

## CORRECTION

## ALCOHOLIC BEVERAGE REGULATION ADMINISTRATION

## NOTICE OF PUBLIC HEARING

Posting Date: September 5, 2008  
Petition Date: October 20, 2008  
Hearing Date: November 3, 2008

License No.: 79886  
Licensee: 1306 G Street Investors LLC  
Trade Name: Laughing Man  
License Class: Retailer's "C" Tavern  
Address: 1306-1310 G Street NW  
Contact Information: Michael Fonseca – 202.625.7700

WARD 2                      ANC 2F                      SMD 2F03

Notice is hereby given that this applicant has applied for a license under the D.C. Alcoholic Beverage Control Act and that the objectors are entitled to be heard before the granting of such license on the hearing date at 10:00 am, 7<sup>th</sup> Floor, Suite 7200, 941 North Capitol Street, NE, Washington, DC 20002. Petition and/or request to appear before the Board must be filed on or before the petition date.

NATURE OF OPERATION

New Tavern serving American and Irish cuisine. Live entertainment will consist of occasional live music and/or DJ. Cover Charge. Seating approximately 181-199. Sidewalk Café seating is approximately 16.

HOURS OF OPERATION, ALCOHOLIC BEVERAGE SALES/SERVICE/CONSUMPTION AND ENTERTAINMENT

Sunday through Thursday, 11am-2am; Friday and Saturday, 11am-3am

HOURS OF OPERATION FOR SIDEWALK CAFÉ

Sunday through Saturday, 11am-12am

## ALCOHOLIC BEVERAGE REGULATION ADMINISTRATION

## NOTICE OF PUBLIC HEARING

Posting Date: September 12, 2008  
Petition Date: October 27, 2008  
Hearing Date: November 10, 2008

License No.: 79778  
Licensee: 2122 24<sup>th</sup> Place, LLC  
Trade Name: 2122  
License Class: Retailer's "C" Tavern  
Address: 2122 24<sup>th</sup> Place NE  
Contact information: Kavoos Rad 202.437.1998

WARD 5

ANC 5B

SMD 5B09

Notice is hereby given that this applicant has applied for a license under the D.C. Alcoholic Beverage Control Act and that the objectors are entitled to be heard before the granting of such license on the hearing date at 10:00 am, 7<sup>th</sup> Floor, Suite 7200, 941 North Capitol Street, NE, Washington, DC 20002. Petition and/or request to appear before the Board must be filed on or before the petition date.

NATURE OF OPERATION

Tavern with Entertainment (1-7 piece band, DJ), Dancing, Cover Charge and Light Food.  
Occupancy Load is 804.

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

Sunday 10 am – 2 am  
Monday through Thursday 8 am – 2 am  
Friday and Saturday 8 am – 3 am

ENTERTAINMENT

Sunday through Thursday 6 pm – 2 am  
Friday and Saturday 6 pm – 3 am

**PUBLIC SERVICE COMMISSION OF THE DISTRICT OF COLUMBIA****NOTICE OF LEGISLATIVE-STYLE HEARING****PUBLIC INPUT SOUGHT ON FORMAL CASE NO. 1064, IN THE MATTER OF THE INVESTIGATION OF THE NEAR- AND MEDIUM-TERM ELECTRIC RELIABILITY AND POWER SUPPLY ADEQUACY IN THE DISTRICT OF COLUMBIA**

1. This Notice informs the public that the Public Service Commission of the District of Columbia ("Commission") seeks input on the Commission's investigation regarding electric reliability and electric supply adequacy for the District of Columbia. Over the past few years, several developments have occurred which have called into question the reliability and adequacy of electric supply in the District of Columbia. First, on August 22, 2005, the Mirant Corporation announced a shut down of the Potomac River Generation Station ("PRGS") in Alexandria, VA.<sup>1</sup> The Potomac River substation ("PRGS") is tied directly to the District of Columbia's downtown and federal and District government hubs. The shutdown created reliability concerns that necessitated the Commission's successful petitions to the Federal Energy Regulatory Commission and the Department of Energy, the latter resulting in an order directing the PRGS to resume operation.<sup>2</sup> The experience of the shutdown of the PRGS shows the vulnerability of the District to the loss of critical infrastructure and the need to develop District resources which can mitigate its reliance on imported power and energy.

