

District of Columbia

REGISTER

HIGHLIGHTS

- D.C. Council passes Law 21-182, Death with Dignity Act of 2016
- D.C. Council passes Law 21-185, Commission on Climate Change and Resiliency Establishment Act of 2016
- D.C. Council passes Law 21-218, Protecting Students Digital Privacy Act of 2016
- D.C. Council passes Resolution 22-42, Sense of the Council in Reaffirmation of the Human Rights of District of Columbia Residents and in Opposition to Bigotry and Violence Resolution of 2017
- D.C. Council schedules a public hearing on “Strategies to Improve Employment Outcomes for District Youth”
- Department of Housing and Community Development solicits public comments on the Draft Low Income Housing Tax Credit Qualified Allocation Plan
- Executive Office of the Mayor issues an update on the Child Support Guideline Self-Support Reserve and Modified Self-Support Reserve amounts

DISTRICT OF COLUMBIA REGISTER

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MURIEL E. BOWSER
MAYOR

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ADMINISTRATOR

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COUNCIL OF THE DISTRICT OF COLUMBIA

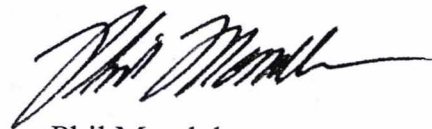
NOTICE

D.C. LAW 21-182

"Death with Dignity 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 21-38 on first and second readings November 1, 2016, and November 15, 2016, respectively. Following the signature of the Mayor on December 19, 2016, as required by Section 404(e) of the Charter, the bill became Act 21-577 and was published in the December 23, 2016 edition of the D.C. Register (Vol. 63, page 15697). Act 21-577 was transmitted to Congress on January 6, 2017 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 21-577 is now D.C. Law 21-182, effective February 18, 2017.



Phil Mendelson
Chairman of the Council

Days Counted During the 30-day Congressional Review Period:

January 6, 9, 10, 11, 12, 13, 17, 18, 19, 20, 23, 24, 25, 26, 27, 30, 31
February 1, 2, 3, 6, 7, 8, 9, 10, 13, 14, 15, 16, 17

COUNCIL OF THE DISTRICT OF COLUMBIA

NOTICE

D.C. LAW 21-183

**"Access to Emergency Epinephrine in
Schools Clarification Temporary
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 21-915 on first and second readings October 11, 2016, and November 1, 2016, respectively. Following the signature of the Mayor on November 18, 2016, as required by Section 404(e) of the Charter, the bill became Act 21-537 and was published in the November 25, 2016 edition of the D.C. Register (Vol. 63, page 14351). Act 21-537 was transmitted to Congress on January 6, 2017 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 21-537 is now D.C. Law 21-183, effective February 18, 2017.



Phil Mendelson
Chairman of the Council

Days Counted During the 30-day Congressional Review Period:

January 6, 9, 10, 11, 12, 13, 17, 18, 19, 20, 23, 24, 25, 26, 27, 30, 31

February 1, 2, 3, 6, 7, 8, 9, 10, 13, 14, 15, 16, 17

COUNCIL OF THE DISTRICT OF COLUMBIA

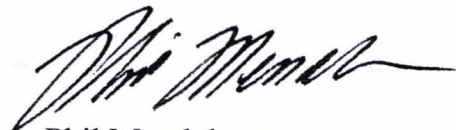
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D.C. LAW 21-184

**"Kennedy Street, N.W., Economic Development and
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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 21-321 on first and second readings October 18, 2016, and November 1, 2016, respectively. Following the signature of the Mayor on November 18, 2016, as required by Section 404(e) of the Charter, the bill became Act 21-538 and was published in the November 25, 2016 edition of the D.C. Register (Vol. 63, page 14353). Act 21-538 was transmitted to Congress on January 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 21-538 is now D.C. Law 21-184, effective February 18, 2017.



Phil Mendelson
Chairman of the Council

Days Counted During the 30-day Congressional Review Period:

January 6, 9, 10, 11, 12, 13, 17, 18, 19, 20, 23, 24, 25, 26, 27, 30, 31

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COUNCIL OF THE DISTRICT OF COLUMBIA

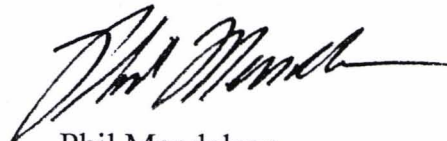
NOTICE

D.C. LAW 21-185

**"Commission on Climate Change and Resiliency
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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 21-369 on first and second readings October 11, 2016, and November 1, 2016, respectively. Following the signature of the Mayor on November 18, 2016, as required by Section 404(e) of the Charter, the bill became Act 21-539 and was published in the November 25, 2016 edition of the D.C. Register (Vol. 63, page 14356). Act 21-539 was transmitted to Congress on January 6, 2017 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 21-539 is now D.C. Law 21-185, effective February 18, 2017.



Phil Mendelson
Chairman of the Council

Days Counted During the 30-day Congressional Review Period:

January 6, 9, 10, 11, 12, 13, 17, 18, 19, 20, 23, 24, 25, 26, 27, 30, 31
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COUNCIL OF THE DISTRICT OF COLUMBIA

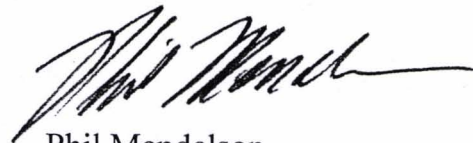
NOTICE

D.C. LAW 21-186

**"Substance Abuse and Opioid Overdose Prevention
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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 21-602 on first and second readings October 11, 2016, and November 1, 2016, respectively. Following the signature of the Mayor on November 18, 2016, as required by Section 404(e) of the Charter, the bill became Act 21-540 and was published in the November 25, 2016 edition of the D.C. Register (Vol. 63, page 14361). Act 21-540 was transmitted to Congress on January 6, 2017 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 21-540 is now D.C. Law 21-186, effective February 18, 2017.



Phil Mendelson
Chairman of the Council

Days Counted During the 30-day Congressional Review Period:

January 6, 9, 10, 11, 12, 13, 17, 18, 19, 20, 23, 24, 25, 26, 27, 30, 31
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COUNCIL OF THE DISTRICT OF COLUMBIA

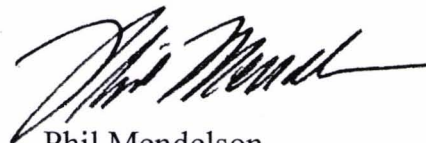
NOTICE

D.C. LAW 21-187

**"Driver's License Fair Access and Equality
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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 21-738 on first and second readings October 11, 2016, and November 1, 2016, respectively. Following the signature of the Mayor on November 18, 2016, as required by Section 404(e) of the Charter, the bill became Act 21-541 and was published in the November 25, 2016 edition of the D.C. Register (Vol. 63, page 14365). Act 21-541 was transmitted to Congress on January 6, 2017 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 21-541 is now D.C. Law 21-187, effective February 18, 2017.



Phil Mendelson
Chairman of the Council

Days Counted During the 30-day Congressional Review Period:

January 6, 9, 10, 11, 12, 13, 17, 18, 19, 20, 23, 24, 25, 26, 27, 30, 31
February 1, 2, 3, 6, 7, 8, 9, 10, 13, 14, 15, 16, 17

COUNCIL OF THE DISTRICT OF COLUMBIA

NOTICE

D.C. LAW 21-188

**"Statute of Limitations Clarifying
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 21-763 on first and second readings October 11, 2016, and November 1, 2016, respectively. Following the signature of the Mayor on November 18, 2016, as required by Section 404(e) of the Charter, the bill became Act 21-542 and was published in the November 25, 2016 edition of the D.C. Register (Vol. 63, page 14368). Act 21-542 was transmitted to Congress on January 6, 2017 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 21-542 is now D.C. Law 21-188, effective February 18, 2017.



Phil Mendelson
Chairman of the Council

Days Counted During the 30-day Congressional Review Period:

January 6, 9, 10, 11, 12, 13, 17, 18, 19, 20, 23, 24, 25, 26, 27, 30, 31
February 1, 2, 3, 6, 7, 8, 9, 10, 13, 14, 15, 16, 17

COUNCIL OF THE DISTRICT OF COLUMBIA

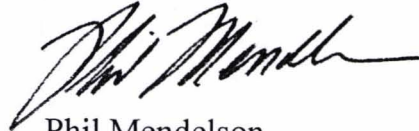
NOTICE

D.C. LAW 21-189

**"Electronic Cigarette Parity 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 21-780 on first and second readings October 11, 2016, and November 1, 2016, respectively. Following the signature of the Mayor on November 18, 2016, as required by Section 404(e) of the Charter, the bill became Act 21-543 and was published in the November 25, 2016 edition of the D.C. Register (Vol. 63, page 14370). Act 21-543 was transmitted to Congress on January 6, 2017 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 21-543 is now D.C. Law 21-189, effective February 18, 2017.



Phil Mendelson
Chairman of the Council

Days Counted During the 30-day Congressional Review Period:

January 6, 9, 10, 11, 12, 13, 17, 18, 19, 20, 23, 24, 25, 26, 27, 30, 31
February 1, 2, 3, 6, 7, 8, 9, 10, 13, 14, 15, 16, 17

COUNCIL OF THE DISTRICT OF COLUMBIA

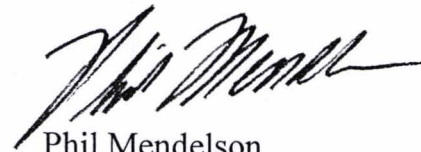
NOTICE

D.C. LAW 21-190

**"Fiscal Year 2017 Budget Support Clarification
Temporary 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 21-913 on first and second readings October 11, 2016, and November 1, 2016, respectively. The legislation was deemed approved without the signature of the Mayor on November 22, 2016, as required by Section 404(e) of the Charter, the bill became Act 21-544 and was published in the November 25, 2016 edition of the D.C. Register (Vol. 63, page 14372). Act 21-544 was transmitted to Congress on January 6, 2017 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 21-544 is now D.C. Law 21-190, effective February 18, 2017.



Phil Mendelson
Chairman of the Council

Days Counted During the 30-day Congressional Review Period:

January 6, 9, 10, 11, 12, 13, 17, 18, 19, 20, 23, 24, 25, 26, 27, 30, 31
February 1, 2, 3, 6, 7, 8, 9, 10, 13, 14, 15, 16, 17

COUNCIL OF THE DISTRICT OF COLUMBIA

NOTICE

D.C. LAW 21-191

**"Prohibition Against Selling Tobacco Products to
Individuals Under 21 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 21-152 on first and second readings October 11, 2016, and November 1, 2016, respectively. Following the signature of the Mayor on November 29, 2016, as required by Section 404(e) of the Charter, the bill became Act 21-545 and was published in the December 9, 2016 edition of the D.C. Register (Vol. 63, page 15003). Act 21-545 was transmitted to Congress on January 6, 2017 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 21-545 is now D.C. Law 21-191, effective February 18, 2017.



Phil Mendelson
Chairman of the Council

Days Counted During the 30-day Congressional Review Period:

January 6, 9, 10, 11, 12, 13, 17, 18, 19, 20, 23, 24, 25, 26, 27, 30, 31
February 1, 2, 3, 6, 7, 8, 9, 10, 13, 14, 15, 16, 17

COUNCIL OF THE DISTRICT OF COLUMBIA

NOTICE

D.C. LAW 21-192

**"Department of Motor Vehicles Reform
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 21-403 on first and second readings October 11, 2016, and November 1, 2016, respectively. Following the signature of the Mayor on November 29, 2016, as required by Section 404(e) of the Charter, the bill became Act 21-546 and was published in the December 9, 2016 edition of the D.C. Register (Vol. 63, page 15007). Act 21-546 was transmitted to Congress on January 6, 2017 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 21-546 is now D.C. Law 21-192, effective February 18, 2017.



Phil Mendelson
Chairman of the Council

Days Counted During the 30-day Congressional Review Period:

January 6, 9, 10, 11, 12, 13, 17, 18, 19, 20, 23, 24, 25, 26, 27, 30, 31
February 1, 2, 3, 6, 7, 8, 9, 10, 13, 14, 15, 16, 17

COUNCIL OF THE DISTRICT OF COLUMBIA

NOTICE

D.C. LAW 21-193

**"International Registration Plan 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 21-455 on first and second readings October 11, 2016, and November 1, 2016, respectively. Following the signature of the Mayor on November 29, 2016, as required by Section 404(e) of the Charter, the bill became Act 21-547 and was published in the December 9, 2016 edition of the D.C. Register (Vol. 63, page 15010). Act 21-547 was transmitted to Congress on January 6, 2017 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 21-547 is now D.C. Law 21-193, effective February 18, 2017.



Phil Mendelson
Chairman of the Council

Days Counted During the 30-day Congressional Review Period:

January 6, 9, 10, 11, 12, 13, 17, 18, 19, 20, 23, 24, 25, 26, 27, 30, 31
February 1, 2, 3, 6, 7, 8, 9, 10, 13, 14, 15, 16, 17

COUNCIL OF THE DISTRICT OF COLUMBIA

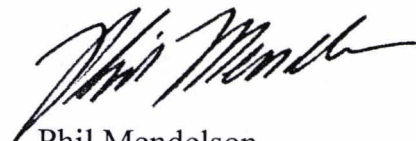
NOTICE

D.C. LAW 21-194

**"Sporting Events Tobacco Products
Restriction 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 21-686 on first and second readings October 11, 2016, and November 1, 2016, respectively. Following the signature of the Mayor on November 29, 2016, as required by Section 404(e) of the Charter, the bill became Act 21-548 and was published in the December 9, 2016 edition of the D.C. Register (Vol. 63, page 15012). Act 21-548 was transmitted to Congress on January 6, 2017 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 21-548 is now D.C. Law 21-194, effective February 18, 2017.



Phil Mendelson
Chairman of the Council

Days Counted During the 30-day Congressional Review Period:

January 6, 9, 10, 11, 12, 13, 17, 18, 19, 20, 23, 24, 25, 26, 27, 30, 31
February 1, 2, 3, 6, 7, 8, 9, 10, 13, 14, 15, 16, 17

COUNCIL OF THE DISTRICT OF COLUMBIA

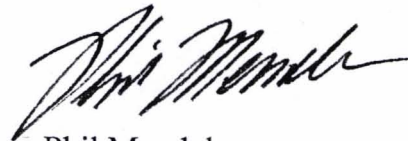
NOTICE

D.C. LAW 21-195

**"Improving Access to Identity Documents
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 21-736 on first and second readings October 11, 2016, and November 1, 2016, respectively. Following the signature of the Mayor on November 29, 2016, as required by Section 404(e) of the Charter, the bill became Act 21-549 and was published in the December 9, 2016 edition of the D.C. Register (Vol. 63, page 15016). Act 21-549 was transmitted to Congress on January 6, 2017 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 21-549 is now D.C. Law 21-195, effective February 18, 2017.



Phil Mendelson
Chairman of the Council

Days Counted During the 30-day Congressional Review Period:

January 6, 9, 10, 11, 12, 13, 17, 18, 19, 20, 23, 24, 25, 26, 27, 30, 31
February 1, 2, 3, 6, 7, 8, 9, 10, 13, 14, 15, 16, 17

COUNCIL OF THE DISTRICT OF COLUMBIA

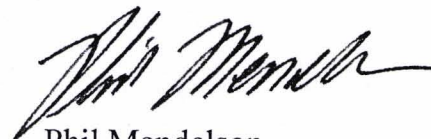
NOTICE

D.C. LAW 21-196

**"Enhanced Penalties for Distracted Driving
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 21-21 on first and second readings October 11, 2016, and November 1, 2016, respectively. Following the signature of the Mayor on December 6, 2016, as required by Section 404(e) of the Charter, the bill became Act 21-552 and was published in the December 9, 2016 edition of the D.C. Register (Vol. 63, page 15027). Act 21-552 was transmitted to Congress on January 6, 2017 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 21-552 is now D.C. Law 21-196, effective February 18, 2017.



Phil Mendelson
Chairman of the Council

Days Counted During the 30-day Congressional Review Period:

January 6, 9, 10, 11, 12, 13, 17, 18, 19, 20, 23, 24, 25, 26, 27, 30, 31
February 1, 2, 3, 6, 7, 8, 9, 10, 13, 14, 15, 16, 17

COUNCIL OF THE DISTRICT OF COLUMBIA

NOTICE

D.C. LAW 21-197

**"Rent Control Hardship Petition Limitation
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 21-146 on first and second readings November 1, 2016, and November 15, 2016, respectively.

Following the signature of the Mayor on December 6, 2016, as required by Section 404(e) of the Charter, the bill became Act 21-553 and was published in the December 9, 2016 edition of the D.C. Register (Vol. 63, page 15030). Act 21-553 was transmitted to Congress on January 6, 2017 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 21-553 is now D.C. Law 21-197, effective February 18, 2017.



Phil Mendelson
Chairman of the Council

Days Counted During the 30-day Congressional Review Period:

January 6, 9, 10, 11, 12, 13, 17, 18, 19, 20, 23, 24, 25, 26, 27, 30, 31
February 1, 2, 3, 6, 7, 8, 9, 10, 13, 14, 15, 16, 17

COUNCIL OF THE DISTRICT OF COLUMBIA

NOTICE

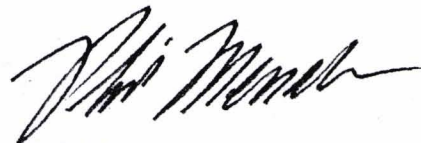
D.C. LAW 21-198

**"Commemorative Flag 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 21-231 on first and second readings November 1, 2016, and November 15, 2016, respectively.

Following the signature of the Mayor on December 6, 2016, as required by Section 404(e) of the Charter, the bill became Act 21-554 and was published in the December 9, 2016 edition of the D.C. Register (Vol. 63, page 15033). Act 21-554 was transmitted to Congress on January 6, 2017 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 21-554 is now D.C. Law 21-198, effective February 18, 2017.



Phil Mendelson
Chairman of the Council

Days Counted During the 30-day Congressional Review Period:

January 6, 9, 10, 11, 12, 13, 17, 18, 19, 20, 23, 24, 25, 26, 27, 30, 31
February 1, 2, 3, 6, 7, 8, 9, 10, 13, 14, 15, 16, 17

COUNCIL OF THE DISTRICT OF COLUMBIA

NOTICE

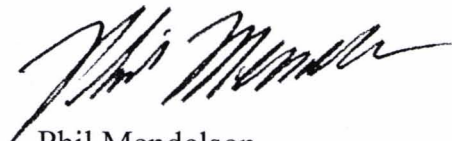
D.C. LAW 21-199

**"Adult Protective Services 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 21-582 on first and second readings November 1, 2016, and November 15, 2016, respectively.

Following the signature of the Mayor on December 6, 2016, as required by Section 404(e) of the Charter, the bill became Act 21-555 and was published in the December 9, 2016 edition of the D.C. Register (Vol. 63, page 15036). Act 21-555 was transmitted to Congress on January 6, 2017 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 21-555 is now D.C. Law 21-199, effective February 18, 2017.



Phil Mendelson
Chairman of the Council

Days Counted During the 30-day Congressional Review Period:

January 6, 9, 10, 11, 12, 13, 17, 18, 19, 20, 23, 24, 25, 26, 27, 30, 31
February 1, 2, 3, 6, 7, 8, 9, 10, 13, 14, 15, 16, 17

COUNCIL OF THE DISTRICT OF COLUMBIA

NOTICE

D.C. LAW 21-200

**"Vacant Property Enforcement 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 21-598 on first and second readings November 1, 2016, and November 15, 2016, respectively.

Following the signature of the Mayor on December 6, 2016, as required by Section 404(e) of the Charter, the bill became Act 21-556 and was published in the December 9, 2016 edition of the D.C. Register (Vol. 63, page 15038). Act 21-556 was transmitted to Congress on January 6, 2017 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 21-556 is now D.C. Law 21-200, effective February 18, 2017.



Phil Mendelson
Chairman of the Council

Days Counted During the 30-day Congressional Review Period:

January 6, 9, 10, 11, 12, 13, 17, 18, 19, 20, 23, 24, 25, 26, 27, 30, 31
February 1, 2, 3, 6, 7, 8, 9, 10, 13, 14, 15, 16, 17

COUNCIL OF THE DISTRICT OF COLUMBIA

NOTICE

D.C. LAW 21-201

**"Feminine Hygiene and Diaper Sales Tax
Exemption 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 21-696 on first and second readings November 1, 2016, and November 15, 2016, respectively.

Following the signature of the Mayor on December 6, 2016, as required by Section 404(e) of the Charter, the bill became Act 21-557 and was published in the December 9, 2016 edition of the D.C. Register (Vol. 63, page 15041). Act 21-557 was transmitted to Congress on January 6, 2017 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 21-557 is now D.C. Law 21-201, effective February 18, 2017.



Phil Mendelson
Chairman of the Council

Days Counted During the 30-day Congressional Review Period:

January 6, 9, 10, 11, 12, 13, 17, 18, 19, 20, 23, 24, 25, 26, 27, 30, 31
February 1, 2, 3, 6, 7, 8, 9, 10, 13, 14, 15, 16, 17

COUNCIL OF THE DISTRICT OF COLUMBIA

NOTICE

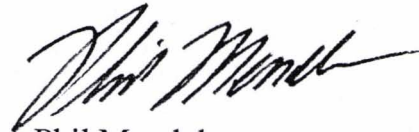
D.C. LAW 21-202

**"Charitable Solicitations Relief
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 21-742 on first and second readings November 1, 2016, and November 15, 2016, respectively.

Following the signature of the Mayor on December 6, 2016, as required by Section 404(e) of the Charter, the bill became Act 21-558 and was published in the December 9, 2016 edition of the D.C. Register (Vol. 63, page 15043). Act 21-558 was transmitted to Congress on January 6, 2017 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 21-558 is now D.C. Law 21-202, effective February 18, 2017.



Phil Mendelson
Chairman of the Council

Days Counted During the 30-day Congressional Review Period:

January 6, 9, 10, 11, 12, 13, 17, 18, 19, 20, 23, 24, 25, 26, 27, 30, 31
February 1, 2, 3, 6, 7, 8, 9, 10, 13, 14, 15, 16, 17

COUNCIL OF THE DISTRICT OF COLUMBIA

NOTICE


D.C. LAW 21-203

**"Department of Motor Vehicles Extension
of Deadlines 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 21-814 on first and second readings November 1, 2016, and November 15, 2016, respectively.

Following the signature of the Mayor on December 6, 2016, as required by Section 404(e) of the Charter, the bill became Act 21-559 and was published in the December 9, 2016 edition of the D.C. Register (Vol. 63, page 15045). Act 21-559 was transmitted to Congress on January 6, 2017 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 21-559 is now D.C. Law 21-203, effective February 18, 2017.



Phil Mendelson
Chairman of the Council

Days Counted During the 30-day Congressional Review Period:

January 6, 9, 10, 11, 12, 13, 17, 18, 19, 20, 23, 24, 25, 26, 27, 30, 31

February 1, 2, 3, 6, 7, 8, 9, 10, 13, 14, 15, 16, 17

COUNCIL OF THE DISTRICT OF COLUMBIA

NOTICE

D.C. LAW 21-204

**"Food, Environmental, and Economic Development
in the District of Columbia 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 21-836 on first and second readings November 1, 2016, and November 15, 2016, respectively. Following the signature of the Mayor on December 6, 2016, as required by Section 404(e) of the Charter, the bill became Act 21-560 and was published in the December 9, 2016 edition of the D.C. Register (Vol. 63, page 15047). Act 21-560 was transmitted to Congress on January 6, 2017 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 21-560 is now D.C. Law 21-204, effective February 18, 2017.



Phil Mendelson
Chairman of the Council

Days Counted During the 30-day Congressional Review Period:

January 6, 9, 10, 11, 12, 13, 17, 18, 19, 20, 23, 24, 25, 26, 27, 30, 31
February 1, 2, 3, 6, 7, 8, 9, 10, 13, 14, 15, 16, 17

COUNCIL OF THE DISTRICT OF COLUMBIA

NOTICE

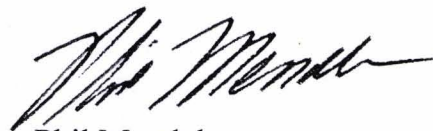
D.C. LAW 21-205

**"Extension of Time to Dispose of the Stevens School
Temporary 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 21-927 on first and second readings November 1, 2016, and November 15, 2016, respectively.

Following the signature of the Mayor on December 6, 2016, as required by Section 404(e) of the Charter, the bill became Act 21-561 and was published in the December 9, 2016 edition of the D.C. Register (Vol. 63, page 15049). Act 21-561 was transmitted to Congress on January 6, 2017 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 21-561 is now D.C. Law 21-205, effective February 18, 2017.



Phil Mendelson
Chairman of the Council

Days Counted During the 30-day Congressional Review Period:

January 6, 9, 10, 11, 12, 13, 17, 18, 19, 20, 23, 24, 25, 26, 27, 30, 31

February 1, 2, 3, 6, 7, 8, 9, 10, 13, 14, 15, 16, 17

COUNCIL OF THE DISTRICT OF COLUMBIA

NOTICE

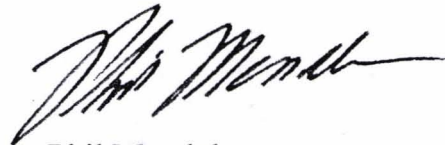
D.C. LAW 21-206

**"Revised Wage Theft Prevention Clarification
Temporary 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 21-929 on first and second readings November 1, 2016, and November 15, 2016, respectively.

Following the signature of the Mayor on December 6, 2016, as required by Section 404(e) of the Charter, the bill became Act 21-562 and was published in the December 9, 2016 edition of the D.C. Register (Vol. 63, page 15051). Act 21-562 was transmitted to Congress on January 6, 2017 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 21-562 is now D.C. Law 21-206, effective February 18, 2017.



Phil Mendelson
Chairman of the Council

Days Counted During the 30-day Congressional Review Period:

January	6, 9, 10, 11, 12, 13, 17, 18, 19, 20, 23, 24, 25, 26, 27, 30, 31
February	1, 2, 3, 6, 7, 8, 9, 10, 13, 14, 15, 16, 17

COUNCIL OF THE DISTRICT OF COLUMBIA

NOTICE

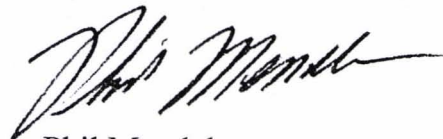
D.C. LAW 21-207

**"Public School Nurse Assignment Temporary
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 21-934 on first and second readings November 1, 2016, and November 15, 2016, respectively.

Following the signature of the Mayor on December 6, 2016, as required by Section 404(e) of the Charter, the bill became Act 21-563 and was published in the December 9, 2016 edition of the D.C. Register (Vol. 63, page 15054). Act 21-563 was transmitted to Congress on January 6, 2017 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 21-563 is now D.C. Law 21-207, effective February 18, 2017.



Phil Mendelson
Chairman of the Council

Days Counted During the 30-day Congressional Review Period:

January 6, 9, 10, 11, 12, 13, 17, 18, 19, 20, 23, 24, 25, 26, 27, 30, 31
February 1, 2, 3, 6, 7, 8, 9, 10, 13, 14, 15, 16, 17

COUNCIL OF THE DISTRICT OF COLUMBIA


NOTICE

D.C. LAW 21-208

**"Automatic Voter Registration 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 21-194 on first and second readings October 11, 2016, and November 1, 2016, respectively. Following the signature of the Mayor on December 7, 2016, as required by Section 404(e) of the Charter, the bill became Act 21-564 and was published in the December 16, 2016 edition of the D.C. Register (Vol. 63, page 15285). Act 21-564 was transmitted to Congress on January 6, 2017 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 21-564 is now D.C. Law 21-208, effective February 18, 2017.



Phil Mendelson
Chairman of the Council

Days Counted During the 30-day Congressional Review Period:

January 6, 9, 10, 11, 12, 13, 17, 18, 19, 20, 23, 24, 25, 26, 27, 30, 31
February 1, 2, 3, 6, 7, 8, 9, 10, 13, 14, 15, 16, 17

COUNCIL OF THE DISTRICT OF COLUMBIA

NOTICE

D.C. LAW 21-209

**"Medical Marijuana Omnibus 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 21-210 on first and second readings October 11, 2016, and November 1, 2016, respectively. Following the signature of the Mayor on December 7, 2016, as required by Section 404(e) of the Charter, the bill became Act 21-565 and was published in the December 16, 2016 edition of the D.C. Register (Vol. 63, page 15291). Act 21-565 was transmitted to Congress on January 6, 2017 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 21-565 is now D.C. Law 21-209, effective February 18, 2017.



Phil Mendelson
Chairman of the Council

Days Counted During the 30-day Congressional Review Period:

January 6, 9, 10, 11, 12, 13, 17, 18, 19, 20, 23, 24, 25, 26, 27, 30, 31
February 1, 2, 3, 6, 7, 8, 9, 10, 13, 14, 15, 16, 17

COUNCIL OF THE DISTRICT OF COLUMBIA

NOTICE


D.C. LAW 21-210

**"Residential Lease Clarification 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 21-420 on first and second readings November 1, 2016, and November 15, 2016, respectively.

Following the signature of the Mayor on December 7, 2016, as required by Section 404(e) of the Charter, the bill became Act 21-566 and was published in the December 16, 2016 edition of the D.C. Register (Vol. 63, page 15302). Act 21-566 was transmitted to Congress on January 6, 2017 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 21-566 is now D.C. Law 21-210, effective February 18, 2017.



Phil Mendelson
Chairman of the Council

Days Counted During the 30-day Congressional Review Period:

January 6, 9, 10, 11, 12, 13, 17, 18, 19, 20, 23, 24, 25, 26, 27, 30, 31

February 1, 2, 3, 6, 7, 8, 9, 10, 13, 14, 15, 16, 17

COUNCIL OF THE DISTRICT OF COLUMBIA

NOTICE


D.C. LAW 21-211

**"Relocation Expenses Recoupment and Lien
Authority 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 21-656 on first and second readings November 1, 2016, and November 15, 2016, respectively.

Following the signature of the Mayor on December 7, 2016, as required by Section 404(e) of the Charter, the bill became Act 21-567 and was published in the December 16, 2016 edition of the D.C. Register (Vol. 63, page 15307). Act 21-567 was transmitted to Congress on January 6, 2017 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 21-567 is now D.C. Law 21-211, effective February 18, 2017.



Phil Mendelson
Chairman of the Council

Days Counted During the 30-day Congressional Review Period:

January 6, 9, 10, 11, 12, 13, 17, 18, 19, 20, 23, 24, 25, 26, 27, 30, 31

February 1, 2, 3, 6, 7, 8, 9, 10, 13, 14, 15, 16, 17

COUNCIL OF THE DISTRICT OF COLUMBIA

NOTICE

D.C. LAW 21-212

**"Specialty License Plate 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 21-759 on first and second readings November 1, 2016, and November 15, 2016, respectively.

Following the signature of the Mayor on December 7, 2016, as required by Section 404(e) of the Charter, the bill became Act 21-569 and was published in the December 16, 2016 edition of the D.C. Register (Vol. 63, page 15326). Act 21-569 was transmitted to Congress on January 6, 2017 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 21-569 is now D.C. Law 21-212, effective February 18, 2017.



Phil Mendelson
Chairman of the Council

Days Counted During the 30-day Congressional Review Period:

January 6, 9, 10, 11, 12, 13, 17, 18, 19, 20, 23, 24, 25, 26, 27, 30, 31
February 1, 2, 3, 6, 7, 8, 9, 10, 13, 14, 15, 16, 17

COUNCIL OF THE DISTRICT OF COLUMBIA


NOTICE

D.C. LAW 21-213

**"Department of Consumer and Regulatory Affairs
Community Partnership 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 21-862 on first and second readings November 1, 2016, and November 15, 2016, respectively. Following the signature of the Mayor on December 7, 2016, as required by Section 404(e) of the Charter, the bill became Act 21-570 and was published in the December 16, 2016 edition of the D.C. Register (Vol. 63, page 15330). Act 21-570 was transmitted to Congress on January 6, 2017 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 21-570 is now D.C. Law 21-213, effective February 18, 2017.



