

CORRECTION\*

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

POSTING DATE: NOVEMBER 17, 2006  
PETITION DATE: JANUARY 2, 2007  
HEARING DATE: JANUARY 17, 2007

LICENSE#: 76070  
LICENSEE: CASA OAXACA INC.  
TRADE NAME: CASA OAXACA  
LICENSE CLASS: RETAIL CLASS "C" RESTAURANT  
ADDRESS: 2106 18<sup>TH</sup> STREET NW

WARD 1      ANC 1C01

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 MEXICAN FOOD.

HOURS OF OPERATION

SUNDAY 11:30AM – 11:00PM  
MONDAY THROUGH THURSDAY 5:00PM – 11:00PM  
FRIDAY AND SATURDAY 5:00PM – 12:00AM

\*SALE, SERVICE OR CONSUMPTION OF ALCOHOLIC BEVERAGES

SUNDAY 11:30AM – 11:00PM  
MONDAY THROUGH THURSDAY 5:00PM – 11:00PM  
FRIDAY AND SATURDAY 5:00PM – 12:00AM

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

POSTING DATE: DECEMBER 8, 2006  
PETITION DATE: JANUARY 22, 2007  
HEARING DATE: FEBRUARY 7, 2007

LICENSE#: 76166  
LICENSEE: 2007 14<sup>TH</sup> STREET PRODUCTIONS, LLC  
TRADE NAME: 14<sup>TH</sup> STREET CAFE  
LICENSE CLASS: RETAIL CLASS "C" TAVERN  
ADDRESS: 2007 14<sup>TH</sup> STREET NW

WARD 1      ANC 1B02

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, AMERICAN CAFÉ WITH LATIN FUSION CUISINE. DJ, BAND ON SPECIAL OCCASIONS (MAXIMUM 5 PIECES). NO DESIGNATED DANCE FLOOR, MATURE ADULT CROWD. SUMMER GARDEN AND ENTERTAINMENT ENDORSEMENT.

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

SUNDAY THROUGH THURSDAY 11:30AM - 2:00AM  
FRIDAY AND SATURDAY 11:30AM - 3:00AM

SALE, SERVICE OR CONSUMPTION OF ALCOHOLIC BEVERAGES SUMMER GARDEN

SUNDAY THROUGH THURSDAY 11:30AM - 2:00AM  
FRIDAY AND SATURDAY 11:30AM - 3:00AM

HOURS OF ENTERTAINMENT

MONDAY THROUGH THURSDAY 6:00PM - 2:00AM  
FRIDAY AND SATURDAY 6:00PM - 3:00AM

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

POSTING DATE: DECEMBER 8, 2006  
PETITION DATE: JANUARY 22, 2007  
HEARING DATE: FEBRUARY 7, 2007

LICENSE#: 76177  
LICENSEE: CENTERPOINT NINE LLC  
TRADE NAME: ASIA NINE BAR AND LOUNGE  
LICENSE CLASS: RETAIL CLASS "C" RESTAURANT  
ADDRESS: 915 E STREET NW

WARD 2      ANC 2C03

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, THAI RESTAURANT WITH OCASSIONAL DJ AND BANDS UP TO 5 PIECES, SIDEWALK CAFÉ AND ENTERTAINMENT ENDORSEMENT.

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

SUNDAY THROUGH THURSDAY 11:30AM - 2:00AM  
FRIDAY AND SATURDAY 11:30AM - 3:00AM

SALE, SERVICE OR CONSUMPTION OF ALCOHOLIC BEVERAGES, SIDEWALK CAFÉ.

SUNDAY THROUGH THURSDAY 11:30AM - 2:00AM  
FRIDAY AND SATURDAY 11:30AM - 3:00AM

HOURS OF ENTERTAINMENT

SUNDAY THROUGH SATURDAY 6:00PM - 2:00AM

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

POSTING DATE: DECEMBER 8, 2006  
PETITION DATE: JANUARY 22, 2007  
HEARING DATE: FEBRUARY 7, 2007

LICENSE#: 76186  
LICENSEE: DE MARIA DC INC  
TRADE NAME: DIVINO LOUNGE RESTAURANT  
LICENSE CLASS: RETAIL CLASS "C" RESTAURANT  
ADDRESS: 3407 CONNECTICUT AVE NW

WARD 3      ANC 3C04

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, UPSCALE LATIN RESTAURANT ARGENTINE CUISINE.  
BACKGROUND MUSIC WITH OCCASIONAL DJ AND TANGO LESSONS.  
ENTERTAINMENT ENDORSEMENT.

