



March 9, 2006 -- Draft Agenda

*The Linden/Wylie MAP Meeting will take place from 6:00pm to 6:45pm
at Miner Elementary School, prior to the ANC Meeting*

- 7:00 pm Call to order, adopt agenda and approve previous meeting's minutes
Community Comments (2 minutes each)
- 7:15 Commissioner's Single Member District reports (2 minutes each)
- 7:30 **Officer Reports:**
1. Chair (2 minutes)
 - A. ANC 6A Team for Capitol Hill Classic 10K.
 - B. Update on Ambrose / ANC initiatives
 - C. Website suggestions: DCRA Reports / PSA 102 & 103 minutes.
 2. Vice-Chair (2 minutes)
 3. Secretary (2 minutes)
 4. Treasurer (3 minutes)
 - A. Approve monthly treasurer's report and previous month's disbursements.
 - B. Approve monthly photocopying expenses.
- 7:45 **Standing Committee Reports:**
1. Alcohol Beverage Licensing (15 minutes)
 - A. Voluntary Agreement Panel. Recommendation: Establish a three person panel consisting of the ABL Chair, single member district representative or designee, and one member of the ABL committee to negotiate voluntary agreements with individual licensees. If the panel cannot reach consensus, the matter will be forwarded to the full ANC for resolution.
 - B. Update on current voluntary agreement negotiations.
 - C. Accept Committee Report.
 2. Economic Development and Zoning (10 minutes)
 - A. Public School Text Amendment. Recommendations: Approve letter of support and authorize testimony before Zoning Commission on text amendment for public school site requirements.
 - B. Accept Committee Report.
 3. Community Outreach (5 minutes)
 - A. Capitol Hill Classic 10K. Recommendation: Approve letter of support.
 - B. National Marathon. Recommendation: Approve letter of support.
 - C. Advertising copy for Voice of the Hill and Hill Rag update.
 - D. Accept Committee Report.
 4. Public Safety (5 minutes)
 - A. Noise Ordinance. Recommendation: Approve letter requesting new regulations.
 - B. Papering process update.
 - C. Accept Committee Report.
 5. Schools Committee (5 minutes)
 - A. Eastern SHS. Recommendation: Approve letter inquiring into 1) tutoring services and 2) the schedule and sequence of high school modernizations.
 - B. Committee Members.
 - C. Accept Committee Report.
 6. Transportation Committee (5 minutes)
 - A. Approve member – Victor McKoy (6A-02)
 - B. Accept Committee Report.
- 8:35 **Unfinished Business**
- 8:36 **New Business**
1. Approve ANC goals for 2006 (Fengler)
 2. Metropolitan Police Department Fiscal Year 2007 budget input (Nixon)
 3. Payphone application for 700 block of H Street, NE (Marshall)
- 8:52 Community comments – Round 2 (if time permits)
- 9:00 Adjourn

Time limits in parentheses are for planning purposes, to ensure we finish in two hours



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



Advisory Neighborhood Commission 6A Miner Elementary School

DRAFT Minutes
February 9, 2006

The meeting was called to order at 7:00 p.m.

Present: Commissioners Alberti, Beatty, Borbely, Fengler, Mack and Rice (Commissioner Marshall was seated after his election and once he was sworn in).

Approval of agenda

Mr. Fengler moved to adopt the agenda as revised (with one or two new items under new business). The revised agenda was approved without objection.

Minutes

The minutes were moved by Mr. Fengler and approved without objection.

Single Member District Reports

Commissioner Borbely reported that a renovation of the R.L. Christian Library is in the works (see Schools & Libraries Committee report below); that community action has led to the removal of the protruding fence at the used car lot at 14th Street and Maryland Avenue NE, returning a portion of the sidewalk to the public; that his a Meet and Greet at R & B Coffee with Commander Groomes was a success; that the Atlas Theatre is looking for a part-time public relations person; and that a clean-up of the area around Checkers is being planned.

Commissioner Fengler reported that the Office of Property Management has allocated \$35,000 for exterior maintenance at the House of Ruth; and that DCRA is beginning to deal with the illegal mechanics in the AutoZone parking lot.

Commissioner Beatty reported that Lovejoy Park had been delayed again because of the lack of permits.

Commissioner Mack apologized for her absence at the January meeting. She announced a memorial service for Frank Harris and said that a Stop Work Order had been issued for a tavern on 18th Street and Bennett Road because it had the wrong permits.

Commissioner Fengler reported that he has spoken with Commissioner Ibangha who is out of the hospital and hopes to return to meetings in a month or two. He sent greetings to the Commissioners.

a. Election Procedures

Mr. Fengler announced procedures for the election for a new Commissioner for SMD 6A 01, as approved by the ANC in January.

Anacostia Waterfront Corporation

Adrian Washington, the new President and CEO of the Anacostia Waterfront Corporation (AWC), introduced himself as a native Washingtonian who lives in Ward 4. He said the AWC would soon



announce a selection process for a developer for the Southwest waterfront. His purpose in coming to the meeting was to announce two programs: a grant program, in partnership with the Children and Youth Investment Trust to provide grants of \$1500 to \$25,000 to children and youth 501(c)(3) organizations for programs that will connect them to the Anacostia and teach them about the environment, the water, etc. The deadline for applications is April 4th at 6 pm. (Information and applications on the program was distributed); and a summer internship program for senior year high school students in Wards 5, 6, 7, and 8, in which three students will intern in community relations; urban planning and the environment; and economic development, focused on the area around the baseball stadium.

Commissioner Rice asked about the AWC's relationship to Reservation 13 and was told that the AWC will be responsible for Reservation 13 one the federal land is transferred to the District. In answer to a question from Commissioner Alberti, he said that there would be continuous series of bike and walking trails along the river.

Officers Reports

Treasurer

Mr. Alberti presented the Treasurer's Report. The report shows that the opening checking account balance was \$11,536.92, and that the savings account balance was \$4,147.87. **Motions:** Mr. Alberti moved that checks for the following amounts be approved individually: \$1,989 to The Current newspaper (Voice of the Hill) (Check #1269); Nick Alberti \$22.80 for postage (Check #1270; Pocket Nurse Enterprises, Inc. (grant to Eastern High School PSTA) \$1,387.94 (Check # 1271); \$125 to Roberta Weiner for transcribing the ANC's minutes (Check #1272), and the ANC Security Fund \$25 (Check # 1273); and four bank service charges of \$3 each, for a total of \$12. The motions were approved without objection, leaving a checking account balance of \$7,975.18, and a saving account balance of \$4,149.08. **Motion:** Mr. Alberti moved to approve the Treasurer's Report. It was seconded by Mr. Fengler and approved without objection.

Motion: Mr. Alberti moved that the quarterly report for the 1st quarter of FY06 and a revised quarterly report for the 4th quarter of FY05 be approved (the revision pertained to a \$3 bank charge). The motion was accepted without objection.

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

Committee Reports

Alcoholic Beverage and Licensing

Amendments to Voluntary Agreement with Joe Englert

Ms. Beatty reported on the amendments requested by ABRA to the voluntary agreement between the ANC and Joe Englert's H Street establishments, Rock and Roll Hotel, Granville Moore, the Beehive and the Pug. The ANC has been requested to remove language in Section 3 defining a person of "intemperate habits" and drop language requiring the licensee to ask loiterers to "move on," and in another section, remove language that requires the licensee to call the police if loiterers do not disperse. She reported that the Committee generally agreed that the definition of "intemperate habits" should be removed because the definition in the voluntary agreement was arbitrary and difficult to enforce, but there was no consensus on



the issue of loiterers, and it was decided that Ms. Beatty should attempt to seek a compromise on the language with ABRA's counsel.

Motion: Ms. Beatty moved that the language in the voluntary agreement defining persons of "intemperate habits" as well as the language on loitering, be removed from the voluntary agreement between the ANC and Joe Englert.

Mr. Alberti spoke in favor of keeping the language regarding persons of intemperate habits, saying there are current mechanisms to bar people from establishments, and therefore it is enforceable. Mr. Borbely said he supported dropping the "loitering" requirements as there is no anti-loitering law and such a provision would just cause problems and conflict; he said he thought the voluntary agreements for liquor stores should be similarly changed. Mr. Alberti said he would rather work to strengthen the language than gut it.

ABC Chairman Chuck Burger said that ABRA cannot enforce something that is another agency's responsibility (MPD). Mr. Fengler reminded Mr. Burger that the ANC had done due diligence and had discussed the agreement with Mr. Englert prior to bringing it to ABRA counsel Fred Moosally. Mr. Rice said that if ABRA wants to strike the language, it should do it, and shouldn't put it back onto the ANC. Ms. Mack said that the language should stay in because MPD was developing a new procedure using photographs. The motion to remove the language regarding intemperate habits failed by a vote of 1-5, with Commissioner Beatty voting in favor of the motion; the motion to remove the language related to moving loiterers passed unanimously.

Park Economy Mart and China House

Park Economy Mart requested the following changes to a proposed voluntary agreement: eliminate the single sales ban; remove language regarding BID; remove language regarding owing over \$100 to govt.; remove requirement to plant treebox.

Motion: Ms. Beatty moved to accept the Park Economy Mart VA as amended. Passed without objection.

China House requested the following changes to a proposed voluntary agreement:: eliminate the single sales moratorium; remove language regarding BID; remove language regarding owing over \$100 to govt; change Sunday hours, so the store would have to stop selling alcohol at 9PM rather than 8PM.

Motion: Ms. Beatty moved to accept the Park Economy Mart VA as amended. Ms. Mack disagreed with the change allowing Sunday sales until 9 pm, rather than 8. She moved to amend the motion to keep Sunday hours at 8 pm. Her motion was approved without objection. The primary motion that the VA with China House be accepted as amended passed without objection.

Motion: Ms. Beatty moved acceptance of her committee report; it was accepted without objection.

Economic Development and Zoning

311 9th Street NE

The committee heard a proposal to the Historic Preservation Review Board (HPRB) for a rear addition to a property at 311 9th Street NE. The question arose about the impact on 313 9th Street NE because the addition extends 17' beyond the house's building line. The current owner has no objections, but she is selling the house shortly. **Motion:** Mr. Rice moved 1/ that the ANC send a letter of "no opposition" to the HPRB regarding the addition, pending any additional information from the affected neighbors, and 2/



the ANC ask HPRB to consider if there is any way to mitigate the possible impact of the addition. The motion passed without objection.

