

# **Exhibit 235**

**To:** Chip Glasgow (norman.glasgowjr@hklaw.com)[norman.glasgowjr@hklaw.com]  
**Cc:** Anthony Lanier[alanier@eastbanc.com]  
**From:** Werner, Ruth (COUNCIL)  
**Sent:** Thur 10/1/2015 4:16:25 PM (UTC)  
**Subject:** FW: Request for and circulation of emergency legislation to be placed on the October 6, 2015 legislative meeting agenda.  
[N Stree Village TOPA Clarifaction TEMP DRAFT.docx](#)  
[N Stree Village TOPA Clarifaction EMER DRAFT.docx](#)  
[N Street Village TOPA Clarification DEC DRAFT.docx](#)  
[Service Station Amendment EMER DRAFT.docx](#)  
[Service Station Amendment DEC DRAFT.docx](#)

Chip-

Per our conversation, see attached. This is just a draft to meet the notice deadline of today at noon.

Ruth

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**From:** Werner, Ruth (COUNCIL)  
**Sent:** Thursday, October 01, 2015 12:00 PM  
**To:** Members and Staff (COUNCIL)  
**Cc:** Gracyalny, Patricia (OCFO); Droller, Aaron (OCFO); Christian, Hassan (EOM)  
**Subject:** Request for and circulation of emergency legislation to be placed on the October 6, 2015 legislative meeting agenda.

**COUNCIL OF THE DISTRICT OF COLUMBIA**  
**The John A. Wilson Building, 1350 Pennsylvania Avenue, N.W.**  
**Washington, D.C. 20004**

**Memorandum**

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**To:** Chairman Phil Mendelson  
**From:** Councilmember Jack Evans  
**Date:** October 1, 2015  
**Subject:** Request for and circulation of emergency legislation to be placed on the October 6, 2015 legislative meeting agenda.

I am writing to request the following emergency legislation be placed on the agenda for the legislative meeting on October 6, 2015. Draft copies of the legislation are attached.

- N Street Village, Inc. Tax and TOPA Emergency Amendment Declaration Resolution of 2015
- N Street Village, Inc. Tax and TOPA Exemption Clarification Emergency Amendment Act of 2015
- N Street Village, Inc. Tax and TOPA Exemption Clarification Temporary Amendment Act of 2015

This measure would clarify the TOPA exemption included in the permanent version of the legislation, passed by the Council in 2014, and effective as of March 11, 2015 (D.C. Law 20-229; 62 DCR 4500) is not subject to funding. The renovation project for N Street Village has been approved by HFA and DHCD for tax credits with a pending closing. Part of the transaction includes a long term lease to a tax credit entity that would otherwise trigger TOPA obligations. Emergency legislation is necessary to clarify that the applicability clause should only apply to the sections with a fiscal effect that has not been covered in a budget and financial plan, so that the project can proceed on schedule.

- Gas Station Advisory Board Emergency Amendment Declaration Resolution of 2015
  - Gas Station Advisory Board Emergency Amendment Act of 2015
- RECORD - 0001768

This measure would amend the Retail Services Station Act of 1976 to provide clarity to certain prohibitions regarding a service station that was in the process of being discontinued or converted. This emergency legislation would ensure that recent amendments to the Retail Services Station Act of 1976 do not prevent economic or property development outside the intent of those amendments.

I welcome your support for this legislation. If you have any questions, please feel free to contact me or Ruth Werner on my staff.

cc: Members, Council of the District of Columbia  
Office of the Secretary  
Office of the General Counsel  
Office of the Budget Director