

***District of Columbia***

**REGISTER**

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**HIGHLIGHTS**

- D.C. Council passes Law 22-207, Access to Treatment for Anaphylaxis Act of 2018
- D.C. Council passes Law 22-213, Interstate Insurance Product Regulation Compact Act of 2018
- D.C. Council passes Law 22-216, Service Contract Regulation Act of 2018
- D.C. Council passes Resolution 23-47, Sense of the Council Urging the Federal Government to Prevent Nuclear War Resolution of 2019
- Office of the Deputy Mayor for Planning and Economic Development solicits public comment on the proposed use and terms of disposition of certain District-owned properties
- Department of Health Care Finance announces funding for initiative to connect Medicaid providers and patients to the Health Information Exchange
- Department of Human Resources publishes Certificate of Good Standing for District of Columbia government attorneys, hearing examiners, and administrative law judges
- Office of Victim Services and Justice Grants announces funding for developing a strategic action plan for creating safe neighborhoods

# DISTRICT OF COLUMBIA REGISTER

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ADMINISTRATOR

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## COUNCIL OF THE DISTRICT OF COLUMBIA

## NOTICE

## D.C. LAW 22-198

**"Neighborhood Safety and Engagement Fund Temporary Amendment Act of 2018"**

Pursuant to Section 412 of the District of Columbia Home Rule Act, P.L. 93-198 (the Charter), the Council of the District of Columbia adopted Bill 22-943 on first and second readings September 18, 2018, and October 2, 2018, respectively. Following the signature of the Mayor on October 22, 2018, pursuant to Section 404(e) of the Charter, the bill became Act 22-478 and was published in the November 2, 2018 edition of the D.C. Register (Vol. 65, page 12026). Act 22-478 was transmitted to Congress on January 9, 2019 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 22-478 is now D.C. Law 22-198, effective February 22, 2019.



Phil Mendelson  
Chairman of the Council

Days Counted During the 30-day Congressional Review Period:

January	9, 10, 11, 14, 15, 16, 17, 18, 22, 23, 24, 25, 28, 29, 30, 31
February	1, 4, 5, 6, 7, 8, 11, 12, 13, 14, 15, 19, 20, 21

## COUNCIL OF THE DISTRICT OF COLUMBIA

## NOTICE

## D.C. LAW 22-199

**"Access to Public Benefits Temporary Amendment Act of 2018"**

Pursuant to Section 412 of the District of Columbia Home Rule Act, P.L. 93-198 (the Charter), the Council of the District of Columbia adopted Bill 22-939 on first and second readings October 2, 2018, and October 16, 2018, respectively. Following the signature of the Mayor on October 31, 2018, pursuant to Section 404(e) of the Charter, the bill became Act 22-499 and was published in the November 9, 2018 edition of the D.C. Register (Vol. 65, page 12329). Act 22-499 was transmitted to Congress on January 9, 2019 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 22-499 is now D.C. Law 22-199, effective February 22, 2019.



Phil Mendelson  
Chairman of the Council

Days Counted During the 30-day Congressional Review Period:

January	9, 10, 11, 14, 15, 16, 17, 18, 22, 23, 24, 25, 28, 29, 30, 31
February	1, 4, 5, 6, 7, 8, 11, 12, 13, 14, 15, 19, 20, 21

## COUNCIL OF THE DISTRICT OF COLUMBIA

## NOTICE

## D.C. LAW 22-200

**"Rental Housing Commission Independence Clarification Amendment Act of 2018"**

Pursuant to Section 412 of the District of Columbia Home Rule Act, P.L. 93-198 (the Charter), the Council of the District of Columbia adopted Bill 22-640 on first and second readings July 10, 2018, and October 2, 2018, respectively. Pursuant to Section 404(e) of the Charter, the bill became Act 22-492 and was published in the November 2, 2018 edition of the D.C. Register (Vol. 65, page 12066). Act 22-492 was transmitted to Congress on January 9, 2019 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 22-492 is now D.C. Law 22-200, effective February 22, 2019.



Phil Mendelson  
Chairman of the Council

Days Counted During the 30-day Congressional Review Period:

January	9, 10, 11, 14, 15, 16, 17, 18, 22, 21, 22, 23, 24, 25, 28, 29, 30, 31
February	1, 4, 5, 6, 7, 8, 11, 12, 13, 14, 15, 19, 20, 21

## COUNCIL OF THE DISTRICT OF COLUMBIA

## NOTICE

## D.C. LAW 22-201

**"Advisory Neighborhood Commissions Debit Cards Amendment Act of 2018"**

Pursuant to Section 412 of the District of Columbia Home Rule Act, P.L. 93-198 (the Charter), the Council of the District of Columbia adopted Bill 22-326 on first and second readings October 2, 2018, and October 16, 2018, respectively. Following the signature of the Mayor on October 31, 2018, pursuant to Section 404(e) of the Charter, the bill became Act 22-500 and was published in the November 9, 2018 edition of the D.C. Register (Vol. 65, page 12331). Act 22-500 was transmitted to Congress on January 9, 2019 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 22-500 is now D.C. Law 22-201, effective February 22, 2019.



Phil Mendelson  
Chairman of the Council

Days Counted During the 30-day Congressional Review Period:

January	9, 10, 11, 14, 15, 16, 17, 18, 22, 23, 24, 25, 28, 29, 30, 31
February	1, 4, 5, 6, 7, 8, 11, 12, 13, 14, 15, 19, 20, 21

## COUNCIL OF THE DISTRICT OF COLUMBIA

## NOTICE

## D.C. LAW 22-202

**"Rental Housing Affordability Re-establishment Amendment Act of 2018"**

Pursuant to Section 412 of the District of Columbia Home Rule Act, P.L. 93-198 (the Charter), the Council of the District of Columbia adopted Bill 22-570 on first and second readings October 2, 2018, and October 16, 2018, respectively. Following the signature of the Mayor on October 31, 2018, pursuant to Section 404(e) of the Charter, the bill became Act 22-501 and was published in the November 9, 2018 edition of the D.C. Register (Vol. 65, page 12333). Act 22-501 was transmitted to Congress on January 9, 2019 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 22-501 is now D.C. Law 22-202, effective February 22, 2019.



Phil Mendelson  
Chairman of the Council

Days Counted During the 30-day Congressional Review Period:

January	9, 10, 11, 14, 15, 16, 17, 18, 22, 23, 24, 25, 28, 29, 30, 31
February	1, 4, 5, 6, 7, 8, 11, 12, 13, 14, 15, 19, 20, 21

## COUNCIL OF THE DISTRICT OF COLUMBIA

## NOTICE

## D.C. LAW 22-203

**"Parent-led Play Cooperative Temporary Amendment Act of 2018"**

Pursuant to Section 412 of the District of Columbia Home Rule Act, P.L. 93-198 (the Charter), the Council of the District of Columbia adopted Bill 22-996 on first and second readings October 2, 2018, and October 16, 2018, respectively. Following the signature of the Mayor on October 31, 2018, pursuant to Section 404(e) of the Charter, the bill became Act 22-502 and was published in the November 9, 2018 edition of the D.C. Register (Vol. 65, page 12336). Act 22-502 was transmitted to Congress on January 9, 2019 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 22-502 is now D.C. Law 22-203, effective February 22, 2019.



Phil Mendelson  
Chairman of the Council

Days Counted During the 30-day Congressional Review Period:

January	9, 10, 11, 14, 15, 16, 17, 18, 22, 23, 24, 25, 28, 29, 30, 31
February	1, 4, 5, 6, 7, 8, 11, 12, 13, 14, 15, 19, 20, 21

COUNCIL OF THE DISTRICT OF COLUMBIA

NOTICE

D.C. LAW 22-204

**"Revised Synthetics Abatement and Full Enforcement Drug Control Temporary Amendment Act of 2018"**

Pursuant to Section 412 of the District of Columbia Home Rule Act, P.L. 93-198 (the Charter), the Council of the District of Columbia adopted Bill 22-627 on first and second readings October 2, 2018, and October 16, 2018, respectively. Following the signature of the Mayor on October 31, 2018, pursuant to Section 404(e) of the Charter, the bill became Act 22-503 and was published in the November 9, 2018 edition of the D.C. Register (Vol. 65, page 12338). Act 22-503 was transmitted to Congress on January 9, 2019 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 22-503 is now D.C. Law 22-204, effective February 22, 2019.



Phil Mendelson  
Chairman of the Council

Days Counted During the 30-day Congressional Review Period:

January 9, 10, 11, 14, 15, 16, 17, 18, 22, 23, 24, 25, 28, 29, 30, 31  
February 1, 4, 5, 6, 7, 8, 11, 12, 13, 14, 15, 19, 20, 21



## COUNCIL OF THE DISTRICT OF COLUMBIA

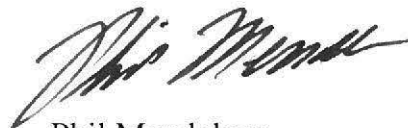
## NOTICE

## D.C. LAW 22-205

**"Elections Modernization Amendment Act of 2018"**

Pursuant to Section 412 of the District of Columbia Home Rule Act, P.L. 93-198 (the Charter), the Council of the District of Columbia adopted Bill 22-87 on first and second readings October 2, 2018, and October 16, 2018, respectively. Following the signature of the Mayor on October 31, 2018, pursuant to Section 404(e) of the Charter, the bill became Act 22-504 and was published in the November 9, 2018 edition of the D.C. Register (Vol. 65, page 12361). Act 22-504 was transmitted to Congress on January 9, 2019 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 22-504 is now D.C. Law 22-205, effective February 22, 2019.



Phil Mendelson  
Chairman of the Council

Days Counted During the 30-day Congressional Review Period:

January	9, 10, 11, 14, 15, 16, 17, 18, 22, 23, 24, 25, 28, 29, 30, 31
February	1, 4, 5, 6, 7, 8, 11, 12, 13, 14, 15, 19, 20, 21

## COUNCIL OF THE DISTRICT OF COLUMBIA

## NOTICE

## D.C. LAW 22-206

**"At-Risk Tenant Protection Clarifying Amendment Act of 2018"**

Pursuant to Section 412 of the District of Columbia Home Rule Act, P.L. 93-198 (the Charter), the Council of the District of Columbia adopted Bill 22-170 on first and second readings October 2, 2018, and October 16, 2018, respectively. Following the signature of the Mayor on October 31, 2018, pursuant to Section 404(e) of the Charter, the bill became Act 22-505 and was published in the November 9, 2018 edition of the D.C. Register (Vol. 65, page 12363). Act 22-505 was transmitted to Congress on January 9, 2019 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 22-505 is now D.C. Law 22-206, effective February 22, 2019.



Phil Mendelson  
Chairman of the Council

Days Counted During the 30-day Congressional Review Period:

January	9, 10, 11, 14, 15, 16, 17, 18, 22, 23, 24, 25, 28, 29, 30, 31
February	1, 4, 5, 6, 7, 8, 11, 12, 13, 14, 15, 19, 20, 21

## COUNCIL OF THE DISTRICT OF COLUMBIA

## NOTICE

## D.C. LAW 22-207

**"Access to Treatment for Anaphylaxis Act of 2018"**

Pursuant to Section 412 of the District of Columbia Home Rule Act, P.L. 93-198 (the Charter), the Council of the District of Columbia adopted Bill 22-196 on first and second readings October 2, 2018, and October 16, 2018, respectively. Following the signature of the Mayor on October 31, 2018, pursuant to Section 404(e) of the Charter, the bill became Act 22-506 and was published in the November 9, 2018 edition of the D.C. Register (Vol. 65, page 12365). Act 22-506 was transmitted to Congress on January 9, 2019 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 22-506 is now D.C. Law 22-207, effective February 22, 2019.



Phil Mendelson  
Chairman of the Council

Days Counted During the 30-day Congressional Review Period:

January	9, 10, 11, 14, 15, 16, 17, 18, 22, 23, 24, 25, 28, 29, 30, 31
February	1, 4, 5, 6, 7, 8, 11, 12, 13, 14, 15, 19, 20, 21

## COUNCIL OF THE DISTRICT OF COLUMBIA

## NOTICE

## D.C. LAW 22-208

**"Rebate Reform Amendment Act of 2018"**

Pursuant to Section 412 of the District of Columbia Home Rule Act, P.L. 93-198 (the Charter), the Council of the District of Columbia adopted Bill 22-529 on first and second readings October 2, 2018, and October 16, 2018, respectively. Following the signature of the Mayor on October 31, 2018, pursuant to Section 404(e) of the Charter, the bill became Act 22-507 and was published in the November 9, 2018 edition of the D.C. Register (Vol. 65, page 12369). Act 22-507 was transmitted to Congress on January 9, 2019 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 22-507 is now D.C. Law 22-208, effective February 22, 2019.



Phil Mendelson  
Chairman of the Council

Days Counted During the 30-day Congressional Review Period:

January	9, 10, 11, 14, 15, 16, 17, 18, 22, 23, 24, 25, 28, 29, 30, 31
February	1, 4, 5, 6, 7, 8, 11, 12, 13, 14, 15, 19, 20, 21

## COUNCIL OF THE DISTRICT OF COLUMBIA

## NOTICE

## D.C. LAW 22-209

**"Extension of Time to Dispose of 8th & O Streets, N.W., Amendment Act of 2018"**

Pursuant to Section 412 of the District of Columbia Home Rule Act, P.L. 93-198 (the Charter), the Council of the District of Columbia adopted Bill 22-653 on first and second readings October 2, 2018, and October 16, 2018, respectively. Following the signature of the Mayor on October 31, 2018, pursuant to Section 404(e) of the Charter, the bill became Act 22-508 and was published in the November 9, 2018 edition of the D.C. Register (Vol. 65, page 12371). Act 22-508 was transmitted to Congress on January 9, 2019 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 22-508 is now D.C. Law 22-209, effective February 22, 2019.



Phil Mendelson  
Chairman of the Council

Days Counted During the 30-day Congressional Review Period:

January	9, 10, 11, 14, 15, 16, 17, 18, 22, 23, 24, 25, 28, 29, 30, 31
February	1, 4, 5, 6, 7, 8, 11, 12, 13, 14, 15, 19, 20, 21

COUNCIL OF THE DISTRICT OF COLUMBIA

NOTICE

D.C. LAW 22-211

"Pathways to District Government Careers Amendment Act of 2018"

Pursuant to Section 412 of the District of Columbia Home Rule Act, P.L. 93-198 (the Charter), the Council of the District of Columbia adopted Bill 22-777 on first and second readings October 2, 2018, and October 16, 2018, respectively. Pursuant to Section 404(e) of the Charter, the bill became Act 22-512 and was published in the November 16, 2018 edition of the D.C. Register (Vol. 65, page 12603). Act 22-512 was transmitted to Congress on January 9, 2019 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 22-512 is now D.C. Law 22-211, effective February 22, 2019.



Phil Mendelson  
Chairman of the Council

Days Counted During the 30-day Congressional Review Period:

January 9, 10, 11, 14, 15, 16, 17, 18, 22, 23, 24, 25, 28, 29, 30, 31  
February 1, 4, 5, 6, 7, 8, 11, 12, 13, 14, 15, 19, 20, 21

## COUNCIL OF THE DISTRICT OF COLUMBIA

## NOTICE

## D.C. LAW 22-212

**"Save Good Food Amendment Act of 2018"**

Pursuant to Section 412 of the District of Columbia Home Rule Act, P.L. 93-198 (the Charter), the Council of the District of Columbia adopted Bill 22-72 on first and second readings October 2, 2018, and October 16, 2018, respectively. Following the signature of the Mayor on November 13, 2018, pursuant to Section 404(e) of the Charter, the bill became Act 22-513 and was published in the November 23, 2018 edition of the D.C. Register (Vol. 65, page 12927). Act 22-513 was transmitted to Congress on January 9, 2019 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 22-513 is now D.C. Law 22-212, effective February 22, 2019.



Phil Mendelson  
Chairman of the Council

Days Counted During the 30-day Congressional Review Period:

January	9, 10, 11, 14, 15, 16, 17, 18, 22, 23, 24, 25, 28, 29, 30, 31
February	1, 4, 5, 6, 7, 8, 11, 12, 13, 14, 15, 19, 20, 21

## COUNCIL OF THE DISTRICT OF COLUMBIA

## NOTICE

## D.C. LAW 22-213

**"Interstate Insurance Product Regulation Compact Act of 2018"**

Pursuant to Section 412 of the District of Columbia Home Rule Act, P.L. 93-198 (the Charter), the Council of the District of Columbia adopted Bill 22-112 on first and second readings October 2, 2018, and October 16, 2018, respectively. Following the signature of the Mayor on November 13, 2018, pursuant to Section 404(e) of the Charter, the bill became Act 22-514 and was published in the November 23, 2018 edition of the D.C. Register (Vol. 65, page 12933). Act 22-514 was transmitted to Congress on January 9, 2019 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 22-514 is now D.C. Law 22-213, effective February 22, 2019.



Phil Mendelson  
Chairman of the Council

Days Counted During the 30-day Congressional Review Period:

January	9, 10, 11, 14, 15, 16, 17, 18, 22, 23, 24, 25, 28, 29, 30, 31
February	1, 4, 5, 6, 7, 8, 11, 12, 13, 14, 15, 19, 20, 21



## COUNCIL OF THE DISTRICT OF COLUMBIA

## NOTICE

## D.C. LAW 22-215

**"Teachers, Police, and Firefighters Retirement Benefits Amendment Act of 2018"**

Pursuant to Section 412 of the District of Columbia Home Rule Act, P.L. 93-198 (the Charter), the Council of the District of Columbia adopted Bill 22-468 on first and second readings October 2, 2018, and October 16, 2018, respectively. Following the signature of the Mayor on November 13, 2018, pursuant to Section 404(e) of the Charter, the bill became Act 22-516 and was published in the November 23, 2018 edition of the D.C. Register (Vol. 65, page 12958). Act 22-516 was transmitted to Congress on January 9, 2019 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 22-516 is now D.C. Law 22-215, effective February 22, 2019.



Phil Mendelson  
Chairman of the Council

Days Counted During the 30-day Congressional Review Period:

January	9, 10, 11, 14, 15, 16, 17, 18, 22, 23, 24, 25, 28, 29, 30, 31
February	1, 4, 5, 6, 7, 8, 11, 12, 13, 14, 15, 19, 20, 21

COUNCIL OF THE DISTRICT OF COLUMBIA

NOTICE

D.C. LAW 22-216

"Service Contract Regulation Act of 2018"

Pursuant to Section 412 of the District of Columbia Home Rule Act, P.L. 93-198 (the Charter), the Council of the District of Columbia adopted Bill 22-584 on first and second readings October 2, 2018, and October 16, 2018, respectively. Following the signature of the Mayor on November 13, 2018, pursuant to Section 404(e) of the Charter, the bill became Act 22-517 and was published in the November 23, 2018 edition of the D.C. Register (Vol. 65, page 12963). Act 22-517 was transmitted to Congress on January 9, 2019 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 22-517 is now D.C. Law 22-216, effective February 22, 2019.



Phil Mendelson  
Chairman of the Council

Days Counted During the 30-day Congressional Review Period:

January 9, 10, 11, 14, 15, 16, 17, 18, 22, 23, 24, 25, 28, 29, 30, 31  
February 1, 4, 5, 6, 7, 8, 11, 12, 13, 14, 15, 19, 20, 21

## COUNCIL OF THE DISTRICT OF COLUMBIA

## NOTICE

## D.C. LAW 22-217

**"Bruce Robey Court Designation Act of 2018"**

Pursuant to Section 412 of the District of Columbia Home Rule Act, P.L. 93-198 (the Charter), the Council of the District of Columbia adopted Bill 22-747 on first and second readings October 2, 2018, and October 16, 2018, respectively. Following the signature of the Mayor on November 13, 2018, pursuant to Section 404(e) of the Charter, the bill became Act 22-518 and was published in the November 23, 2018 edition of the D.C. Register (Vol. 65, page 12975). Act 22-518 was transmitted to Congress on January 9, 2019 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 22-518 is now D.C. Law 22-217, effective February 22, 2019.



Phil Mendelson  
Chairman of the Council

Days Counted During the 30-day Congressional Review Period:

January	9, 10, 11, 14, 15, 16, 17, 18, 22, 23, 24, 25, 28, 29, 30, 31
February	1, 4, 5, 6, 7, 8, 11, 12, 13, 14, 15, 19, 20, 21

COUNCIL OF THE DISTRICT OF COLUMBIA

NOTICE

D.C. LAW 22-218

"Fiscal Year 2019 Budget Support Clarification Temporary Amendment Act of 2018"

Pursuant to Section 412 of the District of Columbia Home Rule Act, P.L. 93-198 (the Charter), the Council of the District of Columbia adopted Bill 22-994 on first and second readings October 2, 2018 and October 16, 2018, respectively. Following the signature of the Mayor on November 13, 2018, pursuant to Section 404(e) of the Charter, the bill became Act 22-519 and was published in the November 23, 2018 edition of the D.C. Register (Vol. 65, page 12977). Act 22-519 was transmitted to Congress on January 9, 2019 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 22-519 is now D.C. Law 22-218, effective February 22, 2019.



Phil Mendelson  
Chairman of the Council

Days Counted During the 30-day Congressional Review Period:

January 9, 10, 11, 14, 15, 16, 17, 18, 22, 23, 24, 25, 28, 29, 30, 31  
February 1, 4, 5, 6, 7, 8, 11, 12, 13, 14, 15, 19, 20, 21

## COUNCIL OF THE DISTRICT OF COLUMBIA

## NOTICE

## D.C. LAW 22-219

**"Prevention of Child Abuse and Neglect Temporary Amendment Act of 2018"**

Pursuant to Section 412 of the District of Columbia Home Rule Act, P.L. 93-198 (the Charter), the Council of the District of Columbia adopted Bill 22-933 on first and second readings October 16, 2018, and November 13, 2018, respectively. Following the signature of the Mayor on December 10, 2018, pursuant to Section 404(e) of the Charter, the bill became Act 22-532 and was published in the December 14, 2018 edition of the D.C. Register (Vol. 65, page 13439). Act 22-532 was transmitted to Congress on January 9, 2019 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 22-532 is now D.C. Law 22-219, effective February 22, 2019.



Phil Mendelson  
Chairman of the Council

Days Counted During the 30-day Congressional Review Period:

January	9, 10, 11, 14, 15, 16, 17, 18, 22, 23, 24, 25, 28, 29, 30, 31
February	1, 4, 5, 6, 7, 8, 11, 12, 13, 14, 15, 19, 20, 21

## COUNCIL OF THE DISTRICT OF COLUMBIA

## NOTICE

## D.C. LAW 22-220

**"Clarification of Hospital Closure Procedure Temporary Amendment Act of 2018"**

Pursuant to Section 412 of the District of Columbia Home Rule Act, P.L. 93-198 (the Charter), the Council of the District of Columbia adopted Bill 22-1019 on first and second readings October 16, 2018, and November 13, 2018, respectively. Following the signature of the Mayor on December 10, 2018, pursuant to Section 404(e) of the Charter, the bill became Act 22-533 and was published in the December 14, 2018 edition of the D.C. Register (Vol. 65, page 13441). Act 22-533 was transmitted to Congress on January 9, 2019 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 22-533 is now D.C. Law 22-220, effective February 22, 2019.



Phil Mendelson  
Chairman of the Council

Days Counted During the 30-day Congressional Review Period:

January	9, 10, 11, 14, 15, 16, 17, 18, 22, 23, 24, 25, 28, 29, 30, 31
February	1, 4, 5, 6, 7, 8, 11, 12, 13, 14, 15, 19, 20, 21

## COUNCIL OF THE DISTRICT OF COLUMBIA

## NOTICE

## D.C. LAW 22-221

**"Salary Adjustment Amendment Act of 2018"**

Pursuant to Section 412 of the District of Columbia Home Rule Act, P.L. 93-198 (the Charter), the Council of the District of Columbia adopted Bill 22-1009 on first and second readings November 20, 2018, and December 4, 2018, respectively. Following the signature of the Mayor on December 13, 2018, pursuant to Section 404(e) of the Charter, the bill became Act 22-534 and was published in the December 21, 2018 edition of the D.C. Register (Vol. 65, page 13722). Act 22-534 was transmitted to Congress on January 9, 2019 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 22-534 is now D.C. Law 22-221, effective February 22, 2019.



Phil Mendelson  
Chairman of the Council

Days Counted During the 30-day Congressional Review Period:

January	9, 10, 11, 14, 15, 16, 17, 18, 22, 23, 24, 25, 28, 29, 30, 31
February	1, 4, 5, 6, 7, 8, 11, 12, 13, 14, 15, 19, 20, 21

## COUNCIL OF THE DISTRICT OF COLUMBIA

## NOTICE

## D.C. LAW 22-222

**"Closing of a Public Alley in Square 653, S.O. 15-26384, Act of 2018"**

Pursuant to Section 412 of the District of Columbia Home Rule Act, P.L. 93-198 (the Charter), the Council of the District of Columbia adopted Bill 22-15 on first and second readings November 13, 2018, and December 4, 2018, respectively. Following the signature of the Mayor on December 26, 2018, pursuant to Section 404(e) of the Charter, the bill became Act 22-535 and was published in the January 11, 2019 edition of the D.C. Register (Vol. 66, page 183). Act 22-535 was transmitted to Congress on January 9, 2019 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 22-535 is now D.C. Law 22-222, effective February 22, 2019.



Phil Mendelson  
Chairman of the Council

Days Counted During the 30-day Congressional Review Period:

January	9, 10, 11, 14, 15, 16, 17, 18, 22, 23, 24, 25, 28, 29, 30, 31
February	1, 4, 5, 6, 7, 8, 11, 12, 13, 14, 15, 19, 20, 21



## COUNCIL OF THE DISTRICT OF COLUMBIA

## NOTICE

## D.C. LAW 22-223

**"Vacancy Increase Reform Amendment Act of 2018"**

Pursuant to Section 412 of the District of Columbia Home Rule Act, P.L. 93-198 (the Charter), the Council of the District of Columbia adopted Bill 22-25 on first and second readings November 20, 2018, and December 4, 2018, respectively. Following the signature of the Mayor on December 26, 2018, pursuant to Section 404(e) of the Charter, the bill became Act 22-536 and was published in the January 11, 2019 edition of the D.C. Register (Vol. 66, page 185). Act 22-536 was transmitted to Congress on January 9, 2019 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 22-536 is now D.C. Law 22-223, effective February 22, 2019.



Phil Mendelson  
Chairman of the Council

Days Counted During the 30-day Congressional Review Period:

January	9, 10, 11, 14, 15, 16, 17, 18, 22, 23, 24, 25, 28, 29, 30, 31
February	1, 4, 5, 6, 7, 8, 11, 12, 13, 14, 15, 19, 20, 21

COUNCIL OF THE DISTRICT OF COLUMBIA

NOTICE

D.C. LAW 22-224

**"Omnibus Department of For-Hire Vehicles Amendment Act of 2018"**

Pursuant to Section 412 of the District of Columbia Home Rule Act, P.L. 93-198 (the Charter), the Council of the District of Columbia adopted Bill 22-66 on first and second readings November 13, 2018, and December 4, 2018, respectively. Following the signature of the Mayor on December 26, 2018, pursuant to Section 404(e) of the Charter, the bill became Act 22-537 and was published in the January 11, 2019 edition of the D.C. Register (Vol. 66, page 187). Act 22-537 was transmitted to Congress on January 9, 2019 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 22-537 is now D.C. Law 22-224, effective February 22, 2019.



Phil Mendelson  
Chairman of the Council

Days Counted During the 30-day Congressional Review Period:

January 9, 10, 11, 14, 15, 16, 17, 18, 22, 23, 24, 25, 28, 29, 30, 31  
February 1, 4, 5, 6, 7, 8, 11, 12, 13, 14, 15, 19, 20, 21

## COUNCIL OF THE DISTRICT OF COLUMBIA

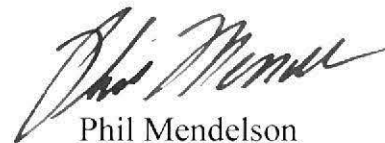
## NOTICE

## D.C. LAW 22-225

**"Leaf Blower Regulation Amendment Act of 2018"**

Pursuant to Section 412 of the District of Columbia Home Rule Act, P.L. 93-198 (the Charter), the Council of the District of Columbia adopted Bill 22-234 on first and second readings November 13, 2018, and December 4, 2018, respectively. Following the signature of the Mayor on December 26, 2018, pursuant to Section 404(e) of the Charter, the bill became Act 22-538 and was published in the January 11, 2019 edition of the D.C. Register (Vol. 66, page 191). Act 22-538 was transmitted to Congress on January 9, 2019 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 22-538 is now D.C. Law 22-225, effective February 22, 2019.



Phil Mendelson  
Chairman of the Council

Days Counted During the 30-day Congressional Review Period:

January	9, 10, 11, 14, 15, 16, 17, 18, 22, 23, 24, 25, 28, 29, 30, 31
February	1, 4, 5, 6, 7, 8, 11, 12, 13, 14, 15, 19, 20, 21

## COUNCIL OF THE DISTRICT OF COLUMBIA

## NOTICE

## D.C. LAW 22-226

**"Daytime School Parking Zone Act of 2018"**

Pursuant to Section 412 of the District of Columbia Home Rule Act, P.L. 93-198 (the Charter), the Council of the District of Columbia adopted Bill 22-351 on first and second readings November 13, 2018, and December 4, 2018, respectively. Following the signature of the Mayor on December 26, 2018, pursuant to Section 404(e) of the Charter, the bill became Act 22-539 and was published in the January 11, 2019 edition of the D.C. Register (Vol. 66, page 194). Act 22-539 was transmitted to Congress on January 9, 2019 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 22-539 is now D.C. Law 22-226, effective February 22, 2019.



Phil Mendelson  
Chairman of the Council

Days Counted During the 30-day Congressional Review Period:

January	9, 10, 11, 14, 15, 16, 17, 18, 22, 23, 24, 25, 28, 29, 30, 31
February	1, 4, 5, 6, 7, 8, 11, 12, 13, 14, 15, 19, 20, 21

## COUNCIL OF THE DISTRICT OF COLUMBIA

## NOTICE

## D.C. LAW 22-227

**"Vulnerable Population and Employer Protection Amendment Act of 2018"**

Pursuant to Section 412 of the District of Columbia Home Rule Act, P.L. 93-198 (the Charter), the Council of the District of Columbia adopted Bill 22-480 on first and second readings November 13, 2018, and December 4, 2018, respectively. Following the signature of the Mayor on December 26, 2018, pursuant to Section 404(e) of the Charter, the bill became Act 22-540 and was published in the January 11, 2019 edition of the D.C. Register (Vol. 66, page 197). Act 22-540 was transmitted to Congress on January 9, 2019 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 22-540 is now D.C. Law 22-227, effective February 22, 2019.



Phil Mendelson  
Chairman of the Council

Days Counted During the 30-day Congressional Review Period:

January	9, 10, 11, 14, 15, 16, 17, 18, 22, 23, 24, 25, 28, 29, 30, 31
February	1, 4, 5, 6, 7, 8, 11, 12, 13, 14, 15, 19, 20, 21

## COUNCIL OF THE DISTRICT OF COLUMBIA

## NOTICE

## D.C. LAW 22-228

**"Boxing and Wrestling Commission Amendment Act of 2018"**

Pursuant to Section 412 of the District of Columbia Home Rule Act, P.L. 93-198 (the Charter), the Council of the District of Columbia adopted Bill 22-509 on first and second readings November 13, 2018, and December 4, 2018, respectively. Following the signature of the Mayor on December 26, 2018, pursuant to Section 404(e) of the Charter, the bill became Act 22-541 and was published in the January 11, 2019 edition of the D.C. Register (Vol. 66, page 200). Act 22-541 was transmitted to Congress on January 9, 2019 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 22-541 is now D.C. Law 22-228, effective February 22, 2019.



Phil Mendelson  
Chairman of the Council

Days Counted During the 30-day Congressional Review Period:

January	9, 10, 11, 14, 15, 16, 17, 18, 22, 23, 24, 25, 28, 29, 30, 31
February	1, 4, 5, 6, 7, 8, 11, 12, 13, 14, 15, 19, 20, 21

## COUNCIL OF THE DISTRICT OF COLUMBIA

## NOTICE

## D.C. LAW 22-229

**"Parcel 42 Surplus Property Declaration and Disposition Approval Act of 2018"**

Pursuant to Section 412 of the District of Columbia Home Rule Act, P.L. 93-198 (the Charter), the Council of the District of Columbia adopted Bill 22-598 on first and second readings November 13, 2018, and December 4, 2018, respectively. Following the signature of the Mayor on December 26, 2018, pursuant to Section 404(e) of the Charter, the bill became Act 22-542 and was published in the January 11, 2019 edition of the D.C. Register (Vol. 66, page 205). Act 22-542 was transmitted to Congress on January 9, 2019 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 22-542 is now D.C. Law 22-229, effective February 22, 2019.



Phil Mendelson  
Chairman of the Council

Days Counted During the 30-day Congressional Review Period:

January	9, 10, 11, 14, 15, 16, 17, 18, 22, 23, 24, 25, 28, 29, 30, 31
February	1, 4, 5, 6, 7, 8, 11, 12, 13, 14, 15, 19, 20, 21

COUNCIL OF THE DISTRICT OF COLUMBIA

NOTICE

D.C. LAW 22-230

"Approval of the Comcast of the District, LLC Cable Television System Franchise Act of 2018"

Pursuant to Section 412 of the District of Columbia Home Rule Act, P.L. 93-198 (the Charter), the Council of the District of Columbia adopted Bill 22-917 on first and second readings November 13, 2018, and December 4, 2018, respectively. Following the signature of the Mayor on December 26, 2018, pursuant to Section 404(e) of the Charter, the bill became Act 22-543 and was published in the January 11, 2019 edition of the D.C. Register (Vol. 66, page 208). Act 22-543 was transmitted to Congress on January 9, 2019 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 22-543 is now D.C. Law 22-230, effective February 22, 2019.



Phil Mendelson  
Chairman of the Council

Days Counted During the 30-day Congressional Review Period:

January 9, 10, 11, 14, 15, 16, 17, 18, 22, 23, 24, 25, 28, 29, 30, 31  
February 1, 4, 5, 6, 7, 8, 11, 12, 13, 14, 15, 19, 20, 21



COUNCIL OF THE DISTRICT OF COLUMBIA

NOTICE

D.C. LAW 22-231

"Approval of the Starpower Communications Open Video System Franchise Act of 2018"

Pursuant to Section 412 of the District of Columbia Home Rule Act, P.L. 93-198 (the Charter), the Council of the District of Columbia adopted Bill 22-928 on first and second readings November 13, 2018, and December 4, 2018, respectively. Following the signature of the Mayor on December 26, 2018, pursuant to Section 404(e) of the Charter, the bill became Act 22-544 and was published in the January 11, 2019 edition of the D.C. Register (Vol. 66, page 211). Act 22-544 was transmitted to Congress on January 9, 2019 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 22-544 is now D.C. Law 22-231, effective February 22, 2019.

  
Phil Mendelson  
Chairman of the Council

Days Counted During the 30-day Congressional Review Period:

January 9, 10, 11, 14, 15, 16, 17, 18, 22, 23, 24, 25, 28, 29, 30, 31  
February 1, 4, 5, 6, 7, 8, 11, 12, 13, 14, 15, 19, 20, 21

COUNCIL OF THE DISTRICT OF COLUMBIA

NOTICE

D.C. LAW 22-232

**"Relocation of a Passageway Easement in Square 696 Authorization Act of 2018"**

Pursuant to Section 412 of the District of Columbia Home Rule Act, P.L. 93-198 (the Charter), the Council of the District of Columbia adopted Bill 22-963 on first and second readings November 20, 2018, and December 4, 2018, respectively. Following the signature of the Mayor on December 26, 2018, pursuant to Section 404(e) of the Charter, the bill became Act 22-545 and was published in the January 11, 2019 edition of the D.C. Register (Vol. 66, page 214). Act 22-545 was transmitted to Congress on January 9, 2019 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 22-545 is now D.C. Law 22-232, effective February 22, 2019.



Phil Mendelson  
Chairman of the Council

Days Counted During the 30-day Congressional Review Period:

January 9, 10, 11, 14, 15, 16, 17, 18, 22, 23, 24, 25, 28, 29, 30, 31  
February 1, 4, 5, 6, 7, 8, 11, 12, 13, 14, 15, 19, 20, 21

COUNCIL OF THE DISTRICT OF COLUMBIA

NOTICE

D.C. LAW 22-233

**"Revised Transfer of Jurisdiction over U.S. Reservation 724 (Lots 896 and 897 within Square 620) and Extinguishment of Covenants Act of 2018"**

Pursuant to Section 412 of the District of Columbia Home Rule Act, P.L. 93-198 (the Charter), the Council of the District of Columbia adopted Bill 22-979 on first and second readings November 20, 2018, and December 4, 2018, respectively. Following the signature of the Mayor on December 26, 2018, pursuant to Section 404(e) of the Charter, the bill became Act 22-546 and was published in the January 11, 2019 edition of the D.C. Register (Vol. 66, page 216). Act 22-546 was transmitted to Congress on January 9, 2019 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 22-546 is now D.C. Law 22-233, effective February 22, 2019.



Phil Mendelson  
Chairman of the Council

Days Counted During the 30-day Congressional Review Period:

January 9, 10, 11, 14, 15, 16, 17, 18, 22, 23, 24, 25, 28, 29, 30, 31  
February 1, 4, 5, 6, 7, 8, 11, 12, 13, 14, 15, 19, 20, 21

## COUNCIL OF THE DISTRICT OF COLUMBIA

## NOTICE

## D.C. LAW 22-234

**"Fiscal Year 2019 Budget Support Clarification Amendment Act of 2018"**

Pursuant to Section 412 of the District of Columbia Home Rule Act, P.L. 93-198 (the Charter), the Council of the District of Columbia adopted Bill 22-997 on first and second readings November 20, 2018, and December 4, 2018, respectively. Following the signature of the Mayor on December 26, 2018, pursuant to Section 404(e) of the Charter, the bill became Act 22-547 and was published in the January 11, 2019 edition of the D.C. Register (Vol. 66, page 219). Act 22-547 was transmitted to Congress on January 9, 2019 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 22-547 is now D.C. Law 22-234, effective February 22, 2019.



Phil Mendelson  
Chairman of the Council

Days Counted During the 30-day Congressional Review Period:

January	9, 10, 11, 14, 15, 16, 17, 18, 22, 23, 24, 25, 28, 29, 30, 31
February	1, 4, 5, 6, 7, 8, 11, 12, 13, 14, 15, 19, 20, 21

## RE-ENROLLED ORIGINAL

## A RESOLUTION

23-25

## IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

February 19, 2019

To confirm the reappointment of Dr. John D. Robinson to the Commission on Human Rights.

RESOLVED, BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this resolution may be cited as the "Commission on Human Rights John D. Robinson Confirmation Resolution of 2019".

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

Dr. John D. Robinson  
6735 13th Place, N.W.  
Washington, D.C. 20012  
(Ward 4)

as a member of the Commission on Human Rights, established by section 401 of the Human Rights Act of 1977, effective December 7, 2004 (D.C. Law 15-216; D.C. Official Code § 2-1404.01), in accordance with section 2(e)(8) of the Confirmation Act of 1978, effective March 3, 1979 (D.C. Law 2-142; D.C. Official Code § 1-523.01(e)(8)), for a term to end December 31, 2021.

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

Sec. 4. This resolution shall take effect immediately.

ENROLLED ORIGINAL

## A RESOLUTION

23-30

## IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

March 5, 2019

To confirm the appointment of Ms. Lindsey Parker as the Chief Technology Officer of the District of Columbia.

RESOLVED, BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this resolution may be cited as the “Chief Technology Officer Lindsey Parker Confirmation Resolution of 2019”.

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

Ms. Lindsey Parker  
2030 8th Street, N.W.  
Apartment 510  
Washington, D.C. 20001  
(Ward 1)

as the Chief Technology Officer of the District of Columbia, established by section 1812 of the Office of the Chief Technology Officer Establishment Act of 1998, effective March 26, 1999 (D.C. Law 12-175; D.C. Official Code § 1-1401), 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), to serve at the pleasure of the Mayor.

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

Sec. 4. This resolution shall take effect immediately.

ENROLLED ORIGINAL

## A RESOLUTION

23-32

## IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

March 5, 2019

To confirm the appointment of Ms. Ona Balkus as the Food Policy Director of the Office of Planning.

RESOLVED, BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this resolution may be cited as the “Food Policy Director Ona Balkus Confirmation Resolution of 2019”.

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

Ms. Ona Balkus  
1007 Maryland Avenue, N.E. #103  
Washington, D.C. 20002  
(Ward 6)

as the Food Policy Director of the Office of Planning and a voting member of the Food Policy Council, established by section 3 of the Food Policy Council and Director Establishment Act of 2014, effective March 10, 2015 (D.C. Law 20-191; D.C. Official Code § 48-312), to serve at the pleasure of the Mayor.

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

Sec. 4. This resolution shall take effect immediately.

ENROLLED ORIGINAL

## A RESOLUTION

23-33

## IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

March 5, 2019

To declare the existence of an emergency with respect to the need to approve Modification Nos. 5 and 6 to Contract No. DCAM-17-CS-0025J with Blue Sky Construction, LLC, for on-call construction, maintenance, and repair services, and to authorize payment in the amount of \$3,500,000 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 “Modification Nos. 5 and 6 to Contract No. DCAM-17-CS-0025J Approval and Payment Authorization Emergency Declaration Resolution of 2019”.

Sec. 2. (a) There exists an immediate need to approve Modification Nos. 5 and 6 to Contract No. DCAM-17-CS-0025J (“Contract”) with Blue Sky Construction, LLC (“Contractor”), and authorize payment in the not-to-exceed amount of \$3,500,000 for the goods and services received and to be received under the modifications.

(b) By Modification No. 5, dated January 25, 2019, the Department of General Services exercised Option Year 2 of the Contract and established a maximum aggregate not-to-exceed value of \$950,000 for Option Year 2. Proposed Modification No. 6 would increase the maximum aggregate not-to-exceed value of Option Year 2 by \$2,550,000, from \$950,000 to \$3,500,000.

(c) 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 the modifications increase the contract by more than \$1 million during a 12-month period.

(d) Council approval of Modification Nos. 5 and 6 is necessary to allow for the continuation of essential on-call construction, maintenance, and repair services, as awarded via task order at fixed-unit prices, at various public schools, parks and recreation facilities, and certain other municipal facilities, and to compensate the Contractor for the services provided and to be provided during Option Year 2.

Sec. 3. The Council of the District of Columbia determines that the circumstances enumerated in section 2 constitute emergency circumstances making it necessary that the Modification Nos. 5 and 6 to Contract No. DCAM-17-CS-0025J Approval and Payment Authorization Emergency Act of 2019 be adopted after a single reading.

Sec. 4. This resolution shall take effect immediately.



## ENROLLED ORIGINAL

## A RESOLUTION

23-34

## IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

March 5, 2019

To declare the existence of an emergency with respect to the need to approve Modification Nos. 4 and 5 to Contract No. DCAM-17-CS-0025F with Broughton Construction Company, LLC, for on-call construction, maintenance, and repair services, and to authorize payment in the not-to-exceed amount of \$3.5 million 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 “Modification Nos. 4 and 5 to Contract No. DCAM-17-CS-0025F Approval and Payment Authorization Emergency Declaration Resolution of 2019”.

Sec. 2. (a) There exists an immediate need to approve Modification Nos. 4 and 5 to Contract No. DCAM-17-CS-0025F (“Contract”) between the Department of General Services (“Department”) and Broughton Construction Company, LLC (“Contractor”), which would increase the not-to-exceed (“NTE”) value of the Contract for the second of 2 one-year option periods (“Option Year 2”) to \$3.5 million, and authorize payment to the Contractor for goods and services received and to be received under the modifications.

(b) On January 25, 2019, via Modification No. 4, the Department exercised Option Year 2 of the Contract, and established a NTE value of \$950,000 for Option Year 2. Proposed Modification No. 4 would increase the NTE value of Option Year 2 from \$950,000 to \$3.5 million.

(c) Modification Nos. 4 and 5 will increase the total NTE value of Option Year 2 of the Contract by an amount in excess of \$1 million during a 12-month period. Therefore, Council approval of Modification Nos. 4 and 5 is required pursuant to section 451 of the District of Columbia Home Rule Act, approved December 24, 1973 (87 Stat. 803; D.C. Official Code § 1-204.51).

(d) Council approval of Modification Nos. 4 and 5 is necessary to allow for the continuation of essential on-call construction, maintenance, and repair services, as awarded via task order at fixed-unit prices, at various public schools, parks and recreation facilities, and certain other municipal facilities, and to compensate the Contractor for services provided and to be provided during Option Year 2.

**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 Modification Nos. 4 and 5 to Contract No. DCAM-17-CS-0025F Approval and Payment Authorization Emergency Act of 2019 be adopted after a single reading.

Sec. 4. This resolution shall take effect immediately.

ENROLLED ORIGINAL

## A RESOLUTION

23-35

## IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

March 5, 2019

To declare the existence of an emergency with respect to the need to approve Modification Nos. 6 and 7 to Contract No. DCAM-17-CS-0025G with Chiaramonte Construction Company for on-call construction, maintenance, and repair services, and to authorize payment in the not-to-exceed amount of \$3.5 million 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 “Modification Nos. 6 and 7 to Contract No. DCAM-17-CS-0025G Approval and Payment Authorization Emergency Declaration Resolution of 2019”.

Sec. 2. (a) There exists an immediate need to approve Modification Nos. 6 and 7 to Contract No. DCAM-17-CS-0025G (“Contract”) between the Department of General Services (“Department”) and Chiaramonte Construction Company (“Contractor”), which would increase the not-to-exceed (“NTE”) value of the Contract for the second of 2 one-year option periods (“Option Year 2”) to \$3.5 million, and authorize payment to the Contractor for goods and services received and to be received under the modifications.

(b) On January 25, 2019, via Modification No. 6, the Department exercised Option Year 2 of the Contract, and established a maximum aggregate NTE value of \$950,000 for Option Year 2. Proposed Modification No. 7 would increase the NTE value of Option Year 2 from \$950,000 to \$3.5 million.

(c) Modification Nos. 6 and 7 will increase the total NTE value of Option Year 2 of the Contract by an amount in excess of \$1 million during a 12-month period. Therefore, Council approval of Modification Nos. 6 and 7 is required pursuant to section 451 of the District of Columbia Home Rule Act, approved December 24, 1973 (87 Stat. 803; D.C. Official Code § 1-204.51).

(d) Council approval of Modification Nos. 6 and 7 is necessary to allow for the continuation of essential on-call construction, maintenance, and repair services, as awarded via task order at fixed-unit prices, at various public schools, parks and recreation facilities, and certain other municipal facilities, and to compensate the Contractor for services provided and to be provided during Option Year 2.

**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 Modification Nos. 6 and 7 to Contract No. DCAM-17-CS-0025G Approval and Payment Authorization Emergency Act of 2019 be adopted after a single reading.

Sec. 4. This resolution shall take effect immediately.

## ENROLLED ORIGINAL

## A RESOLUTION

23-36

## IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

March 5, 2019

To declare the existence of an emergency with respect to the need to approve Modification Nos. 3 and 4 to Contract No. DCAM-17-CS-0025M with Columbia Enterprises, Inc., for on-call construction, maintenance, and repair services, and to authorize payment in the not-to-exceed amount of \$3.5 million 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 “Modification Nos. 3 and 4 to Contract No. DCAM-17-CS-0025M Approval and Payment Authorization Emergency Declaration Resolution of 2019”.

Sec. 2. (a) There exists an immediate need to approve Modification Nos. 3 and 4 to Contract No. DCAM-17-CS-0025M (“Contract”) between the Department of General Services (“Department”) and Columbia Enterprises, Inc. (“Contractor”), which would increase the not-to-exceed (“NTE”) amount of the Contract for the second of 2 one-year option periods (“Option Year 2”) to \$3.5 million, and authorize payment to the Contractor for goods and services received and to be received under the modifications.

(b) On January 25, 2019, via Modification No. 3, the Department exercised Option Year 2 of the Contract, and established a NTE amount of \$950,000 for Option Year 2. Proposed Modification No. 4 would increase the NTE amount of Option Year 2 from \$950,000 to \$3.5 million.

(c) Modification Nos. 3 and 4 will increase the total NTE value of Option Year 2 of the Contract by an amount in excess of \$1 million during a 12-month period. Therefore, Council approval of Modification Nos. 3 and 4 is required pursuant to section 451 of the District of Columbia Home Rule Act, approved December 24, 1973 (87 Stat. 803; D.C. Official Code § 1-204.51).

(d) Council approval of Modifications Nos. 3 and 4 is necessary to allow for the continuation of essential on-call construction, maintenance, and repair services, as awarded via task order at fixed-unit prices, at various public schools, parks and recreation facilities, and certain other municipal facilities, and to compensate the Contractor for services provided and to be provided during Option Year 2.

**ENROLLED ORIGINAL**

Sec. 3. The Council of the District of Columbia determines that the circumstances enumerated in section 2 constitute emergency circumstances making it necessary that the Modifications Nos. 3 and 4 to Contract No. DCAM-17-CS-0025M Approval and Payment Authorization Emergency Act of 2019 be adopted after a single reading.

Sec. 4. This resolution shall take effect immediately.

## ENROLLED ORIGINAL

## A RESOLUTION

23-37

## IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

March 5, 2019

To declare the existence of an emergency with respect to the need to approve Modification Nos. 3 and 4 to Contract No. DCAM-17-CS-0025L with Corenic Construction Group, LLC, for on-call construction, maintenance, and repair services, and to authorize payment in the not-to-exceed amount of \$3.5 million 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 “Modification Nos. 3 and 4 to Contract No. DCAM-17-CS-0025L Approval and Payment Authorization Emergency Declaration Resolution of 2019”.

Sec. 2. (a) There exists an immediate need to approve Modification Nos. 3 and 4 to Contract No. DCAM-17-CS-0025L (“Contract”) between the Department of General Services (“Department”) and Corenic Construction Group, LLC (“Contractor”), which would increase the not-to-exceed (“NTE”) amount of the Contract for the second of 2 one-year option periods (“Option Year 2”) to \$3.5 million, and authorize payment to the Contractor for goods and services received and to be received under the modifications.

(b) On January 25, 2019, via Modification No. 3, the Department exercised Option Year 2 of the Contract, and established a maximum aggregate NTE amount of \$950,000 for Option Year 2. Proposed Modification No. 4 would increase the maximum aggregate NTE amount of Option Year 2 from \$950,000 to \$3.5 million.

(c) Modification Nos. 3 and 4 will increase the NTE amount of Option Year 2 of the Contract by an amount in excess of \$1 million during a 12-month period. Therefore, Council approval of Modification Nos. 3 and 4 is required pursuant to section 451 of the District of Columbia Home Rule Act, approved December 24, 1973 (87 Stat. 803; D.C. Official Code § 1-204.51).

(d) Council approval of Modification Nos. 3 and 4 is necessary to allow for the continuation of essential on-call construction, maintenance, and repair services, as awarded via task order at fixed-unit prices, at various public schools, parks and recreation facilities, and certain other municipal facilities, and to compensate the Contractor for services provided and to be provided during Option Year 2.

**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 Modification Nos. 3 and 4 to Contract No. DCAM-17-CS-0025L Approval and Payment Authorization Emergency Act of 2019 be adopted after a single reading.

Sec. 4. This resolution shall take effect immediately.



## ENROLLED ORIGINAL

## A RESOLUTION

23-38

## IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

March 5, 2019

To declare the existence of an emergency with respect to the need to approve Modification Nos. 3 and 4 to Contract No. DCAM-17-CS-0025K with DC General Construction, Inc., for on-call construction, maintenance, and repair services, and to authorize payment in the not-to-exceed amount of \$3.5 million 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 “Modification Nos. 3 and 4 to Contract No. DCAM-17-CS-0025K Approval and Payment Authorization Emergency Declaration Resolution of 2019”.

Sec. 2. (a) There exists an immediate need to approve Modification Nos. 3 and 4 to the Contract No. DCAM-17-CS-0025K (“Contract”) between the Department of General Services (“Department”) and DC General Construction, Inc. (“Contractor”), which would increase the not-to-exceed (“NTE”) value of the Contract for the second of 2 one-year option periods (“Option Year 2”) to \$3.5 million, and authorize payment to the Contractor for goods and services received and to be received under the modifications.

(b) On January 25, 2019, via Modification No. 3, the Department exercised Option Year 2 of the Contract, and established a NTE value of \$950,000 for Option Year 2. Proposed Modification No. 4 would increase the NTE value of Option Year 2 from \$950,000 to \$3.5 million.

(c) Modification Nos. 3 and 4 will increase the total NTE value of Option Year 2 of the Contract by an amount in excess of \$1 million during a 12-month period. Therefore, Council approval of Modification Nos. 3 and 4 is required pursuant to section 451 of the District of Columbia Home Rule Act, approved December 24, 1973 (87 Stat. 803; D.C. Official Code § 1-204.51).

(d) Council approval of Modification Nos. 3 and 4 is necessary to allow for the continuation of essential on-call construction, maintenance, and repair services, as awarded via task order at fixed-unit prices, at various public schools, parks and recreation facilities, and certain other municipal facilities, and to compensate the Contractor for services provided and to be provided during Option Year 2.

**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 Modification Nos. 3 and 4 to Contract No. DCAM-17-CS-0025K Approval and Payment Authorization Emergency Act of 2019 be adopted after a single reading.

Sec. 4. This resolution shall take effect immediately.

## ENROLLED ORIGINAL

## A RESOLUTION

23-39

## IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

March 5, 2019

To declare the existence of an emergency with respect to the need to approve Modification Nos. 3 and 4 to Contract No. DCAM-17-CS-0025H with General Services, Inc., for on-call construction, maintenance, and repair services, and to authorize payment in the not-to-exceed amount of \$3.5 million 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 “Modification Nos. 3 and 4 to Contract No. DCAM-17-CS-0025H Approval and Payment Authorization Emergency Declaration Resolution of 2019”.

Sec. 2. (a) There exists an immediate need to approve Modification Nos. 3 and 4 to Contract No. DCAM-17-CS-0025H (“Contract”) between the Department of General Services (“Department”) and General Services, Inc. (“Contractor”), which would increase the not-to-exceed (“NTE”) value of the Contract for the second of 2 one-year option periods (“Option Year 2”) to \$3.5 million, and to authorize payment to the Contractor for goods and services received and to be received under the modifications.

(b) On January 25, 2019, via Modification No. 3, the Department exercised Option Year 2 of the Contract, and established a NTE value of \$950,000 for Option Year 2. Proposed Modification No. 4 would increase the NTE value of Option Year 2 from \$950,000 to \$3.5 million.

(c) Modification Nos. 3 and 4 will increase the total NTE value of Option Year 2 of the Contract by an amount in excess of \$1 million during a 12-month period. Therefore, Council approval of Modification Nos. 3 and 4 is required pursuant to section 451 of the District of Columbia Home Rule Act, approved December 24, 1973 (87 Stat. 803; D.C. Official Code § 1-204.51).

(d) Council approval of Modification Nos. 3 and 4 is necessary to allow for the continuation of essential on-call construction, maintenance, and repair services, as awarded via task order at fixed-unit prices, at various public schools, parks and recreation facilities, and certain other municipal facilities, and to compensate the Contractor for services provided and to be provided during Option Year 2.

**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 Modification Nos. 3 and 4 to Contract No. DCAM-17-CS-0025H Approval and Payment Authorization Emergency Act of 2019 be adopted after a single reading.

Sec. 4. This resolution shall take effect immediately.

ENROLLED ORIGINAL

## A RESOLUTION

23-40

## IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

March 5, 2019

To declare the existence of an emergency with respect to the need to approve Modification Nos. 3 and 4 to Contract No. DCAM-17-CS-0025A with Hard Light Consulting Group, for on-call construction, maintenance, and repair services, and to authorize payment in the not-to-exceed amount of \$3.5 million 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 “Modification Nos. 3 and 4 to Contract No. DCAM-17-CS-0025A Approval and Payment Authorization Emergency Declaration Resolution of 2019”.

Sec. 2. (a) There exists an immediate need to approve Modification Nos. 3 and 4 to Contract No. DCAM-17-CS-0025A (“Contract”) between the Department of General Services (“Department”) and Hard Light Consulting Group (“Contractor”), which would increase the not-to-exceed (“NTE”) value of the Contract for the second of 2 one-year option periods (“Option Year Two”) to \$3.5 million and authorize payment to the Contractor for goods and services received and to be received under the modifications.

(b) On January 25, 2019, via Modification No. 3, the Department exercised Option Year 2 of the Contract and established a NTE value of \$950,000 for Option Year 2. Proposed Modification No. 4 would increase the maximum aggregate NTE value of Option Year 2 from \$950,000 to \$3.5 million.

(c) Modification Nos. 3 and 4 would increase the total NTE value of Option Year 2 of the Contract by an amount in excess of \$1 million during a 12-month period. Therefore, Council approval of Modification Nos. 3 and 4 is required pursuant to section 451 of the District of Columbia Home Rule Act, approved December 24, 1973 (87 Stat. 803; D.C. Official Code § 1-204.51).

(d) Council approval of Modifications Nos. 3 and 4 is necessary to allow for the continuation of essential on-call construction, maintenance, and repair services, as awarded via task order at fixed-unit prices, at various public schools, parks and recreation facilities, and certain other municipal facilities, and to compensate the Contractor for services provided and to be provided during Option Year 2.

**ENROLLED ORIGINAL**

Sec. 3. The Council of the District of Columbia determines that the circumstances enumerated in section 2 constitute emergency circumstances making it necessary that the Modifications Nos. 3 and 4 to Contract No. DCAM-17-CS-0025A Approval and Payment Authorization Emergency Act of 2019 be adopted after a single reading.

Sec. 4. This resolution shall take effect immediately.

## ENROLLED ORIGINAL

## A RESOLUTION

23-41

## IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

March 5, 2019

To declare the existence of an emergency with respect to the need to approve Modification Nos. 5 and 6 to Contract No. DCAM-17-CS-0025I with HRGM Corporation with HRGM Corporation for on-call construction, maintenance, and repair services, and to authorize payment in the not-to-exceed amount of \$3.5 million 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 “Modification Nos. 5 and 6 to Contract No. DCAM-17-CS-0025I Approval and Payment Authorization Emergency Declaration Resolution of 2019”.

Sec. 2. (a) There exists an immediate need to approve Modification Nos. 5 and 6 to Contract No. DCAM-17-CS-0025I (“Contract”) between the Department of General Services (“Department”) and HRGM Corporation (“Contractor”), which would increase the not-to-exceed (“NTE”) value of the Contract for the second of 2 one-year option periods (“Option Year 2”) to \$3.5 million, and authorize payment to the Contractor for goods and services received and to be received under the modifications.

(b) On January 25, 2019, via Modification No. 5, the Department exercised Option Year 2 of the Contract, and established a NTE value of \$950,000 for Option Year 2. Proposed Modification No. 6 would increase the NTE value of Option Year 2 from \$950,000 to \$3.5 million.

(c) Modification Nos. 5 and 6 will increase the total NTE value of Option Year 2 of the Contract by an amount in excess of \$1 million during a 12-month period. Therefore, Council approval of Modification Nos. 5 and 6 is required pursuant to section 451 of the District of Columbia Home Rule Act, approved December 24, 1973 (87 Stat. 803; D.C. Official Code § 1-204.51).

(d) Council approval of Modification Nos. 5 and 6 is necessary to allow for the continuation of essential on-call construction, maintenance, and repair services, as awarded via task order at fixed-unit prices, at various public schools, parks and recreation facilities, and certain other municipal facilities, and to compensate the Contractor for services provided and to be provided during Option Year 2.

**ENROLLED ORIGINAL**

Sec. 3. The Council of the District of Columbia determines that the circumstances enumerated in section 2 constitute emergency circumstances making it necessary that the Modifications to Contract No. DCAM-17-CS-0025I Approval and Payment Authorization Emergency Act of 2019 be adopted after a single reading.

Sec. 4. This resolution shall take effect immediately.



## ENROLLED ORIGINAL

## A RESOLUTION

23-42

## IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

March 5, 2019

To declare the existence of an emergency with respect to the need to approve Modification Nos. 4 and 5 to Contract No. DCAM-17-CS-0025D with Keystone Plus Construction Corporation with Keystone Plus Construction Corporation for on-call construction, maintenance, and repair services, and to authorize payment in the not-to-exceed amount of \$3.5 million 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 “Modification Nos. 4 and 5 to Contract No. DCAM-17-CS-0025D Approval and Payment Authorization Emergency Declaration Resolution of 2019”.

Sec. 2.(a) There exists an immediate need to approve Modification Nos. 4 and 5 to Contract No. DCAM-17-CS-0025D (“Contract”) between the Department of General Services (“Department”) and Keystone Plus Construction Corporation (“Contractor”), which would increase the not-to-exceed (“NTE”) value of the Contract for the second of 2 one-year option periods (“Option Year 2”) to \$3.5 million, and to authorize payment to the Contractor for goods and services received and to be received under the modifications.

(b) On January 25, 2019, via Modification No. 4, the Department exercised Option Year 2 of the Contract, and established a maximum aggregate NTE value of \$950,000 for Option Year 2. Proposed Modification No. 4 would increase the NTE value of Option Year 2 from \$950,000 to \$3.5 million.

(c) Modification Nos. 4 and 5 will increase the NTE value of Option Year 2 of the Contract by an amount in excess of \$1 million during a 12-month period. Therefore, Council approval of Modification Nos. 4 and 5 is required pursuant to section 451 of the District of Columbia Home Rule Act, approved December 24, 1973 (87 Stat. 803; D.C. Official Code § 1-204.51).

(d) Council approval of Modification Nos. 4 and 5 is necessary to allow for the continuation of essential on-call construction, maintenance, and repair services, as awarded via task order at fixed-unit prices, at various public schools, parks and recreation facilities, and certain other municipal facilities, and to compensate the Contractor for services provided and to be provided during Option Year 2.

**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 Modification Nos. 4 and 5 to Contract No. DCAM-17-CS-0025D Approval and Payment Authorization Emergency Act of 2019 be adopted after a single reading.

Sec. 4. This resolution shall take effect immediately.

ENROLLED ORIGINAL

## A RESOLUTION

23-43

## IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

March 5, 2019

To declare the existence of an emergency with respect to the need to approve Modification Nos. 3 and 4 to Contract No. DCAM-17-CS-0025B with Micon Constructions, Inc. for on-call construction, maintenance, and repair services, and to authorize payment in the amount of \$3,500,000 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 “Modification Nos. 3 and 4 to Contract No. DCAM-17-CS-0025B Approval and Payment Authorization Emergency Declaration Resolution of 2019”.

Sec. 2. (a) There exists an immediate need to approve Modification Nos. 3 and 4 to Contract No. DCAM-17-CS-0025B (“Contract”) with Micon Constructions, Inc. (“Contractor”), and to authorize payment in the not-to-exceed amount of \$3,500,000 for the goods and services received and to be received under the modifications.