Phil Mendelson
Chairman of the Council

Days Counted During the 30-day Congressional Review Period:

January 6, 9, 10, 11, 12, 13, 17, 18, 19, 20, 23, 24, 25, 26, 27, 30, 31
February 1, 2, 3, 6, 7, 8, 9, 10, 13, 14, 15, 16, 17

COUNCIL OF THE DISTRICT OF COLUMBIA

NOTICE

D.C. LAW 21-214

**"Student Loan Ombudsman Establishment and
Servicing Regulation 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 21-877 on first and second readings November 1, 2016, and November 15, 2016, respectively. Following the signature of the Mayor on December 7, 2016, as required by Section 404(e) of the Charter, the bill became Act 21-571 and was published in the December 16, 2016 edition of the D.C. Register (Vol. 63, page 15334). Act 21-571 was transmitted to Congress on January 6, 2017 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 21-571 is now D.C. Law 21-214, effective February 18, 2017.



Phil Mendelson
Chairman of the Council

Days Counted During the 30-day Congressional Review Period:

January 6, 9, 10, 11, 12, 13, 17, 18, 19, 20, 23, 24, 25, 26, 27, 30, 31
February 1, 2, 3, 6, 7, 8, 9, 10, 13, 14, 15, 16, 17

COUNCIL OF THE DISTRICT OF COLUMBIA

NOTICE

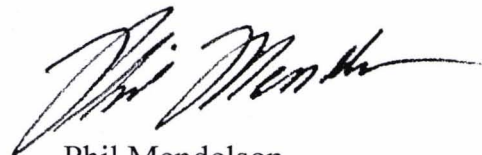
D.C. LAW 21-215

**"Sale of Synthetic Drugs 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 21-261 on first and second readings November 1, 2016, and November 15, 2016, respectively.

Following the signature of the Mayor on December 19, 2016, as required by Section 404(e) of the Charter, the bill became Act 21-578 and was published in the December 23, 2016 edition of the D.C. Register (Vol. 63, page 15708). Act 21-578 was transmitted to Congress on January 6, 2017 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 21-578 is now D.C. Law 21-215, effective February 18, 2017.



Phil Mendelson
Chairman of the Council

Days Counted During the 30-day Congressional Review Period:

January 6, 9, 10, 11, 12, 13, 17, 18, 19, 20, 23, 24, 25, 26, 27, 30, 31
February 1, 2, 3, 6, 7, 8, 9, 10, 13, 14, 15, 16, 17

COUNCIL OF THE DISTRICT OF COLUMBIA

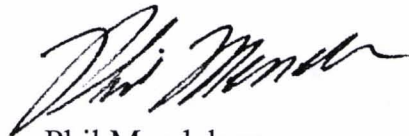
NOTICE

D.C. LAW 21-216

**"Georgia Avenue Retail Priority Area
Temporary 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 21-936 on first and second readings November 1, 2016, and November 15, 2016, respectively. Following the signature of the Mayor on December 19, 2016, as required by Section 404(e) of the Charter, the bill became Act 21-579 and was published in the December 23, 2016 edition of the D.C. Register (Vol. 63, page 15713). Act 21-579 was transmitted to Congress on January 6, 2017 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 21-579 is now D.C. Law 21-216, effective February 18, 2017.



Phil Mendelson
Chairman of the Council

Days Counted During the 30-day Congressional Review Period:

January 6, 9, 10, 11, 12, 13, 17, 18, 19, 20, 23, 24, 25, 26, 27, 30, 31

February 1, 2, 3, 6, 7, 8, 9, 10, 13, 14, 15, 16, 17

COUNCIL OF THE DISTRICT OF COLUMBIA

NOTICE

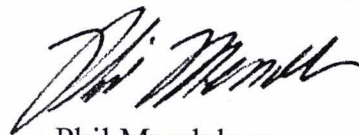
D.C. LAW 21-217

"Foster Parents Statements of Rights and Responsibilities 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 21-603 on first and second readings November 1, 2016, and November 15, 2016, respectively.

Following the signature of the Mayor on December 21, 2016, as required by Section 404(e) of the Charter, the bill became Act 21-580 and was published in the December 30, 2016 edition of the D.C. Register (Vol. 63, page 16009). Act 21-580 was transmitted to Congress on January 6, 2017 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 21-580 is now D.C. Law 21-217, effective February 18, 2017.



Phil Mendelson
Chairman of the Council

Days Counted During the 30-day Congressional Review Period:

January 6, 9, 10, 11, 12, 13, 17, 18, 19, 20, 23, 24, 25, 26, 27, 30, 31
February 1, 2, 3, 6, 7, 8, 9, 10, 13, 14, 15, 16, 17

COUNCIL OF THE DISTRICT OF COLUMBIA

NOTICE

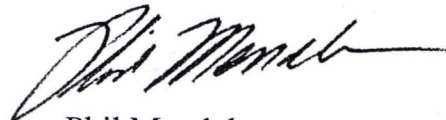
D.C. LAW 21-218

**"Protecting Students Digital Privacy
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 21-578 on first and second readings November 1, 2016, and November 15, 2016, respectively.

Following the signature of the Mayor on December 21, 2016, as required by Section 404(e) of the Charter, the bill became Act 21-581 and was published in the December 30, 2016 edition of the D.C. Register (Vol. 63, page 16013). Act 21-581 was transmitted to Congress on January 6, 2017 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 21-581 is now D.C. Law 21-218, effective February 18, 2017.



Phil Mendelson
Chairman of the Council

Days Counted During the 30-day Congressional Review Period:

January 6, 9, 10, 11, 12, 13, 17, 18, 19, 20, 23, 24, 25, 26, 27, 30, 31
February 1, 2, 3, 6, 7, 8, 9, 10, 13, 14, 15, 16, 17

COUNCIL OF THE DISTRICT OF COLUMBIA

NOTICE

D.C. LAW 21-219

**"Planning Actively for Comprehensive Education
Facilities 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 21-777 on first and second readings November 1, 2016, and November 15, 2016, respectively.

Following the signature of the Mayor on December 21, 2016, as required by Section 404(e) of the Charter, the bill became Act 21-582 and was published in the December 30, 2016 edition of the D.C. Register (Vol. 63, page 16023). Act 21-582 was transmitted to Congress on January 6, 2017 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 21-582 is now D.C. Law 21-219, effective February 18, 2017.



Phil Mendelson
Chairman of the Council

Days Counted During the 30-day Congressional Review Period:

January 6, 9, 10, 11, 12, 13, 17, 18, 19, 20, 23, 24, 25, 26, 27, 30, 31
February 1, 2, 3, 6, 7, 8, 9, 10, 13, 14, 15, 16, 17

ENROLLED ORIGINAL

A RESOLUTION

22-28

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

March 7, 2017

To declare the existence of an emergency, due to congressional review, with respect to the need to update and clarify District wage laws, including to clarify that the Office of Administrative Hearings judges will hear wage theft cases, that the Attorney General can bring civil enforcement actions in court and inspect business records, that employee associations may bring civil actions on behalf of their members, the Mayor's authority to issue rules, when an employer or a temporary staffing firm must provide notices to an employee in a second language, how the Mayor will make certain information available to employers, that general contractors and clients of temporary staffing agencies may waive their right to indemnification, and the deadlines, procedures, and remedies in civil and administrative actions.

RESOLVED, BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this resolution may be cited as the "Wage Theft Prevention Clarification and Overtime Fairness Congressional Review Emergency Declaration Resolution of 2017".

Sec. 2. (a) The Council enacted the Wage Theft Prevention Clarification and Overtime Fairness Amendment Act of 2016, enacted on February 17, 2017 (D.C. Act 21-684; 64 DCR 2140) ("permanent legislation"), to clarify that the Office of the Attorney General for the District of Columbia ("OAG") is authorized to bring a civil action in a court of competent jurisdiction against a person violating District wage law and that an administrative law judge within the Office of Administrative Hearings ("OAH") is authorized to hear wage theft cases.

(b) The permanent legislation clarifies the Mayor's authority to issue rules, the remedies and processes for administrative and civil actions, deadlines for service of complaints, language requirements for notices of employee rights, how the Mayor will make certain information available to employers, and that general contractors and clients of temporary staffing agencies may waive their right to indemnification.

(c) The permanent legislation adds new requirements. It requires the Mayor to issue rules to align District record keeping requirements with prevailing federal standards. It exempts employers from keeping time records for certain employees, and allows businesses to challenge demands for their business records. The permanent legislation also aligns the overtime requirements for parking lot and garage attendants under District law with those of federal law.

ENROLLED ORIGINAL

(d) In addition to clarifying the processes, timelines, remedies, and notice requirements of wage laws, as well as the other important reforms in the permanent legislation, as soon as possible, it is vital that the authority of the OAG to investigate allegations of wage theft, including the use of subpoenas when appropriate, and of the OAH to hear wage theft cases be clarified without delay.

(e) An emergency version of the permanent legislation, the Wage Theft Prevention Clarification and Overtime Fairness Emergency Amendment Act of 2016, effective December 22, 2016 (D.C. Act 21-583; 63 DCR 16031), expires on March 21, 2017. The permanent legislation was transmitted to Congress on February 24, 2017, for the 30-day review period required by section 602(c)(1) of the District of Columbia Home Rule Act, approved December 24, 1973 (87 Stat. 813; D.C. Official Code § 1-206.02(c)(1)), and is not projected to become law until April 7, 2017.

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

Sec. 3. The Council of the District of Columbia determines that the circumstances enumerated in section 2 constitute emergency circumstances making it necessary that the Wage Theft Prevention Clarification and Overtime Fairness Congressional Review Emergency Amendment Act of 2017 be adopted after a single reading.

Sec. 4. This resolution shall take effect immediately.

ENROLLED ORIGINAL

A RESOLUTION

22-29

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

March 7, 2017

To declare the existence of an emergency, due to congressional review, with respect to the need to amend the Legalization of Marijuana for Medical Treatment Initiative of 1999 to increase the number of medical marijuana dispensaries that may be registered to operate in the District from 5 to 6, and to require the Mayor to open an application period for the registration of a medical marijuana dispensary in Ward 7 or Ward 8.

RESOLVED, BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this resolution may be cited as the “Medical Marijuana Dispensary Congressional Review Emergency Declaration Resolution of 2017”.

Sec. 2. (a) The Legalization of Marijuana for Medical Treatment Initiative of 1999 effective July 27, 2010 (D.C. Law 18-210; D.C. Official Code § 7-1671.01 *et seq.*), established a medical marijuana program in the District. Pursuant to this act, the Mayor can register a maximum of 8 dispensaries to ensure that qualifying patients have adequate access to medical marijuana.

(b) Although approximately 25% of all medical marijuana qualifying patients reside in Wards 7 and 8, there are no medical marijuana dispensaries east of the Anacostia River.

(c) A medical marijuana program that requires qualifying patients to travel across the city does not encourage the utilization of that program. Additionally, research has shown that travel often serves as a barrier to the use of healthcare services.

(d) Requiring the Mayor to open an application period will help the District ensure that all of its residents are able to utilize the medical marijuana program as intended.

(e) Currently, emergency legislation is in place to achieve this objective. The emergency legislation, the Medical Marijuana Dispensary Emergency Amendment Act of 2016, Act 21-573, however, will expire March 19, 2017. Temporary legislation, the Medical Marijuana Dispensary Temporary Amendment Act of 2016, is expected to become law on April 1, 2017. Additional emergency legislation is needed to fill the gap between the expiration of the existing emergency legislation and the effectiveness of the temporary legislation.

ENROLLED ORIGINAL

Sec. 3. The Council of the District of Columbia determines that the circumstances enumerated in section 2 constitute emergency circumstances making it necessary that the Medical Marijuana Dispensary Congressional Review Emergency Amendment Act of 2017 be adopted after a single reading.

Sec. 4. This resolution shall take effect immediately.

ENROLLED ORIGINAL

A RESOLUTION

22-30

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

March 7, 2017

To declare the existence of an emergency, due to congressional review, with respect to the need to amend the Omnibus Public Safety and Justice Amendment Act of 2009 to make it unlawful to tamper with a detection device required by any custodial or supervision entity with authority over an individual subject to monitoring.

RESOLVED, BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this resolution may be cited as the “Tampering with a Detection Device Congressional Review Emergency Declaration Resolution of 2017”.

Sec. 2. (a) There exists an immediate need to amend the Omnibus Public Safety and Justice Amendment Act of 2009 to make it unlawful to tamper with a detection device required by any custodial or supervision entity with authority over an individual subject to monitoring.

(b) This congressional review emergency legislation is necessary to prevent a gap in the law as the current emergency act, the Tampering with a Detection Device Emergency Amendment Act of 2016, effective January 4, 2017 (D.C. Act 21-596; 64 DCR 152), will expire on April 4, 2017.

(c) The provisions of the emergency act were included in permanent legislation, the Omnibus Public Safety and Justice Amendment Act of 2016, enacted on January 6, 2017 (D.C. Act 21-603; 64 DCR 168), which was transmitted to Congress for the 60-day review period required by section 602(c)(2) of the District of Columbia Home Rule Act, approved December 24, 1973 (87 Stat. 813; D.C. Official Code § 1-206.02(c)(2)).

(d) The permanent legislation is projected to become law on May 12, 2017, after the emergency act expires. This congressional review emergency legislation is therefore necessary to prevent a gap in the law.

Sec. 3. The Council of the District of Columbia determines that the circumstances enumerated in section 2 constitute emergency circumstances making it necessary that the Tampering with a Detection Device Congressional Review Emergency Amendment Act of 2017 be adopted after a single reading.

Sec. 4. This resolution shall take effect immediately.

ENROLLED ORIGINAL

A RESOLUTION

22-31

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

March 7, 2017

To declare an emergency, due to congressional review, with respect to the need to amend the Firearms Control Regulations Act of 1975 to permit and regulate the possession and sale of stun guns, to repeal the age requirement for the possession and use of self-defense sprays, and to repeal the registration requirement for self-defense sprays; to amend An Act To prohibit the introduction of contraband into the District of Columbia penal institutions to conform the definition of stun gun; to amend An Act To control the possession, sale, transfer, and use of pistols and other dangerous weapons in the District of Columbia, to provide penalties, to prescribe rules of evidence, and for other purposes to provide for an enhanced penalty for committing a crime while armed with a stun gun; and to amend section 47-2851.03 of the District of Columbia Official Code to require vendors to obtain an endorsement to the basic business license to sell stun guns.

RESOLVED, BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this resolution may be cited as the “Stun Gun Regulation Congressional Review Emergency Declaration Resolution of 2017”.

Sec. 2. (a) On December 20, 2016, the Council passed the Stun Gun Regulation Amendment Act of 2016, enacted on February 10, 2017 (D.C. Act 21-667; 64 DCR 1648). The act is under congressional review and is projected to become law on May 20, 2017.

(b) On the same day, the Council passed the Stun Gun Regulation Emergency Amendment Act of 2016, effective January 24, 2017 (D.C. Act 21-630; 64 DCR 907). The emergency act will expire on April 24, 2017, before the permanent act becomes law.

(c) This congressional review emergency is therefore necessary to prevent a gap in the law.

Sec. 3. The Council of the District of Columbia determines that the circumstances enumerated in section 2 constitute emergency circumstances making it necessary that the Stun Gun Regulation Congressional Review Emergency Amendment Act of 2017 be adopted after a single reading.

Sec. 4. This resolution shall take effect immediately.

ENROLLED ORIGINAL

A RESOLUTION

22-32

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

March 7, 2017

To declare the existence of an emergency, due to congressional review, with respect to the need to amend the Board of Ethics and Government Accountability Establishment and Comprehensive Ethics Reform Amendment Act of 2011 to enhance the reporting requirements of political action committees and independent expenditure committees during nonelection years and to apply current contribution limitations to political action committees during nonelection years.

RESOLVED, BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this resolution may be cited as the “Campaign Finance Reform and Transparency Congressional Review Emergency Declaration Resolution of 2017”.

Sec. 2. (a) On December 6, 2016, the Council passed the Campaign Finance Reform and Transparency Emergency Amendment Act of 2016, effective December 24, 2016 (D.C. Act 21-584; 63 DCR 16043), which will expire on March 24, 2017.

(b) On December 20, 2016, the Council passed the Campaign Finance Reform and Transparency Temporary Amendment Act of 2016, enacted on January 26, 2017 (D.C. Act 21-619; 64 DCR 885). The temporary act is under congressional review and is projected to become law on April 1, 2017.

(c) This congressional review emergency is necessary to prevent a gap in the law between the expiration of the emergency act and the effective date of the temporary act.

Sec. 3. The Council of the District of Columbia determines that the circumstances enumerated in section 2 constitute emergency circumstances making it necessary that the Campaign Finance Reform and Transparency Congressional Review Emergency Amendment Act of 2017 be adopted after a single reading.

Sec. 4. This resolution shall take effect immediately.

ENROLLED ORIGINAL

A RESOLUTION

22-33

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

March 7, 2017

To declare the existence of an emergency, due to congressional review, with respect to the need to clarify that the Office of the Attorney General is authorized to petition the Superior Court of the District of Columbia to issue temporary or permanent injunctions against housing providers that violate certain consumer protection laws that protect tenants.

RESOLVED, BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this resolution may be cited as the “At-Risk Tenant Protection Clarifying Congressional Review Emergency Declaration Resolution of 2017”.

Sec. 2. (a) By bringing enforcement actions or investigations under the District of Columbia Consumer Protection Procedures Act (D.C. Official Code § 28-3901, *et seq.*) (“CPPA”), the District government is increasingly looking to protect tenant-consumers from unscrupulous housing providers that fail to live up to their obligations.

(b) The CPPA provides the Attorney General with flexible enforcement tools to address problem housing providers, including the ability to enjoin bad conduct, recover restitution for tenant-consumers forced to live in substandard conditions, and penalties to deter future violations.

(c) For instance, in one pending case in the Superior Court of the District of Columbia, the Attorney General is using the CPPA to try and recover, among other remedies, past rent paid by consumers forced by their housing provider to allegedly live in slum-like conditions. However, there remains the possibility that a District of Columbia court might question whether the District has authority to bring a CPPA enforcement action in the landlord-tenant arena.

(d) This concern is due to language in the CPPA that prevents the Department of Consumer and Regulatory Affairs (“DCRA”) from applying the CPPA to landlord-tenant relations. Even though this language, by its express terms, only applies to DCRA, a court might nevertheless wrongly interpret that provision to foreclose an enforcement action brought by the Attorney General under the CPPA.

(e) Finally, other available enforcement tools do not provide the full range of flexible relief available under the CPPA, such as the potential to recover past rent for a large group of consumers or penalties to deter future bad acts.

ENROLLED ORIGINAL

(f) There are active CPPA enforcement cases and non-public investigations in the landlord-tenant arena that could be jeopardized by a wrong interpretation of the CPPA's landlord-tenant exclusion. It is therefore necessary to clarify that the Attorney General may enforce the CPPA in the area of landlord-tenant relations.

(g) Therefore, there exists an immediate need to clarify existing law on an emergency basis so that current District tenants that might be helped by the Attorney General's active enforcement in this area are not potentially robbed of the full protections due them under District law.

(h) The existing emergency legislation, D.C. Act 21-576, will expire on March 19, 2017. Temporary legislation, D.C. Act 21-646, is expected to become law on April 28, 2017. In order to close the gap between the expiration of the emergency legislation and the law date of the temporary legislation, it is necessary to enact a congressional review emergency.

Sec. 3. The Council of the District of Columbia determines that the circumstances enumerated in section 2 constitute emergency circumstances making it necessary that the At-Risk Tenant Protection Clarifying Congressional Review Emergency Amendment Act of 2017 be adopted after a single reading.

Sec. 4. This resolution shall take effect immediately.

ENROLLED ORIGINAL

A RESOLUTION

22-35

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

March 7, 2017

To confirm the reappointment of Mr. Jeffrey S. DeWitt as the Chief Financial Officer of the District of Columbia.

RESOLVED, BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this resolution may be cited as the “Chief Financial Officer of the District of Columbia Jeffrey S. DeWitt Confirmation Resolution of 2017”.

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

Mr. Jeffrey S. DeWitt
201 I Street, N.E., Apt. 1111
Washington, D.C. 20002
(Ward 6)

as the Chief Financial Officer of the District of Columbia, in accordance with section 424(b)(1)(A) of the District of Columbia Home Rule Act, approved April 17, 1995 (109 Stat. 142; D.C. Official Code § 1-204.24b(a)(1)), to serve for a term to end June 30, 2022.

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

Sec. 4. This resolution shall take effect immediately.

ENROLLED ORIGINAL

A RESOLUTION

22-36

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

March 7, 2017

To declare the existence of an emergency with respect to the need to retroactively approve a fiscal agency grant agreement between the Deputy Mayor for Health and Human Services and the United Way of the National Capital Area providing a grant to the United Way of the National Capital Area to administer the District's current out-of-school-time programming for youth.

RESOLVED, BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this resolution may be cited as the "United Way Fiscal Agency Grant Agreement Authorization Emergency Declaration Resolution of 2017".

Sec. 2. (a) There exists an immediate need to approve a grant agreement ("Agreement") and an amendment to the Agreement in order to ensure that grant making to out of school time providers and other core services, including training, data management, capacity building, and community engagement, are not disrupted.

(b) The Children and Youth Initiative Establishment Act of 1999, effective October 20, 1999 (D.C. Law 13-38; D.C. Official Code § 2-1551 *et seq.*)("Act"), provided support for out-of-school programs for District of Columbia children and youth.

(c) The District annually provided funding to the DC Children Youth Investment Trust Corporation ("CYITC") to support programs taking place before and after school and during summer break as well as other initiatives in support of youth development.

(d) In April 2016, CYITC's board voted to dissolve the entity, leaving the District without a nonservice provider, nonprofit organization to disperse critical grant funds, provide training and technical assistance to providers, and perform other duties necessary to ensuring access to quality out-of-school-time programs for District youth and families.

(e) Section 2(a) of the United Way Fiscal Agency Grant Agreement Authorization Emergency Act of 2017 ("Emergency Act") approves the fiscal agency grant agreement between the Office of the Deputy Mayor for Health and Human Services and the United Way of the National Capital Area ("United Way") dated September 28, 2016 ("Agreement"). The Agreement issues a grant in the amount of \$4.9 million to the United Way for the purpose of United Way administering and overseeing the District's grants program arising under the Act for the period from October 1, 2016 to October 31, 2017.

ENROLLED ORIGINAL

(f) Section 2(b) of the Emergency Act approves the amendment to the Agreement to: (1) revise the grant amount to \$4.92 million; (2) exempt the Agreement from section 2403(a-1)(1) of the Act, which provides that sub-grants shall be awarded on a 3-year basis; (3) further limit the expenditure of funds; and (4) modify administrative requirements.

Sec. 3. The Council of the District of Columbia determines that the circumstances enumerated in section 2 constitute emergency circumstances making it necessary that the United Way Fiscal Agency Grant Agreement Authorization Emergency Act of 2017 be adopted after a single reading.

Sec. 4. This resolution shall take effect immediately.

ENROLLED ORIGINAL

A RESOLUTION

22-37

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

March 7, 2017

To declare the existence of an emergency with respect to the need to retroactively approve a memorandum of understanding with the DC Children and Youth Investment Trust Corporation providing that any unspent, excess, or surplus grant funds issued by the District to the Trust Corporation will be transferred to the United Way of the National Capital Area and to approve an agreement with the United Way of the National Capital Area governing the expenditure of the unspent, excess, or surplus District funds.

RESOLVED, BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this resolution may be cited as the "CYITC Surplus Funds MOU Authorization Emergency Declaration Resolution of 2017".

Sec. 2. (a) There exists an immediate need to approve a Memorandum of Understanding ("MOU") between the DC Children and Youth Investment Trust Corporation ("CYITC"), dba DC Trust, and the Office of the Deputy Mayor for Health and Human Services in order to ensure that grant making to out-of-school-time providers and other core services, including training, data management, capacity building, and community engagement, are not disrupted and that the District is able to successfully rebuild its out-of-school-time system in advance of the 2017-18 school year.

(b) The Children and Youth Initiative Establishment Act of 1999, effective October 20, 1999 (D.C. Law 13-38; D.C. Official Code § 2-1551 *et seq.*), provided support for out-of-school programs for District of Columbia children and youth.

(c) The District annually provided funding to the DC Children Youth Investment Trust Corporation ("CYITC") to support programs taking place before and after school and during summer, as well as other initiatives in support of youth development.

(d) In April 2016, CYITC's board of directors voted to dissolve the entity, leaving the District without a nonservice provider, nonprofit organization to disperse critical grant funds to provide training and technical assistance to providers and perform other duties necessary to ensure access to quality out of school time programs for District youth and families.

(e) Section 2(a) of the CYITC Surplus Funds MOU Authorization Emergency Act of 2017 ("Emergency Act") approves an MOU that provides, among other things, that at the end of the relevant grant period, or upon final completion of the program described in the MOU,

ENROLLED ORIGINAL

CYITC will transfer any unspent, excess, or surplus District funds to the United Way, a nonprofit organization.

(f) Section 2(b) of the Emergency Act approves an agreement with the United Way that governs the expenditure of the unspent, excess, or surplus District funds.

Sec. 3. The Council of the District of Columbia determines that the circumstances enumerated in section 2 constitute emergency circumstances making it necessary that the CYITC Surplus Funds MOU Authorization Emergency Act of 2017 be adopted after a single reading.

Sec. 4. This resolution shall take effect immediately.

ENROLLED ORIGINAL

A RESOLUTION

22-38

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

March 7, 2017

To declare the existence of an emergency with respect to the need to approve Modification Nos. 2, 3, 4, and 5 to Contract No. CW36461 with SB & Company, LLC, to provide comprehensive annual financial report audit services, and to authorize payment for the goods and services received and to be received under the contract.

RESOLVED, BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this resolution may be cited as the “Modifications to Contract No. CW36461 with SB & Company, LLC, Approval and Payment Authorization Emergency Declaration Resolution of 2017”.

Sec. 2. (a) There exists a need to approve Modification Nos. 2, 3, 4, and 5 to Contract No. CW36461 with SB & Company, LLC, to provide comprehensive annual financial report (“CAFR”) audit services and to authorize payment for the goods and services received and to be received under the contract.

(b) By Modification No. 2, dated April 29, 2016, the Office of the Inspector General (“OIG”) revised certain contract line items and prices for Fiscal Year 2016 through Fiscal Year 2019 and exercised a partial option of option year one of Contract No. CW36461 to provide CAFR audit services for the period from May 1, 2016, through September 30, 2016, in the amount of \$500,000.

(c) By Modification No. 3, dated September 23, 2016, the OIG exercised another partial option of option year one for the period from October 1, 2016, through November 30, 2016, in the amount of \$450,000.

(d) By Modification No. 4, dated November 17, 2016, the OIG exercised another partial option of option year one for the period from December 1, 2016, through January 31, 2017, in the amount of \$49,000.

(e) By Modification No. 5, dated January 30, 2017, the OIG exercised the remainder of option year one for the period from February 1, 2017, through April 30, 2017, in the amount of \$779,479, increasing the total amount for option year one to \$1,778,479.

(f) Council approval is necessary because these modifications increase the contract by more than \$1 million during a 12-month period.

(g) Approval is necessary to allow the continuation of these vital services. Without this approval, SB & Company, LLC, cannot be paid for goods and services provided in excess of \$1 million for the contract period May 1, 2016, through April 30, 2017.

ENROLLED ORIGINAL

Sec. 3. The Council of the District of Columbia determines that the circumstances enumerated in section 2 constitute emergency circumstances making it necessary that the Modifications to Contract No. CW36461 with SB & Company, LLC, Approval and Payment Authorization Emergency Act of 2017 be adopted after a single reading.

Sec. 4. This resolution shall take effect immediately.

ENROLLED ORIGINAL

A RESOLUTION

22-39

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

March 7, 2017

To declare the existence of an emergency with respect to the need to approve Modification Nos. 2, 3, and 4 to Contract No. DCJM-2014-H-0006-10 with RCM of Washington Inc. to provide occupancy-related residential expenses and services to District citizens with intellectual and developmental disabilities, and to authorize payment for the goods and services received and to be received under the modifications.

RESOLVED, BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this resolution may be cited as the “Modifications to Contract No. DCJM-2014-H-0006-10 Approval and Payment Authorization Emergency Declaration Resolution of 2017”.

Sec. 2. (a) There exists a need to approve Modification Nos. 2, 3, and 4 to Contract No. DCJM-2014-H-0006-10 with RCM of Washington Inc. to provide occupancy-related residential expenses and services to District citizens with intellectual and developmental disabilities, and to authorize payment for the goods and services received and to be received under the modifications.

(b) By Modification No. 2, dated September 15, 2016, the Office of Contracting and Procurement, on behalf of the Department on Disability Services, partially exercised Option Year 2 of Contract No. DCJM-2014-H-0006-10 for the period from October 1, 2016, to March 30, 2017, in the not-to-exceed amount of \$552,000.

(c) Modification No. 3, dated December 12, 2016, further modified Contract No. DCJM-2014-H-0006-10.

(d) Modification No. 4 is now necessary to exercise the remainder of Option Year 2 and increase the total not-to-exceed amount for the period from October 1, 2016, through September 30, 2017, to \$1,103,527.40.

(e) Council approval is required by section 451(b) of the District of Columbia Home Rule Act, approved December 24, 1973 (87 Stat. 803; D.C. Official Code § 1-204.51(b)), because expenditures under the modifications are in an amount in excess of \$1 million during a 12-month period.

(f) Approval is necessary to allow the continuation of these vital services. Without this approval, RCM of Washington Inc. cannot be paid for goods and services

ENROLLED ORIGINAL

provided in excess of \$1 million for the contract period of October 1, 2016, through September 30, 2017.

Sec. 3. The Council of the District of Columbia determines that the circumstances enumerated in section 2 constitute emergency circumstances making it necessary that the Modifications to Contract No. DCJM-2014-H-0006-10 Approval and Payment Authorization Emergency Act of 2017 be adopted after a single reading.

Sec. 4. This resolution shall take effect immediately.

ENROLLED ORIGINAL

A RESOLUTION

22-40

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

March 7, 2017

To declare the existence of an emergency with respect to the need to approve Modification Nos. M0001 and M0002 to Contract No. CW40572 with Centric Group, LLC dba Keefe Supply Company to provide a secure inmate commissary management service and to authorize payment for the goods and services received and to be received under the contract modifications.

RESOLVED, BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this resolution may be cited as the “Modifications to Contract No. CW40572 with Centric Group, LLC dba Keefe Supply Company Approval and Payment Authorization Emergency Declaration Resolution of 2017”.

Sec. 2. (a) There exists a need to approve Modification Nos. M0001 and M0002 to Contract No. CW40572 with Centric Group, LLC dba Keefe Supply Company to provide a secure inmate commissary management service, and to authorize payment for the goods and services received and to be received under Modification Nos. M0001 and M0002.

(b) By Modification No. M0001, dated September 29, 2016, the Office of Contracting and Procurement, on behalf of the Department of Corrections, exercised Option Year 1 for Contract No. CW40572 to provide a secure inmate commissary management service for the period from October 1, 2016, to September 30, 2017, in the amount of \$975,000.

(c) Modification No. M0002 is now necessary to increase the funding of Contract No. CW40572 by \$125,000 for Option Year 1, raising the total contract amount to \$1,100,000 for the period from October 1, 2016, through September 30, 2017.

(d) Council approval is required by section 451(b) of the District of Columbia Home Rule Act, approved December 24, 1973 (87 Stat. 803; D.C. Official Code § 1-204.51(b)), because these modifications increase the contract to more than \$1 million during a 12-month period.

(e) Approval is necessary to allow the continuation of these vital services. Without this approval, Centric Group, LLC dba Keefe Supply Company cannot be paid for goods and services provided in excess of \$1 million for the contract period from October 1, 2016, through September 30, 2017.

ENROLLED ORIGINAL

Sec. 3. The Council of the District of Columbia determines that the circumstances enumerated in section 2 constitute emergency circumstances making it necessary that the Modifications to Contract No. CW40572 with Centric Group, LLC dba Keefe Supply Company Approval and Payment Authorization Emergency Act of 2017 be adopted after a single reading.

Sec. 4. This resolution shall take effect immediately.

ENROLLED ORIGINAL

A RESOLUTION

22-42

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

March 7, 2017

To declare the sense of the Council that the District of Columbia is committed to promoting the human rights and well-being of all its residents, workers, and visitors, and to call on the federal government to do the same.

