



**District of Columbia Government
Advisory Neighborhood Commission 6A
Agenda for February 10, 2011**



2nd Thursdays at 7pm, Miner Elementary, 601 15th St., NE
Public Meeting - All Are Welcome to Attend

- 7:00 pm **Call to order, Adopt Agenda, Approve previous meeting's minutes and the minutes of the Dec. 2010 meeting** *pg. 3*
- 7:05 **Community Presentation: DC Clean Rivers Project on the Long Term Control Plan/Combined Sewer Overflow Project, a principal tool in cleaning up the Anacostia River**
- 7:15 **Community Comments** (2 minutes each)
- 7:20 **Officer Reports:**
Chair (2 minutes)
Vice-Chair (2 minutes)
Secretary (2 minutes)
Treasurer (2 minutes) *pg. 28*
1. Approve treasurer's report and previous month's disbursements
 2. 1st Quarter FY11 Financial Report
 3. Bank Supplies
- 7:30 **Single Member District reports** (2 minutes each)
- Standing Committee Reports:**
- 7:40 **Community Outreach** *pg. 34*
1. Approve committee report
 2. Next meeting - 7:30pm, Feb. 21, 2011 (3rd Monday)
- 7:45 **Alcohol Beverage Licensing** *pg. 36*
1. Approve committee report
 2. **Recommendation:** ANC 6A approve revised Voluntary Agreement
 3. Next meeting - 7pm, Feb. 15, 2011 (3rd Tuesday)



**District of Columbia Government
Advisory Neighborhood Commission 6A
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2nd Thursdays at 7pm, Miner Elementary, 601 15th St., NE
Public Meeting - All Are Welcome to Attend

8:00 Transportation and Public Space Committee pg. 44

1. Approve committee report
2. **Recommendation:** ANC 6A send letter of support for 2011 National Marathon (with a committee quorum)
3. **Recommendation:** ANC 6A send letter of support for snow removal legislation - the Winter Sidewalk Safety Amendment Act of 2011 (without a committee quorum)
4. Next meeting - 7pm, Feb. 21, 2011 (3rd Monday)

8:15 Economic Development and Zoning pg. 50

1. Approve committee report
2. **Recommendation:** ANC 6A support the special exception request to expand a non-conforming court in BZA #18171
3. **Recommendation:** ANC 6A support the variance request for setback requirements and lot occupancy to build a rear garage in BZA #18173
4. **Recommendation:** ANC 6A oppose the request for a variance from lot occupancy requirements to build a garage and garage roof deck if BZA Case #18170 is not postponed by the 2/10/11 ANC hearing
5. **Recommendation:** ANC 6A approve the 2011 ED&Z Goals
6. Next meeting - 7pm, Feb. 16, 2011 (3rd Wednesday)

8:30 Unfinished Business

8:35 New Business

8:40 Community Comments Round II, time permitting (2 minutes each)

8:50 Adjourn



Advisory Neighborhood Commission 6A Meeting Minutes for December 9, 2011



Advisory Neighborhood Commission 6A Minutes Miner Elementary School December 9, 2010

Present: Commissioners Alberti, Beatty, Holmes, Mack, Marshall (arrived late), Robinson, and Ronneberg
Absent: Commissioner Schultheiss

The meeting was convened at 7:03 p.m.

1. Agenda

The agenda was accepted as presented without objection.

2. Minutes

The minutes of the November meeting were adopted without objection.

3. Community Presentations

National Park Service

Dr. Joy Kinnard of the National Park Service gave a presentation on the role of the Park Service in managing local parks—Folger, Lincoln, Marion and Stanton Parks. She said that Phase 2 of the restoration of the walks in Lincoln Park will be completed in the spring of 2011, and said there would be a Mary McLeod Bethune birthday celebration in the park on July 10, 2011. She also said there is a volunteer program for the four parks, as well as a Roving Ranger program. She said that her office is in charge of permits for the usage of the park and gave her phone number, 202/673-2402, and her e-mail, joy_kinnard@nps.gov.

Options School

Ms. Beatty said that the Options School was within her SMD, and she has seen some improvements within the last couple of months on the problems her community has been having with behavior by students at the school, to the point where MPD has had to intervene on several occasions. She introduced Dr. Montgomery, the school's executive director, and Robert Allen, its principal.

Dr. Montgomery began with the school's history, saying that it is the City's oldest charter school, starting with at-risk, under-achieving students as part of the Children's Museum. It moved to its current location in 2004. It now also has an honors program, with challenging programs for college-bound students. This year it held its first graduation, with the majority of its students going to college.

However, it still serves students on the other end of the spectrum, including students with brain-damage and learning disabilities. This year they accepted 30 students with conduct disorder and oppositional defiance and emotional disturbance. Most students, she said, are doing very well. The special needs students have transferred from non-public schools, some out of the City that the District has paid for in the past and this year a decision was made to serve them in DC. However, their aggression has increased and the school is not serving them well. They have been assessed and



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require a more therapeutic environment with therapy, substance abuse counseling and a smaller setting.

She said the school had taken a group of positive steps:

- Hired more behavioral counselors and other personnel.
- Discussed dismissal plans to get the students all the way to H Street.
- Contracted for three buses, for pick-up and drop-off at various bus sites.
- Because of the cost of bus rental, they will not be able to continue affording them and are looking to buy a bus and hire two part-time drivers, at a cost of \$150,000.
- They plan a town hall meeting with school parents.
- They have met with MPD and gave their suggestions for increasing neighborhood safety.
- They are opening a new site on January 4th, and will have professional development courses, an open house for parents and the community. The new site is at 1501 11th Street NW.

Ms. Beatty thanked the leadership at Options for being responsive and really taking action.

4. Community Comment

AppleTree School

Liz Patton spoke, saying she represented a group of 6A residents who feel that it is not true that the neighborhood does not want the school at that location. She said she had moved from a Brooklyn brownstone to the Hill and had found a waiting list at Maury School and looked into other schools and looked into AppleTree and was told they were opening a Capitol Hill location. She said that parents want to be able to walk their children to school. She said there's a perception that there's no need for the school, but there are many parents who want to send their children to the school. She presented a group of letters written by local parents in support of the school.

PEPCO - Smart Meters

Diana Cooper, a regional vice president of PEPCO, presented preliminary information on the upcoming installation of Smart Meters, new electric meters, which, according to Cooper, will increase the reliability of information availability, fewer estimated bills, and more detailed energy use information. She said the switch of meters will begin in October, and she will return when the time draws closer. She said that more information is available at PEPCO's web site, pepco.com or at 202/872-2477.

5. Officers' Reports

Treasurer

Mr. Alberti presented the Treasurer's Report. It shows that the opening checking account balance was 22,751.05 and the savings account balance was \$4,202.84. There was an interest payment to the savings account of \$.36. There were disbursements of \$200 to Heather Schoell for the November Agenda package (Check #1486); \$391.13 to FedEx Office (Oct '10) (Check #1487), and \$180 to Roberta Weiner for taking and transcribing the October 2010 minutes (Check #1488); leaving a balance of



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\$20,410.89 in the checking account and \$4,203.20 in the savings account. **Motion:** Mr. Alberti moved/Ms. Beatty seconded a motion to approve the disbursements. It passed without objection. **Motion:** Mr. Alberti moved/Ms. Beatty seconded a motion to accept the Treasurer's Report. It passed without objection.

Motion: Mr. Alberti moved/Mr. Holmes seconded a motion that \$600 be approved for copying for ANC materials, and that up to \$60 be approved for copying for each Committee's materials and each SMD's materials for the next month. The motion was accepted without objection.

6. SMD Reports

Dr. Ronneberg reported that the ANC had lost its appeal of the 7-11 case. He said the BZA held that the current operations of the establishment could not be used to show that the Zoning Administrator erred. He also said that the Atlas Room was now open and had been well-reviewed, that Smith Commons would soon open on H Street, and that the new bike station at 11th and H may be moved to 10th and H Streets.

Ms. Beatty reported that she continues to work with the Options School. She also said that she served on the Commission for six years, and she has been honored to work on the ABC issues and work with her colleagues.

Mr. Holmes said he would welcome the AppleTree School in his SMD or in any SMD in the Commission, and he has listed many alternative site the school could use, but he will not welcome it on 12th Street where it is inappropriate.

Ms. Mack said she is entering her fifth term and plans to continue listening to her constituents and serving them.

Mr. Robinson extended his congratulations to Lia Veenendaal-Selck, his successor as the representative of 6A08. He said it was a pleasure serving on the ANC, and as Chair.

7. Committee Reports

Community Outreach

The report of the Community Outreach Committee was accepted without objection.

Alcohol Beverage Licensing

No License Protest

Motion: Ms. Beatty moved/Ms. Mack seconded a motion to accept the Committee's recommendation to not protest the license renewals of SOVA, Chapter II (Fruit Bat) or Rose's Dream. The motion passed without objection.



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Rose's Dream

Motion: Ms. Beatty moved/Dr. Ronneberg seconded a motion to accept the Committee's recommendation to protest the application of Rose's Dream for a substantial change to its license unless they have an amended, signed and approved voluntary agreement by December 20. Ms. Beatty said that Rose's Dream wants a substantial change in order to open a rooftop garden, seating 40 people, with no music and no dining. She said the proposed voluntary agreement is the same as that negotiated with XII, without the language on dining, and that instead of a three-month pilot on hours, the hours will be set at 10 p.m. on weekdays, and weekends until 11 p.m. The other clauses about no amplified sound; signs about silent departure; and a fence, wall, or other barrier to mitigate sound would be the same.

Mr. Holmes asked whether Mr. Schultheiss had signed off on the hours, as it's his SMD, and Ms. Beatty responded that he had helped design the clause in the XII VA, and should have no objection. Mr. Holmes responded that he is nervous because it's on the north side of H Street where there's less space, and that he would abstain. The motion passed 3-0-3, with Ms. Mack, Mr. Holmes and Mr. Alberti not voting.

XII

Dr. Ronneberg reported that he attended a roll-call hearing at ABRA for XII, and the ANC is the only protestant in the case. The other group that planned to protest did not appear. He said he had attended a mediation committee meeting at which XII owner Bernard Gibson was present. Mr. Alberti was out of the room for the discussion of XII. **Motion:** Ms. Beatty moved/Mr. Holmes seconded a motion to authorize Adam Healy and Dr. Ronneberg to represent the ANC in this matter. The motion passed without objection.

Transportation Committee

Oasis Construction Fence

Motion: Dr. Ronneberg moved/Ms. Beatty seconded a motion that the ANC accept the Committee's recommendation to send a letter to DDOT regarding the construction fence blocking public space around Capitol Hill Oasis town homes.

Dr. Ronneberg reported that Commissioner-elect Adam Healy has been working with DDOT to remove a construction fence that surrounds a construction site at 12th Street and Florida Ave. NE, which apparently has no purpose. DDOT has apparently moved the Florida Ave. section of the fence but not the section on 12th Street, and the letter should be sent to make certain the fence is moved. The motion passed without objection.

H Street Circulator Bus Route

Motion: Mr. Holmes moved/Ms. Beatty seconded a motion to accept the Committee's recommendation to send a letter of support to DDOT regarding a proposed Circulator bus line to serve the H Street corridor.

A Circulator Planning Study has recommended a proposed Circulator bus linking the H Street corridor with U Street and Adams Morgan. The motion passed without objection.



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The report of the Committee was accepted without objection.

Economic Development and Zoning Committee

Vacant Properties

Dr. Ronneberg reported that DCRA has a pilot web site showing all the vacant properties in the Mt. Vernon Triangle area on a map, and listing exemptions by property. He said that it was similar to what the ANC had done on its own, and said the Committee had voted to ask the ANC to send a letter asking DCRA to include 6A properties in the next phase of the pilot. **Motion:** Dr. Ronneberg moved/Mr. Holmes seconded a motion to accept the Committee's recommendation to send a letter to DCRA requesting that vacant properties within its boundaries be included in the next phase of the pilot program to map vacant properties and list their exemptions on a DCRA website. The motion passed without objection.

Framework for Considering Zoning Cases

Dr. Ronneberg presented a draft Framework for Considering Zoning Cases that has been prepared by the EDZ Committee to be used by Committee members and applicants to help them understand how the zoning process and Committee procedures work.

Mr. Alberti commended the Committee for its efforts and suggested that it looks at the paper once a year to see whether it is adhering to the process. Dr. Ronneberg said that it can be done in January when Committee goals are submitted. Mr. Robinson said he continues to have concerns that the Committee serves as a mini-BZA, that the Committee has made certain that there is a robust discussion of cases, but the community has to be included in the discussion.

Motion: Dr. Ronneberg moved/Ms. Beatty seconded a motion to accept the Committee's recommendation that ANC 6A approve the ED&Z Framework for Considering Zoning Cases. The motion passed without objection.

The report of the Committee was accepted without objection.

8. Unfinished Business

Use of ANC Logo

Mr Robinson withdrew the discussion of the use of the ANC logo on campaign materials and suggested it should be moved forward to a later date.

