

District of Columbia Government Advisory Neighborhood Commission 6A Agenda for October 13, 2011



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

7:00pm Call to order, Adopt Agenda, Approve previous meeting's minutes

7:05 **Community Comments** (2 minutes each)

Community Presentations:

- 7:10 Johnny Barnes, Executive Director of the ACLU-NCA, regarding DC Statehood
- 7:15 Linda Kurtz, Greater Northeast community liaison, HandsOn Greater DC Cares

7:20 Officer Reports:

Chair (2 minutes)

Vice-Chair (2 minutes)

Secretary (2 minutes)

Treasurer (2 minutes) pg. 29

- 1. Treasurer's Report
- 2. 4th Quarter FY11 Financial Report

7:30 Single Member District reports (2 minutes each)

Standing Committee Reports:

7:45 Community Outreach pg. 35

- 1. Approve committee report
- 2. **Recommendation:** ANC approve full funding (\$706) of the grant application from Cub Scout Pack 3838
- 3. Next meeting 7:30pm, Oct. 17, 2011 (3rd Monday)

7:50 Alcohol Beverage Licensing pg. 39

- 1. Approve committee report
- 2. **Recommendation:** ANC approve VA for Da Luft (1242 H St. NE)
- 3. **Recommendation:** ANC protest license for Pho (1360 H St NE) unless there is an approved VA by the petition date
- 4. **Recommendation:** ANC not protest Class B license renewals for M&T Grocer's Beer and Wine (201 15th St. NE); China House (1601 Benning Rd. NE); DC Supermarket (539 8th St. NE); Economy Market (1804 D St. NE); and 1101 Convenience Mart (1101 H St. NE)
- 5. Next meeting 7pm, Oct. 18, 2011 (3rd Tuesday)



District of Columbia Government Advisory Neighborhood Commission 6A Agenda for October 13, 2011



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

- 7:55 Transportation and Public Space Committee pg. 45
 - 1. Next meeting 7pm, Oct. 17, 2011 (3rd Monday)
- 8:00 Economic Development and Zoning pg. 46
 - 1. Approve committee report
 - 2. **Recommendation:** ANC 6A write a letter to the BZA opposing the requested zoning relief for BZA #18254 (1303 Linden Ct NE)
 - 3. Removal of Existing Member: Commissioner Lawler (SMD08), who may vote as Commissioner
 - 4. Next meeting 7pm, Oct. 19, 2011 (3rd Wednesday)
- 8:05 Unfinished Business
- 8:10 New Business *pg. 49*

Draft ANC FY12 Budget (Alberti)

- 8:15 Community Comments Round II, time permitting (2 minutes each)
- 8:20 Adjourn





Advisory Neighborhood Commission 6A Minutes Miner Elementary School September 8, 2011

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

The meeting was convened at 7 p.m.

1. Agenda

The agenda was approved by unanimous consent.

2 Minutes

The minutes were accepted by unanimous consent.

NOTE: Because of the appearance of Council Chair Kwame Brown and the presence of the Ward 6 Redistricting Task Force for final ANC action on the Redistricting Plan, the agenda was taken out of its regular order.

3. Economic Development and Zoning

1317 D St. NE

This is a request for support for a BZA application for a three-story addition to a residential property at 1317 D St. NE and the removal of an existing garage. The addition would include the expansion of a bedroom in the basement, the expansion of the kitchen on the first floor and a bedroom on the second floor, a new bedroom on the third floor and the demolition of the garage at the rear of the property. The total lot occupancy will be reduced and the rear lot setback will be increased. The Committee felt that the changes met the burden of proof for the requested special exception.

Motion: The Committee moved/Dr. Ronneberg seconded a motion to accept the Committee's recommendation to send a letter of support for the application for a special exception for 1317 D St. NE. The motion passed 7-0.

1309-1311 H St. NE

This is a request for support for a BZA Application for an easement at 1309-1311 H St. NE to allow implementation of the developer's agreement with a the church on the corner that will allow trash pickup; the reduction of the building's FAR from 3.0 to under 2.7; and substantial changes in the design of the façade, enhancing the building's appearance. The committee suggested further changes, and the developer agreed to one of them. **Motion:** The committee moved/Dr. Ronneberg seconded a motion that the full ANC send a letter of support to the BZA for the requested zoning relief at 1311 H St. NE. Mr. Holmes mentioned that he had worked hard on behalf of the ANC to have the buildings designated as historic, and had lost by one vote, and so it was with sadness that he voted in favor of the motion, which passed 7-0.





1303 Linden Ct. NE

This case was continued in the Committee from the previous month. The architect showed new drawings removing a penthouse so that the building height was lowered to three stories except for a small "pop-up" stairway that provides access to the roof. The building has been lowered 10 feet. The owner stated that the utilities for the new structure would tap into the utilities from 1320 G St. NE, the owner's current address. There was discussion about whether the property could be used as a residence, rather than an artists' studio, and neighbors testified that their light and air could be affected by the structure. Committee members also said the proposed use did not meet the requirements for a variance because the property could be used for other productive uses. Motion: The committee moved/Dr. Ronneberg seconded a motion to accept the Committee's recommendation that the full ANC write a letter to the BZA opposing the requested zoning relief for 1303 Linden Ct. NE. The motion passed 7-0.

1350 Maryland Ave. NE

Valor Development is in the process of purchasing 1350 Maryland Ave. NE, which is one of the properties that are set to be downzoned from C-3-A to C-2-A as part of the rezoning requested by the ANC. Valor asked the ANC to consider excluding some properties on the NW corner of 14th and Maryland if Valor built a residential structure that was only slightly larger than permitted as matter-of-right in a C-2-A zone, in exchange for working with the ANC on the building's design and community amenities. The Zoning Commission delayed final action on the proposed rezoning to permit negotiations between Valor and the ANC.

In August, Valor returned to the Zoning Committee with revised drawings that addressed massing and design concerns the Committee had expressed at the July meeting. It felt the new design would fit very nicely into the fabric of the eastern end of Maryland Ave.

Valor has committed to a deed restriction that would restrict any development to a 3.4 FAR. In addition, Valor would enter into a contract with the ANC that would ensure that the proposed design would be built. Valor has also stated that they are committed to funding the installation of a CaBi station, and an application to extend the Historic District to the commercial properties on H Street.

Dr. Ronneberg said the negotiation has taken a lot of time, as the developer agreed to extensive redesign, and now it looks much like the other houses in the neighborhood. Mr. Hysell thanked Dr. Ronneberg for all his efforts on the project, who in turn saluted Valor for its hard work. **Motion:** The committee offered/Dr. Ronneberg seconded a motion to request that the Zoning Commission record be re-opened so a letter of support from ANC 6A can be added. **Amendment:** Dr. Ronneberg asked that the motion be amended to say that that an addition will be added to the letter acknowledging that Valor will further reduce the height of the building, and they will be returning to the Committee to inform them of that. Mr. Alberti asked whether that is an additional reduction and was told that it would be to two stories. The amendment passed 7-0 and the motion passed 7-0.

Membership

Motion: The Committee moved/Ms. Lawler seconded a motion to nominate Laura Gentile (6A06) and Melissa Boyette as members of the Economic Development and Zoning Committee. The nominations were approved by unanimous consent.





Motion: The Committee moved/Dr. Ronneberg seconded a motion to remove Arkan Hale as a member of the Committee, as he has not attended a meeting for a year. The motion passed by unanimous consent.

The report of the Committee was accepted by unanimous consent.

4. Community Presentation - City Council Chair Kwame Brown

City Council President Kwame Brown took questions from the audience, so his remarks are arranged by topic, rather than chronologically.

Budget:

This is the toughest budget the City has ever had. We had a fund balance of \$1.5 billion, which has been spent down. We have a 12% cap on debt. The question is how do we get better cash on hand? I have a commitment to do that. The question is how. We have a fiscally strong budget - we've made cuts and restored \$30 million to that budget. And we've been working at it There have been 19 legislative sessions—more than have ever been held before—and making tough decisions.

Irene Blinick asked who's looking at DC borrowing and making sure our loans are sound. Chairman Brown said that the independent Chief Financial Officer looked at it the first time, and an independent financial advisory firm has also looked at it. He said America's been downgraded and everyone is looking for budget cuts. DoD cuts will affect DC, and, he said, they want to make certain everything is in order. Another resident asked who looks at the Council's budget numbers, and was told that Dr. Gandhi checks the fiscal impact of the budget, comes to the Council, Councilmember Evans holds hearings, and makes recommendations to the full Council.

Education:

Education is on the mind of every Washingtonian, it's so important. You know I went to City schools. And the DC schools are improving. My concern is the middle schools, where there's been a decline. You can't have true reform in 9th grade if you're reading at 5th grade level. I'm going to make it so that the problem goes. One problem is that there are too many students in out of boundary schools. There are no longer seats in the community for those that need them. It shouldn't be us vs. them; the quality should be the same. There's money in the budget to retain teachers. Schools should be maintained.

