

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

**Present:** Commissioners Alberti, Beatty, Holmes, Marshall, and Ronneberg

**Absent:** Commissioner Mack, Robinson, Schultheiss

In the absence of Chair Kelvin Robinson, the meeting was chaired by Vice Chair Mary Beatty.

## **1. Community Comment**

The meeting began without a quorum so that Ms. Beatty called for Community Comments.

### Community Empowerment Project

Andrea Sledd of Greater DC Cares introduced the Community Empowerment Project being sponsored by her organization in Wards 6 and 5, which will partner with various non-profits, schools, churches and individual residents in a variety of projects ranging from reading circles and tax preparation assistance to cleaning up schools and grocery delivery to elderly people. She announced the first community meeting of the project which will be held on September 21<sup>st</sup> at 6:30 p.m. She can be reached at [asledd@greaterdccaes.org](mailto:asledd@greaterdccaes.org) or by phone at (202) 777-4453.

### Maury Day at the Nationals

Heather Schoell announced Maury Day at Nationals Park on Sunday, September 12<sup>th</sup>.

### Rainbows Program

Michelle Gamble of the 7<sup>th</sup> Day Adventist Church announced their Rainbows program to help children deal with loss, talking with them about things like hospice care, divorce, assault and death. The program is free to participants.

### Candidates

Ms. Beatty invited candidates in the audience to introduce themselves: Michele Gamble, candidate for 6A03; Sharee Lawler, ANC candidate for 6A05; Andrew Hysell, candidate for 6A06; Lia Veenendaal-Selck, candidate for 6A08; Adam Healy, candidate for 6A01; and Lawrence Russell, candidate for 6A01 were present. Jim deMartino, Republican candidate for City Council was also present.

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## **2. Approval of Agenda**

Ms. Beatty announced that because there would only be a quorum at the meeting for a short period of time because of the absence of several commissioners and the fact that Commissioner Marshall only had a half hour to participate in the meeting, she had redone the agenda so that items that required a vote would be presented at the beginning of the meeting. **Motion:** Mr. Holmes moved/Mr. Alberti seconded a motion to approve the revised agenda as presented. The motion passed without objection.

### 3. Approval of Minutes

**Motion:** Mr. Holmes moved/Mr. Alberti seconded a motion to approve the minutes as presented. The motion passed without objection.

### 4. Approval of Committee Reports

**Motion:** Mr. Holmes moved/Mr. Alberti seconded a motion to approve Committee reports for the Economic Development, ABL, Community Outreach, and Transportation Committees as presented. Dr. Ronneberg said that there are Economic Development Committee reports for both July and August. The motion passed without objection.

### 5. Officers' Reports

#### Treasurer's Report

Mr. Alberti presented the Treasurer's Report. It shows that the opening checking account balance was \$21,453.85 and the savings account balance was \$4,201.42. There was an allotment from the District of Columbia of \$5,555.40, a refund of \$1,444 from Voice of the Hill for newspaper advertising that didn't run, and interest payments to the savings account of \$.35, and \$.36. There were disbursements of \$200 to Heather Schoell for the July Agenda package (Check #1469); \$135 to Roberta Weiner for the July 2010 minutes (Check #1470), \$145.40 to FedEx Office (June 10) (Check #1471); \$350 to Game Wear for the Rosedale Youth Institute grant (Check #1472); \$813 to Game Wear for the Rosedale Youth Institute grant (Check #1473); \$200.50 to Marlo Sports for the Rosedale Youth Institute grant (Check #1474); \$2000 to Anaconda Sports for the Rosedale Youth Institute grant (Check #1475); \$500 to Marlo Sports for the Rosedale Youth Institute grant (Check #1476); and \$25 to FedEx Office (July 10) (Check #1477), leaving a balance of \$24,083.38 in the checking account and \$4202.13 in the savings account. **Motion:** Mr. Alberti moved/Mr. Holmes 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.

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

### 6. Economic Development and Zoning Committee

Because of the time constraints of the voting portion of the meeting, the Commissioners read the details of the items prior to the meeting. The portion of each item in italics is taken from the Committee report in the Agenda, so that the official minutes have descriptions of the items.

#### 243 8<sup>th</sup> Street NE

*This is a request for support for a BZA application for a special exception to construct a third floor addition with a roof deck at 243 8<sup>th</sup> Street NE. The existing structure exceeds 60% of the lot occupancy and requires the special exception to expand the building's envelope. There is also a historic preservation application at HPRB.*

**Motion:** Dr. Ronneberg moved/Mr. Alberti seconded a motion to accept the Committee's recommendation to send a letter of support to the BZA for a special exception for 243 8<sup>th</sup> Street NE, and to HPRB in support of the project, with the proviso that it passes the "flag" test. The motion passed 5-0-0.

