

District of Columbia

REGISTER

HIGHLIGHTS

- D.C. Council schedules a public hearing to discuss bills related to fair tenant screening for housing and other discrimination protections
- D.C. Council schedules a public hearing to discuss Bill 23-612 that would allow OCTO to obtain and expend District, federal, and private grants to promote the development of innovative technologies in the District
- D.C. Council schedules a public hearing on B23-315, District Veteran Employment Grant Program Act of 2019
- D.C. Council schedules a public roundtable to discuss the “District Department of Motor Vehicles Appointment Backlog”
- D.C. Council schedules a public roundtable on “School Security in the District of Columbia Public Schools”
- D.C. Council schedules a public roundtable on “Waste Management and Agency Operations at the Department of Public Works”
- Department of Energy and Environment solicits partners to provide pumpout services to recreational boaters in the District
- Department of Health Care Finance schedules a forum to obtain public comments on the progress of the Behavioral Health Transformation Demonstration Program
- D.C. Water and Sewer Authority updates retail rates for metered water and sewer services for Fiscal Year 2021 and 2022
- Public Service Commission adopts a “waiver of rules” provision in all the chapters of Title 15 (Public Utilities and Cable Television) of the District of Columbia Municipal Regulations (DCMR)

DISTRICT OF COLUMBIA REGISTER

Publication Authority and Policy

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

All documents published in the *District of Columbia Register* (*Register*) must be submitted in accordance with the applicable provisions of the Rules of the Office of Documents and Administrative Issuances. Documents which are published in the *Register* include (1) Acts and resolutions of the Council of the District of Columbia; (2) Notices of proposed Council legislation, Council hearings, and other Council actions; (3) Notices of public hearings; (4) Notices of final, proposed, and emergency rulemaking; (5) Mayor's Orders and information on changes in the structure of the D.C. government (6) Notices, Opinions, and Orders of D.C. Boards, Commissions and Agencies; (7) Documents having general applicability and notices and information of general public interest.

Deadlines for Submission of Documents for Publication

The Office of Documents and Administrative Issuances accepts electronic documents for publication using a Web-based portal. To submit documents for publication, agency heads, or their representatives, may obtain a username and password by email at dcdocuments@dc.gov. For guidelines on how to format and submit documents for publication, email dcdocuments@dc.gov.

The deadline for filing documents for publication for District of Columbia Agencies, Boards, Commissions, and Public Charter schools is THURSDAY, NOON of the previous week before publication. The deadline for filing documents for publication for the Council of the District of Columbia is WEDNESDAY, NOON of the week of publication. If an official District of Columbia government holiday falls on Thursday, the deadline for filing documents is Wednesday. Email the Office of Documents and Administrative Issuances at dcdocuments@dc.gov to request the *District of Columbia Register* publication schedule.

Viewing the DC Register

The Office of Documents and Administrative Issuances publishes the *D.C. Register* ONLINE every Friday at www.dcregs.dc.gov. The Office of Documents does not offer paid subscriptions to the *D.C. Register*. Copies of the *Register* from April 2003 through July 2010 are also available online in the *D.C. Register* Archive on the website for the Office of the Secretary at www.os.dc.gov. Hardcopies of the Register from 1954 to September 2009 are available at the Martin Luther King, Jr. Memorial Library's Washingtonian Division, 901 G Street, NW, Washington, DC 20001. There are no restrictions on the republication of any portion of the *Register*. News services are encouraged to publish all or part of the *Register*.

Legal Effect of Publication - Certification

Except in the case of emergency rules, no rule or document of general applicability and legal effect shall become effective until it is published in the *Register*. Publication creates a rebuttable legal presumption that a document has been duly issued, prescribed, adopted, or enacted and that the document complies with the requirements of the *District of Columbia Documents Act* and the *District of Columbia Administrative Procedure Act*. The Administrator of the Office of Documents and Administrative Issuances hereby certifies that this issue of the *Register* contains all documents required to be published under the provisions of the *District of Columbia Documents Act*.

DISTRICT OF COLUMBIA OFFICE OF DOCUMENTS AND ADMINISTRATIVE ISSUANCES

ROOM 520S – 441 4th STREET, ONE JUDICIARY SQUARE - WASHINGTON, D.C. 20001 - (202) 727-5090

MURIEL E. BOWSER
MAYOR

VICTOR L. REID, ESQ.
ADMINISTRATOR

CONTENTS

ACTIONS OF THE COUNCIL OF THE DISTRICT OF COLUMBIA

BILLS INTRODUCED AND PROPOSED RESOLUTIONS

Notice of Intent to Act on New Legislation -

Bills B23-0884 through B23-0887 and Proposed Resolutions PR23-0923 through PR23-0927, and PR23-0930 through PR23-0936011040 - 011043

COUNCIL HEARINGS

Notice of Public Hearings -

B23-0149 Fair Tenant Screening Act of 2019011044 - 011045

B23-0498 Intersectional Discrimination Protection Amendment Act of 2019011044 - 011045

B23-0195 Michael A. Stoops Anti-Discrimination Amendment Act of 2019011044 - 011045

B23-0260 Office of Risk Management Filing Extension Amendment Act of 2019011046 - 011047

B23-0612 Secure, Managed, Responsive, and Trusted Technology (Smart Tech) Amendment Act of 2020011046 - 011047

B23-0315 District Veteran Employment Grant Program Act of 2019011046 - 011047

B23-515 Statewide Educational Data Warehouse Amendment Act of 2019 (Joint) (Revised).....011048 - 011049

B23-0537 Senior Co-Living Establishment Act of 2019.....011050 - 011051

B23-0643 Keeping Cool Elderly Tenants and Tenants with Disability Act of 2020011050 - 011051

B23-788 Dedication of Lot 252 in Square 620 for the First Street, N.W., Right-of-Way, S.O. 19-48848 Act of 2020.....011052 - 011053

B23-876 Closing of a Portion of Potomac Avenue, S.E., Adjacent to Reservation 248 and Square South 744S Act of 2020.....011052 - 011053

B23-883 Omnibus Kenilworth Courts Redevelopment Act of 2020011052 - 011053

PR23-929 Transfer of Jurisdiction over Lot 901 within Square 620 Emergency Approval Resolution of 2020.....011052 - 011053

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

COUNCIL HEARINGS CONT'D

Notice of Public Hearings - cont'd

PR23-0755 Alcoholic Beverage Regulations Technical
Amendments Approval Resolution of 2020011054 - 011055

PR23-0767 Revised ABRA Civil Penalty Schedule
Resolution of 2020.....011054 - 011055

B23-0706 District of Champions Extension of Hours
Amendment Act of 2020011054 - 011055

B23-0445 Appraisal Management Company Regulation
Act of 2019011054 - 011055

Notice of Public Roundtable -

District Department of Motor Vehicles
Appointment Backlog011056 - 011057

School Security in District of Columbia Public
Schools (DCPS) (Joint) 011058

University of the District of Columbia Board
of Trustees (Revised)011059 - 011060

PR 23-930 Board of Trustees of the University of the
District of Columbia Christopher Bell
Confirmation Resolution of 2020 (Revised).....011059 - 011060

PR 23-931 Board of Trustees of the University of the
District of Columbia Mignon Clyburn
Confirmation Resolution of 2020 (Revised).....011059 - 011060

Waste Management and Agency Operations at the
Department of Public Works.....011061 - 011062

OTHER COUNCIL ACTIONS

Notice of Grant Budget Modification -

GBM 23-101 FY 2020 Grant Budget Modifications
as of July 28, 2020..... 011063

Notice of Intent to Consider Legislation (Abbreviated) -

PR23-0920 Inaugural Parade Viewing Stands Construction
Reprogramming Request No. 23-120 Disapproval
Resolution of 2020..... 011064

PR23-936 Sense of the Council Regarding the Union Station
Expansion Project Resolution of 2020..... 011065

Notice of Reprogramming Disapproval -

PR 23-920 Inaugural Parade Viewing Stands Construction
Reprogramming Request No. 23-120 Disapproval
Resolution of 2020 011066

ACTIONS OF THE EXECUTIVE BRANCH AND INDEPENDENT AGENCIES

PUBLIC HEARINGS

Alcoholic Beverage Regulation Administration -

Class B Renewals for September 18, 2020	011067 - 011080
Langdon Park Moratorium Zone Public Hearing	011081
TBD (WSC20 L.L.C.) - ANC 6D - New.....	011082
Vinchase.com - ANC 5D - New - READVERTISEMENT.....	011083
Vinchase.com - ANC 5E - New - RESCIND.....	011084

Historic Preservation Review Board -

Historic District Designation - Case -

20-10 All Souls Church, Unitarian, 1500 Harvard Street NW	011085 - 011086
--	-----------------

Zoning Adjustment, Board of - October 7, 2020 - Virtual Hearing via Web Ex -

20277 Gary and Lauren Hudson - ANC 2A.....	011087 - 011090
20278 Dylan Hanson - ANC 5C	011087 - 011090
20280 VBS Community Builders LLC - ANC 6C.....	011087 - 011090
20282 Spectrum Builders Group LLC - ANC 5D.....	011087 - 011090
20283 Keena Trapps - ANC 4D.....	011087 - 011090
20291 2100 M Street Property Owner LLC - ANC 2A	011087 - 011090

FINAL RULEMAKING

Public Service Commission, DC - RM1-2020-01, RM2-2020-01, RM3-2020-01, RM5-2020-01-E, RM6-2020-01, RM8-2020-01, RM9-2020-01, RM13-2020-02, RM14-2020-01, RM15-2020-01, RM16-2020-01, RM18-2020-01, RM20-2020-01, RM21-2020-01, RM22-2020-01, RM23-2020-03-G, RM24-2020-01, RM25-2020-01, RM26-2020-01, RM27-2020-01, RM28-2020-01, RM29-2020-03, RM35-2020-01, RM36-2020-02, RM37-2020-01, RM39-2020-01, RM40-2020-02, RM42-2020-02, RM43-2020-01, RM44-2020-02, RM46-2020-02-E, and RM47-2020-02-G

Amend 15 (Public Utilities and Cable Television), Chapters 1, 2, 3, 5, 6, 8, 9, 13 - 16, 18, 20 - 29, 35, 36, 37, 39, 40, 42, 43, 44, 46, and 47, to allow the Public Service Commission to waive any provisions on its own after notifying parties of its intent to do so, or upon request for good cause011091 - 011099

Water and Sewer Authority, DC -

Amend 21 DCMR (Water and Sanitation), Ch. 1 (Water Supply), Sec. 112 (Fees), and Ch. 41 (Retail Water and Sewer Rates and Charges), Sec. 4100 (Rates for Water Service), Sec. 4101 (Rates and Charges for Sewer Services), and Sec. 4102 (Customer Assistance Programs), to amend the rates, charges and fees for Fiscal Year 2021 and 2022 for the PILOT Fee, Customer Metering Fee, Retail Rates for Metered Water Services, Retail Rates for Sewer Services, CRIAC, and rules for the Customer Assistance Programs011100 - 011105

ACTIONS OF THE EXECUTIVE BRANCH AND INDEPENDENT AGENCIES CONT'D

PROPOSED RULEMAKING

Documents and Administrative Issuances, Office of -
Errata notice to amend 23 DCMR (Alcoholic Beverages),
Ch. 12 (Records and Reports),
Sec. 1207 (Quarterly Statements and Annual Reports of
Restaurants and Hotels) is renamed,
Sec. 1207 (Quarterly Statement of Restaurants and Hotels),
to amend the new title of § 1207 by removing the word "Reports".....011106

Energy and Environment, Department of -
Amend 21 DCMR (Water and Sanitation),
Ch. 5 (Water Quality and Pollution),
Sections 500, 501, 520, 527, 532, 533, 541, 542,
and Sec. 599 (Definitions), to establish new fee rates
for Green Area Ratio review and for the use of Department
of Energy and Environment's online fee payment platform 011107 - 011136

For-Hire Vehicles, Department of -
Amend 31 DCMR (Taxicabs and Public Vehicles for Hire),
Ch. 6 (Taxicab Parts and Equipment),
Sec. 609 (Taxicab Vehicle Retirement),
to allow the Department of For-Hire Vehicles to modify the
mileage requirements and extend the maximum age of
taxicabs to alleviate the economic impact on the taxicab
industry due to COVID-19011137 - 011138

EMERGENCY RULEMAKING

Alcoholic Beverage Regulation Administration -
Amend 23 DCMR (Alcoholic Beverages),
Ch. 8 (Enforcement, Infractions, and Penalties),
to add Sec. 810 (Conditions of On-Premises Alcohol
Sales and Consumption during the Public Emergency),
to modify the conditions under which licensees may sell, serve
and allow the consumption of beer, wine, or spirits indoors or
outdoors during the public emergency; Sixth Emergency
Rulemaking supersedes Fifth Emergency Rulemaking
published on June 26, 2020 at 67 DCR 7930, to conform
with the Streatery Program and Pop Up Locations Emergency
Amendment Act of 2020..... 011139 - 011144

For-Hire Vehicles, Department of -
Amend 31 DCMR (Taxicabs and Public Vehicles for Hire),
Ch. 6 (Taxicab Parts and Equipment),
Sec. 601 (Taxicab Vehicle Partition), to allow the Department
of For-Hire Vehicles to reinstate the requirement of a safety
partition in taxicabs to minimize the spread of infectious disease,
particularly COVID-19, which necessitated a global pandemic
and Public Health Emergency.....011145 - 011146

ACTIONS OF THE EXECUTIVE BRANCH AND INDEPENDENT AGENCIES CONT'D

EMERGENCY AND PROPOSED RULEMAKING

Health and Human Services, Office of the Deputy Mayor for -
 Amend 29 DCMR (Public Welfare), to add
 Ch. 39 (Interagency Council on Homelessness Member Compensation),
 Sec. 3900 (Eligibility Criteria for Member Compensation),
 Sec. 3901 (Stipend Amount and Payment),
 Sec. 3902 (Limitations), and
 Sec. 3999 (Definitions), to establish criteria and rates of
 compensation for Interagency Council on Homelessness (ICH)
 members who are currently or formerly homeless who attend
 certain ICH meetings in an official role..... 011147 - 011150

Health, Department of (DC Health) -
 Amend 17 DCMR (Business, Occupations, and Professionals),
 Ch. 42 (Dentistry),
 Sec. 4204 (Licensure by Examination), and
 Sec. 4206 (Continuing Education Requirements), to modify the
 licensure examination requirements for dentists by approving
 acceptance of nonpatient-based examinations and to amend the
 continuing education requirements for dentists by allowing all of the
 continuing education requirements, except for cardiopulmonary
 resuscitation certification for health care providers, to be satisfied
 through approved online courses 011151 - 011152

Health, Department of (DC Health) -
 Amend 17 DCMR (Business, Occupations, and Professionals),
 Ch. 43 (Dental Hygiene),
 Sec. 4304 (Licensure by Examination), and
 Sec. 4306 (Continuing Education Requirements), to modify the
 licensure examination requirements for dental hygienists by
 approving acceptance of nonpatient-based examinations and to
 amend the continuing education requirements for dental hygienists
 by allowing all of the continuing education requirements to be
 satisfied through approved online courses 011153 - 011154

NOTICES, OPINIONS, AND ORDERS

MAYOR’S ORDERS

2020-094 Delegation of Authority Authorized During COVID-19..... 011155

2020-095 Appointment – Acting Chief, Fire and Emergency
 Medical Services Department (John Donnelly)..... 011156

NOTICES, OPINIONS, AND ORDERS CONT'D

BOARDS, COMMISSIONS, AND AGENCIES

DC International Public Charter School -
 Request for Proposals - Special Education Service Providers 011157

ACTIONS OF THE EXECUTIVE BRANCH AND INDEPENDENT AGENCIES CONT'D

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

Public Charter School Board, DC - cont'd

- Notification of Charter Amendments - cont'd
 - Kingsman Academy Public Charter School -
 - Revised Goals and Academic Achievement Expectations 011184 - 011185

- Secretary, Office of the -
 - Recommendations for Appointments as DC Notaries Public -
 - Effective October 15, 2020011186 - 011190

- Statesmen College Preparatory Academy for Boys Public Charter School -
 - Intent to Enter into a Sole Source Contract -
 - City Year for the 2020-2021 School Year.....011191

- Water and Sewer Authority, DC -
 - Board of Directors Meeting - October 1, 2020 011192

- Zoning Adjustment, Board of - October 7, 2020 - Virtual Public Meeting via WebEx -
 - 19739A Ben Safran and Margot Locker - ANC 2B011193 - 011195
 - 20285 Bryce Jacobs - ANC 1C.....011193 - 011195

- Zoning Commission - Case -
 - 11-02C University of the District of Columbia - Order.....011196 - 011200

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 <http://www.dccouncil.us>.

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

B23-0884 Bruce Monroe Extension of Disposition Authority Act of 2020

Intro. 09-08-2020 by Chairman Mendelson and referred to the Committee on Business and Economic Development

B23-0885 Professional Employer Organization Registration Act of 2020

Intro. 09-08-2020 by Chairman Mendelson and referred to the Committee on Business and Economic Development

B23-0886 Washington Metropolitan Area Transit Authority Police Accountability Amendment Act of 2020

Intro. 09-08-2020 by Councilmembers R. White, Allen, and Chairman Mendelson and referred to the Committee of the Whole with comments from the Committee on Facilities and Procurement, and the Committee on the Judiciary and Public Safety

B23-0887 Expanding Student Access to Period Products Act of 2020

Intro. 09-11-2020 by Councilmembers Pinto, and Grosso and referred sequentially to the Committee on Education, and Committee of the Whole

PR23-0923 The Commission on Fashion Arts and Events George Worrell Confirmation Resolution of 2020

Intro. 09-08-2020 by Chairman Mendelson and referred to the Committee on Business and Economic Development

PR23-0924 The Rental Housing Commission Lisa M. Gregory Confirmation Resolution of 2020

Intro. 09-08-2020 by Chairman Mendelson and referred to the Committee on Housing and Neighborhood Revitalization

PR23-0925 Board of Veterinary Medicine Lauren Stump Confirmation Resolution of 2020

Intro. 09-08-2020 by Chairman Mendelson and referred to the Committee on Health

PR23-0926 Statewide Health Coordinating Council Robert Brandon Confirmation Resolution of 2020

Intro. 09-08-2020 by Chairman Mendelson and referred to the Committee on Health

PR23-0927 Appointment of Principals and Assistant Principals Regulations Approval Resolution of 2020

Intro. 09-08-2020 by Chairman Mendelson and referred sequentially to the Committee of the Whole, and Committee on Education

PR23-0930 Board of Trustees of the University of the District of Columbia Christopher Bell Confirmation Resolution of 2020

Intro. 09-08-2020 by Chairman Mendelson and referred to the Committee of the Whole

PR23-0931 Board of Trustees of the University of the District of Columbia Mignon Clyburn Confirmation Resolution of 2020

Intro. 09-08-2020 by Chairman Mendelson and referred to the Committee of the Whole

PR23-0932 Historic Preservation Review Board Alexandra Jones Confirmation Resolution of 2020

Intro. 09-09-2020 by Chairman Mendelson and referred to the Committee of the Whole

PR23-0933 Historic Preservation Review Board Matthew Bell Confirmation Resolution of 2020

Intro. 09-09-2020 by Chairman Mendelson and referred to the Committee of the Whole

PR23-0934 Historic Preservation Review Board Dr. Sandra Jowers-Barber Confirmation Resolution of 2020

Intro. 09-09-2020 by Chairman Mendelson and referred to the Committee of the Whole

PR23-0935 Historic Preservation Review Board Marnique Heath Confirmation Resolution of 2020

Intro. 09-09-2020 by Chairman Mendelson and referred to the Committee of the Whole

PR23-0936 Sense of the Council Regarding the Union Station Expansion Project Resolution of 2020

Intro. 09-14-2020 by Chairman Mendelson, and Councilmember Allen and referred to the Retained by the Council

**COUNCIL OF THE DISTRICT OF COLUMBIA
COMMITTEE ON GOVERNMENT OPERATIONS
NOTICE –Public Hearing**

John A. Wilson Building

1350 Pennsylvania Avenue, NW, Suite 117

Washington, DC 20004

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

ANNOUNCES A PUBLIC HEARING ON

B23-0149 - Fair Tenant Screening Act of 2019

B23-0498 - Intersectional Discrimination Protection Amendment Act of 2019

B23-0195 - Michael A. Stoops Anti-Discrimination Amendment Act of 2019

Tuesday, October 27, 2020, 12:00 PM

Virtual hearing via Zoom

Broadcast on DC Cable Channel 13 and online at www.dccouncil.us

Councilmember Brandon T. Todd, Chairperson of the Committee on Government Operations, announces a Public Hearing on *B23-0149, Fair Tenant Screening Act of 2019*, *B23-0498, Intersectional Discrimination Protection Amendment Act of 2019*, and *B23-0195, Michael A. Stoops Anti-Discrimination Amendment Act of 2019*. The hearing will be held on Tuesday, October 27, 2020, at 12:00 p.m., via Zoom.

B23-0149 would prohibit housing providers from inquiring about sources of income and credit history of a prospective tenant. It also requires that certain information be provided to potential tenants via posting or in writing prior to obtaining any information or collecting a fee from a prospective tenant.

B23-0498 would explicitly prohibit discrimination wholly or partially because of any combination of statutorily protected traits.

B23-0195 amends the Human Rights Act of 1977 to include protections for the homeless from discrimination.

Persons wishing to provide oral testimony should contact Dolly Turner, Deputy Chief of Staff, by e-mail at dturner@dccouncil.us by before 9:00 a.m. on Friday, October 23, 2020. When sending an e-mail or leaving a voicemail, please provide Ms. Turner with the following information:

- Your first and last name;
- The name of the organization you are representing (if any);

- Your title with the organization;
- Your e-mail address;
- Your phone number; and
- The specific bill/s you will be testifying about.

Ms. Turner will e-mail a confirmation of your attendance with an agenda, witness list, and attached instructions for accessing the Zoom video conference hearing by 5:00 p.m. on October 23, 2020. Oral testimony will be strictly limited to three minutes to allow everyone an opportunity to testify. Due to technological limitations during the COVID-19 pandemic, only the first six hours of the hearing will be broadcasted, however, the Zoom hearing will continue until all witnesses who have signed up have had an opportunity to testify.

Persons wishing to provide written testimony should e-mail their written testimony to Dolly Turner, Deputy Chief of Staff, at dturner@dccouncil.us before 5:00 p.m. on Tuesday, October 27, 2020. Any testimony provided after this time will not be made part of the hearing record. Please indicate that you are submitting testimony for this hearing in the subject line of the email. The Committee also welcomes e-mails commenting on the proposed legislation, however, this correspondence is not included in the official Committee report if it is not labeled as testimony.

For accommodation requests, including spoken language or sign language interpretation, please inform the Committee of the need as soon as possible but no later than five (5) business days before the proceeding. The Council will make every effort to fulfill timely requests, however requests received in less than five (5) business days may not be fulfilled and alternatives may be offered.

If you have any questions, please contact Manuel Geraldo, Committee Director, by either email or phone. mgeraldo@dccouncil.us or (202) 724-8035

**COUNCIL OF THE DISTRICT OF COLUMBIA
COMMITTEE ON GOVERNMENT OPERATIONS
NOTICE –Public Hearing**

John A. Wilson Building

1350 Pennsylvania Avenue, NW, Suite 117

Washington, DC 20004

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

ANNOUNCES A PUBLIC HEARING ON

B23-0260 – Office of Risk Management Filing Extension Amendment Act of 2019

B23-0612 – Secure, Managed, Responsive, and Trusted Technology (Smart Tech)
Amendment Act of 2020

B23-0315 – District Veteran Employment Grant Program Act of 2019

Wednesday, October 14, 2020, 3:00 PM

Virtual hearing via Zoom

Broadcast on DC Cable Channel 13 and online at www.dccouncil.us

Councilmember Brandon T. Todd, Chairperson of the Committee on Government Operations, announces a Public Hearing on *B23-0260, Office of Risk Management Filing Extension Amendment Act of 2019, B23-0612, Secure, Managed, Responsive, and Trusted Technology (SMART Tech) Amendment Act of 2020, and B23-0315, District Veteran Employment Grant Program Act of 2019*. The hearing will be held on Wednesday, October 14, 2020, at 3:00 p.m., via Zoom.

B23-0260 would increase the time period by which an action can be taken against the District from six months to one year after injury or damage.

B23-0612 would allow OCTO to obtain and expend District, federal, and private grants, and to ward grant funds to stimulate, support, and promote the development of innovative technologies

in the District. The legislation would also grant OCTO the authority to protect the District's information technology and telecommunications systems from a range of cybersecurity threats.

B23-0315 would establish a grant program to provide funding to District employers to hire and retain eligible veterans. Eligible veterans are District residents who were honorably discharged with a 50% or more service-related disability.

Persons wishing to provide oral testimony should contact Dolly Turner, Deputy Chief of Staff, by e-mail at dturner@dccouncil.us by before 9:00 a.m. on Monday, October 12, 2020. When sending an e-mail or leaving a voicemail, please provide Ms. Turner with the following information:

- Your first and last name;
- The name of the organization you are representing (if any);
- Your title with the organization;
- Your e-mail address;
- Your phone number; and
- The specific bill/s you will be testifying about.

Ms. Turner will e-mail a confirmation of your attendance with an agenda, witness list, and attached instructions for accessing the Zoom video conference hearing by 5:00 p.m. on October 12, 2020. Oral testimony will be strictly limited to three minutes to allow everyone an opportunity to testify. Due to technological limitations during the COVID-19 pandemic, only the first six hours of the hearing will be broadcasted, however, the Zoom hearing will continue until all witnesses who have signed up have had an opportunity to testify.

Persons wishing to provide written testimony should e-mail their written testimony to Dolly Turner, Deputy Chief of Staff, at dturner@dccouncil.us before 5:00 p.m. on Wednesday, October 14, 2020. Any testimony provided after this time will not be made part of the hearing record. Please indicate that you are submitting testimony for this hearing in the subject line of the email. The Committee also welcomes e-mails commenting on the proposed legislation, however, this correspondence is not included in the official Committee report if it is not labeled as testimony.

For accommodation requests, including spoken language or sign language interpretation, please inform the Committee of the need as soon as possible but no later than five (5) business days before the proceeding. The Council will make every effort to fulfill timely requests, however requests received in less than five (5) business days may not be fulfilled and alternatives may be offered.

If you have any questions, please contact Manuel Geraldo, Committee Director, by either email or phone. mgeraldo@dccouncil.us or (202) 724-8035

COUNCIL OF THE DISTRICT OF COLUMBIA
COMMITTEE OF THE WHOLE
COMMITTEE ON EDUCATION
NOTICE OF JOINT PUBLIC HEARING

1350 Pennsylvania Avenue, NW, Washington, DC 20004

REVISED

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

ANNOUNCE A JOINT PUBLIC HEARING

on

Bill 23-515, Statewide Educational Data Warehouse Amendment Act of 2019

on

Friday, October 23, 2020 at 9:00am (until Noon)

**Live via Zoom Video Conference Broadcast
Council Channel 13 (Cable Television Providers)
DC Council Website (www.dccouncil.us)**

Council Chairman Phil Mendelson and Councilmember David Grosso announces a joint public hearing of the Committee of the Whole and the Committee on Education on Bill 23-515, the “Statewide Educational Data Warehouse Amendment Act of 2019.” The joint hearing will be held at **9:00 a.m. on Friday, October 23, 2020** via Zoom video conference. **This notice has been revised to make only editorial changes.**

The stated purpose of Bill 23-515 is to amend the State Education Office Establishment Act of 2000 to authorize the Office of the State Superintendent of Education (OSSE) to expand the Statewide Educational Data Warehouse to include additional information on teachers. The bill also would require OSSE to publicly report data relevant to understanding teacher retention and attrition and to provide an annual report of its findings.

Those who wish to testify are asked to email the Committee of the Whole at cow@dccouncil.us, or email LeKisha Jordan, Legislative Policy Advisor, at ljordan@dccouncil.us, and provide your name, address, telephone number, organizational affiliation and title (if any) by Noon (12pm ET) on Wednesday, October 21, 2020. Witnesses who anticipate needing spoken language interpretation, or require sign language interpretation, are requested to inform the Committee office of the need as soon as possible but no later than five business days before the proceeding. We will make every effort to fulfill timely requests, although alternatives may be offered. Requests received in less than five business days may not be fulfilled.

Persons wishing to testify are encouraged, but not required, to email a copy of their written testimony to cow@dccouncil.us. If submitted by the close of business on October 21, 2020 the testimony will be distributed to Councilmembers before the hearing. Witnesses should limit their testimony to four minutes; **less time will be allowed if there are a large number of witnesses. The hearing will be limited to three hours.** 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 24 hours in advance of the hearing, and can be accessed at <http://www.chairmanmendelson.com/circulation>.

If you are unable to testify at the hearing, written statements are encouraged and will be made part of the official record. Written statements should be submitted to the Committee of the Whole, Council of the District of Columbia, Ste. 410 of the John A. Wilson Building, 1350 Pennsylvania Avenue, NW, Washington, DC 20004. The record will close at 5:00 p.m. on November 6, 2020.

COUNCIL OF THE DISTRICT OF COLUMBIA
COMMITTEE ON HOUSING AND NEIGHBORHOOD REVITALIZATION
NOTICE OF PUBLIC HEARING
1350 Pennsylvania Avenue, NW, Washington, DC 20004

COUNCILMEMBER ANITA BONDS, CHAIRPERSON
COMMITTEE ON HOUSING AND NEIGHBORHOOD REVITALIZATION
ANNOUNCES A PUBLIC HEARING OF THE COMMITTEE

on

Wednesday, October 21, 2020, 9:00 a.m. – 12:00 p.m.

Virtual Hearing via WebEx
To Watch Live:

<https://dccouncil.us/council-videos/>

on

Bill 23-0537, the “Senior Co-Living Establishment Act of 2019”

Bill 23-0643, the “Keeping Cool Elderly Tenants and Tenants with Disability Act of 2020”

On Wednesday, October 21, 2020, Councilmember Anita Bonds, Chairperson of the Committee on Housing & Neighborhood Revitalization, will hold a public hearing on Bill 23-0537 and Bill 23-0643. The hearing will take place via a web conferencing platform at 9:00 AM. The hearing can be also be viewed at <http://www.dccouncil.us> and <http://entertainment.dc.gov>.

The purpose of Bill 23-0537 is to establish a Senior Co-Living Program within the Department of Housing and Community Development to provide financial assistance to support senior homeowners to rent spare rooms to other senior residents. The bill requires homeowners to include proof that the applicant is 60 years or older and that the residence is the applicant’s primary place of residence and that it is owned by the applicant.

The purpose of Bill 23-0643 is to require housing providers to provide air conditioning equipment that can maintain a room temperature of 78 degrees Fahrenheit or below to units that are rented by elderly tenants and tenants with a disability, upon request by the tenant. With the global rise in temperature, both groups are increasingly at risk of the consequences of heat-related illnesses.

The Committee invites the public to testify remotely or to submit written testimony. Anyone wishing to testify must sign up in advance by contacting the Committee by e-mail at housing@dccouncil.us, and provide their name, phone number or e-mail, organizational affiliation, and title (if any) by the close of business on Monday, October 19, 2020. Witnesses are encouraged, but not required, to submit their testimony in writing electronically in advance to housing@dccouncil.us. Witnesses will participate remotely and using video and audio connection. The Committee will follow-up with witnesses with additional instructions on how to provide

testimony through a web conferencing platform. All witnesses will be allowed a maximum of three minutes to testify.

For accommodation requests, including spoken language or sign language interpretation, please inform the Committee at housing@dccouncil.us of the need as soon as possible but no later than five (5) business days before the hearing. The Council will make every effort to fulfill timely requests, however requests received in less than five (5) business days may not be fulfilled and alternatives may be offered.

If someone is unable to testify at the public hearing, written statements are encouraged and will be made a part of the official record. Written statements should be submitted to the Committee on Housing and Neighborhood Revitalization, John A. Wilson Building, 1350 Pennsylvania Avenue, N.W., Suite G6, Washington, D.C. 20004 or by email at housing@dccouncil.us. The record will close at 5:00 p.m. on Friday, October 23, 2020.

COUNCIL OF THE DISTRICT OF COLUMBIA
COMMITTEE OF THE WHOLE
NOTICE OF PUBLIC HEARING

1350 Pennsylvania Avenue, NW, Washington, DC 20004

CHAIRMAN PHIL MENDELSON
COMMITTEE OF THE WHOLE
ANNOUNCES A PUBLIC HEARING

on

**Bill 23-788, Dedication of Lot 252 in Square 620 for the First Street, N.W., Right-of-Way,
S.O. 19-48848 Act of 2020**

**Bill 23-876, Closing of a Portion of Potomac Avenue, S.E., Adjacent to Reservation 248 and
Square South 744S Act of 2020**

Bill 23-883, Omnibus Kenilworth Courts Redevelopment Act of 2020

**Proposed Resolution 23-929, Transfer of Jurisdiction over Lot 901 within Square 620
Emergency Approval Resolution of 2020**

on

Wednesday, October 14, 2020 at 12:00 p.m.

**Live via Zoom Video Conference Broadcast
Council Channel 13 (Cable Television Providers)
DC Council Website (www.dccouncil.us)**

Council Chairman Phil Mendelson announces a public hearing before the Committee of the Whole on **Bill 23-788**, the “Dedication of Lot 252 in Square 620 for the First Street, N.W., Right-of-Way, S.O. 19-48848 Act of 2020,” **Bill 23-876**, the “Closing of a Portion of Potomac Avenue, S.E., Adjacent to Reservation 248 and Square South 744S Act of 2020,” **Bill 23-883**, the “Omnibus Kenilworth Courts Redevelopment Act of 2020,” and PR 23-929, the “Transfer of Jurisdiction over Lot 901 within Square 620 Emergency Approval Resolution of 2020.” The hearing will be held at **12:00 p.m. on Wednesday, October 14, 2020** via Zoom virtual hearing.

The purpose of **Bill 23-788** is to order the dedication of land in Lot 252 in Square 620 for the widening of First Street N.W. right-of-way from 60 to 90 feet between Pierce Street, N.W., and L Street N.W., in Ward 6. This will facilitate pedestrian improvements as part of a private development at Sursum Corda. The purpose of **Bill 23-876** is close a portion of Potomac Avenue, S.E., between First Street, S.E., and former Canal Street, S.E., in Ward 6. This will enable D.C. Water to satisfy a condition of the completed Planned Unit Development (PUD) for its Headquarters. The purpose of **Bill 23-883** is to close a portion of the existing alley in Square 5116

between Quarles Street, N.E., 45th Street, N.E., Douglas Street, N.E., and Kenilworth Ave., N.E., and to order the dedication of land for street purposes between Kenilworth Avenue, N.E. and 45th Street, N.E., and along the east side of 45th Street, N.E. and the south side of Quarles Street, N.E. in Ward 7. This will facilitate a private development. The purpose of **Proposed Resolution 23-929** is to transfer the administrative jurisdiction of Lot 901 in Square 620, between by L Street, N.W. and 1st Street, N.W., in Ward 6 from the United States to the District of Columbia for use as recreational space.

Those who wish to testify are asked to email the Committee of the Whole at cow@dccouncil.us, or to call Blaine Stum, Legislative Policy Advisor, at (202) 724-8092, and to provide your name, address, telephone number, organizational affiliation, and title (if any) by the close of business Monday, October 12, 2020. Witnesses who anticipate needing spoken language interpretation, or require sign language interpretation, are requested to inform the Committee office of the need as soon as possible but no later than five business days before the proceeding. We will make every effort to fulfill timely requests, although alternatives maybe offered. Requests received in less than five business days may not be fulfilled.

