



District of Columbia Government  
Advisory Neighborhood Commission 6A  
**Agenda for March 08, 2007**



- 7:00 pm **Call to order**, adopt agenda and approve previous meeting's minutes.
- 7:05 **Community Comments** (2 minutes each)
- 7:10 **Community Presentation:** Interim DC Fire Chief, Brian Lee
- 7:20 **Officer Reports:**
- Chair (2 minutes)
  - Vice-Chair (2 minutes)
  - Secretary (2 minutes) - *starts on page 41*
    1. ANC Informational Flyer Copies Available
    2. Letters Remaining From February 08 ANC Meeting
      - a. Letter to OAG reminding them of obligation to provide information to ANC's
      - b. Letter to G. Simon and City Council regarding support for interpretive services
    3. Announcement of Tommy Wells Office Hours on H - *on page 39*
    4. Final Business Card Design - *on page 40*
  - Treasurer (2 minutes) - *starts on page 41*
    5. Approve treasurer's report and previous month's disbursements.
    6. Approve monthly photocopying expenses.
- 7:30 **Single Member District reports** (2 minutes each)
- Standing Committee Reports:**
- 7:35 Alcohol Beverage Licensing (5 minutes) – starts on page 42
1. **Recommendation:** Adopt annual goals for ABL Committee presented
  2. **Recommendation:** Pursue a voluntary agreement with Atlas Spotlight Productions
  3. **Recommendation:** Protest the CT and CR application and pursue a voluntary agreement with Langston Bar & Grill.
  4. Next meeting: 7p.m., March 20, 2007. (third Tuesday)
  5. Accept Committee Report
- 7:40 Economic Development and Zoning (10 minutes) – starts on page 45
1. **Recommendation:** Approve letter of support to HPRB for the extension of the 3rd floor rowhouse at 139 11th St. N.E.
  2. **Recommendation:** Approve letter of opposition to the alley closing behind 1359 H St. NE.
  3. **Recommendation:** Request the Zoning Commission enact a 5 year moratorium on upzonings within the H Street Neighborhood Commercial Zoning Overlay District, and designate Rich Luna as the ANC 6A representative.



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4. **Recommendation:** Establish joint meetings with the ANC 6C Planning, Zoning and the Environment Committee to discuss the extension of the Capitol Hill Historic District.
5. **Recommendation:** Seek party status in the Comstock PUD case at 1705 E. Capitol St SE and appoint Stephanie Nixon or her designee as the ANC 6A representative.
6. Next meeting: 7:00 p.m., March 26, 2007 (fourth Tuesday).
7. Accept Committee Report

7:50 Community Outreach (10 minutes) – starts on page 48

1. **Nominations:**
  - i. Kenneth Wicks – Approve Nomination to Committee
  - ii. Astri Kleivdal – Approve Resignation from Committee
2. **Recommendation:** Publish a semi-annual report of ANC 6A activities that are relevant to the entire ANC, not time-sensitive, nor duplicative of other publications.
3. **Recommendation:** Commissioners will be responsible for distribution – no mailing.
4. **Recommendation:** Appoint an editor who will coordinate publication of the report and solicit suggestions for content from all commissioners and committee chairs.
5. **Recommendation:** Content of the report shall be as described in the minutes – section “production of the semi-annual report”
6. **Recommendation:** Approve a sum not to exceed \$2,200 to pay for printing two, 4-page issues in 11”x17” format.
7. **Recommendation:** Adopt annual goals for Community Outreach Committee presented
8. Next meeting – 7:30 p.m., March 19, 2007 (third Monday)
9. Accept Committee Report.

8:00 Public Safety (15 minutes) – starts on page 53

1. **Recommendation:** Appoint Commissioner Nixon to represent ANC 6A at budgetary hearings before City Council regarding the Metropolitan Police Department, Department of Youth Rehabilitative Services, Fire and Emergency Medical Services, and Office of Attorney General, as availability permits.
2. **Recommendation:** Appoint Commissioner Nixon to represent ANC 6A at budgetary hearings before City Council regarding the Sherwood Recreation Center and Rosedale Recreation Center.
3. **Recommendation:** Approve letter to Council Member Mendelson with budget recommendations for the Metropolitan Police Department, 1<sup>st</sup> District.
4. **Recommendation:** Approve letter to Council Member Mendelson with budget recommendations for the Department of Youth and Rehabilitation Services.
5. **Recommendation:** Approve letter to Council Member Mendelson with budget recommendations for the Fire and Emergency Management Services.



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6. **Recommendation:** Approve letter to Council Member Mendelson with budget recommendations for the Office of Attorney General.
7. **Recommendation:** Approve letter to Council Member Thomas requesting with omnibus budget recommendations for the Department of Parks and Recreation.
8. **Recommendation:** Approve letter to Council Member Thomas with budget recommendations for the Sherwood Recreation Center.
9. **Recommendation:** Approve letter to Council Member Thomas with budget recommendations for Rosedale Recreation Center.
10. **Recommendation:** Approve letter to MPD requesting the development of a multi-agency plan for the Pentacle Apartment complex.
11. **Recommendation:** Approve letter to Councilmember Mendelson requesting revisions to the DC anti-loitering law modeled on the existing Baltimore law.
12. **Recommendation:** Approve letter to Councilmember Mendelson requesting changes to papering procedures for MPD Officers.
13. Next meeting – 7:00 p.m., March 21, 2007 (third Wednesday)
14. Accept Committee Report.

8:15 Transportation and Public Space Committee (5 minutes) – starts on page 75

1. **Nominations:**
  - i. Aryeh Fishman – Approve Resignation from Committee
2. **Recommendation:** Approve letter to DCRA Sign Committee supporting request by Mount Moriah Baptist Church to install an electronic message sign on their property at 1636 E. Capitol St.
3. **Recommendation:** Approve letter to DDOT supporting installation of multi-space parking meters citywide
4. **Recommendation:** Approve letter to DDOT supporting interim bus route along future H Street/Benning Road streetcar line
5. Next meeting – 7:00 p.m., March 26, 2007 (fourth Monday)
6. Accept Committee Report.

8:20 **Unfinished Business**

1. Motion to reconsider fireworks resolution passed at February meeting (delete language requesting criminalization of fireworks possession and use, as opposed to the current civil penalties)

8:25 **New Business** – starts on page 78

1. **Proposed Motion #1:** Motion to send resolution to DC Parks and Recreation to ask for 45 day time extension to review proposed dog park establishment regulations and if denied to oppose proposed rules. The resolution also authorizes Commissioners Holmes and Schultheiss to testify on behalf of the ANC as needed on this issue. Resolution attached on page 85.



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2. **Proposed Motion #2:** Motion to send letter to Council Member Wells requesting the District assist ANC6A with obtaining low cost interpretive services for public meetings as needed. Letter attached on page 86.
3. **Proposed Motion #3:** Motion to send letter to DPW to conduct a pilot project along Maryland Avenue consisting of modifying all public trash cans to prevent the placement of household trash into can for the purpose of reducing abuse and decreasing litter. Letter attached on page 87.
4. **Proposed Motion #4:** Motion to send letter to DCRA requesting denial of certificate of occupancy for a Community Residence Facility at 1637 E Street, NE until the owners of the facility utilize the special exception process.
5. **Proposed Motion #5:** Motion to OAG to discover if DC Administrative Procedures Act applies to the activities and meetings of the Public Charter School Board and, if so, pointing out the failure to follow that procedure at the PCSB meeting of February 26.
6. **Proposed Motion #6:** Motion to request that the OAG determine whether proper procedures were followed with respect to purchase of goods and services by Appletree Institute at 138 12th Street (RFP required to be posted in DC Register?)
7. **Proposed Motion #7:** Zoning Commission will consider the proposal by the Office of Planning to amend 401.1 of the Zoning Regulations regulating Charter School Locations.
8. **Proposed Action:** Review of ANC Goals for 2007- Goals listed on page 88.
9. **Announcements:** Update on the restaurant/fast food text amendment - Office of Planning to propose text amendment

8:50 **Community comments** – Round 2 (if time permits)

9:00 **Adjourn**



## ANC6A Meeting Minutes February 08, 2007



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

Present: Commissioners Alberti, Beatty, Fengler, Holmes, Mack, Nixon, and Schultheiss.

Absent: Commissioner Marshall

### 1. Approval of agenda

**Motion:** The agenda was moved and accepted without objection.

### 2. Minutes

**Motion:** Mr. Schultheiss moved adoption of the minutes for the January meeting, the minutes were adopted without objection

### 3. Community Comments

Rick Uzes representing the Rosedale Citizens' Alliance spoke about the condition of the Rosedale Recreation Center and the fact that nothing has been done. They plan to lobby the City Council, prior to a hearing on February 28<sup>th</sup>

Ken Walsh of the Capitol Hill Rotary Club spoke about the club's work, including its international efforts to eradicate such diseases as polio and river blindness, its local work with Tyler School and Eastern High School, and the opportunity Rotary provides for networking. He invited members of the community to attend Capitol Hill Rotary Club meetings, which take place every Tuesday morning between 7:30 and 8:30 am at the Hyatt Regency Hotel.

### 4. Officer Reports

#### Chair:

Commissioner Fengler said that he was challenging the Commissioners to think about establishing a package of goals for the two years of their term that will be discussed at the March meeting.

He also mentioned that the agenda contained 29 recommendations, and nine other items for action, and hoped that the meeting would move smoothly

#### Vice-Chair

Mr. Holmes said that he has been attending the meeting of ANC 6C and 6B, and that they had a lot in common with 6A. He mentioned that 6C did not object to his suggestion that 6A participate in some issues of joint concern.

#### Treasurer

Commissioner Alberti presented the Treasurer's Report. The report shows that the opening checking account balance was \$18,192.88, and that the savings account balance was \$4,164.21. There was a payment of \$5,794.42 from the District of Columbia, and an interest payment to the savings account of \$1.12. There were disbursements of \$25 to the ANC Security Fund (Check #1295; \$3,437 to Capital Community News for ads (Check #1296); \$127.50 to Roberta Weiner for



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transcription of minutes (Check #1298); \$.8.77 to Omar Mahmoud for Transportation Committee postage (Check #1298); \$115.95 to Fed-Ex Kinko's for copying (Check #1299); \$28.00 to Ram Uppuluri for legal fees (Check #1300; and \$1782.78 to Pocket Nurse Enterprises (Grant 02-fy07 to Eastern H.S. PTSA) (Check #1301), leaving a balance of \$18,482.30 in the checking account, and \$4.165.33 in the savings account.

**Motion:** Commissioner Alberti moved to approve the Treasurer's Report. It was seconded by Commissioner Fengler, and approved without objection.

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

**Motion:** Commissioner Alberti moved that the Quarterly report for the 1<sup>st</sup> Quarter FY 07 be approved. It was seconded by Commissioner Schultheiss and approved without objection.

**Motion:** Commissioner Alberti moved that the revised Quarterly Report for the 4<sup>th</sup> Quarter of FY 06 be approved to forgive an overage of \$.50 in Check #1286. The motion was approved without objection.

### 5. Single Member District Reports

Commissioner Nixon reported on the problems at 1637 E Street NE and 1609 Isherwood Place NE (see Public Safety Committee below). She also said she was talking with Mr. Ronneberg about problems at 423-429 E Street NE. She also reported on the Crime Summit and pointed out how helpful local students had been in helping out on the day of the event.

Commissioner Alberti reported that the Maury School pre-school program had had a very successful open house, and there would be a second one the week of the meeting. He said that the DCRA has issued notice to the owner of 1405 North Carolina Ave. NE that his permits are null and void, and to take care of how he moved forward on the project. He also introduced Craig English, who is a nominee for the Agnes Meyer Foundation Teacher of the Year Award.

Commissioner Holmes reported that he is working on the challenge presented by the AppleTree School BZA decision.

Commissioner Fengler said he is continuing to work with Councilmembers Wells and Cheh on developing language on the noise ordinance. He reported that there are continuing difficulties on Pickford Place and he is initiating a multi-agency task force to work on the problems. He also reported on building on 8<sup>th</sup> Street, which is not in 6A's jurisdiction, which has lost its façade and is facing a \$4000 fine because its permit was for renovation, not reconstruction.

Commissioner Schultheiss reported that it has been a fifteen-month process to get 1200 block of F Street NE zoned for residential parking, and he would like to invite DDOT to appear before the ANC to talk about the issue at the March meeting. He also reported that the Crime summit was a great success and it provided an opportunity for the public officials present to discover what they know and what they don't know. He said he is planning an open house in his SMD in late March.

Commissioner Beatty also complimented Ms. Nixon on the Crime Summit.



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Commissioner Mack reported that a tavern, the Langston Bar and Grille, 1831 Benning Road NE, is opening in her SMD, and she plans to invite the neighbors to the ABL committee to express their views. It's going to be a barbeque and ribs establishment. The hearing is scheduled for March 22<sup>nd</sup>. There are three churches in the neighborhood.

Commissioner Fengler said that he would like to be able to protest the license if no voluntary agreement is negotiated by the hearing date.

**Motion:** Commissioner Fengler moved that the ANC be authorized to file a protest if no voluntary agreement is negotiated by the date of the hearing. It was seconded by Commissioner Mack and passed without objection.

### 6. Committee Reports

It was announced that the goals of the Committees would be discussed at the March meeting along with the discussion of ANC goals.

#### Alcoholic Beverage and Licensing

**Motion:** Commissioner Beatty nominated Jeremy Marcus to serve as a member of the committee. The nomination was seconded by Commissioner Mack and was approved without objection.

Commissioner Beatty reported that there has been no resolution in negotiating a voluntary agreement with Viggys Liquors, with the sticking point being the sale of singles. There is a status hearing on January 17<sup>th</sup>, and a protest hearing will probably be scheduled after that.

She reported that the hearing on the H Street moratorium, which ran four or five hours and at which a good deal of articulate testimony was presented, including support from Councilmember Wells, Commander Groomes and Mayor Fenty. She said they expected to do a rulemaking and have a decision within two weeks.

#### Economic Development and Zoning

The following committee recommendations and action items were moved and accepted without objection by the full ANC:

- That the ANC write a letter to Mayor Fenty and all City Council members opposing the appointment of Geoffrey Griffis to the Zoning Commission.
- That the ANC send a letter to the Zoning Commission in support of Case 06-47, forbidding the subdivision of buildings on lots of less than 900 square feet per proposed unit.
- That the ANC seek party status for negotiations on the PUD for Capitol Place on Square 752 (in the 200 block of H Street NE) and appoint Jeff Fletcher to represent ANC 6A in the matter.

A recommendation by the Committee to send a letter of the Office of the Surveyor requesting a time extension for comments on the proposed alley closing at 1300 H Street NE, and if the extension was not granted, to send a letter opposing the closing was opened for discussion.

**Motion:** Commissioner Fengler moved to accept the Committee's recommendation. It was seconded by Mr. Holmes.





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Vanessa Ruffin brought documentation on the issue to the Committee meeting, and the request for a 45-day extension was made so that the issue can be looked into and discussed at the March ANC meeting. Commissioner Schultheiss said the letter had been sent, and the extension would probably be granted.

Mr. Alberti said he opposed the alley closing, stated that he had no expertise on the issue, but he resented that the ANC had not been consulted in the process. The reason for the closing, he said, was to discourage loiterers, and the reasons aren't sufficient to lose public space.

**Amendment:** Mr. Alberti offered an amendment to the motion to send a letter now to oppose the alley closing. It was seconded by Commissioner Nixon. Mr. Schultheiss said that it's premature to close the alley, and the ANC will have more credibility if it learns more and then makes a decision. Ms. Nixon said that the PSA should have the opportunity to clean it up before the alley is closed. The amendment failed 0-6-1, with Commissioner Nixon abstaining. The original recommendation was then adopted without objection.

The Committee report was accepted without objection.

### Community Outreach

**Motion:** Commissioner Fengler moved the appointment of Maurice Cook and Richard Carlson to serve on the Community Outreach Committee. Both nominations were accepted without objection.

The following committee recommendations and action items were moved and accepted without objection:

- Send a letter requesting that the City include interpretive services on the support list for ANCs. Failing that, request that the City negotiate a contract for such services.
- Allocate \$820 to cover projected needs for interpretive services, and authorize the committee to make arrangements for services when requested.
- Defer a decision on the "newsletter" proposal until the committee completes consideration of the topic at its February meeting.

The committee report was accepted without objection.

### Public Safety

The following committee recommendations and action items were moved and accepted without objection:

- Send a letter to MPD, FEMS and the City Council expressing the need for enforcement and possible enhancement of current fireworks/firecracker code
- Send a letter to the MPD General Counsel expressing the need to share information with ANCs, and the laws about such sharing

The committee recommended that FOIA requests be sent to MPD and the Office of the Attorney General regarding criminal activity in the vicinity of 1637 E Street NE. Commissioner Alberti said that ANCs have legal standing to get information without using FOIA, and that using FOIA slows the process considerably.

**Motion:** Commissioner Nixon moved that a letter be sent to every City agency telling them that ANCs do not have to use FOIA. The motion did not receive a second. She then suggested that the





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request for information be made both as a FOIA request and as a regular request. The original recommendation passed without objection

The committee report was accepted without objection.

### Transportation and Public Space

The following committee recommendations and action items were moved and accepted without objection:

- Send a letter to the DDOT Public Space Administrator regarding a public space violation at 29 5<sup>th</sup> Street NE, where utility meters are not installed on the building.
- Send a letter to DDOT following up on the November 6<sup>th</sup> letter regarding the H Street/Benning Road construction scheduled to begin this spring.

There was a discussion about a recommendation to solicit community members interested in becoming SMD captains to monitor zoning, public safety and public space violations. Commissioner Alberti asked how the information gathered would be collated, and Committee Chair Omar Mahmoud responded that he saw this as an informal activity of, for example, people walking their dogs and reporting via e-mail. Mr. Ronneberg said that it should be a systematic collection of data if it's done. Neighborhood Services Coordinator Hiram Brewton said that he is on that case, and used the 1600 block of E Street, where \$4600 in fines has just been levied for trash and rodent violations. He said that if people get information to him, his office will take care of it.

The committee report was accepted without objection.

### 7. New Business

#### Approval of Initiatives for Councilmember Wells

Commissioner Fengler presented a list of 16 initiatives suggested by Commissioners to recommend to Councilmember Wells for the list of ward-wide initiatives he is compiling to emphasize over the next year. It was determined that each commissioner would identify their top three choices and it would be seen if a consensus could be reached.

The top three initiatives were

- Improve recreation center management and facilities, buildings, grounds, programs, i.d. check, partnerships with volunteer groups.
- Approve funding for the light rail cars in the FY 2008 budget
- Ward 6 singles moratorium

Several other initiatives came in "second:"

- Adjust nuisance property policy/eliminate publicly owned abandoned housing
- Facilitate traffic calming: request and guide systematic implementation
- Public space improvements—locate and provide for dog parks, recreation areas, play equipment, passive pedestrian green space



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**Motion:** Commissioner Beatty moved that the ANC forward the top three initiatives to Councilmember Wells as the initiatives chosen by ANC 6A. It was seconded by Commissioner Mack.

Commissioner Alberti expressed concern about including a ward-wide moratorium as an initiative because each neighborhood has different needs, and the ANC should focus on initiatives that are focused on ANC6A. Commissioner Beatty responded that the Councilmember was already working on the moratorium. Commissioner Nixon said that help is really needed with DCRA. Commissioner Fengler said he is happy with the choices that were selected. Commissioner Beatty said each Commissioner had favorites but that there had been a process and choices were made.

**Motion:** Commissioner Alberti offered an amendment that the list be expanded to four items, and that the fourth item be the expansion of the historic district. It was seconded by Commissioner Holmes. Commissioner Beatty said she was opposed to having that being the fourth item. Commissioner Schultheiss said that most of his SMD borders Capitol Hill and that he has not heard a demand from residents in his SMD to request inclusion in the historic district. The amendment failed 3-4, with Commissioners Fengler, Alberti and Holmes voting in favor. The original motion passed unanimously.

### Resolution on Voting Rights for the District of Columbia

**Motion:** Mr. Holmes moved that the ANC support a resolution in support of HR 328, the bill that will provide full voting rights for the District of Columbia in the House of Representatives, and urges the House to promptly consider and support the bill, as well as urge the Congress to promptly pass the legislation, and the President to sign it. It was seconded by Commissioner Alberti and passed without objection.