## Atlas Theatre

*The HPRB will consider the nomination of the Atlas Theatre for listing on the National Register of Historic Places at its September 23<sup>rd</sup> meeting. The Atlas Performing Center supports the nomination.*

**Motion:** Dr. Ronneberg moved/Mr. Alberti seconded a motion to approve the Committee's recommendation to support the nomination of the Atlas Theatre for listing on the National Register of Historic Places. The motion passed 5-0-0.

## Comprehensive Zoning Rewrite Recommendations Regarding Use and Height

*The Zoning Commission is starting to adopt new regulations promulgated from the zoning rewrite process. The committee considered the proposed regulations regarding uses and heights and was in favor of the change with the exception of Subsection 402.4 which establishes how the zero height measuring point should be measured. The committee also identified a few typos in the regulation that should be brought to the attention of the Zoning Commission.*

**Motion:** Dr. Ronneberg moved/Mr. Holmes seconded a motion that ANC 6A support the proposed height and use zoning regulations (ZCC#08-06) and recommended that the Zoning Commission strike language from the proposed regulations that allow building heights to be determined from arbitrary measuring points. The motion passed 5-0-0.

## 203 12<sup>th</sup> Street NE

*This is a request for support of an HPRB application for modification to a building at 203 13<sup>th</sup> Street NE, including cutting a flat path into the basement from the street. The current stairs will remain. In addition, the applicant, who is making the changes to accommodate his parents, who will be living in an in-law suite in the basement of the building, want to "sink" part of the front yard in order to allow access to the windows and allow more light into the in-law suite.*

**Motion:** Dr. Ronneberg moved/Mr. Holmes seconded a motion to accept the Committee's recommendation to support an HPRB application for adapting the property at 203 12<sup>th</sup> Street NE. The motion passed 5-0-0.

## Rezoning of Portions of Squares 1027, 1049, 1050 and 4509

*In response to a request by ANC6A to rezone Squares 1027, 1049, 1050 and 4509, the Office of Planning proposed a less aggressive rezoning to extend the boundaries of the H Street overlay to include these squares. According to Dr. Ronneberg, including these commercial lots in the Overlay would make them subject to the design requirements and design guidelines and prohibit uses such as gas stations and drive-through restaurants. (The area includes 1400 Maryland Avenue NE.)*

**Motion:** Dr. Ronneberg moves/Mr. Holmes seconded a motion to support the Committee's recommendation to support OP's rezoning proposal for case 10-19 and that it should also ask the Zoning Commission to extend the H Street Overlay to designate commercially zoned lots in Square 1026 (Florida Ave. and 14<sup>th</sup> Street NE) as well as an alley-facing lot in Square 1027 (Linden Place). The motion passed 5-0-0.

## **7. Community Outreach Committee**

*This is a request from a volunteer gardening group that is developing gardens at the Sherwood Recreation Center. The request is for \$1,000 to purchase plants and gardening equipment.*

**Motion:** Mr. Marshall moved/Dr. Ronneberg seconded a motion to accept the Committee's recommendation to approve a grant of \$1,000 for gardening equipment and plants for Sherwood Recreation Center. The motion passed without objection.

## 8. New Business

### H Street Connection PUD

Dr. Ronneberg reported that in response to requests from DDOT and the Zoning Commission, changes have been made in the PUD for the H Street Connection, including two possible options for vehicular access to the site. The letter of support would also include Dr. Ronneberg as the representative of the ANC in this matter.

**Motion:** Dr. Ronneberg moved/Mr. Holmes seconded a motion to support the Committee's recommendation to support the proposed changes to the H Street Connection PUD proposal and support either option for vehicular ingress to the site. The motion passed 5-0-0.

### 957 H Street NE (7-11)

**Motion:** Dr. Ronneberg moved/Mr. Holmes seconded a motion to approve an MOU agreement between Rapaport developers and the ANC on the 7-11 at 957 H Street NE. The motion passed 5-0-0.

**Motion:** Dr. Ronneberg moved/Mr. Alberti seconded a motion to approve the appeal of the Certificate of Occupancy for the 7-11, on the grounds that it should be categorized as a fast food restaurant. According to Dr. Ronneberg, the 7-11 meets the DCRA criteria of a fast food establishment, and DCRA should re-categorize its C of O. Mr. Alberti said that the ANC is treading on new ground, challenging the C of O on the grounds of the amount of fast food that is being sold. While the 7-11 has some of the same characteristics as a fast food restaurant, it doesn't look like McDonalds, and it's very important that DCRA take a position. The motion passed 5-0-0.