9. New Business

January Meeting

Motion: Mr. Holmes moved/Mr. Alberti seconded a motion that the January meeting of the ANC convenes at Miner School at 7:00 p.m. on January 13, 2011. The motion passed without objection.



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By-laws Update

Mr. Holmes notified the Commission that the motion to adopt by-laws for the next term will be presented in January but that corrections of grammatical errors, numbers out of appropriate sequence, and erroneous punctuation will be included in the bylaw motion presented to the Commission, if he is recognized to make that motion.

He said it would be his intention to present several minor changes in the by-laws to the Commission in February after all Commissioners have had a chance to peruse the proposed changes.

Thanks to Retiring ANC Members

Motion: Mr. Holmes moved/Ms. Mack seconded a motion that ANC 6A express its appreciation for the public service provided to the community by the retiring ANC 6A Commissioners, that their many hours devoted to the needs of their neighbors be acknowledged, and our thanks and best wishes go with them. The motion passed without objection.

Name of Rosedale Recreation Center

Motion: Ms. Mack moved/Ms. Beatty seconded a motion by Ms. Mack: As the re-elected ANC Commissioner of the Ward 6A07 Rosedale Community, I would like to make a motion that the current name of the Rosedale Community Center remain as it is. The current name has a rich historical and geographical significance to the neighbors of Rosedale. In addition, the name change is being advocated by people outside the Rosedale community, and without first notifying the ANC 6A07 Commissioner.

Parties who are interested in proposing a change in the name of the Rosedale Community Center must formally bring their intent before the ANC 6A07 Commissioner. The Single Member District ANC Commissioner of 6A 07 will be given sufficient time to allow the Rosedale Community to respond to the matter at hand. In answer to a question, Ms. Mack said she does not know the name they want to use. Ms. Beatty suggested that the ANC might want to send a letter of support just saying that the ANC should have input. Ms. Mack said she would accept that addition as a friendly amendment. The motion passed without objection.

AppleTree School

Ms. Beatty said that she and Ms. Mack had not been present at the meeting last month when the ANC voted to appeal the granting of construction permits to AppleTree. She said there is a large proportion of people who want the school in the ANC. She said it is hypocritical of people who talk about limiting bars and then vote to approve them, and then vote against schools. She said there's enough interest in the school by people living in the area to support it. For five years, she continued, the ANC has been told that it's wrong, and it's become mean spirited and there are attacks against her. She then said the ANC should vote to overturn last month's action, and pointed out how many constituents were at the meeting in support of the school. **Motion:** Ms. Beatty moved/Ms. Mack seconded a motion that the ANC withdraw its appeal of the BZA permits granted to AppleTree.

Dr. Ronneberg said he had voted to support the previous motion because AppleTree has had two years to develop the property and they haven't done it.



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Mr. Holmes said that he would be delighted to have AppleTree in the neighborhood. He said there are empty lots and AppleTree has plenty of money to build a new school. He pointed out that there was a playground three blocks away, and that the original proposal was for 93 people to occupy this small rowhouse.

Mr. Alberti said he agrees with Mr. Holmes and Dr. Ronneberg. He said it wasn't until 2006 that the City took action, and the Zoning Commission laid out requirements for lot size areas, and that experts say the location is not good.

Ms. Mack said that while there's all this conversation about alternative locations, the ANC has been looking for an office and hasn't been able to find it.

Mr. Russell, the Executive Director of the school said that the window for construction started when BZA upheld the decision.

Margaret Holwill said that she has been involved for 5½ years and the time began running in 2007; beginning October 26, 2007, AppleTree should have received no more than three six-month extensions. She said that the previous ANC vote was just demanding that DC uphold its own laws. Ms. Beatty responded that it's all smoke and mirrors because DC is upholding its own laws by permitting the construction to move forward.

Mr. Alberti mentioned the number of cars on the street, and a resident responded that because it's a residential block it's unfair to ask AppleTree how many potential families will walk and how many will drive. Another resident commented that most schools are on residential blocks.

Ms. Nelson commented that student rolls for all charter schools are filled by lottery, not by residential proximity.

Mr. Robinson said that it is time for the Commission to get out of the way and let the school proceed and be a good neighbor to the school. Mr. Holmes reiterated that it's a 36' wide rowhouse in the middle of a block of rowhouses. The motion passed 4-3, with Mr. Alberti, Dr. Ronneberg and Mr. Holmes in opposition.

The meeting was adjourned at 8:45 p.m.



Advisory Neighborhood Commission 6A Meeting Minutes for January 13, 2011



Advisory Neighborhood Commission 6A Minutes Miner Elementary School January 13, 2011

Present: Commissioners Alberti, Healy, Holmes, Hysell, Lawler, Mack, Ronneberg, and Veenendaal-Selck

The meeting was convened at 7:00 p.m. by Vice Chair David Holmes.

3. Agenda

Mr. Alberti asked to have a resolution on the ANC's bank considered under the Treasurer's Report. Dr. Ronneberg requested that the Economic Development Committee report be moved up earlier in the meeting. The agenda was accepted as amended without objection.

2. Minutes

Consideration of the December minutes was moved to the February meeting because they were not included in the agenda package.

3. Special Orders - Election of Officers, Bylaws, Committee Chairs and Appointment of Members for 2011

Officers

Dr. Ronneberg assumed the chair for the election of Chair: **Motion:** Dr. Ronneberg moved/Ms. Mack seconded a motion to nominate David Holmes as Chair of ANC 6A. There were no other nominations, and Mr. Holmes was elected unanimously.

Mr. Holmes assumed the chair. **Motion:** Mr. Alberti nominated/Ms. Mack seconded the nomination of Drew Ronneberg to be Vice Chair of ANC 6A. There were no further nominations, and Dr. Ronneberg was elected unanimously.

Motion: Dr. Ronneberg moved/Mr. Healy seconded the nomination of Nick Alberti as Treasurer of ANC 6A. There were no further nominations, and Mr. Alberti was elected unanimously.

Motion: Mr. Alberti moved/Dr. Ronneberg seconded the nomination of Lia Veenendaal-Selck as Secretary of ANC 6A. There were no further nominations and Ms. Veenendaal-Selck was elected unanimously.

Bylaws

Mr. Holmes suggested voting on several changes to the ANCs bylaws that were presented at last month's meeting for consideration:

- **Change the titles Chairperson and Vice Chairperson to Chair and Vice Chair respectively.** Mr. Holmes said he believes that "person" is an awkward construction, now dated. It is commonly understood that the titles Chair and Vice Chair encompass both sexes.
- Article 4, section 8a adds "an instrumentality of" and deletes "pursuant to the Federal Deposit Insurance Act." Credit Unions are separately insured, as have been savings and loans. Other federal agencies may be created to insure funds in future types of depository institutions.



Advisory Neighborhood Commission 6A Meeting Minutes for January 13, 2011



- Article 5, section 4 makes explicit an acceptable type of public notice for ANC meetings. Add “**Posting of notice of meetings of the Commission’s website; and**”, and re-number.
- In Article 6, section 2, delete section 2b and re-number, because the topic is included in 2d with greater clarity.
- In Article 8, re-number the third section to correct having two Section 2s.
- Article 9, section 4(g), replace “**mailed**” with “**transmitted**”. Few depository institutions still mail originals and many only make copies of cancelled checks available online.
- In Article 10, section 2, insert and re-number to reflect the previously adopted status of Transportation and Public Space as a permanent committee.
- Article 11, section 2 delete “**and file the proper signature**” as duplicative and awkward. Mr. Holmes also asked whether the Commission wished to designate the Chair as deputy Secretary to fulfill the duties of the Secretary when a vacancy occurs in that office. If so:
 - Article 9, Section 1, add new (g) **the Chair shall perform the duties of the Secretary during any vacancy in the office of Secretary, in which case the Chair shall also serve as Deputy Secretary. In case of resignation or vacancy of the Secretary, the Deputy Secretary shall perform the duties of the Secretary until an election can be held at the next Commission meeting.**” Re-number.

He also suggested:

- Amend Article 10, section 7 by adding “**Committee recommendations shall constitute motions [when a quorum of Committee members is present] when presented to the Commission, and shall require a Commissioner to second the motion.**” Mr. Holmes said that this recognizes the importance of the work the Committees do, and expedites the proceedings. (The bracketed portion of the amendment was added as a friendly amendment, and the brackets are not part of the amendment.)

Ms. Lawler asked whether the process in the last amendment is done by other ANCs, and was told that the Commission could establish its own procedures. The bylaws changes were approved *en bloc* 7-0-1, with Ms. Mack abstaining.

Alcoholic Beverage and Licensing: **Motion:** Dr. Ronneberg moved/Ms. Lawler seconded a motion to nominate Adam Healy as Chair of the ABL Committee. There were no other nominations and Mr. Healy was elected unanimously.

Community Outreach: **Motion:** Dr. Ronneberg moved/Mr. Alberti seconded a motion to nominate Elizabeth Nelson as Chair of the Community Outreach Committee. There were no other nominations and Ms. Nelson was elected unanimously.

Economic Development and Zoning: **Motion:** Ms. Lawler moved/Mr. Hysell seconded a motion to nominate Drew Ronneberg as Chair of the Economic Development and Zoning Committee. There were no other nominations and Dr. Ronneberg was elected unanimously.

Transportation and Public Space: **Motion:** Mr. Alberti moved/Mr. Hysell seconded a motion to nominate Omar Mahmud as Chair of the Transportation and Public Space Committee. There were no other nominations and Mr. Mahmud was elected unanimously.

Mr. Holmes asked whether there were any suggestions for additional committees, but there were none.



Advisory Neighborhood Commission 6A Meeting Minutes for January 13, 2011



Committees

Motion: Mr. Alberti moved/Dr. Ronneberg seconded a motion to vote on all the candidates for committee membership listed in the agenda package *en bloc*. *Those candidates are:*

Alcoholic Beverage and Licensing: Ann Marie Kosahuta, Jaki Downs, Michael Herman, Katy Ziegler Thomas

Economic Development and Zoning: Dan Golden, Cody Rice, Jeff Fletcher, Phil Toomajian, Barbara Halleck, Arkan Haile, Bill Schultheiss, Charmaine Josiah, Julie Santoboni

Community Outreach: Louis Barbash, Rose Williams, Mark Roy, Jean Kohanek, Necothia Bowens, Patricia Joseph.

Transportation and Public Space: Lance Brown, Shane Artim, DeLania Hardy, Sean Lovitt, Marlon Smoker.

Dr. Ronneberg said that Lance Brown had moved out of the ANC and was not eligible to serve. Mr. Alberti moved to remove his name from the list, and the committee members were approved unanimously.

4. Community Comment

Brittney Weaver, the new Ward 6 representative of the Mayor's Office introduced herself, and said she wants to be as helpful as possible to the people in ANC 6A. She can be reached at brittney.weaver@dc.gov.

Naomi Mitchell, of Councilmember Wells' office, introduced herself to the Commission, saying that she has covered the other three Commissions in the Ward, but now would be covering 6A as well. She said it is important for her to know what each Commissioner is up to so she and the Councilmember can be of help. She was asked what the difference is between what she does and the Mayor's office's responsibilities. She said that she was more concerned with issues, and the Mayor's office worked on process. Mr. Holmes said that Ms. Mitchell had been of great help to the ANC is dealing with important issues.

5. Officer Reports

Chair

Mr. Holmes thanked the Commissioners for their confidence in him.

Treasurer

Mr. Alberti presented the Treasurer's Report. It shows that the opening checking account balance was \$20,410.69 and the savings account balance was \$4,203.20. There was an interest payment to the savings account of \$.35. There were disbursements of \$3,689 to Capital Community News for advertising for 2011 (Check #1489); \$200 to Heather Schoell for the December 2010 Agenda package (Check #1490); \$180 to Roberta Weiner for taking and transcribing the November 2010 minutes (Check #1491); and \$95.39 to FedEx Office (November '10 statement) (Check #1492), leaving a balance of \$16,246.30 in the checking account and \$4,203.55 in the savings account.

Motion: Mr. Alberti moved/Ms. Veenendaal-Selck seconded a motion to approve the disbursements. It passed without objection.

Motion: Mr. Alberti moved/Ms. Lawler seconded a motion to accept the Treasurer's Report. It passed without objection.



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Motion: Mr. Alberti moved/Ms. Veenendaal-Selck seconded a motion that \$600 be approved for copying for ANC materials, and that up to \$60 be approved for copying for each Committee's materials and each SMD's materials for the next month. The motion was accepted without objection.

Dr. Ronneberg asked whether there is any way to approve the FedEx expenses for the entire year. Mr. Alberti said that he gets mixed messages from the Auditor, but it is in the budget and he can stop doing this, and he will withdraw the motion and make a new one: **Motion:** Mr. Alberti moved/Dr. Ronneberg seconded a motion that \$600 be approved for copying for ANC materials, and that up to \$60 be approved for copying for each Committee's materials and each SMD's materials for each month of 2011. The motion was accepted without objection.

