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District of Columbia

REGISTER

HIGHLIGHTS

- D.C. Council schedules a public hearing on Bill 26-233 to consider prohibiting circulators from altering information on a ballot access petition
- Office of the Attorney General announces availability of funding for the FY 2026 Community-Based Grant Programs
- Department of Energy and Environment solicits partners to conduct lead poisoning prevention outreach in Wards 1,4, and 5
- Department of Health Care Finance releases Medicaid fee schedule updates for home and community-based services for individual and family support, individuals with intellectual and developmental disabilities, and elderly and individuals with physical disabilities (EPD)
- Department of Health Care Finance releases Medicaid fee schedule updates for Home Health services and Personal Care Aide (PCA) services
- Department of Housing and Community Development publishes the 2025 Homebuyer Assistance Table (HPAP)
- Department of Housing and Community Development releases the 2025 maximum income and rent limits for the Housing Production Trust Fund (HPTF)
- Office of the Deputy Mayor for Planning and Economic Development announces the availability of grants for promoting the development of permanent or semi-permanent family-friendly attractions in the District

DISTRICT OF COLUMBIA REGISTER

Publication Authority and Policy

The District of Columbia Office of Documents and Administrative Issuances publishes the *District of Columbia Register* (ISSN 0419-439X) every Friday under the authority of the *District of Columbia Documents Act*, D.C. Law 2-153, effective March 6, 1979, D.C. Official Code § 2-611 *et seq*. (2016 Repl.). The policies which govern the publication of the *Register* are set forth in the Rules of the Office of Documents and Administrative· Issuances (1 DCMR §§300, et seq.). The Rules of the Office of Documents and Administrative Issuances are available online at dcregs.dc.gov. Rulemaking documents are also subject to the requirements of the *District of Columbia Administrative Procedure Act*, D.C. Official Code §§2-50l *et seq*. (2016 Repl.).

All documents published in the *District of Columbia Register* must be submitted in accordance with the applicable provisions of the Rules of the Office of Documents and Administrative Issuances. Documents which are published in the *District of Columbia Register* include (1) Acts and resolutions of the Council of the District of Columbia; (2) Notices of proposed Council legislation, Council hearings, and other Council actions; (3) Notices of public hearings; (4) Notices of final, proposed, and emergency rulemaking; (5) Mayor's Orders and information on changes in the structure of the District government (6) Notices, Opinions, and Orders of District government Boards, Commissions and Agencies; (7) Documents having general applicability and notices and information of general public interest.

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The Office of Documents and Administrative Issuances accepts electronic documents for publication using a Web-based portal. To submit documents for publication, agency heads, or their representatives, may obtain a username and password by email at dcdocuments@dc.gov. For guidelines on how to format and submit documents for publication, please email dcdocuments@dc.gov.

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Except in the case of emergency rules, no rule or document of general applicability and legal effect shall become effective until it is published in the *District of Columbia Register*. Publication creates a rebuttable legal presumption that a document has been duly issued, prescribed, adopted, or enacted and that the document complies with the requirements of the *District of Columbia Documents Act* and the *District of Columbia Administrative Procedure Act*. The Administrator of the Office of Documents and Administrative Issuances hereby certifies that this issue of the *District of Columbia Register* contains all documents required to be published under the provisions of the *District of Columbia Documents Act*.

DISTRICT OF COLUMBIA
OFFICE OF DOCUMENTS AND ADMINISTRATIVE ISSUANCES

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MURIEL E. BOWSER
MAYOR

VICTOR L. REID, ESQ.
ADMINISTRATOR

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COUNCIL OF THE DISTRICT OF COLUMBIA

NOTICE OF INTENT TO ACT ON NEW LEGISLATION

The Council of the District of Columbia hereby gives notice of its intention to consider the following legislative matters for final Council action in not less than 15 days. Referrals of legislation to various committees of the Council are listed below and are subject to change at the legislative meeting immediately following or coinciding with the date of introduction. It is also noted that legislation may be co-sponsored by other Councilmembers after its introduction.

Interested persons wishing to comment may do so in writing addressed to Nyasha Smith, Secretary to the Council, 1350 Pennsylvania Avenue, NW, Room 5, Washington, D.C. 20004. Copies of bills and proposed resolutions are available in the Legislative Services Division, 1350 Pennsylvania Avenue, NW, Room 10, Washington, D.C. 20004, Telephone: 724-8050 or online at http://www.dccouncil.gov.

COUNCIL OF THE DISTRICT OF COLUMBIA PROPOSED LEGISLATION

B26-0248 Philip Reed Memorial Park Designation Act of 2025

Intro. 05-16-2025 by Councilmember Parker and referred to the Committee of the Whole

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B26-0249 Nonprofit Services Preservation Amendment Act of 2025

Intro. 05-19-2025 by Councilmembers Nadeau, Lewis George, Frumin, and R. White and referred to the Committee on Public Works and Operations

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B26-0252 Real Property Assessment and Appeals Schedule Revision Act of 2025

Intro. 05-19-2025 by Councilmember McDuffie and referred to the Committee on Business and Economic Development

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B26-0253 Certified Business Enterprise Program Protection Amendment Act of 2025

Intro. 05-19-2025 by Councilmember McDuffie and referred to the Committee on Business and Economic Development

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B26-0254	Contractor's Right to Stop Work for Nonpayment Amendment Act of 2025 Intro. 05-19-2025 by Councilmember McDuffie and referred to the Committee on Business and Economic Development with comments from the Committee on Public Works and Operations
B26-0257	Subcontracting Requirements Exemption for Contracts for Health Benefits to District Employees Amendment Act of 2025 Intro. 05-22-2025 by Chairman Mendelson and referred to the Committee on Executive Administration and Labor
B26-0259	Medical Cannabis Retailer Craft Preparation Endorsement Act of 2025 Intro. 05-22-2025 by Chairman Mendelson and referred to the Committee on Business and Economic Development
PR26-0207	Multiyear Contract Number 49-2024 with Transfinder Corporation Approval Resolution of 2025 Intro. 05-20-2025 by Chairman Mendelson and referred to the Retained by the Council with comments from the Committee on Housing

COUNCIL OF THE DISTRICT OF COLUMBIA

COMMITTEE ON EXECUTIVE ADMINISTRATION & LABOR
NOTICE OF PUBLIC HEARING
1350 Pennsylvania Avenue, NW, Washington, DC 20004

AT-LARGE COUNCILMEMBER ANITA BONDS, CHAIRPERSON COMMITTEE ON EXECUTIVE ADMINISTRATION AND LABOR

ANNOUNCES A PUBLIC HEARING

on the following bill:

B26-0233 – Petition Administration Clarification Amendment Act of 2025

Friday, June 13, 2025 at 11:30am

Hybrid Hearing

John A. Wilson Building, Room 120 and Via Zoom/YouTube
https://dccouncil-us.zoom.us/j/87010639883?pwd=dEJZ1ZzPua69nUfWxCxnrh8yztXBL4.1
(https://www.youtube.com/@EALCommittee/streams)

On June 13, 2025 at 11:30 am, At-Large Councilmember Anita Bonds will hold a public hearing on B26-0233 – the **Petition Administration Clarification Amendment Act of 2025.**

This bill prohibits circulators from altering information on a ballot access petition and generally prohibits anyone from making edits on petitions.

Persons who wish to testify are requested to register on the District's Hearing Management System, linked here: https://lims.dccouncil.gov/hearings/. This hearing is open to all public witnesses. **Witnesses must register by 5:00PM on Wednesday, June 11, 2025.** Oral testimony will be limited to 5 minutes for those testifying on behalf of an organization and 3 minutes for those testifying on behalf of themselves. **The record will close at 5:00 p.m. on Friday, June 27, 2025.**

The hearing can be viewed on Cable Channel 13 (DCCTV), at www.dccouncil.gov and www.entertainment.dc.gov, and on the Committee on Executive Administration and Labor's YouTube (https://www.youtube.com/@EALCommittee/streams).

Witnesses who anticipate needing language interpretation or require sign language interpretation are encouraged to inform the Committee of the need as soon as possible but no later than five business days before the proceeding. The Committee will make every effort to fulfill timely requests; however, requests received in less than five business days may not be fulfilled.

If someone is unable to testify at the public hearing, written statements are encouraged and will be made a part of the official record. Written statements should be submitted to the Committee on Executive Administration and Labor, John A. Wilson Building, 1350 Pennsylvania Avenue, N.W., Suite 116, Washington, D.C. 20004 or by email at ceal@dccouncil.gov.

ALCOHOLIC BEVERAGE AND CANNABIS ADMINISTRATION

NOTICE OF PUBLIC HEARING

Placard Posting Date:	May 30, 2025
Protest Petition Deadline:	July 14, 2025
Roll Call Hearing Date:	August 4, 2025
Protest Hearing Date:	September 17, 2025

License No.:	ABRA-132583
Licensee:	Sophie DC, Inc.
Trade Name:	B & B Convenience & More
License Class:	Retailer's Class "B" Beer & Wine Store
Address:	1447 Maryland Avenue, N.E.
Contact:	Jeff Jackson: (202) 251-1566, jjharlem112@gmail.com

WARD 6 ANC 6A SMD 6A06

Notice is hereby given that this licensee has applied for a new 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 **Roll Call Hearing date on July 14, 2025, at 10 a.m., Suite 4200 - B, 899 North Capitol Street, N.E., Washington, DC 20002**. Petitions and/or requests to appear before the ABC Board must be filed electronically to abca.legal@dc.gov on or before the Petition deadline. The **Protest Hearing date** is scheduled for **September 17, 2025, at 1:30 p.m.**

NATURE OF OPERATION
New Retailer's Class "B" Beer & Wine Store with a Tasting Permit Endorsement.

HOURS OF OPERATION
Sunday through Saturday 7am – 10pm

HOURS OF ALCOHOLIC BEVERAGE SALES
Sunday through Saturday 10am – 10pm

ALCOHOLIC BEVERAGE AND CANNABIS ADMINISTRATION
ON
5/30/2025

Notice is hereby given that:
License Number: ABRA-072095 **License Class/Type: C Multipurpose**
Applicant: G.A.L.A., Inc.
Trade Name: Gala Hispanic Theatre
SMD: 1A02

Has applied for the renewal of an alcoholic beverage license at the premises:

3333 14TH STREET NW, WASHINGTON, DC 20010

PETITIONS/LETTERS OF OPPOSITION OR SUPPORT MUST BE FILED ON OR BEFORE:

7/14/2025

A HEARING WILL BE HELD ON:
8/4/2025

AT 10:00 a.m., Suite 4200-B, 899 North Capitol Street N.E., Washington, DC, 20002

Days	Hours of Operation	Hours of Sales/Service	Hours of Entertainment
Sunday:	1 pm - 12 am	1 pm - 12 am	-
Monday:	7 pm - 12 am	7 pm - 12 am	-
Tuesday:	7 pm - 12 am	7 pm - 12 am	-
Wednesday:	7 pm - 12 am	7 pm - 12 am	-
Thursday:	7 pm - 12 am	7 pm - 12 am	-
Friday:	7 pm - 12 am	7 pm - 12 am	-
Saturday:	7 pm - 12 am	7 pm - 12 am	-

FOR FURTHER INFORMATION CALL: (202) 442-4423

ALCOHOLIC BEVERAGE AND CANNABIS ADMINISTRATION
ON
5/30/2025

Notice is hereby given that:
License Number: ABRA-094795 **License Class/Type: C Restaurant**
Applicant: Appioo, LLC
Trade Name: Appioo
SMD: 1B02

Has applied for the renewal of an alcoholic beverage license at the premises:

1924 9TH STREET NW, WASHINGTON, DC 20001

PETITIONS/LETTERS OF OPPOSITION OR SUPPORT MUST BE FILED ON OR BEFORE:

7/14/2025

A HEARING WILL BE HELD ON:
8/4/2025

AT 10:00 a.m., Suite 4200-B, 899 North Capitol Street N.E., Washington, DC, 20002

ENDORSEMENT(S): Entertainment

Days	Hours of Operation	Hours of Sales/Service	Hours of Entertainment
Sunday:	10 am - 2 am	11 am - 2 am	8 pm - 1:30 am
Monday:	10 am - 2 am	11 am - 2 am	8 pm - 1:30 am
Tuesday:	10 am - 2 am	11 am - 2 am	8 pm - 1:30 am
Wednesday:	10 am - 2 am	11 am - 2 am	8 pm - 1:30 am
Thursday:	10 am - 2 am	11 am - 2 am	8 pm - 1:30 am
Friday:	10 am - 3 am	11 am - 3 am	8 pm - 2:30 am
Saturday:	10 am - 3 am	11 am - 3 am	8 pm - 2:30 am

FOR FURTHER INFORMATION CALL: (202) 442-4423

ALCOHOLIC BEVERAGE AND CANNABIS ADMINISTRATION
ON
5/30/2025

Notice is hereby given that:
License Number: ABRA-104113 **License Class/Type: C Restaurant**
Applicant: Wingos 2, LLC
Trade Name: Wingos
SMD: 1C07

Has applied for the renewal of an alcoholic beverage license at the premises:

2339 18TH STREET NW, WASHINGTON, DC 20009

PETITIONS/LETTERS OF OPPOSITION OR SUPPORT MUST BE FILED ON OR BEFORE:

7/14/2025

A HEARING WILL BE HELD ON:
8/4/2025

AT 10:00 a.m., Suite 4200-B, 899 North Capitol Street N.E., Washington, DC, 20002

ENDORSEMENT(S): Sidewalk Cafe Summer Garden

Days	Hours of Operation	Hours of Sales/Service	Hours of Entertainment
Sunday:	6 pm - 2 am	6 pm - 2 am	-
Monday:	6 pm - 2 am	6 pm - 2 am	-
Tuesday:	6 pm - 2 am	6 pm - 2 am	-
Wednesday:	6 pm - 2 am	6 pm - 2 am	-
Thursday:	6 pm - 2 am	6 pm - 2 am	-
Friday:	6 pm - 3 am	6 pm - 3 am	-
Saturday:	6 pm - 3 am	6 pm - 3 am	-

	Hours Of Sidewalk Cafe Operation	Hours of Summer Garden Operation
Sunday:	6 pm - 12 am	6 pm - 12 am
Monday:	6 pm - 12 am	6 pm - 12 am
Tuesday:	6 pm - 12 am	6 pm - 12 am
Wednesday:	6 pm - 12 am	6 pm - 12 am
Thursday:	6 pm - 12 am	6 pm - 12 am
Friday:	6 pm - 12 am	6 pm - 12 am
Saturday:	6 pm - 12 am	6 pm - 12 am

FOR FURTHER INFORMATION CALL: (202) 442-4423

ALCOHOLIC BEVERAGE AND CANNABIS ADMINISTRATION
ON
5/30/2025

Notice is hereby given that:
License Number: ABRA-106099 **License Class/Type: C Restaurant**
Applicant: Across The Pond, LLC
Trade Name: Across The Pond Restaurant & Pub
SMD: 2B01

Has applied for the renewal of an alcoholic beverage license at the premises:

1734 CONNECTICUT AVENUE NW, WASHINGTON, DC 20009

PETITIONS/LETTERS OF OPPOSITION OR SUPPORT MUST BE FILED ON OR BEFORE:

7/14/2025

A HEARING WILL BE HELD ON:
8/4/2025

AT 10:00 a.m., Suite 4200-B, 899 North Capitol Street N.E., Washington, DC, 20002

ENDORSEMENT(S): Entertainment

Days	Hours of Operation	Hours of Sales/Service	Hours of Entertainment
Sunday:	8 am - 2 am	8 am - 2 am	6 pm - 12 am
Monday:	8 am - 2 am	8 am - 2 am	6 pm - 1 am
Tuesday:	8 am - 2 am	8 am - 2 am	6 pm - 2 am
Wednesday:	8 am - 2 am	8 am - 2 am	6 pm - 2 am
Thursday:	8 am - 2 am	8 am - 2 am	6 pm - 2 am
Friday:	8 am - 3 am	8 am - 3 am	6 pm - 2 am
Saturday:	8 am - 3 am	8 am - 3 am	6 pm - 3 am

FOR FURTHER INFORMATION CALL: (202) 442-4423

ALCOHOLIC BEVERAGE AND CANNABIS ADMINISTRATION
ON
5/30/2025

Notice is hereby given that:
License Number: ABRA-118000 **License Class/Type: C Restaurant**
Applicant: Capitol Square Bar LLC
Trade Name: Ember & Oak by DC Capitol Square Bar and Grill
SMD: 7D08

Has applied for the renewal of an alcoholic beverage license at the premises:

1500 EAST CAPITOL STREET NE, WASHINGTON, DC 20003

PETITIONS/LETTERS OF OPPOSITION OR SUPPORT MUST BE FILED ON OR BEFORE:

7/14/2025

A HEARING WILL BE HELD ON:
8/4/2025

AT 10:00 a.m., Suite 4200-B, 899 North Capitol Street N.E., Washington, DC, 20002

ENDORSEMENT(S): Entertainment Sidewalk Cafe

Days	Hours of Operation	Hours of Sales/Service	Hours of Entertainment
Sunday:	8am - 1am	8am - 1am	8am - 12am
Monday:	8am - 1am	8am - 1am	8am - 12am
Tuesday:	8am - 1am	8am - 1am	8am - 12am
Wednesday:	8am - 1am	8am - 1am	8am - 12am
Thursday:	8am - 1am	8am - 1am	8am - 12am
Friday:	8am - 2am	8am - 2am	8am - 12am
Saturday:	8am - 2am	8am - 2am	8am - 12am

	Hours Of Sidewalk Cafe Operation	Hours Of Sales Sidewalk Cafe
Sunday:	8am - 10pm	8am - 10pm
Monday:	8am - 10pm	8am - 10pm
Tuesday:	8am - 10pm	8am - 10pm
Wednesday:	8am - 10pm	8am - 10pm
Thursday:	8am - 10pm	8am - 10pm
Friday:	8am - 11pm	8am - 11pm
Saturday:	8am - 11pm	8am - 11pm

FOR FURTHER INFORMATION CALL: (202) 442-4423

ALCOHOLIC BEVERAGE AND CANNABIS ADMINISTRATION
ON
5/30/2025

Notice is hereby given that:
License Number: ABRA-131189 **License Class/Type: C Restaurant**
Applicant: Sonboon Thai LLC
Trade Name: Birdsong Thai
SMD: 3/4G05

Has applied for the renewal of an alcoholic beverage license at the premises:

5507 CONNECTICUT AVENUE NW, WASHINGTON, DC 20015

PETITIONS/LETTERS OF OPPOSITION OR SUPPORT MUST BE FILED ON OR BEFORE:

7/14/2025

A HEARING WILL BE HELD ON:
8/4/2025

AT 10:00 a.m., Suite 4200-B, 899 North Capitol Street N.E., Washington, DC, 20002

Days	Hours of Operation	Hours of Sales/Service	Hours of Entertainment
Sunday:	10 am - 1 am	10 am - 1 am	-
Monday:	11 am - 12 am	11 am - 12 am	-
Tuesday:	11 am - 12 am	11 am - 12 am	-
Wednesday:	11 am - 12 am	11 am - 12 am	-
Thursday:	11 am - 12 am	11 am - 12 am	-
Friday:	10 am - 1 am	10 am - 1 am	-
Saturday:	10 am - 1 am	10 am - 1 am	-

FOR FURTHER INFORMATION CALL: (202) 442-4423

ALCOHOLIC BEVERAGE AND CANNABIS ADMINISTRATION
ON
5/30/2025

Notice is hereby given that:
License Number: ABRA-132365 **License Class/Type: C Restaurant**
Applicant: Fresca DC, LLC
Trade Name: Fresca Taqueria
SMD: 6A02

Has applied for the renewal of an alcoholic beverage license at the premises:

701 H STREET NE, WASHINGTON, DC 20002

PETITIONS/LETTERS OF OPPOSITION OR SUPPORT MUST BE FILED ON OR BEFORE:

7/14/2025

A HEARING WILL BE HELD ON:
8/4/2025

AT 10:00 a.m., Suite 4200-B, 899 North Capitol Street N.E., Washington, DC, 20002

ENDORSEMENT(S): Entertainment Sidewalk Cafe

Days	Hours of Operation	Hours of Sales/Service	Hours of Entertainment
Sunday:	10 am - 11 pm	10 am - 11 pm	1 pm - 10 pm
Monday:	10 am - 11 pm	10 am - 11 pm	-
Tuesday:	10 am - 11 pm	10 am - 11 pm	-
Wednesday:	10 am - 11 pm	10 am - 11 pm	-
Thursday:	10 am - 11 pm	10 am - 11 pm	-
Friday:	10 am - 1 am	10 am - 1 am	1 pm - 10 pm
Saturday:	10 am - 1 am	10 am - 1 am	1 pm - 10 pm

	Hours Of Sidewalk Cafe Operation	Hours Of Sales Sidewalk Cafe
Sunday:	10 am - 10 pm	10 am - 10 pm
Monday:	10 am - 10 pm	10 am - 10 pm
Tuesday:	10 am - 10 pm	10 am - 10 pm
Wednesday:	10 am - 10 pm	10 am - 10 pm
Thursday:	10 am - 10 pm	10 am - 10 pm
Friday:	10 am - 10:30 pm	10 am - 10:30 pm
Saturday:	10 am - 10:30 pm	10 am - 10:30 pm

FOR FURTHER INFORMATION CALL: (202) 442-4423

ALCOHOLIC BEVERAGE AND CANNABIS ADMINISTRATION

NOTICE OF PUBLIC HEARING

Placard Posting Date:	May 30, 2025
Protest Petition Deadline:	July 14, 2025
Roll Call Hearing Date:	August 4, 2025
License No.:	ABRA-122222
Licensee:	IUPAT Pension Realty Management Corp.
Trade Name:	Embassy Suites Hotel
License Class:	Retailer's Class "C" Hotel
Address:	900 10th Street, N.W.
Contact:	Matthew Minora: (202) 625-7700, mminora@malliosobrien.com

WARD 2 ANC 2C SMD 2C04

Notice is hereby given that this licensee has requested a Substantial Change to their 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 **Roll Call Hearing date on August 4, 2025, at 10 a.m., Suite 4200-B, 899 North Capitol Street N.E., Washington, DC, 20002**. Petitions and/or requests to appear before the ABC Board must be filed electronically to abca.legal@dc.gov on or before the Petition deadline.

NATURE OF SUBSTANTIAL CHANGE
Request for a Sidewalk Café with 25 seats.

CURRENT HOURS OF OPERATION INSIDE PREMISES
12am – 12am (24-Hour Operations)

CURRENT HOURS OF ALCOHOLIC BEVERAGE SALES, SERVICE, AND CONSUMPTION INSIDE PREMISES
Sunday 12pm – 2am, Monday through Thursday 11am – 2am, Friday and Saturday 11am – 3am

CURRENT HOURS OF LIVE INDOOR ENTERTAINMENT
Sunday through Saturday 11am – 2am

PROPOSED HOURS OUTSIDE ON THE SIDEWALK CAFE
Sunday through Thursday 7am – 11pm, Friday and Saturday 7am – 12am

PROPOSED HOURS OF ALCOHOLIC BEVERAGE SALES, SERVICE, AND CONSUMPTION OUTSIDE ON THE SIDEWALK CAFE
Sunday through Thursday 8am – 11pm, Friday through Saturday 8am –12am

ALCOHOLIC BEVERAGE AND CANNABIS ADMINISTRATION

NOTICE OF PUBLIC HEARING

Placard Posting Date:	May 30, 2025
Protest Petition Deadline:	July 14, 2025
Roll Call Hearing Date:	August 4, 2025
Protest Hearing Date:	September 17, 2025
License No.:	ABRA-132525
Licensee:	Feru, LLC
Trade Name:	Feru Ethiopian Cuisine
License Class:	Retailer's Class "C" Restaurant
Address:	1128 H Street, N.E.
Contact:	Amy Solomon: (917) 780-6044, eph516@gmail.com

WARD 6 ANC 6A SMD 6A01

Notice is hereby given that this licensee has applied for a new 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 **Roll Call Hearing date on August 4, 2025, at 10 a.m., Suite 4200-B, 899 North Capitol Street N.E., Washington, DC, 20002**. Petitions and/or requests to appear before the ABC Board must be filed electronically to abca.legal@dc.gov on or before the Petition deadline. The **Protest Hearing date** is scheduled on **September 17, 2025 at 1:30 p.m.**

NATURE OF OPERATION

A full-service Ethiopian cuisine restaurant. Seating for 20 and capacity of 20 inside. Total Occupancy Load of 20. Sidewalk Café with seating for 25.

HOURS OF OPERATION AND ALCOHOLIC BEVERAGE SALES, SERVICE, AND CONSUMPTION FOR INSIDE PREMISES

Sunday through Saturday 8am – 2am

HOURS OF OPERATION FOR SIDEWALK CAFE

Sunday through Saturday 8am – 2am

HOURS OF ALCOHOLIC BEVERAGE SALES, SERVICE, AND CONSUMPTION FOR SIDEWALK CAFE

Sunday through Saturday 10am – 2am

ALCOHOLIC BEVERAGE AND CANNABIS ADMINISTRATION

NOTICE OF PUBLIC HEARING

Placard Posting Date:	May 30, 2025
Protest Petition Deadline:	July 14, 2025
Roll Call Hearing Date:	August 4, 2025
License No.:	ABRA-118331
Licensee:	Green Almond Pantry, LLC
Trade Name:	Green Almond Pantry/ My Little Chamomile
License Class:	Retailer's Class "D" Restaurant
Address:	3210 Grace Street, N.W.
Contact:	Matt Minora, Esq: (202) 625-7700, mminora@malliosobrien.com

WARD 2 ANC 2E SMD 2E05

Notice is hereby given that this licensee has requested Substantial Changes to their 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 **Roll Call Hearing date on August 4, 2025 at 10 a.m., Suite 4200-B, 899 North Capitol Street N.E., Washington, DC, 20002**. Petitions and/or requests to appear before the ABC Board must be filed electronically to abca.legal@dc.gov on or before the Petition deadline.

NATURE OF SUBSTANTIAL CHANGES

Applicant requests several Substantial Changes to the License: Class Change from a Retailer's Class "D" Restaurant to a Retailer's Class "C" Restaurant. Change of hours of operation and alcoholic beverage sales and service inside of the premises only. Expansion into the adjacent portion of the suite and addition of a second Summer Garden. Overall capacity increase from 42 interior seats and 16 Summer Garden seats with a Total Occupancy Load of 66 to 78 interior seats and 21 combined Summer Garden seats with a Total Occupancy Load of 99.

CURRENT HOURS OF OPERATION INSIDE OF THE PREMISES

Sunday through Saturday 7am – 9pm

HOURS OF ALCOHOLIC BEVERAGE SALES, SERVICE, AND CONSUMPTION INSIDE OF THE PREMISES

Sunday through Saturday 11am – 9pm

PROPOSED HOURS OF OPERATION INSIDE OF THE PREMISES

Sunday through Thursday 7am – 11pm, Friday and Saturday 7am – 12am

HOURS OF OPERATION FOR SUMMER GARDEN

Sunday 9am – 7am, Monday through Friday 7am – 8pm, Saturday 8am – 8pm

HOURS OF ALCOHOLIC BEVERAGE SALES, SERVICE, AND CONSUMPTION FOR THE SUMMER GARDEN

Sunday 11am – 7pm, Monday through Saturday 11am – 8pm

PROPOSED HOURS OF OPERATION FOR THE SECOND SUMMER GARDEN

Sunday 9am – 7pm, Monday through Friday 7am – 8pm, Saturday 8am – 8pm

PROPOSED HOURS OF ALCOHOLIC BEVERAGE SALES, SERVICE, AND CONSUMPTION FOR THE SECOND SUMMER GARDEN

Sunday 11am – 7pm, Monday through Saturday 11am – 8pm

ALCOHOLIC BEVERAGE AND CANNABIS ADMINISTRATION

NOTICE OF PUBLIC HEARING

Placard Posting Date:	May 30, 2025
Protest Petition Deadline:	July 14, 2025
Roll Call Hearing Date:	August 4, 2025
License No.:	ABRA-106681
Licensee:	Kaliwa on the Wharf, LLC
Trade Name:	Kaliwa / Pink Tiger
License Class:	Retailer's Class "C" Restaurant
Address:	751 Wharf Street, S.W.
Contact:	Cameron Mixon: (202) 686-7600, atekle@theveritaslawfirm.com

WARD 6 ANC 6D SMD 6D01

Notice is hereby given that this licensee has requested a Substantial Change to their 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 **Roll Call Hearing date on August 4, 2025, at 10 a.m., Suite 4200-B, 899 North Capitol Street N.E., Washington, DC, 20002**. Petitions and/or requests to appear before the ABC Board must be filed electronically to abca.legal@dc.gov on or before the Petition deadline.

NATURE OF SUBSTANTIAL CHANGE
Request to extend the Live Entertainment Endorsement Outside to the Summer Garden with Cover Charge and Dance Floor.

CURRENT HOURS OF OPERATION, ALCOHOLIC BEVERAGE SALES, SERVICE, AND CONSUMPTION, AND LIVE ENTERTAINMENT INSIDE PREMISES
Sunday through Thursday 10am – 2am

CURRENT HOURS OF OPERATION AND ALCOLIC BEVRAGE SALES, SERVICE, AND CONSUMPTION OUTSIDE ON THE SUMMER GARDEN
Sunday through Thursday 10am – 1am, Friday and Saturday 10am – 2am

PROPOSED HOURS OF LIVE ENTERTAINMENT OUTSIDE ON THE SUMMER GARDEN
Sunday through Saturday 10am – 10pm

ALCOHOLIC BEVERAGE AND CANNABIS ADMINISTRATION

NOTICE OF PUBLIC HEARING

Placard Posting Date:	May 30, 2025
Protest Petition Deadline:	July 14, 2025
Roll Call Hearing Date:	August 4, 2025
Protest Hearing Date:	September 17, 2025
License No.:	ABRA-130386
Licensee:	DC Sushi, LLC
Trade Name:	MITA Ethio-Japanese Market
License Class:	Retailer's Class "B" Full-Service Grocery
Address:	705 Kennedy Street, N.W.
Contact:	Hemen Solomon: (917) 780-6044, eph516@gmail.com

WARD 4 ANC 4D SMD 4D03

Notice is hereby given that this licensee has applied for a new 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 **Roll Call Hearing date on August 4, 2025, at 10 a.m., Suite 4200-B, 899 North Capitol Street N.E., Washington, DC, 20002**. Petitions and/or requests to appear before the ABC Board must be filed electronically to abca.legal@dc.gov on or before the Petition deadline. The **Protest Hearing date** is scheduled on **September 17, 2025 at 1:30 p.m.**

NATURE OF OPERATION
A new Retailer's Class "B" Full-Service Grocery store.

HOURS OF OPERATION AND ALCOHOLIC BEVERAGE SALES
Sunday through Saturday 7am – 10pm

ALCOHOLIC BEVERAGE AND CANNABIS ADMINISTRATION

NOTICE OF PUBLIC HEARING

****READVERTISEMENT**

Placard Posting Date:	May 30, 2025
Protest Petition Deadline:	July 14, 2025
Roll Call Hearing Date:	August 04, 2025
Protest Hearing Date:	September 17, 2025
License No.:	ABRA-128727
Licensee:	Kae LLC
Trade Name:	Say High
Registration/License Type:	Medical Cannabis Retailer
Address:	125 L Street S.E.
Retailer Contact:	Kelvi Escano: 202-926-6966; Escanokelvi@gmail.com

WARD 8 ANC 8F SMD 8F04

Notice is given that the above-named medical cannabis retailer applicant has requested a new license to be located at **125 L Street S.E**. Pursuant to Title 22-C of the DCMR (Medical Cannabis Program) objectors are entitled to be heard regarding the new license application. Petitions and/or requests to appear before the ABC Board must be filed electronically to abca.legal@dc.gov on or before the petition deadline. The **Roll Call Hearing is scheduled for August 04, 2025, at 10 a.m., 4th Floor, 2000 14th Street, N.W., Washington, DC 20009**. The **Protest Hearing date** is scheduled for **September 17, 2025, at 1:30 p.m.** All hearings before the Board are conducted virtually.

NATURE OF OPERATION

The medical cannabis retailer applicant is requesting to locate its operations **125 L Street S.E.** The proposed facility with approximately 800 square feet of space will provide cannabis flowers, cannabis concentrates, and a line of edible products and home delivery services to registered patients in Washington, D.C. The applicant is requesting a delivery endorsement.

HOURS OF OPERATION FOR RETAILER

Sunday – Saturday 9 am – 11 pm

HOURS OF RETAILER SALES OPEN TO THE PUBLIC

Sunday – Saturday 9 am – 10 pm

HOURS OF DELIVERY FOR RETAILER

Sunday – Saturday 9 am – 9 pm

ALCOHOLIC BEVERAGE AND CANNABIS ADMINISTRATION

NOTICE OF PUBLIC HEARING

****RESCIND**

Placard Posting Date:	May 16, 2025
Protest Petition Deadline:	June 30, 2025
Roll Call Hearing Date:	July 21, 2025
Protest Hearing Date:	September 10, 2025

License No.:	ABRA-128727
Licensee:	Kae LLC
Trade Name:	Say High
Registration/License Type:	Medical Cannabis Retailer
Address:	125 L Street S.E.
Retailer Contact:	Kelvi Escano: 202-926-6966; Escanokelvi@gmail.com

WARD 8 ANC 8F SMD 8F04

Notice is given that the above-named medical cannabis retailer applicant has requested a new license to be located at **125 L Street S.E**. Pursuant to Title 22-C of the DCMR (Medical Cannabis Program) objectors are entitled to be heard regarding the new license application. Petitions and/or requests to appear before the ABC Board must be filed electronically to abca.legal@dc.gov on or before the petition deadline. The **Roll Call Hearing is scheduled for July 21, 2025, at 10 a.m., 4th Floor, 2000 14th Street, N.W., Washington, DC 20009**. The **Protest Hearing date** is scheduled for **September 10, 2025, at 1:30 p.m.** All hearings before the Board are conducted virtually.

NATURE OF OPERATION

The medical cannabis retailer applicant is requesting to locate its operations **125 L Street S.E.** The proposed facility with approximately 800 square feet of space will provide cannabis flowers, cannabis concentrates, and a line of edible products and home delivery services to registered patients in Washington, D.C. The applicant is requesting delivery, education tasting, safe-use treatment facility and summer garden endorsements.