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

SUNDAY THROUGH THURSDAY 11:30AM - 2:00AM  
FRIDAY AND SATURDAY 11:30AM - 3:00AM

HOURS OF ENTERTAINMENT

SUNDAY THROUGH THURSDAY 6:00PM - 2:00AM  
FRIDAY AND SATURDAY 6:00PM- 3:00AM

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

POSTING DATE: DECEMBER 8, 2006  
PETITION DATE: JANUARY 22, 2007  
HEARING DATE: FEBRUARY 7, 2007

LICENSE#: 76187  
LICENSEE: GREY'S HOLDING LLC  
TRADE NAME: PARADISE FUSION  
LICENSE CLASS: RETAIL CLASS "C" RESTAURANT  
ADDRESS: 1401 T STREET NW

WARD 2      ANC 2B09

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, CARIBBEAN RESTAURANT, FEATURING INTERNATIONAL MUSIC TO INCLUDE DJ, AND OCCASIONAL BAND (5 PIECE MAXIMUM) SUMMER GARDEN AND ENTERTAINMENT ENDORSEMENT.

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

SUNDAY THROUGH THURSDAY 11:30AM - 2:00AM  
FRIDAY AND SATURDAY 11:30AM - 3:00AM

SALE, SERVICE OR CONSUMPTION OF ALCOHOLIC BEVERAGES, SUMMER GARDEN.

SUNDAY THROUGH SATURDAY 11:30AM - 12:00AM

HOURS OF ENTERTAINMENT

MONDAY THROUGH THURSDAY 6:00PM - 2:00AM  
FRIDAY AND SATURDAY 6:00PM - 3:00AM

**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 an application by the D.C. Preservation League to amend the 1978 designation of the Sixteenth Street Historic District. The amendment would extend the historic district's period of significance to 1959, affecting perhaps five properties within the present district, making them properties that contribute to the character of the historic district and thus subjecting them to a higher standard of design review. The amendment would also extend the boundaries of the historic district southward along 16<sup>th</sup> Street from and including Scott Circle to Lafayette Square and would take in the property at 1603 U Street, NW. The Board will also consider the forwarding the amended nomination to the National Register of Historic Places for listing.

The hearing will take place at **10:00 a.m. on Thursday, January 18, 2007**, 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.

**Case No. 00-04: Sixteenth Historic District expansion and amendment**

The expansion areas include the following properties:

the entire 800 block, 900 block, 1000 block, 1100 block and 1200 block of 16<sup>th</sup> Street, NW;  
1525 and 1601 H Street, NW and all H Street addresses on lots at the corners of 16<sup>th</sup> Street, NW;  
1600, 1601, 1603 and 1605 I Street, NW and all I Street addresses on lots at the corners of 16<sup>th</sup> Street, NW;  
1543, 1600 through 1607 and 1609, 1611, 1613, 1615 and 1617 K Street, NW and all K Street addresses on lots at the corners of 16<sup>th</sup> Street, NW;  
1600 L Street, NW and all L Street addresses on lots at the corners of 16<sup>th</sup> Street, NW;  
1531, 1533, 1543, 1545, 1600 and 1630 M Street, NW and all M Street addresses on lots at the corners of 16<sup>th</sup> Street, NW;  
1145-1155 17<sup>th</sup> Street, NW;  
1500 Massachusetts Avenue, NW and all Massachusetts Avenue addresses on lots at the southeast corner of 16<sup>th</sup> Street, NW;  
1600 Rhode Island Avenue, NW and all Rhode Island Avenue addresses on lots at the southwest corner of 16<sup>th</sup> Street, NW; and  
Scott Circle; also known as:

Square 182, Lots 55, 56, 57, 826, 829 and 830;  
Square 183, Lots 91, 105, 106, 111, 881 and 882;  
Square 184, Lots 17, 59, 68, 74 and 830;  
Square 185, Lots 41, 811, 812, 813 and 817;  
Square 186, Lots 39 and 809;

Square 196, Lots 35 and 832;  
Square 197, Lots 80, 84, 820, 840, 841 and 853;  
Square 198, Lot 39;  
Square 199, Lots 824 and 833;  
Square 200, Lots 26 and 810; and  
Reservations 62 (62-A and 62-B), 63, and 64 (64-A and 64-B);

and the property at 1603 U Street, NW, also known as Square 175, Lot 801.

