

District of Columbia

REGISTER

HIGHLIGHTS

- D.C. Council passes Law 21-220, Nonwoven Disposable Products Act of 2016
- D.C. Council passes Law 21-223, Historic Preservation of Derelict District Properties Act of 2016
- D.C. Council schedules public hearings on the Fiscal Year 2018 Proposed Budget and Financial Plan
- D.C. Council schedules a public hearing on the Recruitment and Retention of First Responders
- Department of Health amends funding availability for the Tobacco Prevention and Control Community Grants
- Public Service Commission schedules a community hearing to get public comments on PEPCO’s rate application
- Office of the State Superintendent of Education establishes the District of Columbia’s child care subsidy rates and sliding fee schedule
- D.C. Water and Sewer Authority expands the Customer Assistance Program for eligible single-family residential accounts and individually metered tenant accounts

DISTRICT OF COLUMBIA REGISTER

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RM 520 – 441 4th ST, ONE JUDICIARY SQ. - WASHINGTON, D.C. 20001 - (202) 727-5090

MURIEL E. BOWSER
MAYOR

VICTOR L. REID, ESQ.
ADMINISTRATOR

CONTENTS

ACTIONS OF THE COUNCIL OF THE DISTRICT OF COLUMBIA

D.C. LAWS

L21-220 Nonwoven Disposable Products Act of 2016.....002879

L21-221 West End Parcels Development Omnibus Amendment
Act of 2016.....002880

L21-222 Green Yards Recognition Act of 2016.....002881

L21-223 Historic Preservation of Derelict District Properties
Act of 2016.....002882

L21-224 H Street, N.E., Retail Priority Area Clarification Temporary
Amendment Act of 2016002883

RESOLUTIONS

Res 22-41 Modifications to Contract No. CW40436 Approval
and Payment Authorization Emergency Declaration
Resolution of 2017002884 - 002885

Res 22-45 Williams Alley Designation Emergency Declaration
Resolution of 2017002886 - 002887

ADOPTED CEREMONIAL RESOLUTIONS

ACR 22-34 San Miguel School Fiesta de Gala 5th Annual
Scholarship Benefit Recognition Resolution
of 2017002888 - 002889

ACR 22-35 Read Across America Day Recognition Resolution
of 2017002890 - 002891

ACR 22-36 Mark Plotkin Recognition Resolution of 2017.....002892 - 002893

ACR 22-37 Gay and Lesbian Activists Alliance 46th Anniversary
Recognition Resolution of 2017.....002894 - 002895

ACR 22-38 Edward Hill, Jr. Recognition Resolution of 2017002896 - 002897

ACR 22-39 Carolyn Williams Harrison Recognition
Resolution of 2017002898 - 002899

ACTIONS OF THE COUNCIL OF THE DISTRICT OF COLUMBIA CONT'D

ADOPTED CEREMONIAL RESOLUTIONS CONT'D

ACR 22-40 Rebecca Frye Gatorade District of Columbia
Volleyball Player of the Year Recognition
Resolution of 2017002900 - 002901

ACR 22-41 Youth Art Month Recognition Resolution of 2017002902 - 002903

ACR 22-42 Red Cross Month Recognition Resolution of 2017..... 002904 - 002905

ACR 22-43 Irish-American Heritage Month Recognition
Resolution of 2017002906 - 002907

ACR 22-44 National Social Work Month Recognition
Resolution of 2017 002908 - 002909

ACR 22-45 Lillian and John Marable Recognition Resolution of 2017.....002910 - 002911

ACR 22-46 Win Holladay Recognition Resolution of 2017 002912 - 002913

ACR 22-47 Women’s History Month Recognition Resolution of 2017.....002914 - 002915

ACR 22-48 Chief Judge Eric T. Washington Retirement
Recognition Resolution of 2017.....002916 - 002917

ACR 22-49 Howard Gasaway, Sr. Recognition Resolution of 2017..... 002918 - 002920

ACR 22-50 Jazz Appreciation Month and International Jazz Day
Recognition Resolution of 2017.....002921 - 002922

ACR 22-51 Clifford T. Keenan Recognition Resolution of 2017 002923 - 002925

ACR 22-52 Sexual Assault Awareness Month Recognition
Resolution of 2017002926 - 002928

ACR 22-53 Anacostia High School Girls Varsity Basketball
Team Recognition Resolution of 2017..... 002929 - 002930

ACR 22-55 Middle C Music Day Recognition Resolution of 2017002931 - 002932

ACR 22-56 Jeannette Mobley Woman of Distinction Recognition
Resolution of 2017002933 - 002934

BILLS INTRODUCED AND PROPOSED RESOLUTIONS

Notice of Intent to Act on New Legislation -
Bills B22-188 through B22-204 and Proposed Resolutions
PR22-176 through PR22-185, PR22-188, PR22-189,
and PR22-190002935 - 002939

ACTIONS OF THE COUNCIL OF THE DISTRICT OF COLUMBIA CONT'D

COUNCIL HEARINGS

Notice of Public Hearings -

Fiscal Year 2018 Proposed Budget and Financial Plan, Fiscal Year 2018 Budget Support Act of 2017, Fiscal Year 2018 Local Budget Act of 2017, and Committee Mark-up Schedule.....002940 - 002948

PR22-0128 Director of the Department of Employment Services
Odie Donald Confirmation Resolution of 2017 002949

Recruitment and Retention of First Responders (Joint)(Revised)002950 - 002951

B22-0041 Force of 4,200 – Police Officer Recruitment and Retention Act of 2017 (Joint)(Revised)002950 - 002951

B22-0105 First Responders Housing Incentive Program Amendment Act of 2017 (Joint)(Revised)002950 - 002951

Notice of Public Roundtables -

PR22-127 District of Columbia Water and Sewer Authority Board of Directors Ivan Frishberg Confirmation Resolution of 2017..... 002952

PR22-143 District of Columbia Water and Sewer Authority Board of Directors David Franco Confirmation Resolution of 2017..... 002952

PR22-173 Food Policy Council Philip Sambol Confirmation Resolution of 2017..... 002952

PR22-0151 Director of the Department of Corrections Quincy Booth Confirmation Resolution of 2017 002953

ACTIONS OF THE EXECUTIVE BRANCH AND INDEPENDENT AGENCIES

PUBLIC HEARINGS

Alcoholic Beverage Regulation Administration -

Hando-Medo - ANC 2F - New002954

Judy Restaurant - ANC 1B - Substantial Change.....002955

Kirwan’s on the Wharf - ANC 6D - New002956

Quara Ethiopian Fusion Restaurant - ANC 6A - New002957

Spaghetti Garden Brass Monkey Peyote Roxanne - ANC 1C - Renewal002958

The Smith - ANC 1B - New002959

Trader Joe’s #621 - ANC 5D - New002960

Historic Preservation Review Board -

Historic District Designation - Case -

17-05 Emerald Street Historic District
Emerald Street NE, all addresses;
517 and 519 13th Street NE;
and 518 and 520 14th Street NE002961 - 002962

ACTIONS OF THE EXECUTIVE BRANCH AND INDEPENDENT AGENCIES CONT'D

PUBLIC HEARINGS CONT'D

Public Charter School Board, DC -
 Eight New Charter School Applications002963 - 002965

Zoning Adjustment, Board of - April 5, 2017 - Public Hearings (Revised)
 19315A Associated Catholic Charities - ANC-6E002966 - 002968
 19446 Max Karasik - ANC-6C002966 - 002968
 19467 Lori Steenhoek - ANC-6C.....002966 - 002968

Zoning Adjustment, Board of - May 10, 2017 - Public Hearings
 19489 Tarpan and Emily Parekh - ANC 6C.....002969 - 002971
 19491 Jurassic Properties, Inc. - ANC 1C.....002969 - 002971

FINAL RULEMAKING

Education, Office of the State Superintendent of - Amend 5
 DCMR (Education), Subtitle A (Office of the State
 Superintendent of Education), to add Ch. 2 (District
 Subsidized Child Care Services), Sections 200 - 204,
 and Sec. 299 (Definitions), to establish the District of
 Columbia’s child care subsidy rates and sliding fee
 schedule; Also repeals 29 DCMR (Public Welfare),
 Ch. 3 (Child Development Facilities),
 Sec. 380 (District Subsidized Child Care Services)002972 - 002982

Water and Sewer Authority, DC - Amend 21 DCMR -
 (Water and Sanitation), Ch. 41 (Retail Water and Sewer
 Rates), Sec. 4102 (Customer Assistance Program),
 to expand the Customer Assistance Program for eligible
 single-family residential accounts and individually
 metered tenant accounts002983 - 002984

PROPOSED RULEMAKING

Health, Department of - Amend 22 DCMR (Health),
 Subtitle C (Medical Marijuana), Ch. 3 (Use of Medical Marijuana),
 Sec. 300 (Use by Qualifying Patient, Transportation by Caregiver,
 and Limitations on Medical Marijuana), and Ch. 56 (General Operating
 Requirements), Sec. 5620 (Manufacturing Standards), to ban the use
 of butane by qualifying patients and caregivers and to require
 cultivation centers to obtain written approval from the Department
 before using butane002985 - 002986

ACTIONS OF THE EXECUTIVE BRANCH AND INDEPENDENT AGENCIES CONT'D

PROPOSED RULEMAKING CONT'D

Housing and Community Development, Department of -
Amend 14 DCMR (Housing), Ch. 25 (Home Purchase Assistance
Program), Sec. 2503 (Amount of Financial Assistance),
Sec. 2504 (Determination of Monthly Principal Payment),
Sec. 2505 (Types of Loans: Principal Only, Insecured, Deferred Payment),
and Sec. 2508 (Terms of Loans), to increase maximum assistance
to \$80,000 and implement deferment of repayment.....002987 - 002988

EMERGENCY AND PROPOSED RULEMAKING

Health Care Finance, Department of - Amend 29 DCMR
(Public Welfare), Ch. 9 (Medicaid Program),
Sec. 989 (Long Term Care Services and Supports
Assessment Process), to establish standards governing
the Medicaid assessment process for beneficiaries;
Emergency and Third Proposed Rulemaking to
incorporate review changes from rulemaking published
on March 18, 2016 at 63 DCR 004086 002989 - 003006

NOTICES, OPINIONS, AND ORDERS

MAYOR’S ORDERS

- 2017-071 Reappointments – Board of Barber and Cosmetology
(Eric Doyle, Anwar Saleem, Jared Scott, Mark Wills,
and Sharon Young)003007 - 003008
- 2017-072 Appointment – Commission on Selection and Tenure
of Administrative Law Judges of the Office of
Administrative Hearings (Rob Hawkins) 003009
- 2017-073 Appointment – Advisory Committee to the Office of
Administrative Hearings (Alice Thomas)003010
- 2017-074 Reappointments and Appointments – District of Columbia
Developmental Disabilities Fatality Review Committee
(Michaela Zajicke-Farber, Nathaniel Feingold, Cecelia Davis,
Mark Wynn, and Lisa Fitzpatrick)003011 - 003012

NOTICES, OPINIONS, AND ORDERS CONT'D

BOARDS, COMMISSIONS, AND AGENCIES

- Administrative Hearings, Office of -
Advisory Committee Meeting - March 20, 2017003013
- Alcoholic Beverage Regulation Administration -
ABC Board's Calendar - March 29, 2017003014 - 003015
ABC Board's Investigative Agenda - March 29, 2017003016 - 003017
ABC Board's Licensing Agenda - March 29, 2017003018 - 003020

ACTIONS OF THE EXECUTIVE BRANCH AND INDEPENDENT AGENCIES CONT'D

**NOTICES, OPINIONS, AND ORDERS CONT'D
BOARDS, COMMISSIONS, AND AGENCIES CONT'D**

Criminal Code Reform Commission, DC -
 Advisory Group Meeting - April 5, 2017 003021

DC International Public Charter School -
 Invitation for Bid - Janitorial & Ground Maintenance
 Services 003022

E.L. Haynes Public Charter School -
 Request for Proposals - Audio Visual Products and Services 003023

Education, Office of the Deputy Mayor for -
 Cross-Sector Collaboration Task Force Meeting - March 28, 2017 003024

Elections, Board of -
 Certification of Filling ANC/SMD Vacancies -
 2B04 Nick DelleDonne 003025
 8D05 Tiffany C. Lancaster 003026
 Certification of ANC/SMD Vacancy in 3D07 003027

Energy and Environment, Department of -
 Intent to Issue Air Quality Permit -
 #6683 United States Government Publishing Office,
 732 North Capitol Street NW 003028 - 003029

Health, Department of - Funding Availability -
 Amended - Tobacco Prevention and Control Community Grants
 RFA#: CHA_TPCC_03.10.17 003030 - 003031

Ingenuity Prep Public Charter School -
 Request for Proposals - Special Education Services 003032

Parks and Recreation, Department of -
 Notice of Extension of Public Comment Period - Application for a
 Dog Exercise Area Within Takoma Recreation Center Park 003033

Public Charter School Board, DC -
 Revised Notice of 2017 Board Meeting Schedule 003034

ACTIONS OF THE EXECUTIVE BRANCH AND INDEPENDENT AGENCIES CONT'D

**NOTICES, OPINIONS, AND ORDERS CONT'D
BOARDS, COMMISSIONS, AND AGENCIES CONT'D**

Public Service Commission -

Notice of Additional Community Hearing -

Public Input Sought on Pepco’s Rate Application -

Formal Case No. 1139, In the Matter of the Application

of Potomac Electric Power Company for Authority to

Increase Existing Retail Rates and Charges for

Electric Distribution Service003035

Sentencing Commission, DC -

Meeting Agenda - March 28, 2017 003036

Notice of Rescheduled Meeting

(From March 21, 2017 to March 28, 2017)..... 003037

Zoning Adjustment, Board of - Cases

19398 Jim Borbely - ANC 5E - Order003038 - 003040

19403 Grant Barker - ANC 4C - Order.....003041 - 003045

19416 Robert Edwards - ANC 4C - Order.....003046 - 003049

19428 1937 2nd Street NE LLC - ANC 5E - Order.....003050 - 003052

Zoning Commission -

Case 05-28T - SCCI Parkside One, LLC - Notice of Filing003053

Notice of Closed Meeting - March 28, 2017..... 003054

COUNCIL OF THE DISTRICT OF COLUMBIA


NOTICE

D.C. LAW 21-220

"Nonwoven Disposable Products 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 21-833 on first and second readings November 15, 2016, and December 6, 2016, respectively. Following the signature of the Mayor on January 6, 2017, as required by Section 404(e) of the Charter, the bill became Act 21-604 and was published in the January 13, 2017 edition of the D.C. Register (Vol. 64, page 174). Act 21-604 was transmitted to Congress on January 25, 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 21-604 is now D.C. Law 21-220, effective March 11, 2017.



Phil Mendelson
Chairman of the Council

Days Counted During the 30-day Congressional Review Period:

January	27, 30, 31
February	1, 2, 3, 6, 7, 8, 9, 10, 13, 14, 15, 16, 17, 21, 22, 23, 24, 27, 28
March	1, 2, 3, 6, 7, 8, 9, 10

COUNCIL OF THE DISTRICT OF COLUMBIA

NOTICE

D.C. LAW 21-221

**"West End Parcels Development 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 21-848 on first and second readings November 15, 2016, and December 6, 2016, respectively. Following the signature of the Mayor on January 6, 2017, as required by Section 404(e) of the Charter, the bill became Act 21-605 and was published in the January 13, 2017 edition of the D.C. Register (Vol. 64, page 177). Act 21-605 was transmitted to Congress on January 25, 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 21-605 is now D.C. Law 21-221, effective March 11, 2017.



Phil Mendelson
Chairman of the Council

Days Counted During the 30-day Congressional Review Period:

January	27, 30, 31
February	1, 2, 3, 6, 7, 8, 9, 10, 13, 14, 15, 16, 17, 21, 22, 23, 24, 27, 28
March	1, 2, 3, 6, 7, 8, 9, 10

COUNCIL OF THE DISTRICT OF COLUMBIA

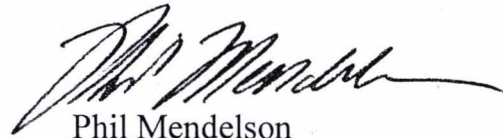
NOTICE

D.C. LAW 21-222

"Green Yards Recognition 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 21-882 on first and second readings November 15, 2016, and December 6, 2016, respectively. Following the signature of the Mayor on January 6, 2017, as required by Section 404(e) of the Charter, the bill became Act 21-606 and was published in the January 13, 2017 edition of the D.C. Register (Vol. 64, page 179). Act 21-606 was transmitted to Congress on January 25, 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 21-606 is now D.C. Law 21-222, effective March 11, 2017.



Phil Mendelson
Chairman of the Council

Days Counted During the 30-day Congressional Review Period:

January	27, 30, 31
February	1, 2, 3, 6, 7, 8, 9, 10, 13, 14, 15, 16, 17, 21, 22, 23, 24, 27, 28
March	1, 2, 3, 6, 7, 8, 9, 10

COUNCIL OF THE DISTRICT OF COLUMBIA

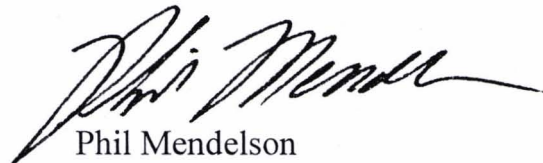
NOTICE

D.C. LAW 21-223

**"Historic Preservation of Derelict District
Properties 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 21-837 on first and second readings November 1, 2016, and December 6, 2016, respectively. The legislation was deemed approved without the signature of the Mayor on January 11, 2017, as required by Section 404(e) of the Charter, the bill became Act 21-607 and was published in the January 13, 2017 edition of the D.C. Register (Vol. 64, page 182). Act 21-607 was transmitted to Congress on January 25, 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 21-607 is now D.C. Law 21-223, effective March 11, 2017.



Phil Mendelson
Chairman of the Council

Days Counted During the 30-day Congressional Review Period:

January	27, 30, 31
February	1, 2, 3, 6, 7, 8, 9, 10, 13, 14, 15, 16, 17, 21, 22, 23, 24, 27, 28
March	1, 2, 3, 6, 7, 8, 9, 10

COUNCIL OF THE DISTRICT OF COLUMBIA

NOTICE

D.C. LAW 21-224

**"H Street, N.E., Retail Priority Area 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 21-943 on first and second readings November 15, 2016, and December 6, 2016, respectively.

Following the signature of the Mayor on January 6, 2017, as required by Section 404(e) of the Charter, the bill became Act 21-608 and was published in the January 13, 2017 edition of the D.C. Register (Vol. 64, page 184). Act 21-608 was transmitted to Congress on January 25, 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 21-608 is now D.C. Law 21-224, effective March 11, 2017.



Phil Mendelson
Chairman of the Council

Days Counted During the 30-day Congressional Review Period:

January 27, 30, 31

February 1, 2, 3, 6, 7, 8, 9, 10, 13, 14, 15, 16, 17, 21, 22, 23, 24, 27, 28

March 1, 2, 3, 6, 7, 8, 9, 10

ENROLLED ORIGINAL

A RESOLUTION

22-41

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. 8 and 9 to Contract No. CW40436 with Pearson VUE, a business of NCS Pearson, Inc., to provide professional-licensing services and to authorize payment in the amount of \$2,275,000 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. CW40436 Approval and Payment Authorization Emergency Declaration Resolution of 2017”.

Sec. 2. (a) There exists a need to approve Modification Nos. 8 and 9 to Contract No. CW40436 with Pearson VUE, a business of NCS Pearson, Inc., to provide professional-licensing services and to authorize payment in the amount of \$2,275,000 for the goods and services received and to be received under the modifications.

(b) By Modification No. 8, dated September 23, 2016, the Office of Contracting and Procurement, on behalf of the Department of Consumer and Regulatory Affairs, exercised an extension of Contract No. CW40436 for the period from October 1, 2016 to March 31, 2017 in the amount of \$968,500.

(c) Modification No. 9 is now necessary to extend Contract No. CW40436 for the period from April 1, 2017 to September 30, 2017 in the amount of \$1,306,500, which will increase the total contract amount for the period October 1, 2016 to September 30, 2017 to \$2,275,000.

(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 value of the contract in an amount greater than \$1 million during a 12-month period.

(e) Approval is necessary to allow the continuation of these vital services. Without this approval, Pearson VUE, a business of NCS Pearson, Inc. cannot be paid for goods and services provided in excess of \$1 million during the period October 1, 2016 to 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

ENROLLED ORIGINAL

Modifications to Contract No. CW40436 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

22-45

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

March 7, 2017

To declare the existence of an emergency with respect to the need to officially designate the public alley in Square 2851, bounded by Irving Street, N.W., Columbia Road, N.W., 11th Street, N.W., and Sherman Avenue, N.W., in Ward 1, as Williams Alley.

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

Sec. 2. (a) There exists an immediate need to officially designate the public alley in Square 2851, bounded by Irving Street, N.W., Columbia Road, N.W., 11th Street, N.W., and Sherman Avenue, N.W., in Ward 1, as Williams Alley.

(b) The Board of Zoning Adjustment already has approved division of one of the lots adjacent to the unnamed alley into 3 smaller lots, one facing the main street and 2 facing the unnamed alley.

(c) The Department of Consumer and Regulatory Affairs cannot issue building permits for properties without an address, and an address cannot be designated on an unnamed alley. Accordingly, the owner of the 2 lots facing the alley cannot proceed with development unless the Council acts to designate the alley with an official name.

(d) In 2016, the Council passed the Theodore ‘Ted’ Williams Alley Designation Act of 2016, effective October 8, 2016 (D.C. Law 21-156; 63 DCR 10162) (“Act”), designating the alley as “Theodore ‘Ted’ Williams Alley.” However, the Act did not specify the designation as an official naming, as the initiators intended. Additionally, the original proposed name created practical difficulties for sign installation, including the long length of the name and use of quotation marks. As a result, the development in Square 2851 could not proceed.

(e) Permanent legislation officially designating the alley as Williams Alley, the Williams Alley Designation Act of 2017, as approved by the Committee of the Whole on March 7, 2017 (Committee Print of Bill 22-3), is currently under review by the Council. However, in order to avoid extension of the already long delay in naming this alley and to permit development of the 2 properties on the alley, it is necessary to give the alley a name as soon as possible.

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 Williams Alley Designation Emergency Act of 2017 be adopted after a single reading.

Sec. 4. This resolution shall take effect immediately.

ENROLLED ORIGINAL

A CEREMONIAL RESOLUTION

22-34

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

March 7, 2017

To recognize the San Miguel School, a Lasallian middle school located in Ward 4, for its commitment to excellence and its dedication to transforming lives for academically underserved and economically disadvantaged boys, and to acknowledge its Fiesta de Gala 5th Annual Scholarship Benefit.

WHEREAS, in 2002, the San Miguel School was opened in the basement of St. Stephen’s Episcopal Church by the Brothers of the Christian Schools and St. John’s College High School as a non-tuition-driven school exclusively serving children living in poverty;

WHEREAS, in 2009, the San Miguel School moved to a new school building located in the Shepherd Park neighborhood of Ward 4 that provides a safe and modern learning environment for up to 90 students;

WHEREAS, the San Miguel School, located in the Shepherd Park neighborhood of Ward 4, specifically caters to at-risk, low-income boys in grades 6 through 8 and currently has 86 students enrolled for the 2016-2017 school year;

WHEREAS, 100% of San Miguel School 8th graders are accepted into high-quality Catholic or independent college-prep high schools;

WHEREAS, San Miguel School alumni boast a 100% rate of graduation from and completion of high school;

WHEREAS, the San Miguel School inspires young men to rise above their challenges and become serious students and responsible citizens; and

WHEREAS, under the leadership of Principal David Palank, President Don Mullikin, and a hardworking and dedicated staff, the San Miguel School prepares its students to succeed in high school and to become young men of faith.

ENROLLED ORIGINAL

RESOLVED, BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this resolution may be cited as the “San Miguel School Fiesta de Gala 5th Annual Scholarship Benefit Recognition Resolution of 2017”.

Sec. 2. The Council of the District of Columbia congratulates the San Miguel School and commends its commitment to providing at-risk, low-income boys in the greater Washington, D.C. area with a quality education.

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

ENROLLED ORIGINAL

A CEREMONIAL RESOLUTION

22-35

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

March 7, 2017

To recognize and celebrate the 20th anniversary of Read Across America Day, and to declare March 2, 2017, as “Read Across America Day” in the District of Columbia.

WHEREAS, in 1998, the National Education Association (“NEA”) celebrated the Read Across America campaign to raise awareness about the importance of reading;

WHEREAS, “NEA’s Read Across America,” a national celebration of reading on March 2, 2017, sponsored by the National Education Association, promotes reading and adult involvement in the education of our community’s students;

WHEREAS, more than 50 national organizations concerned about reading and education have joined with the NEA to designate March 2, the anniversary of the birth of Theodor Geisel (commonly known as Dr. Seuss), as a day to celebrate reading;

WHEREAS, “NEA’s Read Across America,” a national celebration of reading on March 2, 2017, sponsored by the NEA, promotes reading and adult involvement in the education of our community’s students;

WHEREAS, the District of Columbia recognizes that reading is essential for a child’s success, and encourages parents and guardians to read with their children for at least 30 minutes on March 2nd, Read Across America Day; and

WHEREAS, the District of Columbia identifies that reading is the building block to learning and the foundation for future success, places a great emphasis on reading intervention, and will remain committed to providing additional resources for reading assistance.

RESOLVED, BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this resolution may be cited as the “Read Across America Day Recognition Resolution of 2017”.

ENROLLED ORIGINAL

Sec. 2. The Council of the District of Columbia enthusiastically endorses “NEA’s Read Across America,” recommits to engage in programs and activities to make the District’s children the best readers in the world, and hereby declares March 2, 2017, as “Read Across America Day” in the District of Columbia.

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

ENROLLED ORIGINAL

A CEREMONIAL RESOLUTION

22-36

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

March 7, 2017

To recognize, honor, and congratulate Mark Plotkin on the occasion of his 70th birthday, and to declare April 10, 2017, as “Mark Plotkin Day” in the District of Columbia.

WHEREAS, Mark Plotkin is a native of Chicago, and graduated from George Washington University in 1969 with a degree in American History;

WHEREAS, Mark Plotkin taught in public schools in Chicago and Washington, D.C. from 1969 through 1971;

WHEREAS, Mark Plotkin was an advance man and congressional district coordinator for the 1972 campaigns of Edmund Muskie, Eugene McCarthy, and George McGovern, served as deputy finance director for Morris Udall in 1976 and Ted Kennedy in 1980, and served as deputy finance director for the Gary Hart for President campaign in 1984;

WHEREAS, Mark Plotkin has been an active participant on the District’s political scene since the late 1960’s, and was twice elected to the D.C. Democratic State Committee, serving from 1984 to 1989;

WHEREAS, Mark Plotkin served from 1981 until 1985 as an elected member of the Advisory Neighborhood Commission 3B and chaired the commission for 2 years;

WHEREAS, Mark Plotkin played a decisive role in negotiating the return of the District’s city hall, the John A. Wilson Building, to city ownership in 1999, and the adoption of the new District of Columbia license plates bearing the slogan “Taxation without Representation”;

WHEREAS, Mark Plotkin was the prime mover of the Frederick Douglas statue being placed in the Visitor’s Center of the United States Capitol Building, where no prior representation existed;

WHEREAS, Mark Plotkin was a political commentator and analyst for WTOP Radio from 2002-2012, and, before coming to WTOP, he was with the Washington, D.C. NPR affiliate WAMU for 10 years;

ENROLLED ORIGINAL

WHEREAS, Mark Plotkin is presently a contributor to the BBC on American politics, and a columnist for The Hill.com and the Georgetownner; and

WHEREAS, Mark Plotkin was the 2011 recipient of the Edward R. Murrow award for excellence in writing, and, in 2014, the recipient of the Distinguished Alumni Award from George Washington University.

RESOLVED, BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this resolution may be cited as the “Mark Plotkin Recognition Resolution of 2017”.

Sec. 2. The Council of the District of Columbia wishes Mark Plotkin a very happy 70th birthday, recognizes him for his stellar service to the residents of the District of Columbia and as a widely known and outspoken advocate of District self-governance and full congressional representation for District of Columbia residents in Congress, and declares April 10, 2017, as “Mark Plotkin Day” in the District of Columbia.

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

ENROLLED ORIGINAL

A CEREMONIAL RESOLUTION

22-37

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

March 7, 2017

To honor the Gay and Lesbian Activists Alliance on the occasion of its 46th anniversary and to recognize the distinguished citizens and organizations to which it will pay tribute at its anniversary reception.

WHEREAS, the Gay and Lesbian Activists Alliance of Washington, DC (“GLAA”) was founded in April 1971 to advance the cause of equal rights for gay people in the District of Columbia through peaceful participation in the political process;

WHEREAS, GLAA ranks as the oldest continuously active gay, lesbian, bisexual, and transgender (“LGBT”) rights organization in the country;

WHEREAS, GLAA has long fought to improve District government services to LGBT people, from the police and fire departments to the Department of Health and the Office of Human Rights;

WHEREAS, GLAA played a key role in winning marriage equality in the District, working with coalition partners and District of Columbia officials to craft and implement a strategy for achieving a strong, sustainable victory;

WHEREAS, GLAA has participated in lobbying efforts to defeat undemocratic and discriminatory amendments to the District’s budget;

WHEREAS, GLAA has been an advocate for a safe and affirming educational environment for sexual minority youth;

WHEREAS, GLAA has educated District voters by rating candidates for Mayor and Council;

ENROLLED ORIGINAL

WHEREAS, GLAA has provided leadership in coalition efforts on a wide range of public issues, from family law to human rights, healthcare, youth and seniors, and public safety:

WHEREAS, GLAA maintains a comprehensive website of LGBT advocacy materials, as well as the GLAA Forum blog to enhance its outreach; and

WHEREAS, GLAA, at its 46th Anniversary Reception on April 20, 2017, will present its Distinguished Service Awards to individuals who have served the LGBT community in the District of Columbia, specifically: Jose Gutierrez, Rev. Cedric A. Harmon, and Mara Keisling.

RESOLVED, BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this resolution may be cited as the "Gay and Lesbian Activists Alliance 46th Anniversary Recognition Resolution of 2017".

Sec. 2. The Council of the District of Columbia salutes GLAA on the occasion of its 46th Anniversary Reception on April 20, 2017, and thanks its members for their long record of dedicated service that has advanced the welfare not only of the lesbian, gay, bisexual, and transgender community, but of the entire population of the District of Columbia.

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

ENROLLED ORIGINAL

A CEREMONIAL RESOLUTION

22- 38

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

March 7, 2017

To recognize and honor Edward Hill, Jr. on the occasion of his retirement from Howard University.