HOURS OF OPERATION FOR RETAILER

Sunday – Saturday 9 am – 11 pm

HOURS OF RETAILER SALES OPEN TO THE PUBLIC

Sunday – Saturday 9 am – 10 pm

HOURS OF DELIVERY FOR RETAILER

Sunday – Saturday 9 am – 9 pm

HOURS OF SAFE-USE TREATMENT FACILTY

Sunday – Saturday 9 am – 10 pm

HOURS OF SUMMER GARDEN

Sunday – Saturday 9 am – 10 pm

ALCOHOLIC BEVERAGE AND CANNABIS ADMINISTRATION

NOTICE OF PUBLIC HEARING

Placard Posting Date:	May 30, 2025
Protest Petition Deadline:	July 14, 2025
Roll Call Hearing Date:	August 4, 2025
Protest Hearing Date:	September 17, 2025

License No.:	ABRA-131472
Licensee:	Tree House, LLC
Trade Name:	Tree House
License Class:	Retailer's Class "C" Tavern
Address:	4722 14th Street, N.W.
Contact:	Jeff Jackson: (202) 251-1566, jjharlem112@gmail.com

WARD 4 ANC 4E SMD 4E04

Notice is hereby given that this licensee has applied for a new 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 **Roll Call Hearing date on August 4, 2025 at 10 a.m., Suite 4200-B, 899 North Capitol Street N.E., Washington, DC, 20002**. Petitions and/or requests to appear before the ABC Board must be filed electronically to abca.legal@dc.gov on or before the Petition deadline. The **Protest Hearing date** is scheduled on **September 17, 2025 at 1:30 p.m.**

NATURE OF OPERATION
New Retailer's Class "C" Tavern with an indoor seating capacity of 48 and Total Occupancy Load of 48. Sidewalk Café with seating for 15. An Entertainment Endorsement is requested to provide Live Entertainment with Dancing inside the premises.

HOURS OF OPERATION FOR INSIDE PREMISES
Sunday through Thursday 7am – 2am, Friday and Saturday 7am – 3am

HOURS OF ALCOHOLIC BEVERAGE SALES, SERVICE, AND CONSUMPTION FOR INSIDE PREMISES
Sunday through Thursday 11am – 2am, Friday and Saturday 11am – 3am

HOURS OF OPERATION AND HOURS OF ALCOHOLIC BEVERAGE SALES, SERVICE, AND CONSUMPTION FOR SIDEWALK CAFÉ
Sunday through Thursday 11am – 1am, Friday and Saturday 11am – 2am

HOURS OF LIVE ENTERTAINMENT FOR INSIDE PREMISES
Sunday through Thursday 11am – 2am, Friday and Saturday 11am – 3am

ALCOHOLIC BEVERAGE AND CANNABIS ADMINISTRATION

NOTICE OF PUBLIC HEARING

Placard Posting Date:	May 30, 2025
Protest Petition Deadline:	July 14, 2025
Roll Call Hearing Date:	August 4, 2025
Protest Hearing Date:	September 17, 2025
License No.:	ABRA-132503
Licensee:	Tailwind DC, LLC
Trade Name:	Wolfgang Puck Bar + Bites
License Class:	Retailer's Class "C" Restaurant
Address:	50 Massachusetts Avenue, N.E., Suite Z202
Contact:	Ashley Sadley: (850) 577-9090, ashley.sadler@gray-robinson.com

WARD 6 ANC 6C SMD 6C04

Notice is hereby given that this licensee has applied for a new 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 **Roll Call Hearing date on August 4, 2025, at 10 a.m., Suite 4200 - B, 899 North Capitol Street, N.E., Washington, DC 20002**. Petitions and/or requests to appear before the ABC Board must be filed electronically to abca.legal@dc.gov on or before the Petition deadline. The **Protest Hearing date** is scheduled for **September 17, 2025, at 1:30 p.m.**

NATURE OF OPERATION

New Retailer's Class "C" Restaurant with a Seating Capacity of 55 and Total Occupancy Load of 55. The Licensee is also requesting the Alcohol Carry-out and Delivery Endorsement.

HOURS OF OPERATION, ALCOHOLIC BEVERAGE SALES, SERVICE, AND CONSUMPTION, AND CARRY–OUT AND DELIVERY

Sunday through Saturday 8am – 9pm

HISTORIC PRESERVATION REVIEW BOARD
NOTICE OF PUBLIC HEARING

The D.C. Historic Preservation Review Board will hold a public hearing to consider an application to designate the following property a historic landmark in the D.C. Inventory of Historic Sites. The Board will also consider the nomination of the property to the National Register of Historic Places:

Case No. 23-02: Marist College (Marist Hall, Catholic University)
Square 3821, part of Lot 44
405 Fort Slemmer Drive NE (3875 Harewood Rd NE; 3502 John McCormack Rd NE)
Applicant: DC Preservation League
Affected Advisory Neighborhood Commission: 5A

The hearing will take place at **9:00 a.m. on Thursday, July 24, 2025**. The Board hearing will be online, the details for which will be available here: planning.dc.gov/node/1176060. It will be conducted in accordance with the Review Board's Rules of Procedure (10C DCMR 2, see planning.dc.gov/node/594182).

The Board's hearing is open to all interested parties or persons. Public and governmental agencies, Advisory Neighborhood Commissions, property owners, and interested organizations or individuals are invited to testify before the Board. Written testimony may also be submitted prior to the hearing. All submissions should be sent to the address above.

A copy of the historic designation application is currently on file and available for inspection by the public at the Historic Preservation Office. It is posted on the office website at planning.dc.gov/page/pending-nominations-dc-inventory. A copy of the staff report and recommendation will be available at the office five days prior to the hearing at planning.dc.gov/node/1698166. The office also provides information on the D.C. Inventory of Historic Sites, the National Register of Historic Places, and Federal tax provisions affecting historic property.

If the Historic Preservation Review Board designates a property, it will be included in the D.C. Inventory of Historic Sites and will be protected by the D.C. Historic Landmark and Historic District Protection Act of 1978. The Review Board will simultaneously consider the nomination of the property to the National Register of Historic Places. The National Register is the Federal government's official list of prehistoric and historic properties worthy of preservation. Listing in the National Register provides recognition and assists in preserving our nation's heritage. Listing provides recognition of the historic importance of properties and assures review of Federal undertakings that might affect the character of such properties. If a property is listed in the Register, certain Federal rehabilitation tax credits for rehabilitation and other provisions may apply. Public visitation rights are not required of owners. The results of listing in the National Register are as follows:

Consideration in Planning for Federal, Federally Licensed, and Federally Assisted Projects: Section 106 of the National Historic Preservation Act of 1966 requires that Federal agencies allow the Advisory Council on Historic Preservation an opportunity to comment on all projects

affecting historic properties listed in the National Register. For further information, please refer to 36 CFR 800.

Eligibility for Federal Tax Provisions: If a property is listed in the National Register, certain Federal tax provisions may apply. The Tax Reform Act of 1986 (which revised the historic preservation tax incentives authorized by Congress in the Tax Reform Act of 1976, the Revenue Act of 1978, the Tax Treatment Extension Act of 1980, the Economic Recovery Tax Act of 1981, and the Tax Reform Act of 1984) provides, as of January 1, 1987, for a 20% investment tax credit with a full adjustment to basis for rehabilitating historic commercial, industrial, and rental residential buildings. The former 15% and 20% Investment Tax Credits (ITCs) for rehabilitation of older commercial buildings are combined into a single 10% ITC for commercial and industrial buildings built before 1936. The Tax Treatment Extension Act of 1980 provides Federal tax deductions for charitable contributions for conservation purposes of partial interests in historically important land areas or structures. Whether these provisions are advantageous to a property owner is dependent upon the particular circumstances of the property and the owner. Because the tax aspects outlined above are complex, individuals should consult legal counsel or the appropriate local Internal Revenue Service office for assistance in determining the tax consequences of the above provisions. For further information on certification requirements, please refer to 36 CFR 67.

Qualification for Federal Grants for Historic Preservation When Funds Are Available: The National Historic Preservation Act of 1966, as amended, authorizes the Secretary of the Interior to grant matching funds to the States (and the District or Columbia) for, among other things, the preservation and protection of properties listed in the National Register.

Owners of private properties nominated to the National Register have an opportunity to concur with or object to listing in accord with the National Historic Preservation Act and 36 CFR 60. Any owner or partial owner of private property who chooses to object to listing must submit to the State Historic Preservation Officer a notarized statement certifying that the party is the sole or partial owner of the private property, and objects to the listing. Each owner or partial owner of private property has one vote regardless of the portion of the property that the party owns. If a majority of private property owners object, a property will not be listed. However, the State Historic Preservation Officer shall submit the nomination to the Keeper of the National Register of Historic Places for a determination of eligibility for listing in the National Register. If the property is then determined eligible for listing, although not formally listed, Federal agencies will be required to allow the Advisory Council on Historic Preservation an opportunity to comment before the agency may fund, license, or assist a project which will affect the property. If an owner chooses to object to the listing of the property, the notarized objection must be submitted to the above address by the date of the Review Board meeting.

For further information, contact Kim Williams, Landmarks Coordinator, at kim.williams@dc.gov.

BOARD OF ZONING ADJUSTMENT
REVISED NOTICE OF VIRTUAL PUBLIC HEARING

TIME AND PLACE: Wednesday, July 16, 2025, @9:30 a.m.
Via WebEx: https://dcoz.dc.gov/BZA07-16-2025
Via Telephone: 202-860-2110 Access Code: 2310 572 0522
Via YouTube: https://www.youtube.com/c/DCOfficeofZoning
Instructions: https://dcoz.dc.gov/release/virtual-public-hearings
Witness Sign Up: https://dcoz.dc.gov/service/sign-testify

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.

WARD THREE

Application of:	**2622 41st Group, LLC**
Case No.:	**21308**
Address:	2622 41st Street N.W. (Square 1708, Lot 13)
ANC:	**3B**
Relief:	Special Exception from: • the new residential development standards of Subtitle U § 421.1 (pursuant to Subtitle X § 901.2)
Project:	To construct two additional dwelling units, to an existing, semi-detached, two-story with cellar, 4-unit apartment house in the RA-1 Zone.

WARD THREE

Application of:	**District Line Development, LLC**
Case No.:	**21312**
Address:	2200-2212 40th Place N.W. (Square 1317W, Lots 7, 8, 9, & 10)
ANC:	**3B**
Relief:	Special Exception under: • the new residential development requirements of Subtitle U § 421.1 (Subtitle X § 901.2) Special Exception from: • the minimum vehicle parking requirements of Subtitle C § 701 (pursuant to Subtitle C § 703.2 and Subtitle X § 901.2)
Project:	To construct third-story, rear, and side additions, and to construct an additional 13-units, to four, existing, detached, two-story with cellar, four-unit apartment houses in the RA-1 Zone.

WARD SEVEN

Application of:	**Saturday Nnam**
Case No.:	**21316**
Address:	515 21st Street N.E. (Square 4516, Lot 203)
ANC:	**7D**
Relief:	Special Exception under: • the rear addition requirements of Subtitle E § 207.5 (pursuant to Subtitle X § 901.2)
Project:	To construct a two-story rear addition, to an existing, attached, two-story with basement, principal dwelling unit in the RF-1 Zone.

WARD TWO

Application of:	**Milu Properties, LLC**
Case No.:	**21317**
Address:	2413 I Street N.W. (Square 28, Lot 96)
ANC:	**2A**
Relief:	Special Exceptions from: • the rear yard requirements of Subtitle D § 207.1 (pursuant to Subtitle D § 5201 and Subtitle X § 901.2) • the pervious surface requirements of Subtitle D § 211.1 (pursuant to Subtitle D § 5201 and Subtitle X § 901.2) Area Variance from: • the lot occupancy requirements of Subtitle D § 210.1 (pursuant to Subtitle X § 1002)
Project:	To construct a two-story with basement rear addition, to an existing, semi-detached, two-story with basement, principal dwelling unit in the R-3/FB Zone.

PLEASE NOTE:

This public hearing will be held virtually through WebEx. Information for parties and the public to participate, view, or listen to the public hearing will be provided on the Office of Zoning website and in the case record for each application or appeal by the Friday before the hearing date. Visit https://dcoz.dc.gov/watchlive.

The public hearing in these cases will be conducted in accordance with the provisions of Subtitles X and Y of the District of Columbia Municipal Regulations, Title 11.

To review an application and exhibits in the case record, visit the Interactive Zoning Information System ("IZIS") at https://dcoz.dc.gov/CaseRecord.

Individuals and organizations interested in any application may testify at the public hearing via WebEx or by phone and are strongly encouraged to sign up to testify at least 24 hours prior to the start of the hearing on OZ's website at https://dcoz.dc.gov/service/sign-testify or by calling Robert Reid at 202-727-5471. Pursuant to Subtitle Y, Chapter 2, the Board may impose time limits on the testimony of all individuals and organizations.

Individuals and organizations may also submit written comments to the Board by uploading submissions via IZIS at https://app.dcoz.dc.gov/Login.aspx or sent by email to bzasubmissions@dc.gov. Written comments and/or testimony must be submitted to the record at least 24 hours prior to the start of the hearing. If you are unable to use either of these means of submission, please contact Robert Reid at (202) 727-5471 for further assistance.

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

Do you need assistance to participate?

Amharic

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የተለየ እርዳታ ካስፈለገዎት ወይም የቋንቋ እርዳታ አገልግሎቶች (ትርጉም ወይም ማስተርጎም) ካስፈለገዎት እባክዎን ከስብሰባው አምስት ቀናት በፊት ዚ ሂልን በስልክ ቁጥር (202) 727-0312 ወይም በኤሜል Zelalem.Hill@dc.gov ይገናኙ። እነኝህ አገልግሎቶች የሚሰጡት በነጻ ነው።

Chinese

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CARL BLAKE, VICE-CHAIRPERSON
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NATIONAL CAPITAL PLANNING COMMISSION
A PARTICIPATING MEMBER OF THE ZONING COMMISSION
KEARA M. MEHLERT, SECRETARY, BOARD OF ZONING ADJUSTMENT
SARA A. BARDIN, DIRECTOR, OFFICE OF ZONING

This meeting is governed by the Open Meetings Act. Please address any questions or complaints arising under this hearing to the Office of Open Government at opengovoffice@dc.gov .

BOARD OF ZONING ADJUSTMENT
NOTICE OF VIRTUAL PUBLIC HEARING

TIME AND PLACE: Wednesday, July 23, 2025, @9:30 a.m.
Via WebEx: https://dcoz.dc.gov/BZA07-23-2025
Via Telephone: 202-860-2110 Access Code: 2305 348 0832
Via YouTube: https://www.youtube.com/c/DCOfficeofZoning
Instructions: https://dcoz.dc.gov/release/virtual-public-hearings
Witness Sign Up: https://dcoz.dc.gov/service/sign-testify

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.

WARD ONE

Application of:	**Henry Tam and Lan Tran**
Case No.:	**21307**
Address:	725 Hobart Place N.W. (Square 2888, Lot 197)
ANC:	**1E**
Relief:	Special Exception under: • the residential conversion requirements of Subtitle U § 320.2 (pursuant to Subtitle X § 901.2) Special Exception from: • the minimum vehicle parking requirements of Subtitle C § 701 (pursuant to Subtitle C § 703.2 and Subtitle X § 901.2) Area Variance from: • the residential conversion requirements of Subtitle U § 320.2(c) (pursuant to Subtitle X § 1002)
Project:	To construct a third dwelling unit to an existing, attached, three-story, two-unit residential building in the RF-1 Zone.

WARD TWO

Application of:	**Washington Georgetown Properties, LLC**
Case No.:	**21320**
Address:	3401 K Street N.W. (Square 1183, Lot 813)
ANC:	**2E**
Relief:	Special Exception from: • the minimum vehicle parking requirements of Subtitle C § 701 (pursuant to Subtitle C § 703.2 and Subtitle X § 901.2)
Project:	To construct a seven-story with penthouse, 230-unit hotel in the MU-13 Zone.

WARD SIX

Application of:	**Kevin and Julia Thomas**
Case No.:	**21321**
Address:	1224 Carrollsburg Place S.W. (Square 651, Lot 109)
ANC:	**6D**
Relief:	Special Exceptions from: • the rear yard requirements of Subtitle E § 207.1 (pursuant to Subtitle E § 5201 and Subtitle X § 901.2) • the lot occupancy requirements of Subtitle E § 210.1 (pursuant to Subtitle E § 5201 and Subtitle X § 901.2)
Project:	To construct a third story and a three-story rear addition, to an existing, attached, two-story principal dwelling unit in the RF-1 Zone.

WARD TWO

Application of:	**CJB Investments, LLC**
Case No.:	**21325**
Address:	3253 P Street N.W. (Square 1255, Lot 206)
ANC:	**2E**
Relief:	Special Exception under: • the accessory apartment use requirements of Subtitle U § 253.4 and 253.9(a) (pursuant to Subtitle X § 901.2) Special Exception from: • the accessory building requirements of Subtitle D § 1105.5 (pursuant to Subtitle D § 5201 and Subtitle X 901.2)
Project:	To construct an accessory apartment, and a second story addition to an accessory structure, to an existing, semi-detached, two-story with cellar, principal dwelling unit in the R-3/GT Zone.

PLEASE NOTE:

This public hearing will be held virtually through WebEx. Information for parties and the public to participate, view, or listen to the public hearing will be provided on the Office of Zoning website and in the case record for each application or appeal by the Friday before the hearing date. Visit https://dcoz.dc.gov/watchlive.

The public hearing in these cases will be conducted in accordance with the provisions of Subtitles X and Y of the District of Columbia Municipal Regulations, Title 11.

To review an application and exhibits in the case record, visit the Interactive Zoning Information System ("IZIS") at https://dcoz.dc.gov/CaseRecord.

Individuals and organizations interested in any application may testify at the public hearing via WebEx or by phone and are strongly encouraged to sign up to testify at least 24 hours prior to the start of the hearing on OZ's website at https://dcoz.dc.gov/service/sign-testify or by calling Robert

Reid at 202-727-5471. Pursuant to Subtitle Y, Chapter 2, the Board may impose time limits on the testimony of all individuals and organizations.

Individuals and organizations may also submit written comments to the Board by uploading submissions via IZIS at https://app.dcoz.dc.gov/Login.aspx or sent by email to bzasubmissions@dc.gov. Written comments and/or testimony must be submitted to the record at least 24 hours prior to the start of the hearing. If you are unable to use either of these means of submission, please contact Robert Reid at (202) 727-5471 for further assistance.

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

Do you need assistance to participate?
Amharic
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ZONING COMMISSION FOR THE DISTRICT OF COLUMBIA
NOTICE OF VIRTUAL PUBLIC HEARING

TIME AND PLACE: **July 14, 2025 @ 4:00 p.m.**
Via WebEx: https://dcoz.dc.gov/ZC24-12 (to participate & watch)
Via Telephone: 1-650-479-3208 Access code: 2312 106 8753 (audio participation & listen)
Via YouTube: https://www.youtube.com/c/DCOfficeofZoning (to watch)
Instructions: https://dcoz.dc.gov/release/virtual-public-hearings
Witness Sign Up: https://dcoz.dc.gov/service/sign-testify

FOR THE PURPOSE OF CONSIDERING THE FOLLOWING:

Z.C. Case No. 24-12 (Harrison Wisconsin Owner, LLC – Consolidated PUD & Related Zoning Map Amendment @ Square 1666, Lot 810 and a Portion of Lot 809 [4201 Garrison Street, N.W.])

Oral and Written Testimony

- All who wish to testify in this case are **strongly encouraged** to sign up to do so **at least 24 hours prior to the start of the hearing** on OZ's website at https://dcoz.dc.gov/service/sign-testify - see below: *How to participate as a witness – oral statement.* **On the day of the hearing – by 3:00 p.m.**, call 202-727-0789 to sign up to testify.
- All written comments and/or testimony **must be submitted to the record at least 24 hours prior to the start of the hearing** – *see below: How to participate as a witness – written statements.*

THIS CASE IS OF INTEREST TO ANC 3E

Harrison Wisconsin Owner, LLC (the "Applicant") filed an application on September 16, 2024, requesting the Zoning Commission ("Commission") to approve a consolidated Planned Unit Development and related map amendment from the R-2 zone to the RA-3 zone (collectively, the "PUD Application") pursuant to Subtitle X, Chapter 3 and Subtitle Z § 300 of the Zoning Regulations (Title 11 of the District of Columbia Municipal Regulations, "Zoning Regulations of 2016," to which all subsequent references herein are made unless otherwise specified) for the property known as 4201 Garrison Street, N.W. – Lot 810 and a portion of Lot 809 in Square 1666 (the "Property").

The Property comprises approximately 40,357 square feet of land within Square 1666, generally bounded by Wisconsin Avenue, N.W. to the west, Harrison Street, N.W. to the north, 42nd Street, N.W. to the east, and Garrison Street, N.W. to the south. It is currently underutilized, improved only with a surface parking lot and a 705-foot television tower. Located just east of the Wisconsin Avenue corridor in Upper Northwest, the area surrounding the Property includes low- and moderate-density commercial and non-residential uses to the north, south, and west, and lower-density residential uses to the east, north, and south. Institutional and moderate-density residential uses are also present throughout the broader neighborhood. The Property is well-served by public

This hearing is governed by the Open Meetings Act. Please address any questions or complaints arising under this hearing to the Office of Open Government at opengovoffice@dc.gov.

transit, with the Friendship Heights Metrorail station located approximately 0.1 miles to the north and the Tenleytown-AU Metrorail station approximately 0.6 miles to the south.

The Applicant proposes to redevelop the Property with a new residential building comprising approximately 124,508 square feet of gross floor area ("GFA") and a building height of approximately 50 feet (the "Project"). The Project will deliver approximately 126 new residential units, of which approximately 33% are proposed to be set aside as affordable housing, at a desirable, transit-accessible location in immediate proximity to the Wisconsin Avenue mixed-use corridor. As a part of the PUD Application, the Applicant is requesting special exception relief, pursuant to Subtitle U § 203.1(k), to permit six accessory parking spaces located within the underground parking garage but outside the PUD Site boundary.

The Applicant proposes to set aside 33% of the residential units as dedicated affordable housing, exceeding what would be required under a matter-of-right development. These affordable units will be reserved for households earning up to 50%, 60%, and 80% of the Median Family Income. Additional public benefits and amenities proffered with the PUD application include superior urban design and architecture, along with environmental and sustainability enhancements.

The Office of Planning filed a setdown report dated November 4, 2024, recommending that the Commission set down the PUD Application for a public hearing. The OP setdown report states that on balance, the Applicant's proposal would not be inconsistent with the maps and policies of the Comprehensive Plan, including when viewed through a racial equity lens. At a public meeting November 14, 2024, the Commission voted to set down the PUD Application for a public hearing. The Applicant filed its prehearing submission in the case on April 16, 2025.

This public hearing will be conducted in accordance with the contested case provisions of the Zoning Regulations, Subtitle Z, Chapter 4.

How to participate as a witness – oral presentation

Interested persons or representatives of organizations may be heard at the virtual public hearing. All individuals, organizations, or associations wishing to testify in this case **are strongly encouraged to sign up to testify at least 24 hours prior to the start of the hearing** on OZ's website at https://dcoz.dc.gov/ or by calling Ella Ackerman at (202) 727-0789 in order to ensure the success of the new virtual public hearing procedures.

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 Commission must base its decision on the record before them. Therefore, all written comments and/or testimony **must** be submitted to the record **at least 24 hours prior to the start of the hearing**. 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 to	60 minutes collectively
3. Organizations	5 minutes each
4. Individuals	3 minutes each

Pursuant to Subtitle Z § 408.4, the Commission may increase or decrease the time allowed above, in which case, the presiding officer shall ensure a reasonable balance in the allocation of time between proponents and opponents.

How to participate as a witness – written statements

Written statements, in lieu of personal appearances or oral presentation, may be submitted for inclusion in the record. The public is encouraged to submit written testimony through the Interactive Zoning Information System (IZIS) at https://app.dcoz.dc.gov/Login.aspx; however, written statements may also be submitted by e-mail to zcsubmissions@dc.gov. Please include the case number on your submission. If you are unable to use either of these means of submission, please contact Ella Ackerman at (202) 727-0789 for further assistance.

How to participate as a party

Any person who desires to participate as a party in this case must so request and must comply with the provisions of Subtitle Z § 404.1.

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 Commission, and to exercise the other rights of parties as specified in the Zoning Regulations. If you are still unsure of what it means to participate as a party and would like more information on this, please contact OZ at dcoz@dc.gov or at (202) 727-6311.

Except for an 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 14 days prior to the date set for the hearing, or 14 days prior to a scheduled public meeting if seeking advanced party status consideration, a Form 140 – Party Status Application, a copy of which may be downloaded from OZ's website at: https://app.dcoz.dc.gov/Help/Forms.html.

"Great weight" to written report of ANC

Subtitle Z § 406.2 provides that the written report of an affected ANC shall be given great weight if received at any time prior to the date of a Commission meeting to consider final action, including any continuation thereof on the application, and sets forth the information that the report must contain. Pursuant to Subtitle Z § 406.3, an ANC that wishes to participate in the hearing must file a written report at least seven days in advance of the public hearing and provide the name of the person who is authorized by the ANC to represent it at the hearing.

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

ANTHONY J. HOOD, ROBERT E. MILLER, GWEN WRIGHT, TAMMY STIDHAM, AND JOSEPH S. IMAMURA, ZONING COMMISSION FOR THE DISTRICT OF COLUMBIA, BY SARA A. BARDIN, DIRECTOR, AND BY SHARON S. SCHELLIN, SECRETARY TO THE ZONING COMMISSION.

Do you need assistance to participate? If you need special accommodations or need language assistance services (translation or interpretation), please contact Zee Hill at (202) 727-0312 or Zelalem.Hill@dc.gov five days in advance of the meeting. These services will be provided free of charge.

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ለመሳተፍ ዕርዳታ ያስፈልግዎታል? የተለየ እርዳታ ካስፈለገዎት ወይም የቋንቋ እርዳታ አገልግሎቶች (ትርጉም ወይም ማስተርጎም) ካስፈለገዎት እባክዎን ከስብሰባው አምስት ቀናት በፊት ዚ ሂልን በስልክ ቁጥር (202) 727-0312 ወይም በኤሜል Zelalem.Hill@dc.gov ይገናኙ። እነኝህ አገልግሎቶች የሚሰጡት በነጻ ነው።

ZONING COMMISSION FOR THE DISTRICT OF COLUMBIA
NOTICE OF FINAL RULEMAKING[1]
Z.C. Case No. 24-19
District of Columbia Child and Family Services Agency
(Text Amendment – Subtitle B § 100.2 of Title 11 DCMR)
[Definition of Youth Residential Care Home])
May 1, 2025

The Zoning Commission for the District of Columbia (Commission), pursuant to its authority under § 1 of the Zoning Act of 1938, approved June 20, 1938 (52 Stat. 797, as amended; D.C. Official Code § 6-641.01 (2018 Rep1.)) and pursuant to § 6 of the District of Columbia Administrative Procedure Act, approved October 21, 1968 (82 Stat. 1206, as amended; D.C. Official Code § 2-505 (2016 Repl.)), hereby gives notice of its amendment of Subtitle B, § 100.2 of the Zoning Regulations (Title 11 of the District of Columbia Municipal Regulations, Zoning Regulations of 2016, to which all references are made unless otherwise specified) to change the definition of Youth Residential Care Home with the specific text at the end of this notice.

Petition

On December 5, 2024, the District of Columbia Child and Family Services Agency (DCCFSA) filed a petition (Petition) with the Commission proposing an amendment to the Zoning Regulations to change the definition of a Youth Residential Care Home to specify that a home can house individuals under the age of twenty-one (21). Currently, the Zoning Regulations define a Youth Residential Care Home as a home that can house individuals under the age of eighteen (18). The Petition stated that the proposed amendment was necessary on an emergency basis because:

- The Youth Residential Facilities Licensure Act of 1986 (D.C. Law 6-139; D.C. Official Code § 7-2101 et seq.), which regulates group homes for children defines a child as under the age of twenty-one (21);
- DCCFSA is only able to license a youth residential care home with a letter from the Department of Buildings (DOB) indicating that the home is permitted under the Zoning Regulations. In 2023, DOB informed DCCFSA that it can only issue a letter for youth group homes that serve residents under the age of eighteen (18) because the Zoning Regulations define youth residential care homes as homes for individuals under the age of eighteen (18);
- Even though the Youth Residential Facilities Licensure Act permits youth group homes to be licensed for youth up to twenty-one (21) years of age, DCCFSA is only able to license youth group homes for individuals under eighteen (18). Thus, DCCFSA is unable to license group homes for older youth up to age twenty-one (21) because it cannot obtain DOB approval or a certificate of occupancy;
- DCCFSA anticipates that not being able to license youth group homes for individuals between eighteen (18)-twenty (20) years old will uproot older foster youth and place them in less equipped settings because:

[1] For Office of Zoning tracking purposes only, this Notice of Final Rulemaking shall also be known as Z.C. Order No. 24-19.

  - Independent living programs are only available to youth who are at least twenty (20) years old and have met other eligibility criteria; and
  - Traditional foster homes are often not an option for older youth who need more support and supervision that can be offered by group homes; and
- DCCFSA anticipates a greater placement shortage for older foster youth when DCCFSA's current group home contracts come up for renewal as youth up to the age of twenty-one (21) currently reside in these homes. Without the proposed text amendment, DCCFSA will not be able to place youth up to age twenty-one (21) in these homes and the youth currently placed at these homes will need to find alternative placements.

(Ex. 3, 11).

Comprehensive Plan

The Office of Planning (OP) Setdown Report and the Petition stated that the proposed amendment would not be inconsistent with the Comprehensive Plan, including when viewed through a racial equity lens; and would further policy goals and objectives of the Housing Element and the Community Services and Facilities Element (Ex. 3, 11, 12). The OP Setdown Report noted that the proposed amendment would allow continued housing and individualized services for foster children in a stable, safe and secure environment while preparing them to transition to independent living after age twenty-one (21) (Ex. 12).

Community Outreach and Engagement – The Petition stated that DCCFSA had discussions with group homes seeking licensure after learning that DOB could only approve group homes that serve residents under the age of eighteen (18). The Petition further stated that DCCFSA's practice has always been to engage the community when group home sites for foster youth are identified (Ex. 11).

Disaggregated Race and Ethnicity Data – The OP Setdown Report stated that the DCCFSA Foster Care Demographics dashboard shows that for individuals above eighteen (18) years old, the number in foster care has been trending down between 2023 and 2024; at the end of 2024 of the total individuals in foster care, only 17% of the individuals were above eighteen (18) years old (Ex. 12). The dashboard also shows that above 80% of the individuals in foster care are Black/African American, a population that has historically been underserved (*Id.*).

Setdown and Emergency & Proposed Action

At its January 30, 2025 public meeting, the Commission heard testimony from OP in favor of the proposed amendment. OP reiterated the conclusions in its Setdown Report and stated that all of DCCFSA's current group home contracts will expire sometime in 2025. OP also stated that in coordination with DCCFSA, OP made revisions to DCCFSA's originally proposed amendment language to replace "individuals less than eighteen (18) years of age" with "children"; and to simplify the language that referenced children would have to be in the custody of DCCFSA who would then evaluate if they meet the requirements of Chapter 23 of Title 16 of the D.C. Code. At the public meeting, the Commission voted to grant the Petition to:

- Take emergency action to adopt the Petition as revised by OP;
- Set the Petition down for a public hearing; and
- Authorize an immediate publication of proposed rulemaking for the Petition.

The Commission concluded that taking emergency action to adopt the Petition is necessary for the "immediate preservation of the public … welfare," as authorized by § 6(c) of the District of Columbia Administrative Procedure Act, approved October 21, 1968 (82 Stat. 1206; D.C. Official Code § 2-505(c) (2016 Repl.)), to avoid any of DCCFSA's current group home contracts from expiring before the proposed amendment became effective.

VOTE (January 30, 2025): 5-0-0 (Anthony J. Hood, Robert E. Miller, Joseph S. Imamura, Tammy Stidham, and Gwen Wright to **APPROVE**)

Emergency Rule

The emergency rule was effective as of the Commission's January 30, 2025 vote, and will expire on May 30, 2025, which is the one hundred-twentieth (120th) day after the adoption of this rule, or upon publication of a Notice of Final Rulemaking in the *District of Columbia Register* that supersedes this emergency rule, whichever occurs first.

National Capital Planning Commission (NCPC) Referral and Report

The Commission referred the proposed text amendment to the NCPC on March 13, 2025, for the thirty (30)-day review period required by Section 492(b)(2) of the District Charter (Dec. 24, 1973, Pub. L. 93-198, title IV, § 492(b)(2)); D.C. Official Code 6-641.05 (2018 Repl.)) (Ex. 14A). NCPC did not submit a report in response to the text amendment.

Notice of Emergency and Proposed Rulemaking

The Commission published a Notice of Emergency and Proposed Rulemaking (NOEPR) in the March 14, 2025 *District of Columbia Register* (72 DCR 002864 *et seq.*) (Ex. 19, 20).

Petitioner Supplemental Statements

On April 14 and 30 2025, the Petitioner submitted supplemental statements (Ex. 16, 28) largely reiterating the arguments in the original Petition. The Petitioner noted policies of the Comprehensive Plan Housing Element that would be furthered by the text amendment; provided additional information about its recent community outreach and engagement efforts through presentations, since January 2025, at several Advisory Neighborhood Commission (ANC) meetings where DCCFSA group homes are located, including ANCs 4B, 4D, 5B, 6B, and 7E, as well as conducting quarterly meetings with each DCCFSA group homes' governing board and Local Advisory Committees; and stated that the Commission's emergency action to adopt the text amendment already resulted in contract renewals and relicensing for homes that would otherwise have expired and required any youth over eighteen (18) in those homes to find immediate alternative placements. For these reasons, the Petitioner requested that the Commission take final action to permanently adopt the text amendment (Ex. 16, 28).

Comments in Response to NOEPR

On April 14, 2025, ANC 7E's Chairperson submitted a letter expressing the ANC's support of the text amendment proposal; and on April 30, 2025, ANC 5B's Vice Chair submitted a letter expressing the ANC's support of the text amendment proposal[2] (Ex. 17, 29).

