text of the Request for Applications (RFA) will be available on the Department's website. A person may obtain a copy of this RFA by any of the following means:

**Download** from the Department's website, [www.doe.dc.gov](http://www.doe.dc.gov). Select the *Resources* tab. Cursor over the pull-down list and select *Grants and Funding*. On the new page, cursor down to the announcement for this RFA. Click on *Read More* and download this RFA and related information from the *Attachments* section.

**Email** a request to [2016WatershedProjects@dc.gov](mailto:2016WatershedProjects@dc.gov) with "RE: 2016-1609-WPD" in the subject line.

**Pick up a copy in person** from the Department's reception desk, located at 1200 First Street NE, 5th Floor, Washington, DC 20002. To make an appointment, call Lauren Linville at (202) 535-2252 and mention this RFA by name.

**Write** the Department at 1200 First Street NE, 5th Floor, Washington, DC 20002, "Attn: Lauren Linville RE:2016-1609-WPD" on the outside of the envelope.

Two informational meetings/conference calls and opportunity for question and answers will be held on 08-24-2016 from 1:00 PM to 3:00 PM, and on 08-25-2016 from 6:00 PM to 8:00 PM. You can call into either session, or attend in person at 1200 First Street NE, 5<sup>th</sup> floor, Washington DC, 20002. The call number is (866) 830-5784 and the conference code is 6971510.

**The deadline for application submissions is 9/14/2016, at 5:00 p.m.** Five hard copies must be submitted to the above address and a complete electronic copy must be e-mailed to [2016WatershedProjects@dc.gov](mailto:2016WatershedProjects@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

- Universities/educational institutions; and
- Private Enterprises.

For additional information regarding this RFA, write to: [2016WatershedProjects@dc.gov](mailto:2016WatershedProjects@dc.gov).

**DEPARTMENT OF ENERGY AND ENVIRONMENT****PUBLIC NOTICE**

Notice is hereby given that, pursuant to 40 C.F.R. Part 51.161, D.C. Official Code §2-505, and 20 DCMR §210, the Air Quality Division (AQD) of the Department of Energy and Environment (DOEE), located at 1200 First Street NE, 5<sup>th</sup> Floor, Washington, DC, intends to issue an air quality permit (No. 6947) to the U.S. Department of the Treasury, Bureau of Engraving and Printing, to construct and operate one (1) Currency Overprinting and Packaging Equipment (COPE), Dela Rue Giori, Super Orlof Currency printing line, a non-heatset, sheet-fed, letterpress unit), at the Bureau of Engraving and Printing, in the Main Building 1<sup>st</sup> Floor B Wing, at 14<sup>th</sup> and C Streets SW, Washington DC. The contact person for the facility is David Kaczka, Environmental Compliance Manager, Office of Environment, Health, & Safety at (202) 874-2107. The applicant's mailing address is 14<sup>th</sup> and C Streets SW, Washington, DC 20228.

**Emission Estimates:**

It is expected that emissions will not exceed 1.98 tons per year of volatile organic compounds (VOC) from the press. This consists of 0.045 tons per year of VOC from ink usage and 1.932 tons per year of VOC from solvent usage.

**The proposed emission limits are summarized as follows:**

- a. Emissions of volatile organic compounds (VOC) from the ink used in the process shall not exceed 0.01 pounds per press hour.
- b. VOC emissions from any cleaning solvents used shall not exceed 0.44 pounds per press hour.
- c. The total annual VOC emitted from the ink and cleaning solvent as a result of operation of the press shall not exceed 1.98 tons per year.
- d. Visible emissions shall not be emitted into the outdoor atmosphere from the printing press. [20 DCMR 107 and 606]
- e. An emission into the atmosphere of odorous or other air pollutants from any source in any quantity and of any characteristic, and duration which is, or is likely to be injurious to the public health or welfare, or which interferes with the reasonable enjoyment of life or property is prohibited. [20 DCMR 903.1]

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

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

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

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

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

**No comments or hearing requests submitted after September 12, 2016 will be accepted.**

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

**HEALTH BENEFIT EXCHANGE AUTHORITY****NOTICE OF PUBLIC MEETING****Executive Board of the Health Benefit Exchange Authority**

The Executive Board of the Health Benefit Exchange Authority, pursuant to the requirements of Section 6 of the Health Benefit Exchange Authority Establishment Act of 2011, effective March 2, 2012 (D.C. Law 19-0094), hereby announces a public meeting of the Executive Board. The meeting will be held at 1225 I Street, NW, 4<sup>th</sup> Floor, Washington, DC 20005 on Monday, **August 8, 2016 at 5:30 pm**. The call in number is 1-877-668-4493, Access code 732 616 982. The Executive Board meeting is open to the public.

If you have any questions, please contact Debra Curtis at (202) 741-0899.



**HEALTH BENEFIT EXCHANGE AUTHORITY****NOTICE OF PUBLIC MEETING****Executive Board of the Health Benefit Exchange Authority**

The Executive Board of the Health Benefit Exchange Authority, pursuant to the requirements of Section 6 of the Health Benefit Exchange Authority Establishment Act of 2011, effective March 2, 2012 (D.C. Law 19-0094), hereby announces a public meeting of the Executive Board. The meeting will be held at 1225 I Street, NW, 4<sup>th</sup> Floor, Washington, DC 20005 on Wednesday, **September 28, 2016 at 5:30 pm.** The call in number is 1-877-668-4493; access code 735 490 026

The Executive Board meeting is open to the public.

If you have any questions, please contact Debra Curtis at (202) 741-0899.

## DEPARTMENT OF HEALTH

PUBLIC NOTICE

The District of Columbia Board of Dentistry (“Board”) hereby gives notice, pursuant to § 405 of the District of Columbia Health Occupation Revision Act of 1985, effective March 25, 1986 (D.C. Law 6-99; D.C. Official Code § 3-1204.05 (b)) (2012 Repl.), of the following meeting dates, cancellation, and public hearings:

**Wednesday, August 17, 2016**, the Board will not have a regularly scheduled Board meeting. The Board will conduct a disciplinary hearing in the matter of Michael Sims, DDS, at 9:30 a.m. In accordance with 17 DCMR § 4109.1, the hearing is open to the public.

**Wednesday, September 21, 2016**, the Board will hold an open session (public) meeting, which will begin at 9:30 a.m. and end at 10:30 a.m., or when there is no further open session business for the Board to consider. Following the open (public) session, the Board will meet in executive (closed/non-public) session to seek the advice of counsel to the board, pursuant to D.C. Official Code § 2-575(b)(4); to discuss disciplinary matters pursuant to D.C. Official Code § 2-575(b)(9); and to discuss ongoing or planned investigations pursuant to D.C. Official Code § 2-575(b)(14).

**Wednesday, October 12, 2016**, the Board will hold an open session (public) meeting, which will begin at 9:30 a.m. and end at 10:30 a.m., or when there is no further open session business for the Board to consider. Following the open (public) session, the Board will meet in executive (closed/non-public) session to seek the advice of counsel to the board, pursuant to D.C. Official Code § 2-575(b)(4); to discuss disciplinary matters pursuant to D.C. Official Code § 2-575(b)(9); and to discuss ongoing or planned investigations pursuant to D.C. Official Code § 2-575(b)(14). This meeting will replace the Board’s regular meeting date for the month of October.