WHEREAS, Edward Hill, Jr. was born in Wilmington, North Carolina, graduated from Cardozo Senior High School, and received his Bachelor of Arts in Communicative Arts and Journalism from the University of the District of Columbia;

WHEREAS, Edward Hill, Jr. was a staff writer for the Winston-Salem Chronicle and the Black College Sports Review;

WHEREAS, Edward Hill, Jr. was appointed Sports Information Director (“SID”) in March 1986 after serving 6 months as acting SID, and 2 years as assistant SID at Howard University;

WHEREAS, Edward Hill, Jr. is a member of the College Sports Information Directors of America (“CoSIDA”) and the Black College Sports Information Directors of America;

WHEREAS, Edward Hill, Jr. was honored by CoSIDA as the 2005 Bob Kenworthy Award recipient for his exceptional community service;

WHEREAS, Edward Hill, Jr. was honored by CoSIDA in 2009 for having 25 years in athletics;

WHEREAS, Edward Hill, Jr. served as the head coach and co-founder of the DC Warriors Basketball program;

WHEREAS, Edward Hill, Jr. served as a counselor for the National Youth Sports Program;

WHEREAS, Edward Hill, Jr. served as an adjunct professor at Howard University, where he taught Sports and the Media course every spring semester;

WHEREAS, Edward Hill, Jr. coordinated the Howard University Bison football and men’s basketball teams;

ENROLLED ORIGINAL

WHEREAS, Edward Hill, Jr. was inducted into the Mid-Eastern Athletic Conference (“MEAC”) Hall of Fame in March 2010 for his outstanding contributions to the MEAC;

WHEREAS, Edward Hill, Jr. was inducted into the 2016 Hall of Fame at Cardozo Senior High School;

WHEREAS, Edward Hill, Jr. also worked as a news aide and freelance writer for the Washington Post and has written stories that have appeared in such publications as USA Today and the NCAA News; and

WHEREAS, Edward Hill, Jr. has 6 children and 8 grandchildren.

RESOLVED, BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this resolution may be cited as the “Edward Hill, Jr. Recognition Resolution of 2017”.

Sec. 2. The Council of the District of Columbia recognizes and honors Edward Hill, Jr. for his many years of leadership in sports and the media and his dedication to Howard University.

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

ENROLLED ORIGINAL

A CEREMONIAL RESOLUTION

22-39

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

March 7, 2017

To congratulate Carolyn Williams Harrison on her retirement from federal employment.

WHEREAS, Carolyn Williams Harrison has been a resident of the District of Columbia since 1971 and strongly appreciates the District and all of its beauty and history;

WHEREAS, Carolyn Williams Harrison is the 5th of 8 children, born and raised in Emporia, Virginia;

WHEREAS, Carolyn Williams Harrison is the mother of 2 children, Cornelius Harrison and Lisa Williams, and the grandmother of 2, Heaven Harrison and De'Jon Williams;

WHEREAS, Carolyn Williams Harrison graduated from Edward W. Wyatt High School in 1968 and immediately after graduation began working as a bakery clerk for Mitchell's Bakery in Emporia, Virginia;

WHEREAS, Carolyn Williams Harrison decided to pursue her interests in the administrative field and attended Keystone Job Core Center to obtain training in data entry and later received additional training through classes at the Opportunities Industrialization Center in Washington, D.C., where she learned how to pass the "Civil Service" test to begin her federal career;

WHEREAS, Carolyn Williams Harrison started her federal career in April of 1977 in the Government Printing Office, and one year later, joined the Office of Procurement at the United States Mint as a Clerk Typist;

WHEREAS, Carolyn Williams Harrison worked her way up the career ladder throughout her career at the United States Mint, elevating from Clerk Typist to become a Contract Specialist working with small purchasing agents, contract administration, and contract acquisition divisions;

WHEREAS, Carolyn Williams Harrison started a new branch of her career in 1998 with the Police Department within the United States Mint Protection Agency, where she fell in love

ENROLLED ORIGINAL

with the mission of the agency and fulfilled her defined passion in becoming a Personnel Security Specialist;

WHEREAS, Carolyn Williams Harrison received many awards throughout her career, and most recently in June of 2016, she received the Rittenhouse Award for Excellence, which is awarded to United States Mint employees with a superior record of performance that significantly furthered and ultimately improved the bureau’s programs, operations, and services;

WHEREAS, Carolyn Williams Harrison, after 39 years of federal service with the United States Mint, decided to retire and begin the next chapter of her life, grateful for lifelong friendships, co-workers, mentors, and supervisors who contributed to her success along the way; and

WHEREAS, Carolyn Williams Harrison plans to pursue her interests in photography and culinary arts, particularly baking, during her retirement.

RESOLVED, BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this resolution may be cited as the “Carolyn Williams Harrison Recognition Resolution of 2017”.

Sec. 2. The Council of the District of Columbia congratulates Carolyn Williams Harrison on her retirement from years of federal service, and bids her well on the adventure, excitement, and rewards that await her in retirement.

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

ENROLLED ORIGINAL

A CEREMONIAL RESOLUTION

22-40

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

March 7, 2017

To recognize and congratulate Rebecca Frye of the St. John’s College High School Girls Varsity Volleyball team for being named the 2016-17 Gatorade District of Columbia Volleyball Player of the Year.

WHEREAS, St. John’s College High School, established in 1851, is the second-oldest Christian Brothers school in the United States;

WHEREAS, St. John’s College High School, located in northwest Washington, D.C., remains a bastion of academic excellence with 100% of St. John’s graduates accepted into 4-year colleges or universities;

WHEREAS, St. John’s succeeds in preparing young men and women for a life dedicated to leadership, achievement, and service to the community;

WHEREAS, St. John’s philanthropic efforts include 25,000 hours of annual student Christian service;

WHEREAS, on January 17, 2017, The Gatorade Company announced Rebecca Frye of St. John's College High School as its 2016-17 Gatorade District of Columbia Volleyball Player of the Year;

WHEREAS, Rebecca Frye is the 6th Gatorade District of Columbia Volleyball Player of the Year to be chosen from St. John's College High School;

WHEREAS, Rebecca Frye’s excellent season included leading the Cadets to a 21-11 record and the D.C. Interscholastic Athletic Association tournament championship, recording 358 assists, 168 kills, 149 digs, 83 service aces, and 47 blocks while posting a .407 kill percentage; and

WHEREAS, Rebecca Frye and the St. John’s College High School Girls Varsity Volleyball Team has triumphed and excelled on the field and in the classroom.

ENROLLED ORIGINAL

RESOLVED, BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this resolution may be cited as the “Rebecca Frye Gatorade District of Columbia Volleyball Player of the Year Recognition Resolution of 2017”.

Sec. 2. The Council of the District of Columbia heartily congratulates Coach Bill Pribac for his coaching excellence, the members of the St. John’s College High School Girls Varsity Volleyball Team for their accomplished athletic abilities, and Rebecca Frye for being the 2016-17 Gatorade District of Columbia Volleyball Player of the Year.

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

ENROLLED ORIGINAL

A CEREMONIAL RESOLUTION

22-41

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

March 7, 2017

To recognize that art is a valuable education tool that benefits the overall academic experience for District of Columbia’s children and to declare March 2017 as “Youth Art Month” in the District of Columbia.

WHEREAS, Youth Art Month was initiated in 1961 by the Art and Craft Materials Institute (“ACMI”) and is currently administered by The Council for Art Education (“CFAE”);

WHEREAS, Youth Art Month is an annual observance each March to emphasize the value of art education for all children and to encourage support for quality school art programs;

WHEREAS, the theme for the 2016/2017 school year is “United Through Art”;

WHEREAS, art education provides substantial educational benefits to all elementary, middle, and secondary school students;

WHEREAS, art education develops students’ creative, problem-solving, and critical thinking abilities;

WHEREAS, art education provides students with a deeper understanding of multi-cultural values and beliefs;

WHEREAS, art education advances student mastery in art production, art history, art criticism, and aesthetics;

WHEREAS, our national leaders have acknowledged the necessity of including arts experiences in all students’ education; and

WHEREAS, the District of Columbia has been a leader in supporting arts education and will continue to support quality school art programs and advance quality arts education.

ENROLLED ORIGINAL

RESOLVED, BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this resolution may be cited as the “Youth Art Month Recognition Resolution of 2017”.

Sec. 2. The Council of the District of Columbia recognizes the outstanding contributions made by art educators across the District of Columbia, urges all citizens to take interest in and give full support to quality school art programs for children and youth, and declares March 2017 as “Youth Art Month” in the District of Columbia.

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

ENROLLED ORIGINAL

A CEREMONIAL RESOLUTION

22-42

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

March 7, 2017

To recognize and honor the importance of the American Red Cross and to declare March 2017 as “Red Cross Month” in the District of Columbia.

WHEREAS, the American Red Cross was founded in Washington, D.C. on May 21, 1881 by Clara Barton, who led the organization for 23 years;

WHEREAS, President Franklin D. Roosevelt first proclaimed the month of March as Red Cross Month in 1943 during World War II, and every president since has designated March as Red Cross Month;

WHEREAS, the American Red Cross, operating through 800 local chapters with nearly 35,000 employees and nearly one million volunteers, provides relief for as many as 66,000 disasters a year;

WHEREAS, both in the United States and internationally, the Red Cross coordinates blood donations, provides community assistance to the economically disadvantaged, provides health and safety education, and offers support for members of the military and their families;

WHEREAS, the American Red Cross, one of the nation’s oldest, most-recognized humanitarian organizations, is a valued partner of the District and its historic national headquarters, which was designated a National Historical Landmark in 1965, remains located at 430 17th Street; and

WHEREAS, recognizing March as Red Cross Month reaffirms the District’s sincere appreciation for the great humanitarian work that the Red Cross provides here in the District, across the United States, and around the world.

RESOLVED, BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this resolution may be cited as the “Red Cross Month Recognition Resolution of 2017”.

ENROLLED ORIGINAL

Sec. 2. The Council of the District of Columbia declares March 2017 as “Red Cross Month” in the District of Columbia, urges citizens to volunteer their time and energies with the Red Cross, and celebrates and honors the Red Cross for all it has contributed to our community, our nation, and the world for over 130 years.

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

ENROLLED ORIGINAL

A CEREMONIAL RESOLUTION

22-43

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

March 7, 2017

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

WHEREAS, Irish immigrants and their descendants have contributed greatly to the shaping of America, with 9 signers of the Declaration of Independence and 22 Presidents claiming Irish ancestry;

WHEREAS, St. Aloysius Church on 19 Eye Street, N.W., was built in 1859 and catered to many of the Irish Catholics that resided in the surrounding neighborhoods, particularly Swampoodle;

WHEREAS, in the 1800s, Swampoodle was a working-class Irish neighborhood on H Street occupied by refugees who fled Ireland during the Irish Potato Famine;

WHEREAS, in 1995, Congress proclaimed March as Irish-American Heritage Month, and the President issues a proclamation each year;

WHEREAS, 32.7 million U.S. residents claim Irish ancestry and Irish is the nation's second most frequently reported ancestry;

WHEREAS, every year in March, the Irish Taoiseach visits the United States for Saint Patrick's Day, which is celebrated March 17th;

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

WHEREAS, in April 2016, the statue of Robert Emmet, an Irish patriot, was rededicated in Washington, D.C. to commemorate his resolute belief that Ireland should be an independent republic;

ENROLLED ORIGINAL

WHEREAS, Robert Emmet continues to be an important figure in the hearts and minds of many Irish, Irish Americans, and members of the Irish American Unity Conference; and

WHEREAS, this March marks the 22nd anniversary of Irish-American Heritage Month in the United States.

RESOLVED, BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this resolution may be cited as the “Irish-American Heritage Month Recognition Resolution of 2017”.

Sec. 2. The Council of the District of Columbia recognizes the outstanding contributions and valued accomplishments of the Irish-American community in the District of Columbia and the United States of America, celebrates the rich cultural heritage of Irish Americans, and recognizes District residents of Irish heritage on the occasion of Irish-American Heritage Month.

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

ENROLLED ORIGINAL

A CEREMONIAL RESOLUTION

22-44

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

March 7, 2017

To recognize and honor the importance of the social work profession, and to declare March 2017 as “National Social Work Month” in the District of Columbia.

WHEREAS, social workers across the United States work as advocates, advisors, counselors, and facilitators in schools, clinics, businesses, and government offices to enhance well-being and meet the basic needs of all people, especially the most vulnerable in society;

WHEREAS, social workers serve, advocate for, and empower millions of Americans each day;

WHEREAS, social work is one of the fastest-growing careers in the United States, with almost 650,000 members working in all areas of our society, including government, schools, universities, social service agencies, communities, the military, and mental health and health care facilities;

WHEREAS, social workers have strived to secure equal rights for all, including women, African Americans, Latinos, people who are disabled, people who are LGBTQ, and other ethnic, cultural, and religious groups;

WHEREAS, for over 100 years, social workers have worked to ensure personal well-being, prevent crises and counsel individuals, families, and communities, ensuring people get the help they need from the best resources available;

WHEREAS, social workers care for people in every stage of life, from children to elderly, helping them overcome life’s most difficult challenges and the troubles of everyday living;

ENROLLED ORIGINAL

WHEREAS, since 1963, the National Association of Social Workers has organized the National Professional Social Work month as a way to encourage public support for the profession;

WHEREAS, the social work profession remains committed to enhancing human well-being and helping to meet the basic human needs of all people, especially those who are vulnerable, oppressed, and living in poverty; and

WHEREAS, the residents of the District of Columbia have benefited from the meaningful efforts of the social work profession.

RESOLVED, BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this resolution may be cited as the “National Social Work Month Recognition Resolution of 2017”.

Sec. 2. The Council of the District of Columbia declares the month of March 2017 as “National Social Work Month” in the District of Columbia.

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

ENROLLED ORIGINAL

A CEREMONIAL RESOLUTION

22-45

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

March 7, 2017

To honor the lives shared by Lillian and John Marable, in remembrance.

WHEREAS, Lillian and John Marable recently passed away within weeks of one another;

WHEREAS, Lillian and John Marable were married for more than 50 years and were active in the civic life of the District of Columbia;

WHEREAS, Lillian and John Marable were born elsewhere but moved to the District of Columbia long enough ago to be considered “honorary” native Washingtonians;

WHEREAS, Lillian and John Marable lived for many years on Douglas Street, Northeast, in Ward 5 of the District of Columbia;

WHEREAS, Lillian Marable was an outstanding teacher in the District of Columbia Public Schools, having taught kindergarten at elementary schools, including Garfield and Shadd, bringing a high level of creativity and innovation that demonstrated her keen awareness of the vital importance of early childhood education;

WHEREAS, John Marable spent much of his working career at the Veterans Administration, specifically at the Veterans Hospital, and was highly regarded for the reliability of his work until his retirement after many years of service;

WHEREAS, Lillian and John Marable had 2 children, Loretta and Kenneth, 4 grandchildren, Lori, Lisa, Carlos, and Jonice, and 2 great-grandchildren, Austin and Jillian; and

WHEREAS, in retirement, Lillian and John Marable spent many of their waking hours enjoying the company of one another.

RESOLVED, BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this resolution may be cited as the “Lillian and John Marable Recognition Resolution of 2017”.

ENROLLED ORIGINAL

Sec. 2. The Council of the District of Columbia expresses its sympathy on the passing of these 2 outstanding citizens of our great city and calls upon all of our residents to support their family during this time of their bereavement.

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

ENROLLED ORIGINAL

A CEREMONIAL RESOLUTION

22-46

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

March 7, 2017

To recognize and congratulate the National Museum of Women in the Arts on the occasion of its 30th anniversary and to declare April 21, 2017, as “WIN Holladay Day” in the District of Columbia.

WHEREAS, the National Museum of Women in the Arts was the vision of its founders, Wilhelmina Cole Holladay and Wallace F. Holladay, who were inspired to reinsert women into the history of art by establishing the museum and donating the 500 art works to begin the institution’s collection;

WHEREAS, the National Museum of Women in the Arts opened to the public in 1987, as the only major museum in the world solely dedicated to celebrating the creative contributions of women;

WHEREAS, the National Museum of Women in the Arts has championed women in the arts with more than 5,000 artworks in its collection, from the 16th century to the present, in Washington, D.C. for 30 years;

WHEREAS, the National Museum of Women in the Arts has served more than 400,000 adults and children through its educational programming, including school tours, teacher workshops, lectures, panels, concerts, film screenings, and gallery talks;

WHEREAS, the National Museum of Women in the Arts is committed to outreach nationally and internationally through committees that bring the museum’s message to a worldwide audience by raising the museum’s profile and conducting grassroots advocacy on behalf of women artists in their regions; and

WHEREAS, the National Museum of Women in the Arts highlights the power of women and the arts as advocates for advancing ideas and solutions to address society’s most-pressing issues through its Women, Arts, and Social Change initiative.

ENROLLED ORIGINAL

RESOLVED, BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this resolution may be cited as the “Win Holladay Recognition Resolution of 2017”.

Sec. 2. The Council of the District of Columbia congratulates the National Museum of Women in the Arts on the occasion of its 30th anniversary, salutes its founders, Wilhelmina Cole Holladay and Wallace F. Holladay, who were inspired to reinsert women into the history of art by establishing the museum and donating the 500 artworks to begin the institution’s collection, and declares April 21, 2017, as “WIN Holladay Day” in the District of Columbia.

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

ENROLLED ORIGINAL

A CEREMONIAL RESOLUTION

22-47

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

March 7, 2017

To recognize and honor the history, accomplishments, and contributions of women to our country and to the District of Columbia, and to declare March 2017, as “Women’s History Month” in the District of Columbia.

WHEREAS, women have played and continue to play a major role in the world’s economy, politics, culture, and discoveries;

WHEREAS, women of every race, class, and ethnic background have made historic contributions to the growth and strength of the District of Columbia in countless recorded and unrecorded ways;

WHEREAS, at a count of 163 million, women make up 50.7% of the world’s population;

WHEREAS, Women’s History Month can trace its origins back to March 8, 1957, when women from New York City factories staged a protest over working conditions;

WHEREAS, International Women’s Day was first observed in 1909;

WHEREAS, in 1981, Congress established National Women’s History Week to be commemorated the second week of March;

WHEREAS, in 1987, Congress passed a proclamation establishing Women's History Month;

WHEREAS, in 1916, Jeannette Rankin of Montana became the first woman elected to the United States Congress;

WHEREAS, in 1972, Katharine Graham of the Washington Post Company became the first woman chief executive officer of a Fortune 500 company;

ENROLLED ORIGINAL

WHEREAS, in 1968, Shirley Chisholm became the first African American woman elected to the United States Congress, where she worked on the Education and Labor Committee and helped form the Congressional Black Caucus;

WHEREAS, in 1972, Shirley Chisholm became the first African American candidate for a major party's nomination for President of the United States, and the first woman to run for the Democratic Party's presidential nomination;

WHEREAS, in 1981, Sandra Day O'Connor became the first woman Supreme Court Justice;

WHEREAS, in 1991, Sharon Pratt Kelly became the first woman mayor of the District of Columbia, and she also was the first African American woman to serve as mayor of a major American city;

WHEREAS, in 2016, Dr. Carla Hayden became the first woman and the first African American Librarian of Congress; and

WHEREAS, Women's History Month serves as a time to highlight and acknowledge the generations of women who have shaped our history, and to commemorate the great American women who fought for suffrage and advanced our democracy.

RESOLVED, BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this resolution may be cited as the "Women's History Month Recognition Resolution of 2017".

Sec. 2. The Council of the District of Columbia recognizes the exceptional contributions of women to the United States and the District of Columbia, honors the women who have shaped America's history and its future through public service and government leadership, and declares March 2017, as "Women's History Month" in the District of Columbia.

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

ENROLLED ORIGINAL

A CEREMONIAL RESOLUTION

22-48

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

March 7, 2017

To recognize and honor Chief Judge Eric Tyson Washington on the occasion of his retirement from the District of Columbia Court of Appeals, and for his dedicated, selfless service to the District of Columbia.

WHEREAS, Chief Judge Washington was born on December 2, 1953, in Jersey City, New Jersey;

WHEREAS, Chief Judge Washington is a 1976 graduate of Tufts University, and received his law degree from the Columbia University School of Law in 1979;

WHEREAS, Chief Judge Washington was admitted to the State Bar of Texas in 1979, the District of Columbia Bar in 1985, and is also admitted to practice in the United States Supreme Court, the United States District Court for the District of Columbia, the United States Court of Appeals for the D.C. Circuit, the Fifth Circuit, and the Eleventh Circuit;

WHEREAS, in 1979, Chief Judge Washington began his legal career as an associate attorney with the law firm of Fulbright & Jaworski in Houston, Texas;

WHEREAS, in 1983, Chief Judge Washington relocated to Washington, D.C. to serve as Legislative Director and Counsel to U.S. Congressman Michael A. Andrews of Texas;

WHEREAS, from 1987 through 1989, Chief Judge Washington served first as Special Counsel to the Corporation Counsel (now called the Office of the Attorney General for the District of Columbia) and later as Principal Deputy Corporation Counsel for the District of Columbia, where he was responsible, along with the Corporation Counsel, for providing all legal services to the Government of the District of Columbia;

WHEREAS, Chief Judge Washington was a partner in the law firm of Hogan & Hartson from 1990 until 1995 before he was appointed to the Superior Court of the District of Columbia as an Associate Judge;

WHEREAS, Chief Judge Washington was appointed to the Washington, D.C. Court of Appeals by President Bill Clinton in 1999;

ENROLLED ORIGINAL

WHEREAS, Chief Judge Washington was appointed Chief Judge of the District of Columbia Court of Appeals in 2005;

WHEREAS, Chief Judge Washington has admirably led the Court of Appeals, and consequently the Joint Committee on Judicial Administration, the District of Columbia courts' policy-making body, for 11 years;

WHEREAS, as Chief Judge of the Court of Appeals, Chief Judge Washington reduced the median time of cases on appeal by 30% from 2005 to 2012, initiated the audio- and video-streaming of oral arguments, oversaw the implementation of a new digital case management system that allows remote access to appellate case dockets, instituted e-filing in the Court of Appeals, and established an appellate mediation program;

WHEREAS, Chief Judge Washington has worked with the DC Access to Justice Commission to expand access to attorneys for low- and middle-income District residents and worked vigorously for increased access to interpreter services for those with limited English proficiency;

WHEREAS; Chief Judge Washington announced on December 6, 2016, that he would be stepping down as Chief Judge in March of 2017 after 22 years of service to District of Columbia courts, with both the Superior Court and the Court of Appeals;

WHEREAS, Chief Judge Washington will retire as having been the longest-serving chief judge in the history of the court; and

WHEREAS; Chief Judge Washington has maintained a distinguished record of accomplishment, judicial integrity, character, service, and excellence to all he has served.

RESOLVED, BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this resolution may be cited as the "Chief Judge Eric T. Washington Retirement Recognition Resolution of 2017".

Sec. 2. The Council of the District of Columbia recognizes and congratulates Chief Judge Washington on the occasion of his retirement and extends wishes of prosperity, good health, and happiness to Chief Judge Washington during his retirement years.

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

ENROLLED ORIGINAL

A CEREMONIAL RESOLUTION

22-49

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

March 7, 2017

To honor Howard Gasaway, Sr. on his swearing in for the fifth time as Commander of the Potomac River Power Squadron at the Potomac River Power Squadron’s 102nd Annual Change of Watch and Founders Day Celebration.

WHEREAS, Howard Gasaway, Sr. began his professional career with the District of Columbia Department of Parks and Recreation (“DPR”) working as a Recreational Specialist;

WHEREAS, Howard Gasaway, Sr. later assisted in the organization of the new Maintenance Division within DPR, later becoming the director of this division;

WHEREAS, Howard Gasaway, Sr. retired from the District government in 1980 after serving for 31 years, having received numerous awards and accommodations for his outstanding services and contributions to the community during his tenure with DPR;

WHEREAS, Howard Gasaway, Sr. joined the Seafarers Yacht Club of Washington, D.C., the oldest black yacht club in the country, in 1976, led the club for 16 years after becoming Commodore in 1978, and now serves on its board of directors;

WHEREAS, Howard Gasaway, Sr. became the first black Commodore of the Potomac River Yacht Clubs Association (“PRYCA”) in 1987;

WHEREAS, Howard Gasaway, Sr. became the first Commodore to receive the “Distinguished Service Award” in 1997 from the PRYCA, which consists of 23 yacht clubs on the Potomac River, for his Meritorious Service;

WHEREAS, Howard Gasaway, Sr. was requested by the late Mayor of the District of Columbia Marion S. Barry, Jr. to assist in cleaning up the Anacostia River, and as a result, started the first “Anacostia River Cleanup Day” in 1987 along with the help of the Seafarers Yacht Club, the Historic Anacostia Boat Row, and the Potomac River Yacht Clubs Association;

ENROLLED ORIGINAL

WHEREAS, Howard Gasaway, Sr. received the “Stewardship Award” in 1991 from former Mayor of the District of Columbia Sharon Pratt Kelly and former Governor of Maryland Parris Glendening for his environmental advocacy;

WHEREAS, Howard Gasaway, Sr. has received many awards from the Anacostia Watershed Society for his outstanding leadership in cleaning up the Anacostia River;

WHEREAS, Howard Gasaway, Sr. served as Chairman of the Council of Government, Citizen Advisory Committee on the Restoration of the Anacostia River in 1991;

WHEREAS, Howard Gasaway, Sr. received the “Meritorious Award” presented to him by the Commodore of the Potomac River Yacht Clubs Association in 2016 for his contributions for over 30 years;

WHEREAS, Howard Gasaway, Sr. was appointed as the Vice Admiral of the Potomac River and Admiral of the Anacostia River for life by the late Mayor Marion S. Barry, Jr.;

WHEREAS, Howard Gasaway, Sr. served as host and greeted all the Tall Ships entering the Washington, D.C. Southwest Harbor;

WHEREAS, Howard Gasaway, Sr. was an honorary member of the Potomac River Pilot Association;

WHEREAS, Howard Gasaway, Sr. is also a member of the Chesapeake Bay Yacht Clubs Association, where he has held the position of Director of State Legislation since 2005;

WHEREAS, Howard Gasaway, Sr., desiring to further his navigation skills, became a member of both the United States Power Squadron and the Potomac River Power Squadron in 2002, and has held several positions, including that of Squadron Educational Officer, whereby he is an instructor who teaches boat safety courses, and Vessel Safety Examiner, whereby he examines vessels to ensure that they have the right equipment before the captain leaves his dock;

WHEREAS, Howard Gasaway, Sr. became Commander of the Potomac River Power Squadron in 2004, 2007, 2011, and 2016, and is serving for his fifth time, in 2017;

WHEREAS, Howard Gasaway, Sr. was given a “House Resolution” of congratulations in 2004 for his first installation ceremony as Commander of the Potomac River Power Squadron by the late Hon. James E. Proctor, Jr., Delegate in House of Delegates of Maryland;

ENROLLED ORIGINAL

WHEREAS, Howard Gasaway, Sr. also was presented with a flag that was flown in his honor over the State House in Annapolis, Maryland in recognition of his installation as Commander of Potomac River Power Squadron; and

WHEREAS, Howard Gasaway, Sr. enjoys cruising his vessel “My Sweet J” (43’ Viking) with his wife Janett on the Anacostia River, the Potomac River, and on the Chesapeake Bay.

RESOLVED, BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this resolution may be cited as the “Howard Gasaway, Sr. Recognition Resolution of 2017”.

Sec. 2. The Council of the District of Columbia congratulates Howard Gasaway, Sr. on his swearing in as Commander of the Potomac River Power Squadron and honors his years of distinguished, dedicated, and awarded service.

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

ENROLLED ORIGINAL

A CEREMONIAL RESOLUTION

22-50

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

March 7, 2017

To recognize and honor the importance of jazz music, and to declare April 2017 as “Jazz Appreciation Month” and April 30th, 2017 as “International Jazz Day” in the District of Columbia.

WHEREAS, jazz originated within African-American communities during the late 19th and early 20th centuries;

WHEREAS, jazz music had produced some of America’s most innovative artistry;

WHEREAS, Washington, D.C. is rich with jazz history;

WHEREAS, Washington, D.C., is the birthplace of the great jazz pianist and bandleader Duke Ellington, singer and pianist Shirley Horn, pianist Billy Taylor, and saxophonist Frank West;

WHEREAS, this year is the centennial of the birth of jazz icon Ella Fitzgerald, born April 25, 1917;

WHEREAS, for more than 50 years, Ella Fitzgerald was the most popular female jazz singer in the United States;

WHEREAS, Jazz Appreciation Month brings together schools, artists, historians, scholars, and jazz enthusiasts all over the world to celebrate and learn about jazz and its roots and future;

WHEREAS, International Jazz Day is the culmination of Jazz Appreciation Month, and celebrates jazz music and its influence on education, peace, unity, dialogue, and cooperation amongst people;

WHEREAS, International Jazz Day celebrates its 6th anniversary on April 30, 2017; and

ENROLLED ORIGINAL

WHEREAS, on April 30, 2017, Washington, D.C. will join with towns, cities, and villages around the world in celebrating International Jazz Day through thousands of performances and programs.

RESOLVED, BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this resolution may be cited as the “Jazz Appreciation Month and International Jazz Day Recognition Resolution of 2017”.

Sec. 2. The Council of the District of Columbia recognizes and honors the importance of jazz music and declares April 2017 as “Jazz Appreciation Month” and April 30th, 2017 as “International Jazz Day” in the District of Columbia.

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

ENROLLED ORIGINAL

A CEREMONIAL RESOLUTION

22-51

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

March 7, 2017

To recognize and honor Clifford T. Keenan for his years of service to the District of Columbia as the Director of the Pretrial Services Agency.

WHEREAS, Clifford T. Keenan was born in August 29, 1953 in Jersey City, New Jersey;

WHEREAS, Clifford T. Keenan completed his undergraduate studies at Georgetown University in 1976 and earned his Juris Doctor from The Catholic University of America Columbus School of Law in 1983;

WHEREAS, Clifford T. Keenan joined the Metropolitan Police Department (“MPD”) in 1973, where he worked until 1985 as an officer and sergeant in various units;

WHEREAS, Clifford T. Keenan joined the United States Attorney’s Office for the District of Columbia (“USAO”) in 1985 as an Assistant United States Attorney, where he served in a number of roles, including Chief of the Chronic Offender Unit/Violent Crime Section and Chief of the Community Prosecution/Major Crimes Section;

WHEREAS, Clifford T. Keenan was selected in 1996 to lead the Community Prosecution Pilot Project for the USAO, which focused on solving problems and forming partnerships with the community and police to improve the quality of life for people living and working within the District of Columbia;

WHEREAS, in 2000, Clifford T. Keenan was asked by then United States Deputy Attorney General Eric Holder to work on expanding community prosecution efforts throughout the country as the Special Counsel for Community Prosecution within the United States Department of Justice’s Office of Justice Programs;

WHEREAS, Clifford T. Keenan returned to the USAO from 2001 to 2004 to serve as Chief of the Superior Court Division, which has a staff of more than 170 Assistant United States Attorneys and is responsible for the prosecution of most of the local crimes occurring within the District of Columbia;

ENROLLED ORIGINAL

WHEREAS, Clifford T. Keenan was selected as the Deputy Director of Operations for the Pretrial Services Agency (“PSA”) in 2004 and became Deputy Director for the entire PSA in 2005;

WHEREAS, Clifford T. Keenan became Director of PSA in 2012 and has collaboratively ensured that the District provides effective pretrial justice through a non-money bail, informed risk assessment system;

WHEREAS, under Clifford T. Keenan’s leadership, PSA expanded the physical plant and work of PSA’s drug testing laboratory and fostered collaboration with the Office of the Chief Medical Examiner on testing of synthetic drugs, which has been critical in assessing the prevalence of emerging drugs in the District;

WHEREAS, Clifford T. Keenan has demonstrated his commitment to effectively supervising young defendants by collaborating with Superior Court Social Services and the Department of Youth Rehabilitation Services;

WHEREAS, Clifford T. Keenan launched the “Evidence-to-Practice” series at PSA, a 4-part program that brought in nationally recognized experts in performance measurement and evaluation to enhance PSA’s understanding of performance measurement and to identify ways to better utilize data for performance improvement;

WHEREAS, Clifford T. Keenan proactively sought opportunities for PSA to support the annual community initiatives of partner agencies, such as MPD’s Beat the Streets and National Night Out and the USAO’s Youth Violence Summit;

WHEREAS, Clifford T. Keenan served as Board Member of the Council for Court Excellence (“CCE”) and chaired a subcommittee that examined the District’s unique post-arrest process for the purpose of making recommendations for improvement, resulting in the Council’s Judiciary Committee proposing Bill 20-323, the “Post-Arrest Process Clarification Amendment Act of 2013”;

WHEREAS, Clifford T. Keenan served as Vice-Chair to the Board of Trustees for the Pretrial Justice Institute, the nation’s only nonprofit organization dedicated to ensuring informed pretrial decision-making for safe communities; and

WHEREAS, Clifford T. Keenan has instilled within PSA the importance to always “Do the right thing, and do it well,” and will be long remembered for his commitment to enhancing public safety in the District of Columbia.

