

CESAR CHAVEZ PUBLIC CHARTER SCHOOLS**REQUEST FOR PROPOSALS****Electrical and Network Improvements**

The Cesar Chavez Public Charter Schools for Public Policy is looking to make electrical and network improvements at its three school locations.

The full text of the proposal is available upon request by sending an email to proposals@chavezschools.org

Email questions to proposals@chavezschools.org with the subject line as “Electrical and Network Improvements - July 2010”.

Deadline for submissions is July 30, 2010.

DEPARTMENT OF CONSUMER AND REGULATORY AFFAIRS
BOARD FOR THE CONDEMNATION OF INSANITARY BUILDINGS

NOTICE OF SCHEDULED MEETING

The Board for the Condemnation of Insanitary Buildings will be holding a scheduled meeting on Wednesday, July 28, 2010 at 10:00 am.

The meeting will be held at 1100 Fourth Street, SW, Room E4302, Washington, D.C. 20024. The location is on the Metro Green Line, at the Waterfront/SEU stop. Limited paid parking is available on site.

Draft board meeting agendas are available on the website of the Department of Consumer and Regulatory Affairs at dcra.dc.gov.

For inquiries, please call the Board for the Condemnation of Insanitary Buildings at 202-442-4332 or send an email to vacantproperty@dc.gov.

DEPARTMENT OF CONSUMER AND REGULATORY AFFAIRS**CONSTRUCTION CODES COORDINATING BOARD****NOTICE OF SPECIAL MEETING**

The Construction Codes Coordinating Board will be holding a special meeting on Monday, August 9, 2010 at 2:30 pm.

The meeting will be held at 1100 Fourth Street, SW, Room 4302, Washington, D.C. 20024. The location is on the Metro Green Line, at the Waterfront/SEU stop. Limited paid parking is available on site.

Draft board meeting agendas are available on the website of the Department of Consumer and Regulatory Affairs at dcra.dc.gov, by clicking on the "Construction Codes Coordinating Board (CCCB)" tab on the main page.

The meeting schedules for the Construction Codes Coordinating Board's subcommittees, the Technical Advisory Groups, are also posted on the DCRA website at the same address and link noted above.

**GOVERNMENT OF THE DISTRICT OF COLUMBIA
DEPARTMENT ON DISABILITY SERVICES**

NOTICE OF COMMENT PERIOD

D.C. Department on Disability Services, Rehabilitation Services Administration is seeking comments on the Title I State Plan Vocational Rehabilitation Services and the Title VI-B State Plan Supplement for Supported Employment Services

Pursuant to the Rehabilitation Act of 1973, as amended, and its implementing federal regulations, the D.C. Rehabilitation Services Administration will receive comments for 30 days, beginning July 23, 2010, to obtain input on RSA's DRAFT Title I State Plan for Vocational Rehabilitation Services and the DRAFT Title VI-B State Plan Supplement for Supported Employment Services. (See 34 C.F.R. §361.20)

The purpose of the comment period is to get feedback from consumers, service providers, advocacy organizations and other interested individuals on how the agency can better achieve the following:

- Provide more help to consumers with disabilities in finding employment;
- Provide more information to consumers;
- Provide better information on the vocational rehabilitation program and its processes;
- Identify barriers to employment;
- Improve and expand vocational rehabilitation services to minorities;
- Expand vocational rehabilitation services for persons with significant disabilities; and
- Increase employer utilization of the vocational rehabilitation program.

Persons wishing to review the DRAFT State Plan may access it online by visiting the Agency's website at www.dds.dc.gov or in person at the Martin Luther King, Jr. Memorial Library, 901 G Street, N.W., Washington, DC 20001. A hard copy and CD of the State Plan will be located at the Reference Desk of Adaptive Services, Washingtonian Division at the MLK Memorial Library.

Individuals who wish to submit comments can begin doing so starting July 23, 2010. The 30-day comment period ends August 23, 2010. Comments can be submitted two ways: via email to barbara.lewis@dc.gov or by mail to:

Barbara Lewis
District of Columbia Department on Disability Services
Rehabilitation Services Administration
1125 15th Street, NW
4th Floor
Washington, DC 20005

Comments sent via email must be received by 5:00 pm; mailed documents must be postmarked by the deadline date. All questions should be directed to Ms. Lewis, 202-442-8464; 202-442-8613 (TDD). Ms. Lewis can be reached Monday through Friday, from 8:15-4:45 pm.

