

HEARING DATE RESCHEDULED

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

HEARING DATE: DECEMBER 7, 2005

OCTOBER 7, NOTICE IS HEREBY GIVEN THAT THE FOLLOWING PERSONS
HAVE APPLIED FOR A LICENSE UNDER THE D.C. ALCOHOLIC BEVERAGE
CONTROL ACT, THAT THE OBJECTORS ARE ENTITLED TO BE HEARD
BEFORE THE GRANTING OF SUCH LICENSES ON DECEMBER 7, 2005 10:00
A.M., 7TH FLOOR, SUITE 7200, 941 NORTH CAPITOL ST., N.E.

LICENSE NO. 60605, 2321 - 18TH ST LLC, T/A BOURBON,
RETAILER'S CLASS "C" RESTAURANT, 2348 WISCONSIN AVE., NW
WARD 3 ANC 3B03

LICENSEE REQUESTS SUMMER GARDEN WITH SEATING FOR 22
PERSONS.

HOURS OF OPERATION

SUNDAY, 11:30AM
MONDAY THROUGH THURSDAY, 5PM-2AM
FRIDAY, 5PM-3AM
SATURDAY, 11:30AM-3AM

SALE, SERVICE OR CONSUMPTION OF ALCOHOLIC BEVERAGES

SUNDAY, 11:30AM
MONDAY THROUGH THURSDAY, 5PM-2AM
FRIDAY, 5PM-3AM
SATURDAY, 11:30AM-3AM

PETITION AND/OR REQUEST TO APPEAR BEFORE
THE BOARD MUST BE FILED ON OR BEFORE
NOVEMBER 21, 2005

DISTRICT OF COLUMBIA TAXICAB COMMISSION**NOTICE OF PUBLIC HEARING**

The Commission will conduct a public hearing on its emergency/proposed rulemaking which adds a fuel surcharge of one dollar and fifty cents (\$1.50) to current zone fares. The hearing will take place immediately following the Commission's regular meeting that will be held at the following time, date and location:

November 9, 2005
10:00 AM
2041 Martin Luther King Jr., Ave., SE
Suite 204
Washington, DC 20020

The public hearing will provide an opportunity for interested persons to appear and present their views and data regarding the Commission's proposed rulemaking actions. All persons desiring to comment at the public hearing or who wish to submit written comments to the Commission should notify the Commission by telephoning 645-6019. All written comments must be received at the Commission office no later than close of business Tuesday, November 1, 2005.

DISTRICT OF COLUMBIA TAXICAB COMMISSION**NOTICE OF PUBLIC HEARING**

The Commission will conduct a public hearing on its proposed rulemaking which amends its civil fine schedule to increase the fine for failure to notify the Office of Taxicabs of a change in personal information. The hearing will take place immediately following the Commission's regular meeting that will be held at the following time, date and location:

November 9, 2005
10:00 AM
2041 Martin Luther King Jr., Ave., SE
Suite 204
Washington, DC 20020

The public hearing will provide an opportunity for interested persons to appear and present their views and data regarding the Commission's proposed rulemaking actions. All persons desiring to comment at the public hearing or who wish to submit written comments to the Commission should notify the Commission by telephoning 645-6019. All written comments must be received at the Commission office no later than close of business Tuesday, November 1, 2005.

DISTRICT OF COLUMBIA TAXICAB COMMISSION

NOTICE OF PUBLIC HEARING

The Commission will conduct a public hearing on its proposed rulemaking which increases the penalty for failure to notify the Office of Taxicabs of a change in personal information. The hearing will take place immediately following the Commission's regular meeting that will be held at the following time, date and location:

November 9, 2005
10:00 AM
2041 Martin Luther King Jr., Ave., SE
Suite 204
Washington, DC 20020

The public hearing will provide an opportunity for interested persons to appear and present their views and data regarding the Commission's proposed rulemaking actions. All persons desiring to comment at the public hearing or who wish to submit written comments to the Commission should notify the Commission by telephoning 645-6019. All written comments must be received at the Commission office no later than close of business Tuesday, November 1, 2005.

