



District of Columbia Government Advisory Neighborhood Commission 6A Agenda for May 11, 2017



Second (2nd) Thursdays at 7:00 pm, Miner Elementary, 601 Fifteenth (15th) Street NE
Public Meeting - All Are Welcome to Attend

- 7:00 pm **Call to order**
- 7:01 pm **Approve Previous Meeting's Minutes, Adopt Agenda**
- 7:05 pm **Officer Reports**
1. Approve Treasurer's Report *pg. 30*
- 7:15 pm **Standing Committee Reports:**
Community Outreach *pg. 31*
1. Approve April 2017 committee report.
2. **Recommendation:** ANC6A approve Eliot-Hine Middle School PTO grant application for \$1,844.79 to purchase a large-scale laminating machine and supplies for laminating documents to post in classrooms and to promote programs at the school.
3. Next meeting - 7:00 pm, May 22, 2017 (4th Monday)
- 7:25 pm **Alcohol Beverage Licensing *pg. 39***
1. No report. Committee did not meet in April 2017.
2. Next meeting - 7:00 pm, May 16, 2017 (3rd Tuesday)
- 7:26 pm **Transportation and Public Space *pg. 40***
1. No report. Committee did not meet in April 2017.
2. Next meeting - 7:00 pm, May 15, 2017 (3rd Monday)
- 7:27 pm **Economic Development and Zoning *pg. 41***
1. Approve April 2017 committee report.
2. **Recommendation:** ANC6A send a letter to BZA opposing the appeal of the owners of 1511 A Street NE (BZA #19505) regarding the rejection of their permits to create an eighteen (18) unit apartment building in a residential neighborhood.
3. **Recommendation:** ANC6A send a letter of support to HPRB for approval of the creation of a small two (2) story addition at the rear court and the demolition of the existing garage at 210 Tenth (10th) Street NE, pending best efforts to receive letters of support from neighbors.
4. Next meeting - 7:00 pm, May 17, 2017 (3rd Wednesday)
- 7:50 pm **Single Member District reports (1 minute each)**
- 8:05 pm **Community Comments (2 minutes each)**
- 8:10 pm **Adjourn**



Advisory Neighborhood Commission 6A Meeting Minutes of April 13, 2017



Advisory Neighborhood Commission (ANC) 6A Minutes Miner Elementary School April 13, 2017

Present: Commissioners Phil Toomajian (Chair), Marie Claire Brown, Matt Levy, Patrick Malone, Sondra-Phillips-Gilbert, Calvin Ward and Stephanie Zimny

The meeting convened at 7:00 pm.

The minutes for the ANC March 2017 meeting and the agenda for the April 2017 meeting were accepted without changes or objection.

Community Presentations

Sarah Fashbaugh, Community Resource Officer, DC Alcoholic Beverage Regulation Administration (ABRA)
Ms. Fashbaugh gave a brief overview of ABRA's areas of jurisdiction and services offered. She advised that ABRA would be offering ANC officer training on May 18, 2017 from 6:30 pm to 8:30 pm at the Reeves Center at 2000 Fourteenth (14th) Street, NW, 20009. More information can be obtained by contacting Ms. Fashbaugh at: 202-442-4423 or sarah.fashbaugh@dc.gov.

Lindsay Moses, Senior Development Associate, Rappaport Companies update re: Avec H Street
Ms. Moses gave an update on the progress on the development of the old H Street Connection site at 901 H Street NE. Excavation work for the Avec H Street project should be finished by the end of the year. There are to be three (3) levels of underground parking containing four hundred and thirty (430) parking spaces and that four hundred and nineteen (419) rental units have been proposed along with expansive retail space. This project is expected to be completed by the end of 2019. Community update meetings are held monthly on second Wednesday of the month at Capitol Hill Towers, 900 G Street NE, at 6:30 pm. The next scheduled meeting will take place on May 10, 2017. Further information can be obtained at: www.901hstreet.com.

Celeste Duffie, DC Department Public Works (DPW)

Ms. Duffie discussed the MuralsDC and the Helping Hand Neighborhood Clean-Up programs. Ms. Duffie indicated that there is a proposal to have a mural painted on a building at 700 H Street NE. MuralsDC is a partnership program implemented by the DPW in conjunction with the DC Commission on the Arts and Humanities. Suggestions for the location sites, subject matter, and other pertinent information for proposed murals can be relayed to Ms. Nancee Lyons, DPW at: 202-671-2637; email: nancee.lyons@dc.gov, or www.muralsproject.com.

Ms. Duffie also spoke about the Helping Hand Neighborhood Clean-up program operated through the DPW. Interested community members who schedule a Saturday neighborhood cleanup can contact the DPW and receive a tool kit for clean-up consisting of rakes, brooms, shovels and trash bags. The DPW requires a twenty dollar (\$20) refundable deposit for the tool kit. Residents interested in participation in this program will want to contact the 311 Citywide Call Center for an application and wait for a confirmation from a DPW Helping Hand Coordinator. Additional information on the Helping Hand Neighborhood Clean-up Program can be obtained at 202-645-7190 or the DPW website at <http://dwp.dc.gov/service/helping-hand-neighbor-clean>. Additionally, Ms. Duffie spoke briefly about and provided a fact sheet regarding the city residential street sweeping program.



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John C. Green, Community Engagement Coordinator, DC Office of the Attorney General (OAG)

Mr. Green provided the copies of the DC Office of the Attorney General's Midterm Report, along with copies of the OAG FY 18 Budget Summary. Mr. Green also gave a brief overview of the OAG's efforts in behalf of residents of the District of Columbia and its ongoing focus on juvenile justice reform and public safety issues.

Ms. Hwajung Kim, Community Outreach, Mayor's Office on Asian & Pacific Islander Affairs (MOAPIA)

Ms. Kim provided information sheets on services and activities available through MOAPIA.

Officer Reports

Chairman Phil Toomajian advised that Ward 6 Councilmember Charles Allen was hosting a DC budget Town Hall meeting on Monday, April 24, 2017, at the Jefferson Middle School, gave an update on the implementation of the DC Private Security Camera Rebate Program, and mentioned that the July 2017 ANC 6A meeting site would likely be held to the Rosedale Recreation Center or to Capitol Hill Towers, and that he would inform the public as soon as a meeting site was confirmed.

Treasurer's Report

Commissioner Stephanie Zimny delivered the Treasurer's Report. The opening balance in the checking account was \$10,179.16, with a forwarding balance of \$3,507.20. There were disbursements of \$450.00 to Irene Dworakowski (Check 1784) for agenda/web master services; and \$200.00 (Check 1785) for March 2017 minutes; leaving a balance of \$12,113.86, in the checking account and \$13,747.83, including a \$.024 interest deposit in the savings account. A Petty Cash Summary was included in the report showing a forwarding balance of \$25.00. The report was accepted without objection.

Committee Reports

Community Outreach Committee (COC)

No report. The COC committee did not meet in March 2017.

Next meeting - 7:00 pm, April 24, 2017 (4th Monday).

Alcohol Beverage Licensing (ABL)

The March 2017 ABL Committee report was accepted without objection.

Motion: Chairman Toomajian moved and Commissioner Marie-Claire Brown seconded the motion that The ANC approve the settlement agreement with Dio LLC t/a Dio Wine Bar (904 H Street NE).

The motion passed (7-0).

Motion: Chairman Toomajian moved and Commissioner Zimny seconded the motion that the ANC approve the settlement agreement with Quara Ethiopian Fusion Restaurant (818 H Street NE). The motion passed (7-0).

Motion: Chairman Toomajian moved and Commissioner Brown seconded the motion that the ANC approve the proposed new settlement agreement with Nomad Hookah Bar (1200 H Street NE). The motion passed (7-0).

Next meeting - 7:00 pm, April 18, 2017 (3rd Tuesday)

Transportation and Public Space Committee (TPS)

The March 2017 TPS Committee report was accepted without objection.