**Wednesday, November 16, 2016**, the Board will hold an open session (public) meeting, which will begin at 9:30 a.m. and end at 10:30 a.m., or when there is no further open session business for the Board to consider. Following the open (public) session, the Board will meet in executive (closed/non-public) session to seek the advice of counsel to the board, pursuant to D.C. Official Code § 2-575(b)(4); to discuss disciplinary matters pursuant to D.C. Official Code § 2-575(b)(9); and to discuss ongoing or planned investigations pursuant to D.C. Official Code § 2-575(b)(14).

Unless otherwise scheduled, the District of Columbia Board of Dentistry meets on the third Wednesday of each month at 899 North Capitol Street, NE, 2<sup>nd</sup> Floor, Washington, D.C. 20002. The agendas for all open (public) session meetings will be posted at least one business day before the meeting on the Board of Ethics and Government Accountability website at <http://www.bega-dc.gov/board-commission/meetings> and on the DOH website at [www.doh.dc.gov](http://www.doh.dc.gov).

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

The District of Columbia Board of Marriage and Family Therapy (“Board”) hereby gives notice of a change in its regular meetings 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.) .

The Board was scheduled to meet on Tuesday, August 2, 2016. However, due to unforeseen circumstances, the meeting was canceled for lack of quorum. The Board will instead meet on Tuesday, August 16, 2016, from 11:00 AM to 1:00 PM. The meeting will be open to the public from 11:00 AM until 11:30 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 11:30 AM until 1:00 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 meeting will be held at 899 North Capitol Street, NE, Second Floor, Washington, DC 20002. Visit the Department of Health Events link at <http://doh.dc.gov/events> for additional information.

OFFICE OF THE DEPUTY MAYOR FOR PLANNING AND ECONOMIC  
DEVELOPMENT

NOTICE OF FUNDING AVAILABILITY

**Great Streets Small Business(s) Grants**

The Deputy Mayor for Planning and Economic Development (DMPED) is soliciting applications for the **Great Streets Retail Small Business Grant**. DMPED will award individual grants of up to a maximum of \$50,000.00 each. The application deadline is **Friday, October 21, 2016** at 2:00 p.m.

The purpose of Great Streets Retail Small Business Grants is to support existing small businesses, attract new businesses, increase the District's tax base, create new job opportunities for District residents and transform emerging commercial corridors into thriving neighborhood centers.

**Eligible applicants:** Eligible applicants for the grants are owners of small retail and service-oriented businesses or up to 3 business owners connected. Eligible retail development project shall not include following types of businesses are *ineligible* to receive this grant funding: *adult entertainment, auto body shops, bank, bar, construction/general contracting/architecture/design-build, financial services, home-based business, hotel, liquor store, nightclub, phone store, professional services\**, and *real estate development/property management/realtor*.

*\*Professional services is defined as the following businesses: accountant, actuary, architect, dentist, engineer, evaluator, financial planner, IT consultant, lawyer, pharmacist, physician, registered nurse, training and development*

For additional eligibility requirements and exclusions, please review the Request for Applications (RFA) which will be posted at <http://www.greatstreets.dc.gov> by Friday, August 26, 2016.

**Eligible Use of Funds:** Funds may be used for

- Build out of new improvements
- Renovations of existing improvements
- Façade improvements
- Equipment upgrades
- Soft costs\*

\*Up to 50% of funding can be used for marketing, purchase of moveable equipment, point-of-sale inventory management hardware and software, and business consultation services. Funds can be used for expenses incurred during the Period of Performance, which is January 1, 2017 through August 31, 2017. For additional examples of eligible uses of funds and exclusions, please review the RFA.

**Application Process:** Interested applicants must complete an online application by **Friday, October 21, 2016** at 2:00 p.m. DMPED will not accept applications submitted via hand delivery, mail or courier service. Late submissions applications will not be forwarded to the review panel. Instructions and guidance regarding application preparation can be found in the RFA, which will be available at <http://greatstreets.dc.gov> on **Friday, August 26, 2016**.

**Selection Process:** DMPED will select grant recipients through a competitive application process. All applications will be forwarded to a review panel to be evaluated, scored, and ranked based on the selection criteria listed below.

1. Capacity and Experience of the Applicant (25 points)
2. Strength of the Project Implementation Plan (25 points)
3. Financial Viability of Applicant Organization (25 points)
4. Creativity, Innovation, and sustainable energy/environmental practices (25 points)

The DMPED Great Streets program team will review the panel reviewers' recommendations and the Deputy Mayor for Planning and Economic Development will make the final determination of grant awards.

**Award of Grants:** DMPED will award individual grants of up to a maximum of \$50,000. Buildings with two (2) eligible businesses are eligible for grant award up to \$75,000 and buildings with three (3) eligible businesses are eligible for awards up to \$100,000.

**For More Information:** Check our website at [www.greatstreets.dc.gov](http://www.greatstreets.dc.gov) for signup details to attend the Pre-Application Information Session. The session will be a webinar.

Questions may be sent to LaToyia Hampton, Grants Administrator at the Deputy Mayor for Planning and Economic Development at [latoyia.hampton@dc.gov](mailto:latoyia.hampton@dc.gov) or 202-724-7648.

**Reservations:** DMPED reserves the right to issue addenda and/or amendments subsequent to the issuance of the NOFA or RFA, or to rescind the NOFA or RFA.

**OFFICE OF THE SECRETARY OF THE DISTRICT OF COLUMBIA**  
**RECOMMENDATIONS FOR APPOINTMENTS AS 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 September 15, 2016.

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 August 12, 2016. 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  
Recommendations for appointment as DC Notaries Public**

**Effective: September 15, 2016**

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Allen	Charelt A.	Self 3204 Alabama Avenue, SE	20020
Araka	Helen	Asmera LLC 908 New Hampshire Avenue, NW, Suite 400	20037
Assaraf	Eliran	Citibank 1218 Connecticut Avenue, NW	20036
Ballard	James G.	Rimon, PC 1875 I Street, NW, 5th Floor	20006
Baratova	Nilufar	International Finance Corporation 2121 Pennsylvania Avenue, NW	20433
Bayly Jr.	Kevin Lawrence	Self 5247 Chillum Place, NE	20011
Beirne	Michael	Wells Fargo 801 Pennsylvania Avenue, NW	20004
Boyles	Diane M.	Cadwalader, Wickersham & Taft, LLC 700 6th Street, NW	20001
Britzman	Ali	Women for Women International 2000 M Street, NW, Suite 200	20036
Brunson	Wanda R.	United States Department of the Interior, Office of the Special Trustee for American Indians 1849 C Street, NW	20240
Burket	Arthur J.	The UPS Store 1300 Pennsylvania Avenue, NW, #190	20004
Burns	Debora	Grosvenor Americas 1701 Pennsylvania Avenue, NW, Suite 450	20006
Camacho	Carla C. C.	Oehme, van Sweden & Associates, Inc. 800 G Street, SE	20003

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 Recommendations for appointment as DC Notaries Public