### Visitor Parking Permit Pilot Program

Omar Mahmud reported that DDOT has launched visitor parking permit pilot program in parts of the District that allows residents to give visitors a temporary parking permit without having to obtain one from MPD each time a guest is expected, and would like ANC 6A included in that pilot program. **Motion:** Mr. Holmes moved/Mr. Alberti seconded a motion to accept the Committee's recommendation to write DDOT requesting that ANC 6A be included in its Visitor Parking Permit Parking Program. The motion passed 5-0-0.

### Transportation Committee Resignation

**Motion:** Ms. Beatty moved/Mr. Alberti seconded a motion to accept the resignation of Lance Brown as a member of the Transportation Committee. The motion was passed 5-0-0.

## 9. Community Presentation

### National Guard Race

Captain Paul Martin of the DC National Guard presented information on a DC National Guard Race to be held on Saturday, September 11. Five hundred members of the National Guard will run from the ellipse outside the DC Armory down East Capitol Street, around Lincoln Park and around Lincoln Park and back to the Armory. They will not block any roads, and the police will slow traffic. He said it's more like a parade than a race. They will start at 7:30 am and will be done by 8:30 am. Mr. Alberti asked whether there will be military people at intersections and was told that traffic will only be stopped as the soldiers go by. Mr. Alberti said that he is pleased that this was done in ways that's very accommodating to the community and lessening the impact on people who live around the route.

## 10. SMD Reports

**Mr. Marshall** (gave his report before he left at 7:30 pm) announced that he is not seeking re-election, and introduced Lawrence Russell who he endorses as his successor. He also announced that Damon Harvey has said the long-awaited parking signs will be changed by October 1<sup>st</sup>.

**Mr. Holmes** reported that the alley between 8<sup>th</sup> and 9<sup>th</sup> Streets and C and Constitution Ave. has finally been repaved.

**Ms. Beatty** reported that the stop signs at 12<sup>th</sup> and C were originally not approved, but she worked with Councilmember Wells, and has gotten notice that they will be installed.

**Dr. Ronneberg** reported that a women's health studio will be opening on 10<sup>th</sup> Street, and that the hearing on the H Street Connection PUD will be held on September 20<sup>th</sup>.

**Mr. Alberti** reported that he had finally gotten 518 Constitution to be listed as a blighted property, which will increase its taxes greatly. He reported that a building on 16<sup>th</sup> and Constitution is near completion, with one and two bedroom units.

## 12. ABL Committee

Ms. Beatty reported that while there had been no committee meeting; she had gotten a letter from the ABC Board about Kahn's VA. ABRA asked for only two changes after we wrote a letter to the counsel. One change would permit VAs to be modified by ABRA without consent of the other parties. Mr. Alberti said that changes cannot be made during the first four years, and after that, only with the approval of one of the parties.

ABRA also raised the issue of Part 2C that prohibits taking liquor in or out of restaurants unless there is a specific agreement to allow it. Currently there are corkage laws that allow you to bring in wine. Ms. Beatty stated that ABRA just wanted us to confirm that we did not want to allow Kahn's to bring wine into the restaurant as allowed by DC statute. Ms. Beatty stated that she thought we should confirm this. However, Ms. Beatty feels that we should modify our standard VA to allow this in the future. Mr. Alberti and Dr. Ronneberg agree with harmonizing VAs with the current law. Mr. Alberti said that while there is no quorum there seems to be a consensus. Ms. Beatty said she would convey that there is a sense of the Commission that their changes are accepted.

### 13. Community Comment

Mr. Holmes announced that the H Street Festival is on September 28<sup>th</sup>, and that candidates are welcome to put out literature.

Mr. Bigelow, a constituent who said he has lived in the neighborhood since 1970, said that four years ago he put in an application for speed bumps on Emerald Street. He said he had dealt with Marc Borbely and with Bill Schultheiss and still nothing has happened. He was told it would be looked into.

Melissa Rohan, a candidate for Ward 6 school board member, introduced herself.

A resident of Rosedale spoke about problems with neighborhood kids, and it was suggested that the place to go was the next PSA meeting.

Andrew Hysell, who said he lives on Emerald Street, introduced himself as a candidate running for Bill Schultheiss' seat.

The meeting was adjourned at 8:00 p.m.