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 Section 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. 19-04, issued by the Zoning Commission of the District of Columbia and published in the *D.C. Register* on September 13, 2019, at 66 DCR 12137, *et seq.*

The final rulemaking amended Subtitles B (Definitions, Rules of Measurement, and Use Categories), C (General Rules), H (Neighborhood Mixed Use (NC) Zones), K (Special Purpose Zones), and U (Use Permissions) of Title 11 (Zoning Regulations of 2016) of the District of Columbia Municipal Regulations (DCMR).

Among other changes, the final rulemaking excluded "community renewable energy facilities" from the "Utility (basic)" use category in § 200.2(gg) of § 200 (Introduction), Chapter 2 (Use Categories) of Subtitle B (Definitions, Rules of Measurement, and Use Categories). This term had been used in the initial Notice of Emergency and Proposed Rulemaking in Z.C. Case No. 19-04 but was replaced by "community solar facilities" in the Notice of Final Rulemaking in that case. The Notice of Final Rulemaking inadvertently retained the outdated "community renewable energy facilities" in § 200.2(gg).

Therefore, the final rulemaking is corrected to amend § 200.2 to read as follows (the corrections to the final rulemaking are made below (additions are shown in **bold** and **underline** text; deletions are shown in **bold** and ~~**strikethrough**~~ text)):

I. Amendments to Subtitle B, DEFINITIONS, RULES OF MEASUREMENT, AND USE CATEGORIES

…

Subsection 200.2 of § 200, INTRODUCTION, of Chapter 2, USE CATEGORIES, is amended by …:

200.2 When used in this title, the following use categories shall have the following meanings:

(a) Agriculture, Large:

(1) The on site-cultivation …

…

(gg) Utility (basic):

(1) The commercial or governmental generation …

…

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(3) Examples include, but are not limited to: electrical sub-station, telephone exchange, optical transmission node, electronic equipment facility, sewer plant, water treatment plant, methods and facilities for renewable energy generation other than a community ~~**renewable energy**~~ **solar** facility, or utility pumping station; and

(4) Exceptions: This use category does not include a community ~~**renewable energy**~~ **solar** facility use or uses which would typically fall within the antennas or waste-related services use categories;

(hh) Waste-Related Services:

(1) A use involving …

This Errata Notice's correction 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 September 13, 2019.

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