



District of Columbia Government
Advisory Neighborhood Commission 6A
Agenda for May 13, 2010



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

- 7:00 pm **Call to order, Adopt Agenda and Approve previous meeting's minutes. pg. 3**
- 7:02 **Community Comments (2 minutes each)**
Community Presentations:
- 7:05 Commissioner Sarah Green, ANC 4B01 - Pawn Broker Legislation pg. 11
- 7:15 Stephen Courtien, Jobs with Justice Coalition re: DC Resident Employment Stimulus Bill
- 7:25 Joel Bergner, H Street mural project with DASH, a domestic violence organization
- 7:35 **Officer Reports:**
Chair (2 minutes)
Vice-Chair (2 minutes)
Secretary (2 minutes)
Treasurer (2 minutes) pg. 17
1. Review 2nd Quarter Report for FY10.
 2. Approve treasurer's report and previous month's disbursements.
 3. Approve monthly photocopying expenses.
- 7:45 **Single Member District reports (2 minutes each)**
Standing Committee Reports:
- 7:55 **Alcohol Beverage Licensing pg. 34**
1. Approve committee report.
 2. **Recommendation:** ANC 6A protest Nick Sarris (1220 H Street, LLC) unless ANC 6A has a signed VA prior to the petition date.
 3. **Recommendation:** ANC 6A allocate funds (not to exceed \$2000) for publicizing a public hearing regarding a moratorium on CT licenses.
 4. Next meeting - 7:00 pm, May 18, 2010 (3rd Tuesday)
- 8:00 **Economic Development and Zoning pg. 36**
1. **Recommendation:** ANC 6A take no position in HPA #10-247 - the razing of an alley structure at 1310 East Capitol St, which is within the boundaries of the Capitol Hill Historic District.
 2. **Recommendation:** ANC 6A send a letter to the Zoning Administrator alerting DCRA that America's Best Wings, a future tenant at 941 H St NE appears to meets the definition of a fast food establishment - a use which requires a special exception within the boundaries of the H Street Zoning Overlay.



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3. **Recommendation:** ANC 6A update its vacant property legislative proposal to clarify the definition of "blighted" property and include habitability as a criteria for determining whether a property is blighted.
4. **Recommendation:** ANC 6A send a letter to DCRA to recommend new procedures to enhance the transparency of the administrative system for identifying and managing DC's vacant properties.

Recommendation: ANC 6A support the nomination of the Bank of America and SunTrust banks on the NW and NE corner of 8th and H St for designation as historic landmarks.

5. Approve committee report.
6. Next meeting - 7:00 pm, May 19, 2010 (3rd Wednesday)

8:05 **Community Outreach** pg. 46

1. Next meeting - 7:30 pm, May 17, 2010 (3rd Monday)

8:10 **Transportation and Public Space Committee** pg. 47

1. Approve committee report.
2. Next meeting - 7:00 pm, May 17, 2010 (3rd Monday)

8:15 **Public Safety Committee** pg. 57

1. Next meeting - 7:00 pm, May 20, 2010 (3rd Thursday)

8:20 **Unfinished Business**

8:25 **New Business** pg. 58

1. Letter from DDOT re: Conversion of 17th/19th Streets and ANC response (Robinson)
2. Letter to CM Tommy Wells re: Pawn Broker Legislation (Robinson)

8:30 **Community Comments Round II, time permitting (2 minutes each)**

8:35 **Adjourn**



Advisory Neighborhood Commission 6A Meeting Minutes of April 8, 2010



Advisory Neighborhood Commission 6A
Miner Elementary School

Minutes
April 8, 2010

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

Present: Commissioners Alberti, Beatty, Holmes, Mack, Marshall, Robinson, and Ronneberg

Absent: Commissioner Schultheiss

1. Approval of agenda

Mr. Holmes requested an addition to New Business a discussion of the potential termination of bus routes. It was added to New Business. The agenda, as amended, was approved without objection.

2. Minutes

The minutes for the March meeting were approved without objection.

3. Community Comment

John Hill of Rosedale addressed the changing of 17th and 19th Streets NE to two-way streets, saying it was dangerous to children, would eliminate church parking spaces on Sunday on 17th Street, and he was requesting that the ANC move to stop it.

Sondra Phillips Gilbert requested that the ANC reconsider its support for the 17th and 19th Streets transportation study because it doesn't consider its impact on the Rosedale Community Center, the new library, H Street and Benning Road. She said there will be a 100% increase in traffic and will have a huge impact on the neighborhood and Benning Road. She said that a study is needed. She asked that the Rosedale community be given an opportunity to participate, and said that they were not notified by DDOT. They are asking for a supplemental study.

4. Community Presentations

Avon Walk for Breast Cancer - Saturday, May 1

Molly Gascoigne of the Avon Walk for Breast Cancer presented information on the Walk, which will be held on Saturday, May 1. They will be walking in the ANC 6A area between 7:30 and 10 am, but they will be walking on the sidewalks and stopping for red lights. They will have a water station at Maury Elementary School, one of those set up every two miles, and they will have a clean-up crew following.

US Dream Academy Learning Center

C.J. Gross, Mentor Coordinator for the DC Dream Academy Learning Center, presented information about the program, which has 10 sites across the country and works with the children of incarcerated people. Their programs focus on "dream building, skill building, and character building." It's a mentoring program from 3:30-6:00 pm, and currently serves 40



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children. Their funding comes from such sources as Oprah Winfrey, Wachovia and Wells Fargo. They are seeking volunteer mentors, are located in Southeast and can be reached at www.usdreamacademy.org, 202/563-9001.

Capitol Hill Public School Parents Organization

Sherry Trafford, a representative of the Capitol Hill Public School Parents Organization (CHPSPO), a group that has representatives from several local schools, has, for the past four years, been meeting monthly with representatives of the local elementary and middle schools. The group is currently focused on improving the middle schools on the Hill—Stuart Hobson, Eliot-Hine, and Jefferson (in Southwest). They have taken an informal survey of parents through listservs, PTAs, etc, asking questions about current perception and what they would like to see in the future, and have developed a proposal which was delivered March 25th to DCPS. DCPS has responded positively to the proposal, which asks that they continue to support programs at Stuart-Hobson, with improvements in technology and arts programs; increase the capacity at Eliot-Hine, which can take 850 students and now only has 2\350 with an International Baccalaureate program that can feed into Eastern; 1st through 8th grade programs at Miner and Brent and continue Reggio Emilio, museum and Montessori programs. They are also asking DCPS to increase the number of students and encourage community input.

Mr. Alberti asked how the community is kept informed and was told that there is a website: capitolhillmiddleschools.ning.com. Mr. Robinson inquired as to the level of engagement at the local schools and Ms. Trafford responded that they do outreach to PTAs, and have at least one person from each school on the committee who is responsible for reporting to her/his own PTA. Mr. Robinson encouraged Ms. Trafford to reach out to the broader community.

5. Officer Reports

Chair

Mr. Robinson said he would be attending a Ward 6 ANC Chairs meeting with Councilmember Wells on April 21st. He also announced a City Council ANC Oversight hearing on April 22nd, and asked for input from Commissioners.

The Vice Chair and Secretary had no reports

Treasurer

Commissioner Alberti presented the Treasurer's Report. The report shows that the opening checking account balance was \$18,354.12 and that the savings account balance was \$4199.67. There was an interest payment to the savings account of \$.32 leaving a balance of \$4,200.35 in the savings account. There were disbursements of \$279.44 to FedEx Office for January copies (Check #1455) @50 to the US Postal Service for PO Box renewal (Check #1456); and \$200 to Heather Schoell for preparation of the January agenda packet (Check #1457)), leaving a balance of \$17,624.68 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 /Ms. Beatty seconded a motion to approve the Treasurer's Report. It was approved without objection.

Motion: Mr. Alberti moved/Ms. Beatty seconded a motion that \$600 be approved for copying for ANC materials for February, and that up to \$60 be approved for copying for each Committee's



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materials and each SMD's materials for the next month. The motion was accepted without objection.

Mr. Alberti called the Commission's attention to the Budget Review included in the packet, and said that he does this every year at this time to provide a snapshot of Commission expenditures. He said that the ANC is probably spending more than it's receiving in allocations, with the money going to grants.

Mr. Marshall applauded Mr. Alberti for doing a great job as treasurer, and thanked him.

6. SMD Reports

Mr. Alberti spoke about the chronic problem in his SMD with delivery cars parking on the sidewalk, saying it was not only unsightly but presented a safety hazard as well. He said a mother and child had almost been hit. He reported that he had called DDOT and the problem had been somewhat alleviated but it still was there.

Dr. Ronneberg reported that the construction on H and 8th Street is completed, and the bus is back to its regular route. He also said that a 7-11 is coming to the H Street Connection, and mentioned that there is an issue at Auto Zone with ticketing after hours.

Mr. Holmes reported that extra police had relieved a lot of the problem with the National Marathon, but it still existed with people having difficulty getting to the dialysis center. The officers did their best, but the situation was overwhelming. Mr. Robinson commented that the changed route missed his SMD, but the topic will stay on the agenda with Councilmember Wells and the ANC Chairs.

Ms. Mack reported that there was a Rosedale community meeting on the 17th and 19th Street study and, as a result, sent a letter to DDOT on April 4th. She read the following statement:

As the ANC representative for single member district 6A07, I come before you to request your support to reconsider your previous support for the conversion of 17th and 19th Streets NE on the recommendation of the Capitol Hill Transportation Study of 2006.

The reasons are as follows:

1. The CHTS was based on community residents' concerns in the Capitol Hill neighborhoods to reduce commuter traffic. This study did not include the participation of my SMD. Meetings for the study were conducted outside of the Rosedale community that would be greatly impacted. No considerations, concerns or opinions were obtained or included in the study.

Furthermore, DDOT did not reach out to the Rosedale residents to participate in a redevelopment of the 17th and 19th Street conversion during its study. Other community groups were given the opportunity to participate in a community driven process which the DHTS and the C Street NE Project. These projects were also provided funding and assistance through DDOT.

2. The CHTS of 2006 did not consider the current development and traffic congestion that exist along the Benning Road corridor, H Street development, the 11th Street Bridge



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project and the current new development of the Rosedale Community Center/Library and field. New construction will begin this spring of 2010.

Motion: Ms. Mack moved/Mr. Marshall seconded a motion that a letter of support be sent from 6A ANC Commissioners asking for the Director of Transportation to delay the implementing of the conversion until a Traffic Study/Supplemental Impact Assessment is completed along with the Rosedale community's input in the process. Mr. Robinson suggested that the discussion of the issue be moved to Number 4 under New Business.

Mr. Marshall reported that the buses are still not running properly. He appointed himself to the EDZ committee, and said that the trash on Wylie Street seems to be declining.

7. Committee Reports

ABL

Queen Vic - 1206 H Street NE

This will be British-themed gastro-pub, with a wide beer selection, and British-style food. They have applied for a CT license. Ms. Beatty said that the ABL committee voted to protest the license unless there is an ANC-approved VA prior to their petition date, which there is. **Motion:** Ms. Beatty moved/Mr. Marshall seconded a motion to approve the VA signed by The Queen Vic. The motion passed 6-0-1 with Mr. Alberti not voting.

Chow - 1110 H Street NE

Ms. Beatty reported that the attorney for Chow wants to remove from the VA all language that is in DC law and the language that he believes is unenforceable. The ABL Committee discussed the issue and felt it should not accept the modifications until after the ABRA hearing on the establishment. Mr. Holmes asked whether this could be done without prejudice. She said that the protest date has passed, so they are only postponing the signing of an agreement, but she has assurances from the owner that he will sign, and it's just that the attorney wants to make changes. Mr. Alberti offered the information that the license has been granted and the protest period is over, but the ANC can enter into agreement at any time. **Motion:** Ms. Beatty moved/Mr. Marshall seconded a motion to accept the Committee's recommendation to not accept the current VA presented by Chow. The motion passed 5-0-2 with Mr. Holmes and Mr. Alberti not voting.

CT Licenses on H Street NE

Ms. Beatty said that the committee feels that there are more and more CT licenses on H Street and the last time there was a hearing on a possible moratorium was in 2007. At that time Adams Morgan and Dupont Circle ANCs came to testify. She asked for ANC approval to hold a hearing. She also said that she may come back to the ANC for funding for advertising for a hearing. **Motion:** Ms. Beatty moved/Dr. Ronneberg seconded a motion to approve the committee's recommendation to hold a public hearing regarding the number of CT licenses along H Street. The motion passed 6-0-1 with Mr. Alberti not voting.



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Capitol Liquors

Ms. Beatty said that a voluntary agreement for Capitol Liquors was sent to ABRA containing language on a price point, which ABRA said they couldn't enforce. A new one is being sent. Ms. Beatty stated that she inadvertently sent the un-amended copy of the VA to ABRA and that she had already sent the re-executed, amended version back to ABRA.

The Committee's report was accepted without objection

Economic Development and Zoning

1019 Florida Avenue NE

This is a BZA case where the owner is proposing to build an attached deck on the rear of her house that will increase the lot occupancy to 100%, and hence requires a variance to lot occupancy, rear yard setback and the expansion of a non-conforming structure.

Dr. Ronneberg said that there is no hardship involved, a requirement to increase lot occupancy and it would set a precedent for other parts of the community. **Motion:** Dr. Ronneberg moved/Mr. Holmes seconded a motion to accept the committee's recommendation to oppose the application for a variance.

Motion: Mr. Marshall moved/Mr. Robinson seconded a substitute motion to support the application for a variance. Ms. Mack asked whether the project had the support of the neighbors, and was told that it did. The owner of the property said that the building currently covers 78% of the lot, and the alley is shallow. She said the project is not imposing on the neighbors' light and air. She also said that there is a hardship—that there are no outdoor spaces or parks in the neighborhood for a child to play outdoors. Mr. Marshall said that the project has his full support and that of his neighbors and the project is actually enhancing the alley and lessening the prospect of crime. Mr. Holmes said he is disturbed at the idea of setting precedent. Mr. Alberti said he cannot support the project because the owner hasn't met the burden of proof regarding why a variance is needed. There is no uniqueness or hardship involved in the project. Ms. Mack said she will support the substitute motion, because the safety issue in the alley is important, and the fact that the house is not close to a park.

