

ALCOHOLIC BEVERAGE REGULATION ADMINISTRATION  
941 NORTH CAPITOL ST., NE, 7<sup>TH</sup> FLOOR, SUITE 7200  
WASHINGTON, DC 20002  
(202) 442-4423

POSTING DATE: JANUARY 5, 2007  
PETITION DATE: FEBRUARY 20, 2007  
HEARING DATE: MARCH 7, 2007

LICENSE#: 72764  
LICENSEE: VEGETATE, LLC  
TRADE NAME: VEGETATE  
LICENSE CLASS: RETAILER'S "C" RESTAURANT  
ADDRESS: 1414 9<sup>TH</sup> ST., NW

WARD 2      ANC 2F06

NOTICE IS HEREBY GIVEN THAT THIS APPLICANT HAS APPLIED FOR A LICENSE UNDER THE D.C. ALCOHOLIC BEVERAGE CONTROL ACT AND THAT THE OBJECTORS ARE ENTITLED TO BE HEARD BEFORE THE GRANTING OF SUCH LICENSE ON THE HEARING DATE AT 10:00 A.M., 7<sup>TH</sup> FLOOR, SUITE 7200, 941 NORTH CAPITOL ST., N.E. PETITION AND/OR REQUEST TO APPEAR BEFORE THE BOARD MUST BE FILED ON OR BEFORE THE PETITION DATE.

NATURE OF OPERATION

NEW, RESTAURANT SERVING VEGETARIAN CUISINE WILL PROVIDE DJ AND RECORDED MUSIC. ENTERTAINMENT ENDORSEMENT.

HOURS OF OPERATION AND SALE, SERVICE OR CONSUMPTION OF ALCOHOLIC BEVERAGES

SUNDAY, 11AM-12AM  
MONDAY THROUGH THURSDAY, 6PM-12AM  
FRIDAY AND SATURDAY, 6PM-1AM

HOURS OF ENTERTAINMENT

SUNDAY, 11AM-12AM  
MONDAY THROUGH SATURDAY, 6PM-12AM

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

**TIME AND PLACE:**           **Monday, April 23, 2007, @ 6:30 P.M.**  
                                  **Office of Zoning Hearing Room**  
                                  **441 4<sup>th</sup> Street, N.W., Suite 220-South**  
                                  **Washington, D.C. 20001**

**FOR THE PURPOSE OF CONSIDERING THE FOLLOWING:**

**Case No. 06-44 – (Text Amendment to Permit Temporary Accessory Bus Parking Lot for the Use of Washington Metropolitan Area Transit Authority on Square 700, Lot 46)**

**THIS CASE IS OF INTEREST TO ANC 6D**

This proceeding was initiated by a petition filed on behalf of MR N Street Southeast, LLC, MR Ballpark 5, LLC and the Washington Metropolitan Area Transit Authority (“WMATA”) (collectively, the “Petitioner”), requesting a text amendment to the Zoning Regulations to permit the temporary use of an accessory parking lot for WMATA busses on Square 700, Lot 46. The property is zoned CR and mapped within one of the portions of the Capitol Gateway Overlay District where Zoning Commission approval of all new uses is required. The Zoning Commission recently issued a notice of proposed rulemaking in Z.C. Case No. 06-20 to temporarily allow accessory bus parking on Square 661, Lot 805 (98 R Street S.W.). Both proceedings stem from WMATA’s need to relocate parking for 76 busses currently housed at M and Half Streets, S.E. because that property is included within the site of the major league baseball stadium that is now under construction.

Title 11 (DCMR) is proposed to be amended as follows:

Chapter 6, MIXED USE (COMMERCIAL RESIDENTIAL) DISTRICTS, is amended by adding new section 601.7, to read as follows (new language not proposed as part of Z.C. Case No. 06-20 is shown in bold and underlined text):

601.7 Notwithstanding § 602.1, and not subject to any otherwise applicable proximity requirement, a surface parking lot accessory to the Washington Metropolitan Area Transit Authority garage facility located on Square 700, Lot 857, is permitted as a temporary use on:

- (a) Square 661, Lot 805, for a period of five (5) years maximum, beginning from the date of issuance of a certificate of occupancy for such use, with the 5-year period renewable by the Zoning Commission; **and**

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- (b) Square 700, Lot 46, for a period of three (3) years maximum, beginning from the date of issuance of a certificate of occupancy for such use, with the 3-year period renewable by the Zoning Commission.

Proposed amendments to the Zoning Regulations and Map of the District of Columbia are authorized pursuant to the Zoning Act of June 20, 1938, (52 Stat. 797), as amended, D.C. Official Code § 6-641 *et seq.* (2001).

The public hearing on this case will be conducted as a rulemaking in accordance with the provisions of § 3021 of the District of Columbia Municipal Regulations, Title 11, Zoning. Pursuant to that section, the Commission will impose time limits on testimony presented to it at the public hearing.

All individuals, organizations, or associations wishing to testify in this case should file in writing their intention to testify. Written statements, in lieu of personal appearances or oral presentations, may be submitted for inclusion in the record.

Information should be forwarded to the Secretary of the Zoning Commission, Office of Zoning, Suite 210-S, 441 4<sup>th</sup> Street, N.W., Washington, D.C. 20001. Please include the number of this particular case and your daytime phone number. **FOR FURTHER INFORMATION, YOU MAY CONTACT THE OFFICE OF ZONING AT (202) 727-6311.**

**ANTHONY J. HOOD, GREGORY JEFFRIES, JOHN G. PARSONS, AND MICHAEL G. TURNBULL, ZONING COMMISSION FOR THE DISTRICT OF COLUMBIA, BY JERRILY R. KRESS, FAIA, DIRECTOR, AND BY SHARON SCHELLIN, SECRETARY TO THE ZONING COMMISSION.**