DISTRICT DEPARTMENT OF THE ENVIRONMENT

FISCAL YEAR 2010

PUBLIC NOTICE

Notice is hereby given that, pursuant to 40 C.F.R. Part 51.161, and D.C. Official Code §2-505, the Air Quality Division (AQD) of the District Department of the Environment (DDOE) located at 1200 First Street NE, Washington, DC, intends to issue permits to operate one (1) 1130 kW emergency generator (permit #6350), two (2) 450 kW emergency generators (permit #6348 and #6351), and one (1) 565 kW emergency generator (permit #6349) to the Architect of the Capitol. The generators will be located at the James Madison Building, 101 Independence Avenue SE, Washington, DC.

The applications to operate the generators and the draft permits are all available for public inspection at AQD and copies may be made between the hours of 8:15 A.M. and 4:45 P.M. Monday through Friday. Interested parties wishing to view these documents should provide their names, addresses, telephone numbers and affiliation, if any, to Stephen S. Ours at (202) 535-1747.

Interested persons may submit written comments within 30 days of publication of this notice. The written comments must also include the person's name, telephone number, affiliation, if any, mailing address and a statement outlining the air quality issues in dispute and any facts underscoring those air quality issues. All relevant comments will be considered in issuing the final permit.

Comments should be addressed to:

Stephen S. Ours, P.E.
Chief, Permitting and Enforcement Branch
Air Quality Division
District Department of the Environment
1200 First Street, NE, 5th Floor
Washington D.C. 20002

No written comments postmarked after August 23, 2010 will be accepted.

For more information, please contact Stephen S. Ours at (202) 535-1747.

DISTRICT DEPARTMENT OF THE ENVIRONMENT

FISCAL YEAR 2010

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The application to operate the generator and the draft permit are all available for public inspection at AQD and copies may be made between the hours of 8:15 A.M. and 4:45 P.M. Monday through Friday. Interested parties wishing to view these documents should provide their names, addresses, telephone numbers and affiliation, if any, to Stephen S. Ours at (202) 535-1747.

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DISTRICT DEPARTMENT OF THE ENVIRONMENT

FISCAL YEAR 2010

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The application to operate the generator and the draft permit are all available for public inspection at AQD and copies may be made between the hours of 8:15 A.M. and 4:45 P.M. Monday through Friday. Interested parties wishing to view these documents should provide their names, addresses, telephone numbers and affiliation, if any, to Stephen S. Ours at (202) 535-1747.

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Washington, DC 20002

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DISTRICT DEPARTMENT OF THE ENVIRONMENT

FISCAL YEAR 2010

PUBLIC NOTICE

Notice is hereby given that, pursuant to 40 C.F.R. Part 51.161, and D.C. Official Code §2-505, the Air Quality Division (AQD) of the District Department of the Environment (DDOE), located at 1200 First Street NE, Washington, DC, intends to issue a permit to Celtic Demolition Inc., to install and operate a C-10 Extec Crusher to crush concrete for recycling at 401 M Street, SW, Washington, DC 20024.

The application to install and operate the C-10 Extec Crusher and the draft permit are available for public inspection at AQD and copies may be made between the hours of 8:15 A.M. and 4:45 P.M. Monday through Friday. Interested parties wishing to view these documents should provide their names, addresses, telephone numbers and affiliation, if any, to Stephen S. Ours at (202) 535-1747.

