



**District of Columbia Government
Advisory Neighborhood Commission 6A
Agenda for December 8, 2011**



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

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

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

7:10 **Officer Reports:**

Chair (2 minutes)

Vice-Chair (2 minutes)

Secretary (2 minutes)

Treasurer (2 minutes) *pg. 21*

7:20 **Single Member District reports** (2 minutes each)

Standing Committee Reports:

7:35 **Community Outreach** *pg. 23*

1. Approve committee report
2. **Recommendation:** ANC approve grant request for Eliot-Hine Middle School in the amount of \$4,000 for library books and media
3. Next meeting - 7:30pm, Dec. 19, 2011 (3rd Monday)

7:40 **Alcohol Beverage Licensing** *pg. 30*

1. Approve committee report
2. **Recommendation:** ANC approve the standard voluntary agreement for Pho Bar and Grill with a modification requiring trash collection at least once daily
3. **Recommendation:** ANC adopt the ABL Committee proposal in response to the H St NE alcohol cap meetings
4. Next meeting - 7pm, Dec. 20, 2011 (3rd Tuesday)

7:45 **Transportation and Public Space Committee** *pg. 34*

1. Approve committee report
2. **Recommendation:** ANC approve public space application for sidewalk café and indoor/outdoor bar at 1128 H Street NE Proposal for New Restaurant
3. **Recommendation:** ANC approve proposed Change of Loading Zone in front of 1308 H Street NE to Metered or Limited Time Parking



District of Columbia Government Advisory Neighborhood Commission 6A Agenda for December 8, 2011



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4. **Recommendation:** ANC join ANC 6C request for School Drop-off/Pick-up Zone in Front of J.O. Wilson Elementary School
5. **Recommendation:** ANC approve Proposed Removal of No Parking Signs in Front of 525 9th Street NE and 1341 Maryland Avenue NE
6. Next meeting - 7pm, Dec. 19, 2011 (3rd Monday)

7:50 **Economic Development and Zoning** *pg. 43*

1. Approve committee report
2. **Recommendation:** ANC 6A accept EDZ Committee goals
3. Next meeting - 7pm, Dec. 21, 2011 (3rd Wednesday)

7:55 **Unfinished Business** *pg. 4*

1. ANC rescind the letter approved at the November 2011 meeting requesting the Department of Parks and Recreation (DPR) remove overgrown shrubs at the park located at 8th/K/WV NE and instead send a letter to DPR authorizing Commissioner Healy to represent ANC6A in all matters concerning this park (Healy)

8:00 **New Business** *pg. 47*

1. ANC send a letter to the Department of Public Works requesting regular street sweeping for the alleys near the H Street commercial district (Healy)
2. ANC protest the new alcohol license for Central located at 1200 H St. NE and the substantial change for Rose's Dream located at 1370 H St. NE on the grounds of peace, order, and quiet of the neighborhood unless a voluntary agreement is approved and signed prior to the protest date (Healy)
3. ANC oppose the issuance of the public space permit for 1400 Maryland Ave for curbcuts, signs, etc. (Ronneberg)
4. Consider Commission meeting dates for 2012 (Holmes)

8:05 **Community Comments Round II, time permitting** (2 minutes each)

8:10 **Adjourn**



Advisory Neighborhood Commission 6A Meeting Minutes for November 10, 2011



Advisory Neighborhood Commission 6A Minutes Miner Elementary School November 10, 2011

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

The meeting was convened at 7pm

1. Agenda

Ms. Veenendaal-Selck asked for consideration in New Business of a letter to DPR on a schedule for a skateboard park in her SMD. Mr. Holmes asked for consideration of a letter to ANC 6B asking for the deletion from their posted minutes of some inaccurate information about ANC 6A. The minutes as amended were accepted by unanimous consent.

2. Minutes

The minutes were accepted as presented by unanimous consent.

3. Community Comment

Elizabeth Nelson announced the Maury Elementary Yard Sale for Saturday, November 12.

Mr. Holmes introduced ANC 6B Commissioner Jason Critchfield who was in attendance.

Dr. Ronneberg and Raphael Marshall made a plea that the ANC ask for assistance from DPR in fencing the area around an old tree at Sherwood Recreation Center. Mr. Holmes said the request would be taken up later in the meeting,

4. Community Presentation

Mr. Holmes introduced Dr. Feseha Woldu, Senior Deputy Director for the Health Regulation and Licensing Administration; Carla Williams, who was responsible for drafting the city's medical marijuana regulations; and Kathy Williams, an attorney with the Office of Advisory Neighborhood Commissions. They were invited to provide information on the regulation, enforcement and application process for licensed medical marijuana dispensers and on the role that the ANCs will have in the operations.

Dr. Woldu began with a history of the law, that a referendum passed in 1999, and that the Medical Marijuana did not pass the City Council until 2010 because there had been a Congressional prohibition on the District moving forward with the program. Mayor Fenty gave oversight of the program to ABRA, and after he was elected, Mayor Gray transferred jurisdiction to the Department of Health. There was public notice on September 14 for people to submit applications for cultivation and for distribution. He said that his office has published, on their web site, a guide for cultivation centers, and for dispensaries.



Advisory Neighborhood Commission 6A Meeting Minutes for November 10, 2011



Carla Williams began by saying that the definitions of each role were lengthy, and Mr. Holmes asked how the ANCs are to participate in the program. Ms. Williams responded that the law addresses ANCs in several ways. §51.07 (page 43) reads that the ANCs will receive notice and have the opportunity to comment on the location of cultivation centers and dispensaries, after which there will be a 60-day decision-making period on the part of the selection board. She said the establishments would be placarded, as with ABRA licensing periods for 30 days.

She said the panel would use a 250 point process for judging applicants and the ANC comments will count for 50 points—20% in the selection process, and again, in the third year, when there is a renewal, in 2015. She said that the hours of operation and sale may be limited, dependent on what ward the dispensary is in.

Finally, she said, in §62, in the bill's discussion of final selection of applicants, it says that the ANC, as well as the applicant, will be notified.

Mr. Holmes asked whether the ANC would be able to negotiate a formal Voluntary Agreement or use a binding contract between the operator and the ANC - and who will enforce any such agreements. How many enforcement agents will there be, and what will be the process? Dr. Woldu responded that the supply will be controlled as well as demand, and each patient will be processed and identified. They have hired a new investigator who will visit locations, and there will be enforcement hearings. Mr. Holmes asked whether he heard correctly that there will be only one inspector, and Dr. Woldu said that they will add more when it is necessary. There will be ten distribution centers and five cultivators and they will increase those numbers as well when there is a need.

Dr. Ronneberg asked whether there is a requirement to register, and should that be local. Mr. Alberti asked who is doing the choosing among applicants. Dr. Woldu said the selection is being done by a panel in the Attorney General's office, and there is consumer representation on the panel. The record is available from the panel, including a security plan. The transcript is available through FOIA request. Mr. Holmes said that he hopes the transcripts are redacted before they are distributed, but they shouldn't be delayed, and the ANC has to have some assurance as to what pieces they'll receive. Also, the community has to be heard from before any decisions are made. Mr. Alberti said that comments have to be made within the process. Dr. Woldu said that they are using a very sophisticated process. Mr. Alberti asked when the ANC can expect to have the decisions. Dr. Woldu said that a year is needed to create public awareness and support, which is not a long time.

Mr. Holmes asked whether anything else will be permitted to be sold in the dispensaries and Dr. Woldu said that paraphernalia would be available to patients and caregivers.

David Bernhardt, who is applying to be a cultivator, said that there is a lot of information in the applications, and that it had been mentioned that the applications would be made available to the ANCs. Dr. Woldu responded that FOIA officers have to be present and know what the process is. He said that 16 people had submitted applications for cultivation centers, and the process is complete because they have to be properly zoned as well as being reviewed for completeness.

Cathy Williams of the Office of Advisory Neighborhood Commissions said it appears that "great weight" has been translated to put ANCs in a box, and each and every query has been dismissed or laid aside. OANC sees the ANCs as partners with the Health Department, in accordance with the statute, and that there appears to be a difference in perspective with the DOH.



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Mr. Alberti said that it has to do with having a record, and that's why we want to see the transcripts to see how the applicants respond. It has been done transparently, the ANCs have to be allowed to weigh in on locations, and there has to be written documentation.

Mr. Holmes concluded the discussion by saying that he intends to hold hearings on marijuana licensing issues at the Commission level and, at least for now, not establish a committee on the issue.

5. Officer Reports

Chair

Mr. Holmes reported that the Mayor and DOT Administrator Bellamy will hold a meeting on the outstanding issues with the trolley cars, including its western terminus, on Tuesday, December 6, at 6:30pm at the Atlas Theatre, 1330 H St. NE.

Mr. Holmes announced that the National Marathon will be back. It has a new sponsor and will now be the SunTrust Rock 'n' Roll USA Marathon & CareFirst Rock 'n' Roll USA Half Marathon. It will be run on March 17, 2012, and will feature, new this year, bands, located every mile or so, to play for the runners as they pass by. Set up and tune up will begin early.

Treasurer

Mr. Alberti presented the Treasurer's Report. It showed that the opening balance in the checking account was \$24,132.42 and the savings account balance was \$4,205.76. There was an interest payment to the savings account of \$.18. There were disbursements of \$41979 to FedEx Office for October 2011 copying (Check #1529); a Voided check (Check #1530); \$200 to Heather Schoell for the October 11 agenda package (Check #1531); and \$220 to Roberta Weiner for September 11 minutes (Check #1532), leaving a balance of \$23,292.63 in the checking account, and \$4,205.94 in the savings account.

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

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

Motion: Mr. Alberti moved/Dr. Ronneberg seconded a motion to accept a correction to the Quarterly Report for the 4th Quarter that was approved last month. The wrong amount for a check was written, and corrected. The motion passed without objection.

6. SMD Reports

Ms. Lawler reported that Options School has won a regional competition.

Mr. Holmes reported that AppleTree School opened, and on the first day he saw children playing with paint chips in the school doorway. DDOE Lead Abatement issued a Notice of Violation, and the following week issued another one when they found paint chips and polluted soil in the neighbors' yards. He said that AppleTree's management is "beneath contempt" for opening a health hazard for



Advisory Neighborhood Commission 6A Meeting Minutes for November 10, 2011



the children in their care, and, in addition, an uncaring polluter of the neighborhood's air and ground. He reported that the initial work crew that scraped and painted the facility said they were not told of a lead hazard. AppleTree neither enclosed the work area nor took any precautions to protect the workers with masks or hazard suits. The lower level front door is still covered with old chipping paint. He said the Public Charter School Board (PCSB) needs to establish a team of inspectors, like that of DCPS, to inspect charters before they open and regularly thereafter to protect the children using the charter schools.

He also made a plea to the Commission to vote against the National Marathon if it runs down East Capitol or any other ANC 6A residential street twice.

Dr. **Ronneberg** reported that he spoke with the owner of a new establishment that will be located at 13th and H Sts., and he is amenable to limiting patio hours of service like Smith Commons. He also reported that XII signed up for reimbursable details for the club three nights a week and this is the second month in a row they've done that.