RESOLVED, BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this resolution may be cited as the “Clifford T. Keenan Recognition Resolution of 2017”.

ENROLLED ORIGINAL

Sec. 2. The Council of the District of Columbia recognizes and honors Clifford T. Keenan for his years of service to the District of Columbia as the Director of the Pretrial Services Agency.

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

ENROLLED ORIGINAL

A CEREMONIAL RESOLUTION

22-52

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

March 7, 2017

To declare the month of April 2017 as “Sexual Assault Awareness Month” in the District of Columbia, to recognize and support healthy human development, and to prevent child and adult sexual abuse.

WHEREAS, women’s organized protests against sexual violence began in the late 1970s in England with ‘Take Back the Night’ marches in direct response to the violence that women encountered as they walked the streets at night;

WHEREAS, these activities became more coordinated and soon developed into a movement that extended to the United States and, in 1978, the first ‘Take Back the Night’ events in the United States were held in San Francisco and New York City;

WHEREAS, the month of April has been designated as Sexual Assault Awareness Month in the United States and was first observed nationally in April 2001, after the alarming statistics of sexual assaults and underreporting became more apparent;

WHEREAS, sexual assault awareness activities have expanded to include the issue of sexual violence against men and men’s participation in ending sexual violence;

WHEREAS, according to the Department of Justice’s National Crime Victimization Survey, every 2 minutes someone in the United States is sexually assaulted;

WHEREAS, according to the Centers for Disease Control & Prevention’s National Intimate Partner and Sexual Violence Survey, one out of every 5 women has been the victim of an attempted or completed rape in her lifetime;

WHEREAS, nearly 3 million men in the United States have been the victims of sexual assault or rape;

ENROLLED ORIGINAL

WHEREAS, girls 16 through 19 years of age are 4 times more likely than the general population to be victims of rape, attempted rape, or sexual assault;

WHEREAS, the rate of rape and sexual assault is 1.2 times higher for young people not in college than it is for college students;

WHEREAS, victims of sexual assault are 3 times more likely to suffer from depression, 6 times more likely to suffer from post-traumatic stress disorder, 13 times more likely to abuse alcohol, 26 times more likely to abuse drugs, and 4 times more likely to contemplate suicide;

WHEREAS, according to the Centers for Disease Control and Prevention, among female victims of partner violence who filed for a protective order, 68% reported that their intimate partner raped them and 20% reported a rape-related pregnancy;

WHEREAS, approximately 80% of sexual assaults are committed by someone known to the victim and 38% of rapists are a friend or acquaintance;

WHEREAS 14% of rapists will be repeat offenders;

WHEREAS, despite the prevalence of sexual violence and its disproportionate effect on at-risk populations, such as the LGBT community, sexual violence remains the most underreported crime;

WHEREAS, despite these harrowing statistics, sexual assault has decreased by 60% since 1993, thanks to the awareness campaigns by organizations like Break The Cycle, the D.C. Rape Crisis Center, the D.C. Coalition to End Sexual Assault, Collective Action for Safe Spaces, Stop Street Harassment, and Men Can Stop Rape, and historic gains made by the Violence Against Women Act and other laws passed and being enforced around the country; and

WHEREAS, the District of Columbia now joins all 50 states, the territories, and other major cities in recognizing the benefits of Sexual Assault Awareness Month.

RESOLVED, BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this resolution may be cited as the “Sexual Assault Awareness Month Recognition Resolution of 2017”.

Sec. 2. The Council of the District of Columbia declares April 2017 as “Sexual Assault Awareness Month” in the District of Columbia and urges citizens to show their support for all victims of sexual assault and the fight against violent crimes. By working together and pooling our resources during the month of April, District residents can highlight sexual violence as a

ENROLLED ORIGINAL

major public health, public safety, human rights, and social justice issue and reinforce the need for prevention.

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

ENROLLED ORIGINAL

A CEREMONIAL RESOLUTION

22-53

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

March 7, 2017

To recognize the Anacostia High School Girls Varsity Basketball Team for its 2016-2017 season.

WHEREAS, the Anacostia High School Girls Varsity Basketball Team defeated the Bell Multicultural High School basketball team 67-44 on February 22, 2017, at the University of the District of Columbia to become the 2016-2017 DCIAA Champion team;

WHEREAS, the Anacostia High School Girls Varsity Basketball Team had a winning season in 2016-2017 with 22 wins and only 5 losses;

WHEREAS, the parents of Anacostia High School Girls Varsity Basketball Team played an essential role by providing unwavering support to the team;

WHEREAS, the Anacostia High School Girls Varsity Basketball Team exemplifies the meaning of scholar athlete and models the school's mission and values of integrity, responsibility, confidence, patience, persistence, caring, commitment, and respect;

WHEREAS, Anacostia High School Girls Varsity Basketball Team roster for the 2016-2017 season includes:

- #1 Mya Moye, PG, Jr.
- #2 Asia Simmons, PG. So.
- #3 Zykia Leonard, G, Jr.
- #5 Mich'e Banks, G, So.
- #11 Ikeya Bland, G, Sr.
- #13 Kamryn Anthony, PG, Fr.
- #20 Raven Hawkins, F, So.
- #22 Daytia Foote, F, Sr.
- #24 Kirby Walker, F, So.
- #30 Brenda McKinney, F, Fr.;

WHEREAS, Anacostia High School Girls Varsity Basketball Team coach for the 2016-2017 season is Reginald Walker; and

ENROLLED ORIGINAL

WHEREAS, the Ward 8 community is proud of the achievements of the Anacostia High School Girls Varsity Basketball Team.

RESOLVED, BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this resolution may be cited as the “Anacostia High School Girls Varsity Basketball Team Recognition Resolution of 2017”.

Sec. 2. The Council of the District of Columbia recognizes the Anacostia High School Girls Varsity Basketball Team for its 2016-2017 season.

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

ENROLLED ORIGINAL

A CEREMONIAL RESOLUTION

22-55

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

March 7, 2017

To recognize and celebrate the 15th anniversary of Middle C Music, a treasured community music store located in the Tenleytown neighborhood, and to declare March 25, 2017, as “Middle C Music Day” in the District of Columbia.

WHEREAS, Myrna Sislen has been the owner of Middle C Music since March 22, 2002;

WHEREAS, Middle C Music is the only full-service, independent, woman-owned music store operating within the District of Columbia,

WHEREAS, Middle C Music has been honored 3 times as one of the world’s top 100 music stores by the National Association of Music Merchants;

WHEREAS, Middle C Music is a local, small business that provides employment to dozens of music instructors and numerous store staff;

WHEREAS, under Ms. Sislen's direction, Middle C Music has flourished into a community hub of the arts, having hosted over 400 free recitals, lectures, and art exhibitions for the general public;

WHEREAS, on any given week, Middle C Music provides music lessons to up to 600 children and adults while renting more than 1,000 instruments to District residents;

WHEREAS, the DC Youth Orchestra and nearly every public school within the District of Columbia have benefitted from Middle C Music’s frequent donations of lessons and musical items to local auctions and fundraisers;

WHEREAS, Middle C Music was the first organization in the world to donate and personally deliver dozens of traditional orchestral instruments to the children of The Landfill Harmonic in Cateura, Paraguay; and

ENROLLED ORIGINAL

WHEREAS, Middle C Music has remained committed to providing all District residents with a safe, nurturing, and community-centered musical haven.

RESOLVED, BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this resolution may be cited as the “Middle C Music Day Recognition Resolution of 2017”.

Sec. 2. The Council of the District of Columbia celebrates Middle C Music’s 15th anniversary, recognizes the business’s charity and growth under the 15 years of ownership by Ms. Sislen, and declares March 25, 2017, as “Middle C Music Day” in the District of Columbia.

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

ENROLLED ORIGINAL

A CEREMONIAL RESOLUTION

22-56

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

March 7, 2017

To recognize and honor Jeannette Mobley, during Women’s History Month, for her outstanding leadership in Human Resource Management and for her commitment to the constituents of Ward 5.

WHEREAS, Jeannette Mobley was born in Pennsylvania, educated at Trinity University in Washington D.C., and earned a certificate in Career Development and Planning from the University of Michigan;

WHEREAS, Jeannette Mobley is the Co-Founder and former Chief Operating Officer of the JPM Group, LLC, a CBE Human Resources and Management Consulting firm based in Washington, D.C.;

WHEREAS, Jeannette Mobley held numerous leadership and human resource positions with Bell Atlantic, Verizon, and AT&T;

WHEREAS, Jeannette Mobley managed the corporate College Recruitment and Experienced Hire Program for District of Columbia, Maryland, Virginia, and West Virginia companies;

WHEREAS, Jeannette Mobley, in 1990, founded an all-male African American mentoring and professional development association called the Development Roundtable for the Upper Mobility of Males (DRUM);

WHEREAS, Jeannette Mobley specializes in career management, executive coaching, and managing large career centers for one of the nation’s top 3 outplacement firms, representing clients such as Johns Hopkins Applied Physical Lab, AT&T, Bell Atlantic, BB&T Bank, and the United States Postal Service;

WHEREAS, Jeannette Mobley served as the Chief of Staff for the Office of Councilmember McDuffie, Ward 5;

WHEREAS, Jeannette Mobley is one of the original founders of the DC Children’s Trust Fund Advisory Board and served as its Chair;

ENROLLED ORIGINAL

WHEREAS, Jeannette Mobley is a founding charter member of the Washington DC Hall of Fame, where she currently serves on its board of directors;

WHEREAS, Jeannette Mobley is an Ex-Officio member of the DC Democratic State Committee;

WHEREAS, Jeannette Mobley served 2 terms as the Financial Secretary for the Ward 5 Democrats;

WHEREAS, Jeannette Mobley held a mayoral appointment to the Alcohol Beverage Control Board under Mayor Vincent C. Gray;

WHEREAS, Jeannette Mobley held a mayoral appointment to the Local Opportunity Business Commission under Mayor Anthony Williams;

WHEREAS, Jeannette Mobley, in 2012, received the DC Government DC Serve Award for Outstanding Community Service; and

WHEREAS, Jeannette Mobley is a loving wife to her husband Pierpont Mobley, a loving mother to her 2 children, Anthony Mobley and Patricia Mobley, and a loving grandmother to her 2 grandchildren, Deja and Jada.

RESOLVED, BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this resolution may be cited as the “Jeannette Mobley Woman of Distinction Recognition Resolution of 2017”.

Sec. 2. The Council of the District of Columbia recognizes and honors Jeannette Mobley for her many years of leadership in human resources, board leadership, and commitment to the constituents of Ward 5.

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

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

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

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

COUNCIL OF THE DISTRICT OF COLUMBIA
PROPOSED LEGISLATION
BILLS

- | | |
|---------|---|
| B22-188 | Strengthening Government Transparency Amendment Act of 2017

Intro. 3-15-17 by Councilmembers Grosso and Cheh and referred to the Committee on Judiciary and Public Safety |
| <hr/> | |
| B22-189 | Drug-Related Nuisance Abatement Amendment Act of 2017

Intro. 3-21-17 by Councilmembers McDuffie and Evans and referred to the Committee on Judiciary and Public Safety with comments from the Committee on Housing and Neighborhood Revitalization |
| <hr/> | |
| B22-190 | Property Disposition Reform Amendment Act of 2017

Intro. 3-21-17 by Councilmembers Silverman, Grosso, Evans, R. White, and T. White and referred sequentially to the Committee on Housing and Neighborhood Revitalization and the Committee on Business and Economic Development with comments from the Committee of the Whole |
| <hr/> | |
| B22-191 | Retirement Parity Amendment Act of 2017

Intro. 3-21-17 by Councilmembers Silverman, Cheh, Nadeau, Evans, Allen, R. White, and Bonds and referred to the Committee on Labor and Workforce Development |
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- B22-192 Fair Elections Act of 2017
Intro. 3-21-17 by Councilmembers Grosso, Cheh, Silverman, Allen, R. White, Nadeau, McDuffie, T. White, and Chairman Mendelson and referred to the Committee on Judiciary and Public Safety
-
- B22-193 Temporary Protection Order Firearm Relinquishment Amendment Act of 2017
Intro. 3-21-17 by Councilmember Cheh and referred to the Committee on Judiciary and Public Safety
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- B22-194 DC Healthcare Alliance Program Recertification Simplification Amendment Act of 2017
Intro. 3-21-17 by Councilmembers Nadeau, Grosso, Silverman, Cheh, R. White, Allen, and Bonds and referred to the Committee on Human Services
-
- B22-195 Study of Mental and Substance Abuse in Immigrant Communities Act of 2017
Intro. 3-21-17 by Councilmembers Nadeau and Silverman and referred to the Committee on Health
-
- B22-196 Access to Treatment for Anaphylaxis Amendment Act of 2017
Intro. 3-21-17 by Councilmembers Nadeau, Grosso, Silverman, and Cheh and referred sequentially to the Committee on Health and the Committee on Judiciary and Public Safety
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- B22-197 Primary Date Alteration Amendment Act of 2017
Intro. 3-21-17 by Councilmember Allen and referred to the Committee on Judiciary and Public Safety
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- B22-198 Uniform Partition of Heirs' Property Act of 2017
Intro. 3-21-17 by Councilmembers Allen, Grosso, Bonds, and Evans and referred to the Committee on Judiciary and Public Safety
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- B22-199 Uniform Fiduciary Access to Digital Assets Act of 2017
Intro. 3-21-17 by Councilmembers Allen, Grosso, Bonds, Evans, and Nadeau and referred to the Committee on Judiciary and Public Safety
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- B22-200 Free Licenses for Veterans Amendment Act of 2017
Intro. 3-21-17 by Councilmembers Todd, Nadeau, Grosso, R. White, and Bonds and referred to the Committee on Transportation and the Environment
-
- B22-201 Prescription Drug Donation Pilot Program Act of 2017
Intro. 3-21-17 by Councilmembers Todd, R. White, Evans, Silverman, and McDuffie and referred to the Committee on Health
-
- B22-202 East End Grocery and Retail Incentive Program Tax Abatement Act of 2017
Intro. 3-21-17 by Councilmembers Gray, Evans, T. White, and Bonds and referred to the Committee on Finance and Revenue
-
- B22-203 Infant and Toddler Developmental Health Services Act of 2017
Intro. 3-21-17 by Councilmembers Gray, R. White, T. White, Bonds, Cheh, Todd, and Chairman Mendelson and referred sequentially to the Committee on Education until December 1, 2017 for Title II only, and then to the Committee on Health with comments from the Committee of the Whole
-
- B22-204 Traffic and Parking Ticket Penalty Amendment Act of 2017
Intro. 3-21-17 by Councilmembers T. White, R. White, Cheh, Evans, McDuffie, and Bonds and referred to the Committee on Transportation and the Environment
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PROPOSED RESOLUTIONS

- PR22-176 Housing Production Trust Fund Board James Knight Confirmation Resolution of 2017
Intro. 3-15-17 by Chairman Mendelson at the request of the Mayor and referred to the Committee on Housing and Neighborhood Revitalization
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- PR22-177 Housing Production Trust Fund Board Stanley Jackson Confirmation Resolution of 2017
- Intro. 3-15-17 by Chairman Mendelson at the request of the Mayor and referred to the Committee on Housing and Neighborhood Revitalization
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- PR22-178 Housing Production Trust Fund Board Susanne Slater Confirmation Resolution of 2017
- Intro. 3-15-17 by Chairman Mendelson at the request of the Mayor and referred to the Committee on Housing and Neighborhood Revitalization
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- PR22-179 Housing Production Trust Fund Board Robert Pohlman Confirmation Resolution of 2017
- Intro. 3-15-17 by Chairman Mendelson at the request of the Mayor and referred to the Committee on Housing and Neighborhood Revitalization
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- PR22-180 Commission on Human Rights Ali Muhammad Confirmation Resolution of 2017
- Intro. 3-15-17 by Chairman Mendelson at the request of the Mayor and referred to the Committee on Judiciary and Public Safety
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- PR22-181 Commission on Human Rights Denise Reed Confirmation Resolution of 2017
- Intro. 3-15-17 by Chairman Mendelson at the request of the Mayor and referred to the Committee on Judiciary and Public Safety
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- PR22-182 Commission on Human Rights Karen Mulhauser Confirmation Resolution of 2017
- Intro. 3-15-17 by Chairman Mendelson at the request of the Mayor and referred to the Committee on Judiciary and Public Safety
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- PR22-183 Science Advisory Board Simone N. Gittelsohn Confirmation Resolution of 2017
- Intro. 3-15-17 by Chairman Mendelson at the request of the Mayor and referred to the Committee on Judiciary and Public Safety
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- PR22-184 District of Columbia Corrections Information Council Governing Board
Charles Thornton Confirmation Resolution of 2017
- Intro. 3-15-17 by Chairman Mendelson at the request of the Mayor and referred
to the Committee on Judiciary and Public Safety
-
- PR22-185 Police Complaints Board Morgan C. Kane Confirmation Resolution of 2017
- Intro. 3-15-17 by Chairman Mendelson at the request of the Mayor and referred
to the Committee on Judiciary and Public Safety
-
- PR22-188 Sense of the Council Urging Reassessment of Relationship with Wells
Fargo Resolution of 2017
- Intro. 3-21-17 by Councilmembers Grosso, Bonds, Nadeau, Silverman, and
Allen and referred to the Committee on Finance and Revenue
-
- PR22-189 Not-for-Profit Hospital Corporation Board of Directors Millicent Gorham
Appointment Resolution of 2017
- Intro. 3-21-17 by Chairman Mendelson and referred to the Committee of the
Whole
-
- PR22-190 Sense of the Council Supporting the National Mall Underground Parking
Feasibility Study Resolution of 2017
- Intro. 3-21-17 by Chairman Mendelson and Councilmembers Evans and Allen
and referred to the Committee of the Whole
-

COUNCIL OF THE DISTRICT OF COLUMBIA
NOTICE OF PUBLIC HEARINGS
FISCAL YEAR 2018 PROPOSED BUDGET AND FINANCIAL PLAN,
FISCAL YEAR 2018 BUDGET SUPPORT ACT OF 2017,
FISCAL YEAR 2018 LOCAL BUDGET ACT OF 2017, AND
COMMITTEE MARK-UP SCHEDULE
 3/16/2017

SUMMARY

April 4, 2017	Mayor Transmits the Fiscal Year 2018 Proposed Budget and Financial Plan
April 6, 2017	Committee of the Whole Public Briefing on the Mayor's Fiscal Year 2018 Proposed Budget and Financial Plan
April 7, 2017 to May 11, 2017	Committee Public Hearings on the "Fiscal Year 2018 Local Budget Act of 2017." (The Committees may also simultaneously receive testimony on the sections of the Fiscal Year 2018 Budget Support Act that affect the agencies under each Committee's purview)
May 12, 2017	Committee of the Whole Public Hearing on the "Fiscal Year 2018 Local Budget Act of 2017", "Fiscal Year 2018 Federal Budget Act of 2017" and "Fiscal Year 2018 Budget Support Act of 2017."
May 16-18, 2017	Committee Mark-ups and Reporting on Agency Budgets for Fiscal Year 2018
May 24, 2017	Budget Work Session 9:00 a.m.
May 30, 2017	Committee of the Whole and Council consideration of the "Fiscal Year 2018 Local Budget Act of 2017", "Fiscal Year 2018 Federal Budget Act of 2017" and the "Fiscal Year 2018 Budget Support Act of 2017"
June TBD	Council consideration of the "Fiscal Year 2018 Local Budget Act of 2017" and the "Fiscal Year 2018 Budget Support Act of 2017"

The Council of the District of Columbia hereby gives notice of its intention to hold public hearings on the FY 2018 Proposed Budget and Financial Plan, the "Fiscal Year 2018 Local Budget Act of 2017," the "Fiscal Year 2018 Federal Budget Act of 2017" and the "Fiscal Year 2018 Budget Support Act of 2017". The hearings will begin Friday, April 7, 2017 and conclude on Thursday, May 11, 2017 and will take place in the Council Chamber (Room 500), Room 412, Room 120, or Room 123 of the John A. Wilson Building; 1350 Pennsylvania Avenue, N.W.; Washington, DC 20004.

The Committee mark-ups will begin Tuesday, May 16, 2017 and conclude on Thursday, May 18, 2017 and will take place in the Council Chamber (Room 500) of the John A. Wilson Building; 1350 Pennsylvania Avenue, N.W.; Washington, DC 20004.

Persons wishing to testify are encouraged, but not required, to submit written testimony in advance of each hearing to the corresponding committee office. If a written statement cannot be provided prior to the day of the hearing, please have at least 15 copies of your written statement available on the day of the hearing for immediate distribution to the Council. The hearing record will close two business days following the conclusion of each respective hearing. Persons submitting written statements for the record should observe this deadline. For more information about the Council's budget oversight hearings and mark-up schedule please contact the committee of interest.

ADDENDUM OF CHANGES TO THE PUBLIC HEARING SCHEDULE

<u>New Date</u>	<u>Original Date</u>	<u>Hearing</u>
April 6, 2017	April 7, 2017	Committee of the Whole Public Briefing on the Mayor's Fiscal Year 2018 Proposed Budget and Financial Plan - Room 500; 10:00 a.m.
April 7, 2017	April 11, 2017	Office of Asian & Pacific Islander Affairs, Office of Veteran Affairs & Office of Latino Affairs (Government Operations - Room 500; 10:00 a.m.)
April 11, 2017	April 10, 2017	Committee of Government Operations - Room 412; 11:00 a.m.
April 13, 2017	April 10, 2017	Office of Zoning (COW - Room 500; 10:00 a.m.)
April 13, 2017	April 11, 2017	Office of Administrative Hearings, Office of the Inspector General & Public Access Corporation (Government Operations - Room 123; 10:00 a.m.)
April 12, 2017	April 26, 2017	Committee on Finance & Revenue - Room 123; 10:00 a.m.
April 24, 2017	May 9, 2017	Office of Chief Medical Examiner (Judiciary - Room 412; 10:30 a.m.)
April 28, 2017	April 12, 2017	Office of the Chief Technology Officer (Government Operations - Room 123; 10:00 a.m.)
May 1, 2017	April 25, 2017	Office on Returning Citizen Affairs & Advisory Neighborhood Commission (Housing & Neighborhood Revitalization - Room 500; 10:00 a.m.)
May 9, 2017	April 27, 2017	Department of Youth Rehabilitation Services (Human Services- Room 123; 11:00 a.m.)
May 9, 2017	April 28, 2017	Office of Chief Technology Officer (Government Operations - Room 500; 11:00 a.m.)
May 11, 2017	May 3, 2017	Public Service Commission & Office of People's Counsel (Business & Economic Development - Room 500: 10:00 a.m.)

PUBLIC HEARING SCHEDULE

COMMITTEE OF THE WHOLE		Chairman Phil Mendelson
THURSDAY, APRIL 6, 2017; COUNCIL CHAMBER (Room 500)		
Time	Subject	
10:00 a.m. - End	Committee of the Whole Public Briefing on the Mayor's Fiscal Year 2018 Proposed Budget and Financial Plan	

COMMITTEE ON GOVERNMENT OPERATIONS		Chairman Brandon Todd
FRIDAY, APRIL 7, 2017; COUNCIL CHAMBER (Room 500)		
Time	Agency	
10:00 a.m. - End	Office of Asian and Pacific Islander Affairs	
	Office of Veteran Affairs	
	Office of Latino Affairs	

Persons wishing to testify about the performance of any of the foregoing agencies may email: governmentoperations@dccouncil.us or by calling 202-724-6668.

COMMITTEE OF THE WHOLE		Chairman Phil Mendelson
MONDAY, APRIL 10, 2017; Room 412		
Time	Agency	
10:00 a.m. - 2:00 p.m.	Metropolitan Washington Council of Governments	
	Office of Planning	

Persons wishing to testify about the performance of any of the foregoing agencies may email: cow@dccouncil.us or by calling 202-724-8196.

COMMITTEE ON HOUSING & NEIGHBORHOOD REVITALIZATION		Chairperson Anita Bonds
TUESDAY, APRIL 11, 2017; COUNCIL CHAMBER (Room 500)		
Time	Agency	
11:00 a.m. - End	Office of the Tenant Advocate	
	Department of Housing and Community Development	
	Housing Production Trust Fund	
	Rental Housing Commission	

Persons wishing to testify about the performance of any of the foregoing agencies may contact: Oscar Montiel (omontiel@dccouncil.us) or by calling 202-724-8198.

COMMITTEE ON GOVERNMENT OPERATIONS		Chairman Brandon Todd
TUESDAY, APRIL 11, 2017; Room 412		
Time	Agency	
11:00 a.m. - End	Executive Office of the Mayor	
	Office of the City Administrator	
	Office of the Senior Advisor	
	Mayor's Office of Legal Counsel	
	Secretary of the District of Columbia	

Persons wishing to testify about the performance of any of the foregoing agencies may email: governmentoperations@dccouncil.us or by calling 202-724-6668.

COMMITTEE OF THE WHOLE		Chairman Phil Mendelson
TUESDAY APRIL 11, 2017; Room 123		
Time	Agency	
11:00 a.m. - 2:00 p.m.	University of the District of Columbia	
	District of Columbia Retirement Board/Funds	
	District Retiree Health Contribution	

Persons wishing to testify about the performance of any of the foregoing agencies may email: cow@dccouncil.us or by calling 202-724-8196.

COMMITTEE ON THE JUDICIARY & PUBLIC SAFETY		Chairperson Charles Allen
WEDNESDAY, APRIL 12, 2017; COUNCIL CHAMBER (Room 500)		
Time	Agency	
9:30 a.m. - 5:00 p.m.	Deputy Mayor for Public Safety and Justice	
	Criminal Justice Coordinating Council	
	Metropolitan Police Department	
	Office of Police Complaints	
	Office of Victim Services and Justice Grants	

Persons wishing to testify about the performance of any of the foregoing agencies may email: judiciary@dccouncil.us or by calling 202-727-8275.

COMMITTEE ON HEALTH

Chairperson Vincent Gray

WEDNESDAY, APRIL 12, 2017; Room 412	
Time	Agency
11:00 a.m. - End	Deputy Mayor for Health and Human Services United Medical Center

Persons wishing to testify about the performance of any of the foregoing agencies may contact: Osa Imadojemu (oisadojemu@dccouncil.us) or by calling 202-727-7774.

COMMITTEE ON FINANCE & REVENUE

Chairperson Jack Evans

WEDNESDAY, APRIL 12, 2017; Room 123	
Time	Agency
10:00 a.m. - End	Commission on the Arts and Humanities Washington Metropolitan Area Transit Authority

Persons wishing to testify about the performance of any of the foregoing agencies may contact: Sarina Loy (sloy@dccouncil.us) or by calling 202-724-8058.

COMMITTEE OF THE WHOLE

Chairman Phil Mendelson

THURSDAY, APRIL 13, 2017; COUNCIL CHAMBER (Room 500)	
Time	Agency
10:00 a.m. - 4:00 p.m.	Office of Budget and Planning Office of Zoning Department of Consumer and Regulatory Affairs

Persons wishing to testify about the performance of any of the foregoing agencies may email: cw@dccouncil.us or by calling 202-724-8196.

COMMITTEE ON TRANSPORTATION & THE ENVIRONMENT

Chairperson Mary Cheh

THURSDAY, APRIL 13, 2017; Room 412	
Time	Agency
11:00 a.m. - End	Department of General Services

Persons wishing to testify about the performance of any of the foregoing agencies may contact: Aukima Benjamin (abenjamin@dccouncil.us) or by calling 202-724-8062.

COMMITTEE ON BUSINESS & ECONOMIC DEVELOPMENT

Chairperson Kenyan McDuffie

THURSDAY, APRIL 13, 2017; Room 120	
Time	Agency
10:00 a.m. - End	Department of Small and Local Business Development Department of Insurance, Securities and Banking Department of For-Hire Vehicles For-Hire Vehicle Advisory Council

Persons wishing to testify about the performance of any of the foregoing agencies may contact: Demetris Cheatham (dcheatham@dccouncil.us) or by calling 202-297-0152.

COMMITTEE ON GOVERNMENT OPERATIONS

Chairman Brandon Todd

THURSDAY, APRIL 13, 2017; Room 123	
Time	Agency
10:00 a.m. - End	Office of Administrative Hearings Office of the Inspector General Public Access Corporation

Persons wishing to testify about the performance of any of the foregoing agencies may email: governmentoperations@dccouncil.us or by calling 202-724-6668.

COMMITTEE ON TRANSPORTATION & THE ENVIRONMENT

Chairperson Mary Cheh

MONDAY, APRIL 24, 2017; COUNCIL CHAMBER (Room 500)	
Time	Agency
11:00 a.m. - End	District Department of Transportation

Persons wishing to testify about the performance of any of the foregoing agencies may contact: Aukima Benjamin (abenjamin@dccouncil.us) or by calling 202-724-8062.

COMMITTEE ON THE JUDICIARY & PUBLIC SAFETY

Chairperson Charles Allen

MONDAY, APRIL 24, 2017; Room 412	
Time	Agency
10:30 a.m. - 5:00 p.m.	Office of Chief Medical Examiner
	Office of the Attorney General
	Department of Corrections
	Corrections Information Council
	Office of Human Rights

Persons wishing to testify about the performance of any of the foregoing agencies may email: judiciary@dccouncil.us or by calling 202-727-8275.

COMMITTEE ON HUMAN SERVICES

Chairperson Brianne Nadeau

TUESDAY, APRIL 25, 2017; COUNCIL CHAMBER (Room 500)	
Time	Agency
12:00 p.m. - End	Department of Disability Services
	Office of Disability Rights

Persons wishing to testify about the performance of any of the foregoing agencies may email: humanservices@dccouncil.us or by calling 202-724-8170.

COMMITTEE ON HOUSING & NEIGHBORHOOD REVITALIZATION

Chairperson Anita Bonds

TUESDAY, APRIL 25, 2017; Room 412	
Time	Agency
10:00 a.m. - End	Office on Aging

Persons wishing to testify about the performance of any of the foregoing agencies may contact: Oscar Montiel (omontiel@dccouncil.us) or by calling 202-724-8198.

COMMITTEE OF THE WHOLE

Chairman Phil Mendelson

TUESDAY, APRIL 25, 2017; Room 120	
Time	Agency
10:00 a.m. - 2:00 p.m.	Council of the District of Columbia
	District of Columbia Auditor
	New Columbia Statehood Commission
	Contract Appeals Board
	Office of Contracting and Procurement

Persons wishing to testify about the performance of any of the foregoing agencies may email: cw@dccouncil.us or by calling 202-724-8196.

