



District of Columbia Government  
Advisory Neighborhood Commission 6A  
**Agenda for January 14, 2010**



- 7:00 pm **Call to order, adopt agenda, and approve previous meeting's minutes.** *pg. 3*
- 7:05 **Special Orders - Election of Officers, Chairs and Appointment of Members**
1. Commission Officers
    - a. Chair
    - b. Vice Chair
    - c. Treasurer
    - d. Secretary
  2. Committee Chairs - Standing Committees
    - a. Alcohol Beverage Licensing
    - b. Community Outreach
    - c. Economic Development and Zoning
    - d. Public Safety
  3. Reestablish the Transportation and Public Space Committee
    - a. Elect a Committee Chair
    - b. Appointment of Committee Membership (Standing Members: Chair Omar Mahmud, Lance Brown, Shane Artim, DeLania Hardy, Sean Lovitt, Marlon Smoker, Diane Hoover.)
  4. Appointment of Committee Membership
    - a. Alcohol Beverage Licensing (Standing Members: Chair Mary Beatty, Tish Olshefski, Ann Marie Koshuta, Jaki Downs, Michael Herman.)
    - b. Economic Development and Zoning (Standing Members: Chair Drew Ronneberg, Dan Golden, Cody Rice, Barbara Halleck, Jeff Fletcher, Linda Whitted. Nominate: Arkan Haile.)
    - c. Public Safety (Standing Members: Chair Kelvin Robinson, Rebecca Sibilina, Todd Hames, Dan Wolff. Nominate: John Cotten.)
    - d. Community Outreach (Standing Members: Chair Elizabeth Nelson, Louis Barbash, Rose Williams, Mark Roy, Necothia Bowens, Jean Kohanek.)
- 7:15 **Community Comments** (2 minutes each)
- 7:20 **Officer Reports:**
- Chair (2 minutes)
- Vice-Chair (2 minutes)
- Secretary (2 minutes)
- Treasurer (2 minutes) *pg. 18*
1. Approve treasurer's report and previous month's disbursements.
  2. Approve monthly photocopying expenses.
- 7:25 **Single Member District reports** (2 minutes each)



District of Columbia Government  
Advisory Neighborhood Commission 6A  
**Agenda for January 14, 2010**



**Standing Committee Reports:**

- 7:35 **Alcohol Beverage Licensing** *pg. 20*
1. **Recommendation:** ANC 6A replace 1101 Convenience's outdated VA with the current standard VA and negotiate a change in hours before submitting to ABRA.
  2. **Recommendation:** ANC 6A protest for a restaurant (CT license) at Chow, 1110 H St., if don't have signed VA prior to January 4 Petition Date.
  3. Approve committee report.
  4. Next meeting - 7:00 pm, Jan. 19, 2010 (3<sup>rd</sup> Tuesday)
- 7:40 **Economic Development and Zoning** *pg. 23*
1. Next meeting - 7:00 pm, Jan. 20, 2010 (3<sup>rd</sup> Wednesday)
- 7:45 **Community Outreach** *pg. 24*
1. **Recommendation:** ANC 6A provide \$4,500 (full funding) to the Eastern Senior High School for the purchase of band uniforms IF this will not preclude the possibility of funding other grants later in the fiscal year.
  2. Approve committee report.
  3. Next meeting - 7:30 pm, Jan. 18, 2010 (NOTE: 3<sup>rd</sup> Monday As Usual)
- 7:50 **Transportation and Public Space Committee** *pg. 29*
1. Approve committee report.
  2. Next meeting - 7:00 pm, Jan. 19, 2010 (NOTE: Change from 3<sup>rd</sup> Monday - MLK)
- 7:55 **Public Safety Committee** *pg. 36*
1. **Recommendation:** ANC 6A allow the Committee to collect donations and plan a neighborhood awareness campaign and related activities on behalf of the Commission.
  2. Approve committee report.
  3. Next meeting - 7:00 pm, Jan. 21, 2010 (3<sup>rd</sup> Thursday)
- 8:00 **Unfinished Business**
- 8:05 **New Business** *pg. 39*
1. ANC 6A Meeting Schedule for 2010 (Holmes)
- 8:10 **Community Comments Round II, time permitting (2 minutes each)**



# Advisory Neighborhood Commission 6A Meeting Minutes of December 10, 2009



Advisory Neighborhood Commission 6A  
Miner Elementary School

## Minutes

December 10, 2009

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

Present: Commissioners Alberti, Beatty, Fengler, Holmes, Mack, Marshall, Robinson, and Schultheiss

### 1. Approval of agenda

Ms. Beatty added Liberty Tree Tavern to New Business. Mr. Alberti added the ANC Security Fund payment to the Treasurer's Report. The agenda, as amended, was approved without objection.

### 2. Minutes

The minutes for the October meeting, with a minor amendment, were approved without objection.

### 3. Community Comments

Elizabeth Nelson presented a thank you letter from the Maury Elementary School PTA for the sound system that was purchased for the school with a grant from the ANC. It was unveiled at a concert on December 17<sup>th</sup>.

Mr. Marshall reported that he was misquoted three times in the Hill Rag report on the November ANC 6A meeting.

### 5. Officer Reports

#### Chair

The Chair reported that Elizabeth Nelson had received Councilmember Wells' annual award for her efforts as a volunteer in the community, and he said he echoed the Councilmember's sentiments for her superb efforts on behalf of the community.

#### Vice Chair

Mr. Holmes reported that the Councilmember has introduced Ward 6 Residential Parking legislation, and there was a hearing on the day of the ANC meeting. He said that Mr. Wells will be meeting with the Ward's ANC chairs, and he expressed his hope that the Transportation Committee can meet and comment on the bill.

#### Secretary

The Secretary had no report.

#### Treasurer

Commissioner Alberti presented the Treasurer's Report. The report shows that the opening checking account balance was \$33,838.18 and that the savings account balance was \$4,198.08. There was an interest payment to the savings account of \$.71, leaving a balance of \$4,198.79 in the savings account. There were disbursements of \$115.80 to FedEx Office for October copies (Check #1437), \$200 to Heather Schoell for preparation of the agenda packet (Check #1438), \$127.50 to Roberta Weiner for transcription of



## Advisory Neighborhood Commission 6A Meeting Minutes of December 10, 2009



minutes (Check #1439), and \$3,491 to Cardinal Sound and Communications (for Maury PTA grant). (Check #1440), leaving a balance of \$29,903.88 in the checking account. **Motion:** Mr. Alberti moved/ Ms. Beatty seconded a motion to approve the expenditures. The motion passed without objection. **Motion:** Mr. Alberti moved/Mr. Schultheiss seconded a motion to approve the Treasurer's Report. It was approved without objection.

**Motion:** Mr. Alberti moved/Mr. Holmes seconded a motion that \$600 be approved for copying for ANC materials for each of July and August, and that up to \$60 be approved for copying for each Committee's materials and each SMD's materials for the next month. The motion was accepted without objection. **Motion:** Mr. Alberti moved/Ms. Beatty seconded a motion to allocate \$25 for ANC 6A's participation in the ANC Security Fund. Mr. Alberti explained that each January every ANC deposits \$25 in the Security Fund which indemnifies the officers of each ANC. The motion passed without objection.

### 6. SMD Reports

**Ms. Mack** reported that there would be a rally at 17<sup>th</sup> and Gale Streets at 11 a.m. on December 12<sup>th</sup>, and a walk-through on 15<sup>th</sup> Street at 6:30, focused on crime.

**Mr. Schultheiss** reported that the property at 14<sup>th</sup> and Maryland has finally been cleaned up.

**Mr. Fengler** reported that the reimbursable security detail of off-duty MPD officers on H Street has been set up. Half of the cost will be paid by the establishment owners and the rest will be provided by ABRA. It will operate from 11:30 p.m. to 3:30 a.m. He also reported that a house on his block that had been a drug house was bought, fixed up and sold, and it's very nice.

**Mr. Alberti** reported that 1500 Constitution Avenue NE which has been vacant for several years has finally seen some action by DCRA, but he has not gotten any explanation. He also congratulated everyone who worked on the H Street security detail, and said he thought it would take months.

**Mr. Robinson** reported that there has been a decrease in drug activity in his SMD, perhaps due to the cold weather and increased patrols. He also thanked Mr. Schultheiss for his efforts on the C Street study, and said that door hangers and leaflets should be going out within the next few days.

**Mr. Marshall** reported that 831 10<sup>th</sup> Street NE had been sold. It had been a house where drugs were sold and there was bad behavior. It went into foreclosure and was sold and now it's changed, and the complexion of the block has changed. He also reported that the dedication of the H Street mural went very well, and they are seeking additional funding to put touches on the mural's borders.