702-706 17th Street NE

The committee heard a proposal for a zoning variance in an R-4 district to use this property for a hauling and construction business with an outdoor yard for truck parking. The ANC previously requested a clarification on the status of the Certificate of Occupancy for the site, and any zoning relief that was required from the Board of Zoning Adjustment (BZA). This proposal is a result of that clarification, and a BZA hearing is scheduled in March. The Applicant operates a commercial trash hauling business on a property that seems to be amenable to screening. The lot is probably the result of a prior ill-advised subdivision. It would be difficult to use the lot in a residential use without reattaching it to adjoining residential properties. **Motion:** Mr. Rice moved that the ANC support the use variance being requested, subject to the following conditions: 1/approval shall be for a period of five years; 2/the hours of operation shall be between 7 am and 6 pm, Monday through Saturday; 3/ All parts of the lot shall be kept free of refuse and debris; 4/landscaping shall be provided and shall be maintained in a healthy growing condition and in a neat and orderly appearance; 5/the site shall be secured after 6 pm; 6; a seven-foot high fence and evergreen screening shall be provided along the entire periphery of the site; and 7/ the lighting of the site shall be arranged so that all direct light is confined to the surface of the site. The motion passed without objection.

Public Space Permit Application: 701 10th Street NE

The committee heard an application for a public space permit for a driveway to allow access to two private parking spaces at 701 10th Street NE. The driveway and curb cut would occupy 360 sq. ft. The driveway is part of construction for a new three-unit infill building. The committee concluded that the curb cut would eliminate at least one public parking space in return for two private spaces; that the driveway could provide a hazard for children using the Sherwood Rec Center; would eliminate public green space; and it could invite illegal parking on the public space. **Motion:** Mr. Rice moved that the ANC oppose the application for a public space application for a driveway at 701 10th Street SE. The motion passed without objection.

Motion: Mr. Rice moved that the report of the Economic Development and Zoning Committee be accepted. It was accepted without objection.

Community Outreach

Motion: Mr. Fengler moved that the report of the Community Outreach Committee be accepted. It was accepted without objection.

Public Safety Committee

Stephanie Nixon requested that Joe Bellino be added to the membership of the Committee. **Motion:** The motion was made by Mr. Fengler and accepted without objection.

Motion: Mr. Fengler moved that the report of the Public Safety Committee be accepted. It was accepted without objection.

Schools and Libraries Committee



Motion: Mr. Borbely moved that Mark Williams and Tony Hurst be added to the roster of the Schools and Libraries Committee. Mr. Williams had been inadvertently left off last month.

Transportation Committee

Motion: Commissioner Fengler nominated the following members to the Transportation Committee, on behalf of Committee Chair Dea Varsovczky: Diane Hoover (01); Omar Mahmud (02); William McColl (02); Jennifer Flather (05); Aryeh Fishman (06); Warner Sterling (06); Bill Bird (06); LaVerne Law (06); Maureen Benitz (07); Lance Brown (07), Delania L. Hardy; and Ken Granata (08). The nominations were accepted without objection.

Councilmember Sharon Ambrose

Councilmember Ambrose began by complimenting the ANC as being the most organized Commission in Ward 6. She briefly discussed the baseball stadium legislation and the bill to provide a steady stream of funding for school facilities.

Mr. Rice asked the first set of questions, having to do with DCRA. He thanked Ms. Ambrose for her letters to DCRA asking it to promulgate a review process on zoning for charter schools. She said she would speak to Dr. Canavan about not granting more permits until the zoning issues are clarified—public schools are treated as matter-of-right, and charter schools are not.

Mr. Rice next raised the issue that R-4 zones outside of the historic district are getting squeezed, for example around H Street, by development. The houses have no historic district protection. Ms. Ambrose said that a hard look should be taken at R-4 zones to make sure new projects were zoned properly, and it seems to be the same problem as with charter schools.

Mr. Rice said that the issue of fast food restaurants had gone to BZA once and could go again, and the neighbors of H Street want a process for providing special exceptions. The problem seems to be that DCRA can't seem to find a fast-food restaurant on H Street. He said that his thought is that the ANC can engage with BZA and OP and encourage them to establish a process. Ms. Ambrose said that she would be happy to work on that, but the problem is defining what is a restaurant. Mr. Rice said owners seem to be sneaking in tables to meet the requirements for sit-down establishments and what are needed are definitions. The ANC is put in the position of having to wait until a place is up and running before it can determine what it is.

Mr. Rice raised the issue that the area near Union Station, NoMa, is much higher and much denser than R-4. Beyond that, DCRA has been approving expansion within buildings without requiring a review process. He asked for the Councilmember's assistance in making DCRA responsive on these issues. She responded that protecting R-4 neighborhoods was high on her agenda, and she would continue to work on it.

In this context, Mr. Rice raised the issue of enforcement of the H Street Zoning Overlay requirements, and said that those involved in the permit process required training in the new requirements. Ms. Ambrose responded that it's important to make sure that everyone's on the same page, and everyone talking about the same plans. Mr. Rice said that the problem is enforcement, and the difficulty of getting DCRA's attention to these issues. Mr. Ambrose suggested that the ANC invite Dr. Canavan to an ANC meeting and tell him what the problems are.

Ms. Beatty then thanked the Councilmember for her support on Lovejoy Park, but said that the problems continue. There is a permitting problem with DCRA, and despite letters to DCRA, nothing has happened.



Ms. Ambrose responded that the ANC is doing all it can, and the city agencies have to do what they need to do. She said she would try to help.

The next question was about the possibility of putting a police substation on H Street, which was under discussion before the PSA's were changed. The Councilmember said that there had been discussion about using the old Miner School as a substation. She said that Commander Groomes had been looking for a police presence in the area six or seven years ago, but she hit a wall, with liability issues arising with the Bank of America site.

Ms. Beatty then mentioned the potential moratorium on the sale of singles on H Street; after hearing that there were eight or nine package stores on the street, Councilmember Ambrose suggested working with Chuck Burger and ABRA.

Mr. Fengler raised the issue of amplified speech, and introduced Dave Klavitter, the new PSA 102 coordinator, who said that he had received a letter from the Attorney General pointing out that there was a loophole in the law that allowed amplified speech next to R-4 zoning. Ms. Ambrose said that if it can be ironed out, she will do it. Mr. Fengler said that it will require an amendment to the law, and Ms. Ambrose said she would be happy to introduce it.

Mr. Borbely asked about the schools facilities bill and where the money would come from. Ms. Ambrose said that there had been a lot of money coming into the city coffers, but it was slowing down—for example the Housing Production Trust Fund income is down this quarter. She said she wants to see where the money is before she makes any commitment on where the revenue for schools would come from. She said she is committed to finding the funds, but will make no commitment on the exact source.

Election Results

Mr. Fengler announced that Raphael Marshall had won the election and is the new ANC Commissioner for 6A01. **Motion:** Mr. Fengler moved that the election results be accepted and that an election results resolution be sent to the Board of Elections. The motion passed without objection. Councilmember Ambrose swore in Commissioner Marshall, who then was seated.

Endorsement of School Modernization Goals

Motion: Mr. Borbely moved that the ANC endorse the goals and principles of the DC School Modernization Campaign.: *1) School modernization, as a vital part of improving education, is a top priority in the District; 2) As soon as possible, but definitely within 10-15 years, every child in the DC public schools will be in safe, sound, educationally appropriate, high-quality, 21st century schools; 3) The City Council will approve, during this (FY07) budget-approval cycle, a sufficient, dedicated, guaranteed source of funds to accomplish this; and 4) We support strong oversight to ensure that the modernization program is properly managed.* The motion was seconded by Mr. Rice. Mr. Borbely emphasized that the ANC would not be endorsing any specific funding mechanism or funding source -- just that the District's public schools should be modernized. The motion passed without objection.

Continuation of Committee Reports

Alcoholic Beverage and Licensing

Ms. Beatty presented the ABL Committee's proposal for a process for protesting licenses, which has become an issue because of the ANC's recent experience with having a signed agreement with a licensee and then having another protest filed. She said that ABRA has welcomed suggestions as to how to



improve the process. **Motion:** Ms. Beatty moved that the ANC approve a letter to ABC Chair Chuck Burger outlining a process that would 1. guarantee standing to the ANC or other certified group if subsequently another protest is filed. 2. that the number of signatures required for a protest be raised from five to 25. 3. that a filing fee be charged to any group other than the ANC or neighborhood associations for protests, and 4. groups seeking to protest hold public hearing to seek input from those who sign a petition for a protest. The motion was seconded by Mr. Alberti.

Motion: Mr. Fengler suggested an amendment that a fifth point should be added that the ABC holds some of its meetings in the evening to allow broader community participation. The amendment was approved without objection. Mr. Burger thanked the ANC for its efforts, and said that a legislative change would be needed to allow a quorum of two to hold evening hearings. That would take at least 60-90 days, and there are also budget restraints that would have to be taken into consideration.

Motion: Mr. Alberti moved to strike point 3, that there be a filing fee, from the proposal. It was seconded by Mr. Borbely. Mr. Alberti said that he welcomed the idea of the process, but not the suggestion that there be a filing fee, since it was the only opportunity people had to protest and they shouldn't have to pay to do it. Mr. Fengler responded that it wasn't their only opportunity, that if they use the ANC for what it can be used for, they have another opportunity. Mr. Borbely said he agreed strongly with Mr. Alberti. Ms. Beatty said that the purpose of the fee was to discourage nuisance suits and to bring people to the ANC. She said the licensee has to hire a lawyer, and his license can be held up for months. Mr. Rice added that at BZA the policy is that if you're not an ANC or a neighborhood organization, there is a filing fee of \$800. He said the policy works well. This would exempt ANCs and neighborhood organizations. The amendment failed, 3-4, with Commissioners Alberti, Borbely and Mack voting in favor of the amendment.

Elizabeth Nelson said that in order to prove it is a serious protest it should be required that signatures be defined as being from members of the community. A suggestion was made that signatures should come from within a half-mile radius of the establishment. Ms. Beatty agreed that this matter should be discussed at the next ABL committee.

The main motion, to send the letter as amended, was approved without objection.

Schools and Libraries Committee

Mr. Borbely reported on a redevelopment plan for the R. L. Christian Library on H Street. The National Capital Revitalization Corporation (NCRC) has proposed a two-phase concept plan for the site, which includes the library, community space, retail and residential. Parking will also be included. The library would be on the ground floor, with residential units above it. The committee made several recommendations about the project, including on the size of the library, a guarantee that the library will remain a library forever, and that any housing on the site should be affordable housing to the greatest extent possible.

Audience Comment

A community member voiced her frustration that Lovejoy Park was at a stopping point, and made a plea for some action.

The meeting adjourned at 9:15 pm.



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



February 15, 2006

Chairman Charles Burger
Alcohol Beverage Regulatory Agency, Suite 700
941 North Capitol, NE
Washington DC 20002

Dear Chairman Burger,

Our Commission appreciates the conscientious work by Alcohol Beverage Regulatory Agency (ABRA) to perform the liquor license regulatory responsibilities for the District of Columbia. Under your leadership there has been a marked improvement in the delivery of agency services to the community and the Advisory Neighborhood Commission's that represent them. Our Commission applauds such improvements and, in that spirit, writes to recommend process changes that we believe will increase efficiency and fairness within the liquor license renewal and application process.

