Queuing and Blocking Report
Baseline AM PEAK PERIOD **5/3/2002**

Intersection: 2: Porter Street & 34th Street

Directions Served	LTR	TR	L	TR
Maximum Queue (ft)	89	124	31	378
Average Queue (ft)	68	82	12	256
95th Queue (ft)	98	135	38	391
Link Distance (ft)	910	745		956
Upstream Blk Time (%)				
Queuing Penalty (veh)				
Storage Bay Dist (ft)			80	
Storage Blk Time (%)		0.08		0.28
Queuing Penalty (veh)		0		3

Intersection: 3: Ordway Street & 34th Street

Directions Served	LTR	LTR	L	TR	L	TR
Maximum Queue (ft)	104	71	31	88	31	91
Average Queue (ft)	60	49	6	57	6	24
95th Queue (ft)	110	72	27	115	27	83
Link Distance (ft)	922	995	1145	1145	745	745
Upstream Blk Time (%)						
Queuing Penalty (veh)						
Storage Bay Dist (ft)						
Storage Blk Time (%)						
Queuing Penalty (veh)						

Intersection: 4: Newark Street & 34th Street

Directions Served	LTR	LTR	L	TR	L	TR
Maximum Queue (ft)	89	84	31	70	31	90
Average Queue (ft)	53	37	10	34	10	24
95th Queue (ft)	91	95	30	85	31	83
Link Distance (ft)	941	955	745	745	1145	1145
Upstream Blk Time (%)						
Queuing Penalty (veh)						
Storage Bay Dist (ft)						
Storage Blk Time (%)						
Queuing Penalty (veh)						

G-4

Board of Zoning Adjustment
District of Columbia
CASE NO.16970
EXHIBIT NO.87A4

Queuing and Blocking Report
Baseline AM PEAK PERIOD **5/3/2002**

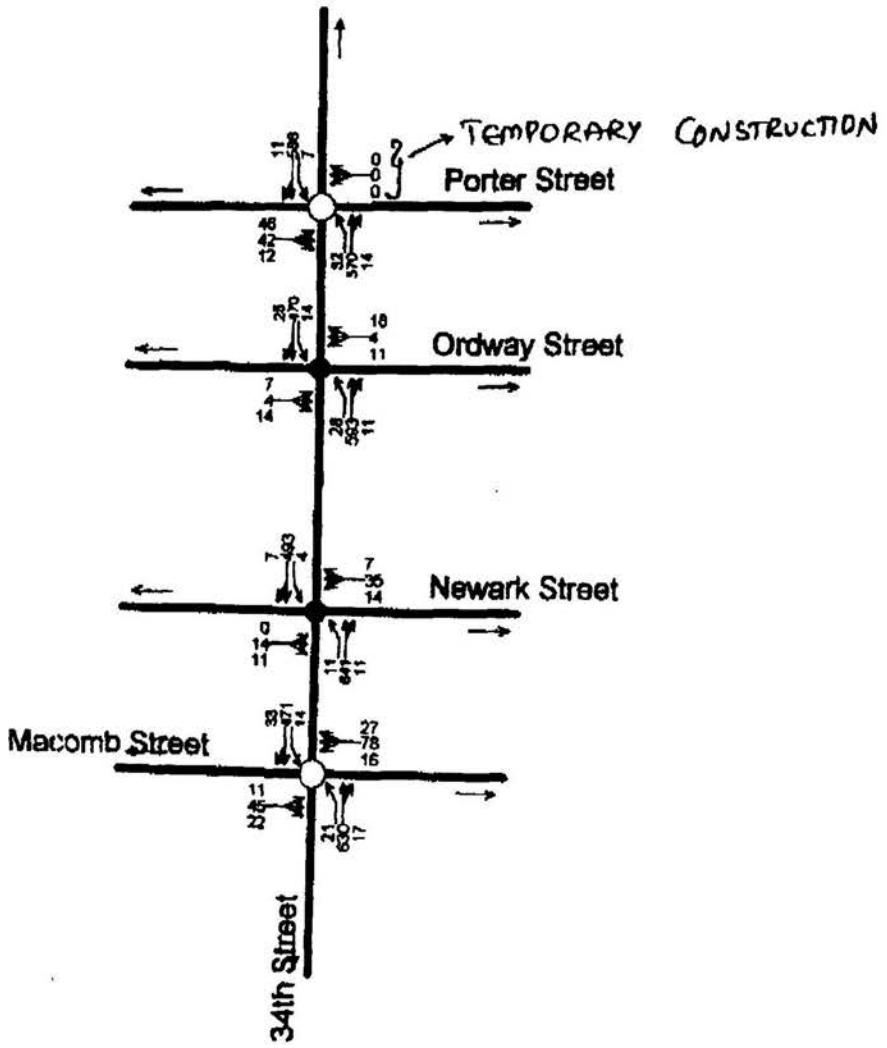
Intersection: 5: Macomb Street & 34th Street

Directions Served	LTR	LTR	L	TR	L	TR
Maximum Queue (ft)	208	183	29	228	32	297
Average Queue (ft)	114	117	6	180	12	145
95th Queue (ft)	201	194	25	223	37	289
Link Distance (ft)	952	914		983		745
Upstream Blk Time (%)						
Queuing Penalty (veh)						
Storage Bay Dist (ft)			80		60	
Storage Blk Time (%)				0.17		0.12
Queuing Penalty (veh)				1		4

