

**D.C. Board of Education
Announces a Public Hearing on
The Collective Bargaining Agreement between the D.C. Public Schools
and District Council 20, Local 2921, American Federation of State,
County and Municipal Employees AFL-CIO
Wednesday, September 27, 2006
3:30 p.m. – 4:30 pm**

**825 North Capitol Street NE
Washington, DC 20002
5th Floor Board Room**

The District of Columbia Board of Education will hold a public hearing on the Collective Bargaining Agreement between the District of Columbia Public Schools and the District Council 20, Local 2921, American Federation of State, County and Municipal Employees AFL-CIO on Wednesday, September 27, 2006 from 3:30 pm – 4:30 pm at 825 North Capitol Street, in the 5th Floor Board Room.

The hearing will give the public the opportunity to comment on the union contract before the Board considers it at a Special Meeting of the Board of Education following the hearing. A copy of the contract is available on the DC Public School website at www.k12.dc.us

The Board of Education invites the public to participate in the hearing. **Those who wish to participate should contact Heather Reynolds at (202) 442-5193 by close of business on Tuesday, September 26, 2006.** If you are unable to participate written statements can be submitted for the official record to: Peggy Cooper Cafritz, D.C. Board of Education, 825 North Capitol Street, N.E., Washington, DC 20002.

Department of Health

STATE HEALTH PLANNING AND DEVELOPMENT AGENCY

NOTICE OF PUBLIC HEARING

Pursuant to 22 DCMR, Section 4302, the District of Columbia State Health Planning and Development Agency ("SHPDA") will hold a public hearing on Certificate of Need Registration No. 04-5-16, an application by MRI Services of Washington, LLC to acquire and operate an open bore MRI at 1221 and 1223 Brentwood Road, N.E. The hearing will be held on Tuesday, September 26, 2006 at 1:00 p.m., at 825 North Capitol Street, N.E., 4th Floor, Room 4131, Washington, D.C. 20002.

Persons who wish to testify should contact the Project Review Branch of the SHPDA on (202) 442-5875 before 4:45 p.m., Monday, September 25, 2006. Each member of the public who wishes to testify will be allowed a maximum of five (5) minutes. Written statements may be submitted to:

**The State Health Planning and Development Agency
825 North Capitol Street, N.E.
Third Floor
Washington, D.C. 20002**

Written statements must be received by close of business on Tuesday, October 3, 2006. Persons who would like to review the Certificate of Need application or who have questions relative to the hearing may contact the SHPDA on (202) 442-5875.

**DISTRICT OF COLUMBIA
HISTORIC PRESERVATION REVIEW BOARD**

NOTICE OF PUBLIC HEARING

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

**Case No. 03-11: Uline Arena and ice plant (Affected ANC: 6C)
1132, 1140 and 1146 3rd Street, NE
Square 748, Lots 8, 9, 10, 11, 802, 808, 809, 810, 811, 812**

The hearing will take place at 10:00 a.m. on Thursday, October 26, 2006, 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 (10 DCMR 26). A copy of the rules can be obtained from the Historic Preservation Office at 801 North Capitol Street, NE, Room 3000, Washington, DC 20002, or by phone at (202) 442-8800.

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 landmark 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 the 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 of Columbia) for, among other things, the preservation and protection of properties listed in the National Register.

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

**D.C. OFFICE OF PLANNING
NOTICE OF PUBLIC HEARING**

Tuesday, October 3, 2006
6:30 p.m. – 8:00 p.m.

District of Columbia Youth Services Center
1600 Mt. Olivet Road, NE
Washington, DC

The DC Office of Planning will conduct a public hearing to receive comments on the "Northeast Gateway Revitalization Strategy". The purpose of the plan is to provide a comprehensive had holistic approach to revitalization and redevelopment. The intent of this plan is to address key planning and development issues as well as confront problems identified by the community above and beyond just "brick and mortar". The plan also includes four redevelopment concepts to help guide development in key areas of the community. These concept areas are known as the Destination Retail "Triangle", Bladensburg Road "Corridor", Northeast Gateway Wholesale Market and the Ivy City Mixed-Use Neighborhood. The draft plan will be available for public review at the following locations:

D.C. Office of Planning
801 North Capitol Street, NE, Suite 4000

Langston Community Library
2600 Benning Road, NE

The Ivy City Resource Center
1805 Capitol Avenue, NE

Joseph H. Cole Recreation Center
1200 Mores Street, NE

Arboretum Recreation Center
2412 Rand Place, NE

The draft plan will also be available on line at: <http://www.planning.dc.gov>. Each individual or representative of an organization who wishes to present testimony at the public hearing is requested to furnish his or her name, address, telephone number and name of organization represented (if any) by calling Deborah Crain, Ward 5 Neighborhood Planning Coordinator at 202.442.7615 not later than 5:00p.m., Monday October 2, 2006. All oral presentations will be limited to three (3) minutes. Written statements may be submitted for the record until 5:00 p.m., Monday, October 2, 2006. Written statements should be address to: Deborah Crain, Ward 5 Neighborhood Planning Coordinator, D.C. Office of Planning, 801 North Capitol Street, NE, Suite 4000, Washington, DC 20002.