RESOLVED, BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this resolution may be cited as the “Sense of the Council in Reaffirmation of the Human Rights of District of Columbia Residents and in Opposition to Bigotry and Violence Resolution of 2017”.

Sec. 2. The Council finds that:

(1) The current political climate has produced public displays of xenophobia, racism, Islamophobia, homophobia, transphobia, disparagement of people with disabilities, misogyny and violence against women, and other forms of hatred, bigotry, and violence that threaten the rights enshrined in District of Columbia law, the Constitution of the United States, and the Universal Declaration of Human Rights.

(2) The District of Columbia has long sought to ensure the equal protection of human rights and well-being for all residents, workers, and visitors in our city.

(3) The District of Columbia welcomes and embraces refugees, immigrants, people of color, women, disabled individuals, people of all faiths or no faith at all, and lesbian, gay, bisexual, and transgender people, and celebrates the diversity of human existence.

(4) All residents, workers, and visitors in the District of Columbia should be able to go about their daily lives without fear of harassment, discrimination, or violence.

Sec. 3. It is the sense of the Council that:

(1) We reaffirm the District of Columbia’s status as a guardian of human rights and our intention to provide equitable opportunities for people from all walks of life by promoting an inclusive and pluralistic community where everyone is treated with respect. We call on Congress and the President to do the same.

(2) We declare our continuing commitment to our country’s founding principles of freedom and equality, and our intention to defend the safety, dignity, and liberty of all our residents.

ENROLLED ORIGINAL

(3) We reject xenophobia, racism, Islamophobia, homophobia, transphobia, disparagement of people with disabilities, misogyny, and bigotry in any form.

(4) We will not cooperate with any effort to infringe upon basic human rights by forcing individuals to register with the government based on their national origin or religious identity.

(5) We remain committed to our status as a Sanctuary City, and will seek to strengthen those policies to ensure that the District government will not participate in any federal immigration-enforcement strategies that endanger the rights and well-being of our residents, workers, and visitors.

(6) We welcome refugees and those fleeing violence and persecution to the District of Columbia.

(7) We recognize everyone's right to make their own reproductive health decisions.

(8) We continue to assert the right of District residents to exercise self-determination on public policy through their elected representatives and we continue to demand voting representation in Congress, budget and legislative autonomy, and statehood in order to better safeguard the human rights and well-being of District residents.

(9) We reaffirm the rights and non-discrimination protections enshrined in District of Columbia law, the Constitution of the United States, and the Universal Declaration of Human Rights, and will stand against any effort to erode them through hatred, bigotry, or violence.

Sec. 4. The Council shall transmit copies of this resolution, upon its adoption, to the Mayor, the President and Vice President of the United States, the Speaker of the House of Representatives, the Majority Leader of the Senate, and the Delegate from the District of Columbia in the United States Congress.

Sec. 5. This resolution shall take effect immediately upon the first date of publication in the District of Columbia Register.

ENROLLED ORIGINAL

A RESOLUTION

22-43

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

March 7, 2017

To declare the existence of an emergency with respect to the need to authorize interior designers licensed and registered in the District to approve certain non-structural alterations and designs.

RESOLVED, BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this resolution may be cited as the “Interior Design Regulation Emergency Declaration Resolution of 2017”.

Sec. 2. (a) Section 3(a) of the Professional Engineers Licensure and Regulation Clarification Amendment Act of 2016, enacted on January 26, 2017 (D.C. Act 21-647; 64 DCR 946) (“Act 21-647”), sought to revise ambiguous language in the District of Columbia Municipal Regulations to ensure that architects and engineers approve only work that they are licensed to prepare and which they in fact prepared.

(b) Act 21-647 left out language at the end of 12A DCMR § 105.3.10 relating to interior designers.

(c) The practice of interior design will be significantly disrupted without action to replace the deleted language.

(d) This emergency legislation would restore the deleted provision, thereby permitting interior designers licensed and registered in the District to continue their practice with respect to non-structural alterations and designs.

(e) In order to prevent a lapse in the authority of properly licensed and registered interior designers, this emergency legislation must be passed immediately.

(f) This emergency legislation would amend Act 21-647 directly, so that the provision relating to interior designers, which this emergency measure would restore, would be incorporated into Act 21-647 at the time it becomes a law.

Sec. 3. The Council of the District of Columbia determines that the circumstances enumerated in section 2 constitute emergency circumstances making it necessary that the Interior Design Regulation Emergency Amendment Act of 2017 be adopted after a single reading.

Sec. 4. This resolution shall take effect immediately.

ENROLLED ORIGINAL

A RESOLUTION

22-44

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

March 7, 2017

To declare the existence of an emergency with respect to the need to amend the Advisory Neighborhood Commissions Act of 1975 to transfer duties related to Advisory Neighborhood Commission quarterly financial reports from the District of Columbia Auditor to the Office of Advisory Neighborhood Commissions in order for one full-time equivalent employee to be transferred from the District of Columbia Auditor to the Office of Advisory Neighborhood Commissions to ensure the ability of the Office of Advisory Neighborhood Commissions to carry out new functions under the Advisory Neighborhood Commissions Omnibus Amendment Act of 2016 by April 1, 2017; and to amend the Advisory Neighborhood Commissions Omnibus Amendment Act of 2016 to make new non-financial oversight duties assigned to the Executive Director of the Office of Advisory Neighborhood Commissions apply when the underlying Advisory Neighborhood Commissions Omnibus Amendment Act of 2016 is fully funded.

RESOLVED, BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this resolution may be cited as the “Advisory Neighborhood Commissions Transfer Authorization Emergency Declaration Resolution of 2017”.

Sec. 2. (a) The Council of the District of Columbia passed the Advisory Neighborhood Commissions Omnibus Amendment Act of 2016 (“Act”) on December 20, 2016. In part, the Act transfers the non-audit administrative and financial functions related to Advisory Neighborhood Commissions from the District of Columbia Auditor (“ODCA”) to the Office of Advisory Neighborhood Commissions (“OANC”).

(b) Under section 3(d) of the Act, these transfers are to be applicable on April 1, 2017. In order for OANC to begin the process of recruiting and hiring a full-time equivalent (“FTE”) employee to undertake the transferred functions, in time to review Fiscal Year 2017 second quarter Advisory Neighborhood Commission financial reports, ODCA must be authorized to transfer the FTE. Absent this emergency expedition of the transfer of responsibilities, the FTE transfer would not be effected until completion of the congressional review period for the Act, which will exceed the April 1, 2017, applicability date. The ability of OANC to hire the necessary FTE in a timely manner would then be significantly delayed.

ENROLLED ORIGINAL

(c) As described in the fiscal impact statement for the Act, ODCA will transfer an FTE to OANC. This emergency legislation is necessary in order for the District of Columbia Auditor to timely transfer the FTE, so that OANC can begin carrying out the transferred functions on April 1, 2017.

Sec. 3. The Council of the District of Columbia determines that the circumstances enumerated in section 2 constitute emergency circumstances making it necessary that the Advisory Neighborhood Commissions Transfer Authorization Emergency Amendment Act of 2017 be adopted after a single reading.

Sec. 4. This resolution shall take effect immediately.

ENROLLED ORIGINAL

A RESOLUTION

22-46

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

March 7, 2017

To declare the existence of an emergency with respect to the need to amend An Act Authorizing the sale of certain real estate in the District of Columbia no longer required for public purposes to clarify the administrative requirements for certain property dispositions that were in progress at the time of recently enacted changes to the act.

RESOLVED, BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this resolution may be cited as the “Land Disposition Transparency Emergency Declaration Resolution of 2017”.

Sec. 2. (a) On December 6, 2016, the Council passed the Land Disposition Transparency and Clarification Amendment Act of 2016, enacted on February 17, 2017 (D.C. Act 21-685; 64 DCR 2152) (“Amendment Act”), to amend parts of the District law pertaining to surplus and disposition of District land.

(b) The Amendment Act included an amendment restructuring the surplus process to require both a public surplus hearing and public disposition hearing before the Mayor proceeding to negotiate the disposition of real property and an amendment to require that any substantive changes subsequent to Council approval of a Land Disposition Agreement (“LDA”) be submitted anew for Council approval.

(c) The Deputy Mayor for Planning and Economic Development (“DMPED”) has begun to adopt the new requirements as outlined in the Amendment Act for all future projects.

(d) There exist some projects in DMPED’s development schedule that cannot meet the new requirements before submission for Council approval because requests for proposals have already been issued and negotiations for disposition already commenced. These projects could comply with the Amendment Act only by being re-solicited.

(e) Re-soliciting the projects that are already in DMPED’s development schedule would cause great delay in repurposing these District assets as affordable homes, job creators, tax producers, and economic drivers for the District while also frustrating residents and private partners who have been working on and waiting years for these redevelopments.

(f) Added delay in the development of these projects is not in the best interest of the District.

ENROLLED ORIGINAL

(g) The Land Disposition Transparency Emergency Amendment Act of 2017 would account for these projects that were already in progress when the Amendment Act was passed so that they can move forward without delay and provide a technical clarification to ensure that the law is clear when referring to substantive changes made to an LDA.

Sec. 3. The Council of the District of Columbia determines that the circumstances enumerated in section 2 constitute emergency circumstances making it necessary that the Land Disposition Transparency Emergency Amendment Act of 2017 after a single reading.

Sec. 4. This resolution shall take effect immediately.

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

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

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

COUNCIL OF THE DISTRICT OF COLUMBIA**PROPOSED LEGISLATION****BILLS**

- | | |
|---------|---|
| B22-183 | Affordable Emergency Transportation and Pre-Hospital Medical Services Amendment Act of 2017

Intro. 3-6-17 by Chairman Mendelson at the request of the Mayor and referred to the Committee on Judiciary and Public Safety |
| <hr/> | |
| B22-184 | Electric Company Infrastructure Improvement Financing Amendment Act of 2017

Intro. 3-6-17 by Chairman Mendelson at the request of the Mayor and referred to the Committee on Business and Economic Development with comments from the Committee on Finance and Revenue and the Committee on Transportation and the Environment |
| <hr/> | |
| B22-185 | Consumer Protection Clarification and Enhancement Act of 2017

Intro. 3-9-17 by Chairman Mendelson at the request of the Attorney General and referred to the Committee of the Whole with comments from the Committee on Judiciary and Public Safety |
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PROPOSED RESOLUTIONS

- PR22-166 Local Rent Supplement Program Contract No. 2016-LRSP-01L Approval Resolution of 2017
- Intro. 3-3-17 by Chairman Mendelson at the request of the District of Columbia Housing Authority and Retained by the Council with comments from the Committee on Housing and Neighborhood Revitalization
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- PR22-167 Medical Marijuana Labeling and Candy Rulemaking Approval Resolution of 2017
- Intro. 3-6-17 by Chairman Mendelson at the request of the Mayor and referred to the Committee on Health
-
- PR22-168 Board of Respiratory Care Betty Akpan Confirmation Resolution of 2017
- Intro. 3-7-17 by Chairman Mendelson at the request of the Mayor and referred to the Committee on Health
-
- PR22-169 Statewide Health Coordinating Council Stephen Neuman Confirmation Resolution of 2017
- Intro. 3-7-17 by Chairman Mendelson at the request of the Mayor and referred to the Committee on Health
-
- PR22-170 Homeland Security Commission David Heyman Confirmation Resolution of 2017
- Intro. 3-7-17 by Chairman Mendelson at the request of the Mayor and referred to the Committee on Judiciary and Public Safety
-
- PR22-171 Board of Podiatry Barbara Clark Confirmation Resolution of 2017
- Intro. 3-8-17 by Chairman Mendelson at the request of the Mayor and referred to the Committee on Health
-
- PR22-172 Board of Psychology Louis Ferguson Confirmation Resolution of 2017
- Intro. 3-8-17 by Chairman Mendelson at the request of the Mayor and referred to the Committee on Health
-

PR22-173 Food Policy Council Philip Sambol Confirmation Resolution of 2017

Intro. 3-8-17 by Chairman Mendelson at the request of the Mayor and referred
to the Committee on Transportation and the Environment

COUNCIL OF THE DISTRICT OF COLUMBIA
COMMITTEE ON LABOR AND WORKFORCE DEVELOPMENT
NOTICE OF PUBLIC HEARING

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

**CHAIRPERSON ELISSA SILVERMAN
COMMITTEE ON LABOR AND WORKFORCE DEVELOPMENT**

ANNOUNCES A PUBLIC HEARING ON

**STRATEGIES TO IMPROVE EMPLOYMENT OUTCOMES FOR DISTRICT YOUTH:
B22-0054, “MARION S. BARRY SUMMER YOUTH EMPLOYMENT EXPANSION ACT
OF 2017”**

B22-0111, “SAFE WAY HOME ACT OF 2017”

**Monday, April 3, 2017, 1:00 p.m.
Hearing Room 412, John A. Wilson Building
1350 Pennsylvania Avenue, NW
Washington, DC 20004**

Councilmember Elissa Silverman, Chair of the Committee on Labor and Workforce Development, announces a hearing on B22-0054, the “Marion S. Barry Summer Youth Employment Expansion Act of 2017” and B22-0111, the “Safe Way Home Act of 2017.” The hearing will be held at 1 p.m. on Monday, April 3, 2017, in Room 412 of the John A. Wilson Building.

In the course of examining both bills, the hearing will focus on employment services for District residents up to the age of 24, including summer youth programs, On-the-Job (OJT) training, and subsidized employment. It will examine both existing District programs as well as policy and program recommendations for serving this age group. The committee welcomes testimony from the public on these topics.

The stated purpose of Bill 22-0054, the “Marion S. Barry Summer Youth Employment Expansion Act of 2017,” is to amend the Youth Employment Act for 1979 to authorize the mayor to provide employment or work readiness training for youth participants through 24 years of age; to authorize the payment of wages for youth participants between the ages of 16 to 21 at no less than \$8.25 per hour; to provide that registration for the summer youth employment program shall occur annually; and to remove the 6-week limitation on the employment period.

The stated purpose of Bill 22-0111, the “Safe Way Home Act of 2017,” is to provide for the making of grants to fund violence intervention outreach and community programming in police service areas with high levels of violent crime; to expand the On-the-Job training program for adults to serve at least 1,000 young adults in PSAs with high levels of violent crime; and to establish a community outreach team to provide for additional outreach workers to assure safe passage to and from schools in PSAs with high levels of violent crime.

Those who wish to testify before the Committee are asked to contact Ms. Charnisa Royster at laborworkforcedevelopment@dccouncil.us or (202) 724-7772 by 5:00 p.m. on Thursday, March 30, 2017, to provide their name, address, telephone number, organizational affiliation and title (if any), as well as the language of oral interpretation, if any, they require. Those wishing to testify are encouraged, but not required, to submit 15 copies of written testimony. Those representing organizations will have five minutes to present their testimony, and other individuals will have three minutes to present their testimony; less time may be allowed if there are a large number of witnesses.

If a witness is unable to testify at the hearing, written statements are encouraged and will be made a part of the official record. Written statements should be submitted by email to Ms. Royster at laborworkforcedevelopment@dccouncil.us or mailed to the Committee on Labor and Workforce Development, Council of the District of Columbia, Suite 115 of the John A. Wilson Building, 1350 Pennsylvania Avenue, N.W., Washington, D.C. 20004. The record will close at 5:00 p.m. on Monday, April 17, 2017.

<p style="text-align: center;">COUNCIL OF THE DISTRICT OF COLUMBIA EXCEPTED SERVICE APPOINTMENTS AS OF FEBRUARY 28, 2017</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.

COUNCIL OF THE DISTRICT OF COLUMBIA			
NAME	POSITION TITLE	GRADE	TYPE OF APPOINTMENT
Martinez-Munoz, Luz	Administrative Clerk	1	Excepted Service - Reg Appt

ALCOHOLIC BEVERAGE REGULATION ADMINISTRATION

NOTICE OF PUBLIC HEARING

Placard Posting Date: March 17, 2017
Protest Petition Deadline: May 1, 2017
Roll Call Hearing Date: May 15, 2017
Protest Hearing Date: July 12, 2017

License No.: ABRA-105723
Licensee: Ben Tre, LLC
Trade Name: Ben Tre Vietnamese Cuisine
License Class: Retailer's Class "C" Restaurant
Address: 2418 18th Street, N.W.
Contact: Jeff Jackson, Agent: 202-251-1566

WARD 1 ANC 1C SMD 1C03

Notice is hereby given that this licensee has applied for a new license under the D.C. Alcoholic Beverage Control Act and that the objectors are entitled to be heard before the granting of such on the Roll Call Hearing date on May 15, 2017 at 10 a.m., 4th Floor, 2000 14th Street, N.W., Washington, DC 20009. Petition and/or request to appear before the Board must be filed on or before the Petition Date. The Protest Hearing date is scheduled on July 12, 2017 at 1:30 p.m.

NATURE OF OPERATION

A neighborhood restaurant serving Vietnamese cuisine. Seating capacity of 20 inside. Total Occupancy Load of 20. Sidewalk Café with 6 seats. No entertainment, performances or dancing.

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

Sunday through Saturday 10 am – 12 am

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

Sunday through Saturday 10 am – 11 pm

ALCOHOLIC BEVERAGE REGULATION ADMINISTRATION

NOTICE OF PUBLIC HEARING

Placard Posting Date: March 17, 2017
Protest Petition Deadline: May 1, 2017
Roll Call Hearing Date: May 15, 2017

License No.: ABRA-093399
Licensee: Fishnet Restaurant DC, LLC
Trade Name: Drift on 7th
License Class: Retailer's Class "C" Restaurant
Address: 1819 7th Street, N.W.
Contact: Ferhat Yalcin: (202) 350-4350

WARD 1 ANC 1B SMD 1B01

Notice is hereby given that this licensee has applied for a Substantial Change to their license under the D.C. Alcoholic Beverage Control Act and that the objectors are entitled to be heard before the granting of such on the Roll Call Hearing date on May 15, 2017 at 10 a.m., 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 has requested an Entertainment Endorsement to provide Live Entertainment.

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

Sunday through Saturday 11am - 1 am.

PROPOSED HOURS FOR LIVE ENTERTAINMENT

Sunday through Thursday 6 pm - 10 pm, Friday through Saturday 6 pm - 12 am.

ALCOHOLIC BEVERAGE REGULATION ADMINISTRATION
ON
3/17/2017

Notice is hereby given that:

License Number: ABRA-070728

License Class/Type: C Tavern

Applicant: Etete Ethiopian Cuisine, Inc.

Trade Name: Etete Ethiopian Cuisine

ANC: 1B02

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

1942 9TH ST NW, WASHINGTON, DC 20001

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

5/1/2017

A HEARING WILL BE HELD ON:

5/15/2017

AT 10:00 a.m., 2000 14th STREET, NW, 4th FLOOR, WASHINGTON, DC 20009

ENDORSEMENT(S): Entertainment

Days	Hours of Operation	Hours of Sales/Service	Hours of Entertainment
Sunday:	11 am - 2 am	11 am - 2 am	10 pm - 2 am
Monday:	9 am - 2 am	9 am - 2 am	10 pm - 2 am
Tuesday:	9 am - 2 am	9 am - 2 am	10 pm - 2 am
Wednesday:	9 am - 2 am	9 am - 2 am	10 pm - 2 am
Thursday:	9 am - 2 am	9 am - 2 am	10 pm - 2 am
Friday:	9 am - 3 am	9 am - 3 am	10 pm - 3 am
Saturday:	9 am - 3 am	9 am - 3 am	10 pm - 3 am

FOR FURTHER INFORMATION CALL: (202) 442-4423

ALCOHOLIC BEVERAGE REGULATION ADMINISTRATION

NOTICE OF PUBLIC HEARING

Placard Posting Date: March 17, 2017
Protest Petition Deadline: May 1, 2017
Roll Call Hearing Date: May 15, 2017
Protest Hearing Date: July 12, 2017

License No.: ABRA-105645
Licensee: K & E Real, LLC
Trade Name: Mola
License Class: Retailer's Class "C" Tavern
Address: 3155 Mount Pleasant Street, N.W.
Contact: Andrew J. Kline: (202) 686-7600

WARD 1

ANC 1D

SMD 1D04

Notice is hereby given that this licensee has applied for a new license under the D.C. Alcoholic Beverage Control Act and that the objectors are entitled to be heard before the granting of such on the Roll Call Hearing date on May 15, 2017 at 10 a.m., 4th Floor, 2000 14th Street, N.W., Washington, DC 20009. Petition and/or request to appear before the Board must be filed on or before the Petition Date. The Protest Hearing date is scheduled on July 12, 2017 at 4:30 p.m.

NATURE OF OPERATION

New Class "C" Tavern with 46 seats and a Total Occupancy Load of 54. CT will serve Mediterranean fare.

HOURS OF OPERATION AND ALCOHOLIC BEVERAGE SALES/SERVICE/CONSUMPTION

Sunday - Saturday 11 am - 2 am

ALCOHOLIC BEVERAGE REGULATION ADMINISTRATION

NOTICE OF PUBLIC HEARING

Placard Posting Date: March 17, 2017
Protest Petition Deadline: May 1, 2017
Roll Call Hearing Date: May 15, 2017
Protest Hearing Date: July 12, 2017

License No.: ABRA-105468
Licensee: Po Boy Jim, LLC
Trade Name: Po Boy Jim 2
License Class: Retailer's Class "C" Restaurant
Address: 1934 9th Street, N.W.
Contact: Rebecca Antoine: (202) 621-7071

WARD 1

ANC 1B

SMD 1B02

Notice is hereby given that this licensee has applied for a new license under the D.C. Alcoholic Beverage Control Act and that the objectors are entitled to be heard before the granting of such on the Roll Call Hearing date on May 15, 2017 at 10 a.m., 4th Floor, 2000 14th Street, N.W., Washington, DC 20009. Petition and/or request to appear before the Board must be filed on or before the Petition Date. The Protest Hearing date is scheduled on July 12, 2017 at 4:30 p.m.

NATURE OF OPERATION

New Class "C" Restaurant with 150 seats and a Total Occupancy Load of 180. The licensee has requested an Entertainment Endorsement to provide Live Entertainment.

HOURS OF OPERATION FOR PREMISES

Sunday through Saturday 11 am - 4 am

HOURS OF ALCOHOLIC BEVERAGE SALES/SERVICE/CONSUMPTION FOR PREMISES

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

HOURS OF ENTERTAINMENT FOR PREMISES

Wednesday through Saturday 11 am - 2 am

ALCOHOLIC BEVERAGE REGULATION ADMINISTRATION

NOTICE OF PUBLIC HEARING

Placard Posting Date: March 17, 2017
Protest Petition Deadline: May 1, 2017
Roll Call Hearing Date: May 15, 2017
Protest Hearing Date: July 12, 2017

License No.: ABRA-105694
Licensee: Cattle Club DC, LLC
Trade Name: Rare Steakhouse
License Class: Retailer's Class "C" Restaurant
Address: 1595 I Street, N.W.
Contact: Stephen O'Brien: (202) 625-7700

WARD 2

ANC 2B

SMD 2B05

Notice is hereby given that this licensee has applied for a new license under the D.C. Alcoholic Beverage Control Act and that the objectors are entitled to be heard before the granting of such on the Roll Call Hearing date on May 15, 2017 at 10 a.m., 4th Floor, 2000 14th Street, N.W., Washington, DC 20009. Petition and/or request to appear before the Board must be filed on or before the Petition Date. The Protest Hearing date is scheduled on July 12, 2017 at 1:30 p.m.

NATURE OF OPERATION

An upscale restaurant that will serve steaks, seafood, sides, and alcoholic beverages. The restaurant is requesting to have a Sidewalk Café, Summer Garden, and Live Entertainment. Total Occupancy Load is 445 seats. Sidewalk Café total occupancy is 20 seats and Summer Garden total occupancy is 160 seats.

HOURS OF OPERATION/LIVE ENTERTAINMENT FOR INSIDE PREMISES/SIDEWALK CAFÉ/SUMMER GARDEN

Sunday through Thursday 7:00 am – 2:00 am, Friday and Saturday 7:00 am – 3:00 am

HOURS OF ALCOHOLIC BEVERAGE CONSUMPTION/SALES/SERVICE FOR INSIDE PREMISES/SIDEWALK CAFÉ/SUMMER GARDEN

Sunday through Thursday 8:00 am – 2:00 am, Friday and Saturday 8:00 am – 3:00 am

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

Placard Posting Date: March 17, 2017
Protest Petition Deadline: May 1, 2017
Roll Call Hearing Date: May 15, 2017
Protest Hearing Date: July 12, 2017

License No.: ABRA-105743
Licensee: Sushi Hachi, Inc.
Trade Name: Sushi Hachi
License Class: Retailer's "C" Restaurant
Address: 735 8th Street, S.E.
Contact: Michael Fonseca: (202) 625-7700

WARD 6

ANC 6B

SMD 6B03

Notice is hereby given that this licensee has applied for a new license under the D.C. Alcoholic Beverage Control Act and that the objectors are entitled to be heard before the granting of such on the **Roll Call Hearing date on May 15, 2017 at 10 a.m., 4th Floor, 2000 14th Street, N.W., Washington, DC 20009**. Petition and/or request to appear before the Board must be filed on or before the Petition Date. The **Protest Hearing date** is scheduled on **July 12, 2017 at 1:30 p.m.**

NATURE OF OPERATION

A sushi restaurant that will serve appetizers, sushi, grilled stir-fry, and Japanese cuisine. The restaurant is requesting to have a Sidewalk Café. Total Occupancy Load is 99 seats. Sidewalk Café total occupancy is 24 seats.

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

Sunday 10:00 am – 2:00 am, Monday through Thursday 11:00 am – 2:00 am, Friday 11:00 am - 3:00 am, Saturday 10:00 am – 3:00 am

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

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

HISTORIC PRESERVATION REVIEW BOARD**NOTICE OF PUBLIC HEARING**

The D.C. Historic Preservation Review Board will hold a public hearing to consider applications to designate the following properties as historic landmarks in the D.C. Inventory of Historic Sites. The Board will also consider the nomination of the properties to the National Register of Historic Places:

**Case No. 16-16: 3101 Albemarle Street NW
Square 2041, Part of Lots 839 and 840
Affected Advisory Neighborhood Commission: 3F**

**Case No. 17-04: The Smithsonian Quadrangle
950 and 1050 Independence Avenue SW
Parcel 316, Part of Lot 6
Affected Advisory Neighborhood Commission: 2C**

The hearing will take place at **9:00 a.m. on Thursday, April 27, 2017**, at 441 Fourth Street, NW (One Judiciary Square), in Room 220 South. It will be conducted in accordance with the Review Board's Rules of Procedure (10C DCMR 2). A copy of the rules can be obtained from the Historic Preservation Office at 1100 4th Street, SW, Suite E650, Washington, DC 20024, or by phone at (202) 442-8800, and they are included in the preservation regulations which can be found on the Historic Preservation Office website.

The Board's hearing is open to all interested parties or persons. Public and governmental agencies, Advisory Neighborhood Commissions, property owners, and interested organizations or individuals are invited to testify before the Board. Written testimony may also be submitted prior to the hearing. All submissions should be sent to the address above.

Copies of the historic landmark applications are currently on file and available for inspection by the public at the Historic Preservation Office. A copy of each staff report and recommendation will be available at the office five days prior to the hearing. The office also provides information on the D.C. Inventory of Historic Sites, the National Register of Historic Places, and Federal tax provisions affecting historic property.

If the Historic Preservation Review Board designates a property, it will be included in the D.C. Inventory of Historic Sites, and will be protected by the D.C. Historic Landmark and Historic District Protection Act of 1978. The Review Board will simultaneously consider the nomination of the property to the National Register of Historic Places. The National Register is the Federal government's official list of prehistoric and historic properties worthy of preservation. Listing in the National Register provides recognition and assists in preserving our nation's heritage. Listing provides recognition of the historic importance of properties and assures review of Federal undertakings that might affect the character of such properties. If a property is listed in the Register, certain Federal rehabilitation tax credits for rehabilitation and other provisions may apply. Public visitation rights are not required of owners. The results of listing in the National Register are as follows:

Consideration in Planning for Federal, Federally Licensed, and Federally Assisted Projects: Section 106 of the National Historic Preservation Act of 1966 requires that Federal agencies allow the Advisory Council on Historic Preservation an opportunity to comment on all projects affecting historic properties listed in the National Register. For further information, please refer to 36 CFR 800.

Eligibility for Federal Tax Provisions: If a property is listed in the National Register, certain Federal tax provisions may apply. The Tax Reform Act of 1986 (which revised the historic preservation tax incentives authorized by Congress in the Tax Reform Act of 1976, the Revenue Act of 1978, the Tax Treatment Extension Act of 1980, the Economic Recovery Tax Act of 1981, and the Tax Reform Act of 1984) provides, as of January 1, 1987, for a 20% investment tax credit with a full adjustment to basis for rehabilitating historic commercial, industrial, and rental residential buildings. The former 15% and 20% Investment Tax Credits (ITCs) for rehabilitation of older commercial buildings are combined into a single 10% ITC for commercial and industrial buildings built before 1936. The Tax Treatment Extension Act of 1980 provides Federal tax deductions for charitable contributions for conservation purposes of partial interests in historically important land areas or structures. Whether these provisions are advantageous to a property owner is dependent upon the particular circumstances of the property and the owner. Because the tax aspects outlined above are complex, individuals should consult legal counsel or the appropriate local Internal Revenue Service office for assistance in determining the tax consequences of the above provisions. For further information on certification requirements, please refer to 36 CFR 67.

Qualification for Federal Grants for Historic Preservation When Funds Are Available: The National Historic Preservation Act of 1966, as amended, authorizes the Secretary of the Interior to grant matching funds to the States (and the District or Columbia) for, among other things, the preservation and protection of properties listed in the National Register.

Owners of private properties nominated to the National Register have an opportunity to concur with or object to listing in accord with the National Historic Preservation Act and 36 CFR 60. Any owner or partial owner of private property who chooses to object to listing must submit to the State Historic Preservation Officer a notarized statement certifying that the party is the sole or partial owner of the private property, and objects to the listing. Each owner or partial owner of private property has one vote regardless of the portion of the property that the party owns. If a majority of private property owners object, a property will not be listed. However, the State Historic Preservation Officer shall submit the nomination to the Keeper of the National Register of Historic Places for a determination of eligibility for listing in the National Register. If the property is then determined eligible for listing, although not formally listed, Federal agencies will be required to allow the Advisory Council on Historic Preservation an opportunity to comment before the agency may fund, license, or assist a project which will affect the property. If an owner chooses to object to the listing of the property, the notarized objection must be submitted to the above address by the date of the Review Board meeting.

For further information, contact Tim Dennee, Landmarks Coordinator, at 202-442-8847.