Dr. Ronneberg said he had supported a similar project on Wylie Street, but it was a smaller lot, a 2nd story project. On this one, they plan to build out to full lot occupancy. Mr. Holmes added that we have a formidable reputation at BZA, and this would weaken it. Setting this precedent will also be a disaster for his SMD. The owner added that BZA tackles every case on a case-by-case basis. The substitute motion passed 4-3, with Dr. Ronneberg, Mr. Holmes and Mr. Alberti in opposition.

Dr. Ronneberg asked that someone else write the letter because he doesn't know what to say. Mr. Alberti added that the letter should be circulated to the ANC before the letter is sent.

H Street Historic District Campaign

Dr. Ronneberg reported that he talked with David Maloney of the Historic Preservation Office about the possibility of establishing an H Street Historic District. He's interested in figuring out how it would work. Dr. Ronneberg said it would be necessary to talk with the store owners on H Street and engage them. **Motion:** Dr. Ronneberg moved/Ms. Mack seconded a motion to adopt the



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Committee's recommendation that the ANC authorize up to \$1000 for a limited education and outreach regarding the commercial historic district for the H Street Historic District.

Ms. Beatty asked how it would be different from the way things are now. Mr. Holmes replied that there would be enormous financial advantages to store owners. Mr. Alberti asked how the money would be spent, and Mr. Ronneberg replied that the details will be spelled out. Mr. Alberti asked that a friendly amendment be added that reads "up to \$1000 be *allocated in the budget*..." He added that he wholeheartedly supports the motion. The motion passed without objection.

Updating Zoning Map

Dr. Ronneberg reported that the Comprehensive Plan has a future land use map that advocates different land use than what is currently envisioned by the Zoning Map, and he drafted a letter asking for a meeting to discuss rezoning the eastern H Street area to be consistent with the Comprehensive plan. **Motion:** Dr. Ronneberg moved/Ms. Beatty seconded a motion to accept the Committee's recommendation to send a letter to Harriet Tregoning of the Office of Planning asking for a meeting to discuss the rezoning of the eastern end of H Street, and to authorize Drew Ronneberg and Andrew Hysell to represent the ANC in this matter. The motion passed 6-0-1.

Motion: Dr. Ronneberg moved/Ms. Beatty seconded a motion that if the Office of Planning does not propose the recommended changes to the Zoning Commission that the ANC will. The motion passed without objection.

Public Space Training for DCRA Staff

Dr. Ronneberg reported that the ANC had not received a response to its letter to DCRA head Linda Argo, urging the training of its permitting staff to be able to recognize when electrical equipment is located on public space, and do not issue electrical permits and approvals unless the owner demonstrates that the equipment has received a public space permit. **Motion:** Dr. Ronneberg moved/Ms. Beatty seconded a motion to accept the Committee's recommendation to send a letter to DCRA Director Linda Argo requesting a response to the ANC's letter. It passed without objection.

Letter to Neil Albert Requesting a Response to Letter Regarding the Re-ordering of City Approvals

Dr. Ronneberg reported that the order in which City approvals from the Historic Preservation Office, the Zoning Administrator/Board of Zoning Adjustments and DDOT's Office of Public Space is flawed, and a letter has been drafted to suggest a change in the administrative process of approvals. **Motion:** Dr. Ronneberg moved/Mr. Alberti seconded a motion to send a letter to Neil Albert, with copies to the Mayor, city agencies and the City Council urging the District government to require public space approval before zoning or historic issues are addressed, and to also require zoning approval before historic preservation issues are addressed. The motion passed without objection.

The report of the Committee was accepted without objection.

Community Outreach

Grant to Capitol Hill Garden Club

Elizabeth Nelson introduced Vera Sisolak of the Capitol Hill Garden Club and presented her request for a \$650 grant to purchase spring bulbs to be distributed for planting in the ANC 6A neighborhood.



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Motion: Mr. Alberti moved/Ms. Beatty seconded a motion to accept the Committee's recommendation to grant \$650 to the Capitol Hill Garden Club for the purchase of spring bulbs. The motion passed without objection.

The Committee's report was accepted without objection.

Transportation

Stop Signs at 10th and 12th Streets

Motion: Mr. Alberti moved/Ms. Beatty seconded a motion to accept the Committee's recommendation to send a letter of support to DDOT regarding the installation of stop signs at the intersections of 10th and 12th Streets at Constitution Avenue. The motion passed without objection.

Public Space Permit for 701 10th Street NE

This is a request for a status report on an appeal that the ANC submitted in 2006 for a permit for a curb cut that was granted in error by DCRA. The letter requests that the issue be referred to the Public Space Committee for adjudication. **Motion:** Ms. Beatty moved/Mr. Alberti seconded a motion to accept the Committee's recommendation to send a letter to DDOT Director Gabe Klein asking him to refer the issue of the appeal of the curb cut at 701 10th Street NE to the Public Space Committee. The motion passed without objection.

Nomination of Andrew Hysell

Motion: Ms. Beatty moved/Mr. Alberti seconded the nomination of Andrew Hysell to be a member of the Transportation and Public Space Committee. The motion passed without objection.

The Committee's report was accepted without objection.

Public Safety

The Public Safety Committee had no report

9. New Business

Rail-Volution in DC

Motion: Mr. Alberti moved/Dr. Ronneberg seconded a motion to support the Rail-Volution in DC project. The motion passed without objection.

More Police Foot Patrols

Motion: Mr. Holmes moved/Dr. Ronneberg seconded a motion to send a letter to MPD Chief Lanier supporting additional police foot patrols for PSA 102 and 103. The motion passed without objection.

WMATA Buses for Schools

Mr. Holmes reported that WMATA is proposing to eliminate a bus that circulates among three Capitol Hill schools. He said he has been asked by the principal of those schools to request



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that WMATA not cut those buses, but in fact expand the service. Ms. Beatty asked what is WMATA's justification for the cuts. Mr. Holmes replied that it's financial and they're cutting all their routes dedicated to schools. **Motion:** Mr. Holmes moved/Ms. Mack seconded a motion to send a letter to WMATA supporting the continuation of the Capitol Hill loop bus. The motion passed 6-1, with Ms. Beatty in opposition.

Reconsideration of the Capitol Hill Transportation Study

Motion: Ms. Mack moved/Mr. Marshall seconded a motion to refer the question of reconsideration of the 17th and 19th Street portions of the Capitol Hill Transportation Study to the Transportation Committee.

Mr. Alberti said that he was opposed to the motion, as the prospect of increased development had been taken into consideration, and Mr. Schultheiss had summed up the traffic projections. The reasons do not justify taking a second look. Mr. Marshall asked Ms. Mack whether her constituents had been properly notified, and she replied that Capitol Hill had had a community meeting and input into the plan, but her community had not. Mr. Robinson said the question was whether Rosedale had had adequate input. If they didn't it would make great sense to go back and reconsider the support. The motion was approved without objection.

Motion: Mr. Robinson moved/Ms. Beatty seconded a motion to send a letter to DDOT asking for additional input into the decision. Mr. Mahmud said that the public had the opportunity to weigh in. Mr. Robinson replied that there is a question about whether there was adequate input. Ms. Mack said she shares 19th Street with another Commissioner who doesn't feel there was adequate input. Ms. Gilbert said there should be a supplemental impact statement.

Motion: Mr. Alberti moved that the ANC delay sending the letter to DDOT until after the Committee takes action.

Alex Rotan, the Mayor's Ward 6 representative said that he is working with people at DDOT on 17th and 19th Street, and DDOT would welcome the opportunity for additional input. Mr. Robinson asked Mr. Rotan whether he would commit to the ANC that he will work with DDOT and the community to find a solution. Mr. Rotan agreed. Ms. Beatty said that there is therefore no need to delay the letter. Mr. Alberti said he would withdraw his motion. The motion passed 5-0-1, with Dr. Ronneberg abstaining.

The meeting was adjourned at 8:55 p.m.



Community Presentations



Councilmember Michael Brown

Councilmember Muriel Bowser

Councilmember Kwame Brown

Councilmember Mendelson

Councilmember David Catania

A BILL

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

To amend, on an emergency basis, Chapter 28 of Title 47 of the District of Columbia Official Code to ~~establish regulation of pawnbrokers by the Department of Insurance, Securities and Banking;~~ to limit the interest rate that may be contracted for and received by pawnbrokers; and to provide notice and great weight to the affected Advisory Neighborhood Commission when a pawnshop license application is submitted.

BE IT ENACTED BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this act may be cited as the “Predatory Pawnbroker Regulation and Community Notification Emergency Act of 2010”.

Sec. 2. ~~Chapter 28 of Title 47 of the District of Columbia Official Code is amended as follows:~~

~~(a) Sections 47-2884.01 through 47-2884.19 are amended by striking the word “Mayor” wherever it appears and inserting the word “Commissioner” in its place.~~

~~(b) Section 47-2884.01(3) is amended to read as follows:~~



Community Presentations



1 ~~“(3) The term “Commissioner” means the Commissioner of the Department of Insurance,~~
2 ~~Securities and Banking.”.~~

3 (c) Section 47-2884.03 is amended by adding a new subsection (f) to read as follows:

4 “(f) No license shall be issued to any person unless:

5 (1) At least 30 days prior to the issuance of a license, all Advisory Neighborhood
6 Commissions in the affected ward shall be provided notice that a pawnbroker license application
7 has been submitted to the Mayor; and

8 (2) All affected Advisory Neighborhood Commissions have been accorded great weight
9 during deliberations to approve or deny the license application; **and**

10 **(3) This subsection shall not apply to applications for licensure renewal submitted**
11 **by any pawnbroker licensed in accordance with this section as of April 1, 2010.”.**

12 (d) Section 47-2884.09(a) is amended to read as follows:

13 “(a) The maximum rate of interest which a pawnbroker may contract for, and receive,
14 including fees, shall not exceed 24% per annum, except that this subsection shall not apply to
15 any pawnbroker licensed in accordance with this section as of April 1, 2010.”.

16 (a)(1) The maximum rates of interest which a pawnbroker licensed in accordance with
17 this section as of April 1, 2010 may contract for and receive shall be the same as permitted by
18 Chapter 9 of Title 16 of the District of Columbia Municipal Regulations.

19 Sec. 3. Fiscal impact statement.

20 The Council adopts the fiscal impact statement contained in the committee report as the
21 fiscal impact statement required by section 603(c)(3) of the District of Columbia Home Rule
22 Act, approved December 24, 1973 (87 Stat. 813; D.C. Official Code § 1-206.02(c)(3)).

23 Sec. 4. Effective date.



Community Presentations



- 1 This act shall take effect following approval by the Mayor (or in the event of veto by the
- 2 Mayor, action by the Council to override the veto), and shall remain in effect for no longer than
- 3 90 days, as provided for emergency acts of the Council of the District of Columbia in section
- 4 412(a) of the District of Columbia Home Rule Act, approved December 24, 1973 (87 Stat. 788;
- 5 D.C. Official Code § 1-204.12(a)).



Commission Letters from April 8, 2010 Meeting



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

Class A and Class B Liquor License Cooperative Agreement



Made this 8th day of April, 2010, by and between

Capitol Liquors,
(Class "A" Licensee)
1835 Benning Road
Washington, DC 20002
("Licensee")

and
Advisory Neighborhood Commission 6A

Preamble

Through this agreement, both parties aim to create an environment whereby the applicant may operate as a viable contributing business to the ANC 6A community, while concurrently curtailing any adverse effects a business such as the licensee's could have on the surrounding neighborhood. This agreement applies to Class A liquor licenses that permit retail sale of beer, wine, and spirits for off premises consumption.

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

Further, ANC 6A acknowledges that this Cooperative Agreement shall be presented to all Class "A" licensees within the boundaries of ANC 6A. To the greatest extent possible, the ANC will not insist upon or allow any significant changes to this Cooperative Agreement that will unfairly benefit or, conversely, cause competitive disadvantage to, any individual applicant or establishment within the ANC, unless such change is required by the District of Columbia government, other authorized governmental bodies, or rule of law.

The community and merchants have agreed that it is in all the parties' best interests to standardize the requirements for the operation of Class A establishments within the boundaries of ANC 6A. The community and merchants understand and agree that the changes imposed upon the operations of all licensees within the ANC as set forth herein are important measures to protect the safety, peace, order and quiet of the neighborhood, its residents, and businesses. It is the intent, therefore, of ANC 6A, to level the playing field through the implementation of this standardized Cooperative Agreement.

Witnessed

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

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

Whereas, the parties wish to state their mutual intention and commitment to promote the success, peace, order, and quiet of the community. Both parties recognize the importance of commercial districts (and limited commercial operations within residential districts) and their adjacent neighborhoods that are safe, clean, and "pedestrian friendly."

ANC6A supports an exemption to the "Consolidated Mt. Pleasant, Ward 2, and Ward 6 Single Sales Moratorium Act of 2008 for a period of one year upon the following terms and conditions:

1. Requirements for sale / provision of single containers of alcohol beverages
 - A. Licensee shall not sell, give, offer, expose for sale, or deliver an individual container of beer, malt liquor, or ale in single containers of 70 ounces or less.
 - B. The licensee may sell spirits in half-pint containers.