(b) By Modification No. 3, dated January 25, 2019, the Department of General Services exercised Option Year 2 of the Contract and established a maximum aggregate not-to-exceed value of \$950,000 for Option Year 2. Proposed Modification No. 4 would increase the maximum aggregate not-to-exceed value of Option Year 2 by \$2,550,000, from \$950,000 to \$3,500,000.

(c) 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 the modifications increase the contract by more than \$1 million during a 12-month period.

(d) Council approval of Modification Nos. 3 and 4 is necessary to allow for the continuation of essential on-call construction, maintenance, and repair services, as awarded via task order at fixed-unit prices, at various public schools, parks and recreation facilities, and certain other municipal facilities, and to compensate the Contractor for the services provided and to be provided during Option Year 2.

Sec. 3. The Council of the District of Columbia determines that the circumstances enumerated in section 2 constitute emergency circumstances making it necessary that the Modification Nos. 3 and 4 to Contract No. DCAM-17-CS-0025B Approval and Payment Authorization Emergency Act of 2019 be adopted after a single reading.

Sec. 4. This resolution shall take effect immediately.

ENROLLED ORIGINAL

## A RESOLUTION

23-44

## IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

March 5, 2019

To declare the existence of an emergency with respect to the need to approve Modification Nos. 3 and 4 to Contract No. DCAM-17-CS-0025C with Paige Industrial Services, Inc. for on-call construction, maintenance, and repair services, and to authorize payment in the amount of \$3,500,000 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 “Modification Nos. 3 and 4 to Contract No. DCAM-17-CS-0025C Approval and Payment Authorization Emergency Declaration Resolution of 2019”.

Sec. 2. (a) There exists an immediate need to approve Modification Nos. 3 and 4 to Contract No. DCAM-17-CS-0025C (“Contract”) with Paige Industrial Services, Inc. (“Contractor”), and to authorize payment in the not-to-exceed amount of \$3,500,000 for the goods and services received and to be received under the modifications.

(b) By Modification No. 3, dated January 25, 2019, the Department of General Services exercised Option Year 2 of the Contract, and established a maximum aggregate not-to-exceed value of \$950,000 for Option Year 2. Proposed Modification No. 4 would increase the maximum aggregate not-to-exceed value of Option Year 2 by \$2,550,000, from \$950,000 to \$3,500,000.

(c) 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 the modifications increase the contract by more than \$1 million during a 12-month period.

(d) Council approval of Modification Nos. 3 and 4 is necessary to allow for the continuation of essential on-call construction, maintenance, and repair services, as awarded via task order at fixed-unit prices, at various public schools, parks and recreation facilities, and certain other municipal facilities, and to compensate the Contractor for the services provided and to be provided during Option Year 2.

Sec. 3. The Council of the District of Columbia determines that the circumstances enumerated in section 2 constitute emergency circumstances making it necessary that the Modifications Nos. 3 and 4 to Contract No. DCAM-17-CS-0025C Approval and Payment Authorization Emergency Act of 2019 be adopted after a single reading.

Sec. 4. This resolution shall take effect immediately.

ENROLLED ORIGINAL

## A RESOLUTION

23-45

## IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

March 5, 2019

To declare the existence of an emergency with respect to the need to approve Modification Nos. 4 and 5 to Contract No. DCAM-17-CS-0025E with WKM Solutions, LLC for on-call construction, maintenance, and repair services, and to authorize payment in the amount of \$3,500,000 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 “Modification Nos. 4 and 5 to Contract No. DCAM-17-CS-0025E Approval and Payment Authorization Emergency Declaration Resolution of 2019”.

Sec. 2. (a) There exists an immediate need to approve Modification Nos. 4 and 5 to Contract No. DCAM-17-CS-0025E (“Contract”) with WKM Solutions, LLC (“Contractor”), and authorize payment in the not-to-exceed amount of \$3,500,000 for the goods and services received and to be received under the modifications.

(b) By Modification No. 4, dated January 25, 2019, the Department of General Services exercised Option Year 2 of the Contract and established a maximum aggregate not-to-exceed value of \$950,000 for Option Year 2. Proposed Modification No. 5 would increase the maximum aggregate not-to-exceed value of Option Year 2 by \$2,550,000, from \$950,000 to \$3,500,000.

(c) 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 the modifications increase the contract by more than \$1 million during a 12-month period.

(d) Council approval of Modification Nos. 4 and 5 is necessary to allow for the continuation of essential on-call construction, maintenance, and repair services, as awarded via task order at fixed-unit prices, at various public schools, parks and recreation facilities, and certain other municipal facilities, and to compensate the Contractor for services provided and to be provided during Option Year 2.

Sec. 3. The Council of the District of Columbia determines that the circumstances enumerated in section 2 constitute emergency circumstances making it necessary that the Modification Nos. 4 and 5 to Contract No. DCAM-17-CS-0025E Approval and Payment Authorization Emergency Act of 2019 be adopted after a single reading.

Sec. 4. This resolution shall take effect immediately.

ENROLLED ORIGINAL

## A RESOLUTION

23-46

## IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

March 5, 2019

To declare the existence of an emergency with respect to the need to approve Change Order Nos. 11 and 12 to Contract No. DCAM-14-CS-0074 with MCN Build, Inc. for design-build services, and to authorize payment in the amount of \$6,700,142.94 for the goods and services received and to be received under the change orders.

RESOLVED, BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this resolution may be cited as the “Change Order Nos. 11 and 12 to Contract No. DCAM-14-CS-0074 Approval and Payment Authorization Emergency Declaration Resolution of 2019”.

Sec. 2. (a) There exists an immediate need to approve Change Order Nos. 11 and 12 to Contract No. DCAM-14-CS-0074 (“Contract”) with MCN Build, Inc., and to authorize payment in the amount of \$6,700,142.94 for the services received and to be received under the change orders.

(b) On January 17, 2019, the Department of General Services executed Change Order No. 11, in the amount of \$967,142.50, to authorize changes to the scope of work required under the Contract and to increase the total Contract value from \$39,117,262.00 to \$40,084,404.50. As the value of Change Order No. 11 was less than \$1 million, it did not require Council approval pursuant to 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)).

(c) Proposed Change Order No. 12, in the amount of \$5,733,000.44, would change the Contract’s scope of work to meet programmatic needs and account for the modernization and expansion of the Hyde-Addison Elementary School Complex. Additionally, Change Order No. 12 would increase the total Contract value from \$40,084,404.50 to \$45,817,404.94. Council approval of Change Order No. 12 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 it would increase the contract by more than \$1 million during a 12-month period.

Sec. 3. The Council of the District of Columbia determines that the circumstances enumerated in section 2 constitute emergency circumstances making it necessary that the Change Order Nos. 11 and 12 to Contract No. DCAM-14-CS-0074 Approval and Payment Authorization Emergency Act of 2019 be adopted after a single reading.

Sec. 4. This resolution shall take effect immediately.

ENROLLED ORIGINAL

## A RESOLUTION

23-47

## IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

March 5, 2019

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

RESOLVED, BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this resolution may be cited as the “Sense of the Council Urging the Federal Government to Prevent Nuclear War Resolution of 2019”.

Sec. 2. The Council finds that:

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

(2) Since the height of the Cold War, the United States and Russia have dismantled more than 50,000 nuclear warheads; however, 14,500 of these weapons still exist and pose an intolerable risk to human survival.

(3) Ninety-five percent of these weapons are in the hands of the United States and Russia and the rest are held by 7 other countries: China, France, Israel, India, North Korea, Pakistan, and the United Kingdom.

(4) The use of even a small fraction of these weapons would cause worldwide climate disruption and global famine. A large scale nuclear war would kill hundreds of millions of people and directly cause catastrophic environmental damage.

(5) Despite assurances that these arsenals exist solely to guarantee that they are never used, there have been many occasions when nuclear-armed states have prepared to use these weapons and war has been averted only at the last minute.

(6) As the effects of climate change place increased stress on communities around the world and intensify the likelihood of conflict, the danger of nuclear war will grow.

(7) The planned expenditure of more than \$1 trillion to enhance our nuclear arsenal will not only increase the risk of nuclear disaster but will fuel a global arms race and divert crucial resources needed to assure the well-being of the American people and people all over the world.

**ENROLLED ORIGINAL**

(8) To provide an alternative to nuclear war, in July 2017, 122 nations called for the elimination of all nuclear weapons by adopting the Treaty on the Prohibition of Nuclear Weapons.

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

(1) We reaffirm the District of Columbia’s status as a guardian of human rights and we call on Congress and the President to embrace the Treaty on the Prohibition of Nuclear Weapons and make nuclear disarmament a centerpiece of our national security policy.

(2) We urge the U.S. Government to pull back from the brink of nuclear war by renouncing the option of using nuclear weapons first; ending any president’s sole, unchecked authority to launch a nuclear attack; taking U.S. nuclear weapons off hair-trigger alert; canceling plans to replace the entire weapon arsenal with enhanced weaponry; and actively pursuing a verifiable agreement among nuclear-armed states to eliminate their nuclear arsenals.

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

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

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



## ENROLLED ORIGINAL

## A RESOLUTION

23-48

## IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

February 19, 2019

To declare the existence of an emergency with respect to the need to amend the Small and Certified Business Enterprise Development and Assistance Act of 2005 to authorize emergency financial assistance to eligible small businesses affected by District-financed capital infrastructure projects of District-owned property.

RESOLVED, BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this resolution may be cited as the “Small and Certified Business Enterprise Development and Assistance Emergency Declaration Resolution of 2019”.

Sec. 2. (a) There exists a need to amend the Small and Certified Business Enterprise Development and Assistance Act of 2005 to provide financial assistance to distressed businesses that have experienced significant financial losses as a result of the District-financed capital infrastructure projects of District-owned property.

(b) As a result of the ongoing construction, renovation, replacement, maintenance, or improvement of District-owned infrastructure, several highways, roads, bridges, and Metro stations were temporarily shut down from May 2018 through September 2018 affecting small business owners whose businesses are in close proximity to the capital infrastructure projects.

(c) The capital infrastructure projects disincentivized patrons from driving, walking, riding, or taking the Metro to patronize the small businesses in close proximity to the affected projects and this inadvertently disturbed their revenue stream.

(d) The emergency legislation would allocate funds to eligible small businesses in this predicament to mitigate the financial distress they are experiencing and minimize the chances of a similar situation occurring in the future.

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 Small and Certified Business Enterprise Development and Assistance Emergency Amendment Act of 2019 be adopted after a single reading.

Sec. 4. This resolution shall take effect immediately.

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

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

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

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

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|---------|--|
| B23-171 | Minor Consent for Vaccinations Amendment Act of 2019<br><br>Intro. 3-5-19 by Councilmember Cheh and referred to the Committee on Health  |
| B23-172 | Alethia Tanner Park Designation Act of 2019<br><br>Intro. 3-5-19 by Councilmembers McDuffie, Grosso, Bonds, Cheh, Evans, Nadeau, Allen, R. White, and Gray and referred to the Committee of the Whole  |
| B23-173 | Accounting Clarification for Real Estate Professionals Amendment Act of 2019<br><br>Intro. 3-5-19 by Councilmembers McDuffie, Bonds, Evans, Grosso, and Todd and referred to the Committee on Housing and Neighborhood Revitalization  |
| B23-174 | Small Business Bonding Program Establishment Amendment Act of 2019<br><br>Intro. 3-5-19 by Councilmembers McDuffie, Allen, T. White, R. White, Cheh, Todd, Grosso, Evans, Bonds, Nadeau, Gray, and Chairman Mendelson and referred to the Committee on Business and Economic Development |
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- B23-175 Elder Abuse Response Team Act of 2019  
Intro. 3-5-19 by Councilmembers Bonds, Todd, Gray, Grosso, and R. White and referred to the Committee on Judiciary and Public Safety with comments from the Committee on Human Services and the Committee on Housing and Neighborhood Revitalization
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- B23-176 Child Water Safety Amendment Act of 2019  
Intro. 3-5-19 by Councilmembers Bonds and R. White and referred sequentially to the Committee on Education and the Committee of the Whole
- 
- B23-177 Green Building Residential Metering Amendment Act of 2019  
Intro. 3-5-19 by Councilmembers Bonds, Grosso, Allen, and Todd and referred to the Committee on Business and Economic Development with comments from the Committee on Housing and Neighborhood Revitalization
- 
- B23-178 Interagency Council on Behavioral Health Establishment Amendment Act of 2019  
Intro. 3-5-19 by Councilmembers Grosso, Silverman, Nadeau, McDuffie, and Todd and referred to the Committee on Health
- 
- B23-179 Housing Voucher Discrimination Penalty Amendment Act of 2019  
Intro. 3-5-19 by Councilmembers Silverman, Nadeau, Allen, Grosso, Evans, and Bonds and referred to the Committee on Government Operations with comments from the Committee on Housing and Neighborhood Revitalization
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- B23-180 On-Site Services Act of 2019  
Intro. 3-5-19 by Councilmembers Nadeau, McDuffie, R. White, Cheh, T. White, Silverman, Grosso, and Bonds and referred sequentially to the Committee on Human Services and the Committee on Housing and Neighborhood Revitalization
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- B23-181      Intrafamily Offenses and Anti-Stalking Orders Amendment Act of 2019  
Intro. 3-5-19 by Councilmembers Allen, Cheh, Grosso, Todd, Bonds, Evans, Nadeau, and Chairman Mendelson and referred to the Committee on Judiciary and Public Safety
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- B23-182      Criminal Record Expungement Amendment Act of 2019  
Intro. 3-5-19 by Councilmembers T. White and Gray and referred to the Committee on Judiciary and Public Safety
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- B23-183      Children and Youth Vision Screening Amendment Act of 2019  
Intro. 3-5-19 by Councilmembers T. White, Grosso, Nadeau, Cheh, and Chairman Mendelson and referred to the Committee on Health with comments from the Committee on Education and the Committee of the Whole
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- B23-184      Restrictions on the Use of Credit Information Amendment Act of 2019  
Intro. 3-5-19 by Chairman Mendelson at the request of the Mayor and referred to the Committee on Business and Economic Development
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- B23-185      Financial Services Consumer Protection Act of 2019  
Intro. 3-5-19 by Chairman Mendelson at the request of the Mayor and referred to the Committee on Business and Economic Development
- 
- B23-186      Protection of Seniors and Vulnerable Adults from Financial Exploitation Act of 2019  
Intro. 3-5-19 by Chairman Mendelson at the request of the Mayor and referred to the Committee on Business and Economic Development with comments from the Committee on Housing and Neighborhood Revitalization
- 
- B23-187      Community Health Investment Act of 2019  
Intro. 3-5-19 by Chairman Mendelson at the request of the Mayor and referred to the Committee on Health
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**PROPOSED RESOLUTION**

PR23-180      Sense of the Council on School Dress Code and Uniform Polices that Promote Equity, Nondiscrimination, and Respect for Cultural Diversity Resolution of 2019

Intro. 3-5-19 by Councilmembers Cheh and Grosso and referred sequentially to the Committee on Education and the Committee of the Whole

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**COUNCIL OF THE DISTRICT OF COLUMBIA  
 NOTICE OF PUBLIC HEARINGS  
 FISCAL YEAR 2020 PROPOSED BUDGET AND FINANCIAL PLAN,  
 FISCAL YEAR 2020 BUDGET SUPPORT ACT OF 2019,  
 FISCAL YEAR 2020 LOCAL BUDGET ACT OF 2019  
 FISCAL YEAR 2020 FEDERAL BUDGET ACT OF 2019, AND  
 COMMITTEE MARK-UP SCHEDULE  
 3/12/2019**

**SUMMARY**

March 20, 2019	Mayor Transmits the Fiscal Year 2020 Proposed Budget and Financial Plan
March 22, 2019	Committee of the Whole Public Briefing on the Mayor's Fiscal Year 2020 Proposed Budget and Financial Plan
March 25, 2019 to April 25, 2019	Committee Public Hearings on the "Fiscal Year 2020 Local Budget Act of 2019." (The Committees may also simultaneously receive testimony on the sections of the Fiscal Year 2020 Budget Support Act that affect the agencies under each Committee's purview)
April 26, 2019	Committee of the Whole Public Hearing on the "Fiscal Year 2020 Local Budget Act of 2019", "Fiscal Year 2020 Federal Budget Act of 2019" and "Fiscal Year 2020 Budget Support Act of 2019."
April 30 - May 1-2, 2019	Committee Mark-ups and Reporting on Agency Budgets for Fiscal Year 2020
May 8, 2019	Budget Work Session 10:00 a.m.
May 14, 2019	Committee of the Whole and Council consideration of the "Fiscal Year 2020 Local Budget Act of 2019", "Fiscal Year 2020 Federal Portion Budget Request Act of 2019" and the "Fiscal Year 2020 Budget Support Act of 2019"
May 28, 2019	Council consideration of the "Fiscal Year 2020 Local Budget Act of 2019" and the "Fiscal Year 2020 Federal Portion Budget Request Act of 2019"

The Council of the District of Columbia hereby gives notice of its intention to hold public hearings on the FY 2020 Proposed Budget and Financial Plan, the "Fiscal Year 2020 Local Budget Act of 2019", "Fiscal Year 2020 Federal Portion Budget Request Act of 2019" and the "Fiscal Year 2020 Budget Support Act of 2019". The hearings will begin Monday, March 25, 2019 and conclude on Thursday, April 25, 2019 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, April 30, 2019 and conclude on Thursday, May 2, 2019 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>
3/28/2019	3/28/2019	Committee on Government Operations (added the agencies); Room 412; 10:00 a.m.
4/5/2019	4/5/2019	Committee on Government Operations (added the agencies); Room 123; 10:00 a.m.
4/8/2019	4/1/2019	Committee on Human Services; Room 123; 10:00 a.m.
4/8/2019	4/8/2019	Committee on Government Operations (added the agencies); Room 412; 10:00 a.m.
4/11/2019	4/11/2019	Committee on Government Operations (added the agencies); Room 500; 10:00 a.m.
4/11/2019	4/11/2019	Committee on Housing and Neighborhood Revitalization; Time change from 3:00 p.m. to 10:00 a.m.
4/22/2019	4/24/2019	Office of the Attorney General (Judiciary); Room 120; 1-4 p.m.
4/23/2019	4/22/2019	Committee on Housing and Neighborhood Revitalization; Room 500; 1:30 p.m.
4/24/2019	4/24/2019	Committee on the Judiciary and Public Safety; Time Change from 9:30 a.m. to 1:00 p.m.
4/25/2019	4/4/2019	Deputy Mayor for Education (Education & COW); Room 412; 10:00 a.m.
5/2/2019	5/3/2019	May 2nd on the Committee Budget Mark-up schedule was omitted by mistake. May 3rd Committee Budget Mark-up schedules have all been moved to May 2nd.

**PUBLIC HEARING SCHEDULE**

<b>COMMITTEE OF THE WHOLE</b>		<b>Chairman Phil Mendelson</b>
<b>FRIDAY, MARCH 22, 2019; COUNCIL CHAMBER (Room 500)</b>		
<b>Time</b>	<b>Subject</b>	
10:00 a.m. - End	Committee of the Whole Public Briefing on the Mayor's Fiscal Year 2020 Proposed Budget and Financial Plan	

<b>COMMITTEE OF THE WHOLE</b>		<b>Chairman Phil Mendelson</b>
<b>MONDAY, MARCH 25, 2019; Room 412</b>		
<b>Time</b>	<b>Agency</b>	
10:30 a.m. - End	Council of the District of Columbia	
	Metropolitan Washington Council of Governments	
	New Columbia Statehood Commission	
	District of Columbia Auditor	
	Office of Budget and Planning	
	District Retiree Health Contribution	
	District of Columbia Retirement Board/Funds	

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

<b>COMMITTEE OF THE WHOLE</b>		<b>Chairman Phil Mendelson</b>
<b>TUESDAY, MARCH 26, 2019; COUNCIL CHAMBER (Room 500)</b>		
<b>Time</b>	<b>Agency</b>	
11:00 a.m. - End	University of the District of Columbia	
	Office of Zoning	
	Office of Planning	

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

<b>COMMITTEE ON HEALTH</b>		<b>Chairperson Vincent Gray</b>
<b>TUESDAY, MARCH 26, 2019; Room 412</b>		
<b>Time</b>	<b>Agency</b>	
10:00 a.m. - End	Deputy Mayor for Health and Human Services	
	Department of Health Care Finance	
	United Medical Center	
	United Medical Center Board	

Persons wishing to testify about the performance of any of the foregoing agencies may contact: Malcolm Cameron ([mcameron@dccouncil.us](mailto:mcameron@dccouncil.us)) or by calling 202-654-6179.

<b>COMMITTEE ON THE JUDICIARY &amp; PUBLIC SAFETY</b>		<b>Chairperson Charles Allen</b>
<b>WEDNESDAY, MARCH 27, 2019; COUNCIL CHAMBER (Room 500)</b>		
<b>Time</b>	<b>Agency</b>	
9:30 a.m. - End	Deputy Mayor for Public Safety and Justice	
	Office of Police Complaints	
	Metropolitan Police Department	

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

<b>COMMITTEE OF THE WHOLE</b>		<b>Chairman Phil Mendelson</b>
<b>WEDNESDAY, MARCH 27, 2019; Room 412</b>		
<b>Time</b>	<b>Agency</b>	
10:00 a.m. - End	Department of Consumer and Regulatory Affairs	

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



**COMMITTEE ON EDUCATION**

**Chairperson David Grosso**

<b>WEDNESDAY, MARCH 27, 2019; Room 123</b>	
<b>Time</b>	<b>Agency</b>
11:00 a.m. - End	State Board of Education
	Office of the Ombudsman
	Office of the Student Advocate

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 FACILITIES AND PROCUREMENT**

**Chairperson Robert C. White, Jr.**

<b>WEDNESDAY, MARCH 27, 2019; Room 120</b>	
<b>Time</b>	<b>Agency</b>
10:00 a.m. - End	Office of Advisory Neighborhood Commission

Persons wishing to testify about the performance of any of the foregoing agencies may email: [facilities@dccouncil.us](mailto:facilities@dccouncil.us) or by calling 202-741-8593.

**COMMITTEE ON TRANSPORTATION & THE ENVIRONMENT**

**Chairperson Mary Cheh**

<b>THURSDAY, MARCH 28, 2019; COUNCIL CHAMBER (Room 500)</b>	
<b>Time</b>	<b>Agency</b>
11:00 a.m. - End	Department of Public Works

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

**COMMITTEE OF GOVERNMENT OPERATIONS**

**Chairperson Brandon Todd**

<b>THURSDAY, MARCH 28, 2019; Room 412</b>	
<b>Time</b>	<b>Agency</b>
10:00 a.m. - End	Office of the City Administrator
	Executive Office of the Mayor
	Office of the Secretary
	Office of the Senior Advisor

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

**COMMITTEE ON FACILITIES AND PROCUREMENT**

**Chairperson Robert C. White, Jr.**

<b>THURSDAY, MARCH 28, 2019; Room 123</b>	
<b>Time</b>	<b>Agency</b>
10:00 a.m. - End	Office of Returning Citizen Affairs
	Commission on Re-Entry and Returning Citizen Affairs

Persons wishing to testify about the performance of any of the foregoing agencies may email: [facilities@dccouncil.us](mailto:facilities@dccouncil.us) or by calling 202-741-8593.

**COMMITTEE ON HOUSING & NEIGHBORHOOD REVITALIZATION**

**Chairperson Anita Bonds**

<b>THURSDAY, MARCH 28, 2019; Room 120</b>	
<b>Time</b>	<b>Agency</b>
10:00 a.m. - End	Rental Housing Commission
	Housing Finance Agency
	Office of the Tenant Advocate

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

**COMMITTEE ON HEALTH**

**Chairperson Vincent Gray**

<b>FRIDAY, MARCH 29, 2019; COUNCIL CHAMBER (Room 500)</b>	
<b>Time</b>	<b>Agency</b>
10:00 a.m. - End	Department of Behavioral Health

Persons wishing to testify about the performance of any of the foregoing agencies may contact: Malcolm Cameron ([mcameron@dccouncil.us](mailto:mcameron@dccouncil.us)) or by calling 202-654-6179.

**JOINT HEARING WITH COMMITTEE ON EDUCATION & COMMITTEE OF THE WHOLE**

**Chairperson David Grosso  
Chairman Phil Mendelson**

<b>FRIDAY, MARCH 29, 2019; Room 412</b>	
<b>Time</b>	<b>Agency</b>
10:00 a.m. - End	District of Columbia Public Schools ( <b>Public Witnesses Only</b> )

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 RECREATION AND YOUTH AFFAIRS**

**Chairperson Trayon White, Jr.**

<b>MONDAY, APRIL 1, 2019; COUNCIL CHAMBER (Room 500)</b>	
<b>Time</b>	<b>Agency</b>
1:00 p.m. - End	Department of Youth Rehabilitation Services Juvenile Abscondence

Persons wishing to testify about the performance of any of the foregoing agencies may email: Nate Fleming ([nfleming@dccouncil.us](mailto:nfleming@dccouncil.us)) or by calling 202-727-7903.

**COMMITTEE ON EDUCATION**

**Chairperson David Grosso**

<b>MONDAY, APRIL 1, 2019; Room 412</b>	
<b>Time</b>	<b>Agency</b>
11:00 a.m. - End	District of Columbia Public Library

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**

<b>MONDAY, APRIL 1, 2019; Room 123</b>	
<b>Time</b>	<b>Agency</b>
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](mailto:humanservices@dccouncil.us) or by calling 202-724-8170.

**COMMITTEE ON TRANSPORTATION & THE ENVIRONMENT**

**Chairperson Mary Cheh**

<b>MONDAY, APRIL 1, 2019; Room 120</b>	
<b>Time</b>	<b>Agency</b>
11:00 a.m. - End	Department of Energy and the Environment

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

**COMMITTEE ON BUSINESS & ECONOMIC DEVELOPMENT**

**Chairperson Kenyan McDuffie**

<b>WEDNESDAY, APRIL 3, 2019; COUNCIL CHAMBER (Room 500)</b>	
<b>Time</b>	<b>Agency</b>
10:00 a.m. - End	Department of Small and Local Business Development Department of Insurance, Securities and Banking Department of For-Hire Vehicles

Persons wishing to testify about the performance of any of the foregoing agencies may contact: Chanell Autrey ([cautrey@dccouncil.us](mailto:cautrey@dccouncil.us)) or by calling 202-724-8053.

**COMMITTEE ON FINANCE & REVENUE**

**Chairperson Jack Evans**

<b>WEDNESDY, APRIL 3, 2019; Room 412</b>	
<b>Time</b>	<b>Agency</b>
10:00 a.m. - End	Commission on the Arts and Humanities

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

**COMMITTEE ON FACILITIES AND PROCUREMENT**

**Chairperson Robert C. White, Jr.**

<b>WEDNESDAY, APRIL 3, 2019; Room 123</b>	
<b>Time</b>	<b>Agency</b>
10:00 a.m. - End	Office of Contracting and Procurement Contract Appeals Board

Persons wishing to testify about the performance of any of the foregoing agencies may email: [facilities@dccouncil.us](mailto:facilities@dccouncil.us) or by calling 202-741-8593.

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

<b>WEDNESDAY, APRIL 3, 2019; Room 120</b>	
<b>Time</b>	<b>Agency</b>
9:30 a.m. - End	District of Columbia Sentencing Commission
	Criminal Justice Coordinating Council
	Criminal Code Reform Commission

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

**COMMITTEE ON FACILITIES AND PROCUREMENT** **Chairperson Robert C. White, Jr.**

<b>THURSDAY, APRIL 4, 2019; COUNCIL CHAMBER (Room 500)</b>	
<b>Time</b>	<b>Agency</b>
10:00 a.m. - End	Department of General Services

Persons wishing to testify about the performance of any of the foregoing agencies may email: [facilities@dccouncil.us](mailto:facilities@dccouncil.us) or by calling 202-741-8593.

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

<b>THURSDAY, APRIL 4, 2019; Room 412</b>	
<b>Time</b>	<b>Agency</b>
9:30 a.m. - End	Office of Victim Services and Justice Grants
	Office of the Chief Medical Examiner
	Office of Unified Communications

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

**COMMITTEE ON HUMAN SERVICES** **Chairperson Brianne Nadeau**

<b>THURSDAY, APRIL 4, 2019; Room 123</b>	
<b>Time</b>	<b>Agency</b>
10:00 a.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](mailto:humanservices@dccouncil.us) or by calling 202-724-8170.

**JOINT HEARING WITH COMMITTEE ON EDUCATION & COMMITTEE OF THE WHOLE** **Chairperson David Grosso**  
**Chairman Phil Mendelson**

<b>THURSDAY, APRIL 4, 2019; Room 120</b>	
<b>Time</b>	<b>Agency</b>
10:00 a.m. - End	District of Columbia Public Charter School Board

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 FINANCE & REVENUE** **Chairperson Jack Evans**

<b>FRIDAY, APRIL 5, 2019; COUNCIL CHAMBER (Room 500)</b>	
<b>Time</b>	<b>Agency</b>
10:00 a.m. - End	Real Property Tax Appeals Commission
	DC Lottery
	Office of the Chief Financial Officer

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

**COMMITTEE ON RECREATION AND YOUTH AFFAIRS** **Chairperson Trayon White, Jr.**

<b>FRIDAY, APRIL 5, 2019; Room 412</b>	
<b>Time</b>	<b>Agency</b>
10:00 a.m. - End	Department of Parks and Recreation

Persons wishing to testify about the performance of any of the foregoing agencies may email: Nate Fleming ([nfleming@dccouncil.us](mailto:nfleming@dccouncil.us)) or by calling 202-727-7903.

**COMMITTEE OF GOVERNMENT OPERATIONS** **Chairperson Brandon Todd**

<b>FRIDAY, APRIL 5, 2019; Room 123</b>	
<b>Time</b>	<b>Agency</b>
10:00 a.m. - End	Office of Risk Management
	Office of Human Rights
	Office of Administrative Hearings

Persons wishing to testify about the performance of any of the foregoing agencies may email: [governments@dccouncil.us](mailto:governments@dccouncil.us) or by calling 202-724-6668.

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

<b>FRIDAY, APRIL 5, 2019; Room 120</b>	
<b>Time</b>	<b>Agency</b>
10:00 a.m. - End	Office of Employee Appeals
	Public Employees Relations Board

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

**COMMITTEE OF GOVERNMENT OPERATIONS** **Chairperson Brandon Todd**

<b>MONDAY, APRIL 8, 2019; Room 412</b>	
<b>Time</b>	<b>Agency</b>
10:00 a.m. - End	Office of Chief Technology Officer
	Office of Public-Private Partnerships
	Office of Veterans' Affairs

Persons wishing to testify about the performance of any of the foregoing agencies may email: [governments@dccouncil.us](mailto:governments@dccouncil.us) or by calling 202-724-6668.

**COMMITTEE ON BUSINESS & ECONOMIC DEVELOPMENT** **Chairperson Kenyan McDuffie**

<b>MONDAY, APRIL 8, 2019; Room 120</b>	
<b>Time</b>	<b>Agency</b>
10:00 a.m. - End	Public Service Commission
	Office of the People's Counsel

Persons wishing to testify about the performance of any of the foregoing agencies may contact: Chanell Autrey ([cautrey@dccouncil.us](mailto:cautrey@dccouncil.us)) or by calling 202-724-8053.

**COMMITTEE ON HEALTH** **Chairperson Vincent Gray**

<b>TUESDAY, APRIL 9, 2019; COUNCIL CHAMBER (Room 500)</b>	
<b>Time</b>	<b>Agency</b>
10:00 a.m. - End	Department of Health

Persons wishing to testify about the performance of any of the foregoing agencies may contact: Malcolm Cameron ([mcameron@dccouncil.us](mailto:mcameron@dccouncil.us)) or by calling 202-654-6179.

**JOINT HEARING WITH COMMITTEE ON EDUCATION & COMMITTEE OF THE WHOLE** **Chairperson David Grosso**  
**Chairman Phil Mendelson**

<b>TUESDAY, APRIL 9, 2019; Room 412</b>	
<b>Time</b>	<b>Agency</b>
10:30 a.m. - End	Office of the State Superintendent

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**

<b>TUESDAY, APRIL 9, 2019; Room 123</b>	
<b>Time</b>	<b>Agency</b>
11:00 a.m. - End	Department of Motor Vehicles

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

**COMMITTEE ON RECREATION AND YOUTH AFFAIRS** **Chairperson Trayon White, Jr.**

<b>TUESDAY, APRIL 9, 2019; Room 120</b>	
<b>Time</b>	<b>Agency</b>
10:00 a.m. - End	Deputy Mayor for Greater Economic Opportunity
	Commission on Fathers, Men and Boys

Persons wishing to testify about the performance of any of the foregoing agencies may email: [nfleming@dccouncil.us](mailto:nfleming@dccouncil.us) or by calling 202-727-7903.

**COMMITTEE ON HUMAN SERVICES** **Chairperson Brianne Nadeau**

<b>WEDNESDAY, APRIL 10, 2019; COUNCIL CHAMER (Room 500)</b>	
<b>Time</b>	<b>Agency</b>
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](mailto:humanservices@dccouncil.us) or by calling 202-724-8170.

**COMMITTEE ON BUSINESS & ECONOMIC DEVELOPMENT** **Chairperson Kenyan McDuffie**

<b>WEDNESDAY, APRIL 10, 2019; Room 412</b>	
<b>Time</b>	<b>Agency</b>
10:00 a.m. - End	Office of Cable Television, Film, Music and Entertainment
	Alcoholic Beverage Regulation Administration
	Office of the Deputy Mayor for Planning and Economic Development

Persons wishing to testify about the performance of any of the foregoing agencies may contact: Chanell Autrey ([cautrey@dccouncil.us](mailto:cautrey@dccouncil.us)) or by calling 202-724-8053.

**COMMITTEE ON FINANCE & REVENUE** **Chairperson Jack Evans**

<b>WEDNESDAY, APRIL 10, 2019; Room 123</b>	
<b>Time</b>	<b>Agency</b>
10:30 a.m. - 12:00 p.m.	Events DC
	Destination DC

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

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

<b>WEDNESDAY, APRIL 10, 2019; Room 123</b>	
<b>Time</b>	<b>Agency</b>
1:00 p.m. - End	Office of Labor Relations and Collective Bargaining
	Office of Human Resources

Persons wishing to testify about the performance of any of the foregoing agencies may contact: Charnisa Royster ([croyster@dccouncil.us](mailto:croyster@dccouncil.us)) or by calling 202-724-8835.

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

<b>WEDNESDAY, APRIL 10, 2019; Room 120</b>	
<b>Time</b>	<b>Agency</b>
9:30 a.m. - End	Board of Elections
	Office of Campaign Finance
	Board of Ethics and Government Accountability

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

**COMMITTEE OF GOVERNMENT OPERATIONS** **Chairperson Brandon Todd**

<b>THURSDAY, APRIL 11, 2019; COUNCIL CHAMBER (Room 500)</b>	
<b>Time</b>	<b>Agency</b>
10:00 a.m. - End	Office of Latino Affairs
	Office of Lesbian, Gay, Bisexual, Transgender & Questioning Affairs
	Office of African American Affairs
	Office of African Affairs
	Office of Asian and Pacific Islander Affairs

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

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

THURSDAY, APRIL 11, 2019; Room 412	
Time	Agency
10:00 a.m. - End	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](mailto:omontiel@dccouncil.us)) or by calling 202-724-8198.

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

THURSDAY, APRIL 11, 2019; Room 123	
Time	Agency
9:30 a.m. - End	Office of Neighborhood Safety and Engagement
	Department of Forensic Sciences
	Department of Corrections
	Corrections Information Council

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

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

THURSDAY, APRIL 11, 2019; Room 120	
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](mailto:abenjamin@dccouncil.us)) or by calling 202-724-8062.

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

MONDAY, APRIL 22, 2019; COUNCIL CHAMBER (Room 500)	
Time	Agency
10:00 a.m. - End	Department of Employment Services ( <b>Public Witnesses Only</b> )
	Workforce Investment Council ( <b>Public Witnesses Only</b> )

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

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

MONDAY, APRIL 22, 2019; Room 120	
Time	Agency
1:00 p.m. - 4:00 p.m.	Office of the Attorney General

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

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

TUESDAY, APRIL 23, 2019; COUNCIL CHAMBER (Room 500)	
Time	Agency
1:30 p.m. - End	Department of Housing and Community Development
	Housing Production Trust Fund

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

**COMMITTEE ON HEALTH** Chairperson Vincent Gray

TUESDAY, APRIL 23, 2019; Room 412	
Time	Agency
1:30 p.m. - End	District of Columbia Health Benefit Exchange Authority

Persons wishing to testify about the performance of any of the foregoing agencies may contact: Malcolm Cameron ([mcameron@dccouncil.us](mailto:mcameron@dccouncil.us)) or by calling 202-654-6179.

**JOINT HEARING WITH COMMITTEE ON EDUCATION & COMMITTEE OF THE WHOLE** Chairperson David Grosso  
Chairman Phil Mendelson

WEDNESDAY, APRIL 24, 2019; COUNCIL CHAMBER (Room 500)	
Time	Agency
10:00 a.m. - End	District of Columbia Public Schools ( <b>Gov't Witnesses Only</b> )

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

<b>WEDNESDAY, APRIL 24, 2019; Room 412</b>	
<b>Time</b>	<b>Agency</b>
10:00 a.m. - End	Department of Employment Services <b>(Government Witnesses Only)</b>
	Workforce Investment Council <b>(Government Witnesses Only)</b>

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

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

<b>WEDNESDAY, APRIL 24, 2019; Room 120</b>	
<b>Time</b>	<b>Agency</b>
1:00 p.m. - End	Homeland Security and Emergency Management Agency
	Fire and Emergency Medical Services Department

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

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

<b>THURSDAY, APRIL 25, 2019; COUNCIL CHAMBER (Room 500)</b>	
<b>Time</b>	<b>Agency</b>
9:30 a.m. - End	District of Columbia Office on Aging

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

**JOINT HEARING WITH COMMITTEE ON EDUCATION & COMMITTEE OF THE WHOLE** **Chairperson David Grosso**  
**Chairman Phil Mendelson**

<b>THURSDAY, APRIL 25, 2019; Room 412</b>	
<b>Time</b>	<b>Agency</b>
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 OF THE WHOLE** **Chairman Phil Mendelson**

<b>FRIDAY, APRIL 26, 2019; COUNCIL CHAMBER (Room 500)</b>	
<b>Time</b>	<b>Agency</b>
10:00 a.m. - End	Committee of the Whole Hearing on the "Fiscal Year 2020 Local Budget Act of 2019," "Fiscal Year 2020 Federal Portion Budget Request Act of 2019" and the "Fiscal Year 2020 Budget Support Act of 2019"

**COMMITTEE MARK-UP SCHEDULE**

**TUESDAY, APRIL 30, 2019; COUNCIL CHAMBER (Room 500)**

<b>Time</b>	<b>Committee</b>
1:00 p.m. - 2:00 p.m.	Committee on Health
2:00 p.m. - 3:00 p.m.	Committee on Recreation and Youth Affairs
3:00 p.m. - 4:00 p.m.	Committee on Facilities and Procurement
4:00 p.m. - 5:00 p.m.	Committee on Government Operations

**WEDNESDAY, MAY 1, 2019; COUNCIL CHAMBER (Room 500)**

<b>Time</b>	<b>Committee</b>
10:00 a.m. - 11:30 a.m.	Committee on Business and Economic Development
11:30 a.m. - 1:00 p.m.	Committee on Human Services
1:00 p.m. - 2:30 p.m.	Committee on Finance and Revenue
2:30 p.m. - 4:00 p.m.	Committee on Housing and Neighborhood Revitalization
4:00 p.m. - 5:30 p.m.	Committee on Labor and Workforce Development

**THURSDAY, MAY 2, 2019; COUNCIL CHAMBER (Room 500)**

<b>Time</b>	<b>Committee</b>
10:00 a.m. - 12:00 p.m.	Committee on Transportation and the Environment
12:00 p.m. - 2:00 p.m.	Committee on the Judiciary
2:00 p.m. - 4:00 p.m.	Committee on the Education
4:00 p.m. - 6:00 p.m.	Committee of the Whole



**COUNCIL OF THE DISTRICT OF COLUMBIA  
COMMITTEE OF THE WHOLE &  
COMMITTEE ON EDUCATION  
NOTICE OF JOINT PUBLIC OVERSIGHT HEARING  
1350 Pennsylvania Avenue, NW, Washington, DC 20004**

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**CHAIRMAN PHIL MENDELSON  
COMMITTEE OF THE WHOLE  
&  
COUNCILMEMBER DAVID GROSSO, CHAIRPERSON  
COMMITTEE ON EDUCATION**

**ANNOUNCE A JOINT PUBLIC OVERSIGHT HEARING**

on

**Improving School Attendance: Truancy, Chronic Absenteeism, and the Implementation of  
Reform Initiatives**

on

**Thursday, April 4, 2019**

**1:00 p.m. (or immediately following the previous hearing)**

**Hearing Room 120, John A. Wilson Building**

**1350 Pennsylvania Avenue, NW**

**Washington, DC 20004**

Council Chairman Phil Mendelson and Councilmember David Grosso announce a joint public oversight hearing of the Committee of the Whole and the Committee on Education on Improving School Attendance: Truancy, Chronic Absenteeism, and the Implementation of Reform Initiatives in the District. This oversight hearing will be held at 1:00 p.m., or immediately following the previous hearing, on Thursday, April 4, 2019 in Hearing Room 120 of the John A. Wilson Building.

The stated purpose of this oversight hearing is to receive testimony from government witnesses and partners, including the Office of the State Superintendent of Education, the Child and Family Services Agency, the District of Columbia Public Schools, the Public Charter School Board, the Office of Victim Services and Justice Grants, and the Office of the Attorney General, regarding the District's efforts to improve school attendance and to reduce truancy and chronic absenteeism. Additionally, the hearing will consider continued implementation of initiatives required by D.C. Law 18-242, the "Safe Children and Safe Neighborhoods Educational Neglect Mandatory Reporting Amendment Act of 2010," D.C. Law 19-141, the "South Capitol Street Memorial Amendment Act of 2012," D.C. Law 20-17, the "Attendance Accountability Amendment Act of 2013," and D.C. Law 21-140, the "School Attendance Clarification Amendment Act of 2016." Improving school attendance improves educational outcomes. Targeting truancy is also a strategy for identifying children at risk of involvement in the juvenile justice system.

Testimony at this hearing is limited to government witnesses. However, citizens and organizations may submit statements. If submitted by the close of business on April 2, 2019, these statements will be distributed to Councilmembers before the hearing. Copies 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>. Hearing materials, including a draft witness list, can be accessed 24 hours in advance of the hearing at <http://www.chairmanmendelson.com/circulation>. Written statements are encouraged and will be made a part of the official record. Written statements should be submitted to the Committee of the Whole, Council of the District of Columbia, Suite 410 of the John A. Wilson Building, 1350 Pennsylvania Avenue, N.W., Washington, D.C. 20004. The record will close at 5:00 p.m. on April 18, 2019.

COUNCIL OF THE DISTRICT OF COLUMBIA  
COMMITTEE ON EDUCATION  
NOTICE OF PUBLIC ROUNDTABLE

1350 Pennsylvania Avenue, NW, Washington, DC 20004

REVISED

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**COUNCILMEMBER DAVID GROSSO  
COMMITTEE ON EDUCATION  
ANNOUNCES A PUBLIC ROUNDTABLE**

on

PR23-0113, the “Board of Library Trustees Leif Dormsjo Confirmation Resolution of 2019,”

PR23-0114, the “Board of Library Trustees Shanel Anthony Confirmation Resolution of 2019,”

And

PR23-0115, the “Board of Library Trustees Victor Reinoso Confirmation Resolution of 2019”

on

**Tuesday, March 19, 2019  
3:30 P.M., Hearing Room 120, John A. Wilson Building  
1350 Pennsylvania Avenue, NW  
Washington, DC 20004**

Councilmember David Grosso announce the scheduling of a public roundtable of the Committee on Education on PR23-0113, the “Board of Library Trustees Leif Dormsjo Confirmation Resolution of 2019,” PR23-0114, the “Board of Library Trustees Shanel Anthony Confirmation Resolution of 2019,” and PR23-0115, the “Board of Library Trustees Victor Reinoso Confirmation Resolution of 2019.” The roundtable will be held on Tuesday, March 19, 2019, at 3:30 p.m., room 120 of the John A. Wilson Building.

The stated purpose of PR23-0113 is to confirm the Mayoral reappointment of Leif Dormsjo as a member of the Board of Library Trustees 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), and pursuant to section 4 of an Act To establish and provide for the maintenance of a free public library and reading room in the District of Columbia, approved June 3, 1896 (29 Stat. 244; D.C. Official Code § 39-104).

The stated purpose PR23-0114 is to confirm the Mayoral appointment of Shanel Anthony, replacing Vincent Morris, as a member of the Board of Library Trustees 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), and pursuant to section 4 of an Act To establish and provide for the maintenance of a free public library and reading room in the District of Columbia, approved June 3, 1896 (29 Stat. 244; D.C. Official Code § 39-104).

The stated purpose PR23-0115 is to confirm the Mayoral reappointment of Victor Reinoso as a member of the Board of Library Trustees 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), and pursuant to section 4 of an Act To establish and provide for the maintenance of a free public library and reading room in the District of Columbia, approved June 3, 1896 (29 Stat. 244; D.C. Official Code § 39-104).

Those who wish to testify may sign-up online at <http://bit.do/educationhearings> or call the Committee on Education at (202) 724-8061 by 5:00pm on Friday, March 15, 2019. Persons wishing to testify are encouraged, but not required, to submit 10-15 copies of written testimony. Witnesses appearing on his or her own behalf should limit their testimony to three minutes; witnesses representing organizations should limit their testimony to five minutes.

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 are encouraged and will be made a part of the official record. Statements should be submitted by email to Ashley Strange, Committee Assistant, at [astrange@dccouncil.us](mailto:astrange@dccouncil.us), or by post to the Committee on Education, Council of the District of Columbia, Suite 116 of the John A. Wilson Building, 1350 Pennsylvania Avenue, NW, Washington, D.C. 20004. The record will close at 5:00 p.m. on Wednesday March 20, 2019.

*This revised notice reflects the change in record closing date from April 2 to March 20.*

**Council of the District of Columbia**  
**COMMITTEE ON BUSINESS AND ECONOMIC DEVELOPMENT**  
**NOTICE OF PUBLIC ROUNDTABLE**  
1350 Pennsylvania Avenue, N.W., Washington, D.C. 20004

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**COUNCILMEMBER KENYAN R. McDUFFIE, CHAIRPERSON**  
**COMMITTEE ON BUSINESS AND ECONOMIC DEVELOPMENT**

**ANNOUNCES A PUBLIC ROUNDTABLE ON**

**PR23-0126 – THE “DEPARTMENT OF FOR-HIRE VEHICLES DAVID DO  
CONFIRMATION RESOLUTION OF 2019”**

**Thursday, March 21, 2019, 10:00 a.m.**  
**Room 123, John A. Wilson Building**  
**1350 Pennsylvania Avenue, N.W.**  
**Washington, D.C. 20004**

On Thursday, March 21, 2019, Councilmember Kenyan R. McDuffie, Chairperson of the Committee on Business and Economic Development, will hold a public roundtable on Proposed Resolution 23-0126, the “Department of For-Hire Vehicles David Do Confirmation Resolution of 2019.” The stated purpose of PR23-0126 is to confirm the appointment of Mr. David Do as the Director of the Department of For-Hire Vehicles of the District of Columbia.

The Committee invites the public to testify or to submit written testimony. Anyone wishing to testify at the roundtable should contact the Committee on Business and Economic Development via email at [oagwai@dccouncil.us](mailto:oagwai@dccouncil.us) or at (202) 724-8078, and provide their name, telephone number, organizational affiliation, and title (if any), by **close of business Tuesday, March 19<sup>th</sup>**. 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 [oagwai@dccouncil.us](mailto:oagwai@dccouncil.us).

For witnesses who are unable to testify at the roundtable, written statements will be made part of the official record. Copies of written statements should be submitted to the Committee on Business and Economic Development at [oagwai@dccouncil.us](mailto:oagwai@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 March 29<sup>th</sup>**.

**Council of the District of Columbia  
Committee on Finance and Revenue  
Notice of Public Roundtable**

John A. Wilson Building, 1350 Pennsylvania Avenue, N.W. Washington, D.C. 20004

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**COUNCILMEMBER JACK EVANS, CHAIR  
COMMITTEE ON FINANCE AND REVENUE**

**ANNOUNCES A PUBLIC ROUNDTABLE ON:**

**PR 23-149, the “Army Distaff Foundation Revenue Bonds Project Approval Resolution of 2019”**

**Monday, March 18, 2019**

**9:45 a.m.**

**Room 120 - John A. Wilson Building**

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

Councilmember Jack Evans, Chairman of the Committee on Finance and Revenue, announces a public roundtable to be held on Monday, March 18, 2019 at 9:45 a.m. in Room 120, of the John A. Wilson Building, 1350 Pennsylvania Avenue, N.W., Washington, D.C. 20004.

PR 23-149, the “Army Distaff Foundation Revenue Bonds Project Approval Resolution of 2019” would authorize and provide for the issuance, sale, and delivery in an aggregate principal amount not to exceed \$25 million of District of Columbia revenue bonds to assist The Army Distaff Foundation, Inc. in the finance, refinancing, or reimbursing costs associated with an authorized project pursuant to section 490 of the District of Columbia Home Rule Act.

The Committee invites the public to testify at the roundtable. Those who wish to testify should contact Sarina Loy, Committee Assistant at (202) 724-8058 or [sloy@dccouncil.us](mailto:sloy@dccouncil.us), and provide your name, organizational affiliation (if any), and title with the organization by 9:30 a.m. on Friday, March 15, 2019. Witnesses should bring 15 copies of their written testimony to the roundtable. The Committee allows individuals 3 minutes to provide oral testimony in order to permit each witness an opportunity to be heard. Additional written statements are encouraged and will be made part of the official record. Written statements may be submitted by e-mail to [sloy@dccouncil.us](mailto:sloy@dccouncil.us) or mailed to: Council of the District of Columbia, 1350 Pennsylvania Ave., N.W., Suite 114, Washington D.C. 20004.

**COUNCIL OF THE DISTRICT OF COLUMBIA  
COMMITTEE ON GOVERNMENT OPERATIONS  
NOTICE OF PUBLIC ROUNDTABLE**

1350 Pennsylvania Avenue, NW, Washington, DC 20004

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**COUNCILMEMBER BRANDON T. TODD  
COMMITTEE ON GOVERNMENT OPERATIONS**

**NOTICE OF PUBLIC ROUNDTABLE ON:**

**PR23-0158 - Director of the Office of Veterans Affairs Elliot J. Tommingo Confirmation  
Resolution of 2019**

**Monday, March 18, 2019**

**10:00 a.m.**

**Room 123, John A. Wilson Building**

**1350 Pennsylvania Avenue, NW**

**Washington, DC 20004**

On Monday, March 18, 2019, Councilmember Brandon T. Todd, Chairperson of the Committee on Government Operations, will hold a public roundtable on “PR23-0158, the Director of the Office of Veterans Affairs Elliot J. Tommingo Confirmation Resolution of 2019”. This legislation would confirm Elliot J. Tommingo as Director of the Office of Veterans Affairs in the District of Columbia. The roundtable will begin at 10:00 a.m. in Room 123 of the John A. Wilson Building, 1350 Pennsylvania Ave., N.W., Washington, D.C. 20004.

The Committee invites the public to testify at the roundtable. Those who wish to testify should contact Manny Geraldo, Senior Legislative Counsel at (202) 724-6663 or [mgeraldo@dccouncil.us](mailto:mgeraldo@dccouncil.us), and provide your name, organizational affiliation (if any), and title with the organization by 5:00 p.m. on Friday, March 15, 2019. Witnesses should bring 15 copies of their written testimony to the roundtable. The Committee allows individuals 3 minutes to provide oral testimony in order to permit each witness an opportunity to be heard. Additional written statements are encouraged and will be made part of the official record. Written statements may be submitted by e-mail to [GovernmentOperations@dccouncil.us](mailto:GovernmentOperations@dccouncil.us) or mailed to: Council of the District of Columbia, 1350 Pennsylvania Ave., N.W., Suite 117, Washington D.C. 20004. The record will close at the end of the business day on March 27, 2019.

**Council of the District of Columbia  
COMMITTEE ON RECREATION AND YOUTH AFFAIRS  
NOTICE OF PUBLIC ROUNDTABLE  
1350 Pennsylvania Avenue, NW, Washington, DC 20004**

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**COUNCILMEMBER TRAYON WHITE SR., CHAIRPERSON  
COMMITTEE ON RECREATION AND YOUTH AFFAIRS**

**ANNOUNCES A PUBLIC ROUNDTABLE ON**

**PR23-0159, THE “DIRECTOR OF THE DEPARTMENT OF PARKS AND  
RECREATION DELANO HUNTER CONFIRMATION RESOLUTION OF 2019”**

**Thursday, March 21, 2019, 2:00 p.m.  
Room 120, John A. Wilson Building  
1350 Pennsylvania Ave., N.W.  
Washington, D.C. 20004**

On Thursday, March 21, 2019 Councilmember Trayon White Sr., Chairperson of the Committee on Recreation and Youth Affairs, will hold a public roundtable to consider the nomination of Delano Hunter as the Director of the Department of Parks and Recreation. The public roundtable will be held in Room 120 of the Johnson A. Wilson Building, 1350 Pennsylvania Ave., at 2:00 p.m.

The Committee invites the public to testify or to submit written testimony, which will be made part of the official record. Anyone wishing to testify at the roundtable should contact Nathan Fleming, Committee Director, at (202) 727-7903, or via email at [nfleming@dccouncil.us](mailto:nfleming@dccouncil.us), and provide their name, address, telephone number, organizational affiliation, and title (if any) by close of business Wednesday, March 20, 2019. Representatives of organizations will be allowed a maximum of five (5) minutes for oral testimony, and individuals will be allowed a maximum of three (3) minutes. Witnesses should bring ten copies of their written testimony and, if possible, also submit a copy of their testimony electronically to [nfleming@dccouncil.us](mailto:nfleming@dccouncil.us).

If you are unable to testify at the hearing, written statements are encouraged and will be made part of the official record. Copies of written statements should be submitted either to the Committee on Recreation and Youth Affairs 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 Thursday, April 4, 2019.

**COUNCIL OF THE DISTRICT OF COLUMBIA  
EXCEPTED SERVICE APPOINTMENTS AS OF FEBRUARY 28, 2019**

**NOTICE OF EXCEPTED SERVICE EMPLOYEES**

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

<b>COUNCIL OF THE DISTRICT OF COLUMBIA</b>			
<b>NAME</b>	<b>POSITION TITLE</b>	<b>GRADE</b>	<b>TYPE OF APPOINTMENT</b>
Holmes, Veronica	Legislative Counsel	4	Excepted Service - Reg Appt
Luis, Marie Nina	Legislative Assistant	3	Excepted Service - Reg Appt
Maxwell, Tara	Legislative Assistant	2	Excepted Service - Reg Appt



ALCOHOLIC BEVERAGE REGULATION ADMINISTRATION

NOTICE OF PUBLIC HEARING

**\*\*CORRECTION**

Placard Posting Date: February 15, 2019  
Protest Petition Deadline: April 1, 2019  
Roll Call Hearing Date: April 15, 2019

License No.: ABRA-106193  
Licensee: Contreras, Inc.  
Trade Name: Barrilito Bar and Restaurant  
License Class: Retailer’s Class “C” Restaurant  
Address: 3911 14<sup>th</sup> Street, N.W.  
Contact: Maria Martinez: (202) 413-0634

WARD 4

ANC 4C

SMD 4C05

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 April 15, 2019 at 10 a.m., 4th Floor, 2000 14<sup>th</sup> Street, N.W., Washington, DC 20009**. Petitions and/or requests to appear before the ABC Board must be filed on or before the Petition Deadline.

**\*\*NATURE OF SUBSTANTIAL CHANGE**

Applicant requests an Entertainment Endorsement with a Dance Floor to provide live entertainment inside only.

**CURRENT HOURS OF OPERATION / ALCOHOLIC BEVERAGE SALES, SERVICE AND CONSUMPTION INSIDE PREMISES**

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

**PROPOSED HOURS OF LIVE ENTERTAINMENT INSIDE PREMISES**

Sunday through Saturday 8pm – 2am

ALCOHOLIC BEVERAGE REGULATION ADMINISTRATION

NOTICE OF PUBLIC HEARING

**\*\*RESCIND**

Placard Posting Date: February 15, 2019  
Protest Petition Deadline: April 1, 2019  
Roll Call Hearing Date: April 15, 2019

License No.: ABRA-106193  
Licensee: Contreras, Inc.  
Trade Name: Barrilito Bar and Restaurant  
License Class: Retailer’s Class “C” Restaurant  
Address: 3911 14<sup>th</sup> Street, N.W.  
Contact: Maria Martinez: (202) 413-0634

WARD 4

ANC 4C

SMD 4C05

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 April 15, 2019 at 10 a.m., 4th Floor, 2000 14<sup>th</sup> Street, N.W., Washington, DC 20009**. Petitions and/or requests to appear before the ABC Board must be filed on or before the Petition Deadline.

**NATURE OF SUBSTANTIAL CHANGE**

Applicant requests an Entertainment Endorsement with a Dance Floor and **\*\*Cover Charge** to provide live entertainment inside only.

**CURRENT HOURS OF OPERATION / ALCOHOLIC BEVERAGE SALES, SERVICE AND CONSUMPTION INSIDE PREMISES**

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

**PROPOSED HOURS OF LIVE ENTERTAINMENT INSIDE PREMISES**

Sunday through Saturday 8pm – 2am

ALCOHOLIC BEVERAGE REGULATION ADMINISTRATION  
ON  
3/15/2019

Notice is hereby given that:

License Number: ABRA-099556

License Class/Type: C Restaurant

Applicant: Independence 4 U, LLC

Trade Name: Declaration

ANC: 1B02

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

804 V ST NW, WASHINGTON, DC 20001

PETITIONS/LETTERS OF OPPOSITION OR SUPPORT MUST BE FILED ON OR  
4/29/2019

A HEARING WILL BE  
5/13/2019

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

ENDORSEMENT(S): Entertainment Summer Garden

Days	Hours of Operation	Hours of Sales/Service	Hours of
Sunday:	10 am - 11 pm	10 am - 11 pm	10 am - 11 pm
Monday:	11 am - 12 am	11 am - 12 am	6 pm - 12 am
Tuesday:	11 am - 12 am	11 am - 12 am	6 pm - 12 am
Wednesday:	11 am - 12 am	11 am - 12 am	6 pm - 12 am
Thursday:	11 am - 12 am	11 am - 12 am	6 pm - 12 am
Friday:	11 am - 3 am	11 am - 3 am	6 pm - 1 am
Saturday:	10 am - 3 am	10 am - 3 am	10 am - 1 am

Hours of Summer Garden

Hours of Sales Summer

Sunday	10 am - 11 pm	10 am - 11 pm
Monda	11 am - 11:30 pm	11 am - 11:30 pm
Tuesda	11 am - 11:30 pm	11 am - 11:30 pm
Wednesda	11 am - 11:30 pm	11 am - 11:30 pm
Thursday:	11 am - 11:30 pm	11 am - 11:30 pm
Friday:	11 am - 12:30 am	11 am - 12:30 am
Saturday:	10 am - 12:30 am	10 am - 12:30 am

FOR FURTHER INFORMATION CALL: (202) 442-4423

ALCOHOLIC BEVERAGE REGULATION ADMINISTRATION  
ON  
3/15/2019

Notice is hereby given that:

License Number: ABRA-107949

License Class/Type: C Restaurant

Applicant: Presidential on First, LLC

Trade Name: DECLARATION - NATS PARK

ANC: 6D02

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

1237 First ST SE, WASHINGTON, DC 20003

PETITIONS/LETTERS OF OPPOSITION OR SUPPORT MUST BE FILED ON OR  
4/29/2019

A HEARING WILL BE  
5/13/2019

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

ENDORSEMENT(S): Entertainment Sidewalk Cafe

Days	Hours of Operation	Hours of Sales/Service	Hours of
Sunday:	10am - 2 am	11 am - 2 am	10 am - 11 pm
Monday:	11 am - 2 am	11 am - 2 am	11 am - 11 pm
Tuesday:	11 am - 2 am	11 am - 2 am	11 am - 11 pm
Wednesday:	11 am - 2 am	11 am - 2 am	11 am - 11 pm
Thursday:	11 am - 2 am	11 am - 2 am	11 am - 11 pm
Friday:	11 am - 3 am	11 am - 3 am	11 am - 1 am
Saturday:	11 am - 3 am	11 am - 3 am	11 am - 1 am

	Hours Of Sidewalk Cafe	Hours Of Sales Sidewalk Cafe
Sunday	11 am - 12 am	11 am - 12 am
Monda	11 am - 12 am	11 am - 12 am
Tuesda	11 am - 12 am	11 am - 12 am
Wednesda	11 am - 12 am	11 am - 12 am
Thursday:	11 am - 12 am	11 am - 12 am
Friday:	11 am - 1 am	11 am - 1 am
Saturday:	11 am - 1 am	11 am - 1 am

FOR FURTHER INFORMATION CALL: (202) 442-4423

ALCOHOLIC BEVERAGE REGULATION ADMINISTRATION  
ON  
3/15/2019

Notice is hereby given that:

License Number: ABRA-090078

License Class/Type: D Restaurant

Applicant: Glen's Garden Market LLC

Trade Name: Glen's Garden Market

ANC: 2B01

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

2001 S ST NW, WASHINGTON, DC 20009

PETITIONS/LETTERS OF OPPOSITION OR SUPPORT MUST BE FILED ON OR  
4/29/2019

A HEARING WILL BE  
5/13/2019

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

ENDORSEMENT(S): Sidewalk Cafe

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

	Hours Of Sidewalk Cafe	Hours Of Sales Sidewalk Cafe
Sunday	8 am - 10 pm	8 am - 10 pm
Monda	8 am - 10 pm	8 am - 10 pm
Tuesda	8 am - 10 pm	8 am - 10 pm
Wednesda	8 am - 10 pm	8 am - 10 pm
Thursday:	8 am - 10 pm	8 am - 10 pm
Friday:	8 am - 10 pm	8 am - 10 pm
Saturday:	8 am - 10 pm	8 am - 10 pm

FOR FURTHER INFORMATION CALL: (202) 442-4423

ALCOHOLIC BEVERAGE REGULATION ADMINISTRATION  
ON  
3/15/2019

Notice is hereby given that:

License Number: ABRA-070623

License Class/Type: D Restaurant

Applicant: Umana's, Inc.