Advisory Neighborhood Commission 6A Meeting Minutes of April 13, 2017



Next meeting - 7:00 pm, April 17, 2017 (3rd Monday)

Economic Development and Zoning (EDZ)

The March 2017 EDZ Committee report was accepted without objection.

Old Business

Motion: The Committee moved and Chairman Toomajian seconded the motion that ANC 6A send a letter of support to the Board of Zoning Adjustment (BZA) for the application of the owners of 619 Elliott Street, pursuant to 11 DCMR Subtitle X Chapter 9, for a special exception under Subtitle E Section 5201, from the lot occupancy requirements of Subtitle E Section 304.1, to permit the construction of a third-story addition with roof deck to an existing one-family dwelling in the RF-1 zone on condition that the owners get letters of support from 621 Elliott and updated letters from other neighbors that had signed letters last year, use best efforts to get letters of support from tenants and owners from buildings facing the unit, extend brick treatment on the sides of the house ten feet (10') or so, and increase the size of deck railing on the front. The motion passed (6-0).

New Business

Motion: The Committee moved and Commissioner Patrick Malone seconded the motion that ANC 6A send a letter of support to the Office of Planning for the medium density designation of 1603-1625 Benning Road in the Benning Road Corridor Redevelopment Framework Plan to be incorporated into the 2008 Comprehensive Plan Update. The motion passed (6-1).

Motion: The Committee moved and Commissioner Malone seconded the motion that ANC 6A send a letter of conditional support to the Office of Zoning for a land use designation change from the existing C-3-A to C-2-B and a map amendment change to develop the property at 1603-1625 Benning Road (Case Number 16-22), requiring the developers and architects to continue to update the ANC and work on the pending community benefits program. The motion passed (6-0).

Motion: The Committee moved and Commissioner Calvin Ward seconded the motion that ANC 6A send a letter opposing the application of the Historic Preservation Review Board (HPRB) to create the Kingman Park Historic district if the two (2) block portion of ANC 6A that was included in the application remains included in the proposed historic district. The motion passed (6-0).

Next meeting - 7:00 pm April 19, 2017 (3rd Wednesday).

New Business

Motion: Commissioner Brown moved and Chairman Toomajian seconded a motion that ANC 6A send a letter of support for the Quara Ethiopian Fusion Restaurant for a stipulated license. The motion passed (7-0).

Motion: Commissioner Brown moved and Commissioner Sondra Phillips-Gilbert seconded a motion that ANC 6A send a letter to the Public Service Commission opposing the proposed PEPCO rate increase. The motion passed (6-0).

Single Member District Reports

Commissioner Matt Levy (6A04) spoke of the recent alley cleaning work in his district.



Advisory Neighborhood Commission 6A Meeting Minutes of April 13, 2017



Commissioner Phillips-Gilbert (6A07) mentioned a recent job fair held in her district.

Commissioner Zimny (6A06) spoke about the upcoming Miner Elementary School fundraiser; ongoing rodent abatement efforts and the DC Private Security Camera Rebate Program.

The meeting adjourned at 9:00 pm.



Advisory Neighborhood Commission 6A Community Presentations





Commission Letters of April 13, 2017 Meeting



ANC 6A Resolution Encouraging the PSC to Reject a Majority of PEPCO's Request to Increase Rates

WHEREAS, the Public Service Commission of the District of Columbia ("Commission") will make a decision this year on Formal case No. 1139, the Potomac Electric Power Company's ("PEPCO") application to increase its distribution rates,

WHEREAS, Commissioners of ANC 6A have been advised by the Office of the People's Counsel ("OPC") about facts and background of the rate case and the need for the Commission to reject a majority of PEPCO's request for an increase,

WHEREAS, reliable, economical electric service is essential to the quality of life for the citizens of ANC 6A and the city as a whole; and the District government has adopted standards of reliability for electricity service, the Commission should require that PEPCO meet said reliability standards or face financial penalties,

WHEREAS, a major benefit to ratepayers in the case is the Customer Base Rate Credit ("CBRC") approved by the Public Service Commission as part of the PEPCO-Exelon merger. The residents of ANC 6A urge the Commission to allocate the entire balance of the CBRC to residential consumers because the residential rate class, unlike the commercial rate classes, lacks the ability to pass on the rate increase in the value of goods and services,

WHEREAS, continued annual increases in essential utility services is a financial hardship on low-income consumers and seniors on fixed incomes,

WHEREAS, PEPCO should not be allowed to recover costs for construction projects that are not providing benefits to consumers,

WHEREAS, PEPCO's request for an excessive profit should be denied in light of the fact that the company's executives and shareholders just received large sums of money from the merger and the request is inconsistent with economic market factors,

WHEREAS, the Commission must ensure that PEPCO is in strict compliance with all of the merger commitments and that measures should be taken if the company is not in compliance,

THEREFORE, ANC 6A hereby resolves to advise the Public Service Commission to grant PEPCO no more of a rate increase as that advised by the Office of the People's Counsel.

APPROVED by a vote of 6 – 0 by ANC 6A at its duly noticed public meeting on April 13, 2017, at which a quorum was present.

Phil Toomajian, Chair, ANC 6A



Commission Letters of April 13, 2017 Meeting



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



April 14, 2017

Mr. Clifford Moy
Secretary of the Board of Zoning Adjustment
Board of Zoning Adjustment
441 4th St. NW, Suite 210
Washington, DC 20001

Re: BZA Case No. 19460 (619 Elliot Street, NE)

Dear Mr. Moy,

At a regularly scheduled and properly noticed meeting on April 13, 2017,¹ our Commission voted 6-0 (with 5 Commissioners required for a quorum) to support the request of the owners of 619 Elliot Street, NE for a special exception under Subtitle E § 5201, from the lot occupancy requirements of Subtitle E § 304.1, to permit construction of a third-story addition with roof deck to a one-family dwelling in the RF-1 Zone.

The owners have proven that the special exception criteria have been met through submission of architectural elevations. The design has taken measures to ensure that the addition is not visible from the street, and it will not disrupt the privacy, air and light of neighbors. The ANC believes that this development will not substantially visually intrude upon the character, scale, and pattern of houses in the neighborhood. The ANC reached this conclusion because the design extends the brick treatment on the front to the sides of the house, increased the size of the deck railing on the front, reduced the height of the project to 34 feet, and set back the start of the proposed addition from the street by five feet.

Please be advised that Brad Greenfield and I are authorized to act on behalf of ANC 6A for the purposes of this case. I can be contacted at philanc6a@gmail.com and Mr. Greenfield can be contacted at brad.greenfield@gmail.com.

On Behalf of the Commission,

Phil Toomajian
Chair, Advisory Neighborhood Commission 6A

¹ ANC 6A meetings are advertised electronically on the anc6a-announce@yahoogroups.com, anc6a@yahoogroups.com, and newhilleast@yahoogroups.com, at www.anc6a.org, and through print advertisements in the Hill Rag.



Commission Letters of April 13, 2017 Meeting



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



April 14, 2017

Ms. Marnique Heath, Chair
Historic Preservation Review Board
Office of Planning
1100 Fourth Street, SW, Suite E650
Washington, DC 20024

Re: HLA # 16-19 (Kingman Park Historic District)

Dear Ms. Heath,

At a regularly scheduled and properly noticed meeting on April 13, 2017¹, our Commission voted 6-0 (with 5 Commissioners required for a quorum) to oppose the establishment of the Kingman Park Historic District, as it is currently bound in an application in front of the HPRB. The limited communication and outreach that has currently been conducted, and the lack of transparency in the process in advance of the application, have led to our opposition. It is important to note that ANC 6A only includes an approximately two block area in a large proposed historic district. However, residents of this area feel that they do not know enough about the proposed historic designation and prefer to be left out of any proposed historic district at this time. Accordingly, ANC6A cannot support the inclusion of these blocks in the proposed Kingman Park Historic District.

