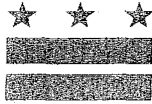


GOVERNMENT OF THE DISTRICT OF COLUMBIA

Office of Zoning

2007 APR -5 AM 11:17



MEMORANDUM

To: Office of Documents and Administrative Issuance

From: Sharon S. Schellin ⁸³
Secretary to the Zoning Commission

Date: April 3, 2007

Re: Publication for the Office of Zoning

Please publish the following in the *D.C. Register* on April 13, 2007:

1. Z.C. Notice of Public Hearing (Case No. 05-35); and
2. Z.C. Notice of Final Rulemaking & Order No. 821A (Case No. 95-04).

Attachment

ZONING COMMISSION
District of Columbia

CASE NO. 95-04

EXHIBIT NO. 124

RULEMAKING TRANSMITTAL FORM

TYPE OF RULEMAKING ACTION: ☐ EMERGENCY RULES
☒ FINAL RULES ☐ PROPOSED RULES ☐ COMBINED

DATE AND TIME RECEIVED

Office of Documents use only

AGENCY: OFFICE OF ZONING

AGENCY REPRESENTATIVE: SHARON SCHELLIN

ADDRESS: 441 4th Street, N.W., Suite 210 South

TELEPHONE: (202) 727-0340

TITLE AND DESCRIPTION OF RULES: Z.C. Case No. 95-4 (Map Amendments – Union Station Area Rezoning)

If this rulemaking action will amend or repeal existing rules, give a complete citation to the rules being amended or repealed: **Zoning Map of the District of Columbia incorporated into Title 11 (Zoning) Sections, § 106.**

FINAL RULES ONLY: Give the D.C. REGISTER citation and date of publication of the Notice of Proposed Rulemaking for these rules: September 26, 1997, at 44 DCR 5560

COMPLETE CITATION to the statute, regulation, or other legal authority which specifically authorizes the issuance of the substance of these rules: Section 1 of the Zoning Act of 1938, approved June 20, 1938 (52 Stat. 797, 799 D.C. Official Code § 6-641.01).

LEGAL CERTIFICATION: I certify that I have reviewed the attached rulemaking and, in my opinion, the substance of the text of the rules is legally sufficient.

DATE: MARCH 21, 2007

SIGNED:

Allen Byrnes

for

PHONE: (202) 442-9777

☒ FINAL

☐ CONDITIONAL

NAME: LINDA SINGER

TITLE: ACTING ATTORNEY GENERAL

PROMULGATOR: Name and title of the person legally authorized to adopt and promulgate these rules (or the name of the board or other body authorized to adopt rules by vote)
Zoning Commission For The District Of Columbia Title:

COMPLETE CITATION to the statute, regulation, order, or other legal authority that specifically authorizes this person or agency to adopt and promulgate these rules. Section 1 of the Zoning Act of 1938, approved June 20, 1938 (52 Stat. 797, 799 D.C. Official Code § 6-641.01).

SIGNATURE OF THE PERSON AUTHORIZED TO ADOPT RULES OR ATTEST TO THE ADOPTION OF RULES

DATE OF APPROVAL OF VOTE:

3-12-07

APPROVAL OF ATTEST:

Sharon S. Schellin

TITLE:

Secretary to the Zoning Commission

PHONE: (202) 727-0340

Office of Documents use only:

THIS NOTICE PUBLISHED AT:

VOL:

DCR:

DATE:

ZONING COMMISSION FOR THE DISTRICT OF COLUMBIA
NOTICE OF FINAL RULEMAKING
and
Z.C. ORDER NO. 821A
Z.C. Case No. 95-4
(Map Amendments – Union Station Area Rezoning)
March 12, 2007

The Zoning Commission for the District of Columbia (the “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 (2001)) and 11 DCMR § 3030 (Consent Calendar), hereby gives notice of the adoption of a rulemaking that corrects an error that was previously published in the Notice of Final Rulemaking and Z.C. Order No. 821 on September 26, 1997, at 44 DCR 5560. The proposed corrected map amendment applies to property located in Square 775.

The Commission took proposed action pursuant to 11 DCMR § 3027.2 at its regularly scheduled monthly meeting on April 20, 2006 to approve the proposed amendment. Because this rulemaking was undertaken pursuant to the Commission’s Consent Calendar procedures in 11 DCMR § 3030, no hearing was held.

No comments were received and no changes have been made to the text of the proposed rules, as published with the notice of proposed rulemaking in the *D.C. Register* on February 2, 2007, at 54 DCR 1048. These final rules will be effective upon publication of this notice in the *D.C. Register*.

Based on the above, the Commission finds that the proposed correction is a minor modification to the previously approved rulemaking, in the best interests of the District of Columbia, consistent with the purpose and intent of the Zoning Regulations and Zoning Act, and not inconsistent with the Comprehensive Plan for the National Capital.

In consideration of the reasons set forth herein, the Zoning Commission hereby orders **APPROVAL** of the following amendments to Z.C. Order No. 821:

1. Remove Lots 804 and 805 in Square 775 from the lots listed as approved for rezoning from C-M-1 to C-2-B and move them under the list to be rezoned from C-M-1 to R-4.

2. Remove the reference to Lots 14 and 15 in Square 775 from the list of lots approved for rezoning from C-M-1 to R-4, because they are redundant in that they are record lot numbers affixed to Lots 804 and 805.

Vote of the Zoning Commission taken at its public meeting on April 20, 2006, to **APPROVE** the proposed rulemaking: 5-0-0 (John G. Parsons, Carol J. Mitten, Anthony J. Hood, Gregory N. Jeffries, and Michael G. Turnbull to approve).

This Order was **ADOPTED** by the Zoning Commission at its public meeting on March 12, 2007, by a vote of 5-0-0 (Michael G. Turnbull, Carol J. Mitten, Anthony J. Hood, Gregory N. Jeffries, and John G. Parsons to adopt).

In accordance with 11 DCMR § 3028, this Order is final and effective upon publication in the *D.C. Register*, that is on _____ .

**ZONING COMMISSION FOR THE DISTRICT OF COLUMBIA
NOTICE OF FINAL RULEMAKING
and
Z.C. ORDER NO. 821A
Z.C. Case No. 95-4
(Map Amendments – Union Station Area Rezoning)
March 12, 2007**

The full text of this Zoning Commission order is published in the “Final Rulemaking” section of this edition of the *D.C. Register*.