Persons wishing to testify are encouraged, but not required, to submit 15 copies of written testimony. If submitted by the close of business on Monday, October 12, 2020 the testimony will be distributed to Councilmembers before the hearing. **Witnesses should limit their testimony to four minutes; less time will be allowed if there are a large number of witnesses. The hearing will be limited to three hours.** 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 can be accessed at <http://www.chairmanmendelson.com/circulation> 24 hours in advance of the hearing, this includes a draft witness list.

If you are unable to testify at the hearing, written statements are encouraged and will be made a part of the official record. Written statements should be submitted 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 Wednesday, October 28, 2020.

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

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

ANNOUNCES A PUBLIC HEARING ON

**PR23-0755, “ALCOHOLIC BEVERAGE REGULATIONS TECHNICAL
AMENDMENTS APPROVAL RESOLUTION OF 2020”**

PR23-0767, “REVISED ABRA CIVIL PENALTY SCHEDULE RESOLUTION OF 2020”

**B23-0706, “DISTRICT OF CHAMPIONS EXTENSION OF HOURS AMENDMENT ACT
OF 2020”**

B23-0445, “APPRAISAL MANAGEMENT COMPANY REGULATION ACT OF 2019”

**Thursday, October 8, 2020, 12 p.m., noon
Remote Hearing via Virtual Platform
Broadcast live on DC Council Channel 13
Streamed live at www.dccouncil.us and entertainment.dc.gov.**

On Thursday, October 8, 2020, Councilmember Kenyan R. McDuffie, Chairperson of the Committee on Business and Economic Development, will hold a public hearing to consider Proposed Resolution PR23-0755, the “Alcoholic Beverage Regulations Technical Amendments Approval Resolution of 2020,” Proposed Resolution 23-0767, the “Revised ABRA Civil Penalty Schedule Resolution of 2020,” Bill 23-0706, the “District of Champions Extension of Hours Amendment Act of 2020,” and Bill 23-0445, the “Appraisal Management Company Regulation Act of 2019,”

The stated purpose of Proposed Resolution PR23-0755, the “Alcoholic Beverage Regulations Technical Amendments Approval Resolution of 2020,” is to approve proposed rules of the Alcoholic Beverage Control Board that make technical amendments to Title 23 of the District of Columbia Municipal Regulations, to conform to changes contained in the Omnibus Alcoholic Beverage Regulation Amendment Act of 2018, and to make other administrative and technical amendments to Title 23 of the District of Columbia Municipal Regulations. Proposed Resolution 23-0767, the “Revised ABRA Civil Penalty Schedule Resolution of 2020,” amends several infractions contained in the existing ABRA Civil Penalty Schedule set forth in 23 DCMR § 800.

Bill 23-0706, the “District of Champions Extension of Hours Amendment Act of 2020,” amends D.C. Official Code § 25-723 to authorize the Alcoholic Beverage Control Board (ABC Board) to allow on-premises retailers or manufacturers holding an on-site sales and consumption permit who are registered with ABRA’s extended hours program, and temporary license holders to sell, serve, and allow the consumption of alcoholic beverages until 4 a.m, and to operate 24 hours a day on those days a District of Columbia professional sports team is playing in a postseason game. Bill 23-0445, the “Appraisal Management Company Regulation Act of 2019,” requires the Department of Insurance, Securities, and Banking to provide for the licensing and registration of certain entities providing appraisal management services in the District of Columbia.

The Committee invites the public to testify remotely or to submit written testimony. Anyone wishing to testify must sign up in advance by contacting the Committee by e-mail at BusinessEconomicDevelopment@dccouncil.us or by phone and provide their name, phone number or e-mail, organizational affiliation, and title (if any) by **5:00 p.m. on October 2, 2020**. Witnesses are encouraged to submit their testimony in writing electronically in advance to BusinessEconomicDevelopment@dccouncil.us. Public witnesses will participate remotely, and the Committee will follow-up with witnesses with additional instructions on how to provide testimony through a web conferencing platform.

All public witnesses will be allowed a maximum of three minutes to testify. At the discretion of the Chair, the length of time provided for oral testimony may be reduced or extended.

The Committee encourages the public to submit written testimony to be included for the public record. Copies of written testimony should be submitted either by e-mail at BusinessEconomicDevelopment@dccouncil.us. To be included in the record, please indicate that you are submitting testimony for this hearing in the subject line of the e-mail. **The record for this hearing will close at 5:00 p.m. on October 23, 2020.**

For accommodation requests, including spoken language or sign language interpretation, please inform the Committee by email of the need as soon as possible but no later than five (5) business days before the proceeding. The Council will make every effort to fulfill timely requests, however requests received in less than five (5) business days may not be fulfilled and alternatives may be offered.

Please contact Brian McClure, Interim Committee Director, at bmclure@dccouncil.us for additional information.

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

NOTICE OF PUBLIC ROUNDTABLE ON

The District Department of Motor Vehicles Appointment Backlog

Monday, October 5, 2020, at 12:00 PM

On Monday, October 5, 2020, Councilmember Mary M. Cheh, Chairperson of the Committee on Transportation and the Environment, will hold a public roundtable on the District Department of Motor Vehicle's appointment backlog. The roundtable will begin at 12:00 PM and will be broadcast live on DC Council Channel 13 and streamed live at www.dccouncil.us and entertainment.dc.gov.

The purpose of the roundtable is for the Committee to learn about how the DMV plans to handle the severe appointment backlog it currently faces due to the limited in-person transactions that can occur at DMV service centers during the Public Health Emergency. Residents have reported in recent weeks that appointments at DMV service centers are currently not available until February 2021. Although this backlog is not a problem for some residents whose credentials are covered by the DMV's order extending expiration dates until 45 days after the conclusion of the Public Health Emergency, for other residents whose required transactions are not covered by the DMV's order, this backlog creates significant hardships.

On March 11, 2020, Mayor Muriel Bowser issued the Declaration of Public Emergency: Coronavirus (COVID-19) and the Declaration of Public Health Emergency: Coronavirus (COVID-19) due to the imminent threat to the health, safety, and welfare of District residents posed by the spread of the coronavirus. These orders require that the Council adapt the methods by which committees may hold public hearings and roundtables to comply with social distancing, large public gathering, and other public health and safety requirements. Therefore, this public roundtable will be held remotely through the WebEx teleconferencing platform.

The Committee invites the public to testify or to submit written testimony, which will be made a part of the official record. Anyone wishing to testify should contact Ms. Aukima Benjamin, Staff Assistant to the Committee on Transportation and the Environment, at (202) 724-8062 or via e-mail at abenjamin@dccouncil.us; witnesses will receive information on how to join the roundtable at that time. Witnesses who anticipate needing language interpretation, or requiring sign language interpretation, are requested to inform the Committee of the need as soon as possible but no later than five business days before the roundtable, which is September 28, 2020. We will make every effort to fulfill timely requests, however requests received in less than five business days may not be fulfilled and alternatives may be offered.

If you are unable to testify at the public roundtable, written statements are encouraged and will be made a part of the official record; testimony may be submitted to

abenjamin@dccouncil.us. The public may also leave voicemail testimony for the Committee by calling (202) 350-1344, which will be transcribed and made part of the roundtable record. Members of the public leaving voicemail testimony should speak slowly and clearly, state their full name and the organization they represent, if any, and note the bill, roundtable, or agency that they are submitting testimony on. Members of the public are asked to not provide an e-mail, phone number, or other person contact information in voicemail testimony.

The record will close at the end of the business day on October 19, 2020.

**COUNCIL OF THE DISTRICT OF COLUMBIA
COMMITTEE OF THE WHOLE
COMMITTEE ON EDUCATION
NOTICE OF JOINT PUBLIC ROUNDTABLE**

1350 Pennsylvania Avenue, NW, Washington, DC 20004

**CHAIRMAN PHIL MENDELSON
COMMITTEE OF THE WHOLE
&
COUNCILMEMBER DAVID GROSSO
COMMITTEE ON EDUCATION
ANNOUNCE A JOINT PUBLIC ROUNDTABLE**

on

School Security in District of Columbia Public Schools (DCPS)

on

Wednesday, October 21, 2020 at 3:00 p.m.

**Live via Zoom Video Conference Broadcast
Council Channel 13 (Cable Television Providers)
DC Council Website (www.dccouncil.us)
Office of Cable Television Website (entertainment.dc.gov)**

Chairman Phil Mendelson and Councilmember David Grosso announce the scheduling of a joint public oversight roundtable of the Committee of the Whole and the Committee on Education on School Security in District of Columbia Public Schools. The roundtable will be held on **Wednesday, October 21, 2020 at 3:00 p.m.** Live via Zoom Video Conference Broadcast.

The purpose of this roundtable is to hear from the District of Columbia Public Schools (DCPS) and local and national experts on best practices around security in schools and ensuring a positive and constructive relationship between school security, school staff, students, and families. The Committee intends to discuss what is needed for a smooth transition of the security contract to DCPS and to hear from DCPS leadership on their current thinking around re-imagining school security for the 2021-2022 school year.

Testimony at this roundtable will be limited to **invited witnesses only**. Witnesses should limit their testimony to four minutes. The hearing will be limited to three hours.

Witnesses who anticipate needing spoken language interpretation, or require sign language interpretation, are requested to inform the Committee of the Whole of the need as soon as possible but no later than five business days before the proceeding. We will make every effort to fulfill timely requests, however requests received in less than five business days may not be fulfilled, and alternatives may be offered.

COUNCIL OF THE DISTRICT OF COLUMBIA
COMMITTEE OF THE WHOLE
NOTICE OF PUBLIC ROUNDTABLE

1350 Pennsylvania Avenue, NW, Washington, DC 20004

REVISED

CHAIRMAN PHIL MENDELSON
COMMITTEE OF THE WHOLE
ANNOUNCES A PUBLIC ROUNDTABLE

on

University of the District of Columbia Board of Trustees,
&
PR 23-930, Board of Trustees of the University of the District of Columbia Christopher
Bell Confirmation Resolution of 2020,
&
PR 23-931, Board of Trustees of the University of the District of Columbia Mignon
Clyburn Confirmation Resolution of 2020

on

Thursday, October 8, 2020 at 10:00 a.m.

Live via Zoom Video Conference Broadcast
Council Channel 13 (Cable Television Providers)
DC Council Website (www.dccouncil.us)

Chairman Phil Mendelson announces a public roundtable before the Committee of the Whole on the University of the District of Columbia Board of Trustees, on PR 23-930, "Board of Trustees of the University of the District of Columbia Christopher Bell Confirmation Resolution of 2020," and on PR 23-931, "Board of Trustees of the University of the District of Columbia Mignon Clyburn Confirmation Resolution of 2020." The roundtable will be held at 10:00 a.m. on Thursday, October 8, 2020 via a Zoom video platform. **This notice has been revised to add PRs 23-930 & 23-931.**

The purpose of this roundtable is to receive testimony on the efficacy and functioning of the University of the District of Columbia (UDC) Board of Trustees. According to D.C. Official Code §38-1202.01, UDC is governed by a Board of Trustees (Board), comprised of fifteen members. Of the fifteen, eleven are appointed by the Mayor with the advice and consent of the Council, three are alumni from either the University or one of its predecessor institutions, and one is a full-time student elected by the UDC student body. Each trustee, except for the student trustee, serves a five-year term.

Additionally, this roundtable is on PR 23-930, which will reconfirm Chris Bell to the UDC Board for another five-year term, and on PR 23-931, which will confirm Mignon Clyburn for an initial five-year term on the UDC Board. This roundtable will serve as an opportunity for the Committee to hear from constituents, students, faculty, and others with regard to the fitness of these two individuals to serve on UDC's Board, as well as to hear testimony with regard to the performance of the Board of Trustees.

Those who wish to testify are asked to email the Committee of the Whole at cow@dccouncil.us, or call Christina Setlow, Deputy Committee Director, at (202) 724-4865, and to provide your name, address, telephone number, organizational affiliation and title (if any) by close of business Tuesday, October 6, 2020. Witnesses who anticipate needing spoken language interpretation, or require sign language interpretation, are requested to inform the Committee office of the need as soon as possible but no later than five business days before the proceeding. We will make every effort to fulfill timely requests, although alternatives may be offered. Requests received in less than five business days may not be fulfilled.

Persons wishing to testify are encouraged, but not required, to email their written testimony to cow@dccouncil.us. If submitted by the close of business on October 6, 2020 the testimony will be distributed to Councilmembers before the roundtable. Witnesses should limit their testimony to four minutes; less time will be allowed if there are a large number of witnesses. The roundtable will be limited to two hours. 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>. Roundtable materials, including a draft witness list, can be accessed at <http://www.chairmanmendelson.com/circulation>, 24 hours in advance of the roundtable.

If you are unable to testify at the roundtable, written statements are encouraged and will be made 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, NW, Washington, DC 20004. The record will close at 5:00 p.m. on October 19, 2020.

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

NOTICE OF PUBLIC ROUNDTABLE ON

Waste Management and Agency Operations at the Department of Public Works

Friday, October 9, 2020, at 11:00 AM

On Friday, October 9, 2020, Councilmember Mary M. Cheh, Chairperson of the Committee on Transportation and the Environment, will hold a public roundtable on waste management and agency operations at the District Department of Public Works. The roundtable will begin at 11:00 AM and will be broadcast live on DC Council Channel 13 and streamed live at www.dccouncil.us and entertainment.dc.gov.

The primary purpose of the roundtable is for the Committee to discuss waste management at the Department of Public Works. In 2013, the District set a Zero Waste goal of diverting 80% of its waste away from incineration or landfill by 2032. In the ensuing years, the District's waste diversion rate has remained stagnant, and many statutorily required waste diversion initiatives have not been implemented. Recent reporting suggests that the District has been charging rates at its waste management facilities insufficient to cover operating costs, which cuts into resources that could be going toward the District's waste diversion efforts. This roundtable will provide an opportunity for the Committee to learn about DPW's objectives for waste diversion and how they are incorporated into the Agency's strategic planning. In addition, the Committee will discuss how operations across DPW have been affected by the Coronavirus (COVID-19) Public Health Emergency.

On March 11, 2020, Mayor Muriel Bowser issued the Declaration of Public Emergency: Coronavirus (COVID-19) and the Declaration of Public Health Emergency: Coronavirus (COVID-19) due to the imminent threat to the health, safety, and welfare of District residents posed by the spread of the coronavirus. These orders require that the Council adapt the methods by which committees may hold public hearings and roundtables to comply with social distancing, large public gathering, and other public health and safety requirements. Therefore, this public roundtable will be held remotely through the WebEx teleconferencing platform.

The Committee invites the public to testify or to submit written testimony, which will be made a part of the official record. Anyone wishing to testify should contact Ms. Aukima Benjamin, Staff Assistant to the Committee on Transportation and the Environment, at (202) 724-8062 or via e-mail at abenjamin@dccouncil.us; witnesses will receive information on how to join the roundtable at that time. Witnesses who anticipate needing language interpretation, or requiring sign language interpretation, are requested to inform the Committee of the need as soon as possible but no later than five business days before the roundtable, which is October 2, 2020. We will make every effort to fulfill timely requests, however requests received in less than five business days may not be fulfilled and alternatives may be offered.

If you are unable to testify at the public roundtable, written statements are encouraged and will be made a part of the official record; testimony may be submitted to abenjamin@dccouncil.us. The public may also leave voicemail testimony for the Committee by calling (202) 350-1344, which will be transcribed and made part of the roundtable record. Members of the public leaving voicemail testimony should speak slowly and clearly, state their full name and the organization they represent, if any, and note the bill, roundtable, or agency that they are submitting testimony on. Members of the public are asked to not provide an e-mail, phone number, or other person contact information in voicemail testimony.

The record will close at the end of the business day on October 23, 2020.

COUNCIL OF THE DISTRICT OF COLUMBIA
Notice of Grant Budget Modifications

Pursuant to the Consolidated Appropriations Act of 2017, approved May 5, 2017 (P.L. 115-31), the Council of the District of Columbia gives notice that the Mayor has transmitted the following Grant Budget Modification (GBM).

A GBM will become effective on the 15th day after official receipt unless a Member of the Council files a notice of disapproval of the request which extends the Council's review period to 30 days. If such notice is given, a GBM will become effective on the 31st day after its official receipt unless a resolution of approval or disapproval is adopted by the Council prior to that time.

Comments should be addressed to the Secretary to the Council, John A. Wilson Building, 1350 Pennsylvania Avenue, NW, Room 5 Washington, D.C. 20004. Copies of the GBMs are available in the Legislative Services Division, Room 10.
Telephone: 724-8050

GBM 23-101

FY 2020 Grant Budget Modifications as of July 28, 2020

RECEIVED: 2-day review begins September 9, 2020

COUNCIL OF THE DISTRICT OF COLUMBIA
1350 Pennsylvania Avenue, N.W.
Washington, D.C. 20004

ABBREVIATED NOTICE OF INTENT TO CONSIDER LEGISLATION

The Council of the District of Columbia hereby gives notice of its intention to take action in less than fifteen days on the measure listed below, to allow for those measure to be considered at the September 22, 2020 Additional Meeting of the Council, should there be an Additional Meeting. This Legislative Meeting will occur less than 15 days after the introduction of PR23-0920, requiring abbreviated notice if the resolution and underlying reprogramming are to be considered by the Council before the underlying reprogramming is deemed approved on September 28, 2020.

- PR23-0920, “Inaugural Parade Viewing Stands Construction Reprogramming Request No. 23-120 Disapproval Resolution of 2020”

COUNCIL OF THE DISTRICT OF COLUMBIA
COMMITTEE OF THE WHOLE
1350 Pennsylvania Avenue, NW, Suite 410
Washington, DC 20004

ABBREVIATED NOTICE OF INTENT TO CONSIDER LEGISLATION

The Council of the District of Columbia hereby gives notice of its intention to take action in less than fifteen days on PR 23-936 the “Sense of the Council Regarding the Union Station Expansion Project Resolution of 2020,” to ensure the resolution can be considered at the as soon as possible. The proposed resolution was introduced on September 14, 2020, and a vote on the bill is anticipated on September 22, 2020. The abbreviated notice is necessary to allow the Council to consider the proposed resolution in a timely manner.

COUNCIL OF THE DISTRICT OF COLUMBIA
Notice of Reprogramming Disapproval

Councilmembers R. White and Silverman filed on September 8, 2020, the “Inaugural Parade Viewing Stands Construction Reprogramming Request No. 23-120 Disapproval Resolution of 2020”, PR 23-920, in the Office of the Secretary. The attach Request to reprogram \$1,000,000 of Fiscal Year 2020 capital budget from the Department of Employee Services to the Department of General Services was filed in the Office of the Secretary on July 23, 2020. This reprogramming is needed to cover the cost of the 2021 Presidential inauguration reviewing stands.

The Council review period for Reprogramming 23-120 has been extended to 30 days, ending on Sunday, September 27, 2020. If the Council does not adopt a resolution of approval or disapproval during this period, the reprogramming will be deemed approved on Monday, September 28, 2020.

ALCOHOLIC BEVERAGE REGULATION ADMINISTRATION
ON
9/18/2020

Notice is hereby given that:

License Number: ABRA-075678

License Class/Type: B / Retail - Grocery

Applicant: Yes Organic Four, Inc.

Trade Name: Yes Organic Market

ANC: 5B05

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

3809 12TH ST NE

PETITIONS/LETTERS OF OPPOSITION OR SUPPORT MUST BE FILED ON OR
BEFORE:
11/23/2020

A HEARING WILL BE HELD ON:
12/7/2020

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

Days	Hours of Operation	Hours of Sales/Service
Sunday:	7 am - 10 pm	7 am - 10 pm
Monday:	7 am - 10 pm	7 am - 10 pm
Tuesday:	7 am - 10pm	7 am - 10 pm
Wednesday:	7 am - 10 pm	7 am - 10 pm
Thursday:	7 am - 10 pm	7 am - 10 pm
Friday:	7 am - 10 pm	7 am - 10 pm
Saturday:	7 am - 10 pm	7 am - 10 pm

ENDORSEMENT(S): Tasting

FOR FURTHER INFORMATION CALL: (202) 442-4423

ALCOHOLIC BEVERAGE REGULATION ADMINISTRATION
ON
9/18/2020

Notice is hereby given that:

License Number: ABRA-075795

License Class/Type: B / Retail - Grocery

Applicant: Lusk's Corporation

Trade Name: Eddie's Carryout

ANC: 5D03

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

1251 BLADENSBURG RD NE

PETITIONS/LETTERS OF OPPOSITION OR SUPPORT MUST BE FILED ON OR
BEFORE:
11/23/2020

A HEARING WILL BE HELD ON:
12/7/2020

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

Days	Hours of Operation	Hours of Sales/Service
Sunday:	12 pm - 1 am	12 pm – 12 am
Monday:	10:30 am - 12 am	10:30 am – 12 am
Tuesday:	10:30 am - 12 am	10:30 am – 12 am
Wednesday:	10:30 am - 12 am	10:30 am – 12 am
Thursday:	10:30 am - 12 am	10:30 am – 12 am
Friday:	10:30 am - 1 am	10:30 am – 12 am
Saturday:	10:30 am - 1 am	10:30 am – 12 am

FOR FURTHER INFORMATION CALL: (202) 442-4423

ALCOHOLIC BEVERAGE REGULATION ADMINISTRATION
ON
9/18/2020

Notice is hereby given that:

License Number: ABRA-078895

License Class/Type: B / Retail - Grocery

Applicant: Target Corporation

Trade Name: Target Store T-2259

ANC: 1A05

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

3100 14TH ST NW

PETITIONS/LETTERS OF OPPOSITION OR SUPPORT MUST BE FILED ON OR
BEFORE:
11/23/2020

A HEARING WILL BE HELD ON:
12/7/2020

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

Days	Hours of Operation	Hours of Sales/Service
Sunday:	7 am - 12 am	7 am - 12 am
Monday:	7 am - 12 am	7 am - 12 am
Tuesday:	7 am - 12 am	7 am - 12 am
Wednesday:	7 am - 12 am	7 am - 12 am
Thursday:	7 am - 12 am	7 am - 12 am
Friday:	7 am - 12 am	7 am - 12 am
Saturday:	7 am - 12 am	7 am - 12 am

ENDORSEMENT(S): Tasting

FOR FURTHER INFORMATION CALL: (202) 442-4423

ALCOHOLIC BEVERAGE REGULATION ADMINISTRATION
ON
9/18/2020

Notice is hereby given that:

License Number: ABRA-011247

License Class/Type: B / Retail - Grocery

Applicant: Lydia Assefa

Trade Name: Super Saver Grocery & Deli

ANC: 4C05

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

4413 14TH ST NW

PETITIONS/LETTERS OF OPPOSITION OR SUPPORT MUST BE FILED ON OR
BEFORE:
11/23/2020

A HEARING WILL BE HELD ON:
12/7/2020

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

Days	Hours of Operation	Hours of Sales/Service
Sunday:	24 hours -	9 am - 12 am
Monday:	24 hours -	9 am - 12 am
Tuesday:	24 hours -	9 am - 12 am
Wednesday:	24 hours -	9 am - 12 am
Thursday:	24 hours -	9 am - 12 am
Friday:	24 hours -	9 am - 12 am
Saturday:	24 hours -	9 am - 12 am

FOR FURTHER INFORMATION CALL: (202) 442-4423

ALCOHOLIC BEVERAGE REGULATION ADMINISTRATION
ON
9/18/2020

Notice is hereby given that:

License Number: ABRA-079023

License Class/Type: B / Retail - Grocery

Applicant: Yes Organic Market , Inc.

Trade Name: Yes Organic Market

ANC: 1B04

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

2125 14th ST NW

PETITIONS/LETTERS OF OPPOSITION OR SUPPORT MUST BE FILED ON OR
BEFORE:
11/23/2020

A HEARING WILL BE HELD ON:
12/7/2020

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

Days	Hours of Operation	Hours of Sales/Service
Sunday:	7 am - 10 pm	7 am - 10 pm
Monday:	7 am - 10 pm	7 am - 10 pm
Tuesday:	7 am - 10 pm	7 am - 10 pm
Wednesday:	7 am - 10 pm	7 am - 10 pm
Thursday:	7 am - 10 pm	7 am - 10 pm
Friday:	7 am - 10 pm	7 am - 10 pm
Saturday:	7 am - 10 pm	7am - 10 pm

ENDORSEMENT(S): Tasting

FOR FURTHER INFORMATION CALL: (202) 442-4423

ALCOHOLIC BEVERAGE REGULATION ADMINISTRATION
ON
9/18/2020

Notice is hereby given that:

License Number: ABRA-081925

License Class/Type: B / Retail - Grocery

Applicant: Yes Organic Petworth Inc.

Trade Name: Yes Organic Market

ANC: 4C07

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

4100 GEORGIA AVE NW

PETITIONS/LETTERS OF OPPOSITION OR SUPPORT MUST BE FILED ON OR
BEFORE:
11/23/2020

A HEARING WILL BE HELD ON:
12/7/2020

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

Days	Hours of Operation	Hours of Sales/Service
Sunday:	7 am - 10 pm	7 am - 10 pm
Monday:	7 am - 10 pm	7 am - 10 pm
Tuesday:	7 am - 10 pm	7 am - 10 pm
Wednesday:	7 am - 10 pm	7 am - 10 pm
Thursday:	7 am - 10 pm	7 am - 10 pm
Friday:	7 am - 10 pm	7 am - 10 pm
Saturday:	7 am - 10 pm	7 am - 10 pm

ENDORSEMENT(S): Tasting

FOR FURTHER INFORMATION CALL: (202) 442-4423

ALCOHOLIC BEVERAGE REGULATION ADMINISTRATION
ON
9/18/2020

Notice is hereby given that:

License Number: ABRA-083044

License Class/Type: B / Retail - Grocery

Applicant: MNS LLC

Trade Name: McKinley Market

ANC: 5E03

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

321 T ST NE

PETITIONS/LETTERS OF OPPOSITION OR SUPPORT MUST BE FILED ON OR
BEFORE:
11/23/2020

A HEARING WILL BE HELD ON:
12/7/2020

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

Days	Hours of Operation	Hours of Sales/Service
Sunday:	8 am - 10 pm	9 am - 10 pm
Monday:	8 am - 10 pm	9 am - 10 pm
Tuesday:	8 am - 10 pm	9 am - 10 pm
Wednesday:	8 am - 10 pm	9 am - 10 pm
Thursday:	8 am - 10 pm	9 am - 10 pm
Friday:	8 am - 10 pm	9 am - 10 pm
Saturday:	8 am - 10 pm	9 am - 10 pm

FOR FURTHER INFORMATION CALL: (202) 442-4423

ALCOHOLIC BEVERAGE REGULATION ADMINISTRATION
ON
9/18/2020

Notice is hereby given that:

License Number: ABRA-089539

License Class/Type: B / Retail - Grocery

Applicant: Yes Organic Eastern Market, Inc.

Trade Name: Yes Organic Market

ANC: 6B04

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

410 8TH ST SE

PETITIONS/LETTERS OF OPPOSITION OR SUPPORT MUST BE FILED ON OR
BEFORE:
11/23/2020

A HEARING WILL BE HELD ON:
12/7/2020

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

Days	Hours of Operation	Hours of Sales/Service
Sunday:	8 am - 10 pm	9 am - 10 pm
Monday:	8 am - 10 pm	9 am - 10 pm
Tuesday:	8 am - 10 pm	9 am - 10 pm
Wednesday:	8 am - 10 pm	9 am - 10 pm
Thursday:	8 am - 10 pm	9 am - 10 pm
Friday:	8 am - 10 pm	9 am - 10 pm
Saturday:	8 am - 10 pm	9 am - 10 pm

ENDORSEMENT(S): Tasting

FOR FURTHER INFORMATION CALL: (202) 442-4423

ALCOHOLIC BEVERAGE REGULATION ADMINISTRATION
ON
9/18/2020

Notice is hereby given that:

License Number: ABRA-092730

License Class/Type: B / Retail-Full Service Grocery

Applicant: Wagshal's 3201 LLC

Trade Name: Wagshal's

ANC: 3D08

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

3201 NEW MEXICO AVE NW

PETITIONS/LETTERS OF OPPOSITION OR SUPPORT MUST BE FILED ON OR
BEFORE:
11/23/2020

A HEARING WILL BE HELD ON:
12/7/2020

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

Days	Hours of Operation	Hours of Sales/Service
Sunday:	8 am - 9 pm	8 am - 9 pm
Monday:	8 am - 9 pm	8 am - 9 pm
Tuesday:	8 am - 9 pm	8 am - 9 pm
Wednesday:	8 am - 9 pm	8 am - 9 pm
Thursday:	8 am - 9 pm	8 am - 9 pm
Friday:	8 am - 9 pm	8 am - 9 pm
Saturday:	8 am - 9 pm	8 am - 9 pm

ENDORSEMENT(S): Tasting

FOR FURTHER INFORMATION CALL: (202) 442-4423

ALCOHOLIC BEVERAGE REGULATION ADMINISTRATION
ON
9/18/2020

Notice is hereby given that:

License Number: ABRA-100238 License Class/Type: B / Retail-Full Service Grocery

Applicant: Eve LLC

Trade Name: Zemen

ANC: 4C07

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

4418 GEORGIA AVE NW

PETITIONS/LETTERS OF OPPOSITION OR SUPPORT MUST BE FILED ON OR
BEFORE:
11/23/2020

A HEARING WILL BE HELD ON:
12/7/2020

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

Days	Hours of Operation	Hours of Sales/Service
Sunday:	8 am - 11 pm	8 am - 11 pm
Monday:	8 am - 11 pm	8 am - 11 pm
Tuesday:	8 am - 11 pm	8 am - 11 pm
Wednesday:	8 am - 11 pm	8 am - 11 pm
Thursday:	8 am - 12 am	8 am - 12 am
Friday:	8 am - 12 am	8 am - 12 am
Saturday:	8 am - 12 am	8 am - 12 am

FOR FURTHER INFORMATION CALL: (202) 442-4423

ALCOHOLIC BEVERAGE REGULATION ADMINISTRATION
ON
9/18/2020

Notice is hereby given that:

License Number: ABRA-101078 License Class/Type: B / Retail-Full Service Grocery

Applicant: Natures Way Inc
Trade Name: Yes Organic Market 2
ANC: 3C04

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

3425 CONNECTICUT AVE NW

PETITIONS/LETTERS OF OPPOSITION OR SUPPORT MUST BE FILED ON OR
BEFORE:
11/23/2020

A HEARING WILL BE HELD ON:
12/7/2020

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

Days	Hours of Operation	Hours of Sales/Service
Sunday:	7am - 10pm	7am - 10pm
Monday:	7am - 10pm	7am - 10pm
Tuesday:	7am - 10pm	7am - 10pm
Wednesday:	7am - 10pm	7am - 10pm
Thursday:	7am - 10pm	7am - 10pm
Friday:	7am - 10pm	7am - 10pm
Saturday:	7am - 10pm	7am - 10pm

ENDORSEMENT(S): Tasting

FOR FURTHER INFORMATION CALL: (202) 442-4423

ALCOHOLIC BEVERAGE REGULATION ADMINISTRATION
ON
9/18/2020

Notice is hereby given that:

License Number: ABRA-101706 License Class/Type: B / Retail-Full Service Grocery

Applicant: Wagshal's PCI, LLC

Trade Name: Wagshal's

ANC: 3E02

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

4857 MASSACHUSETTS AVE NW

PETITIONS/LETTERS OF OPPOSITION OR SUPPORT MUST BE FILED ON OR
BEFORE:
11/23/2020

A HEARING WILL BE HELD ON:
12/7/2020

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

Days	Hours of Operation	Hours of Sales/Service
Sunday:	8:30am - 8 pm	8:30 am - 8 pm
Monday:	7:30am - 9pm	7:30 am - 9pm
Tuesday:	7:30am - 9pm	7:30am - 9pm
Wednesday:	7:30am - 9pm	7:30am - 9pm
Thursday:	7:30am - 9pm	7:30am - 9 pm
Friday:	7:30am - 9pm	7:30am - 9pm
Saturday:	8:30am - 9pm	8:30pm - 9pm

FOR FURTHER INFORMATION CALL: (202) 442-4423

ALCOHOLIC BEVERAGE REGULATION ADMINISTRATION
ON
9/18/2020

Notice is hereby given that:

License Number: ABRA-107577

License Class/Type: B / Retail - Grocery

Applicant: Youwon Services LLC

Trade Name: Young's Deli & Market

ANC: 3B04

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

4000 MASSACHUSETTS AVE NW

PETITIONS/LETTERS OF OPPOSITION OR SUPPORT MUST BE FILED ON OR
BEFORE:
11/23/2020

A HEARING WILL BE HELD ON:
12/7/2020

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

Days	Hours of Operation	Hours of Sales/Service
Sunday:	9 am - 1 pm	9 am - 1 pm
Monday:	8 am - 7 pm	9 am - 7 pm
Tuesday:	8 am - 7 pm	9 am - 7 pm
Wednesday:	8 am - 7 pm	9 am - 7 pm
Thursday:	8 am - 7 pm	9 am - 7 pm
Friday:	8 am - 7 pm	9 am - 7 pm
Saturday:	8 am - 7 pm	9 am - 7 pm

ENDORSEMENT(S): Tasting

FOR FURTHER INFORMATION CALL: (202) 442-4423

ALCOHOLIC BEVERAGE REGULATION ADMINISTRATION
ON
9/18/2020

Notice is hereby given that:

License Number: ABRA-112287

License Class/Type: B / Internet

Applicant: District Wine Consulting, LLC

Trade Name: Somm Stock

ANC: 3F02

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

4221 CONNECTICUT AVE NW

PETITIONS/LETTERS OF OPPOSITION OR SUPPORT MUST BE FILED ON OR
BEFORE:
11/23/2020

A HEARING WILL BE HELD ON:
12/7/2020

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

Days	Hours of Operation	Hours of Sales/Service
Sunday:	7 am - 12 am	7 am - 12 am
Monday:	7 am - 12 am	7 am - 12 am
Tuesday:	7 am - 12 am	7 am - 12 am
Wednesday:	7 am - 12 am	7 am - 12 am
Thursday:	7 am - 12 am	7 am - 12 am
Friday:	7 am - 12 am	7 am - 12 am
Saturday:	7 am - 12 am	7 am - 12 am

ENDORSEMENT(S): Tasting

FOR FURTHER INFORMATION CALL: (202) 442-4423

ALCOHOLIC BEVERAGE REGULATION ADMINISTRATION
ALCOHOLIC BEVERAGE CONTROL BOARD

NOTICE OF PUBLIC HEARING
LANGDON PARK MORATORIUM ZONE

10:30 A.M., WEDNESDAY, SEPTEMBER 30, 2020
ALCOHOLIC BEVERAGE CONTROL BOARD HEARING ROOM
2000 14TH ST., N.W., SUITE 400 SOUTH, 4TH FLOOR
WASHINGTON, D.C. 20009

The Alcoholic Beverage Control Board (Board) will hold a hearing from 10:30 a.m. to 11:00 a.m. on Wednesday, September 30, 2020, to receive public comment concerning the renewal of the Langdon Park Moratorium Zone. The moratorium was set to expire July 27, 2020, but the Board adopted emergency rules on July 15, 2020. The emergency rulemaking extended the moratorium for an additional one hundred days (120), expiring on November 12, 2020, unless superseded. The emergency rulemaking was published in the *D.C. Register* on August 28, 2020, at 67 DCR 10402 and is available at www.dcregs.dc.gov.