7. Committee Reports:

Community Outreach

Motion: The Committee moved/Mr. Alberti seconded a motion to accept the Committee's recommendation to accept a bid of \$3,815 from Capitol Community News for 12 monthly quarter-page ads in the Hill Rag, and a quarter page ad in the Fagon Community Guide. Ms. Nelson said that the ANC had to advertise and this is a reliable way to do it. She pointed out that the Rag has been very cooperative in making changes to the ads and often provides a preferred location for the ad near the ANC reports. The motion was accepted by unanimous consent. The report of the Committee was accepted without objection.

ABL

There were no action items to report.

The report of the Committee was accepted without objection.

Transportation and Public Space

There were no action items at the Committee Report.

Chair Omar Mahmud mentioned that the National Marathon people would be returning to the ANC.

The report of the Committee was accepted without objection.

Economic Development and Zoning

1414 A St. NE

This is a request for support of a BZA application for a special exception to allow additions to a one-family row dwelling not meeting the lot occupancy requirements in the R-4 district. The owners have spoken to their neighbors, and have a letter with the support of the neighbor at 412 A St. The owner says there is no substantial effect on light and air. **Motion:** The committee moved/Dr. Ronneberg seconded a motion that the ANC accept the Committee's recommendation to write a letter to the BZA supporting the special exception for 1414 A Street NE. The motion passed 6-0.

The report of the Committee was accepted without objection.



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8. New Business

Small Park at 8th, K and W. Virginia Ave. NE

Mr. Holmes presented a request from Mr. Healy, who was not present, to send a letter to the Department of Parks and Recreation for assistance with removing overgrown hedges from a small triangle park at the intersection of K and 8th Streets and West Virginia Ave. NE. Members of that community are interested in replanting the space and making it livable. **Motion:** Mr. Holmes moved/Mr. Alberti seconded a motion to send a letter to DPR requesting assistance with removing the hedges. Roberta Weiner noted that there is a run-down but usable community bulletin board in the triangle and suggested that it be retained, restored and used. The motion passed by unanimous consent.

Stipulated License for Pho Bar and Grill - 1360 H St.

This matter was properly noticed and on the agenda of the ABL committee on October 11. No one at that meeting raised any concerns about Pho. Pho will be on the ABL agenda for its November 15 meeting, in case anyone in the community wants to raise issues to be incorporated into a VA. **Motion:** Mr. Holmes moved/Mr. Hysell seconded a motion to support the request of Pho to apply for a stipulated license. The motion passed 5-0-1, with Mr. Alberti not voting

Class B Liquor License Renewals

There were four pending Class B license renewals for grocery stores selling beer and wine for off-premises consumption. Dr. Ronneberg requested the removal of Me & My Super Market, 1111 H St. NE, because there were problems with the store that he wants to look into. The three others are 1) Bella Market, 101 15th St. NE; 2) The Cupboard, 1504 East Capitol St. NE; and, 4) J & K Market, 234 15th St. NE. Pho will be on the ABL agenda for the November 15 meeting, in case anyone in the community wants to raise issues to be incorporated into a VA. **Motion:** Mr. Holmes moved/Mr. Hysell seconded a motion to not object to the renewal of the three Class B licenses. The motion passed 5-0-1 with Mr. Alberti not voting.

Changing Parking Signage at 1308 H St. NE

Dr. Ronneberg is requesting that the ANC write a letter to DDOT requesting that recently installed signage at a dry cleaner at 1308 H St. NE be changed from a loading zone to metered parking. Mr. Mahmud raised several questions about what type of parking meters, etc. and the matter was withdrawn and referred to the Transportation Committee.

Fencing a Tree at Sherwood Rec Center

Phil Toomajian spoke in support of requesting that an old tree, despite the fact there are risks to the tree, they will be outweighed by the benefits of having the tree protected. Raphael Marshall, director of the rec center, is in support. **Motion:** Dr. Ronneberg moved/Ms. Lawler seconded a motion to send a letter to DPR requesting the fencing of the tree. The motion passed 6-0.

Removing a Curb Cut at 7901 10th St. NE

This is a request from Dr. Ronneberg to send a letter to the BZA supporting the removal of a curb cut at 701 10th St. NE. **Motion:** Dr. Ronneberg moved/Ms. Veenendaal-Selck seconded a motion to send a letter to BZA supporting the removal of the curb cut. It passed 6-0.

Authorization for Council Redistricting Hearing

Mr. Holmes said that the ANC needs to authorize someone to speak on behalf of the Commission at the hearing of the Subcommittee on Redistricting of the City Council, and there should be a decision



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on what should be said. Dr. Ronneberg said he felt strongly that the Councilmember didn't follow the Task Force recommendation, and the ANC should recommend returning to the original boundaries. Mr. Alberti said that position is not without risk. Currently there is a workable ANC—is it perfect? No. But if it opens the plans to review, it opens a discussion the ANC has no control over. **Motion:** Mr. Alberti moved/Ms. Lawler seconded a motion to support the latest Wells proposal, and that the Chair or other representative is authorized to speak on behalf of the Commission. Ms. Lawler said she is personally pleased with the way her SMD turned out.

Mr. Holmes said that the chair or any officer can represent the Commission. Dr. Ronneberg said it's necessary to be flexible at the Council hearing. Ms. Lawler said allowing somebody to have carte blanche without some obligation is not good. Mr. Holmes asked whether someone should speak to support the original ANC SMD map. The Task Force map? Do we want to authorize someone to ask for the three blocks of Florida between 7th and 8th Streets? Support the return of Lincoln Park to 6A? The motion passed 5-1, Dr. Ronneberg in opposition.

Skateboard Park Schedule

Motion: Ms. Veenendaal-Selck moved/Mr. Holmes seconded a motion to authorize the Chair and Ms. Veenendaal-Selck to push Events DC and other relevant City agencies about the schedule for the opening of the Skateboard Park. The motion passed by unanimous consent.

Correction of 6B minutes

Mr. Holmes raised an issue of incorrect information that is in the ANC 6B minutes and posted on their website. The quote from the 6B minutes is: "For example, in May of 2011, ANC6A voted to endorse the placement of an expansion Capital Bikeshare station on a small traffic island at the southeast corner of the park. The parcel of land considered by ANC6A was not in their jurisdiction. Further, ANC6A did not coordinate the action with ANC6B or notify residents of ANC6B." The information is incorrect; ANC 6A never took such a vote. **Motion:** Mr. Holmes moved/Mr. Hysell seconded a motion to authorize the Chair to write a letter to 6B seeking a correction of the minutes or the attachment, physically and electronically, of the letter here authorized.

Mr. Holmes said that minutes are forever. The quickest way to understand the issues and history of an ANC is to read the minutes. I don't want future Commissioners to think this statement is accurate. The motion passed 5-0-1, with Mr. Alberti abstaining.

The meeting was adjourned at 9:05pm.



Commission Letters of November 10, 2011 Meeting



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



November 12, 2011

Nick Alberti
Interim Chairman
Alcohol Beverage Control Board
2000 14th Street, NW, Suite 400S
Washington, DC 20009

Re: Pho Bar and Grill, 1360 H Street, NE

Dear Mr. Alberti:

At a regularly scheduled and properly noticed public meeting on November 10, 2011, Advisory Neighborhood Commission 6A (ANC) voted 5-0-1 (Commissioner Alberti not voting), with a quorum present, to support a stipulated license for Pho Bar and Grill.

The owners of Pho indicate a strong willingness to enter into our standard voluntary agreement with the ANC regarding hours of operation, trash and litter, and noise levels. The Commission expects that the voluntary agreement will be in place prior to the permanent issuance of the license.

The Board should understand that, as is his consistent practice, Commissioner Alberti was not present during the discussion of this case nor was he present during the vote.

Should you have any questions, please contact Commissioner Adam Healy, Chair of the Commission's Alcoholic Beverage Licensing committee, at healyanc6a01@gmail.com or 202-556-0215. Commissioners Healy and Holmes are authorized to represent the Commission in this matter.

On behalf of the Commission,

David Holmes
Chair



Commission Letters of November 10, 2011 Meeting



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



November 12, 2011

Mr. Nick Alberti
Interim Chairman
Alcohol Beverage Control Board
2000 14th Street, NW, Suite 400S
Washington, DC 20009

Re: Renewal of Class B licenses

Dear Mr. Alberti:

At a regularly scheduled and properly noticed public meeting on November 10, 2011, Advisory Neighborhood Commission 6A (ANC) with a quorum present voted 5-0-1 (Commissioner Alberti not voting) not to object to the renewal of Class B licenses for Bella Market (License #072942); The Cupboard (License #086607); J&K Market (License #026145); and Me and My Supermarket (License #014994).

The Board should understand that, as is his consistent practice, Commissioner Alberti was not present during the discussion of this case nor was he present during the vote.

Should you have any questions, please contact Commissioner Adam Healy, Chair of the Commission's Alcoholic Beverage Licensing committee, at healyanc6a01@gmail.com or 202-556-0215. Commissioners Healy and Holmes are authorized to represent the Commission in this matter.

On behalf of the Commission,

David Holmes
Chair



Commission Letters of November 10, 2011 Meeting



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



November 12, 2011

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

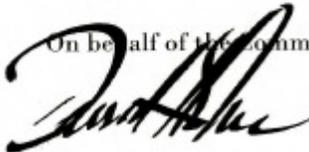
Re: BZA Case 18290 (1414 A Street, NE)

Dear Mr. Moy,

At a regularly scheduled and properly noticed meeting¹ on November 10, 2011, our Commission voted 6-0-0 (with 5 Commissioners required for a quorum) to support the applicant's request for a special exception under §223.1 from the lot occupancy requirements of §403 in the above-referenced application.

The Commission supports the special exception because the proposed addition will not unduly impact the light, air, or privacy of adjacent properties, and will not intrude upon the character, scale and pattern of houses along the street frontage. In addition, the Commission notes that the owner of the adjacent property at 1412 A Street, NE, has written a letter of support for the application.

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

On behalf of the Commission,


David Holmes
Chair

¹ ANC 6A meetings are advertised electronically on the anc6a-announce@yahoo.com listserv, the ANC6A Facebook page, the ANC6A website, and the HillEast listserv, and through print advertisements in the Hill East



Commission Letters of November 10, 2011 Meeting



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



November 12, 2011

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

Re: BZA Case 18314 (701 Tenth Street, NE)

Dear Mr. Moy,

At a regularly scheduled and properly noticed meeting¹ on November 10, 2011, our Commission voted 6-0-0 (with 5 Commissioners required for a quorum) to support the applicant's request for a variance from the minimum on-site parking requirement of §2101.1 to permit a two-unit flat without off-street parking.

This case is of great interest to ANC 6A, which has been appealing the improperly permitted curb cut since it was constructed at the site in 2006. The previous owner exploited communication breakdowns between DCRA and DDoT to construct the curb cut and driveway after the flat was constructed. This occurred because DCRA issued permits to construct a two-unit flat based on the previous owner's false representations which showed a curb cut and driveway in the site plans when none in fact existed. As a result, a flat without on-site parking was constructed at 701 Tenth Street, NE, without obtaining the necessary variance from §2101.1. The original previous owner later applied to DDoT for a public space permit based on the fact that they could not get a Certificate of Occupancy without on-site parking.