Skip Coburn asked about the savings in the budget for schools and was told that there will be a midsession budget hearing on education. He said they should be spending correctly for education.

Rose and Hubert Williams expressed their disappointment that Eastern High School will not institute a 10th grade class this year, causing their daughter to go to Wilson. They said a plan is needed for a hybrid process, rather than integrating one grade at a time, it should be done 9th and 10th, 10th and 11th, like School Without Walls. Brown said he didn't agree with the single grade at a time integration plan.





Ethics Bill:

There should be a comprehensive look at ethics; it hasn't been addressed since 1978.

Transportation/Councilmember Wells:

David Holmes said that there are more transportation projects in Ward 6 than any other Ward, and mentioned the South Capitol Street Bridge, the trolley, etc. and said that our Councilmember did a good job of managing it all, and asked for an explanation of his removal from the Committee.

Chairman Brown replied that in January he developed a committee structure. He gave Sekou Biddle a seat on Truancy and Schools, but after the special election it was time to redo the committee structure. I put the Committee on Economic Development into the Committee of the Whole and I looked at Environment, Public Works and Transportation. Mary Cheh said she would be interested. Look at Ward 6—planning has never been out of the Committee of the Whole. And I looked at "liveable, walkable..." And I tried to have a conversation with him—I had a 60-second conversation. Transportation will move forward in Ward 6. I'm supportive of streetcars, I've supported every transportation initiative, every issue of Tommy's—the bag tax, single sales.

Andrew Hysell said that streetcars are a top issue, and he is concerned about the delays and the fact that the streetcar currently stops at 3rd Street. He said that options like New York Avenue as a terminus should be explored, because it should not be stymied. Chairman Brown said he wants no "streetcar to nowhere", and where it goes at Benning Road and working with the Union Station Redevelopment Corporation and Amtrak is important. I'm in favor of moving quickly so it goes somewhere. He said he's committed to working with Councilmember Wells. He said he thought it would go all the way down Benning Road to the Metro stop in Ward 7. He said he wants it to go somewhere—the streetcar can open the City up. Mr. Holmes pointed out that it's a matter of equity; the people who survived all the reconstruction put their money into the future of the streetcar. He said he ran for chair on H Street, urging people to stay, to find a way for them to stay here and build here.

DCRA:

Margaret Holwill spoke about the community having trouble getting DCRA to do its job. The agency, she said, is giving illegal permits, allowing illegal curb cuts. What's wrong at DCRA when people can't get the services they need? Chairman Brown related a story about how he lives up the street from a house with a collapsed roof and he went through the whole exercise. The collapse happened on Friday night, the driveway collapsed, it was raining, on Saturday he went to the DCRA website, on Monday he waited in line for hours, so I understand the frustration with the agency. Donna Scheeder commented that the agency's whole orientation is toward people who are building things, and not oriented toward people who need help and don't know anything about dealing with it. She said customer service and satisfaction need to be emphasized and there should be a public roundtable out in the community.

Another question about AppleTree School and DCRA focused on the history and the specific problems those fighting the school are having trouble getting any attention from DCRA and Zoning. Chairman Brown said he would work with Councilmember Wells on the issue.





Parks and Recreation:

Raphael Marshall, Executive Director of Sherwood Rec Center, said he has always supported Chairman Brown and he is personally ecstatic that Councilmember Wells is now in charge of the Parks and Rec budget, which has been severely cut. He said that Parks and Rec is always the first thing to be cut. He pointed out that two people at the meeting are park partners, and they deserve to have adequate funding. Chairman Brown responded by saying that he and Councilmember Wells are friends, that they've played basketball together, and neither of the wants to see the City go backward. He said he thinks that recreation should be connected to education, that there should be after-school programs, and we should take an extensive look at the City's resources, for example there should be a hearing on Reservation 13.

Homeland Security

In closing, Chairman Brown noted that Washington and New York are targets for terrorists, and that Homeland Security is ready to participate in making it safer.

He asked for applause for his wife for not demanding his earlier return from this meeting.

5. Redistricting

Mr. Holmes began the discussion by presenting eight variations on the redistricting maps drawn up by the Task Force to determine which plans would be discussed. Each was voted on as it was presented.

- 1. Task Force 4 votes
- 2. Ronneberg with Kingman Park 0— Kingman Park appears to be gone
- 3. Ronneberg without Kingman Park 4
- 4. Alberti 1 in color 2
- 5. Rice 1 (Grace)
- 6. Rice, vertically oriented, minus the thumb 1 m
- 7. Ronneberg 7 thumb vertically oriented across H
- 8. Alberti cleans up District 8.

He then asked for a discussion of the individual plans that received three or more votes.

Elizabeth Nelson reported on the position of the North Lincoln Park Neighborhood Association, saying that the current boundaries have served the neighborhood very well, and would therefore like them to change as little as possible. They have three recommendations: 1/ Kingman Park should not be included in 6A because it had the potential to complicate the redistricting process; 2/that the block bounded by H, I, 7th and 8th Streets NE be restored to ANC 6A, citing the impact it will have on allowing ANC 6A to participate in crucial development and zoning decisions on H Street west of 8th Street during the next ten years; and 3/that ANC 6C not be allowed to "grow" into ANC 6A during the redistricting process.

Mr. Holmes brought the discussion back to reaching consensus and adopting a plan to recommend to the Task Force, and asked for another vote to winnow down the list: The vote was Alberti #8 - 3 votes; Ronneberg #7 - 4 votes; and Ronneberg #3 - 4 votes.





Motion: Dr. Ronneberg moved/Ms. Lawler seconded a motion to accept Plan #3, despite the low population of SMD 6A01. Ms. Lawler said that while she recommends the plan, it has risks because of the low population numbers, and the odd shape of some of the districts. She said she would have a hard time explaining the districts to her constituents.

Amendment: Mr. Alberti moved/Mr. Holmes seconded an amendment that the retention of all of Lincoln Park be included in the motion. It was determined that Lincoln Park needs a motion to itself.

Mr. Holmes said that if the resolution to accept Plan #3 passes, there will be no further votes on Plans #7 and #8. Mr. Alberti suggested that the commissioners vote on their personal preferences before the final vote and asked people to vote on their two favorite plans, and Plan #3 and #7 each got 7 votes. The motion to adopt Plan #3 passed 4-3. It was agreed to recommend that Plan #7 be offered as an alternative.

Motion: Mr. Alberti moved/Mr. Holmes seconded a motion that 6A recommends that Lincoln Park in its entirety remains in 6A, Mr. Healy said that no-one lives in the park, it's a shared resource, and a lot goes on there. The motion passed 4-2-1.

Motion: Dr. Ronneberg moved that if the Task Force feels that 1694 is an insufficient number for 6A01 that it keep taking squares to the north of Square 889 until there is a number adequate to the Task Force's needs, the motion passed 4-2-1.

Dr. Ronneberg said he is concerned with ANC 6C's rational for needing additional commissioners. Ms. Lawler agreed. Skip Coburn said that the Task Force will make sure that there is sufficient justification and rationale for actions.

6. SMD Reports

Mr. Alberti reported that on September 20, an appeal of the DCRA's granting of permit for the renewed construction of the AppleTree Learning Center will be heard. He also reported that there was a collapsed roof at 1518 Constitution Ave. NE and he is working with DCRA to get it fixed, but there are the usual problems dealing with the City.

Ms. Veenendaal-Selck announced that there would be a back-to-school night at Eliot-Hine Middle School and local organizations were invited to participate.

Mr. Holmes reported that there has been a recent underreporting of robberies from cars. He reported that in the 100 block of 12th St. NE the entire alley is blocked with cars stuck in their garages. The people never shared their plans for constructing an elevator which they began digging out using water pressure, with muddy water running into City drains. DOE came and educated them.

Mr. Hysell reported that he had met with residents of Tennessee Ave. NE about break-ins and a shooting on Emerald Street, and their effect on the street.

Dr. Ronneberg reported that there have been three shootings in his SMD, one at Sherwood Rec Center, one aiming at bicycle, and shooting from cars. He reported that 1336 H St. NE buckled in the earthquake, and looks like it's falling down.





7. Officer's Reports

Chair

Mr. Holmes reported that the new PSA boundaries are out, and that H Street is in one PSA, and the rest in two PSAs.

Treasurer

Mr. Alberti presented the Treasurer's Report. It showed that the opening balance in the checking account was \$20,938.37 and the savings account balance was \$4,205.06. There were two interest payments to the savings account of \$0.17 and \$0.18. There were disbursements of \$140.96 to FedEx Office July '11 statement (Check #1521); \$180 to Roberta Weiner for June 2011 minutes (Check #1522); \$200 to Heather Schoell for the July '11 agenda package (Check #1523), and \$207.30 to FedEx Office for August 2011 copying (Check #1524), leaving a balance of \$20,210.11 in the checking account, and \$4,205.41 in the savings account.