Mr. Alberti said that it was time to renew the ANC's participation in the ANC Security Fund, which indemnifies all the ANC's against theft and embezzlement. **Motion:** Mr. Alberti moved/Ms. Veenendaal-Selck seconded a motion to allocate \$25 for ANC participation in the ANC Security Fund. The motion passed without objection.

Ms. Veenendaal-Selck raised the issue of business cards for all commissioners and committee chairs who need them. Mr. Alberti said that specific information is needed—who the cards are for, how much they will cost, etc. Ms. Veenendaal-Selck said she will do more research and report back next month. Mr. Healy said he would prefer to move faster because he had people to whom he wanted to distribute the cards. Mr. Alberti said he would entertain a motion to allocate a lump sum of money with a cap. **Motion:** Mr. Holmes moved/Ms. Veenendaal-Selck seconded a motion to allocate up to \$1000 for business cards for Commissioners and committee chairs. The motion passed without objection.

6. SMD Reports

Mr. Healy reported that there had been a fire in the 800 block of 10th Street. He also said he was working on the logistics for a monthly SMD meeting and would have them finalized shortly.

Dr. Ronneberg reported that the new restaurant Smith Commons had opened in his SMD and "it's fabulous." He also informed the Commission that the streetcar substation has been moved to the southwest corner of 11th and H Streets, across the street from AutoZone. Finally, he said that DDOT had finally removed a tool locker that had been cemented into the ground during construction.

Mr. Holmes reported that DCRA voided the permits issued for the construction of the Apple Tree Learning Center because they had expired. This had happened prior to last month's action by the ANC.

Ms. Lawler reported that she had spoken with Dr. Montgomery of Options School who said they had finally identified a site to move the special needs children, but there was a delay in the move. She also said that there had been five drug arrests in her SMD, and that she too was working on plans for SMD meetings.

Ms. Veenendaal-Selck reported that DCPS was having professional development workshops at Eastern High School and had been kind enough to call her to let her know about the extra parking in her neighborhood. They will be doing more workshops and said they would call and let her know then as well.



Advisory Neighborhood Commission 6A Meeting Minutes for January 13, 2011



7. Committee Reports

Economic Development and Zoning

Dr. Ronneberg recognized the several members of his committee who were in attendance at the meeting, and as he had not attended the last meeting, asked Dan Golden to present the Committee's report.

Gallaudet University

This is a request for a letter of support for a special exception to amend an approved campus plan, and construction of a mixed use academic and student residential building on property zoned R-4. This building will be 60,000 sq. ft. and five stories high, will include a 175-bed dormitory and have a first-floor living and learning center. Gallaudet is seeking approval of the building separately from approval for its Master Plan (which it will present to the Commission soon) because of pressing need for the building. **Motion:** Mr. Golden moved/Mr. Alberti seconded a motion to accept the Committee's recommendation to send a letter to the Zoning Commission supporting Gallaudet's request for a special exception. The motion passed unanimously, 7-0-0.

1245 G Street NE

This is a request for support for a BZA application for a variance from the non-conforming structure provisions to allow a second story sunroom addition on top of an existing garage serving a one-family house.

The owner, Valerie Byrd, plans to rebuild the existing non-conforming garage and add the sunroom atop the garage. The garage is in need of structural repair, and the sunroom will not have a window on its southern face, overlooking the adjoining property. Mr. Golden reported that Ms. Byrd came to the committee meeting without her architect, and without letters of support for the project from her neighbors. Ms. Byrd also was unfamiliar with the process for obtaining a variance. Because of these reasons, Mr. Holmes, who was present at the meeting indicated he would seek to have the BZA hearing postponed. He also said that if it could not be Ms. Byrd would have the opportunity to provide the letters of support for the project.

Mr. Alberti asked whether the project could still be considered and was told that it could, although Mr. Ronneberg said that from subsequent e-mails he had the idea that she is not open to any changes. Mr. Holmes said he had spoken to someone at BZA. Mr. Alberti said he will oppose supporting the variance because it is incumbent on the owner to come forward to support their project. **Motion:** Mr. Golden moved/Dr. Ronneberg seconded a motion to accept the Committee's recommendation that, in the event that the BZA hearing cannot be postponed, ANC 6A provides a letter opposing the grant of a request for a variance. The motion passed 7-0-1 with Ms. Mack abstaining. **Motion:** Dr. Ronneberg moved/Mr. Alberti seconded a motion to approve leaving the option of the case being considered by the ANC open. It passed without objection.

Mr. Holmes, who was ill, left the meeting and was replaced in the Chair by Vice Chair Drew Ronneberg.



Advisory Neighborhood Commission 6A Meeting Minutes for January 13, 2011



Alcoholic Beverage Licensing Committee

Mr. Healy said he wanted to thank Mary Beatty, with whom he had a couple of good meetings.

Angelico H Pizza and Tapas - 1421 H Street NE

This is a request for support of a new CR license application for Angelico H Pizza and Tapas at 1421 H Street NE. There is no entertainment endorsement. Liquor service is attached to the food service. They're proposing a summer garden on the Maryland Avenue side of the establishment. It is a currently vacant building. They expect liquor sales to be about 20% of sales. Hours will be 11 a.m. to 2 a.m., seven days a week, although they may close one day. The pizza oven shuts down at 10 p.m., tapas and liquor only after that. Seating capacity is 48, plus the summer garden in season. The petition date is January 24th. **Motion:** Mr. Healy moved/Dr. Ronneberg seconded a motion to accept the Committee's recommendation that the ANC not protest the license if there is a signed voluntary agreement prior to the petition date, and that the stipulations for the summer garden should be the same as for the Argonaut.

Mr. Healy reported that the voluntary agreement had been signed. However, the ABC Board had added a phrase to number 5 "Modifications. This agreement can be modified only by mutual agreement of all the parties with the approval of the ABC Board, or by the ABC Board consistent with the law." Mr. Healy explained that this meant that changes could be done by Board order and sent back to the applicant. Mr. Alberti added that this is a source of conversation between the City Council and ABRA. It is consistent with the laws approved by ABRA, but sets a precedent for unilateral Board action, which takes power away from ANCs.

Mr. Alberti said the Board is being helpful in giving the provision the weight of law. Kelvin Robinson asked whether the Board will accept a rejection by an ANC. Mr. Alberti responded that the Board is suggesting changes that will help the ANCs act. Ms. Mack said she won't support the motion because the owner hasn't been informed of the change. Mr. Healy said that Angelica does have to sign off on the change. The motion passed 4-2-1, with Ms. Mack and Ms. Veenendaal-Selck in opposition and Mr. Alberti not voting.

HR 57 - 816 H Street NE

This is an application for a CT license for HR-57 at 816 H Street NE. It is a community-based jazz club that has been in existence for 19 years in a different location. They have only had one police complaint in nineteen years. The space will only hold about 100 to 105 persons. They have soundproofed the space and will only be using the ground floor. They will charge admission from 7:45 pm to closing and will have a happy hour prior to that. Their entertainment endorsement is from 2 p.m. to 2 am. They will sell carryout food during the day. There is an issue that they permit customers to bring in open containers, which have to be shown on arrival. **Motion:** Mr. Healy moved/Dr. Ronneberg seconded a motion to accept the Committee's recommendation that the ANC protest this license unless there is a signed Voluntary Agreement before the petition date of January 10th. Mr. Healy said that the petition date is past, and that the agreement is still being worked on, with the committee working on identifying the language in the law having to do with open containers. The vote was 6-0-1, with Mr. Alberti not voting.



Advisory Neighborhood Commission 6A Meeting Minutes for January 13, 2011



Changes to the Standard Voluntary Agreement

Mr. Healy said that these are several changes to the standard Voluntary Agreement. Mr. Alberti suggested they each be discussed separately.

The first change to Number 1, adds sections (h) and (i), which requires (h) The owner and employees not to park on public space between the building and the curb; and (i) not locating trash bins, chairs, tables, or other equipment of public space without a valid public space permit. **Motion:** Mr. Healy moved/Mr. Hysell seconded a motion to add these two provisions to the VA.

Mr. Alberti said that this was covered by other DC statutes, and it was enforceable by DDOT. This puts the onus on the community, and will make everyone have to monitor the establishments and take pictures and turn people in. He thinks DDOT should enforce this; ABRA inspectors don't know what is public space. Dr. Ronneberg added that the chances of getting DDOT to enforce the rule are next to nil. In the best of all possible worlds, he said, tying it to the VA will get better results. Ms. Mack said that this puts the ANC in the role of the police. Elizabeth Nelson added that carried to its logical extreme, you'd have ABRA enforcing building permits. Mr. Alberti added that if it's a VA and it's enforceable, then it creates a life of its own and you could have ABRA enforcing zoning regulations. Kelvin Robinson said that it recognizes that ABRA has separate responsibilities, and it provides a way to allow for the documentation of unlicensed behavior. The vote was 5-2, with Ms. Mack and Mr. Alberti in opposition.

The next change to Number 2, would add a new section (v), which would establish an incident log to record any activity by patrons inside or immediately outside the establishment which could lead to an ABRA investigation, and establishes a format for the log. **Motion:** Dr. Ronneberg moved/Ms. Veenendaal-Selck seconded a motion to approve the language establishing an incident log for the VA. The motion passed 6-1, with Ms. Mack in opposition.

Finally the language on establishing reimbursable details is discussed in Number 2, section (j). Mr. Alberti said that he doesn't believe the section has the weight of law the way it is written. Ms. Lawler said that there is no compliance period included. Mr. Healy said that they had looked at several VAs and adapted their language. Dr. Ronneberg suggested that the language be amended to say that the applicant agrees to comply with MPD's request as far as numbers. Mr. Alberti said that it should be sent back to the Committee with specific instructions to work on that section. Mr. Hysell asked what constitutes "suggests" in the first sentence of the paragraph, and it should be kept a two-way street, that it's too heavy-handed the way it's written. Mr. Alberti said that legally MPD cannot force an establishment to have a reimbursable detail. Dr. Ronneberg said that he was returning the section to the Committee, and Mr. Healy said they will present additional changes in February after further consideration by the Committee.

8. Community Comments

Margaret Holwill announced H Street Eats, a \$20.11 dinner special week in conjunction with Restaurant Week,

Mr. Healy announced that the XII protest was still not resolved and they have not agreed to any changes in the VA.



Advisory Neighborhood Commission 6A Meeting Minutes for January 13, 2011



Carrie Nobles announced a project to re-name the Rosedale Recreation Center in honor of Reginald C. (KIYI) Ballard, a community activist. She announced that there would be a public meeting at Miner School on February 7th to discuss the project.

The meeting was adjourned at 8:58 p.m.



Commission Letters of January 13, 2011 Meeting



District of Columbia Government
Advisory Neighborhood Commission 6A
Box 75115
Washington, DC 20013



January 14, 2011

Gottlieb Simon, Executive Director
Office of Advisory Neighborhood Commissions
1350 Pennsylvania Avenue, NW
Washington, DC 20004

Re: ANC 6A Officers, Committee Chairs, and Contact Information

Dear Sir:

With a quorum present throughout our regularly scheduled Commission meeting on January 13, 2011, and by a unanimous vote, the following officers and committee chairs were elected:

- Commissioner David Holmes, Chair
- Commissioner Drew Ronneberg, Vice Chair
- Commissioner Lia Veenendaal-Selck, Secretary
- Commissioner Nicolas Alberti, Treasurer
- Commissioner Adam Healy, Chair, Alcohol Beverage Licensing Committee
- Ms. Elizabeth Nelson, Chair, Community Outreach Committee
- Commissioner Drew Ronneberg, Chair, Economic Development and Zoning Committee
- Mr. Omar Mahmud, Chair, Transportation and Public Space Committee

A complete list and current contact information for the ANC is provided at Attachment #1.

The ANC will continue to meet on the second Thursday of the month at 7:00 pm at Miner Elementary School, located at 15th Street and Tennessee Avenue, NE. The Commission address remains the same: Advisory Neighborhood Commission 6A, Box 75115, Washington, DC 20013. A complete list of meeting times and locations is provided at Attachment #2

The ANC adopted new Commission bylaws by the required two-thirds majority at the Commission meeting on January 13, 2011. A copy of the new bylaws is provided at Attachment #3.

