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ZONING COMMISSION
District of Columbia
CASE NO.08-06E
EXHIBIT NO.14

GOVERNMENT OF THE DISTRICT OF COLUMBIA
Zoning Commission



NOTICE OF FINAL RULEMAKING
AND
Z.C. ORDER NO. 08-06E
Z.C. Case No. 08-06E
(Text Amendment – 11 DCMR)
Technical Corrections to Z.C. Order No. 08-06A
July 25, 2016

The Zoning Commission for the District of Columbia (Commission), 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 (2012 Repl.), hereby gives notice of the adoption of amendments to the adopted, but not yet effective version of the Zoning Regulations (Title 11 of the District of Columbia Municipal Regulations (DCMR)) to make minor modifications and technical corrections to the amendments made by Z.C. Order No. 08-06A (Order). The Order, which took the form of a Notice of Final Rulemaking, adopted comprehensive amendments to the Zoning Regulations that will become effective on September 6, 2016 (2016 Regulations). The Commission adopted the 2016 Regulations through a Notice of Final Rulemaking published in Part II of the March 4, 2016 edition of the *District of Columbia Register*.

A Notice of Proposed Rulemaking was published in the *D.C. Register* on July 1, 2016, at 63 DCR 9128 for a fourteen (14) day comment period.

In response to the notice, the Commission received correspondence from the Committee of 100 for the Federal City (Committee of 100) that commented on this case as well as Z.C. Case No. 08-06D, which also concerned technical amendments to the 2016 Regulations. The Zoning Administrator (ZA) for the District of Columbia also made a submission which, as will be explained, did not actually concern this case. The Commission also received a supplemental report from the Office of Planning that analyzed and made recommendations concerning both comments.

The Commission took final action to adopt the amendments at a public meeting on July 25, 2016.

In response to the Committee of 100's comment concerning Subtitle X § 301.2, which authorizes the Commission to waive the minimum land area requirement of Subtitle X § 301.1 for applications in certain Zone Groups, the Commission decided to consider the issue at a hearing. The Commission also authorized the addition of text to permit up to a fifty percent (50%) waiver for Zone Groups 1, 2, 5, and 6 applications, which is the limitation set forth in the 1958 Regulations. Finally, the Commission, on its own motion, set down for a public hearing the amendment to § 301.2 which would allow for a waiver of no specified percentage for Zone Groups 1, 2, 5, and 6. After reviewing the other comments made by the Committee of 100, the Commission concluded that no substantive changes needed to be made to the remaining amendments and that