Due to the public health emergency for Washington, D.C., the Board will conduct the hearing via video conferencing through the Cisco Webex meetings (Webex) platform. Internet access is required.

WHEN: 10:30 a.m. on Wednesday, September 30, 2020

WHERE: Webex

- Standard Number: 1-650-479-3208
- Local Number: 1-202-860-2110
- Access code: 172 293 6619

Members of the public may register to provide comments on the emergency rulemaking at the time of the Board's hearing, or in the alternative, the public is welcome to submit written comments.

Individuals and representatives of organizations who want to testify in person at the hearing should contact Alcoholic Beverage Regulation Administration (ABRA) General Counsel Martha Jenkins via email at martha.jenkins@dc.gov by no later than **5:00 p.m. on Friday, September 25, 2020**. Please include your full name, title, organization and your phone number. Once you have submitted your contact information to ABRA, you will be provided information regarding how the Board intends to conduct the hearing, and what your participation in the hearing requires.

Members of the public who are unable to testify or who do not desire to testify in person may provide written comments which will be included as part of the Board's official record. Copies of written statements should be submitted to ABRA General Counsel Martha Jenkins no later than **5:00 p.m. on Monday, October 5, 2020**.

ALCOHOLIC BEVERAGE REGULATION ADMINISTRATION

NOTICE OF PUBLIC HEARING

Placard Posting Date: September 18, 2020
Protest Petition Deadline: November 23, 2020
Roll Call Hearing Date: December 7, 2020
Protest Hearing Date: February 10, 2021

License No.: ABRA-117170
Licensee: WSC20 L.L.C.
Trade Name: TBD
License Class: Retailer's Class "C" Tavern
Address: 71 Potomac Avenue, S.E.
Contact: Candace M. Fitch, Esq.: (202) 258-8634

WARD 6

ANC 6D

SMD 6D07

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 December 7, 2020 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 February 10, 2021 at 4:30 p.m.

NATURE OF OPERATION

A new Retailer's Class C Tavern with a seating capacity of 450 and Total Occupancy Load of 500. Summer Garden with 450 seats. Applicant requests an Entertainment Endorsement to provide live entertainment inside premises and outdoors in Summer Garden.

HOURS OF OPERATION AND HOURS OF ALCOHOLIC BEVERAGE SALES, SERVICE, AND CONSUMPTION FOR INSIDE PREMISES AND OUTSIDE IN SUMMER GARDEN

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

HOURS OF LIVE ENTERTAINMENT FOR INSIDE PREMISES AND FOR OUTSIDE IN SUMMER GARDEN

Sunday 11am - 2am, Monday through Thursday 4pm - 2am, Friday 4pm - 3am, Saturday 11am - 3am

ALCOHOLIC BEVERAGE REGULATION ADMINISTRATION

NOTICE OF PUBLIC HEARING

****READVERTISEMENT**

Placard Posting Date: ** September 18, 2020
 Protest Petition Deadline: ** November 23, 2020
 Roll Call Hearing Date: ** December 7, 2020
 Protest Hearing Date: ** February 10, 2021

License No.: ABRA-116874
 Licensee: Balance & Bloom LLC
 Trade Name: Vinchase.com
 License Class: Retailer’s Class “B” Internet
 Address: ** 301 New York Avenue, N.E.
 Contact: Sasha Burekovic: (312) 753-9134

WARD 5

ANC **5D

SMD **5D01

Notice is hereby given that this licensee has applied for a new license under the D.C. Alcoholic Beverage Control Act and that the objectors are entitled to be heard before the granting of such on the **Roll Call Hearing date on **December 7, 2020 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 ****February 10, 2021 at 1:30 p.m.**

NATURE OF OPERATION

New Class “B” Internet Retailer selling beer and wine online only for off-premises consumption. This location will not be open to the public.

HOURS OF OPERATION AND ALCOHOLIC BEVERAGE SALES

Saturday, Sunday, and Monday CLOSED, Tuesday through Friday 10am – 4pm

ALCOHOLIC BEVERAGE REGULATION ADMINISTRATION

NOTICE OF PUBLIC HEARING

****RESCIND**

Placard Posting Date: **July 10, 2020
 Protest Petition Deadline: **September 14, 2020
 Roll Call Hearing Date: **September 28, 2020
 Protest Hearing Date: **December 2, 2020

License No.: ABRA-116874
 Licensee: Balance & Bloom LLC
 Trade Name: Vurchase.com
 License Class: Retailer’s Class “B” Internet
 Address: **175 R Street, N.E.
 Contact: Sasha Burekovic: (312) 753-9134

WARD 5

ANC **5E

SMD **5E03

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 **September 28, 2020 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 ****December 2, 2020 at 1:30 p.m.**

NATURE OF OPERATION

New Class “B” Internet Retailer selling beer and wine online only for off-premises consumption. This location will not be open to the public.

HOURS OF OPERATION AND ALCOHOLIC BEVERAGE SALES

Saturday, Sunday, and Monday CLOSED, Tuesday through Friday 10am – 4pm

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

The D.C. Historic Preservation Review Board will hold a public hearing to consider an application to designate the following property a historic landmark in the D.C. Inventory of Historic Sites. The Board will also consider the nomination of the property to the National Register of Historic Places:

Case No. 20-10: All Souls Church, Unitarian**1500 Harvard Street NW****Square 2577, Lot 43****Affected Advisory Neighborhood Commission: 1A****Applicants: All Souls Church, Unitarian and D.C. Historic Preservation Office**

The hearing will take place at **9:00 a.m. on Thursday, October 22, 2020**. If government offices are still closed at that date, the hearing will be conducted online, with details to be published here: <https://planning.dc.gov/node/1176060>. If government offices have re-opened and in-person meetings are available, it will be held at 441 Fourth Street, NW (One Judiciary Square), in Room 220 South. It will be conducted in accordance with the Review Board's Rules of Procedure (10C DCMR 2). A copy of the rules can be obtained from the Historic Preservation Office at 1100 4th Street SW, Suite E650, Washington, DC 20024, or by phone at (202) 442-8800, and they are included in the preservation regulations which can be found on the Historic Preservation Office website.

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

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

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

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

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

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

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

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

**BOARD OF ZONING ADJUSTMENT
PUBLIC HEARING NOTICE
WEDNESDAY, OCTOBER 7, 2020
Virtual Hearing via WebEx**

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

TIME: 9:30 A.M.

WARD TWO

20277
ANC 2A **Application of Gary and Lauren Hudson**, pursuant to 11 DCMR Subtitle X, Chapter 10, for a variance from the lot occupancy requirements of Subtitle D § 1004.1, to construct a two-story rear addition to a semi-detached principal dwelling unit in the R-17 Zone at premises 2506 I Street, N.W. (Square 17, Lot 45).

WARD FIVE

20278
ANC 5C **Application of Dylan Hanson**, pursuant to 11 DCMR Subtitle X, Chapter 9, for a special exception under Subtitle D § 5201 from the side yard requirements of Subtitle D § 206.7, to construct a two-story rear addition to an existing detached principal dwelling unit in the R-1-B Zone at premises 3015 25th Street, N.E. (Square 4288, Lot 820).

WARD SIX

20280
ANC 6C **Application of VBS Community Builders LLC**, pursuant to 11 DCMR Subtitle X, Chapter 9, for a special exception under the RF use requirements of Subtitle U § 320.2, to convert an existing residential building into a five-unit apartment house in the RF-1 Zone at premises 622 I Street, N.E. (Square 857, Lots 32 and 113).

WARD FIVE

20282
ANC 5D **Application of Spectrum Builders Group LLC**, pursuant to 11 DCMR Subtitle X, Chapter 9, for special exceptions under the residential conversion requirements Subtitle U § 320.2, under U § 320.2(l) from the roof top architectural elements requirements of Subtitle U § 320.2(h), and under Subtitle E § 5201 from the side yard requirements of Subtitle E § 207.3, to convert an existing semi-detached principal dwelling unit into a three-unit apartment house in the RF-1 Zone at premises 1638 Trinidad Avenue, N.E. (Square 4055, Lot 53).

WARD FOUR

BZA PUBLIC HEARING NOTICE

OCTOBER 7, 2020

PAGE NO. 2

20283 **Application of Keena Trapps**, pursuant to 11 DCMR Subtitle X,
ANC 4D Chapter 9, for a special exception under Subtitle D § 306.4 and 5201
 from the rear addition requirements of Subtitle D § 306.3, to construct
 a one-story rear addition to an existing attached principle dwelling unit
 e in the R-3 at premises 717 Emerson Street, N.W. (Square 3147, Lot
 57).

WARD TWO

20291 **Application of 2100 M Street Property Owner LLC**, pursuant to 11
ANC 2A DCMR Subtitle X, Chapter 9, for a special exception under Subtitle C
 § 1504.1, from the penthouse setback requirements Subtitle C §
 1502.1, and pursuant to Subtitle X, Chapter 10, for variances from the
 setback requirement of Subtitle I § 201.6, from the closed court area
 requirements of Subtitle I § 207.1, and from the loading berths
 requirements of Subtitle C § 905.2, to renovate and expand an existing
 11-story office and retail building in the D-5 Zone at premises 2100 M
 Street, N.W. (Square 72, Lot 75).

PLEASE NOTE:

This public hearing will be held virtually through WebEx. Information for parties and the public to participate, view, or listen to the public hearing will be provided on the Office of Zoning website and in the case record for each application or appeal by the Friday before the hearing date.

The public hearing in these cases will be conducted in accordance with the provisions of Subtitles X and Y of the District of Columbia Municipal Regulations, Title 11, including the text provided in the Notice of Emergency and Proposed Rulemaking adopted by the Zoning Commission on May 11, 2020, in Z.C. Case No. 20-11.

Individuals and organizations interested in any application may testify at the public hearing via WebEx or by phone and are strongly encouraged to sign up to testify 24 hours prior to the start of the hearing on OZ's website at <https://dcoz.dc.gov/> or by calling Robert Reid at 202-727-5471. Pursuant to Subtitle Y, Chapter 2 of the Regulations, the Board may impose time limits on the testimony of all individuals and organizations.

Individuals and organization may also submit written comments to the Board by uploading submissions via IZIS or by email to bzasubmissions@dc.gov. Submissions are strongly encouraged to be sent at least 24 hours prior to the start of the hearing.

Do you need assistance to participate?

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

BZA PUBLIC HEARING NOTICE
OCTOBER 7, 2020
PAGE NO. 3

Do you need assistance to participate?

Amharic

ለመሳተፍ ዕርዳታ ያስፈልግዎታል?

የተለየ እርዳታ ካስፈለገዎት ወይም የቋንቋ እርዳታ አገልግሎቶች (ትርጉም ወይም ማስተርጎም) ካስፈለገዎት እባክዎን ከስብሰባው አምስት ቀናት በፊት ዚ ሂልን በስልክ ቁጥር (202) 727-0312 ወይም በኢሜል Zelalem.Hill@dc.gov ይገናኙ። እነኚህ አገልግሎቶች የሚሰጡት በነጻ ነው።

Chinese

您需要有人帮助参加活动吗?

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

French

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

Korean

참여하시는데 도움이 필요하세요?

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

Spanish

¿Necesita ayuda para participar?

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

Vietnamese

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

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

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

**FREDERICK L. HILL, CHAIRPERSON
LORNA L. JOHN, VICE-CHAIRPERSON**

BZA PUBLIC HEARING NOTICE

OCTOBER 7, 2020

PAGE NO. 4

**VACANT, MEMBER
CHRISHAUN SMITH, MEMBER,
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**

PUBLIC SERVICE COMMISSION OF THE DISTRICT OF COLUMBIA

NOTICE OF FINAL RULEMAKING

RM1-2020-01, PUBLIC SERVICE COMMISSION RULES OF PRACTICE AND PROCEDURE; RM2-2020-01, UTILITY RATE CHANGES; RM3-2020-01, CONSUMER RIGHTS AND RESPONSIBILITIES; RM5-2020-01-E, FUEL ADJUSTMENT CLAUSE AUDIT AND REVIEW PROGRAM; RM6-2020-01, PAY TELEPHONES; RM8-2020-01, INTERCONNECTION WITH TELEPHONE COMPANY FACILITIES; RM9-2020-01, NET ENERGY METERING; RM13-2020-02, RULES IMPLEMENTING THE PUBLIC UTILITIES REIMBURSEMENT FEE ACT OF 1980; RM14-2020-01, AGENCY FUND REQUIREMENTS; RM15-2020-01, RULES IMPLEMENTING THE PUBLIC UTILITIES AMENDMENT ACT OF 1989; RM16-2020-01, USE OF PUBLIC UTILITY FACILITIES; RM18-2020-01, NON-RESIDENTIAL CUSTOMER'S RIGHTS; RM20-2020-01, OFFICE OF THE PEOPLE'S COUNSEL AGENCY FUND; RM21-2020-01, PROVISIONS FOR CONSTRUCTION OF ELECTRIC GENERATING FACILITIES AND TRANSMISSION LINES; RM22-2020-01, PROCUREMENT REGULATIONS; RM23-2020-03-G, NATURAL GAS; RM24-2020-01, UNIFORM SYSTEM OF ACCOUNTS FOR TELEPHONE CORPORATIONS; RM25-2020-01, CERTIFICATION OF LOCAL EXCHANGE SERVICE PROVIDERS; RM26-2020-01, RULES IMPLEMENTING SECTION 252 OF FEDERAL TELECOMMUNICATIONS ACT OF 1996; RM27-2020-01, REGULATION OF TELECOMMUNICATIONS SERVICE PROVIDERS; RM28-2020-01, UNIVERSAL SERVICE; RM29-2020-03 RENEWABLE ENERGY PORTFOLIO STANDARD; RM35-2020-01, APPLICATION FOR AUTHORITY TO ISSUE OR AMEND TARIFFS OR ISSUE STOCK OR EVIDENCES OF INDEBTEDNESS; RM36-2020-02, ELECTRICITY QUALITY OF SERVICE STANDARDS; RM37-2020-01, NATURAL GAS QUALITY OF SERVICE STANDARDS; RM39-2020-01, AFFILIATE TRANSACTIONS CODE OF CONDUCT; RM40-2020-02, DISTRICT OF COLUMBIA SMALL GENERATOR INTERCONNECTION RULES; RM42-2020-02, FUEL MIX AND EMISSIONS DISCLOSURE REPORTS; RM43-2020-01, RULES FOR PURCHASE OF LIQUID-IMMERSED DISTRIBUTION TRANSFORMERS BY THE ELECTRIC UTILITY; RM44-2020-02, SUBMETERING AND ENERGY ALLOCATION; RM46-2020-02-E, LICENSURE OF ELECTRICITY SUPPLIERS; and RM47-2020-02-G, LICENSURE OF NATURAL GAS SUPPLIERS,

1. The Public Service Commission of the District of Columbia (Commission), pursuant to its authority under D.C. Official Code § 2-505 (2016 Repl.) and § 34-802 (2019 Repl.), hereby gives notice of its final action adopting a "waiver of rules" provision in each of the respective chapters of Title 15 (Public Utilities and Cable Television) of the District of Columbia Municipal Regulations (DCMR): 1 (Public Service Commission Rules of Practice and Procedure); 3 (Consumer Rights and Responsibilities); 6 (Pay Telephones); 9 (Net Energy Metering); 13 (Rules Implementing the Public Utilities Reimbursement Fee Act of 1980); 16 (Use of Public Utility Facilities); 21 (Provisions for Construction of Electric Generating Facilities and Transmission Lines); 25 (Certification of Local Exchange Service Providers); 26 (Rules Implementing Section 252 of Federal Telecommunications Act of 1996); 27 (Regulation of Telecommunications Service Providers); 28 (Universal Service); 29 (Renewable Energy Portfolio

Standard); 35 (Applications for Authority to Issue or Amend Tariffs or Issue Stock or Evidences of Indebtedness); 36 (Electricity Quality of Service Standards); 37 (Natural Gas Quality of Service Standards); 39 (Affiliate Transactions Code of Conduct); 40 (District of Columbia Small Generator Interconnection Rules); 42 (Fuel Mix and Emissions Disclosure Reports); 43 (Rules for Purchase of Liquid-Immersed Distribution Transformers by the Electric Utility); and 44 (Submetering and Energy Allocation). In addition, the Commission is adopting the standard waiver language to the respective chapters that currently do not have a waiver provision: 2 (Utility Rate Changes); 5 (Fuel Adjustment Clause Audit and Review Program); 8 (Interconnection with Telephone Company Facilities); 14 (Agency Fund Requirements); 15 (Rules Implementing the Public Utilities Amendment Act of 1989); 18 (Non-Residential Customer's Rights); 20 (Office of the People's Counsel Agency Fund); 22 (Procurement Regulations); 23 (Natural Gas); 24 (Uniform System of Accounts for Telephone Corporations); 46 (Licensure of Electricity Suppliers); and 47 (Licensure of Natural Gas Suppliers).

2. On May 29, 2020, the Commission published a Notice of Proposed Rulemaking (NOPR) in the *D.C. Register* seeking to amend the original "waiver of rules" language of Chapter 1 (Public Service Commission Rules of Practice and Procedure), Section 146, and add the proposed "waiver of rules" provision to the following Chapters: 2 (Utility Rate Changes), Section 298; 5 (Fuel Adjustment Clause Audit and Review Program), Section 524; 14 (Agency Fund Requirements), Section 1498; 15 (Rules Implementing the Public Utilities Amendment Act of 1989), Section 1598; 18 (Non-Residential Customer's Rights), Section 1803; 20 (Office of the People's Counsel Agency Fund), Section 2098; 22 (Procurement Regulations), Section 2298; 23 (Natural Gas), Section 2398; 46 (Licensure of Electricity Suppliers), Section 4698; and 47 (Licensure of Natural Gas Suppliers), Section 4798.¹

3. On June 26, 2020, the Office of the People's Counsel for the District of Columbia (OPC) filed comments stating that while it does not object to the Commission's proposal to establish uniform waiver provisions throughout its rules, it prefers that the Commission retain the current "notice" language in Section 146.1 of Chapter 1 and include the same notice language in all other chapters.² On June 29, 2020, the Apartment and Office Building Association of Metropolitan Washington (AOBA), also filed comments recommending that all rules governing the waiver of a Commission regulatory provision retain or adopt the "notice" and "advisory" provision found in Chapter 1 and include the same notice language in all other chapters.³

4. On July 31, 2020, after considering the comments, the Commission issued a Second NOPR adopting the recommendations of OPC and AOBA conditioning the waiver of any

¹ 67 DCR 5594-5596 (May 29, 2020).

² *RM1-2020-01, RM2-2020-01; RM5-2020-01; RM14-2020-01; RM15-2020-01; RM18-2020-01; RM20-2020-01; RM22-2020-01; RM23-2020-03; RM46-2020-02; RM47-2020-02, In the Matter of Title 15 of the DCMR, Public Utilities and Cable Television ("RM1-2020-01")*, Comments of the Office of the People's Counsel for the District of Columbia in Response to Notice of Proposed Rulemaking, filed June 26, 2020 ("OPC's Comments").

³ *RM1-2020-01*, Comments of the Apartment and Office Building Association of Metropolitan Washington in Response to Notice of Proposed Rulemaking, filed June 29, 2020.

Commission Rules after notifying parties of its intent to do so, or upon request for good cause.⁴ In the Second NOPR, the Commission proposed adopting standard language for those chapters with existing waiver provisions as well as adding standard waiver provisions to those chapters that currently did not contain a waiver provision. The standard waiver provision language was added to Chapters 2, 5, 8, 14, 15, 18, 20, 22, 23, 24, 46, and 47 where there was no waiver provision. Also, the existing waiver provisions in Chapters 1, 3, 6, 9, 13, 16, 21, 25, 26, 27, 28, 29, 35, 36, 37, 39, 40, 42, 43, and 44, were amended to reflect the proposed standard waiver language.

5. There were no comments filed in response to the Second NOPR. The Commission approved the proposed amendments at the Commission’s September 9, 2020, Open Meeting, with the amendments becoming effective upon publication of this Notice of Final Rulemaking in the *D.C. Register*.

Chapter 1, PUBLIC SERVICE COMMISSION RULES OF PRACTICE AND PROCEDURE, of Title 15 DCMR, PUBLIC UTILITIES AND CABLE TELEVISION, § 146, is amended to read as follows:

146 WAIVER

146.1 The Commission may upon request, or on its own initiative after notice to the parties of its intention do so, waive any provision of this chapter for good cause.

Chapter 2, UTILITY RATE CHANGES, of Title 15 DCMR, PUBLIC UTILITIES AND CABLE TELEVISION, is amended by adding a new § 298 to read as follows:

298 WAIVER

298.1 The Commission may upon request, or on its own initiative after notice to the parties of its intention do so, waive any provision of this chapter for good cause.

Chapter 3, CONSUMER RIGHTS AND RESPONSIBILITIES, of Title 15 DCMR, PUBLIC UTILITIES AND CABLE TELEVISION, § 398, is amended to read as follows:

398 WAIVER

398.1 The Commission may upon request, or on its own initiative after notice to the parties of its intention do so, waive any provision of this chapter for good cause.

⁴ 67 DCR 9214 (July 31, 2020).

Chapter 5, FUEL ADJUSTMENT CLAUSE AUDIT AND REVIEW PROGRAM, of Title 15 DCMR, PUBLIC UTILITIES AND CABLE TELEVISION, is amended by adding a new § 524 to read as follows:

524 WAIVER

524.1 The Commission may upon request, or on its own initiative after notice to the parties of its intention do so, waive any provision of this chapter for good cause.

Chapter 6, PAY TELEPHONES, of Title 15 DCMR, PUBLIC UTILITIES, AND CABLE TELEVISION, § 616, is amended to read as follows:

616 WAIVER

616.1 The Commission may upon request, or on its own initiative after notice to the parties of its intention do so, waive any provision of this chapter for good cause.

Chapter 8, INTERCONNECTION WITH TELEPHONE COMPANY FACILITIES, of Title 15 DCMR, PUBLIC UTILITIES AND CABLE TELEVISION, is amended by adding a new § 898 to read as follows:

898 WAIVER

898.1 The Commission may upon request, or on its own initiative after notice to the parties of its intention do so, waive any provision of this chapter for good cause.

Chapter 9, NET ENERGY METERING, of Title 15 DCMR, PUBLIC UTILITIES AND CABLE TELEVISION, § 910, is amended to read as follows:

910 WAIVER

910.1 The Commission may upon request, or on its own initiative after notice to the parties of its intention do so, waive any provision of this chapter for good cause.

Chapter 13, RULES IMPLEMENTING THE PUBLIC UTILITIES REIMBURSEMENT FEE ACT OF 1980, of Title 15 DCMR, PUBLIC UTILITIES AND CABLE TELEVISION, § 1307, is amended to read as follows:

1307 WAIVER

1307.1 The Commission may upon request, or on its own initiative after notice to the parties of its intention do so, waive any provision of this chapter for good cause.

Chapter 14, AGENCY FUND REQUIREMENTS, of Title 15 DCMR, PUBLIC UTILITIES AND CABLE TELEVISION, is amended by adding a new § 1498 to read as follows:

1498 WAIVER

1498.1 The Commission may upon request, or on its own initiative after notice to the parties of its intention do so, waive any provision of this chapter for good cause.

Chapter 15, RULES IMPLEMENTING THE PUBLIC UTILITIES AMENDMENT ACT OF 1989, of Title 15 DCMR, PUBLIC UTILITIES AND CABLE TELEVISION, is amended by adding a new § 1598 to read as follows:

1598 WAIVER

1598.1 The Commission may upon request, or on its own initiative after notice to the parties of its intention do so, waive any provision of this chapter for good cause.

Chapter 16, USE OF PUBLIC UTILITY FACILITIES, of Title 15 DCMR, PUBLIC UTILITIES AND CABLE TELEVISION, § 1605, is amended to read as follows:

1605 WAIVER

1605.1 The Commission may upon request, or on its own initiative after notice to the parties of its intention do so, waive any provision of this chapter for good cause.

Chapter 18, NON-RESIDENTIAL CUSTOMER’S RIGHTS, of Title 15 DCMR, PUBLIC UTILITIES AND CABLE TELEVISION, is amended by adding a new § 1803 to read as follows:

1803 WAIVER

1803.1 The Commission may upon request, or on its own initiative after notice to the parties of its intention do so, waive any provision of this chapter for good cause.

Chapter 20, OFFICE OF THE PEOPLE’S COUNSEL AGENCY FUND, of Title 15 DCMR, PUBLIC UTILITIES AND CABLE TELEVISION, is amended by adding a new § 2098 to read as follows:

2098 WAIVER

2098.1 The Commission may upon request, or on its own initiative after notice to the parties of its intention do so, waive any provision of this chapter for good cause.

Chapter 21, PROVISIONS FOR CONSTRUCTION OF ELECTRIC GENERATING FACILITIES AND TRANSMISSION LINES, of Title 15 DCMR, PUBLIC UTILITIES AND CABLE TELEVISION, is amended as follows:

Section 2112, WAIVER, is amended as follows:

Subsection 2112.2 is amended to read as follows:

2112.2 The Commission may upon request, or on its own initiative after notice to the parties of its intention do so, waive any provision of this chapter for good cause.

Chapter 22, PROCUREMENT REGULATIONS, of Title 15 DCMR, PUBLIC UTILITIES AND CABLE TELEVISION, is amended by adding a new § 2298 to read as follows:

2298 WAIVER

2298.1 The Commission may upon request, or on its own initiative after notice to the parties of its intention do so, waive any provision of this chapter for good cause.

Chapter 23, NATURAL GAS, of Title 15 DCMR, PUBLIC UTILITIES AND CABLE TELEVISION, is amended by adding a new § 2398 to read as follows:

2398 WAIVER

2398.1 The Commission may upon request, or on its own initiative after notice to the parties of its intention do so, waive any provision of this chapter for good cause.

Chapter 24, UNIFORM SYSTEM OF ACCOUNTS FOR TELEPHONE CORPORATIONS, of Title 15 DCMR, PUBLIC UTILITIES AND CABLE TELEVISION, is amended by adding a new § 2498 to read as follows:

2498 WAIVER

2498.1 The Commission may upon request, or on its own initiative after notice to the parties of its intention do so, waive any provision of this chapter for good cause.

Chapter 25, CERTIFICATION OF LOCAL EXCHANGE SERVICE PROVIDERS, of Title 15 DCMR, PUBLIC UTILITIES AND CABLE TELEVISION, § 2513, is amended to read as follows:

2513 WAIVER

2513.1 The Commission may upon request, or on its own initiative after notice to the parties of its intention do so, waive any provision of this chapter for good cause.

Chapter 26, RULES IMPLEMENTING SECTION 252 OF FEDERAL TELECOMMUNICATIONS ACT OF 1996, of Title 15 DCMR, PUBLIC UTILITIES AND CABLE TELEVISION, § 2626, is amended to read as follows:

2626 WAIVER

2626.1 The Commission may upon request, or on its own initiative after notice to the parties of its intention do so, waive any provision of this chapter for good cause.

Chapter 27, REGULATION OF TELECOMMUNICATIONS SERVICE PROVIDERS, of Title 15 DCMR, PUBLIC UTILITIES AND CABLE TELEVISION, § 2798, is amended to read as follows:

2798 WAIVER

2798.1 The Commission may upon request, or on its own initiative after notice to the parties of its intention do so, waive any provision of this chapter for good cause.

Chapter 28, UNIVERSAL SERVICE, of Title 15 DCMR, PUBLIC UTILITIES AND CABLE TELEVISION, § 2821, is amended to read as follows:

2821 WAIVER

2821.1 The Commission may upon request, or on its own initiative after notice to the parties of its intention do so, waive any provision of this chapter for good cause.

Chapter 29, RENEWABLE ENERGY PORTFOLIO STANDARD, of Title 15 DCMR, PUBLIC UTILITIES AND CABLE TELEVISION, § 2905, is amended to read as follows:

2905 WAIVER

2905.1 The Commission may upon request, or on its own initiative after notice to the parties of its intention do so, waive any provision of this chapter for good cause.

Chapter 35, APPLICATIONS FOR AUTHORITY TO ISSUE OR AMEND TARIFFS OR ISSUE STOCK OR EVIDENCES OF INDEBTEDNESS, of Title 15 DCMR, PUBLIC UTILITIES AND CABLE TELEVISION, § 3504, is amended to read as follows:

3504 WAIVER

3504.1 The Commission may upon request, or on its own initiative after notice to the parties of its intention do so, waive any provision of this chapter for good cause.

Chapter 36, ELECTRICITY QUALITY OF SERVICE STANDARDS, of Title 15 DCMR, PUBLIC UTILITIES AND CABLE TELEVISION, § 3605, is amended to read as follows:

3605 WAIVER

3605.1 The Commission may upon request, or on its own initiative after notice to the parties of its intention do so, waive any provision of this chapter for good cause.

Chapter 37, NATURAL GAS QUALITY OF SERVICE STANDARDS, of Title 15 DCMR, PUBLIC UTILITIES AND CABLE TELEVISION, § 3709, is amended to read as follows:

3709 WAIVER

3709.1 The Commission may upon request, or on its own initiative after notice to the parties of its intention do so, waive any provision of this chapter for good cause.

Chapter 39, AFFILIATE TRANSACTIONS CODE OF CONDUCT, of Title 15 DCMR, PUBLIC UTILITIES AND CABLE TELEVISION, § 3910, is amended to read as follows:

3910 WAIVER

3910.1 The Commission may upon request, or on its own initiative after notice to the parties of its intention do so, waive any provision of this chapter for good cause.

Chapter 40, DISTRICT OF COLUMBIA SMALL GENERATOR INTERCONNECTION RULES, of Title 15 DCMR, PUBLIC UTILITIES AND CABLE TELEVISION, § 4010, is amended to read as follows:

4010 WAIVER

4010.1 The Commission may upon request, or on its own initiative after notice to the parties of its intention do so, waive any provision of this chapter for good cause.

Chapter 42, FUEL MIX AND EMISSIONS DISCLOSURE REPORTS, of Title 15 DCMR, PUBLIC UTILITIES AND CABLE TELEVISION, § 4202, is amended to read as follows:

4202 WAIVER

4202.1 The Commission may upon request, or on its own initiative after notice to the parties of its intention do so, waive any provision of this chapter for good cause.

Chapter 43, RULES FOR PURCHASE OF LIQUID-IMMERSED DISTRIBUTION TRANSFORMERS BY THE ELECTRIC UTILITY, of Title 15 DCMR, PUBLIC UTILITIES AND CABLE TELEVISION, § 4303, is amended to read as follows:

4303 WAIVER

4303.1 The Commission may upon request, or on its own initiative after notice to the parties of its intention do so, waive any provision of this chapter for good cause.

Chapter 44, SUBMETERING AND ENERGY ALLOCATION, of Title 15 DCMR, PUBLIC UTILITIES AND CABLE TELEVISION, § 4498, is amended to read as follows:

4498 WAIVER

4498.1 The Commission may upon request, or on its own initiative after notice to the parties of its intention do so, waive any provision of this chapter for good cause.

Chapter 46, LICENSURE OF ELECTRICITY SUPPLIERS, of Title 15 DCMR, PUBLIC UTILITIES AND CABLE TELEVISION, § 4698, is amended to read as follows:

4698 WAIVER

4698.1 The Commission may upon request, or on its own initiative after notice to the parties of its intention do so, waive any provision of this chapter for good cause.

Chapter 47, LICENSURE OF NATURAL GAS SUPPLIERS, of Title 15 DCMR, PUBLIC UTILITIES AND CABLE TELEVISION, § 4798, is amended to read as follows:

4798 WAIVER

4798.1 The Commission may upon request, or on its own initiative after notice to the parties of its intention do so, waive any provision of this chapter for good cause.

DISTRICT OF COLUMBIA WATER AND SEWER AUTHORITY

NOTICE OF FINAL RULEMAKING

The Board of Directors (Board) of the District of Columbia Water and Sewer Authority (DC Water), pursuant to the authority set forth in Sections 203(3) and (11) and 216 of the Water and Sewer Authority Establishment and Department of Public Works Reorganization Act of 1996, effective April 18, 1996 (D.C. Law 11-111, §§ 203(3), (11), and 216; D.C. Official Code §§ 34-2202.03(3) and (11) and § 34-2202.16 (2019 Repl.)); and Section 6(a) of the District of Columbia Administrative Procedure Act, approved October 21, 1968 (82 Stat. 1206; D.C. Official Code § 2-505(a) (2016 Repl.)), hereby gives notice of the adoption of amendments to Section 112 (Fees) of Chapter 1 (Water Supply), and Sections 4100 (Rates for Water Service), 4101 (Rates and Charges for Sewer Services), and 4102 (Customer Assistance Programs) of Chapter 41 (Retail Water and Sewer Rates and Charges) of Title 21 (Water and Sanitation) of the District of Columbia Municipal Regulations (DCMR).

At its regularly scheduled meeting on September 3, 2020, the Board adopted Resolution #20-69 to amend the rates, charges and fees for Fiscal Year 2021 and 2022 for the Payment-in-Lieu-of-Taxes (PILOT) Fee, Customer Metering Fee, Retail Rates for Metered Water Services, Retail Rates for Sewer Services, Clean Rivers Impervious Area Charge (CRIAC), and rules for the Customer Assistance Programs, effective October 1, 2020 and October 1, 2021 as noted therein.

Pursuant to Board Resolution #20-19, dated March 5, 2020, DC Water published a Notice of Proposed Rulemaking in the *District of Columbia Register* (*D.C. Register* or DCR) at 67 DCR 3282 on March 20, 2020 to receive public comments on the proposed rulemaking by June 15, 2020. Further, a Notice of Public Hearing was also published in the same edition of the *D.C. Register* on March 20, 2020 at 67 DCR 3248 to receive oral and written testimony on the proposed rulemaking at a public hearing on June 10, 2020.

Pursuant to Board Resolution #20-41, dated May 7, 2020, DC Water published a Notice of Extension of Public Comment Period in the *D.C. Register* at 67 DCR 5398 on May 22, 2020 to extend the public comment period from June 15, 2020 to August 10, 2020 due to the declaration of the Coronavirus (COVID-19) Public Health Emergency issued through Mayor's Order 2020-45, dated March 11, 2020 and subsequent related Mayors Orders, particularly Stay at Home order issued in Mayor's Order 2020-54, dated March 30, 2020. Further, a Notice of Public Hearing was also published in the same edition of the *D.C. Register* at 67 DCR 5324 on May 22, 2020 to change the date of the Public Hearing from June 10, 2020 to August 5, 2020, to receive oral and written testimony on the proposed rulemaking published in the March 20, 2020 edition of the *D.C. Register*. DC Water also received public comments during eight virtual Town Hall meetings, one for each ward, between June 23, 2020 through July 15, 2020.

On August 25, 2020, the DC Retail Water and Sewer Rates Committee met to consider the comments offered during the public comment period, Public Hearing and virtual Town Hall meetings, and recommendations from the DC Water General Manager.

On September 3, 2020, the Board, through Resolution #20-69, after consideration of all the comments received, the report from the DC Retail Water and Sewer Rates Committee, recommendations from DC Water’s General Manager, voted to amend the rates, charges and fees for Fiscal Year 2021 and 2022 for the PILOT Fee, Customer Metering Fee, Retail Rates for Metered Water Services, Retail Rates for Sewer Services, CRIAC, and rules for the Customer Assistance Programs. No changes were made to the proposed regulations.