Our concerns involve the protest process, and the within that process, the rules for "standing". Specifically, our Commission is concerned that standing in a renewal or application of liquor license is predicated upon a protest before ABRA. Our Commission takes extraordinary steps to insure that the community has ample opportunity to comment on all renewals and applications. In some instances, the community is very concerned about specific operational matters of a licensee (trash removal, noise control, etc.); but has no desire to negatively impact the licensee or applicant's business. In fact, our Commission's Alcohol Beverage Licensing Committee often hears very positive comments regarding applicants.

Under these circumstances, a protest by the Commission would be inappropriate, as it in no way represents the community input. However, under ABRA's current process, unless our Commission protests, we are unable to participate in the license hearing – as we have no standing. Further, since the requirement for a protest is so open, nuisance protests are very easy to launch. This provides a group of five protestants greater influence over the licensing process than the Advisory Neighborhood Commission (ANC) which may have spent months soliciting input and negotiating directly with the applicant or licensee on specific community concerns.

In order to remedy these problems, we suggest the following:

- 1) If an ANC or other properly certified group negotiates a voluntary agreement with a liquor licensee/applicant, and that licensee/applicant is protested, the group which has submitted a properly authorized signed voluntary agreement should be granted standing in all hearings and mediation related to that applicant.
- 2) To discourage nuisance protests, the number of signatures to petition a protest should be increased from five to twenty-five protestants.
- 3) A protest filing fee should be instituted for groups other than an ANC or abutting



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



neighbors. Neighborhood associations and others should demonstrate the sincerity of their concerns by paying a filing fee, since they will be using DC government resources and therefore taxpayer money to pursue a lengthy protest.

- 4) ANC's hold public hearings to seek community input. All other protestants should demonstrate the same open process for seeking input from those who have signed the petition. Accordingly, protestants should be able to demonstrate those who signed the protest petition had an opportunity to meet and/or provide input prior to the Roll Call hearing.
- 5) To increase community participation in the protest process, ABRA should hold evening meetings. As currently structured, members of the community and volunteer ANC Commissioners must take off work to have their concerns heard. Roll call hearings would indicate which licensing matters might be best scheduled for evening meetings to allow greater community input.

Again, thank you and the other members of the Alcohol Beverage Control Board for soliciting improvements to ABRA's procedures. We hope that our recommendations will be given serious considerations and that we can work with you to implement reforms in the protest process.

Respectfully Submitted,

Joseph Fengler
Chair, Advisory Neighborhood Commission 6A



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



February 14, 2006

José L. Colón, Lead Civil Engineering Technician
Public Space Permits and Records Branch
District Department of Transportation
941 North Capitol Street, NE
Washington, DC 20002

Re: Public Space Application (701 10th Street, NE)

Dear Mr. Colón,

At a regularly scheduled and properly noticed meeting on February 9, 2006, our Commission voted 7-0-0 (with 4 Commissioners required for a quorum) to object to the above referenced application to occupy public space for the purpose of constructing a new driveway.

The curb cut and driveway would occupy 360 square feet of public space behind three residential units in a new infill building on the corner of 10th and G Streets, NE.

The ANC's objection is based on the following findings: 1) the proposed curb cut would eliminate at least one existing public parking space in return for only two private spaces; 2) traffic entering and exiting the proposed curb cut may create a safety risk for children going to and from the Sherwood Recreation Center; 3) the proposed curb cut would eliminate public green space (an existing tree was already taken out during construction); and 4) the proposed curb cut would invite illegal parking on the public space (including the sidewalk it crosses).

Please note that Commissioner Rice of our ANC has contacted your office on two occasions to request an extension of the ANC response period due to the holiday schedule. Neither of his phone calls were returned. In the future, we would appreciate the courtesy of a response.

Respectfully yours,

Joseph Fengler
Chair, Advisory Neighborhood Commission 6A

cc: Lars Etkorn, Public Space Administrator (DDOT)



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



February 14, 2006

Mr. Tersh Boasberg, Chair
District of Columbia Historic Preservation Review Board
801 North Capitol Street, NE, 3rd Floor
Washington, DC 20002

Re: HPA 06-077 (311 9th Street, NE)

Dear Board Members,

At a regularly scheduled and properly noticed meeting on February 9, 2006, our Commission voted 7-0-0 (with 4 Commissioners required for a quorum) to not object to the above referenced application for a rear addition to this property.

According to a letter submitted to the ANC, the developer plans to repair and restore the front exterior of the building in a historically appropriate style. According to the developer, the building dates to the 1840s. Front windows will be replaced with 1 over 1 wood windows and the front door will be replaced based on input from the Historic Preservation Office. The roof facing the front of the property has a steep slope and the metal roofing will be repaired or replaced in kind.

The existing house is two stories with basement and approximately 25' deep. It is attached to a paired structure at 313 9th Street NE. The two properties are detached from the row houses on either side. The proposed two-story rear addition will extend 22' with an 8' porch on the first floor. As required by zoning, the south side of the addition will be set back 6 feet from the property line to extend an existing 3'9" passageway. The depth of the addition will be roughly equal to the depth of the dwelling on the south side. On the north side, the addition will create a lot line wall on the northern property line. The depth of the addition will be roughly 17' beyond the depth of the dwelling on the north side.

The ANC would ask that the Board pay special attention to the potential impact on 313 9th Street NE, which would be faced by a two-story wall on the lot line extending 17'. As a lot line wall (that could potentially become a party wall if an addition were added to 313 9th Street NE), it is not possible to add windows or other features. Although the owner of 313 9th Street, NE has not expressed concerns to the ANC, this proposal has the potential for some negative impact on the rear yard of the adjoining property. If there are any design elements that might mitigate this impact, they would probably be appropriate in this case.

Respectfully yours,

Joseph Fengler
Chair, Advisory Neighborhood Commission 6A



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



February 16, 2006

Board of Zoning Adjustment
441 4th St, NW, Suite 210
Washington, DC 20001

Re: BZA Case 17435 (702-706 17th Street, NE)

Dear Board Members,

At a regularly scheduled and properly noticed meeting on February 9, 2006, our Commission voted 7-0-0 (with 4 Commissioners required for a quorum) to support the above referenced application with conditions.

The applicant seeks a variance pursuant to 11 DCMR §3103.2 from the use provisions of the R-4 residential district to allow a commercial trash hauling and construction company with an outdoor yard for truck parking. This same property has been the subject of past applications for special exceptions to allow a parking lot use.

The applicant is currently operating a trash hauling and construction business from this leased property. The property is surrounded by a chain link fence with screening slats. There are four banner signs advertising the business on the fence. There is a trailer for the office and a tool shed. The applicant parks a pick-up truck, a 6-wheel dump truck, a roll-off truck, and a Bobcat on the property. The property has been graded with gravel. The applicant maintains that no trash or debris is brought to the site, although barrels used for collection are stored on the site. The site is accessed from the alley.

The site is in a boundary area that faces commercial uses (mainly parking lots) on two sides and residential uses on two sides (the back of a dwelling and a rear yard). Given the width, depth, and configuration of the property, it would be difficult to build a conforming residential use on the site. This would appear to be mainly a result of an ill-advised subdivision of the adjoining residential lots at some point in the past. Given the lack of permanent construction associated with the proposed use that might eliminate the possibility of a more appropriate use in the future, the ANC supports the application subject to conditions that would limit the potential for spillover effects on the nearby residential properties.

The ANC would support the granting of a variance subject to the following conditions: 1) Approval shall be for a period of five years; 2) The hours of operation shall be between 7 a.m. and 6 p.m., Monday through Saturday; 3) All parts of the lot shall be kept free of refuse and debris; 4) Landscaping shall be provided and shall be maintained in a healthy growing condition and in a neat and orderly appearance; 5) The site shall be secured after 6 p.m.; 6) A seven-foot high fence and evergreen screening shall be provided along the entire periphery of the site; and 7) The lighting of the site shall be so arranged that all direct light is confined to the surface of the site.

Respectfully yours,

Joseph Fengler
Chair, Advisory Neighborhood Commission 6A



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



ANC Treasurer's Report
February 2006

Period Covered: 02/01/05 - 02/28/05

Checking Account:

Balance Forwarded			\$	7,975.18
Receipts:				
	District Allotments		\$	-
	Interest Income		\$	-
	Transfers from Saving Account		\$	-
	Total Receipts		\$	-
Total Funds Available			\$	7,975.18
Disbursements:				
	Bank Service Charge 01/31/06		\$	3.00
	Capital Community News (2006 Monthly Ads - Hill Rag)	Ck #1274	\$	3,000.00
	VOID	Ck #1275	\$	-
	Roberta Weiner (Minutes Jan. 06)	Ck #1276	\$	139.54
	Bode & Grenier (Legal Services)	Ck #1277	\$	452.70
	Total Disbursements		\$	3,595.24
Ending Balance			\$	4,379.94

Savings Account:

Balance Forwarded			\$	4,149.08
Receipts:				
	Interest 01/31/06		\$	1.41
	Transfers from Checking Account		\$	-
	Total Receipts		\$	1.41
Total Funds Available			\$	4,150.49
Disbursements:				
	Total Disbursements		\$	-
Ending Balance			\$	4,150.49



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



Minutes from February 21, 2006 ANC 6A ABL Meeting

Meeting called to order at 7:07 pm; no quorum at start but Michael Herman arrived to make a quorum.

Present: Mary Beatty; Tish Olshefski; Lyndon Bonaparte; Michael Herman
Absent: Tim Carney, Malcom Ross, Tolu Tolu

- I. Agenda accepted.
- II. Minutes of January meeting accepted.
- III. Community comment -- none

IV. Update on all activity that occurred on our issues at last ANC meeting.

A. China House and Park Economy Mart.--Mary met two times with each and appeared at ABRA roll call hearings on each one of these to notify ABRA that we had negotiations underway on voluntary agreements. Took each of the VA's back to the ANC February meeting. Discussion at ANC led to agreement on most of the items, not all. These agreements have been offered back for signature. The status hearing for PEM is on March 1.

B. Letter regarding ABRA process. Concerns raised by ANC about some items in the letter (filing fees and community groups demonstrating they have had a forum for input). Amended letter was passed by ANC and has been sent.

C. ANC also discussed the subject of language on "intemperate habits" and "moving on" in our standard voluntary agreement. Recommendation to take out "moving on" language was accepted. ABL Committee recommendation to take out "intemperate habits" was defeated.

D. Singles Moratorium. Sharon Ambrose attended ANC meeting indicated that she would support the moratorium and will communicate her support to ABRA.