COMMITTEE ON EDUCATION

Chairperson David Grosso

TUESDAY, APRIL 25, 2017; Room 123	
Time	Agency
10:00 a.m. - End	Deputy Mayor for Education

Persons wishing to testify about the performance of any of the foregoing agencies may do so online at: <http://bit.do/educationhearings> or by calling 202-724-8061.

COMMITTEE ON TRANSPORTATION & THE ENVIRONMENT

Chairperson Mary Cheh

WEDNESDAY, APRIL 26, 2017; Room 412	
Time	Agency
10:00 a.m. - End	Department of Parks and Recreation
	Department of Public Works

Persons wishing to testify about the performance of any of the foregoing agencies may contact: Aukima Benjamin (abenjamin@dccouncil.us) or by calling 202-724-8062.

COMMITTEE ON EDUCATION

Chairperson David Grosso

WEDNESDAY, APRIL 26, 2017; Room 120	
Time	Agency
11:00 a.m. - End	Office of the State Superintendent of Education

Persons wishing to testify about the performance of any of the foregoing agencies may do so online at: <http://bit.do/educationhearings> or by calling 202-724-8061.

COMMITTEE ON EDUCATION

Chairperson David Grosso

THURSDAY, APRIL 27, 2017; COUNCIL CHAMBER (Room 500)	
Time	Agency
10:00 a.m. (this hearing will end after the last witness and reconvene at 5:00pm)	District of Columbia Public Schools (Public Witnesses Only)

Persons wishing to testify about the performance of any of the foregoing agencies may do so online at: <http://bit.do/educationhearings> or by calling 202-724-8061.

COMMITTEE ON HUMAN SERVICES **Chairperson Brianne Nadeau**

THURSDAY, APRIL 27, 2017; Room 412	
Time	Agency
10:00 a.m. - End	Child and Family Services Agency

Persons wishing to testify about the performance of any of the foregoing agencies may email: humanservices@dccouncil.us or by calling 202-724-8170.

COMMITTEE ON LABOR & WORKFORCE DEVELOPMENT **Chairperson Elissa Silverman**

THURSDAY, APRIL 27, 2017; Room 120	
Time	Agency
10:00 a.m. - End	Office of Employee Appeals
	Office of Labor Relations and Collective Bargaining
	Public Employees Relations Board

Persons wishing to testify about the performance of any of the foregoing agencies may contact: Charnisa Royster (croyster@dccouncil.us) or by calling 202-724-7772.

COMMITTEE ON THE JUDICIARY & PUBLIC SAFETY **Chairperson Charles Allen**

THURSDAY, APRIL 27, 2017; Room 123	
Time	Agency
9:30 a.m. - 5:00 p.m.	Fire and Emergency Medical Services Department
	Office of Unified Communications
	Board of Ethics and Government Accountability
	District of Columbia Board of Elections
	Office of Campaign Finance

Persons wishing to testify about the performance of any of the foregoing agencies may email: judiciary@dccouncil.us or by calling 202-727-8275.

COMMITTEE ON HEALTH **Chairperson Vincent Gray**

FRIDAY, APRIL 28, 2017; COUNCIL CHAMBER (Room 500)	
Time	Agency
11:00 a.m. - End	District of Columbia Health Benefit Exchange Authority
	Department of Health Care Finance

Persons wishing to testify about the performance of any of the foregoing agencies may contact: Osa Imadojemu (oimadojemu@dccouncil.us) or by calling 202-727-7774.

COMMITTEE ON TRANSPORTATION & THE ENVIRONMENT **Chairperson Mary Cheh**

FRIDAY, APRIL 28, 2017; Room 412	
Time	Agency
11:00 a.m. - End	Department of Motor Vehicles
	Department of Energy and Environment

Persons wishing to testify about the performance of any of the foregoing agencies may contact: Aukima Benjamin (abenjamin@dccouncil.us) or by calling 202-724-8062.

COMMITTEE ON GOVERNMENT OPERATIONS **Chairperson Brandon Todd**

FRIDAY, APRIL 28, 2017; Room 123	
Time	Agency
10:00 a.m. - End	Office of the Chief Technology Officer

Persons wishing to testify about the performance of any of the foregoing agencies may email: governmentoperations@dccouncil.us or by calling 202-724-6668.

COMMITTEE ON HOUSING & NEIGHBORHOOD REVITALIZATION **Chairperson Anita Bonds**

MONDAY, MAY 1, 2017; COUNCIL CHAMBER (Room 500)	
Time	Agency
10:00 a.m. - End	Office on Returning Citizen Affairs
	Advisory Neighborhood Commission

Persons wishing to testify about the performance of any of the foregoing agencies may contact: Oscar Montiel (omontiel@dccouncil.us) or by calling 202-724-8198.

COMMITTEE ON EDUCATION **Chairperson David Grosso**

MONDAY, MAY 1, 2017; Room 412	
Time	Agency
11:00 a.m. - End	District of Columbia Public Library System

Persons wishing to testify about the performance of any of the foregoing agencies may do so online at: <http://bit.do/educationhearings> or by calling 202-724-8061.

COMMITTEE ON HUMAN SERVICES

Chairperson Brianne Nadeau

WEDNESDAY, MAY 3, 2017; COUNCIL CHAMBER (Room 500)

Time	Agency
10:00 a.m. - End	Department of Human Services

Persons wishing to testify about the performance of any of the foregoing agencies may email: humanservices@dccouncil.us or by calling 202-724-8170.

COMMITTEE ON EDUCATION

Chairperson David Grosso

WEDNESDAY, MAY 3, 2017; Room 412

Time	Agency
10:00 a.m. - End	District of Columbia Public Schools (Government Witnesses)

COMMITTEE ON BUSINESS & ECONOMIC DEVELOPMENT

Chairperson Kenyan McDuffie

WEDNESDAY, MAY 3, 2017; Room 120

Time	Agency
10:00 a.m. - End	Alcoholic Beverage Regulation Administration
	Office of Cable Television, Film, Music and Entertainment

Persons wishing to testify about the performance of any of the foregoing agencies may contact: Demetris Cheatham (dcheatham@dccouncil.us) or by calling 202-297-0152.

COMMITTEE ON LABOR & WORKFORCE DEVELOPMENT

Chairperson Elissa Silverman

THURSDAY, MAY 4, 2017; COUNCIL CHAMBER (Room 500)

Time	Agency
10:00 a.m. - End	Department of Employment Services
	Deputy Mayor for Greater Economic Opportunity
	Workforce Investment Council

Persons wishing to testify about the performance of any of the foregoing agencies may contact: Charnisa Royster (croyster@dccouncil.us) or by calling 202-724-7772.

COMMITTEE ON EDUCATION

Chairperson David Grosso

THURSDAY, MAY 4, 2017; Room 412

Time	Agency
10:00 a.m.	District of Columbia Public Charter School Board
	State Board of Education

Persons wishing to testify about the performance of any of the foregoing agencies may do so online at: <http://bit.do/educationhearings> or by calling 202-724-8061.

COMMITTEE ON HOUSING & NEIGHBORHOOD REVITALIZATION

Chairperson Anita Bonds

THURSDAY, MAY 4, 2017; Room 120

Time	Agency
11:00 a.m. - End	Housing Finance Agency
	District of Columbia Housing Authority

Persons wishing to testify about the performance of any of the foregoing agencies may contact: Oscar Montiel (omontiel@dccouncil.us) or by calling 202-724-8198.

COMMITTEE ON FINANCE & REVENUE

Chairperson Jack Evans

THURSDAY, MAY 4, 2017; Room 123

Time	Agency
10:00 a.m. - End	Office of the Chief Financial Officer
	District of Columbia Lottery and Charitable Games
	Real Property Tax Appeals Commission
	Events DC
	Destination DC

Persons wishing to testify about the performance of any of the foregoing agencies may contact: Sarina Loy (sloy@dccouncil.us) or by calling 202-724-8058.

COMMITTEE ON HEALTH

Chairperson Vincent Gray

FRIDAY, MAY 5, 2017; COUNCIL CHAMBER (Room 500)

Time	Agency
11:00 a.m.	Department of Health

Persons wishing to testify about the performance of any of the foregoing agencies may contact: Osa Imadojemu (oimadojemu@dccouncil.us) or by calling 202-727-7774.

COMMITTEE ON GOVERNMENT OPERATIONS

Chairperson Brandon Todd

TUESDAY, MAY 9, 2017; COUNCIL CHAMBER (Room 500)

Time	Agency
10:00 a.m. - End	Office of the Chief Technology Officer

Persons wishing to testify about the performance of any of the foregoing agencies may email: governmentoperations@dccouncil.us or by calling 202-724-6668.

COMMITTEE ON LABOR & WORKFORCE DEVELOPMENT

Chairperson Elissa Silverman

TUESDAY, MAY 9, 2017; Room 412

Time	Agency
1:00 p.m. - End	Office of Risk Management

	Department of Human Resources
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Persons wishing to testify about the performance of any of the foregoing agencies may contact: Charnisa Royster (croyster@dccouncil.us) or by calling 202-724-7772.

COMMITTEE ON HUMAN SERVICES

Chairperson Brianne Nadeau

TUESDAY, MAY 9, 2017; Room 123

Time	Agency
11:00 a.m. - End	Department of Youth Rehabilitation Services

Persons wishing to testify about the performance of any of the foregoing agencies may email: humanservices@dccouncil.us or by calling 202-724-8170.

COMMITTEE ON JUDICIARY & PUBLIC SAFETY

Chairperson Charles Allen

TUESDAY, MAY 9, 2017; Room 120

Time	Agency
11:00 a.m. - 4:00 p.m.	Homeland Security and Emergency Management Agency

	Department of Forensic Sciences
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	District of Columbia National Guard
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Persons wishing to testify about the performance of any of the foregoing agencies may email: judiciary@dccouncil.us or by calling 202-727-8275.

COMMITTEE ON HEALTH

Chairperson Vincent Gray

WEDNESDAY, MAY 10, 2017; Room 412

Time	Agency
11:00 a.m. - End	Department of Behavioral Health

Persons wishing to testify about the performance of any of the foregoing agencies may contact: Osa Imadojemu (oimadojemu@dccouncil.us) or by calling 202-727-7774.

COMMITTEE ON BUSINESS & ECONOMIC DEVELOPMENT

Chairperson Kenyan McDuffie

THURSDAY, MAY 11, 2017; COUNCIL CHAMBER (Room 500)

Time	Agency
10:00 a.m. - End	Deputy Mayor for Planning and Economic Development

	District of Columbia Boxing and Wrestling Commission
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	Walter Reed Army Medical Center Site Reuse Advisory Committee
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	Public Service Commission
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	Office of People's Counsel
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Persons wishing to testify about the performance of any of the foregoing agencies may contact: Demetris Cheatham (dcheatham@dccouncil.us) or by calling 202-297-0152.

COMMITTEE OF THE WHOLE

Chairman Phil Mendelson

FRIDAY, MAY 12, 2017; COUNCIL CHAMBER (Room 500)

Time	Agency
10:00 a.m. - End	Committee of the Whole Hearing on the "Fiscal Year 2018 Local Budget Act of 2017," "Fiscal Year 2018 Federal Budget Act of 2017" and "Fiscal Year 2018 Budget Support Act of 2017"

COMMITTEE MARK-UP SCHEDULE

TUESDAY, MAY 16, 2017; COUNCIL CHAMBER (Room 500)

Time	Committee
12:00 p.m. - 2:00 p.m.	Committee on Government Operations
2:00 p.m. - 4:00 p.m.	Committee on Finance and Revenue
4:00 p.m. - 6:00 p.m.	Committee on Business and Economic Development

WEDNESDAY, MAY 17, 2017; COUNCIL CHAMBER (Room 500)

Time	Committee
10:00 a.m. - 12:00 p.m.	Committee on Health
12:00 p.m. - 2:00 p.m.	Committee on Labor and Workforce Development
2:00 p.m. - 4:00 p.m.	Committee on Human Services
4:00 p.m. - 6:00 p.m.	Committee on Transportation and the Environment

THURSDAY, MAY 18, 2017; COUNCIL CHAMBER (Room 500)

Time	Committee
10:00 a.m. - 12:00 p.m.	Committee on Housing and Neighborhood Revitalization
12:00 p.m. - 2:00 p.m.	Committee on the Judiciary and Public Safety
2:00 p.m. - 4:00 p.m.	Committee on Education
4:00 p.m. - 6:00 p.m.	Committee of the Whole

**COUNCIL OF THE DISTRICT OF COLUMBIA
COMMITTEE ON LABOR AND WORKFORCE DEVELOPMENT
NOTICE OF PUBLIC HEARING
1350 Pennsylvania Avenue, NW, Washington, D.C. 20004**

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

ANNOUNCES A HEARING ON

**PR22-0128, THE “DIRECTOR OF THE DEPARTMENT OF EMPLOYMENT SERVICES
ODIE DONALD CONFIRMATION RESOLUTION OF 2017”**

on

**Wednesday, April 12, 2017, 1:00 p.m.
Hearing Room 120, John A. Wilson Building
1350 Pennsylvania Avenue, N.W.
Washington, D.C. 20004**

Councilmember Elissa Silverman, Chairperson of the Committee on Labor and Workforce Development, announces a public hearing on PR22-0128, the “Director of the Department of Employment Services Odie Donald Confirmation Resolution of 2017.” The hearing will be held at 1:00 p.m. on Wednesday, April 12, 2017, in Room 120 of the John A. Wilson Building.

The purpose of PR 22-0128 is to confirm the appointment of Mr. Odie Donald as the Director of the Department of Employment Services. The mission of the Department of Employment Services (DOES) is to provide employment and training services to jobseekers and workers, as well as to enforce labor and employment laws within its jurisdiction. The purpose of this hearing is to receive testimony from government and public witnesses on this nominee for appointment as Director.

Those who wish to testify before the Committee are asked to contact Charnisa Royster at laborworkforcedevelopment@dccouncil.us or (202) 724-7772 by 5:00 p.m. on Friday, April 7, 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 individuals will have three minutes to present their testimony; less time will be allowed if there are a large number of witnesses. A copy of the legislation can be obtained through the Legislative Services Division of the Secretary of the Council’s office or on <http://lims.dccouncil.us>.

If you are unable to testify at the hearing, written statements are encouraged and will be made a part of the official record. Written statements should be submitted 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 12:00 p.m. on Monday, April 24, 2017.

**Council of the District of Columbia
 COMMITTEE ON THE JUDICIARY & PUBLIC SAFETY AND
 COMMITTEE ON HOUSING & NEIGHBORHOOD
 REVITALIZATION
 REVISED NOTICE OF JOINT PUBLIC HEARING
 1350 Pennsylvania Avenue, N.W., Washington, D.C. 20004**

**COUNCILMEMBER CHARLES ALLEN, CHAIRPERSON
 COMMITTEE ON THE JUDICIARY & PUBLIC SAFETY**

AND

**COUNCILMEMBER ANITA BONDS, CHAIRPERSON
 COMMITTEE ON HOUSING & NEIGHBORHOOD REVITALIZATION**

ANNOUNCE A JOINT PUBLIC HEARING ON

THE RECRUITMENT AND RETENTION OF FIRST RESPONDERS

**BILL 22-0041, THE “FORCE OF 4,200 – POLICE OFFICER RECRUITMENT AND
 RETENTION ACT OF 2017”**

AND

**BILL 22-0105, THE “FIRST RESPONDERS HOUSING INCENTIVE PROGRAM
 AMENDMENT ACT OF 2017”**

**Monday, April 10, 2017, 1 p.m.
 Room 120, John A. Wilson Building
 1350 Pennsylvania Avenue, N.W.
 Washington, D.C. 20004**

On Monday, April 10, 2017, Councilmember Charles Allen, Chairperson of the Committee on the Judiciary and Public Safety, and Councilmember Anita Bonds, Chairperson of the Committee on Housing and Neighborhood Revitalization, will hold a joint public hearing on the Recruitment and Retention of First Responders; Bill 22-0041, the “Force of 4,200 – Police Officer Recruitment and Retention Act of 2017”; and Bill 22-0105, the “First Responders Housing Incentive Program Amendment Act of 2017”. The hearing will take place in Room 120 of the John A. Wilson Building, 1350 Pennsylvania Avenue, N.W., at 1 p.m. *Please note that this notice has been revised to reflect that the hearing date has been changed from April 5 to April 10.*

The hearing will explore the topic of the recruitment and retention of first responders with a focus on the two proposals described below.

The stated purpose of Bill 22-0041, the “Force of 4,200 – Police Officer Recruitment and Retention Act of 2017”, is to provide funding for salary increases and retention incentives for the Fraternal Order of Police MPD Labor Committee (Compensation Unit 3) that will allow the District of Columbia to stabilize its police force; rebuild its force to 4,000 sworn officers; and then increase the number of sworn officers to 4,200; and to transfer \$5 million from the Commodities Cost Reserve Fund to begin retaining Metropolitan Police Department officers eligible for retirement.

The stated purpose of Bill 22-0105, the “First Responders Housing Incentive Program Amendment Act of 2017”, is to amend the Government Employer-Assisted Housing Amendment Act of 1999 to establish the First Responders Housing Incentive Program to recruit and retain police officers, firefighters, and emergency medical technicians.

The Committee invites the public to testify or to submit written testimony. Anyone wishing to testify at the hearing should contact the Committee on the Judiciary and Public Safety via email at judiciary@dccouncil.us or at (202) 727-8275, and provide their name, telephone number, organizational affiliation, and title (if any), by **close of business Thursday, April 6.** Representatives of organizations will be allowed a maximum of five minutes for oral testimony, and individuals will be allowed a maximum of three minutes. Witnesses are encouraged to bring **twenty single-sided copies** of their written testimony and, if possible, also submit a copy of their testimony electronically in advance to judiciary@dccouncil.us.

For witnesses who are unable to testify at the hearing, written statements will be made part of the official record. Copies of written statements should be submitted either to the Committee on the Judiciary and Public Safety at judiciary@dccouncil.us or to Nyasha Smith, Secretary to the Council, 1350 Pennsylvania Avenue, N.W., Suite 5, Washington, D.C. 20004. **The record will close at the end of the business day on April 24.**

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

NOTICE OF PUBLIC ROUNDTABLE ON

**PR22-127, the District of Columbia Water and Sewer Authority Board of Directors Ivan Frishberg Confirmation Resolution of 2017;
PR22-143, the District of Columbia Water and Sewer Authority Board of Directors David Franco Confirmation Resolution of 2017; and
PR22-173, the Food Policy Council Philip Sambol Confirmation Resolution of 2017**

**Monday, April 3rd, 2017, at 9:30 AM
in Room 120 of the John A. Wilson Building
1350 Pennsylvania Avenue, NW, Washington, DC 20004**

On Monday, April 3, 2017, Councilmember Mary M. Cheh, Chairperson of the Committee on Transportation and the Environment, will hold a public roundtable on PR22-127, the District of Columbia Water and Sewer Authority Board of Directors Ivan Frishberg Confirmation Resolution of 2017; PR22-143, the District of Columbia Water and Sewer Authority Board of Directors David Franco Confirmation Resolution of 2017; and PR22-173, the Food Policy Council Philip Sambol Confirmation Resolution of 2017. This legislation would confirm Ivan Frishberg and David Franco as members of the DC Water Board of Directors, and Philip Sambol as a member of the Food Policy Council. The public roundtable will begin at 9:30 AM in Room 120 of the John A. Wilson Building, 1350 Pennsylvania Avenue, N.W.

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

If you are unable to testify in person, written statements are encouraged and will be made a part of the official record. Copies of written statements should be submitted to Ms. Benjamin at the following address: Committee on Transportation and the Environment, John A. Wilson Building, 1350 Pennsylvania Avenue, N.W., Suite 108, Washington, D.C. 20004. Statements may also be e-mailed to abenjamin@dccouncil.us or faxed to (202) 724-8118. The record will close at the end of the business day on April 17, 2017.

**Council of the District of Columbia
COMMITTEE ON THE JUDICIARY & PUBLIC SAFETY
NOTICE OF PUBLIC ROUNDTABLE
1350 Pennsylvania Avenue, N.W., Washington, D.C. 20004**

**COUNCILMEMBER CHARLES ALLEN, CHAIRPERSON
COMMITTEE ON THE JUDICIARY & PUBLIC SAFETY**

ANNOUNCES A PUBLIC ROUNDTABLE ON

**PROPOSED RESOLUTION 22-0151, THE “DIRECTOR OF THE DEPARTMENT OF
CORRECTIONS QUINCY BOOTH CONFIRMATION RESOLUTION OF 2017”**

**Tuesday, April 11, 2017, 2 p.m.
Room 123, John A. Wilson Building
1350 Pennsylvania Avenue, N.W.
Washington, D.C. 20004**

On Tuesday, April 11, 2017, Councilmember Charles Allen, Chairperson of the Committee on the Judiciary and Public Safety, will hold a public roundtable on Proposed Resolution 22-0151, the “Director of the Department of Corrections Quincy Booth Confirmation Resolution of 2017”. The roundtable will take place in Room 123 of the John A. Wilson Building, 1350 Pennsylvania Avenue, N.W., at 2 p.m.

Proposed Resolution 22-0151 would confirm Quincy Booth as the Director of the Department of Corrections, to serve at the pleasure of the Mayor.

The Committee invites the public to testify or to submit written testimony. Anyone wishing to testify at the roundtable should contact the Committee via email at judiciary@dccouncil.us or at (202) 727-8275, and provide their name, telephone number, organizational affiliation, and title (if any), by **close of business Thursday, April 6**. Representatives of organizations will be allowed a maximum of five minutes for oral testimony, and individuals will be allowed a maximum of three minutes. Witnesses are encouraged to bring **twenty single-sided copies** of their written testimony and, if possible, also submit a copy of their testimony electronically in advance to judiciary@dccouncil.us.

For witnesses who are unable to testify at the hearing, written statements will be made part of the official record. Copies of written statements should be submitted either to the Committee at judiciary@dccouncil.us or to Nyasha Smith, Secretary to the Council, 1350 Pennsylvania Avenue, N.W., Suite 5, Washington, D.C. 20004. **The record will close at the end of the business day on April 19.**

ALCOHOLIC BEVERAGE REGULATION ADMINISTRATION

NOTICE OF PUBLIC HEARING

Placard Posting Date: March 24, 2017
Protest Petition Deadline: May 8, 2017
Roll Call Hearing Date: May 22, 2017
Protest Hearing Date: July 19, 2017

License No.: ABRA-105728
Licensee: Hando-Medo, Inc.
Trade Name: Hando-Medo
License Class: Retailer's Class "D" Restaurant
Address: 1315 14th Street, N.W.
Contact: Chrissie Chang: 703-992-3994

WARD 2

ANC 2F

SMD 2F03

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 22, 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 19, 2017 at 4:30 p.m.

NATURE OF OPERATION

New Class D Restaurant. Total Occupancy Load of 99. Sidewalk Café with 12 Seats.

HOURS OF OPERATON AND SALES/SERVICE/CONSUMPTION OF ALCOHOLIC BEVERAGES INSIDE PREMISES AND FOR SIDWALK CAFE

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

ALCOHOLIC BEVERAGE REGULATION ADMINISTRATION

NOTICE OF PUBLIC HEARING

Placard Posting Date: March 24, 2017
Protest Petition Deadline: May 8, 2017
Roll Call Hearing Date: May 22, 2017

License No.: ABRA-020468
Licensee: Judy Restaurant, LLC
Trade Name: Judy Restaurant
License Class: Retailer's Class "C" Restaurant
Address: 2212 14th Street, N.W.
Contact: Kevin Lee: (703) 941-3133

WARD 1

ANC 1B

SMD 1B04

Notice is hereby given that this licensee has requested 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 22, 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 requests to expand Total Occupancy Load from 25 to 125.

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

Sunday through Thursday 10 am- 1:30 am, Friday and Saturday 10 am – 3 am

CURRENT HOURS OF LIVE ENTERTAINMENT

Sunday 10:30 am- 1:30 am, Monday through Wednesday No Entertainment, Thursday 10:30 am – 1:30 am, Friday and Saturday 10:30 am – 2:30 am

ALCOHOLIC BEVERAGE REGULATION ADMINISTRATION

NOTICE OF PUBLIC HEARING

Placard Posting Date: March 24, 2017
Protest Petition Deadline: May 8, 2017
Roll Call Hearing Date: May 22, 2017
Protest Hearing Date: July 19, 2017

License No.: ABRA-105765
Licensee: Rugby Pub, LLC
Trade Name: Kirwan's on the Wharf
License Class: Retailer's Class "C" Tavern
Address: 749 Wharf Street, S.W.
Contact: Mark Kirwan: (202) 439-1598

WARD 6

ANC 6D

SMD 6D04

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 22, 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 19, 2017 at 1:30 p.m.

NATURE OF OPERATION

A tavern serving a variety of different foods with a Total Occupancy Load of 181 seats, offering Live Entertainment. The Summer Garden will have a total of 142 seats.

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

Sunday through Thursday 10:00 am – 2:00 am, Friday and Saturday 10:00 am – 3:00 am

HOURS OF LIVE ENTERTAINMENT INSIDE PREMISES

Sunday 2:00 pm – 11:00 pm, Monday through Wednesday No Entertainment, Thursday through Saturday 8:00 pm – 1:00 am

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

Sunday through Thursday 10:00 am – 12:00 am, Friday and Saturday 10:00 am – 1:00 am

ALCOHOLIC BEVERAGE REGULATION ADMINISTRATION

NOTICE OF PUBLIC HEARING

Placard Posting Date: March 24, 2017
Protest Petition Deadline: May 8, 2017
Roll Call Hearing Date: May 22, 2017
Protest Hearing Date: July 19, 2017

License No.: ABRA-105042
Licensee: Quara Ethiopian Fusion Restaurant, LLC
Trade Name: Quara Ethiopian Fusion Restaurant
License Class: Retailer's Class "C" Restaurant
Address: 818 H Street, N.E.
Contact: Merchaw Senshaw, Owner: 202-431-2022

WARD 6

ANC 6A

SMD 6A01

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 22, 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 19, 2017 at 1:30 p.m.**

NATURE OF OPERATION

A restaurant serving Ethiopian Cuisine. Seating Capacity of 52, Total Occupancy Load of 60. To include Entertainment Endorsement, Dancing and Cover Charge.

HOURS OF OPERATION

Sunday through Saturday 7 am – 3 am

HOURS OF ALCOHOLIC BEVERAGE SALES/SERVICE/CONSUMPTION

Sunday through Wednesday 11 am – 2 am, Thursday through Saturday 11 am - 3 am

HOURS OF LIVE ENTERTAINMENT

Sunday through Wednesday 5 pm – 2 am, Thursday through Saturday 5 pm – 3 am

ALCOHOLIC BEVERAGE REGULATION ADMINISTRATION
ON
3/24/2017

Notice is hereby given that:

License Number: ABRA-010284 License Class/Type: C Restaurant

Applicant: Adams Morgan Spaghetti Gardens Inc.

Trade Name: Spaghetti Garden Brass Monkey Peyote Roxanne

ANC: 1C07

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

2317 - 2319 18th ST NW, WASHINGTON, DC 20009

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

5/8/2017

A HEARING WILL BE HELD ON:

5/22/2017

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

ENDORSEMENT(S): Dancing Entertainment Sidewalk Cafe Summer Garden

Table with 4 columns: Days, Hours of Operation, Hours of Sales/Service, Hours of Entertainment. Rows for Sunday through Saturday.

Hours Of Sidewalk Cafe Operation

Hours of Summer Garden Operation

Table with 2 columns: Hours Of Sidewalk Cafe Operation, Hours of Summer Garden Operation. Rows for Sunday through Saturday.

FOR FURTHER INFORMATION CALL: (202) 442-4423

ALCOHOLIC BEVERAGE REGULATION ADMINISTRATION

NOTICE OF PUBLIC HEARING

Placard Posting Date: March 24, 2017
Protest Petition Deadline: May 8, 2017
Roll Call Hearing Date: May 22, 2017
Protest Hearing Date: July 19, 2017

License No.: ABRA-105790
Licensee: TS6 Hospitality, LLC
Trade Name: The Smith
License Class: Retailer's Class "C" Restaurant
Address: 1314 U Street, N.W.
Contact: Stephen O'Brien, Esq.: (202) 625-7700

WARD 1

ANC 1B

SMD 1B12

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 22, 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 19, 2017 at 4:30 p.m.**

NATURE OF OPERATION

New Class "C" Restaurant with 216 seats and a Total Occupancy Load of 320. Restaurant will serve American food and will have Live Entertainment.

HOURS OF OPERATION

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

HOURS OF ALCOHOLIC BEVERAGE SALES/SERVICE/CONSUMPTION

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

HOURS OF LIVE ENTERTAINMENT

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

ALCOHOLIC BEVERAGE REGULATION ADMINISTRATION

NOTICE OF PUBLIC HEARING

Placard Posting Date: March 24, 2017
Protest Petition Deadline: May 8, 2017
Roll Call Hearing Date: May 22, 2017
Protest Hearing Date: July 19, 2017

License No.: ABRA-105196
Licensee: Trader Joe's East, Inc.
Trade Name: Trader Joe's #621
License Class: Retailer's Class "B" Full-Service Grocery Store
Address: 350 Florida Avenue, N.E.
Contact: Michael Fonseca: 202 625-7700

WARD 5

ANC 5D

SMD 5D01

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 22, 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 19, 2017 at 1:30 p.m.

NATURE OF OPERATION

New Full-Service Grocery Store with Tasting Permit.

HOURS OF OPERATON AND SALES/SERVICE/CONSUMPTION OF ALCOHOLIC BEVERAGES

Sunday through Saturday 8 am – 10 pm

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

The D.C. Historic Preservation Review Board will hold a public hearing to consider an application to designate the following properties as a historic district 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. 17-05: Emerald Street Historic District

Emerald Street NE, all addresses; 517 and 519 13th Street NE; and 518 and 520 14th Street NE

Square 1029, Lots 73-107, 111, 112, 116-151, 200 and 201

Affected Advisory Neighborhood Commission: 6A

Applicant: Advisory Neighborhood Commission 6A

The hearing will take place at **9:00 a.m. on Thursday, May 25, 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.

A copy of the historic designation application is currently on file and available for inspection by the public at the Historic Preservation Office. A digital copy is available on the HPO website at <https://planning.dc.gov/node/1217651>. A copy of the 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 the district, 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 of 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 PUBLIC CHARTER SCHOOL BOARD

NOTIFICATION OF PUBLIC HEARING FOR NEW SCHOOL APPLICATIONS

The DC Public Charter School Board (DC PCSB) gives notice of its intent to hold a public hearing on the eight new charter school applications DC PCSB received by the March 10, 2017 deadline, at the board meeting on April 24, 2017. DC PCSB will hold a vote on the applications during the board meeting on May 22, 2017. Please see below for more information about the applications. For questions, please contact 202-328-2660 or applications@dcpsb.org.