On both April 29 and 30, 2025, the Commission received comments in response to the NOEPR expressing support for the text amendment (Ex. 22-24, 26, 27). The comments in support were submitted by four group home provider organizations and a former group home resident (*Id*.).

In addition, on April 30, 2025, ANC 4D submitted a letter stating that at its properly noticed public meeting on March 19, 2025, with a quorum present, the ANC voted 8-0-0 to support the text amendment. The ANC 4D letter does not cite any issues and concerns (Ex. 25).

OP Hearing Report

On April 17, 2025, OP submitted a Hearing Report largely reiterating its findings and conclusions from its Setdown Report and recommending that the Commission take final action to permanently approve the text amendment as published in the NOEPR (Ex. 18). OP noted that, of the eight group homes that have contracts expiring in 2025, some that had an eminent expiration date have been able to renew their contracts because of the Commission's emergency action to adopt the text amendment on January 30, 2025. Further, OP's Hearing Report noted policies of the Comprehensive Plan Housing and Community Services and Facilities Elements that would be advanced by the text amendment; and DCCFSA's community outreach and engagement efforts regarding the Petition, including those subsequent to the Commission's emergency action (Ex. 18).

Public Hearing

At the May 1, 2025 public hearing, DCCFSA presented the Petition. OP also testified in support of the Petition. No entity or person appeared to testify.

"Great Weight" to the Recommendations of OP

The Commission must give "great weight" to the recommendations of OP pursuant to § 5 of the Office of Zoning Independence Act of 1990, effective September 20, 1990 (D.C. Law 8-163; D.C. Official Code § 6-623.04 (2018 Repl.)) and Subtitle Z § 504.6 (*Metropole Condo. Ass'n v. D.C. Bd. of Zoning Adjustment*, 141 A.3d 1079, 1087 (D.C. 2016)).

The Commission finds persuasive OP's recommendation that the Commission take final action to adopt the text amendment, as published in the NOEPR, and concurs in OP's judgment.

"Great Weight" to the Written Report of the ANCs

The Commission must give great weight to the issues and concerns raised in the written report of an affected ANC that was approved by the full ANC at a properly noticed public meeting pursuant to § 13(d) of the Advisory Neighborhood Commissions Act of 1975, effective March 26, 1976

[2] The ANC 7E and the ANC 5B letter cannot be afforded "great weight" by the Commission because they do not meet the requirements of Subtitle Z § 505.1. Specifically, the letters do not contain the date of the properly noticed public meeting, with a quorum present, when the Petition was considered and voted on by the ANC; and they do not include the outcome of a vote, and any issues and concerns raised.

(D.C. Law 1-21; D.C. Official Code § 1-309.10(d) (2012 Repl.)) and Subtitle Z § 505.1. To satisfy the great weight requirement, the Commission must articulate with particularity and precision the reasons why an affected ANC does or does not offer persuasive advice under the circumstances (*Metropole Condo. Ass'n v. D.C. Bd. of Zoning Adjustment*, 141 A.3d 1079, 1087 (D.C. 2016)). The District of Columbia Court of Appeals has interpreted the phrase "issues and concerns" to "encompass only legally relevant issues and concerns." (*Wheeler v. District of Columbia Board of Zoning Adjustment*, 395 A.2d 85, 91 n.10 (1978) (citation omitted)).

The Commission notes ANC 4D's[3] letter in support of the text amendment and concurs in ANC 4D's judgment. The ANC 4D letter cites no issues and concerns.

Final Action

At the close of its May 1, 2025, public hearing, the Commission voted to take **FINAL ACTION** to permanently adopt the text amendment and to authorize the publication of a Notice of Final Rulemaking.

VOTE (May 1, 2025): 5-0-0 (Anthony J. Hood, Robert E. Miller, Joseph S. Imamura, Tammy Stidham, and Gwen Wright to **APPROVE**)

The complete record in the case can be viewed online at the Office of Zoning's Interactive Zoning Information System (IZIS), at https://app.dcoz.dc.gov/Content/Search/Search.aspx.

In accordance with the provisions of Subtitle Z § 604.9, this Order No. 24-19 shall become final and effective upon publication in the *District of Columbia Register*; that is, on May 30, 2025.

The following amendment to the text of the Zoning Regulations is hereby adopted:

I. Amendment to § 100.2 of Chapter 1, DEFINITIONS, of Subtitle B, DEFINITIONS, RULES OF MEASUREMENT, AND USE CATEGORIES

The definition of Youth Residential Care Home is amended as follows:

Youth Residential Care Home: A facility providing safe, hygienic, sheltered living arrangements for one (1) or more children, not related by blood, adoption, or marriage to the operator of the facility, who are ambulatory and able to perform the activities of daily living with minimal assistance. For purposes of this definition, a child means any individual who is:

a. Under eighteen (18) years old; or
b. Eighteen (18) to twenty (20) years and in the care and custody of the Child and Family Services Agency or its successor agency.

[3] *Id.*

DEPARTMENT OF ENERGY AND ENVIRONMENT

SECOND NOTICE OF PROPOSED RULEMAKING

Stormwater Management and Soil Erosion and Sediment Control Amendments

The Director of the Department of Energy and Environment, under the authority set forth in the District Department of the Environment Establishment Act of 2005, effective February 15, 2006 (D.C. Law 16-51; D.C. Official Code § 8-151.01, et seq.); the Water Pollution Control Act of 1984, effective March 16, 1985 (D.C. Law 5-188; D.C. Official Code § 8-103.01, et seq.); and Mayor's Order 2006-61, dated June 14, 2006, hereby gives notice of the intent to adopt the following amendments to Chapter 5 (Water Quality and Pollution) of Title 21 (Water and Sanitation) of the District of Columbia Municipal Regulations (DCMR) in not less than thirty (30) days from the date of publication of this notice in the *District of Columbia Register*.

Background and Summary

A proposed rulemaking was previously published in the September 18, 2020, issue of the.*District of Columbia Register* (67 DCR 011107). A final rulemaking for fee adjustments was published in the March 11, 2022, issue of the *District of Columbia Register* (69 DCR 001858).

Since 2013, the regulations have required major regulated projects to install green infrastructure (GI) practices to capture stormwater runoff and protect the District's waterbodies. As an alternative to installing GI on-site, site owners may use Stormwater Retention Credits (SRCs) generated by GI installed elsewhere in the District or pay an in-lieu fee that the Department of Energy and Environment (DOEE or the Department) uses to fund the construction of GI.

In the 2020 Proposed Rule, titled *Green Infrastructure Incentive and Fee Adjustment Amendments*, DOEE described planned updates to the District's stormwater management regulations and created categories of SRCs (High-Impact, Tier I, and Tier II) based on the levels of environmental benefits achieved by different types of projects that generate SRCs. In this proposed rule, DOEE removes the Tier I and Tier II SRCs categories. This proposed rule distinguishes between High-Impact SRCs and all other SRCs, which are now referred to as Low-Impact SRCs.

High-Impact SRCs are generated by GI practices that do the most to increase total runoff retention in the areas of the District that benefit from such practices the most and where it is not required already. High-Impact SRCs have the following characteristics:

1. Installation is after July 1, 2013, which means the practice is increasing the total amount of runoff retention the District achieves.
2. The practice captures stormwater runoff that would otherwise:
    - Drain to the Municipal Separate Storm Sewer System area (MS4 area), where it would flow untreated to the District's waterbodies; and
    - Not be captured at all because there is no construction or renovation project involved that would trigger the stormwater management regulations.

3. The practice is sized so that most of its capacity "fills up" with each storm, which means the majority of the SRCs represent stormwater retention that is achieved frequently instead of occasionally.

Low-Impact SRCs are generated by GI practices that reduce stormwater runoff, but usually in areas where it is already required and less environmentally impactful. Low-Impact SRCs have the following characteristics:

1. Installation could be before July 1, 2013, which means an older GI practice is part of the baseline amount of runoff retention the District achieves instead of increasing overall retention required by federal mandates.
2. The practice captures stormwater runoff that would otherwise:
    - Drain to the Combined Sewer System (CSS), where most of the stormwater is already captured by large tunnels that flow to the DC Water treatment plant (Gray CSS) or by large GI projects that DC Water manages (Green CSS); or
    - Drain to the site of a new construction project that already has a requirement to capture runoff to comply with stormwater management regulations (in any area of the District, whether served by the CSS or MS4).
3. The practice is sized so that the portion of its capacity that generates SRCs only "fills up" with stormwater occasionally.

DOEE's 2020 Proposed Rule also included the following:

1. An option to waive two (2) year storm detention requirements for sites in the Gray CSS area (where large storage tunnels reduce combined sewer overflows) when a project complies with at least fifty percent (50%) of its Stormwater Retention Volume (SWRv) requirement off-site and the site owner uses High-Impact SRCs to comply with the Off-Site Retention Volume (Offv) requirement;
2. Rules to encourage the purchase and use of High-Impact SRCs, which would:
    a. Require SRC buyers to purchase High-Impact SRCs when they are available, and
    b. Require site owners who generate their own SRCs to use High-Impact SRCs for most future projects;
3. New fee rates and fee categories;
4. A clarification that users cannot share login information for the Department's submittal database; and
5. Changes to soil erosion and sediment control (ESC) requirements and exemptions.

Response to Public Comments from 2020 Proposed Rule

DOEE received two (2) comment letters for the 2020 Proposed Rule. This section summarizes these comments; provides DOEE's determinations in response to the comments; and notes any changes DOEE has made in this proposed rule in response to these comments.

1. Clarify SRC terminology.

One commenter sought clarification for the terms Tier I SRC; Tier II SRC; Existing Tier II SRC; Regulated SRC; and CSS SRC. To simplify the various types of SRCs, DOEE has eliminated the

concepts of Tier I, Tier II, and Existing Tier II SRCs. This proposed rule continues to distinguish between High-Impact SRCs and all other types of SRCs, which are now referred to as Low-Impact SRCs.

DOEE has removed the proposed definition of "Regulated SRC" and its use and continues to use the definition of "Voluntary SRC" that was introduced in the 2020 Proposed Rule.

To further clarify the types of SRCs, this proposed rule uses these terms: High-Impact SRC; Low-Impact MS4 SRC; Low-Impact Green CSS SRC; Low-Impact Gray CSS SRC; and Low-Impact Voluntary CSS SRC. DOEE has added or updated definitions of these terms in this proposed rule to provide additional clarification.

2. Creating incentives to build GI.

DOEE received comments that supported prioritizing use of Tier I SRCs; requested limiting Tier I SRCs to High-Impact SRCs; and suggested that construction projects should be required to first purchase High-Impact SRCs before being able to purchase other types of SRCs as ways to ensure optimal environmental benefits to the District and sufficient market demand for High-Impact SRCs. Comments specifically noted concerns and suggested restrictions for the use of Low-Impact SRCs generated by projects installed.

- In the MS4 area before July 19, 2013;
- In the CSS area; and
- To meet regulatory requirements.

DOEE agrees with these recommendations and has incorporated changes in this proposed rule in Section 527, "Stormwater Management: Use of off-site retention through the in-lieu fee or Stormwater Retention Credits." Please see additional explanation in this preamble in the section titled, "Prioritizing High-Impact SRCs."

3. Flexibility for site owners who have multiple projects on the same property.

A commenter recommended that DOEE provide flexibility to site owners who have already invested in GI projects that generate SRCs to meet their Offv(s) by letting these site owners use any type of SRC to meet any type of Offv. DOEE agrees in part with this comment. To ensure that sites that drain to the MS4 achieve sufficient environmental protection, DOEE does not agree with the recommendation that site owners should be able to use any type of SRC to meet any type of Offv. In this proposed rule, DOEE uses the term "self-generate" to refer to a site owner who meets their Offv with SRCs they have certified from their own projects instead of by purchasing SRCs from someone else (for example, by generating one thousand (1,000) SRCs from a project to meet a one thousand (1,000) gallon Offv for another project). DOEE has incorporated changes in this proposed rule that maintain flexibility for site owners who self-generate SRCs in Section 527, "Stormwater Management: Use of Off-Site Retention Through the In-Lieu Fee or Stormwater Retention Credits." Please see additional explanation in this preamble in the section titled, "Prioritizing High-Impact SRCs."

4. Additional exemptions from detention requirements.

A commenter suggested that DOEE provide additional exemptions from detention requirements. DOEE agrees with this recommendation and has incorporated changes in this proposed rule in Section 520, "Stormwater Management: Performance Requirements for Major Land-Disturbing Activity" (Subsection 520.2 (a)(1)) and Section 527, "Stormwater Management: Use of Off-Site Retention Through the In-Lieu Fee or Stormwater Retention Credits" (Subsection 527.8 (b)). Please see additional explanation in this preamble in the section titled, "Two (2) year storm detention exemption in the Gray CSS area."

5. Update to the ninetieth (90th) percentile storm retention standard.

DOEE received a comment requesting the stormwater management regulations be updated to tie retention standards for new construction to a constantly updated ninetieth (90th) percentile storm metric and to a constantly updated eightieth (80th) percentile storm metric for major substantial improvement activities. This comment is outside the scope of this rulemaking, which focuses on updates to prioritize the allowable types of SRCs that major regulated projects may use to comply with an Offv. No changes were made in response to this comment.

6. DC Water should meet the requirements under their consent decree by purchasing SRCs.

A commenter suggested that DC Water meet its consent decree obligation to install GI in the CSS area by creating a program similar to DOEE's SRC Price Lock program. The commenter suggested that DC Water could generate funding for SRC aggregators to install voluntary GI projects in the CSS area by committing to purchase significant amounts of CSS SRCs from these projects. This comment is outside the scope of this rulemaking. No changes were made in response to this comment.

New Provisions and Amendments

In this second proposed rulemaking, DOEE proposes amendments to revise or add the following provisions.

Two (2) year storm detention exemption in the Gray CSS area

Projects in the Gray CSS area (where large storage tunnels reduce combined sewer overflows) already have the flexibility to comply with one hundred percent (100%) of their SWRv off-site requirement by using SRCs generated in the MS4 area. DOEE is adding more flexibility by proposing to waive the two (2) year storm detention requirements for projects that comply with at least fifty percent (50%) of the SWRv requirement off-site and commit to using only High-Impact SRCs. DOEE explained the rationale for this amendment in the preamble to the 2020 proposed rulemaking.

Prioritizing High-Impact SRCs

The preamble to the 2020 proposed rulemaking explains DOEE's rationale for prioritizing High-Impact SRCs to accelerate the construction of voluntary GI in the MS4 area (also referred to in this preamble as "voluntary GI projects" or "voluntary GI practices" meaning that the GI is not installed as part of a major regulated project). This rulemaking is conceptually the same as the 2020 proposed rulemaking and seeks the same intended outcomes.

High-Impact SRCs accelerate progress toward improving water quality of the District's waters, making them fishable and swimmable. Low-Impact SRCs provide site owners with compliance flexibility and historically ensured a sufficient market supply during the development of the SRC market. Now that the SRC market is established and has a sufficient supply of High-Impact SRCs, the sale and use of Low-Impact SRCs instead of High-Impact SRCs significantly slows progress to meet the District's federally mandated environmental targets.

The District has achieved a stable, affordable supply of High-Impact SRCs, encouraged by DOEE programs like the SRC Price Lock Program, which incentivizes SRC aggregators to build large-scale GI projects throughout the MS4 area. High-Impact SRC sellers build GI projects voluntarily (rather than compliance with a regulatory requirement) solely to generate SRCs and sell them for a profit, so they need to recoup the entire project cost.

However, sellers of High-Impact SRCs must compete with sellers of Low-Impact SRCs who can offer lower prices because they are not relying on SRC revenue to finance GI. Low-Impact SRC sellers typically generate SRCs for minimal additional cost by adding a slight excess of retention capacity to GI that they install to meet a regulatory requirement for a construction or renovation project. Because these Low-Impact SRCs are generated from retention capacity that is not used frequently, they do little to protect District waterbodies.

Even though High-Impact SRCs are available and affordable, site owners with an Offv typically purchase Low-Impact SRCs solely because they are less expensive. DOEE already provides a subsidy to help SRC Price Lock participants sell High-Impact SRCs at prices that are competitive with Low-Impact SRC sellers. However, even with this subsidy, SRC aggregators must often sell High-Impact SRCs at a loss because sellers of Low-Impact SRCs can continually reduce their prices and still make a profit.

This market dynamic reduces interest in installing GI projects that generate High-Impact SRCs and could result in site owners using Low-Impact SRCs to comply with most of the District's off-site retention requirements. Because that outcome would significantly reduce water quality benefits District-wide, the SRC program now needs a mechanism to prioritize the use of High-Impact SRCs over Low-Impact SRCs to achieve the District's environmental goals.

This proposed rule will preserve the existing compliance flexibility and increase water quality benefits by requiring site owners who have an Offv to purchase available and affordable High-Impact SRCs before allowing them to purchase Low-Impact SRCs. This approach will make it easier for site owners to know which SRCs they could use and will encourage more projects across the District to use High-Impact SRCs.

The key elements of this proposal are:

1. When purchasing SRCs, buyers must use High-Impact SRCs if they are available. If High-Impact SRCs are unavailable, certain buyers may substitute Low-Impact SRCs to comply with the next single year of Offv requirement. The SRC and Offv Registry (available at http://doee.dc.gov/src) already allows buyers to determine the SRCs they may use for their project(s). DOEE will update the Registry to match these proposed rules when they are made final.

2. When self-generating SRCs to comply with an Offv, any site owner may use High-Impact SRCs. A site owner may also substitute Low-Impact MS4 SRCs unless they have already committed to using High-Impact SRCs to receive a waiver from detention or on-site retention requirements. Depending on where the site is located and the amount of on-site retention, the site owner may also be able to substitute certain Low-Impact CSS SRCs. For site owners with more than one (1) project with Offv requirements, DOEE will inform the site owner which SRCs they may use at which location.

3. All site owners still have the option to pay the in-lieu fee instead of using SRCs.

Permanently satisfying an Offv requirement in the CSS area

Regulated site owners have expressed an interest in taking advantage of off-site compliance flexibility but are cautious about taking on a long-term Offv without an end date. Although site owners can presently comply with their Offv requirement for several years (or decades) at a time, they would also like the option to quantify and comply with their total Offv requirement with a set end date.

DOEE is proposing amendments to terminate an Offv requirement for sites in the Gray CSS area when the site owner uses High-Impact SRCs to obtain thirty (30) consecutive years of Offv at the beginning of their compliance period. This approach would increase demand for High-Impact SRCs; encourage new, voluntary GI practices to be built faster in the MS4 area; and provide significant water quality benefits in the near term.

DOEE is proposing to allow site owners to permanently satisfy an Offv requirement under the following conditions:

1. The project must be located in the Gray CSS;
2. The site owner must submit the initial application to DOEE within three (3) years after:
    - The effective date of this rulemaking; or
    - The date project construction is substantially completed.
3. The site owner must use only High-Impact SRCs for thirty (30) consecutive years by either providing:
    - One (1) application with all thirty (30) years of High-Impact SRCs; or
    - Two (2) applications:
        a. First application with at least four (4) years of High-Impact SRCs and an executed contract committing to purchase the remaining years of High-Impact SRCs within four (4) years; and

b. Second application to DOEE within four (4) years after the first application that includes all remaining High-Impact SRCs.

4. If the site owner has used only High-Impact SRCs for one (1) or more years prior to submitting the first application for thirty (30) year compliance, these years may be included in the application as long as all years of the thirty (30) year compliance period are consecutive without any gaps.

The option to submit four (4) years of SRCs in the initial application helps balance short-term supply and demand in the SRC market. For example, an SRC buyer can buy from an SRC seller that is able to provide the remaining twenty-six (26) years of SRCs, even if they are not all available up-front.

SRC eligibility deadline

DOEE heard concerns from site owners who generate SRCs to meet their own Offv requirements and have difficulty meeting the SRC certification deadlines. DOEE has also heard concerns from SRC generators about market saturation.

Currently, SRC generators must submit their first application to certify SRCs within three (3) years after installing a qualifying GI practice. DOEE certifies SRCs for up to three (3) years at a time. The SRC generator has up to six (6) months after an SRC certification period ends to submit the next application to certify SRCs. If an SRC generator misses either of these deadlines, the SRC generator loses SRC eligibility for that project.

DOEE proposes to extend the six (6) month deadline to allow an SRC generator to submit the next application within three (3) years after the end of the prior certification period. These deadlines will continue to apply to major regulated projects (see Subsections 531.4 and 531.5) and will be removed entirely for voluntary GI projects (see Subsection 531.6). DOEE anticipates these amendments will provide more flexibility to regulated developers who self-generate SRCs, particularly from voluntary projects.

The three (3) year application deadlines are reasonable because they encourage ongoing GI maintenance and still help limit the potential oversupply of Low-Impact SRCs in the market. DOEE also expects these amendments to have minimal impact on the SRC market because other amendments in this proposal prioritize the purchase of High-Impact SRCs.

Other changes

DOEE is proposing language to clarify an existing requirement that users cannot share login credentials or accounts for the Department's submittal database.

DOEE is proposing to allow applicants, subject to DOEE approval, to exclude the cost of solar energy generation when calculating the cost of a major substantial improvement activity.

DOEE is proposing that applicants with projects to construct single-family or two (2) family houses as affordable housing do not have to pay the fee for DOEE to review an application for relief from stormwater requirements due to extraordinarily difficult site conditions.

DOEE is proposing new definitions to describe SRC types, the Green and Gray CSS areas, and the MS4 area. DOEE is revising Sections 501, 520, 522, and 527 to use the new definitions of the Green and Gray CSS areas instead of repeatedly cross referencing the consent decree. DOEE is also removing the definition of "Department of Consumer and Regulatory Affairs" and adding a new definition for its replacement agency, the "Department of Buildings."

Currently, a District-licensed engineer, architect, or land surveyor must design a soil erosion and sediment control (ESC) plan. DOEE is proposing to provide more flexibility by allowing these additional persons to design an ESC plan:

- District-licensed landscape architect, and
- Homeowner or homeowner's licensed contractor, only for projects that do not involve house construction or an addition to the house.

The regulations include a cost-based exemption from ESC requirements. DOEE is proposing to adjust the cost threshold to account for inflation, which means projects of similar scale will continue to be exempt. DOEE is also proposing additional inflation adjustments that will occur automatically and be posted to DOEE's website.

An SRC generator must maintain GI during the SRC certification period and must retire the SRCs from any period when the GI is removed or not maintained. If those SRCs have been sold or used, the SRC generator must retire replacement SRCs. DOEE is proposing new rules to allow any SRC to be replaced by a retired High-Impact SRC and to allow retiring a Low-Impact SRC only when it replaces another Low-Impact SRC.

As a clarification, DOEE is proposing to remove provisions related to the transition to the current stormwater management performance requirements. When DOEE adopted the performance requirements in 2013, the transition period allowed certain projects to comply with performance requirements in the preceding regulations. This has not been an option for new projects since 2020. The regulations will continue to recognize maintenance requirements and SRC eligibility process for projects that were approved to comply with the performance requirements in effect prior to the 2013 rule.

DOEE also proposes minor edits and clarifications, including:

- Clarifications to the inspection process;
- Clarification to the wording of the definition of common plan of development, which does not involve any change to DOEE's process or approach; and
- Consolidation and clarification of SRC eligibility and the SRC certification process.

Technical Corrections

DOEE made the following technical corrections from the rule as proposed.

Typographical and grammatical errors were corrected in:

- Section 599 in the definition of "Building permit" (deleted "Consumer and Regulatory Affairs" and replaced with "Buildings");
- Subsection 500.10 (added ", https://doee.dc.gov/,");
- Subsection 501.1 (added "The fee rates shown in this section went into effect on March 11, 2022, based on the Urban Consumer Price Index for June of 2021.");
- Subsections 501.3, 501.4, 501.6, 501.7, 501.10, 501.13, and 501.14 (added "(as of March 11, 2022)" to the end of each table title);
- Subsection 501.11 (added "(as of March 11, 2022)");
- Subsections 501.14 and 541.1(a) (deleted the hyphen between "(2)" and "family");
- Subsections 501.14 and 524.4(a)(2) (added "Stormwater Retention Volume" and added parentheses around "SWRv");
- Subsection 501.15 (added "two and thirty-six hundredths percent" and added parentheses around "2.36%");
- Subsections 504.4 and 545.5 (deleted "insure" and replaced with "ensure");
- Subsection 517.2 (added "Best Management Practice" and added parentheses around "BMP");
- Subsection 517.2(a) (added "Stormwater Retention Credits" and added parentheses around "SRCs");
- Subsection 517.4 (deleted "this chapter," and added "of this chapter");
- Subsection 517.5 (deleted "purposes" and replaced with "purpose");
- Subsections 517.5(a) and 517.5(b) (added "(a)" and "(b)");
- Subsections 517.6 and 522.4(c) (added "Public Right-of-Way" and added parentheses around "PROW");
- Subsection 517.7(a)(1) (added "(SWMG)");
- Subsections 517.7(a)(2) and 524.2 (added "(SWMP)");
- Subsection 517.7(d) (deleted "Best Management Practice" and deleted parentheses around "BMP");
- 520 (added hyphens to RIGHT OF WAY as follows: "RIGHT-OF-WAY");
- Subsections 520.2 and 521.1 (added hyphens to "Public Right of Way" as follows: "Public Right-of-Way");
- Subsection 520.2(a) (deleted the hyphen between "(2)" and "year");
- Subsection 520.2(a)(2)(B) (deleted "runs" and replaced with "run");
- Subsection 520.2(b) (deleted the hyphen between "(15)" and "year");
- Subsection 520.2(c) (deleted the hyphen between "(24)" and "hour")
- Subsections 520.2(c) and 520.2(c)(2)(B) (deleted the hyphen between "(100)" and "year");
- Subsection 520.2(c)(1) (added "Federal Emergency Management Agency" and added parentheses around "FEMA");
- ;
- Subsections 520.3, 522.4, 524.4, 524.5(a), and 524.5(b) (deleted the hyphen between "(24)" and "hour" and deleted the hyphen between "(72)" and "hour");

- Subsections 520.3, 520.3(a), 520.3(c), 520.4, 520.4(a), 520.5, 520.5(a), 520.5(b), 520.5(c), 520.5(d), 521.6, 521.6(a), 521.6(b), 521.6(c), 521.6(d), 522.4(c), and 524.4(a)(2) (added "one and two-tenths" before "1.2" and added parentheses around "1.2");
- Subsections 520.3(a), 522.4(a), 524.4(b), and 524.5(b)(2) (deleted "0" from "0.95", "0.25", and "0.00");
- Subsection 520.3(a) (deleted "Stormwater Retention Volume" and added parentheses around "SWRv");
- Subsections 520.3(a), 522.4(a), 524.4(b), and 524.5(b)(2) (added "+ ($Rv_B \times B$)", added a colon after "where", added "RvB = .95 (runoff coefficient for BMP cover)", added "B = post-development BMP cover surface area", added a comma after each list item, and deleted "the surface area under a BMP shall be calculated as part of the impervious cover (I)");
- Subsections 520.4(a)(1) and 522.5(a)(1) (deleted "the Department" and capitalized "Approves");
- Subsections 520.4(b), 522.5(b), 524.7 (added "pursuant to § 527");
- Subsections 520.4(a) and 522.5(a) (deleted "on-site" after "retain", added "on-site" after "SWRv", and added "the Department");
- Subsections 521.2(a), and 521.6(e) (added "pursuant to § 527, as applicable");
- Subsection 520.5(a) (added "Combined Sewer System" and added parentheses around "CSS");
- Subsections 520.5(e), 521.6(f), 522.6(e), 524.4, 524.4(a), 524.4(a)(1), 524.5(b), 524.5(b)(1), 524.5(b)(1)(A), 545.6(b)(1), 545.6(b)(2), 545.6(b)(3), and 599.1 for the definition of "Stormwater Retention Credit Ceiling" (added "one and seven-tenths" before "1.7" and added parentheses around "1.7");
- Section 521 (added hyphens to "RIGHT OF WAY" as follows: "RIGHT-OF-WAY");
- Subsection 521.1 (deleted the second occurrence of "(a)" and replaced with "(b)");
- Subsection 521.2(c) (deleted "for installing" and replaced with "to install");
- Subsection 521.5(a) (deleted "in order" before "to");
- Subsection 521.5(b)(6) (added a period after "people");
- Subsections 521.6(a) and 522.6(a) (changed "an" to "a", added "Site Drainage Area", added parentheses around "SDA", added "Combined Sewer System", and added parentheses around "CSS");
- Subsection 521.6(d) (deleted the comma and added "for the entire site");
- Subsection 522.1 (added a hyphen between "land" and "disturbing" in three (3) places, deleted the comma between "activity" and "or", added "if it", and added a comma after "otherwise");
- Subsection 522.4 (deleted "a" and replaced with "an");
- Subsections 522.4, 522.4(a), 522.5, 522.5(a), 522.6, 522.6(a), 522.6(b), 522.6(c), and 522.6(d) (added "eight-tenths" before "0.8", changed "0.8" to "(.8)", and added "of an" before "inch");
- Subsection 522.4(c) (deleted two (2) commas);
- Subsection 522.6(c) (added "(1)" after the word "one");
- Subsection 522.4(a) (deleted the second square bracket "]" after "(RvN × N)]");

- Subsection 524.4(a) (added "Water Quality Treatment Volume" and placed parentheses around "WQTV");
- Subsections 524.5(a) and 524.5(b)(1)(B) (added "one" and added parentheses around "1.0");
- Subsection 524.6 (deleted "A major regulated project in the AWDZ" and added "An AWDZ site");
- Subsection 524.6(a) (changed "Total Suspended Solids" to lower case);
- Subsection 524.8 (added "one and one-quarter" and added parentheses around "1.25");
- Subsection 530.2 (moved "annually" later in the sentence, deleted "base", deleted "to account", deleted "using the Urban Consumer Price Index published by the United States Bureau of Labor Statistics" and replaced with "pursuant to § 501.1");
- Subsection 541.1(a)(4) (added "and" after the semicolon);
- Subsection 541.1(a)(5)(B) (added "(10)" after "ten" and deleted "(10 ft)" after "feet");
- Subsection 541.1(e)(1) (deleted "must" and replaced with "shall" and deleted "in accordance with" and replaced with "pursuant to");
- Subsection 541.1(f) (added "(50)" after "fifty" and deleted "(50 ft2)" after "feet");
- Subsection 545.5 (deleted "must" and replaced with "shall");
- Subsection 545.5(b) (added "(25)" after "twenty-five" and deleted "(25 ft)" after "feet");
- Section 599, definition of "Common plan of development" (added "(Common Plan)"); and
- Section 599, definition of "Site" (corrected spelling by replacing the number "1" with the lower case letter "L" at the beginning of the words "land" and "lots" and added a comma between "lot" and "or").

Omission errors were corrected. When the 2020 amendments were published, new text numbered as subsections 528.12, 528.13, and 528.14 was added in Section 527 instead of Section 528, which inadvertently removed the existing Subsections 527.12, 527.13, and 527.14. In this proposed rulemaking, these subsections are restored as follows:

- Former Subsection 527.12 is now Subsection 527.3(a)(1) and has been edited to remove information that is stated earlier in this subsection.
- Former Subsection 527.13 is now Subsection 527.14 with no changes to the original wording.
- Former Subsection 527.14 is now Subsection 527.17 and has been edited lightly for clarity.

Formatting errors were corrected in:

- Subsections 501.3 and 501.4 (removed the border around the table title);
- Subsection 501.3 (aligned the column header "Payment Requirement" to the left");
- Subsection 501.4 (added a missing section of the table border and centered the column heading "Fees by Combined Area of Land Disturbance and Substantial Improvement Building Footprint");
- Subsection 501.14 (made the borders of all cells in the table the same thickness);

- Subsection 517.2(c) (removed an extra space between "person" and "conducting"); and
- Subsections 520.3(a), 522.4(a), 524.4(b), and 524.4)b)(2) (moved the "where" statement to the next line after the equation).

Chapter 5, WATER QUALITY AND POLLUTION, of Title 21 DCMR, WATER AND SANITATION, is amended as follows:

Section 500, GENERAL PROVISIONS, is amended as follows:

Subsection 500.10 is amended to read as follows:

500.10 Except as otherwise provided in this chapter, all submittals to the Department shall be made through the Department's submittal database, which is available on the Department's website from any device with an internet connection. Instructions for submittal of any printed plans required by this chapter will be provided on the Department's website, https://doee.dc.gov, or through the Department's submittal database.

A new subsection 500.11 is added to read as follows:

500.11 A person shall not create or use a submittal database account associated with:

(a) The name or email address of another person; or

(b) An email address shared with one or more other people.

Section 501, FEES, is amended as follows:

Subsection 501.1 is amended to read as follows:

501.1 Each year, the fees in this section shall increase by the percentage, if any, by which the Urban Consumer Price Index for June of the calendar year exceeds the Urban Consumer Price Index for June of the previous year. Each inflation adjustment shall be posted to the Department's website. The fee rates shown in this section went into effect on March 11, 2022, based on the Urban Consumer Price Index for June of 2021.

Subsection 501.3, Table 1 is amended to read as follows:

501.3 An applicant for Department approval of a soil erosion and sediment control plan shall pay the fees in Table 1 for Department services at the indicated time, as applicable:

Table 1. Fees for Soil Erosion and Sediment Control Plan Review (as of March 11, 2022)

Payment Type	Payment Requirement	Fees by Land Disturbance Type		
		Residential	All Other	
		≥ 50 ft² and < 500 ft²	≥ 50 ft² and < 5,000 ft²	≥ 5,000 ft²
Initial	Due upon filing for building permit	$55.20	$480.26	$1,181.32
Final	Due before building permit is issued	n/a		$0.17 per 100 ft²
• Clearing and grading > 5,000 ft²				
• Excavation base fee		n/a	$480.26	
• Excavation > 66 yd³		$0.11 per yd³		
• Filling > 66 yd³		$0.11 per yd³		
Supplemental	Due before building permit is issued	$110.40	$110.40	$1,104.04
Revision	Due upon review	$55.20	$55.20	$552.02

Subsection 501.4 is amended to read as follows:

501.4 An applicant for Department approval of a Stormwater Management Plan (SWMP) shall pay the fees in Table 2 for Department services at the indicated time:

Table 2. Fees for Stormwater Management Plan Review (as of March 11, 2022)

Payment Type	Payment Requirement	Fees by Combined Area of Land Disturbance and Substantial Improvement Building Footprint	
		≥ 5,000 ft² and ≤ 10,000 ft²	> 10,000 ft²
Initial	Due upon filing for building permit	$3,643.32	$6,734.62
Final	Due before building permit is issued	$1,656.06	$2,649.69
Supplemental	Due before building permit is issued	$1,104.04	$2,208.07
Revision	Due upon review	$552.02	$1,104.04

Subsection 501.5 is amended to read as follows:

501.5 A person requesting a service from the Department that is listed in Table 3 shall pay the corresponding fee before:

(a) Receiving the service from the Department, if a building permit is not required; or

(b) The building permit is issued, if a building permit is required.