Warmest Regards,

David Holmes, Chair

- cc: Councilmember Tommy Wells
- Councilmember Marion Barry
- ✓ Ms. Deborah K. Nichols, District of Columbia Auditor
- Mayor Vincent C. Gray



Commission Letters of January 13, 2011 Meeting



6A01
Commissioner Adam Healy
826 10th Street, NE
Washington, DC 20002
202-556-0215
healyanc6a01@gmail.com

6A02
Commissioner Drew Ronneberg
Vice Chair
646 11th Street, NE
Washington, DC 20002
202-431-4305
ronneberg6a02@gmail.com

6A03
Commissioner David Holmes
Chair
919 Massachusetts Avenue, NE
Washington, DC 20002
202-251-7079
holmes6a3@gmail.com

6A04
Commissioner Nicholas Alberti
Treasurer
1330 North Carolina Avenue, NE
Washington, DC 20002
202-543-3512
alberti6a04@yahoo.com

6A05
Commissioner Sharee Lawler
1240 C Street, NE
Washington, DC 20002
202-714-8422
LawlerANC6a05@gmail.com

6A06
Commissioner Andrew Hysell

1364 Emerald Street, NE
Washington, DC 20002
203-570-7560, 202-812-3054
ahysellANC6a06@hotmail.com

6A07
Commissioner Gladys Mack
703 18th Street, NE
Washington, DC 20002
240-432-3494
gmack01@juno.com

6A08
Commissioner Lia Veenendaal-Selck
Secretary
222 17th Place, NE
Washington, DC 20002
917-859-7969
lia.veenendaal@gmail.com

Alcohol Beverage Licensing Committee
Chair, Adam Healy
202-556-0215
healyanc6a01@gmail.com

Community Outreach Committee
Chair, Elizabeth Nelson, resident
202-543-3512
elizabeth_knits@yahoo.com

Economic Development & Zoning Committee
Chair, Drew Ronneberg
202-431-4305
ronneberg6a02@gmail.com

Transportation & Public Space Committee
Chair, Omar Mahmud, resident
202-546-1520
familymahmud@yahoo.com



ANC 6A Meeting Schedule for 2011

ANC 6A has adopted the following meeting dates for 2011:

February 10

March 10

April 14

May 12

June 9

July 14

August – no meeting

September 8

October 13

November 10

December 8 and;

on January 12, 2012.

If, on a day for which an ANC meeting is scheduled, the District government declares a weather or safety emergency and closes normal government operations, the ANC meeting shall be postponed until a date set by the Chair after consultation with the Commission.



Commission Letters of January 13, 2011 Meeting



District of Columbia Government
Advisory Neighborhood Commission 6A
Box 75115
Washington, DC 20013



January 20, 2011

Mr. Fred Moosally, Director
Alcoholic Beverage Regulation Administration
1250 U Street, NW
Washington, DC 20009

Re: HR-57 (816 H Street, NE)

Dear Sir:

Please accept this signed, electronic copy of the Voluntary Agreement for HR-57 (816 H Street, NE). It was approved at our January 13, 2011 ANC 6A Commission meeting.

Should you have any questions or require additional information, please feel free to contact Commissioner Adam Healy, Chair of the Commission's Alcohol Beverage Licensing Committee (202 556-0215; healyanc6a01@gmail.com).

Ms. Nelson, please post to the ANC website.

Ms. Schoell, please include this in our January Agenda Package.

Regards,

David Holmes
Chair



Made this day of December, 2010 by and between
HR-57
816 H Street, NE
Washington, DC 20002
and
Advisory Neighborhood Commission 6A

Preamble

Through this agreement, both parties aim to create an environment whereby the applicant may operate as a viable contributing business in the ANC 6A community, while concurrently curtailing any adverse effects a business such as the applicant's could have on the surrounding neighborhood.

The applicant agrees to work regularly with the ANC 6A, neighborhood associations, and residents to ensure the business operations do not adversely affect the surrounding neighborhood. All parties believe the statements and provisions contained in this agreement are reasonable and must become wholly integrated into the day-to-day operation of the business establishment.

Further, ANC 6A acknowledges that this Cooperative Agreement shall be presented to all Class CT applicants within the boundaries of ANC 6A. The community and merchants have agreed that it is in all the parties best interests to standardize the requirements for the operations of restaurant, tavern, and nightclub establishments within the boundaries of ANC 6A. To the greatest extent possible, the ANC will not insist upon or allow any significant changes to this Cooperative Agreement that will unfairly benefit or, conversely, cause competitive disadvantage to, any individual applicant or establishment within the ANC, unless such change is required by the District of Columbia government, other authorized governmental bodies, or rule of law.

The community and merchants understand and agree that the changes imposed upon the operations of all licensees within the ANC as set forth herein are important measures to protect the safety, peace, order and quiet of the neighborhood, its residents, and businesses.

Witnesseth

Whereas, Applicant's premises is within the boundaries of ANC 6A; and,
Whereas, the parties desire to enter into an agreement governing certain requirements and understandings regarding the issuance of a Retailer's Class CT Liquor License at the subject premises;

The Parties Agree As Follows:

1. **Public Space Cleanliness and Maintenance.** Applicant will maintain the public space (minimally the front sidewalk up to and including the gutter in front of the subject premises, and the alleyway behind the subject premises) adjacent to the establishment in a clean and litter-free condition by:
 - a. Picking up trash, including beverage bottles and cans, and all other trash a minimum of twice daily (once immediately before business hours and again between 5:00 p.m. and 8:00 p.m.).
 - b. Maintaining regular trash garbage removal service, regularly remove trash from the trash and dumpster area, and see that the trash and dumpster area remain clean.
 - c. Applicant shall deposit trash and garbage only in rodent-proof dumpsters, and shall see that dumpster covers fit properly and remain fully closed except when trash or garbage is being added or removed.



- d. Exercising due diligence to prevent and/or rid vermin infestation in and around the establishment, including following, minimally, the recommendations and guidelines of the Vector Control Division of the Department of Public Works.
- e. Assisting in maintenance of the curb in front of the establishment to keep them free of trash and to remove snow and ice from the sidewalk and comply with all applicable D.C. laws and regulation in these respects.
- f. Planting, watering, and generally tending to tree boxes directly in front of the subject premises, if any.
- e. Promptly removing or painting over any graffiti written on the exterior walls of the property.

2. Business Operations and Practices:

- a. Applicant will not, directly or indirectly, sell or deliver alcohol to any intoxicated person, or to any person of intemperate habits, or to any person who appears to be intoxicated. A person of intemperate habits shall be defined as:
 - i. Any person convicted of alcohol offences or alcohol-related crimes three times or more in any one year; and
 - ii. Who has been so identified to the licensee by the Metropolitan Police Department by giving a photo and name to the licensee.
- b. Applicant agrees to take all necessary steps to prevent patron rowdiness, including refusing admission/service to rowdy and/or unruly persons.
- c. Applicant agrees to ensure that no patron bring an open container of an alcoholic beverage into the establishment from outside sources, and at no time exits the establishment with an open container of an alcoholic beverage. Wine shall be corked in accordance with Title 25-113(b)(5)(A)(B)(C) of the DC Municipal Code .
- d. Applicant will not provide or sell alcoholic beverages "to go." Applicant agrees not to promote or participate in bar or pub "crawls" or any other event of this nature.
- e. The licensed establishment will be managed by the applicant in person or a board licensed manager.
- f. Applicant, and all employees of the applicant, shall attend and complete an alcoholic beverage server training course/seminar.
- g. Applicant shall post a notice kept in good repair and visible from point of entry a sign, which states:
 - i. Proper ID required (proof of age 21 minimum to be served and assurances that ID's will be checked at all times prior to serving alcoholic beverages to patrons).
 - ii. Prohibition against selling alcohol to minors.
 - iii. Request to patrons to not litter, loiter, or make excessive noise in the neighborhood as they arrive or depart.
 - iv. Warning: Drinking alcoholic beverages during pregnancy can cause birth defects.
 - v. Request that customers do not contribute to panhandlers.
- h. Applicant shall make every effort to prohibit and prevent loitering and criminal activity on or in front of the establishment premises, to include:
 - i. Calling the Metropolitan Police Department if illegal activity is observed,
 - ii. Keeping a written record of dates and times (i.e. log) when the MPD was called for assistance.
- i. Applicant's log shall be provided to the Board and, for good cause shown to the Board, to any valid protestant during hearings involving future renewals or contested proceedings involving the Applicant's license.
- j. Applicant shall not support installation of pay phones outside of the establishment on their property.
- k. Applicant will utilize and maintain high-intensity flood-lights on the exterior of its premises so as to fully light any abutting alleyway from dusk until dawn.

3. Music / Dancing / Entertainment:



Commission Letters of January 13, 2011 Meeting



- a. Applicant agrees to ensure that sounds originating from within the establishment are mitigated by installing adequate sound proofing.
 - b. Applicant shall not produce any sound, noise, or music of such intensity that it may be heard in any premises other than the licensed establishment in accordance with DC Official Code Title 25-725.
 - c. Applicant shall obtain an entertainment endorsement to have a cover charge. For purposes of this clause, a cover charge is a fee required by an establishment to be paid by patrons for admission that is not directly applied to the purchase of food or drink.
 - d. Applicant may offer facilities for dancing for patrons only with an entertainment endorsement and may have recorded and background music without an entertainment endorsement. "Entertainment" means live music or any other live performance by an actual person, including live bands, karaoke, comedy shows, poetry readings, and disc jockeys. The term "entertainment" shall not include the operation of a jukebox, a television, a radio, or other prerecorded music.
4. Cooperation with ANC 6A. Applicant agrees to work with the Single-Member District ANC Commissioner within whose boundaries the establishment is located, on resolving issues preventing the applicant from fulfilling its obligations under this cooperative agreement.
5. Modifications. This agreement can be modified only by mutual agreement of all the parties with the approval of the ABC Board. In the case of ANC6A, if applicant desires to modify the terms of this agreement, the applicant, prior to implementing the change(s), shall receive written agreement from ANC6A after a majority of the commissioners shall have voted in favor of the changes at a full public meeting.
6. Miscellaneous:
- a. Applicant certifies that it does not owe more than \$100 to the District of Columbia government as the result of any fine, fee or penalty interest or past due tax.
 - b. Applicant shall post a copy of this voluntary agreement in the establishment in conjunction with the posting of its alcoholic beverage license.
 - c. Applicant will operate in compliance with all applicable laws and regulations.
7. Enforcement:
- a. If either party hereto believes in good faith that the applicant is in violation of this agreement, written notice specifying the alleged violation shall be delivered to the applicant and the applicant shall have ten (10) days after receipt of such written notice to come into compliance with this agreement or respond to said alleged notice of default.
 - b. Applicant and the ANC 6A Commission agree to enter into this agreement. If the applicant should breach the conditions of this agreement, it is understood by all parties that the ANC 6A, and/or its committees, or others shall immediately petition the ABC Board for a "show cause" hearing pursuant to 23 D.C.M.R. 1513.5.
 - c. This cooperative agreement is binding on the applicant and its assigns and will continue in force for any and all subsequent license holders at this location.

In Witness Whereof

The parties have affixed hereto their hands and seals.

Applicant:

By: Alquides (Tony) A Puesan Date: Jan 6, 2011
 Signature: [Handwritten Signature]

Advisory Neighborhood Council 6A Representative:

By: ANC 6A Chairman Kevin Robinson DAVID HOLMES Date: January 15, 2011
 Signature: [Handwritten Signature]



Commission Letters of January 13, 2011 Meeting



District of Columbia Government
Advisory Neighborhood Commission 6A
Box 75115
Washington, DC 20013



January 20, 2011

Ms. Sharon Schellin
Secretary, Zoning Commission
Office of Zoning
441 4th Street, NW, Suite 200S
Washington, DC 20001

Re: ZC #03-02B (Gallaudet University)

Dear Ms. Schellin:

At a regularly scheduled and properly noticed meeting on January 13, 2011, our Commission voted 8-0-0 (with five required for a quorum) to support the request for a special exception from Sections 210.1 and 3104 (modification to an approved Campus Plan) in the above referenced application.

The Commission supports Gallaudet University's request for a special exception because constructing new residence hall LLRH6 meets all the requirements for a special exception and will not have an adverse impact on the use and enjoyment of the abutting properties. In addition, ANC 6A appreciates Gallaudet's continued outreach efforts to our ANC, and looks forward to continuing to work with the University in the future to address common areas of concern.

Please advised that Dan Golden, a member of the ANC's Economic Development and Zoning Committee, and Commissioner David Holmes are authorized to act on behalf of the ANC in this case. I can be reached at holmes6a3@gmail.com or 202-251-7079.

Respectfully,

David Holmes
Chair



Commission Letters of January 13, 2011 Meeting



District of Columbia Government
Advisory Neighborhood Commission 6A
Box 75115
Washington, DC 20013



January 20, 2011

Mr Clifford Moy
Secretary, Board of Zoning Adjustment
Office of Zoning
441 4th Street NW, Suite 200S
Washington, DC
20001

Re BZA #18161 (1245 G Street, NE)

Dear Mr. Moy:

At a regularly scheduled and properly noticed meeting on January 13, 2011, our Commission voted 7-0-1 (with five required for a quorum) to oppose the request for a variance from the nonconforming structure provisions of section 2001.3 to allow the rebuilding of an existing nonconforming garage and the addition of a new sunroom and deck atop the garage.

The property is a three-story single family dwelling with an attached garage. As currently constructed, the garage exceeds the permissible lot occupancy for the property. The Commission opposes the request because the applicant has failed to meet the standards for a variance. It is not subject to an extraordinary or exceptional situation or condition, there is no showing that failure to grant the variance would result in peculiar and exceptional practical difficulties or exceptional and undue hardship, or that granting the variance would not cause substantial detriment to the public good and would not substantially impair the intent, purpose, and integrity of the zone plan.