### Funding for Rosedale Recreation Center

**Motion:** Commissioner Nixon moved to send a letter to Councilmember Thomas urging a performance review of the Rosedale Recreation Center, and to provide funding to upgrade the Center. The motion also authorizes Commissioner Nixon to represent the ANC at the hearing. It was seconded by Commissioner Alberti, and passed without objection.

### Appeal of the BZA Decision on Apple Tree School

**Motion:** Commissioner Holmes moved that the ANC appeal the decision of the Board of Zoning Adjustment in Case No 17532, and authorize Commissioners Alberti and Holmes to represent the ANC in the matter. It was seconded by Commissioner Alberti and passed without objection.

**Motion:** Commissioner Holmes moved that the Zoning Commission revisit their recently promulgated rules in light of the recent actions of the BZA in case No. 17532 and the ANC authorize Commissioners Alberti and Holmes to represent the ANC in this matter. It was seconded by Commissioner Alberti and passed without objection.

**Motion:** Commissioner Alberti moved that the ANC request the Zoning Commission to immediately set down, on an emergency basis, a proposed text amendment to clarify the intent of section 401.1 of 11 DCMR regarding minimum lot dimensions, request the Zoning Commission to act so as to prevent harm to R-4 districts throughout the city, and to block the decision of the BZA in Case No. 17532, and authorize Commissioners Alberti and Holmes to represent the ANC in this matter. It was seconded by Commissioner Holmes, and passed without objection.



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**Motion:** Commissioner Holmes moved that ANC 6A request the DC Public Charter School Board to deny any new charter school or any expansion campus of an existing charter school the right to locate in a building or structure or on any property zoned R-4 that is not in compliance with the letter and spirit of the regulations recently promulgated by the Zoning Commission and further the ANC asks that the DC Public Charter School Board deny Appletree Institute for Education Innovation or any other charter school the use of the R=4 zoned property at 138 12<sup>th</sup> Street NE, and the ANC authorizes any of its officers to represent the ANC in this matter.

The motion passed without objection.

1405 North Carolina Avenue NE.

**Motion:** Commissioner Alberti moved that the ANC send a letter to the Office of the Attorney General regarding the potentially fraudulent construction permits issued by DCRA for 1405 North Carolina Avenue NE., and requesting an investigation. It was seconded by Commissioner Schultheiss and passed without objection.

### Transportation Committee Meetings

**Motion:** Commissioner Fengler moved that the Transportation Committee meetings be scheduled for the fourth Tuesday of the month, rather than the last Tuesday, to make allowances for five Tuesday months. It passed without objection.

### Joint ANC 6A and 6C Meetings

Commissioner Fengler suggested that there should be a discussion about whether ANCs 6A and 6C should have joint discussions about such topics of as the expansion of the Capitol Hill Historic District, and residential tax protection.

Mr. Holmes expressed his concerns about tax increases for properties adjacent to H Street, and there should be discussions about on the rate of increases brought on by development. Commissioner Alberti said there should be discussion on the overlay, and that the ANC's position should be voted on prior to any discussions with 6C. **Motion:** Commissioner Holmes moved that the Chair or his designees be authorized to begin discussions with ANC 6C regarding mutual topics of interest regarding the H Street corridor. These matters of mutual concern will include expansion or creation of historic districts and protection of adjacent homeowners from excessive property tax assessments. Mr. Holmes expressed his concern that the community is not gentrified by tax increase. The motion passed 5-1, with Commissioner Beatty in opposition.

### Business Cards

Commissioner Schultheiss showed the template for business card he has developed. Commissioner Holmes said he had been able to find a printer who would print 250 for \$32, and said that Anointed Visions, a local printer on H Street would do 500 for \$65.

**Motion:** Commissioner Schultheiss moved the approval of business cards for the ANC. It was seconded by Commissioner Holmes and passed without objection.

**Motion:** Commissioner Alberti moved that 11 sets of business cards, for Commissioners and Committee chairs, can be ordered, at a cost not to exceed \$400. It was seconded by Commissioner Holmes and passed without objection.



## ANC6A Meeting Minutes February 08, 2007



### 1637 E Street NE

Commissioner Nixon expressed her concern that the Martin Pollack Program, a youth rehabilitation project was occupying a house at 1637 E Street NE without the proper Certificate of Occupancy, which requires a special exception to locate in an R-4 area.

**Motion:** Commissioner Nixon moved that the ANC send a letter to the Department of Health requesting a copy of the licenses for the program. It was seconded by Commissioner Schultheiss. It passed without objection.

**Motion;** Commissioner Nixon moved that the ANC send a letter to DCRA requesting that a Certificate of Occupancy for the property be denied without a special exception for this use. Commissioner Alberti said that a letter to DCRA should requesting denial of a C of O for any youth rehabilitation facility unless a special exception is requested. It was seconded by Commissioner Schultheiss. He said the letter should say that the Zoning law has to be followed. Commissioner Nixon said that there are time considerations because they were moving in on the day of the meeting. Mr. Alberti suggested that DCRA should be alerted that they are about to occupy the facility. The amendment was accepted without objection. Commissioner Beatty suggested that the Economic Development Committee should be looking at it. Commissioner Nixon responded that it was on the committee's agenda. The original motion passed without objection.

**Motion:** Commissioner Nixon moved that the ANC send a letter to Child and Family Services to remind them to take into consideration the requirements for a youth rehabilitation facility. The motion passed without objection.

The meeting was adjourned at 9 pm.



## Approved Letters from February 08, 2007



February 14, 2007

George W. Bush  
The President of the United States  
1600 Pennsylvania Avenue Northwest  
Washington, DC 20500

Dear Mr. President:

I am directed to transmit the accompanying memorial, requesting that you sign H. R. 328 upon presentation of the enrolled bill.

H. R. 328 would grant the District of Columbia a full vote in the House of Representatives.

On behalf of the Commission,

Joseph Fengler  
Chair



## Approved Letters from February 08, 2007



February 14, 2007

The Honorable Robert C. Byrd  
President *pro tempore*  
United States Senate  
S-237, The Capitol  
Washington, DC 20510

Dear Senator Byrd:

I am directed to transmit the accompanying memorial, requesting that the Senate speedily enact H. R. 328 upon its passage by the U. S. House of Representatives.

H. R. 328 would grant the District of Columbia a full vote in the House of Representatives.

On behalf of the Commission,

Joseph Fengler  
Chair





## Approved Letters from February 08, 2007



February 14, 2007

The Honorable Nancy Pelosi  
Speaker, U. S. House of Representatives  
H-232, US Capitol  
Washington, DC 20515

Dear Speaker Pelosi:

I am directed to transmit the accompanying memorial, requesting that you support, and that the House of Representatives speedily enact H. R. 328.

H. R. 328 would grant the District of Columbia a full vote in the House of Representatives.

On behalf of the Commission,

Joseph Fengler  
Chair



## Approved Letters from February 08, 2007



February 14, 2007

The Honorable John Conyers, Jr.  
Chairman, Committee on the Judiciary  
U. S. House of Representatives  
2138 Rayburn House Office Building  
Washington, DC 20515

Dear Chairman Conyers:

I am directed to transmit the accompanying memorial, requesting that you support, and that the Committee on the Judiciary speedily enact, H. R. 328 to grant the District of Columbia a full vote in the House of Representatives.

On behalf of the Commission,

Joseph Fengler  
Chair



## Approved Letters from February 08, 2007



### A Resolution Supporting Passage of H. R. 328

WHEREAS, the each Commissioner on every Advisory Neighborhood Commission (ANC) in the District of Columbia is a publicly elected official of the District of Columbia government; and WHEREAS, the United States government recognized the importance of local representation of citizens of the District of Columbia by creating the ANCs in PL 93-138, title VII, § 738, as amended; and

WHEREAS, at a public meeting of Advisory Neighborhood Commission 6A held on February 8, 2007 the Commissioners considered the matter of H. R. 328, introduced in the United States House of Representatives on January 9, 2007 by the Honorable Eleanor Holmes-Norton (DC) and the Honorable Tom Davis (VA); and

WHEREAS, over half a million people living in the District of Columbia, the capital of our democratic nation, lack direct voting representation in the United States Senate and House of Representatives; and

WHEREAS, District of Columbia residents have fought and died to defend our democracy in every war since the War of Independence; and

WHEREAS, District of Columbia residents pay billions of dollars in Federal taxes each year; and

WHEREAS, our Nation is founded on the principles that there shall be "no taxation without representation" and that government derives its "just powers from the consent of the governed"; and

WHEREAS, the citizens of the District of Columbia have for too long been denied many of the rights and privileges enjoyed by the citizens of each of the United States, including representation in the Congress.

#### **NOW, THEREFORE, BE IT RESOLVED THAT:**

ANC 6A urges the Judiciary Committee of the United States House of Representatives to promptly consider and vote to recommend passage of H. R. 328 by the full United States House of Representatives.

6A urges each Member of Congress of the United States House of Representatives and each Senator of the United States Senate to promptly consider and pass H. R. 328, and forward the Bill to the President of the United States for his signature.

6A urges the President of the United States to promptly sign H. R. 328 into law after the Bill is presented for his signature.

**This Resolution was duly considered and passed by ANC 6A at its properly posted public meeting held on February 8, 2007 by a vote of 7 – 0, a quorum being present.**

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Chair

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Secretary



## Approved Letters from February 08, 2007



February 12, 2007

Zoning Commission of the District of Columbia  
One Judiciary Square  
441 4<sup>th</sup> Street, NW  
Washington, DC 20001

RE: BZA Decision on AppleTree Charter School Appeal No. #17532

Dear Zoning Commissioners,

At its regularly scheduled and properly noticed meeting of February 8, 2007, the Advisory Neighborhood Commission for 6A voted (7-0-0, with five required for a quorum) to send this letter.

The Board of Zoning Adjustment (BZA) is about to issue a decision in BZA #17532, Appeal of AppleTree Institute. The motion offered and adopted by the BZA ignored the language promulgated by the Zoning Commission (ZC) regarding the placement of public and public charter schools in R-4 districts. Because the language was insufficiently precise for the BZA, they have reversed the clear intent of the ZC and allowed placement of schools in R-4 Districts as a "matter of right". If the motion of the BZA in case #17532 stands, the prior action of the Zoning Commission will be negated, and the DCRA left without enforceable standards with respect to public and charter schools.

In the Emergency Rules, the Zoning Commission amended §206.1 to provide:

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 special exception in an R-1 District if approved by the Board of Zoning Adjustment under §3104, subject to the provisions of this section.

This language makes clear that the intent of the ZC was to declare public schools to be a nonconforming use in residential districts, if they do not meet the requirements of chapter 4 of Title 11. Under any reasonable interpretation of the Emergency Rules, the AppleTree project is clearly a nonconforming use. The BZA ignores this point by invoking §401.1, which is not relevant to the case since it relates exclusively to nonconforming lots and says nothing about exemptions for nonconforming uses. The BZA's confusion on this point is somewhat understandable, given the wording of the Emergency Ruling, which appears to link the issues of conforming use with the physical features of lot conformity. Nevertheless, it is clear that the ZC intended that the AppleTree school would be a nonconforming use on the proposed lot in an R-4 District.

The Zoning Commission by implication amended §401.1 by creating a special exception process for all substandard lots not meeting all of the requirements for a "public

school". To hold otherwise would mean that the Zoning Commission intended to permit by means of the loophole of §401.1, the exact harm — public schools being developed in residential districts in a manner causing adverse impacts — which the Emergency Rules were tailored to prevent. The "public school" special exception process, created by the Emergency Rules, is a mechanism whereby even those lots covered by §401.1 and §401.3 must demonstrate an appropriate regard for potential adverse impacts of development on substandard lots.



## Approved Letters from February 08, 2007



Furthermore, the BZA found that AppleTree need provide no parking for its staff and teachers except what they provide of their own free will, in clear contradiction of the regulations promulgated in §206.1. AppleTree seeks to occupy a structure that is a contributing property in an historic district. The existing parking area is un-striped, introducing ambiguity into the determination of the number of current parking spaces. Neither is there evidence of how many spaces were required. As Mr. Griffis points out, we must use a best guess as to how many could reasonably fit. Yet, members of the BZA rejected the testimony presented by the Zoning Administrator (ZA), the city's expert in such matters, which clearly showed that six compliant parking spaces could be configured on the property for the purposes of establishing the number of existing spaces. Instead they accepted AppleTree's self-serving assessment that only three compliant spaces could be configured.

The Zoning Commission acts in a quasi-legislative role in its rulemaking capacity. The hallmark of statutory construction is to determine the intent of the legislature and to interpret legislation in such a way as to give effect to all of its provisions. This did not take place at the BZA hearing on AppleTree, despite the fact that Ms. Mitten's statement was read out to the other Board Members.

We ask that the Zoning Commission preempt the decision by the BZA vitiating the ZC's recently issued regulations by using its authority under Title 11 Chapter 3128 to review the BZA decision in case #17532.

For the Commission,

David Holmes  
Vice Chair, Advisory Neighborhood Commission 6A

cc: Office of Planning



## Approved Letters from February 08, 2007



February 12, 2007

Councilmember Harry (Tommy) Thomas, Jr.  
Chairperson  
Committee on Libraries, Parks, and Recreation  
City Council of the District of Columbia  
1350 Pennsylvania Ave, NW  
Washington, DC 20004

Dear Councilmember Thomas,

At our regularly scheduled and properly noticed public meeting on February 8, 2007, Advisory Neighborhood Commission (ANC) 6A voted unanimously (7—0—0, with five required for a quorum) to send this written testimony about Rosedale Recreation Center to the Committee on Libraries, Parks, and Recreation. In addition, Commissioner Stephanie Nixon (6A08) will testify on behalf of the ANC.

We wish to highlight some significant concerns with regards to Rosedale Recreation Center, ranging from the physical condition and architecture of the facility to its lack of appropriate spaces to meet the needs of residents. These concerns have been discussed at numerous public meetings including several ANC6A Public Safety Committee meetings in 2006. (Available at <http://www.anc6a.org/minpsarc.html>. See the notes from May 2006 through December 2006 for more information.)

Rosedale Recreation Center should be a center of enthusiastic activity amid a safe atmosphere. It should provide sufficient activities for the surrounding community, and have both the facilities and the appropriate level and quality of staff. Over the past few years, numerous discussions and calls to action have surfaced in our community regarding the shortcomings of the Rosedale Recreation Center, yet no real progress has been made.

In early 2005, a proposal was submitted by Commissioner Gladys Mack (6A07) for the construction of a new Rosedale Recreation Center. In 2006, citizens began forming a coalition, including such groups as Rosedale Youth Institute, ACORN, Rosedale Citizens Alliance, Pilgrim African Methodist Episcopal Church and more, to push towards obtaining a new Rosedale Recreation Center.

In addition, public safety issues at Rosedale Recreation Center have been discussed at several ANC6A Public Safety Committee meeting throughout 2006 as well as at Patrol Service Area 103 meetings. Residents regularly express concerns about individuals and groups fighting and dealing drugs before, during, and after the facility's normal hours of operation. Small improvements, based on these discussions, have made the Center safer.

One such improvement, leaving the lights on around the Center, has helped curb some of the unwanted and disruptive activities, both on-site and in the neighborhood. Rosedale Recreation Center has been at the center of many violent crimes, including the non-fatal shooting of three young males on the basketball courts on Sunday, May 7, 2006. DPR has installed security cameras around the facility, and there is word that a new fence, to replace the current broken one, has been requisitioned. Although these initiatives have resulted in better safety, they should not be considered the final solution to the troubles that face the Center. The community does not just want a new Rosedale Recreation Center; it *needs* a new Rosedale Recreation Center. Despite the best efforts of Marcus Ellis (DPR Ward 6) and the community, the current Center does not meet the current needs of our community in several ways:





## Approved Letters from February 08, 2007



1. Many of the activities offered do not meet the needs and desires of today's users. The primary issue facing the facility is a lack of appropriate space. (For example, Ping Pong is not a sport of today, but space to provide other recreational opportunities is not available.)
2. The center is not being maintained by the City at a level that promotes safety or enjoyment for the entire community, i.e., a broken sign for the Center remained in place for almost 1 year before it was replaced.
3. The present facilities are too small and not multi-functional enough to meet the various needs of Rosedale residents, who as a result are turning to private gyms, less convenient recreation centers, or the streets, i.e. daily illegal street football games by children that place them at risk for injuries caused by inappropriate surfaces or by motor vehicles, and the center can barely hold 30 people at a community meeting.
4. Computers, donated by Pilgrim African Methodist Episcopal Church for use with tutoring, are inaccessible.
5. The structure has multiple points of entry which do not allow staff to sufficiently monitor those who come and go.
6. The facility is not fully handicapped-accessible.
7. Opportunities for community involvement are poorly advertised to the public. All recreation centers should reach out to the many volunteer organizations at our local high schools, colleges, and universities for assistance with recreational programs in exchange for community service hours.
8. The center (and all centers in this city) should have an ID system in place so that the names of all on the property at a given time are known.
9. In the recent past, on-site employees failed to call 311 and 911 when retaliatory actions like slashing of tires occurred. This policy needs to change to increase the safety of those in and around the center. At past meetings, Sgt. Mark Saunders suggested that Rosedale Recreation Center begin using barring notices.

At the present time, there are many children who play football or cheerlead at Rosedale Recreation Center. The basketball court, donated by the Washington Wizards, is highly utilized. However, the overall design and functionality of the Center does not do the community justice, nor does it reflect the community's vitality. Rosedale Recreation Center needs replacement or redesign of the structure plus on-site management that provides flexibility and functionality.

We respectfully request that the Council bring a more modern and functional recreation center to Rosedale and, in the interim, continue to support the needs of the community on-site with appropriate adjustments to the facility.

On behalf of the Commission,

David Holmes  
Vice Chair, Advisory Neighborhood Commission 6A

CC: Tommy Wells, Ward 6 Councilmember



## Approved Letters from February 08, 2007



February 14, 2007

Zoning Commission  
c/o Office of Zoning  
One Judiciary Square  
441 4<sup>th</sup> Street NW, Suite 210S  
Washington, DC 20001

Re: ZC Case #05-37 (Capitol Place, Station Holdings LLC — PUD & Related Map Amendment @ Third & H Streets, NE)

Dear Zoning Commissioners,

At a regularly scheduled and properly noticed public meeting on February 8, 2007, our Commission voted 7-0 (with 5 Commissioners required for a quorum) to provide this letter to seek party status in ZC Case #05-37.

Our Commission is seeking party status in this case because it will determine whether Planned Unit Developments along H Street NE will be required to comply with the zoning and architectural requirements contained the H Street Strategic Plan and H Street Neighborhood Commercial Zoning Overlay District.

ANC 6A is concerned with the following three issues in ZC Case No. 05-37:

1. The applicant is proposing that a portion of the property be upzoned to C-3-C, even though much of the property was upzoned from C-2-A to C-2-B as part of the H Street Zoning Overlay. ANC 6A can think of no compelling reason why the property should be further upzoned — especially this soon after the original upzoning. In addition, the Commission is concerned that this case could create a precedent for further upzonings along the H Street Corridor that will detract from the historic character of the Corridor.
2. The current renderings show an uninspired modernist facade that is inconsistent with the architectural vocabulary of H Street NE. Furthermore, the architectural details violate many of the design requirements and guidelines referenced in the Zoning Overlay. ANC 6A strongly believes that a PUD should be held to a higher standard than a matter-of-right development. However, in this case, the architectural quality is inferior to the matter-of-right development recently approved in BZA Case #17521 along the 600 block of H Street NE.
3. The value of community amenities is meager compared to value of the approximately 175,000 square footage that the developer is seeking from the upzoning and PUD. ANC 6A estimates that the value to the developer is over 50 million dollars, while the value of the community amenities is under 500,000 dollars. The developer could easily increase the amenities package by moving the most significant historic buildings that would otherwise be razed under the current plan.



## Approved Letters from February 08, 2007



Please be advised that Mr. Jeff Fletcher, 202-546-0817, is authorized to act on behalf of ANC 6A for the purposes of this case.