The Adult Career Technical Educational School	
Mission	The Adult Career Technical Education Public Charter School’s mission is to provide students the opportunity to acquire good quality, affordable, academic, technical, and social skills, which will prepare them for successful career employment. We also teach the necessity for life-long learning to meet the needs of the District of Columbia and the changing society at-large.
Grades	9-12, Adult
Link to Redacted Application in Dropbox	https://dcpsb.egnyte.com/dl/xPGaNCsEq9

Citizens of the World	
Mission	The mission of Citizens of the World DC is to provide an excellent public education focused on developing and demonstrating understanding while building connections within a diverse community.
Grades	OK3-5
Link to Redacted Application in Dropbox	https://dcpsb.egnyte.com/dl/tApiYIQ8o3

CyberTech High School	
Mission	CyberTech Public Charter High School will provide its scholars with a rigorous, college preparatory 21st century learning experience centered on providing occupational and informational access to the information technology field.
Grades	9-12
Link to Redacted Application in Dropbox	https://dcpsb.egnyte.com/dl/n8rhkR3MEA?r=1

Digital Pioneers	
Mission	The mission of Digital Pioneers Academy (DPA) is to develop the next generation of innovators. We prepare students to meet or exceed the highest academic standards, while cultivating the strength of character necessary to both graduate from four-year colleges and persist in 21st century careers.
Grades	6-8
Link to Redacted Application in Dropbox	https://dcpcsb.egnyte.com/dl/arzjkiPLc6

The Family Place	
Mission	The mission of The Family Place Public Charter School (TFPPCS) is to improve the literacy and workplace skills of low-income limited English proficient adults in the District so that they and their family are self-sustaining, employable and engaged in their community.
Grades	Adult
Link to Redacted Application in Dropbox	https://dcpcsb.egnyte.com/dl/HvM7WWItpB

Interactive Academy	
Mission	The mission of Interactive Academy is to create an inclusive learning environment that actively engages students in the learning process so that students become socially responsible citizens prepared for college, career, and civic engagement.
Grades	PK3-5
Link to Redacted Application in Dropbox	https://dcpcsb.egnyte.com/dl/5U6KRRWSXO

North Star	
Mission	The mission of the North Star College Preparatory Academy for Boys is to create a boy-friendly pedagogy-informed academic environment within which young men are equipped with the academic skills, social competencies, and personal development necessary to navigate life challenges, attend and complete the college of their choice, and return to become the premier agents of social change within and for the communities they serve.
Grades	4-8
Link to Redacted Application in Dropbox	https://dcpcsb.egnyte.com/dl/OVzDCqFFTr

Washington School of the Arts and Academics	
Mission	Washington School of Arts and Academics will provide a holistic education to Washington, D.C. students in a supportive, inclusive community, through an engaging educational program, to prepare individuals for success in life.
Grades	9-12
Link to Redacted Application in Dropbox	https://dcpcsb.egnyte.com/dl/Z7qq38Jj9C

**BOARD OF ZONING ADJUSTMENT
REVISED PUBLIC HEARING NOTICE**

WEDNESDAY, APRIL 5, 2017

441 4TH STREET, N.W.

**JERRILY R. KRESS MEMORIAL HEARING ROOM, SUITE 220-SOUTH
WASHINGTON, D.C. 20001**

Cases added: 19446, 19315A

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

19467
ANC-6C

Application of Lori Steenhoek, pursuant to 11 DCMR Subtitle X, Chapters 9 and 10, for a special exception under Subtitle E § 5201, from the rear yard requirements of Subtitle E § 306.1, and the nonconforming structure requirements of Subtitle C § 202.2, and variances from the building height requirements of Subtitle E §§ 303.1 and 5203, and the lot occupancy requirements of Subtitle E § 304.1, to construct a third-story addition and fourth-story mezzanine to an existing two-story, one-family dwelling in the RF-1 Zone at premises 638 Orleans Place N.E. (Square 855, Lot 260).

WARD SIX

THIS CASE WAS POSTPONED FROM THE PUBLIC HEARING OF MARCH 8, 2017 TO THE HEARING OF APRIL 5, 2017 AT THE APPLICANT'S REQUEST:

19446
ANC-6C

Application of Max Karasik, pursuant to 11 DCMR Subtitle X, Chapter 9, for a special exception under Subtitle E § 5201, from the lot occupancy requirements of Subtitle E § 304.1, and the nonconforming structure requirements of Subtitle C § 202.2, and special exceptions from the upper floor addition requirements of Subtitle E § 206.1, and the building height requirements of Subtitle E § 5203.3, to construct a third-floor addition above an existing two-story one-family dwelling in the RF-1 Zone at premises 646 6th Street N.E. (Square 834, Lot 89).

BZA PUBLIC HEARING NOTICE

APRIL 5, 2017

PAGE NO. 2

WARD SIX

THIS CASE WAS REMOVED FROM THE CONSENT CALENDAR ON MARCH 1, 2017 AND SCHEDULED FOR PUBLIC HEARING, AT WHICH TIME THE BOARD WAIVED THE 40-DAY NOTICE REQUIREMENT:

19315A **Application of Associated Catholic Charities**, as amended, pursuant to 11
ANC-6E DCMR Subtitle Y § 704, for a modification of significance of BZA Order No.
19315, now requesting variance relief from the size of parking space
requirements of § 2115.1, to construct three flats in the R-4 District at premises
(rear) 611-617 Rhode Island Avenue N.W. (Square 442, Lots 4, 49-50).

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.

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

Do you need assistance to participate?

Amharic

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BZA PUBLIC HEARING NOTICE

APRIL 5, 2017

PAGE NO. 3

0312 ወይም በኤሜል Zelalem.Hill@dc.gov ይገናኙ። እነኝህ 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

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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.

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

**BOARD OF ZONING ADJUSTMENT
PUBLIC HEARING NOTICE
WEDNESDAY, MAY 10, 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

19489 **Application of Tarpan and Emily Parekh**, pursuant to 11 DCMR Subtitle X, ANC 6C Chapter 9, for a special exception under Subtitle E § 5201, from the lot occupancy requirements of Subtitle E § 304.1, and a special exception from the RF-1 use requirements of Subtitle U § 301.1(g), to construct a third-story addition with roof deck to an existing one-family dwelling and expand an accessory building for residential purposes in the RF-1 Zone at premises 17 6th Street, N.E. (Square 868, Lot 74).

WARD ONE

19491 **Application of Jurassic Properties, Inc.**, pursuant to 11 DCMR Subtitle X, ANC 1C Chapter 9, for a special exception from the rear yard requirements of Subtitle G § 405.2, to construct a restaurant in the MU-4 Zone at premises 2009 18th Street, N.W. (Square 2557, Lot 19).

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.

BZA PUBLIC HEARING NOTICE

MAY 10, 2017

PAGE NO. 2

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.

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

Do you need assistance to participate?

Amharic

ለመሳተፍ 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 የማይጠጉ በነጻ ነው።

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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

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BZA PUBLIC HEARING NOTICE

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PAGE NO. 3

Zelalem.Hill@dc.gov cinco días antes de la sesión. Estos servicios serán proporcionados sin costo alguno.

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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**

OFFICE OF THE STATE SUPERINTENDENT OF EDUCATION

NOTICE OF FINAL RULEMAKING

The State Superintendent of Education (“State Superintendent”), pursuant to authority set forth in sections 3(b)(9) and 3(b)(11) of the State Education Office Establishment Act of 2000, effective October 21, 2000 (D.C. Law 13-176; D.C. Official Code §§ 38-2602(b)(9) and (b)(11)) (2012 Repl. and 2016 Supp.); the Day Care Policy Act of 1979, effective September 19, 1979 (D.C. Law 3-16; D.C. Official Code §§ 4-401 *et seq.*) (2012 Repl. and 2016 Supp.); Mayor’s Order 2009-3, dated January 15, 2009; and pursuant to the Social Security Act, approved February 22, 2012 (P.L. 112-96; 42 U.S.C. § 618(c)); the Child Care and Development Block Grant Act of 2014 (“CCDBG Act”), approved November 19, 2014 (P.L. 113-186; 42 U.S.C. 9858 *et seq.*), and regulations promulgated thereunder at 45 C.F.R. Parts 98 and 99, hereby gives notice of her intent to repeal Section 380 in Chapter 3 (Child Development Facilities) of Title 29 (Public Welfare) of the District of Columbia Municipal Regulations (“DCMR”) and to add a new Chapter 2 (District Subsidized Child Care Services) to Subtitle A (Office of the State Superintendent of Education) of Title 5 (Education) of the District of Columbia Municipal Regulations (“DCMR”).

The purpose of the final rulemaking is establish the District of Columbia’s child care subsidy rates for child care services provided by child development centers, child development homes and expanded homes, and relative and in-home caregivers participating in the subsidized child care program and to move the District of Columbia’s child care subsidy program sliding fee schedule for parent co-payments from Section 380 in Chapter 3 of Title 29 DCMR to Chapter 2 of Title 5-A DCMR. The updated child care subsidy rates align the infant and toddler rate with the current licensing ratios to ensure equal access to stable, high quality child care for low-income children in the District. The sliding fee schedule remains based on the “2009 Federal Poverty Guidelines for the 48 Contiguous States and the District of Columbia.” There is an immediate need to ensure the health, safety and welfare of infants and toddlers under the care of subsidy providers in the District of Columbia.

A Notice of Emergency and Proposed Rulemaking was published in the *D.C. Register* for a thirty (30) day public comment period on December 23, 2016, at 63 DCR 15789. The comment period officially closed on January 23, 2016, with the State Superintendent having received comments from three stakeholders. Two commenters raised questions about the special needs rates. OSSE recognizes that there is a need to look into the special needs rate further and intends to explore the issue in future rulemaking. Additional comments recognized OSSE for updating the subsidy rates to align the infant and toddler reimbursement rates and the Quality Improvement Network rate. No changes were made to the final rules based on the comments received. These final rules will be effective upon publication of this notice in the *D.C. Register*.

A new Chapter 2, DISTRICT SUBSIDIZED CHILD CARE SERVICES, of Title 5-A DCMR, OFFICE OF THE STATE SUPERINTENDENT OF EDUCATION, is added to read as follows:

CHAPTER 2 DISTRICT SUBSIDIZED CHILD CARE SERVICES

200 [RESERVED]

201 [RESERVED]

202 [RESERVED]

203 RATES PAID BY DISTRICT OF COLUMBIA

203.1 The District of Columbia shall pay the following rates per day for child care services, less the parent fee as required by the parent sliding fee scale, to child development centers and child development homes that meet their respective requirements of the Tiered Rate Reimbursement System, when appropriate and funds are available.

- (a) Payment rates for child development centers and child development homes (including satellite homes) for traditional, extended day, and nontraditional hours of care at the Bronze Tier shall be as follows:

Bronze Tier - Child Development Center						
	Full-Time Traditional	Part-Time Traditional	Extended Day Full-Time	Extended Day Part-Time	Full-Time Nontraditional	Part-Time Nontraditional
Infant and Toddler	\$ 46.81	\$ 28.08	\$ 51.49	\$ 32.76	\$ 58.49	\$ 35.11
Infant and Toddler Special Needs	\$ 70.71	\$ 42.18	--	--	--	--
Pre-school	\$ 29.21	\$ 17.53	\$ 32.13	\$ 20.45	\$ 36.51	\$ 21.91
Pre-school Before and After	\$ 29.21	\$ 17.53	--	--	--	--
School-Age Before <i>and</i> After	\$ 19.85	\$ 12.25	\$ 21.84	\$ 13.10	\$ 24.59	\$ 14.75
School-Age Before <i>or</i> After	\$ 19.85	\$ 9.19	--	--	--	--
Pre-school and School-Age Special Needs	\$ 61.49	\$ 36.68	--	--	--	--

Bronze Tier - Child Development Home						
	Full-Time Traditional	Part-Time Traditional	Extended Day Full-Time	Extended Day Part-Time	Full-Time Nontraditional	Part-Time Nontraditional
Infant and Toddler	\$ 32.76	\$ 19.65	\$ 36.01	\$ 22.93	\$ 40.95	\$ 24.58
Pre-school	\$ 22.03	\$ 13.22	\$ 24.23	\$ 15.42	\$ 27.53	\$ 16.52
Pre-school Before and After	\$ 22.03	\$ 13.22	--	--	--	--
School-Age Before <i>and</i> After	\$ 20.00	\$ 12.00	\$ 22.00	\$ 13.20	\$ 23.66	\$ 14.19
School-Age	\$ 20.00	\$ 9.00	--	--	--	--

Before <i>or</i> After						
------------------------	--	--	--	--	--	--

- (b) The payment rates for child development centers and child development homes (including satellite homes) for traditional, extended day, and nontraditional hours of care at the Silver Tier shall be as follows:

Silver Tier - Child Development Center						
	Full-Time Traditional	Part-Time Traditional	Extended Day Full-Time	Extended Day Part-Time	Full-Time Nontraditional	Part-Time Nontraditional
Infant and Toddler	\$ 54.34	\$ 32.60	\$ 59.78	\$ 38.04	\$ 67.92	\$ 40.76
Infant and Toddler Special Needs	\$ 70.71	\$ 42.18	--	--	--	--
Pre-school	\$ 35.60	\$ 21.36	\$ 39.16	\$ 24.92	\$ 44.50	\$ 26.70
Pre-school Before and After	\$ 35.60	\$ 21.36	--	--	--	--
School-Age Before <i>and</i> After	\$ 25.43	\$ 15.26	\$ 27.97	\$ 16.79	\$ 30.92	\$ 18.55
School-Age Before <i>or</i> After	\$ 25.43	\$ 11.45	--	--	--	--
Pre-school and School-Age Special Needs	\$ 61.49	\$ 36.68	--	--	--	--

Silver Tier - Child Development Home						
	Full-Time Traditional	Part-Time Traditional	Extended Day Full-Time	Extended Day Part-Time	Full-Time Nontraditional	Part-Time Nontraditional
Infant and Toddler	\$ 35.73	\$ 21.44	\$ 39.31	\$ 25.01	\$ 44.67	\$ 26.80
Pre-school	\$ 24.53	\$ 14.72	\$ 26.98	\$ 17.17	\$ 30.66	\$ 18.40
Pre-school Before and After	\$ 24.53	\$ 14.72	--	--	--	--
School-Age Before <i>and</i> After	\$ 22.90	\$ 13.74	\$ 25.19	\$ 15.11	\$ 27.08	\$ 16.25
School-Age Before <i>or</i> After	\$ 22.90	\$ 10.31	--	--	--	--

- (c) The payment rates for child development centers and child development homes (including satellite homes) for traditional, extended day and nontraditional hours of care at the Gold Tier shall be as follows:

Gold Tier - Child Development Center						
	Full-Time Traditional	Part-Time Traditional	Extended Day Full-Time	Extended Day Part-Time	Full-Time Nontraditional	Part-Time Nontraditional
Infant and Toddler	\$ 62.57	\$ 37.55	\$ 68.83	\$ 43.80	\$ 78.21	\$ 46.93
Infant and Toddler Special Needs	\$ 70.71	\$ 42.18	--	--	--	--

Pre-school	\$ 42.00	\$ 25.20	\$ 46.20	\$ 29.40	\$ 52.50	\$ 31.50
Pre-school Before and After	\$ 42.00	\$ 25.20	--	--	--	--
School-Age Before <i>and</i> After	\$ 32.00	\$ 19.20	\$ 35.20	\$ 21.12	\$ 38.91	\$ 23.35
School-Age Before <i>or</i> After	\$ 32.00	\$ 14.40	--	--	--	--
Pre-school and School-Age Special Needs	\$ 61.49	\$ 36.68	--	--	--	--

Gold Tier - Child Development Home						
	Full-Time Traditional	Part-Time Traditional	Extended Day Full-Time	Extended Day Part-Time	Full-Time Nontraditional	Part-Time Nontraditional
Infant and Toddler	\$ 40.25	\$ 24.15	\$ 44.28	\$ 28.18	\$ 50.31	\$ 30.19
Pre-school	\$ 28.00	\$ 16.80	\$ 30.80	\$ 19.60	\$ 35.00	\$ 21.00
Pre-school Before and After	\$ 28.00	\$ 16.80	--	--	--	--
School-Age Before <i>and</i> After	\$ 25.80	\$ 15.48	\$ 28.38	\$ 17.03	\$ 30.51	\$ 18.31
School-Age Before <i>or</i> After	\$ 25.80	\$ 11.61	--	--	--	--

(d) The payment rates for children in the Quality Improvement Network at a child development centers or child development homes shall be as follows:

- (1) Child Development Homes: \$ 62.57.
- (2) Child Development Centers: \$ 83.75.

203.2 The District of Columbia shall pay child care centers in the Level II Provider program the full amount of the payment rate pursuant to Subsection 203.1 and shall allow such centers to collect a parent fee, if applicable.

203.3 The District of Columbia shall pay the following rates per day for child care services to relative and in-home caregivers, when appropriate and funds are available:

(a) The payment rates for relative caregivers for traditional, extended day and nontraditional hours of care shall be as follows:

Relative Child Care Rates						
Age Group	Full-Time Traditional	Part-Time Traditional	Extended Day Full-Time	Extended Day Part-Time	Full-Time Nontraditional	Part-Time Nontraditional

Infant and Toddler	\$ 19.34	\$ 11.60	\$ 21.28	\$ 13.54	\$ 24.18	\$ 14.51
Pre-school Before and After	\$ 14.33	\$ 8.60	--	--	--	--
School-Age Before <i>and</i> After	\$ 13.92	\$ 8.35	\$ 15.31	\$ 9.74	\$ 17.40	\$ 10.44
School-Age Before <i>or</i> After	\$ 13.92	\$ 4.18	--	--	--	--

(b) The payment rates for in-home caregivers for traditional, extended day and nontraditional hours of care shall be as follows:

In-Home Child Care Rates						
Age Group	Full-Time Traditional	Part-Time Traditional	Extended Day Full-Time	Extended Day Part-Time	Full-Time Nontraditional	Part-Time Nontraditional
Infant and Toddler	\$ 11.34	\$ 6.81	\$ 12.48	\$ 7.94	\$ 14.18	\$ 8.51
Pre-School	\$ 8.70	\$ 5.22	\$ 9.57	\$ 6.09	\$ 10.88	\$ 6.53
Pre-school Before and After	\$ 8.70	\$ 5.22	--	--	--	--
School-Age Before <i>and</i> After	\$ 7.54	\$ 4.52	\$ 8.29	\$ 5.28	\$ 9.43	\$ 5.66
School-Age Before <i>or</i> After	\$ 7.54	\$ 4.14	--	--	--	--

203.4 Child care programs that are authorized to manage Family Child Care satellite systems or networks shall receive a daily administrative fee of \$ 2.53 per child per day for the management of the family child care homes under their systems or networks.

203.5 The District shall pay the regular rate to providers on holidays when providers may be closed. Holidays shall include:

- (a) Labor Day
- (b) Columbus Day
- (c) Veteran's Day
- (d) Thanksgiving Day
- (e) Christmas Day
- (f) New Year's Day
- (g) Martin Luther King, Jr. Day

- (h) President's Day
- (i) Emancipation Day
- (j) Memorial Day
- (k) Independence Day
- (l) The District shall also consider as a holiday January 20th during years when there is a presidential inauguration.

204 SCHEDULE OF PAYMENTS BY FAMILIES

- 204.1 A family participating in the child care subsidy program shall pay a co-payment, based on a sliding fee scale as set forth in this chapter, for the child care services.
- 204.2 [RESERVED]
- 204.3 A family with a gross annual family income greater than fifty percent (50%), but less than or equal to (250%), of the federal poverty guidelines shall be required to pay the co-payment amount(s) set forth in Subsection 204.10.
- 204.4 The co-payment requirements in this chapter shall apply only to the two (2) youngest children in a family.
- 204.5 There shall be no co-payment requirement for a third child or any additional children of a family.
- 204.6 Parents shall be responsible for paying co-payments directly to the authorized child care provider, including a child care facility, relative care, or in-home care provider.
- 204.7 A child care provider shall not require parents to pay additional mandatory fees above the established co-payment, set forth in Subsection 204.10.
- 204.8 The following schedule of co-payments shall apply to services provided by a child development facility or license-exempt relative or in-home caregiver providing child care services subsidized by the District of Columbia:

SLIDING FEE SCALE 2009						DAILY CO-PAY			
						CHILDREN IN CARE			
%FPG	ANNUAL INCOME BY FAMILY SIZE					FULL TIME		PART TIME	
	1	2	3	4	5	First	Second	First	Second
	0-50%	\$5,415	\$7,285	\$9,155	\$11,025	\$12,895	\$0	\$0	\$0
51-60%	\$6,498	\$8,742	\$10,986	\$13,230	\$15,474	\$0.57	\$0.43	\$0.29	\$0.22
61-70%	\$7,581	\$10,199	\$12,817	\$15,435	\$18,053	\$0.75	\$0.57	\$0.38	\$0.29
71-80%	\$8,664	\$11,656	\$14,648	\$17,640	\$20,632	\$1.01	\$0.75	\$0.51	\$0.38
81-90%	\$9,747	\$13,113	\$16,479	\$19,845	\$23,211	\$1.27	\$0.95	\$0.64	\$0.48
91-100%	\$10,830	\$14,570	\$18,310	\$22,050	\$25,790	\$1.62	\$1.22	\$0.81	\$0.61
101-110%	\$11,913	\$16,027	\$20,141	\$24,255	\$28,369	\$2.02	\$1.51	\$1.01	\$0.76
111-120%	\$12,996	\$17,484	\$21,972	\$26,460	\$30,948	\$2.45	\$1.84	\$1.23	\$0.92
121-130%	\$14,079	\$18,941	\$23,803	\$28,665	\$33,527	\$2.93	\$2.20	\$1.47	\$1.10
131-140%	\$15,162	\$20,398	\$25,634	\$30,870	\$36,106	\$3.46	\$2.60	\$1.73	\$1.30
141-150%	\$16,245	\$21,855	\$27,465	\$33,075	\$38,685	\$4.07	\$3.05	\$2.04	\$1.53
151-160%	\$17,328	\$23,312	\$29,296	\$35,280	\$41,264	\$4.73	\$3.55	\$2.37	\$1.78
161-170%	\$18,411	\$24,769	\$31,127	\$37,485	\$43,843	\$5.43	\$4.08	\$2.72	\$2.04
171-180%	\$19,494	\$26,226	\$32,958	\$39,690	\$46,422	\$6.19	\$4.65	\$3.10	\$2.33
181-190%	\$20,577	\$27,683	\$34,789	\$41,895	\$49,001	\$7.00	\$5.25	\$3.50	\$2.63
191-200%	\$21,660	\$29,140	\$36,620	\$44,100	\$51,580	\$7.91	\$5.93	\$3.96	\$2.97
201-210%	\$22,743	\$30,597	\$38,451	\$46,305	\$54,159	\$8.88	\$6.66	\$4.44	\$3.33
211-220%	\$23,826	\$32,054	\$40,282	\$48,510	\$56,738	\$9.90	\$7.43	\$4.95	\$3.72
221-230%	\$24,909	\$33,511	\$42,113	\$50,715	\$59,317	\$10.91	\$8.19	\$5.46	\$4.10
231-240%	\$25,992	\$34,968	\$43,944	\$52,920	\$61,896	\$11.97	\$8.98	\$5.99	\$4.49
241-250%	\$27,075	\$36,425	\$45,775	\$55,125	\$64,475	\$13.08	\$9.81	\$6.54	\$4.91
251-260%	\$28,158	\$37,882	\$47,606	\$57,330	\$67,054	\$14.24	\$10.68	\$7.12	\$5.34
261-270%	\$29,241	\$39,339	\$49,437	\$59,535	\$69,633	\$15.44	\$11.58	\$7.72	\$5.79
271-280%	\$30,324	\$40,796	\$51,101	\$60,835	\$70,569	\$16.78	\$12.58	\$8.39	\$6.29
281-290%	\$31,407	\$41,368				\$18.08	\$13.56	\$9.04	\$6.78
291-300%	\$31,634					\$19.44	\$14.58	\$9.72	\$7.29

SLIDING FEE SCALE 2009						DAILY CO-PAY			
ANNUAL INCOME BY FAMILY SIZE						CHILDREN IN CARE			
						FULL TIME		PART TIME	
%FPG	6	7	8	9	10	First	Second	First	Second
0-50%	\$14,765	\$16,635	\$18,505	\$20,375	\$22,245	\$0	\$0	\$0	\$0
51-60%	\$17,718	\$19,962	\$22,206	\$24,450	\$26,694	\$0.57	\$0.43	\$0.29	\$0.22
61-70%	\$20,671	\$23,289	\$25,907	\$28,525	\$31,143	\$0.75	\$0.57	\$0.38	\$0.29
71-80%	\$23,624	\$26,616	\$29,608	\$32,600	\$35,592	\$1.01	\$0.75	\$0.51	\$0.38
81-90%	\$26,577	\$29,943	\$33,309	\$36,675	\$40,041	\$1.27	\$0.95	\$0.64	\$0.48
91-100%	\$29,530	\$33,270	\$37,010	\$40,750	\$44,490	\$1.62	\$1.22	\$0.81	\$0.61
101-110%	\$32,483	\$36,597	\$40,711	\$44,825	\$48,939	\$2.02	\$1.51	\$1.01	\$0.76
111-120%	\$35,436	\$39,924	\$44,412	\$48,900	\$53,388	\$2.45	\$1.84	\$1.23	\$0.92
121-130%	\$38,389	\$43,251	\$48,113	\$52,975	\$57,837	\$2.93	\$2.20	\$1.47	\$1.10
131-140%	\$41,342	\$46,578	\$51,814	\$57,050	\$62,286	\$3.46	\$2.60	\$1.73	\$1.30
141-150%	\$44,295	\$49,905	\$55,515	\$61,125	\$66,735	\$4.07	\$3.05	\$2.04	\$1.53
151-160%	\$47,248	\$53,232	\$59,216	\$65,200	\$71,184	\$4.73	\$3.55	\$2.37	\$1.78
161-170%	\$50,201	\$56,559	\$62,917	\$69,275	\$75,633	\$5.43	\$4.08	\$2.72	\$2.04
171-180%	\$53,154	\$59,886	\$66,618	\$73,350	\$80,082	\$6.19	\$4.65	\$3.10	\$2.33
181-190%	\$56,107	\$63,213	\$70,319	\$77,425	\$84,531	\$7.00	\$5.25	\$3.50	\$2.63
191-200%	\$59,060	\$66,540	\$74,020	\$81,500	\$87,602	\$7.91	\$5.93	\$3.96	\$2.97
201-210%	\$62,013	\$69,867	\$77,721	\$85,575		\$8.88	\$6.66	\$4.44	\$3.33
211-220%	\$64,966	\$73,194	\$81,422	\$85,777		\$9.90	\$7.43	\$4.95	\$3.72
221-230%	\$67,919	\$76,521	\$83,952			\$10.91	\$8.19	\$5.46	\$4.10
231-240%	\$70,872	\$79,848				\$11.97	\$8.98	\$5.99	\$4.49
241-250%	\$73,825	\$82,127				\$13.08	\$9.81	\$6.54	\$4.91
251-260%	\$76,778					\$14.24	\$10.68	\$7.12	\$5.34
261-270%	\$79,731					\$15.44	\$11.58	\$7.72	\$5.79
271-280%	\$80,302					\$16.78	\$12.58	\$8.39	\$6.29
281-290%						\$18.08	\$13.56	\$9.04	\$6.78
291-300%						\$19.44	\$14.58	\$9.72	\$7.29

204.9 The schedule of co-payments may be revised periodically.

299 DEFINITIONS

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

Child - an individual who is less than thirteen (13) years of age, or under nineteen

(19) years of age with special needs.

Extended day full time – more than eleven (11) hours where at least one (1) hour of care is in the morning before 7:00 a.m. or in the afternoon after 6:00 p.m. and the majority of hours are between 7:00 a.m. and 6:00 p.m., Monday through Friday. If more than fourteen (14) hours of service are provided, an additional service will be authorized.

Extended day part time - less than six (6) hours where at least one hour of care is in the morning before 7:00 a.m. or in the afternoon after 6:00 p.m. and the majority of hours are between 7:00 a.m. and 6:00 p.m., Monday through Friday.

Family - a unit consisting of one or more adults and children related by blood, marriage, adoption, or legal guardianship who reside in the same household.

Federal poverty guidelines - means the most current federal “Poverty Guidelines for the forty-eight (48) Contiguous States and the District of Columbia”, as published in the Federal Register.

Full time traditional - six (6) to eleven (11) hours between 7:00 a.m. and 6:00 p.m., Monday through Friday.

Income – the combined gross countable income of all family members living in the same household who are included for purposes of determining family size. Used to determine income eligibility and co-payments.

Infant and Toddler - a child birth to thirty-six (36) months of age.

Level II Providers – child development facility authorized to conduct initial eligibility determinations and re-determinations for families seeking child care subsidy under specified eligibility categories.

Nontraditional full time - six (6) to eleven (11) hours between 6:00 p.m. and 7:00 a.m., Monday through Friday; or six (6) to eleven (11) hours on Saturday or Sunday, regardless of the time of day. If more than eleven (11) hours of service are provided, an additional service will be authorized.

Nontraditional part-time - less than six (6) hours between 6:00 p.m. and 7:00 a.m., Monday through Friday; or less than six (6) hours on Saturday or Sunday, regardless of the time of day.

Part-time traditional - less than six (6) hours of care, Monday through Friday.

Preschool - a child thirty-six (36) months of age or older, but less than five (5) years of age on or before September 30th of that year.

Preschool traditional full time - six (6) eleven (11) hours between 7:00 a.m., Monday through Friday, for three (3) and four (4) year-olds who are not in the public or private pre-Kindergarten programs.

Preschool traditional part-time - less than (6) hours of care between 7:00 a.m. and 6:00 p.m., Monday through Friday, for three (3) and four (4) year-olds who are not in the public or private pre-Kindergarten programs.

Preschool before and after traditional full time - service for the three (3) and four (4) year-olds in public or private pre-Kindergarten programs, Monday through Friday, during school holidays.

Preschool before and after traditional part time - before and after service for the three (3) and four year-olds in public or private pre-Kindergarten programs, Monday through Friday.

Resident or Residence – In absence of the contrary, residence of a child shall be presumed to be the residency of the child’s parent(s) or guardian(s). The residence of a parent(s) or guardian(s) is where the person(s) has established a physical presence, the actual occupation and inhabitation of a place of abode with the intent to dwell for a continuous period of time.

School-age child – a child five (5) years of age on or before September 30th of that year through the age of twelve (12) or through the age of nineteen (19) if the child has special needs.

School age before and/or after traditional full time - six (6) to eleven (11) hours between 7:00 a.m. and 6:00 p.m., Monday through Friday, for school age children when the child is not in school during school holidays.

School age before and after traditional part time - before and after school-age children, Monday through Friday.

School age before or after traditional part time - before or after school services for school-age children, Monday through Friday.

Special needs -- Conditions or characteristics of a child under the age of nineteen (19) that reflect a need for particular care, services or treatment, most commonly physical and/or mental disabilities and/or delays and is evidence by IFSP or IEP.

Subsidized Child Care -- Child care provided in a licensed child development facility, a relative child care home, or in a child’s home for fewer than

twenty-four (24) consecutive hours a day for which the government provides reimbursement to the provider.

Chapter 3, CHILD DEVELOPMENT FACILITIES, of Title 29 DCMR, PUBLIC WELFARE, is amended as follows:

Section 380, DISTRICT SUBSIDIZED CHILD CARE SERVICES, is deleted in its entirety.

DISTRICT OF COLUMBIA WATER AND SEWER AUTHORITY

NOTICE OF FINAL RULEMAKING

The Board of Directors (Board) of the District of Columbia Water and Sewer Authority (DC Water), pursuant to the authority set forth in Sections 203(3) and (11) and 216 of the Water and Sewer Authority Establishment and Department of Public Works Reorganization Act of 1996, effective April 18, 1996 (D.C. Law 11-111; D.C. Official Code §§ 34-2202.03(3) and (11) and § 34-2202.16 (2012 Repl.)); and Section 6(a) of the District of Columbia Administrative Procedure Act, approved October 21, 1968 (82 Stat. 1206; D.C. Official Code § 2-505(a) (2012 Repl.)); hereby gives notice that, at its regularly scheduled meeting on March 2, 2017, the Board adopted Board Resolution #17-18 to amend Section 4102 (Customer Assistance Program) of Chapter 41 (Retail Water and Sewer Rates) of Title 21 (Water and Sanitation) of the District of Columbia Municipal Regulations (DCMR).