Please be advised that Brad Greenfield and I are authorized to act on behalf of ANC 6A for the purposes of this case. I can be contacted at philanc6a@gmail.com and Mr. Greenfield can be contacted at brad.greenfield@gmail.com.

Phil Toomajian
Chair, Advisory Neighborhood Commission 6A

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Commission Letters of April 13, 2017 Meeting



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



April 14, 2017

Mr. Anthony J. Hood
Chairperson
District of Columbia Zoning Commission
441 4th Street, NW
Suite 210-S
Washington, DC 20001

Re: ZC # 16-22 (1603-1625 Benning Road)

Dear Mr. Hood,

At a regularly scheduled and properly noticed meeting on April 13, 2017,¹ our Commission voted 6-1 (with 5 Commissioners required for a quorum) to support the change of the zoning for the parcels at square 4507, lots 941 – 942 and 936 (1603-1625 Benning Road NE) to medium density in the Benning Road Corridor Redevelopment Framework Plan to be incorporated into the 2008 Comprehensive Plan update. This change will incorporate the plans for this area that was in the small area plan, and bring it into the comprehensive plan. Changing the density for these lots will facilitate their development, and will be a benefit for the community and residents of H Street and Benning Road.

Please be advised that Brad Greenfield and I are authorized to act on behalf of ANC 6A for the purposes of this case. I can be contacted at philanc6a@gmail.com and Mr. Greenfield can be contacted at brad.greenfield@gmail.com.

On Behalf of the Commission,

Phil Toomajian
Chair, Advisory Neighborhood Commission 6A

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Commission Letters of April 13, 2017 Meeting



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



April 14, 2017

Mr. Anthony J. Hood
Chairperson
District of Columbia Zoning Commission
441 4th Street, NW
Suite 210-S
Washington, DC 20001

Re: ZC # 16-22 (1603-1625 Benning Road)

Dear Mr. Hood,

At a regularly scheduled and properly noticed meeting on April 13, 2017,¹ our Commission voted 6-0 (with 5 Commissioners required for a quorum) to support a land use designation change from the existing C-3-A to C-2-B and a map amendment change to develop the property at 1603-1625 Benning Road NE), on the condition that the developers and architects to continue to update the ANC and work on the pending community benefits package. The pending benefits package shows commitment to the community and will provide general goods that are in keeping with the PUD process. It is the view of ANC 6A that this development serves the public interest, and will help revitalize and develop this area of Benning Road and H Street NE.

Please be advised that Brad Greenfield and I are authorized to act on behalf of ANC 6A for the purposes of this case. I can be contacted at philanc6a@gmail.com and Mr. Greenfield can be contacted at brad.greenfield@gmail.com.

On Behalf of the Commission,

Phil Toomajian
Chair, Advisory Neighborhood Commission 6A

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Commission Letters of April 13, 2017 Meeting



**District of Columbia Government
Advisory Neighborhood Commission 6A
P. O. Box 75115
Washington, DC 20013**



April 13, 2017

Mr. Donovan Anderson, Chairperson
Alcoholic Beverage Control Board
2000 14th Street, NW, Suite 400S
Washington, DC 20009

Re: ABRA-105042 (Quara Ethiopian Fusion Restaurant, LLC), 818 H Street NE

Dear Mr. Anderson,

Please be advised that at the April 13, 2017 meeting of Advisory Neighborhood Commission 6A, with a quorum present, the Commission voted (7-0) to approve the enclosed Settlement Agreement with Quara Ethiopian Fusion Restaurant, LLC, ABRA # 105042, in lieu of a protest of the establishment's license application, and to support a stipulated license for this establishment. This vote took place at the ANC's regular and publicly announced meeting.¹

If you have any questions, please do not hesitate to contact me. I can be reached at 202-906-0657 or WilliamsANC6A05@gmail.com.

On behalf of the Commission,

Jay Williams
Co-Chair, ANC 6A ABL Committee

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Commission Letters of April 13, 2017 Meeting



Made this 13th day of April, 2017

by and between

Quara Ethiopian Fusion Restaurant
818 H Street NE
Washington DC 20002

and

Advisory Neighborhood Commission 6A

Preamble

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

Applicant agrees to work regularly with 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.

The community and Applicant understand and agree that the changes imposed upon the operations of 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 CT Liquor License at the subject premises; and,

The Parties Agree As Follows:

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

Settlement Agreement between Quara Ethiopian Fusion Restaurant and ANC6A

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Commission Letters of April 13, 2017 Meeting



- 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 curbs in front of the establishment to keep them free of trash, removing snow and ice from the sidewalk, and complying 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 brings 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.
- d. Applicant will not provide or sell alcoholic beverages "to go."
- e. Applicant agrees not to promote or participate in bar or pub "crawls" or any other event of this nature unless the event has been reviewed and approved by the ABC Board.
- f. The licensed establishment will be managed in person by Applicant or a board-licensed manager.
- g. Applicant, and all employees that are designated to serve alcoholic beverages, shall attend and complete an alcoholic beverage server training course/seminar.
- h. Applicant shall post a notice kept in good repair and visible from point of entry a sign that states:
 - i. Proper ID is required to be served and that the establishment will check IDs at all times prior to serving alcoholic beverages to patrons;
 - ii. It is illegal to sell alcohol to anyone under age 21;
 - iii. Patrons are requested not to 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; and
 - v. The establishment requests that customers do not contribute to panhandlers.
- i. 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 if illegal activity is observed;
 - iii. Keeping a written record of dates and times (a "call log") when the MPD is called for assistance; and
 - iv. 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 that could lead to an ABRA investigation. Each incident will contain the 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.
- j. Upon request of the Board, Applicant's call log and incident log shall be provided to the Board during meetings or hearings involving future renewals or contested proceedings involving Applicant's license.

Settlement Agreement between Quara Ethiopian Fusion Restaurant and ANC6A

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Commission Letters of April 13, 2017 Meeting



- k. Applicant will utilize and maintain high-intensity floodlights on any exterior of its premises that faces an abutting alleyway so as to fully light any abutting alleyway from dusk until dawn. This Paragraph does not apply to any portion of the Applicant's exterior premises that does not directly abut an alleyway.
 - l. Applicant shall provide valet parking services only with valet parking companies as defined, licensed, and in compliance with D.C. Municipal Regulations Title 24 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 soundproofing.
 - b. No sound, noise, music, or voices emanating from the licensed establishment shall be of such intensity that it may be heard in any premises other than the licensed establishment. This restriction does not apply to: (1) sound, noise, music, or voices heard in any premises which are located within a C-1, C-2, C-3, C-4, C-M, or M zone, as defined in the zoning regulations for the District, and (2) sound, noise, music, or voices occasioned by the normal opening of entrance and exit doors for the purpose of ingress and egress.
 - c. In order to mitigate noise on a sidewalk café or summer garden the following steps will be taken:
 - i. Applicant shall not offer any type of entertainment or pre-recorded music on the summer garden and/or sidewalk café;
 - ii. A fence or other barrier will enclose the entire perimeter;
 - iii. No fewer than two signs will be clearly posted to remind guests to keep their voices at normal speaking volume;
 - iv. Staff will monitor the outdoor area to make sure guests do not raise their voices above normal speaking tones; and
 - v. Potted plants, trees, fountains, or other types of noise mitigation techniques will be incorporated into the decor.
 - d. The hours of operation for a sidewalk café and/or summer garden are limited until 11:00 pm Sunday through Thursday evenings and 12:00 am 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 and staff.
 - e. Applicant may offer facilities for dancing for patrons only with an entertainment endorsement and may have recorded and background music without an entertainment endorsement. "Entertainment" means live music or any other live performance by an actual person, including live bands, karaoke, comedy shows, poetry readings, and disc jockeys. The term "entertainment" shall not include the operation of a jukebox, a television, a radio, or other prerecorded music.
 - f. All CT license holders with an entertainment endorsement must have an ABRA-accepted security plan in place.
 - g. The kitchens for all CR license holders shall remain open and operational up until at least one hour prior to closing.
4. **Cooperation with ANC 6A.** Applicant agrees to work on resolving issues preventing Applicant from fulfilling its obligations under this 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 SMDs are adjacent to the location of the establishment.
5. **Modifications.** This Agreement may be modified and such modification implemented by Applicant only by mutual agreement of the parties and the subsequent approval of the modification by the ABC Board pursuant to DC Official Code Code § 25-446.
6. **Miscellaneous.**

Settlement Agreement between Quara Ethiopian Fusion Restaurant and ANC6A
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Commission Letters of April 13, 2017 Meeting



- a. Applicant shall post a copy of this Settlement 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. Any reference to specific laws and regulations in this Settlement Agreement is meant for informational purposes only. ANC 6A does not intend for a violation of any DC law or regulation to also be considered a violation of this Settlement Agreement.