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

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

8. Committee Reports

Transportation and Public Space

Mr. Mahmud said that this motion, to request the ANC to send a letter of support to Councilmember Wells position that the 14th and H Streets NE bus stop be relocated back to the northwest corner, may be moot because it is already happening. Mr. Holmes said that the ANC needs to show support for going forward to relocate bus stop. **Motion:** The Committee moved/Mr. Alberti seconded a motion that the full ANC support the Committee's recommendation and send a letter of support for Councilmember Tommy Wells' position that the 14th and H St. NE bus stop be relocated back to the northwest corner. The motion passed without objection, 7-0.

The report of the Committee was accepted by unanimous consent.

Alcoholic Beverage Licensing

1242 H Street

Motion: The Committee recommends/Mr. Healy seconded a motion that the full ANC protest an alcohol license for 1242 H St. NE unless there is a signed, approved voluntary agreement before the protest date. The motion passed 6-0-1 with Mr. Alberti not voting.

Atlas Room

Mr. Healy reported that he was contacted by ABRA to see if the ANC had signed a VA with the Atlas Room since the Board didn't have any record of receiving and approving one. The signed VA has been posted on the ANC's website since last July and the Committee recommended re-sending the existing, signed VA to ABRA. Motion: The Committee moved/Mr. Healy seconded a motion to approve the VA signed between the Atlas Room and ANC 6A. The motion passed 6-0-1 with Mr. Alberti not voting.

The report of the Committee was accepted by unanimous consent.





Community Outreach

Elizabeth Nelson, Committee Chair, presented a request for a \$1500 grant to the Sherwood Neighborhood Volunteers to continue with their project of restoring and maintaining the grounds at the Sherwood Rec Center in conjunction with the Capitol Hill Garden Club and many sources of funding, including Frager's, Gingko Gardens and the Capitol Hill Community Foundation. Ms. Nelson reported that they are doing a good job, and did well with the grant they received from the ANC last year. Motion: The Committee moved/Mr. Alberti seconded a motion to accept the Committee's recommendation to provide a grant of \$1500 to the Sherwood Neighborhood Volunteers to continue their beautification project for Sherwood Rec Center. The motion passed without objection.

The report of the Committee was accepted by unanimous consent.

9. New Business

Medical Marijuana

Mr. Healy said he had been contacted by an individual who was interested in applying for a license to open a medical marijuana dispensery and cultivation site. Mr. Alberti said that it is the Department of Health that is charged with licensing and enforcement of dispensers. Mr. Holmes said an oversight Board will be appointed soon. Mr. Alberti said that the Board and the Department of Health will be setting policy. The discussion was tabled until more information is available.

The meeting was adjourned at 9:30 p.m.







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



September 15, 2011

Mr. Clifford Moy Secretary, Board of Zoning Adjustment Office of Zoning 441 Fourth Street, NW, Suite 210 S Washington, DC 20001

Re: 1231 F Street, NE

Dear Mr. Moy,

At a regularly scheduled and properly noticed meeting¹ on June 9, 2011, our Commission voted 7-0-0 (with 5 Commissioners required for a quorum) to support the applicant's request for a special exception from the lot occupancy requirements of §223.1 and a variance from the 15' maximum height for garage structures specified in §2500.4.

The Commission believes that a special exception is justified because the small increase in lot occupancy at the rear of the property will not negatively impact the light, air or privacy of adjacent properties, nor will the garage visually intrude upon the character, scale and pattern of houses along the street frontage.

The Commission also believes that the variance is justified because of the project meets the three tests specified in §3103.2. First, the site has unusual topological conditions because the alley sits almost 7 feet higher than the back yard. Second, without zoning relief, the applicant would not be able to construct a garage with height sufficient to accommodate taller vehicles. Finally, the replacement garage is of comparable scale and character with the current garage and surrounding structures.

Finally, the Commission notes that the surrounding property owners have written letters in support of the application.

¹ ANC 6A meetings are advertised electronically on the anc6a-announce@yahoo.com group and the ANC6A and Hill East listservs and through print advertisements in the *Hill Rag* and the *Washington Informer*.





Please be advised that David Holmes and Drew Ronneberg are authorized to act on behalf of ANC 6A for the purposes of this case. Commissioner Ronneberg can be reached by phone at 202-431-4305 or by email at ronneberg6a02@gmail.com.

On behalf of the Commission,

David Holmes

Chair







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



September 9, 2011

Mr. Clifford Moy Secretary, Board of Zoning Adjustment Office of Zoning 441 Fourth Street, NW, Suite 210S Washington, DC 20001

Re: BZA Case #18247 (1309-1311 H Street NE)

Dear Mr. Moy,

At a regularly scheduled and properly noticed meeting¹ held on September 8, 2011, our Commission voted 7-0 (with 5 Commissioners required for a quorum) to support the applicant's request for variance from the floor area ratio requirements under §\$771.2, a variance from the rear yard requirements under §774, a variance from the off-street parking requirements under §\$2101.1, and a variance from the loading requirements under §\$2201.1.

The Commission believes that the variances from the off-street parking and loading requirements are justified because the rear of the lot lacks alley or side-street access, and the H Street NE Zoning Overlay specifically prohibits creating curbcuts on H Street to provide parking and loading.

The loading issues will be partially mitigated by an easement provided by the church at 13th and H Streets, which will allow deliveries to be made to, and trash removed from, the rear of the building.

The Commission supports the variance for the rear yard setback requirements because the current structure occupies 100% of the lot and a portion of the building would need to be demolished in order to comply with §774.

Finally, the Commission supports the variance from the floor area ratio requirements under §§771.2 to allow a non-residential FAR of 2.67 because the "core" part of the building (stairways, bathrooms, kitchens, storage and trash

¹ Our meetings are announced on ANC6A-announce@yahoogroups.com, ANC-6A@yahoogroups.com, the 6A website at www.ANC6A.org, and through advertisements in the *Hill Rag*.





receptacles) will comprise more than 50% of the floor area. Given the small size of the structure, the additional non-residential FAR will be necessary to make the proposed restaurant viable.

Please be advised that Drew Ronneberg and David Holmes are authorized to act on behalf of ANC 6A for the purposes of this case. Commissioner Ronneberg can be reached by phone at 202-431-4305 or by email at ronneberg6a02@gmail.com.

On behalf of the Commission,

David Holmes

Chair







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



September 9, 2011

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

Re: The Atlas Room (1015 H Street, NE)

Dear Sir:

At its regularly scheduled and publicly announced monthly meeting of September 9, 2011, Advisory Neighborhood Commission (ANC) 6A voted 6-0-1 (with 5 required for a quorum) to adopt a Voluntary Agreement for the Atlas Room, located at 1015 H Street, NE. Commissioner Nick Alberti voted present, and did not participate in the discussion.

The Voluntary Agreement was signed by Matt Cordes on behalf of the Atlas Room and by Kelvin Robinson as Chair of ANC 6A on July 8, 2010. The VA was evidently not presented to the full Commission for a vote.

We apologize to the Atlas Room for this complication in their relationship with ABRA, and to the Board for this belated transmittal. The VA was hand-delivered to ABRA on August 31, 2011

Commissioner Adam Healy is authorized to represent the ANC in this matter. He can be reached at 202-556-0215 or healyanc6a01@gmail.com.

On behalf of the Commission,

David Holmes

Chair







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



September 9, 2011

Ms. Sharon S. Schellin Secretary, Zoning Commission Office of Zoning One Judiciary Square 441 Fourth Street NW, Suite 210S Washington, DC 20001

Re: ZC Case 10-19 — Request to Reopen the Record

Dear Ms. Schellin,

At a regularly scheduled and properly noticed meeting¹ on September 8, 2011, our eight member Advisory Neighborhood Commission voted 7-0 (with 5 Commissioners required for a quorum) to request the Zoning Commission reopen the record for ZC Case #10-19 to accept the attached letter of support for the Office of Planning's request to keep Lots 141,142, 143 and 848 on Square 1027 zoned C-3-A.

Please be advised that Commissioners Drew Ronneberg, David Holmes and Andrew Hysell are authorized to represent the ANC for the purposes of this case. Commissioner Ronneberg can be reached at 202-431-4305 or ronneberg6a02@ gmail.com.

On behalf of the Commission,

David Holmes

Chair, Advisory Neighborhood Commission 6A

cc: Harriet Tregoning, Director, Office of Planning Jennifer Steingasser, Office of Planning Joel Lawson, Office of Planning Arthur Jackson, Office of Planning

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



September 9, 2011

Mr. Clifford Moy Secretary, Board of Zoning Adjustments Office of Zoning 441 Fourth Street NW, Suite 210S Washington, DC 20001

Re: BZA Case 18266 (1317 D Street NE)

Dear Mr. Moy,

At a regularly scheduled and properly noticed meeting¹ on September 8, 2011, our Commission voted 7-0 (with 5 Commissioners required for a quorum) to support the applicant's request for a special exception under §223.1 from the lot occupancy of §403, rear yard setback requirements of §404, and nonconforming structure requirements of §2001.3.

The Commission believes that the special exception is justified because the owner will reduce the property's non-conformity by lowering the lot occupancy from 77.5% to 67.2% and increase the rear yard setback from one foot to 18 feet.