2. The Commission is concerned whether there is or will be sufficient electric power supply in the near- and middle-term (2009-2012) to maintain electric reliability for District ratepayers. Accordingly, the Commission opened the instant proceeding to investigate and consider near- and middle-term electric reliability and power supply adequacy in the District.<sup>3</sup> To hear the views of the public and expert witnesses, the Commission will hold a legislative-style hearing on October 1, 2008, at 10:00 a.m. in the Commission's Hearing Room, 1333 H Street, NW, Seventh Floor, East Tower, Washington, D.C. 20005.

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<sup>1</sup> *Formal Case No. 1023, In the Matter of the Investigation Into the Effect of the Bankruptcy of Mirant Corporation in Retail Service in the District of Columbia ("FC 1023")*, Emergency Petition and Complaint of the District of Columbia Public Service Commission, filed August 24, 2005.

<sup>2</sup> U.S. Department of Energy, Order No. 202-05-2 (December 20, 2005).

<sup>3</sup> Order No. 15043, rel. August 22, 2008.

3. **Those who wish to testify at the legislative-style hearing must state their intent to do so by September 22, 2008.** Representatives of organizations shall be permitted a maximum of five (5) minutes to testify and individuals shall be permitted a maximum of three (3) minutes. If an organization or an individual is unable to offer comments at the legislative-style hearing, written statements may be submitted to the Public Service Commission of the District of Columbia, 1333 H Street, NW, Suite 200, West Tower, Washington, D.C. 20005 until October 6, 2008.

4. Any person who is deaf or hearing-impaired, and cannot readily understand or communicate in spoken English, and persons with disabilities who need special accommodations in order to participate in the hearing, must contact the Commission Secretary by close of five (5) business days prior to the date of the hearing. Persons who wish to testify in Spanish, Chinese, Amharic, or Korean must also contact the Commission Secretary by close of five (5) business days before the day of the hearing. **The number to call to request special accommodations and interpretation services is (202) 626-5150.**

5. The Public Notice can be accessed online at [www.dcpssc.org](http://www.dcpssc.org). A hard copy of the Public Notice can be obtained by calling (202) 626-5150.

**BOARD OF ZONING ADJUSTMENT  
PUBLIC HEARING NOTICE  
TUESDAY, NOVEMBER 25, 2008  
SECOND FLOOR HEARING ROOM, SUITE 220-S  
441 4<sup>TH</sup> STREET, N.W.  
WASHINGTON, D.C. 20001**

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

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

**A.M.**

**WARD SIX**

17847      **Application of Patricia A. Schaub**, pursuant to 11 DCMR § 3104.1, for a special  
ANC-6A      exception to allow a second story addition to an existing one-family row dwelling  
under section 223, not meeting the lot occupancy (section 403) and court (section  
406) requirements in the R-4 District at premises 1118 Park Street, N.E. (Square  
987, Lot 9).

**WARD SIX**

17842      **Application of D.C. Teacher's Federal Credit Union**, pursuant to 11 DCMR §  
ANC-6A      3103.2, for a use variance to allow the continued use of the former Edmonds  
public school for general office use under section 330.5, in the R-4 District at  
premises 901- 903 D Street, N.E. (Square 938, Lot 809).

**WARD TWO**

17843      **Application of Hay Adams Holdings LLC**, pursuant to 11 DCMR § 3104.1, for  
ANC-2B      a special exception from the roof structure setback requirements under §§ 770.6  
and 411, to allow the construction of an addition to an existing hotel in the C-4  
(pending map amendment to SP-2 District) District at premises 800 16<sup>th</sup> Street,  
N.W. (Square 186, Lot 809).

**P.M.**

**WARD SIX**

17844      **Application of 801 Virginia Ave LLC by Phillips Ocilla Davis Development**  
ANC-6B      **LLC**, pursuant to 11 DCMR § 3103.2, for a variance from the court requirements  
under section 776, and a variance from the off-street parking requirements under  
subsection 2101.1, to allow the construction of a new commercial office building

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with ground floor retail in the ES (Eighth Street Overlay)/C-3-A District at premises 801 Virginia Avenue, S.E. (Square 929, Lot 7).