**BOARD OF ZONING ADJUSTMENT
CORRECTED PUBLIC HEARING NOTICE
TUESDAY, NOVEMBER 22, 2005
SECOND FLOOR HEARING ROOM, SUITE 220-S
441 4TH STREET, N.W.
WASHINGTON, D.C. 20001**

Note: See additional underlined variance relief sought in Application No. 17939, below.

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 THREE

17394 Application of Patrick and Christina Saudek Cusack, pursuant to
ANC-3C 11 DCMR § 3104.1, for a special exception to construct a rear deck
addition to a semi-detached dwelling under section 223, not meeting
the lot occupancy requirements (section 403), in the R-2 District at
premises 2815 Ordway Street, N.W. (Square 2068, Lot 72).

WARD TWO

17393 Application of Ellis Denning Properties LLC on behalf of Ernest
ANC-2F Murphy, pursuant to 11 DCMR § 3103.2, for a variance from the
residential recreation space requirement under section 773, and a
variance to permit alley access (less than 10 feet in width) to
required parking spaces under subsection 2117.4, to allow the
construction of a twenty (28) unit apartment addition in the C-2-A
District at premises 1425 11th Street, N.W. (Square 338, Lots 37, 38,
39, 40, 800, 801, 802 and 803).

WARD TWO

17392 Application of Babak Movahedi, pursuant to 11 DCMR § 3103.2,
ANC-2B for a variance from the use provisions to allow the conversion of a

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single-family dwelling to general office use under subsection 350.3, in the DC/R-5-B District at premises 1700 Q Street, N.W. (Square 156, Lot 264).

P.M.

WARD THREE

17383 **Application of The Lab School of Washington**, pursuant to 11
ANC-3D DCMR § 3104.1, for special exceptions to permit an increase in
 faculty and staff to from 94 to 190, and an increase in student
 enrollment from 310 to 330, at 4759 Reservoir Road, N.W. and to
 permit the use of 4749 Whitehaven Parkway for administrative
 offices under section 206, and for accessory parking spaces for an
 existing private school under section 214, in the R-1-B District at
 premises 4749 Whitehaven Parkway, N.W. and 4759 Reservoir
 Road, N.W. (Square 1372, Lot 25 and Square 1374, Lot 840).

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 4th Street, NW, Suite 210, Washington, D.C. 20001. Please include the case number on all correspondence.

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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 11/22/05 rsn

**BOARD OF ZONING ADJUSTMENT
PUBLIC HEARING NOTICE
TUESDAY, DECEMBER 13, 2005
SECOND FLOOR HEARING ROOM, SUITE 220-S
441 4TH 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 SIX

17400 **Application of Peter and Katherine Powers, pursuant to 11**
ANC-6B **DCMR §§ 1202.1 and 3104.1, for a special exception to construct a**
 rear addition to an existing single-family row dwelling under section
 223, not meeting the court requirements (section 406) in the CAP/R-
 4 District at premises 325 A Street, S.E. (Square 788, Lot 38).

WARD THREE

17405 **Application of MacArthur Laverock LLC, on behalf of Cathie**
ANC-3D **E. and Philip C. Guzzetta, pursuant to 11 DCMR § 3104.1, for a**
 special exception to permit an addition to a single-family detached
 dwelling under section 223, not meeting the rear yard requirements
 (section 404) in the R-5-A District at premises 4598 Laverock Place,
 N.W. (Square 1356, Lot 36).

WARD FIVE

17404 **Application of Wilbur Mondie, pursuant to 11 DCMR § 3103.2,**
ANC-5C **for a variance from the lot width and lot area requirements under**
 section 401.3, to allow the construction of four flats (two-family
 dwelling) in the R-4 District at premises 410, 412, 414 and 416
 Richardson Place, N.W. (Square 507, Lots 810, 812, 814 and 816).

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P.M.