**DISTRICT OF COLUMBIA
HISTORIC PRESERVATION REVIEW BOARD**

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

*(All hearing dates are subject to change, and almost certainly will change;
those for March and April have been definitely scheduled and noticed to the public)*

<u>Property</u>	<u>Case Number</u>	<u>Scheduled Hearing Date</u>
Federal Office Building No. 6 400 Maryland Avenue SW	17-06	March 2017
Smithsonian Quadrangle 900 and 1000 Jefferson Drive and 950 and 1050 Independence Avenue SW	17-04	April 2017
3101 Albemarle Street NW	16-16	April 2017
Emerald Street Historic District	17-05	May 2017
U.S. Dept. of Agriculture Admin Bldg 12 th Street and Thomas Jefferson Drive SW	15-23	May 2017
Kingman Park Historic District	16-19	June 2017
Rock Creek Valley Historic District Reservations 308A, 339, 356, 402, 432, 433, 435, 545, 563, 630 and 635	14-19	June 2017
Wardman Tower amendment 2660 Woodley Road NW	17-07	July 2017
Carnegie Atomic Physics Observatory 5241 Broad Branch Road NW	17-01	July 2017
Downtown Historic District expansion Parts of Squares 404, 405, 428, 453, 454 and 486	13-08	September 2017
Holy Name College and Sherwood Farmhouse 1400 Shepherd Street NE	16-05	September 2017
Interstate Building 1317 F Street NW	14-15	October 2017
Anderson Tire Manufacturing Company 1701 14 th Street SE	16-02	October 2017

Suter Properties 511 and 521 G Street NW	09-01	November 2017
Recorder of Deeds Building 515 D Street NW	11-19	December 2017
PEPCO Substation No. 25 2119 Champlain Street NW	16-11	January 2018
PEPCO Substation No. 13 1001 Harvard Street NW	16-10	January 2018
Buzzard Point Power Plant 1930 1 st Street SW	16-09	January 2018
King David Masonic Lodge No. 28 3501 12 th Street NE	16-01	February 2018
Washington Animal Rescue League 71 O Street NW	16-07	February 2018
Twin Oaks Playground 4025 14 th Street NW	16-06	March 2018
Charles W. Gilmore Residence 451 Park Road NW	15-09	March 2018
Dunblane 4340 Nebraska Avenue NW	08-11	April 2018
GSA Regional Office Building 301 (315) 7 th Street SW (801 D Street SW)	14-11	April 2018
INTELSAT Headquarters Building 3400 International Drive/4000 Connecticut Avenue NW	14-06	May 2018
District of Columbia Municipal Center 300 Indiana Avenue/301 C Street NW	14-02	May 2018
Union Station amendment (interior and boundary) 50 Massachusetts Avenue NE	12-08	June 2018
Railway Express Agency 900 2 nd Street NE	16-04	June 2018
Williams-Addison House amendment 1645 31 st Street NW	07-38	July 2018
Kennedy-Warren Apartments amendment 3131-3133 Connecticut Avenue NW	09-03	July 2018

Western Bus Garage 5230 Wisconsin Avenue NW	06-03	September 2018
Sheridan Theater and Park 'n' Shop 6201 (6201-6221) Georgia Avenue NW	07-01	September 2018
Barney Circle Historic District Squares 1092, 1092-S, 1092-W and most of Squares 1077 and 1091-S	08-01	October 2018
Barney Circle Historic District amendment Squares 1092, 1092-S, 1092-W and most of Squares 1077 and 1091-S	10-19	October 2018
U Street Historic District expansion Most of Square 441	08-12	November 2018

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

**DC DEPARTMENT OF HOUSING AND COMMUNITY DEVELOPMENT
NOTICE OF PUBLIC HEARING**

Notice is hereby given that, pursuant to the requirements of D.C. Official Code Section 42-3171.03 (a)(1), the District of Columbia Department of Housing and Community Development (DHCD) has scheduled a public hearing on Wednesday, April 26, 2017 at 6 p.m. at the DHCD 1st Floor Conference Room, located at 1800 Martin Luther King Jr. Avenue SE, Washington, DC 20020, to consider the proposed disposition of the property noted below.

Square	Lots	Property Address	Property Type	Ward	Zoning	Historic District	Neighborhood
5336	36	304 St. Louis St. SE	Vacant Lot	7	R-3	No	Marshall Heights
	37	4915 C St. SE					
	43	4920 Call Pl. SE					
	44	320 St. Louis St. SE					

The above property was included in a round of Solicitation for Offers issued by DHCD to the general public on July 11, 2014. The property was awarded to Amber Overlook LLC, through a competitive selection process. A project summary of Amber Overlook LLC’s proposal will be posted on the DHCD website.

The public hearing is being conducted in order to ensure that residents are informed about the selling of the properties identified above to the named buyer, and to guarantee that all residents have the opportunity to present publicly their views concerning such sale.

If you would like to present oral testimony, you are encouraged to register in advance either by emailing Chantese Alston at chantese.alston@dc.gov, or by calling 202-478-1355. Please provide your name, address, telephone number, and organization affiliation, if any. Telecommunications Device for the Deaf (TDD) relay service is available by calling 1-800- 201-7165. A sign language interpreter and language translation services are available upon request by calling Pamela Hillsman at 202-442-7251. If you require language translation, please specify which language (Spanish, Vietnamese, Chinese-Mandarin/Cantonese, Amharic, or French). Language translation services will be provided to pre-registered persons only. The deadline for requesting the services of an interpreter is seven days before the hearing. Bilingual staff will provide services on an availability basis to walk-ins without registration.

Written statements may be submitted at the hearing, or until 4:45 p.m., Thursday, April 27, 2017, and should be addressed to: Polly Donaldson, Director, DC Department of Housing and Community Development, ATTN: PADD, 1800 Martin Luther King Jr., Avenue SE, Washington, DC 20020.

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

**SOLICITATION OF PUBLIC COMMENT AND
NOTICE OF PUBLIC HEARING**

Draft Low Income Housing Tax Credit Qualified Allocation Plan

Polly Donaldson, Director of the District of Columbia Department of Housing and Community Development (DHCD), is seeking public comment on the draft 2017 Qualified Allocation Plan (QAP). The QAP is DHCD's federally mandated state plan for the allocation of credits allotted to the District of Columbia by the Federal Low Income Housing Tax Credit (LIHTC) program.

The 2017 draft QAP can be found on DHCD's website at www.dhcd.dc.gov. A hard copy of the draft QAP will be available on **Friday, March 17, 2017** for review at DHCD's headquarters, located at 1800 Martin Luther King Jr. Avenue SE, Washington, DC 20020, in the Housing Resource Center on the first floor.

Comments may be formally submitted to: QAP.input@dc.gov or mailed to the Department of Housing and Community Development, Attn. Danilo Pelletiere, Housing Development Advisor, Office of the Director, 1800 Martin Luther King Jr. Avenue SE, Washington DC 20020.

A public hearing on the draft QAP will be held on **Monday, April 10, 2017** at 6:30 p.m., Department of Housing and Community Development, 1800 Martin Luther King Jr. Avenue SE, Washington DC 20020, Housing Resource Center. To sign up to provide public comment please call Ronisha Cooper at (202) 442-7288 or email dhcdevents@dc.gov.

All comments must be received no later than 3:30 p.m. on Monday, **April 17, 2017**, to be considered.

For additional information, visit www.dhcd.dc.gov or call (202) 442-7200.

**BOARD OF ZONING ADJUSTMENT
PUBLIC HEARING NOTICE
WEDNESDAY, MAY 3, 2017
441 4TH STREET, N.W.
JERRILY R. KRESS MEMORIAL HEARING ROOM, SUITE 220-SOUTH
WASHINGTON, D.C. 20001**

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

TIME: 9:30 A.M.

WARD SIX

19479 **Application of Douglas and Diane Menorca**, pursuant to 11 DCMR Subtitle X, Chapters 9 and 10, for special exceptions from the parking requirements of Subtitle C § 704, the penthouse setback requirements of Subtitle E § 1502, the height requirement of Subtitle E § 5102, the pervious surface requirement of Subtitle E § 5107, the rear yard requirement of Subtitle E § 5104, the side yard requirement of Subtitle E § 5105, and the rear addition extending more than ten feet past the rear wall of the adjacent building requirement of Subtitle E § 205.4, and variances from the nonconforming structure requirements of Subtitle C § 202.2, and the lot area and width requirements of Subtitle E § 201, to construct a one-story rear addition to an existing one-family row dwelling in the RF-3 Zone at premises 1 Library Court, S.E. (Square 788, Lot 826). [Adoption of Subtitle E § 205.4 is pending in Zoning Commission Case No. 14-11B.]

ANC 6B

WARD SIX

19481 **Application of Stephen Dalzell**, pursuant to 11 DCMR Subtitle X, Chapter 9, for a special exception under Subtitle E § 5201, from the lot area and lot width requirements of Subtitle E § 201, the rear yard requirements of Subtitle E § 205, and the lot occupancy requirements of Subtitle E § 304, to remove and replace a shed addition and adjacent pergola on an existing one-family dwelling in the RF-1 Zone at premises 1241 Independence Avenue, S.E. (Square 1015, Lot 147).

ANC 6B

WARD THREE

19484 **Application of Charles and Allison Cleveland**, pursuant to 11 DCMR Subtitle X, Chapter 9, for a special exception under Subtitle D § 5201, from the rear yard requirement of Subtitle D § 306.1, the side yard requirement of Subtitle D § 307.5, and the pervious surface requirement of Subtitle D § 308.1, to construct a rear addition to connect an existing one-family detached dwelling to a rear garage structure in the R-1-B Zone at premises 4604 Albemarle Street, N.W. (Square 1550, Lot 815).

ANC 3E

BZA PUBLIC HEARING NOTICE

MAY 3, 2017

PAGE NO. 2

WARD TWO

19468 **Application of 1500 17th Street LLC**, pursuant to 11 DCMR Subtitle X, Chapter 9, for a special exception under the penthouse requirements of Subtitle C § 1500.4, to construct a three-story flat with penthouse space in the RA-8 Zone at premises 500 17th Street, N.W. (Square 156, Lot 372).

ANC 2B

WARD SEVEN

19477 **Appeal of Kingman Park Civic Association**, pursuant to 11 DCMR Subtitle Y § 302, from the decision made on February 6, 2017 by the Zoning Administrator, Department of Consumer and Regulatory Affairs, to issue building permit B1613608, to permit the construction of a third-floor addition and rear three-story addition to convert an existing one-family dwelling into a flat in the RF-1 District at premises 429 20th Street, N.E. (Square 4550, Lot 89).

ANC 7D

PLEASE NOTE:

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

Failure of an applicant or appellant to be adequately prepared to present the application or appeal to the Board, and address the required standards of proof for the application or appeal, may subject the application or appeal to postponement, dismissal or denial. The public hearing in these cases will be conducted in accordance with the provisions of Subtitles X and Y of the District of Columbia Municipal Regulations, Title 11. Pursuant to Subtitle Y, Chapter 2 of the Regulations, the Board will impose time limits on the testimony of all individuals. Individuals and organizations interested in any application may testify at the public hearing or submit written comments to the Board.

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

BZA PUBLIC HEARING NOTICE

MAY 3, 2017

PAGE NO. 3

**Note that party status is not permitted in Foreign Missions cases.*

Do you need assistance to participate?

Amharic

ለሙከራ ዕርዳታ ያስፈልግዎታል?

የተለየ እርዳታ ካስፈለገዎት ወይም የቋንቋ እርዳታ አገልግሎቶች (ትርጉም ወይም ማስተርጎም)

ካስፈለገዎት እባክዎን ከስብሰባው አምስት ቀናት በፊት ዚ ሂልን በስልክ ቁጥር (202) 727-

0312 ወይም በኢሜል Zelalem.Hill@dc.gov ይገናኙ። እነኚህ አገልግሎቶች የሚሰጡት በነጻ ነው።

Chinese

您需要有人帮助参加活动吗?

如果您需要特殊便利设施或语言协助服务(翻译或口译),请在见面之前提前五天与 Zee Hill 联系,电话号码 (202) 727-0312, 电子邮件

Zelalem.Hill@dc.gov。这些是免费提供的服务。

French

Avez-vous besoin d'assistance pour pouvoir participer ? Si vous avez besoin d'aménagements spéciaux ou d'une aide linguistique (traduction ou interprétation), veuillez contacter Zee Hill au (202) 727-0312 ou à Zelalem.Hill@dc.gov cinq jours avant la réunion. Ces services vous seront fournis gratuitement.

Korean

참여하시는데 도움이 필요하세요?

특별한 편의를 제공해 드려야 하거나, 언어 지원 서비스(번역 또는 통역)가 필요하시면,

회의 5일 전에 Zee Hill 씨께 (202) 727-0312로 전화 하시거나 Zelalem.Hill@dc.gov 로

이메일을 주시기 바랍니다. 이와 같은 서비스는 무료로 제공됩니다.

Spanish

¿Necesita ayuda para participar?

Si tiene necesidades especiales o si necesita servicios de ayuda en su idioma (de traducción o interpretación), por favor comuníquese con Zee Hill llamando al (202) 727-0312 o escribiendo a Zelalem.Hill@dc.gov cinco días antes de la sesión. Estos servicios serán proporcionados sin costo alguno.

Vietnamese

Quý vị có cần trợ giúp gì để tham gia không?

Nếu quý vị cần thu xếp đặc biệt hoặc trợ giúp về ngôn ngữ (biên dịch hoặc thông dịch) xin vui lòng liên hệ với Zee Hill tại (202) 727-0312 hoặc Zelalem.Hill@dc.gov trước năm ngày. Các dịch vụ này hoàn toàn miễn phí.

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

BZA PUBLIC HEARING NOTICE

MAY 3, 2017

PAGE NO. 4

**FREDERICK L. HILL, CHAIRPERSON
LESYLLEÉ M. WHITE, MEMBER
CARLTON HART, VICE-CHAIRPERSON,
NATIONAL CAPITAL PLANNING COMMISSION
A PARTICIPATING MEMBER OF THE ZONING COMMISSION
ONE BOARD SEAT VACANT
CLIFFORD W. MOY, SECRETARY TO THE BZA
SARA A. BARDIN, DIRECTOR, OFFICE OF ZONING**

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

TIME AND PLACE: **Thursday, May 4, 2017 @ 6:30 p.m.**
Jerrily R. Kress Memorial Hearing Room
441 4th Street, N.W., Suite 220
Washington, D.C. 20001

FOR THE PURPOSE OF CONSIDERING THE FOLLOWING:

CASE NO. 16-20 (3443 Benning, LLC – Consolidated PUD Application and Related Zoning Map Amendment @ Square 5017, Lots 839, 840, 841, 842 and a portion of the public alley abutting Lots 839 and 840)

THIS CASE IS OF INTEREST TO ANC 7D

On September 13, 2016 the Office of Zoning received an application from 3443 Benning, LLC (“Applicant”). The Applicant is requesting review and approval of a consolidated planned unit development and related Zoning Map pursuant to Subtitle X, Chapter 3 of Title 11 of the District of Columbia Municipal Regulations (“Zoning Regulations of 2016”). The Office of Planning submitted a report to the Zoning Commission, dated November 4, 2016. At its November 14, 2016 public meeting, the Zoning Commission voted to set down the application for a public hearing. The Applicant provided its pre-hearing filing on March 2, 2017.

The property that is the subject of this application consists of approximately 17,863 square feet, is formally designated as Square 5017, Lots 839, 840, 841, 842, and includes a portion of the public alley abutting Lots 839 and 840 (which alley is the subject of a separate application to close the alley) (collectively, the “Property”). The Property is currently vacant and is located midblock on the 3400 block of Eads Street, N.E. A second public alley bounds the Property to the immediate west and north, and a vacant District-owned lot borders the Property immediately to the east. A mix of commercial and residential uses and surface parking lots occupy the block on which the Property is located. The Property is currently zoned R-3. The Applicant seeks a PUD-related map amendment to the MU-7 zone, where the multi-family uses would be allowed as a matter-of-right.

The Applicant proposes to construct an approximately 70-unit multi-family residential building (the “Project”) at an FAR of approximately 3.81. All of the units in the building would be reserved for individuals earning 50 percent or less of the Area Median Income (“AMI”) and portions of the units would be reserved for seniors and those earning 30 percent or less of AMI. The Project will have a maximum height of approximately 58 feet and will include approximately 17 enclosed at-grade parking spaces.

This public hearing will be conducted in accordance with the contested case provisions of the Zoning Commission’s Rules of Practice and Procedure, 11 DCMR Subtitle Z, Chapter 4.

How to participate as a witness.

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

How to participate as a party.

Any person who desires to participate as a party in this case must so request and must comply with the provisions of Subtitle Z § 404.1.

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

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

Subtitle Z § 406.2 provides that the written report of an affected ANC shall be given great weight if received at any time prior to the date of a Commission meeting to consider final action, including any continuation thereof on the application, and sets forth the information that the report must contain. Pursuant to Subtitle Z § 406.3, if an ANC wishes to participate in the hearing, it must file a written report at least seven days in advance of the public hearing and provide the name of the person who is authorized by the ANC to represent it at the hearing.

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

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

- | | | |
|----|----------------------------------|-------------------------|
| 1. | Applicant and parties in support | 60 minutes collectively |
| 2. | Parties in opposition | 60 minutes collectively |

- 3. Organizations 5 minutes each
- 4. Individuals 3 minutes each

Pursuant to Subtitle Z § 408.4, the Commission may increase or decrease the time allowed above, in which case, the presiding officer shall ensure reasonable balance in the allocation of time between proponents and opponents.

Written statements, in lieu of oral testimony, may be submitted for inclusion in the record. The public is encouraged to submit written testimony through the Interactive Zoning Information System (IZIS) at <http://app.dcoz.dc.gov/Login.aspx>; however, written statements may also be submitted by mail to 441 4th Street, N.W., Suite 200-S, Washington, DC 20001; by e-mail to zcsubmissions@dc.gov; or by fax to (202) 727-6072. Please include the case number on your submission. **FOR FURTHER INFORMATION, YOU MAY CONTACT THE OFFICE OF ZONING AT (202) 727-6311.**

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

Do you need assistance to participate? If you need special accommodations or need language assistance services (translation or interpretation), please contact Zee Hill at (202) 727-0312 or Zelalem.Hill@dc.gov five days in advance of the meeting. These services will be provided free of charge.

¿Necesita ayuda para participar? Si tiene necesidades especiales o si necesita servicios de ayuda en su idioma (de traducción o interpretación), por favor comuníquese con Zee Hill llamando al (202) 727-0312 o escribiendo a Zelalem.Hill@dc.gov cinco días antes de la sesión. Estos servicios serán proporcionados sin costo alguno.

Avez-vous besoin d'assistance pour pouvoir participer? Si vous avez besoin d'aménagements spéciaux ou d'une aide linguistique (traduction ou interprétation), veuillez contacter Zee Hill au (202) 727-0312 ou à Zelalem.Hill@dc.gov cinq jours avant la réunion. Ces services vous seront fournis gratuitement.

참여하시는데 도움이 필요하세요? 특별한 편의를 제공해 드려야 하거나, 언어 지원 서비스(번역 또는 통역)가 필요하시면, 회의 5일 전에 Zee Hill 씨께 (202) 727-0312 로 전화 하시거나 Zelalem.Hill@dc.gov 로 이메일을 주시기 바랍니다. 이와 같은 서비스는 무료로 제공됩니다.

您需要有人帮助参加活动吗? 如果您需要特殊便利设施或语言协助服务(翻译或口译),请在见面之前提前五天与 Zee Hill 联系。电话号码 (202) 727-0312, 电子邮件 Zelalem.Hill@dc.gov 这些是免费提供的服务。

Quý vị có cần trợ giúp gì để tham gia không? Nếu quý vị cần thu xếp đặc biệt hoặc trợ giúp về ngôn ngữ (biên dịch hoặc thông dịch) xin vui lòng liên hệ với Zee Hill tại (202) 727-0312 hoặc Zelalem.Hill@dc.gov trước năm ngày. Các dịch vụ này hoàn toàn miễn phí.

ለሚተኛ ዕርዳታ ያስፈልግዎታል? የተለየ እርዳታ ካስፈለገዎት ወይም የቋንቋ እርዳታ አገልግሎቶች (ትርጉም ወይም ማስተርጓሚ) ካስፈለገዎት እባክዎን ከስብሰባው አጭነት ቀናት በፊት ዜ ሂልን በስልክ ቁጥር (202) 727-0312 ወይም በኢሜል Zelalem.Hill@dc.gov ይገናኙ። እነኚህ አገልግሎቶች የሚሰጡት በነጻ ነው።

ZONING COMMISSION FOR THE DISTRICT OF COLUMBIA

NOTICE OF FINAL RULEMAKING**AND****Z.C. ORDER NO. 08-06F****Z.C. Case No. 08-06F****Text Amendment – 11 DCMR**

(Subtitle A § 102, Vested Rights Under the Previous 1958 Zoning Regulations, as Amended and § 304, Deviations and Modifications Permitted by Zoning Administrator's Ruling; and Subtitle X § 301, Minimum Land Area for Planned Unit Developments and § 311, Implementation)

December 19, 2016

The Zoning Commission for the District of Columbia (Commission), pursuant to its authority under § 1 of the Zoning Act of 1938, approved June 20, 1938, as amended (52 Stat. 797; D.C. Official Code § 6-641.01 (2012 Rep1.)), hereby gives notice of the adoption of amendments to Subtitles A (Authority and Applicability) and X (General Procedures) of Title 11 (Zoning Regulations of 2016) of the District of Columbia Municipal Regulations (DCMR).

A Notice of Proposed Rulemaking (Notice) for these amendments was published in the *D.C. Register* on November 18, 2016 at 63 DCR 14212 for a thirty (30) day comment period. Several comments were received in response to the Notice. In a resolution dated December 8, 2016, ANC 1C made three requests pertaining to the proposed amendments to § 301 of 11-X DCMR, which pertain to the Commission's ability to waive the minimum land area of a planned unit development (PUD) in certain zones. In a resolution dated November 17, 2016, which was received into the record on December 9, 2016, the Kalorama Citizens Association reiterated the three requests of ANC 1C. The first two requests urged the Commission to include the RA-2, MU-4, and, MU-5A zones within the zones that would continue to be subject to a maximum PUD land area waiver of fifty percent (50%) if the amendments were adopted. The third request urged the Commission to reduce the maximum height permitted for an MU-4 and MU-5A PUD. The Committee of 100 on the Federal City (Committee of 100) submitted comments to the case record on December 19, 2016 regarding the advertised amendments to 11-X DCMR § 301. Those comments stated that the maximum land area waiver for a PUD in Zone Groups 2, 5, and 6 should be five percent (5%). Caroline Petti also submitted comments to the record on December 19, 2016, in which she echoed the comments of the Committee of 100 and requested that the Commission extend the comment period on the proposal.

The Zoning Administrator (ZA), through the District of Columbia Department of Consumer and Regulatory Affairs (DCRA), also submitted comments in this matter on December 16, 2016. The ZA's comments suggested that the amendments to Chapter 3 of 11-A DCMR concerning notice requirements would impose a burden on DCRA and proposed two options for refining the language of the notification requirements when a modification to an approved plan is requested and approved.

The Commission considered whether to take final action to adopt the amendments at a special public meeting on December 19, 2016. During its deliberations, the Commission considered the

comments that were submitted to the record and decided to accept ANC 1C's recommendation that zones RA-2, MU-4, and MU-5 continue to be subject to a maximum land area waiver of fifty percent (50%). The Commission, however, decided not to adopt the ANC's recommendation related to PUD height, noting that the subject of changes to height limitations was not within the scope of this proceeding. The Commission also discussed the comments submitted by DCRA and decided to proceed with the language as it was published in the Notice, rather than adopt the language of either of the ZA's suggestions. The only change to the text as published on November 18, 2016 related to the Commission's decision to retain the fifty percent (50%) waiver maximum for the RA-2, MU-4, and MU-5A zones.

The proposed action of the Commission was referred to the National Capital Planning Commission (NCPC) under the terms of the District of Columbia Self-Government and Governmental Reorganization Act. NCPC's Executive Director, by delegated action dated November 23, 2016, found that the text amendments would not be inconsistent with the Comprehensive Plan for the National Capital nor affect other federal interests.

Title 11 DCMR, ZONING REGULATIONS OF 2016, is amended as follows:

Title 11-A, AUTHORITY AND APPLICABILITY, is amended as follows:

Chapter 1, INTRODUCTION TO TITLE 11, is amended as follows:

Subsection 102.4 of § 102, VESTED RIGHTS UNDER THE PREVIOUS 1958 ZONING REGULATIONS, AS AMENDED, is amended to read as follows:

102.4 An application to the Board of Zoning Adjustment or the Zoning Commission for a modification (other than a minor modification) to a vested project shall conform with the 2016 Regulations as the 2016 Regulations apply to the requested modification.

Chapter 3, ADMINISTRATION AND ENFORCEMENT, § 304, DEVIATIONS AND MODIFICATIONS PERMITTED BY ZONING ADMINISTRATOR'S RULING, is amended to read as follows:

304.1 The deviations from the Zoning Regulations and modifications to approved plans permitted by this section shall not be applicable for any calculation or for determining compliance with Subtitle U §§ 301.2 or 320.2.

304.2 The Zoning Administrator is authorized to permit the following deviations from the Zoning Regulations for building permits that are not otherwise authorized by an approved order of the Zoning Commission or the Board of Zoning Adjustment, if the Zoning Administrator, pursuant to Subtitle A § 304.3, determines that the deviation or deviations will not impair the purpose of the otherwise applicable regulations:

- (a) Deviations not to exceed two percent (2%) of the area requirements governing minimum lot area, maximum percentage of lot occupancy, and area standards of courts;
- (b) Deviations not to exceed the lesser of two percent (2%) or twelve inches (12 in.) of the linear requirements governing minimum lot width;
- (c) Deviations not to exceed the lesser of ten percent (10%) or twelve inches (12 in.) of the linear requirements governing minimum rear yard, minimum side yard, and court width; and
- (d) Deviations not to exceed two percent (2%) of the linear frontage limitation for eating/drinking establishments in Subtitle K § 811.9.

304.3 The Zoning Administrator shall consider the following issues, as applicable, in determining whether any deviation will impair the purpose of the applicable regulations pursuant to Subtitle A § 304.2:

- (a) The light and air available to neighboring properties shall not be unduly affected;
- (b) The privacy of neighboring properties shall not be unduly compromised;
- (c) The level of noise in the neighborhood shall not be unduly increased;
- (d) The use and enjoyment of neighboring properties shall not be unduly compromised;
- (e) No trees which would otherwise be protected by this title or other District of Columbia regulation, shall be damaged or removed; and
- (f) The general scale and pattern of buildings on the subject street frontage and the neighborhood shall be maintained consistent with the development standards of this title.

304.4 An applicant for a building permit seeking a deviation permitted by Subtitle A § 304.2 shall submit a written request to the Zoning Administrator that is signed by the property owner and that includes a comprehensive list identifying the type and extent of all proposed deviations and a written statement explaining how the requested deviations comply with Subtitle A §§ 304.2 and 304.3.

304.5 For building permits that are authorized by an approved order of the Zoning Commission, the Zoning Administrator, following receipt of a request made pursuant to Subtitle A § 304.6, is authorized to permit only the following minor modifications to approved plans if the Zoning Administrator determines that the proposed modification is consistent with the intent of the Zoning Commission in

approving the application and the Zoning Commission did not also grant the same area of relief:

- (a) A change not to exceed two percent (2%) in height, percentage of lot occupancy, or gross floor area of any building that is the direct result of structural or building code requirements;
- (b) A change not to exceed two percent (2%) in the number of dwelling units, hotel rooms, institutional rooms, or gross floor area to be used for commercial or accessory uses within the approved square footage;
- (c) A change not to exceed two percent (2%) in the number of parking or loading spaces; and
- (d) The relocation of any building within five feet (5 ft.) of its approved location, in order to retain flexibility of design or for reasons of unforeseen subsoil conditions or adverse topography.

304.6 An applicant for a building permit seeking a modification to approved plans permitted by Subtitle A § 304.5 shall submit a written request to the Zoning Administrator that is signed by the property owner and that includes a comprehensive list identifying the type and extent of all proposed modifications to the approved plans and a written statement explaining how the requested modifications comply with Subtitle A § 304.5. The applicant shall, at the same time, serve a complete copy of the request, including any supporting plan documents, on all parties to the applicable case, including but not limited to the affected ANC(s).

304.7 The Zoning Administrator shall report to the Zoning Commission, and at the same time shall report to all parties to the applicable case, including but not limited to, the affected ANC(s), any modification approved under Subtitle A § 304.5. No modified building permit shall be issued for forty-five (45) days after a report is sent to the Zoning Commission. If prior to the expiration of this time period the Zoning Commission decides that the modification exceeded the scope of a minor modification, the Zoning Administrator shall not approve the building permit, but shall instruct the applicant to seek a modification pursuant to Subtitle Z §§ 703 or 704, as applicable.

304.8 No building permit that requires the approval of a minor modification pursuant to Subtitle A § 304.5 may be issued during a forty-five (45) day period that begins on the date of a report made pursuant to Subtitle Z unless the Zoning Commission advises the Zoning Administrator that it concurs that the modification is permitted by Subtitle A § 304.5.

304.9 Any modification proposed to approved plans pursuant to Subtitle A § 304.5 that cannot be approved by the Zoning Administrator shall be submitted to and

approved by the Zoning Commission pursuant to Subtitle Z §§ 703 or 704, as applicable.

304.10 For building permits that are authorized by an order of the Board of Zoning Adjustment (the Order), the Zoning Administrator, following receipt of a request made pursuant to Subtitle A § 304.11, is authorized to permit modifications to approved plans in addition to those modifications specifically authorized pursuant to flexibility granted by the Order if the Zoning Administrator determines that the proposed modifications are consistent with the intent of the Board of Zoning Adjustment and the modifications would not:

- (a) Violate any condition of approval included in the Order;
- (b) Increase, expand, or extend any area of relief granted by the Order;
- (c) Create any need for new relief;
- (d) Change a principal use from that approved in the Order;
- (e) Increase the number of stories;
- (f) Increase by more than two percent (2%) the building gross floor area, the percentage of lot occupancy, building height, or penthouse height; provided that the permitted increase of two percent (2%) or less must be the direct result of structural or building code requirements;
- (g) Increase by more than two percent (2%) the number of dwelling units, hotel rooms, or institutional rooms within the approved square footage; or
- (h) Increase or decrease by more than two percent (2%) the number of parking or loading spaces depicted on the approved plans.

304.11 An applicant for a building permit seeking a modification to approved plans permitted by Subtitle A § 304.10 shall submit a written request to the Zoning Administrator that is signed by the property owner and that includes a comprehensive list identifying the type and extent of all proposed modifications to the approved plans and a written statement explaining how the requested modifications comply with Subtitle A § 304.10. The applicant shall at the same time serve a complete copy of the request, including any supporting plan documents, on all parties to the applicable case, including but not limited to, the affected ANC(s).

304.12 The Zoning Administrator shall send written notification of any modifications approved pursuant to Subtitle A § 304.10 to all parties to the applicable case, including, but not limited to, the affected ANC(s). The written notice shall be sent no later than seven (7) days after the date of the approval.

304.13 Any modifications proposed to approved plans that cannot be approved by the Zoning Administrator pursuant to Subtitle A § 304.10 shall be submitted to and approved by the Board of Zoning Adjustment pursuant to Subtitle Y §§ 703 or 704 as applicable.

Title 11-X, GENERAL PROCEDURES, is amended as follows:

Chapter 3, PLANNED UNIT DEVELOPMENTS, is amended as follows:

Section 301, MINIMUM LAND AREA (PUD), is amended to read as follows:

301.1 The minimum area included within a proposed development application, including the area of public streets or alleys proposed to be closed, shall be as follows:

TABLE X § 301.1: MINIMUM PUD LAND AREA

Zone Group	Applicable Zone	Minimum Area
1	Any R zone and RF-1, RF-3	2 acres
	RA-2	1 acre
	MU-4, MU-5A	15,000 sq. ft.
2	RA-1 RC-1 MU-11	1 acre
3	RF-2 RA-8, RA-9, RA-10 MU-15, MU-16 MU-22	1 acre
4	MU-17, MU-18, MU-19, MU-20, MU-21	0.5 acre
5	NC-7, NC-8, NC-9, NC-10, NC-11, NC-12, NC-13, NC-14, NC-15, NC-16, NC-17	10,000 sq. ft.
6	Any Other Zone	15,000 sq. ft.

301.2 The Zoning Commission may waive not more than fifty percent (50%) of the minimum area requirement of Subtitle X § 301.1 for applications in Zone Group 1 provided that the Zoning Commission shall find after the public hearing that the development is of exceptional merit and is in the best interests of the District of Columbia or the country and one (1) of the following:

- (a) The development is identified in an approved Small Area Plan and will be generally not inconsistent with the Small Area Plan;

- (b) The development will be constructed or operated by the District of Columbia or federal government and serves a compelling government interest; or
- (c) If the development is to be located outside the Central Employment Area, at least eighty percent (80%) of the gross floor area of the development shall be used exclusively for dwelling units and uses accessory thereto.

301.3 The Zoning Commission may waive the minimum area requirement of Subtitle X § 301.1 to no less than five thousand square feet (5,000 sq. ft.) for applications in Zone Groups 2, 5, and 6, provided the Zoning Commission shall find after the public hearing that the development is of exceptional merit and is in the best interests of the District of Columbia or the country and one (1) of the following:

- (a) The development is identified in an approved Small Area Plan and will be generally not inconsistent with the Small Area Plan;
- (b) The development will be constructed or operated by the District of Columbia or federal government and serves a compelling government interest; or
- (c) If the development is to be located outside the Central Employment Area, at least eighty percent (80%) of the gross floor area of the development shall be used exclusively for dwelling units and uses accessory thereto.

