

RECEIVED
Government of the District of Columbia
ADVISORY NEIGHBORHOOD COMMISSION 3-D
P O Box 40846
Palisades Station
Washington, D C 20016

2006 SEP 18 PM 2:48

ZONING COMMISSION
District of Columbia

September 18, 2006

CASE NO. 06-06
EXHIBIT NO. 89

Ms Carol Mitten
Chair
DC Zoning Commission
441 4th Street, NW
Suite 220-S
Washington, DC 20001

Dear Ms Mitten

Please accept into the files of the Zoning Commission the enclosed Resolution of ANC 3D on Small Charter Schools The Resolution is in reference to Supplemental Report #2 – Text Amendments to change public school regulations, initiated by the Office of Planning ZC #06-06

Advisory Neighborhood Commission asks that its Resolution be given the “great weight” to which it is entitled under DC Law

Sincerely,

Alma H. Gates

Alma H Gates
Chair

Enclosure (1)

RECEIVED
DC OFFICE OF ZONING

RESOLUTION OF ANC 3D ON SMALL CHARTER SCHOOLS

SEPTEMBER 6, 2006

*A Resolution Pertaining to the Position of
Advisory Neighborhood Commission 3D on Supplemental Report #2 –
Text amendments to change public school regulations,
initiated by the Office of Planning. ZC #06-06*

WHEREAS, the Office of Planning has given notice in the DC Register that they intend to amend Title 11 DCMR and to amend §§ 199, 206, 400, 401, 403, 501, 601, 701, 901, and 2101 of the Zoning Regulations (Title 11 DCMR, and

WHEREAS, the proposed amendments would

- change the definition of “School, public” in the Zoning Regulations to include Charter Schools;
- amend the building height, lot area, lot width, and lot occupancy requirements for public schools in Residence Districts;
- exempt public schools with 16 or less students from lot dimension requirements,
- allow collocation of school uses with other uses and sharing of recreation facilities,
- permit schools in Residence Districts not meeting the proposed requirements to be allowed as special exceptions,
- allow public schools in SP, CR, and W Zone Districts,
- amend FAR limits for public schools in Commercial Districts,
- create new parking standards for preschools, and

WHEREAS, the proposed language for Section 401 11 would read “Public schools limited to no more than sixteen (16) students shall not be subject to the lot dimensions requirements of this section;” and

WHEREAS, public schools limited to no more than sixteen (16) students (small charter schools) would be permitted to locate as a matter of right in the aforementioned Residence Districts, and

WHEREAS, there would be no limitation on the number of small charter schools that could locate in any geographic area of a Residence District; and

WHEREAS, public participation in the decision making process on the number and location of small charter schools is removed by the proposed text amendment, and

WHEREAS, the proposed zoning change is unclear about whether these small charter schools are for elementary, middle, or high school level, adult education or vocational training

THEREFORE BE IT RESOLVED THAT, ANC 3D opposes the proposed changes to Title 11, Section 401.11: "Public schools limited to no more than sixteen (16) students shall not be subject to the lot dimensions requirements of this section," and

BE FURTHER RESOLVED THAT, ANC 3D opposes the proposed change to Title 11, Section 401 11 because it fails to require recognition of the number of schools, both public and private, that may already exist in a Residence District, and

BE FURTHER RESOLVED THAT, ANC 3D opposes the proposed recommendation that there be no limit on the number of small charter schools that would be permitted to locate as a matter of right in a Residence District; and

BE FURTHER RESOLVED THAT, ANC 3D recommends that the Zoning Commission find these small charter schools should be permitted only through the special exception process, and

BE FURTHER RESOLVED THAT, ANC 3D requests that its resolution be given the "great weight" to which it is entitled under DC Law; and

BE FURTHER RESOLVED THAT, all ANC 3D commissioners are authorized to represent the Commission on this matter.

Alma H. Gatus

Chair, on September 6, 2006

This resolution was approved by a vote of 5-1-0 on September 6, 2006 at a public meeting of ANC 3D at which a quorum (4 of 7 members) was present.