Trade Name: Gloria's Restaurant & Carry Out

ANC: 1A02

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

3411 14TH ST NW, Washington, DC 20010

PETITIONS/LETTERS OF OPPOSITION OR SUPPORT MUST BE FILED ON OR  
4/29/2019

A HEARING WILL BE  
5/13/2019

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

Days	Hours of Operation	Hours of Sales/Service	Hours of
Sunday:	6:00 am - 1 am	8:00 am - 1 am	-
Monday:	6:00 am - 12 am	8:00 am - 12 am	-
Tuesday:	6:00 am - 12 am	8:00 am - 12 am	-
Wednesday:	6:00 am - 12 am	8:00 am - 12 am	-
Thursday:	6:00 am - 12 am	8:00 am - 12 am	-
Friday:	6:00 am - 1 am	8:00 am - 1 am	-
Saturday:	6:00 am - 1 am	8:00 am - 1 am	-

FOR FURTHER INFORMATION CALL: (202) 442-4423

ALCOHOLIC BEVERAGE REGULATION ADMINISTRATION  
ON  
3/15/2019

Notice is hereby given that:

License Number: ABRA-075875

License Class/Type: C Restaurant

Applicant: Ku-Washington Corporation

Trade Name: Sichuan Pavilion

ANC: 2B06

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

1814 K ST NW, Washington, DC 20006

PETITIONS/LETTERS OF OPPOSITION OR SUPPORT MUST BE FILED ON OR  
4/29/2019

A HEARING WILL BE  
5/13/2019

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

Days	Hours of Operation	Hours of Sales/Service	Hours of
Sunday:	11 am - 11 pm	11 am - 11 pm	-
Monday:	11 am - 11 pm	11 am - 11 pm	-
Tuesday:	11 am - 11 pm	11 am - 11 pm	-
Wednesday:	11 am - 11 pm	11 am - 11 pm	-
Thursday:	11 am - 11 pm	11 am - 11 pm	-
Friday:	11 am - 11 pm	11 am - 11 pm	-
Saturday:	11 am - 11 pm	11 am - 11 pm	-

FOR FURTHER INFORMATION CALL: (202) 442-4423

ALCOHOLIC BEVERAGE REGULATION ADMINISTRATION  
ON  
3/15/2019

Notice is hereby given that:

License Number: ABRA-100266

License Class/Type: C Restaurant

Applicant: Latitude 38 LLC

Trade Name: Archipelago

ANC: 1B12

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

1201 U ST NW, WASHINGTON, DC 20009

PETITIONS/LETTERS OF OPPOSITION OR SUPPORT MUST BE FILED ON OR  
4/29/2019

A HEARING WILL BE  
5/13/2019

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

ENDORSEMENT(S): Dancing Entertainment Sidewalk Cafe

Days	Hours of Operation	Hours of Sales/Service	Hours of
Sunday:	6 am - 3 am	10 am - 2 am	6 pm - 12 am
Monday:	6 am - 3 am	8 am - 2 am	6 pm - 2 am
Tuesday:	6 am - 3 am	8 am - 2 am	6 pm - 2 am
Wednesday:	6 am - 3 am	8 am - 2 am	6 pm - 2 am
Thursday:	6 am - 3 am	8 am - 2 am	6 pm - 2 am
Friday:	6 am - 3 am	8 am - 3 am	6 pm - 2 am
Saturday:	6 am - 3 am	8 am - 3 am	6 pm - 2 am

	Hours Of Sidewalk Cafe	Hours Of Sales Sidewalk Cafe
Sunday	10 am - 3 am	10 am - 2 am
Monda	10 am - 3 am	10 am - 2 am
Tuesda	10 am - 3 am	10 am - 2 am
Wednesda	10 am - 3 am	10 am - 2 am
Thursday:	10 am - 3 am	10 am - 2 am
Friday:	10 am - 3 am	10 am - 3 am
Saturday:	10 am - 3 am	10 am - 3 am

FOR FURTHER INFORMATION CALL: (202) 442-4423



ALCOHOLIC BEVERAGE REGULATION ADMINISTRATION  
ON  
3/15/2019

Notice is hereby given that:

License Number: ABRA-088497

License Class/Type: C Restaurant

Applicant: Best Food International, Inc.

Trade Name: Young Chow Asian Restaurant

ANC: 6B01

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

312 PENNSYLVANIA AVE SE, WASHINGTON, DC 20003

PETITIONS/LETTERS OF OPPOSITION OR SUPPORT MUST BE FILED ON OR  
4/29/2019

A HEARING WILL BE  
5/13/2019

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

Days	Hours of Operation	Hours of Sales/Service	Hours of
Sunday:	11 am - 10:30 pm	11 am - 10:30 pm	-
Monday:	11 am - 10:30 pm	11 am - 10:30 pm	-
Tuesday:	11 am - 10:30 pm	11 am - 10:30 pm	-
Wednesday:	11 am - 10:30 pm	11 am - 10:30 pm	-
Thursday:	11 am - 10:30 pm	11 am - 10:30 pm	-
Friday:	11 am - 11 pm	11 am - 11 pm	-
Saturday:	11 am - 11 pm	11 am - 11 pm	-

FOR FURTHER INFORMATION CALL: (202) 442-4423

ALCOHOLIC BEVERAGE REGULATION ADMINISTRATION  
ON  
3/15/2019

Notice is hereby given that:

License Number: ABRA-000892

License Class/Type: C Club

Applicant: The 116 Inc.

Trade Name: 116 Club

ANC: 6C02

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

234 3RD ST NE, Washington, DC 20002

PETITIONS/LETTERS OF OPPOSITION OR SUPPORT MUST BE FILED ON OR  
4/29/2019

A HEARING WILL BE  
5/13/2019

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

Days	Hours of Operation	Hours of Sales/Service	Hours of
Sunday:	closed -	closed -	-
Monday:	11 am - 11 pm	11 am - 11 pm	-
Tuesday:	11 am - 11 pm	11 am - 11 pm	-
Wednesday:	11 am - 11 pm	11 am - 11 pm	-
Thursday:	11 am - 11 pm	11 am - 11 pm	-
Friday:	11 am - 11 pm	11 am - 11 pm	-
Saturday:	closed -	closed -	-

FOR FURTHER INFORMATION CALL: (202) 442-4423

ALCOHOLIC BEVERAGE REGULATION ADMINISTRATION  
ON  
3/15/2019

Notice is hereby given that:

License Number: ABRA-009713

License Class/Type: C Hotel

Applicant: Willard Associates

Trade Name: The Willard Inter-Continental Hotel

ANC: 2C01

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

1401 PENNSYLVANIA AVE NW, Washington, DC 20004

PETITIONS/LETTERS OF OPPOSITION OR SUPPORT MUST BE FILED ON OR  
4/29/2019

A HEARING WILL BE  
5/13/2019

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

ENDORSEMENT(S): Entertainment Summer Garden

Days	Hours of Operation	Hours of Sales/Service	Hours of
Sunday:	24 hours -	8am - 2am	6 pm - 2am
Monday:	24 hours -	8am - 2am	6 pm - 2am
Tuesday:	24 hours -	8am - 2am	6 pm - 2am
Wednesday:	24 hours -	8am - 2am	6 pm - 2am
Thursday:	24 hours -	8am - 2am	6 pm - 2am
Friday:	24 hours -	8am - 3am	6 pm - 3am
Saturday:	24 hours -	8am - 3am	6 pm - 3am

	Hours of Summer Garden	Hours of Sales Summer
Sunday	12 pm - 10 pm	12 pm - 10 pm
Monda	12 pm - 10 pm	12 pm - 10 pm
Tuesda	12 pm - 10 pm	12 pm - 10 pm
Wednesda	12 pm - 10 pm	12 pm - 10 pm
Thursday:	12 pm - 10 pm	12 pm - 10 pm
Friday:	12 pm - 11 pm	12 pm - 11 pm
Saturday:	12 pm - 11 pm	12 pm - 11 pm

FOR FURTHER INFORMATION CALL: (202) 442-4423

ALCOHOLIC BEVERAGE REGULATION ADMINISTRATION  
ON  
3/15/2019

Notice is hereby given that:

License Number: ABRA-014225

License Class/Type: C Restaurant

Applicant: LPM, Inc.

Trade Name: Cactus Cantina

ANC: 3C07

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

3300 WISCONSIN AVE NW, Washington, DC 20016

PETITIONS/LETTERS OF OPPOSITION OR SUPPORT MUST BE FILED ON OR  
4/29/2019

A HEARING WILL BE  
5/13/2019

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

ENDORSEMENT(S): Sidewalk Cafe

Days	Hours of Operation	Hours of Sales/Service	Hours of
Sunday:	10:30 am - 1 am	10:30 am - 1 am	-
Monday:	11 am - 1 am	11 am - 1 am	-
Tuesday:	11 am - 1 am	11 am - 1 am	-
Wednesday:	11 am - 1 am	11 am - 1 am	-
Thursday:	11 am - 1 am	11 am - 1 am	-
Friday:	11 am - 2 am	11 am - 2 am	-
Saturday:	11 am - 2 am	11 am - 2 am	-

	Hours Of Sidewalk Cafe	Hours Of Sales Sidewalk Cafe
Sunday	10:30 am - 11 pm	10:30 am - 11 pm
Monda	11 am - 11 pm	11 am - 11 pm
Tuesda	11 am - 11 pm	11 am - 11 pm
Wednesda	11 am - 11 pm	11 am - 11 pm
Thursday:	11 am - 11 pm	11 am - 11 pm
Friday:	11 am - 12 am	11 am - 12 am
Saturday:	11 am - 12 am	11 am - 12 am

FOR FURTHER INFORMATION CALL: (202) 442-4423

ALCOHOLIC BEVERAGE REGULATION ADMINISTRATION  
ON  
3/15/2019

Notice is hereby given that:

License Number: ABRA-086529

License Class/Type: C Restaurant

Applicant: Good Food, LLC

Trade Name: Lavagna

ANC: 6B03

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

539 8TH ST SE, WASHINGTON, DC 20003

PETITIONS/LETTERS OF OPPOSITION OR SUPPORT MUST BE FILED ON OR  
4/29/2019

A HEARING WILL BE  
5/13/2019

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

ENDORSEMENT(S): Sidewalk Cafe

Days	Hours of Operation	Hours of Sales/Service	Hours of
Sunday:	11:30 am - 12 am	11:30 am - 12 am	-
Monday:	11:30 am - 12 am	11:30 am - 12 am	-
Tuesday:	11:30 am - 12 am	11:30 am - 12 am	-
Wednesday:	11:30 am - 12 am	11:30 am - 12 am	-
Thursday:	11:30 am - 12 am	11:30 am - 12 am	-
Friday:	11:30 am - 12 am	11:30 am - 12 am	-
Saturday:	11:30 am - 12 am	11:30 am - 12 am	-

	Hours Of Sidewalk Cafe	Hours Of Sales Sidewalk Cafe
Sunday	11:30 am - 12 am	11:30 am - 12 am
Monda	11:30 am - 12 am	11:30 am - 12 am
Tuesda	11:30 am - 12 am	11:30 am - 12 am
Wednesda	11:30 am - 12 am	11:30 am - 12 am
Thursday:	11:30 am - 12 am	11:30 am - 12 am
Friday:	11:30 am - 12 am	11:30 am - 12 am
Saturday:	11:30 am - 12 am	11:30 am - 12 am

FOR FURTHER INFORMATION CALL: (202) 442-4423

ALCOHOLIC BEVERAGE REGULATION ADMINISTRATION  
ON  
3/15/2019

Notice is hereby given that:

License Number: ABRA-083570

License Class/Type: C Restaurant

Applicant: DC Narveer, Inc.

Trade Name: Cafe of India

ANC: 3E03

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

4909 WISCONSIN AVE NW, WASHINGTON, DC 20016

PETITIONS/LETTERS OF OPPOSITION OR SUPPORT MUST BE FILED ON OR  
4/29/2019

A HEARING WILL BE  
5/13/2019

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

ENDORSEMENT(S): Sidewalk Cafe

Days	Hours of Operation	Hours of Sales/Service	Hours of
Sunday:	12 pm - 10 pm	12 pm - 10 pm	-
Monday:	12 pm - 11 pm	12 pm - 10 pm	-
Tuesday:	12 pm - 11 pm	12 pm - 10 pm	-
Wednesday:	12 pm - 11 pm	12 pm - 10 pm	-
Thursday:	12 pm - 11 pm	12 pm - 10 pm	-
Friday:	12 pm - 12 am	12 pm - 11 pm	-
Saturday:	12 pm - 12 am	12 pm - 11 pm	-

	Hours Of Sidewalk Cafe	Hours Of Sales Sidewalk Cafe
Sunday	12 nm - 10 nm	12 pm - 10 pm
Monda	12 pm - 10 pm	12 pm - 10 pm
Tuesda	12 pm - 10 pm	12 pm - 10 pm
Wednesda	12 pm - 10 pm	12 pm - 10 pm
Thursday:	12 pm - 10 pm	12 pm - 10 pm
Friday:	12pm - 11pm	12pm - 11pm
Saturday:	12pm - 11pm	12pm - 11pm

FOR FURTHER INFORMATION CALL: (202) 442-4423

ALCOHOLIC BEVERAGE REGULATION ADMINISTRATION  
ON  
3/15/2019

Notice is hereby given that:

License Number: ABRA-060603

License Class/Type: C Restaurant

Applicant: Cavit Ozturk

Trade Name: Cafe Divan

ANC: 2E02

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

1834 WISCONSIN AVE NW, Washington, DC 20007

PETITIONS/LETTERS OF OPPOSITION OR SUPPORT MUST BE FILED ON OR  
4/29/2019

A HEARING WILL BE  
5/13/2019

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

ENDORSEMENT(S): Sidewalk Cafe

Days	Hours of Operation	Hours of Sales/Service	Hours of
Sunday:	10 am - 11 pm	10 am - 11 pm	-
Monday:	11 am - 10:30 pm	11 am - 10:30 pm	-
Tuesday:	11 am - 10:30 pm	11 am - 10:30 pm	-
Wednesday:	11 am - 10:30 pm	11 am - 10:30 pm	-
Thursday:	11 am - 10:30 pm	11 am - 10:30 pm	-
Friday:	11 am - 11 pm	11 am - 11 pm	-
Saturday:	10 am - 11 pm	10 am - 11 pm	-

	Hours Of Sidewalk Cafe	Hours Of Sales Sidewalk Cafe
Sunday	11 am - 10 nm	11 am - 10 pm
Monda	11 am - 10:30pm	11 am - 10:30pm
Tuesda	11 am - 10:30pm	11 am - 10:30pm
Wednesda	11 am - 10:30 pm	11 am - 10:30 pm
Thursday:	11 am - 10:30pm	11 am - 10:30pm
Friday:	11 am - 11 pm	11 am - 11 pm
Saturday:	11 am - 11 pm	11 am - 11 pm

FOR FURTHER INFORMATION CALL: (202) 442-4423

ALCOHOLIC BEVERAGE REGULATION ADMINISTRATION  
ON  
3/15/2019

Notice is hereby given that:

License Number: ABRA-070876

License Class/Type: C Restaurant

Applicant: El Amigo, Inc.

Trade Name: El Amigo Restaurant

ANC: 1A01

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

3612 14TH ST NW, Washington, DC 20010

PETITIONS/LETTERS OF OPPOSITION OR SUPPORT MUST BE FILED ON OR  
4/29/2019

A HEARING WILL BE  
5/13/2019

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

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

FOR FURTHER INFORMATION CALL: (202) 442-4423



ALCOHOLIC BEVERAGE REGULATION ADMINISTRATION  
ON  
3/15/2019

Notice is hereby given that:

License Number: ABRA-082921

License Class/Type: C Restaurant

Applicant: Musings Corporation

Trade Name: Muzette

ANC: 1C07

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

2305 18TH ST NW, #1, WASHINGTON, DC 20009

PETITIONS/LETTERS OF OPPOSITION OR SUPPORT MUST BE FILED ON OR  
4/29/2019

A HEARING WILL BE  
5/13/2019

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

ENDORSEMENT(S): Entertainment

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

FOR FURTHER INFORMATION CALL: (202) 442-4423

ALCOHOLIC BEVERAGE REGULATION ADMINISTRATION  
ON  
3/15/2019

Notice is hereby given that:

License Number: ABRA-086595

License Class/Type: C Restaurant

Applicant: La Morenita Restaurant, LLC

Trade Name: La Morenita

ANC: 1A08

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

3539 Georgia AVE NW, WASHINGTON, DC 20010

PETITIONS/LETTERS OF OPPOSITION OR SUPPORT MUST BE FILED ON OR  
4/29/2019

A HEARING WILL BE  
5/13/2019

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

Days	Hours of Operation	Hours of Sales/Service	Hours of
Sunday:	7 am - 2 am	12 pm - 1:30 am	-
Monday:	7 am - 2 am	11 am - 1:30 am	-
Tuesday:	7 am - 2 am	11 am - 1:30 am	-
Wednesday:	7 am - 2 am	11 am - 1:30 am	-
Thursday:	7 am - 2 am	11 am - 1:30 am	-
Friday:	7 am - 3 am	11 am - 2:30 am	-
Saturday:	7 am - 3 am	11 am - 2:30 am	-

FOR FURTHER INFORMATION CALL: (202) 442-4423

ALCOHOLIC BEVERAGE REGULATION ADMINISTRATION  
ON  
3/15/2019

Notice is hereby given that:

License Number: ABRA-080916

License Class/Type: C Restaurant

Applicant: Kavisa, Inc.

Trade Name: Acacia

ANC: 3F01

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

4340 Connecticut AVE NW, Washington, DC 20008

PETITIONS/LETTERS OF OPPOSITION OR SUPPORT MUST BE FILED ON OR  
4/29/2019

A HEARING WILL BE  
5/13/2019

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

ENDORSEMENT(S): Summer Garden

Days	Hours of Operation	Hours of Sales/Service	Hours of
Sunday:	8 am - 2 am	11 am - 2 am	-
Monday:	6 am - 2 am	11 am - 2 am	-
Tuesday:	6 am - 2 am	11 am - 2 am	-
Wednesday:	6 am - 2 am	11 am - 2 am	-
Thursday:	6 am - 2 am	11 am - 2 am	-
Friday:	6 am - 2 am	11 am - 2 am	-
Saturday:	8 am - 2 am	11 am - 2 am	-

	Hours of Summer Garden	Hours of Sales Summer
Sunday	8 am - 2 am	11 am - 2 am
Monda	6 am - 2 am	11 am - 2 am
Tuesda	6 am - 2 am	11 am - 2 am
Wednesda	6 am - 2 am	11 am - 2 am
Thursday:	6 am - 2 am	11 am - 2 am
Friday:	6 am - 2 am	11 am - 2 am
Saturday:	8 am - 2 am	11 am - 2 am

FOR FURTHER INFORMATION CALL: (202) 442-4423

ALCOHOLIC BEVERAGE REGULATION ADMINISTRATION  
ON  
3/15/2019

Notice is hereby given that:

License Number: ABRA-000850

License Class/Type: C Restaurant

Applicant: P & P Corp

Trade Name: La Chaumiere

ANC: 2E06

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

2813 M ST NW, Washington, DC 20007

PETITIONS/LETTERS OF OPPOSITION OR SUPPORT MUST BE FILED ON OR  
4/29/2019

A HEARING WILL BE  
5/13/2019

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

Days	Hours of Operation	Hours of Sales/Service	Hours of
Sunday:	11:30 am - 10:30 pm	11:30 am - 10:30 pm	-
Monday:	11:30 am - 10:30 pm	11:30 am - 10:30 pm	-
Tuesday:	11:30 am - 10:30 pm	11:30 am - 10:30 pm	-
Wednesday:	11:30 am - 10:30 pm	11:30 am - 10:30 pm	-
Thursday:	11:30 am - 10:30 pm	11:30 am - 10:30 pm	-
Friday:	11:30 am - 10:30 pm	11:30 am - 10:30 pm	-
Saturday:	11:30 am - 10:30 pm	11:30 am - 10:30 pm	-

FOR FURTHER INFORMATION CALL: (202) 442-4423

ALCOHOLIC BEVERAGE REGULATION ADMINISTRATION  
ON  
3/15/2019

Notice is hereby given that:

License Number: ABRA-011479

License Class/Type: C Restaurant

Applicant: Winners Chinatown, Inc.

Trade Name: Chinatown Express

ANC: 2C01

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

746 6TH ST NW, Washington, DC 20001

PETITIONS/LETTERS OF OPPOSITION OR SUPPORT MUST BE FILED ON OR  
4/29/2019

A HEARING WILL BE  
5/13/2019

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

ENDORSEMENT(S): Sidewalk Cafe

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

	Hours Of Sidewalk Cafe	Hours Of Sales Sidewalk Cafe
Sunday	11 am - 10 pm	11 am - 10 pm
Monda	11 am - 10 pm	11 am - 10 pm
Tuesda	11 am - 10 pm	11 am - 10 pm
Wednesda	11 am - 10 pm	11 am - 10 pm
Thursday:	11 am - 10 pm	11 am - 10 pm
Friday:	11 am - 10 pm	11 am - 10 pm
Saturday:	11 am - 10 pm	11 am - 10 pm

FOR FURTHER INFORMATION CALL: (202) 442-4423

ALCOHOLIC BEVERAGE REGULATION ADMINISTRATION  
ON  
3/15/2019

Notice is hereby given that:

License Number: ABRA-098996

License Class/Type: C Restaurant

Applicant: A. Montero Food LLC

Trade Name: Taqueria Habanero

ANC: 4C04

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

3710 14TH ST NW, WASHINGTON, DC 20010

PETITIONS/LETTERS OF OPPOSITION OR SUPPORT MUST BE FILED ON OR  
4/29/2019

A HEARING WILL BE  
5/13/2019

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

ENDORSEMENT(S): Sidewalk Cafe

Days	Hours of Operation	Hours of Sales/Service	Hours of
Sunday:	6 am - 2 am	10am - 2 am	-
Monday:	6 am - 2 am	10 am - 2 am	-
Tuesday:	6 am - 2 am	10 am - 2 am	-
Wednesday:	6 am - 2 am	10 am - 2 am	-
Thursday:	6 am - 2 am	10 am - 2 am	-
Friday:	6 am - 3 am	10 am - 3 am	-
Saturday:	6 am - 3 am	10 am - 3 am	-

	Hours Of Sidewalk Cafe	Hours Of Sales Sidewalk Cafe
Sunday	10 am - 11 nm	10 am - 11 pm
Monda	10 am - 11 pm	10 am - 11 pm
Tuesda	10 am - 11 pm	10 am - 11 pm
Wednesda	10 am - 11 pm	10 am - 11 pm
Thursday:	10 am - 11 pm	10 am - 11 pm
Friday:	10 am - 11 pm	10 am - 11 pm
Saturday:	10 am - 11 pm	10 am - 11 pm

FOR FURTHER INFORMATION CALL: (202) 442-4423

ALCOHOLIC BEVERAGE REGULATION ADMINISTRATION  
ON  
3/15/2019

Notice is hereby given that:

License Number: ABRA-088504

License Class/Type: C Restaurant

Applicant: 1541 Q LLC

Trade Name: Etto

ANC: 2F02

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

1541 14TH ST NW, WASHINGTON, DC 20005

PETITIONS/LETTERS OF OPPOSITION OR SUPPORT MUST BE FILED ON OR  
4/29/2019

A HEARING WILL BE  
5/13/2019

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

ENDORSEMENT(S): Sidewalk Cafe

Days	Hours of Operation	Hours of Sales/Service	Hours of
Sunday:	8am - 1:30am	8am - 1am	-
Monday:	8am - 1:30am	8am - 1am	-
Tuesday:	8am - 1:30am	8am - 1am	-
Wednesday:	8am - 1:30am	8am - 1am	-
Thursday:	8am - 1:30am	8am - 1am	-
Friday:	8am - 2:30am	8am - 2am	-
Saturday:	8am - 2:30am	8am - 2am	-

	Hours Of Sidewalk Cafe	Hours Of Sales Sidewalk Cafe
Sunday	11am - 11pm	11am - 11pm
Monda	11am - 11pm	11am - 11pm
Tuesda	11am - 11pm	11am - 11pm
Wednesda	11am - 11pm	11am - 11pm
Thursday:	11am - 11pm	11am - 11pm
Friday:	11am - 12am	11am - 12am
Saturday:	11am - 12am	11am - 12am

FOR FURTHER INFORMATION CALL: (202) 442-4423

ALCOHOLIC BEVERAGE REGULATION ADMINISTRATION  
ON  
3/15/2019

Notice is hereby given that:

License Number: ABRA-086724

License Class/Type: C Restaurant

Applicant: Style Concept Studio, LLC

Trade Name: Le Grenier

ANC: 6C05

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

502 H ST NE, WASHINGTON, DC 20002

PETITIONS/LETTERS OF OPPOSITION OR SUPPORT MUST BE FILED ON OR  
4/29/2019

A HEARING WILL BE  
5/13/2019

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

Days	Hours of Operation	Hours of Sales/Service	Hours of
Sunday:	11 am - 12 am	11 am - 12 am	-
Monday:	11 am - 12 am	11 am - 12 am	-
Tuesday:	11 am - 12 am	11 am - 12 am	-
Wednesday:	11 am - 12 am	11 am - 12 am	-
Thursday:	11 am - 12 am	11 am - 12 am	-
Friday:	11 am - 2 am	11 am - 2 am	-
Saturday:	11 am - 2 am	11 am - 2 am	-

FOR FURTHER INFORMATION CALL: (202) 442-4423



ALCOHOLIC BEVERAGE REGULATION ADMINISTRATION  
ON  
3/15/2019

Notice is hereby given that:

License Number: ABRA-024338

License Class/Type: C Restaurant

Applicant: El Rinconcito Cafe, Inc

Trade Name: El Rinconcito Cafe

ANC: 2F06

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

1129 11TH ST NW, Washington, DC 20001

PETITIONS/LETTERS OF OPPOSITION OR SUPPORT MUST BE FILED ON OR  
4/29/2019

A HEARING WILL BE  
5/13/2019

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

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

FOR FURTHER INFORMATION CALL: (202) 442-4423

ALCOHOLIC BEVERAGE REGULATION ADMINISTRATION  
ON  
3/15/2019

Notice is hereby given that:

License Number: ABRA-024814

License Class/Type: C Restaurant

Applicant: Lauriol Plaza Inc.

Trade Name: Lauriol Plaza Restaurant

ANC: 2B08

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

1835 18TH ST NW, Washington, DC 20009

PETITIONS/LETTERS OF OPPOSITION OR SUPPORT MUST BE FILED ON OR  
4/29/2019

A HEARING WILL BE  
5/13/2019

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

ENDORSEMENT(S): Sidewalk Cafe

Days	Hours of Operation	Hours of Sales/Service	Hours of
Sunday:	11 am - 1 am	11 am - 1 am	-
Monday:	11 am - 1 am	11 am - 1 am	-
Tuesday:	11 am - 1 am	11 am - 1 am	-
Wednesday:	11 am - 1 am	11 am - 1 am	-
Thursday:	11 am - 1 am	11 am - 1 am	-
Friday:	11 am - 2 am	11 am - 2 am	-
Saturday:	11 am - 2 am	11 am - 2 am	-

	Hours Of Sidewalk Cafe	Hours Of Sales Sidewalk Cafe
Sunday	11 am - 11 pm	11 am - 11 pm
Monda	11 am - 11 pm	11 am - 11 pm
Tuesda	11 am - 11 pm	11 am - 11 pm
Wednesda	11 am - 11 pm	11 am - 11 pm
Thursday:	11 am - 11 pm	11 am - 11 pm
Friday:	11 am - 12 am	11 am - 12 am
Saturday:	11 am - 12 am	11 am - 12 am

FOR FURTHER INFORMATION CALL: (202) 442-4423

ALCOHOLIC BEVERAGE REGULATION ADMINISTRATION  
ON  
3/15/2019

Notice is hereby given that:

License Number: ABRA-097573

License Class/Type: C Restaurant

Applicant: Ameri Thai Group, Inc.

Trade Name: Thai Pad

ANC: 3F04

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

4481 CONNECTICUT AVE NW, WASHINGTON, DC 20008

PETITIONS/LETTERS OF OPPOSITION OR SUPPORT MUST BE FILED ON OR  
4/29/2019

A HEARING WILL BE  
5/13/2019

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

ENDORSEMENT(S): Sidewalk Cafe

Days	Hours of Operation	Hours of Sales/Service	Hours of
Sunday:	11:30 am - 10 pm	11:30 am - 10 pm	-
Monday:	11 am - 10 pm	11 am - 10 pm	-
Tuesday:	11 am - 10 pm	11 am - 10 pm	-
Wednesday:	11 am - 10 pm	11 am - 10 pm	-
Thursday:	11 am - 10 pm	11 am - 10 pm	-
Friday:	11 am - 11 pm	11 am - 11 pm	-
Saturday:	11:30 am - 11 pm	11:30 pm - 11 pm	-

	Hours Of Sidewalk Cafe	Hours Of Sales Sidewalk Cafe
Sunday	11:30 am - 10 pm	11:30 am - 10 pm
Monda	11 am - 10 pm	11 am - 10 pm
Tuesda	11 am - 10 pm	11 am - 10 pm
Wednesda	11 am - 10 pm	11 am - 10 pm
Thursday:	11 am - 10 pm	11 am - 10 pm
Friday:	11 am - 11 pm	11 am - 11 pm
Saturday:	11:30 am - 11 pm	11:30 am - 11 pm

FOR FURTHER INFORMATION CALL: (202) 442-4423

ALCOHOLIC BEVERAGE REGULATION ADMINISTRATION  
ON  
3/15/2019

Notice is hereby given that:

License Number: ABRA-087344

License Class/Type: D Restaurant

Applicant: KLYS Inc.

Trade Name: Great Wall Szechuan House

ANC: 2F02

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

1527 14th ST NW, WASHINGTON, DC 20005

PETITIONS/LETTERS OF OPPOSITION OR SUPPORT MUST BE FILED ON OR  
4/29/2019

A HEARING WILL BE  
5/13/2019

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

Days	Hours of Operation	Hours of Sales/Service	Hours of
Sunday:	12 pm - 10 pm	12 pm - 10 pm	-
Monday:	11 am - 10 pm	11 am - 10 pm	-
Tuesday:	11 am - 10 pm	11 am - 10 pm	-
Wednesday:	11 am - 10 pm	11 am - 10 pm	-
Thursday:	11 am - 10 pm	11 am - 10 pm	-
Friday:	11 am - 10:30 pm	11 am - 10:30 pm	-
Saturday:	12 pm - 10:30 pm	12 pm - 10:30 pm	-

FOR FURTHER INFORMATION CALL: (202) 442-4423

ALCOHOLIC BEVERAGE REGULATION ADMINISTRATION  
ON  
3/15/2019

Notice is hereby given that:

License Number: ABRA-089980

License Class/Type: C Restaurant

Applicant: Lion Hospitality

Trade Name: Teddy

ANC: 2B06

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

1200 19TH ST NW, WASHINGTON, DC 20036

PETITIONS/LETTERS OF OPPOSITION OR SUPPORT MUST BE FILED ON OR  
4/29/2019

A HEARING WILL BE  
5/13/2019

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

ENDORSEMENT(S): Entertainment Sidewalk Cafe

Days	Hours of Operation	Hours of Sales/Service	Hours of
Sunday:	11 am - 2 am	11 am - 2 am	6 pm - 2 am
Monday:	11 am - 2 am	11 am - 2 am	6 pm - 2 am
Tuesday:	11 am - 2 am	11 am - 2 am	6 pm - 2 am
Wednesday:	11 am - 2 am	11 am - 2 am	6 pm - 2 am
Thursday:	11 am - 2 am	11 am - 2 am	6 pm - 2 am
Friday:	11 am - 3 am	11 am - 3 am	6 pm - 3 am
Saturday:	11 am - 3 am	11 am - 3 am	6 pm - 3 am

Hours Of Sidewalk Cafe

Hours Of Sales Sidewalk Cafe

Sunday	11:30 am - 1 am	11:30 am - 1 am
Monda	11 am - 1 am	11 am - 1 am
Tuesda	11 am - 1 am	11 am - 1 am
Wednesda	11 am - 1 am	11 am - 1 am
Thursday:	11 am - 1 am	11 am - 1 am
Friday:	11 am - 1 am	11 am - 1 am
Saturday:	11:30 am - 1 am	11:30 am - 1 am

FOR FURTHER INFORMATION CALL: (202) 442-4423

ALCOHOLIC BEVERAGE REGULATION ADMINISTRATION  
ON  
3/15/2019

Notice is hereby given that:

License Number: ABRA-086125

License Class/Type: C Restaurant

Applicant: Apple Hospitality, LLC

Trade Name: Lincoln

ANC: 2F05

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

1110 VERMONT AVE NW, WASHINGTON, DC 20005

PETITIONS/LETTERS OF OPPOSITION OR SUPPORT MUST BE FILED ON OR  
4/29/2019

A HEARING WILL BE  
5/13/2019

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

ENDORSEMENT(S): Entertainment Sidewalk Cafe

Days	Hours of Operation	Hours of Sales/Service	Hours of
Sunday:	11 am - 2 am	11 am - 2 am	6pm - 2am
Monday:	11 am - 2 am	11 am - 2 am	6pm - 2am
Tuesday:	11 am - 2 am	11 am - 2 am	6pm - 2am
Wednesday:	11 am - 2 am	11 am - 2 am	6pm - 2am
Thursday:	11 am - 2 am	11 am - 2 am	6pm - 2am
Friday:	11 am - 3 am	11 am - 3 a.m	6pm - 3am
Saturday:	11 am - 3 am	11 am - 3 am	6pm - 3am

	Hours Of Sidewalk Cafe	Hours Of Sales Sidewalk Cafe
Sunday	11 am - 12 am	11 am - 12 am
Monda	11 am - 12 am	11 am - 12 am
Tuesda	11 am - 12 am	11 am - 12 am
Wednesda	11 am - 12 am	11 am - 12 am
Thursday:	11 am - 12 am	11 am - 12 am
Friday:	11 am - 12 am	11 am - 12 am
Saturday:	11 am - 12 am	11 am - 12 am

FOR FURTHER INFORMATION CALL: (202) 442-4423

ALCOHOLIC BEVERAGE REGULATION ADMINISTRATION  
ON  
3/15/2019

Notice is hereby given that:

License Number: ABRA-015934

License Class/Type: C Restaurant

Applicant: Don Juan Restaurant, Inc.

Trade Name: Don Juan Restaurant & Carryout

ANC: 1D04

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

1660 LAMONT ST NW, Washington, DC 20010

PETITIONS/LETTERS OF OPPOSITION OR SUPPORT MUST BE FILED ON OR  
4/29/2019

A HEARING WILL BE  
5/13/2019

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

ENDORSEMENT(S): Cover Charge Entertainment Sidewalk Cafe

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

	Hours Of Sidewalk Cafe	Hours Of Sales Sidewalk Cafe
Sunday	11am - 1am	11am - 1am
Monda	11am - 1am	11am - 1am
Tuesda	11am - 1am	11am - 1am
Wednesda	11am - 1am	11am - 1am
Thursday:	11am - 1am	11am - 1am
Friday:	11am - 2am	11am - 2am
Saturday:	11am - 2am	11am - 2am

FOR FURTHER INFORMATION CALL: (202) 442-4423

ALCOHOLIC BEVERAGE REGULATION ADMINISTRATION  
ON  
3/15/2019

Notice is hereby given that:

License Number: ABRA-071179

License Class/Type: C Restaurant

Applicant: El Tamarindo, Inc.

Trade Name: El Tamarindo Adam Morgan

ANC: 1C07

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

1785 FLORIDA AVE NW, Washington, DC 20009

PETITIONS/LETTERS OF OPPOSITION OR SUPPORT MUST BE FILED ON OR  
4/29/2019

A HEARING WILL BE  
5/13/2019

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

ENDORSEMENT(S): Dancing Entertainment Sidewalk Cafe

Days	Hours of Operation	Hours of Sales/Service	Hours of
Sunday:	24 hours -	11 am - 2 am	6 pm - 12 am
Monday:	6 am - 2 am	11 am - 2 am	6 pm - 2 am
Tuesday:	6 am - 2 am	11 am - 2 am	6 pm - 2 am
Wednesday:	6 am - 2 am	11 am - 2 am	6 pm - 2 am
Thursday:	6 am - 2 am	11 am - 2 am	6 pm - 2 am
Friday:	24 hours -	11 am - 3 am	6 pm - 3 am
Saturday:	24 hours -	11 am - 3 am	6 pm - 3 am

	Hours Of Sidewalk Cafe	Hours Of Sales Sidewalk Cafe
Sunday	11am - 11pm	11am - 11pm
Monda	11am - 11pm	11am - 11pm
Tuesda	11am - 11pm	11am - 11pm
Wednesda	11am - 11pm	11am - 11pm
Thursday:	11am - 11pm	11am - 11pm
Friday:	11am - 12am	11am - 12am
Saturday:	11am - 12am	11am - 12am

FOR FURTHER INFORMATION CALL: (202) 442-4423



ALCOHOLIC BEVERAGE REGULATION ADMINISTRATION  
ON  
3/15/2019

Notice is hereby given that:

License Number: ABRA-026739

License Class/Type: C Restaurant

Applicant: Sizzling Express III, Inc.

Trade Name: Sizzling Express

ANC: 6B02

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

600 PENNSYLVANIA AVE SE, Washington, DC 20003

PETITIONS/LETTERS OF OPPOSITION OR SUPPORT MUST BE FILED ON OR  
4/29/2019

A HEARING WILL BE  
5/13/2019

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

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

FOR FURTHER INFORMATION CALL: (202) 442-4423

ALCOHOLIC BEVERAGE REGULATION ADMINISTRATION  
ON  
3/15/2019

Notice is hereby given that:

License Number: ABRA-026206

License Class/Type: C Restaurant

Applicant: Cairo Inc.

Trade Name: Medaterra

ANC: 3C02

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

2614 CONNECTICUT AVE NW, WASHINGTON, DC 20008

PETITIONS/LETTERS OF OPPOSITION OR SUPPORT MUST BE FILED ON OR  
4/29/2019

A HEARING WILL BE  
5/13/2019

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

ENDORSEMENT(S): Entertainment Sidewalk Cafe

Days	Hours of Operation	Hours of Sales/Service	Hours of
Sunday:	11 am - 2 am	11 am - 2 am	N/A -
Monday:	11 am - 2 am	11 am - 2 am	N/A -
Tuesday:	11 am - 2 am	11 am - 2 am	N/A -
Wednesday:	11 am - 2 am	11 am - 2 am	N/A -
Thursday:	11 am - 2 am	11 am - 2 am	N/A -
Friday:	11 am - 3 am	11 am - 3 am	11 am - 3 am
Saturday:	11 am - 3 am	11 am - 3 am	11 am - 3 am

	Hours Of Sidewalk Cafe	Hours Of Sales Sidewalk Cafe
Sunday	11 am - 10 pm	11 am - 10 pm
Monda	11 am - 10 pm	11 am - 10 pm
Tuesda	11 am - 10 pm	11 am - 10 pm
Wednesda	11 am - 10 pm	11 am - 10 pm
Thursday:	11 am - 10 pm	11 am - 10 pm
Friday:	11 am - 11 pm	11 am - 11 pm
Saturday:	11 am - 11 pm	11 am - 11 pm

FOR FURTHER INFORMATION CALL: (202) 442-4423

ALCOHOLIC BEVERAGE REGULATION ADMINISTRATION  
ON  
3/15/2019

Notice is hereby given that:

License Number: ABRA-092986

License Class/Type: C Restaurant

Applicant: T & K Corp.

Trade Name: Kintaro

ANC: 2E05

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

1039 33RD ST NW, WASHINGTON, DC 20007

PETITIONS/LETTERS OF OPPOSITION OR SUPPORT MUST BE FILED ON OR  
4/29/2019

A HEARING WILL BE  
5/13/2019

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

Days	Hours of Operation	Hours of Sales/Service	Hours of
Sunday:	12 pm - 9 pm	12 pm - 9 pm	-
Monday:	Closed -	Closed -	-
Tuesday:	12 pm - 10 pm	12 pm - 10 pm	-
Wednesday:	12 pm - 10 pm	12 pm - 10 pm	-
Thursday:	12 pm - 10 pm	12 pm - 10 pm	-
Friday:	12 pm - 10:30 pm	12 pm - 10:30 pm	-
Saturday:	11:30 am - 11 pm	11:30 am - 11 pm	-

FOR FURTHER INFORMATION CALL: (202) 442-4423

ALCOHOLIC BEVERAGE REGULATION ADMINISTRATION  
ON  
3/15/2019

Notice is hereby given that:

License Number: ABRA-072038

License Class/Type: C Restaurant

Applicant: Style Concept Studio, LLC

Trade Name: Le Chat Noir

ANC: 3E03

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

4907 WISCONSIN AVE NW, Washington, DC 20016

PETITIONS/LETTERS OF OPPOSITION OR SUPPORT MUST BE FILED ON OR  
4/29/2019

A HEARING WILL BE  
5/13/2019

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

ENDORSEMENT(S): Sidewalk Cafe

Days	Hours of Operation	Hours of Sales/Service	Hours of
Sunday:	11 am - 11 pm	11 am - 11 pm	-
Monday:	11 am - 11 pm	11 am - 11 pm	-
Tuesday:	11 am - 11 pm	11 am - 11 pm	-
Wednesday:	11 am - 11 pm	11 am - 11 pm	-
Thursday:	11 am - 11 pm	11 am - 11 pm	-
Friday:	11 am - 11 pm	11 am - 11 pm	-
Saturday:	11 am - 11 pm	11 am - 11 pm	-

	Hours Of Sidewalk Cafe	Hours Of Sales Sidewalk Cafe
Sunday	11 am - 11 nm	11 am - 11 pm
Monda	11 am - 11 pm	11 am - 11 pm
Tuesda	11 am - 11 pm	11 am - 11 pm
Wednesda	11 am - 11 pm	11 am - 11 pm
Thursday:	11 am - 11 pm	11 am - 11 pm
Friday:	11 am - 11 pm	11 am - 11 pm
Saturday:	11 am - 11 pm	11 am - 11 pm

FOR FURTHER INFORMATION CALL: (202) 442-4423

ALCOHOLIC BEVERAGE REGULATION ADMINISTRATION  
ON  
3/15/2019

Notice is hereby given that:

License Number: ABRA-083769

License Class/Type: C Restaurant

Applicant: BCI Food Services, LLC

Trade Name: Garden District

ANC: 1B12

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

1801 14TH ST NW, WASHINGTON, DC 20009

PETITIONS/LETTERS OF OPPOSITION OR SUPPORT MUST BE FILED ON OR  
4/29/2019

A HEARING WILL BE  
5/13/2019

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

ENDORSEMENT(S): Sidewalk Cafe Summer Garden

Days	Hours of Operation	Hours of Sales/Service	Hours of
Sunday:	11 am - 1:30 am	11 am - 1 am	-
Monday:	11 am - 1:30 am	11 am - 1 am	-
Tuesday:	11 am - 1:30 am	11 am - 1 am	-
Wednesday:	11 am - 1:30 am	11 am - 1 am	-
Thursday:	11 am - 1:30 am	11 am - 1 am	-
Friday:	11 am - 2:30 am	11 am - 2 am	-
Saturday:	11 am - 2:30 am	11 am - 2 am	-

	Hours Of Sidewalk Cafe	Hours of Summer Garden
Sunday	11 am - 11 pm	11 am - 1:30 am
Monda	11 am - 11 pm	11 am - 1:30 am
Tuesda	11 am - 11 pm	11 am - 1:30 am
Wednesda	11 am - 11 pm	11 am - 1:30 am
Thursday:	11 am - 11 pm	11 am - 1:30 am
Friday:	11 am - 12 am	11 am - 2:30 am
Saturday:	11 am - 12 am	11 am - 2:30 am

FOR FURTHER INFORMATION CALL: (202) 442-4423

ALCOHOLIC BEVERAGE REGULATION ADMINISTRATION

NOTICE OF PUBLIC HEARING

Placard Posting Date: March 15, 2019
Protest Petition Deadline: April 29, 2019
Roll Call Hearing Date: May 13, 2019

License No.: ABRA-112405
Licensee: La Jambe UM, LLC
Trade Name: La Jambe
License Class: Retailer’s Class “C” Tavern
Address: 1309 5th Street NE
Contact: Sidon Yohannes, Esq.: (202) 686-7600

WARD 5 ANC 5D SMD 5D01

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 13, 2019 at 10 a.m., 4th Floor, 2000 14th Street, N.W., Washington, DC 20009. Petitions and/or requests to appear before the ABC Board must be filed on or before the Petition Deadline.

NATURE OF SUBSTANTIAL CHANGE

Request to add a Summer Garden with 64 seats.

CURRENT HOURS OF OPERATION AND ALCOHOLIC BEVERAGE SALES, SERVICE, AND CONSUMPTION (INSIDE PREMISES)

Sunday – Saturday 11am – 12am

PROPOSED HOURS OF OPERATION AND ALCOHOLIC BEVERAGE SALES, SERVICE, AND CONSUMPTION (SUMMER GARDEN)

Sunday – Saturday 11am – 12am

ALCOHOLIC BEVERAGE REGULATION ADMINISTRATION

NOTICE OF PUBLIC HEARING

**\*\*CORRECTION**

Placard Posting Date: March 1, 2019  
Protest Petition Deadline: April 15, 2019  
Roll Call Hearing Date: April 29, 2019  
Protest Hearing Date: June 26, 2019

License No.: ABRA-112800  
Licensee: Tamak SPN, LLC  
Trade Name: TBD  
License Class: Retailer’s Class “C” Restaurant  
Address: \*\*724 9th Street, N.W.  
Contact: Sidon Yohannes: (202) 686-7600

WARD 2

ANC 2C

SMD 2C01

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 April 29, 2019 at 10 a.m., 4th Floor, 2000 14<sup>th</sup> Street, N.W., Washington, DC 20009**. Petitions and/or requests to appear before the ABC Board must be filed on or before the Petition Deadline. **The Protest Hearing date** is scheduled on **June 26, 2019 at 1:30 p.m.**

**NATURE OF OPERATION**

A restaurant that will serve Spanish food with an East Asian influence. Interior seating for 200, with a Total Occupancy Load of 230.

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

Sunday through Saturday 11am – 12am

ALCOHOLIC BEVERAGE REGULATION ADMINISTRATION

NOTICE OF PUBLIC HEARING

**\*\*RESCIND**

Placard Posting Date: March 1, 2019  
 Protest Petition Deadline: April 15, 2019  
 Roll Call Hearing Date: April 29, 2019  
 Protest Hearing Date: June 26, 2019

License No.: ABRA-112800  
 Licensee: Tamak SPN, LLC  
 Trade Name: TBD  
 License Class: Retailer’s Class “C” Restaurant  
 Address: \*\*750 9th Street, N.W.  
 Contact: Sidon Yohannes: (202) 686-7600

WARD 2

ANC 2C

SMD 2C01

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 April 29, 2019 at 10 a.m., 4th Floor, 2000 14<sup>th</sup> Street, N.W., Washington, DC 20009**. Petitions and/or requests to appear before the ABC Board must be filed on or before the Petition Deadline. **The Protest Hearing date is scheduled on June 26, 2019 at 1:30 p.m.**

**NATURE OF OPERATION**

A restaurant that will serve Spanish food with an East Asian influence. Interior seating for 200, with a Total Occupancy Load of 230.

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

Sunday through Saturday 11am – 12am



## ALCOHOLIC BEVERAGE REGULATION ADMINISTRATION

## NOTICE OF PUBLIC HEARING

Placard Posting Date: March 15, 2019  
Protest Petition Deadline: April 29, 2019  
Roll Call Hearing Date: May 13, 2019  
Protest Hearing Date: July 10, 2019

License No.: ABRA-112755  
Licensee: The Outrage, Inc.  
Trade Name: The Outrage  
License Class: Retailer's Class "D" Tavern  
Address: 1722 14th Street, N.W.  
Contact: Poojitha Regulapati: (202) 885-9848

WARD 2

ANC 2F

SMD 2F01

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 13, 2019 at 10 a.m., 4th Floor, 2000 14<sup>th</sup> Street, N.W., Washington, DC 20009**. Petitions and/or requests to appear before the ABC Board must be filed on or before the Petition Deadline. **The Protest Hearing date** is scheduled on **July 10, 2019 at 1:30 p.m.**

**NATURE OF OPERATION**

A Tavern that will serve beer and wine and prepared food along with clothing and accessories. Requesting an Entertainment Endorsement to provide live entertainment and cover charge. Interior seating for 100 with a Total Occupancy Load of 150.

**HOURS OF OPERATION/ALCOHOLIC BEVERAGE SALES, SERVICE AND CONSUMPTION/LIVE ENTERTAINMENT**

Sunday through Thursday 8am – 1am, Friday and Saturday 8am – 2am

ALCOHOLIC BEVERAGE REGULATION ADMINISTRATION

NOTICE OF PUBLIC HEARING

Placard Posting Date: March 15, 2019
Protest Petition Deadline: April 29, 2019
Roll Call Hearing Date: May 13, 2019
Protest Hearing Date: July 10, 2019

License No.: ABRA-113004
Licensee: 700 K Street NW Tenant LLC
Trade Name: WeWork
License Class: Retailer’s Class “C” Tavern
Address: 700 K Street, N.W.
Contact: Stephen J. O’Brien: (202) 625-7700

WARD 2

ANC 2C

SMD 2C01

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 13, 2019 at 10 a.m., 4th Floor, 2000 14th Street, N.W., Washington, DC 20009. Petitions and/or requests to appear before the ABC Board must be filed on or before the Petition Deadline. The Protest Hearing date is scheduled on July 10, 2019 at 4:30 p.m.

NATURE OF OPERATION

A new Retailer’s Class C Tavern with a Total Occupancy Load of 150. Licensee is requesting an Entertainment Endorsement to provide live entertainment inside only.

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

Monday through Saturday 11am – 10pm, Closed Sundays

HOURS OF LIVE ENTERTAINMENT

Monday through Saturday 11am – 9pm, Closed Sundays

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

**NOTICE OF PUBLIC HEARING REGARDING  
DISPOSITION OF ABANDONED OR DETERIORATED PROPERTY  
PURSUANT TO D.C. OFFICIAL CODE §42-3171.03**

The Office of the Deputy Mayor for Planning and Economic Development will conduct a public hearing to receive public comments on the proposed terms and conditions of disposition of the District of Columbia owned property identified below.

**Property:**

<u>Square/Lot</u>	<u>Premise Address</u>
0445/0191	1507 7 <sup>th</sup> Street,

The public meeting will be held at the date, time, and location as follows:

**Date:** Wednesday, April 17, 2019

**Time:** 7:30 p.m.

**Location:** Shaw (Watha T. Daniel Neighborhood Library)  
WTD Meeting Room  
1630 7<sup>th</sup> Street, N.W.  
Washington, D.C. 20001

**Contact:** Joseph P. Lapan,  
[joseph.lapan@dc.gov](mailto:joseph.lapan@dc.gov)  
(202) 374-6173

**Please note that written comments will be accepted by U.S. Mail or email until Friday, April 26, 2019, at:**

The Office of the Deputy Mayor for Planning and Economic  
Development 1350 Pennsylvania Avenue, NW, Suite 317  
Washington, DC 20004  
Attention: Joseph Lapan, Senior Project  
Manager [joseph.lapan@dc.gov](mailto:joseph.lapan@dc.gov)

DEPARTMENT OF ENERGY AND ENVIRONMENT

NOTICE OF PROPOSED RULEMAKING

**Nonwoven Disposable Products Act**

The Director of the Department of Energy and Environment (DOEE), pursuant to the authority set forth in the District Department of the Environment Establishment Act of 2005, effective February 15, 2006 (D.C. Law 16-51; D.C. Official Code §§ 8-151.01 *et seq.* (2013 Repl. & 2018 Supp.)); the Water Pollution Control Act of 1984, effective March 16, 1985 (D.C. Law 5-188; D.C. Official Code §§ 8-103.01 *et seq.* (2013 Repl. & 2018 Supp.)); and the Nonwoven Disposable Products Act of 2016, effective March 11, 2017 (D.C. Law 21-220; D.C. Official Code §§ 8-521 *et seq.* (2018 Supp.)), hereby gives notice of the intent to adopt a new Chapter 24 (Nonwoven Disposable Products Labeling) in Title 21 (Water and Sanitation) of the District of Columbia Municipal Regulations (DCMR), in not less than thirty (30) days from the date of publication of this notice in the *D.C. Register*.

This new Chapter 24 will establish rules for determining the flushability of nonwoven disposable wipes and specify the labeling requirements for those products.

**Title 21 DCMR, WATER AND SANITATION, is amended by adding a new Chapter 24, as follows:**

**CHAPTER 24 NONWOVEN DISPOSABLE PRODUCTS LABELING**

- 2400 PURPOSE**
- 2401 APPLICABILITY**
- 2402 DETERMINATION OF FLUSHABILITY**
- 2403 INDEPENDENT TESTING AND CERTIFICATION TO THE DEPARTMENT**
- 2404 LABELING OF NONWOVEN DISPOSABLE PRODUCTS**
- 2405 LABELING REQUIREMENTS FOR NON-FLUSHABLE NONWOVEN DISPOSABLE PRODUCTS**
- 2406 ENFORCEMENT**
- 2499 DEFINITIONS**

**2400 PURPOSE**

2400.1 The purpose of this rule is to implement the Nonwoven Disposable Products Act of 2016, effective March 11, 2017 (D.C. Law 21-220; D.C. Official Code §§ 8-521 *et seq.* (2018 Supp.)), to protect the District’s wastewater system from debris deposition, obstruction of flow, and operational interference caused by non-flushable nonwoven disposable products.

2400.2 This rule sets forth standards to determine whether a nonwoven disposable product sold in the District may be labeled as flushable. The rule provides specific

tests in Section 2402 that determine whether a product meets the flushability requirement of the Nonwoven Disposable Products Act.

2400.3 For nonwoven disposable products that do not meet that standard and are determined to be non-flushable, this rule sets forth the labeling requirements for such products that are sold in the District.

**2401 APPLICABILITY**

2401.1 A manufacturer of a nonwoven disposable product for sale in the District shall comply with the rules set forth in this chapter.

2401.2 This chapter is applicable, but not limited to, the following types of nonwoven disposable products:

- (a) Feminine Hygiene Wipes
- (b) Adult Incontinence Wipes
- (c) Baby Wipes
- (d) Body Cleansing Wipes
- (e) Personal Care Wipes
- (f) Body Wipes
- (g) Shower Wipes; and
- (h) Cleansing Toilettes.

**2402 DETERMINATION OF FLUSHABILITY**

2402.1 A nonwoven disposable product shall be considered flushable in the District only if it passes each of the tests in §§ 2402.2 - 2402.5.

2402.2 Toilet and Drain Line Clearance Test, based on the International Nonwovens and Disposables Association (INDA) Fourth Edition, May 2018 (GD4) FG501, as amended below.

- (a) Purpose: The purpose of this test is to determine the likelihood that a product will successfully clear a toilet and building drainage lines. The test is intended to simulate two (2) days of normal toilet use by a family of four.
- (b) Test Specifications:

- (1) The test system shall consist of a toilet and drain line combination in the configuration typical in the United States. The toilet fixture and flush volume should conform to the 2013 District of Columbia Plumbing Code, 12-F DCMR § 101, *et seq.*
  - (2) The test shall consist of thirty-five (35) toilet flushes at each step of the following three-part loading sequence: (1) thirty-five (35) flushes with water only; (2) thirty-five (35) flushes with a single individual wipe and at least three squares of toilet tissue; and (3) thirty-five (35) flushes with the nonwoven disposable product, simulated fecal matter, and toilet tissue. In each part, the next flush shall not be conducted until the water and/or material from the prior flush has drained from the toilet bowl and/or exited the drain line and the toilet tank has fully refilled. Each part is complete when the 35th flush of that part exits the drain line.
  - (3) For each flush, the tester shall observe whether the product clears the toilet bowl and trap. The travel distance shall be measured for all flushed materials in the drain line following each flush by calculating the distance traveled from the location of the center of mass of the loaded materials within the drain line relative to the toilet.
  - (4) Baseline Evaluation: Prior to testing, a thirty-five (35)-flush sequence shall be conducted using, first, standard toilet tissue and, second, standard toilet tissue with simulated fecal matter. This shall be used to establish a baseline for each specific toilet and drain line configuration and ensure proper operation of the test system. In the absence of product, no clogs should occur that require use of a plunger to clean toilet tissue and excess water from the bowl and trap. The travel distance of the center of mass of the toilet tissue must not consecutively decrease over the course of five (5) consecutive flushes.
- (c) Pass/Fail Criteria:
- (1) Toilet Clearance: The test is passed if no more than three (3) of the flushes containing product are associated with clogs that require use of a plunger to clear product and excess water from the bowl and trap.
  - (2) Drain Line Clearance: The test is passed if the travel distance of the center of mass of the flushed product in the drain line does not consistently decrease over the course of three (3) consecutive flushes.

2402.3 Slosh Box Test, based on the International Water Services Flushability Group (IWSFG) Publicly Available Specification (PAS) 3 2018, as amended below.

- (a) Purpose: The purpose of this test is to assess the disintegration performance of a nonwoven disposable product when it is subjected to hydraulic forces typically found in continuous flow conditions in small diameter wastewater transport systems, after a product is flushed.
- (b) Test Specifications: This test must use the following materials and processes:
  - (1) Dimensions of box: eighteen (18) inches in length by twelve (12) inches wide by twelve (12) inches high.
  - (2) Amount of rotation: eleven (11) degrees to each side, or a vertical travel of four (4) inches from top of stroke to bottom of stroke as measured from the bottom edge of the inside of the test tank's twenty-one (21) inch base platform.
  - (3) Amount of water in box: four (4) liters or one (1) gallon.
  - (4) Slosh speed: eighteen (18) revolutions per minute.
  - (5) Pre-soak time: one-half (0.5) of an hour after flushing.
  - (6) Slosh time: one half (0.5) of an hour.
- (c) Pass/Fail Criteria:
  - (1) The nonwoven disposable product must break apart into pieces less than one (1) inch in any direction by the end of the half (0.5) hour test period. All products tested must pass.
  - (2) To determine if the dispersion criteria is met, upon completion of the half (0.5) hour test period, the slosh box mechanism shall be turned off and adjusted to level orientation. The tester should allow the products to stop motion (settle) and visually observe the dimensions of pieces to determine length against a measurement grid of one (1) inch squares. The grid may be placed at the bottom of the slosh box. Other methods to determine dimensions may be used. If the grid method is used, photographs using a camera directly above the slosh box should be used for documentation. If a piece is visibly folded over, the piece should be unfolded using methods as to not further tear it.

2402.4 Settling Test, based on INDA GD4 FG504, as amended below.

- (a) Purpose: The purpose of this test is to assess whether a nonwoven disposable product settles in the sumps, septic tanks, onsite aerobic systems, or settling chambers that are associated with pump stations and municipal wastewater treatment plants.
- (b) Test Specifications:
  - (1) The test system consists of a clear plastic column, approximately twenty (20) centimeters or eight (8) inches in diameter, containing tap water which allows the settling behavior of a product to be observed. The column must have graduations that are used for determining the time needed for the product to descend a pre-determined distance in the column.
  - (2) Individual test products are rinsed in tap water or flushed through a test drain line. In addition, in the event a product floats in tap water, it may be swirled gently in wastewater for thirty (30) seconds to allow the adsorption of solids. Each product is then placed in a beaker containing tap water, which is poured into the top of the column. The settling rate is calculated from the product's travel time from the top to the bottom of the column.
  - (3) This process is repeated for ten (10) separate products and the average settling velocity is calculated. The settled products are then left in the column for twenty-four (24) hours to verify that they do not become buoyant and float. In the event that products fail to settle or become buoyant, this process can be repeated with ten (10) additional products.
- (c) Pass/Fail Criteria:
  - (1) The average settling velocity for the products that settle must exceed one-tenth (0.1) centimeters per second (cm/sec) and at least ninety-five percent (95%) of the total products tested by volume must settle; and
  - (2) At least ninety-five percent (95%) of the products tested must not become sufficiently buoyant to rise more than thirty (30) centimeters from the bottom within twenty-four (24) hours.

2402.5 Anaerobic Biodisintegration/Biodegradation Tests, based on INDA GD4 FG506, as amended below.



- (a) Purpose: Either the Biodisintegration Test or Biodegradation Test can be used to assess the potential for a product to biologically degrade under the anaerobic conditions typically found in sewers as well as in onsite and municipal wastewater treatment systems. These tests measure the total mass of a product retained on a one (1) mm sieve after being incubated in anaerobic sludge for twenty-eight (28) days at within two (2) degrees of thirty-five degrees Celsius (35° C).
- (b) Test Specifications:
  - (1) Biodisintegration Test:
    - (A) Samples of nonwoven disposable product are incubated in two-liter (2) vessels containing one and one half (1.5) liters of anaerobic digester sludge, which has been prescreened through a one (1) mm sieve. In addition, identically prepared treatments using U.S. Pharmacopeia Convention (USP) cotton must be used as a positive control. The flasks are incubated statically and in a way that prevents oxygen from entering the test vessels.
    - (B) After twenty-eight (28) days, the contents of each flask are passed through a one (1) millimeter wire mesh sieve and the material retained on the sieve is recovered, dried and analyzed gravimetrically. The percent of the initial product mass passing through the sieve is calculated based upon difference. The average is calculated for the three (3) replicates.
  - (2) Biodegradation Test: The biodegradation test measures the evolution of gas (carbon dioxide and methane) resulting from the mineralization of the organic constituents in the product. Testing shall be done in accordance with the provisions of the Organization for Economic Co-operation and Development (OECD) Test Guideline 311, “Anaerobic Biodegradability of Organic Compounds in Digested Sludge: by Measurement of Gas Production.”
- (c) Pass/Fail Criteria:
  - (1) Biodisintegration Test: The average percentage of initial dry mass passing through the on (1) mm sieve after twenty-eight (28) days should exceed ninety-five percent (95%).
  - (2) Biodegradation Test: The average percentage of theoretical gas produced after fifty-six (56) days must exceed seventy percent

(70%). Any remaining fraction is assumed to be incorporated into biomass or present as products of biosynthesis.

**2403 INDEPENDENT TESTING AND CERTIFICATION TO THE DEPARTMENT**

2403.1 The tests specified in this section shall be performed by an independent testing organization.

2403.2 Sixty (60) days after the effective date of these regulations, the manufacturer will present the following information to the Director for any nonwoven disposable product that the manufacturer seeks to label as flushable:

- (a) The test data documentation showing the results of each test required in section 2402 and;
- (b) A certification signed by both the manufacturer and the independent testing organization that the product has passed the required tests in Section 2402.

The data and certification shall be sent to the Department by e-mail to [wipes.doe@dc.gov](mailto:wipes.doe@dc.gov) or by mail to the Water Quality Division, Department of Energy and Environment, 1200 First Street N.E., 5th Floor, Washington, D.C. 20002.

**2404 LABELING OF NONWOVEN DISPOSABLE PRODUCTS**

2404.1 A manufacturer of a nonwoven disposable product for sale in the District of Columbia shall not label the nonwoven disposable product as flushable (*i.e.*, safe to flush, safe for sewer systems, or safe for septic systems) unless the nonwoven disposable product meets the standards set forth in Section 2402 of these regulations.

2404.2 A manufacturer of a nonwoven disposable product for sale in the District that does not meet the standards set forth in Section 2402 must clearly and conspicuously label the product in the manner set forth in Section 2405.

