

**BOARD OF ELECTIONS AND ETHICS**  
**CERTIFICATION OF ANC/SMD VACANCIES**

The District of Columbia Board of Elections and Ethics hereby gives notice that there are vacancies in fifteen (15) Advisory Neighborhood Commission offices, certified pursuant to D.C. Official Code §1-309.06(d)(2);2001 Ed.

**VACANT:            1C05**

Petition Circulation Period: **Tuesday December 2, 2003 thru Monday, December 22, 2003**  
Petition Challenge Period: **Monday, December 29, 2003 thru Monday, January 5, 2004**

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**VACANT:            7D02, 7D07**

Petition Circulation Period: **Wednesday, December 3, 2003 thru Tuesday, December 23, 2003**  
Petition Challenge Period: **Monday, December 29, 2003 thru Monday, January 5, 2004**

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**VACANT:            3D07, 3D08, 3E05**  
                              **5C10, 5C11**  
                              **6B11**  
                              **8B03, 8C05, 8C06**

Petition Circulation Period: **Thursday, December 4, 2003 thru Wednesday, December 24, 2003**  
Petition Challenge Period: **Monday, December 29, 2003 thru Monday, January 6, 2004**

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**VACANT:            2A06**  
                              **4A05**  
                              **8E01**

Petition Circulation Period: **Tuesday, December 9, 2003 thru Monday, December 29, 2003**  
Petition Challenge Period: **Friday, January 2, 2004 thru Thursday, January 8, 2004**

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Candidates seeking the Office of Advisory Neighborhood Commissioner, or their representatives, may pick up nominating petitions at the following location:

**D.C. Board of Elections and Ethics**  
**441 - 4<sup>th</sup> Street, NW, Room 250N**

For more information, the public may call 727-2525.

**GOVERNMENT OF THE DISTRICT OF COLUMBIA  
EXECUTIVE OFFICE OF THE MAYOR  
OFFICE ON LATINO AFFAIRS**

**PUBLIC NOTICE  
NOTICE OF FUNDING AVAILABILITY**

**DISTRICT OF COLUMBIA  
MAYOR'S OFFICE ON LATINO AFFAIRS**

**FY 2004 Latino Community Education Grant Program (LCEG)**

The Government of the District of Columbia, Mayor's Office on Latino Affairs (OLA) is soliciting applications from qualified community-based organizations (CBO's) serving the Latino community. Established with a budget of \$1,000,000 by Mayor Anthony Williams, the FY 2004 Latino Community Education Grant Program offers grants of up to \$75,000 to CBO's located in the District of Columbia with current 501 tax-exempt status and a Board of Directors.

The purpose of these funds is to complement existing educational services and start up programs that target the general Latino population living in the District of Columbia. Examples of the service areas include, but are not limited to the following:

- Job training and skill building for women with children;
- Educational services to the Latino disabled population;
- Job training, skill building and other programs for at risk and gifted Latino students; and
- Other innovative educational programs for disadvantaged Latino residents.

The Request for Application (RFA) will be released on December 15, 2003, and the deadline for submission is January 15, 2004 at 5:00 p.m. For additional information please contact Ms. Deidre M. Hunt at (202) 641-5766 for pick-up location and times. The RFA will be available on the Mayor's Office of Partnership and Grants Development (OPGD) website, <http://www.opgd.dc.gov> no later than, December 18, 2003.

Office of the Director of the Department of Mental Health

Public Notice of Funding Availability

The District of Columbia, Office of the Director of the Department of Mental Health, announces the availability of funding to training for psychiatrists in forensic psychiatry.

Qualified District of Columbia Departments of Psychiatry in university schools of medicine are invited to apply:

To Establish an Affiliation with an Academic Medical Center to Create a Training Program in Forensic Psychiatry and to Establish a Fellowship in Psychiatry and the Law

A single award to establish training programs in affiliation with the Department of Mental Health, Saint Elizabeths will be awarded for 5 years.

The Request for Applications (RFA) will be available on December 15, 2004 and may be picked up at the reception desk of the following office between 9:00 am and 4:30 pm:

Office of the Department of Mental Health  
64 New York Avenue, N.E.  
Fourth Floor  
Washington, D.C. 20002

(Union Station Metro Stop)

The deadline for submission of applications is 4:30 p.m. on January 23, 2003

For additional questions regarding this RFA contact:

Steven Steury, MD  
64 New York Avenue NE  
Washington, DC 2002  
202-673-1939  
Steven.steury@dc.gov

**REQUEST FOR APPLICATIONS (RFA): #04-000f2**

**GOVERNMENT OF THE DISTRICT OF COLUMBIA**

**DEPARTMENT OF MENTAL HEALTH**

**To Establish an Affiliation with an Academic Medical Center to Create a Training Program in Forensic Psychiatry and to Establish a Fellowship in Psychiatry and the Law**

DMH invites the submission of applications from MHRS-certified providers for funding and technical assistance to increase capacity and capability in providing homeless outreach services to adults with serious mental illness and a history of chronic homelessness.

**Announcement Date: December 15, 2003**  
**RFA Release Date: December 15, 2003**

**Application Submission Deadline: January 23, 2004, 4:30 p.m.**

**LATE APPLICATIONS WILL NOT BE FORWARDED FOR REVIEW**

In accordance with the DC Human Rights Act of 1977, as amended, DC Official Code section 2.1401.01 et seq. ("the Act"), the District of Columbia does not discriminate on the basis of race, color, religion, national origin, sex, age, marital status, personal appearance, sexual orientation, familial status, family responsibilities, matriculation, political affiliation, disability, source of income, or place of residence or business.

NOTICE

PRE-APPLICATION CONFERENCE

**WHEN:** December 22, 2003

**WHERE:** Department of Mental Health (DMH)  
64 New York Avenue, N.E.  
Fourth Floor  
Washington, D.C. 20002

**TIME:** 2:00 to 3:00 p.m.

**CONTACT PERSON:** Steven Steury, MD  
64 New York Avenue NE  
Washington, DC 2002  
202-673-1939  
Steven.steury@dc.gov

**REQUEST FOR APPLICATIONS (RFA):****GOVERNMENT OF THE DISTRICT OF COLUMBIA****DEPARTMENT OF MENTAL HEALTH****To Establish an Affiliation with an Academic Medical Center to Create a Training Program in Forensic Psychiatry and to Establish a Fellowship in Psychiatry and the Law****Name of Grant: To Establish a Forensic Psychiatry Training Affiliation****Authority for Grant**

The Director of the District of Columbia Department Mental Health (DMH) has the authority to make grants pursuant to the "Department of Mental Health Establishment Amendment Act of 2001, D.C. Law 14-56". Title 29 DCMR governs such grants, under Chapter 44 entitled "Mental Health Grants" published in the D.C. Register as final rule on August 27, 1993. The Director, DMH can authorize the remaining balance of funds to Create a Training Program in Forensic Psychiatry and Establish a Fellowship in Psychiatry and Law with a District of Columbia University Medical School Department of Psychiatry.