These rules were adopted as final on September 3, 2020 by resolution, and will become effective on October 1, 2020, after publication of this notice in the *D.C. Register*.

Chapter 1, WATER SUPPLY, of Title 21 DCMR, WATER AND SANITATION, is amended as follows:

Section 112, FEES, Subsections 112.8 and 112.9, are amended to read as follows:

112.8 The District of Columbia Right-of-Way Occupancy Fee Pass Through Charge and the Payment-in-Lieu of Taxes (PILOT) Fee shall be as follows:

- (a) District of Columbia Right-of-Way Fee, assessed to recover the cost of fees charged by the District of Columbia to D.C. Water and Sewer Authority for use of District of Columbia public space and rights of way, for each one hundred cubic feet (1 Ccf) of water use shall be:

Customer	Effective October 1, 2020		Effective October 1, 2021	
	Per Ccf of water use	Per 1,000 Gals. of water use	Per Ccf of water use	Per 1,000 Gals. of water use
Residential	\$0.19	\$0.25	\$0.19	\$0.25
Multi-Family	\$0.19	\$0.25	\$0.19	\$0.25
Non-Residential	\$0.19	\$0.25	\$0.19	\$0.25

- (b) Payment-in-Lieu of Taxes (PILOT) Fee to the Office of the Chief Financial Officer (OCFO) of the District of Columbia, assessed to cover the amount which D.C. Water and Sewer Authority pays each fiscal year to the District of Columbia, consistent with D.C. Water and Sewer Authority's enabling statute for public goods and services received from the District of Columbia, for each one hundred cubic feet (1 Ccf) of water use shall be:

Customer	Effective October 1, 2020		Effective October 1, 2021	
	Per Ccf of water use	Per 1,000 Gals. of water use	Per Ccf of water use	Per 1,000 Gals. of water use
Residential	\$0.54	\$0.72	\$0.56	\$0.75
Multi-Family	\$0.54	\$0.72	\$0.56	\$0.75
Non-Residential	\$0.54	\$0.72	\$0.56	\$0.75

112.9

Customer Metering Fee – Monthly fees for installing, operating, and maintaining meters shall be as follows:

	Effective October 1, 2020	Effective October 1, 2021
Meter Size (inches)	Monthly Fee per Meter	Monthly Fee per Meter
5/8"	\$4.96	\$7.75
3/4"	\$5.22	\$8.16
1"	\$5.86	\$9.16
1"x1.25"	\$6.21	\$9.70
1.5"	\$8.85	\$13.82
2"	\$9.69	\$15.14
2"x1/2"	\$10.28	\$16.07
2"x5/8"	\$10.28	\$16.07
3"	\$98.92	\$154.56
3"x5/8"	\$100.16	\$156.49
3"x3/4"	\$100.16	\$156.49
4"	\$176.52	\$275.81
4"x3/4"	\$177.52	\$277.38
4"x1"	\$177.52	\$277.38
4x2	\$177.52	\$277.38
4"x2"x5/8"	\$232.64	\$363.49
6"	\$344.56	\$538.37
6"x1/2"	\$415.17	\$648.70
6"x1"	\$350.42	\$547.52
6"x1-1/2"	\$350.42	\$547.52
6"x3"	\$415.17	\$648.70
6"x3"x3/4",	\$415.17	\$648.70
8"	\$415.42	\$649.10
8"x2"	\$415.42	\$649.10
8"x4"x1"	\$460.36	\$719.31
10"	\$408.51	\$638.30
10"x2"	\$518.65	\$810.38
10"x6"	\$518.65	\$810.38
10"x6"x1"	\$518.65	\$810.38
12"	\$423.61	\$661.89
12"x6"	\$423.61	\$661.89
16"	\$449.04	\$701.62

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

Section 4100, RATES FOR WATER SERVICE, Subsection 4100.3, is amended to read as follows:

4100.3 The retail rates for metered water service for each one hundred cubic feet (1 Ccf) of water use shall be:

Customer	Effective October 1, 2020		Effective October 1, 2021	
	Per Ccf of water use	Per 1,000 Gals. of water use	Per Ccf of water use	Per 1,000 Gals. of water use
Residential - 0 to 4 Ccf	\$3.49	\$4.67	\$3.63	\$4.85
Residential - Greater than 4 Ccf	\$4.50	\$6.02	\$4.74	\$6.34
Multi-Family	\$3.96	\$5.29	\$4.15	\$5.55
Non-Residential	\$4.65	\$6.22	\$4.91	\$6.56

Section 4101, RATES AND CHARGES FOR SEWER SERVICE, is amended as follows:

Paragraph 4101.1(a) is amended to read as follows:

4101.1 (a) The retail rates for sanitary sewer service for each one hundred cubic feet (1 Ccf) of water use shall be:

Customer	Effective October 1, 2020		Effective October 1, 2021	
	Per Ccf of water use	Per 1,000 Gals. of water use	Per Ccf of water use	Per 1,000 Gals. of water use
Residential	\$9.77	\$13.06	\$10.64	\$14.22
Multi-Family	\$9.77	\$13.06	\$10.64	\$14.22
Non-Residential	\$9.77	\$13.06	\$10.64	\$14.22

Subsection 4101.3 is amended to read as follows:

4101.3 The annual Clean Rivers Impervious Area Charge (CRIAC) per Equivalent Residential Unit (ERU) shall be:

Customer	Effective October 1, 2020		Effective October 1, 2021	
	Annual CRIAC per ERU	Monthly CRIAC per ERU	Annual CRIAC per ERU	Monthly CRIAC per ERU
Residential	\$234.24	\$19.52	\$220.80	\$18.40
Multi-Family	\$234.24	\$19.52	\$220.80	\$18.40
Non-Residential	\$234.24	\$19.52	\$220.80	\$18.40

Section 4102, CUSTOMER ASSISTANCE PROGRAMS, is amended as follows:

Paragraph 4102.2(b) is amended to read as follows:

4102.2 CUSTOMER ASSISTANCE PROGRAM (CAP)

...

(b) An approved CAP customer shall receive the following benefits:

- (1) Exemption from water service charges, sewer service charges, Payment-in-Lieu of Taxes (PILOT) fees and Right-of-Way (ROW) fees for the first Four Hundred Cubic Feet (4 Ccf) per month of water used. If the customer uses less than Four Hundred Cubic Feet (4 Ccf) of water in any month, the exemption will apply based on the amount of that month's billed water usage;
- (2) Credit of one hundred percent (100%) off of the monthly billed Water System Replacement Fee; and
- (3) Credit of seventy-five percent (75%) off of the monthly billed CRIAC.

Paragraph 4102.2(c) is amended and Paragraph 4102.2(e) is deleted, as follows:

4102.2 CUSTOMER ASSISTANCE PROGRAM II (CAP2)

...

(c) Upon DC Water’s receipt of notice from DOEE that the CAP2 customer meets the financial eligibility requirements, DC Water shall provide the CAP2 benefits for not more than the entire fiscal year, beginning October 1st and terminating on September 30th, subject to the availability of budgeted funds.

- (1) Approved CAP2 customers that submitted a complete application to DOEE before November 1st, shall receive CAP2 benefits retroactive to October 1st and terminating on September 30th of that fiscal year.

- (2) Approved CAP2 customers that submitted a complete application on or after November 1st, shall receive CAP2 benefits as of the date of submittal and terminating on September 30th of that fiscal year.
- (3) Customers shall reapply each year for CAP2 benefits to receive CAP2 benefits.

OFFICE OF DOCUMENTS AND ADMINISTRATIVE ISSUANCES

ERRATA NOTICE

The Administrator of the Office of Documents and Administrative Issuances (ODAI), pursuant to the authority set forth in Section 309 of the District of Columbia Administrative Procedure Act, approved October 21, 1968, as amended (82 Stat. 1203; D.C. Official Code § 2-559 (2016 Repl.)), hereby gives notice of a correction to the Technical Amendment Notice of Proposed Rulemaking issued by the Alcoholic Beverage Control Board and published in the *D.C. Register* on August 21, 2020, at 67 DCR 9975. The rulemaking update and amend various chapters within Title 23 of the District of Columbia Municipal Regulations (DCMR), including Chapter 12 (Records and Reports).

The proposed rulemaking would amend Chapter 12 (Records and Reports) by removing all references to “annual reports” in § 1207 (Quarterly Statements and Annual Reports of Restaurants and Hotels), including in the section’s title. There is an error in the proposed rulemaking, however. The proposed rulemaking provides:

Section 1207, QUARTERLY STATEMENTS AND ANNUAL REPORTS OF RESTAURANTS AND HOTELS, is amended by (1) amending the section title to read as QUARTERLY STATEMENT REPORTS OF RESTAURANTS AND HOTELS, (2) amending § 1207.1, (3) repealing §§ 1207.5 through 1207.8, and (4) amending § 1207.9 to read as follows:

In amending the section’s title to remove the phrase, “Annual Reports”, the word “Reports” was omitted from the removal. The new title should read: **QUARTERLY STATEMENT OF RESTAURANTS AND HOTELS.**

This Errata Notice’s correction to the Notice of Proposed Rulemaking is non-substantive in nature and does not alter the intent, application, or purpose of the proposed rules.

Any questions or comments regarding this notice shall be addressed by mail to Victor L. Reid, Esq., Administrator, Office of Documents and Administrative Issuances, 441 4th Street, N.W., Suite 520 South, Washington, D.C. 20001, email at victor.reid@dc.gov, or via telephone at (202) 727-5090.

DEPARTMENT OF ENERGY AND ENVIRONMENT

NOTICE OF PROPOSED RULEMAKING**Green Infrastructure Incentive and Fee Adjustment Amendments**

The Director of the Department of Energy and Environment, under 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. & 2019 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. & 2019 Supp.)); and Mayor's Order 2006-61, dated June 14, 2006, hereby gives notice of the intent to adopt the following amendments to Chapter 5 (Water Quality and Pollution) of 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 proposed rulemaking comes after a previous proposed rulemaking that was published in the February 15, 2019, issue of the *D.C. Register* (66 DCR 002142) and a final rulemaking that was published in the January 31, 2020, issue of the *D.C. Register* (67 DCR 000818). In the public comments submitted in response to the proposed rulemaking, stakeholders requested many amendments beyond what DOEE had proposed. After review of those public comments, DOEE determined that additional amendments were warranted. These amendments would be relatively minor changes within the existing regulatory framework rather than establishing any major new requirements. However, DOEE determined that it should provide a period for public comment. Rather than re-proposing the previous rulemaking to include these additional amendments, DOEE determined that the appropriate approach would be to finalize the amendments proposed on February 15, 2019, and then propose the additional amendments separately (DOEE described its decision to follow this approach in the preamble to the final rulemaking on January 31, 2020). The purpose of this proposed rulemaking is to address the additional amendments requested by stakeholders. The proposal also includes additional minor amendments to DOEE's administrative processes and fee rates, including to allow for automatic inflation adjustment of fees based on the Urban Consumer Price Index. The proposal includes several new fee rates, including establishment of lower fees in place of existing fees for certain projects. The proposal also includes establishment of new fee rates for Green Area Ratio review and for the use of DOEE's online fee payment platform.

Of the amendments DOEE is proposing, there are two in particular that DOEE expects will have a substantially positive impact on water quality in the District by incentivizing the voluntary installation of new green infrastructure (GI) in the area served by the Municipal Separate Storm Sewer System (MS4). DOEE has already briefed several stakeholder groups on these changes, including developers, environmental organizations, and Stormwater Retention Credit (SRC) aggregators. At a high level, the two key changes DOEE proposes are as follows:

- In the Combined Sewer System (CSS) area draining to storage tunnels that reduce combined sewer overflows (CSOs), DOEE proposes to exempt projects from the twenty-four (24)-hour, two (2)-year storm peak discharge requirement if those projects comply at

least fifty percent (50%) off-site with SRCs from GI installed in the area served by the MS4. This amendment would provide additional compliance flexibility for regulated development, while also enabling better water quality outcomes than would otherwise occur. In stakeholder briefings, DOEE has received positive support for this proposal from some stakeholders, while others have requested more information about the anticipated water quality outcome (which DOEE is summarizing in the following section).

- DOEE proposes to prioritize the purchase and use of SRCs that provide a higher level of water quality benefit to District waterbodies, meaning that if these SRCs are available, they must be used before other types of SRC may be used. DOEE refers to these High-Impact SRCs, as well as some SRCs certified by other projects, as Tier 1 SRCs (further defined in a following section). Other SRCs would be referred to as Tier 2 SRCs. It is worth noting that this prioritization of Tier 1 SRCs is only relevant for regulated development projects that opt to comply with some amount of their stormwater retention requirement off-site. Regulated projects will still have the option of complying fully on-site.

For regulated projects that choose to comply off-site (*i.e.*, have an Off-Site Retention Volume, or Offv) and are purchasing SRCs, this prioritization of Tier 1 SRCs would only take effect if the supply of Tier 1 SRCs is sufficient to meet the projects' demand. If there are not sufficient Tier 1 SRCs, the project owner can purchase Tier 2 SRCs or generate their own Tier 2 SRCs. Furthermore, the prioritization would only take effect for existing¹ regulated projects with an Offv when there are sufficient Tier 1 SRCs available at a low cost. Additionally, any project owner can use Tier 2 SRCs they already own when this rulemaking is finalized.

In addition, project owners can generate their own supply of Tier 1 SRCs from other sites, or may qualify for three exceptions allowing them to generate their own Tier 2 SRCs to be used regardless of whether sufficient Tier 1 SRCs are available:

- For existing¹ regulated projects generating Tier 2 SRCs, the property owner will be able to continue using those Tier 2 SRCs for their own existing or future projects with an Offv.
- For existing¹ regulated projects with Offv, the project owner will be able to generate and use Tier 2 SRCs from their own existing or future projects with SRC eligibility.
- The owner of a future² regulated project with an Offv that is also generating Tier 2 SRCs from the same project area can use those SRCs to meet that Offv.

In stakeholder briefings and subsequent communication with stakeholders, DOEE has received positive support for this proposal.

It's also worth noting that DOEE initiated a program in January 2020, to support a low-cost supply of High-Impact SRCs. Through this program, DOEE offers additional

¹ An existing regulated project is any project with a Stormwater Management Plan (SWMP) approved prior to three (3) months after the effective date of this rulemaking.

² A future regulated project is any project that obtains SWMP approval 3 months or more after the effective date of this rulemaking.

payments to SRC generators who lower the prices at which they offer High-Impact SRCs to regulated development projects. The creation of this program enabled the lowest sale price to-date in the SRC market, a 13% decrease compared to the previous 12-month average sale price of SRCs.

Guiding principles for DOEE in its adaptive management of the SRC program are to increase the flexibility and ease of complying off-site, to improve water quality outcomes, to avoid changing the rules of the SRC program for SRC generators who have already invested in GI, and to avoid changing the rules of the SRC program for developers who have already agreed to comply off-site. The SRC market has evolved as a tool for compliance flexibility since DOEE first enacted off-site compliance regulations in 2013. When first establishing the program, DOEE considered the need to establish an initial supply of SRCs in a first-of-its-kind market while simultaneously balancing compliance flexibility and incentives to restore water quality. Now that DOEE has established a functional SRC market with an ample supply of SRCs for developers to purchase, DOEE believes it is appropriate to re-evaluate and refine the SRC market rules. This will help the District to achieve its water quality goals and comply with the Clean Water Act in a way that is cost-effective to its ratepayers and taxpayers.

Other amendments proposed by DOEE in this rulemaking include:

- An inflation adjustment to plan review and In-Lieu Fee rates;
- An adjustment to plan review fees to account for a new online fee payment platform;
- An adjustment to plan review fees for Green Area Ratio review;
- Reductions in plan review fees for projects that require less DOEE review;
- Reductions in plan review fees for post-approval plan revisions;
- A clarification about management of submittal database accounts; and
- A change to Soil Erosion and Sediment Control requirements and exemptions.

DOEE provides additional detail on its proposed amendments below, as organized in the following sections:

- Additional Compliance Flexibility with the on-site retention requirement for projects that drain to the combined sewer system
- Prioritizing use of SRCs generated by voluntary GI projects
- Fees
- Other Proposed Amendments

Additional Compliance Flexibility with the on-site retention requirement for projects that drain to the combined sewer system

DOEE received numerous comments supporting the additional compliance flexibility that DOEE has implemented effective with the January 31, 2020, final rulemaking. Development projects in the CSS areas that drain to storage tunnels may now comply with the Stormwater Retention Volume (SWRv) one hundred percent (100%) off-site through the use of SRCs generated in the area served by the MS4. However, commenters stated that developers are not likely to use the additional compliance flexibility if DOEE continues to require developers to satisfy the peak

discharge requirements for Major Land-Disturbing Activities. Instead, developers would more likely continue to achieve the retention requirements on-site because this also contributes to achieving the peak discharge requirement. The below summary explains how DOEE's approach to introduce an exemption would address this stakeholder feedback while increasing the water quality benefit achieved by the regulations.

There are two different peak discharge requirements in the existing regulations:

1. During a twenty-four (24)-hour, two (2)-year storm, the site's post-development peak discharge may not exceed the pre-development peak discharge (*i.e.*, natural land cover).
2. During a 24-hour, fifteen (15)-year storm, the site's post-development peak discharge may not exceed the pre-project peak discharge, which is determined based on the pre-project conditions of the site.

DOEE is not proposing to change the peak discharge requirement for the 15-year storm, which reduces flooding during high-intensity storm events. In essence, this requires any site with a net increase in impervious surface to detain stormwater runoff. By contrast, any site with a net decrease in impervious surface would meet the detention requirement without installing any stormwater best management practices (BMPs).

Instead, DOEE proposes to remove the requirement to achieve the 2-year storm peak discharge requirements for projects in the CSS areas that drain to storage tunnels if they achieve less than fifty percent (50%) of the SWRv on-site and commit to meeting their off-site SWRv compliance in the MS4. This will provide developers with additional compliance flexibility to achieve their SWRv in the MS4, where GI maximizes water quality benefits for District waterbodies. DOEE considerations in evaluating this proposed change included the goals of the peak discharge requirements, the effect of the peak discharge requirements on CSOs, and the water quality benefits achieved by complying off-site in the MS4.

The primary purpose of the 2-year detention requirement is to protect stream channels from the erosive force of high volumes of runoff in a rainfall event. These requirements are most protective of the environment in the MS4 areas that drain to small streams and tributaries. The 2013 Stormwater Rule contained an exemption for areas of the MS4 that do not drain to small streams and tributaries. However, the 2013 Stormwater Rule did not contain an exemption for areas within the CSS because of the potential for the 2-year detention requirement to help reduce the volume of CSOs when they occur.

Under a court-ordered consent decree, the District of Columbia Water and Sewer Authority (DC Water) is currently implementing a Long Term Control Plan (LTCP) to reduce CSOs into District waters by 96% overall, with a 98% reduction in overflow volume into the Anacostia River. Additional information about the LTCP can be found at <https://www.dewater.com/content/long-term-control-plan>. Under the LTCP, DC Water is installing large underground tunnels in the Anacostia River sewershed to capture CSO volume for treatment at the Blue Plains wastewater treatment plant. In the Potomac River and Rock Creek sewersheds, DC Water plans to achieve reductions using a mix of tunnels and GI. After construction of the storage tunnels in the CSS, CSOs are not likely to occur except in the largest storm events each year. The tunnel storage

capacity necessary to achieve this baseline level of performance is based on the amount of impervious surface in the CSS that existed prior to enactment of the District's current stormwater management regulations in 2013. The consent decree requires this storage capacity and baseline level of performance be obtained regardless of whether development projects in the tunnel area of the CSS comply with the District's stormwater management regulations on-site or off-site. The existing baseline level of performance in terms of CSO reduction will not change even if future regulated development projects in the tunnel area of the CSS are not required to comply with the 2-year storm detention requirement. Improved stormwater management and reduction in impervious surface in these areas may contribute to incremental improvements above and beyond the baseline. DOEE's analysis of the 2-year storm detention requirement suggests that the requirement is unlikely to reduce the number of CSOs that occur, but potentially can reduce the volume of overflow in a CSO event.

However, the stormwater regulations will continue to incentivize developers to reduce impervious surface for projects in the CSS area even if DOEE waives the 2-year detention requirement for them. For example, projects with compacted land cover within the disturbed area will have a lower SWR_v than impervious land cover within the same disturbed area. For a project complying off-site, this can reduce the number of SRCs needed to be purchased. Additionally, because the 15-year detention requirement is based on pre-project land cover, a project that reduces impervious surface relative to the pre-project baseline achieves the requirement without needing to construct any on-site BMPs.

DOEE analyzed the tradeoff between requiring detention of the 2-year, 24-hour storm and accelerating the pace of GI implementation in the MS4. DOEE believes this is an appropriate comparison to make given commenters' assertions that, in the CSS area that drains to the storage tunnels, the current detention requirements are a barrier to developers choosing to comply fully off-site. This analysis looked at the tradeoff between:

- Achieving 100% of the retention and detention obligation on-site in the CSS area that drains to storage tunnels.
- Achieving 100% of the retention obligation off-site through the use of new, voluntary GI projects in the MS4.

For most pollutants, such as nitrogen, phosphorus, and total suspended solids, DOEE found that pollutant reduction produced by GI in the MS4 likely would be substantially more than pollutant reduction achieved by the retention and detention requirements in the CSS. In contrast, DOEE found a more substantial reduction in *E. coli* achieved by the retention and detention requirements in the CSS than would be achieved by GI in the MS4.

However, DOEE's analysis found the retention and detention requirements do not result in a major change to the number of days annually that CSOs would occur and to the number of days that water quality was impaired as a result of CSOs (including due to the *E. coli* impact). On the other hand, a high-end rate of off-site compliance through the use of SRCs generated from voluntarily-installed GI in the MS4 could accelerate, by as much as nine percent (9%), the pace of meeting Total Maximum Daily Load or TMDL wasteload allocations in the MS4.

DOEE's analysis strongly suggests a greater water quality benefit results from installing new GI in the MS4 versus installing it in the portion of the CSS that drains to the storage tunnels. The water quality benefit from GI in the MS4 is significantly greater when developers choose to use SRCs generated from voluntarily-installed GI in the MS4 because this retention capacity is used in both small and large storms. By contrast, the SRCs generated from regulated GI represent excess retention achieved, which is used only in the largest storm events each year. Based on the greater water quality benefit achieved by SRCs generated by voluntary retrofits, DOEE proposes to prioritize the usage of SRCs from voluntary GI projects in the MS4, as described below.

Prioritizing use of SRCs generated by voluntary GI projects

DOEE's objective in establishing the SRC program was to provide compliance flexibility to the development community while simultaneously incentivizing the construction of new GI in the MS4 to maximize water quality benefits. In response to the February 15, 2019, proposed rulemaking, DOEE received numerous comments from stakeholders who advocated that DOEE balance supply and demand in the SRC market and increase the water quality benefits achieved by the SRC program. Stakeholders requested that DOEE implement program rules that would support the construction of new, voluntary GI in the MS4 (new, voluntary GI retrofits in the MS4 achieve the maximum water quality improvement for the District). While the requested amendments varied, most stakeholders objected to the existing ability for projects to use SRCs from the CSS, from regulated projects, and from GI built prior to the establishment of the SRC program (July 19, 2013). In particular, stakeholders expressed concern that the large supply of SRCs generated by exceeding on-site GI requirements at regulated sites is limiting the ability to finance new, voluntary GI projects in the MS4 to generate and sell SRCs, thereby limiting the water quality benefit achieved through the SRC program and limiting the long-term, affordable SRC supply. SRC aggregators, whose business models rely on building GI and selling SRCs, have repeatedly provided input to DOEE on this subject outside of the formal public comment process.

In the 2013 Stormwater Rule, DOEE allowed sites to achieve their stormwater retention requirement through the use of an Offv, which could be met by using SRCs. DOEE did not distinguish between SRCs from voluntary retrofits and SRCs from exceeding regulatory requirements. This supported an early SRC supply and reduced uncertainty about off-site compliance options in a first-of-its-kind market that did not yet have any SRCs available for purchase. This also kept the market's rules simple in the early years of implementation, which was particularly important prior to establishing a successful history of SRC transactions (as of June, 2020, DOEE has approved the sale of approximately 940,000 SRCs in 98 transactions) and prior to DOEE's development of tools to facilitate and simplify participation such as the SRC and Offv Registry. There is now a large, affordable supply of SRCs that is far greater than the annual demand. In the summer of 2019, when DOEE was reviewing public comment on the February 15, 2019, rulemaking, DOEE analyzed the annual demand for SRCs and the available supply of SRCs from new, voluntary GI in the MS4. DOEE found that based on the preceding 12 months of demand, there was a sufficient supply of SRCs from new, voluntary GI in the MS4 to fully meet demand. However, over that 12-month period, only 13% of SRCs purchased were from new, voluntary GI in the MS4, which means the SRC program was achieving less water quality improvement for the District than it could have achieved (and in some cases, as described below, achieved less water quality improvement than on-site retention likely would have achieved).

In response to the public comment received and DOEE's evaluation of program trends and results (further described in the following sections), DOEE proposes to prioritize the use of Tier 1 SRCs, which primarily consists of High-Impact SRCs generated by GI projects voluntarily installed in the MS4 since July 19, 2013 (full definitions below). This prioritization means that if these SRCs are available, they must be used prior to the use of other SRCs, which are referred to as Tier 2 SRCs. This prioritization would improve outcomes for District waterbodies, reduce the cost to District ratepayers and taxpayers for the District's compliance with the Clean Water Act, and ensure a long-term supply of affordable SRCs to provide compliance flexibility for regulated development. Specifics on how this prioritization would work are described below after discussing DOEE's rationale for the prioritization.

The following sections explain how DOEE analyzed the overall supply and demand in the market, evaluated the impact of different types of SRCs on water quality outcomes, and reached a decision regarding how to address the public comment and stakeholder feedback. The summary also explains how the amendments would be implemented, including an explanation of how DOEE plans to minimize disruption to sites that have already opted to comply off-site, make it easy for sites to determine which SRCs they may use, and ensure that off-site compliance remains an affordable option.

DOEE has organized this explanation into the following sections:

1. New definitions
2. Key DOEE considerations for amending the SRC program
3. Using High-Impact SRCs maximizes water quality outcomes
4. Using High-Impact SRCs reduces ratepayer and taxpayer cost for Clean Water Act compliance
5. Prioritizing Tier 1 SRCs supports long-term, affordable SRC supply
6. Specifics on how DOEE is prioritizing Tier 1 SRCs

1. New Definitions

To explain DOEE's rationale for its approach to prioritization, DOEE will be using the following terms and definitions to describe different types of SRCs:

- Combined Sewer System Stormwater Retention Credit (CSS SRC) – a Stormwater Retention Credit generated by a Best Management Practice or land cover change installed in the area served by the Combined Sewer System.
- High-Impact Stormwater Retention Credit (High-Impact SRC) – a Stormwater Retention Credit generated by a Best Management Practice or land cover change installed since July 19, 2013, outside the area served by the Combined Sewer System.
- Municipal Separate Storm Sewer System Stormwater Retention Credit (MS4 SRC) – a Stormwater Retention Credit generated by a Best Management Practice or land Cover change installed outside the area served by the Combined Sewer System.
- Regulated Stormwater Retention Credit (Regulated SRC) – a Stormwater Retention Credit generated by a Best Management Practice (BMP) that retains stormwater runoff in excess

of the runoff that the BMP is retaining to meet the stormwater management performance requirements of this chapter.

- Tier One Stormwater Retention Credit (Tier 1 SRC) – a Stormwater Retention Credit that is:
 - A High-Impact Stormwater Retention Credit; or
 - Generated by a Best Management Practice or land cover change installed in accordance with a Stormwater Management Plan that is approved by the Department prior to three (3) months after the effective date of this rulemaking. Such Stormwater Retention Credits will be considered Tier 1 Stormwater Retention Credits when they are certified from the site’s first complete application for certification of Stormwater Retention Credits.
- Tier Two Stormwater Retention Credit (Tier 2 SRC) – a Stormwater Retention Credit that is not a Tier One Stormwater Retention Credit.
- Voluntary Stormwater Retention Credit (Voluntary SRC) – a Stormwater Retention Credit generated by a Best Management Practice or land cover change that was not installed to comply with a stormwater management performance requirement of this chapter.

When DOEE uses a term such as “Voluntary, MS4 SRC,” DOEE is referring to a Voluntary SRC that is also an MS4 SRC.

2. *Key DOEE considerations for amending the SRC program*

As stated above, DOEE’s goal is to encourage the use of High-Impact SRCs (generated by voluntary GI projects in the MS4) when they are available. DOEE considered several alternative means to achieve this goal. Based on several recommendations proposed by stakeholders in public comment, DOEE considered whether to eliminate the ability to generate Regulated SRCs, limit their sale (*e.g.*, a site can only use fifty percent (50%) Regulated SRCs and must use at least 50% Voluntary SRCs), or implement trading ratios (*e.g.*, if a site uses Regulated SRCs, the site’s requirement to use SRCs increases by twenty-five percent (25%)). As DOEE considered these options, DOEE determined its approach must achieve several key objectives:

- Achieving the maximum water quality benefit for the District through the use of High-Impact SRCs, which supports the restoration of the District’s waterbodies by:
 - Advancing the work to make the District’s waterbodies fishable and swimmable; and
 - Supporting the District’s compliance with the Clean Water Act under the MS4 Permit issued to the District by the U.S. Environmental Protection Agency.
- Avoiding changes to the rules of compliance for developers who have already chosen to comply off-site.
- Supporting a long-term, affordable supply of High-Impact SRCs.
- Preserving incentives for SRC-generators who build GI primarily to generate and sell SRCs.
- Preserving the large supply of SRCs generated in excess of a regulatory requirement or from GI located in the CSS for use if High-Impact SRCs cannot fully meet demand.
- Minimizing program complexity.
- Continuing to allow full on-site compliance.

Ultimately, DOEE determined that the proposed prioritization is the most effective solution to address the above considerations. Key elements of this proposal include:

- Prioritization of Tier 1 SRCs, including some SRCs other than High-Impact SRCs, providing a more gradual transition. When this rulemaking is finalized, most Tier 1 SRCs will not be High-Impact SRCs. In the long term, all Tier 1 SRCs will be High-Impact SRCs.
- Only requiring that Tier 1 SRCs be used if sufficient supply is available.
- Limiting changes to compliance options for projects that have already been approved or for property owners who generate their own SRCs to use for compliance.

In addition to the proposed prioritization within the regulations, DOEE regularly evaluates non-regulatory tools and program changes to make High-Impact SRCs the cheapest SRCs on the market. For example, through the SRC Price Lock Program, DOEE began offering incentive payments in January 2020, to sellers of High-Impact SRCs who reduce the prices at which they list SRCs for sale. DOEE has already observed that this incentive has encouraged sellers of High-Impact SRCs to reduce their prices. DOEE has also observed that this incentive has encouraged other SRC sellers to reduce their prices. The effect has been to reduce compliance costs while also supporting a large supply of affordable High-Impact SRCs. DOEE expects that this incentive will help ensure that the prioritization of Tier 1 SRCs remains a low-cost compliance option for developers.

3. Using High-Impact SRCs maximizes water quality outcomes

Using High-Impact SRCs maximizes water quality benefit to the District by increasing the pace at which new GI is built in the MS4. By contrast, the water quality benefit is not maximized when a significant number of Regulated SRCs and CSS SRCs are being used and High-Impact SRCs are not being used. When Regulated SRCs and CSS SRCs are used instead of High-Impact SRCs, this creates a disincentive for the installation of new, voluntary GI projects in the MS4. When a regulated site exceeds the stormwater retention requirement and generates Regulated SRCs, the additional SRC-generating retention capacity is used only in the few storm events per year that are larger than the regulatory requirement. By contrast, SRCs from a voluntarily-installed GI project are capturing stormwater runoff from new areas, and the retention capacity is used in all storm events. Additionally, the water quality benefit achieved by GI installed in the MS4 is much larger than for GI installed in the CSS. Likewise, when regulated sites use SRCs generated from GI installed prior to the establishment of the SRC program in 2013, this means the regulated site is neither installing new retention capacity on-site nor supporting the installation of new retention capacity off-site. In other words, when regulated sites use SRCs generated from GI installed prior to the establishment of the SRC program, no GI (to meet the off-site requirement) is being installed above and beyond the baseline condition that existed in 2013.

In establishing the 2013 Stormwater Rule, DOEE anticipated an increase in the stormwater retention achieved (and therefore the water quality benefit derived) annually by allowing developers to shift half of their retention capacity to other sites that are voluntarily installing GI. In the summer of 2019, when DOEE was considering whether to implement the additional amendments requested by stakeholders, DOEE evaluated the outcomes achieved by the program up to that point (approximately 5 years since the first use of SRCs at the time of DOEE's

evaluation) to determine whether off-site compliance by regulated sites has in fact increased the total volume of stormwater retained as compared to full on-site retention. As the SRC program grows, DOEE expects that the two primary sources of new SRC supply will be from High-Impact SRCs (with financing supported by the SRC Price Lock Program) and from sites that exceed the performance requirements of the 2013 Stormwater Rule, so DOEE analyzed the stormwater retention outcomes associated with the use of these two SRC types.

DOEE used two different methods to evaluate these outcomes. The first method evaluates total stormwater retention achieved, including all on-site retention and off-site retention. The second method compares the marginal retention achieved off-site as compared the marginal retention that would have been achieved if the off-site retention volume were instead retained on site. Each method compares the annual stormwater volume captured by SRC-generating GI and by hypothetical on-site GI that might have been built to comply fully on-site.

Analyses under both methods shows that the use of Regulated SRCs achieves less water quality improvement than on-site compliance and less water quality improvement than the use of Voluntary, MS4 SRCs (Table 1). Additional details are available in the below explanations. DOEE expects that the exact outcome of the evaluation will vary over time.

Table 1: Water quality benefit is maximized by using High-Impact SRCs

	High-Impact SRCs	GI built larger than 2013 stormwater rule requirements
Analysis of total retention achieved³	12.4% more retention than additional on-site GI	4.8% less retention than additional on-site GI
Analysis of marginal retention achieved⁴	127% more retention than additional on-site GI	52% less retention than additional on-site GI

To analyze total stormwater retention achieved, DOEE calculated the annual stormwater volume captured by on-site retention capacity and the SRC-generating retention capacity. DOEE compared this sum with the estimated annual stormwater volume that would have been captured if all of the retention capacity were built on-site. DOEE found that when sites comply off-site by using SRCs generated in excess of the 2013 Stormwater Rule requirements, the use of these Regulated SRCs resulted in a 4.8% reduction in annual stormwater retention achieved compared to what would have been achieved by full on-site compliance. In other words, off-site compliance for these projects resulted in less water quality benefit than if DOEE required full on-site compliance. By contrast, when using High-Impact SRCs, DOEE found that off-site compliance resulted in a 12.4%

³ This analysis includes the value of the on-site retention that was achieved.

⁴ This analysis does not include the value of the on-site retention that was achieved, and focuses solely on the value achieved by the volume of stormwater retention that was met off-site, as compared to what would have been achieved with additional on-site retention.

increase in annual stormwater retention achieved compared to what would have been achieved by full on-site compliance.⁵

To analyze the marginal stormwater retention achieved, DOEE calculated the annual stormwater volume captured by SRC-generating retention capacity and compared this with the estimated annual stormwater volume that would have been captured if on-site retention had been used for that portion of the retention requirement. DOEE found that sites using SRCs generated in excess of the 2013 Stormwater Rule requirement retained fifty-two percent (52%) less stormwater annually when compared to what would have been achieved if that additional capacity were built on-site. By contrast, sites using High-Impact SRCs retained one hundred twenty-seven percent (127%) more stormwater annually when compared to what would have been retained if that additional capacity were built on-site.