Our ANC strongly opposed DDoT's decision to issue a public space permit for a curb cut and driveway because it violated many of DDoT's own guidelines, which require curb cuts be in the public interest and comply with the technical requirements of the DDoT Design and Engineering Manual. The ANC has requested that the case be heard by DDoT's Public Space Committee – a request that has twice been verbally granted by different DDoT Directors, but has yet to be placed on the PSC's agenda.



In addition, our ANC has advocated, through the Zoning Regulations Rewrite, for language that requires proof of public space permits for all curb cuts and driveways be provided to the Zoning Administrator prior to the issuance of any building permit.

The Commission believes that a variance is justified in this case because of the project meets the three tests specified in §3103.2. First, the site has unusual circumstances because it lacks alley access. Second, the owners faces economic hardship if the DDoT revokes its public space permit for the curb cut because the owner would need to convert the building to a single family dwelling in order to comply with the parking requirements of §2101.1. Finally, the intent of §2101.1 is to reduce demand for on-street parking by requiring dwellings to provide off-street parking. However, in this case, the curb cut eliminates three legal on-street parking spaces while the development is providing only two off-street parking spaces. Providing a parking variance in this circumstance will not impair the intent of the Zoning Regulations and will further the 2006 Comprehensive Plan's goal to "...minimize the number of curb cuts in new developments. Curb cuts and multiple vehicle access points break up the sidewalk, reduce pedestrian safety, and detract from pedestrian-oriented retail and residential areas." (Policy T-1.2.3) In this case the variance, if granted, will eliminate the requirement for a curb cut, and the owner has agreed to remove it.

Finally, the ANC would like to acknowledge RedShift, LLC's efforts to fix the problems created by the previous owner by submitting this BZA application.

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

On behalf of the Commission,

David Holmes
Chair



Commission Letters of November 10, 2011 Meeting



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



November 12, 2011

Gregory A. O'Dell
President / Chief Executive Officer
2400 East Capitol Street, SE
Washington, D.C. 20003

Erik A. Moses
Senior Vice President / Managing Director
2400 East Capitol Street, SE
Washington, D.C. 20003

Gentlemen,

Please inform both Commissioner Lia Veenendaal-Selek and me about the anticipated date for public access to the Skateboard Park.

We are now many weeks from the Maloof Cup competition that inaugurated use of the Park. DC Events announced at meetings before the competition that the Park should open to public use by the middle of October.

Please tell me who your District government partners are in making this much anticipated Park available. Who needs to prepare:

- the surrounding green areas;
- the entrance gates and other access;
- the informational and cautionary signs;
- the lighting, if any, and;
- the restrooms?

Who will watch the site for injuries and for inappropriate behavior?

What publicity will there be for the opening of the park, and who will provide it?

Our Advisory Neighborhood Commission, by unanimous vote, has authorized us to work with you to speed the completion of this project. Your swift response will be appreciated.

On behalf of the Commission,

David Holmes
Chair
919 Massachusetts Avenue, NE
Washington, DC 20002

Lia Veenendaal-Selek
Commissioner, 6A08
222 17th Place, NE
Washington, DC 20002

cc: Lisa White, Commissioner 7D01
Tommy Wells, Ward 6 Councilmember
Yvette Alexander, Ward 7 Councilmember



Commission Letters of November 10, 2011 Meeting



Made this 8th day of December, 2011

by and between

Pho Bar and Grill
1360 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 Voluntary Agreement shall be presented to all Class CR applicants within the boundaries of ANC 6A. The community and merchants have agreed that it is in all the parties best interests to standardize the requirements for the operations of restaurant, tavern, and nightclub establishments within the boundaries of ANC 6A. To the greatest extent possible, the ANC will not insist upon or allow any significant changes to this Voluntary Agreement that will unfairly benefit or, conversely, cause competitive disadvantage to, any individual applicant or establishment within the ANC, unless such change is required by the District of Columbia government, other authorized governmental bodies, or rule of law.

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

Witnesseth

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

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

The Parties Agree As Follows:

- I. 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 once daily.

Voluntary Agreement between Pho Bar and Grill and ANC6A

Page 1 of 4



- 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.
- 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.
- g. Promptly removing or painting over any graffiti written on the exterior walls of the property.
- h. Requiring the owner and employees not to park on public space between the building and the curb.
- i. Not locating trash bins, chairs, tables, or other equipment on public space without a valid space permit.

2. Business Operations and Practices:

- a. Applicant will not, directly or indirectly, sell or deliver alcohol to any intoxicated person or to any person who appears to be intoxicated.
- 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 an open container of an alcoholic beverage into the establishment from outside sources, and at no time exits the establishment with an open container of an alcoholic beverage. Wine shall be corked in accordance with Title 25-113(b)(5)(A)(B)(C) of the DC Municipal Code.
- d. Applicant will not provide or sell alcoholic beverages "to go." Applicant agrees not to promote or participate in bar or pub "crawls" or any other event of this nature.
- e. The licensed establishment will be managed by the applicant in person or a board licensed manager.
- f. Applicant, and all employees of the applicant, shall attend and complete an alcoholic beverage server training course/seminar.
- g. Applicant shall post a notice kept in good repair and visible from point of entry a sign, which states:
 - 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 (a calllog) when the MPD is called for assistance.
 - v. Applicant will maintain a detailed incident log. An incident is defined as any activity by patrons of the establishment inside or immediately outside the establishment which could lead to an ABRA investigation. Each incident will contain date, time and location of each incident with a concise summary. Guests and staff involved or witnesses of the incident will be identified and listed. If there is a medical or police response, that information will also be noted.
- i. Applicant's call log and incident log shall be provided to the ANC or Board during meetings or hearings involving future renewals or contested proceedings involving the Applicant's license.
- j. After receiving complaints and/or observing problems with this establishment, ANC Commissioners and/or the ABL Committee chair may ask the D.C. Metropolitan Police Department (MPD) for records and

Voluntary Agreement between Pho Bar and Grill and ANC6A

Page 2 of 4



data regarding calls for service or other necessary police presence around this establishment.

i. If data from MPD indicates that this establishment has caused or is significantly contributing to additional crime or criminal activities in the neighborhood, including disorderly conduct and/or reoccurring public disturbance, the ANC 6A ABL Committee will hold a public meeting to discuss the problems and ways in which to mitigate them. The Applicant, MPD, and an ABRA representative will be invited and encouraged to participate, as well as concerned residents. MPD will be asked to recommend to the Committee the days of the week and hours when the reimbursable MPD detail should be necessary to maintain peace, order, and quiet at and around this establishment and the costs that would be associated with such reimbursable detail. If the Committee recommends the use of a reimbursable MPD detail at this establishment to mitigate these problems, the recommendation will then be considered by ANC 6A at their next scheduled meeting.

ii. If the ANC, by a majority vote, supports requiring a reimbursable MPD detail, the ANC Chair will notify in writing the First District MPD Commander or his/her designee and the Applicant that this establishment will be required to have a reimbursable MPD detail assigned to their location.

iii. The Applicant shall transmit to MPD funds sufficient to provide the next month's reimbursable MPD detail by the 1st day of each month that the reimbursable detail is required.

iv. The reimbursable detail shall be maintained by the Applicant for up to six months. Within six months, the ABL Committee will conduct another review to hear input on whether or not the reimbursable MPD detail should be continued. The ABL Committee will make a recommendation that will then be considered by the ANC at their next scheduled meeting.

k. Applicant shall not support of the installation of pay phones outside of the establishment on their property.

l. Applicant will utilize and maintain high-intensity flood-lights on the exterior of its premises so as to fully light any abutting alleyway from dusk until dawn.

m. Applicant shall provide valet parking services only with valet parking companies as defined licensed and in compliance with Title 24 DCMR Chapter 16. Applicant will not engage in valet parking that results in vehicles parked in residential parking spaces.

3. Music / Dancing / 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 an outdoor patio or summer garden the following steps will be taken:

1) Applicant shall not offer any type of live or pre-recorded music on the patio.

2) A fence or other barrier will enclose the entire perimeter.

3) No fewer than two signs will be clearly posted to remind guests to keep their voices at normal speaking volume.

4) Staff will monitor the outdoor area to make sure guests do not raise their voices above normal speaking tones.

5) Potted plants, trees, fountains or other types of noise mitigation techniques will be incorporated into the decor.

d. The ANC will establish a three month trial of noise levels from the outdoor area with limited hours until 11PM on weekdays and 12AM on weekends. If noise levels do not create a repeated disturbance to the neighborhood during this time period 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. The three month time period for this applicant is _____ to _____.

e. If the outdoor patio is located on public space, the hours of operation of that patio will be limited until 11:00 p.m. Sunday through Thursday evenings and 12:00 a.m. on Friday and Saturday evenings. The sale and consumption of alcoholic beverages must end at that time and the patio must be cleared of all patrons.

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,

Voluntary Agreement between Pho Bar and Grill and ANC6A



Commission Letters of November 10, 2011 Meeting



poetry readings, and disc jockeys. The term "entertainment" shall not include the operation of a jukebox, a television, a radio, or other prerecorded music.

g. All CT license holders with an entertainment endorsement must have an ABRA accepted security plan in place.

h. All CR license holders shall comply with ABRA regulations that require their kitchen to remain open and operational up until at least 2 hours prior to closing.

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

5. Modifications. This agreement can be modified only by mutual agreement of all the parties with the approval of the ABC Board or by the ABC Board consistent with DC Code § 25-446. In the case of ANC6A, if applicant desires to modify the terms of this agreement, the applicant, prior to implementing the change(s), shall receive written agreement from ANC6A after a majority of the commissioners shall have voted in favor of the changes at a full public meeting.

6. Miscellaneous:

a. Applicant shall post a copy of this voluntary agreement in the establishment in conjunction with the posting of its alcoholic beverage license.

b. Applicant will operate in compliance with all applicable DC laws and regulations.

7. Enforcement:

a. If either party hereto believes in good faith that the applicant is in violation of this agreement, written notice specifying the alleged violation shall be delivered to the applicant and the applicant shall have ten (10) days after receipt of such written notice to come into compliance with this agreement or respond to said alleged notice of default.

b. Applicant and the ANC 6A Commission agree to enter into this agreement. If the applicant should breach the conditions of this agreement, it is understood by all parties that the ANC 6A, and/or its committees, or others shall immediately petition the ABC Board for a "show cause" hearing pursuant to 23 D.C.M.R. 1513.5.

c. This cooperative agreement is binding on the applicant and its assigns and will continue in force for any and all subsequent license holders at this location.

In Witness Whereof

The parties have affixed hereto their hands and seals.

Applicant:

By: NAPOLEON IBIEZUGBE Date: 11/29/11

Signature: [Handwritten Signature]

Advisory Neighborhood Commission 6A Representative:

By: _____ Date: _____

Signature: _____



Commission Letters of November 10, 2011 Meeting



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



November 12, 2011

Jesus Aguirre
Director, Department of Parks and Recreation
3149 16th Street NW
Washington, DC 20010

Re: Sherwood Recreation Center

Dear Director Aguirre:

At a regularly scheduled and properly noticed meeting on November 10, 2011, our Commission voted unanimously (6-0-0, with five required for a quorum) to support modifying the fencing at Sherwood Recreation Center to include the large tree near the corner of 10th and G Streets, NE, within the protected park area.