Commission Letters from April 8, 2010 Meeting



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Washington, DC 20013



Class A and Class B Liquor License Cooperative Agreement

- C. Once all Class A licensees within 1,200 foot radius of the applicant's premises are not allowed to sale, or agree by VA to not sale spirits in containers of half-pints, the licensee will not be allowed to sell spirits in containers of half pints.
 - D. ANC6A reserves the right to reconsider this exemption one year after its approval by ABRA. If ANC6A takes a position that the exemption has created a negative impact on the "peace, order, and quiet" of the neighborhood, it will petition ABRA to revoke the exemption.
2. Ban on Sale/Provision of Other Items:
- A. Single Cigarettes:
 - 1) Applicant shall not sell, give, offer, expose for sale, or deliver individual single cigarettes.
 - B. "Go-cups":
 - 1) Applicant shall not sell, give, offer, expose for sale, or deliver "go-cups" or servings of plain ice in a cup.
 - 2) Per the Alcoholic Beverage regulations, a "go-cup" is defined as: "a drinking utensil provided at no charge or a nominal charge to a customer for the purpose of consuming alcoholic beverages off the premises of an establishment."
 - C. Products associated with illegal drug activity:
 - 1) Applicant agrees to not sell, give, offer, expose for sale, or deliver products associated with illegal drug activity.
 - 2) These items are defined as: "cigarette rolling papers, pipes, needles, small bags, or any other items which may be regarded as drug paraphernalia."
3. Hours of Operation for Sales of Alcohol:
- A. Applicant shall not sell alcohol before or after ABC regulated hours.
4. Public Space Cleanliness and Maintenance:
- A. Applicant will maintain the public space (minimally the front sidewalk up to and including the gutter in front of the subject premises, and the alleyway behind the subject premises) adjacent to the establishment in a clean and litter-free condition by:
 - 1) Picking up trash, including beverage bottles and cans, and all other trash a minimum of twice daily (immediately before business hours and once around closing time).
 - 2) Exercising due diligence to prevent and/or rid vermin infestation in and around the establishment, including following, minimally, the recommendations and guidelines of the Vector Control Division of the Department of Public Works.
 - 3) Planting, watering, and generally tending to tree boxes directly in front of the subject premises, if any.
 - 4) Maintaining regular trash removal service. Ensure that the trash and dumpster area(s) remain clean.
 - 5) Remove snow and/or ice from sidewalks fronting (includes sidewalks on the sides of corner buildings) within time limits set by the District of Columbia for such snow and/or ice removal.
 - 6) Promptly remove graffiti written on the exterior walls of the property. Promptly is defined as within two (2) weeks of graffiti's appearance.
5. Signage / Loitering / Illegal Activity:
- A. Applicant will not, directly or indirectly, sell or deliver alcohol to any intoxicated person, or to any person of intemperate habits, or to any person who appears to be intoxicated. A person of intemperate habits shall be defined as any person arrested or cited for alcohol-related offences by the Metropolitan Police Department for any alcohol-related crime three times or more in any one year and who has been so identified to the licensee by the Metropolitan Police Department by giving a photo and name to the licensee.
 - B. Applicant shall post a notice kept in good repair and visible from point of entry a sign, which states:
 - 1) The minimum age requirement for purchase of alcohol,
 - 2) The obligation of the patron to produce a valid identification document in order to purchase alcohol.



Commission Letters from April 8, 2010 Meeting



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KHL&ASSOCIATES, PLLC

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



Class A and Class B Liquor License Cooperative Agreement

- C. Applicant shall make every effort to prohibit and prevent loitering and criminal activity on or in front of the establishment premises, to include:
- 1) Posting a sign kept in good repair, a sign requesting customers to not contribute to panhandlers,
 - 2) Asking loiterers to move on whenever they are observed outside the establishment,
 - 3) Calling the Metropolitan Police Department (MPD) to remove loiterers if they refuse Applicant's request to move on,
 - 4) Calling the Metropolitan Police Department if illegal activity is observed,
 - 5) Keeping a written record of dates and times (i.e. log) when the MPD was called for assistance. Applicant's log shall be provided to the Board and, for good cause shown to the Board, to any valid protestant during hearings involving future renewals or contested proceedings involving the Applicant's license.
- D. Applicant agrees to post signs kept in good repair in highly visible locations that announce the following:
- 1) Prohibition against selling alcohol to minors.
 - 2) No panhandling.
 - 3) No loitering.
- E. Applicant agrees that total signage for alcohol and tobacco products in the front window shall be limited to 25% of the total window space available.
- F. To the extent such lighting is not present on the exterior of the establishment, Applicant will install and maintain high-intensity flood-lights on the exterior of its premises so as to fully light any abutting alleyway from dusk until dawn.
6. Reporting to ANC 6A:
- A. Applicant shall make best efforts to appear before the ANC 6A Alcohol Beverage Licensing Committee two (2) months prior to their Class A license expiration date to discuss issues and concerns related to the prior two years operations, and the impending renewal of their license.
 - B. Written testimony can be provided to the ANC 6A Alcohol Beverage Licensing Committee instead of appearing in-person if mutually agreed upon by the merchant and ANC 6A.
7. Miscellaneous:
- A. Applicant, and all employees of the applicant, shall attend and complete an alcoholic beverage server training course/seminar.
8. Enforcement:
- A. If any party hereto believes in good faith that the applicant is in violation of this agreement, written notice specifying the alleged violation shall be delivered to the applicant and the applicant shall have ten (10) days after receipt of such written notice to come into compliance with this agreement or respond to said alleged notice of default.
 - B. Applicant and the ANC 6A Commission agree to enter into this agreement. If the applicant should breach the conditions of this agreement, it is understood by all parties that the ANC 6A, and/or its committees, or others shall immediately petition the ABC Board for a "show cause" hearing pursuant to 23 D.C.M.R. 1513.5.
 - C. This cooperative agreement is binding on the applicant and its assigns and will continue in force for any and all subsequent license holders at this location.

In Witness Whereof

The parties have affixed hereto their hands and seals.

Applicant:

By: Woo Young S

Date: _____



Commission Letters from April 8, 2010 Meeting



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KHL&ASSOCIATES, PLLC

PAGE 04/04



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



Class A and Class B Liquor License Cooperative Agreement

Signature: 

ABC Board Licensed Manager:

By: _____

Date: _____

Signature: _____

Advisory Neighborhood Commission 6A:

By: Kevin J. Robinson

Date: 4/8/2010

Signature: 



Commission Letters from April 8, 2010 Meeting



Made this 8th day of April, 2010
by and between
The Queen Vic
1206 H Street, NE
Washington DC 20002

and

Advisory Neighborhood Commission 6A

Preamble

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

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

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

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

Witnesseth

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

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

The Parties Agree As Follows:

1. **Public Space Cleanliness and Maintenance.** Applicant will maintain the public space (minimally the front sidewalk up to and including the gutter in front of the subject premises, and the alleyway behind the subject premises) adjacent to the establishment in a clean and litter-free condition by:
 - a. Picking up trash, including beverage bottles and cans, and all other trash a minimum of twice daily (once immediately before business hours and again between 5:00 p.m. and 8:00 p.m.).
 - b. Maintaining regular trash garbage removal service, regularly remove trash from the trash and dumpster area, and see that the trash and dumpster area remain clean.



Commission Letters from April 8, 2010 Meeting



- c. Applicant shall deposit trash and garbage only in rodent-proof dumpsters, and shall see that dumpster covers fit properly and remain fully closed except when trash or garbage is being added or removed.
- d. Exercising due diligence to prevent and/or rid vermin infestation in and around the establishment, including following, minimally, the recommendations and guidelines of the Vector Control Division of the Department of Public Works.
- e. Assisting in maintenance of the curb in front of the establishment to keep them free of trash and to remove snow and ice from the sidewalk and comply with all applicable D.C. laws and regulation in these respects.
- f. Planting, watering, and generally tending to tree boxes directly in front of the subject premises, if any.
- e. Promptly removing or painting over any graffiti written on the exterior walls of the property.

2. Business Operations and Practices:

- a. Applicant will not, directly or indirectly, sell or deliver alcohol to any intoxicated person, or to any person of intemperate habits, or to any person who appears to be intoxicated. A person of intemperate habits shall be defined as:
 - i. Any person convicted of alcohol offences or alcohol-related crimes three times or more in any one year; and
 - ii. Who has been so identified to the licensee by the Metropolitan Police Department by giving a photo and name to the licensee.
- b. Applicant agrees to take all necessary steps to prevent patron rowdiness, including refusing admission/service to rowdy and/or unruly persons.
- c. Applicant agrees to ensure that no patron bring alcohol into the establishment from outside sources, and at no time exits the establishment with alcoholic beverages.
- d. Applicant will not provide or sell alcoholic beverages "to go." Applicant agrees not to promote or participate in bar or pub "crawls" or any other event of this nature.
- e. The licensed establishment will be managed by the applicant in person or a board licensed manager.
- f. Applicant, and all employees of the applicant, shall attend and complete an alcoholic beverage server training course/seminar.
- g. Applicant shall post a notice kept in good repair and visible from point of entry a sign, which states:
 - i. Proper ID required (proof of age 21 minimum to be served and assurances that ID's will be checked at all times prior to serving alcoholic beverages to patrons).
 - ii. Prohibition against selling alcohol to minors.
 - iii. Request to patrons to not litter, loiter, or make excessive noise in the neighborhood as they arrive or depart.
 - iv. Warning: Drinking alcoholic beverages during pregnancy can cause birth defects.
 - v. Request that customers do not contribute to panhandlers.
- h. Applicant shall make every effort to prohibit and prevent loitering and criminal activity on or in front of the establishment premises, to include:
 - i. Asking loiterers to move on whenever they are observed outside the establishment,
 - ii. Calling the Metropolitan Police Department (MPD) to remove loiterers if they refuse Applicant's request to move on,
 - iii. Calling the Metropolitan Police Department if illegal activity is observed,
 - iv. Keeping a written record of dates and times (i.e. log) when the MPD was called for assistance.
- i. Applicant's log shall be provided to the Board and, for good cause shown to the Board, to any valid protestant during hearings involving future renewals or contested proceedings involving the Applicant's license.



Commission Letters from April 8, 2010 Meeting



- j. Applicant shall not support of the installation of pay phones outside of the establishment on their property.
- k. Applicant will utilize and maintain high-intensity flood-lights on the exterior of its premises so as to fully light any abutting alleyway from dusk until dawn.
- l. Applicant shall provide valet parking services only with valet parking services as defined licensed and in compliance with Title 24 DCMR Chapter 16.

3. Music / Dancing / Entertainment:

- a. Applicant agrees to ensure that sounds originating from within the establishment are mitigated by installing adequate sound proofing.
- b. Applicant shall not produce any sound, noise, or music of such intensity that it may be heard in any premises other than the licensed establishment in accordance with DC Official Code Title 25-725.
- c. In order to mitigate noise on a patio or summer garden the following steps will be taken:
 - 1) The hours for the patio will be until 11PM on weekdays and 12PM 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 decor.
- 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.
- e. Applicant shall obtain an entertainment endorsement to have a cover charge. For purposes of this clause, a cover charge is a fee required by an establishment to be paid by patrons for admission that is not directly applied to the purchase of food or drink.
- f. Applicant may offer facilities for dancing for patrons only with an entertainment endorsement and may have recorded and background music without an entertainment endorsement. "Entertainment" means live music or any other live performance by an actual person, including live bands, karaoke, comedy shows, poetry readings, and disc jockeys. The term "entertainment" shall not include the operation of a jukebox, a television, a radio, or other prerecorded music.

4. Cooperation with ANC 6A. Applicant agrees to work on resolving issues preventing the applicant from fulfilling its obligations under this cooperative agreement with all of the following: the Single-Member District (SMD) ANC Commissioner within whose boundaries the establishment is located, the Chair of the ABL Committee, and other Commissioners whose SMD's are adjacent to the location of the establishment.

5. Modifications. This agreement can be modified only by mutual agreement of all the parties with the approval of the ABC Board. In the case of ANC6A, if applicant desires to modify the terms of this agreement, the applicant, prior to implementing the change(s), shall receive written agreement from ANC6A after a majority of the commissioners shall have voted in favor of the changes at a full public meeting.

6. Miscellaneous:

- a. Applicant certifies that it does not owe more than \$100 to the District of Columbia government as the result of any fine, fee or penalty interest or past due tax.



Commission Letters from April 8, 2010 Meeting



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

7. Enforcement:

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

In Witness Whereof

The parties have affixed hereto their hands and seals.

Applicant:

By: Ryan W. Gozans Date: 4/8/10

Signature: [Signature]

Advisory Neighborhood Council 6A Representative:

By: Ryan W. Gozans Date: 4/8/10

Signature: [Signature]

ABC Board-Licensed Manager:

By: Kelvin J. Robinson Date: 4/8/10

Signature: [Signature]



Commission Letters from April 8, 2010 Meeting



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



April 9, 2010

Ms. Harriet Tregoning
Director
Office of Planning
2000 14th Street, NW, 4th Floor
Washington, DC 20009

Re: Updating Zoning Map for Area surrounding Eastern H Street NE to be Consistent with the 2006 Comprehensive Plan

Dear Ms. Tregoning:

The current zoning in the area surrounding the Eastern End of H Street NE is inconsistent with the Future Land Use Map in the 2006 Comprehensive Plan. For example the Maryland Ave facing lots in Squares 1027 and 1049, the 15th St, the western portion of Square 4509, all lots on Square 1050 and C-3-A zoned lots in Square 1026 are all commercially zoned (see Figure 1) but designated as moderate density residential land-use in the Future Land-Use map. In addition, future land use map shows that the density of the commercial lots on H Street between 12th and 15th should be *less* dense than the commercial area between 7th and 13th St. However, the current zoning is inconsistent with the future land-use map because many of the lots on H Street between 13th and 15th are zoned C-3-A while the lots between 10th and 13th are zoned at the less dense C-2-A zone.