The Commission had hoped that the applicant would present a coherent and comprehensive case for the variance when requesting a second appearance before its Zoning committee or by appearing before the full Commission. Neither happened.

Be advised that Commissioner David Holmes and Dan Golden, member of the Economic Development and Zoning Committee, are authorized to act on behalf of ANC 6A in this matter. Commissioner Holmes can be reached at holmes6a3@gmail.com or 202-251-7079.

On behalf of the Commission,

David Holmes
Chair



Commission Letters of January 13, 2011 Meeting



District of Columbia Government
Advisory Neighborhood Commission 6A
Box 75115
Washington, DC 20013



January 24, 2011

Mr. Damon Harvey
District Department of Transportation
2000 14th Street NW
Washington, DC 20009

Re: Inclusion of ANC 6A in Visitor Parking Permit Pilot

Dear Sir:

At our regularly scheduled meeting on September 9, 2010, Advisory Neighborhood Commission 6A (ANC) voted 5-0-0, with a quorum present, to recommend the inclusion of ANC 6A in DDoT's Visitor Parking Permit Pilot. The Commission supports the aim of the program, which is to allow residents' visitors to park in Residential Parking Permit (RPP) zoned blocks using a permit issued to each household as opposed to obtaining a visitor parking permit from MPD each time a visitor parks on a RPP zoned block.

Thank you for taking the time to consider this recommendation. Should you have any questions, please feel free to contact me at Holmes6A3@gmail.com or Omar Mahmud, Chair of our Transportation and Public Space Committee, at familymahmud@yahoo.com.

On behalf of the Commission,

David Holmes
Chair, Advisory Neighborhood Commission 6A

cc: Tommy Wells, Councilmember



Officer Reports - Treasurer



ANC 6A Treasurer's Report January 2011

Period Covered	01/01/11 - 01/31/11		
Checking Account:			
Balance Forwarded		\$	16,246.30
Receipts:			
District Allotments: (4th Quarter FY10)		\$	5,555.40
Transfers from Saving Account		\$	-
Total Receipts		\$	5,555.40
Total Funds Available		\$	21,801.70
Disbursements:			
Roberta Weiner (Dec. '10 Minutes)	Ck #1493	\$	180.00
FedEx Office (Dec. '10 Statement)	Ck #1494	\$	53.64
Heather Schoell (Jan. '10 Agenda Package)	Ck #1495	\$	200.00
ANC Security Fund	Ck #1498	\$	25.00
Total Disbursements		\$	458.64
Ending Balance		\$	21,343.06
Savings Account:			
Balance Forwarded		\$	4,203.55
Receipts:			
Interest (12/31/10)		\$	0.36
Transfers from Checking Account			
Total Receipts		\$	0.36
Total Funds Available		\$	4,203.91
Disbursements		\$	-
Ending Balance		\$	4,203.91

ANC 6A Treasurer's Report January 2011

PETTY CASH SUMMARY

Balance Forwarded	\$	25.00
Deposit to Petty Cash	\$	-
Total Funds Available	\$	25.00
Disbursements:		
Total Disbursements	\$	-
Ending Balance	\$	25.00

Prepared January 31, 2011



Officer Reports - Treasurer



ANC 6A QUARTERLY REPORT OF FINANCIAL ACTIVITY 1st Quarter FY11

Quarterly Report Period Covered 10/01/10 - 12/31/10

ANC 6A

Summary of Receipts and Disbursements: Checking Account

Balance Forwarded		\$	22,751.05
Receipts:			
District Allotments	\$	5,555.40	
Interest Income	\$	-	
Other Deposits	\$	-	
Transfers from Saving Accounts	\$	-	
Total Receipts		\$	5,555.40
Total Funds Available		\$	28,306.45
Disbursements:			
1. Net Salary and Wages	\$	-	
2. Workers Compensation	\$	-	
3. Insurance:			
4. A. Health	\$	-	
5. B. Casualty/Property	\$	-	
6. Total Federal Wages Taxes	\$	-	
7. Tax Penalties	\$	-	
8. Local Transportation	\$	-	
9. Office Rent	\$	-	
10. Telephone Services	\$	-	
11. Postage and Delivery	\$	-	
12. Utilities	\$	-	
13. Printing and Copying	\$	1,045.75	
14. Flyer Distribution	\$	-	
15. Purchase of Service	\$	4,809.00	
16. Office Supplies	\$	-	
17. Office Equipment	\$	-	
A. Rental	\$	-	
B. Purchase	\$	-	
18. Grants	\$	650.00	
19. Training	\$	-	
20. Petty Cash Reimbursement	\$	-	
21. Transfers to Saving Account	\$	-	
22. Bank Charges	\$	-	
23. Other	\$	-	
Total Disbursements		\$	6,504.75
Ending Balance:		\$	21,801.70

Approval by Commission: _____

Treasurer

Chairperson

Secretary

Secretary Certification _____

Date _____

I hereby certify that the above noted quarterly financial report has been approved by a majority of Commissioners during a public meeting in which there existed a quorum.



Officer Reports - Treasurer



ANC 6A QUARTERLY REPORT OF FINANCIAL ACTIVITY 1st Quarter FY11

Summary of Receipts and Disbursements: Savings Account

Balance Forwarded			\$ 4,202.84
Receipts:			
Transfers From Checking Account	\$	-	
Other (Interest Earnings, etc.)	\$	1.07	
Total Receipts			\$ -
Total Funds Available			\$ 4,203.91
Disbursements:			
Transfers to Checking Account	\$	-	
Other	\$	-	
Total Disbursements			\$ -
Ending Balance:			\$ 4,203.91

CHECKING AND SAVINGS ACCOUNT DEPOSITS		
Deposits to Checking Account (Including transfers from savings account)		
Date	Amount	Source
12/23/10	\$ 5,555.40	District Allotment 2nd Quarter Fy10
Total	\$ 5,555.40	
Deposits to Savings Account (Including transfers from checking account)		
Date	Amount	Source
10/29/10	\$ 0.36	Interest
11/30/10	\$ 0.35	Interest
12/21/10	\$ 0.36	Interest
Total	\$ 1.07	



Officer Reports - Treasurer



ANC 6A QUARTERLY REPORT OF FINANCIAL
ACTIVITY
Listing of Checks Issued
1st Quarter FY11

Check #	Date	Payee	Amount	Expense Category	Purpose of Expenditure	Date Approved (1)
1482	10/14/10	Roberta Weiner	\$ 160.00	15	Minutes - Sept.'10	12/09/09
1483	10/14/10	Heather Schoell	\$ 200.00	15	Agenda Package - Oct. '10	12/09/09
1484	10/17/10	FedEx Office	\$ 559.23	13	Sept. '10 Statement	Budget Approved 11/12/09
1485	10/26/10	Capitol Hill Garden Club	\$ 650.00	18	Grant	04/08/10
1486	10/14/10	Heather Schoell	\$ 200.00	15	Agenda Package - Nov. '10	10/14/10
1487	11/11/10	FedEx Office	\$ 391.13	13	Oct. '10 Statement	Budget Approved 10/08/10
1488	11/11/10	Roberta Weiner	\$ 180.00	15	Minutes - Oct.'10	10/14/10
1489	12/07/10	Capital Community News	\$ 3,689.00	15	Ads for 2011	11/11/10
1490	12/09/10	Heather Schoell	\$ 200.00	15	Agenda Package - Dec. '10	10/14/10
1491	12/09/10	Roberta Weiner	\$ 180.00	15	Minutes - Nov. '10	10/14/10
1492	12/28/10	FedEx Office	\$ 95.39	13	Nov. '10 Statement	Budget Approved 10/08/10
Total			\$ 6,504.75			

(1) If ongoing operating expense, indicate "Budget" and date budget was approved. If not included in approved budget, indicate date Commission approved the expenditure.



Officer Reports - Treasurer



Petty Cash 1st Quarter FY11

PETTY CASH SUMMARY

Period Covered 10/01/10 - 12/31/10

Balance Forwarded	\$ 25.00
Deposit to Petty Cash	\$ -
Total Funds Available	\$ 25.00
Disbursements:	
Total Disbursements	\$ -
Ending Balance	\$ 25.00



Committee Reports

Community Outreach Committee (COC)



ANC6A Community Outreach Committee

January 17, 2010 Minutes

Church of the Lord Jesus Christ of the Apostolic Faith annex, 1235 C St. NE

Meeting called to order at 7:30 p.m.

Committee members present: Elizabeth Nelson (Chair), Jean Kohanek, Pat Joseph (no quorum)

Committee members absent: Rose Williams, Louis Barbash, Necothia Bowens, Mark Roy

Commissioners present: Gladys Mack

Community members present: Sondra Phillips-Gilbert

- I. Agenda
 1. Adopted.

- II. Status report on ANC/COC activities.
 1. The ANC voted to confirm all Community Outreach Committee members for another year.
 2. Ms. Nelson reported that she has completed most of the annual updates to the website. The Commissioner and Committee pages have been updated, new SMD pages created (as required) and she is in the process of archiving the 2010 agendas and minutes/reports. She will be requesting the ANC Chair and the Committee Chairs to provide guidance on the archiving of correspondence from the Other Documents page.

- III. Discussion of implementation of recommendations for paid advertising for ANC 6A meetings.
 1. Ms. Nelson has provided the information necessary for the new version of the monthly ads in the Hill Rag. The bill has been paid and the January ad ran correctly. No further activity will be required except for her submission of the monthly meeting dates- due the middle of the preceding month.
 2. Ms. Nelson has provided updated information (Commissioner names and contact information) for the Fagon Guide ad. There was some discussion as to whether any additional changes should be made but the COC members felt that none were necessary.
 3. Ms. Kohanek will use the Fagon Guide ad as a basis for designing an ad for the Washington Informer. Ms. Bowens is negotiating the details with the publication but was not at the meeting to make a report.

- IV. Discussion of advertising in TheHillsHome:
 1. Ms. Kohanek presented three slightly different versions of the animated ad. The committee was unanimous in selecting the version printed at the end of this report. It consists of four “rotating” panels.
 2. Ms. Kohanek will submit the ad by email and will request that it be posted 7-10 days in advance of the February ANC meeting. She will request an invoice which will be forwarded to the Treasurer for payment.



Committee Reports

Community Outreach Committee (COC)



- V. Preliminary discussion of revised ANC flyer:
1. Ms. Kohanek made preliminary changes to the existing ANC flyer. She will update one phone number and then Ms Nelson will replace the version on the website within the next few days so that we do not have incorrect information on the website. [This has been done.]
 2. The list of agenda distribution points may require updating. Absent members of the COC will be polled to determine what needs to be changed. Ms. Joseph offered to take over one or more of the locations. Ms. Nelson will ensure that the COC members are included on the cc when the agenda is electronically distributed so they will be reminded to print copies.
 3. A plan for distribution will be developed later, including a recommendation for a printing budget. In the interim, a few hundred copies will be printed out of the COC monthly budget. These will be used primarily at ANC and ANC Committee meetings.
- VI. The next meeting will take place
Monday, February 21, at 7:30 p.m. at
1235 C St. NE

Meeting adjourned at 8:20 p.m.

Frustrated
with city
services?

Who cares?

Who cares?
We do.



www.anc6a.org



Committee Reports

Alcohol Beverage and Licensing (ABL)



Alcohol Beverage Licensing Committee Meeting ANC 6A January 18, 2011

Pursuant to notice duly given, a meeting of the Alcohol Beverage Licensing Committee (“Committee”) of ANC6A was held commencing at 7:00 pm EST on January 18, 2011 at the Sherwood Recreation Center, 640 10th Street, NE Washington, DC 20002.

Committee Members Present:

Adam Healy, Chair (Commissioner, 6A01), Jaki Downs, Michael Herman, Anne Marie Koshuta, and Katy Thomas

Committee Members Absent:

None

Commissioners Present:

Gladys Mack (Commissioner, 6A07), Lia Veenendaal-Selck (Commissioner, 6A08)

Community Members Present:

Mary Beatty, Darryl Cohen (Fever DC), Mark Busby, Jason Martin (Sticky Rice), and Phil Rodriguez (Sticky Rice)

Call to Order

Mr. Healy called the meeting to order at 7:00 pm EST and Ms. Thomas recorded the minutes as meeting secretary. A quorum of committee members was present and the meeting having been duly convened, was ready to proceed with business.

Approval of Agenda

After review and discussion, upon motion duly made by Mr. Healy and seconded by Ms. Downs, it was unanimously:

RESOLVED: That the agenda for the January 18, 2011 meeting of the Alcohol Beverage Licensing Committee be approved with a friendly amendment to bring forth new business prior to old business.

Approval of Minutes

After review and discussion, upon motion duly made by Mr. Herman and seconded by Ms. Koshuta, it was unanimously:

RESOLVED: That the minutes, presented this date to the Committee, of the meeting of the Committee held on December 14, 2010 are approved in all respects.