301.4 The Zoning Commission may waive up to five percent (5%) of the minimum area requirement of Subtitle X § 301.1 for applications in Zone Groups 3 and 4 provided that the Zoning Commission shall find after the public hearing the development is of exceptional merit and is in the best interests of the District of Columbia or the country.

Section 311, IMPLEMENTATION, is amended as follows:

Subsections 311.6 through 311.9 are repealed.

Subsections 311.10 and 311.11 are renumbered as §§ 311.6 and 311.7.

On October 17, 2016, upon the motion of Vice Chairman Miller, as seconded by Commissioner May, the Zoning Commission **APPROVED** publication of the proposed rulemaking at its public meeting by a vote of **4-0-1** (Anthony J. Hood, Robert E. Miller, Peter G. May, and Michael G. Turnbull to approve; Third Mayoral Appointee position vacant, not voting).

On December 19, 2016, upon the motion of Commissioner May, as seconded by Vice Chairperson Miller, the Zoning Commission took **FINAL ACTION** to **APPROVE** the petition

at its public meeting by a vote of **4-0-1** (Anthony J. Hood, Robert E. Miller, Peter G. May, and Michael G. Turnbull to adopt; Peter A. Shapiro not present, not voting).

In accordance with the provisions of 11-Z DCMR § 604.9, this Order shall become effective upon publication in the *D.C. Register*; that is on March 17, 2017.

BY THE ORDER OF THE D.C. ZONING COMMISSION

A majority of the Commission members approved the issuance of this Order.

ZONING COMMISSION FOR THE DISTRICT OF COLUMBIA

NOTICE OF FINAL RULEMAKINGANDZ.C. ORDER NO. 08-06I

Z.C. Case No. 08-06I

Text Amendment – 11 DCMR

(Minor Modifications to Zoning Commission Order No. 08-06A)

January 30, 2017

The Zoning Commission for the District of Columbia (Commission), pursuant to the authority set forth in § 1 of the Zoning Act of 1938, approved June 20, 1938 (52 Stat. 797; D.C. Official Code § 6-641.01 (2012 Repl.)), and the authority set forth in § 6(c) of the District of Columbia Administrative Procedure Act, approved October 21, 1968 (82 Stat. 1206; D.C. Official Code § 2-505(c) (2012 Repl.)), hereby gives notice of the adoption of amendments to Subtitle Y (Board of Zoning Adjustment Rules of Practice and Procedure) and Subtitle Z (Zoning Commission Rules of Practice and Procedure) of Title 11 (Zoning Regulations of 2016) of the District of Columbia Municipal Regulations (DCMR), to make minor modifications to certain amendments adopted through Z.C. Order No. 08-06A (Order). The Order, which took the form of a Notice of Final Rulemaking, adopted comprehensive amendments to the Zoning Regulations that became effective on September 6, 2016.

The adopted amendments clarify that no comments and documents may be electronically filed for a case after 9:00 a.m. on the day the case is to be heard by the Board of Zoning Adjustment and after 5:00 p.m. on the day the case is to be heard by the Zoning Commission. Such filings may be made on any other day that the case record is open for general submissions.

A Notice of Emergency and Proposed Rulemaking for these amendments, was published in the *D.C. Register* on December 23, 2016 at 63 DCR 15802 for a thirty (30) day comment period.¹ No comments were received in response. Because these amendments were considered minor, no hearing was held pursuant to 11-Z DCMR § 703. Also, because these amendments are to Title 11-Z, which is not among the 11 DCMR subtitles that comprise the Zoning Regulations, the amendments were not referred to the National Capital Planning Commission.

No changes were made to the proposed text.

Chapter 2, PUBLIC PARTICIPATION, of Title 11-Y DCMR, BOARD OF ZONING ADJUSTMENT RULES OF PRACTICE AND PROCEDURE, is amended as follows:

Subsections 206.3 and 206.7 of § 206, SUBMITTING COMMENTS OR FILING DOCUMENTS ELECTRONICALLY OR BY E-MAIL, are amended as follows:

¹ The Zoning Commission also gave notice of the adoption of these rules on an emergency basis and that notice indicated the emergency rules would expire upon publication of a Notice of Final Rulemaking in the *D.C. Register*. The notice also identified the text being added through **bold** and underlined text.

206.3 Comments may be submitted electronically through IZIS or by e-mail; except that no comments shall be submitted into the record electronically after 9:00 a.m. on the day of the hearing.

...

206.7 All documents to be filed electronically through IZIS or by e-mail shall be in portable document format (PDF) and shall not be filed after 9:00 a.m. on the day of the hearing.

Chapter 2, PUBLIC PARTICIPATION, of Title 11-Z DCMR, ZONING COMMISSION RULES OF PRACTICE AND PROCEDURE, is amended as follows:

Subsections 206.3 and 206.7 of § 206, SUBMITTING COMMENTS OR FILING DOCUMENTS ELECTRONICALLY OR BY E-MAIL, are amended as follows:

206.3 Comments may be submitted electronically through IZIS or by e-mail; except that no comments shall be submitted into the record electronically after 5:00 p.m. on the day of the hearing.

...

206.7 All documents to be filed electronically through IZIS or by e-mail shall be in portable document format (PDF) and shall not be filed after 5:00 p.m. on the day of the hearing.

On November 14, 2016, upon the motion of Chairman Hood, as seconded by Vice Chairman Miller, the Zoning Commission took action to **APPROVE** publication of the proposed rulemaking at its public meeting by a vote of **4-0-1** (Anthony J. Hood, Robert E. Miller, Peter G. May, and Michael G. Turnbull to approve; Third Mayoral Appointee position vacant, not voting).

On January 30, 2017, upon the motion of Chairman Hood, as seconded by Commissioner Turnbull, the Zoning Commission took **FINAL ACTION** to **APPROVE** the petition at its public meeting by a vote of **4-0-1** (Anthony J. Hood, Robert E. Miller, Peter G. May, and Michael G. Turnbull to approve; Peter A. Shapiro, not having participated, not voting).

In accordance with the provisions of 11-Z DCMR § 604.9, this Order shall become effective upon publication in the *D.C. Register*; that is on March 17, 2017.

BY THE ORDER OF THE D.C. ZONING COMMISSION

A majority of the Commission members approved the issuance of this Order.

DEPARTMENT OF HEALTH

NOTICE OF PROPOSED RULEMAKING

The Director of the Department of Health (Department), pursuant to the District of Columbia Health Occupations Revision Act of 1985, effective March 25, 1986 (D.C. Law 6-99; D.C. Official Code § 3-1203.02(14) (2012 Repl.)), Mayor's Order 98-140, dated August 20, 1998, and the LGBTQ Cultural Competency Continuing Education Amendment Act of 2016, effective April 6, 2016 (D.C. Law 21-95; 63 DCR 2203 (February 26, 2016)), hereby gives notice of the intent to amend Chapter 65 (Pharmacists) of Title 17 (Business, Occupations, and Professionals) of the District of Columbia Municipal Regulations (DCMR), in not less than thirty (30) days from the date of publication of this notice in the *D.C. Register*.

The purpose of this rulemaking is to require pharmacists to complete (2) hours of continuing education as part of the Department's continuing education requirements on cultural competency or training, focusing on clients who identify as lesbian, gay, bisexual, transgender, gender nonconforming, queer, or question their sexual orientation or gender identity and expression ("LGBTQ"), beginning with the renewal period ending February 28, 2019.

Chapter 65, PHARMACISTS, of Title 17 DCMR, BUSINESS, OCCUPATIONS, AND PROFESSIONALS, is amended as follows:

Section 6513, CONTINUING EDUCATION REQUIREMENTS, is amended as follows:

Subsection 6513.4 is amended to read as follows:

6513.4 An applicant for renewal of a license shall:

- (a) Have completed a minimum of forty (40) contact hours of continuing education credit in approved programs during the two (2) year period preceding the date the license expires, which shall include at least:
 - (i) Two (2) hours in Human Immunodeficiency Virus (HIV) training;
 - (ii) Two (2) hours in medication/dispensing errors training; and
 - (iii) Beginning with the renewal period ending February 28, 2019, two (2) hours of continuing education on cultural competency or specialized clinical training focusing on patients or clients who identify as lesbian, gay, bisexual, transgender, gender nonconforming, queer, or question their sexual orientation or gender identity and expression ("LGBTQ"), meeting the requirements of D.C. Official Code § 3-1205.10(b)(5);
- (b) Attest to completion of the required continuing education credits on the renewal application form; and

- (c) Be subject to a random audit.

Subsection 6513.7 is amended to read as follows:

6513.7 To qualify for a license, a person in inactive status within the meaning of § 511 of the Act (D.C. Official Code § 3-1205.11) for five (5) years or less, who submits an application to reactivate a license, shall submit proof, pursuant to § 6513.10, of having completed twenty (20) contact hours of approved continuing education credit in the year immediately preceding the date of the application, which shall include at least:

- (a) Two (2) hours in Human Immunodeficiency Virus (HIV) Training;
- (b) Two (2) hours in medication/dispensing errors training; and
- (c) Beginning with the licensure period ending February 28, 2019, two (2) hours of continuing education on cultural competency or specialized clinical training focusing on patients or clients who identify as lesbian, gay, bisexual, transgender, gender nonconforming, queer, or question their sexual orientation or gender identity and expression (“LGBTQ”), meeting the requirements of D.C. Official Code § 3-1205.10(b)(5).

Subsection 6513.8 is amended to read as follows:

6513.8 To qualify for a license, a person in inactive status within the meaning of § 511 of the Act (D.C. Official Code § 3-1205.11) for more than five (5) years, who submits an application to reactivate a license shall submit proof, pursuant to § 6513.10, of having completed approved continuing education credit in the year immediately preceding the date of the application as follows:

- (a) Forty (40) contact hours of approved continuing education credit which shall include at least:
 - (i) Two (2) hours in Human Immunodeficiency Virus (HIV) training;
 - (ii) Two (2) hours in medication/dispensing errors training; and
 - (iii) Beginning with the licensure period ending February 28, 2019, two (2) hours of continuing education on cultural competency or specialized clinical training focusing on patients or clients who identify as lesbian, gay, bisexual, transgender, gender nonconforming, queer, or question their sexual orientation or gender identity and expression (“LGBTQ”), meeting the requirements of D.C. Official Code § 3-1205.10(b)(5); and

- (b) One hundred sixty (160) hours within a sixty (60) day period of professional practice under the supervision of a pharmacist performing tasks listed in § 6502.2(a).

Subsection 6513.9 is amended to read as follows:

6513.9 To qualify for a license, an applicant for reinstatement of a license shall submit proof, pursuant to § 6513.10, of having completed approved continuing education credit in the year immediately preceding the date of the application as follows:

- (a) Forty (40) contact hours of approved continuing education credit which shall include at least:
 - (i) Two (2) hours in Human Immunodeficiency Virus (HIV) Training;
 - (ii) Two (2) hours in medication/dispensing errors training; and
 - (iii) Beginning with the licensure period ending February 28, 2019, two (2) hours of continuing education on cultural competency or specialized clinical training focusing on patients or clients who identify as lesbian, gay, bisexual, transgender, gender nonconforming, queer, or question their sexual orientation or gender identity and expression (“LGBTQ”), meeting the requirements of D.C. Official Code § 3-1205.10(b)(5); and
- (b) One hundred sixty (160) hours within a sixty (60) day period of professional practice under the supervision of a pharmacist performing tasks listed in § 6502.2(a).

All persons desiring to comment on the subject of this proposed rulemaking should file comments in writing not later than thirty (30) days after the date of the publication of this notice in the *D.C. Register*. Comments should be sent to the Department of Health, Phillip L. Husband, General Counsel, Office of the General Counsel, 899 North Capitol Street, N.E., 5th Floor, Washington, D.C. 20002. Copies of the proposed rules may be obtained during the hours of 9 a.m. to 5 p.m., Monday through Friday, excluding holidays, at the address listed above, or by contacting Angli Black, Administrative Assistant, at Angli.Black@dc.gov, (202) 442-5977.

DEPARTMENT OF HEALTH

NOTICE OF PROPOSED RULEMAKING

The Director of the Department of Health, pursuant to the authority set forth under Section 302(14) of the District of Columbia Health Occupations Revision Act of 1985 (“Act”), effective March 15, 1986 (D.C. Law 6-99; D.C. Official Code § 3-1203.02(14) (2016 Repl.)), and Mayor’s Order 98-140, dated August 20, 1998, hereby gives notice of the intent to adopt the following amendments to Chapter 66 (Professional Counseling) of Title 17 (Business, Occupations, and Professionals) of the District of Columbia Municipal Regulations (DCMR), in not less than thirty (30) days from the date of publication of this notice in the *D.C. Register*.

The purpose of the amendments is to require an applicant who has failed the National Counselor Examination (NCE) at least three (3) times to submit to the Board a plan of study that will assist him or her in passing the NCE. The plan must be approved by the Board.

In addition, the rulemaking will require licensed professional counselors to complete two (2) hours of continuing education on cultural competency or training focusing on clients who identify as lesbian, gay, bisexual, transgender, gender nonconforming, queer, or questioning their sexual orientation or gender identify and expression (“LGBTQ”).

Licensed professional counselors are required to complete forty (40) hours of approved continuing education credit during each two (2) year licensure period, which includes six (6) hours of Ethics and four (4) hours of Trauma Counseling. The proposed LGBTQ continuing education requirement will add two (2) hours of required LGBTQ training while maintaining the current total of forty (40) hours of approved continuing education credit during the two (2) year licensure period.

Chapter 66, PROFESSIONAL COUNSELING, of Title 17 DCMR, BUSINESS, OCCUPATIONS, AND PROFESSIONALS, is amended as follows:

A new Subsection 6605.3 is added to Section 6605, NATIONAL EXAMINATION, to read as follows:

6605.3 If an applicant has failed the National Counselor Examination (NCE) at least three (3) times, before each successive examination after the third failure, the applicant shall be required to submit a letter to the Board outlining a plan of study to assist the applicant in passing the NCE. The applicant shall not be eligible to take any NCE after three (3) failures unless the Board approves the most recently submitted plan of study.

New Subsections 6610.13 and 6610.14 are added to Section 6610, CONTINUING EDUCATION REQUIREMENTS, to read as follows:

6610.13 An applicant for renewal of a license shall submit proof of having completed two (2) hours of approved continuing education credit during the two (2) year period

preceding the date the license expires, on cultural competency or specialized clinical training focusing on clients who identify as lesbian, gay, bisexual, transgender, gender nonconforming, queer, or questioning their sexual orientation or gender identity and expression (“LGBTQ”).

6610.14 Pursuant to Subsection 6610.13, the continuing education shall, at a minimum, provide information and skills to enable a licensed graduate professional counselor to provide counseling services effectively and respectfully for clients who identify as LGBTQ, which may include:

- (a) Specialized clinical training relevant to clients who identify as LGBTQ, including training on how to use cultural information and terminology to establish counseling relationships;
- (b) Training that improves the understanding and application, in a counseling setting, of relevant data concerning health disparities and risk factors for clients who identify as LGBTQ;
- (c) Training that outlines the legal obligations associated with treating clients who identify as LGTBQ;
- (d) Best practices for collecting, storing, using, and keeping confidential, information regarding sexual orientation and gender identity;
- (e) Best practices for training support staff regarding the treatment of patients who identify as LGBTQ and their families;
- (f) Training that improves the understanding of the intersections between systems of oppression and discrimination and improves the recognition that those who identify as LGBTQ may experience these systems in varying degrees of intensity; and
- (g) Training that addresses underlying cultural biases, aimed at improving the provision of nondiscriminatory care for clients who identify as LGBTQ.

All persons desiring to comment on the subject of this proposed rulemaking should file comments in writing not later than thirty (30) days after the date of the publication of this notice in the *D.C. Register*. Comments should be sent to the Department of Health, Office of the General Counsel, 899 North Capitol Street, N.E., 5th Floor, Washington, D.C. 20002. In addition, comments may be sent to Van.Brathwaite@dc.gov, (202) 442-4899. Copies of the proposed rules may be obtained from the Department of Health at the same address during the hours of 9 a.m. to 5 p.m., Monday through Friday, excluding holidays.

DEPARTMENT OF HEALTH

NOTICE OF PROPOSED RULEMAKING

The Director of the Department of Health (Department), pursuant to the District of Columbia Health Occupations Revision Act of 1985, effective March 25, 1986 (D.C. Law 6-99; D.C. Official Code § 3-1203.02(14) (2016 Repl.)), Mayor's Order 98-140, dated August 20, 1998, and the LGBTQ Cultural Competency Continuing Education Amendment Act of 2016, effective April 6, 2016 (D.C. Law 21-95; 63 DCR 2203 (February 26, 2016)), hereby gives notice of the intent to amend Chapter 83 (Pharmaceutical Detailers) of Title 17 (Business, Occupations, and Professionals) of the District of Columbia Municipal Regulations (DCMR), in not less than thirty (30) days from the date of publication of this notice in the *D.C. Register*.

The purpose of this rulemaking is to require pharmaceutical detailers to complete two (2) hours of continuing education, as part of the continuing education requirements on cultural competency or training, focusing on clients who identify as lesbian, gay, bisexual, transgender, gender nonconforming, queer, or question their sexual orientation or gender identity and expression (“LGBTQ”), beginning with the renewal period ending February 28, 2020.

Chapter 83, PHARMACEUTICAL DETAILERS, of Title 17 DCMR, BUSINESS, OCCUPATIONS, AND PROFESSIONALS, is amended as follows:

Section 8306, CONTINUING EDUCATION REQUIREMENTS, is amended as follows:

Subsection 8306.3 is amended to read as follows:

8306.3 An applicant for renewal of a license shall:

- (a) Have completed a minimum of fifteen (15) contact hours of approved continuing education credit during the two (2) year period preceding the date the license expires, which, beginning with the renewal period ending February 28, 2020, shall include at least two (2) hours of continuing education on cultural competency or specialized clinical training focusing on patients or clients who identify as lesbian, gay, bisexual, transgender, gender nonconforming, queer, or question their sexual orientation or gender identity and expression (“LGBTQ”) meeting the requirements of D.C. Official Code § 3-1205.10(b)(5);
- (b) Attest to completion of the required continuing education credits on the renewal application form; and
- (c) Be subject to a random audit.

Subsection 8306.4 is amended to read as follows:

8306.4 To qualify for a license, a person in inactive status within the meaning of § 511 of the Act (D.C. Official Code § 3-1205.11) who submits an application to reactivate a license shall submit proof, pursuant to § 8306.6, of having completed fifteen (15) hours of approved continuing education credit, which, beginning with the licensure period ending February 28, 2020, shall include at least two (2) hours of continuing education on cultural competency or specialized clinical training focusing on patients or clients who identify as lesbian, gay, bisexual, transgender, gender nonconforming, queer, or question their sexual orientation or gender identity and expression (“LGBTQ”) meeting the requirements of D.C. Official Code § 3-1205.10(b)(5), obtained within the two (2) year period preceding the date of the application for reactivation of that applicant’s license, and an additional eight (8) hours of approved continuing education credit for each additional year that the applicant was in inactive status beginning with the third year.

Subsection 8306.5 is amended to read as follows:

8306.5 To qualify for a license, an applicant for reinstatement of a license shall submit proof, pursuant to § 8306.6, of having completed fifteen (15) hours of approved continuing education credit, which, beginning with the licensure period ending February 28, 2020, shall include at least two (2) hours of continuing education on cultural competency or specialized clinical training focusing on patients or clients who identify as lesbian, gay, bisexual, transgender, gender nonconforming, queer, or question their sexual orientation or gender identity and expression (“LGBTQ”) meeting the requirements of D.C. Official Code § 3-1205.10(b)(5), obtained within the two (2) year period preceding the date of the application for reinstatement of the applicant’s license, and an additional eight (8) hours of approved continuing education credit for each additional year that the license was expired beginning with the third year.

All persons desiring to comment on the subject of this proposed rulemaking should file comments in writing not later than thirty (30) days after the date of the publication of this notice in the *D.C. Register*. Comments should be sent to the Department of Health, Phillip L. Husband, General Counsel, Office of the General Counsel, 899 North Capitol Street, N.E., 5th Floor, Washington, D.C. 20002. Copies of the proposed rules may be obtained during the hours of 9 a.m. to 5 p.m., Monday through Friday, excluding holidays, at the address listed above, or by contacting Angli Black, Administrative Assistant, at Angli.Black@dc.gov, (202) 442-5977.

DEPARTMENT OF HEALTH

NOTICE OF PROPOSED RULEMAKING

The Director of the Department of Health (Department), pursuant to the District of Columbia Health Occupations Revision Act of 1985, effective March 25, 1986 (D.C. Law 6-99; D.C. Official Code § 3-1203.02(14) (2016 Repl.)), Mayor's Order 98-140, dated August 20, 1998, and the LGBTQ Cultural Competency Continuing Education Amendment Act of 2016, effective April 6, 2016 (D.C. Law 21-95; 63 DCR 2203 (February 26, 2016)), hereby gives notice of the intent to amend Chapter 99 (Pharmacy Technicians) of Title 17 (Business, Occupations, and Professionals) of the District of Columbia Municipal Regulations (DCMR) in not less than thirty (30) days from the date of publication of this notice in the *D.C. Register*.

The purpose of this rulemaking is to require pharmacy technicians to complete (2) hours of continuing education as part of the continuing education requirements on cultural competency or training focusing on clients who identify as lesbian, gay, bisexual, transgender, gender nonconforming, queer, or question their sexual orientation or gender identity and expression (“LGBTQ”), beginning with the renewal period ending February 28, 2019.

Chapter 99, PHARMACY TECHNICIANS, of Title 17 DCMR, BUSINESS, OCCUPATIONS, AND PROFESSIONALS, is amended as follows:

Section 9907, CONTINUING EDUCATION REQUIREMENTS, is amended as follows:

Subsection 9907.4 is amended to read as follows:

- 9907.4 An applicant for renewal of a pharmacy technician registration shall:
- (a) Have completed a minimum of twenty (20) contact hours of continuing education credit in pharmacy-related subject matter during the two (2) year period preceding the date the registration expires, which shall include at least:
 - (1) Two (2) contact hours of continuing education credit in pharmacy law;
 - (2) Two (2) contact hours in medication safety; and
 - (3) Beginning with the renewal period ending February 28, 2019, two (2) hours of continuing education on cultural competency or specialized clinical training focusing on patients or clients who identify as lesbian, gay, bisexual, transgender, gender nonconforming, queer, or question their sexual orientation or gender identity and expression (“LGBTQ”) meeting the requirements of D.C. Official Code § 3-1205.10(b)(5);

- (b) Attest to completion of the required continuing education credits on the renewal application form; and
- (c) Be subject to a random audit.

Subsection 9907.6 is amended to read as follows:

- 9907.6 To qualify for reinstatement or reactivation of a pharmacy technician registration, an applicant shall have completed a minimum of twenty (20) contact hours of continuing education credit in pharmacy-related subject matter in the year immediately preceding the date of the application, which shall include at least:
- (a) Two (2) contact hours of continuing education credit in pharmacy law;
 - (b) Two (2) contact hours in medication safety; and
 - (c) Beginning with the licensure period ending February 28, 2019, two (2) hours of continuing education on cultural competency or specialized clinical training focusing on patients or clients who identify as lesbian, gay, bisexual, transgender, gender nonconforming, queer, or question their sexual orientation or gender identity and expression (“LGBTQ”) meeting the requirements of D.C. Official Code § 3-1205.10(b)(5);

All persons desiring to comment on the subject of this proposed rulemaking should file comments in writing not later than thirty (30) days after the date of the publication of this notice in the *D.C. Register*. Comments should be sent to the Department of Health, Phillip L. Husband, General Counsel, Office of the General Counsel, 899 North Capitol Street, N.E., 5th Floor, Washington, D.C. 20002. Copies of the proposed rules may be obtained during the hours of 9 a.m. to 5 p.m., Monday through Friday, excluding holidays, at the address listed above, or by contacting Angli Black, Administrative Assistant, at Angli.Black@dc.gov, (202) 442-5977.

GOVERNMENT OF THE DISTRICT OF COLUMBIA

ADMINISTRATIVE ISSUANCE SYSTEM


Mayor's Order 2017-061
March 7, 2017

SUBJECT: Appointment — Acting Chief, Metropolitan Police Department


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) (2016 Repl.), it is hereby **ORDERED** that:

1. **PETER NEWSHAM** is appointed Acting Chief, Metropolitan Police Department and shall serve in that capacity at the pleasure of the Mayor.
2. This Order supersedes Mayor's Order 2016-114, dated August 31, 2016.
3. **EFFECTIVE DATE:** This Order shall be effective *nunc pro tunc* to February 23, 2017.



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 2017-062
March 7, 2017

SUBJECT: Appointment — Acting Director, Department of Corrections

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) (2016 Repl.), it is hereby **ORDERED** that:

1. **QUINCY BOOTH** is appointed Acting Director, Department of Corrections, and shall serve in that capacity at the pleasure of the Mayor.
2. This Order supersedes Mayor's Order 2016-172, dated November 4, 2016.
3. **EFFECTIVE DATE:** This Order shall become effective *nunc pro tunc* to February 23, 2017.



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 2017-063
March 8, 2017

SUBJECT: Appointment — Open Government Advisory Group


ORIGINATING AGENCY: Office of the Mayor

By virtue of the authority vested in me as Mayor of the District of Columbia by section 422(2) of the District of Columbia Home Rule Act of 1973, approved December 24, 1973 87 Stat. 790, Pub. L. 93-198, D.C. Official Code § 1-204.22(2) (2016 Repl.), and in accordance with Mayor's Order 2016-094, dated June 9, 2016, it is hereby **ORDERED** that:

1. **KARUNA SESHASAI** is appointed as the voting member designee of the Executive Office of the Mayor to the Open Government Advisory Group, replacing Alana Intrieri, and shall serve at the pleasure of the Mayor.
2. **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

ADMINISTRATIVE ISSUANCE SYSTEM

Mayor's Order 2017-064
March 8, 2017

SUBJECT: Appointments — District of Columbia Commission on Persons with Disabilities

ORIGINATING AGENCY: Executive 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) (2016 Repl.), and Mayor's Order 2009-165, dated September 25, 2009, it is hereby **ORDERED** that:

1. The following persons are appointed as public members of the District of Columbia Commission on Persons with Disabilities ("**Commission**") to fill previously vacant seats, for terms to end September 30, 2019:
 - a. **CHARLES CLYMER**
 - b. **GERARD COUNIHAN**
 - c. **JARVIS GRINDSTAFF**
 - d. **TERRANCE HUNTER**
2. **SILVIA MARTINEZ**, is appointed as a public member of the Commission, replacing Arthur Ginsberg, for term to end September 30, 2019.
3. **EFFECTIVE DATE:** This Order is effective *nunc pro tunc* to September 30, 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 2017-065
March 10, 2017

SUBJECT: Appointment — Advisory Board on Veterans 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 of 1973, approved December 24, 1973, 87 Stat. 790, Pub. L. 93-198, D.C. Official Code § 1-204.22(2) (2016 Repl.), and pursuant to the Mayor's Order 2001-92, dated June 22, 2001, as amended by Mayor's Order 2002-142, dated August 19, 2002, it is hereby **ORDERED** that:

1. **JOEL SPANGENBERG** is appointed as a public member of the Advisory Board on Veterans Affairs, replacing Jacques Patterson, to serve at the pleasure of the Mayor.
2. **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

ADMINISTRATIVE ISSUANCE SYSTEM

Mayor's Order 2017-066
March 10, 2017

SUBJECT: Appointment — 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) (2016 Repl.), 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 (2016 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 (2016 Repl.), it is hereby **ORDERED** that:

1. **BENJAMIN E. MILES**, pursuant to the Board of Pharmacy Benjamin E. Miles Confirmation Resolution of 2016, effective January 30, 2017, PR22-0022, is appointed as a licensed pharmacist member of the Board of Pharmacy, replacing Reginal Bellamy, for a term to end March 12, 2018.
2. **EFFECTIVE DATE:** This Order shall be effective *nunc pro tunc* to the date of confirmation.



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 2017-067
March 10, 2017

SUBJECT: Appointment – Zoning Commission


ORIGINATING AGENCY: Office of the Mayor

By virtue of the authority vested in me as Mayor of the District of Columbia by section 422(2) of the District of Columbia Home Rule Act, approved December 24, 1973, 87 Stat. 790, Pub. L. 93-198, D.C. Official Code § 1-204.22(2) (2016 Repl.), and pursuant to section 1 of the Act to regulate the heights, area, and use of buildings in the District of Columbia and to create a Zoning Commission, and for other purposes, approved December 24, 1973, 87 Stat. 810; Pub. L. 93-198; D.C. Official Code § 6-621.01 (2012 Repl. and 2016 Supp.), which established the Zoning Commission for the District of Columbia, 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 (2016 Repl.), it is hereby **ORDERED** that:

1. **PETER SHAPIRO**, pursuant to the Zoning Commission Peter Shapiro Confirmation Resolution of 2016, effective November 15, 2016, R21-0650, is appointed a member of the Zoning Commission, replacing Marcie Cohen, for a term to end February 3, 2019.
2. **EFFECTIVE DATE:** This Order shall be effective *nunc pro tunc* to November 15, 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 2017-068
March 10, 2017

SUBJECT: Appointment – Commission on African-American 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) (2016 Repl.), in accordance with the Commission on African American Affairs Establishment Act of 2012, effective March 14, 2012, D.C. Law 19-106, D.C. Official Code § 3-1441 *et seq.* (2016 Repl.), which established the Commission on African-American 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 (2016 Repl.), it is hereby **ORDERED** that:

1. **GREGORY JACKSON, JR.**, pursuant to the Commission on African-American Affairs Gregory Jackson, Jr. Confirmation Resolution of 2016, effective December 3, 2016, PR21-0971, is appointed as a member of the Commission on African-American Affairs, replacing Janette Hoston Harris, for a term to end July 8, 2019.
2. **EFFECTIVE DATE:** This Order shall be effective *nunc pro tunc* to December 3, 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 2017-069

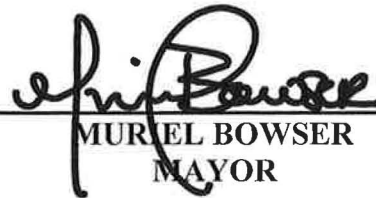
March 10, 2017

SUBJECT: Appointment — District of Columbia Board of Architecture and Interior Designers

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) (2016 Repl.), pursuant to section 1002(b) of the second Omnibus Regulatory Reform Amendment Act of 1998, effective April 20, 1999, D.C. Law 12-261; D.C. Official Code § 47-2853.06 (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 (2016 Repl.), it is hereby **ORDERED** that:

1. **MATHILDA COX**, pursuant to the District of Columbia Board of Architecture and Interior Designers Mathilda Cox Confirmation Resolution of 2016, effective December 17, 2016, PR21-0995, is appointed as a licensed interior designer member of the District of Columbia Board of Architecture and Interior Designers, replacing Kerry Touchette, for a term to end November 13, 2018.
2. **EFFECTIVE DATE:** This Order shall be effective *nunc pro tunc* to December 17, 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 2017-070
March 10, 2017

SUBJECT: Appointment- Board of Zoning Adjustment


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) (2016 Repl.), pursuant to section 8 of An Act Providing for the zoning of the District of Columbia and regulation of the location, height, bulk, and uses of buildings and other structures and of the uses of land in the District of Columbia, and for other purposes, approved June 20, 1938, 52 Stat. 799; D.C. Official Code § 6-641.07, (2012 Repl. and 2016 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 (2016 Repl.), it is hereby **ORDERED** that:

1. **LESYLLEÈ WHITE**, pursuant to the Board of Zoning Adjustment Lesylleé White Confirmation Resolution of 2017, effective February 7, 2017, R22-0016, is appointed as a member of the Board of Zoning Adjustment, replacing Marnique Heath, for a term to end September 30, 2019.
2. **EFFECTIVE DATE:** This Order shall be effective *nunc pro tunc* to February 7, 2017.