### 7. Committee Reports

#### ABL

#### Liberty Tree - 1016 H Street NE

This was a request for stipulated license for a new restaurant which will have brick oven pizza and some seafood. Scott Hamilton, the owner, was informed that he didn't need a stipulated license because he will have to go through the whole process anyway and is opening in January or February. He will be requesting a CT license. Despite these



## Advisory Neighborhood Commission 6A Meeting Minutes of December 10, 2009



comments, he said he wanted to apply for the stipulated license anyway. **Motion:** Ms. Beatty moved/Mr. Marshall seconded a motion to accept the committees recommendation that ANC 6A not issue a stipulated license to Liberty Tree because of the timing of the regular license. The motion passed 7-0-1, with Mr. Alberti not voting.

### H Street Country Club

The H Street Country Club is applying for a substantial change to their license. Joe Englert wants to have two roof-top decks with 99 seats at the H Street Country Club and 79 at Rock and Roll Hotel. The ANC had not received notification of the proposed change at Rock and Roll Hotel, so she wanted to move forward only on the Country Club application. There is also an application for an entertainment endorsement for the Country Club, but indoors and for four specific days: New Year's Eve, Halloween, 4<sup>th</sup> of July and St. Patrick's Day. Mr. Englert is requesting an extension of one hour for closing on New Year's Eve. The VA was signed prior to December 7<sup>th</sup>. **Motion:** Ms. Beatty moved/Mr. Marshall seconded a motion to not protest as the VA was signed prior to December 7<sup>th</sup>, the petition date, which included the roof-top noise stipulations and an exception on the entertainment endorsement on New Year's Eve, Halloween, 4<sup>th</sup> of July and St. Patrick's Day, with an extension of one hour of operating hours on NY Eve.

Robert Pittman suggested that instead of leaving specific occasions, it should allow for other days as well. Mr. Alberti responded that Mr. Englert and the ANC can modify their agreement at any time. He also mentioned that DC now has a new law that establishments can be open until 3 a.m. on weekday holidays, just like weekends. Ms. Beatty responded that Mr. Englert had asked for those specific four days. The motion passed 7-0-1., with Mr. Alberti not voting

### New Language for Voluntary Agreements

Ms. Beatty presented suggested language, approved by the committee that would add language on valet parking and noise mitigation on patios:

Valet parking: Section 2 j: Applicant shall provide valet parking services only with valet parking services as defined, licensed and in compliance with Title 24 DCME Chapter 16.

Noise mitigation: Section 3 c. In order to mitigate noise on the patio or summer garden the following steps will be taken: 1) The hours for the patio will be until 11 p.m. on weekdays and midnight on weekends; 2) Applicant shall not offer any type of live or pre-recorded music on the patio; 3) A fence or other barrier will enclose the entire perimeter; 4) No fewer than two signs will be clearly posted to remind guests to keep their voices at normal speaking volume; 5) Staff will monitor the outdoor area to make sure guests do not raise their voices above normal speaking tones; 6) Potted plants, trees, fountains or other types of noise mitigation techniques will be incorporated into the summer garden décor. Section 3 d.: If residents have no noise complaints for a three month period following opening of the establishment and the licensee has a record of good conduct during this time period, the hours for service on the patio may be extended to be consistent with the licensee's normal business hours.

Mr. Alberti asked whether, under the language, an establishment is out of compliance if the problem is with the professional valet parking organization. He said the reason he is asking is that the ABC will be taking a close look at VAs because they're all over the place. As far as limiting hours for the first three months, he said, a reason is needed, e.g. close to residences. He said he would oppose it being part of the standard agreement.

Mr. Schultheiss said he likes the valet parking language the way it is, and Mr. Marshall agrees. Mr. Schultheiss said that he is concerned about the change of patio hours to be consistent with the normal hours for the establishment as this could result in patios being



## Advisory Neighborhood Commission 6A Meeting Minutes of December 10, 2009



open until 2 or 3 a.m. Mr. Schultheiss stated patio hours should left as they are which is 11 pm and midnight and that he does not support allowing the patio to be open so late.

Mr. Pittman said that restricting the hours for a new establishment will not mitigate any problems in the first 90 days, because the problems come later.

**Motion:** Ms. Beatty moved/Mr. Marshall seconded a motion to accept the committee's recommendation that the ANC accept language regarding valet parking and noise in outdoor venues in ANC 6A standard voluntary agreement. The motion passed 5-3, with Ms. Mack and Messrs. Schultheiss and Alberti in opposition. **Motion:** Ms. Beatty moved/Mr. Fengler seconded a motion to approve Ann Marie Koshuta as a new member of the committee. The motion passed without objection.

The Committee's report was accepted without objection.

### Economic Development and Zoning

#### 1020 Massachusetts Avenue NE

This is a request for support of a Historic Preservation Review Board application to enclose a balcony in a residential building in the historic district..

The owner, Ali Safayan, says that there are severe drainage problems causing leaks in the building and after two attempts to correct them enclosing the balcony to completely exclude the water appears to be the only solution. He brought letters from two neighbors expressing approval of the project. He also brought photos showing that the work appears to be almost complete.

Mr. Ronneberg reported that the work was performed ahead of the permit applications, and does not meet standards for the Capitol Hill Historic District. **Motion:** Mr. Fengler moved/Mr. Alberti seconded a motion to accept the committee's recommendation to oppose the enclosure of the balcony at 1020 Massachusetts Avenue NE. The motion passed without objection.

#### Closing of "Paper" Streets at Rosedale Recreation Center

Mr. Ronneberg reported that the city is proposing to close "paper" streets and alleys that cut across the site of the Rosedale Recreation Center. **Motion:** Mr. Fengler moved/Mr. Holmes seconded a motion to accept the committee's recommendation to send a letter of support regarding the "Proposed closing of streets and alleys in Square 4533, and 4535, " The motion passed without objection.

The Committee's report was accepted without objection.

### Community Outreach

#### Advertising

**Motion:** Mr. Fengler moved/Mr. Alberti seconded a motion to accept the committee's recommendation that ANC 6A accept the bid from Voice of the Hill (\$2,166) for 12 monthly ads and the bid from the Hill Rag/Fagon Guide (\$3,689) for 12 monthly ads plus an annual ad. The motion passed without objection.

#### Rosedale Youth Institute Football Uniforms

**Motion:** Mr. Robinson moved/Ms. Mack seconded a motion to support the committee's recommendation to provide a \$4000 grant for football uniforms to the Rosedale Youth Institute.



## Advisory Neighborhood Commission 6A Meeting Minutes of December 10, 2009



Elizabeth Nelson presented information on a request for \$4000 for uniforms for the Rosedale Youth Institute (RYI) football team. She was asked why, when the total amount needed was \$5,816, the funds requested were only \$4,000. She responded that she was being mindful of the ANC's grants budget, and the amount of the grant should be increased to \$4890 (the amount for the uniforms minus the amount for decals). Mr. Robinson said that the helmets are needed, and they could come back later for decals. **Motion:** Mr. Robinson moved/Mr. Schultheiss seconded a motion to strike \$4000 from the motion and insert \$4890. Mr. Alberti moved that the motion read "up to \$5000." John Cotton, representing RYI, said that he can't be absolutely certain about the prices of the equipment because they buy at closeouts and clearances, and the helmets are not uniform in price—a kid can perhaps use a \$40 helmet and a teenager may need a \$150 helmet. He said they have estimated an average kid at an average age. The amendment was accepted without objection.

Mr. Robinson asked who will make the determination of whether it's \$3000 or \$5000. Mr. Alberti responded that the ANC pays the vendor, not the grantee, which means it's a lot of ongoing work to coordinate. The Treasurer, he said, has the responsibility of seeing what's being spent on what. It's up to \$5000 as long as it's commensurate with the expenditure. Mr. Robinson asked whether a bill could come in that Mr. Alberti thinks is too high, and Mr. Alberti said no, the ANC relies on the grantee.

The amended motion passed without objection.

The Committee's report was accepted without objection.

### Transportation

The committee meeting was devoted to a discussion of the SunTrust Marathon, but no votes were taken.

The Committee's report was accepted without objection.

### Public Safety

Committee co-chair Rebecca Sibia presented the following committee recommendations:

#### H Street Hospitality Group

**Motion:** Mr. Robinson moved/Ms. Mack seconded a motion that the ANC partner with H Street Main Street or seek to spearhead the initial creation of an H Street Hospitality Group to promote visitor safety, diversity in commerce and the ongoing positive development of H Street as a community-friendly destination. Mr. Robinson said there had been a "robust discussion" of steps that can be taken to mitigate crime on H Street. The motion passed without objection.



## Advisory Neighborhood Commission 6A Meeting Minutes of December 10, 2009



### Lighting Survey

**Motion:** Mr. Robinson moved/Ms. Beatty seconded a motion to accept the committee's recommendation to submit a formal request to the Mayor for a lighting survey other core team efforts along the H Street corridor. Mr. Alberti said he was happy to see a request for additional temporary lighting during construction included in the draft letter to the Mayor. Ms. Beatty asked where the funding would come from and was told the Mayor's Office. The motion passed without objection.

### Juvenile Crime Prevention Policies

Ms. Sibilia presented a comprehensive policy paper, "Youth Crime Prevention: A Roadmap for Enhanced Community Engagement" that has been developed by the Public Safety Committee. It contains six neighborhood and community-based juvenile crime prevention strategies to guide the concentrated activity of the committee in its efforts to reduce and control crime in the neighborhood: The complete paper is included in the December agenda packet.

