

June 5, 2020

D.C. Zoning Commission  
Office of Zoning  
441 4<sup>th</sup> Street, N.W., Suite 200-S  
Washington, DC 20001

Re: **Z.C. Case No. 20-07 Notice of Emergency and Proposed Rulemaking – Proposed Language for Campus Plans and Private School Plans**

Dear Chairman Hood and Members of the Commission:

For campus plans that will expire between now and December 31, 2020, we recommend the proposed *italicized and highlighted* language to confirm that the six (6) month extension proposed in Z.C. Case No. 20-07 Notice of Emergency and Proposed Rulemaking on April 27, 2020 will apply to campus plan approvals, even if they originally occurred under the BZA rules of procedure.

Z 702.2 A contested case approval by the Commission shall be valid for a period of two (2) years from the effective date of the order granting the application, unless a longer period is established by the Commission at the time of approval, within which time application shall be filed for a building permit; **provided that any approval scheduled to expire between April 27, 2020 and December 31, 2020 (including any campus plan approval, whether approved under the BZA or Zoning Commission rules of procedure) shall remain valid for six (6) months from the date of the expiration of the approval.**

Similarly, for private school plans and other special exceptions that will expire between now and the end of the year, we recommend the proposed highlighted language to confirm that the 6-month extension period will apply to such approvals, even though such approvals are often not associated with a new certificate of occupancy.

Y 702.2 An order granting a special exception or variance where the establishment of the use is not dependent upon the erection or alteration of a structure shall be valid for a period of six (6) months, within which time an application shall be filed for an certificate of occupancy for the use approved; **provided that any order scheduled to expire between April 27, 2020 and December 31, 2020 (including any private school or other use approved by special exception)**

**shall remain valid for a period of six (6) months from the date of the expiration of the order.**

Thank you and feel free to contact me with any questions.

Sincerely,

                  /s/                    
David Avitabile  
Director

DA