

**CORRECTION****ALCOHOLIC BEVERAGE REGULATION ADMINISTRATION****NOTICE OF PUBLIC HEARING**

Posting Date: August 21, 2009  
Petition Date: October 5, 2009  
Hearing Date: October 19, 2009

License No.: ABRA-074502  
Licensee: Giron & Martinez, Inc.  
Trade Name: Acuario Restaurant  
License Class: Retail Class "C" Restaurant  
Address: 3410 11<sup>th</sup> Street, N.W.  
Contact: Victor Giron, 202-328-1425

WARD 1

ANC 1A

SMD 1A06

Notice is hereby given that this licensee has applied for a substantial change to his license under the D.C. Alcoholic Beverage Control Act and that the objectors are entitled to be heard before the granting of such 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.

The licensee requests a Sidewalk Café with 10 seats.

**SIDEWALK CAFE HOURS OF OPERATION AND SALE, SERVICE &  
CONSUMPTION OF ALCOHOLIC BEVERAGES**

Monday through Thursday 2 pm – 10 pm and Friday through Sunday 12 pm – 10 pm

## ALCOHOLIC BEVERAGE REGULATION ADMINISTRATION

## NOTICE OF PUBLIC HEARING

Posting Date: August 28, 2009  
Petition Date: October 13, 2009  
Hearing Date: October 26, 2009

License No.: ABRA-060475  
Licensee: Perculus, Inc.  
Trade Name: The Reef  
License Class: Retail Class "C" Tavern  
Address: 2442-46 18th Street, N.W.  
Phone: Andrew Kline, 202-686-7600

WARD 1

ANC 1C

SMD 1C03

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

LICENSEE REQUESTS THE FOLLOWING SUBSTANTIAL CHANGE TO THE NATURE OF OPERATIONS:

Entertainment Endorsement to include, DJ and karaoke.

ENTERTAINMENT ENDORSEMENT HOURS

Sunday through Thursday 10 pm - 2 am and Friday & Saturday 10 pm - 3 am

## ALCOHOLIC BEVERAGE REGULATION ADMINISTRATION

## NOTICE OF PUBLIC HEARING

Posting Date: August 28, 2009  
Petition Date: October 13, 2009  
Hearing Date: October 26, 2009

License No.: ABRA-082751  
Licensee: Ghana Café, LLC  
Trade Name: Ghana Cafe  
License Class: Retail Class "C" Restaurant  
Address: 1336 14<sup>th</sup> Street, N.W.  
Contact: Anthony F. Opare, 202-387-3845

WARD 2

ANC 2F

SMD 2F02

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 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 restaurant offering authentic Ghanaian cuisine/African food and recorded music.  
Occupancy Load is 99.

## HOURS OF OPERATION

Sunday through Thursday 11 am – 2 am and Friday & Saturday 11 am - 3 am

## HOURS OF SALES/SERVICE/CONSUMPTION OF ALCOHOLIC BEVERAGES

Sunday through Thursday 11 am – 1:30 am and Friday & Saturday 11 am – 2:30 am

ALCOHOLIC BEVERAGE REGULATION ADMINISTRATION

NOTICE OF PUBLIC HEARING

Posting Date: August 28, 2009
Petition Date: October 13, 2009
Hearing Date: October 26, 2009

License No.: ABRA-076362
Licensee: Momiji Restaurant Corp.
Trade Name: Momiji
License Class: Retail Class "C" Restaurant
Address: 503 H Street, N.W.
Contact: Leung Lo, 202-408-8110

WARD 6

ANC 6C

SMD 6C09

Notice is hereby given for this licensee who has applied for a substantial change to his license under the D.C. Alcoholic Beverage Control Act and for objectors who are entitled to be heard before the granting of such on the hearing date at 10:00 a.m., 7th floor, Room 7200, 941 North Capitol Street, NE. A petition or request to appear before the Board must be filed on or before the petition date.

