

## OFFICE OF DOCUMENTS AND ADMINISTRATIVE ISSUANCES

### ERRATA NOTICE

The Administrator of the Office of Documents and Administrative Issuances (ODAI), pursuant to the authority set forth in § 309 of the District of Columbia Administrative Procedure Act, approved October 21, 1968, as amended (82 Stat. 1203; D.C. Official Code § 2-559 (2016 Repl.)), hereby gives notice of a correction to the Notice of Final Rulemaking and Zoning Commission Order No. 19-14, issued by the Zoning Commission of the District of Columbia and published in the *D.C. Register* on July 3, 2020, at 67 DCR 8068, *et seq.*

The final rulemaking amended Subtitles C (General Rules), D (Residential House (R) Zones), E (Residential Flats (RF) Zones), F (Residential Apartment (RA) Zones), and X (General Procedures) of Title 11 (Zoning Regulations of 2016) of the District of Columbia Municipal Regulations (DCMR).

Among other changes, the final rulemaking revised Subtitle D §§ 306.4, 706.4, 1006.3, and 1206.4 and Subtitle E § 205.5 to clarify the applicable specific special exception criteria. The final rulemaking included erroneous references to Subtitle U § 5201, which does not exist, instead of to Subtitle D § 5201 or Subtitle E § 5201, as applicable.

Therefore, the final rulemaking is corrected to amend Subtitle D §§ 306.4, 706.4, 1006.3, and 1206.4 and Subtitle E § 205.5 to read as follows (the corrections to the final rulemaking are made below, with additions are shown in **bold and underline** text; deletions are shown in **~~bold and strikethrough~~** text):

#### **I. Amendments to Subtitle D, RESIDENTIAL HOUSE (R) ZONES**

**Subsection 306.4 of § 306, REAR YARD, of Chapter 3, RESIDENTIAL HOUSE ZONES – R-1-A, R-1-B, R-2, AND R-3, of Subtitle D, RESIDENTIAL HOUSE (R) ZONES, is amended by correcting the cross-reference to read as follows:**

306.4 A rear wall of a row or semi-detached building may be constructed to extend farther than ten feet (10 ft.) beyond the farthest rear wall of any adjoining principal residential building on any adjacent property if approved as a special exception pursuant to Subtitle X, Chapter 9, and subject to Subtitle ~~U~~ **D** § 5201 if applicable.

**Subsection 706.4 of § 706, REAR YARD, of Chapter 7, NAVAL OBSERVATORY RESIDENTIAL HOUSE ZONES – R-12 AND R-13, of Subtitle D, RESIDENTIAL HOUSE (R) ZONES, is amended by correcting the cross-reference to read as follows:**

706.4 A rear wall of a row or semi-detached building may be constructed to extend farther than ten feet (10 ft.) beyond the farthest rear wall of any adjoining principal residential building on any adjacent property if approved as a special exception pursuant to Subtitle X, Chapter 9, and subject to Subtitle ~~U~~ **D** § 5201 if applicable.

**Subsection 1006.3 of § 1006, REAR YARD, of Chapter 10, FOGGY BOTTOM RESIDENTIAL HOUSE ZONES – R-17, of Subtitle D, RESIDENTIAL HOUSE (R) ZONES, is amended by correcting the cross-reference to read as follows:**

1006.3 A rear wall of a row or semi-detached building may be constructed to extend farther than ten feet (10 ft.) beyond the farthest rear wall of any adjoining principal residential building on any adjacent property if approved as a special exception pursuant to Subtitle X, Chapter 9, and subject to Subtitle ~~U~~ D § 5201 if applicable.

**Subsection 1206.4 of § 1206, REAR YARD, of Chapter 12, GEORGETOWN RESIDENTIAL HOUSE ZONES – R-19 AND R-20, of Subtitle D, RESIDENTIAL HOUSE (R) ZONES, is amended by correcting the cross-reference to read as follows:**

1206.4 A rear wall of a row or semi-detached building may be constructed to extend farther than ten feet (10 ft.) beyond the farthest rear wall of any adjoining principal residential building on any adjacent property if approved as a special exception pursuant to Subtitle X, Chapter 9, and subject to Subtitle ~~U~~ D § 5201 if applicable.

## **II. Amendments to Subtitle E, RESIDENTIAL FLAT (RF) ZONES**

**Subsection 205.5 of § 205, REAR YARD, of Chapter 2, GENERAL DEVELOPMENT STANDARDS (RF), of Subtitle E, RESIDENTIAL FLAT (RF) ZONES, is amended by correcting the cross-reference as follows:**

205.5 A rear wall of a row or semi-detached building may be constructed to extend farther than ten feet (10 ft.) beyond the farthest rear wall of any principal residential building on any adjacent property if approved as a special exception pursuant to Subtitle X, Chapter 9, and subject to Subtitle ~~U~~ E § 5201 if applicable.

These corrections by this Errata Notice to the Notice of Final Rulemaking is non-substantive in nature and does not alter the intent, application, or purpose of the proposed rules. The rules are effective upon the original publication date of the Notice of Final Rulemaking of July 3, 2020.

Any questions or comments regarding this notice shall be addressed by mail to Victor L. Reid, Esq. Administrator, Office of Documents & Administrative Issuances, 441 4<sup>th</sup> Street, N.W., Suite 520S, Washington, D.C. 20001, email at [victor.reid@dc.gov](mailto:victor.reid@dc.gov), or via telephone at (202) 727-5090.