**2405 LABELING REQUIREMENTS FOR NON-FLUSHABLE NONWOVEN DISPOSABLE PRODUCTS**

2405.1 A non-flushable nonwoven disposable product shall be clearly and conspicuously labeled to communicate that the nonwoven disposable product does not meet the standard set forth in Section 2402 of these regulations. Such label shall contain the following information, including either that:

- (a) “Based on its performance during testing, the District of Columbia has determined that this product is not flushable,” or;
- (b) “Warning: This product may contribute to the clogging of your sewer system and/or the District’s wastewater system,” or;
- (c) Manufacturers may propose their own alternative information statement that adequately conveys that the District has determined the product is not flushable because it failed to meet the standard set forth in section 2402 of these regulations. The manufacturer that proposes to use an alternative information statement shall:
  - (1) Submit the request in writing to the Department by e-mail to [wipes.doe@dc.gov](mailto:wipes.doe@dc.gov) or by mail to the Office of General Counsel, Department of Energy and Environment, 1200 First St. N.E., 5th Floor, Washington, D.C. 20002;
  - (2) Provide any additional information requested by the Director;
  - (3) Use the alternative material or method only after receiving approval in writing from the Director.

2405.2 In addition to the label information statement required in Section 2405, the packaging shall include the INDA Code of Practice 2 (COP2) “Do Not Flush” logo, presented in Figure 1. The logo shall cover at least ten percent (10%) of the surface area of the side of the package on which the logo is presented.



**Figure 1**

2405.3 The “Do Not Flush” logo shall be placed in a prominent and reasonably visible location on the package. If the package has a point where an individual nonwoven disposable product is to be taken out of the container holding and dispensing the nonwoven disposable product, the logo shall be placed near that point.

2405.4 The “Do Not Flush” logo must be prominently visible on the on-shelf package that consumers are purchasing so that a consumer looking for disposal instructions can locate them on the package without opening the pack. The “Do Not Flush” logo should not be obscured by packaging seals or folds, or obscured by other package design elements.

2405.5 The “Do Not Flush” logo should have sufficiently high contrast with the background to be highly readable.

## **2406 ENFORCEMENT**

2406.1 The Mayor may impose civil fines and penalties as sanctions for violations of the provisions of this section, pursuant to the Consumer and Regulatory Affairs Civil Infractions Act of 1985, effective October 5, 1985 (D.C. Law 6-42; D.C. Official Code §§ 2-1801 *et seq.*) and the "Civil Infractions Regulations" (Title 16 DCMR, Chapter 40). Enforcement and adjudication of an infraction shall be pursuant to the Civil Infractions Act.

2406.2 In addition to the enforcement authority provided in this part, the Attorney General for the District of Columbia may seek injunctive relief or other appropriate remedy in any court of competent jurisdiction to enforce compliance with this act.

## **2499 DEFINITIONS**

2499.1 When used in this chapter, the following terms shall have the meanings ascribed:

**Department** - The Department of Energy and Environment.

**Director** - The Director of the Department of Energy and Environment

**District** - The District of Columbia.

**Flushable** - A wipe that meets the Flushability Standard set forth in Section 2402 above.

**Independent testing organization** - A lab or other facility not controlled by a manufacturer that is capable of carrying out the tests set forth in this chapter.

**Label** - to represent by statement, word, picture, design, or emblem on the packaging of a nonwoven disposable product.

**Nonwoven disposable product** - a product constructed from nonwoven sheets, including moist toilet tissue or cloth, that is designed, marketed, or commonly used for personal hygiene purposes.

**Manufacturer** - a business entity that produces products for sale and distribution in the District.

All persons desiring to comment on the proposed regulations should file comments in writing no later than thirty (30) days after the publication of this notice in the *D.C. Register*. Comments should identify the commenter and be clearly marked “DOEE Nonwoven Disposable Products Labeling Comments.” Comments may be (1) mailed or hand-delivered to DOEE, 1200 First St. N.E., 5th Floor, Washington, D.C. 20001, Attention: DOEE Nonwoven Disposable Products Labeling, or (2) sent by e-mail to [wipersrule@dc.gov](mailto:wipersrule@dc.gov), with the subject “DOEE Nonwoven Disposable Products Labeling Proposed Rule Comments.”

The proposed rules are available for viewing at: <http://doee.dc.gov/nonwovendisposableproducts>.

DEPARTMENT OF HEALTH

NOTICE OF SECOND PROPOSED RULEMAKING

The Director of the Department of Health, pursuant to the authority set forth in Section 302(14) of the District of Columbia Health Occupations Revision Act of 1985 (“Act”), effective March 25, 1986 (D.C. Law 6-99; D.C. Official Code § 3-1203.02(14) (2016 Repl.)), Mayor’s Order 98-140, dated August 20, 1998, hereby gives notice of the intent to take proposed rulemaking action by adopting the following amendments to Chapter 28 (Veterinarians), Chapter 33 (General Rules: Funeral Directors, Veterinarians, Interior Designers, and Real Estate Appraisers), Chapter 40 (Health Occupations: General Rules), and Chapter 41 (Health Occupations: Administrative Procedures) of Title 17 (Business, Occupations, and Professionals) of the District of Columbia Municipal Regulations (DCMR) in not less than thirty (30) days from the date of publication of this notice in the *D.C. Register*.

The purpose of this rulemaking is to amend and update Chapter 28 (Veterinarians) of Title 17 DCMR in accordance with the inclusion of the profession into the Act pursuant to the Omnibus Health Regulation Amendment Act of 2014, effective March 26, 2014 (D.C. Law 20-96; 61 DCR 1184 (February 14, 2014)). Further, to clarify that the practice of veterinary medicine is now regulated as a health occupation, this rulemaking will also change the title of Chapter 33 of Title 17 DCMR from “General Rules: Funeral Directors, Veterinarians, Interior Designers, and Real Estate Appraisers” to “Non-Health Occupations: General Rules” and repeal Subsection 3300.1(b), which references the Board of Veterinary Examiners. In addition, the rulemaking will amend Subsection 4099.1 of Chapter 40 (Health Occupations: General Rules) and Subsection 4199.1 of Chapter 41 (Health Occupations: Administrative Procedures) to add the Board of Veterinary Medicine to the list of health occupation boards with administrative and enforcement authorities under those chapters.

This proposed rulemaking also includes cross-references to proposed rules promulgating a new Chapter 112 of Title 17 DCMR, to regulate veterinary technicians, which is being published in the *D.C. Register* simultaneously.

This rulemaking was previously published for public comments in the *D.C. Register* as a proposed rulemaking on October 19, 2018 at 65 DCR 11687. No comments were received; however, it is being published again as proposed rulemaking in order to add, in Subsections 2807.3, 2811.2, 2811.3, 2812.4, and 2812.5, the requirements for continuing education in public health priorities as determined and amended from time to time by the Director.

**Chapter 28, VETERINARIANS, of Title 17 DCMR, BUSINESS, OCCUPATIONS, AND PROFESSIONALS, is amended to read as follows**

**CHAPTER 28 VETERINARIANS**

- 2800 GENERAL PROVISIONS**
- 2801 TERM OF LICENSE**
- 2802 EDUCATIONAL REQUIREMENTS**

- 2803 LICENSURE BY ENDORSEMENT**  
**2804 LICENSURE BY EXAMINATION**  
**2805 APPLICANTS WITH A FOREIGN DEGREE NOT ACCREDITED BY THE AMERICAN VETERINARY MEDICAL ASSOCIATION (AVMA)**  
**2806 KNOWLEDGE OF THE DISTRICT OF COLUMBIA VETERINARY JURISPRUDENCE**  
**2807 CONTINUING EDUCATION REQUIREMENTS**  
**2808 APPROVED CONTINUING EDUCATION PROGRAMS AND ACTIVITIES**  
**2809 CONTINUING EDUCATION CREDITS**  
**2810 CONTINUING EDUCATION AUDIT**  
**2811 REACTIVATION**  
**2812 REINSTATEMENT**  
**2813 STANDARDS OF CONDUCT**  
**2814 VETERINARY-CLIENT-PATIENT RELATIONSHIP (VCPR)**  
**2815 MANAGEMENT, STORAGE, INVENTORY AND USE OF DRUGS**  
**2816 ADVERTISING**  
**2817 DELEGATION OF DUTIES AND SUPERVISION OF VETERINARY TECHNICIANS AND OTHER CLINICAL SUPPORT STAFF**  
**2818 AUTHORIZATION TO PRACTICE VETERINARY MEDICINE WITHOUT A LICENSE**  
**2819 TEMPORARY LICENSES**  
**2899 DEFINITIONS**
- 2800 GENERAL PROVISIONS**
- 2800.1 This chapter applies to persons authorized to practice veterinary medicine and persons applying for or holding a license to practice veterinary medicine.
- 2800.2 Chapters 40 (Health Occupations: General Rules), 41 (Health Occupations: Administrative Procedures), 112 (Veterinary Technicians), and 111 (Veterinary Euthanasia Technicians) of this title shall supplement this chapter.
- 2801 TERM OF LICENSE**
- 2801.1 Subject to § 2801.2, a license issued pursuant to this chapter shall expire at 12:00 Midnight of December 31st of each odd-numbered year.
- 2801.2 If the Director changes the renewal system pursuant to § 4006.3 of Chapter 40 of this title, a license issued pursuant to this chapter shall expire at 12:00 Midnight of the last day of the month of the birthdate of the holder of the license, or other date established by the Director.
- 2802 EDUCATIONAL REQUIREMENTS**
- 2802.1 An applicant for veterinary license shall furnish proof satisfactory to the Board

that the applicant has successfully completed an educational program in the practice of veterinary medicine at an institution accredited by the American Veterinary Medical Association (AVMA) at the time the applicant graduated.

### **2803 LICENSURE BY ENDORSEMENT**

2803.1 A person licensed to practice veterinary medicine in another state or jurisdiction of the United States, for at least the twelve (12) months preceding the application date, may qualify for licensure by endorsement in the District if the person meets the educational requirement under § 2802.1 and has taken and passed the North American Veterinary Licensing Examination (NAVLE) or an equivalent examination administered by the National Board of Veterinary Medical Examiners (NBVME) or its successor organization.

2803.2 A person licensed in another state or jurisdiction of the United States may not be qualified for initial licensure, reinstatement, or renewal of licensure to practice in the District if any veterinary license(s) he or she holds, or has ever held, in another state or jurisdiction is revoked or suspended or otherwise not in good standing as determined by the Board, until such time as the veterinary license(s) in another state or jurisdiction is restored to good standing in the jurisdiction where the disciplinary action(s) took place. The determination of qualification under this section shall be at the discretion of the Board.

### **2804 LICENSURE BY EXAMINATION**

2804.1 To qualify for a license by examination, an applicant shall:

- (a) Meet the education requirements set forth under § 2802.1 of this chapter; and
- (b) Receive a passing score on the North American Veterinary Licensing Examination (NAVLE) or an equivalent examination administered by the National Board of Veterinary Medical Examiners (NBVME) or its successor organization.

2804.2 The passing scores on NAVLE shall be a passing score as determined by NBVME, the testing agency.

2804.3 An applicant who has achieved a passing score as described in § 2804.2 above seven (7) or more years prior to the date of filing of the application for licensure and who does not currently hold a valid and active license to practice veterinary medicine in any U.S. jurisdiction may be required to complete four hundred (400) hours of externship or mentorship meeting the Board's approval and sixty (60) hours of continuing education meeting the requirements of § 2808.



**2805            APPLICANTS WITH A FOREIGN DEGREE NOT ACCREDITED BY THE AMERICAN VETERINARY MEDICAL ASSOCIATION (AVMA)**

2805.1            An applicant who is a graduate of a foreign veterinary medical program not accredited by the AVMA shall submit with the application:

- (a)            Verification that the applicant possesses professional competence equivalent to graduates of an AVMA-accredited veterinary program, based on one of the following:
  - (1)            Certification issued by the Educational Commission for Foreign Veterinarian Graduates (ECFVG); or
  - (2)            Certificate issued by the Program for the Assessment of Veterinary Education Equivalence (PAVE); and
- (b)            Evidence satisfactory to the Board of the applicant's competency in the English language.

2805.2            An applicant under this section who submits documentation not in English shall provide an English translation, prepared by and certified to be correct by a government official, veterinarian school official, or other translator acceptable to the Board. The translation shall be signed and dated by the person who prepares it, and shall be on official stationery of the preparer.

**2806            KNOWLEDGE OF THE DISTRICT OF COLUMBIA VETERINARY JURISPRUDENCE**

2806.1            An applicant for an initial license shall demonstrate to the Board's satisfaction that he or she possesses competent knowledge and understanding of the laws and rules pertaining to veterinary practice in the District. The Board may adopt or implement a District of Columbia Veterinary Jurisprudence Examination or other methods such as mandatory educational sessions.

**2807            CONTINUING EDUCATION REQUIREMENTS**

2807.1            This section applies to applicants for the renewal, reactivation, or reinstatement of a license, subject to §§ 2807.2, 2811, and 2812. This section does not apply to applicants for an initial license by examination or endorsement, nor does it apply to applicants for the first renewal of a license.

2807.2            A continuing education credit shall be valid only if it is part of a program or activity approved by the Board in accordance with § 2808.

2807.3            To be eligible for renewal, an applicant shall have completed, during the two (2)-year period preceding the license expiration, thirty-six (36) hours of approved

continuing education, which shall include two (2) hours of LGBTQ continuing education, provided further that ten percent (10%) of the total required continuing education is in the subjects determined by the Director as public health priorities of the District, which shall be duly published every five (5) years or as deemed appropriate.

2807.4 A person seeking to prove completion of the required continuing education credits shall submit the following documentation with respect to each program or activity:

- (a) The name and address of the sponsor of the program;
- (b) The name of the program, its location, a description of the subject matter covered, and the names of the instructors;
- (c) The dates on which the applicant attended the program;
- (d) The hours of credit claimed; and
- (e) Verification of completion by the sponsor’s signature or stamp; or
- (f) Other comparable proof satisfactory to the Board.

2807.5 A person seeking to prove completion of the required continuing education or obtain continuing education credits for any program or activity shall bear the burden of providing satisfactory proof of completion or establishing that the program or activity merits an approval in accordance with § 2808.

**2808 APPROVED CONTINUING EDUCATION PROGRAMS AND ACTIVITIES**

2808.1 The Board may approve continuing education programs or activities that:

- (a) Contribute to the maintenance or growth of professional competence in the practice of veterinary medicine;
- (b) Serve to maintain, develop, or increase the knowledge, skills, and professional performance and relationships that veterinary medical professionals (including veterinarians, veterinary technicians, and veterinary clinical support staff) use to provide services for patients, the public, or the profession; and
- (c) Are current in their subject matter and have been developed and taught/conducted by qualified individuals.

2808.2 Programs sponsored by the following organizations shall be deemed approved for continuing education credits:

- (a) Continuing veterinary educational programs given by a College of Veterinary Medicine approved by the American Veterinary Medical Association (AVMA);
- (b) Lectures and scheduled courses or meetings approved by the AVMA;
- (c) Activities and programs approved by the American Association of Veterinary State Boards (AAVSB)'s Registry of Approved Continuing Education (RACE) program; or
- (d) Continuing educational programs given or arranged by the District of Columbia Veterinary Medical Association (DCVMA), the District of Columbia Academy of Veterinary Medicine (DCAVM), or the Board.

2808.3 The Board may approve the following types of continuing education programs, if consistent with the requirements of § 2808.1:

- (a) An undergraduate or graduate course given at an accredited college or university;
- (b) A seminar or workshop; or
- (c) An educational program given at a conference or convention.

2808.4 A sponsor of a program other than those enumerated in § 2808.2 may seek the Board's approval for the program if:

- (a) The program meets the requirements of § 2808.1; and
- (b) The sponsor submits the program information for the Board's review no less than sixty (60) days prior to the date of the presentation.

2808.5 The Board may grant continuing education credits for the following activities:

- (a) Serving as an author of a peer-reviewed self-study article or series;
- (b) Serving as an instructor or speaker at a conference program or an academic course;
- (c) Serving as an instructor at a peer-reviewed or non-peer-reviewed seminar, workshop, or in-service training, whether in-person or web-based;
- (d) Serving as supervisor for a person authorized to practice pursuant to §§ 2818.1(c) or (d);

- (e) Serving as a clinical instructor for students of veterinary medicine or students of any other health occupation where relevant to veterinary medicine;
- (f) Authoring or editing a published book, a published chapter in a book, or a published article in a professional journal or other nationally recognized publication; or
- (g) Participating in published research as a principal investigator or research assistant.

## **2809 CONTINUING EDUCATION CREDITS**

2809.1 One credit hour of approved continuing education consists of a minimum of fifty (50) minutes of learning time.

2809.2 The Board may grant a requestor seeking credits for completion of a graduate course in accordance with § 2808.3(a) up to fifteen (15) hours of continuing education for each semester hour of credit or ten (10) hours of continuing education for each quarter hour of credit.

2809.3 The Board may grant a maximum of eighteen (18) hours of continuing education per year to a requestor who attended a full-time post-graduate education program.

2809.4 The Board may grant credit to a requestor who served as an instructor or speaker at an approved program pursuant to §§ 2808.5(b) or (c) for both preparation and presentation time, subject to the following restrictions:

- (a) The maximum amount of credit which may be granted for preparation time is twice the amount of the associated presentation time;
- (b) The maximum amount of credit which may be granted pursuant to this subsection is fifty percent (50%) of the requestor's total continuing education requirement;
- (c) The presentation shall have been completed during the period for which credit is claimed; and
- (d) If a requestor has previously received credit in connection with a particular presentation, the Board shall not grant credit in connection with a subsequent presentation unless it involves either a different or a substantially modified program.

2809.5 The Board may grant up to thirty-six (36) hours of continuing education credit to a requestor who is an author or editor of a published book if the book has been published or accepted for publication during the period for which credit is

claimed, and the requestor submits satisfactory proof of its publication.

- 2809.6 The Board may grant up to nine (9) hours of continuing education credit to a requestor who is an author of an original or review paper published in a peer-reviewed publication or journal if the paper has been published or accepted for publication during the period for which credit is claimed, and the requestor submits satisfactory proof of its publication.
- 2809.7 The Board may grant up to two (2) hours of continuing education credit to a requestor who is the sole author of a published book review or abstract if the book review has been published or accepted for publication during the period for which credit is claimed, and the requestor submits satisfactory proof of its publication.
- 2809.8 The Board may grant up to two (2) hours of continuing education credit to a requestor who participated as a peer reviewer for a peer-review publication or journal.
- 2809.9 The Board may grant up to eight (8) hours of continuing education credit to a licensee who provides clinical instruction for students of veterinary medicine or students of any other health occupation as described in § 2808.5(e).
- 2809.10 The Board may grant one (1) hour of continuing education credit to a licensee who provides twenty (20) hours of mentorship and supervision to an applicant or intending applicant as authorized under §§ 2818.1(c) or (d), provided, however, that the maximum credits granted shall not exceed eighteen (18) hours or half of the licensee's required continuing education. The requestor shall be required to provide sufficient proof of such supervision.

## **2810 CONTINUING EDUCATION AUDIT**

- 2810.1 The Board may, as it deems appropriate, conduct an audit of active licensees to determine compliance with the continuing education requirements.
- 2810.2 Upon notification by the Board that a licensee has been selected for an audit, the licensee shall submit proof of his or her compliance with the continuing education requirements in accordance with § 2807.5 within thirty (30) days of receipt of the notice.
- 2810.3 A licensee who fails to provide proof of continuing education compliance during an audit may be subject to another audit in the subsequent licensure term.

## **2811 REACTIVATION**

- 2811.1 The requirements of this section shall apply to licensees under this chapter who have been in inactive status and seeks reactivation of their license in accordance with § 511 of the Act, D.C. Official Code § 3-1205.11.

- 2811.2 To qualify for reactivation of a license, an applicant whose license has been inactive five (5) years or less and does not hold an active veterinary license in any other jurisdiction shall have completed, for each year that the applicant was not licensed, eighteen (18) hours of continuing education in compliance with §§ 2807 and 2808, which shall include two (2) hours of LGBTQ continuing education, and ten percent (10%) of the total required continuing education shall be in the subjects determined by the Director as public health priorities of the District, which shall be duly published every five (5) years or as deemed appropriate.
- 2811.3 To qualify for reactivation of a license, an applicant whose license has been inactive for more than 5 (five) years and who does not hold an active veterinary license in any other jurisdiction shall have completed the following:
- (a) Ninety (90) hours of continuing education in compliance with §§ 2807 and 2808, including two (2) hours LGBTQ continuing education, provided further that thirty-six (36) hours of the required continuing education shall have been completed within two (2) years prior to the date the application is submitted and ten percent (10%) of the total required continuing education shall be in the subjects determined by the Director as public health priorities of the District, which shall be duly published every five (5) years or as deemed appropriate; and
  - (b) Four hundred (400) hours of supervised and mentored practice under the supervision of a licensed veterinarian within the three (3) months prior to the date the application is submitted.
- 2811.4 An applicant for reactivation of a veterinary license who holds and has maintained an active license in any other jurisdiction shall not be required to submit proof of continuing education with the application.

## **2812 REINSTATEMENT**

- 2812.1 The requirements of this section shall apply to persons with an expired license who seek reinstatement within five (5) years in accordance with § 512(a) of the Act, D.C. Official Code § 3-1205.12(a).
- 2812.2 A person may not seek reinstatement of his or her license issued under this section more than five (5) years after its expiration.
- 2812.3 An applicant who seeks reinstatement of his or her license within twelve (12) months after the expiration of the license shall submit proof of having completed the continuing education required pursuant to § 2807.3.
- 2812.4 An applicant who seeks reinstatement of his or her license more than twelve (12) months after the expiration of the license and who holds an active license in any

other jurisdiction shall submit proof of having completed, for each year that the applicant was not licensed in the District, eighteen (18) hours of continuing education in compliance with §§ 2807 and 2808; two (2) of the total hours required shall be LGBTQ continuing education and ten percent (10%) of the total required continuing education shall be in the subjects determined by the Director as public health priorities of the District, which shall be duly published every five (5) years or as deemed appropriate.

2812.5 An applicant who seeks reinstatement of his or her license more than twelve (12) months after the expiration of the license and who does not hold an active license in any jurisdiction shall submit proof of having completed the following:

- (a) Eighteen (18) hours of continuing education in compliance with § 2812.4 for each year that the applicant was not licensed, up to a maximum of ninety (90) hours; two (2) of the total hours required shall be LGBTQ continuing education. Thirty-six (36) hours shall have been completed within two (2) years prior to the date the application is submitted and ten percent (10%) of the total required continuing education shall be in the subjects determined by the Director as public health priorities of the District, which shall be duly published every five (5) years or as deemed appropriate; and
- (b) Four hundred (400) hours of supervised and mentored practice under the supervision of a licensed veterinarian within the three (3) months prior to the date the application is submitted.

## **2813 STANDARDS OF CONDUCT**

2813.1 A veterinarian shall adhere to and uphold the Veterinarian's Oath and the Principles of Veterinary Medical Ethics as adopted by the American Veterinary Medical Association (AVMA).

2813.2 A veterinarian shall observe the Model Infection Control Plan for Veterinary Practices and the Compendium of Veterinary Standard Precautions for Zoonotic Disease Prevention in Veterinary Personnel as developed by the National Association of State Public Health Veterinarians (NASPHV) Veterinary Infection Control Committee (VICC).

2813.3 A veterinarian owning, managing, or acting as a veterinary medical director of a veterinary facility in the District shall comply with the relevant rules and requirements promulgated in accordance with D.C. Official Code § 47-2888.08.

2813.4 A veterinarian shall perform all professional practice in the District under the full name in which his or her license was issued. This shall mean displaying the full name in which his or her license was issued on all signage, stationary, and advertisements; and using this name in all oral and written communications with

the public or clients.

- 2813.5 A veterinarian shall not accept or perform professional responsibilities which the veterinarian knows or has reason to know that he or she is not competent to perform.
- 2813.6 A veterinarian shall keep his or her knowledge of veterinary medicine and skills current while he or she is engaging in clinical practice of veterinary medicine.
- 2813.7 A veterinarian shall provide competent and timely delivery of veterinary care.
- 2813.8 A veterinarian shall not abandon or neglect a patient under and in need of immediate professional care, without making reasonable recommendations for the continuation of such care.
- 2813.9 A veterinarian shall inform the client of the proposed treatment, and any reasonable alternatives, in a manner that allows the client to become involved in treatment decisions.
- 2813.10 A veterinarian shall respect the client's right to treatment decision and treat the patient according to the client's desires within the bounds of accepted treatments.
- 2813.11 A veterinarian shall maintain a record for each patient which shall:
- (a) Accurately reflect the evaluation and treatment of the patient and which may include, but is not limited to, the following:
    - (1) Patient's name and the date of treatment;
    - (2) Records of appropriate physical examination and findings;
    - (3) Treatment plan;
    - (4) Informed consent document(s);
    - (5) Clinical Findings, diagnosis and treatment rendered;
    - (6) List of drugs or vaccine(s) prescribed, administered, dispensed and the quantity;
    - (7) Radiographs;
    - (8) Patient financial/billing records;
    - (9) Name of veterinarian, veterinary technician and/or other auxiliaries providing service(s); and



- (10) Laboratory test results; and
  - (b) Be kept for three (3) years after last seeing the patient.
- 2813.12 Upon request of a client or a representative of a client, a veterinarian shall make available to the client or the client's representative a copy of the patient's record in accordance with the following:
  - (a) A veterinarian shall provide a copy of the patient's record within thirty (30) days of the request; and
  - (b) A veterinarian may charge a reasonable fee for duplicating records and the fee may be required prior to providing the records in non-emergency situations, but a veterinarian shall not refuse to provide the records on the basis of the client owing payment for veterinary services.
- 2813.13 A veterinarian shall protect the confidentiality of patient records and maintain patient records in a manner consistent with the protection of the welfare of the patient and the client and all applicable District of Columbia and federal laws.
- 2813.14 A veterinarian shall promptly provide patient records and all necessary information to another veterinarian who has been given clear authorization or consent by a client to obtain patient records and information.
- 2813.15 A veterinarian shall make every effort to refrain from harming the patient.
- 2813.16 Once a veterinarian has undertaken a course of treatment to provide services to a patient, the veterinarian shall not discontinue that treatment without first giving the client adequate notice and the opportunity to obtain the services of another veterinarian and ensuring that the patient's health will not be jeopardized in the process.
- 2813.17 A veterinarian shall make reasonable arrangements for the emergency care of his or her patients of record.
- 2813.18 A veterinarian shall know his or her own limitations and shall, whenever it would be in the patient's best interest, seek consultation with a specialist or refer a patient to a specialist.
- 2813.19 A veterinarian shall conduct himself or herself in a professional manner.
- 2813.20 A veterinarian shall not willfully harass, abuse, or intimidate a patient or client either physically or verbally.
- 2813.21 When informing the client of the status of the patient's health, a veterinarian shall

make comments that are truthful, informed and justifiable.

- 2813.22 A veterinarian shall not represent the care being rendered, or that is needed, to a client in a false or misleading manner.
- 2813.23 A veterinarian shall inform the client of the patient's present health status without making disparaging comments about prior service(s) or prior veterinarian(s).
- 2813.24 A veterinarian who sees a patient as a consulting specialist or is providing a second opinion shall, upon the completion of the consultation, treatment, or care:
- (a) Return the patient, unless the client expressly reveals a different preference, to the referring veterinarian or, if none, to the veterinarian of record for future care; and
  - (b) Inform the client when there is a need for further veterinary medical care.
- 2813.25 A veterinarian who is called upon to render a second opinion regarding a diagnosis or treatment plan recommended by a patient's treating veterinarian shall not have a vested interest in that recommendation.
- 2813.26 A veterinarian shall, when consulted in an emergency about a patient with whom he does not have an established veterinary-patient-client relationship, make reasonable arrangements for its emergency care. If treatment is provided, the veterinarian, upon completion of treatment, shall return the patient to its regular veterinarian unless the client expressly reveals a different preference.
- 2813.27 A veterinarian shall prescribe and supervise the patient care provided by all auxiliary personnel working under his or her direction and shall retain full professional responsibility for all care provided by the supervised auxiliary.
- 2813.28 A veterinarian shall not practice veterinary medicine while abusing or using controlled substances, alcohol, or any other chemical agents, which impair the ability to practice.
- 2813.29 A veterinarian shall urge chemically impaired colleagues to seek treatment, if possible.
- 2813.30 A veterinarian with first-hand knowledge that a colleague is practicing veterinary medicine when impaired by controlled substances, alcohol, or any other chemical agents shall report such evidence to the Board or the AVMA.
- 2813.31 A veterinarian shall report to the Board known instances of gross or continual faulty treatment by other veterinarians.
- 2813.32 A veterinarian or auxiliary who contracts any disease, has a mental or physical

impairment which affects his or her ability to safely practice, or becomes impaired in any way that might endanger patients or veterinary staff shall, with consultation and advice from a qualified physician or other authority, limit the activities of his or her practice to those areas that do not endanger patients or veterinary staff.

- 2813.33 A veterinarian who has been advised to limit the activities of his or her veterinary practice shall monitor the disease or impairment and make additional limitations to the activities of his or her veterinary practice as indicated.
- 2813.34 A veterinarian shall not engage in interpersonal relationships with clients that could impair his or her professional judgment or risk the possibility of exploiting the confidence placed in him or her by a client.
- 2813.35 A veterinarian shall make the results and benefits of his or her research and development investigative efforts available to all when such are useful in safeguarding or promoting the health of the public, except when federal or District law or regulation provides otherwise.
- 2813.36 A veterinarian shall not use patents or copyrights to restrict research or practice, except as permitted by federal or District law or regulation.
- 2813.37 A veterinarian shall become familiar with the signs of abuse and neglect and report suspected cases of animal abuse to the proper authorities consistent with District of Columbia laws.
- 2813.38 While a veterinarian, in serving the public, may exercise reasonable discretion in selecting patients for his or her practices, a veterinarian shall not refuse to accept patients into his or her practice or deny veterinary service to patients because of the client's race, creed, color, sex, national origin, or sexual preference.
- 2813.39 A veterinarian shall not refuse to provide treatment to an animal based solely on the fact that the animal's owner or authorized care-giver is infected with Human Immunodeficiency Virus, Hepatitis B Virus, Hepatitis C Virus, or another bloodborne pathogen.
- 2813.40 A veterinarian issuing a public statement with respect to the profession shall believe as well as have a reasonable basis to believe that the comments made are true.
- 2813.41 A veterinarian may provide expert testimony when that testimony is essential to a just and fair disposition of a judicial or administrative action.
- 2813.42 A veterinarian shall not agree to a fee contingent upon the favorable outcome of the litigation in exchange for testifying as a veterinary expert.
- 2813.43 A veterinarian shall not accept or tender rebates or split fees.

- 2813.44 A veterinarian shall not represent that veterinary treatment or diagnostic techniques recommended or performed by the veterinarian him/herself have the capacity to diagnose, cure or alleviate diseases, infections or other conditions, when such representations are not based upon accepted scientific knowledge or research.
- 2813.45 A veterinarian shall not represent the fees being charged for providing care in a false or misleading manner.
- 2813.46 A veterinarian may not charge additional fees if a client requests a written prescription where the prescription is determined to be necessary as part of the examination and diagnosis.
- 2813.47 A veterinarian may not conspire with any person or another veterinarian to charge the same or similar fees for services. This section does not apply to an agreement among veterinarians practicing together in the same veterinary facility or practice to charge the same fees for services provided within that facility or practice.
- 2813.48 A veterinarian shall not misrepresent treatment dates for the purpose of assisting a client in obtaining benefits under an insurance plan where such benefits would otherwise be disallowed.
- 2813.49 A veterinarian shall not recommend or perform unnecessary veterinary services or procedures.
- 2813.50 A veterinarian who presents educational or scientific information in an article, seminar or other program shall disclose to the readers or participants any monetary or other special interest the veterinarian may have with a company whose products are promoted or endorsed in the presentation. Disclosure shall be made in any promotional material and in the presentation itself.
- 2813.51 A veterinarian shall not induce a client to purchase products or undergo procedures by misrepresenting the product's value, the necessity of the procedure or the veterinarian's own professional expertise in recommending the product or procedure.
- 2813.52 A veterinarian shall not direct or in any manner permit an auxiliary under his or her employ to promote, market, or sell products or procedures to a client and thereby exploit the trust inherent in the veterinary-patient-client relationship for his or her own financial gain.
- 2813.53 In the case of a health-related product used or recommended by a veterinarian, it is not enough for the veterinarian to rely on the manufacturer's or distributor's representations about the product's safety and efficacy. The veterinarian shall inquire into the truth and accuracy of such claims and verify that they are founded

on accepted scientific knowledge or research.

- 2813.54 A veterinarian shall disclose to his or her client all relevant information the client needs to make an informed purchase decision, including whether the product is available elsewhere and whether there are any financial incentives for the veterinarian to recommend the product that would not be evident to the client.
- 2813.55 A veterinarian shall not advertise or solicit patients or clients in any form of communication in a manner that is false or misleading in any material respect.
- 2813.56 A general veterinarian who wishes to market the services available in his or her practice may market the availability of those services but shall not express or imply specialization, except as provided in § 2816.2(j).
- 2813.57 A veterinarian shall not announce available services in any way that would be false or misleading in any material respect.
- 2813.58 Whenever an entire veterinary practice or office moves to a new location or ceases operation, the owner or responsible veterinarian shall, within thirty (30) days after the change or closing, notify the clients of the change of address or closing and how they may obtain copies of their complete veterinary files by any of the following means:
- (a) U.S. Mail;
  - (b) Notices posted conspicuously on the door of the office that is closing for at least thirty (30) consecutive days;
  - (c) Recorded message on the office number activated for at least thirty (30) consecutive days;
  - (d) Electronic mail or posting at the practice's website; or
  - (e) A means best calculated to reach and notify the clients of the practice.

**2814 VETERINARY-CLIENT-PATIENT RELATIONSHIP (VCPR)**

- 2814.1 A valid veterinarian-client-patient relationship is one in which:
- (a) The veterinarian has assumed the responsibility for making medical judgments regarding the health of the patient and the client has agreed to follow the veterinarian's instructions;
  - (b) The veterinarian has sufficient knowledge of the patient to initiate at least a general or preliminary diagnosis of the medical condition of the patient.

This means that the veterinarian is personally acquainted with the keeping and care of the patient by virtue of:

- (1) A timely examination of the patient by the veterinarian, or
  - (2) Medically appropriate and timely visits by the veterinarian to the operation where the patient is managed;
- (c) The veterinarian is readily available for follow-up evaluation in case of an adverse drug reaction or failure of therapy or has arranged for the following:
- (1) Veterinary emergency coverage, and
  - (2) Continuing care and treatment;
- (d) The veterinarian provides oversight of treatment and outcome; and
- (e) Patient records are maintained.

## **2815 MANAGEMENT, STORAGE, INVENTORY AND USE OF DRUGS**

- 2815.1 A veterinarian shall prescribe, administer, or dispense drugs only for use on animals within the course of the veterinarian's professional practice. A veterinarian shall not prescribe drugs for use by humans.
- 2815.2 A veterinarian shall prescribe drugs only by a written prescription or on oral prescription to a pharmacist as authorized by, and in compliance with, applicable District and federal laws and regulations.
- 2815.3 Drugs may be administered only by a veterinarian or a veterinary auxiliary properly trained by a veterinarian in the manner of such administration of drugs and under the supervision of a veterinarian.
- 2815.4 All drugs shall be dispensed by a veterinarian or by a veterinary auxiliary pursuant to a prescription of a veterinarian. A veterinarian shall thoroughly inspect the prepared prescription and verify its accuracy in all respects.
- 2815.5 All drugs dispensed by a veterinarian shall be labeled with the following information:
- (a) The name, address, and telephone number of the veterinary facility or the veterinarian in the case of a mobile or house-call practice;
  - (b) The name and strength of the drug;

- (c) The name of the client and the patient's identification;
- (d) The date dispensed;
- (e) Directions for use;
- (f) The expiration date of the drug, where applicable; and
- (g) The name of the prescribing veterinarian.

2815.6 All drugs dispensed by a veterinarian shall be in air-tight and light-resistant containers. All drugs dispensed by a veterinarian shall be in approved safety closure containers, unless the client expressly requests that the medication not be provided in such containers.

2815.7 A veterinarian shall keep an account of all drugs prescribed, administered, or dispensed in the client record.

2815.8 A veterinarian shall keep controlled substances records separate from the client's other records and shall maintain them in chronological order for the administration, dispensing, or application of all Schedule II, III, IV and V drugs listed as part of the District of Columbia Uniform Controlled Substances Act of 1981, effective August 5, 1981 (D.C. Law 4-29, D.C. Official Code §§ 48-902.01 *et seq.*). This record shall include the following:

- (a) The date of transaction;
- (b) The name of the drug and the amount dispensed or administered;
- (c) The name of the client and the patient, including the patient's weight or estimated weight and species;
- (d) The name of the person administering, dispensing, or selling the drug; and
- (e) The balance of the remaining drug after each dispensing or administration.

2815.9 A veterinarian shall maintain invoices for all Schedule II, III, IV, and V drugs received on the premises where the stock of drugs is held, and shall keep invoices for schedule II drugs separate from other records. All records shall be maintained for a period of at least three (3) years from the date of a transaction or as required by the applicable laws and regulations.

2815.10 Drugs shall be stored in the following manner:

- (a) Under conditions specified on the label of the original container, or as specified in the official veterinary medicine compendium;

- (b) In accordance with applicable District and federal laws and regulations; and
  - (c) Under secure conditions so as to prevent theft or diversion.
- 2815.11 Drug storage areas shall be secure and temperature-controlled and shall be kept clean and orderly.
- 2815.12 A veterinarian shall review the stock of drugs and biologicals at reasonable intervals to remove expired drugs or biologicals.
- 2815.13 A veterinarian shall dispose of unused or expired drugs and pharmaceuticals in a manner permitted or required by the applicable District and federal laws and regulations. A veterinarian or veterinary facility shall be subject to the safe disposal of unused pharmaceuticals requirements of 22-B DCMR §§ 500-599.
- 2815.14 A veterinarian shall take an inventory of all Schedule II, III, IV, and V drugs under the veterinarian's control every two (2) years and shall date and sign the inventory. The inventory shall indicate if it was made at the opening or closing of business and shall be kept on the premises where the drugs are stocked for at least three (3) years from the date of the inventory or as required by the applicable laws and regulations.
- 2815.15 A veterinarian shall keep Schedule II controlled substances in a locked area and make reasonable efforts to ensure that no unauthorized access occurs.
- 2815.16 A veterinarian shall immediately report the theft or unusual loss of Schedule II, III, IV or V controlled substances to the Department and the United States Drug Enforcement Administration.

## **2816 ADVERTISING**

- 2816.1 A veterinarian may not, on behalf of himself or herself, his or her partner, or his or her associate, or for any other veterinarian affiliated with him or her, use or participate in the use of any form of public communication, which contains a deceptive or misleading statement or claim. When engaged in advertisement, a veterinarian shall strive to provide accurate and truthful information in a fair and balanced manner.
- 2816.2 For purposes of this section, deceptive or misleading statements or claims are those that:
  - (a) Contain a material misrepresentation of fact;
  - (b) Fail to state any fact necessary to make the statement not misleading;



- (c) Are intended or are likely to create unjustified expectations;
- (d) State or imply superior service;
- (e) Contain a representation or implication that is likely to cause an ordinary prudent person to misunderstand or to be deceived, or that fails to contain reasonable warnings or disclaimers necessary to make a representation or implication not deceptive;
- (f) Contain statistical data or other information based on past performance coupled with an explicit representation that the data or information indicates a likelihood of future success;
- (g) Contain or imply any guarantee of satisfaction, except the guarantee to return a fee if the patient is not satisfied with the treatment rendered;
- (h) Falsely state or imply that a veterinarian is a certified or recognized specialist recognized by the American Veterinary Medical Association (AVMA);
- (i) Claims to be a specialist or uses any of the terms to designate a veterinary medical specialty unless he or she is entitled to such specialty designation as a diplomate of a recognized specialty certification board; or
- (j) State or imply that a veterinarian practices in an area of veterinary medical specialty unless the veterinarian:
  - (1) Is recognized by the Board as a specialist in the area advertised;
  - (2) Includes in the advertisement a disclaimer that the veterinarian is not recognized by the Board as a specialist in the area of practice advertised; or
  - (3) Includes in the advertisement a statement that the veterinarian is a general veterinarian.

2816.3 A statement regarding fees shall be considered deceptive or misleading if the veterinarian:

- (a) Renders the service at more than the fees advertised; or
- (b) Fails to offer the service at the fee advertised for a reasonable period of time following the advertisement unless a specific time limit is included in the original advertisement.

2816.4 A veterinarian shall have the duty to take all reasonable efforts to prevent and correct false or misleading advertisement generated by his or her employees or any institution or entity which uses his or her services.

2816.5 A veterinarian shall:

- (a) Retain a copy of all advertising, in the form in which it was published, for a period of three (3) years from the date of publication or transmission; and
- (b) Make the copy available for inspection and copying when requested by the Board.

**2817 DELEGATION OF DUTIES AND SUPERVISION OF VETERINARY TECHNICIANS AND OTHER CLINICAL SUPPORT STAFF**

2817.1 A veterinarian may delegate the care of a patient to an auxiliary or clinical support staff only when, in the veterinarian's competent professional judgment, such delegation is appropriate and legally permissible and the auxiliary or clinical support staff person is qualified to perform the duties.

2817.2 The supervising veterinarian shall remain fully responsible and liable for all delegated functions and duties and all related actions performed by the auxiliary or clinical support staff.

2817.3 A veterinarian may delegate duties, functions, or care of patients to a veterinary technician in accordance with §§ 11208 and 11209 of Chapter 112 (Veterinary Technicians) of this title.

2817.4 A veterinarian may delegate some functions and duties to clinical support staff other than a veterinary technician in accordance with § 11210 of Chapter 112 (Veterinary Technicians) of this title.

**2818 AUTHORIZATION TO PRACTICE VETERINARY MEDICINE WITHOUT A LICENSE**

2818.1 The following persons may be issued a temporary authorization to practice veterinary medicine without a license:

- (a) A student enrolled in an accredited veterinary medical program who engages in the practice of veterinary medicine under supervision and in accordance with D.C. Official Code § 3-1201.03(c);
- (b) An applicant who has filed an initial application and is awaiting action on that initial application in accordance with D.C. Official Code § 3-1201.03(e);

- (c) A person seeking to complete four hundred (400) hours of mentorship and supervision to qualify for licensure in accordance with § 2804.3; or
- (d) A person seeking to complete four hundred (400) hours of mentorship and supervision to qualify for reactivation or reinstatement of a license in accordance with §§ 2811.3(b) or 2812.5(b).

- 2818.2 An authorization to practice veterinary medicine pursuant to this section shall not exceed ninety (90) days.
- 2818.3 A person may be authorized to practice under this section only under supervision of a licensed veterinarian in good standing.
- 2818.4 Practice of veterinary medicine permitted in accordance with §§ 2818.1(c) or (d) may not begin until the Board has issued the authorization for such practice based on its review of the proposed practice and the scope of the intended supervision, as well as mentorship if applicable.
- 2818.5 Practice authorized under this section shall cease immediately upon the termination of the supervision or mentorship by either the supervisor or the supervisee.
- 2818.6 The veterinarian supervising person(s) in accordance with §§ 2818.1(c) or (d) shall inform the Board immediately when the supervision or mentorship authorized under this section is terminated.
- 2818.7 A person authorized to practice under this section shall not in any way represent himself or herself or allow himself or herself to be represented to the public or patients as a licensed veterinarian.

## **2819 TEMPORARY LICENSES**

- 2819.1 The Board may issue temporary licenses in accordance with § 4007 of this title.

## **2899 DEFINITIONS**

- 2899.1 As used in this chapter, the following terms and phrases shall have the meanings ascribed:

**Act** - The District of Columbia Health Occupation Revision Act of 1985 (“Act”), effective March 25, 1986 (D.C. Law 6-99; D.C. Official Code §§ 3-1201.01 *et seq.*).

**Animal** – any living organism, except humans, having sensation and the power of voluntary movement and requiring for its existence oxygen and organic

materials.

**Auxiliary** - a person who may perform veterinary supportive procedures authorized by District of Columbia law or regulations under the specified supervision of a licensed veterinarian, which may include but is not limited to a veterinary technician, a veterinary euthanasia technician, or a veterinary assistant.

**Bloodborne pathogen** - pathogenic microorganisms that are present in human blood and can cause disease in humans. These pathogens include, but are not limited to, hepatitis B virus (HBV), hepatitis C virus (HCV) and human immunodeficiency virus (HIV).

**Board** – the Board of Veterinary Medicine, established by § 221 of the Act (D.C. Official Code § 3-1202.21).

**Client** – owner or person who has been authorized to make decisions regarding the care and treatment of the patient.

**Clinical support staff** - person or persons, other than a veterinarian certified under Chapter 112 or this title, who may perform veterinary supportive procedures authorized by District of Columbia law or regulations under the specified supervision of a licensed veterinarian or a certified veterinary technician.

**Director** – the Director of the Department of Health, or the Director’s designee.

**LGBTQ continuing education** – continuing education focusing on human patients or clients who identify as lesbian, gay, bisexual, transgender, gender nonconforming, queer, or question their sexual orientation or gender identity and expression (“LGBTQ”) meeting the requirements of § 510(b)(5) of the Act (D.C. Official Code § 3-1205.10 (b)(5)).

**Licensure term** – a two-year period between January 1 of each even-numbered year and December 31 of each odd-numbered year during which a license issued pursuant to this chapter is valid.

**Patient** – an animal or group of animals examined or treated by a veterinarian or the veterinarian’s auxiliary.

**Requestor** – a person seeking continuing education credit under this chapter.

2899.2

The definitions in § 4099 of Chapter 40 of this title are incorporated by reference into and are applicable to this chapter.

**Chapter 33, GENERAL RULES: FUNERAL DIRECTORS, VETERINARIANS, INTERIOR DESIGNERS, AND REAL ESTATE APPRAISERS, is amended as follows:**

**The title of Chapter 33, GENERAL RULES: FUNERAL DIRECTORS, VETERINARIANS, INTERIOR DESIGNERS, AND REAL ESTATE APPRAISERS, is amended to read as follows:**

**CHAPTER 33 NON-HEALTH OCCUPATIONS: GENERAL RULES**

**Section 3300, APPLICABILITY, is amended as follows:**

**Subsection 3300.1 is amended by repealing paragraph (b).**

**Chapter 40, HEALTH OCCUPATIONS: GENERAL RULES, is amended as follows:**

**Section 4099, DEFINITIONS, is amended as follows:**

**Subsection 4099.1 is amended as follows:**

**The definition of “Board” is amended to read as follows:**

**Board** – the Board of Chiropractic, Board of Dentistry, Board of Dietetics and Nutrition, Board of Marriage and Family Therapy, Board of Massage Therapy, Board of Medicine, Board of Nursing, Board of Long-Term Care Administration, Board of Occupational Therapy, Board of Optometry, Board of Pharmacy, Board of Physical Therapy, Board of Podiatry, Board of Professional Counseling, Board of Psychology, Board of Respiratory Care, Board of Social Work, or Board of Veterinary Medicine, established by the Act, as the context requires.

**Chapter 41, HEALTH OCCUPATIONS: ADMINISTRATIVE PROCEDURES, is amended as follows:**

**Section 4199, DEFINITIONS, is amended as follows:**

**Subsection 4199.1 is amended as follows:**

**The definition of “Board” is amended to read as follows:**

**Board** - the Board of Chiropractic, Board of Dentistry, Board of Dietetics and Nutrition, Board of Marriage and Family Therapy, Board of Massage Therapy, Board of Medicine, Board of Nursing, Board of Long-Term Care Administration, Board of Occupational Therapy, Board of Optometry, Board of Pharmacy, Board of Physical Therapy, Board of Podiatry, Board of Professional Counseling, Board of Psychology, Board of Respiratory

Care, Board of Social Work, or Board of Veterinary Medicine, established by the Act, as the context requires.

All persons desiring to comment on the subject of this proposed rulemaking should file comments in writing not later than thirty (30) days after the date of the publication of this notice in the *D.C. Register*. Comments should be sent to the Department of Health, Office of the General Counsel, 899 North Capitol Street, N.E., 6<sup>th</sup> Floor, Washington, D.C. 20002, or by email to [Angli.Black@dc.gov](mailto:Angli.Black@dc.gov). Copies of the proposed rules may be obtained during the hours of 9:00 AM to 5:00 PM, Monday through Friday, excluding holidays by contacting Angli Black, Paralegal Specialist, at (202) 442-5977 or [Angli.Black@dc.gov](mailto:Angli.Black@dc.gov).

## DEPARTMENT OF HEALTH

**NOTICE OF PROPOSED RULEMAKING**

The Director of the Department of Health (Department), pursuant to § 302(14) of the District of Columbia Health Occupations Revision Act of 1985, effective March 25, 1986 (D.C. Law 6-99; D.C. Official Code § 3-1203.02(14) (2016 Repl.)), Mayor's Order 98-140, dated August 20, 1998, and the Interstate Medical Licensure Compact Enactment Act of 2018, effective June 5, 2018 (D.C. Law 22-0109; 65 DCR 3809 (June 22, 2018)), hereby gives notice of the intent to adopt the following amendment to Chapter 46 (Medicine) of Title 17 (Business, Occupations, and Professionals) of the District of Columbia Municipal Regulations (DCMR), in not less than thirty (30) days from the date of publication of this notice in the *D.C. Register*.

The rulemaking is necessary to update the District of Columbia Municipal Regulations pertinent to the Board of Medicine in order to implement the licensure of physicians through the Interstate Medical Licensure Compact, which will enable eligible physicians to become licensed in an expedited manner in member states including the District of Columbia. Consistent with the aim of the Health Occupations Revision Act, this rulemaking will ensure highly qualified physicians licensed in member states are able to become more quickly licensed in the District, increasing the physician workforce and supporting the health and welfare of the public.

**Chapter 46, MEDICINE, of Title 17 DCMR, BUSINESS, OCCUPATIONS, AND PROFESSIONALS, is amended as follows:**

**A new Section 4621, INTERSTATE MEDICAL LICENSURE COMPACT, is added to read as follows:**

**4621 INTERSTATE MEDICAL LICENSURE COMPACT**

4621.1 The Interstate Medical Licensure Compact (IMLC) allows an eligible physician to become licensed in multiple states in a streamlined process. The Interstate Commission is the governing body of the IMLC. The District of Columbia is a member of the IMLC and able to license physicians pursuant to the IMLC.

4621.2 A physician licensed in the District of Columbia is eligible to apply for licensure pursuant to the IMLC if he or she:

- (a) Is a graduate of a medical school: (1) accredited by the Liaison Committee on Medical Education, (2) accredited by the Commission on Osteopathic College Accreditation, or (3) listed in the International Medical Education Directory or its equivalent;
- (b) Has passed each component of the United States Medical Licensing Examination (“USMLE”) or the Comprehensive Osteopathic Medical Licensing Examination (“COMLEX-USA”) within three (3) attempts, or

any of its predecessor examinations accepted by a state medical board as an equivalent examination for licensure purposes;

- (c) Has successfully completed graduate medical education approved by the Accreditation Council for Graduate Medical Education or the American Osteopathic Association;
- (d) Holds specialty certification or a time-unlimited specialty certificate recognized by the American Board of Medical Specialties or the American Osteopathic Association’s Bureau of Osteopathic Specialists;
- (e) Possesses a full and unrestricted license to engage in the practice of medicine issued by a member board;
- (f) Has never been convicted, received adjudication, deferred adjudication, community supervision, or deferred disposition for any offense by a court of appropriate jurisdiction. For the purpose of this section only, “offense” means a felony, gross misdemeanor, or crime of moral turpitude;
- (g) Has never held a license authorizing the practice of medicine that has been subjected to discipline by a licensing agency in any state, federal, or foreign jurisdiction, excluding any action related to non-payment of fees related to a license;
- (h) Has never had a controlled substance license or permit suspended or revoked by a state or the United States Drug Enforcement Administration; and
- (i) Is not under active investigation by a licensing agency or law enforcement authority in any state, federal, or foreign jurisdiction.

4621.3

A physician may designate the District of Columbia as the state of principal license for purposes of registration for expedited licensure through the IMLC if the physician possesses a full and unrestricted license to practice medicine in the District and the District of Columbia is:

- (a) The state of primary residence for the physician;
- (b) The state where at least twenty-five percent (25%) of the practice of medicine occurs;
- (c) The location of the physician’s employer; or
- (d) If no other state qualifies under paragraph (1), (2), or (3) of this subsection, the state designated as state of residence for purposes of federal income tax.



- 4621.4 An eligible physician seeking licensure through the IMLC with the District of Columbia as his or her state of principal license shall file an application for an expedited license with the Board.
- 4621.5 A physician who changes his or her state of principal license from the District of Columbia, or who no longer meets the requirements for having the District of Columbia as their principal state of licensure, shall notify the Board of this change within thirty (30) days of the change
- 4621.6 The Board shall evaluate the application for an expedited license and issue a letter of qualification, verifying or denying the physician’s eligibility, to the Interstate Commission. The Board shall consider the following when evaluating an application of expedited license:
- (a) Static qualifications, which include verification of medical education, graduate medical education, results of any medical or licensing examination, and other qualifications as determined by the Interstate Commission through rule, shall not be subject to additional primary source verification where already primary source verified by the state of principal license.
  - (b) The results of a criminal background check of an applicant, including the use of the results of fingerprint or other biometric data checks compliant with the requirements of the Federal Bureau of Investigation, with the exception of federal employees who have a suitability determination in accordance with 5 CFR § 731.202.
  - (c) An appeal on the determination of eligibility shall be made in accordance with the requirements of § 4102.3 of this title.
- 4621.7 If the Board verifies the physician’s eligibility for an expedited license, the physician shall complete the registration process established by the Interstate Commission to receive a license in a member state, including the payment of any applicable fees.
- 4621.8 If the Board receives verification of eligibility and required fees for a physician applying through the Interstate Commission from a different state of principal license, the Board shall issue the physician an expedited license. This license shall authorize the physician to practice medicine in the District of Columbia pursuant to all applicable laws and regulations.
- 4621.9 An expedited license shall be valid for the same licensure period in the District of Columbia and in the same manner as required for other physicians holding a full and unrestricted license within the member District of Columbia.

- 4621.10 An expedited license obtained through the IMLC shall be terminated if a physician fails to maintain a license in the state of principal licensure for a nondisciplinary reason, without redesignating a new state of principal licensure.
- 4621.11 The Interstate Commission is authorized to develop additional rules regarding the application process, including payment of any applicable fees, and the issuance of an expedited license.
- 4621.12 A physician seeking to renew an expedited license granted in the District of Columbia shall complete a renewal process with the Interstate Commission if the physician:
- (a) Maintains a full and unrestricted license in a state of principal license;
  - (b) Has not been convicted, received adjudication, deferred adjudication, community supervision, or deferred disposition for any offense by a court of appropriate jurisdiction;
  - (c) Has not had a license authorizing the practice of medicine subject to discipline by a licensing agency in any state, federal, or foreign jurisdiction, excluding any action related to nonpayment of fees related to a license; and
  - (d) Has not had a controlled substance license or permit suspended or revoked by a state or the United States Drug Enforcement Administration.
- 4621.13 Physicians shall comply with all continuing professional development or continuing medical education requirements for renewal of a license issued by the District of Columbia.
- 4621.14 The Interstate Commission shall collect any renewal fees charged for the renewal of a license and distribute the fees to the District of Columbia.
- 4621.15 Upon receipt by the District of Columbia of the renewal fees collected in accordance with § 4621.14, the physician's license shall be renewed.
- 4621.16 Physician information collected by the Interstate Commission during the renewal process will be distributed to the District of Columbia.
- 4621.17 The Interstate Commission is authorized to develop rules to address renewal of licenses obtained through the IMLC.

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., 6<sup>th</sup> 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, Paralegal Specialist, at [Angli.Black@dc.gov](mailto:Angli.Black@dc.gov), (202) 442-5977.

## DEPARTMENT OF HEALTH

**NOTICE OF PROPOSED RULEMAKING**

The Director of the Department of Health, pursuant to the authority set forth in §§ 302(14), 510, 511, and 512 of the District of Columbia Health Occupations Revision Act of 1985 (“Act”), effective March 25, 1986 (D.C. Law 6-99; D.C. Official Code §§ 3-1203.02(14), 3-1205.10, 3-1205.11, & 3-1205.12 (2016 Repl.)), and Mayor’s Order 98-140, dated August 20, 1998, hereby gives notice of the intent to amend Chapter 77 (Marriage and Family Therapy) of Title 17 (Business, Occupations, and Professionals) of the District of Columbia Municipal Regulations (DCMR), in not less than thirty (30) days from date of publication of this notice in the *D.C. Register*.

The purpose of this rulemaking is to amend the continuing education requirements for marriage and family therapists to include continuing education in public health priorities as determined and amended from time to time by the Director.

**Chapter 77, MARRIAGE AND FAMILY THERAPY, of Title 17 DCMR, BUSINESS, OCCUPATIONS, AND PROFESSIONALS, is amended as follows:**

**Section 7707, CONTINUING EDUCATION REQUIREMENTS, is amended as follows:**

**Subsection 7707.4 is amended to read as follows:**

7707.4 To qualify for the renewal of a license, an applicant shall have completed thirty (30) hours of approved continuing education during the two (2)-year period preceding the date the license expires, subject to the following requirements:

- (a) A minimum of fifteen (15) of the thirty (30) hours shall be completed in a live, face-to-face setting that provides for direct, real-time interaction between presenter(s) and participants;
- (b) Six (6) hours of the thirty (30) hours shall be in ethics;
- (c) Ten percent (10%) of the total required continuing education shall be in the subjects determined by the Director as public health priorities of the District, which shall be duly published every five (5) years or as deemed appropriate;
- (d) Continuing education may be in current and emerging issues in marriage and family therapy such as the study of:
  - (1) Non-traditional families;
  - (2) Domestic violence;
  - (3) HIV;

- (4) Aging;
  - (5) End-of-life issues;
  - (6) Addiction and psychopharmacology; or
  - (7) Trauma; and
- (e) Applicants seeking the renewal of a license after December 31, 2018, shall also have completed two (2) hours of LGBTQ continuing education.

**Subsection 7707.5 is amended to read as follows:**

7707.5 To qualify for a license, a person in inactive status within the meaning of Section 511 of the Act (D.C. Official Code § 3-1205.11) who submits an application to reactivate a license shall have completed thirty (30) hours of approved continuing education meeting the requirements of § 7707.4 for each licensing period that the license was in inactive status.

**Subsection 7707.6 is amended to read as follows:**

7707.6 To qualify for a license, an applicant for reinstatement of a license to practice marriage and family therapy pursuant to Section 512 of the Act (D.C. Official Code § 3-1205.12) shall have completed fifteen (15) hours of approved continuing education for each year that the applicant was not licensed, up to a maximum of seventy-five (75) hours, provided further that the necessary continuing education shall meet the requirements of § 7707.4, as appropriate.

**Section 7799, DEFINITIONS, is amended as follows:**

**Subsection 7799.1 is amended as follows:**

**The following definition is added before the definition of “Face-to-face direct client contact”:**

**Director** – The Director of the Department of Health, or the Director’s designee.

All persons desiring to comment on the subject of this proposed rulemaking should file comments in writing not later than thirty (30) days after the date of the publication of this notice in the *D.C. Register*. Comments should be sent to the Department of Health, Office of the General Counsel, 899 North Capitol Street, N.E., 6<sup>th</sup> Floor, Washington, D.C. 20002, or by email to [Angli.Black@dc.gov](mailto:Angli.Black@dc.gov). Copies of the proposed rules may be obtained during the hours of 9:00 AM to 5:00 PM, Monday through Friday, excluding holidays by contacting Angli Black, Paralegal Specialist, at (202) 442-5977 or [Angli.Black@dc.gov](mailto:Angli.Black@dc.gov).

DEPARTMENT OF HEALTH

NOTICE OF SECOND PROPOSED RULEMAKING

The Director of the Department of Health, pursuant to the authority set forth in Section 302(14) of the District of Columbia Health Occupations Revision Act of 1985 (“Act”), effective March 25, 1986 (D.C. Law 6-99; D.C. Official Code § 3-1203.02(14) (2016 Repl.)); Section 510 of the Act, effective April 6, 2016 (D.C. Law 21-95; D.C. Official Code § 3-1205.10 (2016 Repl.)); Section 864 of the Act, effective March 26, 2014 (D.C. Law 20-96; D.C. Official Code § 3-1208.64 (2016 Repl.)); and Mayor’s Order 98-140, dated August 20, 1998, hereby gives notice of the intent to adopt a new Chapter 111 (Veterinary Euthanasia Technicians) of Title 17 (Business, Occupations, and Professionals) of the District of Columbia Municipal Regulations (DCMR), in not less than thirty (30) days from date of publication of this notice in the *D.C. Register*.

The purpose of this rulemaking is to certify and regulate the profession of veterinary euthanasia technicians in accordance with § 864 of the Act.

This rulemaking was previously published for public comments in the *D.C. Register* as a proposed rulemaking on October 19, 2018 at 65 DCR 11711. No comments were received; however, it is being published again as proposed rulemaking in order to add, in Subsection 11106.2, the requirement for continuing education in public health priorities as determined and amended from time to time by the Director.

**A new Chapter 111, VETERINARY EUTHANASIA TECHNICIANS, is added to Title 17 DCMR, BUSINESS, OCCUPATIONS, AND PROFESSIONALS, to read as follows:**

**CHAPTER 111 VETERINARY EUTHANASIA TECHNICIANS**

- 11100 GENERAL PROVISIONS**
- 11101 TERM OF CERTIFICATION**
- 11102 EDUCATIONAL REQUIREMENTS**
- 11103 KNOWLEDGE OF THE DISTRICT OF COLUMBIA VETERINARY JURISPRUDENCE**
- 11104 SCOPE OF PRACTICE**
- 11105 STANDARD OF CONDUCT**
- 11106 CONTINUING EDUCATION REQUIREMENTS**
- 11107 APPROVED CONTINUING EDUCATION PROGRAMS AND ACTIVITIES**
- 11108 TEMPORARY CERTIFICATIONS**
- 11199 DEFINITIONS**

**11100 GENERAL PROVISIONS**

11100.1 This chapter applies to persons authorized to practice as veterinary euthanasia technicians and persons applying for or holding a certificate to practice as

veterinary euthanasia technicians.

11100.2 Chapters 28 (Veterinary Medicine), 40 (Health Occupations: General Rules), and 41 (Health Occupations: Administrative Procedures) of this title shall supplement this chapter.

**11101 TERM OF CERTIFICATION**

11101.1 Subject to § 11101.2, a certificate issued pursuant to this chapter shall expire at 12:00 Midnight of December 31st of each odd-numbered year.