The purpose of this amendment is to expand the Customer Assistance Program for eligible single-family residential accounts and individually metered tenant accounts to include a fifty percent (50%) credit off of the monthly billed Clean Rivers Impervious Surface Area Charge.

Pursuant to Board Resolution #16-103, dated December 1, 2016, DC Water's proposed rulemaking was published in the *D.C. Register* (DCR) at 63 DCR 15506 on December 16, 2016. On February 21, 2017, the DC Retail Water and Sewer Rates Committee met to consider the comments offered during the public comment period and recommendations from the DC Water General Manager. On February 23, 2017, the Finance and Budget Committee met to consider the comments offered during the public comment period and recommendations from the DC Water General Manager.

On March 2, 2017, the Board, through Resolution #17-18, after consideration of all comments received and the report of the Retail Water and Sewer Rates Committee and Finance and Budget Committee, voted to amend the DCMR to expand the Customer Assistance Program for eligible single-family residential accounts and individually metered tenant accounts to include a fifty percent (50%) credit off of the monthly billed Clean Rivers Impervious Surface Area Charge. No changes were made to the proposed regulations.

These rules were adopted as final on March 2, 2017 by resolution. This final rulemaking will become effective on May 1, 2017.

Chapter 41, RETAIL WATER AND SEWER RATES, of Title 21 DCMR, WATER AND SANITATION, is amended as follows:

Section 4102, CUSTOMER ASSISTANCE PROGRAM, is amended to read as follows:

4102 CUSTOMER ASSISTANCE PROGRAM

4102.1 CUSTOMER ASSISTANCE PROGRAM FOR HOUSEHOLDS AND TENANTS

- (a) Participation in the Customer Assistance Program (CAP) shall be limited to single-family residential accounts and individually metered tenant accounts when the eligible applicant is responsible for paying for water and sewer services and/or the Clean Rivers Impervious Surface Area Charge (CRIAC).
- (b) Eligibility shall be determined by the District of Columbia Department of Energy and Environment and as provided in Subsection 4102.1(a).
- (c) Eligible households and tenants shall receive an exemption from water service charges, sewer service charges, Payment-in-Lieu of Taxes (PILOT) and Right-of-Way (ROW) fees for the first Four Hundred Cubic Feet (4 Ccf) per month of water used. If the customer uses less than Four Hundred Cubic Feet (4 Ccf) of water in any month, the exemption will apply based on the amount of that month's billed water usage.
- (d) Eligible households and tenants shall receive a credit of one hundred percent (100%) off of the monthly billed Water System Replacement Fee.
- (e) Eligible households and tenants shall receive a credit of fifty percent (50%) off of the monthly billed CRIAC.

DEPARTMENT OF HEALTH

NOTICE OF PROPOSED RULEMAKING

The Director of the Department of Health, pursuant to Section 14 of the Legalization of Marijuana for Medical Treatment Amendment Act of 2010, effective July 27, 2010 (D.C. Law 18-210; D.C. Official Code § 7-1671.13 (2012 Repl.)), and Mayor's Order 2011-71, dated April 13, 2011, hereby gives notice of the intent to adopt the following amendments to Chapter 3 (Use of Medical Marijuana) and Chapter 56 (General Operating Requirements) of Subtitle C (Medical Marijuana) of Title 22 (Health) of the District of Columbia Municipal Regulations.

The purpose of this rulemaking is to ban the use of butane by qualifying patients and caregivers, the use of which poses a risk to the health, safety, and welfare of District residents. This rulemaking will also require cultivation centers to obtain written approval from the Director before engaging in the use of butane and other explosive gases when extracting or separating resin or tetrahydrocannabinol from marijuana.

The Director also gives notice of the intent to take final rulemaking action to adopt these rules in not less than thirty (30) days from the date of publication of this notice in the *D.C. Register*, and upon completion of the thirty (30) day Council period of review if the Council does not act earlier to adopt a resolution approving the rules.

Chapter 3, USE OF MEDICAL MARIJUANA, of Title 22-C DCMR, MEDICAL MARIJUANA, is amended as follows:

Section 300, USE BY QUALIFYING PATIENT, TRANSPORTATION BY CAREGIVER, AND LIMITATIONS ON MEDICAL MARIJUANA, is amended as follows:

A new Subsection 300.15 is added to read as follows:

300.15 No qualifying patient or caregiver shall use butane or other explosive gases to extract or separate resin from marijuana, or tetrahydrocannabinol from marijuana, or in any other manner.

Chapter 56, GENERAL OPERATING REQUIREMENTS, is amended as follows:

Section 5620, MANUFACTURING STANDARDS, is amended as follows:

New Subsections 5620.4 and 5620.5 are added to read as follows:

5620.4 A cultivation center shall obtain written approval from the Director before engaging in the use of butane or other explosive gases to extract or separate resin or tetrahydrocannabinol from marijuana or to produce or process any form of marijuana concentrates or marijuana-infused product.

5620.5 In reviewing a request for the use of butane or other explosive gases, the Director may consult with subject matter experts in the field, the Department of Fire and

Emergency Medical Services, and the Department of Energy and Environment as to the safety and sufficiency of the cultivation center's proposal.

All persons desiring to comment on the subject matter of this proposed rulemaking action shall submit written comments, not later than thirty (30) days after the date of publication of this notice in the *D.C. Register*, to Phillip Husband, General Counsel, Department of Health, 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 between the hours of 8:00 a.m. and 4:00 p.m. at the address listed above, or by contacting Angli Black, Administrative Assistant, at Angli.Black@dc.gov, (202) 442-5977.

DEPARTMENT OF HOUSING AND COMMUNITY DEVELOPMENT

NOTICE OF PROPOSED RULEMAKING

The Director of the Department of Housing and Community Development, pursuant to the authority set forth in section 5 of the Home Purchase Assistance Act of 1978, as amended, D.C. Law 2-103, D.C. Official Code § 42-2604 (2012 Repl.), and Mayor’s Order No. 80-8 (January 14, 1980), hereby gives notice of the intent to amend, in not less than thirty (30) days from the date of publication of this notice in the *D.C. Register*, Chapter 25 (Home Purchase Assistance Program) of Title 14 (Housing) of the District of Columbia Municipal Regulations (DCMR), Chapter 25, Home Purchase Assistance Program (“HPAP”).

The purpose of the rulemaking is to implement the Home Purchase Assistance Program Amendment Act of 2016, effective July 1, 2016 D.C. Law 21-139 (“Act”), D.C. Official Code § 42-2601 *et seq.* by revising Chapter 25 of Title 14 of the District of Columbia Municipal Regulations, to conform to the Home Purchase Assistance Program changes mandated by the Act. The proposed rules increase the maximum assistance under HPAP to \$80,000 and implement deferment of repayment on HPAP loans to very low-income and low-income borrowers.

The proposed rulemaking shall be submitted to the Council of the District of Columbia for a 45-day period of review, excluding days of Council recess. If the Council does not approve or disapprove the proposed rulemaking during the 45-day review period, the proposed rules shall be deemed approved. Nothing in this section shall affect any requirements imposed upon the Mayor by Title I of the District of Columbia Administrative Procedure Act, approved October 21, 1968 (82 Stat. 1204); D.C. Official Code § 2-501 *et seq.* (2012 Repl. and 2016 Supp.).

Chapter 25, HOME PURCHASE ASSISTANCE PROGRAM of Title 14 DCMR, HOUSING, is amended as follows:

Subsection 2503.1(b) of Section 2503, AMOUNT OF FINANCIAL ASSISTANCE, is amended as follows:

2503.1

...

- (b) Downpayment Assistance for eligible very low, low, and moderate income applicants shall be in an amount equal to the Desired Purchasing Power less the Standard Mortgage Qualification Level for each eligible applicant, subject to the Per-Client Downpayment Assistance Cap, and adjusted for household size. The maximum amount of Downpayment Assistance for the lowest income applicant shall be \$80,000 and shall be adjusted based on the applicant’s income according to subparagraph (1) of this paragraph.

...

Subsection 2504.2 of Section 2504, DETERMINATION OF MONTHLY PRINCIPAL PAYMENT, is amended to read as follows:

2504.2

- (a) Loans made to any income-eligible moderate-income household under this Program shall require monthly Principal-Only payments in an amount equal to the loan amount amortized over a four hundred eighty (480) month period, and payment shall begin five (5) years from the date of the loan execution.
- (b) Loans made to any lower-income household or very low-income household under this Program shall not require monthly payments, and only require repayment of the loans as provided for in Section 2506.

Subsection 2505.1 of Section 2505, TYPES OF LOANS: PRINCIPAL ONLY, INSECURED, DEFERRED PAYMENT, is amended to read as follows:

2505.1 Except as provided for in Sections 2505 through 2506, all financial assistance under the Program shall be either Principal-Only Loans repayable after five (5) years, or deferred payment loans consistent with Subsection 2504.2 of this chapter secured by a lien or subordinated trust on the property purchased or by other security provided for in this chapter or deemed appropriate by the Department.

Subsection 2508.2 of Section 2508, TERMS OF LOANS, is amended to read as follows:

2508.2

- (a) The terms of each loan made to any moderate income household under the Program shall provide that the principal amount of the loan shall become due and payable on an amortized basis after five (5) years from the date of the loan or payable in full whenever the loan recipient ceases to occupy the property purchased or secured as his or her principal residence, except as provided for under Section 2506.
- (b) The terms of each loan made to any lower-income household or very low-income household under the Program shall provide that the loan shall become due and payable in full whenever the loan recipient ceases to occupy the property purchased or secured as his or her principal residence, except as provided for under Section 2506.

All persons desiring to comment on the subject matter of this proposed rulemaking should file comments in writing no later than thirty (30) days after the date of publication of this notice in the *D.C. Register*. Comments should be filed with Danilo Pelletiere, Senior Policy Advisor, Department of Housing and Community Development, 1800 Martin Luther King Jr. Avenue S.E., Washington D.C. 20020 or via email at danilo.pelletiere@dc.gov. Copies of these proposed rules may be obtained from DHCD at the same address.

DEPARTMENT OF HEALTH CARE FINANCE

NOTICE OF EMERGENCY AND THIRD PROPOSED RULEMAKING

The Director of the Department of Health Care Finance (DHCF), pursuant to the authority set forth in An Act to enable the District of Columbia to receive federal financial assistance under Title XIX of the Social Security Act for a medical assistance program, and for other purposes, approved December 27, 1967 (81 Stat. 744; D.C. Official Code § 1-307.02 (2016 Repl.)) and Section 6(6) of the Department of Health Care Finance Establishment Act of 2007, effective February 27, 2008 (D.C. Law 17-109; D.C. Official Code § 7-771.05(6) (2012 Repl.)), hereby gives notice of the intent to amend, on an emergency basis, Section 989, entitled “Long Term Care Services and Supports Assessment Process” of Chapter 9 (Medicaid Program) of Title 29 (Public Welfare) of the District of Columbia Municipal Regulations (DCMR).

These emergency and proposed rules establish standards governing the assessment process for the level of need for beneficiaries who receive Long Term Care Services and Supports (LTCSS), with the exception of Intermediate Care Facilities for Individuals with Intellectual and Developmental Disabilities (ICF/IID) services, and Home and Community-Based Waiver Services for Individuals with Intellectual and Developmental Disabilities (IDD Waiver). This includes nursing facility services, services offered through the Home and Community-Based Services Waiver for the Elderly and Persons with Physical Disabilities (EPD Waiver), Personal Care Aide (PCA) services available under the District’s Medicaid State Plan, Adult Day Health Program (ADHP) services offered under the 1915(i) Home and Community-Based State Plan Option, and other LTCSS not intended to serve individuals with intellectual and developmental disabilities such as the Program of All Inclusive Care for the Elderly (PACE).

Under the assessment process, a nurse employed by DHCF or its designated agent conducts face-to-face assessments and reassessments using a standardized needs-based assessment tool to determine a person’s support needs for LTCSS. Emergency action is necessary in order to ensure timely access to EPD Waiver services for vulnerable beneficiaries to ensure the maintenance of their health and safety and avoidance of unnecessary institutionalization in accordance with newly approved procedures for LTCSS delivered under the EPD Waiver.

An initial Notice of Proposed Rulemaking was published in the *D.C. Register* on June 6, 2014 at 61 DCR 005781. Comments were received and incorporated into the Notice of Second Proposed Rulemaking, which was published in the *D.C. Register* on March 18, 2016 at 63 DCR 004086. Additional comments were received on the second proposed rulemaking and were taken into consideration in this emergency and third proposed rulemaking, as detailed below.

DHCF received comments on the second proposed rulemaking from two (2) entities (Disability Rights DC at University Legal Services and District of Columbia Hospital Association). The majority of the seventeen (17) comments received were related to the rule; DHCF also received comments on the tool itself. All comments received were carefully considered by DHCF, and substantive changes were made as appropriate, as summarized below.

References to Existing Rules

Commenters voiced concerns that these regulations do not appropriately include or reference existing regulations setting eligibility requirements and assessment procedures. In fact, the rule clearly states that its purpose is to establish standards governing the Medicaid assessment process, including the creation of numerical scores pertaining to the level of need necessary to establish eligibility for a range of long term care services and supports (LTCSS). More detailed eligibility information regarding the services and supports can be found in the program rules specific to each long term care service and support. These rules do not replace the existing program-specific regulations.

Assessment Process

A number of the comments related to the proposed assessment process. One commenter expressed a concern that the regulations are silent on how to request LTCSS services (including the required assessment). In order to address this, DHCF amended the proposed rules to include information about the process to request an assessment. Specifically, information was added to clarify that the requests shall be submitted via a publicly available request form.

A commenter also noted that the second proposed rule requires a registered nurse (RN) employed by DHCF (or its agent) to conduct the face-to-face assessment for LTCSS, and that the initial proposed rules allowed DHCF or its designated agent to conduct the assessment. DHCF notes that this change was made to address comments from stakeholders in the first Notice of Proposed Rulemaking that the section did not specify who can be considered as the designated agent of the DHCF. DHCF will not amend the requirement that the assessment should be conducted by an RN employed by DHCF or its designated agent.

A commenter felt that the rule failed to include language acknowledging an applicant's right to decide who may be involved in the assessment process, and that while the original proposed regulations stated the assessment shall "be developed in consultation," the new regulations simply changed "developed" to "conducted." Because DHCF uses a pre-developed, standardized assessment tool to determine the person's long term care needs, the assessment cannot be altered for each assessment. However, the process does allow an applicant to decide who may be involved in the assessment by including the option for the applicant to complete the assessment in the presence of members of his/her support team or other people who are important to the person.

A commenter noted that the regulations improperly rely on informal supports and non-Medicaid resources in determining the level of an applicant's LTCSS needs. In fact, DHCF developed the tool in consultation and collaboration with advocates and the stakeholder community, and the scoring model was drawn largely from a model implemented in another jurisdiction, with some adaptation based on unique characteristics of the District's population. The requested information about the tool development methodology and the scoring process is not regulatory information; DHCF intends to explain the scoring methodology in policies and procedures and/or a presentation or transmittal.

Relatedly, one commenter believed that by relying on the current utilization of informal supports and resources prior to the completion of the assessment, DHCF is determining a person's level of need on resources for which the applicant cannot control the reliability or availability. DHCF disagrees with this assumption; although the assessment determines a person's unmet level of need (which is very important in assessing a holistic picture of a person's overall support needs), the tool does not penalize a person based on the presence or lack of informal supports in his/her access to long term care services.

Timeliness of Assessments

One commenter expressed concern about wanting to ensure that assessments could be made and decisions could be reached quickly when needed and specifically suggested the rule set standards for expedited assessment, deadlines for completion, opportunities for documentation by the applicant, and determination of service needs. DHCF partly disagrees with this comment because the rule already includes deadlines for RNs to conduct assessments and issue assessment determinations, and makes exceptions for persons whose health conditions necessitate expedited assessments. In particular, the rule states that the deadline for conducting the assessment can be shortened if "the person's condition requires that an assessment be conducted sooner to expedite the provision of LTCSS." These reviews will be conducted on a case by case basis. Although DHCF believes the necessary information was included in the previous rulemaking, DHCF clarified this section in these third proposed rules by providing further detail on the assessment timelines and expediting process.

Another comment expressed concern with the provision allowing for five (5) calendar days to conduct the required assessment, since in the hospital environment five (5) calendar days is too long for a patient to wait for an assessment. DHCF agrees with this comment, and adjusted the timeline for completing the assessment for hospital discharges to forty-eight (48) hours.

A commenter provided positive feedback regarding the amendment of the time period for the face-to-face assessment for PCA services to once every twelve (12) months. The provision still allows for an early reassessment if a beneficiary experiences a significant change in condition or acuity level. Another commenter believed it was helpful that new language was included to permit DHCF to extend the LTCSS reassessment and reauthorization period pursuant to the face-to-face assessment for up to eighteen (18) months to align the assessment date with a beneficiary's Medicaid renewal date.

Assessment Tool Requirements

A number of comments expressed concern about the assessment tool requirements. One commenter wrote that the assessment tool is not sufficiently described in a way that codifies LTCSS eligibility standards. In 2013, DHCF conducted a pilot study during which the agency assessed a sample of Medicaid long term care (LTC) beneficiaries. Based on the study, DHCF mapped current eligibility criteria with the numerical scores on the tool.

Another commenter expressed concern that the section describing how people will be assessed (providing three (3) separate scores for functional, cognitive/behavioral, and skilled care needs)

lacked an adequate description of services relating to the separate scores for cognitive/behavioral and skilled care needs. The referenced section clearly states that the tool will produce one (1) total numerical score that combines the three (3) separate scores related to functional, cognitive/behavioral and skilled nursing assessments. With the exception of PCA services which is determined by the person's functional score, the scores associated with the respective functional, cognitive/behavioral, and skilled care needs sections do not qualify a person for a unique set of services, so the additional detail the commenter requested is not needed.

A commenter expressed confusion over the purpose of scoring an applicant's cognitive and behavioral needs separately from functional/ADL and IADL needs and skilled nursing needs. DHCF's new assessment tool assesses three (3) distinct areas of support needs: cognitive/behavioral, functional, and skilled care. This assessment is much broader than DHCF's previous tool or assessment, and once the person completes the assessment, there are scores assigned to each combination of assessed needs, which are then provided to the person immediately after the assessment is completed.

Another commenter expressed confusion regarding whether medication management is, in fact, factored into an applicant's functional assessment score. DHCF proposed the new language (i.e., a score of four (4) or higher with a medication management score of at least one (1) to address stakeholders' previous concerns during the first Notice of Proposed Rulemaking comment period of not taking into account a person's needs for medication management into his/her overall need for PCA services. However, the Department of Health (DOH) is currently drafting a regulation to certify medication aides in the District, which would allow PCAs with DOH's requisite training to administer medications. DHCF will update the long term care assessment rule and PCA rules after DOH promulgates the medication aide certification regulation. DHCF is reverting back to the original scoring for PCA services which allows a person to qualify for PCA services if he/she receive a functional score without medication management of four (4) or higher.

One commenter rightly highlighted that the rule fails to explicitly incorporate the applicant's preference for setting of his/her services; DHCF has amended the language to incorporate the person's preferred setting.

Another comment notes that the regulations regarding the application of the assessment tool fail to provide disability accommodation during the LTCSS assessment process. DHCF is revising the assessment tool to include information to determine if a person who is speech and/or hearing impaired needs a Sign Language Interpreter, to ensure that the person will be assisted.

Notice and Appeal Rights

A number of comments related to concerns about notice and appeal rights. With regard to the section detailing the process for referral when a person has not selected or needs further assistance selecting a provider, commenters expressed that the revised proposed regulations still fail to provide an applicant with notice as to what needs are being assessed or what range of potential services a person may receive. In fact, when a person is assessed he/she is given a choice of various LTC services including nursing home, EPD Waiver, PCA, and Adult Day

Health. DHCF revised the regulation to explain that a person's eligibility for specific LTCSS will be explained in the determination sheet.

Within the section calling for a notice in the event of a service denial or change of services where "a person is found to be ineligible for, or does not meet the level of need for LTCSS," one commenter expressed a concern that this language did not explicitly cover assessment determinations leading to service reductions or require that notices will describe the reasons for the service denial, reduction or termination. DHCF agrees that reasons should be stated in the letter, and has amended the language accordingly.

With regard to requests for reconsideration, a commenter felt the regulations fail to allow beneficiaries to make reconsideration requests verbally, as required by D.C. Code § 4-210.05. The citation referenced in the comment pertains to "hearings," while the regulation references requests for reconsiderations or administrative review process, which is different from a hearing and precedes the formal hearing process. Given this, DHCF does not believe a change is necessary.

Related to the reconsideration process, a commenter mentioned that the requirement for beneficiaries seeking to appeal an adverse reconsideration decision should also allow beneficiaries to make requests for a fair hearing verbally, in accordance with applicable Office of Administrative Hearing regulations. DHCF agrees, and has amended the relevant language accordingly.

A commenter also suggested that DHCF add a new provision to the regulations to make clear that beneficiaries are not required to seek reconsideration prior to seeking administrative hearings before the OAH to challenge service denials, reductions, and terminations. Additional clarifying language has been added to these rules to address the commenter's concern.

With regard to concerns presented on the circumstances under which Medicaid LTCSS is provided during the pendency of a fair hearing, this section does not address those circumstances. Instead, it explains that when a beneficiary receives a reconsideration decision, information including an explanation of circumstances under which Medicaid LTCSS is provided during the pendency of a fair hearing will be included.

One commenter expressed concern that the section detailing a beneficiary's receipt of benefits pending appeal during the pendency of a fair hearing does not conform to federal requirements found at 45 CFR § 205.10. DHCF respectfully asserts that the citation provided by the commenter is not applicable to the Medicaid program. In fact, federal Medicaid requirements, codified at 42 CFR § 431.230, do not mandate that a beneficiary's current services be preserved if a beneficiary files a hearing request within ninety (90) days of receipt of an adverse determination, and instead require that current services be maintained if a beneficiary files a hearing request prior to the effective date of the intended action stated in the notice. These rules allow beneficiaries ninety (90) days to appeal determinations made in a Beneficiary Denial or Change of services letter, and provide that DHCF will not reduce or terminate LTCSS while a fair hearing is pending if a beneficiary who was receiving services files the hearing request prior

to the effective date of the intended action reflected in the Administrative Denial Letter or the Beneficiary Denial or Change of Services Letter.

Definitions

Within the Definitions section of the rule, a commenter felt that “acuity level” should specify whether intensity is gauged by the number of hours needed or whether the services would be provided hands-on versus under supervision. In addition, the commenter felt that the definitions for “level of need,” “informal supports,” “representative,” “support team” and “person-centered plan” lacked in specificity. DHCF took the suggested language into consideration and revised the definitions for “informal supports,” “representative,” and “support team.”

LTCSS Assessment Tool

DHCF also received a number of comments related to the Assessment Tool itself. One commenter pointed out that the assessor should not seek information from anyone other than the applicant without the applicant's express consent to elicit information from specific people. DHCF agrees with this comment, and has amended the instructions in this section of the tool.

One commenter also suggested that Section III of the tool should include the dates of each contact with the applicant or referral source. DHCF agrees with this comment and made changes accordingly.

A commenter contended Section IV improperly elicits information about legal services, financial management, counseling, and housing assistance the applicant may have sought or received, where access to legal services should have no bearing on an applicant's eligibility for LTCSS. In fact, DHCF does not believe that collecting legal information is harmful, and the goal is to better understand the person's ability to make healthcare decisions and whether other designated individuals need to be involved in the healthcare planning process, and be a designated part of the applicant's interdisciplinary care planning team.

Within Section V, one commenter suggested that the language be modified regarding “Guardian/Power of Attorney” to inquire whether the person has anyone making healthcare decisions on his/her behalf in order to support the presumption that an applicant for LTCSS make his or her own healthcare decisions. DHCF does not believe this section needs to be rephrased. Information about assistance with financial management and medical decisions is necessary to ascertain whether someone, other than the applicant, has the right to make decisions on behalf of the applicant. DHCF does not believe that collecting this information is harmful, and the goal is to better understand the person's ability to make healthcare decisions and whether other designated individuals need to be involved in the healthcare planning process, and be a designated part of the applicant's interdisciplinary care planning team.

Within Section VI, one commenter mentioned that information about an applicant's landlords and/or environmental conditions is irrelevant to the LTCSS assessment and should be deleted. In fact, one of the goals of the assessment is to determine whether or not the applicant lives in a HCBS setting which meets the characteristics of CMS' January 2014 regulation. It is incumbent

upon the Medicaid agency to elicit any information to ensure that the setting that the person is residing in meets the criteria of CMS' rule.

One commenter suggested that the assessment of an applicant's speech clarity should not be in Section X (cognitive/behavioral issues), but in the physical conditions section instead. DHCF believes that clarity of speech is a commonly used indicator of a person's cognitive abilities. The clinician who administers the tool will determine whether or not the speech clarity was associated with a physical condition or side effects of a medication, and make adjustments as necessary.

A commenter sought clarity within Section X, given that the scoring in this section points to a maximum of 21 points which appears to conflict with the maximum score of up to 3 on the cognitive assessment. Although this section of the assessment may result in 21 points, only 3 of the 9 total points which would warrant a need for nursing facility level of care services (*i.e.*, EPD Waiver) would come from a person's cognitive/behavioral needs.

Questions about a person's status as homebound (Section XI) was questioned by a commenter, saying this is irrelevant. In fact, this information is used by the nurse to have a better understanding of the applicant's overall functioning and healthcare needs, so that he/she can better determine the number of hours needed for various Medicaid LTCSS services. In addition, Section XI is not scored.

A commenter felt that the questions in Section XII on "informal supports" failed to capture the regularity or sporadic/intermittent level of such supports, and that these should not be factored into the assessment. Actually, this section is not scored, and the information is necessary to allow the clinician to have more information about a person's overall needs with PCA services. For example, some nurses report that an applicant does not want the full allotment of PCA hours because the applicant prefers that a family member provide services.

In sum, these emergency and third proposed rules amend the previously published standards in the Notice of Second Proposed Rulemaking by: (1) clarifying that assessment requests can be made by submitting a publicly available Prescription Order Form, and including the website for accessing the form; (2) specifying that for all hospital discharges, the timeline for conducting the assessment in addition to issuing an assessment determination is forty-eight (48) hours from the receipt of a request for an assessment; (3) amending the scoring criteria for PCA services by removing the provision allowing PCA services to be accessed if a person's functional score without medication management is three (3) or higher and a medication management score is at least a one (1); (4) adding that the Beneficiary Denial or Change of Services Letter will also include the reasons for the service denial, reduction, or termination of services; (5) adding a description of the Administrative Denial Letter issued to beneficiaries when an assessment could not be conducted; (6) adding specific language for each component of the assessment tool; (7) clarifying re-assessment requirements and processes for all LTCSS; (8) clarifying language to make the requirements more understandable; and (9) amending definitions used in the Section.

These emergency rules were adopted on March 14, 2017 and became effective on that date. The emergency rules shall remain in effect for not longer than one hundred and twenty (120) days

from the adoption date or until July 12, 2017, unless superseded by publication of a Notice of Final Rulemaking in the *D.C. Register*.

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

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

Section 989, LONG TERM CARE SERVICES AND SUPPORTS ASSESSMENT PROCESS, is amended to read as follows:

989 LONG TERM CARE SERVICES AND SUPPORTS ASSESSMENT PROCESS

989.1 The purpose of this section is to establish the Department of Health Care Finance (DHCF) standards governing the Medicaid assessment process for Long Term Care Services and Supports (LTCSS) and to establish numerical scores pertaining to the level of need necessary to establish eligibility for a range of LTCSS.

989.2 LTCSS are designed to assist persons with a range of services and supports including assistance with basic tasks of everyday life over an extended period of time. These include, but are not limited to, the Home and Community-Based Services Waiver for the Elderly and Persons with Physical Disabilities (EPD Waiver), Personal Care Aide (PCA) services offered under the Medicaid State Plan, nursing facility services, Adult Day Health Program (ADHP) services under the 1915(i) Home and Community-Based State Plan Option, and other services not intended to serve individuals with intellectual and developmental disabilities.

989.3 A Registered Nurse (R.N.) employed by DHCF or its designated agent shall conduct an initial face-to-face assessment following the receipt of a request for an assessment for LTCSS made by any individual identified in Subsection 989.5.

989.4 Individuals identified in Subsection 989.5 may request an assessment for LTCSS by submitting a Prescription Order Form (POF). The POF is available on the DHCF website at <http://dhcf.dc.gov>.

989.5 The request shall include any supporting documentation established by the respective long term care program's regulations. An initial request for an assessment or a subsequent request for re-assessment based upon a change in the person's condition or acuity level may be made by the person seeking services, the person's representative, the person's EPD Waiver case manager, a family member, or health care or social services professional.

989.6 With the exception of hospital discharge timelines, which are referenced under Subsection 989.15, the R.N. employed by DHCF or its designated agent shall be

responsible for conducting the face-to-face assessment of each person using a standardized needs-based assessment tool within five (5) calendar days of the receipt of a request for an assessment, unless:

- (a) The person's condition requires that an assessment be conducted sooner to expedite the provision of LTCSS to that person;
- (b) The person has requested an assessment at a later date;
- (c) DHCF or its designated agent is unable to contact the person to schedule the assessment after making three (3) attempts to do so within five (5) calendar days of receipt of the assessment request; or
- (d) DHCF determines that an extension is necessary due to extenuating circumstances.

989.7 The assessment shall:

- (a) Confirm and document the person's functional limitations, cognitive/behavioral and skilled care support needs;
- (b) Be conducted in consultation with the person and his/her representative and/or support team;
- (c) Determine and document the person's unmet need for services taking into account the current utilization of informal supports and other non-Medicaid resources required to meet the person's need for assistance; and
- (d) Determine the person's level of need for LTCSS.

989.8 The standardized needs-based assessment tool shall be available on DHCF's website at www.dhcf.dc.gov.

989.9 The face-to-face assessment using the standardized needs-based assessment tool to determine each person's level of need for LTCSS shall result in a total numerical score which includes three (3) separate scores pertaining to his/her assessed functional, cognitive/behavioral, and skilled care needs. The functional assessment score includes an assessment and corresponding score correlated to the person's ability to manage medications. The three (3) separate assessment scores are used to determine eligibility for specific LTCSS as follows:

- (a) For State Plan PCA services, only the functional score, without consideration of the medication management assessment and corresponding score, is used to determine eligibility; and

- (b) For all other LTCSS, eligibility is based on the sum of the scores for functional, cognitive/behavioral, and skilled care needs, and includes medication management.

989.10 The total numerical score consists of a value from zero to thirty-one (0-31), which may include a score of up to twenty-three (23) on the functional assessment, a score of up to three (3) on the cognitive/behavioral assessment, and a score of up to five (5) on the skilled care needs assessment.