4. Using High-Impact SRCs reduces ratepayer and taxpayer cost for Clean Water Act compliance

The District's MS4 permit requires the District to have 1,038 acres treated by stormwater control measures (1,038 acres managed) in the MS4 during the five (5)-year permit term, which began in June 2018. The 2013 Stormwater Rule, which requires the installation of GI, is the primary means by which the District meets the acres managed goal. DOEE's review of implementation to date indicates that the District is not currently on track to meet the 1,038 acres managed requirement by the end of the five (5)-year permit term. Recognizing this, DOEE continually tries to identify ways to incentivize installation of more GI in the MS4. When projects use High-Impact SRCs, this results in new managed areas that help to achieve the permit requirements. By contrast, when projects use Regulated SRCs, CSS SRCs, or SRCs from projects built prior to the establishment of the SRC program, this does not result in additional area being managed in the MS4. Based on current rates of Offv compliance, prioritizing the use of High-Impact SRCs as proposed in this rulemaking has the potential to increase acres managed in the MS4 by as much as fourteen (14) acres over a 5-year period (*i.e.*, the length of an MS4 permit). Additionally, allowing greater off-site compliance flexibility for projects in the CSS area that drains to storage tunnels has the potential to further increase the pace of GI installation in the MS4 (this additional flexibility is in effect, based on the January 31, 2020, final rulemaking). For example, if one-third of projects in the CSS area that drains to storage tunnels choose to comply with the SWRv entirely through the use of High-Impact SRCs, this potentially increases GI installation in the MS4 by as much as fifteen (15) acres during the a 5-year period (in addition to the 14 acres discussed above). While these changes to the SRC program alone may not be enough to meet the 1,038 acres managed requirement, any increase, including this potential twenty-nine (29)-acre increase, will reduce the need for DOEE to seek additional methods to install GI in the MS4.

For the portion of the acres managed requirement that is not achieved through the 2013 Stormwater Rule, DOEE may need either to fund GI programs with DOEE's stormwater fee or to implement additional regulatory requirements that will increase GI installation. The District's MS4 permit

⁵ DOEE estimates that overall, off-site compliance has resulted in an average 5.9% increase in annual stormwater retention achieved compared to what would have been achieved by full on-site compliance, meaning a greater water quality benefit is achieved through off-site compliance. This was achieved with a mix of Voluntary SRCs and Regulated SRCs.

requires that the District prepare, by 2020, an analysis of options to raise the District's stormwater fee and an analysis of options to amend its stormwater management regulations to eliminate exemptions and increase performance requirements. If DOEE is unable to maximize the acres managed in the MS4 through the stormwater management regulations, including the SRC program, then the District may need to explore an increase to the stormwater fee or more stringent regulatory performance requirements.

5. Prioritizing Tier 1 SRCs supports long-term, affordable SRC supply

DOEE anticipates that the long-term SRC supply will be primarily provided by SRC aggregators, and DOEE has taken steps to ensure this happens by investing \$11.5 million in the SRC Price Lock Program to support construction of new, voluntary GI in the MS4. DOEE made available the SRC Aggregator Startup Grant to assist with outreach and design work to develop SRC-generating projects. SRC aggregators have provided DOEE with information about their anticipated project pipelines indicating that SRC aggregators will be able to generate enough High-Impact SRCs to fully satisfy the demand for SRCs even if off-site compliance sharply increased over the coming years. While SRC aggregators are pursuing a large number of projects, SRC aggregators have regularly informed DOEE that they cannot reliably sell their High-Impact SRCs on the market due to the large supply of SRCs available from regulated projects. If SRC aggregators cannot find buyers for their High-Impact SRCs, these businesses may fail. This would mean that there will be fewer, or potentially no, aggregators generating and selling SRCs to developers in the long term, limiting the future supply of affordable SRCs. If this occurs, then regulated development projects with Offv would likely need to pay the in-lieu fee to comply (In June, 2020, the average price to purchase SRCs over the last twelve (12) months was \$1.70/SRC, less than half the \$3.78 ILF in effect). DOEE anticipates that prioritizing the sale of Tier 1 SRCs will shift the existing demand in the market to focus on the use of High-Impact SRCs and provide greater certainty to SRC aggregators, which is key to the long-term viability of the SRC program. This proposed change will provide the confidence in the SRC market that SRC aggregators need to plan and secure financing for projects in future years. The steady and long-term supply of High-Impact SRCs will in turn ensure that off-site compliance continues to be a reliable and affordable option for developers.

When DOEE was considering whether to implement the additional amendments requested by stakeholders, DOEE analyzed prior rates of off-site compliance, anticipated future development projects, and known SRC aggregator projects in design/construction as a way to estimate the possible future supply and demand. As a result of this analysis, DOEE anticipates that there will be a sufficient supply of High-Impact SRCs to fully meet demand in the long term. The following examples are not meant to be specific projections of supply and demand, but rather a documentation of the analysis DOEE performed, which led DOEE to determine that an amendment would still allow for sufficient SRC supply on the market.

In the following charts, DOEE groups SRCs into the following categories:

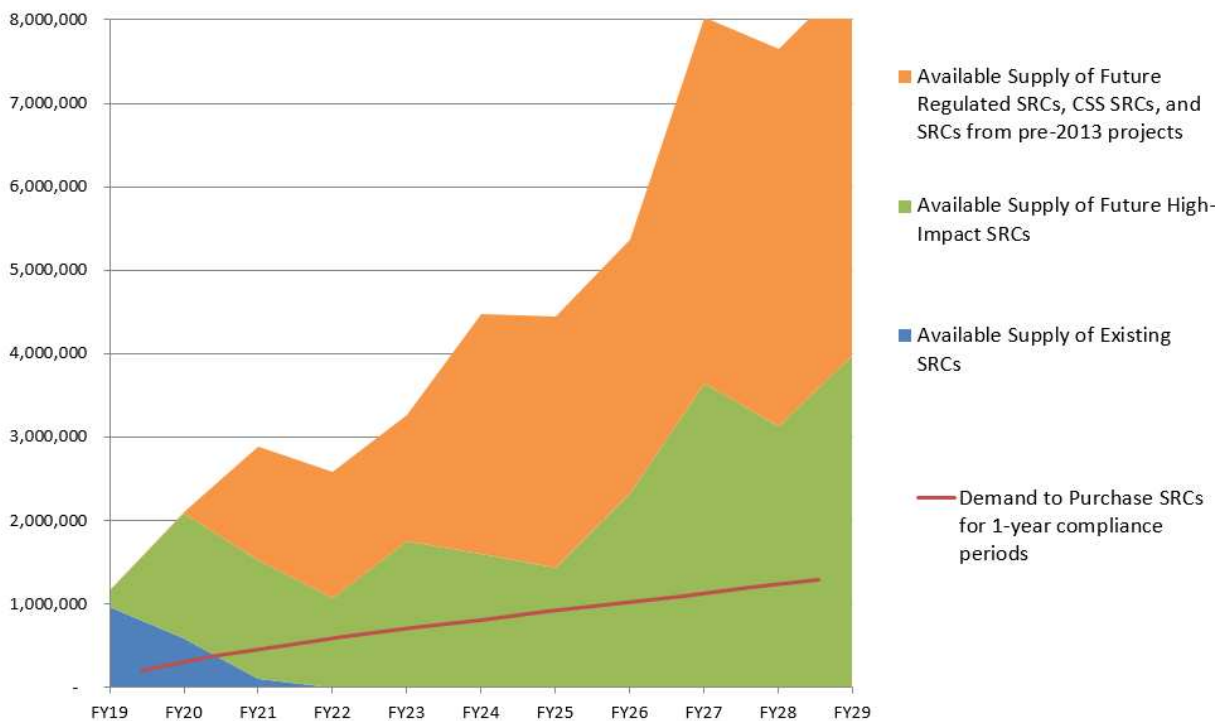
- SRCs currently available for purchase (which will remain available for purchase after this amendment takes effect), and which are primarily Tier 1 SRCs;
- Future High-Impact SRCs, which are also Tier 1 SRCs; and

- All other SRCs certified in the future by regulated sites, CSS sites, and by GI built prior to July 19, 2013, which are all Tier 2 SRCs.

DOEE’s analysis of the possible long-term SRC supply (Figure 1) is based on anticipated projects that SRC aggregators have informed DOEE they plan to pursue. However, SRC aggregators have also informed DOEE that their willingness to pursue these projects is highly related to the available demand on the market, both current and projected. Thus, DOEE expects that if SRC demand increases, SRC aggregators will plan to pursue additional projects (and conversely, if DOEE does not implement this prioritization, DOEE expects that SRC aggregators will plan to pursue fewer projects).

As shown in Figure 1, DOEE’s analysis suggested there should be a sufficient long-term supply of High-Impact SRCs to fully meet Offv if developers continue to use SRCs at a rate that is consistent with the past five and a half years of program implementation.

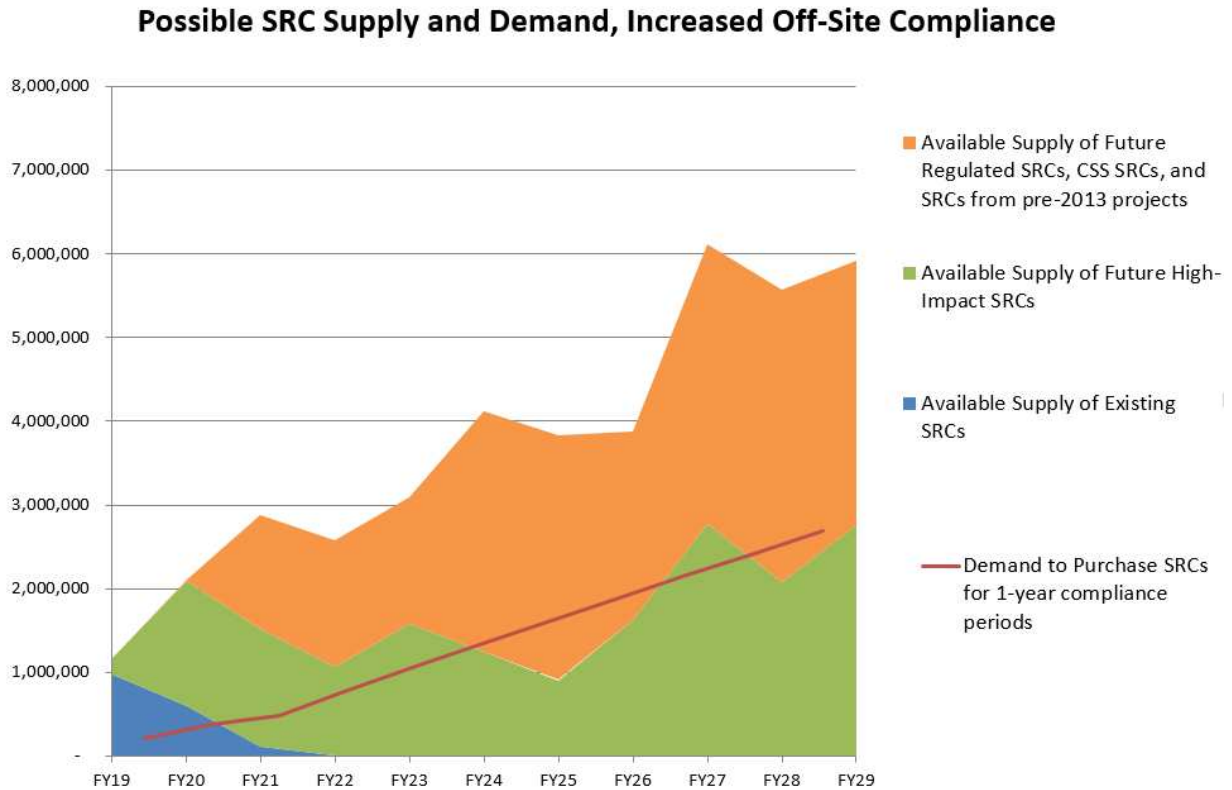
Figure 1: Possible SRC Supply and Demand based on Current Rates of Off-Site Compliance
Possible SRC Supply and Demand, Current Off-Site Compliance Rate



Based on the additional flexibility provided to sites in the CSS area that drains to storage tunnels, DOEE anticipates that the rate of off-site compliance may increase. DOEE estimates that in most years, the supply of High-Impact SRCs would be sufficient to meet demand for SRCs if twenty percent (20%) of projects in the CSS area that drains to storage tunnels chose to comply fully off-site. As shown in Figure 2, there may be years during which the supply of SRCs available from regulated sites, CSS sites, and sites built prior to July 19, 2013, may be used when the supply of High-Impact SRCs and other Tier 1 SRCs is fully expended. The additional annual supply of SRCs

in Figures 1 and 2 is the same; the reason for the lower total supply each year is due to the higher demand.

Figure 2: Possible SRC Supply and Demand Based on an Increase to the Rate of Off-Site Compliance



6. *Specifics on how DOEE is prioritizing Tier 1 SRCs*

As explained above, DOEE believes it is essential to encourage the use of High-Impact SRCs to achieve the District’s water quality goals, comply with Clean Water Act requirements, and provide a long-term, affordable SRC supply. DOEE also understands that developers may have concerns about the effect of this rulemaking on the ability to comply off-site. DOEE believes it is important to view this proposed amendment in the context of several factors that will affect compliance flexibility, availability of SRCs, and price of SRCs:

- Complying fully on-site is still an option for developers who do not want to use SRCs.
- DOEE is only prioritizing Tier 1 SRCs if they are available, meaning that there is a seller with sufficient SRC supply to meet the developer’s Offv for one year.⁶

⁶ DOEE will establish a list of Tier 1 SRCs and Tier 2 SRCs in the SRC and Offv Registry and inform sites whether they are required to use Tier 1 SRCs (in the same manner that DOEE currently informs sites if they are required to use MS4 SRCs and presents guidance about the use of MS4 SRCs in the Registry). If the buyer’s Offv is larger than any seller’s supply of Tier 1 SRCs, the buyer can purchase Tier 2 SRCs for one year. This ensures the buyer can

- For existing⁷ sites with Offv, DOEE is only prioritizing Tier 1 SRCs if they are available at 46% of the in-lieu fee or less (\$1.77 based on the in-lieu fee rate that would be established under this rulemaking).⁸
- DOEE will also allow the use of any Tier 2 SRC purchased before this rulemaking is finalized.
- Developers may continue to generate their own SRCs (refer to the following scenarios for details).

The following scenarios identify how the prioritization of Tier 1 SRCs would be implemented:

Scenario 1: Future⁹ regulated project with an Offv of 5,000 gallons, which the owner plans to achieve by buying SRCs

- If there is a seller with at least 5,000 Tier 1 SRCs available, then the buyer must purchase Tier 1 SRCs.
- If no sellers have at least 5,000 Tier 1 SRCs available, then the buyer may purchase Tier 2 SRCs to achieve one year of Offv compliance. This is allowed even if there are at least 5,000 Tier 1 SRCs available on the market from several sellers combined.

Scenario 2: Existing⁸ regulated project with an Offv of 5,000 gallons, which the owner plans to achieve by buying SRCs

- If there is a seller with at least 5,000 Tier 1 SRCs available priced at or below \$1.77, then the buyer must purchase Tier 1 SRCs.
- If no sellers have at least 5,000 Tier 1 SRCs available priced at or below \$1.77, then the buyer may purchase Tier 2 SRCs to achieve one year of Offv compliance. This is allowed even if there are at least 5,000 Tier 1 SRCs available on the market priced at or below \$1.77 from several sellers combined.

Scenario 3: Future¹⁰ regulated project with an Offv of 5,000 gallons, which the owner plans to achieve by generating SRCs

- The developer can generate Tier 1 SRCs.

achieve Offv with a single transaction, while also providing the opportunity to comply with Tier 1 SRCs the following year. Seventy percent (70%) of applications to use SRCs have been for one-year compliance periods.

⁷ An existing regulated project is any project with a SWMP approved prior to three (3) months after the effective date of this rulemaking.

⁸ This exception is meant to prevent developers who receive approval of their SWMP before the new rule is in effect from having to purchase SRCs at a price that was above their initial estimates for off-site compliance. DOEE has set the SRC cost threshold at forty-six percent (46%) of the ILF because 46% of the ILF was the lowest price ever paid to purchase SRCs before DOEE began making incentive payments to eligible sellers who reduce the price at which they offer SRCs for sale (\$1.65 was the lowest SRC price relative to the \$3.61 ILF in effect at the time of the sale). Therefore, DOEE believes it is the lowest cost a developer could have reasonably expected to pay to purchase SRCs when making a decision to comply off-site. As long as Tier 1 SRCs are available below this price, it is appropriate to prioritize the purchase of these SRCs for developers who have already obtained SWMP approval. If prices are higher, owners of existing projects will be allowed to purchase Tier 2 SRCs. DOEE is stating the SRC value as a percentage of the ILF because the ILF is adjusted for inflation annually. On DOEE's registry, DOEE intends to state this value directly (rather than as a percentage of ILF) to ensure SRC buyers can quickly determine the available supply of SRCs.

⁹ A future regulated project is any project that obtains SWMP approval 3 months or more after the effective date of this rulemaking.

- The developer can generate Tier 2 SRCs from an existing⁸ site owned by the developer with SRC eligibility.
- If the regulated project with Offv also has SRC eligibility (by retaining stormwater from an off-site area), those SRCs may be used to achieve the project’s Offv.
- If an adjacent site is developed as part of a multi-phase project, SRCs from the adjacent site owned by the developer may be used to achieve the project’s Offv.
- If there are no sellers with 5,000 Tier 1 SRCs available (see example 1), the developer may generate Tier 2 SRCs from any other site to achieve Offv for one year.

Scenario 4: Existing⁸ regulated project with an Offv of 5,000 gallons, which the owner plans to achieve by generating SRCs

- The developer can generate Tier 1 SRCs or Tier 2 SRCs from any site owned by the developer.

Table 2, below, summarizes the different scenarios in which DOEE proposes to prioritize the use of Tier 1 SRCs.

Table 2: Are Tier 1 SRCs Required?

When was Offv approved?	SRC Source	Does a seller have enough Tier 1 SRCs to achieve 1 year of Offv?		
		No	Yes, priced above \$1.77	Yes, priced at or below \$1.77
Existing Regulated Project with Offv	Purchase	Not Required	Not Required	Required
	Generated from any project owned by the developer	Not Required	Not Required	Not Required
Future Regulated Project with Offv	Purchased	Not Required	Required	Required
	Generated from a future project owned by the developer	Not Required	Required	Required
	Generated from an existing project owned by the developer	Not Required	Not Required	Required
	Generated from the same project area	Not Required	Not Required	Required

Fees

This proposed rulemaking includes two-year fee inflation adjustment of 2.3%. The final rule included an inflation adjustment based on the Urban Consumer Price Index value from June 2018. This proposed rulemaking includes an inflation adjustment based on the Urban Consumer Price Index value from June 2020. DOEE is also including a proposed change that will adjust fees for inflation automatically each year.

DOEE also proposes to reduce by twenty-five percent (25%) its plan review fees for trails, for small structures at parks, and for projects that drain to the CSS storage tunnels that choose to comply one hundred percent (100%) off-site, and to similarly reduce fees for projects that consist entirely of single- and two-family affordable houses. While these SWMPs will still require DOEE review to ensure that SWRV and Offv calculations are correct, that stormwater conveyance is appropriate, and that a maintenance covenant is in place, they require less staff time to review because they are less complex than larger projects.

DOEE proposes to reduce its plan review fees by fifty percent (50%) for revisions to plans that DOEE has already approved. DOEE has typically charged a supplemental review fee for post-approval plan revisions. However, DOEE recognizes that this can be costly for small-scale changes to plans that require DOEE review (such as small changes in the size of a BMP). DOEE is creating a new fee category for plan revisions to better reflect the cost for DOEE to review these revisions. If the revision to the plan is substantial, DOEE may require payment of an initial, final, or supplemental fee (as is DOEE's current process) instead of the new, reduced revision review fee.

DOEE proposes to increase the District's plan review fees to cover the cost of Green Area Ratio (GAR) review and inspection. DOEE estimates the cost to administer the GAR program is approximately one-third of DOEE's cost to administer the stormwater management program for regulated development. This proposed increase supports DOEE's ability to provide timely review of permit applications.

DOEE also proposes to increase the District's plan review fees to cover the costs of administering a new online fee payment system that DOEE launched in January 2020. The increase will only affect payments made using the online fee payment system. The new platform will provide an important customer service function to the development community. Previously, review fees could only be paid in-person at the Permit Center. This was inconvenient for applicants given that DOEE's review process is increasingly electronic based. Additionally, the online payment platform makes it easier for DOEE to record payment of initial fees in order to start its first cycle of review on a project. For applicants who choose to use the new online fee payment platform, DOEE proposes to increase its fees by 2.36% to cover the cost of development and administration of the online payment platform. DOEE is not collecting the ILF through the online payment platform due to the infrequent nature of ILF payments and the administrative burden of establishing an online payment page specifically for the ILF. Therefore, DOEE is not applying this increase to the ILF.

Other Proposed Amendments

DOEE proposes to clarify an existing requirement that it is not allowable to log into another person's submittal database account.

For single- and two-family houses, DOEE proposes to allow the homeowner or the homeowner's contractor to develop the Soil Erosion and Sediment Control (ESC) plan themselves (as opposed

to requiring an engineer, architect, or land surveyor to develop the plan). DOEE will offer templates with standard guidance for these plans, which DOEE expects will reduce the cost to develop an ESC plan for these projects. The District has also begun licensing landscape architects, so DOEE proposes to allow District-licensed landscape architects to develop ESC plans.

The 2013 Stormwater Rule exempted projects from compliance with the ESC requirements if the project cost was less than nine thousand dollars (\$9,000), which DOEE has adjusted for inflation along with its fees since 2013. While only a limited number of projects qualify for an exemption on this cost basis (without also qualifying for another exemption, such as disturbing less than 50 square feet of land), applicants have periodically expressed confusion about what types of project costs should be included. DOEE proposes to eliminate this exemption to reduce confusion and to reduce the DOEE staff time spent evaluating projects for consideration under this exemption. DOEE believes that with the proposal to allow the homeowner or homeowner's contractor to develop the ESC plan themselves, compliance with the ESC requirement will also be cheaper for any project that now triggers the requirements.

Chapter 5, WATER QUALITY AND POLLUTION, of Title 21 DCMR, WATER AND SANITATION, is amended as follows:

Section 500, GENERAL PROVISIONS, is amended as follows:

A new Subsection 500.11 is added to read as follows:

500.11 A person shall not create or use a submittal database account associated with the name or email address of another person.

Section 501, FEES, is amended as follows:

Subsection 501.1 is amended to read as follows:

501.1 The Department shall adjust the fees in this section for inflation annually, using the Urban Consumer Price Index published by the United States Bureau of Labor Statistics. To perform this adjustment, the Department shall increase each fee by the percentage, if any, by which the Urban Consumer Price Index for June of the calendar year exceeds the Urban Consumer Price Index for June of the previous year. Each inflation adjustment shall be posted to the Department's website.

Subsection 501.2 is amended to read as follows:

501.2 An applicant shall pay supplemental and revision review fees as follows:

(a) An applicant shall pay a supplemental review fee for each Department review after the review for the first resubmission of a plan, and the fee shall be paid before a building permit may be issued, except that a supplemental review fee for a review specified for a design phase under the Maximum

Extent Practicable (MEP) process described in the Department’s Stormwater Management Guidebook (SWMG) shall not be required for a project or portion of a project entirely in the existing public right-of-way (PROW); and

- (b) An applicant shall pay a revision review fee for each Department review for a revised submittal after the Department’s approval of a plan. The fee shall be paid following the Department’s review. If the Department determines that the applicant’s submittal is a new plan instead of a revision to an approved plan, the applicant shall pay an initial, final, or supplemental review fee as appropriate. A submittal is a new plan if, relative to the approved plan, it involves:
 - (1) Changes to the number, type, or location of stormwater management practices;
 - (2) Changes to the number, type, or location of Green Area Ratio landscape elements;
 - (3) Changes to the size or location of a project; or
 - (4) Other substantial changes to the project design.

Subsection 501.3 is amended to read as follows:

501.3 An applicant for Department approval of a soil erosion and sediment control plan shall pay the fees in Table 1 for Department services at the indicated time, as applicable:

Table 1. Fees for Soil Erosion and Sediment Control Plan Review

Payment Type	Payment Requirement	Fees by Land Disturbance Type		
		Residential	All Other	
		≥ 50 ft ² and < 500 ft ²	≥ 50ft ² and < 5,000 ft ²	≥ 5,000 ft ²
Initial	Due upon filing for building permit	\$55.20	\$480.26	\$1,181.32
Final • Clearing and grading > 5,000 ft ² • Excavation base fee • Excavation > 66 yd ³ • Filling > 66 yd ³	Due before building permit is issued	n/a		\$0.17 per 100 ft ²
		n/a	\$480.26	
		\$0.11 per yd ³		
		\$0.11 per yd ³		
Supplemental	Due before building permit is issued	\$110.40	\$110.40	\$1,104.04
Revision	Due upon review	\$55.20	\$55.20	\$552.02

Subsection 501.4 is amended to read as follows:

501.4 An applicant for Department approval of a Stormwater Management Plan (SWMP) shall pay the fees in Table 2 for Department services at the indicated time, as applicable:

Table 2. Fees for Stormwater Management Plan Review

Payment Type	Payment Requirement	Fees by Combined Area of Land Disturbance and Substantial Improvement Building Footprint	
		≥ 5,000 ft ² and ≤ 10,000 ft ²	> 10,000 ft ²
Initial	Due upon filing for building permit	\$3,643.32	\$6,734.62
Final	Due before building permit is issued	\$1,656.06	\$2,649.69
Supplemental	Due before building permit is issued	\$1,104.04	\$2,208.07
Revision	Due upon review	\$552.02	\$1,104.04

Subsection 501.6 is amended to read as follows:

501.6 An applicant shall be required to pay the fees in Table 3 for review of a Stormwater Pollution Prevention Plan (SWPPP) only if the site is regulated under the Construction General Permit issued by Region III of the United States Environmental Protection Agency.

Table 3. Additional Fees

Review or Inspection Type	Fees by Combined Area of Land Disturbance and Substantial Improvement Building Footprint	
	≤ 10,000 ft ²	> 10,000 ft ²
Soil characteristics inquiry	\$165.61	
Geotechnical report review	\$77.28 per hour	
Pre-development review meeting	No charge for first hour \$77.28 per additional hour	
After-hours inspection fee	\$55.20 per hour	
Stormwater pollution plan review	\$1,214.44	
Dewatering pollution reduction plan review	\$1,214.44	\$2,318.48
Application for relief from extraordinarily difficult site conditions	\$552.02	\$1,104.04

Subsection 501.7 is amended to read as follows:

501.7 An applicant for Department approval of a SWMP for a project being conducted solely to install a Best Management Practice (BMP) or land cover for Department certification of a Stormwater Retention Credit (SRC) shall pay the fees in Table 4 for Department services at the indicated time, as applicable, except that:

- (a) A person who is paying a review fee in Table 2 for a major regulated project shall not be required to pay a review fee in Table 4 for the same project; and

- (b) A person who has paid each applicable fee to the Department for its review of a SWMP shall not be required to pay a review fee in Table 4 for the same project.

Table 4. Fees for Review of Stormwater Management Plan to Certify Stormwater Retention Credits

Payment Type	Payment Requirement	Fees by Combined Area of Land Disturbance and Substantial Improvement Building Footprint	
		≤ 10,000 ft ²	> 10,000 ft ²
Initial	Due upon filing for building permit	\$634.82	\$938.43
Final	Due before building permit is issued	\$138.00	\$220.81
Supplemental	Due before building permit is issued	\$552.02	
Revision	Due upon review	\$276.01	

Subsection 501.10 is amended to read as follows:

501.10 An applicant for Department approval of a Green Area Ratio plan shall pay the fees in Table 5 for Department services at the indicated time:

Table 5. Fees for Review of Green Area Ratio Plan

Payment Type	Payment Requirement	Fees by Combined Area of Land Disturbance and Substantial Improvement Building Footprint	
		≤ 10,000 ft ²	> 10,000 ft ²
Initial	Due upon filing for building permit	\$1214.44	\$2,244.87
Final	Due before building permit is issued	\$552.02	\$883.23
Supplemental	For reviews after first resubmission	\$368.01	\$736.02
Revision	Due upon review	\$184.05	\$368.01

Subsection 501.11 is amended to read as follows:

501.11 The in-lieu fee shall be three dollars and eighty-four cents (\$3.86) per year for each gallon of Off-Site Retention Volume (Offv). In accordance with the court-approved consent decree, including court-approved modifications, for reducing Combined Sewer Overflows (CSOs) in the District of Columbia:

- (a) In-lieu fees paid by regulated projects in drainage areas that are targeted for green infrastructure implementation under a court-approved consent decree will be used to fund construction of green infrastructure in those drainage areas; and

- (b) In-lieu fees paid by regulated projects in combined sewersheds will not be used to fund projects in combined sewersheds controlled by Gray CSO Controls required by a court-approved consent decree.

Subsection 501.13 is amended to read as follows:

501.13 A person shall pay the fees in Table 6 for the indicated resource before receipt of the printed resource:

Table 6. Fees for Printed Resources

Paper Copies of Documents	Cost
District Standards and Specifications for Soil Erosion and Sediment Control	\$55.20
District Stormwater Management Guidebook	\$96.51
District Erosion and Sediment Control Standard Notes and Details (24 in x 36 in)	\$27.60
District Erosion and Sediment Control Manual	\$46.04
District Erosion and Sediment Control Handbook	\$46.04

Subsection 501.14 is added to read as follows:

501.14 If a project consists entirely of single- and two-family affordable houses, is eligible for consideration under the practicable process described in § 518.14, or satisfies less than fifty percent (50%) of the SWRV on-site as described in §§ 520.4(a)(2) or 522.5(a)(2), then the applicant for Department approval of a SWMP shall pay the reduced fees in Table 7 for Department services at the indicated time, as applicable, except that:

- (a) A person who is paying a review fee in Table 2 for a major regulated project shall not be required to pay a review fee in Table 7 for the same project; and
- (b) A person who has paid each applicable fee to the Department for its review of a SWMP shall not be required to pay a review fee in Table 7 for the same project:

Table 7. Reduced Fees for Stormwater Management Plan Review

Payment Type	Payment Requirement	Fees by Combined Area of Land Disturbance and Substantial Improvement Building Footprint	
		≥ 5,000 ft² and ≤ 10,000 ft²	> 10,000 ft²
Initial	Due upon filing for building permit	\$2,732.49	\$5,050.97
Final	Due before building permit is issued	\$1,242.04	\$1,987.27
Supplemental	Due before building permit is issued	\$828.03	\$1,656.06
Revision	Due upon review	\$414.02	\$828.03

Subsection 501.15 is added to read as follows:

501.15 If a person chooses to pay a fee in this chapter through an online payment platform, the Department shall increase the fee by 2.36%.

Section 520, STORMWATER MANAGEMENT: PERFORMANCE REQUIREMENTS FOR MAJOR LAND-DISTURBING ACTIVITY, is amended as follows:

Subsection 520.2 is amended to read as follows:

520.2 A site that undergoes a major land-disturbing activity, except the area of a site that is in the existing Public Right of Way (PROW), shall maintain the following:

- (a) Post-development peak discharge rate for a twenty-four (24) hour, two (2)-year frequency storm event at a level that is equal to or less than the storm event's pre-development peak discharge rate unless:
 - (1) The site retains less than fifty percent (50%) of the SWRv on-site in accordance with § 520.4(a)(2); or
 - (2) The site's discharge:
 - (A) Flows directly or through the separate sewer system to the main stem of the tidal Potomac or Anacostia Rivers, the Washington Channel, or the Chesapeake and Ohio Canal;
 - (B) Does not flow into or through a tributary to those waterbodies that runs above ground or that the Department expects to be daylighted to run above ground; and
 - (C) Will not cause erosion of land or transport of sediment.
- (b) Post-development peak discharge rate for a twenty-four (24) hour, fifteen (15)-year frequency storm event at a level that is equal to or less than the storm event's pre-project peak discharge rate; and
- (c) Post-development peak discharge rate from a twenty-four (24) hour, one hundred (100)-year storm event at a level that is equal to or less than the storm event's pre-project peak discharge rate if the site:
 - (1) Increases the size of Special Flood Hazard Area as delineated on the effective Flood Insurance Rate Map; or
 - (2) Meets the following two conditions:
 - (A) Does not discharge to the sewer system and

- (B) Has a post-development peak discharge rate for a one hundred (100)-year storm event that will cause flooding to a building.

Section 527, STORMWATER MANAGEMENT: USE OF OFF-SITE RETENTION THROUGH THE IN-LIEU FEE OR STORMWATER RETENTION CREDITS, is amended as follows:

Subsection 527.9 is amended to read as follows:

527.9 Except for as specified for an Anacostia Waterfront Development Zone site and except as specified in § 527.10(c) for the use of SRCs from BMPs or land cover changes in the CSS, a person using a Department-certified SRC to achieve a gallon of Offv shall use an SRC generated in the following location:

- (a) For a site that drains to the CSS:
 - (1) If the site achieves at least fifty percent (50%) of the SWRv on-site, the SRC can be generated without regard to the location; or
 - (2) If the site achieves less than fifty percent (50%) of the SWRv on-site:
 - (A) If the site is located in a part of the CSS that is not targeted for green infrastructure implementation under a court-approved consent decree, the SRC must be generated outside the CSS;
 - (B) If the site is located in a part of the CSS that is targeted for green infrastructure implementation under a court-approved consent decree, the SRC must be generated in a part of the CSS that is targeted for green infrastructure implementation under a court-approved consent decree or outside the CSS; or
 - (C) If the Department determines that the SRC is generated according to a SWMP that is part of the same common plan of development as the site with Offv, then the SRC may be used to satisfy the Offv for that site without regard to the location; or
- (b) For a site that does not drain to the CSS, the SRC must be generated outside the CSS, except:
 - (1) If a site has a SWMP with an Offv approved by the Department prior to three (3) months after the effective date of this rulemaking, then

an SRC generated by the site owner may be used from a site in the CSS that received SWMP approval from the Department prior to three (3) months after the effective date of this rulemaking; or

- (2) If SRCs are purchased prior to three (3) months after the effective date of this rulemaking, or are purchased in accordance with a contract signed prior to three (3) months after the effective date of this rulemaking, then the SRCs may be used without regard to the location where they were generated.

Subsection 527.10 is amended to read as follows:

527.10 The Department shall not approve an application to use an SRC to achieve an Offv if:

- (a) The SRC has already been used to achieve one (1) year of Offv;
- (b) The Department has retired the SRC;
- (c) The applicant seeks to use a CSS SRC, unless:
 - (1) The SRC was purchased according to § 533.1 or would be eligible to be sold according to § 533.1;
 - (2) The SRC was generated from a property owned by the applicant, and:
 - (A) The SRC is generated according to a SWMP with SRC eligibility approved by the Department prior to three (3) months after the effective date of this rulemaking;
 - (B) The SRC is generated according to a SWMP with Offv approved by the Department prior to three (3) months after the effective date of this rulemaking; or
 - (C) The SRC-generating SWMP and the SWMP with Offv are both part of the same common plan of development, as determined by the Department;
- (d) The applicant seeks to use a Regulated SRC, unless:
 - (1) The SRC was purchased according to § 533.1 or would be eligible to be sold according to § 533.1;
 - (2) The SRC was generated from a property owned by the applicant, and:

- (A) The SRC is generated according to a SWMP with SRC eligibility approved by the Department prior to three (3) months after the effective date of this rulemaking;
- (B) The SRC is generated according to a SWMP with Offv approved by the Department prior to three (3) months after the effective date of this rulemaking; or
- (C) The SRC-generating SWMP and the SWMP with Offv are both part of the same common plan of development, as determined by the Department.