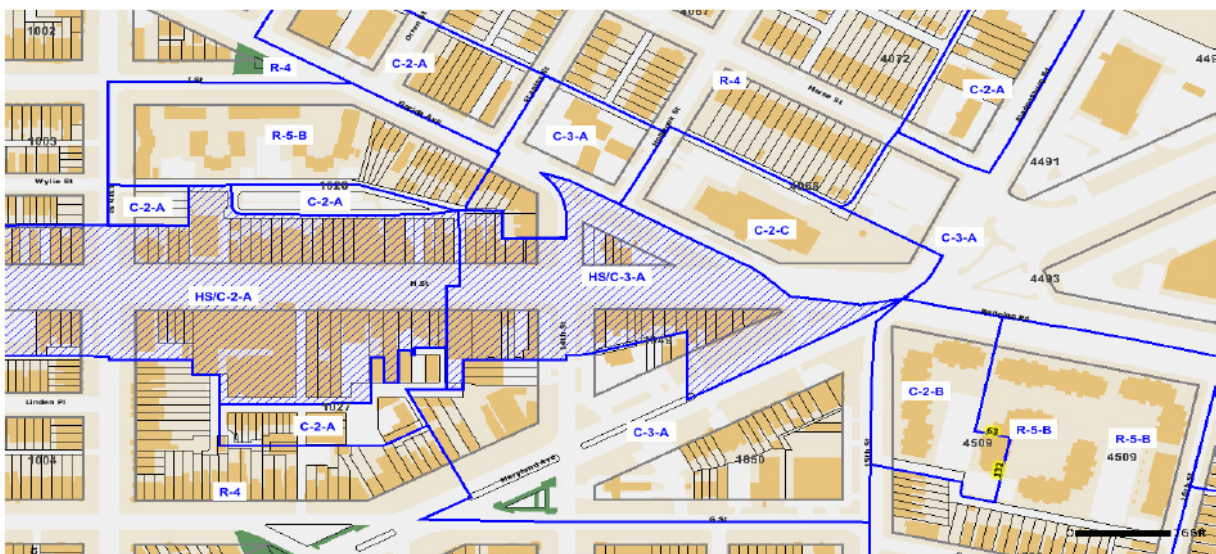


Figure 1: Map current zones on at the Eastern End of H Street NE.



Commission Letters from April 8, 2010 Meeting



Letter to Linda Argo.

Page 2



Figure 2: Excerpt from the 2006 Comprehensive Plan's Future Land Use Map. The color legend defines the light orange color as "Moderate Density Residential" the dark orange color as "Medium Density Residential" the light pink color as "Low Density Commercial" and the dark pink color as "Moderate Density Commercial".

Our ANC would like to meet with your office to discuss options for making the zoning in the eastern H Street NE area consistent with the 2006 Comprehensive Plan.

Please be advised that Commissioner Drew Ronneberg and Andrew Hysell are authorized to act on behalf of ANC 6A for this matter. Dr. Ronneberg can be reached at ronneberg6a02@gmail.com or (202) 431-4305. Mr. Hysell can be reached at aysell@hotmail.com or (203) 570-7560.

On behalf of the Commission,

Kelvin J. Robinson
Chair, Advisory Neighborhood Commission 6A

cc: Jennifer Steingasser, Office of Planning
Joel Lawson, Office of Planning
Melissa Bird, Office of Planning
Tommy Wells, Councilmember, Ward 6
Karen Wirt, Chair, ANC 6C
William Shelton, Chair, ANC 5B



Commission Letters from April 8, 2010 Meeting



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



April 8, 2010

Ms. Linda Argo
Director
Department of Consumer and Regulatory Affairs
941 North Capitol St. NE, Room 9500
Washington, DC 20002

RE: Request for Response to ANC 6A Letter Regarding Public Space Training for Permitting and Inspection Staff

Dear Ms. Argo,

Our ANC hasn't received a response to the attached letter from your office and respectfully request such a response within 60 days in accordance with D.C. Code § 1-309.10(h)(1).

We believe that DCRA should train its permitting and inspection staff so that they 1) recognize when electrical equipment is located on public space and 2) do not issue electrical permits and approvals unless the owner demonstrates that the equipment has received a public space permit. This initiative will greatly reduce the number of unsightly electrical boxes and air conditioners that are currently being installed on public space.

Please have your staff follow up with Commissioner Drew Ronneberg, who chairs our Economic Development and Zoning Committee. Dr. Ronneberg can be reached at ronneberg6a02@gmail.com or (202) 431-4305.

On behalf of the Commission,

Kelvin J. Robinson
Chair, Advisory Neighborhood Commission 6A

cc: Gabe Klein, DDOT Director
Nicholas Majett, DCRA Deputy Director
Matt LeGrant, Zoning Administrator
Lennox Douglas, DCRA Permitting
Lamont Regester, DDOT Public Space Enforcement Director
Robert Walker, Ward 6 Public Space Enforcement
Tommy Wells, Ward 6 City Councilmember
Phil Mendelson, At-Large City Councilmember
Kwame Brown, At-Large City Councilmember
Michael Brown, At-Large City Councilmember



Commission Letters from April 8, 2010 Meeting



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



April 8, 2010

Mr. Gabe Klein
Director
District Department of Transportation
2000 14th Street NW, 6th Floor
Washington, DC 20009

Re: *Installation of All-Way Stop Signs in ANC 6A – Notice 10-01-TS*

Dear Mr. Klein:

At ANC 6A's regularly-scheduled meeting on April 8, 2010, the Commission voted [unanimously] to forward to DDOT the following recommendations related to installation of all-way stop signs pursuant to the above-referenced notice from DDOT:

1. ANC 6A supports installation of all-way stop signs at Constitution Avenue NE at 10th Street and 12th Street (the "Stop Sign Intersections"). ANC 6A does not take a position with respect to installation of all-way stop signs at Independence Avenue NE at 10th Street NE and 12th Street NE as those intersections are outside of our ANC.
2. Please continue to consider the feasibility of installing signal lights and adopting traffic calming measures such as bulb-outs at the Stop Sign Intersections.
3. Please evaluate whether the Maury Safe Routes to School Program could be a potential source of funding for traffic calming measures at the Stop Sign Intersections.

Thank you for considering these recommendations from our ANC. Should you have any questions regarding this matter, please contact Omar Mahmud of our ANC's Transportation and Public Space Committee at (202) 546-1520 or familymahmud@yahoo.com.

On behalf of the Commission,

Kelvin J. Robinson, Chair
Advisory Neighborhood Commission 6A

cc: Tommy Wells, Councilmember, Ward 6



Commission Letters from April 8, 2010 Meeting



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



April 8, 2010

Mr. Gabe Klein
Director
Department of Transportation
2000 14th Street, NW, 6th Floor
Washington, DC 20009

Re: Status of Curbscut Appeal for 701 10th St NE

Dear Mr. Klein:

In January of 2006, DDOT notified our ANC of a pending public space application for a curbscut and driveway to access on-site parking for a 2-unit building ("flat") at 701 10th St. NE. According to the Zoning Regulations, a flat must provide one on-site parking spot. 701 10th St NE is a corner lot, and in January of 2006 it lacked both alley access and street access to on-site parking spaces.

A flat was constructed on this lot without first obtaining a zoning variance from the BZA or curbscut permit from DDOT. The building permits were issued in error by DCRA because the owner submitted plans showing a non-existent curbscut and driveway off G Street that accessed two on-site parking spots.

ANC 6A has opposed new curbscuts within residential areas in order to promote the walkability of our neighborhood and minimize vehicle-pedestrian conflicts. Our ANC wrote a letter to DDOT on February 14, 2006 requesting that the public space curbscut application be denied because it would 1) eliminate on-street parking spaces 2) create a safety risk for children going to the Sherwood Recreation Center, 3) eliminate public green space and 4) invite illegal parking on public space.

Despite the fact that the Ward 6 Transportation Planner, Christopher Delfts, agreed with the ANC position, DDOT's Office of Public Space granted a public space permit for a curbscut and driveway and notified our ANC on December 11, 2006.¹ Commissioner Fengler subsequently appealed the public space permit on to Public Space Manager, Ms. Denise Wiktor of DDOT and her supervisor, Acting Associate Director Ms. Ann Mason-Simpson. Ms Simpson-Mason denied the appeal on December 18, 2006.

Commissioner Fengler then appealed the public space permit to the former DDOT Director Michelle Pourciau on December 21, 2006. There was no response from Ms. Pourciau to this appeal. Ms. Pourciau was replaced by Emeka Moneme in January 2007. Commissioner Fengler appealed the public space permit to Director Moneme on January 4, 2007. Director Moneme responded "Thank you for bringing this issue to my attention. This is an important issue, and I will speak with ... the appropriate DDOT staff to get a response to your request." However, no response was received. When Mr. Moneme spoke at the May 2007 ANC 6A meeting he indicated that he would refer the appeal to the Public Space Committee. When Linda Argo spoke at the September 2007 ANC 6A meeting, she said that a Certificate of Occupancy would not be issued until the curbscut appeal had been resolved. To date, the appeal has not been referred to the Public Space Committee or officially denied by the DDOT director.

ANC 6A has invested significant effort in this appeal and would like it to be referred to the Public Space Committee for the adjudication. The flat has been vacant for the last 3 years, so it is still possible to act on the appeal before a decision would affect residents living at this address. We still believe that the best course of action would be to deny the application, close the curbscut and require that the owners of 701 10th St NE apply for a zoning variance.

¹ Although the letter was dated November 8, 2006, it was not sent to ANC 6A until December 11, 2006.



Commission Letters from April 8, 2010 Meeting



Letter to Mr. Gabe Klein

Page 2

The full appeal is included as Attachment A and former Director Moneme's response to the appeal is included as Attachment B. Please let us know how DDOT will proceed on disposition of ANC 6A's curbcut appeal for 701 10th St NE as soon as possible.

On behalf of the Commission,

Kelvin J. Robinson
Chair, Advisory Neighborhood Commission 6A

cc: Linda Argo, Director, DCRA
Matt LeGrant, Zoning Administrator
Nicholas Majett, Deputy Director, DCRA
Christopher Delfts, DDOT
Lennox Douglas, DCRA Permitting
Tommy Wells, Councilmember, Ward 6

Attachments



Commission Letters from April 8, 2010 Meeting



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



April 9, 2010

Ms. Meridith Moldenhauer
Chairperson
Board of Zoning Adjustment
Government of the District of Columbia
One Judiciary Square
441 4th Street NW
Suite 210S
Washington, DC 20001

RE: Variance Request for 1019 Florida Avenue, NE

Dear Ms. Moldenhauer:

At a regularly scheduled and properly noticed meeting on April 9, 2010, our Commission voted (4-3) to support the applicant's request for variance to erect a deck above the existing car pad to the rear of the property.

While we understand that such a variance would result in 100% lot occupancy, we believe that the potential benefit such an exception could have in encouraging the further development and rehabilitation of older properties in the area is worthy of consideration. The Commission also considered the documented support of adjacent property owners, as well as the potential for enhanced public safety in the alley area where there has been high incidences of crime.

Thank you for your consideration of this request. Should you have any questions or require additional information regarding this matter, please feel free to contact Commissioner Raphael Marshall (SMD6A01), in whose Single Member District this property is located. Commissioner Marshall can be reached at 202 256-5335 or by email at rvmps6a@aol.com.

On Behalf of the Commission

Kelvin J. Robinson
Chair, Advisory Neighborhood Commission 6A

cc: Jamison L. Weinbaum, Director, Office of Zoning



Commission Letters from April 8, 2010 Meeting



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



April 9, 2010

Mr. Bill Sirois
Site Selection Committee Co-Chair
Rail~Volution
1120 SW Fifth, Suite 800
Portland, OR 97204

RE: ANC 6A Support for the 2011 Rail~Volution Conference

Dear Mr. Sirois:

I am writing in support of the District of Columbia's application to host the 2011 Rail~Volution conference in Washington, DC. Rail~Volution is a highly regarded conference and a wonderful opportunity for practitioners, grass-roots organizers, and policy-makers to come together and share best practices.

For decades, the District and neighboring jurisdictions have demonstrated their commitment to building livable communities around transit, and the region is well-suited to advance the growing national movement for vibrant, sustainable, and equitable communities. From the well-established Rosslyn-Ballston corridor to the development of new, well-connected neighborhoods, the region boasts a variety of projects in various stages of development that will be a perfect stage for a national conference. Conference participants from all types of jurisdictions will find a community and a project relevant to them in the DC area.

I look forward to partnering with the District of Columbia to ensure that Rail~Volution, 2011 is a valuable forum for participants from all sectors and regions to collaborate on building livable communities around transit. The District's effort to host Rail~Volution has our ANC's full support – please do not hesitate to contact me or Omar Mahmud, Chair of the ANC Transportation and Public Space Committee (202-546-1520), should you require further assistance.

On Behalf of the Commission

Kelvin J. Robinson
Chair, Advisory Neighborhood Commission 6A

cc: Tommy Wells, Councilmember, Ward 6
Gabe Klein, Director, DC Department of Transportation



Commission Letters from April 8, 2010 Meeting





Commission Letters from April 8, 2010 Meeting



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



April 9, 2010

Ms. Cathy L. Lanier
Chief of Police
Metropolitan Police Department
300 Indiana Avenue, NW
Washington, DC 20001

Dear Chief Lanier:

ANC6A has worked hard to address the significant juvenile crime issues within Ward Six in recent years. While statistics continue to show reductions in crime in many categories, juvenile crimes and crimes of opportunity increasing plague our community. Accordingly, we were disappointed to learn that MPD would be unable to complete its long-planned increase in manpower level due to current budget shortfalls. ANC6A would like to see an increase in the level of resources devoted to our areas, in particular, to PSA 102 and PSA 103, which includes the reenergized H Street corridor and Rosedale community.

