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The Honorable Adrian M. Fenty

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Council of the District of Columbia
The Honorable Vincent C. Gray

Executive Director

Patricia E. Gallagher, AICP

IN REPLY REFER TO:
NCPC File No. Z.C. 06-23

JUL 18 2007

Zoning Commission for the
District of Columbia
2nd Floor, Suite 210 South
441 4th Street, NW
Washington, D.C. 20001

Members of the Commission:

Pursuant to delegations of authority adopted by the Commission on August 6, 1999, I reviewed the proposed text amendment to revise the definitions for eating establishments, and found that the proposal would not be inconsistent with the Comprehensive Plan for the National Capital, nor would it have an adverse impact on any federal interests. A copy of the Delegated Action of the Executive Director is enclosed.

Sincerely,

Patricia E. Gallagher, AICP
Executive Director

Enclosure

RECEIVED
D.C. OFFICE OF ZONING
2007 JUL 25 PM 3:50

ZONING COMMISSION
District of Columbia
CASE NO. 06-23
EXHIBIT NO. 37



**TEXT AMENDMENT THE ZONING REGULATIONS
OF THE DISTRICT OF COLUMBIA TO REVISE DEFINITIONS
FOR EATING ESTABLISHMENTS
Washington, D.C.**

Delegated Action of the Executive Director

JUN 29 2007

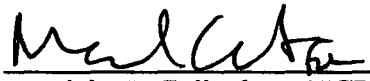
Pursuant to delegations of authority adopted by the Commission on August 6, 1999, 40 U.S.C. §8724(a), and DC Code §2-1006(a), I find that the proposed text amendment to revise the definitions for eating establishments would not be inconsistent with the Comprehensive Plan for the National Capital, nor would it have an adverse impact on any other federal interests.

* * *

In an effort to protect residents from issues associated with fast food establishments that may affect quality of life (i.e., trash, traffic, litter, noise, vermin, etc.), ANC 6A has requested that the Zoning Commission of the District of Columbia take proposed action to approve a text amendment revising the definitions for eating establishments. The amendment includes revisions to the terms "restaurant" and "fast food establishment," and includes the addition of new use definition for "prepared food shop."

In particular, the changes are targeted towards commercial zone districts (particularly C-1 and C-2 districts), since the level of activity of fast food restaurants does not seem consistent with those districts. It is also viewed that such establishments have the potential to negatively affect adjacent low- to medium-density residential districts.

The proposed text amendment is neither inconsistent with the Comprehensive Plan for the National Capital nor would it have an adverse impact on any other federal interests.



Patricia E. Gallagher, AICP
Executive Director