7. Enforcement.

- a. Applicant and ANC 6A agree to enter into this Agreement. If Applicant should breach the conditions of this Agreement, it is understood by all parties that ANC 6A and/or its committees may immediately notify the Applicant and/or file a complaint with the ABC Board, which will be investigated by ABRA's Enforcement Division, and may subject Applicant to a Show Cause proceeding or any other penalty available to the Board under the law.
- b. This Settlement Agreement is binding on 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: _____

Date: 3/21/17

Signature: _____

Advisory Neighborhood Commission 6A Representative:

By: _____

Jay Williams, Co-Chair, ANC 6A ABL Committee

Date: 4/13/17

Signature: _____



Commission Letters of April 13, 2017 Meeting



**District of Columbia Government
Advisory Neighborhood Commission 6A
P. O. Box 75115
Washington, DC 20013**



April 13, 2017

Mr. Donovan Anderson, Chairperson
Alcoholic Beverage Control Board
2000 14th Street, NW, Suite 400S
Washington, DC 20009

Re: ABRA-105482 (Dio, LLC t/a Dio Wine Bar), 904 H Street NE

Dear Mr. Anderson,

Please be advised that at the April 13, 2017 meeting of Advisory Neighborhood Commission 6A, with a quorum present, the Commission voted (7-0) to approve the enclosed Settlement Agreement with Dio, LLC t/a Dio Wine Bar, ABRA # 105482, in lieu of a protest of the establishment's license application. This vote took place at the ANC's regular and publicly announced meeting.¹

If you have any questions, please do not hesitate to contact me. I can be reached at 202-906-0657 or WilliamsANC6A05@gmail.com.

On behalf of the Commission,

Jay Williams
Co-Chair, ANC 6A ABL Committee

¹ ANC 6A meetings are advertised electronically on anc6a-announce@yahoogroups.com, anc-6a@yahoogroups.com, and newhilleast@yahoogroups.com, at www.anc6a.org, and through print advertisements in the Hill Rag.



Commission Letters of April 13, 2017 Meeting



Made this 13th day of April, 2017

by and between

Dio, LLC t/a Dio Wine Bar (ABRA # 105482)
904 H Street NE
Washington DC 20002

and

Advisory Neighborhood Commission 6A

Preamble

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

Applicant agrees to work regularly with 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.

The community and Applicant understand and agree that the changes imposed upon the operations of 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 CT Liquor License at the subject premises; and,

The Parties Agree As Follows:

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

Settlement Agreement between Dio Wine Bar and ANC6A

Page 1 of 4



- 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 curbs in front of the establishment to keep them free of trash, removing snow and ice from the sidewalk, and complying 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 brings 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.
- d. Applicant will not provide or sell alcoholic beverages “to go.”
- e. Applicant agrees not to promote or participate in bar or pub “crawls” or any other event of this nature unless the event has been reviewed and approved by the ABC Board.
- f. The licensed establishment will be managed in person by Applicant or a board-licensed manager.
- g. Applicant, and all employees that are designated to serve alcoholic beverages, shall attend and complete an alcoholic beverage server training course/seminar.
- h. Applicant shall post a notice kept in good repair and visible from point of entry a sign that states:
 - i. Proper ID is required to be served and that the establishment will check IDs at all times prior to serving alcoholic beverages to patrons;
 - ii. It is illegal to sell alcohol to anyone under age 21;
 - iii. Patrons are requested not to 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; and
 - v. The establishment requests that customers do not contribute to panhandlers.
- i. 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 if illegal activity is observed;
 - iii. Keeping a written record of dates and times (a “call log”) when the MPD is called for assistance; and
 - iv. 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 that could lead to an ABRA investigation. Each incident will contain the 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.
- j. Upon request of the Board, Applicant’s call log and incident log shall be provided to the Board during meetings or hearings involving future renewals or contested proceedings involving Applicant’s license.

Settlement Agreement between Dio Wine Bar and ANC6A

Page 2 of 4



Commission Letters of April 13, 2017 Meeting



- k. Applicant will utilize and maintain high-intensity floodlights on any exterior of its premises that faces an abutting alleyway so as to fully light any abutting alleyway from dusk until dawn. This Paragraph does not apply to any portion of the Applicant's exterior premises that does not directly abut an alleyway.
 - l. Applicant shall provide valet parking services only with valet parking companies as defined, licensed, and in compliance with D.C. Municipal Regulations Title 24 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 soundproofing.
 - b. No sound, noise, music, or voices emanating from the licensed establishment shall be of such intensity that it may be heard in any premises other than the licensed establishment. This restriction does not apply to: (1) sound, noise, music, or voices heard in any premises which are located within a C-1, C-2, C-3, C-4, C-M, or M zone, as defined in the zoning regulations for the District, and (2) sound, noise, music, or voices occasioned by the normal opening of entrance and exit doors for the purpose of ingress and egress.
 - c. In order to mitigate noise on a sidewalk café or summer garden the following steps will be taken:
 - i. Applicant shall not offer any type of entertainment or pre-recorded music on the summer garden and/or sidewalk café;
 - ii. A fence or other barrier will enclose the entire perimeter;
 - iii. No fewer than two signs will be clearly posted to remind guests to keep their voices at normal speaking volume;
 - iv. Staff will monitor the outdoor area to make sure guests do not raise their voices above normal speaking tones; and
 - v. Potted plants, trees, fountains, or other types of noise mitigation techniques will be incorporated into the decor.
 - d. The hours of operation for a sidewalk café and/or summer garden are limited until 11:00 pm Sunday through Thursday evenings and 12:00 am 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 and staff.
 - e. Applicant may offer facilities for dancing for patrons only with an entertainment endorsement and may have recorded and background music without an entertainment endorsement. "Entertainment" means live music or any other live performance by an actual person, including live bands, karaoke, comedy shows, poetry readings, and disc jockeys. The term "entertainment" shall not include the operation of a jukebox, a television, a radio, or other prerecorded music.
 - f. All CT license holders with an entertainment endorsement must have an ABRA-accepted security plan in place.
 - g. The kitchens for all CR license holders shall remain open and operational up until at least one hour prior to closing.
4. **Cooperation with ANC 6A.** Applicant agrees to work on resolving issues preventing Applicant from fulfilling its obligations under this 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 SMDs are adjacent to the location of the establishment.
5. **Modifications.** This Agreement may be modified and such modification implemented by Applicant only by mutual agreement of the parties and the subsequent approval of the modification by the ABC Board pursuant to DC Official Code Code § 25-446.
6. **Miscellaneous.**

Settlement Agreement between Dio Wine Bar and ANC6A

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Commission Letters of April 13, 2017 Meeting



- a. Applicant shall post a copy of this Settlement 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. Any reference to specific laws and regulations in this Settlement Agreement is meant for informational purposes only. ANC 6A does not intend for a violation of any DC law or regulation to also be considered a violation of this Settlement Agreement.