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Comments should be addressed to:

Stephen S. Ours
Chief, Permitting and Enforcement Branch
Air Quality Division
District Department of the Environment
1200 First Street NE, 5th Floor
Washington D.C. 20002

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DISTRICT DEPARTMENT OF THE ENVIRONMENT

FISCAL YEAR 2010

PUBLIC NOTICE

Notice is hereby given that, pursuant to 40 C.F.R. Part 51.161, and D.C. Official Code §2-505, the Air Quality Division (AQD) of the District Department of the Environment (DDOE), located at 1200 First Street NE, Washington, DC, intends to issue permits (#6344 and #6345) to the National Archives and Records Administration to construct and operate two 75 kW natural gas fired generators at 700 Pennsylvania Avenue NW, Washington DC, 20408. These units are to be installed as part of a combined heat and power system that will also include six natural gas fired boilers rated at 2 MMBTU/hr heat input.

The applications to construct and operate the generators and the draft permit are available for public inspection at AQD and copies may be made between the hours of 8:15 A.M. and 4:45 P.M. Monday through Friday. Interested parties wishing to view these documents should provide their names, addresses, telephone numbers and affiliation, if any, to Stephen S. Ours at (202) 535-1747.

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Comments should be addressed to:

Stephen S. Ours
Chief, Permitting and Enforcement Branch
Air Quality Division
District Department of the Environment
1200 First Street NE, 5th Floor
Washington, DC 20002

No written comments postmarked after August 23, 2010 will be accepted.

For more information, please contact Stephen S. Ours at (202) 535-1747.

**DISTRICT OF COLUMBIA DEPARTMENT OF HEALTH
ADDICTION PREVENTION & RECOVERY ADMINISTRATION**

NOTICE OF FUNDING AVAILABILITY

**For
RFA No. APRA 08.06.10
DC Prevention Leadership Center**

The Government of the District of Columbia, Department of Health, Addiction Prevention & Recovery Administration (APRA) is soliciting applications from qualified applicants to establish a DC Prevention Leadership Center. The purpose of the grant is to establish a Center that will be used as a base to strengthen communities as places where children and youth are healthy and drug free, safe, connected in positive ways to others and supported by involved, responsible and caring adults. The program is supported by District funds and by federal funds obtained from the U.S. Substance Abuse and Mental Health Services Administration (SAMHSA) under two awards: the Substance Abuse Prevention and Treatment (SAPT) Block Grant, and the Strategic Prevention Framework State Incentive Grant (SPF SIG). Funding for the award under this solicitation is contingent upon availability of funding.

Approximately \$700,000 will be made available to fund one grant award which addresses the following core program requirements:

- Synar Requirements – Develop a program to support a cultural change in which youth tobacco use is discouraged in the District of Columbia.
- Community Capacity Building – Provide training and technical assistance to consumers, prevention grantees, and stakeholders.
- DC Prevention Network (DCPN) – Develop a youth prevention corps, a “parents as partners” program, a DCPN social marketing campaign and provide technical assistance.

The Request for Applications (RFA) will be released on Friday, August 6, 2010, and the deadline for submission is **Monday, September 13, 2010**. The RFA will be available on the Office of Partnerships and Grants Services website (www.opgs.dc.gov), under the DC Grants Clearinghouse. Copies of the RFA may also be obtained from APRA at 1300 First Street, NE – 3rd Floor Reception Area. A Pre-application conference will be held in the District of Columbia at the APRA Headquarters, 1300 First Street, NE Washington, DC 20002, Second Floor Conference Room, Tuesday, August 17, 2010, from 3:00 pm – 4:00 pm. If you need additional information, please contact Paul Mensah-Kane at (202) 727-8466.

Applicants obtaining this RFA through the Internet should provide the following contact information to Bruce Points (bruce.points@dc.gov) in order to receive any amendments or clarifications which might be issued:

- Name of organization
- Key contact name
- Mailing address
- Telephone number and fax number and e-mail address

**DISTRICT OF COLUMBIA
DEPARTMENT OF HEALTH
HIV/AIDS, Hepatitis, STD, and TB ADMINISTRATION
Bureau of Partnership, Capacity Building & Community Outreach**

NOTICE OF PUBLIC MEETING

The Metropolitan Washington Regional HIV Health Services Planning Council hereby gives notice that the Planning Council will meet at 5:30 p.m. on July 29, 2010, in Room 1117 at 441 4th St., NW, Washington, DC. Dinner will be served at 5:00 and the meeting will begin at 5:30 p.m.

