*Government of the District of Columbia*
Office of Zoning

**MEMORANDUM**

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OFFICE OF DOCUMENTS AND ADMINISTRATIVE ISSUANCE

**TO:** Arnold R. Finlayson, Administrator
Office of Documents and Administrative Issuance

**FROM:** Jerrily R. Kress, FAIA
Director

**DATE:** January 19, 2005

**SUBJECT:** Publication for the Office of Zoning

Please publish the following in the *D.C. Register* on January 28, 2005:

1. Z.C. Notice of Public Hearing (Z.C. Case No. 04-28); and
2. Z.C. Notice of Public Hearing (Z.C. Case No. 04-29).

Received By _____ Date _____

Attachments

ZONING COMMISSION
District of Columbia
CASE NO. 04-28
EXHIBIT NO. 2

441 4th St., N.W., Suite 210-S, Washington, D C. 20001
Telephone (202) 727-6311 E-Mail Address zoning.info@dcoz.dc.gov Web Site: www.dcoz.dc.gov

ZONING COMMISSION
District of Columbia
CASE NO.04-28
EXHIBIT NO.2

**ZONING COMMISSION FOR THE DISTRICT OF COLUMBIA**
**NOTICE OF PUBLIC HEARING**

**TIME AND PLACE:** **Thursday, March 17, 2005, 6:30 P.M.**
**Office of Zoning Hearing Room**
**441 4th Street, N.W., Suite 220-South**
**Washington, D.C. 20001**

**FOR THE PURPOSE OF CONSIDERING THE FOLLOWING:**

**Case No. 04-28 (Text Amendment to Permit Department of Motor Vehicles Road Test Facilities Within SP, CR, C-2 through C-5, W-1 Through W-3, C-M, and M Districts)**

**THIS CASE IS OF INTEREST TO ALL ANCs**

On October 15, 2004, the Office of Planning, on behalf of the District of Columbia Department of Motor Vehicles, petitioned, through a set down report, for a text amendment that would allow for Driver's License Road to be permitted as a matter of right use in the above-referenced zone districts.. The Zoning Commission set down the case for public hearing at its meeting of October 25, 2004. The Office of Planning set down report also served as the pre-hearing statement for this case.

The text amendment would result in DMV road test facilities being permitted as shown in the table below:

| Zoning District | Drivers' License Road Test Facility |
|---|---|
| **Residential** | **Not permitted** |
| Special Purpose | Matter of Right |
| Mixed Use | Matter of Right |
| **Commercial (C-1)** | **Not Permitted** |
| Commercial (C-2 up to C-5) | Matter of Right |
| Industrial (C-M and M) | Matter of Right |
| Waterfront (except in W-0) | Matter of Right |

The proposed text amendment is as follows:

Title 11 DCMR (Zoning) is proposed to be amended as follows:

A. Section 199, DEFINITIONS, subsection 199.1, is amended to add the following new definition:

**Driver's License Road Test Facility** - a building and associated paved area used by the District of Columbia Department of Motor Vehicles in connection with road tests or other tests of driving ability given to applicants for drivers' licenses or endorsements.

B. Section 501 USES AS A MATTER OF RIGHT (SP), subsection 501.1, is amended by adding a new subparagraph __[1] to read as follows:

(__) Driver's License Road Test Facility.

C. Section 601 USES AS A MATTER OF RIGHT (CR), subsection 601.1, is amended by adding a new subparagraph__ to read as follows:

(__) Driver's License Road Test Facility.

D. Section 721 USES AS A MATTER OF RIGHT (C-2), subsection 721.2, is amended by adding a new subparagraph__ to read as follows:

(__) Driver's License Road Test Facility.

E. Section 801, USES AS A MATTER OF RIGHT (C-M), subsection 801.7, is amended by adding a new subparagraph__ to read as follows:

(__) Driver's License Road Test Facility.

F. Section 901, USES AS A MATTER OF RIGHT (W), subsection 901.1, is amended by adding a new subparagraph__ to read as follows:

(__) Driver's License Road Test Facility.

G. Chapter 21, OFF-STREET PARKING REQUIREMENTS, is amended by inserting the following use in the table included in § 2101.1, SCHEDULE OF REQUIREMENTS FOR PARKING SPACES under "INSTITUTIONAL USES":

| USES | NUMBER OF PARKING SPACES REQUIRED |
|---|---|
| **Driver's License Road Test Facility** | |
| **C-2-A, C-3-A** | **4 spaces for each employee** |

[1] On this same date, the Zoning Commission will hear a petition to authorize Fire Department Facilities in several zone districts, including CR, CM and W-1 through W-3. In order to avoid the use of the same subparagraph letter for these two different uses, no letter will be designated at this time with respect to these zone districts

| | |
|---|---|
| **C-2-B, C-2-C, C-3-B, C-3-C, C-4 C-5, SP, CR, W1, W-2, W-3** | **4 spaces for each employee** |
| **C-M, M** | **4 spaces for each employee** |

Proposed amendments to the Zoning Regulations and Map of the District of Columbia are authorized pursuant to the Zoning Act of 1938, approved June 20, 1938 (52 Stat. 797; D.C. Official Code § 6-641.01 *et seq.*) (2001 Ed.)).

The public hearing on this case will be conducted in accordance with the provisions of § 3021 of the District of Columbia Municipal Regulations, Title 11, Zoning. Pursuant to § 3020, the Commission will impose time limits on testimony presented to it at the public hearing.

All individuals, organizations, or associations wishing to testify in this case should file their intention to testify in writing. Written statements, in lieu of personal appearances or oral presentations, may be submitted for inclusion in the record.

Information responsive to this notice should be forwarded to the Director, Office of Zoning, Suite 210, 441 4th Street, N.W., Washington, D.C. 20001. **FOR FURTHER INFORMATION, YOU MAY CONTACT THE OFFICE OF ZONING AT (202) 727-6311.**

**CAROL J. MITTEN, ANTHONY J. HOOD, GREGORY JEFFRIES, JOHN G. PARSONS, AND KEVIN HILDEBRAND, ZONING COMMISSION FOR THE DISTRICT OF COLUMBIA, BY JERRILY R. KRESS, FAIA, DIRECTOR, AND BY CLIFFORD MOY, SECRETARY TO THE ZONING COMMISSION.**