 MURIEL BOWSER
 MAYOR

ATTEST: 

 LAUREN C. VAUGHAN
 SECRETARY OF THE DISTRICT OF COLUMBIA

ALCOHOLIC BEVERAGE REGULATION ADMINISTRATION
ALCOHOLIC BEVERAGE CONTROL BOARD

NOTICE OF PUBLIC HEARINGS
CALENDAR

WEDNESDAY, MARCH 22, 2017
2000 14TH STREET, N.W., SUITE 400S
WASHINGTON, D.C. 20009

Donovan W. Anderson, Chairperson
Members: Nick Alberti, Mike Silverstein,
James Short, Mafara Hobson, Jake Perry

Protest Hearing (Status) **9:30 AM**
Case # 17-PRO-00009; Top Shelf, LLC, t/a Penn Quarter Sports Tavern, 639
Indiana Ave NW, License #76039, Retailer CT, ANC 2C
**Substantial Change (Request for a Summer Garden endorsement with
seating for 49)**

Protest Hearing (Status) **9:30 AM**
Case # 17-PRO-00011; Green Island Café/Heaven & Hell, t/a Green Island
Café/Heaven & Hell, 2327 18th Street NW, License #74503, Retailer CT, ANC
1C
**Substantial Change (Request for a Summer Garden endorsement with
seating for 40)**

Show Cause Hearing (Status) **9:30 AM**
Case # 16-CMP-00813; Vap H Street, LLC, t/a Vapiano, 623 H Street NW
License #76727, Retailer CR, ANC 2C
Failed to File Quarterly Statements

Fact Finding Hearing **10:00 AM**
Temporary License Application, Date of Event: April 8, 2017, Event: Sakura
Matsuri-Japanese Street Festival, Applicant: Marc Hitzig, on behalf of Japan-
America Society of Washington DC, Inc. Neighborhood: 1300 First Street SE
Size of Event: 30,000

Fact Finding Hearing **10:30 AM**
Temporary License Application, Date of Event: April 15, 2017, Event: National
Cherry Blossom Festival, Applicant: Lillian Iversen, Neighborhood: 650 Water
Street SW, Size of Event: 25,000

Board's Calendar
March 22, 2017

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

Protest Hearing

1:30 PM

Case # 16-PRO-00109; The Fireplace Restaurant, Inc., t/a The Fireplace, 2161 P Street NW, License #14419, Retailer CT, ANC 2B
Application to Renew the License

Protest Hearing

4:30 PM

Case # 16-PRO-00123; Briceno, LLC, t/a Taqueria Rosticeria Fresca, 701 H Street NE, License #104296, Retailer CR, ANC 6C
Application for a New License

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

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

**NOTICE OF MEETING
INVESTIGATIVE AGENDA**

**WEDNESDAY, MARCH 22, 2017
2000 14TH STREET, N.W., SUITE 400S, WASHINGTON, D.C. 20009**

On Wednesday, March 22, 2017 at 4:00 pm., the Alcoholic Beverage Control Board will hold a closed meeting regarding the matters identified below. In accordance with Section 405(b) of the Open Meetings Amendment Act of 2010, the meeting will be closed “to plan, discuss, or hear reports concerning ongoing or planned investigations of alleged criminal or civil misconduct or violations of law or regulations.”

1. Case# 17-CC-00034, Wisemillers Grocery & Deli, 1236 36th Street N.W., Retailer B, License # ABRA-005950

2. Case# 17-CMP-00113(M), Christopher Olarte, ABC Manager, License # ABRA-097769

3. Case# 17-CMP-00114, Pearl Dive Oyster Palace/Blackjack, 1612 14th Street N.W, Retailer CR, License # ABRA-085382

4. Case# 17-CMP-00115, Sip, 1812 Hamlin Street N.E, Retailer CT, License # ABRA-095164

5. Case# 17-CMP-00116, Bliss, 2122 24th Place N.E., Retailer CT, License # ABRA-095711

6. Case# 17-251-00016, Ozio Martini & Cigar Lounge, 1813 M Street N.W., Retailer CN, License # ABRA-023167

7. Case# 17-251-00015, Avery’s Bar and Lounge, 1370 H Street N.E., Retailer CT, License # ABRA-090527

8. Case# 17-CC-00025, J & D Market, 2201 Minnesota Avenue S.E., Retailer B, License # ABRA-103723

9. Case# 17-CMP-00112(M), Norma Tyler, ABC Manager, License # ABRA-103664

ALCOHOLIC BEVERAGE REGULATION ADMINISTRATION
ALCOHOLIC BEVERAGE CONTROL BOARD

NOTICE OF MEETING
LICENSING AGENDA

WEDNESDAY, MARCH 22, 2017 AT 1:00 PM
2000 14TH STREET, N.W., SUITE 400S, WASHINGTON, D.C. 20009

1. Review Request to Extend Safekeeping of License – Third Request. Original Safekeeping Date: 10/21/2015. ANC 2B. SMD 2B02. No outstanding fines/citations. No outstanding violations. No pending enforcement matters. No conflict with Settlement Agreement. *Phase I of Dupont*, 1415 22nd Street NW, Retailer CT, License No. 101283.

2. Review Request to Extend Safekeeping of License – Second Request. Original Safekeeping Date: 4/27/2016. ANC 8D. SMD 8D07. No outstanding fines/citations. No outstanding violations. No pending enforcement matters. No conflict with Settlement Agreement. *Al's Liquor*, 4009 South Capitol Street SW, Retailer A Liquor Store, License No. 074611.

3. Review Request to Extend Safekeeping of License – Second Request. Original Safekeeping Date: 3/30/2016. No outstanding fines/citations. No outstanding violations. No pending enforcement matters. No Settlement Agreement. *FreshDirect*, No Location, Retailer A Liquor Store, License No. 100017.

4. Review Request for Change of Hours (Operation Only). *Approved Hours of Operation and Alcoholic Beverage Sales and Consumption*: Sunday-Thursday 11am to 2am, Friday-Saturday 11am to 3am. *Proposed Hours of Operation*: Sunday-Thursday 11am to 3am, Friday-Saturday 11am to 4am. ANC 2B. SMD 2B05. No outstanding fines/citations. No outstanding violations. No pending enforcement matters. No Settlement Agreement. *Archibald's/Fast Eddies Billiards Café*, 1520 K Street NW, Retailer CN, License No. 000931.

5. Review Request for Change of Hours to operate on Sundays. *Approved Hours of Operation and Alcoholic Beverage Sales*: Monday-Saturday 9am to 10pm. *Proposed Hours of Operation and Alcoholic Beverage Sales*: Sunday-Saturday 9am to 10pm. ANC 8A. SMD 8A06. No outstanding fines/citations. No outstanding violations. No pending enforcement matters. No conflict with Settlement Agreement. *Sunny's Liquor*, 2400 Martin Luther King Jr. Avenue SE, Retailer A Liquor Store, License No. 102372.

-
6. Review Request for Change of Hours of Operation and Alcohol Service in Summer Garden. ***Approved Hours of Operation and Alcoholic Beverage Sales and Consumption for Summer Garden:*** Sunday- Saturday 11am to 1am. ***Proposed Hours of Operation for Summer Garden:*** Sunday-Thursday 10am to 1am, Friday-Saturday 10am to 2:30am. ***Proposed Hours of Alcoholic Beverage Sales and Consumption for Summer Garden:*** Sunday-Thursday 10am to 1am, Friday-Saturday 10am to 2am. ANC 2B. SMD 2B08. No outstanding fines/citations. No outstanding violations. No pending enforcement matters. No conflict with Settlement Agreement. ***Local 16***, 1600 U Street NW, Retailer CR, License No. 060467.
-
7. Review Request to expand the scope of the approved Entertainment Endorsement to allow entertainment on the first floor of the premises. ***Approved Hours of Live Entertainment:*** Sunday-Thursday 7pm to 12am, Friday-Saturday 7pm to 1am. ANC 2B. SMD 2B08. No outstanding fines/citations. No outstanding violations. No pending enforcement matters. No conflict with Settlement Agreement. ***Local 16***, 1600 U Street NW, Retailer CR, License No. 060467.
-
8. Review Application for Summer Garden with seating for 10 patrons. ***Proposed Hours of Operation for Summer Garden:*** Sunday-Thursday 7am to 2am, Friday-Saturday 7am to 3am. ***Proposed Hours of Alcoholic Beverage Sales and Consumption for Summer Garden:*** Sunday-Thursday 8am to 2am, Friday-Saturday 8am to 3am. ANC 4D. SMD 4D01. No outstanding fines/citations. No outstanding violations. No pending enforcement matters. No Settlement Agreement. ***ANXO Cidery & Pintxos Bar***, 711 Kennedy Street NW, Retailer CT, License No. 102866.
-
9. Review Application for Summer Garden with seating for 49 patrons. ***Proposed Hours of Operation and Alcoholic Beverage Sales and Consumption for Summer Garden:*** Sunday-Thursday 9am to 2am, Friday-Saturday 9am to 3am. ANC 6E. SMD 6E02. No outstanding fines/citations. No outstanding violations. No pending enforcement matters. No Settlement Agreement. ***Rito Loco***, 606 Florida Avenue NW, Retailer CR, License No. 104119.
-
10. Review Application to extend existing Entertainment Endorsement to Summer Garden. ***Proposed Hours of Entertainment for Summer Garden:*** Sunday-Thursday 6pm to 2am, Friday-Saturday 6pm to 3am. ANC 6E. SMD 6E02. No outstanding fines/citations. No outstanding violations. No pending enforcement matters. No Settlement Agreement. ***Rito Loco***, 606 Florida Avenue NW, Retailer CR, License No. 104119.

-
11. Review Request to add Cover Charge to existing Entertainment Endorsement. ANC 6D. SMD 6D01. No outstanding fines/citations. No outstanding violations. No pending enforcement matters. No conflict with Settlement Agreement. *Masala Art*, 1101 4th Street SW, Retailer CR, License No. 094766.
-

***In accordance with D.C. Official Code §2-574(b) of the Open Meetings Amendment Act this portion of the meeting will be closed for deliberation and to consult with an attorney to obtain legal advice. The Board's vote will be held in an open session, and the public is permitted to attend.**

DC INTERNATIONAL PUBLIC CHARTER SCHOOL**REQUEST FOR PROPOSALS****Tree Protection / Preservation Services**

DC International School is seeking proposals for tree preservation and protection services during construction. For details, please contact Kate Dydak at kdydak@programmanagers.com. Responses are due no later than March 24th.

BOARD OF ELECTIONS**CERTIFICATION OF ANC/SMD VACANCIES**

The District of Columbia Board of Elections hereby gives notice that there are vacancies in two (2) Advisory Neighborhood Commission offices, certified pursuant to D.C. Official Code § 1-309.06(d)(2); 2001 Ed; 2006 Repl. Vol.

VACANT: 7B03 and 7F07

Petition Circulation Period: **Monday, March 20, 2017 thru Monday, April 10, 2017**

Petition Challenge Period: **Thursday, April 13, 2017 thru Thursday, April 20, 2017**

Candidates seeking the Office of Advisory Neighborhood Commissioner, or their representatives, may pick up nominating petitions at the following location:

**D.C. Board of Elections
441 - 4th Street, NW, Room 250N
Washington, DC 20001**

For more information, the public may call **727-2525**.

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:

Gerald Malitz
Single-Member District 3G05

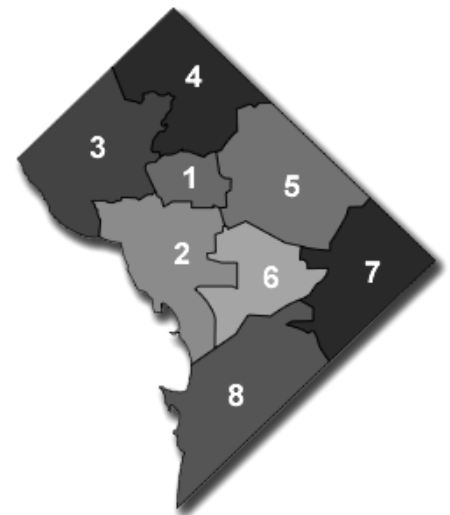
**D.C. BOARD OF ELECTIONS
MONTHLY REPORT OF VOTER REGISTRATION STATISTICS
CITYWIDE REGISTRATION SUMMARY
As Of FEBRUARY 28, 2017**

WARD	DEM	REP	STG	LIB	OTH	N-P	TOTALS
1	46,306	2,998	661	142	177	11,626	61,910
2	31,734	6,023	218	163	158	11,295	49,591
3	39,262	6,829	354	139	162	11,599	58,345
4	50,405	2,346	534	75	166	9,143	62,669
5	52,850	2,380	578	92	222	9,330	65,452
6	55,358	7,122	503	209	240	13,794	77,226
7	49,331	1,305	436	42	167	6,848	58,129
8	46,845	1,378	430	32	178	7,257	56,120
Totals	372,091	30,381	3,714	894	1,470	80,892	489,442
Percentage By Party	76.02%	6.21%	.76%	.18%	.30%	16.53%	100.00%

DISTRICT OF COLUMBIA BOARD OF ELECTIONS MONTHLY REPORT OF
VOTER REGISTRATION STATISTICS AND REGISTRATION TRANSACTIONS
AS OF THE END OF FEBRUARY 28, 2017

COVERING CITY WIDE TOTALS BY:
WARD, PRECINCT AND PARTY

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



**D.C. BOARD OF ELECTIONS
MONTHLY REPORT OF VOTER REGISTRATION STATISTICS
WARD 1 REGISTRATION SUMMARY
As Of FEBRUARY 28, 2017**

PRECINCT	DEM	REP	STG	LIB	OTH	N-P	TOTALS
20	1,842	33	11	5	5	314	2,210
22	3,855	398	31	13	10	1,027	5,334
23	2,950	210	46	16	11	796	4,029
24	2,719	263	28	15	14	818	3,857
25	3,785	444	48	10	14	1,064	5,365
35	3,648	233	52	15	8	870	4,826
36	4,327	257	62	5	16	1,056	5,723
37	3,456	158	50	10	13	825	4,512
38	2,907	137	48	14	11	744	3,861
39	4,250	210	73	7	15	949	5,504
40	4,055	193	92	12	19	1,056	5,427
41	3,674	218	61	10	18	1,038	5,019
42	1,882	83	33	2	12	453	2,465
43	1,813	70	18	3	7	361	2,272
137	1,143	91	8	5	4	255	1,506
TOTALS	46,306	2,998	661	142	177	11,626	61,910

**D.C. BOARD OF ELECTIONS
MONTHLY REPORT OF VOTER REGISTRATION STATISTICS
WARD 2 REGISTRATION SUMMARY
As Of FEBRUARY 28, 2017**

PRECINCT	DEM	REP	STG	LIB	OTH	N-P	TOTALS
2	1,001	196	8	10	12	595	1,822
3	1,735	410	22	9	16	710	2,902
4	1,928	494	6	13	8	754	3,203
5	2,202	648	13	14	9	831	3,717
6	2,456	926	18	12	16	1,359	4,787
13	1,330	245	5	3	6	429	2,018
14	3,004	513	22	13	11	1,009	4,572
15	3,113	414	31	17	16	912	4,503
16	3,578	437	25	19	14	994	5,067
17	4,933	636	33	20	19	1,517	7,158
129	2,440	402	13	12	12	927	3,806
141	2,414	317	11	11	11	654	3,418
143	1,600	385	11	10	8	604	2,618
TOTALS	31,734	6,023	218	163	158	11,295	49,591

**D.C. BOARD OF ELECTIONS
MONTHLY REPORT OF VOTER REGISTRATION STATISTICS
WARD 3 REGISTRATION SUMMARY
As Of FEBRUARY 28, 2017**

PRECINCT	DEM	REP	STG	LIB	OTH	N-P	TOTALS
7	1,314	404	16	3	8	575	2,320
8	2,500	654	30	6	10	816	4,016
9	1,181	502	7	12	8	490	2,200
10	1,894	440	19	8	13	717	3,091
11	3,595	993	40	26	26	1,340	6,020
12	485	200	0	2	5	212	904
26	3,030	365	20	10	6	922	4,353
27	2,553	265	25	10	3	633	3,489
28	2,541	516	37	6	9	796	3,905
29	1,397	252	13	8	11	436	2,117
30	1,308	214	12	3	6	304	1,847
31	2,456	306	19	7	11	568	3,367
32	2,798	303	22	4	8	589	3,724
33	3,008	319	24	5	5	726	4,087
34	3,830	455	34	13	10	1,153	5,495
50	2,194	267	16	6	7	502	2,992
136	883	103	7	1	2	286	1,282
138	2,295	271	13	9	14	534	3,136
TOTALS	39,262	6,829	354	139	162	11,599	58,345

**D.C. BOARD OF ELECTIONS
MONTHLY REPORT OF VOTER REGISTRATION STATISTICS
WARD 4 REGISTRATION SUMMARY
As Of FEBRUARY 28, 2017**

PRECINCT	DEM	REP	STG	LIB	OTH	N-P	TOTALS
45	2,310	65	32	5	9	401	2,822
46	2,947	98	33	5	12	520	3,615
47	3,460	160	41	9	14	780	4,464
48	2,899	137	28	4	6	570	3,644
49	945	50	16	0	7	214	1,232
51	3,383	531	25	6	8	645	4,598
52	1,287	160	8	0	2	250	1,707
53	1,286	74	21	2	5	248	1,636
54	2,454	102	25	1	5	456	3,043
55	2,571	84	19	1	11	461	3,147
56	3,213	97	35	9	14	646	4,014
57	2,558	79	34	4	12	471	3,158
58	2,308	65	21	4	8	368	2,774
59	2,693	89	30	7	7	442	3,268
60	2,237	75	24	3	9	611	2,959
61	1,636	56	14	0	4	277	1,987
62	3,247	129	25	2	4	393	3,800
63	3,814	135	57	2	18	670	4,696
64	2,398	75	20	7	6	351	2,857
65	2,759	85	26	4	5	369	3,248
Totals	50,405	2,346	534	75	166	9,143	62,669

**D.C. BOARD OF ELECTIONS
MONTHLY REPORT OF VOTER REGISTRATION STATISTICS
WARD 5 REGISTRATION SUMMARY
As Of FEBRUARY 28, 2017**

PRECINCT	DEM	REP	STG	LIB	OTH	N-P	TOTALS
19	4,460	200	61	8	14	999	5,742
44	2,880	247	27	8	18	683	3,863
66	4,553	101	44	4	15	566	5,283
67	2,913	109	23	3	10	407	3,465
68	1,956	170	22	7	5	400	2,560
69	2,107	71	20	1	10	283	2,492
70	1,486	79	22	0	4	230	1,821
71	2,384	70	25	2	11	308	2,800
72	4,407	145	37	7	25	729	5,350
73	1,948	99	22	4	10	360	2,443
74	4,632	252	57	9	19	940	5,909
75	3,945	219	50	13	18	854	5,099
76	1,646	86	27	5	8	340	2,112
77	2,908	119	25	3	12	493	3,560
78	3,034	97	41	5	12	487	3,676
79	2,113	80	21	3	13	362	2,592
135	3,077	184	40	7	11	594	3,913
139	2,401	52	14	3	7	295	2,772
TOTALS	52,850	2,380	578	92	222	9,330	65,452

**D.C. BOARD OF ELECTIONS
MONTHLY REPORT OF VOTER REGISTRATION STATISTICS
WARD 6 REGISTRATION SUMMARY
As Of FEBRUARY 28, 2017**

PRECINCT	DEM	REP	STG	LIB	OTH	N-P	TOTALS
1	4,928	591	50	23	23	1,340	6,955
18	5,014	380	47	16	20	1,108	6,585
21	1,212	54	10	5	0	276	1,557
81	4,707	383	45	9	22	951	6,117
82	2,656	272	36	9	9	591	3,573
83	5,015	687	39	22	25	1,336	7,124
84	2,018	419	22	6	9	563	3,037
85	2,742	527	16	10	11	751	4,057
86	2,226	263	25	11	9	476	3,010
87	2,775	273	20	3	13	594	3,678
88	2,184	288	16	4	4	529	3,025
89	2,620	666	21	10	10	784	4,111
90	1,613	259	10	5	9	489	2,385
91	4,106	391	38	16	20	984	5,555
127	4,098	303	42	21	17	848	5,329
128	2,497	213	29	9	11	641	3,400
130	808	321	6	2	3	298	1,438
131	2,548	655	16	19	17	805	4,060
142	1,591	177	15	9	8	430	2,230
TOTALS	55,358	7,122	503	209	240	13,794	77,226

**D.C. BOARD OF ELECTIONS
MONTHLY REPORT OF VOTER REGISTRATION STATISTICS
WARD 7 REGISTRATION SUMMARY
As Of FEBRUARY 28, 2017**

PRECINCT	DEM	REP	STG	LIB	OTH	N-P	TOTALS
80	1,545	83	17	4	5	265	1,919
92	1,640	34	13	2	5	238	1,932
93	1,637	42	18	2	5	239	1,943
94	2,074	58	21	0	6	298	2,457
95	1,712	50	15	0	5	292	2,074
96	2,473	69	18	2	10	378	2,950
97	1,506	44	14	1	7	215	1,787
98	1,908	45	23	2	7	257	2,242
99	1,510	50	14	4	7	220	1,805
100	2,401	49	16	3	7	290	2,766
101	1,627	29	13	1	6	184	1,860
102	2,462	55	20	0	9	328	2,874
103	3,628	83	43	3	10	533	4,300
104	3,181	91	32	0	20	458	3,782
105	2,509	65	22	3	8	388	2,995
106	2,932	60	18	4	12	407	3,433
107	1,846	67	16	1	10	228	2,168
108	1,114	29	6	1	2	136	1,288
109	953	36	5	0	0	92	1,086
110	3,743	92	21	5	9	409	4,279
111	2,592	70	31	0	7	394	3,094
113	2,186	52	21	2	7	277	2,545
132	2,152	52	19	2	3	322	2,550
TOTALS	49,331	1,305	436	42	167	6,848	58,129

**D.C. BOARD OF ELECTIONS
MONTHLY REPORT OF VOTER REGISTRATION STATISTICS
WARD 8 REGISTRATION SUMMARY
As Of FEBRUARY 28, 2017**

PRECINCT	DEM	REP	STG	LIB	OTH	N-P	TOTALS
112	2,228	64	18	0	10	309	2,629
114	3,566	130	31	1	21	579	4,328
115	2,937	72	22	5	12	602	3,650
116	4,204	102	38	5	12	651	5,012
117	2,096	49	19	2	12	332	2,510
118	2,779	78	33	1	10	420	3,321
119	2,794	111	31	1	14	489	3,440
120	1,893	30	15	1	1	225	2,165
121	3,406	84	26	3	6	462	3,987
122	1,809	43	19	0	9	240	2,120
123	2,397	162	24	7	19	384	2,993
124	2,695	64	21	0	9	359	3,148
125	4,616	106	36	1	16	707	5,482
126	3,961	136	47	3	16	736	4,899
133	1,340	43	12	0	0	181	1,576
134	2,255	48	28	1	5	299	2,636
140	1,869	56	10	1	6	282	2,224
TOTALS	46,845	1,378	430	32	178	7,257	56,120

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

For voter registration activity between 1/31/2017 and 2/28/2017

NEW REGISTRATIONS	DEM	REP	STG	LIB	OTH	N-P	TOTAL
Beginning Totals	374,171	30,788	3,713	872	1,513	82,300	493,357
Board of Elections Over the Counter	16	2	0	0	1	7	26
Board of Elections by Mail	35	1	0	0	0	17	53
Board of Elections Online Registration	66	12	2	0	3	27	110
Department of Motor Vehicle	263	35	7	5	0	158	468
Department of Disability Services	0	0	0	0	0	0	0
Office of Aging	0	0	0	0	0	0	0
Federal Postcard Application	0	0	0	0	0	0	0
Department of Parks and Recreation	0	0	0	0	0	0	0
Nursing Home Program	0	0	0	0	0	0	0
Dept. of Youth Rehabilitative Services	0	0	0	0	0	0	0
Department of Corrections	3	0	0	0	0	0	3
Department of Human Services	0	0	0	0	0	0	0
Special / Provisional	0	0	0	0	0	0	0
All Other Sources	185	13	2	0	1	127	328
+Total New Registrations	568	63	11	5	5	336	988

ACTIVATIONS	DEM	REP	STG	LIB	OTH	N-P	TOTAL
Reinstated from Inactive Status	3,439	171	41	8	7	540	4,206
Administrative Corrections	582	121	4	0	20	210	937
+TOTAL ACTIVATIONS	4,021	292	45	8	27	750	5,143

DEACTIVATIONS	DEM	REP	STG	LIB	OTH	N-P	TOTAL
Changed to Inactive Status	4,834	452	61	9	23	1,571	6,950
Moved Out of District (Deleted)	0	0	0	0	0	0	0
Felon (Deleted)	0	0	0	0	0	0	0
Deceased (Deleted)	12	0	0	0	1	1	14
Administrative Corrections	2,049	306	14	20	10	760	3,159
-TOTAL DEACTIVATIONS	6,895	758	75	29	34	2,332	10,123

AFFILIATION CHANGES	DEM	REP	STG	LIB	OTH	N-P	
+ Changed To Party	427	91	36	45	6	194	
- Changed From Party	-201	-95	-16	-7	-47	-356	
ENDING TOTALS	372,091	30,381	3,714	894	1,470	80,892	489,442

DEPARTMENT OF ENERGY AND ENVIRONMENT**PUBLIC NOTICE****AIR QUALITY TITLE V OPERATING PERMIT AND
GENERAL PERMIT FOR
NATIONAL ZOOLOGICAL PARK**

Notice is hereby given that the Smithsonian Institution has applied for a Title V air quality permit pursuant to the requirements of Title 20 of the District of Columbia Municipal Regulations, Chapters 2 and 3 (20 DCMR Chapters 2 and 3) to operate the following equipment at the National Zoological Park located at 3001 Connecticut Ave. NW, Washington DC 20008:

- Three (3) dual fuel boilers permitted to fire natural gas and No. 2 fuel oil;
- Five (5) natural gas hot water heaters;
- Two (2) diesel fired emergency generators;
- Fourteen (14) natural gas fired emergency generators;
- Three (3) propane fired emergency generators;
- One (1) paint spray booth;
- One (1) sawdust collector for woodworking operations;
- One (1) above ground storage tank (AST) for gasoline and associated dispensing equipment;
- Twelve (12) ASTs for diesel;
- Numerous laboratory fume hoods;
- One (1) ethylene oxide sterilizer;
- Air conditioning and refrigeration operations, including related cooling towers;
- Welding operations; and
- Numerous boilers, hot water heaters, and other fuel burning equipment with ratings of less than five (5) million BTU/hr of heat input and burning natural gas only.

The contact person for the facility is Ms. Alana Olson, Environmental Protection Specialist, at (202) 633-1513.

The National Zoological Park has the potential to emit (PTE) 66.25 tons per year (TPY) of NO_x. This total exceeds the major source threshold in the District of Columbia of 25 TPY of NO_x or VOCs, and/or 100 TPY of any other criteria pollutant. Because potential emissions of NO_x exceed the relevant major source threshold, pursuant to 20 DCMR 300.1(a), the source is subject to Chapter 3 and must obtain an operating permit in accordance with that regulation and Title V of the federal Clean Air Act.

The Department of Energy and Environment (DOEE) has reviewed the permit application and related documents and has made a preliminary determination that the applicant meets all applicable air quality requirements promulgated by the U.S. Environmental Protection Agency (EPA) and the District. Therefore, draft permit No. 024-R2 has been prepared.

The application, the draft permit, and all other materials submitted by the applicant [except those entitled to confidential treatment under 20 DCMR 301.1(c)] considered in making this

preliminary determination are available for public review during normal business hours at the offices of the Department of Energy and Environment, 1200 First Street NE, 5th Floor, Washington DC 20002. Copies of the draft permit and related fact sheet are available at <http://doee.dc.gov/service/public-notices-hearings>.

A public hearing on this permitting action will not be held unless DOEE has received a request for such a hearing within 30 days of the publication of this notice. Interested parties may also submit written comments on the permitting action. Hearing requests or comments should be directed to Stephen S. Ours, DOEE Air Quality Division, 1200 First Street NE, 5th Floor, Washington DC 20002. Questions about this permitting action should be directed to Olivia Achuko at (202) 535-2997 or olivia.achuko@dc.gov. Comments or hearing requests submitted after April 17, 2017 will not be accepted.

FRIENDSHIP PUBLIC CHARTER SCHOOL**REQUEST FOR PROPOSALS**

Friendship Public Charter School is seeking bids from prospective vendors to provide;

- **Accommodations and catering for June 2017 staff leadership retreat**
- **Teacher Residency Program**
- **Photography for Friendship PCS events and activities**

The competitive Request for Proposal can be found on FPCS website at

<http://www.friendshipschools.org/procurement>. Proposals are due no later than 4:00 P.M., EST, April 5th, 2017. No proposal will be accepted after the deadline. Questions can be addressed to:

ProcurementInquiry@friendshipschools.org

KIPP DC PUBLIC CHARTER SCHOOLS**REQUEST FOR PROPOSALS****Various Facilities Projects**

KIPP DC is soliciting proposals from qualified vendors for Construction Project Mgmt, Painting, Flooring & Baseboards, Security Cameras, Lighting, Door Installation, Interior Renovation (demo, room splits, dry wall, plumbing), and Shading Installation. These RFPs can be found on KIPP DC's website at <http://www.kippdc.org/procurement>. Proposals should be uploaded to the website no later than 5:00 P.M., EST, on April 12, 2017. General questions can be addressed to lorraine.amos@kippdc.org, but please see each specific RFP for contact details.

Computer Equipment, Installation, and Insurance

KIPP DC is soliciting proposals from qualified vendors for audio-visual equipment (installation and maintenance), computer equipment and peripherals, and computer equipment warranties/insurance at various school locations. The RFPs can be found on KIPP DC's website at <http://www.kippdc.org/procurement>. Proposals should be uploaded to the website no later than 5:00 P.M., EST, on March 31, 2017. Questions can be addressed to adam.roberts@kippdc.org.

EXECUTIVE OFFICE OF THE MAYOR**NOTICE OF UPDATE REGARDING THE CHILD SUPPORT GUIDELINE
SELF-SUPPORT RESERVE AND MODIFIED SELF-SUPPORT RESERVE**

Section 16-916.01(g)(1)(A) of the District of Columbia Official Code provides that the self-support reserve for the Child Support Guideline is to be calculated at 133% of the United States Department of Health and Human Services poverty guideline per year for a single individual and updated by the Mayor every two years. The 2017 United States Department of Health and Human Services poverty guideline for a single person is \$12,060. Effective April 1, 2017, the new self-support reserve amount shall be \$16,040.

Section 16-916.01(g-2) of the District of Columbia Official Code provides that the modified self-support reserve for the Child Support Guideline is to be calculated at 100% of the United States Department of Health and Human Services poverty guideline per year for a single individual and updated by the Mayor every two years. The 2017 United States Department of Health and Human Services poverty guideline for a single person is \$12,060. Effective April 1, 2017, the new modified self-support reserve amount shall be \$12,060.

THE NOT-FOR-PROFIT HOSPITAL CORPORATION**BOARD OF DIRECTORS****NOTICE OF CANCELLATION – MARCH 22, 2017**

The Board of Directors of the Not-For-Profit Hospital Corporation, an independent instrumentality of the District of Columbia Government, has canceled the March 22, 2017 regular meeting. This Notice, and any Notice of a rescheduled date, will be published in the D.C. Register, posted in the Hospital, and/or posted on the Not-For-Profit Hospital Corporation's website (www.united-medicalcenter.com).

The next scheduled Governing Board Meeting will be held **Saturday, April 29, 2017 at 9:00 a.m.** Notice to follow.

PUBLIC SERVICE COMMISSION OF THE DISTRICT OF COLUMBIA

PUBLIC NOTICE

FORMAL CASE NO. 1130, IN THE MATTER OF THE INVESTIGATION INTO MODERNIZING THE ENERGY DELIVERY SYSTEM FOR INCREASED SUSTAINABILITY

The Public Service Commission of the District of Columbia (“Commission”) hereby gives notice that the Commission has extended the initial and reply comment deadlines for the MEDSIS Staff Report which was released on January 25, 2017. Pursuant to Order No. 18717, which granted the Government of the District of Columbia’s (“District Government”) motion for an extension of time to file comments on the MEDSIS Staff Report, the new deadlines for submitting initial and reply comments are April 10th and May 10, 2017, respectfully.

The MEDSIS Staff Report and all other MEDSIS related materials are publically available on the Commission’s website at www.dcpsc.org/medsis.