The amendment of the Sixteenth Street Historic District's period of significance, changing its terminal date to 1959, would apply to the entire existing and proposed district, including those properties listed above and those already designated and within the present boundary, including the following addresses:

the entire 1300 block, 1400 block, 1500 block, 1600 block, 1700 block, 1800 block, 1900 block, 2000 block and 2100 block of 16<sup>th</sup> Street, NW;  
1534 O Street, NW and all O Street addresses on lots at the corners of 16<sup>th</sup> Street, NW;  
1530, 1531, 1533, 1535 and 1537 P Street, NW and all P Street addresses on lots at the corners of 16<sup>th</sup> Street, NW;  
1531 and 1540 Q Street, NW and all Q Street addresses on lots at the corners of 16<sup>th</sup> Street, NW;  
1526 through 1606 R Street, NW and all R Street addresses on lots at the corners of 16<sup>th</sup> Street, NW;  
1601 S Street, NW and all S Street addresses on lots at the corners of 16<sup>th</sup> Street, NW;  
1542, 1545, 1600, 1602, 1603 and 1604 T Street, NW and all T Street addresses on lots at the corners of 16<sup>th</sup> Street, NW;  
1535, 1536, 1538, 1542, 1600, 1602, 1604, 1606 and 1608 U Street, NW and all U Street addresses on lots at the corners of 16<sup>th</sup> Street, NW;  
1519 V Street, NW and all V Street addresses on lots at the corners of 16<sup>th</sup> Street, NW;  
all Caroline Street addresses on lots at the corners of 16<sup>th</sup> Street, NW;  
all Church Street addresses on lots at the corners of 16<sup>th</sup> Street, NW;  
1601 through 1605 and 1607 and 1609 Corcoran Street, NW and all Corcoran Street addresses on lots at the corners of 16<sup>th</sup> Street, NW;  
1601 Massachusetts Avenue, NW and all Massachusetts Avenue addresses on lots at the northwest corner of 16<sup>th</sup> Street, NW;  
1944 through 2001 New Hampshire Avenue, NW and all New Hampshire Avenue addresses on lots at the corners of 16<sup>th</sup> Street, NW;  
1601 Rhode Island Avenue, NW and all Rhode Island Avenue addresses on lots at the northeast corner of 16<sup>th</sup> Street, NW;  
all Riggs Place addresses on at the corners of 16<sup>th</sup> Street, NW;  
1 Scott Circle, NW;  
1535 Swann Street, NW and all Swann Street addresses on at the corners of 16<sup>th</sup> Street, NW; also known as:

Square 174, Lots 800, 806, and 2001 through 2125 (old Lot 79);  
Square 175, Lots 21, 22, 34, 805, 811, and 2001 through 2102 (old Lots 19, 37, 38 and 35);

Square 176, Lot 77;  
Square 177, Lots 2, 87 through 92, 108, 109, 126, 127, 801, 802, 2009 through 2025 (old Lots 1 and 5)  
Square 177-N, Lots 4 through 9, 26, 807, 810, 811, 2001 through 2009, and 2013 through 2022 (old Lots 21 and 809);  
Square 178, Lots 73, 74, 77, 78, 94, 800, 2001 through 2022, and 2065 through 2108 (old Lots 75, 76, 93 and 96);  
Square 179, Lots 812, 813, 817, 823, 824, 2219 through 2233, 2249 through 2265, and 2267 through 2273;  
Square 180, Lots 42, 43, 44, 85, 801, and 2029 through 2077 (old Lot 84)  
Square 181, Lots 162, 163, 164, 821 and 873;  
Square 188, Lot 802;  
Square 188-S, Lots 2001 through 2057 (old Lot 4);  
Square 189, Lot 801;  
Square 190, Lots 119, 120, 123, 129, 809, 810, 2001 through 2018, and 2029 through 2056 (old Lots 46-49, 126 and 127);  
Square 191, Lots 93, 94, 95, 100, 103, 803, 804, 2001 through 2027, and 2059 through 2067;  
Square 192, Lots 817, 825 and 834;  
Square 193, Lots 144, 145, 146, 148, 150, 800, 2022 through 2043, and 2048 through 2067, and 2072 through 2078 (old Lots 14, 140, 142, 143, 802, 804);  
Square 194, Lots 12, 13, 98, 110, 113, 114, 817, 2014 through 2028, 2033 through 2039, and 2247 through 2254 (old Lots 109, 111 and 805); and  
Square 195, Lots 824, 829, 846, 847, 2041 through 2221.

