

GOVERNMENT
OF
THE DISTRICT OF COLUMBIA

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ZONING COMMISSION

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PUBLIC HEARING

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#	IN THE MATTER OF:	
	Text Amendment to 11, DCMR	
	Chapter 30, 3004, Minutes	Case No.
	and Transcripts	10-15
#		

Thursday,
September 2, 2010

Hearing Room 220 South
441 4th Street, N.W.
Washington, D.C.

The Public Hearing of Case No.
10-15 by the District of Columbia Zoning
Commission convened at 6:30 p.m. in the
Office of Zoning Hearing Room at 441 4th
Street, N.W., Washington, D.C., 20001,
Anthony J. Hood, Chairman, presiding.

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ZONING COMMISSION MEMBERS PRESENT:

ANTHONY J. HOOD, Chairperson
KONRAD SCHLATER, Vice Chairperson
PETER MAY, Commissioner (NPS)
GREG SELFRIDGE, Commissioner
MICHAEL G. TURNBULL, FAIA,
Commissioner (AOC)

OFFICE OF ZONING STAFF PRESENT:

JAMISON WEINBAUM, Director
SHARON S. SCHELLIN, Secretary
DONNA HANOUSEK, Zoning Specialist

OFFICE OF PLANNING STAFF PRESENT:

JENNIFER STEINGASSER
MAXINE BROWN-ROBERTS
ARTHUR JACKSON

D.C. OFFICE OF THE ATTORNEY GENERAL PRESENT:

JACOB RITTIG, ESQ.
LORI MONROE, ESQ.

The transcript constitutes the minutes from the Public Hearing held on September 2, 2010.

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T-A-B-L-E O-F C-O-N-T-E-N-T-S

Proposed Action
Z.C. Case No. 10-15
Text Amendment to 11, DCMR
Chapter 30, 3004, Minutes
and Transcripts
Director Jamison Weinbaum7
Vote to Approve Case No. 10-15 (5-0-0). . . . 11

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P-R-O-C-E-E-D-I-N-G-S

6:33 p.m.

CHAIRPERSON HOOD: Good evening,
ladies and gentlemen. This is the public
hearing of the Zoning Commission of the
District of Columbia for Thursday, September
the 2nd, 2010.

My name is Anthony Hood. Joining
me are Vice-Chairman Konrad Schlater,
Commissioner Greg Selfridge, Commissioner
Peter May and Commissioner Mike Turnbull.
We're also joined by the Office of Zoning
staff under the leadership of Mr. Weinbaum.
Also the Office of Attorney General staff and
the Office of Planning staff under the
leadership of Mrs. Steingasser.

This proceeding is being recorded
by a court reporter. It is also webcast live.
Accordingly, we must ask you to refrain from
any disruptive noises or actions in the
hearing room.

There are two hearings tonight.

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1 The subject of the first hearing tonight is
2 Zoning Commission Case No. 10-15. This is a
3 request by the Office of Zoning for amendments
4 to the Zoning Regulations to remove all
5 references to meeting minutes and to make
6 other clarifications. Notice of that hearing
7 was published in the D.C. Register on July
8 16th, 2010 and copies of that announcement are
9 available to my left on the wall near the
10 door.

11 The subject of the second hearing
12 tonight is Zoning Commission Case No. 10-16.
13 This is a request by the Office of Planning
14 for amendments to the Zoning Regulations in
15 order to expand the authority to close open
16 arcades to allow SPWCR and C Zone Districts.
17 Notice of that hearing was published in the
18 D.C. Register on July 16th, 2010 and copies of
19 that announcement are available to my left on
20 the wall near the door.

21 Both hearings will be conducted in
22 accordance with the provisions of 11 DCMR 3021

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1 as follows: Preliminary matters,
2 presentations by the Office of Zoning in the
3 first case and by the Office of Planning in
4 the second case, reports of other government
5 agencies, reports of the ANC, organizations
6 and persons in support, organizations and
7 persons in opposition.

8 The following time constraints
9 will be maintained in these hearings:
10 Organizations, five minutes; individuals,
11 three minutes. The Commission intends to
12 adhere to the time limits as strictly as
13 possible in order to hear the cases in a
14 reasonable period of time. The Commission
15 reserves the right to change the time limits
16 for presentations if necessary and notes that
17 no time shall be ceded.