**Summary of Grant Notice**

This Notice of Funding Availability (NOFA) seeks proposals from departments of psychiatry in medical schools of universities of the District of Columbia to affiliate with the Department of Mental Health

1. To establish a forensic psychiatry training program
2. Establish an accredited fellowship in Psychiatry and Law.

Theses programs will be established as an ongoing community resource through the continued support of both the DMH and the university. DMH will provide a grant of up to \$475,000 per year for at least 5 years. The purpose of this partnership is to establish a viable on-going training program The grant will be renewable each 5 years; it is expected that the partnership between DMH and the grantee will continue without interruption into the foreseeable future.

**Background**

Saint Elizabeths is the public psychiatric hospital serving the citizens of the District of Columbia. St. Elizabeths Hospital has trained psychiatric residents since 1938. An emphasis of the training is directed to the treatment of patients with the most severe mental illnesses of adults and severe emotional disorders of children. The residency includes training in the assessment and treatment of all psychiatric disorders and forensic consumers.

In 1987 when the responsibility for St. Elizabeths was transferred from the federal government to the District of Columbia, a new agency the Commission on Mental Health Services (CMHS) was created. CMHS became responsible for both the hospital and community mental health programs. Following this change, the Psychiatry Training Program became more involved with many aspects of community treatment, including working within one of the regional community mental health centers of CMHS, consulting the schools within the District of Columbia, and working with the mentally ill homeless persons. The Psychiatry Training Program has always maintained a perspective that emphasizes the need to understand the neurobiological, psychosocial, and cultural aspects of each patient and to apply that understanding to the development of a comprehensive plan of treatment. Although the curriculum has changed to reflect the remarkable growth in our understanding of the brain and genetic contributions to mental illness, the Psychiatry Training Program continues to teach the full range of psychotherapies. The program has always been fully accredited by the Residency Review Committee for Psychiatry of the Accreditation Council of Graduate Medical Education (ACGME).

In 2001 the Department of Mental Health was established as the successor to the CMHS. The general psychiatry residency remains a part of the Saint Elizabeths Hospital programs.

**Need**

The Department of Mental Health recognizes a need to establish a center of excellence for clinical care, psychiatric and other professional training and a center for clinical research. These services will include assertive community treatment, the application of medication algorithms, the provision of care in supported employment and living situations, the provision of relevant psychiatric treatments in the home setting and other evidence based best practices.

This proposed program will not only teach best practices in forensic psychiatry but also serve as a center of research and collaboration to promote excellence in public psychiatry in hospitals, community settings, forensic units and child and adolescent services.

The Department has a continuing need to assure that excellent psychiatrists trained and experienced in forensic psychiatry are available for recruitment and retention to serve mental health consumers of the District.

**The Grantee Organization – Qualification Requirements**

A single grant will be awarded to a university medical school in the District of Columbia, which maintains an adult general psychiatric residency program accredited by Accreditation Council for Graduate Medical Education (ACGME.)

**Funding Level**

The total funding level for this activity for the grant period is up to \$475,000 per year

**Term of Grant Services**

The period for this first grant will be from March 1, 2004 through June 30, 2005. (Future grants will coincide with the academic training year and the contract year for psychiatric residents which extends from July 1 through June 30) It is anticipated that the affiliation with the selected grantee will continue and be on going. The grant may be re-negotiated each five years.

**Audits and Disallowance**

Appropriate District or Federal personnel may conduct fiscal and program audits of the grantee either directly or by an independent auditor. The grantee may request an informal dispute resolution of any disallowance determination in accordance with the Mental Health Grant Regulations. The grantee shall cooperate fully and promptly with any audit.

**Proposal Preparation and Submission**

Each respondent to this NOFA shall submit an original and four copies of a proposal in sealed envelopes marked "To Establish an Affiliation with an Academic Medical Center to Create a Training Program in Forensic Psychiatry and to Establish a Fellowship in Psychiatry and the Law." The envelopes shall be hand delivered or mailed to Steven Steury, M.D., Department of Mental Health, 64 New York Avenue N.E., 4<sup>th</sup> Floor, Room 4028, Washington, D.C. 20002. Faxed responses will not be accepted.

The proposal must be received at the above address not later than 4:30 p.m. on January 23, 2004. A receipt will be given for a hand delivered proposal. Other proposals should be sent by registered or certified mail, or by express mail, at least three days in advance of the closing date, with a receipt requested. Proposals or modifications received after the deadline hour and date may be accepted only if the Chief Clinical Officer, Department of Mental Health, determines that the late receipt at the location specified was caused by mishandling of the proposal by the District Government after receipt, or that the original receipt in case of registered or certified mail shows that the proposal was mailed at least three days in advance of the closing date.

**Procedure for Determining the Grantee**

When the proposals are received, a panel of Department of Mental Health employees and others will review the proposals and rank the respondents based upon the information submitted using the technical evaluation criteria included in this Notice. The panel may then interview the top three respondents for additional information and to determine how each respondent handles questions relevant to the performance of the services required by the award. The panel may choose not to interview the top three respondents or may recommend that all responses to the NOFA be rejected.

This selection process will be completed within 30 days or less, and result in a recommendation to the Director for an award or a recommendation that no award be made. When the Director makes an award, DMH and the grantee will enter into a written Grant Agreement. The Grant Agreement will provide for disbursement of grant funds in accordance with a schedule. The Grant Agreement will be subject to the Mental Health Grant Regulations.

### **Proposal Organization**

Each respondent should use the following proposal organization:

1. A brief statement or abstract to summarize the proposal and to identify the person at the office of the respondent who will be responsible for providing any additional information which DMH may require.
2. A detailed statement of how the respondent proposes to accomplish the Scope of Work including the objectives of the project, methods for carrying out the work and a proposed plan of operation
3. Attachments of additional relevant information including contact person(s), organizational history, financial statements, audits or financial statements of the Department of Psychiatry for the past two (2) fiscal years, table of organization, experience and qualifications of key personnel, and certification of a drug-free workplace.

These procedures are delineated in more detail by the Mental Health Grant Regulations, to which reference is made.