Nework Summary

Network wide Queuing Penalty: 8

Map - NCRC
Volumes PM PEAK PERIOD **5/3/2002**

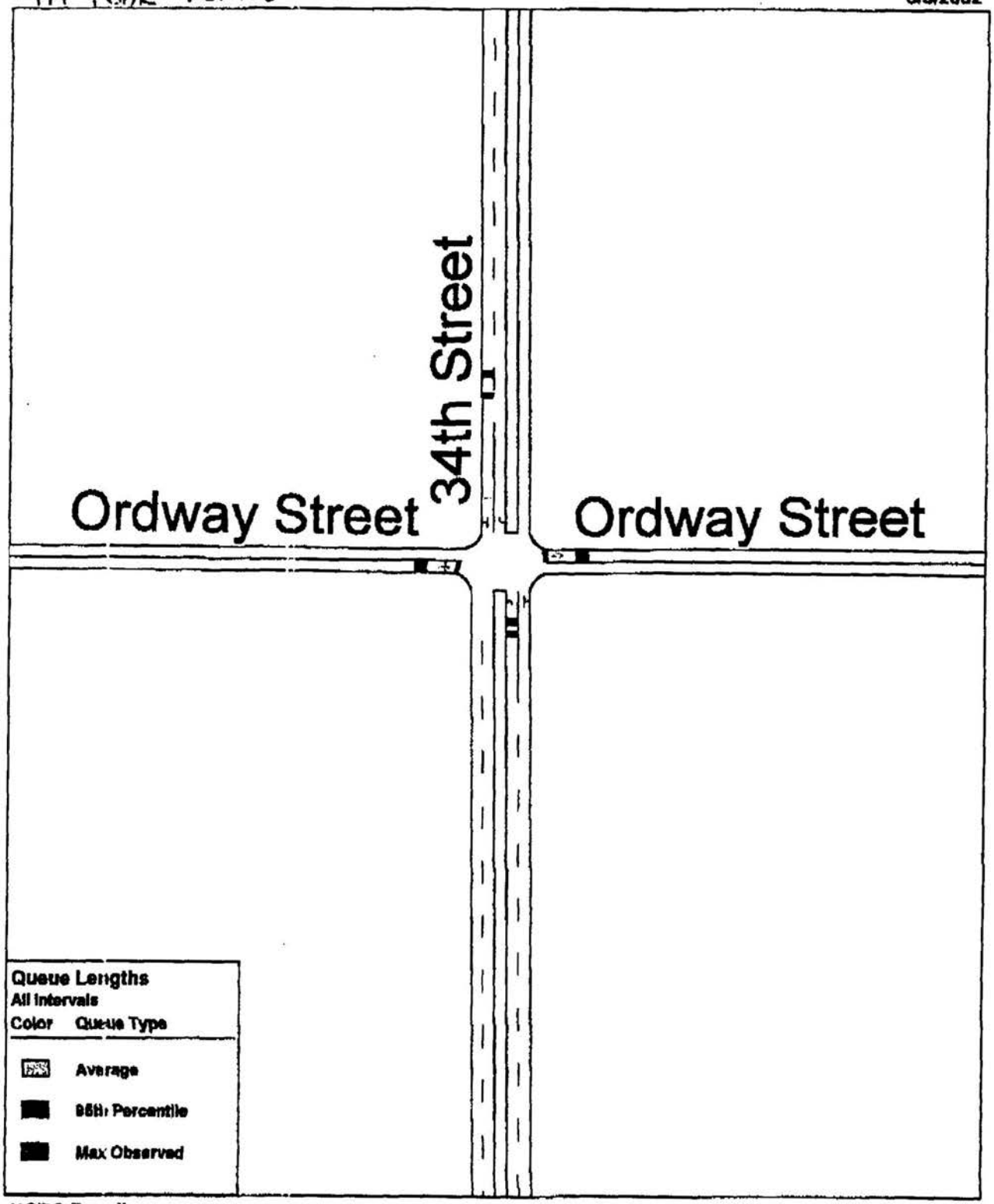


NCRC Baseline
ORGA-RB/MFO

SimTraffic - NCRC

PM PEAK PERIOD

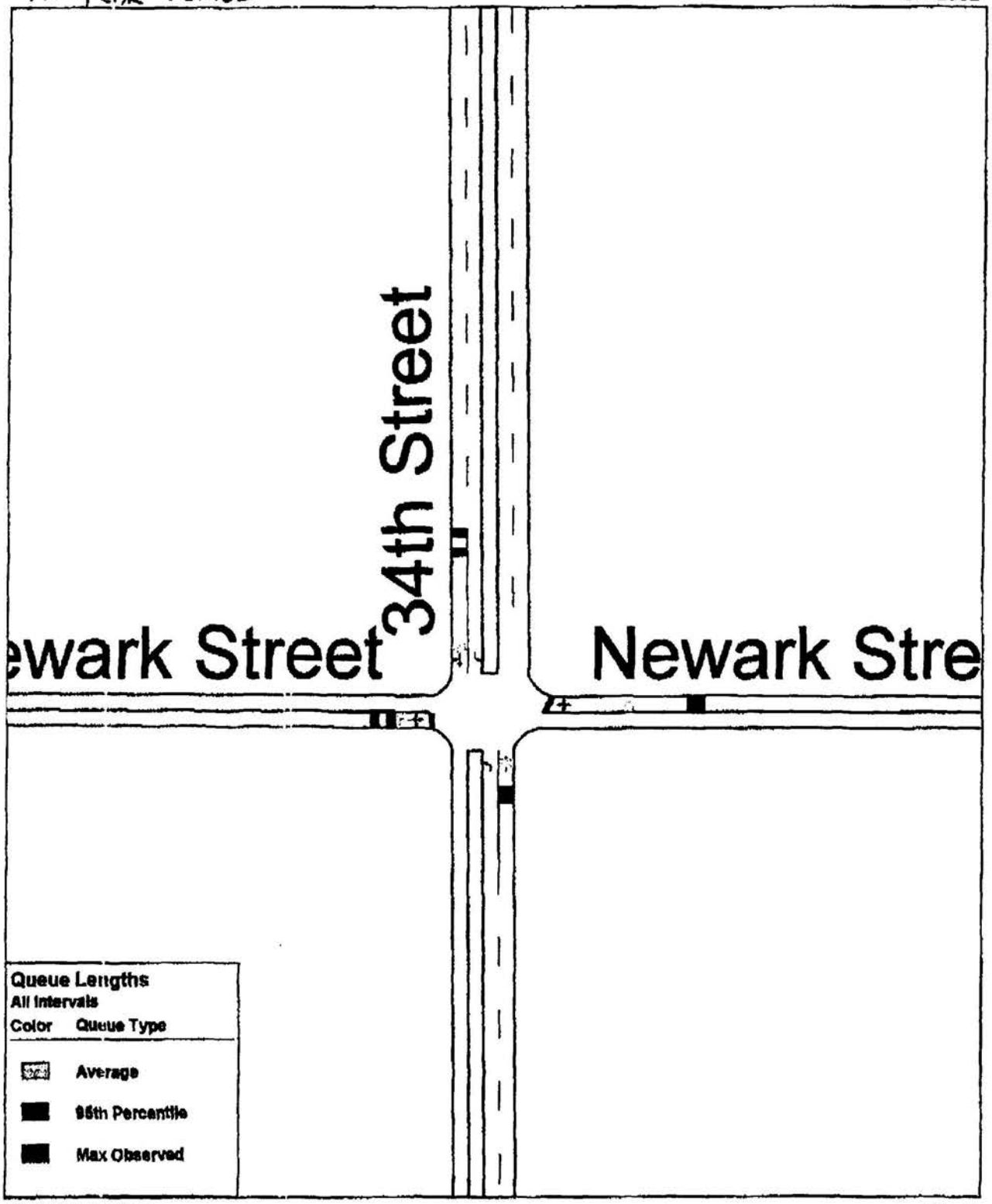
5/3/2002



NCRC Baseline
ORGA-RB/MFO

E-7

SimTraffic - NCRC
PM PEAK PERIOD
5/3/2002



NCRC Baseline
ORGA-RB/MFO

E-8

Queuing and Blocking Report
Baseline 5/3/2002

Intersection: 2: Porter Street & 34th Street

Directions Served	LTR	L	TR	L	TR
Maximum Queue (ft)	87	31	184	31	225
Average Queue (ft)	54	6	95	6	143
95th Queue (ft)	90	27	185	27	216
Link Distance (ft)	910		745		956
Upstream Blk Time (%)					
Queuing Penalty (veh)					
Storage Bay Dist (ft)		80		80	
Storage Blk Time (%)			0.09		0.22
Queuing Penalty (veh)			3		2

Intersection: 3: Ordway Street & 34th Street

Directions Served	LTR	LTR	L	TR
Maximum Queue (ft)	30	32	31	148
Average Queue (ft)	18	13	18	33
95th Queue (ft)	36	38	42	128
Link Distance (ft)	922	995	1145	745
Upstream Blk Time (%)				
Queuing Penalty (veh)				
Storage Bay Dist (ft)				
Storage Blk Time (%)				
Queuing Penalty (veh)				

Intersection: 4: Newark Street & 34th Street

Directions Served	LTR	LTR	TR	TR
Maximum Queue (ft)	30	105	31	100
Average Queue (ft)	22	56	12	20
95th Queue (ft)	41	99	37	88
Link Distance (ft)	941	955	745	1145
Upstream Blk Time (%)				
Queuing Penalty (veh)				
Storage Bay Dist (ft)				
Storage Blk Time (%)				
Queuing Penalty (veh)				

Queuing and Blocking Report
Baseline 5/3/2002

Intersection: 5: Macomb Street & 34th Street

Directions Served	LTR	LTR	L	TR	L	TR
Maximum Queue (ft)	49	67	49	189	51	207
Average Queue (ft)	28	40	22	98	16	105
95th Queue (ft)	54	66	54	174	51	209
Link Distance (ft)	952	914		963		745
Upstream Blk Time (%)						
Queuing Penalty (veh)						
Storage Bay Dist (ft)			60		60	
Storage Blk Time (%)			0.00	0.12	0.00	0.08
Queuing Penalty (veh)			1	2	1	1

Nework Summary

Network wide Queuing Penalty: 10

ATTACHMENT

F

NATIONAL CHILD RESEARCH CENTER – CURRENT
"TRANSPORTATION PROCEDURES"

NCRC
National Child
Research Center

Transportation Procedures

FOR THE 2001-2002 SCHOOL YEAR

The transportation procedures below are required to ensure safety, to show respect to our neighbors, and to ease traffic congestion in the community. Please acquaint yourself with these regulations, and give the information to all persons involved in the transportation of your child.

Every NCRC student, both carpool riders and walkers, will be assigned a transportation number. Teachers will distribute these numbers and instructions for their use on Orientation Day. To receive a number for your child, you must complete and return the Transportation Release Information form.

PLEASE DO NOT BLOCK TRAFFIC, TURN AROUND IN NEIGHBORS' DRIVEWAYS, DOUBLE PARK OR PARK DIRECTLY IN FRONT OF THE SCHOOL.

PLEASE OBSERVE NO PARKING SIGNS.

Carpool Drop off/Pick up

Cars should form a single line on the school side of the street for arrivals and dismissals. When all slots in front of the school are taken, stop at the white line before the curve on Highland Place as you approach the school. Plan to arrive no more than 10 minutes before arrival or dismissal to minimize congestion in the neighborhood.