On behalf of the Commission,

David Holmes  
Vice Chair

cc: Esther Bushman, Esq., General Counsel, Office of Zoning  
Travis Parker, Office of Planning  
Karen Wirt, Chair, ANC 6C  
Ryan Velasco, ANC 6C Zoning Chair  
Alan Kimber, ANC 6C05  
Anwar Saleem, H Street Main Street  
Monte Edwards, Stanton Park Neighborhood Association  
Gary Peterson, Capitol Hill Restoration Society, Zoning Chair  
Christy Moseley Shiker, Holland & Knight, LLP



## Approved Letters from February 08, 2007



Zoning Commission of the District of Columbia  
One Judiciary Square  
441 4<sup>th</sup> Street, NW  
Washington, DC 20001

RE: BZA Decision on AppleTree Charter School Appeal No. #17532

Dear Zoning Commissioners,

The Board of Zoning Adjustment (BZA) is about to issue a decision in BZA #17532, Appeal of AppleTree Institute. The motion offered and adopted by the BZA ignored the language promulgated by the Zoning Commission (ZC) regarding the placement of public and public charter schools in R-4 districts. Because the language was insufficiently precise for the BZA, they have reversed the clear intent of the ZC and allowed placement of schools in R-4 Districts as a "matter of right". If the motion of the BZA in case #17532 stands, the prior action of the Zoning Commission will be negated, and will leave the DCRA without enforceable standards with respect to public and charter schools.

In the Emergency Rules, the Zoning Commission amended § 206.1 to provide:

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 special exception in an R-1 District if approved by the Board of Zoning Adjustment under §3104, subject to the provisions of this section.

This language makes clear that the intent of the ZC was to declare public schools to be a nonconforming use in residential districts if they do not meet the requirements of chapter 4 of Title 11. Under any reasonable interpretation of the Emergency Rules, the AppleTree project is clearly a nonconforming use. The BZA ignores this point by invoking §401.1, which is not relevant to the case since it relates exclusively to nonconforming lots and says nothing about exemptions for nonconforming uses. The BZA's confusion on this point is somewhat understandable, given the wording of the Emergency Ruling, which appears to link the issues of conforming use with the physical features of lot conformity. Nevertheless, it is clear that the ZC intended that the AppleTree school would be a nonconforming use on the proposed lot in an R-4 District.

The Zoning Commission by implication amended §401.1 by creating a special exception process for all substandard lots not meeting all of the requirements for a "public school". To hold otherwise would mean that the Zoning Commission intended to permit by means of the loophole of §401.1, the exact harm -- i.e., public schools being developed in residential districts in a manner causing adverse impacts -- which the Emergency Rules were tailored to prevent. The "public school" special exception process, created by the Emergency Rules, is a mechanism whereby even those lots covered by §401.1 and §401.3 must demonstrate an appropriate regard for potential adverse impacts of development on substandard lots.

Furthermore, the BZA found that AppleTree need provide no parking for its staff and teachers except what they provide of their own free will, in clear contradiction of the regulations promulgated in §206.1. AppleTree seeks to occupy a structure that is a contributing property in an historic district. The existing parking area is un-striped, introducing ambiguity into the determination of the number of current parking spaces. Neither is there evidence of how many spaces were required. As Mr. Griffis points out, we must use a best guess as to how many could reasonably fit. Yet, members of the BZA rejected the



## Approved Letters from February 08, 2007



testimony presented by the Zoning Administrator (ZA), the city's expert in such matters, which clearly showed that six compliant parking spaces could be configured on the property for the purposes of establishing the number of existing spaces. Instead they accepted AppleTree's self-serving assessment that only three compliant spaces could be configured.

The Zoning Commission acts in a quasi-legislative role in its rulemaking capacity. The hallmark of statutory construction is to determine the intent of the legislature and to interpret legislation in such a way as to give effect to all of its provisions. This did not take place at the BZA hearing on AppleTree, despite the fact that Ms. Mitten's statement was read out to the other Board Members.

We ask that the Zoning Commission preempt the decision by the BZA vitiating the ZC's recently-issued regulations by using its authority under Title 11 Chapter 3128 to review the BZA decision in case #17532.

For the Commission,

David Holmes  
Vice Chair, Advisory Neighborhood Commission, 6A

Cc: Office of Planning



## Approved Letters from February 08, 2007



February 13, 2007

Zoning Commission  
c/o Office of Zoning  
One Judiciary Square  
441 Fourth Street NW, Suite 210S  
Washington, DC 20001

Re: ZC Case No. 06-47 (Text Amendments for Minimum Lot Area and lot occupancy requirements for Apartment Houses in the R-4 Zone District)

Dear Zoning Commissioners:

At a regularly scheduled and properly noticed public meeting on February 8, 2007, our Commission voted 7-0 (with 5 Commissioners required for a quorum) to provide this letter of support for text amendments requested by the Office of Planning to clarify that the number of apartment units in existing apartment houses located in the R-4 Zone District may not be increased unless there is 900 square feet of lot area for each unit (whether new or existing). In addition, our Commission supports the imposition of a lot occupancy limit for buildings or structures converted to apartment houses in the R-4 Zone District.

This text amendment is important because the Board of Zoning adjustment in BZA Case #17468-A interpreted current regulations as allowing apartment buildings existing before March 18, 1958 to increase the number of units without being subject to the requirement for 900 sq. ft. of lot area for each unit. We believe that the BZA's interpretation of the zoning regulations was misguided because it allowed the matter-of-right expansion of a non-conforming use. In addition, the BZA interpretation arbitrarily created two classes of apartment buildings: apartment buildings created after 1958 could only add units by obtaining a variance, but apartment buildings created before 1958 could add units as a matter-of-right.

We strongly urge the Zoning Commission to adopt the proposed text amendments in order to close this loophole and restore the zoning code's intent to prevent over-intensification of land use in residentially zoned districts.

If you have any questions about this letter, please contact Drew Ronneberg, chair of ANC 6A's Economic Development and Zoning Committee at 431-4305 or [ronneberg6a02@gmail.com](mailto:ronneberg6a02@gmail.com).

On behalf of the Commission,

David Holmes  
Vice Chair





## Approved Letters from February 08, 2007



February 28, 2007

Colleen Hawkinson, Citywide Planner  
Dana Chieco, Capital City Fellow  
District Department of Transportation  
2000 14<sup>th</sup> St NW , 7<sup>th</sup> Floor  
Washington , DC 20009

Re: H Street/Benning Road Corridor Streetscape Construction Project

Ms. Hawkinson and Ms. Chieco:

At our regularly scheduled public meeting on February 8, 2007 our Commission voted unanimously to request follow-up from DDOT on our November 28, 2006 letter regarding H Street NE streetscape construction recommendations. Our November letter is attached for your convenience. That same day, our Commission received notice from Ms. Karina Ricks indicating our concerns would be addressed. This email has also been attached for your convenience.

Our hope is to learn how our concerns were addressed, particularly with respect to streetscape construction planning and parking mitigation measures to be implemented during the construction period. Our concern is heightened since the last update we received from Ms. Ricks indicated construction is scheduled to begin in the next couple months. We would greatly appreciate follow-up on this matter.

If you have any questions regarding this matter, please contact Mr. Omar Mahmud, chair of our Transportation and Public Space Committee, at (202) 546-1520 or by electronic mail at [familymahmud@yahoo.com](mailto:familymahmud@yahoo.com).

On behalf of the Commission,

Joseph Fengler  
Chair, Advisory Neighborhood Commission 6A

Cc: Mohamed Dahir, DDOT  
Christopher Delfs, DDOT  
Karina Ricks, DDOT



## Approved Letters from February 08, 2007



February 9, 2007

David Rubenstein  
Deputy Attorney General  
Office of the Attorney General  
441 4th Street NW, Suite 1060N  
Washington, DC 20001

Dear Sir:

At a regularly scheduled and properly noticed meeting on February 8, 2007, our Commission voted 7-0-0 (with 5 Commissioners required for a quorum) to request information about criminal activity in the area surrounding 1637 E Street, NE.

We make this request in accordance with the District of Columbia Municipal Regulation §2-531 *et seq* which states that each Commission shall have access to District government officials and to all District government official documents and public data that are material to the exercise of its development of recommendations to the District government. Our Commission does not need a Freedom of Information Act (FOIA) request to obtain these documents pursuant to a recommendation to other DC agencies.

Please provide information for the following locations:

- (a) 1600 block of E St NE,
  - (b) 1500-1700 blocks of E St NE,
  - (c) 400 block of 16th St NE,
  - (d) 400 & 500 blocks of 15<sup>th</sup> St NE,
  - (e) 500 block of 16th St NE,
  - (f) 400 block of 17th St NE,
  - (g) 500 block of 17th St NE,
  - (h) 1600-1700 block of Isherwood St NE, and
  - (i) 1600-1500 blocks of Gales St NE
- from December 31, 2004 to December 31, 2006.

We request these statistics for an evaluation of this area for types of crime committed. We need to understand the breadth of influences that might be placed on youth in this area as a transitional youth home may be located at 1637 E Street, NE in the near future.

We respectfully request a waiver of any fees for copying or researching this request. If this waiver cannot be granted, please notify us as soon as possible.

If you deny all or any part of this request, please cite each specific exemption you think justifies your refusal to release the information, and notify us of appeal procedures available under the law.

If you have any questions about handling this request, you may telephone ANC 6A08 Commissioner Stephanie Nixon at (202) 222-8570 or email ([smnixon6a@prodigy.net](mailto:smnixon6a@prodigy.net)).

On behalf of the Commission,

David Holmes  
Vice Chair, Advisory Neighborhood Commission 6A



## Approved Letters from February 08, 2007



February 9, 2007

Commander Diane Grooms  
Metropolitan Police Department  
415 4<sup>th</sup> St SW  
Washington, DC 20001

Dear Commander Grooms:

At a regularly scheduled and properly noticed meeting on February 8, 2007, our Commission voted 7-0-0 (with 5 Commissioners required for a quorum) to request information about criminal activity in the area surrounding 1637 E Street, NE.

We make this request in accordance with the District of Columbia Municipal Regulation §2-531 *et seq* which states that each Commission shall have access to District government officials and to all District government official documents and public data that are material to the exercise of its development of recommendations to the District government. Our Commission does not need a Freedom of Information Act (FOIA) request to obtain these documents pursuant to a recommendation to other DC agencies.

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We respectfully request a waiver of any fees for copying or researching this request. If this waiver cannot be granted, please notify us as soon as possible.

If you deny all or any part of this request, please cite each specific exemption you think justifies your refusal to release the information, and notify us of appeal procedures available under the law.

If you have any questions about handling this request, you may telephone ANC 6A08 Commissioner Stephanie Nixon at (202) 222-8570 or email ([smnixon6a@prodigy.net](mailto:smnixon6a@prodigy.net)).

On behalf of the Commission,

David Holmes  
Vice Chair, Advisory Neighborhood Commission 6A

CC: Annie Russell, MPD



## Approved Letters from February 08, 2007



February 12, 2007

Uma Ahluwalia, Director  
Child and Family Services Agency  
955 L'Enfant Plaza, SW, Suite 5200  
Washington, DC 20024

Dear Director Ahluwalia,

At our properly posted public meeting on February 8, 2007, our Commission voted unanimously (7-0-0, with a quorum of five required) to request that all applicable zoning requirements be enforced with respect to the contract application for a "Teen Bridge Program" made by the Martin Pollack Project, Inc. in response to the Request for Proposals CFSA-06-R-0013.

The proposed location for one of the facilities is at 1637 E Street, NE, which is located in a R-4 zoned district. The facility will house 10 or more persons, 16 to 21 years of age. This address currently holds a Certificate of Occupancy (CO) for use as a multi-unit commercial rental property. The current CO for this location does not allow a community residence facility or a youth rehabilitation facility to occupy the property.

Before granting a contract for a facility at 1637 E Street, NE or in any other R-4 zone, we respectfully request that Child Family Services Agency first determine that all applicable zoning requirements have been met before a license is granted.

Thank you in advance for your time. If you have any questions, please contact Commissioner Stephanie Nixon at 202-222-8570.

On behalf of the Commission,

David Holmes  
Vice Chair, Advisory Neighborhood Commission 6A

Cc: Jim R. Moyer, Contracts and Procurement Administrator, CFSA  
Councilmember Tommy Wells  
Councilmember Carol Schwartz  
Councilmember Phil Mendelson  
Councilmember David Catania  
Councilmember Kwame Brown



## Approved Letters from February 08, 2007



February 12, 2007

Dr. Gregg A. Pane, Director  
Department of Health  
Health Regulation and Licensing Administration  
825 North Capitol Street, NE  
Washington, DC 20002

Dear Dr. Pane,

At our properly posted and regularly scheduled public meeting on February 8, 2007, our Commission voted (7-0-0, with a quorum of five required) to request information regarding the licensing of the Martin Pollack Project as a child placement agency in the District of Columbia for counseling or foster care services. Accordingly, we request copies of licensure held by the Martin Pollack Project, and copies of all related license applications and documentation.

We make this request pursuant to the District of Columbia Municipal Regulation §2-531 *et seq.* that states each Commission shall have access to District government officials and to all District government official documents and public data pursuant to the development of recommendations to the District government. We posit that our Commission does not need a Freedom of Information Act (FOIA) request to seek these documents.

As this is a time-sensitive matter, we would appreciate your immediate assistance. Thank you in advance for your time. If you have any question, please contact Commissioner Stephanie Nixon at 202-222-8570.

On behalf of the Commission,

David Holmes  
Vice Chair, Advisory Neighborhood Commission 6A

cc: Lewis Woodard  
Lawrence Yates  
Uma Ahluwalia, Child and Family Services Director



## Approved Letters from February 08, 2007



February 28, 2007

José L. Colón, Lead Civil Engineering Technician, Public Space Permits and Records Branch  
Denise L. Wiktor, Manager, Public Space Permitting Division  
District of Columbia Department of Transportation (Room 2104)  
941 North Capitol Street, NE  
Washington , DC 20002

Re: 29 15th Street, NE electrical box

Mr. Colón and Ms. Wiktor,

At our regularly scheduled public meeting on February 8, 2007, our Commission voted to request that the District of Columbia Department of Transportation (DDOT) investigate a potential public space violation at 29 15th Street, NE. It appears that electrical wiring and a very large electrical utility box has been installed in public space without a permit (photos attached). To our knowledge, there is no public space permit for the electrical box and no "Application to Install Electrical Wiring in Public Space" had been submitted by the property owner.

This electrical box is illustrative of a growing problem of contractors treating public space as private property to the detriment of the surrounding neighborhood. Our Commission requests that DDOT investigate this case and respond in writing to the following questions:

1. Does the owner have a proper public space permit for the electrical box on public space?
2. What actions will be taken to bring the property into compliance with public space regulations?
3. How long after the notification of a violation will the owner be able to obtain a permit?
4. If the property owner fails to obtain a permit, will an order be issued for its removal?
5. What mechanisms will be used (e.g. fines) to insure compliance with public space requirements?

We look forward to the results of the investigation and subsequent answers by March 29, 2007, so we can continue to work together to protect our city's public spaces. If you have any questions regarding this matter, please contact Omar Mahmud, chair of our Transportation and Public Space Committee, at (202) 546-1520 or by electronic mail at [familymahmud@yahoo.com](mailto:familymahmud@yahoo.com) .

On behalf of the Commission,

Joseph Fengler  
Chair, Advisory Neighborhood Commission 6A

cc: Christopher Delfs, Ward Six Transportation Coordinator





## Approved Letters from February 08, 2007



February 14, 2007

Mayor Adrian Fenty  
John A. Wilson Building  
1350 Pennsylvania Avenue, NW  
Washington, DC 20004

Re: Geoffrey Griffis' nomination to the Zoning Commission

Dear Sir:

At our regularly scheduled and properly noticed public meeting on February 8, 2007, our Advisory Neighborhood Commission (ANC) voted 7-0 (with 5 Commissioners required for a quorum) to send this letter of opposition to Mr. Geoffrey Griffis' nomination to the Zoning Commission and urge you to withdraw his nomination. ANC 6A has argued a number of cases over the past four years in front of the Board of Zoning Appeals (BZA), and we have been extremely unhappy with a number of decisions driven by Mr. Griffis. Based on the cases outlined below and those in other ANCs, ANC 6A is strongly opposed to Mr. Griffis' nomination to the Zoning Commission:

4. The BZA under Mr. Griffis' tenure used minor and easily correctable errors to dismiss cases where there was substantial merit to ANC 6A's appeal.
5. Mr. Griffis expects ANC representatives to have the skills and knowledge comparable to full-time land-use lawyers and is unsympathetic to parties that have not spent hundreds of hours researching zoning code and BZA precedents.
6. Mr. Griffis frequently ignores the spirit of the zoning code and formulates decisions based on tortured interpretations of specific provisions. The end result is that Mr. Griffis' BZA will often issue decisions that violate the clear intent of the zoning code in favor of the interests of developers.
7. Mr. Griffis has consistently ruled that non-conforming uses and structures can be expanded as a matter-of-right in buildings built before 1958. These rulings are in direct contradiction to the stated intent of the general provisions of the zoning code.

Below are four cases which illustrate Mr. Griffis' bias against appeals from ANC 6A, and how his narrow readings of zoning code violate the intent of the Code's general provisions.

### BZA #16934

In BZA #16934, ANC 6A lost its appeal on technical grounds because the foundation permit was appealed, rather than the building permit. The BZA under Griffis did not allow the appeal to be amended to include the building permit, even though the foundation permit clearly stated that it was intended to support a three-story structure. It was the BZA's position that allowing the ANC to amend the appeal would substantially harm the appellant because the developer continued construction based on ANC 6A's technical error. Even though this error was easily correctable, Mr. Griffis made it clear that he thought the BZA was under no obligation to inform ANC 6A that this error would jeopardize their appeal and should be corrected. BZA case #16934 clearly demonstrates how Mr. Griffis uses minor technical issues to prevent the merits of ANC appeals from being heard and how he expects average citizens to have the expertise and knowledge of full-time land-use lawyers.

### BZA #17468-A

In BZA #17468-A, a developer subdivided a three-unit building into 6 units, even though the property did not have per unit minimum square footage of 900 square feet. The BZA held that the 900 sq. ft. per unit requirement was only applicable to single family homes converted to multi-unit dwellings after 1958, and that because this building was converted prior to 1958, the developer could have subdivided the building into as many units as desired.

This interpretation clearly contradicts the guidance on the intent and application of Section 101.1b of the Zoning Code, which states that the provisions are intended to "prevent undue concentration of population and the overcrowding of land". If Mr. Griffis and the BZA had interpreted the specific provision of the code with this intent



## Approved Letters from February 08, 2007



in mind, they would have reached the opposite ruling. This case clearly shows how Mr. Griffis reaches decisions which violate the intent of the zoning code and how he fails to require developers to obtain special exceptions and variances to expand non-conforming uses.

### BZA #17526

In BZA Case #17526, ANC 6A appealed building permits because the developer expanded a non-conforming structure by converting a single-family dwelling into a flat without providing an off-street parking spot (in an R-4 zone, a two-unit residential structure requires one parking space). The BZA ruled that conversion to a two-unit flat was allowed as a matter-of-right because the building should be credited with one parking space (even though none exists) because the structure existed prior to 1958. This case clearly demonstrated Mr. Griffis' misguided attitude toward matter-of-right expansion of non-conforming uses and his penchant for using tortured arguments that ignore the intent of the zoning law.

### BZA #17532

In BZA Case #17532, Mr. Griffis' BZA granted an appeal to AppleTree charter school that disregarded the intent of the emergency rulemaking in Zoning Commission Order #06-06, which was to subject "public schools" not meeting the minimum lot

requirements to a special-exception process. In their decision, the BZA also allowed AppleTree to reduce the number of required parking spaces in a non-conforming structure from 6 to 3, in clear contradiction of the regulations promulgated in Title 11 §206.1. The BZA's ruling permitted the appellant to use a non-conforming structure as a charter school in an R-4 zone without going through the special exception process that would have required community input. Furthermore, the decision contradicts the intent of the Zoning Regulations by granting more rights to owners of non-conforming structures than to owners of conforming structures. This case once again demonstrates Mr. Griffis' misguided attitude toward matter-of-right expansion of non-conforming uses and his penchant for making unfounded rulings to allow developers to evade the intent of zoning laws.

As can be seen from these examples, Mr. Griffis has consistently demonstrated a hostility to ANCs and lay citizens in front of the BZA, and he frequently ignores the spirit of zoning regulations when issuing rulings that favor developers over the community. We strongly urge you to withdraw Mr. Griffis' nomination and nominate an individual who will uphold the intent and letter of the zoning regulations and allows the input of all of the District's residents.

If you have any questions about this letter, please contact the Chair of ANC 6A, Joseph Fengler, at 202-423-8868.