- 1) Create a landscape map, which would enable community members, decision makers, and stakeholders to identify or inventory existing youth service and organizations.
- 2) Raise public awareness through an ANC-sponsored campaign that would create awareness of what social service, recreational and youth service activities are available in the community.
- 3) Identify missing youth service programs and incentivize participation in our neighborhood.
- 4) Create a Community Action Council to allow for easy and successful transitions between home, school, after school and weekend activities.
- 5) Create Summer Neighborhood Campaigns to identify areas where youth congregate, and ensure sufficient lighting, cleanliness and safety precautions in these areas.
- 6) Work within the established parameters of ANC control to reduce contributors to youth violence.

**Motion:** Mr. Robinson moved/Ms. Beatty seconded a motion to accept the committee's recommendation that ANC 6A adopt the Juvenile Crime Prevention proposed policies, and that the Committee begin work on its described tactics immediately upon passage. The motion passed without objection.

The Committee's report was accepted without objection.

## 8. New Business

### Agenda Packages Services Contract Renewal

**Motion:** Mr. Schultheiss moved/Mr. Alberti seconded a motion to renew the contract for Heather Schoell to prepare the monthly ANC 6A agenda packet for a fee not to exceed \$2400 for 2010.

Mr. Robinson suggested that provisions be added to make certain the packet is delivered to Kinko's and picked up at Kinko's, as there seems to be struggle with getting it to the meeting each month. Mr. Schultheiss said that the material was delivered to Kinko's electronically, and that he has the challenge of picking it up each month. He was asked whether it would make it easier if Ms. Schoell had the responsibility of printing and pick up, and Mr. Schultheiss said he would like to keep the responsibility on the secretary to pick it up.

Mr. Ronneberg said that he had a technical problem with the document because he can't search the package for a particular word. Several possibilities were mentioned as a possible



## Advisory Neighborhood Commission 6A Meeting Minutes of December 10, 2009



cause, including that it could have to do with the quality of the documents she receives. The vote on the motion was 7-0-1, with Mr. Marshall not voting.

### Change in Domain Name

Mr. Fengler called to the ANC's attention an e-mail from Gottlieb Simon indicating that the e-mail system will be upgraded to include more storage space and greater convenience. He also said that it will be possible to change addresses from anc.dc.gov to plain dc.gov, like other government officials. Mr. Simon asked for views from the ANCs on preferences for that change. **Motion:** Mr. Holmes moved/Mr. Alberti seconded a motion to inform Mr. Simon that ANC 6A has no objection to switching to the dc.gov e-mail system. The motion failed 4-4.

### Liberty Tree Tavern

Liberty Tree Tavern, 1016 H Street NE, has applied for a license. Its hearing is scheduled for January 4<sup>th</sup>, and the ABL Committee plans to hear the case at its next meeting, which is after the hearing date. Ms. Beatty said there is precedent for taking the action she is requesting of the ANC. **Motion:** Ms. Beatty moved/Mr. Marshall seconded a motion to send a letter to ABRA protesting the license for Liberty Tree based on community concerns.

**Motion:** Mr. Fengler said that the language should be "peace, order and quiet" and moved to strike the community concerns language. The amendment passed without objection. **Motion:** Ms. Beatty moved to strike the word "strictly". The motion passed without objection.

Mr. Schultheiss asked whether it could be resolved without proposing an action. Ms. Beatty responded that if the negotiation is successful the protest will be withdrawn. Mr. Fengler pointed out that the motion has no language authorizing anyone to represent the ANC.

**Motion:** Mr. Holmes moved/Mr. Marshall seconded a motion to add "authorize Mr. Marshall or any officer of the Commission to represent the ANC in the case."

Mr. Alberti said that the case will have to come back to the ANC in January for approval. Mr. Robinson asked Ms. Beatty whether she wanted to have a way to negotiate the VA in the interim, and he offered the following amendment: **Motion:** Mr. Robinson moved/Mr. Marshall seconded a motion to amend the original motion to include that Mr. Marshall and Ms. Beatty work together to negotiate with the applicant to resolve community concerns, which could lead to the withdrawal of the protest. (Mr. Alberti left the room).

Mr. Marshall reported that the applicant is continuing to work after a Stop Work order, and he lied to the ABL committee. Ms. Beatty added that the negotiations will take place after January 4<sup>th</sup>, and there is a question as to whether the full ANC will have to take a vote on the VA. The original motion, as amended, passed 7-0.

Mr. Fengler pointed out that language is not included in the letter that will allow the ABL committee to withdraw its protest. **Motion:** Mr. Holmes moved/Ms. Beatty seconded a motion to give the Chair authorization to make conforming changes in the letter. The motion passed 7-0-1 with Mr. Alberti not voting.

## 8. Community Comments

Mr. John Cotton of RYI rose to say thank you to the ANC for the work it's doing on behalf of the community.

Jeffery Augello, who lives in the block with Liberty Tree, said he has never provided any approval to Liberty Tree.

The meeting was adjourned at 8:40 pm.



## Commission Letters from December 10, 2009 Meeting



**District of Columbia Government**  
Advisory Neighborhood Commission  
Box 75115  
Washington DC 20013



December 10, 2009

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

Mr. Moosally:

At the regularly schedule, monthly meeting on December 9, 2009, with five Commissioners present to constitute a quorum, our Commission voted 7-0-1 to protest the issuance of a liquor license to Liberty Tree Tavern (1016 H Street, NE) on the grounds that peace, order and quiet of the neighborhood will be significantly and negatively impacted. The proposed 144-seat outdoor "summer garden" directly abuts several residential properties that will adversely impact real property values. The Commission is also concerned that there will be an adverse impact on residential parking needs, loitering, trash and pedestrian safety.

Accordingly, our Commission opposes the issuance of a liquor license to Liberty Tree Travel. Commissioner Raphael Marshall, as well as any ANC 6A officer, can represent the Commission at the January 4, 2009 hearing.

On behalf of the Commission,

Joseph Fengler  
Chair, Advisory Neighborhood Commission 6A



## Commission Letters from December 10, 2009 Meeting



**District of Columbia Government**  
Advisory Neighborhood Commission  
Box 75115  
Washington DC 20013



December 10, 2009

Roland F. Dreist,  
Office of the Surveyor  
Department of Consumer and Regulator Affairs  
941 North Capitol St. NE  
Suite 2700  
Washington DC, 20002

RE: S.O. 09-1850

Mr. Dreist:

At a regularly scheduled and properly noticed meeting on December 10, 2009, our Commission voted to support the above referenced application to close the "paper" alleys and streets in Square 4533, 4532 and 4535 to allow for the building of the new Rosedale Recreation Center.

On behalf of the Commission,

Joseph Fengler  
Chair, Advisory Neighborhood Commission 6A

Cc: Councilmember Tommy Wells



## Commission Letters from December 10, 2009 Meeting



Made this 17 day of November, 2009 by and between  
Joe Englert  
PAR BAR, LLC  
(H Street Country Club)  
1335 H Street NE,  
Washington, DC, 20002  
and  
Advisory Neighborhood Commission 6A

The following agreement is made with regard to the substantial change filed for H Street Country Club, ABRA License # 076649, located at 1335 H Street, NE. The Voluntary Agreement between the parties listed above is amended with the following agreement which will become an addendum to the current VA.

- 1) In order to mitigate noise concerns on the roof top, the following steps will be taken:
  - a) The hours for the patio will be until 11PM on weekdays and 12PM on weekends.
  - b) Applicant shall not offer any type of live or pre-recorded music on the patio.
  - c) Speakers and/or amplified sound is not allowed.
  - d) A 4 foot fence, wall or other barrier will enclose the entire perimeter.
  - e) No fewer than two signs will be clearly posted to remind guests to keep their voices at normal speaking volume.
  - f) Staff will monitor the outdoor area to make sure guests do not raise their voices above normal speaking tones.
  - f) Potted plants, trees, fountains or other types of noise mitigation techniques will be incorporated into the summer garden decor.
  
- 2) The entertainment endorsement must comply with all of the following terms:
  - a) The entertainment will be provided only in indoor space of the establishment, not on the rooftop.
  - b) The entertainment will be limited to four nights during the year: July 4<sup>th</sup>, St. Patrick's Day, Halloween, and New Year's Eve. ( The establishment may extend its hours on New Year's Eve.)

### In Witness Whereof

The parties have affixed hereto their hands and seals.

#### Applicant:

By: Joseph A. Englert Date:  
11/17/09



Commission Letters from December 10, 2009 Meeting



Signature: Joe Engler

**Advisory Neighborhood Council 6A Representative:**

By: Joseph Fengler Date: 12/10/09

Signature: Joseph Fengler

**ABC Board-Licensed Manager:**

By: Blair Zervas Date:

Signature: Blair Zervas



## Commission Letters from December 10, 2009 Meeting



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



December 10, 2009

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

RE: HPA #09-XXX (1020 Massachusetts Ave NE)

Dear Mr. Boasberg,

At a regularly scheduled and properly noticed meeting on December 10, 2009, our Commission voted (with 4 Commissioners required for a quorum) to oppose the above referenced application for an enclosed balcony.