**WARD SIX**

17846      **Application of Brown Memorial A.M.E. Church**, pursuant to 11 DCMR §  
ANC-6A      3103.2, for a variance from the lot occupancy requirements under section 403,  
and a variance from the rear yard requirements under section 404, to allow an  
addition to an existing church building in the R-4 District at premises 130 14<sup>th</sup>  
Street, N.E. (Square 1034, Lot 824).

**PLEASE NOTE:**

Failure of an applicant or appellant to appear at the public hearing will subject the application or appeal to dismissal at the discretion of the Board. Failure of an applicant or appellant to be adequately prepared to present the application or appeal to the Board, and address the required standards of proof for the application or appeal, may subject the application or appeal to postponement, dismissal or denial. The public hearing in these cases will be conducted in accordance with the provisions of Chapter 31 of the District of Columbia Municipal Regulations, Title 11, and Zoning. Pursuant to Subsection 3117.4 of the Regulations, the Board will impose time limits on the testimony of all individuals.

Individuals and organizations interested in any application may testify at the public hearing or submit written comments to the Board. Individuals and organizations wishing party status in any case before the Board must request that status and should do so in writing not less than fourteen (14) days prior to the date set for the public hearing on the particular application in accordance with Subsection 3106.2. All requests and comments should be submitted to the Board through the Director, Office of Zoning, 441 4<sup>th</sup> Street, NW, Suite 210, Washington, D.C. 20001. Please include the case number on all correspondence.

FOR FURTHER INFORMATION, CONTACT THE OFFICE OF ZONING AT (202) 727-6311.

**RUTHANNE G. MILLER, CHAIRPERSON, MARC D. LOUD, MARY OATES  
WALKER, SHANE L. DETTMAN, AND A MEMBER OF THE ZONING COMMISSION  
----- BOARD OF ZONING ADJUSTMENT, BY JERRILY R. KRESS, FAIA,  
DIRECTOR.**

PHN 11/25/08 rsn

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

**TIME AND PLACE:**                      **Monday, November 24, 2008, @ 6:30 P.M.**  
   **Office of Zoning Hearing Room**  
   **441 4<sup>th</sup> Street, N.W., Suite 220-South**  
   **Washington, D.C. 20001**

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

**CASE NO. 08-13 (Square 370, Lots 18, 21, 22, 24, 801-806, 830-839, 843, 845 and Alley to be Closed – Marriott International, Inc.)**

**THIS CASE IS OF INTEREST TO ANC 2F**

On May 1, 2008, the Office of Zoning received an application from Marriott International, Inc. on behalf of the Washington Convention Center Authority and the District of Columbia (collectively, the "Applicant"), requesting approval of a consolidated planned unit development and related map amendment for a portion of the subject property from DD/C-2-C to DD/C-3-C in order to facilitate the development of the Convention Center Headquarters Hotel in Square 370, at the intersection of Massachusetts Avenue and 9<sup>th</sup> Street, N.W. The Zoning Commission set down the case for hearing on July 14, 2008. The Applicant subsequently amended the application to include a request for air space development, in accordance with the Public Space Utilization Act, for approval of improvements in the public space below Massachusetts Avenue, L Street, and 9<sup>th</sup> Street. On July 28, 2008, the Zoning Commission accepted said request to amend the application and agreed to set the air space development request for hearing as part of these proceedings.

The purpose of the Applicant's request is to facilitate the construction of the Convention Center Headquarters Hotel, which will consist of approximately 765,400 square feet of gross floor area and approximately 1,125 to 1,150 guest units. The hotel will have a maximum building height of 130 feet and a density of approximately 9.3 FAR. An underground parking garage will occupy the two lowest levels of the hotel and accommodate approximately 388 valet-parked vehicles. The hotel will include an underground pedestrian tunnel that connects to the Walter E. Washington Convention Center on the east side of 9<sup>th</sup> Street and an underground loading dock below 9<sup>th</sup> Street. Parking, meeting space, mechanical equipment and other hotel uses (including, but not limited to, stairs, escalators, and kitchen space) will occupy vault space below Massachusetts Avenue and L Street.