989.11 Each of the assessments that comprise the total numerical score contains the following components:

- (a) The functional assessment evaluates the type and frequency of assistance the person requires for each of the following activities of daily living (ADLs) and instrumental activities of daily living (IADLs) based on typical experience under ordinary circumstances within the last seven (7) days prior to assessment:

- (1) Bathing;
- (2) Dressing;
- (3) Eating/Feeding;
- (4) Transfer;
- (5) Mobility;
- (6) Toileting;
- (7) Urinary Continence and Catheter Care;
- (8) Bowel Continence and Ostomy Care; and
- (9) Medication Management, for which the score is not considered for State Plan PCA service eligibility in accordance with § 989.9(a);

- (b) The cognitive/behavioral assessment evaluates the presence of and frequency with which the following conditions and behaviors occur:

- (1) Serious mental illness or intellectual disability;
- (2) Difficulty with receptive or expressive communication;
- (3) Hallucinations;

- (4) Delusions;
 - (5) Physical behavioral symptoms directed toward others (*e.g.*, hitting, kicking, pushing, grabbing, sexual abuse of others);
 - (6) Verbal behavioral symptoms directed toward others (*e.g.*, threatening, screaming, cursing at others);
 - (7) Other physical behaviors not directed toward others (*e.g.*, self-injury, pacing, public sexual acts, disrobing in public, throwing food or waste);
 - (8) Rejection of assessment or health care; and
 - (9) Eloping or wandering;
- (c) The skilled care needs assessment evaluates whether and how frequently the following skilled services and therapies were required during the past thirty (30) days and during the seven (7) days prior to assessment:
- (1) Occupational therapy;
 - (2) Physical therapy;
 - (3) Respiratory therapy;
 - (4) Speech therapy;
 - (5) Ventilator care;
 - (6) Tracheal suctioning or tracheostomy care;
 - (7) Total parenteral nutrition;
 - (8) Complex wound care;
 - (9) Wound care of moderate complexity;
 - (10) Early or preventive wound care;
 - (11) Hemodialysis;
 - (12) Peritoneal dialysis;
 - (13) Enteral tube feeding;

- (14) Intravenous fluid or medication administration;
- (15) Intramuscular or subcutaneous injections;
- (16) Isolation precautions; and
- (17) Patient-controlled analgesia pump.

- 989.12 The total numerical scores reflect a person's eligibility for LTCSS as follows:
- (a) A score of four (4) or higher on the functional assessment, as described in § 989.9(a), is needed for State Plan PCA services;
 - (b) A score of four (4) or five (5) is needed for ADHP acuity level 1 services;
 - (c) A score of six (6) or higher is needed for ADHP acuity level 2 services; and
 - (d) A score of nine (9) or higher is needed for nursing facility, EPD Waiver, or other programs/services that require a nursing facility level of care.
- 989.13 Based upon the results of the face-to-face assessment, DHCF or its authorized agent shall issue to the person an assessment determination that specifies his/her level of need for a range of LTCSS for which the person is eligible.
- 989.14 The assessment determination shall include the types of LTCSS available to the person based on the scores received and shall be issued to the person no later than forty-eight (48) hours after the assessment is completed, unless the person's condition necessitates that services be authorized and provided earlier.
- 989.15 For hospital discharges, the timeline for completing the LTCSS assessment, including the issuance of an assessment determination referenced in Subsection 989.13 and the authorization of services included in the determination, shall be forty eight (48) hours from the receipt of a request for an assessment.
- 989.16 An R.N. employed by DHCF or its designated agent shall conduct a face-to-face re-assessment of each person's need for the receipt of LTCSS as follows:
- (a) For ADHP services, a re-assessment shall be conducted at least every twelve (12) months or upon a significant change in the person's health status or acuity level;
 - (b) For State Plan PCA services, the supervisory nurse employed by the home health agency shall conduct an evaluation of each person's need for the continued receipt of PCA services at least once every twelve (12) months or upon a significant change in the person's health status, as follows:

- (1) The evaluation shall determine whether there is a significant change in the person's health status;
 - (2) If the evaluation results in a determination that there is no significant change, the supervisory nurse shall attest that a face-to-face re-assessment is not required and services shall continue to be provided at the level set forth in the current assessment determination; and
 - (3) If the evaluation results in a determination that there is a significant change, the supervisory nurse shall request that a face-to-face re-assessment be conducted in accordance with § 989.5; and
- (c) For all EPD Waiver services, effective April 1, 2018, the case manager shall conduct an evaluation of each person's health status at least once every twelve (12) months or upon a significant change in the person's health status, as follows:
- (1) The evaluation shall determine whether there is a significant change in the person's health status;
 - (2) If the evaluation results in a determination that there is no significant change, the case manager shall attest that the person continues to require a nursing facility level of care and that a face-to-face re-assessment is not required; and
 - (3) If the evaluation results in a determination that there is a significant change, the case manager shall request that a face-to-face re-assessment be conducted in accordance with § 989.5;

989.17 For nursing facility services, DHCF or its designated agent shall conduct periodic continued stay reviews to evaluate a person's continued eligibility for nursing facility services, as follows:

- (a) The evaluation shall determine whether the person continues to meet nursing facility level of care; and
- (b) If the evaluation results in a determination that the person does not meet nursing facility level of care, DHCF or its designated agent shall request that a face-to-face re-assessment be conducted in accordance with policy guidance issued by DHCF.

989.18 For EPD Waiver services, DHCF may extend the level of need reauthorization period pursuant to the face-to-face reassessment for a timeframe not to exceed

eighteen (18) months to align the level of need assessment date with the person's Medicaid renewal date.

- 989.19 Requests to conduct re-assessments shall be made in accordance with the requirements under Subsection 989.5.
- 989.20 If the person meets the level of need as determined by a numerical score affiliated with each long-term care service in accordance with Subsection 989.12, and chooses to participate in a long-term care program, DHCF or its authorized agent shall refer the person to the long-term care service provider of his/her choice.
- 989.21 The person shall choose a provider based upon the level of need, availability, and the ability of the provider to safely care for him/her in the setting of the person's choice.
- 989.22 DHCF or its authorized agent shall maintain the completed standardized assessment tool and documentation reflecting that the person was given a free choice of providers from a list of qualified providers.
- 989.23 If the person has not made a choice, or needs further assistance, DHCF or its authorized agent shall refer the person to the Aging and Disability Resource Center for additional assistance, options counseling, and person-centered planning as appropriate.
- 989.24 If the R.N. employed by DHCF or its agent is unable to conduct the face-to-face assessment or re-assessment described in this section after making three (3) attempts to do so within five (5) calendar days, an initial Administrative Denial Letter shall be issued to the person. The initial Administrative Denial Letter shall contain the following information:
- (a) A clear statement of the administrative denial of the assessment request;
 - (b) An explanation of the reason for the administrative denial, including documentation of the three (3) attempts that were made to conduct the assessment;
 - (c) Citation to regulations supporting the administrative denial;
 - (d) A clear statement that the person has twenty-one (21) days from the date the letter was issued to contact DHCF or its agent to request the assessment, including all necessary contact information; and
 - (e) For re-assessment requests, a clear statement that if the person fails to contact DHCF or its agent within twenty-one (21) days of the date the letter was issued, the person's current LTCSS shall be terminated.

989.25 If a person currently receiving LTCSS receives an initial Administrative Denial Letter in accordance with § 989.24 and fails to contact DHCF or its agent to request a re-assessment within twenty-one (21) days of the date the letter was issued, a subsequent Administrative Denial Letter shall be issued to the person. The subsequent Administrative Denial Letter shall contain the following information:

- (a) A clear statement of the intended termination of the person's current LTCSS due to administrative denial of the re-assessment request;
- (b) An explanation of the reason for the administrative denial, including documentation of the three (3) attempts that were made to conduct the assessment and reference to the Administrative Denial Letter;
- (c) Citation to regulations supporting the administrative denial and intended termination;
- (d) Information regarding the right to appeal the decision by filing a hearing request with the Office of Administrative Hearings (OAH) and the timeframe for filing a hearing request, as well as an explanation that a reconsideration request is not required prior to filing a hearing request;
- (e) An explanation of the circumstances under which the person's current level of LTCSS will be continued if the person files a timely hearing request with OAH; and
- (f) Information regarding legal resources available to assist the person with the appeal process.

989.26 DHCF, or its agent, shall issue a Beneficiary Denial or Change of Services Letter if, based upon the assessment or re-assessment conducted pursuant to this section, a person is found to be ineligible for, or does not meet the level of need for, LTCSS. The Beneficiary Denial or Change of Services Letter shall contain the following information:

- (a) A clear statement of the intended denial, reduction, or termination of LTCSS;
- (b) An explanation of the reason(s) for the intended denial, reduction, or termination of LTCSS;
- (c) Citation to regulations supporting the intended denial, reduction, or termination of LTCSS;
- (d) Information regarding the right to request that DHCF reconsider its decision and the timeframe for making a reconsideration request;

- (e) Information regarding the right to appeal the decision by filing a hearing request with OAH and the timeframe for filing a hearing request, as well as an explanation a reconsideration request is not required prior to filing a hearing request;
- (f) An explanation of the circumstances under which the person's current level of LTCSS will be continued if the person files a timely hearing request with OAH; and
- (g) Information regarding legal resources available to assist the person with the appeal process.

989.27 A request for reconsideration of a person's level of need as determined by the assessment tool, pursuant to § 989.26(d), must be submitted in writing, by mail, fax, or in person, to DHCF's Office of the Senior Deputy Director/Medicaid Director, within twenty-one (21) calendar days of the date of the notice of denial, termination, or reduction of LTCSS services. The request for reconsideration shall include information and documentation as follows:

- (a) A written statement by the person, or the person's designated representative, describing the reason(s) why the decision to deny, terminate, or reduce LTCSS services should not be upheld;
- (b) A written statement by a physician familiar with the person's health care needs; and
- (c) Any additional, relevant documentation in support of the request.

989.28 For beneficiaries currently receiving services, a timely filed request for reconsideration will stay the reduction or termination of services until a reconsideration decision is issued.

989.29 DHCF shall issue a reconsideration decision no more than forty-five (45) calendar days from the date of receipt of the documentation required in § 989.27.

989.30 If DHCF decides to uphold the assessment determination, the reconsideration decision shall contain the following:

- (a) A description of all documents that were reviewed;
- (b) The justification(s) for the intended action(s) and the effective date of the action(s);
- (c) An explanation of the beneficiary's right to request a fair hearing; and

(d) The circumstances under which Medicaid LTCSS is provided during the pendency of a fair hearing.

989.31 A request to appeal the reconsideration decision, pursuant to § 989.30, must be submitted within ninety (90) calendar days of the date of issuance of the reconsideration decision by requesting a fair hearing with OAH in writing, in person, or by telephone, in accordance with 1 DCMR § 2971.

989.32 A request to appeal the denial, reduction, or termination of services, pursuant to § 989.26(e), must be submitted within ninety (90) calendar days of the date of the Beneficiary Denial or Change of Services Letter by requesting a fair hearing with OAH in writing, in person, or by telephone, in accordance with 1 DCMR § 2971.

989.33 DHCF shall not reduce or terminate LTCSS services while a fair hearing is pending if a beneficiary who was receiving services files the hearing request prior to the effective date of the proposed action to reduce or terminate LTCSS.

989.99 DEFINITIONS

When used in this section, the following terms and phrases shall have the meanings ascribed:

Acuity level - The intensity of services required for a Medicaid beneficiary wherein those with a high acuity level require more care and those with lower acuity level require less care.

Beneficiary - A person deemed eligible to receive Medicaid services.

Face-to-face assessment - An assessment that is conducted in-person by a registered nurse to determine an applicant's need for long-term care services.

Informal supports - Assistance provided by the person's family member or another individual who is unrelated to the person, and the frequency of supports provided.

Level of Need - A determination used to assess a person's need for supports for the purposes of allocating Medicaid resources or services.

Non-Medicaid Resources - The person's utilization of resources including but not limited to, housing assistance, vocational rehabilitation or job help, and transportation.

Person - An applicant who submits a service assessment request to DHCF and/or its designated agent to determine his/her level of need for long-term care services and supports.

Person-centered Planning Process - A process used to assess a person's needs and options for choices of services that focuses on the person's strengths, weaknesses, needs, and goals.

Provider - The individual, organization, or corporation, public or private, that provides long-term care services and seeks reimbursement for providing those services under the Medicaid program.

Representative - Any person other than a provider:

- (a) Who is knowledgeable about the applicant's circumstances and has been designated by that applicant to represent him or her with his/her express consent or those with appropriate legal authority; or
- (b) Who is legally authorized either to administer an applicant's financial or personal affairs or to protect and advocate for his/her rights.

Support Team - A team chosen by the beneficiary that includes, including, but is not limited to, the person's family, friends, community social worker, and/or medical providers.

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

GOVERNMENT OF THE DISTRICT OF COLUMBIA

ADMINISTRATIVE ISSUANCE SYSTEM

Mayor's Order 2017-071
March 15, 2017

SUBJECT: Reappointments – Board of Barber and Cosmetology

ORIGINATING AGENCY: Office of the Mayor

By virtue of the authority vested in me as Mayor of the District of Columbia 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 of the Non-Health Related Occupations and Professions Licensure Act of 1998, effective April 20, 1999, D.C. Law 12-261, D.C. Official Code § 47-2853.06(c) (2012 Repl.), and 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. **ERIC DOYLE**, pursuant to the Board of Barber and Cosmetology Eric Doyle Confirmation Resolution of 2016, effective January 30, 2017, PR22- 0039, is reappointed as a body artist member of the Board of Barber and Cosmetology, for a term to end December 13, 2019.
2. **ANWAR SALEEM**, pursuant to the Board of Barber and Cosmetology Anwar Saleem Confirmation Resolution of 2016, effective January 30, 2017, PR22-0027, is reappointed as a cosmetologist member of the Board of Barber and Cosmetology, for a term to end December 13, 2019.
3. **JARED SCOTT**, pursuant to the Board of Barber and Cosmetology Jared Scott Confirmation Resolution of 2016, effective January 30, 2017, PR22-0026, is reappointed as a barber member of the Board of Barber and Cosmetology, for a term to end December 13, 2019.
4. **MARK WILLS**, pursuant to the Board of Barber and Cosmetology Mark Wills Confirmation Resolution of 2016, effective January 30, 2017, PR22-0028, is reappointed as a barber member of the Board of Barber and Cosmetology, for a term to end December 13, 2019.
5. **SHARON YOUNG**, pursuant to the Board of Barber and Cosmetology Sharon Young Confirmation Resolution of 2016, effective January 30, 2017, PR22-0029, is reappointed as a specialty cosmetologist member of the Board of Barber and Cosmetology, for a term to end December 13, 2019.

6. **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 2017-072
March 15, 2017

SUBJECT: Appointment— Commission on Selection and Tenure of Administrative Law Judges of the Office of Administrative Hearings


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 sections 9 and 10 of the Office of Administrative Hearings Establishment Act of 2001, effective March 6, 2002, D.C. Law 14-76, D.C. Official Code §§ 2-1831.06 and 2-1831.07 (2016 Repl.), which established the Commission on Selection and Tenure of Administrative Law Judges of the Office of Administrative Hearings ("**Commission**"), it is hereby **ORDERED** that:

1. **ROB HAWKINS** is appointed as a voting member of the Commission, replacing James Cooper, for a term to end April 30, 2019.
2. **EFFECTIVE DATE:** This Order shall be effective *nunc pro tunc* to March 2, 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 2017-073
March 17, 2017

SUBJECT: Appointment — Advisory Committee to the Office of Administrative Hearings


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 section 20 of the Office of Administrative Hearings Establishment Act of 2001, effective March 6, 2002, D.C. Law 14-76, D.C. Official Code § 2-1831.17 (2016 Repl.), it is hereby **ORDERED** that:

1. **ALICE THOMAS** is appointed as a District of Columbia Bar member of the Advisory Committee to the Office of Administrative Hearings, replacing Makita Weaver, and is 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 2017-074
March 17, 2017

SUBJECT: Reappointments and Appointments – District of Columbia Developmental Disabilities Fatality Review Committee

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, as amended, 87 Stat. 790, Pub. L. No. 93-198, D.C. Official Code § 1-204.22(2) (2016 Repl.), and in accordance with Mayor's Order 2009-225, dated December 22, 2009, as amended by Mayor's Order 2013-154, dated August 26, 2013, it is hereby **ORDERED** that:

1. The following persons are reappointed as public members of the District of Columbia Developmental Disabilities Fatality Review Committee (the "**Committee**"), for a term to end March 3, 2019:
 - a. **MICHAELA ZAJICKE- FARBER**, as a faculty member from a school of Social Work at a college or university located in the District.
 - b. **NATHANIEL FEINGOLD**, as an advocate with a developmental disability.
2. The following persons are appointed as District government members, to the Committee, to serve at the pleasure of the Mayor:
 - a. **CECELIA DAVIS**, representing the Department of Behavioral Health.
 - b. **MARK WYNN**, representing the Fire and Emergency Medical Services Department.
 - c. **LISA FITZPATRICK**, representing the Department of Health Care Finance.

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



MURIEL BOWSER
MAYOR

ATTEST:  _____
LAUREN C. VAUGHAN
SECRETARY OF THE DISTRICT OF COLUMBIA

**OFFICE OF ADMINISTRATIVE HEARINGS
DISTRICT OF COLUMBIA ADVISORY COMMITTEE
PUBLIC NOTICE OF MEETING**

In accordance with D.C. Code § 2-576(1), the Advisory Committee to the Office of Administrative Hearings hereby gives notice that it will meet on Monday, March 20, 2017 at 4:00pm. The meeting will be held at the following location:

Hearing Room
Board of Ethics and Government Accountability
441 Fourth Street NW, Suite 540 South
Washington, DC 20001

For further information, please contact Shauntinique Steele at nikki.steele@dc.gov or 202-741-5303.

AGENDA

- I. **Welcome and Call to Order**
- II. **Introductions, Including new member**
- III. **Approval of the Minutes**
- IV. **Discussion of Draft OAH Advisory Board Response to Center for Court Excellent Report**
- V. **Vote to Approve Transmission**
- VI. **Report from the Chief ALJ**
- VII. **Legislative Agenda for OAH**
- VIII. **Old Business**
- IX. **New Business**
- X. **Adjournment**

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

**NOTICE OF PUBLIC HEARINGS
CALENDAR**

**WEDNESDAY, MARCH 29, 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) Case # 17-PRO-00012; Library Tavern, LLC, t/a Library Tavern, 5420 3rd Street NW, License #105058, Retailer CT, ANC 4D Application for a New License	9:30 AM
Show Cause Hearing (Status) Case # 16-251-00162; TMI International, Inc., t/a Sip, 1812 Hamlin Street NE License #95164, Retailer CT, ANC 5C Failed to Comply with hours of Operation, Violation of Settlement Agreement	9:30 AM
Fact Finding Hearing* Case # 17-CMP-00003; Only Paradise Restaurant, Inc., t/a Golden Paradise Restaurant, 3903-3905 14th Street NW, License #98205, Retailer CR, ANC 4C Change in Corporate and Partnership Officers without Board Approval, Violation of Settlement Agreement	10:00 AM
Fact Finding Hearing* Case # 16-251-00261; 1831 M, LLC, t/a 1831, 1831 M Street NW, License #99805, Retailer CT, ANC 2B Simple Assault	10:30 AM
Fact Finding Hearing* Case # 16-CC-00161; Wine Specialist Store, LLC, t/a The Wine Specialist 1133 20th Street NW, License #87537, Retailer A, ANC 2B Ownership Interest Issues	11:00 AM

Board's Calendar
March 29, 2017

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

Protest Hearing*

1:30 PM

Case # 16-PRO-00045; Hanks on the Hill, LLC, t/a Hanks Oyster Bar, 633
Pennsylvania Ave SE, License #89718, Retailer CR, ANC 6B
Application to Renew the License

Protest Hearing*

4:30 PM

Case # 16-PRO-00114; 1624 U Street, Inc., t/a Chi-Cha Lounge, 1624 U Street
NW, License #26519, Retailer CT, ANC 2B
Application to Renew the License

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

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

**NOTICE OF MEETING
INVESTIGATIVE AGENDA**

**WEDNESDAY, MARCH 29, 2017
2000 14TH STREET, N.W., SUITE 400S, WASHINGTON, D.C. 20009**

On Wednesday, March 29, 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-CMP-00117, Iron Gate, 1734-1738 N Street N.W., Retailer CR, License # ABRA-090284

2. Case# 17-CMP-00040, El Nuevo Migueleno, 1721 Columbia Road N.W., Retailer CR, License # ABRA-075403

3. Case# 17-CMP-00381, Nile Ethiopian Restaurant and Nile Market, 7815 Georgia Avenue N.W., Retailer CR, License # ABRA-060432

4. Case# 17-CC-00014, 7 Food Store, 1830 Benning Road N.E., Retailer B, License # ABRA-093817

5. Case# 17-CC-00022, New York Liquors, 1447 Maryland Avenue N.E., Retailer A, License # ABRA-076

6. Case# 17-CMP-00168, 7-Eleven, 1101 South Capitol Street S.W., Retailer B, License # ABRA-026520

7. Case# 17-CC-00030, Takoma Park Liquors, 6200 Eastern Avenue N.E., Retailer A, License # ABRA-102370

8. Case# 17-CC-00031, Lucky Corner Store, 5433 Georgia Avenue N.W., Retailer B, License # ABRA-093115

ALCOHOLIC BEVERAGE REGULATION ADMINISTRATION
ALCOHOLIC BEVERAGE CONTROL BOARD

NOTICE OF MEETING
LICENSING AGENDA

WEDNESDAY, MARCH 29, 2017 AT 1:00 PM
2000 14TH STREET, N.W., SUITE 400S, WASHINGTON, D.C. 20009

1. Review Application for Safekeeping of License – Original Request. ANC 1D. SMD 1D01. The Establishment has three pending investigative matters. No outstanding fines/citations. No conflict with Settlement Agreement. ***Brown Street Market***, 3320 Brown Street NW, Retailer A Liquor Store, License No. 104007.

2. Review Application for Safekeeping of License – Original Request. ANC 5B. SMD 5B04. No outstanding fines/citations. No outstanding violations. No pending enforcement matters. No Settlement Agreement. ***Golden Angel Trading Inc.***, 914 Rhode Island Avenue NE, Retailer A Liquor Store, License No. 097033.

3. Review Request to Extend Safekeeping of License – Fifth Request. Original Safekeeping Date: 12/5/2013. ANC 6D. SMD 6D01. No outstanding fines/citations. No outstanding violations. No pending enforcement matters. No Settlement Agreement. ***L’Enfant Plaza Hotel***, 480 L’Enfant Plaza SW, Retailer CH, License No. 093846.

4. Review Request to Extend Safekeeping of License – Fourth Request. Original Safekeeping Date: 2/8/2008. ANC 3D. SMD 3D08. No outstanding fines/citations. No outstanding violations. No pending enforcement matters. No Settlement Agreement. ***TBD (Formerly Balducci’s)***, 3201 New Mexico Avenue NW, Retailer B Grocery, License No. 088667.

5. Review request to extend Safekeeping of License – Fourth Request. Original Safekeeping Date: 5/20/2015. ANC 2A. SMD 2A02. No outstanding fines/citations. No outstanding violations. No pending enforcement matters. No conflict with Settlement Agreement. ***2401 Penn Avenue Holding Entity LLC***, 2401 Pennsylvania Avenue NW, Retailer CR, License No. 098988.

6. Review Request to Extend Safekeeping of License – Third Request. Original Safekeeping Date: 12/2/2015. ANC 3C. SMD 3C04. No outstanding fines/citations. No outstanding violations. No pending enforcement matters. No Settlement Agreement. **Firehook Bakery**, 3411 Connecticut Avenue NW, Retailer CR, License No. 041370.
-
7. Review request to extend Safekeeping of License – Second Request. Original Safekeeping Date: 8/3/2016. ANC 6A. SMD 6A06. No outstanding fines/citations. No outstanding violations. No pending enforcement matters. No conflict with Settlement Agreement. **The Argonaut**, 1433 H Street NE, Retailer CR, License No. 072672.
-
8. Review Request to Extend Safekeeping of License – Second Request. Original Safekeeping Date: 4/20/2016. ANC 2F. SMD 2F08. No outstanding fines/citations. No outstanding violations. No pending enforcement matters. No Settlement Agreement. **Twelve and K Hotel**, 1201 K Street NW, Retailer CH, License No. 095442.
-
9. Review Request to Extend Safekeeping of License – Second Request. Original Safekeeping Date: 4/8/2015. ANC 1C. SMD 1C06. No outstanding fines/citations. No outstanding violations. No pending enforcement matters. No conflict with Settlement Agreement. **TBD (456, LLC)**, 1723 Columbia Road NW, Retailer CT, License No. 098732.
-
10. Review Request to Extend Safekeeping of License – First Request. Original Safekeeping Date: 11/9/2016. ANC 2E. SMD 2E05. No outstanding fines/citations. No outstanding violations. No pending enforcement matters. No conflict with Settlement Agreement. **Dixie Liquors**, 3429 M Street NW, Retailer A Liquor Store, License No. 077295.
-
11. Review Request for Change of Hours. **Approved Hours of Operation:** Sunday 7am to 12am, Monday 10am to 2am, Tuesday-Friday 12pm to 2am, Saturday 7am to 2am. **Approved Hours of Alcoholic Beverage Sales and Consumption:** Sunday 8am to 12am, Monday-Friday 12pm to 2am, Saturday 8am to 2am. **Approved Hours of Live Entertainment:** Sunday 6pm to 12am, Monday-Friday 6pm to 1am, Saturday 6pm to 2am. **Proposed Hours of Operation and Alcoholic Beverage Sales and Consumption:** Sunday-Saturday 8am to 3am. **Proposed Hours of Live Entertainment:** Sunday –Thursday 6pm to 12am, Friday-Saturday 6pm to 3am. ANC 1A. SMD 1A04. No outstanding fines/citations. No outstanding violations. No pending enforcement matters. No conflict with Settlement Agreement. **The Airedale**, 3605 14th Street NW, Retailer CT, License No. 100018.

12. Review Request for Change of Hours to open earlier. ***Approved Hours of Operation and Alcoholic Beverage Sales and Consumption:*** Sunday-Thursday 10am to 2am, Friday-Saturday 10am to 3am. ***Approved Hours of Live Entertainment:*** Sunday-Thursday 6pm to 2am, Friday-Saturday 6pm to 3am. ***Proposed Hours of Operation and Alcoholic Beverage Sales and Consumption:*** Sunday-Thursday 8am to 2am, Friday-Saturday 8am to 3am. ANC 5E. SMD 5E06. No outstanding fines/citations. No outstanding violations. No pending enforcement matters. No conflict with Settlement Agreement. ***The Pub and the People***, 1648 North Capitol Street NW, Retailer CT, License No. 094089.

13. Review Application for Sidewalk Cafe with seating for 4 patrons. ***Proposed Hours of Operation and Alcoholic Beverage Sales and Consumption for Sidewalk Cafe:*** Saturday-Sunday 9am to 12am, Monday-Friday 11am to 12am. ANC 6B. SMD 6B02. No outstanding fines/citations. No outstanding violations. No pending enforcement matters. No conflict with Settlement Agreement. ***Beuchert's Saloon***, 623 Pennsylvania Avenue SE, Retailer CR, License No. 089616.

14. Review Application for Sidewalk Café with seating for 40 patrons. ***Proposed Hours of Operation and Alcoholic Beverage Sales and Consumption for Sidewalk Café:*** Sunday-Saturday 10am to 11pm. AND 5B. SMD 5B04. No outstanding fines/citations. No outstanding violations. No pending enforcement matters. No Settlement Agreement. ***Right Proper Brewing Company***, 920 Girard Street NE, Manufacturer A, License No. 097516.

15. Review Letter from Elizabeth Keys, President of The Junior League of Washington, requesting a Nonprofit Corporation Auction Permit to auction off items containing alcoholic beverages, such as wine donations, at a fundraiser event to be held April 12, 2017 from 6:30pm to 9:30pm at Longview Gallery in DC, 1234 9th Street NW.

***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.**

**D.C. CRIMINAL CODE REFORM COMMISSION
NOTICE OF PUBLIC MEETING**

**WEDNESDAY, APRIL 5, 2017 AT 2:00 PM
441 4TH STREET N.W., ROOM 1112, WASHINGTON, D.C., 20001**

The D.C. Criminal Code Reform Commission (CCRC) will hold a meeting of its Criminal Code Revision Advisory Group (Advisory Group) on Wednesday, April 5, 2017 at 2pm. The meeting will be held in Room 1112 of the Citywide Conference Center on the 11th Floor of 441 Fourth St., N.W., Washington, DC. The planned meeting agenda is below. Any changes to the meeting agenda will be posted on the agency's website, <http://ccrc.dc.gov/page/ccrc-meetings>. For further information, contact Richard Schmechel, Executive Director, at (202) 442-8715 or richard.schmechel@dc.gov.

MEETING AGENDA

- I. Welcome and Announcements
- II. Discussion and Voting Item:
 - a. Report #1: Recommendations for Enactment of D.C. Code Title 22 and Other Changes to Criminal Statutes (Voting Draft)
- III. Discussion Items:
 - a. First Draft of Report No. 3, Recommendations for Chapter 2 of the Revised Criminal Code—Mistake, Deliberate Ignorance, and Intoxication
 - b. First Draft of Report No. 4 Recommendations for Chapter 1 of the Revised Criminal Code—Preliminary Provisions
- IV. Adjournment.

DC INTERNATIONAL PUBLIC CHARTER SCHOOL**Invitation for Bid**

RFP for Janitorial and Ground Maintenance Services: DC International School (DCI) is seeking competitive bids for Janitorial and Ground Maintenance Services. DCI will accept proposals that include janitorial, ground maintenance, and both. Janitorial Bids must include day porters for school hours (8 am - 4 pm), as well as night cleaning for facility. Ground Maintenance Services should include maintenance of the grounds, including seasonal cleaning and snow removal. DCI next year will be located at 14th and Aspen on the Walter Reed Campus at Delano Hall. The building is 100,000 square feet on 4 floors and on 2 acres until the Gym addition opens in the spring. Please provide estimates for building (100k square feet) and ground maintenance. Bids must include evidence of experience in field, qualifications and estimated fees. Proposals must include supplies. Preference will be given to environmentally friendly supplies and practices. Please send proposals to rfp@dcinternationalschool.org. Proposals must be received no later than the close of business Friday, March 31, 2017. The building is currently being renovated. We will review proposals and offer tours for competitive vendors.

E.L. HAYNES PUBLIC CHARTER SCHOOL

REQUEST FOR PROPOSALS

Audio Visual Products and Services

E.L. Haynes Public Charter School (“ELH”) is seeking proposals from qualified vendors to E.L. Haynes is seeking solutions (products and services) in the area of Audio/Visual interactive classroom upgrades and installations for our classrooms.

The contract will be assigned to a successful bidder who can provide the parts and service to complete these tasks.

Proposals are due via email to Kristin Yochum no later than 5:00 PM on Friday, March 31, 2017. We will notify the final vendor of selection and schedule work to be completed.