ARRIVAL

NCRC staff members will be at the curb in front of the school to escort children from cars. For safety reasons, children will be released from the sidewalk side of the car only. Drivers are to remain in their cars at all times.

Children will be released from cars promptly at 8:35 a.m. for morning arrivals and 12:40 p.m. for afternoon arrivals.

DISMISSAL

Carpool line for dismissal forms at 11:30 a.m. for morning classes and 3:00 and 3:30 p.m. for afternoon classes. A staff member will relay the transportation number to classroom teachers who will organize and dismiss children to carpools.

Children must be escorted to cars and assisted with seat belts. To facilitate a quick pick up, drivers must have seat belts ready for use and must remain in their cars unless asked for help in fastening seat belts.

Walk-in Drop off/Pick up

ARRIVAL

Children accompanied to class by a parent or caregiver are to be escorted to their teachers. To avoid the carpool line on Highland, parents who are driving can park on Ordway Street, behind the school. Enter the school grounds via the back gate to the playground. Secure the gates *at all times*. Please do not double park or block our neighbors' driveways.

Arrivals begin at 8:35 a.m. for morning classes and at 12:40 p.m. for afternoon classes.

DISMISSAL

If driving, follow the parking procedures for arrival. Children must wait with their class. The designated adult responsible for picking up children must proceed to the front of the school and relay the transportation number to the classroom teacher who will call children and release them to the parent or caregiver.

Early Bird/Lunch Bunch

Children in the Early Bird and Lunch Bunch programs must be escorted to the Playhouse by a parent or caregiver. Drivers should park on Ordway Street.

behind the school, entering the school grounds via the back gate to the playground. Please be sure to secure the gate at all times.

EARLY BIRD
Children should arrive no earlier than 8:00 a.m. A teacher will take them to their classes at 8:35 a.m.

RAINBOW ROOM LUNCH BUNCH
AM Rainbow Students must be picked up promptly at the Playhouse at 12:30 p.m.; teachers are not available to care for the children after 12:30 p.m.

PM Rainbow Students should arrive at 11:30 a.m. A teacher will take them to their classes at 12:40 p.m.

Changes in Transportation Arrangements

Any change in a child's dismissal arrangement should be made in writing. Please write a note and pin it to your child for quick recognition by teachers. Do not put notes in bags since these can be easily overlooked. Please note whether the change is permanent or just for the day and be sure to notify the designated adult picking up children of changes or additions to the carpool arrangement.

For the security of the children, teachers will only honor written changes or changes that have been relayed by a parent and verified by the office. Staff will not go by oral instruction of children.

Late Arrivals and Pick-ups

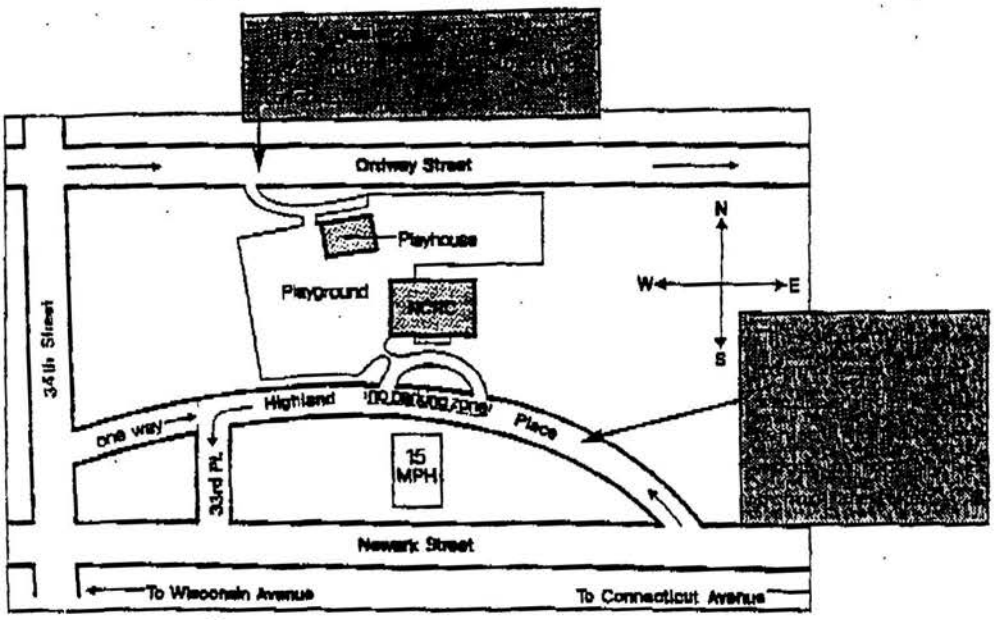
ARRIVALS
It's in the children's best interest to arrive on time so they can participate in the start of class. If the parent or caregiver is unavoidably late, it is their responsibility to bring the child to class and release the child to a teacher. Please do not allow children to come in unattended.

PICK-UPS
It is each parent's responsibility to ensure that children are picked up on time. Children are often upset and worried when they are the only ones left. Caregivers and parents who are consistently late place an unreasonable burden on the teachers.

UNDER NO CIRCUMSTANCES IS A PARENT OR CAREGIVER TO RELEASE CHILDREN ON OR REMOVE CHILDREN FROM THE SCHOOL PREMISES WITHOUT THE ACKNOWLEDGEMENT OF A STAFF MEMBER.

◆

QUESTIONS? PLEASE CONTACT US AT
3209 Highland Place, NW
Washington, DC 20008-3299
202.363.8777
(fax) 202.244.3459





OUTLINE OF TESTIMONY OF
SUSAN PIGGOTT; DIRECTOR
NATIONAL CHILD RESEARCH CENTER

I. Introduction

A. Susan Piggott; Director; National Child Research Center ("NCRC")
B. Professional experience and relationship with NCRC

II. National Child Research Center

A. History of NCRC

B. Mission of NCRC

1. Collaborative approach to preschool education
2. Partnerships with families and commitment to the inclusion of children with special needs
3. Creation of a diverse, respectful community
4. Both within and beyond the school community, NCRC seeks opportunities to advocate for all children and all families

III. Plans for NCRC's Future

A. NCRC's Strategic Plan

B. Student Enrollment and Staff Levels

C. Commitment to NCRC's Mission

IV. Conclusion

OUTLINE OF TESTIMONY OF ALEXA HALABY; MEMBER OF THE BOARD OF TRUSTEES OF THE NATIONAL CHILD RESEARCH CENTER

I. Introduction

A. Alexa Halaby; member of the Board of Trustees of the National Child Research Center ("NCRC")
B. Experience on the Board of Trustees

II. Discussions/Negotiations with the Community

A. Meetings with Members of the Community

B. Concessions Made to the Community Opponents

III. Conclusion

OUTLINE OF TESTIMONY OF KEENAN KELLER; MEMBER OF THE BOARD OF TRUSTEES OF THE NATIONAL CHILD RESEARCH CENTER

I. Introduction

A. Keenan Keller; member of the Board of Trustees of the National Child Research Center ("NCRC")
B. Experience on the Board of Trustees

II. National Child Research Center's Proposed Development

A. NCRC's Traffic Management Program

B. Program/Site Space Needs

III. Conclusion

Document #: 1302453 v.1

OUTLINE OF TESTIMONY OF
CHARLES E. ANTHONY; PROJECT ARCHITECT

I. Introduction

- A. Charles E. Anthony; Project Architect
- B. Experience

II. Design Approach to Project

- A. Maintain character of the site
- B. Develop site plan and design vocabulary that is compatible with the main house, the site, and the surrounding historic district
- C. Address two distinctly different street frontages of the site

III. Description of the site and buildings on the site

IV. Description of context of the site

- A. Highland Place, NW
- B. Ordway Street, NW

V. Components of the project

- A. Addition to main building
- B. New accessory building
- C. Maintenance building/storage shed
- D. Playground and open space

VI. Summary

OUTLINE OF TESTIMONY OF OSBORNE GEORGE; TRAFFIC ENGINEER O.R. GEORGE & ASSOCIATES, INC.

I. Introduction

- A. Osborne George; Traffic Engineer; O.R. George & Associates, Inc.
- B. Experience in the District of Columbia and Surrounding Jurisdictions.