V. New Business

A. Joe Fengler suggested that the ABL committee discuss the process for taking negotiated VA's to the ANC. Following discussion on different options to improve the flow of the process while still maintaining inclusion of both appropriate ANC members AND ABL committee members, Tish Olshefski moved (seconded by Mary Beatty):

To recommend that the ANC establish a procedure, for negotiations for voluntary agreements with individual licensees, of a 3-person panel made up of the ABL committee chair, the ANC single member district representative or his/her designee and one member of the ABL committee. If this panel cannot reach consensus on negotiations the matter will be taken to the full ANC.

The motion passed unanimously.



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



B. Geographic Area for Protest of Liquor License – The committee considered a resident’s request to consider recommending language to ABRA to clarify who may protest a license renewal—specifically what constitutes a resident and what should be the limit on distance from the establishment . The ABL committee feels that there are limits but Tish Olshefski volunteered to research the issue and report to the next meeting. Took no action at this time.

C. Intemperate definition/move on language—Lyndon Bonaparte volunteered to research the process for getting a “barring order” against an individual to guide our discussion on an alternative to the intemperate language. He will report to the next meeting.

Meeting adjourned at 8:50

Next Meeting March 21.

Respectfully submitted by Tish Olshefski

Alcohol Beverage Licensing Committee
2006 Committee Goals

- 1) Garner active support for singles moratorium among area businesses, churches, schools, MPD, and neighborhood associations
- 2) File and successfully represent ANC6a before ABRA on singles moratorium
- 3) Strive to have Voluntary Agreements signed with liquor licensees in ANC6a as they come up for renewal.
- 4) Establish reward program for liquor licensees that sign ANC6a voluntary agreement, with special recognition for those who sign singles provision.
- 5) Manage protests of liquor licenses within ANC6a
- 6) Work with ANC6a Public Safety Committee to recommend and pursue legislative solutions for public safety concerns around stores selling beer or liquor.



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



**REPORT OF THE
ECONOMIC DEVELOPMENT AND ZONING COMMITTEE
OF ANC 6A
February 28, 2006**

Present: Commissioner Cody Rice; Resident Members Jeff Fletcher, Virginia Gaddis Rich Luna, Vanessa Ruffin-Colbert, Mary Spencer and Linda Whitted.

Commissioner Rice chaired the meeting.

2006 Committee Goals

The committee discussed goals for 2006. The draft goals are very similar to those for 2005 with the exception of a goal that identifies major topical focus areas for the year.

Recommendation: That the ANC approve the attached 2006 goals for the committee.

ZC 06-06: Text Amendment on Site Requirements for Public Schools

The committee discussed a proposed text amendment to the zoning regulations to change the definition of “public school” and the “matter-of-right” requirements for these schools. This text amendment would clarify the zoning treatment of public charter schools. The Zoning Commission accepted this text amendment for setdown on February 13, 2006 and adopted items 1, 2, and 3 from the attached OP report on an emergency basis. A public hearing will be scheduled for a later date.

The committee discussed the need to clarify the zoning treatment of public charter schools, particularly in the wake of the purchase of a small site on the 100 block of 12th Street NE for a charter preschool. Public charter schools seem to fall somewhere between private schools and public schools in terms of public accountability. Private schools always require a special exception in residential zones. Public schools are allowed as a matter-of-right, but generally there is some public accountability during the facility planning process that might reduce spillover effects. Public charter schools receive public funds, but are operated independently with limited operational oversight from the Board of Education or the unelected Public Charter School Board.

The committee discussed how zoning standards and a public input process are needed, especially for smaller sites in residential areas that have potential spillover effects in terms of noise, traffic, and safety. The text amendment proposed by the Office of Planning seems reasonable in that every existing DCPS and public charter school would meet the criteria for matter-of-right treatment. As a result, the text amendment would not make any of these schools non-conforming.

Recommendation: That the ANC send a letter of support for the text amendment and authorize testimony before the Zoning Commission.



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



Zoning Definitions of “Fast Food Restaurants” and Other Eating Establishments

The committee discussed various eating establishment definitions in the zoning regulations of DC and other jurisdictions (see agenda package). Although the fast food restaurant definition in the DC code is sometimes cited as a model, the experience of this ANC has been that DCRA is unable or unwilling to identify fast food restaurants and trigger a special exception review that would allow public input.

There are a variety of approaches to the classification of eating establishments. Some jurisdictions focus on “formula” or chain restaurants. Some jurisdictions use operating or physical characteristics to identify types of eating establishments. Some jurisdictions focus on the concentration of fast food restaurants in a particular area.

As a starting point, the committee discussed some of the shortcomings of the existing fast food restaurant definition. One problem is that it employs convoluted criteria:

A fast food restaurant is (a) an eating establishment with a drive-through or (b) an eating establishment with a certain amount of space for queuing and on-premises consumption and either (c) 60 percent of food is prepared or packaged before serving or (d) primarily uses disposable tableware and containers.

Everyone involved seems to have some difficulty interpreting and applying this definition. In particular, the criteria related to floor space for queuing and on-premises consumption has been difficult to evaluate.

Another problem is that the existing definition relies on operational characteristics (particularly (c) and (d)) that are difficult to evaluate prior to opening and can be difficult evaluate even after the restaurant opens. DCRA must rely on an eating establishment affidavit that may or may not be completed accurately by the business owner. It may not become clear whether an eating establishment is a fast food restaurant until the property has been fully developed and is in operation. It might be preferable to have a definition that could be evaluated solely on the basis of permit drawings before substantial construction begins. On the other hand, many of the characteristics that a layperson would associate with a fast food restaurant are operational characteristics.

The committee discussed the need to be aware of the diversity of types of eating establishments in terms of configuration, operating characteristics, and demands of various cuisines. The committee then brainstormed on two issues: 1) types of eating establishments that a revised definition might need to address and 2) operating and physical characteristics of eating establishments that might serve as criteria to distinguish among the various types of eating establishments.



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



Types of Eating Establishments

Restaurant	Delicatessen	Accessory use (carryout)
Cafeteria	Coffee Shop	Drive-Through, Drive-In
Hot Food Bar	Teahouse	Street Vendors
Café	Fast Food Restaurant	Caterer
Lunch Counter	Convenience Store	Food Delivery Services
Ice Cream Parlor/ Soda Fountain	Accessory use for other businesses (Theater, Bowling Alley, etc.)	Dinner Theater
Diner	Bakery	Bar/Tavern

Operating Characteristics	Physical Characteristics
Time of payment (before or after service)	Amount of seating
Busing of tables	Queuing area
Disposable tableware, utensils, containers	Publicly-accessible trash receptacles
Parking (valet, self)	Service counter
Use of trays	Permanence of seating
Use of individual menus	Affixed menu board
Ordering, delivery, service at table or counter	Drink or condiment station
Fixed menu vs. changing menu	Screening of kitchen area
Locked vs. unlocked bathroom	Ratio of back-end, front end space
Sales by weight (as with deli or hot food bar)	Location of cash registers
Preparation and packaging before or after order	
Volume, speed of sales, turnover	
Location of consumption	
Recycling, garbage	
Formula or chain status	
Predominance of fried foods	

The committee will take this issue up again at the next meeting. Committee members were asked to look through the definitions from other jurisdictions that appear in the agenda package. New or revised definitions would need to distinguish between 1) eating establishments that have significant potential spillover effects on the residential areas and 2) all other eating establishments. The first class of eating establishments (fast food and similar) would continue to require a special exception from the Board of Zoning Adjustment allowing public input and addressing spillover effects with various conditions prior to granting permission to operate. The revised definition should be clear and easy to interpret for business owners, DCRA permit writers, DCRA inspectors, and residents.

Next Scheduled ED&Z Committee Meeting:

Tuesday, March 28, 2006

7-9 PM

900 G Street, NE

Community Room of the Capitol Hill Towers



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



**DRAFT 2006 GOALS FOR ANC 6A
ECONOMIC DEVELOPMENT & ZONING COMMITTEE**

- 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, District Department of Transportation, 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, public space, 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. As requested by Commissioners and/or residents, assist in gathering information and resolving concerns related to specific properties (*e.g.*, abating problems associated with vacant/abandoned/underutilized properties.)**
- 7. Major topical focus areas will be a) zoning definitions for eating establishments, b) special exception requirements for small public school sites, c) a Business Improvement District for H Street NE, and d) expansion of the Capitol Hill Historic District.**

GOVERNMENT OF THE DISTRICT OF COLUMBIA
OFFICE OF PLANNING



Office of the Director

MEMORANDUM

TO: Zoning Commission for the District of Columbia

FROM: Ellen M. McCarthy
Director

DATE: February 3, 2006

SUBJECT: Report for **Setdown** for Emergency Text Amendments to change public school regulations, initiated by the Office of Planning.

This report serves as the Prehearing Filing required by 11 DCMR § 3013 as a prerequisite to the advertisement of this proposed text amendment.

RECOMMENDATION

The Office of Planning recommends the following action **on an emergency basis** and that the matter be set down for hearing:

That the Zoning Commission adopt following text amendments

- a. The amended definition of public school;
- b. Amendment to the matter-of-right public school standards;
- c. Amendments to §§ 400, 401, & 403;
- d. Amendment to §206 to include public schools;
- e. Inclusion of public schools as a matter-of-right in the SP, CR, & W districts; and
- f. Amendments to the parking requirements for pre-elementary schools.

The Office of Planning also requests that the Commission authorize the issuance of a Notice of Proposed Rulemaking for the text and that the Commission allow the immediate advertisement of the text, without waiting for the submission of a supplemental report. This will allow for full consideration of the proposed rule within the 120-day length of the emergency.

The Office of Planning has coordinated this proposal with the District of Columbia Public Schools.

BACKGROUND

Charter schools in the District are granted charters by one of two bodies, either the District of Columbia Board of Education or the District of Columbia Public Charter School Board. The United States Congress has mandated that the District of Columbia treat charter schools the same as public schools for the purposes of the Zoning Regulations. This requirement causes the need for modifications to the Zoning Regulations based on the differences between traditional public schools and charter schools.

Traditional public schools must be approved by the City Council for funding and have therefore been lightly monitored by zoning. They are static uses that, once approved, do not change location without further Council approval. Conversely, charter schools require only a charter from one of the two chartering bodies and no public hearing. Further, once a charter school has received its charter, it is not tied to a particular site and may move to any building in any zone district in the city where public schools are allowed. This can

cause friction in small sites in residential neighborhoods where access is limited or the affects of a school would be more acute.