### **Scope of Work**

#### ***Tasks related to developing a Law and Psychiatry Fellowship***

1. The grantee shall establish a Fellowship in Psychiatry and Law, apply for and receive accreditation by the ACGME. St. Elizabeths Hospital will provide clinical opportunities for fellows to study psychiatric aspects of criminal behavior, evaluate competency to stand trial, evaluate criminal responsibility, gain experience in the treatment of patients found "not guilty by reason of insanity," understand the criteria

for the recommendation for release from the hospital, and gain experience testifying in court proceedings. The university will provide curricula, preferably in affiliation with its law school, to meet the broad range of training required in the ACGME guidelines. A portion of the guidelines, the educational guideline, is attached.

2. Grantee shall develop a training program in forensic psychiatry for PGY III and/or PGY IV residents in general psychiatry. The training should provide for clinical rotations and experiences in both criminal and civil forensic (including involuntary detention and commitment procedures) at Saint Elizabeths Hospital.
3. The grantee shall appoint a DMH psychiatrist, with the concurrence of the CEO of Saint Elizabeths Hospital, as a faculty member who will:
  - a. Serve as Program and Training Director of the Fellowship
  - b. Provide direct clinical services at JHP; a significant portion of the Training Director's duties will be in hospital clinical care, teaching and supervision and fellowship development and leadership activities
  - c. Obtain privileges at Saint Elizabeths Hospital
  - d. Provide leadership for the Fellowship program
  - e. Direct day-to-day activities of the program
  - f. Serve as the responsible direct supervisor of the Fellows
  - g. Conduct scholarly research and contribute to the scientific literature
  - h. Remain in good standing in the University
  - i. Serve as the liaison with the DMH and Saint Elizabeths administration, including the CEO of Saint Elizabeths, the hospital's medical director and the JHP administration
  - j. Meet all the ACGME requirements for program directors
  - k. Assure that all responsibilities of the program director are met, as defined by the ACGME.
4. Special detail should be given to address components of the ACGME Educational Program (attached) Parts A 1 sections a, b, c, d, and e related to civil matters and to the provision of law curricula related to covering forensic psychiatry, civil law including torts, personal injury litigation and psychiatric malpractice. The applicant should either provide an agreement or describe a proposed process to develop an agreement with the applicant's law school to provide teaching and supervision by law school faculty of the forensic fellows.

**Responsibilities of the Grantee:**

The grantee will be entirely responsible for the administration of the fellowship program. This includes responsibility for the recruitment, clinical assignment, supervision, and evaluation of fellows, development of agreements with St. Elizabeths Hospital and the Community Services Agency to insure monitoring of fellows' clinical experiences and documentation of care provided. The grantee will also be responsible for curriculum development, selection of supervisors and clinical faculty, and insuring that the program fully meets the requirements of

the standards of the RRC so that accreditation will be maintained. The grantee shall work to promote the mutual goals of the university and the Department and Saint Elizabeths Hospital and to maintain the training programs without interruption. An affiliation agreement will describe how DMH psychiatrists who are assigned faculty duties will support the university in executing these responsibilities.

#### **Responsibilities of the Department of Mental Health**

DMH will be responsible for providing a safe working environment and clinical experiences required by trainees to meet the requirements of the ACGME and the mission of the Department. DMH will work with the grantee to develop clearly defined responsibilities that will insure excellence of both patient care and resident education. DMH will maintain support the residency and fellowship programs and to promote the mutual goals of the university and the Department. An affiliation agreement will describe the duties and responsibilities in executing the training responsibilities of the programs.

Current Saint Elizabeth's faculty will actively participate in the transition and merger of the programs and will be incorporated into the merged program, according to the needs of the program.

#### **Evaluation of proposals**

The aware of the grant will be made to the respondent whose proposal best serves the objectives of the grant, based on the evaluation criteria specified below. The points in the evaluation criteria indicate the relative importance of the areas evaluated. The total score will determine the award. The proposal of he respondent to this Notice of Funding Availability will be evaluated using a scale of 100 points. The review factors to be used in selecting the grant recipient include the following criteria:

#### ***Related to developing a Psychiatry and Law Training Program and a Fellowship 0 to 100 points***

1. Assessment of the feasibility of the plans to establish an accredited psychiatry and law fellowship. ***From 0 to 35 points***
2. Evaluation of the proposed training program for PGY III or PGY IV residents in forensic psychiatry ***From 0 to 25points***
3. Evaluation of the proposed curricula and feasibility of providing experienced faculty to meet the Educational Program of the ACGME (attached.) Specifically, how the university will meet the requirements for didactic curricula in civil and criminal law. ***From 0 to 25 points***
4. Evaluation of the capacity of the university to provide the "diversity of cases" in civil and criminal law as described in the Educational Program. ***From 0 to 15 points***

**Grant Performance Indicators**

1. The fellowship shall be accredited by the Accreditation Council for Graduate Medical Education
2. The training program and fellowship shall recruit, promote and graduate psychiatrists who are skilled in evidence based best practices and providing services in public psychiatry settings.
3. The university faculty psychiatrists will maintain academic activities
4. The grantee will submit an annual report by end of each fiscal year.

**Reporting Requirements**

1. The University shall report quarterly to the Director, DMH
2. The reports shall contain
  - a. Recruitment and retention of residents and fellows
  - b. Progression of residents and fellows in the training program
  - c. Recruitment, retention and productivity of faculty assigned to DMH programs
  - d. Curriculum development and implementation
  - e. Quarterly budget updates including expenses and deviation from budget.
  - f. Development of associated university or external educational and research opportunities.
  - g. Significant changes in faculty members or work status
  - h. Other significant influences on the forensic training program
  - i. Financial reports for the quarter

**Monitoring and Compliance**

This grant will be monitored in accordance with DMH Policies and Procedures and Mental Health Grant Regulations.

**Grant Agreement**

The respondent selected to receive this grant shall enter into a written Grant Agreement with the DMH Director. The Grant Agreement shall provide that the grantee is ultimately responsible to establish an accredited fellowship in psychiatry and law, as set forth in the Scope of Work.

The grantee shall comply with all applicable Federal and District of Columbia laws and regulations referenced in the Grant Regulations.

The Grant Agreement shall include, but not be limited to, a statement of the purpose of the grant, the amount of the grant award, the term of the project, reference to applicable statutes and rules and a requirement that the grantee shall comply with all such statutes and rules, a scope of work for the grant, a schedule of expected performance, reporting requirements, a payment schedule, and the name, address and telephone number of the grants officer at DMH and the agent for the grantee.

The Grant Agreement may be modified by written agreement of both parties.

The Grant Agreement shall require a certification of a drug-free workplace. It shall contain provisions on financial management by the grantee. It shall require the grantee to monitor the grant internally and shall require performance reports. It shall provide for audits and for repayment of audit disallowances. There shall be record retention requirements, termination procedures and methods of dispute resolution set forth.