II. Traffic and Parking Study Performed for the National Child Research Center

- A. Project Background
- B. Study Scope
  1. Traffic and Trip Generation Analysis
  2. Parking Analysis

III. Roadway and Parking Conditions

- A. Site Location
- B. Existing Traffic Conditions
- C. Existing Parking Situation

IV. Impact Assessment of NCRC Proposals

- A. Vehicular Trip Generation and Parking Considerations
- B. Mitigation Measures and Related Concerns

V. Conclusion and Recommendations

OUTLINE OF TESTIMONY OF MICHAEL GEWIRZ; NATIONAL CHILD RESEARCH CENTER

I. Participation in Discussions Between NCRC and its Neighbors

   A. Meetings with Members of the Community

   B. Changes Made to the NCRC Proposal

   C. Concessions Made to the Community Opponents

II. Conclusion



GOVERNMENT OF THE DISTRICT OF COLUMBIA
BOARD OF ZONING ADJUSTMENT

Application No. 15642 of the Lab School of Washington, pursuant to 11 DCMR 3108.1, for a special exception under Sections 206 and 207 for a subdivision, conversion of and addition to an existing building, and construction of a footbridge for a private school and child development center in an R-1-B District at premises 4738 Whitehaven Parkway, N.W. (Square 1372, Lots 18 and 818).

HEARING DATE: April 22, 1992
DECISION DATE: April 22, 1992 (Bench Decision)

SUMMARY ORDER

The Board duly provided timely notice of public hearing on this application, by publication in the D.C. Register, and by mail to Advisory Neighborhood Commission (ANC) 3B and to owners of property within 200 feet of the site.

The site of the application is located within the jurisdiction of ANC 3B. ANC 3B, which is automatically a party to the application, by letter dated March 24, 1992 submitted written issues and concerns in support of the application.

As directed by 11 DCMR 3324.2, the Board has required the applicant to satisfy the burden of proving the elements which are necessary to establish the case for a special exception pursuant to 11 DCMR 206 and 207. No person or entity appeared at the public hearing in opposition to the application or otherwise requested to participate as a party in opposition to this proceeding. Accordingly, a decision by the Board to grant this application would not be adverse to any party.

Based upon the record before the Board, the Board concludes that the applicant has met the burden of proof, pursuant to 11 DCMR 3108, and that the requested relief can be granted as in harmony with the general purpose and intent of the Zoning Regulations and Map and will not tend to affect adversely the use of neighboring property in accordance with said Zoning Regulations and Map. It is therefore ORDERED that the application is GRANTED, SUBJECT to the following CONDITIONS:

1. The number of employees at the subject building shall not exceed six.

2. The hours of operation shall be between from 7:00 a.m. and 10:00 p.m., Monday through Friday.

3. Access to the subject building, except as noted in Condition No. 4, shall be from the campus to the rear of the structure via a newly established path, footbridge, and portico.

4. There shall be no public entrance on the front of the structure -- the Whitehaven Parkway side -- except for handicapped individuals.

5. There shall be no signs advertising the proposed use on the front of the structure -- the Whitehaven Parkway side.

6. The existing swimming pool on the site shall be removed.

7. Conferences and meetings conducted at the subject site shall be limited to professional and administrative meetings relative to the Lab School. The subject building shall not be available for public or community use. The maximum attendance for conferences and meetings shall not exceed thirty people.

8. The applicant shall ensure that the establishment of the new path and footbridge will not necessitate major cutting or removal of trees on the campus.

9. The applicant shall establish pedestrian walkways to MacArthur Boulevard and shall encourage all pedestrian traffic to use that pathway rather than the north end of the campus onto Whitehaven Parkway.

10. The applicant shall prohibit parking on Whitehaven Parkway by staff or conference participants.

11. The applicant shall establish and maintain a maintenance program to police the area for student trash on a daily basis.

12. The applicant shall periodically distribute a memorandum to faculty, staff, and students reinforcing the importance of complying with the conditions of the Board's order and of proper behavior in the neighborhood.

13. The applicant shall assign a representative of the school as a community liaison person responsible for working with the ANC and area residents to help to ensure compliance with the proposed conditions set forth in Exhibit No. 27B of the record with regard to parking concerns, and to afford the neighborhood a proper forum for raising and addressing any problems which may arise relative to the operation of the subject facility.

14. The building shall be illuminated in a manner consistent with surrounding residences. The lighting shall be controlled by a timer when the building is not occupied to ensure that the structure shall not have the appearance of being vacant during hours that it is not in use.

Pursuant to 11 DCMR 3301.1, the Board has determined to waive the requirement of 11 DCMR 3331.3 that the order of the Board be accompanied by findings of fact and conclusions of law. The waiver will not prejudice the rights of any party, and is not prohibited by law.

VOTE: 3-0 (Paula L. Jewell, Angel F. Clarens and Carrie L. Thornhill to grant; Sheri M. Pruitt and Tersh Boasberg not present, not voting).

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

ATTESTED BY: _____
MADELIENE H. ROBINSON
Acting Director

FINAL DATE OF ORDER: MAY 22 1992

PURSUANT TO D.C. CODE SEC. 1-2531 (1987), SECTION 267 OF D.C. LAW 2-38, THE HUMAN RIGHTS ACT OF 1977, THE APPLICANT IS REQUIRED TO COMPLY FULLY WITH THE PROVISIONS OF D.C. LAW 2-38, AS AMENDED, CODIFIED AS D.C. CODE, TITLE 1, CHAPTER 25 (1987), AND THIS ORDER IS CONDITIONED UPON FULL COMPLIANCE WITH THOSE PROVISIONS. THE FAILURE OR REFUSAL OF APPLICANT TO COMPLY WITH ANY PROVISIONS OF D.C. LAW 2-38, AS AMENDED, SHALL BE A PROPER BASIS FOR THE REVOCATION OF THIS ORDER.

UNDER 11 DCMR 3103.1, "NO DECISION OR ORDER OF THE BOARD SHALL TAKE EFFECT UNTIL TEN DAYS AFTER HAVING BECOME FINAL PURSUANT TO THE SUPPLEMENTAL RULES OF PRACTICE AND PROCEDURE BEFORE THE BOARD OF ZONING ADJUSTMENT."

THIS ORDER OF THE BOARD IS VALID FOR A PERIOD OF SIX MONTHS AFTER THE EFFECTIVE DATE OF THIS ORDER, UNLESS WITHIN SUCH PERIOD AN APPLICATION FOR A BUILDING PERMIT OR CERTIFICATE OF OCCUPANCY IS FILED WITH THE DEPARTMENT OF CONSUMER AND REGULATORY AFFAIRS.

ord15642/LJP

GOVERNMENT OF THE DISTRICT OF COLUMBIA
BOARD OF ZONING ADJUSTMENT

BZA APPLICATION NO. 15642

As Acting Director of the Board of Zoning Adjustment, I hereby certify and attest to the fact that on MAY 22 1992 a copy of the order entered on that date in this matter was mailed postage prepaid to each party who appeared and participated in the public hearing concerning this matter, and who is listed below:

Allison C. Prince, Esquire
Wilkes, Artis, Hedrick & Lane
1666 K Street, N.W., Suite 1100
Wash, D.C. 20006

Calvert Bowie
2942 Macomb Street, N.W.
Wash, D.C. 20008

Sally Smith
3216 Cleveland Avenue, N.W.
Wash, D.C. 20008

Peter N. Braun
1409 Suliana Place
Alexandria, VA 22304

Charles Seigel, Chairperson
Advisory Neighborhood Commission 3-B
P.O. Box 32312
Washington, D.C. 20007

MADELIENE H. ROBINSON
Acting Director

DATE: MAY 22 [illegible]

Form 107—D. C.

Surveyor's Office
DISTRICT OF COLUMBIA

Washington, D. C., 1-12-1997

Plat, for Building Permit of SQUARE 1272 LOT 20 & 24

Recorded in Book 125 page 25

Scale: 1 inch = 40 feet S. O. # 7142

Furnished to WILKES, ARTIS, HEDRICK & LANE

Surveyor, District of Columbia.