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Campbell	Jeanette	Glazer Winston Honigan Honigman Ellick, PLLC 5301 Wisconsin Avenue, NW, Suite 740	20015
Canty	Marlene	OSSE 810 First Street, NW, 5th Floor	20002
Carey	Minita V.	Self 3018 M Place, SE	20019
Carr	Thomas Walsh Armistead	Thos D. Walsh, Inc  3628 12th Street, NE	20017
Charles	Micayla	Planet Depos 1100 Connecticut Avenue, NW	20036
Chase-Carpino	Christine	Robbins, Russell, Englert, Orseck, Untereiner & Sauber, LLP 1801 K Street, NW, Suite 411L	20006
China-Sutton	Cleashay	Self 405 Rhode Island Avenue, NE	20002
Cox	Katelynne Goldie Sue	Self (Dual) 440 K Street, NW, Apartment 1102	20001
Darkow	Colleen L.	Planet Depos 1100 Connecticut Avenue, NW, Suite 900	20036
Das	Aabir	Skadden, Arps, Slate, Meagher & Flom LLC 1440 New York Avenue, NW	20005
Davis	Pamela L.	Department of Treasury 401 14th Street, SW	20227
Day	Matthew David	The UPS Store 1300 Pennsylvania Avenue, NW, #190	20004



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 Recommendations for appointment as DC Notaries Public

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Dennis	Patricia M.	Mooney, Green, Saindon, Murphy & Welch, PC 1920 L Street, NW, Suite 400	20036
Devor	Madison Alessandra	United States Department of Justice 601 D Street, NW	20004
Devorsetz	Cary T.	Alderman, Devorsetz & Hora PLLC 1025 Connecticut Avenue, NW, Suite 615	20036
Fox	Thia S.	FHP IV, LLC 816 Connecticut Avenue, NW, Suite 400	20006
Franco	Mcgarritt	Republic National Distributing Company 4235 Sheriff Road, NE	20019
Franklin	Hazel C.	Self 723 Delafield Street, NE	20017
Galanos	Nancy	Linklaters 601 13th Street, NW	20005
Gales	Belinda	Self 5515 Bass Place, SE	20019
Goines	Eleatia M.	Washington Metropolitan Area Transit Authority 600 5th Street, NW	20001
Gorski	Rosemary	Woodrow Wilson International Center for Scholars One Woodrow Wilson Plaza, 1300 Pennsylvania Avenue, NW	20004
Grant	Melanie A.	NRL Federal Credit Union 4555 Overlook Avenue, SW, Building #222 Code 9050	20375
Grenham	Eugene David	McAllister & Quinn LLC 1030 15th Street, NW	20005

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 Recommendations for appointment as DC Notaries Public

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Hansberry	Kimberly	Self 4627 Easy Place, SE	20019
Heath	Maurice L.	Self 728 6th Street, SW, #304	20024
Hill	Arnicia R.	Gotta Go Now! LLC 1425 Bangor Street, SE	20003
Jackson	Tracy	Georgetown University 2115 Wisconsin Avenue, NW, Suite 500	20007
Johnson	Deborah Coreatha	Slocumb Law Firm LLC 777 6th Street, NW, Suite 520	20001
Johnson	Isabella Carrère	Skadden, Arps, Slate, Meagher & Flom LLC 1440 New York Avenue, NW	20005
Johnson	Pamela A.	Manna Inc. 828 Evarts Street, NE	20018
Jones	Toshica Latoya	My Sister's Place 1436 U Street, NW, Suite 303	20009
Jordan	Robyn	Brand USA 1725 Eye Street, NW, Suite 800	20006
Judge	Nancy	U.S. House of Representatives HT-3, US Capitol Building	20515
Kealey	Cynthia A.	United Therapeutics Corporation 1735 Connecticut Avenue, NW	20009
Keeley	Sean	Blue Star Strategies 888 17th Street, NW, Suite 800	20006
Kim	Kwan W.	Skadden, Arps, Slate, Meagher & Flom LLP 1440 New York Avenue, NW	20005
Kindred	Ingrid	MorphoTrust USA 1255 23rd Street, NW, Suite 800	20037

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

**Effective: September 15, 2016**

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Klentzman	Nathaniel James	Smith Brandon International, Inc. 1432 K Street, NW, Suite 600	20165
Lyle III	William Alfred	Self 1503 Underwood Street, NW	20012
MacDonald	Devin B.	Wilkinson Walsh + Eskovitz, LLP 1900 M Street, NW, Suite 800	20036
Maglione	Justin	Oehme, van Sweden & Associates, Inc. 800 G Street, SE	20003
Mckinley	Tierra Danielle	Washington Times 3600 New York Avenue, NW	20002
Medina	Sofia Elena G.	Cadwalader Wickersham & Taft, LLC 700 6th Street, NW	20001
Mohamed	Nada	DC Department of Human Services 64 New York Avenue, NE	20002
Morgan	Jonathan Paul	Pinnacle Title & Escrow, Inc 1776 Eye Street, NW, Suite 701	20006
Obuchowski	Alex	National Association of Corporate Directors 2001 Pennsylvania Avenue, NW, Suite 500	20006
Pannell	LaToria	The UPS Store 611 Pennsylvania Avenue, SE	20003
Penfield	Matthew D.	Cadwalader Wickersham and Taft, LLC 700 6th Street, NW	20001
Proudfoot	Angela	National Association of Corporate Directors 2001 Pennsylvania Avenue, NW, Suite 500	20006
Randall	Pearl C.	Self 1708 9th Street, NW, Unit C	20001
Randolph	Tina N.	Sibley Memorial Hospital 5255 Loughboro Road, NW	20016

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

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Reid	Cathie R.	Corenic Construction 1443 Maryland Avenue, NE	20002
Richmond	Jeanette C.	WMATA 600 5th Street, NW	20001
Robinson	Brenda B.	Alpha Omega Properties LLC 1817 Benning Road, NE	20002
Robinson	Catherine Deleslyn	Ernst & Young LLP 1101 New York Avenue, NW	20005
Rodriguez	Ana J.	Wilson-EPES Printing 775 H Street, NE	20002
Ross	Loleta theora	Self 1414 Underwood Street, NW	20012
Rubin	Laura Kay	Feldes, Tucker, Leifer, Fidell, LLP 1129 20th Street, NW, Suite 400	20036
Rudolph	Elizabeth	Velocity Condominium 1025 1st Street, SE	20003
Sluga	Mary Ann	Baker Hostetler LLP 1050 Connecticut Avenue, NW, Suite 1100	20036
Solondz	Samuel Max	SunTrust 1445 New York Avenue, NW	20005
Soukup	Bryan J.	The International Code Council 500 New Jersey Avenue, NW	20001
Stallings	Constance L.	Paul Hastings LLP 875 15th Street, NW	20005
Steele King	Kimberly M.	Pillsbury, Winthrop, Shaw, Pittman 1200 17th Street, NW	20036
Suttle	Pamala	National Air Traffic Controllers Association 1325 Massachusetts Avenue, NW	20005

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Recommendations for appointment as DC Notaries Public****Effective: September 15, 2016****Page 8**