**REMINDER**

Proposals in response to the Notice of Funding Availability must be received by 4:30 p.m. on January 23, 2004 in Room 4028, 4<sup>th</sup> Floor, Department of Mental Health, 64 New York Avenue, N.E., Washington, D.C. 20002 .

**Attachment:****ACGME Program Requirements For Residency Education in Forensic  
Psychiatry**

(The following is a portion of the ACGME requirements for a Forensic Fellowship)

**Educational Program**

The training program must provide opportunities for residents to acquire advanced clinical knowledge and skills in the field of forensic psychiatry. These objectives will be accomplished by a combination of supervised clinical experiences and formal didactic conferences. The curriculum must assure residents the opportunity to acquire the cognitive knowledge, interpersonal skills, professional attitudes, and practical experience required of a psychiatrist with added qualifications in forensic psychiatry. All major dimensions of the curriculum must be structured educational experiences guided by written goals and objectives as well as by specified teaching and evaluation methods. The goals and objectives of each major component of the curriculum must be provided to residents in writing when they enter the program.

**A. Components of the Educational Program****1. Forensic experiences**

- a. Clinical experiences must provide residents with sufficient opportunity for the psychiatric evaluation of individuals involving
  1. Criminal behavior,
  2. Criminal responsibility and competency to stand trial,
  3. Sexual misconduct, and
  4. Dangerousness.
- b. Residents also must have experience in the review of written records, including clinical and legal documents, and in the preparation of written reports and/or testimony in a diversity of cases, for example:
  1. Aiding the court in the sentencing of criminal offenders;
  2. Domestic relations cases;
  3. Personal injury cases;
  4. Allegations of sexual abuse; and
  5. Other cases involving the ethical issues and legal regulation of psychiatry, ie, involuntary hospitalization,

confidentiality, right to treatment, right to refuse treatment, informed consent, and professional liability.

- c. Residents must have supervised experience in testifying in court or in mock trial simulations.
- d. Residents must have supervised training in the relevance of legal documents, police reports, court testimony, polygraphs, hypnosis, narcoanalysis, psychological and neuropsychological testing, brain-imaging techniques, and other procedures relevant to assessments and treatment in forensic psychiatry.
- e. Consultative experiences must provide residents with an opportunity to consult with general psychiatric clinicians regarding legal issues that arise in psychiatric practice. This can occur in inpatient or outpatient settings and should include patients from diverse socioeconomic, educational, ethnic, and cultural backgrounds, with a variety of diagnoses. At a minimum, residents should have the opportunity to consult with clinicians regarding civil commitment and dangerousness, confidentiality, decision-making competence, guardianship, and refusal of treatment.
- f. Clinical placement must provide residents with experience in the evaluation and management of acutely and chronically ill patients in correctional systems such as prisons, jails, and community programs. There also must be experience in working with other professionals and personnel in both forensic and community settings. A sufficient number and variety of patients, ranging from adolescence to old age and of diverse backgrounds, should be provided to ensure an adequate experience. Residents must have at least 6 months' experience in the management of at least two patients in the correctional system.
- g. Direct clinical work with children under the age of 14 years should be limited to residents who have previously completed ACGME-approved training in child and adolescent psychiatry.

2. Didactic curriculum

The didactic curriculum must include the following components:

- a. A psychiatric curriculum that includes the
  1. History of forensic psychiatry;
  2. Roles and responsibilities of forensic psychiatrists;

3. Assessment of competency to stand trial, criminal responsibility, amnesia, testamentary capacity, and civil competency;
  4. Issues involved in the assessment of dangerousness;
  5. Assessment of the accused sexual offender;
  6. Evaluation and treatment of incarcerated individuals;
  7. Ethical, administrative, and legal issues in forensic psychiatry;
  8. Legal regulation of psychiatric practice;
  9. Writing of a forensic report;
  10. Eyewitness testimony of children; and
  11. Ethics of genetic counseling.
- b. A law curriculum that covers issues in the legal system related to forensic psychiatry, such as
1. Fundamentals of law, statutes, and administrative regulations;
  2. The structure of federal and state court systems;
  3. Use of a law library;
  4. Theory and practice of sentencing of the convicted offender;
  5. Basic civil procedure;
  6. Basic criminal procedure;
  7. Jurisdiction;
  8. Responsibility;
  9. Tort law;
  10. Children's rights;
  11. Family law; and
  12. Confessions of minors.
- c. A civil law curriculum that includes issues such as
1. Conservators and guardianships;

2. Child custody determinations;
  3. Parental competence and termination of parental rights;
  4. Child abuse/neglect;
  5. Psychiatric disability determinations;
  6. Testamentary capacity;
  7. Psychiatric malpractice;
  8. Personal injury litigation;
  9. Abandonment law; and
  10. Developmental disability law, i.e., individualized educational needs and the right to the least restrictive environment for education.
- d. A criminal law curriculum that includes issues such as
1. Competence to stand trial;
  2. Competence to enter a plea;
  3. Testimonial capacity;
  4. Voluntariness of confessions;
  5. Insanity defense(s);
  6. Diminished capacity;
  7. Evaluations in aid of sentencing;
  8. Safe release of persons acquitted by reason of insanity; and
  9. Competence to be executed.
- e. Conferences in forensic psychiatry, such as grand rounds, case conferences, readings seminars, and journal clubs, should be specifically designed to augment the clinical experiences. Regular attendance by the residents and the faculty should be documented.

**Paul Public Charter School**  
5800 Eighth Street, NW  
Washington, DC 20011

**REQUEST FOR BIDS**

Paul Public Charter School will receive bids from January 1, 2004 through February 13, 2004 for the delivery of meals to children enrolled at the school. All meals must meet, but are not restricted to, minimum National School Lunch meal pattern requirements set by the USDA. Meal pattern requirements and bid packages may be obtained from Mr. Francis Pickford, Director of Administrative Operations, 5800 Eighth Street, NW Washington, DC 20011 or by calling (202) 378-2255.

## DEPARTMENT OF TRANSPORTATION

## PUBLIC MEETING NOTICE

The District of Columbia, Department of Transportation plans to request that the Secretary of the U.S. Department of Transportation authorize the transfer of up to 100 percent of the District's National Highway System funding for Fiscal Year 2004 (approximately \$22.4 million under the federal continuing funding resolutions effective December 8, 2003) to the District's Surface Transportation Program. Additional National Highway System funds, up to 100 percent of the full National Highway System allocation, may be transferred once the Fiscal Year 2004 Federal transportation appropriations bill or reauthorization bill is approved. This transfer of funding will allow the District government to use this portion of federal aid funds for a broader range of transportation needs.

The Department of Transportation will conduct a public meeting to discuss this request and receive public comments on Thursday, January 22, 2004 at 6:30 PM at the 6<sup>th</sup> Floor Conference Room at the Frank D. Reeves Municipal Building, 2000 14<sup>th</sup> Street, NW, Washington, DC 20009.