11101.2 If the Director changes the renewal system pursuant to § 4006.3 of Chapter 40 of this title, a certificate issued pursuant to this chapter shall expire at 12:00 Midnight of the last day of the month of the birthdate of the holder of the license, or other date established by the Director.

**11102 EDUCATIONAL REQUIREMENTS**

11102.1 Except as otherwise provided in this chapter, an applicant for veterinary euthanasia technician certificate shall have completed a Board-approved sixteen (16) hour certification course which includes:

- (a) Eight (8) hours of pharmacology and proper administration and storage of euthanasia solutions;
- (b) Two (2) hours of federal and state laws regulating the storage and accountability of euthanasia solutions;
- (c) Four (4) hours of euthanasia technicians’ stress management; and
- (d) Two (2) hours of disposal of euthanized animals.

**11103 KNOWLEDGE OF THE DISTRICT OF COLUMBIA VETERINARY JURISPRUDENCE**

11103.1 To qualify for certification under this chapter, an applicant shall demonstrate to the Board’s satisfaction that he or she possesses competent knowledge and understanding of the laws and rules pertaining to veterinary euthanasia practice in the District. The Board may adopt or implement a District of Columbia Veterinary Euthanasia Jurisprudence Examination or other methods such as mandatory educational sessions.

**11104 SCOPE OF PRACTICE**

11104.1 Euthanasia of animals may be performed only by:

- (a) A veterinarian licensed in accordance with D.C. Official Code § 3-1208.62;
- (b) A veterinary technician certified in accordance with Chapter 112 who is employed by and is performing his or her job duties for the Animal Care and Control Agency, meeting the definition of D.C. Official Code § 8-1802; or
- (c) A veterinary euthanasia technician certified under this chapter and performing euthanasia of animals in accordance with this chapter.

11104.2 A certified veterinary euthanasia technician may perform euthanasia of animals under the general supervision of a veterinarian licensed in the District, provided that the decision whether to euthanize an animal be made by a veterinarian or that the certified veterinary euthanasia technician is performing the euthanasia of an animal in accordance with the protocol and standards established by the veterinarian-in-charge.

11104.3 A certified veterinary euthanasia technician may, for the purpose of euthanization of animals and under the general supervision of a veterinarian licensed in the District, access, log, and administer euthanizing agents from the controlled substance repository in accordance with the protocols and standards established by the veterinarian-in-charge.

## **11105 STANDARD OF CONDUCT**

11105.1 A certified veterinary euthanasia technician shall not receive compensation for performing veterinary euthanasia services, except that he or she may receive a salary or other compensation provided by an employing veterinarian, veterinary facility licensed in accordance with D.C. Official Code § 47-2888.03, a humane society, an animal shelter, an animal control facility, or a wildlife rehabilitation facility.

## **11106 CONTINUING EDUCATION REQUIREMENTS**

11106.1 This section applies to applicants for the renewal of a veterinary euthanasia technician certificate, but does not apply to applicants for an initial certificate or for reactivation or reinstatement of a certificate.

11106.2 To qualify for the renewal of a certificate, an applicant shall have completed eight (8) hours of approved continuing education during the two (2) year period preceding the date the license expires. The required continuing education shall include two (2) hours of compassion fatigue continuing education and two (2) hours of LGBTQ continuing education and ten percent (10%) of the total required continuing education shall be in the subjects determined by the Director as public health priorities of the District, which shall be duly published



every five (5) years or as deemed appropriate.

## **11107 APPROVED CONTINUING EDUCATION PROGRAMS AND ACTIVITIES**

11107.1 The Board may approve continuing education programs and activities that contribute to the growth of professional competence in the practice of veterinary euthanasia and meet the requirements of this section.

11107.2 The Board may approve the following continuing education programs:

- (a) Continuing veterinary educational programs given by a College of Veterinary Medicine approved by the American Veterinary Medical Association (AVMA);
- (b) Lectures and scheduled courses or meetings approved by the AVMA;
- (c) Activities and programs approved by the American Association of Veterinary State Boards (AAVSB)'s Registry of Approved Continuing Education (RACE) program; or
- (d) Continuing educational programs given or arranged by the District of Columbia Veterinary Medical Association (DCVMA), the District of Columbia Academy of Veterinary Medicine (DCAVM), or the Board.

## **11108 TEMPORARY CERTIFICATIONS**

11108.1 The Board may issue temporary certificates in accordance with § 4007 of this title.

## **11199 DEFINITIONS**

11199.1 As used in this chapter, the following terms and phrases shall have the meanings ascribed:

**Act** - The District of Columbia Health Occupation Revision Act of 1985 (“Act”), effective March 25, 1986 (D.C. Law 6-99; D.C. Official Code §§ 3-1201.01 *et seq.*)

**Board** – the Board of Veterinary Medicine, established by § 221 of the Act, D.C. Official Code § 3-1202.21.

**Certificate** – A certificate issued pursuant to this chapter.

**Compassion fatigue continuing education** – continuing education focusing on self-care to address psychological or emotional stress brought on by

overwork, the drive to care for others, the need to care for sick or dying animal patients, or the need to euthanize animal patients.

**General supervision** – A veterinary euthanasia technician may perform his or her duties or functions while the supervising veterinarian is not on the premises but may be reached by phone, text, e-mail, or other immediate communication.

**Director** – the Director of the Department of Health, or the Director’s designee.

**LGBTQ continuing education** – Continuing education focusing on clients who identify as lesbian, gay, bisexual, transgender, gender nonconforming, queer, or question their sexual orientation or gender identity and expression (“LGBTQ”) meeting the requirements of § 510(b)(5) of the Act, D.C. Official Code § 3-1205.10(b)(5).

**Veterinarian** – A veterinarian licensed under the Act.

**Veterinarian-in-charge** – The veterinarian with authority and oversight of all veterinary medical personnel in a veterinary practice or facility, including a temporary designee authorized to act on behalf of the veterinarian-in-charge.

11199.2 The definitions in § 4099 of Chapter 40 of this title are incorporated by reference into and are applicable to this chapter.

All persons desiring to comment on the subject of this proposed rulemaking should file comments in writing not later than thirty (30) days after the date of the publication of this notice in the *D.C. Register*. Comments should be sent to the Department of Health, Office of the General Counsel, 899 North Capitol Street, N.E., 6<sup>th</sup> Floor, Washington, D.C. 20002, or by email to [Angli.Black@dc.gov](mailto:Angli.Black@dc.gov). Copies of the proposed rules may be obtained during the hours of 9:00 AM to 5:00 PM, Monday through Friday, excluding holidays by contacting Angli Black, Paralegal Specialist, at (202) 442-5977 or [Angli.Black@dc.gov](mailto:Angli.Black@dc.gov).

## DEPARTMENT OF HEALTH

**NOTICE OF SECOND PROPOSED RULEMAKING**

The Director of the Department of Health, pursuant to the authority set forth in § 302(14) of the District of Columbia Health Occupations Revision Act of 1985 (“Act”), effective March 25, 1986 (D.C. Law 6-99; D.C. Official Code § 3-1203.02(14) (2016 Repl.)), § 863 of the Act, effective March 26, 2014 (D.C. Law 20-96; D.C. Official Code § 3-1208.63 (2016 Repl.)), and Mayor’s Order 98-140, dated August 20, 1998, hereby gives notice of the intent to take proposed rulemaking action by adopting a new Chapter 112 (Veterinary Technicians) in Title 17 (Business, Occupations, and Professionals) of the District of Columbia Municipal Regulations (DCMR), in not less than thirty (30) days from date of publication of this notice in the *D.C. Register*.

The purpose of this rulemaking is to regulate the profession of veterinary technicians pursuant to the Health Professional Licensure Amendment Act of 2014, effective March 26, 2014 (D.C. Law 20-96; 61 DCR 1184 (February 14, 2014)), which authorized the regulation and licensing of veterinary technicians.

This rulemaking was previously published for public comments in the *D.C. Register* as a proposed rulemaking on October 19, 2018 at 65 DCR 11716. No comments were received; however, it is being published again as proposed rulemaking in order to add, in Subsections 11211.3 and 11211.4, the requirements for continuing education in public health priorities as determined and amended from time to time by the Director.

**A new Chapter 112, VETERINARY TECHNICIANS, is added to Title 17 DCMR, BUSINESS, OCCUPATIONS, AND PROFESSIONALS, to read as follows:**

**CHAPTER 112 VETERINARY TECHNICIANS**

<b>11200</b>	<b>GENERAL PROVISIONS</b>
<b>11201</b>	<b>TERM OF CERTIFICATION</b>
<b>11202</b>	<b>EDUCATIONAL REQUIREMENTS</b>
<b>11203</b>	<b>NATIONAL EXAMINATION</b>
<b>11204</b>	<b>KNOWLEDGE OF THE DISTRICT OF COLUMBIA VETERINARY JURISPRUDENCE</b>
<b>11205</b>	<b>ALTERNATIVE QUALIFICATION THROUGH EDUCATION AND TRAINING</b>
<b>11206</b>	<b>WAIVER OF EDUCATIONAL REQUIREMENTS</b>
<b>11207</b>	<b>CERTIFICATION BY ENDORSEMENT</b>
<b>11208</b>	<b>SCOPE OF PRACTICE</b>
<b>11209</b>	<b>STANDARDS OF CONDUCT</b>
<b>11210</b>	<b>SUPERVISION OF CLINICAL SUPPORT STAFF</b>
<b>11211</b>	<b>CONTINUING EDUCATION REQUIREMENTS</b>
<b>11212</b>	<b>APPROVED CONTINUING EDUCATION PROGRAMS AND ACTIVITIES</b>

**11213 AUTHORIZATION TO PRACTICE AS VETERINARY TECHNICIANS  
WITHOUT A CERTIFICATE  
11214 TEMPORARY CERTIFICATE  
11299 DEFINITIONS**

**11200 GENERAL PROVISIONS**

- 11200.1 This chapter applies to persons authorized to practice as veterinary technicians and persons applying for or holding a certificate to practice as veterinary technicians.
- 11200.2 Chapters 28 (Veterinarians), 40 (Health Occupations: General Rules), and 41 (Health Occupations: Administrative Procedures) of this title shall supplement this chapter.
- 11200.3 No persons may practice as a veterinary technician unless duly certified or authorized in accordance with this chapter.
- 11200.4 A veterinary technician certified under this chapter may refer to him- or herself or be referred to as a “veterinary nurse.”
- 11200.5 Unless duly certified under this chapter, no person shall use or imply the use of the words or terms “veterinary technician”, “V.T.”, “L.V.T.”, “certified veterinary technician”, “CVT”, “animal technician,” “veterinary nurse”, “animal nurse”, or any similar title or description of services with the intent to represent that the person practices as a veterinary technician.

**11201 TERM OF CERTIFICATION**

- 11201.1 Subject to § 11201.2, a certificate issued pursuant to this chapter shall expire at 12:00 Midnight of December 31st of each odd-numbered year.
- 11201.2 If the Director changes the renewal system pursuant to § 4006.3 of Chapter 40 of this title, a certificate issued pursuant to this chapter shall expire at 12:00 Midnight of the last day of the month of the birthdate of the holder of the license, or other date established by the Director.

**11202 EDUCATIONAL REQUIREMENTS**

- 11202.1 Except as otherwise provided in this chapter, an applicant for veterinary technician certification shall furnish proof satisfactory to the Board that the applicant has successfully graduated from a two (2) year associate program in the practice of veterinary technology or animal health at an institution accredited by the American Veterinary Medical Association (AVMA) Committee on Veterinary Technician Education and Activities (CVTEA) at the time the applicant graduated.

**11203 NATIONAL EXAMINATION**

11203.1 To qualify for certification, an applicant shall furnish proof of having obtained, no more than seven (7) years prior to the submission of a certification application under this chapter, a passing score on the Veterinary Technician National Examination (VTNE) or its successor examination, administered by the American Association of Veterinary State Boards (AAVSB) or its successor.

11203.2 The passing score for the VTNE shall be as established by AAVSB.

11203.3 An applicant shall arrange for the score to be transmitted to the Board directly from AAVSB.

**11204 KNOWLEDGE OF THE DISTRICT OF COLUMBIA VETERINARY JURISPRUDENCE**

11204.1 To qualify for certification under this section, an applicant shall demonstrate to the Board’s satisfaction that he or she possesses competent knowledge and understanding of the laws and rules pertaining to veterinary practice in the District. The Board may adopt or implement a District of Columbia Veterinary Jurisprudence Examination or other methods such as mandatory educational sessions.

**11205 ALTERNATIVE QUALIFICATION THROUGH EDUCATION AND TRAINING**

11205.1 Notwithstanding the requirement of § 11202, an applicant who does not meet the requirement of § 11202.1 may qualify for a veterinary technician certification if he or she:

(a) Has completed, with a minimum passing grade of C or equivalent, at least two-hundred and thirty (230) clock hours of post-secondary instruction relevant to the practice of veterinary technician, which includes:

- (1) Biology I;
- (2) Biology II;
- (3) Microbiology;
- (4) Chemistry;
- (5) Anatomy and physiology I; and
- (6) Anatomy and physiology II; and

- (b) Has accrued at least four thousand (4,000) hours of Directed Clinical Practice under the supervision of a licensed veterinarian.

11205.2 The Directed Clinical Practice required in § 11205.1(b) is supervised practice that shall provide the applicant with knowledge, skills, and abilities in the following areas:

- (a) Patient examination;
- (b) Emergency procedures;
- (c) Animal and zoonotic diseases;
- (d) Laboratory procedures;
- (e) Diagnostic imaging;
- (f) Surgical assisting;
- (g) Anesthesia;
- (h) Animal nursing, nutrition, and dentistry;
- (i) Animal behavior and welfare;
- (j) Animal handling and husbandry;
- (k) Pharmacology; and
- (l) Communication with clients.

11205.3 An applicant seeking to qualify for a veterinary technician certificate under this section shall prove his or her accrual of the Directed Clinical Practice required in § 11205.1(b) by submitting the supervising veterinarian's attestation of the applicant's proficiency in specific skills areas enumerated in § 11205.2.

11205.4 The Directed Clinical Practice required in § 11205.1(b) shall be accrued in no less than two (2) years and no more than five (5) years, except where the Board has granted an extension to the time limit for good cause shown.

## **11206 WAIVER OF EDUCATIONAL REQUIREMENTS**

11206.1 Notwithstanding the requirements of § 2902.1 or § 2905.1(a), an applicant who does not meet the educational requirement of § 2902.1 or § 11205.1 may qualify for certification under this section if:

- (a) The applicant has been performing the tasks of a veterinary technician on or during the twelve (12) months prior to the effective date of this chapter;
- (b) The applicant has performed the functions and duties of a veterinary technician under the supervision of a licensed veterinarian for a minimum of four thousand (4,000) hours accrued within a period of no less than two (2) years but no more than five (5) years;
- (c) The applicant submits an application for certification no later than twelve (12) months from the effective date of this chapter; and
- (d) The supervising veterinarian attests to the applicant’s proficiency in specific skill areas enumerated in § 11205.2.

**11207 CERTIFICATION BY ENDORSEMENT**

11207.1 Notwithstanding the requirement of § 11202, an applicant for certification who is licensed, certified, or registered as a veterinary technician in another jurisdiction in the United States may qualify for certification by endorsement if:

- (a) The applicant’s license, certificate, or registration is in good standing; and
- (b) The applicant meets the District of Columbia veterinary jurisprudence requirement in accordance with § 11204.

**11208 SCOPE OF PRACTICE**

11208.1 A veterinary technician shall not prescribe medication for or perform surgery, diagnosis, or prognosis on any animal.

11208.2 A veterinarian supervising a veterinary technician may delegate certain functions and duties to a veterinary technician in accordance with this section and only as consistent with the training, experience, and ability of the veterinary technician. The supervising veterinarian shall remain fully responsible and liable for all delegated functions and duties and all related actions performed by the veterinary technician.

11208.3 A supervising veterinarian may delegate the following functions and duties to a veterinary technician to be performed only under the veterinarian’s direct supervision:

- (a) Intraperitoneal injections;
- (b) Administration of intravenous chemotherapy medications;
- (c) Provision of sterile surgical assistance;

- (d) Skin stapling and suturing of existing surgical skin incisions; or
- (e) Placement of urinary catheters.

11208.4 A supervising veterinarian may delegate the following functions and duties to a veterinary technician to perform, at a minimum, under the veterinarian's indirect supervision:

- (a) Intravenous injections;
- (b) Intramuscular injections;
- (c) Cystocentesis;
- (d) Induction and maintenance of anesthesia (inhalation or injection);
- (e) Intubation;
- (f) Urinary bladder expression;
- (g) Surgical scrub preparation such as clipping and cleaning with an antiseptic;
- (h) Extraction of single-rooted, mobile teeth;
- (i) Application of bandages or splints; or
- (j) Accessing from the secured repository all Schedule II, III, IV and V drugs listed as part of the District of Columbia Uniform Controlled Substances Act of 1981, effective August 5, 1981 (D.C. Law 4-29; D.C. Official Code §§ 48-902.01 *et seq.*).

11208.5 A supervising veterinarian may delegate the following functions and duties to a veterinary technician to perform, at minimum, under the veterinarian's general supervision:

- (a) Administration of medications topically, orally, aurally, ophthalmologically, intranasally, or rectally;
- (b) Subcutaneous injections;
- (c) Administration of all vaccines, except rabies, which requires direct or indirect supervision of the veterinarian;
- (d) Placement of intravenous catheters;



- (e) Administration of intravenous fluids;
- (f) Collection of any of the following laboratory specimens: ear cytology, skin cytology, or fecal samples;
- (g) Performance of basic procedures such as fluorescein staining, tonometry, fecal direct preparation, complete urinalysis, total protein, packed cell volume, glucometer, venipuncture, or radiographs as directed by the supervising veterinarian;
- (h) Interpretation and input of medical notes;
- (i) Interpretation of the supervising veterinarian's instructions and transcription into layman's terms for clients;
- (j) Logging of the relevant controlled substances listed as part of the District of Columbia Uniform Controlled Substances Act of 1981, effective August 5, 1981 (D.C. Law 4-29; D.C. Official Code §§ 48-902.01 *et seq.*) as prescribed by the supervising veterinarian;
- (k) Performance and enforcement of medical protocols as established by the supervising veterinarian; or
- (l) Cardiopulmonary resuscitation (CPR).

11208.6 Notwithstanding the requirements of §§ 11208.4(i) and (j), and 11208.5(c), a veterinary technician employed by and performing his or her job duties for the Animal Care and Control Agency, meeting the definition of D.C. Official Code § 8-1802, may perform the following duties under a veterinarian's general supervision and in accordance with the standardized protocols established by the veterinarian-in-charge:

- (a) Application of bandages (but not splints);
- (b) Accessing, logging, and administering Schedule II, III, IV and V drugs listed as part of the District of Columbia Uniform Controlled Substances Act of 1981, effective August 5, 1981 (D.C. Law 4-29; D.C. Official Code §§ 48-902.01 *et seq.*), including euthanizing agents; or
- (c) Administration of the rabies vaccine.

## 11209 STANDARDS OF CONDUCT

11209.1 A veterinary technician shall adhere to and uphold the Veterinary Technician's Oath as adopted by the National Association of Veterinary Technicians in

America (NAVTA).

- 11209.2 A veterinary technician shall provide competent and timely delivery of veterinary care.
- 11209.3 A veterinary technician shall know his or her own limitations, shall not accept or perform professional responsibilities which the veterinary technician knows or has reason to know that he or she is not competent to perform, and shall seek intervention by a veterinarian whenever it would be in the patient's best interest.
- 11209.4 A veterinary technician shall keep his or her knowledge of veterinary medicine and skills current while he or she is engaging in clinical practice as a veterinary technician.
- 11209.5 A veterinary technician shall not act or fail to act in a manner that may cause a reasonable person to understand or believe that the veterinary technician is a veterinarian or can practice veterinary medicine independently.
- 11209.6 A veterinary technician shall not abandon or neglect a patient under his or her care and in need of immediate professional care, without making reasonable recommendations for the continuation of such care as within the scope of his or her lawful practice or seeking the attention of a veterinarian as appropriate.
- 11209.7 A veterinary technician shall respect the client's right to the treatment decision and treat the patient according to the client's desires within the bounds of accepted treatments.
- 11209.8 A veterinary technician shall assist the veterinarian in maintaining a complete and accurate record of each patient by ensuring that the record accurately reflects the veterinary technician's actions.
- 11209.9 A veterinary technician shall protect the confidentiality of patient records and maintain patient records in a manner consistent with the protection of the welfare of the patient and the client, and all applicable District of Columbia and federal laws.
- 11209.10 A veterinary technician shall make every effort to refrain from harming the patient.
- 11209.11 A veterinary technician shall not willfully harass, abuse, or intimidate a patient or client either physically or verbally.
- 11209.12 When informing the client of the status of the patient's health, a veterinary technician shall make comments that are truthful, informed, and justifiable.
- 11209.13 A veterinary technician shall not represent the care being rendered, or that is

needed, to a client in a false or misleading manner.

- 11209.14 A veterinary technician shall not practice veterinary medicine while under the influence of controlled substances, alcohol, or any other chemical agents, which impair the ability to practice.
- 11209.15 A veterinary technician with first-hand knowledge that a colleague is practicing veterinary medicine when under the influence of controlled substances, alcohol, or any other chemical agents that impair the ability to practice shall report such knowledge to the Board.
- 11209.16 A veterinary technician who contracts any disease, has a mental or physical impairment which affects his or her ability to safely practice, or becomes impaired in any way that might endanger patients or veterinary staff shall, with consultation and advice from a qualified physician or other authority, limit the activities of his or her practice to those areas that do not endanger patients or veterinary staff.
- 11209.17 A veterinary technician shall not engage in interpersonal relationships with clients that could impair his or her professional judgment or risk the possibility of exploiting the confidence placed in him or her by a client.
- 11209.18 A veterinary technician shall become familiar with the signs of abuse and neglect and report suspected cases of animal abuse to the proper authorities consistent with District of Columbia laws.
- 11209.19 A veterinary technician shall not recommend or perform unnecessary veterinary services or procedures.
- 11209.20 A veterinary technician shall not induce a client to purchase products or schedule procedures by misrepresenting the product's value, the necessity of the procedure, or the veterinary technician's own professional expertise in recommending the product or procedure.

## **11210 SUPERVISION OF CLINICAL SUPPORT STAFF**

- 11210.1 Members of a veterinarian's clinic support staff who are not certified veterinary technicians may perform the following functions and duties only under the direct supervision of a veterinarian or a veterinary technician:
- (a) Administration of medications topically, orally, aurally, ophthalmologically, intranasally, or rectally;
  - (b) Subcutaneous injections;
  - (c) Administration of vaccines, except that the rabies vaccine may not be

administered;

- (d) Placement of intravenous catheters;
- (e) Administration of intravenous fluids;
- (f) Collection of any of the following laboratory specimens: ear cytology, skin cytology, or fecal samples;
- (g) Performance of basic procedures such as fluorescein staining, tonometry, fecal direct preparation, complete urinalysis, total protein, packed cell volume, glucometer, venipuncture, or radiographs as directed by the supervising veterinarian;
- (h) Interpretation and input of medical notes;
- (i) Interpretation of the supervising veterinarian's instructions and transcription into layman's terms for clients;
- (j) Logging of the relevant controlled substances listed as part of the District of Columbia Uniform Controlled Substances Act of 1981, effective August 5, 1981 (D.C. Law 4-29; D.C. Official Code §§ 48-902.01 *et seq.*) as prescribed by the supervising veterinarian;
- (k) Performance and enforcement of medical protocols as established by the supervising veterinarian; or
- (l) Cardiopulmonary resuscitation (CPR).

11210.2 The supervising veterinarian shall remain fully responsible and liable for all delegated functions and duties and all related actions performed by the clinical support staff.

## **11211 CONTINUING EDUCATION REQUIREMENTS**

11211.1 This section shall apply to applicants for the renewal, reactivation, or reinstatement of a veterinary technician certificate, subject to Subsection 11211.2.

11211.2 This section shall not apply to applicants for an initial certificate by examination or endorsement, nor does it apply to applicants for the first renewal of a certificate.

11211.3 To qualify for the renewal of a certificate, an applicant shall have completed fourteen (14) hours of approved continuing education, including two (2) hours of LGBTQ continuing education, during the two (2) year period preceding the date the license expires. Ten percent (10%) of the total required continuing education

shall be in the subjects determined by the Director as public health priorities of the District, which shall be duly published every five (5) years or as deemed appropriate.

- 11211.4 To qualify for the reinstatement of a certificate in accordance with D.C. Official Code § 3-1205.12, an applicant shall have completed seven (7) hours of approved continuing education for each year during which the certificate remains expired, provided that two (2) of the total hours of continuing education required shall be LGBTQ continuing education and ten percent (10%) of the total required continuing education shall be in the subjects determined by the Director as public health priorities of the District, which shall be duly published every five (5) years or as deemed appropriate.

**11212 APPROVED CONTINUING EDUCATION PROGRAMS AND ACTIVITIES**

- 11212.1 The Board may approve continuing education programs and activities that contribute to the growth of professional competence in the practice of veterinary medicine and meet the requirements of this section.

- 11212.2 The Board may approve the following continuing education programs:

- (a) Continuing veterinary educational programs given by a College of Veterinary Medicine approved by the American Veterinary Medical Association (AVMA);
- (b) Lectures and scheduled courses or meetings approved by the AVMA;
- (c) Activities and programs approved by the American Association of Veterinary State Boards (AAVSB)'s Registry of Approved Continuing Education (RACE) program; or
- (d) Continuing educational programs given or arranged by the District of Columbia Veterinary Medical Association (DCVMA), the District of Columbia Academy of Veterinary Medicine (DCAVM), or the Board.

**11213 AUTHORIZATION TO PRACTICE AS VETERINARY TECHNICIANS WITHOUT A CERTIFICATE**

- 11213.1 The following persons may be issued a temporary authorization to practice as veterinary technicians without a license:

- (a) A student enrolled in an accredited veterinary technician program who engages in the practice of veterinary medicine under supervision and in accordance with D.C. Official Code § 3-1201.03(c);

- (b) An applicant who has filed an initial application and is awaiting action on that initial application in accordance with D.C. Official Code § 3-1201.03(e); or
  - (c) A person seeking to complete four thousand (4,000) hours of Directed Clinical Practice to qualify for certification in accordance with § 11205.1(b).
- 11213.2 A person may be authorized to practice under this section only under supervision of a licensed veterinarian in good standing.
- 11213.3 A person seeking authorization to practice to accrue Directed Clinical Practice hours shall submit a request for such authorization to the Board jointly with the intended supervising veterinarian.
- 11213.4 Supervised practice permitted in accordance with § 11213.1(b) or (c) may not begin until the Board has issued the authorization for such practice based on its review of the detail of the proposed practice and supervision.
- 11213.5 An authorization to practice as a veterinary technician pursuant to § 11213.1(c) shall not exceed one (1) year and may be renewable each year up to and not exceeding five (5) years, provided, however, that the Board may grant a further extension for good cause shown.
- 11213.6 Practice authorized under this section shall cease immediately upon the termination of the supervision by either the supervisor or the supervisee.
- 11213.7 The veterinarian supervising person(s) in accordance with §§ 11213.1(b) or (c) shall inform the Board immediately upon the termination of the supervision.
- 11213.8 A person authorized to practice under this section shall not in any way represent himself or herself or allow himself or herself to be represented to the public or clients as a certified veterinary technician.
- 11213.9 A person authorized to practice under this section shall be subject to all provisions of the law and regulations applicable to a certified veterinary technician and may be subject to disciplinary action by the Board in accordance with D.C. Official Code § 3-1205.14.
- 11213.10 A veterinarian supervising a person practicing under this section shall be fully responsible for the action and conduct of the supervisee and may be subject to disciplinary action for any violation of the law or regulations by the supervisee.

**11214 TEMPORARY CERTIFICATE**

11214.1 The Board may issue temporary certificates in accordance with § 4007 of this title.

**11299 DEFINITIONS**

11299.1 As used in this chapter, the following terms and phrases shall have the meanings ascribed:

**Act** – the District of Columbia Health Occupation Revision Act of 1985, effective March 25, 1986 (D.C. Law 6-99; D.C. Official Code §§ 3-1201.01 *et seq.*).

**Board** – the Board of Veterinary Medicine, established by § 221 of the Act (D.C. Official Code § 3-1202.21).

**Certificate** – a certificate issued pursuant to this chapter.

**Client** – an owner or person who has been authorized to make decisions regarding the care and treatment of the patient.

**Clinical Support Staff** – person or persons, other than a veterinarian certified under this chapter, who may perform veterinary supportive procedures authorized by District of Columbia law or regulations under the specified supervision of a licensed veterinarian or a certified veterinary technician.

**Direct supervision** – when a veterinary technician performs his or her duties or functions while the supervising veterinarian is working directly with and in same area as the veterinary technician.

**Director** – the Director of the Department of Health, or the Director’s designee.

**General supervision** – when a veterinary technician performs his or her duties or functions while the supervising veterinarian is reachable by phone, text, e-mail, or other immediate communication. The supervising veterinarian is not required to be on the premises for general supervision.

**Indirect supervision** – when a veterinary technician performs his or her duties or functions while the supervising veterinarian is on the premises and available for assistance.

**LGBTQ continuing education** - continuing education focusing on human clients who identify as lesbian, gay, bisexual, transgender, gender nonconforming, queer, or question their sexual orientation or gender identity and expression (“LGBTQ”) and meeting the requirements of §

510(b)(5) of the Act (D.C. Official Code § 3-1205.10(b)(5)).

**Patient** - an animal or group of animals examined or treated by a veterinarian and/or a veterinary technician.

**Supervising veterinarian** – a veterinarian licensed under the Act who employs, utilizes, or supervises a veterinary technician in accordance with this title.

**Veterinarian** – a veterinarian licensed under the Act.

**Veterinarian-in-charge** – the veterinarian with authority and oversight of all veterinary medical personnel in a veterinary practice or facility, including a temporary designee authorized to act on behalf of the veterinarian-in-charge.

11299.2 The definitions in § 4099 of Chapter 40 of this title are incorporated by reference into and are applicable to this chapter.

All persons desiring to comment on the subject of this proposed rulemaking should file comments in writing not later than thirty (30) days after the date of the publication of this notice in the *D.C. Register*. Comments should be sent to the Department of Health, Office of the General Counsel, 899 North Capitol Street, N.E., 6<sup>th</sup> Floor, Washington, D.C. 20002, or by email to [Angli.Black@dc.gov](mailto:Angli.Black@dc.gov). Copies of the proposed rules may be obtained during the hours of 9:00 AM to 5:00 PM, Monday through Friday, excluding holidays by contacting Angli Black, Paralegal Specialist, at (202) 442-5977 or [Angli.Black@dc.gov](mailto:Angli.Black@dc.gov).



DEPARTMENT OF HEALTH

NOTICE OF PROPOSED RULEMAKING

Rodent Control Regulations

The Director of the District of Columbia Department of Health, pursuant to Sections 4902 (a)(13) and 4908 of the Department of Health Functions Clarification Act of 2001 (Act), effective October 3, 2001 (D.C. Law 14-28; D.C. Official Code §§ 7-731(a)(13) and 7-737 (2018 Repl.)); Section 902 of the Rodent Control Act of 2000, effective October 19, 2000, (D.C. Law 13-172; D.C. Official Code §§ 8-2101.01 *et seq.* (2013 Repl.)); Section 11 of the Litter Control Administration Act of 1985, effective March 25, 1986 (D.C. Law 6-100; D.C. Official Code §§ 8-801 *et seq.* (2013 Repl.)); the Preventive Health Services Amendment Act of 1985, effective November 27, 1985 (D.C. Law 6-83; D.C. Official Code § 7-131(a) (2018 Repl.)); Mayor’s Order 2000-184, dated December 5, 2000, and Mayor’s Order 98-141 dated August 20, 1998, hereby gives notice of the intent to repeal Chapter 1 (Health Nuisances) and Chapter 2 (Health Nuisances: Rodent Control) in Subtitle I (Health Nuisances, Rodent and Vector Control Regulations), Title 25 (Food Operations and Community Hygiene Facilities) of the District of Columbia Municipal Regulations (DCMR) in its entirety; and adopt new Subtitle I (Public Health Nuisances and Rodent Control Regulations) in its place.

The regulations will establish new standards for identifying public health nuisances, enforcement remedies; and definitions.

The Director hereby gives notice of the intent to take final rulemaking action to adopt the proposed rules in not less than thirty (30) days from the date of publication of this notice in the *D.C. Register*. The proposed rules shall not become effective until a Notice of Final Rulemaking is published in the *D.C. Register*.

**Title 25-I DCMR, HEALTH NUISANCES, RODENT AND VECTOR CONTROL REGULATIONS, is deleted in its entirety.**

**A new Subtitle I of Title 25 DCMR, FOOD OPERATIONS AND COMMUNITY HYGIENE FACILITIES, is added to read as follows:**

**SUBTITLE I PUBLIC HEALTH NUISANCES AND RODENT CONTROL REGULATIONS**

**CHAPTER 1: TITLE AND INTENT**

- 100 TITLE – PUBLIC HEALTH NUISANCES AND RODENT CONTROL REGULATIONS**
- 101 INTENT**
- 102 COMPLIANCE WITH DISTRICT LAWS AND REGULATIONS**

**CHAPTER 2: TYPES OF PUBLIC HEALTH NUISANCES AND VIOLATIONS, AND RAZING OF BUILDINGS AND STRUCTURES**

- 200 PUBLIC HEALTH NUISANCES – ENVIRONMENTAL CONDITIONS, ORGANIC DECAY, AND ODORS
- 201 PUBLIC HEALTH NUISANCES – PRESENCE OF RODENT ACTIVITY, PRIVATE PROPERTY
- 202 PUBLIC HEALTH NUISANCES – RODENT HARBORAGE CONDITIONS, PRIVATE PROPERTY
- 203 ISSUANCE OF NOTICE TO ABATE VIOLATION – PRIVATE PROPERTY, RESIDENTIAL AND COMMERCIAL
- 204 ISSUANCE OF NOTICE TO ABATE VIOLATION – ENVIRONMENTAL CONDITIONS ON PRIVATE PROPERTY, RESIDENTIAL AND COMMERCIAL, AND TIME FRAME FOR CORRECTIVE ACTION
- 205 ISSUANCE OF NOTICE TO ABATE VIOLATION – INDIVIDUAL HOMEOWNERS AND MULTI-RESIDENTIAL/APARTMENT BUILDINGS CONSISTING OF THREE (3) OR FEWER UNITS, CONTENT AND TIME FRAME FOR CORRECTIVE ACTION
- 206 ISSUANCE OF NOTICE TO ABATE VIOLATION – MULTI-RESIDENTIAL/APARTMENT BUILDINGS CONSISTING OF FOUR (4) OR MORE UNITS AND COMMERCIAL PROPERTIES, CONTENT AND TIME FRAME FOR CORRECTIVE ACTION
- 207 ISSUANCE OF NOTICE TO INSPECT BEFORE RAZING OF BUILDINGS AND OTHER STRUCTURES

**CHAPTER 3: OUTREACH ACTIVITIES, INSPECTIONS, AND ADMINISTRATIVE REMEDIES**

- 300 OUTREACH ACTIVITIES – PUBLIC AND PRIVATE SPACES
- 301 INSPECTIONS – AUTHORITY AND RIGHT OF ENTRY FOR PUBLIC HEALTH NUISANCES
- 302 INSPECTIONS AND TREATMENT OF PUBLIC OUTDOOR SPACES
- 303 INSPECTIONS – PRIVATE OUTDOOR SPACES
- 304 ADMINISTRATIVE REMEDIES – NOTICES TO ABATE VIOLATIONS, FINES
- 305 ADMINISTRATIVE REMEDIES – NOTICES OF INFRACTIONS (NOIS), FINES AND PENALTIES
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**CHAPTER 4 SERVICE OF PROCESS, CRIMINAL SANCTIONS, AND JUDICIAL REVIEW**

- 400 SERVICE OF PROCESS, NOTICES, PROPER METHODS
- 401 SERVICE OF PROCESS – NOTICE, EFFECTIVENESS
- 402 SERVICE OF PROCESS – PROOF OF PROPER SERVICE
- 403 CRIMINAL SANCTIONS – CRIMINAL FINES, IMPRISONMENT
- 404 JUDICIAL REVIEW – APPEALS

**CHAPTER 99: DEFINITIONS**

**9900 GENERAL PROVISIONS**

**9901 DEFINITIONS**

**CHAPTER 1 TITLE AND INTENT**

**100 TITLE – PUBLIC HEALTH NUISANCES AND RODENT CONTROL REGULATIONS**

100.1 These provisions shall be known as the Public Health Nuisances and Rodent Control Regulations.

**101 INTENT**

101.1 The purpose of these regulations is to protect public health and the environment by establishing standards to control, reduce, and eradicate conditions that foster rodent activity in the District of Columbia.

**102 COMPLIANCE WITH DISTRICT LAWS AND REGULATIONS**

102.1 The provisions in these regulations apply to public spaces and private properties, and residential and commercial activities regulated under:

- (a) The Rodent Control Act of 2000, effective October 19, 2000 (D.C. Law 13-172; D.C. Official Code §§ 8-2103.01 *et seq.* (2013 Repl.));
- (b) The Litter Control Administration Act of 1985, effective March 25, 1986 (D.C. Law 6-100; D.C. Official Code §§ 8-801 *et seq.* (2013 Repl.));
- (c) The Preventive Health Services Amendment Act of 1985, as amended, effective November 27, 1985 (D.C. Law 6-83; D.C. Official Code § 7-131(a) (2018 Repl.)); and
- (d) Chapter 27 (Refuse, Recyclables, and Returnables) of Subtitle A (Retail Food Code Regulations) of Title 25 (Food Operations and Community Hygiene Facilities) of the District of Columbia Municipal Regulations (DCMR).

**CHAPTER 2 TYPES OF PUBLIC HEALTH NUISANCES AND VIOLATIONS, AND RAZING OF BUILDINGS AND STRUCTURES**

**200 PUBLIC HEALTH NUISANCES – ENVIRONMENTAL CONDITIONS, ORGANIC DECAY, AND ODORS**

200.1 The Department of Health (Department) shall deem organic decay, nuisance odors, or any other offensive substances in the District of Columbia that is

thrown, placed or allowed to remain on any street, avenue, alley, sidewalk, gutter, public space or private property, or open lot, or environmental conditions injurious to public health in accordance with the Preventive Health Services Amendment Act of 1985, effective November 27, 1985 (D.C. Law 6-83; D.C. Official Code § 7-174 (2018 Repl.)) including but not limited to:

- (a) Filth;
- (b) The contents of cesspools;
- (c) Offal;
- (d) Solid Waste;
- (e) Foul water;
- (f) Refuse from factories, warehouses, or commercial operations;
- (g) Construction and demolition waste;
- (h) Ordure;
- (i) Urine; or
- (j) Composting of decayed animal or vegetable matter in accordance with the Home Composting Incentives Amendment Act of 2018, effective July 17, 2018 (D.C. Law 22-146; D.C. Official Code §§ 8-1031.12(b)) (2018 Supp.)).

**201 PUBLIC HEALTH NUISANCES – PRESENCE OF RODENT ACTIVITY, PRIVATE PROPERTY**

201.1 Rodent activity in buildings, structures, or open spaces whether public land or private property is a health nuisance injurious to public health.

201.2 When conducting complaint-based or field inspections, the Department shall determine the existence of past or present rodent activity by observing one or more of the following occurrences:

- (a) Burrows or nests;
- (b) Fecal droppings;
- (c) Rub marks;
- (d) Gnaw marks, such as rodent gnawed food;

- (e) Runways;
- (f) Odors; or
- (g) Live or dead rodents.

201.3 Property owners shall control, reduce, and eradicate rodent activity on their property by:

- (a) Inspecting their property frequently, including along fence lines, for signs of rodent activity, as specified in section 201.2;
- (b) Removing dead rodents from their property to prevent the accumulation, decomposition, or attraction of pests; and
- (c) Obtaining a D.C. licensed and certified pest exterminator/ contractor to treat rodent burrows found on their property pursuant to section 207.4(a) of these Regulations.

**202 PUBLIC HEALTH NUISANCES – RODENT HARBORAGE CONDITIONS, PRIVATE PROPERTY**

202.1 Property owners shall inspect their property for conditions that could support rodent harborage before they transfer or change the occupancy of any property in the District.

202.2 The Department shall consider one or more of the following rodent harborage conditions a nuisance injurious to public health:

- (a) Grass or weed growth at eight inches (8”) or higher on public or private property, in accordance with Section 908(a) of the Rodent Control Act of 2000, effective October 19, 2000 (D.C. Law 13-172; D.C. Official Code § 8-2103.05(a) (2013 Repl.)), not including “critical areas” designated by the Department of Energy and Environment pursuant to the Fisheries and Wildlife Omnibus Amendment Act of 2016, effective May 19, 2017 (D.C. Law 21-282, § 202; D.C. Official Code § 8-1731.02 (2018 Supp.));
- (b) Allowing spillage from outdoor receptacles or waste handling units such as collection vehicles to remain on the property;
- (c) Accumulating trash, animal fecal matter, discarded items and furniture, boxes, tires, vehicles, or construction materials on the property;
- (d) Accumulating trash, debris, discarded or unnecessary items on public property, such as tree beds, alleyways, or roadways.

- (e) Accumulating trash, debris, discarded or unnecessary items on any part of private property, including porches, basement well areas, yard areas, or other exterior areas;
- (f) Accumulating trash, debris, discarded or unnecessary items on any part of private property adjacent to public or private property, such as garages, driveways, or other exterior areas.
- (g) Storing pet food or bird feed in containers that are not rodent-proof or leaving uneaten pet food or bird feed on the ground after feedings;
- (h) Placing refuse in plastic bags outside of container to store and dispose of solid waste other than yard waste;
- (i) Improperly storing debris, solid waste, food waste, or grease receptacles outdoors;
- (j) Storing debris, solid waste, food waste, or grease outdoors in residential receptacles that are accessible to rodents and other pests;
- (k) Storing debris, solid waste, food waste, or grease in outdoor receptacles that are not rodent proof, as defined in Section 9901 of these regulations, due to damaged or improper construction;
- (l) Storing debris, solid waste, food waste, or grease in outdoor receptacles that are not rodent proof, as defined in Section 9901 of these regulations, due to improper maintenance;
- (m) Storing food waste or grease in outdoors receptacles that are not rodent proof, with tight fitting lids, doors, or covers, as defined in Section 9901 of these regulations;
- (n) Storing food waste outdoors in receptacles that are not durable, cleanable, insect and rodent proof, leak proof, and nonabsorbent, as defined in Section 9901 of these regulations;
- (o) Storing food waste outdoors in unprotected plastic bags and paper bags, or baled units that contain materials with food residue;
- (p) Storing debris, solid waste, food waste, or grease outdoors in waste receptacles that do not have drain plugs in place;
- (q) Maintaining an insufficient number of waste receptacles to properly store the amount of debris, solid waste, food waste, or grease being generated;

- (r) Storing debris, solid waste, food waste, or grease on an outdoor surface that is not constructed of nonabsorbent material such as concrete or asphalt;
- (s) Storing debris, solid waste, food waste, or grease on an outdoor surface that is not smooth, durable and sloped to drain;
- (t) Using an outdoor storage or enclosure area that is not constructed of durable and cleanable materials to store debris, solid waste, food waste, or grease;
- (u) Using an outdoor storage or enclosure area that lacks sufficient capacity to hold debris, solid waste, food waste, or grease being stored;
- (v) Using an on-site compactor that is not installed flushed with the base pad under the unit that does not provide easy access to effectively clean around the unit;
- (w) Storing discarded or unnecessary items in outdoor storage or enclosure areas;
- (x) Soiled waste receptacles not cleaned on a regular basis to prevent the development of buildup of waste matter or from becoming an attractant to insects and rodents; or
- (y) Not using regularly scheduled pickups to remove debris, solid waste, food waste, or grease from the property at a frequency that minimizes the development of objectionable odors and other conditions that attract or harbor insects and rodents.

**203 ISSUANCE OF NOTICE TO ABATE VIOLATION – PRIVATE PROPERTY, RESIDENTIAL AND COMMERCIAL**

203.1 Property owners shall comply with all Notices to Abate Violations issued by the Department for:

- (a) Environmental conditions identified in Subsection 200.1 of these regulations;
- (b) Rodent Activity identified in Subsections 201.2 of these regulations; and
- (c) Rodent Harborage Conditions identified in Subsection 202.2 of these regulations.

203.2 If the property owner fails or refuses to comply with Subsection 203.1, the Department shall impose special assessments, fines, and penalties as specified in

Sections 304, 305, and 306 of these regulations against the property and the property owner.

**204 ISSUANCE OF NOTICE TO ABATE VIOLATION – ENVIRONMENTAL CONDITIONS ON PRIVATE PROPERTY, RESIDENTIAL AND COMMERCIAL, AND TIME FRAME FOR CORRECTIVE ACTION**

204.1 If the Department determines the presence of environmental conditions on private property, as specified in Subsection 200.1, the Department shall issue the property owner a Notice to Abate Violation, which shall include:

- (a) A description of the environmental condition observed or reported on the property;
- (b) The corrective action the property owner will be required to take for the cleanup or removal of environmental conditions identified in Subsection 204.1(a) from the premises, including proof of proper removal and disposal; and
- (c) A statement notifying the property owner that special assessments, fines, and penalties as specified in Sections 304 and 306 of these regulations may be assessed against the property if all corrective actions identified in Subsection 204.1(b) are not completed within fourteen (14) days from the date on the Notice to Abate Violation.

204.2 If a property owner fails to comply with Subsections 204.1(b) and (c), the Department shall issue the property owner a Notice of Infraction as specified in Section 305 of these regulations, except for property owners identified in Section 205 of these regulations.

**205 ISSUANCE OF NOTICE TO ABATE VIOLATION – INDIVIDUAL HOMEOWNERS AND MULTI-RESIDENTIAL / APARTMENT BUILDINGS CONSISTING OF THREE (3) OR FEWER UNITS, CONTENT AND TIME FRAME FOR CORRECTIVE ACTION**

205.1 If the Department determines the presence of rodent activity or rodent harborage conditions on private property, as specified in Subsections 200.1, 201.2 and 202.2, the Department shall issue the property owner a Notice to Abate Violation, which shall include:

- (a) Information regarding where the rodent activity was observed or reported on the property;
- (b) Information as to what corrective action or actions the property owner will be required to take to reduce or eliminate the rodent activity or rodent harborage conditions including proof of proper disposal; and



- (c) A statement notifying the property owner that special assessments, fines, and penalties pursuant to Sections 203, 304 and 306 of these Regulations may be assessed against the property if all corrective actions identified in Subsection 205.1(b) are not completed within fourteen (14) days from the date on the Notice to Abate Violation.

**206 ISSUANCE OF NOTICE TO ABATE VIOLATION – MULTI-RESIDENTIAL / APARTMENT BUILDINGS CONSISTING OF FOUR (4) OR MORE UNITS AND COMMERCIAL PROPERTIES, CONTENT AND TIME FRAME FOR CORRECTIVE ACTION**

206.1 If the Department determines that there are environmental conditions, rodent activity, or rodent harborage conditions in private commercial buildings or structures, as specified in Subsections 200.1, 201.2, and 202.2 of these regulations, the Department shall issue the property owner a Notice to Abate Violation, which:

- (a) States the nature of the violation observed or reported on the property;
- (b) Requires the property owner to take corrective action by:
  - (1) Reducing or eliminating violations identified in Subsection 206.1(a) were cleaned-up and removed, with proof of proper disposal;
  - (2) Sealing all visible rodent entryways with hardware cloth or other appropriate material to prevent active infestation or to prevent a re-infestation; and
  - (3) Ensuring that all corrective action is performed by a licensed and certified pest controller, as specified in Subsection 207.4(a); and
- (c) Notifies the property owner that special assessments, fines, and penalties pursuant to Sections 203, 304 and 306 of these regulations may be assessed against the property if all corrective actions identified in Subsection 206.1(b) are not completed within fourteen (14) days from the date on the Notice to Abate Violation.

206.2 The Department shall issue a Notice of Infraction to the property owner who does not comply with Subsections 206.1(b) and (c), Section 305 of these regulations.

**207 ISSUANCE OF NOTICE TO INSPECT BEFORE RAZING OF BUILDINGS AND OTHER STRUCTURES**

207.1 The Director of the Department and the Director of the Department of Consumer and Regulatory Affairs (DCRA) are authorized to make, or cause to be made, inspections of existing buildings and structures to determine the prevalence of rodents or rodent harborage conditions for the protection of public health under the Preventive Health Services Amendment Act of 1985, effective November 27, 1985 (D.C. Law 6-83; DC Official Code §§ 7-131(a) and 7-138 (2018 Repl.)).

207.2 Before authorizing the demolition, move, or removal a building or structure, in whole or in part as specified in Section 7-138 of the D.C. Official Code and Subsections 207.4, 207.5, and 207.7 of these regulations, DCRA shall require property owners to submit the following documents issued by the Department of Health:

- (a) An Inspection Report; and
- (b) An “Approval for the Issuance of a DCRA Raze Permit”.

207.3 As part of DCRA’s Raze Application process, DCRA shall:

- (a) Assign Raze Permits to the Department of Health for review and approval through the electronic plan review system which is currently “ProjectDox”;
- (b) Provide property owners with written Instructions to contact the Department of Health to schedule an inspection within thirty (30) days of filing an “Application for Raze Permit” with DCRA;
- (c) After the property owner contacts the Department of Health to schedule an inspection, the Department shall issue the property owner a “Notice to Inspect” within two (2) weeks of the scheduled inspection; and
- (d) An “Approval for the Issuance of a DCRA Raze Permit” shall be issued by the Department of Health to the property owner as specified in Subsection 207.7.

207.4 If during an inspection, the Department of Health observes evidence of rodent activity or rodent harborage conditions, the Department shall require the property owner to:

- (a) Provide the Department with a copy of a professional service contract and service schedule, which documents the following information:

- (1) The Name and address of a D.C. licensed and certified pest exterminator/contractor the property owner has contracted with to treat the building or structure in accordance with the DCMR, Chapters 22 through 25; and
  - (2) The type of rodenticide to be used under the contract; and
  - (3) Frequency of treatment and treatment date(s), including the last date of treatment under the contract;
- (b) Seal all holes and gaps in the building, or other structure, or part thereof;
  - (c) Remove all trash or refuse and discarded items from the premises;
  - (d) Cleanup and remove environmental conditions injurious to public health from the premises, and provide proof of proper removal and disposal; and
  - (e) Complete all corrective action required by the Department in accordance with these Regulations.
- 207.5 The Department shall conduct a re-inspection of the property to ensure that all corrective actions identified in the Inspection Report were completed.
- 207.6 The Inspection Report shall include a statement that special assessments, fines, and penalties pursuant to Sections 203, 304 and 306 of these regulations may be assessed against the property if all corrective actions identified in Subsection 207.4(e) are not completed within the timeframe identified in the Inspection Report.
- 207.7 If the Department verifies the property owner is in compliance with Subsection 207.4, the Department shall issue the property owner an “Approval for the Issuance of a DCRA Raze Permit” within seven (7) business days of conducting an inspection or re-inspection, which states: “Proper measures have been taken to eradicate and prevent the spread of rodents from the premises.”
- 207.8 The property owner shall maintain a record of all corrective actions completed as specified in Subsection 207.4, verified by the Department as specified in Subsection 207.7, for the duration of the project.
- 207.9 The property owner shall comply with Subsections 207.1 through 207.7 of these Regulations if the Mayor or his or her designated agent orders the demolition or removal of an insanitary or unsafe building, or part thereof, other than a fence or shed.

- 207.10 The Department shall issue the property owner a Notice to Abate Violation, pursuant to Section 203 of these Regulations if the property owner fails to comply with Subsections 207.4(e) and 207.6.
- 207.11 The Department shall issue the property owner a Notice of Infraction pursuant to Section 305 of these Regulations if the property owner fails to comply with Subsection 207.6.
- 207.12 The Department shall not issue an “Approval for the Issuance of a DCRA Raze Permit” if there are outstanding assessments, fines, and/or penalties against the property or the property owner pursuant to Subsection 207.6 of these Regulations.

### **CHAPTER 3 OUTREACH ACTIVITIES, INSPECTIONS, AND ADMINISTRATIVE REMEDIES**

#### **300 OUTREACH ACTIVITIES – PUBLIC AND PRIVATE SPACES**

- 300.1 In an effort to prevent conditions on public space and private property that are injurious to public health, the Department shall:
- (a) Conduct outreach and education activities targeting public and private space; and
  - (b) Coordinate outreach and education with other District agencies through interagency agreements targeting the elimination of rodents.

#### **301 INSPECTIONS – AUTHORITY AND RIGHT OF ENTRY FOR PUBLIC HEALTH NUISANCES**

- 301.1 The Department is authorized to inspect public outdoor spaces and private properties as specified in these regulations.
- 301.2 A property owner or his agent or representative and the lessee or occupant of any such vessel, premises, grounds, structure, or building, or part thereof, and every person having the care and management thereof shall provide a Department representative access to any building or premises during hours of operation or other reasonable times as determined by the Department, to conduct inspections identified in Sections 200, 201, and 202 of these regulations. The Department representative shall present the property owner with official credentials and the state the purpose of their visit.
- 301.3 If the property owner or his agent or representative and the lessee or occupant of any such vessel, premises, grounds, structure, or building, or part thereof, and every person having the care and management thereof refuses to allow the Department entry during normal business hours or at other reasonable times, the

Department may impose special assessments, fines, and penalties as specified in Sections 304, 305, and 306 of these regulations against the property.

### **302 INSPECTIONS AND TREATMENT OF PUBLIC OUTDOOR SPACES**

302.1 The Department shall inspect public outdoor spaces where rodents or rodent harborage conditions are:

- (a) Observed by the Department through an inspection; or
- (b) Reported to the Department by the public.

302.2 The Department shall treat the inspected areas when it observes evidence of rodent activity or harborage conditions in public outdoor spaces.

### **303 INSPECTIONS – PRIVATE OUTDOOR SPACES**

303.1 The Department shall inspect private outdoor spaces for public health nuisance violations identified in Sections 200, 201, and 202 that have been:

- (a) Observed by the Department through an inspection;
- (b) Reported to the Department by the public; or
- (c) At the public's request.

### **304 ADMINISTRATIVE REMEDIES – NOTICES TO ABATE VIOLATIONS, FINES**

304.1 The Department shall issue an administrative order for public health nuisance violations associated with a particular residence or commercial property pursuant to the Litter Control Administration Act of 1985, effective March 25, 1986 (D.C. Law 6-100; D.C. Official Code §§ 8-801 *et seq.* (2013 Repl.)) and these Regulations.

304.2 Pursuant to the Litter Control Act of 1985, as amended, and Section 306 of these Regulations, the Department shall impose special assessments, fines, and penalties against the property when public health nuisance violations are not corrected within the allotted timeframe as directed in the Notice to Abate Violation.

### **305 ADMINISTRATIVE REMEDIES – NOTICES OF INFRACTIONS (NOIS), FINES AND PENALTIES**

305.1 The Department may impose against any property owner civil infraction fines and penalties for violations of any provision of these Regulations pursuant to the

Department of Consumer & Regulatory Affairs Civil Infractions Act of 1985 (Civil Infractions Act), effective October 5, 1985 (D.C. Law 6-42; D.C. Official Code §§ 2-1801.01 *et seq.* (2016 Repl.)); and the Preventive Health Services Amendment Act of 1985, as amended, effective November 27, 1985 (D.C. Law 6-83; D.C. Official Code § 7-176 (2018 Repl.)).

305.2 A property owner who receives a Notice of Infraction as specified in Subsection 400.1, may pay the assessed fine or appear before the Office of Administrative Hearings as directed on the reverse side of the Notice of Infraction in accordance with the “Office of Administrative Hearings Rules of Practice and Procedure” in Section 2808, Title 1 of the District of Columbia Municipal Regulation.

**306 ADMINISTRATIVE REMEDIES – SPECIAL ASSESSMENTS ON PRIVATE PROPERTY AND INTEREST ON UNPAID FINES**

306.1 The Department shall levy special assessments against any land, and improvements on the land to correct certain health hazards that have resulted from the harborage of rodents, including cleanup, abatement, and preventive measures, if the Department determines action is necessary to protect human health and one or more of the following conditions exist:

- (a) Action is required to protect public space;
- (b) The Department is unable to contact the property owner or his agent or representative, or person having the care and management of the land and improvements on the land by telephone, email, or first-class or registered mail within fourteen (14) days from the date on the Notice to Abate Violation or less as determined by the Mayor to protect the public’s health; or
- (c) A situation exists that requires immediate action by the Department to protect human health; or
- (d) The property owner or his agent or representative, or person having the care and management of the land and improvements on the land has failed or refused to comply with the Notice to Abate Violation within fourteen (14) days from the date on the Notice to Abate Violation as specified in Section 203 of these Regulations.

306.2 The Department shall levy a special assessment against any land and the improvements on the land to which any unpaid fines or penalties have been imposed pursuant to these Regulations in accordance with Section 907(b) of the Rodent Control Act of 2000, effective October 19, 2000 (D.C. Law 13-172; D.C. Official Code § 8-2103.04(b) (2013 Repl.)).

- 306.3 Any special assessment levied pursuant to this Chapter shall be filed with the District of Columbia’s Office of Tax and Revenue and the Office of Recorder of Deeds.
- 306.4 The Department shall require the payment of an interest charge to be assessed against the total fine, penalty, and charge for abatement services performed by the Department that have not been satisfied, in full, within thirty (30) days of the date that final notice, which requests payment, is mailed to the property owner. The rate of interest authorized by this section shall not exceed one and one half percent)(1½% ) per month or part of a month that accrues thirty (30) days from the date of the final notice pursuant to the Litter Control Administration Act of 1985.

#### **CHAPTER 4 SERVICE OF PROCESS, CRIMINAL SANCTIONS, AND JUDICIAL REVIEW**

##### **400 SERVICE OF PROCESS, NOTICES, PROPER METHODS**

- 400.1 A Notice of Infraction (NOI) or Order issued in accordance with the Rodent Control Act of 2000, effective October 19, 2000, (D.C. Law 13-172; D.C. Official Code §§ 8-2101.01 *et seq.* (2013 Repl.)) and these regulations shall be deemed properly served if it is served by one of the following methods pursuant to the Department of Consumer and Regulatory Affairs Civil Infractions Act of 1985, effective October 5, 1985 (D.C. Law 6-42; D.C. Official Code § 2-1802.05(a) (2016 Repl.)):
- (a) A Department representative, a law enforcement officer, or a person authorized to serve the Notice of Infraction or Order by a civil process, or personal service of the notice to the property owner, person of suitable age and discretion residing at the property or employed therein, or to a registered agent;
  - (b) The Department electronically serves the Notice of Infraction or Order to the property owner;
  - (c) The Department mails the Notice of Infraction or Order to the property owner’s last known home or business address;
  - (d) The Department mails the Notice of Infraction or Order by postage prepaid, first class mail to the property owner’s official address of record as maintained by the Office of Tax and Revenue;
  - (e) The Department posts the Notice of Infraction or Order on the door of the entryway or other conspicuous place on the property pursuant to the Department of Consumer and Regulatory Affairs Civil Infractions Act of

1985, effective October 5, 1985 (D.C. Law 6-42; D.C. Official Code § 2-1802.05(b)(1) (2016 Repl.)); or

- (f) The Department posts the Notice of Infraction or Order on the Department’s website pursuant to the Department of Consumer and Regulatory Affairs Civil Infractions Act of 1985, effective October 5, 1985 (D.C. Law 6-42; D.C. Official Code § 2-1802.05(b)(2) (2016 Repl.)).

400.2 A Notice to Abate Violation or Order issued in accordance with the Litter Control Administration Act of 1985, effective March 25, 1986 (D.C. Law 6-100; D.C. Official Code §§ 8-801 *et seq.* (2013 Repl.)) and these Regulations shall be deemed properly served when it is posted on the door of the entryway or other conspicuous place on the property.

400.3 If the property owner cannot be identified with reasonable certainty, the Department may conspicuously post the Notice to Abate Violation or Notice to Abate Order on the premises alleged to be in violation and deliver a copy of the Notice to the Director of the Office of Tax and Revenue in accordance with the Litter Control Administration Act of 1985, effective March 25, 1986 (D.C. Law 6-100; D.C. Official Code § 8-803(c)(2) (2013 Repl.)).

#### **401 SERVICE OF PROCESS – NOTICE, EFFECTIVENESS**

401.1 Service is effective as specified in Subsection 400.1, or if service is made as specified in Subsection 400.2, at the time of posting.

#### **402 SERVICE OF PROCESS – PROOF OF PROPER SERVICE**

402.1 Proof of proper service may be made by:

- (a) Certificate of service signed by the issuing agent;
- (b) Certificate of Service by First-class United States pre-paid postage, if service is by mail; or
- (c) A written acknowledgement signed by the property owner.

#### **403 CRIMINAL SANCTIONS – CRIMINAL FINES, IMPRISONMENT**

403.1 Any person who fails to comply with a Notice to Abate Violation shall be liable to arrest and upon conviction shall be deemed guilty of a misdemeanor and shall be subject to a fine for each offense not to exceed ten thousand dollars (\$10,000), or shall be imprisoned for a period not to exceed ninety (90) days, or both, in the discretion of the court in accordance with Section 908(c) of the Rodent Control



Act of 2000, effective October 19, 2000 (D.C. Law 13-172; D.C. Official Code § 8-2103.05 (c) (2013 Repl.)).

#### **404 JUDICIAL REVIEW – APPEALS**

404.1 Any person aggrieved by a final order or decision of the Department may seek judicial review in accordance with the Department of Health Functions Clarification Act of 2001, effective October 3, 2001, as amended (D.C. Law 14-28; D.C. Official Code § 7-731(b) (2018 Repl.)).

### **CHAPTER 99 DEFINITIONS**

#### **9900 GENERAL PROVISIONS**

9900.1 The terms and phrases used in this title shall have the meanings set forth in this Chapter, unless the text or context of the particular chapter, section, subsection, or paragraph provides otherwise.

#### **9901 DEFINITIONS**

9901.1

**Abate** – removing rodent infestations by eliminating or rodent-proofing rodent food sources, eliminating rodent nesting areas, rodent-proofing buildings entry ways, and poisoning or trapping existing rodent populations.

**Burrow** – a below ground nest or above ground harborage conditions for rodents.

**Construction and demolition waste** – discarded building materials and rubble resulting from, remodeling, repairs, and operations on houses, commercial buildings, pavements, and other structures.

**Corrective action** – Department directives to property owners to cleanup and abate specific, and to take preventive measures.

**Debris** – any of the following:

- (a) Construction or demolition waste that is not stored in a rodent proof container and not removed within fourteen (14) days or longer;
- (b) Yard waste and branches that are not bundled or bagged and set out for waste collection, but not yard waste placed in a properly maintained compost pile; and
- (c) Fire wood that is stored next to a building or left in loose piles on the ground, but not fire wood that is stored away from buildings

and at least eighteen (18) inches above the ground or in a rodent-proof building.