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Teter	Mary E.	ATG Title, Inc. 1050 30th Street, NW	20007
Thomas-Costen	Bernice J.	EP FCU 620 Michigan Avenue, NE	20064
Thompson	Arlethia	Government of the District of Columbia, Office of the Secretary of the District of Columbia 1350 Pennsylvania Avenue, NW, Room 419	20004
Turner	Gwendolyn L.	Cadwalader Wickersham and Taft, LLC 700 6th Street, NW	20001
Velilla	Jose Sevallla	Rust Insurance Agency, LLC 1510 H Street, NW, 5th Floor	20005
Webb	Dina Y.	Self 4697 F Street, SE	20019
Wellington	Brenda M.	Nixon Peabody LLP 799 9th Street, NW, Suite 500	20001
Williams	Cynthia D.	Jackson & Campbell PC 1120 20th Street, NW, Suite 300	20036
Williams	Diamond	State Department Federal Credit Union 2201 C Street, NW, Room B-641	20520
Yates	Stephanie W.	US Department of Justice, Tax Division 601 D Street, NW, Suite 10130	20004
Zewdou	Kongit	Self 3827 Pope Street, SE	20036

**SOMERSET PREP PUBLIC CHARTER SCHOOL****REQUEST FOR PROPOSALS**

Somerset Prep Public Charter School in accordance with section 2204(c) of the District of Columbia School Reform Act of 1995 solicits proposals for vendors to provide the following service:

- Student Data Services

Please send an email to [sspdc\\_bids@somersetprepdc.org](mailto:sspdc_bids@somersetprepdc.org) to receive a full RFP offering more detail on scope of work and bidder requirements.

Proposals shall be received no later than 5:00 pm, Friday, August 19, 2016.

Prospective Firms shall submit one electronic submission via e-mail to the following address:

Bid Administrator  
[sspdc\\_bids@somersetprepdc.org](mailto:sspdc_bids@somersetprepdc.org)

Please include the bid category for which you are submitting as the subject line in your e-mail (e.g. Special Education Services). Respondents should specify in their proposal whether the services they are proposing are only for a single year or will include a renewal option.

**THE GOODWILL EXCEL CENTER, PUBLIC CHARTER SCHOOL**  
**REQUEST FOR PROPOSALS**

**Psychological Services for Students**

The Goodwill Excel Center, Public Charter School (GEC) is seeking proposals from Washington D.C. licensed Psychologists to provide psychological services to students on an hourly basis for its adult public charter high school located at 1776 G Street NW. Essential functions and requirements are outlined in the Scope of Work section of the Request for Proposal. The deadline for responding to the RFP is August 19, 2016 at 5pm. Contact – Josh Wallish, General Counsel, 2200 South Dakota Ave NE, Washington, DC 20018, (202) 719-1235, [josh.wallish@dcgoodwill.org](mailto:josh.wallish@dcgoodwill.org)

**Emotional, Social and Behavioral/  
Therapeutic Counseling Services for Students**

The Goodwill Excel Center, Public Charter School (GEC) is seeking proposals from Washington D.C. licensed Social Workers to provide emotional, social and behavioral/therapeutic counseling services to students on an hourly basis for its adult public charter high school located at 1776 G Street NW. Essential functions and requirements are outlined in the Scope of Work section of the Request for Proposal. The deadline for responding to the RFP is August 19, 2016 at 5pm. Contact – Josh Wallish, General Counsel, 2200 South Dakota Ave NE, Washington, DC 20018, (202) 719-1235, [josh.wallish@dcgoodwill.org](mailto:josh.wallish@dcgoodwill.org)

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

**Order No. 18890-A of Rock Creek-650 LLC, Request for Minor Modification of Plans Approved in Order No. 18890**, pursuant to § 3129 of the Zoning Regulations.

The original application was pursuant to 11 DCMR §§ 3103.2 and 3104.1, for variances from the parking requirements under § 2101.1, the parking space size requirements under § 2115.2, and the loading requirements under § 2201.1, and a special exception from the HS Overlay special exception requirements under § 1325.1 to allow an addition that increases the gross floor area of an existing building by more than 50% on a lot that has 6,000 square feet or more of land area in the HS-H/C-2-B District at premises 646-654 H Street, N.E. (Square 858, Lots 1, 2, 800, 801, and 802).

<b>HEARING DATE</b> (Application No. 18890):	February 10, 2015
<b>DECISION DATE</b> (Application No. 18890):	February 10, 2015
<b>FINAL ORDER ISSUANCE DATE</b> (No. 18890):	February 20, 2015
<b>MINOR MODIFICATION DECISION DATE:</b>	July 19, 2016

**SUMMARY ORDER ON REQUEST FOR MINOR MODIFICATION**

**BACKGROUND**

On February 10, 2015, in Application No. 18890, the Board of Zoning Adjustment (“Board” or “BZA”) approved the request by Rock Creek-650 LLC (the “Applicant”) for variances from the parking requirements under § 2101.1, the parking space size requirements under § 2115.2, and the loading requirements under § 2201.1, and a special exception from the HS Overlay special exception requirements under § 1325.1 to allow an addition that increases the gross floor area of an existing building by more than 50% on a lot that has 6,000 square feet or more of land area in the HS-H/C-2-B District. The Board issued Order No. 18890 on February 20, 2015. (Exhibit 37 of the record for Case No. 18890.)

**MOTION FOR MINOR MODIFICATION**

On June 9, 2016, the Applicant submitted a request for a minor modification to the plans approved by the Board in Order No. 18890. The Applicant noted that specific revisions to the plans include modifying the approved penthouse in order to add 1,908 square feet of habitable residential space. The Applicant also indicated that the revised penthouse plan is “triggered by and complies with all requirements set forth in the new penthouse regulations, approved by the Zoning Commission in Z.C. Order 14-13.” The proposed revised plans also reduce the unit count from 26 to 23 units and make minor design changes to the ground floor retail entry features. (Exhibit 1.) The Applicant submitted for the record revised plans reflecting these revisions. (Exhibit 2.)

*Determination That the Modification Was Minor*



Subsection 3129.6 of the Zoning Regulations authorizes the Board to grant, without a hearing, requests for minor modifications of approved plans that do not change the material facts upon which the Board based its original approval of the application. The Board found that no material facts upon which the Board had based its original approval of the application were changed by the modified penthouse plan and other proposed design changes.

*The Merits of the Minor Modification of Approved Plans*

The Applicant's request for a minor modification of Order No. 18890 complies with 11 DCMR § 3129. Subsection 3129.2 states that "[t]he Board shall consider requests to approve minor modifications to plans approved by the Board, as set forth in §§ 3125.7 and 3125.8. The request shall be in writing, shall state specifically the modifications requested and the reasons therefore and include a copy of the plans for which approval is now requested." The Applicant's request for minor modification meets these requirements.

Pursuant to § 3129.4, all requests for minor modifications shall be served on all other parties to the original application and those parties are allowed to submit comments within 10 days of the filed request for minor modification. The Applicants provided proper and timely notice of the request for minor modification to ANC 6C, the only other party to Application No. 18890. The ANC did not submit a written report to the record.

The Applicant also served its request on the Office of Planning ("OP"). OP submitted a timely report recommending approval of the proposed minor modifications to the Applicant's plans. (Exhibit 4.) The District Department of Transportation ("DDOT") also submitted a timely report stating that it had no objection to the granting of the modification. (Exhibit 5.)

As noted, the only parties to the case were the ANC and the Applicant. Accordingly, a decision by the Board to grant request would not be adverse to any party and therefore an order containing full finding of facts and conclusions of law need not be issued pursuant to D.C. Official Code § 2-509(c) (2012 Repl.). Therefore, pursuant to 11 DCMR § 3100.5, the Board has determined to waive the requirement of 11 DCMR § 3125.5, 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 not otherwise prohibited by law.