These changes will positively impact the light, air and privacy of adjacent properties and will not intrude upon the character, scale and pattern of houses along the street frontage. In addition, the Commission notes that the owner of both adjacent properties has written a letter of support for the application.

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

On behalf of the Commission,

David Holmes

Chair

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



September 9, 2011

Mr. Clifford Moy Secretary, Board of Zoning Adjustment Office of Zoning 441 Fourth Street, NW, Suite 210S Washington, DC 20001

Re: BZA Case 18254 (1303 Linden Court NE)

Dear Mr. Moy,

At a regularly scheduled and properly noticed meeting on September 8, 2011, our eight member Commission voted 7-0 (with 5 Commissioners required for a quorum) to oppose the applicant's request for:

- 1) a variance from §2507.2 to permit the erection of a single family dwelling abutting an alley less than thirty feet in width;
- 2) a variance from §§403.2 and 772.1 to permit the erection of a single family dwelling detached structure that does not comply with maximum lot occupancy requirements in R-4 and C-2-A;
- 3) a variance from §§404.1 and 774.1 to permit the erection of a single family dwelling detached structure that does not comply with minimum rear yard requirements in R-4 and C-2-A;
- 4) a variance from §§405.1 and 775.2 to permit erection of a single family dwelling detached structure that does not comply with minimum side yard requirements in R-4 and C-2-A;
- 5) a variance from §2514.1(d) to allow the required floor/area ratio (FAR) to be exceeded for a single family dwelling detached structure located on a lot divided by a zone district boundary line; and
- 6) a special exception pursuant to §2514.2 to allow a transfer of density from the less restrictive use zone to the more restrictive zone district.

The Commission believes that the requested variances do not meet the standard for zoning relief set forth at §3103.2. The property owner has identified no physical characteristics of the property that make it difficult for the property to be used in compliance with the zoning regulations. As indicated in the property owner's application for zoning relief, the property has been in use as a private garage since 1947 and that use may continue consistent with the zoning regulations. In addition, granting the requested variances would represent a substantial detriment to the public good and be inconsistent with the general intent and purpose of the zoning regulations and map. Specifically, the Commission finds that the proposed development of the property would infringe substantially on the light and privacy of neighboring properties and opposes the requested special exception.

Our meetings are announced on ANC6A-announce@yahoogroups.com, ANC-6A@yahoogroups.com, the 6A website at www.ANC6A.org, and through advertisements in the Hill Rag.





Finally, our ANC has just learned that the applicant has significantly reduced the massing of the proposed structure. The earliest we can consider the revised plans is at the September 21st meeting of ANC 6A's Economic Development and Zoning Committee and the October 13th ANC meeting. We request that the Zoning Commission leave the record open until October 15th to accept a supplemental ANC letter based on the applicant's revised plans.

Please be advised that Drew Ronneberg and David Holmes are authorized to act on behalf of ANC 6A for the purposes of this case. Commissioner Ronneberg can be reached by phone at 202-431-4305 or by email at ronneberg6a02@gmail.com.

On behalf of the Commission,

David Holmes

Chair







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



September 9, 2011

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

Re: Da Luft (1242 Street, NE)

Dear Sir:

At its regularly scheduled and publicly-announced monthly meeting of September 9, 2011, Advisory Neighborhood Commission (ANC) 6A voted 6-0-1 (with 5 required for a quorum) to protest a license for Da Luft at 1242 H Street. Commissioner Alberti voted present, and did not participate in the discussion.

Our protest is based upon the threat to the peace, order and quiet of the neighborhood. The ANC is also troubled that there may be an adverse impact on residential parking as well as concerns about trash, loitering, and pedestrian safety. Nearby property values may be at risk because the rear of the property abuts residential property across a very narrow alley. If a voluntary agreement has been signed before the protest date, the protest may be considered withdrawn.

Commissioner Adam Healy is authorized to represent the ANC in this matter. He can be reached at 202-556-0215 or healyanc6a01@gmail.com.

On behalf of the Commission,

David Holmes

Chair







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



September 9, 2011

Ms. Sharon S. Schellin Secretary, Zoning Commission Office of Zoning One Judiciary Square 441 Fourth Street, NW, Suite 210S Washington, DC 20001

Re: ZC Case 10-19 - ANC 6A Supports Maintaining C-3-A Zoning for Lots 141, 142, 143 and 848 on Square 1027

Dear Ms. Schellin,

At a regularly scheduled and properly noticed meeting¹ on September 8, 2011, our eight member Advisory Neighborhood Commission voted 7-0 (with 5 Commissioners required for a quorum) to support the Office of Planning's request to keep Lots 141, 142, 143 and 848 on Square 1027 zoned C-3-A in Zoning Commission Case #10-19.

The ANC supports this request because Valor Development has proposed a well-designed residential development on Square 1027 Lot 848 that implements the H Street Overlay's Design Standards and Guidelines. We believe that this development nicely fits into the architectural fabric of surrounding rowhouses on Maryland Avenue, NE.

Valor is proposing a structure with a FAR of approximately 3.5, which is only slightly greater than what is permitted as a matter of right in a C-2-A zone (3.0 FAR with IZ bonus) and much less than what is permitted in a C-3-A zone (4.8 FAR with IZ bonus). In addition, the proposed height of 63 feet is significantly less than what is permitted as a matter of right in a C-3-A/HS-A zone (70 feet).

We are confident that the proposed structure will be constructed because the developer has committed to placing a 10-year deed restriction on the property that will restrict the building's density to no greater 3.5 FAR. In addition, Valor has entered into a binding agreement with ANC 6A to construct the proposed design.

Although there will be no similar deed restriction for Lots 141, 142 and 143, these properties do not front on Maryland Avenue and abut the C-3-A properties fronting H Street immediately to the north. As such, we do not believe that keeping these properties zoned C-3-A will negatively impact the predominately residential rowhouse character of Maryland Avenue, NE.

On the other hand, ANC 6A strongly believes that lots 840, 841 and 804 should be downzoned from C-3-A to C-2-A as in the proposed Final Order. The downzoning of these lots will permit a

Our meetings are announced on ANC6A-announce@yahoogroups.com, ANC-6A@yahoogroups.com, the 6A website at www.ANC6A.org, and through advertisements in the Hill Rag.





smoother density transition from the C-3-A zoned Lot 848 to the R-4 zoned Lot 32, which are separated by approximately 60 feet.

Please be advised that Commissioners Drew Ronneberg, David Holmes and Andrew Hysell are authorized to represent the ANC for the purposes of this case. Commissioner Ronneberg can be reached at 202-431-4305 or ronneberg6a02@gmail.com.

On behalf of the Commission,

David Holmes

Chair

cc: Harriet Tregoning, Office of Planning Director

Jennifer Steingasser, Office of Planning

Joel Lawson, Office of Planning







District of Columbia Government Advisory Neighborhood Commission 6A P.O. Box 75115 Washington DC 20013



August 16, 2011

Mr. Raphael Marshall Director, Sherwood Recreation Center 640 10th Street, NE Washington DC, 20002

Dear Mr. Marshall,

For over eight years Sherwood Recreation Center has provided a meeting place for Advisory Neighborhood Commission 6A activities, especially the meetings of the Alcohol Beverage Licensing Committee and the Economic Development and Zoning Committee. We want to express our sincere appreciation for the time and effort you and your staff have provided to help us hold these monthly public meetings, which are crucial to the functioning of our ANC.

On behalf of the Commission,

David Holmes

Chair





District of Columbia Government Advisory Neighborhood Commission 6A P.O. Box 75115 Washington DC 20013



August 16, 2011

Lavonne Taliaferro Bunch Principal Miner Elementary School 601 15th Street, NE Washington DC 20002

Dear Ms. Taliaferro-Bunch.

For over eight years Miner Elementary School has provided a meeting place for Advisory Neighborhood Commission 6A. We want to express our sincere appreciation for the time and effort you have put in to helping us hold these public meetings, which are crucial to the functioning of our city.

Thanks also for allowing the Ward Six Redistricting Task Force to meet in your school. This allowed local residents a chance to make voice and preferences heard.

On behalf of the Commission,







District of Columbia Government Advisory Neighborhood Commission 6A P.O. Box 75115 Washington DC 20013



August 16, 2011

Minister Thompson Church of the Lord Jesus Christ of the Apostolic Faith 1235 C Street, NE Washington DC 20002

Minister Thompson.

For the past eight years you have provided a meeting place for the Community Outreach Committee of Advisory Neighborhood Commission 6A. We want to express our sincere appreciation for the time and effort you have put in to helping us hold these public meetings, which are crucial to the functioning of our city.

Please extend our thanks to the members of your church family who have been so gracious in opening the building for us.

Once again, thank you.

On behalf of the Commission.





District of Columbia Government Advisory Neighborhood Commission 6A P.O. Box 75115 Washington DC 20013



August 16, 2011

Mr. Raphael Marshall Director, Sherwood Recreation Center 640 10th Street, NE Washington DC, 20002

Dear Mr. Marshall.

