

**CORRECTION**

**ALCOHOLIC BEVERAGE REGULATION ADMINISTRATION**

**NOTICE OF PUBLIC HEARING**

Posting Date: November 6, 2009  
Petition Date: December 21, 2009  
Hearing Date: January 4, 2010

License No.: ABRA-083222  
Licensee: Assab Corporation  
Trade Name: B & V Market  
License Class: Retailer’s Class “B”  
Address: 1304 N. Capitol Street, N.W.  
Contact: Berhane Yemane  
Contact: 202-462-6504

WARD 5                      ANC 5C                      SMD 5C02

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, Grocery Store.

**HOURS OF OPERATION**

Sunday through Saturday 8 am - 10 pm

**HOURS OF ALCOHOLIC BEVERAGE SALES**

Sunday through Saturday 9 am – 10 pm

ALCOHOLIC BEVERAGE REGULATION ADMINISTRATION

NOTICE OF PUBLIC HEARING

Posting Date: November 13, 2009
Petition Date: December 28, 2009
Hearing Date: January 11, 2010

License No.: ABRA-071179
Licensee: El Tamarindo, Inc.
Trade Name: El Tamarindo Adams Morgan
License Class: Retail Class "C" Restaurant
Address: 1785 Florida Avenue, N.W.
Contact: Louis Nichols 202-362-1375

WARD 1 ANC 1C SMD 1C07

Notice is hereby given that this licensee who has applied for a substantial change to the license under the D.C. Alcoholic Beverage Control Act and objectors are entitled to be heard before the granting of such on the hearing date at 10:00 am, 7th 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 a sidewalk café with seating for 14 patrons.

HOURS OF OPERATION AND SALES/SERVICE/CONSUMPTION OF ALCOHOLIC BEVERAGES FOR THE SIDEWALK CAFE
Sunday through Saturday 11 am – 1 2 am

**ALCOHOLIC BEVERAGE REGULATION ADMINISTRATION**

**NOTICE OF PUBLIC HEARING**

Posting Date: November 13, 2009  
Petition Date: December 28, 2009  
Hearing Date: January 11, 2010

License No.: ABRA-083149  
Licensee: Ethiopic, Corp.  
Trade Name: Ethiopic Restaurant  
License Class: Retail Class "C" Restaurant  
Address: 401 H Street, N.E.  
Contact: Meseret Bekele, 202-841-0348

WARD 6

ANC 6C

SMD 6C05

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. Petitions and/or requests to appear before the Board must be filed on or before the petition date.

**NATURE OF OPERATION**

New restaurant serving Ethiopian cuisine with live entertainment featuring Ethiopian traditional dancing; occupancy load is 70. Sidewalk Café with seating for 36.

**HOURS OF OPERATION AND SALES/SERVICE/CONSUMPTION OF ALCOHOLIC BEVERAGES FOR INSIDE PREMISE AND SIDEWALK CAFE**

Sunday through Saturday 10 am – 1 am

**HOURS OF ENTERTAINMENT**

Sunday through Saturday 6 pm – 12 am

**ALCOHOLIC BEVERAGE REGULATION ADMINISTRATION**

**NOTICE OF PUBLIC HEARING**

Posting Date: November 13, 2009  
Petition Date: December 28, 2009  
Hearing Date: January 11, 2010

License No.: ABRA-082821  
Licensee: Taylor Gourmet 485 K, LLC  
Trade Name: Taylor Gourmet  
License Class: Retail Class "B"  
Address: 485 K Street, N.W.  
Contact: Casey Patten, 202-684-7001

WARD 6

ANC 6C

SMD 6C01

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**

A new grocery store offering a variety of fresh, frozen and canned food as well as other Italian groceries, meats, cheeses and tasting.

**HOURS OF OPERATION AND SALES OF ALCOHOLIC BEVERAGES**

Sunday 11:30 am – 8 pm and Monday through Saturday 11:30 am – 9 pm

**BOARD OF ZONING ADJUSTMENT  
PUBLIC HEARING NOTICE  
TUESDAY, JANUARY 19, 2010  
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 HEARING SESSION  
1:00 P.M. TO 6:00 P.M. AFTERNOON HEARING SESSION**

**A.M.**

**WARD THREE**

18021 **Application of Peter and Leslie Shields**, pursuant to 11 DCMR § 3104.1, ANC-3E for a special exception to allow a two story 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 4719 Butterworth Place, N.W. (Square 1536, Lot 834).

**WARD THREE**

18022 **Application of Norman and Shirley Scribner**, pursuant to 11 DCMR § ANC-3E 3104.1, for a special exception to allow a one story rear addition to an existing one-family detached dwelling under section 223, not meeting the rear yard requirements (section 404), in the R-1-B District at premises 3951 Harrison Street, N.W. (Square 1754, Lot 913).

**WARD ONE**

18024 **Application of Columbia Heights Shaw Family Support** ANC-1A **Collaborative**, pursuant to 11 DCMR § 3104.1, for a special exception for a community service center under section 334, in the R-5-B District at premises 1470 Irving Street, N.W. (Square 2672, Lot 881).