The RFP with bidding requirements can be obtained by contacting:

Kristin Yochum
E.L. Haynes Public Charter School
Phone: 202.667-4446 ext 3504
Email: kyochum@elhaynes.org

OFFICE OF THE DEPUTY MAYOR FOR EDUCATION

NOTICE OF PUBLIC MEETING
CROSS-SECTOR COLLABORATION TASK FORCE MARCH MEETING

Deputy Mayor for Education Jennifer Niles announces the scheduling of a Cross-Sector Collaboration Task Force meeting. The purpose of the meeting will be to clarify and discuss the issue areas the two Task Force working groups will take on and decide what further information is needed to advance the work of the working groups. The date, time and location shall be as follows:

- Date:** March 28, 2017
- Time:** 6:00 p.m. – 8:00 p.m.
- Location:** Department of For-Hire Vehicles Hearing Room
2235 Shannon Place, SE Suite 2032
Washington, DC
- Contact:** Ramin Tahri
Deputy Mayor for Education
202.727.4036 or ramin.taheri@dc.gov

**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:

Nick DelleDonne
Single-Member District 2B04

DISTRICT OF COLUMBIA
BOARD OF ELECTIONS

**Certification of Filling a Vacancy
In Advisory Neighborhood Commission**

Pursuant to D.C. Official Code §1-309.06(d)(6)(D), If there is only one person qualified to fill the vacancy within the affected single-member district, the vacancy shall be deemed filled by the qualified person, the Board hereby certifies that the vacancy has been filled in the following single-member district by the individual listed below:

Tiffany C. Lancaster
Single-Member District 8D05

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

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

VACANT: 3D07

Petition Circulation Period: **Monday, March 27, 2017 thru Tuesday, April 18, 2017**

Petition Challenge Period: **Friday, April 21, 2017 thru Thursday, April 27, 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**.

DEPARTMENT OF ENERGY AND ENVIRONMENT**PUBLIC NOTICE**

Notice is hereby given that, pursuant to 40 C.F.R. Part 51.161, D.C. Official Code §2-505, and 20 DCMR §210, the Air Quality Division (AQD) of the Department of Energy and Environment (DOEE), located at 1200 First Street NE, 5th Floor, Washington, DC, intends to issue an air quality permit (#6683) to the United States Government Publishing Office (GPO) to operate a ZMR T-48A Web Press as part of press group 95 in Building C (also known as Building 3) of the GPO complex at 732 North Capitol Street NW, Washington, DC 20401. The contact person for the applicant is D. Kevin McGuinness, Environmental Program Manager, at (202) 512-1626.

The proposed overall emission limits for the equipment are as follows:

- a. No visible emissions shall be emitted from this equipment. [20 DCMR 201 and 20 DCMR 606.1]
- b. An emission into the atmosphere of odorous or other air pollutants from any source in any quantity and of any characteristic, and duration which is, or is likely to be injurious to the public health or welfare, or which interferes with the reasonable enjoyment of life or property is prohibited [20 DCMR 903.1]

It should be noted that emissions are primarily minimized from this type of equipment by operational limitations and procedures set forth in the permit, rather than from explicit emission limits.

Maximum potential emissions from the unit, after emission controls, are expected to be as follows:

Pollutant	Estimated Annual Emissions (tons/yr)
Volatile Organic Compounds (VOC)	0.734

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

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

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

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

No written comments or hearing requests submitted after April 24, 2017 will be accepted.

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

DEPARTMENT OF HEALTH (DOH)

NOTICE OF FUNDING AVAILABILITY (NOFA)

RFA#: CHA_TPCC_03.10.17

AMENDED

Tobacco Prevention and Control Community Grants

This notice supersedes the notice published in DC Register on February 24, 2017 Vol 64/8

The District of Columbia, Department of Health (DOH) is soliciting applications from qualified applicants to services in the program and service areas described in this Notice of Funding Availability (NOFA). This announcement is to provide public notice of the Department of Health's intent to make funds available for the purpose described herein. The applicable Request for Applications (RFA) will be released under a separate announcement with guidelines for submitting the application, review criteria and DOH terms and conditions for applying for and receiving funding.

General Information:

Funding Opportunity Title:	Tobacco Prevention and Control Community Grants
Funding Opportunity Number:	FO-CHA-PG-00179-005
Program RFA ID#:	CHA_TCCP_03.10.17
Opportunity Category:	Competitive
DOH Administrative Unit:	Community Health Administration
DOH Program Bureau	Cancer and Chronic Disease Prevention Bureau
Program Contact:	Erin Thomas at 202.442.5902 tobaccocontrol@dc.gov
Program Description:	The DC Tobacco Control Program is located within the DOH Bureau of Cancer and Chronic Disease because tobacco smoke harms nearly every organ of the body, causing many diseases and negatively affecting the health of smokers and people who live with smokers. The DC Tobacco Control Program works with stakeholders to encourage a coordinated effort to reduce the harmful effects of tobacco; this includes preventing young people from starting smoking, supporting current smokers in quitting and working with stakeholders to ensure the regulatory landscape that addresses tactics used by the tobacco industry.
Eligible Applicants	Not for profit, public and private organizations located and licensed to conduct business within the District of Columbia and experienced in providing programming and services in the program areas and/or targeted populations.

Anticipated # of Awards:	6
Anticipated Amount Available:	\$300,000
Floor Award Amount:	\$ 25,000
Ceiling Award Amount:	\$ 75,000

Funding Authorization

Legislative Authorization	FY 17 Budget Support Act of 2016
Associated CFDA#	Not Applicable
Associated Federal Award ID#	Not Applicable
Cost Sharing / Match Required?	No
RFA Release Date:	Friday, March 31, 2017
Pre-Application Meeting (Date)	Thursday, April 6, 2017
Pre-Application Meeting (Time)	10:00 AM – 11:30 AM
Pre-Application Meeting (Location/Conference Call Access)	899 North Capitol Street, NE, 3rd Floor conference room 306
Letter of Intent Due date:	Not applicable
Application Deadline Date:	Friday, April 28, 2017
Application Deadline Time:	6:00 PM
Links to Additional Information about this Funding Opportunity	DC Grants Clearinghouse http://opgs.dc.gov/page/opgs-district-grants-clearinghouse. DOH EGMS https://dcdoh.force.com/GO ApplicantLogin2

Notes:

1. DOH reserves the right to issue addenda and/or amendments subsequent to the issuance of the NOFA or RFA, or to rescind the NOFA or RFA.
2. Awards are contingent upon the availability of funds.
3. Individuals are not eligible for DOH grant funding.
4. Applicants must have a DUNS #, Tax ID#, be registered in the federal Systems for Award Management (SAM) and the DOH Enterprise Grants Management System (EGMS)
5. Contact the program manager assigned to this funding opportunity for additional information.
6. DOH is located in a secured building. Government issued identification must be presented for entrance.

INGENUITY PREP PUBLIC CHARTER SCHOOL
REQUEST FOR PROPOSALS
SPECIAL EDUCATION SERVICES

The Ingenuity Prep Public Charter School in accordance with section 2204(c) of the District of Columbia School Reform Act of 1995 solicits proposals for the following special education services:

- Counseling
- Speech/Language
- Occupational and Physical Therapy

We are looking for a 15 month contract that would run from April 2017 through June 30, 2018. Also, we would like all proposals to have an option to renew at the end of the 15 month period.

Please go to <http://www.ingenuityprep.org/bids> to view a full RFP offering, with more detail on scope of work and bidder requirements.

Proposals shall be received no later than 5:00 P.M., Monday, April 3, 2017.

Prospective Firms shall submit one electronic submission via e-mail to the following address:

Bid Administrator
bids@ingenuityprep.org

Please include the bid category for which you are submitting as the subject line in your e-mail (e.g. Food Supplies). Respondents should specify in their proposal whether the services they are proposing are only for a single year or will include a renewal option.

**GOVERNMENT OF THE DISTRICT OF COLUMBIA
DEPARTMENT OF PARKS AND RECREATION**

NOTICE OF EXTENSION OF PUBLIC COMMENT PERIOD

Pursuant to the authority set forth in § 9a D.C. Law 3-30; D.C. Official Code § 8-1808.01 (2006 Supp.), and Chapter 7 of Title 19 (Amusements, Parks and Recreation) of the District of Columbia Municipal Regulations, Section 730-735, dated December 7, 2007, that the District Department of Parks and Recreation is reviewing an application for a dog exercise area within Takoma Recreation Center Park, located specifically west of the Takoma Aquatic Center and north of Coolidge High School (Frank R. Williams Building); Reservation 445, Square 3272, Lot 805.

The Notice of Application was published in the *District of Columbia Register* (DCR) on February 24, 2017 at 64 DCR 002318. The original thirty (30) day public comment period, scheduled to end on March 27, 2017, will be extended to April 27, 2017. All comments received by Thursday, April 27, 2017 will be considered.

Interested persons may submit written comments no later than April 27, 2017. Interested parties wishing to review the application can review the application in-person at the District Department of Parks and Recreation headquarters at 1250 U Street, NW on the 2nd floor. The application is also available at: <http://dpr.dc.gov/page/dog-parks>. The written comments must include the person's name, telephone number, affiliation, if any, mailing address, and statement outlining the issues in dispute or support surrounding the implementation of a dog park. All relevant comments will be considered in reviewing the dog park application. **Written comments postmarked after April 27, 2017 will not be accepted.**

Address written comments to:

Office of Planning & Capital Projects
District Department of Parks and Recreation
Attn: Dog Park Comments – Takoma Park
1250 U Street, NW
Washington, DC 20009

To submit comments via email, please email dpr.dogparks@dc.gov

For more information, please call (202) 673-7647.

DISTRICT OF COLUMBIA PUBLIC CHARTER SCHOOL BOARD**NOTIFICATION OF 2017 BOARD MEETINGS (Revised dates in bold)**

The District of Columbia Public Charter School Board (“PCSB”) hereby gives notice, of PCSB’s intent to hold a public meeting at 6:30pm on the following dates:

Monday, January 23, 2017

Monday, February 27, 2017

Monday, March 20, 2017

Monday, April 24, 2017

Monday, May 1, 2017

Monday, May 22, 2017

Monday, June 19, 2017

Monday, July 17, 2017

Monday, August 21, 2017

Monday, September 18, 2017

Monday, October 16, 2017

Monday, November 20, 2017

Monday, December 18, 2017

For questions, please call 202-328-2660. An agenda for each meeting will be posted 48 hours in advance of the meetings on www.dcpsb.org. The location for all meetings is currently to be determined.

PUBLIC SERVICE COMMISSION OF THE DISTRICT OF COLUMBIA

NOTICE OF ADDITIONAL COMMUNITY HEARING

PUBLIC INPUT SOUGHT ON PEPCO'S RATE APPLICATION

FORMAL CASE NO. 1139, IN THE MATTER OF THE APPLICATION OF POTOMAC ELECTRIC POWER COMPANY FOR AUTHORITY TO INCREASE EXISTING RETAIL RATES AND CHARGES FOR ELECTRIC DISTRIBUTION SERVICE

This Notice informs the public that the Public Service Commission of the District of Columbia ("Commission") seeks input on the application submitted on June 30, 2016, by the Potomac Electric Power Company ("Pepco") requesting authority to increase existing distribution service rates and charges for electric service in the District of Columbia by \$76.766 million, representing an increase of approximately 21.24% in Pepco's distribution revenues of \$361.5 million. The requested rates are designed to collect \$438 million in total distribution revenues. Pepco requests authority to earn an 8.00% rate of return, including a return on common equity of 10.6%. Pepco represents that its application would translate to an increase in distribution rates of approximately \$3.84 per month for a typical residential customer who uses 675 kWh per month.

The Commission published a Public Notice on July 8, 2016, regarding this application in the *D.C. Register* in *Formal Case No. 1139*, the formal case established to adjudicate Pepco's application. Pepco's application can be viewed on the Commission website at www.dcpsc.org.

The Commission will convene a final community hearing on Wednesday, April 12, 2017, in the Commission's Hearing Room, 1325 G Street, NW, 8th Floor, Washington, D.C. 20005, beginning at 6:00 p.m.

Those who wish to testify at the community hearing should contact the Commission Secretary by 5 p.m. three (3) business days prior to the date of the hearings by calling (202) 626-5150. Representatives of organizations shall be permitted a maximum of five (5) minutes for oral presentations. Individuals shall be permitted a maximum of three (3) minutes for oral presentations. If an organization or an individual is unable to offer comments at the community hearings, written statements may be submitted to the Public Service Commission of the District of Columbia, 1325 G Street, NW, 8th Floor, Washington D.C. 20005 until **April 25, 2017**.

Any person who is deaf or hearing-impaired, and cannot readily understand or communicate in spoken English, and persons with disabilities who need special accommodations in order to participate in the hearing, must contact the Commission Secretary by 5 p.m. seven (7) business days prior to the date of the hearing. Persons who wish to testify in Spanish, Chinese, Amharic, or Korean must also contact the Commission Secretary by 5 p.m. three (3) business days before the day of the hearing so arrangements can be made for translation services. **The number to call to request special accommodations and interpretation services is (202) 626-5150.**

DISTRICT OF COLUMBIA SENTENCING COMMISSION**NOTICE OF PUBLIC MEETING**

The Commission meeting will be held on Tuesday, March 28, 2017 at 5:00 p.m. The meeting will be held at 441 4th Street, N.W. Suite 430S Washington, DC 20001. Below is the planned agenda for the meeting. The final agenda will be posted on the agency's website at <http://sentencing.dc.gov>

For additional information, please contact: Mia Hebb, Staff Assistant, at (202) 727-8822 or email mia.hebb@dc.gov

Meeting Agenda

1. Review and Approval of the Minutes from Meeting of February 7, 2017, and February 21, 2017, – Action Item, Judge Weisberg.
2. 2016 Annual Report Schedule – Informational Item, Barb Tombs-Souvey.
3. Release of the Guideline Evaluation Study, Discussion Item, Judge Weisberg.
4. Review and Approval of the Commission's Amended Data Sharing Policy – Action Item, Judge Weisberg and Barb Tombs-Souvey.
 - a. Technical Changes to the Data Sharing Policy
 - b. Commission's Position on Responding to Data Requests
5. Prioritization of the Guideline Evaluation Study's Recommendations for Further Research and Analysis – Action Item, Judge Weisberg and Barb Tombs-Souvey.
6. Next Meeting – Suggest changing from April 18th to April 20th, 2017.
7. Adjourn.

D.C. SENTENCING COMMISSION**MEETING UPDATE**

The D.C. Sentencing Commission hereby gives notice that the Commission meeting on Tuesday, March 21, 2017, has been rescheduled to Tuesday, March 28, 2017 at 5:00pm. The meeting will be held at One Judiciary Square, 441 4th Street, N.W. Suite 430S, Washington, DC 20001.

Inquiries concerning the meeting may be addressed to Mia Hebb, Staff Assistant, at (202) 727-8822 or Mia.Hebb@dc.gov.

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

Application No. 19398 of Jim Borbely, pursuant to 11 DCMR Subtitle X, Chapter 10, for variances from the nonconforming structure requirements of Subtitle C § 202.2, the lot occupancy requirements of Subtitle E § 304.1, and the rear yard requirements of Subtitle E § 306.1, to permit the construction of a one-story rear deck addition to an existing one-family dwelling in the RF-1 Zone at premises 1922 First Street N.E. (Square 3532, Lot 23).

HEARING DATES: February 15, 2017 and March 8, 2017¹
DECISION DATE: March 8, 2017

SUMMARY ORDER

REVIEW BY THE ZONING ADMINISTRATOR

The application was accompanied by a memorandum dated January 6, 2016, from the Zoning Administrator, certifying the required relief. (Exhibit 9.)

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”) 5E and to owners of property located within 200 feet of the site. The site of this application is located within the jurisdiction of ANC 5E, which is automatically a party to this application. The ANC submitted a timely report recommending approval of the application. The ANC’s report indicated that at a regularly scheduled, properly noticed public meeting on February 21, 2017, at which a quorum was present, the ANC voted 10-0 to support the application. (Exhibit 33.)

The Office of Planning (“OP”) submitted a timely report recommending approval of the application with one condition. (Exhibit 31.) The District Department of Transportation (“DDOT”) submitted a timely report indicating that it had no objection to the grant of the application. (Exhibit 30.)

As directed by 11 DCMR Subtitle X § 1002.2, the Board required the Applicant to satisfy the burden of proving the elements that are necessary to establish the case pursuant to Subtitle X § 1002.1 for an area variance from the nonconforming structure requirements of Subtitle C § 202.2, the lot occupancy requirements of Subtitle E § 304.1, and the rear yard requirements of Subtitle E § 306.1, to permit the construction of a one-story rear deck addition to an existing one-family dwelling 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 the application. Accordingly, a decision by the Board to grant this application would not be adverse to any party.

¹ The public hearing was postponed from February 15 to March 8, 2017, at the Applicant’s request. (Exhibit 32.)

Based upon the record before the Board, and having given great weight to the ANC and OP reports filed in this case, the Board concludes that in seeking variances from 11 DCMR Subtitle C § 202.2 and Subtitle E §§ 304.1 and 306.1, the Applicant has met the burden of proof under 11 DCMR Subtitle X § 1002.1, that there exists an exceptional or extraordinary situation or condition related to the property that creates a practical difficulty for the owner in complying with the Zoning Regulations, and that the relief can be granted without substantial detriment to the public good and without substantially impairing the intent, purpose, and integrity of the zone plan as embodied in the Zoning Regulations and Map.

Pursuant to 11 DCMR 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 7 AND THE FOLLOWING CONDITION:**

1. The Applicant shall work with the Urban Forestry Administration to implement any recommendations, as they may direct.

VOTE: **4-0-1** (Frederick L. Hill, Lesylleé M. White², Carlton E. Hart, and Peter G. May, 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 15, 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

² Board Member White reviewed the record in order to participate in the hearing.

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.

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. 19403 of Grant Barker, pursuant to 11 DCMR Subtitle X, Chapter 9, for a special exception under the height requirements of Subtitle E § 5203.1, to permit the conversion of an existing two-story, three-unit apartment house into a three-story, three-unit¹ apartment house in the RF-1 Zone at premises 821 Randolph Street, N.W. (Square 3027, Lot 85).

HEARING DATE: January 18, 2017
DECISION DATE: February 22, 2017

SUMMARY ORDER

SELF-CERTIFICATION

The zoning relief requested in this case was self-certified, pursuant to 11 DCMR Subtitle Y § 300.6. (Exhibits 5 (original), 11 (duplicate of 12), and 12 (updated).) 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") 4C and to owners of property located within 200 feet of the site. The site of this application is located within the jurisdiction of ANC 4C, 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 December 14, 2014 [sic], at which a quorum was present, the ANC voted 7-0-0 to support the application. (Exhibit 36.)

The Office of Planning ("OP") submitted a timely report dated January 6, 2017 recommending approval of the special exception from the height requirements with the condition that the Applicant provide additional screening on two sides of the proposed third story deck to mitigate potential privacy impacts. (Exhibit 38.) OP submitted a Supplemental Report, filed on February

¹ The Applicant's initial Statement of Intended Use (Exhibit 4) indicated that there would be four units and thus the notice of public hearing noted that number of units. However, the Applicant, both at the public hearing and in later submissions, clarified that the number of units would remain at three. (Exhibit 41.) In its supplemental report, the Office of Planning confirmed that the proposal is for three units. (See Exhibit 45.) The caption reflects the request as clarified.

15, 2017, that confirmed the number of units, existing and proposed, is three units and continued to recommend approval of the application with the condition from the original report. (Exhibit 45.)

The District Department of Transportation (“DDOT”) submitted a timely report indicating that it had no objection to the grant of the application. (Exhibit 35.)

Three neighbors testified at the hearing in opposition to the application. The residents of 816 Shepard Street, N.W. and 818 Shepard Street, N.W. testified about their concerns over how trash was handled at the subject property and a lack of parking in the area. In addition, the resident at 818 Shepard Street, N.E. raised concerns that the proposed addition would block the sunlight to her property. The resident at 819 Randolph Street, N.W., also testified about her concerns about the potential impacts the project would have on air flow and sunlight, and privacy at her property.

In response, on the issue of parking, the Applicant noted that he is providing four parking spaces while he is required to provide only one. With regard to the trash issue, the Applicant and neighbors reached an agreement on how trash would be handled in the future. The two neighbors who entered into that agreement with the Applicant indicated that they both support granting the application. (Exhibit 44.) The Board has conditioned the Order on the agreement’s terms.

On January 18, 2017, the Board concluded the hearing and closed the record except for specific documents from the Applicant and OP. Both the Applicant and OP filed post-hearing documents as requested by the Board. (See Exhibits 41, 42, and 43 from the Applicant, and Exhibit 45 from OP.) On February 21, 2017, the adjacent neighbor at 819 Randolph Street, N.W. filed a *Motion to Accept Untimely Filing or to Reopen the Record* to allow the submission of additional material into the record. (Exhibit 49.) At the Public Meeting of February 22, 2017, the Board granted the motion and reopened the record to allow the neighbor’s letter in opposition raising concerns about impacts on sunlight and her future solar panels, water runoff, and privacy. (Exhibit 46.) The Board allowed further testimony by the Applicant and adjacent neighbor to address the outstanding concerns.

With regard to the neighbor’s sunlight being blocked, the Applicant submitted a shadow study to support his position that the impact would be minimal. (Exhibit 42.) And, in its Supplemental Report, OP stated that “[t]he submitted shadow study indicates minimal impacts to the neighboring properties.” (Exhibit 45.) Regarding impacts on privacy, OP recommended that screening on the decks as well as the stairways be provided to ameliorate impacts on the neighbors. (Exhibits 38 and 45.) The Applicant testified that he offered to provide screening and two frosted windows on the addition to protect the neighbor’s privacy. The Board closed the record and deliberated on the Application.

The Board determined that the Applicant had worked to resolve the concerns raised by neighbors, and that the project would not unduly affect neighboring properties based on the concessions agreed to by the Applicant and imposed by this Board as conditions of this Order.

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 E § 5203.1. The only parties to this case were the Applicant and the ANC. No parties appeared at the public hearing in opposition to this application. Accordingly, a decision by the Board to grant this application would not be adverse to any party.

Based upon the record before the Board and having given great weight to the OP and ANC reports, the Board concludes that the Applicant has met the burden of proof, pursuant to 11 DCMR Subtitle X § 901.2 and Subtitle E § 5203.1, 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 43 – UPDATED ARCHITECTURAL PLANS AND ELEVATIONS, AND WITH THE FOLLOWING CONDITIONS:**

1. The Applicant shall install privacy screening on the decks and stairwell.
2. The Applicant shall install frosted windows.
3. The new roofline shall align with the height of the adjacent buildings and shall utilize existing roof shingles to maintain aesthetic continuity.
4. The Applicant shall ensure that tenants do not fill up trash cans on the same day that trash is to be collected. Trash can tops shall not be open or overflowing for more than two days before trash collection day. The Applicant shall inform all occupants – current and future – of trash and disposal rules and regulations. The Applicant shall provide more cans, as needed.

VOTE: 3-0-2 (Frederick L. Hill, Carlton E. Hart, and Michael G. Turnbull to APPROVE; Lesylleé M. White not participating; 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 9, 2017

BZA APPLICATION NO. 19403

PAGE NO. 3

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.

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,

BZA APPLICATION NO. 19403

PAGE NO. 4

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. 19416 of Robert Edwards, as amended¹, pursuant to 11 DCMR Subtitle X, Chapter 9, for special exceptions from the rooftop architectural element requirement of Subtitle E § 206.1(a) and the adjacent solar energy operation requirement of Subtitle E § 206.1(c), to convert an existing one-family dwelling into a flat in the RF-1 Zone at premises 1412 Shepherd Street N.W. (Square 2693, Lot 23).

HEARING DATES: February 1, February 8, and March 8, 2017²
DECISION DATE: March 8, 2017

SUMMARY ORDER

SELF-CERTIFIED

The zoning relief requested in this case was self-certified, pursuant to 11 DCMR § 3113.2. (Exhibits 4 (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") 4C and to owners of property located within 200 feet of the site. The site of this application is located within the jurisdiction of ANC 4C, which is automatically a party to this application. The ANC submitted a timely report recommending approval of the application with conditions. The ANC's report indicated that at a regularly scheduled, properly noticed public meeting on January 11, 2017, at which a quorum was present, the ANC voted 9-0-0 to support the application, with conditions. (Exhibit 40.)

¹ The Applicant initially requested special exception relief from Subtitle U § 320.2, including waivers from: § 320.2(e) (Rear extension), § 320.2 (g) (Adjacent solar energy operations), and § 320.2(h) (Rooftop architectural elements) as well as a variance from Subtitle E § 201.4 (Lot dimension) in order to convert the building to a three-unit condominium. (Exhibit 4.) At the February 8, 2017 hearing, the Board gave leave for the Applicant to amend the application. The Applicant amended the application by withdrawing the previous relief and in its place requesting special exceptions from Subtitle E § 206.1(a) (Rooftop architectural elements) and Subtitle E § 206.1(c) (Adjacent solar energy operations) and changed the project to a conversion of an existing one-family dwelling to a flat. (Exhibit 51.) The caption has been revised accordingly.

² The case was administratively rescheduled from the public hearing of February 1, 2017 to that of February 8, 2017 and then continued to March 8, 2017.

The Office of Planning (“OP”) submitted two timely reports. In its second, supplemental report submitted after the Applicant amended the application and changed the project, OP indicated that it was in support of the amended application with one condition. (Exhibit 49.) The first OP report had recommended denial of the variance relief and of the waiver for rear extension addition, but did not object to the other initially requested waivers. (Exhibit 38.) The District Department of Transportation (“DDOT”) submitted a timely report indicating that it had no objection to the grant of the application. (Exhibit 35.)

A statement in support of the revised plans was provided by the adjacent neighbors at 1414 Shepard Street, N.W. (Exhibit 50.) A petition in support with four signatures from neighbors of the project was submitted to the record. (Exhibit 30.)

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 from the rooftop architectural element requirement of Subtitle E § 206.1(a) and the adjacent solar energy operation requirement of Subtitle E § 206.1(c), to convert an existing one-family dwelling into a flat in the RF-1 Zone. The only parties to the case were the Applicant and the ANC. No parties appeared at the public hearing in opposition to this application. Accordingly, a decision by the Board to grant this application would not be adverse to any party.

Based upon the record before the Board and having given great weight to the OP and ANC reports, the Board concludes that the Applicant has met the burden of proof, pursuant to 11 DCMR Subtitle X § 901.2, and Subtitle E §§ 206.1(a) and 206.1(c), 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 REVISED PLANS AT EXHIBIT 45 AND THE UPDATED SURVEYOR’S PLAT AT EXHIBIT 47 AND WITH THE FOLLOWING CONDITIONS:**

1. The Applicant shall keep to the agreed-upon distance from common property lines as described in the approved plans.
2. The development shall be constructed in such a way as to have minimal impact on existing solar panels on 1410 Shepherd Street, N.W. and 1414 Shepherd Street, N.W.

BZA APPLICATION NO. 19416

PAGE NO. 2

3. The Applicant shall use a permeable parking surface for the parking area instead of concrete.
4. The Applicant shall install a belt-driven garage door opener to reduce noise pollution.
5. The Applicant shall ensure that any decking or other roof treatments are not visible from the front street.
6. The Applicant shall retain the porch on the front of the residence consistent with size and character of other porches on the block.

VOTE: **4-0-1** (Frederick L. Hill, Carlton E. Hart, Lesylleé M. White, and Peter G. May, 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 15, 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.

BZA APPLICATION NO. 19416

PAGE NO. 3

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. 19428 of 1937 2nd Street NE LLC, as amended,¹ pursuant to 11 DCMR Subtitle X, Chapter 9, for a special exception under the rooftop element requirements of Subtitle E § 206.2, to add an additional unit to an existing four-unit apartment house in the RF-1 Zone at premises 1937 2nd Street, N.E. (Square 3565, Lot 55).

HEARING DATES: February 15, 2017 and February 22, 2017²
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 5 (original), Exhibit 35 (updated), Exhibit 39 (updated).) 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") 5E and to owners of property located within 200 feet of the site. The site of this application is located within the jurisdiction of ANC 5E, which is automatically a party to this application. The ANC submitted a report dated February 22, 2017 recommending approval of the

¹ The Applicant amended the application by changing the original request for a special exception under [Subtitle U] § 320.2(m) (Exhibit 5 – original Zoning Self-certification form) to a special exception under Subtitle E § 206.2 (Exhibit 35 – Updated Zoning Self-certification form; Exhibit 36 – Updated Burden of Proof Statement; Exhibit 39 – Updated Zoning Self-certification form signed by Applicant). Also see the Updated Burden of Proof Statement addressing the provisions of Subtitle E § 5203.3 as required in Subtitle E § 206.2. (Exhibit 38.) The notice was posted on the property with the amended relief. (See Affidavit of posting – Exhibit 42.). The caption reflects the self-certified relief as amended.

² At the Applicant's request, the hearing on the application was postponed from February 15, 2017 to February 22, 2017 to allow the Applicant an opportunity to present the application to the ANC at the ANC's February 21, 2017 meeting. (Exhibit 32.)

application.³ The ANC's report indicated that at a regularly scheduled, properly noticed public meeting on February 21, 2017, at which a quorum was present, the ANC voted 10-0-0 to support the application. (Exhibit 45.)

The Office of Planning ("OP") submitted a timely report dated February 10, 2017 recommending approval of the application for special exception relief under Subtitle E §§ 206.2 and 5203.3. (Exhibit 40.)

The District Department of Transportation ("DDOT") submitted a timely report indicating that it had no objection to the grant of the application. (Exhibit 31.)

The Eckington Civic Association submitted a letter in support of the application. (Exhibit 43.)

A letter in opposition was submitted by the resident of 1930 2nd Street, N.E. (Exhibit 41.)

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 E § 206.2. The only parties to the application were the Applicant and ANC 5E. No parties appeared at the public hearing in opposition to this application. Accordingly, a decision by the Board to grant this application would not be adverse to any party.

Based upon the record before the Board and having given great weight to the OP and ANC reports, the Board concludes that the Applicant has met the burden of proof, pursuant to 11 DCMR Subtitle X § 901.2, and Subtitle E § 206.2, 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 7 – ARCHITECTURAL PLANS AND ELEVATIONS.**

VOTE: 4-0-1 (Frederick L. Hill, Lesylleé M. White, Carlton E. Hart, and Michael G. Turnbull (by absentee ballot) to APPROVE; one Board seat vacant).

³ At the end of the public hearing on February 22, 2017, the Board left the record open to receive an official ANC report prior to the Board's decision meeting on March 1, 2017. The ANC report was submitted into the record on February 24, 2017. (Exhibit 45.)

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 15, 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.

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.

BZA APPLICATION NO. 19428

PAGE NO. 3

ZONING COMMISSION FOR THE DISTRICT OF COLUMBIA
NOTICE OF FILING
Z.C. Case No. 05-28T
(SCCI Parkside One, LLC – 2nd-Stage PUD, Modification to
1st-Stage PUD, and Related Map Amendment @ Square 5055)
March 15, 2017

THIS CASE IS OF INTEREST TO ANC 7D

On March 3, 2017, the Office of Zoning received an application from SCCI Parkside One, LLC (the “Applicant”) for approval of a second-stage planned unit development (“PUD”), a modification to a first-stage PUD, and related map amendment for the above-referenced property.

The property that is the subject of this application consists of Lot 26 in Square 5055 in northeast Washington, D.C. (Ward 7), on property located midblock along the southeast boundary of the Parkside PUD and is part of the large, vacant superblock location between Kenilworth Terrace, N.E. and Kenilworth Avenue, N.E. The property is currently zoned CR, for the purposes of this project, through a PUD-related map amendment approved as part of the first-stage PUD. The Applicant is proposing a new PUD-related map amendment to rezone the property, for the purposes of this project, to the MU-9 zone.

The Applicant proposes to construct an 11-story office building with approximately 7,171 square feet of ground-floor retail space and 150 at-grade parking spaces. The building would include approximately 503,019 square feet of total gross floor area, an overall density of 7.21 floor area ratio (“FAR”), and a maximum height of 130 feet. The project will be designed to accommodate a specific federal anchor office tenant as part of the competitive General Services Administration bid process.

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

District of Columbia REGISTER – March 24, 2017 – Vol. 64 - No. 12 002879 – 003054