While we very much appreciate your personal attention to the spike in carjacking that occurred in PSA 103 late last year, we are concerned about the high levels of crimes of opportunity that we suffered in recent months in PSAs 102 and 103. For example, there were 201 robberies with a gun in the past 12 months in First District between March 24, 2009 and March 24, 2010, compared with 170 in the previous year's span. Robbery-guns were up an incredible 48% in our PSAs over that time span. Similarly, ADWs-gun were up 83 percent within our PSAs during this period. These numbers clearly suggest that our neighborhood's capable Commander and Lieutenants need additional resources, despite MPD's plans to maintain its current number of officers overall.

Though our neighborhood is steadily replacing vacant properties and storefronts with thriving families and businesses, and crime is down nationwide and across the District, crimes of opportunity continue to rise in this area. Foot traffic to the new businesses within PSAs 102 and 103 will only increase over the coming months and years with new developments and re-inhabited homes. We hope you will allocate additional officers to this area to address this unacceptable rise in crimes of opportunity in our neighborhood.

On behalf of the Commission,

Kelvin J. Robinson
Chair, Advisory Neighborhood Commission 6A

cc: David Kamperin, Commander, MPD First District
Vendette Parker, Lieutenant, PSA 102
Mark Saunders, Lieutenant, PSA 103
Tommy Wells, Councilmember, Ward 6
Rebecca Sibilia, Chair, ANC Public Safety Committee



Officer Reports - Treasurer



ANC 6A Treasurer's Report April 2010

Period Covered: 04/01/10 - 04/30/10

Checking Account:

Balance Forwarded \$ 17,624.68

Receipts:

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

Total Receipts \$ -

Total Funds Available \$ 17,624.68

Disbursements:

Heather Schoell (Mar. '10 Agenda Package)	Ck #1459	\$	200.00
Roberta Weiner (Feb.'10 Minutes)	Ck #1460	\$	135.00
Roberta Weiner (Mar.'10 Minutes)	Ck #1461	\$	135.00
Bank Charge Cancelled Check		\$	30.00

Total Disbursements \$ 500.00

Ending Balance \$ 17,124.68

Savings Account:

Balance Forwarded \$ 4,200.35

Receipts:

Interest (03/31/10)	\$	0.36
Transfers from Checking Account	\$	-

Total Receipts \$ 0.36

Total Funds Available \$ 4,200.71

Disbursements \$ -

Ending Balance \$ 4,200.71



Officer Reports - Treasurer



ANC 6A QUARTERLY REPORT OF FINANCIAL ACTIVITY 2nd Quarter FY10

Quarterly Report Period Covered 01/01/10 - 03/31/10

ANC 6A

Summary of Receipts and Disbursements: Checking Account

Balance Forwarded \$ 23,588.58

Receipts:

District Allotments	\$ -
Interest Income	\$ -
Other Deposits	\$ -
Transfers from Saving Accounts	\$ -

Total Receipts

\$ -

Total Funds Available

\$ 23,588.58

Disbursements:

1.	Net Salary and Wages	\$ -
2.	Workers Compensation	\$ -
3.	Insurance:	
4.	A. Health	\$ -
5.	B. Casualty/Property	\$ -
6.	Total Federal Wages Taxes	\$ -
7.	Tax Penalties	\$ -
8.	Local Transportation	\$ -
9.	Office Rent	\$ -
10.	Telephone Services	\$ -
11.	Postage and Delivery	\$ 250.00
12.	Utilities	\$ -
13.	Printing and Copying	\$ 582.38
14.	Flyer Distribution	\$ -
15.	Purchase of Service	\$ 870.00
16.	Office Supplies	\$ -
17.	Office Equipment	\$ -
	A. Rental	\$ -
	B. Purchase	\$ -
18.	Grants	\$ 4,236.52
19.	Training	\$ -
20.	Petty Cash Reimbursement	\$ -
21.	Transfers to Saving Account	\$ -
22.	Bank Charges	\$ 30.00
23.	Other	\$ 25.00

Total Disbursements

\$ 5,993.90

Ending Balance:

\$ 17,594.68

Approval by Commission: _____

Treasurer

Chairperson

Secretary

Secretary Certification _____

Date _____

I hereby certify that the above noted quarterly financial report has been approved by a majority of Commissioners during a public meeting in which there existed a quorum.



Committee Reports

Alcohol Beverage and Licensing (ABL)



ANC 6A ABL Committee
April 20, 2010
Minutes

Meeting called to order at 7:00 pm

Committee members present: Commissioner Mary Beatty (ANC 6A05); Michael Herman; Jaki Downs; Tish Olshefski

Committee members absent: Anne Marie Koshuta

Commissioners: Kelvin Robinson (ANC6A)

Community: Saundra Seran; Coralie Farlee (ANC6D); Margaret Holwill; Phil Toomajian; Nick Sarris (new establishment, not yet named)

I. AGENDA/MINUTES

- a. **Agenda** - Motion to accept agenda. No objections.
- b. **Minutes** - Motion to accept minutes presented at last ANC meeting. No objections.

II. COMMUNITY COMMENT

- a. Coralie Farlee-Question about when the public comment period will be held on the change to VA. Chair Beatty stated that this should occur in the next few months and may take the form of a rulemaking.
- b. Margaret Holwill-General comment about encouraging standard opening time in restaurants/bars particularly lunch hours to support new retail on H Street.

III. REVIEW OF ANC6A MARCH MEETING RE: ABL RECOMMENDATIONS

- a. **Queen Vic**
ANC accepted our recommendation on the VA Agreement.
- b. **Public Hearing re: Moratorium**
ANC agrees we should hold this public forum. Planning will begin this evening.
- c. **Chow VA**
ANC agreed with our recommendation to not accept the VA as modified by Chow VA because it would set a precedent for similar modifications by ABRA. We will move forward with a VA for Chow after ABRA's public hearing on VA's.

IV. NEW BUSINESS

- 1) **CT Application - Nick Sarris (1220 H Street, LLC—next to the two empty lots, near Sticky Rice)**
 - a. Wanted to come in and meet us. Greek "Mezza" establishment (small plates, tapas-like). Full kitchen but hitting the food/drink ratio for restaurants will be tough. Not trying to get a CT to avoid the kitchen/food issues but concern is about the ratio.
 - b. Wanted us to have a copy before he submits it.
 - c. Q: What is the name? A: Two possible but no name yet.
 - d. Q: Acoustic entertainment? A: Light music such as guitar.
 - e. Q: Are you using both floors? A: main level and top floor for dining. Trying to keep entire kitchen in the basement.
 - f. Q: Dining seating only or some bar? A: Bar--10 on one floor and 12 on the other.
 - g. Q: How many seats for dining? A: 150 including the bars.
 - h. Q: Deliveries in the back alley? A: Yes.
 - i. Q: You understand that if you do serve in the back it is a summer garden and you need to make a substantial change? A: Yes. Understand that.
 - j. Q: Community member--willing to consider opening at lunch? A: Yes.
 - k. Q: When do you intend to file the application? A: Waiting probably a week to 10 days.



Committee Reports

Alcohol Beverage and Licensing (ABL)



Mary Beatty recommends that the ANC protest this application unless we have an approved VA prior to the petition date. Seconded by Jaki Downs. Unanimous.

While Mr. Sarris had not filed his application yet, he presented a copy that he intended to file and assured us he will make only the changes to his application that were discussed in the meeting. That is, that he will request opening hours to include the possibility of serving lunch.

2) Public Hearing Plans

- a. The purpose of the hearing is to consider whether we should recommend a moratorium on CT licenses. We had a hearing in 2007. The conclusion of the hearing was that it was too early in H Street's development to consider a moratorium. We had about 50 to 60 people. Most of the emails were in favor of a moratorium. Most of those present were opposed to a moratorium. We agreed to re-assess in one to two years.
- b. Few things we need to consider:
 - a. Do we need to do research on what is going on in other parts of the city before we plan the hearing or do we proceed with planning? Last time we had people from Adams Morgan, U Street, Mt. Pleasant, etc.
 - i. Some time has passed, couldn't hurt to do research.
 - ii. Might consider inviting the same people back to get an update.
 - iii. Recommendation from the audience to talk to someone at the DC Office of Planning on their experience with other areas of the city.
 - iv. Mary proposes we do a lot of time in our next meeting to do this research and bring in some presenters.
 - b. How do we want to advertise to the community? Last time we did multiple processes—flyers, newspapers, email, blogs. Mary has found that the best way to get people out is with a flyer. We used CSOSA to assist us distributing flyers but the effectiveness was spotty.
 - i. Internet is great but it doesn't reach everyone.
 - ii. Flyers close in to H Street would be very important. They need to be neutral. Encourage the pertinent commissioners to find a way to get them distributed.
 - c. Question: Looks like it could be July?
 - i. What about September after we have the summer months under our belts?
 - ii. Agree September should be our goal.
 - d. May need a budget for this for advertising and can Mary proceed? Mary will get a bid from Hill Rag and Voice of the Hill. She will also look at the cost of hiring a firm to distribute the flyers.

Motion that the ABL committee request funds for publicizing the public hearing not to exceed \$2000. Second by Jaki Downs. Unanimous.

Recommendation to include a speaker about new ruling on "standing room" in restaurants. Adjourn 8:10 am.

Next regular meeting date is May 18, 2010, however Chair Beatty knows that she will be out, so the next meeting may be moved or someone else may chair.



Committee Reports

Economic Development and Zoning (ED&Z)



REPORT OF THE ECONOMIC DEVELOPMENT AND ZONING COMMITTEE OF ANC 6A April 21st, 2010

Present: Members: Dan Golden, Phil Toomajian, Raphael Marshall, Drew Ronneberg
Commissioners: David Holmes, Nick Alberti

Drew Ronneberg chaired the meeting.

Community Comments

None.

Status Reports

H Street Connection Redevelopment: Drew Ronneberg reported that the case was set down at the April 12th Zoning Commission meeting and the full hearing will likely be in June.

Zoning Code Rewrite: None

Vacant Properties: Phil Toomajian reported that he and Drew Ronneberg were arranging to meet with Councilmember Bowser to advocate for the ANC 6A proposal for a graduated and near exemption-less vacant property tax system. 1000 C St NE was designated by DCRA as blighted. DCRA is asking for ANC help in determining other blighted properties, which we have begun working to identify as part of our vacant property map update.

1019 Florida Ave NE: Drew Ronneberg reported that the ANC voted 4-3 to support the variances for 1019 Florida Ave NE and that Raphael Marshall would be the ANC representative before the BZA.

HPA 10-247 (1310 East Capitol St NE)

Pastor Thornton and members of the House of God Church presented plans to raze an alley structure whose roof had collapsed due to the heavy February snows. Because the property is located in a historic district, raze permits require the approval of the Historic Preservation Office.

Pastor Thornton said that the alley structure had been built between 1904 and 1925. The church had owned the property since 1977 and used the structure for storage and parking. She said that the church had replaced the garage doors and windows several times but that the bricks were in bad condition and the mortar was deteriorated, so the church had difficulty keeping the structure in good condition. The Church also did not have the funds to renovate it. The structure currently presents a safety hazard and the Church wants to raze it before someone is hurt. They would like to use the space for parking, and want to build a ramp at the back of the sanctuary for elderly and physically-challenged members of the congregation.

The United Methodist Church and the Sasha Bruce House are the adjacent neighbors. The Sasha Bruce House also has an alley structure that shares a party wall with the structure under discussion. A representative from the Sasha Bruce house was in attendance and supported the raze application. She also said that Sasha Bruce would also like to raze the alley structure on their property because of the high costs to rehabilitate it.

Commissioner Alberti said that most of the structures in the alley were still intact and asked what upkeep had been performed on the Church of God's alley structure over the years. He also asked if



Committee Reports

Economic Development and Zoning (ED&Z)



this was not a case of demolition by neglect. Phil Toomajian asked if the Church had received an estimate to fix the structure. The church said that they had not gotten an estimate but that it would be very expensive and would exceed the Church's ability to pay for renovations.

Nick Alberti moved the following recommendation, which passed unanimously.

Recommendation: The committee recommends that the ANC take no position before HPRB for the raze permit for the alley structure at 1310 E. Capitol St NE.

H St. Connection Future Tenants

Mark Bradshaw of the Rappaport Companies was on hand to address community concerns about the planned 7-Eleven and America's Best Wings stores that were planned to occupy vacant space in the current H Street Connection shopping center. Mr. Bradshaw stated that the 7-Eleven planned to operate 24 hours, but that it would not sell alcohol. It would be a corporate-owned store rather than a franchise. He also stated that the police department does not provide cell phones to its officers, and the store would have a police community network phone and also provide an area for the police to fill out paperwork. The 7-Eleven would also have in-store cameras and that the Rappaport Companies was willing to put in more cameras in the alley and parking area for monitoring the shopping center. He also stated that these two businesses were meant to keep the shopping center profitable until Rappaport could begin construction of the H Street Connection redevelopment project, but that they did not fit into the long term vision for the businesses that would eventually occupy the new building.

Several nearby residents expressed concerns about increased trash, and the effects of 24 hour operation on loitering, panhandling, and potentially increasing crime in the area. Mr. Bradshaw said two years ago, the Rappaport Companies gave MPD blanket authority to come on the H Street Connection property to enforce the law, including barring loitering on private property. He also stated that they had issued barring notices to 3 people who could be arrested for trespassing if they returned to the property. The Rappaport Companies were open to participating in a police reimbursable detail and Phil Toomajian said he would provide more information on the detail. As for increased trash, Mr. Bradshaw said that he would be willing to send the Center's porter to pick up trash for a limited area surrounding the center. The residents thought that the 700 and 600 block of 10th Street would be most affected because of Sherwood Recreation Center on the corner of 10th and G St. He also said that the H Street Connection would provide more trash receptacles on its property.

There were also zoning issues raised concerning the two businesses. Drew Ronneberg stated that he thought that the America's Best Wings operation would meet the definition of a fast-food establishment, and therefore would require special exception zoning relief due to the H Street Overlay. Mr. Bradshaw said that there would be tables in the Wings shop, but thought that the Rappaport Companies was unaware that the Zoning Overlay required special exceptions for fast food establishments even in C-2-B zones. He also thought that the owner of America's Best Wings was unaware of this requirement.