**P.M.**

**WARD FOUR**

BZA PUBLIC HEARING NOTICE

JANUARY 19, 2010

PAGE NO. 2

**THIS APPLICATION WAS CONTINUED FROM THE OCTOBER 20, 2009, PUBLIC HEARING SESSION:**

17975            **Application of Cleotilde E. Galvez Kimmell**, pursuant to 11 DCMR §  
ANC-4B            3104.1, for a special exception for a child development center (12 children  
and 4 teachers) under section 205, in the R-1-B District at premises 6524  
8<sup>th</sup> Street, N.W. (Square 2973, Lot 81).

**WARD ONE**

18018            **Application of Shawn Ayize Sabater**, pursuant to 11 DCMR §§  
ANC-1B            3104.1 and 3103.2, for a variance from the floor area ratio  
requirements under section 771, and a special exception from the zoning  
boundary line provisions under subsection 2514.2, to allow an addition to  
an existing commercial building in the C-2-A District at premises 2616  
Georgia Avenue, N.W. (Square 2884, Lot 34).

**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. MOLDENHAUER AND A MEMBER OF THE ZONING COMMISSION -----  
BOARD OF ZONING ADJUSTMENT, BY CLIFFORD MOY, SECRETARY TO  
THE BZA, JAMISON L. WEINBAUM, DIRECTOR.**

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

**TIME AND PLACE:**                      **Thursday, January 14, 2010, 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. 09-14 (Safeway, Inc. – Consolidated PUD & Related Map Amendment @ Square 1672, Lots 803, 804, 812, and 815)**

**THIS CASE IS OF INTEREST TO ANC 3E**

On August 11, 2009, the Office of Zoning received an application from Safeway Inc. The Applicant is requesting approval of a consolidated planned unit development and related map amendment at 4203 Davenport Street, N.W. for the construction of a new commercial building to be occupied by a grocery store and accessory uses. The Office of Planning provided its report on October 9, 2009, and the case was set down for hearing on October 19, 2009. The Applicant provided its prehearing statement on October 23, 2009.

The property that is the subject of this application consists of approximately 108,000 square feet of land area and is located at 4203 Davenport Street, N.W. (Square 1672, Lots 803, 804, 812, and 0815). The subject property is mapped within three zone districts: C-2-A along the eastern portion which contains an existing Safeway store, an R-2 zone on the west which contains an existing surface parking lot and an undeveloped R-3 area at the northwest corner of the site. The proposed PUD-related map amendment would change the zoning on the R-2 and R-3 portions of the lots to C-1. The C-2-A zoning on Lot 815 would remain.

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

**How to participate as a witness.**

Interested persons or representatives of organizations may be heard at the public hearing. The Commission also requests that all witnesses prepare their testimony in writing, submit the written testimony prior to giving statements, and limit oral presentations to summaries of the most important points. The applicable time limits for oral testimony are described below. Written statements, in lieu of personal appearances or oral presentation, may be submitted for inclusion in the record.

**How to participate as a party.**

Z.C. PUBLIC HEARING NOTICE  
Z.C. CASE NO. 09-14  
PAGE 2

Any person who desires to participate as a party in this case must so request and must comply with the provisions of 11 DCMR § 3022.3.

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

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

- (a) The person's name, address, and daytime telephone number;
- (b) A request to appear and participate as a party;
- (c) Whether the person will appear as a proponent or opponent of the application;
- (d) Whether the person will appear through legal counsel, and if so, the name and address of legal counsel;
- (e) A list of witnesses who will testify on the person's behalf;
- (f) A summary of the testimony of each witness;
- (g) An indication of which witnesses will be offered as expert witnesses, the areas of expertise in which any experts will be offered, and the resumes or qualifications of the proposed experts;
- (h) The total amount of time being requested to present their case; and
- (i) A written statement setting forth why the person should be granted party status, including reference to the following:
  - (1) The property owned or occupied by the person, or in which the person has an interest, that will be affected by the action requested of the Commission;
  - (2) The legal interest the person has in said property, such as owner, tenant, trustee, or mortgagee;
  - (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.

Z.C. PUBLIC HEARING NOTICE  
Z.C. CASE NO. 09-14  
PAGE 3

The Applicant shall also provide the information indicated in (e) through (h) to the extent that the information is not contained in the Applicant's prehearing submission as required by 11 DCMR § 3013.1.

**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 maximum time limits for oral testimony shall be adhered to 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          |

Pursuant to § 3020.3, the Commission may increase or decrease the time allowed above, in which case, the presiding officer shall ensure reasonable balance in the allocation of time between proponents and opponents.

Information responsive to this notice should be forwarded to the Director, Office of Zoning, Suite 200/210-S, 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, WILLIAM W. KEATING, III, KONRAD W. SCHLATER, PETER G. MAY, AND MICHAEL G. TURNBULL ----- ZONING COMMISSION FOR THE DISTRICT OF COLUMBIA, BY JAMISON L. WEINBAUM, DIRECTOR, AND BY SHARON S. SCHELLIN, SECRETARY TO THE ZONING COMMISSION.**