For over eight years Sherwood Recreation Center has provided a meeting place for Advisory Neighborhood Commission 6A activities, especially the meetings of the Alcohol Beverage Licensing Committee and the Economic Development and Zoning Committee. We want to express our sincere appreciation for the time and effort you and your staff have provided to help us hold these monthly public meetings, which are crucial to the functioning of our ANC.

On behalf of the Commission.





District of Columbia Government Advisory Neighborhood Commission 6A P.O. Box 75115 Washington DC 20013



August 16, 2011

Queen Laney Manager Capitol Hill Towers 900 G Street, NE Washington, DC 20002

Dear Ms. Laney.

For over seven years Capitol Hill Towers has provided a meeting place for Advisory Neighborhood Commission 6A activities, in particular the meetings of the Transportation and Public Space Committee. We want to express our sincere appreciation for the time and effort you have put in to helping us hold these monthly public meetings, which are crucial to the functioning of our ANC.

On behalf of the Commission.







District of Columbia Government Advisory Neighborhood Commission 6A P.O. Box 75115 Washington DC 20013



August 16, 2011

Dr. Robert Davila President Gallaudet University 800 Florida Avenue, NE Washington DC 20002

Dear Dr. Davila.

For the past eight years Gallaudet University has hosted a website for Advisory Neighborhood Commission (ANC) 6A. This website (www.anc6a.org) is an essential component in our efforts to provide the greatest possible public access to our proceedings. Non-ANC related information of community interest is available as well. We want to express our sincere appreciation for the time and effort your staff has contributed to this endeavor.

Please share our thanks with Mr. Jon Mitchiner, Director, Information Technology Services, who has gone out of his way to provide the best support possible. His colleagues have been enormously helpful as well, especially Hatim Vali who shepherded us through a recent server upgrade. We also appreciate their renewing the domain name on our behalf.

On behalf of the Commission.





ANC 6A Treasurer's Report September 2011

Period Covered	09/01/11 - 09/30/11					
Checking Account:						
Balance Forwarded					\$	20,210.11
Receipts:						
	ments: 2nd Quarter FY11		S	4,836.27		
Transfers fro	m Saving Account		\$			
Total Receip	ts				\$	4,836.27
Total Funds Available					\$	25,046.38
Disbursements:						
Roberta Wei	ner (Minutes July '11)	Ck #1525	\$	180.00		
	oell (Agenda Package Sept '11)	Ck #1526	\$	200.00		
	ner (Sept Special Meeting '11)	Ck #1527	5	120.00		
	(Sept. 01, 2011 Statement)	Ck #1528	\$	349.96		
Check Purch	ase		\$	64.00		
Total Disburs	sements		\$	913.96		
Ending Balance				\$	24,132.42	
Savings Account:						
Balance Forwarded					\$	4,205.41
Receipts:						
Interest	(08/31/11)		\$	0.18		
Interest	(09/30/11)		\$	0.17		
Transfers fro	m Checking Account					
Total Receip	ts				\$	0.35
Total Funds Available					s	4,205.76
Disbursments					\$	
Ending Balance						

Prepared September 30, 2011





ANC 6A Treasurer's Report September 2011

PETTY CASH SUMMARY

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

Prepared September 30, 2011











ANC SA QUARTERLY REPORT OF FINANCIAL ACTIVITY ARE QUARTE FY11

Summary of Receipts and Disbursements: Savings Account

Balance Forwarded			5 4	205.23	
Receipts:					
Transfers From Checking Account	5	4			
Other (Interest Earnings, etc.)	1	0.53			
Total Receipts			8	0.53	
Total Funds Available			5 4	1,205.76	
Disbursements:					
Transfers to Checking Account	5				
Other	5				
Total Disbursements			\$	-	
Ending Balance:			2.4	1,205.76	

		Deposits to C	NGS ACCOUNT DEPOSITS Thecking Account from savings account)
Date		Amount	Source
06/19/11	3	4,836.27	2nd Quarter FY11 Allotment
Total	8	4,836.27	
			Savings Account from checking account)
	(inch	uaing transfers	from checking account)
Date		Amount	Source
Date 07/29/11			
		Amount	Source
07/29/11	5	Amount 0.16	Source Interest





ANC 6A QUARTERLY REPORT OF FINANCIAL ACTIVITY Listing of Checks Issued 4th Quarter FY11

Check	Date	Payee	Amount	Expense Category	Purpose of Expenditure	Date Approved (1)
1521	07/14/11	FedEx Office	\$ 140.96	13	July 1, 2011 Statement	Budget Approved 10/08/10
1522	07/14/11	Roberta Weiner	\$ 180.00	15	Minutes - June '11	10/14/10
1523	07/14/11	Heather Schoell	\$ 200.00	15	Agenda Padkage - July 11	10/14/10 Budget
1524	08/27/11	FedEx Office	\$ 207.30	13	Aug. 1, 2011 Statement	Approved 10/08/10
1525	09/01/11	Roberta Weiner	\$ 160.00	15	Minutes - July '11	10/14/10
1526	09/08/11	Heather Schoell	\$ 200.00	15	Agenda Package - Sept. '11	10/14/10
1527	09/06/11	Roberta Weiner	\$ 120.00		Minutes - 9/1/11 Special Meeting	10/14/10
1528	09/29/11	FedEx Office	\$ 207.30	13	Sept. 1, 2011 Statement	Budget Approved 10/08/10
-200	07/21/11	Check Order	\$ 64.00	16	Check Order	02/10/11
Total			\$ 1,499.56			
		(-				

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





Petty Cash 4th Quarter FY11

PETTY CASH SUMMARY		
Period Covered 07/01/10 - 09/30/10		
Balance Forwarded	\$ 25	.00
Deposit to Petty Cash	5	
Total Funde Available	\$ 25	.00
Disbursements:		
Total Disbursements	5	
Ending Balance	\$ 25	.00



Committee Reports Community Outreach Committee (COC)



ANC6A Community Outreach Committee
September 19, 2011 Minutes
Church of the Lord Jesus Christ of the Apostolic Faith annex, 1235 C St. NE

Meeting called to order at 7:35 pm

Committee members present: Elizabeth Nelson (Chair), Mark Roy, Louis Barbash (no quorum)

Committee members absent: Jean Kohanek, Necothia Bowens, Rose Williams, Pat Joseph

Community members present: Alastair McFarlane, Cub Scout Pack 3838

Agenda
 Adopted.

- II. Status report on ANC/COC activities
 - 1. COC recommendation from August meeting (funding for Sherwood Neighborhood Volunteers grant) was approved at September ANC meeting.
 - 2. Thank you letters were approved at the July meeting but still have not been sent out.
 - 3. ANC ad in the Rag continues to include reference to Alcohol Beverage License Committee meetings regarding a possible cap on liquor licenses on H Street NE. It has also been posted in the September and October issues of The Buzz.
- III. Consideration of a grant application from Cub Scout Pack 3838
 - 1. Mr. McFarlane presented the application. The Pack meets at Maury ES and most of the Scouts reside within the ANC 6A boundaries. They are requesting \$706 to purchase a Pinewood Derby track. The other expenses associated with the Pinewood Derby race (including car kits, trophies and the cost of shipping the track) would be covered by the Pack from fundraising activities. Mr. McFarlane explained that a Pinewood Derby is a traditional Scout activity and reinforces core Scout values. The boys have to work together with their families to assemble and customize their car kits. They need to think about mechanics and design and learn to work with tools. When the cars are completed, they are raced on the track at a community event.
 - 2. Once a track has been purchased, the costs of conducting the event in subsequent years is minimal as the track can be used for a very long time and the other materials are very inexpensive. But for a new or under-funded Pack, the start-up costs can be prohibited. Mr. McFarlane noted that he had contacted other Packs in the area and none of them were willing/able to either lend tracks or invite Pack 3838 to join their event, with the exception of one Pack who would charge admission. Pack 3838 cannot afford this. If the grant application is approved, Pack 3838 is committed to opening their Pinewood Derby, free of charge, to other units who have previously been unable to participate. Ms. Nelson confirmed that it is very difficult for less affluent and/or newer units to participate in a Pinewood Derby. In the years that she served as Cubmaster, her Pack could not afford a track and she was only able to find a host Pack once.



Committee Reports Community Outreach Committee (COC)



- 3. Mr. Roy and Mr. Barbash recalled their personal experiences with Pinewood Derbies. They attested that the events are very beneficial to all participants. Not only are they huge fun and a good community building activity, the entire process encourages development of the right qualities in the Scouts. Mr. Roy asked how many boys were enrolled in Pack 3838 and was told that there are currently 15 (up from last year) and is likely to increase as they are attracting many younger boys who are likely to remain in the program for several years.
- 4. Motion: Mr. Barbash moved that the COC recommend that ANC 6A approve full funding (\$706) of the grant application from Cub Scout Pack 3838. Seconded by Mr. Roy. Vote 3 in favor none opposed.
- IV. Meeting adjourned at 8:10 pm
- V. The next meeting will take place Mon., October 17, at 7:30 pm at 1235 C St. NE



Committee Reports Community Outreach Committee (COC)





the boundaries ANC 6A.