Per DA

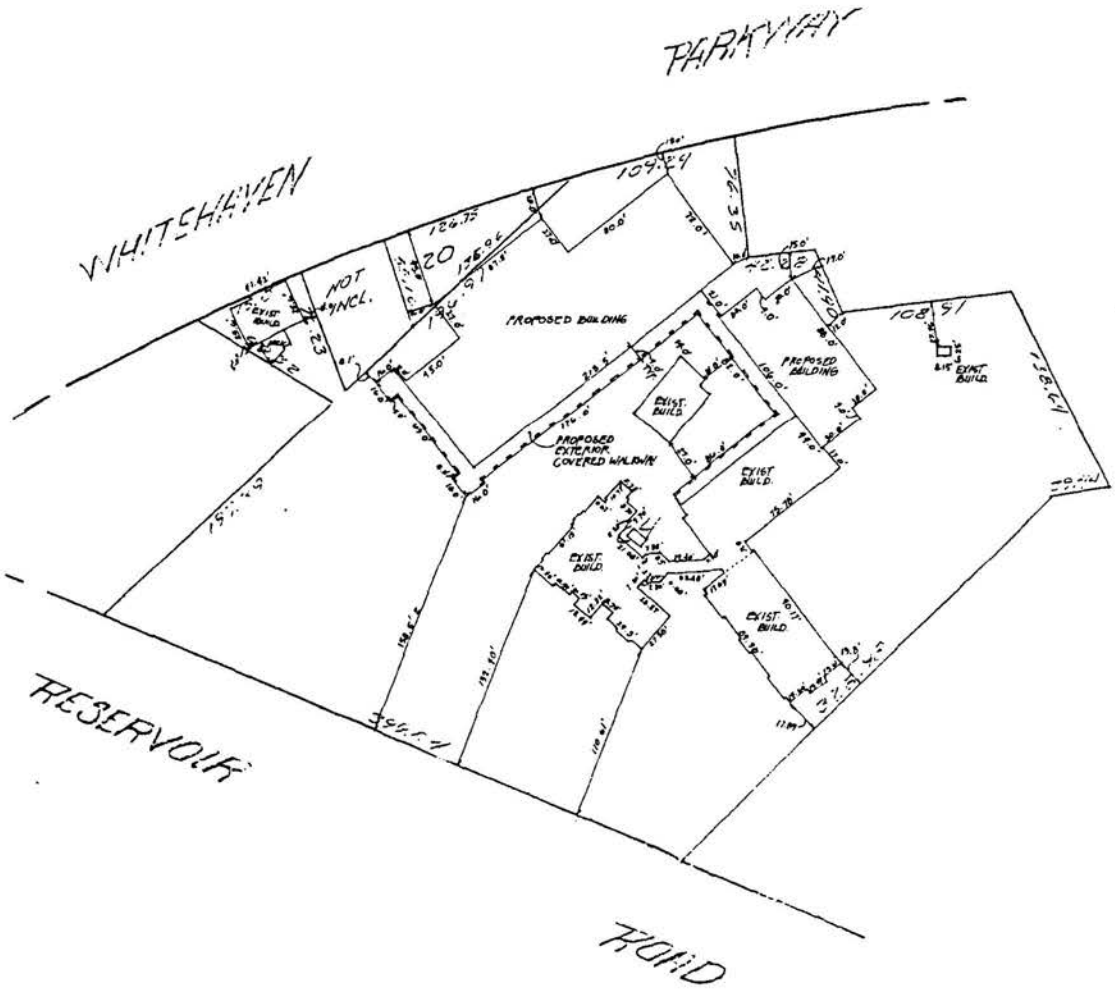
I hereby certify that all existing improvements shown hereon, are accurately delineated, and are correctly platted; that all proposed buildings or additions, or parts thereof, including covered porches, are correctly dimensioned and platted and agree with plans accompanying the application; that the foundation plan as shown hereon is drawn, and dimensioned accurately to the same as the property lines shown on this plat; and that by reason of the proposed improvements to be erected as shown hereon the size of any adjoining lot or premises is not decreased to an area less than is required by the Zoning Regulations for light and ventilation; and it is further certified and agreed that accessible parking areas where required by the Zoning Regulations will be reserved in accordance with the Zoning Regulations, and that this area has been correctly drawn and dimensioned hereon. It is further agreed that the elevation of the accessible parking area with respect to the Highway Department approved curb or alley grade will not result in a rate of grade along centerline of driveway at any point on private property in excess of 20% for single-family dwellings or flats, or a maximum of 15% at any point for other buildings. (The policy of the Highway Department permits a maximum driveway grade of 15% across the public parking and the private restricted property).

Date 21 JANUARY 97

(Signature of owner or his authorized agent)

NOTE: DATA SHOWN ON ASSESSMENT AND TAXATION LOTS OR PARCELS ARE PER RECORDS OF ASSESSOR, D. C. BUT DO NOT NECESSARILY AGREE WITH DEED DESCRIPTION.

ZONING REGULATION DIVISION



GLADYS [illegible]
ZONING REGULATION DIVISION

EXHIBIT E

Before the Board of Zoning Adjustment, D.C.

PUBLIC HEARING—Oct. 23, 1963

Appeal #7503 The National Child Research Center, appellant.

The Zoning Administrator District of Columbia, appellee.

On motion duly made, seconded and carried with Mr. Davis dissenting and Mr. McIntosh abstaining, the following Order was entered on October 29, 1963:

ORDERED:

That the appeal to erect a school bldg. for kindergarten and pre-school children at 3209 Highland Place, N.W., lots 866 and 855, square 2072, be denied.

As the result of an inspection of the property by the Board and from the records and the evidence adduced at the hearing, the Board finds the following facts:

(1) Appellant's school is now in existence with an enrollment of seventy children. The existing school consists of a large, what was at one time a dwelling, on a piece of property containing approximately 45,844 square feet of land. The property is located in the R-1-B District.

(2) The existing school use is nonconforming in use having been established prior to the creation of the Board of Zoning Adjustment in 1938.

(3) Appellant proposes to erect a new school building on this property which will be functional in nature, and appellant also proposes to increase the enrollment of the school from seventy to a maximum of 80 children.

(4) Of the seventy children now enrolled in the school approximately 25 are within what the Board considers the neighborhood which is a radius of one mile. The Zoning Regulations, under the provisions of Sect. 3101.41 require that the enrollment be limited primarily to children residing in the neighborhood.

(5) There was a large petition in opposition to the granting of this appeal. There was also opposition registered at the public hearing by residents adjoining of each side of the school and a number in the immediate block and neighborhood. This objection was based upon objectionable traffic conditions brought about by parents bringing children to the school and taking them home. They also objected to the design of the building proposed, which is functional in nature, and would not, in their opinion, be compatible with existing home development within the area and the square.

OPINION:

We are of the opinion that the erection of this new school building is not reasonably necessary or convenient to the neighborhood which it is proposed to serve. Further, the school must be, in our opinion, limited primarily to children residing in the neighborhood. From the evidence the Board finds that this condition is not met and that the appeal must be denied.

In view of this finding the Board finds it unnecessary to rule upon the other phases of Section 3101.41 of the Zoning Regulations.

3101.36 Farm or truck garden.

3101.37 Temporary use of premises by fairs, circuses, or carnivals, upon compliance with the Police Regulations of the District of Columbia.

3101.38 Private garage designed to house no more than two motor vehicles and not exceeding 450 square feet in area, subject to the special provisions of Article 74 of these regulations.

3101.39 Private garage on an alley lot so recorded on the records of the Surveyor, District of Columbia, or recorded on the records of the Finance Office, District of Columbia, on or before November 1, 1957, subject to the special provisions of Article 74 of these regulations

7/1/83 3101.310 Embassy, ~~pursuant to the provisions of Article 46, Section 4606~~.

3101.311 Public schools, subject to the provisions of Article 72 of these regulations.

3101.312 Mass transit facilities.

7/1/83 3101.313 Chancery existing on September 22, 1978, provided that this paragraph shall not allow for the reconstruction or expansion of any existing building or structure devoted to chancery use.

~~that the proposed use and the building in which the use is to be located are compatible with the present and proposed development of the neighborhood, pursuant to the provisions of Article 46, Sub-section 4605.2~~

* 3101.314 3101.315 attached 3101.316 - attached 11/5/82

3101.4 The following uses are permitted if approved by the Board of Zoning Adjustment subject to the conditions specified in Section 8207 and below in each case:

~~3101.41 A private school in the form of a kindergarten~~ or ~~serving a pre-school~~ group, provided, that :

see attached 11/5/82

* See opposite

a. It will have no articles of commerce for sale;
b. It is so located and the activities to be conducted therein will be such that it is not likely to become objectionable to adjoining and nearby property because of noise, traffic, number of students, or other objectionable conditions;
c. The use will be reasonably necessary or convenient to the neighborhood which it is proposed to serve. The enrollment at such school will be limited primarily to children residing in that neighborhood; and,
d. There shall be provided on the same lot with such use not less than 100 square feet of play area for each child.