This emergency text amendment is designed to address several aspects of public/charter schools in the zoning regulations. First, it defines public schools to include public charter schools. Second, it allows collocation of school uses with other uses and sharing of recreational facilities. Third, it amends the lot area, lot width, FAR, and lot occupancy of public schools in residential zones to provide consistent standards that ensure neighborhood compatibility. Fourth, any schools in residential zones not meeting the requirements are proposed to be allowed as special exceptions. Fifth, it amends the regulations to allow public schools in the SP, CR, and W zones. Finally, this text amendment creates standards for preschools where none currently exist.

PROPOSAL

Proposed Text

1. Amend first sentence of definition of “Public School” §199.1 as follows:

A building or use within a building operated ~~and maintained~~ or chartered by the District of Columbia Board of Education or the District of Columbia Public Charter School Board for educational purposes and other such community uses as deemed necessary and desirable.

2. Amend §201.1(k) to change matter of right uses in R-1 as follows:

- (k) Public school, subject to the provisions of chapter 21 of this title; Public schools may collocate with other permitted schools or uses provided all applicable requirements of this title are met. Public schools may share common on-site recreation space including gymnasiums, playgrounds, and fields, and these shared recreational spaces may count toward the minimum lot area. On-site office use must be ancillary and necessary to the operation of the particular school.

3. Amend §§ 400, 401 and 403 as noted below as “Proposed” for Public Schools¹

Res Zone	Minimum Lot Area (§ 401) ²		Minimum Lot Width (§401)		Maximum FAR (§402)- no change proposed	Maximum Lot Occupancy (§403)		Maximum Height (§400.10-11) ³	
	Existing	Proposed	Existing	Proposed		Existing	Proposed	Existing (res max)	Proposed
R-1-A	7,500 sf	15,000 sf	75'	120'	0.9	60% *	60% *	60' (40')	60'
R-1-B	5,000 sf	15,000 sf	50'	120'	0.9	60%*	60%*	60' (40')	60'
R-2	4,000 sf	9,000 sf	40'	120'	0.9	60%*	70% max	60' (40')	60'
R-3	4,000 sf	9,000 sf	40'	120'	1.8	60%*	70% max	90' (40')	60'
R-4	4,000 sf	9,000 sf	40'	120'	1.8	60%*	70% max	90' (40')	60'
R-5-A	None	9,000 sf	None	120'	1.8	60%*	60%*	90' (40')	90'
R-5-B	None	9,000 sf	None	120'	1.8	60%*	60%*	90' (50')	90'
R-5-C	None	9,000 sf	None	120'	3.0	75% *	75% *	90' (60')	90'
R-5-	None	9,000 sf	None	120'	3.0	75% *	75% *	90'	90'

D/E								(90')	
-----	--	--	--	--	--	--	--	-------	--

- * Currently §403.3 allows for public schools to exceed lot occupancy subject to limitations on height and pedestrian access. Proposed there would be a maximum of 70% in the R-2, R-3 and R-4 zones
- 1 = Any public school that does not meet the proposed limitations of 401, 402 or 403 may request relief through the special exception process.
 - 2 = Minimum lot area may include adjacent parcels that are separated only by a public alley.
 - 3 = (res max) = the maximum height permitted for a residential structure in these residential zones

Amendments include:

- 400.10 In an R-1, R-2, ~~R-3, and R-4~~ District, a public school building or structure may be erected to a height not exceeding sixty feet (60 ft).
- 400.11 In an ~~R-3, R-4,~~ R-5-A, R-5-B, and R-5-C District, a public school building or structure may be erected to a height not exceeding ninety feet (90 ft).

The table in 401.3 would be amended to Add a public school category to every residential zone district with the above noted lot area and lot width.

401.8 For public schools minimum lot area may include adjacent parcels under the same ownership that are separated only by a public alley.

403.1 A public school building may occupy the lot upon which it is located in excess of the permitted percentage of lot occupancy prescribed in §403.2; provided, that the portion of the building excluding closed courts exceeding the lot coverage shall not exceed twenty feet (20 ft.) in height or two (2) stories; and provided further, that direct pedestrian access not less than ten feet (10 ft) in width from at least two (2) public rights-of-way shall be provided to each roof area used for these purposes. The roof area shall be used only for open space, recreation areas, or other athletic and field equipment areas in lieu of similarly used space normally located at ground level. In the R-2, R-3, and R-4 zones, the total lot occupancy should not exceed 70 percent.

4. Amend §206 to include Public Schools as a Special Exception in the R Districts as follows:

- 206 PUBLIC AND PRIVATE SCHOOLS AND STAFF RESIDENCES (R-1)
- 206.1 Use as a public school that does not meet the requirements of chapter 4 of this title or as a private school, but not including a trade school, and residences for teachers and staff of a private school, shall be permitted as a special exception in an R-1 District if approved by the Board of Zoning Adjustment under § 3104, subject to the provisions of this section.
- 206.2 The private school shall be located so that it is not likely to become objectionable to adjoining and nearby property because of noise, traffic, number of students, or otherwise objectionable conditions.
- 206.3 Ample parking space, but not less than that required in chapter 21 of this title, shall be provided to accommodate the students, teachers, and visitors likely to come to the site by automobile.

5. Add §771.10 to allow for public school use in the C-1 zone up to a maximum FAR of 1.8

771.10 In a C-1 District, the maximum floor area ratio requirements may be increased for specific public school buildings or structures, but shall not exceed the floor area ratio 1.8

6. Add §501.1(i) to matter of right uses in SP-1 as follows:

(i) Public School, subject to the provisions of chapter 21 of this title.

7. Add §601.1(u) to matter of right uses in CR as follows:

(u) Public School, subject to the provisions of chapter 21 of this title.

8. Add §901.1(v) to matter of right uses in W districts as follows:

(v) Public School, subject to the provisions of chapter 21 of this title.

9. Amend 2101.1 “Parking for Schools” to add a standard for pre-elementary and pre-kindergarten schools as follows:

SCHOOLS	
<u>Pre-elementary schools and pre-kindergarten schools or facilities:</u>	<u>2 for each 3 teachers and other employees</u>

ANALYSIS

1. Amend first sentence of definition of “Public School” §199.1

This amendment accomplishes two purposes. It expands the definition of public school to include D.C. charter schools and to include schools collocated with other uses. This language is necessary to ensure that charter schools are considered public schools in terms of the Zoning Regulations. The collocation of schools with other uses, such as churches, allows for a more efficient use of land and allows the opportunity to locate schools with other large uses in residential zones where adequately sized lots might not otherwise be available.

2. Amend §201.1(k) to change matter of right uses in R-1

This language further addresses the collocation issue, specifically permitting it. It also addresses sharing of recreation space including gymnasiums, playgrounds, and fields. This provision allows opportunities for efficiency in land use where there are existing recreational facilities that may be underutilized. Finally, this change includes language that would limit office space in the school to offices ancillary to the school use.

3. Amend §§ 400, 401 and 403 for Public Schools

This section proposes minimum limits for lot area and lot width as well as maximum limits for height and lot occupancy. The proposal is for a minimum lot area of 15,000 square feet in the R-1 districts and 9,000 square feet in the R-2 through R-5 districts. R-1 districts allow only single family detached homes as residential uses. The larger lot size in these districts should help to maintain the open, detached character of existing residential neighborhoods and provides space for the activity and impacts associated with schools. The R-2 through R-5 districts all allow some type of attached residential structures on various lot sizes. The 9,000 square foot minimum lot size in these districts recognizes the smaller lot sizes and greater densities in these zones while still requiring adequate space for a public school use.

The attached charts show land area for D.C. public schools and current D.C. public charter schools. Significantly, the proposed lot areas are greatly exceeded by every existing D.C. public school and all

but one existing D.C. charter school.

This section also calls for minimum lot width of 120' for public schools in residential districts. This regulation is an attempt to address the need of public schools for areas to load and unload children from buses or cars. While it would be generally preferable for this activity to be located on the site rather than in the street, the survey of existing schools showed that a large percentage of schools would be made non-conforming by a requirement for onsite student drop-off and pick-up. The compromise solution requires 120' of lot width, or street frontage to allow space that would ideally be marked for loading during school hours. 120' offers room for five to six cars to stop at once for drop-off/pick up.

The proposed text would also lower the maximum allowable height for schools in the R-3 and R-4 zones from 90 feet to 60 feet. In the R-1 through R-4 zones the maximum height for any structure other than a public school is 40 feet. The proposed change would ensure closer compatibility of future school buildings with the surrounding area and provide a more consistent change between the R-5 zones and lower zones in terms of height.

Currently, Section 403.3 allows public schools to exceed lot occupancy subject to limitations on height and pedestrian access. The proposed text amendment would amend Section 403.3 to limit that additional lot occupancy in the R-2, R-3, and R-4 zones to 70%. Currently, 70% is the maximum allowed for single family homes in these zones R-3 and above that go through the Section 223 special exception process.

4. Amend §206 to include Public Schools as a Special Exception in the R Districts

This amendment would simply add “a public school that does not meet the requirements of chapter four of this title” to the special exception standards for private schools. This amendment allows the option to develop schools that do not meet the new or existing requirements through a special exception.

5. Add §771.10 to allow for public school use in the C-1 zone up to a maximum FAR of 1.8

C-1 sites in the District tend to be individual properties or small areas in residential neighborhoods. Currently, the C-1 zone limits all development to an FAR of 1.0. This tends to be lower than the allowed FAR of surrounding zoning districts which for schools is usually 1.8. Raising the maximum FAR in the C-1 zone for public schools would allow use of these sites at similar density to what would be allowed in the surrounding neighborhood while still less than would be allowed in larger commercial areas.

6. Add §501.1(i) to matter of right uses in SP districts

7. Add §601.1(u) to matter of right uses in CR district

8. Add §901.1(v) to matter of right uses in W districts

Public schools are not currently permitted in the SP, CR, or W zone districts. These amendments would clean up what appears to be an oversight and effectively allow public schools to locate in any zone district in the city.

9. Amend 2101.1 “Parking for Schools” to add a standard for pre-elementary and pre-kindergarten schools

The existing parking regulations of chapter 21 do not specifically address pre-elementary schools. Since schools of this type would have similar parking needs as elementary schools, the parking standards for elementary schools have been used as the suggested standard for preschool uses. The requirement would be two parking spaces for every three teachers or other employees.

COMPREHENSIVE PLAN

The text amendment is not inconsistent with any of the Comprehensive Plan themes, goals, objectives and policies. No policies specifically address the placement or impacts of public schools. The major themes of the Plan tend to promote maintaining or improving the character of neighborhoods as well as enhancing

public safety. The proposed changes further the goals of both of these themes and not inconsistent with any specific areas of the Plan.