On behalf of the Commission,

David Holmes  
Vice Chair, ANC 6A



## Approved Letters from February 08, 2007



February 26, 2007

Mr. Chuck Burger, Chair  
Alcoholic Beverage Control Board  
741 North Capitol, NE  
Washington, DC 20002

Mr. Burger,

On February 8, 2007, at our Commission's regularly scheduled public meeting, and with a quorum present, we voted unanimously to protest license application for Langston Bar and Grille located at 1831 Benning Road, NE if a signed voluntary agreement was not in place by the petition date.

We based our protest on the concerns regarding the hours of operation will impact "peace order and quiet" of the surrounding neighborhood. In particular, the neighborhood has concerns regarding the 3:00 AM closing hour on Friday and Saturday.

At the time of our Commission meeting, the application was for a class tavern liquor license. On February 20, 2007, at our Commission's monthly Alcohol Beverage and Licensing meeting, the applicant notified our community that the application was going to change from a class tavern to class restaurant liquor license. Subsequently, we were notified by Mr. Fred Moosalay, from the Alcohol Beverage Regulation Administration, that the petition and hearing dates would remain unchanged despite the change in application.

Notwithstanding this change in the liquor license application, our Commission still has been unable to enter into a voluntary agreement that satisfies our concerns regarding peace order and quiet. At this time, it appears we will be unable to do so by the petition deadline of March 5, 2007. Accordingly, filing a formal protest regarding this liquor license application is the standing direction from our Commission.

Commissioners Mary Beatty and Stephanie Nixon are authorized to represent our Commission in this protest.

On behalf of the Commission,

Joseph Fengler, Chair

Cc: Maria Delaney, Alcohol Beverage Regulation Administration Director



## Approved Letters from February 08, 2007



February 23, 2007

Councilmember Tommy Wells  
John A. Wilson Building  
1350 Pennsylvania Avenue, NW  
Washington, DC 20004

Re: Initiatives for Councilmember Tommy Wells

Councilmember Wells,

At our regularly scheduled, public meeting on February 8, 2007 our Commission unanimously approved three initiatives for your office to focus on as you requested at our January 11, 2007 meeting. The initiatives are as follows:

1. Improve recreation center management and facilities: building grounds, programs, identification checks, partnerships and volunteer groups.
2. Approve funding for the light rail cars for H Street NE in the Fiscal Year 2008 budget.
3. Implement a Ward 6 singles moratorium.

The other initiatives that were discussed at our meeting:

4. Improve nuisance property policies.
5. Eliminate publicly owned, abandoned housing.
6. Facilitate traffic calming requests and guide systematic implementation.
7. Implement public space improvements - locate and provide for: dog parks, recreation areas, play equipment and passive pedestrian green space.
8. Improve enforcement of illegal construction.
9. Improve transparency of Department of Consumer and Regulatory Affairs and District Columbia Department of Transportation public records and decision making process.
10. Consider expanding Capitol Hill Historic District.
11. Improve transportation demand management strategies for new development.
12. Ensure even distribution of social services across the city.

In close, we appreciate the opportunity to work with your office on these issues.

On behalf of the Commission,

Joseph Fengler  
Chair, Advisory Neighborhood Commission 6A



## Approved Letters from February 08, 2007



February 22, 2007

Charles J. Willoughby

Office of the Inspector General  
Government of the District of Columbia  
717 14th Street NW, 5th Floor  
Washington, DC 20005

RE: Evidence of fraudulent permits issued by DCRA

Mr. Willoughby:

At our duly noticed, monthly public meeting on February 8, 2007, our Commission voted unanimously to report potential fraud within the Department of Consumer and Regulatory Affairs (DCRA). We have information leading us to suspect that a building permit was fraudulently issued to the owner of 1405 North Carolina Avenue NE. This permit appears to have been issued without being supported by an application for a permit or submission of construction plans and without having been processed through the required approval processes. Our suspicions are supported by the following facts:

- On June 9, 2006, DCRA staff noted an invalid building permit posted on the property after having been alerted by Commissioner Nicholas Alberti in May of 2006.
- DCRA has no record of an application for this address being released from the technical plan review branch to the permit issuance desk, which is a prerequisite for the issuance of a permit.
- DCRA has been unable to provide ANC 6A with copies of an application or construction plans despite a June 12, 2006 FOIA request for these materials.
- Despite having no record of an application having been processed, a file job number (#4442-E-6) exists within the DCRA application tracking system.
- Prior to June 9, 2006, the online tracking system showed that all building disciplines were approved.

Many of the facts we present are documented in a January 27, 2007 letter (attached) from the Zoning Administrator to the owner informing him that the permits in his possession are null and void. This letter comes after more than eight months of repeated inquiry from ANC 6A.

DCRA officials have stated that they are conducting investigation of this case. However, given their actions thus far, we must question their ability to conduct an impartial investigation. We therefore request that you take action to investigate this matter.

On behalf of the Commission

Joseph Fengler, Chair

Cc: Mayor Adrian Fenty  
Dan Tangherlini, City Administrator  
Councilmember Jim Graham  
Councilmember Kwame R. Brown

Councilmember Tommy Wells  
Councilmember Mary Cheh  
Councilmember Marion Barry  
Lisa Morgan, Director DCRA



## Approved Letters from February 08, 2007



March 6, 2007

Acting Chief Cathy Lanier  
Metropolitan Police Department  
300 Indiana Avenue, Suite 5080  
Washington, DC 20001

Acting Chief Brian Lee  
Fire & Emergency Medical Services Dept.  
1923 Vermont Avenue NW, Suite 201  
Washington, DC 20001

Chiefs Lanier and Lee:

At our regularly scheduled meeting on February 8, 2007, with a quorum present, we voted unanimously to request that the Metropolitan Police Department (MPD) and Fire and Emergency Medical Services (FEMS) enforce current laws regarding fireworks/firecrackers.

We understand and respect the difficulty enforcing the use of illegal fireworks and firecrackers in the District of Columbia. However, fireworks and firecrackers provide distractions from gun shots and more serious crimes, particularly on and around holidays such as the Fourth of July.

Accordingly, the two codes that apply to fireworks and firecrackers are: Chapter 33H of the District of Columbia Building Code Supplement of 2003 and Title 20, Chapter 27 of the DCMR entitled *Noise Control*. Chapter 33H DCBCS makes it a civil violation to use illegal fireworks or firecrackers in the District and Chapter 27 DCMR imposes specific noise levels with which all behavior in the District must comply.

After several discussions of the concerns of residents and of current law, our Commission presents two possible solutions. First, we request overtime pay for three Fire Marshals on July 3 and July 4, 2007. The Fire Marshals should be paired with First District police officers. These teams would reply exclusively to firework and firecracker calls as well as possible gun-shot calls. This allows Fire Marshals to take appropriate measures if firecrackers or fireworks are found on the scene, and allows the police officers to respond if the disturbance is gun fire.

Second, we recommend MPD and FEMS work with the Council to consider various ways to impede or discourage the use of illegal fireworks and firecrackers, particularly in residential zones. Specifically, we request that your departments ask the Council to consider adapting Title 20 to make the procurement, ownership, or use of illegal fireworks and firecrackers a crime and to consider the use of criminal fines. If you have any questions, then please contact Commissioner Stephanie Nixon at 202-222-8570.

On behalf of the Commission,

Joseph Fengler  
Chair, Advisory Neighborhood Commission 6A

Cc: Councilmember Wells  
Councilmember Mendelson



## ANC6A Meeting Minutes Secretary's Report



### *Press Release*

#### **Ward 6 Councilmember Tommy Wells**

#### **Immediate Release**

1350 Pennsylvania Avenue, N.W., Room 408  
Washington, D.C. 20004

Contact: Charles Allen  
(202)724-8072

### **Councilmember Tommy Wells Opens H Street Community Office Hours**

(Washington, DC) – On Thursday, February 22<sup>nd</sup>, 8:00 – 9:30 am, Ward 6 Councilmember Tommy Wells will host community office hours at Sidamo Coffee, 417 H Street, NE, 20002. On the fourth Thursday morning of every month, Councilmember Wells will host this type of outreach event on H Street, NE and members of his constituent services staff will be on hand to help handle requests from residents. “I want to continue finding new ways to make my office more accessible across Ward 6 to get feedback and provide assistance to residents,” said Mr. Wells.

To showcase and support the historical and emerging small businesses along H Street, NE, these monthly community morning office hours will rotate among several locations on the corridor and will be publicized online and at Advisory Neighborhood Commission meetings.

“Whether it’s help with a permit from DCRA, an alley that needs to be cleaned, or an idea that could turn into legislation at Council, I want to make myself more available to those that may not be able to make it to the Wilson Building downtown,” added Mr. Wells.

On Thursday, February 8<sup>th</sup>, Councilmember Wells joined nearly 30 residents in Southwest DC for a similar type of event at the Channel Inn along the waterfront. Mr. Wells hosts community office hours in Southwest on the second Thursday morning of each month.

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# ANC6A Meeting Minutes Secretary's Report



 <p>District of Columbia Government Advisory Neighborhood Commission 6A Box 75115 Washington, DC 20013</p>  <p><b>Nicholas Alberti</b> Commissioner ANC 6A04 Treasurer ANC6A</p> <p>202.543.3512 1330 North Carolina Ave, NE alberti6a04@yahoo.com</p> <p>Website at: <a href="http://www.anc6a.org">www.anc6a.org</a></p>	 <p>District of Columbia Government Advisory Neighborhood Commission 6A Box 75115 Washington, DC 20013</p>  <p><b>Mary Beatty</b> Commissioner ANC 6A05 Chair Alcohol Beverage Licensing Committee</p> <p>1228 Duncan Place, NE 202.546.4196 mbbeatty@aol.com</p> <p>Website at: <a href="http://www.anc6a.org">www.anc6a.org</a></p>
 <p>District of Columbia Government Advisory Neighborhood Commission 6A Box 75115 Washington, DC 20013</p>  <p><b>Joseph Fengler</b> Commissioner ANC 6A02 Chair ANC6A</p> <p>815 F Street, NE 202.423.8868 fengler6a02@yahoo.com</p> <p>Website at: <a href="http://www.anc6a.org">www.anc6a.org</a></p>	 <p>District of Columbia Government Advisory Neighborhood Commission 6A Box 75115 Washington, DC 20013</p>  <p><b>David Holmes</b> Commissioner ANC 6A03 Vice Chair ANC6A</p> <p>919 Mass. Avenue, NE Box 15053 (mailing) 202.251.7079 holmes.anc6a03@gmail.com</p> <p>Website at: <a href="http://www.anc6a.org">www.anc6a.org</a></p>
 <p>District of Columbia Government Advisory Neighborhood Commission 6A Box 75115 Washington, DC 20013</p>  <p><b>Gladys Mack</b> Commissioner ANC 6A07</p> <p>703 18th Street, NE 202.398.3329 gmack01@juno.com</p> <p>Website at: <a href="http://www.anc6a.org">www.anc6a.org</a></p>	 <p>District of Columbia Government Advisory Neighborhood Commission 6A Box 75115 Washington, DC 20013</p>  <p><b>J. Omar Mahmud</b> Chair Transportation &amp; Public Space Committee</p> <p>202-546-1520 familymahmud@yahoo.com</p> <p>Website at: <a href="http://www.anc6a.org">www.anc6a.org</a></p>
 <p>District of Columbia Government Advisory Neighborhood Commission 6A Box 75115 Washington, DC 20013</p>  <p><b>Raphael Marshall</b> Commissioner ANC 6A01</p> <p>826 10th Street, NE 202.256.5335 rvmps6a@aol.com</p> <p>Website at: <a href="http://www.anc6a.org">www.anc6a.org</a></p>	 <p>District of Columbia Government Advisory Neighborhood Commission 6A Box 75115 Washington, DC 20013</p>  <p><b>Stephanie Nixon</b> Commissioner ANC 6A08 Chair Public Safety Committee</p> <p>423 18th Street, NE 202.396.7234 smnixon6a@prodigy.net</p> <p>Website at: <a href="http://www.anc6a.org">www.anc6a.org</a></p>
 <p>District of Columbia Government Advisory Neighborhood Commission 6A Box 75115 Washington, DC 20013</p>  <p><b>Drew Ronneberg</b> Chair Economic Development &amp; Zoning Committee</p> <p>202.431.4305 ronneberg6a02@gmail.com</p> <p>Website at: <a href="http://www.anc6a.org">www.anc6a.org</a></p>	 <p>District of Columbia Government Advisory Neighborhood Commission 6A Box 75115 Washington, DC 20013</p>  <p><b>William J. Schultheiss</b> Commissioner ANC 6A06 Secretary ANC6A</p> <p>1225 F Street, NE 202.543.5003 schlthss@yahoo.com</p> <p>Website at: <a href="http://www.anc6a.org">www.anc6a.org</a></p>





# Commission Officer Reports Treasurer's Report



ANC 6A Treasurer's Report  
February 2007

**Period Covered:** 02/01/07 - 02/28/07

**Checking Account:**

Balance Forwarded			\$	18,482.30
Receipts:				
District Allotments 4th Quarter Allotment		\$	-	
Interest Income		\$	-	
Transfers from Saving Account		\$	-	
Total Receipts			\$	-
Total Funds Available			\$	18,482.30
Disbursements:				
Roberta Weiner (Minutes for Jan. '07)	CK #1302	\$	135.00	
Fedex Kinko's Inc. (Jan. photocopying)	CK #1303	\$	564.52	
Total Disbursements			\$	699.52
Ending Balance			\$	17,782.78

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**Savings Account:**

Balance Forwarded				4165.33
Receipts:				
Interest		\$	-	
Transfers from Checking Account		\$	-	
Total Receipts			\$	-
Total Funds Available			\$	4,165.33
Disbursements:				
Total Disbursements			\$	-
Ending Balance			\$	4,165.33



## Committee Reports

### Alcohol Beverage and Licensing (ABL)



#### REPORT OF THE ALCOHOL BEVERAGE AND LICENSING COMMITTEE OF ANC 6A Wednesday, February 20, 2007 at 7:00 pm

#### Minutes

Meeting called to order at 7:05 pm.

Committee members present: Mary Beatty; Jeremy Marcus, Tish Olshefski; Michael Herman

Committee members absent: Malcolm Ross; Mary Kosinski

ANC Commissioners: Gladys Mack (ANC6A07); Stephanie Nixon (ANC6A08)

Community members present: Jonathon G. Wilkin (Atlas); Barbara Timko (Atlas); Rose Riddick; Gregory Ferrell; Antonio Roberson (Langston Bar & Grill); J.B. Dorsey

**I. Welcome/Introductions** - Committee members introduced themselves.

- A. **Agenda** - Chair Beatty moved to accept the agenda. No objections.
- B. **Minutes** - Chair Beatty moved to accept minutes of January meeting. No objections.

#### II. Community Comment

Chair Beatty asked for community comment on any issues not already on the agenda.

None.

#### III. Updates

##### A. **Viggy's Liquor Store Renewal Protest. May 9 Hearing.**

Hearing held in January on the protest of Viggy's, a class A Licensee in 6A05. We have tried negotiations privately and also through ABRA. Sale of singles is still outstanding issue. Full protest hearing on May 9. Mary Beatty will represent the ANC. There is a also a protest by a group of 33 citizens led by Joe Bollino.

##### B. **H Street Moratorium – ABRA Rulemaking**

Hearing held January 17. We feel we presented good arguments. Committee member Malcolm Ross provided critical testimony when spoke about what it is like to live in the area of H Street with litter, urination, loitering and intimidation and his feelings that sale of singles are a big contributor to these problems. We also had support from Mayor Fenty (letter), Council member Wells (letter) Commissioner Marshall, a retailer in 6C and Great Streets. ABRA tells us that they will probably have a rule-making in the next two weeks so we can expect a decision by the end of February. As a result of our petition, neighboring ANC6C is beginning the process also.



## Committee Reports

### Alcohol Beverage and Licensing (ABL)



#### IV. New Business

##### A. 2007 Committee Goals

Chair Beatty reviewed our 2006 goals to determine which of these were still outstanding. They included 1) garnering support for a moratorium on the sale of singles; 2) timely filing of committee actions on licenses and representing ANC at ABRA; 3) take action on all VA's as they come up for renewal; 4) establish a reward program for liquor licensees that sign VAs with special recognition; 5) manage process of liquor licenses within ANC6a; 6) work with the ANC public safety committee.

Following discussion of a proposed list of 2007 goals, the following were adopted:

1. Pursue and negotiate Voluntary Agreements with all liquor license applications in ANC6A.
2. Hold at least one joint meeting with Public Safety Committee and ensure attendance at all PSC meetings.
3. Assist ANC6C with single sales moratorium
4. Pursue legislation for Ward 6 and/or citywide moratorium on the sale of singles
5. Initiate public awareness campaign of liquor laws and initiate recognition program of licensees who sign VAs.
6. Work cooperatively with ABRA regarding enforcement of VAs.
7. Discussion of moratorium on the # of CT licenses along H Street.

**Mary Beatty moved that this list of ABL goals be added to ANC6A committee goals for 2007. Seconded by Tish Olshefski; Unanimous vote.**

##### B. New License Applications

- **Atlas Theater. Mr. Jonathon Willen** spoke on behalf of the Atlas Performing Arts Center. When the project was started they did not focus on food or liquor, just on the theatre process. They realized they have to look at concessions. Part of their plans is to bring other events into the neighborhood outside of theatrical productions. The purpose of this petition is to allow the Atlas to hold one liquor license. No single sales except during intermissions, beer and wine. Any other liquor packages sold would be sold to an exclusive client for a time period and particular event (i.e., wedding, bat mitzvah, opening night party, etc.) In those instances one person will pay up-front and is allowed only to serve clients as invited guests and are not allowed to charge per drink (open bar). This is either a CX or a CH license. The Atlas is willing to sign a voluntary agreement with specifics of sale of singles, no liquor allowed off premises, time for end of sales.

**Motion made by Tish Olshefski: That we recommend the ANC pursue a voluntary agreement with Atlas Spotlight Productions. Seconded by Michael Herman. Unanimous.**

- **Langston Bar & Grill. 1831 Benning Road.** Mr. Roberson, a native Washingtonian (self employed for 20 years and a graduate of Howard University) is beginning this new endeavor to open restaurant on Benning Road. The establishment will be a sit-down soul food restaurant. He initially applied for a CT but plans to modify that to a CR license. His understanding is that it doesn't start the clock again. Petition date is March 5.



## Committee Reports

### Alcohol Beverage and Licensing (ABL)



The total capacity is 25 to 30 people. Kitchen is in the basement. There will be more seating and a lounge on the 2nd floor of the building. No entertainment, just background music and television. He is not seeking an entertainment endorsement when he reappplies for a CR. Expected hours are: Sunday; 11am – 12:00 am; Monday to Thursday, 8am – 2:00 am; Friday, 8:00 am – 3:00 am; Saturday 11 am – 3:00 am As a CR, the food service has to go to one hour before closing and 45% of sales must be food sales.

The committee members asked several questions on the specifics of hours, etc. (The answers are outlined above.) ANC Commissioners Mack and Nixon raised community concerns about the late hours on the weekend; the sale of alcoholic beverages on Sunday mornings; the possibility of patrons using the adjacent parking lot; and security of patrons leaving establishment. Owner says that he doesn't own the lot and can't grant anyone privileges to use the lot. The lot owner has full authority to enforce that. Mr. Roberson's goal is to make it a community-based establishment. Further, he believes that since the capacity is so small, doesn't see the potential for a public nuisance problem. Mr. Roberson further stated that he is willing to discuss the hours as part of discussions on a voluntary agreement.

Commissioner Beatty told those present that we have a dilemma.

- the only application currently on file is for a CT even though Mr. Roberson stated that he is reapplying for a CR.
- there is a March 5 date on that application, a date which is prior to our next meeting; but Mr. Roberson also says he is told that the same date will apply.
- In last ANC meeting this committee was given the power to make the decision and act on it.

**Motion: Tish Olshefski moves that the committee recommend that, as it currently stands, the ANC protest the existing CT application; further that when the applicant applies for a CR the ANC protest the application and negotiate a standard voluntary agreement that addresses hours for serving liquor. Second: Jeremy Marcus. Unanimous.**

Jeremy Marcus asked that we note in the minutes that his vote on a CT license is not the same as it would be on a CR.

**V. Adjourn.** Move to adjourn 9:05 pm. Next meeting: March 20, 2007.



## Committee Reports

### Economic Development & Zoning Committee (ED&Z)



#### REPORT OF THE ECONOMIC DEVELOPMENT AND ZONING COMMITTEE OF ANC 6A Tuesday, February 27, 2007 at 7:00 pm

#### **Minutes**

Present: Citizen Members: Drew Ronneberg, Vanessa Ruffin, Rich Luna, Jeff Fletcher, Heather Scott  
Commissioners: Gladys Mack, Stephanie Nixon

Drew Ronneberg chaired the meeting.

