

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

Case No. 03-10

(Text Amendment – Public Libraries -- 11 DCMR)

The Zoning Commission for the District of Columbia, pursuant to the authority set forth in § 1 of the Zoning Act of 1938, approved June 20, 1938 (52 Stat. 797, 799; D.C. Official Code § 6-641.01), hereby gives notice of the intent to adopt an amendment to the Zoning Regulations (11 DCMR) that will add three types of public library uses to the Zoning Regulations. Final rulemaking action shall be taken in not less than thirty (30) days from the date of publication of this notice in the *D.C. Register*.

Title 11, DCMR, is amended as follows (added language in bold and underlined)

- A. Section 199, DEFINITIONS, is amended to include the following definition:

Library, Full Service Neighborhood Public - A District of Columbia Public Library housed in a permanent structure, which may include meeting rooms, staff work rooms, kitchen facilities and book overflow space. It contains space for a variety of activities to take place simultaneously, such as children's story hour, film showing, and book talks.

Library, Community Public – A District of Columbia Public Library housed in a building and including a small staff area and minimal space for activities. There is a small selection of books that includes a large ratio of paperbacks. The facility is not suitable for more than basic research and staffed by two full-time equivalent employees.

Library, Kiosk Public – A District of Columbia Public Library housed in a building with no space for activities.

- B. Chapter 2, section 201, USES AS A MATTER OF RIGHT (R-1), subsection 201.1 is amended by adding paragraph (r) to read as follows:

(r) Full service neighborhood public library, community public library, kiosk public library.

- C. Chapter 6, section 601, USES AS A MATTER OF RIGHT (CR), subsection 601.1 is amended by adding a new paragraph (u) to read as follows:

- b) Section 2104, EXCEPTIONS TO THE SCHEDULE OF REQUIREMENTS: NONRESIDENTIAL STRUCTURES NEAR METRORAIL STATIONS, is amended to read as follows:

2104.1 Except as provided in § 2104.2, the Board of Zoning Adjustment is authorized to reduce the number of parking spaces required under § 2101.1 for a nonresidential building or structure located within a radius of eight hundred feet (800 ft.) of a Metrorail station entrance may be reduced by up to twenty-five percent (25%); provided:

- (a) The building or structure is located in a nonresidential district and is at least eight hundred feet (800 ft.) from any R-1, R-2, R-3, or R-4 District; and
- (b) The Metrorail station is currently in operation or is one for which a construction contract has been awarded.

2104.2 The Board of Zoning Adjustment is authorized to reduce the number of parking spaces for a public library located within a one-half mile radius of a Metrorail station by fifty percent (50%) if the Metrorail station is currently in operation or is one for which a construction contract has been awarded.

All persons desiring to comment on the subject matter of this proposed rulemaking should file comments, in writing, to Alberto Bastida, Office of Zoning, 441 4th Street, N.W., Washington D.C. 20001. Comments must be received not later than thirty (30) days after the publication of this notice in the D.C. Register. A copy of this proposal may be obtained, at cost, by writing to the above address.