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November 1, 2007

Anthony Hood
 Chairman, Zoning Commission
 District of Columbia Office of Zoning
 441 4th Street, NW Suite 210 South
 Washington, DC 20001

Dear Chairman Hood,

The purpose of this letter is to suggest a clarifying alternative to the word “primarily” as used in section 1329.3(e), of the proposed Georgia Avenue Commercial Overlay District:

“1329.3 The following uses are prohibited within the GA Overlay District:

“(e) Liquor store or other similar establishment which **primarily** sells alcoholic drinks for off-premises consumption;”

In lieu of the word “primarily”, greater clarity could be achieved in the Overlay if the following language from D.C. Official Code § 25-314(b)(4)(C) was adapted for the Overlay: “...the sale of alcoholic beverages constitutes no more than 15% of the total volume of gross receipts on an annual basis.”

Section 1329.3(e) would then read as follows:

“1329.3 The following uses are prohibited within the GA Overlay District:

“(e) Liquor store or other similar establishment in which the sale of alcoholic beverages for off-premises consumption constitutes more than 15% of the total volume of gross receipts on an annual basis;”

Thank you for your attention to this matter. Should you have any questions please feel free to contact me, or the Committee’s Deputy Legislative Director, Barry Weise, at 202-724-8178.

Sincerely,

JG/bw

cc: Commissioner Curtis Etherly, Jr., Esq
 Director Office of Planning, Harriet Tregoning

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CASE NO. 00-48
 EXHIBIT NO. 45 (ORIG)

ZONING COMMISSION
 District of Columbia
 CASE NO.06-48
 EXHIBIT NO.45