BACKGROUND

On June 12, 2015, the Commission issued Order No. 17912 which opened *Formal Case No. 1130* to identify technologies and policies that can be implemented in the District to modernize the distribution energy delivery system for increased sustainability; and, in the near-term, to make the distribution energy delivery system more reliable, efficient, cost effective, and interactive.¹ The Order also established a series of three workshops which were held between October 2015 and March 2016.

At the conclusion of the workshops, the Commission announced the development of a MEDSIS Staff Report which would incorporate information presented at the workshops and comments filed in the *Formal Case No. 1130* docket, provide guidance as to how the MEDSIS Initiative would proceed, as well as present Staff’s recommendations for achieving MEDSIS goals. Staff completed the MEDSIS Staff Report and submitted it to the Commission for consideration in January 2017. On January 25, 2017, the Commission released the MEDSIS Staff Report for public comment with extended comment and reply comment periods; initial comments on the entirety of the MEDSIS Staff Report are due by March 27, 2017, and reply comments are due 30 days thereafter.²

¹ *Formal Case No. 1130*, Order No. 17912, rel. June 12, 2015.

² *See Formal Case No. 1130*, Order No. 18673, rel. January 25, 2017.

On March 1, 2017, the District Government filed a Motion for Enlargement of Time to File Comments on the MEDSIS Staff Report.³ On March 9, 2017, the Commission issued Order No. 18717, which granted the District Government's Motion and changed the deadlines for filing initial and reply comments on the MEDSIS Staff Report to April 10th and May 10, 2017.⁴

ADDITIONAL INFORMATION

The MEDSIS Staff Report is publically accessible online through the MEDSIS webpage at www.dcpsec.org/medsis. Copies of the MEDSIS Staff Report may also be obtained by contacting the Office of the Commission Secretary at (202) 626- 5150 or psc-commissionsecretary@dc.gov.

Any person desiring to submit written comments on the MEDSIS Staff Report, in whole or in part, shall file comments no later April 10, 2017, as directed in Order No. 18717. Written comments can be mailed to Brinda Westbrook-Sedgwick, Commission Secretary, Public Service Commission of the District of Columbia, 1325 G Street, N.W., Suite 800, Washington, D.C. 20005, sent via email to psc-commissionsecretary@dc.gov, or filed electronically through the Commission's website at www.dcpsec.org.

³ *Formal Case No. 1130*, District of Columbia Government's Motion for Enlargement of Time to File Comments, filed March 1, 2017.

⁴ *Formal Case No. 1130*, Order No. 18717, rel. March 9, 2017.

PUBLIC SERVICE COMMISSION OF THE DISTRICT OF COLUMBIA

NOTICE OF FINAL TARIFF**RM-9-2016-01, IN THE MATTER OF 15 DCMR CHAPTER 9 — NET ENERGY METERING — COMMUNITY RENEWABLE ENERGY CREDIT RATE CLARIFICATION AMENDMENT ACT OF 2016**

1. The Public Service Commission of the District of Columbia (“Commission”) hereby gives notice, pursuant to Section 34-802 of the District of Columbia Code and in accordance with Section 2-505 of the District of Columbia Code,¹ of its final action to approve the Community Net Metering Rider (“Rider CNM”) of the Potomac Electric Power Company (“Pepco”).²

2. The Community Renewable Energy Credit Rate Clarification Act of 2016 (“Act”) became effective on October 8, 2016.³ On October 12, 2016, Pepco filed initial versions of the Rider CNM and the accompanying Community Renewable Energy Facility (“CREF”) Contract and Pepco’s Procedural Manual (jointly “CREF Documents”).⁴ On October 28, 2016, the Commission issued a Notice of Proposed Rulemaking (“NOPR”) updating the CREF Credit Rate pursuant to the Act.⁵ On November 28, 2016, Pepco filed comments in support of the NOPR.⁶ Subsequently on December 5, 2016, Pepco filed revised versions of the Rider CNM and the CREF Contract that incorporate the CREF Credit Rate definition proposed by the Commission in its NOPR.⁷ On December 30, 2016, the Commission published a Notice of Proposed Tariff (“NOPT”) in the *D.C. Register* inviting public comment on the Rider CNM and the accompanying CREF Documents.⁸ The Commission also published the Notice of Final Rulemaking in the *D.C. Register*, which finalized the amended rules for the Community Net Metering program in the District.⁹ No comments were received in response to the NOPT.

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

² *RM-09-2016-01*, Potomac Electric Power Company’s revised Community Net Metering Rider, CREF Contract, and Procedural Manual, filed December 5, 2016.

³ *D.C. Law* 21-0160 (October 8, 2016).

⁴ *RM-09-2016-01*, Potomac Electric Power Company’s Community Net Metering Rider, CREF Contract, and Procedural Manual, filed October 12, 2016.

⁵ 63 *D.C. Reg.* 013501-013502 (2016).

⁶ *RM-09-2016-01*, Potomac Electric Power Company’s letter supporting the amended definition as set forth in the Commission’s NOPR consistent with the NOPR, filed November 28, 2016.

⁷ *RM-09-2016-01*, Potomac Electric Power Company’s Community Net Metering Rider, CREF Contract, and Procedural Manual, filed December 5, 2016.

⁸ 63 *D.C. Reg.* 016183-016185 (2016).

⁹ *RM-09-2016-01-E*, 63 *D.C. Reg.* 16089-16090 (2016); 15 DCMR § 900 *et. seq.* (2016).

3. In the Rider CNM, Pepco sets forth how it will implement Community Net Metering for residential and commercial customers and what components of the bill will be used to calculate the CREF Credit Rate in accordance with the following tariff pages:

**RATE SCHEDULES FO ELECTRIC SERVICE IN THE DISTRICT OF COLUMBIA,
P.S.C. of D.C. No. 1
Eighty-Third Revised Page No. R-1
Superseding Eighty-Second Revised Page No. R-1**

**P.S.C. of D.C. No. 1
Eighty-Third Revised Page No. R-2
Superseding Eighty-Second Revised Page No. R-2**

**P.S.C. of D.C. No. 1
Seventy-Sixth Revised Page No. R-2.1
Superseding Seventy-Fifth Revised Page No. R-2.1**

**P.S.C. of D.C. No. 1
Fifty-Second Revised Page No. R-2.2
Superseding Fifty-First Revised Page No. R-2.2**

**P.S.C. of D.C. No. 1
First Revised Page No. R-52
Superseding Original Page No. R-52**

**P.S.C. of D.C. No. 1
First Revised Page No. R-52.1
Superseding Original Page No. R-52.1**

4. Specifically, Pepco provides that the components of the CREF Credit Rate for Residential and Commercial customers are:

	Applicable to Residential Customers	Applicable to Commercial Customers
Generation		
All kWh	<u>Yes</u>	<u>Yes</u>
Administrative Charge	<u>Yes</u>	<u>Yes</u>
Transmission		
All kWh	<u>Yes</u>	<u>Yes</u>
Distribution		
All kWh Charge	<u>Yes</u>	<u>No</u>
Residential Aid Discount Surcharge	<u>Yes</u>	<u>No</u>
Energy Assistance Trust Fund	<u>Yes</u>	<u>No</u>
Sustainable Energy Trust Fund	<u>Yes</u>	<u>No</u>
Public Space Occupancy Surcharge	<u>Yes</u>	<u>No</u>
Delivery Tax	<u>Yes</u>	<u>No</u>

5. The Commission at its regularly scheduled open meeting held on February 23, 2017, took final action approving the proposed the Rider CNM and the accompanying CREF Documents. The Rider CNM will become effective upon publication of this Notice of Final Tariff in the *D.C. Register*.

OFFICE OF THE SECRETARY OF THE DISTRICT OF COLUMBIA**RECOMMENDATIONS FOR APPOINTMENT 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 April 15, 2017.

Comments on these potential appointments should be submitted, in writing, to the Office of Notary Commissions and Authentications, 441 4th 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 March 17, 2017. 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.

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

Effective: April 15, 2017

Page 2

Adeyemi	Andre	DAGA - Democratic Attorneys General Association 1875 K Street, NW, 4th Floor	20036
Bah	Ibrahim	Capital One 1200 F Street, NW	20004
Batz	Joanne C.	International Brotherhood of Teamsters 25 Louisiana Avenue, NW	20001
Beale	Paloma	Park Hyatt Washington DC 1201 24th Street, NW	20037
Blount	Wendy	Jones Day 51 Louisiana Avenue, NW	20001
Blumenfeld	Scott	Self 2310 Ashmead Place, NW, #5	20009
Boboc	Alina	BKV Group 1054 31st Street, NW, Suite 410	20007
Boyd	Andrew	Capital One 1200 F Street, NW	20004
Branch	Llewellyn M.	American Logistics Association 1101 Vermont Avenue, NW, Suite 1002	20005
Brown	Christine M.	Bank of America/Merrill Lynch 1152 15th Street, NW, Suite 6000	20005
Brown	Jennifer	Terra Nova Title & Settlement Services 1211 Connecticut Avenue, NW, Suite 401	20036
Brown	Malisa	Jones Day 51 Louisiana Avenue, NW	20001
Burrell	Meloney G.	ICI Mutual Insurance Company RRG 1401 H Street, NW, Suite 1000	20005
Bustos	Martha Elena	Hispanic Service Center 1805 Belmont Road, NW, Suite 205	20009

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 Recommendations for appointment as DC Notaries Public

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Page 3

Campbell	Claudia A.	Nossaman, LLP 1666 K Street, NW, Suite 500	20006
Carey	Diane T.	Self (Dual) 4962 Just Street, NE	20019
Castleberry	Emily	Bailey & Glasser, LLP 1054 31st Street, NW, Suite 230	20007
Chen	Mao	IFC Asset Management Company, LLC 2121 Pennsylvania Avenue, NW	20433
Colon	Gladys	Zuckerman Spaeder, LLP 1800 M Street, NW, Suite 1000	20036
Cook	Jeffery M.	Jeffery M. Cook 1223 Meigs Place, NE, Apartment 3	20002
Curry	Lymar A.	Self 3104 CityScape Drive, NE	20018
Davis	Dalevonne A.	US Province of the Missionary Oblates of Mary Immaculate, Inc 391 Michigan Avenue, NE	20746
Daye	Erica	Open Arms Housing, Inc. 57 O Street, NW	20001
Dolphin	Kelly M.	Katz, Marshall & Banks, LLP 1718 Connecticut Avenue, NW, Sixth Floor	20009
Durbin	Pamela J.	Perseus Realty, LLC 1850 M Street, NW, Suite 820	20036
Dzisam	Honoré M.	Washington Gas Light Company 101 Constitution Avenue, NW, 3rd Floor	20080
Earles	Latyce A.	Self (Dual) 1805 Belmont Road, NW, Suite 205	20019
Edwards	Jessika A.	TD Bank 2000 K Street, NW	20006

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

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Ewing	Todd B.	Federal Title & Escrow Company 5335 Wisconsin Avenue, NW, Suite 700	20015
Frame	Valrie	Wells Fargo Bank 1750 H Street, NW, 4th Floor	20006
Gold	Goldy	Planet Depos, LLC 1100 Connecticut Avenue, NW, Suite 950	20036
Gray	Michelle Lynn	Jones Day 51 Louisiana Avenue, NW	20001
Gray	Venessa M.	U.S. Merit Systems Protection Board (MSPB) 1615 M Street, NW, Suite 500	20419
Green	Amy	Jones Day 51 Louisiana Avenue, NW	20001
Gross	Pamela G.	Stone Mattheis Xenopoulos & Brew, PC 1025 Jefferson Street, NW, 8-West	20007
Harris	Glenetta M.	Public Defender Service Washington DC 633 Indiana Avenue, NW	20004
Hartman	Rebecca	Creative Associates International 5301 Wisconsin Avenue, NW, Suite 700	20015
Henderson	Theresa M.	Sibley Memorial Hospital, Breast Center 5255 Loughboro Road, NW, Fourth Floor Building D	20016
Hogan	Colin Casey	Wilson Epes Printing Company 775 H Street, NE	20002
Hottel	Chandler V.	Griffin Murphy Moldenhauer & Wiggins, LLP 1912 Sunderland Place, NW	20007
Howard	DeShantel E.	MedStar Washington Hospital Center 110 Irving Street, NW	20010

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

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Hutchison	Kristi M.	Jones Day 51 Louisiana Avenue, NW	20001
Johnson	Jelani	Blue Skye Construction 5101 MacArthur Boulevard, NW	20016
Jones	Michelle	Self 1450 Irving Street, NW	20009
Kitay	Michael G.	Self (Dual) 2944 Garfield Terrace, NW	20037
Kushman	Jaclyn	Liquidity Services 1920 L Street, NW, 6th Floor	20036
Latif	Anisa A.	AT & T 1120 20th Street, NW, Suite 1000	20036
Lee	Alisa Michelle	Self (Dual) 5014 10th Street, NE	20017
Lee	Joyce A.	George Washington University Hospital 900 23rd Street, NW	20037
Lubreski	Donald	Small Enterprise Assistance Funds (SEAF) 1500 K Street, NW	20191
Luckett	Christopher M.	Stewart Title Guaranty Company 1730 Rhode Island Avenue, NW, Suite 610	20036
Lupetaliaami	Angelita	FOX Architects, LLC 1121 14th Street, NW, 3rd Floor	20005
Martin	Anita L.	National Railroad Passenger Corporation AMTRAK 60 Massachusetts Avenue, NE	20002
McFarlane	Michael T.	Highland Title and Escrow 1701 Q Street, NW	20009
McKinnon	Gabrielle	The World Bank Group 1818 H Street, NW	20433

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

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McLaurin	Arnold	Self 4836 7th Street, NW	20011
McPherson	Karysa E.	J Anukem & Associates, LLC 1725 Eye Street, NW, Suite 300	20006
Miller	Peggy A.	Law Office of Peggy A. Miller 5130 7th Street, NE	20011
Murphy	Cynthia	Self 4624 Livingston Road, SE, Apt. 101	20032
Nazha	Salhi	Old Town Trolley Tours of Washington, DC 2640 Reed Street, NE	20018
Nolan	Alexandra	Stifel 1776 Eye Street, NW, 9th Floor	20006
O'Riordan	Carol L.	O'Riordan Bethel Law Firm, LLP 1314 19th Street, NW	20036
Owens	Pamela Minor	Jones Day 51 Louisiana Avenue, NW	20001
Paerhati	Subi	PNC Bank 833 7th Street, NW	20001
Palma	Amanda Nalaelima	Miles & Stockbridge, PC 1500 K Street, NW, Suite 800	20005
Pederson	Shannon	Stifel 1776 Eye Street, NW, 9th Floor	20006
Perry	Antoinette S.	Department of Justice 99 New York Avenue, NE, Mailstop 3N600	20226
Pinnock	Pamela Y.	Bates White 1300 I Street, NW, Suite 600	20005
Pyatt	Natalie	Federal Reserve Board of Governors 20th & C Streets, NW	20551

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 Recommendations for appointment as DC Notaries Public

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Ramos	Margarita	The Law Office Of John E. Reid, PLLC 5335 Wisconsin Avenue, NW, Suite 800	20015
Rauci	Alfred M.	Skadden, Arps, Slate, Meagher & Flom, LLP 1440 New York Avenue, NW	20005
Rauch	Sade	The ALS Association 1275 K Street, NW, Suite 250	20005
Richardson	Tia	Public Defender Service District of Columbia 633 Indiana Avenue, NW	21217
Rios Monasterio	Miguel	Slocumb Law Firm 777 6th Street, NW, Suite 520	20877
Robinson	Kathy M.	Jones Day 51 Louisiana Avenue, NW	20001
Rothwell	Brinda L.	Dechert, LLP 1900 K Street, NW, Suite 1200	20006
Sampson	Robin	American Logistics Association 1101 Vermont Avenue, NW, Suite 1002	20005
Sarmiento Arese	Camila Solange	Wells Fargo 1200 First Street, NE	20002
Sasscer	Jacqueline Anne	Jones Day 51 Louisiana Avenue, NW	20001
Schneider	Lena Beth	Planned Parenthood of Metropolitan Washington, DC 1225 4th Street, NE	20002
Seow	May	PNC Bank 833 7th Street, NW	20001
Shindelman	Bonnie K.	American Defense International 1100 New York Avenue, NW, Suite 630	20005
Slaughter	Sylena L.	Thompson Hine, LLP 1919 M Street, NW, Suite 700	20036

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

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Smith	Alan	Wilson Epes Printing Company 775 H Street, NE	20002
Smith	Ashley S.	Jones Day 51 Louisiana Avenue, NW	20001
Smith	Breenna	R&R Mechanical, Inc. 2902 Bladensburg Road, NE	20018
Smith	Gloria A.	Urban Brokers, LLC 2007 Vermont Avenue, NW	20001
Smith	Susan F.	DTI Court Reporting Solutions 1875 Eye Street, Suite 802	20006
Spence-Smith	Louis	Self (Dual) 2518 Sayles Place, SE, Unit 12	20013
Springsteen	George S.	IFC Asset Management Company, LLC 2121 Pennsylvania Avenue, NW	20433
Stallman	Alison M.	Central Properties 1353 V Street, NW	20009
Strickland	Shemaiah	Arnold & Porter Kaye Scholer, LLP 601 Massachusetts Avenue, NW	20001
Striegel	Billy C.	Armed Forces Retirement Home – Washington 3700 North Capitol Street, NW	20011
Sturges	Kirk A.	Gregory Edwards, LLC 400 Virginia Avenue, SW, Suite C120	20024
Taylor	Elizabeth	Baker Donelson 901 K Street, NW, Suite 900	20001
Thrower	Gfelecia	Self 729 Park Road, NW	20010
Toye	Kia	Jeff Bonilla State Farm Agency 4301 Connecticut Avenue, NW, Suite 141	20008

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

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Trevisan	Suzanne	Lincoln Property Company 300 New Jersey Avenue, NW, Suite 101	20001
Watson	Rosalyn M.	Library of Congress 101 Independence Avenue, SE	20540
Weeks	Tracye D.	American Association of State Colleges and Universities 1307 New York Avenue, NW	20005
Wilson	Lee	Self (Dual) 1312 44th Place, SE	20019
Wright	Crystal	Center for Strategic and International Studies 1616 Rhode Island Avenue, NW	20036
Zak	Brandy	Jones Day 51 Louisiana Avenue, NW	20001
Zavala	Nidia	Pan American Development Foundation, PADF 1889 F Street, NW	20006
Zdelar	Denise L.	Williams & Connolly LLP 725 12th Street, NW	20005

DISTRICT OF COLUMBIA WATER AND SEWER AUTHORITY

BOARD OF DIRECTORS

NOTICE OF PUBLIC MEETING

D.C. Retail Water and Sewer Rates Committee

The Board of Directors of the District of Columbia Water and Sewer Authority (DC Water) D.C. Retail Water and Sewer Rates Committee will be holding a meeting on Tuesday, March 28, 2017 at 9:30 a.m. The meeting will be held in the Board Room (4th floor) at 5000 Overlook Avenue, S.W., Washington, D.C. 20032. Below is the draft agenda for this meeting. A final agenda will be posted to DC Water’s website at www.dewater.com.

For additional information, please contact Linda R. Manley, Board Secretary at (202) 787-2332 or lmanley@dewater.com.

DRAFT AGENDA

- | | | |
|-----------|---------------------|-------------------------|
| 1. | Call to Order | Committee Chairman |
| 2. | Monthly Updates | Chief Financial Officer |
| 3. | Committee Work plan | Chief Financial Officer |
| 4. | Other Business | Chief Financial Officer |
| 5. | Adjournment | Chief Financial Officer |

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

Order No. 18908-A of Donald E. Hurlbert and Barbara Watanabe, Request for Minor Modification of Plans Approved in Order No. 18908, pursuant to 11 DCMR Subtitle Y § 703.3.

The original application (No. 18908) was pursuant to the Zoning Regulations of 1958¹, pursuant to 11 DCMR § 3103.2, for variances from the lot occupancy requirements under § 403.2, the rear yard requirements under § 404.1, and the non-conforming structure requirements under § 2001.3, to allow the construction of a two-story addition to an existing single-family dwelling in the R-4 District at premises 1401 A Street, S.E. (Square 1059, Lot 119).

HEARING DATE (Case No. 18908):	February 3, 2015
DECISION DATE (Case No. 18908):	February 3, 2015
FINAL ORDER ISSUANCE DATE (Case No. 18908):	February 12, 2015
MINOR MODIFICATION DECISION DATES:	February 8 ² and February 22, 2017

SUMMARY ORDER ON REQUEST FOR MINOR MODIFICATION OF PLANS

BACKGROUND

On February 3, 2015, in Application No. 18908, the Board of Zoning Adjustment (“Board” or “BZA”) approved the self-certified request by Donald E. Hurlbert and Barbara Watanabe (the “Applicant”) for variances from the lot occupancy requirements under § 403.2, the rear yard requirements under § 404.1, and the non-conforming structure requirements under § 2001.3, to allow the construction of a two-story addition to an existing single-family dwelling in the R-4 District. The Board issued Order No. 18908 on February 12, 2015. (Exhibit 7 of the record for Case No. 18908-A.) The approval in Case No. 18908 was subject to the approved plans at Exhibits 10 and 38 (Revised Plans) in the record of that case.

MOTION FOR MINOR MODIFICATION

¹ The original application was filed under the Zoning Regulations (Title 11, DCMR) which were then in effect (the “1958 Zoning Regulations”) but which were repealed on September 6, 2016 and replaced with new text of Title 11, DCMR (the “2016 Regulations”). Other than the description of the original application and its caption, the other references in this Order to provisions contained in Title 11 DCMR are to the 2016 Regulations. The repeal of the 1958 Zoning Regulations and their replacement with the 2016 Regulations has no effect on the vesting and validity of the original application.

² The decision of the minor modification request was postponed from the Board’s public meeting of February 8, 2017 to that of February 22, 2017, at the Applicant’s request.

On January 10, 2017, the Applicant submitted a request for a minor modification to the plans approved by the Board in Order No. 18908. (Exhibit 1.) In Case No. 18908, the Board approved variance relief from lot occupancy under § 403.2, the rear yard requirements under § 404.1, and the non-conforming structures requirements of § 2001.3 of the 1958 zoning regulations, to allow the construction of a two-story addition to an existing single-family dwelling in the R-4 District. There is currently one existing Board Order attached to the Property, Order No.18908. (Exhibit 7.)

In the present case, the Applicant is now requesting the Board's approval of a Minor Modification to increase lot occupancy from 86% to 87.9% and to decrease the permitted rear yard from seven feet to six feet. The reason for the minor modification is the result of incorrect assumptions about the placement of the existing building on the lot and a survey conducted after foundations for the addition had been placed. The changes are not the result of changes to the design of the addition, and would not result in an increase in the size of the addition.

The addition was permitted according to the dimensions shown on the plat (Exhibit 3.) During construction of the addition, the General Contractor hired a registered surveyor to conduct a wall check. The wall check was done after the addition's foundation wall and rough framing were substantially complete. The wall check revealed that the front façade of the building is not "face of line" on the front property line, as had been assumed. Instead, it is one foot south of the property line. The addition was built according to the 12' dimension shown on the Plat. Adhering to the dimension on the plat has reduced the rear yard from seven feet to six feet. The Applicant is requesting this minor modification to the plans to allow the Zoning Administrator to reconcile the wall check and the dimensions on the approved plat. The Applicant submitted a copy of the wall check and architectural plans reflecting the modifications requested. (Exhibits 4 and 5.) This is the same Applicant and Property for which the Board approved variance relief in Order No. 18908.

The Applicant indicated that the proposed modification still meets the burden of proof for the relief originally requested. The Applicant submitted a statement that indicated that the deviations are consistent with the rationale offered in the original case — the Owner's need for a garage of adequate width to accommodate a vehicle. There are no other deviations from the approved dimensions other than the one-foot rear yard reduction. (Exhibit 8.)

The Merits of the Request for a Minor Modification

Pursuant to Subtitle Y § 703.3, a minor modification is a modification to a previously approved final order including any plans approved in such order that does not change the material facts upon which the Board based its original approval of the application. Moreover, pursuant to Subtitle Y § 703.2, the Board may decide such a request for minor modification without a public hearing.

The Applicant's request complies with 11 DCMR Subtitle Y § 703, which provides the Board's procedures for considering requests for minor modifications. In the current case, pursuant to

Subtitle Y §§ 703.6 and 703.5, the Applicant submitted an application for a modification to the plans previously approved in Case No. 18908 and requested that the matter be placed on the Consent Calendar. The Board considered the matter as a minor modification.

Notice. Pursuant to Subtitle Y § 703.8, a request for a minor modification must be served by the moving party on all parties in the original proceeding at the same time that the request is filed with the Office of Zoning. The only parties to the original proceeding in this matter were the Applicant and Advisory Neighborhood Commission (“ANC”) 6B. The record indicates that proper and timely notice was provided to ANC 6B, the only other party to Application No. 18908, and to the Office of Planning (“OP”). (Exhibit 8.)

Reports. ANC 6B submitted a report in support of the request for a modification. The ANC report indicated that at a regularly scheduled, properly noticed public meeting on February 14, 2017, at which a quorum was present, the ANC voted 10:0:0 to support the request for a minor modification. (Exhibit 12.)

OP submitted a report on February 10, 2017, recommending approval of the proposed request as a minor modification. (Exhibit 11.)

Burden of Proof. As directed by 11 DCMR Subtitle Y § 703.3, the Board has required the Applicant to satisfy the burden of proving that the modification would not change the material facts upon which the Board based its original approval of the application. With its application for minor modification, the Applicant submitted a statement to that effect which also outlined the reasons for the modification as well as revised architectural plans and elevations to satisfy the requirements of 11 DCMR Subtitle Y § 703.3. (Exhibits 5 and 8.) Based upon the record before the Board and having given great weight to the OP and ANC reports filed in this case, the Board concludes that in seeking a minor modification of approved plans in Case No. 18908, the Applicant has met its burden of proof under 11 DCMR Subtitle Y § 703.

As noted, the only parties to the case were the ANC and the Applicant. Accordingly, a decision by the Board to grant the 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.). Pursuant to 11 DCMR Subtitle Y § 101.9, the Board has determined to waive the requirement of 11 DCMR Subtitle Y § 604.3, that the order of the Board be accompanied by findings of fact and conclusions of law. The waiver will not prejudice the rights of any party and is appropriate in this case.

It is therefore **ORDERED** that this application for a minor modification of the Board’s approval in Application No. 8908 is hereby **GRANTED AND, PURSUANT TO SUBTITLE Y § 604.10, SUBJECT TO THE APPROVED MODIFIED PLANS IN EXHIBIT 5.**

In all other respects, Order No. 18908 remains unchanged.

VOTE ON ORIGINAL APPLICATION ON FEBRUARY 3, 2015: 5-0-0

(Lloyd L. Jordan, S. Kathryn Allen, Marnique Y. Heath, Jeffrey L. Hinkle, and Marcie I. Cohen to APPROVE.)

**BZA APPLICATION NO. 18908-A
PAGE NO. 3**

VOTE ON MINOR MODIFICATION ON FEBRUARY 22, 2017: 3-0-2

(Frederick L. Hill, Carlton E. Hart, and Michael G. Turnbull to APPROVE; Lesylleé M. White, not participating, and one Board seat vacant.)

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

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

FINAL DATE OF ORDER: March 8, 2017

PURSUANT TO 11 DCMR SUBTITLE Y § 604.11, NO ORDER OF THE BOARD SHALL TAKE EFFECT UNTIL TEN (10) DAYS AFTER IT BECOMES FINAL PURSUANT TO SUBTITLE Y § 604.7.

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

Appeal No. 19027 of Rima Calderon and William Sawicki, pursuant to 11 DCMR §§ 3100 and 3101¹, from a March 19, 2015 decision of the Department of Consumer and Regulatory Affairs, to issue a building permit (No. B1504436) to renovate a hotel in the DC/R-5-D District at premises 1731 New Hampshire Avenue, N.W. (Square 154, Lot 829).

HEARING DATE: June 30, 2015
DECISION DATE: October 27, 2015

ORDER GRANTING APPEAL

This appeal was filed on April 17, 2015 by Rima Calderon and William Sawicki (the “Appellants”) with the Board of Zoning Adjustment (the “Board”) appealing the issuance by the Department of Consumer and Regulatory Affairs (“DCRA”) of Building Permit No. B1504436 that authorized various renovations to a hotel at 1731 New Hampshire Avenue, N.W. (Square 154, Lot 829). For the reasons stated below the Board grants the appeal.

PRELIMINARY MATTERS

Notice of Appeal and Notice of Hearing. By memoranda dated April 28, 2015, the Office of Zoning provided notice of the appeal to Advisory Neighborhood Commission (“ANC”) 2B, the ANC in which the subject property is located, as well as Single Member District/ANC 2B03, the Councilmember for Ward 2, the Zoning Administrator (“ZA”), and the Office of Planning. Pursuant to 11 DCMR § 3112.14, on April 30, 2015 the Office of Zoning mailed letters providing notice of the hearing to the Appellants, ANC 2B, CS Bond St. C Properties LLC as the owners of the subject property, Good Essen LLC as the Lessee, and to the ZA. Notice was also published in the *D.C. Register* on May 8, 2015. (62 DCR 5682).

Parties. Parties in this proceeding are the Appellant, DCRA as the entity whose decision is being appealed, CS Bond St. C Properties LLC (“Owner”), the owner of the property that is the subject of the appeal (“Hotel”), and ANC 2B. There were no requests for party status.

ANC Report. By resolution adopted by a vote of 6-3 at a public meeting on June 10, 2015 with a quorum present, ANC 2B requested that the Board give the appeal “special consideration.” (Exhibit 28.)

¹ These and the other provisions of Title 11 DCMR referenced herein were repealed on September 6, 2016 and replaced with new text. However, this appeal was decided based upon the version of Title 11 in place as March 19, 2015, the date upon which the building permit that is the subject of this appeal was issued.

Motion to Dismiss. The Owner submitted a motion to dismiss for lack of timeliness prior to the hearing scheduled on June 30, 2015. (Exhibit 26.) The Appellants submitted a response in opposition to that motion. (Exhibit 33.) In addition to considering the written submissions, the Board heard argument on the motion from the Owner and the Appellant.

FINDINGS OF FACT

The Property.

1. The property that is the subject of this appeal is located at 1731 New Hampshire Avenue, N.W., Washington, D.C.
2. The property is located within the R-5-D zone district, as well as the Dupont Circle Overlay District.
3. The property is improved with a building known as the Carlyle Hotel, which was previously known as the Carlyle Suites Hotel. The Hotel is currently owned by CS Bond St. C Properties LLC.
4. The Building was operated as a hotel with a valid certificate of occupancy on May 16, 1980.

The Zoning Regulations Applicable to a Hotel Use in R-5-D.

5. Subsection 350.4(e) of the Zoning Regulations provides that a hotel can operate as a permitted use in an R-5-D District so long as it was in operation as a hotel as of May 16, 1980, and with a valid Certificate of Occupancy or a valid application for a building permit as of that date. An existing hotel can be repaired, renovated, remodeled, or structurally altered, as long as the gross floor area of the hotel is not increased and the total area devoted to function rooms, exhibit space, and commercial adjuncts is not increased.
6. Section 199 of the Zoning Regulations provides that areas within a hotel must fall into one of the following categories:
 - (a) Commercial adjuncts - retail and service establishments customarily incidental and subordinate to hotel use, such as restaurant, dining room, cocktail lounge, coffee shop, dry cleaning, laundry, pressing or tailoring establishment, florist shop, barber shop, beauty parlor, cigar or news stand, and other similar uses;
 - (b) Exhibit space - floor area within a hotel primarily designed for the display and storage of exhibits for conferences, trade fairs, and similar group events;
 - (c) Function room - a room within a hotel used primarily to accommodate gatherings of hotel guests and visitors, such as meetings, banquets, and other group events;

(d) Guestroom areas - floor area within a hotel devoted to guestrooms or suites, including individual bathrooms, entrance foyers, corridors, elevators, stairs, floor pantries, and other space directly supportive of guestrooms. The main lobby, front desk, and hotel administrative offices are also included in guestroom areas for purposes of pro-rating floor area between residential and nonresidential uses in applicable zones; and

(e) Service areas - floor area within a hotel devoted to mechanical services and storage supportive of the hotel as a total entity, including boiler room, mechanical platforms, electrical switchboard, workshops and maintenance areas, storage areas, employee facilities (locker rooms, canteen, and engineer's office), and similar uses.