All inquiries may be addressed to Michael Tietjen, Planning Council Coordinator, at 202-671-4824 or michael.tietjen@dc.gov.

Please visit our website, www.doh.dc.gov/rwpc for more information.

HOWARD UNIVERSITY MIDDLE SCHOOL OF MATHEMATICS & SCIENCE**NOTICE OF REQUEST FOR PROPOSALS/QUOTATIONS**

In Compliance with Section 2204 (c) of the District of Columbia School Reform Act of 1995, Howard University Middle School of Mathematics & Science hereby posts notices that it will be accepting bids for the following five services:

1. School Food Service:
Complete preparation of breakfast and lunch for approximately 300 students for the 2010-2011 School year.
2. Building Security Systems Maintenance:
The maintenance of building surveillance and security access systems for the entire school facility.
3. Technology Support Service:
Tier I & II support for the School's extensive information systems platform

Interested parties should contact Yohance Maqubela at (202) 865-0261, or via email at ycm@ms-2.org, to receive a copy of the bid package. The deadline for responses for item #1 is August 5th at 2 pm, while the deadline for responses for items #2&3 is July 30th at 5 pm.

DISTRICT OF COLUMBIA PUBLIC SCHOOLS**NOTICE OF ACTION****School Name Change**

The Chancellor of the District of Columbia Public Schools (DCPS) announces an action to change the name of a District of Columbia public school, pursuant to Title 5, Section E3510 of the District of Columbia Municipal Regulations.

The school previously named “Youth Engagement Academy” will now be called “Washington Metropolitan High School.”

This action is to bring the school name into alignment with other schools across the country that are implementing the same programmatic model. The school was previously co-located at the Eliot Hine Middle School building at 1830 Constitution Ave. NE. As of the 2010-2011 school year, the school will be located at the K.C. Lewis school facility at 300 Bryant St. NW. That building does not currently house any other DCPS programs.

The school community will be informed of this name change through written notices sent to student homes.

Citizens with questions or concerns about this change can contact DC Public Schools at 202-478-5738 or criticalresponseteam@dc.gov.

BOARD OF REAL PROPERTY ASSESSMENTS AND APPEALS**NOTICE OF ADMINISTRATIVE MEETING**

Wednesday, August 11, 2010 at 11:00 a.m.
Room 220 (Office of Zoning Hearing Room)
441 4th Street NW
Washington, D.C. 20001

The District of Columbia Board of Real Property Assessments and Appeals will hold an administrative meeting on Wednesday, August 11, 2010 at 11:00 a.m.

Individual who wish to submit their comments as part of the official record should send copies of the written statements no later than 4:00 p.m., Monday, August 9, 2010 to:

Renee McPhatter, Administrative Officer
Board of Real Property Assessments and Appeals
441 4th Street NW, Suite 430S
Washington, D.C. 20001

DEPARTMENT OF SMALL AND LOCAL BUSINESS DEVELOPMENT

NOTICE OF FUNDING AVAILABILITY

Upper Georgia Avenue Business Assistance Program Grant

The Department of Small and Local Business Development (DSLBD) is soliciting applications from qualified nonprofit organizations to manage its Upper Georgia Avenue Business Assistance Program “the Program”. Through this grant, DSLBD will fund the provision of technical assistance to retain businesses operating in the Upper Georgia Avenue commercial district and services to promote the commercial corridor as a shopping and dining destination. The Upper Georgia Avenue commercial district comprises: Georgia Avenue, NW (7300–7900 blocks); Eastern Avenue, NW (7800 block, Southside); Alaska Avenue, NW (7700 block); and Colorado Avenue, NW (5400 block) (“Upper Georgia Avenue”). A grant of \$100,000 will be awarded to one organization. The authorizing legislations for the grant funds are the “Georgia Avenue Main Street Authorization Emergency Amendment Act of 2010” and the “Georgia Avenue Main Street Authorization Temporary Amendment Act of 2010.”

Eligible applicants are nonprofit 501(c)3 organizations, which are incorporated in the District of Columbia and have economic development and/or business development as their core mission. Through the application process, applicants must demonstrate their organization and programmatic capacity to: a) incorporate the Program’s technical assistance and commercial district promotion services into their existing operations; and, b) successfully develop, implement, and evaluate the Program’s services during a 12-month grant performance period, which begins September 1, 2010.