A brief summary description of this request may be obtained by contacting the Division of Transportation at 671-2730, or may be found at the Division's web site: [www.ddot.dc.gov](http://www.ddot.dc.gov)

Persons wishing to testify at the January 22, 2004 public meeting should contact the Department at 671-2730 to register to testify. Oral comments shall be limited to five (5) minutes. Written comments must be received by January 29, 2001. For further information, contact Mr. Kenneth Laden at 671-2730 or at the Department of Transportation, 2000 14<sup>th</sup> Street, NW, 7<sup>th</sup> Floor, Washington, DC 20009.

**GOVERNMENT OF THE DISTRICT OF COLUMBIA  
BOARD OF ZONING ADJUSTMENT**

**Application No. 16863-A of S & P Properties, LLC**, pursuant to 11 DCMR § 3103.2, for a variance from the lot occupancy requirements under section 403, and a variance from the nonconforming structure provisions under subsection 2001.3, to allow the conversion of a single-family dwelling and carriage house into a six (6) unit apartment house in the DD/R-5-B District at premises 420 M Street, N.W. (Square 514, Lot 863).

Note: The Board during the course of the public hearing concluded that variance relief from the rear yard requirements was not needed, and amended the application accordingly.

**HEARING DATE(S)**: May 21, 2002, September 17, 2002  
**DECISION DATE**: November 5, 2002 (Bench Decision)

**CORRECTED SUMMARY ORDER\***

\* This order corrects BZA Order No. 16863, by changing the number of apartment house units considered and approved by the Board from five to six (6).

**SELF-CERTIFIED**

The zoning relief requested in this case was self-certified, pursuant to 11 DCMR § 3113.2.

The Board provided proper and timely notice of public hearing on this application, by publication in the D.C. Register, and by mail to Advisory Neighborhood Commission (ANC) 2C, the Office of Planning (OP) and to owners of property within 200 feet of the site. The site of the application is located within the jurisdiction of ANC 2C. ANC 2C submitted a letter in support of the application. The OP submitted a report in support of the application.

As directed by 11 DCMR § 3119.2, the Board required the applicant to satisfy the burden of proving the elements that are necessary to establish the case for a variance pursuant to 11 DCMR § 3103.2. No person or entity appearing as a party to this case testified in opposition to the application. Accordingly, a decision by the Board to grant this application would not be adverse to any party.

Based upon the record before the Board and having given great weight to the OP and ANC reports filed in this case, the Board concludes that the applicant has met the burden of proving under 11 DCMR §§ 3103.2, 403 and 2001.3, that there

BZA APPLICATION NO. 16863-A  
PAGE NO. 2

exists an exceptional or extraordinary situation or condition related to the property that creates a practical difficulty for the owner in complying with the Zoning Regulations, and that the relief can be granted without substantial detriment to the public good and without substantially impairing the intent, purpose, and integrity of the zone plan as embodied in the Zoning Regulations and Map. It is therefore **ORDERED** that this application be **GRANTED**.

Pursuant to 11 DCMR § 3101.6, the Board has determined to waive the requirement of 11 DCMR § 3125.3 that the order of the Board be accompanied by findings of fact and conclusions of law. The waiver will not prejudice the rights of any party, and is not prohibited by law.

**VOTE:** 4-0-1 (Geoffrey H. Griffis, David A. Zaidain, Anne M. Renshaw, and James H. Hannaham to approve, the third mayoral appointee not present, not voting).

**BY ORDER OF THE D.C. BOARD OF ZONING ADJUSTMENT**

Each concurring Board member has approved the issuance of this order.

**FINAL DATE OF ORDER:** November 7, 2002

PURSUANT TO 11 DCMR § 3125.6, THIS ORDER WILL BECOME FINAL UPON ITS FILING IN THE RECORD AND SERVICE UPON THE PARTIES. UNDER 11 DCMR § 3125.9, THIS ORDER WILL BECOME EFFECTIVE TEN DAYS AFTER IT BECOMES FINAL.

PURSUANT TO 11 DCMR § 3130, THIS ORDER SHALL NOT BE VALID FOR MORE THAN TWO YEARS AFTER IT BECOMES EFFECTIVE UNLESS, WITHIN SUCH TWO-YEAR PERIOD, THE APPLICANT FILES PLANS FOR THE PROPOSED STRUCTURE WITH THE DEPARTMENT OF CONSUMER AND REGULATORY AFFAIRS FOR THE PURPOSES OF SECURING A BUILDING PERMIT.

PURSUANT TO 11 DCMR § 3125 APPROVAL OF AN APPLICATION SHALL INCLUDE APPROVAL OF THE PLANS SUBMITTED WITH THE APPLICATION FOR THE CONSTRUCTION OF A BUILDING OR STRUCTURE (OR ADDITION THERETO) OR THE RENOVATION OR ALTERATION OF AN EXISTING BUILDING OR STRUCTURE, UNLESS THE BOARD ORDERS OTHERWISE. AN APPLICANT SHALL CARRY OUT THE CONSTRUCTION, RENOVATION, OR ALTERATION ONLY IN ACCORDANCE WITH THE PLANS APPROVED BY THE BOARD.

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THE APPLICANT IS REQUIRED TO COMPLY FULLY WITH THE PROVISIONS OF THE HUMAN RIGHTS ACT OF 1977, D.C. LAW 2-38, AS AMENDED, AND THIS ORDER IS CONDITIONED UPON FULL COMPLIANCE WITH THOSE PROVISIONS. IN ACCORDANCE WITH THE D.C. HUMAN RIGHTS ACT OF 1977, AS AMENDED, D.C. OFFICIAL CODE § 2-1401.01 ET SEQ., (ACT) THE DISTRICT OF COLUMBIA DOES NOT DISCRIMINATE ON THE BASIS OF ACTUAL OR PERCEIVED: RACE, COLOR, RELIGION, NATIONAL ORIGIN, SEX, AGE, MARITAL STATUS, PERSONAL APPEARANCE, SEXUAL ORIENTATION, FAMILIAL STATUS, FAMILY RESPONSIBILITIES, MATRICULATION, POLITICAL AFFILIATION, DISABILITY, SOURCE OF INCOME, OR PLACE OF RESIDENCE OR BUSINESS. SEXUAL HARASSMENT IS A FORM OF SEX DISCRIMINATION WHICH IS ALSO PROHIBITED BY THE ACT. IN ADDITION, HARASSMENT BASED ON ANY OF THE ABOVE PROTECTED CATEGORIES IS ALSO PROHIBITED BY THE ACT. DISCRIMINATION IN VIOLATION OF THE ACT WILL NOT BE TOLERATED. VIOLATORS WILL BE SUBJECT TO DISCIPLINARY ACTION. THE FAILURE OR REFUSAL OF THE APPLICANT TO COMPLY SHALL FURNISH GROUNDS FOR THE DENIAL OR, IF ISSUED, REVOCATION OF ANY BUILDING PERMITS OR CERTIFICATES OF OCCUPANCY ISSUED PURSUANT TO THIS ORDER. RSN

**GOVERNMENT OF THE DISTRICT OF COLUMBIA  
BOARD OF ZONING ADJUSTMENT**

**Application No. 17069 of 5626-28 Connecticut Avenue Associates**, pursuant to 11 DCMR § 3104.1 for a special exception to allow an accessory parking lot (last approved by BZA Order No. 16233, dated July 27, 1998) under section 214 in the R-2 District at premises 3831 McKinley Street, N.W. (Square 1860, Lots 5,6,7, 17 & 18).