#### **Community Comments**

None

#### **139 11<sup>th</sup> St. NE (HPRB case)**

Mr. Dean Rosen, presented plans to extend the 3<sup>rd</sup> floor of his rowhouse located at 139 11<sup>th</sup> St NE. Mr. Rosen said the addition was needed to accommodate a larger bedroom and bathroom for his daughter. The proposed addition would extend approximately 17 feet from the current back of the third floor and would be constructed of wood siding or hard-i-board to look similar to the existing 2<sup>nd</sup> floor addition. Mr. Rosen presented photos of the back of the house to show that the addition would be difficult to see from the alley. He also presented letters of support from the two adjacent neighbors. Dr. Ronneberg said that he emailed two other neighbors and that they had no objections to the addition.

**Recommendation:** The committee unanimously recommends that the ANC send a letter of support to HPRB for the extension of the 3<sup>rd</sup> floor of the rowhouse at 139 11<sup>th</sup> St. NE.

#### **SO 06-5762**

This item is a continuation of the alley closing case from the previous month. Dr. Ronneberg informed the committee that he was unable to contact the agent, Ms. Shante Parker, because her phone appeared to be disconnected. Ms. Parker was not in attendance. The committee discussed whether the city was following the procedures outlined in the "Street and Alley Closing and Acquisition Procedures Act of 1982." Dr. Ronneberg said he thought that the law permitted the city council to close the alley at a public hearing without the support of property owners on the square as outlined in Section 205 of the law. Several people thought that the reasons cited in the application for closing the alley (e.g. crime, dumping) are issues that should be addressed by police enforcement rather than through an alley closing. Others thought that the owner may be trying to close the alley to make more area available for a new structure that would span across multiple lots. Rich Luna pointed out that the owner of the property never designated Ms. Parker as the representative in the application. In addition, it was unclear from the application which lots were owned by the entity Ms. Parker was representing. Furthermore, the fact that Ms. Parker never produced letters of support from the adjacent property owners was of great concern to the committee. Because of these issues, the committee thought that the wisest course of action was to oppose the alley closing.

**Recommendation:** The committee unanimously recommends that the ANC send of a letter to the Surveyor's Office opposing the alley closing behind 1359 H St. NE.



## Committee Reports

### Economic Development & Zoning Committee (ED&Z)



#### Vacant Properties

Mr. Rick Uzes of the Rosedale Citizen's Alliance, presented information to the committee on the city's vacant property law and city procedures for registering and maintaining vacant properties. Important highlights included:

8. The owner must register a vacant property within 30 days of vacancy, subject to several exceptions.
9. There is a small fee for registering the property.
10. DCRA inspects registered vacant properties once or twice a year.
11. DCRA will perform basic maintenance of vacant properties (trash clearing, weed cutting, securing the property, etc.) and charge the owner.
12. The tax rate for a vacant property is 5X the tax rate for a non-vacant property.
13. Citizens can report vacant properties directly to the city by filling out a form that can be found on the DCRA website.

The committee discussed which vacant properties should be reported to the city by ANC 6A and what information should be asked of reporters of vacant properties. It was generally agreed that properties which were vacant for a long time and were unmaintained should be reported. It was also thought that reporters of vacant properties should be encouraged to send photographs of the properties to provide evidence of vacancy when the properties are reported to the city.

Three essential tasks were identified. The first was identifying vacant properties. It was thought that this would be the responsibility of citizens and the SMD captain. The second was cataloging the reporting information. Ms. Heather Scott agreed to coordinate the collection of vacant property reports in ANC 6A. The third task was communicating the collected information to DCRA and OTR. Mr. Rich Luna agreed to help communicate the vacant property lists to DCRA and OTR.

#### Upzoning Moratorium on H Street

When the H Street Strategic Plan was completed in 2003, it recommended some properties in the Western end of the Corridor be upzoned from C-2-A to C-2-B. These recommendations were implemented by the Zoning Commission as Map Amendments when the ZC added the H Street NE Neighborhood Commercial Zoning Overlay District to the Zoning Code. Many people in the community assumed that these upzonings would incentivize developers to build residential developments on H Street without overpowering the small scale (2-3 story) architecture that dominates much of the Corridor. It was also commonly believed that once the H Street Strategic Plan was finalized, Office of Planning would try to implement the current plan rather than support further upzonings.

However, OP seems supportive of the Dreyfus's group desire to upzone a portion of the square bounded by 2<sup>nd</sup> and 3<sup>rd</sup> streets and G and H streets from C-2-B to C-3-C. This upzoning increases the matter-of-right height from 65 to 90 feet and matter-of-right Floor Area Ratio from 3.5 to 6.5. Dr. Ronneberg thought that OP intended to support further upzonings along the corridor and that large-scale development would overwhelm the traditional architecture on H Street in ways that did not follow the H Street Strategic Development Plan. Mr. Rich Luna suggested that ANC 6A ask the Zoning Commission for a 5 year moratorium on further upzonings of properties that are within the H Street Zoning Overlay.



## Committee Reports

### Economic Development & Zoning Committee (ED&Z)



**Recommendation:** The committee unanimously recommends that the ANC request the Zoning Commission enact a 5 year moratorium on upzonings within the H Street Neighborhood Commercial Zoning Overlay District, and designate Rich Luna as the ANC 6A representative.

#### **Joint ANC 6A/6C meeting to discuss the expansion of the Historic District**

The committee was supportive of the notion of working with ANC 6C to learn more about the process of expanding the Capitol Hill Historic District northward. Presentations about the process would be made at Joint ANC 6A ED&Z and ANC 6C PZ&E meetings.

**Recommendation:** The committee unanimously recommends that ANC 6A ED&Z committee formally establish joint meetings with the ANC 6C Planning, Zoning and the Environment Committee to discuss the extension of the Capitol Hill Historic District.

#### **Community Comments**

Commissioner Nixon told the committee that the PUD development owned by Comstock at 1705 E. Capitol (which is in ANC 6B) would greatly burden ANC 6A during the construction because of the traffic problems and other disruptions caused by construction. In addition, the Comstock development would likely be out-of-scale with surrounding properties. Because 1705 E. Capitol Street is within 200 feet of ANC 6A, Commissioner Nixon asked that the ANC seek party status in the Comstock PUD case.

**Recommendation:** The committee unanimously recommends that ANC 6A seek party status in the Comstock PUD case at 1705 E. Capitol St SE and appoint Stephanie Nixon or her designee as the ANC 6A representative.

#### **Next Scheduled ED&Z Committee Meeting:**

**Tuesday, March 27, 2007**

**7-9 PM**

**900 G Street, NE**

**Community Room of the Capitol Hill**





## Committee Reports

### Community Outreach Committee (COC)



#### REPORT OF THE COMMUNITY OUTREACH COMMITTEE OF ANC 6A Wednesday, February 19, 2007 at 7:30 pm

##### Minutes

The Committee convened at 7:30 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, Rich Carlson, Elizabeth Nelson (chair)

Absent COC members:

- Barbara Anderson, Maurice Cook, Jesse Rauch

Community members:

Kenneth Wicks (has agreed to accept Commissioner Mack's nomination to committee), Annisteen Wicks

Resigned: Astri Klievdal

Commissioner: David Holmes

#### I. Feedback from February ANC meeting/Old business:

- A. The ANC accepted the committee's recommendation to have interpretive services added to the list of requests they will make of the District government. Funding for interpretive services was also approved and the COC has been authorized to make the necessary arrangements as requested. Ms. Nelson was contacted by someone with the Voice of the Hill who is interested in including this in an article. Also, Ms. Nelson has become aware of sign language interpreters who live in the immediate area. She will attempt to contact them to see if they might be interested in providing the services in addition to or in place of Partners in Sign (the company previously identified).
- B. Ads for *The Hill Rag*, *Voice of the Hill* and Fagon Guide were finalized. The ANC Secretary has given the COC Chair permission to update the monthly ads as needed.

#### II. ANC flier

- A. A final draft of the flier has been prepared. It has been circulated to all commissioners and COC members. The COC members approved the final design which allows some flexibility for adding an additional committee or additional agenda distribution locations.
- B. The possibility of using an alternate print shop (other than Kinkos) was discussed. Kinkos is very expensive (.22/copy plus a \$250 setup fee) but is conveniently located and we do have a corporate account. Ms. Nelson attempted to contact a new print shop on H St., Anointed Visions, but they have not returned her calls. Both Mr. Wicks and Commissioner Holmes will attempt to get alternate bids. The job must be completed by February 24 if at all possible.





## Committee Reports

### Community Outreach Committee (COC)



[Note: subsequent to meeting, it was determined that alternate bids could not be obtained. Ms. Nelson was able to negotiate a reduced price with Kinkos, .17/copy, setup fee waived.]

- C. Not all commissioners have given counts of how many copies they want for distribution in the SMDs. We will make our best guess in ordering copies.

### III. Goals for 2007-2008

A. After some discussion, the Committee approved these goals:

1. Recruitment of grant applicants / grant writing assistance / review of grant applications
2. Improve and maintain the website.
3. Handle advertising arrangements with *The Voice of the Hill* and *The Hill Rag*. Keep the ANC 6A flyer and contacts list up-to-date.
4. Increase public awareness, including press coverage, of ANC 6A activities, especially grant making activities. The COC will evaluate the creation of the semi-annual report (see IV) and make recommendations to improve the process
5. Investigate the possibility of making recordings of ANC 6A meetings available to the public.
6. Increase awareness of community events, including school events.
7. Arrange sign language interpretation for ANC functions as needed.
8. Work with Public Safety Committee and others to create instructions for public on how to access City services

### IV ANC 6A – Semi-annual Report

- A. The COC continued our discussion of the “newsletter” proposal. A combination of last month’s and this month’s deliberations is as follows:
  - B. Frequency of publication:
    - 1) The COC unanimously agreed that, largely due to cost considerations, the publication should be done (at most) twice a year to start.
    - 2) They further agree that a commitment should be made only to doing two issues. The process, costs and benefits will be re-evaluated and a new recommendation will be made as to whether or not the project should be continued or how it might be modified.
  - C. Type of publication:
    - 1) It should be 4 pages (11 x 17, folded in half) as proposed by Commissioner Holmes.
    - 2) Two cost estimates were provided, one for \$983.68 (color on pages 1 & 4) and another for \$1,046.17 (color on all 4 pages). A black and white only estimate was not provided. We would have liked to consider a black & white only quote, however, as one was not provided we recommend that a sum not to exceed \$2,200 (allowing a little extra for incidentals) be approved to pay for two issues.
  - D. Method of distribution:



## Committee Reports

### Community Outreach Committee (COC)



- 1) A cost estimate for a mail service was submitted by Commissioner Holmes. The COC had reservations about spending such a large sum for mailing. We also had concerns about using a mailing list unless there is a reasonable guarantee that it would actually include every household – which voter registration lists (for example) do not. There would likely be costs involved in procuring some other list – if a complete list could even be purchased.
- 2) No plan for a delivery service (such as that used by The Voice of the Hill) was submitted for our consideration. The US Postal Service might provide "zip + 4" addressing. This would be "blunt tool" at best.
- 3) Several commissioners have already indicated that they would prefer that distribution be left to the commissioners. Commissioner Marshall, for example, has observed that he regards walking his SMD to be one of his responsibilities and that it would not be burdensome to distribute.
- 4) The COC agrees that the commissioners should arrange for distribution. Some will deliver it door-to-door themselves; some will engage volunteers; and some will place them with businesses and civic institutions within their SMDs.

#### E. Content:

- 5) There was continued discussion of what purpose a publication might serve that would not be duplicative of other publications – the ANC flier, or articles/ads in the free press. Specifically the group did not feel that the information published in the flier should be duplicated, eg. the meeting schedule and contact information for the commissioners and committees, ANC map, etc. The website probably should be referenced as that can be done very briefly and most, if not all, residents have access to it.
- 6) Also, a calendar of events does not seem workable. Even if the publication occurred quarterly, which the COC does not support, it would be nearly impossible to have dates and locations for many of the most important events established far enough in advance for inclusion.
  - a) The group also felt that it would be inappropriate for the ANC to include articles about local businesses. This is already covered in the free press. The ANC shouldn't be spending money to promote businesses and there could be concerns about apparent bias if some businesses and/or organizations receive more coverage than others.
  - b) Coverage of Single Member Districts should be extremely limited. Any item that addresses a single SMD is of little interest to the majority of ANC 6A residents (each SMD representing only 1/8 of the ANC population). Commissioners have photo-copy budgets of their own and are free to publish SMD-specific newsletters or bulletins if they wish to do so.
  - c) The committee agreed that the publication should be characterized as a "semi-annual report" rather than as a newsletter and that the report should focus on in-depth coverage of those accomplishments of ANC 6A or challenges faced by ANC 6A that are important to the ANC as a whole. These issues may not be covered to the ANC's satisfaction in the local press. In other words, the report should present ANC 6A's "view of itself".
- 7) Articles should include a request for feedback from constituents, particularly as regards continuing projects.

#### F. Production of Semi-annual Report:



## Committee Reports

### Community Outreach Committee (COC)



- 8) There was considerable discussion of how the work should be organized. The COC agreed that it will be necessary to select one individual to serve as editor and have the responsibility for coordinating the various activities necessary for the production of the publication.
- 9) However, this individual cannot assume the entire responsibility for determining specific content. It will be important for all commissioners to have input and for the variety of perspectives among the commissioners to be fairly represented. We suggest the following:
  - a) Two weeks in advance of an ANC meeting, the editor will solicit from both commissioners and committee chairs suggested topics (3-4 each), perhaps even rough outlines. He will compile the list for inclusion in the agenda package, grouping similar suggestions as appropriate. The editor will make an estimate as to how many of these topics might reasonably be covered in the space available.
  - b) The commissioners will then each vote (either before or at the meeting) for the 3-4 that they would most like to see included. The editor will order the list of topics by the number of votes received, choosing as many as will fit.
  - c) He will proceed to solicit articles or produce them himself and assemble the newsletter for the review of the commissioners at least a week in advance of a subsequent ANC meeting. In the interests of time, the commissioners will submit any suggested revisions in advance of the meeting so that the final (or nearly final) version can be voted up or down at the meeting.
- 10) The editor will make arrangements to have copies made of the final version, at least for the initial issue.

#### G. Evaluation of the process:

The COC will serve as “publisher” (to use Commissioner Holmes’ term) and will make recommendations following the publication of the first issue as to how the process might be improved (if necessary) and a recommendation following publication of the second issue as to whether or not the publication should be continued. The COC may also negotiate and make arrangements for printing, particularly if this can be done electronically.

#### **Committee recommendation** (unanimous): that ANC 6A

1. Publish a semi-annual (twice/yr) report focusing on activities of ANC 6A that are relevant to the entire ANC and are not time-sensitive or duplicative of other publications.
2. That the distribution of the report should be the responsibility of the commissioners and not be mailed.
3. That an editor be selected who will coordinate publication of the report and solicit suggestions for content from all commissioners and committee chairs.
4. That specific content should be determined as outlined in IV 6.(above)
5. That a sum not to exceed \$2,200 be approved to pay for printing two, 4-page (11x17”, folded) issues. That additional issues not be produced until the success and cost effectiveness of the project can be evaluated by the COC and recommendations for improvements formulated.

#### **V. Video/audio capture of ANC meetings**



## Committee Reports

### Community Outreach Committee (COC)



1. The COC received a proposal to create podcasts of ANC 6A meetings from Bryan Hayes. The proposal was withdrawn before it could be presented at a COC meeting. The proposal did not address all issues but did serve as a starting point in the discussion as to how recordings of proceedings might be made available to the public.
2. Members of the committee have done some additional, preliminary, research on the issue, in particular, Jesse Rauch. Possible options identified thus far include podcasts, digital audio or videotapes available on YouTube or Google Video, and CDs/DVDs.
3. As many options as possible will be discussed at the March meeting. Over the course of the next two meetings we hope to prepare a substantially complete outline of the various technologies, their costs (in both time and money), feasibility and accessibility.
4. There was some discussion as to what purpose would be served by such a service and who might use it.

#### VI. Other

As per our continuing goal of increasing awareness of ANC 6A activities, arrangements were made to provide publicity for the ED & Z initiative to identify vacant properties. Similar arrangements will be made for Transportation initiatives, if requested.

Assistance was provided in publicizing the recent 1D Crime Summit organized by Commissioner Nixon.

The meeting adjourned at 9:15 pm.

Next meeting is March 19, 2007.

Respectfully submitted,

Elizabeth Nelson



## Committee Reports Public Safety



### REPORT OF THE PUBLIC SAFETY COMMITTEE OF ANC 6A Wednesday, February 21, 2007 at 7:00 pm

#### Minutes

Committee members present: Joe Bellino, Laura Brown, & Stephanie Nixon (Chair and Commissioner 6A08)

Committee members absent: Mark Laisch & Michael Seneco

Commissioners: Gladys Mack (6A08)

2 Community members

Government: Maria Barner (Sherwood Recreation Center)

Stephanie Nixon called the meeting to order at 7:15 pm.

#### *Recommendations for ANC6A:*

1. Commissioner Nixon represents ANC6A to provide verbal summary of written testimony about needs of emergency agencies at the hearing, when possible.
  - a. Submit written testimony for Metropolitan Police Department (MPD) to April 4, 2007 10 am budget hearing.
  - b. Submit written testimony for Department of Youth Rehabilitative Services (DYRS) to April 25, 2007 10 am budget hearing.
  - c. Submit written testimony for Fire and Emergency Medical Services (FEMS) to April 2, 2007 10 am budget hearing.
  - d. Submit written testimony for Office of the Attorney General (OAG) to April 4, 2007 10 am budget hearing.
2. Submit written testimony for the Department of Parks and Recreation (DPR) to March 27, 2007 10 am budget hearing for Sherwood Recreation Center.
  - a. Commissioner Nixon represents ANC6A to provide verbal summary of written testimony about needs at Rosedale Recreation Center at March 27, 2007 10 am budget hearing for DPR.
3. Submit written testimony for the Department of Parks and Recreation (DPR) to March 27, 2007 10 am budget hearing for Rosedale Recreation Center.
  - a. Commissioner Nixon represents ANC6A to provide verbal summary of written testimony about needs at Rosedale Recreation Center at March 27, 2007 10 am budget hearing for DPR.
4. Letter requesting that appropriate DC agencies and Pentacle owners come together to establish a multi-agency plan for the Pentacles
5. Letter to Councilmember Mendelson about revisiting an anti-loitering law along the lines of the Baltimore anti-loitering law
6. Letter to Council US Attorney Taylor, and David Rubenstein (OAG) about MPD Court Comp time from 2005 requesting procedural change



## Committee Reports Public Safety



### *Budgets for DC agencies as related to public safety*

To gather these recommendations, Commissioner Nixon corresponded with various agencies as well as used information from the crime summit and past discussions during the public safety committee meetings.

#### Metropolitan Police Department

The discussion of the agencies began with the following motion: *Commissioner Nixon represent ANC6A and present verbal summary of the ANC6A written testimony re: needs of MPD, FEMS, and others at MPD hearing.*

*The committee and community discussed and voted to include the following in the written testimony regarding MPD (items first reasons after):*

- **A facility (station or substation) in NE DC where Patrol Service Area 102 and 103 officers (at minimum) can be housed.** Before PSAs 102 and 103 were moved to 1D they were part of 5D and the station location was a little more appropriate. With the economic development of Benning Rd and H St NE, it is necessary to have a facility (e.g., station or substation) where Patrol Service Area 102 and 103 officers can be housed. In addition said facility should be flexible to accommodate 5D officers working the same corridor on an as needed basis. In addition, it would seem prudent to go a step further and create a joint operations unit that is at the level of police officers with knowledge of the area and is designed to facilitate a safer Benning Rd NE/H St NE Corridor as these two police districts need to share these issues at the time. Such a facility is desperately needed as these Patrol Service Areas in closer proximity to one another that PSA 102 is to the other PSAs housed in 1D. There is not enough space to add PSA 102 to 1D-1. If this means changing the direction with which the city is going with locating a new main station, we request that this be considered.
- **Work Cell phones for the 1D Patrol Service Area officials and officers to allow contact with residents while on patrol without officers incurring the expense.** There was some discussion that there might be Homeland Security Funding for this. The committee discussed the possibility of assigning cell phones to area so that community members knew that if they called X number (beyond 311/911) that they could possibly reach an officer on patrol in their neighborhood. Part of the discussion surrounded the need for an organizational structure is not prepared to handle this in the manner that the community would not want it to – ensure that the phone is distributed appropriately (shifts).
- **Increase officers to appropriate levels in Patrol Service Areas 102 and 103.** PSA 102 is allotted 45 officers (10 unavailable) and PSA 103 is allotted 50 officers (2 unavailable). There is a need for full staffing in these PSAs and we respectfully request that the Chief and Council consider resource allocation as these two PSAs service more people than these numbers reflect given the development of the H Street NE/Benning Rd Corridor. To fully implement this, officials and officers detailed elsewhere should not be counted toward total manpower. Officers should receive appropriate leave so as they can maintain happy and productive lives at work and home.