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

TIME AND PLACE: Thursday, December 7, 2006, @ 6:30 P.M.
Office of Zoning Hearing Room
441 4th Street, N.W., Suite 220-South
Washington, D.C. 20001

FOR THE PURPOSE OF CONSIDERING THE FOLLOWING:

CASE NO. 03-12C/03-13C (Square 769 LLC and the D.C. Housing Authority)

THIS CASE IS OF INTEREST TO ANC 6D

On April 21, 2006, the Office of Zoning received an application from Square 769 LLC and the D.C. Housing Authority (collectively, the Applicants). The Applicants are requesting final approval of Phase II of a planned unit development (PUD). The Office of Planning provided its report on June 30, 2006, and the case was set down for hearing on July 10, 2006. The Applicants provided their prehearing statement as part of their application on August 4, 2006.

The property that is the subject of this application is part of the larger PUD approved in Z.C. Order No. 03-12/03-13 for the redevelopment of the Capper/Carrollsborg project. This portion of the PUD consists of approximately 27,960 square feet of land area and is located in the block bounded by 2nd, 3rd, L and M Streets, S.E. The property fronts on the north side of M Street between 2nd and 3rd Streets and is known as Square 449, parts of lots 18, 20 and 21. The subject property is currently zoned CG/C-3-C. No change of zoning is requested.

The Applicants propose to construct a commercial development consisting of an office building with ground floor retail and service uses. The building will have a maximum height of approximately 110 feet. The total gross floor area of the project is approximately 200,780 square feet; the proposed overall floor area ratio (FAR) of the project is 7.18. The project will contain a total of approximately 238 parking spaces.

The C-3-C District permits mixed residential and commercial development as a matter-of-right, to a maximum lot occupancy of 100%, a maximum FAR of 6.5 and a maximum height of 90 feet. Under Chapter 24, the guideline for height in a PUD is 130 feet and the guideline for FAR in a PUD is 8.0.

The Capitol Gateway (CG) Overlay adds requirements and restrictions beyond those provided in the underlying zones, as set forth in 11 DCMR Chapter 16.

This public hearing will be conducted in accordance with the contested case provisions of the Zoning Regulations, 11 DCMR § 3022.

Z.C. PUBLIC HEARING NOTICE
Z.C. CASE NO. 03-12C/03-13C
PAGE NO. 2

How to participate as a witness.

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

How to participate as a party.

A party has the right to cross-examine witnesses, to submit proposed findings of fact and conclusions of law, to receive a copy of the written decision of the Zoning Commission, and to exercise the other rights of parties as specified in the Zoning Regulations.

Except for the affected ANC, any person who desires to participate as a party in this case must clearly demonstrate that the person's interests would likely be more significantly, distinctly, or uniquely affected by the proposed zoning action than other persons in the general public. Persons seeking party status **shall file with the Commission, not less than fourteen (14) days prior to the date set for the hearing, a written statement containing the following information:**

- (a) The person's name, address, and daytime telephone number;
- (b) A request to appear and participate as a party;
- (c) Whether the person will appear as a proponent or opponent of the application;
- (d) Whether the person will appear through legal counsel, and if so, the name and address of legal counsel;
- (e) A list of witnesses who will testify on the person's behalf;
- (f) A summary of the testimony of each witness;
- (g) An indication of which witnesses will be offered as expert witnesses, the areas of expertise in which any experts will be offered, and the resumes or qualifications of the proposed experts;
- (h) The total amount of time being requested to present their case; and
- (i) A written statement setting forth why the person should be granted party status, including reference to the following:

- (1) The property owned or occupied by the person, or in which the person has an interest, that will be affected by the action requested of the Commission;
- (2) The legal interest the person has in said property, such as owner, tenant, trustee, or mortgagee;
- (3) The distance between the person's property and the property that is the subject of the application before the Commission;
- (4) The economic, social, or other impacts likely to affect the person and/or the person's property if the action requested of the Commission is approved or denied; and
- (5) An explanation of how the person's interest as identified in response to paragraph (4) would likely be more significantly, distinctively, or uniquely affected in character or kind by the proposed zoning action than those of other persons in the general public.