7. Enforcement.

- a. Applicant and ANC 6A agree to enter into this Agreement. If Applicant should breach the conditions of this Agreement, it is understood by all parties that ANC 6A and/or its committees may immediately notify the Applicant and/or file a complaint with the ABC Board, which will be investigated by ABRA's Enforcement Division, and may subject Applicant to a Show Cause proceeding or any other penalty available to the Board under the law.
- b. This Settlement Agreement is binding on 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: Stacey Khoury-Diaz Date: 3/21/2017

Signature: [Signature]

Advisory Neighborhood Commission 6A Representative:

By: Jay Williams, Co-Chair, ANC 6A ABL Committee Date: 4/13/17

Signature: [Signature]



Commission Letters of April 13, 2017 Meeting



**District of Columbia Government
Advisory Neighborhood Commission 6A
P. O. Box 75115
Washington, DC 20013**



April 24, 2017

Mr. Donovan Anderson, Chairperson
Alcoholic Beverage Control Board
2000 14th Street, NW, Suite 400S
Washington, DC 20009

Re: Protest No. 16-PRO-00122 (*In the Matter of Hoost LLC, t/a Nomad Hookah Bar at 1200 H Street, NE*)

Dear Mr. Anderson,

Please be advised that at the April 13, 2017 meeting of Advisory Neighborhood Commission 6A, with a quorum present, the Commission voted (7-0) to approve the enclosed Settlement Agreement with Hoost, LLC t/a Nomad Hookah Bar, ABRA # 087558, and withdraw the ANC's protest in the above-referenced matter. This vote took place at the ANC's regular and publicly announced meeting.¹

Please note that the enclosed SA is intended to replace, not amend, all prior agreements between this licensee and the ANC.

If you have any questions, please do not hesitate to contact me. I can be reached at 202-906-0657 or WilliamsANC6A05@gmail.com.

On behalf of the Commission,

Jay Williams
Co-Chair, ANC 6A ABL Committee

¹ ANC 6A meetings are advertised electronically on anc6a-announce@yahoogroups.com, anc-6a@yahoogroups.com, and newhilleast@yahoogroups.com, at www.anc6a.org and through print advertisements in the Hill Rag.



Commission Letters of April 13, 2017 Meeting



Made this 13th day of April, 2017

by and between

Nomad Hookah Bar (ABRA #087558)

1200 H Street, NE
Washington DC 20002

and

Advisory Neighborhood Commission 6A

Preamble

Nomad Hookah Bar and ANC 6A hereby submit the following Settlement Agreement to resolve all remaining issues related to Nomad's petition to amend or terminate its prior Settlement Agreement, filed September 29, 2016 and protested by ANC 6A on December 5, 2016 (Protest No. 16-PRO-00122).

The parties agree that the enclosed Settlement Agreement shall **replace and rescind** all prior Settlement Agreements between the parties; namely, the Agreement dated January 12, 2012 and the Addendum dated January 21, 2014.

The community and Applicant understand and agree that the changes imposed upon the operations of 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.

Witneseth

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 CT Liquor License at the subject premises; and,

The Parties Agree As Follows:

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

Settlement Agreement between Nomad Hookah Bar and ANC6A

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Commission Letters of April 13, 2017 Meeting



including following, minimally, the recommendations and guidelines of the Vector Control Division of the Department of Public Works.

- e. Assisting in maintenance of the curbs in front of the establishment to keep them free of trash, removing snow and ice from the sidewalk, and complying 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 brings 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.
- d. Applicant will not provide or sell alcoholic beverages “to go.”
- e. Applicant agrees not to promote or participate in bar or pub “crawls” or any other event of this nature unless the event has been reviewed and approved by the ABC Board.
- f. The licensed establishment will be managed in person by Applicant or a board-licensed manager.
- g. Applicant, and all employees that are designated to serve alcoholic beverages, shall attend and complete an alcoholic beverage server training course/seminar.
- h. Applicant shall post a notice kept in good repair and visible from point of entry a sign that states:
 - i. Proper ID is required to be served and that the establishment will check IDs at all times prior to serving alcoholic beverages to patrons;
 - ii. It is illegal to sell alcohol to anyone under age 21;
 - iii. Patrons are requested not to 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; and
 - v. The establishment requests that customers do not contribute to panhandlers.
- i. 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 if illegal activity is observed;
 - iii. Keeping a written record of dates and times (a “call log”) when the MPD is called for assistance; and
 - iv. 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 that could lead to an ABRA investigation. Each incident will contain the 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.
- j. Upon request of the Board, Applicant’s call log and incident log shall be provided to the Board during meetings or hearings involving future renewals or contested proceedings involving Applicant’s license.
- k. Applicant will utilize and maintain high-intensity floodlights on the exterior of its premises so as to fully light any abutting alleyway from dusk until dawn.

Settlement Agreement between Nomad Hookah Bar and ANC6A

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Commission Letters of April 13, 2017 Meeting



1. Applicant shall provide valet parking services only with valet parking companies as defined, licensed, and in compliance with D.C. Municipal Regulations Title 24 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 soundproofing.
 - b. No sound, noise, music, or voices emanating from the licensed establishment shall be of such intensity that it may be heard in any premises other than the licensed establishment. This restriction does not apply to: (1) sound, noise, music, or voices heard in any premises which are located within a C-1, C-2, C-3, C-4, C-M, or M zone, as defined in the zoning regulations for the District, and (2) sound, noise, music, or voices occasioned by the normal opening of entrance and exit doors for the purpose of ingress and egress.
 - c. In order to mitigate noise on a sidewalk café or summer garden the following steps will be taken:
 - i. Applicant shall not offer any type of entertainment or pre-recorded music on the summer garden and/or sidewalk café;
 - ii. A fence or other barrier will enclose the entire perimeter;
 - iii. No fewer than two signs will be clearly posted to remind guests to keep their voices at normal speaking volume;
 - iv. Staff will monitor the outdoor area to make sure guests do not raise their voices above normal speaking tones;
 - v. One employee will be responsible for monitoring the patio at all times when it is operational; and
 - vi. Potted plants, trees, fountains, or other types of noise mitigation techniques will be incorporated into the decor.
 - d. The hours of operation for the sidewalk café are limited until 11:00 pm Sunday through Thursday evenings and until 12:00 am on Friday and Saturday evenings, as well as evenings before federal holidays. The sale and consumption of alcoholic beverages must end at that time and the patio must be cleared of all patrons and staff.
 - e. When applicant has completed the enclosure of the sidewalk café, and the enclosure substantially meets the specifications attached hereto as Attachment A, the hours of operation for the sidewalk café shall be limited until 2:00 am on Friday and Saturday evenings, as well as evenings before federal holidays.
 - i. If the licensed establishment incurs three valid noise complaints during any calendar year, the ANC may, upon a vote at a regular and properly-noticed meeting, elect to restrict the hours of the sidewalk café (or any other outdoor space) to a closing time of 12:00 am on Friday and Saturday evenings, as well as evenings before federal holidays. Such restriction shall remain in place for six months and will automatically revert to the hours listed in 3(e) above after those six months have elapsed, provided there have been no further valid noise complaints during that six month period. Applicant agrees that it shall not challenge such restriction provided that the ANC has identified a sufficient number of valid noise complaints during the calendar year.
 - ii. For purposes of this Section, "valid noise complaint" means (1) A complaint made to ABRA where an ABRA inspector has investigated the complaint and confirmed that the Applicant is in violation of any DC noise ordinance and/or Section 3(b) of this Settlement Agreement; or (2) A written citation issued by the DC Metropolitan Police Department for a violation of any DC noise ordinance.
 - f. Applicant may offer facilities for dancing for patrons only with an entertainment endorsement and may have recorded and background music without an entertainment endorsement. "Entertainment" means live music or any other live performance by an actual person, including live bands, karaoke, comedy shows, poetry readings, and disc jockeys. The term "entertainment" shall not include the