Commissioner Mack asked what could be done to make MPD more attractive for officers. The committee members mentioned that morale needed to improve on the force, but for morale to improve. Mr. Bellino stated that it is necessary to provide sufficient manpower to allow officers leave time. The degree requirement leaves officers in a predicament because they cannot take leave to get to the associate's degree.

- Take home car for all officers that live in the city



## Committee Reports Public Safety



- To fully implement the idea of community policing, the first district would like a 15 passenger van for use in field trips with children, young adults, and adults and for other various community events. (The possibility of providing MPD with access to the GSA schedule was also discussed.)
- Increase the size of the Major Narcotics Unit to promote a more proactive department
- Return the youth services branch – more juvenile crime, we need to try something different.

*Committee on Public Safety and the Judiciary, 4/4/07 from 10 am – End, Rm 412, Chairperson Phil Mendelson*

### Department of Youth and Rehabilitation Services

**Recommendation:** Provide funding for increased resources to provide strength-based programs and services for the youth under the care of DYRS. Within ANC6A DYRS funds community alternatives including the Sasha Bruce House and funding needs to support intensive third party monitoring.

The committee and community discussed the general lack of services with regards to mentoring, workforce development, as well as family counseling and outreach.

David Muhammad of DYRS checked with the executive team there and they suggested that there is further need to involve young people in the construction occurring on H Street NE as well as in the businesses. In addition, DYRS would appreciate the opportunity to partner with the businesses on H St NE to give the young people the opportunity to help revitalize this community.

*Committee on Human Services, 4/25/07 from 10 am – 3 pm, Rm 412, Chairperson Councilmember Wells*

### Fire and Emergency Management Services (FEMS)

**Recommendation:** ANC6A will submit written testimony about the needs of FEMS to receive a budget allowing increased staffing due to enhancements as part of the 100 day plan. Ensure staff of Paramedics to allow appropriate on the scene and en route treatment. In addition, increase budget to provide more armed arson investigators with training and certification to work with MPD on previous recommendation from ANC6A.

*Committee on Public Safety and the Judiciary, 4/2/07 from 10 am – End, Rm 500, Chairperson Phil Mendelson*

### Office of the Attorney General

**Recommendation:** ANC6A will submit written testimony requesting increased staffing of attorneys to allow for flexible scheduling that might allow ease of case processing for attorneys and officers.

The community and committee have been pleased with the aggressive manner in which OAG pursues prosecution.

*Committee on Public Safety and the Judiciary, 4/4/07 from 10 am – End, Rm 412, Chairperson Phil Mendelson*





## Committee Reports Public Safety



### Department of Parks and Recreation

*Overarching recommendation:* Commissioner Nixon represent ANC6A at the budget hearing about the Department of Parks and Recreation to present separate summaries of written testimony submitted by ANC6A on Sherwood Recreation Center and Rosedale Recreation Center.

*Committee on Libraries, Parks, and Recreation, 3/27/07 from 10 am – End, Rm 500, Chairperson Harry Thomas, Jr.*

**Recommendation 1:** ANC6A submit written testimony on needs of Sherwood Recreation Center to the DPR Budget Hearing on March 27, 2007 at 10 am.

- New wrought iron fence around the tree
- Camera facing parking lot
- Maintain the recreation centers appropriately – turn around on requests for lighting, etc should be handled within 48 hours.
- Continue Project Empowerment and consider adding to DPR maintenance

**Recommendation 2:** ANC6A submit written testimony on needs of Rosedale Recreation Center to the DPR Budget Hearing on March, 27, 2007 at 10 am. Such needs include, capital funds to revitalize the center – public safety concerns, cave, mention need for ID check upon entry, barring notices

- Capital funds to revitalize the center and promote safety (Discussion surround where the money would be)

### *Vacant, nuisance properties with illegal dumping and illicit activities*

The committee and community discussed a reach out the owner program idea and how ANC Commissioners typically help. The committee asked if this would only serve to duplicate the Community Outreach Coordinator and Neighborhood Services Coordinator but the committee noted the action would be relatively benign and would provide an additional tracking. The committee and community discussed the viability of doing this and under what situations. The situations discussed included those in which there is evidence based on photos, calls for service, MPD/DPW, or the report of other DC agencies. The basic idea would be to introduce the ANC Commissioner in a letter, note date and time of the appropriate PSA meeting to involve the owner in the neighborhood, and provide a contact number to try and involve the owner in the neighborhood. Mr. Bellino noted that this would provide another source of documentation. There were cautions about being perceived as an enforcement arm. However, this would not be the intent. Rather the intent would be to re-emphasize what the ANC commissioners might have already done but allows another avenue.

### *Community Impact Statements to Judges*

The committee is hoping to have Carolyn Crank speak at the next meeting about these. For the meantime, we have placed a blank statement at the end of the notes. These are used whenever somebody is up for sentencing to impress upon the judge the impact the defendant has had on the neighborhood. The only people who see this include the prosecutor and the judge. These are private and can be signed by individuals or groups.





## Committee Reports Public Safety



### *Guide to DC with Community Outreach*

The committee discussed the idea of a “Neighborhood Guide to DC” with some friendly information about the agencies and contact people relevant to each person. One community member suggested making this akin to an open source document where people can add the information and modify but it would be subject to committee review and would provide a model neighborhood guide book. The group decided this was definitely something for continued discussion.

### *Multi-agency Plan for the Pentacles*

**Recommendation:** ANC6A send a letter requesting that agencies and Pentacle owners come together to establish a multi-agency plan (e.g., Linden Place) for the Pentacles under the auspices of the Metropolitan Police Department and/or the CORE team in a setting that affords some measure of protection to citizens involved.

Multiple agencies should be involved including MPD, DPW, Neighborhood Services Coordinators, Metro Transit Authority Police Department, Councilmember Wells’s office, Councilmember Mendelson’s office, DC Housing Authority Police Department/Investigators (for compliance purposes), management company, owners, CORE team, Hiram Brewton, and Simone Green.

### *1637 E St NE*

The summary crime statistics received are at the end of these notes.

### *Anti-loitering*

**Recommendation:** Letter to Councilmember Mendelson and copy Councilmember Wells and other ANCs about investigating adapting the Baltimore Anti-loitering law for DC.

The committee had mentioned this to Councilmember Mendelson before we would like to know whether his office is working on adapting this law.

### *MPD Court Comp time from 2005*

**Recommendation:** Letter to Councilmembers Mendelson and Wells as well as U.S. Attorney Jeffrey Taylor and the David Rubenstein (Office of the Attorney General) respectfully requesting consideration of alternate methods of “papering” cases.

In Summer 2006 the Committee received information about court comp time for 2005. Although they wanted a comparison year, it did not occur. The statistics from 2005 were for a total of 5,094 officers who spent 331,863 hours on court comp time. The committee is aware that there are far fewer than 5,094 officers working for MPD and further inquisition indicated that the extra officers may have been retired or no longer working in the District. For much of 2005, first appearances for papering and court were treated as comp hours. If we took these as being paid at \$30/hr, then that is \$9,955,890.00. We are the only jurisdiction still using such an antiquated method



**Committee Reports**  
**Public Safety**



**COMMUNITY IMPACT STATEMENT**

**Please include the following:**

**Your Name/Organization/Association’s Name:** \_\_\_\_\_

**Defendant’s Name:** \_\_\_\_\_

**Case #:** \_\_\_\_\_

**Sentencing Date:** \_\_\_\_\_

**To the Honorable** \_\_\_\_\_

**(Judge’s Name)**

*This form can serve as a guide in identifying information that helps describe the impact of the crime(s) committed by the defendant above. You can submit answers to the questions on this form, or use it as a guide and submit a letter addressed to the judge. Submit all the information you wish and feel is pertinent to this crime. When you are ready to submit, please email your statement to the Community Prosecutor or Community Outreach Specialist for your district. If you have questions, you may call Marilyn Morey at 202-307-2593.*

1. *How has this crime affected you (as residents, business owners and neighbors) and those close to you?*

*(e.g. feelings of anger, rage, blaming self, or family helplessness, vulnerability, fear, paranoia, hopelessness, frustration, loss of trust and faith in the world.)*

2. *How has this crime affected your ability to perform your work, make a living, run a household, go to school, or enjoy any other activities you previously performed or enjoyed?*

*(e.g. overreact to situations, overprotective of family members, socially withdrawn, fear of going out in a world that has been proven unsafe.)*

3. *If you wish, you may use the letter to tell the Judge whatever you would like him/her to know about how it is to be a member of the community where crime/violent crime has occurred; or any other information you would like to share.*

*(e.g. the stigma of being a victim, media coverage, family reaction, the loss of control, additional expenses you have incurred to protect yourself from further victimization.)*

4. *Reactions, feelings toward the criminal justice system:*

*(e.g. The impact of the process on you, information on court proceedings and case status.)*

5. *What is your recommendation for sentencing? (Mandatory/maximum?)*



## Committee Reports Public Safety



### CALLS FOR SERVICE STATISTICS

1500-1700 b/o E St NE

1500-1600 b/o Gales St NE

1600-1700 b/o Isherwood St NE

400-500 b/o 15<sup>th</sup> St NE

400-500 b/o 16<sup>th</sup> St NE

400-500 b/o 17<sup>th</sup> St NE

CALL TYPE	TOTAL
DISORDERLY	151
OTHER	49
UNAUTHORIZED USE OF A CONTROLLED SUBSTANCE	39
ASSIST	38
INVESTIGATE THE TROUBLE	35
ASSAULT / SIMPLE	33
BURGLAR ALARM	32
TRAFFIC STOP	30
UNKNOWN	27
FAMILY DISTURBANCE	25
DESTRUCTION OF PROPERTY	24
STOP / FRISK	19
AGGRAVATED ASSAULT	18
DRUG COMPLAINT W/O LOOKOUT	18
TRAFFIC COMPLAINT	18
DRUG COMPLAINT W/LOOKOUT	17
SOUNDS OF GUNSHOTS	15
DOMESTIC VIOLENCE ASSAULT	14
BURGLARY TWO	11
JUVENILE COMPLAINT	11
NO DC PERMIT	10
DAMAGE TO PROPERTY	9
DOMESTIC VIOLENCE INCIDENT	9
RECOVERY OF STOLEN AUTO	9
MISSING PERSON	8
SICKCASE	8
THREATS	8
LOCAL ALARM	7



## Committee Reports Public Safety



CALL TYPE	TOTAL
MAN WITH	7
SEE COMPLAINANT	7
UNLAWFUL ENTRY	7
ACCIDENT HIT AND RUN	6
BENCH WARRANT	6
THEFT FROM AUTO	6
THEFT TWO LESS 250	6
TRANSPORT	6
UNCONSCIOUS PERSON	6
CHECK ON THE WELFARE	5
LOST PROPERTY	5
OPEN DOOR	5
POSS OPEN CONTAINER ALCOHOL	5
SICKMO	5
THEFT ONE 250 PLUS	5
THEFT STOLEN AUTO	5
TRANSPORT PRISONER	5
ACCIDENT PROPERTY DAMAGE ONLY	4
INJURY / CITIZEN	4
NOTIFY	4
OPERATING AFTER SUSPENSION	4
ROBBERY / HOLD UP GUN	4
SECOND SIGHTING	4
SUSPICIOUS PERSON	4
UNREGISTERED AUTO	4
ADDITIONAL INFORMATION	3
AGGRESSIVE DRIVING	3
BUSINESS / ALARM	3
CARRYING A PISTOL WITHOUT LICENSE	3
CIVIL PROTECTION ORDER	3
CRANE	3
INTERSTATE RECOVERED STOLEN AUTO	3
ROBBERY / FORCE & VIOLENCE	3
STOLEN TAGS	3
ACCIDENT WITH INJURY	2
ANIMAL COMPLAINT	2
BURGLARY ONE	2
DRIVING UNDER THE INFLUENCE	2
HOMICIDE	2
MISCELLANEOUS REPORT	2
TAMPERING WITH AUTO	2
UNATHORIZED USE OF VEHICLE	2
ACCIDENT DC GOVERNMENT VEHICLE INVOLVED	1
ACCIDENT INVOLVING PEDESTRIAN	1



## Committee Reports Public Safety



CALL TYPE	TOTAL
ASSAULT / POLICE OFFICER	1
ASSAULT WITH INTENT TO KILL	1
DEATH REPORT	1
DISABLED AUTO	1
DOMESTIC VIOLENCE	1
FOUND PROPERTY	1
HOLD UP ALARM	1
IDENTITY THEFT	1
MAN DOWN	1
ROBBERY / FEAR	1
ROBBERY / PURSE SNATCH	1
SOLICITING FOR PROSTITUTION	1
STOLEN BIKE	1
SUIC- THREATENING SUICIDE (VIOLENT)	1
SUICIDE	1
SUSPICIOUS VEHICLE	1
TRAFFIC COMPLAINT	1
UTTERING BAD CHECK	1
WOMAN WITH	1
<b>TOTAL</b>	<b>885</b>



## Committee Reports

### Public Safety



#### ANC6A Public Safety Committee

#### 2007 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 Commissioner 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 among law enforcement agencies in our community including, Park Police, FEMS, WMATA Police, Capitol Police, MPD, and all others to address community issues at the levels of procedure, policy, and legislation.
  - a. Participate in PSA meetings on a monthly basis.
  - b. Provide reports on these collaborations.
  - c. Work with these agencies and council to devise appropriate methods to enhance these relationships.
  - d. Select at least one public safety issue for which we can work with the law enforcement agencies and community to develop an activity to begin progress. (e.g., youth and safe summers)
4. Collaborate with the other ANC committees on the following issues:
  - a. Economic Development and Zoning – Abandoned/Vacant properties that are a safety hazard; illegal construction; H St NE – need for security at new properties
  - b. Transportation Committee – Need for speed control in areas affected by crime

Alcohol Beverage Licensing – Control of alcohol distribution in areas affected by narcotics and violent crime; Need for security hired at the owner's expense in all new bars and entertainment venues



## Committee Reports Public Safety



[INSERT DATE HERE]

The Honorable Phil Mendelson  
Chair, Judiciary Committee  
Council of the District of Columbia  
1350 Pennsylvania Ave, NW, Ste 402  
Washington, DC 20004

Dear Councilmember Mendelson:

At its regularly scheduled meeting on March 8, 2007 with a quorum present, our Commission voted \_\_\_\_\_ to support a needed increase in the 2007 Metropolitan Police Department (MPD) Budget, particularly as referenced below for the 1<sup>st</sup> District and Patrol Service Areas (PSAs) 102 and 103.

First, with the economic development of Benning Rd and H St NE , it is **necessary to have a facility** (e.g., station or substation) **where Patrol Service Area 102 and 103 officers can be housed**. In addition said facility should be flexible to accommodate 5D officers working the same corridor on an as needed basis. Such a facility is desperately needed as these Patrol Service Areas in closer proximity to one another that PSA 102 is to the other PSAs housed in 1D. There is not enough space to add PSA 102 to 1D-1. In addition, it would seem prudent to go a step further and create a joint operations unit that is at the level of police officers with knowledge of the area and is designed to facilitate a safer Benning Rd NE/H St NE Corridor as these two police districts need to share these issues at the time. If this means changing the direction with which the city is going with locating a new main station, we request that this be considered.

Second, we respectfully request that **the number of officers Patrol Service Areas 102 and 103 be increased to appropriate levels**. PSA 102 is allotted 45 officers (10 unavailable) and PSA 103 is allotted 50 officers (2 unavailable). There is a need for full staffing in these PSAs at all times and such staffing should account for the number of officers detailed outside of the PSAs or officers on administrative leave. Without such staffing, our officers will spend their time on duty going from call to call versus implementing the full idea of community policing as envisioned by Chief Lanier. If there cannot be an increase in total number of MPD employees, then we respectfully request that Chief Lanier and Council consider adjusting allocation of resources to provide full staffing of these PSAs and all 1<sup>st</sup> District with officers. Please note, MPD officers respond to after-hours calls that would typically be handled by other District agencies (e.g., noise, illegal construction, illegal dumping, etc.). Furthermore, not only is full staffing needed to maintain peace, order, and quiet, but to all police officers to receive appropriate leave so as they can maintain happy and productive lives at work and home as well as to attain the education that MPD would like these officers to have.

Officials in the 1<sup>st</sup> District would like the resources to fully implement community policing. Some of the ideas they have suggested and that we support include **providing 1<sup>st</sup> District Patrol Service Area officials and officers be provided with work cell phones** as well as **access to a 15 passenger van for use in field trips as part of community events**. This request would allow the officials and officers to maintain contact with residents while on patrol without incurring the expense personally. Some ideas for implementation might include keeping the phones in the PSA at all times and having officials/officers pick up the phones during role call.

As a community we would like to see more officers living in the community. Benefits for doing so must be increased, such as providing **take home cars for all officers that live in the city**. To curb violent



## Committee Reports

### Public Safety



crime in the District of Columbia , it is necessary to **increase the size of the Major Narcotics Unit**. Such an increase would promote proactivity with regards to drug-related crime, which as you are well aware is the root of most of our crime in the District. Finally, with much of crime being committed by our young people, we need to try something different. One piece of such a plan would be to return the **youth services branch**.

We respectfully request that you consider these suggestions from the Advisory Neighborhood Commission 6A.

On behalf of the Commission,

Joseph Fengler  
Chair, Advisory Neighborhood Commission 6A

CC: Chief Cathy Lanier, Metropolitan Police Department  
Councilmember Tommy Wells, Ward 6  
Commander Diane Groomes, 1<sup>st</sup> District





## Committee Reports Public Safety



[INSERT DATE HERE]

The Honorable Tommy Wells  
Chair, Human Services Committee  
Council of the District of Columbia  
1350 Pennsylvania Ave, NW  
Washington, DC 20004

Dear Councilmember Wells:

At its regularly scheduled meeting on March 8, 2007 with a quorum present, our Commission voted \_\_\_\_ to support a needed increase in Department of Youth and Rehabilitation Services (DYRS) Budget.

The continual increase of juvenile crime in the District is disconcerting. However, the DYRS is employing research-based methods with those young people under their supervision. The ANC6A Public Safety Committee checked with DYRS to see what resources would fully support their efforts. Community alternatives such as the Sasha Bruce House could benefit from intensive third party monitoring, but such monitoring requires an increase in funding for these programs.

As step toward prevention of juvenile crime, it would be appropriate to encourage businesses to invest further in our young people by providing job training and jobs. This step would be integral with education and increased policing. We need a comprehensive plan with all agencies involved.

We respectfully request that you consider these suggestions from the Advisory Neighborhood Commission 6A.

On behalf of the Commission,

Joseph Fengler  
Chair, Advisory Neighborhood Commission 6A

CC: Chief Cathy Lanier, Metropolitan Police Department  
Councilmember Phil Mendelson, At-large  
David Muhammad, DYRS  
Vincent Schiraldi, DYRS Director



## Committee Reports Public Safety



[INSERT DATE HERE]

The Honorable Phil Mendelson  
Chair, Judiciary Committee  
Council of the District of Columbia  
1350 Pennsylvania Ave, NW, Ste 402  
Washington, DC 20004

Dear Councilmember Mendelson:

At its regularly scheduled meeting on March 8, 2007 with a quorum present, our Commission voted \_\_\_\_\_ to support a needed increase in the Fire and Emergency Management Services (FEMS) budget.

Per the Interim Fire Chief Brian Lee there are a number of enhancements are in process for FEMS and quite a few have already occurred as part of Mayor Fenty's 100 Day Plan. We would like to support his request for increased staffing due to these enhancements as part of the 100 day plan. We need 100% full-time staffing for the increase in ambulances and fire trucks. To promote safety of our community, we would like to ensure that funding is available for ambulances and emergency vehicles to be staffed with the appropriate number of paramedics. This is necessary to provide the opportunity for each person in need of assistance to be provided with the necessary medical care when in an emergency medical situation.