Subsection 501.6 is amended to read as follows:

501.6 In Table 3, the applicant's corresponding fee:

(a) Is required for Department review of a Stormwater Pollution Prevention Plan if the site is regulated under the Construction General Permit issued by

Region III of the United States Environmental Protection Agency; and

(b) Is not required for Department review of an application for relief from extraordinarily difficult site conditions for a plan to construct a single-family or two (2) family house as affordable housing pursuant to § 518.14.

Table 3. Fees for Additional Services (as of March 11, 2022)

Review or Inspection Type	Fees by Combined Area of Land Disturbance and Substantial Improvement Building Footprint	
	≤ 10,000 ft²	> 10,000 ft²
Soil characteristics inquiry	$165.61	
Geotechnical report review	$77.28 per hour	
Pre-development review meeting	No charge for first hour $77.28 per additional hour	
After-hours inspection fee	$55.20 per hour	
Stormwater Pollution Prevention Plan review	$1,214.44	
Dewatering pollution reduction plan review	$1,214.44	$2,318.48
Application for relief from extraordinarily difficult site conditions	$552.02	$1,104.04

Subsection 501.7 is amended to read as follows:

501.7 An applicant for Department approval of a SWMP for a project being conducted solely to install a Best Management Practice (BMP) or land cover for Department certification of a Stormwater Retention Credit (SRC) shall pay the fees in Table 4 for Department services at the indicated time, except that:

(a) A person who is paying a review fee in Table 2 for a major regulated project shall not be required to pay a review fee in Table 4 for the same project; and

(b) A person who has paid each applicable fee to the Department for its review of a SWMP shall not be required to pay a review fee in Table 4 for the same project:

Table 4. Fees for Review of Stormwater Management Plan to Certify Stormwater Retention Credits (as of March 11, 2022)

Payment Type	Payment Requirement	Fees by Combined Area of Land Disturbance and Substantial Improvement Building Footprint	
		≤ 10,000 ft²	> 10,000 ft²
Initial	Due upon filing for building permit	$634.82	$938.43
Final	Due before building permit is issued	$138.00	$220.81
Supplemental	Due before building permit is issued	$552.02	

Revision	Due upon review	$276.01

Subsection 501.10 is amended to read as follows:

501.10 An applicant for Department approval of a Green Area Ratio plan shall pay the fees in Table 5 for Department services at the indicated time:

Table 5. Fees for Review of Green Area Ratio Plan (as of March 11, 2022)

Payment Type	Payment Requirement	Fees by Combined Area of Land Disturbance and Substantial Improvement Building Footprint	
		≤ 10,000 ft^2	> 10,000 ft^2
Initial	Due upon filing for building permit	$1214.44	$2,244.87
Final	Due before building permit is issued	$552.02	$883.23
Supplemental	For reviews after first resubmission	$368.01	$736.02
Revision	Due upon review	$184.05	$368.01

Subsection 501.11 is amended to read as follows:

501.11 The in-lieu fee (as of March 11, 2022) shall be three dollars and eighty-six cents ($3.86) per year for each gallon of Off-Site Retention Volume (Offv), and the Department shall use these fees to construct green infrastructure, as follows:

(a) In-lieu fees paid for regulated projects in the Green Combined Sewer System (CSS) area shall be used to fund projects in the Green CSS area; and

(b) In-lieu fees paid for regulated projects in combined sewersheds shall not be used to fund projects that are located in the Gray CSS area.

Subsection 501.13 is amended to read as follows:

501.13 A person shall pay the fees in Table 6 for the indicated resource before receipt of the printed resource:

Table 6. Fees for Printed Resources (as of March 11, 2022)

Paper Copies of Documents	Cost
District Standards and Specifications for Soil Erosion and Sediment Control	$55.20
District Stormwater Management Guidebook	$96.51
District Erosion and Sediment Control Standard Notes and Details (24 in x 36 in)	$27.60
District Erosion and Sediment Control Manual	$46.04
District Erosion and Sediment Control Field Handbook	$27.60

Subsection 501.14 is amended to read as follows:

501.14 If a project that consists entirely of single- and two (2) family affordable houses is eligible for consideration under the practicable process described in § 518.14, or satisfies less than fifty percent (50%) of the Stormwater Retention Volume (SWRv) on-site as described in §§ 520.4(a)(2) or 522.5(a)(2), then the applicant for Department approval of a SWMP shall pay the reduced fees in Table 7 for Department services at the indicated time, as applicable, except that:

(a) A person who is paying a review fee in Table 2 for a major regulated project shall not be required to pay a review fee in Table 7 for the same project; and

(b) A person who has paid each applicable fee to the Department for its review of a SWMP shall not be required to pay a review fee in Table 7 for the same project:

Table 7. Reduced Fees for Stormwater Management Plan Review (as of March 11, 2022)

Payment Type	Payment Requirement	Fees by Combined Area of Land Disturbance and Substantial Improvement Building Footprint	
		≥ 5,000 ft² and ≤ 10,000 ft²	> 10,000 ft²
Initial	Due upon filing for building permit	$2,732.49	$5,050.97
Final	Due before building permit is issued	$1,242.04	$1,987.27
Supplemental	Due before building permit is issued	$828.03	$1,656.06
Revision	Due upon review	$414.02	$828.03

Subsection 501.15 is amended to read as follows:

501.15 If a person chooses to pay a fee in this chapter through an online payment platform, the fee shall be two and thirty-six hundredths percent (2.36%) higher.

Section 504, STOP WORK ORDERS, is amended as follows:

Subsection 504.4 is amended to read as follows:

504.4 The Department shall:

(a) Post the stop work order at the property; and

(b) Send the stop work order in a manner likely to ensure receipt, including first-class mail, fax with return receipt, email with return read receipt, or hand-delivery with certification of service.

Section 517, STORMWATER MANAGEMENT: EXEMPTIONS, is amended as follows:

Subsection 517.2 is amended to read as follows:

517.2 A land-disturbing or substantial improvement activity shall be exempt from the requirements of §§ 520 (Stormwater Management: Performance Requirements For Major Land-Disturbing Activity), 522 (Stormwater Management: Performance Requirements For Major Substantial Improvement Activity), and 529 (Stormwater Management: Covenants and Easements) if the Department determines that the activity is conducted solely to install a Best Management Practice (BMP) or land cover that retains stormwater for one (1) or more of the following purposes:

(a) To generate Stormwater Retention Credits (SRCs);

(b) To earn a stormwater fee discount under the provisions of this chapter;

(c) To voluntarily reduce stormwater runoff in a manner that would be eligible to either generate SRCs or a stormwater fee discount, even if the person conducting the activity does not intend to apply to either program;

(d) To provide for off-site retention through in-lieu fee payments;

(e) To comply with a Watershed Implementation Plan established under a Total Maximum Daily Load for the Chesapeake Bay; or

(f) To reduce Combined Sewer Overflows (CSOs) in compliance with a court-approved consent decree, including court-approved modifications, for reducing CSOs in the District, or in compliance with a National Pollutant Discharge Elimination System permit.

Subsection 517.4 is amended to read as follows:

517.4 Land disturbance conducted solely to respond to an emergency need to protect life, limb, or property or to conduct emergency repairs shall be exempt from the requirement to comply with the stormwater management provisions of §§ 516-533 of this chapter.

Subsection 517.5 is amended to read as follows:

517.5 For the purpose of calculating the cost of a major substantial improvement to a building or structure, an applicant:

(a) Shall include the cost to replace infrastructure commonly found in a building or structure, such as mechanical, electrical, and plumbing equipment, which includes the boilers and furnaces that are part of the heating and cooling system; and

(b) May exclude the cost to install solar energy generation and replace manufacturing and industrial equipment, including pumps, valve chambers, and wastewater treatment facilities.

Subsection 517.6 is amended to read as follows:

517.6 A land-disturbing activity in the existing Public Right-of-Way (PROW) is exempt from the requirements in § 520 (Performance Requirements for Major Land-Disturbing Activity) for maintaining post-development peak discharge rates.

Subsection 517.7 is amended to read as follows:

517.7 The portion of a land-disturbing activity that consists of the installation or replacement of athletic playing fields, permeable athletic tracks, or permeable playground surfaces shall be exempt from the stormwater management requirements of this chapter, provided that:

(a) The land-disturbing activity complies with the post-development peak discharge performance requirements for major land-disturbing activity as documented on:

(1) A Soil Erosion and Sediment Control Plan approved by the Department that shows the project is designed according to the drainage layer and orifice sizing specifications described in the Department's Stormwater Management Guidebook (SWMG); or

(2) A Stormwater Management Plan (SWMP) approved by the Department;

(b) The pre-project land cover is compacted cover or impervious cover;

(c) The athletic playing field, permeable athletic track, or permeable playground surface is located at a school or public park and is made available for use by the general public; and

(d) If the athletic playing field, permeable athletic track, or permeable playground surface drains to a BMP, any gallon retained by the BMP shall only be eligible for SRC certification if the gallon is retained in excess of the stormwater retention and treatment performance requirements of this chapter for the area that is otherwise exempt pursuant to this subsection.

Section 520, STORMWATER MANAGEMENT: PERFORMANCE REQUIREMENTS FOR MAJOR LAND-DISTURBING ACTIVITY, is amended as follows:

Subsection 520.2 is amended to read as follows:

520.2 A site that undergoes a major land-disturbing activity, except the area of a site that is in the existing Public Right-of-Way (PROW), shall maintain the following:

(a) Post-development peak discharge rate for a twenty-four (24) hour, two (2) year frequency storm event at a level that is equal to or less than the storm event's pre-development peak discharge rate unless:

(1) The Department provides a waiver, which shall be granted if:

(A) The site retains less than fifty percent (50%) of the Stormwater Retention Volume (SWRv) on site in the Gray Combined Sewer System (Gray CSS) area from a drainage area that is not targeted for sewer separation as documented in capital improvement budgets; and

(B) The site owner signs an agreement committing the project to use only High-Impact Stormwater Retention Credits (SRCs) to comply with its Off-site Retention Volume (Offv) requirement pursuant to § 527; or

(2) The site's discharge:

(A) Flows directly or through the separate sewer system to the main stem of the tidal Potomac or Anacostia Rivers, the Washington Channel, or the Chesapeake and Ohio Canal;

(B) Does not flow into or through a tributary to those waterbodies that run above ground or for which the Department has created or received plans or documentation stating the waterbody will be daylighted to run above ground; and

(C) Will not cause erosion of land or transport of sediment;

(b) Post-development peak discharge rate for a twenty-four (24) hour, fifteen (15) year frequency storm event at a level that is equal to or less than the storm event's pre-project peak discharge rate; and

(c) Post-development peak discharge rate from a twenty-four (24) hour, one hundred (100) year storm event at a level that is equal to or less than the storm event's pre-project peak discharge rate if the site:

(1) Increases the size of a Special Flood Hazard Area as delineated on the effective Federal Emergency Management Agency (FEMA) Flood Insurance Rate Map; or

(2) Meets the following two (2) conditions:

(A) Does not discharge to the sewer system; and

(B) Has a post-development peak discharge rate for a one hundred (100) year storm event that will cause flooding to a building.

Subsection 520.3 is amended to read as follows:

520.3 A site that undergoes a major land-disturbing activity shall retain the rainfall from a one and two-tenths (1.2) inch rainfall event, which is the ninetieth (90th) percentile rainfall event for the District of Columbia, measured for a twenty-four (24) hour rainfall event with a seventy-two (72) hour antecedent dry period by:

(a) Employing each BMP necessary to retain the one and two-tenths (1.2) inch SWRv, calculated as follows:

$$SWRv = P \times [(Rv_N \times N) + (Rv_C \times C) + (Rv_I \times I) + (Rv_B \times B)] \times 7.48 / 12$$

where:

SWRv = volume, in gallons, required to be retained,

P = 90th percentile rainfall event for the District (1.2 inches),

Rv_N = .00 (runoff coefficient for natural cover),

Rv_C = .25 (runoff coefficient for compacted cover),

Rv_I = .95 (runoff coefficient for impervious cover),

Rv_B = .95 (runoff coefficient for BMP cover),

N = post-development natural cover surface area,

C = post-development compacted cover surface area,

I = post-development impervious cover surface area,

B = post-development BMP cover surface area;

(b) Employing each post-development land cover factored into the SWRv; and

(c) Calculating separately and achieving the SWRv, with P equal to one and two-tenths (1.2) inches, for the portion of land-disturbing activity that is in the existing PROW, pursuant to § 521.

Subsection 520.4 is amended to read as follows:

520.4 A site that undergoes a major land-disturbing activity may comply with the one and two-tenths (1.2) inch SWRv requirement on-site, off-site when not otherwise prohibited by this chapter, or through a combination of on-site retention and off-site retention, under the following conditions:

(a) The site shall retain on-site a minimum of fifty percent (50%) of the one and two-tenths (1.2) inch SWRv, calculated for the entire site, unless the Department:

(1) Approves an application for relief from extraordinarily difficult site conditions; or

(2) Provides a waiver, which shall be granted if:

(A) The site drains into the Gray CSS from a drainage area that is not targeted for sewer separation as documented in capital improvement budgets; and

(B) The site owner signs an agreement committing the project to use only High-Impact SRCs or Voluntary Combined Sewer System SRCs (Voluntary CSS SRCs) to comply with its Offv requirement pursuant to § 527; and

(b) Pursuant to § 527, the site shall use off-site retention for any portion of the SWRv that is not retained on-site.

Subsection 520.5 is amended to read as follows:

520.5 A site that undergoes a major land-disturbing activity may comply with on-site retention requirements by retaining more than the one and two-tenths (1.2) inch SWRv for an area of the site, subject to the following conditions:

(a) Unless a Site Drainage Area (SDA) drains into the Combined Sewer System (CSS) or the Department approves an application for relief from extraordinarily difficult site conditions, at least fifty percent (50%) of the one and two-tenths (1.2) inch SWRv from the SDA shall be:

(1) Retained; or

(2) Treated to remove eighty percent (80%) of total suspended solids;

(b) Unless an SDA drains into the CSS or the Department approves an application for relief from extraordinarily difficult site conditions, the entirety of an area intended for use or storage of motor vehicles shall drain to each necessary BMP so that at least fifty percent (50%) of the one and two-tenths (1.2) inch SWRv flowing from that entire area is retained or

treated;

(c) Retention in excess of a one and two-tenths (1.2) inch SWRv for one area of the site may be applied to the volume required for another area of the site;

(d) Unless the Department approves an application for relief from extraordinarily difficult site conditions or waives the minimum on-site retention requirement pursuant to § 520.4(a)(2), the property owner shall ensure that the site retains a minimum of fifty percent (50%) of the one and two-tenths (1.2) inch SWRv for the entire site; and

(e) Retention of volume greater than that from a one and seven-tenths (1.7) inch rainfall event, calculated using the SWRv equation as stated in § 520.3(a) with a P equal to one and seven-tenths (1.7) inches, shall not be counted toward on-site retention.

Section 521, STORMWATER MANAGEMENT: PERFORMANCE REQUIREMENTS FOR MAJOR LAND-DISTURBING ACTIVITY CONSISTING OF BRIDGE, ROADWAY, AND STREETSCAPE PROJECTS IN THE EXISTING PUBLIC RIGHT OF WAY, is amended as follows:

The section title is amended to read as follows:

521 STORMWATER MANAGEMENT: PERFORMANCE REQUIREMENTS FOR MAJOR LAND-DISTURBING ACTIVITY CONSISTING OF BRIDGE, ROADWAY, AND STREETSCAPE PROJECTS IN THE EXISTING PUBLIC RIGHT-OF-WAY

Subsection 521.1 is amended to read as follows:

521.1 This section applies only to the portion of a major regulated project that consists entirely of bridge, roadway, streetscape, or railway work:

(a) In the existing Public Right-of-Way (PROW); or

(b) In the existing PROW and in the public space associated with the PROW.

Subsection 521.2 is amended to read as follows:

521.2 A project in the existing PROW may comply with a requirement in this chapter to retain a Stormwater Retention Volume (SWRv) by:

(a) Retaining fifty percent (50%) of the SWRv on site and using off-site retention for the remaining volume pursuant to §527, as applicable;

(b) Achieving the SWRv; or

(c) Retaining the SWRv on site to the maximum extent practicable (MEP), after proving that each opportunity to install retention capacity has been exhausted, as described in the Department's Stormwater Management Guidebook (SWMG).

Subsection 521.5 is amended to read as follows:

521.5 A project in the existing PROW that elects to retain the SWRv on site to the MEP shall provide the following information demonstrating technical infeasibility or environmental harm:

(a) Detailed explanation of each opportunity for on-site installation of a BMP that was considered and rejected, and the reasons for each rejection, including each opportunity that could be created by reducing roadway width to create an expanded area for retention of the SWRv or treatment of the WQTv between the curb line and private property; and

(b) Evidence of site conditions limiting each opportunity for a BMP, including, as applicable:

(1) Data on soil and groundwater contamination;

(2) Data from percolation testing;

(3) Documentation of the presence of utilities requiring impermeable protection or a setback;

(4) Documentation of structural requirements that would not be satisfied by a BMP;

(5) Evidence of the applicability of a statute, regulation, court order, pre-existing covenant, or other restriction having the force of law; and

(6) Evidence of a District-approved use for the safe and effective transport of goods or people.

Subsection 521.6 is amended to read as follows:

521.6 A major regulated project in the existing PROW may comply with on-site retention requirements by retaining more than the one and two-tenths (1.2) inch SWRv for an area of the site or for an area that drains to the site, subject to the following conditions:

(a) Unless a Site Drainage Area (SDA) drains into the Combined Sewer System (CSS) or the Department approves an application for relief from extraordinarily difficult site conditions, at least fifty percent (50%) of the one and two-tenths (1.2) inch SWRv from the SDA shall be:

(1) Retained; or

(2) Treated to remove eighty percent (80%) of total suspended solids to the MEP;

(b) Unless an SDA drains into the CSS or the Department approves an application for relief from extraordinarily difficult site conditions, the entirety of an area intended for use or storage of motor vehicles shall drain to each necessary BMP so that at least fifty percent (50%) of the one and two-tenths (1.2) inch SWRv flowing from that entire area is retained or treated to the MEP;

(c) Retention in excess of a one and two-tenths (1.2) inch SWRv for one (1) area of the site or an area that drains to the site may be applied to the volume required for another area of the site;

(d) On-site BMPs shall retain a minimum of fifty percent (50%) of the one and two-tenths (1.2) inch SWRv requirement for the entire site unless the project complies with the SWRv requirement to the MEP;

(e) Any site that retains less than fifty percent (50%) of the SWRv requirement on-site shall use off-site retention pursuant to §527, as applicable, unless the project the complies with the SWRv to the MEP; and

(f) Retention of volume greater than that from a one and seven-tenths (1.7) inch rainfall event, calculated using the SWRv equation with a P equal to one and seven-tenths (1.7) inches, shall not be counted toward on-site retention.

Section 522, STORMWATER MANAGEMENT: PERFORMANCE REQUIREMENTS FOR MAJOR SUBSTANTIAL IMPROVEMENT ACTIVITY, is amended as follows:

Subsection 522.1 is amended to read as follows:

522.1 If land disturbance associated with a major substantial improvement activity constitutes a major land-disturbing activity or is part of a common plan of development with a major land-disturbing activity, then it shall comply with the performance requirements for a major land-disturbing activity pursuant to § 520; otherwise, it shall comply with the provisions of this section.

Subsection 522.3 is amended to read as follows:

522.3 A site that undergoes a major substantial improvement activity shall employ each Best Management Practice (BMP) and land cover necessary to meet the requirements of this section until site redevelopment that follows a Department-approved Stormwater Management Plan (SWMP) occurs.

Subsection 522.4 is amended to read as follows:

522.4 A site that undergoes a major substantial improvement activity shall retain the rainfall from an eight-tenths (.8) of an inch rainfall event, which is the eightieth (80th) percentile rainfall event for the District of Columbia, measured for a twenty-four (24) hour storm with a seventy-two (72) hour antecedent dry period by:

(a) Employing each BMP necessary to retain the eight-tenths (.8) of an inch Stormwater Retention Volume (SWRv), calculated as follows:

$$SWRv = P \times [(Rv_N \times N) + (Rv_C \times C) + (Rv_I \times I) + (Rv_B \times B)\ ] \times 7.48\ /12$$

where:

The surface area shall include the combined total of the substantially improved building footprint and the land disturbance,

SWRv = volume, in gallons, required to be retained,

P = 80^{th} percentile rainfall event for the District (.8 inches),

Rv_N = .00 (runoff coefficient for natural cover),

Rv_C = .25 (runoff coefficient for compacted cover),

Rv_I = .95 (runoff coefficient for impervious cover),

Rv_B = .95 (runoff coefficient for BMP cover),

N = post-development natural cover surface area,

C = post-development compacted cover surface area,

I = post-development impervious cover surface area,

B = post-development BMP cover surface area;

(b) Employing each post-development land cover factored into the SWRv; and

(c) Calculating separately and achieving the SWRv, with P equal to one and two-tenths (1.2) inches for the portion of land-disturbing activity that is in the existing Public Right-of-Way (PROW) in compliance with § 521.

Subsection 522.5 is amended to read as follows:

522.5 A site that undergoes a major substantial improvement activity may comply with the eight-tenths (.8) of an inch SWRv requirement on-site or through a combination of on-site retention and off-site retention, under the following conditions:

(a) The site shall retain a minimum of fifty percent (50%) of the eight-tenths (.8) of an inch SWRv on-site, calculated for the entire site, unless the Department:

(1) Approves an application for relief from extraordinarily difficult site conditions; or

(2) Provides a waiver, which shall be granted if:

(A) The site drains into the Gray Combined Sewer System (Gray CSS) from a drainage area that is not targeted for sewer separation, as documented in capital improvement budgets; and

(B) The site owner signs an agreement committing the project to use only High-Impact Stormwater Retention Credits (High-Impact SRCs) or Voluntary Combined Sewer System Stormwater Retention Credits (Voluntary CSS SRCs) to comply with its Off-site Retention Volume (Offv) requirement pursuant to § 527; and

(b) Pursuant to § 527, the site shall use off-site retention for the portion of the SWRv that is not retained on-site

Subsection 522.6 is amended to read as follows:

522.6 A site that undergoes a major substantial improvement activity may comply with on-site retention requirements by retaining more than the eight-tenths (.8) of an inch SWRv for an area of the site, subject to the following conditions:

(a) Unless a Site Drainage Area (SDA) drains into the CSS or the Department approves an application for relief from extraordinarily difficult site conditions, at least fifty percent (50%) of the eight-tenths of an inch (.8 inch) SWRv from the SDA shall be:

(1) Retained; or

(2) Treated to remove eighty percent (80%) of total suspended solids;

(b) Unless an SDA drains into the CSS or the Department approves an application for relief from extraordinarily difficult site conditions, the entirety of an area intended for use or storage of motor vehicles shall drain to each necessary BMP so that at least fifty percent (50%) of the eight-tenths (.8) of an inch SWRv flowing from that entire area is retained or treated;

(c) Retention in excess of an eight-tenths (.8) of an inch SWRv for one (1) area of the site may be applied to the volume required for another area of the site;

(d) Unless the Department approves an application for relief from extraordinarily difficult site conditions or waives the minimum on-site retention requirement pursuant to § 522.5(a)(2), the property owner shall ensure that the site retains a minimum of fifty percent (50%) of the eight-tenths (.8) of an inch SWRv for the entire site; and

(e) Retention of volume greater than that from a one and seven-tenths (1.7) inch rainfall event, calculated using the SWRv equation with a P equal to one and seven-tenths (1.7) inches, shall not be counted toward on-site retention.

Section 524, STORMWATER MANAGEMENT: PERFORMANCE REQUIREMENTS FOR MAJOR REGULATED PROJECTS IN THE ANACOSTIA WATERFRONT DEVELOPMENT ZONE, is amended as follows:

Subsection 524.2 is amended to read as follows:

524.2 An AWDZ site shall employ each Best Management Practice (BMP) and land cover necessary to meet the requirements of this section until site redevelopment that follows a Department-approved Stormwater Management Plan (SWMP) occurs.

Subsection 524.4 is amended to read as follows:

524.4 An AWDZ site that undergoes a major land-disturbing activity shall retain the rainfall from a one and seven-tenths (1.7) inch rainfall event, which is the ninety-fifth (95th) percentile rainfall event for the District of Columbia, measured for a twenty-four (24) hour rainfall event with a seventy-two (72) hour antecedent dry period by:

(a) Employing each BMP necessary to treat the one and seven-tenths (1.7) inch Water Quality Treatment Volume (WQTv) equal to the difference between:

(1) The post-development runoff from the one and seven-tenths (1.7) inch rainfall event; and

(2) The one and two-tenths (1.2) inch Stormwater Retention Volume (SWRv);

(b) Calculating the WQTv in subsection (a) as follows:

$WQTv = (P \times [(Rv_N \times N) + (Rv_C \times C) + (Rv_I \times I) + (Rv_B \times B)] \times 7.48 /12) - SWRv$

where:

The surface area shall include the combined total of the substantially improved building footprint and the land disturbance,

WQTv = volume, in gallons, required to be retained or treated, above and beyond the SWRv,

SWRv = volume, in gallons, required to be retained,

P = 95^{th} percentile rainfall event for the District (1.7 inches),

Rv_N = .00 (runoff coefficient for natural cover),

Rv_C = .25 (runoff coefficient for compacted cover),

Rv_I = .95 (runoff coefficient for impervious cover),

Rv_B = .95 (runoff coefficient for BMP cover),

N = post-development natural cover surface area;

C = post-development compacted cover surface area,

I = post-development impervious cover surface area,

B = post-development BMP cover surface area; and

(c) Employing each post-development land cover factored into the WQTv.

Subsection 524.5 is amended to read as follows:

524.5 An AWDZ site that undergoes a major substantial improvement activity and does not undergo a major land-disturbing activity shall:

(a) Comply with the performance requirements for major substantial improvement activity, except that the SWRv shall be equal to the post-development runoff from a one (1.0) inch rainfall event, which is the eighty-fifth (85th) percentile rainfall event for the District of Columbia, measured for a twenty-four (24) hour rainfall event with a seventy-two (72) hour antecedent dry period;

(b) Treat rainfall from a one and seven-tenths (1.7) inch rainfall event, which is the ninety-fifth (95th) percentile rainfall event for the District of Columbia, measured for a twenty-four (24) hour rainfall event with a seventy-two (72) hour antecedent dry period by:

(1) Employing each BMP necessary to treat the one and seven-tenths (1.7) inch WQTv equal to the difference between:

(A) The post-development runoff from the one and seven-tenths (1.7) inch rainfall event; and

(B) The one (1.0) inch SWRv;

(2) Calculating the WQTv in subsection (b) as follows:

$WQTv = (P \times [(Rv_N \times N) + (Rv_C \times C) + (Rv_I \times I) + (Rv_B \times B)] \times 7.48 /12) - SWRv$

where:

The surface area shall include the combined total of the substantially improved building footprint and the land disturbance,

WQTv = volume, in gallons, required to be retained or treated, above and beyond the SWRv,

SWRv = volume, in gallons, required to be retained,

P = 95^{th} percentile rainfall event for the District (1.7 inches),

Rv_N = .00 (runoff coefficient for natural cover),

Rv_C = .25 (runoff coefficient for compacted cover),

Rv_I = .95 (runoff coefficient for impervious cover),

Rv_B = .95 (runoff coefficient for BMP cover),

N = post-development natural cover surface area,

C = post-development compacted cover surface area,

I = post-development impervious cover surface area,

B = post-development BMP cover surface area; and

(3) Employing each post-development land cover factored into the WQTv.

Subsection 524.6 is amended to read as follows:

524.6 An AWDZ site may comply with the on-site treatment for WQTv requirement with:

(a) On-site treatment designed to remove eighty percent (80%) of total suspended solids;

(b) On-site retention; or

(c) Direct conveyance of stormwater from the site to an approved shared BMP with sufficient available treatment or retention capacity.

Subsection 524.7 is amended to read as follows:

524.7 An AWDZ site may comply with part of the WQTv or SWRv requirements by using off-site retention pursuant to § 527 if:

(a) Site conditions make compliance technically infeasible, environmentally harmful, or of limited appropriateness in terms of impact on surrounding landowners or overall benefit to District waterbodies; and

(b) The Department approves an application for relief from extraordinarily difficult site conditions.

Subsection 524.8 is amended to read as follows:

524.8 An AWDZ site that achieves a gallon of Off-Site Retention Volume (Offv) by using Stormwater Retention Credits (SRCs) certified for retention capacity located outside of the Anacostia watershed shall use one and one-quarter (1.25) SRCs for that gallon of Offv.

Section 527, STORMWATER MANAGEMENT: USE OF OFF-SITE RETENTION THROUGH THE IN-LIEU FEE OR STORMWATER RETENTION CREDITS, is amended to read as follows:

527.1 For a site that undergoes a major regulated project and has an Off-Site Retention Volume (Offv) requirement, a person shall use off-site retention to comply with each gallon of the Offv requirement each year until the Department terminates or suspends the Offv requirement pursuant to §§ 527.20-527.24.

527.2 The Department shall track the use of off-site retention to comply with an Offv requirement.

527.3 A person shall comply with an Offv requirement no later than the Offv compliance date, which begins and recurs annually on the earlier of the following dates:

(a) Successful completion of the Department's final construction inspection; or

(b) The date construction activities were substantially completed, as determined by the Department when:

(1) The Department did not require a final construction inspection;

(2) The major regulated project failed a final construction inspection; or

(3) The person failed to schedule a final construction inspection at the required time.

527.4 No person shall allow a portion of their Offv requirement to be out of compliance for any period of time.

527.5 To comply with one (1) gallon of Offv requirement for one (1) year, a person shall use one (1) High-Impact Stormwater Retention Credit (High-Impact SRC) unless they:

(a) Are allowed to substitute a:

(1) Purchased Low-Impact Stormwater Retention Credit (Low-Impact SRC) pursuant to §§ 527.9 and 527.10; or

(2) Self-generated Low-Impact SRC pursuant to § 527.12;

(b) Are required to use one and one-quarter (1.25) Stormwater Retention Credits (SRCs) for an Anacostia Waterfront Development Zone site (AWDZ site) pursuant to § 527.7; or

(c) Pay the in-lieu fee for each gallon of Offv.

527.6 No person shall use SRCs to comply with an Offv requirement without obtaining the Department's approval.

527.7 For an AWDZ site, a person shall use one and one-quarter (1.25) SRCs to comply with one (1) gallon of an Offv requirement if the SRCs are certified for retention apacity located outside of the Anacostia watershed.

527.8 A person who uses SRCs to comply with an Offv requirement shall use only High-Impact SRCs if the project with Offv received Department approval for:

(a) Thirty (30) year Offv compliance pursuant to §§ 527.20-527.24; or

(b) A waiver:

(1) For two (2) year storm detention requirements pursuant to § 520.2(a); or

(2) To retain less than fifty percent (50%) of the Stormwater Retention Volume (SWRv) on site in the Gray Combined Sewer System (Gray CSS) area pursuant to §§ 520.4(a)(2) or 522.5(a)(2), unless the substitution is a Voluntary Combined Sewer System (CSS) SRC.

527.9 A person who purchases SRCs to comply with an Offv requirement that is not subject to § 527.8 may substitute High-Impact SRCs with:

(a) Low-Impact Municipal Separate Storm Sewer System (MS4) SRCs when:

(1) High-Impact SRCs are not available pursuant to § 527.10; or

(2) The site with Offv is an AWDZ site and High-Impact SRCs certified for retention capacity located in the Anacostia watershed are not available pursuant to § 527.10;

(b) Low-Impact Green Combined Sewer System (Green CSS) SRCs when:

(1) MS4 SRCs are not available pursuant to § 527.10; and

(2) The site with Offv:

(A) Drains to the Green CSS area or the Gray CSS area;

(B) Is not an AWDZ site; and

(C) Is located outside the limits of the existing Public Right-of-Way (PROW); or

(c) Low-Impact Gray CSS SRCs when:

(1) MS4 SRCs are not available pursuant to § 527.10; and

(2) The site with Offv:

(A) Drains to the Gray CSS area;

(B) Is not an AWDZ site; and

(C) Is located outside the limits of the existing PROW.

527.10 A type of SRC required in § 527.9 is not available for purchase if on the Offv compliance date there are not enough SRCs of that type for sale to comply with the site's Offv requirement for one (1) year.

527.11 When purchasing SRCs pursuant to §§ 527.9 and 527.10, a person may use Low-Impact SRCs to comply with the Offv requirement for only the next single year.

527.12 A person who uses self-generated SRCs to comply with an Offv requirement that is not subject to § 527.8 shall use SRCs as follows:

(a) An AWDZ site; a site that drains to the MS4 area; or any PROW site that drains to the CSS and achieves less than fifty percent (50%) of the SWRv on-site shall use any of the following:

(1) Self-generated High-Impact SRCs; or

(2) Self-generated Low-Impact MS4 SRCs;

(b) A site that drains to the Green CSS area shall use any of the following:

(1) Self-generated High-Impact SRCs;

(2) Self-generated Low-Impact MS4 SRCs; or

(3) Self-generated Low-Impact Green CSS SRCs; and

(c) A site that drains to the Gray CSS area and achieves:

(1) Fifty percent (50%) or more of the SWRv on-site may use any self-generated SRCs; or

(2) Less than fifty percent (50%) of the SWRv on-site shall use any of the following:

(A) Self-generated High-Impact SRCs;

(B) Self-generated Voluntary Low-Impact SRCs; or

(C) If the Department approves an application for relief from extraordinarily difficult site conditions, then any self-generated SRCs.