Licensee requests the following substantial change to its nature of operation:

LICENSEE REQUEST EXTENSION OF HOURS OF OPERATION, SALES, AND SUMMER GARDEN

HOURS OF OPERATION

Sunday through Saturday 11 am – 2 am

HOURS OF SALES/SERVICE/CONSUMPTION OF ALCOHOLIC BEVERAGES

Sunday through Saturday 11 am – 2 am

**PUBLIC SERVICE COMMISSION OF THE DISTRICT OF COLUMBIA****NOTICE OF EVIDENTIARY HEARING**

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**GT97-3, IN THE MATTER OF THE APPLICATION OF WASHINGTON GAS LIGHT COMPANY FOR AUTHORITY TO AMEND ITS RATE SCHEDULE NO. 6,**

**GT06-1, IN THE MATTER OF THE APPLICATION OF WASHINGTON GAS LIGHT COMPANY FOR AUTHORITY TO AMEND GENERAL SERVICE PROVISION NO. 23,**

**and**

**FORMAL CASE NO. 1027, IN THE MATTER OF THE EMERGENCY PETITION OF THE OFFICE OF THE PEOPLE'S COUNSEL FOR AN EXPEDITED INVESTIGATION OF THE DISTRIBUTION SYSTEM OF WASHINGTON GAS LIGHT COMPANY,**

The Public Service Commission of the District of Columbia ("Commission") hereby gives notice of a hearing regarding the recovery of hexane commodity costs by Washington Gas Light Company ("WGL"). The evidentiary hearing will convene Wednesday, October 28, 2009, at 10:00 a.m. in the Commission Hearing Room, 1333 H Street, NW, Suite 700, East Tower, Washington, DC 20005.

**BOARD OF ZONING ADJUSTMENT  
PUBLIC HEARING NOTICE  
TUESDAY, NOVEMBER 10, 2009  
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 A.M. MORNING HEARING SESSION  
1:00 P.M. TO 6:00 P.M. AFTERNOON HEARING SESSION**

**A.M.**

**WARD THREE**

17990      **Application of Gregory Muehl and Tracy J. Haugen**, pursuant to 11 ANC-  
3E      DCMR § 3104.1, for a special exception to allow a rear addition to an  
existing one-family detached dwelling under section 223, not meeting the side  
yard requirements (section 405), in the R-1-B District at premises 5019 41<sup>st</sup>  
Street, N.W. (Square 1756, Lot 12).

**WARD THREE**

17995      **Application of Suzanne George and Nathan Tibbits**, pursuant to 11 ANC-  
3G      DCMR § 3104.1, for a special exception to allow the construction of a two  
story (plus basement) rear addition to an existing one-family detached  
dwelling under section 223, not meeting the rear yard (section 404)  
requirements, in the R-1-B District at premises 5325 38<sup>th</sup> Street, N.W. (Square  
1872, Lot 812).

**WARD TWO**

17984      **Application of Tudor Place Foundation, Inc.**, pursuant to 11 DCMR §  
ANC-2E      3104.1, for a special exception to allow the continued operation of a  
museum under section 217, in the R-1-B District at premises 1605 32<sup>nd</sup> Street,  
N.W., and 1644 31<sup>st</sup> Street, N.W. (Square 1281, Lot 835).

**P.M.**

**WARD THREE**

## BZA PUBLIC HEARING NOTICE

NOVEMBER 10, 2009

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17987            **Application of El Jardin' Infantil**, pursuant to 11 DCMR §3104.1, for a  
ANC-3D           special exception to allow a child development center (12 children, 2 staff)  
                      under section 205, in the R-1-B District at premises 2108 48<sup>th</sup> Street,  
                      N.W.(Square 1390, Lot 825).

**WARD ONE**

17986            **Application of 1301 Florida Avenue LLC**, pursuant to 11 DCMR § ANC-  
1B            3104.1, for a special exception to allow a change of nonconforming use  
                      from a barber shop to a pick up dry cleaners under subsection 2003.1, in the  
                      R-5-B District at premises 1301 Florida Avenue, N.W. – First Floor (Square  
                      2868, Lot 100).

**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.

**MARC D. LOUD, CHAIRMAN, SHANE L. DETTMAN, MERIDITH H. MOLDENHAUSER AND A MEMBER OF THE ZONING COMMISSION -----  
----- BOARD OF ZONING ADJUSTMENT, BY CLIFF MOY, SECRETARY TO THE BZA, RICHARD S. NERO, JR., ACTING DIRECTOR.**

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

**TIME AND PLACE:**            **Thursday, October 29, 2009, @ 6:30 p.m.**  
                                 **Office of Zoning Hearing Room**  
                                 **441 4<sup>th</sup> Street, N.W. Suite 220-S**  
                                 **Washington, D.C. 20001**