The Commission appreciates that while Department of Parks and Recreation (DPR) will take steps to avoid damaging the tree in adjusting the fence, it cannot eliminate the possible risks to the tree. By this letter, we confirm that we believe the benefits outweigh the risk involved.

The Commission understands that regardless of what happens with this particular tree that the neighbors who volunteer at Sherwood will work closely with DPR to ensure that there is a wide array of healthy trees, bushes, and flowers on its park grounds.

Thank you for your assistance in addressing this matter.

On behalf of the Commission,

David Holmes
Chair

cc: Derek Schultz, Department of Parks and Recreation
Raphael Marshall, Manager, Sherwood Recreation Center
Councilmember Tommy Wells



Commission Letters of November 10, 2011 Meeting



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



November 12, 2011

Mr. Neil Glick
Chair, Advisory Neighborhood Commission 6B
703 D Street, SE
Washington, DC 20003

Dear Mr. Glick,

Advisory Neighborhood Commission 6A has voted unanimously to request that the minutes of your ANC be changed to either:

1/. delete the following three sentences:

"For example, in May of 2011, ANC6A voted to endorse the placement of an expansion Capital Bikeshare station on a small traffic island at the southeast corner of the park. The parcel of land considered by ANC6A was not in their jurisdiction. Further, ANC6A did not coordinate the action with ANC6B or notify residents of ANC6B."

or

2/. attach this letter, both physically and in the electronic record, to provide an counterpoint to the statement made.

Neither ANC 6A nor its Transportation and Public Space committee took such a vote. The ANC and its committee did not, informally or formally, propose such a Capital Bikeshare placement.

We are not seeking changes in the 6B statement also unfortunately comments that 6A interfered in paving, signage and pedestrian matters outside the boundaries of Lincoln Park in 6B. We, of course, have no such jurisdiction, power, or interest. The Park extends only to the sidewalk; it does not include the sidewalk or the street. 6B may have benefited from requests for improvements we sought for the streets and sidewalks on our ANC. We did not propose repaving of streets and sidewalks or any signage in 6B. Commissioner Kenan Jarboe and I, in our respective districts, simultaneously sought speed control humps for East Capitol Street next to Lincoln Park. The proposal to site the CaBi station in 6A was proposed by 6B Commissioners and citizens to remove it from 6B. If you have any other stations you want to remove from 6B, I'll happily accept them in my SMD.

As a personal comment, minutes of a government body last forever. Often the quickest way to understand the issues and history of an ANC is to read the minutes. 6A doesn't want future Commissioners to think the above 6B statement is accurate. As an ANC, we have very carefully avoided any temptation to intervene in or comment on 6B matters in the recent redistricting contratemps. Collegiality and accuracy in both perception and comment are needed in the relationships between the two Commissions.

On behalf of the Commission,

David Holmes, Chair



Officer Reports - Treasurer



ANC 6A Treasurer's Report November 2011

Period Covered 11/01/11 - 11/30/11

Checking Account:

Balance Forwarded \$ 23,292.63

Receipts:

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

Total Receipts \$ -

Total Funds Available \$ 23,292.63

Disbursements:

Heather Schoell (Agenda Package Oct. '11) Ck #1533 \$ 200.00
Capitol Hill Garden Club (Grant) Ck #1534 \$ 650.00
FedEx Office (Nov. 01, 2011 Statement) Ck #1525 \$ 226.79
VOID Ck #1536 \$ -
Stop Payment Fee \$ 30.00
Capital Community News (Rag & Fagon Guide Ads) Ck #1537 \$ 3,815.00
Roberta Weiner (Minutes Oct. '11 ANC Meeting) Ck #1538 \$ 180.00

Total Disbursements \$ 5,101.79

Ending Balance \$ 18,190.84

Savings Account:

Balance Forwarded \$ 4,205.94

Receipts:

Interest (11/30/11) \$ 0.17
Transfers from Checking Account

Total Receipts \$ 0.17

Total Funds Available \$ 4,206.11

Disbursements \$ -

Ending Balance \$ 4,206.11

Prepared November 30, 2011



Officer Reports - Treasurer



ANC 6A Treasurer's Report November 2011

PETTY CASH SUMMARY

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

Prepared November 30, 2011



Committee Reports

Community Outreach Committee (COC)



ANC6A Community Outreach Committee

November 21, 2011 Minutes

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

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

Committee members present: Elizabeth Nelson (Chair), Rose Williams (no quorum)

Committee members absent: Mark Roy, Necothia Bowens, Louis Barbash, Jean Kohanek, Pat Joseph

Community member present: Carmen Jackson, Eliot-Hine Middle School Business Manager and member of PTSA

- I. Agenda
 1. Adopted.
 2. Most committee members were unable to attend due to proximity to Thanksgiving holiday but the decision was made not to cancel since the Eliot-Hine grant application was on the agenda.
 3. Discussion of possible committee involvement in Medical Marijuana issues was deferred because so many members were absent.
- II. Status of ANC/COC activities

Recommendation to accept bid from Capital Community News for Hill Rag and Community Guide advertising was approved by the commissioners at the November 10 meeting.
- III. Grant application from Eliot-Hine Middle School PTSA
 1. Ms. Jackson presented the grant application. She explained that Eliot-Hine was projected to have 297 students but instead received 400. It is good to have a larger student body but they were unprepared for such a large enrollment. When Eliot and Hine consolidated, Eliot had no library and the existing Hine library contents were transferred to the Eliot site. However there were very few volumes; most were out of date and/or in poor repair. Even so, these books have largely been parceled out to the under-resourced classrooms leaving only 200-or-so books in the library itself. There is a part-time librarian, Ms. Bradshaw, who is committed to doing as best she can. She has library sessions with students to whom she reads or offers computer instruction. The children are very interested in reading but, with so few titles, there are limited opportunities to borrow books.
 2. DCPS has no plans or resources to provide additional library materials. So, Ms. Bradshaw has been aggressively pursuing outside funding sources. While the Capitol Hill Community Foundation paid for new libraries in the local elementary schools some years ago, the middle schools were not included. However, the Capitol Hill Community Foundation recently gave the school \$700 which will cover the cost of two mobile carts and a few books. The Eliot Hine PTSA is requesting \$4,000 from ANC 6A to purchase additional books.
 3. The two committee members present agreed that there would be few more appropriate ways to spend ANC grant money than to provide library materials for a school that has



Committee Reports

Community Outreach Committee (COC)



next-to-none. Literacy is key to a successful adult life. The school is in-boundaries to most children in ANC 6A; a significant number of ANC 6A children currently attend. Furthermore, the principal, faculty and staff at the school are united in an attempt to attract additional neighborhood families. If they cannot provide decent facilities (including a functioning library) they will not succeed and the entire community will suffer as a result. It is worth noting that this is the first grant application received from the Eliot-Hine PTSA; they have not received funding previously.

5. **Motion: Ms. Williams moved that the COC recommend that ANC 6A approve full funding (\$4,000) of the grant request from the Eliot-Hine PTSA to purchase books and media for the school library. Seconded by Ms. Nelson. Vote 2 in favor, none opposed.**

- IV. **The next meeting of the COC will take place Monday, November December 19, at 7:30 p.m. at 1235 C St. NE**

Meeting adjourned at 8:20 p.m.



Committee Reports
Community Outreach Committee (COC)



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

1. DATE OF APPLICATION	2. DATE OF PROJECT OR ACTIVITY
11/9/11	ongoing
3. APPLICANT ORGANIZATION NAME AND ADDRESS	
Eliot-Hine Middle School PTSA	
1830 Constitution Ave., NE	
Washington, DC 20002	
4. CONTACT NAME	5. TITLE
Tynika Young	Principal
6. ADDRESS (IF DIFFERENT FROM ABOVE)	
Same as above	
7. TELEPHONE	8. FAX
(202) 939-5380	(202) 698-0808
9. E-MAIL ADDRESS	
tynika.young@dc.gov	
10. BRIEF DESCRIPTION OF PROPOSED PROJECT/ACTIVITY	
Books and media for the library. Unlike most of the Capitol Hill elementary schools, who received new libraries courtesy the CHCF, Eliot-Hine's current selection of library books is small and outdated – nearly non-existent - and we need a range of reading levels to accommodate our readers at advanced levels as well as engaging below-basic students. Some of the selection addresses character-building and anti-bullying, and some books are for enjoyment. There are a few for adults, too, such as teaching math to special education students, fostering growth among our staff. Library books and media are not offered by DCPS.	
11. PROJECTED TOTAL COST	12. AMOUNT REQUESTED
\$6,737.05	\$4,000.00
13. OTHER SOURCES OF FUNDING (BE SPECIFIC, PROVIDE NAMES)	
We intend to apply to the Capitol Hill Community Foundation for a \$350 mini-grant.	
14. STATEMENT OF BENEFIT (DETAILED DESCRIPTION OF PROJECT OR ACTIVITY, WHO WILL BENEFIT AND IN WHAT WAY)	
Eliot-Hine is in-boundaries to ANC 6A. A significant number of students live in ANC 6A and we hope to attract more by improving our offerings and facilities – including the library. Our staff and students will greatly benefit from a renewed library inventory. Our focus is literacy, and having books that offer current information and new fiction to enjoy will encourage students to read. The importance of literacy to a successful adult life cannot be overstated. An investment in children's education will not only benefit them but the entire community in which they live, improving our economics, public safety and intangible quality of life issues. Also, having a high-functioning middle-school helps attract families who can contribute in other ways to a vibrant community.	

BUDGET: The only item in the budget is the books/media plus shipping. See invoice on next page that includes examples of titles to be purchased. Substitutions may be made depending on price, availability and available funding.



