

GOVERNMENT OF THE DISTRICT OF COLUMBIA
Zoning Commission



June 4, 2007

Via E-Mail & U.S. Mail:

Patricia E. Gallagher, AICP
Executive Director
National Capital Planning Commission
401 9th Street, N.W., Suite 500
Washington, D.C. 20004

Re: Notice of Proposed Action

Dear Ms. Gallagher:

Please find attached copies of the proposed rulemaking(s) for the following case(s):

- A. Z.C. Case No. 07-04 (Text Amendment to Repeal § 801.7(k) - temporary detention and correctional institutions in the C-M Districts)
- B. Z.C. Case No. 07-05 (Text Amendment to Allow Temporary Parking @ Reservation 13)
- C. Z.C. Case No. 07-08 (Text Amendment to Allow Temporary Parking Lots @ Various Squares in the CG Overlay)

The above proposed rulemakings will be published in the *D.C. Register* on June 8, 2006, for a 30-day comment period. The comment period will end on July 8, 2006. Accordingly, these cases will be considered for final action at the Zoning Commission's July 9, 2007 public meeting.

The proposed decision of the Commission to approve the above-mentioned cases are referred to the National Capital Planning Commission (NCPC) for review and comment, pursuant to the District of Columbia Home Rule Act of 1973, as amended, 87 Stat. 790, Pub. L. No. 93-198, D.C. Code Section 1-201 et seq.

ZONING COMMISSION
District of Columbia
CASE NO. 07-04
EXHIBIT NO. 9
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June 4, 2007
Page 2

If you have any questions, contact me at the Office of Zoning on (202) 727-0340.

Sincerely,



Sharon S. Schellin
Secretary to the Zoning Commission

cc: David W. Levy (via e-mail)
Christine Saum (via e-mail)
Marjorie Marcus (via e-mail)

**ZONING COMMISSION FOR THE DISTRICT OF COLUMBIA
NOTICE OF PROPOSED RULEMAKING**

Z.C. Case No. 07-04

(Text Amendment – 11 DCMR)

**(Text Amendment – temporary detention and correctional institutions in the C-M
Districts)**

The Zoning Commission for the District of Columbia, pursuant to its authority under § 1 of the Zoning Act of 1938, approved June 20, 1938 (52 Stat. 797, as amended; D.C. Official Code § 6-641.01), hereby gives notice of its intent to repeal § 801.7(k) of the Zoning Regulations. This provision was added by the Zoning Commission Order 71-33 to permit “temporary detention or correctional institution on leased property for a period not to exceed three (3) years” as an allowed use in C-M (commercial-light manufacturing) Zone Districts. The provision was adopted over 35 years ago in response to a short-term crisis the District faced in housing its prison population. The provision was never lawfully used and the crisis has long passed. The regulation is therefore not necessary.

Final rulemaking action shall be taken in not less than thirty (30) days from the date of publication of this notice in the D.C. Register.

The following rulemaking action is proposed:

Title 11 (DCMR) is amended by deleting § 801.7(k).

All persons desiring to comment on the subject matter of this proposed rulemaking action should file comments in writing no later than thirty (30) days after the date of publication of this notice in the D.C. Register. Comments should be filed with Sharon Schellin, Secretary to the Zoning Commission, Office of Zoning, 441 4th Street, N.W., Suite 200-S, Washington, D.C. 20001. Copies of this proposed rulemaking action may be obtained at cost by writing to the above address.