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

A copy of the historic district designation amendment 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.

**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 an application by the D.C. Historic Preservation Office to amend the 1978 designation of the Fourteenth Street Historic District. The amendment would extend the southern boundary to take in additional properties referenced below. The Board will also consider the forwarding the amended nomination to the National Register of Historic Places for listing.

The hearing will take place at **10:00 a.m. on Thursday, January 18, 2007**, 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.

**Case No. 07-02: Fourteenth Historic District expansion**

Square 209, Lots 80, 103, 810, 902, 919, 920, 925, 926, 929 and 932;

Square 210, Lots 27, 28, 74, 120, 125, 126, 128, 133, 829, 2001 through 2045, and 2050 through 2360;

Square 211, Lots 41, 44, 45, 46, 50, 51, 52, 838, 843, 852, 853, 856, 858, 859 and 2001 through 2036;

Square 212, Lots 115, 116, 117, 827, 849 and 852;

Square 243, Lots 827 and 2001 through 2027;

also known as:

1313 through 1319 N Street, NW, odd numbered addresses;

1400 through 1414 N Street, NW, even numbered addresses;

1413 through 1459 N Street, NW, odd numbered addresses;

1416 through 1450 P Street, NW;

1451 through 1469 P Street, NW, odd numbered addresses;

1225, 1227, 1229, 1301, and 1501 15<sup>th</sup> Street, NW;

1401 through 1421 Massachusetts Avenue, NW, odd numbered addresses;

1409 through 1464 Rhode Island Avenue, NW

5 Thomas Circle, NW;

1301 through 1313 Vermont Avenue, NW, odd numbered addresses

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

A copy of the historic district designation amendment 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.

**BOARD OF ZONING ADJUSTMENT  
PUBLIC HEARING NOTICE  
TUESDAY, FEBRUARY 6, 2007  
SECOND FLOOR HEARING ROOM, SUITE 220-S  
441 4<sup>TH</sup> STREET, N.W.  
WASHINGTON, D.C. 20001**

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

**1:00 P.M. TO 6:00 P.M. AFTERNOON SESSION**

**P.M.**

**WARD TWO**

17563  
ANC-2B      **Application of Richard F. Little, pursuant to 11 DCMR § 3104.1, for a special exception to allow a rear addition to an existing flat (two-family dwelling) under section 223, not meeting the lot occupancy requirements (section 403), in the DC/R-5-B District at premises 1618 Riggs Place, N.W. (Square 178, Lot 26).**

**WARD TWO**

17559  
ANC-2C      **Application of GIBG YL Partners LLC, pursuant to 11 DCMR § 3104.1, for a special exception from the uniform height requirements of the roof structure provisions under subsection 411.5 (section 411.11), to allow the rehabilitation and expansion of an existing commercial building (Yale Steam Laundry) into a residential condominium building, in the DD/C-2-C District at premises 425-437 New York Avenue, N.W. (Square 514, Lot 87).**

**WARD TWO**

17564  
ANC-2B      **Application of 1815 19<sup>th</sup> St LLC, pursuant to 11 DCMR § 3103.2, for a variance from the floor area ratio requirements under section 402, and a variance from the nonconforming structure provisions under subsection 2001.3, to allow the renovation and expansion of an existing seven (7) unit apartment building in the R-5-B District at premises 1815 19<sup>th</sup> Street, N.W. (Square 132, Lot 211).**

**PLEASE NOTE:**

Failure of an applicant or appellant to appear at the public hearing will subject the application or appeal to dismissal at the discretion of the Board.