Settlement Agreement between Nomad Hookah Bar and ANC6A

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Commission Letters of April 13, 2017 Meeting



- 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.
4. **Cooperation with ANC 6A.** Applicant agrees to work on resolving issues preventing Applicant from fulfilling its obligations under this 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 SMDs are adjacent to the location of the establishment.
5. **Use of promoters.** Applicant agrees that it will not utilize the services of third party event promoters.
6. **Modifications.** This Agreement may be modified and such modification implemented by Applicant only by mutual agreement of the parties and the subsequent approval of the modification by the ABC Board pursuant to DC Official Code Code § 25-446 or as required by District law.
7. **Miscellaneous.**
- a. Applicant shall post a copy of this Settlement 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. Any reference to specific laws and regulations in this Settlement Agreement is meant for informational purposes only. ANC 6A does not intend for a violation of any DC law or regulation to also be considered a violation of this Settlement Agreement.
8. **Enforcement.**
- a. Applicant and ANC 6A agree to enter into this Agreement. If Applicant should breach the conditions of this Agreement, it is understood by all parties that ANC 6A and/or its committees may immediately notify the Applicant and/or file a complaint with the ABC Board, which will be investigated by ABRA's Enforcement Division, and may subject Applicant to a Show Cause proceeding or any other penalty available to the Board under the law.
 - b. This Settlement Agreement is binding on Applicant 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: ANISE AMRI Date: 4/20/17

Signature: Anise Amri

Advisory Neighborhood Commission 6A Representative:

By: Jay Williams, Co-Chair, ANC 6A ABL Committee Date: 4/13/17

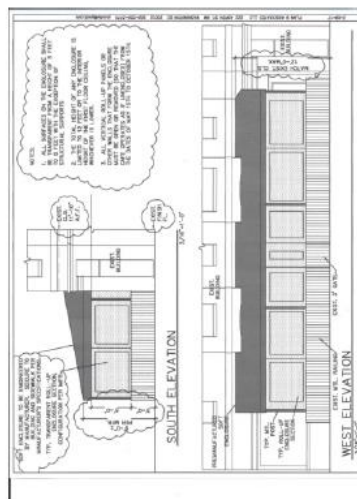
Signature: Jay Williams

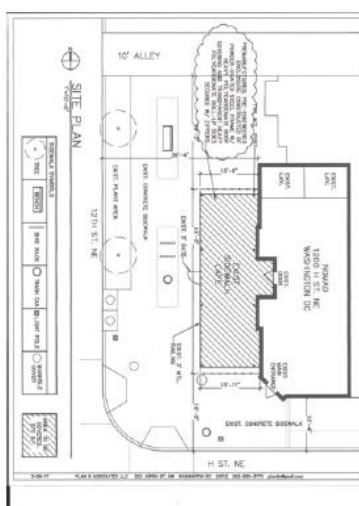
Settlement Agreement between Nomad Hookah Bar and ANC6A
Page 4 of 4



ATTACHMENT A

**(ANC 6A and Nomad Hookah Bar
Settlement Agreement)**







Officer Reports - Treasurer



ANC 6A Treasurer's Report April 2017

Period Covered 4/1/2017-4/30/2017

Checking Account:

Balance Forwarded	\$ 3,507.20
Total Receipts	\$ 10,179.16
Total Funds Available	\$ 12,113.86

Disbursements:

Irene Dworakowski (Agenda/Web Master Apr 2016)	CK#1787	\$ 450.00
Gail John (Note Taking Apr)	CK#1788	\$ 200.00
FedEx Mar	CK#1789	\$ 153.00

Total Disbursements	\$ 803.00
Ending Balance	\$ 11,310.86

Savings Account:

Balance Forwarded	\$ 13,747.81
Receipt Interest 04/21/17	\$ 0.24
Deposit -	
Total Receipts	\$ 0.24
Total Funds Available	\$ 13,748.05
Disbursements	\$ -
Ending Balance	\$ 13,748.05

PETTY CASH SUMMARY

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



Committee Reports

Community Outreach Committee (COC)



Minutes

ANC 6A Community Outreach Committee (COC) of
Advisory Neighborhood Commission (ANC) 6A
Regular Meeting - April 24, 2017
Maury Elementary School
1250 Constitution Avenue NE, Washington, DC

Meeting called to order at 7:05 pm.
Quorum

COC members present: Gladys Mack, Joyce West, Dana Wyckoff (Chair).
COC members absent: Roni Hollmon,
ANC Commissioners present: None.
Community members present: Heather Schoell

Chair Dana Wyckoff and Committee Members Gladys Mack and Joyce West heard a grant proposal on behalf of the Eliot-Hine Middle School Parent-Teacher Organization (PTO). PTO representative Heather Schoell outlined the details of the \$1,844.79 request for a professional grade laminator and supplies to create materials for classrooms, the school hallways and for community meetings. The materials will help communicate school initiatives and support the school's International Baccalaureate (IB) identity and goals.

Per Ms. Schoell, other middle schools and IB schools have laminators - currently Eliot-Hine is using commercial printing and laminating services, which are expensive. Committee Member Mack asked where the laminator and materials would be kept; Ms. Schoell said they would be in a locked storage room under the control of the Office Manager. Either/or the IB coordinator, principal, office manager or partnership coordinator would review requests to use the machine.

Committee Member Mack questioned the amount of money being requested, noting that general guidelines for ANC6A COC grants are that small grants (under \$300) are reviewed monthly, with larger grants reviewed in January and August ("Application process guidelines: The COC reviews and evaluates grants based on their potential to benefit the residents of ANC 6A. Requests for "small" grants are reviewed monthly by the COC. "Large" grants are reviewed twice a year at the January and August COC meetings.") Ms. Schoell noted that the laminator could be put to good use during the summer and in preparation for the school year, so waiting until the August COC meeting and the September ANC meeting would be detrimental. Ms. West and Ms. Wyckoff both noted that the 'small' and 'large' designations are general guidelines, not strict rules, and have not always been followed in the past. Ms. West also noted that the Committee is already four (4) months into the year, without other requests pending currently and that funds are available. Ms. Wyckoff agreed.

The Committee voted to forward the grant recommendation to the ANC - two (2) 'for' (Ms. West, Ms. Wyckoff) and one (1) 'no' (Ms. Mack).

Recommendation: ANC6A approve Eliot-Hine Middle School PTO grant application for \$1,844.79 to purchase a large-scale laminating machine and supplies for laminating documents to post in classrooms and to promote programs at the school.



Committee Reports

Community Outreach Committee (COC)



Meeting adjourned at 7:35 pm.

**The next regular meeting of the ANC 6A COC
Monday, May 22, 2017 at 7:00 pm
Maury Elementary School, 1250 Constitution Avenue NE
(enter from 200 block of Thirteenth (13th) Street)**



Committee Reports Community Outreach Committee (COC)