While the Commission is sympathetic to Mr. Safayan's difficulties with reoccurring leaks that originate on the third balcony, our Commission does not believe the constructed enclosure is consistent with the standards for a front façade in the Capitol Hill Historic District. Unfortunately, the current enclosure was constructed without building permits or the review of the Historic Preservation Office.

Our Commission hopes that Mr. Safayan can work with the Historic Preservation to re-create an open balcony that meets Historic District standards and also possesses proper drainage.

Please be advised that Terres (Drew) Ronneberg, Barbara Halleck and Dan Golden are authorized to act on behalf of ANC 6A for the purposed of this case. Dr. Ronneberg can be reached at [ronneberg6a02@gmail.com](mailto:ronneberg6a02@gmail.com) or (202) 431-4305.

On behalf of the Commission,

Joseph Fengler  
Chair, Advisory Neighborhood Commission 6A



## Commission Letters from December 10, 2009 Meeting



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



December 10, 2009

Honorable Adrian Fenty  
Mayor  
Government of the District of Columbia  
John A. Wilson Building  
1350 Pennsylvania Avenue, NW  
Washington DC 20004

Dear Mayor Fenty:

This is to thank you for supporting the continued revitalization of H-Street as one of the city's main street gateways. We are especially appreciative that your Administration has pushed forward the initial street level investments needed to facilitate the eventual traffic flow needed to sustain the H-Street renaissance, including the addition street cars.

Unfortunately, as these efforts take place and new establishments and visitors are attracted to our area, we also are experiencing a higher level of criminal activity that we believe will threaten the positive gains we have made. Because our ANC recognizes that it will take more than simply a police response to address this issue, we are working with all aspects of our community, including area businesses, community groups and the Metropolitan Police Department, to develop coordinated and community sustaining strategies and solutions to help curb this disturbing trend.

As part of our efforts, we are asking that you consider the following actions to assist our community in addressing this problem:

- a. An immediate DDOT lighting survey, which will specifically review lighting of the corridor with the intent of providing temporary additional street lights during the current H Street construction phase.
- b. Deployment of a special "Economic Development, Hospitality-Focused Core Team" to look at what the District can do to expedite additional anchor development options in the area to diversify offerings and visitor traffic.
- c. A review, in conjunction with DDOT, the placement of current construction barriers, and how they may be increasing opportunities for crime by creating blind spots in poorly lit areas along walking corridors.
- d. Review parking options, specifically to review the former commitment of allowing eight additional parking spaces on each intersection along the corridor that would enhance parking options for visitors to improve safety (by prohibiting



## Commission Letters from December 10, 2009 Meeting



long walks down dark sections of the corridor) without impeding parking options available to residents.

- c. Support H Street Main Street in finding and enabling creative uses of vacant spaces that would encourage greater evening activity and fewer “hot spots” for crime. These may include support for artist use of vacant spaces for temporary work spaces and display areas, installations on vacant plots, etc.

While we know that no one solution will solve this problem, we are hopeful that initiating some of these community focused ideas, along with enhanced community policing, will help turn the tide and allow H-Street to once again become the premiere destination for all to enjoy.

On behalf of the Commission, thank you for your consideration of this request.

Joseph Fengler  
Chair, Advisory Neighborhood Commission 6A

cc: Councilmember Tommy Wells



**Advisory Neighborhood Commission (ANC) 6A  
Service Contract – Agenda Package Preparation**

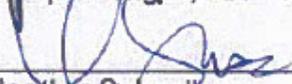
This is an agreement between Advisory Neighborhood Commission (ANC) 6A and Ms. Heather Schoell, whereas Ms. Schoell is, for the sum of \$200.00 each, to prepare the ANC 6A agenda package monthly. This contract will begin January 1, 2010 and end December 31, 2010, at which time the contract may or may not be renewed upon a vote by the ANC 6A commission. The yearly sum for agenda package preparation is not to exceed \$2,400.00.

Ms. Schoell is to:

- Review ANC 6A meeting minutes from the previous month's meeting, format and make editorial changes, and solicit approval of ANC 6A commissioners by email.
- Review ANC 6A committee meeting minutes from the previous month's meeting, format and make editorial changes.
- Send all corrected and accepted minutes to ANC website administrator to post to the ANC 6A website.
- Compile a meeting agenda based upon recommendations from the ANC 6A committees. An agenda must be available to the public one week prior to the ANC 6A meeting.
- Compile the agenda package in its entirety, including attachments, addendums, electronic photographs, etc. Package should be received by commission no later than the day before the ANC 6A meeting.

Signed:

  
\_\_\_\_\_  
Joseph Fendler, ANC 6A Chair

  
\_\_\_\_\_  
Heather Schoell

12/10/09  
\_\_\_\_\_  
Date

12.10.09  
\_\_\_\_\_  
Date



## Officer Reports - Treasurer



### ANC 6A Treasurer's Report December 2009

Period Covered: 12/01/09 - 12/31/09

#### Checking Account:

Balance Forwarded \$ 29,903.88

#### Receipts:

District Allotments \$ -  
Transfers from Saving Account \$ -

Total Receipts \$ -

Total Funds Available \$ 29,903.88

#### Disbursements:

Capitol Community News (2010 Ads Rag &  
Fagan Guide) Ck #1441 \$ 3,689.00  
Voice of the Hill Newspapers (2010 Ads) Ck #1442 \$ 2,166.00  
Roberta Weiner (Minutes Nov. '09) Ck #1443 \$ 127.50  
Heather Schoell (Agenda Package Dec. '09) Ck #1444 \$ 200.00  
FedEx Office (nov. '09 Statement) Ck #1445 \$ 132.80

Total Disbursements \$ 6,315.30

Ending Balance \$ 23,588.58

#### Savings Account:

Balance Forwarded \$ 4,198.79

#### Receipts:

Interest (11/30/09) \$ 0.52  
Transfers from Checking Account \$ -

Total Receipts \$ 0.52

Total Funds Available \$ 4,199.31

Disbursements \$ -

Ending Balance \$ 4,199.31



## Officer Reports - Treasurer



### ANC 6A Treasurer's Report December 2009

#### PETTY CASH SUMMARY

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



## Committee Reports

### Alcohol Beverage and Licensing (ABL)



#### ANC 6A ABL Committee December 15, 2009 Minutes

Meeting called to order at 7:07 pm

Committee members present: Mary Beatty (6A05); Anne Marie Koshuta; Michael Herman, Jaki Downs (joined by Commissioners Kelvin Robinson and Raphael Marshall)  
Committee members absent: Jeremy Marcus; Richard Sundberg; Tish Olshelki

Commissioners: Kelvin Robinson (6A08); Raphael Marshall (6A01); Gladys Mack (6A07)

Community: Scott Hamilton (The Liberty Tree); Josh Hopkins (EDM); Aaron McGovern (Biergarten Haus) ; Coralie Farlee (ANC6D ABC Chair); Kevin Lee, Allison Hamilton; Graig Glufing; Anna McGorman; Jason Huber; Andrew Kline; Chris Willoughby; Annie Lee; Emily Kuiken; Jeff Augello; Brooke Augello; Rev Rudy McCoy; Adam Healy; Mark Busby; Ben Gerrard; Joseph Brady; Casey Good; Ogawa; Yumiko Nakano

#### I. Housekeeping

- 1) **Agenda** - Motion to accept agenda. No objections.
- 2) **Minutes** - Motion to accept minutes. No objections.

#### II. Community Comment.

#### III. Discussion/Updates

##### 1. ABL Recommendations

- a. Chair Beatty explained that the ANC approved the ABL Committee's recommendation to not issue a stipulated license to Liberty Tree based upon the timing of the request.
- b. The ABL Committee recommendation to protest the significant change application of H Street Country Club for a rooftop venue unless a VA was signed before the Petition Date was approved by the ANC, but Ms. Beatty added that the VA had been signed prior to that Petition Date.
- c. The ANC approved the new language regarding valet parking and noise mitigation in outdoor venues which was recommended by the Committee.

##### 2. ANC Recommendations

- a. Based upon a ABRA Petition Date of January 4, and the significant community opposition to the outdoor venue proposed by Liberty Tree, the ANC passed a motion to protest Liberty Tree's application for a CT license. The motion also provided that Mary Beatty or Raphael Marshall could negotiate a voluntary agreement to drop the protest.



