



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



July 13, 2018

Mr. Matthew Marcou  
Associate Director for Public Space Regulation  
District Department of Transportation  
55 M Street SE, Suite 400  
Washington, DC 20003

Re: Sidewalk café public space application for DC Diner, 802 13<sup>th</sup> Street NE.

Dear Associate Director Marcou:

At a regularly scheduled and properly noticed meeting<sup>1</sup> on July 12, 2018, our Commission voted 7-0 (with 5 Commissioners required for a quorum) to express our conditional support for the above-referenced sidewalk café application.

The motion our ANC passed supporting the DC Diner public space application related to a sidewalk cafe at 802 13<sup>th</sup> Street NE is conditioned on the applicant's agreement to adhere to all requirements imposed by the DDOT Public Space Committee and the following additional requirements:

1. The applicant only operates the sidewalk café space from 10:00 am to 7:00 pm;
2. The applicant will take reasonable efforts to contain noise within the sidewalk café space including, but not limited to, using any sidewalk café removable structures it may now or in the future install (e.g., a sidewalk cafe canopy, roll down plastic windows, etc.) and any other reasonable means to contain noise, but only to the extent allowable by applicable District laws and regulations;
3. The applicant will only use the sidewalk café space for food and drink service, and not for any playing of music, amplified or otherwise, or for any other use, including live performances;
4. If the applicant installs fencing around the sidewalk café area, it shall be consistent with DDOT specifications and the fencing enclosing other sidewalk cafes within our ANC, which shall include fencing or bars designed to keep trash contained within the sidewalk café area (preferably by minimizing any gaps at the bottom of the fencing);
5. The applicant will use easily moveable chairs and tables that shall be moved to the side and locked up when not in use;
6. The applicant will ensure no trash container of any sort will be stored anywhere on public space, including on the sidewalk café itself; and

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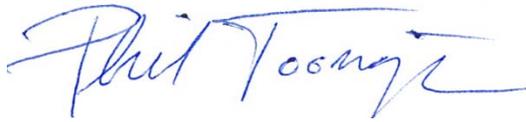
<sup>1</sup> ANC 6A meetings are advertised electronically on the [anc6a-announce@yahoogroups.com](mailto:anc6a-announce@yahoogroups.com), [anc6a@yahoogroups.com](mailto:anc6a@yahoogroups.com), and [newhilleast@yahoogroups.com](mailto:newhilleast@yahoogroups.com), at [www.anc6a.org](http://www.anc6a.org), and through print advertisements in the Hill Rag.

7. The applicant will regularly maintain the adjacent tree boxes and keep all areas in front of the business and within the sidewalk café area clean, including the adjacent sidewalk and street gutter.

These conditions have been negotiated with and agreed to by representatives of ANC 6A and the applicant.

Thank you for giving great weight to our Commission's feedback on this public space proposal for a sidewalk café seating area. We respectfully request that you include the attached conditions with any approved public space application for this applicant. Should you wish to discuss this letter with the Commission, please feel free to reach out to me at [philanc6a@gmail.com](mailto:philanc6a@gmail.com).

On behalf of the Commission,



Phil Toomajian  
Chair, Advisory Neighborhood Commission 6A