II. Community Comment

Mr. Healy invited present community members to introduce themselves.

III. Review of ANC6A Actions re: ABL Recommendations

Mr. Healy provided a review of the recent ANC6A meeting relative to the following issues:

1. Approval of ABL committee roster for 2011;
2. Updated Standard voluntary agreement (VA);
3. VA for Angelico H Pizza & Tapas and HR-57; and
4. Update on Twelve Renewal Protest.

Discussion held.



Committee Reports

Alcohol Beverage and Licensing (ABL)



IV. New Business

1. Sticky Rice

Mr. Healy invited Mr. Martin and Mr. Rodriguez to provide input to the committee relative to the incident at their establishment on December 29, 2010 and the subsequent ABRA hearing held January 5, 2011. Mr. Rodriguez reported a summary of changes Sticky Rice will implement relative to security and a summary of punishment determined by ABRA. Discussion held.

2. ABRA's Security Roundtable held January 11, 2011

Mr. Healy provided a summary of the security roundtable held as a result of recent high profile incidents across the city and what license-holders can do to mitigate problems and appropriate follow up.

V. Old Business

1. Standard Voluntary Agreement

Mr. Healy provided a summary of the ongoing development of the VA and recent discussion held at the January ANC meeting. Discussion held.

5. Modifications - The committee requested clarification relative to the "consistent with the law" language. Chairman Healy will provide a citation.

2.c Open container - The committee had no recommended changes

2.j. Reimbursable Detail - The committee recommended the following modifications:

- Introductory paragraph: Strike "community" in first sentence*
- i: After "disorderly conduct" include "and/or reoccurring public disturbance" in first paragraph. Incorporate point iii re: MPD recommendation of days of week/hours/reimbursable rate.*
- iii. strike "determine" replace with "recommend"*
- iv. incorporate "payment due for upcoming month"*
- v. include "up to" six months. Strike "public meeting" - replace with "review"*

After review and discussion, upon motion duly made by Mr. Healy and seconded by Ms. Downs, it was unanimously:

RESOLVED: That this committee recommends approval by the ANC6A of the standard voluntary agreement as amended by the ABL committee.

VI. ADJOURN

There being no further business to come before the committee, the meeting was adjourned at 8:40 pm EST. The next committee meeting is scheduled on Tuesday, February 15, 2011.



Committee Reports Alcohol Beverage and Licensing (ABL)



Draft Standard Voluntary Agreement

Made this _____ day of _____, 20__

by and between

Name of Establishment
Street Address, NE
Washington DC 20002

and

Advisory Neighborhood Commission 6A

Preamble

Through this agreement, both parties aim to create an environment whereby the applicant may operate as a viable contributing business in the ANC 6A community, while concurrently curtailing any adverse effects a business such as the applicant's could have on the surrounding neighborhood.

The applicant agrees to work regularly with the ANC 6A, neighborhood associations, and residents to ensure the business operations do not adversely affect the surrounding neighborhood. All parties believe the statements and provisions contained in this agreement are reasonable and must become wholly integrated into the day-to-day operation of the business establishment.

Further, ANC 6A acknowledges that this ~~Cooperative-Voluntary~~ Agreement shall be presented to all Class ___ applicants within the boundaries of ANC 6A. The community and merchants have agreed that it is in all the parties best interests to standardize the requirements for the operations of restaurant, tavern, and nightclub establishments within the boundaries of ANC 6A. To the greatest extent possible, the ANC will not insist upon or allow any significant changes to this ~~Cooperative-Voluntary~~ Agreement that will unfairly benefit or, conversely, cause competitive disadvantage to, any individual applicant or establishment within the ANC, unless such change is required by the District of Columbia government, other authorized governmental bodies, or rule of law.

The community and merchants understand and agree that the changes imposed upon the operations of all licensees within the ANC as set forth herein are important measures to protect the safety, peace, order and quiet of the neighborhood, its residents, and businesses.

Witnesseth

Whereas, Applicant's premises is within the boundaries of ANC 6A; and,

Whereas, the parties desire to enter into an agreement governing certain requirements and understandings regarding the issuance of a Retailer's Class ___ Liquor License at the subject premises; and,

Voluntary Agreement between [Name of Business] and ANC6A

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Committee Reports

Alcohol Beverage and Licensing (ABL)



The Parties Agree As Follows:

1. Public Space Cleanliness and Maintenance. Applicant will maintain the public space (minimally the front sidewalk up to and including the gutter in front of the subject premises, and the alleyway behind the subject premises) adjacent to the establishment in a clean and litter-free condition by:

- a. Picking up trash, including beverage bottles and cans, and all other trash a minimum of twice daily (once immediately before business hours and again between 5:00 p.m. and 8:00 p.m).
- b. Maintaining regular trash garbage removal service, regularly remove trash from the trash and dumpster area, and see that the trash and dumpster area remain clean.
- c. Applicant shall deposit trash and garbage only in rodent-proof dumpsters, and shall see that dumpster covers fit properly and remain fully closed except when trash or garbage is being added or removed.
- d. Exercising due diligence to prevent and/or rid vermin infestation in and around the establishment, including following, minimally, the recommendations and guidelines of the Vector Control Division of the Department of Public Works.
- e. Assisting in maintenance of the curb in front of the establishment to keep them free of trash and to remove snow and ice from the sidewalk and comply with all applicable D.C. laws and regulation in these respects.
- f. Planting, watering, and generally tending to tree boxes directly in front of the subject premises, if any.
- g. Promptly removing or painting over any graffiti written on the exterior walls of the property.
- h. Requiring the owner and employees not to park on public space between the building and the curb.
- i. Not locating trash bins, chairs, tables, or other equipment on public space without a valid space permit.

2. Business Operations and Practices:

- a. Applicant will not, directly or indirectly, sell or deliver alcohol to any intoxicated person ~~or to any person of intemperate habits,~~ or to any person who appears to be intoxicated. ~~A person of intemperate habits shall be defined as:~~
 - ~~i. Any person convicted of alcohol offenses or alcohol-related crimes three times or more in any one year; and~~
 - ~~ii. Who has been so identified to the licensee by the Metropolitan Police Department by giving a photo and name to the licensee.~~
- b. Applicant agrees to take all necessary steps to prevent patron rowdiness, including refusing admission/service to rowdy and/or unruly persons.
- c. Applicant agrees to ensure that no patron bring an open container of an alcoholic beverage into the establishment from outside sources, and at no time exits the establishment with an open container of an alcoholic beverage. Wine shall be corked in accordance with Title 25-113(b)(5)(A)(B)(C) of the DC Municipal Code.

Voluntary Agreement between [Name of Business] and ANC6A

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Committee Reports

Alcohol Beverage and Licensing (ABL)



- d. Applicant will not provide or sell alcoholic beverages “to go.” Applicant agrees not to promote or participate in bar or pub “crawls” or any other event of this nature.
- e. The licensed establishment will be managed by the applicant in person or a board licensed manager.
- f. Applicant, and all employees of the applicant, shall attend and complete an alcoholic beverage server training course/seminar.
- g. Applicant shall post a notice kept in good repair and visible from point of entry a sign, which states:
 - i. Proper ID required (proof of age 21 minimum to be served and assurances that ID’s will be checked at all times prior to serving alcoholic beverages to patrons).
 - ii. Prohibition against selling alcohol to minors.
 - iii. Request to patrons to not litter, loiter, or make excessive noise in the neighborhood as they arrive or depart.
 - iv. Warning: Drinking alcoholic beverages during pregnancy can cause birth defects.
 - v. Request that customers do not contribute to panhandlers.
- h. Applicant shall make every effort to prohibit and prevent loitering and criminal activity on or in front of the establishment premises, to include:
 - i. Asking loiterers to move on whenever they are observed outside the establishment,
 - ii. Calling the Metropolitan Police Department (MPD) to remove loiterers if they refuse Applicant’s request to move on,
 - iii. Calling the Metropolitan Police Department if illegal activity is observed,
 - iv. Keeping a written record of dates and times (~~a call log~~) when the MPD ~~is~~ called for assistance.
 - v. Applicant will maintain a detailed incident log. An incident is defined as any activity by patrons of the establishment inside or immediately outside the establishment which could lead to an ABRA investigation. Each incident will contain date, time and location of each incident with a concise summary. Guests and staff involved or witnesses of the incident will be identified and listed. If there is a medical or police response, that information will also be noted.
- i. Applicant’s call log and incident log shall be provided to the ANC or Board ~~and, for good cause shown to the Board, to any valid protestant~~ during meetings or hearings involving future renewals or contested proceedings involving the Applicant’s license.
 - i. After receiving complaints and/or observing problems with this establishment, ANC Commissioners and/or the ABL Committee chair may ask the D.C. Metropolitan Police Department (MPD) for records and data regarding calls for service or other necessary police presence around this establishment.
 - i. If data from MPD indicates that this establishment has caused or is significantly contributing to additional crime or criminal activities in the neighborhood, including disorderly conduct and/or reoccurring public disturbance, the ANC 6A ABL Committee will hold a public meeting to discuss the problems and ways in which to mitigate them. The Applicant, MPD, and an ABRA representative will be invited and encouraged to participate, as well as concerned residents. MPD will be asked to recommend to the Committee the days of the week and hours when the reimbursable MPD detail should be

Voluntary Agreement between [Name of Business] and ANC6A

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Committee Reports

Alcohol Beverage and Licensing (ABL)



necessary to maintain peace, order, and quiet at and around this establishment and the costs that would be associated with such reimbursable detail. If the Committee recommends the use of a reimbursable MPD detail at this establishment to mitigate these problems, the recommendation will then be considered by ANC 6A at their next scheduled meeting.

ii. If the ANC, by a majority vote, supports requiring a reimbursable MPD detail, the ANC Chair will notify in writing the First District MPD Commander or his/her designee and the Applicant that this establishment will be required to have a reimbursable MPD detail assigned to their location.

iii. The Applicant shall transmit to MPD funds sufficient to provide the next month's reimbursable MPD detail by the 1st day of each month that the reimbursable detail is required.

iv. The reimbursable detail shall be maintained by the Applicant for up to six months. Within six months, the ABL Committee will conduct another review to hear input on whether or not the reimbursable MPD detail should be continued. The ABL Committee will make a recommendation that will then be considered by the ANC at their next scheduled meeting.

jk. Applicant shall not support of the installation of pay phones outside of the establishment on their property.

kl. Applicant will utilize and maintain high-intensity flood-lights on the exterior of its premises so as to fully light any abutting alleyway from dusk until dawn.

ml. Applicant shall provide valet parking services only with valet parking ~~companies~~ services as defined licensed and in compliance with Title 24 DCMR Chapter 16. Applicant will not engage in valet parking that results in vehicles parked in residential parking spaces.

3. Music / Dancing / Entertainment:

a. Applicant agrees to ensure that sounds originating from within the establishment are mitigated by installing adequate sound proofing.

b. Applicant shall not produce any sound, noise, or music of such intensity that it may be heard in any premises other than the licensed establishment in accordance with DC Official Code Title 25-725.

c. In order to mitigate noise on ~~an~~ the outdoor patio or summer garden the following steps will be taken:

~~1)~~ ~~The hours for the patio will be until 11PM on weekdays and 12PM on weekends.~~

~~2)~~ Applicant shall not offer any type of live or pre-recorded music on the patio.

~~2)~~ A fence or other barrier will enclose the entire perimeter.

~~3)~~ No fewer than two signs will be clearly posted to remind guests to keep their voices at normal speaking volume.

~~4)~~ Staff will monitor the outdoor area to make sure guests do not raise their voices above normal speaking tones.

~~5)~~ Potted plants, trees, fountains or other types of noise mitigation techniques will be incorporated into the ~~summer garden~~ decor.

Voluntary Agreement between [Name of Business] and ANC6A

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Committee Reports

Alcohol Beverage and Licensing (ABL)



d. ~~The ANC will establish a three month trial of noise levels from the outdoor area with limited hours until 11PM on weekdays and 12AM on weekends. If noise levels do not create a repeated disturbance to the neighborhood during this time period and residents have no noise complaints for a three month period following opening of the establishment~~ and the licensee has a record of good conduct during this time period, the hours for service on the patio may be extended to be consistent with the licensee's normal business hours. The three month time period for this applicant is _____ to _____.

~~e. Applicant shall obtain an entertainment endorsement to have a cover charge. For purposes of this clause, a cover charge is a fee required by an establishment to be paid by patrons for admission that is not directly applied to the purchase of food or drink.~~

~~ef.~~ Applicant may offer facilities for dancing for patrons only with an entertainment endorsement and may have recorded and background music without an entertainment endorsement. "Entertainment" means live music or any other live performance by an actual person, including live bands, karaoke, comedy shows, poetry readings, and disc jockeys. The term "entertainment" shall not include the operation of a jukebox, a television, a radio, or other prerecorded music.

f. All CT license holders with an entertainment endorsement must have an ABRA accepted security plan in place.