The grant recipient will be selected through a competitive application process and announced mid-August 2010. Interested applicants should review the Program’s guidelines (Request for Application Part 1) and submit a complete Application form (Request for Application Part 2) for receipt in DSLBD’s office on or before **Monday, August 9, 2010, 2010 at 5pm** (time-date stamp by DSLBD) [NB: **new submission deadline**].

The **Request for Application** (program guidelines and applications form) are available online at **www.dslbd.dc.gov** or in hard copy at DSLBD’s office (441 4th Street, NW, Suite 970N, Washington, DC 20001; photo ID required to enter building).

For more information and obtain the Program Guidelines and Application, contact Camille Nixon, Project Manager, Department of Small and Local Business Development at (202) 727-3900.

THURGOOD MARSHALL ACADEMY PUBLIC CHARTER HIGH SCHOOL**REQUEST FOR PROPOSALS****Dell Computer Equipment**

Thurgood Marshall Academy (“TMA”)—a nonprofit, college-preparatory, public charter high school—seeks a vendor to supply Dell computers for teachers and support staff.

PROJECT SPECIFICATIONS**1. Laptop Stations**

Approximate quantity—45 sets

- DELL Latitude E5400, equipped at a minimum with
 - 4GB RAM
 - DVD/CD Burner
- DELL E/Port Plus Replicator
- DELL E/Monitor Flat Panel w/ Monitor Stand
- Standard laptop-dock peripherals (mouse, keyboard, etc.)

2. Desktop stations

Approximate quantity—25 desktops

- DELL Optiplex 780 equipped at a minimum with 4GB of RAM & DVD/CD Burner
- DELL E/Monitor Flat Panel w/ Monitor Stand
- Standard desktop peripherals (mouse, keyboard, etc.)

3. Additional equipment

Vendor may be asked to supply additional equipment (likely in small quantities), such as Dell servers or peripherals.

BID REQUIREMENTS

Bidders shall provide a comprehensive proposal including but not limited to the following:

- An unsigned contract
- Detailed proposal to meet the Project Specifications described above
- Itemized *total* cost including products, labor/handling, shipping and all other costs
- Lead time specifying exact time period between order and delivery
- Vendor’s general qualifications
- References

By submitting a bid, every bidder affirms that:

- Neither the bidder nor its subcontractors (if any) are an excluded party by or disbarred from doing business with/receiving funds from either the US federal government or the government of the District of Columbia.
- The bidder knows of no defects in equipment to be provided.

Thurgood Marshall Academy Dell Technology RFP**2 of 2****CONTACT FOR FURTHER INFORMATION****For further bid information contact David Schlossman at dschlossman@tmapchs.org.****Further information about Thurgood Marshall Academy—including our nondiscrimination policy—may be found at www.thurgoodmarshallacademy.org.****SUBMISSION****Submit proposals addressing the requirements above (pdf files preferred) no later than **Midnight eastern time on Sunday, August 1, 2010**, via e-mail to dschlossman@tmapchs.org.**

THURGOOD MARSHALL ACADEMY PUBLIC CHARTER HIGH SCHOOL**REQUEST FOR PROPOSALS****Instructional Technology Equipment**

Thurgood Marshall Academy (“TMA”)—a nonprofit, college-preparatory, public charter high school—seeks a computer resources vendor or vendors. The school seeks bids on three immediate needs, but may order additional equipment from the selected vendor—the immediate needs are:

1. Mobile laptop computer labs
2. Wireless access points
3. LCD projectors

Vendors may bid to supply all or any one of the items.

PROJECT SPECIFICATIONS**1. Mobile Laptop Labs**

TMA seeks to implement a comprehensive laptop cart solution that will enable our faculty and students to have flexible use of computers in their classrooms. This solution will allow teachers to include laptops in their lesson plans and have the ability to conduct the lessons in their respective classrooms. It will give students the opportunity to access the TMA network as well as the Internet during such lessons. This opportunity should be feasible in any of the roughly 21 instructional spaces at TMA as well as the Library and Multipurpose room.