EMERGENCY ACTION

The Office of Planning recommends that this text amendment be effective immediately upon setdown. This text is needed to clean up an existing ambiguity regarding charter schools in the Zoning Regulations. There are currently over fifty charter schools in the district and several more are granted charters each year. This language is needed to specifically equate charter schools to D.C. public schools and clarify the guidelines for public school buildings. Further, the text amendment would immediately open up some zones of the city that currently do not allow public schools. Delaying the effective date of this amendment until the final order would leave the issues resolved here in limbo and the standards and timing ambiguous for projects to happen later this year.

AGENCY COMMENT

OP has been in contact with DCPS throughout the process. DCPS has provided attached information regarding the lot areas and enrollment of existing schools. They have also reviewed the proposed changes. While no written report has been submitted, verbal discussions have indicated no objections to the proposals.

COMMUNITY COMMENT

OP has worked closely with charter school groups including FOCUS and interested stakeholders. Comments were solicited throughout the month of January. We have tried to address a multitude of issues and ideas in this proposal and believe that we have reached a proposal that accomplishes the cities goals for public schools while offering the widest possible latitude for matter-of-right public school uses and balance impacts on adjoining residential neighbors.

CONCLUSION

The proposed text amendments are not inconsistent with the Comprehensive Plan goals and objectives and will serve an function in allowing charter schools the same opportunities as public schools in our city. The Office of Planning recommends that the proposed amendments to 11 DCMR (ZONING) be set down and advertised for hearing.

Attachments

EM/tp



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



Community Outreach Committee Minutes for February 20, 2006

The Committee convened at 7:15 PM, at the Church of the Lord Jesus Christ of the Apostolic Faith annex, 1235 C St. NE.

Attending COC members: (quorum)

- Louis Barbash
- Rose Williams
- Elizabeth Nelson (chair)

Absent COC members:

- Marissa Irwin (illness)Louis
- Barbara Anderson (travel)

Community members present:

- Christopher Browne, Greater Washington Sports Alliance

I. Discussion of advertising copy and ANC flyer

- A revised version of *The Voice of the Hill* ad (similar to *The Hill Rag* ad) was approved. It has been reformatted to make space for the new Transportation Committee. (Attached)
- Information on the meeting schedule and location of that committee is needed before the ads can be submitted to the publishers.

Subsequent to the meeting Dea Varsovczky supplied most of this information. The regular meeting schedule will be determined at the March 2 meeting of the committee.

- We will ask Marissa, who did most of the layout of the existing flyer, to redesign it to accommodate the Transportation Committee. Again, the meeting schedule and location will be needed. Commissioner Marshall's contact information will replace Commissioner Holden's.

II. Update on Website

The Commissioners page has been updated to reflect Commissioner Marshall's election. The Committees page has been updated to include contact information for Dea Varsovczky. The meeting schedule and location will be added there and to the Calendar as soon as it becomes available.

Subsequent to the meeting, most of this information was provided and then posted to the website. Dea also provided an agenda for the first meeting, which was also posted.

III. Goals for 2006

The COC has agreed on these goals for 2006:

1. Recruitment of grant applicants / grant writing assistance / review of grant applications
2. Increasing public awareness, including press coverage, of ANC 6A activities, especially grant making activities.
3. Finalize advertising arrangements with *The Voice of the Hill* and update ad in *The Hill Rag*.
4. Improve and maintain the website.
5. Revise ANC 6A flyer to reflect election of new commissioner and changes/additions to the committees.

III. Presentation by Christopher Browne, Greater Washington Sports Alliance

Mr. Browne addressed the COC on the topic of the National Marathon 2006. He explained that the goals of



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



his organization include expanding local participation so that it comes to be seen as a community event. The COC offered to facilitate that by putting him in touch with youth groups including Boy/Girls Scouts and provide the names and locations of community schools and other youth groups that might want to participate in the festivities, either this year or next. Suggestions were also made regarding local print media.

Mr. Browne outlined steps taken to minimize any negative impact on the surrounding community:

- The event has a very early start time, 7 a.m.
- It is scheduled for a Saturday (March 25, 2006) to minimize conflicts with the faith community.
- Street closings will be kept brief. Runners must submit a qualifying time of 4 hrs 30 mins or less in order to register. All runners will have cleared ANC 6A area by 7:38 a.m.
- Goodwill Industries has been hired to clean the course as the runners clear it. This will also provide employment to under-employed persons.
- The event organization is paying for additional City services such as the police.
- Abundant free parking (20,000 spaces) will be provided at RFK Stadium, the start/end point for the race.

Mr. Browne also outlined measures taken to provide information to and receive input from, the community:

- Presentation at public/neighborhood meetings including ANC 6A meeting.
- Announcements in local publications including *The Hill Rag* and *The Buzz*.
- All registrants for an earlier marathon that was cancelled were contacted and offered free registration in this event even though it is a completely different organization sponsoring it.
- Maps of the race course and other materials were provided as well as being available on the organization website.

Committee recommendation (unanimous): that ANC 6A provide a letter of support for the event (draft provided). Should ANC 6A decide not to provide such a letter, the COC recommends that ANC 6A provide a letter documenting Mr. Browne's efforts to provide information to and receive input from, the community.

IV. Request for letter of support from Capitol Hill Classic (Howard Crystal)

Mr. Crystal was unavailable to attend the COC meeting but provided materials though e-mail. All members of the COC are personally familiar with this extremely popular, annual, community event. The Classic showcases the neighborhood to the many suburban neighbors and international tourists who participate in the race while benefiting the Capitol Hill Cluster School, a public school and neighborhood institution.

Committee recommendation (unanimous): that ANC 6A provide a letter of support for the Capitol Hill Classic similar to the one sent last year (draft provided)

V. Call Boxes

There is a program co-sponsored by a variety of civic and City groups to reuse the old police and fire "call boxes" as mini historic markers. Several of these are located in ANC 6A. A few have been "adopted" already but there are still a few (nominally under the purview of the North Lincoln Park Neighborhood Assn./Capitol Hill Restoration Society) that are available. The COC has arranged to have one adopted by Kidpower/Miner ES (14th, F St & TN Ave), one by Girl Scout Troup 5076(13th & D St), two by Maury ES (both at 13 St, Constitution Ave & TN Ave). We plan to advertise the remaining sites (12th & D St, 12th & E St, 13th St & MD Ave.) as a "hot topic" on the website, pending approval by the controlling organizations and the availability of explanatory materials suitable for posting.

Subsequent to the meeting this was also discussed with Nancy Metzger, project coordinator.



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



DRAFT

Howard Crystal
2006 Race Co-chair
The Capitol Hill Classic 10K
813 A St. NE
Washington DC 20002
202-588-5206
howardcrystal@meyerglitz.com

Dear Mr. Crystal,

We would like to extend our support to the 2006 Capitol Hill Classic 10K. The Commission voted X-X (with 5 Commissioners required for a quorum) at the regularly scheduled and properly noticed monthly meeting on March 9, 2006 to support the street closing for this year's Capitol Hill Classic 10K race on May 21, 2006.

We know that this event provides vital financial assistance to an important neighborhood public school. We are aware that this event has been appreciated by the community for more than twenty years as an opportunity to showcase our neighborhood. We wish you much success with your event this year.

Sincerely,

Joseph Fengler, Chair
ANC 6A
fengler6a02@yahoo.com
(202) 423-8868



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



DRAFT

Christopher Browne
Director, Sports Initiatives & Business Development
Greater Washington Sports Alliance
1725 I St. NW Suite 200
Washington DC 20006
202-857-59986
cbrowne@gwsportsalliance.com

Dear Mr. Browne,

We would like to acknowledge your efforts to inform the community and to extend our support to the National Marathon 2006. The Commission voted X-X (with 5 Commissioners required for a quorum) at the regularly scheduled and properly noticed monthly meeting on March 9, 2006 to support the event to take place on March 25, 2006.

We appreciate your efforts to encourage community participation and wish you much success with your event this year.

Sincerely,

Joseph Fengler, Chair
ANC 6A
fengler6a02@yahoo.com
(202) 423-8868



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



ADVISORY NEIGHBORHOOD COMMISSION 6A

Chair, Joseph Fengler, 423-8868



Serving the Kingman Park,
 Linden, Near Northeast,
 North Lincoln Park,
 Rosedale, and Stanton Park
 communities



**ANC 6A meets the second Thursday (Nov. 10), 7 pm, at
 Miner Elementary School, 601 15th Street, NE.**

www.anc6a.org

**Alcohol Beverage Licensing
 Committee**

Third Tuesday (Nov. 10), 7 pm
 Sherwood Recreation Center
 Corner of 10th & G Streets, NE
 Chair, Mary Beatty, 546-4196

**Economic Development &
 Zoning Committee**

Last Tuesday (Nov. 29), 7 pm
 Capitol Hill Towers
 900 G Street, NE
 Chair, Cody Rice, 544-3734

**Community Outreach
 Committee**

Third Monday (Nov. 21), 7:15 pm
 Church of the Lord Jesus Christ of
 the Apostolic Faith Annex
 1235 C Street, NE
 Chair, Elizabeth Nelson, 543-3512

Schools & Libraries Committee

Fourth Wednesday (Nov. 23), 7 pm
 Miner Elementary School
 601 15th Street, NE
 Co-chair, Marc Borbely, 544-2447
 Co-chair, Mfon Ibangha, 547-1535

Public Safety Committee

Third Wednesday (Nov. 19), 7 pm
 Sherwood Recreation Center
 Corner of 10th & G Streets, NE
 Chair, Stephanie Nixon, 396-7234

Transportation Committee

Day of month (Date), ? pm
 Sherwood Recreation Center
 Corner of 10th & G Streets, NE
 Chair, Dea Varsoczky, 398-8788



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



REPORT OF THE PUBLIC SAFETY COMMITTEE

February 15, 2006 at Sherwood Recreation Center

Meeting Attendees:

Commissioners: Mary Beatty (6a05), Raphael Marshall (6a01)

Chair: Stephanie Nixon

Committee Members Present: Mark Laisch, Joe Bellino, Raphael Marshall

Committee Members Absent: Mike Seneco (notified of absence)

Residents: Bo

Guests: Lynnette Collins (Juvenile Prosecution Attorney for the Office of the Attorney General), Giuliana Dunham (1D Prosecutor for the US Dept. of Justice), Carolyn Crank (Community Outreach, 1D Prosecution, US Dept. of Justice), David Klavitter (PSA 102 Co-Community Coordinator), Alphonso Coles (Community Outreach, MPD)

Stephanie Nixon opened the meeting at 7:04 pm.

Guests:

Guests, Giuliana Dunham (1D prosecutor) and Lynnette Collins (Juvenile Prosecution Attorney, OAG) as well as Carolyn Crank (1D Community Outreach for US Attorney's office) were invited to the meeting to discuss coordination with the community and MPD, the process of papering, recidivism, and holding.