527.13 Only the current owner of an SRC or their agent may apply to the Department for approval to use that SRC to comply with one (1) gallon of an Offv requirement.

527.14 To comply with an Offv requirement, the property owner or their agent shall provide the following to Department before the Offv compliance date:

(a) For use of SRCs, a completed application in the Department's submittal database that includes:

(1) The unique serial numbers of the SRCs; and

(2) Information about the site with Offv that will use the SRCs, including property location and stormwater management on the property; or

(b) For use of an in-lieu fee payment:

(1) A completed form in the Department's submittal database to notify the Department of the intent to use an in-lieu fee payment; and

(2) Payment of the in-lieu fee.

527.15 The Department shall not approve an application to use SRCs to comply with an Offv requirement if the lifespan of the SRC has terminated pursuant to § 532.

527.16 The one (1) year lifespan of an SRC or an in-lieu fee payment begins on the date it is used to comply with one (1) gallon of an Offv requirement.

527.17 If the Department determines that a property failed to comply with an Offv requirement, the Department shall:

(a) Provide the property owner with written notice of noncompliance;

(b) Require the property owner to:

(1) Pay the in-lieu fee for each gallon of Offv; and

(2) Pay an administrative late fee calculated as ten percent (10%) of the in-lieu fee amount pursuant to § 501.12; and

527.18 A property owner who receives a notice of noncompliance for an Offv requirement shall:

(a) Comply; and

(b) Pay the assessed fees.

527.19 If a property owner fails to comply within thirty (30) days after the date the Department issued a notice of noncompliance with an Offv requirement, the Department shall administratively use the property owner's eligible unused SRCs to comply with the Offv requirement.

527.20 A requirement to comply with a gallon of Offv shall terminate when a property owner has complied with all prior years of the Offv requirement and the performance requirements of this chapter, and:

(a) Retained the gallon on-site in compliance with a Department-approved Stormwater Management Plan (SWMP) revision;

(b) Redeveloped the site in compliance with a new Department-approved SWMP; or

(c) If the major regulated project with the Offv requirement is located in the Gray CSS area, used High-Impact SRCs to comply with the Offv for thirty (30) consecutive compliance years pursuant to § 527.21.

527.21 Pursuant to § 527.20(c), the Department will terminate an Offv requirement for a project located in the Gray CSS area provided that:

(a) The property owner shall comply with thirty (30) consecutive years of the Offv requirement solely by using High-Impact SRCs;

(b) The property owner or their agent shall, using a form in the Department's submittal database, apply to the Department to request the thirty (30) year compliance option within three (3) years of the later of:

(1) (The effective date of the final rulemaking); or

(2) The date construction was substantially completed, as determined by the Department;

(c) If the property owner has already complied with one (1) or more years of the Offv requirement pursuant to § 527.21(a), the Department will count these years of compliance toward the thirty (30) year compliance period;

(d) The application to request thirty (30) year compliance shall include:

(1) The plan number for the Offv requirement;

(2) The start and end dates of the thirty (30) year compliance period;

(3) Enough High-Impact SRCs to comply with at least the next four (4) years of the Offv requirement; and

(4) Evidence that within four (4) years after the application date, the property owner will provide to the Department the remaining High-Impact SRCs to comply with a total of thirty (30) years of the Offv requirement. The evidence shall consist of either:

(A) An executed contract between the property owner and an SRC seller; or

(B) A promise signed by the property owner;

(e) Within four (4) years after the date of the application, the property owner shall provide to the Department the full amount of High-Impact SRCs required to comply with thirty (30) years of the Offv requirement;

(f) The High-Impact SRCs a person uses pursuant to §§ 527.20 and 527.21:

(1) Shall not be applied or transferred in full or in part to the Offv requirement for a different plan; and

(2) Are not refundable in full or in part even if any portion of the site is redeveloped before the end of the thirty (30) year compliance period; and

(g) The Department will provide the property owner written confirmation when the property owner has:

(1) Complied with thirty (30) years of the Offv requirement and the Offv requirement is terminated; or

(2) Not completed the application requirements and the application for thirty (30) year compliance is revoked.

527.22 A property owner may request to terminate an Offv requirement pursuant to § 517.7 for installation or replacement of athletic playing fields, permeable athletic tracks, or permeable playground surfaces or suspend the Offv pursuant to § 518.14 for single-family or two-family houses constructed as affordable housing, if they:

(a) Maintain each on-site Best Management Practice (BMP) pursuant to the approved SWMP for the project; and

(b) Submit a request through the Department's submittal database and attach a letter explaining why the project qualifies for Offv termination or suspension.

527.23 If the Department approves a request to terminate or suspend an Offv requirement pursuant to §§ 517.7 or 518.14:

(a) The applicant shall revise the declaration of covenants, if necessary, pursuant to § 529.4; and

(b) The Department shall prorate and refund any excess amount of SRCs or in-lieu fee payment used to comply with the Offv requirement beyond the termination or suspension date.

527.24 The Department shall prorate and refund SRCs or an in-lieu fee payment that an owner used to comply with an Offv requirement if:

(a) The Department determines that the Offv requirement terminated before the end of the compliance period; or

(b) The applicant had previously paid the in-lieu fee to the Department to comply with the Offv requirement and subsequently provided SRCs to the Department for the Offv.

Section 530, STORMWATER MANAGEMENT: IN-LIEU FEE, is amended as follows:

Subsection 530.2 is amended to read as follows:

530.2 The Department shall adjust the in-lieu fee for inflation annually pursuant to § 501.1.

Section 531, STORMWATER MANAGEMENT: CERTIFICATION OF STORMWATER RETENTION CREDITS, is amended to read as follows:

531.1 Only the Department shall certify a Stormwater Retention Credit (SRC), and no SRC shall be valid and usable for the purposes of this chapter unless the Department certifies it.

531.2 The Department shall:

(a) Certify one (1) SRC for one (1) gallon of retention capacity per year in a Best Management Practice (BMP) or land cover change that meets the eligibility requirements of this section;

(b) Assign a unique serial number to each SRC; and

(c) Retain and track information about each SRC, including final sale price.

531.3 A person is eligible to apply to certify an SRC if they are one (1) of the following:

(a) The owner of the property where the BMP or land cover change is installed or their agent; or

(b) The person the property owner has designated to become the owner of the SRC that would be certified.

531.4 For a major regulated project, a person shall file the first complete application to certify SRCs no later than three (3) years after the date the Department has:

(a) Completed a final construction inspection; or

(b) If no final construction inspection was required, determined the installation of the BMP or land cover change was completed.

531.5 For a major regulated project for which SRCs have previously been certified, a person shall file any subsequent complete application to certify additional SRCs:

(a) No later than three (3) years after the end of the preceding SRC certification period the Department approved; and

(b) No earlier than three (3) months before the end of the current certification period the Department approved.

531.6 For a project that is not a major regulated project, a person shall file a complete application to certify SRCs as follows:

(a) For the first certification period:

(1) On or before July 30, 2020, if the BMP or land cover change was installed before July 1, 2013; or

(2) At any time after completing construction if the BMP or land cover change was installed on or after July 1, 2013; and

(b) For a subsequent certification period, no earlier than three (3) months before the end of the current certification period the Department approved.

531.7 A BMP or land cover change is eligible to generate an SRC if:

(a) Design, installation, and operation comply with a Department-approved Stormwater Management Plan (SWMP);

(b) A professional engineer licensed in the District of Columbia certified an as-built SWMP that meets the requirements of this chapter and includes the areas that drain to the BMP or land cover change;

(c) The Department approved a final construction inspection; and

(d) All BMPs included in the approved SWMP passed a Department inspection within six (6) months before the date the applicant submitted the application to certify SRCs.

531.8 A gallon of retention capacity in a BMP or land cover change is eligible to generate an SRC if it is from the portion of the retention capacity that:

(a) Is not installed to comply with a stormwater management requirement of a statute, regulation, or court order, including:

(1) A Watershed Implementation Plan established under a Total Maximum Daily Load for the Chesapeake Bay; or

(2) A court-approved consent decree, including court-approved modifications, for reducing Combined Sewer Overflows (CSOs) in the District of Columbia, except that retention capacity installed on an experimental basis as a requirement of the consent decree shall be eligible if a subsequent modification of the consent decree ends the requirement to maintain that retention capacity;

(b) Does not exceed the SRC ceiling as defined in § 599; and

(c) Exceeds:

(1) The Stormwater Retention Volume (SWRv) and Water Quality Treatment Volume (WQTv), if the SRC is generated by a major regulated project;

(2) Pre-project retention, if the SRC is not generated by a major regulated project; and

(3) Water quality treatment requirements of this chapter that were in effect before July 19, 2013, if the SRC is generated by any project approved under those requirements.

531.9 The Department shall not approve an incomplete application for SRC certification.

531.10 A complete application for SRC certification shall consist of:

(a) A completed application form submitted in the Department's submittal database;

(b) An executed maintenance contract or a signed promise to follow a maintenance plan that:

(1) Complies with the Department-approved SWMP and the specifications described in the Department's Stormwater Management Guidebook (SWMG); and

(2) Is for the period of time for which the certification of the SRC is requested;

(c) Documentation that the maintenance provider has the expertise and capacity to provide required maintenance for the period of SRC certification;

(d) A signed promise from the owner of the property on which the BMP or land cover is located to notify the Department if the property is sold or otherwise transferred to another person during the period for which SRCs are certified; and

(e) Any other documentation the Department requires to determine that the eligibility requirements in this chapter are satisfied.

531.11 If the Department determines that a complete application meets the eligibility requirements in this chapter, it shall certify up to three (3) years' worth of SRCs for each gallon of SRC-eligible retention capacity.

531.12 The Department shall not certify an SRC for:

(a) Ineligible retention capacity;

(b) A period that begins earlier than the date of the submittal of a complete application; or

(c) Any overlapping period in which the Department has already certified an SRC for the same retention capacity.

531.13 The Department may waive submittal of any documentation required for a complete application if that documentation is on file with the Department and reflects current conditions, except that the Department shall not waive submittal of a current maintenance agreement or maintenance contract for the BMP or land cover change.

531.14 The Department may conduct inspections of a BMP or land cover before and after certification of an SRC.

531.15 The Department may refuse to certify an SRC for a person who is currently out of compliance with:

(a) Any Off-Site Retention Volume (Offv) requirement; or

(b) Any requirement to maintain a BMP or land cover.

531.16 A property owner or their agent may submit a SWMP that proposes to aggregate retention from small sites under a common design that:

(a) Would not otherwise trigger a stormwater management performance requirement in this chapter;

(b) Proposes the use of a common design for multiple installations of the same type of BMP;

(c) Specifies well-defined technical criteria for location and placement of each BMP;

(d) Specifies details for how multiple installations will be constructed, operated, and maintained;

(e) Demonstrates the technical capacity to locate, design, install, and maintain each BMP; and

(f) Demonstrates that the requirements of this chapter will be met.

Section 532, STORMWATER MANAGEMENT: LIFESPAN OF STORMWATER RETENTION CREDITS, is amended to read as follows:

532.1 The current SRC owner or their agent may:

(a) Bank an SRC indefinitely until the lifespan of the SRC terminates;

(b) Transfer an SRC to a new owner; or

(c) Terminate the lifespan of an SRC by submitting a form in the Department's submittal database to request the Department's authorization to:

(1) Use the SRC to comply with one (1) gallon of an Off-Site Retention Volume (Offv) requirement for one (1) year; or

(2) Retire the SRC.

532.2 Pursuant to this section, the Department may terminate the lifespan of an SRC administratively, as follows:

(a) The Department may administratively use an SRC to comply with the SRC owner's Offv requirement that is out of compliance; or

(b) The Department may administratively retire an SRC to resolve an original SRC owner's failure to comply with a requirement of an SWMP for which the Department certified an SRC.

532.3 An original SRC owner may terminate a requirement to maintain a BMP or land cover change during a time period for which the Department has certified an SRC To do so, the original SRC owner shall:

(a) If the BMP or land cover change is required to comply with the performance requirements for a major regulated activity, obtain the Department's approval for a plan revision pursuant to this chapter; and

(b) For each SRC certified for the time period:

(1) Retire the SRC; or

(2) If the SRC cannot be retired because the lifespan of the SRC has terminated or because the SRC has been transferred to a new owner, then:

(A) Retire another SRCs as a replacement according to the list of eligible SRC types in § 532.6; or

(B) Pay the in-lieu fee as a replacement.

532.4 If the Department determines that an original SRC owner failed to maintain a BMP or land cover change during a time period for which the Department has certified an SRC, and did not terminate the maintenance requirement pursuant to § 532.3, the Department shall:

(a) Provide the original SRC owner with written notice of noncompliance;

(b) Calculate the prorated amounts of SRCs and in-lieu fee that correspond to the time period of noncompliance;

(c) If the original SRC owner still owns an SRC that was certified for the time period and the lifespan of the SRC has not terminated:

(1) Deny use of the SRC to comply with an Offv; and

(2) Deny transfer of ownership of the SRC; and

(3) Administratively retire the SRC pursuant to this section; and

(d) If the lifespan of an SRC that was certified for the time period has terminated, require the original SRC owner to retire another SRC or pay the in-lieu fee as a replacement pursuant to this section.

532.5 If an original SRC owner does not retire an SRC or pay an in-lieu fee within sixty (60) days of the date the Department issued a written notice of noncompliance pursuant to § 523.4:

(a) The Department shall administratively retire another SRC that the original SRC owner owns according to the list of eligible SRC types in § 532.6; or

(b) If the original SRC owner does not own an eligible SRC, then the original SRC owner shall:

(1) Pay the in-lieu fee for the equivalent number of SRCs that are required; and

(2) Pay an administrative late fee calculated as ten percent (10%) of the in-lieu fee amount pursuant to § 501.12.

532.6 When a person or the Department retires an SRC to replace another SRC, they shall:

(a) Replace any type of SRC with a High-Impact SRC;

(b) Replace a Low-Impact Municipal Separate Storm Sewer System (MS4) SRC with any MS4 SRC;

(c) Replace a Low-Impact Green Combined Sewer System (Green CSS) SRC with any SRC except a Low-Impact Gray Combined Sewer System (Gray CSS) SRC; or

(d) Replace a Low-Impact Gray CSS SRC with any type of SRC.

Section 534, STORMWATER MANAGEMENT: CERTIFICATION OF STORMWATER RETENTION CREDITS FOR A BEST MANAGEMENT PRACTICE OR LAND COVER INSTALLED BEFORE THE EFFECTIVE DATE OF STORMWATER RETENTION PERFORMANCE REQUIREMENTS, is repealed and reserved.

Section 541, SOIL EROSION AND SEDIMENT CONTROL: EXEMPTIONS, is amended to read as follows:

541.1 The following land-disturbing activities are exempt from the requirement to comply with the soil erosion and sediment control provisions of this chapter:

(a) For a single- or two (2) family house, townhouse, or rowhouse:

(1) Gardening;

(2) Landscaping;

(3) Repairs;

(4) Maintenance; and

(5) Stormwater retrofits, provided that:

(A) The soil allows for percolation; and

(B) The retrofit location is no closer than ten (10) feet from a building foundation;

(b) Utility service connection, repair, or upgrade;

(c) A project for which the total cost is less than twelve thousand, two hundred and forty-six dollars and twenty-four cents ($12,246.24) or the current value pursuant to § 541.2;

(d) Installation of fencing, a gate, signpost, or a pole;

(e) Emergency work to protect life, limb, or property, and emergency repairs, except that the following is not exempted to the extent described:

(1) The land disturbed shall still be shaped and stabilized pursuant to the requirements of this chapter;

(2) Generally applicable control measures shall be used; and

(3) The property owner or their agent shall submit a plan to the Department's submittal database within three (3) weeks after beginning the emergency work; and

(f) Activities that disturb less than fifty (50) square feet.

541.2 Each year after 2024, the amount described in § 541.1(c) shall increase by the percentage, if any, by which the Urban Consumer Price Index for June of the calendar year exceeds the Urban Consumer Price Index for June of the previous year. Each inflation adjustment shall be posted to the Department's website.

Section 542, SOIL EROSION AND SEDIMENT CONTROL: PLAN, is amended as follows:

Subsection 542.13 is amended to read as follows:

542.13 A soil erosion and sediment control plan shall be designed in compliance with this chapter by:

(a) A District-licensed:

(1) Professional engineer;

(2) Land surveyor;

(3) Architect; or

(4) Landscape architect; or

(b) A homeowner or homeowner's licensed contractor for a single- or two-family house, townhouse, or rowhouse if the project does not involve construction of the house or an addition to the house.

Section 545, SOIL EROSION AND SEDIMENT CONTROL: BUILDINGS, DEMOLITION, RAZING, AND SITE DEVELOPMENT, is amended as follows:

Subsection 545.5 is amended to read as follows:

545.5 In an area along a waterbody, a buffer shall be established:

(a) By not disturbing the land immediately adjacent to the waterbody, except to restore native vegetation;

(b) Of at least twenty-five (25) feet on both sides of the waterbody, measured perpendicular to and horizontally from the top of bank; and

(c) With vegetation or other measure required by the Department to ensure that the buffer acts as a filter to trap sediment and keep it onsite.

Subsection 545.6 is amended to read as follows:

545.6 The Department may approve an exception to or modification of the requirement for a project to establish a buffer if:

(a) During construction, the project employs the control measures specified in the Department-approved Soil Erosion and Sediment Control Plan for the project; and

(b) By the end of construction and thereafter, the project:

(1) Achieves a one and seven-tenths (1.7) inch Stormwater Retention Volume (SWRv) for the area of land disturbance within the buffer, calculated using the SWRv formula in § 520, with a P equal to one and seven-tenths (1.7) inches;

(2) Applies for relief from extraordinarily difficult site conditions for a portion of the one and seven-tenths (1.7) inch SWRv and achieves the treatment and off-site retention requirements for the volume of relief granted; or

(3) Receives a Department determination to grant relief for a portion of the one and seven-tenths (1.7) inch SWRv, on-site treatment is not feasible, and the Department approves alternatives to on-site treatment that will help to protect or restore the waterbody for which the buffer is intended; and

(c) The land disturbance is:

(1) Required to construct, install, or repair a:

(A) Public trail for walking, biking, and similar purposes;

(B) Public point of access for boating, fishing, or viewing a waterbody; or

(C) Stormwater outfall or other utility line; or

(2) Required to enable development of the rest of the site in a manner that is similar to the proposed project.

Section 552, TRANSITION, is repealed and reserved.

Section 599, DEFINITIONS, is amended by amending these existing definitions as follows:

Building permit - Authorization for construction activity issued by the District of Columbia Department of Buildings.

Common plan of development (Common Plan) - A plan that involves or furthers multiple, separate, and distinct land-disturbing, substantial improvement, or other construction activities that may take place at different times or on different schedules.

Construction Codes - The most recent edition of the codes published by the International Code Council, or by a comparable nationally recognized and accepted code development organization, as adopted and amended by the Construction Codes Supplement by the District pursuant to the procedures set forth in § 6-1409 and in Title 12 of the District of Columbia Municipal Regulations or any successor regulations; provided, that where the Construction Codes authorize work to be carried to completion under a previous edition of the Construction Codes, the term "Construction Codes" shall refer to that previous edition.

Off-Site Retention Volume (Offv) - A portion of a required stormwater retention volume or required Water Quality Treatment Volume that is not retained on site.

Site - A tract, lot, or parcel of land, or a combination of tracts, lots, or parcels of land, for which development is undertaken as part of a unit, sub-division, or project. The mere divestiture of ownership or control does not remove a property from inclusion in a site.

Stormwater Retention Credit (SRC) - A tradeable unit, as certified by the Department, representing one (1) gallon of stormwater retention capacity for one (1) year from a BMP or land cover change.

Stormwater Retention Credit Ceiling - Maximum retention for which the Department will certify a Stormwater Retention Credit, calculated using the Stormwater Retention Volume (SWRv) equation at § 522.4(a) with P equal to one and seven-tenths (1.7) inches.

Section 599, DEFINITIONS, is also amended by inserting the following new definitions in alphabetical order:

Combined sewer system (CSS) area - All areas within the District of Columbia that are served by the combined sewer system. The CSS area is divided into two parts: Gray CSS area and Green CSS area.

Department of Buildings - The District of Columbia Department of Buildings, formerly known as the Department of Consumer and Regulatory Affairs.

Eligible Stormwater Retention Credit - The specific type of Stormwater Retention Credit that a person can use to comply with the Off-Site Retention Volume for a major regulated project pursuant to § 527.

Gray Combined Sewer System area (Gray CSS area) - A portion of the area served by the combined sewer system that is not targeted for green infrastructure implementation under a court-approved consent decree to help control combined sewer overflows.

Green Combined Sewer System area (Green CSS area) - A portion of the area served by the combined sewer system where green infrastructure implementation is targeted under a court-approved consent decree to help control combined sewer overflows.

High-Impact Stormwater Retention Credit (High-Impact SRC) - A Voluntary Stormwater Retention Credit generated by a Best Management Practice or land cover change installed after July 19, 2013, outside the area served by the combined sewer system.

Low-Impact Combined Sewer System Stormwater Retention Credit (Low-Impact CSS SRC) - A Stormwater Retention Credit generated by a Best Management Practice or land cover change located within the area served by the Combined Sewer System.

Low-Impact Green Combined Sewer System Stormwater Retention Credit (Low-Impact Green CSS SRC) - A Stormwater Retention Credit generated by a Best Management Practice or land cover change located in the Green CSS area.

Low-Impact Gray Combined Sewer System Stormwater Retention Credit (Low-Impact Gray CSS SRC) - A Stormwater Retention Credit generated by a Best Management Practice or land cover change located in the Gray CSS area.

Low-Impact Municipal Separate Storm Sewer System Stormwater Retention Credit (Low-Impact MS4 SRC) - A Stormwater Retention Credit generated by a Best Management Practice or land cover change located outside the area served by the Combined Sewer System and:

(a) Installed to retain stormwater runoff in excess of the runoff that the Best Management Practice is retaining to meet the stormwater management performance requirements of this chapter; or

(b) Installed before July 19, 2013.

Municipal Separate Storm Sewer System area (MS4 area) - All areas within the District of Columbia not served by the combined sewer system. The MS4 area includes areas where stormwater runoff is conveyed directly through municipal separate storm sewer lines or by any other means to the Anacostia and Potomac Rivers and their tributaries within the District of Columbia.

Self-generated Stormwater Retention Credit (Self-generated SRC) - A Stormwater Retention Credit generated by a Best Management Practice or land cover change that was installed by the same owner as the site with the

Offv.

Substantially completed - The stage in a land-disturbing or substantial improvement activity when the project is sufficiently constructed so that the site owner can occupy or use the site for its intended purpose.

Voluntary Stormwater Retention Credit (Voluntary SRC) - A Stormwater Retention Credit generated by a Best Management Practice or land cover change that retains stormwater that is not from a major regulated project.

Water Quality Treatment Volume (WQTv) - Volume of stormwater from an AWDZ site for which the site is required to achieve treatment.

Section 599, DEFINITIONS, is also amended by deleting the following definition:

Department of Consumer and Regulatory Affairs (DCRA) - The District of Columbia Department of Consumer and Regulatory Affairs.

Opportunity to Provide Public Comments

All persons desiring to comment on the proposed regulations should file comments in writing not later than thirty (30) days after the publication of this notice in the *District of Columbia Register*. All comments should be labeled "DOEE Stormwater Management, and Soil Erosion and Sediment Control Regulations" and filed with the Department of Energy and Environment, Regulatory Review Division, 1200 First Street, N.E., 5th Floor, Washington D.C. 20002, Attention: DOEE Stormwater Management and Soil Erosion and Sediment Control Regulations Comments, or by e-mail to Matt.Johnson2@dc.gov. All comments will be treated as public documents. When the Department identifies a comment containing copyrighted material, the Department will provide a reference to that material on the website. If a comment is sent by e-mail, the e-mail address will automatically be captured and included as part of the comment that is placed in the public record and made available on the Department's website.

ALCOHOLIC BEVERAGE AND CANNABIS BOARD
ALCOHOLIC BEVERAGE AND CANNABIS ADMINISTRATION

NOTICE OF SECOND EMERGENCY RULEMAKING

The Alcoholic Beverage and Cannabis Board (Board), pursuant to Section 14 of the Legalization of Marijuana for Medical Treatment Initiative of 1999, effective July 27, 2010 (D.C. Law 18-210; D.C. Official Code § 7-1671.13); and Mayor's Order 2020-099, dated September 30, 2020; hereby gives notice of the adoption, on an emergency basis, of amendments to Subtitle C (Medical Marijuana) of Title 22 (Health) of the District of Columbia Municipal Regulations (DCMR).

On July 28, 2020, the Council of the District of Columbia (Council) passed legislation that transitioned the District's Medical Marijuana Program (Program) from the District of Columbia Department of Health (Department of Health) to the Board. *See* Medical Marijuana Program Administration Amendment Act of 2020, effective December 3, 2020 (D.C. Law 23-149; 67 DCR 10493). On January 30, 2023, Mayor Muriel Bowser signed the Medical Cannabis Amendment Act of 2022, effective March 22, 2023 (D.C. Law 24-332; D.C Official Code § 7-1761.01 *et seq*.) (Act). Among other changes, the legislation allows qualifying patients to self-certify to participate in the Medical Cannabis Program (Program), provides a mechanism for unlicensed cannabis businesses to obtain medical cannabis facility licenses, creates new license categories and endorsements, creates various benefits for qualified social equity applicants and medical cannabis certified business enterprises, reforms the license application process, allows for Advisory Neighborhood Commissions to protest the issuance of cultivation center, manufacturer, retailer, and internet retailer licenses, and permits the Board to enforce Section 1761 of Title 7 of the D.C. Official Code and Title 22-C of the DCMR.

In light of the new legislation, the Board adopts rules addressing the ability of testing laboratories and license holders to remediate medical cannabis and medical cannabis products that fail testing for reasons that may be addressed without harm to patients. The Board notes that other states allow remediation of product that fails testing under certain circumstances, which would benefit the industry because it would prevent the disposal of useable product. For example, Virginia allows the remediation of medical cannabis product in accordance with 3 Va. Admin. Code § 10-60-30.

Rulemaking History of Chapter 65

This rulemaking amends Chapter 65 of Title 22-C of the District of Columbia Municipal Regulations.

Chapter 65 was created on an emergency and proposed basis on April 12, 2023, when the Board, by a vote of five (5) to one (1), approved emergency rules, which were set to expire on August 10, 2023. As part of its approval, the Board further gave notice to adopt the same rules as proposed rules pursuant to D.C. Official Code § 7-1671.13(b), for submission to the Council for review.

On August 9, 2023, the Board, by a vote of five (5) to zero (0), adopted the notice of second emergency and proposed rulemaking in response to the numerous comments that were received.

On December 6, 2023, the Board voted to approve a third emergency and proposed rulemaking, by a vote of 3 to 0.

On April 3, 2024, the Board unanimously voted to approve the Notice of Fourth Emergency and Proposed Rulemaking, which mostly maintained the same rules as the prior rules. On April 11, 2024, an amended version of the rule was adopted by unanimous vote of the Board to further clarify rules related to the documents non-District residents must submit to retailers to qualify to purchase medical cannabis.

Although the Notice of Emergency and Proposed Rulemaking and later versions were not published in the *District of Columbia Register*, the rulemakings were posted to the agency's website. The initial emergency rules were published on the agency's website on April 12, 2023; the second emergency rulemaking was published on the agency's website on August 11, 2023; the third emergency rulemaking was published on the agency's website on December 11, 2023; the original fourth emergency rulemaking was published on the agency's website on April 3, 2024; and the amended fourth emergency rulemaking was published on the agency's website on April 11, 2024. Copies of the emergency rulemakings were also available at ABCA's office or upon request.

The Board reconsidered the vote on April 3, 2024, on April 11, 2024, in order to amend 22-C DCMR §§ 503.7 and 503.8. As such, on April 11, 2024, in a 3-0 vote, the Board reconsidered and voted to replace the rules passed on April 3, 2024, with an amended version of the rules.

On July 31, 2024, the Board voted 3 to 0, to adopt the Notice of Fifth Emergency and Proposed Rulemaking. This fifth version of the rules were set to expire in one hundred twenty (120) days from the date of adoption, or on Thursday, November 28, 2024, unless superseded. ABCA published the fifth version of the rules on the agency's website.

On November 20, 2024, the Board voted 5 to 0, to adopt the Notice of Sixth Emergency and Proposed Rulemaking. This sixth version of the rules will expire in one hundred twenty (120) days from the date of adoption, or on Thursday, March 20, 2024, unless superseded. ABCA published the sixth version of the rules on the agency's website.

Remediation Rulemaking Amending Chapter 65

On August 28, 2024, the Board voted 3 to 0, to adopt the Notice of Emergency and Proposed Rulemaking to amend Chapter 65 of Title 22-C of the D.C. Municipal Regulations. The rules were adopted on an emergency basis based on the Board's determination that they were "necessary for the immediate preservation of the public peace, health, safety, welfare, or morals," D.C. Official Code § 2-505(c) and 1 DCMR § 311.5(d). In particular, medical cannabis is consumed to treat various medical conditions that may be especially damaging to patient health if impurities, pesticides, and other substances are found in medical cannabis; therefore, appropriate testing rules are necessary to ensure that patients receive medical cannabis products without harmful impurities. Furthermore, the existing rules did not address situations where testing batches are spoiled (e.g., improper transport, broken sample containers) or subject to incorrectly performed tests by the testing laboratory. The rules would remain in effect for one hundred and twenty days (120) and were set to expire on Thursday, December 26, 2024. The Emergency and Proposed rules were published in the *District of*

Columbia Register on December 27, 2024 at 71 DCR 016357.

On December 11, 2024, the Board voted 5 to 0 to adopt this Second Notice of Emergency Rulemaking for the purpose of keeping the current emergency rules in place while the permanent version undergoes review publication in the *District of Columbia Register* and review by the Council for permanent addition in accordance with D.C. Official Code § 7-1671.13(b). The rules will remain in effect for one hundred and twenty days (120) and expire on Thursday, April 10, 2025, unless earlier superseded by final rules.

These emergency rules are necessary to protect patient health. It is also necessary to address what types of situations may be remediated and which may not. In particular, the Board finds that no remediation is permissible when a substance fails a pesticide test as the Board is aware of no safe means to address this issue. The Board also limits remediated product to medical cannabis oils and botanical cannabis, which may be refined in a manner that addresses various impurity concerns. Therefore, the issuance of this rulemaking as an emergency is necessary to protect the health, safety, and welfare of the public.

Subtitle C, MEDICAL MARIJUANA, of Title 22, HEALTH, of the District of Columbia Municipal Regulations, is amended as follows:

Chapter 65, CANNABIS TESTING, is amended as follows:

A new Section 6511, REMEDIATION, is added, which shall read as follows:

6511 REMEDIATION

6511.1 If a sample of cannabis oil or dried or otherwise unprocessed cannabis plant material product submitted to a testing laboratory by a medical cannabis business does not pass the microbiological, mycotoxin, heavy metal, or residual solvent test based on the standards set forth in this chapter, the medical cannabis business may remediate the batch.

6511.2 If a medical cannabis business remediates a batch pursuant to § 6511.1, it shall submit the remediated batch for retesting in accordance with the Act and this title. If the submitted sample passes the test described in § 6511.1 that the previous sample failed, as well as any other applicable tests required by this chapter, the previous sample's failure shall not require destruction of the batch.

6511.3 If dried or otherwise unprocessed cannabis plant material batch fails retesting, it may be processed into cannabis oil, unless the failure is due to a violation of § 5620.1.

6511.4 A medical cannabis business may not remediate or process into cannabis oil any cannabis or cannabis product where a sample of the cannabis or cannabis product fails a test related to the presence of pesticides or the cannabis or cannabis product is produced or grown in violation of § 5620.1.

Copies of this rulemaking can be obtained by contacting ABCA.Records@dc.gov, Alcoholic Beverage and Cannabis Administration, 899 North Capitol Street, N.W., Suite 4200-A, Washington, D.C. 20002. The rulemaking is also available on the agency's website. Persons with questions concerning the rulemaking should contact Jonathan Berman, Assistant General Counsel, at 202-442-4448 or email abca.legal@dc.gov.

GOVERNMENT OF THE DISTRICT OF COLUMBIA

ADMINISTRATIVE ISSUANCE SYSTEM

Mayor's Order 2025-074
May 28, 2025

SUBJECT: Delegation — Authority to the Deputy Mayor for Planning and Economic Development to take necessary actions related to the Robert F. Kennedy Memorial Stadium Campus

ORIGINATING AGENCY: Office of the Mayor

By virtue of the authority vested in me as Mayor of the District of Columbia by sections 422(6) and (11) of the District of Columbia Home Rule Act of 1973, approved December 24, 1973, 87 Stat. 790, Pub. L. 93-198, D.C. Official Code §§ 1-204.22(6) and (11), it is hereby **ORDERED** that:

1. The Deputy Mayor for Planning and Economic Development (the "Deputy Mayor") is delegated the authority of the Mayor to:

   a. Take any actions on behalf of the District authorized or required by the D.C. Robert F. Kennedy Memorial Stadium Campus Revitalization Act, approved January 6, 2025, Pub. L. 118-274, 138 Stat. 3234 ("Stadium Act");

   b. Take any actions on behalf of the District necessary or appropriate to comply with or effectuate the Declaration of Covenants Regarding the Transfer of Jurisdiction of the Robert F. Kennedy Memorial Stadium Campus (Reservation 343F), dated January 14, 2025, by and between the District and the U.S. Department of the Interior, National Park Service, National Capital Region;

   c. Execute on behalf of the District documents related to the acquisition, lease, license, or disposition of the Robert F. Kennedy Memorial Stadium Campus, as defined in section 2(m) of the Stadium Act (the "RFK Stadium Campus"); and

   d. Undertake any other actions or negotiations, or execute agreements, facilitating the development or disposition of the RFK Stadium Campus.

2. Notwithstanding Paragraph 1 of this Order, the Mayor retains concurrent authority over all matters described in Paragraph 1 of this Order.

3. The authority delegated to the Deputy Mayor by this Order may be further delegated by the Deputy Mayor to subordinates under his or her jurisdiction.

4. This Order supersedes all prior Mayor's Orders to the extent of any inconsistency.

5. **EFFECTIVE DATE:** This Order shall become effective immediately.