3101.42 Other private school, but not including a trade school, and residences for teachers and staff of a private school, provided that: 11/5/82

3101.421 It is so located that it is not likely to become objectionable to adjoining and nearby property because of noise, traffic, number of students, or otherwise objectionable conditions;

3101.422 Ample parking space, but not less than that required in Article 72 of these regulations, is provided to accommodate the students, teachers, and visitors likely to come to the site by automobile.

3101.43 Electric substation with nonrotating equipment, natural gas regulator station, and public utility pumping station, subject to such requirements for setbacks, screening, or other safeguards as the Board shall deem necessary for the protection of the neighborhood.

3101.44 Private stable, as accessory use, provided that such stable is:

3101.441 Set back 50 feet from all lot lines; and

3101.442 So located as not to affect adversely the light and air of the building to which it is accessory or of adjacent land and buildings.

3101.45 A community center building, park, playground, swimming pool, or athletic field operated by a local community organization or association, provided that:

Insert page

11/5/82 3101.41

3101.41 Child development center, provided that:

a. The center shall be capable of meeting all applicable code and licensing requirements.

b. The center shall be so located and designed as to create no objectionable traffic condition and no unsafe condition for picking-up and dropping-off children.

c. The center shall provide sufficient off-street parking spaces to meet the reasonable needs of teachers, other employees and visitors.

d. The center, including any outdoor play space provided, is so located and designed that there will be no objectionable impacts on adjacent or nearby properties due to noise, activity, visual or other objectionable conditions. The Board may require such special treatment in the way of design, screening of buildings, planting and parking areas, signs or other requirements as it shall deem necessary to protect adjacent and nearby properties.

e. Any off-site play area shall be located so as not to result in endangerment to the individuals in attendance at the center in traveling between such play area and the center itself.

f. The Board may approve more than one child development center in a square or within 1,000 feet of another child development center only when the Board finds that the cumulative effect of these facilities will not have an adverse impact on the neighborhood due to traffic, noise operations or other similar factors.

g. Before taking final action on an application for such use, the Board shall submit the application to the D. C. Department of Human Services, D. C. Department of Transportation and the D. C. Office of Planning and Development for review and written reports. The referral to the D. C. Department of Human Services shall request advice as to whether the proposed center can meet all licensing requirements set forth in the applicable laws of the District of Columbia.

GOVERNMENT OF THE DISTRICT OF COLUMBIA
BOARD OF ZONING ADJUSTMENT

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Application No. 16898 of Washington Hebrew Congregation, pursuant to 11 DCMR § 3104.1, for a special exception to allow the continued use of a child development center (95 children and 24 staff) under section 205, in the R-1-B District at premises 3935 Macomb Street, N.W. (Square 1798, Lot 28).

HEARING DATE: July 16, 2002
DECISION DATE: July 16, 2002 (Bench Decision)

SUMMARY ORDER

SELF-CERTIFIED

The zoning relief requested in this case was self-certified, pursuant to 11 DCMR § 3113.2.

The Board provided proper and timely notice of public hearing on this application by publication in the D.C. Register, and by mail to Advisory Neighborhood Commission (ANC) 3C, and to the owners of property within 200 feet of the site. The application was also referred to the Office of Planning for review and report.

The site of this application is located within the jurisdiction of ANC 3C. ANC 3C, which is automatically a party to the application submitted a letter in support of the application. The Office of Planning submitted a report in support of the application. The Department of Transportation submitted a report stating no objection to the application.

As directed by 11 DCMR § 3119.2, the Board has required the applicant to satisfy the burden of proving the elements that are necessary to establish the case for a special exception from the strict application of the requirements of 11 DCMR §§ 3104.1, and 205. No person or entity appeared at the public hearing in opposition to this application or otherwise requested to participate as a party in this proceeding. Accordingly, a decision by the Board to grant this application would not be adverse to any party.

Based upon the record before the Board, and having given great weight to the ANC and OP reports filed in this case, the Board concludes that the Applicant has met the burden of proof, pursuant to 11 DCMR § 3104.1 for special exceptions under section 205, which will be in harmony with the general purpose and intent of the Zoning Regulations and Zoning Maps and will not tend to affect adversely the use of neighboring property in

accordance with the Zoning Regulations and Zoning Maps. It is therefore **ORDERED** that this application be **GRANTED** subject to the following **CONDITONS**:

1. Approval shall be for **TEN (10)** YEARS.
2. The number of children shall not exceed 95.
3. The children's ages shall range from 2 to 5 years.
4. The maximum number of staff shall not exceed 24.
5. The hours of operation shall be 7:30 a.m. to 6:30 p.m., Monday through Friday.
6. The center's executive director shall meet with Advisory Neighborhood Commission (ANC) 3C no less than once per year in order to assess any problems or concerns of area residents that may arise as a result of the operation of the child development center.

Pursuant to 11 DCMR § 3101.6, the Board has determined to waive the requirement of 11 DCMR § 3125.3 that the order of the Board be accompanied by findings of fact and conclusions of law. The waiver will not prejudice the rights of any party, and is appropriate in this case.

VOTE: **4-0-1** (Geoffrey H. Griffis, Anne M. Renshaw, Curtis L. Etherly, Jr., James H. Hannaham, to approve, the NCPC designee not present, not voting).

BY ORDER OF THE D.C. BOARD OF ZONING ADJUSTMENT
Each concurring member has approved the issuance of this order.

BY: _____
JERRILY R. KRESS, FAIA
Director, Office of Zoning

Final Date of Order: JUL 19 2002

PURSUANT TO 11 DCMR § 3125.6, THIS ORDER WILL BECOME FINAL UPON ITS FILING IN THE RECORD AND SERVICE UPON THE PARTIES. UNDER 11 DCMR § 3125.9, THIS ORDER WILL BECOME EFFECTIVE TEN DAYS AFTER IT BECOMES FINAL.

PURSUANT TO 11 DCMR §3130, THIS ORDER SHALL NOT BE VALID FOR MORE THAN SIX MONTHS AFTER IT BECOMES EFFECTIVE UNLESS THE USE

APPROVED IN THIS ORDER IS ESTABLISHED WITHIN SUCH SIX-MONTH PERIOD.

PURSUANT TO 11 DCMR § 3205, FAILURE TO ABIDE BY THE CONDITIONS IN THIS ORDER, IN WHOLE OR IN PART, SHALL BE GROUNDS FOR THE REVOCATION OF ANY BUILDING PERMIT OR CERTIFICATE OF OCCUPANCY ISSUED PURSUANT TO THIS ORDER.

THE APPLICANT SHALL COMPLY FULLY WITH THE PROVISIONS OF THE HUMAN RIGHTS ACT OF 1977, D.C.LAW 2-38, AS AMENDED, CODIFIED AS CHAPTER 14 IN TITLE 2 OF THE D.C. CODE. SEE D.C. CODE SECTION 2-1402.67 (2001). THIS ORDER IS CONDITIONED UPON FULL COMPLIANCE WITH THE HUMAN RIGHTS ACT. THE FAILURE OR REFUSAL OF THE APPLICANT TO COMPLY SHALL BE A PROPER BASIS FOR THE REVOCATION OF THIS ORDER. NOTE IN SECTION 2-1401.01 OF THE D.C. HUMAN RIGHTS ACT THAT IT IS THE INTENT OF THE COUNCIL OF THE DISTRICT OF COLUMBIA, IN ENACTING THIS CHAPTER, TO SECURE AN END IN THE DISTRICT OF COLUMBIA TO DISCRIMINATION FOR ANY REASON OTHER THAN THAT OF INDIVIDUAL MERIT, INCLUDING, BUT NOT LIMITED TO, DISCRIMINATION BY REASON OF RACE, COLOR, RELIGION, NATURAL ORIGIN, SEX, AGE, MARITAL STATUS, PERSONAL APPEARANCE, SEXUAL ORIENTATION, FAMILIAL STATUS, FAMILY RESPONSIBILITIES, MATRICULATION, POLITICAL AFFILIATION, DISABILITY, SOURCE OF INCOME, AND PLACE OF RESIDENCE OR BUSINESS.

rsn

GOVERNMENT OF THE DISTRICT OF COLUMBIA
BOARD OF ZONING ADJUSTMENT

BZA APPLICATION NO. 16898

As Director of the Office of Zoning, I hereby certify and attest that on JUL 19 2002 a copy of the order entered on that date in this matter was mailed first class, postage prepaid or delivered via inter-agency mail, to each party and public agency who appeared and participated in the public hearing concerning the matter, and who is listed below:

Allison C. Prince, Esq.
Martin P. Sullivan, Esq.
Shaw Pittman LLP
2300 N Street, N.W.
Washington, D.C. 20037