In order to provide the instructional resources described above, TMA seeks to acquire four (4) laptop carts meeting the following general specifications.

- Each cart should provide ample security for the enclosed laptops when not in use.
- Each laptop cart should contain fifteen (15) laptops. These laptops should have specifications which will allow for general computing tasks to be performed at a highly efficient rate. These laptops should have strong wireless radios and robust antennae to provide the best wireless connectivity possible. They should have a minimum of a 14 inch screen, but also have a manageable size and be highly durable since they will see constant traffic between cart and desk.
- Each cart should be well designed for organized storage of laptops and chargers in order to minimize the time required to remove and replace the laptops.
- The laptop carts should provide an adequate and organized charging solution for the enclosed laptops.
- In addition to the charging system in the laptop carts, an external charging options is requested. This solution would allow for the storage and charging of a secondary set of laptop batteries which could be charged while the laptops are running on a primary battery. The batteries could be swapped out when needed without requiring the laptops to be plugged in for continued use.
- Each cart should be manageable in size to allow for easy transport in and out of doorways and elevators.

Thurgood Marshall Academy Instructional Technology RFP**2 of 3****2. Wireless Access Points**

TMA also requires a wireless access point solution which will allow for maximum wireless coverage throughout the TMA facility. This solution should cover all classroom and teaching areas as well as have enough redundancy to handle 60 laptop computers in close proximity. These access points should be mountable either from the ceiling or high location on internal walls. These access points should be powered over Ethernet so as not to need a local power supply.

3. Projectors & Peripherals

The school seeks a vendor to supply additional technology equipment. The current specific need is for:

- one (1) ultra-short-throw projector for installation in a classroom—a wireless, networkable projector is preferred
- four (4) mobile computer projectors and carts

BID REQUIREMENTS

Bidders shall provide a comprehensive proposal including but not limited to the following:

- A clear indication of which items the vendor bids
 - Mobile laptop labs;
 - Wireless access points; and/or
 - Projectors
- An unsigned contract
- Detailed proposal to meet the Project Specifications described above—include the specific make and model number as well as standard technical specifications for all equipment
- Itemized *total* cost including products, labor/handling, shipping, training (if required) and all other costs
- Lead time specifying exact time period between order and delivery
- Ability to support additional technology needs—bids may not, however, make pricing of one item contingent upon ordering others (e.g., bids that make the price of laptop carts conditional upon ordering wireless points as well will not be considered).
- Vendor's general qualifications
- References

By submitting a bid, every bidder affirms that:

- Neither the bidder nor its subcontractors (if any) are an excluded party by or disbarred from doing business with/receiving funds from either the US federal government or the government of the District of Columbia.
- The bidder has researched recalls/technical notices regarding the products offered and in addition knows of no recalls, “bugs”, or defects.

Thurgood Marshall Academy Instructional Technology RFP**3 of 3****CONTACT FOR FURTHER INFORMATION**

For further bid information contact David Schlossman at dschlossman@tmapchs.org. Further information about Thurgood Marshall Academy—including our nondiscrimination policy—may be found at **www.thurgoodmarshallacademy.org**.

SUBMISSION

Submit proposals addressing the requirements above (pdf files preferred) no later than **Midnight eastern time on Sunday, August 1, 2010**, via e-mail to **dschlossman@tmapchs.org**.

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

Application No. 18079 of Church of the Pilgrims, pursuant to 11 DCMR § 3104.1, for a special exception for a child development center (50 children and 12 staff) under section 205, in the R-3 District at premises 2201 P Street, N.W. (Square 2510, Lot 827).¹

HEARING DATE: July 13, 2010

DECISION DATE: July 13, 2010

SUMMARY ORDER

REVIEW BY THE ZONING ADMINISTRATOR

The Application was accompanied by a memorandum, dated October 16, 2009, from the Zoning Administrator stating that a review of the Applicant's plans for the subject property indicated that Board of Zoning Adjustment ("Board") approval was required for a special exception pursuant to § 205.1 to permit the proposed load increase within an existing child development center. (Exhibit 4).

