

Mayor's Order 94-175 July 29, 1994

District of Columbia Register, August 19 1994; Pages 5967-5968

Government of the District of Columbia Administrative Issuance System

Subject: Application of the "Timely Notice" and "Great Weight" Requirements to Advisory Neighborhood Commissions.

Originating Agency: Office of the Mayor | [J-3147-75]

By Virtue of the authority vested in me as Mayor of the District of Columbia by section 422 of the District of Columbia Self-Government and Governmental Reorganization Act of 1973, D.C. Code S 1-242 it is hereby ORDERED that:

1. All heads of departments and agencies and chairs of District of Columbia boards and commissions are directed to ensure strict adherence to the requirements of the Home Rule Act pertaining to Advisory Neighborhood Commissions, and the "timely notice" and "great weight" provisions of the Advisory Neighborhood Commissions Act.
2. Section 738(d) of the District of Columbia Self Government and Governmental Reorganization Act of 1973 (the "Home Rule Act"), D.C. Code S 1-231(d), states, "In the manner provided by act of the Council, in addition to any other notice required by law, timely notice shall be given to each Advisory Neighborhood Commissioner of requested or proposed zoning changes, variances, public improvements, licenses or permits of significance to neighborhood planning and development within its Commission area for its review, comments and recommendation."
3. The Advisory Neighborhood Commissions Act, D.C. Code S 1-261(b), requires that thirty (30) days written notice of District Government actions or proposed actions shall be given by mail to each Commission affected by these actions (except where shorter notice on good cause made and published with the notice may be provided or in the case of an emergency) and such notice shall be published in the D.C. Register.
4. The head of each department and agency and the chair of each board and commission are directed to give timely notice to affected Advisory Neighborhood Commissions regarding all proposed matters of District Government policy including, but not limited to: decisions regarding planning, streets, recreation, social services programs, education, social services programs, education, health, safety and sanitation which affect that Commission area. Timely notice shall also be given to each affected Commission before the award of any grant funds to a citizen organization or group, or before the formulation of any final policy decision or guideline with respect to grant applications, comprehensive plans, requested or proposed zoning changes, variances, public improvements, licenses, or permits affecting said commission area, the District budget and city goals and priorities, proposed changes in District Government service delivery, and the opening of any proposed facility systems.
5. The Advisory Neighborhood Commissions Act, D.C. code S 1-261(d), also requires that District Government departments, agencies, and boards and commissions give great weight during their deliberations to the issues and concerns raised in the recommendations of an affected Advisory Neighborhood Commission. That section further provides that the issues raised by an affected Commission be discussed in the written rationale for the government decisions taken.
6. The head of each department and agency and the chair of each board and commission are directed, as part of the requirement to give great weight to the issues and recommendations of affected Commissions, to acknowledge said Commissions as the source of any issues and recommendations raised by them, and to make specific findings, and conclusions regarding each such recommendation.
7. This order shall be come effective immediately.

Sharon Pratt Kelly, Mayor | Attest: Stephanie Greene, Secretary of the District of Columbia

Board of Zoning Adjustment
District of Columbia
CASE NO. 18152
EXHIBIT NO. 38

#38