Furthermore, the District has always had a number of illegal fireworks and firecrackers used on holidays and other days during the year. Enforcement of the law for this and the infringements that these fireworks and firecrackers have on peace and quiet in the District are hampered by the lack of manpower to enforce these complaints. The responsibility for this enforcement does not rest solely on the Metropolitan Police Department. Beyond the fact that these fireworks and firecrackers are illegal, they are often used by children, the sparks scald our porches and roofs, and they even have some that sound exactly like gun fire sending community members fleeing into their houses. In line with a previous request for a pilot project in the 1<sup>st</sup> District to pair police officers with armed arson investigators on dates with historical high call volume for fireworks and firecrackers, we request an increased budget to provide more armed arson investigators with training and certification. This budget should account for shifts beyond normal work hours.

We respectfully request that you consider these suggestions from the Advisory Neighborhood Commission 6A.

On behalf of the Commission,

Joseph Fengler  
Chair, Advisory Neighborhood Commission 6A

CC: Chief Brian Lee, Fire and Emergency Management Services (FEMS) Director  
Councilmember Tommy Wells, Ward 6



**Committee Reports**  
**Public Safety**



[INSERT DATE HERE]

The Honorable Phil Mendelson  
Chair, Judiciary Committee  
Council of the District of Columbia  
1350 Pennsylvania Ave, NW, Ste 402  
Washington, DC 20004

Dear Councilmember Mendelson:

At its regularly scheduled meeting on March 8, 2007 with a quorum present, our Commission voted \_\_\_\_ to support an increase to the budget of the Office of the Attorney General (OAG).

Community members in the Advisory Neighborhood Commission 6A have notes the aggressive manner in which pursues prosecution. The employees in the OAG regularly work with the community. Their efforts are much appreciated.

The prosecution arm of OAG has been understaffed for quite some time. We request funding to fully staff the Office of the Attorney General to allow for flexible scheduling that might speed case processing for attorneys and officers.

We respectfully request that you consider these suggestions from the Advisory Neighborhood Commission 6A.

On behalf of the Commission,

Joseph Fengler  
Chair, Advisory Neighborhood Commission 6A

CC: Linda Singer, Director, Office of the Attorney General  
David Rubenstein, Office of the Attorney General  
Councilmember Tommy Wells, Ward 6



## Committee Reports Public Safety



[INSERT DATE HERE]

The Honorable Harry Thomas  
Chair, Libraries, Parks, and Recreation Committee  
Council of the District of Columbia  
1350 Pennsylvania Ave, NW, Ste 402  
Washington, DC 20004

Dear Councilmember Thomas:

At its regularly scheduled meeting on March 8, 2007 with a quorum present, our Commission voted \_\_\_\_ to support an increase to the budget of the Department of Parks and Recreation. Please note we are submitting separate written testimony for Sherwood Recreation Center and Rosedale Recreation Center as well as separate oral testimony for these centers provided by Commissioner \_\_\_\_ on behalf of our ANC. The following written testimony respectfully suggests general areas that require funding by the Department of Parks and Recreation.

1. Strengthen the sign-in policy of DPR with the use of identification. This will require new equipment in centers. Library cards would be one way and could encourage children to use the libraries.
2. Provide posters behind the counters and throughout the centers with which all who enter agree to abide.
3. Enhance the use of barring notices for those who violate DC laws/code.
4. Increase coordination between DPR and MPD to ensure public safety is maintained.
5. Increase your maintenance staff and hire people who will respond in a timely manner to requests.
6. Ensure that each center has enough staff to manage the property and coordinate activities.

We respectfully request that you consider these suggestions from the Advisory Neighborhood Commission 6A.

On behalf of the Commission,

Joseph Fengler  
Chair, Advisory Neighborhood Commission 6A

CC: Councilmember Tommy Wells, Ward 6  
Marcus Ellis, DPR, Ward 6



## Committee Reports Public Safety



[INSERT DATE HERE]

The Honorable Harry Thomas  
Chair, Libraries, Parks, and Recreation Committee  
Council of the District of Columbia  
1350 Pennsylvania Ave, NW, Ste 402  
Washington, DC 20004

Dear Councilmember Thomas:

At its regularly scheduled meeting on March 8, 2007 with a quorum present, our Commission voted \_\_\_\_ to support an increase to the budget of the Department of Parks and Recreation for Sherwood Recreation Center.

Around Sherwood Recreation Center, the existing fence is flimsy and even falls down in some places. The community notes that children enter the facility to ride mopeds around the walking/riding track, activity that will cost DPR more funds in maintenance than it would gain by replacing the current fence with a wrought iron fence around the area. We respectfully request that funds be provided to Sherwood Recreation Center to replace the fence with a wrought iron fence that is durable, strong, and attractive.

In addition, to continue promoting safety in and around Sherwood Recreation Center we request a camera facing the parking lot.

[Other requests from DPR added based on Performance testimony.]

We respectfully request that you consider these suggestions from the Advisory Neighborhood Commission 6A.

On behalf of the Commission,

Joseph Fengler  
Chair, Advisory Neighborhood Commission 6A

CC: Councilmember Tommy Wells, Ward 6  
Marcus Ellis, DPR, Ward 6



## Committee Reports Public Safety



[INSERT DATE HERE]

The Honorable Harry Thomas  
Chair, Libraries, Parks, and Recreation Committee  
Council of the District of Columbia  
1350 Pennsylvania Ave, NW, Ste 402  
Washington, DC 20004

Dear Councilmember Thomas:

At its regularly scheduled meeting on March 8, 2007 with a quorum present, our Commission voted \_\_\_\_ to support an increase to the budget of the Department of Parks and Recreation for Rosedale Recreation Center.

On February 16, 2007, ANC6A came to your committee with significant concerns about the structure and operation of Rosedale Recreation Center. Now we come to you with request for capital funding of a new Rosedale Recreation Center for the Community. In early 2005, a proposal was submitted by Commissioner Gladys Mack (6A07) for the construction of a new Rosedale Recreation Center. In 2006, citizens began forming a coalition, including such groups as Rosedale Youth Institute, ACORN, Rosedale Citizens Alliance, Pilgrim African Methodist Episcopal Church and more, to push towards obtaining a new Rosedale Recreation Center.

The community needs a new Rosedale Recreation Center, a new place in face as well as management, a place that provides a safe harbor for the community and for our children, a place that brings peace and joy to this community.

We respectfully request that you will provide the necessary funds to make Rosedale Recreation Center a state-of-the-art facility for the community, and in the interim, continue to support the needs of the community with appropriate adjustments to the facility.

We respectfully request that you consider these suggestions from the Advisory Neighborhood Commission 6A.

On behalf of the Commission,

Joseph Fengler  
Chair, Advisory Neighborhood Commission 6A

CC: Councilmember Tommy Wells, Ward 6  
Marcus Ellis, DPR, Ward 6



## Committee Reports Public Safety



[INSERT DATE HERE]

1<sup>st</sup> District Commander Diane Grooms  
415 4<sup>th</sup> Street, SW  
Washington, DC 20024

Inspector Kevin Keegan  
500 E Street, SE  
Washington, DC

Sergeant Mark Saunders  
Acting Lieutenant PSA 103  
500 E Street, SE  
Washington, DC

Dear Commander Diane Grooms, Inspector Kevin Keegan, and Sergeant Mark Saunders:

At its regularly scheduled meeting on March 8, 2007 with a quorum present, our Commission voted \_\_\_\_ to recommend that the Metropolitan Police Department (MPD) expand the existing Partnerships for Problem Solving plan, which is a multi-agency plan, into a formal multi-agency plan for dealing with crime and drugs at the Pentacles Apartments.

We would be more than willing to work with you in this endeavor by finding citizens to work on this plan with MPD and the other District Agencies, the owners of the buildings, and the management company. As this is a matter of public safety, it is important that an agency accustomed to taking due diligence to protect citizens involved take the lead. Many community members willing to work with these agencies would fear retaliation if they participated in creating such a plan at public meetings.

Based on participation in the Patrol Service Area (PSA) 103 meetings we are aware that MPD has been working closely with the owners on concerns there. However, we would like to look at further ways that the owners and other agencies can assist with curbing violence and drugs away from this location to restore peace, order, and quiet.

Some additional agencies that could be involved: Ward 6 Councilmember Wells, At-large Councilmember Mendelson, District of Columbia Housing Authority (DCHA) Police, DCRA, DPW, Metro Transit Authority Police (MTA PD), Hiram Brewton, Simone Green, Child and Family Services Agency, U.S. Attorney's Office, Office of the Attorney General, Fire and Emergency Management Services (FEMS), CSOSA, Court and Social Services, Department of Youth and Rehabilitative Services, DC Superior Courts, and Department of Health.

Thank you for your consideration and we look forward to working with you.

On behalf of the Commission,

Joseph Fengler  
Chair, Advisory Neighborhood Commission 6A

CC: Councilmember Tommy Wells, Ward 6



## Committee Reports

### Public Safety



Councilmember Phil Mendelson, At-large  
Hiram Brewton, Neighborhood Services Coordinator, Ward 6  
Simone Green, Neighborhood Community Outreach Coordinator, Ward 6  
William Pittman, Chief of Police, DCHA  
Uma Ahluwalia, Director Child and Family Services Agency  
Kenneth Behle, U.S. Attorney's Office  
David Rubenstein, Office of the Attorney General  
Brian Lee, Chief, FEMS  
David Muhammad, DYRS  
Michael Bonds, CSOSA  
Terri Odom, Court and Social Services  
Rufus King, DC Superior Court System





## Committee Reports Public Safety



[INSERT DATE HERE]

The Honorable Phil Mendelson  
Chair, Judiciary Committee  
Council of the District of Columbia  
1350 Pennsylvania Ave, NW, Ste 402  
Washington, DC 20004

Dear Councilmember Mendelson:

After much research and communication with the community, it seems that there is need for anti-loitering legislation, such as that used in Baltimore, MD. We respectfully request that your committee consider introducing some form of this legislation.

We believe that such a law would be a tool to stop the fronts of our stores that sale alcoholic beverages from becoming akin to a “local bar”. Over time and with implementation, a code like the Baltimore anti-loitering law would return the sidewalks and streets of our neighborhoods to the community for legal transit and community lawful assembly.

We appreciate your consideration of this and look forward to an update.

On behalf of the Commission,

Joseph Fengler  
Chair, Advisory Neighborhood Commission 6A

CC: Tommy Wells, Councilmember Ward 6  
Cathy Lanier, Chief MPD  
Jeffrey Taylor, U.S. Attorney’s Office  
Lisa Marie Singer, Director Office of the Attorney General



## Committee Reports Public Safety



[INSERT DATE HERE]

The Honorable Phil Mendelson  
Chair, Judiciary Committee  
Council of the District of Columbia  
1350 Pennsylvania Ave, NW, Ste 402  
Washington, DC 20004

Dear Councilmember Mendelson, U.S. Attorney Taylor, and Mr. Rubenstein:

At its regularly scheduled meeting on March 8, 2007 with a quorum present, our Commission voted \_\_\_\_ to respectfully request that your committee consider assisting with reforming the process of “papering” cases that currently is required in the District of Columbia.

The exact amount of time that our Metropolitan Police Department Officers spend “papering” remains unknown. Papering, the process by which officers must appear in person to present charges to the prosecutor before pursuing a case, has been cited in the past as costing our officers and taxpayers. In August/September of 2006, the ANC6A Public Safety Committee received a first response to a request for the total amount of court comp time used by officers in 2005. The statistics from 2005 were for a total of 5,094 officers who spent 331,863 hours on court comp time. It is appropriate to note that there are fewer officers than 5,094 officers employed by MPD and further inquiries indicated that these extra officers may have been retired or no longer working for the District.

In the District, not only must officers present the charges to prosecutors in person, this is done the next day that the court is open for business, even if the officer’s shift ended at 3 am that morning or if the officer is off the next day. This antiquated method is not used by any other jurisdiction. We are also well aware of the Gerstein, but this should be capable of being sworn in by a Sergeant, Lieutenant, Inspector, or Commander.

Officers and attorneys are losing valuable time during the meetings after each arrest. Other ideas might use a plan with videophones in computers, night court, telephones, anything that allows the officer to be on patrol throughout his shift on a regular basis versus in the courthouse. At minimum pilot projects should be implemented with third party monitoring and evaluation of the change along the lines of officer and prosecutor performance and tax dollar cost to the citizens.

We respectfully request you give this your full consideration and update us on the status of change.  
On behalf of the Commission,

Joseph Fengler  
Chair, Advisory Neighborhood Commission 6A  
CC: Tommy Wells, Councilmember Ward 6  
Cathy Lanier, Chief MPD  
Jeffrey Taylor, U.S. Attorney’s Office  
Lisa Marie Singer, Director Office of the Attorney General



## Committee Reports

### Transportation and Public Space



#### REPORT OF THE TRANSPORTATION AND PUBLIC SPACE COMMITTEE OF ANC 6A Wednesday, February 26, 2007 at 7:00 pm

#### Minutes

Capitol Hill Towers (900 G St NE)

- I. Call meeting to order at 7:05 pm
  - a. Committee members present: Lance Brown, DeLania Hardy, Diane Hoover, Sean Lovitt, Omar Mahmud (Chair), Victor McKoy, Claire Rodriguez
  - b. Committee members absent: Aryeh Fishman, Jennifer Flather, Marlon Smoker, Warner Sterling
  - c. Also in attendance were ANC 6A Commissioners Gladys Mack, Stephanie Nixon and Bill Schultheiss; Pastor Lucius Dalton, James Burrell and Willard Poteat of Mount Moriah Baptist Church; Pastor Michael Bell and other members of Peace Baptist Church; Jim Sebastian of DDOT; and other community members.
- II. Committee members introduced themselves to those in attendance.
- III. Community Comment
  - a. Mr. Mahmud proposed the committee delay discussing the church sign issues until Mr. Brown arrives.
  - b. Commissioner Mack raised a concern about the steel plates covering Pepco's construction work on Benning Road and H Street. Ms. Mack reported the steel plates cause loud noise when driven over because they are not securely fastened, and this is very annoying for residents
    - i. Mr. Sebastian recommended calling the citywide call center at (202) 727-1000 to complain.
    - ii. Mr. Mahmud indicated he would submit a complaint on behalf of residents, then follow up if no action is taken by the city.
  - c. Commissioner Mack also raised a question regarding who to contact with complaints about damage to citizens' cars due to potholes and other road hazards.
    - i. Mr. Mahmud said the city may have an established claims process and that he would get back to Ms. Mack via email with that information.
- IV. New Business
  - a. Presentation by Jim Sebastian of DDOT - DDOT's plans for Union Station's new bike facility with Q & A
    - i. Mr. Sebastian kindly agreed to table his presentation until after discussion of the church sign issues.
- V. Updates
  - a. Electronic sign at Peace Baptist Church (18<sup>th</sup> and Gales PI NE)



## Committee Reports

### Transportation and Public Space



- i. Mr. Brown reported to the committee the results of his research into the electronic sign at the church. After reviewing various documents on file at DCRA and other materials provided to him by Commissioner Mack, he was of the belief that the sign is not in compliance with DC code. Mr. Brown indicated that to be in compliance, a sign must have white light, not exceed 20 square feet, and be lit with steady light.
  - ii. Further, Mr. Brown informed the committee DCRA's approval of the sign despite its non-compliance with DC Code left the ANC and community out of the process. However, he was of the belief that this was now "water under the bridge" and that the church could not be faulted for doing all it could to secure the proper approvals for its sign.
  - iii. The committee discussed what action should be taken and concluded the best course was to be more vigilant about addressing issues like this while DCRA is conducting its review of sign applications in our ANC.
  - iv. Pastor Bell from Peace Baptist church suggested the ANC and the church work together in the future to avoid miscommunications and misunderstandings.
  - v. Mr. Mahmud thanked the Peace Baptist church members for coming to speak to the committee.
- b. Request by Mount Moriah Baptist Church (1636 E. Capitol Street NE) to install electronic sign on church property
- i. Mr. Burrell provided the committee with updated information on the church's request. He indicated a sign company had been selected to build a custom configuration, L-shaped sign. He showed the committee a rendering of the sign and indicated each side of the sign will be 19.7 sq ft, with two lines of amber red non-scrolling text that will coincide with the traffic-light signal at the intersection.
  - ii. Mr. Burrell indicated the church had reached out to residents in the surrounding neighborhood and secured their support for the sign (a petition with resident signatures was submitted to the committee).
  - iii. Mr. Burrell also informed the committee the church will now forego including approval for certain variances in its sign application because the DCRA sign committee will inform it of all necessary variances, if any, at the time of the hearing. At that time, Mr. Burrell indicated all necessary variances will be pursued. Mr. Burrell also indicated he was told by DCRA that this is the proper process.
  - iv. Mr. Brown pointed out ways in which the sign is non-complaint with DC Code:
    1. Total square footage is greater than 20
    2. Not steady light
    3. Not white light
  - v. Ms. Nixon pointed out that the police commander recommends red light over white light as it is safer in the fog. She also suggested that the committee write a letter of support for all the specifications Mr. Burrell presented and acknowledge in the letter the church's community outreach efforts.
  - vi. Mr. Mahmud expressed concern that the community may lose a chance to weigh in on any variances if DCRA does not recognize the variances that are required.



## Committee Reports

### Transportation and Public Space



- vii. Mr. Brown suggested writing a letter supporting the specifications Mr. Burrell laid out, including the variances our committee approves of.
- viii. Mr. Mahmud suggested the committee's letter only indicate support for the church's sign with the specifications presented by Mr. Burrell, and that it not get into making recommendations regarding variances since we are not experts on these matters. Mr. Mahmud indicated this is all the church has asked for and that he is uncomfortable making representations regarding variances in a letter from the ANC.
- ix. Mr. Burrell confirmed that the letter need only express support for the church's sign application as presented and that it need not include any mention of potential variance issues.
- x. The committee agreed with Mr. Mahmud's approach and Mr. Brown agreed to draft the committee's approval letter.
- xi. Recommendation: Send letter to DCRA Sign Committee supporting installation of electronic sign by Mount Moriah Baptist Church.

#### VI. New Business (Continued)

- a. Presentation by Jim Sebastian of DDOT - DDOT's plans for Union Station's new bike facility with Q & A
  - i. Mr. Sebastian presented information about the proposed bicycle parking facility to be built on the West Plaza of Union Station:
    - 1. There are three major determinants of success: transit, jobs, and housing. Union Station is a major hub for all of these elements, so this will be a very successful station.
    - 2. Goals: rental, repair, and retail and parking. 1/3 will be devoted to retail, and 2/3 to parking. Approximately 180 bikes can fit in the station; there will remain 30 free spaces outside the facility. There will be a dressing area with a changing room and lockers and the building design tapers the walls at each end into a point to avoid reducing visibility.
    - 3. Climate Control: the designers wanted to keep the station as green as possible, so only the retail space, where people will work, will have full climate control. Fans during the summer will suck hot air out and the open bottom will keep fresh air cycling in.
    - 4. Eventually there will be an RFP for a business to operate the retail store.
    - 5. DDOT's design has secured CFA, NCPC, and Historic Preservation approval. DDOT is still waiting on WMATA's approval since the building will be located just above the roof of the below ground metro station.
    - 6. The project's funding is coming from money budgeted for clean air projects, but the goal is for the project to be self-sufficient (bicycle business will operate the facility in exchange for the retail space and parking/membership fees will provide a revenue stream).
- b. Inquire about temporary bus line to serve future H Street/Benning Road streetcar line route



## Committee Reports

### Transportation and Public Space



- i. Mr. Mahmud suggested the ANC send a letter to DDOT encouraging a temporary bus line along the route of the future H Street/Benning Road streetcar line. Ideally, the bus would run from Union Station along H Street and Benning Road serving local businesses, like a circulator. It may also be useful as a way to get riders familiar with the new streetcar line route.
  - ii. Mr. Schultheiss offered to begin a conversation with Joe Englert and other business owners in the area on the need to support public transit options like this.
  - iii. The committee agreed with the proposal and Mr. Mahmud offered to write a letter to DDOT.
  - iv. Recommendation: Send letter to DDOT supporting interim bus route along future H Street/Benning Road streetcar line.
- c. Multi-space parking meters: Input requested by DDOT
- i. Mr. Mahmud informed the committee DDOT has made an online survey available for residents to comment on its multi-space parking meter project. Mr. Mahmud agreed to forward the survey around to committee members.
  - ii. Mr. Mahmud indicated the meters are currently used in a few places around the city, including Georgetown, and that we should propose an ANC letter expressing support for these meters, particularly along H Street and Benning Road once the streetscape project is complete.
  - iii. The committee agreed and Mr. Mahmud volunteered to draft a letter.
  - iv. Recommendation: Send letter to DDOT supporting multi-space parking meters.
- d. Review list of committee tasks for the coming year and assign task leaders based on interest
- i. Mr. Mahmud suggests the committee members read over Mr. Schultheiss' excellent email summarizing the committee projects that have been identified. Anyone interested in a project should contact Mr. Schultheiss and himself about their interest in a project.
  - ii. Mr. Mahmud suggested we add to the list a DDOT project prioritization assignment since Chris Delfs at DDOT has requested the ANC provide DDOT with input on DDOT project prioritizations for ANC 6A.
  - iii. Mr. Schultheiss reported that many community members are dissatisfied with how H Street is being developed, especially with regard to parking and space utilization issues. He suggests the ANC weigh in on development projects early to help promote the community's parking and space utilization interests.
  - iv. Additionally, Mr. Schultheiss would like to begin a dialogue with Councilmember Wells to work on potential legislative fixes.
- e. Possible public space violation at 800 E. Capitol Street NE (car parked illegally on public space in front of house)
- i. From experience with the issue, a community member pointed out that MPD and DPW will say the responsibility lies with the other and the only effective way to work on these issues is to talk to higher ups in the department, like Kathy Matthews. He suggests that the call center is a waste of time since operators at the call center are unaware that



## Committee Reports

### Transportation and Public Space



this type of parking is illegal. He suggests many times the operators won't even take your request as a result.