**HEARING DATE:** November 18, 2003  
**DECISION DATE:** December 2, 2003

**SUMMARY ORDER**

**SELF-CERTIFIED**

The zoning relief requested in this case was self certified, pursuant to 11 DCMR § 3113.2.

The Board provided proper and timely notice of the public hearing on this application by publication in the D.C. Register, and by mail to Advisory Neighborhood Commission (ANC) 3G and to owners of property within 200 feet of the site. The site of this application is located within the jurisdiction of ANC 3G, which is automatically a party to this application. ANC 3G submitted a letter at the hearing in support of the application. The Office of Planning (OP) submitted a report in support of the application.

As directed by 11 DCMR § 3119.2, the Board has required the Applicant to satisfy the burden of proving the elements that are necessary to establish the case pursuant to § 3104.1, for special exception under § 214. No parties appeared at the public hearing in opposition to this application or otherwise requested to participate as a party in this proceeding. Accordingly, as set forth in the provisions and conditions below, a decision by the Board to grant this application would not be adverse to any party.

Based upon the record before the Board and having given great weight to the ANC and OP the Board concludes that the Applicant has met the burden of proof, pursuant to 11 DCMR §§ 3104.1 and 214, that the requested relief can be granted, subject to the conditions set forth below, as being in harmony with the general purpose and intent of the Zoning Regulations and Map. The Board further concludes that granting the requested relief will not tend to affect adversely the use of neighboring property in accordance with the Zoning Regulations and Map.

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Pursuant to 11 DCMR § 3101.6, the Board has determined to waive the requirement of 11 DCMR § 3125.3, that the order of the Board be accompanied by findings of fact and conclusions of law. It is therefore **ORDERED** that this application be **GRANTED** with the following **CONDITIONS**:

1. Approval shall be for a period of **FIVE YEARS**.
2. A parking attendant from Magruder's shall be present on the lot during the core hours of operation (10:00 a.m. – 6:00 p.m.) and shall assist in keeping the alley clear of vehicles and monitor the entry of cars from McKinley Street into the lot.
3. The parking lot, the retaining wall, and the adjacent landscaping shall be maintained, policed, and kept in prime condition.
4. The lot shall be secured with a gate, chain or cable during all hours that it is not in operation.
5. Deliveries to the store, which occur from the lot, shall be limited to the hours between 7:00 a.m. and 9:00 p.m., Monday through Saturday and between 9:00 a.m. and 3:00 p.m. on Sunday. All vendors shall be instructed that horn blowing is not allowed at any time. Store personnel shall be signaled through alternative means provided by Magruder's.
6. Applicant shall install and maintain professionally lettered traffic signage indicating the entrances and exits to the lot. The applicant shall install appropriate signs to advise vehicle operators not to block the sidewalk. All crosswalk markings between the parking lot entrances shall be visible and maintained/repainted as required, including required markings in the driveway connected to McKinley Street to reinforce the entrance.

**VOTE:**      **5-0-0**      (David A. Zaidain, Ruthanne G. Miller, Curtis L. Etherly, Jr., Geoffrey H. Griffis, and Anthony J. Hood to approve).

**BY ORDER OF THE D.C. BOARD OF ZONING ADJUSTMENT**

Each concurring member approved the issuance of this order.

**FINAL DATE OF ORDER:** DEC 09 2003

UNDER 11 DCMR 3125.9, "NO DECISION OR ORDER OF THE BOARD SHALL TAKE EFFECT UNTIL TEN DAYS AFTER HAVING BECOME

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FINAL PURSUANT TO THE SUPPLEMENTAL RULES OF PRACTICE AND PROCEDURE FOR THE BOARD OF ZONING ADJUSTMENT."

PURSUANT TO 11 DCMR § 3130, THIS ORDER SHALL NOT BE VALID FOR MORE THAN TWO YEARS AFTER IT BECOMES EFFECTIVE UNLESS, WITHIN SUCH TWO-YEAR PERIOD, THE APPLICANT FILES PLANS FOR THE PROPOSED STRUCTURE WITH THE DEPARTMENT OF CONSUMER AND REGULATORY AFFAIRS FOR THE PURPOSES OF SECURING A BUILDING PERMIT.

PURSUANT TO 11 DCMR § 3205, FAILURE TO ABIDE BY THE CONDITIONS IN THIS ORDER, IN WHOLE OR IN PART, SHALL BE GROUNDS FOR THE REVOCATION OF ANY BUILDING PERMIT OR CERTIFICATE OF OCCUPANCY ISSUED PURSUANT TO THIS ORDER.

PURSUANT TO 11 DCMR § 3125 APPROVAL OF AN APPLICATION SHALL INCLUDE APPROVAL OF THE PLANS SUBMITTED WITH THE APPLICATION FOR THE CONSTRUCTION OF A BUILDING OR STRUCTURE (OR ADDITION THERETO) OR THE RENOVATION OR ALTERATION OF AN EXISTING BUILDING OR STRUCTURE, UNLESS THE BOARD ORDERS OTHERWISE. AN APPLICANT SHALL CARRY OUT THE CONSTRUCTION, RENOVATION, OR ALTERATION ONLY IN ACCORDANCE WITH THE PLANS APPROVED BY THE BOARD.