As directed by 11 DCMR § 3119.2, the Board has required the Applicant to satisfy the burden of proving the elements that are necessary to establish the case for minor modification of approved plans. Based upon the record before the Board and having given great weight to the OP report filed in this case, the Board concludes that in seeking a minor modification to the plans approved in Case No. 18890, the Applicant has met its burden of proof under 11 DCMR § 3129, that the minor modification has not changed any material facts upon which the Board based its decision on the underlying application that would undermine its approval.

It is therefore **ORDERED** that this request for modification of the Board's approval in Application No. 18890 is hereby **GRANTED, AND PURSUANT TO § 3125.8, SUBJECT TO THE APPROVED MODIFIED PLANS UNDER EXHIBIT 2.**

**BZA APPLICATION NO. 18890-A  
PAGE NO. 2**

In all other respects, Order No. 18890 remains unchanged.

**VOTE ON ORIGINAL APPLICATION ON FEBRUARY 10, 2015: 4-0-1**

(Lloyd J. Jordan, Marnique Y. Heath, Jeffrey L. Hinkle, and Robert E. Miller to APPROVE; one Board seat vacant.)

**VOTE ON MINOR MODIFICATION ON JULY 19, 2016: 4-0-1**

(Anita Butani D'Souza, Frederick L. Hill, Jeffrey L. Hinkle, and Marcie I. Cohen to APPROVE; Marnique Y. Heath not present or voting.)

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

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

**FINAL DATE OF ORDER:** August 3, 2016

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.

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

**Order No. 18902-A of Frost-LaBule LLC, Request for Minor Modification of Plans Approved in Order No. 18902**, pursuant to § 3129 of the Zoning Regulations.

The original application was pursuant to 11 DCMR §§ 3103.2 and 3104.1, for variances from the floor area ratio requirements under § 402.4, and the off-street parking requirements under § 2101.1, and a special exception from the new residential developments requirements under § 353, to allow the construction of an apartment building for low income residents in the R-5-A District at premises 2620 Bowen Road S.E. (Square 5869, Lot 83).

<b>HEARING DATE</b> (Application No. 18902):	January 27, 2015
<b>DECISION DATE</b> (Application No. 18902):	January 27, 2015
<b>FINAL ORDER ISSUANCE DATE</b> (No. 18902):	February 2, 2015
<b>MINOR MODIFICATION DECISION DATE:</b>	July 19, 2016

**SUMMARY ORDER ON REQUEST FOR MINOR MODIFICATION**

**BACKGROUND**

On January 27, 2015, in Application No. 18514, the Board of Zoning Adjustment (“Board” or “BZA”) approved the request by Frost-LaBule LLC (the “Applicant”) for variances from the floor area ratio requirements under § 402.4, and the off-street parking requirements under § 2101.1 in order to reduce the required number of parking spaces to 20, as well as a special exception from the new residential developments requirements under § 353, to allow the construction of an apartment building for low income residents in the R-5-A District. The Board issued Order No. 18902 on February 2, 2015. (Exhibit 34 of the record for Case No. 18902.)

**MOTION FOR MINOR MODIFICATION**

On June 13, 2016, the Applicant submitted a request for a minor modification to the plans approved by the Board in Order No. 18902. The Applicant noted that specific revisions to the plans include reducing the number of parking spaces from 20 to 19 and modifying the garage plan to allow for a van-accessible parking space. The Applicant explained that the proposed minor modification to the parking plan would allow the Applicant’s project to comply with Uniform Federal Accessibility Standards (“UFAS”), as required by the Federal Housing Administration’s partial funding of the project. The UFAS require that the proposed parking garage contain a van-accessible parking space proximate to the elevator. In order to comply with this requirement, the Applicant redesigned the parking garage, but was not able to preserve the 20 originally proposed parking spaces. Instead, the Applicant proposed to modify the plans to allow for 17 parking spaces within the garage, including the van-accessible space, and two

surface parking spaces. The Applicant submitted a revised parking plan reflecting these revisions. (Exhibit 3.)

*Determination That the Modification Was Minor*

Subsection 3129.6 of the Zoning Regulations authorizes the Board to grant, without a hearing, requests for minor modifications of approved plans that do not change the material facts upon which the Board based its original approval of the application. (11 DCMR § 3129.6.) The Board found that no material facts upon which the Board had based its original approval of the application were changed by the modified parking plan.

*The Merits of the Minor Modification of Approved Plans*

The Applicant's request for a minor modification of Order No. 18902 complies with 11 DCMR § 3129. Subsection 3129.2 states that "[t]he Board shall consider requests to approve minor modifications to plans approved by the Board, as set forth in §§ 3125.7 and 3125.8. The request shall be in writing, shall state specifically the modifications requested and the reasons therefore and include a copy of the plans for which approval is now requested." The Applicant's request for minor modification meets these requirements.

Pursuant to § 3129.4, all requests for minor modifications shall be served on all other parties to the original application and those parties are allowed to submit comments within 10 days of the filed request for minor modification. The Applicant provided proper and timely notice of the request for minor modification to ANC 8A, the only other party to Application No. 18902. The ANC did not submit a written report to the record.

The Applicant also served its request on the Office of Planning ("OP"). OP submitted a timely report recommending approval of the proposed minor modifications to the Applicant's plans. (Exhibit 6.) DDOT also submitted a timely report stating that it had no objection to the granting of the modification. (Exhibit 7.)

As noted, the only parties to the case were the ANC and the Applicant. Accordingly, a decision by the Board to grant request would not be adverse to any party and therefore an order containing full finding of facts and conclusions of law need not be issued pursuant to D.C. Official Code § 2-509(c) (2012 Repl.). Therefore, pursuant to 11 DCMR § 3100.5, the Board has determined to waive the requirement of 11 DCMR § 3125.5, 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 not otherwise prohibited by law.

As directed by 11 DCMR § 3119.2, the Board has required the Applicant to satisfy the burden of proving the elements that are necessary to establish the case for minor modification of approved plans. Based upon the record before the Board and having given great weight to the OP report filed in this case, the Board concludes that in seeking a minor modification to the plans approved in Case No. 18902, the Applicant has met its burden of proof under 11 DCMR § 3129, that the minor modification has not changed any material facts upon which the Board based its decision on the underlying application that would undermine its approval.

It is therefore **ORDERED** that this request for modification of the Board's approval in Application No. 18902 is hereby **GRANTED, AND PURSUANT TO § 3125.8, SUBJECT TO THE APPROVED MODIFIED PLANS UNDER EXHIBIT 3.**

In all other respects, Order No. 18902 remains unchanged.

**VOTE ON ORIGINAL APPLICATION ON JANUARY 27, 2015: 4-0-1**

(Lloyd J. Jordan, Peter G. May, Marnique Y. Heath, and Jeffrey L. Hinkle to APPROVE; S. Kathryn Allen not present or voting.)

**VOTE ON MINOR MODIFICATION ON JULY 19, 2016: 4-0-1**

(Anita Butani D'Souza, Marcie I. Cohen, Frederick L. Hill, and, Jeffrey L. Hinkle to APPROVE; Marnique Y. Heath not present or voting.)

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

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

**FINAL DATE OF ORDER:** July 28, 2016

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.