- ii. Mr. Mahmud indicated he spoke with someone in parking enforcement (Kay Jackson - badge #268) who recognized this is illegal activity that must be enforced by her department. Ms. Jackson also informed Mr. Mahmud that MPD could enforce this type of public space violation as well. Ms. Jackson suggested residents first submit a complaint through the citywide call center so a tracking number could be assigned to the violation. If the situation is not resolved following the complaint, you then have a reference number to go back to the city and talk to higher-ups.
  - iii. Mr. Mahmud also indicated there has been a similar complaint about 35 8th Street NE. Mr. Brown indicated he would file complaints for these violations and follow up with the committee at next month's meeting. In addition, Mr. Brown will also contact Commissioner Holmes to find out if he has already registered complaints that we can follow up on immediately.
- f. Proposal to improve bus map distribution
- i. Ms. Rodriguez reported that she has begun to think about ways to encourage WMATA to ensure better maps for the bus system.
  - ii. She has not yet formulated a plan, but will report back to the committee on her progress at a future meeting.
- g. Proposal to establish joint Zoning/Public Safety/Public Space Patrols with the Economic Development and Zoning and Public Space Committees
- i. Interested members of this committee will e-mail Mr. Mahmud.

#### VII. Adjourn Meeting

- a. Mr. Mahmud adjourned the meeting at 9:03 pm.





## Committee Reports

### Transportation and Public Space



March \_\_\_\_, 2007

District Department of Transportation  
Transportation Services Administration  
Citywide Support Division  
2000 14<sup>th</sup> St NW  
Washington, DC 20009

Re: Multi-Space Parking Meters

Dear Sir or Madam:

At our regularly scheduled public meeting on March 8, 2007 our Commission voted [unanimously] to support DDOT's citywide installation of new multi-space parking meters, the pilot program for which was announced in DDOT's January 25, 2007 press release "DDOT Seeks Input on 'Multi-Space' Parking Meters Through Online Survey." Our Commission supports installation of these new multi-space parking meters because they take up less public space than conventional parking meters, allow greater parking flexibility and promote energy efficiency through the use of solar power.

We also encourage DDOT to install these new multi-space parking meters along the H Street/Benning Road corridor once streetscape construction improvements are completed. We would, however, ask that DDOT provide ample bicycle parking racks along the corridor once conventional parking meters are removed since those meters are often used to secure bicycles when no better alternative is available.

If you have any questions regarding this matter, please contact Omar Mahmud, chair of our Transportation and Public Space Committee, at (202) 546-1520 or by electronic mail at [familymahmud@yahoo.com](mailto:familymahmud@yahoo.com).

On behalf of the Commission,

Joseph Fengler  
Chair, Advisory Neighborhood Commission 6A

Cc: Karina Ricks, DDOT  
Mohamed Dahir, DDOT  
Christopher Delfs, DDOT  
Colleen Hawkinson, DDOT  
Dana Chieco, DDOT  
Erik Linden, DDOT





## Committee Reports

### Transportation and Public Space



March \_\_\_\_, 2007

Colleen Hawkinson, Citywide Planner  
Dana Chieco, Capital City Fellow  
District Department of Transportation  
2000 14<sup>th</sup> St NW, 7<sup>th</sup> Floor  
Washington, DC 20009

Re: H Street/Benning Road Interim Bus Route

Ms. Hawkinson and Ms. Chieco:

At prior community meetings concerning the H Street/Benning Road streetscape improvement project, Karina Ricks indicated her office was looking into the creation of an interim bus route to service Union Station and the corridor's future streetcar line. Our Commission voted [unanimously] to express support for this proposal at our regularly scheduled public meeting on March 8, 2007. Such a bus line would improve access to businesses along the H Street/Benning Road corridor, improve access to Union Station's many transit options for Northeast residents, help residents become familiar with the new streetcar route and enhance the new streetcar line's visibility as a viable transportation alternative.

If you have any questions regarding this matter, please contact Omar Mahmud, chair of our Transportation and Public Space Committee, at (202) 546-1520 or by electronic mail at [familymahmud@yahoo.com](mailto:familymahmud@yahoo.com).

On behalf of the Commission,

Joseph Fengler  
Chair, Advisory Neighborhood Commission 6A

Cc: Karina Ricks, DDOT  
Mohamed Dahir, DDOT  
Christopher Delfs, DDOT



## Committee Reports

### Transportation and Public Space



March 6, 2007

DCRA Sign Committee  
941 N. Capitol Street NE  
Washington, DC 20002  
Attn: Ms. Donna Hanksek

Re: Mount Moriah Baptist Church Proposed Sign

Ms. Hanksek:

At our regularly scheduled public meeting on March 8, 2007, our Commission voted [unanimously] to support a proposed sign at the northwest corner of East Capitol and 17<sup>th</sup> Streets NE, on public space adjacent to the property of Mount Moriah Baptist Church.

Mount Moriah has demonstrated its commitment to our community by hosting community functions, polling neighbors on the proposed sign, and attending several public meetings regarding its sign proposal, including those held by the ANC6A Transportation and Public Space Committee. The church plans to continue this involvement by posting information about community meetings and events on the proposed sign.

Mr. James Burrell of Mount Moriah provided a sign rendering (attached) and a copy of the sign permit application to the ANC6A Transportation and Public Space Committee. Mr. Burrell also spoke at the committee's February 26, 2007 meeting to clarify some aspects of the church's sign proposal. In particular:

- The sign will consist of two panels in an "L" configuration. Each panel will be approximately 19 square feet.
- The sign will be lit by glare-resistant "amber red" LEDs. Only text will be displayed. The text will change periodically such that one message cycle will coincide with the traffic light cycle. Text will not scroll.
- The intensity of the light will vary depending on ambient light.

The ANC supports the proposed sign as described above.

If you have any questions, please contact ANC 6A Transportation Committee Chair Omar Mahmud at (202) 546-1520 or via email at [familymahmud@yahoo.com](mailto:familymahmud@yahoo.com).

On behalf of the Commission,

Joseph Fengler  
Chair, Advisory Neighborhood Commission 6A

Cc:  
Mount Moriah Baptist Church, 1636 E. Capitol Street NE, Washington, DC 20002  
Cdr Diane Groomes, MPD1D



# Committee Reports

## Transportation and Public Space



Rendering of Mount Moriah Sign provided to ANC6A

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Sketch Number	41221/115
Sign Consultant	Henry Jackson
Sign Model	Custom 8.75' High
Sign Size	Custom 8.75' High
Sign Color	10" x 10" LED Color 21" x 21"
<b>LED Display</b>	
Panel Size	33.5" Wx 10.5" H
Panel Price	13.50
Notes	216 - Member of AMBEC
<b>Number of Lines</b>	
1 Line of 22" or	
2 Lines of 10.5" or	
3 Lines of 7" or	
4 Lines of 5"	
<b>Colors</b>	
Colors	RGB
Font & Spacing	RGB
Font Background	RGB
Letter Height	RGB
<b>Options</b>	
Temperature Probe	
Weather Resistant	
IP-65 Wash board housing for software	
24/7 Customer Support	
Due to the digital operation of the signs, all digital displays require the color supply which will be supplied by the sign owner and must have Customer Approval	



## New Business Proposed Motions



### **Proposed Motion #1:**

Motion to send resolution to DC Parks and Recreation to ask for 45 day time extension to review proposed dog park establishment regulations and if denied to oppose proposed rules. The resolution also authorizes Commissioners Holmes and Schultheiss to testify on behalf of the ANC as needed on this issue. Resolution attached on page 85.

### **Proposed Motion #2:**

Motion to send letter to Council Member Wells requesting the District assist ANC6A with obtaining low cost interpretive services for public meetings as needed. Letter attached on page 86.

### **Proposed Motion #3:**

Motion to send letter to DPW to conduct a pilot project along Maryland Avenue consisting of modifying all public trash cans to prevent the placement of household trash into can for the purpose of reducing abuse and decreasing litter. Letter attached on page 87.

### **Proposed Motion #4:**

Motion to send letter to DCRA requesting denial of certificate of occupancy for a Community Residence Facility at 1637 E Street, NE until the owners of the facility utilize the special exception process.

### **Proposed Motion #5:**

Motion to OAG to discover if DC Administrative Procedures Act applies to the activities and meetings of the Public Charter School Board and, if so, pointing out the failure to follow that procedure at the PCSB meeting of February 26.

### **Proposed Motion #6:**

Motion to request that the OAG determine whether proper procedures were followed with respect to purchase of goods and services by Appletree Institute at 138 12th Street (RFP required to be posted in DC Register?)

### **Proposed Motion #7:**

Zoning Commission will consider the proposal by the Office of Planning to amend 401.1 of the Zoning Regulations regulating Charter School Locations.

### **Proposed Action:**

Review of ANC Goals for 2007 – Goals listed on page 88.

### **Announcements:**

Update on the restaurant/fast food text amendment - Office of Planning to propose text amendment



## New Business Proposed Motions



### A Resolution Regarding the Proposed Rulemaking for the Establishment of Dog Exercise Areas Printed in the DC Register March 02, 2007

Whereas the Department of Public Works and Recreation has published in the District Register proposed new rules for the establishment of Dog Exercise Areas (DEA), and

Whereas fenced DEAs allow greater safety for children and non-dog owners, and

Whereas even small parks allow contiguous multiple uses such as child play areas, fenced exercise areas, and gardening, and

Whereas the proposed rules:

allow only 30 days for comment (from March 02), and

by their proposed minimum size (10,000 sq. ft.) and lot coverage (not more than 25% of existing park), prohibit the establishment of DEAs except in fringe areas where fences are not needed, and

require certification that the surrounding five block radius be free of rats, a condition not found in the District of Columbia, and

prohibit DEAs within 200 feet of any building, and

requires sponsorship of each DEA only by a 501 (c) (3) organization, and

require a survey of any potentially affected organization, and of all businesses and schools within a five block radius, and

requires a listing of every dog and contact information for every owner within a five block radius, and

for additional reasons too numerous to mention,

Therefore ANC6A requests

1. a 45 day extension of the deadline to allow community consideration and comment, and
2. information regarding size and designated current use of all Department of Parks and Recreation (DPR) existing parks, and the presence of a municipal water supply, and
3. information regarding the source of the proposed regulations and the process for developing the proposed rules, and
4. that, if the time extension is denied, the proposed amendments to Chapter 7 of Title 19 of the District of Columbia Municipal Regulations rules shall be deemed moot, and shall be returned to DPR to begin a new process of community consultation and redrafting pursuant to the promulgation of new rules within 6 months.

ANC6A designates William Schultheiss and David Holmes to represent the Commission in this matter; to write letters to the City Council, the Committee on Libraries, Parks and Recreation, and any municipal agency; and to communicate with other ANCs and civic groups about this matter.



## **New Business Proposed Motions**



Tommy Wells  
Chair, Committee on Human Services

March XX, 2007

Dear Councilmember Wells,

For several years, Advisory Neighborhood Commission (ANC) 6A has been endeavoring to identify free/low cost interpreting services in the hopes that we could encourage the deaf community to become more involved in the ANC. To date, such services have not been identified although we have been in contact with a provider who charges market-rate. Most recently, we have been in touch with the ANC coordinator, Gottlieb Simon. He confirms that the ANC is required, by the Americans with Disabilities Act (ADA), to provide services and that, currently, ANCs are responsible for identifying and paying for these services themselves.

We anticipate that our deaf constituents will have business before us but, beyond that, we strive to be as inclusive as possible and most definitely wish to fulfill our obligations with respect to the ADA. As our ANC is home to a large deaf population, this is of particular importance to us but must also affect other ANCs as well. Meeting the ADA requirements could potentially absorb a large portion of an ANC budget and places a potentially disproportionate burden on those ANCs who represent a large deaf community. Even locating a service provider is a challenge. It does not make good sense for each ANC to deal with this problem independently.

Our difficulties in securing services, especially affordable ones, lead us to request that the District provide this service for the ANCs. Failing that, it should negotiate a contract, with favorable rates, that ANCs can access at their own expense.

Joseph Fengler  
Chair, Advisory Neighborhood Commission 6A



## New Business Summary of ANC Goals



March XX, 2007

Dept. of Public Works  
Government of the District of Columbia  
Frank D. Reeves Municipal Center  
2000 14th Street NW  
6th Floor  
Washington, DC 20009

Attn: William O. Howland Jr.

Dear Mr. Howland,

Residents of Capitol Hill appreciate the presence of the public trash cans on our streets which provide a place for handheld trash, dog waste, and other debris to be properly disposed. Currently these cans are primarily located at bus stops. We view these public trash cans as an essential tool in the effort to combat public littering, which can negatively affect the image of the neighborhood and the quality of life of the citizenry.

Unfortunately, these trash cans are often utilized by residents for the disposal of bags of household trash, which quickly fills the can rendering them useless to the passing pedestrian. Request for the placement of additional street cans are denied, with the reason stated, that these cans are not being properly utilized which creates an undue burden on the collection crews.

We are respectfully writing your department to inquire about the possibility of having all of the public trash can lids modified or replaced to prevent the placement of bags of household trash, thereby maintaining the space in the can for the intended use of handheld trash.

We would be interested in working with DPW on a pilot project basis along Maryland Avenue to determine if this strategy will reduce abuse of these cans. The hope of this ANC is that this pilot project will prove successful at eliminating the abuse, reduce the need for enforcement, and improve the cleanliness of our streets. We look forward to your response and look forward to the day when we can have frequently placed, public trash cans available throughout the neighborhood and not just adjacent to bus stops.

Joseph Fengler  
Chair, Advisory Neighborhood Commission 6A



## New Business Summary of ANC Goals



### ANC 6A Joint Initiatives with Council Member Wells

1. Improve recreation center management and facilities: building grounds, programs, identification checks, partnerships and volunteer groups.
2. Approve funding for the light rail cars for H Street NE in the Fiscal Year 2008 budget.
3. Implement a Ward 6 singles moratorium.
4. Improve nuisance property policies.
5. Eliminate publicly owned, abandoned housing.
6. Facilitate traffic calming requests and guide systematic implementation.
7. Implement public space improvements - locate and provide for: dog parks, recreation areas, play equipment and passive pedestrian green space.
8. Improve enforcement of illegal construction.
9. Improve transparency of Department of Consumer and Regulatory Affairs and District Columbia Department of Transportation public records and decision making process.
10. Consider expanding Capitol Hill Historic District.
11. Improve transportation demand management strategies for new development.
12. Ensure even distribution of social services across the city.

### ABL Committee Goals

1. Pursue and negotiate Voluntary Agreements with all liquor license applications in ANC6A.
2. Hold at least one joint meeting with Public Safety Committee and ensure attendance at all PSC meetings.
3. Assist ANC6C with single sales moratorium
4. Pursue legislation for Ward 6 and/or citywide moratorium on the sale of singles
5. Initiate public awareness campaign of liquor laws and initiate recognition program of licensees who sign VAs.
6. Work cooperatively with ABRA regarding enforcement of VAs.
7. Discussion of moratorium on the # of CT licenses along H Street.

### COC Committee Goals

1. Recruitment of grant applicants / grant writing assistance / review of grant applications
2. Improve and maintain the website.
3. Handle advertising arrangements with The Voice of the Hill and The Hill Rag. Keep the ANC 6A flyer and contacts list up-to-date.
4. Increase public awareness, including press coverage, of ANC 6A activities, especially grant making activities. The COC will evaluate the creation of the semi-annual report (see IV) and make recommendations to improve the process
5. Investigate the possibility of making recordings of ANC 6A meetings available to the public.
6. Increase awareness of community events, including school events.
7. Arrange sign language interpretation for ANC functions as needed.





## New Business Summary of ANC Goals



8. Work with Public Safety Committee and others to create instructions for public on how to access City services

### ED&Z Committee Goals

1. Provide a regular public forum for Commissioners and residents to obtain information and discuss land use issues in the ANC 6A area or that affect the ANC 6A area.
2. Review and report to the ANC on all significant activities by the Board of Zoning Adjustment, Zoning Commission, Historic Preservation Review Board, Office of Planning, National Capital Planning Commission, and other agencies that affect land use in the ANC 6A area.
3. Make timely recommendations to the ANC that permit informed participation in city decisions on zoning, historic preservation, economic development, and other topics related to land use in the ANC 6A area.
4. Monitor public and private development activities on H Street NE for consistency with the Strategic Development Plan and Neighborhood Commercial Overlay.
5. As needed, schedule speakers from city or federal agencies who can address the interests or concerns of residents related to land use in the ANC 6A area.
6. Develop a SMD captain with the Transportation and Public Space Committee to systematically collect and report all 1) vacant and nuisance properties, 2) building permit violations and 3) public space violations.
7. Major topical focus areas will be a) making sure DCRA applies the provisions of the H Street NE NC Overlay district to all properties on H Street, b) working with other groups to pass legislation to insure that City-funded social services are spread fairly and evenly across DC and c) expansion of the Capitol Hill Historic District.

### Transportation and Public Space Committee Goals

1. Provide a forum for the ANC 6A community to discuss and recommend solutions to transportation and public space-related issues impacting ANC 6A.
2. Provide the ANC 6A Commission with timely, well-informed recommendations regarding transportation and public space-related issues so that it may weigh in on city decisions affecting ANC 6A including, but not limited to, streetscape improvements for the H Street corridor, the proposed streetcar line serving the H Street/Benning Road corridor, proposed uses for public spaces and implementation of the Capitol Hill Transportation Study.
3. Track progress of streetscape improvements for the H Street corridor, creation of a streetcar line serving the H Street/Benning Road corridor and implementation of the Capitol Hill Transportation Study, and report to the ANC 6A Commission on these matters.
4. Work with the District Department of Transportation, Deputy Mayor for Planning and Urban Development and/or other city agencies to implement the proposals contained in the H Street Corridor and Capitol Hill Transportation Studies, including upcoming studies and initiatives aimed at making the city more bicycle rider and pedestrian friendly.
5. Review and report to the ANC 6A Commission all significant transportation and public space-related activities conducted by the District Department of Transportation, Washington Metropolitan Area Transit Authority, Deputy Mayor for Planning and Urban Development, Office of Planning, National Capital Planning Commission, and other agencies that directly or indirectly impact ANC 6A.



## New Business Summary of ANC Goals



6. Expand relationships and coordinate efforts with other city ANCs and community groups having a stake in transportation and public space matters impacting ANC 6A.
7. Assist the District Department of Transportation with development of a transportation management plan (parking, public transit, car sharing, etc.) for areas in ANC 6A facing increased demands on transportation infrastructure, such as the H Street/Benning Road corridor and the surrounding neighborhoods.
8. Help educate the ANC 6A community on transportation and public space-related concepts.
9. Work with other ANC 6A committees to address committee crossover issues including, but not limited to, zoning and public safety concerns.