THE APPLICANT IS REQUIRED TO COMPLY FULLY WITH THE PROVISIONS OF THE HUMAN RIGHTS ACT OF 1977, D.C. LAW 2-38, AS AMENDED, AND THIS ORDER IS CONDITIONED UPON FULL COMPLIANCE WITH THOSE PROVISIONS. IN ACCORDANCE WITH THE D.C. HUMAN RIGHTS ACT OF 1977, AS AMENDED, D.C. OFFICIAL CODE § 2-1401.01 ET SEQ., (ACT) THE DISTRICT OF COLUMBIA DOES NOT DISCRIMINATE ON THE BASIS OF ACTUAL OR PERCEIVED: RACE, COLOR, RELIGION, NATIONAL ORIGIN, SEX, AGE, MARITAL STATUS, PERSONAL APPEARANCE, SEXUAL ORIENTATION, FAMILIAL STATUS, FAMILY RESPONSIBILITIES, MATRICULATION, POLITICAL AFFILIATION, DISABILITY, SOURCE OF INCOME, OR PLACE OF RESIDENCE OR BUSINESS. SEXUAL HARASSMENT IS A FORM OF SEX DISCRIMINATION WHICH IS ALSO PROHIBITED BY THE ACT. IN ADDITION, HARASSMENT BASED ON ANY OF THE ABOVE PROTECTED CATEGORIES IS ALSO PROHIBITED BY THE ACT. DISCRIMINATION IN VIOLATION OF THE ACT WILL NOT BE TOLERATED. VIOLATORS WILL BE SUBJECT TO DISCIPLINARY ACTION. THE FAILURE OR REFUSAL OF THE APPLICANT TO COMPLY SHALL FURNISH GROUNDS FOR THE DENIAL OR, IF ISSUED, REVOCATION OF ANY BUILDING PERMITS OR CERTIFICATES OF OCCUPANCY ISSUED PURSUANT TO THIS ORDER. RSN

**GOVERNMENT OF THE DISTRICT OF COLUMBIA  
BOARD OF ZONING ADJUSTMENT**

**Application No. 17087 of Jeffrey D. Kwaterski**, pursuant to 11 DCMR § 3103.2, for a variance from the lot occupancy requirements under section 403, a variance from the rear yard requirements under section 404, a variance from the closed court area requirements under section 406, a variance from the nonconforming structure provisions under subsection 2001.3, and a variance from the alley setback requirements under subsection 2300.2(b), to allow a rear garage with roof deck addition to a single family row dwelling in the R-4 District at premises 1366 Quincy Street, N.W. (Square 2826, Lot 25).

Note: The Board amended the application at the hearing to include a variance from subsection 2300.2(b).

**HEARING DATE:** December 9, 2003  
**DECISION DATE:** December 9, 2003 (Bench Decision)

**SUMMARY ORDER**

**REVIEW BY THE ZONING ADMINISTRATOR**

The application was accompanied by a memorandum from the Zoning Administrator certifying the required relief.

The Board provided proper and timely notice of public hearing on this application, by publication in the D.C. Register, and by mail to Advisory Neighborhood Commission (ANC) 4C, the Office of Planning (OP) and to owners of property within 200 feet of the site. The site of the application is located within the jurisdiction of ANC 4C. ANC 4C submitted a letter in support of the application. OP did not participate in the application.

As directed by 11 DCMR § 3119.2, the Board required the applicant to satisfy the burden of proving the elements that are necessary to establish the case for a variance pursuant to 11 DCMR §§ 3103.2. No parties appeared at the public hearing in opposition to the application. Accordingly, a decision by the Board to grant this application would not be adverse to any party.

Based upon the record before the Board and having given great weight to the ANC report filed in this case, the Board concludes that the applicant has met the burden of proving under 11 DCMR §§ 3103.2, 403, 404, 406, 2001.3, and 2300.2(b), that there exists an exceptional or extraordinary situation or condition related to the property that creates a practical difficulty for the owner in complying with the

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Zoning Regulations, and that the relief can be granted without substantial detriment to the public good and without substantially impairing the intent, purpose, and integrity of the zone plan as embodied in the Zoning Regulations and Map.

Pursuant to 11 DCMR § 3101.6, the Board has determined to waive the requirement of 11 DCMR § 3125.3, that the order of the Board be accompanied by findings of fact and conclusions of law. The waiver will not prejudice the rights of any party, and is not prohibited by law. It is therefore **ORDERED** that this application be **GRANTED**.

**VOTE:** 3-1-1 (Geoffrey H. Griffis, Ruthanne G. Miller, and David A. Zaidain to approve, Peter G. May opposed to the motion, and Curtis L. Etherly, Jr. not present, not voting).

**BY ORDER OF THE D.C. BOARD OF ZONING ADJUSTMENT**

Each concurring Board member has approved the issuance of this order.

**FINAL DATE OF ORDER:** DEC 10 2003

PURSUANT TO 11 DCMR § 3125.6, THIS ORDER WILL BECOME FINAL UPON ITS FILING IN THE RECORD AND SERVICE UPON THE PARTIES. UNDER 11 DCMR § 3125.9, THIS ORDER WILL BECOME EFFECTIVE TEN DAYS AFTER IT BECOMES FINAL.

PURSUANT TO 11 DCMR § 3130, THIS ORDER SHALL NOT BE VALID FOR MORE THAN TWO YEARS AFTER IT BECOMES EFFECTIVE UNLESS, WITHIN SUCH TWO-YEAR PERIOD, THE APPLICANT FILES PLANS FOR THE PROPOSED STRUCTURE WITH THE DEPARTMENT OF CONSUMER AND REGULATORY AFFAIRS FOR THE PURPOSES OF SECURING A BUILDING PERMIT.

PURSUANT TO 11 DCMR § 3125 APPROVAL OF AN APPLICATION SHALL INCLUDE APPROVAL OF THE PLANS SUBMITTED WITH THE APPLICATION FOR THE CONSTRUCTION OF A BUILDING OR STRUCTURE (OR ADDITION THERETO) OR THE RENOVATION OR ALTERATION OF AN EXISTING BUILDING OR STRUCTURE, UNLESS THE BOARD ORDERS OTHERWISE. AN APPLICANT SHALL CARRY OUT THE CONSTRUCTION, RENOVATION, OR ALTERATION ONLY IN ACCORDANCE WITH THE PLANS APPROVED BY THE BOARD.