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

1. DATE OF APPLICATION 03/26/2017	2. DATE OF PROJECT OR ACTIVITY ongoing
3. APPLICANT ORGANIZATION NAME AND ADDRESS Eliot-Hine PTO 1418 N. Carolina Ave. NE WDC 20002	4. EIN (TAX ID NUMBER)++ 46-3739410
5. CONTACT NAME Heather Schoell	6. TITLE Eliot-Hine PTO President
7. ADDRESS (IF DIFFERENT FROM ABOVE) same	
8. TELEPHONE (202) 321-0874	8. FAX () -
10. E-MAIL ADDRESS heysassy@yahoo.com	
11. BRIEF DESCRIPTION OF PROPOSED PROJECT/ACTIVITY – DETAILED INFORMATION ON SEPARATE PAGE (SEE INSTRUCTIONS) Professional large-scale laminator for communication and inspiration within Eliot-Hine Middle School, an ANC 6A school. Eliot-Hine has an ongoing need of identifying itself as an International Baccalaureate (IB) school, and is supposed to do so repeatedly and throughout the building. It's listed as a requirement of IB that students be reminded of the IB Learner Profile in all areas of the school.	
12. PROJECTED TOTAL COST \$1,844.79	13. AMOUNT REQUESTED \$1,844.79
14. OTHER SOURCES OF FUNDING (BRIEF) – DETAILED INFORMATION REQUIRED ON SEPARATE PAGE (SEE INSTRUCTIONS) One-time cost of the laminator, four rolls in two thicknesses, and a four-year protection plan are covered in full by this grant. The Eliot-Hine PTO will cover future costs for the laminator rolls of film. This is outside the scope of DCPS funding.	
15. STATEMENT OF BENEFIT (BRIEF DESCRIPTION) – DETAILED INFORMATION REQUIRED ON SEPARATE PAGE (SEE INSTRUCTIONS) Part of an International Baccalaureate school's requirement is to have visual reminders throughout the physical building as to what is expected of students in academics and behavior. Tenants of the IB Middle Years Programme's learner profile – characteristics that Eliot-Hine seeks to develop in students – include Inquirers, Knowledgeable, Thinkers, Communicators, Principled, Open-minded, Caring, Risk-takers, Balanced, and Reflective learners. Eliot-Hine, not having been modernized and not slated to for several years, is particularly in need of brightening and adding joy to its hallways and common spaces.	

09/15



Committee Reports

Community Outreach Committee (COC)



Proposal

Project Description and Goals: Eliot-Hine is an accredited International Baccalaureate World School, held to standards within the IB framework. Part of that framework it to clearly communicate to students what is expected of them as scholars and citizens of their school community and beyond.

The school's limited budget for incidental costs is strained when having to repeatedly spend a minimum of \$3 per square foot laminating posters and projects at Kinko's. It makes better sense to have lamination capabilities onsite for IB posters and charts, classroom projects, building announcements, and preservation of student work.

The IB website has online toolkits that include many of the posters and charts that IB schools are expected to display. The school has a low budget for covering extra costs, and has not allocated funds for this purpose.

Statement of Benefit: Eliot-Hine is in ANC 6A08, and is the only middle school in ANC 6A. Eliot-Hine is a Title One school, and is the designated middle school for its feeder elementary schools: Maury (6A04), Miner (6A06), Payne, and School-Within-a-School (SWS) at Goding (6A02).

The Eliot-Hine staff worked hard to become an accredited International Baccalaureate World School, which they did in late 2015. We need to support Eliot-Hine and help them get the tools they need for students to succeed and be competitive.

Students should have a work environment that inspires learning and reflects the IB framework. Because the building interior is drab, and the school is not slated for modernization or stabilization for some years, the Eliot-Hine staff must rely on décor to create a more inviting and less dreary landscape.

Photos on canvas and large laminated prints (laminated to extend the life of expensive prints) are costly, and therefore used judiciously. The building needs joy and inspiration. That is why we request a grant to cover the cost of a professional, large-scale laminator, four rolls of laminating film, and a four-year protection plan (coverage begins after the one-year warranty expires, bringing coverage to five years of operation).

The school has many needs that have come ahead of the laminator (grant applications to other organizations include classroom libraries, art supplies, and technology for Eliot-Hine's broadcast). While a laminator may seem less important than the other needs, the walls and what hangs on them directly impacts the mood and environment of the school. Having inspiring walls not only lifts moods and inspires learning, but it also reflects that this is an intentional environment, and that students matter.

Timeline: Immediate. The laminator is available for online purchase at any time. The Eliot-Hine PTO will cover the continuing costs of laminating film. This is outside the scope of what DCPS provides for schools.

Description of the requesting organization: Eliot-Hine is in ANC 6A08, and is the only middle school in ANC 6A. Eliot-Hine is a Title One school, and is the designated middle school for its feeder elementary schools: Maury (6A04), Miner (6A06), Payne, and School-Within-a-School (SWS) at Goding (6A02).

Eliot-Hine Middle School's Parent Teacher Organization is dedicated to enriching the lives of students, parents/guardians, and educators. Our purpose is to make Eliot-Hine a premier middle school by providing resources, fostering communication, and encouraging involvement in the school and the community, guided by transparency and integrity. The Eliot-Hine PTO is a 501(c)(3) organization.

09/15



Committee Reports Community Outreach Committee (COC)







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	Price	Quantity
 USI WrapSure Standard Thermal Laminating Film, 1 Inch Core, 3 Mil, 27 Inches x 250 Feet, Clear Gloss, 2 Rolls by USI In Stock Shipped from: Simply Direct, LLC Gift options not available. Learn more Delete Save for later	\$49.95	1
 SquareTrade 4-year Office Protection Plan (\$1500-\$2000) by SquareTrade In Stock Shipped from: SquareTrade Gift options not available. Learn more Delete Save for later	\$183.44	1
 Minikote 27" Roll Laminator by D&K Monarchy Only 8 left in stock. Prime <input type="checkbox"/> This is a gift Learn more Delete Save for later	\$1,549.00	1
 GBC Thermal Laminating Film, Rolls, NAP I, 1 Inch Core, 1.5 Mil, 27 Inch x 500 Feet, 2 Pack (3126061) by GBC Only 11 left in stock (more on the way). Prime <input type="checkbox"/> This is a gift Learn more Delete Save for later	\$62.40	1

Subtotal (4 items): \$1,844.79

Subtotal (4 items): \$1,844.79

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09/15



Committee Reports Community Outreach Committee (COC)



DISTRICT OF COLUMBIA
PUBLIC SCHOOLS

Charles Eliot-Lemon G. Hine Middle School

"PREPARING STUDENTS FOR SUCCESS BEYOND HIGH SCHOOL"

Isamar Vargas, Principal

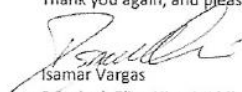
April 27, 2017

Phil Toomajian
ANC 6A Chairman

Dear Mr. Toomajian:

Thank you for considering our grant application for a large-scale laminator. This tool would make a huge difference at Eliot-Hine. We would make great use of it with wall hangings to remind our students of the International Baccalaureate Programme's expectations, and inspire them to be curious about the world.

Thank you again, and please don't hesitate to contact me with questions.


Isamar Vargas
Principal, Eliot-Hine Middle School



Committee Reports Community Outreach Committee (COC)



INTERNAL REVENUE SERVICE
P. O. BOX 2508
CINCINNATI, OH 45201

DEPARTMENT OF THE TREASURY

Date: **AUG 15 2016**

ELIOT-HINE PARENT TEACHER
ORGANIZATION
1418 N CAROLINA AVE NE
WASHINGTON, DC 20002-0000

Employer Identification Number:
46-3739410
DLN:
26053624002586
Contact Person:
CUSTOMER SERVICE ID# 31954
Contact Telephone Number:
(877) 829-5500
Accounting Period Ending:
September 30
Public Charity Status:
170(b)(1)(A)(vi)
Form 990/990-EZ/990-N Required:
Yes
Effective Date of Exemption:
August 9, 2016
Contribution Deductibility:
Yes
Addendum Applies:
No

Dear Applicant:

We're pleased to tell you we determined you're exempt from federal income tax under Internal Revenue Code (IRC) Section 501(c)(3). Donors can deduct contributions they make to you under IRC Section 170. You're also qualified to receive tax deductible bequests, devises, transfers or gifts under Section 2055, 2106, or 2522. This letter could help resolve questions on your exempt status. Please keep it for your records.

Organizations exempt under IRC Section 501(c)(3) are further classified as either public charities or private foundations. We determined you're a public charity under the IRC Section listed at the top of this letter.

If we indicated at the top of this letter that you're required to file Form 990/990-EZ/990-N, our records show you're required to file an annual information return (Form 990 or Form 990-EZ) or electronic notice (Form 990-N, the e-Postcard). If you don't file a required return or notice for three consecutive years, your exempt status will be automatically revoked.