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

**Order No. 18906-A of Endeka Enterprises and 1320 Penelope LLC, Request for Minor Modification of Plans Approved in Order No. 18906**, pursuant to § 3129 of the Zoning Regulations.

The original application was pursuant to 11 DCMR §§ 3103.2, for variances from the width of court requirements under §§ 536 and 776, the off-street parking requirements under § 2101.1, the loading requirements under § 2201.1, and the zone district boundary line requirements under § 2514.2, and pursuant to § 3104.1 for special exceptions from the hotels and inns requirements under § 512, and the roof structure setback requirements under §§ 400.7(b), 411.11, and 777.1, to allow conversion of an existing office building into a mixed-use building in the DC/SP-1 and C-3-C Districts at premises 1337 Connecticut Avenue, N.W. (Square 137, Lot 55).

<b>HEARING DATES</b> (Application No. 18906):	January 27, March 3, April 28, and June 30, 2015
<b>DECISION DATE</b> (Application No. 18906):	June 30, 2015
<b>FINAL ORDER ISSUANCE DATE</b> (No. 18906):	July 9, 2015
<b>MINOR MODIFICATION DECISION DATE:</b>	July 19, 2016

**SUMMARY ORDER ON REQUEST FOR MINOR MODIFICATION**

**BACKGROUND**

On June 30, 2015, in Application No. 18906, the Board of Zoning Adjustment (“Board” or “BZA”) approved the request by Endeka Enterprises and 1320 Penelope LLC (the “Applicant”) for variances from the width of court requirements under §§ 536 and 776, the off-street parking requirements under § 2101.1, the loading requirements under § 2201.1, and the zone district boundary line requirements under § 2514.2, and special exceptions from the hotels and inns requirements under § 512, and the roof structure setback requirements under §§ 400.7(b), 411.11, and 777.1, to allow conversion of an existing office building into a mixed-use building in the DC/SP-1 and C-3-C Districts. The Board issued Order No. 18906 on July 9, 2015. (Exhibit 32 of the record for Case No. 18906.)

**MOTION FOR MINOR MODIFICATION**

On June 7, 2016, the Applicant submitted a request for a minor modification to the plans approved by the Board in Order No. 18906. The originally approved project included a sixth floor addition onto an existing five-story building, with retail use on the ground floor, office use on the second floor, inn use on the third, fourth, and fifth floors, and inn and restaurant uses on the sixth floor. The Applicant proposed to amend the approved plans in order to replace the

office use on the second floor with additional inn space, to replace the restaurant use on the sixth floor with additional inn space, and to reduce the amount of parking in the garage from seven to six parking spaces. The proposed additional inn space on the second and sixth floors would result in an increase in the number of inn rooms from the 50 originally proposed to 73 proposed in the modified plans. The Applicant submitted revised plans reflecting these modifications. (Exhibit 5.)

The Applicant indicated that the proposed minor modification does not required additional relief from the Zoning Regulations. Further, the Applicant does not seek to modify the conditions of approval included in BZA Order No. 18906.

*Determination That the Modification Was Minor*

Subsection 3129.6 of the Zoning Regulations authorizes the Board to grant, without a hearing, requests for minor modifications of approved plans that do not change the material facts upon which the Board based its original approval of the application. (11 DCMR § 3129.6.) The Board found that no material facts upon which the Board had based its original approval of the application were changed by the modified plans and addition of inn space.

*The Merits of the Minor Modification of Approved Plans*

The Applicant's request for a minor modification of Order No. 18906 complies with 11 DCMR § 3129. Subsection 3129.2 states that "[t]he Board shall consider requests to approve minor modifications to plans approved by the Board, as set forth in §§ 3125.7 and 3125.8. The request shall be in writing, shall state specifically the modifications requested and the reasons therefore and include a copy of the plans for which approval is now requested." The Applicant's request for minor modification meets these requirements.

Pursuant to § 3129.4, all requests for minor modifications shall be served on all other parties to the original application and those parties are allowed to submit comments within 10 days of the filed request for minor modification. The Applicant provided proper and timely notice of the request for minor modification to ANC 2B, the only other party to Application No. 18906, as well the ANC Commissioner for Single Member District 2B07. The ANC did not submit a written report to the record.

The Applicant also served its request on the Office of Planning ("OP"). OP submitted a timely report recommending approval of the proposed minor modifications to the Applicant's plans. (Exhibit 8.) The District Department of Transportation ("DDOT") also submitted a timely report stating that it had no objection to the granting of the modification. (Exhibit 9.)

As noted, the only parties to the case were the ANC and the Applicant. Accordingly, a decision by the Board to grant request would not be adverse to any party and therefore an order containing full finding of facts and conclusions of law need not be issued pursuant to D.C. Official Code § 2-509(c) (2012 Repl.). Therefore, pursuant to 11 DCMR § 3100.5, the Board has determined to waive the requirement of 11 DCMR § 3125.5, 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 not otherwise prohibited by law.

As directed by 11 DCMR § 3119.2, the Board has required the Applicant to satisfy the burden of proving the elements that are necessary to establish the case for minor modification of approved plans. Based upon the record before the Board and having given great weight to the OP report filed in this case, the Board concludes that in seeking a minor modification to the plans approved in Case No. 18906, the Applicant has met its burden of proof under 11 DCMR § 3129, that the minor modification has not changed any material facts upon which the Board based its decision on the underlying application that would undermine its approval.

It is therefore **ORDERED** that this request for modification of the Board's approval in Application No. 18890 is hereby **GRANTED, AND PURSUANT TO § 3125.8, SUBJECT TO THE APPROVED MODIFIED PLANS UNDER EXHIBIT 5.**

In all other respects, Order No. 18906 remains unchanged.

**VOTE ON ORIGINAL APPLICATION ON JUNE 30, 2015: 3-0-2**

(Lloyd J. Jordan, Marnique Y. Heath, and Anthony J. Hood to APPROVE; Jeffrey L. Hinkle not present, not voting; one Board seat vacant.)

**VOTE ON MINOR MODIFICATION ON JULY 19, 2016: 4-0-1**

(Anita Butani D'Souza, Frederick L. Hill, Jeffrey L. Hinkle, and Marcie I. Cohen to APPROVE; Marnique Y. Heath not present or voting.)

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

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

**FINAL DATE OF ORDER:** August 3, 2016

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.



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

**Application No. 19293-A of Gonzaga College High School**, pursuant to 11 DCMR §§ 3103.2 and 3104.1, for variances from the height requirements under § 400.1, and the height requirements under § 770.1, and a special exception from the private school requirements under § 206.1, to permit the installation of four approximately 90-foot-tall monopole light arrays to serve existing athletic fields on the campus of a private school and to increase the existing limit on faculty and staff at the private school from 120 to 125 in the R-4/C-2-A District at premises 19 I Street N.W. (Square 622, Lots 93, 844-845).

**HEARING DATE:** July 19, 2016

**DECISION DATE:** July 19, 2016

**CORRECTED<sup>1</sup> SUMMARY ORDER**

**SELF-CERTIFIED**

The zoning relief requested in this case was self-certified, pursuant to 11 DCMR § 3113.2. (Exhibit 3.) In granting the certified relief, the Board of Zoning Adjustment ("Board" or "BZA") made no finding that the relief is either necessary or sufficient. Instead, the Board expects the Zoning Administrator to undertake a thorough and independent review of the building permit and certificate of occupancy applications filed for this project and to deny any application for which additional or different zoning relief is needed.