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THE APPLICANT IS REQUIRED TO COMPLY FULLY WITH THE PROVISIONS OF THE HUMAN RIGHTS ACT OF 1977, D.C. LAW 2-38, AS AMENDED, AND THIS ORDER IS CONDITIONED UPON FULL COMPLIANCE WITH THOSE PROVISIONS. IN ACCORDANCE WITH THE D.C. HUMAN RIGHTS ACT OF 1977, AS AMENDED, D.C. OFFICIAL CODE § 2-1401.01 ET SEQ., (ACT) THE DISTRICT OF COLUMBIA DOES NOT DISCRIMINATE ON THE BASIS OF ACTUAL OR PERCEIVED: RACE, COLOR, RELIGION, NATIONAL ORIGIN, SEX, AGE, MARITAL STATUS, PERSONAL APPEARANCE, SEXUAL ORIENTATION, FAMILIAL STATUS, FAMILY RESPONSIBILITIES, MATRICULATION, POLITICAL AFFILIATION, DISABILITY, SOURCE OF INCOME, OR PLACE OF RESIDENCE OR BUSINESS. SEXUAL HARASSMENT IS A FORM OF SEX DISCRIMINATION WHICH IS ALSO PROHIBITED BY THE ACT. IN ADDITION, HARASSMENT BASED ON ANY OF THE ABOVE PROTECTED CATEGORIES IS ALSO PROHIBITED BY THE ACT. DISCRIMINATION IN VIOLATION OF THE ACT WILL NOT BE TOLERATED. VIOLATORS WILL BE SUBJECT TO DISCIPLINARY ACTION. THE FAILURE OR REFUSAL OF THE APPLICANT TO COMPLY SHALL FURNISH GROUNDS FOR THE DENIAL OR, IF ISSUED, REVOCATION OF ANY BUILDING PERMITS OR CERTIFICATES OF OCCUPANCY ISSUED PURSUANT TO THIS ORDER. RSN

**GOVERNMENT OF THE DISTRICT OF COLUMBIA  
BOARD OF ZONING ADJUSTMENT**

**Application No. 17089 of James Gushner**, pursuant to 11 DCMR § 3103.2, for a variance from the lot occupancy requirements under section 403, a variance from the rear yard requirements under section 404, a variance from the nonconforming structure provisions under subsection 2001.3, and a variance from the structures in required open space requirements under subsection 2503.2, to allow a two story addition to a single family detached dwelling in the R-1-B District at premises 5822 Sherrier Place, N.W. (Square 1454, Lot 62).

Note: The Board amended the application at the hearing by deleting a mis-advertised variance from section 406 (open court requirements). The Board added variance relief from the structures in required open space requirements under subsection 2503.2.

**HEARING DATE:** December 9, 2003  
**DECISION DATE:** December 9, 2003 (Bench Decision)

**SUMMARY ORDER**

**REVIEW BY THE ZONING ADMINISTRATOR**

The application was accompanied by a memorandum from the Zoning Administrator certifying the required relief.

The Board provided proper and timely notice of public hearing on this application, by publication in the D.C. Register, and by mail to Advisory Neighborhood Commission (ANC) 3D, the Office of Planning (OP) and to owners of property within 200 feet of the site. The site of the application is located within the jurisdiction of ANC 3D. ANC 3D submitted a letter in support of the application. OP submitted a report in support of the application.

As directed by 11 DCMR § 3119.2, the Board required the applicant to satisfy the burden of proving the elements that are necessary to establish the case for a variance pursuant to 11 DCMR §§ 3103.2. No parties appeared at the public hearing in opposition to the application. Accordingly, a decision by the Board to grant this application would not be adverse to any party.

Based upon the record before the Board and having given great weight to the OP and ANC reports filed in this case, the Board concludes that the applicant has met the burden of proving under 11 DCMR §§ 3103.2, 403, 404, 2001.3, and 2503.2, that there exists an exceptional or extraordinary situation or condition related to

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the property that creates a practical difficulty for the owner in complying with the Zoning Regulations, and that the relief can be granted without substantial detriment to the public good and without substantially impairing the intent, purpose, and integrity of the zone plan as embodied in the Zoning Regulations and Map.

Pursuant to 11 DCMR § 3101.6, the Board has determined to waive the requirement of 11 DCMR § 3125.3, that the order of the Board be accompanied by findings of fact and conclusions of law. The waiver will not prejudice the rights of any party, and is not prohibited by law. It is therefore **ORDERED** that this application be **GRANTED**.

**VOTE:**      3-0-2            (Geoffrey H. Griffis, David A. Zaidain, and Ruthanne G. Miller to approve, Curtis L. Etherly, Jr. and the Zoning Commission member not present, not voting).

**BY ORDER OF THE D.C. BOARD OF ZONING ADJUSTMENT**

Each concurring Board member has approved the issuance of this order.

**FINAL DATE OF ORDER:** December 10, 2003

PURSUANT TO 11 DCMR § 3125.6, THIS ORDER WILL BECOME FINAL UPON ITS FILING IN THE RECORD AND SERVICE UPON THE PARTIES. UNDER 11 DCMR § 3125.9, THIS ORDER WILL BECOME EFFECTIVE TEN DAYS AFTER IT BECOMES FINAL.

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THE APPLICANT IS REQUIRED TO COMPLY FULLY WITH THE PROVISIONS OF THE HUMAN RIGHTS ACT OF 1977, D.C. LAW 2-38, AS AMENDED, AND THIS ORDER IS CONDITIONED UPON FULL COMPLIANCE WITH THOSE PROVISIONS. IN ACCORDANCE WITH THE D.C. HUMAN RIGHTS ACT OF 1977, AS AMENDED, D.C. OFFICIAL CODE § 2-1401.01 ET SEQ., (ACT) THE DISTRICT OF COLUMBIA DOES NOT DISCRIMINATE ON THE BASIS OF ACTUAL OR PERCEIVED: RACE, COLOR, RELIGION, NATIONAL ORIGIN, SEX, AGE, MARITAL STATUS, PERSONAL APPEARANCE, SEXUAL ORIENTATION, FAMILIAL STATUS, FAMILY RESPONSIBILITIES, MATRICULATION, POLITICAL AFFILIATION, DISABILITY, SOURCE OF INCOME, OR PLACE OF RESIDENCE OR BUSINESS. SEXUAL HARASSMENT IS A FORM OF SEX DISCRIMINATION WHICH IS ALSO PROHIBITED BY THE ACT. IN ADDITION, HARASSMENT BASED ON ANY OF THE ABOVE PROTECTED CATEGORIES IS ALSO PROHIBITED BY THE ACT. DISCRIMINATION IN VIOLATION OF THE ACT WILL NOT BE TOLERATED. VIOLATORS WILL BE SUBJECT TO DISCIPLINARY ACTION. THE FAILURE OR REFUSAL OF THE APPLICANT TO COMPLY SHALL FURNISH GROUNDS FOR THE DENIAL OR, IF ISSUED, REVOCATION OF ANY BUILDING PERMITS OR CERTIFICATES OF OCCUPANCY ISSUED PURSUANT TO THIS ORDER. RSN

**ZONING COMMISSION FOR THE DISTRICT OF COLUMBIA  
NOTICE OF FINAL RULEMAKING**

**and**

**ORDER NO. 03-10**

**Z.C. Case No. 03-10TA**

**(Text Amendment – 11 DCMR)**

**(Public Libraries)**

The full text of this Zoning Commission order is published in the “Final Rulemaking” section of this edition of the *D.C. Register*.

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