If we indicated at the top of this letter that an addendum applies, the enclosed addendum is an integral part of this letter.

For important information about your responsibilities as a tax-exempt organization, go to www.irs.gov/charities. Enter "4221-PC" in the search bar to view Publication 4221-PC, Compliance Guide for 501(c)(3) Public Charities, which describes your recordkeeping, reporting, and disclosure requirements.

Letter 5436



Committee Reports

Community Outreach Committee (COC)



-2-

ELIOT-HINE PARENT TEACHER

Sincerely,

Jeffrey I. Cooper
Director, Exempt Organizations
Rulings and Agreements

Letter 5436



Committee Reports

Alcohol Beverage and Licensing (ABL)



No report. Committee did not meet in April 2017.



Committee Reports

Transportation and Public Space (T&PS)



No report. Committee did not meet in April 2017.

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Committee Reports Economic Development and Zoning Committee



Report of the Economic Development and Zoning Committee (EDZ) of ANC 6A 640 10th Street NE, Sherwood Recreation Center, Second (2nd) Floor April 19, 2017, 7:00 pm

Present:

Members: Missy Boyette, Jacob Joyce, Brad Greenfield (Chair)
Brad Greenfield chaired the meeting.

Community Comment

None.

Old Business

1511 A Street NE (BZA Case 19505)

This item concerns ANC involvement as an intervener in an Office of Administrative Hearings (OAH) case challenging a notice of intent to revoke permit for 1511 A Street NE.

It is a continuation of a case that has come before the Committee and ANC 6A multiple times. The ANC has consistently opposed the developer's plan to build an eighteen (18) unit apartment building at the site.

The property was originally zoned C2A; the zoning was changed to R4 in the past while the permit was pending but not issued. The property was zoned R4 for over a year when the permit was issued. The permit application was in process during the zoning change. The permit is for a five (5) story eighteen (18 unit) building over 35 feet.

The developer was issued a notice of intent to recall which would force them to return the permit to the city. The developer is appealing the notice based on an (allegedly) incorrect signature on the letter and that the Department of Consumer and Regulatory Affairs (DCRA) initial determination regarding the zoning was correct, since this is not the first time DCRA has issued a statement concerning the proper zone pertaining to the permit.

The ANC is being asked to exercise its role as an intervenor. The ANC previously supported an appeal sponsored by the community to the issued permit.

Brian Alcorn, the community member who presented this issue to the Committee, is asking the ANC to oppose the appeal. The owner of the subject property has stated to neighbors that, if the permit is recalled, they may build a 5,900-square foot rooming house by right. The community member furthermore stated that the owner of the subject property has not opened any avenues of negotiation. June 2015 is when the application contained bad plans further delaying the permitting process.

In the recall notice, Brad raised that the incorrect signature can be resolved by reissuing the notice.

If this case is lost, the prior case will be resurrected. If this case is won there is no reason to continue the prior case.

Mr. Greenfield made a motion to oppose the appeal of the permit holder. Committee Member Missy Boyette seconded, and it passed 3-0.



Committee Reports

Economic Development and Zoning Committee



New Business

210 Tenth (10th) Street (HPO)

The homeowner is seeking ANC support for the Historic Preservation Office (HPO) approval for the raze of an existing accessory garage and addition of a sun room and deck to her property. All of the construction is being done by right, and only HPO approval is required. The owner is also looking to clean up the retaining wall. The back yard is dogleg shaped, simply to provide alley access. There is a parking easement in the rear.

The property is conforming, as the demolition will bring the property to fifty-eight percent (58%). Without the proposed demolition, the property would be over the conforming percentage so this is not a BZA case at this time, only HPO.

They have reached out to both neighbors and are asking for letters of support.

The owners of the property in question are asking to remove the garage on the property and replace it with a parking pad. The proposed addition will be sided with hardy board replacing the current façade in the back, which is common. The dogleg of the property will be filled in and turned into an in-law suite.

The proposed addition is currently blocked by view of the garage, when the garage is removed the addition will only be seen when standing in the ally and looking through where the garage was removed. The proposed deck cannot be seen from the ally as the parking easement blocks that line of sight from the ally.

Mr. Greenfield raised the need for further outreach to the neighbors. Mr. Greenfield moved that the ANC support the relief request, on condition that best efforts be made to obtain letters of support. Ms. Boyette seconded and it passed 3-0.

Neighborhood Comments

Mr. Alcorn, the presenter for BZA Case 19505, raised the question of who needs to be listed as authorized parties to act on behalf of ANC 6A in the letter that the ANC sends. There is a previous letter and Mr. Alcorn requested that the same parties be authorized. Mr. Greenfield noted that the specifics of the letter are at the discretion of the ANC Chairman, and that a separate motion would not be required to include the same parties as previously authorized.

Next Scheduled ED&Z Committee Meeting
Wednesday, April 19, 2017
7:00 -9:00 pm
640 10th Street NE
Sherwood Recreation Center, 2nd Floor



Committee Reports Economic Development and Zoning Committee



May XX, 2017

Mr. Clifford Moy
Secretary of the Board of Zoning Adjustment
Board of Zoning Adjustment
441 4th St. NW, Suite 210
Washington, DC 20001

Re: Appeal Concerning Building Permits B1307755 for Construction at 1511 A Street. NE

Dear Mr. Moy,

At a regularly scheduled and properly noticed meeting on May 11th, 2017¹, our Commission voted X-X-X (with 5 Commissioners required for a quorum) to oppose the appeal of the developer of 1511 A Street NE to the Notice of Intent to Revoke letter that was issued by DCRA. This action is consistent with ANC 6A's long-standing opposition to a building permit being issued for the current plans for this building:

1. The issuance of permit B1307755 which authorizes the construction of a C-2-A zoned apartment building at 1511 A Street NE despite the fact that the applicable zoning was R-4 at the time of permit issuance;
2. The refusal of the Zoning Administrator and the Code Official at DCRA, despite prompt and repeated notice and abundant evidence the permit's incorrect zoning designation, to revoke permit B1307755.

Please be advised that Brad Greenfield, Brian Alcorn, Nick Alberti, ANC 6A08 Commissioner Calvin Ward and ANC 6A Chair Phil Toomajian are authorized to act on behalf of ANC 6A for the purposes of this case. I can be contacted at philanc6a@gmail.com and Mr. Greenfield can be contacted at brad.greenfield@gmail.com.

On Behalf of the Commission,

Phil Toomajian
Chair, Advisory Neighborhood Commission 6A

¹ ANC 6A meetings are advertised electronically on the anc6a-announce@yahoogroups.com, anc-6a@yahoogroups.com, and newhilleast@yahoogroups.com, at www.anc6a.org, and through print advertisements in the Hill Rag.



Committee Reports Economic Development and Zoning Committee



May XX, 2017

Ms. Marnique Heath, AIA Chair
Historic Preservation Review Board
Office of Planning
1100 Fourth Street, SW, Suite E650
Washington, DC 20024

Re: HPA-296 (210 10th Street, NE)

Dear Ms. Heath,

At a regularly scheduled and properly noticed meeting on May 11, 2017¹, our Commission voted X-X-X (with 5 Commissioners required for a quorum) to support the design of the proposed rear addition and demolition of an existing garage at 210 10th Street, NE. The design has taken measures to ensure that the addition is not visible from the street, and it will not disrupt the historic character of the neighborhood.

Please be advised that Brad Greenfield and I are authorized to act on behalf of ANC 6A for the purposes of this case. I can be contacted at philanc6a@gmail.com and Mr. Greenfield can be contacted at brad.greenfield@gmail.com.

On Behalf of the Commission,

Phil Toomajian
Chair, Advisory Neighborhood Commission 6A

¹ ANC 6A meetings are advertised electronically on the anc6a-announce@yahoogroups.com, anc-6a@yahoogroups.com, and newhilleast@yahoogroups.com, at www.anc6a.org, and through print advertisements in the Hill Rag.