Nancy J. MacWood, Chairman
Advisory Neighborhood Commission 3C
2737 Devonshire Place, N.W.
Washington, D.C. 20008

Commissioner 3C06
Advisory Neighborhood Commission 3C
2737 Devonshire Place, N.W.
Washington, D.C. 20008

Kathleen Patterson, City Councilmember
Ward Three
1350 Pennsylvania Avenue, N.W.
Suite 107
Washington, D.C. 20004

Denzil Noble, Acting Zoning Administrator
Building and Land Regulation Administration
Department of Consumer and Regulatory Affairs
941 N. Capitol Street, N.E.
Washington, D.C. 20002

Ellen McCarthy, Deputy Director
Office of Planning
801 North Capitol Street, N.E.
4th Floor
Washington, D.C. 20002

Alan Bergstein, Esq.
Office of Corporation Counsel
441 4th Street, N.W., 6th Floor
Washington, D.C. 20001

rsn

ATTESTED BY:

JERRILY R. KRESS, FAIA
Director, Office of Zoning

GOVERNMENT OF THE DISTRICT OF COLUMBIA
BOARD OF ZONING ADJUSTMENT

Application No. 16844 of St. Columba's Episcopal Church, pursuant to 11 DCMR § 3104.1, for a special exception to allow a minor modification (section 3129) of a condition approved pursuant to BZA Order No. 16098, allowing a change to the time that child development center classes and programs can operate under section 205, in the R-1-B District at premises 4201 Albermarle Street, N.W. (Square 1677, Lot 7 (800)).

HEARING DATE: March 12, 2002
DECISION DATE: March 12, 2002

MODIFICATION ORDER

SELF - CERTIFIED

The zoning relief requested in this case was self-certified, pursuant to 11 DCMR § 3113.2.

The Board provided proper and timely notice of public hearing on this application by publication in the D.C. Register, and by mail to Advisory Neighborhood Commission (ANC) 3E, and to the owners of property within 200 feet of the site. The application was also referred to the Office of Planning and Department of Health for review and report.

The site of this application is located within the jurisdiction of ANC 3E. ANC 3E, which is automatically a party to this application, did not participate in the application. The Office of Planning and Department of Health submitted reports recommending approval of the application.

As directed by 11 DCMR 3119.2, the Board has required the applicant to satisfy the burden of proving the elements which are necessary to establish the case for a special exception from the strict application of the requirements of 11 DCMR §§ 3104.1, 205 and 3129. No person or entity appeared at the public hearing in opposition to this application or otherwise requested to participate as a party in this proceeding. Accordingly, a decision by the Board to grant this application would not be adverse to any party.

Based upon the record before the Board, the Board concludes that the Applicant has met the burden of proof, pursuant to 11 DCMR 3104.1, for a special exception under Sections 205 and 3129, which will be in harmony with the general purpose and intent of the Zoning Regulations and Zoning Maps and will not tend to affect adversely the use of

neighboring property in accordance with the Zoning Regulations and Zoning Maps. It is therefore **ORDERED** that this application be **GRANTED** as follows:

Condition number three of BZA Order No. 16098 shall be amended to read as follows:

> The hours of operation shall not exceed 8:00 A.M. to 4:00 P.M., Monday through Friday.

Note: No other conditions of BZA Order No. 16098 shall change and in all other ways the order will remain in full force and effect.

Pursuant to 11 DCMR 3101.6, the Board has determined to waive the requirement of 11 DCMR 3125.3 that the order of the Board be accompanied by findings of fact and conclusions of law. The waiver will not prejudice the rights of any party, and is appropriate in this case.

VOTE: **5-0-0** (Geoffrey H. Griffis, Anne M. Renshaw, David W. Levy, Curtis L. Etherly, Jr., and Anthony J. Hood, to Approve).

BY ORDER OF THE D.C. BOARD OF ZONING ADJUSTMENT
Each concurring member has approved the issuance of this order.

ATTESTED BY: _____
JERRILY R. KRESS, FAIA
Director

Final Date of Order: MAR 2 0 2002

PURSUANT TO 11 DCMR § 3125.6, THIS ORDER WILL BECOME FINAL UPON ITS FILING IN THE RECORD AND SERVICE UPON THE PARTIES. UNDER 11 DCMR § 3125.9, THIS ORDER WILL BECOME EFFECTIVE TEN DAYS AFTER IT BECOMES FINAL.

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

PURSUANT TO 11 DCMR § 3205, FAILURE TO ABIDE BY THE CONDITIONS IN THIS ORDER, IN WHOLE OR IN PART, SHALL BE GROUNDS FOR THE REVOCATION OF ANY BUILDING PERMIT OR CERTIFICATE OF OCCUPANCY ISSUED PURSUANT TO THIS ORDER.

THE APPLICANT SHALL COMPLY FULLY WITH THE PROVISIONS OF THE HUMAN RIGHTS ACT OF 1977, D.C. LAW 2-38, AS AMENDED, CODIFIED AS CHAPTER 25 IN TITLE 1 OF THE D.C. CODE. *SEE* D.C. CODE § 1-2531 (1999). THIS ORDER IS CONDITIONED UPON FULL COMPLIANCE WITH THE HUMAN RIGHTS ACT. THE FAILURE OR REFUSAL OF THE APPLICANT TO COMPLY SHALL BE A PROPER BASIS FOR THE REVOCATION OF THIS ORDER.

rsn

GOVERNMENT OF THE DISTRICT OF COLUMBIA
BOARD OF ZONING ADJUSTMENT

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BZA APPLICATION NO. 16844

As Director of the Office of Zoning, I hereby certify and attest that on MAR 2 0 2002 a copy of the order entered on that date in this matter was mailed first class, postage prepaid or delivered via inter-agency mail, to each party and public agency who appeared and participated in the public hearing concerning the matter, and who is listed below:

David W. Brown, Esq.
Knopf & Brown
1050 17th Street, N.W.
Suite 1200
Washington, D.C. 20036

Jill Diskan, Chairperson
Advisory Neighborhood Commission 3E
P.O. Box 9953
Washington, D.C. 20016

Thomas A. Dibiase, Commissioner 3E03
Advisory Neighborhood Commission 3E
P.O. Box 9953
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Kathleen Patterson, City Councilmember
Ward Three
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Suite 107
Washington, D.C. 20004

Toye Bello Acting, Zoning Administrator
Building and Land Regulation Administration
Department of Consumer and Regulatory Affairs
941 N. Capitol Street, N.E.
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Ellen McCarthy, Deputy Director
Office of Planning
801 North Capitol Street, N.E.
4th Floor
Washington, D.C. 20002

Alan Bergstein, Esq.
Office of Corporation Counsel
441 4th Street, N.W., 6th Floor
Washington, D.C. 20001

rsn

ATTESTED BY:

JERRILY R. KRESS, FAIA
Director, Office of Zoning

AUG 2 3 2002

GOVERNMENT OF THE DISTRICT OF COLUMBIA
BOARD OF ZONING ADJUSTMENT

Application No. 16817 of Barbara Chambers Children's Center, pursuant to 11 DCMR § 3104.1 for a special exception to operate a child development center (150 children ages infant to 14 years, and 31 staff) under section 205 in an R-5-B District at premises 1470 Irving Street, N.W. (Square 2672, Lot 723).

HEARING DATE: January 22, 2002
DECISION DATE: July 2, 2002

SUMMARY ORDER

REVIEW BY THE ZONING ADMINISTRATOR

The application was accompanied by a memorandum from the Zoning Administrator certifying the required relief.

The Board provided proper and timely notice of public hearing on this application by publication in the D.C. Register, and by mail to Advisory Neighborhood Commission (ANC) 1A, and to the owners of property within 200 feet of the site. The application was also referred to the Office of Planning for review and report.

The site of this application is located within the jurisdiction of ANC 1A. ANC 1A, which is automatically a party to the application submitted a letter in support of the application. The Office of Planning submitted a report in support of the application. The D.C. Department of Transportation submitted a report stating no objection to the application.

As directed by 11 DCMR § 3119.2, the Board has required the applicant to satisfy the burden of proving the elements which are necessary to establish the case for a special exception from the strict application of the requirements of 11 DCMR §§ 3104.1 and 205. No person or entity appeared at the public hearing in opposition to this application or otherwise requested to participate as a party in this proceeding. Accordingly, a decision by the Board to grant this application would not be adverse to any party.