Failure of an applicant or appellant to be adequately prepared to present the application or appeal to the Board, and address the required standards of proof for the application or appeal, may subject the application or appeal to postponement, dismissal or denial.

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

Individuals and organizations interested in any application may testify at the public hearing or submit written comments to the Board. Individuals and organizations wishing party status in any case before the Board 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 Subsection 3106.2. All requests and comments should be submitted to the Board through the Director, Office of Zoning, 441 4<sup>th</sup> Street, NW, Suite 210, Washington, D.C. 20001. Please include the case number on all correspondence. FOR FURTHER INFORMATION, CONTACT THE OFFICE OF ZONING AT (202) 727-6311.

**GEOFFREY H. GRIFFIS, CHAIRPERSON, RUTHANNE G. MILLER, VICE CHAIRPERSON, CURTIS L. ETHERLY, JR., JOHN A. MANN II, AND A MEMBER OF THE ZONING COMMISSION ----- BOARD OF ZONING ADJUSTMENT, BY JERRILY R. KRESS, FAIA, DIRECTOR.**

PHN 2/6/07 rsn

**BOARD OF ZONING ADJUSTMENT  
PUBLIC HEARING NOTICE  
TUESDAY, FEBRUARY 13, 2007  
SECOND FLOOR HEARING ROOM, SUITE 220-S  
441 4<sup>TH</sup> STREET, N.W.  
WASHINGTON, D.C. 20001**

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

**9:30 A.M. TO 12:00 P.M. MORNING SESSION  
1:00 P.M. TO 6:00 P.M. AFTERNOON SESSION**

**A.M.**

**WARD SEVEN**

17565  
ANC-7E      **Application of Linnell D. Handon**, pursuant to 11 DCMR § 3104.1, for a special exception to allow a second floor addition to an existing single-family detached dwelling under section 223, not meeting the side yard requirements (section 405), in the R-2 District at premises 5109 A Street, S.E. (Square 5308, Lot 3).

**WARD THREE**

17566  
ANC-3F      **Application of A & M Investments**, pursuant to 11 DCMR § 3103.2, for a variance from the lot width and lot area requirements under section 401, to allow the subdivision of one lot into two lots in the R-1-B District at premises 3546 Alton Place, N.W. (Square 1970, Lot 897).

**WARD ONE**

17568  
ANC-1D      **Application of 3510 16<sup>th</sup> Street LLC**, pursuant to 11 DCMR § 3103.2, for variances from the nonconforming structure provisions under subsection 2001.3 (a), and the lot occupancy requirements under section 403, to allow a three story addition to an existing apartment building in the R-5-D District at premises 3508-3510 16<sup>th</sup> Street, N.W. (Square 2623, Lots 757 and 758).

P.M.

WARD THREE

17560      **Application of Washington International School**, pursuant to 11  
ANC-3C      DCMR § 3104.1, for a special exception to increase the number of  
private school faculty and staff from 102 to 110, and to increase the  
number of students from 425 to 450, under section 206, in the R-1-A  
District at premises 3100 Macomb Street, N.W. (Square 2084, Lot  
837).

**PLEASE NOTE:**

Failure of an applicant or appellant to appear at the public hearing will subject the application or appeal to dismissal at the discretion of the Board.

Failure of an applicant or appellant to be adequately prepared to present the application or appeal to the Board, and address the required standards of proof for the application or appeal, may subject the application or appeal to postponement, dismissal or denial.

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

Individuals and organizations interested in any application may testify at the public hearing or submit written comments to the Board. Individuals and organizations wishing party status in any case before the Board 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 Subsection 3106.2. All requests and comments should be submitted to the Board

through the Director, Office of Zoning, 441 4<sup>th</sup> Street, NW, Suite 210, Washington, D.C. 20001. Please include the case number on all correspondence. FOR FURTHER INFORMATION, CONTACT THE OFFICE OF ZONING AT (202) 727-6311.