There was also discussion as to whether the 7-Eleven would be classified as a fast-food establishment or a grocery store. Mr. Bradshaw stated that he thought that places that sold milk, eggs, meats and cheeses were considered to be grocery stores, and that the proposed 7-Eleven met this requirement. The community had several questions about the operation of the 7-Eleven that Mr. Bradshaw was not able to answer at the meeting. Because the 7-Eleven would not open until approximately October, it was suggested that the Committee invite a representative from 7-Eleven operations to address questions related to 24 hour operation, the sale of fast food and tobacco, and security issues. Mr. Bradshaw said that he would help invite representatives from 7-Eleven to the



Committee Reports

Economic Development and Zoning (ED&Z)



next meeting.

The committee felt that it should alert the Zoning Administrator to the fact that America's Best Wings would likely meet the definition of a fast-food establishment and that it should be flagged during zoning review for this issue and its treatment under the H Street Overlay.

Phil Toomajian moved the following recommendation, which passed unanimously.

Recommendation: The committee recommends that the ANC send a letter to the Zoning Administrator, alerting DCRA that America's Best Wings, a future tenant of 941 H St. NE appears to meet the definition of a fast-food establishment, which requires a special exception within the boundaries of the H Street Zoning Overlay.

Vacant Property Legislative Proposal Update: Improve definition of "blighted"

The committee discussed "blighted" property, which is the only type of vacant property that is currently subjected to Class Three tax rates under DCRA's enforcement of current law. The committee had previously expressed its concern about how the codified definition of "blighted" was overly restrictive and that its application was permissive, which was partially responsible for why only a handful of properties within Ward 6 had been so-designated. The committee again reviewed the text of the current definition of "blighted" and suggested that a property which has been deemed "uninhabitable" should also qualify as "blighted." Furthermore, the committee felt that the permissive "may" language in the statute was problematic and instead suggested that "shall" be substituted to require such properties to be deemed blighted. It also recommended adding an additional catch-all type provision to provide DCRA with some discretion to recognize a property that was otherwise "blighted" to be so-categorized even if it did not fall precisely within the letter of the other specified categories. The committee's recommendations are similar to ones already proposed by Councilmember Bowser and others.

Phil Toomajian moved the following recommendation, which passed unanimously.

Recommendation: The Commission recommends that it update its vacant property legislative proposal and notify the Council of the modification, which would specify that the definition of "blighted" should be improved to include "uninhabitable" as an element, to use mandatory rather than permissive language, and to correspondingly provide a catch-all provision to allow for other otherwise blighted properties to be so categorized.

Transparency in DCRA treatment of Vacant Property

The committee discussed problems that the ANC and other citizens have encountered in trying to engage with DCRA regarding vacant property. In particular, many citizens have found it challenging to track when DCRA identifies a property as vacant, when DCRA applies an exemption to a property that has been identified as vacant, and when a property has been removed from DCRA's vacant property list. DCRA seems to only sporadically publish a list of vacant properties and another one of vacant properties that are receiving exemptions. These lists and OTR records do not identify what exemptions are granted. Concerned neighbors do not receive any notification, nor does the ANC. The lack of transparency in the process undermines the work of the ANC and neighbors who have worked to assist DCRA in identifying vacant properties. The committee expressed its desire to see a more transparent process from DCRA. In particular, it recommended that DCRA keep their vacant property lists available online with real time updates and that it identify what, if any, exemptions have been granted to vacant properties. The committee also suggested that DCRA should provide notification to the ANC or the SMD Commissioner when a property's status as vacant, vacant with exemption, blighted, or removed from the vacant list is changed because the ANC can help provide



Committee Reports

Economic Development and Zoning (ED&Z)



the community with the opportunity to address any concerns about inaccurate changes that have been made.

Phil Toomajian moved the following recommendation, which passed unanimously.

Recommendation: The committee recommends that the ANC send a letter to DCRA and the Chief Information/Technology Officer for the District to recommend new procedures to enhance the transparency of the administrative system for identifying and managing DC's vacant properties, so as to make real-time updates to the lists available online, to identify what, if any, exemptions have been granted to vacant properties, to identify which vacant properties have been deemed "blighted," and to encourage DCRA to provide notification to the local ANCs when a property within its bounds has its vacant/blighted status changed.

Historic Nomination of Two Banks on corner of 8th & H Streets NE

The committee discussed the proposed nomination of the two banks at the corner of 8th and H Streets NE for historic designation: 720-722 H St. NE (Northeast Branch of the Home Savings Bank) - a 1912 neoclassical building designed by notable architect Appleton P. Clark Jr., which currently houses Bank of America and 800 H St. NE (National Bank of Washington) - a 1921 Beaux Arts Style by prominent architect Stanley Simmons, which currently houses PNC Bank.

Commissioner Holmes referenced a historical review of the banks of Washington, which contains much of the necessary information to nominate these two banks. Both banks were highlighted as among the very most important buildings for individual landmark status as part of the recent H Street commercial district survey and were recommended for individual designation as a part of the study. Commissioner Holmes estimated that the application would take many hours to prepare and volunteered to do the research if someone else would prepare the application. Commissioner Ronneberg volunteered to prepare the application if the ANC approved.

Phil Toomajian moved the following recommendation, which passed unanimously.

Recommendation: That the ANC Support the nomination of the Bank of America and PNC Bank buildings on the NW and NE corner of 8th and H St., NE, for designation as historic.

Next Scheduled ED&Z Committee Meeting:
Wednesday, May 19th, 2010
7-9 PM
640 10th St NE
Sherwood Recreation Center, 2nd Floor



Committee Reports

Economic Development and Zoning (ED&Z)



May XX, 2010

Mr. Matthew LeGrant
Zoning Administrator
Office of the Zoning Administrator
DC Department of Consumer and Regulatory Affairs
1100 4th Street, SW
Washington, DC 20024

RE: A Fast-Food Establishment at 941 H St NE Requires a Special Exception

Dear Mr. LeGrant:

It is recently come to our attention that an America's Best Wings fast-food franchise has signed a lease to operate at 941 H St NE. We would like to alert the Office of the Zoning Administrator to the fact that this establishment will likely meet the definition of a fast-food establishment set forth in Section 199 of the zoning regulations. While fast-food establishments are normally operated as matter-of-right in C-2-B zones, Section 1320.4(c) only allows this use as a special exception for properties within the boundaries of the H Street NE Neighborhood Commercial Zoning Overlay.

Because this property is subject to the provisions of the H Street NE Overlay, we respectfully request that no building permits or a certificate of occupancy be issued without the required special exception to 1320.4(c).

If you have any questions, please contact Terres (Drew) Ronneberg at ronneberg6a02@gmail.com or (202) 431-4305.

On Behalf of the Commission,

Kelvin J. Robinson
Chair, Advisory Neighborhood Commission 6A

cc: Tommy Wells, Councilmember, Ward 6
Linda Argo, Director, DCRA
Nicholas Majett, Deputy Director, DCRA



Committee Reports

Economic Development and Zoning (ED&Z)



May XX, 2010

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

RE: HPA #10-247 (1310 East Capitol St. NE)

Dear Chairman Boasberg:

At our regularly scheduled and properly noticed meeting on May 13, 2010, our Commission voted X-X-X (with four commissioners required for a quorum) to take no position on the above referenced application.

The ANC would like to thank Pastor Thornton and members of the House of God Church for presenting their plans to raze the alley structure and construct a ramp behind the sanctuary to provide access for physically challenged members of their congregation at the April 21st meeting of ANC 6A's Economic Development and Zoning Committee.

If you have any questions, please contact Dr. Drew Ronneberg at ronneberg6a02@gmail.com or (202) 431-4305.

On behalf of the Commission,

Kelvin Robinson
Chair, Advisory Neighborhood Commission 6A

Cc: Mrs. Nancy Metzger, CHRS
Mr. Amanda Molson, HPO
Pastor Ella Thornton, House of God Church



Committee Reports

Economic Development and Zoning (ED&Z)



May 13, 2010

The Honorable Muriel Bowser
Council of the District of Columbia
1350 Pennsylvania Avenue, NW, Suite 110
Washington, DC 20004

The Honorable Jack Evans
Council of the District of Columbia
1350 Pennsylvania Avenue, NW, Suite 106
Washington, DC 20004

Dear Councilmember Bowser and Councilmember Evans:

As you know, ANC 6A has worked hard over the past 3 years to identify and mitigate vacant property in our neighborhood and we believe that even when vacant properties are not “blighted,” they are a burden our community, because when homes are unoccupied and poorly maintained, they tend to become eyesores that attract vermin, litter, and criminal activity. For these reasons, we applauded your recent proposal to restore a distinct tax class for vacant properties that provides owners a strong financial incentive to reoccupy or sell their property and submitted our own legislative proposal regarding vacant and blighted properties to you for your consideration. We believe that a restored vacant property tax rate with few, if any, exemptions should be enacted as soon as possible.

Our ANC recently added language to our legislative proposal to reform the vacant property laws to include an improved statutory definition for “blighted.” We believe our proposal largely mirrors the proposed expanded definition of “blighted” within Councilmember Bowser’s bill 18-546. In particular, we believe that any property which has been deemed “uninhabitable” should be considered “blighted.” We also believe that the section of the code that defines “blighted” should be modified to make the consideration of the listed factors mandatory, rather than permissive, and should therefore also include a catch-all provision to allow for other properties, which are clearly blighted that may not fall within the delineated factors to be so classified.

We urge you and the full Council to consider a vacant property tax system that eliminates all exemptions except for military personnel who are on temporary reassignment and instead features an escalating tax rate based on the number of years a property is vacant. We also encourage you to amend the definition of “blighted” to allow for more accurate classification of the many properties that are widely recognized as such, but which have not been so classified due to the overly restrictive and permissive language under current law.



Committee Reports

Economic Development and Zoning (ED&Z)



We hope you agree and will consider our proposal as you continue to reform the Vacant Property System.

On behalf of the Commission,

Kelvin J. Robinson
Chair, Advisory Neighborhood Commission 6A

cc: Tommy Wells, Councilmember, Ward 6
Members, District of Columbia Council
Linda Argo, Director, DCRA
Reuben Pemberton, Director Vacant Property, DCRA



Committee Reports

Economic Development and Zoning (ED&Z)



Ms. Linda Argo
Director
Department of Consumer and Regulatory Affairs
941 North Capitol St. NE, Room 9500
Washington, DC 20002

Mr. Bryan Syvak
Chief Technology Officer
Government of the District of Columbia
One Judiciary Square
441 4th Street NW
Suite 930S
Washington, DC 20001

Dear Ms. Argo and Mr. Syvak:

ANC 6A has worked hard to address vacant and blighted property issues over the past several years. Our Economic Development and Zoning Committee and citizen volunteers regularly assist DCRA with identifying and abating vacant properties in our neighborhoods. ANC 6A is currently in the process of completely updating our vacant and blighted property map and will be transmitting that information to DCRA in the coming months.

Based on our experience, we believe that DCRA must adopt procedures to enhance the transparency of the administrative system for identifying and managing vacant properties. In particular, we request that DCRA make real-time updates to its vacant and blighted property lists available online. We also request that as part of these lists, DCRA identify what, if any, exemptions have been granted to vacant properties and identify which vacant properties have been deemed “blighted.” Furthermore, we encourage DCRA to provide notification to the local ANCs when the vacant or blighted status of a property has changed.

We believe that improved transparency will greatly assist the community and DCRA alike in its efforts to accurately catalogue which properties are vacant/blighted and which ones are properly categorized as inhabited. The lack of publicly accessible information currently greatly inhibits the community’s ability to assist DCRA with obtaining the most accurate information possible and frequently leads to calls and emails to DCRA to obtain basic information, which increases the administrative burden on the understaffed Office of Vacant Property.

Finally, we request that technological incompatibilities that appear to hinder communication between DCRA and OTR be removed to allow for timely and accurate updates to the tax categorization of vacant and blighted properties. It is our understanding that when DCRA makes changes to a property’s categorization as vacant/blighted, those changes must be manually submitted to OTR prior to changes being made to a property’s tax categorization. This poses a significant burden to the efficient administration of the incentives embodied within the enhanced tax class category and leads to improper categorization of properties with each tax season. These technological barriers hinder the



Committee Reports

Economic Development and Zoning (ED&Z)



application of the Class 3 tax rate to properly identified vacant or blighted properties and should be removed.

Please have your staff follow up with Phil Toomajian, who is a member of the ANC 6A Economic Development and Zoning Committee. Mr Toomajian can be reached at ptoomajian@gmail.com or (202) 532-4301.

On Behalf of the Commission,

Kelvin J. Robinson
Chair, Advisory Neighborhood Commission 6A

cc: Tommy Wells, Councilmember, Ward 6
Muriel Bowser, Chair, Committee on Public Services and Consumer Affairs
Tom Madison, Capitol Hill North Community Association



Committee Reports

Community Outreach Committee (COC)



No report.