Based upon the record before the Board, and having given great weight to the ANC letter filed in this case, the Board concludes that the Applicant has met the burden of proof, pursuant to 11 DCMR § 3104.1 for a special exception under section 205, which will be in harmony with the general purpose and intent of the Zoning Regulations and Zoning Maps and will not tend to affect adversely the use of neighboring property in accordance with the Zoning Regulations and Zoning

Maps. It is therefore **ORDERED** that this application be **GRANTED** subject to the following **CONDITIONS**:

1. The approval shall be for **FIVE (5)** years.
2. The hours of operation shall be from 7:00 AM to 10:00 PM, with all persons off of the site including the parking lot by 10:30 PM.
3. The number of children shall not exceed 150.
4. The number of staff shall not exceed 31.
5. Outdoor activities shall be supervised and conclude by 8:00 PM.
6. Trash shall be kept on-site and collected three times a week, and the property shall be kept free of debris.
7. Staff shall monitor the dropping off and picking up of the children.
8. The parking lot shall be lighted in accordance with the site plan (exhibit 45).

Pursuant to 11 DCMR § 3101.6, the Board has determined to waive the requirement of 11 DCMR § 3125.3 that the order of the Board be accompanied by findings of fact and conclusions of law. The waiver will not prejudice the rights of any party, and is appropriate in this case.

VOTE: **3-0-2** (Curtis L. Etherly, Jr., Anne M. Renshaw, and James H. Hannaham to approve, the third mayoral appointee and the NCPC representative not present, not voting).

BY ORDER OF THE D.C. BOARD OF ZONING ADJUSTMENT
Each concurring member has approved the issuance of this order.

Final Date of Order: JUL 1 9 2002

PURSUANT TO 11 DCMR § 3125.6, THIS ORDER WILL BECOME FINAL UPON ITS FILING IN THE RECORD AND SERVICE UPON THE PARTIES. UNDER 11 DCMR § 3125.9, THIS ORDER WILL BECOME EFFECTIVE TEN DAYS AFTER IT BECOMES FINAL.

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

PURSUANT TO 11 DCMR § 3205, FAILURE TO ABIDE BY THE CONDITIONS IN THIS ORDER, IN WHOLE OR IN PART, SHALL BE

THE USE APPROVED IN THIS ORDER IS ESTABLISHED WITHIN SUCH SIX-MONTH PERIOD.

PURSUANT TO 11 DCMR § 3205, FAILURE TO ABIDE BY THE CONDITIONS IN THIS ORDER, IN WHOLE OR IN PART, SHALL BE GROUNDS FOR THE REVOCATION OF ANY BUILDING PERMIT OR CERTIFICATE OF OCCUPANCY ISSUED PURSUANT TO THIS ORDER.

THE APPLICANT SHALL COMPLY FULLY WITH THE PROVISIONS OF THE HUMAN RIGHTS ACT OF 1977, D.C.LAW 2-38, AS AMENDED, CODIFIED AS CHAPTER 14 IN TITLE 2 OF THE D.C. CODE. SEE D.C. CODE SECTION 2-1402.67 (2001). THIS ORDER IS CONDITIONED UPON FULL COMPLIANCE WITH THE HUMAN RIGHTS ACT. THE FAILURE OR REFUSAL OF THE APPLICANT TO COMPLY SHALL BE A PROPER BASIS FOR THE REVOCATION OF THIS ORDER. NOTE IN SECTION 2-1401.01 OF THE D.C. HUMAN RIGHTS ACT THAT IT IS THE INTENT OF THE COUNCIL OF THE DISTRICT OF COLUMBIA, IN ENACTING THIS CHAPTER, TO SECURE AN END IN THE DISTRICT OF COLUMBIA TO DISCRIMINATION FOR ANY REASON OTHER THAN THAT OF INDIVIDUAL MERIT, INCLUDING, BUT NOT LIMITED TO, DISCRIMINATION BY REASON OF RACE, COLOR, RELIGION, NATURAL ORIGIN, SEX, AGE, MARITAL STATUS, PERSONAL APPEARANCE, SEXUAL ORIENTATION, FAMILIAL STATUS, FAMILY RESPONSIBILITIES, MATRICULATION, POLITICAL AFFILIATION, DISABILITY, SOURCE OF INCOME, AND PLACE OF RESIDENCE OR BUSINESS.

rsn



ANC 3C Resolution - 2

National Child Research Center Request for BZA Special Exception

January 27, 2003

Whereas National Child Research Center (NCRC) is applying to the D.C. Board of Zoning Adjustment (BZA) for the purpose of seeking adoption of a new Zoning Order to replace the existing BZA Order (#16307) for special exception; and

Whereas ANC 3C voted this night in opposition to NCRC's Special Exemption application pending before the BZA; but

Whereas the ANC does not know the outcome of the BZA's discussions and decision on this application.

Therefore be it resolved that ANC 3C requires the following conditions before any new construction goes forward at NCRC:

A. Child Development Center Use

1. Applicant will continue to operate, as a Child Development Center, as it has under the previous BZA Order (#16307), and under the current operating hours of 8 a.m. to 5 p.m.; and

2. Applicant will cap student enrollment at 171, the present enrollment, perhaps through use of a deed covenant agreed upon between NCRC and the surrounding neighbors; and

3. As a nonprofit entity, applicant agrees to provide its teaching, training, and special education services only to students enrolled at NCRC; and

4. Applicant agrees to limit after-school events to those existing now: (a) Back to School Night; (b) Pumpkin Party; (c) Family Work Day; (d) Holiday Sing; (e) Community Service Day; (f) New Parent Reception; and (g) Pajama Picnic; and

5. Applicant agrees to limit on-site teacher training and conferences to one per year; and

6. Applicant agrees to continue allowing neighbor children access to the outdoor play area during currently designated hours.

B. General Requirements

1. Because NCRC has traditionally been a neighborhood school for neighborhood children, and since that is no longer the case, with in excess of 50 percent coming from outside the neighborhood, the applicant will endeavor to reverse this condition so that 50 percent of students in 2010 live within ½ mile walking distance to NCRC; and

2. Applicant will minimize cutting of trees and will replant, inch-for-inch, with 3-4" caliper trees from approved list; and

3. Applicant agrees to prevent further erosion of hillside along Ordway; failure to adhere to this condition may require the applicant to install retaining walls and to provide additional plants; and

4. Applicant agrees to eliminate noise and traffic management violations, complying with stated requirements; and

5. Applicant will provide for supervised pick-up and drop-off of all students during their existing times: Arrivals 8:00 a.m.; 8:35 a.m.; 11:30 a.m.; and 12:40 p.m. and for Dismissals 11:30 a.m.; 12:30 p.m.; 3:00 p.m.; 3:30 p.m.; and 3:30-5:00 p.m.
   and further agrees not to add additional drop-off or pick-up times; and

6. Applicant agrees to not use public address systems that will exceed stated noise level limits; and

7. Applicant agrees, as it has stated in previous meetings, to continue stringently enforce traffic management regulations, including student expulsion for egregious violations;

8. Applicant agrees to limit site lighting to minimize light pollution affecting neighbors.

C. Construction Management:

1. Applicant shall limit construction work hours to 7 a.m. to 7 p.m. (Monday to Friday) and 9 a.m. to 5 p.m. (Saturday); and

2. Applicant shall ensure that no construction workers, including all affiliated with general contractors, subcontractors, and third-party providers, shall be on-site at NCRC or idling in the vicinity before 7 a.m. (Monday to Friday) and 9 a.m. (Saturday); and

3. Applicant shall ensure that no trucks will queue in the neighborhood, bang tailgates, speed, or create conditions necessary to use their engine brake; and

4. Applicant shall ensure that all trucks are clean and have engaged their debris covers before leaving the site; and

5. Applicant will ensure that nearby streets—Ordway Street, Highland Place, 33rd Place, Ashley Terrace, Newark Street, and 34th Street—remain clean and free from excessive construction dirt and debris.

6. Applicant will provide ANC with its proposed traffic route(s) for all construction vehicles and equipment to be approved by ANC at a regularly scheduled meeting, and at least 30 days before any construction work begins; and

7. Applicant will provide a pre-construction home inspection/survey for any homeowner living within 300 feet of NCRC property who requests one. The applicant will also conduct post-construction surveys of these homes to determine if any construction related damage is the applicant's responsibility. NCRC will pay the costs of the home inspections and subsequent damage; and

8. Violations of any new BZA Order should result in applicable fines or "Stop Work" orders issued by BZA and/or DCRA code enforcement.