Attorney Dunham explained the adult papering process. When people are arrested the case is either papered or not papered (see Table 1 supplied by US Attorney's office for PSA 102 and 103 from 2004 to 2005). Papering is determined based on knowledge about viable prosecution. Several factors are accounted for when deciding to hold a possible felon: pending cases, probation, and/or violent or dangerous crime (homicide/robberies, injury to victim, etc.). There is limited space in the jails accordingly all defendants are not held until trial. In addition, there is no bond in DC. Ms. Nixon mentioned the possible increase in reports filed leading to the increase in papered cases from 2004 to 2005.



Table 1

Charge	9/01/04-12/31/04		9/01/05-12/31/05	
	102	103	102	103
Assault	26	22	33	29
BRA	8	0	1	1
Burglary	4	1	1	4
Carjacking	2	0	0	0
Child Sex	1	0	1	0
Destruction of Property	4	8	3	8
Drugs	77	45	89	58
Escape	1	1	1	4
Fraud	0	0	1	0
Fugitive	11	6	13	11
Homicide	0	1	0	2
Kidnapping	0	0	0	1
Other Misc.	12	3	4	4
Prostitution	14	0	1	0
Robbery	4	3	6	4
Sex	0	0	0	1
Theft	7	2	8	1
Weapons	7	5	6	13
Other	32	33	25	10

Attorney Collins mentioned that stolen autos were the largest juvenile crime problem a few years ago, but now it is robberies. Now there is a special unit for robberies. Prosecution is case specific, but the goal with non-Title 16 juvenile cases is rehabilitation. There is no mandatory minimum sentence for each crime. Attorney Collins plans to send the committee stats for plea bargains, trials, and dismissals. In addition, she has statistics for recidivism.

Mr. Bellino mentioned the possibility of night papering to reduce overtime for MPD. Mr. Laisch mentioned the 2001 GAO report discussing the DC justice system and use of night papering. Ms. Crank recalled a time when night papering was used in the justice system. The possibility of the return of night papering was discussed.

The attorneys were asked about the use of stay away orders and why residents could not know who was under stay away orders. Attorney Dunham was unsure. This could be a legal issue. MPD is aware of stay away orders. As of February 16, 2006 there were 18 individuals in violation of stay away orders for PSA 102 and 18 people under stay away orders for PSA 102. In PSA 103 there were 10 individuals in violation of stay away orders and 17 active stay away orders.

Ms. Nixon asked about how community members could express concerns about defendants. Both attorneys stated that direct victims receive notification. Ms. Nixon asked about indirect victims (e.g., drug dealers). Attorney Dunham and Ms. Crank asked for suggestions to obtain public commentary. Ms. Nixon mentioned various listserves: MPD-1D, PSA 103, Rosedale Citizens Alliance, ANC6A, etc. These were agreed to be possibilities for adult cases. In juvenile cases, not filed under Title 16, public disclosure is not possible per Attorney Collins. Only direct victims are told about hearings for these cases.



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



Mr. Marshall mentioned the length of time it takes for cases to go to trial. Both attorneys stated that this was becoming faster, but noted it was a problem.

Follow-up on Maury Elementary School:

Ms. Nixon reported on behalf of Mr. Seneco (absent). Mr. Seneco has been around the school and said that the problems were ongoing. Bo stated that it seemed better but there is not a fence yet.

Follow-up on PSA 102 Representatives:

There are two new PSA 102 Representatives, David Klavitter and Marc Lesnick. A discussion was held about increasing the correspondence. Mr. Klavitter agreed to join the ANC6A Public Safety Committee Listserv for the purposes of informing the Committee of the occurrences in PSA 102.

Follow-up on PSA 103 Meeting from February 8, 2006:

PSA 103 Co-Community Coordinators include: Mrs. Brenda Artis, Ms. Nixon, Mr. Seneco, Mr. Ajit Joshi, and Mr. Laisch. The PSA 103 meeting "Partnerships for Problem-Solving with Civic Leaders" went extremely well. Thanks were given to all who attended and coordinated. Connections were made and the Co-Community Coordinators plan to continue with the developing partnerships with civic leaders for residents at the meetings.

Community Concerns:

Possible arson at 1239 E St NE at 1:30 pm on 2/16/06.

MPD Budget Requests. Ms. Nixon mentioned that Tanya Washington of Deputy Mayor for Public Safety and Justice Reiskin's office discussed the MPD Oversight and Budget hearings at the PSA 103 meeting. The committee discussed the need for a recommendation for the 2007 budget given the economic and residential development in ANC6A.

Noise Ordinance Issue (SMD6A02). Mr. Klavitter and Mr. Laisch discussed the noise ordinance violations at the corner of 8th St NE and H St NE. A unanimous vote approved a letter supporting legislation concerning the noise issue. Another issue that requires assistance is increased involvement at the bus stop corner from the Metro Transit Police department: questforquiet.org.

H Street Substation. The debate about an H Street Substation was discussed. Mike Seneco and Joe Bellino were assigned to investigate the issue. In addition, the committee is to discuss the pros and cons with MPD.

Future Activities:

Continue updates on above activities.

Continue papering discussions with MPD.

Monitor noise ordinance issue.

Work with Metro Transit Police Department to resolve issues at bus stop corner.

Compare all options for H Street NE including substation.

Baltimore Anti-loitering law

Gather information for MPD budget hearing in March 2006

Request for Action by the ANC:

Letter supporting modification to noise ordinance.

Approve the notes.

Respectfully submitted by Joe Bellino and Stephanie Nixon.



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



ANC 6A Public Safety Committee 2006 Draft Mission Statement and Goals

Mission:

Engage residents, community groups, the District of Columbia government and all other public and private institutions in an effort to prevent criminal activity affecting our quality of life and promote the public safety and health of our community.

Goals:

1. Act as a convenient and useful forum for residents and local businesses to discuss public safety issues and solutions.
 - a. Hold monthly meetings with a quorum present.
 - b. Increase attendance of residents, businesses, community groups at meetings.
 - c. Improve outreach to and participation of residents from all parts of ANC 6A.
2. Provide the Advisory Neighborhood Commission with well-informed recommendations for changes in Federal and District legislation, and regulations and operating procedures of relevant government agencies, based on input from community members.
 - a. Identify at least four changes in DC or Federal legislation that will help improve the public safety of our community.
 - b. Recognize at least four changes in regulations that will help improve the public safety of our community.
3. Improve collaboration across PSAs 102 and 103 to address issues relevant within both areas of the ANC.
 - a. Participate in PSA 102 and 103 meetings on a monthly basis.
 - b. Develop cross-PSA initiatives that will address at least one significant public safety issue in our community.
 - c. Solicit representation as coordinators for PSAs 102 and 103 and provide monthly reports on activities at PSA meetings
4. Work with government agencies, law enforcement, and other public and private sector organizations to build a community resistance to drugs, violence, and crime in our community.
 - a. Establish a working relationship with at least one other ANC Committee.



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



ANC 6A Schools & Libraries Committee Report February 22, 2006

From: "Marc Borbely" <borbely@fixourschools.net>
Date: Wed Feb 22, 2006 11:55 pm
Subject: Report: ANC 6A Schools & Libraries Committee

Hi Neighbors --

Here's a report from tonight's ANC 6A Schools & Libraries Committee meeting.

The Committee is looking for many new faces to join us; if YOU might be willing to serve on the Committee (or if you know of someone), please let me, co-chair Mfon Ibangha, or your own ANC Commissioner know! The more active members we have, the better. We meet the 4th Wednesday of every month, at Miner (15th and F NE), at 7 pm. Tonight, the following Committee members were present: Andre Taylor (6A03), Rich Carlson (6A04), Audra LeBlanc (6A06) and Marc Borbely (6A06). The following were absent: Mark Williams (6A04), Tony Hurst (6A05), Brenda Artis (6A07) and Mfon Ibangha (6A08).

UPDATES

Eastern SHS: We recommended that the ANC send a letter to DCPS Superintendent Janey asking about the tutoring services that No Child Left Behind mandates be provided to students at certain schools. The principal at Eastern SHS reported at our "Future of Eastern SHS" meeting in January that these services should be but are not being provided. Marc Borbely will draft a letter by March 1. We further recommended that the ANC also send a letter to Dr. Janey inquiring into why Eastern is not one of the seven high schools currently scheduled for a school modernization, and requesting that Eastern be considered for placement on the list. Rich Carlson will draft a letter by March 1. Rich Carlson will also contact a group of people who work at the Department of Homeland Security and who would like to help paint a school; he will try to find a school seeking such volunteer help.

RL Christian Library: LaVerne Law today alerted the Committee to legislation introduced in the City Council on December 20, pertaining to RL Christian Library (\$510,000 from the Neighborhood Investment Fund, to develop design and construction documents for a mixed-use facility, and to relocate the library temporarily on H Street while a new expanded library is built). Andre Taylor will investigate the legislation further and report back by March 1.

FOCUS & GOALS

We recommended that our initial schools-related focus would be primarily the public schools physically located in ANC 6A (Gibbs, Maury and Miner Elementary Schools; Eliot Junior High School; and Eastern Senior High School). Last year, we were focusing on all schools whose in-boundary area included parts of our ANC -- a much larger group of schools. Given our limited resources we felt it would be preferable to focus on a smaller number of schools, at least in these early stages of the Committee's life.

The Committee identified the following schools-related goals for 2006 (we haven't yet considered library-related goals):



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



1. The Committee will serve as advocate and watchdog on behalf of each of the schools, to ensure that the schools have the resources they need. When they do not, the Committee will recommend that the ANC help.
2. The Committee will open and improve lines of communication with each of the five schools. This will involve attending PTA meetings where PTAs exist, and speaking with the principal, teachers and parents on a regular basis. Rich Carlson will work to establish relations with people at Eastern; Audra LeBlanc will work to establish relations with people at Eliot; Andre Taylor with people at Gibbs; Marc Borbely with people at Maury.
3. The Committee will design and conduct a survey to be given to principals and teachers to find out what resources (in terms of time, talent and treasure) neighbors could contribute. Once the Committee has received this data, the Committee will publicize these ways to assist, in the neighborhoods surrounding the schools. Among possible ways neighbors can help: reading to students; and taking students on field trips; helping out during the school day, either with administrative chores (like Xeroxing) or watching kids, at recess. Audra LeBlanc will design a draft survey by March 22. She will contact DCPS Volunteer Coordinator Kris Benjamin to find out what volunteers are and are not allowed to do, and what kind of background checks are required.
4. The Committee will involve community members in at least one "large" activity at one of the schools we're focusing on. This could involve promoting a school play or some other similar event.