Committee Reports

Transportation and Public Space (TPS)



ANC 6A Transportation & Public Space Committee Meeting Minutes

Capitol Hill Towers (900 G Street NE)

April 19, 2010

- I. Call meeting to order at 7:01 pm
- II. Introductions
 - A. Committee members present: DeLania Hardy, Andrew Hysell, Sean Lovitt, Marlon Smoker and J. Omar Mahmud (Chair).
 - B. Committee members absent: Shane Artim and Lance Brown.
 - C. Others in attendance: Jamie Henson of DDOT; ANC 6A Commissioners Bill Schultheiss, Kelvin Robinson, David Holmes, Nick Alberti, Gladys Mack and Drew Ronneberg; ANC 6C Commissioner Anne Phelps; Ken Granata and Rob Stephens of the Rosedale Citizens Alliance; and other community members.
- III. Community Comment
 - A. Commissioner Holmes asked that the committee take up review of an additional agenda item. Mr. Mahmud asked that the committee possibly take it up at the end of the meeting or wait until next meeting, since there is a lot on the agenda. Commissioner Holmes agreed to wait until next meeting.
 - B. Sondra Phillips-Gilbert read a statement to the committee (please see Attachment A).
- IV. Announcements
 - A. Mr. Mahmud made the following announcements:
 - i. 800 Block of 11th Street NE to be Restricted to Northbound Traffic Only for About One to Two Months Due to Streetscape Construction.
 - ii. H Street/Benning Road Streetcar Community Meeting Hosted by ANCs 5B, 6A and 6C on April 20 at 6:30 pm - Wheatley Elementary School, 1299 Neal Street NE.
 - iii. Further Discussion Regarding the Capitol Hill Transportation Study to Take Place at a Special Committee Meeting to be held April 26 - Location at Miner ES. The May 17 monthly committee meeting will still be held at Capitol Hill Towers.
- V. New Business
 - A. C Street Corridor Transportation Project Open House: Presentation of Three Conceptual Designs by Bill Schultheiss, as a Representative of Toole Design, and Jamie Henson of DDOT Followed by Q&A
 - i. Materials were handed out to residents (Attachment B).
 - ii. The C Street Study was born from the Capitol Hill Transportation Study (CHTS). In the CHTS, C Street was identified as corridor with a major traffic speed problem.
 - iii. Temporary solutions to deal with this problem have included placement of a police car along the street.
 - iv. The study team is looking at ways to reduce traffic volume, including the reduction of at least one lane, in order to make the area safer and more livable.
 - v. The project team is now down to three possible scenarios for redesign of the corridor. The designs were shown on poster boards at the front of the room. All designs may contain some optional features which would have no significant impact on traffic):
 1. Curb extensions;
 2. Placement of bus stops; and
 3. Include left turn lane.



Committee Reports

Transportation and Public Space (TPS)



- vi. Option A would eliminate one lane of eastbound traffic since the evening traffic will not be significantly impacted by losing one lane. The eliminated passing lane would become a parking lane. It is expected that traffic will move at the same rate as it does now.
- vii. Option B would also eliminate one lane of eastbound traffic. However, the parking lane on the westbound side of the street would become a travel lane during morning rush hours. It is expected that traffic will move at the same rate as it does now.
- viii. Option C would permanently eliminate one lane of traffic in both directions. It is believed this option will result in the redirection of traffic to other eastbound streets. However, given traffic volumes have increased of late due to the streetscape work on the H Street/Benning Road corridor, it is believed traffic levels along side streets like C Street will reduce again once the streetscape work is finished. The project team estimates much of the redirected traffic will use E. Capitol Street, where the street can carry an additional load of traffic according to Mr. Schultheiss. No increase in traffic along D Street NE is expected.
- ix. The C Street project is not slated to begin until other projects are finished like H Street/Benning Road, the 11th Street Bridge, Pennsylvania Avenue SE.
- x. All options may also contain additional features and certain “green” elements:
 - 1. Additional green space between homes and traffic. The idea is to push traffic away from homes with green space and chicanes (slight curves in the road intended to slow traffic).
 - 2. Shift bicycle lanes to sidewalk level to create a more enjoyable bike ride.
 - 3. Raised crosswalks (speed tables) at intersections to slow traffic down as cars cross or turn onto another street
 - 4. Wider sidewalk at bus stops to allow for installation of bus shelters.
 - 5. Closure of the 18th Street crossing at C Street to allow for safer pedestrian crossing only. This may be done at 16th street as well if possible. After doing the closure(s), additional green space may be created.
 - 6. Restrictions of left turns onto Oklahoma from C Street to eliminate “cut through” traffic, improve traffic flow and create less backups and spillover of traffic.
 - 7. Permeable surfaces on sidewalks and cycle tracks which will allow rainwater to infiltrate the ground. This option is also being considered for parts of the roadway to reduce storm water runoff. Permeable roadway surfaces can reduce runoff by as much as 40-50%.
 - 8. Installation of plants natural to this environment so they can withstand drought and high water levels, and look nice in all seasons.
 - 9. Maintain the median as a key safety feature for pedestrians (especially during rush hour).
- xi. Mr. Henson passed on the following advice as the community weighs what type of feedback to provide DDOT on all three current options, which may change at any time:
 - 1. Don’t think of this as picking one of the three options. None of these options will be the final option implemented by DDOT since the designs still need to be vetted by others within DDOT and other city agencies and stakeholders.
 - 2. Try to prioritize elements of the plans that are favorable when submitting recommendations to DDOT. This way DDOT can prioritize according to budget constraints.
- xii. Mr. Mahmud thanked Messrs. Schultheiss and Henson for giving the presentation and opened the floor to questions:



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1. Ms. Phillips-Gilbert asked if the C Street plan will be feasible if the conversion of 17th Street NE from one-way to two-way traffic is not done. Messrs. Schultheiss and Henson both replied yes. Ms. Phillips-Gilbert asked that all three options be reconsidered. Mr. Schultheiss indicated that any final decisions on 17th Street will be made ahead of the C Street project moving forward.
2. Mr. Stephens indicated all three options are an improvement over what we have now, but also indicated he is most concerned about traffic reduction. Accordingly, Mr. Stephens is in favor of option c since it will do the most out of the three options to eliminate commuter traffic and reduce bottlenecks westbound at the intersection with 20th Street and 17th/16th Streets. Option C would push the bottleneck back further prior to 20th Street. Options A and b will still create bottlenecks at these points. Mr. Henson responded that Option C will be a “hard sell,” but that DDOT is looking at it closely. Mr. Henson reiterated that DDOT has to be careful about how reductions in traffic lanes will impact other nearby streets. Where will the traffic be pushed? DDOT has to grapple with these questions internally.
3. Commissioner Holmes reminded the committee that if traffic is being pushed to East Capitol Street as a result of any lane closures, there is already a significant bottleneck there too, meaning traffic may have to be pushed through other streets not appropriate for high levels of traffic. Mr. Henson responded that this is the exact same concern DDOT has at the time. According to Mr. Henson, there are always tradeoffs when considering street improvements. However, there may be diversion of traffic to C Street given streetscape work which will reduce C Street traffic volumes once construction is completed. Mr. Henson pointed out that changes for C Street as a result of high traffic volumes were being considered before streetscape construction, so chances are high traffic volumes will still be a problem unless DDOT acts.
4. A resident expressed an interest in keeping the median at 20th Street since it will make it safer for school children to cross the street. Regarding the safety point, Mr. Henson also pointed out that the street design must also accommodate emergency access.
5. Mr. Granata indicated that he understands traffic volumes neighborhood wide is a concern. He hopes DDOT considers making E. Capitol Street one lane so that traffic will be pushed to the 11th Street Bridge as opposed to it moving through our community. Or DDOT could think about this problem more broadly and, for example, open up the RFK parking lots to commuters as a park and ride for bike, buses and metro. DDOT could provide free or reduced parking for commuters using bike or public transit for the last leg to work.
6. Cody Rice encouraged DDOT to think about this project as if the street were being designed from scratch. If designing from scratch, we wouldn't design a solution that made for a bottleneck of traffic in this one place. Mr. Rice encouraged DDOT to break out of the mindset of what exists now and to think about how much real estate is being devoted to motorists in Options A and B. He feels very strongly about Option C even though he is aware of a possible diversion of traffic to other streets.
7. Dana Wyckoff indicated that as a resident living at 17th and C Streets, she lives at the intersection of two commuter pathways, which causes reduced livability on these streets. We need a larger integrated pattern for the whole area to address how motorists are using C Street. Ms. Wyckoff is also concerned that traffic has been encouraged to race down 17th Street. She thinks two-way traffic may slow things down on 17th, but she would like to see 19th tried first as



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- a test case. Mr. Henson asked that comments and questions be limited to C Street and not two way conversions on 17th and 19th Streets.
8. Mr. Lovitt asked whether the 11th Street Bridge project is going to lower the high volume levels of traffic along C Street. Mr. Schultheiss replied that he believes the 11th Street project will reduce traffic along C Street, but that he's not sure. Mr. Henson further explained that the southbound movements on 295 are not currently accommodated so the 11th Street Bridge project may reduce some of the volumes of traffic on C Street now by accommodating the 295 southbound traffic. Mr. Schultheiss added that spillover from lane reductions can be unpredictable, as was learned from converting Constitution to a two-way street. This has caused spillover to other streets so the city must be careful about removing a lane of traffic addressing larger traffic volume problems first. Regarding Option C, concerns and reasons for support are being hashed out at DDOT. Trying to be sensitive to the larger concerns.
 9. A resident asked what design elements would go first if DDOT has to prioritize based on lack of funds and how much time will pedestrians have to cross the street? Mr. Schultheiss replied that there will be more time to cross the street since crosswalks are being shortened 30-50%. Regarding cost constraints, the expensive elements will be eliminated first. For example, chicanes may be eliminated since they are very expensive to build, but they may also remain regardless if Options A or B are chosen since chicanes are the main traffic calming measure for those options. Widened sidewalks may also drop out and bulb outs may be reduced.
 10. Mr. Stephens pointed out that there may not be a zero sum game regarding traffic spillover if Option C is chosen. He encouraged DDOT to show data on spillover effects. If the data shows Option C would not cause significant spillover, which would help sell Option C. Mr. Henson informed the committee DDOT is doing a very good traffic analysis to show how the different options will impact traffic.
 11. Commissioner Holmes pointed out that medians are good for pedestrian crossings of wide streets, especially for mothers with a stroller. The more the median is narrowed the more dangerous it is. Mr. Schultheiss promised not to install anything narrower than the median on Maryland Avenue, which is 4 feet.
 12. Mr. Smoker asked what the construction budget is and who the federal stakeholders are on this project. NCPS? CFA? These stakeholders may have an issue with a chicane given the District has straight streets throughout city. Mr. Schultheiss indicated there is \$7M allocated for construction in 2012 and that he anticipates about \$6M to \$7M in construction costs now.
 13. Mr. Lovitt expressed confusion about the timeline for this project. Mr. Henson responded that the schedule will depend largely on other prior projects, including the 11th Street Bridge project, because of the uncertainty about how traffic will be impacted by these projects.
 14. A resident asked about short term changes that can be made to mitigate C Street traffic problems ahead of the C Street redesign. Mr. Henson informed the committee that DDOT is looking at developing short term solutions now as well. The resident also indicated that DDOT could look into changing signal timing at night. Mr. Henson expressed caution about implementing certain short-term solutions given DDOT does not want to aggravate drivers, which could make traffic conditions more dangerous.
 15. Commissioner Holmes asked about finding ways to reduce traffic coming to our neighborhoods from East Capitol Street east of the Anacostia River. Commissioner Schultheiss indicated a study is now being done regarding this



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issue. DDOT did a study on this issue in the past, but it was never implemented. Mr. Henson indicated that DDOT has already received pushback from ward 7 residents concerned about pushing traffic into their neighborhoods as a result of the C Street project and other DDOT proposals.

16. Mr. Stephens asked that DDOT give residents the hard data on traffic volume levels so that the problem can be dealt with objectively between neighbors and neighborhoods. Mr. Henson responded that the study is not to the point where DDOT is confident about the conclusions to be drawn in it.
 17. Mr. Mahmud urged DDOT to continue focusing on reducing traffic volumes so that there is less of a concern about redirecting C Street traffic. Focus on the big picture.
 18. Commissioner Robinson asked that DDOT take the view further back in the pipeline to consider the impacts of the 11th Street Bridge project. He feels DDOT cannot consider impact on C Street without first looking at other projects like 11th street. Mr. Smoker informed the committee that the 11th Street Bridge project team is not seeing major reductions in traffic volumes as a result of the project, maybe 5%. The 11th Street Bridge project keeps traffic on the freeway, but the impact it will have on side streets is uncertain at this point.
 19. Mr. Stephens asked that ANC 6A be concerned about advocating for a solution that is in the best interests of ANC 6A residents. We all want to reduce the amount of spillover traffic, but the ANC needs to stand up to say we don't want this traffic in our ANC.
 20. Mr. Granata suggested DDOT educate drivers to stay on 295 and to get on the 11th Street Bridge. He also suggested DDOT incentivize drivers to use public transit. He would also like charter buses to use the RFK access road as opposed to residential streets.
 21. A resident suggested DDOT make subtle low cost changes designed to make it less desirable for motorists to drive through the neighborhood. That way there will be fewer motorists to deal with when the project begins. Mr. Schultheiss indicated his team is working short term wins/solutions into the project report for DDOT. Mr. Schultheiss would also like to explore the idea of using RFK stadium as a parking lot to handle commuter traffic.
- xiii. Mr. Mahmud thanked the presenters and asked for suggestions on next steps on the C Street project. Mr. Schultheiss promised to provide additional analysis for next meeting which will help the committee make some preliminary recommendations to the ANC.

VI. Additional Community Comment - None

VII. Adjourn meeting at 7:55 pm



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Transportation and Public Space (TPS)



Date: 04/19/10

Transportation Community Chairman and
Committee

Mr. Omar Muhammed

Good Evening,

My name is Sondra Phillips Gilbert, of the Rosedale Grassroots Organization. I would like to ask that the Transportation committee, and the ANC Commissioners remember that all our communities are important. Please support Commissioner Mack, and the Rosedale Community have the same rights and opportunity to voice our concerns. On March 16th, over 70 citizens were oppose to the implementation of the 17th and 19th Street conversion due to the following:

- 1) The Rosedale Community did not receive proper notification from DDOT to participate in it's community meetings during the (Capitol Hill Transportation Study of 2006). All meetings well held at the Old Navy Hospital, and the Northeast Library, not in the community that would be affected by the conversion. DDOT never solicited written comments or concerns from my community, while other communities were afforded the opportunity to make recommendations. Such groups were The Capitol Hill Community, and the (C Street Project) community.
- 2) The (CHST) has not completed through study on impact of current development(Benning Road, H Street, Eleventh Street Bridge), or new development within the Rosedale Community (New Rosedale Community Center/Library and Field). When there is any new development, DDOT must complete additional studies to measure impact. Where are the current studies and assessments that include these developments ?
- 3) Request has been made to have DDOT Director and Tommy Wells meet with the community on April 29th, 2010. We have asked that all implementation of design conversion be halted until my community has been properly involved and assessments made available to study.
- 4) Community denied assess to the (Capitol Hill Transportation Study of 2006) numerous request have been made by members in my (SMD), and by several 6A Commissioners, to know avail. What are they hiding from the general public? Why is it that some community members have it, and other don't?
- 5) DDOT' has not explained it's urgency to convert 17th and 19th Streets NE, the traffic flow is working for my community.