**Department** – The District of Columbia Department of Health

**Food waste** – animal or vegetable waste resulting from the storage, handling, preparation, cooking, or serving of foods, but not food waste placed in a properly maintained compost pile or part of a properly managed compost pile or anaerobic digestion facility.

**Foul** – grossly offensive to the senses, disgustingly loathsome, noisome, a smell, or containing or characterized by an offensive or noisome matter such as air or stagnant water.

**Grease** – used cooking oil, vegetable oil, shortening, margarine or any other used fat or oil used for cooking, frying or baking intended for recycling or disposal.

**Hardware cloth** – galvanized metal cloth or netting with small diameter holes used to prevent rodents from entering buildings.

**Notice of Abate Violation** – an administrative order issued to correct a public health nuisance.

**Occupant** – the person who has the use of any building or any part thereof or who has the use or possession, actual or constructive, of the premises, as an owner or tenant. In the case of vacant buildings, or vacant portions of a commercial building or structure, or in case of occupancy in whole or in part by the owner, the owner of the building shall be deemed responsible for such building or structure.

**Offal** – the entrails and internal organs of an animal.

**Ordure** – excrement, dung; solid waste from the bowels of people or animals.

**Person** – any individual, firm, partnership, company, corporation, trustee, association, or any other private or public entity.

**Premises** – a building, together with any fences, walls, sheds, garages, or other accessory buildings appurtenant to that building, and the area of land surrounding the building and actually or by legal construction forming one enclosure in which the building is located.

**Rodent-proofing** – consist of but is not limited to the following:

- (a) Using impervious materials such as hardware cloth or other appropriate materials to prevent the ingress of rodents into buildings from the exterior or from one building to another, and closing all openings in the exterior walls, ground or first floors, basements, roofs, and foundations to prevent gnawing that may be reached by rodents from the ground, by climbing, or by burrowing with;
- (b) Using heavy gauge metal or heavy gauge plastic waste containers with tightly-fitting lids also constructed of heavy gauge metal or heavy gauge plastic and free of large gaps, cracks or holes and kept closed at all times other than when the container is being filled or emptied;
- (c) If waste containers are equipped with a drain plug, the plug shall be constructed of heavy duty plastic or metal and shall be kept in the drain hole until the filled container is transported to its ultimate destination for emptying and disposal of its contents; and
- (d) Areas where waste containers are stored are free of spilled waste at all times.

**Rubmark** – a dark, sometimes greasy mark formed from contact by the rat's body.

**Runways** – a narrow pathway of beaten earth and vegetation swept clear of debris by the frequent travel of a rat.

**Solid waste** – has the same meaning as provided in D.C. Official Code § 8-1031.01(15).

**Weeds** – uncultivated or wild vegetation that is greater than eight inches (8 in.) in height.

**Yard waste** – pruning's, grass clippings, weeds, leaves, and general yard and garden wastes.

All persons wishing to comment on these proposed rules should submit written comments no later than thirty (30) days after the date of publication of this notice in the *D.C. Register*, to the Office of the General Counsel, Department of Health, 899 North Capitol Street, N.E., Room 6055, Washington, D.C. 20002. Copies of the proposed rules may be obtained from the above address, excluding weekends and holidays. You may also submit your comments to Angli Black (Paralegal Specialist) on (202) 442-5977 or email [Angli.Black@dc.gov](mailto:Angli.Black@dc.gov).

## THE DISTRICT OF COLUMBIA HOUSING AUTHORITY

NOTICE OF PROPOSED RULEMAKING**Over Income Rule**

The Board of Commissioners of the District of Columbia Housing Authority (DCHA), pursuant to the District of Columbia Housing Authority Act of 1999, effective May 9, 2000 (D.C. Law 13-105; D.C. Official Code § 6-203 (2018 Repl.)), hereby gives notice of its intent to adopt the following proposed amendments to Chapter 60 (Low Rent Housing: General Provisions) and Chapter 61 (Public Housing: Admission and Recertification) of Title 14 (Housing) of the District of Columbia Municipal Regulations (DCMR), in not less than thirty (30) days from the date of publication of this notice in the *D.C. Register*.

The purpose of the proposed amendments is to implement HUD requirements for over-income households in public housing, required by the Housing Opportunity Through Modernization Act of 2018 (HOTMA), signed into law on July 29, 2016, and HUD's implementation of this portion of the law as described in the *Federal Register*, Vol. 83 pp. 35490- 35494.

**Chapter 60, LOW RENT HOUSING: GENERAL PROVISIONS, of Title 14 DCMR, HOUSING, is amended as follows:**

**Section 6099, DEFINITIONS, Subsection 6099.1, is amended by adding the following definition:**

**Over-income limit** –One hundred twenty percent (120%) of Area Median Income, which is calculated by multiplying the Very Low-Income limit by a factor of 2.4. This limit may be adjusted by HUD, and the calculation should be based upon HUD regulations in effect at the time that household income is evaluated by DCHA.

**Chapter 61, PUBLIC HOUSING: ADMISSION AND RECERTIFICATION, is amended as follows:**

**Section 6118, RECERTIFICATION, is amended by adding a new Subsection 6118.4:**

6118.4 DCHA will evaluate annually whether household income exceeds the over-income limit. If a family's adjusted household income is determined to exceed the over-income limit, DCHA will evaluate the family's adjusted household income one year later. DCHA will provide written notice to the household that it is subject to rent equal to the greater of (a) the applicable Fair Market Rent or (b) the amount of monthly subsidy for the unit including amounts from the operating and capital fund, as determined by HUD regulations after twenty-four (24) consecutive months of over-income status. Households will receive notice that it may be subject to the over-income rule after an initial determination that the household is over-income. If a household does not remain over-income for a consecutive 24-month period, the household is not subject to a higher rent.

Interested persons are encouraged to submit comments regarding this Proposed Rulemaking to DCHA’s Office of General Counsel. Copies of this Proposed Rulemaking can be obtained at [www.dcregs.gov](http://www.dcregs.gov), or by contacting Edward Kane Jr. at the Office of the General Counsel, 1133 North Capitol Street, N.E., Suite 210, Washington, D.C. 20002-7599 or via telephone at (202) 535-2835. All communications on this subject matter must refer to the above referenced title and must include the phrase “Comment to Proposed Rulemaking” in the subject line. There are two methods of submitting Public Comments:

1. Submission of comments by mail: Comments may be submitted by mail to the Office of the General Counsel, Attn: Edward Kane Jr., 1133 North Capitol Street, N.E., Suite 210, Washington, D.C. 20002-7599.
2. Electronic Submission of comments: Comments may be submitted electronically by submitting comments to Edward Kane Jr. at: [PublicationComments@dchousing.org](mailto:PublicationComments@dchousing.org).
3. No facsimile will be accepted.

Comment due date: April 1, 2019

## UNIVERSITY OF THE DISTRICT OF COLUMBIA

NOTICE OF PROPOSED RULEMAKING

The Board of Trustees of the University of the District of Columbia, pursuant to the authority set forth under the District of Columbia Public Postsecondary Education Reorganization Act Amendments (Act), effective January 2, 1976 (D.C. Law 1-36; D.C. Official Code §§ 38-1202.01(a); 38-1202.06(13) (2012 Repl.)), hereby gives notice of its intent to amend Chapter 4 (Budget and Finance) of Subtitle B (University of the District of Columbia) of Title 8 (Higher Education) of the District of Columbia Municipal Regulations (DCMR), in not less than thirty (30) days from the date of publication of this notice in the *D.C. Register*.

The purpose of the proposed rule is to permit the University to establish business enterprises, including the sales of products and services to the public.

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

**Chapter 4, BUDGET AND FINANCE, of Title 8-B DCMR, UNIVERSITY OF THE DISTRICT OF COLUMBIA, is amended as follows:**

**Section 411, BUSINESS ENTERPRISES AND SALES OF PRODUCTS AND SERVICES, is amended as follows:**

- 411.1 The University may engage in any trade or business, including sales to the public.
- 411.2 Income generated from any trade or business, regularly carried on by the University that is not substantially related to the University's educational activities, may be taxable.
- 411.3 A University business enterprise may be operated as an auxiliary enterprise, subject to negotiated agreements with the University, if applicable, but shall in all cases be under the direct management, control, and supervision of the Chief Operating Officer of the University.
- 411.4 The University shall identify and report unrelated business income on its annual tax returns and remit any tax due, in compliance with federal, state, and local tax laws and regulations.
- 411.5 The Chief Operating Officer of the University shall ensure the University's compliance with sales tax regulations by collecting, accounting for, reporting and remitting the required sales tax in a timely manner, for all taxable sales and rentals.

All persons desiring to comment on the subject matter of the proposed rulemaking should file comments in writing not later than thirty (30) days after the date of publication of this notice in the *D.C. Register*.

Comments should be filed with the Office of General Counsel, Building 39- Room 301-Q, University of the District of Columbia, 4200 Connecticut Avenue, N.W., Washington, D.C. 20008.

Comments may also be submitted by email to [OfficeofGC@udc.edu](mailto:OfficeofGC@udc.edu). Individuals wishing to comment by email must include the phrase "Comment to Proposed Rulemaking: Business Enterprises and Sales of Products and Services" in the subject line.

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

**NOTICE OF PUBLIC HEARINGS  
CALENDAR**

**WEDNESDAY, MARCH 20, 2019  
2000 14<sup>TH</sup> STREET, N.W., SUITE 400S  
WASHINGTON, D.C. 20009**

**Donovan W. Anderson, Chairperson  
Members: Nick Alberti, Mike Silverstein,  
James Short, Bobby Cato, Rema Wahabzadah**

<b>Protest Hearing (Status)</b> <b>Case # 19-PRO-00008;</b> Residents DC, LLC, t/a Residents, 1306 18th Street NW, License #112301, Retailer CR, ANC 2B <b>Application for a New License</b>	<b>9:30 AM</b>
<b>Protest Hearing (Status)</b> <b>Case # 19-PRO-00009;</b> Tokyo Bar Dupont, LLC, t/a Tokyo Pearl, 1301 Connecticut Ave NW, License #112100, Retailer CT, ANC 2B <b>Application for a New License</b>	<b>9:30 AM</b>
<b>Protest Hearing (Status)</b> <b>Case # 19-PRO-00010;</b> Pratt Group, LLC, t/a To Be Determined, 2121 14th Street NW, License #112258, Retailer CT, ANC 1B <b>Application for a New License</b>	<b>9:30 AM</b>
<b>Show Cause Hearing (Status)</b> <b>Case # 18-CMP-00239;</b> E and K, In., t/a Champion Kitchen, 7730 Georgia Ave NW, License #103055, Retailer CR, ANC 4A <b>Exceeded Capacity, Violation of Settlement Agreement</b>	<b>9:30 AM</b>
<b>Show Cause Hearing*</b> <b>Case # 18-251-00170;</b> 1218 Wisconsin Incorporated, t/a El Centro D.F., 1218 Wisconsin Ave NW, License #604, Retailer CR, ANC 2E <b>Failed to Follow Security Plan, Interfered with an Investigation</b>	<b>10:00 AM</b>
<b>Contested Fact Finding Hearing*</b> Soloman Enterprises, LLC, t/a Climax Restaurant & Hookah Bar, 900 Florida Ave NW, License #88290, Retailer CT, ANC 1B <b>Request to Extend Safekeeping</b>	<b>11:00 AM</b>



Board's Calendar  
March 20, 2019

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

**Show Cause Hearing\*** **1:30 PM**

**Case # 18-251-00111;** Green Island Heaven and Hell, Inc., t/a Green Island Café/Heaven & Hell, 2327 18th Street NW, License #74503, Retailer CT ANC 1C

**Interfered with an Investigation, Failed to Comply with Board Order No. 2017-439**

**Show Cause Hearing\*** **2:30 PM**

**Case # 18-AUD-00088;** Kiala Enterprises, LLC, t/a Sushi Capitol, 325 Pennsylvania Ave SE, License #92785, Retailer DR, ANC 6B

**Failed to File Quarterly Statements**

**Fact Finding Hearing\*** **3:30 PM**

On the Rocks, LLC, t/a On the Rocks, 1242 H Street NE, License #106695 Retailer CT, ANC 6A

**Request for Reinstatement of License Privileges**

**\*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  
LICENSING AGENDA

WEDNESDAY, MARCH 20, 2019 AT 1:00 PM  
2000 14<sup>TH</sup> STREET, N.W., SUITE 400S, WASHINGTON, D.C. 20009

1. Review Application for Safekeeping of License – Original Request. ANC 6A. SMD 6A06. No outstanding fines/citations. No outstanding violations. No pending enforcement matters. No conflict with Settlement Agreement. *The Star and the Shamrock*, 1341 H Street NE, Retailer CT, License No. 081804.

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2. Review Request to Extend Safekeeping of License – Third Request. Original Safekeeping Date: 7/26/2017. ANC 2E. SMD 2E03. No outstanding fines/citations. No outstanding violations. No pending enforcement matters. No conflict with Settlement Agreement. *Formerly Smith Point*, 1338 Wisconsin Avenue NW, Retailer CT, License No. 110803.

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3. Review Request to Extend Safekeeping of License – Second Request. Original Safekeeping Date: 2/28/2018. ANC 5E. SMD 5E07. No outstanding fines/citations. No outstanding violations. No pending enforcement matters. No conflict with Settlement Agreement. *Han's Market*, 1942 1st Street NW, Retailer B Grocery, License No. 103200.

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4. Review Application for Sidewalk Café with seating for 35 patrons. *Proposed Hours of Operation and Alcoholic Beverage Sales and Consumption for Sidewalk Café*: Sunday-Thursday 8am to 11:30pm, Friday-Saturday 8am to 12am. ANC 6B. SMD 6B04. No outstanding fines/citations. No outstanding violations. No pending enforcement matters. No conflict with Settlement Agreement. *Emilie's*, 1101 Pennsylvania Avenue SE, Retailer CR, License No. 111597.

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**\*In accordance with D.C. Official Code §2-547(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.**

**BRIYA PUBLIC CHARTER SCHOOL**

**REQUEST FOR PROPOSALS (EXTENSION)**

**Briya PCS** solicits proposals for the following:

- **Consulting (Research and Policy Services)**

Full RFP available by request. Proposals shall be emailed as PDF documents no later than 5:00 PM on Tuesday, March 26, 2019. Contact: [bids@briya.org](mailto:bids@briya.org)

**CENTER CITY PUBLIC CHARTER SCHOOLS**

**REQUEST FOR PROPOSALS**

Center City Public Charter Schools, Inc. is soliciting proposals from qualified vendors for the following:

Center City PCS would like to engage a provider for online learning options that can program for heritage and foreign language instruction in grades 1-5.

Contact person:

Alicia Passante  
apassante@centercitypcs.org

To obtain copies of full RFP's, please visit our website: [www.centercitypcs.org](http://www.centercitypcs.org). The full RFP's contain guidelines for submission, applicable qualifications and deadlines.

**CHILD AND FAMILY SERVICES AGENCY  
DISTRICT OF COLUMBIA CITIZENS REVIEW PANEL**

**NOTICE OF PUBLIC MEETING**

The District of Columbia Citizen Review Panel will be holding a quarterly meeting on Tuesday, March 5, 2019 from 6:30 pm to 8:30 pm. The meeting will be held in CFSA, 200 I Street, SE, Room 2658, Washington, DC 20003. Below is the agenda for this meeting.

March 5, 2019 Meeting of the DC Citizen Review Panel

Time: 6:30 to 8:30 PM

Day: Tuesday, March 5, 2019

Place: CFSA, 200 I Street, SE, Room 2658, Washington, DC 20003

PROPOSED AGENDA

**6:30-6:45 Welcome/Introduction**

**Justin Stephens, Chairperson**

- a. Determination of Quorum
- b. Satisfaction of Public Notice
- c. Confidentiality Statement
- d. Request for Comments on Minutes of 12/4/2018

**6:45-7:15 Guest Speaker**

**Brenda Donald, Director**

Update on Agency Priorities

**Child and Family Services Agency**

**7:15-7:35 Intended Deliverables from this meeting**

**Justin Stephens, Chairperson**

- a. Determine if anyone is interested in attending the CRP conference and/or submitting a proposal
- b. Discuss CFSA's response to CRP's 2017 recommendations and identify any implications for writing the 2018 report
- c. Commit to next steps in putting together a draft of 2018 recommendations
- d. Nominate a new vice chair

**7:35-7:55 Budget/Facilitator Report**

**Joyce Thomas, Facilitator**

- a. Status of FY 2018-2019 Budget
- b. Proposed Funding for FY2019-2020
- c. Website Status Revisions
- d. DC Government Emails
- e. Attendance/Participation at CRP National Conference
- f. Membership Renewals

**7:55-8:15 Working Group Updates**

**Marie Cohen, Rick Bardach, Joy Graham**

- a. Discussion of CFSA Comments to CRP Recommendation
- b. In-Home Care Services

- c. Youth Aging Out of Foster Care
- d. Planning for Community Forum

**8:15-8:30 New Business**

- a. Other Business
- b. Next Quarterly Meeting – June 4, 2019

**8:30 pm Adjourn****Useful Dates****MACCAN: Press Conference/ Promote theme for the Month: "STAND FOR FAMILIES to Prevent Child Abuse and Neglect"**

- a. Monday, April 1st to kick-off all prevention activities and services. CFSA director Brenda Donald has agreed to talk about the work the District has been engaged in to establish the Districts Prevention Plan on Child Abuse and Neglect. Attendance to include the Mayor, MACCAN, CFSA, Police Chief, the Collaboratives and other selected representatives - All wearing T-shirts!
- b. The CWLA 2019 National Conference, Advancing Excellence in Practice & Policy: Meeting the Challenge of the Family First Prevention Services Act, will be held from April 9 – 13 at the Hyatt Regency Capitol Hill in Washington, DC.
- c. The 21<sup>st</sup> National Conference on Child Abuse and Neglect (NCCAN) will take place from April 24-26, 2019 in Washington, DC sponsored by the Children's Bureau, HHS. Free. Marriott Wardman Park. <http://www.nccan21.com/#&panel1-1>.
- d. National CRP Conference - June 6-8, 2019, *Albuquerque NM*, dates to be announced, Abstracts Due: March 15, 2019.

**CHILD SUPPORT SERVICES DIVISION  
DISTRICT OF COLUMBIA CHILD SUPPORT GUIDELINE COMMISSION**

**NOTICE OF A PUBLIC MEETING**

**The District of Columbia’s Child Support Guideline Commission’s Meeting**

Thursday, March 28, 2019, at 4:00 P.M.  
The Superior Court of the District of Columbia  
500 Indian Avenue, N.W.  
Washington, D.C. 20001

The District of Columbia Child Support Guidelines Commission (Commission) announces meeting in which it will discuss proposed changes to the District’s Child Support Guideline (Guideline). The Commission’s mission is to review the Guideline annually and to provide the Mayor with recommendations for improving the efficiency and effectiveness of the Guideline. In order to achieve its objective, and to ensure the recommendations the Commission provides to the Mayor take into account the public’s concerns, it invites the public to attend its meeting.

**Persons wishing to review** the Child Support Guideline prior to the public meeting, may access it online by visiting the District of Columbia’s website at [www.dc.gov](http://www.dc.gov).

**Individuals who wish to attend** should contact: LaShelle Williams-Franklin, Chairperson, at (202) 904-2323, or by e-mail at [lashelle.williams-franklin@dcbc.dc.gov](mailto:lashelle.williams-franklin@dcbc.dc.gov) by Tuesday, March 26, 2015. E-mail submissions should include the full name, title, and affiliation, if applicable, of the person(s) wishing to attend. Persons wishing to comment should send nine (9) copies of their written commentary to the Office of the Attorney General for the District of Columbia at the address below.

**Individuals who wish to submit their comments** as part of the official record should send copies of written statements no later than 4:00 p.m., Wednesday, March 27, 2019 to:

David E Martinez, Assistant Attorney General  
Office of the Attorney General for the District of Columbia  
Child Support Service Division  
441 4<sup>th</sup> Street, N.W.  
Suite 550 North  
Washington, D.C. 20001

**D.C. DEPARTMENT OF CONSUMER AND REGULATORY AFFAIRS  
BUSINESS AND PROFESSIONAL LICENSING ADMINISTRATION**

**SCHEDULED MEETINGS OF BOARDS AND COMMISSIONS**

**March 2019**

<b>CONTACT PERSON</b>	<b>BOARDS AND COMMISSIONS</b>	<b>DATE</b>	<b>TIME/ LOCATION</b>
Grace Yeboah Ofori	Board of Accountancy	7	9:00 am-12:00pm
Stacey Williams	Board of Appraisers	20	9:00 am-4:00 pm
Avis Pearson	Board Architects and Interior Designers	1	9:00 am-1:00 pm
Andrew Jackson	Board of Barber and Cosmetology	4	10:00 am-2:00 pm
Sheldon Brown	Boxing and Wrestling Commission	21	7:00-pm-8:30 pm
Andrew Jackson	Board of Funeral Directors	7	1:00pm-4:00 pm
Avis Pearson	Board of Professional Engineering	28	10:00 am-1:30 pm
Brittani Strozier-Daise	Real Estate Commission	12	9:00 am-1:00 pm
Jennifer Champagne	Board of Industrial Trades	19	1:00pm-3:30 pm
	Asbestos		
	Electrical		
	Elevators		
	Plumbing		
	Refrigeration/Air Conditioning		
	Steam and Other Operating Engineers		

Dates and Times are subject to change. All meetings are held at 1100 4<sup>th</sup> St., SW, Suite E-300 A-B Washington, DC 20024. For further information on this schedule, please contact the front desk at 202-442-4320.



**DEPARTMENT OF CONSUMER AND REGULATORY AFFAIRS  
OCCUPATIONAL AND PROFESSIONAL LICENSING DIVISION**

**NOTICE OF PUBLIC MEETING**

**DC Board of Accountancy  
1100 4<sup>th</sup> Street SW, Room E300  
Washington, DC 20024**

**MEETING AGENDA**

**March 7, 2019  
9:00 AM**

1. Call to Order – 9:00 a.m.
2. Members Present
3. Staff Present
4. Comments from the Public
5. Review of Correspondence
6. Accept Meeting Minutes,
7. Executive Session - Pursuant to § 2-575(4) (a), (9) and (13) the Board will enter executive session to receive advice from counsel, review application(s) for licensure and discuss disciplinary matters.
8. Old Business
9. New Business
10. Adjourn
11. Next Scheduled Board Meeting – April 5, 2019

**DEPARTMENT OF CONSUMER AND REGULATORY AFFAIRS  
OCCUPATIONAL AND PROFESSIONAL LICENSING DIVISION**

**NOTICE OF PUBLIC MEETING**

**District of Columbia Board of Architecture, Interior Design & Landscape  
Architecture  
1100 4<sup>th</sup> Street, S.W., Room 300  
Washington, D.C. 20024**

**AGENDA**

March 1, 2019

1. Call to Order - 9:30A
2. Attendance (Start of Public Session)
3. Comments from the Public
4. Motion - Executive Session (Closed to the Public) to consult with an attorney pursuant to D.C. Official Code § 2-575(b) (4) (A); D.C. Official Code § 2-575(b) (9) and (13) to discuss complaints/legal matters, applications and legal counsel report.
5. Minutes
6. Vote – Review of Applications
7. Vote - Review of Complaints/Legal Matter
8. Old Business
9. New Business
10. Review of Correspondence
11. Adjourn

*Next Scheduled Regular Meeting, April 19, 2019, 1100 4<sup>th</sup> Street, SW, Room 300,  
Washington, DC 20024*

**DEPARTMENT OF CONSUMER AND REGULATORY AFFAIRS  
OCCUPATIONAL AND PROFESSIONAL LICENSING DIVISION**

**NOTICE OF PUBLIC MEETING**

**DC Board of Barber and Cosmetology  
1100 4<sup>th</sup> Street SW, 3rd floor conference room  
Washington, DC 20024**

**Meeting Agenda  
Monday, March 4, 2019  
10:00 a.m.**

1. Call to Order – 10:00 a.m.
2. Members Present
3. Staff Present
4. Comments from the Public
5. Review of Correspondence
6. Applications for Licensure
7. Executive Session (Closed to the Public)
8. Old Business
9. New Business
10. Adjourn

Next Scheduled Board Meeting – April 1, 2019

**DEPARTMENT OF CONSUMER AND REGULATORY AFFAIRS  
OCCUPATIONAL AND PROFESSIONAL LICENSING DIVISION**

**NOTICE OF PUBLIC MEETING**

**DC Board of Funeral Directors  
1100 4<sup>th</sup> Street SW, 3rd floor conference room  
Washington, DC 20024**

**Meeting Agenda  
Thursday, March 7, 2019  
1:00 p.m.**

1. Call to Order – 10:00 a.m.
2. Members Present
3. Staff Present
4. Comments from the Public
5. Review of Correspondence
6. Applications for Licensure
7. Executive Session (Closed to the Public)
8. Old Business
9. New Business
10. Adjourn

Next Scheduled Board Meeting – April 4, 2019

**DEPARTMENT OF CONSUMER AND REGULATORY AFFAIRS  
OCCUPATIONAL AND PROFESSIONAL LICENSING DIVISION**

**NOTICE OF PUBLIC MEETING**

**District of Columbia Board of Industrial Trades  
1100 4th Street, S.W., Room 300  
Washington, D.C. 20024**

**AGENDA**  
March 19, 2019

1. Call to Order/Attendance – 1:00 p.m.
2. Minutes – Draft, February 19, 2019
3. Comments from the Public
4. Executive Session (Closed to the Public) to consult with an attorney pursuant to D.C. Official Code §2-575(b)(4)(A); D.C. Official Code 2-575(b)(9) to discuss complaints/legal matters, applications and legal counsel report.
5. Recommendations
6. Old Business
7. New Business
8. Adjourn

Next Regularly Scheduled Board Meeting, April 16, 2019  
1100 4th Street, SW, Room 300B, Washington, DC 20024

**DEPARTMENT OF CONSUMER AND REGULATORY AFFAIRS  
OCCUPATIONAL AND PROFESSIONAL LICENSING DIVISION**

**NOTICE OF PUBLIC MEETING**

**District of Columbia Board of Professional Engineers  
1100 4<sup>th</sup> Street SW, Room 380  
Washington, DC 20024**

**AGENDA**

**March 28, 2019 ~ Room 300  
9:30 A.M. (Application Review by Board Members)**

**10:00 A.M.**

- 1) Call to Order – 10:00 A.M.
- 2) Attendance
- 3) Executive Session - **Pursuant to § 2-575(4) (a), (9) and (13) the Board will enter executive session – Closed to the Public**
  - Deliberation over applications for licensure
  - Review complaints and investigations
- 4) Comments from the Public
- 5) Review of Minutes
- 6) Recommendations
  - Applications for Licensure
  - Legal Committee Report
- 7) Old Business
- 8) New Business
- 9) Adjourn

**DEPARTMENT OF CONSUMER AND REGULATORY AFFAIRS  
OCCUPATIONAL AND PROFESSIONAL LICENSING DIVISION**

**NOTICE OF PUBLIC MEETING**

**DC Board of Real Estate Appraisers  
1100 4<sup>th</sup> Street SW, 3rd floor conference room  
Washington, DC 20024**

**Meeting Agenda  
Wednesday, March 20, 2019  
10:00 a.m.**

1. Call to Order – 10:00 a.m.
2. Members Present
3. Staff Present
4. Comments from the Public
5. Review of Correspondence
6. Applications for Licensure
7. Executive Session (Closed to the Public)
8. Old Business
9. New Business
10. Adjourn

Next Scheduled Board Meeting – April 17, 2019

**DEPARTMENT OF CONSUMER AND REGULATORY AFFAIRS  
OCCUPATIONAL AND PROFESSIONAL LICENSING DIVISION**

**NOTICE OF PUBLIC MEETING**

**D.C. Boxing and Wrestling Commission  
1100 4<sup>th</sup> Street SW, Room E200  
Washington, DC 20024**

**MEETING AGENDA**

**March 21, 2019  
7:00 PM.**

1. Motion - Executive Session (Closed to the Public) to consult with an attorney pursuant to D.C. Official Code § 2-575(b)(4)(A); D.C. Official Code § 2-575(b)(9) to discuss complaints/legal matters, applications and legal counsel report.
2. Call to Order – 7:00 p.m.
3. Members Present
4. Staff Present
5. Comments from the Public
6. Review of Correspondence
7. Approval of Minutes
8. Old Business
9. New Business
10. Adjourn
11. Next Scheduled Board Meeting – April 18, 2019 at 7:00 p.m.



**DEPARTMENT OF CONSUMER AND REGULATORY AFFAIRS  
OCCUPATIONAL AND PROFESSIONAL LICENSING DIVISION**

**District of Columbia Real Estate Commission  
1100 4<sup>th</sup> Street SW, Room E300 A-B  
Washington, DC 20024**

**MONTHLY PUBLIC MEETING AGENDA**

**Tuesday, March 12, 2019  
10:00 AM**

1. Call to Order – 10:00 a.m. (Public Session)
2. Attendance (Public Session)
3. Executive Session (Closed to the Public) to consult with an attorney pursuant to D.C. Official Code § 2-575(b) (4) (A); D.C. Official Code § 2-575(b) (9) (13) (14) to deliberate upon a decision in an adjudication action or proceedings.
  - A. Legal Committee Recommendations
  - B. Review – Applications for Licensure
4. (Public Session)- 10:00 am
5. Comments from the Public
6. Minutes- Draft, 2/12/2019
7. Recommendations
  - A. Review- Applications for Licensure
  - B. Legal Committee Report
  - C. Education Committee Report
  - D. Budget Report
  - E. Correspondence
8. Old Business
9. New Business
10. Adjourn

Next Scheduled Commission Meeting –April 9, 2019  
1100 4<sup>th</sup> Street, SW, Meeting Rom 300 A-B  
Washington, DC 20024

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

The District of Columbia Board of Elections hereby gives notice that there are vacancies in four (4) Advisory Neighborhood Commission offices, certified pursuant to D.C. Official Code § 1-309.06(d)(2); 2001 Ed; 2006 Repl. Vol.

**VACANT: 1B04, 3D10, 3F07 and 7F07**

Petition Circulation Period: **Monday, March 18, 2019 thru Monday, April 8, 2019**  
Petition Challenge Period: **Thursday, April 11, 2019 thru Thursday, April 18, 2019**

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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  
1015 - Half Street, SE, Suite 750  
Washington, DC 20003**

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

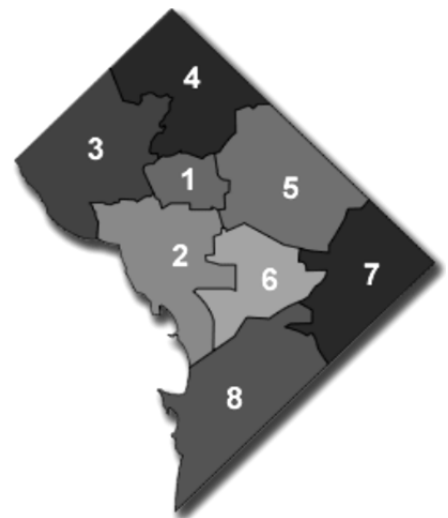
**D.C. BOARD OF ELECTIONS  
MONTHLY REPORT OF VOTER REGISTRATION STATISTICS  
CITYWIDE REGISTRATION SUMMARY  
As Of FEBRUARY 28, 2019**

WARD	DEM	REP	STG	LIB	OTH	N-P	TOTALS
<b>1</b>	49,211	3,112	630	229	196	12,374	<b>65,752</b>
<b>2</b>	33,267	5,943	257	247	167	11,709	<b>51,590</b>
<b>3</b>	40,774	6,358	374	206	156	11,923	<b>59,791</b>
<b>4</b>	51,188	2,268	541	129	181	9,511	<b>63,818</b>
<b>5</b>	56,024	2,530	609	182	262	10,445	<b>70,052</b>
<b>6</b>	59,841	7,959	531	360	259	15,268	<b>84,218</b>
<b>7</b>	50,646	1,375	446	91	208	7,500	<b>60,266</b>
<b>8</b>	49,282	1,561	479	100	210	8,219	<b>59,851</b>
<b>Totals</b>	390,233	31,106	3,867	1,544	1,639	86,949	<b>515,338</b>
<b>Percentage By Party</b>	<b>75.72%</b>	<b>6.04%</b>	<b>.75%</b>	<b>.30%</b>	<b>.32%</b>	<b>16.87%</b>	<b>100.00%</b>

DISTRICT OF COLUMBIA BOARD OF ELECTIONS MONTHLY REPORT OF  
**VOTER REGISTRATION STATISTICS AND REGISTRATION TRANSACTIONS**  
AS OF THE END OF FEBRUARY 28, 2019

COVERING CITY WIDE TOTALS BY:  
**WARD, PRECINCT AND PARTY**

ONE JUDICIARY SQUARE  
1015 HALF STREET, SE SUITE 750  
WASHINGTON, DC 20003  
(202) 727-2525  
<http://www.dcboe.org>



**D.C. BOARD OF ELECTIONS**  
**MONTHLY REPORT OF VOTER REGISTRATION STATISTICS**  
**WARD 1 REGISTRATION SUMMARY**  
**As Of FEBRUARY 28, 2019**

PRECINCT	DEM	REP	STG	LIB	OTH	N-P	TOTALS
20	1,859	36	9	5	7	318	2,234
22	4,143	437	28	21	13	1,099	5,741
23	3,177	245	47	14	17	859	4,359
24	2,900	281	26	26	10	862	4,105
25	4,151	460	49	24	11	1,162	5,857
35	3,974	216	58	22	11	900	5,181
36	4,571	253	48	17	20	1,071	5,980
37	3,935	184	40	16	25	943	5,143
38	3,099	144	42	15	15	804	4,119
39	4,384	181	69	17	13	1,007	5,671
40	4,055	196	83	14	15	1,081	5,444
41	3,903	212	77	15	19	1,091	5,317
42	1,930	95	24	9	10	501	2,569
43	1,924	71	24	8	7	398	2,432
137	1,206	101	6	6	3	278	1,600
<b>TOTALS</b>	<b>49,211</b>	<b>3,112</b>	<b>630</b>	<b>229</b>	<b>196</b>	<b>12,374</b>	<b>65,752</b>

**D.C. BOARD OF ELECTIONS  
MONTHLY REPORT OF VOTER REGISTRATION STATISTICS  
WARD 2 REGISTRATION SUMMARY  
As Of FEBRUARY 28, 2019**

<b>PRECINCT</b>	<b>DEM</b>	<b>REP</b>	<b>STG</b>	<b>LIB</b>	<b>OTH</b>	<b>N-P</b>	<b>TOTALS</b>
<b>2</b>	995	180	8	9	9	565	<b>1,766</b>
<b>3</b>	1,809	371	17	12	13	704	<b>2,926</b>
<b>4</b>	2,166	555	10	15	11	859	<b>3,616</b>
<b>5</b>	2,192	612	15	24	12	839	<b>3,694</b>
<b>6</b>	2,517	815	19	21	18	1,338	<b>4,728</b>
<b>13</b>	1,390	237	7	8	6	443	<b>2,091</b>
<b>14</b>	3,137	474	28	24	10	1,010	<b>4,683</b>
<b>15</b>	3,274	401	37	28	14	984	<b>4,738</b>
<b>16</b>	3,659	465	31	27	16	1,032	<b>5,230</b>
<b>17</b>	5,183	665	32	43	24	1,592	<b>7,539</b>
<b>129</b>	2,570	425	12	13	13	982	<b>4,015</b>
<b>141</b>	2,658	340	21	10	11	709	<b>3,749</b>
<b>143</b>	1,717	403	20	13	10	652	<b>2,815</b>
<b>TOTALS</b>	<b>33,267</b>	<b>5,943</b>	<b>257</b>	<b>247</b>	<b>167</b>	<b>11,709</b>	<b>51,590</b>

**D.C. BOARD OF ELECTIONS  
MONTHLY REPORT OF VOTER REGISTRATION STATISTICS  
WARD 3 REGISTRATION SUMMARY  
As Of FEBRUARY 28, 2019**

<b>PRECINCT</b>	<b>DEM</b>	<b>REP</b>	<b>STG</b>	<b>LIB</b>	<b>OTH</b>	<b>N-P</b>	<b>TOTALS</b>
<b>7</b>	1,377	407	11	9	5	605	<b>2,414</b>
<b>8</b>	2,517	631	25	7	10	841	<b>4,031</b>
<b>9</b>	1,304	487	8	9	9	516	<b>2,333</b>
<b>10</b>	1,978	404	20	12	11	729	<b>3,154</b>
<b>11</b>	3,685	832	47	44	22	1,340	<b>5,970</b>
<b>12</b>	513	170	1	5	4	227	<b>920</b>
<b>26</b>	3,170	366	23	13	9	944	<b>4,525</b>
<b>27</b>	2,574	246	20	11	2	598	<b>3,451</b>
<b>28</b>	2,689	467	40	14	15	846	<b>4,071</b>
<b>29</b>	1,436	218	14	11	9	433	<b>2,121</b>
<b>30</b>	1,326	210	11	4	3	330	<b>1,884</b>
<b>31</b>	2,550	303	20	9	13	600	<b>3,495</b>
<b>32</b>	2,907	297	29	9	11	622	<b>3,875</b>
<b>33</b>	3,053	269	26	5	5	700	<b>4,058</b>
<b>34</b>	4,164	435	37	15	8	1,201	<b>5,860</b>
<b>50</b>	2,312	280	18	11	11	560	<b>3,192</b>
<b>136</b>	925	73	9	2	2	279	<b>1,290</b>
<b>138</b>	2,294	263	15	16	7	552	<b>3,147</b>
<b>TOTALS</b>	<b>40,774</b>	<b>6,358</b>	<b>374</b>	<b>206</b>	<b>156</b>	<b>11,923</b>	<b>59,791</b>

**D.C. BOARD OF ELECTIONS  
MONTHLY REPORT OF VOTER REGISTRATION STATISTICS  
WARD 4 REGISTRATION SUMMARY  
As Of FEBRUARY 28, 2019**

PRECINCT	DEM	REP	STG	LIB	OTH	N-P	TOTALS
45	2,458	69	28	9	6	403	2,973
46	2,963	104	31	9	15	517	3,639
47	3,630	137	39	12	18	773	4,609
48	2,908	129	35	5	5	587	3,669
49	950	46	14	3	10	229	1,252
51	3,449	506	25	10	11	658	4,659
52	1,283	147	9	2	7	234	1,682
53	1,289	78	23	3	4	254	1,651
54	2,451	91	31	4	7	472	3,056
55	2,542	79	19	5	20	453	3,118
56	3,296	98	36	16	12	666	4,124
57	2,571	73	27	8	11	525	3,215
58	2,347	65	23	4	5	398	2,842
59	2,653	83	28	10	7	439	3,220
60	2,254	75	24	6	12	634	3,005
61	1,671	58	16	3	4	322	2,074
62	3,242	128	22	4	4	417	3,817
63	3,953	146	58	4	15	726	4,902
64	2,420	69	21	5	6	391	2,912
65	2,858	87	32	7	2	413	3,399
<b>Totals</b>	<b>51,188</b>	<b>2,268</b>	<b>541</b>	<b>129</b>	<b>181</b>	<b>9,511</b>	<b>63,818</b>

**D.C. BOARD OF ELECTIONS  
MONTHLY REPORT OF VOTER REGISTRATION STATISTICS  
WARD 5 REGISTRATION SUMMARY  
As Of FEBRUARY 28, 2019**

PRECINCT	DEM	REP	STG	LIB	OTH	N-P	TOTALS
19	4,722	214	67	15	21	1,028	6,067
44	3,013	242	32	13	19	695	4,014
66	4,829	117	46	11	17	695	5,715
67	2,967	107	23	5	9	448	3,559
68	2,026	167	25	12	12	432	2,674
69	2,173	77	20	4	11	316	2,601
70	1,545	70	24	1	4	252	1,896
71	2,526	71	23	7	10	402	3,039
72	4,588	155	41	14	29	778	5,605
73	2,054	101	23	7	8	387	2,580
74	5,105	283	60	20	22	1,082	6,572
75	4,288	241	47	26	22	904	5,528
76	1,837	111	24	10	11	435	2,428
77	3,082	128	33	8	14	596	3,861
78	3,145	106	46	6	16	544	3,863
79	2,227	83	24	4	13	436	2,787
135	3,244	184	38	15	18	667	4,166
139	2,653	73	13	4	6	348	3,097
<b>TOTALS</b>	<b>56,024</b>	<b>2,530</b>	<b>609</b>	<b>182</b>	<b>262</b>	<b>10,445</b>	<b>70,052</b>



**D.C. BOARD OF ELECTIONS**  
**MONTHLY REPORT OF VOTER REGISTRATION STATISTICS**  
**WARD 6 REGISTRATION SUMMARY**  
**As Of FEBRUARY 28, 2019**

PRECINCT	DEM	REP	STG	LIB	OTH	N-P	TOTALS
1	4,910	636	43	31	19	1,417	7,056
18	5,143	394	45	22	19	1,217	6,840
21	1,246	67	9	7	1	265	1,595
81	4,846	391	51	21	21	1,022	6,352
82	2,694	268	26	15	5	645	3,653
83	6,306	847	48	47	30	1,722	9,000
84	2,069	421	19	13	11	564	3,097
85	2,836	525	19	15	9	783	4,187
86	2,314	264	20	10	9	454	3,071
87	2,802	303	21	8	18	638	3,790
88	2,192	308	26	10	7	515	3,058
89	2,764	645	25	24	11	809	4,278
90	1,677	243	13	8	15	506	2,462
91	4,364	448	34	20	22	1,007	5,895
127	4,401	328	49	27	23	962	5,790
128	2,704	242	28	12	10	649	3,645
130	804	324	6	5	3	283	1,425
131	3,792	1,031	33	43	18	1,242	6,159
142	1,977	274	16	22	8	568	2,865
<b>TOTALS</b>	<b>59,841</b>	<b>7,959</b>	<b>531</b>	<b>360</b>	<b>259</b>	<b>15,268</b>	<b>84,218</b>

**D.C. BOARD OF ELECTIONS  
MONTHLY REPORT OF VOTER REGISTRATION STATISTICS  
WARD 7 REGISTRATION SUMMARY  
As Of FEBRUARY 28, 2019**

PRECINCT	DEM	REP	STG	LIB	OTH	N-P	TOTALS
80	1,505	90	19	5	6	300	1,925
92	1,627	36	12	1	5	253	1,934
93	1,689	44	20	3	9	261	2,026
94	2,093	62	21	7	9	298	2,490
95	1,764	51	12	1	3	289	2,120
96	2,522	61	17	0	11	378	2,989
97	1,440	47	14	1	8	239	1,749
98	2,030	49	22	5	17	297	2,420
99	1,660	49	18	9	16	316	2,068
100	2,620	51	18	4	9	344	3,046
101	1,667	39	17	7	4	204	1,938
102	2,540	63	19	3	14	340	2,979
103	3,660	82	38	7	12	546	4,345
104	3,348	96	36	3	21	522	4,026
105	2,514	79	20	5	10	416	3,044
106	2,954	63	24	4	12	413	3,470
107	1,864	58	14	1	8	266	2,211
108	1,097	33	5	0	3	147	1,285
109	989	42	3	3	1	115	1,153
110	3,912	101	24	8	12	477	4,534
111	2,599	63	36	5	6	441	3,150
113	2,329	58	20	2	7	300	2,716
132	2,223	58	17	7	5	338	2,648
<b>TOTALS</b>	<b>50,646</b>	<b>1,375</b>	<b>446</b>	<b>91</b>	<b>208</b>	<b>7,500</b>	<b>60,266</b>

**D.C. BOARD OF ELECTIONS  
MONTHLY REPORT OF VOTER REGISTRATION STATISTICS  
WARD 8 REGISTRATION SUMMARY  
As Of FEBRUARY 28, 2019**

PRECINCT	DEM	REP	STG	LIB	OTH	N-P	TOTALS
112	2,296	65	18	0	12	359	2,750
114	3,926	159	50	16	29	724	4,904
115	2,948	89	28	5	11	649	3,730
116	4,297	102	45	7	15	708	5,174
117	2,276	50	22	7	9	386	2,750
118	2,935	89	37	5	17	452	3,535
119	2,850	113	33	8	16	504	3,524
120	2,211	50	13	3	4	314	2,595
121	3,656	84	26	7	9	535	4,317
122	1,907	52	21	1	8	298	2,287
123	2,566	208	28	18	19	477	3,316
124	2,819	73	22	3	11	397	3,325
125	4,738	109	37	5	19	809	5,717
126	4,198	155	52	9	15	811	5,240
133	1,388	45	8	2	0	194	1,637
134	2,329	56	26	1	4	325	2,741
140	1,942	62	13	3	12	277	2,309
<b>TOTALS</b>	<b>49,282</b>	<b>1,561</b>	<b>479</b>	<b>100</b>	<b>210</b>	<b>8,219</b>	<b>59,851</b>

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

*For voter registration activity between 1/31/2019 and 2/28/2019*

<b>NEW REGISTRATIONS</b>	<b>DEM</b>	<b>REP</b>	<b>STG</b>	<b>LIB</b>	<b>OTH</b>	<b>N-P</b>	<b>TOTAL</b>
<b>Beginning Totals</b>	<b>390,889</b>	<b>31,144</b>	<b>3,870</b>	<b>1,516</b>	<b>1,664</b>	<b>86,751</b>	<b>515,834</b>
Board of Elections Over the Counter	3	3	0	0	0	2	8
Board of Elections by Mail	24	5	0	1	0	14	44
Board of Elections Online Registration	24	3	0	0	0	23	50
Department of Motor Vehicle	318	62	6	7	1	172	566
Department of Disability Services	1	0	0	0	0	0	1
Office of Aging	0	0	0	0	0	0	0
Federal Postcard Application	0	0	0	0	0	0	0
Department of Parks and Recreation	0	0	0	0	0	0	0
Nursing Home Program	0	0	0	0	0	0	0
Dept. of Youth Rehabilitative Services	0	0	0	0	0	0	0
Department of Corrections	3	0	0	0	0	0	3
Department of Human Services	2	0	0	1	0	1	4
Special / Provisional	1	0	0	0	0	0	1
All Other Sources	120	6	0	3	1	76	206
<b>+Total New Registrations</b>	<b>496</b>	<b>79</b>	<b>6</b>	<b>12</b>	<b>2</b>	<b>288</b>	<b>883</b>

<b>ACTIVATIONS</b>	<b>DEM</b>	<b>REP</b>	<b>STG</b>	<b>LIB</b>	<b>OTH</b>	<b>N-P</b>	<b>TOTAL</b>
Reinstated from Inactive Status	160	8	4	1	1	37	211
Administrative Corrections	494	16	8	10	0	192	720
<b>+TOTAL ACTIVATIONS</b>	<b>654</b>	<b>24</b>	<b>12</b>	<b>11</b>	<b>1</b>	<b>229</b>	<b>931</b>

<b>DEACTIVATIONS</b>	<b>DEM</b>	<b>REP</b>	<b>STG</b>	<b>LIB</b>	<b>OTH</b>	<b>N-P</b>	<b>TOTAL</b>
Changed to Inactive Status	14	0	0	0	0	1	15
Moved Out of District (Deleted)	0	0	0	0	0	0	0
Felon (Deleted)	26	1	0	0	0	9	36
Deceased (Deleted)	1,251	72	15	0	3	133	1,474
Administrative Corrections	648	29	2	2	17	122	820
<b>-TOTAL DEACTIVATIONS</b>	<b>1,939</b>	<b>102</b>	<b>17</b>	<b>2</b>	<b>20</b>	<b>265</b>	<b>2,345</b>

<b>AFFILIATION CHANGES</b>	<b>DEM</b>	<b>REP</b>	<b>STG</b>	<b>LIB</b>	<b>OTH</b>	<b>N-P</b>	
+ Changed To Party	405	53	20	18	11	296	
- Changed From Party	-272	-92	-24	-11	-19	-350	
<b>ENDING TOTALS</b>	<b>390,233</b>	<b>31,106</b>	<b>3,867</b>	<b>1,544</b>	<b>1,639</b>	<b>86,949</b>	<b>515,338</b>

**GOVERNMENT OF THE DISTRICT OF COLUMBIA  
DEPARTMENT OF FOR-HIRE VEHICLES**

**NOTICE OF FOR-HIRE VEHICLES ADVISORY COUNCIL MEETING**

The For-Hire Vehicle Advisory Council will hold a meeting on Tuesday, March 26, 2019 at 10:00 am. The meeting will be held at the Department of For-Hire Vehicles, 2235 Shannon Place, SE, Washington, DC 20020, inside the Hearing Room, Suite 2032. Visitors to the building must show identification and pass through the metal detector. Allow ample time to find street parking or to use the pay-to-park lot adjacent to the building.

The final agenda will be posted no later than seven (7) days before the For-Hire Vehicle Advisory Council Meeting on the DFHV website at [www.dfhv.dc.gov](http://www.dfhv.dc.gov).

Members of the public are invited to participate in the Public Comment Period. You may present a statement to the Council on any issue of concern; the Council generally does not answer questions. Statements are limited to five (5) minutes for registered speakers. Time and agenda permitting, nonregistered speakers may be allowed two (2) minutes to address the Council. To register, please call 202-645-6002 no later than 3:00 p.m. on March 25, 2019. Registered speakers will be called first, in the order of registration. **Registered speakers must provide ten (10) printed copies of their typewritten statements to the Advisory Council Recorder no later than the time they are called to the podium.**

**DRAFT AGENDA**

- I. Call to Order
- II. Advisory Council Communication
- III. Advisory Council Action Items
- IV. Department of For-Hire Vehicles staff reports
- V. Government Communications and Presentations
- VI. Public Comment Period
- VII. Adjournment

**FRIENDSHIP PUBLIC CHARTER SCHOOL****REQUEST FOR PROPOSALS**

Friendship Public Charter School is seeking bids from prospective candidates to provide:

- **INTEGRATED FINANCIAL PROCESS SYSTEMS (ACCOUNTING SOFTWARE)** -for business process analysis with an in-house software/hardware solution. Solution must integrate with Microsoft Dynamics GP (Advanced Management Edition) accounting software, ADP Payroll and ADP Employee soft wear. Currently there is one central office and 9 remote campuses and approximately 20 users. Software should have capability of expanding to accommodate future growth.

The full scope of work will be posted in a competitive Request for Proposal that can be found on FPCS website at <http://www.friendshipschools.org/procurement/>. Proposals are due no later than 4:00 P.M., EST, **Friday, April 12th, 2019**. No proposals will be accepted after the deadline. Questions can be addressed to [ProcurementInquiry@friendshipschools.org](mailto:ProcurementInquiry@friendshipschools.org)

**GOVERNMENT OF THE DISTRICT OF COLUMBIA  
DEPARTMENT OF HEALTH CARE FINANCE**

**NOTICE OF FUNDING AVAILABILITY**

The Department of Health Care Finance (DHCF) announces a Notice of Funding Availability (NOFA) for grant funds under the Health Information Technology for Economic and Clinical Health (HITECH) Act of 2009, approved February 27, 2009, Title XIII of Division A and Title IV of Division B of the American Recovery and Reinvestment Act (ARRA) of 2009 (Pub. L. No. 111-5, §§ 13001-424,123 Stat. 226) and the Health Information Technology Implementation Advanced Planning Document Update (IAPD-U) approved by the U.S. Department of Health and Human Services, Centers for Medicare & Medicaid Services (CMS) on December 3, 2018.

The Director of DHCF has authority pursuant to 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(4) (2012 Repl.) to make grant funds available to help develop a comprehensive, efficient, and cost-effective health care system for the District’s uninsured, underinsured, and low-income residents. The funds for this grant, titled the “HIE Connectivity Grant: Connecting Patients and Providers with Health Information Exchange” are being made available through federal financial participation funds to provide Health Infrastructure Exchange onboarding support and training to District providers who are eligible professionals (EPs) in the Promoting Interoperability program, as well as Medicaid providers to whom EPs refer patients beginning in FY19.

DHCF plans to issue one (1) grant to one (1) qualified applicant with the option to pursue two (2) additional years of performance. The following is an overview the program goals for the HIE Connectivity Grant.

- Connect providers to the HIE and ensure that nearly all Medicaid providers are connected to HIE services by the end of the grant period.
- Ensure that financial and technical assistance and training is provided. Onboarding assistance will be free-of-charge to all Medicaid providers (payment of any fees charged by EHRs for integration services must be paid for by this grant.
- Consistently increase the number of providers that provide care for Medicaid beneficiaries in the District of Columbia by the end of the grant period.
- Ensure the grantee meets or exceeds the performance measures for the primary targeted providers\* (as seen below) in the District of Columbia.
  - Medicaid EHR incentive payment (MEIP) participants\*
  - Long-term and Post-Acute Care facilities, including nursing homes\*
  - Prenatal Healthcare Providers (e.g.: OB/GYN, Family Medicine, etc.) \*
  - Other Non-EPs who help EPs achieve Meaningful Use\*
  - Behavioral health providers, including inpatient facilities\*
  - Dental providers
  - Medium and large ambulatory clinics
  - Pharmacies
  - Emergency Medical Services
  - School-Based Health Clinics

**Eligibility Requirements:** Each entity must meet the following qualifications:

1. Have the authority to enter into an agreement with DHCF and be in compliance with applicable District of Columbia laws and regulations.
2. Be a registered organization in good standing with the District of Columbia Department of Consumer and Regulatory Affairs (DCRA), Corporation Division, the Office of Tax and Revenue (OTR), the Department of Employment Services (DOES), and the Internal Revenue Service (IRS), and demonstrate Clean Hands certification at the time of application.

Sub-grants are permitted for qualified organizations. Applicants who plan to sub-grant shall submit a sub-grantee plan as part of their response, including a signed letter of commitment from sub-grantees.

**Available Funding for FY19 Award:** Up to \$1,400,000.

**Total Grant Funding through FY21:** \$5,050,000 *(subject to availability of funds as listed below)*

Grant Period	Not to Exceed Amount (Subject to Availability of Funds)
Date of Award to September 30, 2019 (Base Year)	\$1,400,000
October 1, 2019- September 30, 2020 (Option Year 1)	\$2,150,000
October 1, 2020- September 30, 2021 (Option Year 2)	\$1,500,000

**Estimated Award Date:** June 2019

**Request for Applications (RFA) Release Date and Amendments:** The RFA will be released on or around March 29, 2019 and will be made available at the DHCF website ([www.dhcf.dc.gov/health-information-exchange](http://www.dhcf.dc.gov/health-information-exchange)) and through the District Grants Clearinghouse (<http://opgs.dc.gov/page/opgs-district-grants-clearinghouse>). Hard copies of the RFA package may be obtained at DHCF, 441 4<sup>th</sup> St. N.W., Ste 900S, Washington, D.C. 20001, 9<sup>th</sup> floor reception desk daily from 9:00 am until 4:00 pm.

**Application Submission Deadline:** April 29, 2019; 4:00pm EST. Applications submitted after the deadline will not be accepted. Any additions or deletions to an application will not be accepted after the deadline.

**Pre-Proposal Conference:** DHCF will hold a pre-proposal conference on April 3, 2019 at 1:00 p.m. Eastern at 441 4<sup>th</sup> St. N.W., 11<sup>th</sup> Floor, Conference Room # 1112 South, Washington, D.C. 20001. Prospective applicants must provide an email address to DHCF to receive notification of amendments or clarifications to the RFA.

For additional information regarding this Notice of Funding Availability, please contact Michael Fraser, Department of Health Care Finance, via email at [Michael.Fraser@dc.gov](mailto:Michael.Fraser@dc.gov).



**DEPARTMENT OF HEALTH (DC HEALTH)  
HEALTH PROFESSIONAL LICENSING ADMINISTRATION**

**NOTICE OF MEETING**

Board of Medicine  
March 27, 2019

On MARCH 27, 2019 at 8:30 am, the Board of Medicine will hold a meeting to consider and discuss a range of matters impacting competency and safety in the practice of medicine.

The meeting will be open to the public from 8:30 am to 10:30 am to discuss various agenda items and any comments and/or concerns from the public.

In accordance with Section 405(b) of the Open Meetings Amendment Act of 2010, the meeting will then move to Closed Session from 10:30 am until 4:45 pm to plan, discuss, or hear reports concerning licensing issues, ongoing or planned investigations of practice complaints, and or violations of law or regulations.

The meeting location is 899 North Capitol Street NE, 2<sup>nd</sup> Floor, Washington, DC 20002.

Meeting times and/or locations are subject to change – please visit the Board of Medicine website [www.doh.dc.gov/bomed](http://www.doh.dc.gov/bomed) and select BoMed Calendars and Agendas to view the agenda and any changes that may have occurred.

Executive Director for the Board – Frank B. Meyers, JD

**DEPARTMENT OF HEALTH (DC HEALTH)****STATE HEALTH PLANNING AND DEVELOPMENT AGENCY****NOTICE OF INFORMATION HEARING**

Pursuant to D.C. Official Code § 44-406(b) (4), the District of Columbia State Health Planning and Development Agency ("SHPDA") will hold an information hearing on the application of Care Advantage Capital City, LLC to Acquire Capital Health Care Associates, Inc. - Certificate of Need Registration No. 19-3-1. The hearing will be held on Tuesday, March 19, 2019 at 10:00 a.m., at 899 North Capitol Street, N.E., 6<sup>th</sup> Floor, Room 6002, Washington, D.C. 20002.

The hearing will include a presentation by the Applicant, describing its plans and addressing the certifications required pursuant to D.C. Official Code § 44-406(b) (1). The hearing also includes an opportunity for affected/interested persons to testify. Persons who wish to testify should contact the SHPDA at (202) 442-5875 before 4:45 p.m. on Monday, March 18, 2019. Each member of the public who wishes to testify will be allowed a maximum of five (5) minutes. Written statements may be submitted to:

The State Health Planning and Development Agency  
899 North Capitol Street, N.E.  
Sixth Floor  
Washington, D.C. 20002

Written statements must be received before the record closes at 4:45 p.m. on Tuesday, March 26, 2019. Persons who would like to review the Certificate of Need application or who have questions relative to the hearing may contact the SHPDA on (202) 442-5875.

**DEPARTMENT OF HEALTH (DC HEALTH)****STATE HEALTH PLANNING AND DEVELOPMENT AGENCY****NOTICE OF INFORMATION HEARING**

Pursuant to D.C. Official Code § 44-406(b) (4), the District of Columbia State Health Planning and Development Agency ("SHPDA") will hold an information hearing on the application of Providence Health Services, Inc. to Acquire Perry Clinic - Certificate of Need Registration No. 19-6-2. The hearing will be held on Thursday, March 21, 2019 at 10:00 a.m., at 899 North Capitol Street, N.E., 6<sup>th</sup> Floor, Room 6002, Washington, D.C. 20002.

The hearing will include a presentation by the Applicant, describing its plans and addressing the certifications required pursuant to D.C. Official Code § 44-406(b) (1). The hearing also includes an opportunity for affected/interested persons to testify. Persons who wish to testify should contact the SHPDA at (202) 442-5875 before 4:45 p.m. on Wednesday, March 20, 2019. Each member of the public who wishes to testify will be allowed a maximum of five (5) minutes. Written statements may be submitted to:

The State Health Planning and Development Agency  
899 North Capitol Street, N.E.  
Sixth Floor  
Washington, D.C. 20002

Written statements must be received before the record closes at 4:45 p.m. on Thursday, March 28, 2019. Persons who would like to review the Certificate of Need application or who have questions relative to the hearing may contact the SHPDA on (202) 442-5875.

**D.C. DEPARTMENT OF HUMAN RESOURCES**  
**NOTICE OF CERTIFICATE OF GOOD STANDING**

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Pursuant to D.C. Official Code § 1-608.81(a)(1), each attorney, hearing examiner, or administrative law judge who is required to be a member of the D.C. Bar as a condition of employment with the Mayor, a subordinate agency, the Office of the Attorney General, the Office of the Chief Financial Officer, or any independent agency, shall file with the D.C. Department of Human Resources (DCHR) a Certificate of Good Standing from the Committee on Admissions of the District of Columbia Court of Appeals by December 15th of each year. DCHR is required to publish a listing in the D.C. Register of those attorneys, hearing officers or administrative law judges who have not met the filing requirements, in accordance with D.C. Official Code § 1-608.81(b).

This year, DCHR is pleased to report that every lawyer practicing law on behalf of the District government has met the filing requirements as established by law and is in good standing with the D.C. Bar.

**KIPP DC PUBLIC CHARTER SCHOOLS****REQUEST FOR PROPOSALS****Classroom and Office Furniture**

KIPP DC is soliciting proposals from qualified vendors for Classroom and Office Furniture. The RFP can be found on KIPP DC's website at [www.kippdc.org/procurement](http://www.kippdc.org/procurement). Proposals should be uploaded to the website no later than 5:00 PM EST, on March 29, 2019. Questions can be addressed to [jessica.gray@kippdc.org](mailto:jessica.gray@kippdc.org).

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

**NOTICE OF PUBLIC DISPOSITION MEETING  
PURSUANT TO D.C. OFFICIAL CODE §10-801  
FOR FLETCHER-JOHNSON MIDDLE SCHOOL**

The Office of the Deputy Mayor for Planning and Economic Development will conduct a public meeting to obtain community comment and suggestions on the proposed use of the District of Columbia owned property identified below:

**Property:** “Fletcher-Johnson Middle School”  
4650 Benning Road SE, Washington, DC  
Lot 0802 in Square 5344

The date, time and location shall be as follows:

**Date:** Saturday, April 6, 2019

**Time:** 11:00pm –1:30pm Disposition Meeting

**Location:** DC Scholars Public Charter School  
5601 East Capitol Street SE  
Washington, DC 20019

**Contact:** Wendell Felder, Project Manager  
Wendell.felder@dc.gov  
(202) 812-9228

## PUBLIC SERVICE COMMISSION OF THE DISTRICT OF COLUMBIA

NOTICE OF PROPOSED TARIFFELECTRIC TARIFF 00-2, IN THE MATTER OF POTOMAC ELECTRIC POWER COMPANY'S PUBLIC SPACE OCCUPANCY SURCHARGE ELECTRICITY TARIFF, P.S.C.-D.C. No. 1

1. The Public Service Commission of the District of Columbia (Commission) hereby gives notice, pursuant to Section 34-802 of the District of Columbia Official Code and in accordance with Section 2-505 of the District of Columbia Code,<sup>1</sup> of its intent to act upon the Potomac Electric Power Company's (Pepco or Company) - Public Space Occupancy Surcharge Rider (PSOS or Surcharge Update) in not less than 30 days from the date of publication of this Notice of Proposed Tariff (NOPT) in the *D.C. Register*.