## Committee Reports

### Alcohol Beverage and Licensing (ABL)



#### IV. New Business

- a. **Liberty Tree on H Street (1016 H Street NE)** - Scott Hamilton - Brick oven pizza and some seafood. 30 or 40 seats inside, summer garden next door looking to open up. Though he will be requesting CT license he states that the location will be used as restaurant. He stated that he will not stay open until 2-3AM, but will close around 12PM. He originally proposed 144 seats, but has reduced the number to 64. He states that he will have no music, and will not seek an entertainment endorsement. To mitigate noise he will have a 6-8' wooden fence, plants and a fountain. He was asked by Commissioner Marshall whether he had the support of neighboring residents. He responded that "we are here to find out." In response to a question he showed drawings about the reduced seating and stated the outdoor area will have stamped concrete or gravel for flooring. For rodent control he will use standard pest control techniques employed by pest control service. Commissioner Marshall stated that he saw people working inside his building after a stop work order was issued. Several abutting neighbors discussed the lack of separation between the outdoor area and their properties. They expressed concerns about noise, rodents and hours past 12AM. A neighbor stated that she opposed selling liquor in this location. The Chair noted that the prior owner, Tropicana, served liquor at the same location. Another nearby resident, Paul Walker stated that he wants a restaurant like Liberty Tree to come to this location. Another stated that he prefers an active business versus a vacant property. The Reverend Rudolph McCoy said that he came expecting to be fighting on this, but after hearing Scott Hamilton's willingness to work with the community that he feels that problems can be negotiated. Scott Hamilton stated that thought this location will be operated as a restaurant that he filed for a tavern license due to financial reporting for a CR. He stated that he is open to negotiating a VA that responds to neighborhood concerns. Chair Beatty then explained to audience and Committee that since the ANC had already protested that we would not make a motion but begin the negotiation of concerns in VA.

b. **1101 Convenience-1101 H Street**

Kevin Lee spoke on behalf of this client, owner of 1101 Convenience, holder of a Class B license. Mr. Lee explained that the owner had taken over the business two years ago, and wasn't aware until recently that he had a voluntary agreement. The agreement that was filed by the ANC around 2001 was melded with a VA that was signed with Robert Pittman on behalf of a group of five protestors. ABRA issued an Order which blended the two VA's. Mr. Lee wants the ANC to use their standard voluntary agreement and withdraw the outdated VA. Chair Beatty explained that she had contacted Fred Moosally, Director of ABRA and that he said there would be no prohibition of asking for the "replacement" VA.

**Recommendation: That ANC6A replace the outdated VA with the current standard VA and negotiate a change in hours before submitting to ABRA.**



## Committee Reports

### Alcohol Beverage and Licensing (ABL)



#### c. Chow-1110 H Street

Andrew Kline appeared on behalf of client, applicant for a restaurant (CT license) at 1110 H St. The owner has a restaurant at 2017 14<sup>th</sup> street called Jin. The restaurant at H will be a Asian restaurant. They want a summer garden in the rear. Will have a cinder block wall in rear and a garage behind that. Wants to have live music, inside. The interior has 97 seats. The building is currently vacant. To mitigate noise will not have music outdoors and will use plants. No negative comments from community or committee members.

**Recommendation: ANC6A protest if don't have signed VA prior to January 4 Petition Date.**

#### d. Biergarten Haus 1355/1357A H Street

Aaron McGovern, applicant for an outdoor venue at 1355 H Street described his plans for an open air beer hall. He will also have a carryout business at 1357A. He states that he will sell more food than alcohol (traditional German fare), but applied for a CT license. He will have 70 seats, 2 floors inside and a large summer garden. His location sits between the Rock & Roll Hotel and another business, so is enclosed by walls on two sides. He stated that in order to increase sound mitigation he will add trees and will add a wall in the rear of the building. He will seek an entertainment endorsement, wants an accordion player inside, and pre-recorded polka music in the outdoor area. There are 120 seats outside. He will have 4000 square foot area outside. He will develop a security plan and help support the current off duty police detail on H.

Since he had not filed the application, the ABL Committee did not take any action and requested that he return after filing.

Meeting was adjourned around 8:30 pm



**Committee Reports**  
Economic Development and Zoning (ED&Z)



No December meeting.



## Committee Reports

### Community Outreach Committee (COC)



#### ANC6A Community Outreach Committee

December 14, 2009 Minutes

Church of the Lord Jesus Christ of the Apostolic Faith annex, 1235 C St. NE

Meeting called to order at 7:30 p.m.

Committee members present: Elizabeth Nelson (Chair), Jean Kohanek, Mark Roy, Necothia Bowens, Rose Williams (Quorum)

Committee members absent: Louis Barbash

Community members present: Charles Young, Department of Parks and Recreation

- I. Agenda
  1. Motion to adopt agenda. No objections.
- II. Discussion with Charles Young, Department of Parks and Recreation (DPR):
  1. Mr. Young gave a detailed explanation (see attached notes) of the various avenues for public participation in DPRs activities. He explained that DPR now has a policy of requesting ANC approval/support for many volunteer activities - particularly those programs not directly sponsored by DPR itself. He emphasized that if activities or events are taking place at a DPR location (eg. Recreation center, playground, ball field) that are not part of a DPR run program and do not have ANC support, that DPR should be notified immediately and, if necessary, the police should be contacted. Mr. Young's email address is [Charles.young@dc.gov](mailto:Charles.young@dc.gov). His associate, Kathy Zarate's, email address is [Kathy.zarate@dc.gov](mailto:Kathy.zarate@dc.gov). The public is invited to contact either of them if there are concerns about activities at DPR venues.
  2. Mr. Young specifically requested that ANC 6A partner with DPR both to vet and monitor volunteer activities but also to assist DPR in identifying and leveraging community resources. The COC agreed to develop an action plan for consideration by the commissioners of ANC 6A.
  3. **The COC has no recommendations at this time but will take up the creation of suggested guidelines for ANC 6A support at future meetings, assuming the commissioners have no objections to our pursuing this course of action.**
- III. Grant application from Eastern SHS PTA:
  1. Mark Roy presented the grant application as a member of the Eastern SHS PTA. He recused himself from committee deliberation and voting.
  2. The Eastern SHS PTA is requesting funding to purchase uniforms for the "Blue and White Marching Machine" - the band. The activities of the band are well known to the COC members - and the larger community. This band is clearly an extremely important element not only of the school community, but also the surrounding community. Not only does it provide discipline,



## Committee Reports

### Community Outreach Committee (COC)



constructive activity and creative expression to the youth involved, it gives pleasure to its neighbors. Continuation of this program is especially important given that Eastern will be reopening next fall with a new group of incoming freshmen. DCPS does not provide uniforms for this activity so there is no duplication of government services.

3. Because the program is so clearly worthwhile, most of the COC's deliberations centered of the grant amount. Ms. Kohanek pointed out that a large percentage of the FY 2010 has already been committed and that if the entire amount requested were granted, it might exceed the grants budget - or deplete it to the extent that organizations (such as the Capitol Hill Garden Club) who have already indicated their interest in applying for smaller sums, might not have the opportunity to even be considered for funding. Ms. Bowen stressed that, given Eastern's history (including recent history), the expenditure would be warranted. Ms. Williams shared that viewpoint. Ms. Nelson noted that, in the past, the commissioners have been willing to increase the grants budget in response to increased community requests. She also noted that, in the case of the recent RYI grant, the COC had expressed similar concerns but that the commissioners had decided to increase the amount of funding.
4. **Motion: Necothia Bowen moved that ANC 6A provide \$4,500 (full funding) to the Eastern Senior High School for the purchase of band uniforms IF this will not preclude the possibility of funding other grants later in the fiscal year. Seconded by Rose Williams. Vote 4 in favor, none opposed, 1 abstaining.**

- IV. **The next meeting of the COC will take place Monday, January 18, 2010 at 7:30 p.m. and 1235 C St. NE**

Meeting adjourned at 9 p.m.



## Committee Reports

### Community Outreach Committee (COC)



#### Notes on DPR discussion:

Charles Young of the DC Department of Parks and Recreation (DPR) came to the COC meeting to brief the Committee on the Park Partners and Volunteer programs.

DPR has several categories for partnering with the agency to support a local park or recreation center:

**Programmatic Partner.** These are established organizations that have a curriculum or program that they would like to offer DC residents. Through a service agreement, DPR gives a programmatic partner space at a park or center in return for programming at that facility. Programmatic partners must be a 501c3 organization or other registered entity, and must have liability insurance. Programmatic partners do not need to be DC residents. Examples of programmatic partners are Girl Scouts of America and 4H.

**Park Partners.** These are groups that adopt a park or recreation center, and provide ongoing stewardship and maintenance of that park or center. Fundraising to benefit the park or center is permitted; however, fundraising is not allowed on park or recreation center property. (Organizational requirements?)

**Friends Of.** These are groups that support activities at a park or recreation center. As a group, they must be organized and licensed, with a charter, elected officers, financial reporting, and a plan for activities. (These groups are often 501c3 organizations, but there are other organizational structures that satisfy these requirements.) A Friends Of group might work with a programmatic partner to conduct activities or programming at a park or center.

Residents can be involved with parks and centers through a partnership as described above, or on an individual basis via the DPR Volunteer program (previously called Volunteers in Action). Any volunteer, whether involved in a partnership or as an individual, must fill out either a volunteer form (short term/one-day volunteer), or a volunteer application (for ongoing volunteering, like a coach). All volunteers are subject to a criminal background check. After completion, all applications are sent to Site Manager and Ward Manager(s) for review and approval.