Thank You.

Sondra Phillips-Gilbert
Rosedale Grassroots Organization
202 397-7228



Committee Reports

Transportation and Public Space (TPS)



Special Meeting of the ANC 6A Transportation & Public Space Committee
Miner Elementary School (601 15th Street NE)
April 26, 2010

Committee Chair Omar Mahmud called the meeting to order at 7:02 pm.

The following individuals introduced themselves: Committee members Sean Lovitt, Omar Mahmud and Lance Brown; ANC 6A Commissioners Nick Alberti, David Holmes, Gladys Mack and Kelvin Robinson; Jamie Henson of DDOT; and Shaeda Ahmadi of the Mayor's Office.

Mr. Mahmud introduced meeting purpose-discuss Capitol Hill Transportation Study (CHTS) and the proposed conversions of 17th and 19th street to two-way traffic.

Mr. Mahmud reviewed the history of the CHTS and ANC consideration of the study along with the proposed two-way street conversions as follows:

March 2, 2006 committee minutes: In January 2006, DDOT held a community open house regarding the CHTS where over 70 people were in attendance. At the March 2, 2006 committee meeting, DDOT updated the committee on the CHTS and informed the committee that the existing conditions report is completed. The next public meeting regarding the CHTS was scheduled to be held in May and would present DDOT's initial recommendations.

May 22, 2006 committee minutes: Mr. Mahmud updated the committee on the CHTS. Prior to the meeting, Mr. Mahmud had been informed by DDOT that the next public meeting on the CHTS would be held on June 21, 2006 where DDOT would present the existing conditions report and preliminary feedback from consulting experts. The final study was to be due in September 2006.

July 5, 2006 committee minutes: Mr. Mahmud updated the committee on the June 21 public meeting held by DDOT regarding the CHTS, including the proposal to convert 17th Street NE and 19th Street NE in our ANC from one-way to two-way traffic. The committee then approved several recommendations from the study, including the two-way conversion proposal.

July 13, 2006 ANC 6A meeting minutes: At ANC 6A's monthly meeting, the Commission voted unanimously to send a letter of support for the CHTS recommendations.¹

July 16, 2006: The ANC follows up on recommendation from July 13 meeting with a formal letter of support to DDOT for the CHTS, specifically referencing support for the conversion of 17th Street NE and 19th Street NE to two-way traffic.

September 25, 2006 committee minutes: Mr. Mahmud announced the next CHTS open house to be held by DDOT on September 27, 2006. This open house would cover DDOT's final presentation of the CHTS.

Mr. Mahmud also pointed out several other instances in committee minutes where the CHTS and/or the conversion of 17th Street and 19th Street were discussed, including October 23, 2006; November 27, 2006; January 22, 2007; April 23, 2007; May 30, 2007 and June 25, 2007.

¹ Ms. Mack pointed out later in the meeting that she was not present at this Commissioners' meeting and was therefore not one of the unanimous votes in favor of this recommendation.



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Transportation and Public Space (TPS)



Resident asked who initiated change/study.

Mr. Brown: DDOT initiated study and committee asked for community response and ANC supported based on TPS Committee recommendation.

Mr. Lovitt: Other engineering aspects are also part of the recommendation.

Mr. Henson: Other engineering aspects include bulb-outs and other efforts to slow traffic and make community safer.

Resident: Who truly initiated changes? Did DDOT decide on own to convert 17th/19th?

Mr. Henson: DDOT initiated CHTS, which resulted in conversion recommendations. Study also resulted in changes to Constitution, Independence, etc.

Mr. Mahmud: Conversion was part of larger study/efforts to slow and reduce traffic.

Resident: What will happen to traffic coming south on 17th Street from the Benning Road intersection?

Mr. Henson: Traffic will divert to other areas such as Benning, Maryland, 14th, etc.

Resident: I don't believe the proposed change is due to speeding traffic concerns because there's not that much speed.

Mr. Mahmud: Mr. Henson, can you address how traffic volumes will change by conversion?

Mr. Henson: Conversions of 1-way to 2-way result in slower speeds. People will not want to take the 1-lane option because it is slower and more congestion.

Resident: I am concerned about emergency vehicles being able to move quickly if the conversion happens. Also, commuters will continue using the routes they know.

Resident: Some neighbors are concerned about conversion because it will push Capitol Hill traffic to their neighborhood. Also concerned that neighbors were not consulted. By bringing new traffic in, you reduce livability. Resident requests new study and impact study.

Mr. Henson: Converting to 2-way will not bring additional traffic. Instead, more of the traffic will be forced west-bound. DDOT worked very closely with community and the three affected ANCs and did take into account what would happen as a result of conversion and additional development. DDOT has already conducted a thorough traffic study. An increase in amount of traffic will not occur due to the conversion.

Ms. Mack: I was not present for the unanimous vote. Did not vote for CHTS.

Resident: How will the conversion affect street parking?

Mr. Henson: Virtually no parking will be affected.

Resident: Was an onsite observation actually conducted on 17th and 19th?



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Mr. Henson: Extensive on-site observations were done for these streets.

Ms. Mack: DDOT only had one meeting. How did you advertise meeting?

Mr. Mahmud: We rely on established procedures for notification including local media and listservs. We also rely on commissioners to advertise meetings to their constituents.

Resident: It is not Ms. Mack's duty to notify residents that community will be affected. Will there be additional studies to address CHTS? You are trying to push the traffic on us.

Mr. Henson: The study was done in 2006. 17th/19th are the streets I hear most about. Design process will invite community back out. 17th/19th do not need the same amount of planning as C St because it is a much smaller, more confined street. The reason we are doing conversion is to make community safer. We know that conversion will divert traffic.

Mr. Mahmud: The idea that DDOT is trying to push traffic through Rosedale is not supported by the facts. I believe DDOT is trying to make Rosedale/Kingman safer and more livable with the proposed changes.

Mr. Henson: We want to make your community safer. We want traffic to go slower.

Resident: Why were streets converted to 1-way in the first place?

Mr. Henson: Were converted to move more commuter traffic through DC.

Resident: No, it was done to make community safer.

Resident: 17th/19th have been one-way for years and don't understand why it won't be safe.

Ms. Ahmadi (Mayor's office): Normally review process involves going back to the community to ask for input. Can you describe that process? (to DDOT)

Mr. Henson: Next we will go out for 3 community meetings. 1st to reintroduce plan to community. 2nd meeting will be to address community concerns. 3rd come back to community with results.

Resident: Only on 17th for 4 years. People near me don't see how conversion will create more cars. It is quieter further west on the hill and there's less traffic where you have two-way streets.

Resident: Lived in neighborhood for 60 yrs. 17th/19th changed to 1-way because of number of accidents. Study focused on Cap Hill, not NE/SE/Rosedale/Kingman Park. Conversion must stop or politicians will be held accountable.

Resident: Are results of study available? What about speed bumps on 17th to slow traffic?

Mr. Alberti: Will make link on ANC website.

Resident: Agree that 17th was made 2-way to make it safer.

Resident: Lived on 19th and C for 15 years. Given that 17th is curvy, conversion might make it less safe.



Committee Reports

Transportation and Public Space (TPS)



Mr. Henson: 19th north of C will not be converted.

Resident: H St project not taken into account in study. The committee is not listening—residents do not want the change.

Mr. Mahmud: 2 separate processes-DDOT and ANC.

Resident: When is the next visual study? Is the new Rosedale Recreation Center included in the study?

Mr. Henson: All proposed development is included in CHTS. Research says that a 2-way conversion along these streets will result in slow traffic and increased safety.

Resident: Why doesn't DDOT do a census of opinions on conversion?

Resident: Only Ward 6 is being represented, why is 7 not represented? How will buses turn south on 17th from D Street?

Mr. Henson: 17th would need to be designed so D6 can make the turn, but it would be tricky.

Resident: Emergency vehicles will cause problems on 17th if the street is converted.

Resident: Are we wasting our time here?

Resident: Community meeting this Thursday at Pilgrim AME Church at 6:30.

Ms. Ahmadi: I will be at all community meetings. Nothing is set in stone. Please attend DDOT meetings. I will be at the meeting this Thursday.

Mr. Henson: I want to echo sentiment asking people to come to all DDOT meetings.

Mr. Mahmud: Being no further comments or questions, opened the floor to committee/ANC commissioners for any motions. None were offered.

Mr. Mahmud adjourned the meeting at 8:25 pm.



Committee Reports

Public Safety



No report.



New Business



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



April 16, 2010

Mr. Gabe Klein
Director
Department of Transportation
Government of the District of Columbia
2000 14th Street NW, 6th Floor
Washington, DC 20009

Re: *17th and 19th Street, NE Two-Way Conversion*

Dear Mr. Klein:

At our regularly scheduled meeting on April 8, 2010, the Commission voted to request that DDOT delay action on the implementation of the 2006 Capitol Hill Transportation Study proposed two-way conversion of 17th and 19th Streets, NE.

Please know that while this Commission previously recorded its support for this project, recent concerns raised by residents of the Rosedale Community, in particular, compel us to request that DDOT take the time required to reengage and update directly impacted residents on the rationale, community, impact, potential benefits, possible designs of and alternatives to this proposed project.

Since the completion of the original study, there have been a number of transportation and new development projects in the affected area, which could have unforeseen implications to the originally conceived conversions of these streets. While we continue to wholeheartedly support efforts to mitigate traffic congestion and speed throughout our Ward, it is important that such efforts avoid the possibility of simply shifting such traffic issues from one neighborhood to another; and that consideration regarding pedestrian safety and quality of life be equally given to all areas within the Ward.

Please know that the Commission stands ready to assist DDOT in facilitating such (re)engagement efforts and have already asked that our Transportation and Public Space Committee revisit this issue at earliest opportunity, at which we would request representatives of DDOT to participate.

Thank you for your consideration of this request. Should you have any questions regarding this matter, please contact me, or Omar Mahmud of our ANC's Transportation and Public Space Committee at (202) 546-1520 or familymahmud@yahoo.com.

On behalf of the Commission,

Kelvin J. Robinson, Chair
Advisory Neighborhood Commission 6A

cc: Christopher Delfs, Ward 6 Transportation Planner
Tommy Wells, Councilmember, Ward 6



New Business



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



April 16, 2010

Mr. Terry Bellamy
Deputy Director, Operations
Department of Transportation
Government of the District of Columbia
2000 14th Street NW, 5th Floor
Washington, DC 20009

Re: *17th and 19th Street, NE Two-Way Conversion*

Dear Mr. Bellamy:

Thank you for your letter of May 5, wherein you outline the Department's plans to reengage the community regarding the planned two-way conversion of 17th and 19th Streets, NE.

We are pleased that DDOT has affirmed our request, as well as the need to seek broader community engagement as you consider the appropriate measures to address the pedestrian and vehicular safety concerns documented as part of the 2006 Capitol Hill Transportation Study. We look forward to working with you and participating in these sessions as one of DDOT's community partners.

Please be advised, however, given recent and conflicting information received from DDOT that raises serious questions as to whether sufficient community and traffic impact analysis has been conducted or considered, the Commission has decided to rescind its previously recorded support for this project until such time that these issues can be resolved. As noted previously, the Commission remains committed to identifying and will support efforts to mitigate traffic congestion and speed throughout our Ward. What we expect, however, is that any proposed solutions avoid the possibility of shifting such traffic issues from one neighborhood to another; and that consideration regarding pedestrian safety and quality of life be equally given to all areas within the Ward.

Again, thank you for your letter and for affirmatively addressing our request. Should you have any questions or require additional information, please feel free to contact me or Omar Mahmud of our ANC's Transportation and Public Space Committee at (202) 546-1520 or familymahmud@yahoo.com.

On behalf of the Commission,

Kelvin J. Robinson, Chair
Advisory Neighborhood Commission 6A

cc: Gabe Klein, Director, DDOT
Christopher Delfs, Ward 6 Transportation Planner
Tommy Wells, Councilmember, Ward 6



New Business



May 14, 2010

The Honorable Tommy Wells
Council of the District of Columbia
1350 Pennsylvania Avenue, NW, Suite 408
Washington, DC 20004

Re: Predatory Pawnbroker Regulation and Community Notification Act of 2010

Dear Councilmember Wells:

At its regularly scheduled meeting on May 13, 2010, our Commission voted XXXX to support the enactment of the Predatory Pawnbroker Regulation and Community Notification Act of 2010.

As the Council considers the final provisions of the bill, we urge you to include provisions that give Advisory Neighborhood Commissions "great weight" in the issuance of any pawnbroker license. We also recommend that oversight and enforcement of this legislation be mandated to the jurisdiction of the D.C. Department of Insurance, Securities and Banking.

In addition, to ensure adequate protection of those requiring the use of these services, we recommend that maximum annual interest rates, including fees, be capped at 24 percent for *all* pawnbroker loans made in the District of Columbia within 30 days of the adoption of the legislation.

On behalf of the Commission,

Kelvin J. Robinson
Chair, Advisory Neighborhood Commission 6A

cc: Mayor Adrian Fenty
Members, Council of the District of Columbia