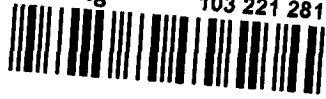


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(5)

COUNCIL OF THE DISTRICT OF COLUMBIA


NOTICE

D.C. LAW 10- 235

"District of Columbia Comprehensive Plan Act of 1984 Land Use Amendment Act of 1994".

Pursuant to Section 412 of the District of Columbia Self-Government and Governmental Reorganization Act, P.L. 93-198 "the Act", the Council of the District of Columbia adopted Bill No. 10-689 on first and second readings, November 1, 1994 and December 6, 1994, respectively. Following the signature of the Mayor on December 27, 1994, this legislation was assigned Act No. 10-378, and published in the January 6, 1995, edition of the D.C. Register (Vol. 42 page 30) and transmitted to Congress on February 3, 1995 for a 30-day review, in accordance with Section 602(c)(1) of the Act.

The Council of the District of Columbia hereby gives notice that the 30-day Congressional Review Period has expired, and therefore, cites this enactment as D.C. Law 10-235, effective March 21, 1995.


DAVID A. CLARKE
Chairman of the Council

Dates Counted During the 30-day Congressional Review Period:

Feb. 3,6,7,8,9,10,13,14,15,16,21,22,23,24,27,28

Mar. 1,2,3,6,7,8,9,10,13,14,15,16,17,20

AN ACT

D.C. ACT 10-378

Codification
District of Columbia Code
(1995 Supplement)

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

DECEMBER 27, 1994

To amend section 7 of the District of Columbia Comprehensive Plan Act of 1984 Land Use Element Amendment Act of 1984 to exempt from zoning, governmental uses that were either existent or substantially planned, documented, or invested in prior to May 23, 1990, and to exempt from zoning, the governmental use that exists at the residential treatment and special education facility located at 3050 R Street, N.W.; and to amend section 6 of the Comprehensive Plan Act of 1984 Land Use Element Amendment Act of 1984 to revise permit issuance restrictions affecting universities and other institutions subject to the campus plan process.

BE IT ENACTED BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this act may be cited as the "District of Columbia Comprehensive Plan Act of 1984 Land Use Amendment Act of 1994".

Sec. 2. The District of Columbia Comprehensive Plan Act of 1984 Land Use Element Amendment Act of 1984, effective May 23, 1990 (D.C. Law 8-129; D.C. Code § 1-247 *et seq.*), is amended as follows:

Section
1-250

(1) Section 7(a) (D.C. Code § 1-250(a)) is amended to read as follows:

"(a)(1) Except as provided in paragraphs (2) and (3) of this subsection, the government shall be subject to zoning.

"(2) Any governmental land uses that were either existent or substantially planned, documented, and invested in prior to May 23, 1990, shall not be subject to zoning.

"(3) The use of government-owned property on Lot 276 in Square 1282, which is located at 3050 R Street, N.W., as a residential treatment and special education facility for not more than 24 emotionally disturbed children, ages 6 to 12 years, and as a treatment and special education facility for not more than 15 emotionally disturbed children, ages 6-12, who do not reside at the facility, shall not be subject to zoning."

(2) Section 6(c) (D.C. Code § 1-249(c)) is amended to to read as follows:

Section
1-249

"(c) When a major new building proposed for a college or university campus, and included in its campus plan, is instead moved off campus, the college or university must submit the plans for the review and approval of the Board of Zoning Adjustment as a specific amendment to its campus plan, limited to review of the change affecting that specific

site, before the college or university may substitute another major new building for that campus plan site. For purposes of this subsection, a major new building is defined as one specifically identified in the campus plan. Further, in order for the community to know as quickly as possible the substitute plans for the site, the review and approval of the new plans are to be done on an expedited basis. If the campus plan site is to remain vacant, or if the existing uses on that site are to remain, then the college or university is required to provide each affected advisory neighborhood commission with written notice of that decision within 30 days of the college's or university's decision for movement. In such event, no further review by the Board of Zoning and Adjustment is required."

Sec. 3. In response to the resolution adopted by the National Capital Planning Commission on November 3, 1994, which certified finding of federal interest impact of the Comprehensive Plan Amendments Act of 1994, effective October 6, 1994 (D.C. Law 10-193; 41 DCR 5536 *et seq.*), the Council, pursuant to section 203(a) of the District of Columbia Self-Government and Governmental Reorganization Act of 1973, approved December 24, 1973 (87 Stat. 779; D.C. Code § 1-2002(a)), amends section 2(a)(1)(G)(ii) of the Comprehensive Plan Amendments Act of 1994, which amends the definition of "Central Employment Area" in section 107 of the Comprehensive Plan for the National Capital, as follows:

(1) By striking the phrase "19th Street, N.W., north along 19th Street, N.W., to F Street, N.W., west on F Street, N.W., to 20th Street, N.W., north along 20th Street, N.W., to Pennsylvania Avenue, N.W., west along Pennsylvania Avenue, N.W., to 21st Street, N.W.," and;