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") 2B and to owners of property within 200 feet of the site. The site of this application is located within the jurisdiction of ANC 2B, which is automatically a party to this application. ANC 2B filed a timely report, dated May 13, 2010, in support of the Applicant's project. The ANC's letter indicated that at a duly-noticed public meeting with a quorum present, the ANC voted to approve the motion by a vote of 7:0:1, with one Commissioner abstaining as he is a member of the Applicant's organization. (Exhibit 28). The Office of Planning ("OP") submitted a timely report recommending approval of the application. (Exhibit 32). The Office of State Superintendent of Education recommended that the application be approved and indicated that all licensing requirements had been met. (Exhibit 30).

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 a special exception under § 205. No parties appeared at the public hearing in

¹ The Applicant amended the application and requested an increase in the number of children from 48 to 50 and staff from 10 to 12. There would be no change in the site condition of the existing school. The space that would be used for the proposed classroom is currently being used as an office. The Applicant currently has a Certificate of Occupancy to house 37 children at the subject property; the application would increase the number by 13 children. Ten staff members currently work at the property; the number would be increased by two. (Exhibit 31).

BZA APPLICATION NO. 18079**PAGE NO. 2**

opposition to this 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 and OP reports, the Board concludes that the Applicant has met the burden of proof, pursuant to 11 DCMR §§ 3104.1 and 205, that the requested relief can be granted 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.

Pursuant to 11 DCMR § 3100.5, 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. This approval shall be for a term of **TEN (10) YEARS**, beginning on the date upon which the order became final.
2. The Applicant's enrollment shall be limited to 50 children and its staff shall be limited to a maximum of 12 persons.
3. The Applicant's days and hours of operation shall be Monday through Friday, 8:00 a.m. to 6:00 p.m.
4. The Applicant shall provide a "right-turn-only" sign on Florida Avenue.
5. The Applicant shall maintain in good condition the fence around the property and do all that is possible to limit any infringement on neighboring properties.
6. The Applicant shall provide commercial trash and garbage collection.
7. The Applicant shall provide traffic monitoring for pick-up and drop-off of the children, having one monitor on the outside and one on the inside of the building, and a traffic assistant.

VOTE: **4-0-1** (Meridith H. Moldenhauer, Shane L. Dettman, Nicole C. Sorg, Anthony J. Hood to APPROVE. The third Mayoral appointee (vacant) neither participating, nor voting.)

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

The majority of the Board members approved the issuance of this order.

FINAL DATE OF ORDER: July 20, 2010

BZA APPLICATION NO. 18079**PAGE NO. 3**

PURSUANT TO 11 DCMR § 3125.9, NO ORDER OF THE BOARD SHALL TAKE EFFECT UNTIL TEN (10) DAYS AFTER IT BECOMES FINAL PURSUANT TO § 3125.6.

PURSUANT TO 11 DCMR 3130, THIS ORDER SHALL NOT BE VALID FOR MORE THAN SIX MONTHS AFTER IT BECOMES EFFECTIVE UNLESS THE USE APPROVED IN THIS ORDER IS ESTABLISHED WITHIN SUCH SIX-MONTH PERIOD.

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.

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, GENDER IDENTITY OR EXPRESSION, FAMILIAL STATUS, FAMILY RESPONSIBILITIES, MATRICULATION, POLITICAL AFFILIATION, GENETIC INFORMATION, DISABILITY, SOURCE OF INCOME, STATUS AS A VICTIM OF AN INTRAFAMILY OFFENSE, 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.

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

Application No. 18080 of Edward and Sheila Weidenfeld, pursuant to 11 DCMR § 3104.1, for a special exception to allow an addition to an existing one-family semi-detached dwelling under section 223, not meeting the lot occupancy (section 403), rear yard (section 404), side yard (section 405) and nonconforming structure (subsection 2001.3) requirements, in the R-1-B District at premises 3059 Q Street, N.W. (Square 1282, lot 259).