MURIEL BOWSER
MAYOR

ATTEST: _____
KIMBERLY A. BASSETT
SECRETARY OF STATE OF THE DISTRICT OF COLUMBIA

ALCOHOLIC BEVERAGE AND CANNABIS ADMINISTRATION
ALCOHOLIC BEVERAGE AND CANNABIS BOARD

NOTICE OF PUBLIC HEARINGS
CALENDAR

WEDNESDAY, JUNE 4, 2025
899 NORTH CAPITOL STREET, NE, SUITE 4200 A-B
WASHINGTON, D.C. 20002

Donovan W. Anderson, Chairperson
Members: Silas Grant, Jr., Teri Janine Quinn, Ryan Jones and David Meadows

Protest Hearing (Status) **10:30 AM**

Case # 25-PRO-00028
Greenwell, LLC, t/a To Be Determined
4427 Wisconsin Ave NW
License #130767
Retailer MC
ANC 3E
Application for a New License

Show Cause Hearing (Status) **10:30 AM**

Case # 25-CMP-00019
Assmira, Inc., t/a Circle 7 Express Food Store
740 Kenilworth Ave NE
License #103270
Retailer B
ANC 7D
Operating After Hours, No ABC Manager on Duty

Board's Calendar
June 4, 2025

Show Cause Hearing (Status) **10:30 AM**

Case # 24-CIT-00718
Morini DC, LLC, t/a Osteria Morini/Nicoletta/Morini
301 Water Street SE
License #92083
Retailer CR
ANC 8F
Failed to File Quarterly Statement

Show Cause Hearing **10:30 AM**

Case # 25-CMP-00007
816 Dirty Water, LLC, t/a Dirty Water
816 H Street NE
License #125771
Retailer CT
ANC 6A
Sale to Minor Violation

Show Cause Hearing **10:30 AM**

Case # 25-CMP-00022
T and A, LLC, t/a Montana Liquors
710 H Street NE
License #97473
Retailer A
ANC 6A
Failed to Make a Copy Settlement Agreement Immediately Accessible, Violation of Settlement Agreement

Board's Calendar
June 4, 2025

Show Cause Hearing **10:30 AM**

Case # 24-251-00040
Focus DC, LLC, t/a Focus DC
1348 H Street NE
License #118015
Retailer CT
ANC 6A
Allowed the Establishment to be Used for an Unlawful or Disorderly Purpose, Failed to Follow Security Plan, Provided False or Misleading Information

BOARD RECESS AT 12:00 PM

ADMINISTRATIVE AGENDA AT 1:00 PM

Show Cause Hearing **1:30 PM**

Case # 24-CMP-00078
Partners at 723 8th St SE, LLC, t/a The Ugly Mug Dining Saloon/Valor Brew Pub
723 8th Street SE
License #71793
Retailer CR
ANC 6B
Failed to File Quarterly Statements

Protest Hearing **1:30 PM**

Case # 25-PRO-00004
Consortium for Sustainable Workforces, Inc., t/a The Consortium
201 Massachusetts Ave NE
License #130329
Retailer CT
ANC 6C
Application for a New License

Board's Calendar
June 4, 2025

Protest Hearing **1:30 PM**

Case # 25-PRO-00008
7th Street Love, LLC, t/a Acqua A1 2
212 7th Street SE
License #131013
Retailer CR
ANC 6B
Application for a New License

All of the ABC Board's public hearings are conducted virtually and are livestreamed on ABCA's YouTube channel which can be found here: *https://www.youtube.com/@alcoholicbeverageregulatio5683*.

This meeting is governed by the Open Meetings Act. Please address any questions or complaints arising under this meeting to the Office of Open Government at *opengovoffice@dc.gov*

OFFICE OF THE ATTORNEY GENERAL

NOTICE OF FUNDING AVAILABILITY

FY2026 Community-Based Grant Programs

The Office of the Attorney General (OAG) of the District of Columbia (District) is seeking proposals from non-profit community-based organizations (CBOs) interested in operating a FY26 *Cure the Streets (CTS), Domestic Workers Employment Rights, Leaders of Tomorrow: Youth Violence Prevention, or Workplace Rights* grant program. (Please note, to serve more than one CTS site, grantees may apply for more than one grant).

OAG enforces the laws of the District, provides legal advice to the District's government agencies, and promotes the interests of the District's residents. The Attorney General for the District of Columbia is the District's chief legal officer. The D.C. Charter gives the Attorney General responsibility for charge and conduct of all the District's legal affairs. The Attorney General is responsible for upholding the public interest.

Cure the Streets

Purpose: In the summer of 2018, in response to an uptick in homicides in the District, Attorney General Karl Racine launched the Cure the Streets (CTS) pilot project at two District program sites. The Cure the Streets initiative is based on a public health approach to violence reduction.

Background: Cure the Streets (CTS) is a public safety program aimed at reducing gun violence in the neighborhoods in which it operates. CTS uses a data-driven, public-health approach to gun violence by treating it as a disease that can be interrupted, treated, and prevented from spreading.

Cure the Streets grantees employ local, credible individuals who have deep ties to the neighborhood in which they work. These Violence Interrupters and Outreach Workers detect and resolve conflicts that are likely to lead to shootings and respond to shootings to prevent retaliation. CTS staff cultivate relationships with high-risk individuals who are likely to be involved in gun violence, counsel them to consider prosocial lifestyle changes, and link them with resources such as education and job training. The CTS teams also develop public outreach and education strategies that raise awareness of and denounce gun violence. Additionally, the Outreach Workers and Violence Interrupters provide support to victims of gun violence and endeavor to change community norms. They speak out against a culture of violence that has (in some cases) become socially accepted. This involves social media, mass media, and community outreach.

Estimated Available Funds: Through this Notice of Funding Availability, OAG will make up to $750,000 available (per program site) in grant funding for Fiscal Year 2026 to be awarded through the Cure the Streets grant program to grantees operating in six identified neighborhoods. Grant funding is allocated annually and is subject to appropriations and availability of funds. Selected grantees will implement the Cure the Streets program at the site(s) for which they have been awarded a grant. ,

Domestic Workers Employment Rights

Purpose: To extend and protect the rights of domestic workers to ensure dignity, respect, fairness, and a safe working environment. This grant will provide support to organizations working to develop educational materials for domestic workers and hiring entities, including safety and health information. According to Title I of the Domestic Worker Employment Rights Amendment Act of 2022, Sec. 103, this grant may be used to do the following:

- Based on the input of an expert or experts in the field of health and safety, develop guidance for domestic workers and hiring entities to address the most common hazards domestic workers encounter in their workplaces and how to mitigate them; or
- Conduct education and outreach to domestic workers, hiring entities, and the public about the rights of domestic workers.

Background: OAG, through its grant-making authority, will issue program grants to selected CBOs to provide outreach and worker education, safety guidance or a combination of outreach, worker education, and guidance related to employment laws protecting domestic workers.

Estimated Available Funds: Through this Notice of Funding Availability, OAG will make up to $150,000 available to conduct domestic worker/employer outreach and education, $65,000 available to support capacity building of domestic workers, and $45,000 available to convene and facilitate a domestic worker and stakeholder advisory board.

Total grant funding will not exceed $260,000. Grant funding is allocated annually and is subject to appropriation and availability of funds. Grant Award amounts vary as determined by the scope of the projects.

CBOs are eligible to submit applications for any initiative, or combination of initiatives. CBOs interested in applying for multiple grant initiatives must submit separate budget and workplan documents.

Leaders of Tomorrow: Youth Violence Prevention

Purpose: OAG prioritizes public safety and positive youth development as a core pillar of its mission. As the District's chief prosecutor for crimes committed by juveniles, the Attorney General works to make the city safer through smart prosecution and innovative, evidence-informed initiatives. OAG's public safety efforts aim to stop violence before it happens and address the root causes of crime to prevent justice-involved young people from reoffending.

Recognizing the pivotal role community-based organizations play in strengthening and implementing protective factors for youth, OAG will provide financial assistance to support eligible organizations that have demonstrated a commitment to working with this vulnerable population.

Background: . OAG recognizes the importance of providing financial support to local non-profits dedicated to identifying and mitigating risk factors associated with youth violence. OAG, through its grant-making authority, will issue program grants to CBOs that are actively engaged in delivering crucial programs and services aimed at fostering positive youth development in the District OAG understands that these organizations play a crucial role in developing strategies that align with promising and evidence-based approaches, ultimately contributing to the long-term well-being and success of young individuals.

Estimated Available Funds: Through this Notice of Funding Availability, OAG announces the availability of up to $100,000 in funding per grant per organization for Fiscal Year 2026 to eligible organizations. Total grant funding will not exceed $500,000. Grant funding is allocated annually, and subject to appropriation and availability of funds.

To ensure measurable success, OAG's Grants Management Unit (GMU) is committed to enhancing the program's impact by funding these five critical areas:

1. Traditional Programing – Up to $100,000
2. Parental Guidance and Assistance – Up to $100,000
3. Mental Health Support – Up to $100,000
4. Youth Advisory Board & Engagement – Up to $100,000
5. Substance Use/Abuse Treatment and Recovery Services – Up to $100,000

Workplace Rights

Purpose: The Workplace Rights Grant Program Act of 2021 established the Workplace Rights Grant Program at OAG, for the purpose of providing grants to selected District community-based organizations to educate and assist District workers with employment laws and to inform OAG's work-related employment laws. This grant program replaced the Workplace Leave Navigators grant program, which was administered by the District's Department of Employment Services (DOES).

The goals of the Workplace Rights Grant Program are to:

- Conduct outreach that provides worker education or legal services to individuals who work in the District. These services include information related to employment laws (workplace leave laws) and minimum wage, unemployment, wage collection, and other federal laws.
- Engage the community by providing information about essential resources that keep District workers informed about employment laws; and,
- Inform OAG's work related to employment laws.

Background: OAG, through its grant-making authority, will issue program grants to selected CBOs to provide outreach and worker education, outreach and legal services, or a combination of outreach, worker education, and legal services related to employment laws. In this context, "legal services" means the provision of legal advice, assistance, or representation regarding an individual's rights or responsibilities related to a particular matter or more general matters.

"Employment laws" refers to workplace leave laws that enable eligible individuals (i.e., individuals who work in the District) to take leave from their employment and protect individuals' rights to do so, and include the:

- Accrued Sick and Safe Leave Act of 2008, effective May 13, 2008 (D.C. Law 17-152; D.C. Official Code § 32-531.01 et seq.);
- Universal Paid Leave Amendment Act of 2016, effective April 7, 2017 (D.C. Law 21- 264; D.C. Official Code § 32-541.01 et seq.);
- District of Columbia Family and Medical Leave Act of 1990, effective October 3, 1990 (D.C. Law 8-181; D.C. Official Code § 32-501 et seq.); and

Protecting Pregnant Workers Fairness Act of 2014, effective March 3, 2015 (D.C. Law 20-168; D.C. Official Code § 32-1231.01 et seq.).

- The Minimum Wage Act Revision Act of 1992, effective March 25, 1993 (D.C. Law 9- 248; D.C. Official Code § 32-1001 et seq.).
- An Act To provide for the payment and collection of wages in the District of Columbia, approved August 3, 1956 (70 Stat. 976; D.C. Official Code § 32-1301 et seq.).
- The District of Columbia Unemployment Compensation Act, approved August 28, 1935 (49 Stat. 946; D.C. Official Code § 51-101 et seq.); and
- Federal laws that relate to or provide similar rights as the laws identified in subparagraphs (A) through (C) of this paragraph, including the Fair Labor Standards Act of 1938, approved June 25, 1938 (52 Stat. 1060; 29 U.S.C. § 201 et seq.), and the Family and Medical Leave Act of 1993, approved February 5, 1993 (107 Stat. 6; 29 U.S.C. § 2611 et seq.).

Estimated Available Funds: Through this Notice of Funding Availability, OAG will make up to $750,000 available in grant funding for Fiscal Year 2026 to be awarded through the Workplace Rights grant program. OAG will award funds to at least two qualified community-based organizations. No award shall be less than $100,00 per year, per grant. Grant funding is allocated annually, and subject to appropriation and availability of funds. Grant Award amounts vary as determined by the scope of the projects. Selected grantees will work to educate and support employees as they navigate their rights and responsibilities granted by various employment laws and programs.

Application Requirements

Organizations that meet the following eligibility requirements at the time of application may apply.

Eligible Applicants: Nonprofit, community-based organizations with an IRS 501(c)(3) or 501(c)(4) determination.

Period of Performance: October 1, 2025, through September 30, 2026**.**

Pre-Solicitation Conferences: For each grant program**,** OAG will hold both an in-person and virtual pre-solicitation conference. Once confirmed, details about the pre-solicitation conferences will be posted with the RFA on OAG's website at https://oag.dc.gov/jobs-partner-opportunities/doing-business-oag.

Request for Application (RFA) Release Date: Monday, June 16, 2025. The RFA for this competitive grant program will be available on OAG's website at https://oag.dc.gov/jobs-partner-opportunities/doing-business-oag. Applications will be evaluated based on the scoring criteria set forth in the RFA.

Deadlines:

Electronic Submission: Applications are due by **2:00 PM EST, Wednesday, July 30, 2025**, and must be submitted through Fluxx, OAG's online grant management system.

For more information on the FY26 Community-Based Grant Programs, please email the OAG Grant Management Unit at OAG.Grants@dc.gov.

D.C. BILINGUAL PUBLIC CHARTER SCHOOL

REQUEST FOR PROPOSALS

D.C. Bilingual Public Charter School in accordance with section 2204(c) of the District of Columbia School Reform Act of 1995 solicits proposals for vendors to provide the following services for FY 2025-2026:

- Painting

Proposal Submission

A Portable Document Format (pdf) election version of your proposal must be received by the school no later than **4:00 p.m. EST on Tuesday, June 10, 2025.** Questions, proposals, and full RFP request should be emailed to bids@dcbilingual.org.

No phone call submission or late responses please. Interviews, samples, and demonstrations will be scheduled at our request after the review of the proposals only.

OFFICE OF THE DEPUTY MAYOR FOR EDUCATION

NOTICE OF PUBLIC MEETING

Students in the Care of DC Coordinating Committee Quarter 3 Meeting

The Office of the Deputy Mayor for Education (DME) will hold its Quarter 3 Students in the Care of DC (SCDC) Coordinating Committee meeting on Thursday, June 5, 2025, from 3:30 p.m. to 5 p.m. Register to attend the meeting virtually here.

AGENDA

I. Welcome
II. Overview and background of SCDC
III. Review of SCDC Areas of Focus
IV. Guest Presenter – State Level Record Keeping Practices
V. Working Group Updates
VI. Next Steps: Advancing Areas of Focus
VII. Adjournment

The Students in the Care of D.C. Coordinating Committee (SCDC) was established by the Students in the Care of D.C. Coordinating Committee Act of 2018, to enhance educational outcomes for District residents under 25 years old who are incarcerated, detained, committed, or under supervision District child fare, juvenile and criminal justice agencies. The SCDC leads strategic initiatives to improve interagency collaboration, data sharing, and educational programming. Since becoming fully operational in 2024, the committee has prioritized improving data sharing and communication, expanding in-facility educational programming, increasing District-operated placement options, and establishing a system for awarding partial academic credits to support educational continuity and equity for students in the care of DC.

Date: **June 5, 2025**
Time: **3:30 p.m. – 5:00 p.m.**
Location: **441 4th Street NW, Suite 1107 (Teams platform; register here)**

For more information: Visit the DME's webpage on the Students in the Care of DC here. Please contact phillip.copeland1@dc.gov with any questions.

This meeting is governed by the Open Meetings Act. Please address any questions or complaints arising under this meeting to the Office of Open Government at opengovoffice@dc.gov.

BOARD OF ELECTIONS

CERTIFICATION OF ANC-SMD VACANCY

The District of Columbia Board of Elections hereby gives notice that there are vacancies in (13) thirteen Advisory Neighborhood Commission offices, certified pursuant to D.C. Official Code § 1-309.06(d)(2).

VACANT: 2A05, 2A06, 2A07, 2F08, 4A06, 4A07, 5A05, 5B06, 6E04, 7D02, 7E05, 7E07, 8D02

Petition Circulation Period: **Monday, June 2, 2025 through Monday, June 23, 2025**
Petition Challenge Period: **Thursday, June 26, 2025 through Wednesday, July 2, 2025**

Note: The deadline to file petitions or challenges is **4:45 p.m.** on the date listed above.

Candidates seeking the Office of Advisory Neighborhood Commissioner, or their representatives, may pick up nominating petitions by email at candidate@dcboe.org or in-person during office hours at the following location:

D.C. Board of Elections
1015 Half Street, SE, Suite 750
Washington, DC 20003

For more information, the public may call **202-727-2525**.

DEPARTMENT OF ENERGY AND ENVIRONMENT

GREEN BUILDING ADVISORY COUNCIL

NOTICE OF PUBLIC MEETING

The Green Building Advisory Council meeting will be held on Wednesday June 4, 2025, from 2:00 p.m. to 4:00 p.m. The meeting will be held virtually via WebEx.

Below is the draft agenda for this meeting. The link for the WebEx meeting will be included in the final agenda posted to the Green Building Advisory Council's webpage 48 hours in advance of the meeting at: https://doee.dc.gov/node/674392

For additional information, please contact: Jenn Hatch, Green Building Advisory Council Chair, at (202) 527-1779 or jenn.hatch@dc.gov.

Draft Meeting Agenda

1. Announcements
2. Presentations and discussion
3. Roundtable updates
4. Adjourn

DEPARTMENT OF ENERGY AND ENVIRONMENT

NOTICE OF FUNDING AVAILABILITY

Lead Poisoning Prevention Outreach and Collaboration

The Department of Energy and Environment (the Department) seeks eligible entities to educate and inform low-income residents in Wards 1,4, and/or 5 about their children's potential exposures to lead and how to protect their children. Many of the households are Spanish speaking or African immigrants. The amount available for the project is approximately $60,000.

Beginning 05-30-2025, the full text of the Request for Applications (RFA) will be available on the Department's website. A person may obtain a copy of this RFA by any of the following means:

Download from the Department's website, www.doee.dc.gov. Select the *Resources* tab. Cursor over the pull-down list and select *Grants and Funding*. On the new page, cursor down to this RFA. Click on *Read More* and download this RFA and related information from the *Attachments* section.

Email a request to lppoc.grants@dc.gov with "Request copy of RFA-FY25-LHHD-868 " in the subject line.

The deadline for application submissions is 06-30-2025. The online application must be time-stamped by 11:59 p.m. on the date the application is due.

Eligibility: All the checked institutions below may apply for these grants:

☒-Nonprofit organizations, including those with IRS 501(c)(3) or 501(c)(4) determinations;
☒-Faith-based organizations;
☐-Government agencies;
☐-Universities/educational institutions; and
☐-Private Enterprises.

For additional information regarding this RFA, write to: lppoc.grants@dc.gov .

DISTRICT OF COLUMBIA
BOARD OF ETHICS AND GOVERNMENT ACCOUNTABILITY

NOTICE OF MEETING

The District of Columbia Board of Ethics and Government Accountability will hold a meeting at the Board of Ethics and Government Accountability, 1030 15th Street, NW, Suite 700 West, on June 5, 2025, at 10:00 a.m. and virtually. Below is a draft agenda for the meeting. A final meeting agenda will be posted on the Board's website at www.bega.dc.gov on the day of the meeting.

Members of the public are welcome to observe the meeting virtually or in person. In order to register for and attend the meeting virtually, please visit:

Click here to join the meeting
Meeting ID: 276 728 707 785
Passcode: ej3Bq2HL
Download Teams | Join on the web
Join by phone: 1-202-594-9550
Phone Conference ID: 908 159 775#

Questions about the meeting may be directed to bega@dc.gov.

AGENDA

I. Call to Order

II. Ascertainment of Quorum

III. Adoption of the Agenda/Approval of Minutes

IV. Report by the Director of Open Government

A. OMA/FOIA Advice
B. Public Meeting Monitoring
C. Training/Outreach
D. Legislation and Litigation Update
E. Administrative Matters

V. Report by the Director of Government Ethics

A. Update on Status of Office of Government Ethics Operations
B. Trainings/Outreach
C. Advisory Opinions/Advice
D. Legislative/ Rulemaking Updates
E. Administrative Matters

F. Financial Disclosure
G. Lobbyist Registration and Reporting
H. Public Investigations

VI. Public Comment

VII. Executive Session (non-public) to discuss ongoing, confidential investigations pursuant to D.C. Official Code § 2-575(b)(14), to consult with an attorney to obtain legal advice and to preserve the attorney-client privilege between an attorney and a public body pursuant to D.C. Official Code § 2-575(b)(4)(A), to discuss personnel matters including the appointment, employment, assignment, promotion, performance evaluation, compensation, discipline, demotion, removal, or resignation of government appointees, employees, or officials pursuant to D.C. Official Code § 2-575(b)(10), and to deliberate on a decision in which the Ethics Board will exercise quasi-judicial functions pursuant to D.C. Official Code § 2-575(b)(13).

VIII. Resumption of Public Meeting

IX. Discussion of any remaining public items

X. Adjournment

This meeting is governed by the Open Meetings Act. Please address any questions or complaints arising under this meeting to the Office of Open Government at opengovoffice@dc.gov.

DEPARTMENT OF HEALTH CARE FINANCE

PUBLIC NOTICE

MEDICAID FEE SCHEDULE FOR HOME AND COMMUNITY-BASED SERVICES WAIVER FOR INDIVIDUAL AND FAMILY SUPPORT (IFS)

The Department of Health Care Finance (DHCF), in accordance with the requirements in 29 DCMR §§ 988.4 and 9001.2, announces publication of the Medicaid Fee Schedule setting forth the reimbursement rates, effective July 1, 2025, for services available to participants under the Home and Community-Based Services Waiver for the Individual and Family Support (IFS Waiver).

The Department on Disability Services (DDS), Developmental Disabilities Administration (DDA), operates the IFS Waiver under the supervision of DHCF. The IFS Waiver was approved by the U.S. Department of Health and Human Services, Centers for Medicare and Medicaid Services (CMS), for a five-year period beginning November 1, 2020, and recently amended to be effective October 1, 2022.

DHCF is identifying through this Public Notice the changes in the reimbursement rates for services rendered on or after July 1, 2025, for certain IFS Waiver services listed in 29 DCMR § 9001.1. The new rates align with ID/DD waiver service rates and follow the same rate methodology, except for Education Support Services, which is a unique service to this waiver. The new rates include the 2025 D.C. Living Wage where required and are expressly subject to the service and other limitations described in the IFS Waiver and applicable rules.

DHCF is increasing the reimbursement rates for Sixteen (16) IFS Waiver services as follows: (1) Assistive Technology Services (29 DCMR § 9015; *cf.* 29 DCMR § 1941); (2) Behavioral Support Services (29 DCMR § 9016; *cf.* 29 DCMR § 1919); (3) Companion Services (29 DCMR § 9017; *cf.* 29 DCMR § 1939); (4) Creative Arts Therapies Services (29 DCMR § 9018; *cf.* 29 DCMR § 1918); (5) Day Habilitation Services (29 DCMR § 9019; *cf.* 29 DCMR § 1920); (6) Employment Readiness Services (29 DCMR § 9022, *cf.* 29 DCMR §1922); (7) Family Training Services (29 DCMR § 9023; *cf.* 29 DCMR § 1924); (8) Individualized Day Supports Services (29 DCMR § 9024; *cf.* 29 DCMR § 1925); (9) In-Home Supports Services (29 DCMR § 9025; *cf.* 29 DCMR § 1916); (10) Occupational Therapy Services (29 DCMR § 9026; *cf.* 29 DCMR § 1926); (11) Parenting Supports Services (29 DCMR § 9027; *cf.* 29 DCMR § 1942); (12) Physical Therapy Services (29 DCMR § 9029; *cf.* 29 DCMR § 1928); (13) Respite Services (29 DCMR § 9030; *cf.* 29 DCMR § 1930); (14) Speech, Hearing and Language Services (29 DCMR § 9032; *cf.* 29 DCMR § 1932); (15) Supported Employment Services – Individual and Small Group Services (29 DCMR § 9033; *cf.* 29 DCMR § 1933); and (16) Wellness Services (29 DCMR § 9034; *cf.* 29 DCMR § 1936). To the extent that the above services are delivered remotely or as participant directed services, DHCF reimbursement rates will align with the IFS Amendment Waiver Year 5 rate methodology

For Personal Care Services (29 DCMR § 9028; *cf.* 29 DCMR § 1910) and Skilled Nursing Services (29 DCMR § 9031; *cf.* 29 DCMR § 1931), DHCF will reimburse providers at the rates set forth in the Medicaid Fee Schedule for the Medicaid State Plan.

These reimbursement rates for each service will be included on the Medicaid Fee Schedule for the ID/DD Waiver/IFS Waiver and will become effective July 1, 2025. The Medicaid Fee Schedule for the ID/DD Waiver/IFS Waiver is located on the DHCF website at https://www.dc-medicaid.com/dcwebportal/nonsecure/feeScheduleDownload. For further information or questions regarding this fee schedule update, please contact Bryan Balaba, Reimbursement Analyst, DHCF, at bryan.balaba@dc.gov or via telephone at (202) 478 5925.

DEPARTMENT OF HEALTH CARE FINANCE

PUBLIC NOTICE

MEDICAID FEE SCHEDULE FOR
HOME AND COMMUNITY-BASED SERVICES WAIVER FOR INDIVIDUALS
WITH INTELLECTUAL AND DEVELOPMENTAL DISABILITIES

The Department of Health Care Finance (DHCF), in accordance with the requirements in 29 DCMR §§ 988.4 and 1901.2, announces publication of the Medicaid Fee Schedule setting forth the reimbursement rates, effective July 1, 2025, for services available to participants under the Medicaid Home and Community-Based Services Waiver for Individuals with Intellectual and Developmental Disabilities (ID/DD Waiver).

The Department on Disability Services (DDS), Developmental Disabilities Administration (DDA), operates the ID/DD Waiver under the supervision of DHCF. The ID/DD Waiver was renewed by the U.S. Department of Health and Human Services, Centers for Medicare and Medicaid Services (CMS), for a five-year period beginning October 1, 2022

As required under 29 DCMR § 1901.2, DHCF is identifying through this Public Notice the changes in the reimbursement rates for services rendered on or after July 1, 2025, for certain ID/DD Waiver services listed in 29 DCMR § 1901.1. The new rates align with ID/DD Renewal Waiver Year 3 rate methodology, include the 2025 D.C. Living Wage where required, and are expressly subject to the service and other limitations described in the ID/DD Waiver and applicable rules.

DHCF is increasing the reimbursement rates for Nineteen (19) ID/DD Waiver services as follows: 1) Assistive Technology Services, 29 DCMR § 1941; (2) Behavioral Support Services, 29 DCMR § 1919; (3) Companion Services, 29 DCMR § 1939; (4) Creative Arts Therapies Services, 29 DCMR § 1918; (5) Day Habilitation Services, 29 DCMR § 1920; (6) Employment Readiness Services, 29 DCMR § 1922; (7) Family Training Services, 29 DCMR § 1924; (8) Host Home without Transportation Services, 29 DCMR § 1915; (9) Individualized Day Supports Services, 29 DCMR § 1925; (10) In-Home Supports Services, 29 DCMR § 1916; (11) Occupational Therapy Services, 29 DCMR § 1926; (12) Physical Therapy Services, 29 DCMR § 1928; (13) Residential Habilitation Services, 29 DCMR § 1929; (14) Respite Services, 29 DCMR § 1930; (15) Speech, Hearing and Language Services, 29 DCMR § 1932; (16) Supported Employment Services – Individual and Small Group Services, 29 DCMR § 1933; (17) Supported Living Services, 29 DCMR § 1934; (18) Parenting Support Services, 29 DCMR § 1942; and (19) Wellness Services, 29 DCMR § 1936. To the extent that the above services are delivered remotely, DHCF reimbursement rates will align with the ID/DD Renewal Waiver Year 3 rate methodology.

For Personal Care Services, 29 DCMR § 1910 and Skilled Nursing Services 29 DCMR § 1931, DHCF will reimburse providers at the rate set forth in the Medicaid Fee Schedule for the Medicaid State Plan, and for Dental Services, 29 DCMR § 1921, DHCF will continue to

reimburse providers at the rate set forth in the Medicaid Fee Schedule for the Medicaid State Plan increased by twenty (20) percent.

These reimbursement rates for each service will be included on the Medicaid Fee Schedule for the ID/DD Waiver and will become effective July 1, 2025. The Medicaid Fee Schedule for the ID/DD Waiver is located on the DHCF website at https://www.dc-medicaid.com/dcwebportal/nonsecure/feeScheduleDownload. For further information or questions regarding this fee schedule update, please contact Bryan Balaba, Reimbursement Analyst, DHCF, at bryan.balaba@dc.gov or via telephone at (202) 478 5925.

DEPARTMENT OF HEALTH CARE FINANCE

PUBLIC NOTICE

MEDICAID FEE SCHEDULE UPDATES FOR HOME HEALTH SERVICES

The Department of Health Care Finance (DHCF), in accordance with the requirements set forth in Sections 9903.8, 9904.8, and 9905.9 of Chapter 99 and Section 988 of Chapter 9 of Title 29 of the District of Columbia Municipal Regulations, announces changes to the Medicaid reimbursement rates for home health physical therapy services, home health speech pathology and audiology services, and home health occupational therapy services provided to beneficiaries enrolled in the District Medicaid program.

The changes to the rates will become effective on July 1, 2025, or at a later effective date, pending approval of the corresponding State Plan Amendment by the federal Centers for Medicare and Medicaid Services. As a result of these changes, DHCF projects an aggregate increase in Medicaid expenditures of approximately $1,162.70 in Fiscal Year 2025, with an increase in federal Medicaid expenditures of approximately $813.90 DHCF also projects an aggregate increase in Medicaid expenditures of approximately $1,213.90 in Fiscal Year 2026, with an increase in federal Medicaid expenditures of approximately $849.75.

Home health agencies provide an array of services for Medicaid beneficiaries in need of long-term care services and support. DHCF is updating the Medicaid fee schedule to ensure reimbursement rates are equitable and reflective of reasonable costs incurred by home health providers in delivering physical therapy, occupational therapy, and speech pathology and audiology services. The Medicaid Fee Schedule is located on the DHCF website at https://www.dc-medicaid.com/dcwebportal/nonsecure/feeScheduleDownload.

For further information or questions regarding this fee schedule update, please contact Loria Dickens, Reimbursement Analyst, Office of the Deputy Director, Office of Rates Reimbursement and Financial Analysis, Department of Health Care Finance, at 441 4th Street, Suite 900S, Washington, DC 20001, or email Loria.Dickens@dc.gov or via telephone at (202) 507-6957.

DEPARTMENT OF HEALTH CARE FINANCE

PUBLIC NOTICE

MEDICAID FEE SCHEDULE UPDATES FOR PERSONAL CARE AIDE (PCA) SERVICES

The Department of Health Care Finance (DHCF), in accordance with the requirements in 29 DCMR §§ 988.4 and 5015.2, announces changes to the Medicaid reimbursement rates for PCA services provided by Home Health Agencies. The changes to the rates will become effective on July 1, 2025.

The PCA services reimbursement rates are adjusted to reflect the annual rate changes to the Living Wage Act of 2006, effective June 8, 2006 (D.C. Law 16-118; D.C. Official Code § 2-220.01 *et seq.*).

The PCA rates will be included in the Medicaid Fee Schedule and will become effective July 1, 2025. The Medicaid Fee Schedule for the PCA services is located on the DHCF website at https://www.dc-medicaid.com/dcwebportal/nonsecure/feeScheduleInquiry.

If you have any questions, please contact Loria Dickens, Reimbursement Analyst, Office of the Deputy Director, Office of Rates Reimbursement and Financial Analysis, Department of Health Care Finance, at 441 4th Street, Suite 900S, Washington, DC 20001, or email Loria.Dickens@dc.gov or via telephone at (202) 507-6957.

DEPARTMENT OF HEALTH CARE FINANCE

PUBLIC NOTICE

MEDICAID FEE SCHEDULE UPDATES FOR THE HOME AND COMMUNITY-BASED SERVICES WAIVER FOR PERSONS WHO ARE ELDERLY AND INDIVIDUALS WITH PHYSICAL DISABILITIES (EPD)

The Department of Health Care Finance (DHCF), in accordance with the requirements set forth in 29 DCMR §§ 988.4 and 4209.5, announces changes to the Medicaid reimbursement rates for EPD waiver services. The changes to the rates will become effective on July1, 2025.

The EPD reimbursement rates are adjusted to reflect the annual rate changes to the Living Wage Act of 2006, effective June 8, 2006 (D.C. Law 16-118; D.C. Official Code § 2-220.01 *et seq*.).

DHCF is increasing the reimbursement rates for seven (7) EPD Waiver services as follows: (1) Personal Care Aide (PCA) Services, 29 DCMR § 4211; (2) Respite Services, 29 DCMR § 4213; (3) Homemaker Services, 29 DCMR § 4214; (4) Chore Aide Services, 29 DCMR § 4215; (5) Assisted Living Services, 29 DCMR § 4216; and (6) Adult Day Health Services, 29 DCMR § 4218; and (7) Case Management Services, 29 DCMR § 4210.

For Community Transition Services, 29 DCMR § 4221, DHCF has not changed the reimbursement amount.

The reimbursement rates for each service will be included on the Medicaid Fee Schedule for the EPD Waiver and will become effective on July 1, 2025. The Medicaid Fee Schedule for the EPD Waiver is located on the DHCF website at:
https://www.dc-medicaid.com/dcwebportal/nonsecure/feeScheduleInquiry.

If you have any questions or comments, please contact Loria Dickens, Reimbursement Analyst, Office of the Deputy Director, Office of Rates Reimbursement and Financial Analysis, Department of Health Care Finance, at 441 4th Street, Suite 900S, Washington, DC 20001, or email Loria.Dickens@dc.gov or via telephone at (202) 507-6957.

DC DEPARTMENT OF HOUSING AND COMMUNITY DEVELOPMENT

HOME PURCHASE ASSISTANCE PROGRAM (HPAP)

Effective for HPAP Loans Closed on or after June 1, 2025

2025 HPAP Homebuyer Assistance Table

Please note that closing cost assistance for all eligible households will be up to $4,000.

The per client gap financing assistance will cap at $202,000.