The applicant shall also provide the information indicated in (e) through (h) to the extent that the information is not contained in the Applicant's prehearing submission as required by 11 DCMR § 3013.1. The information shall be filed no later than fourteen (14) days before the date of the hearing.

If an affected Advisory Neighborhood Commission (ANC) intends to participate at the hearing, the ANC shall submit the written report described in § 3012.5 no later than seven (7) days before the date of the hearing. The report shall also contain the information indicated in (e) through (h) above.

Time limits.

The following time limits for oral testimony shall be adhered to unless changed by the Commission, and no time may be ceded:

- | | | |
|----|----------------------------------|---|
| 1. | Applicant and parties in support | 60 minutes collectively |
| 2. | Parties in opposition | 15 minutes each (60 minutes collectively) |
| 3. | Organizations | 5 minutes each |
| 4. | Individuals | 3 minutes each |

Z.C. PUBLIC HEARING NOTICE

Z.C. CASE NO. 03-12C/03-13C

PAGE NO. 4

Information responsive to this notice should be forwarded to the Director, Office of Zoning, Suite 210, 441 4th Street, N.W., Washington, D.C. 20001. **FOR FURTHER INFORMATION, YOU MAY CONTACT THE OFFICE OF ZONING AT (202) 727-6311.**

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

ZONING COMMISSION FOR THE DISTRICT OF COLUMBIA
NOTICE OF PUBLIC HEARING

TIME AND PLACE: Monday, November 27, 2006, @ 6:30 P.M. (1st Case)
Office of Zoning Hearing Room
441 4th Street, N.W., Suite 220-South
Washington, D.C. 20001

FOR THE PURPOSE OF CONSIDERING THE FOLLOWING:

CASE NO. 06-33 (Text Amendment – Parking for Historic Buildings)

THIS CASE IS OF INTEREST TO ALL ANCs

On June 2, 2006, the Office of Planning, on behalf of the District of Columbia, petitioned, through a set down report, for a text amendment to Title 11 of the District of Columbia Municipal Regulations, Zoning to clarify parking requirements for historic landmarks and buildings contributing to an historic district. The Zoning Commission set down the case for public hearing at its meeting of July 10, 2006.

The proposed clarification is important to prevent multiple interpretations of the zoning regulations and provide consistency in enforcement of parking requirements.

The proposed text amendment is as follows:

AMEND SECTION 2100.5 TO READ AS FOLLOWS:

2100.5 No additional parking spaces shall be required for a use change in a historic landmark or a building or structure located in a historic district that is certified by the State Historic Preservation Officer as contributing to the character of that historic district. This subsection applies only to a building or structure as existing on May 12, 1958 or the date on which the building was designated a historic landmark or the historic district was established, whichever is later, and not to physical expansions of the building or structure, other structures on the remainder of the lot on which the building sits, or to any other lots.

AMEND SECTION 2100.6 TO READ AS FOLLOWS:

2100.6 When the intensity of use of a building or structure existing before May 12, 1958, is increased by an addition of employees, dwelling units, gross floor area,

seating capacity, or other unit of measurement specified in § 2101, parking spaces shall be provided for the addition according to the schedule of parking spaces set forth in § 2101.1, subject to §§ 2100.7 through 2100.9. This provision shall apply to additions to landmarks and buildings certified as contributing to the character of a historic district only when the addition is located in or attributable to a physical expansion of the building constructed after the date on which the building was designated a landmark or the historic district was established.

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 § 6-641.01 (2001), *et seq.*

The public hearing on this case will be conducted as a rulemaking in accordance with the provisions of Section 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 their intention to testify in writing. 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, 441 4th Street, N.W., Washington, D.C., 20001. Please include the number of this particular case and your daytime telephone number. **FOR FURTHER INFORMATION, YOU MAY CONTACT THE OFFICE OF ZONING AT (202) 727-6311.**

CAROL J. MITTEN, ANTHONY J. HOOD, JOHN G. PARSONS, GREGROY N. JEFFRIES, AND MICHAEL G. TURNBULL ----- ZONING COMMISSION FOR THE DISTRICT OF COLUMBIA, BY JERRILY R. KRESS, FAIA, DIRECTOR, AND BY SHARON S. SCHELLIN, SECRETARY TO THE ZONING COMMISSION.

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

TIME AND PLACE: Monday, November 27, 2006, @ 6:30 P.M. (2nd Case)
Office of Zoning Hearing Room
441 4th Street, N.W., Suite 220-South
Washington, D.C. 20001

FOR THE PURPOSE OF CONSIDERING THE FOLLOWING:

Case No. 06-37 (Petition to Amend the Zoning Map Regarding Square 1765, Lots 1, 2, 3, 4, 5, 6, 7, 8, 29, 28, and 27 from unzoned to the C-1 Zone District.)