Committee Reports
Community Outreach Committee (COC)



QUOTE

Vendor:

INTAC, INC
 1110 Fidler Lane
 Silver Spring, MD 20910
 301-495-0254 or 301-589-5460
 301-589-4241 (FAX) hhgintac@starpower.net

Date: 10-21-11

Sales Rep: Hiram Graham

Quote# 102111-1

To:

Eliot-Hine MS
 Carmen Jackson

Ship To:

QTY	ITEM #	TITLE	DISC. COST	EXTENDED TOTAL
		Dragon Ball Z Box Set Vol 1 (1-26) <u>Out of Stock with the publisher --- not available at this time</u>		\$ -
		Naruto Box Set Vol. 1-27 <u>Out of Stock with the publisher --- not available at this time</u>		\$ -
1	978-0759529434	Twilight Graphic Novel Vol 1 (Hardcover)	15.99	\$ 15.99
1	978-0316133197	Twilight Graphic Novel Vol II (Hardcover)	15.99	\$ 15.99
1	978-0316132909	Twilight Series (Hardcover)	77.60	\$ 77.60
1	978-0545071567	The Sassy#2 The Birthday Storm	3.99	\$ 3.99
1	978-1416906995	November Blues	5.59	\$ 5.59
1	978-0689842337	Battle of Jericho	5.59	\$ 5.59
1	978-1416907015	Just Another Hero	5.59	\$ 5.59
1	978-1416900009	Ziggy and the Black Dinosaurs	3.99	\$ 3.99
1	978-0786848829	Artemis Fowl Graphic Novel 1	7.99	\$ 7.99
1	978-1423114079	Artemis Fowl Graphic Novel 2	7.99	\$ 7.99
1		Struggler Readers Collection A) Alien Snow B) The Awakening C) Diver Down D) Dungeon and the Seven Dooms	19.80	\$ 19.80
1	978-0439443883	Math-Terpieces: The Art of Problem Solving	15.29	\$ 15.29
1	978-0439175401	Math & Stories: Grades 4-6	12.79	\$ 12.79
1	978-0595123209	America's Loch Ness Monsters	9.94	\$ 9.94
1	978-1590846995	American Encounter with Islam (Library Binding)	24.95	\$ 24.95
1	978-0061231315	Acolytes, Nikki Giovanni, William Morrow(Hardcover)	13.56	\$ 13.56



Committee Reports Community Outreach Committee (COC)



1	978-0375803468	The Kidnapped Price: The Life of Olaudah Equiano,	4.79	\$ 4.79
1	978-0393059311	Lend me your Ears; Great Speeches in History The Collected Poems of Langston Hughes (Hardcover)	33.95	\$ 33.95
1	978-0814130179	Living Voices: Multicultural Poetry in the Middle School Classroom	24.95	\$ 24.95
1	978-0814135631	Poems by Adolescents and Adults: A Thematic Collection for Middle School and High School	23.95	\$ 23.95
1	978-0325027104	Reading Poetry in Middle Grades: 20 Poems and Activities that Meet the Common Core Standards and Cultivate a Passion for Poetry	22.00	\$ 22.00
1	978-0792279372	The Constitution (Hardcover)	15.95	\$ 15.95
1	978-0823421954	Freedom Walkers: The Story of the Montgomery Bus Boycott	14.95	\$ 14.95
1	978-0439203074	The Great Fire	10.39	\$ 10.39
1	978-0471315704	Math Trek: Adventures in the Mathzone	11.85	\$ 11.85
1	978-0805062991	The Number Devil: A Mathematical Adventure	16.00	\$ 16.00
1	978-1432955441	Cyber Bullying	9.99	\$ 9.99
1	978-1575421506	The Kids' Guide to Working Out Conflicts: How to Keep Cool, Stay Safe, and Get Along	11.99	\$ 11.99
1	61544620	Letters to a Bullied Girl: Messages of Healing and Hope	11.96	\$ 11.96
1	978-1575423197	Real Friends vs. the Other Kind	7.99	\$ 7.99
1	978-0531155714	School Conflict	6.95	\$ 6.95
1	978-1575421742	What Do You Stand For? A Kid's Guide for Building Character	11.99	\$ 11.99
1	978-1435856462	Civilizations of the World	119.80	\$ 119.80
1	978-1435856400	Ancient Civilizations, 5 Book Set	125.70	\$ 125.70
1	978-1615306435	The Environment: Ours to Save, 5 Book Set	134.75	\$ 134.75
1	978-1448848645	Writing Like a Pro, 6 Book Set	137.70	\$ 137.70
1	978-1448848690	Haunted: Ghosts and Paranormal, 4 Book Set	103.80	\$ 103.80
1	978-1448813940	Vampire 5 Book Set	114.75	\$ 114.75
1	978-1448848621	Mystery Explorers 8 Book Set	183.60	\$ 183.60
1	978-1448848652	Manga Magic 4 Book Set	95.80	\$ 95.80
1	978-0816052875	Career Ideas for Teens Series (3 Vol. Set) (Hardcover)	108.00	\$ 108.00
1	978-0816084869	Ferguson's Careers in Focus (64 Vol. Set) (Hardcover)	1,897.90	\$ 1,897.90
1	978-1604136470	Our Freedom to Read (4 Vol. Set) (Hardcover)	144.00	\$ 144.00
1	978-0816083046	The Digital World Set (6 Vol. Set)(Hardcover)	213.00	\$ 213.00



Committee Reports Community Outreach Committee (COC)



1	978-0791099346	Creature Scene Investigation (6 Vol. Set) (Hardcover)	177.95	\$ 177.95
1	978-1604136524	Animal Behavior Set (6 Vol. Set)	177.95	\$ 177.95
1	978-0791090565	Winning Science Fair Projects: Grades 5-7 (Hardcover)	27.00	\$ 27.00
1	978-1604139563	Mythology A to Z Set (9 Vol. Set) (Hardcover)	364.50	\$ 364.50
1	978-0816062355	Holidays and Celebrations Set (3 Vol. Set) (Hardcover)	247.50	\$ 247.50
1	978-0816053926	American Indian Contributions to the World Set (4 Vol. Set) (Hardcover)	126.00	\$ 126.00
1	978-0816061334	Slavery in the Americas Set (6 Vol. Set) (Hardcover)	189.00	\$ 189.00
1	978-0309057813	Resources for Teaching Middle School Science	21.20	\$ 21.20
1	978-0137011254	Social Studies Content for Elementary and Middle School Teachers - 2nd Ed	43.38	\$ 43.38
1	978-0131591813	Teaching Social Students in Middle and Secondary Schools - 5th Ed.	102.60	\$ 102.60
1	978-0867093742	In the Middle about Writing, Reading, and Learning - 2nd Ed.	39.00	\$ 39.00
1	978-0545173551	Teaching Reading in Middle School	27.99	\$ 27.99
1	818	I Read It, But I Don't Get It	16.00	\$ 16.00
1	978-0205569199	Teaching Secondary and Middle School Mathematics - 3rd Ed	124.02	\$ 124.02
1	978-1593853068	Teaching Mathematics to Middle School Students with Learning Disabilities	21.60	\$ 21.60
1	978-0878224852	Cultivating Kindness in School Activities That Promote Integrity, Respect, and Compassion in Elementary and Middle School Students	26.95	\$ 26.95
1	978-0878226399	Inspiring Leadership in Teens	35.95	\$ 35.95
1	978-0878223435	Life Lessons for Young Adolescents	26.95	\$ 26.95
	978-0-87822-434-0	PASSPORT Program A Journey through Emotional, Social, Cognitive, and Self-Development (3 Vol.Set)	101.45	\$ 101.45
1	978-0878226474	Resilience Builder Program for Children and Adolescents Enhancing Social Competence and Self-Regulation (Book and CD)	40.45	\$ 40.45
1		Holes (DVD)	13.49	\$ 13.49
1		The Indian in the Cupboard (DVD)	8.99	\$ 8.99
1		Inkheart (DVD)	17.96	\$ 17.96
1		Disney's Ruby Bridges (DVD)	13.49	\$ 13.49
1		Tuck Everlasting (DVD)	13.49	\$ 13.49
1		Eyewitness Planet (DVD)	13.49	\$ 13.49
1		Eyewitness Volcano (DVD)	13.49	\$ 13.49
1		Eyewitness Weather (DVD)	13.49	\$ 13.49
1		The Revolutionary War (1776-1783) (DVD)	35.95	\$ 35.95
1		Safety Smart Science with Bill Nye the Science Guy: Electricity (DVD)	9.99	\$ 9.99



Committee Reports Community Outreach Committee (COC)



1	Way Cool Games of Science: Force and Motion (DVD)	29.95	\$ 29.95
1	Research Skills for Students, 6 Vol Set (DVD)	239.70	\$ 239.70
1	American Experience: Freedom Riders (DVD)	22.49	\$ 22.49
1	Eyes on the Prize: American Civil Rights Movement (1954-1965) DVD	62.99	\$ 62.99
25	Hamilton Personal Stereo/Mono Headphones (SS149-6408) Demco	4.19	\$ 104.75
	Playaway View: A) Exploring Space B) Greek Mythology for Students 1 and 2 C) U.S. History D) Amazing Planet E) Human Body **PLAYAWAY VIEW --- NOT AVAILABLE THROUGH INTAC	0.00	\$ -
	Loser, Jerry Spinelli (Playaway Audio) **PLAYAWAY VIEW --- NOT AVAILABLE THROUGH INTAC	0.00	\$ -
	Chasing Vermeer, Blue Balliett (Playaway Audio) **PLAYAWAY VIEW--- NOT AVAILABLE THROUGH INTAC	0.00	\$ -
	Elijah of Buxton, Christopher Paul Curtis (Playaway Audio) **PLAYAWAY VIEW ---NOT AVAILABLE THROUGH INTAC	0.00	\$ -
	Artemis Fowl, Eoin Colfer (Playaway Audio) **PLAYAWAY VIEW ---NOT AVAILABLE THROUGH INTAC	0.00	\$ -
	The Giver, Lois Lowry (Playaway Audio) **PLAYAWAY VIEW --- NOT AVAILABLE THROUGH INTAC	0.00	\$ -
	Island of the Blue Dolphins, Scott O'Dell (Playaway Audio) **PLAYAWAY VIEW --- NOT AVAILABLE THROUGH INTAC	0.00	\$ -
	The Lightning Thief, Rick Riordan (Playaway Audio) **PLAYAWAY VIEW --- NOT AVAILABLE THROUGH INTAC	0.00	\$ -
	A Wrinkle in Time, Madeleine L'Engle (Playaway Audio) **PLAYAWAY VIEW --- NOT AVAILABLE THROUGH INTAC	0.00	\$ -
	Animal Farm, George Orwell (Playaway Audio) **PLAYAWAY VIEW --- NOT AVAILARLE THROUGH INTAC	0.00	\$ -
	Bloody Jack, L.A. Meyer (Playaway Audio) **PLAYAWAY VIEW --- NOT AVAILABLE THROUGH INTAC	0.00	\$ -
	SUBTOTAL		\$ 6,416.24
	Shipping/Handling ---		\$ 320.81
	TOTAL		\$ 6,737.05

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Committee Reports Alcohol Beverage and Licensing (ABL)



Alcoholic Beverage Licensing Committee ANC 6A November 15, 2011

Pursuant to notice duly given, a meeting of the Alcohol Beverage Licensing Committee (“Committee”) of ANC6A was held commencing at 7pm EST on November 15, 2011 at the Sherwood Recreation Center, 640 10th Street, NE Washington, DC 20002.

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

Committee Members Absent: Katy Thomas

Commissioners Present: David Holmes, Drew Ronneberg, and Sharee Lawler

Community Members Present: Chris Steinke, Mark Busby, Kevin Yalkner, Michael McCarthy, Patrick Horrell, Kurt Souvey, Margaret Holwill, Chris King, Carol DeMarco, Jason Grant, and Napoleon Ibiezugbe.

I. Call to Order

Chairman Healy called the meeting to order at 7:05 pm EST. The meeting having been duly convened was ready to proceed with business.

II. Community Comment

A few community members expressed support for the ANC to include language in the standard voluntary agreement for Class A and B licensees to address the issue of marketers, distributors, and licensees getting around the Ward 6 singles ban by selling two packs. Another community member expressed concerns about a new licensee, Xclusive in the 700 block of H St. NE, located in 6C, and the need for 6A to work with 6C to address concerns.

III. Consideration of Draft Proposal - Response to Meetings on Possible Cap on Alcohol Licenses on H St. NE
Mr. Healy thanked the community for active participation in this and the other cap meeting. He was very pleased with the community involvement and interest in the discussion. Mr. Healy walked through his proposal in response to the alcohol cap meetings and opened the meeting for comment.