The closing cost assistance is distinct from, and in addition to, gap financing assistance which is shown below.

Maximum Assistance ($)	1	2	3	4	5	6	7	8
	Per household income less than or equal to (dollars):							
	Up to 50% Median Family Income (MFI) Households							
$202,000	$57,350	$65,550	$73,750	$81,950	$88,500	$95,050	$101,600	$108,150
	51% - 80% Median Family Income (MFI) Households							
$161,600	$73,550	$84,050	$94,550	$105,050	$111,600	$118,200	$124,750	$131,300
$141,400	$78,800	$90,050	$101,300	$112,550	$119,600	$126,600	$133,650	$140,700
$101,000	$91,800	$104,900	$118,000	$131,100	$139,300	$147,500	$155,700	$163,900
	81% - 110% Median Family Income (MFI) Households							
$80,800	$112,400	$128,500	$144,550	$160,600	$170,650	$170,650	$170,650	$170,650
$70,000	$126,200	$144,250	$162,250	$180,300	$191,550	$191,550	$191,550	$191,550

The amount of financial assistance provided to households earning up to 110% of the Median Family Income (MFI) shall be the combined total of gap financing assistance and closing cost assistance.

The income limits established shall be reviewed and revised as needed by the Department of Housing and Community Development to stay current with the incomes of households in the Washington, DC area. The review and revisions will be done periodically, provided that the current median income established by the Secretary of the U.S. Department of Housing and Urban Development for the Washington, DC Metropolitan Statistical Area is available.

D.C. DEPARTMENT OF HOUSING AND COMMUNITY DEVELOPMENT

NOTICE OF 2025 HOUSING PRODUCTION TRUST FUND (HPTF) MAXIMUM INCOME AND RENT LIMITS

The D.C. Department of Housing and Community Development, pursuant to the Housing Production Trust Fund Act of 1988, D.C. Law 7-202, as amended, D.C. Official Code § 42-2801 *et seq.* and the HPTF regulations (10-B DCMR chapter 41) hereby gives notice that it has revised the maximum income and rent limits for the use of HPTF to preserve and produce housing for extremely low-income, very low-income, and low-income households.

The revised income and rent limits have been determined based on the Median Family Income (MFI) of $163,900 for the Washington Metropolitan Statistical Area as established by the U.S. Department of Housing and Urban Development for fiscal year 2025. The maximum income limits have been calculated as required by D.C. Official Code § 42-2801(1)(A) – (B). The maximum monthly rent limits have been calculated in compliance with 10-B DCMR § 4107.3(b) – (c).

The HPTF Maximum Income and Rent Limits shall be effective as of June 1, 2025.

DEPARTMENT OF HOUSING AND COMMUNITY DEVELOPMENT
HOUSING PRODUCTION TRUST FUND (HPTF)
MAXIMUM INCOME AND RENT LIMITS
Effective as of June 1, 2025

HPTF Household Income Limits

HOUSEHOLD SIZE

INCOME LIMIT	1 PERSON	2 PERSON	3 PERSON	4 PERSON	5 PERSON	6 PERSON	7 PERSON	8 PERSON
30% OF MFI	$34,419	$39,336	$44,253	$49,170	$54,087	$59,004	$63,921	$68,838
50% OF MFI	$57,365	$65,560	$73,755	$81,950	$90,145	$98,340	$106,535	$114,730
60% OF MFI	$68,838	$78,672	$88,506	$98,340	$108,174	$118,008	$127,842	$137,676
80% OF MFI	$91,784	$104,896	$118,008	$131,120	$144,232	$157,344	$170,456	$183,568

HPTF Monthly Maximum Rent Limits

BEDROOM COUNT

RENT LIMIT	Efficiency	1 Bedroom	2 Bedroom	3 Bedroom	4 Bedroom	5 Bedroom
30% OF MFI	$860	$983	$1,106	$1,352	$1,598	$1,721
50% OF MFI	$1,434	$1,639	$1,844	$2,254	$2,663	$2,868
60% OF MFI	$1,721	$1,967	$2,213	$2,704	$3,196	$3,442
80% OF MFI	$2,295	$2,622	$2,950	$3,606	$4,261	$4,589

DEPARTMENT OF LICENSING AND CONSUMER PROTECTION

NOTICE OF PUBLIC MEETING

District of Columbia Board of Barber and Cosmetology

The District of Columbia Board of Barber and Cosmetology ("Board") hereby gives notice of its upcoming meeting, pursuant to section 406 of the Open Meetings Act of 2010, effective January 19, 2011 (D.C. Law 18-350; D.C. Official Code § 2-576). The proposed agenda for each meeting will be posted on the Department of Licensing and Consumer Protection's website at www.dlcp.dc.gov and the Office of Open Government's website at https://www.open-dc.gov/public-bodies/meetings, not less than forty-eight (48) hours before the meeting.

The Board will hold its upcoming meeting on Monday, June 2, 2025, at 10:00 a.m.

The Board holds its meetings on the first Monday of each month at 10:00 a.m. The meetings are open to members of the public virtually via Zoom. Please direct all inquiries and questions for public comment to Ms. Kimberly Troxler, Board Administrator, at (202) 805-8239 or kimberly.troxler@dc.gov.

DRAFT AGENDA

1. Call to Order – 10:00 a.m. (*Public Session*)
2. Attendance
3. Comments from the Public
4. Executive Session (*Closed to the Public*) to consult with our attorneys to seek legal advice; to discuss disciplinary matters; and to deliberate upon decisions in adjudication actions and proceedings, as provided by D.C. Code § 2-575(b)(4)(A), § 2-575(b)(9), and § 2-575(b)(13).
5. Approval of Minutes
6. Correspondence
7. Board Committees
8. Old Business
9. New Business
10. Recommendations/Actions
11. Adjournment

Meeting Link:
https://dc-gov.zoom.us/j/83672713587?pwd=VJf9L2GFYROeYIkoeZLPe6YV5ZeD06.1
Webinar ID: 836 7271 3587
Password: 06022025
Join by Phone: (301) 715-8592

This meeting is governed by the Open Meetings Act. Please address any questions or complaints arising under this meeting to the Office of Open Government at open.govoffice@dc.gov.

DEPARTMENT OF LICENSING AND CONSUMER PROTECTION

NOTICE OF PUBLIC MEETING

District of Columbia Board of Funeral Directors

The District of Columbia Board of Funeral Directors ("Board") hereby gives notice of its regular meeting, pursuant to section 406 of the Open Meetings Act of 2010, effective January 19, 2011 (D.C. Law 18-350; D.C. Official Code § 2-576). The proposed agenda for each meeting will be posted on the Department of Licensing and Consumer Protection's website at www.dlcp.dc.gov and the Office of Open Government's website at https://www.open-dc.gov/public-bodies/meetings, not less than forty-eight (48) hours before the meeting.

The Board will hold its upcoming meeting on Thursday, June 5, 2025, at 1:00 p.m.

The Board holds its meetings on the first Thursday of every month at 1:00 p.m. The meetings are open to members of the public virtually through Zoom. For additional information, please contact Ms. Allison Wade, Board Administrator, at (202) 369-0135 or allison.wade@dc.gov.

DRAFT AGENDA

1. Call to Order – 1:00 p.m. (*Public Session*)
2. Attendance
3. Comments from the Public
4. Approval of Meeting Minutes
5. Old Business
6. New Business
7. Executive Session (*Closed to the Public*) to consult with an attorney pursuant to D.C. Official Code § 2-575(b)(4)(A); D.C. Official Code § 2-575(b)(9) to discuss complaints/legal matters, applications, and legal counsel report.
8. Recommendations
9. Adjournment

Meeting Link:
https://dc-gov.zoom.us/j/88220238648
Join by Phone: (301) 715-8592

This meeting is governed by the Open Meetings Act. Please address any questions or complaints arising under this meeting to the Office of Open Government at open.govoffice@dc.gov.

OFFICE OF THE DEPUTY MAYOR FOR PLANNING AND ECONOMIC DEVELOPMENT

NOTICE OF FUNDING AVAILABILITY (NOFA)

FY25 DC Family Fun Destinations

Request for Application (RFA) Release Date: Friday, June 6, 2025

RFA Identification No.: DMPED – FY25 – DCFFD

Background:
The Office of the Deputy Mayor for Planning and Economic Development ("**DMPED**") invites the submission of applications from qualified organizations for the FY25 DC Family Fun Destinations Program ("**DC Family Fun Destinations Program**" or "**Program**"). The purpose of the Program is to promote the development of permanent or semi-permanent family-friendly attractions in Washington, DC ("**District**").

Purpose:
The Program will provide grants for the purpose of creating or enhancing public spaces, exhibits, or activities that will attract families to the District's Central Business District. The Program will incentivize the development or enhancement of permanent or semi-permanent attractions that will drive foot traffic, offer a new experience to the surrounding neighborhood, and create economic impact. The term "attraction" means an indoor or outdoor facility or space that is open to the public for cultural, recreational, or entertainment uses. Example projects include community-gathering spaces, performance or creative space, outdoor game or music infrastructure, public art, activities for children and families (e.g., a children's garden, play equipment, etc.), and immersive, interactive, or virtual reality experiences.

Project Requirements:
- Projects must be active for a minimum of 30 consecutive days at a project site or 30 consecutive days across multiple project sites, with a preference for kids play immersive play experiences.
- Projects must be in the Central Business District (to be further described in the RFA).
- Applicants should clearly demonstrate how projects will be appealing and accessible to children and families.
- Projects must be complete and open to the public no later than September 30, 2025, with preference for projects that can open less than 45 days after grant award.
- Applications for projects intended to be permanent must include a plan for long-term financial sustainability and maintenance.
- Applications should demonstrate a high level of community engagement in response to community needs.
- Projects must abide by all District laws and regulations.
- Applicants should demonstrate site control or site approval, including a plan to acquire permits or approvals for the use of outdoor space, or a Letter of Intent for leased space.
- Applicants must demonstrate a financial match of at least 30% of the Project costs.

- Preference will be given to Projects that occupy vacant commercial space or occupy outdoor space.

The Program will be funded pursuant to the Deputy Mayor for Planning and Economic Development Limited Grant-Making Authority Act of 2012, effective September 12, 2012 (D.C. Law 19-168; D.C. Official Code § 1-328.04(x)), and the "American Rescue Plan Act of 2021", effective March 11, 2021 (Public Law No: 117-2) (as may be amended or extended, "**ARPA**"). The Program is also supported by the Economic Development Administration State Tourism Grant Program.

Eligible applicants:
Non-profit organizations or associations, including:

- Creative/cultural, community or faith-based nonprofit organizations.
- organizations with placemaking and/or community development experience; and

Individuals and for-profit entities are not eligible to receive grants. No grant funds expended by the awardee may be used to subsidize or defray the operating costs of for-profit businesses. However, eligible applicants may partner with for-profit business entities, schools, and other non-profit organizations on the development of the project.

Additional details about eligibility and criteria for selecting applicants will be included in the RFA.

Anticipated Number of Awards: DMPED anticipates making 1 to 3 awards, ranging from $100,000 up to $1,420,486.00 million, and will fund up to 30% of project cost (applicant must demonstrate private funding commitments and/or other support). Applicant to request funding amount at time of application with need demonstrated by budget documents. Based on an internal review panel of recommendations, the resources available, and the goals of the Program, DMPED will make the final funding decision. DMPED will award up to **$1,420,486.00** in total grants to be disbursed to successful applicants of the Grant.

Grant Information Session: DMPED will host a virtual information session on Friday, May 16, 2025. Please check the https://dmped.dc.gov/ website for more details.

Contact Name: DMPED Grants Team **Phone:** (202) 727-6365 **Email:** dmped.grants@dc.gov.

Availability of RFA: The RFA and grant application will be released on Friday, June 6, 2025, and posted at https://dmped.dc.gov/.

Application Process: The grant application process will include an initial screening of applicants, a review panel process, and a final review to determine the final funding decision. Each step will be further described in the RFA.

Grant Application Deadline for Electronic Submission: Applicants must submit a completed online application to DMPED via the Grant Vantage system no later than 12:00 PM/ET on ***Friday, June 27, 2025***.

Period of Performance: All projects funded by this Program must be complete and open to the public no later than September 30, 2025.

DISTRICT OF COLUMBIA PUBLIC CHARTER SCHOOL BOARD

NOTICE OF PETITION TO AMEND CHARTER FACILITY

LAYC Career Academy Public Charter School

SUMMARY: The District of Columbia Public Charter School Board (DC PCSB) announces an opportunity for the public to submit comment on a request from LAYC Career Academy Public Charter School (LAYC PCS) to amend its charter agreement to relocate to a new facility. The school submitted its request on May 1, 2025.[1]

The school proposes relocating from 3224 16th Street NW to 750 1st Street NE beginning in school year (SY) 2025 – 26. Founded in 2012, LAYC PCS educates 186 adult learners in Ward 1.

PUBLIC MEETINGS: The public hearing will be on June 23, 2025, at 6 p.m. The vote will be on August 18, 2025, at 6 p.m. Please visit https://dcpcsb.org/events to register to attend the meeting.

HOW TO SUBMIT PUBLIC COMMENTS: To ensure your comment is processed and reviewed,[2] please use one of the methods below:

1. Sign up to testify during the public hearing by going to https://dcpcsb.org/public-comment. Click on the "Sign up to Testify at the Meeting" tab to fill out the form. The deadline to sign up to testify is noon on June 23, 2025.
2. Submit a written comment identified via
   a. Online form at https://dcpcsb.org/public-comment
   b. Postal Mail, Hand Delivery, or Courier: Attn: Public Comment, DC Public Charter School Board, 100 M Street SE, Suite 400 Washington, DC 20003

   Please note DC PCSB accepts written comments on or before 11:59 p.m. June 23, 2025.
3. Submit audio testimony by phone: Call (202) 328-2660 and select option 2. You will have up to five minutes to record your testimony. Please note that all comments will be transcribed and made available to the public upon receipt.

FOR FURTHER INFORMATION OR QUESTIONS, CONTACT: Bijon Lane, Sector Planning and Compliance Specialist, at blane@dcpcsb.org.

[1] Pursuant to the School Reform Act, D.C. Code 38-1802 et seq., a charter school must submit a petition to revise its charter.
[2] DC PCSB reserves the right, but shall have no obligation, to review, pre-screen, filter, redact, refuse or remove any or all your submission that it may deem to be inappropriate for publication, such as obscene language.

DISTRICT OF COLUMBIA PUBLIC CHARTER SCHOOL BOARD

NOTICE OF PETITION TO AMEND FACILITY

YouthBuild DC Public Charter School

SUMMARY: The District of Columbia Public Charter School Board (DC PCSB) announces an opportunity for the public to submit comment on a request from YouthBuild DC Public Charter School (YouthBuild PCS) to amend its charter agreement to relocate to a new facility. The school submitted its request on April 21, 2025.[1]

The school proposes relocating from 3220 16th Street NW to 419 7th Street NW beginning in school year (SY) 2025 – 26. Founded in 2005, YouthBuild PCS educates 129 adult learners in Ward 1.

PUBLIC MEETINGS: The public hearing will be on June 23, 2025, at 6 p.m. The vote will be on August 18, 2025, at 6 p.m. Please visit https://dcpcsb.org/events to register to attend the meeting.

HOW TO SUBMIT PUBLIC COMMENTS: To ensure your comment is processed and reviewed,[2] please use one of the methods below:

1. Sign up to testify during the public hearing by going to https://dcpcsb.org/public-comment. Click on the "Sign up to Testify at the Meeting" tab to fill out the form. The deadline to sign up to testify is noon on June 23, 2025.
2. Submit a written comment identified via
   a. Online form at https://dcpcsb.org/public-comment
   b. Postal Mail, Hand Delivery, or Courier: Attn: Public Comment, DC Public Charter School Board, 100 M Street SE, Suite 400 Washington, DC 20003

   Please note DC PCSB accepts written comments on or before 11:59 p.m. June 23, 2025.
3. Submit audio testimony by phone: Call (202) 328-2660 and select option 2. You will have up to five minutes to record your testimony. Please note that all comments will be transcribed and made available to the public upon receipt.

FOR FURTHER INFORMATION OR QUESTIONS, CONTACT: Bijon Lane, Sector Planning and Compliance Specialist, at blane@dcpcsb.org.

[1] Pursuant to the School Reform Act, D.C. Code 38-1802 et seq., a charter school must submit a petition to revise its charter.
[2] DC PCSB reserves the right, but shall have no obligation, to review, pre-screen, filter, redact, refuse or remove any or all your submission that it may deem to be inappropriate for publication, such as obscene language.

DISTRICT OF COLUMBIA PUBLIC CHARTER SCHOOL BOARD

NOTIFICATION OF SPECIAL BOARD MEETING

Wednesday, May 21, 2025
11:00 AM – 1:00 PM

Please register for the Board Meeting Zoom Webinar at the below registration link. Due to enhanced security features, participants will need a Zoom account to receive access to either a Zoom link or a dial-in number.

Webinar Registration:
https://dcpcsb.zoom.us/webinar/register/WN_lj71Jn69TjqJZEgaDhPDvQ

Board Meeting Agenda

Public Meeting	
Item	**Action**
Call to Order Public Meeting	No Action
Public Comment	No Action
Vote to close the public meeting and move to a closed session to deliberate upon a decision in an adjudication action or proceeding by a public body exercising quasi-judicial functions, pursuant to D.C. Code § 2-575(b)(13)	Vote
Deliberate upon Capital Village Public Charter School's financial situation	Discussion
Vote to exit closed session and adjourn the meeting	Vote

Interpretation Services
To request interpretation services for a board meeting, contact 202-330-4050 or public.comment@dcpcsb.org. We ask all inquiries are made by 4:00 p.m. at least two business days before the board meeting service is requested.

Submitting Public Testimony
Community members may sign up to testify or submit written or audio comments on an item on the agenda by visiting the following link: https://dcpcsb.org/publiccomment.

Questions
Direct questions to public.comment@dcpcsb.org.

Open Meetings Act
This meeting is governed by the Open Meetings Act. Please address any questions or complaints arising under this meeting to the Office of Open Government at opengovoffice@dc.gov.

DISTRICT OF COLUMBIA RETIREMENT BOARD

NOTICE OF CLOSED MEETING – SPECIAL INVESTMENT COMMITTEE MEETING

June 5, 2025, 10:00 a.m.
900 7th Street, N.W.
2nd Floor, DCRB Boardroom
Washington, D.C 20001

The District of Columbia Retirement Board (DCRB) will hold a closed, special Investment Committee meeting on Thursday, June 5th, 2025, at 10:00 a.m. to consider investment matters. This meeting will be held virtually via WebEx.

This meeting is governed by the Open Meetings Act. Please address any questions or complaints arising under this meeting to the Office of Open Government at opengovoffice@dc.gov.

OFFICE OF THE SECRETARY OF THE DISTRICT OF COLUMBIA

RECOMMENDATIONS FOR APPOINTMENTS AS NOTARIES PUBLIC

Notice is hereby given that the following named persons have been recommended for appointment as Notaries Public in and for the District of Columbia, effective on or after August 1, 2025.

Comments on these potential appointments should be submitted, in writing, to the Office of Notary Commissions and Authentications, 899 North Capitol Street, Suite 8100, Washington, D.C. 20002 within seven (7) days of the publication of this notice in the *D.C. Register* on May 22, 2025. Additional copies of this list are available at the above address or the website of the Office of the Secretary at www.os.dc.gov.

Agrawal	Suparna	Munger, Tolles, & Olson 601 Massachusetts Avenue, NW, Suite 500E	20001
Albritton	Brenda	KPMG, LLP 1801 K Street, NW	20006
Allen	Brett Charles	Reno & Cavanaugh, PLLC 455 Massachusetts Avenue, NW, Suite 400	20001
Amaefuna	Frances C.	Self 600 H Street, NE	20002
Anderson	Michelle	Service Employees International Union 1800 Massachusetts Avenue, NW	20036
Anderson	Tomika	Self (Dual) 3014 Stanton Road, SE	20020
Arroyo	Maria Elena	The Residences at Thomas Circle 1330 Massachusetts Avenue, NW	20005
Bizuneh	Melke	TD Bank 4849 Wisconsin Avenue, NW	20016
Bradshaw	Madalyn Louise	Sterne Kessler Goldstein & Fox 1101 K Street, NW	20005
Brice	Courtney Monnah	Sterne Kessler Goldstein & Fox 1101 K Street, NW, 10th Floor	20005
Bryant	Christine William	Miriams Kitchen 2401 Virginia Avenue, NW	20037
Caldon-Strain	Stacy	Bloomberg, L.C 1101 New York Avenue, NW	20005
Carpenter	Astin	Mayor's Office of Community Affairs 899 North Capitol Street, NE, Suite 7200	20002
Clark	Jamal	Self 3314 14th Place, SE, #301	20032

Coleman	Taren	Taren Coleman 2201 Wisconsin Avenue, NW, Suite 200	20007
Contee	Tenisha Alexia	Service Employees International Union 1800 Massachusetts Avenue, NW	20036
Corcoran	Morgan Thomas	Chase Bank 700 Pennsylvania Avenue, SE, Suite A	20003
Dejene	Bezuayhu	Metropolitan Assessment and Renewal Centers, LLC 3326 Georgia Avenue, NW	20010
Dhungana	Retaj Bahadur	Fannie Mae 1100 15th Street, NW	20005
Ferber	Brett	National Academy of Sciences 500 Fifth Street, NW	20001
Florence	Danielle N.	U.S. Department of Housing and Urban Development (HUD) 451 7th Street, SW, Suite 2247	20410
Gorman	Emily	Ain & Bank, P.C. 1300 19th Street, NW, Suite 300	20036
Hansen	Nicholas	Chase Bank 700 Pennsylvania Avenue, SE, Suite A	20003
Hymson	Pierce	EASE Property Services 1604 Crittenden Street, NW	20001
James	Myrus Elizabeth	M&T Bank 2865 Alabama Avenue, SE	20020
Lacon	Kim	Self 4005 Wisconsin Avenue, NW, #9718	20016
Laine	John	Self 5122 New Hampshire Avenue, NW	20011
Layne	Ajani	Chase Bank 850 O Street, NW	20001

LeBlanc	Isabella	Self (Dual) 719 Irving Street, NW	20010
Liu	Yuxi	O'Donoghue & O'Donoghue, LLP 5301 Wisconsin Avenue, NW, Suite 800	20015
Logan	Shalonda	Self 3214 9th Place, SE	20032
Mack	Maylisa Renee	Bank of America 465 M Street, SW, Suite 105	20024
Malickson	Bryan	Mid-Atlantic Settlement Services 350 7th Street, SE	20003
Marcelin	Joel	JP Morgan Chase 5501 Connecticut Avenue, NW	20015
Mckinnon	Necarsia	Proof Finanical and Title Services 1717 N Street, NW, Suite 1	20036
Menzie	Kadeen Mercia	Self (Dual) 613 Rock Creek Church Road, NW	20010
Ntalu	Melly Swamunu	DC Health Benefit Exchange Authority 1225 I Street, NW, Suite 400	20005
Panepinto	Catherine M.	Bradley Arant Boult Cummings, LLP 1900 K Street, NW, Suite 800	20006
Quisumbing	M Odelle O.	Board of Governors of the Federal Reserve System 20th & Constitution Avenue, NW	20551
Riley	Maria Shantel	Sidley Austin, LLP 1501 K Street, NW	20005
Rivera	Javier Federico	Government of the District of Columbia Office of the Attorney General Child Support Services Division 400 6th Street, NW, Suite 8300	20001
Schley	Megan Rochelle	Mayor's Office of Community Relations and Services 1350 Pennsylvania Avenue, NW, 332	20004

Scipio	Michelle	Bank of America 2221 I Street, NW, Suite 400	20037
Scott	Renee	Executive Office of the Mayor 1350 Pennsylvania Avenue, NW, Suite 310	20004
Simmonds	Tiffany	The Office of Neighborhood Safety and Engagement 100 42nd Street, NE	20019
Slavinskaya	Ksenia Alekseyevna	American Bar Association 1050 Connecticut Avenue, NW, Suite 400	20036
Snedden	Margaret Bishop	World Central Kitchen 200 Massachusetts Avenue, NW, 7th Floor	20001
Snider	Natalee Sophia	Self (Dual) 2501 Q Street, NW, #227	20007
Spencer	Kelly	Kith + Kin Law Firm 853 New Jersey Avenue, SE, Suite 200	20003
Strickland	Wanda	State Department Federal Credit Union 4th & P Street, SW,Suite 41	20024
Talarico	Jena K.	Crowell & Moring,LLP 1001 Pennsylvania Avenue, NW	20004
Tossie	Monyece	Namaya, Inc 2300 N Street, NW, Suite 220	20037
Vance	Sara J.	For The Record, Inc. 1200 G Street, NW, Suite 800	20005
Veintimilla	Maria Z.	Danaher Corporation 2200 Pennsylvania Avenue, NW, Suite 600W	20037
Ventura	Elizabeth Ann	Bank Fund Credit Union 1818 H Street, NW	20433

Walker	Dewayne	Bank of America 201 Pennsylvania Avenue, SE	20003
Williams	Turon D.	Carr Workplaces 300 New Jersey Avenue, NW	20001
Wise	Sharon Denise	Self 2219 Town Center Drive, SE, #388	20020
Wright	Amber YaVonne	Executive Office of the Mayor 1350 Pennsylvania Avenue, NW, Suite 332	20004
Yancey	Anthony	Metropolitan Assessment and Renewal Centers, LLC 3326 Georgia Avenue, NW	20010

SELA PUBLIC CHARTER SCHOOL

NOTICE OF INTENT TO ENTER SOLE SOURCE CONTRACT

Data Analysis Services

Sela Public Charter School aims to use data to inform our strategic decisions and day-to-day instructional work. We need robust analytics and an easy-to-digest dashboard solution provided by an organization that has insight not only into education data, but specifically into Washington, D.C. education. We need expertise in Washington, D.C. accountability rules, historical data, and data by demographics across the city. We need data insight specifically related to our context and student population.

EmpowerK12 has been delivering these services and expertise for charter LEAs since 2015 and they have a unique combination of technical expertise, education expertise, and deep insight into Washington, D.C. data through their network of 35+ partner schools and long-term experience. Based on our experience working with them and the unique capabilities they offer; it is in our best interest to deepen our partnership with them.

The partnership will be for up to (3) years.

Annual Cost
$28,600

Services

1) Create Sela PCS's existing EmpowerK12 data warehouse and ensure that the existing data connections and data model continue for the next three years.
2) Provide dashboards in one easy-to-use location – the EK12 Bold Improvement Portal.
3) Continuously improve Sela PCS's dashboards as EmpowerK12 develops new visualizations and technology.
4) Sela PCS will also receive new data tools as EmpowerK12 rolls them out to DC Data Hub members. Currently, EmpowerK12's development plans include:
    - A tool to support data compliance activities including data validation and metric confirmation
    - EmpowerK12 network averages included in school-level dashboards
    - Streamlined data submission tools
5) Foundational training on data literacy and data dashboard usage.
6) Training with other DC Data Hub members.
7) Monthly check-ins with EmpowerK12 point person to specifically address our needs and questions.
8) Provide approximately four hours of monthly touch points for the Sela PCS team, and meetings with LEA leaders to ensure follow up, progress monitoring, and training pre work is consistent across the campuses.

9) EmpowerK12 will make adjustments mid-year and annually as needed to ensure we are still focusing on the highest leverage work and mutually agree upon the work being completed.

Sole Source Justification
EmpowerK12 has a unique combination of technical expertise and direct DC education experience. Their staff are former DC educators that also have deep analytical and technical expertise in SQL, data warehousing, data visualization, data synthesis and communication. This structure of data support saves Sela PCS costs and promotes consistency of messaging across schools and across Sela PCS's other initiatives. Without external support and regular coaching, it is too easy for this mission-critical work to be deprioritized amidst the many competing demands school leaders face. With EmpowerK12's supportive yet ambitious approach, we are confident Sela PCS will be able to make measurable progress on our biggest priority goals. Our leadership team has deep roots in Washington, D.C. education and has not come across any other group that offers the same level and quality of data support as EmpowerK12 and is more cost effective.

Their unique combination of data skills, knowledge of DC data and accountability, and collaborative approach is what makes them a successful and trusted partner. They have an extensive list of data connectors for combining data from multiple places together and provide automatic upload of existing school and student-level data to provide real-time data for our school. They have delivered high-quality services for their 20+ LEA partners in SY24-25, as evidenced by their continued partnerships over the years and successful implementation of data strategies.

Furthermore, they are the leading group doing extensive data sharing and collaboration across Washington, D.C., and they are supporting schools with understanding accountability metrics at a level no other organization is currently offering. They can tap into insights and bright spots from across their 35+ partner LEAs. As relevant issues emerge for schools, as they did during the pandemic, EmpowerK12 completes additional analysis and provides timely data insights to help our decision making. This is further demonstrated by the support they have provided to their school partners considering recent accountability changes. The ability to have a larger sample size comparison group allows for our school to be able to see trends in data that are statistically significant as we make data driven decisions. In addition, they often organize discussions around bright spots with partner schools allowing us to learn from other schools and work collaboratively.

They have also been leaders in bringing together schools outside of their core partnerships through data sharing and using data. Some of their other unique data sharing projects that bring insight and context to their work with Sela PCS includes but is not limited to:

1. **BOLD Schools:** They created the BOLD schools awards that looks for bright spots across the city. The robust, advanced analyses they perform to find schools that are being the odds is uniquely helpful for Sela PCS as we serve predominantly students that are designated as at-risk by the Office of the State Superintendent of Education.

2. **Academic Recovery and Progress Monitoring:** During the pandemic, EmpowerK12 was a leader in gathering assessment data from across the city to better understand the impact the pandemic had and continues to have on learning. Post-pandemic they have continued this data sharing project. The insights have been and continue to be critical for our leadership when making strong, data-driven decisions.

Lastly, we have been working with EmpowerK12 and they have consistently delivered unique insights and valuable data while being excellent partners. EmpowerK12 built our data warehouse and dashboards. Their team of experienced professionals meets us where we are and understands our unique challenges, which allows them to provide tailored solutions that effectively meet our needs. EmpowerK12's expertise in data training and dashboard services has enabled us to gain valuable insights, make informed decisions, better understand accountability metrics, and drive improvements in our educational programs.

Based on the points outlined above, EmpowerK12 has consistently delivered exceptional data training and dashboard services and would tailor their support to our particular needs. Their in-depth knowledge of our organization and DC education data, accountability, reliability, collaborative approach, customer service, data connection and automation capabilities, and cost-effectiveness make them the clear choice for entering a sole source data partnership.

SELA PUBLIC CHARTER SCHOOL

REQUEST FOR PROPOSALS

Interim Head of School/Strategic Leadership and/or Head of School Search Services

Sela PCS is looking for strategic support as the school transitions to new leadership and creates a strategic path for the next five years effective in SY 2025-26. Sela is seeking to engage with an expert consultant or organization to provide an interim leader (Head of School) for SY 2025-26, advise on strategic planning and implementation, and support the Board of Directors in conducting an inclusive, transparent, and thorough search for a permanent Head of School for SY 2026-27 and beyond. Respondents may offer services for any/all of the following elements:

- Provide Interim Head of School to successfully lead the school during SY 2025-26 and engage with stakeholders to lead the strategic planning process
- Provide School Leader Executive Search services

Questions or comments to this Request for Proposals should be directed to the Sela Board of Directors via e-mail only at selapcsboard@gmail.com no later than June 13, 2025. A detailed document of requirements is available upon request. Please indicate in the subject of your email: Request for Proposals – Interim Head of School Leadership Search.

SELA PUBLIC CHARTER SCHOOL

REQUEST FOR PROPOSALS

Painting Services

Sela Public Charter School is accepting proposals for providing painting services for our school located at 6015 Chillum Pl NE, Washington, DC 20011.

Proposals are due by Friday, June 13, 2025 at 4:00 pm ET and should be sent via email to rbenjamin@selapcs.org.

Questions or comments to this Request for Proposals should be directed to Ryan Benjamin, Director of Operations, via e-mail only at rbenjamin@selapcs.org. Please indicate in the subject of your email: Request for Proposals – Special Education Services.

SELA PUBLIC CHARTER SCHOOL

REQUEST FOR PROPOSALS

Special Education Services

Sela Public Charter School is accepting proposals for providing Special Education Services (described below) for our school located at 6015 Chillum Pl NE, Washington, DC 20011.

Proposals are due by Friday, June 13, 2025 at 4:00 pm ET and should be sent via email to rbenjamin@selapcs.org and eartis@selapcs.org.

Proposal

Sela Public Charter School is selecting a service provider for direct services and/or evaluations. Our objective is to select the vendor who most fully meets the requirements identified in this Request for Proposal (RFP). Sela Public Charter School may elect to award a contract pursuant to the RFP. Your company is invited to participate in this process and provide a proposal that satisfies our requirements.

Scope of Work

- Provide requested services within the timeline determined by Sela;
- Maintain student confidentiality as defined within IDEA and FERPA;
- Provide services in compliance with IDEA and students' IEPs;
- Attend Evaluation, IEP and other related meetings as needed;
- Provide the following evaluations upon request:
    - Assistive technology evaluations
    - Auditory processing evaluations
    - Autism spectrum disorder evaluations
    - Behavior analysis
    - Comprehensive psychological evaluation
    - Functional Behavior Assessment
    - Language evaluations
    - Neuropsychological evaluation
    - Occupational therapy (OT) evaluations
    - Physical therapy (PT) evaluations
    - Psychoeducational evaluation
    - Speech evaluations
    - Other assessments not mentioned above by name
- Implement best practices with regarding to providing services, IDEA compliance, and FERPA compliance;

- Develop comprehensive Present Levels of Academic Achievement and Functional Performance (PLAAFP) statements and corresponding Individualized Education Program (IEP) goals on an annual basis, or as required by amendments, in accordance with determinations made by the student's IEP team;
- Provide individual interventions in accordance to a student's IEP and/or 504 plan;
- Attend IEP meetings and provide feedback as requested;
- Implement a quality assurance and communication plan that includes the following:
    - Log of weekly hourly, assessments, supervision and interventions provided, including service notes;
    - Quarterly monitoring of quality, safety and timeliness of any services provided.

Evaluation Criteria

Any award made pursuant to this RFP will be based on the proposal that best addresses operational, technical, cost, and management requirements. The evaluation of offers will be based on the vendor's responsiveness to the RFP and the total price quoted for all items covered by the RFP.