Section 532, STORMWATER MANAGEMENT: LIFESPAN OF STORMWATER RETENTION CREDITS, is amended as follows:

Subsection 532.4 is amended to read as follows:

- 532.4 An original SRC owner with an obligation to maintain a Best Management Practice (BMP) or land cover for a year for which the Department has certified an SRC may quit that obligation by submitting and receiving the Department's approval of a:
- (a) Request that the Department retire the SRC corresponding to the year for which maintenance is required, if that SRC has not been used or sold;
 - (b) If the SRC is a Tier 1 SRC, request that the Department retire another tier 1 SRC;
 - (c) If the SRC is a Tier 2 SRC, request that the Department retire another Tier 1 or Tier 2 SRC; or
 - (d) Payment of the in-lieu fee to the Department.

Subsection 532.5 is amended to read as follows:

- 532.5 If the Department determines that there is a retention failure associated with a certified SRC, the Department may:
- (a) If the SRC has not been sold or used:
 - (1) Deny use of the SRC to achieve an Offv;
 - (2) Deny an application for transfer of ownership of the SRC;
 - (3) Retire the SRC; and

- (4) Give notice to the owner of the SRC of the right to contest the denial or retirement through the administrative appeals process pursuant to section 506 of this chapter, and give public notice of the denial or retirement on the Department's website for fifteen (15) days;
- (b) If the SRC has been sold or used:
- (1) If the SRC is a Tier 1 SRC, order the original SRC owner to replace the SRC with another Tier 1 SRC;
 - (2) If the SRC is a Tier 2 SRC, order the original SRC owner to replace the SRC with another Tier 1 or Tier 2 SRC; or
 - (3) Assess on the original SRC owner the in-lieu fee corresponding to the SRC; and
 - (4) Give notice to the original SRC owner of the right to contest the determination through the administrative appeals process pursuant to section 506 of this chapter.

Section 533, STORMWATER MANAGEMENT: OWNERSHIP OF STORMWATER RETENTION CREDITS, is amended as follows:

Subsection 533.1 is amended to read as follows:

533.1 A Stormwater Retention Credit (SRC) may be bought and sold if:

- (a) The SRC is a Tier 1 SRC; or
- (b) The SRC is a Tier 2 SRC, and:
 - (1) The buyer is purchasing the SRC for a purpose other than Offv compliance; or
 - (2) The buyer is purchasing the SRC to achieve an Offv obligation for one (1) year and:
 - (A) The buyer has an Offv obligation that exceeds any seller's supply of Tier 1 SRCs; or
 - (B) The buyer has an Offv obligation for a SWMP approved by the Department prior to three (3) months after the effective date of this rulemaking that exceeds any seller's supply of Tier 1 SRCs that are available for sale at a price less than or equal to forty-six percent (46%) the cost of the In-Lieu Fee.

Section 541, SOIL EROSION AND SEDIMENT CONTROL: EXEMPTIONS, is amended as follows:

Subsection 541.1 is amended to read as follows:

- 541.1 The following land-disturbing activities are exempt from the requirement to comply with the soil erosion and sediment control provisions of this chapter, except as noted below and in § 540 (Soil Erosion and Sediment Control: Applicability):
- (a) For a single- or two-family house, townhouse, or rowhouse:
 - (1) Gardening;
 - (2) Landscaping;
 - (3) Repairs;
 - (4) Maintenance;
 - (5) Stormwater retrofits, provided that:
 - (A) The soil allows for percolation; and
 - (B) The retrofit location is no closer than ten feet (10 ft) from a building foundation; or
 - (6) Utility service connection, repair, or upgrade;
 - (b) Installation of fencing, a gate, signpost, or a pole;
 - (c) Emergency work to protect life, limb or property, and emergency repairs, except that the following is not exempted to the extent described:
 - (1) The land disturbed must still be shaped and stabilized in accordance with the requirements of this chapter;
 - (2) Generally applicable control measures shall be used; and
 - (3) A plan shall be submitted to the Department's submittal database within three (3) weeks after beginning the emergency work; and
 - (d) Activities that disturb less than fifty square feet (50 ft²).

Section 542, SOIL EROSION AND SEDIMENT CONTROL: PLAN, is amended as follows:

Subsection 542.13 is amended to read as follows:

- 542.13 A soil erosion and sediment control plan shall be designed in compliance with this chapter by:
- (a) A District-licensed professional engineer;
 - (b) A District-licensed land surveyor;
 - (c) A District-licensed architect;
 - (d) A District-licensed landscape architect; or
 - (e) A homeowner or homeowner's contractor for a single- or two-family house, townhouse, or rowhouse if the project does not involve construction of the house or an addition to the house.

Section 599, DEFINITIONS, Subsection 599.1, is amended by inserting the following new definitions in alphabetical order:

Combined Sewer System Stormwater Retention Credit (CSS SRC) – a Stormwater Retention Credit generated by a Best Management Practice or land cover change installed in the area served by the Combined Sewer System.

High-Impact Stormwater Retention Credit (High-Impact SRC) – a Stormwater Retention Credit generated by a Best Management Practice or land cover change installed since July 19, 2013, outside the area served by the Combined Sewer System.

Municipal Separate Storm Sewer System Stormwater Retention Credit (MS4 SRC) – a Stormwater Retention Credit generated by a Best Management Practice or land cover change installed outside the area served by the Combined Sewer System.

Regulated Stormwater Retention Credit (Regulated SRC) – a Stormwater Retention Credit generated by a Best Management Practice that was installed to retain stormwater runoff in excess of the runoff that the BMP is retaining to meet the stormwater management performance requirements of this chapter.

Tier One Stormwater Retention Credit (Tier 1 SRC) – a Stormwater Retention Credit that is:

- (a) A High-Impact Stormwater Retention Credit;
- (b) Generated by a Best Management Practice or land cover change installed in accordance with a Stormwater Management Plan that is approved by the Department prior to three (3) months after [the effective date of this rulemaking]. Such Stormwater Retention Credits will be considered Tier 1 Stormwater Retention Credits when they are certified from the site's first complete application for certification of Stormwater Retention Credits.

Tier Two Stormwater Retention Credit (Tier 2 SRC) – a Stormwater Retention Credit that is not a Tier One Stormwater Retention Credit.

Voluntary Stormwater Retention Credit (Voluntary SRC) – a Stormwater Retention Credit generated by a Best Management Practice or land cover change that was not installed to comply with a stormwater management performance requirement of this chapter.

All persons desiring to provide written comments 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 “Green Infrastructure Incentive and Fee Adjustment Amendments.” Comments may be (1) mailed or hand-delivered to DOEE, 1200 First Street N.E., 5th Floor, Washington, D.C. 20001, Attention: Green Infrastructure Incentive and Fee Adjustment Amendments, or (2) sent by e-mail to Matt.Johnson2@dc.gov, with the subject indicated as “Green Infrastructure Incentive and Fee Adjustment Amendments.” Comments that are hand-delivered or sent via email will be accepted no later than [insert date], at 4:30 PM.

DEPARTMENT OF FOR-HIRE VEHICLES**NOTICE OF PROPOSED RULEMAKING**

The Director of the Department of For-Hire Vehicles, pursuant to the authority set forth in Sections 8(c)(3), (4), and (19) of the Department of For-Hire Vehicles Establishment Act of 1985, effective March 25, 1986 (D.C. Law 6-97; D.C. Official Code §§ 50-301.07 (c)(3), (4), and (19) (2014 Repl. & 2019 Supp.)), hereby gives notice of the proposed amendments to Chapter 6 (Taxicab Parts and Equipment) of Title 31 (Taxicabs and Public Vehicles For Hire) of the District of Columbia Municipal Regulations (DCMR).

The proposed rulemaking will amend Chapter 6 to allow the Department of For-Hire Vehicles (“Department”) to modify the mileage requirements and extend the maximum age of taxicabs to alleviate the economic impact on the taxicab industry due to COVID-19.

This rulemaking is necessary to protect the health, safety and well-being of the taxicab drivers and passengers in the District of Columbia. Additionally, these changes promote a more viable taxicab industry and make requirements more consistent across the vehicle for-hire industry. As an essential service, it is critical that there are taxis available that are safe and accessible to passengers who rely on taxi services for transportation. Equally as important, this regulation allows taxi drivers who depend on the use of their existing vehicles for their livelihood, which has been decimated by the recent public health emergency stemming from COVID-19. Without this regulation, several drivers would need to procure a new vehicle with limited means to do so or find a new source of income.

The Director also hereby gives notice of the intent to take final rulemaking action to adopt the proposed rulemaking as final in not less than thirty (30) days after the publication of this notice in the *D.C. Register*. Directions for submitting comments may be found at the end of this notice.

Chapter 6, TAXICAB PARTS AND EQUIPMENT, of Title 31 DCMR, TAXICABS AND PUBLIC VEHICLES FOR HIRE, is amended as follows:

Section 609, TAXICAB VEHICLE RETIREMENT, is amended as follows:

Subsection 609.3 is amended to read as follows:

609.3 Maximum age: Ten (10) model years.

Subsection 609.4 is amended to read as follows:

609.4 Maximum mileage: three hundred thousand (300,000) miles.

Subsection 609.6 (a) and (b) are amended to read as follows:

609.6 No vehicle shall be placed into service if:

- (a) It would have three (3) years or less prior to retirement under § 609.5;
- (b) It has been driven more than sixty-five thousand (65,000) miles, regardless of whether it has previously been used as a public vehicle-for-hire; or

...

Copies of this proposed rulemaking can be obtained at www.dcregs.dc.gov or by contacting the Department of For-Hire Vehicles, 2235 Shannon Place, S.E., Suite 3001, Washington, D.C. 20020. All persons desiring to file comments on the proposed rulemaking action should submit written comments via e-mail to dfhv@dc.gov or by mail to the address above, no later than thirty (30) days after the publication of this notice in the *D.C. Register*.

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

NOTICE OF SIXTH EMERGENCY RULEMAKING

The Alcoholic Beverage Control Board (Board), pursuant to the authority set forth in the Omnibus Alcoholic Beverage Amendment Act of 2004, effective September 30, 2004 (D.C. Law 15-187; D.C. Official Code §§ 25-211(b) - (c) (2012 Repl. & 2019 Supp.)), and Mayor's Order 2001-96, dated June 28, 2001, as amended by Mayor's Order 2001-102, dated July 23, 2001, amends Chapter 8 (Enforcement, Infractions, and Penalties) of Title 23 (Alcoholic Beverages) of the District of Columbia Municipal Regulations (DCMR) by adding a new Section 810 (Conditions of On-Premises Alcohol Sales and Consumption During the Public Emergency) on an emergency basis.

On March 20, 2020, in response to the spread of COVID-19, Mayor Bowser issued Mayor's Order 2020-050, Extensions of Public Health Emergency Coronavirus: (COVID-19) and Mayor's Order 2020-051, Prohibition on Mass Gatherings During Public Health Emergency – Coronavirus (COVID-19). These Orders served to extend with some changes the two previous Mayor's Orders issued March 11, 2020, (Mayor's Orders 2020-045 and 2020-046) through April 24, 2020. On March 24, 2020, the Mayor issued Mayor's Order 2020-053, temporarily closing all non-essential businesses in the District, and further prohibiting large gatherings. On April 15, 2020, Mayor Bowser extended the public emergency and public health emergency in the District through May 15, 2020, (Mayor's Order 2020-063), and on May 13, 2020, the Mayor extended the public emergency and public health emergency once again through June 8, 2020 (Mayor's Order 2020-066).

Recognizing that other types of ABC licensed establishments sought to offer alcoholic beverages for carry-out and delivery, the Board took further emergency action to allow hotels, multipurpose facilities, and private clubs to obtain temporary restaurant endorsements so that they also could offer alcoholic beverages for carry-out and delivery. The Board adopted a Notice of Emergency Rulemaking by a vote of six (6) to zero (0). *See* 67 DCR 3588 (March 27, 2020). The Board adopted a second emergency rulemaking on March 25, 2020, by a vote of seven (7) to zero (0), which superseded the emergency rulemaking that the Board had previously adopted. *See* 67 DCR 4130 (April 10, 2020).

On April 22, 2020, by a vote of seven (7) to zero (0), the Board took further emergency action in response to the Council of the District of Columbia's (Council) expansion of carry-out and delivery authorization to nightclubs. Specifically, the Notice of Third Emergency Rulemaking permitted nightclub licensees to obtain a temporary restaurant endorsement so that they can offer alcoholic beverages for carry-out and delivery with at least one (1) prepared food item. *See* 67 DCR 5600 (May 29, 2020 – Part 1).

After the Board adopted the third emergency rulemaking, Mayor Bowser issued Mayor's Order 2020-067, dated May 27, 2020, implementing Phase One of Washington D.C.'s reopening. Among other things, Mayor's Order 2020-067 partially lifted the restriction prohibiting on-site dining by allowing restaurants, taverns, nightclubs, mixed-use facilities, and other licensed food establishments to offer table service to seated patrons on outdoor public or private space. The

Board interpreted the phrase “mixed-use” facilities to include hotels, multipurpose facilities, private clubs and other class CX and DX licensees, and licensed manufacturers that serve food and satisfy the requirements set forth below. Thus, on May 28, 2020, the Board adopted the Notice of Fourth Emergency Rulemaking, by a vote of six (6) to zero (0). This emergency rulemaking superseded the previously adopted emergency rulemaking. *See* 67 DCR 7930 (June 26, 2020).

After adopting the fourth emergency rulemaking, Mayor Bowser issued Mayor’s Order 2020-075, dated June 19, 2020, which implemented Phase Two of Washington, D.C.’s reopening. Mayor’s Order 2020-075, among other things, allows restaurants, taverns, nightclubs, mixed-use facilities, and other licensed food establishments to: (1) offer on-site dining indoors; (2) limits indoor capacity to no more than fifty percent (50%), excluding staff and outdoor seating; and (3) allow bar seating provided the bar is not being staffed or utilized by a bartender.

In response to the issuance of Mayor’s Order 2020-075, the Board adopted the Suspension of On-premises Sales and Consumption Notice of Fifth Emergency Rulemaking on June 19, 2020, by a vote of six (6) to zero (0). *See* 67 DCR 9232 (July 31, 2020). The emergency rulemaking, which superseded the emergency that the Board had previously adopted, amended § 810 by modifying the conditions under which licensees may sell, serve and allow the consumption of beer, wine, or spirits indoors or outdoors during the public emergency.

Since the adoption of the fifth emergency rulemaking, the Council passed the Streatery Program and Pop Up Locations Emergency Amendment Act of 2020, enacted July 27, 2020 (D.C. Act 23-346; 67 DCR 9387 (August 7, 2020)). The Council further modified requirements for ABC-licensed establishments seeking to offer alcoholic beverages for on-site sales and consumption and carryout, as well as those licensees who seek to use expanded or new outdoor public or private spaces. Some of those additional requirements in the Act are absent from the Board’s fifth emergency rulemaking. Thus, in order to ensure that the District’s regulations and the Code are consistent, the Board finds it necessary to take emergency action to modify the fifth emergency rulemaking to conform with the Streatery Program and Pop Up Locations Emergency Amendment Act of 2020. Consistency across the regulations and the Code is essential to ensuring compliance, and to prevent confusion and misunderstanding among the public. This will in turn, continue to promote the immediate preservation of public health, welfare, and the safety of District residents.

Thus, on this day, August 19, 2020, the Board adopts the Suspension of On-premises Sales and Consumption Notice of Sixth Emergency Rulemaking, by a vote of seven (7) to zero (0). These emergency rules become effective on August 19, 2020. The rules supersede the previously adopted emergency rulemaking and shall remain in effect for the duration of the Extensions of Public Emergency and Public Health Emergency, but in no event longer than one hundred twenty (120) days from the Board’s adoption; expiring on or before December 17, 2020, unless superseded.

Chapter 8, ENFORCEMENT, INFRACTIONS, AND PENALTIES, of Title 23 DCMR, ALCOHOLIC BEVERAGES, is amended by adding a new § 810 to read as follows:

810 CONDITIONS OF ON-PREMISES ALCOHOL SALES AND CONSUMPTION DURING THE PUBLIC EMERGENCY

810.1 The sale and service of alcoholic beverages for on-premises consumption indoors and outdoors shall be permitted in the District of Columbia for the remainder of either or both the Mayor's Public Emergency and Public Health Emergency by authorized licensees, provided that they comply with the requirements set forth in § 810.2. Specifically, the sale and service of alcoholic beverages for on-premises consumption indoors and outdoors shall be conditionally permitted by the following license classes:

- (a) The holders of a retailer's license class C or D, including licensed caterers;
- (b) Class A or B manufacturers holding an on-site sales and consumption permit;
- (c) Festival and temporary license holders; and
- (d) Any other license or permit category set forth under Title 25 of the D.C. Official Code.

810.2 An on-premises retailer license, class C/R, D/R, C/T, D/T, C/N, D/N, C/H, D/H, C/X, or D/X, including a multipurpose facility or private club, a manufacturer license, class A or B, holding an on-site sales and consumption permit, a festival or temporary license holder, and the holder of any other license or permit set forth under Title 25 of the D.C. Official Code, may sell, serve and allow the consumption of beer, wine, or spirits indoors or on a Board-approved outdoor sidewalk café or summer garden, including an existing rooftop patio; provided that the licensee shall:

- (a) Limit its indoor capacity to no more than fifty percent (50%) of the lowest indoor occupancy load or seating capacity on its certificate of occupancy, excluding employees and outdoor seating.
- (b) Place indoor or outdoor tables on the sidewalk café or summer garden so that separate parties are at least six feet (6 ft.) apart from one another;
- (c) Ensure for non-movable communal tables that parties are seated at least six feet (6 ft.) apart from one another and that the communal table is marked with six-foot (6 ft.) divisions, such as with tape or signage;
- (d) Ensure that all indoor and outdoor dining customers are seated and place orders and are served food or alcoholic beverages at tables;

- (e) Prohibit events and activities that would require patrons to be standing or in cluster or be in close contact with one another, including dancing, playing darts, video games including games of skill, bowling, ping pong, pool, throwing axes, or indoor playgrounds;
- (f) Prohibit patrons from bringing their own alcoholic beverages;
- (g) Prohibit self-service buffets;
- (h) Have a menu in use containing a minimum of three (3) prepared food items available for purchase by patrons;
- (i) Require the purchase of one (1) or more prepared food items per table;
- (j) Ensure that prepared food items offered for sale or served to patrons are prepared on the licensed premises or off-premises at another licensed entity that has been approved to sell and serve food by the District of Columbia Department of Health (DC Health);
- (k) Restrict its operations, excluding carry-out and delivery, and the sale, service, or the consumption of alcoholic beverages both indoors and outdoors for on-premises consumption to the hours between 8:00 a.m. and midnight, seven (7) days a week, unless further restricted by settlement agreement or Board Order;
- (l) Not have more than six (6) individuals seated at a table or a joined table outside or inside;
- (m) Require patrons to wait outside at least six feet (6 ft.) apart until they are ready to be seated or make an on-site reservation;
- (n) Not provide live music or entertainment on the licensed premises without first obtaining a waiver from the District of Columbia Homeland Security and Emergency Management Agency;
- (o) Be allowed to play background or recorded music at a conversational level that is not heard in the homes of District residents;
- (p) Not serve alcoholic beverages or food to standing patrons;
- (q) Prohibit standing at indoor and outdoor bars and only permit seating at indoor or outdoor bars that are not being staffed or utilized by a bartender;
- (r) Require a minimum of six feet (6 ft.) between parties seated at indoor and outdoor bars, rail seats, or communal tables;

- (s) Abide by the terms of their public space permit with regard to the allowable placement of alcohol advertising, if any, in outdoor public space;
- (t) Provide and require that wait staff wear masks;
- (u) Require that patrons wear masks or face coverings when waiting in line inside or outside of the establishment or while traveling to use the restroom or until they are seated and eating or drinking;
- (v) Implement a reservation system by phone, on-line, or on-site and consider keeping customer logs to facilitate contact tracing by DC Health;
- (w) Implement sanitization and disinfection protocols including the provision of single use condiment packages;
- (x) Be permitted to utilize an additional location registered for alcohol carry-out and delivery, pursuant to D.C. Official Code § 25-113(a)(3)(D) for indoor on-premises alcohol consumption provided the location has a valid certificate of occupancy for a restaurant or other eating or drinking establishments. The use of outdoor space adjacent to or near the additional location shall be required to be registered pursuant to D.C. Official Code § 25-113(a)(6) in order to be utilized for outdoor dining; and
- (y) Have its own clearly delineated indoor and outdoor space and not share tables and chairs with another business.

810.3 A manufacturer's license, class A or B, with an on-site sales and consumption permit, a retailer's license class C/T, D/T, C/N, D/N, C/X, or D/X, a festival or temporary license holder, and the holder of any other license or permit set forth under Title 25 of the D.C. Official Code, may partner with a food vendor during its operating hours to satisfy the use of a menu containing a minimum of three (3) prepared food items available to patrons requirement set forth in § 810.2(h), provided, that patrons are seated when ordering and ordered food is delivered by the licensee to the seated patron.

810.4 A licensed restaurant, tavern, hotel, nightclub, or Class C/X and D/X licensee, including multi-purpose facilities and private clubs that register with the Board may sell beer, wine or spirits in closed containers for individuals to carry-out to their home or deliver beer, wine or spirits in closed containers to the homes of District residents; provided that each such carry-out or delivery order is accompanied by one or more prepared food items.

810.5 Board approval shall not be required for registration; however, a restaurant, tavern, hotel, nightclub, or Class C/X and D/X licensee, including multipurpose facilities

and private clubs, shall receive written authorization from ABRA prior to beginning carry-out or delivery of beer, wine or spirits.

- 810.6 A registered licensed restaurant, tavern, hotel, nightclub, or Class C/X and D/X licensee, including multipurpose facilities and private clubs, may sell beer, wine or spirits for carry-out and delivery only between the hours of 7:00 a.m. and midnight, Monday through Sunday.
- 810.7 Except as provided in § 810.2, a registered licensed restaurant, tavern, hotel, nightclub, or Class C/X and D/X licensee, including multi-purpose facilities and private clubs, shall not permit the consumption of beer, wine or spirits on the licensed premises.
- 810.8 Any person delivering beer, wine or spirits to the homes of District residents shall be eighteen (18) years of age or older and shall take reasonable steps to ascertain that the person receiving the delivered beer, wine or spirits is twenty-one (21) years of age or older.
- 810.9 The Board, in its discretion, may immediately suspend or revoke without prior notice or advertisement, the ABC license of an establishment licensed under Title 25 of the District of Columbia Official Code that is in violation of this section. Nothing in this subsection shall prohibit the Board or ABRA from issuing a written or verbal warning for a violation of this section.
- 810.10 The Board shall conspicuously post two (2) summary suspension or revocation notices at or near the main street entrance of the outside of the establishment.
- 810.11 A licensee may request a hearing within three (3) business days after service of a Notice of Suspension or Revocation for a violation of this section. The Board shall hold a hearing within two (2) business days of receipt of a timely request and shall issue a decision within three (3) business days after the hearing.
- 810.12 A licensee aggrieved by a final summary action may file an appeal in accordance with the procedures set forth in subchapter I of Chapter 5 of Title 2.

DEPARTMENT OF FOR-HIRE VEHICLES**NOTICE OF EMERGENCY RULEMAKING**

The Director of the Department of For-Hire Vehicles, pursuant to the authority set forth in Sections 8(c)(3), (4), and (19) of the Department of For-Hire Vehicles Establishment Act of 1985, effective March 25, 1986 (D.C. Law 6-97; D.C. Official Code §§ 50-301.07 (c)(3), (4), and (19) (2014 Repl. & 2019 Supp.)), hereby gives notice of the emergency amendments to Chapter 6 (Taxicab Parts and Equipment) of Title 31 (Taxicabs and Public Vehicles For Hire) of the District of Columbia Municipal Regulations (DCMR).

The emergency rulemaking amends Chapter 6 to allow the Department of For-Hire Vehicles (“Department”) to reinstate the requirement of a safety partition in taxicabs to minimize the spread of infectious disease, particularly COVID-19, which necessitated a global pandemic and Public Health Emergency. This emergency rulemaking is necessary to protect the health, safety, and well-being of taxicab drivers and passengers in the District of Columbia.

The emergency rulemaking was adopted on September 10, 2020, took effect immediately, and will remain in effect for one hundred twenty (120) days after the date of its adoption, (expiring January 8, 2021), unless earlier superseded by an amendment or repeal by the Department.

Chapter 6, TAXICAB PARTS AND EQUIPMENT, of Title 31 DCMR, TAXICABS AND PUBLIC VEHICLES FOR HIRE, is amended as follows:

Section 601, TAXICAB VEHICLE PARTITION, is amended as follows:

Subsection 601.9 is amended to read as follows:

601.9 Effective October 19, 2020, each taxicab shall be equipped with a safety partition between the front and rear seats for the purpose of minimizing the spread of infectious diseases. The partition may be temporary or permanent and can be hard or flexible. The partition shall be installed so that it:

- (a) Does not obstruct the vision of the driver to the rear or the vision of the passengers to the meter;
- (b) Includes an opening that allows the driver and passenger to transact payment and receipt exchange;
- (c) Does not impede entering into and exiting from the taxicab;
- (d) Is not a hazard to passengers in the rear seat in case of an accident;
- (e) Provides coverage between the front and rear seats with gaps no larger than four (4) inches at the edges;

- (f) Can be easily cleaned;
- (g) Can withstand air flow if the windows are open while the vehicle is in motion;
- (h) Does not hinder passenger access to use of the passenger console, if applicable; and
- (i) Meets all standards that the Department may issue in an administrative issuance.

Copies of this emergency rulemaking can be obtained at www.dcregs.dc.gov or by contacting the Department of For-Hire Vehicles, 2235 Shannon Place, S.E., Suite 3001, Washington, D.C. 20020.

OFFICE OF THE DEPUTY MAYOR FOR HEALTH AND HUMAN SERVICES**NOTICE OF EMERGENCY AND PROPOSED RULEMAKING**

The Deputy Mayor for Health and Human Services, pursuant to the authority set forth in Section 1108(c-2)(5) of the District of Columbia Government Comprehensive Merit Personnel Act of 1978 (CMPA), effective March 3, 1979 (D.C. Law 2-139; D.C. Official Code § 1-611.08(c-2)(5) (2016 Repl.)), and in accordance with Mayor's Order 2019-116, dated November 7, 2019, hereby gives notice of the adoption, on an emergency basis, of a new Chapter 39 (Interagency Council on Homelessness Member Compensation) of Title 29 (Public Welfare) of the District of Columbia Municipal Regulations (DCMR).

The Interagency Council on Homelessness (ICH) was established in 2005 to provide leadership in the development of strategies and policies to guide the implementation of the District's policies and programs for meeting the needs of individuals and families who are homeless or at risk of homelessness. In fulfilling its responsibility, the ICH hosts a number of regularly scheduled meetings each month to support implementation of the District of Columbia's two strategic plans to prevent and end homelessness – Homeward DC (focused on single adults and families) and Solid Foundations DC (focused on unaccompanied youth). These meetings are attended by ICH members, including persons who are currently or formerly homeless.

ICH members who represent public agencies and private organizations are employed by those entities and are therefore compensated for participating in ICH meetings. Members who are currently or formerly homeless, however, are appointed to the ICH to ensure the District's policy, programming, and funding decisions are informed by the perspective of people who have experienced homelessness and utilized programs and services in the District. These ICH members with lived experience are not compensated by any outside organization for participating in ICH meetings. The Department has determined that providing compensation to these members is essential to ensure the development and implementation of effective programs and strategies to help end homelessness in the District.

This chapter will set the criteria and rates of compensation for ICH members who are currently or formerly homeless who attend certain ICH meetings in an official role. This compensation shall be provided only to currently or formerly homeless members who are not otherwise compensated by either the District government or another entity or organization to attend these meetings.

Emergency rulemaking to permit compensation is critical to public health and welfare. Providing compensation to current or formerly homeless ICH members in the form of a stipend will allow them to attend and fully participate in ICH meetings in which they have an official role. A substantial portion of the work of the ICH is accomplished through these meetings. Without the robust participation of current and formerly homeless members, the ICH risks making decisions and recommendations that have unintended and potentially costly consequences, resulting in future policy course corrections, limited impact, or even harm to the people the ICH is trying to serve.

These emergency rules were adopted on September 10, 2020, and became effective on that date. The emergency rules shall remain in effect for up to one hundred and twenty (120) days from the

adoption date, expiring on January 7, 2021, unless superseded by publication of a subsequent rulemaking in the *D.C. Register*.

The Deputy Mayor also gives notice of the intent to take final rulemaking action to adopt these rules not less than thirty (30) days from the date of publication of this notice in the *D.C. Register* and after approval by the Council of the District of Columbia, as specified in Section 1108 (b) of the CMPA (D.C. Official Code § 1-611.08(b)).

A new Chapter 39, INTERAGENCY COUNCIL ON HOMELESSNESS MEMBER COMPENSATION, of Title 29 DCMR, PUBLIC WELFARE, is added to read as follows:

CHAPTER 39 INTERAGENCY COUNCIL ON HOMELESSNESS MEMBER COMPENSATION

3900 ELIGIBILITY CRITERIA FOR MEMBER COMPENSATION

3901 STIPEND AMOUNT AND PAYMENT

3902 LIMITATIONS

3999 DEFINITIONS

3900 ELIGIBILITY CRITERIA FOR MEMBER COMPENSATION

3900.1 A member of the Interagency Council on Homelessness (ICH) appointed pursuant to § 4(b)(5) of the Homeless Services Reform Act of 2005, effective October 22, 2005 (D.C. Law 16-35; D.C. Official Code § 4-752.01(b)(5)), shall, subject to Section 3902, receive compensation in the form of a stipend in the amount set forth in Subsection 3901.1, if the member:

- (a) Is appointed to and is a participating member of the ICH Consumer Engagement Work Group or ICH Youth Action Board;
- (b) Attends, in person, the substantial entirety of:
 - (1) A meeting of the full ICH;
 - (2) A meeting of the ICH Executive Committee, an ICH Standing Committee, or an ICH Working Group in which the ICH member has an official role; or
 - (3) A non-ICH event for which their attendance has been determined by the ICH to be beneficial to the work of the ICH and which they attend in an official capacity as a member of the ICH;
- (c) Has executed an agreement with the ICH setting out the terms and conditions under which the stipend will be provided;
- (d) Requests a stipend for the meeting or event from ICH; and

(e) Is not otherwise compensated by the District government or another entity for attending the meeting or event.

3900.2 For the purposes of Subsection 3900.1(b), attending the substantial entirety of a meeting or event means arriving no later than fifteen (15) minutes after the stated start time of the meeting or event, staying during the meeting or event, and leaving no earlier than fifteen (15) minutes before the end of the meeting or event.

3901 STIPEND AMOUNT AND PAYMENT

3901.1 The amount of the stipend referred to in Subsection 3900.1 shall be fifty dollars (\$50.00) per meeting or event described in Subsection 3900.1(b).

3901.2 The stipend may be provided by an ICH gift card program or by payment through the ICH or a partner organization, if available.

3901.3 ICH members who are eligible for the stipend shall have the option to choose the form of their stipend from available options.

3902 LIMITATIONS

3902.1 The total amount of compensation to an individual member during a calendar year may be capped by the ICH based on the form of compensation available or chosen, or other criteria established by the ICH.

3902.2 The provision of stipends to eligible members is subject to the availability of funding and the availability of administrative mechanisms and resources to implement the payment of stipends.

3902.3 Nothing in this chapter shall be construed to create an entitlement (either direct or implied) on the part of any individual to compensation as authorized by this chapter.

3999 DEFINITIONS

3999.1 When used in this subchapter, the following terms and phrases shall have the meanings ascribed:

Consumer Engagement Work Group (CWEG) – an ICH Working Group that operates under the Executive Committee of the ICH whose primary responsibility is to ensure that the District’s consumers of homeless services are involved in planning the solutions to end long-term homelessness in the District.

Gift card – a general purpose stored-value payment card, such as a pre-loaded credit card, or other similar product.

ICH Standing Committee – a standing committee of the ICH established under the bylaws of the ICH.

ICH Working Group – a work group established by an ICH Standing Committee as authorized by the bylaws of the ICH.

Youth Action Board (YAB) – an ICH Working Group that operates under the ICH Youth Committee whose primary responsibility is to ensure that the District’s transition-age youth (between 18 and 24 years of age) with current or previous lived experience of homelessness are involved in planning the solutions to end long-term youth homelessness in the District.

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 Sakina Thompson, Senior Legal Advisor, Office of the Deputy Mayor for Health and Human Services, 1350 Pennsylvania Avenue N.W., Suite 223, Washington, D.C. 20004. Copies of the proposed rules may be obtained between the hours of 9:00 a.m. and 5:00 p.m. at the address listed above, or by contacting Sakina Thompson, Senior Legal Advisor, at sakina.thompson@dc.gov, (202) 727-7973.

DEPARTMENT OF HEALTH

NOTICE OF EMERGENCY AND PROPOSED RULEMAKING

The Director of the Department of Health (Department), pursuant to the District of Columbia Health Occupations Revision Act of 1985, effective March 25, 1986 (D.C. Law 6-99; D.C. Official Code § 3-1203.02(14) (2016 Repl.)), and Mayor's Order 98-140, dated August 20, 1998, hereby gives notice of the adoption, on an emergency basis, of the following amendments to Chapter 42 (Dentistry) of Title 17 (Business, Occupations, and Professionals) of the District of Columbia Municipal Regulations (DCMR).

The purpose of this rulemaking is to amend the licensure examination requirements for dentists by approving acceptance of nonpatient-based examinations; and to amend the continuing education requirements for dentists by allowing all of the continuing education requirements, except for cardiopulmonary resuscitation certification for health care providers, to be satisfied through approved online courses.

This emergency rulemaking is necessary to protect the health, safety, and welfare of the District's residents by reducing the spread of COVID-19 by enabling dentists and dental students to satisfy the examination requirements necessary for licensure through the use of nonpatient-based testing methods such as utilizing simulated teeth, which protects both the practitioner and a potential live patient from possible exposure to the COVID-19 virus. This action would also eliminate the mandate to complete the Periodontal Examination. Eliminating the mandate to complete the Periodontal Examination, which primarily assesses periodontal scaling, reduces the aerosol spray and potential for increased exposure to the COVID-19 virus, and is consistent with the fact that periodontal scaling is a procedure that is primarily performed by dental hygienists instead of by dentists.

Additionally, the rulemaking is necessary to protect the health, safety, and welfare of the District's residents by reducing the spread of COVID-19 by enabling dental licensees to complete their continuing education requirements online which is consistent with current social distancing efforts.

This emergency rulemaking was adopted on September 8, 2020, and became effective immediately on that date. The emergency rule will expire one hundred twenty (120) days from the date of adoption (January 6, 2021), or upon publication of a Notice of Final Rulemaking in the *D.C. Register*, whichever occurs first.