**GEOFFREY H. GRIFFIS, CHAIRPERSON, RUTHANNE G. MILLER,  
VICE CHAIRPERSON, CURTIS L. ETHERLY, JR., JOHN A. MANN II,  
AND A MEMBER OF THE ZONING COMMISSION ----- BOARD  
OF ZONING ADJUSTMENT, BY JERRILY R. KRESS, FAIA, DIRECTOR.**

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

**TIME AND PLACE:** Thursday, January 11, 2007, @ 6:30 P.M.  
Office of Zoning Hearing Room  
441 4<sup>th</sup> Street, N.W., Suite 220  
Washington, D.C. 20001

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

**CASE NO. 06-46 (Capitol Gateway Overlay District Review @ Square 701, Lots 3, 98 – 118, 144 – 147, 161, 162, 167, 815 and 824 and public alleys proposed to be closed – 55 M Street, S.E.)**

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

On November 3, 2006, the Office of Zoning received an application from MR N Street Southeast LLC, MR Ballpark 5 LLC and the Washington Metropolitan Area Transit Authority (collectively, the Applicants). The Applicants are requesting review and approval of new development along M Street, S.E., pursuant to the Capitol Gateway Overlay District provisions set forth in Chapter 16. In addition, the Applicant seeks special exception relief from the roof structure requirements set forth in §§ 630 and 411 with regard to setbacks and variance relief from the percentage of lot occupancy requirement set forth in § 634, the private residential recreation space requirement set forth in § 635, and the loading requirement set forth in § 2201.1. To the extent that proposed amendments to the CG Overlay District now pending are applicable, the Applicants also request review under the new regulations, including certain deviations from some of the proposed design requirements.

The property which is the subject of this application consists of approximately 102,494 square feet of land area and is located at 55 M Street, S.E. (Square 701, Lot 3, 98 – 118, 144 – 147, 161, 162, 167, 815 and 824 and public alleys proposed to be closed). The property is bounded to the east by Cushing Place, to the south by N Street, to the west by Half Street, and to the north by M Street. The property is zoned CG/CR.

The Applicant proposes to develop the property with a 748,600 square foot mixed-use development consisting of residential, office, hotel and retail uses. Three levels of below-grade parking will be provided. The floor area ratio ("FAR") of the property will be approximately 7.24 FAR. The building height will measure a maximum of 110 feet. Vehicular access to required parking and loading will be provided from Cushing Place, SE.

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

Interested persons or representatives of organizations will be heard at the public hearing. **Any person who desires to participate as a party in this case must so request and must comply with the provisions of 11 DCMR 3022.3.** A party has the right to cross-examine witnesses, to

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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 Rules. Except for the applicant and the ANC, to participate as a party in a proceeding before the Commission, **any affected person 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 and address;
- (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; and
- (f) 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 such person, or in which the person has an interest, that will be affected by the action requested of the Commission;
  - (2) The legal interest such person has in such 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 environmental, 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;
  - (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 Commission shall determine who will be recognized as a party. In so determining, the Commission shall consider whether the provisions of § 3022.3 have been complied with and whether the specific information presented qualifies the person as a party. The Commission

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shall grant party status only if the person requesting party status has clearly demonstrated 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.

Any person wishing to be considered a party should clearly state the request, and should also provide a daytime telephone number should it be necessary for the Office of Zoning to obtain additional information or clarification prior to the hearing. Written statements, in lieu of personal appearances or oral presentations, may be submitted for inclusions in the record.

The Zoning Commission hereby gives notice of the following procedures applicable to this case. Any person requesting to appear as a party to this application shall submit the following additional information:

1. A summary of the testimony of each witness.
2. 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 of qualifications of the proposed experts.
3. The total amount of time being requested to present the case.

**If an affected Advisory Neighborhood Commission (ANC), pursuant to 11 DCMR 3012.5, intends to participate at the hearing, the ANC shall also submit the information cited above relating to the hearing procedures. The written report of the ANC shall be filed no later than seven (7) days before the date of the hearing.**

The Zoning Commission gives further notice that it intends to establish time limits for oral presentations of both parties and persons. Accordingly, the following time limits shall apply:

1.	Applicant	60 minutes
2.	Other Parties	15 minutes
3.	Organizations	5 minutes
4.	Individuals	3 minutes

The Commission intends to adhere to the time limits as strictly as possible, in order to hear the case in a reasonable period of time. The Commission reserves the right to change the time limits for presentations if necessary and notes that no time shall be ceded. 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.

Information should be forwarded to the Director, Office of Zoning, Suite 200, 441 4<sup>th</sup> Street, N.W., Washington, D.C. 20001. Please include the number of this particular case and your

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daytime telephone number. **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.**