18 The decision of the Commission in
19 this case must be based exclusively on the
20 public record. To avoid any appearance to the
21 contrary, the Commission requests that persons
22 present not engage the members of the

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1 Commission in conversation during a recess or
2 any time. The staff will be available
3 throughout the hearing to discuss procedural
4 questions.

5 Please turn off all beepers and
6 cell phones at this time so not to disrupt
7 these proceedings.

8 At this time the Commission will
9 consider any preliminary matters.

10 Ms. Schellin, does the staff have
11 any preliminary matters?

12 MS. SCHELLIN: No, sir.

13 CHAIRPERSON HOOD: Thank you very
14 much.

15 Okay. We will proceed with Zoning
16 Commission Case No. 10-15, and that's going to
17 be the presentation by Director Weinbaum.

18 You may proceed.

19 DIRECTOR WEINBAUM: Thank you,
20 Chairman.

21 Members of the Commission, this is
22 a very short presentation. I'll just

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1 reiterate what you have in the papers that
2 you've been given.

3 Essentially what we're asking is
4 for changes to the Zoning Regulations that
5 will allow us to do away with the requirement
6 that minutes be kept. The idea when this
7 provision was put in here was at the time
8 there was no transcripts which were kept. As
9 well, we did not have the technology we have
10 today which allows for individuals to watch
11 the hearings live as well as to access the
12 video archives that we keep on our web site.
13 Keeping the minutes is something that is a
14 substantial amount of staff time that we've
15 been using for other purposes and we've
16 tracked it and we haven't had anybody, you
17 know, for years who has come in to actually
18 see the minutes, which is kept in binders in
19 our office, taking up shelves and shelves.

20 So, it just didn't seem to be the
21 best use of our time in light of where we are
22 with technology and other means of accessing

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1 the information. So, as a matter of being
2 obviously in compliance with the regulations,
3 it seemed that these amendments would be
4 important to keeping with our stating goals.

5 That's my presentation. I'll
6 entertain any questions.

7 CHAIRPERSON HOOD: Thank you very
8 much, Director Weinbaum.

9 Commissioners, any questions,
10 concerns?

11 (No audible response.)

12 CHAIRPERSON HOOD: I think this is
13 a long time coming. This discussion actually
14 has been had for some years and I'm glad to
15 see that now the office is moving forward with
16 basically using the transcripts in place.

17 I was getting ready to make a
18 motion to approve it, but let me go on. Let
19 me do the right thing here.

20 Okay. Did we have any reports of
21 any other government agencies on this? Office
22 of Planning?

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1 MS. BROWN-ROBERTS: We'd stand on
2 the record.

3 CHAIRPERSON HOOD: Stand on the
4 record?

5 MS. BROWN-ROBERTS: Yes. Yes.

6 CHAIRPERSON HOOD: Okay. Good.
7 Okay. What about any other
8 government agencies?

9 (No audible response.)

10 CHAIRPERSON HOOD: Okay. Anyone
11 here from any of the ANCs that would like to
12 testify on this?

13 (No audible response.)

14 CHAIRPERSON HOOD: Okay. Any
15 organizations or persons in support?

16 (No audible response.)

17 CHAIRPERSON HOOD: Organizations
18 or persons in opposition?

19 (No audible response.)

20 CHAIRPERSON HOOD: Seeing none,
21 Commissioners, I think this is ready for our
22 approval. I think it's a long time coming, as

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1 I stated. I would move approval of Zoning
2 Commission Case No. 10-15 and accept the
3 reports of both the Office of Zoning and
4 Office of Planning as substantive to move in
5 that direction and ask for a second.

6 VICE-CHAIRMAN SCHLATER: Second.

7 CHAIRPERSON HOOD: It's been moved
8 and properly seconded. Any further
9 discussion?

10 (No audible response.)

11 CHAIRPERSON HOOD: All those in
12 favor? Aye.

13 VICE-CHAIRMAN SCHLATER: Aye.

14 COMMISSIONER MAY: Aye.

15 COMMISSIONER TURNBULL: Aye.

16 COMMISSIONER SELFRIDGE: Aye.

17 CHAIRPERSON HOOD: Not hearing any
18 opposition, Ms. Schellin, would you please
19 record the vote?

20 MS. SCHELLIN: Yes, staff records
21 the vote five to zero to zero to approve
22 proposed action in Zoning Commission Case No.

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1 10-15. Commissioner Hood moving; Commissioner
2 Schlater seconding; Commissioners Selfridge,
3 Turnbull and May in support.

4 (Whereupon, the hearing was
5 concluded at 6:39 p.m.)

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