Proposals must address all the items identified in the Request. All proposals will be evaluated based on the following criteria:

- Completeness of the proposal
- Experience and past performance with similar customers
- Sample log and invoicing template provided to similar customers
- Ability to meet requirements
- Track record of effective communication and meeting deadlines
- Initial cost, including services, yearly maintenance fees, and any recurring costs
- Demonstrated quality of service, product, and training

Questions or comments to this Request for Proposals should be directed to Ryan Benjamin, Director of Operations, via e-mail only at rbenjamin@selapcs.org. Please indicate in the subject of your email: Request for Proposals – Special Education Services.

DISTRICT OF COLUMBIA
COMMISSION ON SELECTION AND TENURE OF ADMINISTRATIVE LAW JUDGES OF

THE OFFICE OF ADMINISTRATIVE HEARINGS

NOTICE OF PUBLIC MEETING

In accordance with D.C. Code § 2-576(1), the District of Columbia Commission on Selection and Tenure of Administrative Law Judges of the Office of Administrative Hearings hereby gives notice that it will conduct a meeting on **May 29, 2025, at 4:45 p.m.** to discuss candidates for administrative law judge. The meeting will be held in Conference Room #6500 at the H. Carl Moultrie Courthouse (500 Indiana Avenue, NW), but will be accessible to the public only remotely via Webex. A portion of the meeting will be closed pursuant to D.C. Code § 2-575(b)(10), which permits closed meetings to "discuss the appointment, employment, assignment, performance evaluation, compensation, discipline, demotion, removal, or resignation of government appointees, employees, or officials." The agenda below will be posted on the OAH website at www.oah.dc.gov and the Office of Open Government/BEGA website at www.open-dc.gov.

For further information about this meeting, please contact Jacqueline Spencer at Jacqueline.spencer1@dc.gov or (202) 340-4023. This meeting is governed by the Open Meetings Act. Please address any questions or complaints arising under this meeting to the Office of Open Government at opengovoffice@dc.gov.

AGENDA

I. Call to Order (Commission Chair)

II. Ascertainment of Quorum

III. Adoption of Agenda

IV. Executive Session (non-public).

a. Vote to enter closed session to discuss personnel matter pursuant to D.C. Official Code § 2-575(b)(10).
b. Discussion of candidates
c. Vote to reopen the meeting

V. Other Business

VI. Adjournment (Commission Chair)

Information on Joining the Webex Meeting

Telephone
Telephone Number: 1-202-860-2110
Meeting Number (Access Code): 2317 475 0017

Online
Link: https://dcnet.webex.com/dcnet/j.php?MTID=m2334c7fd31a5f1703049e988d4433ed5
Meeting Number (Access Code): 2317 475 0017
Meeting Password: FrGfZcVF493

OFFICE OF THE SENIOR ADVISOR

NOTICE OF PUBLIC MEETING

**COMMISSION ON AMERICA'S SEMIQUINCENTENNIAL –
DISTRICT OF COLUMBIA 250 COMMISSION**

May 29, 2025

The Office of the Senior Advisor has scheduled the second meeting of the District of Columbia's Commission on America's Semiquincentennial – District of Columbia 250 on May 29, 2025, 1:00pm- 2:30pm.

The District of Columbia Commission on America's Semiquincentennial – District of Columbia 250 meeting will be held in closed session and will be conducted remotely via WebEx. Members of the public are invited to join the meeting via live stream. This schedule is subject to change.

Inquiries concerning the meetings may be addressed to buket.demirci@dc.gov, Associate Director, at 202-724-7173 or buket.demirci@dc.gov.

https://dcnet.webex.com/dcnet/j.php?MTID=mbf1440068cbbdfec7373bdce5a3985d6

Meeting number (access code): 2302 148 5673 Meeting password: cqMmpn8yN37 and can also be found in the calendar on the Office of Open Government website at https://www.open-dc.gov/.

Below is the meeting agenda the Commission will follow:

AGENDA

1. **Call to Order**
2. **Opening Remarks from Chairperson Beverly Perry**
3. **Commissioner Updates**
4. **Open Discussion**
5. **Adjournment**

THE GOODWILL EXCEL CENTER, PUBLIC CHARTER SCHOOL

REQUEST FOR PROPOSALS

Speech and Language Therapy and Occupational Therapy

The Goodwill Excel Center, Public Charter School (GEC) is seeking bids to provide speech and language therapy and occupational therapy services for its adult public charter high school in Washington D.C. Essential functions and requirements are outlined in the Scope of Work section of the Request for Proposal, available at https://www.dcgoodwill.org/excel-center/open-rfps/. The deadline to respond to the RFP is June 20, 2025 at 5pm. Contact – Josh Wallish, General Counsel, 1140 3rd St NE, Suite 350, Washington D.C. 20002, (202) 719-1235, josh.wallish@dcgoodwill.org.

WASHINGTON YU YING PUBLIC CHARTER SCHOOL

NOTICE OF INTENT TO ENTER SOLE SOURCE CONTRACT

THE FRESHFARM MARKET INC.

Pursuant to the DC Public Charter School procurement policy, Washington Yu Ying PCS hereby submits this notice of intent to award a sole source contract to The FreshFarm Market INC for their FoodPrints program, a unique and highly specialized food education and nutrition initiative developed by FRESHFARM. FoodPrints integrates gardening, cooking, and nutrition education into the school day, providing hands-on experiences that align with academic standards and promote healthy habits for life.

Yu Ying is proud to be the first charter school to partner with FoodPrints, bringing this innovative model to our students in grades 1 - 5. The program is integrated into our instructional calendar, with monthly in-school field trips for every grade level. Each session allows students to learn, harvest, cook, and share healthy recipes together, reinforcing community, collaboration, and wellness.

Because of the distinctive nature of the program, and its demonstrated value to our school's learning environment, we believe that FRESHFARM's FoodPrints is the only provider capable of delivering this programming and therefore qualifies for a sole source designation. This contract will range between $50,000 – $70,000.

For more information, contact Annie Schleicher at annie@washingtonyuying.org by 12 noon on June 11, 2025.

GOVERNMENT OF THE DISTRICT OF COLUMBIA
BOARD OF ZONING ADJUSTMENT

BZA Application No. 21279
ARP Morse, LLC
400 Morse Street, NE (Square 3589, Lot 29)

HEARING DATE: May 14, 2025
DECISION DATE: May 14, 2025

SUMMARY ORDER

RELIEF REQUESTED. The application requests the following relief in order to permit an eating and drinking establishment with live performance use, in an existing, detached building in the PDR-1 zone:

- Special Exception under the eating and drinking establishment requirements of Subtitle U § 802.1(c), pursuant to Subtitle X § 901.2
- Area Variance from the eating and drinking establishment location requirements of Subtitle U § 802.1(c)(3), pursuant to Subtitle X § 1002

The zoning relief requested in this case was self-certified. (Exhibit 21A (Final Revised).)[1]

PARTIES. The parties to this case were the Applicant and Advisory Neighborhood Commission ("**ANC**") 5D, the "affected ANC" pursuant to Subtitle Y §§ 101.8 and 403.5(b) of the Zoning Regulations (Title 11 of the DCMR, Zoning Regulations of 2016, to which all references are made unless otherwise specified).

NOTICE OF THE APPLICATION AND PUBLIC HEARING. The Board of Zoning Adjustment (the "**Board**") referred the application to the appropriate agencies and provided proper and timely notice of the public hearing in accordance with Subtitle Y § 402.1.

ANC REPORT. The ANC's report indicated that at a regularly scheduled, properly noticed public meeting on May 13, 2025, at which a quorum was present, the ANC voted to support the application. (Exhibits 28, 28A.) The ANC report raised no issues or concerns.

OFFICE OF PLANNING ("OP") REPORT. OP submitted a report recommending approval of the application. (Exhibit 25.)

[1] The application was amended to add area variance relief from the eating and drinking establishment location requirements of Subtitle U § 802.1(c)(3), per guidance received from the Zoning Administrator, see Exhibit 23.

DISTRICT DEPARTMENT OF TRANSPORTATION ("DDOT") REPORT. DDOT did not submit a report to the record.

CONCLUSIONS

Pursuant to Subtitle Y § 604.3, the order of the Board may be in summary form where granting an application when there was no party in opposition. As a summary order, it does not constitute binding legal precedent on the Board and shall not be considered by the Board in evaluating future applications.

Based upon the record before the Board, and having given great weight to the appropriate reports and recommendations filed in this case, the Board concludes that the Applicant has met the burden of proof that the requested special exception and variance relief can be granted because:

- It is in harmony with the general purpose and intent of the Zoning Regulations and Map;
- It will not tend to affect adversely the use of neighboring property;
- Pursuant to Subtitle X § 901.2(c), the relief satisfies the specified conditions for special exception relief;
- There exists an exceptional or extraordinary situation or condition related to the property;
- The exceptional condition creates a practical difficulty, in the case of an area variance, or an undue hardship, in the case of a use variance, in complying with the Zoning Regulations;
- The relief can be granted without substantial detriment to the public good; and
- The relief can be granted without substantially impairing the intent, purpose, and integrity of the zone plan as embodied in the Zoning Regulations and Map.

DECISION

Based on the case record and the testimony at the hearing, the Board concludes that the applicant has satisfied the burden of proof for the requested relief:

- Special Exception under the eating and drinking establishment requirements of Subtitle U § 802.1(c), pursuant to Subtitle X § 901.2
- Area Variance from the eating and drinking establishment location requirements of Subtitle U § 802.1(c)(3), pursuant to Subtitle X § 1002

Accordingly, it is **ORDERED** that the application is **GRANTED** consistent with the plans shown in Exhibit 27 of the record, as required under Subtitle Y §§ 604.9 and 604.10.

VOTE: **4-0-1** (Frederick L. Hill, Carl H. Blake, Chrishaun S. Smith, and Joseph S. Imamura to APPROVE; one Board seat vacant)

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: May 20, 2025

PURSUANT TO 11 DCMR SUBTITLE Y § 604.11, NO ORDER OF THE BOARD SHALL TAKE EFFECT UNTIL TEN (10) DAYS AFTER IT BECOMES FINAL PURSUANT TO SUBTITLE Y § 604.7.

PURSUANT TO 11 DCMR SUBTITLE Y § 702.1, THIS ORDER SHALL NOT BE VALID FOR MORE THAN TWO YEARS, UNLESS, WITHIN SUCH TWO-YEAR PERIOD, AN APPLICATION FOR A BUILDING PERMIT FOR THE ERECTION OR ALTERATION APPROVED IS FILED WITH THE DEPARTMENT OF BUILDINGS FOR THE PURPOSE OF SECURING A BUILDING PERMIT, OR A REQUEST FOR A TIME EXTENSION PURSUANT TO SUBTITLE Y § 705 IS FILED PRIOR TO THE EXPIRATION OF THE TWO-YEAR PERIOD AND THE REQUEST IS GRANTED. PURSUANT TO SUBTITLE Y § 703.14, NO OTHER ACTION, INCLUDING THE FILING OR GRANTING OF AN APPLICATION FOR A MODIFICATION PURSUANT TO SUBTITLE Y §§ 703 OR 704, SHALL TOLL OR EXTEND THE TIME PERIOD.

PURSUANT TO 11 DCMR SUBTITLE Y § 604, 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. AN APPLICANT SHALL CARRY OUT THE CONSTRUCTION, RENOVATION, OR ALTERATION ONLY IN ACCORDANCE WITH THE PLANS APPROVED BY THE BOARD AS THE SAME MAY BE AMENDED AND/OR MODIFIED FROM TIME TO TIME BY THE BOARD OF ZONING ADJUSTMENT.

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.

GOVERNMENT OF THE DISTRICT OF COLUMBIA
BOARD OF ZONING ADJUSTMENT

BZA Application No. 21281
Matthew Littleton and Christine Rocchio
4525 River Road, NW (Square 1574, Lot 18)

HEARING DATE: May 14, 2025
DECISION DATE: May 14, 2025

SUMMARY ORDER

RELIEF REQUESTED. The application requests the following relief in order to construct a one-story accessory building (garage) in the required rear yard of a detached two-story plus basement principal dwelling unit:

- Special Exception from the lot occupancy requirements of Subtitle D § 210.1, pursuant to Subtitle D § 5201 and Subtitle X § 901.2 (*40% maximum permitted; 25% existing; 42.3% proposed*)
- Special Exception from the accessory building maximum building area requirements of Subtitle D § 5003.1, pursuant to Subtitle D § 5201 and Subtitle X § 901.2 *(greater of 450 sq. ft. or 30% of required rear yard permitted; 202.2 sq. ft. existing; 517.5 sq. ft. proposed)*
- Special Exception from the accessory building rear yard requirements of Subtitle D § 5004.1(a), pursuant to Subtitle D § 5201 and Subtitle X § 901.2

The application was accompanied by a memorandum from the Zoning Administrator, certifying the required relief. (Exhibits 21 – Updated Memo; Exhibit 29 – Revised Notes and Computations.)

PARTIES. The parties to this case were the Applicant and Advisory Neighborhood Commission ("**ANC**") 3E, the "affected ANC" pursuant to Subtitle Y §§ 101.8 and 403.5(b) of the Zoning Regulations (Title 11 of the DCMR, Zoning Regulations of 2016, to which all references are made unless otherwise specified).

NOTICE OF THE APPLICATION AND PUBLIC HEARING. The Board of Zoning Adjustment (the "**Board**") referred the application to the appropriate agencies and provided proper and timely notice of the public hearing in accordance with Subtitle Y § 402.1.

ANC REPORT. The ANC's report indicated that at a regularly scheduled, properly noticed public meeting on April 10, 2025, at which a quorum was present, the ANC voted to support the application with a condition related to installing and using a rain barrel after construction. (Exhibit 31.) The Board did not adopt the proposed condition as part of the order, as it addressed a matter outside of the Board's purview.

OFFICE OF PLANNING ("OP") REPORT. OP submitted a report recommending approval of the application. (Exhibit 32.)

DISTRICT DEPARTMENT OF TRANSPORTATION ("DDOT") REPORT. DDOT did not submit a report to the record for this application.

CONCLUSIONS

Pursuant to Subtitle Y § 604.3, the order of the Board may be in summary form where granting an application when there was no party in opposition. As a summary order, it does not constitute binding legal precedent on the Board and shall not be considered by the Board in evaluating future applications.

Based upon the record before the Board, and having given great weight to the appropriate reports and recommendations filed in this case, the Board concludes that the Applicant has met the burden of proof that the requested special exception relief can be granted because:

- It is in harmony with the general purpose and intent of the Zoning Regulations and Map;
- It will not tend to affect adversely the use of neighboring property; and
- Pursuant to Subtitle X § 901.2(c), the relief satisfies the specified conditions for special exception relief.

DECISION

Based on the case record and the testimony at the hearing, the Board concludes that the applicant has satisfied the burden of proof for the requested relief:

- Special Exception from the lot occupancy requirements of Subtitle D § 210.1, pursuant to Subtitle D § 5201 and Subtitle X § 901.2 (*40% maximum permitted; 25% existing; 42.3% proposed*)
- Special Exception from the accessory building maximum building area requirements of Subtitle D § 5003.1, pursuant to Subtitle D § 5201 and Subtitle X § 901.2 *(greater of 450 sq. ft. or 30% of required rear yard permitted; 202.2 sq. ft. existing; 517.5 sq. ft. proposed)*
- Special Exception from the accessory building rear yard requirements of Subtitle D § 5004.1(a), pursuant to Subtitle D § 5201 and Subtitle X § 901.2

Accordingly, it is **ORDERED** that the application is **GRANTED** consistent with the revised plans shown in Exhibit 30 of the record, as required under Subtitle Y §§ 604.9 and 604.10.

VOTE: **4-0-1** (Frederick L. Hill, Carl H. Blake, Chrishaun S. Smith, and Joseph S. Imamura to APPROVE; one Board seat vacant)

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: May 21, 2025

PURSUANT TO 11 DCMR SUBTITLE Y § 604.11, NO ORDER OF THE BOARD SHALL TAKE EFFECT UNTIL TEN (10) DAYS AFTER IT BECOMES FINAL PURSUANT TO SUBTITLE Y § 604.7.

PURSUANT TO 11 DCMR SUBTITLE Y § 702.1, THIS ORDER SHALL NOT BE VALID FOR MORE THAN TWO YEARS, UNLESS, WITHIN SUCH TWO-YEAR PERIOD, AN APPLICATION FOR A BUILDING PERMIT FOR THE ERECTION OR ALTERATION APPROVED IS FILED WITH THE DEPARTMENT OF BUILDINGS FOR THE PURPOSE OF SECURING A BUILDING PERMIT, OR A REQUEST FOR A TIME EXTENSION PURSUANT TO SUBTITLE Y § 705 IS FILED PRIOR TO THE EXPIRATION OF THE TWO-YEAR PERIOD AND THE REQUEST IS GRANTED. PURSUANT TO SUBTITLE Y § 703.14, NO OTHER ACTION, INCLUDING THE FILING OR GRANTING OF AN APPLICATION FOR A MODIFICATION PURSUANT TO SUBTITLE Y §§ 703 OR 704, SHALL TOLL OR EXTEND THE TIME PERIOD.

PURSUANT TO 11 DCMR SUBTITLE Y § 604, 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. AN APPLICANT SHALL CARRY OUT THE CONSTRUCTION, RENOVATION, OR ALTERATION ONLY IN ACCORDANCE WITH THE PLANS APPROVED BY THE BOARD AS THE SAME MAY BE AMENDED AND/OR MODIFIED FROM TIME TO TIME BY THE BOARD OF ZONING ADJUSTMENT.

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.

GOVERNMENT OF THE DISTRICT OF COLUMBIA
BOARD OF ZONING ADJUSTMENT

BZA Application No. 21289
Saam Jahanbeen
4405 Greenwich Parkway, NW (Square 1350, Lot 114)

HEARING DATE: May 14, 2025
DECISION DATE: May 14, 2025

SUMMARY ORDER

RELIEF REQUESTED. The application requests the following relief in order to construct a one-story plus cellar rear addition to an existing, semi-detached, two-story plus basement, principal dwelling unit in the R-3/GT zone:

- Special exception under the rear addition requirements of Subtitle D § 207.5, pursuant to Subtitle X § 901.2 (*10 feet maximum permitted; 10.67 feet proposed*)

The zoning relief requested in this case was self-certified. (Exhibit 3.)

PARTIES. The parties to this case were the Applicant and Advisory Neighborhood Commission ("**ANC**") 3D, the "affected ANC" pursuant to Subtitle Y §§ 101.8 and 403.5(b) of the Zoning Regulations (Title 11 of the DCMR, Zoning Regulations of 2016, to which all references are made unless otherwise specified).

NOTICE OF THE APPLICATION AND PUBLIC HEARING. The Board of Zoning Adjustment (the "**Board**") referred the application to the appropriate agencies and provided proper and timely notice of the public hearing in accordance with Subtitle Y § 402.1.

ANC REPORT. The ANC's report indicated that at a regularly scheduled, properly noticed public meeting on April 2, 2025, at which a quorum was present, the ANC voted to support the application. (Exhibit 21.) The ANC report raised no issues or concerns.

OFFICE OF PLANNING ("OP") REPORT. OP submitted a report recommending approval of the application. (Exhibit 23.)

DISTRICT DEPARTMENT OF TRANSPORTATION ("DDOT") REPORT. DDOT did not submit a report to the record.

PERSONS IN SUPPORT. The Board received three letters from neighbors in support of the application. (Exhibits 17, 18, and 19.)

CONCLUSIONS

Pursuant to Subtitle Y § 604.3, the order of the Board may be in summary form where granting an application when there was no party in opposition. As a summary order, it does not constitute binding legal precedent on the Board and shall not be considered by the Board in evaluating future applications.

Based upon the record before the Board, and having given great weight to the appropriate reports and recommendations filed in this case, the Board concludes that the Applicant has met the burden of proof that the requested special exception relief can be granted because:

- It is in harmony with the general purpose and intent of the Zoning Regulations and Map;
- It will not tend to affect adversely the use of neighboring property; and
- Pursuant to Subtitle X § 901.2(c), the relief satisfies the specified conditions for special exception relief.

DECISION

Based on the case record and the testimony at the hearing, the Board concludes that the applicant has satisfied the burden of proof for the requested relief:

- Special exception under the rear addition requirements of Subtitle D § 207.5, pursuant to Subtitle X § 901.2 (*10 feet maximum permitted*; *10.67 feet proposed*)

Accordingly, it is **ORDERED** that the application is **GRANTED** consistent with the plans shown in Exhibit 22A of the record, as required under Subtitle Y §§ 604.9 and 604.10,

VOTE: **4-0-1** (Frederick L. Hill, Carl H. Blake, Chrishaun S. Smith, and Joseph S. Imamura to APPROVE; one Board seat vacant)

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: May 20, 2025

PURSUANT TO 11 DCMR SUBTITLE Y § 604.11, NO ORDER OF THE BOARD SHALL TAKE EFFECT UNTIL TEN (10) DAYS AFTER IT BECOMES FINAL PURSUANT TO SUBTITLE Y § 604.7.

PURSUANT TO 11 DCMR SUBTITLE Y § 702.1, THIS ORDER SHALL NOT BE VALID FOR MORE THAN TWO YEARS, UNLESS, WITHIN SUCH TWO-YEAR PERIOD, AN APPLICATION FOR A BUILDING PERMIT FOR THE ERECTION OR ALTERATION

APPROVED IS FILED WITH THE DEPARTMENT OF BUILDINGS FOR THE PURPOSE OF SECURING A BUILDING PERMIT, OR A REQUEST FOR A TIME EXTENSION PURSUANT TO SUBTITLE Y § 705 IS FILED PRIOR TO THE EXPIRATION OF THE TWO-YEAR PERIOD AND THE REQUEST IS GRANTED. PURSUANT TO SUBTITLE Y § 703.14, NO OTHER ACTION, INCLUDING THE FILING OR GRANTING OF AN APPLICATION FOR A MODIFICATION PURSUANT TO SUBTITLE Y §§ 703 OR 704, SHALL TOLL OR EXTEND THE TIME PERIOD.

PURSUANT TO 11 DCMR SUBTITLE Y § 604, 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. AN APPLICANT SHALL CARRY OUT THE CONSTRUCTION, RENOVATION, OR ALTERATION ONLY IN ACCORDANCE WITH THE PLANS APPROVED BY THE BOARD AS THE SAME MAY BE AMENDED AND/OR MODIFIED FROM TIME TO TIME BY THE BOARD OF ZONING ADJUSTMENT.

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.

BOARD OF ZONING ADJUSTMENT
NOTICE OF VIRTUAL PUBLIC MEETING

TIME AND PLACE: Wednesday, June 25, 2025, @ 9:30 a.m.
Via WebEx: https://dcoz.dc.gov/BZA06-25-2025
Via Telephone: 202-860-2110 Access code: 2319 709 2679
Via YouTube: https://www.youtube.com/c/DCOfficeofZoning

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

EXPEDITED REVIEW

WARD SIX

Application of:	**Steven and Natalia Graham**
Case No.:	**21323**
Address:	424 7th Street N.E. (Square 862, Lot 183)
ANC:	**6A & 6C**
Relief:	Special Exception from: • the rear yard requirements of Subtitle E § 207.1 (pursuant to Subtitle E § 5201 and Subtitle X § 901.2)
Project:	To construct a two-story with basement rear addition, to an existing, semi-detached, two-story with basement, principal dwelling unit in the RF-1 Zone.

PLEASE NOTE:
This public meeting will be held virtually through WebEx for the Board to deliberate on or decide the items listed on the agenda. Public testimony is not taken at a public meeting session. Information for the public to view or listen to the public meeting is listed above and will be provided on the Office of Zoning website by the Friday before the meeting date. Visit https://dcoz.dc.gov/watchlive.

The public meeting in these cases will be conducted in accordance with the provisions of Subtitles X and Y of the District of Columbia Municipal Regulations, Title 11.

Expedited Review Applications:
Expedited Review applications will remain on the public meeting agenda unless a request for party status is filed in opposition, or if a request to remove the application from the agenda is made by: (1) a Board member; (2) Office of Planning; (3) an affected ANC or affected Single Member District; (4) the Councilmember representing the area in which the property is located, or

representing an area located within two-hundred feet of the property; or (5) an owner or occupant of any property located within 200 feet of the property.

The removal of the application from the Expedited Review Calendar will be announced as a preliminary matter on the scheduled decision date and then rescheduled for a public hearing on a later date. Notice of the rescheduled hearing will be posted on the Office of Zoning website calendar at https://app.dcoz.dc.gov/Home/Calendar and on a revised public hearing notice in the OZ office. If an applicant fails to appear at the public hearing, this application may be dismissed.

Individuals and organizations may also submit written comments to the Board by uploading submissions via the Interactive Zoning Information System ("IZIS") at https://app.dcoz.dc.gov/Login.aspx or sent by email to bzasubmissions@dc.gov. Written comments and/or testimony must be submitted to the record at least 24 hours prior to the start of the hearing. If you are unable to use either of these means of submission, please contact Robert Reid at (202) 727-5471 for further assistance

Modification Without Hearing Applications:
Per Subtitle Y § 703, requests for party status as well as responses and comments from non-parties are not permitted for modification without hearing cases.

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

Do you need assistance to participate?

Amharic
ለመሳተፍ ዕርዳታ ያስፈልግዎታል?
የተለየ እርዳታ ካስፈለገዎት ወይም የቋንቋ እርዳታ አገልግሎቶች (ትርጉም ወይም ማስተርጎም) ካስፈለገዎት እባክዎን ከስብሰባው አምስት ቀናት በፊት ዚ ሂልን በስልክ ቁጥር (202) 727-0312 ወይም በኤሜል Zelalem.Hill@dc.gov ይገናኙ። እነኝህ አገልግሎቶች የሚሰጡት በነጻ ነው።

Chinese
您需要有人帮助参加活动吗？
如果您需要特殊便利设施或语言协助服务（翻译或口译），请在见面之前提前五天与 Zee Hill 联系，电话号码 (202) 727-0312，电子邮件 Zelalem.Hill@dc.gov。这些是免费提供的服务。

French
Avez-vous besoin d'assistance pour pouvoir participer ? Si vous avez besoin d'aménagements spéciaux ou d'une aide linguistique (traduction ou interprétation), veuillez contacter Zee Hill au (202) 727-0312 ou à Zelalem.Hill@dc.gov cinq jours avant la réunion. Ces services vous seront fournis gratuitement.

Korean
참여하시는데 도움이 필요하세요?

특별한 편의를 제공해 드려야 하거나, 언어 지원 서비스(번역 또는 통역)가 필요하시면, 회의 5일 전에 Zee Hill 씨께 (202) 727-0312로 전화 하시거나 Zelalem.Hill@dc.gov 로 이메일을 주시기 바랍니다. 이와 같은 서비스는 무료로 제공됩니다.

Spanish
¿Necesita ayuda para participar?
Si tiene necesidades especiales o si necesita servicios de ayuda en su idioma (de traducción o interpretación), por favor comuníquese con Zee Hill llamando al (202) 727-0312 o escribiendo a Zelalem.Hill@dc.gov cinco días antes de la sesión. Estos servicios serán proporcionados sin costo alguno.

Vietnamese
Quí vị có cần trợ giúp gì để tham gia không?
Nếu quí vị cần thu xếp đặc biệt hoặc trợ giúp về ngôn ngữ (biên dịch hoặc thông dịch) xin vui lòng liên hệ với Zee Hill tại (202) 727-0312 hoặc Zelalem.Hill@dc.gov trước năm ngày. Các dịch vụ này hoàn toàn miễn phí.

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

FREDERICK L. HILL, CHAIRPERSON
CARL BLAKE, VICE-CHAIRPERSON
CHRISHAUN SMITH, MEMBER,
NATIONAL CAPITAL PLANNING COMMISSION
A PARTICIPATING MEMBER OF THE ZONING COMMISSION
KEARA M. MEHLERT, SECRETARY TO THE BOARD OF ZONING ADJUSTMENT
SARA A. BARDIN, DIRECTOR, OFFICE OF ZONING

This meeting is governed by the Open Meetings Act. Please address any questions or complaints regarding this meeting to the Office of Open Government at opengovoffice@dc.gov .

OFFICE OF DOCUMENTS AND ADMINISTRATIVE ISSUANCES

DISTRICT OF COLUMBIA REGISTER
2025 AGENCY SUBMISSION DEADLINE SCHEDULE

The deadline for submitting notices for publication in the *District of Columbia Register* by District agencies, boards, commissions, and public charter schools is THURSDAY, noon of the PREVIOUS week. For example, the deadline for the Friday, January 10, 2025 *District of Columbia Register* is Thursday, noon on January 2, 2025.

The deadline for a Register to be published during a week that has an official District of Columbia holiday is WEDNESDAY noon of the PREVIOUS week. For example, Monday, January 20, 2025 (Martin Luther King Jr. Day) is an official District of Columbia holiday therefore, the deadline for the Friday, January 24, 2025 *District of Columbia Register* is Wednesday, noon on January 15, 2025.

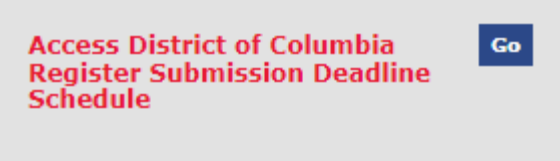
If an official government holiday falls on a Thursday, the deadline for submitting documents is WEDNESDAY. Because Thursday, November 27, 2025 is Thanksgiving Day, the deadline for the December 5, 2025 *District of Columbia Register* is Wednesday, noon on November 26, 2025.

Because Thursday, June 19, 2025 is Juneteenth, the deadline for the June 27, 2025 *District of Columbia Register* is Wednesday, noon on June 18, 2025.

Documents that are uploaded after the noon deadline will be published in the next edition of the Register.

The DC Register Submission Deadline Schedule is published at the end of each Register.

The Office of Documents also publishes the Submission Deadline Schedule on the DCRegs Home page:



Below is the 2025 District of Columbia Register Submission Deadline schedule.

OFFICE OF DOCUMENTS AND ADMINSTRATIVE ISSUANCES
DISTRICT OF COLUMBIA REGISTER
2025 AGENCY SUBMISSION DEADLINE SCHEDULE

D.C. Register Issue		Submission Deadline	
Vol. 72/1	January 3, 2025*	Tuesday	December 24, 2024
Vol. 72/2	January 10, 2025	Thursday	January 2, 2025
Vol. 72/3	January 17, 2025	Thursday	January 9, 2025
Vol. 72/4	January 24, 2025*	Wednesday	January 15, 2025
Vol. 72/5	January 31, 2025	Thursday	January 23, 2025
Vol. 72/6	February 7, 2025	Thursday	January 30, 2025
Vol. 72/7	February 14, 2025	Thursday	February 6, 2025
Vol. 72/8	February 21, 2025*	Wednesday	February 12, 2025
Vol. 72/9	February 28, 2025	Thursday	February 20, 2025
Vol. 72/10	March 7, 2025	Thursday	February 27, 2025
Vol. 72/11	March 14, 2025	Thursday	March 6, 2025
Vol. 72/12	March 21, 2025	Thursday	March 13, 2025
Vol. 72/13	March 28, 2025	Thursday	March 20, 2025
Vol. 72/14	April 4, 2025	Thursday	March 27, 2025
Vol. 72/15	April 11, 2025	Thursday	April 3, 2025
Vol. 72/16	April 18, 2025*	Wednesday	April 9, 2025
Vol. 72/17	April 25, 2025	Thursday	April 17, 2025
Vol. 72/18	May 2, 2025	Thursday	April 24, 2025
Vol. 72/19	May 9, 2025	Thursday	May 1, 2025
Vol. 72/20	May 16, 2025	Thursday	May 8, 2025
Vol. 72/21	May 23, 2025	Thursday	May 15, 2025
Vol. 72/22	May 30, 2025 *	Wednesday	May 21, 2025
Vol. 72/23	June 6, 2025	Thursday	May 29, 2025
Vol. 72/24	June 13, 2025	Thursday	June 5, 2025
Vol. 72/25	June 20, 2025*	Wednesday	June 11, 2025
Vol. 72/26	June 27, 2025	Wednesday	June 18, 2025
Vol. 72/27	July 4, 2025 *	Wednesday	June 25, 2025
Vol. 72/28	July 11, 2025	Thursday	July 3, 2025
Vol. 72/29	July 18, 2025	Thursday	July 10, 2025
Vol. 72/30	July 25, 2025	Thursday	July 17, 2025
Vol. 72/31	August 1, 2025	Thursday	July 24, 2025
Vol. 72/32	August 8, 2025	Thursday	July 31, 2025
Vol. 72/33	August 15, 2025	Thursday	August 7, 2025
Vol. 72/34	August 22, 2025	Thursday	August 14, 2025
Vol. 72/35	August 29, 2025	Thursday	August 21, 2025
Vol. 72/36	September 5, 2025*	Wednesday	August 27, 2025
Vol. 72/37	September 12, 2025	Thursday	September 4, 2025
Vol. 72/38	September 19, 2025	Thursday	September 11, 2025
Vol. 72/39	September 26, 2025	Thursday	September 18, 2025
Vol. 72/40	October 3, 2025	Thursday	September 25, 2025
Vol. 72/41	October 10, 2025	Thursday	October 2, 2025
Vol. 72/42	October 17, 2025*	Wednesday	October 8, 2025
Vol. 72/43	October 24, 2025	Thursday	October 16, 2025
Vol. 72/44	October 31, 2025	Thursday	October 23, 2025
Vol. 72/45	November 7, 2025	Thursday	October 30, 2025
Vol. 72/46	November 14, 2025*	Wednesday	November 5, 2025
Vol. 72/47	November 21, 2025	Thursday	November 13, 2025
Vol. 72/48	November 28, 2025*	Wednesday	November 19, 2025
Vol. 72/49	December 5, 2025	Wednesday	November 26, 2025
Vol. 72/50	December 12, 2025	Thursday	December 4, 2025
Vol. 72/51	December 19, 2025	Thursday	December 11, 2025
Vol. 72/52	December 26, 2025*	Wednesday	December 17, 2025
Vol. 73/1	January 2, 2026*	Wednesday	December 24, 2025

*Weeks with District of Columbia Government public holidays.

Last Updated December 10, 2024