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

**CASE NO. 09-11 (Text Amendment to Permit Retail and Service Uses by Special Exception in Special Purpose-2 (SP-2) Districts)**

**THIS CASE IS OF INTEREST TO ANCs 2A, 2B, 2F, 6B, & 6C**

The Office of Planning (“OP”), in a report dated July 17, 2009, petitioned the Zoning Commission for a text amendment to permit by special exception certain retail or service uses on or below the ground floors of SP-2 District properties located south of M Street N.W. and N.E. The permitted retail or service uses would be restricted to those allowed in 11 DCMR §§ 701.1 through 701.5. A minimum parking space requirement for the proposed special exception use would be added to § 2101.1.

At its regular public meeting held July 29, 2009, the Zoning Commission set down this case for a public hearing. The OP report served as the pre-hearing submittal for the case.

The proposed amendments to the Zoning Regulations (Title 11, DCMR) are as follows:

1.     **CHAPTER 5, SPECIAL PURPOSE DISTRICTS** is amended by adding a new Section 518 to read as follows:
  - 518     **RETAIL AND SERVICE USES (SP-2)**
    - 518.1   The uses identified in § 518.4 shall be permitted in certain properties in an SP-2 District if approved by the Board of Zoning Adjustment under § 3104, subject to the provisions of this section.
    - 518.2   The properties are those located south of M Street N.W. and N.E.
    - 518.3   The uses shall be located on or below the ground floor of the building.
    - 518.4   The uses shall be those permitted in §§ 701.1 through 701.5 of this Title;
    - 518.5   The uses shall not include a drive-through.
    - 518.6   The uses shall be located and designed such that they are not likely to become objectionable to neighboring properties because of noise, traffic or other objectionable conditions.

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518.7 The Board of Zoning Adjustment may impose requirements pertaining to screening, signage, or other requirements it deems necessary to protect adjacent or nearby property.

2. CHAPTER 21, OFF-STREET PARKING REQUIREMENTS, § 2101.1 (Table) is amended by adding the following minimum parking space requirement to those appearing under the use “retail or service establishment except gasoline service station and repair garage.” The new schedule is depicted in boldface type:

<u>USES</u>	<u>NUMBER OF PARKING SPACES REQUIRED</u>
Retail or service establishment except gasoline service station and repair garage	
C-1, C-2-A, C-3-A, C-M-1, M	In excess of 3,000 ft. <sup>2</sup> , 1 for each additional 300 ft. <sup>2</sup> of gross floor area and cellar floor area
W, CR, C-2-B, C-2-C, C-3-B, C-3-C, C-M-2, C-M-3	In excess of 3,000 ft. <sup>2</sup> , 1 for each additional 750 ft. <sup>2</sup> of gross floor area
C-4	In excess of 30,000 ft. <sup>2</sup> , 1 for each additional 3,000 ft. <sup>2</sup> of gross floor area
C-5 (PAD)	No requirement
<b>SP-2 (If property is located south of M Street N.W. and N.E.)</b>	<b>In excess of 2,000 ft.<sup>2</sup>, 1 for each additional 1,800 ft.<sup>2</sup> of gross floor area</b>

3. Chapter 31, BOARD OF ZONING ADJUSTMENT RULES OF PRACTICE AND PROCEDURE, is amended by adding the following to the chart appended to § 3104.1:

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<u>TYPE OF SPECIAL EXCEPTION</u>	<u>ZONE DISTRICT</u>	<u>SECTIONS IN WHICH THE CONDITIONS ARE SPECIFIED</u>
Retail and Service Uses on or below the ground floor of properties located south of M Street N.W. and N.E.	SP-2 District	§§ 518.2 - 518.7

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, *et seq.*

The public hearing on this case will be conducted as a rulemaking in accordance with the provisions of 11 DCMR § 3021. 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 Sharon Schellin, the Secretary of the Zoning Commission, Office of Zoning, Suite 200-S, 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.**

**ANTHONY J. HOOD, WILLIAM W. KEATING, III, KONRAD W. SCHLATER, MICHAEL G. TURNBULL, AND PETER G. MAY -- ZONING COMMISSION FOR THE DISTRICT OF COLUMBIA, BY RICHARD S. NERO, JR., ACTING DIRECTOR, AND BY SHARON S. SCHELLIN, SECRETARY TO THE ZONING COMMISSION.**