**Committee Reports**  
Community Outreach Committee (COC)



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

<b>1. DATE OF APPLICATION</b> 12/07/09	<b>2. DATE OF PROJECT OR ACTIVITY</b> School Year 2009-10
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<b>3. APPLICANT ORGANIZATION NAME AND ADDRESS</b> Eastern Senior High School PTSA on behalf of the Blue and White Marching Machine 1700 East Capitol Streets, Northeast, Washington, DC 20017
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<b>4. CONTACT NAME</b> Mark L. Roy	<b>5. TITLE</b> Eastern Senior High School, PTSA Vice President
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**6. ADDRESS (IF DIFFERENT FROM ABOVE)**

<b>7. TELEPHONE</b> (202) 262 - 7185	<b>8. FAX</b> (202) 874 -9229
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<b>9. E-MAIL ADDRESS</b> Mark.Roy@BEP.TREAS.GOV
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<b>10. BRIEF DESCRIPTION OF PROPOSED PROJECT/ACTIVITY</b> The Eastern PTA request a grant of \$4,500 to purchase uniforms for the marching band's dance and flag teams. A significant increase in student participation is guaranteed for the group; as DCPS has deemed the marching band program as one of the marquee attractions for the school.
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<b>11. PROJECTED TOTAL COST</b> \$4,500.00	<b>12. AMOUNT REQUESTED</b> \$4,500.00
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**13. OTHER SOURCES OF FUNDING (BE SPECIFIC, PROVIDE NAMES)**

The Band Parents Committee of the Eastern PTSA cleans uniforms twice a year @ \$900 each visit. Additionally, the Band Parents Committee hosts fundraisers throughout the year to assist with trips, scholarships, awards, competitions and academic enrichment activities. Also, through some performances we are allotted a stipend from the event organizers to offset expenditures in regards to preparing for the performance.

**14. STATEMENT OF BENEFIT (DETAILED DESCRIPTION OF PROJECT OR ACTIVITY, WHO WILL BENEFIT AND IN WHAT WAY)**

The marching band assists students from ANC 6A in their educational and social development by focusing on key areas like character development, self-esteem, leadership skills and the value of team work. Students who participate in marching band are more likely to pursue post-secondary education and are more disciplined and focused on academic achievement that the general population at Eastern High School. It is guaranteed that the incoming freshman student population at the newly opened and remodeled Eastern will exceed over 350-students. Therefore, the increase in uniform inventory is needed and warranted. As history is documented that the marquee attractions for Eastern is the marching band and all that it entails. By providing us with grant it enables us to purchase uniforms that are complimentary to the renaissance of Eastern High School. The uniforms will help with the establishment of the junior varsity auxiliary units and will increase students' willingness in participating in the band program. The school is located in ANC 6A, is in-boundary for much of 6A and many 6A residents attend and participate in the program.



## Committee Reports

### Community Outreach Committee (COC)



Eastern Senior High School  
Marching Band Auxiliary  
2009-10 Budget Requests

#### **10 Flag Team Members**

Uniform A - white/navy, 10 @ \$50.00 each  
Accessories – royal, 10 @ 20.00 each

#### **10 Dance Team Members**

Uniform A – royal, 10 @ \$46.00 each  
Accessories – navy, 10 @ \$20.00 each

#### **10 Pom-Pon Girls Members**

Uniform A – white, 10 @ 44.00 each  
Accessories – silver, 10 @ \$20.00 each

#### **10 Step Team Members**

Uniform A – white, 10 @ 80.00  
Accessories – royal, 10 @ 20.00

#### **10 Honor Guard Members**

Uniform A - navy 10 @ 150.00 each

#### **Estimated total of 4,500.00**

This will outfit a combined total 50 individual team members in one complete uniform with full accessories. The average wear-expectancy of each uniform is about 5 years. This will clearly benefit the incoming freshman team members well beyond their years at Eastern SHS.

These are the types of uniforms along with the estimated costs we are expecting to purchase based on the price and availability.



## Committee Reports

### Transportation and Public Space (TPS)



ANC 6A Transportation & Public Space Committee Meeting Minutes  
Capitol Hill Towers (900 G Street NE)  
December 14, 2009

1. Call meeting to order at 7:02 pm.
2. Introductions
  - a. Committee members present: Omar Mahmud (Chair).
  - b. Committee members absent: Shane Artim, Lance Brown, DeLania Hardy, Diane Hoover, Sean Lovitt and Marlon Smoker.
  - c. Others in attendance: ANC 6A resident Randy Brandt; Jamie Henson with DDOT; Chip Glasgow, Sarah Alexander and Erwin Andres with the H Street Connection development team; and Drew Ronneberg, Chair of the ANC 6A Economic Development & Zoning Committee.
3. Community Comment
  - a. Mr. Ronneberg asked to have a public space enforcement person at a committee meeting. Mr. Mahmud pointed out that the committee has attempted to do so in the past. The committee received a commitment from a DDOT public space enforcement officer to attend a meeting last summer, but the person did not show. Mr. Henson promised to get an enforcement contact for the committee so the Chair can invite him/her to the meeting.
  - b. Mr. Ronneberg also brought up a concern about a new structure built at the corner of 10<sup>th</sup> and G since part of it appears to have been built on public space and the curb cut appears to be illegal. ANC 6A has informed DDOT about this building several times in the past. Mr. Mahmud recalled that DDOT may have cited the building for the curb cut violation, but there doesn't seem to have been any follow up enforcement with respect to this violation. Mr. Henson indicated DDOT is short of enforcement staff, which makes the enforcement aspect difficult.
4. Old Business
  - a. Consideration of H Street Connection Redevelopment Transportation Elements.
    - i. Mr. Mahmud explained that a December 7 conference call between DDOT, the development team and ANC 6A representatives took place to discuss preliminary ideas on how to improve transportation aspects of the project. DDOT and the development team created memos (attached) to capture points of discussion from the call.
    - ii. Mr. Glasgow reviewed the following topics which were covered in the memo created by the development team:
      1. 100 additional parking spaces requested by the city: Mr. Glasgow indicated the development team can do with our without the additional 100 parking spaces in its garage requested by city officials. The developers are waiting for input from the community, the Deputy Mayor's Office for Economic Development (DMED), DDOT, etc. The project can still move forward if the ANC decides the extra parking spaces are not needed. The 61 parking spaces currently designated for retail are enough for the developers' planned use of the building.
    - a. Mr. Mahmud informed the committee he has received an email from H Street Main Street Director, Anwar Saleem, expressing support for the additional 100 parking spots as they are needed to support nearby H Street merchants.



## Committee Reports

### Transportation and Public Space (TPS)



2. Adjustment of timing signalization at 8<sup>th</sup> and H: The developers recognize there may need to be some adjustment to signal timing to relieve traffic congestion caused by the proposed property entrance on 8<sup>th</sup> Street, but don't know what it will be at this time.
3. Moving 8<sup>th</sup> Street bus stop adjacent to the site to the other side of 8<sup>th</sup> Street adjacent to the PNC bank building: Mr. Henson is not sure what level of analysis is required for this proposal at the time. He also made the point that DDOT is not promoting any ideas at this time. DDOT is just at the meeting to fill an advisor role for the ANC. Mr. Henson indicated a comprehensive traffic flow analysis needs to be completed before determining if moving the bus stops is necessary.
4. Eliminate RPP parking rights for building residents: Mr. Glasgow indicated the development team would agree to this. Mr. Henson indicated the developers would have to agree rule the project ineligible to receive RPP. Mr. Glasgow thinks the building may need to remain eligible in order to join the process for changing RPP designation. He suggested the ANC find the best way to get RPP removal for the building accomplished and that the developers would cooperate.
5. Ticketing kiosks: Mr. Glasgow indicated kiosks will be located at the bottom of the entrance ramp. Mr. Mahmud asked about having two ticketing kiosks for motorists entering the garage, which is what he has typically seen at other parking garage entrances around the city. The developers confirmed that the middle of the three lanes at the bottom of the entrance ramp can be used for a second entrance lane on an as needed basis. Mr. Mahmud asked whether the middle lane would also have a ticketing kiosk or would a motorist have to retrieve a ticket from the kiosk located in the third lane. Mr. Glasgow indicated there were no plans to include a ticketing kiosk in the middle lane as well, but that he would look into this. Mr. Mahmud insisted that a second ticketing kiosk be located at the middle lane to accommodate motorists entering through that lane, otherwise it would be useless.
6. Parking validation for retail: Mr. Glasgow indicated Mr. Rappaport would like to determine how the garage is being utilized before committing to this. Mr. Mahmud reiterated the need to have a proposal for how this could be done, as has been requested several times in the past. Mr. Mahmud wants to ensure visitors driving to the building are encouraged to park in the building and not on surrounding side streets. The developer needs to show the ANC how it hopes to accomplish this goal. Mr. Glasgow insisted that the development team take a wait and see approach on this matter.
7. Guest parking: The developers are not planning on providing guest parking, but may get back to the ANC on how to do this based on a pay structure. Mr. Glasgow indicated current projects in the city do not include guest parking in their parking structures.
8. Car share parking: The developers are currently proposing one spot for car sharing. Mr. Glasgow indicated that ZipCar, for example, requires 24 hour access to the garage and the parking spot for its members. Mr. Glasgow indicated He cannot promise something like that due to safety concerns. Mr. Mahmud encouraged the developers to come up with a creative solution that will allow car sharing spaces in the garage since car sharing is such a vital part of reducing the number of new cars coming to the neighborhood as a result of this project.
  - a. Mr. Glasgow suggested he would work with DDOT to identify car sharing parking spots in public space adjacent to the building site.