Some community members strongly opposed the committee taking any action because they believed the last meeting clearly demonstrated there was no community interest in doing anything to restrict alcohol licenses. Others expressed support for the proposal because it doesn't establish a hard cap or moratorium, but states a clear preference for more restaurants versus tavern licenses, and will help manage the growth on H Street. There was also debate about whether or not the 150 occupancy limit on the size of establishments was necessary and if there could be a better way to do it through a case-by-case zoning occupancy load examination.

Motion: Mr. Healy moved/seconded by Mr. Herman to adopt the proposal in response to the H St. NE alcohol cap meetings with a modification to the 150 capacity section of the proposal. In the second to last sentence of the second to last paragraph of the proposal substitute “recommend” for “limit” and add “subject to a case-by case determination” at the end of the sentence. Motion carried 3-1 (with Commissioner Ronneberg voting aye and Mr. Herman voting nay).



Committee Reports

Alcohol Beverage and Licensing (ABL)



IV. New CR license for Pho Bar and Grill—1360 H St NE

The owner, Mr. Napoleon Ibiezugbe, and other representatives for the establishment appeared before the committee to talk about their application. They recently opened and have been serving only food. The establishment is a restaurant focusing on pho. The occupancy load is 46 and the number of seats is limited to 36. Hours of operation will be Sunday through Thursday from 10am until 10pm and Friday and Saturday from 10am until 2am. The hours of alcohol sales/consumption are the same. They are not applying for an entertainment endorsement and will not have any outdoor seating. Their only concern with the standard VA was the requirement for twice-daily trash collection as most of their kitchen waste is liquid and is disposed of through the sewer system.

Motion: Mr. Healy moved/seconded by Ms. Koshuta that the ANC approve the standard VA for Pho Bar and Grill with the modification requiring trash collection at least once daily. Motion carried 5-0 (with Commissioners Ronneberg and Lawler voting).

V. Mr. Healy indicated the representative for the new applicant at 1255 H St. NE had contacted him today saying they couldn't make the meeting due to an unexpected family emergency. Mr. Healy said he would invite them to come to the December meeting and that no action was needed at this time since they have not yet applied with ABRA.

VI. Adjourn

The Committee adjourned at 8:45 pm. The next meeting is Tuesday, December 20, 2011 at 7pm at Sherwood Recreation Center.

The proposal adopted by the committee follows:

PROPOSAL IN RESPONSE TO MEETINGS REGARDING POSSIBLE CAP ON ALCOHOL LICENSES

Background

In June 2011, it was determined that the time was right for ANC6A to hold public meetings on the subject of a possible cap or moratorium on the number of alcohol licenses on H St NE within the ANC's boundaries. It had been several years since the ABL Committee had considered the issue and several residents had raised the need for such a discussion. While some individuals criticized the ANC for even broaching the topic, Committee believes it is the ANC's responsibility to continuously engage our constituents about the direction of our community. The Committee did so in an open and transparent process that involved residents and business owners.

The ANC publicized these meetings widely through announcements on its website, email list serves, twitter and Facebook pages, local blogs and other local media outlets, and flyers.

The ABL Committee held public meetings on September 20, 2011 and October 18, 2011. The September meeting was informational where the director of the District Alcohol Beverage Regulatory Administration explained the mechanics of a cap or moratorium. We also had two ANC commissioners from other parts of the District to speak about pros and cons, as their neighborhoods either had a moratorium or had considered one. The October meeting was focused on community reaction to the informational meeting and whether or not the community thought a cap or moratorium was appropriate at this time for H Street, NE.



Committee Reports

Alcohol Beverage and Licensing (ABL)



What We Learned

During the informational meeting, a lot of good information was shared with the community on how a cap or moratorium would work. Below are highlights of those points:

- There are five current moratorium zones in the District: Adams Morgan, Georgetown, Glover Park, Dupont East, and Dupont West.
- To have the most impact, a cap or moratorium should be enacted before over-saturation of establishments occurs. (As an example, even though Adams Morgan has had a moratorium for many years, it hasn't relieved the perceived problems because it was enacted after over-saturation occurred.)
- What's the difference between a cap and moratorium? A cap would be a ceiling on the number of a specific kind of license permitted in an area. If a licensee were canceled, then someone else could apply for the new license that would become available. Under a moratorium, the ceiling on the number of licenses would fall each time a license were canceled (the licenses would be lost).
- It can take up to one year for any cap or moratorium to be enacted. Once an ANC votes to support a cap or moratorium, the Alcohol Beverage Control (ABC) Board would hold a fact finding hearing to allow for community input. The burden would fall on the ANC to prove to the Board that a cap or moratorium is necessary. If the Board votes to support a cap or moratorium (they could also alter the proposal), the proposal would then move to the Council of the District for consideration. The Council could change, enact, or reject the cap or moratorium.
- A cap would need to be in place for a minimum of three years up to a maximum of five years. If the community decided that they had made a mistake by enacting a cap, there is not an opportunity to prematurely end it.
- A cap or moratorium can be limited to a specific license class (CT, CR, CN, A, B, etc.) or classes.
- A cap or moratorium area can be drawn 600, 1200, or 1800 feet from a specific location.
- The community could not pick and choose which individuals could apply for the available licenses. It's a first-come, first-served application process.

Conclusion

After listening to community comments at the ABL public meeting, conversations with many in the business community, fellow commissioners and committee members, and community members, it appears there is no clear consensus that a cap or moratorium should be pursued at this time for H St., NE. There does appear to be more agreement that the community wants to be carefully engaged in the continued redevelopment of H St. An overwhelming number of community members would like to see more retail opportunities, enhanced parking protections for residents, and a reduction in the amount of noise from patrons.

In order to address these valid concerns, the ABL Committee recommends the ANC adopt the following proposal.

Proposal

Parking

The ANC should remain actively engaged with the District Department of Transportation (DDOT) on efforts to implement the H Street performance parking program. This program is aimed at ensuring residents have better access to residential parking spaces near H Street. The program is designed to have zone 6 parking on one side of the residential blocks during certain hours (the hours, days of the week, and which blocks will be included will be determined by DDOT after working with the community) and will charge different rates for parking on H St. depending on the time of day. DDOT is hopeful the program can be implemented next spring. While this program won't solve all the parking problems, it should go a long way in reserving one-side of residential streets for zone 6 vehicles most of the time.



Committee Reports

Alcohol Beverage and Licensing (ABL)



The ANC needs to continue working with the District Department of Public Works' Parking Enforcement Administration to ensure that the enhanced resident parking protections under the H Street Performance Parking Program are adequately enforced.

Noise

The ABL Committee will work with the business community to ask for continued assistance in trying to keep patron noise to a low level as they leave the commercial district and enter residential areas. One idea is for the Committee to work with the business community to come up with a design for signage that could be placed at the exits of establishments and on street signs in residential blocks to remind individuals to please keep their voices low in the residential neighborhood. We also encourage the business community to consider working with the ANC's Community Outreach Committee on possible grant funds for the creation of the signs.

The ANC should also carefully consider public space permits for alcohol and non-alcohol establishments to ensure noise and trash from such public space use is mitigated.

Restrictions on Alcohol Licenses

Currently, there are a disproportionate number of tavern licenses (CT) versus restaurant licenses (CR). Without seeking to implement a cap on the total number of licenses on H Street, the ANC should strongly encourage new establishments to seek CR licenses and that the ANC should protest any new CT license, except in rare cases when a case-by-case determination is made that a CT versus a CR license will not adversely impact neighbors in the immediate area of the proposed establishment. Additionally, the ANC should update the standard voluntary agreement (VA) to require new CR licenses to have their kitchens open and operational for the service of food up until one hour prior to closing (current DC regulations require a CR to have their kitchen open up until two hours prior to closing). This will help ensure a CR doesn't become solely a bar or nightclub late at night. Further, the ANC should, through the VA and protest process, recommend the maximum number of patrons allowed in an establishment to 150 people, subject to a case-by-case determination. This will ensure the capacity at establishments is reasonable and doesn't become too large and unmanageable.

It's recommended that the ANC, through the ABL Committee, periodically hold a meeting to consider whether or not a cap or moratorium is warranted for H Street, NE.



Committee Reports

Transportation and Public Space (TPS)



ANC 6A Transportation & Public Space Committee Meeting Minutes Capitol Hill Towers (900 G St. NE) November 21, 2011

- I. Call meeting to order at 7:04 pm
- II. Introductions - ANC 6A Commissioners Adam Healy, Gladys Mack and Drew Ronneberg; Committee members DeLania Hardy and Omar Mahmud (Chair); community members Rob and Samantha Caruth; and Sarosh Hussain, owner of new restaurant at 1128 H St. NE, along with his designer/builder, John Thompson.
- III. Community Comment - None
- IV. Announcements
 - A. Mr. Mahmud announced the Streetcar Project Forum at the Atlas Theater (1333 H St. NE) to be held on December 6, 2011 from 7 - 8:30 pm. Mayor Gray, DDOT Director Terry Bellamy, and other city officials are expected to be on hand for a discussion of progress on the H Street/Benning Road streetcar line.
- V. New Business
 - A. Mr. Mahmud made a motion to delay discussion of the public space application for 1128 H St. NE until the business' representatives arrived. Mr. Mahmud pointed out that Mr. Hussain emailed to indicate he was stuck in traffic and would be late. The motion passed without objection.
 - B. Proposed Change of Loading Zone in front of 1308 H St. NE to Metered or Limited Time Parking.
 - i. Mr. Mahmud indicated the ANC had received a request from business owners near this location to change the parking restrictions for this location. They indicated a preference for having more parking at this location for customers as opposed to a loading zone they don't plan to use. It seems the loading zone signs were installed post-streetscape construction.
 - ii. ***Mr. Mahmud made a motion that the ANC send a letter to DDOT asking that newly-installed loading zone parking signs in front of 1308 H St. NE be replaced with limited or metered parking signs to allow for customer parking. Commissioner Ronneberg seconded the motion, which passed without objection.***
 - C. Discussion Regarding Traffic Calming on K St. NE and School Drop-off/Pick-up Zone in Front of J.O. Wilson Elementary School (in coordination with ANC 6C).
 - i. Mr. Mahmud introduced Commissioner Healy to speak to this agenda item. Mr. Healy indicated he has been working with ANC 6C Commissioner Tony Goodman on these two issues, particularly a request to have DDOT look into traffic calming measures along K St. as the thoroughfare goes through both commissioners' single member districts. Two weeks ago, DDOT was supposed to email a proposal for comment regarding traffic calming measures along K St. for comment. Commissioner Healy is hoping the community will soon have this proposal from DDOT. One preliminary idea is to put in bike lanes along K St. and another involves removal of rush hour parking restrictions to allow for only one lane of traffic in each direction, which is a proven traffic calming technique (i.e. removal of one lane of traffic).