The Board provided proper and timely notice of the public hearing on this application by publication in the *D.C. Register* and by mail to Advisory Neighborhood Commission ("ANC") 6E and to owners of property located within 200 feet of the site. The site of this application is located within the jurisdiction of ANC 6E, which is automatically a party to this application. ANC 6E submitted a report in support of the application, which indicated that at a duly noticed and regularly scheduled meeting of the ANC on May 3, 2016, at which a quorum was present, the ANC voted 6:0:0 to approve the application with the condition that the lights be turned off each evening by 10:00 p.m. (Exhibit 30.)

The Office of Planning ("OP") submitted a timely report and testified in support of the application with one condition. (Exhibit 26.) The District Department of Transportation

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<sup>1</sup> The original order in Case No. 19293 was corrected to clarify the relief approved by the Board which included variances from the height requirements under § 400.1 and the height requirements under § 770.1, and a special exception from the private school requirements under § 206.1, to permit the installation of four approximately 90-foot-tall monopole light arrays to serve existing athletic fields on the campus of a private school and to increase the existing limit on faculty and staff at the private school from 120 to 125. The caption has been changed accordingly. Other than editorial changes to be consistent with the revised caption, no other changes to the Order have been made.

("DDOT") submitted a timely report indicating that it had no objection to the grant of the application. (Exhibit 27.)

A resident of the neighboring apartment building, James Wright, testified in opposition to the application. A statement in opposition was submitted by Alana Toabe, a tenant at an abutting property. (Exhibit 34.)

#### Variance Relief

As directed by 11 DCMR § 3119.2, the Board required the Applicant to satisfy the burden of proving the elements that are necessary to establish the case pursuant to § 3103.2 for area variances from the height requirements under § 400.1, and the height requirements under § 770.1, to permit the installation of four approximately 90-foot-tall monopole light arrays to serve existing athletic fields on the campus of a private school. The only parties to the case were the ANC and the Applicant. 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 averse 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 11 DCMR §§ 400.1 and 770.1, 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 has required the Applicant to satisfy the burden of proving the elements that are necessary to establish the case pursuant to § 3104.1, for a special exception from the private school requirements under § 206.1 to permit the installation of four approximately 90-foot-tall monopole light arrays to serve existing athletic fields on the campus of a private school and to increase the existing limit on faculty and staff at the private school from 120 to 125. No parties appeared at the public hearing in opposition to this application. Accordingly, a decision by the Board to grant this application would not be averse to any party.

Based upon the record before the Board, and having given great weight to the ANC and OP reports, the Board concludes that the Applicant has met the burden of proof, pursuant to 11 DCMR §§ 3104.1 and 206.1, 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 § 3125.5, that the order of the Board be accompanied by findings of fact and conclusions of law. The waiver will not prejudice the rights of any party and is appropriate in this case.

It is therefore **ORDERED** that the application is hereby **GRANTED, AND PURSUANT TO § 3125.8, SUBJECT TO THE APPROVED REVISED PLANS AT EXHIBITS 25A1-25A2 AND THE FOLLOWING CONDITION:**

1. The athletic field lights shall be turned off no later than 10:00 PM.

**VOTE:**       **4-0-1** (Anita Butani D'Souza, Frederick L. Hill, Jeffrey L. Hinkle, and Marcie I. Cohen, to APPROVE; Marnique Y. Heath, 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:** August 1, 2016

PURSUANT TO 11 DCMR § 3125.9, NO ORDER OF THE BOARD SHALL TAKE EFFECT UNTIL TEN (10) DAYS AFTER IT BECOMES FINAL PURSUANT TO § 3125.6.

PURSUANT TO 11 DCMR § 3130, THIS ORDER SHALL NOT BE VALID FOR MORE THAN TWO YEARS AFTER IT BECOMES EFFECTIVE UNLESS, WITHIN SUCH TWO-YEAR PERIOD, THE APPLICANT FILES PLANS FOR THE PROPOSED STRUCTURE WITH THE DEPARTMENT OF CONSUMER AND REGULATORY AFFAIRS FOR THE PURPOSE OF SECURING A BUILDING PERMIT, OR THE APPLICANT FILES A REQUEST FOR A TIME EXTENSION PURSUANT TO § 3130.6 PRIOR TO THE EXPIRATION OF THE TWO-YEAR PERIOD AND THE REQUEST IS GRANTED. PURSUANT TO § 3129.9, NO OTHER ACTION, INCLUDING THE FILING OR GRANTING OF AN APPLICATION FOR A MODIFICATION PURSUANT TO §§ 3129.2 OR 3129.7, SHALL TOLL OR EXTEND THE TIME PERIOD.

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

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

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

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

**Application No. 19300 of Capitol Holdings II LLC**, as amended<sup>1</sup>, pursuant to 11 DCMR §§ 3103.2 and 3104.1, for a variance from the lot occupancy requirements under § 403.2, and special exceptions from the use requirements under § 336, and under § 400.24 to allow relocation of the rooftop cornice<sup>2</sup>, to convert a two-story, one-family dwelling into a three-unit apartment house in the R-4 District at premises 1121 G Street N.E. (Square 983, Lot 850).

**HEARING DATE:** July 12, 2016

**DECISION DATE:** July 12, 2016

**SUMMARY ORDER**

**SELF-CERTIFIED**

The zoning relief requested in this case was self-certified, pursuant to 11 DCMR § 3113.2. (Exhibits 5 (original) and 26 (revised).) In granting the certified relief, the Board of Zoning Adjustment ("Board" or "BZA") made no finding that the relief is either necessary or sufficient. Instead, the Board expects the Zoning Administrator to undertake a thorough and independent review of the building permit and certificate of occupancy applications filed for this project and to deny any application for which additional or different zoning relief is needed.

The Board provided proper and timely notice of the public hearing on this application by publication in the *D.C. Register* and by mail to Advisory Neighborhood Commission ("ANC") 6A and to owners of property located within 200 feet of the site. The site of this application is located within the jurisdiction of ANC 6A, which is automatically a party to this application. ANC 6A submitted a report in support of the application, which indicated that at a duly noticed and regularly scheduled meeting of the ANC on June 9, 2016, at which a quorum was present, the ANC voted 7:0 to approve the application. In its report, the ANC stated:

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<sup>1</sup> The Applicant requested the application be amended to include lot occupancy relief from § 403.2, to 64.6%, to allow a covered porch at the front of the building. (Exhibit 24.) The caption includes that relief. Although the Office of Planning recommended that the Applicant add a special exception for alteration of rooftop architectural elements under § 400.25 (Exhibit 32), the Applicant did not do so. Nevertheless, the Board did approve that relief in its deliberations and motion. The Applicant noted that the requirement dealing with the alteration of roof top architectural elements in § 400.24, which the Board did include in its motion to approve, is also found within § 336.8 and thus, by mentioning the special exception under § 400.24 in its motion, the Board could have exercised its ability to waive the identical provision in 336.8, to the extent it is applicable, as the Board is permitted to do by § 336.12.

<sup>2</sup> The Board, upon the recommendation of the Office of Planning, added special exception relief from § 400.24 (as is permitted by § 400.25) to allow relocation of the rooftop cornice to its motion for approval of the application. The caption has been changed accordingly.