2. On March 1, 2019, pursuant to D.C. Code Section 10-1141.06,<sup>2</sup> Pepco filed with the Commission an updated Rider PSOS.<sup>3</sup> In the filing, Pepco shows the process to be used to recover from its customers the fees paid by Pepco to the District of Columbia for the rental of public structures in public space. Pepco proposes to amend the following tariff page to reflect an increase in the PSOS:

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

3. According to Pepco, the Surcharge Update consists of two parts reflecting: 1) the payments to be made by Pepco to the District of Columbia for the current year; and 2) the over or under recovery from the prior year.<sup>4</sup> Pepco proposes a PSOS rate of \$0.00211 per kilowatt-hour delivered to the customer, which is an increase from the current PSOS rate of \$0.00207 per kilowatt-hour approved in 2018.<sup>5</sup> The rate is based on a rate of \$0.00217 per kilowatt-hour for estimated 2019 payments and a rate of \$0.00006 per kilowatt-hour for the over/under collection of payments by Pepco in 2018.<sup>6</sup> Pepco

<sup>1</sup> D.C. Code § 2-505 (2016 Repl.) and D.C. Code § 34-802 (2012 Repl.).

<sup>2</sup> D.C. Code § 10-1141.06 (2001), states that [e]ach public utility company regulated by the Public Service Commission shall recover from its utility customers all lease payments which it pays to the District of Columbia pursuant to this title through a surcharge mechanism applied to each unit of sale and the surcharge amount shall be separately stated on each customer's monthly billing statement.

<sup>3</sup> *Electric Tariff 00-2, In the Matter of Potomac Electric Power Company's Public Space Occupancy Surcharge Electricity Tariff, P.S.C.-D.C. No. 1* ("ET00-2"), Letter to Brinda Westbrook-Sedgwick, Commission Secretary, from Dennis P. Jamouneau, Assistant General Counsel, Re: ET00-2 – Rider "PSOS," filed March 1, 2019 ("Surcharge Update").

<sup>4</sup> ET00-2, Surcharge Update at 1.

<sup>5</sup> ET00-2, Surcharge Update at 2 and Attachment B.

<sup>6</sup> ET00-2, Surcharge Update at 2 and Attachment C.

proposes that its Surcharge Update become effective with meter readings on and after March 1, 2019.<sup>7</sup>

4. The Company has a statutory right to implement its filed PSOS. However, if the Commission discovers any inaccuracies in the calculation of the proposed PSOS, Pepco could be subject to reconciliation of the PSOS.

5. Any person interested in commenting on the subject matter of this proposed tariff may submit written comments not later than 30 days after publication of this notice in the *D.C. Register* to Brinda Westbrook-Sedgwick, Commission Secretary, Public Service Commission of the District of Columbia, 1325 G Street, N.W., Suite 800, Washington, D.C. 20005 or electronically on the Commission's website at [https://edocket.dcpssc.org/public/public\\_comments](https://edocket.dcpssc.org/public/public_comments). Copies of the proposed tariff may be obtained by visiting the Commission's website at [www.dcpssc.org](http://www.dcpssc.org) or at cost, by contacting the Commission Secretary at the address provided above. Persons with questions concerning this NOPT should call (202) 626-5150 or send an email to [psc-commissionsecretary@dc.gov](mailto:psc-commissionsecretary@dc.gov). After the comment period has expired, the Commission will take final action on the Surcharge Update.

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<sup>7</sup> ET00-2, Surcharge Update at 1.



**REAL PROPERTY TAX APPEALS COMMISSION****NOTICE OF ADMINISTRATIVE MEETING**

Join the Real Property Tax Appeals Commission (RPTAC) And attend the second public meeting for 2019 during which the Commission will offer valuable information on the property tax assessment appeals process.

Dates: **Thursday, March 21, 2019 at 5:30 p.m.**

Location: Real Property Tax Appeals Commission  
One Judiciary Square  
441 4<sup>th</sup> Street, NW, Suite 360N  
Washington, DC 20001

**FYI: The deadline to file your 1<sup>st</sup> Level Property Tax Assessment Appeal with the Office of Tax and Revenue is: April 1, 2019**

*What you will learn:*

- How does the city determine the estimated market value of my property?
- What do I need to do to appeal my property assessment?
- How does an owner gather data needed to appeal the assessment of my property?
- What does RPTAC consider to be relevant evidence?
- What is a Market Sales Comparison and why do I need it?
- What conditions might impact the value of my property?
- Tips to present a robust appeal case.

**For more information contact Carlynn Fuller  
[carlynn.fuller@dc.gov](mailto:carlynn.fuller@dc.gov) or 202-727-3596**

## DISTRICT OF COLUMBIA RETIREMENT BOARD

## NOTICE OF OPEN PUBLIC MEETING

March 21, 2019  
1:00 p.m.

900 7<sup>th</sup> Street, N.W.  
2<sup>nd</sup> Floor, DCRB Boardroom  
Washington, D.C. 20001

The District of Columbia Retirement Board (DCRB) will hold an Open meeting on Thursday, March 21, 2019, at 1:00 p.m. The meeting will be held at 900 7<sup>th</sup> Street, N.W., 2<sup>nd</sup> floor, DCRB Boardroom, Washington, D.C. 20001. A general agenda for the Open Board meeting is outlined below.

*Please call one (1) business day prior to the meeting to ensure the meeting has not been cancelled or rescheduled.* For additional information, please contact Deborah Reaves, Executive Assistant/Office Manager at (202) 343-3200 or [Deborah.Reaves@dc.gov](mailto:Deborah.Reaves@dc.gov).

**AGENDA**

- |       |                                   |                    |
|-------|-----------------------------------|--------------------|
| I.    | Call to Order and Roll Call       | Chair Clark        |
| II.   | Approval of Board Meeting Minutes | Chair Clark        |
| III.  | Chair's Comments                  | Chair Clark        |
| IV.   | Executive Director's Report       | Ms. Morgan-Johnson |
| V.    | Investment Committee Report       | Mr. Warren         |
| VI.   | Operations Committee Report       | Mr. Smith          |
| VII.  | Benefits Committee Report         | Ms. Collins        |
| VIII. | Legislative Committee Report      | Mr. Blanchard      |
| IX.   | Audit Committee Report            | Mr. Hankins        |
| X.    | Other Business                    | Chair Clark        |
| XI.   | Adjournment                       |                    |

**OFFICE OF THE SECRETARY OF THE DISTRICT OF COLUMBIA**  
**RECOMMENDATIONS FOR APPOINTMENTS AS NOTARIES PUBLIC**

Notice is hereby given that the following named persons have been recommended for appointment as Notaries Public in and for the District of Columbia, effective on or after April 15, 2019.

Comments on these potential appointments should be submitted, in writing, to the Office of Notary Commissions and Authentications, 441 4<sup>th</sup> Street, NW, Suite 810 South, Washington, D.C. 20001 within seven (7) days of the publication of this notice in the *D.C. Register* on March 15, 2019. Additional copies of this list are available at the above address or the website of the Office of the Secretary at [www.os.dc.gov](http://www.os.dc.gov).

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

Effective: April 15, 2019

Page 2

Abawi	Saara	Freshfields Bruckhaus Deringer US, LLP 700 13th Street, NW, 10th Floor	20005
Agu	Aloysius O.	TD Bank 1753 Connecticut Avenue, NW	20009
Anderson	Adria Y.	Self (Dual) 6937 Georgia Avenue, NW, Unit C	20012
Arroyo	Maria Elena	The Residence at Thomas Circle 1330 Massachusetts Avenue, NW	20005
Beasley	MaryBeth	Gibson Dunn & Crutcher, LLP 1050 Connecticut Avenue, NW	20036
Blanding	Roosevelt G.	Self 4660 Martin Luther King Jr Avenue, SW, #C704	20032
Brennan	Carey P.	Village Settlements, Inc. 5225 Wisconsin Avenue, NW, Suite 313	20015
Brinson	Tawanta L.	Federal Deposit Insurance Corporation 550 17th Street, NW	20429
Brown	Seditra L.	The Michaels Organization 4001 South Capital Street, SW	20032
Buckman	Angelita	Self 712 7th Street, SE, #102	20003
Bush	Lena	WKM Solutions, LLC 900 17th Street, NW	20036
Bussy	Sarah	National Trust Community Investment Corporation 1155 15th Street, NW, Suite 300	20005
Cabico	Maria	Sterne, Kessler, Goldstein & Fox, PLLC 1100 New York Avenue, NW	20005
Cabrera Cabrera	Luis A.	Chase Bank 130 M Street, SE	20003

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

**Effective: April 15, 2019**

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Campbell	Stephanie R.	Federal Maritime Commission 800 North Capitol Street, NW	20573
Cherlin	Darcy	George Washington University School of Medicine and Health Sciences 2300 I Street, NW	20052
Clarke	Nancy M.	Department of Justice 99 New York Avenue, NE	20226
Cromartie	Shonda	Self 104 55th Street, NE	20019
Curry	Kendra Rose	Del Cuadro- Zimmerman & Mount, PLLC 777 6th Street, NW, 10th Floor	20001
Darlington III	W.E.C.	Loeb & Loeb, LLP 901 New York Avenue, NW	20001
Davis	Kristin	M & T Bank 1420 Wisconsin Avenue, NW	20007
Deleon	Elder Jose	Wells Fargo 3314 Wisconsin Avenue, NW	20016
Dennis-Bright	Rowena G.	Agriculture Federal Credit Union 14th & Independence Avenue, SW	20250
Dudley	Marcia	International Spy Museum 700 L'Enfant Plaza, SW	20027
Eberhart	Lisa Marie	HOK 3223 Grace Street, NW	20007
El Anssari	Fatima	Bank of America 201 Pennsylvania Avenue, SE	20003
Fairchild	Cali	BMS Realty Services, LLC 4201 Connecticut Avenue, NW	20008
Fayad	Imad	Self 4850 Connecticut Avenue, NW, #1123	20008
Ferran	Gloriana	Wingate Hughes Architects, PLLC 1424 K Street, NW, Suite 300	20005

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

**Effective: April 15, 2019**

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Firouzian	Fardean	The Bernstein Companies 3299 K Street, NW, Suite 700	20007
Folden	DeShawn	HOK 3223 Grace Street, NW	20007
Franceschetti	Lynn	Sterne, Kessler, Goldstein & Fox 1100 New York Avenue, NW	20005
Freeman	Avelaine	National Trust Community Investment Corporation 1155 15th Street, NW, Suite 300	20005
Gaskins	Collesta Y.	The Chronicle of Higher Education 1255 23rd Street, NW	20037
Giblin	Patrick Kevin	After-School All-Stars 1331 H Street, NW	20005
Gibson	Teague	CRC Salomon 1775 I Street, NW	20006
Gonzales	Nishell	The Field School 2301 Foxhall Road, NW	20007
Gonzalez	Christine A.	Administrative Office of the United States Courts 1 Columbus Circle, NE,	20544
Gordon	Kisha C. P.	Court Services and Offender Supervision Agency 2101 Martin Luther King Jr. Avenue, SE	20020
Green	Doshia L.	Self (Dual) 225 Bryant Street, NE	20002
Gutierrez	Erick D.	Self 1114 Euclid Street, NW	20009
Halsted	Angela Olson	Venable, LLC 600 Massachusetts Avenue, NW	20001
Harden	Cheryl N.	National Business Group on Health 20 F Street, NW, Suite 200	20001

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

**Effective: April 15, 2019**

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Hargrove	Beverly L.	Greater Refuge Temple Church 420 56th Street, NE	20019
Harper	Yolanda	U.S. Department of Labor 800 K Street, NW, Suite 400	20001
Hawes	Teola Treal	Mid-Atlantic Settlement Services, LLC 1617 14th Street, NW	20009
Hill	H. Suzanne	District Growth, LLC 1200 Potomac Avenue, SE	20003
Holland	Stephanie M.	Jackson & Campbell, P.C. 1120 20th Street, NW, Suite 300 South	20036
Holland	Veronica M.	American University 4400 Massachusetts Avenue, NW	20016
Holloway III	Henry F.	Self 1328 28th Street, SE	20020
Holmes	Ann E.	Marine Engineers Beneficial Association 444 North Capitol Street, NW	20001
Jacket	Scott Denver	Native American Rights Fund 1514 P Street, NW, Suite D	20005
Jackson	Ashley	Edens 1272 5th Street, NE, Suite 200	20002
Jackson	Vanessa L.	Self 509 Jefferson Street, NW	20011
Jenkins	William R.	Capitol City Associates, Inc. 2307 Skyland Place, SE	20020
Johnson	Jasmine	Creation Steel Fabricators 6400 Georgia Avenue, NW	20012
Johnson	Nia	Self 1500 Massachusetts Avenue, NW, #44	20005
Johnson	Veronica Daniel	Superior Court of the District of Columbia 500 Indiana Avenue, NW	20001

D.C. Office of the Secretary  
Recommendations for Appointments as DC Notaries PublicEffective: April 15, 2019  
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Jones	Debra	Office of the Attorney General Child Support Services Division 441 4th Street, NW	20001
Jones	Kimberly C.	Jones Lang LaSalle 2020 K Street, NW	20006
Joyner	Jacob Dewey	Tax Foundation 1325 G Street, NW, Suite 950	20005
Justin	Brenda L.	Williams and Connolly, LLP 725 Twelfth Street, NW	20005
Karisa	Eric	Office of the Attorney General Child Support Services Division 441 4th Street, NW, Suite 500S	20001
Keisler	Aaron M.	Maddox Edwards, PLLC 1900 K Street, NW, Suite 725	20006
Kemp	Tamara R.	Howard University Employees Federal Credit Union 525 Bryant Street, NW, Room C12	20059
Kenny	Thomas James	DLA Piper, LLP 500 8th Street, NW	20004
Key	Kevin Lewis	Mindel Management, Inc 1607 17th Street, NW	20009
LaFave	Kyleigh	Beyond20 1325 G Street, NW, Suite 1020	20005
Lee	Emma Yen	Sun Wah Corporation 777 7th Street, NW, #928	20001
Lewis	Tina M.	Federal Trade Commission 600 Pennsylvania Avenue, NW	20580
Links	Shaun Bernard	Self 2501 Pennsylvania Avenue, NW, #3B	20037
Liuzzi	Richard T.	Stewart Title 1707 L Street, NW	20036



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

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Lively	Dawn	National Academy of Sciences 500 5th Street, NW, 10th Floor	20001
Logan	Lanita	Self 4604 New Hampshire Avenue, NW	20011
Lumpkins	Ariel	AdvantEdge Workspaces 2101 L Street, NW, Suite 800	20037
Maiorana	Natasha M.	Gensler 2020 K Street, NW, Suite 200	20006
Marcus	Travis	DC Commission on the Arts & Humanities 200 I Street, SE	20003
Martinez	Christian O.	National League of Cities 660 North Capitol Street, NW, Suite 450	22305
McCrea	Alyssa C.	Potts-Dupre, Hawkins & Kramer, Chartered 900 7th Street, NW, Suite 1020	20001
McNair	LaKendra	M & T Bank 1899 L Street, NW	20036
Mcphail	Annick L.	Weisbrod Matteis and Copley 1200 New Hampshire Avenue, NW	20036
Mead	Allyson	Search for Common Ground 1730 Rhode Island Avenue, Suite 1101	20036
Morgan	Michelle	JP Morgan Chase 3900 Minnesota Avenue, NE	20019
Murphy	Conner Coleman	Fidelity Investments 1900 K Street, NW, Suite 110	20006
Murray	Victor	Wilson Sonsini Goodrich & Rosati 1700 K Street, NW, Fifth Floor	20018
Mutty	Maryanne	The German Marshall Fund 1744 R Street, NW	20009

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

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Namazi	Ida	Stradley Ronon Stevens & Young, LLP 1250 Connecticut Avenue, NW, Suite 500	20036
Nelson	Zachary William Harvey	Carnegie Science  1530 P Street, NW	20005
Newton	Meleta	Castle Management Corp. 3040 Stanton Road, SE, #101	20020
Oak	Gina	NCBA Housing Development Corporation 1220 L Street, NW, Suite 800	20005
Odulio	Clarissa	RB Services, LLC 1627 Eye Street, NW, Suite 920	20006
O'Mahony	John	Self 5710 16th Street, NW	20011
Palich	Nguyet M.	National Republican Congressional Committee 320 First Street, SE	20003
Parvez	Russell	Law Offices of Thomas K. Eapen 1627 K Street, NW Suite 400	20006
Phillips	Ashleigh Sharee'	United States House of Representatives B-227 Longworth Building	20515
Pratt	Starr M.	Feldesman Tucker Leifer Fidell 1120 29th Street, NW	20036
Rangel Garcia	Luzmila	WMR Immigration Law Group, LLC 1789 Columbia Road, NW, Suite 200	20009
Raths	Amelia Charlotte	Citylights Realty Group 641 S Street, NW, 3rd Floor	20001
Read	Mary C.	Analysis Group, Inc 800 17th Street, NW, Suite 400	20006
Ricks	Carla L.	Precision Wall Tech, Inc. 605 Raleigh Place, SE	20032

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

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Robertson	Letitia D.	Self 5319 Central Avenue, SE	20019
Robertson	Tashawna Renee	Self 800 Kenilworth Avenue, NE	20019
Robinson	Fawn	Slocumb Law Firm, LLC 777 6th Street, NW, Suite 520	20001
Robinson	Miranda	Tax Foundation 1325 G Street, NW, Suite 950	20005
Rogers	Katie	Bonner Kiernan Trebach & Crociata, LLP 1233 20th Street, NW	20036
Romero	Jhoan Andres	Goshen CKS Corporation 1801 Columbia Road, NW, Suite 103	20009
Romero	Wendy	Wells Fargo 2119 Bladensburg Road, NE	20018
Ross	Colleen Joan	Network 820 First Street, NE, Suite 350	20002
Rossick	Paul	Akerman, LLP 750 9th Street, NW, Suite 750	20001
Ruffin	Justin	AlignStaffing 111 K Street, NE	20002
Saltzman	Julia	Washington Lawyers Committee for Civil Rights and Urban Affairs 11 Dupont Circle, NW, Suite 400	20036
Schoenberg	Susan A.	The UPS Store 2000 Pennsylvania Avenue, NW	20006
Seegers-Cook	Angela J.	Self 865 Xenia Street, SE	20032
Sheppard	Raynal L.	JLL 2020 K Street, NE, Suite 1100	20006
Shin	Claire Soojin	Sterne, Kessler, Goldstein & Fox, PLLC 1100 New York Avenue, NW	20005

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Shrestha	Deepa	The Moss Group 1312 Pennsylvania Avenue, SE	20003
Sicot	Geroldine	Self 2931 M Street, SE	20019
Siles-Mercado	Tania A.	T & T Multiservices, LLC 1818 New York Avenue, NE, Suite 208A	20002
Simkins	Naimah B.	The Preparatory School of DC 1604 Park Road, NW	20010
Small	LeTitia	Ballard Spahr, LLP 1909 K Street, NW	20006
Smiley	L. Brooke	MPR Realty Real Estate Services Group 3050 K Street, NW	20007
Soto	Lucia	Washington Pre-Trial Services, Inc 4626 Wisconsin Avenue, NW, #300	20016
Sotomayor	Jessica	PNC Bank 1913 Massachusetts Avenue, NW	20036
Sotomayor	Maria Fernanda	Pinnacle Title & Escrow, Inc 1725 I Street, NW, Suite 125	20006
Spells	Jean Fleming	Department of Justice 1400 New York Avenue, NW, Suite 12100	20005
Tag	Miles Nathan	Planet Depos 1100 Connecticut Avenue, NW, Suite 950	20036
Taylor	Eldrea Ann	Self 2300 Good Hope Road, SE, #924	20020
Thomas	Noelle	Self (Dual) 1639 40th Street, SE	20020
Thornton	Jada D.	TD Bank 801 17th Street, NW	20006

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

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Trussi	Shim	Bernstein Management Corporation 5301 Wisconsin Avenue, NW, Suite 500	20015
Utz	Samantha S.	Smart Settlements, LLC 2110 Vermont Avenue, NW	20001
Verbano	Gail	Worldwide Reporting 529 14th Street, SE	20003
Villalobos	Darren	Cuneo Gilbert & Laduca, LLP 4725 Wisconsin Avenue, NW, Suite 200	20016
Walker Jr.	William H.	Wesley Theological Seminary 4500 Massachusetts Avenue, NW	20016
Ward	Rachael	The Community Builders 1003 K Street, NW, Suite 700	20001
Warner	Wayne C.	The UPS Store 455 Massachusetts Avenue, NW	20001
Wheeler	Jeffrey J.	Frontier Financial Group 2200 Pennsylvania Avenue, NW, East Tower 4109	20037
White	Chanelle	Sylver Rain Consulting, LLC 2208 Martin Luther King Jr Avenue, SE	20020
Williams	Lacreta	Verizon 1300 I Street, NW, Suite 500 East	20005
Williams	Rachael	Government CIO 101 Constitution Avenue, NW, Suite L110	20001
Williams	Shawn M.	Klein Hornig LLP 1325 G Street, NW, Suite 770	20005
Williams-Harris	Ronieka	Inter-Con Security Systems 2301 Constitution Avenue, NW	20037

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

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Wilson

Meagan I.

Elizabeth Glaser Pediatric AIDS Foundation  
1140 Connecticut Avenue, NW, Suite 20036  
200

OFFICE OF VICTIM SERVICES AND JUSTICE GRANTS  
EXECUTIVE OFFICE OF THE MAYOR  
GOVERNMENT OF THE DISTRICT OF COLUMBIA

NOTICE OF FUNDING AVAILABILITY

<http://opgs.dc.gov> and DC Register

**Project Safe Neighborhoods**

The Office of Victim Services and Justice Grants announces the availability of \$15,000 in grant funds under the Fiscal Year 2019 Project Safe Neighborhoods to a sub-grantee to complete a Project Safe Neighborhood Strategic Action Plan (SAP). Project Safe Neighborhoods (PSN) is a nationwide initiative that brings together federal, state, local and tribal law enforcement officials, prosecutors, and community leaders to identify the most pressing violent crime problems in a community and develop comprehensive solutions to address them.

The foundations of the PSN strategy are:

- Community-Based – Each local program is contoured to fit the specific violent crime problem in that district.
- Targeted – Utilizes law enforcement and community intelligence, along with cutting-edge technology, to identify and target the most violent offenders for enforcement action.
- Comprehensive – Directs United States Attorneys to marry enforcement efforts with support of prevention and reentry strategies to truly combat violent crime in a lasting way.

The Request for Applications (RFA) will be available electronically beginning Monday, March 18, 2019 at <http://ovsjg.dc.gov> and

<https://zoomgrants.com/gprop.asp?donorid=2121&limited=1902>. The deadline for applications is **5:00 p.m. on Friday April 12, 2019**. For more information, contact *Zina Weems, Financial Grants Analyst*, Office of Victim Services and Justice Grants at 202-727-6146 or [zina.weems@dc.gov](mailto:zina.weems@dc.gov).

## DISTRICT OF COLUMBIA WATER AND SEWER AUTHORITY

## BOARD OF DIRECTORS

## NOTICE OF 2019 MEETING SCHEDULE

**Audit Committee**

The regular quarterly meetings of the Board of Directors of the District of Columbia Water and Sewer Authority's (DC Water) Audit Committee Meetings are held in open session on the fourth Tuesday or Thursday during January, April, July and October. The following are dates and times for the regular quarterly meetings to be held in 2019. All meetings are held in the Board Room (2nd floor) at 125 O Street, S.E. (1385 Canal Street, S.E.), Washington, D.C. 20003 unless otherwise indicated. Notice of a location of a meeting other than 125 O Street, S.E. will be published in the *D.C. Register* and posted on the DC Water's website ([www.dcwater.com](http://www.dcwater.com)). A notice will be published in the *D.C. Register* for each meeting with a draft agenda. In addition, a copy of the final agenda will be posted on DC Water's website, and notice of the meeting will be posted at all of DC Water facilities.

Thursday, January 24, 2019	9:30 a.m.
Thursday, April 25, 2019	9:30 a.m.
Thursday, July 25, 2019	9:30 a.m.
(Board recess in August)	
Thursday, October 24, 2019	9:30 a.m.



## DISTRICT OF COLUMBIA WATER AND SEWER AUTHORITY

## BOARD OF DIRECTORS

## NOTICE OF 2019 MEETING SCHEDULE

The regular monthly meetings of the Board of Directors of the District of Columbia Water and Sewer Authority's (DC Water) are held in open session on the first Thursday of each month at 9:30 a.m. The following are dates and times for the regular monthly meetings to be held in 2019. All meetings are held in the will be held in the Board Room (2nd floor) at 125 O Street, S.E. (1385 Canal Street, S.E.), Washington, D.C. 20003 unless otherwise indicated. Notice of a location of a meeting other than 125 O Street, S.E. will be published in the *D.C. Register* and posted on the DC Water's website ([www.dcwater.com](http://www.dcwater.com)). A notice will be published in the *D.C. Register* for each meeting with a draft agenda. In addition, a copy of the final agenda will be posted on DC Water's website, and notice of the meeting will be posted at all of DC Water facilities.

Thursday, January 3, 2019	9:30 a.m.
Thursday, February 7, 2019	9:30 a.m.
Thursday, March 7, 2019	9:30 a.m.
Thursday, April 4, 2019	9:30 a.m.
Thursday, May 2, 2019	9:30 a.m.
Thursday, June 6, 2019	9:30 a.m.
Thursday, July 11, 2019	9:30 a.m.
(Board recess in August)	
Thursday, September 5, 2019	9:30 a.m.
Thursday, October 3, 2019	9:30 a.m.
Thursday, November 7, 2019	9:30 a.m.
Thursday, December 5, 2019	9:30 a.m.

## DISTRICT OF COLUMBIA WATER AND SEWER AUTHORITY

## BOARD OF DIRECTORS

## NOTICE OF 2019 MEETING SCHEDULE

## Environmental Quality &amp; Operations Committee

The regular monthly meetings of the Board of Directors of the District of Columbia Water and Sewer Authority's (DC Water) Environmental Quality & Operations Committee Meetings are held in open session on the third Thursday of each month. The following are dates and times for the regular monthly meetings to be held in 2019. All meetings are held in the Board Room (2nd floor) at 125 O Street, S.E. (1385 Canal Street, S.E.), Washington, D.C. 20003 unless otherwise indicated. Notice of a location of a meeting other than 125 O Street, S.E will be published in the *D.C. Register* and posted on the DC Water's website ([www.dcwater.com](http://www.dcwater.com)). A notice will be published in the *D.C. Register* for each meeting with a draft agenda. In addition, a copy of the final agenda will be posted on DC Water's website, and notice of the meeting will be posted at all of DC Water facilities.

Thursday, January 17, 2019	9:30 a.m.
Thursday, February 21, 2019	9:30 a.m.
Thursday, March 21, 2019	9:30 a.m.
Thursday, April 18, 2019	9:30 a.m.
Thursday, May 16, 2019	9:30 a.m.
Thursday, June 20, 2019	9:30 a.m.
Thursday, July 18, 2019	9:30 a.m.
(Board recess in August)	
Thursday, September 19, 2019	9:30 a.m.
Thursday, October 17, 2019	9:30 a.m.
Thursday, November 21, 2019	9:30 a.m.
Thursday, December 19, 2019	9:30 a.m.

## DISTRICT OF COLUMBIA WATER AND SEWER AUTHORITY

## BOARD OF DIRECTORS

## NOTICE OF 2019 MEETING SCHEDULE

## Finance and Budget Committee

The regular monthly meetings of the Board of Directors of the District of Columbia Water and Sewer Authority's (DC Water) Finance and Budget Committee Meetings are held in open session on the fourth Tuesday or Thursday of each month, or as indicated below. The following are dates and times for the regular monthly meetings to be held in 2019. All meetings are held in the Board Room (2nd floor) at 125 O Street, S.E. (1385 Canal Street, S.E.), Washington, D.C. 20003 unless otherwise indicated. Notice of a location of a meeting other than 125 O Street, S.E. will be published in the *D.C. Register* and posted on the DC Water's website ([www.dewater.com](http://www.dewater.com)). A notice will be published in the *D.C. Register* for each meeting with a draft agenda. In addition, a copy of the final agenda will be posted on DC Water's website, and notice of the meeting will be posted at all of DC Water facilities.

Thursday, January 24, 2019	11:00 a.m.
Thursday, February 28, 2019	11:00 a.m.
Thursday, March 28, 2019	11:00 a.m.
Thursday, April 25, 2019	11:00 a.m.
Thursday, May 23, 2019	11:00 a.m.
Thursday, June 27, 2019	11:00 a.m.
Thursday, July 25, 2019	11:00 a.m.
(Board recess in August)	
Thursday, September 26, 2019	11:00 a.m.
Thursday, October 24, 2019	11:00 a.m.
Tuesday, November 19, 2019	11:00 a.m.
Tuesday, December 17, 2019	11:00 a.m.

## DISTRICT OF COLUMBIA WATER AND SEWER AUTHORITY

## BOARD OF DIRECTORS

## NOTICE OF 2019 MEETING SCHEDULE

## Governance Committee

The regular bi-monthly meetings of the Board of Directors of the District of Columbia Water and Sewer Authority's (DC Water) Governance Committee Meetings are held in open session on the second Wednesday every other month. The following are dates and times for the regular monthly meetings to be held in 2019. All meetings are held in the Board Room (2nd floor) at 125 O Street, S.E. (1385 Canal Street, S.E), Washington, D.C. 20003 unless otherwise indicated. Notice of a location of a meeting other than 125 O Street, S.E. will be published in the *D.C. Register* and posted on the DC Water's website ([www.dcwater.com](http://www.dcwater.com)). A notice will be published in the *D.C. Register* for each meeting with a draft agenda. In addition, a copy of the final agenda will be posted on DC Water's website, and notice of the meeting will be posted at all of DC Water facilities.

Wednesday, January 9, 2019	9:00 a.m.
Wednesday, March 13, 2019	9:00 a.m.
Wednesday, May 8, 2019	9:00 a.m.
Wednesday, July 10, 2019	9:00 a.m.
(Board recess in August)	
Wednesday, September 11, 2019	9:00 a.m.
Wednesday, November 13, 2019	9:00 a.m.

## DISTRICT OF COLUMBIA WATER AND SEWER AUTHORITY

## BOARD OF DIRECTORS

## NOTICE OF 2019 MEETING SCHEDULE

## Human Resources and Labor Relations Committee

The regular bi-monthly meetings of the Board of Directors of the District of Columbia Water and Sewer Authority's (DC Water) Human Resources and Labor Relations Committee Meetings are held in open session on the second Wednesday every other month. The following are dates and times for the regular monthly meetings to be held in 2019. All meetings are held in the Board Room (2nd floor) at 125 O Street, S.E. (1385 Canal Street, S.E.), Washington, D.C. 20003 unless otherwise indicated. Notice of a location of a meeting other than 125 O Street, S.E will be published in the *D.C. Register* and posted on the DC Water's website ([www.dcwater.com](http://www.dcwater.com)). A notice will be published in the *D.C. Register* for each meeting with a draft agenda. In addition, a copy of the final agenda will be posted on DC Water's website, and notice of the meeting will be posted at all of DC Water facilities.

Wednesday, January 9, 2019	11:00 a.m.
Wednesday, March 13, 2019	11:00 a.m.
Wednesday, May 8, 2019	11:00 a.m.
Wednesday, July 10, 2019	11:00 a.m.
(Board recess in August)	
Wednesday, September 11, 2019	11:00 a.m.
Wednesday, November 13, 2019	11:00 a.m.

## DISTRICT OF COLUMBIA WATER AND SEWER AUTHORITY

## BOARD OF DIRECTORS

## NOTICE OF 2019 MEETING SCHEDULE

## Retail Water and Sewer Rates Committee

The regular monthly meetings of the Board of Directors of the District of Columbia Water and Sewer Authority's (DC Water) Retail Water and Sewer Rates Committee Meetings are held in open session on the fourth Tuesday of each month, or as indicated below. The following are dates and times for the regular monthly meetings to be held in 2019. All meetings are held in the Board Room (2nd floor) at 125 O Street, S.E. (1385 Canal Street, S.E.), Washington, D.C. 20003 unless otherwise indicated. A notice will be published in the *D.C. Register* for each meeting with a draft agenda. In addition, a copy of the final agenda will be posted on DC Water's website, and notice of the meeting will be posted at all of DC Water facilities.

Tuesday, January 22, 2019	9:30 a.m.
Tuesday, February 26, 2019	9:30 a.m.
Tuesday, March 26, 2019	9:30 a.m.
Tuesday, April 23, 2019	9:30 a.m.
Tuesday, May 28, 2019	9:30 a.m.
Tuesday, June 25, 2019	9:30 a.m.
Tuesday, July 23, 2019	9:30 a.m.
(Board recess in August)	
Tuesday, September 24, 2019	9:30 a.m.
Tuesday, October 22, 2019	9:30 a.m.
Tuesday, November 19, 2019	9:30 a.m.
Tuesday, December 17, 2019	9:30 a.m.

**DISTRICT OF COLUMBIA WATER AND SEWER AUTHORITY**

**BOARD OF DIRECTORS**

**NOTICE OF PUBLIC MEETING**

**Retail Water and Sewer Rates Committee**

The Board of Directors of the District of Columbia Water and Sewer Authority (DC Water) Retail Water and Sewer Rates Committee will be holding a meeting on Tuesday, March 26, 2019 at 9:30 a.m. The meeting will be held in. the Board Room (2nd floor) at 125 O Street, S.E. (1385 Canal Street, S.E.), Washington, D.C. 20003 Below is the draft agenda for this meeting. A final agenda will be posted to DC Water’s website at [www.dcwater.com](http://www.dcwater.com).

For additional information, please contact Linda R. Manley, Board Secretary at (202) 787-2332 or [لمانley@dcwater.com](mailto:لمانley@dcwater.com).

**DRAFT AGENDA**

- |    |                     |  |
|----|---------------------|--|
| 1. | Call to Order       | Committee Chairman                     |
| 2. | Monthly Updates     | Executive VP,<br>Finance & Procurement |
| 3. | Committee Work plan | Executive VP,<br>Finance & Procurement |
| 4. | Other Business      | Executive VP,<br>Finance & Procurement |
| 5. | Adjournment         | Committee Chairman                     |

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

**Application No. 18915-A of Aminta, LLC**, pursuant to 11 DCMR Subtitle Y § 704, for a modification of significance of BZA Order No. 18915, now requesting special exception relief under the parking requirements of Subtitle C § 703, and the loading requirements of Subtitle C § 909, and variance relief under the lot occupancy requirements of Subtitle G § 404.1, to construct a mixed-use building in the MU-4 Zone at premises 1330-1338 Pennsylvania Avenue S.E. (Square 1044, Lots 12, 29, and 802.)

<b>HEARING DATES</b> (18915):	April 7, 2015 and April 28, 2015
<b>DECISION DATE</b> (18915):	April 28, 2015
<b>ORDER ISSUANCE DATE</b> (18915):	February 21, 2019
<b>MODIFICATION HEARING DATES:</b>	November 30, 2016; January 25, 2017; and February 8, 2017
<b>MODIFICATION DECISION DATE:</b>	February 8, 2017

**SUMMARY ORDER ON REQUEST FOR  
MODIFICATION OF SIGNIFICANCE**

**BACKGROUND**

On April 28, 2015, the Board of Zoning Adjustment (“Board” or “BZA”) approved-in-part and denied-in-part the request by Aminta, LLC (the “Applicant”) in Application No. 18915 for variances from the floor area requirements under § 771.2, the lot occupancy requirements under § 772.1, and the off-street parking requirements under § 2101.1, to allow the construction of a mixed-use residential structure with ground floor retail in the C-2-A District at premises 1330-1336 Pennsylvania Avenue, S.E. (Square 1044, Lots 29 and 802). Specifically, the Board granted variance relief from § 772.1 to allow 89% lot occupancy where a maximum of 75% is permitted for residential use and from § 2101.1 to permit the provision of no off-street parking spaces where five spaces are required; however, the Board denied variance relief from the floor area requirements of § 771.2. The Board issued Order No. 18915 on February 21, 2019. Because the Board denied an area of relief that was reflected in the Applicant’s proposed plans, no approved plans are cited in that Order.

**MODIFICATION OF SIGNIFICANCE**

On September 9, 2016, before the issuance of the final order, the Applicant submitted a request for a Modification of Significance to the Board’s approval in Application No. 18915. (Exhibits 1-8.)



In the current request, the Applicant proposes to redesign its initial proposal to: (1) incorporate the adjacent property to the east -- Lot 12 -- increasing the size of the property; (2) reduce the building height to three stories plus a habitable penthouse; (3) increase lot occupancy to 94%; and (4) increase retail space to 5,534 square feet, including basement space. The Applicant continues to propose no off-street parking spaces, while increasing the number of residential units from nine to ten, including one Inclusionary Zoning unit. The Applicant filed proposed plans reflecting these modifications to the record. (Exhibits 28A1-28A4.)

Based on the proposed modifications, the Applicant also requests special exception relief under the parking requirements of Subtitle C § 703 and the loading requirements of Subtitle C § 909, as well as variance relief from the lot occupancy requirements of Subtitle G § 404.1. The zoning relief requested in this case was self-certified, pursuant to 11 DCMR Subtitle Y § 300.6. (Exhibit 5.) In granting the certified relief, the Board made no finding that the relief is either necessary or sufficient. Instead, the Board expects the Zoning Administrator to undertake a thorough and independent review of the building permit and certificate of occupancy applications filed for this project and to deny any application for which additional or different zoning relief is needed.

Pursuant to Subtitle Y § 704.1, any request for a modification that does not meet the criteria for a minor modification or modification of consequence<sup>1</sup> requires a public hearing and is a modification of significance. The Applicant's request complies with 11 DCMR Subtitle Y § 704, which provides the Board's procedures for considering requests for modifications of significance.

Pursuant to Subtitle Y § 704.6, a public hearing on a request for a modification of significance shall be focused on the relevant evidentiary issues requested for modification and any condition impacted by the requested modification. Pursuant to Subtitle Y § 704.7, the scope of the hearing is limited to the impact of the modification on the subject of the original application, and does not permit the Board to revisit its original decision. Finally, pursuant to Subtitle Y § 704.9, the filing of any modification request under this section does not act to toll the expiration of the underlying order and the grant of any such modification does not extend the validity of any such order.

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") 6B and to owners of property located within 200 feet of the site. The site of this application is located within the jurisdiction of ANC 6B, which is automatically a party to this application. ANC 6B submitted a report indicating that at a regularly scheduled, properly noticed public meeting on January 10, 2017, at which a quorum was present, the ANC voted 9-0-0 to support the modification. (Exhibits 27, 30.)

Office of Planning ("OP") submitted a timely report recommending approval of the requested modification and recommending approval of the parking and lot occupancy relief, but OP could

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<sup>1</sup> See, Subtitle Y §§ 703.3 and 703.4.

not make a recommendation as to loading relief requested. (Exhibit 32.) At the public hearing, OP testified that it now supports the requested loading relief with one condition, as adopted by the Board in this Order. The District Department of Transportation submitted a report stating that it had no objection to the granting of the request. (Exhibit 31.)

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 special exception relief under the parking requirements of Subtitle C § 703, and the loading requirements of Subtitle C § 909, the Applicant has met the burden of proof under 11 DCMR Subtitle X § 901.2, 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 also concludes that in seeking area variance relief under the lot occupancy requirements of Subtitle G § 404., 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.

The Board also concludes that in seeking a modification of significance to Order No. 18915, the Applicant has met its burden of proof under 11 DCMR Subtitle Y § 704.

As directed by 11 DCMR Subtitle X § 901.2, Subtitle X § 1002.2, and Subtitle Y § 704, the Board has required the Applicant to satisfy the burden of proving the elements that are necessary to establish the case for special exceptions, area variance, and modification of significance. 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.

Pursuant to 11 DCMR Subtitle Y § 604.3, the order of the Board may be in summary form and need not be accompanied by findings of fact and conclusions of law where granting an application when there was no party in opposition.

It is therefore **ORDERED** that this application for modification of significance is hereby **GRANTED AND, PURSUANT TO SUBTITLE Y § 604.10, SUBJECT TO THE APPROVED MODIFIED PLANS IN EXHIBITS 28A1-28A4, AND THE FOLLOWING CONDITION:**

1. Trucks visiting the site shall be limited to 30 feet in length.

In all other respects, Order No. 18915 remains unchanged.

**VOTE: 3-0-2** (Peter G. May, Frederick L. Hill, and Carlton E. Hart to APPROVE; two Board seats 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 5, 2019

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.

**BZA APPLICATION NO. 18915-A  
PAGE NO. 4**

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

**Appeal No. 19023 of ANC 2A**, pursuant to 11 DCMR §§ 3100 and 3101,<sup>1</sup> from a November 24, 2014 determination by the Zoning Administrator, Department of Consumer and Regulatory Affairs, to allow a sidewalk café within public space at an existing hotel in the R-5-E District at premises 924 25th Street, N.W. (Square 16, Lot 884).

**HEARING DATE:** September 15, 2015  
**DECISION DATE:** September 29, 2015

**ORDER GRANTING APPEAL**

This appeal was filed on April 9, 2015, by ANC 2A (“Appellant”) to challenge a decision of the Zoning Administrator, at the Department of Consumer and Regulatory Affairs (“DCRA”), made November 24, 2014. Appellant alleges that the Zoning Administrator failed to find that a sidewalk café, as a commercial adjunct to a hotel in a R-5-E residential district, violated 11 DCMR § 350.4(e) and § 351.2. Appellant also alleges that the Zoning Administrator improperly concluded that the Zoning Regulations do not influence the use of public space. The subject property is located at premises 924 25<sup>th</sup> Street, N.W. (Square 16, Lot 884). The owner of the subject property is ALMAC, LLC (“Owner”). Before addressing the merits of the case, two preliminary matters were raised prior to and during the hearing: (1) Jurisdiction and (2) Motion to Dismiss for Untimeliness. The Board addresses each in turn before addressing the merits of this case.

**PRELIMINARY MATTERS**

Notice of Public Hearing. The Office of Zoning scheduled a hearing on September 15, 2015. In accordance with 11 DCMR §§ 3112.13 and 3112.14, the Office of Zoning mailed notice of the hearing to Appellant, the property owner, and to DCRA.

Parties. The Appellant, DCRA and the Owner were automatically parties in this proceeding. There were no other requests for party status.

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<sup>1</sup> All references to Title 11 DCMR within the body of this order are to provisions that were in effect on the date the case was decided by the Board of Zoning Adjustment (the 1958 Zoning Regulations), but which were repealed as of September 6, 2016 and replaced by new text (the 2016 Zoning Regulations). The repeal and adoption of the replacement text has no effect on the validity of the Board’s decision in this case or of this Order.

The Board's Jurisdiction. On September 1, 2015, as part of DCRA's Pre-Hearing Statement, DCRA asserted that the Board does not have jurisdiction over a challenge regarding the use of public space. DCRA argued that the proper forum to challenge the issuance of a Public Space Permit is through the Public Space Committee ("PSC") under the Public Space regulations, not through the Board of Zoning Adjustment under the Zoning Regulations.

The Board heard arguments on the question of jurisdiction at the beginning of the hearing on September 15, 2015. The Appellant noted that it was not challenging the *issuance* of a public space permit, but rather the Zoning Administrator's *decision* finding that a sidewalk café, as a part of a commercial adjunct to a hotel in a residential district, complies with § 350.4(e) and § 351.2. Appellant argued further that the Zoning Regulations govern uses to ensure compatible development and use of land in the District. As such, the Zoning Administrator often has overlapping jurisdiction with different agencies. However, the Zoning Administrator (BZA and Zoning Commission included) is the only law-interpreting body for the Zoning Regulations. Furthermore, the Appellant asserted that the use of the sidewalk by the Hotel for café or restaurant use triggered § 350.4(e) and § 351.2 of the Zoning Regulations, over which the BZA has the jurisdiction to review.

Ultimately, DCRA and the Owner conceded that the determination of whether § 350.4(e) and § 351.2 applied to a sidewalk café is under the purview of the BZA. The Board finds it has jurisdiction on the limited question of whether a sidewalk café not existing in 1980 violates § 350.4(e) and § 351.2.

Motion to Dismiss. On September 1, 2015, as part of the Owner's Pre-Hearing Statement, the Owner filed a Motion to Dismiss the Appeal as untimely filed. BZA Exhibit 17. The Board heard arguments on the Motion to Dismiss at the beginning of the hearing on September 15, 2015, and deferred ruling on that Motion.

Hearing and Closing of the Record. The Board convened a public hearing on September 15, 2015, during which time the Appellant, DCRA and the Owner presented their respective cases through legal counsel. The Board received testimony on behalf of the Appellant from Patrick Kennedy, the Chairman of ANC 2A. The Board received testimony on behalf of the Owner from Conrad Cafritz, managing member of ALMAC, LLC. DCRA presented testimony through the Zoning Administrator, Matthew LeGrant.

The Board deferred its decision on the merits of the case and closed the record, except to receive proposed findings of fact and conclusions of law from all parties by September 24, 2015. The Board scheduled the case for decision on September 29, 2015, at which time it considered the merits of the case and voted to grant the appeal.

## **FINDINGS OF FACT**

### **The Property**

1. The subject property (the "Hotel") is located at 924 25<sup>th</sup> Street, N.W. (Square 16, Lot 884).

**BZA APPEAL NO. 19023**

**PAGE NO. 2**

2. The Hotel is located in the R-5-E Zoning District, a residential zone.
3. The Hotel, known as The River Inn, has more than 100 rooms.
4. The Hotel is owned by ALMAC, LLC. ALMAC, LLC has been the owner of the Hotel since at least 1980. (Exhibit 17.)
5. The Hotel has a restaurant, DISH Drinks, that is a commercial adjunct to the Hotel.
6. The restaurant increased its total seating capacity by adding approximately 32 seats on the sidewalk adjacent to the Hotel. (*See*, Proposed Outdoor Café Seating Plan at Exhibit 17C.)
7. The outdoor café and the Hotel restaurant, DISH Drinks, are owned, operated, managed and maintained by the same company.
8. The outdoor café is a benefit to the guests of the Hotel. (*See*, January 12, 2015 email from Conrad Cafritz indicating, “The River Inn ... will benefit from the provision of some outdoor seating.” at Exhibit 17F.)
9. Neighbors have complained about use of the outdoor café to ANC 2A.

#### **Zoning Restrictions on Hotels in Residential Districts**

10. A commercial adjunct is defined as retail or service establishments customarily incidental and subordinate to hotel use, such as restaurant, dining room, cocktail lounge, coffee shop, dry cleaning, laundry, pressing or tailoring establishment, florist shop, barber shop, beauty parlor, cigar or news stand, and other similar uses. (*See*, 11 DCMR §199.1.) A sidewalk café is a commercial adjunct.
11. Hotels are not permitted in residential districts as a matter of right; but hotels existing pre-1980 are grandfathered uses in residential districts.
12. Paragraph 350.4(e) states that a hotel in the R-5-E in existence as of May 16, 1980, with a valid Certificate of Occupancy or a valid application for a building permit is permitted provided: (1) the gross floor area of the hotel may not be increased; and (2) the total area within the hotel devoted to function rooms, exhibit space, and commercial adjuncts may not be increased.

#### **Zoning Determination Letters**

**BZA APPEAL NO. 19023**  
**PAGE NO. 3**

13. There are two zoning determination letters for this Property addressing whether or not a sidewalk café complies with the Zoning Regulations. A 2002 Zoning Determination Letter from then Zoning Administrator Denzil Noble and a 2014 Zoning Determination Letter from current Zoning Administrator Matthew LeGrant.

*Noble Zoning Determination Letter*

14. In 2002, the Owner of the Hotel sought to obtain a license to operate a sidewalk café as a commercial adjunct to the Hotel.
15. On May 16, 2002, Zoning Administrator Denzil Noble issued a letter finding that a sidewalk café, as a commercial adjunct to a hotel in a residential district does not comply with the Zoning Regulations. The Zoning Administrator found, “11 DCMR, Chapter 3, 351.2(c) states that as a condition for commercial adjuncts as accessory uses to a hotel in an R-5 district that contains 100 or more rooms or suites, [n]o part of the adjunct or the entrance to the adjunct shall be visible from a sidewalk.... Further, pursuant to 350.4(d), in a hotel that was in existence as of May 16, 1980 ... commercial adjuncts may not be increased. Therefore, a sidewalk café is prohibited at 924 25<sup>th</sup> Street NW unless the Board of Zoning Adjustment approves an exception. I have alerted staff of the Public Space Committee regarding the issue.” (Exhibit 18A (internal quotations removed).)

*LeGrant Zoning Determination Letter*

16. In May 2014, the Owner filed an application with the Public Space Committee for a sidewalk café.
17. In June 2014, ANC 2A informed the Owner of the Noble Zoning Determination Letter finding that a sidewalk café as a commercial adjunct to a hotel in a residential district does not comply with the Zoning Regulations. Upon learning of the Noble Zoning Determination Letter, the Owner withdrew the application for a sidewalk café.
18. On November 24, 2014, Zoning Administrator Matthew LeGrant issued a Zoning Determination Letter finding that a sidewalk café, as a commercial adjunct to a hotel in a residential district, complied with the provisions of § 350.4(e) and § 351.2. The Zoning Administrator found further that the Zoning Regulations did not apply to public space.

**Timely Filing of Appeal**

19. In January 2015, the Owner submitted a new Public Space Application. Notice of the Public Space Application was sent to the ANC on January 21, 2015.

20. By email dated January 12, 2015, the Owner informed a newly-elected ANC 2A Commissioner, who does not represent the district in which the subject property is located, that the zoning issues regarding the outdoor seating had been “resolved.”
21. The January 12, 2015 email did not indicate what the zoning issues were or how they were resolved. Also, the email did not attach or reference a new zoning determination.
22. At the hearing, Patrick Kennedy, Chair of ANC 2A and factual witness for the Appellant, testified that on February 12, 2015, the Appellant was informed for the first time by the Owner at a political function that a new zoning determination letter had been issued. Mr. Kennedy noted that the Appellant was always aware of the Owner’s intent to establish a sidewalk café but was not aware that the Owner would be able to obtain a sidewalk café without a variance or special exception from the BZA. The Appellant, relying on the 2002 Zoning Determination letter, did not know, and had no reason to know, that the 2002 Zoning Determination letter could be, and had in fact been reversed until the February 12<sup>th</sup> discussion with Conrad Cafritz.
23. The Owner’s witness, Conrad Cafritz, corroborated the Appellant’s witness’ testimony. He noted that he informed an ANC Commissioner that the zoning issues had been resolved in January 2015, but did not elaborate on how. Mr. Cafritz testified that he told ANC Chair Patrick Kennedy that he had obtained a new zoning determination letter on February 12, 2015, at a political function.
24. On February 13, 2015, an Alcoholic Beverage Regulation Administration (“ABRA”) notice was posted to the Hotel. Members of the community informed the ANC of the ABRA posting upon seeing it on February 13, 2015. ANC Commissioners checked but were unable to locate the new Zoning Determination Letter on DCRA’s website.
25. On February 18, 2015, the Appellant, after searching and being unable to locate the 2014 Zoning Determination Letter on DCRA’s online repository, obtained a copy of the November 2014 Zoning Determination Letter via email from Durrell Mack, an employee with DCRA.
26. On the evening of February 18, 2015, the Owner attended an ANC 2A meeting, at which the Appellant by resolution voted to appeal the LeGrant Zoning Determination Letter.
27. The Appellant filed this appeal on April 9, 2015; which was within 57 days from when the Appellant knew or should have known of the LeGrant Zoning Determination Letter.



## CONCLUSIONS OF LAW AND OPINION

The Board of Zoning Adjustment (“Board” or “BZA”) is authorized by § 8 of the Zoning Act to “hear and decide appeals where it is alleged by the appellant that there is error in any order, requirement, decision, determination, or refusal” made by any administrative office in administration or enforcement of the Zoning Regulations. (D.C. Official Code § 6-641.07(g)(1) (2012 Repl). *See* also 11 DCMR § 3100.2). Appeals to the Board of Zoning Adjustment “may be taken by any person aggrieved, or organization authorized to represent that person ... affected by any decision of an administrative office ... based in whole or part upon any zoning regulations or map” adopted pursuant to the Zoning Act. D.C. Office Code § 6-641.07(f) (2008 Repl.) (*See* also 11 DCMR § 3100.2.) In an appeal, the Board may “reverse or affirm, wholly or partly; or may make any order that may be necessary to carry out its decision or authorization; and to that end shall have all the powers of the office or body from whom the appeal is taken.” (11 DCMR § 3100.4.)

The decision at issue in this case is whether the LeGrant Zoning Determination Letter certifying that the expansion of the Hotel’s commercial adjunct into public space via an outdoor café, in the R-5 zoning district, complied with the Zoning Regulations. For the reasons below, we conclude that the Zoning Administrator erred in that determination. Section 350.4(e) and § 351.2 of the Zoning Regulations place restrictions on hotels in residential districts to protect the residential nature of the community and the expansion of a commercial adjunct onto the sidewalk violates the plain reading of the text and intent of those provisions. Before addressing the merits of the appeal, the Board also concludes that the Appeal was timely filed.

### Timeliness of Appeal

Before ruling on the merits of an appeal, the Board must first consider the motion to dismiss the appeal on timeliness grounds. *See Basken v District of Columbia Bd. of Zoning Adjustment*, 946 A.2d 356 (D.C. 2008). An appeal to the BZA must be filed with 60 days from the date the appellant (1) had notice of knowledge of the decision complained of, or (2) reasonably should have had notice or knowledge of the decision complained of, whichever is earlier. (11 DCMR § 3112.2(a).)

There is no dispute that the decision complained of is the LeGrant Zoning Determination Letter and the Board is required to determine when Appellants knew or should have known of the decision that gave rise to the instant appeal. (*See BZA Appeal No. 17468* at page 4 (2007) (when an appellant asserts a certain date as the basis of its zoning appeal, “the regulations require that the Board determine if there is an earlier date when the Appellant reasonably should have known of” the decision complained of.)) On the record presented, the Board concludes the Appellant first knew about the LeGrant Zoning Determination Letter on February 12, 2015, and consequently the appeal was timely filed.

The Owner, without conceding that the Appellant did not have notice of the LeGrant Zoning Determination Letter, argued that the January emails sent by Mr. Cafritz to ANC 2A Commissioner Smith noting that the zoning issues had been “resolved” should have provided notice to the Appellant that a new zoning determination letter had been issued. The Board disagrees. The statement that the zoning issues had been “resolved” is so vague that it cannot be interpreted to provide actual or constructive notice of a new zoning determination letter. Also, the Board notes that the email did not attach or reference a new zoning determination nor reference that such a letter had been issued.

The issue of notice is a fact-driven analysis. The Appellant testified that the ANC was aware of the Owner’s desire to establish a sidewalk café. Indeed, the record reflects the Owner’s desire to expand the Hotel since at least 2002. However, the testimony presented notes that ANC 2A was unaware and had no reason to believe that the Owner had or could obtain a new zoning determination letter reversing the Nobel Zoning Determination until February 12, 2015.

The Owner also suggested that the filing of the PSC application and the ABRA application should have put the Appellant on notice that a new zoning determination letter had been issued. The filing of ABRA and PSC applications provides no notice of an applicant’s standing with zoning, whether matter of right or through a variance. Consequently, the Board concludes that the January filing of ABRA and PSC applications did not provide notice to Appellant that a new zoning determination letter had been issued.

The record demonstrates, and the witnesses for both the Appellant and the Owner testified that the first time the Appellant was verbally informed of the issuance of a new zoning determination letter was on the evening of February 12, 2015, at a political function. (BZA Public Hearing Transcript for September 15, 2015 at 38 and 43.) The Appellant filed an Appeal on April 9, 2015 -- 57 days after obtaining constructive knowledge that a new zoning determination letter had been issued.

### **Merits of Appeal**

Pursuant to 11 DCMR § 3119.2, in all appeals and applications, the burden of proof shall rest with the appellant or applicant. In the instant appeal, the Appellant contends that the Zoning Administrator failed to find that the expansion of this hotel’s commercial adjunct into public space via an outdoor café, in the R-5 zoning district, violates § 350.4(e) and § 351.2 (a) and (b) of the Zoning Regulations.

#### **A. The outdoor café violates § 350.4(e).**

As noted, § 350.4(e) states that a hotel in the R-5-E in existence as of May 16, 1980, with a valid Certificate of Occupancy or a valid application for a building permit is permitted provided: (1) the gross floor area of the hotel may not be increased; and (2) the total area within the hotel devoted to function rooms, exhibit space, and commercial adjuncts may not be increased.

The Board agrees with the owner that the area outside the lot line of the property does not add to the building's gross floor area, and therefore § 350.1 has not been violated. However, the Board finds that the outdoor café is "within the hotel" and is a commercial adjunct. Therefore, the total area within the hotel devoted to function rooms, exhibit space, and commercial adjuncts is being increased in contravention of § 350.4(e). Owner's and DCRA's contention that the outdoor café is not within the Hotel is inconsistent with facts presented. As the Appellant noted, the café is a physical extension of the Hotel's existing commercial adjunct, Dish Drinks. The café seating plan indicates that the café will increase the restaurant's seating capacity by approximately 32 seats. The café expands and increases the total area the restaurant staff and kitchen will service. Moreover, as the Owner indicated in his email communications with ANC Commissioner Smith, the outdoor café is for the benefit of the Hotel's guests and patrons. The financial gain from the increased visibility of the restaurant is a benefit to the Hotel. Furthermore, the Owner asserts that you can only access the outdoor café from *within* the Hotel. Based on the shared ownership and management, the financial benefit and mutual exclusivity of the Hotel and cafe, the Appellant urges an inclusive interpretation of the word "within."

Conversely, the Owner and DCRA assert the term "within" strictly applies to areas within a hotel building or property lines. The Board notes that the second clause of § 350.4(e) does not limit the area devoted to function rooms, exhibit space and commercial adjuncts to "within the *building*" as the Owner and DCRA claim. Moreover, the second clause does not state "gross floor area" which would have clearly limited the consideration to the area within the building, but rather uses the more general term of "area".

In light of the facts presented, the Board concludes that § 350.4 applies to area within the control and management of the Hotel, not just its property line. Therefore, we conclude based on the evidence provided by the Appellant and the Owner, there is sufficient evidence to conclude that an outdoor café which expands the serviceable area of a commercial adjunct of a hotel in a residential district, does not comply with the requirements of § 350.4(e).

**A. The outdoor café violates § 351.2(a) and (b).**

The Owner and DCRA support the Zoning Administrator's November 24, 2014 decision. The Zoning Administrator advised the Owner that a proposed outdoor café complied with § 351.2. Specifically concluding that:

- a. The total area within the hotel building devoted to the commercial adjuncts will not be increased;
- b. The current commercial adjunct space will remain accessible from the lobby of the building and there will be no direct entrance from outside the building;
- c. No part of the commercial adjunct space inside the hotel will be visible from a sidewalk; and
- d. No sign or display will indicate the existence of commercial adjunct space from the outside of the building.

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The Appellant argues that the outdoor café is a commercial adjunct to the Hotel which contains 100 or more rooms that violates subsections (a) through (d) of § 351.2 because the café is within the control of the Hotel, is directly accessible from the outside, is visible from the sidewalk, and displays the existence of the restaurant from outside the building. The Board in its deliberation only addressed (a) and (b). The Board has already explained by outdoor café illegally increases the area within the hotel devoted to commercial adjuncts.

Subsection (b) requires that there be no direct entrance from outside of the building. From the plans for the outdoor café, it is apparent that a person could enter the outdoor café from outside without first entering the Hotel. (Exhibit 17C.)

**B. Section 351.2 is not subservient to § 350.4(e).**

DCRA challenged the Appellant's interpretation of the § 351.2 by asserting that § 351.2 is subservient to § 350.4(e). Since the four provisions of § 351.2 were simply an elucidation of § 350.4, the focus of those restricting provision applied to commercial adjuncts within a hotel only. The Board disagrees. Subsection 351.2 stands on its own. There is nothing in the regulations that indicate § 350.4(e) and § 351.2 must be read together. While it is true that § 351.2(a) mirrors § 350.4(e), the remaining provisions of § 351.2 do not mirror any provision or segment of § 350.4(e). Rather, § 351.2 provides additional restrictions on hotels with 100 or more rooms in a residential district. We decline to read into the regulations conditions that are not there. If the Zoning Commission wanted § 351.2 to be subservient to § 350.4(e), it would have indicated so.

**C. The Zoning Regulations consider the impact of use on public space.**

The Owner and DCRA have argued that this Board never has the authority to regulate uses in public space, and that such actions are entirely within the scope of DDOT's Public Space Committee. However, as noted the Zoning Regulations at issue are not regulating the public space, but the extent to which a hotel use may be expanded.

**DECISION**

For all the reasons above, the Board concludes that the Zoning Administrator erred in his determination that a hotel's commercial adjunct, located in public space in the R-5 zoning district, complied with the § 350.4(e) and § 351.2(a) and (b) of the Zoning Regulations.

Based on the foregoing, it is therefore **ORDERED** that the Appeal is **GRANTED** and that the Zoning Administrator's determination is **REVERSED**.

**VOTE: 3-1-1** (Frederick L. Hill, Jeffrey L. Hinkle, and Anthony J. Hood to GRANT the Appeal and REVERSE the determination of the ZA; Lloyd J. Jordan to Deny; Marnique Y. Heath not participating).

**BZA APPEAL NO. 19023**

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**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 6, 2019

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.

**BZA APPEAL NO. 19023**  
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**GOVERNMENT OF THE DISTRICT OF COLUMBIA  
BOARD OF ZONING ADJUSTMENT**

**Application No. 19610-A of Granite LLC**, pursuant to 11 DCMR Subtitle Y § 704, for a modification of significance to the plans approved in BZA Order No. 19610, and pursuant to 11 DCMR Subtitle X, Chapter 9, for a special exception from the penthouse regulations of Subtitle C § 1500.3(c) to include a nightclub, bar, cocktail lounge, or restaurant use in the penthouse of an existing ten-story office building in the D-6 Zone at premises 730 15th Street N.W. (Square 221, Lots 800 and 809).

<b>HEARING DATE</b> (19610):	November 8, 2017
<b>DECISION DATE</b> (19610):	November 29, 2017
<b>ORDER ISSUANCE DATE</b> (19610):	December 4, 2017
<b>MODIFICATION HEARING DATE:</b>	February 27, 2019
<b>MODIFICATION DECISION DATE:</b>	February 27, 2019

**SUMMARY ORDER ON REQUEST FOR  
MODIFICATION OF SIGNIFICANCE**

**BACKGROUND**

On November 29, 2017, the Board of Zoning Adjustment (“Board” or “BZA”) approved the request by Granite LLC (the “Applicant”) in Application No. 19610 for variance relief from the penthouse regulations of Subtitle C § 1500.3(d), to permit the second floor of the existing two-story penthouse to be used as habitable space in the D-6 Zone at premises 730 15<sup>th</sup> Street N.W. (Square 221, Lots 800 and 809). The Board issued Order No. 19610 on December 4, 2017.

**MODIFICATION OF SIGNIFICANCE**

On November 1, 2018, the Applicant submitted a request for a Modification of Consequence to the plans and relief approved in Order No. 19610. (Exhibits 1-2D.) On November 26, 2018, the Applicant modified its application and requested that the modification be processed instead as a Modification of Significance pursuant to Subtitle Y § 704. (Exhibit 4.)

In the current request, the Applicant proposes to modify the approved plans by incorporating a nightclub, bar, cocktail lounge, or restaurant use in the penthouse of the building. In Application No. 19610, the second-story penthouse habitable space was approved as a communal rooftop reception area accessory to the outdoor terrace. The Applicant filed proposed plans reflecting these modifications to the record. (Exhibit 22A (Updated); Exhibit 2B (Original).)