WARD SEVEN

THIS APPLICATION WAS CONTINUED FROM THE APRIL 19, 2005,
MAY 24, 2005, AND JULY 5, 2005, PUBLIC HEARING SESSIONS:

17304 Application of Washington Metropolitan Area Transit Authority
ANC-7D (WMATA), pursuant to 11 DCMR § 3104.1, for special exceptions
to allow construction of an office building, not meeting the parking
requirements under section 2107, not meeting the roof structure
setback requirements under subsection 411.11, and providing
accessory parking on adjacent residentially zoned property under
section 214, in the C-3-A and R-2 Districts at premises 4500
Benning Road, N.E. (Square 5138, part of Lots 84-87 and 45th Street
realignment and all of Lots 83, 126, 140, and 829, and in Square
5139, part of Lot 806).

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 4th Street, NW, Suite 210, Washington, D.C. 20001. Please include the case number on all correspondence.

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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 12/13/05 rsn

ZONING COMMISSION FOR THE DISTRICT OF COLUMBIA
NOTICE OF PUBLIC HEARING

TIME AND PLACE: Monday, November 21 , 2005, 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. 05-18 (Hope 7 Monroe Street, LP – Consolidated PUD)

THIS CASE IS OF INTEREST TO ANC 1A

On June 21, 2005, the Office of Zoning received an application from Hope 7 Monroe Street LP (the "Applicant"). The Office of Planning provided its report on July 5, 2005, and the case was set down for hearing on July 11, 2005. The Applicant provided its prehearing statement on September 6, 2005.

The property that is the subject of this application consists of approximately 11,910 square feet of land area and is located at 1020 Monroe Street, N.W. (Square 2840, Lot 820). The subject property is zoned C-2-A.

The Applicant proposes a 37,469 square foot (3.146 FAR) mixed-use development. The existing four-story building will be renovated and two additional floors will be added, one new floor of residential and one of recreational space. The project will contain 27 residential units, 5,727 square feet of ground floor retail spaces, and three new parking spaces. The project will commit nine of the units as affordable units to low-to-moderate income families. The density of the project is proposed at 3.146 FAR with a maximum height of 64 feet, 10 inches.

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

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 is described below. Written statements, in lieu of personal appearances or oral presentation, may be submitted for inclusion in the record.

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Z.C. CASE NO. 05-18
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How to participate as a party.

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 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;

Z.C. PUBLIC HEARING NOTICE
Z.C. CASE NO. 05-18
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- (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 |

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, JOHN G. PARSONS, KEVIN L. HILDEBRAND, AND GREGORY N. JEFFRIES ----- ZONING COMMISSION FOR THE DISTRICT OF COLUMBIA, BY JERRILY R. KRESS, FAIA, DIRECTOR, AND BY SHARON S. SCHELLIN, ACTING SECRETARY TO THE ZONING COMMISSION.

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

TIME AND PLACE: Monday, December 5, 2005, 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. 05-22 (14th Street and Florida Avenue, N.W. – Level 2 Development, LLC)

THIS CASE IS OF INTEREST TO ANC 1B

On July 11, 2005, the Office of Zoning received an application from Level 2 Development, LLC, on behalf of L2CP, LLC, and District Cablevision Limited Partnership. The Applicant is requesting approval of a planned unit development (PUD) under the existing C-2-B District. The Office of Planning provided its report on September 2, 2005, and the case was set down for hearing on September 15, 2005. The Applicant provided its prehearing statement as part of its application on September 26, 2005.

The property that is the subject of this application consists of approximately 34,357 square feet of land area and is located on the east side of 14th Street between Belmont Street and Florida Avenue, N.W., Square 2868, lots 119 and 122. The subject property is currently zoned C-2-B.

The Applicant proposes to construct a nine story apartment house containing approximately 174 units and retail space on the ground and first levels. The existing Comcast equipment building on the southeast portion of the site will remain, but the ground level equipment and the existing antenna tower will be removed. The total gross floor area of the project is approximately 189,211 square feet (including the Comcast equipment building). The FAR of the new building is 6.0, the FAR of the existing Comcast equipment building is 0.5 and the overall FAR is 5.51. The height of the new building will be 90 feet. The building will contain approximately 163 underground parking spaces with access from the public alley on the east side of the property.