Committee Reports

Transportation and Public Space (TPS)



- ii. However, at this time he is only asking that the ANC consider joining ANC 6C's request to add a drop-off/pick-up zone in front of J.O. Wilson Elementary. Mr. Healy believes DDOT is currently considering the Americans with Disabilities Act (ADA) requirements associated with this request.
 - iii. Nearby residents Rob and Samantha Caruth were on hand to testify to the need for a drop-off/pick-up zone in front of the school. Ms. Caruth revealed that she is the PTA president for the school and she has observed the current lack of drop-off zone becoming a danger for parents and children crossing the street to access the school. Ms. Caruth volunteered to contact parents at the school about supporting this proposal. Mr. Mahmud thanked Commissioner Healy and the Caruths for bringing this matter to the committee's attention.
 - iv. ***Mr. Mahmud made a motion that the ANC join ANC 6C's request for a drop-off/pick-up zone in front of J.O. Wilson Elementary School on or near K St. NE. The motion passed without objection. Commissioner Healy offered to provide a draft letter.***
- D. Proposed Removal of No Parking Signs in Front of 525 9th St. NE and 1341 Maryland Ave. NE
- i. Mr. Mahmud explained that these two properties once housed a police station and a fire house, and that the no parking signs in place now seem to be left over from these prior uses. The two properties have been redeveloped into condominium buildings.
 - ii. Mr. Mahmud informed the committee he had received several email messages from residents living in the new condo units at these locations indicating they support removal of the no parking signs. In addition, he did not receive one message indicating opposition to the proposal.
 - iii. ***Mr. Mahmud made a motion that the ANC send a letter to DDOT requesting the removal of no parking signs at these locations and replacing them with the current parking designation for the rest of these blocks. Ms. Hardy seconded the motion, which passed without objection.***
- E. Review of public space application for sidewalk café and indoor/outdoor bar at 1128 H St. NE Proposal for New Restaurant
- i. Mr. Mahmud introduced Messrs. Hussain and Thompson with the new restaurant venture at 1128 H St. NE and thanked them for coming. Mr. Mahmud explained that the restaurant had submitted a public space application for use of the sidewalk adjacent to the property to be used as an outdoor seating area and an indoor/outdoor bar along the wall of the business. He asked the gentlemen to provide an overview of the project and to address questions raised by those in attendance.
 - ii. Messrs. Hussain and Thompson agreed and provided the following information concerning the new restaurant and their plans for the public space area covered by the application:
 - 1. The team is currently doing a renovation on the restaurant, which is located in a corner building at the corner of H St. NE and 12th St. NE. They hope the work they are doing will help revitalize the corner, with the sidewalk café area using space on side of the property along 12th St. NE, similar to the outdoor seating area at Khan's BBQ across H St. and also along 12th Street. They also want to open up part of the wall of the building along 12th St. NE to allow for a window and an indoor/outdoor bar. They also provided overhead plans of the area they plan to use for outdoor seating in addition to the materials in the original application, which Mr. Mahmud asked to be



Committee Reports

Transportation and Public Space (TPS)



- emailed to him. The team is also cleaning up the façade of the building and pointing up/painting the brick wall.
- a. Commissioner Ronneberg asked whether the team plans to restore the round turret at the top corner of the building. Mr. Hussain indicated he plans to revitalize it too long term, but that in the short term it will be wrapped with a banner to market the restaurant and/or the H St. neighborhood.
2. The restaurant will serve South Asian food (Indian/Pakistani), close to fine dining.
 - a. Mr. Mahmud asked what type of liquor license they plan to apply for given his concern about how the outdoor space will be used (e.g. nightclub versus restaurant). Mr. Hussain indicated he was not sure yet, but that regardless he would not operate the outdoor space in a manner that upset residents. Mr. Ronneberg expressed belief that the neighborhood may prefer he apply for a CR license.
 3. Mr. Thompson showed a copy of the floor plan (indoor and outdoor), which showed that the outdoor seating area would be separated from the neighboring residence by several feet. In addition, the outdoor area will not interfere or require removal of newly-installed benches or trash cans on the sidewalk.
 - a. Mr. Mahmud asked about sound mitigation given the outdoor area will still be closer to the nearest residence than is the case in other locations where the ANC has approved a public space application (e.g. Argonaut and Khan's). They plan to use sound mitigation as best as they can with plants, asking people to keep quiet, etc. indicating that their intention is to do everything they can to be good neighbors and to respect nearby neighbors.
 - b. Commissioner Ronneberg asked for more detail about the bar on both sides of the wall and wondered fits into the restaurant's concept. Mr. Thompson indicated the long wall on the side of the building calls for a large opening from a design perspective. This will also maximize potential for the property and give the business a nice indoor/outdoor feeling. The long bare dead wall deadens the "energy" so creating the opening brings life from the inside to the outside, which he also believes will help improve the corner overall. The plan is to have the opening for the indoor/outdoor bar closed during the winter, as will the outdoor seating area.
 - c. Mr. Mahmud asked whether there would be entertainment or music, particularly in the outdoor area. Mr. Hussain responded that there is no plan for entertainment at this point, but they may have light music inside during certain hours like a sitar player or something like that. No bands or other loud music, and certainly no loud music outside which could disturb nearby neighbors. In addition, if music noise were ever a concern, they can close the window to keep noise inside and control the atmosphere. Mr. Hussain repeatedly indicated if sound from the business becomes an issue, he would be flexible in addressing the issue.



Committee Reports

Transportation and Public Space (TPS)



4. They were originally planning for a New Year's opening, but that is now less likely because there is still work to do on the inside. The tentative hours of operation are Monday to Wednesday from 11 am to midnight, and Thursday to Saturday from 11 am to 3 am. The kitchen will likely close around 11 pm. They will work with the ANC ABL committee on the voluntary agreement to have a reasonable closing time in accordance with other sidewalk café areas for businesses in our ANC.
 - a. Commissioner Healy asked about putting furniture away when not in use so that it can't be used for congregating/loitering by non-customers. Mr. Hussain assured the committee furniture would be consolidated and put out of the way as best as possible to avoid this problem. He will keep the outdoor seating area neat, tidy and clean.
 5. Mr. Hussain also indicated they may install canopies or umbrellas to be used on occasion.
 - iii. Mr. Mahmud thanked Messrs. Hussain and Thompson for attending and answering all questions concerning the restaurant and the proposed use of public space.
 - iv. ***Mr. Mahmud made a motion that the ANC complete the public space application response form sent by DDOT, indicating the ANC does not oppose the restaurant's proposed use of public space at 1128 H St. NE. Commissioner Mack seconded the motion, which passed without objection.***
- F. The committee decided to hold a December committee meeting

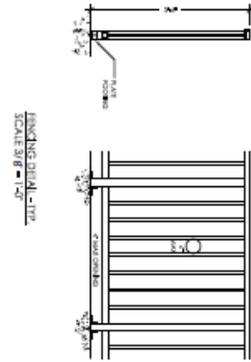
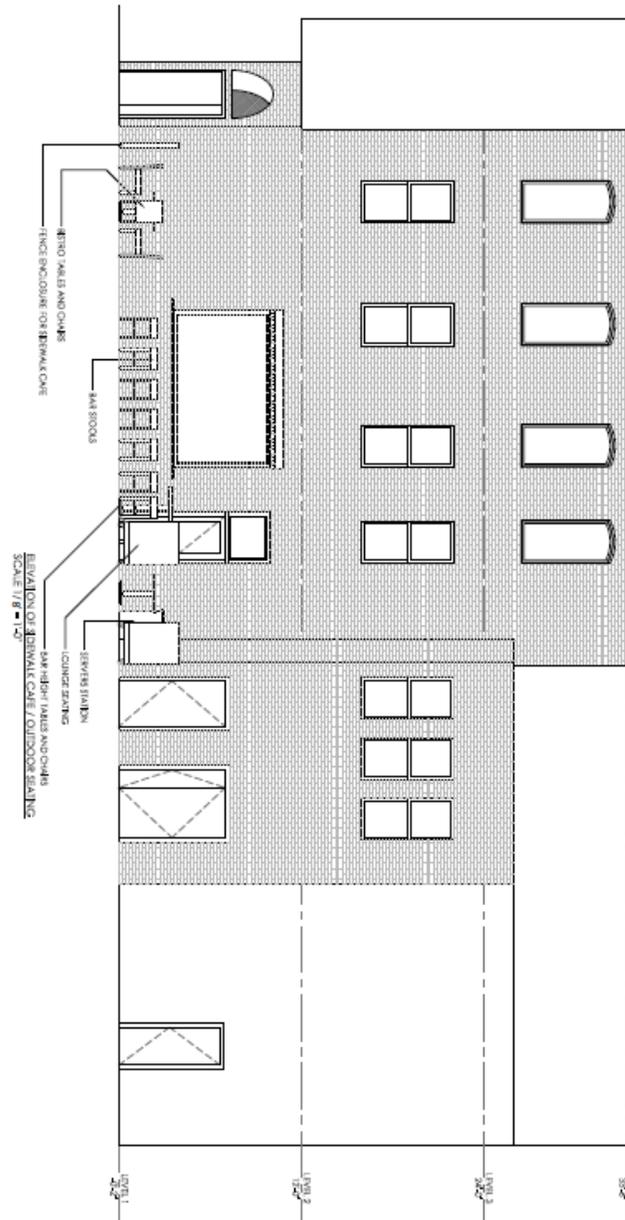
VI. Additional Community Comment

- A. Commissioner Mack commented that she has noticed an increase in parking tickets lately and that she would like to make visitor parking easier to avoid tickets. She noted that residents in ANC 5B have received DDOT-issued visitor parking placards.
 - i. Commissioner Healy pointed out that he spoke to Damon Harvey of DDOT about the possibility of getting this sort of pass for ANC 6A residents. However, Mr. Harvey informed Commissioner Healy that the ANC 5B passes were distributed as part of a pilot that DDOT is not doing anymore because of cost and concern about fraud. As Mr. Harvey indicated to the committee when he last attended our meeting over the summer, DDOT is moving to an online solution for residents to obtain visitor parking passes.
 - ii. Mr. Mahmud suggested we discuss this issue with Mr. Harvey when we meet with him on the performance parking program. Ms. Mack indicated a preference for the mailed visitor permit 5B is using as opposed to an online system given not everyone has access to a computer or the internet.