Based on the proposed modification, the Applicant also requests special exception relief from the penthouse regulations of Subtitle C § 1500.3(c) as is required to include a nightclub, bar, cocktail lounge, or restaurant use in the penthouse of the building. The zoning relief requested in this case was self-certified, pursuant to 11 DCMR Subtitle Y § 300.6. (Exhibit 26.) In granting the certified relief, the Board made no finding that the relief is either necessary or sufficient. Instead, the Board expects the Zoning Administrator to undertake a thorough and independent review of the building permit and certificate of occupancy applications filed for this project and to deny any application for which additional or different zoning relief is needed.

Pursuant to Subtitle Y § 704.1, any request for a modification that does not meet the criteria for a minor modification or modification of consequence<sup>1</sup> requires a public hearing and is a modification of significance. The Applicant's request complies with 11 DCMR Subtitle Y § 704, which provides the Board's procedures for considering requests for modifications of significance.

Pursuant to Subtitle Y § 704.6, a public hearing on a request for a modification of significance shall be focused on the relevant evidentiary issues requested for modification and any condition impacted by the requested modification. Pursuant to Subtitle Y § 704.7, the scope of the hearing is limited to the impact of the modification on the subject of the original application, and does not permit the Board to revisit its original decision. Finally, pursuant to Subtitle Y § 704.9, the filing of any modification request under this section does not act to toll the expiration of the underlying order and the grant of any such modification does not extend the validity of any such order.

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 Commissions ("ANC") 2B and 2C, as well as to owners of property located within 200 feet of the site. The site of this application is located within the jurisdiction of ANC 2B and is adjacent to the boundaries of ANC 2C, therefore both ANCs are automatically parties to this application. ANC 2C did not submit a written report to the record. ANC 2B submitted a report indicating that at a regularly scheduled, properly noticed public meeting on December 8, 2018, at which a quorum was present, the ANC voted 6-0-0 to support the modification. (Exhibit 7.)

Office of Planning ("OP") submitted a timely report recommending approval of the requested modification and recommending approval of the special exception relief. (Exhibit 24.) The District Department of Transportation submitted a report stating that it had no objection to the granting of the request. (Exhibit 6.)

In addition, the United States Secret Service stated that they have no objections to the proposed modification to the penthouse. (Exhibit 2D.) The United States Commission of Fine Arts gave concept approval for the design.

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<sup>1</sup> See, Subtitle Y §§ 703.3 and 703.4.

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 special exception relief from the penthouse regulations of Subtitle C § 1500.3(c) to include a nightclub, bar, cocktail lounge, or restaurant use in the penthouse, the Applicant has met the burden of proof under 11 DCMR Subtitle X § 901.2, 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 also concludes that in seeking a modification of significance to Order No. 19610, the Applicant has met its burden of proof under 11 DCMR Subtitle Y § 704.

As directed by 11 DCMR Subtitle X § 901.2 and Subtitle Y § 704, the Board has required the Applicant to satisfy the burden of proving the elements that are necessary to establish the case for a special exception and modification of significance. The only parties to the case were the ANCs and the Applicant. Accordingly, a decision by the Board to grant this application would not be adverse to any party.

Pursuant to 11 DCMR Subtitle Y § 604.3, the order of the Board may be in summary form and need not be accompanied by findings of fact and conclusions of law where granting an application when there was no party in opposition.

It is therefore **ORDERED** that this application for modification of significance is hereby **GRANTED AND, PURSUANT TO SUBTITLE Y § 604.10, SUBJECT TO THE APPROVED MODIFIED PLANS IN EXHIBIT 22A.**

In all other respects, Order No. 19610 remains unchanged.

**VOTE: 5-0-0** (Frederick L. Hill, Lesylleé M. White, Lorna L. John, Carlton E. Hart, and Robert E. Miller to APPROVE.)

**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 5, 2019

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.

**BZA APPLICATION NO. 19610-A  
PAGE NO. 3**



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

**Application No. 19897 of Coloma River Capital**, as amended<sup>1</sup> pursuant to 11 DCMR Subtitle X, Chapter 9, for special exceptions under Subtitle G § 1200 from the closed court requirements of Subtitle G § 202.1, and under Subtitle G § 1201 from the rear yard requirements of Subtitle G § 405.2, to construct a new 46-unit apartment house with ground floor retail in the MU-4 Zone at premises 71 Kennedy Street, N.W and 5505 1st Street N.W. (Square 3389, Lots 822 and 817).

**HEARING DATES:** January 30, 2019<sup>2</sup> and February 27, 2019  
**DECISION DATE:** February 27, 2019

**SUMMARY ORDER**

**SELF-CERTIFICATION**

The zoning relief requested in this case was self-certified, pursuant to 11 DCMR Subtitle Y § 300.6. (Exhibit 3 (original); Exhibit 38A (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") 4B and to owners of property located within 200 feet of the site. The site of this application is located within the jurisdiction of ANC 4B, which is automatically a party to this application. The ANC submitted a report recommending approval of the application, provided that the Applicant construct 22 underground parking spaces. The ANC's report indicated that at a regularly scheduled, properly noticed public meeting on November 25, 2018, at which a quorum was present, the ANC voted 7-1-1 to support the application. (Exhibit 47.) The ANC indicated that their support was based on the Applicant's revised proposal to provide 22 parking spaces in an underground garage such that relief from the off-street parking requirements is no longer needed.

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<sup>1</sup> The Applicant amended the application (Exhibit 38A) by removing the request for a special exception from the minimum parking requirements under Subtitle C § 703.2.

<sup>2</sup> The hearing of January 30, 2019 was postponed to February 27, 2019.

The Office of Planning (“OP”) testified at the hearing and submitted a timely report recommending approval of the application. (Exhibit 42.) The District Department of Transportation (“DDOT”) submitted a timely report indicating that it had no objection to the grant of the application. (Exhibit 43.)

Two letters were submitted in support of the application. (Exhibits 16 and 32.)

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 special exceptions under the closed court requirements of Subtitle G §§ 1200 and 202.1 and from the rear yard requirements of Subtitle G §§ 1201 and 405.2. The only parties to the case were the ANC and the Applicant. No parties appeared at the public hearing in opposition to this application. Accordingly, a decision by the Board to grant this application would not be adverse to any party.

Based upon the record before the Board and having given great weight to the OP and ANC reports, the Board concludes that the Applicant has met the burden of proof, pursuant to 11 DCMR Subtitle X § 901.2, Subtitle G §§ 1200, 1201, 202.1, and 405.2, 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 § 604.3, the order of the Board may be in summary form and need not be accompanied by findings of fact and conclusions of law where granting an application when there was no party in opposition.

It is therefore **ORDERED** that this application is hereby **GRANTED AND, PURSUANT TO SUBTITLE Y § 604.10, SUBJECT TO THE APPROVED PLANS AT EXHIBIT 40A1 – A3 - REVISED ARCHITECTURAL PLANS AND ELEVATIONS (PARTS 1, 2, AND 3) - AND WITH THE FOLLOWING CONDITION:**

1. The Applicant shall have flexibility to vary the plans regarding the eastern façade including removing the loading door, adding light wells for the windows, changing or removing the windows on the ground floor, and adjusting the parking garage entrance location and size as approved by the Public Space Committee, so long as no change modifies any area of relief or creates new relief.

**VOTE: 5-0-0** (Carlton E. Hart, Lesylleé M. White, Lorna L. John, Frederick L. Hill, and Robert E. Miller to APPROVE).

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

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

BZA APPLICATION NO. 19897

PAGE NO. 2

**FINAL DATE OF ORDER:** March 4, 2019

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 A § 303, THE PERSON WHO OWNS, CONTROLS, OCCUPIES, MAINTAINS, OR USES THE SUBJECT PROPERTY, OR ANY PART THERETO, SHALL COMPLY WITH THE CONDITION 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 CONDITION 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.

BZA APPLICATION NO. 19897  
PAGE NO. 3

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

**Application No. 19899 of Christopher Turner and Elizabeth Repko**, pursuant to 11 DCMR Subtitle X, Chapter 9, for a special exception under Subtitle E §§ 205.5 and 5201, from the rear addition requirements of Subtitle E § 205.4, to construct a two-story, rear addition to an existing, attached principal dwelling unit in the RF-1 Zone at premises 1322 D Street S.E. (Square 1041, Lot 812).

**HEARING DATES:** January 16, 2019; February 6, 2019; and March 6, 2019<sup>1</sup>  
**DECISION DATE:** March 6, 2019

**SUMMARY ORDER**

**SELF-CERTIFICATION**

The zoning relief requested in this case was self-certified, pursuant to 11 DCMR Subtitle Y § 300.6. (Exhibit 46 (Revised); Exhibit 2 (Original).) 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") 6B and to owners of property located within 200 feet of the site. The site of this application is located within the jurisdiction of ANC 6B, which is automatically a party to this application. The ANC's report indicated that at a regularly scheduled, properly noticed public meeting on February 12, 2019, at which a quorum was present, the ANC voted 10-0-0 to support the application. (Exhibit 44.)

The Office of Planning ("OP") submitted a timely report recommending approval of the application. (Exhibit 42.) The District Department of Transportation ("DDOT") submitted a timely report indicating that it had no objection to the application. (Exhibit 43.)

Adjacent neighbors, Alexander McDonough and Jetta Wong, submitted a request for party status in opposition that was granted by the Board on January 9, 2019. (Exhibits 31-31A.) The adjacent neighbors subsequently withdrew their party status, based on plan revisions made by the

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<sup>1</sup> The hearing was originally scheduled for January 16, 2019 and was postponed twice at the Applicant's request.

Applicant. (Exhibit 39.) Capitol Hill Restoration Society submitted a letter in support of the application. (Exhibit 48.)

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 special exception under Subtitle E §§ 205.5 and 5201, from the rear addition requirements of Subtitle E § 205.4. 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 that the requested relief can be granted as being in harmony with the general purpose and intent of the Zoning Regulations and Map and that granting the requested relief will not tend to affect adversely the use of neighboring property in accordance with the Zoning Regulations and Map. The Board further concludes that any other specified conditions for special exception relief have been met, pursuant to Subtitle X § 901.2(c).

Pursuant to 11 DCMR Subtitle Y § 604.3, the order of the Board may be in summary form and need not be accompanied by findings of fact and conclusions of law where granting an application when there was no party in opposition.

It is therefore **ORDERED** that this application is hereby **GRANTED AND, PURSUANT TO SUBTITLE Y § 604.10, SUBJECT TO THE APPROVED PLANS AT EXHIBIT 37.**

**VOTE: 5-0-0** (Frederick L. Hill, Carlton E. Hart, Lesylleé M. White, Lorna L. John, and Peter G. May to APPROVE.)

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

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

**FINAL DATE OF ORDER:** March 7, 2019

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

**BZA APPLICATION NO. 19899**

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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.

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

**Application No. 19911 of LaTrell Duncan-Fitchett**, pursuant to 11 DCMR Subtitle X, Chapter 9, for a special exception under the home occupation uses requirements of Subtitle U §§ 251.1(b)(3) and 251.6, to expand an existing child development home from nine to twelve children in the R-2 Zone at premises 508 60th Street N.E. (Square 5259, Lot 809).

**HEARING DATES:** February 6, 2019 and February 27, 2019<sup>1</sup>  
**DECISION DATE:** February 27, 2019

**SUMMARY ORDER**

**REVIEW BY THE ZONING ADMINISTRATOR**

The application was accompanied by a memorandum, dated October 30, 2018, from the Zoning Administrator, certifying the required relief. (Exhibit 12 (Updated); Exhibit 1 (Original).)

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") 7C and to owners of property located within 200 feet of the site. The site of this application is located within the jurisdiction of ANC 7C, which is automatically a party to this application. The ANC did not vote on, nor did it submit a report for this application.<sup>2</sup>

The Office of Planning ("OP") submitted a timely report recommending approval of the application. (Exhibit 37.) The District Department of Transportation ("DDOT") submitted a timely report indicating that it had no objection to the grant of the application. (Exhibit 36.)

Ten letters in support of the application were received. (Exhibit 35, p. 4-12 and Exhibit 38.)

As directed by 11 DCMR Subtitle X § 901.3, the Board has required the Applicant to satisfy the burden of proving the elements that are necessary to establish the case pursuant to Subtitle X § 901.2, for a special exception under the home occupation uses requirements of Subtitle U §§ 251.1(b)(3) and 251.6, to expand an existing child development home from nine to twelve children in the R-2 Zone. No parties appeared at the public hearing in opposition to this application. Accordingly, a decision by the Board to grant this application would not be adverse to any party.

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<sup>1</sup> The original hearing was postponed from February 6, 2019 to February 27, 2019 at the request of ANC 7C. (Exhibit 39.)

<sup>2</sup> In an email dated February 1, 2019, ANC 7C's Chair Antawan Holmes requested a postponement until after the ANC's meeting on March 14, 2019. (Exhibit 39.) By email, and at the February 27, 2019 hearing, the Applicant provided testimony that an additional postponement would be injurious to her proposed business. The ANC did not appear to provide testimony in support of its motion. The Board denied the motion by consensus.

Based upon the record before the Board and having given great weight to the OP report, the Board concludes that the Applicant has met the burden of proof, pursuant to 11 DCMR Subtitle X § 901.2, and Subtitle U §§ 251.1(b)(3) and 251.6, 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 § 604.3, the order of the Board may be in summary form and need not be accompanied by findings of fact and conclusions of law where granting an application when there was no party in opposition.

It is therefore **ORDERED** that this application is hereby **GRANTED**.

**VOTE:**       **5-0-0** (Frederick L. Hill, Carlton E. Hart, Lesylleé M. White, Lorna L. John, and Robert E. Miller to APPROVE.)

**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 5, 2019

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 § 702.2, THIS ORDER SHALL NOT BE VALID FOR MORE THAN SIX MONTHS AFTER IT BECOMES EFFECTIVE UNLESS THE USE APPROVED IN THIS ORDER IS ESTABLISHED WITHIN SUCH SIX-MONTH PERIOD.

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

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

**Application No. 19912 of Stephen Lewis**, as amended,<sup>1</sup> pursuant to 11 DCMR Subtitle X, Chapter 9, for a special exception under the accessory apartment regulations of Subtitle U § 253.4, to add an accessory apartment to an existing, attached principal dwelling unit, and a waiver from Subtitle U § 253.9 to allow the accessory apartment in the same building as the principal unit in the R-20 Zone at premises 1920 35th Street, N.W. (Square 1296E, Lot 848).

**HEARING DATE:** February 27, 2019

**DECISION DATE:** February 27, 2019

**SUMMARY ORDER**

**SELF-CERTIFICATION**

The zoning relief requested in this case was self-certified, pursuant to 11 DCMR Subtitle Y § 300.6. (Exhibit 4.) 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") 2E and to owners of property located within 200 feet of the site. The site of this application is located within the jurisdiction of ANC 2E, which is automatically a party to this application. The ANC submitted a report recommending approval of the application. The ANC's report indicated that at a regularly scheduled, properly noticed public meeting on January 2, 2019 at which a quorum was present, the ANC voted 6-0-0 to support the application. (Exhibit 30.)

The Office of Planning ("OP") submitted a timely report recommending approval of the application. (Exhibit 35.) The District Department of Transportation ("DDOT") submitted a timely report indicating that it had no objection to the grant of the application. (Exhibit 34.)

Two letters were filed in support of the application. (Exhibits 13 and 28.)

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<sup>1</sup> At the hearing, the Applicant amended the application by adding a waiver from Subtitle U § 253.9(a) – to allow the accessory apartment in the same building as the principal unit. The caption has been revised accordingly.

As directed by 11 DCMR Subtitle X § 901.3, the Board has required the Applicant to satisfy the burden of proving the elements that are necessary to establish the case pursuant to Subtitle X § 901.2, for a special exception under the accessory apartment regulations of Subtitle U § 253.4, to add an accessory apartment to an existing, attached principal dwelling unit and a waiver from Subtitle U § 253.9(a) to allow an accessory apartment within the same building as the principal unit in the R-20 Zone. The only parties to the case were the ANC and the Applicant. No parties appeared at the public hearing in opposition to this application. Accordingly, a decision by the Board to grant this application would not be adverse to any party.

Based upon the record before the Board and having given great weight to the 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 U § 253.4 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 § 604.3, the order of the Board may be in summary form and need not be accompanied by findings of fact and conclusions of law where granting an application when there was no party in opposition.

It is therefore **ORDERED** that this application is hereby **GRANTED AND, PURSUANT TO SUBTITLE Y § 604.10, SUBJECT TO THE APPROVED PLANS AT EXHIBIT 3 - ARCHITECTURAL PLANS AND ELEVATIONS.**

**VOTE: 5-0-0** (Frederick L. Hill, Carlton E. Hart, Lorna L. John, Lesylleé M. White, and Robert E. Miller to APPROVE).

**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 4, 2019

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

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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.

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

**Application No. 19916 of Continental Mortgage & Investment Corp.**, as amended,<sup>1</sup> pursuant to 11 DCMR Subtitle X, Chapter 10, for area variances from the nonconforming structure requirements of Subtitle C § 202.2(b) and the side yard requirements of Subtitle D § 206.7; and for a use variance from the nonconforming use requirements of Subtitle C § 204.1, to renovate and construct a rear addition to an existing six-unit apartment house in the R-3 Zone at premises 1217-1219 Division Avenue N.E. (Square 5203, Lot 861).

**HEARING DATE:** February 13, 2019  
**DECISION DATE:** February 27, 2019

**SUMMARY ORDER**

**SELF-CERTIFICATION**

The zoning relief requested in this case was self-certified, pursuant to 11 DCMR Subtitle Y § 300.6. (Exhibit 40 (Revised); Exhibit 15 (Corrected); Exhibit 8 (Original).) 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") 7C and to owners of property located within 200 feet of the site. The site of this application is located within the jurisdiction of ANC 7C, which is automatically a party to this application. The ANC's report indicated that at a regularly scheduled, properly noticed public meeting on January 10, 2019, at which a quorum was present, the ANC voted 6-1 to support the application. (Exhibit 35.)

The Office of Planning ("OP") submitted a timely report recommending approval of the application. (Exhibit 31.) The District Department of Transportation ("DDOT") submitted a timely report indicating that it had no objection to the application. (Exhibit 32.)

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<sup>1</sup> The Applicant amended the original application to add area variance relief from the side yard requirements of Subtitle D § 206.7. (Exhibit 40.) The caption has been revised accordingly.

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 area variances from the nonconforming structure requirements of Subtitle C § 202.2(b) and the side yard requirements of Subtitle D § 206.7; and for a use variance from the nonconforming use requirements of Subtitle C § 204.1, to renovate and construct a rear addition to an existing six-unit apartment house in the R-3 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.

Based upon the record before the Board, and having given great weight to the ANC and OP reports filed in this case, the Board concludes that the Applicant has met the burden of proof 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 area variances and an undue hardship for use variances 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 § 604.3, the order of the Board may be in summary form and need not be accompanied by findings of fact and conclusions of law where granting an application when there was no party in opposition.

It is therefore **ORDERED** that this application is hereby **GRANTED AND, PURSUANT TO SUBTITLE Y § 604.10, SUBJECT TO THE APPROVED PLANS AT EXHIBITS 2 AND 3.**

**VOTE:**           **5-0-0** (Frederick L. Hill, Lesylleé M. White, Lorna L. John, Carlton E. Hart, and Peter A. Shapiro (by absentee vote) to APPROVE.)

**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 4, 2019

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

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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.

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

**Application No. 19919 of Jaz Construction, LLC**, as amended,<sup>1</sup> pursuant to 11 DCMR Subtitle X, Chapter 9, for special exceptions under the residential conversion requirements of Subtitle U § 320.2, including a waiver of the requirement under Subtitle U § 320.2(h) regarding alteration of rooftop architectural elements, under Subtitle E § 5201 from the existing nonconformity requirements of Subtitle C § 202.2 and the rear yard requirements of Subtitle E § 306.1, and under Subtitle C § 703.2 from the minimum parking requirements of Subtitle C § 701.5, to construct a three-story side addition and a three-story rear addition, and convert the existing semi-detached principal dwelling unit to a three-unit apartment house in the RF-1 Zone at premises 436 Park Road N.W. (Square 3044, Lot 54).

**HEARING DATE:** February 13, 2019

**DECISION DATE:** February 27, 2019

**SUMMARY ORDER**

**SELF-CERTIFICATION**

The zoning relief requested in this case was self-certified, pursuant to 11 DCMR Subtitle Y § 300.6. (Exhibit 59 (Revised); Exhibit 1 (Original).) In granting the certified relief, the Board of Zoning Adjustment ("Board" or "BZA") made no finding that the relief is either necessary or sufficient. Instead, the Board expects the Zoning Administrator to undertake a thorough and independent review of the building permit and certificate of occupancy applications filed for this project and to deny any application for which additional or different zoning relief is needed.

The Board provided proper and timely notice of the public hearing on this application by publication in the *D.C. Register* and by mail to Advisory Neighborhood Commission ("ANC") 1A and to owners of property located within 200 feet of the site. The site of this application is located within the jurisdiction of ANC 1A, which is automatically a party to this application. The ANC's report indicated that at a regularly scheduled, properly noticed public meeting on January 9, 2019, at which a quorum was present, the ANC voted 6-0-4 to support the application, with conditions. (Exhibit 33.) The ANC submitted a supplemental report indicating that that at a

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<sup>1</sup> The Applicant amended the application to clarify that special exception relief is sought from the rear yard requirements of Subtitle E § 306.1 in addition to the nonconforming structure requirements of Subtitle C § 202.2. (Exhibits 57 and 59.) The application initially also requested a waiver of Subtitle U § 320.2(e) regarding the length of rear additions, but the plans were revised to eliminate the need for this waiver request. (Exhibit 35.) The caption has been revised accordingly.

regularly scheduled, properly noticed public meeting on February 13, 2019, at which a quorum was present, the ANC voted 11-0-0 to support the application. (Exhibit 53.)

The Office of Planning (“OP”) submitted a timely report recommending approval of the application. (Exhibit 44.) The District Department of Transportation (“DDOT”) submitted a timely report indicating that it had no objection to the application. (Exhibit 45.)

The Board received letters in support from one adjacent neighbor and a petition in support signed by five neighbors. (Exhibit 41-43.) The Board received five letters in opposition (Exhibit 15, 30-32, 50.)

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 special exceptions under the residential conversion requirements of Subtitle U § 320.2; including a waiver of the requirement under Subtitle U § 320.2(h) regarding alteration of a rooftop architectural elements; under Subtitle E § 5201 from the existing nonconformity requirements of Subtitle C § 202.2; and under Subtitle C § 703.2 from the minimum parking requirements of Subtitle C § 701.5. 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 that the requested relief can be granted as being in harmony with the general purpose and intent of the Zoning Regulations and Map and that granting the requested relief will not tend to affect adversely the use of neighboring property in accordance with the Zoning Regulations and Map. The Board further concludes that any other specified conditions for special exception relief have been met, pursuant to Subtitle X § 901.2(c).

Pursuant to 11 DCMR Subtitle Y § 604.3, the order of the Board may be in summary form and need not be accompanied by findings of fact and conclusions of law where granting an application when there was no party in opposition.

It is therefore **ORDERED** that this application is hereby **GRANTED AND, PURSUANT TO SUBTITLE Y § 604.10, SUBJECT TO THE APPROVED PLANS AT EXHIBITS 58A and 58B.**

**VOTE:**           **5-0-0** (Frederick L. Hill, Lesylleé M. White, Lorna L. John, Carlton E. Hart, and Peter A. Shapiro (by absentee vote) to APPROVE)

**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 4, 2019

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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.

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

**Application No. 19920 of District of Columbia Public Schools (“DCPS”)**, pursuant to 11 DCMR Subtitle X, Chapter 9, for a special exception under Subtitle C § 1504 from the penthouse setback requirements of Subtitle C § 1502.1(b) and (c), to renovate and expand an existing elementary school in the RA-1 Zone at premises 3375 Minnesota Avenue S.E. (Square 5441, Lot 806).

**HEARING DATE:** February 27, 2019

**DECISION DATE:** February 27, 2019

**SUMMARY ORDER**

**REVIEW BY THE ZONING ADMINISTRATOR**

The application was accompanied by a memorandum, dated September 6, 2018, from the Zoning Administrator, certifying the required relief. (Exhibit 3.)

The Board of Zoning Adjustment (the “Board” or “BZA”) provided proper and timely notice of the public hearing on this application by publication in the *D.C. Register* and by mail to Advisory Neighborhood Commission (“ANC”) 7F and to owners of property located within 200 feet of the site.<sup>1</sup> The site of this application is located within the jurisdiction of ANC 7F and adjacent to the boundaries of ANC 7B, which are automatically parties to this application. ANC 7B did not submit a written report. ANC 7F submitted a written report indicating that at a regularly scheduled, properly noticed public meeting on November 20, 2018, at which a quorum was present, the ANC voted 6-0-0 to support the application. (Exhibit 34.)

The Office of Planning (“OP”) submitted a timely report, dated February 15, 2019, noting that it could not make recommendation at that time. (Exhibit 28.) OP submitted a supplemental report in support of the application. (Exhibit 32.) The District Department of Transportation (“DDOT”) submitted a report, dated February 15, 2019, expressing no objection to the approval of the application. (Exhibit 25.)

A letter of support from Johann Lee, Principal of Kimball Elementary School, was submitted to the record. (Exhibit 31.)

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<sup>1</sup> The Board granted the Applicant’s request to waive the 21-day filing requirement deadline for supplemental statement and also to waive the 15-day posting requirement for the hearing notice on the property. (Exhibit 29A-29A1.)

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 C § 1504 from the penthouse setback requirements of Subtitle C § 1502.1(b) and (c), to renovate and expand an existing elementary school in the RA-1 Zone. No parties appeared at the public hearing in opposition to this application. Accordingly, a decision by the Board to grant this application would not be adverse to any party.

Based upon the record before the Board and having given great weight to the OP and ANC reports, the Board concludes that the Applicant has met the burden of proof, pursuant to 11 DCMR Subtitle X § 901.2, and Subtitle C §§ 1504, and 1502.1(b) and (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 § 604.3, the order of the Board may be in summary form and need not be accompanied by findings of fact and conclusions of law where granting an application when there was no party in opposition.

It is therefore **ORDERED** that this application is hereby **GRANTED AND, PURSUANT TO SUBTITLE Y § 604.10, SUBJECT TO THE APPROVED PLANS AT EXHIBITS 29C1 AND 29C2.**

**VOTE:**           **5-0-0** (Frederick L. Hill, Carlton E. Hart, Lorna L. John, Lesylleé M. White, and Robert E. Miller to APPROVE.)

**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 6, 2019

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

**BZA APPLICATION NO. 19920**

**PAGE NO. 2**

§ 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.

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

**Application No. 19923 of John Hancock Life Insurance Company**, pursuant to 11 DCMR Subtitle X, Chapter 9, for a special exception under Subtitle C § 1504 from the penthouse enclosure requirements of Subtitle C § 1500.9(b), to construct new penthouse structures on an existing 12-story office building in the D-6 Zone at premises 750 17th Street N.W. (Square 166, Lot 862).

**HEARING DATE:** February 27, 2019  
**DECISION DATE:** February 27, 2019

**SUMMARY ORDER**

**SELF-CERTIFICATION**

The zoning relief requested in this case was self-certified, pursuant to 11 DCMR Subtitle Y § 300.6. (Exhibit 4.) 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 2B and to owners of property located within 200 feet of the site. The site of this application is located within the jurisdiction of ANC 2B, which is automatically a party to this application. 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 February 13, 2019, at which a quorum was present, the ANC voted 9-0-0 to support the application. (Exhibit 31.)

The Office of Planning ("OP") submitted a timely report, dated February 15, 2019, in support of the application. (Exhibit 30.) The District Department of Transportation ("DDOT") submitted a report, dated February 15, 2019, expressing no objection to the approval of the application. (Exhibit 29.)

As directed by 11 DCMR Subtitle X § 901.3, the Board has required the Applicant to satisfy the burden of proving the elements that are necessary to establish the case pursuant to Subtitle X § 901.2, for a special exception under Subtitle C § 1504 from the penthouse enclosure requirements of Subtitle C § 1500.9(b), to construct new penthouse structures on an existing 12-story office building in the D-6 Zone. No parties appeared at the public hearing in opposition to

this application. Accordingly, a decision by the Board to grant this application would not be adverse to any party.

Based upon the record before the Board and having given great weight to the OP and ANC reports, the Board concludes that the Applicant has met the burden of proof, pursuant to 11 DCMR Subtitle X § 901.2, and Subtitle C §§ 1504 and 1500.9(b), 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 § 604.3, the order of the Board may be in summary form and need not be accompanied by findings of fact and conclusions of law where granting an application when there was no party in opposition.

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

**VOTE:**       **5-0-0** (Frederick L. Hill, Carlton E. Hart, Lorna L. John, Lesylleé M. White, and Robert E. Miller to APPROVE.)

**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 4, 2019

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

**BZA APPLICATION NO. 19923**

**PAGE NO. 2**

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

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

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

**Application No. 19924 of William Eubanks**, pursuant to 11 DCMR Subtitle X, Chapter 9, for special exceptions under Subtitle E § 5201 from the nonconforming structure requirements of Subtitle C § 202.1, and from the rear yard requirements of Subtitle E § 306.1, and under Subtitle E §§ 205.5 and 5201 from the rear addition requirements of Subtitle E § 205.4, and pursuant to Subtitle X, Chapter 10, for a variance from the lot occupancy requirements of Subtitle E § 304.1, to construct a rear addition to an existing semi-detached principal dwelling unit in the RF-1 Zone at premises 4210 Arkansas Avenue N.W. (Square 2697, Lot 74).

**HEARING DATE:** March 6, 2019

**DECISION DATE:** March 6, 2019

**SUMMARY ORDER**

**REVIEW BY THE ZONING ADMINISTRATOR**

The application was accompanied by a memorandum from the Zoning Administrator, certifying the required relief. (Exhibit 4.)

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's report indicated that at a regularly scheduled, properly noticed public meeting on January 10, 2018, at which a quorum was present, the ANC voted 8-0-1 to support the proposed plans and the relief requested. (Exhibit 37.) Commissioner Ulysses Campbell appeared at the public hearing on March 6, 2019 to testify on behalf of the ANC in support.

The Office of Planning ("OP") submitted a timely report recommending approval of the application. (Exhibit 33.) The District Department of Transportation ("DDOT") submitted a timely report indicating that it had no objection to the application. (Exhibit 34.)

The Board received one letter from a neighbor raising construction-related concerns. (Exhibit 36.)



Variance Relief

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 lot occupancy requirements of Subtitle E § 304.1. 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.

Based upon the record before the Board, and having given great weight to the ANC and OP reports filed in this case, the Board concludes that the Applicant has met the burden of proof 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.

Special Exception Relief

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 special exceptions under Subtitle E § 5201 from the nonconforming structure requirements of Subtitle C § 202.1, and from the rear yard requirements of Subtitle E § 306.1, and under Subtitle E §§ 205.5 and 5201 from the rear addition requirements of Subtitle E § 205.4. 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 that the requested relief can be granted as being in harmony with the general purpose and intent of the Zoning Regulations and Map and that granting the requested relief will not tend to affect adversely the use of neighboring property in accordance with the Zoning Regulations and Map. The Board further concludes that any other specified conditions for special exception relief have been met, pursuant to Subtitle X § 901.2(c).

Pursuant to 11 DCMR Subtitle Y § 604.3, the order of the Board may be in summary form and need not be accompanied by findings of fact and conclusions of law where granting an application when there was no party in opposition.

It is therefore **ORDERED** that this application is hereby **GRANTED AND, PURSUANT TO SUBTITLE Y § 604.10, SUBJECT TO THE APPROVED PLANS AT EXHIBIT 6.**

**VOTE:**       **5-0-0** (Frederick L. Hill, Carlton E. Hart, Lesylleé M. White, Lorna L. John, and Peter G. May to APPROVE.)

**BZA APPLICATION NO. 19924  
PAGE NO. 2**

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

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

**FINAL DATE OF ORDER:** March 7, 2019

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. 19924**

**PAGE NO. 3**

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

**Application No. 19926 of VBR Brewing Corporation**, pursuant to 11 DCMR Subtitle X, Chapter 9, for a special exception under the use regulations of Subtitle U § 802.1(b), to permit live performances in an eating and drinking establishment in the PDR-1 Zone at premises 209 M Street N.E. (Square 748, Lot 81).

**HEARING DATE:** February 27, 2019

**DECISION DATE:** February 27, 2019

**SUMMARY ORDER**

**SELF-CERTIFICATION**

The zoning relief requested in this case was self-certified, pursuant to 11 DCMR Subtitle Y § 300.6. (Exhibit 6.) In granting the certified relief, the Board of Zoning Adjustment ("Board" or "BZA") made no finding that the relief is either necessary or sufficient. Instead, the Board expects the Zoning Administrator to undertake a thorough and independent review of the building permit and certificate of occupancy applications filed for this project and to deny any application for which additional or different zoning relief is needed.

The Board provided proper and timely notice of the public hearing on this application by publication in the *D.C. Register* and by mail to Advisory Neighborhood Commission ("ANC") 6C and to owners of property located within 200 feet of the site. The site of this application is located within the jurisdiction of ANC 6C, which is automatically a party to this application. 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 February 13, 2019, at which a quorum was present, the ANC voted 6-0 to support the application. (Exhibit 33.) Commissioner Robb Dooling appeared at the public hearing on behalf of the ANC. In its written report and testimony, the ANC emphasized that it conditioned its support on the inclusion of a five-year term limit on the relief requested. The Board adopted the term limit as a condition of this Order.

The Office of Planning ("OP") submitted a timely report recommending approval of the application. (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 29.)

One neighboring commercial business submitted a letter of support. (Exhibit 28.)

As directed by 11 DCMR Subtitle X § 901.3, the Board has required the Applicant to satisfy the burden of proving the elements that are necessary to establish the case pursuant to Subtitle X § 901.2, for a special exception under the use regulations of Subtitle U § 802.1(b), to permit live performances in an eating and drinking establishment in the PDR-1 Zone. No parties appeared at

the public hearing in opposition to this application. Accordingly, a decision by the Board to grant this application would not be adverse to any party.

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 U § 802.1(b), 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 § 604.3, the order of the Board may be in summary form and need not be accompanied by findings of fact and conclusions of law where granting an application when there was no party in opposition.

It is therefore **ORDERED** that this application is hereby **GRANTED, WITH THE FOLLOWING CONDITION:**

1. This approval shall be effective for a period of **FIVE (5) YEARS** beginning on the effective date of this Order.

**VOTE:**       **5-0-0** (Frederick L. Hill, Lesylleé M. White, Lorna L. John, Carlton E. Hart, and Robert E. Miller to APPROVE.)

**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 5, 2019**

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 § 702.2, THIS ORDER SHALL NOT BE VALID FOR MORE THAN SIX MONTHS AFTER IT BECOMES EFFECTIVE UNLESS THE USE APPROVED IN THIS ORDER IS ESTABLISHED WITHIN SUCH SIX-MONTH PERIOD.

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

BZA APPLICATION NO. 19926

PAGE NO. 2

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.

**BOARD OF ZONING ADJUSTMENT  
PUBLIC MEETING NOTICE  
WEDNESDAY, MAY 8, 2019  
441 4<sup>TH</sup> STREET, N.W.  
JERRILY R. KRESS MEMORIAL HEARING ROOM, SUITE 220-SOUTH  
WASHINGTON, D.C. 20001**

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

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

**FOR EXPEDITED REVIEW**

**WARD SIX**

20000  
ANC 6C      **Application of Shannon Richter**, pursuant to 11 DCMR Subtitle X, Chapter 9, for special exceptions under Subtitle E § 5201 from the lot occupancy requirements of Subtitle E § 304.1, the rear yard requirements of Subtitle E § 306.1, and from the nonconforming structure requirements of Subtitle C § 202.2, to construct a two-story, rear addition to an existing, attached principal dwelling unit in the RF-1 Zone at premises 1120 Abbey Place N.E. (Square 773, Lot 237).

**WARD TWO**

20007  
ANC 2E      **Application of Winsor Properties LLC**, pursuant to 11 DCMR Subtitle X, Chapter 9, for a special exception under Subtitle D § 5201 from the lot occupancy requirements of Subtitle D § 1204.1, to construct a two story rear addition and a one story side addition to an existing, attached, principal dwelling unit in the R-20 Zone at premises 3011 P Street N.W. (Square 1269, Lot 365).

**PLEASE NOTE:**

Failure of an applicant to supply a complete application to the Board, and address the required standards of proof for the application, may subject the application or appeal to postponement, dismissal or denial. The public meeting in these cases will be conducted in accordance with the provisions of Subtitles X and Y of the District of Columbia

BZA PUBLIC MEETING NOTICE

MAY 8, 2019

PAGE NO. 2

Municipal Regulations, Title 11. Individuals and organizations interested in any application may submit written comments to the Board.

An applicant is not required to attend for the decision, but it is recommended so that they may offer clarifications should the Board have questions about the case.

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

The application will remain on the Expedited Review Calendar unless a request for party status is filed in opposition, or if a request to remove the application from the agenda is made by: (1) a Board member; (2) OP; (3) an affected ANC or affected Single Member District; (4) the Councilmember representing the area in which the property is located, or representing an area located within two-hundred feet of the property; or (5) an owner or occupant of any property located within 200 feet of the property.

The removal of the application from the Expedited Review Calendar will be announced as a preliminary matter on the scheduled decision date and then rescheduled for a public hearing on a later date. Notice of the rescheduled hearing will be posted on the Office of Zoning website calendar at <http://dcoz.dc.gov/bza/calendar.shtm> and on a revised public hearing notice in the OZ office. If an applicant fails to appear at the public hearing, this application may be dismissed.

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

**Do you need assistance to participate?**

Amharic

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Chinese

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## BZA PUBLIC MEETING NOTICE

MAY 8, 2019

PAGE NO. 3

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

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





Decision and Order  
PERB Case No. 16-N-02  
Page 2

days outside the time period for filing such motions. Thus, the motion for reconsideration is untimely.

Notwithstanding the aforementioned, the Board notes that bonus amounts were not on appeal nor considered in its deliberations in arriving at its decision. Only those portions of Article 1, Section B submitted to the Board on appeal were found non-negotiable. Comp. Unit 31 excluded the bonus percentages from the Appeal. Therefore, no issue arose as to whether that portion of the proposal was within the scope of bargaining and there was no dispute for the Board to decide as to the negotiability of the percentages. That issue was never properly before the Board. There is no need to reopen this matter.

### **ORDER**

#### **IT IS HEREBY ORDERED THAT:**

1. The Motion to Reopen to Correct an Error is hereby Denied.
2. The Motion for Reconsideration is hereby Denied.
3. Pursuant to PERB Rule 559.3, this Decision and Order is Final upon issuance.

#### **BY ORDER OF THE PUBLIC EMPLOYEE RELATIONS BOARD**

By unanimous vote of Board Members Douglas Warshof, Barbara Somson and Mary Anne Gibbons.

October 19, 2017

Washington, D.C.

**CERTIFICATE OF SERVICE**

This is to certify that the attached Decision and Order in PERB Case No. 16-N-02, Op. No. 1640 was transmitted to the following parties on this the 30<sup>th</sup> day of October, 2017.

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Clifford Mustaaafa Dozier  
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Public Employee Relations Board  
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Telephone: (202) 727-1822  
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**Government of the District of Columbia  
Public Employee Relations Board**

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In the Matter of:		)	
		)	
District of Columbia		)	
Department of Motor Vehicles		)	
		)	PERB Case No. 18-A-19
	Petitioner	)	
		)	Opinion No. 1696
	v.	)	
		)	
American Federation of Government Employees		)	
Local 1975		)	
		)	
	Respondent	)	
<hr/>		)	

**DECISION AND ORDER**

**I. Introduction**

On August 16, 2018, the District of Columbia Department of Motor Vehicles (“DMV”) filed an Arbitration Review Request pursuant to the Comprehensive Merit Personnel Act (“CMPA”), section 1-605.02(6) of the D.C. Official Code. DMV requests the review of an arbitration award (“Award”) issued on July 21, 2018. The Award sustained the grievance filed by the American Federation of Government Employees Local 1975 (“AFGE”). DMV argues that the Arbitrator exceeded his jurisdiction and that the Award is contrary to law and public policy on its face.

Pursuant to section 1-605.02(6) of the D.C. Official Code, the Board may modify, set aside, or remand a grievance arbitration award only when: (1) the arbitrator was without or exceeded his or her jurisdiction; (2) if the award on its face is contrary to law and public policy; or (3) if the award was procured by fraud, collusion, or other similar unlawful means. Upon consideration of the Arbitrator’s conclusions, applicable law, and the record presented by the parties, the request is denied, for the reasons stated herein.

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## II. Statement of the Case

In August of 2015, DMV attempted to unilaterally change its unrestricted overtime policy to overtime eligibility contingent on production performance goals.<sup>1</sup> AFGE objected to the new policy and DMV postponed the change.

On November 15, 2015, DMV announced its intent to change the overtime policy. AFGE requested the opportunity to bargain and the DMV postponed the changes upon the request. On March 29, 2016, the parties met for an impact and effects (“I&E”) bargaining session.<sup>2</sup> During that session, the parties agreed to rescind a singular term in the proposed policy. The parties agreed to resume negotiations and AFGE made a request for more information. Thereafter, the parties did not meet for any additional negotiation sessions.

On April 14, 2016, DMV alerted AFGE that it would implement the policy. AFGE shared additional concerns on April 25, 2016, but the DMV decided to move forward with implementation without responding to the additional concerns. Ultimately, DMV implemented the policy in June 2016.<sup>3</sup> After the implementation of the new policy, at least two employees worked overtime despite their failure to meet the new production performance goals.<sup>4</sup> AFGE filed a grievance. On September 7, 2016, AFGE requested arbitration.

## III. Arbitration Award

On February 26, 2018, the parties met for arbitration. The Arbitrator addressed two issues<sup>5</sup>; (1) whether DMV violated the collective bargaining agreement (“CBA”) by implementing the new overtime policy and (2) what is the appropriate remedy if DMV violated the CBA.

AFGE argued that DMV unilaterally changed the terms and conditions of employment in violation of the CBA. AFGE asserted that the parties established a past practice of unrestricted overtime and DMV could not alter the past practice in the absence of an agreement or the declaration of an impasse following good faith negotiations.<sup>6</sup>

DMV argued that the implementation of the new policy was a management right consistent with Article 4 of the CBA and that it determined qualifications and distributed overtime to qualified employees consistent with Article 22 of the CBA.<sup>7</sup> Also, DMV contended that it provided notice of the change and bargained in good faith as required, though it was not required to reach agreement or impasse.<sup>8</sup>

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<sup>1</sup> Award at 7.

<sup>2</sup> Award at 8.

<sup>3</sup> Award at 10.

<sup>4</sup> Award at 10.

<sup>5</sup> Award at 2. The issue statement also includes the question of whether the subsequent denial of official paid leave to the employees that participated in the grievance procedure violated the CBA.

<sup>6</sup> Award at 11.

<sup>7</sup> Award at 12.

<sup>8</sup> Award at 12.

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PERB Case 18-A-19  
Page 3

The Arbitrator agreed that the establishment of production performance goals is a management right and consistent with the CBA.<sup>9</sup> However, the Arbitrator reasoned that the right to establish production performance goals does not compel the conclusion that “application of such criteria to restrict access to overtime work complied with the CBA.”<sup>10</sup> The Arbitrator determined that Article 22 of the CBA simply required the equal distribution of overtime among qualified volunteers from the work unit and that the term “qualified” did not correlate to a performance standard established by management.<sup>11</sup>

To determine the proper meaning of “qualified” under Article 22 of the CBA the Arbitrator looked to the past practice of the parties.<sup>12</sup> The Arbitrator held that the parties established a long-standing uncontested past practice regarding the qualifications for overtime. The past practice made overtime available to any employee that volunteered.<sup>13</sup> Next, the Arbitrator considered whether the measures DMV used to deviate from the parties past practice comported with contractual and legal requirements.<sup>14</sup>

The Arbitrator held that “an established past practice may not be altered by either party in the absence of agreement or impasse following good faith bargaining.”<sup>15</sup> The Arbitrator reviewed the record and determined that DMV did not fulfill its obligation to negotiate to agreement or impasse.<sup>16</sup>

AFGE’s request for impact and effects bargaining triggered DMV’s duty to bargain. The parties held a single impact and effects bargaining meeting. The Arbitrator found that the parties shared their respective positions and agreed to strike at least one term in the policy.<sup>17</sup> Also, the Arbitrator found that the dispute remained active and unresolved at the end of the meeting.<sup>18</sup> The Arbitrator concluded that the agency made minimal modifications to the policy after the meeting. DMV communicated the changes in the overtime policy to AFGE on April 14, 2016, and preemptively notified AFGE that the policy would be implemented on May 2, 2016.<sup>19</sup> Soon after, AFGE communicated that it had additional concerns, to which DMV requested them as soon as possible for management’s consideration before implementation.<sup>20</sup> On April 25, 2016, AFGE provided additional concerns but the DMV communicated that it definitely would move forward with implementation.<sup>21</sup>

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<sup>9</sup> Award at 13.

<sup>10</sup> Award at 14.

<sup>11</sup> Award at 14.

<sup>12</sup> Award at 14.

<sup>13</sup> Award at 15.

<sup>14</sup> Award at 16.

<sup>15</sup> Award at 16.

<sup>16</sup> Award at 16.

<sup>17</sup> Award at 17.

<sup>18</sup> Award at 17.

<sup>19</sup> Award at 17.

<sup>20</sup> Award at 17.

<sup>21</sup> Award at 18.

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PERB Case 18-A-19  
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The Arbitrator held that it would be “rash to conclude that the parties engaged in bona fide bargaining” because DMV unilaterally determined negotiations were over during the 11 days between April 14, 2016 and April 25, 2016.<sup>22</sup>

The Arbitrator found that the parties failed to engage in a sufficiently reasonable period of good faith negotiations over the terms and conditions of the overtime policy.<sup>23</sup> The Arbitrator determined the record showed only a few sparse emails, one formal I&E bargaining meeting, less than a month between the articulation of changes to policy and formal implementation, and a failure to conclude that further negotiations would be unproductive.<sup>24</sup> The Arbitrator held that DMV provided notice of the pending change in policy, but failed to fulfill its obligation to negotiate to agreement or impasse regarding the policy.<sup>25</sup>

The Arbitrator found in favor of AFGE and ordered DMV to rescind the overtime policy and cease and desist further violations of the CBA.<sup>26</sup> The Arbitrator also determined that the group aggrieved by the violation included all impacted employees, not simply those named as a party to the grievance.<sup>27</sup>

#### **IV. Position of Parties**

##### **A. DMV’s Position**

DMV contends that the Award exceeds the Arbitrator’s jurisdiction and is contrary to law and public policy. DMV argues that the Arbitrator misinterpreted PERB precedent regarding the duty to bargain and incorrectly determined that DMV violated the parties collective bargaining agreement.<sup>28</sup>

Further, DMV argues that the Arbitrator exceeded his jurisdiction by awarding relief to all employees impacted rather than limiting relief to five employees named as parties to the grievance.<sup>29</sup>

##### **B. AFGE’s Position**

AFGE argues that the Arbitrator properly found that DMV was required to bargain in good faith until agreement or impasse. Additionally, AFGE argues that even if DMV was not required to bargain until impasse, the Award is valid because the Arbitrator found that DMV failed to bargain in good faith.<sup>30</sup>

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<sup>22</sup> Award at 18.

<sup>23</sup> Award at 18.

<sup>24</sup> Award at 18.

<sup>25</sup> Award at 18.

<sup>26</sup> Award at 18.

<sup>27</sup> Award at 19.

<sup>28</sup> Request at 4.

<sup>29</sup> Request at 5-6.

<sup>30</sup> Opposition at 2.

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Finally, AFGE argues that the plain reading of the CBA provides the Arbitrator with the authority to grant the relief provided and that DMV’s argument is a mere disagreement with the Arbitrator’s decision.<sup>31</sup>

## V. Discussion

### A. Law and Public Policy

The law and public policy exception is “extremely narrow” and designed to limit potentially intrusive judicial reviews under the guise of public policy.<sup>32</sup> DMV has the burden to show that the Award itself violates established law or seeks to compel some unlawful action.<sup>33</sup>

We disagree with AFGE’s argument that the Arbitrator properly found that DMV was required to bargain until agreement or impasse. The Arbitrator misinterpreted the law when he determined that the obligation for I&E bargaining extended until parties reached an agreement or impasse. Parties may engage in I&E bargaining when there is a proposed change to a subject within the purview of management rights.<sup>34</sup> During I&E negotiations, there is no obligation to reach an agreement and the negotiations can never reach impasse as defined by PERB Rule 599.1.<sup>35</sup> “I&E negotiations cannot be expected to continue into perpetuity until an agreement is reached in every case. In some matters, depending on the circumstances, it must be concluded that the agency’s duty has been fulfilled and that additional bargaining is not required.”<sup>36</sup> Thus the Arbitrator’s holding that the parties had an obligation to bargain until agreement or impasse is contrary to law and public policy.

Nevertheless, there is an obligation to engage in good faith negotiations upon notice of a change.<sup>37</sup> The Board has defined good faith negotiations in the context of I&E bargaining as

“ . . . going beyond simply discussing the proposal with the union and doing more than merely requesting the union’s input . . . the agency’s participation cannot constitute mere surface bargaining, and the agency cannot engage in conduct at or away from the table that intentionally frustrates or avoids mutual agreement.

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<sup>31</sup> Opposition at 8.

<sup>32</sup> *MPD v. FOP/MPD Labor Comm. ex rel. Pair*, 61 D.C. Reg. 11609, Slip Op. 1487 at 8, PERB Case No. 9-A-05 (2014). See *MPD v. FOP/MPD Labor Comm. ex rel. Johnson*, 59 D.C. Reg. 3959, Slip Op. 925 at 11-12, PERB Case No. 08-A-01 (2012).

<sup>33</sup> *American Postal Workers Union v. United States Postal Service*, 789 F.2d 1, 8 (D.C. Cir. 1986).

<sup>34</sup> *AFGE Local 1000 v. D.C. Dept. of Emp. Serv.*, 63 D.C. Reg. 9800, Slip Op. 1578 at 11, PERB Case No. 13-U-07 (2016).

<sup>35</sup> *Id.* at n.7 PERB Rule 599.1: “Impasse – The point in collective bargaining negotiations at which no further progress can be made by the parties without the intervention of a neutral third party, except as otherwise defined by the CMPA for compensation bargaining.”

<sup>36</sup> *Id.*

<sup>37</sup> *Id.*



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Rather, there must be give and take, with the negotiations entailing full and unabridged opportunities by both parties to advance, exchange, and reject specific proposals.”<sup>38</sup>

Here, the Arbitrator found that it would be unreasonable to conclude that parties engaged in bona fide bargaining.<sup>39</sup> The Arbitrator determined that the record showed a unilateral cessation of negotiations, a few sparse emails between varying representatives, one formal I&E bargaining session, and the brief time lapse between DMV’s articulation of changes to the policy and its formal implementation.<sup>40</sup> The Arbitrator found that the parties failure to engage in bargaining for a reasonable period of time was not indicative of good faith negotiations.<sup>41</sup>

Although the Arbitrator mistakenly stated that the duty during I&E negotiations is to reach impasse or agreement, he found that the parties did not engage in good faith bargaining as required by the CMPA and PERB precedent.<sup>42</sup> Therefore, the award is not contrary to the law and public policy.

B. Arbitrator’s Authority

DMV also argues that the Arbitrator exceeded his authority by applying the remedy to “all impacted employees” rather than the five employees that signed the group grievance.

DMV argues that Article 9 Section C(2)(c) of the CBA requires all individuals sign the grievance and that providing a remedy to individuals that did not sign the grievance is beyond the scope of the CBA. AFGE argues that Article 9 Section C(2)(c) of the CBA is a filing requirement that imposes no limit on who may receive a remedy at the end of a dispute and simply requires signatures of the members of the group at the initial step of a grievance.

When determining if an arbitrator exceeded his authority in rendering an award the Board analyzes whether the award “draws its essence from the parties collective bargaining agreement.”<sup>43</sup> The relevant questions in this analysis are whether the arbitrator acted outside his authority by resolving a dispute not committed to arbitration and whether the arbitrator was arguably construing or applying the contract in resolving legal and factual disputes.<sup>44</sup>

Here, neither party disputes whether the question was committed to arbitration. The application of the remedy to all impacted employees and not just the signatories to the initial step is a construal of Article 9 Section C(2)(c) of the CBA. By submitting a grievance to arbitration, parties agree to be bound by the arbitrator’s interpretation of their contract, rules, and regulations; and agree to accept the arbitrator’s evidentiary findings and conclusions.<sup>45</sup> Herein

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<sup>38</sup> *Id.*

<sup>39</sup> Award at 17.

<sup>40</sup> Award at 18.

<sup>41</sup> Award at 18.

<sup>42</sup> *AFGE Local 383 v. D.C. Dept. of Youth Rehab. Serv.*, 61 D.C. Reg. 1544, Slip Op. 1449 at 7, PERB Case No. 13-U-06 (2014).

<sup>43</sup> *AFGE Local 2725 v. D.C. Housing Auth.*, 61 D.C. Reg. 9062, Slip Op. 1480 at 5, PERB Case No. 14-A-01 (2014).

<sup>44</sup> *Mich. Family Resources, Inc. v. Serv. Emp’ Int’l Union, Local 517M*, 475 F.3d 746, 753 (2007), quoted in *FOP/DOC Labor Comm. v. DOC*, 59 D.C. Reg. 9798, Slip Op. 1271 at 7, PERB Case No. 10-A-20 (2012), and *D.C. Fire & Emergency Med. Servs. v. AFGE Local 3721*, 59 D.C. Reg. 9757, Slip Op. 1258 at 4, PERB Case No. 10-A-09 (2012).

<sup>45</sup> *MPD v. FOP/MPD Labor Comm. ex rel. Sims*, Slip Op. 633 at 3, PERB Case No. 00-A-04 (2000).

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PERB Case 18-A-19  
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the remedy draws its essence from the parties collective bargaining agreement. Therefore, the Board finds the Award within the Arbitrator's jurisdiction.

#### **VI. Conclusion**

The Board rejects the Arbitrator's rationale concerning the obligation to bargain to agreement or to impasse during impacts and effects negotiations. The Board sustains the Award based on the Arbitrator's finding that the parties failed to engage in good faith negotiations. Accordingly, the Board denies DMV's request, and the award is enforceable as written.

#### **ORDER**

#### **IT IS HEREBY ORDERED THAT:**

1. DMV's Arbitration Review Request is hereby denied.
2. Pursuant to Board Rule 559, this Decision and Order is final upon issuance.

#### **BY ORDER OF THE PUBLIC EMPLOYEE RELATIONS BOARD**

By unanimous vote of Board Chairperson Charles Murphy and Board Members Mary Anne Gibbons, Ann Hoffman, Barbara Somson, and Douglas Warshof.

Washington, D.C.

January 17, 2019

**CERTIFICATE OF SERVICE**

This is to certify that the attached Decision and Order in PERB Case No. 18-A-19, Op. No. 1696 was sent by File and ServeXpress to the following parties on this the 25nd day of January 2019.

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Government of the District of Columbia  
Public Employee Relations Board

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In the Matter of:		)
		)
American Federation of Government Employees		)
Local 1975		)
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	Petitioner	)
		)
	v.	)
		)
District of Columbia		)
Department of Motor Vehicles		)
		)
	Respondent	)
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PERB Case No. 18-A-18  
Opinion No. 1697

**DECISION AND ORDER**

**I. Introduction**

On August 16, 2018, the American Federation of Government Employees Local 1975 (“AFGE”) filed an Arbitration Review Request pursuant to the Comprehensive Merit Personnel Act, section 1-605.02(6) of the D.C. Official Code. AFGE requests the review of an arbitration award (“Award”) issued on July 21, 2018 that sustained the grievance filed by AFGE but denied attorney fees without explanation.

AFGE argues that the denial of attorney fees without explanation is contrary to law and public policy. The District of Columbia Department of Motor Vehicles (“DMV”) filed a timely Opposition to the Request.

Pursuant to section 1-605.02(6) of the D.C. Official Code, the Board is permitted to modify, set aside, or remand a grievance arbitration award only where: (1) the arbitrator was without or exceeded his or her jurisdiction; (2) the award on its face is contrary to law and public policy; or (3) the award was procured by fraud, collusion, or other similar unlawful means. Upon consideration of the Arbitrator’s conclusions, applicable law, and record presented by the parties, the request is granted, for the reasons stated herein.

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PERB Case 18-A-18  
Page 2

## II. Statement of Case

On February 26, 2018, the parties met for arbitration. The Arbitrator issued a decision in favor of AFGE on the merits. The Arbitrator held that neither party was eligible for attorney fees.

## III. Arbitration

The Arbitrator issued a single sentence within the Award to deny both parties attorney fees. The Arbitrator stated that “[b]oth parties are denied attorney’s fees.”

## IV. Position of the Parties

### A. AFGE’s Position

AFGE asserts that the Award is contrary to law and public policy because the Arbitrator did not permit the submission of an attorney fees request and summarily denied fees without explanation. AFGE argues that the Award is not only contrary to the law but also violates the express provision of the CBA which requires attorney fees to be analyzed under the Federal Back Pay Act.<sup>1</sup> AFGE argues that the single sentence, “[b]oth parties are denied attorney’s fees” provided insufficient analysis under the Federal Back Pay Act.<sup>2</sup>

### B. DMV’s Position

DMV argues that PERB should leave this portion of the decision undisturbed because the parties agreed to be bound by the Arbitrator’s decision by submitting a grievance to the Arbitrator. Furthermore, the Arbitrator had the full authority to craft an equitable remedy and AFGE merely disagrees with the Arbitrator’s findings.<sup>3</sup>

## V. Discussion

The law and public policy exception is “extremely narrow.” The narrow scope limits potentially intrusive judicial reviews under the guise of public policy.<sup>4</sup> AFGE has the burden to demonstrate that the Award would cause an explicit violation of “well defined public policy grounded in law and or a legal precedent.” The violation must be so significant that the law or public policy mandates a different result.<sup>5</sup> Here, the Arbitrator’s single sentence determination that neither party was eligible for attorney fees is contrary to the law and public policy.

Attorney fees incurred in successfully challenging an unjustified or unwarranted personnel action may be awarded to employees of the District of Columbia in the same way they are awarded under the Federal Back Pay Act, 5 U.S.C. §5596 et seq.<sup>6</sup> Under 5 U.S.C. (b)(1)(A)(ii) an employee who is the prevailing party following review of a personnel action is

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<sup>1</sup> Request at 3.

<sup>2</sup> Request at 5.

<sup>3</sup> Opposition at 3-4.

<sup>4</sup> *MPD v. FOP/MPD Labor Committee ex rel. Pair*, 61 D.C. Reg. 11609, Slip Op. 1487 at 8, PERB Case No. 9-A-05 (2014). See *MPD v. FOP/MPD Labor Committee ex rel. Johnson*, 59 D.C. Reg. 3959, Slip Op. 925 at 11-12, PERB Case No. 08-A-01 (2012).

<sup>5</sup> *Id.*

<sup>6</sup> See, *Surgent v. District of Columbia*, 683 A 2d. 493, 495 (D.C. 1996).

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Page 3

eligible to recover attorney fees where the payment of fees is warranted in the “interest of justice”.<sup>7</sup> Additionally, Article 9 Section F (17) of the parties CBA states that “the arbitrator’s decision shall be subject to the Federal Back Pay Act.”

The Federal Back Pay Act requires the decision maker to analyze the merits of an attorney fees award under 5 U.S.C. § 7701(g). The arbitrator is required to provide a fully articulated, reasoned decision granting or denying attorney fees.<sup>8</sup> The decision must contain an independent and specific analysis of each statutory requirement including whether: (1) the employee is the prevailing party; (2) the award of fees is warranted in the interest of justice; (3) the amount of the fees are reasonable; and (4) the fees were incurred by the employee.<sup>9</sup>

The D.C. Court of Appeals has accepted the *Allen v. U.S. Postal Service*<sup>10</sup> “not exhaustive, but illustrative” list of examples that aid in determining whether an award of fees is warranted in the interest of justice.<sup>11</sup> Attorney fees may be awarded in the interest of justice where: (1) the agency engaged in a prohibited personnel practice; (2) the agency’s actions are clearly without merit or wholly unfounded, or the employee is substantially innocent of charges brought by the agency; (3) the agency’s actions are taken in bad faith; (4) the agency committed gross procedural error; or (5) the agency knew or should have known that it would not prevail on the merits when it brought the proceeding.<sup>12</sup>

Here, there is no reference in the Award to these established standards indicating the basis for denying attorney fees. There is only a single sentence denying attorney fees to both parties, upon which the Board cannot make a determination of whether the Arbitrator employed the Federal Back Pay Act and the Section 7701(g) standards. Under these limited circumstances, the Board finds the resulting Award, with respect to attorney fees, contrary to law and public policy.

However, the Board will not speculate on the outcome of a request for attorney fees had the Arbitrator accepted a petition and used the appropriate standard. Therefore, the arbitration review request in respect to the attorney fees is granted and this matter is remanded so that the parties may submit an attorney fees request to the Arbitrator, and the Arbitrator shall determine whether attorney fees should be awarded under the requirements of the Federal Back Pay Act and Section 7701(g).

## VI. Conclusion

Under these limited circumstances, the Board accepts AFGE’s arguments and finds cause to remand the arbitration award, with instruction to the arbitrator to issue findings on attorney fees consistent with this award. Accordingly, AFGE’s request is granted.

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<sup>7</sup> *Id.*

<sup>8</sup> *Int’l Bhd. Police Ofc’s, Local 445 ex rel. Nelson v. D.C. Dept. of Admin. Serv.*, 41 D.C. Reg.1597, Slip Op. No. 300 at n.6, PERB Case No. 91-A-05 (1994).

<sup>9</sup> *Id.*

<sup>10</sup> 2 MSPB 582, 2 M.S.P.R. 420 (1980).

<sup>11</sup> *Surgent v. District of Columbia* at 495.

<sup>12</sup> *Id.*

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**ORDER**

**IT IS HEREBY ORDERED THAT:**

1. AFGE’s Arbitration Review Request is hereby granted.
2. The Arbitrator shall issue findings consistent with this Decision and Order.
3. Pursuant to Board Rule 559, this Decision and Order is final upon issuance.

**BY ORDER OF THE PUBLIC EMPLOYEE RELATIONS BOARD**

By unanimous vote of Board Chairperson Charles Murphy and Board Members Mary Anne Gibbons, Ann Hoffman, Barbara Somson, and Douglas Warshof.

Washington, D.C.

January 17, 2019

**CERTIFICATE OF SERVICE**

This is to certify that the attached Decision and Order in PERB Case No. 18-A-18, Op. No. 1697 was sent by File and ServeXpress to the following parties on this the 25nd day of January 2019.

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