Advisory Neighborhood Commission (ANC) 6A Grant Request Application Form

E DECUEST AFTER ADDRESS	A DOLL OF PROSECTION ACTIVITY	
9/12/2011	Winter 2011	
3. APPLICANT ORGANIZATION NAME AND ADDRE	NOS	
Cub Scout Pack 3838 (Chartered by	Maury Elementary School Afterschool Program)	
1250 Constitution Ave, NE, Washin	gton DC 20002	
4 CONTACT NAME	S. Timur	
Alastair McFarlane	Cubmaster	
6. ADDRESS (IF DEFERENT FROM ABOVE)	No. of the last of	
1431 Ames Place, Washington DC 2	10002	
7. TELEPHONE	R FAX	
(202) 546 4301 -	() -	
9. E-MAR. ADDRESS		
maury_cubs@yahoo.com		
16. BERRY DESCRIPTION OF PROPOSED PROJECTS	ACTIVITY	
Fund the purchase of a long-lasting a Pinewood Derby is one of the centra	and high-quality race track for model race cars. The devents of Cub Scouting.	
II. PROJECTED TOTAL COST	12. A MOUNT REQUESTED	
5944	\$706	
D. OTHER SOURCES OF FUNDING tHE SPECIFIC, P.	ROVIDE NAMESO	
Balance of funds were earned at pac-	k fundraiser in May 2011.	
14. STATISMENT OF BENEFIT (DETAILED DESCRIPT	TION OF PROJECT OR ACTIVITY, WHO WILL HENERT AND IN WHAT WA	
Fun with a purpose: boys learn to co	nstruct something and use their creativity; families g in an exciting community event. The majority of	

the participants are residents of ANC 6A. The Pack is based at Maury ES located within



Committee Reports Community Outreach Committee (COC)



Project Proposal: Pinewood Derby Track, Pack 3838

The Pinewood Derby is one of the most popular and memorable events in Cub Scouting. A Pinewood Derby consists of building and racing little wooden cars. The cars are gravity-powered and run down a regulation track. Surprisingly, such a simple event provides many profound benefits. The most obvious benefit of the event is pure and simple: fun for the boys. However, of great importance to the mission of Cub Scouting is the event's value in promoting positive family interactions and self-reliance. Although the race will be over in a matter of seconds, a Cub Scout will spend hours building a unique model car. They start with a block of wood and four plastic wheels. The boys are motivated to learn how to use tools and think about mechanics and design. The only limitation is their imagination. Family members are encouraged to help and guide the Cub Scout in his project. Whatever the result of the race, every Cub Scout and his family can take pride in the Cub Scout's final achievement. In addition, it is hoped that the confidence that they gain from building their own car will allow them to win with humility or lose with dignity.

Finally, the event should strengthen the community. Most of our boys are from the neighbourhood and all of our active families live in ANC 6A. The Pinewood Derby provides a well-developed framework for a parent-son activity. Adults who would not normally volunteer for an after-school activity may nevertheless be enthusiastic to help Cub Scouts with their cars before the race. Perhaps a science teacher could be found to explain the basics of acceleration and gravity. Organizing such an event would strengthen the social links between the families of Pack 3838. Other organizations (such as other Cub Scout Packs in the Capitol Hill area) could be invited to the event, creating ties that did not exist before.

Cost of the Event

The costs of operation of a Pinewood Derby are not high. The Pinewood Derby kits cost only \$3.99 each. Ribbons cost \$2.99 and trophies cost \$7.50. For twenty participants the variable cost would amount to \$153.50**. Our Pack could afford to pay these costs from funds raised in May 2011 at its first annual pancake breakfast. The upfront fixed costs of the event are very high. Pinewood Derby tracks can cost anywhere from \$400 to \$2000 depending on the material, number of lanes, and length of the track. A good track lasts for many years and, if treated well, can provide decades of enjoyment. Some packs have passed down their Pinewood Derby tracks from one generation to the other. We do not have that luxury because we are a new pack founded in November 2010. We have raised some money but could not pay such a high upfront cost on our own. We propose to purchase an aluminium track from Best Track. Aluminium is durable and reliable. A modest 3-lane, 42 foot track would cost \$706. Shipping costs \$85. The pack can pay for shipping costs.

**We understand that ANC 6A funds cannot be used to pay for ribbons/trophies.

Budget for Pack 3838 First Annual Pinewood Derby Competition

Pinewood Derby Track \$706 (requested subsidy)

Shipping Costs \$85

Race Car Kits \$80 (20 X \$4) Ribbons \$51 (17 X \$3) Trophies \$22.50 (3 X \$7.50)

TOTAL \$944.50





Alcoholic Beverage Licensing Committee ANC 6A October 11, 2011

Pursuant to notice duly given, a meeting of the Alcohol Beverage Licensing Committee ("Committee") of ANC6A was held commencing at 7:00 pm EST on October 11, 2011 at the Sherwood Recreation Center, 640 10th Street, NE Washington, DC 20002.

Committee Members Present: Adam Healy, Katy Thomas, Michael Herman and Anne Marie Koshuta

Committee Members Absent: None

Commissioners Present: David Holmes and Drew Ronneberg

Community Members Present: Margaret Holwill, Paul Ijiti, Nathan Sermonis, Gregory Taylor, Tesfu Ocbazai, Shawn Marble, Christine Melekian, Steve Chung, Chris Steinke, Raphael Marshall, and Mark Busby

I. Call to Order

Chairman Healy called the meeting to order at 7:03 pm EST and Ms. Thomas recorded the minutes as meeting secretary. The meeting having been duly convened was ready to proceed with business.

II. Approval of Agenda/Minutes

After review and discussion, the Committee approved the agenda and the September 20 meeting minutes by unanimous consent.

III. Old Business

Paul Ijiti, a representative of Da Luft Restaurant and Lounge to be located at 1242 H St. NE appeared before the Committee for the second time. Mr. Healy reported that the applicant has agreed to sign the standard VA with a few modifications related to concerns raised by neighbors on Wylie St. NE near the proposed establishment. Those modifications include: explicitly stating that the establishment will adhere to the ABRA regulations that require a CR licensee to have their kitchen open for service up to two hours prior to closing; that no more than 30 patrons may present on 2nd floor patio at one time; that all patrons and staff will be cleared from the patio after 10 pm Sundays through Thursdays and midnight on Fridays and Saturdays; and that the applicant will not use the 3rd floor or rooftop for storage, food preparation, service of alcohol, or patron seating (under the zoning regulations this area is supposed to be for residential use). Mr. Ijiti informed the Committee that during the build out of the restaurant, they will be adding stairs and a second entrance for the upper floors. Mr. Healy moved/Mr. Herman seconded a recommendation that the ANC approve the modified voluntary agreement for Da Luft at 1242 H St. NE—approved 5-0 (with Commissioner Ronneberg voting).

IV. New Business

Mr. Healy indicated the representative for a new applicant Pho Bar and Grill to be located at 1360 H St. NE had contacted him about appearing before the Committee. Mr. Healy believes there was a misunderstanding about the date of the meeting and will work with the establishment to reschedule their appearance before the Committee. Even though the establishment has not yet applied for their alcohol license, Mr. Healy indicated he would like the Committee to approve a motion to protest unless a VA is





approved prior to the protest date to make certain the ANC preserves its standing. Mr. Healy moved/Ms. Koshuta seconded a motion that the ANC protest the alcohol license for Pho Bar and Grill to be located at 1360 H St. NE unless a VA is approved prior to the protest date—approved 5-0 (with Commissioner Ronneberg voting).

The Class B (grocery) licenses are up for a three year renewal for the following establishments in 6A: M&T Grocer's Beer and Wine (201 15th St. NE), China House (1601 Benning Rd. NE), DC Supermarket (539 8th St. NE), Economy Market (1804 D St. NE), and 1101 Convenience Mart (1101 H St. NE). Representatives of DC Supermarket, 1101 Convenience Mart, and M&T Grocer attended the meeting. Mr. Healy stated that he had not heard any specific complaints about any of these establishments from residents or other commissioners. Discussion held. Mr. Healy moved/Ms. Thomas seconded a motion that the ANC not protest the licenses for these establishments—approved 5-0 (with Commissioner Ronneberg voting).

Mr. Healy indicated he would like to insert one line into the standard VA that would remind CR applicants that ABRA regulations require their kitchen to remain open up to two hours prior to closing. Mr. Healy moved/Mr. Herman seconded a motion that the ANC include a new line 'h' under Section 3 of the standard CR/CT voluntary agreement: "All CR license holders shall comply with ABRA regulations that require their kitchen to remain open and operational until at least 2 hours prior to closing." Motion approved 5-0 (with Commission Ronneberg voting).

V. Adjourn

The meeting was adjourned at 8:15 pm EST. The next committee meeting is scheduled for Tuesday, October 18, 2011.