(2) By inserting in its place the phrase "23rd Street, N.W., north along 23rd Street, N.W., to Virginia Avenue, N.W., southeast along Virginia Avenue, N.W., to 22nd Street, N.W., to the northern lot line of 2121 Virginia Avenue, N.W., east along the northern lot line of 2121 Virginia Avenue, N.W., to the eastern lot line of 2121 Virginia Avenue, N.W., south along the eastern lot line of 2121 Virginia Avenue, N.W., to E Street, N.W., east along E Street, N.W., to 21st Street, N.W., north along 21st Street, N.W., to the northern edge of the rear lot line of the American Red Cross Building on Lot 834 in Square 104, east along the rear lot line of the American Red Cross Building to 20th Street, N.W., south along 20th Street, N.W., to the northern edge of the rear lot line of the Associated General Contractors of America ("AGC") building on Lot 835 in Square 122, east along the rear lot line of the AGC building to 19th Street, N.W., north along 19th Street, N.W., to F Street, N.W., west on F Street, N.W., to 20th Street, N.W., north along 20th Street, N.W., to Pennsylvania Avenue, N.W., west along Pennsylvania Avenue, N.W., to 22nd Street, N.W., north along 22nd Street, N.W. to K Street, N.W., east along K Street, N.W., to 21st Street, N.W."

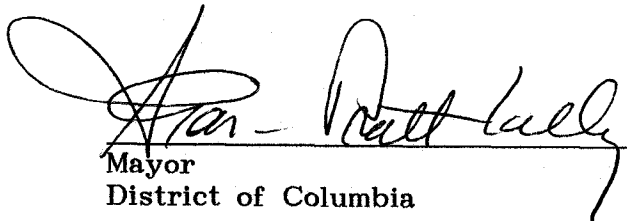
Sec. 4. (a) Section 7(c) of the District of Columbia Comprehensive Plan Act of 1984, effective October 6, 1994 (D.C. Law 10-193; 41 DCR 5914), is amended by striking the number "60" and inserting the number "210" in its place.

(b) Section 7(b) of the District of Columbia Comprehensive Plan Act of 1984 Land Use Element Amendment Act of 1984, effective October 6, 1994 (D.C. Law 10-193; 41 DCR 5916) is amended by striking the phrase "1 year" and inserting in its place the phrase "16 months".

Sec. 5. This act shall take effect after a 30-day period of Congressional review following approval by the Mayor (or in the event of veto by the Mayor, action by the Council of the District of Columbia to override the veto) as provided in section 602(c)(1) of the District of Columbia Self-Government and Governmental Reorganization Act, approved December 24, 1973 (87 Stat. 813; D.C. Code § 1-233(c)(1)), and publication in either the District of Columbia Register, the District of Columbia Statutes-at-Large, or the District of Columbia Municipal Regulations.



Chairman
Council of the District of Columbia



Mayor
District of Columbia

APPROVED: December 27, 1994



COUNCIL OF THE DISTRICT OF COLUMBIA

Council Period Ten

RECORD OF OFFICIAL COUNCIL VOTE

DOCKET NO: B10-689

X Item on Consent Calendar

X ACTION & DATE: Adopted First Reading, 11-1-94

X VOICE VOTE: Approved

Recorded vote on request

Absent: Barry

ROLL CALL VOTE - RESULT

Table with 16 columns: COUNCIL MEMBER, AYE, NAY, N.V., A.B. and 4 rows of member names: CHMN. CLARKE, BARRY, BRAZIL, CHAVOUS, CROPP, EVANS, JARVIS, LIGHTFOOT, MASON, NATHANSON, RAY, SMITH, JR., THOMAS, SR.

X - Indicates Vote A.B. - Absent N.V. - Present, not voting

CERTIFICATION RECORD

Signature of Secretary to the Council

Secretary to the Council

Date: December 13, 1994

Date

Item on Consent Calendar

X ACTION & DATE: Adopted Final Reading, 12-6-94

X VOICE VOTE: Approved

Recorded vote on request

Absent: Thomas

ROLL CALL VOTE - RESULT

Table with 16 columns: COUNCIL MEMBER, AYE, NAY, N.V., A.B. and 4 rows of member names: CHMN. CLARKE, BARRY, BRAZIL, CHAVOUS, CROPP, EVANS, JARVIS, LIGHTFOOT, MASON, NATHANSON, RAY, SMITH, JR., THOMAS, SR.

X - Indicates Vote A.B. - Absent N.V. - Present, not voting

CERTIFICATION RECORD

Signature of Secretary to the Council

Secretary to the Council

Date: December 13, 1994

Date

Item on Consent Calendar

ACTION & DATE:

VOICE VOTE:

Recorded vote on request

Absent:

ROLL CALL VOTE - RESULT

Table with 16 columns: COUNCIL MEMBER, AYE, NAY, N.V., A.B. and 4 rows of member names: CHMN. CLARKE, BARRY, BRAZIL, CHAVOUS, CROPP, EVANS, JARVIS, LIGHTFOOT, MASON, NATHANSON, RAY, SMITH, JR., THOMAS, SR.

X - Indicates Vote A.B. - Absent N.V. - Present, not voting

CERTIFICATION RECORD

Secretary to the Council

Date