The Commission supports granting the requested special exception because the development meets the conditions stipulated in §§ 336.2 through 336.10. With regard to §§ 336.11, the Commission believes that the development will maintain the character of the block thanks to the developer's commitment to make best efforts to replicate the porch cover at the existing structure and extend the porch to match the new structure being built. In addition, the Commission requested and developer agreed to provide language within the condominium by-laws that requires private trash management at the rear of the property, to avoid trash issues negatively impacting the enjoyment of neighboring properties, as described in §§ 336.9.

(Exhibit 28.)

The Office of Planning ("OP") submitted a timely report and testified in support of the request for a special exception for residential conversion, but recommended denial of a variance for lot occupancy. Also, OP recommended a special exception for alteration of rooftop architectural elements under § 400.25.<sup>3</sup> (Exhibit 32.) At the hearing the Applicant provided additional information as to how met the burden for an area variance for lot occupancy. OP testified that, given the additional information that the Applicant provided to OP, it was now more sympathetic to the Applicant's request for a variance from lot occupancy, although OP still wanted more information before it could support the request for variance relief.

During the hearing, the Applicant testified that the requirement to preserve the covered porch under the design requirements was what triggered the need for lot occupancy relief. Retention of the porch, according to the Applicant, was a condition of the ANC and the community's support and also was required by OP as an architectural feature under § 336. By retaining a covered porch in the design, the property, as viewed from the front, would be consistent with the neighboring properties, thereby achieving a design in keeping with the character of the neighborhood. In addition, the Applicant noted that the lot is nearly twice as large as almost every other residential property on the block and is the only house with an open area on the block, adding to its uniqueness. Because the covered porch is completely within the private property and not in public space, where normally houses are not so set back from the property line and given the exceptional condition of requiring the Applicant to preserve the porch in the design has led to a situation where the owner would lose three stories of approximately 160 square feet each of occupiable space in the rear of the property to make up for the five feet taken up to retain the front covered porch in the design. The Applicant stated that this situation creates a practical difficulty. The Applicant also noted that the project was supported by the community and that no one would be adversely impacted by the additional five feet in the rear of the property. The Board found the Applicant's additional testimony persuasive.

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<sup>3</sup> The OP report recommended adding relief under § 400.25 which in authorizing special exception relief references the design requirements under § 400.24. Subsection 400.25 states that "[i]n an R-4 Zone District, relief from the design requirements of § 400.24 may be approved by the Board of Zoning Adjustment as a special exception under § 3104, subject to the conditions of § 400.23(a), (b), and (c)." The Board, in its motion to approve the application, included a special exception under § 400.24 to allow relocation of the rooftop cornice.

Further, as to OP's recommendation that the Applicant needed a special exception for alteration of rooftop architectural elements under § 400.25, the Applicant did not specifically request that relief, but noted that the requirement dealing with the alteration of roof top architectural elements in § 400.24, which the Board did include in its motion to approve, is also found within § 336.8 and thus, by mentioning the special exception under § 400.24 in its motion, the Board could have exercised its ability to waive the identical provision in 336.8, to the extent it is applicable, as the Board is permitted to do by § 336.12.

The District Department of Transportation ("DDOT") submitted a timely report indicating that it had no objection to the grant of the application. (Exhibit 33.)

Letters in support of the application were submitted to the record from the Capitol Hill Restoration Society (Exhibit 36), the owner of 1129 G Street, N.E.<sup>4</sup> (Exhibit 22), and the adjacent owners of 1125 G Street, N.E. (Exhibit 39.)

#### Variance Relief

As directed by 11 DCMR § 3119.2, the Board required the Applicant to satisfy the burden of proving the elements that are necessary to establish the case pursuant to § 3103.2 for an area variance from the lot occupancy requirements under § 403.2, to convert a two-story, one-family dwelling into a three-unit apartment house in the R-4 District. The only parties to the case were the ANC and the Applicant. 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 averse 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 11 DCMR § 403.2, 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 has required the Applicant to satisfy the burden of proving the elements that are necessary to establish the case pursuant to § 3104.1, for a special exception from the use requirements under § 336 and to allow relocation of the rooftop cornice under § 400.24. No parties appeared at the public hearing in opposition to this application. Accordingly, a decision by the Board to grant this application would not be averse to any party.

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<sup>4</sup> The owner of 1129 G Street, N.E. requested the Applicant amend its plans to retain the existing porch roof, thus necessitating the Applicant's request for a variance from the lot occupancy requirements. (Exhibit 22.)

Based upon the record before the Board, and having given great weight to the ANC and OP reports, the Board concludes that the Applicant has met the burden of proof, pursuant to 11 DCMR §§ 3104.1, 400.24, and 336, 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 § 3125.5, that the order of the Board be accompanied by findings of fact and conclusions of law. The waiver will not prejudice the rights of any party and is appropriate in this case.

It is therefore **ORDERED** that the application is hereby **GRANTED, AND PURSUANT TO § 3125.8, SUBJECT TO THE APPROVED UPDATED PLANS AT EXHIBIT 25, AS REVISED BY THE PORCH DESIGN AT EXHIBIT 37.**

**VOTE:**           **4-0-1** (Marnique Y. Heath, Anita Butani D'Souza, Jeffrey L. Hinkle, and Peter G. May, to APPROVE; Frederick L. Hill, 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:** July 28, 2016

PURSUANT TO 11 DCMR § 3125.9, NO ORDER OF THE BOARD SHALL TAKE EFFECT UNTIL TEN (10) DAYS AFTER IT BECOMES FINAL PURSUANT TO § 3125.6.

PURSUANT TO 11 DCMR § 3130, THIS ORDER SHALL NOT BE VALID FOR MORE THAN TWO YEARS AFTER IT BECOMES EFFECTIVE UNLESS, WITHIN SUCH TWO-YEAR PERIOD, THE APPLICANT FILES PLANS FOR THE PROPOSED STRUCTURE WITH THE DEPARTMENT OF CONSUMER AND REGULATORY AFFAIRS FOR THE PURPOSE OF SECURING A BUILDING PERMIT, OR THE APPLICANT FILES A REQUEST FOR A TIME EXTENSION PURSUANT TO § 3130.6 PRIOR TO THE EXPIRATION OF THE TWO-YEAR PERIOD AND THE REQUEST IS GRANTED. PURSUANT TO § 3129.9, NO OTHER ACTION, INCLUDING THE FILING OR GRANTING OF AN APPLICATION FOR A MODIFICATION PURSUANT TO §§ 3129.2 OR 3129.7, SHALL TOLL OR EXTEND THE TIME PERIOD.

PURSUANT TO 11 DCMR § 3125, APPROVAL OF AN APPLICATION SHALL INCLUDE APPROVAL OF THE PLANS SUBMITTED WITH THE APPLICATION FOR THE CONSTRUCTION OF A BUILDING OR STRUCTURE (OR ADDITION THERETO) OR THE RENOVATION OR ALTERATION OF AN EXISTING BUILDING OR STRUCTURE. AN APPLICANT SHALL CARRY OUT THE CONSTRUCTION, RENOVATION, OR ALTERATION ONLY IN ACCORDANCE WITH THE PLANS APPROVED BY THE

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BOARD AS THE SAME MAY BE AMENDED AND/OR MODIFIED FROM TIME TO TIME BY THE BOARD OF ZONING ADJUSTMENT.

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

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