THIS CASE IS OF INTEREST TO ANC 3E

On July 14, 2006, the Office of Planning, through its set down report of July 11, 2006, petitioned for an amendment to the Zoning Map to rezone 11 properties from unzoned to the C-1 Zone District. The Zoning Commission set down the case at its July 24, 2006 public meeting.

The Neighborhood Shopping (C-1) District is designed to provide convenient retail and personal service establishments for the day-to-day needs of a small tributary area, with a minimum impact upon surrounding residential development

Proposed amendments to the Zoning Regulations and Map of the District of Columbia authorized pursuant to the Zoning Act of 1938, approved June 20, 1938 (52 Stat. 797; D.C. Official Code § 6-646.01 *et seq.*).

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. 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 their intention to testify writing. 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, 441 4th Street, N.W., Washington, D.C. 20001. Please include the number of the particular case and your daytime telephone number. **FOR FURTHER INFORMATION, YOU MAY CONTACT THE OFFICE OF ZONING AT (202) 727-6311.**

CAROL J. MITTEN, ANTHONY J. HOOD, JOHN G. PARSONS, GREGROY N. JEFFRIES, AND MICHAEL G. TURNBULL ----- ZONING COMMISSION FOR THE DISTRICT OF COLUMBIA, BY JERRILY R. KRESS, FAIA, DIRECTOR, AND BY SHARON S. SCHELLIN, SECRETARY TO THE ZONING COMMISSION.

**ZONING COMMISSION FOR THE DISTRICT OF COLUMBIA
CORRECTED¹ NOTICE OF PUBLIC HEARING**

TIME AND PLACE: **Thursday, January 18, 2007 @ 6:30 p.m.**
 Office of Zoning Hearing Room
 441 4th Street, N.W., Suite 220
 Washington, D.C. 20001

FOR THE PURPOSE OF CONSIDERING THE FOLLOWING:

Case No. 06-38 (Howard University –Campus Plan Amendment and Further Processing Application

THIS CASE IS OF INTEREST TO ANC 5C and 1B

Application of President and Trustees of Howard University, pursuant to 11 DCMR § 3104.1 and in accordance with § 210 of the Zoning Regulations, the President and Trustees of Howard University (hereinafter “Howard”) request to amend the Campus Plan approved in 1998 to permit the construction of a residential facility for its students to be known as the Men’s Living and Learning Center. Howard simultaneously requests special exception approval for the further processing of the approved Campus Plan to permit the construction of the Men’s Living and Learning Center, which would be located on the main campus between Crampton Auditorium, Childers Hall, and Greene Memorial Stadium. Finally, Howard seeks a special exception pursuant to § 411 to allow three separate enclosures for its penthouse and mechanical equipment and for locating two of the rooftop structures within the required setback from the exterior walls.

On August 15, 2006, the Office of Zoning received an application from Howard requesting approval of an amendment to the Campus Plan approved in 1998 and a further processing application to permit the construction of the Men’s Living and Learning Center on the University’s main campus. The gross floor area of the LLC will consist of approximately 117, 465 square feet, bringing the FAR for Howard to 1.41. This further processing application and campus plan amendment affect the University’s main campus, which is located at 2400 6th Street, N.W. and is known as Square 3057, Lot 92.

¹ This notice explains additional relief sought by the applicant not included in the original notice.

PLEASE NOTE:

- Failure of an applicant or appellant to appear at the public hearing will subject the application or appeal to dismissal at the discretion of the Commission.
- Failure of an applicant or appellant to be adequately prepared to present the application or appeal to the Commission, and address the required standards of proof for the application or appeal, may subject the application or appeal to postponement, dismissal, or denial.

The public hearing in this case will be conducted in accordance with the provisions of Chapter 31 of the District of Columbia Municipal Regulations, Title 11, Zoning. Pursuant to Subsection 3117.4 of the Regulations, the Commission will impose time limits on the testimony of all individuals.

Individuals and organizations interested in any application may testify at the public hearing or submit written comments to the Commission. Individuals and organizations wishing party status in this case must request that status and should do so in writing not less than fourteen (14) days prior to the date set for the public hearing on the particular application in accordance with § 3106.2. All requests and comments should be submitted to the Commission through Jerrily R. Kress, Director, Office of Zoning, 441 4th Street, NW, Suite 200/210, Washington, D.C. 20001. Please include the case number on all correspondence. FOR FURTHER INFORMATION, CONTACT THE OFFICE OF ZONING AT (202) 727-6311.

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