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**PROPOSED CLOSING OF A PORTION OF 45<sup>TH</sup> STREET, NE AND  
DEDICATION OF LAND FOR STREET PURPOSES (45<sup>TH</sup> STREET, NE)  
IN SQUARES 5138 AND 5139 (S.O. 04-8272)  
Washington, D.C.**

**Delegated Action of the Executive Director**  
July 2, 2004

Pursuant to delegations of authority adopted by the Commission on October 3, 1996, I comment favorably on the proposed closing of a portion of 45<sup>th</sup> Street NE, located adjacent to Square 5138 and dedication of land for street purposes (45<sup>th</sup> Street, NE) in Squares 5138 and 5139 (S.O. 04-8272), as shown on NCPC Map File No. 81.00(44.40)-41381.

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The D.C. Surveyor's office has filed, on behalf of the Washington Metropolitan Area Transit Authority (WMATA) and the contract purchaser and developer, an application for the closing of a portion of 45<sup>th</sup> Street located adjacent to Square 5138, and dedication of land for street purposes (45<sup>th</sup> Street, NE) in Squares 5138 and 5139. The proposed action is resulting from the realignment of 45<sup>th</sup> Street at Benning Road, NE, which was completed more than 25 years ago when the original Benning Road Metrorail Plaza was constructed. A portion of the former right-of-way that was abandoned at that time will be transferred, along with additional property in Square 5138, by WMATA to Benning 45 LLC Properties for the development of a small office building. A portion of square 5139 that was incorporated into the revised right-of-way will be dedicated for street purposes. The proposed closing would not be inconsistent with the Comprehensive Plan and would not have an adverse impact on the federal interest.

The Coordinating Committee reviewed the proposal on June 16, 2004. The proposal was coordinated by all agencies represented, except the District of Columbia Office of Planning. The representative for DCOP requested additional time to review the proposal. Subsequent to the meeting, the representative for DCOP concurred in the coordination of this proposal.

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Patricia E. Gallagher, AICP  
Executive Director