VII. Meeting adjourned at 7:54 pm.



Committee Reports Transportation and Public Space (TPS)



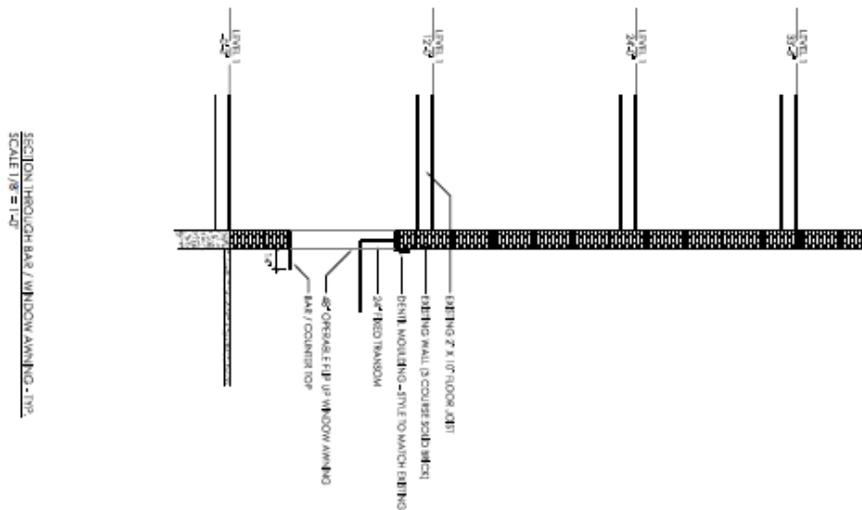
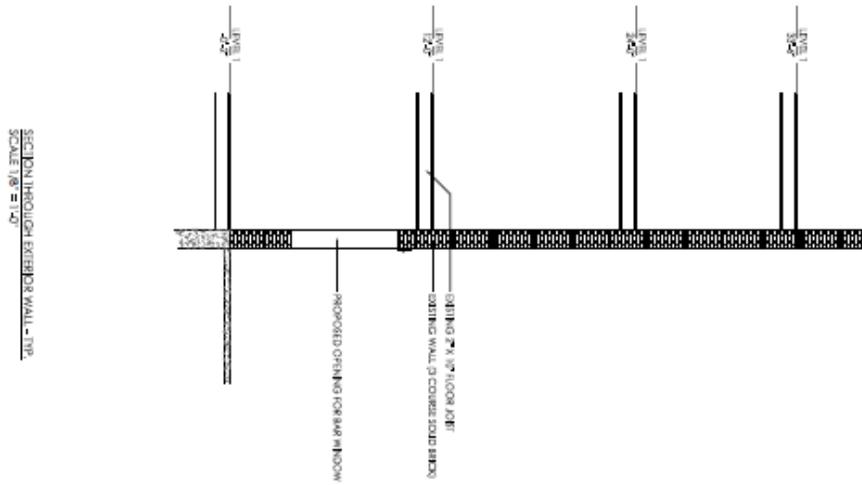


Committee Reports
Transportation and Public Space (TPS)





Committee Reports Transportation and Public Space (TPS)



OCTOBER 31, 2011
 OCTOBER 29, 2011
CASBAH
 1128 H ST. NE
 WASHINGTON,

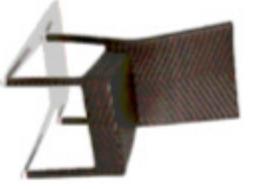


Committee Reports

Transportation and Public Space (TPS)



BAR STOOL

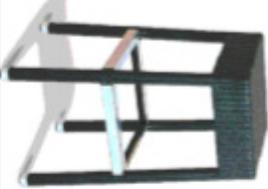


Specifications

Width	17.75"
Depth	23.25"
Height	34"
Seat Height	17.75"

- Stackable and powder aluminum frames woven with mesh strands
- Appropriate for indoor and outdoor applications
- Finished with decorative stainless steel finishes
- Available in woven mesh fabric

BAR STOOL



Specifications

Width	18.25"
Depth	18.5"
Height	31"

Woven Wicker Furniture that provides aluminum frames woven with outdoor mesh strands

Appropriate for indoor and outdoor applications

Color options for the woven mesh are white, coffee, new grey and silver brown

Finished with decorative stainless steel finishes

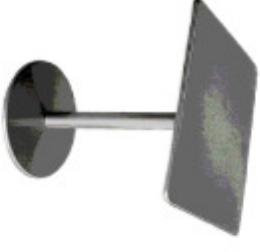
BAR TABLE



Specifications

DIA.	32"
HEIGHT	42"

BAR TABLE



Specifications

WIDTH	30"
DEPTH	30"
HEIGHT	29.5"

LOUNGE SEATING



Specifications

WIDTH	58.1"
DEPTH	33.4"
HEIGHT	47.5"

OCTOBER 25, 2011
CASBAH
 1128 H ST. NE
 WASHINGTON,



Committee Reports Economic Development and Zoning (EDZ)



Report of the Economic Development and Zoning Committee of ANC 6A November 16, 2011

Present:

Members: Phil Toomajian, Missy Boyette, Laura Gentile, Jeff Fletcher

Commissioners: Drew Ronneberg, David Holmes

Drew Ronneberg chaired the meeting.

Community Comment

There were no community comments.

Status Reports

Resolution of Previously Heard BZA/HPRB Cases: The BZA approved the variance and special exception case at 1231 F St. and the special exception case at 1317 D St. NE

Vacant Properties: Phil Toomajian reported that 519 Tennessee Ave. has been added to the blighted list following complaints and concerns voiced by neighbors. 413 H St. (near Sidamo) has been sold.

Zoning Regulations Rewrite: No activity

H Street Business Liaison Report: No report.

Old Business

None.

New Business

1113-1117 H Street, NE: Stan Wall of Wall Development, and architect Ron Schneck of Square 134 Architects, made another presentation to the Committee regarding updated plans for the proposed residential/retail building. The project was initially presented to the ED&Z Committee in September and, at that time, the Committee provided oral and written comments. The project was updated and presented again in October. Following the October meeting, the Committee submitted written comments with additional changes for the architect and developer's consideration and response.

During the presentation, the architect highlighted the following major changes made to the project:

- The palette of the building has been changed from orange and brown to a light grey for the brick and a dark grey for the terra cotta to more closely fit into the context of other buildings on H Street.
- Black granite accents were added to the area near the bottom of the building (ground level façade).
- New detailing on top connects the different parts of the buildings and reduces the heaviness of the horizontal cap on the Eastern façade. Specifically, one material will now be used and wrapped around the entire side.
- The balconies at the west facade of the building would remain unchanged.



Committee Reports

Economic Development and Zoning (EDZ)



The Committee offered the following comments:

- The project is much improved. Specifically, Ronneberg said that he likes the fourth band of windows and the canopy over the retail store space. He also thinks that the western part of the northern façade now looks better - more like a tower than a box.
- Missy Boyette said that the east elevation is greatly improved but looks a little heavy near the bottom. She suggested the addition of some architectural features. Ronneberg agreed that the proportions on the eastern side of the northern façade seem a little unbalanced.
- Ronneberg said that the third band of windows lacks distinction at the top, looks heavy and the windows look too similar to the 1960s era. Boyette agreed that the project needs more distinct elements at the top of the third band and suggested making the windows taller and narrower to elongate them vertically because the square windows look too small and constrained.
- Wall and Schneck indicated they could not make the highest window on the third band any taller because they had already reached the maximum height for the building (55'). Boyette suggested installing a slightly recessed panel above each window in the third band to emphasize verticality by making the entire column taller.

Wall and Schneck agreed to make changes to the project as follows:

- Add brick detailing to the area at the bottom of the Eastern façade to reduce heaviness.
- Explore the possibility of adding a recessed panel at the top of the third band (western façade) to reduce heaviness. They would also look at the possibility of carrying a band of color over from the fourth band (western façade).

At the end of the meeting, Ronneberg offered to summarize the Committee's comments and submit to Wall and Schneck.

Discussion of 2012 Goals and Committee Responsibilities. Ronneberg lead a short review and discussion of the Proposed 2012 Goals and Committee Responsibilities.

With respect to Committee responsibilities, Toomajian offered to continue leading the effort on Vacant Properties. Boyette offered to work with Ronneberg on zoning laws. Laura Gentile offered to work with Ronneberg on historic districts. Toomajian made a motion to accept the proposed goals and the group voted to adopt them.

Additional Community Comment

A representative from Total Sunshine, Inc., a local nonprofit, shared materials with the Committee about an upcoming fundraiser and indicated that she would like support from the ANC. Ronneberg recommended that she contact the Communication and Outreach Committee for ANC 6A.

**Next Scheduled ED&Z Committee Meeting:
Wednesday, December 14, 2011
7-9 PM
640 10th St NE
Sherwood Recreation Center, 2nd Floor**



Committee Reports Economic Development and Zoning (EDZ)



ANC 6A Economic Development & Zoning Committee Proposed 2012 Goals

1. Provide a regular public forum for Commissioners and residents to obtain information and discuss land use issues in the ANC 6A area or that affect the ANC 6A area.
2. Review and report to the ANC on all significant activities by the Board of Zoning Adjustment, Zoning Commission, Historic Preservation Review Board, Office of Planning, National Capital Planning Commission, and other agencies that affect land use in the ANC 6A area.
3. Make timely recommendations to the ANC that permit informed participation in city decisions on zoning, historic preservation, economic development, and other topics related to land use in the ANC 6A area.
4. Monitor public and private development activities on H Street NE for consistency with the Strategic Development Plan and Neighborhood Commercial Overlay.
5. As needed, schedule speakers from city or federal agencies who can address the interests or concerns of residents related to land use in the ANC 6A area.
6. Major topical focus areas in 2011 will be:
 - a. Developing stronger relationships with the H Street business community.
 - b. Working with the owners of the Autozone site, RL Christian, 1113-1117 H St NE and Murray's site to ensure that any potential redevelopment is consistent with the H Street Overlay and Commission Guidance.
 - c. Making sure DCRA applies the provisions of the H Street NE NC Overlay district to all properties on H Street.
 - d. Working with DCRA's vacant property division to insure that all properties in the ANC are correctly designated as occupied, vacant or blighted.
 - e. Investigating the creation/expansion of a Historic District in the residential areas south of H St NE.
 - f. Investigating the creation/expansion of a commercial Historic District for the commercial properties on H St NE.
 - g. Participating in the process of rewriting the DC Zoning Code.



Unfinished & New Business



December 9, 2011

Jesus Aguirre, Director
District Department of Parks and Recreation
3149 16th Street, NW
Washington, DC 20010

Dear Director Aguirre:

At a regularly scheduled and properly noticed meeting on December 8, 2011, the Advisory Neighborhood Commission 6A voted (X-X-X) to send this letter authorizing Commissioner Adam Healy to represent the Commission in all matters concerning the Department of Parks and Recreation (DPR) park located at the corner of 8th/K/West Virginia NE.

The Commission appreciates the willingness of DPR to work with residents in the area that are working on plans to beautify this green space. Commissioner Healy may be reached at 202.556.0215 or healyanc6a01@gmail.com.

On behalf of the Commission,

David Holmes, Chair



Unfinished & New Business



December 9, 2011

William Howland, Director
District Department of Public Works
2000 14th St NW, 6th Floor
Washington, DC 20009

Dear Director Howland:

At a regularly scheduled and properly noticed meeting on December 8, 2011, the Advisory Neighborhood Commission 6A voted (X-X-X) to send this letter requesting the Department of Public Works to conduct regular (at least twice monthly) street sweeping of the alleys near (parallel to or intersecting with) the H Street commercial corridor within the boundaries of ANC6A.

Several of the public alleys located between the commercial businesses on H Street NE and residential blocks are very narrow, are heavily utilized by commercial and non-commercial traffic, and are used by commercial and DPW trash/recycling trucks. The stench of spilled trash and commercial kitchen waste can be overwhelming and negatively impacts the quality of life for both business patrons and residents. The Commission believes regular street sweeping will go a long way in improving this situation.

The Commission appreciates any assistance DPW can provide to ensuring these alleys shared by commercial and residential users are kept sanitary. Commissioners Healy, Hysell, and Ronneberg are authorized to represent the Commission in this matter.

On behalf of the Commission,

David Holmes, Chair