## Committee Reports

### Transportation and Public Space (TPS)



9. Bicycle parking: There are 25 bicycle parking spaces proposed for level G1 for retail visitors. There are an additional 50 bike parking spaces for residents. The developers indicated these numbers are well above what is required by the city for a project such as this. Bicyclists will have access to the garage through the front entrance on H Street and via the garage entrance driveway. There will be a short parking entrance gate arm to allow for bicycle traffic to pass. There will also be outside bicycle parking spaces along 10<sup>th</sup> Street and possibly 8<sup>th</sup> Street.
  10. Bike sharing station: The developers are willing to consider inclusion of a bike sharing station on or adjacent to the site in public space depending on the price. DDOT promised to get cost information to the developers during the December 7 call, but it hasn't been provided yet. Mr. Henson indicated Jim Sebastian of DDOT has the correct cost information and that he will follow up with Mr. Sebastian.
  11. DC Streetcar stop in front of the development on H Street: The developers would support this proposal, but recognize that the decision is up to DDOT.
  12. Installation of "Do Not Block Driveway" signs and associated pavement markings (e.g. "Don't block the box") at both the 8<sup>th</sup> and 10<sup>th</sup> Street garage entrances: The developers agreed to this.
- iii. Attendees next went over the following topics covered in the December 10, 2009 DDOT memo on "best practices" appropriate for the development:
1. Parking spots per unit ratio: The developers propose not going above .9, but do not want to go down to .7. DDOT and Mr. Mahmud believe the parking ratio, currently at about .9, is too high since streetcars have been shown to lower demand for parking in other cities with a transportation infrastructure similar to that of the District. DDOT and Mr. Mahmud recommend reducing the number of parking spots to accomplish a ratio of no more than .7. With new transportation improvements going forward, bike and car sharing and other initiatives there will be less need for parking. DDOT would also like to promote private car ownership alternatives, which will be harder to accomplish if excess parking is available.
    - a. Mr. Mahmud asked that the developer reduce the number of parking spots designated for residents and its retail visitors in favor of spots designated for the city's use. This would be a compromise on the proposal that 100 parking spaces be designated for use by the city to support surrounding H Street merchants. The developers are not in favor of lowering the number of residential or retail parking spots in the garage.
  2. Mr. Brandt asked a question about including an entrance to the property at 9<sup>th</sup> and H Streets where, as he pointed out, there is existing infrastructure for an entrance (traffic signals, curb cuts, etc.). Mr. Brandt pointed out that it would make traffic on 8<sup>th</sup> and 10<sup>th</sup> Streets better to have motorists enter at this point. Mr. Henson explained that DDOT has not responded to this proposal since it has not been put forward by the developers. The developers have indicated the project will not include a 9<sup>th</sup> and H Street entrance. However, according to DDOT, the developers have not yet proven that the current configuration, which only includes entrances at 8<sup>th</sup> and 10<sup>th</sup> Streets, will be adequate to accommodate traffic demands caused by the development. DDOT still awaits a more robust traffic study from the developer. Mr. Mahmud indicated that he will make the committee recommendation contingent on DDOT's satisfactory review of the developer's proposal.



## Committee Reports

### Transportation and Public Space (TPS)



3. Car sharing and visitor parking spaces: Covered in developers' memo discussion earlier.
  4. Unbundle parking spaces: This means parking will be sold separately to purchasers/renters of residential units. The developers have agreed to this proposal.
  5. Parking validation: Covered in developers' memo discussion earlier.
  6. Fund the capital investment of a bike sharing station: As discussed earlier, the developers have agreed to this proposal contingent on the cost of the project.
  7. Bicycle parking: Covered in developers' memo discussion earlier.
  8. Showers in the retail area for retail workers who walk or bike to work: The developers have agreed to this proposal.
  9. Shared car membership. The developer has agreed to provide a one year car share membership for the initial occupant of each unit only. DDOT would like the developer to provide memberships to each residential unit every year.
  10. Metro SmartTrip cards: The developer has agreed to provide cards to the initial occupant of each residential unit, but not for initial retail tenants. DDOT proposed one time cards for each initial residential and retail tenant.
  11. Building manager responsible for tracking traffic demand management (TDM) obligations: The developers have agreed to this proposal.
  12. TDM monitoring plan: Mr. Glasgow indicated the developers would not agree to this proposal.
  13. Location of ticketing kiosks: Covered in developers' memo discussion earlier.
  14. Public access to retail section of garage and secure access to residential portion: The developers have agreed to this proposal.
  15. Consolidate loading and garage access points into a single curb cut. As the resident directly adjacent to this driveway entrance, Mr. Brandt expressed opposition to this proposal. The developers expressed a preference for keeping the configuration proposed in current plans which contains two curb cuts with a pedestrian aisle between the two.
  16. DDOT mentioned additional ideas in its memo, but could not take a position on them given the developers have yet to submit a comprehensive traffic impact analysis:
    - a. Signal timing adjustment at 8<sup>th</sup> and H.
    - b. Relocation of northbound bus stop along 8<sup>th</sup> Street at H Street across the intersection.
    - c. Installation of lay-by on south side of 8<sup>th</sup> Street at H Street.
    - d. Denial of RPP rights for building residents.
    - e. Consider "flipping" retail and residential garage entrances at 8<sup>th</sup> and 10<sup>th</sup> Streets.
- iv. Mr. Mahmud added the following recommendations he received from ANC 6A Commissioner Bill Schultheiss:
1. Open site lines at garage entrances to improve vehicular and pedestrian safety. This can be accomplished by curving the walls at entrances as opposed to using rigid right angles. Mr. Glasgow indicated the developers would not consider curving the walls at entrances, but would consider installing mirrors to provide site line coverage. Mr. Mahmud expressed a



## Committee Reports

### Transportation and Public Space (TPS)



preference for curved walls at the entrances, as Mr. Schultheiss recommended.

2. Widening 8<sup>th</sup> Street to forty feet from the alley adjacent to the property to H Street. This can be accomplished by removing two feet of sidewalk from each side of the street. This change would improve traffic flow and provide a feasible left turn lane in the middle of the street. Mr. Henson indicated DDOT may have to look at this closer since it would eliminate some much needed sidewalk space. Mr. Mahmud indicated that loss of two feet of sidewalk may be a good trade off if the change results in better traffic flow at the 8<sup>th</sup> Street entrance.
- v. Mr. Henson indicated there may be other TDM measures required by DDOT as the project is reviewed. Mr. Mahmud asked him to share those possible measures with the committee. Mr. Henson indicated the ones proposed so far are the most applicable, but that any others would be shared in the future.
- vi. Mr. Henson also reiterated that DDOT cannot give specific recommendations at this time because the developers have yet to submit a final comprehensive traffic impact analysis. Mr. Henson also pointed out that this can't be done until final aspects of the proposal are decided on (e.g. total number of parking spaces in the garage). In addition, DDOT still needs the developers to submit a traffic demand study with a more robust study area.
- vii. Mr. Mahmud informed those in attendance that making a recommendation would be difficult given there is no quorum and he is the only ANC representative in attendance who can vote on this matter. Mr. Mahmud indicated he would present his recommendations to the full ANC based on the discussion at this meeting and previous committee meetings attended by the developers (the developers agreed to other commitments at previous committee meetings). All recommendations will be presented to the ANC at once, including the following:
  1. Agree with the developers' proposal regarding number and location of bike spaces for retail and residential.
  2. Agree with DDOT changing signal timing on 8<sup>th</sup> to accommodate traffic flow on 8<sup>th</sup> street.
  3. Recommend moving the bus stop on the northbound side of 8<sup>th</sup> street across H Street to be adjacent to PNC bank.
    - a. Mr. Henson indicated there may be historic preservation concerns with putting bus stops in front of banks. Mr. Ronneberg indicated the banks have not been designated historic sites.
  4. Recommend the developers are required to withdraw from consideration from RPP for building residents.
  5. Agree with locating ticketing kiosks at base of garage ramp.
  6. Recommend the developers are required to provide five designated paid guest parking spots in the garage.
  7. Recommend the developers are required to install a bike sharing station, even if adjacent to property on public space.
  8. Agree with developers' proposal to allow bicycle access through garage ramps with shortened gate control arms.
  9. Recommend the developers are required to maintain a parking to residential ratio of no more than .7 and limit the retail parking spots to the planned 61 for planned retail square footage.
  10. Recommend the developers are required to maintain at least four car sharing spots in the garage and work with DDOT to identify other car sharing



## Committee Reports

### Transportation and Public Space (TPS)



spots on adjacent streets, provided such spots not eliminate existing RPP spots.