4. Cooperation with ANC 6A. Applicant agrees to work on resolving issues preventing the applicant from fulfilling its obligations under this cooperative agreement with all of the following: the Single Member District (SMD) ANC Commissioner within whose boundaries the establishment is located, the Chair of the ABL Committee, and other Commissioners whose SMD's are adjacent to the location of the establishment.

5. Modifications. This agreement can be modified only by mutual agreement of all the parties with the approval of the ABC Board or by the ABC Board consistent with DC Code § 25-446. In the case of ANC6A, if applicant desires to modify the terms of this agreement, the applicant, prior to implementing the change(s), shall receive written agreement from ANC6A after a majority of the commissioners shall have voted in favor of the changes at a full public meeting.

6. Miscellaneous:

~~a. Applicant certifies that it does not owe more than \$100 to the District of Columbia government as the result of any fine, fee or penalty interest or past due tax.~~

~~ab.~~ Applicant shall post a copy of this voluntary agreement in the establishment in conjunction with the posting of its alcoholic beverage license.

~~eb.~~ Applicant will operate in compliance with all applicable DC laws and regulations.

7. Enforcement:

a. If either party hereto believes in good faith that the applicant is in violation of this agreement, written notice specifying the alleged violation shall be delivered to the applicant and the applicant shall have ten (10) days after receipt of such written notice to come into compliance with this agreement or respond to said alleged notice of default.

b. Applicant and the ANC 6A Commission agree to enter into this agreement. If the applicant should breach the conditions of this agreement, it is understood by all parties

Voluntary Agreement between [Name of Business] and ANC6A

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Committee Reports Alcohol Beverage and Licensing (ABL)



that the ANC 6A, and/or its committees, or others shall immediately petition the ABC Board for a “show cause” hearing pursuant to 23 D.C.M.R. 1513.5.

c. This cooperative agreement is binding on the applicant and its assigns and will continue in force for any and all subsequent license holders at this location.

In Witness Whereof

The parties have affixed hereto their hands and seals.

Applicant:

By: _____ Date: _____

Signature: _____

Advisory Neighborhood ~~Council-Commission~~ 6A Representative:

By: _____ Date: _____

Signature: _____

~~ABC Board Licensed Manager:~~

By: _____ Date: _____

Signature: _____



Committee Reports

Transportation and Public Space (TPS)



ANC 6A Transportation & Public Space Committee Meeting Minutes
Capitol Hill Towers (900 G Street NE)
January 24, 2011

- I. Meeting called to order at 7:06 pm
- II. Introductions - ANC 6A Chair David Holmes; Committee members DeLania Hardy, Sean Lovitt and Omar Mahmud (Chair); Diane Thomas of the National Marathon; Musa Ulasan, owner of a new pizza restaurant called Homeslice to be opened at 1387 H Street NE; and community member Margaret Holwill.
- III. Community Comment - None
- IV. Announcements
 - A. Prior to the committee announcements, Chairman Holmes asked to provide the following information:
 - i. The ANC, as part of new rules passed this year, has changed the way committee recommendations come to the ANC for action. Going forward, committee recommendations now have the full status of a motion as if the motion has come from a commissioner. Therefore, committee recommendations should now be phrased as motions to be acted on at commissioners meetings.
 - ii. Chairman Holmes also expressed gratitude towards the committee members for their service and asked that his thanks also be passed on to committee members not in attendance. It is critical for the ANC to have active committees and committee members to serve on them. Committees give the ANC the expertise it needs to make important decisions.
 - iii. ANC 6A is very active in the District and it has gained a reputation for being active because of the hard work done by committees, including successfully proposing changes to regulations and laws (e.g. fast food zoning regulations). Chairman Holmes is urging all committees to continue their hard work in this regard.
 - iv. Chairman Holmes then excused himself from the meeting, explaining that he did not want to participate in discussion of the agenda items and voting on these items since he will be voting on them at the ANC meeting next month.
 - B. Mr. Mahmud informed the committee that the new DDOT Streetcar Project website at www.dcstreetcar.com is now active. Mr. Mahmud provided a brief overview of the content on the site, which includes, among other things, overall project updates, community meeting announcements, streetcar plan information and H Street/Benning Road line implementation progress.
 - i. Mr. Lovitt pointed out that the website seems to be light on H Street/Benning Road timeline information.



Committee Reports

Transportation and Public Space (TPS)



- C. Mr. Mahmud informed the committee that the X9 Express bus route has begun service along H Street/Benning Road in our ANC, which is big news for bus riders since X2 buses running along the same approximate route are typically quite crowded. The bus makes more limited stops than the X2 and runs from around 6:00 am until about 6:30 pm each weekday with 15 minute intervals.

V. New Business

- A. Mr. Mahmud first made a motion that items V.B and V.C. on the meeting agenda be removed at the request of the individuals requesting to bring these matters before the committee. The motion was seconded by Mr. Lovitt, which passed without objection.
- B. 2011 National Marathon follow-up with race organizers
- i. Mr. Mahmud introduced Ms. Thomas of the Greater Washington Sports Alliance (National Marathon race organizers), thanked her for coming and asked her to update the committee on the items we discussed at the October 2010 committee meeting related to potential race day (March 26, 2011) disruptions. Ms. Thomas presented Mr. Mahmud with a series of letters documenting her efforts to address the committee's concerns raised at the October 2011 meeting. All letters are attached to these minutes as Attachment A.
 - ii. Ms. Thomas then provided the following information:
 1. An arrangement has been worked out with the Capitol Hill Seventh Day Adventist Church located at 914 Massachusetts Avenue NE in our ANC. The arrangement Ms. Thomas has worked out with the church's pastor, Dr. Gene Donaldson, is aimed at minimizing worship disruption on race day. The church ordinarily has 9:15 am and 11:00 am worship services on Saturdays, the day of the race. The church plans to combine the two services during a time which will enable church members to attend service with minimum hassle. Ms. Thomas has provided the church with directions and a map for accessing the church via street openings, which the church plans to pass on to its members.
 2. An arrangement has been worked out with the DaVita Dialysis Center located at 300 8th Street NE in our ANC. Ms. Thomas and the center's Facility Administrator, Myra Cruz, have agreed to work together to ensure patient treatments are not impacted on race day. The first set of patients and staff come in to the center at 5:30 am on race day. This early group will not be effected, but there is a 10:30 arrival group that would be effected. Ms. Cruz has agreed to change the schedule on race day and communicate this change to patients and staff well before race day.
 - a. Mr. Lovitt asked whether the people coming in at 5:30 am will be impacted by the race when trying to leave. Ms. Thomas informed the committee that she will communicate an exit route for these people to Ms. Cruz.



Committee Reports

Transportation and Public Space (TPS)



- b. Ms. Hardy asked whether Metro Access has been notified of race day disruptions. Ms. Thomas plans to go over Metro Access service with WMATA during a meeting scheduled for February 1. Ms. Thomas will go over all other WMATA related issues during this meeting, including logistics and planning, as well as notice to riders of bus service disruption on race day. WMATA has informed Ms. Thomas that service will begin at 5:00 am on race day. Ms. Thomas promised to follow up with Mr. Mahmud following this meeting and provide a summary of what had been agreed to between WMATA and race organizers.
3. An arrangement has been proposed to the Specialty Hospital of Washington located at 700 Constitution Avenue NE in our ANC. Ms. Thomas and the Facility Director's assistant, Gail Mizell, have discussed a plan to ensure patients can visit the hospital with minimum disruption, similar to the plan provided to the DaVita Dialysis Center. Ms. Thomas plans to follow up with the hospital once its Facility Director has had a chance to review the proposed plan.
4. Mr. Mahmud asked about efforts to notify businesses and residents about the race and race day disruptions. Ms. Thomas assured the committee that organizers' efforts are ongoing. Organizers again plan to advertise in local media, put up race signs along the route and put door hangers on homes along (and very near) the race route.
5. Mr. Mahmud asked whether race organizers are working with H Street organizations or businesses to create a spirit station on H Street. Ms. Thomas indicated she has worked with Anwar Saleem of H Street Main Street in the past on similar efforts, but is not sure who to work with this year. Ms. Thomas suggested possibly working with Ms. Holwill since she has many connections in the H Street business community. The two agreed to exchange contact information and meet later on.
6. ***Based on the information provided to the committee both at this meeting and at the October 2011 meeting, Mr. Mahmud made a motion that the ANC send a letter of support for the National Marathon to Ms. Thomas. Mr. Mahmud pointed out in particular Ms. Thomas' efforts to address race day disruptions to local organizations and businesses. Ms. Hardy seconded the motion, which passed without objection. Mr. Mahmud agreed to provide a draft letter to the ANC.***
7. Ms. Hardy excused herself from the meeting, explaining that she had a prior commitment.
8. Ms. Thomas informed the committee that organizers are looking into doing "robo calls" to notify community members about how to find race information on the web. Ms. Thomas asked the committee for zip codes to target for this effort.
 - a. Mr. Lovitt expressed concern that this effort may not be effective for people without computers. Mr. Lovitt suggested instead using funds for this effort to enhance the door hanging effort. Mr. Lovitt



Committee Reports

Transportation and Public Space (TPS)



indicated he did not get a door hanger or mailing about the race last year and he lives right off the race route in an area targeted for door hangings.

- b. Ms. Holwill pointed out that many young people do not have “land line” telephone service and therefore will not receive the robo calls. Ms. Holwill recommended ensuring local listservs such as Mothers on the Hill (MOTH) are notified of race information.
- C. Discussion of outdoor seating area for Homeslice, a new pizza restaurant at 1387 H Street NE - Removed.
- D. Request for public space/construction permit for “Welcome to Rosedale” sign in the 1700 block of C Street NE - Removed.
- E. New legislation re: fines for failure to remove snow from sidewalks.
- i. Mr. Mahmud provided the committee with background information regarding the proposed legislation, which amends the city’s current snow removal legislation, including the following: 1) The legislation has recently been introduced before the City Council and will be considered during a hearing on February 9; 2) Anyone can provide comment on the legislation in person or in writing; 3) The record will remain open for approximately one week following the hearing so there is time for the ANC to provide written testimony regarding the legislation following the next ANC meeting on February 10; 4) Residents would be fined no less than \$25 and businesses no less than \$250 for failing to clear snow from their adjacent sidewalks any later than eight hours after daylight following a snowfall; 5) Mr. Mahmud has been told that the current draft, which is attached to these minutes as Attachment B, is based on a review of similar legislation in other cities; 6) Mr. Mahmud has been told there is a concern that seniors and those with disabilities are not prevented from getting around on snow covered sidewalks, but also are not unfairly penalized if they are unable to clear their own sidewalks; 7) MPD, DPW or and DDOT would all be authorized to issue fines; and 8) The existing version of the legislation currently in place requires that suit be brought against offending residents and businesses to recover the cost of assuming their snow removal obligations.
 - ii. Ms. Holwill pointed out that it is wise for businesses to have a higher fine rate, but she is worried about the potential for selective enforcement and the ability to issue fines with limited city resources. Mr. Mahmud pointed out that MPD, DPW and DDOT would all be authorized to issue fines so limited enforcement resources should be less of a concern than if only one agency were authorized to issue fines.
 - iii. ***After discussing the legislation a little further, Mr. Mahmud made a motion that the ANC submit written testimony to the Council expressing support for the amendment. Mr. Lovitt seconded the motion, which passed without objection (no quorum).***
- VI. Ms. Holwill explained to the committee that the person who contacted Mr. Mahmud about putting the Homeslice matter on the agenda (and then asking that it be removed from the agenda) is no longer affiliated with the restaurant and does not speak for the owner, Mr. Ulsan.



Committee Reports

Transportation and Public Space (TPS)



Given Mr. Ulsan was in attendance, Mr. Mahmud agreed to make a motion to put the Homeslice matter back on the agenda. Mr. Lovitt seconded the motion, which passed without objection.

- A. Discussion of outdoor seating area for Homeslice, a new pizza restaurant at 1387 H Street NE
- i. Mr. Ulsan provided the committee with pictures of the exterior area showing limited views of the area proposed for outdoor seating. He also explained that he would like to open the restaurant as soon as possible and needs public space approval for dumpsters along the 14th Street NE side of the building as well as the outdoor seating area. Approval for the dumpsters is more urgent than the outdoor seating area given the restaurant can't open without them.
 - ii. Mr. Mahmud thanked Mr. Ulsan for providing pictures of the building, but explained that the committee needs additional information in order to properly evaluate his request. Mr. Mahmud informed Mr. Ulsan that applicants for public space approvals typically provide property schematics detailing the precise location of areas in public space to be used by the business. A draft or submitted public space application may also be helpful given it will show exactly what the applicant needs approved by the ANC.
 - iii. Ms. Holwill asked whether Mr. Ulsan could present his request before the ANC next month given waiting to come back before the committee again will delay the business' planned opening. Mr. Mahmud offered to speak with Chairman Holmes about this provided the business first provide the detailed information requested earlier.
 - iv. Mr. Ulsan agreed to contact Mr. Mahmud with more detailed information regarding his use of public space for a dumpster, but believes he will hold off on the outdoor seating for the time being.