MISC

- Andre Taylor will submit a facility use agreement to DCPS by March 1 so the Committee can continue to meet at Miner this year.
- Rich Carlson will be in charge of ensuring meeting reminders get sent out a week before each monthly Committee meeting.

best

- Marc Borbely
co-chair, ANC 6A Schools & Libraries Committee
536 13th St NE
202-544-2447 (h)



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



ANC 6A Transportation Committee Report March 2, 2006

Committee Attendees: Dea Varsovczky, Diana Hoover, Omar Mahmud, Aryeh Fishman and Warner Sterling.

The committee first held introductions of the members, guest speakers Ms. Karina Ricks and Mr. Chris Delphs, and community members present.

Capitol Hill Transportation Study

Mr. Chris Delphs, Ward 6 Transportation Planner gave some background on the Capitol Hill Transportation Study and mentioned that they had over 70 people visit the open house in January and provide tremendous amount of feedback.

The existing conditions report is completed and it should be available on the study's website soon. Based on this report, DDOT will present their initial recommendations at the next public meeting, which will be held in May (no final date yet).

Starburst Plaza and H Street

Ms. Karina Ricks reported that the Starburst Plaza design is 100% complete. The actual construction will be coordinated with Pepco, who are also planning to do major work in the area.

65% engineering plan for the H Street corridor is submitted Friday, 2/2/06. The draft construction drawings are presented at an open house on March 7.

In late May, the 90% submission will be up for review, at which point only major problems will be addressed for revision.

Construction work along H Street, as with the Starburst Plaza, will be coordinated with service providers (Pepco, WASA, Verizon) who are also planning major work for the corridor. Ms. Ricks is working with H Street Main Street to coordinate with businesses on H Street. They would like to "get a picture of the corridor" to include in the bid process to get an idea of when it would be a terrible or a better time to do work on that particular section of the street.

The majority of attendees were very interested in discussing details of the streetcar project such as the type of car that might run, who will operate the service (not yet determined), how it will connect to Union Station (it will connect to the back of Union Station, not the front).

Ms. Ricks reported that the steel has already been purchased for the tracks.

Ms. Ricks also talked a little about the unique materials that will be used in construction on H Street. For example, the sidewalks will be of a material that will allow messages, perhaps quotes, to be etched into them.

There are no major milestones for any relevant project in the next two months outside of the ones mentioned above. The meeting concluded with the agreement that the committee would meet again in two months with the date to be determined.



NEW BUSINESS ANC 6A -- PROPOSED GOALS

Chair

1. Maintain committee resident membership to ensure active community participation.
2. Conduct meetings in efficiently to ensure timely consideration of Commission business.
3. Work with Councilmember Ambrose and/or respective city agencies to implement legislative or code changes in accordance with Commission directions and decisions.
4. Explore different approaches and options to increase the Commission's visibility.
5. Expand relationships with other ANCs, community organizations and groups to identify and coordinate initiatives to solve and address challenges facing our larger Capitol Hill community.

Community Outreach Committee

1. Recruitment of grant applicants / grant writing assistance / review of grant applications
2. Increasing public awareness, including press coverage, of ANC 6A activities, especially grant making activities.
3. Finalize advertising arrangements with The Voice of the Hill and update ad in The Hill Rag.
4. Improve and maintain the website.
5. Revise ANC 6A flyer to reflect election of new commissioner and changes/additions to the committees.

Alcohol Beverage Licensing Committee

1. Garner active support for singles moratorium among area businesses, churches, schools, Metropolitan Police Department, and neighborhood associations
2. File and successfully represent ANC 6A before Alcohol Beverage Regulation Agency on singles moratorium
3. Strive to have Voluntary Agreements signed with liquor licensees in ANC 6A as they come up for renewal.
4. Establish reward program for liquor licensees that sign ANC 6A voluntary agreement, with special recognition for those who sign singles provision.
5. Manage protests of liquor licenses within ANC 6A
6. Work with ANC 6A Public Safety Committee to recommend and pursue legislative solutions for public safety concerns around stores selling beer or liquor.

Public Safety Committee

1. Act as a convenient and useful forum for residents and local businesses to discuss public safety issues and solutions:
 - a. Hold monthly meetings with a quorum present;
 - b. Increase attendance of residents, businesses, community groups at meetings;
 - c. Improve outreach to and participation of residents from all parts of ANC 6A.
2. Provide the Commission with well-informed recommendations for changes in Federal and District legislation, and regulations and operating procedures of relevant government agencies, based on input from community members:
 - a. Identify at least four changes in DC or Federal legislation that will help improve the public safety of our community;
 - b. Recognize at least four changes in regulations that will help improve the public safety of our community.
3. Improve collaboration across Police Service Area (PSA) 102 and 103 to address issues relevant within both areas of the ANC:
 - a. Participate in PSA 102 and 103 meetings on a monthly basis;



- b. Develop cross-PSA initiatives that will address at least one significant public safety issue in our community; and
 - c. Solicit representation as coordinators for PSAs 102 and 103 and provide monthly reports on activities at PSA meetings
4. Work with government agencies, law enforcement, and other public and private sector organizations to build a community resistance to drugs, violence, and crime in our community. Establish a working relationship with at least one other ANC Committee.

Schools and Libraries Committee

1. Serve as advocate and watchdog on behalf of each of the schools, to ensure that the schools have the resources they need. When they do not, the Committee will recommend that the ANC help.
2. Open and improve lines of communication with each of the five schools:
 - a. Attending PTA meetings where PTAs exist, and speaking with the principal, teachers and parents on a regular basis.
 - b. Establish relations with Eastern; Eliot; Gibbs; and Maury.
3. Design and conduct a survey to be given to principals and teachers to find out what resources (in terms of time, talent and treasure) neighbors could contribute:
 - a. Design draft survey by March 22.
 - b. Once the Committee has received this data, the Committee will publicize these ways to assist, in the neighborhoods surrounding the schools.
 - c. Among possible ways neighbors can help: reading to students; and taking students on field trips; helping out during the school day, either with administrative chores (like Xeroxing) or watching kids, at recess.
 - d. Work with DCPS to find out what volunteers are and are not allowed to do, and what kind of background checks are required.
4. Involve community members in at least one "large" activity at one of the schools we're focusing on. This could involve promoting a school play or some other similar event.

Economic Development and Zoning Committee

8. 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.
9. 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, District Department of Transportation, National Capital Planning Commission, and other agencies that affect land use in the ANC 6A area.
10. Make timely recommendations to the ANC that permit informed participation in city decisions on zoning, historic preservation, economic development, public space, and other topics related to land use in the ANC 6A area.
11. Monitor public and private development activities on H Street NE for consistency with the Strategic Development Plan and Neighborhood Commercial Overlay.
12. 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.
13. As requested by Commissioners and/or residents, assist in gathering information and resolving concerns related to specific properties (*e.g.*, abating problems associated with vacant/abandoned/underutilized properties.)
14. Major topical focus areas will be a) zoning definitions for eating establishments, b) special exception requirements for small public school sites, c) a Business Improvement District for H Street NE, and d) expansion of the Capitol Hill Historic District.



New Business - MPD Budget / Issues

1. 1D has 426 officers assigned and 367 of these are in PSAs, the rest are assigned to administrative duty, sick-leave, or limited duty.
2. 1D has the largest Powershift group.
3. City Council is proposing to hire 200-500 more officers, but last year 85 of the 285 officers hired by MPD left.
4. With the commercial and residential growth along H Street NE there will be a need for more officers in PSAs 102 and 103. If the bars do not have adequate security (i.e., MPD believes they should hire very good bouncers), then MPD will be pulled from the neighborhoods to direct people around. This can lead to long response times when a person is in need of help in a neighborhood. (e.g., Adam's Morgan). Accordingly, there was strong support for insuring that the security portion of the VAs was very strong. Suggested increase in general of 1 officer/1000-5000 residents. (Broad stroke.) But, add in a provision that states officers in PSAs 102 and 103 should be increased beyond this number at times when the call volume increases to limit disturbances on H Street NE and to insure that residents have access to officers 24 hours/day.
5. Night Court - The officers like the idea. This would be a morale booster. Right now officers who work midnights have to go to court all day - sometimes for several days. To have a night court for at least holding/papering would be extremely helpful and reduce costs related to overtime (mentioned in Chief Ramsey's testimony). This was also discussed during our last Public Safety Committee meeting between Joe Bellino and Giuliana Dunham. Also, contrary to a 2004 report, nights are the #1 arrest time.
6. Time schedules for officers: Allow officers to work 4-10 hour days/week with 3 days off. This won't resolve the day court problem entirely, but it does yield to happier more productive officers. In other cities they are doing 4 12-hour days one week and 3 10-hour days the next and the officers are more productive. By allowing these schedules it might help for officers working nights by keeping them more alert. Problem is still with court and lack of sleep. Officers obtain overtime for these hours.
7. Civilianization of the force: More civilian jobs are being done by civilians. However, 1D has a way to go. Officers should be on the streets patrolling, not doing civilian duties. This would increase efficiency.
8. NEED a MODERN CRIME LAB: Commander Groomes has mentioned the lack of a modern crime lab many times. There is a definite need for this in DC, particularly given the size of the city. There has been talk of such at St. Elizabeth's but a lack of action. Increase civilians in crime lab so that officers can patrol areas versus process scenes. This is difficult to do (per supervisors) because civilians don't stick around after they have been trained. Chief Ramsey also mentioned the need to increase money to crime-scene analysis.
9. As most of the crimes are drug-related and we are a large metropolitan area, we need a larger narcotics unit. The request specifically was push for a big increase in narcotics investigators. If they could increase drug lock-ups, then they could possibly decrease homicides. There is typically a push for more homicide, the officers say push for a narcotics unit equal to that of a big city.
10. WMATA Police need to patrol 8th and H St NE like they should. MPD is having to pick up the slack quite regularly. (This was confirmed by Supervisor in MPD - stated by Dave K. at last meeting.)
11. Transporting/watching prisoners: Takes 2 officers to transport/monitor prisoners in hospitals. This



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



takes guys from our streets. There needs to be some assistance from the Marshall service for this.

12. Need for on-line reporting so that officers do not always have to come to scene: For example, when a window is broken in your house and you need the report for insurance, do you really need an officer? It would be helpful to have an on-line reporting system that was tracked and used by MPD and would provide you with a police report for those incidents. We discussed the possibility of having this so that you could still set up a meeting with officers if necessary (e.g., burglary). This would be very helpful to MPD - they often have calls for broken windows, lost purses, lost IDs, etc.
13. False alarm calls: Those calls to buildings in 101 are taking officers from 102 and 103. Somebody leaves a door open in a building and officers have to spend hours trying to access the building to shut off the alarm. ATM alarm goes off and officers again are taken from patrol to turn off the alarm. Fines would be helpful for these false alarms, to encourage businesses to improve alarms and limit the false alarms. Security guards should be capable of shutting these off, but they are not.
14. Reminder the stadium will be built in 105 - this could take officers from 103/102 as well unless 1D receives enough officers.