11. Recommend the developers are required to create a parking plan that encourages patrons to utilize the building's garage, whether that be through validation or low cost parking rates or other ideas, and present that plan to the ANC.
12. Recommend the developers are required to provide car sharing memberships for all residents while residing in the building in perpetuity, not just the first tenants to occupy the building.
13. Recommend the developers are required to provide a reversible middle retail entrance lane that can provide a second ticket kiosk entrance as needed.
14. Recommend the developers are required to provide a \$20 metro SmartTrip card to each new building resident and a one-time \$30 card for each employee at the retail businesses.
15. Extensive discussion regarding the building site's vehicular entrances/exits ensued, culminating in a recommendation that the ANC tentatively support the developers' current configuration with entrances along 8<sup>th</sup> Street and 10<sup>th</sup> Street provided DDOT ultimately concludes such a configuration will provide an "acceptable level of service" to the site and all other TDM proposals recommended by the ANC are adopted by the developer. If DDOT concludes the level of service is not acceptable, the ANC reserves the right to withhold its approval of the project pending an analysis and site plan provided by developer that includes a 9<sup>th</sup> and H Street entrance or any other measures proposed by DDOT which will achieve an acceptable level of service.
  - a. Mr. Henson indicated DDOT is not prepared to evaluate any site entrance/exit proposals until level of service calculations are complete. More specifically, DDOT awaits the following items from the development team:
    - i. Transportation evaluation of impacts of the project. DDOT has informed the developer that the size of the study area is not adequate to cover existing and future conditions. DDOT is asking for an analysis of 27 intersections, which has been communicated to the developers. To date, the developers have only provided an analysis of seven intersections.
      1. DDOT has also informed the developers it has an issue with the technical analysis done on the seven intersections.
    - ii. Multi-modal transportation evaluation. DDOT is asking the developers to provide this evaluation since there is a lot of activity at this part of H Street.
  - b. Mr. Henson indicated DDOT would then make a recommendation based on its analysis of the information provided. DDOT will either recommend approval of the project as is, recommend with conditions or not support the project. Mr. Henson also explained that he in support of making access work, regardless of what configuration is required to accomplish this goal. An extensive discussion about an entrance at 9<sup>th</sup> and H Street reemerged, but Mr. Henson indicated it would not be appropriate to opine on that matter before getting the final analysis asked of the developers.



## Committee Reports

### Transportation and Public Space (TPS)



16. Mr. Mahmud indicated these recommendations would be supplemented at the full ANC meeting with additional recommendations agreed to by the developers at previous meetings (e.g. auguring in the construction process).

#### 5. New Business

- a. Consider Recommendation Regarding Decision to Terminate H Street (Atlas District) Shuttle.
  - i. This item was tabled because there are no committee members present to discuss the matter.

6. Additional Community Comment - None.

7. Meeting adjourned at 9:15 pm.



## Committee Reports

### Public Safety



**ANC6A Public Safety Committee**  
**November 19, 2009 Meeting Minutes**  
Sherwood Recreation Center  
640 10<sup>th</sup> Street NE

Meeting called to order at 7:00 p.m.

Committee members present: Commissioner Kelvin Robinson (Co-chair), Rebecca Sibilía (Co-chair), Todd Hames, Dan Wolff

Community members present: John Cotten

#### I. Old Business:

- a. Commissioner Robinson moved the acceptance of November minutes and agenda. There were no objections.
- b. Commissioner Robinson and Rebecca Sibilía reported on the outcomes of the November ANC meeting, specifically the ANC's support for our work with the Mayor's Office on H Street activities, and the adoption of the Committee's Juvenile Crime Prevention Strategies.
- c. The Committee reviewed recent crime statistics, and noted an alarming increase in violent crime in our area. It was agreed that the Committee would make note of this in the January ANC meeting, and provide Commissioners with SMD reports.

#### II. Planning Discussion: Juvenile Crime Prevention

1. Because the ANC moved to adopt the Committee's Juvenile Crime Prevention Strategies in the December ANC meeting, the Committee walked through the report, its findings, and next steps related to each action item.
  - a. Action Item: Create a Community Landscape Map: Landscape mapping is a process that identifies or inventory existing youth services and organizations, and can be particularly useful in assisting families and youth identify community resources for productive after-school time activity.
    - i. Rebecca Sibilía will begin research related to available activities in our area, with a specific emphasis on summer activities. She will begin by reaching out to our recreation center managers, and identifying churches, neighborhood organizations, and other community service providers who offer after-school and summertime activities for youth. Todd Hames will assist in identifying community members who organize activities separate and apart from the recreation centers and widely known organizations.
    - ii. The Committee will seek to have a landscape map created by its February meeting for further discussion related to its dissemination.



## Committee Reports

### Public Safety



2. Action Item: Raise Public Awareness: On hold until the completion of the landscape map.
3. Action Item: Incentivize youth providers to offer “missing” services in our area: On hold until the completion of the landscape map.
  - a. Action Item: Create a Community Action Council: The Council should consist of leaders from various youth services sectors (education, religious, recreation, community, etc) and should meet on a regular basis to foster better linkages between youth activities in our neighborhood.
    - i. John Cotten urged the Committee to consider a cross-recreational campaign that would foster “league”-type play for certain sports offered by recreation centers, and by creating an inter-recreational center activity (like lacrosse) that would be offered only through one center but advertised by all in the neighborhood. This would allow for children from various neighborhoods in our area to get to know each other in a friendly and productive environment, and begin to breakdown neighborhood boundaries that can create growing hostility between youth.
    - ii. He suggested that recreation center managers and community members who lead leagues in the area create a Community Action Council that would meet bi-monthly, possibly at Sherwood, to plan for and discuss inter-center programs like those contemplated.
    - iii. Mr. Cotten offered to take the lead on planning the first Council meeting.
  - b. Action Item: Create a Summer Neighborhood Campaign: A Summer Neighborhood Campaign should create opportunities for neighbors to get to know each other, opportunities to review environmental contributors to crime, and offer positive activities to promote crime reduction. Specifically, arranged in “block party” type fashion, neighbors, police officers and community representatives could get to know each other, take part in neighbor building exercises, go on community walks, etc.
    - i. Dan Wolff raised the discussion of the importance of neighbors knowing each other in our community, particularly as more new residents are joining our neighborhood. He suggested that when neighbors know each other, they feel more of an ownership in the community, and look out for each other more often, creating a “community watch” type environment.
    - ii. The Committee discussed embarking on a neighborhood awareness campaign throughout the summer. The concept is to plan a series of Neighborhood “block party” type events in select high crime areas, with local donors providing food or funding to support these activities.
    - iii. Dan Wolff committed to engage in the initial planning and sponsorship seeking for this initiative should the ANC endorse the idea.



## Committee Reports

### Public Safety



**MOTION:** Commissioner Robinson moved, and Rebecca Sibia seconded, a motion to request that the ANC allow the Committee to collect donations and plan a neighborhood awareness campaign and related activities on behalf of the Commission. There were no objections.

#### III. H Street Safety Initiatives:

- a. Action Item: Commissioner Robinson indicated that he has been in contact with the Mayors office and that many of the committee's recommendations have been accepted and are being acted on by the Administration. He further indicated that representatives Mayor's office were scheduled to attend, along with Anwar Salem from H Street but all had last minute conflicts. He stated he would follow-up and continue working toward implementation of our recommendations, as well as to invite them to participate in our next meeting.

#### IV. Follow-up planning with DC Homeland Security on ANC Preparedness Training

- a. Action Item: Commissioner Robinson indicated that he will follow-up with DC Homeland Security Agency to once again secure a date for the ANC training.

**MOTION:** Commissioner Robinson moves that the ANC reappoint/appoint the following community members to the Public Safety Committee for FY 2010:

Rebecca Sibia, Co-Chair, Todd Hames, Daniel Wolff and John Cotten

Next meeting: Thursday, January 21, 2009, 7:00 p.m. at Sherwood Recreation Center



## New Business



### ANC 6A Meeting Schedule for 2010 (Holmes)

The ANC is obligated under its bylaws to meet at regular intervals at least nine times a year. The tradition for ANC 6A is to meet on the second Thursday.

Therefore I move that ANC 6A meet on the following dates in 2010:

January 14;  
February 11;  
March 11;  
April 8;  
May 13;  
June 10;  
July 8;  
August - no meeting;  
September 9;  
October 14;  
November 18 (the third Thursday, as the 11th is Veterans Day);  
December 9; and on  
January 13, 2011.

And, whenever, on a day for which an ANC meeting is scheduled, the District government declares a weather or safety emergency and closes normal government operations, the ANC meeting shall be postponed until a date set by the Chair.