VII. Additional Community Comment

- A. Ms. Holwill informed the committee that she has recently received a number of questions from people about restrictions on paintings and other murals on the sides of private buildings. Mr. Mahmud indicated he is unaware of any such restrictions given these areas are private property and not public space, but that he would look into the issue for her.

VIII. Meeting adjourned at 8:04 pm.



Committee Reports
Transportation and Public Space (TPS)



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Councilmember Tommy Wells

Councilmember Mary M. Cheh

A BILL

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

Councilmembers Mary M. Cheh and Tommy Wells introduced the following bill, which was referred to the Committee on _____.

To establish fines to enforce snow removal requirements; and to require the Mayor to issue rules.

BE IT ENACTED BY THE COUNCIL OF THE DISTRICT OF COLUMBIA,

That this act may be cited as the "Winter Sidewalk Safety Amendment Act of 2011."

Sec. 2. An act Providing for the removal of snow and ice from the paved sidewalks of the District of Columbia, approved September 16, 1922, (42 Stat. 846; D.C. Code §9-601 *et seq.*), is amended as follows:

(a) Section 6 is amended to read as follows:

"Sec. 6. Failure of owner or occupant to remove -- Fines.

"(a) Any person or entity who fails to comply with the requirements of Section 1 shall be subject to a fine of not less than \$25; provided, that businesses shall be subject to a fine of not less than \$250. Fines and adjudication shall be pursuant to Chapter 18 of Title 2.



Committee Reports Transportation and Public Space (TPS)



1 “(b) The Department of Public Works, the Metropolitan Police Department, and
2 the Department of Transportation are authorized to issue fines in compliance with this
3 chapter.”.

4 (b) A new Section 8 is added to read as follows:

5 “Sec. 8. Rulemaking.

6 “The Mayor shall issues rules to implement the provisions of this Act.”.

7 Sec. 3. Fiscal Impact Statement.

8 The Council adopts the fiscal impact statement in the committee report as the
9 fiscal impact statement required by section 602(c)(3) of the District of Columbia Home
10 Rule Act, approved December 24, 1973 (87 Stat. 813; D.C. Official Code § 1-206.02
11 (c)(3)).

12 Sec. 4. Effective Date.

13 This act shall take effect following approval by the Mayor (or in the event of veto
14 by the Mayor, action by Council to override the veto), a 30-day period of Congressional
15 review as provided in section 602(c)(1) of the District of Columbia Home Rule Act,
16 approved December 24, 1973 (87 Stat. 813; D.C. Official Code § 1-206.02(c)(1)), and
17 publication in the District of Columbia Register.



Committee Reports Economic Development and Zoning (EDZ)



REPORT OF THE ECONOMIC DEVELOPMENT AND ZONING COMMITTEE OF ANC 6A February 2, 2010

Present: Members: Dan Golden, Charmaine Josiah, Phil Toomajian, Jeff Fletcher
Commissioners: Drew Ronneberg, David Holmes

Drew Ronneberg chaired the meeting.

Community Comments

Commissioner Holmes thanked the ED&Z committee members for their service and said the ANC would take the committee's recommendations as motions if a quorum of committee members were present.

Commissioner Ronneberg reported that Dan and Ben Miller, who recently purchased the AutoZone site at 12th and H St NE, would be guests at the February 16th ED&Z meeting.

Status Reports

Resolution of Previously heard BZA/HPA cases: Commissioner Holmes reported that the owner of 1245 G St had asked for a postponement in the BZA case to pursue a Fair Housing Act ruling on whether the addition was a necessary accommodation.

Vacant Properties: Phil Toomajian reported that DCRA is currently notifying vacant property owners that their property is listed as vacant and will be subject to the 5% tax rate. He also reported that it isn't clear whether vacant and occupied reported by ANC 6A are being reflected on the DCRA lists because it is only published every 6 months. Phil is working with Reuben Pemberton in the vacant property office to correctly designate vacant properties and with OTR to make sure that properties with large tax bills actually go to tax sale.

Rezoning of the Eastern End of H St NE: Drew Ronneberg reported that the Zoning Commission held its second hearing on the rezoning request and that all affected property owners were notified. The ANC is asking for additional properties to be included in the H St NE zoning overlay. The public meeting, where the ZC will decide the case, will take place on Monday Feb 7th.

H Street Business Liaison Report: No report.

BZA #18171 (809 D St NE)

The owner of the property wants to construct a 2nd story addition that will expand a non-conforming court (dogleg). The expansion of a non-conforming court requires a special exception. Patrick and Allison Cooke, the property owners, presented photos of the existing conditions and plans for the proposed addition. In addition, they presented letters of support from their immediate neighbors.

The committee agreed that the addition met the test for a special exception, namely that it did not unduly impact the light, air or privacy of the neighboring properties or visually intrude upon the character, scale and pattern of neighboring houses.



Committee Reports

Economic Development and Zoning (EDZ)



The committee voted 5-0-0 to adopt the following recommendation:

Motion: The ANC support the special exception request for 809 D St in BZA #18171.

BZA #18173 (906 Maryland Ave NE)

The owner wants to construct a detached garage at the rear of the property. Variances are required because the garage will be closer than 12 feet from the alley centerline and the lot occupancy will be greater than 70%.

Mr. Robert Weaver, the project's architect, explained that setback variance was being sought because, in order to comply with this regulation, it would require moving a brick retaining wall and losing a mature tree that shades the neighboring properties. The variance from lot occupancy was being sought because the neighboring structure actually occupied 2% of the lot. If the neighboring structure did not encroach on the lot, the lot occupancy would be less than 70% and only require a special exception. In addition, Mr. Weaver stated that the neighboring properties had non-conforming garages built to the alley property line, so the proposed garage would not extend past the neighboring structures.

Mr. Weaver also stated that the project might need variance relief from 401.1 and 401.3 (lot size and area requirements) and Section 2100.3. (nonconforming structures devoted to conforming uses). Drew Ronneberg said he didn't think it was necessary to ask for relief for these sections but would have to check. Mr. Weaver said he was just trying to cover all bases.

The committee thought that the project met the test of extraordinary conditions and wouldn't set a negative precedent for future cases. All but one member thought that the project demonstrated undue hardship if the relief was not granted.

The committee voted 4-0-1 to adopt the following recommendation:

Motion: The ANC support the variance requests for 906 Maryland Ave in BZA #18173.

BZA #18170 (617 16th St NE)

The owner wants to construct a garage with a roof deck at the rear of the property. Variances are required because it will exceed the 70% lot occupancy threshold and extend a non-conforming court.

Ms. Anna Fox, who owns the property, said that she and her husband wanted the garage for safety reasons because people had broken into her car 4 times after jumping the northern fence. She said that because the property was across the street from Miner Elementary School, there was no parking permitted on 16th St in front of her house. She also comes home late at night and doesn't feel safe parking on streets far from her house.

Ms. Fox presented letters of support from her southern neighbor (the northern neighbor is a church) and a non-abutting neighbor. She also said that it was common for structures on her block to have greater than 70% lot occupancy.

The committee was sympathetic to Ms. Fox's situation but was concerned about the precedent it would set for future cases. Drew Ronneberg explained that there was recently a case of a variance request to build a garage with a roof deck that the committee opposed because it didn't meet the high standard for a variance. He also thought that the drawing showed that the percentage of lot occupancy for the



Committee Reports Economic Development and Zoning (EDZ)



proposal was closer to the 75-80% rather than the stated value of 94%. He encouraged Ms. Fox to recheck this calculation because it would help make the case for her variance request.

The committee recommended that 1) the plans be revised to eliminate the garage roof deck, 2) the lot occupancy be recalculated and 3) the burden of proof be strengthened to justify the variances. Ms. Fox said she understood the committee's concerns and would seek to delay the BZA hearing and come back with revised plans and a stronger justification.

The committee voted 4-0-1 to support the following recommendation:

Motion: Unless the applicant requests that BZA postpone the case by the February ANC meeting, the ANC should oppose the variance requests for 617 16th St NE in BZA #18170.

Adoption of 2011 ED&Z Goals

After correcting several typos, the Committee recommended adopting the Proposed 2011 ED&Z goals by unanimous vote.

Motion: The ANC adopt the proposed 2011 ED&Z goals.

**Next Scheduled ED&Z Committee Meeting:
Wednesday, February 16, 2010
7-9 PM
640 10th St NE
Sherwood Recreation Center, 2nd Floor**



Committee Reports Economic Development and Zoning (EDZ)



February X, 2011

Mr. Clifford Moy
Secretary of the Board of Zoning Adjustments
Office of Zoning
441 4th St NW, Suite 210S
Washington, DC 20001

RE: BZA Case 18173 (906 Maryland Ave NE)

Dear Mr. Moy,

At a regularly scheduled and properly noticed meeting on February 10, 2010, our Commission voted X-X-X (with 5 Commissioners required for a quorum) to support the request for a variance from the lot occupancy requirements in Section 403 and from the alley center line setback requirements in Paragraph 2300.2(b) in the above referenced application. In addition, the applicant requested ANC support from 401.1 and 401.3 (minimum lot width and area requirements) and Subsection 2100.3, (nonconforming structures devoted to conforming uses). Although the ANC does not believe that variances from these sections are required, it supports the applicant's request if the BZA deems them necessary.

The Commission supports the applicant's request for zoning relief because:

1. Complying with the alley setback requirements would require demolishing a full height brick wall separating existing garden and parking area and would require removing a mature tree which shades the applicant's and several neighboring properties.
2. Complying with the lot occupancy requirements would necessitate constructing an unusually shallow garage.
3. The neighboring structure occupies 2% of the applicant's lot. If this structure did not occupy the lot in question, the requested zoning relief would be for a special exception.
4. The neighboring properties have non-conforming garages built to the alley property line, so the proposed garage would be consistent with these structures.
5. The neighboring property owners have written letters of support for the application.

Due to the fact that the property's exceptional circumstances places practical difficulty on the applicant and granting zoning relief does not represent a substantial deterrent to the public good or the intent of the zoning map, our, Commission supports this BZA application.

Please be advised that Commissioners Drew Ronneberg and David Holmes are authorized to act on behalf of ANC 6A for the purposed of this case. Dr. Ronneberg can be reached at ronneberg6a02@gmail.com or (202) 431-4305.

On behalf of the Commission,

David Holmes
Chair, Advisory Neighborhood Commission 6A



Committee Reports
Economic Development and Zoning (EDZ)



February X, 2011

Mr. Clifford Moy
Secretary of the Board of Zoning Adjustments
Office of Zoning
441 4th St NW, Suite 210S
Washington, DC 20001

RE: BZA Case 18171 (809 D St NE)

Dear Mr. Moy,

At a regularly scheduled and properly noticed meeting on February 10, 2010, our Commission voted X-X-X (with 5 Commissioners required for a quorum) to support the request for special exception from Section 223 (not meeting the court requirement in an R-4 zone) in the above referenced application.

The Commission supports the request for a special exception because the proposed extension of a non-conforming court will not unduly affect the light and air available to neighboring property, nor unduly compromise their privacy of use and enjoyment. In addition, both abutting neighbors have written letters of support for the project.

Please be advised that Commissioners Drew Ronneberg and David Holmes are authorized to act on behalf of ANC 6A for the purposed of this case. Dr. Ronneberg can be reached at ronneberg6a02@gmail.com or (202) 431-4305.

On behalf of the Commission,

David Holmes
Chair, Advisory Neighborhood Commission 6A



ANC 6A Economic Development & Zoning Committee 2011 Goals

1. Provide a regular public forum for Commissioners and residents to obtain information and discuss land use issues in the ANC 6A area or that affect the ANC 6A area.
2. Review and report to the ANC on all significant activities by the Board of Zoning Adjustment, Zoning Commission, Historic Preservation Review Board, Office of Planning, National Capital Planning Commission, and other agencies that affect land use in the ANC 6A area.
3. Make timely recommendations to the ANC that permit informed participation in city decisions on zoning, historic preservation, economic development, and other topics related to land use in the ANC 6A area.
4. Monitor public and private development activities on H Street NE for consistency with the Strategic Development Plan and Neighborhood Commercial Overlay.
5. As needed, schedule speakers from city or federal agencies who can address the interests or concerns of residents related to land use in the ANC 6A area.
6. Major topical focus areas in 2011 will be:
 - a. Developing stronger relationships with the H Street business community.
 - b. Working with the owners of the Autozone site and 1113-1117 H St NE to ensure that any potential redevelopment is consistent with the H Street Overlay and Commission Guidance.
 - c. Making sure DCRA applies the provisions of the H Street NE NC Overlay district to all properties on H Street.
 - d. Working with DCRA's vacant property division to ensure that all properties in the ANC are correctly designated as occupied, vacant or blighted.
 - e. Investigating the creation/expansion of a Historic District in the residential areas south of H St NE.
 - f. Investigating the creation/expansion of a commercial Historic District for the commercial properties on H St NE.
 - g. Participating in the process of rewriting the DC Zoning Code.