GOVERNMENT OF THE DISTRICT OF COLUMBIA
Office of the Corporation Counsel

Commercial Division
Land Use and Public Works

PRIVILEGED AND CONFIDENTIAL
ATTORNEY-CLIENT COMMUNICATION

MEMORANDUM

D.C. OFFICE OF ZONING
RECEIVED
2002 JUN 12 PM 5:43

TO: **Jerrily R. Kress, FAIA**
Director, Office of Zoning

FROM: **Alan Bergstein**
Section Chief
Commercial Division, Land Use and Public Works

SUBJECT: **BZA Application 16882 - Algerian Chancery**
2118 Kalorama Road, N.W. (Square 2527, Lot 48)
Notice of Emergency and Proposed Rulemaking

DATE: **June 12, 2002**

Please find attached a draft Notice of Emergency and Proposed Rulemaking and Determination and Order in the above-referenced matter. I have reviewed the attached Notice of Emergency and Proposed Rulemaking and Determination and Order and certified it as legally sufficient.

The notice of emergency and proposed rulemaking and transmittal form may be transmitted to the Office of Documents and Administrative Issuances for publication.

AHB/mgs
(10809)

BZA
Case No. 16882
Exhibit No. 21

Board of Zoning Adjustment
District of Columbia
CASE NO.16892
EXHIBIT NO.27

RULEMAKING TRANSMITTAL FORM

TYPE OF RULEMAKING ACTION: [ ] EMERGENCY RULES [ ] FINAL RULES [ ] PROPOSED RULES [X] COMBINED

DATE AND TIME RECEIVED
Office of Documents use only

AGENCY: OFFICE OF ZONING

AGENCY REPRESENTATIVE: JERRILY R. KRESS, FAIA

ADDRESS: 441 4th Street, N.W., Suite 210 South TELEPHONE: (202) 727-6311

TITLE AND DESCRIPTION OF RULES: Permission to reconstruct a chancery building with a small addition for the Embassy of the People's Democratic Republic of Algeria in an R-5-D Zone District at premises 2118 Kalorama Road, N.W. (Square 2527, Lot 48).

If this rulemaking action will amend or repeal existing rules, give a complete citation to the rules being amended or repealed: Not applicable

FINAL RULES ONLY: Give the D.C. REGISTER citation and date of publication of the Notice of Proposed Rulemaking for these rules: DCR _____ DATE: _____

COMPLETE CITATION to the statute, regulation, or other legal authority which specifically authorizes the issuance of the substance of these rules: Foreign Missions Act, approved August 24, 1982 (96 Stat. 283; D.C. Code, 2001 Ed., § 6-1306 (formerly codified at D.C. Code § 5-1206 (1994 Repl.))), and chapter 10 of the Zoning Regulations, Title 11 DCMR.

LEGAL CERTIFICATION: I certify that I have reviewed the attached rulemaking and, in my opinion, the substance of the text of the rules is legally sufficient.
DATE: JUNE 12, 2002 SIGNED: _____ PHONE: (202) 442-9777

✓	FINAL		CONDITIONAL	NAME: ROBERT R. RIGSBY TITLE: CORPORATION COUNSEL

PROMULGATOR: Name and title of the person legally authorized to adopt and promulgate these rules (or the name of the board or other body authorized to adopt rules by vote)
Board of Zoning Adjustment for the District Of Columbia Title:

COMPLETE CITATION to the statute, regulation, order, or other legal authority that specifically authorizes the issuance of the substance of these rules: Foreign Missions Act, approved August 24, 1982 (96 Stat. 283; D.C. Code, 2001 Ed., § 6-1306 (formerly codified at D.C. Code § 5-1206 (1994 Repl.))), and chapter 10 of the Zoning Regulations, Title 11 DCMR.

SIGNATURE OF THE PERSON AUTHORIZED TO ADOPT RULES OR ATTEST TO THE ADOPTION OF RULES

DATE OF APPROVAL OF VOTE: June 11, 2002

APPROVAL OF ATTEST: _____

TITLE: Director, Office of Zoning PHONE: (202) 727-6311

Office of Documents use only: THIS NOTICE PUBLISHED AT: VOL: DCR: DATE:

GOVERNMENT OF THE DISTRICT OF COLUMBIA

BOARD OF ZONING ADJUSTMENT

NOTICE OF FILING

APPLICATION NO. 16882

On March 27, 2002, the Board of Zoning Adjustment received the above-referenced application from Jim Smith, c/o Mr. Permit L.L.C., on behalf of the Embassy of the People's Democratic Republic of Algeria, to permit the reconstruction of a chancery building with a small addition in the R-5-D Zone District at premises 2118 Kalorama Road, N.W. (Square 2527, Lot 48). The application will be considered by the Board in accordance with the requirements of the Foreign Missions Act, approved August 24, 1982 (96 Stat. 283; D.C. Code, 2001 Ed. § 1306 (formerly codified at D.C. Code § 1206 (1994 Repl.))), and the applicable provisions of the Zoning Regulations, Title 11 DCMR.

The chancery is located in Advisory Neighborhood Commission 1D.

Notice of hearing was published in the *D.C. Register* on April 19, 2002, at 49 DCR 3690, and a public hearing was held on June 11, 2002. At the public hearing, the Board took emergency rulemaking action not to disapprove the application. The Notice of Emergency and Proposed Rulemaking Action are published elsewhere in this edition of the *D.C. Register.* All persons desiring to comment on the proposed rulemaking should file comments in accordance with the instructions contained in the combined Notice of Emergency and Proposed Rulemaking Action.

For additional information about this application, contact the Office of Zoning, 441 4th Street, N.W., Suite 210, Washington, D.C. 20001; telephone (202) 727-6311.