Made this 10 day of 007, 2011

by and between

Do Luft DC, Inc. 1242 H Street, NE Washington DC 20002 and Advisory Neighberhood Commission 6A

Presmble

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

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

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

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

Witnesseth

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

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

The Parties Agree As Follows:

- Public Space Cleanliness and Maintenance. Applicant will maintain the public space (minimally the front sidewalk up to and including the gutter in front of the subject premises, and the alleyway behind the subject premises) adjacent to the establishment in a clean and litter-free condition by:
 - a. Picking up trash, including beverage bottles and cans, and all other trash a minimum of twice daily (once immediately before business hours and again between 5:00 p.m. and 8:00 p.m.).
 - Maintaining regular trash garbage removal service, regularly remove trash from the trash and dumpster area, and see that the trash and dumpster area remain clean.
 - c. Applicant shall deposit trash and garbage only in rodent-proof dampsters, and shall see that dampster covers fit properly and remain fully closed except when trash or garbage is being added or removed.
 - d. Exercising due diligence to prevent and/or rid vermin infestation in and around the establishment, including following, minimally, the recommendations and guidelines of the Vector Control Division of the Department of Public Works.

Voluntary Agreement between Da Luft DC, Inc. and ANC6A Page 1 of 4





- e. Assisting in maintenance of the curb in front of the establishment to keep them free of trash and to remove snow and ice from the sidewalk and comply with all applicable D.C. laws and regulation in these respects.
- f. Planting, watering, and generally tending to tree boxes directly in front of the subject premises, if any.
- g. Promptly removing or painting over any graffiti written on the exterior walls of the property.
- h. Requiring the owner and employees not to park on public space between the building and the curb.
- i. Not locating trash bins, chairs, tables, or other equipment on public space without a valid space permit.

2. Business Operations and Practices:

- Applicant will not, directly or indirectly, sell or deliver alcohol to any intoxicated person or to any person who appears to be intoxicated.
- Applicant agrees to take all necessary steps to prevent patron rowdiness, including refusing admission/service to rowdy and/or unruly persons.
- c. Applicant agrees to ensure that no patron bring an open container of an alcoholic beverage into the establishment from outside sources, and at no time exits the establishment with an open container of an alcoholic beverage. Wine shall be corked in accordance with Title 25-113(b)(5)(A)(B)(C) of the DC Municipal Code.
- d. Applicant will not provide or sell alcoholic beverages "to go." Applicant agrees not to promote or participate in bar or pub "crawls" or any other event of this nature.
- e. The licensed establishment will be managed by the applicant in person or a board licensed manager.
- f. Applicant, and all employees of the applicant, shall attend and complete an alcoholic beverage server training course/seminar.
- g. Applicant shall post a notice kept in good repair and visible from point of entry a sign, which states:
 - Proper ID required (proof of age 21 minimum to be served and assurances that ID's will be checked at all times prior to serving alcoholic beverages to patrons).
 - ii. Prohibition against selling alcohol to minors.
- Request to patrons to not litter, loiter, or make excessive noise in the neighborhood as they arrive or depart.
 - iv. Warning: Drinking alcoholic beverages during pregnancy can cause birth defects.
- v. Request that customers do not contribute to panhandlers.
- h. Applicant shall make every effort to prohibit and prevent loitering and criminal activity on or in front of the establishment premises, to include:
 - i. Asking loiterers to move on whenever they are observed outside the establishment,
 - ii. Calling the Metropolitan Police Department (MPD) to remove loiterers if they refuse Applicant's request to move on.
 - iii. Calling the Metropolitan Police Department if illegal activity is observed,
 - iv. Keeping a written record of dates and times (a call log) when the MPD is called for assistance.
 - v. Applicant will maintain a detailed incident log. An incident is defined as any activity by patrons of the establishment inside or immediately outside the establishment which could lead to an ABRA investigation. Fach incident will contain date, time and location of each incident with a concise summary. Guests and staff involved or witnesses of the incident will be identified and listed. If there is a medical or police response, that information will also be noted.
- Applicant's call log and incident log shall be provided to the ANC or Board during meetings or hearings involving future renewals or contested proceedings involving the Applicant's license.
- j. After receiving complaints and/or observing problems with this establishment, ANC Commissioners and/or the ABL Committee chair may ask the D.C. Metropolitan Police Department (MPD) for records and data regarding calls for service or other necessary police presence around this establishment.
- i. If data from MPD indicates that this establishment has caused or is significantly contributing to additional crime or criminal activities in the neighborhood, including disorderly conduct and/or reoccurring public disturbance, the ANC 6A ABL Committee will hold a public meeting to discuss the problems and ways in which to mitigate them. The Applicant, MPD, and an ABRA representative will be invited and encouraged to participate, as well as concerned residents. MPD will be asked to recommend to the Committee the days of the week and hours when the reimbursable MPD detail should be necessary to

Voluntary Agreement between Da Luft DC, Inc. and ANC6A Page 2 of 4





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

- ii. If the ANC, by a majority vote, supports requiring a reimbursable MPD detail, the ANC Chair will notify in writing the First District MPD Commander or his/her designee and the Applicant that this establishment will be required to have a reimbursable MPD detail assigned to their location.
- iii. The Applicant shall transmit to MPD funds sufficient to provide the next month's reimbursable MPD detail by the lad ay of each month that the reimbursable detail is required.
- iv. The reimbursable detail shall be maintained by the Applicant for up to six months. Within six months, the ABL Committee will conduct another review to hear input on whether or not the reimbursable MPD detail should be continued. The ABL Committee will make a recommendation that will then be considered by the ANC at their next scheduled meeting.
- Applicant shall not support of the installation of pay phones outside of the establishment on their property.
- Applicant will utilize and maintain high-intensity flood-lights on the exterior of its premises so as to fully light any abutting alleyway from dusk until dawn.
- m. Applicant shall provide valet parking services only with valet parking companies as defined licensed and in compliance with Title 24 DCMR Chapter 16. Applicant will not engage in valet parking that results in vehicles parked in residential parking spaces.

3. Music / Dancing / Emertainment:

- Applicant agrees to ensure that sounds originating from within the establishment are mitigated by installing adequate sound proofing.
- Applicant shall not produce any sound, noise, or music of such intensity that it may be heard in any premises other than the licensed establishment in accordance with DC Official Code Title 25-725.
- c. In order to mitigate noise on an outdoor patio or summer garden the following steps will be taken:
 - 1) Applicant shall not offer any type of live or pre-recorded music on the pario.
 - A fence or other harrier will enclose the entire perimeter.
 - No fewer than two signs will be clearly posted to remind guests to keep their voices at normal speaking volume.
 - Staff will monitor the outdoor area to make sure guests do not raise their voices above normal speaking tones.
 - Potted plants, trees, fountains or other types of noise mitigation techniques will be incorporated into the decor.
 - 6) No more than 30 patrons may be on the patio at one time and all patrons and staff shall be cleared from the patio when alcohol sales cease for the day.
 - 7) The hours of operation for the patio or summer garden shall be limited to 10:00 p.m. Sundays through Thursdays and to midnight Fridays and Saturdays.
- d. If the outdoor patio is located on public space, the hours of operation of that patio will be limited until 11:00 p.m. Sunday through Thursday evenings and 12:00 a.m. on Friday and Saturday evenings. The sale and consumption of alcoholic beverages must end at that time and the patio must be cleared of all patrons.
- Applicant may not use the rooftop nor the third floor for storage, food preparation, patron seating, or service of alcohol.
- f. Applicant may offer facilities for dancing for patrons only with an entertainment endorsement and may have recorded and background music without an entertainment endorsement. "Entertainment" means live music or any other live performance by an actual person, including live bands, karaoke, comedy shows, poetry readings, and disc jockeys. The term "entertainment" shall not include the operation of a jukebox, a television, a radio, or other prerecorded music.
- g. All CT license holders with an entertainment endorsement must have an ABRA accepted security plan in place.
- h. All CR license holders shall comply with ABRA regulations that require their kitchen to remain open and

Voluntary Agreement between Da Luft DC, Inc. and ANC6A Page 3 of 4





operational up until at least 2 hours prior to closing.

- 4. Cooperation with ANC 6A. Applicant agrees to work on resolving issues preventing the applicant from fulfilling its obligations under this cooperative agreement with all of the following: the Single Member District (SMD) ANC Commissioner within whose boundaries the establishment is located, the Chair of the ABL Committee, and other Commissioners whose SMD's are adjacent to the location of the establishment.
- 5. Modifications. This agreement can be modified only by mutual agreement of all the parties with the approval of the ABC Board or by the ABC Board consistent with DC Code § 25-446. In the case of ANC6A, if applicant desires to modify the terms of this agreement, the applicant, prior to implementing the change(s), shall receive written agreement from ANC6A after a majority of the commissioners shall have voted in favor of the changes at a full public meeting.

Miscellaneous:

- a. Applicant shall post a copy of this voluntary agreement in the establishment in conjunction with the posting of its alcoholic beverage license.
- Applicant will operate in compliance with all applicable DC laws and regulations.