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

Chapter 42, DENTISTRY, of Title 17 DCMR, BUSINESS, OCCUPATIONS, AND PROFESSIONALS, is amended as follows:

Section 4204, LICENSURE BY EXAMINATION, is amended as follows:

Subsection 4204.1(b) is amended to read as follows:

4204.1

...

- (b) Receive a passing score on the following:
 - (1) The National Dental Examination;
 - (2) The American Board of Dental Examiners (ADEX) Examination, which may be a patient-based or nonpatient-based examination, and which may, but is not required to, include a periodontal examination; and
 - (3) The District of Columbia Dental Law Examination.

Section 4206, CONTINUING EDUCATION REQUIREMENTS, is amended as follows:

Subsection 4206.7 is amended to read as follows:

4206.7 Beginning with the licensure period ending December 31, 2021, the continuing education requirements set forth in this chapter for renewal, reinstatement, or reactivation of a license may be satisfied through approved internet continuing education courses.

All persons desiring to comment on the subject of this proposed rulemaking should file comments in writing not later than thirty (30) days after the date of the publication of this notice in the *D.C. Register*. Comments should be sent to the Department of Health, Phillip L. Husband, General Counsel, Office of the General Counsel, 899 North Capitol Street, N.E., 6th Floor, Washington, D.C. 20002. Copies of the proposed rules may be obtained during the hours of 9 a.m. to 5 p.m., Monday through Friday, excluding holidays, at the address listed above, or by contacting Angli Black, Paralegal Assistant, at Angli.Black@dc.gov, (202) 442-5977.

DEPARTMENT OF HEALTH

NOTICE OF EMERGENCY AND PROPOSED RULEMAKING

The Director of the Department of Health (Department), pursuant to the District of Columbia Health Occupations Revision Act of 1985, effective March 25, 1986 (D.C. Law 6-99; D.C. Official Code § 3-1203.02(14) (2016 Repl.)), and Mayor's Order 98-140, dated August 20, 1998, hereby gives notice of the adoption, on an emergency basis, of the following amendments Chapter 43 (Dental Hygiene) of Title 17 (Business, Occupations, and Professionals) of the District of Columbia Municipal Regulations (DCMR).

The purpose of this rulemaking is to amend the licensure examination requirements for dental Hygienists by approving acceptance of nonpatient-based examinations; and to amend the continuing education requirements for dental hygienists by allowing all of the continuing education requirements to be satisfied through approved online courses.

This emergency rulemaking is necessary to protect the health, safety, and welfare of the District's residents by reducing the spread of COVID-19 by enabling dental hygienist and dental hygiene students to satisfy the examination requirements necessary for licensure through the use of nonpatient-based testing methods such as utilizing simulated teeth, which protects both the practitioner and the potential live patient from possible exposure to the COVID-19 virus.

Additionally, the rulemaking is necessary to protect the health, safety, and welfare of the District's residents by reducing the spread of COVID-19 by enabling dental hygiene licensees to complete their continuing education requirements online which is consistent with current social distancing efforts.

This emergency rulemaking was adopted on September 8, 2020, and became effective immediately on that date. The emergency rule will expire one hundred twenty (120) days from the date of adoption (January 6, 2021), forty-five (45) days after the public health emergency declared by Mayor's Order 2020-050 dated March 20, 2020 or any substantially similar subsequent Mayor's Order is declared over, or upon publication of a Notice of Final Rulemaking in the *D.C. Register*, whichever occurs first.

The Director also gives notice of her intent to adopt this rule, in final in not less than thirty (30) days from the date of publication of this notice in the *D.C. Register*.

Chapter 43, DENTAL HYGIENE, of Title 17 DCMR, BUSINESS, OCCUPATIONS, AND PROFESSIONALS, is amended as follows:

Section 4304, LICENSURE BY EXAMINATION, is amended as follows:

Subsection 4304.1(b) is amended to read as follows:

4304.1

...

(b) Receive a passing score on the following:

- (1) The National Board of Dental Hygiene Examination;
- (2) The American Board of Dental Examiners (ADEX) Examination, which may be a patient-based or nonpatient-based examination; and
- (3) The District of Columbia Dental Law Examination.

Section 4306, CONTINUING EDUCATION REQUIREMENTS, is amended as follows:

Subsection 4306.15 is amended to read as follows:

4306.15 Beginning with the licensure period ending December 31, 2021, the continuing education requirements set forth in this chapter for renewal, reinstatement, or reactivation of a license may be satisfied through approved internet continuing education courses.

Subsection 4306.16 is repealed.

All persons desiring to comment on the subject of this proposed rulemaking should file comments in writing not later than thirty (30) days after the date of the publication of this notice in the *D.C. Register*. Comments should be sent to the Department of Health, Phillip L. Husband, General Counsel, Office of the General Counsel, 899 North Capitol Street, N.E., 6th Floor, Washington, D.C. 20002. Copies of the proposed rules may be obtained during the hours of 9 a.m. to 5 p.m., Monday through Friday, excluding holidays, at the address listed above, or by contacting Angli Black, Paralegal Assistant, at Angli.Black@dc.gov, (202) 442-5977.

GOVERNMENT OF THE DISTRICT OF COLUMBIA

ADMINISTRATIVE ISSUANCE SYSTEM


Mayor's Order 2020-094
September 16, 2020

SUBJECT: Delegation of Authority Authorized During COVID-19

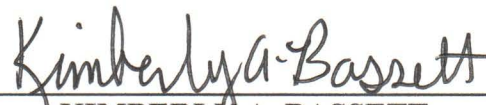
ORIGINATING AGENCY: Office of the Mayor

By virtue of the authority vested in me as Mayor of the District of Columbia pursuant to section 422 of the District of Columbia Home Rule Act, approved December 24, 1973, Pub. L. 93-198, 87 Stat. 790, D.C. Official Code § 1-204.22 (2016 Repl.), and section 5b of the District of Columbia Public Emergency Act of 1980, effective March 5, 1981 (D.C. Law 3-149; D.C. Official Code § 7-2304.02), as added by section 4 of the Coronavirus Support Clarification Emergency Amendment Act of 2020, effective July 7, 2020, D.C. Act 23-332, 67 DCR 8609, and any substantially similar subsequent emergency or temporary legislation, it is hereby **ORDERED** that:

1. The Deputy Mayor for Planning and Economic Development is delegated the authority vested in the Mayor by section 5b of the District of Columbia Public Emergency Act of 1980, effective March 5, 1981 (D.C. Law 3-149; D.C. Official Code § 7-2304.02), as added by section 4 of the Coronavirus Support Clarification Emergency Amendment Act of 2020 (the "Act"), effective July 7, 2020, D.C. Act 23-332, 67 DCR 8609, to issue public health emergency response grants and loans.
2. **Effective Date:** The delegation of authority under paragraph 1 of this Order shall be effective *nunc pro tunc* to July 7, 2020, and shall apply as of June 9, 2020.
3. **Duration of Delegation:** The delegation of authority under paragraph 1 of this Order shall remain valid for the duration of the Act and any substantially similar subsequent emergency and temporary legislation.



 MURIEL BOWSER
 MAYOR

ATTEST: 

 KIMBERLY A. BASSETT
 SECRETARY OF STATE OF THE DISTRICT OF COLUMBIA

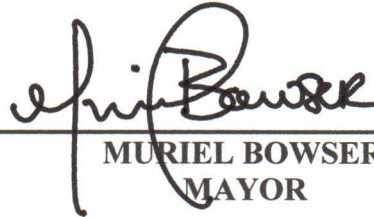
GOVERNMENT OF THE DISTRICT OF COLUMBIA

ADMINISTRATIVE ISSUANCE SYSTEM

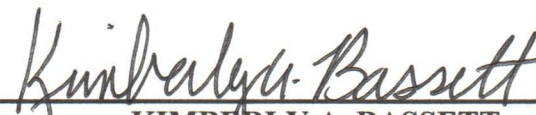
Mayor's Order 2020-095
September 17, 2020**SUBJECT:** Appointment — Acting Chief, Fire and Emergency Medical Services Department**ORIGINATING AGENCY:** Office of the Mayor

By virtue of the authority vested in me as Mayor of the District of Columbia by section 422(2) of the District of Columbia Home Rule Act, approved December 24, 1973, 87 Stat. 790, Pub. L. 93-198, D.C. Official Code § 1-204.22(2) (2016 Repl.), and section 2 of An Act To classify the officers and members of the Fire Department of the District of Columbia, and for other purposes, approved June 20, 1906, 34 Stat. 314, D.C. Official Code § 5-402(a-1)(1) (2019 Repl.), it is hereby **ORDERED** that:

1. **JOHN DONNELLY**, is appointed as Acting Chief of the Fire and Emergency Medical Services Department, and shall serve in that capacity at the pleasure of the Mayor.
2. This Order supersedes Mayor's Order 2015-242, dated November 16, 2015.
3. **EFFECTIVE DATE:** This Order shall become effective on September 18, 2020.



MURIEL BOWSER
MAYOR

ATTEST: 

KIMBERLY A. BASSETT
SECRETARY OF STATE OF THE DISTRICT OF COLUMBIA

**DC INTERNATIONAL PUBLIC CHARTER SCHOOL
REQUEST FOR PROPOSALS**

SPECIAL EDUCATION SERVICE PROVIDERS

RFP for Special Education Service Providers: DC International School is seeking competitive bids for Special Education Services, including but not limited to Behavioral Support Services, Occupational Therapy, Physical Therapy, and Speech Therapy as well as Special Education evaluations (bilingualism preferred in all areas). Special Education Service Providers will be required to attend IEP meetings, assist in writing IEPs, and meet statewide compliance timelines for evaluations. These services are to be offered at DC International School during school hours to students who require specialized services. Bids must include evidence of experience in field, qualifications and estimated fees. Please send proposals to RFP@dcinternationalschool.org. Proposals must be received no later than the close of business on Friday, October 2, 2020.

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

**ANNOUNCES SEPTEMBER 24, 2020 PUBLIC MEETING
FOR THE DISTRICT OF COLUMBIA PUBLIC CHARTER SCHOOL CREDIT
ENHANCEMENT COMMITTEE**

The Office of the State Superintendent of Education (OSSE) hereby announces that it will hold a public meeting for the District of Columbia Public Charter School Credit Enhancement Committee as follows:

**12:30 p.m. – 2:00 p.m.
Thursday September 24, 2020
Phone Conference
Conference Line (866) 836-4385
Passcode: 5280417**

For additional information, please contact:

Darryl Brantley, Financial Program Specialist
Office of Public Charter School Financing and Support
Office of the State Superintendent of Education
1050 First St. NE, Fifth Floor
Washington, DC 20002
(202) 258-3541
Darryl.Brantley@dc.gov

The draft agenda for the above-referenced meeting will be:

- I. Call to Order
- II. Approval of agenda for the September 24, 2020, committee meeting
- III. Approval of minutes from August 20, 2020, committee meeting
- IV. Review Conflict of Interest – Transaction Disclosure Checklist
- V. Charter School Incubator Initiative – Gibbs School Direct Loan & Credit Enhancement extension
- VI. Charter School Incubator Initiative – PR Harris School Direct Loan & Credit Enhancement extension
- VII. Charter School Incubator Initiative – Birney School Building Credit Enhancement extension

Any changes made to the agenda that are unable to be submitted to the DC Register in time for publication prior to the meeting will be posted on the [public meetings calendar](#) no later than two (2) business days prior to the meeting.

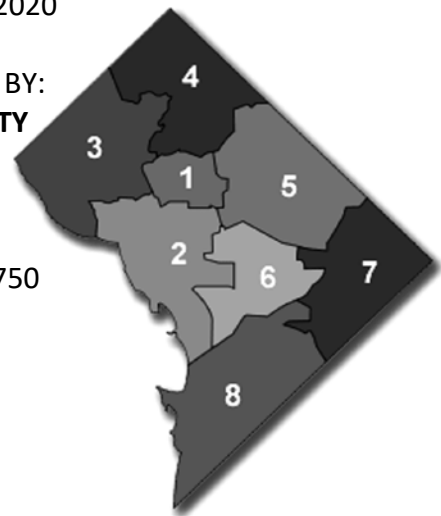
**D.C. BOARD OF ELECTIONS
MONTHLY REPORT OF VOTER REGISTRATION STATISTICS
CITYWIDE REGISTRATION SUMMARY
As Of August 31, 2020**

WARD	DEM	REP	STG	LIB	OTH	N-P	TOTALS
1	48,154	2,781	559	280	172	11,128	63,074
2	31,931	4,956	212	254	120	10,283	47,756
3	39,926	5,622	322	252	117	10,803	57,042
4	50,952	2,137	494	173	149	8,689	62,594
5	55,112	2,455	573	258	237	9,804	68,439
6	59,465	7,648	480	405	202	14,470	82,670
7	50,108	1,424	486	146	191	7,356	59,711
8	48,606	1,570	475	166	174	8,035	59,026
Totals	384,254	28,593	3,601	1,934	1,362	80,568	500,312
Percentage By Party	76.80%	5.72%	.72%	.39%	.27%	16.10%	100.00%

DISTRICT OF COLUMBIA BOARD OF ELECTIONS MONTHLY REPORT OF
VOTER REGISTRATION STATISTICS AND REGISTRATION TRANSACTIONS
AS OF THE END OF August 31, 2020

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 August 31, 2020

PRECINCT	DEM	REP	STG	LIB	OTH	N-P	TOTALS
20	1,727	38	14	9	8	295	2,091
22	4,086	398	20	26	9	1,020	5,559
23	3,105	199	41	27	11	752	4,135
24	2,833	240	24	34	6	756	3,893
25	4,069	385	38	17	12	1,023	5,544
35	3,845	174	54	21	15	808	4,917
36	4,574	234	50	23	15	989	5,885
37	3,887	180	31	18	24	862	5,002
38	3,146	138	38	16	12	751	4,101
39	4,223	176	59	20	10	937	5,425
40	3,783	176	68	15	9	878	4,929
41	3,904	191	69	24	21	1,024	5,233
42	1,906	90	22	10	7	461	2,496
43	1,907	72	23	8	6	351	2,367
137	1,159	90	8	12	7	221	1,497
TOTALS	48,154	2,781	559	280	172	11,128	63,074

D.C. BOARD OF ELECTIONS
MONTHLY REPORT OF VOTER REGISTRATION STATISTICS
WARD 2 REGISTRATION SUMMARY
As Of August 31, 2020

PRECINCT	DEM	REP	STG	LIB	OTH	N-P	TOTALS
2	960	163	7	8	7	496	1,641
3	1,835	345	12	17	8	701	2,918
4	2,145	457	10	20	7	784	3,423
5	2,140	539	13	29	11	786	3,518
6	2,575	692	17	23	17	1,206	4,530
13	1,326	198	6	6	4	420	1,960
14	2,816	361	17	26	5	761	3,986
15	3,151	303	27	21	8	803	4,313
16	3,441	403	25	20	11	871	4,771
17	4,818	525	32	43	18	1,354	6,790
129	2,551	360	14	14	11	930	3,880
141	2,522	274	19	13	7	586	3,421
143	1,651	336	13	14	6	585	2,605
TOTALS	31,931	4,956	212	254	120	10,283	47,756

**D.C. BOARD OF ELECTIONS
MONTHLY REPORT OF VOTER REGISTRATION STATISTICS
WARD 3 REGISTRATION SUMMARY
As Of August 31, 2020**

PRECINCT	DEM	REP	STG	LIB	OTH	N-P	TOTALS
7	1,375	367	9	17	3	532	2,303
8	2,558	588	18	12	9	813	3,998
9	1,307	466	9	11	7	482	2,282
10	1,947	363	20	10	7	666	3,013
11	3,619	659	41	43	16	1,186	5,564
12	564	170	1	2	2	219	958
26	3,059	327	23	20	7	846	4,282
27	2,464	225	23	8	2	530	3,252
28	2,541	392	25	19	9	763	3,749
29	1,382	150	14	8	4	386	1,944
30	1,319	184	11	4	3	296	1,817
31	2,495	294	18	11	11	544	3,373
32	2,882	274	28	12	10	594	3,800
33	2,994	248	24	11	4	656	3,937
34	4,043	342	24	20	8	1,054	5,491
50	2,302	284	15	18	7	525	3,151
136	877	61	7	5	1	248	1,199
138	2,198	228	12	21	7	463	2,929
TOTALS	39,926	5,622	322	252	117	10,803	57,042

D.C. BOARD OF ELECTIONS
MONTHLY REPORT OF VOTER REGISTRATION STATISTICS
WARD 4 REGISTRATION SUMMARY
As Of August 31, 2020

PRECINCT	DEM	REP	STG	LIB	OTH	N-P	TOTALS
45	2,371	62	25	15	7	360	2,840
46	2,963	85	33	13	11	480	3,585
47	3,578	141	37	8	13	688	4,465
48	2,901	119	29	9	2	531	3,591
49	998	45	10	1	8	192	1,254
51	3,467	477	20	11	9	624	4,608
52	1,345	131	9	4	2	225	1,716
53	1,291	66	21	5	5	234	1,622
54	2,304	70	28	5	5	397	2,809
55	2,548	83	18	7	13	412	3,081
56	3,354	97	35	21	12	620	4,139
57	2,524	74	24	14	9	486	3,131
58	2,296	65	21	5	7	358	2,752
59	2,629	79	24	7	6	386	3,131
60	2,275	69	28	9	8	602	2,991
61	1,651	60	14	7	5	284	2,021
62	3,275	123	18	7	1	402	3,826
63	3,912	137	48	9	14	660	4,780
64	2,415	69	20	6	10	364	2,884
65	2,855	85	32	10	2	384	3,368
Totals	50,952	2,137	494	173	149	8,689	62,594

D.C. BOARD OF ELECTIONS
MONTHLY REPORT OF VOTER REGISTRATION STATISTICS
WARD 5 REGISTRATION SUMMARY
As Of August 31, 2020

PRECINCT	DEM	REP	STG	LIB	OTH	N-P	TOTALS
19	4,778	222	59	32	21	1,022	6,134
44	2,838	186	29	15	13	621	3,702
66	4,751	123	37	16	15	688	5,630
67	2,873	102	23	7	9	423	3,437
68	1,998	162	21	11	14	383	2,589
69	2,152	73	19	7	8	287	2,546
70	1,534	58	24	3	5	255	1,879
71	2,503	73	32	13	12	386	3,019
72	4,486	158	37	17	24	726	5,448
73	1,966	99	19	10	8	357	2,459
74	5,030	285	63	23	21	1,023	6,445
75	4,190	225	37	30	18	812	5,312
76	1,808	131	18	14	15	404	2,390
77	3,075	118	30	14	12	519	3,768
78	3,058	106	41	13	11	515	3,744
79	2,170	89	22	9	12	426	2,728
135	3,125	166	38	18	12	591	3,950
139	2,777	79	24	6	7	366	3,259
TOTALS	55,112	2,455	573	258	237	9,804	68,439

D.C. BOARD OF ELECTIONS
MONTHLY REPORT OF VOTER REGISTRATION STATISTICS
WARD 6 REGISTRATION SUMMARY
As Of August 31, 2020

PRECINCT	DEM	REP	STG	LIB	OTH	N-P	TOTALS
1	4,825	560	35	27	18	1,373	6,838
18	4,946	368	42	27	13	1,089	6,485
21	1,193	58	13	8	1	248	1,521
81	4,724	353	45	23	18	933	6,096
82	2,591	265	23	17	3	593	3,492
83	3,611	405	29	32	17	831	4,925
84	2,010	365	18	13	9	531	2,946
85	2,732	512	17	18	4	701	3,984
86	2,242	238	16	9	7	412	2,924
87	2,657	274	15	18	11	584	3,559
88	2,096	288	21	10	8	442	2,865
89	2,757	585	22	19	8	759	4,150
90	1,632	226	15	9	13	490	2,385
91	4,329	415	25	22	16	934	5,741
127	4,272	318	45	21	15	881	5,552
128	2,591	216	23	14	6	629	3,479
130	764	285	6	5	3	251	1,314
131	4,115	1,199	35	46	15	1,336	6,746
142	2,271	314	18	29	6	615	3,253
144	3,107	404	17	38	11	838	4,415
TOTALS	59,465	7,648	480	405	202	14,470	82,670

D.C. BOARD OF ELECTIONS
MONTHLY REPORT OF VOTER REGISTRATION STATISTICS
WARD 7 REGISTRATION SUMMARY
As Of August 31, 2020

PRECINCT	DEM	REP	STG	LIB	OTH	N-P	TOTALS
80	1,506	93	26	9	9	282	1,925
92	1,563	39	15	3	5	229	1,854
93	1,693	47	27	3	7	247	2,024
94	2,063	57	21	7	7	311	2,466
95	1,670	55	16	5	6	266	2,018
96	2,473	73	20	5	11	364	2,946
97	1,438	57	17	7	5	243	1,767
98	2,057	58	23	7	15	299	2,459
99	1,678	55	16	10	12	313	2,084
100	2,665	45	24	8	6	348	3,096
101	1,578	51	15	7	6	193	1,850
102	2,621	75	26	4	15	343	3,084
103	3,595	87	41	13	12	543	4,291
104	3,379	95	39	10	15	513	4,051
105	2,573	75	19	7	9	428	3,111
106	2,877	67	24	4	11	421	3,404
107	1,793	60	12	5	7	261	2,138
108	1,069	32	2	0	2	127	1,232
109	964	31	4	3	1	117	1,120
110	3,859	96	22	6	11	448	4,442
111	2,600	63	36	12	5	423	3,139
113	2,282	54	22	7	8	293	2,666
132	2,112	59	19	4	6	344	2,544
TOTALS	50,108	1,424	486	146	191	7,356	59,711

D.C. BOARD OF ELECTIONS
MONTHLY REPORT OF VOTER REGISTRATION STATISTICS
WARD 8 REGISTRATION SUMMARY
As Of August 31, 2020

PRECINCT	DEM	REP	STG	LIB	OTH	N-P	TOTALS
112	2,284	67	18	1	8	326	2,704
114	4,143	167	53	24	25	838	5,250
115	2,814	88	26	9	12	612	3,561
116	4,210	112	42	13	12	665	5,054
117	2,332	58	21	12	6	400	2,829
118	2,968	90	40	9	14	454	3,575
119	2,700	102	30	9	14	460	3,315
120	2,295	51	14	9	3	321	2,693
121	3,550	99	29	14	4	522	4,218
122	1,855	58	21	4	7	297	2,242
123	2,534	200	25	19	12	483	3,273
124	2,648	70	24	7	10	351	3,110
125	4,634	107	40	12	19	768	5,580
126	4,101	139	55	14	16	787	5,112
133	1,329	49	6	2	0	170	1,556
134	2,277	53	22	3	3	299	2,657
140	1,932	60	9	5	9	282	2,297
TOTALS	48,606	1,570	475	166	174	8,035	59,026

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

For voter registration activity between 7/31/2020 and 8/31/2020

NEW REGISTRATIONS	DEM	REP	STG	LIB	OTH	N-P	TOTAL
Beginning Totals	386,866	29,145	3,620	1,958	1,352	80,152	503,093
Board of Elections Over the Counter	263	20	0	5	5	52	345
Board of Elections by Mail	299	30	3	2	1	88	423
Board of Elections Online Registration	965	78	6	9	5	266	1,329
Department of Motor Vehicle	751	89	4	3	2	235	1,084
Department of Disability Services	0	0	0	0	0	0	0
Office of Aging	0	0	0	0	0	0	0
Federal Postcard Application	0	0	0	0	0	0	0
Department of Parks and Recreation	0	0	0	0	0	0	0
Nursing Home Program	4	3	0	0	0	1	8
Dept. of Youth Rehabilitative Services	3	0	0	0	0	0	3
Department of Corrections	46	3	6	0	2	9	66
Department of Human Services	1	0	0	0	0	1	2
Special / Provisional	0	0	0	0	0	0	0
All Other Sources	83	4	1	0	0	35	123
+Total New Registrations	2,415	227	20	19	15	687	3,383

ACTIVATIONS	DEM	REP	STG	LIB	OTH	N-P	TOTAL
Reinstated from Inactive Status	360	25	3	2	4	77	471
Administrative Corrections	11	1	0	0	0	2	14
+TOTAL ACTIVATIONS	371	26	3	2	4	79	485

DEACTIVATIONS	DEM	REP	STG	LIB	OTH	N-P	TOTAL
Changed to Inactive Status	17	5	0	0	0	2	24
Moved Out of District (Deleted)	1	0	0	0	0	1	2
Felon (Deleted)	0	0	0	0	0	0	0
Deceased (Deleted)	233	10	5	1	0	24	273
Administrative Corrections	5,323	750	49	50	1	462	6,635
-TOTAL DEACTIVATIONS	5,574	765	54	51	1	489	6,934

AFFILIATION CHANGES	DEM	REP	STG	LIB	OTH	N-P
+ Changed To Party	444	75	36	23	16	528
- Changed From Party	-268	-115	-24	-17	-24	-389
ENDING TOTALS	384,254	28,593	3,601	1,934	1,362	80,568

**DEPARTMENT OF ENERGY AND ENVIRONMENT
NOTICE OF FUNDING AVAILABILITY**

**Request for Partners - Pumpout Services for Recreational Boaters in the District of
Columbia**

The Department of Energy and Environment (the Department) seeks eligible entities to provide pumpout services to recreational boaters in the District of Columbia. The amount available for the project is approximately \$1,500,000.

Beginning 9/18/2020, the full text of the Request for Applications (RFA) will be available on the Department's website. A person may obtain a copy of this RFA by any of the following means:

Download from the Department's website, www.doe.dc.gov. Select the *Resources* tab. Cursor over the pull-down list and select *Grants and Funding*. On the new page, cursor down to this RFA. Click on *Read More* and download this RFA and related information from the *Attachments* section.

Email a request to fwdrfa.grants@dc.gov with "Request copy of RFA 2020-2028-FWD" in the subject line.

The deadline for application submissions is October 19, 2020, at 4:30 p.m. A complete electronic copy must be e-mailed to fwdrfa.grants@dc.gov.

Eligibility: All the checked institutions below may apply for these grants:

- Nonprofit organizations, including those with IRS 501(c)(3) or 501(c)(4) determinations;
- Faith-based organizations;
- Government agencies
- Universities/educational institutions; and
- Private Enterprises.

For additional information regarding this RFA, write to: fwdrfa.grants@dc.gov.

Filename: 00 5057 nofa clean vessel act pumpout 09-2020 .docx

DEPARTMENT OF ENERGY AND ENVIRONMENT**PUBLIC NOTICE**

Notice is hereby given that, pursuant to 20 DCMR §210, the Air Quality Division (AQD) of the Department of Energy and Environment (DOEE), located at 1200 First Street NE, 5th Floor, Washington DC, intends to issue Permit Nos. 7248 through 7252 to Howard University, to operate five (5) natural gas-fired, with ultra-low sulfur diesel (ULSD) as back-up, York Shipley Global boilers with low NO_x burners and flue gas recirculation systems (listed below), located at Howard University (HU), 2200 6th Street NW and Howard University Hospital (HUH), 2041 Georgia Avenue NW, Washington DC. The contact person for the facility is Dr. Tashni-Ann Dubroy, Ph.D., Executive Vice President & Chief Operating Officer, phone number: (202) 806-2258.

The following boilers are to be permitted:

Emission Unit ID	Location	Chapter 2 Permit No.	Heat Input Capacity (MMBtu/hr)
Power Plant Temporary Boiler #3	2200 6th Street NW	7248	37
Power Plant Temporary Boiler #4	2200 6th Street NW	7249	37
Power Plant Temporary Boiler #5	2200 6th Street NW	7250	37.8
Power Plant Temporary Boiler #6	2200 6th Street NW	7251	37
Howard University Hospital Temporary Boiler	2041 Georgia Avenue NW	7252	37

Emissions:

Based on the emission calculations provided by the facility, the boilers have the potential to emit the following:

Pollutant	Maximum Annual Emissions (tons/yr)
Total Particulate Matter (PM Total)	7.15
Sulfur Dioxide (SO ₂)	0.41
Nitrogen Oxides (NO _x)	29.9
Volatile Organic Compounds (VOC)	3.32
Carbon Monoxide (CO)	25.9

The proposed emission limits are as follows:

- a. Each of the boilers shall not emit pollutants in excess of the following:
 1. For Power Plant Temporary Boilers #3, #4, #6, and the HUH Temporary Boiler, the following [20 DCMR 201]:

Pollutant	Emissions Burning Natural Gas (lb/hr)	Emissions Burning ULSD (lb/hr)
Oxides of Nitrogen (NO _x)	1.35	4.26
Carbon Monoxide (CO)	1.37	1.33
Sulfur Dioxide (SO ₂)	0.02	0.74
Total Particulate Matter [PM(total)] [†]	0.33	0.89

[†] PM Total includes both filterable and condensable fractions.

2. For Power Plant Temporary Boiler #5 the following [20 DCMR 201]:

Pollutant	Emissions Burning Natural Gas (lb/hr)	Emissions Burning ULSD (lb/hr)
Oxides of Nitrogen (NO _x)	1.38	4.36
Carbon Monoxide (CO)	1.40	1.36
Sulfur Dioxide (SO ₂)	0.02	0.75
Total Particulate Matter [PM(total)] [†]	0.34	0.91

[†] PM Total includes both filterable and condensable fractions.

- b. Visible emissions shall not be emitted into the outdoor atmosphere from the boilers, except that discharges not exceeding forty percent (40%) opacity (unaveraged) shall be permitted for two (2) minutes in any sixty (60) minute period and for an aggregate of twelve (12) minutes in any twenty-four hour (24 hr.) period during start-up, cleaning, adjustment of combustion controls, or malfunction of the equipment [20 DCMR 606.1]
- c. In addition to the requirements of Condition II(b), the boilers shall not emit any gases into the atmosphere of gases that exhibit greater than 20 percent opacity (6-minute average), except for one-minute period per hour of not more than 27 percent opacity. This standard applies at all times except during periods of startup, shutdown, or malfunction. [20 DCMR 205 and 40 CFR 60.43c(c) and (d)]
- d. Total suspended particulate matter (TSP) emissions from each of the boilers shall not be greater than 0.07 pounds per million BTU. [20 DCMR 600.1].
- e. NO_x and CO emissions shall not exceed those achieved with the performance of annual combustion adjustments on each boiler. To show compliance with this condition, the Permittee shall, each calendar year, perform adjustments of the combustion processes of the boilers with the following characteristics [20 DCMR 805.8(a) and (b)]:
 - 1. Inspection, adjustment, cleaning or replacement of fuel burning equipment, including the burners and moving parts necessary for proper operation as specified by the manufacturer;
 - 2. Inspection of the flame pattern or characteristics and adjustments necessary to minimize total emissions of NO_x and, to the extent practicable, minimize emissions of CO;

3. Inspection of the air-to-fuel ratio control system and adjustments necessary to ensure proper calibration and operation as specified by the manufacturer; and
 4. Adjustments shall be made such that the maximum emission rate for any contaminant does not exceed the maximum allowable emission rate as set forth in Condition II of this permit.
- f. An emission into the atmosphere of odorous or other air pollutants from any source in any quantity and of any characteristic, and duration which is, or is likely to be injurious to the public health or welfare, or which interferes with the reasonable enjoyment of life or property is prohibited. [20 DCMR 903.1]

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

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

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

Stephen S. Ours
Chief, Permitting Branch
Air Quality Division
Department of Energy and Environment
1200 First Street NE, 5th Floor
Washington, DC 20002
Stephen.Ours@dc.gov

No comments or hearing requests submitted after October 19, 2020 will be accepted.

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

D.C. GREEN FINANCE AUTHORITY
NOTICE OF PUBLIC MEETING OF THE
BOARD

The D.C. Green Finance Authority will conduct a public meeting of the Board, pursuant to the Open Meetings Act, (DC Official Code §2-574(1)).

The date, time and location of the Public Meeting shall be as follows:

Date: Thursday, September 24, 2020

Time: 2:00 PM – 3:00 PM

Location: - Microsoft Teams Call -
Pre-registration required, email info@dgreenbank.org for
more information

Contact: info@dgreenbank.org

DEPARTMENT OF HEALTH CARE FINANCE

PUBLIC NOTICE OF POST AWARD FORUM FOR BEHAVIORAL HEALTH
TRANSFORMATION DEMONSTRATION

The Director of the Department of Health Care Finance (DHCF), pursuant to the authority set forth in An Act to enable the District of Columbia (District) to receive federal financial assistance under Title XIX of the Social Security Act for a medical assistance program, and for other purposes, approved December 27, 1967 (81 Stat.744; D.C. Official Code § 1-307.02 (2016 Repl. & 2017 Supp.)), and the Department of Health Care Finance Establishment Act of 2007, effective February 27, 2008 (D.C. Law 17-109; D.C. Official Code § 7-771.01 *et seq.* (2018 Repl.)), hereby gives notice of the intent to hold a public Post Award Forum on the Behavioral Health Transformation Demonstration, as approved by the Centers for Medicare and Medicaid Services in the Demonstration's Special Terms and Conditions. The purpose of the Post Award Forum is to afford the public with an opportunity to provide comments on the progress of the demonstration.

On November 6, 2019, the Centers for Medicare and Medicaid Services (CMS) approved the District's Behavioral Health Transformation Demonstration with an effective date of January 1, 2020. Most new services authorized under the demonstration have been phased over the first six months of 2020, beginning on January 1. The Demonstration allows the District's Medicaid program to pay for services provided to adults with serious mental illness (SMI) or substance use disorder (SUD) residing in an institution for mental disease (IMD). Additionally, the demonstration adds new community-based services designed to improve behavioral health treatment capacity and strengthen transitions from emergency, inpatient and residential treatment to community-based settings.

The Post Award Forum will take place in a virtual environment on **Tuesday, October 20, 2020, from 11:00 AM to 12:30 PM**. The Forum will cover the contents of the demonstration, notable aspects of the demonstration's implementation, the demonstration's relationship to other reforms by DHCF, and afford the public an opportunity to comment on the demonstration.

Individuals are encouraged to register in advance for the Post Award Forum or join the meeting by using the WebEx link below. Access to the Forum through the computer is preferred due to audio issues and the ability to use the Chat function. To access through the computer, please use: Meeting Number: 172 096 5690. Individuals unable to access through computer may access the meeting by dialing: 1-650-479-3208; Access Code 172 096 5690.

<https://dcnet.webex.com/dcnet/onstage/g.php?MTID=e484996db6b647fd3df2fb583ca471cd2>

Public materials related to the Demonstration, including an electronic copy of the Demonstration Special Terms and Conditions, are published on the DHCF website at <http://dhcf.dc.gov/1115-waiver-initiative>. In advance of the Post Award Forum, interested parties may send written questions or comments concerning the Demonstration to Melisa Byrd, Senior Deputy Director/State Medicaid Director, Department of Health Care Finance, 441 4th Street, NW, Suite 900S, Washington, D.C. 20001, or via email at dhcf.waiverinitiative@dc.gov. Comments will also be taken at the Post Award Forum.

For further information, please contact DHCF at dhcf.waiverinitiative@dc.gov, or visit the DHCF website at <http://dhcf.dc.gov/1115-waiver-initiative>.

**D.C. DEPARTMENT OF HUMAN RESOURCES
NOTICE OF EXCEPTED SERVICE APPOINTMENTS AND CHANGES**

From May 13, 2020 to June 27, 2020

Pursuant to D.C. Official Code § 1-609.03(c), the Executive must publish the names of individuals appointed to Excepted Service positions within 45 days of appointment. The following individuals, along with the agency, title and grade, were appointed to Excepted Service or the nature of their appointment has changed.