The PUD will incorporate the American Federation of Labor building (the "AFL Building") situated at the corner of 9<sup>th</sup> Street and Massachusetts Avenue, N.W. This structure is a National Historic Landmark, and it is also listed in the D.C. Inventory of Historic Sites and the National Register of Historic Places. As part of the PUD design, the AFL Building will operate as a "boutique hotel" connected to the Convention Center Headquarters Hotel at selected levels.

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The property that is the subject of this application consists of approximately 82,888 square feet bounded by Massachusetts Avenue on the south, L Street on the north, 9<sup>th</sup> Street on the east and 10<sup>th</sup> Street on the west. The western portion of the subject property is zoned DD/C-2-C and the eastern portion of the property is zoned DD/ C-3-C. The map amendment requested under the application would result in the entire property being in the DD/C-3-C District.

The development of the property would be subject to the DD Overlay District, C-3-C District, and PUD regulations. The DD Overlay District regulations permit the development of a convention center headquarters hotel on Square 370; there is no residential use requirement for any portion of Square 370 developed as such. Under the C-3-C District standards, the maximum permitted FAR is 6.5, the maximum permitted lot occupancy is 100%, and the maximum permitted building height is 90 feet. For a PUD, the Zoning Commission may increase the permitted FAR for the purpose of a convention center headquarters hotel, and the permitted building height increases from 90 to 130 feet.

The PUD includes subsurface improvements within the public space, including, but not limited to a loading dock area below 9<sup>th</sup> Street and parking, meeting space, mechanical equipment, and other hotel uses (including, but not limited to, stairs, escalators, and kitchen space) below Massachusetts Avenue and L Street. The Applicant seeks the Zoning Commission's approval of the subsurface improvements for the project pursuant to the Public Space Utilization Act (the "Act").

Under the Act, the Mayor is permitted to enter into lease(s) with private parties for the rental or use of the space above or below streets and alleys in the District under specified conditions. An application for such a lease must be reviewed and approved by the Zoning Commission. The Zoning Commission determines, after a public hearing, the use(s) to be permitted in the airspace, as well as specific applicable regulations. These regulations may include limitations and requirement(s) pertaining to building height in the airspace, off-street parking, floor area ratios, and easements of light and air, and traffic access.

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.

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**How to participate as a party.**

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

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

- (a) The person's name, address, and daytime telephone number;
- (b) A request to appear and participate as a party;
- (c) Whether the person will appear as a proponent or opponent of the application;
- (d) Whether the person will appear through legal counsel, and if so, the name and address of legal counsel;
- (e) A list of witnesses who will testify on the person's behalf;
- (f) A summary of the testimony of each witness;
- (g) An indication of which witnesses will be offered as expert witnesses, the areas of expertise in which any experts will be offered, and the resumes or qualifications of the proposed experts;
- (h) The total amount of time being requested to present their case; and
- (i) A written statement setting forth why the person should be granted party status, including reference to the following:
  - (1) The property owned or occupied by the person, or in which the person has an interest, that will be affected by the action requested of the Commission;
  - (2) The legal interest the person has in said property, such as owner, tenant, trustee, or mortgagee;
  - (3) The distance between the person's property and the property that is the subject of the application before the Commission;
  - (4) The economic, social, or other impacts likely to affect the person and/or the person's property if the action requested of the Commission is approved or denied; and
  - (5) An explanation of how the person's interest as identified in response to paragraph (4) would likely be more significantly, distinctively, or uniquely affected in character or kind by the proposed zoning action than those of other persons in the general public.

The applicant shall also provide the information indicated in (e) through (h) to the extent that the information is not contained in the Applicant's prehearing submission as required by 11 DCMR

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§ 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            | 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 200/210-South, 441 4<sup>th</sup> Street, N.W., Washington, D.C. 20001. **FOR FURTHER INFORMATION, YOU MAY CONTACT THE OFFICE OF ZONING AT (202) 727-6311.**

**ANTHONY J. HOOD, GREGORY N. JEFFRIES, CURTIS L. ETHERLY, JR., MICHAEL G. TURNBULL, AND PETER G. MAY ----- ZONING COMMISSION FOR THE DISTRICT OF COLUMBIA, BY JERRILY R. KRESS, FAIA, DIRECTOR, AND BY SHARON S. SCHELLIN, SECRETARY TO THE ZONING COMMISSION.**