7. Enforcement:

- a. If either party hereto believes in good faith that the applicant is in violation of this agreement, written notice specifying the alleged violation shall be delivered to the applicant and the applicant shall have ten (10) days after receipt of such written notice to come into compliance with this agreement or respond to said alleged notice of default.
- b. Applicant and the ANC 6A Commission agree to enter into this agreement. If the applicant should breach the conditions of this agreement, it is understood by all parties that the ANC 6A, and/or its committees, or others shall immediately petition the ABC Board for a "show cause" hearing pursuant to 23 D.C.M.R. 1513.5.
- c. This cooperative agreement is binding on the applicant and its assigns and will continue in force for any and all subsequent license holders at this location.

In Witness Whereof

Applicant: By: JOSEPHINE IZITI (Preside	+5 Date: 10-10-1
Signature: 3050 PkinQ Advisory Neighborhood Commission 6A Representative:	
Ву:	Date:
Signature:	

Voluntary Agreement between Da Luft DC, Inc. and ANC6A Page 4 of 4



Committee ReportsTransportation and Public Space (TPS)



NO REPORT



Committee Reports Economic Development and Zoning (EDZ)



Report of the Economic Development and Zoning Committee of ANC 6A September 21, 2011

Present: Members: Barbara Halleck, Jeff Fletcher, Dan Golden, Missy Boyette, Laura Gentile, Charmaine

Josiah

Commissioners: Drew Ronneberg, David Holmes

Drew Ronneberg chaired the meeting.

Community Comment

There were no community comments.

Status Reports

Resolution of Previously Heard BZA/HPA Cases: Drew Ronneberg stated that the Zoning Commission approved the rezoning of the area around the eastern end of H St. requested by ANC 6A. They also excluded 1350 Maryland Ave. and the lots immediately to the north on 14th St. from the C-3-A to C-2-A downzoning. This means that the 1350 Maryland Ave. project that was proposed by Valor can proceed as presented to the Committee.

Vacant Properties: None

Zoning Rewrite: None

H Street Business Liaison Report: None

Old Business

None

New Business

BZA #18254 (1303 Linden Ct NE): The property owner, Brian O'Hora, continues to seek a use variance to permit the siting of a residence in an alley, and area variances from the lot occupancy, rear-yard, side-yard, and FAR requirements. In view of the Committee's prior vote not to recommend granting the requested variances, Mr. O'Hora presented revised plans for the Committee's approval. The new plans now show a proposed structure that is two stories in height with an attached roof deck. In addition, Mr. O'Hora no longer proposes to tear down the garage that currently occupies the site, but instead to build the second story and roof deck on top of the existing garage structure. In support of the requested area variances, Mr. O'Hora also presented a letter from the Office of Planning to the BZA indicating that, while the Office of Planning cannot support the grant of a use variance, if the BZA were to accept the proposed use variance, the Office of Planning would support granting the proposed area variances.

The neighbors at 1318 G Street, NE, Michael Hoenig and Margarita Orozco, again spoke in opposition to the grant of the variances, stating that even with the proposed revisions to the plans, the proposed structure would adversely affect the light and air of their property.



Committee Reports Economic Development and Zoning (EDZ)



The Committee held two votes, the first on the proposed use variance and the second on the proposed area variances. The Committee voted 4-3 to recommend that the ANC write a letter to the BZA opposing the grant of a use variance and 5-2 to recommend that the ANC write a letter to the BZA opposing the grant of the area variances.

Recommendation: The ANC write a letter to the BZA opposing the requested zoning relief for BZA #18254 (1303 Linden Ct. NE).

1113-1117 H St. NE: Stan Wall of Wall Development made a presentation to the Committee regarding this property, which Wall Development has been selected by the District to develop. The proposed project is a five-story mixed-use building, comprised of sixteen one-bedroom residential units located above 2,000 square feet of ground floor detail. Four of the sixteen units will be set aside as affordable dwelling units. The units will be built to be sold as condominiums, but will be converted to rental properties as the market dictates. The building will have one parking space for every two residential units, which complies with DC law. Upon completion, the project will apply to become LEED certified and the current target is LEED Platinum status.

Although Wall Development does not require any variances or special exceptions for the project, Mr. Wall has nevertheless indicated a willingness to work with the Committee on issues of design. The Committee agreed to consider the proposed design and to make recommendations to Mr. Wall in the interest of making the project consistent with the H Street Guidelines.

Next Scheduled ED&Z Committee Meeting:
Wednesday, October 19, 2011
7-9 PM
640 10th St. NE
Sherwood Recreation Center, 2nd Floor



Committee Reports Economic Development and Zoning (EDZ)



October XX, 2011

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

RE: BZA Case 18254 (1303 Linden Ct NE)

Dear Mr. Moy,

At a regularly scheduled and properly noticed meeting on October 13, 2011, our Commission voted X-X-X (with 5 Commissioners required for a quorum) to oppose the applicant's renewed request for: 1) a variance from § 2507.2 to permit the erection of a single family dwelling abutting an alley less than thirty feet in width; 2) a variance from § 403.2 and 772.1 to permit the erection of a single family dwelling detached structure that does not comply with maximum lot occupancy requirements in R-4 and C-2-A; 3) a variance from § 404.1 and 774.1 to permit the erection of a single family dwelling detached structure that does not comply with minimum rear yard requirements in R-4 and C-2-A; 4) a variance from § 405.1 and 775.2 to permit erection of a single family dwelling detached structure that does not comply with minimum side yard requirements in R-4 and C-2-A; 5) a variance from § 2514.1(d) to allow the required floor/area ratio (FAR) to be exceeded for a single family dwelling detached structure located on a lot divided by a zone district boundary line; and 6) a special exception pursuant to §2514.2 to allow a transfer of density the lesser restrictive use zone to the more restrictive zone district.

Taking into account the revised plans for the property, the Commission continues to believe that the requested variances do not meet the standard for zoning relief set forth at § 3103.2. The property owner has identified no physical characteristics of the property that make it difficult for the property to be used in compliance with the zoning regulations. As indicated in the property owner's application for zoning relief, the property has been in use as a private garage since 1947 and that use may continue consistent with the zoning regulations. In addition, granting the requested variances would represent a substantial detriment to the public good and be inconsistent with the general intent and purpose of the zoning regulations and map. Specifically, the Commission finds that the proposed development of the property would infringe substantially on the light and privacy of neighboring properties. Finally, while the Commission recognizes that the revised plans now propose leaving the existing structure in place, the Commission believes the proposed second story and roof deck increase or extend an existing non-conforming aspect of the structure and are not justified for that reason as well. Because the Commission finds that the property owner has not demonstrated that he is entitled to the variances at issue, the Commission need not reach the issue of whether the property owner is entitled to the requested special exception.

Please be advised that David Holmes, Drew Ronneberg and Dan Golden are authorized to act on behalf of ANC 6A for the purposed of this case. Commissioner Ronneberg can be reached by phone at 202 431-4305 or by email at ronneberg6a02@gmail.com.

On behalf of the Commission,

David Holmes Chair, Advisory Neighborhood Commission 6A

¹ ANC 6A meetings are advertised electronically on the <u>anc6a-announce@yahoo.com</u> listserve and through print advertisements in the Hill Rag.





ANC 6A Budget for FY12 Draft

FY11 Year End Savings Balance (09/30/11)	S	4,205.76
FY11 Year End Checking Balance (09/30/11)	S	24,132.42
AZONON NOSLANDON NASTRONO	20	
Total FY11 Balance	S	28,338.18
FY11 District Allotments Outstanding ¹		9,672.54
Projected FY12 District Allotments ²	S	19,345.08

Projected Total Funds Available For FY10	S	57,355.80

FY12 BUDGET

Expenditures	Amount	
Photocopies	s	4,000.00
Advertising	S	5,000.00
Minutes & Agenda Services	S	4,800.00
Other Contracted Services	S	2,000.00
Post Office Box & Postage	S	300.00
Grants	S S S	15,000.00
Office Supplies	S	200.00
ANC Security Fund	S	25.00
Amer. Sign Language Interpreter		800.00
ANC Flyer	S	500.00
Petty Cash	S	100.00
Total	S	32,725.00
Projected Surplus	s	24,630.80

¹ This represents payments for the 3rd and 4th quarters of FY11. ² Estimate based FY11 level of funding





ANC 6A Budget for FY12 Draft

SUMMARY of FY11 EXPENDITURES

Expenditures (010/01/11 - 09/30/11)	Amount	
Photocopies	\$	2,987.16
Advertising	\$	3,989.00
Minutes & Agenda Services	\$	4,290.00
Post Office Box & Postage	\$	250.00
Grants	\$	7,417.00
Office Supplies	\$	237.15
ANC Security Fund	\$	25.00
Amer. Sign Language Interpreter	\$	0.0
ANC Flyer	\$	0.0
Petty Cash	5	0.0
T I France Communication		10.105.21
Total Expenditures	5	19,195.31