Agency Name	Type Appt	Last Name	First Name	Position Title	Grade
Council of the District	Excepted Service - Reg Appt	Brennan	Maya	Special Assistant	07
Council of the District	Excepted Service - Reg Appt	Pinto	Brooke	COUNCILMEMBER	00
Council of the District	Excepted Service - Reg Appt	Hoskins	SaFiya	Legislative Assistant	04
Council of the District	Excepted Service - Temp Appt	Lawrence	Lucy	Intern	01
Insurance, Securities and Bank	Excepted Service - Reg Appt	Marwa	Flavian	Dep Comm for Market Operations	10

D.C. DEPARTMENT OF HUMAN RESOURCES
NOTICE OF EXCEPTED SERVICE APPOINTMENTS AND CHANGES

From June 28, 2020 to August 12, 2020

Pursuant to D.C. Official Code § 1-609.03(c), the Executive must publish the names of individuals appointed to Excepted Service positions within 45 days of appointment. The following individuals, along with the agency, title and grade, were appointed to Excepted Service or the nature of their appointment has changed.

Agency Name	Type Appt	Last Name	First Name	Position Title	Grade
Council of the District	Excepted Service - Reg Appt	Pryor	Lamonte'	Office Manager	04
Council of the District	Excepted Service - Reg Appt	Hawkins-Plummer	Tori	Special Assistant	05
Council of the District	Excepted Service - Reg Appt	Hanson	Ella	Legislative Assistant	03
Council of the District	Excepted Service - Reg Appt	Hulick	Genevieve	Chief of Staff	08
Council of the District	Excepted Service - Temp Appt	Caleb	Shaima	Intern	01
Council of the District	Excepted Service - Temp Appt	Jones	Riley	Intern	01
Council of the District	Excepted Service - Temp Appt	Fakolujo	Nina	Administrative Aide	01
Council of the District	Excepted Service - Temp Appt	Arzu	Jaquan	Intern	01
Department of Behavioral Health	Excepted Service - Temp Appt	Santa Cruz	Daniel	Dental Resident	00
Department of Behavioral Health	Excepted Service - Temp Appt	Wilner	Natalie	MEDICAL OFFICER PSYCH RES	00

Department of Behavioral Health	Excepted Service - Temp Appt	Nwafor	Damian	CLINICAL PSYCHOLOGIST INTERN	04
Department of Behavioral Health	Excepted Service - Temp Appt	Schollars	Nicholas	CLINICAL PSYCHOLOGIST INTERN	04
Department of Behavioral Health	Excepted Service - Temp Appt	Alston	Le'Marus	CLINICAL PSYCHOLOGIST INTERN	04
Department of Behavioral Health	Excepted Service - Temp Appt	Makkar	Hina	MEDICAL OFFICER PSYCH RES	00
Department of Behavioral Health	Excepted Service - Temp Appt	Ondo Bengone	Iria Anaelle	Dental Resident	00
Department of Behavioral Health	Excepted Service - Temp Appt	Wells	Daniela	MEDICAL OFFICER PSYCH RES	00
Department of Behavioral Health	Excepted Service - Temp Appt	Flanigan	Andrew	Chaplain Resident	07
Department of Behavioral Health	Excepted Service - Temp Appt	Ogunboye	Paul	Chaplain Resident	07
Department of Behavioral Health	Excepted Service - Temp Appt	Chique	Gary	Chaplain Resident	07
Department of Behavioral Health	Excepted Service - Temp Appt	Malik	Raghav	MEDICAL OFFICER PSYCH RES	00
Department of Behavioral Health	Executive Service - Temp Appt	Lodeiro	Madeline	MEDICAL OFFICER PSYCH RES	00
Department of Behavioral Health	Excepted Service - Temp Appt	Freeman	Sonya	MEDICAL OFFICER PSYCH RES	00
Department of Behavioral Health	Excepted Service - Temp Appt	Echevarria	John	MEDICAL OFFICER PSYCH RES	00
Department of Behavioral Health	Excepted Service - Temp Appt	Yousef	Tareq	DENTAL RESIDENT	00

Department of Behavioral Health	Excepted Service - Temp Appt	Steinwachs	Bradley	MEDICAL OFFICER PSYCH RES	00
Department of Behavioral Health	Excepted Service - Temp Appt	Alexander	Trinity	CLINICAL PSYCHOLOGIST INTERN	04
Department of Behavioral Health	Excepted Service - Temp Appt	Khan	Leena	DENTAL RESIDENT	00
Department of Behavioral Health	Excepted Service - Temp Appt	Ohanesian	Jordan	CLINICAL PSYCHOLOGIST INTERN	04
Department of Behavioral Health	Excepted Service - Temp Appt	Osuruaka	Gloria	Forensic Psychiatry Fellow	00
Department of Behavioral Health	Excepted Service - Temp Appt	Scott	Corey	DENTAL RESIDENT	00
Department of Behavioral Health	Excepted Service - Temp Appt	Price	Lauren	CLINICAL PSYCHOLOGIST INTERN	04
Department of Behavioral Health	Excepted Service - Temp Appt	Albrekkan	Fatimah	Forensic Psychiatry Fellow	00

**IDEA INTEGRATED DESIGN AND ELECTRONIC ACADEMY
PUBLIC CHARTER SCHOOL**

NOTICE: FOR PROPOSALS FOR MULTIPLE SERVICES

IDEA Integrated Design and Electronic Academy PCS solicits proposals for the following services:

- Landscape Management Services
- HVAC Maintenance Services
- IT Helpdesk Support

Full RFP available by request. Proposals shall be emailed as PDF documents no later than 5:00 PM on 9/25/2020. Contact: bids@ideapcs.org

**THE NOT FOR PROFIT HOSPITAL CORPORATION
BOARD OF DIRECTORS
NOTICE OF PUBLIC MEETING
LARUBY Z. MAY, BOARD CHAIR**

The monthly Governing Board meeting of the Board of Directors of the Not-For-Profit Hospital Corporation, an independent instrumentality of the District of Columbia Government, will convene at 12:00pm on Wednesday, September 24, 2020. Due to the Coronavirus pandemic, the meeting will be held via Webex.

Meeting link:

Meeting number: 129 677 9787 Password: 9kgUWwWvQ93

<https://unitedmedicalcenter.webex.com/unitedmedicalcenter/j.php?MTID=md09f075e69bb9b72c1222cba9cdac6f3>

Notice of a location, time change, or intent to have a closed meeting will be published in the D.C. Register, posted in the Hospital, and/or posted on the Not-For-Profit Hospital Corporation's website (www.united-medicalcenter.com).

DRAFT AGENDA

- I. DETERMINATION OF A QUORUM
- II. APPROVAL OF AGENDA
- III. READING OF APPROVAL OF MINUTES
May 27, 2020
- IV. CONSENT AGENDA
 - A. Dr. Raymond Tu, Chief Medical Officer
 - B. Dr. Marilyn McPherson-Corder, Medical of Staff
 - C. Dr. Jacqueline Payne-Borden, Chief Nursing Officer
- V. EXECUTIVE MAMAGEMENT REPORT
 - A. Colene Daniel, Chief Executive Officer
- VI. HUMAN RESOURCES REPORT
 - A. Trenell Bradley, Human Resources Director
- VII. CORPORATE SECRETARY REPORT
 - A. Toya Carmichael, VP Public Relations/Corporate Secretary
- VIII. NFPH COMMITTEE REPORTS
- IX. PUBLIC COMMENTS
- X. OTHER BUSINESS
 - A. Old Business
 - B. New Business
- XI. ANNOUNCEMENTS
- XII.ADJOURN

NOTICE OF INTENT TO CLOSE. The NFPHC Board hereby gives notice that it may close meeting and move to executive session to discuss collective bargaining agreements, personnel, and discipline matters. D.C. Official Code §§2-575(b)(1)(2)(4A)(5),(9),(10),(11),(14).

**DISTRICT OF COLUMBIA PUBLIC CHARTER SCHOOL BOARD
NOTIFICATION OF CHARTER AMENDMENT**

SUMMARY: The District of Columbia Public Charter School Board (DC PCSB) announces an opportunity for the public to submit comment on a written request from Bridges Public Charter School (Bridges PCS) on July 30, 2020. The school requests to amend its charter agreement from its current goals and academic achievement expectations aligned to the PMF to negotiated charter goals. The proposal includes a new mission aligned goal, early childhood reading and math goals by grade-band (PK3-PK4, and K-2), state assessment goals in English language arts (ELA) and math (grades 3-5), re-enrollment, and attendance goals. The proposal accounts for the diversity of the student population that the school serves students with and without special needs.

Launched in 2005 educating 412 students, serving grades PK3-5. When the school originally opened, it focused on educating the whole child through integrated, individualized, developmentally appropriate early child curricula. Approximately 45 percent of the students have a variety of special needs. Through active learning projects and play-based activities, students acquire the integrate skills in all developmental domains: cognitive, social-emotional, self-care, gross and fine motor, and expressive and receptive language.

The percentages of students with special needs, students who are English Language Learners (ELL) and families who qualify for Free and Reduced Lunch has been consistent over time. Bridges PCS student population is 36% students with special needs (with 50% of those students having Level 3 and Level 4 IEPs), 42% ELL, with up to 62% families who qualify for Free and Reduced Lunch.

Pursuant to the School Reform Act, D.C. Code 38-1802 et seq., a charter school must submit a petition to revise its charter, which includes its enrollment and grades served.

DATES:

- Comments must be submitted on or before September 21, 2020.
- The public hearing will be on September 21, 2020 at 6:30 pm. For the location, please check www.dcpcsb.org.
- The vote will be on October 19, 2020, at 6:30 pm. For the location, please check www.dcpcsb.org.

ADDRESSES: You may submit comments, identified by “Bridges PCS – Notice of Petition to Amend Charter – Revised Goals and Academic Achievement Expectations,” by any one of the methods listed below.¹

1. Submit a written comment* via
 - a) E-mail: public.comment@dcpcsb.org

b) Mail, Hand Delivery, or Courier: Attn: Public Comment, DC Public Charter School Board, 3333 14th Street NW, Suite 210, Washington, DC 20010

*Please select only one of the actions listed.

2. Sign up to testify in person at the public hearing on September 21 , 2020 by emailing a request to public.comment@dcpsb.org no later than 4:00 pm on Thursday, September 17, 2020.

For Further Information, contact Quinhon N. Scott, Ed.D., Goals Specialist, at qscott@dcpsb.org or 202-330-4055.

**DISTRICT OF COLUMBIA PUBLIC CHARTER SCHOOL BOARD
NOTIFICATION OF CHARTER AMENDMENT**

SUMMARY: The District of Columbia Public Charter School Board (DC PCSB) announces an opportunity for the public to submit comment on a written request submitted by Harmony DC Public Charter School (Harmony PCS) on August 17, 2020 to amend its charter agreement by recognizing the school’s contract with a management organization. This kind of request constitutes a change to the school’s governance structure.

Currently in its seventh year of operation, Harmony PCS educates students in grades kindergarten through five. During its five-year charter review in school year (SY) 2018 – 19, DC PCSB approved the school to expand to include grades prekindergarten 3 (PK3) and pre-kindergarten 4 (PK4), provided that the school contract with an experienced early childhood operator to manage the new classes.

Harmony PCS has since contracted the AppleTree Institute to operate its PK3 and PK4 program.¹ Over the next year, Harmony PCS will work with the AppleTree Institute to develop its opening plans. In SY 2021 – 22, the school will begin offering PK3 and PK4 classes.

Pursuant to the School Reform Act, D.C. Code 38-1802 et seq., a charter school must submit a petition to revise its charter, which includes its governance structure.

DATES:

- Comments must be submitted on or before September 21, 2020.²
- The public hearing and/or vote will be held on September 21, 2020 at 6:30 pm. For the location, please check www.dcpcsb.org.³

ADDRESSES: You may submit comments, identified by “Harmony PCS - Notice of Petition to Amend Charter – Governance,” by any one of the methods listed below.

1. Submit a written comment via
 - a) E-mail: public.comment@dcpcsb.org
 - b) Mail, Hand Delivery, or Courier: Attn: Public Comment, DC Public Charter School Board, 3333 14th Street NW, Suite 210, Washington, DC 20010
2. Sign up to testify in-person at the public hearing on September 21, 2020 by emailing a request to public.comment@dcpcsb.org no later than 4:00 pm on Thursday, September 17, 2020.

FOR FURTHER INFORMATION, CONTACT: Melodi Sampson, Senior Manager of School Quality and Accountability, at msampson@dcpcsb.org or 202-330-4046.

**DISTRICT OF COLUMBIA PUBLIC CHARTER SCHOOL BOARD
NOTIFICATION OF CHARTER AMENDMENT**

SUMMARY: The District of Columbia Public Charter School Board (DC PCSB) announces an opportunity for the public to submit comment on a written request from Kingsman Academy Public Charter School (Kingsman Academy PCS) on July 30, 2020. The school requests to amend its charter agreement to modify its goals and academic achievement expectations. The proposed goals and expectations charter amendment will allow the school to adopt goals specific to Kingsman Academy PCS mission and approved competency-based academic program.

When the school opened SY 2015-16, it aimed to serve over-age, under-credited students with an individualized program. The school enrolled its target population and DC PCSB approved and evaluated the school as an Alternative Accountability Framework (AAF) school.

Currently, Kingsman Academy PCS has 24 goals assessing students in English language arts (ELA) and math performance in achievement and growth. Its goals are highly nuanced, the school has distinct targets measuring performance by subgroup and by subject for the state assessment which many of the school's students do not take. The state assessment is only administered to students in grades 3-8, and students enrolled in ELA 10 and Geometry.

Pursuant to the School Reform Act, D.C. Code 38-1802 et seq., a charter school must submit a petition to revise its charter, which includes its enrollment and grades served.

DATES:

- Comments must be submitted on or before September 21, 2020.
- The public hearing will be on September 21, 2020 at 6:30 pm. For the location, please check www.dcpcsb.org.
- The vote will be on October 19, 2020, at 6:30 pm. For the location, please check www.dcpcsb.org.

ADDRESSES: You may submit comments, identified by “Kingsman Academy PCS – Notice of Petition to Amend Charter – Revised Goals and Academic Achievement Expectations,” by any one of the methods listed below.

1. Submit a written comment via one of the actions listed
 - a) E-mail: public.comment@dcpcsb.org
 - b) Mail, Hand Delivery, or Courier: Attn: Public Comment, DC Public Charter School Board, 3333 14th Street NW, Suite 210, Washington, DC 20010

2. Sign up to testify in person at the public hearing on September 21, 2020 by emailing a request to public.comment@dcpsb.org no later than 4:00 pm on Thursday, September 17, 2020.

For Further Information, contact Quinhon N. Scott, Ed.D., Goals Specialist, at qscott@dcpsb.org or 202-330-4055.

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 October 15, 2020.

Comments on these potential appointments should be submitted, in writing, to the Office of Notary Commissions and Authentications, 441 4th Street, NW, Suite 810 South, Washington, D.C. 20001 within seven (7) days of the publication of this notice in the *D.C. Register* on September 18, 2020. Additional copies of this list are available at the above address or the website of the Office of the Secretary at www.os.dc.gov.

D.C. Office of the Secretary
Recommendations for Appointments as DC Notaries PublicEffective: October 15, 2020
Page 2 of 5

Ahmad	Maryam Sarah	Community of Hope 4 Atlantic Street, SW	20032
Anderson	Esther Laverne	Self 38 Brandywine Street, SW	20032
Artis	Chandra M.	Self 147 57th Place, SE	20019
Barnes	Joretha Catherleen	O'Melveny 1625 I Street, NW	20006
Birk	Elizabeth M.	Winston & Strawn LLP 1901 L Street, NE, 10th Floor	20006
Castaneda	Ana	Regan Zambri Long, PLCC 1919 M Street, NW, Suite 350	20036
Cunanan	Hazel Joy	Waseyabek Federal Services 1712 N Street, NW, Suite 302	20036
DeFoe Reese	C. Allison	Self (Dual) 3149 Hawthorne Drive, NE	20017
Essa	Joan V.	Biotechnology Innovation Organization 1201 Maryland Avenue, SW, Suite 900	20024
Foiles	Lauren	Beyond20 1325 G Street, NW, Ste 1020	20005
Fowlkes, Jr.	Earl D.	Self 901 6th Street, SW, #615A	20024
Fribush	Susan	U.S. International Development Finance Corporation 1100 New York Avenue, NW	20527
Garcia	Franklin	Self 2218 Newton Street, NE	20018

D.C. Office of the Secretary
Recommendations for Appointments as DC Notaries PublicEffective: October 15, 2020
Page 3 of 5

Gross	Janet Marie	Fraternal Order of Police 711 4th Street, NW	20001
Hamilton	Greta E.	GMMB 3050 K Street, NW, #100	20007
Harris	Morghen Fairley	Self 1301 Delaware Avenue, SW, Unit 814N	20024
Harris	Stephanie A.	Peace Corps 1275 First Street, NE	20526
Hill	Robin L.	Defense Intelligence Agency 200 MacDill Boulevard, SW	20340
Holmes	Precious W.	Self 3350 D Street, SE	20019
Jackson	Tess Michelle	Veterans Affairs Administration 425 I Street, NW	20001
John	Hance C.	Wells Fargo Bank 4841 Massachusetts Avenue, NW	20016
Krautkramer	Danielle	Planet Depos 1100 Connecticut Avenue, NW, Suite 950	20036
LaRose	Leslie	Oceana, Inc. 1025 Connecticut Avenue, NW, Suite 200	20036
Liopiros	Alexandra	National Gallery Of Art 6th Street Constitution Avenue, NW	20565
Love	Janelle	Joint Base Anacostia-Bolling Military Housing Office 21 MacDill Boulevard, SW	20032
Mamadaslamova	Jonbegim	J P Morgan Chase 1212 18th Street, NW	20036

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

Effective: October 15, 2020

Page 4 of 5

Md	Eshan Ali	Wells Fargo Bank 1800 K Street, NW	20006
Menso	Rebecca	Eversheds Sutherland (US) LLP 700 Sixth Street, NW, Suite 700	20001
Middleton	Cynthia Denise	Self 5022 Ames Street, NE	20019
More	Reina E.	Santa Cruz Servicios Funerarios, Inc 600 Kennedy Street, NW	20011
Murithi	Tatyana A.	Briya Public Charter School 2333 Ontario Road, NW	20009
Rivera Nolasco	Santos A.	Right Size Law, PLLC 621 G Street, SE	20003
Robinson	Jacqueline	Wendy H. Schwartz and Associates, PLLC 818 Connecticut Avenue, NW, Suite 315	20006
Robinson	LaShonne	Heritage Reporting Corporation 1220 L Street, NW, #206	20005
Scott	Karen Joyce	Self 4215 Ft. Dupont Street, SE	20020
Shaw	Renelda	Federal Bureau of Investigation 601 Fourth Street, NW	20535
Singleton	Michelle D.	Mary's Center 3531 Georgia Avenue, NW	20010
Slaughter	Oleathea B.	Verizon 1300 I Street, NW, 500 East	20005
Smith	Amanda DuBose	Womble Bond Dickinson, LLP 1200 19th Street, NW, Suite 500	20036
Smith	Donna A.	Washington Real Estate Investment Trust 1775 Eye Street, NW, Suite 1000	20006

D.C. Office of the Secretary
Recommendations for Appointments as DC Notaries PublicEffective: October 15, 2020
Page 5 of 5

Smurra	Dorothy	Witt O'Brien's 1201 15th Street, NW, Suite 600	20005
Steer	Jeanne E.	Whiteford, Taylor & Preston, L.L.P. 1800 M Street, NW, Suite 450N	20036
Terrell	Jaymie K.	Self 2714 Fort Baker Drive, SE, #2	20020
Thomas	Sylvia Yvonne	O'Connell & Glock, P.C. 1634 I Street, NW, Suite 205	20006
Thompson	Lisa Michele	McGuireWoods, LLP 2001 K Street, NW, Suite 400	20006
Veale	Olivia Rocanelli	Covington & Burling, LLP 850 Tenth Street, NW	20001
Walker	Toya	Blumenthal, Cordone & Erklauer, PLLC 7325 Georgia Avenue, NW	20012
Wilkinson	Kendal M.	Antonoplos & Associates 1725 DeSales Street, NW, Suite 600	20036
Williams III	Sidney W.	Office of Campaign Finance 1015 Half Street, SE, Suite 775	20003
Wood	Nancy E.	O'Donoghue & O'Donoghue, LLP 5301 Wisconsin Avenue, NW, Suite 800	20015
Z	Cafini	Sara Bakker Law Firm 5406 Colorado Avenue, NW	20011
Ziegler	Eric A	Self (Dual) 2111 Rand Place, NE	20002

STATESMEN COLLEGE PREPARATORY ACADEMY FOR BOYS PUBLIC**CHARTER SCHOOL****NOTICE OF INTENT TO ENTER SOLE-SOURCE CONTRACT**

Statesmen College Preparatory Academy for Boys Public Charter School (“Statesmen”) intends to enter into a sole source contract with City Year for the 2020-2021 school year.

The decision to conduct a sole source agreement is due to the unique support that City Year provides, delivering a holistic set of whole-school and focused supports to ensure that students stay engaged in learning. City Year’s services support quality, data-driven instruction, deepen family and community engagement, and contribute to a culture of empowerment, achievement, and service. Specifically, City Year corps members will provide the following unique, important and relevant services to our school:

Employ City Year’s Whole School Whole Child (“WSWC”) model to leverage unique assets of near-peer AmeriCorps members to deliver research-based whole school supports and student interventions targeting the early warning indicators of poor attendance, unsatisfactory behavior, and course failure in English and math.

The cost of this contract is \$60,000.00. The sole source contract will be awarded on Thursday, October 1, 2020 by 5:00pm. If you have any questions, please contact Sharonda Mann (Director of Operations) before Friday, September 25, 2020 by 5:00pm using the information below:

Sharonda Mann
Director of Operations
sharondamann@statesmenboys.org

DISTRICT OF COLUMBIA WATER AND SEWER AUTHORITY

BOARD OF DIRECTORS

NOTICE OF PUBLIC MEETING

The Board of Directors of the District of Columbia Water and Sewer Authority (DC Water) will be holding a meeting on Thursday, October 1, 2020 at 9:30 a.m. The meeting will be held in the Board Room (2nd floor) at 1385 Canal Street, S.E. (use 120 O Street, S.E. for directions), 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. Due to COVID-19, the General Manager has suspended public access to DC Water facilities. Please see the website for remote access information for the meetings.

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

DRAFT AGENDA

- | | | |
|----|--|-------------------------|
| 1. | Call to Order | Board Chairman |
| 2. | Roll Call | Board Secretary |
| 3. | Approval of July 2, 2020 Meeting Minutes | Board Chairman |
| 4. | Committee Reports | Committee Chairperson |
| 5. | Chief Executive Officer's Report | Chief Executive Officer |
| 6. | Action Items
Joint-Use
Non Joint-Use | Board Chairman |
| 7. | Other Business | Board Chairman |
| 8. | Adjournment | Board Chairman |

**BOARD OF ZONING ADJUSTMENT
PUBLIC MEETING NOTICE
WEDNESDAY, OCTOBER 7, 2020
Virtual Hearing via WebEx**

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

TIME: 9:30 A.M.

WARD TWO

19739A **Application of Ben Safran and Margot Locker**, pursuant to 11 DCMR
ANC 2B Subtitle Y, § 705.1, for a two year time extension of BZA Order No. 19739
 approving special exceptions under Subtitle E § 5201 from the lot
 occupancy requirements of Subtitle E § 404.1, and under Subtitle E §
 5007.1 from the accessory building rear yard setback requirements of
 Subtitle E § 5004.1, to construct a two-story rear addition to the existing
 principal dwelling unit and to construct a two-story accessory structure in
 the RF-2 Zone at premises 1828 15th Street N.W. (Square 191, Lot 58).

FOR EXPEDITED REVIEW

WARD ONE

20285 **Application of Bryce Jacobs**, pursuant to 11 DCMR Subtitle X, Chapter
ANC 1C 9, for special exceptions under Subtitle E § 5201 from the lot occupancy
 requirements of Subtitle E § 304.1, and the rear yard requirements of
 Subtitle E § 306.1, to construct a second-story rear deck addition to an
 existing principal attached dwelling unit in the RF-1 District at premises
 1833 Ontario Place, N.W. (Square 2584, Lot 828).

PLEASE NOTE:

This public hearing will be held virtually through WebEx. Information for parties and the public to participate, view, or listen to the public hearing will be provided on the Office of Zoning website and in the case record for each application or appeal by the Friday before the hearing date.

The public hearing in these cases will be conducted in accordance with the provisions of Subtitles X and Y of the District of Columbia Municipal Regulations, Title 11, including the text provided in the Notice of Emergency and Proposed Rulemaking adopted by the Zoning Commission on May 11, 2020, in Z.C. Case No. 20-11.

BZA PUBLIC MEETING NOTICE

OCTOBER 7, 2020

PAGE NO. 2

Individuals and organizations interested in any application may testify at the public hearing via WebEx or by phone and are strongly encouraged to sign up to testify 24 hours prior to the start of the hearing on OZ’s website at <https://dcoz.dc.gov/> or by calling Robert Reid at 202-727-5471. Pursuant to Subtitle Y, Chapter 2 of the Regulations, the Board may impose time limits on the testimony of all individuals and organizations.

Individuals and organization may also submit written comments to the Board by uploading submissions via IZIS or by email to bzasubmissions@dc.gov. Submissions are strongly encouraged to be sent at least 24 hours prior to the start of the hearing.

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

Do you need assistance to participate?

Amharic

ለመሳተፍ ዕርዳታ ያስፈልግዎታል?

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

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

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

Chinese

您需要有人帮助参加活动吗?

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

Zelalem.Hill@dc.gov。这些是免费提供的服务。

French

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

Korean

참여하시는데 도움이 필요하세요?

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

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

이메일을 주시기 바랍니다. 이와 같은 서비스는 무료로 제공됩니다.

Spanish

¿Necesita ayuda para participar?

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

Vietnamese

BZA PUBLIC MEETING NOTICE**OCTOBER 7, 2020****PAGE NO. 3**

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

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

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

**FREDERICK L. HILL, CHAIRPERSON
LORNA L. JOHN, VICE-CHAIRPERSON
VACANT, MEMBER
CHRISHAUN SMITH, MEMBER,
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**

ZONING COMMISSION FOR THE DISTRICT OF COLUMBIA
ZONING COMMISSION ORDER NO. 11-02C
Z.C. Case No. 11-02C
University of the District of Columbia
(Modification of Consequence - Campus Plan)
November 19, 2018

Pursuant to its properly noticed public meetings on October 22, 2018 and November 19, 2018, the Zoning Commission for the District of Columbia (the “Commission”) considered the application (the “Application”) of the University of the District of Columbia (the “University”) for a modification of consequence to Condition Nos. 8 and 15(a) of Z.C. Order No. 11-02/11-02A (the “Original Order”), which approved a new campus plan for the University’s Van Ness (the “UDC Campus Plan”).

The Commission considered the Application pursuant to Subtitle Z § 703 of the Zoning Regulations (Title 11 of the District of Columbia Municipal Regulations (“DCMR”) [Zoning Regulations of 2016], to which all subsequent citations refer unless otherwise specified). For the reasons stated below, the Commission **APPROVES** the Application.

FINDINGS OF FACT

I. BACKGROUND

PRIOR APPROVALS

1. Pursuant to the Original Order, effective July 29, 2011, the Commission approved the UDC Campus Plan for 2011-2020 as well as a further processing to allow construction and use of a new student center subject to 28 conditions.
2. Pursuant to Z.C. Order No. 11-02B, the Commission approved a minor modification to the Original Order to permit the temporary installation of trailers on the University’s soccer field for Murch Elementary School students through August 2018. This minor modification did not modify any condition of the Original Order.

PARTIES AND NOTICE

3. Other than the Applicant, the only parties to the Original Order were:
 - Advisory Neighborhood Commission (“ANC”) 3F, the “affected ANC” per Subtitle Z § 101.8, which is automatically a party per Subtitle Z § 403.5;
 - The Van Ness Residents Association (“VNRA”); and
 - The Van Ness South Tenant’s Association (“VNSTA”).
4. The Applicant served the Application on ANC 3F, VNRA, and VNSTA on June 14, 2018, as indicated by the certificate of service submitted with the Application. (Exhibit [“Ex.”] 1.)

II. THE APPLICATION

5. The Application, filed on June 14, 2018, requested the amendment of the following conditions of the Original Order that the University believed were overly broad for the University to implement:
- Condition No. 8, which required all University students, whether living on- or off-campus, to comply with the University’s Code of Conduct; and
 - Condition No. 15(a), which prohibited University students, faculty, and staff from parking in residential streets adjacent to the University’s Van Ness campus.
6. In its letter of September 18, 2018, the University modified the Application to incorporate revised text for Condition Nos. 8 and 15(a), agreed to by ANC 3F, as follows (proposed additions shown **bold and underlined** text; proposed deletions shown in ~~**bold and strikethrough**~~ text): (Ex. 7.)

Condition No. 8:

“All students at the Van Ness Campus, whether living on campus, off campus in housing leased directly by the University, or off campus in privately owned or leased property, shall be required to comply with the University Code of Conduct. ~~Within three months of approval of the campus plan~~ **On or before December 31, 2018**, the University shall evaluate and collect input from the Task Force on revisions to the Code of Conduct that will address the impacts of students living on or near campus.”

Condition No. 15(a):

“The University shall ~~require~~ **encourage** all students, faculty and staff to park in University or other commercial parking facilities on or near the Van Ness Campus.

a. The University shall ~~prohibit~~ **strongly discourage**, to the extent permitted by law, students from parking on the residential streets adjacent to and surrounding the Van Ness campus. To accomplish these purposes, the University shall employ a system of ~~administrative actions, penalties, and fines~~ **monitoring and notice**; and”

III. RESPONSES TO THE APPLICATION

OP REPORT

7. On October 12, 2018, the Office of Planning (“OP”) submitted a report (the “OP Report”) that recommended approval of the Application. (Ex. 8.)

ANC REPORT

8. On September 17, 2018, ANC 3F submitted a report (the “ANC Report”) stating that: (Ex. 7A.)
- The University had met with the ANC and agreed to amend its Application to address ANC concerns; and

- At the ANC’s properly noticed public meeting of September 17, 2018, with a quorum present, the ANC voted to support the Application as amended by the Applicant’s filing dated September 18, 2018.

CONCLUSIONS OF LAW

1. Subtitle Z § 703.1 authorizes the Commission, in the interest of efficiency, to make modifications of consequence to final orders and plans without a public hearing.
2. Subtitle Z § 703.3 defines a modification of consequence as “a modification to a contested case order or the approved plans that is neither a minor modification nor a modification of significance.”
3. Subtitle Z § 703.4 includes “a proposed change to a condition in the final order” as an example of a modification of consequence.
4. The Commission concludes that the Applicant satisfied the requirement of Subtitle Z § 703.13 to serve the Application on all surviving parties to the original proceeding, in this case ANC 3F, VNRA, and VNSTA.
5. The Commission concludes that the Application qualifies as a modification of consequence within the meaning of Subtitle Z §§ 703.3 and 703.4, as a request to modify conditions of the Original Order, and therefore can be granted without a public hearing pursuant to Subtitle Z § 703.17(c)(2).
6. The Commission concludes that because ANC 3F filed a response to the Application, and all other parties failed to do so by the deadline set by the Commission, the requirement of Subtitle Z § 703.17(c)(2) to provide a timeframe for responses by all parties had been met, and therefore the Commission could consider the merits of the Application at its November 19, 2018, public meeting.
7. The Commission concludes that the Application is consistent with the intent of the Original Order because the proposed modifications only apply to two of the 28 conditions of the Original Order and the changes to these two conditions are minor and do not change the substance of these conditions.

“GREAT WEIGHT” TO THE RECOMMENDATIONS OF OP

8. The Commission must give “great weight” to the recommendations of OP pursuant to § 13(d) of the Office of Zoning Independence Act of 1990, effective September 20, 1990, (D.C. Law 8-163; D.C. Official Code § 6-623.04 (2001)) and Subtitle Z § 405.8. (*Metropole Condo. Ass’n v. D.C. Bd. of Zoning Adjustment*, 141 A.3d 1079, 1087 (D.C. 2016).)
9. The Commission found OP’s recommendations to approve the Application persuasive and concurred in that judgment.

“GREAT WEIGHT” TO THE WRITTEN REPORT OF THE ANC

10. The Commission must give “great weight” to the issues and concerns raised in a written report of an affected ANC that was approved by the full ANC at a properly noticed meeting that was open to the public pursuant to § 13(d) of the Advisory Neighborhood Commissions Act of 1975, effective March 26, 1976 (D.C. Law 1-21; D.C. Official Code § 1-309.10(d) (2012 Repl.)) and Subtitle Z § 406.2. To satisfy the great weight requirement, the Commission must articulate with particularity and precision the reasons why an affected ANC does or does not offer persuasive advice under the circumstances. (*Metropole Condo. Ass’n v. D.C. Bd. of Zoning Adjustment*, 141 A.3d 1079, 1087 (D.C. 2016).) The District of Columbia Court of Appeals has interpreted the phrase “issues and concerns” to “encompass only legally relevant issues and concerns.” (*Wheeler v. District of Columbia Board of Zoning Adjustment*, 395 A.2d 85, 91 n.10 (1978) (citation omitted).)
11. Although the ANC Report did not raise any issues or concerns with the Application to which the Commission can give “great weight,” the Commission notes the ANC Report’s support for the Application and concurs in that judgement.

DECISION

In consideration of the case record and the Findings of Fact and Conclusions of Law herein, the Zoning Commission for the District of Columbia concludes that the Applicant has satisfied its burden of proof and therefore **APPROVES** the Application for a modification of consequence of Z.C. Order No. 11-02/11-02A by revising Condition Nos. 8 and 15(a), to read as follows (additions in **bold and underlined** text and deletions in ~~bold and strikethrough~~ text):

8. All students at the Van Ness Campus, whether living on campus, off campus in housing leased directly by the University, or off campus in privately owned or leased property, shall be required to comply with the University Code of Conduct. ~~Within three months of approval of the campus plan~~ **On or before December 31, 2018**, the University shall evaluate and collect input from the Task Force on revisions to the Code of Conduct that will address the impacts of students living on or near campus.
- 15 The University shall ~~require~~ **encourage** all students, faculty and staff to park in University or other commercial parking facilities on or near the Van Ness Campus.
- a. The University shall ~~prohibit~~ **strongly discourage**, to the extent permitted by law, students from parking on the residential streets adjacent to and surrounding the Van Ness campus. To accomplish these purposes, the University shall employ a system of ~~administrative actions, penalties, and fines~~ **monitoring and notice**; and
- b. ...¹

All other conditions in Z.C. Order No. 11-02/11-02A remain in effect and unchanged.

¹ The uses of this and other ellipses indicate that other provisions exist in the subsection being amended and that the omission of the provisions does not signify an intent to repeal.

VOTE (November 19, 2018): 5-0-0 (Anthony J. Hood, Michael G. Turnbull, Robert E. Miller, Peter A. Shapiro, and Peter G. May to **APPROVE**)

In accordance with the provisions of Subtitle Z § 604.9 of the Zoning Regulations, this Order No. 11-02C shall become final and effective upon publication in the *D.C. Register*; that is, on September 18, 2020.

BY ORDER OF THE D.C. ZONING COMMISSION

A majority of the Commission members approved the issuance of 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.

District of Columbia REGISTER – September 18, 2020 – Vol. 67 - No. 39 011040 – 011200