HEARING DATE: July 13, 2010

DECISION DATE: July 13, 2010

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”) 2E, and to owners of property within 200 feet of the site. The site of this application is located within the jurisdiction of ANC 2E, which is automatically a party to this application. The ANC submitted a letter in support of the application. The Office of Planning (“OP”) submitted a timely report recommending approval 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 section 223. No parties appeared at the public hearing in opposition to this 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 and OP reports, the Board concludes that the Applicant has met the burden of proof, pursuant to 11 DCMR §§ 3104.1 and 223, that the requested relief can be granted 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 § 3100.5, 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 (pursuant to Exhibit 7 – Plans) be **GRANTED**.

VOTE: **4-0-1** (Meridith H. Moldenhauer, Nicole C. Sorg, Anthony J. Hood and Shane L. Dettman. The third Mayoral appointee not present not voting)

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

The majority of the Board members approved the issuance of this order.

FINAL DATE OF ORDER: July 15, 2010

PURSUANT TO 11 DCMR § 3125.9, NO ORDER OF THE BOARD SHALL TAKE EFFECT UNTIL TEN (10) DAYS AFTER IT BECOMES FINAL PURSUANT TO § 3125.6.

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.

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, GENDER IDENTITY OR EXPRESSION, FAMILIAL STATUS, FAMILY RESPONSIBILITIES, MATRICULATION, POLITICAL AFFILIATION, GENETIC INFORMATION, DISABILITY, SOURCE OF INCOME, STATUS AS A VICTIM OF AN INTRAFAMILY OFFENSE, OR PLACE OF RESIDENCE OR BUSINESS.

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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.

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

Application No. 18081 of TBM Holdings LLC, pursuant to 11 DCMR § 3103.2, for a variance from the floor area ratio requirements under subsection 771.2, a variance from the off-street parking requirements under subsection 2101.1, and a variance from the loading requirements under subsection 2201.1, to allow the renovation and addition to an existing one-story building in the HS/C-2-A District at premises 400 H Street, N.E. (Square 808, Lot 10).

HEARING DATE: July 13, 2010

DECISION DATE: July 13, 2010

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”) 6C and to owners of property within 200 feet of the site. The site of this application is located within the jurisdiction of ANC 6C, which is automatically a party to this application. ANC submitted a report in support of the application. The Office of Planning (“OP”) submitted a report in the application. The OP report supported all of the variance relief requested in 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 § 3103.2, for a variance from §§ 771.2, 2101.1 and 2201.1. No parties appeared at the public hearing in opposition to this 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 in seeking a variance from §§ 771.2, 2101.1 and 2201.1, the applicant has met the burden of proving under 11 DCMR § 3103.2, that there exists an exceptional or extraordinary situation or condition related to the property that creates an undue hardship for the owner in complying with the Zoning Regulations, and that the relief can be granted without substantial detriment to the public

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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 § 3100.5, 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 is hereby **GRANTED** pursuant to Exhibit 26 (Plans).

VOTE: **4-0-1** (Shane L. Dettman, Anthony J. Hood, Meridith H. Moldenhauer and Nicole C. Sorg to Approve; No other Board members participating)

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

A Majority of the Board members approved the issuance of this order.

FINAL DATE OF ORDER: July 14, 2010

PURSUANT TO 11 DCMR § 3125.9, NO ORDER OF THE BOARD SHALL TAKE EFFECT UNTIL TEN (10) DAYS AFTER IT BECOMES FINAL PURSUANT TO § 3125.6.

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.

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, GENDER IDENTITY OR EXPRESSION, FAMILIAL STATUS, FAMILY RESPONSIBILITIES, MATRICULATION, POLITICAL AFFILIATION, GENETIC INFORMATION, DISABILITY, SOURCE OF INCOME, OR PLACE OF RESIDENCE OR BUSINESS. SEXUAL HARASSMENT IS A FORM OF SEX DISCRIMINATION WHICH IS PROHIBITED BY THE ACT. IN ADDITION, HARASSMENT BASED ON ANY OF THE ABOVE PROTECTED CATEGORIES IS PROHIBITED BY THE ACT. DISCRIMINATION IN VIOLATION OF THE ACT WILL NOT BE TOLERATED. VIOLATORS WILL BE SUBJECT TO DISCIPLINARY ACTION.