Subsection 351.2 provides in part:

351.2 Commercial adjuncts as accessory uses to a hotel containing one hundred (100) or more rooms or suites shall be permitted in an R-5 District; provided:
...
(c) No part of the adjunct or the entrance to the adjunct shall be visible from a sidewalk

Commercial Adjunct and Function Uses:

- 7. The Appellants claim that DCRA permitted an increase in the amount of commercial adjunct and function room uses on the basement and ground floors than previously existed. Because the first evidence of the uses on the two floors dates from December of 2012, that date will be used to determine the total area of the existing function rooms, exhibit space and commercial adjuncts for the purpose of comparing that total area with the total area of such uses approved by the building permit that is the subject of this appeal.
- 8. There was no space devoted to exhibit space on the two floors as of December 2012 and no new exhibit space was approved.
- 9. As to the basement area, DCRA contends that as of December 2012 there was 4,319 square feet of space devoted to commercial adjuncts and function rooms.
- 10. This area included 3,192 square feet of office space, some of which may have been used for a separate real estate business, and the remaining 460-square foot area was an “engineering room” used as storage space by the Hotel restaurant.
- 11. As to the ground floor area, as the basement area, DCRA contends that as of December 2012 there was 7,116 square feet of space devoted to commercial adjuncts and function rooms.

12. Within this area was 2,652 square feet identified as guest rooms; however, these rooms could not be used as guestrooms because they either lacked windows or had an air-wall partition.
13. As to the basement floor, DCRA claims that the Building Permit allowed 2,956 square feet devoted to commercial adjuncts and function rooms. Excluded from this area was a 115-square foot restroom and a 930-square foot gym. The gym was primarily used by hotel guests, and the restroom was utilized by the gym's users.
14. As to the ground floor, the Building Permit allowed 5,596 square feet devoted to commercial adjuncts and function rooms.

Visibility

15. The plans approved under the revised permit show that the restaurant was moved and its size increased during the renovation. Further, the restaurant's windows would be located along the first floor wall. The new restaurant is visible through windows in the south corner and side of the hotel, and is visible from the sidewalk. (Exhibit 22.)
16. The restaurant was originally split into two rooms on the first floor, on the north and south sides of the building. The combined rooms totaled 2,310 square feet in dining and bar space. (Exhibit 2E1.)
17. The restaurant was relocated to be solely on the south side of the building and was enlarged to 2,865 square feet in dining, private dining, and bar space. (Exhibit 2E1.) The windows of the restaurant are located along the south side of the building in the first floor wall and visible from the street. (Exhibit 2E1.)

Events Leading to the Filing of the Appeal

18. On June 2013, prior to the submission of any building permit application, Norman M. Glasgow, Jr. and Steven E. Sher of the law firm Holland & Knight LLP, representing the Owner, met with Matthew LeGrant, the Zoning Administrator of DCRA ("Zoning Administrator"), to discuss whether the proposed renovation would comply with § 350.4(e).
19. On July 24, 2013, the Zoning Administrator sent Mr. Glasgow and Mr. Sher a letter informing them of his determination that the proposed changes "all fit within the allowances of § 350.4" ("the Determination Letter"). (Exhibit 2B.)
20. The Determination Letter stated that the Zoning Administrator based his determination on "changes to the hotel, as shown on the plans we reviewed," excerpts of which were attached to the Determination Letter. (Exhibit 2B, pp. 1, 3.)

21. The Determination Letter stated: “The total floor area now devoted to function rooms and commercial adjuncts on the first floor and the below grade level is 12,064 square feet. The total floor area proposed to be devoted to function rooms and commercial adjuncts on the first floor and the below grade level is 12,064 square feet. There is no increase in that space. The hotel will be remodeled as allowed per § 350.4(e).”
22. The draft drawings on which the Zoning Administrator relied when issuing the July 2013 Determination Letter were not the plans approved as part of the building permit being appealed. As noted, DCRA now claims that the total amount of commercial adjunct and function room space on both floors as of December 2012 was 11,435 square feet and that the approved renovation resulted in 8,552 square feet of such uses.
23. On October 25, 2013, Mr. Sawicki received a copy of the Determination Letter.
24. The Owner filed an application for Building Permit No. B1404914 on March 6, 2014.
25. Building Permit No. B1404914 (“Original Permit”) was issued by DCRA on October 28, 2014.
26. Most of the plans for Permit No. B1404914 were for the guestrooms on the upper floors of the Building; the plans for the lower level and first floor showed non-guestroom areas shaded and marked “shaded areas are not in the scope of this phase” and “work in this area excluded from this set.”
27. On February 12, 2015, the Owner filed an application with DCRA for a revision to Building Permit No. B1404914, now renumbered B1504436 (“Revised Permit”), which included work on both the lower level and the first floor. It was not until the issuance of Permit No. B1504436 on March 19, 2015 that plans showing the changed uses on the basement and ground floors were approved for all code purposes, including zoning.
28. On April 17, 2015, the Appellants appealed DCRA’s issuance of the Revised Permit.

CONCLUSIONS OF LAW AND OPINION

Timeliness

The Board is authorized by § 8 of the Zoning Act of 1938, D.C. Official Code § 6-641.07(g) (1) (2008 Repl.), to hear and decide appeals where it is alleged that there is error in any decision made by any administrative officer in the administration of the Zoning Regulations. An appeal must be filed within 60 days after the date the appellant “had notice or knowledge of the decision complained of, or reasonably should have had notice or knowledge of the decision complained of, whichever is earlier.” (11 DCMR § 3112.2(a).) The timely filing of an appeal is a claim

processing rule. Although the deadline is not jurisdictional in nature, *see Gatewood v. District of Columbia Water and Sewer Authority*, 82 A.3d 41 (2013) (WASA deadline to file appeal of water bill is non-jurisdictional), if an appeal is not timely filed, the Board may dismiss the claim unless the 60-day deadline is extended under circumstances stated at 11 DCMR § 3112.2(d). *BZA Appeal No. 18031-C of West End Citizens Association* (2010). The Board will therefore consider the timeliness question prior to considering the merits of this appeal.

The Owner filed a motion to dismiss for lack of timeliness. (Exhibit26.) In that motion, the Owner alleges that the appeal was untimely because there were two dates prior to the issuance of the building permit upon which the Appellant had notice or knowledge of the proposed renovations to the hotel's first floor and area below grade level that are the subject of this Appeal. The first date is July 24, 2013. On that date, the Zoning Administrator issued a determination letter regarding the proposed renovations to the hotel; the building permit was issued based on that Determination Letter from the Zoning Administrator. The second date is October 14, 2014. On that date, an initial permit ("Original Permit") was issued for renovations to the hotel not at issue in this appeal; the Owner argues that plans for the renovations challenged in this appeal were made available with the original permit. The Owner contends that the Appellants were aware of both the letter and the first permit. Therefore, because the period between either of those dates and the date on which the appeal was filed, April 17, 2015, is longer than 60 days, the appeal was not filed in a timely manner.

The Board finds that the issuance of the July 2013 determination letter did not start the 60-day filing period because no appeal from such a letter is permitted. *See Appeal No. 18522 of Washington Harbour Condominium Unit Owners' Ass'n* (2013). This holding was based on the Zoning Administrator's testimony in that case that his office does not consider such letters binding and that, regardless of whether such a letter has been issued, his office conducts a full review of a project when the permit application is filed.

Furthermore, the Board finds that the original permit did not begin the 60-day appeal filing period. As noted by the Court of Appeals "[o]rdinarily, the building permit is the document that reflects a zoning decision about whether a proposed structure, and its intended use as described in the permit application, conform to the zoning regulations." *Basken v. D.C. Bd. of Zoning Adjustment*, 946 A.2d 356, 364 (D.C. 2008). However, the court recognized a building permit that does not unambiguously evince a relevant zoning decision does not start the time for appeal. The Board concludes that because the plans approved by the original permit did not describe the commercial adjunct and function room space currently at issue, the Appellants reasonably concluded that no zoning decision as to the function room and commercial adjunct uses on those levels had been made.

However, the building permit issued on March 19, 2015, approved plans clearly depicting the locations of all uses on the basement and ground floors and therefore included a zoning decision to permit the uses identified. Since the appeal was filed within 60 days of permit issuance, it is

not necessary to identify the exact point in time when the Appellants knew or should have known of its issuance. The appeal would have been timely whatever the date.

Merits of the Case

The Appellants raised three issues in this case. First, whether the renovations approved by Building Permit No. B1504436 increased the total area in the hotel devoted to commercial adjuncts (“CA”) and function room (“FR”) space in violation of §§ 350.4(e) and 351.2(a) of the Zoning Regulations; second, whether the Zoning Administrator erred by approving plans to move the point of visibility for the Hotel’s ground floor restaurant and meeting room; and third, whether the challenged building permit conflicted with two of the stated purposes of the Dupont Circle Overlay District as provided in § 1501.4(c) of the Zoning Regulations, by allowing an increase in commercial uses in the Hotel and the installation of new mechanical equipment and renovations that increased traffic to and from the Hotel. The Board finds that the third issue is not a proper ground for an appeal. The purposes provision of an overlay is not considered a zoning requirement, but rather explains the reasons for the requirement imposed. If the Zoning Administrator properly interprets the area and use requirements of an overlay, it follows his actions are consistent with the overlay’s purposes, and *vice versa*. Since none of the requirements of the Overlay are implicated in this appeal, neither are its purposes.

Subsection 350.4(e) of the Zoning Regulations states that a hotel use is permitted as a matter of right in an R-5 District, provided that “the gross floor area of the hotel may not be increased and the total area within the hotel devoted to function rooms, exhibit space, and commercial adjuncts may not be increased. An existing hotel may be repaired, renovated, remodeled, or structurally altered [.]” Subsection 351.2(a) of the Zoning Regulations states that commercial adjuncts as accessory uses to a hotel containing one hundred (100) or more rooms or suites shall be permitted in an R-5 District, provided that the total area within the hotel devoted to function rooms, exhibit space, and commercial adjuncts shall not be increased. The Board now examines the Appellant’s allegation that the Revised Building Permit unlawfully approved increases to the commercial adjunct and function room space in violation of the Zoning Regulations. As noted in the finding of facts, the relevant time period for determining the existing uses is December 2012.

Commercial Adjuncts/Function Rooms (“CA/FR”)

The Zoning Regulations define commercial adjuncts as “retail and service establishments customarily incidental and subordinate to hotel use”; function rooms are rooms “within a hotel used primarily to accommodate gatherings of hotel guests and visitors, such as meetings, banquets, and other group events.” (11 DCMR § 199.) Subsections §§ 350.4(e) and 351.2(a) of the Zoning Regulations prohibit an increase in the amount of CA/FR space the Hotel had as of May 16, 1980. However, there is no evidence available in this case regarding the Hotel’s CA/FAR space on that date. Therefore, the baseline for the CA/FR measurement is December 2012, which is the earliest timeframe for which complete information is available.

PRE-RENOVATION CA/FR

DCRA claimed that there was a total of 11,435 square feet devoted to CA/FR space as of December 2012, of which 4,319 square feet was located in the basement and 7,116 square feet on the ground floor.

Basement

Of the 4,319 square feet of space DCRA claims was devoted to commercial adjuncts and function rooms, 3,192 square feet was used as the hotel's administrative office. The Board agrees with the Appellants that none of this area should have been counted as a commercial adjunct or function rooms because the sub-definition of "guestroom" states that "hotel administrative offices are also included in guestroom areas." (See 11 DCMR § 199.) Although both the Owner and DCRA contend that the previous owner used most of the 3,192 square feet for a separate real estate business, that could not possibly fall within the definition of a commercial adjunct because it was not in any sense subordinate to the hotel use, but was an entirely independent enterprise. However, the Board finds no merit in the Appellant's assertion that the 460 square foot area described as an "engineering room" was improperly characterized as a commercial adjunct. Notwithstanding its label, the space serves the hotel's restaurant use and therefore is properly considered part of that commercial adjunct. Thus, the Board concludes that as of December 2012, there was 1,127 square feet of commercial adjunct or function room space on the basement floor. If, as DCRA contends, the Owner added new CA/FR uses in 2013 (a yoga studio and an art gallery), these would have been unlawful to the extent the uses increased CA/FR square footage beyond 1,127 square feet.

Ground Floor

The Appellants claim that of the total 7,116 square feet that DCRA claimed is CA/FR space, 3,652 square feet should have been counted as guestrooms. The Board disagrees. The rooms in question lacked windows and only an air-wall partition separated the spaces. Therefore, 7,116 square feet of CA/FR space existed on the first floor as of December 2012. In total, the Board finds that 8,243 square feet of CA/FR space existed in the Hotel as of that date.

POST-RENOVATION CA/FR

As to the basement floor, DCRA claims that the Building Permit allowed 2,956 square feet devoted to commercial adjuncts and function rooms. Excluded from this area were a 115-square foot restroom and a 930-square foot gym. The gym was used by hotel guests and the restroom by hotel guests using the gym. A gym is closer to a commercial adjunct than a guest room or any of the other hotel areas identified by the regulations, particularly since the hotel could charge for its use or for additional services the gym could offer. Therefore, both spaces should have been considered a commercial adjunct by the Zoning Administrator, such that total amount of the ground floor approved for CA/FR uses was actually 4,001 square feet.

The Revised Building Permit allowed 5,596 square feet of CA/FR uses. In total therefore, the Revised Building Permit allowed a total area of 8,582 square feet of CR/FR uses.

The Board therefore finds that a total of 9,597 square feet of CA/FR space was approved by the Revised Building Permit.

To summarize, there was no exhibit space on the basement or ground floors as of December 2012 and none was approved by the revised permit. The total commercial adjunct and function room space that existed in December 2012 was 8,243 square feet. The total commercial adjunct and function room space approved by the Revised Building Permit was 9,597 square feet, a net increase of 1,354 square feet. Because the Revised Building Permit authorized an increase in total commercial adjunct and function room space, its issuance violated §§ 350.4(e) and 351.2(a).

Visibility

Having examined the plans submitted by both the Appellant and the owner, the Board finds that the visibility of the first-floor restaurant was increased by moving it. Two factors contributed to the increased visibility: the expansion of the restaurant in its new location and the windows located along the first-floor wall. Subsection 351.2(c) of the Zoning Regulations states that where a commercial adjunct use is concerned, “[n]o part of the adjunct or the entrance to the adjunct shall be visible from a sidewalk [.]” The Board therefore finds that the Zoning Administrator erred when he approved plans to move the point of visibility for the Hotel’s first-floor restaurant and meeting room and, for this reason as well, the Revised Building Permit was unlawfully issued.

ANC Great Weight

By resolution adopted by a vote of 6-3 at a public meeting on June 10, 2015 with a quorum present, ANC 2B requested that the Board give the appeal “special consideration.” (Exhibit 28.) The Board recognizes the importance of carefully considering assertions of zoning error, and therefore gave this case the same careful consideration as it would give any other.

DECISION

For the foregoing reasons, the Board finds that the DCRA erred in issuing Building Permit Number B1504436 on March 19, 2015, to approve renovations to a hotel in the DC/R-5-D District at premises 1731 New Hampshire Avenue, N.W. Accordingly, it is therefore **ORDERED** that the decision of the Zoning Administrator is **REVERSED** and the appeal is therefore **GRANTED**.

VOTE: 3-0-2 (Anthony J. Hood, Marnique Y. Heath, and Frederick L. Hill to **GRANT** the Appeal and **REVERSE** the Zoning Administrator; Jeffrey L. Hinkle not participating; one Board seat vacant).

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

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

FINAL DATE OF ORDER: March 7, 2017

PURSUANT TO 11 DCMR SUBTITLE Y § 604.11, NO ORDER OF THE BOARD SHALL TAKE EFFECT UNTIL TEN (10) DAYS AFTER IT BECOMES FINAL PURSUANT TO SUBTITLE Y § 604.7.

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

Application No. 19414 of Power Brokers Property LLC, as amended¹, pursuant to 11 DCMR Subtitle X, Chapter 9, for special exceptions under Subtitle E § 5201, from the nonconforming structure requirements of Subtitle C § 202.2, the height requirements of Subtitle E § 303, and the lot occupancy requirements of Subtitle E § 304.1, to renovate an existing 20-unit apartment building in the RF-1 Zone at premises 1315 Park Road N.W. (Square 2838, Lot 823).

HEARING DATES: January 18, 2017 and February 22, 2017²
DECISION DATE: February 22, 2017

SUMMARY ORDER

SELF-CERTIFIED

The zoning relief requested in this case was self-certified, pursuant to 11 DCMR § 3113.2. (Exhibits 6 (original) and 51 (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") 1A and to owners of property located within 200 feet of the site. The site of this application is located within the jurisdiction of ANC 1A, which is automatically a party to this application. The ANC submitted a report recommending approval with conditions. The report indicated that at a regularly scheduled and properly noticed public meeting on January 11, 2017, at which a quorum was present, the ANC voted 11-1-0 to support the application. (Exhibit 50.)

The Office of Planning ("OP") submitted two reports in this case. In the first report, which was timely, OP indicated that it could not make a recommendation and asked for the opportunity to review the matter further to clarify the exact relief needed. (Exhibit 40.) In its second report, OP recommended approval of the amended relief. (Exhibit 49.) The District Department of Transportation ("DDOT") submitted a timely report indicating that it had no objection to the grant of the application. (Exhibit 38.)

¹ The Applicant amended the application (Exhibit 51 – revised self-certification) from the original request for special exception for height under Subtitle E § 303.1 and variances from nonconforming structure (Subtitle C § 202.2) and nonconforming use (Subtitle C § 204.1) (Exhibit 6 – original self-certification). The caption has been amended accordingly.

² At the Decision Meeting on this case, the Board reopened the record for the Applicant's testimony on February 22, 2017, to confirm that the Applicant accepted the Board's edits to the proffered conditions.

Sixteen letters of support for the application were submitted to the record. (Exhibits 41-48, 55-62.)

Testimony in opposition to the application was provided by three representatives from the property at 1319 Park Road, N.W., raising concerns about privacy and the impact on light and air.

As directed by 11 DCMR Subtitle X § 901.3, the Board has required the Applicant to satisfy the burden of proving the elements that are necessary to establish the case pursuant to 11 DCMR Subtitle X, Chapter 9, for special exceptions under Subtitle E § 5201, from the nonconforming structure requirements of Subtitle C § 202.2, the height requirements of Subtitle E § 303, and the lot occupancy requirements of Subtitle E § 304.1, to renovate an existing 20-unit apartment building in the RF-1 Zone. The only parties to the case were the ANC and the Applicant. No parties appeared at the public hearing in opposition to this application. Accordingly, a decision by the Board to grant this application would not be adverse to any party.

Based upon the record before the Board and having given great weight to the ANC and OP reports, the Board concludes that the Applicant has met the burden of proof, pursuant to 11 DCMR Subtitle X § 901.2, Subtitle E § 5201, Subtitle C § 202.2, and Subtitle E §§ 303 and 304.1, 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 Subtitle Y § 101.9, the Board has determined to waive the requirement of 11 DCMR Subtitle Y § 604.3, that the order of the Board be accompanied by findings of fact and conclusions of law. The waiver will not prejudice the rights of any party and is appropriate in this case.

It is therefore **ORDERED** that this application is hereby **GRANTED AND, PURSUANT TO SUBTITLE Y § 604.10, SUBJECT TO THE APPROVED PLANS AT EXHIBITS 3G, 53A1, AND 53A2, AND WITH THE FOLLOWING CONDITIONS:**

1. Interior partition locations, the number, size, and location of units, stairs and elevators are preliminary and shown for illustrative purposes only. Final layouts, design and interior plans may vary to the extent that such variations do not require additional relief from the Zoning Regulations; and such that such variations do not change the external configuration or appearance of the building.
2. Flexibility to vary the final selection of exterior materials within the color ranges of the material types proposed based on the availability at the time of construction, without reducing the quality of materials or intent of the original design.

3. Flexibility to make refinements to exterior details and dimensions, including belt courses, sills, bases, cornices, railings trim, and windows that are otherwise necessary to obtain a final building permit to the extent that such changes do not require additional relief from the Zoning Regulations; such that the variations do not change the external configuration or appearance of the building.

4. The Applicant will provide planters / vegetation to the maximum height of six feet to be located along the perimeter of the roof top deck for the purpose of screening and privacy, to be maintained at all times during the year for the life of the project.

VOTE: **3-0-2** (Frederick L. Hill, Carlton E. Hart, and Michael G. Turnbull, to APPROVE; Lesylleé M. White, not participating, and one Board seat vacant.)

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

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

FINAL DATE OF ORDER: March 2, 2017

PURSUANT TO 11 DCMR SUBTITLE Y § 604.11, NO ORDER OF THE BOARD SHALL TAKE EFFECT UNTIL TEN (10) DAYS AFTER IT BECOMES FINAL PURSUANT TO SUBTITLE Y § 604.7.

PURSUANT TO 11 DCMR SUBTITLE Y § 702.1, 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 SUBTITLE Y § 705 PRIOR TO THE EXPIRATION OF THE TWO-YEAR PERIOD AND THE REQUEST IS GRANTED. PURSUANT TO SUBTITLE Y § 703.14, NO OTHER ACTION, INCLUDING THE FILING OR GRANTING OF AN APPLICATION FOR A MODIFICATION PURSUANT TO SUBTITLE Y §§ 703 OR 704, SHALL TOLL OR EXTEND THE TIME PERIOD.

PURSUANT TO 11 DCMR SUBTITLE Y § 604, 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.

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PURSUANT TO 11 DCMR SUBTITLE A § 303, 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. 19422 of IMA PIZZA STORE 17, LLC, pursuant to 11 DCMR Subtitle X, Chapter 9, for a special exception under the penthouse requirements of Subtitle C § 1504.1, to allow the installation and full screening of rooftop mechanical equipment in the MU-4 Zone at premises located at 1335 Wisconsin Avenue N.W. (Square 1232, Lot 69).

HEARING DATE: March 1, 2017¹
DECISION DATE: March 1, 2017

SUMMARY ORDER

REVIEW BY THE ZONING ADMINISTRATOR

The application was accompanied by a memorandum, dated October 20, 2016, from the Zoning Administrator, certifying the required relief. (Exhibit 6.)

The Board of Zoning Adjustment (“Board”) provided proper and timely notice of the public hearing on this application by publication in the *D.C. Register* and by mail to Advisory Neighborhood Commission (“ANC”) 2E and to owners of property located within 200 feet of the site. The site of this application is located within the jurisdiction of ANC 2E, which is automatically a party to this application. The ANC submitted a report recommending approval of the application. The ANC’s report indicated that at a regularly scheduled, properly noticed public meeting on January 30, 2017, at which a quorum was present, the ANC voted 8-0-0 to support the application. (Exhibit 33.)

The Office of Planning (“OP”) submitted a timely report, dated January 20, 2017 in support of the application. (Exhibit 31.) The District Department of Transportation (“DDOT”) submitted a timely report, dated January 18, 2017, expressing no objection to the approval of the application. (Exhibit 29.)

As directed by 11 DCMR Subtitle X § 901.3, the Board has required the Applicant to satisfy the burden of proving the elements that are necessary to establish the case pursuant to Subtitle X § 901.2, for a special exception under the penthouse requirements of Subtitle C § 1504.1, to allow the installation and full screening of rooftop mechanical equipment in the MU-4 Zone. No parties appeared at the public hearing in opposition to this application. Accordingly, a decision by the Board to grant this application would not be adverse to any party.

¹ This case was administratively rescheduled from the public hearing session of February 1, 2017 to the public hearing session of March 1, 2017. (Exhibit 32.)

Based upon the record before the Board and having given great weight to the OP and ANC reports, the Board concludes that the Applicant has met the burden of proof, pursuant to 11 DCMR Subtitle X § 901.2 and Subtitle C § 1504.1, 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 Subtitle Y § 101.9, the Board has determined to waive the requirement of 11 DCMR Subtitle Y § 604.3, that the order of the Board be accompanied by findings of fact and conclusions of law. The waiver will not prejudice the rights of any party and is appropriate in this case.

It is therefore **ORDERED** that this application is hereby **GRANTED AND, PURSUANT TO SUBTITLE Y § 604.10, SUBJECT TO THE APPROVED PLANS AT EXHIBIT 5 – ARCHITECTURAL PLANS AND LEVATIONS.**

VOTE: **4-0-1** (Frederick L. Hill, Lesylleé M. White, Carlton E. Hart, and Robert E. Miller to APPROVE; one Board seat vacant.)

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

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

FINAL DATE OF ORDER: March 7, 2017

PURSUANT TO 11 DCMR SUBTITLE Y § 604.11, NO ORDER OF THE BOARD SHALL TAKE EFFECT UNTIL TEN (10) DAYS AFTER IT BECOMES FINAL PURSUANT TO SUBTITLE Y § 604.7.

PURSUANT TO 11 DCMR SUBTITLE Y § 702.1, 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 SUBTITLE Y § 705 PRIOR TO THE EXPIRATION OF THE TWO-YEAR PERIOD AND THE REQUEST IS GRANTED. PURSUANT TO SUBTITLE Y § 703.14, NO OTHER ACTION, INCLUDING THE FILING OR GRANTING OF AN APPLICATION FOR A MODIFICATION PURSUANT TO SUBTITLE Y §§ 703 OR 704, SHALL TOLL OR EXTEND THE TIME PERIOD.

PURSUANT TO 11 DCMR SUBTITLE Y § 604, APPROVAL OF AN APPLICATION SHALL INCLUDE APPROVAL OF THE PLANS SUBMITTED WITH THE APPLICATION FOR THE CONSTRUCTION OF A BUILDING OR STRUCTURE (OR ADDITION

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THERE TO) OR THE RENOVATION OR ALTERATION OF AN EXISTING BUILDING OR STRUCTURE. AN APPLICANT SHALL CARRY OUT THE CONSTRUCTION, RENOVATION, OR ALTERATION ONLY IN ACCORDANCE WITH THE PLANS APPROVED BY THE BOARD AS THE SAME MAY BE AMENDED AND/OR MODIFIED FROM TIME TO TIME BY THE BOARD OF ZONING ADJUSTMENT.

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

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

Application No. 19435 of Craig Gerson and Nancy Copeland, pursuant to 11 DCMR Subtitle X, Chapter 9, for a special exception under Subtitle D § 5201, from the lot occupancy requirements of Subtitle D § 304.1, the rear yard requirements of Subtitle D § 306.1, the side yard requirements of Subtitle D § 307.1, and the nonconforming structure requirements of Subtitle C § 202.2, to rebuild and screen-in a deck to the rear of an existing one-family dwelling in the R-3 Zone at premises 2651 Woodley Road N.W. (Square 2108, Lot 4).

HEARING DATE: Applicant waived right to a public hearing

DECISION DATE: March 1, 2017

SUMMARY ORDER

SELF-CERTIFICATION

The zoning relief requested in this case was self-certified, pursuant to 11 DCMR Subtitle Y § 300.6. (Exhibit 6.) 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.

Pursuant to 11 DCMR Subtitle Y § 401, this application was tentatively placed on the Board's expedited review calendar for decision without hearing as a result of the applicant's waiver of its right to a hearing. (Exhibit 2.)

The Board provided proper and timely notice of the public hearing on this application by publication in the *D.C. Register* and by mail to Advisory Neighborhood Commission ("ANC") 3C, and to owners of property within 200 feet of the site. The site of this application is located within the jurisdiction of ANC 3C, which is automatically a party to this application. The ANC submitted a report of support. The report indicated that at a regularly scheduled and properly noticed meeting on February 21, 2017, at which a quorum was in attendance, ANC 3C voted, by a voice vote, not to object to the application. (Exhibit 31.)

The Office of Planning ("OP") submitted a timely report, dated February 17, 2017, in support of the application. (Exhibit 29.) The District Department of Transportation ("DDOT") submitted a timely report, dated February 9, 2017, expressing no objection to the approval of the application. (Exhibit 28.)

No objections to expedited calendar consideration were made by any person or entity entitled to do so by Subtitle Y §§ 401.7 and 401.8. The matter was therefore called on the Board's expedited calendar for the date referenced above and the Board voted to grant the application.

As directed by 11 DCMR Subtitle X § 901.3, the Board has required the Applicant to satisfy the burden of proving the elements that are necessary to establish the case pursuant to Subtitle X § 901.2, for a special exception under Subtitle D § 5201, from the lot occupancy requirements of Subtitle D § 304.1, the rear yard requirements of Subtitle D § 306.1, the side yard requirements of Subtitle D § 307.1, and the nonconforming structure requirements of Subtitle C § 202.2, to rebuild and screen-in a deck to the rear of an existing one-family dwelling in the R-3 Zone. No parties appeared at the public meeting in opposition to this application. Accordingly, a decision by the Board to grant this application would not be adverse to any party.

Based upon the record before the Board and having given great weight to the OP and ANC reports, the Board concludes that the Applicant has met the burden of proof, pursuant to 11 DCMR, Subtitle X §§ 901.2, Subtitle D §§ 5201, 304.1, 306.1, 307.1, and Subtitle C § 202.2, 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, Subtitle Y § 101.9, the Board has determined to waive the requirement of 11 DCMR Subtitle Y § 604.3, that the order of the Board be accompanied by findings of fact and conclusions of law. The waiver will not prejudice the rights of any party and is appropriate in this case.

It is therefore **ORDERED** that this application is hereby **GRANTED AND, PURSUANT TO SUBTITLE Y § 604.10, SUBJECT TO THE APPROVED PLANS AT EXHIBIT 8 – ARCHITECTURAL PLANS AND ELEVATIONS.**

VOTE: **4-0-1** (Frederick L. Hill, Robert E. Miller, Lesylleé M. White, and Carlton E. Hart to APPROVE; one Board seat vacant).

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

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

FINAL DATE OF ORDER: March 7, 2017

PURSUANT TO 11 DCMR SUBTITLE Y § 604.11, NO ORDER OF THE BOARD SHALL TAKE EFFECT UNTIL TEN (10) DAYS AFTER IT BECOMES FINAL PURSUANT TO SUBTITLE Y § 604.7.

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PURSUANT TO 11 DCMR SUBTITLE Y § 702.1, 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 SUBTITLE Y § 705 PRIOR TO THE EXPIRATION OF THE TWO-YEAR PERIOD AND THE REQUEST IS GRANTED. PURSUANT TO SUBTITLE Y § 703.14, NO OTHER ACTION, INCLUDING THE FILING OR GRANTING OF AN APPLICATION FOR A MODIFICATION PURSUANT TO SUBTITLE Y §§ 703 OR 704, SHALL TOLL OR EXTEND THE TIME PERIOD.

PURSUANT TO 11 DCMR SUBTITLE Y § 604, APPROVAL OF AN APPLICATION SHALL INCLUDE APPROVAL OF THE PLANS SUBMITTED WITH THE APPLICATION FOR THE CONSTRUCTION OF A BUILDING OR STRUCTURE (OR ADDITION THERETO) OR THE RENOVATION OR ALTERATION OF AN EXISTING BUILDING OR STRUCTURE. AN APPLICANT SHALL CARRY OUT THE CONSTRUCTION, RENOVATION, OR ALTERATION ONLY IN ACCORDANCE WITH THE PLANS APPROVED BY THE BOARD AS THE SAME MAY BE AMENDED AND/OR MODIFIED FROM TIME TO TIME BY THE BOARD OF ZONING ADJUSTMENT.

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

ZONING COMMISSION FOR THE DISTRICT OF COLUMBIA

NOTICE OF FINAL RULEMAKING

AND

Z.C. ORDER NO. 08-06F

Z.C. Case No. 08-06F

Text Amendment – 11 DCMR

(Subtitle A § 102, Vested Rights Under the Previous 1958 Zoning Regulations, as Amended and § 304, Deviations and Modifications Permitted by Zoning Administrator's Ruling; and Subtitle X § 301, Minimum Land Area for Planned Unit Developments and § 311, Implementation)

December 19, 2016

The full text of this Zoning Commission Order is published in the “Final Rulemaking” section of this edition of the *D.C. Register*.

ZONING COMMISSION FOR THE DISTRICT OF COLUMBIA

NOTICE OF FINAL RULEMAKING

AND

Z.C. ORDER NO. 08-06I

Z.C. Case No. 08-06I

Text Amendment – 11 DCMR

(Minor Modifications to Zoning Commission Order No. 08-06A)

January 30, 2017

The full text of this Zoning Commission Order is published in the “Final Rulemaking” section of this edition of the *D.C. Register*.

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