The C-2-C District permits mixed residential and commercial development as a matter-of-right, to a maximum lot occupancy of 80% for residential use, a maximum FAR of 3.5, of which no more than 1.5 may be devoted to other than residential uses and a maximum height of ninety feet. Under Chapter 24, the guideline for height in a PUD is 90 feet and the guideline for FAR in a PUD is 6.0, of which no more than 2.0 may be commercial.

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

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;

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- (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. NOTICE OF PUBLIC HEARING
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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 JEFFRIES, JOHN G. PARSONS AND KEVIN HILDEBRAND, ----- ZONING COMMISSION FOR THE DISTRICT OF COLUMBIA, BY JERRILY R. KRESS, FAIA, DIRECTOR, AND BY SHARON S. SCHELLIN, ACTING SECRETARY TO THE ZONING COMMISSION.

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

TIME AND PLACE: Monday, November 28, 2005, @ 6:30 P.M. – 1st Case
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. 05-29 (Flexibility for Private Schools to Enroll Students Displaced by Hurricane Katrina – Text Amendment)

THIS CASE IS OF INTEREST TO ALL ANCs

The Office of Planning is requesting a text amendment to Title 11 of the District of Columbia Municipal Regulations (Zoning) to temporarily permit private schools in the District of Columbia to enroll students displaced by the effects of Hurricane Katrina without having such students count against enrollment caps imposed by orders of the Board of Zoning Adjustment. The rule would limit the number of students who could be enrolled without counting towards such caps at ten percent of the maximum number permitted or twenty students, whichever is less, and would expire on July 1, 2006. This case was set down for hearing on July 11, 2005, at which time the Commission also adopted the rule on an emergency basis. The only difference between the proposed text amendment set forth below and the emergency rule is the addition of the July 1st expiration date. Although the emergency rule authorized the enrollment flexibility sought, adoption of a rule that would continue in effect during the current academic year will avoid uncertainty with respect to enrollment compliance throughout that period. The Commission also waived § 3013.1 of its rules of procedures, which would have required a twenty-day waiting period before publication.

Title 11 (DCMR) is amended as follows:

Chapter 2, R-1 RESIDENCE DISTRICT USE REGULATIONS, is amended by adding new §§ 206.4 and 206.5 to read as follows:

206.4 Students who were displaced due to the effects of Hurricane Katrina may attend a private school existing as of September 15, 2005, without being counted against the limit on the number of students that may be a condition of an order of the Board of Zoning Adjustment; Provided, that the number of students to be accommodated at a school shall not exceed ten percent (10%) of the maximum number permitted or twenty (20) students, whichever is less.

206.5 Subsection 206.4 shall expire on July 1, 2006.

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, GREGORY N. JEFFRIES, JOHN G. PARSONS, AND KEVIN L. HILDEBRAND, ZONING COMMISSION FOR THE DISTRICT OF COLUMBIA, BY JERRILY R. KRESS, FAIA, DIRECTOR, AND BY SHARON S. SCHELLIN, ACTING SECRETARY TO THE ZONING COMMISSION.

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

TIME AND PLACE: Monday, November 28, 2005, @ 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. 05-31 – (Georgetown University – Construction of New Business School and Renovation of Former Harbin Field into Multi-Sports Facility)

THIS CASE IS OF INTEREST TO ANC 2E

Application of the President and Directors of Georgetown College, pursuant to 11 DCMR §§3104.1 and 210, for special exception approval for the further processing of an approved campus development plan to permit the construction of the McDonough School of Business facility and renovation of the former Harbin Field into a multi-sports facility. Both of these projects are located on the mid-campus portion of the Georgetown Campus (Lot 1, Square 1321).

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. All requests and comments should be submitted to the Commission through Jerrily R. Kress, Director, Office of Zoning, 441 4th Street, NW, Suite 210, Washington, D.C. 20001. Please include the case number on all correspondence.

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 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, 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 the 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 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 the 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; and

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- (5) An explanation of how the person's interests 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.

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 inclusion 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 that will be required to present the case.

The information cited above shall also be submitted by the applicant. To the extent that the information is not contained in the applicant's prehearing submission required by 11 DCMR § 3013.1, the information shall be filed no later than 14 days before the date of the hearing.

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